

# JOURNAL OF THE HOUSE OF REPRESENTATIVES

## CONGRESS OF THE UNITED STATES

Begun and held at the Capitol, in the City of Washington, in the District of Columbia, on Tuesday, the fourth day of January, in the year of our Lord two thousand and seven, being the *first session* of the ONE HUNDRED TENTH CONGRESS, held under the Constitution of the United States, and in the two hundred and thirty first year of the independence of the United States.

**THURSDAY, JANUARY 4, 2007 (1)**

¶1.1 CALL OF THE ROLL

On which day, being the day fixed by the 20th Amendment to the Constitution of the United States and Public Law 109-447, Mrs. Karen L. Haas, Clerk of the House of Representatives, pursuant to 2 United States Code 26, at 12 o'clock noon, called the House to order and announced a call by states of the roll, by electronic device, of the Representatives-elect whose credentials had been received, when the following Representatives-elect responded:

¶1.2 [Roll No. 1]

ANSWERED "PRESENT"—435

		<b>COLORADO</b>			<b>LOUISIANA</b>		
		DeGette	Perlmutter	Udall	Alexander	Jefferson	Melancon
		Lamborn	Salazar		Baker	Jindal	
		Musgrave	Tancredo		Boustany	McCrery	
			<b>CONNECTICUT</b>			<b>MAINE</b>	
		Courtney	Larson	Shays	Allen	Michaud	
		DeLauro	Murphy			<b>MARYLAND</b>	
			<b>DELAWARE</b>		Bartlett	Hoyer	Van Hollen
			Castle		Cummings	Ruppersberger	Wynn
			<b>FLORIDA</b>		Gilchrest	Sarbanes	
		Bilirakis	Diaz-Balart, M.	Miller		<b>MASSACHUSETTS</b>	
		Boyd	Feeney	Putnam	Capuano	Markey	Olver
		Brown, Corrine	Hastings	Ros-Lehtinen	Delahunt	McGovern	Tierney
		Brown-Waite,	Keller	Stearns	Frank	Meehan	
		Ginny	Klein	Wasserman	Lynch	Neal	
		Buchanan	Mack	Schultz		<b>MICHIGAN</b>	
		Castor	Mahoney	Weldon		Kildee	Miller
		Crenshaw	Meek	Wexler	Camp	Kilpatrick	Rogers
		Diaz-Balart, L.	Mica	Young	Conyers	Dingell	Stupak
			<b>GEORGIA</b>		Ehlers	Knollenberg	Upton
		Barrow	Kingston	Price	Hoekstra	Levin	Walberg
		Bishop	Lewis	Scott		McCotter	
		Deal	Linder	Westmoreland		<b>MINNESOTA</b>	
		Gingrey	Marshall		Bachmann	McCollum	Ramstad
		Johnson	Norwood		Ellison	Oberstar	Walz
			<b>HAWAII</b>		Kline	Peterson	
		Abercrombie	Hirono			<b>MISSISSIPPI</b>	
			<b>IDAHO</b>		Pickering	Thompson	
			Simpson		Taylor	Wicker	
			<b>ILLINOIS</b>			<b>MISSOURI</b>	
		Bean	Hastert	Roskam	Akin	Clay	Graves
		Biggart	Jackson	Rush	Blunt	Cleaver	Hulshof
		Costello	Johnson	Schakowsky	Carnahan	Emerson	Skelton
		Davis	Kirk	Shimkus		<b>MONTANA</b>	
		Emanuel	LaHood	Weller		Rehberg	
		Gutierrez	Lipinski			<b>NEBRASKA</b>	
		Hare	Manzullo		Fortenberry	Smith	Terry
			<b>INDIANA</b>			<b>NEVADA</b>	
		Burton	Donnelly	Pence	Berkley	Heller	Porter
		Buyer	Ellsworth	Souder		<b>NEW HAMPSHIRE</b>	
		Carson	Hill	Visclosky		Shea-Porter	
			<b>IOWA</b>			<b>NEW JERSEY</b>	
		Boswell	King	Loeb sack		Andrews	Saxton
		Brale y	Latham			Ferguson	Sires
			<b>KANSAS</b>			Frelinghuysen	Smith
		Boyda	Moran			Garrett	
		Moore	Tiahrt			Holt	
			<b>KENTUCKY</b>			<b>NEW MEXICO</b>	
		Chandler	Lewis	Whitfield		Udall	Wilson
		Davis	Rogers	Yarmuth	Pearce		

NEW YORK

Ackerman	Hinchey	Nadler
Arcuri	Israel	Rangel
Bishop	King	Reynolds
Clarke	Kuhl	Serrano
Crowley	Lowe	Slaughter
Engel	Maloney	Towns
Fossella	McCarthy	Velázquez
Gillibrand	McHugh	Walsh
Hall	McNulty	Weiner
Higgins	Meeks	

NORTH CAROLINA

Butterfield	Jones	Price
Coble	McHenry	Shuler
Etheridge	McIntyre	Watt
Foxx	Miller	
Hayes	Myrick	

NORTH DAKOTA

Pomeroy

OHIO

Boehner	Kaptur	Schmidt
Chabot	Kucinich	Space
Gillmor	LaTourette	Sutton
Hobson	Pryce	Tiberi
Jones	Regula	Turner
Jordan	Ryan	Wilson

OKLAHOMA

Boren	Fallin	Sullivan
Cole	Lucas	

OREGON

Blumenauer	Hooley	Wu
DeFazio	Walden	

PENNSYLVANIA

Altmire	Gerlach	Pitts
Brady	Holden	Platts
Carney	Kanjorski	Schwartz
Dent	Murphy, Patrick	Sestak
Doyle	Murphy, Tim	Shuster
English	Murtha	
Fattah	Peterson	

RHODE ISLAND

Kennedy	Langevin	
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SOUTH CAROLINA

Barrett	Clyburn	Spratt
Brown	Inglis	Wilson

SOUTH DAKOTA

Herseth

TENNESSEE

Blackburn	Davis, David	Gordon
Cohen	Davis, Lincoln	Tanner
Cooper	Duncan	Wamp

TEXAS

Barton	Granger	McCaul
Brady	Green, Al	Neugebauer
Burgess	Green, Gene	Ortiz
Carter	Hall	Paul
Conaway	Hensarling	Poe
Cuellar	Hinojosa	Reyes
Culberson	Jackson-Lee	Rodriguez
Doggett	Johnson, E.B.	Sessions
Edwards	Johnson, Sam	Smith
Gohmert	Lampson	Thornberry
Gonzalez	Marchant	

UTAH

Bishop	Cannon	Matheson
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VERMONT

Welch

VIRGINIA

Boucher	Drake	Moran
Cantor	Forbes	Scott
Davis, Jo Ann	Goode	Wolf
Davis, Tom	Goodlatte	

WASHINGTON

Baird	Larsen	Reichert
Dicks	McDermott	Smith
Hastings	McMorris	
Inlee	Rodgers	

WEST VIRGINIA

Capito	Mollohan	Rahall
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WISCONSIN

Baldwin	Moore	Ryan
Kagen	Obey	Sensenbrenner
Kind	Petri	

WYOMING

Cubin

The roll having been completed, the Clerk announced 435 Representatives-elect had been recorded, a quorum.

1.3 CREDENTIALS OF DELEGATES-ELECT AND RESIDENT COMMISSIONER-ELECT

The Clerk made the following statement: "The Chair will state that the credentials regular in form have been received showing the election of the Honorable Luis G. Fortuno as Resident Commissioner of the Commonwealth of Puerto Rico for the term of 4 years beginning January 3, 2005; the election of the Honorable Eleanor Holmes Norton as Delegate from the District of Columbia; the election of the Honorable Donna M. Christensen as Delegate from the Virgin Islands; the election of the Honorable Eni F. H. Faleomavaega as Delegate from American Samoa; and the election of the Honorable Madeleine Z. Bordallo as Delegate from Guam."

1.4 ELECTION OF THE SPEAKER

Mr. EMANUEL nominated Ms. Nancy Pelosi, a Member-elect from the 8th District of the State of California.

Mr. PUTNAM nominated Mr. John A. Boehner, a Member-elect from the 8th District of the State of Ohio.

The Clerk then appointed Ms. MILLENDER-MCDONALD, Mr. EHLERS, Ms. KAPTUR, Ms. ROS-LEHTINEN tellers to canvass the vote on the election of the Speaker.

Whereupon, the House proceeded to vote for a Speaker.

1.5 [Roll No. 2]

Pelosi—233

Abercrombie	Clyburn	Gordon
Ackerman	Cohen	Green, Al
Allen	Conyers	Green, Gene
Altmire	Cooper	Grijalva
Andrews	Costa	Gutierrez
Arcuri	Costello	Hall (NY)
Baca	Courtney	Hare
Baird	Cramer	Harman
Baldwin	Crowley	Hastings (FL)
Barrow	Cuellar	Herseth
Bean	Cummings	Higgins
Becerra	Davis (AL)	Hill
Berkley	Davis (CA)	Hinchey
Berman	Davis (IL)	Hinojosa
Berry	Davis, Lincoln	Hirono
Bishop (GA)	DeFazio	Hodes
Bishop (NY)	DeGette	Holden
Blumenauer	Delahunt	Holt
Boren	DeLauro	Honda
Boswell	Dicks	Hooley
Boucher	Dingell	Hoyer
Boyd (FL)	Doggett	Inslee
Boya (KS)	Donnelly	Israel
Brady (PA)	Doyle	Jackson (IL)
Braley (IA)	Edwards	Jackson-Lee
Brown, Corrine	Ellison	(TX)
Butterfield	Ellsworth	Jefferson
Capps	Emanuel	Johnson (GA)
Capuano	Engel	Johnson, E. B.
Cardoza	Eshoo	Jones (OH)
Caroahan	Etheridge	Kagen
Carney	Farr	Kanjorski
Carson	Fattah	Kaptur
Castor	Filner	Kennedy
Chandler	Frank (MA)	Kildee
Clarke	Giffords	Kilpatrick
Clay	Gillibrand	Kind
Cleaver	Gonzalez	Klein (FL)

Kucinich	Murphy (CT)	Shea-Porter
Lampson	Murphy, Patrick	Sherman
Langevin	Murtha	Shuler
Lantos	Nadler	Sires
Larsen (WA)	Napolitano	Skelton
Larson (CT)	Neal (MA)	Slaughter
Lee	Oberstar	Smith (WA)
Levin	Obey	Snyder
Lewis (GA)	Olver	Solis
Lipinski	Ortiz	Space
Loebsack	Pallone	Spratt
Lofgren, Zoe	Pascrell	Stark
Lowe	Pastor	Stupak
Lynch	Payne	Sutton
Mahoney (FL)	Pelosi	Tanner
Maloney (NY)	Perlmutter	Tauscher
Markey	Peterson (MN)	Taylor
Marshall	Pomeroy	Thompson (CA)
Matheson	Price (NC)	Thompson (MS)
Matsui	Rahall	Tierney
McCarthy (NY)	Rangel	Towns
McCollum (MN)	Reyes	Udall (CO)
McDermott	Rodriguez	Udall (NM)
McGovern	Ross	Van Hollen
McIntyre	Rothman	Velázquez
McNerney	Royal-Allard	Visclosky
McNulty	Ruppersberger	Walz (MN)
Meehan	Rush	Wasserman
Meek (FL)	Ryan (OH)	Schultz
Meeks (NY)	Salazar	Waters
Melancon	Sánchez, Linda	Watson
Michaud	T.	Watt
Millender-McDonald	Sanchez, Loretta	Waxman
Miller (NC)	Sarbanes	Weiner
Miller, George	Schakowsky	Welch (VT)
Mitchell	Schiff	Wexler
Mollohan	Schwartz	Wilson (OH)
Moore (KS)	Scott (GA)	Woolsey
Moore (WI)	Scott (VA)	Wu
Moran (VA)	Serrano	Wynn
	Sestak	Yarmuth

Boehner—202

Aderholt	English (PA)	Lucas
Akin	Everett	Lungren, Daniel
Alexander	Fallin	E.
Bachmann	Feeney	Mack
Bachus	Ferguson	Manzullo
Baker	Flake	Marchant
Barrett (SC)	Forbes	McCarthy (CA)
Bartlett (MD)	Fortenberry	McCaul (TX)
Barton (TX)	Fossella	McCotter
Biggart	Foxx	McCrery
Bilbray	Franks (AZ)	McHenry
Bilirakis	Frelinghuysen	McHugh
Bishop (UT)	Gallely	McKeon
Blackburn	Garrett (NJ)	McMorris
Blunt	Gerlach	Rodgers
Boehner	Gilchrest	Mica
Bonner	Gillmor	Miller (FL)
Bono	Gingrey	Miller (MI)
Boozman	Gohmert	Miller, Gary
Boustany	Goode	Moran (KS)
Brady (TX)	Goodlatte	Murphy, Tim
Brown (SC)	Granger	Musgrave
Brown-Waite,	Graves	Myrick
Ginny	Hall (TX)	Neugebauer
Buchanan	Hastert	Norwood
Burgess	Hastings (WA)	Nunes
Burton (IN)	Hayes	Paul
Buyer	Heller	Pearce
Calvert	Hensarling	Pence
Camp (MI)	Herger	Peterson (PA)
Campbell (CA)	Hobson	Petri
Cannon	Hoekstra	Pickering
Cantor	Hulshof	Pitts
Capito	Hunter	Platts
Carter	Inglis (SC)	Poe
Castle	Issa	Porter
Chabot	Jindal	Price (GA)
Coble	Johnson (IL)	Pryce (OH)
Cole (OK)	Johnson, Sam	Putnam
Conaway	Jones (NC)	Radanovich
Crenshaw	Jordan	Ramstad
Cubin	Keller	Regula
Culberson	King (IA)	Rehberg
Davis (KY)	King (NY)	Reichert
Davis, David	Kingston	Renzi
Davis, Jo Ann	Kirk	Reynolds
Davis, Tom	Kline (MN)	Rogers (AL)
Deal (GA)	Knollenberg	Rogers (KY)
Dent	Kuhl (NY)	Rogers (MI)
Diaz-Balart, L.	LaHood	Rohrabacher
Diaz-Balart, M.	Lamborn	Ros-Lehtinen
Doolittle	Latham	Roskam
Drake	LaTourette	Royce
Dreier	Lewis (CA)	Ryan (WI)
Duncan	Lewis (KY)	Sali
Ehlers	Linder	Saxton
Emerson	LoBiondo	Schmidt

Sensenbrenner	Sullivan	Weldon (FL)
Sessions	Tancredo	Weller
Shadegg	Terry	Westmoreland
Shays	Thornberry	Whitfield
Shimkus	Tiahrt	Wicker
Shuster	Tiberi	Wilson (NM)
Simpson	Turner	Wilson (SC)
Smith (NE)	Upton	Wolf
Smith (NJ)	Walberg	Young (AK)
Smith (TX)	Walden (OR)	Young (FL)
Souder	Walsh (NY)	
Stearns	Wamp	

## ¶1.6

The roll having been completed, the Clerk announced that the tellers had reached an agreement that the total number of votes cast were 435, of which number Ms. Nancy PELOSI received 233; Mr. John A. BOEHNER received 202. Ms. Nancy PELOSI of California, having received 233 votes, being the largest number cast for any Member-elect and a majority of the whole number of votes cast, was declared by the Clerk to have been duly elected Speaker of the House of Representatives for the One Hundred Tenth Congress.

The Clerk announced the appointment of Messrs. BOEHNER, HOYER, CLYBURN, BLUNT, EMANUEL, PUTNAM, LARSON of Connecticut, and MCCOTTER, and the Members of the California delegation Messrs. STARK, George MILLER, WAXMAN, LEWIS, DREIER, HUNTER, LANTOS, BERMAN, GALLEGLY, HERGER, ROHRBACHER, DOOLITTLE, Ms. WATERS, Messrs. BECERRA, CALVERT, Ms. ESHOO, Messrs. FILNER, MCKEON, Ms. ROYBAL-ALLARD, Mr. ROYCE, Ms. WOOLSEY, Mr. FARR, Ms. Zoe LOFGREN, Mr. RADANOVICH, Ms. MILLENDER-MCDONALD, Mr. SHERMAN, Ms. Loretta SANCHEZ, Ms. TAUSCHER, CAPPS, BONO, Ms. LEE, Mr. Gary G. MILLER, Mrs. NAPOLITANO, Messrs. THOMPSON, BACA, Ms. HARMAN, Mrs. DAVIS, Messrs. HONDA, ISSA, SCHIFF, Ms. SOLIS, WATSON, Messrs. CARDOZA, NUNES, Ms. Linda T. SANCHEZ, Messrs. LUNGREN, COSTA, Ms. MATSUI, Messrs. CAMPBELL, BILBRAY, MCCARTHY, and MCNERNEY, to escort the Speaker-elect to the Chair.

The SPEAKER-elect was escorted to the Chair by said committee and, following an introduction by Mr. BOEHNER, addressed the House as follows:

"Thank you, Leader BOEHNER. Thank you, my colleagues. Mr. Speaker. Mr. Speakers.

"I accept this gavel in the spirit of partnership, not partisanship, and I look forward to working with you, Mr. BOEHNER, and the Republicans in the Congress for the good of the American people.

"After giving this gavel away in the last two Congresses, I am glad someone else has the honor today.

"In this House, we may be different parties, but we serve one country, and our pride and our prayers are united behind our men and women in uniform. They are working together to protect the American people; and in this Congress, we must work together to build a future worthy of their sacrifice.

"In this hour, we need and pray for the character, courage, and civility of a former Member of this House, Presi-

dent Ford. He healed the country when it needed healing. This is another time, another war, and another trial of American will, imagination, and spirit. Let us honor his memory not just in eulogy, but in dialogue and trust across the aisle.

"I want to join Leader BOEHNER in expressing our condolences and our appreciation to Mrs. Ford and to the entire Ford family for their decades of leadership and service to our country.

"With today's convening of the 110th Congress, we begin anew. I congratulate all Members of Congress on your election. I especially want to congratulate our new Members of Congress. Let's hear it for our new Members.

"The genius of our Founders was that every 2 years, new Members would bring to this House their spirit of renewal and hope for the American people. This Congress is reinvigorated, new Members, by your optimism and your idealism and your commitment to our country. Let us acknowledge your families whose support have made your leadership possible today.

"Each of us brings to this Congress our shared values, our commitment to the Constitution, and our personal experience. My path to Congress and to the speakership began in Baltimore where my father was the mayor. I was raised in a large family that was devoutly Catholic, deeply patriotic, very proud of our Italian-American heritage, and staunchly Democratic. My parents taught us that public service was a noble calling, and that we had a responsibility to help those in need.

"My parents worked on the side of the angels, and now they are with them.

"But I am so happy that my brother, Tommy D'Alesandro, who was also a mayor of Baltimore, is here leading the D'Alesandro family from Baltimore today. He is sitting right up there with Tony Bennett.

"Forty-three years ago, Paul Pelosi and I were married. We raised our five children in San Francisco where Paul was born and raised. I want to thank Paul and our five children, Nancy Corrine, Christine, Jacqueline, Paul, Jr., and Alexandra, and our magnificent grandchildren, for their love, for their support, and the confidence they gave me to go from the kitchen to the Congress.

"And I thank my constituents in San Francisco and to the State of California for the privilege of representing them in Congress. St. Francis of Assisi is our city's patron saint, and his prayer of St. Francis is our city's anthem: Lord, make me a channel of thy peace; where there is darkness may we bring light, where there is hatred may we bring love, and where there is despair, may we bring hope.

"Hope, that is what America is about. And it is in that spirit that I serve in the Congress of the United States.

"And today, I thank my colleagues. By electing me Speaker, you have brought us closer to the ideal of equal-

ity that is America's heritage and America's hope.

"This is a historic moment, and I thank the leader for acknowledging it. Thank you, Mr. BOEHNER. It is a historic moment for the Congress, and it is a historic moment for the women of America.

"It is a moment for which we have waited for over 200 years. Never losing faith, we waited through the many years of struggle to achieve our rights. But women were not just waiting; women were working. Never losing faith, we worked to redeem the promise of America that all men and women are created equal. For our daughters and our granddaughters, today we have broken the marble ceiling. For our daughters and our granddaughters, the sky is the limit. Anything is possible for them.

"The election of 2006 was a call to change, not merely to change the control of Congress, but for a new direction for our country. Nowhere were the American people more clear about the need for a new direction than in the war in Iraq.

"The American people rejected an open-ended obligation to a war without end. Shortly, President Bush will address the Nation on the subject of Iraq. It is the responsibility of the President to articulate a new plan for Iraq that makes it clear to the Iraqis that they must defend their own streets and their own security, a plan that promotes stability in the region and a plan that allows us to responsibly redeploy our troops.

"Let us work together to be the Congress that rebuilds our military to meet the national security challenges of the 21st century.

"Let us be the Congress that strongly honors our responsibility to protect the American people from terrorism.

"Let us be the Congress that never forgets our commitment to our veterans and our first responders, always honoring them as the heroes that they are.

"The American people also spoke clearly for a new direction here at home. They desire a new vision, a new America built on the values that have made our country great.

"Our Founders envisioned a new America driven by optimism, opportunity, and courage. So confident were they in the America that they were advancing that they put on the seal, the great seal of the United States: 'Novus ordo seclorum,' a new order for the centuries. Centuries; they spoke of the centuries. They envisioned America as a just and good place, as a fair and efficient society, as a source of hope and opportunity for all.

"This vision has sustained us for over 200 years, and it accounts for what is best in our great Nation: liberty, opportunity, and justice.

"Now it is our responsibility to carry forth that vision of a new America into the 21st century. A new America that seizes the future and forges 21st-century solutions through discovery, creativity, and innovation, sustaining our

economic leadership and ensuring our national security. A new America with a vibrant and strengthened middle class for whom college is affordable, health care is accessible, and retirement reliable. A new America that declares our energy independence, promotes domestic sources of renewable energy, and combats climate change. A new America that is strong, secure, and a respected leader among the community of nations.

"And the American people told us they expected us to work together for fiscal responsibility, with the highest ethical standards and with civility and bipartisanship.

"After years of historic deficits, this 110th Congress will commit itself to a higher standard: pay-as-you-go, no new deficit spending. Our new America will provide unlimited opportunity for future generations, not burden them with mountains of debt.

"In order to achieve our new America for the 21st century, we must return this House to the American people. So our first order of business is passing the toughest congressional ethics reform in history. This new Congress doesn't have 2 years or 200 days. Let us join together in the first 100 hours to make this Congress the most honest and open Congress in history. 100 hours.

"This openness requires respect for every voice in the Congress. As Thomas Jefferson said, "Every difference of opinion is not a difference of principle." My colleagues elected me to be Speaker of the House, the entire House. Respectful of the vision of our Founders, the expectation of our people, and the great challenges that we face, we have an obligation to reach beyond partisanship to work for all Americans.

"Let us stand together to move our country forward, seeking common ground for the common good. We have made history; now let us make progress for the American people.

"May God bless our work, and may God bless America."

#### ¶1.7 OATH OF OFFICE—SPEAKER-ELECT

At the request of the Speaker-elect the oath of office was then administered to her by Mr. John D. DINGELL, Dean of the House.

#### ¶1.8 OATH OF OFFICE—MEMBERS-ELECT, DELEGATES-ELECT, RESIDENT COMMISSIONER-ELECT

The SPEAKER said: "According to precedent, the Chair will swear in the Members-elect en masse. The Members will rise. The Chair will now administer the oath of office."

The Members-elect, Delegates-elect and Resident Commissioner-elect, then rose in their places and took the oath of office prescribed by law.

#### ¶1.9 SELECTION OF MAJORITY AND MINORITY LEADERS

Mr. EMANUEL notified the House of the selection of the Democratic Caucus of Mr. HOYER as Majority Leader.

Mr. PUTNAM notified the House of the selection by the Republican Con-

ference of Mr. BOEHNER as Minority Leader.

#### ¶1.10 SELECTION OF MAJORITY AND MINORITY WHIPS

Mr. EMANUEL notified the House of the selection of Mr. CLYBURN as Majority Whip.

Mr. PUTNAM notified the House of the selection of Mr. BLUNT as Minority Whip.

#### ¶1.11 ORGANIZATIONAL RESOLUTION - ELECTION OF OFFICERS

Mr. LARSON of Connecticut, submitted the following privileged resolution (H. Res. 1):

*Resolved*, That Karen L. Haas of the State of Maryland, be, and is hereby, chosen Clerk of the House of Representatives;

That Wilson S. Livingood of the Commonwealth of Virginia be, and is hereby, chosen Sergeant at Arms of the House of Representatives;

That James M. Eagen, III, of the Commonwealth of Pennsylvania be, and is hereby, chosen Chief Administrative Officer of the House of Representatives; and

That Father Daniel P. Coughlin of the State of Illinois, be, and is hereby, chosen Chaplain of the House of Representatives.

When said resolution was considered.

Mr. PUTNAM demanded that the resolution be divided for a separate vote on the nominee for Chaplain of the House.

The resolution was divided.

The Reverend Daniel P. Coughlin of the State of Illinois was elected Chaplain of the House of Representatives.

Mr. PUTNAM then submitted the following substitute for the remainder of the resolution:

Strike all after the resolved clause and insert:

That Paula Nowakowski of the State of Michigan be, and is hereby, chosen Clerk of the House of Representatives;

That Seth O. Webb of the Commonwealth of Massachusetts be, and is hereby, chosen Sergeant at Arms of the House of Representatives; and

That Brian Gaston of the State of Ohio be, and is hereby, chosen Chief Administrative Officer of the House of Representatives.

The substitute was not agreed to.

The question being put, viva voce,

Will the House agree to the remainder of said resolution?

The SPEAKER announced that the yeas had it.

So the remainder of said resolution was agreed to.

Whereupon, Karen L. Haas, Clerk; Wilson Livingood, Sergeant at Arms; Jay Eagen, Chief Administrative Officer; and the Reverend Daniel P. Coughlin, Chaplain; presented themselves at the bar of the House and took the oath of office prescribed by law.

#### ¶1.12 NOTIFICATION OF THE SENATE OF ORGANIZATION OF THE HOUSE

Mr. HOYER, submitted the following privileged resolution, which was considered and agreed to (H. Res. 2):

*Resolved*, That the Senate be informed that a quorum of the House of Representatives has assembled; that Nancy Pelosi, a Representative from the State of California, has been elected Speaker; and Karen L. Haas, a

citizen of the State of Maryland, has been elected Clerk of the House of Representatives of the One Hundred Tenth Congress.

#### ¶1.13 COMMITTEE TO NOTIFY THE PRESIDENT OF THE UNITED STATES OF THE ASSEMBLY OF THE CONGRESS

Mr. HOYER, submitted the following privileged resolution, which was considered and agreed to (H. Res. 3):

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

The SPEAKER, pursuant to the foregoing resolution, announced the appointment of Messrs. HOYER and BOEHNER as members of the committee on the part of the House to join a like committee on the part of the Senate to notify the President of the United States that a quorum of each House has been assembled and that the Congress is ready to receive any communication that he may be pleased to make.

#### ¶1.14 NOTIFICATION TO THE PRESIDENT OF ELECTION OF CERTAIN OFFICERS

Mr. DINGELL, submitted the following resolution, which was considered and agreed to (H. Res. 4):

*Resolved*, That the Clerk be instructed to inform the President of the United States that the House of Representatives has elected Nancy Pelosi, a Representative from the State of California, Speaker; and Karen L. Haas, a citizen of the State of Maryland, Clerk of the House of Representatives of the One Hundred Tenth Congress.

#### ¶1.15 PROVIDING FOR THE CONSIDERATION OF H. RES. 6

Ms. SLAUGHTER, submitted the following privileged resolution (H. Res. 5):

*Resolved*, That upon the adoption of this resolution it shall be in order to consider in the House the resolution (H. Res. 6) adopting the Rules of the House of Representatives for the One Hundred Tenth Congress. The resolution shall be considered as read. The previous question shall be considered as ordered on the resolution to its adoption without intervening motion or demand for division of the question except as specified in sections 2 through 4 of this resolution.

SEC. 2. The question of adopting the resolution shall be divided among five parts, to wit: each of its five titles. The portion of the divided question comprising title I shall be debatable for 30 minutes, equally divided and controlled by the majority leader and the minority leader or their designees. The portion of the divided question comprising title II shall be debatable for 60 minutes, equally divided and controlled by the majority leader and the minority leader or their designees. The portion of the divided question comprising title III shall be debatable for 60 minutes, equally divided and controlled by the majority leader and the minority leader or their designees. The portion of the divided question comprising title IV shall be debatable for 60 minutes, equally divided and controlled by the majority leader and the minority leader or their designees. The portion of the divided question comprising title V shall be debatable for 10 minutes, equally divided and controlled by the majority leader and the minority leader or their designees.



Each portion of the divided question shall be disposed of in the order stated.

SEC. 3. Pending the question of adopting the final portion of the divided question, it shall be in order to move that the House commit the resolution to a select committee with or without instructions. The previous question shall be considered as ordered on the motion to commit to its adoption without intervening motion.

SEC. 4. During consideration of House Resolution 6 pursuant to this resolution, notwithstanding the operation of the previous question, the Chair may postpone further consideration of the resolution to a time designated by the Speaker.

When said resolution was considered. After debate,

Ms. SLAUGHTER moved the previous question on the resolution to its adoption or rejection.

The question being put,

Will the House now order the previous question on said resolution?

Mr. DREIER demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

¶1.16 MEMBERS-ELECT SWORN IN

Mr. GOHMERT of the 1st District of Texas, Mr. Mike ROGERS of the 8th District of Michigan, and Mr. MORAN of the 1st District of Kansas, appeared at the bar of the House and took the oath of office prescribed by law.

The vote was taken by electronic device.

It was decided in the { Yeas ..... 222 affirmative ..... } Nays ..... 197

¶1.17 [Roll No. 3]

YEAS—222

- Abercrombie Cuellar Holden
Ackerman Cummings Holt
Allen Davis (AL) Honda
Altmiere Davis (CA) Hooley
Andrews Davis (IL) Hoyer
Arcuri Davis, Lincoln Israel
Baca DeFazio Jackson (IL)
Baird DeGette Jackson-Lee
Baldwin Delahunt (TX)
Barrow DeLauro Jefferson
Becerra Dicks Johnson (GA)
Berkley Dingell Kagen
Berman Doggett Kaptur
Berry Donnelly Kennedy
Bishop (GA) Doyle Kildee
Bishop (NY) Edwards Kilpatrick
Blumenauer Ellison Kind
Boren Ellsworth Klein (FL)
Boswell Emanuel Kucinich
Boucher Engel Lampson
Boyd (FL) Eshoo Langevin
Boyd (KS) Etheridge Lantos
Brady (PA) Farr Larsen (WA)
Brady (IA) Fattah Larson (CT)
Brown, Corrine Filner Lee
Butterfield Frank (MA) Levin
Capps Giffords Lewis (GA)
Cardoza Gillibrand Lipinski
Carnahan Gonzalez Loeb sack
Carney Gordon Loftgren, Zoe
Carson Green, Al Lowey
Castor Green, Gene Mahoney (FL)
Chandler Grijalva Maloney (NY)
Clarke Gutierrez Markey
Clay Hall (NY) Marshall
Cleaver Hare Matheson
Clyburn Harman Matsui
Cohen Hastings (FL) McCarthy (NY)
Conyers Hereth McCollum (MN)
Cooper Higgins McDermott
Costa Hill McGovern
Costello Hill Hinchey McIntyre
Courtney Hinojosa McNerney
Cramer Hirono McNulty
Crowley Hodes Meehan

- Meek (FL)
Meeks (NY)
Melancon
Michaud
Millender-
McDonald
Miller (NC)
Miller, George
Mitchell
Mollohan
Moore (KS)
Moore (WI)
Moran (VA)
Murphy (CT)
Murphy, Patrick
Murtha
Napolitano
Neal (MA)
Oberstar
Obey
Olver
Ortiz
Pallone
Pascrell
Pastor
Payne
Pelosi
Perlmutter
Peterson (MN)
Pomeroy
Price (NC)
Rangel
Reyes
Rodriguez
Ross
Rothman
Roybal-Allard
Ruppersberger
Rush
Salazar
Sanchez, Linda T.
Sanchez, Loretta
Sarbanes
Schakowsky
Schiff
Schwartz
Scott (GA)
Scott (VA)
Serrano
Sestak
Sherman
Shuler
Sires
Skelton
Slaughter
Smith (WA)
Snyder
Solis
Space
Spratt
Stark
Stupak
Sutton
Tanner
Tauscher
Taylor
Thompson (CA)
Thompson (MS)
Tierney
Towns
Udall (CO)
Udall (NM)
Van Hollen
Velázquez
Visclosky
Walz (MN)
Wasserman
Schultz
Waters
Watson
Watt
Waxman
Weiner
Welch (VT)
Wexler
Wilson (OH)
Woolsey
Wu
Wynn
Yarmuth

NAYS—197

- Aderholt
Akin
Alexander
Bachmann
Bachus
Baker
Barrett (SC)
Bartlett (MD)
Barton (TX)
Biggart
Bilbray
Bilirakis
Bishop (UT)
Blackburn
Blunt
Boehner
Bonner
Bono
Boozman
Boustany
Brady (TX)
Brown-Waite,
Ginny
Buchanan
Burgess
Burton (IN)
Calvert
Camp (MI)
Campbell (CA)
Cannon
Cantor
Capito
Carter
Castle
Chabot
Coble
Cole (OK)
Conaway
Crenshaw
Cubin
Culberson
Davis (KY)
Davis, David
Davis, Jo Ann
Davis, Tom
Deal (GA)
Dent
Diaz-Balart, L.
Diaz-Balart, M.
Doolittle
Drake
Dreier
Duncan
Ehlers
Emerson
English (PA)
Everett
Fallin
Feehey
Ferguson
Flake
Forbes
Fortenberry
Fossella
Foxy
Franks (AZ)
Frelinghuysen
Gallegly
Garrett (NJ)
Gilchrest
Gingrey
Gohmert
Goode
Goodlatte
Granger
Graves
Hall (TX)
Hastert
Hastings (WA)
Hayes
Heller
Hensarling
Herger
Hobson
Hoekstra
Hulshof
Hunter
Inglis (SC)
Issa
Jindal
Johnson (IL)
Johnson, Sam
Jones (NC)
Jordan
Keller
King (IA)
King (NY)
Kingston
Kirk
Kline (MN)
Knollenberg
Kuhl (NY)
LaHood
LaTham
LaTourette
Lewis (CA)
Lewis (KY)
Linder
LoBiondo
Lucas
Lungren, Daniel E.
Mack
Manzullo
Marchant
McCarthy (CA)
McCaull (TX)
McCotter
McCrary
McHenry
McHugh
McKeon
McMorris
Rodgers
Mica
Miller (FL)
Miller (MI)
Miller, Gary
Moran (KS)
Murphy, Tim
Musgrave
Myrick
Neugebauer
Norwood
Nunes
Paul
Pearce
Pence
Peterson (PA)
Petri
Pickering
Pitts
Platts
Poe
Porter
Price (GA)
Pryce (OH)
Putnam
Radanovich
Ramstad
Regula
Rehberg
Reichert
Renzi
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrabacher
Ros-Lehtinen
Roskam
Royce
Ryan (WI)
Sali
Saxton
Schmidt
Sensenbrenner
Sessions
Shadegg
Shays
Shimkus
Shuster
Simpson
Smith (NE)
Smith (NJ)
Smith (TX)
Souder
Stearns
Sullivan
Tancredo
Terry
Thornberry
Tiahrt
Tiberi
Turner
Upton
Walberg
Walden (OR)
Walsh (NY)
Wamp
Weldon (FL)
Weller
Westmoreland
Whitfield
Wicker
Wilson (NM)
Wilson (SC)
Wolf
Young (AK)
Young (FL)

NOT VOTING—16

- Bean
Brown (SC)
Buyer
Capuano
Gerlach
Gillmor
Inslee
Johnson, E. B.
Jones (OH)
Kanjorski
Lamborn
Lynch
Nadler
Rahall
Ryan (OH)
Shea-Porter

So the previous question was ordered. Mr. DREIER moved to commit the resolution to a select committee composed of the Majority Leader and the Minority Leader with instructions to report back to the House forthwith with only the following amendment:

At the end of the resolution, add the following:

SEC. 5. Notwithstanding any other provision of this resolution, the further amendment in section 6 shall be considered as adopted.

SEC. 6. The amendment referred to in section 5 is as follows:

At the end of title IV, add the following new section:

SEC. 406. KEEPING AMERICANS' TAX DOLLARS SAFE.

At the end of clause 6(c) of rule XIII, strike the period, insert a semicolon, and insert the following:

“(3) A rule or order waiving the requirement of clause 10 of rule XX; or,

“(4) A rule or order waiving the applicability of clause 5(b) or (c) of rule XXI.”

By unanimous consent, the previous question was ordered on the motion to commit with instructions.

The question being put, viva voce,

Will the House commit said resolution with instructions?

The SPEAKER pro tempore, Ms. ESHOO, announced the nays had it.

Mr. DREIER demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The vote was taken by electronic device.

It was decided in the { Yeas ..... 199 negative ..... } Nays ..... 232

¶1.18 [Roll No. 4]

YEAS—199

- Aderholt Chabot Garrett (NJ)
Akin Coble Gerlach
Alexander Cole (OK) Gilchrest
Bachmann Conaway Gillmor
Bachus Crenshaw Gingrey
Baker Cubin Gohmert
Barrett (SC) Culberson Goode
Bartlett (MD) Davis (KY) Goodlatte
Barton (TX) Davis, David Granger
Biggart Davis, Jo Ann Graves
Bilbray Davis, Tom Hall (TX)
Bilirakis Deal (GA) Hastert
Bishop (UT) Dent Hastings (WA)
Blackburn Diaz-Balart, L. Hayes
Blunt Diaz-Balart, M. Heller
Boehner Doolittle Hensarling
Bonner Drake Herger
Bono Dreier Hobson
Boozman Duncan Hoekstra
Boustany Ehlers Hulshof
Brady (TX) Emerson Hunter
Brown-Waite, English (PA) Inglis (SC)
Ginny Everett Issa
Buchanan Fallin Jindal
Burgess Feeney Johnson (IL)
Burton (IN) Ferguson Johnson, Sam
Calvert Flake Jones (NC)
Camp (MI) Forbes Jordan
Campbell (CA) Fortenberry Keller
Cannon Fossella King (IA)
Cantor Foxx King (NY)
Courtney Franks (AZ) Kingston
Cramer Frelinghuysen Kirk
Crowley Hodes Meehan Frelinghuysen Kline (MN)

Knollenberg Norwood Shadegg Scott (VA) Stupak Wasserman Pastor Schwartz Thompson (MS)
Kuhl (NY) Nunes Shays Serrano Paul Schultzt Paul Scott (GA) Tierney
LaHood Paul Shimkus Sestak Payne Scott (VA) Towns
Lamborn Pearce Shuster Shea-Porter Tauscher Watson Perlmutter Serrano Udall (CO)
Latham Pence Simpson Sherman Taylor Watt Peterson (MN) Sestak Udall (NM)
LaTourette Peterson (PA) Shuler Waxman Weiner Pomeroy Shays Van Hollen
Lewis (CA) Petri Smith (NJ) Sires Thompson (MS) Weiner Price (NC) Shea-Porter Velázquez
Lewis (KY) Pickering Smith (TX) Skelton Tierney Towns Rahall Sherman Visclosky
Linder Pitts Souder Slaughter Udall (CO) Udall (NM) Walz (MN)
LoBiondo Platts Stearns Smith (WA) Udall (NM) Wilson (OH) Wasserman
Lucas Poe Sullivan Solis Van Hollen Woolsey Rodriguez Schultz
Lungren, Daniel Porter Tancredo Terry Walz (MN) Wynn Woosey Ross
E. Price (GA) Terry Thornberry Tiahrt Tiberi Turner Wexler
Mack Pryce (OH) Tiahrt Tiberi Turner Wexler
Manzullo Putnam Thornberry Tiahrt Tiberi Turner Wexler
Marchant Radanovich Ramstad Regula Rehberg Reichert Tiahrt Tiberi Turner Wexler
McCarthy (CA) Ramstad Regula Rehberg Reichert Tiahrt Tiberi Turner Wexler
McCaul (TX) Regula Rehberg Reichert Tiahrt Tiberi Turner Wexler
McCotter Rehberg Reichert Tiahrt Tiberi Turner Wexler
McCrery Reichert Tiahrt Tiberi Turner Wexler
McHenry Renzi Walden (OR) Walsh (NY) Wamp Weldon (FL) Weller
McHugh Reynolds Rogers (AL) Rogers (KY) Rogers (MI) Weller
McKeon Rogers (AL) Rogers (KY) Rogers (MI) Weller
McMorris Rogers (KY) Rogers (MI) Weller
Rodgers Rohrabacher Westmoreland Whitfield Wicker
Mica Ros-Lehtinen Roskam Wilson (NM) Wilson (SC) Wolf
Miller (FL) Ros-Lehtinen Roskam Wilson (NM) Wilson (SC) Wolf
Miller (MI) Roskam Wilson (NM) Wilson (SC) Wolf
Miller, Gary Royce
Moran (KS) Ryan (WI) Sali
Murphy, Tim Sali
Musgrave Schmidt
Myrick Sensenbrenner Sessions
Neugebauer Sessions

NAYS—232

Abercrombie Ellsworth Mahoney (FL)
Ackerman Emanuel Maloney (NY)
Allen Engel Markey
Altmire Eshoo Marshall
Andrews Etheridge Matheson
Arcuri Farr Matsui
Baca Fattah McCarthy (NY)
Baird Filner McCollum (MN)
Baldwin McDermott
Barrow Giffords McGovern
Bean Gillibrand McIntyre
Becerra Gonzalez McNeerney
Berkley Gordon McNulty
Berman Green, Al Meehan
Berry Green, Gene Meek (FL)
Bishop (GA) Grijalva Meeks (NY)
Bishop (NY) Gutierrez Melancon
Blumenauer Hall (NY) Michaud
Boren Hare Millender-
Boswell Harman McDonald
Boucher Hastings (FL) Miller (NC)
Boyd (FL) Hersheth Miller, George
Boyd (KS) Higgins Mitchell
Brady (PA) Hill Mollohan
Braley (IA) Hinchey Moore (KS)
Brown, Corrine Hinojosa Moore (WI)
Butterfield Hirono Moran (VA)
Capps Hodes Murphy (CT)
Capuano Holden Murphy, Patrick
Cardoza Holt Murtha
Carnahan Honda Nadler
Carney Hooley Napolitano
Carson Hoyer Neal (MA)
Castor Inslae Oberstar
Chandler Isreal Obey
Clarke Jackson (IL) Olver
Clay Jackson-Lee Ortiz
Cleaver (TX) Pallone
Clyburn Jefferson Pascrell
Cohen Johnson (GA) Pastor
Conyers Johnson, E. B. Payne
Cooper Jones (OH) Perlmutter
Costa Kagen Peterson (MN)
Costello Kanjorski Pomeroy
Courtney Kaptur Price (NC)
Cramer Kennedy Rahall
Crowley Kildee Rangel
Cuellar Kilpatrick Reyes
Cummings Kind Rodriguez
Davis (AL) Klein (FL) Ross
Davis (CA) Kucinich Rothman
Davis (IL) Lampson Roybal-Allard
Davis, Lincoln Langevin Ruppertsberger
DeFazio Lantos Rush
DeGette Larsen (WA) Ryan (OH)
Delahunt Larson (CT) Salazar
DeLauro Lee Sanchez, Linda
Dicks Levin T.
Dingell Lewis (GA) Sanchez, Loretta
Doggett Lipinski Sarbanes
Donnelly Loeb sack Schakowsky
Doyle Lofgren, Zoe Schiff
Edwards Lowey Schwartz
Ellison Lynch Scott (GA)

Scott (VA) Stupak Wasserman Pastor Schwartz Thompson (MS)
Kuhl (NY) Nunes Shays Serrano Paul Schultzt Paul Scott (GA) Tierney
LaHood Paul Shimkus Sestak Payne Scott (VA) Towns
Lamborn Pearce Shuster Shea-Porter Tauscher Watson Perlmutter Serrano Udall (CO)
Latham Pence Simpson Sherman Taylor Watt Peterson (MN) Sestak Udall (NM)
LaTourette Peterson (PA) Shuler Waxman Weiner Pomeroy Shays Van Hollen
Lewis (CA) Petri Smith (NJ) Sires Thompson (MS) Weiner Price (NC) Shea-Porter Velázquez
Lewis (KY) Pickering Smith (TX) Skelton Tierney Towns Rahall Sherman Visclosky
Linder Pitts Souder Slaughter Udall (CO) Udall (NM) Wilson (OH) Wasserman
LoBiondo Platts Stearns Smith (WA) Udall (NM) Wilson (OH) Woolsey Rodriguez Schultz
Lucas Poe Sullivan Solis Van Hollen Wynn Woosey Ross
Lungren, Daniel Porter Tancredo Terry Walz (MN) Wynn Woosey Ross
E. Price (GA) Terry Thornberry Tiahrt Tiberi Turner Wexler
Mack Pryce (OH) Tiahrt Tiberi Turner Wexler
Manzullo Putnam Thornberry Tiahrt Tiberi Turner Wexler
Marchant Radanovich Ramstad Regula Rehberg Reichert Tiahrt Tiberi Turner Wexler
McCarthy (CA) Ramstad Regula Rehberg Reichert Tiahrt Tiberi Turner Wexler
McCaul (TX) Regula Rehberg Reichert Tiahrt Tiberi Turner Wexler
McCotter Rehberg Reichert Tiahrt Tiberi Turner Wexler
McCrery Reichert Tiahrt Tiberi Turner Wexler
McHenry Renzi Walden (OR) Walsh (NY) Wamp Weldon (FL) Weller
McHugh Reynolds Rogers (AL) Rogers (KY) Rogers (MI) Weller
McKeon Rogers (AL) Rogers (KY) Rogers (MI) Weller
McMorris Rogers (KY) Rogers (MI) Weller
Rodgers Rohrabacher Westmoreland Whitfield Wicker
Mica Ros-Lehtinen Roskam Wilson (NM) Wilson (SC) Wolf
Miller (FL) Ros-Lehtinen Roskam Wilson (NM) Wilson (SC) Wolf
Miller (MI) Roskam Wilson (NM) Wilson (SC) Wolf
Miller, Gary Royce
Moran (KS) Ryan (WI) Sali
Murphy, Tim Sali
Musgrave Schmidt
Myrick Sensenbrenner Sessions
Neugebauer Sessions

NOT VOTING—3

Brown (SC) Buyer Saxton

So the motion to commit with instructions was not agreed to.

The question being put, viva voce,

Will the House agree to said resolution?

The SPEAKER pro tempore, Mr. SCOTT of Virginia, announced the yeas had it.

Mr. DREIER demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The vote was taken by electronic device.

It was decided in the affirmative { Yeas ..... 235 Nays ..... 195

1.19 [Roll No. 5]

YEAS—235

Abercrombie DeLauro Kilpatrick
Ackerman Dicks Kind
Allen Dingell Klein (FL)
Altmire Doggett Kucinich
Andrews Donnelly Lampson
Arcuri Doyle Langevin
Baca Edwards Lantos
Baird Ellison Larsen (WA)
Baldwin Ellsworth Larson (CT)
Barrow Emanuel Lee
Bean Engel Levin
Becerra Eshoo Lewis (GA)
Berkley Etheridge Lipinski
Berman Farr Loeb sack
Berry Fattah Lofgren, Zoe
Bishop (GA) Filner Lowey
Bishop (NY) Frank (MA) Lynch
Giffords Mahoney (FL)
Hirono Maloney (NY)
Gillibrand Gillibrand
Gonzalez Gonzalez
Gordon Marshall
Green, Al Green, Al Matheson
Hodes Hodes Meek (FL)
Holt Holt Meek (FL)
Honda Grijalva McCarthy (NY)
Brady (PA) Grijalva Gutierrez
Brady (IA) Gutierrez
Brown, Corrine Hall (NY)
Butterfield Hare
Capps Harman
Capuano Hastings (FL)
Cardoza Hersheth
Carnahan Higgins
Carney Hill
Castor Carney
Carson Hinojosa
Chandler Hirono
Clarke Hodes
Clay Holden
Cleaver Holt
Clyburn Honda
Cohen Hooley
Cohen Hoyer
Conyers Hoyer
Cooper Jones (OH)
Costa Kagen
Costello Kanjorski
Courtney Kaptur
Cramer Kennedy
Crowley Kildee
Cuellar Kilpatrick
Cummings Kind
Davis (AL) Klein (FL)
Davis (CA) Kucinich
Davis (IL) Lampson
Davis, Lincoln Langevin
DeFazio Lantos
DeGette Larsen (WA)
Delahunt Larson (CT)
DeLauro Lee
Dicks Levin
Dingell Lewis (GA)
Doggett Lipinski
Donnelly Loeb sack
Doyle Lofgren, Zoe
Edwards Lowey
Ellison Lynch

Pastor Schwartz Thompson (MS)
Paul Scott (GA) Tierney
Payne Scott (VA) Towns
Perlmutter Serrano Udall (CO)
Peterson (MN) Sestak Udall (NM)
Pomeroy Shays Van Hollen
Price (NC) Shea-Porter Velázquez
Rahall Sherman Visclosky
Rangel Shuler Walz (MN)
Reyes Sires Wasserman
Rodriguez Skelton Schultz
Ross Slaughter
Rothman Smith (WA) Waters
Roybal-Allard Snyder Watson
Ruppertsberger Solis Waxman
Rush Space Wexler
Ryan (OH) Spratt Welch (VT)
Salazar Stark Wexler
Sanchez, Linda Stupak Wilson (OH)
T. Sutton Woosey
Sanchez, Loretta Tanner Wynn
Sarbanes Tauscher Yarmuth
Schakowsky Taylor
Schiff Thompson (CA)

NAYS—195

Aderholt Frelinghuysen Myrick
Akin Gallegly Neugebauer
Alexander Garrett (NJ) Norwood
Bachmann Gerlach Nunes
Bachus Gilchrist Pearce
Baker Gillmor Pence
Barrett (SC) Gingrey Peterson (PA)
Bartlett (MD) Gohmert Petri
Barton (TX) Goode Pickering
Biggart Goodlatte Pitts
Bilbray Granger Platts
Bilirakis Graves Poe
Bishop (UT) Hall (TX) Porter
Blackburn Hastert Price (GA)
Blunt Hastings (WA) Pryce (OH)
Boehner Hayes Putnam
Bonner Heller Radanovich
Bono Hensarling Ramstad
Boozman Herger Regula
Boustany Hobson Rehberg
Brady (TX) Hoekstra Reichert
Brown-Waite, Hulshof Renzi
Ginny Hunter Reynolds
Buchanan Inglis (SC) Rogers (AL)
Burgess Issa Rogers (MI)
Burton (IN) Jindal Rohrabacher
Calvert Johnson (IL) Ros-Lehtinen
Camp (MI) Johnson, Sam Roskam
Campbell (CA) Jordan Royce
Cannon Keller Ryan (WI)
Cantor King (IA) Sali
Capito King (NY) Saxton
Carter Kingston Schmidt
Castle Kirk Sensenbrenner
Chabot Kline (MN) Sessions
Coble Knollenberg Shadegg
Cole (OK) Kuhl (NY) Shimkus
Conaway LaHood Shuster
Crenshaw Lamborn Simpson
Cubin Latham Smith (NE)
Culberson LaTourette Smith (NJ)
Davis (KY) Lewis (CA) Smith (TX)
Davis, David Lewis (KY) Souder
Davis, Jo Ann Linder Stearns
Davis, Tom LoBiondo Sullivan
Deal (GA) Lucas Tancredo
Dent Lungren, Daniel Terry
Diaz-Balart, L. E. Thornberry
Diaz-Balart, M. Mack Tiahrt
Doolittle Manzullo Turner
Drake Marchant Upton
Dreier McCarthy (CA) Walberg
Duncan McCaul (TX) Walden (OR)
Ehlers McCotter Walsh (NY)
Emerson McHenry Wamp
English (PA) McHugh Weldon (FL)
Everett McKeon Weller
Fallin McMorris Westmoreland
Feeney Rodgers Whitfield
Ferguson Mica Wicker
Flake Miller (FL) Wicker
Forbes Miller (MI) Wilson (NM)
Fortenberry Miller, Gary Wilson (SC)
Fossella Moran (KS) Wolf
Foxy Murphy, Tim Young (AK)
Franks (AZ) Musgrave Young (FL)

NOT VOTING—4

Brown (SC) McCrery
Buyer Rogers (KY)

So the resolution was agreed to. A motion to reconsider the vote whereby said resolution was agreed to

was, by unanimous consent, laid on the table.

#### 11.20 RULES OF THE HOUSE

Mr. HOYER, pursuant to House Resolution 5, submitted the following privileged resolution (H. Res. 6):

*Resolved,*

##### TITLE I. ADOPTION OF RULES OF ONE HUNDRED NINTH CONGRESS

SEC. 101. The Rules of the House of Representatives of the One Hundred Ninth Congress, including applicable provisions of law or concurrent resolution that constituted rules of the House at the end of the One Hundred Ninth Congress, are adopted as the Rules of the House of Representatives of the One Hundred Tenth Congress.

##### TITLE II. ETHICS

SEC. 201. That the Rules of the House of Representatives of the One Hundred Ninth Congress, including applicable provisions of law or concurrent resolution that constituted rules of the House at the end of the One Hundred Ninth Congress, together with such amendments thereto in this resolution as may otherwise have been adopted, are adopted as the Rules of the House of Representatives of the One Hundred Tenth Congress, with the following amendments:

##### SEC. 202. ENDING THE K-STREET PROJECT.

Rule XXIII is amended by redesignating clause 14 as clause 15, and by inserting after clause 13 the following new clause:

"14. A Member, Delegate, or Resident Commissioner may not, with the intent to influence on the basis of partisan political affiliation an employment decision or employment practice of any private entity—

"(a) take or withhold, or offer or threaten to take or withhold, an official act; or

"(b) influence, or offer or threaten to influence, the official act of another."

##### SEC. 203. BAN ON GIFTS FROM LOBBYISTS.

(a) Clause 5(a)(1)(A) of rule XXV is amended by inserting "(i)" after "(A)" and adding at the end the following:

"(ii) A Member, Delegate, Resident Commissioner, officer, or employee of the House may not knowingly accept a gift from a registered lobbyist or agent of a foreign principal or from a private entity that retains or employs registered lobbyists or agents of a foreign principal except as provided in subparagraph (3) of this paragraph."

(b) Clause 5(a)(1)(B) of rule XXV is amended by inserting "not prohibited by subdivision (A)(ii)" after the parenthetical.

##### SEC. 204. VALUATION OF TICKETS TO SPORTING AND ENTERTAINMENT EVENTS.

Clause 5(a)(1)(B) of rule XXV is further amended by inserting "(i)" after "(8)" and adding at the end the following:

"(ii) A gift of a ticket to a sporting or entertainment event shall be valued at the face value of the ticket or, in the case of a ticket without a face value, at the highest cost of a ticket with a face value for the event. The price printed on a ticket to an event shall be deemed its face value only if it also is the price at which the issuer offers that ticket for sale to the public."

##### SEC. 205. RESTRICTION OF PRIVATELY FUNDED TRAVEL.

(a) PROHIBITION.—Clause 5(b)(1) of rule XXV is amended—

(1) in subdivision (A), by striking "from a private source" and all that follows through "prohibited by this clause" and inserting "for necessary transportation, lodging, and related expenses for travel to a meeting, speaking engagement, factfinding trip, or similar event in connection with his duties as an officeholder shall be considered as a reimbursement to the House and not a gift prohibited by this clause when it is from a pri-

vate source other than a registered lobbyist or agent of a foreign principal or a private entity that retains or employs registered lobbyists or agents of a foreign principal (except as provided in subdivision (C))"; and

(2) by adding at the end the following new subdivision:

"(C) A reimbursement (including payment in kind) to a Member, Delegate, Resident Commissioner, officer, or employee of the House for any purpose described in subdivision (A) also shall be considered as a reimbursement to the House and not a gift prohibited by this clause (without regard to whether the source retains or employs registered lobbyists or agents of a foreign principal) if it is, under regulations prescribed by the Committee on Standards of Official Conduct to implement this provision—

"(i) directly from an institution of higher education within the meaning of section 101 of the Higher Education Act of 1965; or

"(ii) provided only for attendance at or participation in a one-day event (exclusive of travel time and an overnight stay).

"Regulations prescribed to implement this provision may permit a two-night stay when determined by the committee on a case-by-case basis to be practically required to participate in the one-day event."

(b) EFFECTIVE DATE.—The amendments made by subsection (a) shall take effect on March 1, 2007.

##### SEC. 206. LOBBYIST ORGANIZATIONS AND PARTICIPATION IN CONGRESSIONAL TRAVEL.

(a) IN GENERAL.—Clause 5 of rule XXV is further amended by redesignating paragraphs (c), (d), (e), and (f) as paragraphs (e), (f), (g), and (h), respectively, and by inserting after paragraph (b) the following:

"(c)(1)(A) Except as provided in subdivision (8), a Member, Delegate, Resident Commissioner, officer, or employee of the House may not accept a reimbursement (including payment in kind) for transportation, lodging, or related expenses for a trip on which the traveler is accompanied on any segment by a registered lobbyist or agent of a foreign principal.

"(B) Subdivision (A) does not apply to a trip for which the source of reimbursement is an institution of higher education within the meaning of section 101 of the Higher Education Act of 1965.

"(2) A Member, Delegate, Resident Commissioner, officer, or employee of the House may not accept a reimbursement (including payment in kind) for transportation, lodging, or related expenses under the exception in paragraph (b)(1)(C)(ii) of this clause for a trip that is financed in whole or in part by a private entity that retains or employs registered lobbyists or agents of a foreign principal unless any involvement of a registered lobbyist or agent of a foreign principal in the planning, organization, request, or arrangement of the trip is de minimis under rules prescribed by the Committee on Standards of Official Conduct to implement paragraph (b)(1)(C) of this clause.

"(3) A Member, Delegate, Resident Commissioner, officer, or employee of the House may not accept a reimbursement (including payment in kind) for transportation, lodging, or related expenses for a trip (other than a trip permitted under paragraph (b)(1)(C) of this clause) if such trip is in any part planned, organized, requested, or arranged by a registered lobbyist or agent of a foreign principal."

"(d) A Member, Delegate, Resident Commissioner, officer, or employee of the House shall, before accepting travel otherwise permissible under paragraph (b)(1) of this clause from any private source—

"(1) provide to the Committee on Standards of Official Conduct before such trip a written certification signed by the source or

(in the case of a corporate person) by an officer of the source—

"(A) that the trip will not be financed in any part by a registered lobbyist or agent of a foreign principal;

"(B) that the source either—

"(i) does not retain or employ registered lobbyists or agents of a foreign principal; or

"(ii) is an institution of higher education within the meaning of section 101 of the Higher Education Act of 1965; or

"(iii) certifies that the trip meets the requirements specified in rules prescribed by the Committee on Standards of Official Conduct to implement paragraph (b)(1)(C)(ii) of this clause and specifically details the extent of any involvement of a registered lobbyist or agent of a foreign principal in the planning, organization, request, or arrangement of the trip considered to qualify as de minimis under such rules;

"(C) that the source will not accept from another source any funds earmarked directly or indirectly for the purpose of financing any aspect of the trip;

"(D) that the traveler will not be accompanied on any segment of the trip by a registered lobbyist or agent of a foreign principal (except in the case of a trip for which the source of reimbursement is an institution of higher education within the meaning of section 101 of the Higher Education Act of 1965); and

"(E) that (except as permitted in paragraph (b)(1)(C) of this clause) the trip will not in any part be planned, organized, requested, or arranged by a registered lobbyist or agent of a foreign principal; and

"(2) after the Committee on Standards of Official Conduct has promulgated the regulations mandated in paragraph (i)(1)(8) of this clause, obtain the prior approval of the committee for such trip."

(b) CONFORMING CHANGES IN CROSS-REFERENCES.—Clause 5 of rule XXV is further amended by—

(1) in clause 5(a)(3)(E), striking "paragraph (c)(3)" and inserting "paragraph (e)(3)"; and

(2) in clause 5(e)(2) (as redesignated), striking "paragraph (d)" and inserting "paragraph (f)".

(c) TIMELINESS OF INFORMATION.—Clause 5(b)(1)(A)(ii) of rule XXV is amended by striking "30 days" and inserting "15 days".

(d) CONFORMING AMENDMENT.—Clause 5(b)(3) of rule XXV is amended by striking "of expenses reimbursed or to be reimbursed".

(e) PUBLIC AVAILABILITY.—Clause 5(b)(5) of rule XXV is amended to read as follows:

"(5) The Clerk of the House shall make all advance authorizations, certifications, and disclosures filed pursuant to this paragraph available for public inspection as soon as possible after they are received."

(f) EFFECTIVE DATE.—The amendments made by this section shall take effect on March 1, 2007.

##### SEC. 207. FURTHER LIMITATION ON THE USE OF FUNDS FOR TRAVEL.

Rule XXIII is further amended by redesignating clause 15 (as earlier redesignated) as clause 16, and by inserting after clause 14 the following new clause:

"15. (a) A Member, Delegate, or Resident Commissioner may not use personal funds, official funds, or campaign funds for a flight on a non-governmental airplane that is not licensed by the Federal Aviation Administration to operate for compensation or hire.

"(b) In this clause, the term 'campaign funds' includes funds of any political committee under the Federal Election Campaign Act of 1971, without regard to whether the committee is an authorized committee of the Member, Delegate, or Resident Commissioner involved under such Act."

##### SEC. 208. EXPENSES FOR OFFICIALLY CONNECTED TRAVEL.

Clause 5 of rule XXV is further amended by adding at the end the following:

“(i)(1) Not later than 45 days after the date of adoption of this paragraph and at annual intervals thereafter, the Committee on Standards of Official Conduct shall develop and revise, as necessary—

“(A) guidelines on judging the reasonableness of an expense or expenditure for purposes of this clause, including the factors that tend to establish—

“(i) a connection between a trip and official duties;

“(ii) the reasonableness of an amount spent by a sponsor;

“(iii) a relationship between an event and an officially connected purpose; and

“(iv) a direct and immediate relationship between a source of funding and an event; and

“(B) regulations describing the information it will require individuals subject to this clause to submit to the committee in order to obtain the prior approval of the committee for any travel covered by this clause, including any required certifications.

“(2) In developing and revising guidelines under paragraph (1)(A), the committee shall take into account the maximum per diem rates for official Government travel published annually by the General Services Administration, the Department of State, and the Department of Defense.”.

#### SEC. 209. ADDITIONAL DISCLOSURE.

Clause 5(b)(3) of rule XXV is further amended—

(a) by striking “and” after the semicolon at the end of subdivision (E);

(b) by redesignating subdivision (F) as subdivision (G); and

(c) by inserting after subdivision (E) the following new subdivision:

“(F) a description of meetings and events attended; and”.

#### SEC. 210. CLERICAL CORRECTION.

Clause 5(f)(1) of rule XXV (as earlier redesignated) is amended by striking “are” and inserting “is”.

#### SEC. 211. ANNUAL ETHICS TRAINING FOR MEMBERS, OFFICERS AND EMPLOYEES OF THE HOUSE.

(a) Training Program.—Clause 3(a) of rule XI is amended by adding at the end the following new subparagraph:

“(6)(A) The committee shall offer annual ethics training to each Member, Delegate, Resident Commissioner, officer, and employee of the House. Such training shall—

“(i) involve the classes of employees for whom the committee determines such training to be appropriate; and

“(ii) include such knowledge of the Code of Official Conduct and related House rules as may be determined appropriate by the committee.

“(B)(i) A new officer or employee of the House shall receive training under this paragraph not later than 60 days after beginning service to the House.

“(ii) Not later than January 31 of each year, each officer and employee of the House shall file a certification with the committee that the officer or employee attended ethics training in the last year as established by this subparagraph.”.

(b) Effective Date.—The amendment made by subsection (a) shall take effect on March 1, 2007.

#### SEC. 212. DESIGNATING COMMITTEE ON EDUCATION AND LABOR.

(a) Clause 1 (e) of rule X is amended by striking “Committee on Education and the Workforce” and inserting “Committee on Education and Labor”.

(b) Clause 3(d) of rule X is amended by striking “Committee on Education and the Workforce” and inserting “Committee on Education and Labor”.

#### SEC. 213. DESIGNATING COMMITTEE ON FOREIGN AFFAIRS.

(a) Clause 1 of rule X is amended by—

(1) redesignating the existing paragraphs (h) through (m), as paragraphs (m), (i), (V), (h), (k), and (l), respectively (inserting paragraph (h), as redesignated, after paragraph (g)); and

(2) in paragraph (h), as redesignated, striking “Committee on International Relations” and inserting “Committee on Foreign Affairs”.

(b) Clause 3 of rule X is amended by—

(1) redesignating the existing paragraphs (b) through (i) as paragraphs (c), (e), (d), (i), (g), (f), (b) and (h), respectively (inserting paragraph (b), as redesignated, after paragraph (a); inserting paragraph (d), as redesignated, after paragraph (c); and inserting paragraph (f), as redesignated, after paragraph (e)); and

(2) in paragraph (f), as redesignated, striking “Committee on International Relations” and inserting “Committee on Foreign Affairs”.

(c) Clause 11 (a)(1)(C) of rule X is amended by striking “Committee on International Relations” and inserting “Committee on Foreign Affairs”.

(d) Clause 2(d) of rule XII is amended by striking “Committee on International Relations” and inserting “Committee on Foreign Affairs”.

#### SEC. 214. DESIGNATING COMMITTEE ON NATURAL RESOURCES.

(a) Clause 1 (I) of rule X (as earlier redesignated) is amended by striking “Committee on Resources” and inserting “Committee on Natural Resources”.

(b) Clause 3(h) of rule X (as earlier redesignated) is amended by striking “Committee on Resources” and inserting “Committee on Natural Resources”.

#### SEC. 215. DESIGNATING COMMITTEE ON OVERSIGHT AND GOVERNMENT REFORM.

(a) Clause 1 of rule X is further amended by—

(1) inserting paragraph (m) (as earlier redesignated), after paragraph (l) (as earlier redesignated); and

(2) in paragraph (m) (as earlier redesignated), striking “Committee on Government Reform” and inserting “Committee on Oversight and Government Reform”.

(b) Clause 2 of rule X is amended by—

(1) in paragraph (d)(1), striking “Committee on Government Reform” and inserting “Committee on Oversight and Government Reform”; and

(2) in paragraph (d)(2), striking “Committee on Government Reform” and inserting “Committee on Oversight and Government Reform”.

(c) Clause 3 of rule X is further amended by—

(1) inserting paragraph (i) (as earlier redesignated) after paragraph (h) (as earlier redesignated); and

(2) in paragraph (i), (as earlier redesignated), striking “Committee on Government Reform” and inserting “Committee on Oversight and Government Reform”.

(d) Clause 4 of rule X is amended by—

(1) in paragraph (c)(1), striking “Committee on Government Reform” and inserting “Committee on Oversight and Government Reform”; and

(2) in paragraph (c)(2), striking “Committee on Government Reform” and inserting “Committee on Oversight and Government Reform”.

(e) Clause 5(d)(2) of rule X is amended by striking “Committee on Government Reform” and inserting “Committee on Oversight and Government Reform”.

(f) Clause 4 of rule XV is amended by striking “Committee on Government Reform” and inserting “Committee on Oversight and Government Reform”.

#### SEC. 216. DESIGNATING COMMITTEE ON SCIENCE AND TECHNOLOGY.

(a) Clause 1 (o) of rule X is amended by striking “Committee on Science” and insert-

ing “Committee on Science and Technology”.

(b) Clause 3(k) of rule X is amended by striking “Committee on Science” and inserting “Committee on Science and Technology”.

#### SEC. 217. SEPARATE ORDER: NUMBERING OF BILLS.

In the One Hundred Tenth Congress, the first 10 numbers for bills (H.R. 1 through H.R. 10) shall be reserved for assignment by the Speaker to such bills as she may designate.

#### TITLE III. CIVILITY

SEC. 301. The Rules of the House of Representatives of the One Hundred Ninth Congress, including applicable provisions of law or concurrent resolution that constituted rules of the House at the end of the One Hundred Ninth Congress, together with such amendments thereto in this resolution as may otherwise have been adopted, are adopted as the Rules of the House of Representatives of the One Hundred Tenth Congress, with the following amendments:

#### SEC. 302. PROPER CONDUCT OF VOTES.

Clause 2(a) of rule XX is amended by inserting after the second sentence the following sentence: “A record vote by electronic device shall not be held open for the sole purpose of reversing the outcome of such vote.”.

#### SEC. 303. FULL AND OPEN DEBATE IN CONFERENCE.

In rule XXII—

(a) clause 12(a) is amended by adding at the end the following new subparagraphs:

“(3) In conducting conferences with the Senate, managers on the part of the House should endeavor to ensure—

“(A) that meetings for the resolution of differences between the two Houses occur only under circumstances in which every manager on the part of the House has notice of the meeting and a reasonable opportunity to attend;

“(B) that all provisions on which the two Houses disagree are considered as open to discussion at any meeting of a conference committee; and

“(C) that papers reflecting a conference agreement are held inviolate to change without renewal of the opportunity of all managers on the part of the House to reconsider their decisions to sign or not to sign the agreement.

“(4) Managers on the part of the House shall be provided a unitary time and place with access to at least one complete copy of the final conference agreement for the purpose of recording their approval (or not) of the final conference agreement by placing their signatures (or not) on the sheets prepared to accompany the conference report and joint explanatory statement of the managers.”.

(b) add the following new clause at the end:

“13. It shall not be in order to consider a conference report the text of which differs in any way, other than clerical, from the text that reflects the action of the conferees on all of the differences between the two Houses, as recorded by their placement of their signatures (or not) on the sheets prepared to accompany the conference report and joint explanatory statement of the managers.”.

#### TITLE IV. FISCAL RESPONSIBILITY

SEC. 401. The Rules of the House of Representatives of the One Hundred Ninth Congress, including applicable provisions of law or concurrent resolution that constituted rules of the House at the end of the One Hundred Ninth Congress, together with such amendments thereto in this resolution as may otherwise have been adopted, are adopted as the Rules of the House of Representatives of the One Hundred Tenth Congress, with the following amendments:

**SEC. 402. RECONCILIATION.**

Rule XXI is amended by adding at the end the following new clause:

"7. It shall not be in order to consider a concurrent resolution on the budget, or an amendment thereto, or a conference report thereon that contains reconciliation directives under section 310 of the Congressional Budget Act of 1974 that specify changes in law reducing the surplus or increasing the deficit for either the period comprising the current fiscal year and the five fiscal years beginning with the fiscal year that ends in the following calendar year or the period comprising the current fiscal year and the ten fiscal years beginning with the fiscal year that ends in the following calendar year. In determining whether reconciliation directives specify changes in law reducing the surplus or increasing the deficit, the sum of the directives for each reconciliation bill (under section 310 of the Congressional Budget Act of 1974) envisioned by that measure shall be evaluated.

**SEC. 403. APPLYING POINTS OF ORDER UNDER BUDGET ACT TO BILLS AND JOINT RESOLUTIONS CONSIDERED UNDER SPECIAL RULES.**

Rule XXI is amended by adding at the end the following new clause:

"8. With respect to measures considered pursuant to a special order of business, points of order under title III of the Congressional Budget Act of 1974 shall operate without regard to whether the measure concerned has been reported from committee. Such points of order shall operate with respect to (as the case may be)—

"(a) the form of a measure recommended by the reporting committee where the statute uses the term "as reported" (in the case of a measure that has been so reported);

"(b) the form of the measure made in order as an original bill or joint resolution for the purpose of amendment; or

"(c) the form of the measure on which the previous question is ordered directly to passage."

**SEC. 404. CONGRESSIONAL EARMARK REFORM.**

(a) Point of Order against Congressional Earmarks.—Rule XXI is amended by adding at the end the following new clause:

"9. (a) It shall not be in order to consider—

"(1) a bill or joint resolution reported by a committee unless the report includes a list of congressional earmarks, limited tax benefits, and limited tariff benefits in the bill or in the report (and the name of any Member, Delegate, or Resident Commissioner who submitted a request to the committee for each respective item included in such list) or a statement that the proposition contains no congressional earmarks, limited tax benefits, or limited tariff benefits;

"(2) a bill or joint resolution not reported by a committee unless the chairman of each committee of initial referral has caused a list of congressional earmarks, limited tax benefits, and limited tariff benefits in the bill (and the name of any Member, Delegate, or Resident Commissioner who submitted a request to the committee for each respective item included in such list) or a statement that the proposition contains no congressional earmarks, limited tax benefits, or limited tariff benefits to be printed in the Congressional Record prior to its consideration;

"(3) an amendment to a bill or joint resolution to be offered at the outset of its consideration for amendment by a member of a committee of initial referral as designated in a report of the Committee on Rules to accompany a resolution prescribing a special order of business unless the proponent has caused a list of congressional earmarks, limited tax benefits, and limited tariff benefits in the amendment (and the name of any Member, Delegate, or Resident Commis-

sioner who submitted a request to the proponent for each respective item included in such list) or a statement that the proposition contains no congressional earmarks, limited tax benefits, or limited tariff benefits to be printed in the Congressional Record prior to its consideration; or

"(4) a conference report to accompany a bill or joint resolution unless the joint explanatory statement prepared by the managers on the part of the House and the managers on the part of the Senate includes a list of congressional earmarks, limited tax benefits, and limited tariff benefits in the conference report or joint statement (and the name of any Member, Delegate, Resident Commissioner, or Senator who submitted a request to the House or Senate committees of jurisdiction for each respective item included in such list) or a statement that the proposition contains no congressional earmarks, limited tax benefits, or limited tariff benefits.

"(b) It shall not be in order to consider a rule or order that waives the application of paragraph (a). As disposition of a point of order under this paragraph, the Chair shall put the question of consideration with respect to the rule or order that waives the application of paragraph (a). The question of consideration shall be debatable for 10 minutes by the Member initiating the point of order and for 10 minutes by an opponent, but shall otherwise be decided without intervening motion except one that the House adjourn.

"(c) In order to be cognizable by the Chair, a point of order raised under paragraph (a) may be based only on the failure of a report, submission to the Congressional Record, or joint explanatory statement to include a list required by paragraph (a) or a statement that the proposition contains no congressional earmarks, limited tax benefits, or limited tariff benefits.

"(d) For the purpose of this clause, the term 'congressional earmark' means a provision or report language included primarily at the request of a Member, Delegate, Resident Commissioner, or Senator providing, authorizing or recommending a specific amount of discretionary budget authority, credit authority, or other spending authority for a contract, loan, loan guarantee, grant, loan authority, or other expenditure with or to an entity, or targeted to a specific State, locality or Congressional district, other than through a statutory or administrative formula-driven or competitive award process.

"(e) For the purpose of this clause, the term 'limited tax benefit' means—

"(1) any revenue-losing provision that—

"(A) provides a Federal tax deduction, credit, exclusion, or preference to 10 or fewer beneficiaries under the Internal Revenue Code of 1986, and

"(B) contains eligibility criteria that are not uniform in application with respect to potential beneficiaries of such provision; or

"(2) any Federal tax provision which provides one beneficiary temporary or permanent transition relief from a change to the Internal Revenue Code of 1986.

"(f) For the purpose of this clause, the term 'limited tariff benefit' means a provision modifying the Harmonized Tariff Schedule of the United States in a manner that benefits 10 or fewer entities.

(b) Related Amendment to Code of Official Conduct.—Rule XXIII is amended—

(a) by redesignating clause 16 (as earlier redesignated) as clause 18; and

(b) by inserting after clause 15 the following new clauses:

"16. A Member, Delegate, or Resident Commissioner may not condition the inclusion of language to provide funding for a congressional earmark, a limited tax benefit, or a limited tariff benefit in any bill or joint res-

olution (or an accompanying report) or in any conference report on a bill or joint resolution (including an accompanying joint explanatory statement of managers) on any vote cast by another Member, Delegate, or Resident Commissioner. For purposes of this clause and clause 17, the terms 'congressional earmark,' 'limited tax benefit,' and 'limited tariff benefit' shall have the meanings given them in clause 9 of rule XXI.

"17. (a) A Member, Delegate, or Resident Commissioner who requests a congressional earmark, a limited tax benefit, or a limited tariff benefit in any bill or joint resolution (or an accompanying report) or in any conference report on a bill or joint resolution (or an accompanying joint statement of managers) shall provide a written statement to the chairman and ranking minority member of the committee of jurisdiction, including—

"(1) the name of the Member, Delegate, or Resident Commissioner;

"(2) in the case of a congressional earmark, the name and address of the intended recipient or, if there is no specifically intended recipient, the intended location of the activity;

"(3) in the case of a limited tax or tariff benefit, identification of the individual or entities reasonably anticipated to benefit, to the extent known to the Member, Delegate, or Resident Commissioner;

"(4) the purpose of such congressional earmark or limited tax or tariff benefit; and

"(5) a certification that the Member, Delegate, or Resident Commissioner or spouse has no financial interest in such congressional earmark or limited tax or tariff benefit.

"(b) Each committee shall maintain the information transmitted under paragraph (a), and the written disclosures for any congressional earmarks, limited tax benefits, or limited tariff benefits included in any measure reported by the committee or conference report filed by the chairman of the committee or any subcommittee thereof shall be open for public inspection."

**SEC. 405. PAY-AS-YOU-GO POINT OF ORDER.**

Rule XXI is amended by adding at the end the following new clause:

"10. It shall not be in order to consider any bill, joint resolution, amendment, or conference report if the provisions of such measure affecting direct spending and revenues have the net effect of increasing the deficit or reducing the surplus for either the period comprising the current fiscal year and the five fiscal years beginning with the fiscal year that ends in the following calendar year or the period comprising the current fiscal year and the ten fiscal years beginning with the fiscal year that ends in the following calendar year. The effect of such measure on the deficit or surplus shall be determined on the basis of estimates made by the Committee on the Budget relative to—

(a) the most recent baseline estimates supplied by the Congressional Budget Office consistent with section 257 of the Balanced Budget and Emergency Deficit Control Act of 1985 used in considering a concurrent resolution on the budget; or

(b) after the beginning of a new calendar year and before consideration of a concurrent resolution on the budget, the most recent baseline estimates supplied by the Congressional Budget Office consistent with section 257 of the Balanced Budget and Emergency Deficit Control Act of 1985."

**TITLE V. MISCELLANEOUS**

**SEC. 501.** The Rules of the House of Representatives of the One Hundred Ninth Congress, including applicable provisions of law or concurrent resolution that constituted rules of the House at the end of the One Hundred Ninth Congress, together with such

amendments thereto in this resolution as may otherwise have been adopted, are adopted as the Rules of the House of Representatives of the One Hundred Tenth Congress, with the following amendments:

**SEC. 502. DEPOSITION AUTHORITY.**

Clause 4(c) of rule X is amended by adding at the end the following new subparagraph:

“(3)(A) The Committee on Oversight and Government Reform may adopt a rule authorizing and regulating the taking of depositions by a member or counsel of the committee, including pursuant to subpoena under clause 2(m) of rule XI (which hereby is made applicable for such purpose).

“(B) A rule adopted by the committee pursuant to this subparagraph—

“(i) may provide that a deponent be directed to subscribe an oath or affirmation before a person authorized by law to administer the same; and

“(ii) shall ensure that the minority members and staff of the committee are accorded equitable treatment with respect to notice of and a reasonable opportunity to participate in any proceeding conducted thereunder.

“(C) Information secured pursuant to the authority described in subdivision (A) shall retain the character of discovery until offered for admission in evidence before the committee, at which time any proper objection shall be timely.”.

**SEC. 503. RECORD VOTES IN THE COMMITTEE ON RULES.**

The second sentence of clause 3(b) of rule XIII is amended by inserting “a report by the Committee on Rules on a rule, joint rule, or the order of business or to” after “to”.

**SEC. 504. CHANGES TO REFLECT INTELLIGENCE COMMUNITY REFORM.**

Clause 11 of rule X is amended by—

(a) in paragraph (b)(1)(A), striking “Director of Central Intelligence” and inserting “Director of National Intelligence”;

(b) in paragraph (b)(1)(A), striking “Foreign”;

(c) in paragraph (b)(1)(D)(i), striking “Director of Central Intelligence” and inserting “Director of National Intelligence”;

(d) in paragraph (b)(1)(D)(i), striking “Foreign”;

(e) in paragraph (c)(2), inserting “the Director of National Intelligence,” before “the Director of the Central Intelligence Agency”;

(f) in paragraph (e)(2), striking “Central” and inserting “National”; and

(g) in paragraph (i), striking subparagraphs (1) through (6) and inserting in lieu thereof the following:

“(1) The activities of the Director of National Intelligence and the Office of the Director of National Intelligence.

“(2) The activities of the Central Intelligence Agency.

“(3) The activities of the Defense Intelligence Agency.

“(4) The activities of the National Security Agency.

“(5) The intelligence and intelligence-related activities of other agencies and subdivisions of the Department of Defense.

“(6) The intelligence and intelligence-related activities of the Department of State.

“(7) The intelligence and intelligence-related activities of the Federal Bureau of Investigation.

“(8) The intelligence and intelligence-related activities of all other departments and agencies of the executive branch.”.

**SEC. 505. TECHNICAL AND CONFORMING CHANGES.**

(a) Clause 12(b) of rule I is amended to read as follows:

“(b)(1) To suspend the business of the House when notified of an imminent threat to its safety, the Speaker may declare an emergency recess subject to the call of the Chair.”

“(2) To suspend the business of the Committee of the Whole House on the state of the Union when notified of an imminent threat to its safety, the Chairman of the Committee of the Whole may declare an emergency recess subject to the call of the Chair.”.

(b) Clause 6(b) of rule XIII is amended to read as follows:

“(b) Pending the consideration of a report by the Committee on Rules on a rule, joint rule, or the order of business, the Speaker may entertain one motion that the House adjourn but may not entertain any other dilatory motion until the report shall have been disposed of.”.

(c) Clause 1(b) of rule XV is amended to read as follows:

“(b) Pending a motion that the House suspend the rules, the Speaker may entertain one motion that the House adjourn but may not entertain any other motion until the vote is taken on the suspension.”.

(d) In clause 2(e) of rule XV, subparagraph (1) is amended to read as follows:

“(1) If a motion prevails to discharge the Committee on Rules from consideration of a resolution, the House shall immediately consider the resolution, pending which the Speaker may entertain one motion that the House adjourn but may not entertain any other dilatory motion until the resolution has been disposed of. If the resolution is adopted, the House shall immediately proceed to its execution.”.

**SEC. 506. SPECIAL ORDER OF BUSINESS: 9/11 SELECT PANEL.**

Upon the adoption of this resolution it shall be in order without intervention of any point of order to consider in the House a resolution to enhance intelligence oversight authority. The resolution shall be considered as read. The previous question shall be considered as ordered on the resolution to final adoption without intervening motion except: (1) one hour of debate equally divided and controlled by the Majority Leader and the Minority Leader or their designees; and (2) one motion to recommit which may not contain instructions.

**SEC. 507. SPECIAL ORDER OF BUSINESS: 9/11 RECOMMENDATIONS.**

(a) Upon the adoption of this resolution it shall be in order to consider in the House the bill (H.R. 1) to provide for the implementation of the recommendations of the National Commission on Terrorist Attacks Upon the United States. All points of order against the bill and against its consideration are waived. The bill shall be considered as read. The previous question shall be considered as ordered on the bill to final passage without intervening motion except: (1) three hours of debate equally divided and controlled by the Majority Leader and the Minority Leader or their designees; and (2) one motion to recommit.

(b) During consideration of H.R. 1 pursuant to this resolution, notwithstanding the operation of the previous question, the Chair may postpone further consideration of the bill to a time designated by the Speaker.

**SEC. 508. SPECIAL ORDER OF BUSINESS: MINIMUM WAGE.**

(a) Upon the adoption of this resolution it shall be in order to consider in the House the bill (H.R. 2) to amend the Fair Labor Standards Act of 1938 to provide for an increase in the Federal minimum wage. All points of order against the bill and against its consideration are waived. The bill shall be considered as read. The previous question shall be considered as ordered on the bill to final passage without intervening motion except: (1) three hours of debate equally divided and controlled by the Majority Leader and the Minority Leader or their designees; and (2) one motion to recommit.

(b) During consideration of H.R. 2 pursuant to this resolution, notwithstanding the operation of the previous question, the Chair may postpone further consideration of the bill to a time designated by the Speaker.

**SEC. 509. SPECIAL ORDER OF BUSINESS: STEM CELL.**

(a) Upon the adoption of this resolution it shall be in order to consider in the House the bill (H.R. 3) to amend the Public Health Service Act to provide for human embryonic stem cell research. All points of order against the bill and against its consideration are waived. The bill shall be considered as read. The previous question shall be considered as ordered on the bill to final passage without intervening motion except: (1) three hours of debate equally divided and controlled by the Majority Leader and the Minority Leader or their designees; and (2) one motion to recommit.

(b) During consideration of H.R. 3 pursuant to this resolution, notwithstanding the operation of the previous question, the Chair may postpone further consideration of the bill to a time designated by the Speaker.

**SEC. 510. SPECIAL ORDER OF BUSINESS: PRESCRIPTION DRUGS.**

(a) Upon the adoption of this resolution it shall be in order to consider in the House the bill (H.R. 4) to amend part D of title XVIII of the Social Security Act to require the Secretary of Health and Human Services to negotiate lower covered part D drug prices on behalf of Medicare beneficiaries. All points of order against the bill and against its consideration are waived. The bill shall be considered as read. The previous question shall be considered as ordered on the bill to final passage without intervening motion except: (1) three hours of debate equally divided and controlled by the Majority Leader and the Minority Leader or their designees; and (2) one motion to recommit.

(b) During consideration of H.R. 4 pursuant to this resolution, notwithstanding the operation of the previous question, the Chair may postpone further consideration of the bill to a time designated by the Speaker.

**SEC. 511. SEPARATE ORDERS.**

(a) BUDGET MATTERS.—(1) During the One Hundred Tenth Congress, references in section 306 of the Congressional Budget Act of 1974 to a resolution shall be construed in the House of Representatives as references to a joint resolution.

(2) During the One Hundred Tenth Congress, in the case of a reported bill or joint resolution considered pursuant to a special order of business, a point of order under section 303 of the Congressional Budget Act of 1974 shall be determined on the basis of the text made in order as an original bill or joint resolution for the purpose of amendment or to the text on which the previous question is ordered directly to passage, as the case may be.

(3) During the One Hundred Tenth Congress, a provision in a bill or joint resolution, or in an amendment thereto or a conference report thereon, that establishes prospectively for a Federal office or position a specified or minimum level of compensation to be funded by annual discretionary appropriations shall not be considered as providing new entitlement authority under section 401 of the Congressional Budget Act of 1974.

(4)(A) During the One Hundred Tenth Congress, pending the adoption of a concurrent resolution on the budget for fiscal year 2008, the provisions of House Concurrent Resolution 376 of the One Hundred Ninth Congress, as adopted by the House, shall have force and effect in the House as though the One Hundred Tenth Congress has adopted such a concurrent resolution.

(B) The chairman of the Committee on the Budget (when elected) shall submit for printing in the Congressional Record—

(i) the allocations contemplated by section 302(a) of the Congressional Budget Act of 1974 to accompany the concurrent resolution described in subparagraph (A), which shall be considered to be such allocations under a concurrent resolution on the budget; and

(ii) "Accounts Identified for Advance Appropriations," which shall be considered to be the programs, projects, activities, or accounts referred to in section 401(b) of House Concurrent Resolution 376 of the One Hundred Ninth Congress, as adopted by the House.

(5)(A) During the One Hundred Tenth Congress, except as provided in subsection (C), a motion that the Committee of the Whole rise and report a bill to the House shall not be in order if the bill, as amended, exceeds an applicable allocation of new budget authority under section 302(b) of the Congressional Budget Act of 1974, as estimated by the Committee on the Budget.

(B) If a point of order under subsection (A) is sustained, the Chair shall put the question: "Shall the Committee of the Whole rise and report the bill to the House with such amendments as may have been adopted notwithstanding that the bill exceeds its allocation of new budget authority under section 302(b) of the Congressional Budget Act of 1974?" Such question shall be debatable for 10 minutes equally divided and controlled by a proponent of the question and an opponent but shall be decided without intervening motion.

(C) Subsection (A) shall not apply—

(i) to a motion offered under clause 2(d) of rule XXI; or

(ii) after disposition of a question under subsection (B) on a given bill.

(D) If a question under subsection (B) is decided in the negative, no further amendment shall be in order except—

(i) one proper amendment, which shall be debatable for 10 minutes equally divided and controlled by the proponent and an opponent, shall not be subject to amendment, and shall not be subject to a demand for division of the question in the House or in the Committee of the Whole; and

(ii) pro forma amendments, if offered by the chairman or ranking minority member of the Committee on Appropriations or their designees, for the purpose of debate.

(b) CERTAIN SUBCOMMITTEES.—Notwithstanding clause 5(d) of rule X, during the One Hundred Tenth Congress—

(1) the Committee on Armed Services may have not more than seven subcommittees;

(2) the Committee on Foreign Affairs may have not more than seven subcommittees; and

(3) the Committee on Transportation and Infrastructure may have not more than six subcommittees.

(c) EXERCISE FACILITIES FOR FORMER MEMBERS.—During the One Hundred Tenth Congress—

(1) The House of Representatives may not provide access to any exercise facility which is made available exclusively to Members and former Members, officers and former officers of the House of Representatives, and their spouses to any former Member, former officer, or spouse who is a lobbyist registered under the Lobbying Disclosure Act of 1995 or any successor statute or agent of a foreign principal as defined in clause 5 of rule XXV. For purposes of this section, the term "Member of the House of Representatives" includes a Delegate or Resident Commissioner to the Congress.

(2) The Committee on House Administration shall promulgate regulations to carry out this subsection.

Pending consideration of said resolution.

Pursuant to section 2 of House Resolution 5, the question shall be divided

among each of the five titles of House Resolution 6. The previous question is ordered on each portion of the divided question, except as specified in sections 2 through 4 of House Resolution 5.

The portion of the divided question comprising Title I is now debatable for 30 minutes.

When Title I of said resolution was considered.

After debate,

Pursuant to House Resolution 5, the previous question was ordered on Title I.

The question being put, viva voce,

Will the House agree to Title I?

The SPEAKER pro tempore, Mr. FRANK of Massachusetts, announced that the yeas had it.

Mr. DREIER demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The vote was taken by electronic device.

It was decided in the { Yeas ..... 426  
affirmative ..... { Nays ..... 0

1.21 [Roll No. 6]  
YEAS—426

Abercrombie	Capuano	Engel
Ackerman	Cardoza	English (PA)
Aderholt	Carnahan	Eshoo
Akin	Carney	Etheridge
Alexander	Carson	Everett
Allen	Carter	Fallin
Altmire	Castle	Farr
Andrews	Castor	Fattah
Arcuri	Chabot	Feeney
Baca	Chandler	Ferguson
Bachmann	Clarke	Filner
Bachus	Clay	Flake
Baird	Cleaver	Forbes
Baker	Clyburn	Fortenberry
Baldwin	Coble	Fossella
Barrett (SC)	Cohen	Fox
Barrow	Cole (OK)	Frank (MA)
Bartlett (MD)	Conaway	Franks (AZ)
Barton (TX)	Conyers	Frelinghuysen
Bean	Cooper	Galleghy
Becerra	Costa	Garrett (NJ)
Berkley	Costello	Gerlach
Berman	Courtney	Giffords
Berry	Cramer	Gilchrest
Biggert	Crenshaw	Gillibrand
Bilbray	Crowley	Gillmor
Bilirakis	Cubin	Gingrey
Bishop (GA)	Cuellar	Gohmert
Bishop (NY)	Culberson	Gonzalez
Bishop (UT)	Cummings	Goode
Blackburn	Davis (AL)	Goodlatte
Blumenauer	Davis (CA)	Gordon
Blunt	Davis (IL)	Granger
Boehner	Davis, David	Graves
Bonner	Davis, Jo Ann	Green, Al
Bono	Davis, Lincoln	Green, Gene
Boozman	Davis, Tom	Grijalva
Boren	Deal (GA)	Gutierrez
Boswell	DeFazio	Hall (NY)
Boucher	DeGette	Hall (TX)
Boustany	Delahunt	Hare
Boyd (FL)	DeLauro	Harman
Boyd (KS)	Dent	Hastert
Brady (PA)	Diaz-Balart, L.	Hastings (FL)
Brady (TX)	Diaz-Balart, M.	Hastings (WA)
Braleigh (IA)	Dicks	Hayes
Brown, Corrine	Dingell	Heller
Brown-Waite,	Doggett	Hensarling
Ginny	Donnelly	Herger
Buchanan	Doolittle	Hersth
Burgess	Doyle	Higgins
Burton (IN)	Drake	Hill
Butterfield	Dreier	Hinchesy
Calvert	Duncan	Hinojosa
Camp (MI)	Edwards	Hirono
Campbell (CA)	Ehlers	Hobson
Cannon	Ellison	Hodes
Cantor	Ellsworth	Hoekstra
Capito	Emanuel	Holden
Capps	Emerson	Holt

Honda	Meeks (NY)	Saxton
Hooley	Melancon	Schakowsky
Hoyer	Mica	Schiff
Hulshof	Michaud	Schmidt
Hunter	Millender-	Schwartz
Inglis (SC)	McDonald	Scott (GA)
Inslee	Miller (FL)	Scott (VA)
Israel	Miller (MI)	Sensenbrenner
Issa	Miller (NC)	Serrano
Jackson (IL)	Miller, Gary	Sessions
Jefferson	Miller, George	Sestak
Jindal	Mitchell	Shadegg
Johnson (GA)	Mollohan	Shays
Johnson (IL)	Moore (KS)	Shea-Porter
Johnson, E. B.	Moore (WI)	Sherman
Johnson, Sam	Moran (KS)	Shimkus
Jones (NC)	Moran (VA)	Shuler
Jones (OH)	Murphy (CT)	Shuster
Jordan	Murphy, Patrick	Simpson
Kagen	Murphy, Tim	Sires
Kanjorski	Murtha	Skelton
Kaptur	Musgrave	Slaughter
Keller	Myrick	Smith (NE)
Kennedy	Nadler	Smith (NJ)
Kildee	Napolitano	Smith (TX)
Kilpatrick	Neal (MA)	Smith (WA)
Kind	Neugebauer	Snyder
King (IA)	Nunes	Solis
King (NY)	Oberstar	Souder
Kingston	Obey	Space
Kirk	Olver	Spratt
Klein (FL)	Ortiz	Stark
Kline (MN)	Pallone	Stearns
Knollenberg	Pascrell	Stupak
Kucinich	Pastor	Sullivan
Kuhl (NY)	Paul	Sutton
LaHood	Payne	Tancredo
Lamborn	Pearce	Tanner
Lampson	Pence	Tauscher
Langevin	Perlmutter	Taylor
Lantos	Peterson (MN)	Terry
Larsen (WA)	Peterson (PA)	Thompson (CA)
Larson (CT)	Petri	Thompson (MS)
Latham	Pickering	Thornberry
LaTourette	Pitts	Tiahrt
Lee	Platts	Tiberi
Levin	Poe	Tierney
Lewis (CA)	Pomeroy	Towns
Lewis (GA)	Porter	Turner
Lewis (KY)	Price (GA)	Udall (CO)
Linder	Price (NC)	Udall (NM)
Lipinski	Pryce (OH)	Upton
LoBiondo	Putnam	Van Hollen
Loeb sack	Radanovich	Velázquez
Lofgren, Zoe	Rahall	Visclosky
Lowe y	Ramstad	Walberg
Lucas	Rangel	Walden (OR)
Lungren, Daniel	Regula	Walsh (NY)
E.	Rehberg	Walz (MN)
Lynch	Reichert	Wamp
Mack	Renzi	Wasserman
Mahoney (FL)	Reyes	Schultz
Manzullo	Reynolds	Waters
Marchant	Rodriguez	Watson
Markey	Rogers (AL)	Watt
Marshall	Rogers (KY)	Waxman
Matheson	Rogers (MI)	Weiner
Matsui	Rohrabacher	Welch (VT)
McCarthy (CA)	Ros-Lehtinen	Weldon (FL)
McCarthy (NY)	Roskam	Weller
McCollum (MN)	Ross	Westmoreland
McCotter	Rothman	Wexler
McDermott	Roybal-Allard	Whitfield
McGovern	Royce	Wicker
McHenry	Ruppersberger	Wilson (NM)
McHugh	Rush	Wilson (OH)
McIntyre	Ryan (OH)	Wilson (SC)
McKeon	Ryan (WI)	Wolf
McMorris	Salazar	Woolsey
Rodgers	Sali	Wu
McNerney	Sánchez, Linda	Wynn
McNulty	T.	Yarmuth
Meehan	Sanchez, Loretta	Young (AK)
Meek (FL)	Sarbanes	Young (FL)

NOT VOTING—8

Brown (SC)	Jackson-Lee	McCaull (TX)
Buyer	(TX)	McCrery
Davis (KY)	Maloney (NY)	Norwood

So Title I was agreed to.

The portion of the divided question comprising Title II is now debatable for 60 minutes.

When said Title II of said resolution was considered.

After debate,



Pursuant to House Resolution 5, the previous question was ordered on Title II.

The question being put, viva voce, Will the House agree to Title II?

The SPEAKER pro tempore, Mr. McNULTY, announced that the yeas had it.

Mr. MCGOVERN demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The vote was taken by electronic device.

It was decided in the affirmative { Yeas ..... 430 Nays ..... 1

¶1.22 [Roll No. 7] YEAS—430

- Abercrombie Cohen Goode
Ackerman Cole (OK) Goodlatte
Aderholt Conaway Gordon
Akin Conyers Granger
Alexander Cooper Graves
Allen Costa Green, Al
Altmire Costello Green, Gene
Andrews Courtney Grijalva
Arcuri Cramer Gutierrez
Baca Crenshaw Hall (NY)
Bachmann Crowley Hall (TX)
Bachus Cubin Hare
Baird Cuellar Harman
Baker Culberson Hastert
Baldwin Cummings Hastings (FL)
Barrett (SC) Davis (AL) Hastings (WA)
Barrow Davis (CA) Hayes
Bartlett (MD) Davis (IL) Heller
Barton (TX) Davis (KY) Hensarling
Bean Davis, David Herger
Becerra Davis, Jo Ann Herseth
Berkley Davis, Tom Higgins
Berman Deal (GA) Hill
Berry DeFazio Hinchey
Biggett DeGette Hinojosa
Bilbray Delahunt Hirono
Bilirakis DeLauro Hobson
Bishop (GA) Dent Hodes
Bishop (NY) Diaz-Balart, L. Hoekstra
Bishop (UT) Diaz-Balart, M. Holden
Blackburn Dicks Holt
Blumenauer Dingell Honda
Blunt Doggett Hooley
Boehner Donnelly Hoyer
Bonner Doolittle Hulshof
Bono Doyle Hunter
Boozman Drake Inglis (SC)
Boren Dreier Insee
Boswell Duncan Israel
Boucher Edwards Issa
Boustany Ehlers Jackson (IL)
Boy (FL) Ellison Jackson-Lee
Boyd (KS) Ellsworth (TX)
Brady (PA) Emanuel Jefferson
Brady (TX) Emerson Jindal
Braley (IA) Engel Johnson (GA)
Brown, Corrine English (PA) Johnson (IL)
Brown-Waite, Eshoo Johnson, E. B.
Ginny Etheridge Johnson, Sam
Buchanan Everett Jones (NC)
Burgess Fallin Jones (OH)
Butterfield Farr Jordan
Calvert Fattah Kagen
Camp (MI) Feeney Kanjorski
Campbell (CA) Ferguson Kaptur
Cannon Filner Keller
Cantor Flake Kennedy
Capito Forbes Kildee
Capps Fortenberry Kilpatrick
Capuano Fossella Kind
Cardoza Foss King (IA)
Carnahan Frank (MA) King (NY)
Carney Franks (AZ) Kingston
Carson Frelinghuysen Kirk
Carter Gallegly Klein (FL)
Castle Garrett (NJ) Kline (MN)
Castor Gerlach Knollenberg
Chabot Giffords Kucinich
Chandler Gilchrest Kuhl (NY)
Clarke Gillibrand LaHood
Clay Gillmor Lamborn
Cleaver Gingrey Lampson
Clyburn Gohmert Langevin
Coble Gonzalez Lantos

- Larsen (WA) Neugebauer Shea-Porter
Larson (CT) Nunes Sherman
Latham Oberstar Shimkus
LaTourette Obey Shuler
Lee Oliver Shuster
Levin Ortiz Simpson
Lewis (CA) Pallone Sires
Lewis (GA) Pascrell Skelton
Lewis (KY) Pastor Slaughter
Linder Paul Smith (NE)
Lipinski Payne Smith (NJ)
LoBiondo Pearce Smith (TX)
Loeb sack Pelosi Smith (WA)
Lofgren, Zoe Pence Snyder
Lowey Perlmutter Souder
Lucas Peterson (MN) Space
Lungren, Daniel Peterson (PA) Spratt
E. Petri Stark
Lynch Pickering Stearns
Mack Pitts Stupak
Mahoney (FL) Platts Sullivan
Maloney (NY) Poe Sutton
Manzullo Pomeroy Tancred
Marchant Porter Tanner
Markey Price (GA) Tauscher
Marshall Price (NC) Taylor
Matheson Pryce (OH) Terry
Matsui Putnam Thompson (CA)
McCarthy (CA) Radanovich Thompson (MS)
McCarthy (NY) Rahall
McCaul (TX) Ramstad Thornberry
McCollum (MN) Rangel Tiahrt
McCotter Regula Tiberi
McCreery Rehberg Tierney
McDermott Reichert Towns
McGovern Renzi Turner
McHenry Reyes Udall (CO)
McHugh Reynolds Udall (NM)
McIntyre Rodriguez Upton
McKeon Rogers (AL) Van Hollen
McMorris Rogers (KY) Velazquez
Rodgers Rogers (MI) Visclosky
McNerney Rohrabacher Walberg
McNulty Ros-Lehtinen Walden (OR)
Meehan Meehan Roskam Walsh (NY)
Meek (FL) Meek (FL) Ross Walz (MN)
Meeks (NY) Meeks (NY) Rothman Wamp
Melancon Roybal-Allard Wasserman
Mica Royce Schultz
Michaud Ruppertsberger Waters
Millender Rush Watson
McDonald Ryan (OH) Watt
Miller (FL) Ryan (WI) Waxman
Miller (MI) Salazar Weiner
Miller (NC) Sali Welch (VT)
Miller, Gary Sanchez, Linda Weldon (FL)
Miller, George T. Weller
Mitchell Sanchez, Loretta Westmoreland
Mollohan Sarbanes Wexler
Moore (KS) Saxton Whitfield
Moore (WI) Schakowsky Wicker
Moran (KS) Schiff Wilson (NM)
Hunter Moran (VA) Schmidt Wilson (OH)
Murphy (CT) Murphy (CT) Schwartz Wilson (SC)
Murphy, Patrick Scott (GA) Wolf
Murphy, Tim Scott (VA) Woolsey
Murtha Sensenbrenner Wu
Musgrave Serrano Wynn
Myrick Sessions Yarmuth
Nadler Sestak Young (AK)
Napolitano Shadegg Young (FL)
Neal (MA) Shays

NAYS—1

Burton (IN)

NOT VOTING—4

- Brown (SC) Davis, Lincoln
Buyer Norwood

So Title II was agreed to.

The SPEAKER pro tempore, Mr. McNULTY, announced that pursuant to section 4 of House Resolution 5, further proceedings will be postponed.

¶1.23 MESSAGE FROM THE SENATE

A message from the Senate by Ms. Curtis, one of its clerks, announced that the Senate has passed resolutions of the following titles in which the concurrence of the House is requested:

S. RES. 2

Resolved, That the Secretary inform the House of Representatives that a quorum of

the Senate is assembled and that the Senate is ready to proceed to business.

S. RES. 5

Resolved, That the House of Representatives be notified of the election of the Honorable Robert C. Byrd as President of the Senate pro tempore.

S. RES. 10

Resolved, That the House of Representatives be notified of the election of the Honorable Nancy Erickson as Secretary of the Senate.

S. RES. 13

Resolved, That the House of Representatives be notified of the election of the Honorable Terrance W. Gainer as Sergeant at Arms and Doorkeeper of the Senate.

The message also announced that pursuant to Public Law 95-521, the Chair, on behalf of the President pro tempore, appoints Patricia Mack Bryan, of Virginia, as Deputy Senate Legal Counsel, for a term of service to expire at the end of the 111th Congress.

The message also announced that pursuant to Public Law 95-521, the Chair, on behalf of the President pro tempore, appoints Morgan J. Frankel, of the District of Columbia, as Senate Legal Counsel, for a term of service to expire at the end of the 111th Congress.

¶1.24 FURTHER MESSAGE FROM THE SENATE

A further message from the Senate by Ms. Curtis, one of its clerks, announced that the Senate has passed a bill of the following title in which the concurrence of the House is requested:

S. 159. An Act to redesignate the White Rocks National Recreation Area in the State of Vermont as the "Robert T. Stafford White Rocks National Recreation Area".

¶1.25 COMMITTEE ELECTION—MAJORITY

Mr. EMANUEL, by direction of the Democratic Caucus, submitted the following privileged resolution (H. Res. 7): Resolved, That the following named Members be and are hereby elected to the following standing committees of the House of Representatives:

(1) COMMITTEE ON AGRICULTURE.—Mr. Peterson of Minnesota, Chairman.

(2) COMMITTEE ON APPROPRIATIONS.—Mr. Obey, Chairman; Mr. Murtha, Mr. Dicks, Mr. Mollohan, Ms. Kaptur, Mr. Visclosky, Mrs. Lowey, Mr. Serrano, Ms. DeLauro, Mr. Moran of Virginia, Mr. Oliver, Mr. Pastor, Mr. Price of North Carolina, Mr. Edwards, Mr. Cramer, Mr. Kennedy of Rhode Island, Mr. Hinchey, Ms. Roybal-Allard, Mr. Farr, Mr. Jackson of Illinois, Ms. Kilpatrick of Michigan, Mr. Boyd of Florida, Mr. Fattah, Mr. Rothman, Mr. Bishop of Georgia, Mr. Berry, Ms. Lee, Mr. Udall of New Mexico, Mr. Schiff, Mr. Honda, Ms. McCollum of Minnesota, Mr. Israel, Mr. Ryan of Ohio, Mr. Ruppertsberger, Mr. Chandler, Ms. Wasserman Schultz, Mr. Rodriguez.

(3) COMMITTEE ON ARMED SERVICES.—Mr. Skelton, Chairman.

(4) COMMITTEE ON THE BUDGET.—Mr. Spratt, Chairman.

(5) COMMITTEE ON EDUCATION AND LABOR.—Mr. George Miller of California, Chairman.

(6) COMMITTEE ON ENERGY AND COMMERCE.—Mr. Dingell, Chairman; Mr. Waxman, Mr. Markey, Mr. Boucher, Mr. Towns, Mr. Pallone, Mr. Gordon of Tennessee, Mr. Rush, Ms. Eshoo, Mr. Stupak, Mr. Engel, Mr. Wynn, Mr. Gene Green of Texas, Ms. DeGette, Mrs. Capps, Mr. Doyle, Ms. Harman, Mr. Allen, Ms. Schakowsky, Ms. Solis,



Mr. Gonzalez, Mr. Inslee, Ms. Baldwin, Mr. Ross, Ms. Hooley, Mr. Weiner, Mr. Matheson, Mr. Butterfield, Mr. Melancon, Mr. Barrow, Mr. Hill.

(7) COMMITTEE ON FINANCIAL SERVICES.—Mr. Frank of Massachusetts, Chairman.

(8) COMMITTEE ON FOREIGN AFFAIRS.—Mr. Lantos, Chairman.

(9) COMMITTEE ON HOMELAND SECURITY.—Mr. Thompson of Mississippi, Chairman.

(10) COMMITTEE ON HOUSE ADMINISTRATION.—Ms. Millender-McDonald, Chairman.

(11) COMMITTEE ON THE JUDICIARY.—Mr. Conyers, Chairman.

(12) COMMITTEE ON NATURAL RESOURCES.—Mr. Rahall, Chairman.

(13) COMMITTEE ON OVERSIGHT AND GOVERNMENT REFORM.—Mr. Waxman, Chairman.

(14) COMMITTEE ON RULES.—Ms. Slaughter, Chairman.

(15) COMMITTEE ON SCIENCE AND TECHNOLOGY.—Mr. Gordon of Tennessee, Chairman.

(16) COMMITTEE ON SMALL BUSINESS.—Ms. Velázquez, Chairman.

(17) COMMITTEE ON STANDARDS OF OFFICIAL CONDUCT.—Mrs. Jones of Ohio, Chairman.

(18) COMMITTEE ON TRANSPORTATION AND INFRASTRUCTURE.—Mr. Oberstar, Chairman.

(19) COMMITTEE ON VETERANS' AFFAIRS.—Mr. Filner, Chairman.

(20) COMMITTEE ON WAYS AND MEANS.—Mr. Rangel, Chairman; Mr. Stark, Mr. Levin, Mr. McDermott, Mr. Lewis of Georgia, Mr. Neal of Massachusetts, Mr. McNulty, Mr. Tanner, Mr. Becerra, Mr. Doggett, Mr. Pomeroy, Mrs. Jones of Ohio, Mr. Thompson of California, Mr. Larson of Connecticut, Mr. Emanuel, Mr. Blumenauer, Mr. Kind, Mr. Pascrell, Ms. Berkley, Mr. Crowley, Mr. Van Hollen, Mr. Meek of Florida, Ms. Schwartz, Mr. Davis of Alabama.

When said resolution was considered and agreed to.

A motion to reconsider the vote whereby said resolution was agreed to was, by unanimous consent, laid on the table.

#### ¶1.26 COMMITTEE ELECTION—MINORITY

Mr. PUTNAM, by direction of the Republican Conference, submitted the following privileged resolution (H. Res. 8):

*Resolved*, That the following named Members be and are hereby elected to the following standing committees of the House of Representatives:

(1) COMMITTEE ON AGRICULTURE.—Mr. Goodlatte.

(2) COMMITTEE ON APPROPRIATIONS.—Mr. Lewis of California, Mr. Young of Florida, Mr. Regula, Mr. Rogers of Kentucky, Mr. Wolf, Mr. Walsh of New York, Mr. Hobson, Mr. Knollenberg, Mr. Kingston, Mr. Frelinghuysen, Mr. Wicker, Mr. Tiahrt, Mr. Wamp, Mr. Latham, Mr. Aderholt, Mrs. Emerson, Ms. Granger, Mr. Peterson of Pennsylvania, Mr. Goode, Mr. Doolittle, Mr. LaHood, Mr. Weldon of Florida, Mr. Simpson, Mr. Culberson, Mr. Kirk, Mr. Crenshaw, Mr. Rehberg, Mr. Carter, Mr. Alexander.

(3) COMMITTEE ON ARMED SERVICES.—Mr. Hunter.

(4) COMMITTEE ON THE BUDGET.—Mr. Ryan of Wisconsin.

(5) COMMITTEE ON EDUCATION AND LABOR.—Mr. McKeon.

(6) COMMITTEE ON ENERGY AND COMMERCE.—Mr. Barton of Texas.

(7) COMMITTEE ON FINANCIAL SERVICES.—Mr. Bachus.

(8) COMMITTEE ON FOREIGN AFFAIRS.—Ms. Ros-Lehtinen.

(9) COMMITTEE ON HOMELAND SECURITY.—Mr. King of New York.

(10) COMMITTEE ON HOUSE ADMINISTRATION.—Mr. Ehlers, Mr. Daniel E. Lungren of California, Mr. McCarthy of California.

(11) COMMITTEE ON THE JUDICIARY.—Mr. Smith of Texas.

(12) COMMITTEE ON NATURAL RESOURCES.—Mr. Young of Alaska.

(13) COMMITTEE ON OVERSIGHT AND GOVERNMENT REFORM.—Mr. Tom Davis of Virginia.

(14) COMMITTEE ON RULES.—Mr. Dreier, Mr. Lincoln Diaz-Balart of Florida, Mr. Hastings of Washington, Mr. Sessions.

(15) COMMITTEE ON SCIENCE AND TECHNOLOGY.—Mr. Hall of Texas.

(16) COMMITTEE ON SMALL BUSINESS.—Mr. Chabot.

(17) COMMITTEE ON STANDARDS OF OFFICIAL CONDUCT.—Mr. Hastings of Washington.

(18) COMMITTEE ON TRANSPORTATION AND INFRASTRUCTURE.—Mr. Mica.

(19) COMMITTEE ON VETERANS' AFFAIRS.—Mr. Buyer.

(20) COMMITTEE ON WAYS AND MEANS.—Mr. McCrery, Mr. Herger, Mr. Camp of Michigan, Mr. Ramstad, Mr. Sam Johnson of Texas, Mr. English of Pennsylvania, Mr. Weller of Illinois, Mr. Hulshof, Mr. Lewis of Kentucky, Mr. Brady of Texas, Mr. Reynolds, Mr. Ryan of Wisconsin, Mr. Cantor, Mr. Linder, Mr. Nunes, Mr. Tiberi, Mr. Porter.

When said resolution was considered and agreed to.

A motion to reconsider the vote whereby said resolution was agreed to was, by unanimous consent, laid on the table.

#### ¶1.27 MINORITY EMPLOYEES

Mr. PUTNAM, by unanimous consent, submitted the following resolution, which was considered and agreed to (H. Res. 9):

*Resolved*, That pursuant to the Legislative Pay Act of 1929, as amended, the six minority employees authorized therein shall be the following named persons, effective January 3, 2007, until otherwise ordered by the House, to-wit: Jo-Marie St. Martin, Mike Sommers, Dave Schnittger, Brian Kennedy, George Rogers, and Jay Cranford, each to receive gross compensation pursuant to the provisions of House Resolution 119, Ninety-fifth Congress, as enacted into permanent law by section 115 of Public Law 95-94. In addition, the Minority Leader may appoint and set the annual rate of pay for up to three further minority employees.

#### ¶1.28 DAILY HOUR OF MEETING

Ms. SLAUGHTER, submitted the following privileged resolution, which was considered and agreed to (H. Res. 10):

*Resolved*, That unless otherwise ordered, before Monday, May 14, 2007, the hour of daily meeting of the House shall be 2 p.m. on Mondays; noon on Tuesdays; and 10 a.m. on all other days of the week; and from Monday, May 14, 2007, until the end of the first session, the hour of daily meeting of the House shall be noon on Mondays; 10 a.m. on Tuesdays, Wednesdays, and Thursdays; and 9 a.m. on all other days of the week.

#### ¶1.29 ASSEMBLY OF HOUSE AND SENATE OUTSIDE OF DISTRICT OF COLUMBIA

Ms. SLAUGHTER, submitted the following privileged concurrent resolution (H. Con. Res. 1):

*Resolved by the House of Representatives (the Senate concurring)*, That pursuant to clause 4, section 5, article I of the Constitution, during the One Hundred Tenth Congress the Speaker of the House and the Majority Leader of the Senate or their respective designees, acting jointly after consultation with

the Minority Leader of the House and the Minority Leader of the Senate, may notify the Members of the House and the Senate, respectively, to assemble at a place outside the District of Columbia if, in their opinion, the public interest shall warrant it.

When said concurrent resolution was considered and agreed to.

A motion to reconsider the vote whereby said concurrent resolution was agreed to was, by unanimous consent, laid on the table.

*Ordered*, That the Clerk request the concurrence of the Senate in said concurrent resolution.

#### ¶1.30 HONORING THE LATE FORMER PRESIDENT GERALD R. FORD

Mr. HOYER, submitted the following privileged resolution (H. Res. 11):

*Resolved*, That the House of Representatives has learned with profound regret and sorrow of the death of Gerald R. Ford, thirty-eighth President of the United States of America.

*Resolved*, That the House tenders its deep sympathy to the members of the family of the former President in their bereavement.

*Resolved*, That the Clerk communicate these resolutions to the Senate and transmit a copy of the same to the family of the former President.

*Resolved*, That when the House adjourns today, it adjourn as a further mark of respect to the memory of the former President.

When said resolution was considered and agreed to.

A motion to reconsider the vote whereby said resolution was agreed to was, by unanimous consent, laid on the table.

#### ¶1.31 HOUR OF MEETING

On motion of Mr. HOYER, by unanimous consent,

*Ordered*, That when the House adjourns today, it adjourn to meet at 9:30 a.m. on Friday, January 5, 2007.

#### ¶1.32 ORDER OF BUSINESS—SPEAKER, MAJORITY LEADER, AND MINORITY LEADER TO ACCEPT RESIGNATIONS, APPOINT COMMISSIONS

On motion of Mr. HOYER, by unanimous consent,

*Ordered*, That during the One Hundred Tenth Congress, the Speaker, Majority Leader, and Minority Leader be authorized to accept resignations and to make appointments authorized by law or by the House.

#### ¶1.33 EXTENSIONS OF REMARKS

On motion of Mr. HOYER, by unanimous consent,

*Ordered*, That during the One Hundred Tenth Congress, all Members be permitted to extend their remarks and to include extraneous material within the permitted limit in that section of the CONGRESSIONAL RECORD entitled "Extensions of Remarks".

#### ¶1.34 ORDER OF BUSINESS—MORNING-HOUR DEBATE AND SPECIAL ORDERS

On motion of Mr. HOYER, by unanimous consent,

*Ordered*, That during the first session of the One Hundred Tenth Congress: (1) on legislative days of Monday when the

House convenes pursuant to House Resolution 10, the House shall convene 90 minutes earlier than the time otherwise established by that resolution solely for the purpose of conducting morning-hour debate; and (2) on legislative days of Tuesday when the House convenes pursuant to House Resolution 10: (a) before May 14, 2007, the House shall convene for morning-hour debate 90 minutes earlier than the time otherwise established by that resolution; and (b) after May 14, 2007, the House shall convene for morning-hour debate one hour earlier than the time otherwise established by that resolution; and (3) on legislative days of Monday or Tuesday, when the House convenes for morning-hour debate pursuant to an order other than House Resolution 10, the House shall resume its session 90 minutes after the time otherwise established by that order; (4) the time for morning-hour debate shall be limited to the 30 minutes allocated to each party, except that on Tuesdays after May 14, 2007, the time shall be limited to 25 minutes allocated to each party and may not continue beyond 10 minutes before the hour appointed for the resumption of the session of the House; and (5) the form of proceeding for morning-hour debate shall be as follows: (a) the prayer by the Chaplain, the approval of the Journal, and the Pledge of Allegiance to the flag shall be postponed until resumption of the session of the House; (b) initial and subsequent recognitions for debate shall alternate between the parties; (c) recognition shall be conferred by the Speaker only pursuant to lists submitted by the majority leader and by the minority leader; (d) no Member may address the House for longer than 5 minutes, except the majority leader, the minority leader or the minority whip; and (e) following morning-hour debate, the Chair shall declare a recess pursuant to clause 12(a) of rule I until the time appointed for the resumption of the session of the House.

#### ¶1.35 REPORT OF COMMITTEE TO NOTIFY THE PRESIDENT

Mr. HOYER was recognized and said: "Mr. Speaker, your committee appointed on the part of the House to join a like committee on the part of the Senate to notify the President of the United States that a quorum of each House has been assembled and is ready to receive any communication that he may be pleased to make has performed that duty."

#### ¶1.36 COMMUNICATION FROM THE CLERK

The SPEAKER pro tempore, Mr. McNULTY, laid before the House a communication, which was read as follows:

OFFICE OF THE CLERK,  
HOUSE OF REPRESENTATIVES,  
Washington, DC, January 4, 2007.

Hon. NANCY PELOSI,  
*The Speaker, House of Representatives, Washington, DC.*

DEAR MADAME SPEAKER: Under Clause 2(g) of Rule II of the Rules of the U.S. House of

Representatives, I herewith designate Ms. Marjorie C. Kelaher, Deputy Clerk, and Mr. Jorge E. Sorensen, Deputy Clerk, to sign any and all papers and do all other acts for me under the name of the Clerk of the House which they would be authorized to do by virtue of this designation, except such as are provided by statute, in case of my temporary absence or disability.

This designation shall remain in effect for the 110th Congress or until modified by me.

With best wishes, I am,

Sincerely,

KAREN L. HAAS,  
*Clerk of the House.*

#### ¶1.37 HOUSE OFFICE BUILDING COMMISSION

The SPEAKER pro tempore, Mr. McNULTY, announced that the Speaker, pursuant to 2 United States Code 2001, and the order of the House of today, appointed the gentleman from Maryland [Mr. HOYER], and the gentleman from Ohio, [Mr. BOEHNER], as Members of the House Office Building Commission to serve with the Speaker.

#### ¶1.38 WHOLE NUMBER OF THE HOUSE OF REPRESENTATIVES ADJUSTED

The SPEAKER pro tempore, Mr. McNULTY, by unanimous consent, announced that, under clause 5(d) of rule XX, in light of the administration of the oath of office to Messrs. GOHMERT, ROGERS of Michigan, and MORAN of Kansas that the whole number of the House is 435.

#### ¶1.39 COMMUNICATIONS

Under clause (8) of rule (XII), executive and other communications were taken from the Speaker's table and referred as follows:

1. A letter from the Chairman and President, Export-Import Bank, transmitting a report on transactions involving U.S. exports to Mexico pursuant to Section 2(b)(3) of the Export-Import Bank Act of 1945, as amended; to the Committee on Financial Services.

2. A letter from the Director, Office of Standards, Regulations and Variances, Department of Labor, transmitting the Department's final rule — Emergency Mine Evacuation (RIN: 1219-AB46) received December 13, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Education and Labor.

3. A letter from the Director, Defense Security Cooperation Agency, transmitting reports in accordance with Section 36(a) of the Arms Export Control Act, pursuant to 22 U.S.C. 2776(a); to the Committee on Foreign Affairs.

4. A letter from the Secretary, Department of Commerce, transmitting a six-month report prepared by the Department of Commerce's Bureau of Industry and Security on the national emergency declared by Executive Order 13222 of August 17, 2001, and continued on August 14, 2002, August 7, 2003, and August 6, 2004 to deal with the threat to the national security, foreign policy, and economy of the United States caused by the lapse of the Export Administration Act of 1979, pursuant to 50 U.S.C. 1641(e); to the Committee on Foreign Affairs.

5. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting a report on the status of consular training with respect to travel or identity documents, pursuant to Section 7201(d) of the Intelligence Reform and Terrorism Prevention Act of 2004, pursuant to 42 U.S.C. 2155(b)(2); to the Committee on Foreign Affairs.

6. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting pursuant to section 36(d) of the Arms Export Control Act, certification regarding the proposed manufacturing license agreement for the manufacture of significant military equipment in the Government of the United Kingdom (Transmittal No. DDTC 063-06); to the Committee on Foreign Affairs.

7. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting consistent with the Authorization for Use of Military Force Against Iraq Resolution of 2002 (Pub. L. 107-243), the Authorization for the Use of Force Against Iraq Resolution (Pub. L. 102-1), and in order to keep the Congress fully informed, a report prepared by the Department of State for the October 12, 2006 — December 20, 2006 reporting period including matters relating to post-liberation Iraq under Section 7 of the Iraq Liberation Act of 1998 (Pub. L. 105-338); to the Committee on Foreign Affairs.

8. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting pursuant to Section 620(q) of the Foreign Assistance Act of 1961, as amended, waiving restrictions on assistance to the Democratic Republic of Congo resulting from the country's default on certain U.S. loans; to the Committee on Foreign Affairs.

9. A letter from the Deputy Secretary, Department of Defense, transmitting the semi-annual report of the Inspector General for the period April 1, 2006 through September 30, 2006, pursuant to 5 U.S.C. app. (Insp. Gen. Act) section 5(b); to the Committee on Oversight and Government Reform.

10. A letter from the White House Liaison, Department of Education, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Oversight and Government Reform.

11. A letter from the Presidential Appointments Officer, Department of State, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Oversight and Government Reform.

12. A letter from the Presidential Appointments Officer, Department of State, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Oversight and Government Reform.

13. A letter from the Presidential Appointments Officer, Department of State, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Oversight and Government Reform.

14. A letter from the Presidential Appointments Officer, Department of State, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Oversight and Government Reform.

15. A letter from the Presidential Appointments Officer, Department of State, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Oversight and Government Reform.

16. A letter from the Presidential Appointments Officer, Department of State, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Oversight and Government Reform.

17. A letter from the Chair, Equal Employment Opportunity Commission, transmitting the semiannual report on the activities of the Inspector General and management's report for the period ending September 30, 2006, pursuant to 5 U.S.C. app. (Insp. Gen. Act) section 5(b); to the Committee on Oversight and Government Reform.

18. A letter from the Chairman and General Counsel, National Labor Relations Board,

transmitting the semiannual report on the activities of the Office of Inspector General of the National Labor Relations Board for the period April 1, 2006 through September 30, 2006, pursuant to 5 U.S.C. app. (Insp. Gen. Act) section 8G(h)(2); to the Committee on Oversight and Government Reform.

19. A letter from the Secretary, Postal Rate Commission, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Oversight and Government Reform.

20. A letter from the Clerk, U.S. House of Representatives, transmitting list of reports pursuant to clause 2, Rule II of the Rules of the House of Representatives, pursuant to Rule II, clause 2(b), of the Rules of the House; (H. Doc. No. 110-4); to the Committee on House Administration and ordered to be printed.

21. A letter from the Acting Assistant Attorney General, Department of Justice, transmitting the 2005 Annual Report of the National Institute of Justice (NIJ), pursuant to 42 U.S.C. 3766(c) and 3789e; to the Committee on the Judiciary.

22. A letter from the Regulations Coordinator, CMS, Department of Health and Human Services, transmitting the Department's "Major" final rule — Final Rules for Nondiscrimination and Wellness Programs in Health Coverage in the Group Market (RIN: 0938-A108) received December 13, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

23. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting a copy of Presidential Determination No. 2007-5, pursuant to Section 574(d) of the Foreign Operations, Export Financing and Related Program Appropriations Act of 2006, Pub. L. 109-102; jointly to the Committees on Foreign Affairs and Appropriations.

#### ¶1.40 SENATE BILL REFERRED

A bill of the Senate of the following title was taken from the Speaker's table and, under the rule, referred as follows:

S. 159. An Act to redesignate the White Rocks National Recreation Area in the State of Vermont as the "Robert T. Stafford White Rocks National Recreation Area"; to the Committee on Natural Resources.

And then,

#### ¶1.41 ADJOURNMENT

On motion of Mr. PRICE of Georgia, pursuant to House Resolution 11, and the previous order of the House of today, at 9 o'clock and 49 minutes p.m., the House adjourned as a further mark of respect to the memory of the late Honorable Gerald R. Ford, thirty-eighth President of the United States, until 9:30 a.m., Friday, January 5, 2007.

#### ¶1.42 PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XII, public bills and resolutions of the following titles were introduced and severally referred, as follows:

By Mr. SCHIFF (for himself, Mr. FLAKE, Mr. VAN HOLLEN, Mr. INGLIS of South Carolina, Mr. INSLEE, and Mr. MACK):

H.R. 11. A bill to reiterate that chapters 119 and 121 of title 18, United States Code, and the Foreign Intelligence Surveillance Act of 1978 are the exclusive means by which domestic electronic surveillance may be con-

ducted, and for other purposes; to the Committee on the Judiciary, and in addition to the Committee on Intelligence (Permanent Select), for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. KIRK:

H.R. 12. A bill to permit certain school districts in Illinois to be reconstituted for purposes of determining assistance under the Impact Aid program; to the Committee on Education and Labor.

By Mr. BACA:

H.R. 13. A bill to direct the Secretary of the Army to conduct a study to determine the feasibility of carrying out a project for water supply for Rialto, Fontana, and Colton, California; to the Committee on Transportation and Infrastructure.

By Mr. KIRK (for himself and Mr. PLATTS):

H.R. 14. A bill to amend title 5, United States Code, to deny retirement benefits accrued by an individual as a Member of Congress if such individual is convicted of any of certain offenses; to the Committee on House Administration, and in addition to the Committee on Oversight and Government Reform, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. DINGELL:

H.R. 15. A bill to provide a program of national health insurance, and for other purposes; to the Committee on Energy and Commerce, and in addition to the Committee on Ways and Means, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. GILCHREST (for himself, Mr. VAN HOLLEN, Mr. TOM DAVIS of Virginia, Mr. SCOTT of Virginia, Mrs. DRAKE, Mr. HOYER, Mr. CASTLE, Mr. MORAN of Virginia, Mr. PLATTS, Mr. RUPPERSBERGER, Mr. BARTLETT of Maryland, Mr. HOLDEN, Mr. WOLF, Mr. CUMMINGS, Mrs. JO ANN DAVIS of Virginia, Mr. WYNN, Ms. NORTON, Mr. HINCHAY, and Mr. SARBANES):

H.R. 16. A bill to amend the Federal Water Pollution Control Act to improve and reauthorize the Chesapeake Bay program; to the Committee on Transportation and Infrastructure.

By Mr. DEFAZIO (for himself, Mr. WALDEN of Oregon, Mr. SPRATT, Mr. PETERSON of Minnesota, Mr. OBERSTAR, Mr. DICKS, Mr. BARTON of Texas, Mr. YOUNG of Alaska, Mr. HERGER, Mr. DOOLITTLE, Mr. HASTINGS of Washington, Mrs. CUBIN, Mr. BOYD of Florida, Mr. BERRY, Mr. RADANOVICH, Ms. HOOLEY, Mr. SIMPSON, Mr. THOMPSON of California, Mr. UDALL of New Mexico, Mr. BAIRD, Mr. BOOZMAN, Mr. PETERSON of Pennsylvania, Mr. REHBERG, Ms. HERSETH, Mr. BURGESS, Mr. RENZI, Mrs. MCMORRIS RODGERS, Mr. RAHALL, Mr. LIPINSKI, and Ms. SLAUGHTER):

H.R. 17. A bill to reauthorize the Secure Rural Schools and Community Self-Determination Act of 2000, and for other purposes; to the Committee on Agriculture, and in addition to the Committee on Natural Resources, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. RUSH (for himself, Mr. UPTON, and Mr. CONYERS):

H.R. 18. A bill to provide for the issuance of a commemorative postage stamp in honor of

Rosa Parks; to the Committee on Oversight and Government Reform.

By Mr. CALVERT (for himself, Mrs. BLACKBURN, Mrs. BONO, Mr. GARY G. MILLER of California, Mr. ROHR-ABACHER, Mr. DREIER, Mr. GALLEGLY, Mr. ISSA, Mr. LEWIS of California, Mr. ROYCE, Mr. SESSIONS, Mr. WAMP, Mr. BURGESS, Mr. HUNTER, Mr. SENSENBRENNER, and Mr. GOODE):

H.R. 19. A bill to require employers to conduct employment eligibility verification; to the Committee on the Judiciary, and in addition to the Committee on Education and Labor, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. RUSH:

H.R. 20. A bill to provide for research on, and services for individuals with, postpartum depression and psychosis; to the Committee on Energy and Commerce.

By Mr. FARR (for himself, Mr. ALLEN, Mr. GILCHREST, and Mr. SAXTON):

H.R. 21. A bill to establish a national policy for our oceans, to strengthen the National Oceanic and Atmospheric Administration, to establish a national and regional ocean governance structure, and for other purposes; to the Committee on Natural Resources, and in addition to the Committee on Science and Technology, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. COLE of Oklahoma (for himself, Mr. HUNTER, Mr. HAYES, Mr. FRANKS of Arizona, Mrs. DRAKE, Mr. MILLER of Florida, Ms. FALLIN, Mr. BARTLETT of Maryland, Mr. BISHOP of Utah, Mr. LUCAS, Mr. WILSON of South Carolina, Mr. GINGREY, Mr. BUTTERFIELD, Mrs. MILLER of Michigan, Mrs. MCMORRIS RODGERS, Mr. MCKEON, Mr. KLINE of Minnesota, Mr. BOREN, Mr. SAXTON, Mrs. JO ANN DAVIS of Virginia, Mr. TURNER, Mr. DAVIS of Kentucky, and Mr. JONES of North Carolina):

H.R. 22. A bill to make appropriations for military construction and family housing projects for the Department of Defense for fiscal year 2007, and for other purposes; to the Committee on Appropriations.

By Mr. FILNER:

H.R. 23. A bill to amend title 46, United States Code, to provide benefits to certain individuals who served in the United States merchant marine (including the Army Transport Service and the Naval Transport Service) during World War II; to the Committee on Veterans' Affairs, and in addition to the Committee on Ways and Means, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. RADANOVICH (for himself, Mrs. NAPOLITANO, Mr. CARDOZA, Mr. COSTA, and Mr. GEORGE MILLER of California):

H.R. 24. A bill to authorize the implementation of the San Joaquin River Restoration Settlement; to the Committee on Natural Resources.

By Mr. LINDER (for himself, Mr. BOREN, Mrs. MYRICK, Mr. MCCAUL of Texas, Mr. WESTMORELAND, Mr. CULBERSON, Mr. MILLER of Florida, Mr. PENCE, Mr. CONAWAY, Mr. CRENSHAW, Mr. NORWOOD, Mr. FEENEY, Mr. DEAL of Georgia, Mr. PRICE of Georgia, Mr. POE, Mrs. JO ANN DAVIS of Virginia, Mr. TANCREDO, Mr. BACHUS, Mr. GOODE, Ms. GRANGER, Mr. PEARCE, Mr. BRADY of Texas, Mr. NEUGEBAUER,

Mr. BURTON of Indiana, and Mr. STEARNS);

H.R. 25. A bill to promote freedom, fairness, and economic opportunity by repealing the income tax and other taxes, abolishing the Internal Revenue Service, and enacting a national sales tax to be administered primarily by the States; to the Committee on Ways and Means.

By Mr. ISSA (for himself and Mr. DREIER):

H.R. 26. A bill to amend section 276 of the Immigration and Nationality Act to impose mandatory sentencing ranges with respect to aliens who reenter the United States after having been removed, and for other purposes; to the Committee on the Judiciary.

By Mr. ISSA:

H.R. 27. A bill to designate the exclusive economic zone of the United States as the "Ronald Wilson Reagan Exclusive Economic Zone of the United States"; to the Committee on Natural Resources.

By Mr. ISSA:

H.R. 28. A bill to transfer certain land in Riverside County, California, and San Diego County, California, from the Bureau of Land Management to the United States to be held in trust for the Pechanga Band of Luiseno Mission Indians, and for other purposes; to the Committee on Natural Resources.

By Mr. ISSA:

H.R. 29. A bill to authorize the Secretary of the Interior to construct facilities to provide water for irrigation, municipal, domestic, military, and other uses from the Santa Margarita River, California, and for other purposes; to the Committee on Natural Resources, and in addition to the Committee on Armed Services, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. ISSA:

H.R. 30. A bill to amend the Reclamation Wastewater and Groundwater Study and Facilities Act to authorize the Secretary of the Interior to participate in the Eastern Municipal Water District Recycled Water System Pressurization and Expansion Project; to the Committee on Natural Resources.

By Mr. ISSA (for himself, Mr. CALVERT, and Mrs. BONO):

H.R. 31. A bill to amend the Reclamation Wastewater and Groundwater Study and Facilities Act to authorize the Secretary of the Interior to participate in the Elsinore Valley Municipal Water District Wildomar Service Area Recycled Water Distribution Facilities and Alberhill Wastewater Treatment and Reclamation Facility Projects; to the Committee on Natural Resources.

By Mr. ISSA:

H.R. 32. A bill to provide for a credit for certain health care benefits in determining the minimum wage; to the Committee on Education and Labor.

By Mr. ISSA:

H.R. 33. A bill to provide for a credit for employers of tipped employees in determining the minimum wage required in States that require employers to pay a minimum wage at a rate higher than the Federal rate; to the Committee on Education and Labor.

By Mr. ISSA (for himself and Mr. SCHIFF):

H.R. 34. A bill to establish a pilot program in certain United States district courts to encourage enhancement of expertise in patent cases among district judges; to the Committee on the Judiciary.

By Mr. EHLERS:

H.R. 35. A bill to amend the Elementary and Secondary Education Act of 1965 to require the use of science assessments in the calculation of adequate yearly progress, and for other purposes; to the Committee on Education and Labor.

By Mr. EHLERS:

H.R. 36. A bill to amend the Internal Revenue Code of 1986 to encourage teachers to pursue teaching math and science subjects at elementary and secondary schools; to the Committee on Ways and Means.

By Mr. EHLERS:

H.R. 37. A bill to amend the Internal Revenue Code of 1986 to encourage businesses to improve math and science education at elementary and secondary schools; to the Committee on Ways and Means.

By Mr. EHLERS:

H.R. 38. A bill to amend the Head Start Act to improve the math and science readiness of disadvantaged children; to the Committee on Education and Labor.

By Mr. MARKEY (for himself and Mr. RAMSTAD):

H.R. 39. A bill to preserve the Arctic coastal plain of the Arctic National Wildlife Refuge, Alaska, as wilderness in recognition of its extraordinary natural ecosystems and for the permanent good of present and future generations of Americans; to the Committee on Natural Resources.

By Mr. CONYERS (for himself, Mr. NADLER, Ms. JACKSON-LEE of Texas, Ms. KILPATRICK, Ms. NORTON, Mr. OLVER, Mr. WYNN, Mr. BISHOP of Georgia, Mr. RUSH, Mr. THOMPSON of Mississippi, Ms. MILLENDER-MCDONALD, Mr. CUMMINGS, Mrs. CHRISTENSEN, Ms. LEE, Mr. HONDA, and Mr. CLAY):

H.R. 40. A bill to acknowledge the fundamental injustice, cruelty, brutality, and inhumanity of slavery in the United States and the 13 American colonies between 1619 and 1865 and to establish a commission to examine the institution of slavery, subsequently de jure and de facto racial and economic discrimination against African-Americans, and the impact of these forces on living African-Americans, to make recommendations to the Congress on appropriate remedies, and for other purposes; to the Committee on the Judiciary.

By Ms. VELÁZQUEZ:

H.R. 41. A bill to repeal the prohibition on the payment of interest on demand deposits, and for other purposes; to the Committee on Financial Services.

By Ms. VELÁZQUEZ:

H.R. 42. A bill to amend the Communications Act of 1934 to continue in effect and expand the Lifeline Assistance Program and the Link Up Program, and for other purposes; to the Committee on Energy and Commerce.

By Ms. VELÁZQUEZ:

H.R. 43. A bill to amend the Housing and Community Development Act of 1974 to provide financial assistance for the development and reuse of brownfields; to the Committee on Financial Services.

By Ms. VELÁZQUEZ (for herself and Mr. TOWNS):

H.R. 44. A bill to preserve affordable housing opportunities for low-income families, and for other purposes; to the Committee on Financial Services.

By Ms. VELÁZQUEZ (for herself, Mr. SERRANO, Mr. CROWLEY, and Mr. TOWNS):

H.R. 45. A bill to authorize the Secretary of Agriculture to make grants to community-based organizations and local redevelopment agencies operating in low-income communities to promote increased access to and consumption of fresh fruits, fresh vegetables, and other healthy foods among residents of such communities, and for other purposes; to the Committee on Energy and Commerce, and in addition to the Committees on Agriculture, and Ways and Means, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Ms. VELÁZQUEZ:

H.R. 46. A bill to amend the Internal Revenue Code of 1986 to provide tax incentives for small businesses, and for other purposes; to the Committee on Ways and Means.

By Mr. BUTTERFIELD (for himself, Mr. CLYBURN, and Ms. NORTON):

H.R. 47. A bill to direct the Architect of the Capitol to establish and display within the Capitol Visitor Center a suitable exhibit which depicts the Congressional careers, accomplishments, and contributions of the 22 African-American Members of Congress who served during the Reconstruction and Post-Reconstruction Eras, and a suitable exhibit which acknowledges the use of slave labor in the construction of the Capitol; to the Committee on House Administration.

By Mr. WELCH of Vermont:

H.R. 48. A bill to redesignate the White Rocks National Recreation Area in the State of Vermont as the "Robert T. Stafford White Rocks National Recreation Area"; to the Committee on Natural Resources.

By Mr. UDALL of Colorado:

H.R. 49. A bill to designate the facility of the United States Postal Service located at 1300 North Frontage Road West in Vail, Colorado, as the "Gerald R. Ford, Jr. Post Office Building"; to the Committee on Oversight and Government Reform.

By Mr. YOUNG of Alaska:

H.R. 50. A bill to reauthorize the African Elephant Conservation Act and the Rhinoceros and Tiger Conservation Act of 1994; to the Committee on Natural Resources.

By Mrs. CHRISTENSEN:

H.R. 51. A bill to amend titles XI and XIX of the Social Security Act to remove the cap on Medicaid payments for Puerto Rico, the Virgin Islands, Guam, the Northern Mariana Islands, and American Samoa and to adjust the Medicaid statutory matching rate for those territories; to the Committee on Energy and Commerce.

By Mrs. CHRISTENSEN:

H.R. 52. A bill to amend the Internal Revenue Code of 1986 to repeal the cap on the cover over of tax on distilled spirits to Puerto Rico and the Virgin Islands; to the Committee on Ways and Means.

By Mrs. CHRISTENSEN:

H.R. 53. A bill to authorize the Secretary of the Interior to enter into a long-term lease with the Government of the United States Virgin Islands to provide land on the island of Saint John, Virgin Islands, for the establishment of a school, and for other purposes; to the Committee on Natural Resources.

By Mrs. CHRISTENSEN:

H.R. 54. A bill to expand the eligibility of individuals to qualify for loan forgiveness for teachers in order to provide additional incentives for teachers currently employed or seeking employment in economically depressed rural areas, Territories, and Indian Reservations; to the Committee on Education and Labor.

By Mrs. CHRISTENSEN:

H.R. 55. A bill to establish the District Court of the Virgin Islands as a court under article III of the United States Constitution; to the Committee on the Judiciary.

By Mrs. CHRISTENSEN:

H.R. 56. A bill to extend the supplemental security income benefits program to Guam and the United States Virgin Islands; to the Committee on Ways and Means.

By Mrs. CHRISTENSEN:

H.R. 57. A bill to repeal certain sections of the Act of May 26, 1936, pertaining to the Virgin Islands; to the Committee on Natural Resources.

By Mrs. CHRISTENSEN:

H.R. 58. A bill to amend the Revised Organic Act of the Virgin Islands to authorize the legislature of the Virgin Islands to create municipal governments; to the Committee on Natural Resources.

By Mrs. CHRISTENSEN:

H.R. 59. A bill to convey certain submerged lands to the Government of the Virgin Islands, and for other purposes; to the Committee on Natural Resources.

By Mr. BAIRD (for himself, Mr. BRADY of Texas, Mr. COOPER, Mr. WAMP, Mr. McDERMOTT, Mr. INSLEE, Mr. DICKS, Mr. SMITH of Washington, Mr. LARSEN of Washington, Mr. REICHERT, Mr. HASTINGS of Washington, and Mrs. MCMORRIS RODGERS):

H.R. 60. A bill to amend the Internal Revenue Code of 1986 to make permanent the deduction of State and local general sales taxes; to the Committee on Ways and Means.

By Mr. BARTLETT of Maryland:

H.R. 61. A bill to amend the Floyd D. Spence National Defense Authorization Act for Fiscal Year 2001 to extend the deadline for the submission of the final report of the Commission to Assess the Threat to the United States from Electromagnetic Pulse Attack, to provide for the appointment of additional members for the Commission, to ensure the availability of funds for the Commission, and for other purposes; to the Committee on Armed Services.

By Mr. BARTLETT of Maryland:

H.R. 62. A bill to amend the National Defense Authorization Act for Fiscal Year 2006 to extend the deadline for the submission of the final report of the Commission on the Implementation of the New Strategic Posture of the United States, to provide for the appointment of additional members for the Commission, to ensure the availability of funds for the Commission, and for other purposes; to the Committee on Armed Services.

By Mr. BARTLETT of Maryland:

H.R. 63. A bill to provide that the approved application under the Federal Food, Drug, and Cosmetic Act for the drug commonly known as RU-486 is deemed to have been withdrawn, to provide for the review by the Comptroller General of the United States of the process by which the Food and Drug Administration approved such drug, and for other purposes; to the Committee on Energy and Commerce.

By Mr. BARTLETT of Maryland:

H.R. 64. A bill to direct the Secretary of Homeland Security to establish an independent panel to assess the homeland security needs of the National Capital Region; to the Committee on Homeland Security.

By Mr. MCINTYRE (for himself, Mr. ETHERIDGE, Mr. FALCOMA, Mr. HAYES, Ms. HERSETH, Mr. HINCHEY, Mr. KILDEE, Mr. MILLER of North Carolina, Mr. PRICE of North Carolina, Mr. WATT, and Mr. RAHALL):

H.R. 65. A bill to provide for the recognition of the Lumbee Tribe of North Carolina, and for other purposes; to the Committee on Natural Resources.

By Mr. MCINTYRE (for himself and Mr. HAYES):

H.R. 66. A bill to establish the SouthEast Crescent Authority, and for other purposes; to the Committee on Transportation and Infrastructure, and in addition to the Committee on Financial Services, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. MCINTYRE:

H.R. 67. A bill to amend title 38, United States Code, to improve the outreach activities of the Department of Veterans Affairs, and for other purposes; to the Committee on Veterans' Affairs.

By Mr. MCINTYRE:

H.R. 68. A bill to amend the Water Resources Development Act of 1976 to allow the Secretary of the Army to extend the period during which the Secretary may provide

beach nourishment for a water resources development project; to the Committee on Transportation and Infrastructure.

By Mr. MCINTYRE:

H.R. 69. A bill to amend title II of the Social Security Act to eliminate the 5-month waiting period for entitlement to disability benefits and to eliminate reconsideration as an intervening step between initial benefit entitlement decisions and subsequent hearings on the record on such decisions; to the Committee on Ways and Means.

By Mrs. JO ANN DAVIS of Virginia:

H.R. 70. A bill to authorize States to regulate the receipt and disposal of out-of-State municipal solid waste; to the Committee on Energy and Commerce.

By Mr. BARTLETT of Maryland:

H.R. 71. A bill to amend the Federal Election Campaign Act of 1971 to repeal the requirement that persons making disbursements for electioneering communications file reports on such disbursements with the Federal Election Commission and the prohibition against the making of disbursements for electioneering communications by corporations and labor organizations, and for other purposes; to the Committee on House Administration.

By Mr. BARTLETT of Maryland:

H.R. 72. A bill to amend the Internal Revenue Code of 1986 to prohibit the use of public funds for political party conventions; to the Committee on House Administration.

By Mr. BARTLETT of Maryland:

H.R. 73. A bill to protect the right to obtain firearms for security, and to use firearms in defense of self, family, or home, and to provide for the enforcement of such right; to the Committee on the Judiciary.

By Mr. BARTLETT of Maryland:

H.R. 74. A bill to amend the National Trails System Act to authorize an additional category of national trail known as a national discovery trail, to provide special requirements for the establishment and administration of national discovery trails, and to designate the cross-country American Discovery Trail as the first national discovery trail; to the Committee on Natural Resources.

By Mr. BARTLETT of Maryland:

H.R. 75. A bill to recognize the birthdays of Presidents George Washington and Abraham Lincoln; to the Committee on Oversight and Government Reform.

By Mr. BARTLETT of Maryland:

H.R. 76. A bill to amend the Internal Revenue Code of 1986 to increase the number vehicles for which the alternative motor vehicle credit is allowed; to the Committee on Ways and Means.

By Mr. BARTLETT of Maryland:

H.R. 77. A bill to amend the Internal Revenue Code of 1986 to change the deadline for income tax returns for calendar year taxpayers from the 15th of April to the first Monday in November; to the Committee on Ways and Means.

By Mr. BARTLETT of Maryland:

H.R. 78. A bill to amend the Immigration and Nationality Act and title IV of the Social Security Act to provide for the denial of family classification petitions filed by an individual who owes child support arrearages; to the Committee on the Judiciary, and in addition to the Committee on Ways and Means, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. BARTLETT of Maryland:

H.R. 79. A bill to amend the Controlled Substances Act and the Controlled Substances Import and Export Act with respect to penalties for powder cocaine and crack cocaine offenses; to the Committee on the Judiciary, and in addition to the Committee on Energy and Commerce, for a period to be

subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. BARTLETT of Maryland:

H.R. 80. A bill to provide for Federal research, development, demonstration, and commercial application activities to enable the development of farms that are net producers of both food and energy, and for other purposes; to the Committee on Science and Technology, and in addition to the Committee on Agriculture, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. BARTLETT of Maryland:

H.R. 81. A bill to amend title 38, United States Code, to provide that members of the Armed Forces and Selected Reserve may transfer certain educational assistance benefits to dependents, and for other purposes; to the Committee on Veterans' Affairs, and in addition to the Committee on Armed Services, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. BERMAN (for himself, Mr. MCKEON, Mr. ABERCROMBIE, Mr. ALLEN, Mr. BACA, Ms. BERKLEY, Mrs. BIGGERT, Mr. BISHOP of Georgia, Mr. BISHOP of New York, Ms. BORDALLO, Mr. BOSWELL, Mr. BOUCHER, Mr. BOYD of Florida, Mrs. CAPPS, Mr. CARDOZA, Ms. CARSON, Mr. CHANDLER, Mr. CLAY, Mr. CONYERS, Mr. CUELLAR, Mr. CUMMINGS, Mr. DAVIS of Illinois, Mrs. DAVIS of California, Mr. DEFazio, Ms. DELAuro, Mr. DINGELL, Mr. DOGGETT, Mr. DOOLITTLE, Mr. DOYLE, Mr. EDWARDS, Mr. ENGEL, Ms. ESHOO, Mr. ETHERIDGE, Mr. FARR, Mr. FATTAH, Mr. FRANK of Massachusetts, Mr. GILLMOR, Mr. GRAVES, Mr. AL GREEN of Texas, Mr. GENE GREEN of Texas, Mr. GRIJALVA, Mr. HINOJOSA, Mr. HOBSON, Mr. HOLDEN, Mr. HONDA, Ms. JACKSON-LEE of Texas, Ms. EDDIE BERNICE JOHNSON of Texas, Mr. JOHNSON of Illinois, Ms. KAPTUR, Mr. KENNEDY, Mr. KILDEE, Mr. KUCINICH, Mr. LANGEVIN, Mr. LANTOS, Mr. LARSEN of Washington, Ms. LEE, Mr. LEWIS of California, Mrs. LOWEY, Mrs. MALONEY of New York, Mr. MANZULLO, Mrs. MCCARTHY of New York, Ms. MCCOLLUM of Minnesota, Mr. MCGOVERN, Mr. MCHUGH, Mr. MICHAUD, Ms. MILLENDER-McDONALD, Mr. GEORGE MILLER of California, Mr. MOORE of Kansas, Mr. NADLER, Mr. NORWOOD, Mr. OBERSTAR, Mr. OLVER, Mr. ORTIZ, Mr. PALLONE, Mr. PAUL, Mr. RAHALL, Mr. REYES, Ms. ROYBAL-ALLARD, Mr. RUPPERSBERGER, Ms. LINDA T. SANCHEZ of California, Ms. LORETTA SANCHEZ of California, Mr. SAXTON, Ms. SCHAKOWSKY, Mr. SCHIFF, Ms. SCHWARTZ, Mr. SCOTT of Virginia, Mr. SHERMAN, Mr. SHUSTER, Mr. SRES, Ms. SOLIS, Mr. STARK, Mrs. TAUSCHER, Mr. TERRY, Mr. TIERNEY, Mr. UDALL of Colorado, Mr. VAN HOLLEN, Mr. VISLOSKEY, Mr. WAXMAN, Mr. WOLF, Ms. WOOLSEY, Mr. SMITH of New Jersey, Ms. WATERS, and Mr. MOLLOHAN):

H.R. 82. A bill to amend title II of the Social Security Act to repeal the Government pension offset and windfall elimination provisions; to the Committee on Ways and Means.

By Mrs. BIGGERT (for herself and Mr. PETRI):

H.R. 83. A bill to amend section 42 of title 18, United States Code, popularly known as the Lacey Act, to add certain species of carp

to the list of injurious species that are prohibited from being imported or shipped; to the Committee on the Judiciary.

By Mrs. BIGGERT:

H.R. 84. A bill to establish a program of demonstration and commercial application of advanced energy efficiency technologies and systems for buildings, and for other purposes; to the Committee on Science and Technology.

By Mrs. BIGGERT:

H.R. 85. A bill to provide for the establishment of centers to encourage demonstration and commercial application of advanced energy methods and technologies; to the Committee on Science and Technology.

By Mrs. BIGGERT (for herself, Mr. EHLERS, Mr. JOHNSON of Illinois, and Mr. KIRK):

H.R. 86. A bill to amend the Internal Revenue Code of 1986 to expand and extend the incentives for alternative fuel vehicles and refueling property and to repeal the oil and gas production incentives added by the Energy Policy Act of 2005; to the Committee on Ways and Means.

By Mrs. BIGGERT:

H.R. 87. A bill to amend the Internal Revenue Code of 1986 to improve and expand education savings accounts; to the Committee on Ways and Means.

By Mrs. BIGGERT:

H.R. 88. A bill to amend title V of the Elementary and Secondary Education Act of 1965 to raise awareness of eating disorders and to create educational programs concerning the same, and for other purposes; to the Committee on Education and Labor, and in addition to the Committee on Energy and Commerce, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. BILIRAKIS:

H.R. 89. A bill to amend title 10, United States Code, to extend eligibility for combat-related special compensation paid to certain uniformed services retirees who are retired under chapter 61 of such title with fewer than 20 years of creditable service; to the Committee on Armed Services.

By Ms. BORDALLO (for herself, Mr. JONES of North Carolina, Mrs. CHRISTENSEN, and Mr. FLAKE):

H.R. 90. A bill to amend the Lobbying Disclosure Act of 1995 to require the disclosure of the original source of funds made payable to a lobbyist who is subcontracted to engage in lobbying activities on behalf of a third person or entity, and the disclosure of the identity of that third person or entity; to the Committee on the Judiciary.

By Ms. GINNY BROWN-WAITE of Florida (for herself and Mr. BUCHANAN):

H.R. 91. A bill to establish a program to provide reinsurance for State natural catastrophe insurance programs to help the United States better prepare for and protect its citizens against the ravages of natural catastrophes, to encourage and promote mitigation and prevention for, and recovery and rebuilding from such catastrophes, and to better assist in the financial recovery from such catastrophes; to the Committee on Financial Services.

By Ms. GINNY BROWN-WAITE of Florida:

H.R. 92. A bill to amend title 38, United States Code, to establish standards of access to care for veterans seeking health care from the Department of Veterans Affairs, and for other purposes; to the Committee on Veterans' Affairs.

By Ms. GINNY BROWN-WAITE of Florida:

H.R. 93. A bill to amend the Congressional Budget Act of 1974 to protect Social Security beneficiaries against any reduction in bene-

fits; to the Committee on Rules, and in addition to the Committee on the Budget, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. CARTER:

H.R. 94. A bill to make funds available for program integrity purposes, including the data mining project, under the Federal Crop Insurance Act; to the Committee on Agriculture.

By Mr. CARTER:

H.R. 95. A bill to make funds available for fiscal years 2007 and 2008 for program integrity purposes, including the data mining project, under the Federal Crop Insurance Act; to the Committee on Agriculture.

By Mr. CASTLE (for himself, Mrs. MCCARTHY of New York, Mr. SHAYS, and Mr. KIRK):

H.R. 96. A bill to require criminal background checks on all firearms transactions occurring at events that provide a venue for the sale, offer for sale, transfer, or exchange of firearms, and for other purposes; to the Committee on the Judiciary.

By Mr. CASTLE (for himself and Mr. PLATTS):

H.R. 97. A bill to amend the Rules of the House of Representatives to reform the ethics process, and for other purposes; to the Committee on the Judiciary, and in addition to the Committees on House Administration, Rules, and Standards of Official Conduct, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. DREIER (for himself, Mr. REYES, Mr. ISSA, Mr. CALVERT, and Mr. BILBRAY):

H.R. 98. A bill to amend the Immigration and Nationality Act to enforce restrictions on employment in the United States of unauthorized aliens through the use of improved Social Security cards and an Employment Eligibility Database, and for other purposes; to the Committee on Ways and Means, and in addition to the Committees on the Judiciary, Homeland Security, and Education and Labor, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. CUMMINGS:

H.R. 99. A bill to provide for the establishment of a hazardous materials cooperative research program; to the Committee on Science and Technology, and in addition to the Committee on Transportation and Infrastructure, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mrs. DAVIS of California:

H.R. 100. A bill to amend the Higher Education Act of 1965 to prevent veterans' contributions to education benefits from reducing Federal student financial assistance; to the Committee on Education and Labor.

By Mrs. DAVIS of California:

H.R. 101. A bill to amend the Federal Election Campaign Act of 1971 to prohibit certain State election administration officials from actively participating in electoral campaigns; to the Committee on House Administration.

By Mrs. JO ANN DAVIS of Virginia:

H.R. 102. A bill to strengthen and expand scientific and technological education capabilities of associate-degree-granting colleges through the establishment of partnership arrangements with bachelor-degree-granting institutions; to the Committee on Education and Labor.

By Mrs. JO ANN DAVIS of Virginia:

H.R. 103. A bill to amend title 5, United States Code, to create a presumption that

disability of a Federal employee in fire protection activities caused by certain conditions is presumed to result from the performance of such employee's duty; to the Committee on Education and Labor.

By Mrs. JO ANN DAVIS of Virginia:

H.R. 104. A bill to require assurances that certain family planning service projects and programs will provide pamphlets containing the contact information of adoption centers; to the Committee on Energy and Commerce.

By Mrs. JO ANN DAVIS of Virginia:

H.R. 105. A bill to direct the Secretary of the Interior to conduct a study of the suitability and feasibility of establishing the Northern Neck National Heritage Area in Virginia, and for other purposes; to the Committee on Natural Resources.

By Mrs. JO ANN DAVIS of Virginia:

H.R. 106. A bill to extend Federal recognition to the Rappahannock Tribe, and for other purposes; to the Committee on Natural Resources.

By Mrs. JO ANN DAVIS of Virginia:

H.R. 107. A bill to define marriage for all legal purposes in the District of Columbia to consist of the union of one man and one woman; to the Committee on Oversight and Government Reform.

By Mrs. JO ANN DAVIS of Virginia:

H.R. 108. A bill to amend the Small Business Act to direct the Administrator of the Small Business Administration to establish a program to provide regulatory compliance assistance to small business concerns, and for other purposes; to the Committee on Small Business.

By Mrs. JO ANN DAVIS of Virginia:

H.R. 109. A bill to amend the Small Business Act to make service-disabled veterans eligible under the 8(a) business development program; to the Committee on Small Business.

By Mrs. JO ANN DAVIS of Virginia:

H.R. 110. A bill to amend the Federal Water Pollution Control Act to impose limitations on wetlands mitigation activities carried out through the condemnation of private property; to the Committee on Transportation and Infrastructure.

By Mr. KANJORSKI (for himself, Mr. CALVERT, Mr. SHERMAN, Mr. LEWIS of California, Mr. BERMAN, Mr. BONNER, Ms. CORRINE BROWN of Florida, Mrs. CAPPS, Mr. CARDOZA, Mr. CHABOT, Mr. CHANDLER, Mr. CLEAVER, Mr. CULBERSON, Mr. DAVIS of Kentucky, Ms. DELAURO, Mr. DINGELL, Mr. ENGEL, Ms. ESHOO, Mr. FARR, Mr. FRANKS of Arizona, Ms. GRANGER, Mr. AL GREEN of Texas, Mr. HIGGINS, Mr. HINOJOSA, Mr. HOLDEN, Mr. HOLT, Mr. HUNTER, Mr. KNOLLENBERG, Mr. KUHLMAN of New York, Mr. LANGEVIN, Mr. LEWIS of Kentucky, Mr. LIPINSKI, Mr. LOBIONDO, Mr. MARSHALL, Ms. MATSUI, Mr. MEEKS of New York, Mr. MICHAUD, Mrs. MILLER of Michigan, Mr. GARY G. MILLER of California, Mr. OLVER, Mr. PAUL, Mr. PETRI, Mr. PLATTS, Mr. ROGERS of Alabama, Mr. SAXTON, Ms. SCHAKOWSKY, Mr. SCHIFF, Mr. SHAYS, Ms. SOLIS, Mr. TIERNEY, Mr. WHITFIELD, Mr. ALEXANDER, Mr. GALLEGLY, Mr. STEARNS, Mr. UDALL of Colorado, Mr. RADANOVICH, Ms. WATERS, Mr. DAVIS of Alabama, Mr. BARTON of Texas, Mr. EMANUEL, and Mr. DOOLITTLE):

H.R. 111. A bill to amend the Bank Holding Company Act of 1956 and the Revised Statutes of the United States to prohibit financial holding companies and national banks from engaging, directly or indirectly, in real estate brokerage or real estate management activities, and for other purposes; to the Committee on Financial Services.

By Mrs. JO ANN DAVIS of Virginia:

H.R. 112. A bill to amend title 38, United States Code, to provide for the payment of



stipends to veterans who pursue doctoral degrees in science or technology; to the Committee on Veterans' Affairs.

By Mrs. JO ANN DAVIS of Virginia:

H.R. 113. A bill to amend the Internal Revenue Code of 1986 to require group health plans to provide coverage for reconstructive surgery following mastectomy, consistent with the Women's Health and Cancer Rights Act of 1998; to the Committee on Ways and Means.

By Mrs. JO ANN DAVIS of Virginia:

H.R. 114. A bill to amend the Internal Revenue Code of 1986 to provide a double deduction for a portion of an individual's State and local property taxes that are in excess of the national average; to the Committee on Ways and Means.

By Mrs. JO ANN DAVIS of Virginia:

H.R. 115. A bill to amend the Internal Revenue Code of 1986 to allow a credit against tax for expenses related to the collection and storage of umbilical cord blood; to the Committee on Ways and Means.

By Mrs. JO ANN DAVIS of Virginia:

H.R. 116. A bill to amend the Internal Revenue Code of 1986 to expand the income tax forgiveness for members of the Armed Forces who die as a result of wounds, disease, or injury incurred while serving in a combat zone to include forgiveness for the last taxable year ending before the wounds, disease, or injury are incurred; to the Committee on Ways and Means.

By Mrs. JO ANN DAVIS of Virginia:

H.R. 117. A bill to amend title XVIII of the Social Security Act to provide for a permanent hold harmless provision for sole community hospitals under the Medicare prospective payment system for covered outpatient department services; to the Committee on Energy and Commerce, and in addition to the Committee on Ways and Means, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mrs. JO ANN DAVIS of Virginia:

H.R. 118. A bill to amend part D of title XVIII of the Social Security Act to authorize the Secretary of Health and Human Services to negotiate prices for part D covered drugs for Medicare beneficiaries; to the Committee on Energy and Commerce, and in addition to the Committee on Ways and Means, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mrs. JO ANN DAVIS of Virginia:

H.R. 119. A bill to require that health plans provide coverage for a minimum hospital stay for mastectomies, lumpectomies, and lymph node dissection for the treatment of breast cancer and coverage for secondary consultations; to the Committee on Energy and Commerce, and in addition to the Committees on Education and Labor, and Ways and Means, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mrs. JO ANN DAVIS of Virginia:

H.R. 120. A bill to reform Federal procedures relating to intercountry adoption; to the Committee on Foreign Affairs, and in addition to the Committee on the Judiciary, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. DOYLE (for himself and Mrs. BONO):

H.R. 121. A bill to improve efficiency in the Federal Government through the use of high-performance green buildings, and for other purposes; to the Committee on Energy and Commerce, and in addition to the Commit-

tees on Oversight and Government Reform, Science and Technology, and Transportation and Infrastructure, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. DREIER (for himself, Mrs. NAPOLITANO, Mr. GARY G. MILLER of California, and Mr. CALVERT):

H.R. 122. A bill to amend the Reclamation Wastewater and Groundwater Study and Facilities Act to authorize the Secretary of the Interior to participate in the Inland Empire regional recycling project and in the Cucamonga Valley Water District recycling project; to the Committee on Natural Resources.

By Mr. DREIER (for himself, Ms. SOLIS, Mr. GARY G. MILLER of California, Mr. SCHIFF, and Mrs. NAPOLITANO):

H.R. 123. A bill to authorize appropriations for the San Gabriel Basin Restoration Fund; to the Committee on Transportation and Infrastructure.

By Mr. FORTENBERRY (for himself and Ms. HERSETH):

H.R. 124. A bill to require the prompt issuance by the Secretary of Agriculture of regulations to restore integrity to the payment limitation requirements applicable to commodity payments and benefits, to reduce waste, fraud, and abuse related to the receipt of commodity payments and benefits, and for other purposes; to the Committee on Agriculture.

By Mr. FORTENBERRY (for himself and Mr. BERMAN):

H.R. 125. A bill to provide for a temporary increase in the number of Iraqi and Afghan translators in the United States Armed Forces who may be provided status as special immigrants; to the Committee on Armed Services.

By Mr. FORTENBERRY:

H.R. 126. A bill to amend the Internal Revenue Code of 1986 to allow loans from individual retirement plans for qualified small business capital assets; to the Committee on Ways and Means.

By Mr. FRANK of Massachusetts (for himself and Mr. GARY G. MILLER of California):

H.R. 127. A bill to amend the National Housing Act to increase the mortgage amount limits applicable to FHA mortgage insurance for multifamily housing located in high-cost areas; to the Committee on Financial Services.

By Mr. FRELINGHUYSEN:

H.R. 128. A bill to amend the Federal Education Right to Privacy Act to improve the access of the victims of crimes to information concerning the outcome of disciplinary proceedings by institutions of higher education; to the Committee on Education and Labor.

By Mr. FRELINGHUYSEN (for himself, Mr. SMITH of New Jersey, Mr. SAXTON, Mr. LOBIONDO, Mr. PALLONE, Mr. FERGUSON, Mr. PASCRELL, and Mr. ROTHMAN):

H.R. 129. A bill to direct the Director of the Federal Emergency Management Agency to designate New Jersey Task Force 1 as part of the National Urban Search and Rescue System; to the Committee on Transportation and Infrastructure.

By Mr. FRELINGHUYSEN (for himself, Mr. SMITH of New Jersey, Mr. SAXTON, Mr. LOBIONDO, Mr. PALLONE, Mr. FERGUSON, Mr. GARRETT of New Jersey, Mr. PASCRELL, and Mr. ROTHMAN):

H.R. 130. A bill to authorize the Secretary of Homeland Security to make grants to first responders, and for other purposes; to the Committee on Homeland Security, and

in addition to the Committees on Transportation and Infrastructure, the Judiciary, and Energy and Commerce, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. GALLEGLY:

H.R. 131. A bill to impose a mandatory minimum sentence on a deportable alien who fails to depart or fails to attend a removal proceeding; to the Committee on the Judiciary.

By Mr. GALLEGLY:

H.R. 132. A bill to impose a criminal penalty on an alien who fails voluntarily to depart the United States after securing permission to do so, or who unlawfully returns to the United States after voluntarily departing; to the Committee on the Judiciary.

By Mr. GALLEGLY:

H.R. 133. A bill to amend the Immigration and Nationality Act to deny citizenship at birth to children born in the United States of parents who are not citizens or permanent resident aliens; to the Committee on the Judiciary.

By Mr. GALLEGLY:

H.R. 134. A bill to amend the Immigration and Nationality Act to deny visas and admission to aliens who have been unlawfully present in the United States for more than 6 months; to the Committee on the Judiciary.

By Mr. LINDER (for himself, Mr. BUTTERFIELD, Ms. BORDALLO, Mr. NORWOOD, Mr. GARY G. MILLER of California, and Mr. TERRY):

H.R. 135. A bill to establish the Twenty-First Century Water Commission to study and develop recommendations for a comprehensive water strategy to address future water needs; to the Committee on Natural Resources, and in addition to the Committee on Transportation and Infrastructure, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. GALLEGLY:

H.R. 136. A bill to amend title II of the Social Security Act to provide that individuals and appropriate authorities are notified by the Commissioner of Social Security of evidence of misuse of the Social Security account numbers of such individuals; to the Committee on Ways and Means.

By Mr. GALLEGLY (for himself, Mr. BLUMENAUER, and Mr. BARTLETT of Maryland):

H.R. 137. A bill to amend title 18, United States Code, to strengthen prohibitions against animal fighting, and for other purposes; to the Committee on the Judiciary, and in addition to the Committee on Agriculture, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. GALLEGLY:

H.R. 138. A bill to require an employer to take action after receiving official notice that an individual's Social Security account number does not match the individual's name, and for other purposes; to the Committee on the Judiciary, and in addition to the Committees on Ways and Means, and Education and Labor, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Ms. GRANGER:

H.R. 139. A bill to amend the Internal Revenue Code of 1986 to allow a credit for the purchase of idling reduction systems for diesel-powered on-highways vehicles; to the Committee on Ways and Means.

By Mr. GENE GREEN of Texas:

H.R. 140. A bill to amend title 10, United States Code, to require the amounts reimbursed to institutional providers of health care services under the TRICARE program to be the same as amounts reimbursed under Medicare, and to require the Secretary of Defense to contract for health care services with at least one teaching hospital in urban areas; to the Committee on Armed Services.

By Mr. GENE GREEN of Texas:

H.R. 141. A bill to direct the Secretary of Labor to revise regulations concerning the recording and reporting of occupational injuries and illnesses under the Occupational Safety and Health Act of 1970; to the Committee on Education and Labor.

By Mr. GENE GREEN of Texas:

H.R. 142. A bill to amend the National Labor Relations Act to require the arbitration of initial contract negotiation disputes, and for other purposes; to the Committee on Education and Labor.

By Mr. GENE GREEN of Texas:

H.R. 143. A bill to provide for the security of critical energy infrastructure; to the Committee on Energy and Commerce.

By Mr. GENE GREEN of Texas:

H.R. 144. A bill to amend the Personal Responsibility and Work Opportunity Reconciliation Act of 1996 to allow States and localities to provide primary and preventive care to all individuals; to the Committee on Energy and Commerce.

By Mr. GENE GREEN of Texas:

H.R. 145. A bill to amend section 1369 of title 18, United States Code, to extend Federal jurisdiction over destruction of veterans' memorials on State or local government property; to the Committee on the Judiciary.

By Mr. GENE GREEN of Texas:

H.R. 146. A bill to provide Capitol-flown flags to the families of deceased law enforcement officers; to the Committee on the Judiciary.

By Mr. GENE GREEN of Texas:

H.R. 147. A bill to amend the Immigration and Nationality Act to exempt elementary and secondary schools from the fee imposed on employers filing petitions with respect to non-immigrant workers under the H-1B program; to the Committee on the Judiciary.

By Mr. GENE GREEN of Texas:

H.R. 148. A bill to require the Surface Transportation Board to consider certain issues when deciding whether to authorize the construction of a railroad line; to the Committee on Transportation and Infrastructure.

By Mr. GENE GREEN of Texas:

H.R. 149. A bill to amend title II of the Social Security Act to remove the limitation upon the amount of outside income which an individual may earn while receiving benefits under such title, and for other purposes; to the Committee on Ways and Means.

By Mr. GENE GREEN of Texas:

H.R. 150. A bill to prevent the nondisclosure of employer-owned life insurance coverage of employees as an unfair trade practice under the Federal Trade Commission Act, and for other purposes; to the Committee on Education and Labor, and in addition to the Committee on Energy and Commerce, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. GENE GREEN of Texas:

H.R. 151. A bill to amend the Public Health Service Act to ensure that projects funded through the National Institutes of Health comply with wage rate requirements commonly referred to as the "Davis-Bacon Act", and for other purposes; to the Committee on Energy and Commerce, and in addition to the Committee on Education and Labor, for a period to be subsequently determined by

the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. GENE GREEN of Texas:

H.R. 152. A bill to amend title XXVII of the Public Health Service Act and title I of the Employee Retirement Income Security Act of 1974 to require that group and individual health insurance coverage and group health plans provide comprehensive coverage for childhood immunization; to the Committee on Energy and Commerce, and in addition to the Committee on Education and Labor, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. GENE GREEN of Texas:

H.R. 153. A bill to provide that no more than 50 percent of funding made available under the Low-Income Home Energy Assistance Act of 1981 for any fiscal year be provided for home heating purposes; to the Committee on Energy and Commerce, and in addition to the Committee on Education and Labor, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. GENE GREEN of Texas:

H.R. 154. A bill to amend title II of the Social Security Act to phase out the 24-month waiting period for disabled individuals to become eligible for Medicare benefits, to eliminate the waiting period for individuals with life-threatening conditions, and for other purposes; to the Committee on Ways and Means, and in addition to the Committees on Energy and Commerce, and Transportation and Infrastructure, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Ms. HERSETH:

H.R. 155. A bill to provide compensation to the Lower Brule and Crow Creek Sioux Tribes of South Dakota for damage to tribal land caused by Pick-Sloan projects along the Missouri River; to the Committee on Natural Resources.

By Mr. HOLDEN:

H.R. 156. A bill to amend title 38, United States Code, to provide for the payment of dependency and indemnity compensation to the survivors of former prisoners of war who died on or before September 30, 1999, under the same eligibility conditions as apply to payment of dependency and indemnity compensation to the survivors of former prisoners of war who die after that date; to the Committee on Veterans' Affairs.

By Mr. HOLT (for himself and Mr. TERRY):

H.R. 157. A bill to require the Secretary of Energy to conduct a study on the potential fuel savings from intelligent transportation systems that help businesses and consumers to plan their travel and avoid delays; to the Committee on Energy and Commerce.

By Mr. HOLT:

H.R. 158. A bill to direct the Secretary of the Treasury to mint coins in commemoration of the battlefields of the Revolutionary War and the War of 1812, and for other purposes; to the Committee on Financial Services.

By Mr. HOLT:

H.R. 159. A bill to establish the American Veterans Congressional Internship Program; to the Committee on House Administration.

By Mr. HOLT:

H.R. 160. A bill to amend the American Battlefield Protection Act of 1996 to establish a battlefield acquisition grant program for the acquisition and protection of nationally significant battlefields and associated sites of the Revolutionary War and the War of 1812, and for other purposes; to the Committee on Natural Resources.

By Mr. INSLEE (for himself, Mr. MORAN of Virginia, Mr. LARSEN of Washington, Mr. HONDA, Mr. SIMPSON, Mr. McDERMOTT, and Ms. MATSUI):

H.R. 161. A bill to adjust the boundary of the Minidoka Internment National Monument to include the Nidoto Nai Yoni Memorial in Bainbridge Island, Washington, and for other purposes; to the Committee on Natural Resources.

By Mr. JINDAL:

H.R. 162. A bill to adjust the boundary of the Barataria Preserve Unit of the Jean Lafitte National Historical Park and Preserve in the State of Louisiana, and for other purposes; to the Committee on Natural Resources.

By Mr. JINDAL:

H.R. 163. A bill to make permanent marriage penalty relief; to the Committee on Ways and Means.

By Mr. JINDAL:

H.R. 164. A bill to amend the Internal Revenue Code of 1986 to provide for the creation of disaster protection funds by property and casualty insurance companies for the payment of policyholders' claims arising from future catastrophic events; to the Committee on Ways and Means.

By Mr. JINDAL:

H.R. 165. A bill to amend the Internal Revenue Code of 1986 to reduce the depreciation recovery period for roof systems; to the Committee on Ways and Means.

By Ms. KAPTUR:

H.R. 166. A bill to amend the Farm Security and Rural Investment Act of 2002 to reform funding for the Seniors Farmers' Market Nutrition Program, and for other purposes; to the Committee on Agriculture.

By Ms. KAPTUR:

H.R. 167. A bill to authorize the Secretary of Agriculture to provide financial assistance for the construction, improvement, and rehabilitation of farmers markets; to the Committee on Agriculture.

By Ms. KAPTUR:

H.R. 168. A bill to amend section 207 of title 18, United States Code, to further restrict Federal officers and employees from representing or advising foreign entities after leaving Government service; to the Committee on the Judiciary.

By Ms. KAPTUR:

H.R. 169. A bill to require that, in cases in which the annual trade deficit between the United States and another country is \$10,000,000,000 or more for 3 consecutive years, the President take the necessary steps to create a more balanced trading relationship with that country; to the Committee on Ways and Means.

By Mr. KING of Iowa:

H.R. 170. A bill to amend the Ethics in Government Act of 1978 and the Rules of the House of Representatives to strengthen financial disclosures and to require precertification of privately-funded travel, and for other purposes; to the Committee on House Administration, and in addition to the Committee on Rules, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Ms. LEE (for herself, Mr. CUMMINGS, Mr. KENNEDY, Mrs. MCCARTHY of New York, Mr. LANTOS, Mr. BRADY of Pennsylvania, Ms. MCCOLLUM of Minnesota, Ms. ZOE LOFGREN of California, Mr. CONYERS, Ms. JACKSON-LEE of Texas, Mr. LIPINSKI, Mr. BERMAN, Mr. HONDA, Ms. MATSUI, Ms. SCHAKOWSKY, Ms. EDDIE BERNICE JOHNSON of Texas, Mr. GRJALVA, Mr. DAVIS of Illinois, and Mr. FATTAH):

H.R. 171. A bill to amend the Elementary and Secondary Education Act of 1965 to direct the Secretary of Education to make



grants to States for assistance in hiring additional school-based mental health and student service providers; to the Committee on Education and Labor.

By Ms. LEE:

H.R. 172. A bill to assist teachers and public safety officers in obtaining affordable housing; to the Committee on Financial Services.

By Ms. LEE:

H.R. 173. A bill to protect innocent elderly and disabled tenants in public housing and housing assisted under the rental assistance program under section 8 of the United States Housing Act of 1937 from eviction by reason of criminal activity; to the Committee on Financial Services.

By Ms. LEE:

H.R. 174. A bill to reauthorize the public and assisted housing drug elimination program of the Department of Housing and Urban Development; to the Committee on Financial Services.

By Ms. LEE:

H.R. 175. A bill to provide assistance to combat HIV/AIDS in India, and for other purposes; to the Committee on Foreign Affairs.

By Ms. LEE:

H.R. 176. A bill to authorize assistance to the countries of the Caribbean to fund educational development and exchange programs; to the Committee on Foreign Affairs.

By Ms. LEE (for herself, Mr. RANGEL, Mr. CONYERS, and Mr. MCDERMOTT):

H.R. 177. A bill to provide that no funds made available to the Department of the Treasury may be used to implement, administer, or enforce regulations to require specific licenses for travel-related transactions directly related to educational activities in Cuba; to the Committee on Foreign Affairs.

By Ms. LEE:

H.R. 178. A bill to reduce the spread of sexually transmitted infections in correctional facilities, and for other purposes; to the Committee on the Judiciary.

By Ms. LEE:

H.R. 179. A bill to confirm the jurisdiction of the Consumer Product Safety Commission with respect to releasing systems on residential window bars and to establish a consumer product safety standard ensuring that all such bars include a quick-release mechanism; to the Committee on Energy and Commerce, and in addition to the Committee on Financial Services, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Ms. LEE:

H.R. 180. A bill to require the identification of companies that conduct business operations in Sudan, to prohibit United States Government contracts with such companies, and for other purposes; to the Committee on Financial Services, and in addition to the Committee on Oversight and Government Reform, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Ms. LEE:

H.R. 181. A bill to provide for the issuance of a semipostal to benefit the Peace Corps; to the Committee on Oversight and Government Reform, and in addition to the Committee on Foreign Affairs, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Ms. ZOE LOFGREN of California:

H.R. 182. A bill to amend the Internal Revenue Code of 1986 to impose an excise tax on automobiles sold in the United States that are not alternative fueled automobiles, and

for other purposes; to the Committee on Ways and Means, and in addition to the Committee on Energy and Commerce, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. MELANCON:

H.R. 183. A bill to authorize the project for hurricane and storm damage reduction, Morganza to the Gulf of Mexico, Louisiana; to the Committee on Transportation and Infrastructure.

By Mr. MELANCON (for himself, Mr. BAKER, Mr. BOUSTANY, Mr. ALEXANDER, Mr. JINDAL, Mr. JEFFERSON, and Mr. MCCREERY):

H.R. 184. A bill to extend for 1 year the availability of supplemental social services block grant funding; to the Committee on Ways and Means.

By Mrs. MUSGRAVE:

H.R. 185. A bill to require the Secretary of Agriculture to provide compensation for certain livestock losses; to the Committee on Agriculture.

By Mrs. MUSGRAVE:

H.R. 186. A bill to authorize the construction of the Arkansas Valley Conduit in the State of Colorado, and for other purposes; to the Committee on Natural Resources.

By Mr. OBERSTAR:

H.R. 187. A bill to designate the Federal building and United States courthouse and customhouse located at 515 West First Street in Duluth, Minnesota, as the "Gerald W. Heaney Federal Building and United States Courthouse and Customhouse"; to the Committee on Transportation and Infrastructure.

By Mr. PALLONE (for himself, Mr. FRANK of Massachusetts, Mr. FRELINGHUYSEN, and Mr. SIRES):

H.R. 188. A bill to provide a new effective date for the applicability of certain provisions of law to Public Law 105-331; to the Committee on Financial Services.

By Mr. PASCRELL (for himself, Mr. ANDREWS, Mr. LOBIONDO, Mr. SAXTON, Mr. GARRETT of New Jersey, Mr. PALLONE, Mr. FERGUSON, Mr. ROTHMAN, Mr. PAYNE, Mr. FRELINGHUYSEN, Mr. HOLT, Mr. SMITH of New Jersey, and Mr. SIRES):

H.R. 189. A bill to establish the Paterson Great Falls National Park in the State of New Jersey; to the Committee on Natural Resources.

By Mr. PAUL (for himself, Mr. JONES of North Carolina, Mr. WAMP, Mr. MILLER of Florida, Mr. MCCOTTER, Mr. BARTLETT of Maryland, Ms. GINNY BROWN-WAITE of Florida, and Mr. DUNCAN):

H.R. 190. A bill to amend title II of the Social Security Act and the Internal Revenue Code of 1986 to provide prospectively that wages earned, and self-employment income derived, by individuals who are not citizens or nationals of the United States shall not be credited for coverage under the old-age, survivors, and disability insurance program under such title, and to provide the President with authority to enter into agreements with other nations taking into account such limitation on crediting of wages and self-employment income; to the Committee on Ways and Means.

By Mr. PAUL (for himself, Mr. MCCOTTER, Mr. WEXLER, Mr. FRANKS of Arizona, Mr. FOSSELLA, Mr. CANNON, and Mrs. JO ANN DAVIS of Virginia):

H.R. 191. A bill to amend the Internal Revenue Code of 1986 to repeal the inclusion in gross income of Social Security benefits; to the Committee on Ways and Means.

By Mr. PAUL (for himself, Mr. MCCOTTER, Mr. WEXLER, Mr.

FOSSELLA, Mr. FEENEY, and Mrs. JO ANN DAVIS of Virginia):

H.R. 192. A bill to amend the Internal Revenue Code of 1986 to repeal the 1993 increase in taxes on Social Security benefits; to the Committee on Ways and Means.

By Mr. PAUL (for himself, Mr. MCCOTTER, and Mr. MILLER of Florida):

H.R. 193. A bill to amend the Internal Revenue Code of 1986 to make higher education more affordable by providing a full tax deduction for higher education expenses and interest on student loans; to the Committee on Ways and Means.

By Mr. PAUL:

H.R. 194. A bill to amend the Internal Revenue Code of 1986 with respect to the purchase of prescription drugs by individuals who have attained retirement age, and to amend the Federal Food, Drug, and Cosmetic Act with respect to the importation of prescription drugs and the sale of such drugs through Internet sites; to the Committee on Energy and Commerce, and in addition to the Committee on Ways and Means, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. PAUL (for himself, Mr. JONES of North Carolina, and Mr. CULBERSON):

H.R. 195. A bill to provide greater health care freedom for seniors; to the Committee on Ways and Means, and in addition to the Committee on Energy and Commerce, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. POMEROY (for himself and Mr. HULSHOF):

H.R. 196. A bill to amend the Internal Revenue Code of 1986 to make permanent certain tax incentives for ethanol and biodiesel used as a fuel, and for other purposes; to the Committee on Ways and Means.

By Mr. POMEROY (for himself, Mr. RAMSTAD, Mr. UDALL of Colorado, and Mr. WAMP):

H.R. 197. A bill to amend the Internal Revenue Code of 1986 to provide a 5-year extension of the credit for electricity produced from certain renewable resources; to the Committee on Ways and Means.

By Mr. REGULA:

H.R. 198. A bill to provide for the retention of the name of Mount McKinley; to the Committee on Natural Resources.

By Mr. RENZI:

H.R. 199. A bill to designate segments of Fossil Creek, a tributary to the Verde River in the State of Arizona, as wild and scenic rivers; to the Committee on Natural Resources.

By Mr. ROTHMAN:

H.R. 200. A bill to enable America's schools to use their computer hardware to increase student achievement and prepare students for the 21st century workplace, and for other purposes; to the Committee on Education and Labor.

By Mr. ROTHMAN:

H.R. 201. A bill to authorize 150,000 incremental vouchers for tenant-based rental assistance under section 8 of the United States Housing Act of 1937 to help meet the housing needs of low-income families; to the Committee on Financial Services.

By Mr. ROTHMAN:

H.R. 202. A bill to authorize the renewal of tenant-based rental assistance vouchers under section 8 of the United States Housing Act of 1937; to the Committee on Financial Services.

By Mr. ROTHMAN:

H.R. 203. A bill to amend Federal crime grant programs relating to domestic violence to encourage States and localities to

implement gun confiscation policies, reform stalking laws, create integrated domestic violence courts, and hire additional personnel for entering protection orders, and for other purposes; to the Committee on the Judiciary.

By Mr. ROTHMAN:

H.R. 204. A bill to require the Administrator of the Environmental Protection Agency to conduct a feasibility study for applying airport bubbles as a method of identifying, assessing, and reducing the adverse environmental impacts of airport ground and flight operations and improving the overall quality of the environment, and for other purposes; to the Committee on Energy and Commerce, and in addition to the Committee on Transportation and Infrastructure, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. SAXTON (for himself and Mr. SMITH of New Jersey):

H.R. 205. A bill to amend title XVIII of the Social Security Act to extend the annual enrollment periods of the Medicare prescription drug benefit program and under the Medicare Advantage program; to the Committee on Ways and Means, and in addition to the Committee on Energy and Commerce, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. SERRANO (for himself, Mr. WEINER, Mr. CROWLEY, and Mrs. MALONEY of New York):

H.R. 206. A bill to amend the Food Stamp Act of 1977 to provide greater access to the food stamp program by reducing duplicative and burdensome administrative requirements, authorize the Secretary of Agriculture to award grants to certain community-based nonprofit feeding and anti-hunger groups for the purpose of establishing and implementing a Beyond the Soup Kitchen Pilot Program for certain socially and economically disadvantaged populations, and for other purposes; to the Committee on Agriculture.

By Mr. SERRANO:

H.R. 207. A bill to provide for identification of members of the Armed Forces exposed during military service to depleted uranium, to provide for health testing of such members, and for other purposes; to the Committee on Armed Services.

By Mr. SERRANO:

H.R. 208. A bill to amend the Richard B. Russell National School Lunch Act to expand the fruit and vegetable pilot program to 5 States, including New York, and to include Head Start programs; to the Committee on Education and Labor.

By Mr. SERRANO:

H.R. 209. A bill to authorize the appropriation of funds to be used to recruit, hire, and train 100,000 new classroom paraprofessionals in order to improve educational achievement for children; to the Committee on Education and Labor.

By Mr. SERRANO:

H.R. 210. A bill to amend title XIX of the Social Security Act to waive the requirement for proof of citizenship during first year of life for children born in the United States to a Medicaid-eligible mother; to the Committee on Energy and Commerce.

By Ms. ESHOO (for herself, Mr. MARKEY, Mr. UPTON, Mr. PICKERING, Mr. TERRY, Mr. MURTHA, Mr. LARSON of Connecticut, Mr. BILIRAKIS, Mr. WAXMAN, Mr. BOUCHER, Mr. ALLEN, Mr. GORDON, Mr. PASTOR, Mr. INSLEE, Mr. GENE GREEN of Texas, Ms. HOOLEY, Mrs. CAPPS, Ms. SOLIS, Mr. TOWNS, Mr. ROSS, Mr. RADANOVICH, Mr. ROGERS of Michigan, Mrs. WILSON of New

Mexico, Mr. LANTOS, Mr. KING of New York, Mr. EHLERS, Mr. DeFAZIO, Mr. OBERSTAR, Mr. BOSWELL, Mrs. DAVIS of California, Mr. CHANDLER, Mr. LARSEN of Washington, Mrs. McMORRIS RODGERS, Ms. LEE, Mr. ALEXANDER, Mr. McDERMOTT, Mr. FATTAH, Mr. CUELLAR, Mr. BRADY of Pennsylvania, Mr. PLATTS, Ms. MCCOLLUM of Minnesota, Mr. COOPER, Ms. LORETTA SANCHEZ of California, Mr. BLUMENAUER, Mr. REICHERT, Mr. DICKS, Mr. HOLDEN, Ms. ZOE LOFGREN of California, Mr. WEINER, Mr. WEXLER, Mr. MICHAUD, Mr. DAVIS of Illinois, Mr. KENNEDY, and Mr. GERLACH):

H.R. 211. A bill to facilitate nationwide availability of 2-1-1 telephone service for information and referral on health and human services, including volunteer services, and for other purposes; to the Committee on Energy and Commerce.

By Mr. SERRANO:

H.R. 212. A bill to permit members of the House of Representatives to donate used computer equipment to public elementary and secondary schools designated by the members; to the Committee on House Administration.

By Mr. SERRANO:

H.R. 213. A bill to provide discretionary authority to an immigration judge to determine that an alien parent of a United States citizen child should not be ordered removed from the United States; to the Committee on the Judiciary.

By Mr. SERRANO (for himself, Mr. HINCHEY, and Mrs. MALONEY of New York):

H.R. 214. A bill to authorize the Secretary of the Interior to study the suitability and feasibility of designating Oak Point and North Brother Island in the Bronx in the State of New York as a unit of the National Park System; to the Committee on Natural Resources.

By Mr. SERRANO:

H.R. 215. A bill to amend the Food, Drug, and Cosmetic Act and the egg, meat, and poultry inspection laws to ensure that consumers receive notification regarding food products produced from crops, livestock, or poultry raised on land on which sewage sludge was applied; to the Committee on Energy and Commerce, and in addition to the Committee on Agriculture, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. SERRANO:

H.R. 216. A bill to waive certain prohibitions with respect to nationals of Cuba coming to the United States to play organized professional baseball; to the Committee on Foreign Affairs, and in addition to the Committee on the Judiciary, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. SERRANO:

H.R. 217. A bill to lift the trade embargo on Cuba, and for other purposes; to the Committee on Foreign Affairs, and in addition to the Committees on Ways and Means, Energy and Commerce, the Judiciary, Financial Services, Oversight and Government Reform, and Agriculture, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. SERRANO:

H.R. 218. A bill to amend the Internal Revenue Code of 1986 to allow taxpayers to designate income tax overpayments as contributions to the United States Library Trust

Fund; to the Committee on Ways and Means, and in addition to the Committee on Education and Labor, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. PAUL (for himself, Mr. MILLER of Florida, Mr. CHABOT, and Mr. MICA):

H.R. 219. A bill to amend title II of the Social Security Act to ensure the integrity of the Social Security trust funds by requiring the Managing Trustee to invest the annual surplus of such trust funds in marketable interest-bearing obligations of the United States and certificates of deposit in depository institutions insured by the Federal Deposit Insurance Corporation, and to protect such trust funds from the public debt limit; to the Committee on Ways and Means.

By Mr. PAUL (for himself, Mr. BARTLETT of Maryland, and Mr. McCOTTER):

H.R. 220. A bill to amend title II of the Social Security Act and the Internal Revenue Code of 1986 to protect the integrity and confidentiality of Social Security account numbers issued under such title, to prohibit the establishment in the Federal Government of any uniform national identifying number, and to prohibit Federal agencies from imposing standards for identification of individuals on other agencies or persons; to the Committee on Ways and Means, and in addition to the Committee on Oversight and Government Reform, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. SIMPSON:

H.R. 221. A bill to amend title 28, United States Code, to provide for the appointment of additional Federal circuit judges, to divide the Ninth Judicial Circuit of the United States into two circuits, and for other purposes; to the Committee on the Judiciary.

By Mr. SIMPSON:

H.R. 222. A bill to promote the economic development and recreational use of National Forest System lands and other public lands in central Idaho, to designate the Boulder-White Cloud Management Area to ensure the continued management of certain National Forest System lands and Bureau of Land Management lands for recreational and grazing use and conservation and resource protection, to add certain National Forest System lands and Bureau of Land Management lands in central Idaho to the National Wilderness Preservation System, and for other purposes; to the Committee on Natural Resources.

By Mr. STEARNS (for himself, Mrs. SCHMIDT, and Mr. RENZI):

H.R. 223. A bill to authorize the Secretary of Health and Human Services to make grants to nonprofit tax-exempt organizations for the purchase of ultrasound equipment to provide free examinations to pregnant women needing such services, and for other purposes; to the Committee on Energy and Commerce.

By Mr. STEARNS:

H.R. 224. A bill to provide that no Federal funds may be used for the design, renovation, construction, or rental of any headquarters for the United Nations in any location in the United States unless the President transmits to Congress a certification that the United Nations has adopted internationally-recognized best practices in contracting and procurement; to the Committee on Foreign Affairs.

By Mr. STEARNS (for himself, Mr. WESTMORELAND, and Mrs. BLACKBURN):

H.R. 225. A bill to withhold United States funding from the United Nations Human

Rights Council; to the Committee on Foreign Affairs.

By Mr. STEARNS:

H.R. 226. A bill to amend title 18, United States Code, to provide a national standard in accordance with which nonresidents of a State may carry concealed firearms in the State; to the Committee on the Judiciary.

By Mr. STEARNS:

H.R. 227. A bill to amend the Internal Revenue Code of 1986 to allow a deduction for amounts paid for health insurance and prescription drug costs of individuals; to the Committee on Ways and Means.

By Mr. STEARNS:

H.R. 228. A bill to amend the Internal Revenue Code of 1986 to exclude from gross income certain interest amounts received by individuals; to the Committee on Ways and Means.

By Mr. STEARNS:

H.R. 229. A bill to provide that no automatic pay adjustment for Members of Congress shall be made in the year following a fiscal year in which there is a Federal budget deficit; to the Committee on House Administration, and in addition to the Committee on Oversight and Government Reform, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. STEARNS:

H.R. 230. A bill to create a commission to develop a plan for establishing a Museum of Ideas; to the Committee on Natural Resources, and in addition to the Committee on House Administration, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. TERRY (for himself, Mr. FORTENBERRY, and Mr. SMITH of Nebraska):

H.R. 231. A bill to authorize an additional district judgeship for the district of Nebraska; to the Committee on the Judiciary.

By Mr. TERRY:

H.R. 232. A bill to amend title 5, United States Code, to deny Federal retirement benefits to individuals convicted of certain offenses, and for other purposes; to the Committee on Oversight and Government Reform.

By Mr. THOMPSON of California:

H.R. 233. A bill to establish a grant and fee program through the Environmental Protection Agency to encourage and promote the recycling of used computers and to promote the development of a national infrastructure for the recycling of used computers, and for other purposes; to the Committee on Energy and Commerce.

By Mr. THOMPSON of California (for himself, Mr. DEFAZIO, Ms. HOOLEY, Mr. FARR, Ms. ESHOO, Mrs. CAPPS, Mr. LANTOS, Ms. ZOE LOFGREN of California, Ms. WOOLSEY, Mr. WU, Mr. GEORGE MILLER of California, and Ms. MATSUI):

H.R. 234. A bill to make funds available for Pacific Salmon emergency disaster assistance; to the Committee on Natural Resources.

By Mr. THOMPSON of California:

H.R. 235. A bill to allow for the renegotiation of the payment schedule of contracts between the Secretary of the Interior and the Redwood Valley County Water District, and for other purposes; to the Committee on Natural Resources.

By Mr. THOMPSON of California (for himself and Ms. WOOLSEY):

H.R. 236. A bill to authorize the Secretary of the Interior to create a Bureau of Reclamation partnership with the North Bay Water Reuse Authority and other regional partners to achieve objectives relating to

water supply, water quality, and environmental restoration; to the Committee on Natural Resources.

By Mr. THOMPSON of California (for himself and Mr. DEFAZIO):

H.R. 237. A bill to amend title 49, United States Code, to exempt airports in economically depressed communities from matching grant obligations under the airport improvement program; to the Committee on Transportation and Infrastructure.

By Mr. WAXMAN:

H.R. 238. A bill to repeal a prohibition on the use of certain funds for tunneling in certain areas with respect to the Los Angeles to San Fernando Valley Metro Rail project, California; to the Committee on Transportation and Infrastructure.

By Mrs. WILSON of New Mexico:

H.R. 239. A bill to increase the Federal minimum wage and to provide an alternative minimum wage as an incentive to an employer to provide health care and child care benefits; to the Committee on Education and Labor.

By Mr. GOODLATTE (for himself, Mrs.

BACHMANN, Mr. BARRETT of South Carolina, Mr. BILBRAY, Mr. BISHOP of Utah, Mrs. BLACKBURN, Mr. BURGESS, Mr. CAMP of Michigan, Mr. CAMPBELL of California, Mr. CANNON, Mr. CANTOR, Mrs. CAPITO, Mr. CARTER, Mr. CHABOT, Mr. COBLE, Mr. CONAWAY, Mrs. CUBIN, Mr. CULBERSON, Mrs. JO ANN DAVIS of Virginia, Mrs. DRAKE, Ms. FOXF, Mr. FRANKS of Arizona, Mr. GARRETT of New Jersey, Mr. GOHMERT, Mr. GOODE, Mr. HASTINGS of Washington, Mr. HENSARLING, Mr. HERGER, Mr. ISSA, Mr. KING of Iowa, Mr. KIRK, Mr. KUHL of New York, Mr. LEWIS of Kentucky, Mr. MACK, Mr. MARCHANT, Mr. MCHENRY, Mrs. MCMORRIS RODGERS, Mr. MICA, Mr. GARY G. MILLER of California, Mr. MILLER of Florida, Mr. NEUGEBAUER, Mr. NORWOOD, Mr. PENCE, Mr. PETRI, Mr. PITTS, Mr. PRICE of Georgia, Mr. RAMSTAD, Mr. REHBERG, Mr. REICHERT, Mr. ROYCE, Mr. SALI, Mr. SENSENBRENNER, Mr. SESSIONS, Mr. SMITH of Nebraska, Mr. SMITH of Texas, Mr. STEARNS, Mr. TERRY, Mr. WAMP, Mr. WESTMORELAND, Mr. WILSON of South Carolina, Mr. FEENEY, Mr. HALL of Texas, Mr. AKIN, Mr. BACHUS, Mr. BARTLETT of Maryland, Mr. BRADY of Texas, Mr. BURTON of Indiana, Mr. CALVERT, Mr. DAVID DAVIS of Tennessee, Mr. TOM DAVIS of Virginia, Mr. MARIO DIAZ-BALART of Florida, Mr. EVERETT, Mrs. EMERSON, Mr. EHLERS, Ms. FALLIN, Mr. FLAKE, Mr. FORBES, Mr. GRAVES, Mr. HASTERT, Mr. HOEKSTRA, Mr. HULSHOF, Mr. KINGSTON, Mr. LAHOOD, Mr. LUCAS, Mr. MCKEON, Mr. MORAN of Kansas, Mrs. MUSGRAVE, Mr. RADANOVICH, Mr. SHADEGG, Mr. TANCREDO, Mr. UPTON, Mr. TIAHRT, Mr. WELDON of Florida, Mr. YOUNG of Alaska, Mr. SHAYS, Mr. BONNER, Mr. BLUNT, Mr. SIMPSON, Mr. DEAL of Georgia, Mr. WELLER, Mr. INGLIS of South Carolina, Mr. SHIMKUS, Mr. COLE of Oklahoma, and Mr. BARTON of Texas):

H.J. Res. 1. A joint resolution proposing a balanced budget amendment to the Constitution of the United States; to the Committee on the Judiciary.

By Mrs. CHRISTENSEN:

H.J. Res. 2. A joint resolution proposing an amendment to the Constitution of the United States regarding presidential election voting rights for residents of all United States territories and commonwealths; to the Committee on the Judiciary.

By Mrs. JO ANN DAVIS of Virginia:

H.J. Res. 3. A joint resolution to acknowledge a long history of official deprivations and ill-conceived policies by the United States Government regarding Indian tribes and offer an apology to all Native Peoples on behalf of the United States; to the Committee on Natural Resources.

By Mr. GENE GREEN of Texas:

H.J. Res. 4. A joint resolution proposing an amendment to the Constitution of the United States to abolish the electoral college and to provide for the direct popular election of the President and Vice President of the United States; to the Committee on the Judiciary.

By Ms. KAPTUR:

H.J. Res. 5. A joint resolution proposing an amendment to the Constitution of the United States relating to limitations on the amounts of contributions and expenditures that may be made in connection with campaigns for election to public office; to the Committee on the Judiciary.

By Mrs. MILLER of Michigan:

H.J. Res. 6. A joint resolution proposing an amendment to the Constitution of the United States to provide that Representatives shall be apportioned among the several States according to their respective numbers, counting the number of persons in each State who are citizens of the United States; to the Committee on the Judiciary.

By Mrs. MUSGRAVE:

H.J. Res. 7. A joint resolution proposing a balanced budget amendment to the Constitution of the United States; to the Committee on the Judiciary.

By Mr. SERRANO:

H.J. Res. 8. A joint resolution proposing an amendment to the Constitution of the United States to repeal the twenty-second article of amendment, thereby removing the limitation on the number of terms an individual may serve as President; to the Committee on the Judiciary.

By Ms. SLAUGHTER:

H. Con. Res. 1. Concurrent resolution regarding consent to assemble outside the seat of government; considered and agreed to.

By Mrs. CHRISTENSEN:

H. Con. Res. 2. Concurrent resolution expressing the sense of the Congress that schools in the United States should honor the contributions of individuals from the territories of the United States by including such contributions in the teaching of United States history; to the Committee on Education and Labor.

By Mrs. JO ANN DAVIS of Virginia:

H. Con. Res. 3. Concurrent resolution expressing the sense of the Congress that the United States Postal Service should issue commemorative postage stamps honoring Americans who have distinguished themselves by their service in the armed forces of the United States; to the Committee on Oversight and Government Reform.

By Mr. GENE GREEN of Texas:

H. Con. Res. 4. Concurrent resolution urging increased Federal funding for juvenile (Type 1) diabetes research; to the Committee on Energy and Commerce.

By Mr. HOLT (for himself and Mr. BROWN of South Carolina):

H. Con. Res. 5. Concurrent resolution expressing support for the designation and goals of "Hire a Veteran Week" and encouraging the President to issue a proclamation supporting those goals; to the Committee on Veterans' Affairs, and in addition to the Committee on Armed Services, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Ms. KAPTUR:

H. Con. Res. 6. Concurrent resolution expressing the sense of Congress that the Supreme Court misinterpreted the First

Amendment to the Constitution in the case of Buckley v. Valeo; to the Committee on the Judiciary.

By Ms. LEE:

H. Con. Res. 7. Concurrent resolution calling on the League of Arab States to acknowledge the genocide in the Darfur region of Sudan and to step up their efforts to stop the genocide in Darfur; to the Committee on Foreign Affairs.

By Ms. LEE:

H. Con. Res. 8. Concurrent resolution expressing the sense of Congress that the United States Postal Service should issue a commemorative postage stamp honoring victims of HIV/AIDS and recognizing the struggle to prevent and treat HIV/AIDS in the United States and throughout the world; to the Committee on Oversight and Government Reform.

By Ms. LEE (for herself, Mr. TOWNS, Mr. SMITH of Washington, Mr. McDERMOTT, Mr. GRIJALVA, Mrs. JONES of Ohio, Mr. THOMPSON of Mississippi, Mr. CUMMINGS, Mr. MCNULTY, Mr. AL GREEN of Texas, Ms. CARSON, Mr. GUTIERREZ, Mr. HOLDEN, Mr. CONYERS, Ms. JACKSON-LEE of Texas, Mrs. MALONEY of New York, Mr. LANTOS, Mr. ABERCROMBIE, Ms. BORDALLO, Mr. FATTAH, Mr. BERMAN, Ms. SCHAKOWSKY, Mr. PAYNE, Ms. MOORE of Wisconsin, Ms. LINDA T. SANCHEZ of California, Mr. WEINER, Mr. JOHNSON of Georgia, Ms. CASTOR, Mr. MEEKS of New York, Ms. EDDIE BERNICE JOHNSON of Texas, Ms. CLARKE, Mr. JACKSON of Illinois, Mr. DAVIS of Illinois, and Mr. COOPER):

H. Con. Res. 9. Concurrent resolution expressing the sense of Congress that the United States Postal Service should issue a commemorative postage stamp honoring former Representative Shirley Chisholm, and that the Citizens' Stamp Advisory Committee should recommend to the Postmaster General that such a stamp be issued; to the Committee on Oversight and Government Reform.

By Ms. LEE:

H. Con. Res. 10. Concurrent resolution expressing the sense of the Congress that the tax give away since 2001 to the wealthiest 5 percent of Americans should be repealed and those monies instead invested in vital programs to relieve the growing burden on the working poor and to alleviate poverty in America; to the Committee on Ways and Means.

By Mr. SERRANO:

H. Con. Res. 11. Concurrent resolution entitled the "English Plus Resolution"; to the Committee on Education and Labor.

By Mr. STEARNS (for himself and Mr. WESTMORELAND):

H. Con. Res. 12. Concurrent resolution requiring the display of the Ten Commandments in the United States Capitol; to the Committee on House Administration.

By Mr. LARSON of Connecticut:

H. Res. 1. A resolution electing officers of the House of Representatives; considered and agreed to.

By Mr. HOYER:

H. Res. 2. A resolution to inform the Senate that a quorum of the House has assembled and of the election of the Speaker and the Clerk; considered and agreed to.

By Mr. HOYER:

H. Res. 3. A resolution authorizing the Speaker to appoint a committee to notify the President of the assembly of the Congress; considered and agreed to.

By Mr. DINGELL:

H. Res. 4. A resolution authorizing the Clerk to inform the President of the election of the Speaker and the Clerk; considered and agreed to.

By Ms. SLAUGHTER:

H. Res. 5. A resolution providing for the consideration of the resolution (H.Res. 6) adopting the Rules of the House of Representatives for the One Hundred Tenth Congress; considered and agreed to.

By Mr. HOYER:

H. Res. 6. A resolution adopting the Rules of the House of Representatives for the One Hundred Tenth Congress; considered and agreed to.

By Mr. EMANUEL:

H. Res. 7. A resolution electing Members to certain standing committees of the House of Representatives; considered and agreed to.

By Mr. PUTNAM:

H. Res. 8. A resolution electing Members to certain standing committees of the House of Representatives; considered and agreed to.

By Mr. PUTNAM:

H. Res. 9. A resolution providing for the designation of certain minority employees; considered and agreed to.

By Ms. SLAUGHTER:

H. Res. 10. A resolution fixing the daily hour of meeting of the First Session of the One Hundred Tenth Congress; considered and agreed to.

By Mr. HOYER:

H. Res. 11. A resolution expressing profound sorrow on the occasion of the death of the Honorable Gerald R. Ford, thirty-eighth President of the United States of America; considered and agreed to.

By Mr. BARTLETT of Maryland (for himself, Mr. UDALL of New Mexico, Mr. GRIJALVA, Mr. GINGREY, Mr. WELCH of Vermont, Mr. GILCHREST, Mr. WAMP, and Mr. UDALL of Colorado):

H. Res. 12. A resolution expressing the sense of the House of Representatives that the United States, in collaboration with other international allies, should establish an energy project with the magnitude, creativity, and sense of urgency that was incorporated in the "Man on the Moon" project address the inevitable challenges of "Peak Oil"; to the Committee on Energy and Commerce.

By Mrs. BIGGERT:

H. Res. 13. A resolution encouraging increased public awareness of eating disorders and expanded research for treatment and cures; to the Committee on Energy and Commerce.

By Mr. CONAWAY (for himself and Mr. BLUNT):

H. Res. 14. A resolution amending the Rules of the House of Representatives to curtail the growth of Government programs; to the Committee on Rules.

By Mr. EHLERS (for himself, Ms. PELOSI, Mr. HOYER, Mr. BOEHNER, Mr. DINGELL, Mr. CONYERS, Mr. KILDEE, Mr. LEVIN, Mr. UPTON, Mr. CAMP of Michigan, Mr. HOEKSTRA, Mr. KNOLLENBERG, Mr. STUPAK, Ms. KILPATRICK, Mr. ROGERS of Michigan, Mr. MCCOTTER, Mrs. MILLER of Michigan, and Mr. WALBERG):

H. Res. 15. A resolution mourning the passing of President Gerald Rudolph Ford and celebrating his leadership and service to the people of the United States; to the Committee on Oversight and Government Reform.

By Mrs. JO ANN DAVIS of Virginia:

H. Res. 16. A resolution recognizing Virginia's James River as "America's Founding River"; to the Committee on Natural Resources.

By Mrs. JO ANN DAVIS of Virginia:

H. Res. 17. A resolution expressing the sense of the House of Representatives that there should be established a National Inflammatory Skin Disease Awareness Month; to the Committee on Oversight and Government Reform.

By Mr. GOODE (for himself, Mr. CULBERSON, Mr. JONES of North Carolina, Mrs. CUBIN, Mr. SULLIVAN, Mr. FEENEY, and Mr. DEAL of Georgia):

H. Res. 18. A resolution expressing disapproval by the House of Representatives of the totalization agreement between the United States and Mexico signed by the Commissioner of Social Security and the Director General of the Mexican Social Security Institute on June 29, 2004; to the Committee on Ways and Means.

By Mr. GENE GREEN of Texas:

H. Res. 19. A resolution expressing the sense of the House of Representatives concerning health promotion and disease prevention; to the Committee on Energy and Commerce.

By Mr. GENE GREEN of Texas:

H. Res. 20. A resolution expressing the sense of the House of Representatives that the United States Postal Service should issue a postage stamp commemorating Juan Nepomuceno Seguin; to the Committee on Oversight and Government Reform.

By Mr. JINDAL:

H. Res. 21. A resolution to honor and recognize the achievements of Craig Webre for his 15 years of dedicated service as Sheriff of Lafourche Parish, Louisiana; to the Committee on the Judiciary.

By Mr. KING of Iowa:

H. Res. 22. A resolution expressing the disapproval of the House of Representatives of the Social Security totalization agreement between the United States and Mexico; to the Committee on Ways and Means.

By Ms. LEE:

H. Res. 23. A resolution disavowing the doctrine of preemption; to the Committee on Foreign Affairs.

By Mr. PRICE of North Carolina (for himself, Mr. DREIER, Ms. SCHWARTZ, Mrs. CAPPS, Mr. HOLT, Mr. BURTON of Indiana, Mr. WEXLER, Mr. BOOZMAN, Mr. REYES, Mr. FORTENBERRY, Mr. SNYDER, Mr. BLUMENAUER, Mr. LANTOS, Ms. WATSON, Ms. WOOLSEY, Mr. ACKERMAN, Mr. HONDA, Mr. SCHIFF, Ms. ROS-LEHTINEN, Mr. WILSON of South Carolina, Mr. PAYNE, Mr. COLE of Oklahoma, Mr. HOYER, Mr. KIRK, Mr. POMEROY, Ms. JACKSON-LEE of Texas, Ms. BORDALLO, and Mr. DAVIS of Alabama):

H. Res. 24. A resolution establishing the House Democracy Assistance Commission for the One Hundred Tenth Congress; to the Committee on Foreign Affairs.

By Mr. ROTHMAN (for himself and Mr. RAMSTAD):

H. Res. 25. A resolution calling on the Board of Directors of the National High School Mock Trial Championship to accommodate students of all religious faiths; to the Committee on Education and Labor.

By Mr. SIMPSON:

H. Res. 26. A resolution commending the Boise State University Broncos football team for winning the 2007 Fiesta Bowl and completing an undefeated season; to the Committee on Education and Labor.

By Mr. SPRATT:

H. Res. 27. A resolution to institute a Pay-As-You-Go rule in the House of Representatives for the 110th Congress; to the Committee on Rules, and in addition to the Committee on the Budget, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. SPRATT:

H. Res. 28. A resolution to institute a reconciliation rule in the House of Representatives for the 110th Congress; to the Committee on Rules, and in addition to the Committee on the Budget, for a period to be subsequently determined by the Speaker, in

each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

#### ¶1.43 PRIVATE BILLS AND RESOLUTIONS

Under clause 3 of rule XIII, private bills and resolutions of the following titles were introduced and severally referred, as follows:

Mr. KING of New York introduced a bill (H.R. 240) for the relief of Alemseghed Mussie Tesfamical; which was referred to the Committee on the Judiciary.

### FRIDAY, JANUARY 5, 2007 (2)

The House was called to order by the SPEAKER.

#### ¶2.1 APPROVAL OF THE JOURNAL

The SPEAKER announced she had examined and approved the Journal of the proceedings of Thursday, January 4, 2007.

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

#### ¶2.2 COMMUNICATIONS

Executive and other communications, pursuant to clause 8, rule XII, were referred as follows:

24. A letter from the Congressional Review Coordinator, APHIS, Department of Agriculture, transmitting the Department's final rule — Importation of Fruits and Vegetables [Docket No. 03-086-3] (RIN: 0579-AC23) received December 19, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

25. A letter from the Director, Defense Procurement and Acquisition Policy, Department of Defense, transmitting the Department's final rule — Defense Federal Acquisition Regulation Supplement; Labor Reimbursement on DoD Non-Commercial Time-and-Materials and Labor-Hour Contracts (DFARS Case 2006-D030) (RIN: 0750-AF44) received December 14, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Armed Services.

26. A letter from the Chief Counsel/FEMA, Department of Homeland Security, transmitting the Department's final rule — Changes in Flood Elevation Determinations [Docket No. FEMA-B-7474] received December 21, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Financial Services.

27. A letter from the Chief Counsel/FEMA, Department of Homeland Security, transmitting the Department's final rule — Final Flood Elevation Determinations — received December 21, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Financial Services.

28. A letter from the Chief Counsel/FEMA, Department of Homeland Security, transmitting the Department's final rule — Final Flood Elevation Determination — received December 21, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Financial Services.

29. A letter from the Assistant to the Board, Federal Reserve Board, transmitting the System's final rule — Electronic Fund Transfers [Regulation E; Docket No. R-1265] received December 15, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Financial Services.

30. A letter from the Attorney, Office of Assistant General Counsel for Legislation and Regulatory Law, Department of Energy, transmitting the Department's final rule — Energy Conservation Program; Test Procedures for Certain Consumer Products and Certain Commercial and Industrial Equip-

ment; Technical Amendment to Energy Conservation Standards for Certain Consumer Products and Certain Commercial and Industrial Equipment [Docket No. EE-RM/TP-05-500] (RIN: 1904-AB53) received December 11, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

31. A letter from the Regulations Coordinator, Department of Health and Human Services, transmitting the Department's final rule — Acquisition Regulations — received December 20, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Oversight and Government Reform.

32. A letter from the General Counsel, Federal Retirement Thrift Investment Board, transmitting the Board's final rule — Court Orders and Legal Processes Affecting Thrift Savings Plan Accounts — received September 29, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Oversight and Government Reform.

33. A letter from the Director, Office of Surface Mining, Department of the Interior, transmitting the Department's final rule — North Dakota Regulatory Program [SATS No. ND-049-FOR, Amendment No. XXXVI] received December 15, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Natural Resources.

34. A letter from the Director, Office of Sustainable Fisheries, NMFS, National Oceanic and Atmospheric Administration, transmitting the Administration's final rule — Fisheries of the Caribbean, Gulf of Mexico, and South Atlantic; Coastal Migratory Pelagic Resources of the Gulf of Mexico and South Atlantic; Trip Limit Reduction [Docket No. 001005281-0369-02; I.D. 112006D] received December 15, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Natural Resources.

35. A letter from the Deputy Assistant Administrator for Operations, NMFS, National Oceanic and Atmospheric Administration, transmitting the Department's final rule — Magnuson-Stevens Act Provisions; Fisheries of the Northeastern United States; Northeastern Multispecies Fishery; 2006 Georges Bank Cod Fixed Gear Sector Operations Plan and Agreement and Allocation of Georges Bank Cod Total Allowable Catch [Docket No. 060808213-6300-02; I.D. 073106C] (RIN: 0648-AU56) received December 15, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Natural Resources.

36. A letter from the Acting Director, Office of Sustainable Fisheries, NMFS, National Oceanic and Atmospheric Administration, transmitting the Administration's final rule — Fisheries Off West Coast States; Pacific Coast Groundfish Fishery; Specifications and Management Measures; Inseason Adjustments [Docket No. 051014263-6028-03; I.D. 112106B] received December 15, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Natural Resources.

37. A letter from the Senior Counsel, Department of Justice, transmitting the Department's final rule — Supplement to Justice Department Procedures and Council on Environmental Quality Regulations to Ensure Compliance With the National Environmental Policy Act [Docket No. USMS 101] (RIN: 1105-AB13) received December 12, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on the Judiciary.

38. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Air Tractor, Inc. Models AT-602, AT-802, and AT-802A Airplanes [Docket No. FAA-2006-24228; Directorate Identifier 2006-CE-22-AD; Amendment 39-14805; AD 2006-22-08] (RIN: 2120-AA64) received December 13, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

39. A letter from the Program Analyst, FAA, Department of Transportation, trans-

mitting the Department's final rule — Airworthiness Directives; Boeing Model 747-400, 777-200, and 777-300 Series Airplanes [Docket No. 2000-NM-360-AD; Amendment 39-14789; AD 2006-21-05] (RIN: 2120-AA64) received December 13, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

40. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Pratt & Whitney JT8D-1, -1A, -1B, -7, -7A, -7B, -9, -9A, -11, -15, -15A, -17, -17A, -17R, -17AR, -209, -217, -217A, -217C, and -219 Turbofan Engines [Docket No. FAA-2006-25809; Directorate Identifier 2001-NE-30-AD; Amendment 39-14791; AD 2006-17-07R1] (RIN: 2120-AA64) received December 13, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

41. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Airbus Model A321 Airplanes [Docket No. FAA-2006-25060; Directorate Identifier 2006-NM-119-AD; Amendment 39-14792; AD 2006-21-07] (RIN: 2120-AA64) received December 13, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

42. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Boeing Model 777-200 Series Airplanes Equipped with General Electric GE90-94B Engines [Docket No. FAA-2006-26085; Directorate Identifier 2006-NM-142-AD; Amendment 39-14794; AD 2006-21-09] (RIN: 2120-AA64) received December 13, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

43. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Turbomeca Turmo IV A and IV C Series Turbohaft Engines [Docket No. FAA-2006-25730; Directorate Identifier 2006-NE-31-AD; Amendment 39-14796; AD 2006-21-11] (RIN: 2120-AA64) received December 13, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

44. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Airbus Model A330-200, A340-200, and A340-300 Airplanes [Docket No. FAA-2006-26083; Directorate Identifier 2006-NM-185-AD; Amendment 39-14793; AD 2006-21-08] (RIN: 2120-AA64) received December 13, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

45. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; AeroSpace Technologies of Australia Pty Ltd. Models N22B, N22S, and N24A Airplanes [Docket No. FAA-2006-25928; Directorate Identifier 2006-CE-53-AD; Amendment 39-14797; AD 2006-21-12] (RIN: 2120-AA64) received December 13, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

46. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Turbomeca Arriel 2B Series Turbohaft Engines [Docket No. FAA-2005-23809; Directorate Identifier 2005-NE-52-AD; Amendment 39-14795; AD 2006-21-10] (RIN: 2120-AA64) received December 13, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

47. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Various Aircraft

Equipped With Honeywell Primus II RNZ-850(-)851() Integrated Navigation Units [Docket No. FAA-2005-20080; Directorate Identifier 2003-NM-193-AD; Amendment 39-14802; AD 2006-22-05] received December 13, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

48. A letter from the Paralegal, FTA, Department of Transportation, transmitting the Department's final rule — Controlled Substances and Alcohol Misuse Testing [Docket No. FTA-2006-24592] (RIN: 2132-AA86) received December 13, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

49. A letter from the FHWA Regulations Officer, Department of Transportation, transmitting the Department's final rule — Worker Visibility [FHWA Docket No. FHWA-2005-23200] (RIN: 2125-AF11) received December 13, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

50. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Additional Types on Child Restraint Systems That May Be Furnished and Used on Aircraft; Corrections [Docket No. FAA-2006-25334; Amendment Nos. 125-51 and 135-106] (RIN: 2120-AI76) received December 13, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

51. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Reservation System for Unscheduled Arrivals at Chicago's O'Hare International Airport [Docket No. FAA-2005-19411; SFAR No. 105] (RIN: 2120-AI47) received December 13, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

52. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Oil Pollution Prevention; Spill Prevention, Control, and Countermeasure Plan Requirements — Amendments [EPA-HQ-OPA-2005-0001; FRL-8258-3] (RIN: 2050-AG23) received December 13, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

53. A letter from the Assistant Administrator for Procurement, National Aeronautics and Space Administration, transmitting the Administration's final rule — NASA FAR Supplement Administrative Changes (RIN: 2700-31) received December 13, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Science and Technology.

54. A letter from the Director of Regulations Management, Department of Veterans Affairs, transmitting the Department's final rule — Extension of the Presumptive Period for Compensation for Gulf War Veterans (RIN: 2900-AM47) received December 20, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Veterans' Affairs.

55. A letter from the Assistant to the Secretary for Reg Policy and Mgt, Department of Veterans Affairs, transmitting the Department's final rule — Filipino Veterans' Benefits Improvements (RIN: 2900-AK65) received December 29, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Veterans' Affairs.

56. A letter from the Chief, Trade and Commercial Regulations Branch, Department of Homeland Security, transmitting the Department's final rule — United States — Chile Free Trade Agreement (RIN: 1505-AB47) received December 15, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

57. A letter from the Director of Reg. Management, Office of Regulation Policy & Mgt,

Department of Veterans Affairs, transmitting the Department's final rule — Transfer of Montgomery GI Bill-Active Duty Entitlement to Dependents (RIN: 2900-AM12) received December 20, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); jointly to the Committees on Armed Services and Veterans' Affairs.

#### ¶2.3 PERMANENT SELECT COMMITTEE ON INTELLIGENCE

The SPEAKER, pursuant to clause 11 of rule X and clause 11 of rule I, appointed the following Members of the House to the Permanent Select Committee on Intelligence: Messrs. REYES, Chairman, and HOEKSTRA.

#### ¶2.4 PRIVILEGES OF THE FLOOR

The SPEAKER, announced the policy for floor privileges during the 110th Congress as follows:

- first, privileges of the floor;
- second, introduction of bills and resolutions;
- third, unanimous-consent requests for the consideration of legislation;
- fourth, recognition for 1-minute speeches;
- fifth, decorum in debate;
- sixth, conduct of votes by electronic device;
- seventh, use of handouts on the House floor; and
- eighth, use of electronic equipment on the House floor.

These announcements, where appropriate, will reiterate the origins of the stated policies. The Chair intends to continue in the 110th Congress the policies reflected in these statements. The policy announced in the 102nd Congress with respect to jurisdictional concepts related to clause 5(a) of rule XXI—tax and tariff measures—will continue to govern but need not be reiterated, as it is adequately documented as precedent in the House Rules and Manual.

Without objection, the announcements will be printed in the CONGRESSIONAL RECORD.

There was no objection.

#### 1. PRIVILEGES OF THE FLOOR

The Chair will make the following announcements regarding floor privileges, which will apply during the 110th Congress.

ANNOUNCEMENT BY THE SPEAKER WITH RESPECT TO STAFF

Rule IV strictly limits those persons to whom the privileges of the floor during sessions of the House are extended, and that rule prohibits the Chair from entertaining requests for suspension or waiver of that rule. As reiterated by the Chair on January 21, 1986, January 3, 1985, January 25, 1983, and August 22, 1974, and as stated in Chapter 10, section 2, of House Practice, the rule strictly limits the number of committee staff on the floor at one time during the consideration of measures reported from their committees. This permission does not extend to Members' personal staff except when a Member's amendment is actually pending during the five-minute rule. It also does not extend to personal staff of Members who are sponsors of pending bills or who are engaging in special orders. The Chair requests the cooperation of all Members and committee staff to assure that only the proper number of staff are on the floor, and then only during the consideration of measures within the jurisdiction of their committees. The Chair is making this statement and reiterating this

policy because of Members' past insistence upon strict enforcement of the rule. The Chair requests each chairman, and each ranking minority member, to submit to the Speaker a list of those staff who are allowed on the floor during the consideration of a measure reported by their committee. The Sergeant-at-Arms, who has been directed to assure proper enforcement of rule IV, will keep the list. Each staff person should exchange his or her ID for a "committee staff" badge, which is to be worn while on the floor. The Chair has consulted with the Minority Leader and will continue to consult with him.

Furthermore, as the Chair announced on January 7, 2003, in accordance with the change in the 108th Congress of clause 2(a) of rule IV regarding leadership staff floor access, only designated staff approved by the Speaker shall be granted the privilege of the floor. The Speaker intends that her approval be narrowly granted on a bipartisan basis to staff from the majority and minority side and only to those staff essential to floor activities.

ANNOUNCEMENT BY THE SPEAKER WITH RESPECT TO FORMER MEMBERS

The Speaker's policy announced on February 1, 2006, will continue to apply in the 110th Congress.

ANNOUNCEMENT BY THE SPEAKER, FEBRUARY 1, 2006

The SPEAKER. The House has adopted a revision to the rule regarding the admission to the floor and the rooms leading thereto. Clause 4 of rule IV provides that a former Member, Delegate or Resident Commissioner or a former Parliamentarian of the House, or a former elected officer of the House or a former minority employee nominated as an elected officer of the House shall not be entitled to the privilege of admission to the Hall of the House and the rooms extending thereto if he or she is a registered lobbyist or an agent of a foreign principal; has any direct personal pecuniary interest in any legislative measure pending before the House, or reported by a committee; or is in the employ of or represents any party or organization for the purpose of influencing, directly or indirectly, the passage, defeat, or amendment of any legislative proposal.

This restriction extends not only to the House floor but adjacent rooms, the cloakrooms and the Speaker's lobby.

Clause 4 of rule IV also allows the Speaker to exempt ceremonial and educational functions from the restrictions of this clause. These restrictions shall not apply to attendance at joint meetings or joint sessions, Former Members' Day proceedings, educational tours, and other occasions as the Speaker may designate.

Members who have reason to know that a person is on the floor inconsistent with clause 4 of rule IV should notify the Sergeant at Arms promptly.

#### 2. INTRODUCTION OF BILLS AND RESOLUTIONS

The policy that the Chair announced on January 3, 1983, with respect to the introduction and reference of bills and resolutions will continue to apply in the 110th Congress. The Chair has advised all officers and employees of the House that are involved in the processing of bills that every bill, resolution, memorial, petition or other material that is placed in the hopper must bear the signature of a Member. Where a bill or resolution is jointly sponsored, the signature must be that of the Member first named thereon. The bill clerk is instructed to return to the Member any bill which appears in the hopper without an original signature. This procedure was inaugurated in the 92d Congress. It has worked well, and the Chair thinks that it is essential to continue this practice to insure the integrity of the process by which legislation is introduced in the House.



### 3. UNANIMOUS-CONSENT REQUESTS FOR THE CONSIDERATION OF LEGISLATION

The policy the Chair announced on January 6, 1999, with respect to recognition for unanimous consent requests for the consideration of certain legislative measures will continue to apply in the 110th Congress. The Speaker will continue to follow the guidelines recorded in section 956 of the House Rules and Manual conferring recognition for unanimous-consent requests for the consideration of bills, resolutions, and other measures only when assured that the majority and minority floor leadership and committee chairmen and ranking minority members have no objection. Consistent with those guidelines, and with the Chair's inherent power of recognition under clause 2 of rule XVII, the Chair, and any occupant of the Chair appointed as Speaker pro tempore pursuant to clause 8 of rule I, will decline recognition for the unanimous-consent requests chronicled in section 956 without assurances that the request has been so cleared. This denial of recognition by the Chair will not reflect necessarily any personal opposition on the part of the Chair to orderly consideration of the matter in question, but will reflect the determination upon the part of the Chair that orderly procedures will be followed; that is, procedures involving consultation and agreement between floor and committee leadership on both sides of the aisle.

### 4. RECOGNITION FOR ONE-MINUTE SPEECHES ANNOUNCEMENT BY THE SPEAKER WITH RESPECT TO ONE-MINUTE SPEECHES

The Speaker's policy announced on August 8, 1984, with respect to recognition for one-minute speeches will apply during the 110th Congress. The Chair will alternate recognition for one-minute speeches between majority and minority Members, in the order in which they seek recognition in the well under present practice from the Chair's right to the Chair's left, with possible exceptions for Members of the leadership and Members having business requests. The Chair, of course, reserves the right to limit one-minute speeches to a certain period of time or to a special place in the program on any given day, with notice to the leadership.

### 5. DECORUM IN DEBATE

The Chair's announced policies of January 7, 2003, January 4, 1995, and January 3, 1991, will apply in the 110th Congress. It is essential that the dignity of the proceedings of the House be preserved, not only to assure that the House conducts its business in an orderly fashion but also to permit Members to properly comprehend and participate in the business of the House. To this end, and in order to permit the Chair to understand and to correctly put the question on the numerous requests that are made by Members, the Chair requests that Members and others who have the privileges of the floor desist from audible conversation in the Chamber while the business of the House is being conducted. The Chair would encourage all Members to review rule XVII to gain a better understanding of the proper rules of decorum expected of them, and especially: to avoid "personalities" in debate with respect to references to other Members, the Senate, and the President; to address the Chair while standing and only during, and not beyond, the time recognized, and not to address the television or other imagined audience; to refrain from passing between the Chair and a Member speaking, or directly in front of a Member speaking from the well; to refrain from smoking in the Chamber; to deactivate any audible ring of wireless telephones when entering the Chamber; to wear appropriate business attire in the Chamber; and to generally display the same degree of respect to

the Chair and other Members that every Member is due.

The Chair would like all Members to be on notice that the Chair intends to strictly enforce time limitations on debate. Furthermore, the Chair has the authority to immediately interrupt Members in debate who transgress rule XVII by failing to avoid "personalities" in debate with respect to references to the Senate, the President, and other Members, rather than wait for Members to complete their remarks.

Finally, it is not in order to speak disrespectfully of the Speaker; and under the precedents the sanctions for such violations transcend the ordinary requirements for timeliness of challenges. This separate treatment is recorded in volume 2 of Hinds' Precedents, at section 1248 and was reiterated on January 19, 1995.

### 6. CONDUCT OF VOTES BY ELECTRONIC DEVICE

The Speaker's policy announced on January 4, 1995, with respect to the conduct of electronic votes will continue in the 110th Congress with modifications as follows.

As Members are aware, clause 2(a) of rule XX provides that Members shall have not less than 15 minutes in which to answer an ordinary record vote or quorum call. The rule obviously establishes 15 minutes as a minimum. Still, with the cooperation of the Members, a vote can easily be completed in that time. The events of October 30, 1991, stand out as proof of this point. On that occasion, the House was considering a bill in the Committee of the Whole under a special rule that placed an overall time limit on the amendment process, including the time consumed by record votes. The Chair announced, and then strictly enforced, a policy of closing electronic votes as soon as possible after the guaranteed period of 15 minutes. Members appreciated and cooperated with the Chair's enforcement of the policy on that occasion.

The Chair desires that the example of October 30, 1991, be made the regular practice of the House. To that end, the Chair enlists the assistance of all Members in avoiding the unnecessary loss of time in conducting the business of the House. The Chair encourages all Members to depart for the Chamber promptly upon the appropriate bell and light signal. As in recent Congresses, the cloakrooms should not forward to the Chair requests to hold a vote by electronic device, but should simply apprise inquiring Members of the time remaining on the voting clock. Members should not rely on signals relayed from outside the Chamber to assume that votes will be held open until they arrive in the Chamber. Members will be given a reasonable amount of time in which to accurately record their votes. No occupant of the Chair would prevent a Member who is in the Well before the announcement of the result from casting his or her vote.

### 7. USE OF HANDOUTS ON HOUSE FLOOR

The Speaker's policy announced on September 27, 1995, which was prompted by a misuse of handouts on the House floor and made at the bipartisan request of the Committee on Standards of Official Conduct, will continue in the 110th Congress. All handouts distributed on or adjacent to the House floor by Members during House proceedings must bear the name of the Member authorizing their distribution. In addition, the content of those materials must comport with standards of propriety applicable to words spoken in debate or inserted in the Record. Failure to comply with this admonition may constitute a breach of decorum and may give rise to a question of privilege.

The Chair would also remind Members that, pursuant to clause 5 of rule IV, staff is prohibited from engaging in efforts in the Hall of the House or rooms leading thereto

to influence Members with regard to the legislation being amended. Staff cannot distribute handouts.

In order to enhance the quality of debate in the House, the Chair would ask Members to minimize the use of handouts.

### 8. USE OF ELECTRONIC EQUIPMENT ON HOUSE FLOOR

The Speaker's policy announced on January 27, 2000, as modified by the change in clause 5 of rule XVII in the 108th Congress, will continue in the 110th Congress. All Members and staff are reminded of the absolute prohibition contained in clause 5 of rule XVII against the use of a wireless telephone or personal computer upon the floor of the House at any time.

The Chair requests all Members and staff wishing to receive or send wireless telephone messages to do so outside of the Chamber, and to deactivate, which means to turn off, any audible ring of wireless phones before entering the Chamber. To this end, the Chair insists upon the cooperation of all Members and staff and instructs the Sergeant-at-Arms, pursuant to clause 3(a) of rule II and clause 5 of rule XVII, to enforce this prohibition.

## ¶12.5 RULES OF THE HOUSE

The SPEAKER pro tempore, Mr. STUPAK, pursuant to section 4 of House Resolution 5, resumed further consideration of the resolution (H. Res. 6) adopting the rules of the House of Representatives for the One Hundred Tenth Congress.

The portion of the divided question comprising Title III is now debatable for 60 minutes.

When said Title III of said resolution was considered.

After debate,

Pursuant to House Resolution 5, the previous question was ordered on Title III.

The question being put, viva voce,

Will the House agree to Title III?

The SPEAKER pro tempore, Mr. DAVIS of Illinois, announced that the yeas had it.

Ms. MATSUI demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Mr. DAVIS of Illinois, pursuant to clause 8, rule XX, announced that further proceedings on the question were postponed.

The portion of the divided question comprising Title IV is now debatable for 60 minutes.

When Title IV of said resolution was considered.

After debate,

Pursuant to House Resolution 5, the previous question was ordered on Title IV.

The question being put, viva voce,

Will the House agree to Title IV?

The SPEAKER pro tempore, Ms. LOFGREN of California, announced that the yeas had it.

Mr. HASTINGS of Florida, demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Ms. LOFGREN of California, pursuant to

clause 8, rule XX, announced that further proceedings on the question were postponed.

The portion of the divided question comprising Title V is now debatable for 10 minutes.

When Title V of said resolution was considered.

After debate.

¶2.6 TITLE III—H. RES. 6—UNFINISHED BUSINESS

The SPEAKER pro tempore, Ms. LOFGREN of California, pursuant to clause 8, rule XX, announced the unfinished business to be the question on agreeing to Title III of the resolution (H. Res. 6) adopting the Rules of the House of Representatives for the One Hundred Tenth Congress.

The question being put,

Will the House agree to Title III?

The vote was taken by electronic device.

It was decided in the { Yeas ..... 430 affirmative ..... } Nays ..... 0

¶2.7 [Roll No. 8] YEAS—430

- Abercrombie Carson Farr
Ackerman Carter Fattah
Aderholt Castle Feeney
Akin Castor Ferguson
Alexander Chabot Filner
Allen Chandler Flake
Altmire Clarke Forbes
Andrews Clay Fortenberry
Arcuri Cleaver Fossella
Baca Clyburn Foxx
Bachmann Coble Frank (MA)
Bachus Cohen Franks (AZ)
Baird Cole (OK) Frelinghuysen
Baker Conaway Gallegly
Baldwin Conyers Garrett (NJ)
Barrett (SC) Cooper Gerlach
Barrow Costa Giffords
Bartlett (MD) Costello Gilchrist
Bean Courtney Gillibrand
Becerra Cramer Gillmor
Berkley Crenshaw Gingrey
Berman Crowley Gohmert
Berry Cubin Gonzalez
Biggart Cuellar Goode
Bilbray Culberson Goodlatte
Bilirakis Cummings Gordon
Bishop (GA) Davis (AL) Granger
Bishop (NY) Davis (CA) Graves
Bishop (UT) Davis (IL) Green, Al
Blackburn Davis (KY) Green, Gene
Blumenauer Davis, David Grijalva
Blunt Davis, Jo Ann Gutierrez
Boehner Davis, Lincoln Hall (NY)
Bonner Davis, Tom Hall (TX)
Bono Deal (GA) Hare
Boozman DeFazio Harman
Boren DeGette Hastert
Boswell Delahunt Hastings (FL)
Boucher DeLauro Hastings (WA)
Boustany Dent Hayes
Boyd (FL) Diaz-Balart, L. Heller
Boyd (KS) Diaz-Balart, M. Hensarling
Brady (PA) Dicks Herger
Brady (TX) Dingell Herseth
Braley (IA) Doggett Higgins
Brown, Corrine Donnelly Hill
Brown-Waite, Doolittle Hinchey
Ginny Doyle Hinojosa
Buchanan Drake Hirono
Burgess Dreier Hobson
Burton (IN) Duncan Edwards
Butterfield Edwards Ehlers
Calvert Camp (MI) Ellison Holt
Campbell (CA) Ellsworth Honda
Cannon Emanuel Hooley
Cantor Emerson Hoyer
Capito Engel Hulshof
Capps English (PA) Hunter
Capuano Eshoo Inglis (SC)
Cardoza Insee
Carnahan Everett Israel
Carney Fallon Issa

- Jackson (IL)
Jackson-Lee (TX)
Jefferson
Jindal
Johnson (GA)
Johnson (IL)
Johnson, E. B.
Johnson, Sam
Jones (NC)
Jones (OH)
Jordan
Kagen
Kanjorski
Kaptur
Keller
Kennedy
Kildee
Kilpatrick
Kind
King (IA)
King (NY)
Kingston
Kirk
Klein (FL)
Kline (MN)
Knollenberg
Kucinich
Kuhl (NY)
LaHood
Lamborn
Lampson
Langevin
Lantos
Larsen (WA)
Larson (CT)
Latham
LaTourette
Lee
Levin
Lewis (CA)
Lewis (GA)
Lewis (KY)
Linder
Lipinski
LoBiondo
Loebsack
Lofgren, Zoe
Lowey
Lucas
Lungren, Daniel E.
Lynch
Mack
Mahoney (FL)
Maloney (NY)
Manzullo
Marchant
Markey
Marshall
Matheson
Matsui
McCarthy (CA)
McCarthy (NY)
McCaul (TX)
McCollum (MN)
McCotter
McCrery
McDermott
McGovern
McHenry
McHugh
McIntyre
McKeon
McMorris
McMorris Rodgers
McNerney
McNulty
Meehan
Meek (FL)
Meeks (NY)
Melancon
Mica
Michaud
Millender-McDonald
Miller (FL)
Miller (MI)
Miller (NC)
Miller, Gary
Miller, George
Mitchell
Mollohan
Moore (KS)
Moore (WI)
Moore (WI)
Moran (KS)
Moran (VA)
Murphy (CT)
Murphy, Patrick
Murphy, Tim
Murtha
Musgrave
Myrick
Nadler
Napolitano
Neugebauer
Norwood
Nunes
Oberstar
Obey
Olver
Ortiz
Pallone
Pascrell
Pastor
Paul
Payne
Pearce
Pelosi
Pence
Perlmutter
Peterson (MN)
Peterson (PA)
Petri
Pickering
Pitts
Platts
Poe
Pomeroy
Porter
Price (GA)
Price (NC)
Pryce (OH)
Putnam
Radanovich
Rahall
Ramstad
Rangel
Regula
Rehberg
Reichert
Renzi
Reyes
Reynolds
Rodriguez
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrbacher
Ros-Lehtinen
Roskam
Ross
Rothman
Roybal-Allard
Royce
Ruppersberger
Rush
Ryan (OH)
Ryan (WI)
Salazar
Sali
Sanchez, Linda T.
Sanchez, Loretta
Sarbanes
Saxton
Schakowsky
Schiff
Schmidt
Schwartz
Scott (GA)
Scott (VA)
Sensenbrenner
Serrano
Sessions
Sestak
Shadegg
Shays
Shea-Porter
Sherman
Shimkus
Shuler
Shuster
Simpson
Sires
Skelton
Slaughter
Smith (NE)
Smith (NJ)
Smith (TX)
Smith (WA)
Snyder
Solis
Souder
Space
Spratt
Stark
Stearns
Stupak
Sutton
Tancredo
Tanner
Tauscher
Taylor
Terry
Thompson (CA)
Thompson (MS)
Thornberry
Tiahrt
Tiberi
Tierney
Towns
Turner
Udall (CO)
Udall (NM)
Upton
Van Hollen
Velázquez
Visclosky
Walberg
Walden (OR)
Walsh (NY)
Walz (MN)
Wamp
Wasserman
Schultz
Waters
Watson
Watt
Waxman
Weiner
Welch (VT)
Weldon (FL)
Weller
Westmoreland
Wexler
Whitfield
Wicker
Wilson (NM)
Wilson (OH)
Wilson (SC)
Wolf
Woolsey
Wu
Wynn
Yarmuth
Young (AK)
Young (FL)

NOT VOTING—5

- Barton (TX) Buyer
Brown (SC) Neal (MA)

So Title III was agreed to.
A motion to reconsider the vote whereby said Title III was agreed to was, by unanimous consent, laid on the table.

¶2.8 TITLE IV—H. RES. 6—UNFINISHED BUSINESS

The SPEAKER pro tempore, Ms. LOFGREN of California, pursuant to

clause 8, rule XX, announced the further unfinished business to be the question on agreeing to Title IV of the resolution (H. Res. 6) adopting the Rules of the House of Representatives for the One Hundred Tenth Congress.

The question being put,

Will the House agree to Title IV?

The vote was taken by electronic device.

It was decided in the { Yeas ..... 280 affirmative ..... } Nays ..... 152

¶2.9 [Roll No. 9] YEAS—280

- Abercrombie Filner McNerney
Ackerman Fortenberry McNulty
Allen Frank (MA) Meehan
Altmire Gerlach Meek (FL)
Andrews Giffords Meeks (NY)
Arcuri Gilchrist Melancon
Baca Gillibrand Michaud
Baird Gillmor Millender-
Baldwin Gonzalez McDonald
Barrow Gordon Miller (MI)
Bean Green, Al Miller (NC)
Becerra Green, Gene Miller, George
Berkley Grijalva Mitchell
Berman Gutierrez Mollohan
Berry Hall (NY) Moore (KS)
Bilirakis Hare Moore (WI)
Bishop (GA) Harman Moran (KS)
Bishop (NY) Hastings (FL) Moran (VA)
Blumenauer Herseth Murphy (CT)
Boozman Higgins Murphy, Patrick
Boren Hill Murphy, Tim
Boswell Hinchey Murtha
Boucher Hinojosa Nadler
Boyd (FL) Hirono Napolitano
Boyda (KS) Hobson Oberstar
Brady (PA) Hodes Obey
Braley (IA) Holden Olver
Brown, Corrine Holt Ortiz
Brown-Waite, Honda Pallone
Ginny Hooley Pascrell
Butterfield Hoyer Pastor
Capito Insee Payne
Capps Israel Pelosi
Capuano Jackson (IL) Perlmutter
Cardoza Jackson-Lee Peterson (MN)
Carnahan (TX) Petri
Carney Jefferson Platts
Carson Jindal
Castle Johnson (GA) Pomeroy
Castor Johnson, E. B. Porter
Chandler Jones (NC) Price (NC)
Clarke Jones (OH) Pryce (OH)
Clay Kagen Rahall
Cleaver Kanjorski Ramstad
Clyburn Kaptur Rangel
Cohen Keller Rehberg
Conyers Kennedy Reyes
Cooper Kildee Rodriguez
Costa Kilpatrick Rogers (MI)
Costello Kind Rohrbacher
Courtney Kirk Ross
Cramer Klein (FL) Rothman
Crowley Kucinich Roybal-Allard
Cuellar LaHood Ruppersberger
Cummings Lampson Rush
Davis (AL) Langevin Ryan (OH)
Davis (CA) Lantos Salazar
Davis (IL) Larsen (WA) Sanchez, Linda
Davis, Lincoln Larson (CT) T.
DeFazio Lee Sanchez, Loretta
DeGette Levin Sarbanes
Delahunt Lewis (GA) Schakowsky
DeLauro Lipinski Schiff
Dent LoBiondo Schwartz
Dicks Loebsack Scott (GA)
Dingell Lofgren, Zoe Scott (VA)
Doggett Lowey Serrano
Donnelly Lynch Sestak
Doyle Mahoney (FL) Shays
Edwards Maloney (NY) Shea-Porter
Ehlers Manzullo Sherman
Ellison Markey Shimkus
Ellsworth Marshall Shuler
Emanuel Matheson Simpson
Emerson Matsui Sires
Engel McCarthy (NY) Skelton
Eshoo McCollum (MN) Slaughter
Etheridge McDermott Smith (NJ)
Farr McGovern Smith (WA)
Fattah McHugh Snyder
Ferguson Ferguson Solis



Space	Turner	Waxman
Spratt	Udall (CO)	Weiner
Stark	Udall (NM)	Welch (VT)
Stupak	Upton	Weller
Sutton	Van Hollen	Wexler
Tanner	Velázquez	Whitfield
Tauscher	Visclosky	Wilson (NM)
Taylor	Walsh (NY)	Wilson (OH)
Thompson (CA)	Walz (MN)	Wolf
Thompson (MS)	Wasserman	Woolsey
Thornberry	Schultz	Wu
Tiberi	Waters	Wynn
Tierney	Watson	Yarmuth
Towns	Watt	Young (FL)

## NAYS—152

Aderholt	Fossella	Mica
Akin	Foxx	Miller (FL)
Alexander	Franks (AZ)	Miller, Gary
Bachmann	Frelinghuysen	Musgrave
Bachus	Galleghy	Myrick
Baker	Garrett (NJ)	Neugebauer
Barrett (SC)	Gingrey	Norwood
Bartlett (MD)	Gohmert	Nunes
Barton (TX)	Goode	Paul
Biggart	Goodlatte	Pearce
Bilbray	Granger	Pence
Bishop (UT)	Graves	Peterson (PA)
Blackburn	Hall (TX)	Pickering
Blunt	Hastert	Pitts
Boehner	Hastings (WA)	Price (GA)
Bonner	Hayes	Putnam
Bono	Heller	Radanovich
Boustany	Hensarling	Regula
Brady (TX)	Herger	Reichert
Buchanan	Hoekstra	Renzi
Burgess	Hulshof	Reynolds
Calvert (IN)	Hunter	Rogers (AL)
Carlton	Inglis (SC)	Rogers (KY)
Camp (MD)	Issa	Ros-Lehtinen
Campbell (CA)	Johnson (IL)	Roskam
Cannon	Johnson, Sam	Royce
Cantor	Jordan	Ryan (WI)
Carter	King (IA)	Sali
Chabot	King (NY)	Saxton
Coble	Kingston	Schmidt
Cole (OK)	Kline (MN)	Sensenbrenner
Conaway	Knollenberg	Sessions
Crenshaw	Kuhl (NY)	Shadegg
Cubin	Lamborn	Shuster
Culberson	Latham	Smith (NE)
Davis (KY)	LaTourette	Smith (TX)
Davis, David	Lewis (CA)	Souder
Davis, Jo Ann	Lewis (KY)	Stearns
Davis, Tom	Linder	Sullivan
Deal (GA)	Lucas	Tancredo
Diaz-Balart, L.	Lungren, Daniel	Terry
Diaz-Balart, M.	E.	Tiahrt
Doolittle	Mack	Walberg
Drake	Marchant	Walden (OR)
Dreier	McCarthy (CA)	Wamp
Duncan	McCaul (TX)	Weldon (FL)
English (PA)	McCotter	Westmoreland
Everett	McCrery	Wicker
Fallin	McHenry	Wilson (SC)
Feeney	McKeon	Young (AK)
Flake	McMorris	
Forbes	Rodgers	

## NOT VOTING—3

Brown (SC)	Buyer	Neal (MA)
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So Title IV was agreed to.

A motion to reconsider the vote whereby said Title IV was agreed to was, by unanimous consent, laid on the table.

Pursuant to House Resolution 5, the previous question was ordered on Title V.

Mr. RYAN of Wisconsin, moved to commit the resolution to a select committee composed of the Majority Leader and the Minority Leader with instructions to report back the same to the House forthwith with only the following amendment:

After section 510, insert the following new sections, and redesignate the following sections (and cross references thereto) accordingly:

**SEC. 511. SPECIAL ORDER OF BUSINESS: SMALL BUSINESS HEALTH PLANS**

On January 16, 2007, or, if the House is not in session on such day, the next day on

which the House is in session thereafter, following the third daily order of business under clause 1 of rule XIV, the House shall immediately proceed to the consideration in the House of the bill (H.R. 241) to amend title I of the Employee Retirement Income Security Act of 1974 to improve access and choice for entrepreneurs with small businesses with respect to medical care for their employees. All points of order against the bill and against its consideration are waived. The bill shall be considered as read. The previous question shall be considered as ordered on the bill and any amendment thereto to final passage without intervening motion except: (1) three hours of debate equally divided and controlled by the Majority Leader and the Minority Leader or their designees, and (2) one motion to recommit with or without instructions to be offered by the Majority Leader or his designee.

**SEC. 512. CONGRESSIONAL EARMARK REFORM.**

(a) POINT OF ORDER AGAINST CONGRESSIONAL EARMARKS.—Rule XXI is amended by adding at the end the following new clause:

“9. (a) It shall not be in order to consider—

“(1) a bill or joint resolution reported by a committee unless the report includes a list of congressional earmarks, limited tax benefits, and limited tariff benefits in the bill or in the report (and the name of any Member, Delegate, or Resident Commissioner who submitted a request to the committee for each respective item included in such list) or a statement that the proposition contains no congressional earmarks, limited tax benefits, or limited tariff benefits;

“(2) a bill or joint resolution not reported by a committee unless the chairman of each committee of initial referral has caused a list of congressional earmarks, limited tax benefits, and limited tariff benefits in the bill (and the name of any Member, Delegate, or Resident Commissioner who submitted a request to the committee for each respective item included in such list) or a statement that the proposition contains no congressional earmarks, limited tax benefits, or limited tariff benefits to be printed in the Congressional Record prior to its consideration;

“(3) an amendment to a bill or joint resolution to be offered at the outset of its consideration for amendment by a member of a committee of initial referral as designated in a report of the Committee on Rules to accompany a resolution prescribing a special order of business unless the proponent has caused a list of congressional earmarks, limited tax benefits, and limited tariff benefits in the amendment (and the name of any Member, Delegate, or Resident Commissioner who submitted a request to the proponent for each respective item included in such list) or a statement that the proposition contains no congressional earmarks, limited tax benefits, or limited tariff benefits to be printed in the Congressional Record prior to its consideration; or

“(4) a conference report to accompany a bill or joint resolution unless the joint explanatory statement prepared by the managers on the part of the House and the managers on the part of the Senate includes a list of congressional earmarks, limited tax benefits, and limited tariff benefits in the conference report or joint statement (and the name of any Member, Delegate, Resident Commissioner, or Senator who submitted a request to the House or Senate committees of jurisdiction for each respective item included in such list) or a statement that the proposition contains no congressional earmarks, limited tax benefits, or limited tariff benefits.

“(b) It shall not be in order to consider a rule or order that waives the application of paragraph (a). As disposition of a point of order under this paragraph, the Chair shall

put the question of consideration with respect to the rule or order that waives the application of paragraph (a). The question of consideration shall be debatable for 10 minutes by the Member initiating the point of order and for 10 minutes by an opponent, but shall otherwise be decided without intervening motion except one that the House adjourn.

“(c) In order to be cognizable by the Chair, a point of order raised under paragraph (a) may be based only on the failure of a report, submission to the Congressional Record, or joint explanatory statement to include a list required by paragraph (a) or a statement that the proposition contains no congressional earmarks, limited tax benefits, or limited tariff benefits.

“(d) For the purpose of this clause, the term ‘congressional earmark’ means a provision or report language included primarily at the request of a Member, Delegate, Resident Commissioner, or Senator providing, authorizing or recommending a specific amount of discretionary budget authority, credit authority, or other spending authority for a contract, loan, loan guarantee, grant, loan authority, or other expenditure with or to an entity, or targeted to a specific State, locality or Congressional district, other than through a statutory or administrative formula-driven or competitive award process.

“(e) For the purpose of this clause, the term ‘limited tax benefit’ means—

“(1) any revenue-losing provision that—

“(A) provides a Federal tax deduction, credit, exclusion, or preference to 10 or fewer beneficiaries under the Internal Revenue Code of 1986, and

“(B) contains eligibility criteria that are not uniform in application with respect to potential beneficiaries of such provision; or

“(2) any Federal tax provision which provides one beneficiary temporary or permanent transition relief from a change to the Internal Revenue Code of 1986.

“(f) For the purpose of this clause, the term ‘limited tariff benefit’ means a provision modifying the Harmonized Tariff Schedule of the United States in a manner that benefits 10 or fewer entities.

(b) RELATED AMENDMENT TO CODE OF OFFICIAL CONDUCT.—Rule XXIII is amended—

(a) by redesignating clause 16 (as earlier redesignated) as clause 18; and

(b) by inserting after clause 15 the following new clauses:

“16. A Member, Delegate, or Resident Commissioner may not condition the inclusion of language to provide funding for a congressional earmark, a limited tax benefit, or a limited tariff benefit in any bill or joint resolution (or an accompanying report) or in any conference report on a bill or joint resolution (including an accompanying joint explanatory statement of managers) on any vote cast by another Member, Delegate, or Resident Commissioner. For purposes of this clause and clause 17, the terms ‘congressional earmark,’ ‘limited tax benefit,’ and ‘limited tariff benefit’ shall have the meanings given them in clause 9 of rule XXI.

“17. (a) A Member, Delegate, or Resident Commissioner who requests a congressional earmark, a limited tax benefit, or a limited tariff benefit in any bill or joint resolution (or an accompanying report) or in any conference report on a bill or joint resolution (or an accompanying joint statement of managers) shall provide a written statement to the chairman and ranking minority member of the committee of jurisdiction, including—

“(1) the name of the Member, Delegate, or Resident Commissioner;

“(2) in the case of a congressional earmark, the name and address of the intended recipient or, if there is no specifically intended recipient, the intended location of the activity;

“(3) in the case of a limited tax or tariff benefit, identification of the individual or entities reasonably anticipated to benefit, to the extent known to the Member, Delegate, or Resident Commissioner;

“(4) the purpose of such congressional earmark or limited tax or tariff benefit; and

“(5) a certification that the Member, Delegate, or Resident Commissioner or spouse has no financial interest in such congressional earmark or limited tax or tariff benefit.”

“(b) Each committee shall maintain the information transmitted under paragraph (a), and the written disclosures for any congressional earmarks, limited tax benefits, or limited tariff benefits included in any measure reported by the committee or conference report filed by the chairman of the committee or any subcommittee thereof shall be open for public inspection.”

Pursuant to section 3 of House Resolution 5, the previous question was ordered on the motion to commit with instructions.

The question being put, *viva voce*,

Will the House commit said resolution with instructions?

The SPEAKER pro tempore, Mr. BECERRA, announced that the yeas had it.

Mr. RYAN of Wisconsin, demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The vote was taken by electronic device.

It was decided in the { Yeas ..... 200  
negative ..... Nays ..... 232

¶2.10 [Roll No. 10]

YEAS—200

Aderholt	Diaz-Balart, L.	Jones (NC)
Akin	Diaz-Balart, M.	Jordan
Alexander	Doolittle	Keller
Bachmann	Drake	King (IA)
Bachus	Dreier	King (NY)
Baker	Duncan	Kingston
Barrett (SC)	Ehlers	Kirk
Bartlett (MD)	Emerson	Kline (MN)
Barton (TX)	English (PA)	Knollenberg
Biggart	Everett	Kuhl (NY)
Bilbray	Fallin	LaHood
Bilirakis	Feeney	Lamborn
Bishop (UT)	Ferguson	Latham
Blackburn	Flake	LaTourette
Blunt	Forbes	Lewis (CA)
Boehner	Fortenberry	Lewis (KY)
Bonner	Fossella	Linder
Bono	Fox	LoBiondo
Boozman	Franks (AZ)	Lucas
Boystany	Frelinghuysen	Lungren, Daniel
Bradley (TX)	Gallegly	E.
Brown-Waite,	Garrett (NJ)	Mack
Ginny	Gerlach	Manzullo
Buchanan	Gilchrest	Marchant
Burgess	Gillmor	McCarthy (CA)
Burton (IN)	Gingrey	McCaull (TX)
Calvert	Gohmert	McCotter
Camp (MI)	Goode	McCrery
Campbell (CA)	Goodlatte	McHenry
Cannon	Granger	McHugh
Cantor	Graves	McKeon
Capito	Hall (TX)	McMorris
Carter	Hastert	Rodgers
Castle	Hastings (WA)	Mica
Chabot	Hayes	Miller (FL)
Coble	Heller	Miller (MI)
Cole (OK)	Hensarling	Miller, Gary
Conaway	Hergert	Moran (KS)
Crenshaw	Hobson	Murphy, Tim
Cubin	Hoekstra	Musgrave
Culberson	Hulshof	Myrick
Davis (KY)	Hunter	Neugebauer
Davis, David	Inglis (SC)	Norwood
Davis, Jo Ann	Issa	Nunes
Davis, Tom	Jindal	Paul
Deal (GA)	Johnson (IL)	Pearce
Dent	Johnson, Sam	Pence

Peterson (PA)	Ros-Lehtinen
Petri	Roskam
Pickering	Royce
Pitts	Ryan (WI)
Platts	Sali
Poe	Saxton
Porter	Schmidt
Price (GA)	Sensenbrenner
Pryce (OH)	Sessions
Putnam	Shadegg
Radanovich	Shays
Ramstad	Shimkus
Regula	Shuster
Rehberg	Simpson
Reichert	Smith (NE)
Renzi	Smith (NJ)
Reynolds	Smith (TX)
Rogers (AL)	Souder
Rogers (KY)	Stearns
Rogers (MI)	Sullivan
Rohrabacher	Tancredo

NAYS—232

Abercrombie	Green, Al
Ackerman	Green, Gene
Allen	Grijalva
Altmire	Gutierrez
Andrews	Hall (NY)
Arcuri	Hare
Baca	Harman
Baird	Hastings (FL)
Baldwin	Herseth
Barrow	Higgins
Bean	Hill
Becerra	Hinchev
Berkley	Hinojosa
Berman	Hirono
Berry	Hodes
Bishop (GA)	Holden
Bishop (NY)	Holt
Blumenauer	Honda
Boren	Hooley
Boswell	Hoyer
Boucher	Inslie
Boyd (FL)	Israel
Boyd (KS)	Jackson (IL)
Brady (PA)	Brady (PA)
Braley (IA)	Jackson-Lee
Brown, Corrine	(TX)
Butterfield	Jefferson
Capps	Johnson (GA)
Capuano	Johnson, E. B.
Cardoza	Jones (OH)
Carnahan	Kagen
Carney	Kanjorski
Caspar	Kaptur
Carson	Kennedy
Castor	Kildee
Chandler	Kilpatrick
Clarke	Kind
Clay	Klein (FL)
Cleaver	Kucinich
Clyburn	Lampson
Cohen	Langevin
Conyers	Lantos
Cooper	Larsen (WA)
Costa	Larsen (CT)
Costello	Lee
Courtney	Levin
Cramer	Lewis (GA)
Crowley	Lipinski
Cuellar	Loeb sack
Cummings	Lofgren, Zoe
Davis (AL)	Lowey
Davis (CA)	Lynch
Davis (IL)	Mahoney (FL)
Davis, Lincoln	Maloney (NY)
DeFazio	Markey
DeGette	Marshall
Delahunt	Matheson
DeLauro	Matsui
Dicks	McCarthy (NY)
Dingell	McCollum (MN)
Doggett	McDermott
Donnelly	McGovern
Doyle	McIntyre
Edwards	McNerney
Ellison	McNulty
Elisworth	Meehan
Emanuel	Meeke (FL)
Engel	Meeks (NY)
Eshoo	Melancon
Etheridge	Michaud
Farr	Millender-
Fattah	McDonald
Finler	Miller (NC)
Frank (MA)	Miller, George
Giffords	Mitchell
Gillibrand	Mollohan
Gonzalez	Moore (KS)
Gordon	Moore (WI)

Terry	Thornberry
Tiahrt	Tiahrt
Tiberi	Tiberi
Turner	Turner
Upton	Upton
Walberg	Walberg
Walden (OR)	Walden (OR)
Walsh (NY)	Walsh (NY)
Wamp	Wamp
Weldon (FL)	Weldon (FL)
Weller	Weller
Westmoreland	Westmoreland
Whitfield	Whitfield
Wicker	Wicker
Wilson (NM)	Wilson (NM)
Wilson (SC)	Wilson (SC)
Wolf	Wolf
Young (AK)	Young (AK)
Young (FL)	Young (FL)

Wexler	Wilson (OH)
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Woolsey	Wu
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Wynn	Yarmuth
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NOT VOTING—3

Brown (SC)	Buyer	Neal (MA)
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So the motion to commit with instructions was not agreed to.

The question being put, *viva voce*,

Will the House agree to Title V?

The SPEAKER pro tempore, Mr. BECERRA, announced that the yeas had it.

Mr. CANTOR demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The vote was taken by electronic device.

It was decided in the { Yeas ..... 232  
affirmative ..... Nays ..... 200

¶2.11 [Roll No. 11]

YEAS—232

Abercrombie	Fattah	McNulty
Ackerman	Filner	Meehan
Allen	Frank (MA)	Meek (FL)
Altmire	Giffords	Meeks (NY)
Andrews	Gillibrand	Melancon
Arcuri	Gonzalez	Michaud
Baca	Gordon	Millender-
Baird	Green, Al	McDonald
Baldwin	Green, Gene	Miller (NC)
Barrow	Grijalva	Miller, George
Bean	Gutierrez	Mitchell
Becerra	Hall (NY)	Mollohan
Berkley	Hare	Moore (KS)
Berman	Harman	Moore (WI)
Berry	Hastings (FL)	Moran (VA)
Bishop (GA)	Herseth	Murphy (CT)
Bishop (NY)	Higgins	Murphy, Patrick
Blumenauer	Hill	Murtha
Boren	Hinchev	Nadler
Boswell	Hinojosa	Napolitano
Boucher	Hirono	Oberstar
Boyd (FL)	Hodes	Obey
Boyd (KS)	Holden	Oliver
Brady (PA)	Holt	Ortiz
Braley (IA)	Honda	Pallone
Brown, Corrine	Hooley	Pascrell
Butterfield	Hoyer	Pastor
Capps	Inslie	Payne
Capuano	Israel	Pelosi
Cardoza	Jackson (IL)	Perlmutter
Carnahan	Jackson-Lee	Peterson (MN)
Carney	(TX)	Pomeroy
Carson	Jefferson	Price (NC)
Castor	Johnson (GA)	Rahall
Chandler	Johnson, E. B.	Rangel
Clarke	Jones (OH)	Reyes
Clay	Kagen	Rodriguez
Cleaver	Kanjorski	Ross
Clyburn	Kaptur	Rothman
Cohen	Kennedy	Roybal-Allard
Conyers	Kildee	Ruppersberger
Cooper	Kilpatrick	Rush
Costa	Kind	Ryan (OH)
Costello	Klein (FL)	Salazar
Courtney	Kucinich	Sanchez, Linda
Cramer	Lampson	T.
Crowley	Langevin	Sanchez, Loretta
Cuellar	Lantos	Sarbanes
Cummings	Larsen (WA)	Schakowsky
Davis (AL)	Larsen (CT)	Schiff
Davis (CA)	Lee	Schwartz
Davis (IL)	Levin	Scott (GA)
Davis, Lincoln	Lewis (GA)	Scott (VA)
DeFazio	Lipinski	Serrano
DeGette	Loeb sack	Sestak
Delahunt	Lofgren, Zoe	Shea-Porter
DeLauro	Lowey	Sherman
Dicks	Lynch	Shuler
Dingell	Mahoney (FL)	Sires
Doggett	Maloney (NY)	Skelton
Donnelly	Markey	Slaughter
Doyle	Marshall	Smith (WA)
Edwards	Matheson	Snyder
Ellison	Matsui	Solis
Ellsworth	McCarthy (NY)	Space
Emanuel	McCormack (MN)	Spratt
Engel	McDermott	Stark
Eshoo	McGovern	Stupak
Etheridge	McIntyre	Sutton
Farr	McNerney	Tanner

Tauscher	Velázquez	Weiner
Taylor	Visclosky	Welch (VT)
Thompson (CA)	Walz (MN)	Wexler
Thompson (MS)	Wasserman	Wilson (OH)
Tierney	Schultz	Woolsey
Towns	Waters	Wu
Udall (CO)	Watson	Wynn
Udall (NM)	Watt	Yarmuth
Van Hollen	Waxman	

## NAYS—200

Aderholt	Garrett (NJ)	Norwood
Akin	Gerlach	Nunes
Alexander	Gilchrest	Paul
Bachmann	Gillmor	Pearce
Bachus	Gingrey	Pence
Baker	Gohmert	Peterson (PA)
Barrett (SC)	Goode	Petri
Bartlett (MD)	Goodlatte	Pickering
Barton (TX)	Granger	Pitts
Biggert	Graves	Platts
Bilbray	Hall (TX)	Poe
Bilirakis	Hastert	Porter
Bishop (UT)	Hastings (WA)	Price (GA)
Blackburn	Hayes	Pryce (OH)
Blunt	Heller	Putnam
Boehner	Hensarling	Radanovich
Bonner	Herger	Ramstad
Bono	Hobson	Regula
Boozman	Hoekstra	Rehberg
Boustany	Hulshof	Reichert
Brady (TX)	Hunter	Renzi
Brown-Waite,	Inglis (SC)	Reynolds
Ginny	Issa	Rogers (AL)
Buchanan	Jindal	Rogers (KY)
Burgess	Johnson (IL)	Rogers (MI)
Burton (IN)	Johnson, Sam	Rohrabacher
Calvert	Jones (NC)	Ros-Lehtinen
Camp (MI)	Jordan	Roskam
Campbell (CA)	Keller	Royce
Cannon	King (IA)	Ryan (WI)
Cantor	King (NY)	Sali
Capito	Kingston	Saxton
Carter	Kirk	Schmidt
Castle	Kline (MN)	Sensenbrenner
Chabot	Knollenberg	Sessions
Coble	Kuhl (NY)	Shadegg
Cole (OK)	LaHood	Shays
Conaway	Lamborn	Shimkus
Crenshaw	Latham	Shuster
Cubin	LaTourette	Simpson
Culberson	Lewis (CA)	Smith (NE)
Davis (KY)	Lewis (KY)	Smith (NJ)
Davis, David	Linder	Smith (TX)
Davis, Jo Ann	LoBiondo	Souder
Davis, Tom	Lucas	Stearns
Deal (GA)	Lungren, Daniel	Sullivan
Dent	E.	Tancredo
Diaz-Balart, L.	Mack	Terry
Diaz-Balart, M.	Manzullo	Thornberry
Doolittle	Marchant	Tiahrt
Drake	McCarthy (CA)	Tiberi
Dreier	McCaul (TX)	Turner
Duncan	McCotter	Upton
Ehlers	McCrery	Walberg
Emerson	McHenry	Walden (OR)
English (PA)	McHugh	Walsh (NY)
Everett	McKeon	Wamp
Fallin	McMorris	Weldon (FL)
Feeney	Rodgers	Weller
Ferguson	Mica	Westmoreland
Flake	Miller (FL)	Whitfield
Forbes	Miller (MI)	Wicker
Fortenberry	Miller, Gary	Wilson (NM)
Fossella	Moran (KS)	Wilson (SC)
Fox	Murphy, Tim	Wolf
Franks (AZ)	Musgrave	Young (AK)
Frelinghuysen	Myrick	Young (FL)
Galeggly	Neugebauer	

## NOT VOTING—3

Brown (SC)	Buyer	Neal (MA)
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So Title V was agreed to.

A motion to reconsider the vote whereby said Title V was agreed to was, by unanimous consent, laid on the table.

#### ¶2.12 ROBERT T. STAFFORD WHITE ROCKS NATIONAL RECREATION AREA

On motion of Mr. WELCH, by unanimous consent, the Committee on Natural Resources was discharged from further consideration of the bill of the Senate (S. 159) to redesignate the White Rocks National Recreation Area

in the State of Vermont as the “Robert T. Stafford White Rocks National Recreation Area”.

When said bill was considered, read twice, ordered to be read a third time, was read a third time by title, and passed.

A motion to reconsider the vote whereby the bill was passed was, by unanimous consent, laid on the table.

*Ordered*, That the Clerk notify the Senate thereof.

#### ¶2.13 ADJOURNMENT OVER

On motion of Mr. HOYER, by unanimous consent,

*Ordered*, That when the House adjourns today, it adjourn to meet on Monday, January 8, 2007, at 2 p.m.

#### ¶2.14 CALENDAR WEDNESDAY BUSINESS DISPENSED WITH

On motion of Mr. HOYER, by unanimous consent,

*Ordered*, That business in order for consideration on Wednesday, January 10, 2007, under clause 6, rule XV, the Calendar Wednesday rule, be dispensed with.

#### ¶2.15 RECESS—4:16 P.M.

The SPEAKER pro tempore, Ms. DEGETTE, pursuant to clause 12(a) of rule I, declared the House in recess at 4 o'clock and 16 minutes p.m., subject to the call of the Chair.

#### ¶2.16 AFTER RECESS—6:45 P.M.

The SPEAKER pro tempore, Mr. COOPER, called the House to order.

#### ¶2.17 ADJOURNMENT OVER

On motion of Ms. DEGETTE, by unanimous consent,

*Ordered*, That when the House adjourns today, it adjourn to meet at 10:30 a.m. on Tuesday, January 9, 2007, for morning-hour debate.

#### ¶2.18 LEAVE OF ABSENCE

By unanimous consent, leave of absence was granted—

To Mr. BUYER, for today; and

To Mr. BROWN of South Carolina, for January 4 after 3:30 p.m. and today. And then,

#### ¶2.19 ADJOURNMENT

On motion of Ms. DEGETTE, pursuant to the previous order of the House, at 6 o'clock and 46 minutes p.m., the House adjourned until 10:30 a.m. on Tuesday, January 9, 2007

#### ¶2.20 PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XII, public bills and resolutions of the following titles were introduced and severally referred, as follows:

By Mr. THOMPSON of Mississippi (for himself, Mr. LANTOS, Mr. SKELTON, Mrs. GILLIBRAND, Mr. ACKERMAN, Mr. ALLEN, Mr. ALTMIRE, Mr. ANDREWS, Mr. ARCURI, Mr. BACA, Mr. BAIRD, Ms. BALDWIN, Ms. BEAN, Mr. BECERRA, Ms. BERKLEY, Mr. BERMAN, Mr. BERRY, Mr. BISHOP of New York, Mr.

BLUMENAUER, Ms. BORDALLO, Mr. BOREN, Mr. BOSWELL, Mr. BOUCHER, Ms. BOYDA of Kansas, Mr. BRADY of Pennsylvania, Mr. BRALEY of Iowa, Mr. BUTTERFIELD, Mrs. CAPPS, Mr. CAPUANO, Mr. CARDOZA, Mr. CARNAHAN, Mr. CARNEY, Ms. CASTOR, Mr. CHANDLER, Mrs. CHRISTENSEN, Ms. CLARKE, Mr. CLAY, Mr. CLEAVER, Mr. CLYBURN, Mr. COHEN, Mr. CONYERS, Mr. COOPER, Mr. COSTELLO, Mr. COURTNEY, Mr. CROWLEY, Mr. CRAMER, Mr. CUELLAR, Mr. CUMMINGS, Mr. DAVIS of Illinois, Mr. DAVIS of Alabama, Mr. LINCOLN DAVIS of Tennessee, Mrs. DAVIS of California, Mr. DEFAZIO, Ms. DEGETTE, Mr. DELAHUNT, Ms. DELAURO, Mr. DICKS, Mr. DOGGETT, Mr. DONNELLY, Mr. DOYLE, Mr. ELLISON, Mr. ELLSWORTH, Mr. EMANUEL, Ms. ESHOO, Mr. ETHERIDGE, Mr. FALEOMAVAEGA, Mr. FARR, Mr. FATTAH, Mr. FILNER, Mr. FRANK of Massachusetts, Ms. GIFFORDS, Mr. AL GREEN of Texas, Mr. GENE GREEN of Texas, Mr. GRIJALVA, Mr. HALL of New York, Mr. HARE, Ms. HARMAN, Mr. HASTINGS of Florida, Ms. HERSETH, Mr. HIGGINS, Mr. HILL, Mr. HINCHAY, Ms. HIRONO, Mr. HODES, Mr. HOLDEN, Mr. HOLT, Mr. HONDA, Ms. HOOLEY, Mr. HOYER, Mr. INSLEE, Mr. ISRAEL, Mr. JACKSON of Illinois, Ms. JACKSON-LEE of Texas, Ms. EDDIE BERNICE JOHNSON of Texas, Mr. JOHNSON of Georgia, Mr. KAGEN, Ms. KAPTUR, Mr. KENNEDY, Mr. KILDEE, Mr. KIND, Mr. KLEIN of Florida, Mr. KUCINICH, Mr. LAMPSON, Mr. LANGEVIN, Mr. LARSEN of Washington, Mr. LARSON of Connecticut, Ms. LEE, Mr. LEVIN, Mr. LEWIS of Georgia, Mr. LOEBSACK, Ms. ZOE LOFGREN of California, Mrs. LOWEY, Mr. LYNCH, Mr. MAHONEY of Florida, Mrs. MALONEY of New York, Mr. MARKEY, Ms. MATSUI, Mrs. MCCARTHY of New York, Ms. MCCOLLUM of Minnesota, Mr. MCDERMOTT, Mr. MCGOVERN, Mr. MCINTYRE, Mr. MCNERNEY, Mr. MCNULTY, Mr. MEEHAN, Mr. MEEK of Florida, Mr. MICHAUD, Ms. MILLENDER-MCDONALD, Mr. GEORGE MILLER of California, Mr. MITCHELL, Mr. MOORE of Kansas, Mr. MORAN of Virginia, Mr. MURPHY of Connecticut, Mr. PATRICK MURPHY of Pennsylvania, Mr. NADLER, Mrs. NAPOLITANO, Ms. NORTON, Mr. OBERSTAR, Mr. OBEY, Mr. OLVER, Mr. ORTIZ, Mr. PALLONE, Mr. PASCRELL, Mr. PASTOR, Mr. PAYNE, Mr. PERLMUTTER, Mr. POMEROY, Mr. PRICE of North Carolina, Mr. RAHALL, Mr. RANGEL, Mr. REYES, Mr. RODRIGUEZ, Mr. ROSS, Mr. ROTHMAN, Ms. ROYBAL-ALLARD, Mr. RUPPERSBERGER, Mr. RUSH, Mr. RYAN of Ohio, Mr. SALAZAR, Ms. LINDA T. SANCHEZ of California, Mr. SARBANES, Ms. SCHAKOWSKY, Mr. SCHIFF, Ms. SCHWARTZ, Mr. SCOTT of Georgia, Mr. SCOTT of Virginia, Mr. SERRANO, Mr. SESTAK, Ms. SHEA-PORTER, Mr. SHERMAN, Mr. SHULER, Mr. SRES, Ms. SLAUGHTER, Mr. SMITH of Washington, Ms. SOLIS, Mr. SPACE, Mr. SPRATT, Mr. STARK, Mr. STUPAK, Ms. SUTTON, Mrs. TAUSCHER, Mr. THOMPSON of California, Mr. TIERNEY, Mrs. JONES of Ohio, Mr. UDALL of Colorado, Mr. UDALL of New Mexico, Mr. VAN HOLLEN, Ms. VELÁZQUEZ, Mr. WALZ of Minnesota, Ms. WASSERMAN SULTZ, Ms. WATERS, Ms. WATSON, Mr. WAXMAN, Mr. WEINER, Mr. WELCH of Vermont, Mr. WEXLER, Mr. WILSON of Ohio, Ms. WOOLSEY, Mr. WU, Mr.

WYNN, Mr. YARMUTH, and Mr. HINOJOSA):

H.R. 1. A bill to provide for the implementation of the recommendations of the National Commission on Terrorist Attacks Upon the United States; to the Committees on Homeland Security, Energy and Commerce, the Judiciary, Intelligence (Permanent Select), Foreign Affairs, Transportation and Infrastructure, Oversight and Government Reform, and Ways and Means for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. GEORGE MILLER of California (for himself, Mr. HOYER, Mr. DONNELLY, Mr. AL GREEN of Texas, Mr. ACKERMAN, Mr. ALLEN, Mr. ALTMIRE, Mr. ANDREWS, Mr. ARCURI, Mr. BACA, Mr. BAIRD, Ms. BALDWIN, Ms. BEAN, Mr. BECERRA, Ms. BERKLEY, Mr. BERMAN, Mr. BERRY, Mr. BISHOP of New York, Mr. BLUMENAUER, Ms. BORDALLO, Mr. BOSWELL, Mr. BOUCHER, Mr. BRADY of Pennsylvania, Mr. BRALEY of Iowa, Mr. BUTTERFIELD, Mrs. CAPPS, Mr. CAPUANO, Mr. CARDOZA, Mr. CARNAHAN, Mr. CARNEY, Ms. CASTOR, Mr. CHANDLER, Mrs. CHRISTENSEN, Ms. CLARKE, Mr. CLAY, Mr. CLEAVER, Mr. CLYBURN, Mr. COHEN, Mr. CONYERS, Mr. COOPER, Mr. COSTELLO, Mr. COURTNEY, Mr. CROWLEY, Mr. CUELLAR, Mr. CUMMINGS, Mr. DAVIS of Illinois, Mr. DAVIS of Alabama, Mr. LINCOLN DAVIS of Tennessee, Mr. DEFazio, Ms. DEGETTE, Mr. DELAHUNT, Ms. DELAURO, Mr. DICKS, Mr. DINGELL, Mr. DOGGETT, Mr. DOYLE, Mr. ELLISON, Mr. ELLSWORTH, Mr. EMANUEL, Mr. ENGEL, Ms. ESHOO, Mr. ETHERIDGE, Mr. FALDOMAVAEGA, Mr. FARR, Mr. FATTAH, Mr. FILNER, Mr. FRANK of Massachusetts, Ms. GIFFORDS, Mrs. GILLIBRAND, Mr. GORDON, Mr. GENE GREEN of Texas, Mr. GRIJALVA, Mr. GUTIERREZ, Mr. HALL of New York, Mr. HARE, Ms. HARMAN, Mr. HASTINGS of Florida, Ms. HERSETH, Mr. HIGGINS, Mr. HILL, Mr. HINCHAY, Mr. HINOJOSA, Ms. HIRONO, Mr. HODES, Mr. HOLDEN, Mr. HOLT, Mr. HONDA, Ms. HOOLEY, Mr. INSLEE, Mr. ISRAEL, Mr. JACKSON of Illinois, Ms. JACKSON-LEE of Texas, Ms. EDDIE BERNICE JOHNSON of Texas, Mr. JOHNSON of Georgia, Mr. KAGEN, Mr. KANJORSKI, Ms. KAPTUR, Mr. KENNEDY, Mr. KILDEE, Ms. KILPATRICK, Mr. KIND, Mr. KLEIN of Florida, Mr. KUCINICH, Mr. LAMPSON, Mr. LANGEVIN, Mr. LANTOS, Mr. LARSEN of Washington, Mr. LARSON of Connecticut, Mr. LATOURETTE, Ms. LEE, Mr. LEVIN, Mr. LEWIS of Georgia, Mr. LIPINSKI, Mr. LOBIONDO, Mr. LOEBSACK, Ms. ZOE LOFGREN of California, Mrs. LOWEY, Mr. LYNCH, Mr. MAHONEY of Florida, Mrs. MALONEY of New York, Mr. MARKEY, Ms. MATSUI, Mrs. MCCARTHY of New York, Ms. MCCOLLUM of Minnesota, Mr. MCDERMOTT, Mr. MCGOVERN, Mr. MCHUGH, Mr. MCINTYRE, Mr. MCNERNEY, Mr. MCNULTY, Mr. MEEHAN, Mr. MEEK of Florida, Mr. MICHAUD, Ms. MILLENDER-MCDONALD, Mr. MITCHELL, Mr. MOORE of Kansas, Ms. MOORE of Wisconsin, Mr. MORAN of Virginia, Mr. MURPHY of Connecticut, Mr. PATRICK MURPHY of Pennsylvania, Mr. TIM MURPHY of Pennsylvania, Mr. NADLER, Mrs. NAPOLITANO, Ms. NORTON, Mr. OBERSTAR, Mr. OBEY, Mr. OLVER, Mr. ORTIZ, Mr. PALLONE, Mr. PASCRELL, Mr. PASTOR, Mr. PAYNE, Mr.

PERLMUTTER, Mr. PETERSON of Minnesota, Mr. POMEROY, Mr. PRICE of North Carolina, Mr. RAHALL, Mr. RANGEL, Mr. REYES, Mr. RODRIGUEZ, Mr. ROSS, Mr. ROTHMAN, Ms. ROYBAL-ALLARD, Mr. RUPPERSBERGER, Mr. RUSH, Mr. RYAN of Ohio, Mr. SALAZAR, Ms. LINDA T. SANCHEZ of California, Mr. SARBANES, Ms. SCHAKOWSKY, Mr. SCHIFF, Ms. SCHWARTZ, Mr. SCOTT of Georgia, Mr. SCOTT of Virginia, Mr. SERRANO, Mr. SESTAK, Mr. SHAYS, Ms. SHEA-PORTER, Mr. SHERMAN, Mr. SHULER, Mr. SIREs, Mr. SKELTON, Ms. SLAUGHTER, Mr. SMITH of Washington, Mr. SMITH of New Jersey, Mr. SNYDER, Ms. SOLIS, Mr. SPACE, Mr. SPRATT, Mr. STARK, Mr. STUPAK, Ms. SUTTON, Mrs. TAUSCHER, Mr. THOMPSON of Mississippi, Mr. THOMPSON of California, Mr. TIERNEY, Mrs. JONES of Ohio, Mr. UDALL of Colorado, Mr. UDALL of New Mexico, Mr. VAN HOLLEN, Ms. VELÁZQUEZ, Mr. WALSH of New York, Mr. WALZ of Minnesota, Ms. WASSERMAN SCHULTZ, Ms. WATERS, Ms. WATSON, Mr. WAXMAN, Mr. WEINER, Mr. WELCH of Vermont, Mr. WEXLER, Mr. WILSON of Ohio, Ms. WOOLSEY, Mr. WU, Mr. WYNN, and Mr. YARMUTH):

H.R. 2. A bill to amend the Fair Labor Standards Act of 1938 to provide for an increase in the Federal minimum wage; to the Committee on Education and Labor.

By Ms. DEGETTE (for herself, Mr. CASTLE, Mr. LANGEVIN, Mr. SHAYS, Mr. MITCHELL, Mr. KIRK, Mr. DINGELL, Mr. DENT, Mr. RANGEL, Mr. PORTER, Mr. WAXMAN, Mr. LEWIS of California, Mr. CONYERS, Mr. REGULA, Mr. PALLONE, Mrs. BONO, Mr. STARK, Mr. BILBRAY, Ms. BALDWIN, Mr. TOM DAVIS of Virginia, Mrs. CAPPS, Mr. REICHERT, Mr. CARNAHAN, Mr. RAMSTAD, Mr. LEWIS of Georgia, Mrs. BIGBERT, Mr. PERLMUTTER, Mr. GILCHREST, Mr. ABERCROMBIE, Mr. ACKERMAN, Mr. ALLEN, Mr. ALTMIRE, Mr. ANDREWS, Mr. ARCURI, Mr. BACA, Mr. BAIRD, Ms. BEAN, Mr. BECERRA, Ms. BERKLEY, Mr. BERMAN, Mr. BERRY, Mr. BISHOP of New York, Mr. BLUMENAUER, Ms. BORDALLO, Mr. BOSWELL, Mr. BOUCHER, Mr. BOYD of Florida, Mr. BRADY of Pennsylvania, Mr. BRALEY of Iowa, Ms. CORRINE BROWN of Florida, Mr. BUTTERFIELD, Mr. CAPUANO, Mr. CARDOZA, Mr. CARNEY, Ms. CARSON, Ms. CASTOR, Mr. CHANDLER, Mrs. CHRISTENSEN, Mr. CLAY, Mr. CLEAVER, Mr. CLYBURN, Mr. COHEN, Mr. COOPER, Mr. COSTA, Mr. COURTNEY, Mr. CROWLEY, Mr. CUELLAR, Mr. CUMMINGS, Mr. DAVIS of Alabama, Mr. DAVIS of Illinois, Mrs. DAVIS of California, Mr. DEFazio, Mr. DELAHUNT, Ms. DELAURO, Mr. DICKS, Mr. DOGGETT, Mr. ELLISON, Mr. ENGEL, Ms. ESHOO, Mr. ETHERIDGE, Mr. FALDOMAVAEGA, Mr. FARR, Mr. FATTAH, Mr. FILNER, Mr. FRANK of Massachusetts, Ms. GIFFORDS, Mrs. GILLIBRAND, Mr. GORDON, Mr. AL GREEN of Texas, Mr. GENE GREEN of Texas, Mr. GRIJALVA, Mr. GUTIERREZ, Mr. HALL of New York, Mr. HARE, Ms. HARMAN, Mr. HASTINGS of Florida, Ms. HERSETH, Mr. HIGGINS, Mr. HINCHAY, Ms. HIRONO, Mr. HODES, Mr. HOLT, Mr. HONDA, Ms. HOOLEY, Mr. HOYER, Mr. INSLEE, Mr. ISRAEL, Ms. JACKSON-LEE of Texas, Mr. JACKSON of Illinois, Mr. JEFFERSON, Ms. EDDIE BERNICE JOHNSON of Texas, Mr. JOHNSON of Georgia, Mrs. JONES of Ohio, Mr. KAGEN, Mr. KENNEDY, Mr. KIND, Mr. KLEIN of Florida, Mr. KUCINICH,

Mr. LANTOS, Mr. LARSEN of Washington, Mr. LARSON of Connecticut, Ms. LEE, Mr. LEVIN, Mr. LOEBSACK, Ms. ZOE LOFGREN of California, Mrs. LOWEY, Mr. LYNCH, Mr. MAHONEY of Florida, Mrs. MALONEY of New York, Mr. MARKEY, Mr. MATHESON, Ms. MATSUI, Mrs. MCCARTHY of New York, Ms. MCCOLLUM of Minnesota, Mr. MCDERMOTT, Mr. MCGOVERN, Mr. MCNERNEY, Mr. MCNULTY, Mr. MEEHAN, Mr. MEEK of Florida, Mr. MICHAUD, Ms. MILLENDER-MCDONALD, Mr. GEORGE MILLER of California, Mr. MOORE of Kansas, Ms. MOORE of Wisconsin, Mr. MORAN of Virginia, Mr. MURPHY of Connecticut, Mr. PATRICK MURPHY of Pennsylvania, Mr. NADLER, Mrs. NAPOLITANO, Ms. NORTON, Mr. OBEY, Mr. OLVER, Mr. ORTIZ, Mr. PASCRELL, Mr. PASTOR, Mr. PAYNE, Mr. POMEROY, Mr. PRICE of North Carolina, Mr. REYES, Mr. RODRIGUEZ, Mr. ROSS, Mr. ROTHMAN, Ms. ROYBAL-ALLARD, Mr. RUPPERSBERGER, Mr. RUSH, Mr. RYAN of Ohio, Mr. SALAZAR, Ms. LINDA T. SANCHEZ of California, Ms. LORETTA SANCHEZ of California, Mr. SARBANES, Ms. SCHAKOWSKY, Mr. SCHIFF, Ms. SCHWARTZ, Mr. SCOTT of Georgia, Mr. SERRANO, Mr. SESTAK, Ms. SHEA-PORTER, Mr. SHERMAN, Mr. SIREs, Mr. SKELTON, Ms. SLAUGHTER, Mr. SMITH of Washington, Mr. SNYDER, Ms. SOLIS, Mr. SPACE, Mr. SPRATT, Ms. SUTTON, Mrs. TAUSCHER, Mr. THOMPSON of Mississippi, Mr. THOMPSON of California, Mr. TIERNEY, Mr. TOWNS, Mr. UDALL of Colorado, Mr. UDALL of New Mexico, Mr. UPTON, Mr. VAN HOLLEN, Ms. VELÁZQUEZ, Mr. VISCLOSKEY, Mr. WALZ of Minnesota, Ms. WASSERMAN Schultz, Ms. WATERS, Ms. WATSON, Mr. WEINER, Mr. WELCH of Vermont, Mr. WEXLER, Ms. WOOLSEY, Mr. WU, Mr. WYNN, Mr. YARMUTH, and Mr. HINOJOSA):

H.R. 3. A bill to amend the Public Health Service Act to provide for human embryonic stem cell research; to the Committee on Energy and Commerce.

By Mr. DINGELL (for himself, Mrs. EMERSON, Mr. RANGEL, Ms. SHEA-PORTER, Mr. WAXMAN, Mr. STARK, Mr. ACKERMAN, Mr. ALLEN, Mr. ALTMIRE, Mr. ANDREWS, Mr. ARCURI, Mr. BACA, Mr. BAIRD, Ms. BALDWIN, Mr. BECERRA, Ms. BERKLEY, Mr. BERMAN, Mr. BERRY, Mr. BISHOP of New York, Mr. BLUMENAUER, Ms. BORDALLO, Mr. BOSWELL, Mr. BOUCHER, Ms. BOYDA of Kansas, Mr. BRADY of Pennsylvania, Mr. BRALEY of Iowa, Mr. BUTTERFIELD, Mrs. CAPPS, Mr. CAPUANO, Mr. CARDOZA, Mr. CARNAHAN, Mr. CARNEY, Ms. CASTOR, Mr. CHANDLER, Mrs. CHRISTENSEN, Ms. CLARKE, Mr. CLAY, Mr. CLEAVER, Mr. CLYBURN, Mr. COHEN, Mr. CONYERS, Mr. COOPER, Mr. COSTELLO, Mr. COURTNEY, Mr. CROWLEY, Mr. CUELLAR, Mr. CUMMINGS, Mr. DAVIS of Illinois, Mr. DAVIS of Alabama, Mr. LINCOLN DAVIS of Tennessee, Mr. DEFazio, Ms. DEGETTE, Mr. DELAHUNT, Ms. DELAURO, Mr. DICKS, Mr. DOGGETT, Mr. DONNELLY, Mr. DOYLE, Mr. ELLISON, Mr. ELLSWORTH, Mr. EMANUEL, Mr. ESHOO, Mr. FALDOMAVAEGA, Mr. FARR, Mr. FATTAH, Mr. FILNER, Mr. FRANK of Massachusetts, Ms. GIFFORDS, Mrs. GILLIBRAND, Mr. GORDON, Mr. AL GREEN of Texas, Mr. GENE GREEN of Texas, Mr. GRIJALVA, Mr. HALL of New York, Mr. HARE, Ms. HARMAN, Mr. HASTINGS of Florida, Ms. HERSETH, Mr. HIGGINS, Mr. HILL, Mr.

HINCHEY, Ms. HIRONO, Mr. HODES, Mr. HOLDEN, Mr. HONDA, Ms. HOOLEY, Mr. HOYER, Mr. ISRAEL, Mr. JACKSON of Illinois, Ms. JACKSON-LEE of Texas, Mr. JOHNSON of Georgia, Mr. KAGEN, Ms. KAPTUR, Mr. KENNEDY, Mr. KILDEE, Mr. KIND, Mr. KLEIN of Florida, Mr. KUCINICH, Mr. LANGEVIN, Mr. LANTOS, Mr. LARSEN of Washington, Mr. LARSON of Connecticut, Ms. LEE, Mr. LEVIN, Mr. LEWIS of Georgia, Mr. LIPINSKI, Mr. LOEBACK, Ms. ZOE LOFGREN of California, Mr. LYNCH, Mr. MAHONEY of Florida, Mrs. MALONEY of New York, Mr. MARKEY, Ms. MATSUL, Mrs. MCCARTHY of New York, Ms. MCCOLLUM of Minnesota, Mr. McDERMOTT, Mr. MCGOVERN, Mr. McNERNEY, Mr. McNULTY, Mr. MEEHAN, Mr. MEEK of Florida, Mr. MICHAUD, Ms. MILLENDER-McDONALD, Mr. GEORGE MILLER of California, Mr. MITCHELL, Mr. MOORE of Kansas, Mr. MORAN of Virginia, Mr. PATRICK MURPHY of Pennsylvania, Mr. NADLER, Mrs. NAPOLITANO, Ms. NORTON, Mr. OBERSTAR, Mr. OBEY, Mr. OLVER, Mr. ORTIZ, Mr. PALLONE, Mr. PASCRELL, Mr. PASTOR, Mr. PAYNE, Mr. PERLMUTTER, Mr. POMEROY, Mr. RAHALL, Mr. REYES, Mr. RODRIGUEZ, Mr. ROSS, Mr. ROTHMAN, Ms. ROYBAL-ALLARD, Mr. RUPPERSBERGER, Mr. RUSH, Mr. RYAN of Ohio, Mr. SALAZAR, Ms. LINDA T. SANCHEZ of California, Mr. SARBANES, Ms. SCHAKOWSKY, Mr. SCHIFF, Ms. SCHWARTZ, Mr. SCOTT of Georgia, Mr. SCOTT of Virginia, Mr. SERRANO, Mr. SESTAK, Mr. SIREN, Mr. SKELTON, Ms. SLAUGHTER, Mr. SNYDER, Ms. SOLIS, Mr. SPACE, Mr. SPRATT, Mr. STUPAK, Ms. SUTTON, Mrs. TAUSCHER, Mr. THOMPSON of Mississippi, Mr. THOMPSON of California, Mr. TIERNEY, Mrs. JONES of Ohio, Mr. UDALL of New Mexico, Mr. VAN HOLLEN, Ms. VELÁZQUEZ, Mr. WALZ of Minnesota, Ms. WASSERMAN SCHULTZ, Ms. WATERS, Ms. WATSON, Mr. WEINER, Mr. WELCH of Vermont, Mr. WEXLER, Mr. WILSON of Ohio, Ms. WOOLSEY, Mr. WU, Mr. WYNN, Mr. YARMUTH, and Mr. HINOJOSA):

H.R. 4. A bill to amend part D of title XVIII of the Social Security Act to require the Secretary of Health and Human Services to negotiate lower covered part D drug prices on behalf of Medicare beneficiaries; to the Committees on Energy and Commerce and Ways and Means for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. SAM JOHNSON of Texas (for himself, Mr. McKEON, Mr. KLINE of Minnesota, Mr. MARIO DIAZ-BALART of Florida, Mr. CHABOT, Mr. McCAUL of Texas, Mr. KING of Iowa, and Mrs. DRAKE):

H.R. 241. A bill to amend title I of the Employee Retirement Income Security Act of 1974 to improve access and choice for entrepreneurs with small businesses with respect to medical care for their employees; to the Committee on Education and Labor.

By Mr. WELLER:

H.R. 242. A bill to amend the Social Security Act to provide each American child with a KidSave Account, and for other purposes; to the Committee on Ways and Means.

By Mr. WELLER:

H.R. 243. A bill to amend title 10, United States Code, to provide for the payment of Combat-Related Special Compensation to members of the Armed Forces retired for disability with less than 20 years of active military service who were awarded the Purple Heart; to the Committee on Armed Services.

By Mr. WELLER:

H.R. 244. A bill to amend the Internal Revenue Code of 1986 to allow a credit against income for certain education and training expenses, and for other purposes; to the Committee on Ways and Means.

By Mr. WELLER:

H.R. 245. A bill to amend the Internal Revenue Code of 1986 to treat certain amounts paid for exercise equipment and physical fitness programs as amounts paid for medical care; to the Committee on Ways and Means.

By Mr. REICHERT:

H.R. 246. A bill to conduct a study evaluating whether there are correlations between the commission of methamphetamine crimes and identity theft crimes; to the Committee on the Judiciary.

By Mr. DEFAZIO (for himself, Mr. BLUMENAUER, Ms. HOOLEY, Mr. WU, and Mr. WALDEN of Oregon):

H.R. 248. A bill to designate a Forest Service trail at Waldo Lake in the Willamette National Forest in the State of Oregon as a national recreation trail in honor of Jim Weaver, a former Member of the House of Representatives; to the Committee on Natural Resources.

By Ms. FOXX (for herself, Mr. GOODE, Mr. SHAYS, and Mrs. DRAKE):

H.R. 249. A bill to direct the Federal Trade Commission to revise the regulations regarding the Do-not-call registry to prohibit politically-oriented recorded message telephone calls to telephone numbers listed on that registry; to the Committee on Energy and Commerce.

By Mr. RAHALL (for himself and Mr. WHITFIELD):

H.R. 249. A bill to restore the prohibition on the commercial sale and slaughter of wild free-roaming horses and burros; to the Committee on Natural Resources.

By Mr. EHLERS (for himself and Mr. GILCHREST):

H.R. 250. A bill to provide for the National Oceanic and Atmospheric Administration, and for other purposes; to the Committee on Science and Technology, and in addition to the Committee on Natural Resources, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. ENGEL (for himself and Mr. BARTON of Texas):

H.R. 251. A bill to amend the Communications Act of 1934 to prohibit manipulation of caller identification information, and for other purposes; to the Committee on Energy and Commerce.

By Ms. JACKSON-LEE of Texas:

H.R. 252. A bill to create a separate DNA database for violent predators against children, and for other purposes; to the Committee on the Judiciary.

By Ms. JACKSON-LEE of Texas:

H.R. 253. A bill to increase the evidentiary standard required to convict a person for a drug offense, to require screening of law enforcement officers or others acting under color of law participating in drug task forces, and for other purposes; to the Committee on the Judiciary.

By Ms. JACKSON-LEE of Texas:

H.R. 254. A bill to enhance Federal enforcement of hate crimes, and for other purposes; to the Committee on the Judiciary.

By Mr. EHLERS:

H.R. 255. A bill to establish an interagency committee to coordinate Federal manufacturing research and development efforts in manufacturing, strengthen existing programs to assist manufacturing innovation and education, and expand outreach programs for small and medium-sized manufacturers, and for other purposes; to the Committee on Science and Technology.

By Ms. JACKSON-LEE of Texas:

H.R. 256. A bill to prevent children's access to firearms; to the Committee on the Judiciary.

By Ms. JACKSON-LEE of Texas:

H.R. 257. A bill to amend title XVIII of the Social Security Act to require hospitals reimbursed under the Medicare system to establish and implement security procedures to reduce the likelihood of infant patient abduction and baby switching, including procedures for identifying all infant patients in the hospital in a manner that ensures that it will be evident if infants are missing from the hospital; to the Committee on Ways and Means, and in addition to the Committees on the Judiciary, and Energy and Commerce, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Ms. JACKSON-LEE of Texas:

H.R. 258. A bill to provide for the collection of data on traffic stops; to the Committee on the Judiciary.

By Ms. JACKSON-LEE of Texas:

H.R. 259. A bill to provide for the establishment of a task force within the Bureau of Justice Statistics to gather information about, study, and report to the Congress regarding, incidents of abandonment of infant children; to the Committee on the Judiciary, and in addition to the Committee on Education and Labor, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. EHLERS:

H.R. 260. A bill to establish marine and freshwater research, development, and demonstration programs to support efforts to prevent, control, and eradicate invasive species, as well as to educate citizens and stakeholders and restore ecosystems; to the Committee on Science and Technology, and in addition to the Committees on Transportation and Infrastructure, Natural Resources, and House Administration, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Ms. JACKSON-LEE of Texas:

H.R. 261. A bill to amend title 18, United States Code, to provide an alternate release date for certain nonviolent offenders, and for other purposes; to the Committee on the Judiciary.

By Ms. JACKSON-LEE of Texas:

H.R. 262. A bill to require the Secretary of Education to conduct a study and submit to Congress a report on methods for identifying and treating children with dyslexia in kindergarten through third grade; to the Committee on Education and Labor.

By Ms. JACKSON-LEE of Texas:

H.R. 263. A bill to authorize the Secretary of Homeland Security to establish a program to award grants to institutions of higher education for the establishment or expansion of cybersecurity professional development programs, and for other purposes; to the Committee on Science and Technology, and in addition to the Committees on Education and Labor, and Homeland Security, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Ms. JACKSON-LEE of Texas:

H.R. 264. A bill to prevent the President from encroaching upon the Congressional prerogative to make laws, and for other purposes; to the Committee on Oversight and Government Reform.

By Ms. JACKSON-LEE of Texas:

H.R. 265. A bill to provide for the establishment of an independent, Presidentially-appointed Commission to assess the circumstances related to the damage caused by

Hurricane Katrina on or between Friday, August 26, 2005, and Tuesday, August 30, 2005; to the Committee on Transportation and Infrastructure.

By Ms. JACKSON-LEE of Texas:

H.R. 266. A bill to authorize the President to posthumously award a gold medal on behalf of the Congress to the seven members of the crew of the space shuttle Columbia in recognition of their outstanding and enduring contributions to the Nation; to the Committee on Financial Services.

By Ms. JACKSON-LEE of Texas:

H.R. 267. A bill to amend title 28, United States Code, to repeal the restriction on the jurisdiction of courts, justices, and judges to hear or consider applications for writs of habeas corpus filed by or on behalf of certain aliens detained by the United States; to the Committee on the Judiciary.

By Ms. JACKSON-LEE of Texas:

H.R. 268. A bill to amend the Energy Employees Occupational Illness Compensation Program Act of 2000 to clarify the roles and responsibilities of the agencies and actors responsible for the administration of such compensation program, and for other purposes; to the Committee on the Judiciary, and in addition to the Committee on Education and Labor, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. BOREN (for himself, Mr. BOUSTANY, Mr. SKELTON, and Mr. TAYLOR):

H.R. 269. A bill to amend title 10, United States Code, to direct the Secretary of Defense to prohibit the unauthorized use of names and images of members of the Armed Forces; to the Committee on Armed Services.

By Mr. SMITH of New Jersey (for himself and Mr. WOLF):

H.R. 270. A bill to authorize appropriations for fiscal years 2008 through 2010 for the Trafficking Victims Protection Act of 2000, and for other purposes; to the Committee on Foreign Affairs, and in addition to the Committees on the Judiciary, and Energy and Commerce, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Ms. GINNY BROWN-WAITE of Florida:

H.R. 271. A bill to amend the Missing Children's Assistance Act to extend the applicability of such Act to individuals determined to have a mental capacity of less than 18 years of age; to the Committee on Education and Labor.

By Mr. CAMP of Michigan:

H.R. 272. A bill to require amounts remaining in Members' representational allowances at the end of a fiscal year to be used for deficit reduction or to reduce the Federal debt, and for other purposes; to the Committee on House Administration.

By Mr. CAMP of Michigan (for himself and Mr. OBERSTAR):

H.R. 273. A bill to repeal the sunset of the Economic Growth and Tax Relief Reconciliation Act of 2001 with respect to the expansion of the adoption credit and adoption assistance programs; to the Committee on Ways and Means.

By Mrs. JO ANN DAVIS of Virginia:

H.R. 274. A bill to impose certain limitations on the receipt of out-of-State municipal solid waste, and for other purposes; to the Committee on Energy and Commerce.

By Mr. SMITH of New Jersey (for himself and Mr. WOLF):

H.R. 275. A bill to promote freedom of expression on the Internet, to protect United States businesses from coercion to participate in repression by authoritarian foreign

governments, and for other purposes; to the Committee on Foreign Affairs, and in addition to the Committee on Energy and Commerce, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mrs. CAPPs:

H.R. 276. A bill to designate the Piedras Blancas Light Station and the surrounding public land as an Outstanding Natural Area to be administered as a part of the National Landscape Conservation System, and for other purposes; to the Committee on Natural Resources.

By Mr. CLEAVER:

H.R. 277. A bill to prohibit the use of amounts in a Members' Representational Allowance to provide any vehicle which does not use alternative fuels; to the Committee on House Administration.

By Mrs. CUBIN (for herself, Mr. MARKEY, Mr. BOUCHER, Mr. RADANOVICH, Mr. ALLEN, Ms. MATSUI, Ms. ZOE LOFGREN of California, Mr. KIND, Mr. KING of Iowa, Mr. MARSHALL, Mr. ROTHMAN, Mr. BOSWELL, and Mr. MCINTYRE):

H.R. 278. A bill to amend section 254 of the Communications Act of 1934 to provide that funds received as universal service contributions and the universal service support programs established pursuant to that section are not subject to certain provisions of title 31, United States Code, commonly known as the Antideficiency Act; to the Committee on Energy and Commerce.

By Mrs. CUBIN:

H.R. 279. A bill to amend title II of the Social Security Act to provide for Congressional oversight and approval of totalization agreements; to the Committee on Ways and Means, and in addition to the Committee on Rules, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mrs. DAVIS of California:

H.R. 280. A bill to establish a pilot program to encourage certification of teachers in low-income, low-performing public elementary and secondary schools by the National Board for Professional Teaching Standards, and for other purposes; to the Committee on Education and Labor.

By Mrs. DAVIS of California (for herself, Mrs. JONES of Ohio, Mr. LARSEN of Washington, Mr. SCHIFF, Mrs. CAPPs, Ms. HOOLEY, Ms. WOOLSEY, and Mr. McDERMOTT):

H.R. 281. A bill to amend the Help America Vote Act of 2002 to allow all eligible voters to vote by mail in Federal elections; to the Committee on House Administration.

By Mrs. DAVIS of California:

H.R. 282. A bill to amend the Public Health Service Act, the Employee Retirement Income Security Act of 1974, and the Internal Revenue Code of 1986 to require that group and individual health insurance coverage and group health plans provide coverage for second opinions; to the Committee on Energy and Commerce, and in addition to the Committees on Education and Labor, and Ways and Means, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mrs. DAVIS of California:

H.R. 283. A bill to amend the Public Health Service Act, the Employee Retirement Income Security Act of 1974, and the Internal Revenue Code of 1986 to require that group and individual health insurance coverage and group health plans permit enrollees direct access to services of obstetrical and gynecological physician services directly and without a referral; to the Committee on Energy

and Commerce, and in addition to the Committees on Education and Labor, and Ways and Means, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. DAVIS of Kentucky:

H.R. 284. A bill to amend title 5, United States Code, to provide for the issuance of a prisoner-of-war medal to civilian employees of the Federal Government who, during war or under wartime conditions, are taken captive by armed forces or agents of a foreign government hostile to the United States; to the Committee on Oversight and Government Reform.

By Mr. DOYLE:

H.R. 285. A bill to establish the Steel Industry National Historic Site in the State of Pennsylvania; to the Committee on Natural Resources.

By Mr. EHLERS:

H.R. 286. A bill to amend the Metric Conversion Act of 1975 to require Federal agencies to impose certain requirements on recipients of awards for scientific and engineering research; to the Committee on Science and Technology.

By Mrs. EMERSON:

H.R. 287. A bill to amend the Internal Revenue Code of 1986 to allow a refundable credit to certain senior citizens for premiums paid for coverage under Medicare Part B; to the Committee on Ways and Means.

By Mrs. EMERSON:

H.R. 288. A bill to amend title II of the Social Security Act to provide for an improved benefit computation formula for workers affected by the changes in benefit computation rules enacted in the Social Security Amendments of 1977 who attain age 65 during the 10-year period after 1981 and before 1992 (and related beneficiaries) and to provide prospectively for increases in their benefits accordingly; to the Committee on Ways and Means.

By Mr. ENGLISH of Pennsylvania:

H.R. 289. A bill to protect the religious freedom of providers of adoption or foster care services; to the Committee on Ways and Means.

By Mr. ENGLISH of Pennsylvania:

H.R. 290. A bill to prevent ineligibility for supplemental security income benefits by reason of an increase in the Federal minimum wage; to the Committee on Ways and Means.

By Mr. GILLMOR:

H.R. 291. A bill to establish a National Sex Offender Risk Classification Task Force to create guidelines for the establishment of a risk-based sex offender classification system for use in sex offender registries; to the Committee on the Judiciary.

By Ms. KAPTUR (for herself, Mr. WALSH of New York, Mr. BLUMENAUER, Ms. BORDALLO, Mr. FARR, Ms. HOOLEY, Mrs. JONES of Ohio, Mr. KIND, Mr. LATOURETTE, Mr. McDERMOTT, Mr. McGOVERN, Mr. McHUGH, Mr. SERRANO, Ms. WOOLSEY, and Mr. CONYERS):

H.R. 292. A bill to amend the Farm Security and Rural Investment Act of 2002 to reform funding for the Seniors Farmers' Market Nutrition Program, and for other purposes; to the Committee on Agriculture.

By Ms. KAPTUR (for herself, Mr. BLUMENAUER, Mr. BOSWELL, Mr. FARR, Mrs. JONES of Ohio, Mr. KIND, Mr. KUCINICH, Mr. MARSHALL, Ms. MCCOLLUM of Minnesota, Mr. MORAN of Virginia, Ms. SLAUGHTER, Ms. WOOLSEY, and Mr. CONYERS):

H.R. 293. A bill to authorize the Secretary of Agriculture to provide financial assistance for the construction, improvement, and rehabilitation of farmers markets; to the Committee on Agriculture.



By Mr. KILDEE:

H.R. 294. A bill to prohibit the entry into any bilateral or regional trade agreement, and to prohibit negotiations to enter into any such agreement, for a period of 2 years; to the Committee on Ways and Means.

By Mr. LAMBORN (for himself, Mrs. MUSGRAVE, Mr. TANCREDO, Mr. UDALL of Colorado, and Mr. PERLMUTTER):

H.R. 295. A bill to direct the Secretary of Veterans Affairs to establish a national cemetery for veterans in the Pikes Peak region of Colorado; to the Committee on Veterans' Affairs, and in addition to the Committee on Ways and Means, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Ms. MATSUI:

H.R. 296. A bill to specify that the 100 most populous urban areas of the United States, as determined by the Secretary of Homeland Security, shall be eligible for grants under the Urban Area Security Initiative of the Department of Homeland Security, and for other purposes; to the Committee on Homeland Security.

By Mrs. MCCARTHY of New York (for herself and Mr. DINGELL):

H.R. 297. A bill to improve the National Instant Criminal Background Check System, and for other purposes; to the Committee on the Judiciary.

By Mrs. MCCARTHY of New York:

H.R. 298. A bill to amend the Internal Revenue Code of 1986 to allow amounts in a health flexible spending arrangement that are unused during a plan year to be carried over to the next plan year; to the Committee on Ways and Means.

By Mr. MEEHAN:

H.R. 299. A bill to adjust the boundary of Lowell National Historical Park, and for other purposes; to the Committee on Natural Resources.

By Mr. PAUL (for himself, Mr. POE, and Mr. JONES of North Carolina):

H.R. 300. A bill to limit the jurisdiction of the Federal courts, and for other purposes; to the Committee on the Judiciary.

By Mr. PEARCE:

H.R. 301. A bill to amend the Help America Vote Act of 2002 to establish standards for the distribution of voter registration application forms, and for other purposes; to the Committee on House Administration.

By Mr. PEARCE:

H.R. 302. A bill to amend the Help America Vote Act of 2002 to prohibit a State receiving payments under such Act from using the payments for public communications which promote or oppose a candidate for public office or political party; to the Committee on House Administration.

By Mr. BILIRAKIS:

H.R. 303. A bill to amend title 10, United States Code, to permit certain additional retired members of the Armed Forces who have a service-connected disability to receive both disability compensation from the Department of Veterans Affairs for their disability and either retired pay by reason of their years of military service or Combat-Related Special Compensation and to eliminate the phase-in period under current law with respect to such concurrent receipt; to the Committee on Armed Services, and in addition to the Committee on Veterans' Affairs, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. PEARCE (for himself, Mr. BURTON of Indiana, Mr. SESSIONS, and Mr. DOOLITTLE):

H.R. 304. A bill to establish guidelines and incentives for States to establish criminal drug dealer registries and to require the At-

torney General to establish a national criminal drug dealer registry and notification program, and for other purposes; to the Committee on the Judiciary.

By Mr. PEARCE:

H.R. 305. A bill to prohibit the Secretary of Homeland Security from paroling into the United States an alien who falls ill while seeking admission at a port of entry or seeks emergency medical assistance by approaching an agent or official of the Department of Homeland Security at or near a border; to the Committee on the Judiciary.

By Mr. PEARCE:

H.R. 306. A bill to provide for an initial period of admission of 36 months for aliens employed as dairy workers; to the Committee on the Judiciary.

By Mr. PEARCE:

H.R. 307. A bill to impose limitations on the authority of the Secretary of the Interior to claim title or other rights to water absent specific direction of law or to abrogate, injure, or otherwise impair any right to the use of any quantity of water; to the Committee on Natural Resources.

By Mr. PEARCE:

H.R. 308. A bill to clarify congressional intent with respect to the nature of rights-of-way granted and accepted under former section 2477 of the Revised Statutes, and for other purposes; to the Committee on Natural Resources.

By Mr. PEARCE:

H.R. 309. A bill to direct the Secretary of the Interior to establish a demonstration program to facilitate landscape restoration programs within certain units of the National Park System established by law to preserve and interpret resources associated with American history, and for other purposes; to the Committee on Natural Resources.

By Mr. PEARCE:

H.R. 310. A bill to amend the National Park Service Concessions Management Improvement Act of 1998, to extend to additional small businesses the preferential right to renew a concessions contract entered into under such Act, to facilitate the renewal of a commercial use authorization granted under such Act, and for other purposes; to the Committee on Natural Resources.

By Mr. PEARCE:

H.R. 311. A bill to amend title 5, United States Code, to increase the maximum age for the original appointment of a retired member of the Armed Forces to a border patrol agent position, and for other purposes; to the Committee on Oversight and Government Reform.

By Mr. PEARCE (for himself, Mr. NORWOOD, and Ms. BORDALLO):

H.R. 312. A bill to authorize the presentation of flags at the funerals of civilian Federal employees engaged in the support of military operations who have died in combat zones in the course of their duties; to the Committee on Oversight and Government Reform.

By Mr. PEARCE:

H.R. 313. A bill to promote greater access to air transportation for all persons; to the Committee on Transportation and Infrastructure.

By Mr. PEARCE:

H.R. 314. A bill to amend title 49, United States Code, relating to the assurance required of owners and operators of airports with respect to long-term leases for construction of hangars; to the Committee on Transportation and Infrastructure.

By Mr. PEARCE (for himself, Mr. ALEXANDER, Mr. HINOJOSA, Mr. HALL of Texas, Mr. SIMPSON, Mrs. CAPITO, Mr. HOEKSTRA, and Mr. BOUCHER):

H.R. 315. A bill to amend title 38, United States Code, to require the Secretary of Veterans Affairs to enter into contracts with

community health care providers to improve access to health care for veterans in highly rural areas, and for other purposes; to the Committee on Veterans' Affairs.

By Mr. PEARCE:

H.R. 316. A bill to direct the Secretary of Agriculture to convey to the village of Santa Clara, the city of Bayard, or the county of Grant, in the State of New Mexico, in tracts of not less than 40 acres, at market price at its present state of use as agricultural grazing lands as determined by the Secretary, for business and community development, and for other purposes; to the Committee on Agriculture, and in addition to the Committee on Natural Resources, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. SALAZAR:

H.R. 317. A bill to authorize the construction of the Arkansas Valley Conduit in the State of Colorado, and for other purposes; to the Committee on Natural Resources.

By Mr. TERRY (for himself, Mr. SAXTON, Mr. HAYES, Mr. ETHERIDGE, Mr. PAUL, Mrs. BLACKBURN, Mr. GRIJALVA, and Mr. PALLONE):

H.R. 318. A bill to amend the Impact Aid program under the Elementary and Secondary Education Act of 1965 to improve the distribution of school construction payments to better meet the needs of military and Indian land school districts; to the Committee on Education and Labor.

By Mr. WOLF (for himself, Mr. CANTOR, Mrs. JO ANN DAVIS of Virginia, Mr. TOM DAVIS of Virginia, Mrs. CAPITO, Mr. SCOTT of Virginia, Mr. PLATTS, Mr. MORAN of Virginia, and Mr. MCCREERY):

H.R. 319. A bill to establish the Journey Through Hallowed Ground National Heritage Area, and for other purposes; to the Committee on Natural Resources.

By Mrs. EMERSON:

H.J. Res. 9. A joint resolution proposing an amendment to the Constitution of the United States authorizing the Congress and the States to prohibit the act of desecration of the flag of the United States and to set criminal penalties for that act; to the Committee on the Judiciary.

By Mrs. EMERSON:

H.J. Res. 10. A joint resolution proposing an amendment to the Constitution to provide for a balanced budget for the United States Government and for greater accountability in the enactment of tax legislation; to the Committee on the Judiciary.

By Mrs. EMERSON:

H.J. Res. 11. A joint resolution proposing an amendment to the Constitution of the United States relating to voluntary school prayer; to the Committee on the Judiciary.

By Mrs. EMERSON:

H. Con. Res. 13. Concurrent resolution expressing the sense of Congress regarding the need to prevent the closure or consolidation of post offices; to the Committee on Oversight and Government Reform.

By Ms. JACKSON-LEE of Texas:

H. Con. Res. 14. Concurrent resolution expressing that Congress has the sole and exclusive power to declare war; to the Committee on Foreign Affairs.

By Ms. JACKSON-LEE of Texas:

H. Con. Res. 15. Concurrent resolution expressing the sense of Congress that the Government of Iraq should not grant blanket amnesty to persons known to have attacked, killed, or wounded members of the United States Armed Forces in Iraq; to the Committee on Foreign Affairs.

By Ms. JACKSON-LEE of Texas:

H. Con. Res. 16. Concurrent resolution congratulating Prime Minister Portia Simpson-Miller for becoming the first democratically-

elected female Prime Minister of Jamaica and the first female Jamaican head of state; to the Committee on Foreign Affairs.

By Ms. JACKSON-LEE of Texas:

H. Con. Res. 17. Concurrent resolution expressing the sense of Congress that the people of the United States should grieve for the loss of life that defined the Third Reich and celebrate the continued education efforts for tolerance and justice, reaffirming the commitment of the United States to the fight against intolerance and prejudice in any form, and honoring the legacy of transparent procedure, government accountability, the rule of law, the pursuit of justice, and the struggle for universal freedom and human rights; to the Committee on Foreign Affairs.

By Ms. JACKSON-LEE of Texas:

H. Con. Res. 18. Concurrent resolution expressing the sense of Congress that a commemorative postage stamp should be issued in honor of George Thomas "Mickey" Leland; to the Committee on Oversight and Government Reform.

By Mrs. DAVIS of California (for herself, Ms. MCCOLLUM of Minnesota, Mr. KELLER, Ms. DELAURO, Mr. BOSWELL, Mr. HINOJOSA, Mrs. TAUSCHER, Mr. MOORE of Kansas, Mr. HONDA, Mr. CRENSHAW, Mr. DAVIS of Illinois, and Mr. MCCOTTER):

H. Res. 29. A resolution supporting the goals and ideals of National Mentoring Month 2007; to the Committee on Education and Labor.

By Ms. JACKSON-LEE of Texas:

H. Res. 30. A resolution recognizing the historic steps India and Pakistan have taken toward achieving bilateral peace; to the Committee on Foreign Affairs.

By Ms. JACKSON-LEE of Texas:

H. Res. 31. A resolution recognizing the Honorable Andrew L. Jefferson, Jr., on the occasion of the establishment of an endowment for trial advocacy called the "Andrew L. Jefferson Endowment for Trial Advocacy" at Texas Southern University's Thurgood Marshall School of Law in Houston, Texas; to the Committee on the Judiciary.

By Ms. JACKSON-LEE of Texas:

H. Res. 32. A resolution denouncing the practices of female genital mutilation, domestic violence, "honor" killings, acid burning, dowry deaths, and other gender-based persecutions and expressing the sense of the House of Representatives that participation, protection, recognition, and independence of women is crucial to achieving a just, moral, and honorable society; to the Committee on Foreign Affairs.

By Mr. GILLMOR:

H. Res. 33. A resolution recognizing the thousands of Freemasons in every State in the Nation and honoring them for their many contributions to the Nation throughout its history; to the Committee on Oversight and Government Reform.

By Ms. JACKSON-LEE of Texas:

H. Res. 34. A resolution recognizing the 75th birthday of Desmond Mpilo Tutu, South African Anglican Archbishop of Cape Town, and Nobel Peace Prize recipient; to the Committee on Foreign Affairs.

By Mr. OBEY:

H. Res. 35. A resolution to enhance intelligence oversight authority; to the Committee on Rules.

By Mr. LANTOS (for himself and Ms. ROS-LEHTINEN):

H. Res. 36. A resolution expressing the sense of the House of Representatives that the United States should declare its support for the independence of Kosovo; to the Committee on Foreign Affairs.

By Ms. SOLIS:

H. Res. 37. A resolution expressing the sense of the House of Representatives that all workers deserve fair treatment and safe working conditions, and honoring Dolores

Huerta for her commitment to the improvement of working conditions for farm worker families and the rights of women and children; to the Committee on Education and Labor.

## ¶2.21 PRIVATE BILLS AND RESOLUTIONS

Under clause 3 of rule XII, private bills and resolutions of the following titles were introduced and severally referred, as follows:

Ms. LEE introduced a bill (H.R. 320) for the relief of Geert Botzen; which was referred to the Committee on the Judiciary.

## ¶2.22 ADDITIONAL SPONSORS

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

H.R. 11: Mr. FARR, Mr. WEXLER, Mr. MCGOVERN, Mr. BOUCHER, Mr. ACKERMAN, Mr. STARK, Ms. ZOE LOFGREN of California, Mrs. DAVIS of California, Ms. LINDA T. SANCHEZ of California, Mr. HOLT, Mr. DELAHUNT, Mr. BERMAN, and Mr. THOMPSON of Mississippi.

H.R. 14: Mr. SESSIONS.

H.R. 17: Mr. BLUMENAUER, Mr. REICHERT, Mr. LINCOLN DAVIS of Tennessee, and Mr. WU.

H.R. 19: Mr. MCCOTTER.

H.R. 25: Mr. GINGREY, Mrs. DRAKE, and Mr. YOUNG of Alaska.

H.R. 51: Ms. BORDALLO.

H.R. 54: Ms. BORDALLO.

H.R. 65: Mr. CONYERS, Mr. McDERMOTT, Mr. GEORGE MILLER of California, Mr. TOWNS, Mr. CLYBURN, Mr. FATAH, Mr. RUPPERSBERGER, Mr. OLVER, Mr. PASTOR, Mr. SCOTT of Georgia, Mr. BISHOP of Georgia, Mrs. JONES of Ohio, Mr. HOYER, Ms. MILLENDER-MCDONALD, and Ms. JACKSON-LEE of Texas.

H.R. 135: Mr. GOODLATTE.

H.R. 137: Mr. CAMPBELL of California, Mr. SHIMKUS, Mr. DEAL of Georgia, Mr. NORWOOD, Mr. JONES of North Carolina, Mr. SHADEGG, Mr. BILBRAY, Ms. PRYCE of Ohio, Mr. MORAN of Virginia, Mr. LINDER, Mr. MARKEY, Mr. BERMAN, Mr. UPTON, Mr. ISSA, Mr. SAXTON, Mr. GARY G. MILLER of California, Mr. WELDON of Florida, Mr. SMITH of New Jersey, Mr. ROYCE, Mr. FOSSELLA, Mr. SHAYS, Mr. CRAMER, Mr. WOLF, Ms. HARMAN, Mr. COSTELLO, Mr. WELLER, Mr. KIRK, Mr. FRANKS of Arizona, Mr. WALSH of New York, Mr. KING of New York, Mr. GILCHREST, and Mr. FARR.

H.R. 171: Mr. RUPPERSBERGER.

H.R. 183: Mr. BAKER.

H.R. 211: Mr. MELANCON, Mr. HOEKSTRA, Mr. WOLF, Mr. LEWIS of Kentucky, Mr. CONAWAY, Mr. RUPPERSBERGER, and Mr. FILLNER.

H.J. Res. 1: Mr. JONES of North Carolina, Mr. PETERSON of Minnesota, Mr. TAYLOR, and Mr. MARSHALL.

H.J. Res. 2: Ms. BORDALLO.

H. Con. Res. 2: Ms. BORDALLO.

H. Con. Res. 9: Ms. MCCOLLUM of Minnesota, Mr. BUTTERFIELD, and Ms. NORTON.

H. Res. 18: Mr. ROYCE, Mr. ROHRBACHER, Mrs. BLACKBURN, Mrs. JO ANN DAVIS of Virginia, Mr. GINGREY, Mr. GARRETT of New Jersey, Mr. PAUL, Mr. SESSIONS, Mr. GARY G. MILLER of California, Mr. HAYES, Mr. DUNCAN, and Mr. TANCREDO.

## TUESDAY, JANUARY 9, 2007 (3)

### ¶3.1 APPOINTMENT OF SPEAKER PRO TEMPORE

The House was called to order at 10:30 a.m. by the SPEAKER pro tempore, Mr. HINOJOSA, who laid before the House the following communication:

WASHINGTON, DC.

January 9, 2007.

I hereby appoint the Honorable RUBÉN HINOJOSA to act as Speaker pro tempore on this day.

NANCY PELOSI,

Speaker of the House of Representatives.

### ¶3.2 MESSAGE FROM THE SENATE

A message from the Senate by Ms. Curtis, one of its clerks, announced that the Senate has agreed to the Following Resolution:

#### S. RES. 19

Whereas Gerald Rudolph Ford, the 38th President of the United States, was born on July 14, 1913, in Omaha, Nebraska;

Whereas Gerald Ford was raised in Grand Rapids, Michigan, where he was active in the Boy Scouts, achieving the Eagle Scout rank, and where he excelled as both a student and an athlete during high school;

Whereas after graduating from high school, Gerald Ford attended the University of Michigan at Ann Arbor, where he played on the university's national championship football teams in 1932 and 1933, and was honored as the team's most valuable player in 1934, before graduating with a B.A. degree in 1935;

Whereas Gerald Ford later attended Yale Law School and earned an LL.B. degree in 1941, after which he began to practice law in Grand Rapids;

Whereas Gerald Ford joined the United States Naval Reserve in 1942 and served his country honorably during World War II;

Whereas upon returning from his service in the military, Gerald Ford ran for the United States House of Representatives and was elected to Congress;

Whereas Gerald Ford served in the House of Representatives from January 1949 to December 1973, winning reelection 12 times, each time with more than 60 percent of the vote;

Whereas Gerald Ford served with great distinction in Congress, in particular through his service on the Defense Appropriations Subcommittee, of which he rose to become ranking member in 1961;

Whereas in addition to his work in the House of Representatives, Gerald Ford served as a member of the Warren Commission, which investigated the assassination of President John F. Kennedy;

Whereas in 1965, Gerald Ford was selected as minority leader of the House of Representatives, a position he held for 8 years;

Whereas after the resignation of Vice President Spiro Agnew in 1973, Gerald Ford was chosen by President Richard Nixon to serve as Vice President of the United States;

Whereas following the resignation of President Nixon, Gerald Ford took the oath of office as President of the United States on August 9, 1974;

Whereas upon assuming the presidency, Gerald Ford helped the nation heal from one of the most difficult and contentious periods in United States history, and restored public confidence in the country's leaders;

Whereas Gerald Ford's basic human decency, his integrity, and his ability to work cooperatively with leaders of all political parties and ideologies, earned him the respect and admiration of Americans throughout the country;

Whereas the John Warner National Defense Authorization Act for Fiscal Year 2007 recommended that America's next nuclear-powered aircraft carrier, designated as CVN-78, be named as the U.S.S. Gerald R. Ford, in honor of our 38th President; and

Whereas Gerald Ford was able to serve his country with such great distinction in large part because of the continuing support of his widely admired wife, Elizabeth (Betty), who



also has contributed much to the nation in many ways, and of their 4 children, Michael, John, Steven, and Susan; Now, therefore, be it

*Resolved*, That the Senate notes with deep sorrow and solemn mourning the death of President Gerald Rudolph Ford.

*Resolved*, That the Senate extends its heartfelt sympathy to Mrs. Ford and the family of President Ford.

*Resolved*, That the Senate honors and, on behalf of the nation, expresses deep appreciation for President Ford's outstanding and important service to his country.

*Resolved*, That the Senate directs the Secretary of the Senate to communicate these resolutions to the House of Representatives and transmit a copy thereof to the family of the former President.

The message also announced that the Senate has passed a bill of the following title in which the concurrence of the House is requested:

S. 197. An Act to authorize salary adjustments for justices and judges of the United States for fiscal year 2007.

### ¶3.3 MORNING-HOUR DEBATE

The SPEAKER pro tempore, Mr. HINOJOSA, pursuant to the order of the House of January 4, 2007, recognized Members for morning-hour debate.

### ¶3.4 RECESS—10:40 A.M.

The SPEAKER pro tempore, Mr. HINOJOSA, pursuant to clause 12(a) of rule I, declared the House in recess at 10 o'clock and 40 minutes a.m., until noon.

### ¶3.5 AFTER RECESS—NOON

The SPEAKER pro tempore, Mr. MORAN of Virginia, called the House to order.

### ¶3.6 APPROVAL OF THE JOURNAL

The SPEAKER pro tempore, Mr. MORAN of Virginia, announced he had examined and approved the Journal of the proceedings of Friday, January 5, 2007.

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

### ¶3.7 COMMUNICATIONS

Executive and other communications, pursuant to clause 8, rule XII, were referred as follows:

58. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Pesticide Tolerance Nomenclature Changes; Technical Amendment [EPA-HQ-OPP-2002-0043; FRL-8064-3] received December 12, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

59. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Azoxystrobin; Pesticide Tolerances for Emergency Exemptions [EPA-HQ-OPP-2006-0823; FRL-8100-9] received December 14, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

60. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Boscalid; Pesticide Tolerance [EPA-HQ-OPP-2005-0145; FRL-8107-8] received December 14, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

61. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Dimethomorph; Pesticide Tolerance [EPA-HQ-OPP-2005-0532; FRL-8104-6] received December 14, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

62. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Extension of Tolerance for Emergency Exemptions (Multiple Chemicals) [EPA-HQ-OPP-2006-0942; FRL-8105-4] received December 14, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

63. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Fluroxypyr; Pesticide Tolerance [EPA-HQ-OPP-2005-0536; FRL-8107-7] received December 14, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

64. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Glyphosate; Pesticide Tolerance [EPA-HQ-OPP-2006-0177; FRL-8105-9] received December 14, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

65. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Metconazole; Pesticide Tolerances for Emergency Exemptions [EPA-HQ-OPP-2006-0655; FRL-8095-4] received December 14, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

66. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Myclobutanil; Pesticide Tolerance [EPA-HQ-OPP-2006-0282; FRL-8105-1] received December 14, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

67. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Flucarbazone-sodium; Pesticide Tolerance [EPA-HQ-OPP-2006-0935; FRL-8105-6] received December 20, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

68. A letter from the Acting Assistant Secretary, Employee Benefits Security Administration, Department of Labor, transmitting the Department's "Major" final rule — Non-discrimination and Wellness Programs in Health Coverage in the Group Market (RIN: 1545-AY32) received December 15, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Education and Labor.

69. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Clean Air Interstate Rule (CAIR) and Federal Implementation Plans for CAIR; Corrections [EPA-HQ-OAR-2004-0076; FRL-8254-7] (RIN: 2060-AM99) received December 12, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

70. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Final Extension of the Deferred Effective Date for 8-hour Ozone National Ambient Air Quality Standards for Early Action Compact Areas; Correction [EPA-HQ-OAR-2003-0090; FRL-8256-7] (RIN: 2060-AN90) received December 12, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

71. A letter from the Principal Deputy Associate Administrator, Environmental Pro-

tection Agency, transmitting the Agency's final rule — Final Rule Interpreting the Scope of Certain Monitoring Requirements for State and Federal Operating Permits Programs [EPA-HQ-OAR-2003-0179; FRL-8257-3] (RIN: 2060-AN74) received December 12, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

72. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — National Emission Standards for Hazardous Air Pollutants for Area Sources: Polyvinyl Chloride and Copolymers Production, Primary Copper Smelting, Secondary Nonferrous Metals-Zinc, Cadmium, and Beryllium [EPA-HQ-OAR-2006-0510; FRL-8257-4] (RIN: 2060-AN45) received December 12, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

73. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — National Emission Standards for Hazardous Air Pollutants From the Portland Cement Manufacturing Industry [EPA-HQ-OAR-2002-0051 FRL-8256-4] (RIN: 2060-AJ78) received December 12, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

74. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Notice of Finding that Certain States Did Not Submit Clean Air Mercury Rule (CAMR) State Plans for New and Existing Electric Utility Steam Generating Units and Status of Submission of Such Plans [FRL-8255-9] received December 12, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

75. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Protection of Stratospheric Ozone; The 2007 Critical Use Exemption from the Phaseout of Methyl Bromide [EPA-HQ-OAR-2005-0538; FRL-8257-2] (RIN: 2060-AN54) received December 12, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

76. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — 2006 Reporting Notice and Amendment; Partial Updating of TSCA Inventory Database; Chemical Substance Production, Processing, and Use Site Reports [EPA-HQ-OPPT-2006-0981; FRL-8109-9] (RIN: 2070-AC61) received December 14, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

77. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Approval and Promulgation of Air Quality Implementation Plans; Maryland; Redesignation of the Kent and Queen Anne's 8-Hour Ozone Nonattainment Area to Attainment and Approval of the Maintenance [EPA-R03-OAR-2006-0353; FRL-8259-7] received December 20, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

78. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Approval and Promulgation of Air Quality Implementation Plans; Ohio; Revision to Ohio State Implementation Plan to Rescind Oxides of Nitrogen Rule [EPA-R05-OAR-2006-0354; FRL-8259-5] received December 20, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

79. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — National Emission Standards for Hazardous Air Pollutants: Surface Coating of

Automobile and Light-Duty Trucks [EPA-HQ-OAR-2002-0093; FRL-8260-7] (RIN: 2060-AN10) received December 20, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

80. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — National Emission Standards for Organic Hazardous Air Pollutants From the Synthetic Organic Chemical Manufacturing Industry [EPA-HQ-OAR-2005-00475; FRL-8259-6] (RIN: 2060-AK14) received December 20, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

81. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Toxics Release Inventory Burden Reduction Final Rule [TRI-2005-0073; FRL-8260-4] (RIN: 2025-AA14) received December 20, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

82. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Comprehensive Environmental Response, Compensation and Liability Act (CERCLA) or Superfund, Section 128(a); Notice of Grant Funding Guidance for State and Tribal Response Programs [FRL-8253-9] received December 20, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

83. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Fuel Economy Labeling of Motor Vehicles: Revisions to Improve Calculation of Fuel Economy Estimates [EPA-HQ-OAR-2005-0169; FRL-8257-5] (RIN: 2060-AN14) received December 12, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

84. A communication from the President of the United States, transmitting an supplemental consolidated report, consistent with the War Powers Resolution, to help ensure that the Congress is kept fully informed on U.S. military activities in support of the war on terror, Kosovo, and Bosnia and Herzegovina, pursuant to Public Law 93-148; (H. Doc. No. 110-5); to the Committee on Foreign Affairs and ordered to be printed.

85. A communication from the President of the United States, transmitting notification of his intention to add East Timor to the list of beneficiary developing countries and to the list of least-developed beneficiary developing countries under the Generalized System of Preferences, submitted in accordance with section 502 (f) of the Trade Act of 1974; (H. Doc. No. 110-6); to the Committee on Ways and Means and ordered to be printed.

86. A letter from the Deputy Chief Counsel, Regulations, Department of Homeland Security, transmitting the Department's "Major" final rule — Transportation Worker Identification Credential (TWIC) Implementation in the Maritime Sector; Hazardous Materials Endorsement for a Commercial Driver's License [Docket Nos. TSA-2006-24191; Coast Guard-2006-24196; TSA Amendment Nos. 1515-(New), 1540-8, 1570-2, 1572-7] (RIN: 1652-AA41) received January 4, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Homeland Security.

¶3.8 9/11 COMMISSION

Mr. THOMPSON of Mississippi, pursuant to section 507 of House Resolution 6, called up for consideration the bill (H.R. 1) to provide for the implementation of the recommendations of the National Commission on Terrorist Attacks Upon the United States.

Pending consideration of said bill.

Pursuant to section 507 of House Resolution 6, the time for debate was equally divided and controlled by the Majority Leader and the Minority Leader or their designees for 90 minutes each.

When said bill was considered.

After debate,

On motion of Ms. ROS-LEHTINEN, by unanimous consent, the remaining time for debate controlled by the Minority Leader was allocated as following: Mr. HOEKSTRA for 5 minutes; Mr. MICA for 9 minutes; Mr. UPTON for 10 minutes; and Mr. KING of New York, for 34 minutes.

After further debate,

The SPEAKER pro tempore, Mr. MURTHA, pursuant to section 507(b) of House Resolution 6, announced that further proceedings on the bill were postponed.

¶3.9 9/11 SELECT PANEL

Mr. HASTINGS of Florida, pursuant to section 506 of House Resolution 6, called up the following resolution (H. Res. 35):

*Resolved*, That in clause 4(a) of rule X of the Rules of the House of Representatives, add the following new paragraph at the end: "(5)(A) There is established a Select Intelligence Oversight Panel of the Committee on Appropriations (hereinafter in this paragraph referred to as the 'select panel'). The select panel shall be composed of not more than 13 Members, Delegates, or the Resident Commissioner appointed by the Speaker, of whom not more than eight may be from the same political party. The select panel shall include the chairman and ranking minority member of the Committee on Appropriations, the chairman and ranking minority member of its Subcommittee on Defense, six additional members of the Committee on Appropriations, and three members of the Permanent Select Committee on Intelligence.

"(B) The Speaker shall designate one member of the select panel as its chairman and one member as its ranking minority member.

"(C) Each member on the select panel shall be treated as though a member of the Committee on Appropriations for purposes of the select panel.

"(D) The select panel shall review and study on a continuing basis budget requests for and execution of intelligence activities; make recommendations to relevant subcommittees of the Committee on Appropriations; and, on an annual basis, prepare a report to the Defense Subcommittee of the Committee on Appropriations containing budgetary and oversight observations and recommendations for use by such subcommittee in preparation of the classified annex to the bill making appropriations for the Department of Defense.

"(E) Rule XI shall apply to the select panel in the same manner as a subcommittee (except for clause 2(m)(1)(B) of that rule).

"(F) A subpoena of the Committee on Appropriations or its Subcommittee on Defense may specify terms of return to the select panel."

Pending consideration of said resolution.

Pursuant to section 506 of House Resolution 6, the time for debate was equally divided and controlled by the Majority Leader and the Minority Leader or their designees for 30 minutes each.

When said resolution was considered.

After debate,

Pursuant to section 506 of House Resolution 6, the previous question was ordered on the resolution.

Mr. DREIER moved to recommit the resolution to the Committee on Rules.

By unanimous consent, the previous question was ordered on the motion to recommit.

The question being put, viva voce,

Will the House recommit said resolution?

The SPEAKER pro tempore, Ms. LOFGREN of California, announced that the nays had it.

Mr. DREIER objected to the vote on the ground that a quorum was not present and not voting.

A quorum not being present,

The roll was called under clause 6, rule XX, and the call was taken by electronic device.

When there appeared { Yeas ..... 195  
Nays ..... 232

¶3.10 [Roll No. 12]

YEAS—195

Aderholt	Franks (AZ)	Myrick
Akin	Frelinghuysen	Neugebauer
Alexander	Galleghy	Nunes
Bachmann	Garrett (NJ)	Paul
Bachus	Gerlach	Pearce
Baker	Gilchrest	Pence
Barrett (SC)	Gingrey	Peterson (PA)
Bartlett (MD)	Gohmert	Petri
Barton (TX)	Goode	Pickering
Biggert	Goodlatte	Pitts
Bilbray	Granger	Platts
Bilirakis	Graves	Poe
Bishop (UT)	Hall (TX)	Porter
Blackburn	Hastert	Price (GA)
Blunt	Hastings (WA)	Pryce (OH)
Boehner	Hayes	Putnam
Bonner	Heller	Radanovich
Bono	Hensarling	Ramstad
Boozman	Herger	Regula
Boustany	Hobson	Rehberg
Brady (TX)	Hoekstra	Reichert
Brown (SC)	Hulshof	Renzi
Brown-Waite,	Hunter	Reynolds
Ginny	Inglis (SC)	Rogers (AL)
Buchanan	Issa	Rogers (KY)
Burgess	Jindal	Rogers (MI)
Burton (IN)	Johnson (IL)	Rohrabacher
Calvert	Johnson, Sam	Ros-Lehtinen
Camp (MI)	Jones (NC)	Roskam
Campbell (CA)	Jordan	Royce
Cannon	Keller	Ryan (WI)
Cantor	King (IA)	Sali
Capito	King (NY)	Saxton
Carter	Kingston	Schmidt
Castle	Kirk	Sensenbrenner
Chabot	Kline (MN)	Sessions
Coble	Kuhl (NY)	Shadegg
Cole (OK)	LaHood	Shays
Conaway	Lamborn	Shimkus
Crenshaw	Latham	Shuster
Cubin	LaTourette	Simpson
Davis (KY)	Lewis (CA)	Smith (NE)
Davis, David	Lewis (KY)	Smith (NJ)
Davis, Jo Ann	Linder	Smith (TX)
Davis, Tom	LoBiondo	Souder
Deal (GA)	Lucas	Stearns
Dent	Lungren, Daniel	Sullivan
Diaz-Balart, L.	E.	Tancredo
Diaz-Balart, M.	Mack	Terry
Doollittle	Manzullo	Tetro
Drake	McCarthy (CA)	Thornberry
Dreier	McCaul (TX)	Tiahrt
Duncan	McCotter	Tiberi
Ehlers	McCrery	Turner
Emerson	McHenry	Upton
English (PA)	McHugh	Walberg
Everett	McKeon	Walden (OR)
Fallin	McMorris	Walsh (NY)
Feeney	Rodgers	Wamp
Ferguson	Mica	Weldon (FL)
Flake	Miller (FL)	Weller
Forbes	Miller (MI)	Westmoreland
Fortenberry	Miller, Gary	Whitfield
Fossella	Murphy, Tim	
Foxx	Musgrave	

Wicker Wilson (SC) Young (AK)  
Wilson (NM) Wolf Young (FL)

NAYS—232

Abercrombie Grijalva Nadler  
Ackerman Gutierrez Napolitano  
Allen Hall (NY) Neal (MA)  
Altmire Hare Oberstar  
Andrews Harman Obey  
Arcuri Hastings (FL) Olver  
Baca Herseth Pallone  
Baird Higgins Pascrell  
Baldwin Hill Pastor  
Barrow Hinchey Payne  
Bean Hinojosa Pelosi  
Becerra Hirono Perlmutter  
Berkley Hodes Peterson (MN)  
Berman Holden Pomeroy  
Berry Holt Price (NC)  
Bishop (GA) Honda Rahall  
Bishop (NY) Hooley Rangel  
Blumenauer Hoyer Reyes  
Boren Insole Rodriguez  
Boswell Israel Ross  
Boucher Jackson (IL) Rothman  
Boyd (FL) Jackson-Lee Roybal-Allard  
Boyd (KS) (TX) Ruppertsberger  
Brady (PA) Jefferson Rush  
Braley (IA) Johnson (GA) Ryan (OH)  
Brown, Corrine Johnson, E. B. Salazar  
Butterfield Jones (OH) Sánchez, Linda  
Capps Kagen T.  
Capuano Kanjorski Sanchez, Loretta  
Cardoza Kaptur Sarbanes  
Carnahan Kennedy Schakowsky  
Carney Kildee Schiff  
Carson Kilpatrick Schwartz  
Castor Kind Scott (GA)  
Chandler Klein (FL) Scott (VA)  
Clarke Kucinich Serrano  
Clay Lampson Sestak  
Cleaver Langevin Shea-Porter  
Clyburn Lantos Sherman  
Cohen Larsen (WA) Shuler  
Conyers Larson (CT) Sires  
Cooper Lee Skelton  
Costa Levin Slaughter  
Costello Lewis (GA) Smith (WA)  
Courtney Lipinski Snyder  
Cramer Loeb sack Solis  
Crowley Lofgren, Zoe Space  
Cuellar Lowey Spratt  
Cummings Lynch Stark  
Davis (AL) Mahoney (FL) Stupak  
Davis (CA) Maloney (NY) Sutton  
Davis (IL) Markey Tanner  
Davis, Lincoln Marshall Tauscher  
DeFazio Matheson Taylor  
DeGette Matsui Thompson (CA)  
DeLahunt McCarthy (NY) Thompson (MS)  
DeLauro McCollum (MN) Tierney  
Dicks McDermott Towns  
Dingell McGovern Udall (CO)  
Doggett McIntyre Udall (NM)  
Donnelly McNerney Van Hollen  
Doyle McNulty Velázquez  
Edwards Meehan Visclosky  
Ellison Meek (FL) Walz (MN)  
Ellsworth Meeks (NY) Wasserman  
Emanuel Melancon Schultz  
Engel Michaud Waters  
Eshoo Millender McDonald  
Etheridge Watson Watt  
Farr Miller (NC) Waxman  
Fattah Miller, George Weiner  
Filner Mitchell Welch (VT)  
Frank (MA) Mollohan Wexler  
Giffords Moore (KS) Wilson (OH)  
Gillibrand Moore (WI) Woolsey  
Gonzalez Moran (VA) Wu  
Gordon Murphy (CT) Wynn  
Green, Al Murphy, Patrick Yarmuth  
Green, Gene Murtha

NOT VOTING—8

Buyer Knollenberg Norwood  
Culberson Marchant Ortiz  
Gillmor Moran (KS)

So the motion to recommit was not agreed to.

The question being put, viva voce,

Will the House agree to said resolution.

The SPEAKER pro tempore, Ms. LOFGREN of California, announced that the yeas had it.

Ms. SLAUGHTER demanded a recorded vote on agreeing to said resolution, which demand was supported by one-fifth of a quorum, so a recorded vote was ordered.

The vote was taken by electronic device.

It was decided in the { Yeas ..... 239  
affirmative ..... { Nays ..... 188

¶3.11 [Roll No. 13]

AYES—239

Abercrombie Gutierrez Nadler  
Ackerman Hare Napolitano  
Allen Harman Neal (MA)  
Altmire Hastings (FL) Oberstar  
Andrews Herseth Obey  
Arcuri Higgins Olver  
Baca Hill Pallone  
Baird Hinchey Pascrell  
Baldwin Hinojosa Pastor  
Barrow Hirono Payne  
Bean Hodes Pelosi  
Becerra Holden Perlmutter  
Berkley Holt Peterson (MN)  
Berman Honda Pomeroy  
Berry Hooley Porter  
Bishop (GA) Hoyer Price (NC)  
Bishop (NY) Rahall  
Blumenauer Insole  
Boren Israel Rangel  
Boswell Jackson (IL) Reyes  
Boucher Jackson-Lee Rodriguez  
Boyd (KS) (TX) Ross  
Brady (PA) Jefferson Rothman  
Braley (IA) Johnson (GA) Roybal-Allard  
Brown, Corrine Johnson, E. B. Ruppertsberger  
Butterfield Jones (NC) Rush  
Capps Jones (OH) Ryan (OH)  
Capuano Kagen Salazar  
Cardoza Kaptur Sánchez, Linda  
Carnahan Kildee T.  
Carnahan Kilpatrick Sarbanes  
Carney Schiff Schakowsky  
Carson Kind Schwartz  
Castor Klein (FL) Scott (GA)  
Chandler Kucinich Solis  
Clarke Lampson Space  
Cleaver Langevin Spratt  
Clyburn Lantos Stark  
Cohen Larsen (WA) Stupak  
Conyers Larson (CT) Sutton  
Cooper Lee Tauscher  
Costa Levin Slaughter  
Costello Lewis (GA) Smith (WA)  
Courtney Lipinski Snyder  
Cramer Loeb sack Solis  
Crowley Lofgren, Zoe Space  
Cuellar Lowey Spratt  
Cummings Lynch Stark  
Davis (AL) Mahoney (FL) Stupak  
Davis (CA) Maloney (NY) Sutton  
Davis (IL) Markey Tanner  
Davis, Lincoln Marshall Tauscher  
DeFazio Matheson Taylor  
DeGette Matsui Thompson (CA)  
DeLahunt McCarthy (NY) Thompson (MS)  
DeLauro McCollum (MN) Tierney  
Dicks McDermott Towns  
Dingell McGovern Udall (CO)  
Doggett McIntyre Udall (NM)  
Donnelly McNerney Van Hollen  
Doyle McNulty Velázquez  
Edwards Meehan Visclosky  
Ellison Meek (FL) Walz (MN)  
Ellsworth Meeks (NY) Wasserman  
Emanuel Melancon Schultz  
Engel Michaud Waters  
Etheridge Millender McDonald  
Farr Watson Watt  
Fattah Miller (NC) Waxman  
Filner Mitchell Weiner  
Frank (MA) Mollohan Wexler  
Giffords Moore (KS) Wilson (OH)  
Gillibrand Moore (WI) Woolsey  
Gonzalez Moran (VA) Wu  
Gordon Murphy (CT) Wynn  
Green, Al Murphy, Patrick Yarmuth  
Green, Gene Murtha

NOES—188

Aderholt Foxx Nunes  
Akin Franks (AZ) Paul  
Alexander Frelinghuysen Pearce  
Bachmann Gallegly Pence  
Bachus Garrett (NJ) Peterson (PA)  
Baker Gerlach Petri  
Barrett (SC) Gilchrest Pickering  
Bartlett (MD) Gingrey Pitts  
Barton (TX) Gohmert Platts  
Biggert Goode Poe  
Bilbray Goodlatte Price (GA)  
Bilirakis Granger Pryce (OH)  
Bishop (UT) Graves Putnam  
Blackburn Hall (TX) Radanovich  
Blunt Hastert Ramstad  
Boehner Hastings (WA) Regula  
Bonner Hayes Rehberg  
Bono Heller Reichert  
Boozman Hensarling Renzi  
Boustany Herger Reynolds  
Brady (TX) Hobson Rogers (AL)  
Brown (SC) Hoekstra Rogers (KY)  
Brown-Waite, Hulshof Rogers (MI)  
Ginny Hunter Rohrabacher  
Buchanan Inglis (SC) Ros-Lehtinen  
Burgess Issa Roskam  
Burton (IN) Jindal Royce  
Calvert Johnson (IL) Ryan (WI)  
Camp (MI) Johnson, Sam Sali  
Campbell (CA) Jordan Saxton  
Cannon Keller Schmidt  
Cantor King (IA) Sensenbrenner  
Capito King (NY) Sessions  
Carter Kingston Shadegg  
Castle Kirk Shays  
Chabot Kline (MN) Shimkus  
Coble Kuhl (NY) Shuster  
Cole (OK) LaHood Simpson  
Conaway Lamborn Smith (NE)  
Crenshaw Latham Smith (TX)  
Cubin LaTourette Souder  
Culberson Lewis (CA) Stearns  
Davis (KY) Lewis (KY) Sullivan  
Davis, David Linder Tancredo  
Davis, Jo Ann Lucas Terry  
Davis, Tom Lungren, Daniel  
Deal (GA) E. Thornberry  
Dent Manullo Tiahrt  
Diaz-Balart, L. McCarthy (CA) Tiberi  
Diaz-Balart, M. McCaul (TX) Turner  
Doolittle McCotter Upton  
Drake McCrery Walberg  
Dreier McHenry Walden (OR)  
Duncan McHugh Walsh (NY)  
Ehlers McKeon Wamp  
Emerson McMorris Weldon (FL)  
English (PA) Rodgers Westmoreland  
Everett Mica Whitfield  
Fallin Miller (FL) Wicker  
Feeney Miller (MI) Wilson (NM)  
Flake Miller, Gary Wilson (SC)  
Forbes Musgrave Wolf  
Fortenberry Myrick Young (AK)  
Fossella Neugebauer Young (FL)

NOT VOTING—8

Buyer Knollenberg Norwood  
Gillmor Marchant Ortiz  
Hall (NY) Moran (KS)

So the resolution was agreed to.  
A motion to reconsider the vote whereby said resolution was, by unanimous consent, laid on the table.

¶3.12 9/11 COMMISSION

Pursuant to section 507(b) of House Resolution 6, the House resumed proceedings on the bill (H.R. 1) to provide for the implementation of the recommendations of the National Commission on Terrorist Attacks Upon the United States.

When said bill was considered.

After debate,

Pursuant to section 507 of House Resolution 6, the previous question was ordered on the bill.

The bill was ordered to be engrossed and read a third time, was read a third time by title.

Ms. ROS-LEHTINEN moved to recommit the bill to the Committee on

Foreign Affairs with instructions to report the bill back to the House forthwith with the following amendments:

Page 191, after line 22, insert the following:

(a) STATEMENT OF POLICY.—The following shall be the policies of the United States:

(1) The responsibility for ensuring the security of the American people rests exclusively with the Government of the United States and may not be delegated in whole or in part to any international organization, agency, or tribunal or to the government of any other country.

(2) The freedom of the Government of the United States to act as it deems appropriate to ensure the security of the American people may not be limited by, or made dependent upon, the act or lack thereof, by any international organization, agency, or tribunal or by the government of any other country.

(3) The U.S. Constitution is the supreme law of the land and cannot be subordinated to, or superseded by, any act, or lack thereof, by any international organization, agency, or tribunal or by the government of any other country.

(4) In carrying out its responsibility for ensuring the security of the American people, the Government of the United States has sought and should continue to seek to enlist the cooperation and support of international organizations, agencies, and tribunals, including the United Nations and its affiliated organizations and agencies, as well as the governments of other countries; but no act taken by the Government of the United States regarding its responsibility to ensure the security of the American people may be deemed to require authorization, permission, or approval by any international organization, agency, or tribunal or by the government of any other country.

Page 191, line 23, redesignate subsection (a) as subsection (b).

Page 192, strike lines 10 through 12.

Page 192, line 13, redesignate paragraph (3) as paragraph (2).

Page 192, line 15, redesignate paragraph (4) as paragraph (3).

Page 193, strike lines 6 through 9.

Page 193, line 10, redesignate subsection (b) as subsection (c).

Page 193, line 14, redesignate subsection (c) as subsection (d).

Page 193, lines 23 to 24, strike "paragraph (4) of subsection (a)" and insert "paragraph (3) of subsection (b)".

Page 194, lines 2 to 3, strike "paragraphs (1), (2), (3), and (5) of subsection (a)" and insert "paragraphs (1) and (2) of subsection (b)".

Page 194, line 4, redesignate subsection (d) as subsection (e).

Page 194, line 9, strike "(a)" and insert "(b)".

After debate,

By unanimous consent, the previous question was ordered on the motion to recommit with instructions.

The question being put, viva voce,

Will the House recommit said bill with instructions?

The SPEAKER pro tempore, Mr. MURTHA, announced that the nays had it.

Ms. ROS-LEHTINEN demanded a recorded vote on agreeing to said motion, which demand was supported by one-fifth of a quorum, so a recorded vote was ordered.

The vote was taken by electronic device.

It was decided in the { Yeas ..... 198 negative ..... } Nays ..... 230

¶3.13 [Roll No. 14]

AYES—198

- Aderholt, Akin, Alexander, Bachmann, Bachus, Baker, Barrett (SC), Bartlett (MD), Barton (TX), Biggart, Bilbray, Billirakis, Bishop (UT), Blackburn, Blunt, Boehner, Bonner, Bono, Boozman, Boustany, Brady (TX), Brown (SC), Brown-Waite, Ginny, Buchanan, Burgess, Burton (IN), Calvert, Camp (MI), Campbell (CA), Cannon, Cantor, Capito, Carter, Castle, Chabot, Coble, Cole (OK), Conaway, Crenshaw, Cubin, Culberson, Davis (KY), Davis, David, Davis, Jo Ann, Davis, Tom, Deal (GA), Dent, Diaz-Balart, L., Diaz-Balart, M., Doollittle, Drake, Dreier, Duncan, Ehlers, Emerson, English (PA), Everett, Fallon, Feeney, Ferguson, Flake, Forbes, Fortenberry, Fossella, Foxx, Franks (AZ), Frelinghuysen, Gallegly, Garrett (NJ), Gerlach, Gilchrest, Gingrey, Gohmert, Goode, Goodlatte, Granger, Graves, Hall (TX), Hastert, Hastings (WA), Hayes, Heller, Hensarling, Herger, Hobson, Hoekstra, Hulshof, Hunter, Inglis (SC), Issa, Jindal, Johnson (IL), Johnson, Sam, Jones (NC), Jordan, Keller, King (IA), King (NY), Kingston, Kirk, Kline (MN), Kuhl (NY), LaHood, Lamborn, Latham, LaTourette, Lewis (CA), Lewis (KY), Linder, LoBiondo, Lucas, Lungren, Daniel E., Mack, Manzullo, Marshall, McCarthy (CA), McCaul (TX), McCotter, McCrery, McHenry, McHugh, McKeon, McMorris, Rodgers, Mica, Miller (FL), Miller (MI), Miller, Gary, Murphy, Tim, Musgrave, Myrick, Neugebauer, Nunes, Paul, Pearce, Pence, Peterson (PA), Petri, Pickering, Pitts, Platts, Poe, Porter, Price (GA), Pryce (OH), Putnam, Radanovich, Ramstad, Regula, Rehberg, Reichert, Renzi, Reynolds, Rogers (AL), Rogers (KY), Rogers (MI), Rohrabacher, Ros-Lehtinen, Roskam, Royce, Ryan (WI), Sali, Saxton, Schmidt, Sensenbrenner, Sessions, Shadegg, Shays, Shimkus, Shuster, Simpson, Smith (NE), Smith (NJ), Smith (TX), Souder, Stearns, Sullivan, Tancredo, Taylor, Terry, Thornberry, Tiahrt, Tiberi, Turner, Upton, Walberg, Walden (OR), Walsh (NY), Wamp, Weldon (FL), Weller, Westmoreland, Whitfield, Wicker, Wilson (NM), Wilson (SC), Wolf, Young (AK), Young (FL)

NOES—230

- Abercrombie, Ackerman, Allen, Altmire, Andrews, Arcuri, Baca, Baird, Baldwin, Barrow, Bean, Becerra, Berkley, Berman, Berry, Bishop (GA), Bishop (NY), Blumenauer, Boren, Boswell, Boucher, Boyd (FL), Boyd (KS), Brady (PA), Braley (IA), Brown, Corrine, Butterfield, Capps, Capuano, Cardoza, Carnahan, Carney, Carson, Castor, Chandler, Clarke, Clay, Cleaver, Clyburn, Cohen, Conyers, Cooper, Costa, Costello, Courtney, Cramer, Crowley, Cuellar, Cummings, Davis (AL), Davis (CA), Davis (IL), Davis, Lincoln, DeFazio, DeGette, Delahunt, DeLauro, Dicks, Dingell, Doggett, Donnelly, Doyle, Edwards, Ellison, Ellsworth, Emanuel, Engel, Eshoo, Etheridge, Farr, Fattah, Filner, Frank (MA), Giffords, Gillibrand, Gonzalez, Gordon, Green, Al, Green, Gene, Grijalva, Gutierrez, Hall (NY), Hare, Harman, Hastings (FL), Herseth, Higgins, Hill, Hinchey, Hinojosa, Hirono, Hodes, Holden, Holt, Honda, Hooley, Hoyer, Inslee, Israel, Jackson (IL), Jackson-Lee (TX), Jefferson, Johnson (GA), Johnson, E. B., Jones (OH), Kagen, Kanjorski, Kaptur, Kennedy, Kildee, Kilpatrick, Kind, Klein (FL), Kucinich, Lampson, Langevin, Lantos, Larsen (WA), Larson (CT), Lee, Levin, Lewis (GA), Lipinski, Loeb sack, Lofgren, Zoe, Lowey, Lynch, Mahoney (FL), Maloney (NY), Markey, Matheson, Matsui, McCarthy (NY), McCollum (MN), McDermott, McGovern, McIntyre, McNerney, McNulty, Meehan, Meek (FL), Meeks (NY), Melancon, Michaud, Millender-McDonald, Miller (NC), Miller, George, Mitchell, Mollohan, Moore (KS), Moore (WI), Moran (VA), Murphy (CT), Murphy, Patrick, Murtha, Nadler, Napolitano, Neal (MA), Oberstar, Obey, Olver, Pallone, Pascrell, Pastor, Payne, Pelosi, Perlmutter, Peterson (MN), Pomeroy, Price (NC), Rahall, Rangel, Reyes, Rodriguez, Ross, Rothman, Roybal-Allard, Ruppelberger, Rush, Ryan (OH), Salazar, Sanchez, Linda T., Sanchez, Loretta, Sarbanes, Schakowsky, Schiff, Schwartz, Scott (GA), Scott (VA), Serrano, Sestak, Shea-Porter, Sherman, Shuler, Sires, Skelton, Slaughter, Smith (WA), Snyder, Solis, Space, Spratt, Stark, Stupak, Sutton, Tanner, Tauscher, Thompson (CA), Thompson (MS), Tierney, Towns, Udall (CO), Udall (NM), Van Hollen, Velázquez, Visclosky, Walz (MN), Wasserman, Schultz, Waters, Watson, Watt, Waxman, Weiner, Welch (VT), Wexler, Wilson (OH), Woolsey, Wu, Wynn, Yarmuth

NOT VOTING—7

- Buyer, Gillmor, Knollenberg, Marchant, Moran (KS), Norwood, Ortiz

So the motion to recommit with instructions was not agreed to.

The question being put, viva voce,

Will the House pass said bill?

The SPEAKER pro tempore, Mr. MURTHA, announced that the yeas had it.

Mr. LANTOS demanded a recorded vote on passage of said bill, which demand was supported by one-fifth of a quorum, so a recorded vote was ordered.

The vote was taken by electronic device.

It was decided in the { Yeas ..... 299 affirmative ..... } Nays ..... 128

¶3.14 [Roll No. 15]

AYES—299

- Abercrombie, Ackerman, Alexander, Allen, Altmire, Andrews, Arcuri, Baca, Baird, Baldwin, Barrow, Bean, Becerra, Berkley, Berman, Berry, Bilirakis, Bishop (GA), Bishop (NY), Blumenauer, Bono, Boren, Boswell, Boucher, Boyd (FL), Boyd (KS), Boyd (PA), Braley (IA), Brown, Corrine, Brown-Waite, Ginny, Buchanan, Butterfield, Camp (MI), Capito, Capps, Capuano, Cardoza, Carnahan, Carney, Carson, Carter, Castle, Castor, Chabot, Chandler, Clarke, Clay

Cleaver	Johnson, E. B.	Price (NC)	Drake	Kline (MN)	Rehberg
Clyburn	Jones (NC)	Pryce (OH)	Dreier	Lamborn	Renzi
Cohen	Jones (OH)	Rahall	Duncan	Latham	Reynolds
Conyers	Kagen	Ramstad	Ehlers	Lewis (CA)	Rogers (KY)
Cooper	Kanjorski	Rangel	Emerson	Lewis (KY)	Rohrabacher
Costa	Kaptur	Regula	English (PA)	Linder	Royce
Costello	Keller	Reichert	Everett	Lucas	Sali
Courtney	Kennedy	Reyes	Fallin	Lungren, Daniel	Saxton
Cramer	Kildee	Rodriguez	Feehey	E.	Sensenbrenner
Crowley	Kilpatrick	Rogers (AL)	Flake	Manzullo	Sessions
Cuellar	Kind	Rogers (MI)	Forbes	McCarthy (CA)	Shadegg
Cummings	King (NY)	Ros-Lehtinen	Fox	McHenry	Shuster
Davis (AL)	Kirk	Roskam	Franks (AZ)	McKeon	Smith (NE)
Davis (CA)	Klein (FL)	Ross	Garrett (NJ)	Mica	Souder
Davis (IL)	Kucinich	Rothman	Gilchrest	Miller (FL)	Stearns
Davis, Lincoln	Kuhl (NY)	Roybal-Allard	Gingrey	Miller, Gary	Sullivan
DeFazio	LaHood	Ruppersberger	Gohmert	Musgrave	Tancredo
DeGette	Lampson	Rush	Goode	Myrick	Terry
Delahunt	Langevin	Ryan (OH)	Goodlatte	Neugebauer	Thornberry
DeLauro	Lantos	Ryan (WI)	Graves	Nunes	Tiahrt
Dent	Larsen (WA)	Salazar	Hastert	Paul	Walberg
Diaz-Balart, L.	Larson (CT)	Sánchez, Linda	Hensarling	Pearce	Wamp
Diaz-Balart, M.	LaTourette	T.	Herger	Pence	Weldon (FL)
Dicks	Lee	Sanchez, Loretta	Hoekstra	Peterson (PA)	Westmoreland
Dingell	Levin	Sarbanes	Hunter	Petri	Whitfield
Doggett	Lewis (GA)	Schakowsky	Inglis (SC)	Pickering	Wicker
Donnelly	Lipinski	Schiff	Issa	Pitts	Wilson (NM)
Doolittle	LoBiondo	Schmidt	Johnson, Sam	Poe	Wilson (SC)
Doyle	Loeb sack	Schwartz	Jordan	Price (GA)	Wolf
Edwards	Lofgren, Zoe	Scott (GA)	King (IA)	Putnam	Young (AK)
Ellison	Lowey	Scott (VA)	Kingston	Radanovich	Young (FL)
Ellsworth	Lynch	Serrano			
Emanuel	Mack	Sestak			
Engel	Mahoney (FL)	Shays	Buyer	Marchant	Norwood
Eshoo	Maloney (NY)	Shea-Porter	Gillmor	Moran (KS)	Ortiz
Etheridge	Markey	Sherman	Knollenberg	Moran (VA)	
Farr	Marshall	Shimkus			
Fattah	Matheson	Shuler			
Ferguson	Matsui	Simpson			
Filner	McCarthy (NY)	Sires			
Fortenberry	McCaul (TX)	Skelton			
Fossella	McCollum (MN)	Slughter			
Frank (MA)	McCotter	Smith (NJ)			
Frelinghuysen	McCrery	Smith (TX)			
Gallely	McDermott	Smith (WA)			
Gerlach	McGovern	Snyder			
Giffords	McHugh	Solis			
Gillibrand	McIntyre	Space			
Gonzalez	McMorris	Spratt			
Gordon	Rodgers	Stark			
Granger	McNerney	Stupak			
Green, Al	McNulty	Sutton			
Green, Gene	Meehan	Tanner			
Grijalva	Meek (FL)	Tauscher			
Gutierrez	Meeke (NY)	Taylor			
Hall (NY)	Melancon	Thompson (CA)			
Hall (TX)	Michaud	Thompson (MS)			
Hare	Millender-	Tiberi			
Harman	McDonald	Tierney			
Hastings (FL)	Miller (MI)	Towns			
Hastings (WA)	Miller (NC)	Turner			
Hayes	Miller, George	Udall (CO)			
Heller	Mitchell	Udall (NM)			
Herseth	Mollohan	Upton			
Higgins	Moore (KS)	Van Hollen			
Hill	Moore (WI)	Velázquez			
Hinchey	Murphy (CT)	Visclosky			
Hinojosa	Murphy, Patrick	Walden (OR)			
Hirono	Murphy, Tim	Walsh (NY)			
Hobson	Murtha	Walz (MN)			
Hodes	Nadler	Wasserman			
Holden	Napolitano	Schultz			
Holt	Neal (MA)	Waters			
Honda	Oberstar	Watson			
Hooley	Obey	Watt			
Hoyer	Olver	Waxman			
Hulshof	Pallone	Weiner			
Inslee	Pascrell	Welch (VT)			
Israel	Pastor	Weller			
Jackson (IL)	Payne	Wexler			
Jackson-Lee	Pelosi	Wilson (OH)			
(TX)	Perlmutter	Woolsey			
Jefferson	Peterson (MN)	Wu			
Jindal	Platts	Wynn			
Johnson (GA)	Pomeroy	Yarmuth			
Johnson (IL)	Porter				

## NOES—128

Aderholt	Blunt	Cantor
Akin	Boehner	Coble
Bachmann	Bonner	Cole (OK)
Bachus	Boozman	Conaway
Baker	Boustany	Crenshaw
Barrett (SC)	Brady (TX)	Cubin
Bartlett (MD)	Brown (SC)	Culberson
Barton (TX)	Burgess	Davis (KY)
Biggart	Burton (IN)	Davis, David
Bilbray	Calvert	Davis, Jo Ann
Bishop (UT)	Campbell (CA)	Davis, Tom
Blackburn	Cannon	Deal (GA)

Drake	Kline (MN)	Rehberg
Dreier	Lamborn	Renzi
Duncan	Latham	Reynolds
Ehlers	Lewis (CA)	Rogers (KY)
Emerson	Lewis (KY)	Rohrabacher
English (PA)	Linder	Royce
Everett	Lucas	Sali
Fallin	Lungren, Daniel	Saxton
Feehey	E.	Sensenbrenner
Flake	Manzullo	Sessions
Forbes	McCarthy (CA)	Shadegg
Fox	McHenry	Shuster
Franks (AZ)	McKeon	Smith (NE)
Garrett (NJ)	Mica	Souder
Gilchrest	Miller (FL)	Stearns
Gingrey	Miller, Gary	Sullivan
Gohmert	Musgrave	Tancredo
Goode	Myrick	Terry
Goodlatte	Neugebauer	Thornberry
Graves	Nunes	Tiahrt
Ryan (WI)	Paul	Walberg
Hastert	Pearce	Wamp
Hensarling	Pence	Weldon (FL)
Herger	Peterson (PA)	Westmoreland
Hoekstra	Petri	Whitfield
Hunter	Pickering	Wicker
Inglis (SC)	Pitts	Wilson (NM)
Issa	Poe	Wilson (SC)
Johnson, Sam	Price (GA)	Wolf
Jordan	Putnam	Young (AK)
King (IA)	Radanovich	Young (FL)
Kingston		

## NOT VOTING—8

Buyer	Marchant	Norwood
Gillmor	Moran (KS)	Ortiz
Knollenberg	Moran (VA)	

So the bill was passed

A motion to reconsider the vote whereby said bill was passed was, by unanimous consent, laid on the table.

*Ordered*, That the Clerk request the concurrence of the Senate in said bill.

### ¶3.15 COMMEMORATING THE LATE PRESIDENT GERALD R. FORD

Mr. DAVIS of Illinois, moved to suspend the rules and agree to the following resolution (H. Res. 15); as amended:

Whereas all American Presidents affect the history of the United States, but President Gerald Rudolph Ford leaves a legacy of leadership and service that will endure for years to come;

Whereas millions of men and women across America mourn the death of the 38th President of the United States;

Whereas Gerald R. Ford is the only person from the State of Michigan to have served as President of the United States;

Whereas Gerald R. Ford graduated from the University of Michigan with academic and athletic excellence;

Whereas Gerald R. Ford attended Yale University Law School and graduated in the top 25 percent of his class while also working as a football coach;

Whereas Gerald R. Ford joined the United States Navy Reserves in 1942 and served valiantly on the U.S.S. *Monterrey* in the Philippines during World War II;

Whereas the U.S.S. *Monterrey* earned 10 battle stars, awarded for participation in battle while Gerald R. Ford served on the ship;

Whereas Gerald R. Ford was released to inactive duty in 1946 with the rank of Lieutenant Commander;

Whereas in 1948, Gerald R. Ford was elected to the House of Representatives, where he served with integrity for 25 years;

Whereas Gerald R. Ford's contributions to the foreign operations and defense subcommittees of the Committee on Appropriations earned him a reputation as a "congressman's congressman";

Whereas in 1963, President Lyndon Johnson appointed Gerald R. Ford to the Warren Commission investigating the assassination of President John F. Kennedy;

Whereas from 1965 to 1973, Gerald R. Ford served as minority leader of the House of Representatives;

Whereas from 1974 to 1976, Gerald R. Ford served as the 38th President of the United States, taking office at a dark hour in the history of the United States and returning the faith of the people of the United States in the Presidency through his wisdom, courage, and integrity;

Whereas the Presidency of Gerald R. Ford is remembered for restoring trust and openness to the Presidency;

Whereas President Gerald R. Ford followed a steady, sensible course to cope with the Nation's economic problems and during his Administration halted double-digit inflation and lowered unemployment;

Whereas President Gerald R. Ford worked to solidify President Nixon's accomplishments in China, bring representatives of Israel and Egypt to the conference table, and provide developmental assistance to poor countries;

Whereas in 1975, under Gerald R. Ford's leadership, the United States signed the Final Act of the Conference on Security and Cooperation in Europe, commonly known as the "Helsinki Agreement", which ratified post-World War II European borders and supported human rights;

Whereas Gerald R. Ford, together with Betty Ford, was awarded the Congressional Gold Medal in 1999 in recognition of dedicated public service and outstanding humanitarian contributions to the people of the United States;

Whereas in 1999, Gerald R. Ford received the Medal of Freedom, the Nation's highest civilian award, for his role in guiding the Nation through the turbulent times of Watergate, the resignation of President Nixon, and the end of the Vietnam War, and for restoring integrity and public trust to the Presidency;

Whereas since leaving the Presidency, Gerald R. Ford has been an international ambassador of American goodwill, a noted scholar and lecturer, and a strong supporter of the Gerald R. Ford School of Public Policy at the University of Michigan, which was named for the former President in 1999; and

Whereas Gerald R. Ford's life has been characterized by honesty, integrity, and dedication of purpose: Now, therefore, be it

*Resolved*, That the House of Representatives—

(1) expresses its appreciation for the profound public service of President Gerald Rudolph Ford;

(2) tenders its deep sympathy to Betty Ford; to Michael, Jack, Steven, and Susan; and to the rest of the family of the former President; and

(3) directs the Clerk of the House to transmit a copy of this resolution to the family of President Gerald Rudolph Ford.

The SPEAKER pro tempore, Mr. ELLISON, recognized Mr. DAVIS of Illinois, and Mr. EHLERS, each for 20 minutes.

Pending consideration of said resolution, as amended.

On motion of Mr. DAVIS of Illinois, by unanimous consent, the time for debate was extended for one hour.

When said resolution, as amended, was considered.

After debate,

The question being put, *viva voce*,

Will the House suspend the rules and agree to said resolution, as amended?

The SPEAKER pro tempore, Mr. ELLISON, announced that two-thirds of the Members present had voted in the affirmative.

Mr. EHLERS demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Mr. ELLISON, pursuant to clause 8, rule XX, announced that further proceedings on the motion were postponed until Wednesday, January 10, 2007.

§3.16 SENATE BILL REFERRED

A bill of the Senate of the following title was taken from the Speaker's table and, under the rule, referred as follows:

S. 197. An Act to authorize salary adjustments for justices and judges of the United States for fiscal year 2007; to the Committee on the Judiciary.

§3.17 SENATE ENROLLED BILL SIGNED

The Speaker announced her signature to an enrolled bill of the Senate of the following title:

S. 159. An Act to redesignate the White Rocks National Recreation Area in the State of Vermont as the "Robert T. Stafford White Rocks National Recreation Area".

§3.18 LEAVE OF ABSENCE

By unanimous consent, leave of absence was granted—

To Mr. BUYER, for today and balance of the week;

To Mr. GILLMOR, for today; and

To Mr. ORTIZ, for today.

And then,

§3.19 ADJOURNMENT

On motion of Mr. MEEK of Florida, at 11 o'clock and 14 minutes p.m., the House adjourned.

§3.20 PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XII, public bills and resolutions were introduced and severally referred, as follows:

By Mr. ENGLISH of Pennsylvania (for himself, Mr. HAYES, and Mr. REYNOLDS):

H.R. 321. A bill to require the Secretary of the Treasury to analyze and report on the exchange rate policies of the People's Republic of China, and to require that additional tariffs be imposed on products of that country on the basis of the rate of manipulation by that country of the rate of exchange between the currency of that country and the United States dollar; to the Committee on Ways and Means.

By Mr. BARTLETT of Maryland (for himself, Mr. GINGREY, Mr. WELLER, Mr. CHABOT, Mr. DANIEL E. LUNGREN of California, Mr. LIPINSKI, Mr. DAVIS of Kentucky, Mr. LINCOLN DAVIS of Tennessee, Mr. FRANKS of Arizona, Mr. HUNTER, Mrs. MUSGRAVE, Mr. JONES of North Carolina, Mr. INGLIS of South Carolina, and Mr. GILCHREST):

H.R. 322. A bill to derive human pluripotent stem cell lines using techniques that do not harm human embryos; to the Committee on Energy and Commerce.

By Mr. BACHUS (for himself, Mr. FRANK of Massachusetts, Mrs. MALONEY of New York, Mr. GILLMOR, Mr. HENSARLING, Mr. MOORE of Kansas, Mrs. BIGGERT, Mr. JONES of North Carolina, Ms. WASSERMAN

SCHULTZ, Mr. SHAYS, Mr. FEENEY, Mr. HINOJOSA, Mr. PAUL, Mr. GARRETT of New Jersey, Mr. CLAY, Mr. RENZI, Mr. NEUGEBAUER, Mr. DAVIS of Kentucky, Mr. MCHENRY, Ms. HOOLEY, Mrs. MCCARTHY of New York, and Mr. MATHESON):

H.R. 323. A bill to amend section 5313 of title 31, United States Code, to reform certain requirements for reporting cash transactions, and for other purposes; to the Committee on Financial Services.

By Mr. MCKEON (for himself, Mr. MCCRERY, Mr. KLINE of Minnesota, Mrs. BIGGERT, Mr. TIBERI, Mr. FORTUÑO, Mrs. DRAKE, Mr. ENGLISH of Pennsylvania, Mr. LEWIS of Kentucky, Mr. PORTER, Mr. CAMP of Michigan, Mr. WELLER, Mr. HELLER, Mr. LINDER, Mr. MCCAUL of Texas, Mr. DANIEL E. LUNGREN of California, Mr. BAKER, Mrs. SCHMIDT, Mr. FRELINGHUYSEN, Mr. ADERHOLT, Mrs. JO ANN DAVIS of Virginia, Mr. CALVERT, Mr. BOOZMAN, Mr. FORTENBERRY, Mr. KIRK, and Mr. REHBERG):

H.R. 324. A bill to increase the minimum wage, to provide access to health care coverage to employees of small businesses, and to preserve American jobs; to the Committee on Education and Labor, and in addition to the Committee on Ways and Means, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. EHLERS (for himself and Mr. HINOJOSA):

H.R. 325. A bill to create or adopt, and implement, rigorous and voluntary American education content standards in mathematics and science covering kindergarten through grade 12, to provide for the assessment of student proficiency benchmarked against such standards, and for other purposes; to the Committee on Education and Labor.

By Mr. BUTTERFIELD:

H.R. 326. A bill to amend title XIX of the Social Security Act to require that each State plan for medical assistance under Medicaid provide that the financial participation of the State is 100 percent of the non-Federal share of expenditures under the plan; to the Committee on Energy and Commerce.

By Mr. BOSWELL (for himself, Mr. KIND, Ms. JACKSON-LEE of Texas, Mr. LIPINSKI, Mr. HINCHEY, Mr. ENGEL, Mr. ROSS, Mr. WEINER, Ms. WOOLSEY, Mr. SCHIFF, Mr. LINCOLN DAVIS of Tennessee, Mrs. CAPPS, Mr. BRADY of Pennsylvania, Mr. GUTIERREZ, Mrs. LOWEY, Mr. LANTOS, Ms. SCHWARTZ, Mr. MEEKS of New York, Mr. ORTIZ, Mr. NEAL of Massachusetts, Mr. MCGOVERN, Mr. RAHALL, Mr. SPRATT, Mr. BOUCHER, Mr. HONDA, Ms. MATSUI, Mr. MCINTYRE, Ms. WATERS, Mr. CRAMER, Mr. MOLLOHAN, Mr. WEXLER, Mr. MILLER of North Carolina, Mr. CROWLEY, Ms. MCCOLLUM of Minnesota, Ms. SCHAKOWSKY, Mr. MOORE of Kansas, Mr. RUPPERSBERGER, Mr. OLVER, Mr. COSTELLO, Mr. POMEROY, Mr. SALAZAR, Mrs. NAPOLITANO, Mr. LATHAM, Mr. MICHAUD, Mrs. MALONEY of New York, Mr. LANGEVIN, Mr. PASCRELL, Mrs. MCCARTHY of New York, Mr. STARK, Mr. EDWARDS, Mr. MORAN of Virginia, Mr. KING of Iowa, Mr. BERMAN, Mr. ETHERIDGE, Mr. LOEBSACK, Mr. MARSHALL, Mr. FILNER, Ms. CORRINE BROWN of Florida, Mr. MCDERMOTT, Mr. BRALEY of Iowa, Mr. KENNEDY, Mr. LARSON of Connecticut, Ms. ZOE LOFGREN of California, Mr. BAIRD, Mr. WATT, Mr. SHERMAN, Mr. TAYLOR, Mr. CHANDLER, Mr. BERRY, Mr. HOLDEN, Mr.

DONNELLY, Mr. HILL, Mr. BOYD of Florida, Mr. CARDOZA, Mr. MELANCON, Ms. HARMAN, Ms. BEAN, Mr. PETERSON of Minnesota, Mr. BACA, Mr. COSTA, Mr. MATHESON, Mr. BARROW, Mr. SCOTT of Georgia, Mr. SHULER, Mr. WILSON of Ohio, Mr. PATRICK MURPHY of Pennsylvania, Ms. HERSETH, Mr. MAHONEY of Florida, Mr. ELLSWORTH, Mr. HAYES, and Mr. WAMP):

H.R. 327. A bill to direct the Secretary of Veterans Affairs to develop and implement a comprehensive program designed to reduce the incidence of suicide among veterans; to the Committee on Veterans' Affairs.

By Ms. NORTON (for herself and Mr. TOM DAVIS of Virginia):

H.R. 328. A bill to provide for the treatment of the District of Columbia as a Congressional district for purposes of representation in the House of Representatives, and for other purposes; to the Committee on the Judiciary.

By Mr. BOUCHER (for himself and Mr. GOODE):

H.R. 329. A bill to amend title 40, United States Code, to designate certain counties as part of the Appalachian region; to the Committee on Transportation and Infrastructure.

By Ms. GINNY BROWN-WAITE of Florida:

H.R. 330. A bill to establish a Federal program to provide reinsurance to improve the availability of homeowners' insurance; to the Committee on Financial Services.

By Ms. GINNY BROWN-WAITE of Florida:

H.R. 331. A bill to direct the Secretary of Veterans Affairs to conduct a study of the accuracy of expiration dates on certain prescription drugs maintained by the Department of Veterans Affairs; to the Committee on Veterans' Affairs.

By Mr. CARTER:

H.R. 332. A bill to amend title II of the Social Security Act to provide that wages earned, and self-employment income derived, by individuals while such individuals were not citizens or nationals of the United States and were illegally in the United States shall not be credited for coverage under the old-age, survivors, and disability insurance program under such title; to the Committee on Ways and Means.

By Mr. MARSHALL:

H.R. 333. A bill to amend title 10, United States Code, to permit retired members of the Armed Forces who have a service-connected disability rated less than 50 percent to receive concurrent payment of both retired pay and veterans' disability compensation, to eliminate the phase-in period for concurrent receipt, to extend eligibility for concurrent receipt and combat-related special compensation to chapter 61 disability retirees with less than 20 years of service, and for other purposes; to the Committee on Armed Services, and in addition to the Committee on Veterans' Affairs, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. CASTLE:

H.R. 334. A bill to require the House of Representatives and the Senate to each establish a Subcommittee on Intelligence in the Committee on Appropriations, and for other purposes; to the Committee on Rules, and in addition to the Committee on Intelligence (Permanent Select), for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mrs. CUBIN:

H.R. 335. A bill to designate the facility of the United States Postal Service located at



152 North 5th Street in Laramie, Wyoming, as the "Gale W. McGee Post Office"; to the Committee on Oversight and Government Reform.

By Mrs. DAVIS of California:

H.R. 336. A bill to require the distribution by the National Technical Information Service of monthly updates of the Death Master List prepared by the Social Security Administration to all nationwide consumer reporting agencies, to require such consumer reporting agencies to maintain a permanent fraud alert in each file of a consumer whose name appears on the Death Master List, and for other purposes; to the Committee on Financial Services.

By Mrs. DAVIS of California (for herself and Mr. McDERMOTT):

H.R. 337. A bill to eliminate the unfair and disadvantageous treatment of cash military compensation other than basic pay under the supplemental security income benefits program; to the Committee on Ways and Means.

By Mr. DINGELL:

H.R. 338. A bill to improve communications interoperability for emergency response; to the Committee on Energy and Commerce.

By Mr. DUNCAN:

H.R. 339. A bill to amend title 38, United States Code, to improve access to medical services for veterans seeking treatment at Department of Veterans Affairs outpatient clinics with exceptionally long waiting periods; to the Committee on Veterans' Affairs.

By Mr. DUNCAN:

H.R. 340. A bill to amend title II of the Social Security Act to allow remarried widows, widowers, and surviving divorced spouses to become or remain entitled to widow's or widower's insurance benefits if the prior marriage was for at least 10 years; to the Committee on Ways and Means.

By Mr. DUNCAN:

H.R. 341. A bill to amend title II of the Social Security Act to provide for payment of lump-sum death payments upon the death of a spouse; to the Committee on Ways and Means.

By Mrs. EMERSON (for herself, Mr. AKIN, Mr. BLUNT, Mr. CARNAHAN, Mr. CLAY, Mr. CLEAVER, Mr. GRAVES, and Mr. HULSHOF):

H.R. 342. A bill to designate the United States courthouse located at 555 Independence Street, Cape Girardeau, Missouri, as the "Rush Hudson Limbaugh, Sr., United States Courthouse"; to the Committee on Transportation and Infrastructure.

By Mrs. EMERSON:

H.R. 343. A bill to amend the Internal Revenue Code of 1986 to allow a refundable credit to military retirees for premiums paid for coverage under Medicare Part B; to the Committee on Ways and Means.

By Mr. FEENEY (for himself, Mr. MARIO DIAZ-BALART of Florida, and Ms. GINNY BROWN-WAITE of Florida):

H.R. 344. A bill to ensure that Federal emergency management funds are not used for crisis counseling, recreation, or self-esteem building classes or instruction; to the Committee on Transportation and Infrastructure.

By Mr. HOEKSTRA:

H.R. 345. A bill to amend the Internal Revenue Code of 1986 to temporarily provide a shorter recovery period for the depreciation of certain systems installed in nonresidential buildings; to the Committee on Ways and Means.

By Mr. JONES of North Carolina (for himself, Mr. GONZALEZ, Mr. ACKERMAN, Mr. MCGOVERN, Mr. HAYES, Mr. LAHOOD, Ms. BORDALLO, Mr. ORTIZ, Mr. PICKERING, Mr. GALLEGLY, Mr. AKIN, Mr. RENZI, Mr. WHITFIELD, and Mr. ABERCROMBIE):

H.R. 346. A bill to redesignate the Department of the Navy as the Department of the

Navy and Marine Corps; to the Committee on Armed Services.

By Mr. JONES of North Carolina:

H.R. 347. A bill to amend the Federal Election Campaign Act of 1971 to require political committees which are associated but not affiliated with a Federal candidate or officeholder to include in the statements of organization and the reports such committees file with the Federal Election Commission the identification of each candidate or officeholder with which the committee is associated, and for other purposes; to the Committee on House Administration.

By Mr. JONES of North Carolina:

H.R. 348. A bill to amend title 5, United States Code, to provide that a Member of Congress convicted of any of certain felony offenses shall not be eligible for retirement benefits based on that individual's Member service, and for other purposes; to the Committee on House Administration, and in addition to the Committee on Oversight and Government Reform, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. KLINE of Minnesota:

H.R. 349. A bill to amend the Clean Air Act to require all gasoline sold for use in motor vehicles to contain 10 percent renewable fuel in the year 2010 and thereafter, and for other purposes; to the Committee on Energy and Commerce.

By Mr. KLINE of Minnesota:

H.R. 350. A bill to prohibit a convicted sex offender from obtaining approval of immigration petitions filed by the offender on behalf of family members; to the Committee on the Judiciary.

By Ms. LEE:

H.R. 351. A bill to establish the Independent Commission on the 2004 Coup d'Etat in the Republic of Haiti; to the Committee on Foreign Affairs.

By Ms. LEE:

H.R. 352. A bill to require poverty impact statements for certain legislation; to the Committee on Rules, and in addition to the Committee on the Budget, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. MARKEY (for himself, Mr. MEEHAN, Mr. GRIJALVA, Mr. DELAHUNT, Mr. MCGOVERN, and Mr. ABERCROMBIE):

H.R. 353. A bill to prohibit the use of funds for an escalation of United States forces in Iraq above the numbers existing as of January 9, 2007; to the Committee on Armed Services, and in addition to the Committee on Foreign Affairs, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mrs. MCCARTHY of New York:

H.R. 354. A bill to amend the Elementary and Secondary Education Act of 1965 to improve school safety; to the Committee on Education and Labor.

By Mrs. MCCARTHY of New York (for herself and Mr. DANIEL E. LUNGREN of California):

H.R. 355. A bill to direct the Attorney General to conduct a study on the feasibility of expanding the National Incident-Based Reporting System to identify crime data relating to elementary and secondary schools; to the Committee on the Judiciary.

By Mr. MCKEON:

H.R. 356. A bill to remove certain restrictions on the Mammoth Community Water District's ability to use certain property acquired by that District from the United States; to the Committee on Natural Resources.

By Mr. REHBERG (for himself, Ms. HERSETH, and Mrs. CUBIN):

H.R. 357. A bill to amend the Agricultural Marketing Act of 1946 to implement mandatory country of origin labeling requirements for meat and produce on September 30, 2007; to the Committee on Agriculture.

By Mr. REICHERT:

H.R. 358. A bill to amend title 38, United States Code, to expand and make permanent the Department of Veterans Affairs benefit for Government markers for marked graves of veterans buried in private cemeteries, and for other purposes; to the Committee on Veterans' Affairs.

By Ms. SOLIS:

H.R. 359. A bill to authorize the Secretary of the Interior to conduct a special resource study of sites associated with the life of Cesar Estarada Chavez and the farm labor movement; to the Committee on Natural Resources.

By Mrs. TAUSCHER (for herself, Mr. MEEHAN, and Mr. SPRATT):

H.R. 360. A bill to provide for counterproliferation measures; to the Committee on Foreign Affairs.

By Ms. LEE:

H. Con. Res. 19. Concurrent resolution affirming the sense of Congress regarding the obligation of the United States to improve the lives of the 36,950,000 Americans living in poverty and the 15,928,000 of those who live in extreme poverty; to the Committee on Oversight and Government Reform.

By Mr. SMITH of New Jersey (for himself, Mr. ENGEL, Mr. WALSH of New York, Mr. NEAL of Massachusetts, Mr. KING of New York, Mr. PAYNE, Mr. GARRETT of New Jersey, Mr. PALLONE, Mr. CROWLEY, Mr. McNULTY, and Mr. ROTHMAN):

H. Con. Res. 20. Concurrent resolution calling on the Government of the United Kingdom to immediately establish a full, independent, and public judicial inquiry into the murder of Northern Ireland defense attorney Patrick Finucane, as recommended by Judge Peter Cory as part of the Weston Park Agreement, in order to move forward on the Northern Ireland peace process; to the Committee on Foreign Affairs.

By Mr. ROTHMAN (for himself, Mr. KIRK, Mr. TOWNS, Mr. CROWLEY, Mr. ENGEL, Mrs. MCCARTHY of New York, Ms. SCHAKOWSKY, Mr. JOHNSON of Illinois, Mr. INGLIS of South Carolina, Mr. BURTON of Indiana, Ms. BERKLEY, Mr. SESSIONS, Mr. PATRICK MURPHY of Pennsylvania, Mr. FATTAH, Mr. CARNEY, Mr. McNULTY, Mr. KLEIN of Florida, Mr. MCCAULY of Texas, Mr. MANZULLO, Mr. ROHRBACHER, Mr. SAXTON, and Mr. LEWIS of Georgia):

H. Con. Res. 21. Concurrent resolution calling on the United Nations Security Council to charge Iranian President Mahmoud Ahmadinejad with violating the 1948 Convention on the Prevention and Punishment of the Crime of Genocide and the United Nations Charter because of his calls for the destruction of the State of Israel; to the Committee on Foreign Affairs.

By Mr. DREIER:

H. Res. 38. A resolution to enhance intelligence oversight authority; to the Committee on Rules.

By Ms. WASSERMAN SCHULTZ (for herself, Ms. CORRINE BROWN of Florida, Mr. STEARNS, Mr. BUCHANAN, Mr. MAHONEY of Florida, Mr. HASTINGS of Florida, Ms. GINNY BROWN-WAITE of Florida, Mr. WEXLER, Ms. CASTOR, Mr. MICA, and Mr. MARIO DIAZ-BALART of Florida):

H. Res. 39. A resolution commending the University of Florida Gators for their victory in the 2006 Bowl Championship Series (BCS) and for winning the national college



football championship; to the Committee on Education and Labor.

By Mr. MCHENRY (for himself, Mr. GERLACH, Mr. CARTER, Mr. WILSON of South Carolina, Mr. FEENEY, Mr. BOUSTANY, Mr. CANTOR, Mr. PRICE of Georgia, Mr. KLINE of Minnesota, Mr. CAMPBELL of California, Mr. BURTON of Indiana, Mr. HENSARLING, Mr. ISSA, Ms. GRANGER, Mr. GARRETT of New Jersey, Mr. COBLE, Mr. GINGREY, Mr. FRANKS of Arizona, and Mrs. SCHMIDT):

H. Res. 40. A resolution amending the Rules of the House of Representatives to establish a minority bill of rights to require the House to be administered in a bipartisan manner and to require regular order in the legislative process; to the Committee on Rules.

By Mr. MEEHAN (for himself, Mr. STARK, Mr. ALLEN, Mr. BLUMENAUER, Mrs. CAPPS, Mr. DEFAZIO, Mr. PAYNE, Ms. WOOLSEY, Mr. GRIJALVA, Ms. BALDWIN, Ms. MCCOLLUM of Minnesota, Mr. MARKEY, Mr. HONDA, Mr. CUMMINGS, Mr. KENNEDY, and Mrs. TAUSCHER):

H. Res. 41. A resolution expressing the sense of the House of Representatives that an increase in number of members of the United States Forces deployed in Iraq is the wrong course of action and that a drastic shift in the political and diplomatic strategy of the United States is needed to help secure and stabilize Iraq; to the Committee on Foreign Affairs, and in addition to the Committee on Armed Services, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. ORTIZ (for himself, Mr. HALL of Texas, Ms. EDDIE BERNICE JOHNSON of Texas, Mr. EDWARDS, Mr. GENE GREEN of Texas, Ms. JACKSON-LEE of Texas, Mr. DOGGETT, Mr. REYES, Mr. HINOJOSA, Mr. GONZALEZ, Mr. RODRIGUEZ, Mr. AL GREEN of Texas, Mr. CUELLAR, and Mr. LAMPSON):

H. Res. 42. A resolution recognizing Ann Richards' extraordinary contributions to Texas and American public life; to the Committee on Oversight and Government Reform.

By Mr. SIMPSON (for himself and Mr. SALI):

H. Res. 43. A resolution commending the Boise State University Broncos football team for winning the 2007 Fiesta Bowl and completing an undefeated season; to the Committee on Education and Labor.

By Mr. STEARNS (for himself, Ms. GINNY BROWN-WAITE of Florida, Mr. PUTNAM, Mr. LINCOLN DIAZ-BALART of Florida, Mr. CRENSHAW, Mr. MACK, Mr. BILIRAKIS, Mr. KLEIN of Florida, Ms. ROS-LEHTINEN, and Ms. CASTOR):

H. Res. 44. A resolution to commend the University of Florida Gators for winning the Bowl Championship Series National Championship Game; to the Committee on Education and Labor.

### 13.21 ADDITIONAL SPONSORS

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

H.R. 1: Mr. ENGEL, Mr. GONZALEZ, Mr. MOLLOHAN, and Mr. SHAYS.

H.R. 2: Mrs. DAVIS of California, Ms. CARSON, Mr. MOLLOHAN, Mr. GONZALEZ, Mr. COSTA, Mr. WELLER, and Mr. NEAL of Massachusetts.

H.R. 3: Mr. CRAMER, Mr. SCOTT of Virginia, Mr. MILLER of North Carolina, Mr. GONZALEZ, Mr. EDWARDS, Ms. CLARKE, and Ms. GINNY BROWN-WAITE of Florida.

H.R. 4: Mrs. LOWEY, Mr. MURPHY of Connecticut, Mr. CRAMER, Mr. TOWNS, Mr. MURTHA, Mr. GONZALEZ, and Mr. ENGEL.

H.R. 22: Mr. SMITH of Texas and Mr. MCINTYRE.

H.R. 25: Mr. MICA.

H.R. 35: Mr. BARTLETT of Maryland.

H.R. 36: Mr. HOLT, Mr. AL GREEN of Texas, Mr. WEXLER, and Mr. HINOJOSA.

H.R. 37: Mr. BARTLETT of Maryland, Mr. HINOJOSA, and Mr. HOLT.

H.R. 38: Mr. GENE GREEN of Texas.

H.R. 49: Mr. LAMBORN, Mr. PERLMUTTER, Mrs. MUSGRAVE, Mr. SALAZAR, Mr. TANCREDO, and Ms. DEGETTE.

H.R. 65: Mrs. BIGGERT, Mr. KUCINICH, Mr. EMANUEL, Mr. KANJOORSKI, Mr. CLEAVER, Mr. PAYNE, Mr. MEEKS of New York, Mr. CARDOZA, Mr. DAVIS of Kentucky, Mr. MATHESON, Mr. RUSH, Mr. CUMMINGS, Ms. BORDALLO, Mr. TAYLOR, Mr. MEEHAN, Mrs. TAUSCHER, Ms. LORETTA SANCHEZ of California, Mr. ROSS, Mr. SKELTON, Mr. WU, Mr. CRAMER, Mr. BOYD of Florida, Mr. RANGEL, Mr. MARKEY, Ms. KILPATRICK, Ms. CORRINE BROWN of Florida, Ms. BALDWIN, Mr. FRANK of Massachusetts, Mr. LARSON of Connecticut, Mr. GRIJALVA, Mr. MORAN of Virginia, Mr. DOGGETT, Mr. TIERNEY, Mr. LYNCH, Mr. RYAN of Ohio, Mr. SCOTT of Virginia, and Mr. DAVIS of Illinois.

H.R. 87: Mr. KIRK, Mr. PAUL, Mr. SESSIONS, Mrs. MYRICK, Mr. ENGLISH of Pennsylvania, Mr. PUTNAM, Mrs. BLACKBURN, and Mrs. JO ANN DAVIS of Virginia.

H.R. 91: Mr. LINCOLN DIAZ-BALART of Florida.

H.R. 92: Mr. GOODE and Mr. JONES of North Carolina.

H.R. 111: Mr. HERGER, Mr. HOBSON, Mr. WALDEN of Oregon, Mr. BERRY, Mr. ALLEN, Mr. MCHUGH, Mr. WOLF, Mr. SCOTT of Georgia, Mr. GEORGE MILLER of California, Mr. KUCINICH, Mrs. MUSGRAVE, Mr. MATHESON, and Mrs. JO ANN DAVIS of Virginia.

H.R. 123: Ms. ROYBAL-ALLARD.

H.R. 133: Mr. BURTON of Indiana.

H.R. 135: Mr. SESSIONS.

H.R. 137: Mr. MURTHA, Mr. EHLERS, Mr. KILDEE, Mr. RYAN of Ohio, Ms. HOOLEY, Mr. BURTON of Indiana, Mrs. BLACKBURN, Mr. PALLONE, Mr. DOYLE, Ms. NORTON, Mr. MCNUITY, Mr. CARDOZA, Mr. CUMMINGS, Mr. BOSWELL, Mr. MCCOTTER, Mr. NADLER, Mr. DICKS, Mr. WEINER, Ms. CORRINE BROWN of Florida, Mr. SCHIFF, Mr. CROWLEY, Mr. KNOLLENBERG, Mrs. LOWEY, Ms. MCCOLLUM of Minnesota, Mr. TOM DAVIS of Virginia, Mr. ACKERMAN, Mr. CLYBURN, Mrs. TAUSCHER, Mrs. MALONEY of New York, Ms. LEE, Ms. MATSUI, Ms. SCHWARTZ, Ms. WASSERMAN SCHULTZ, Mr. DEFAZIO, Mrs. BIGGERT, Mr. POMEROY, Mr. DELAHUNT, Mr. HIGGINS, Mr. VAN HOLLEN, Ms. WOOLSEY, Mr. WILSON of South Carolina, Ms. BERKLEY, Mrs. CAPPS, Mr. ENGEL, Ms. LORETTA SANCHEZ of California, Mr. BECERRA, Mrs. JO ANN DAVIS of Virginia, Mr. BAIRD, Mr. BOOZMAN, Mr. WEXLER, Ms. DELAURO, and Mr. CLAY.

H.R. 157: Mr. GONZALEZ.

H.R. 171: Mrs. CHRISTENSEN and Mr. KUCINICH.

H.R. 190: Mr. GARRETT of New Jersey.

H.R. 191: Mr. GARRETT of New Jersey.

H.R. 192: Mr. GARRETT of New Jersey.

H.R. 195: Mr. GARRETT of New Jersey.

H.R. 211: Mr. HONDA, Mrs. BONO, Mr. MCGOVERN, Mr. WU, Mr. STUPAK, Mr. PATRICK MURPHY of Pennsylvania, Mr. KNOLLENBERG, Mr. GONZALEZ, Mr. LINCOLN DIAZ-BALART of Florida, and Mr. BOUSTANY.

H.R. 223: Mrs. MUSGRAVE.

H.R. 232: Mr. SULLIVAN, Mrs. JO ANN DAVIS of Virginia, Mr. PAUL, Mr. SESSIONS, Ms. FOX, Mr. EDWARDS, Mr. MCCOTTER, Mr. FLAKE, Mr. SENSENBRENNER, Mr. KIRK, Mr. TIAHRT, Mr. NORWOOD, Mr. ROGERS of Michigan, Mr. MCHUGH, Mr. WALDEN of Oregon, Mr. PITTS, Mrs. MYRICK, Mr. ENGLISH of

Pennsylvania, Mr. GERLACH, and Mr. FORTENBERRY.

H.R. 239: Mr. POE, Mr. TIM MURPHY of Pennsylvania, and Mr. SHAYS.

H.R. 241: Mrs. MUSGRAVE.

H.R. 250: Mr. SAXTON.

H.R. 278: Mr. GONZALEZ, Mr. MCGOVERN, Mr. MICHAUD, Mr. MCHUGH, and Mr. GORDON.

H.R. 290: Mr. MCCOTTER.

H.R. 312: Mr. MCCOTTER.

H.R. 315: Mr. MOORE of Kansas and Ms. FOXX.

H.J. Res. 4: Mr. BAIRD and Mr. DELAHUNT.

H. Con. Res. 9: Ms. WOOLSEY, Mr. FRANK of Massachusetts, Mrs. MCCARTHY of New York, Mr. DAVIS of Alabama, Mrs. CHRISTENSEN, Mr. SERRANO, Mr. LEWIS of Georgia, and Ms. WATERS.

H. Res. 12: Mr. LINDER and Mr. INGLIS of South Carolina.

H. Res. 24: Mr. MILLER of North Carolina, Mr. SIRES, Mr. DAVIS of Illinois, and Mr. FARR.

H. Res. 29: Mr. CARDOZA, Mr. SHERMAN, Mr. EHLERS, and Ms. ZOE LOFGREN of California.

*[Filed on January 10, 2007]*

H.R. 2: Mr. BISHOP of Georgia.

H.R. 3: Mr. BISHOP of Georgia.

H.R. 16: Mr. SAXTON and Ms. WOOLSEY.

H.R. 19: Mr. ALEXANDER, Mr. CAMPBELL of California, and Mr. BLUNT.

H.R. 25: Mr. HASTERT.

H.R. 56: Ms. BORDALLO.

H.R. 65: Mr. STUPAK, Mr. DOYLE, Mr. MARSHALL, Mr. DELAHUNT, Mr. GILCHREST, Mr. LINCOLN DAVIS of Tennessee, Mr. WEINER, Mr. UDALL of New Mexico, Mr. PETERSON of Minnesota, Ms. ROYBAL-ALLARD, Mr. NEAL of Massachusetts, Mr. DEFAZIO, Mr. LIPINSKI, Mr. KIND, Mr. MEEK of Florida, Mr. VAN HOLLEN, Mr. LARSEN of Washington, Mr. PALLONE, Ms. LINDA T. SANCHEZ of California, Ms. SCHWARTZ, Mr. CAPUANO, Mr. BLUMENAUER, Mr. SNYDER, Mr. BERRY, Mr. AKIN, Mr. COOPER, Mr. SMITH of Washington, Mr. UDALL of Colorado, Mr. NADLER, Mr. COBLE, Mr. ENGLISH of Pennsylvania, Mr. PLATTS, Mr. BAIRD, Mr. GORDON, Mr. MOLLOHAN, Mr. GUTIERREZ, Mrs. MALONEY of New York, Mr. BRADY of Pennsylvania, Mr. WAXMAN, Mr. ALLEN, Mr. THOMPSON of Mississippi, Mr. DAVIS of Alabama, Mr. WYNN, Mr. JACKSON of Illinois, Ms. WATSON, Mr. MOORE of Kansas, Mr. COLE of Oklahoma, Mr. MARIO DIAZ-BALART of Florida, Mr. HOLT, Mrs. MCCARTHY of New York, Mr. RODRIGUEZ, Mr. REYES, and Mr. HASTINGS of Florida.

H.R. 92: Mr. TERRY, and Mr. PORTER.

H.R. 101: Mr. SMITH of Washington, Mr. MORAN of Virginia, and Mr. VAN HOLLEN.

H.R. 111: Mr. PASCRELL, Mr. YOUNG of Florida, Mr. BISHOP of Georgia, Mr. DICKS, Mr. CRAMER, and Mr. SOUDER.

H.R. 137: Mr. GEORGE MILLER of California, Mr. SOUDER, Mr. CASTLE, Mr. CHABOT, Mr. EVERETT, Mr. HALL of Texas, Mr. HERGER, Mr. KELLER, Mr. MANZULLO, Mr. MCHUGH, Mrs. MILLER of Michigan, Mr. REGULA, Mr. WALDEN of Oregon, Mr. FRELINGHUYSEN, Mr. INSLEE, Ms. LINDA T. SANCHEZ of California, Mr. HOLDEN, Mr. HONDA, Mr. SHERMAN, Mr. THOMPSON of California, Mr. RUPPERS BERGER, Mr. VISCLOSKEY, Mr. REYES, Mr. HINCHEY, Mr. WHITFIELD, Mr. LIPINSKI, Mr. HOLT, Mr. MCKEON, Mr. FILNER, Mr. SNYDER, Mr. WAXMAN, Mr. RAMSTAD, Mrs. NAPOLITANO, Mr. INGLIS of South Carolina, Mr. FRANK of Massachusetts, Mr. BACA, Ms. BEAN, Mr. HASTINGS of Florida, Mr. KIND, Mr. GENE GREEN of Texas, Ms. ZOE LOFGREN of California, Mr. WU, Mr. OBERSTAR, Ms. ESHOO, Mrs. EMERSON, Mrs. BONO, Mrs. CUBIN, Mr. GILLMOR, Mr. GINGREY, Mr. HOBSON, Mr. LATOURETTE, Mr. LEWIS of Kentucky, Mrs. McMORRIS RODGERS, Mrs. MUSGRAVE, Mrs. MYRICK, Mr. ROTHMAN, Mr. GRIJALVA, Mr. LANTOS, Mr. AKIN, Mr.

FORBES, Mr. HOEKSTRA, Mr. LOBIONDO, Mr. MICA, Mr. PETERSON of Pennsylvania, Mr. REHBERG, Mr. TANCREDO, Mr. TIAHRT, Mr. SERRANO, Ms. ROYBAL-ALLARD, Mr. JACKSON of Illinois, Mr. ROGERS of Michigan, Ms. JACKSON-LEE of Texas, Mr. ENGLISH of Pennsylvania, Mr. SMITH of Texas, Mr. PUTNAM, Mr. RENZI, Mr. LATHAM, Mr. PENCE, and Mr. MCDERMOTT.

H.R. 211: Mr. SOUDER, Mr. RAMSTAD, Mr. JINDAL, and Ms. BALDWIN.

H.R. 226: Mr. ROGERS of Alabama and Mr. BILBRAY.

H.R. 229: Mr. TERRY.

H.R. 237: Mr. MCHUGH.

H.R. 248: Mr. BACHUS.

H.R. 281: Mr. FILNER.

H.R. 294: Mr. JONES of North Carolina.

H.R. 324: Mr. PETRI, Mr. MARCHANT, Mr. JINDAL, Mr. BOUSTANY, Mr. RENZI, and Mr. MCCARTHY of California.

H.R. 353: Mr. DEFAZIO, Ms. DELAURO, Mr. MCDERMOTT, and Mr. HINGHEY.

H.J. Res. 1: Mr. BAKER, Mr. BOOZMAN, Mr. CRENSHAW, Mr. GINGREY, Mr. HUNTER, Mr. JINDAL, Mr. MCCOTTER, Mr. PUTNAM, Mr. SCOTT of Georgia, and Mr. WALDEN of Oregon.

H. Con. Res. 9: Mr. WAXMAN, Mr. BISHOP of Georgia, Mr. BLUMENAUER, Mr. HOLT, Mr. VAN HOLLEN, Mr. MITCHELL, Ms. KAPTUR, Mrs. LOWEY, and Mr. CAPUANO.

H. Res. 15: Mr. COHEN, Mrs. MALONEY of New York, Mr. DANIEL E. LUNGREN of California, Mr. REGULA, Mr. LATOURETTE, Mr. BERMAN, Mr. LANTOS, Mr. SENSENBRENNER, Mr. HARE, Mr. CANNON, Mr. GALLEGLY, Mr. DUNCAN, Mr. BROWN of South Carolina, Mr. LEWIS of Kentucky, Mr. ROGERS of Kentucky, Mr. BILBRAY, Mr. LEWIS of California, Mr. DREIER, Mr. MCKEON, Mr. DOOLITTLE, Mr. WALDEN of Oregon, Mr. TIBERI, Mr. COBLE, Mr. WALSH of New York, Mr. BOOZMAN, Mr. NUNES, Mr. REYNOLDS, Mr. YOUNG of Florida, Mr. PLATTS, Mr. RADANOVICH, Mr. FARR, Mrs. EMERSON, Ms. ROYBAL-ALLARD, Mr. SKELTON, Ms. HARMAN, Ms. LORETTA SANCHEZ of California, Ms. ZOE LOFGREN of California, Mr. ROYCE, and Mr. ISSA.

H. Res. 18: Mr. LINDER, Mr. POE, Mrs. MYRICK, Ms. FOXF, and Mr. CONAWAY.

H. Res. 24: Mr. ENGLISH of Pennsylvania and Mr. CAPUANO.

H. Res. 39: Mr. MACK, Mr. LINCOLN DIAZ-BALART of Florida, and Ms. ROS-LEHTINEN.

H. Res. 41: Mr. INSLIEE, Mr. FRANK of Massachusetts, Mr. FATTAH, Ms. LEE, Mr. CONYERS, Mr. MORAN of Virginia, Ms. JACKSON-LEE of Texas, Mr. WU, and Mr. ABERCROMBIE.

H. Res. 44: Ms. WASSERMAN SCHULTZ, Mr. MILLER of Florida, Mr. KELLER, and Mr. BOYD of Florida.

## WEDNESDAY, JANUARY 10, 2007 (4)

### ¶4.1 APPOINTMENT OF SPEAKER PRO TEMPORE

The House was called to order by the SPEAKER pro tempore, Mr. HASTINGS of Florida, who laid before the House the following communication:

WASHINGTON, DC.

January 10, 2007.

I hereby appoint the Honorable ALCEE L. HASTINGS to act as Speaker pro tempore on this day.

NANCY PELOSI,

*Speaker of the House of Representatives.*

### ¶4.2 APPROVAL OF THE JOURNAL

The SPEAKER pro tempore, Mr. HASTINGS of Florida, announced he had examined and approved the Journal of the proceedings of Tuesday, January 9, 2007.

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

### ¶4.3 COMMUNICATIONS

Executive and other communications, pursuant to clause 8, rule XII, were referred as follows:

87. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Safety Zone; Live Fire Gun Exercise, Lake Erie [CGD09-06-010] (RIN: 1625-AA00) received December 21, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

88. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Safety Zone; Live Fire Gun Exercise, Lake Michigan [CGD09-06-011] (RIN: 1625-AA00) received December 21, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

89. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Safety and Security Zones; LPG/C HAVIS, Casco Bay and Portland Harbor, Sector Northern New England, Captain of the Port Zone [CGD01-06-002] (RIN: 1625-AA00) received December 21, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

90. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Safety Zone; San Francisco Bay and Carquinez Strait, California [COTP San Francisco Bay 06-014] (RIN: 1625-AA00) received December 21, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

91. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Safety Zone; Coast Guard Festival Water Ski Show, Grand Haven, Michigan [CGD09-06-131] (RIN: 1625-AA00) received December 21, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

92. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Safety Zone: Point O'Woods Fire Company Fireworks, Great South Bay, Point O'Woods, NY [CGD01-06-081] (RIN: 1625-AA00) received December 21, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

93. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Safety Zone: Marion Fourth of July Fireworks, Sippican Harbor, Marion, Massachusetts [CGD01-06-038] (RIN: 1625-AA00) received December 21, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

94. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Safety Zone: Barnstable Fireworks Display, Lewis Bay, Hyannis, Massachusetts [CGD01-06-046] (RIN: 1625-AA00) received December 21, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

95. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Safety Zone: Nan-

tucket Independence Day Celebration, Nantucket Sound in the vicinity of Jetties Beach, Nantucket, Massachusetts [CGD01-06-053] (RIN: 1625-AA00) received December 21, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

96. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Safety Zone: Falmouth Independence Day Fireworks, Vineyard Sound, Falmouth, Massachusetts [CGD01-06-044] (RIN: 1625-AA00) received December 21, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

97. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Safety Zone: Provincetown Fourth of July Fireworks, Provincetown Harbor, Provincetown, Massachusetts [CGD01-06-043] (RIN: 1625-AA00) received December 21, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

98. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Safety Zone: Oyster Harbors Club 4th of July Festival, Tim's Cove, North Bay, Osterville, Massachusetts [CGD01-06-040] (RIN: 1625-AA00) received December 21, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

99. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Safety Zone: Salem Celebrates the 4th Fireworks, Salem, MA [CGD01-06-036] (RIN: 1625-AA00) received December 21, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

100. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Safety Zone: City of Lynn Fourth of July Fireworks Display, Nahant Bay, MA [CGD1-06-032] (RIN: 1625-AA00) received December 21, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

101. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Safety Zone: Gloucester Fourth of July Fireworks, Gloucester, Massachusetts [CGD01-06-072] (RIN: 1625-AA00) received December 21, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

102. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Safety Zone: Town of Weymouth Fourth of July Celebration Fireworks Display, Weymouth, MA [CGD1-06-012] (RIN: 1625-AA00) received December 21, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

103. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Safety Zone: Beverly Farms — Prides Crossing Fourth of July Celebration Fireworks, Beverly Farms, Massachusetts [CGD01-06-086] (RIN: 1625-AA00) received December 21, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

104. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Safety Zone: Tennessee River, Mile Markers 468.5 to 470.0,

Chattanooga, TN [COTP Ohio Valley 06-032] (RIN: 1625-AA00) received December 21, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

105. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Safety Zone; Kanawha River Mile 58 to 59.2, Charleston, WV [COTP Ohio Valley 06-030] (RIN: 1625-AA00) received December 21, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

106. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Safety Zone; Sabine-Neches Canal, Sabine River, Orange, TX [COTP Port Arthur-13-006] (RIN: 1625-AA00) received December 21, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

107. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Safety Zone; Gulfport Commercial Small Boat Harbor, Gulfport, MS [COTP Mobile-05-042] (RIN: 1625-AA00) received December 21, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

108. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Safety Zone; San Francisco Bay, CA, Alviso Slough [COTP San Francisco Bay 06-011] (RIN: 1625-AA00) received December 21, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

109. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Safety Zone Regulations; Tampa Bay, FL [COTP St. Petersburg 06-033] (RIN: 1625-AA00) received December 21, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

110. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Safety Zone; Indian River, Cocoa, FL [COTP Jacksonville 06-031] (RIN: 1625-AA00) received December 21, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

111. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Safety Zone; Apra Harbor and Adjacent Waters, GU [COTP Guam 06-006] (RIN: 1625-AA00) received December 21, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

112. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Safety Zone; Brooklyn Basin, Oakland, California [COTP San Francisco Bay 06-005] (RIN: 1625-AA00) received December 21, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

113. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Safety Zone Regulations, Obstruction to Navigation, Harbor Island Reach, Seattle [CGD13-06-005] (RIN: 1625-AA00) received December 21, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

114. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the De-

partment's final rule — Safety Zone Regulations; Tampa Bay, FL [COTP St. Petersburg 06-024] (RIN: 1625-AA00) received December 21, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

115. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Safety Zone; Ft. Meyers Beach, FL [COTP St. Petersburg 06-047] (RIN: 1625-AA00) received December 21, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

116. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Safety Zone; Cuyahoga River, Cleveland, Ohio, West Third Street Bridge installment process [CGD09-06-014] (RIN: 1625-AA00) received December 21, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

117. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Safety Zone; Gulf of Mexico, South of Wiggins Pass, FL [COTP St. Petersburg 06-014] (RIN: 1625-AA00) received December 21, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

118. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Safety Zone; Ft. Meyers Beach, FL [COTP St. Petersburg 06-017] (RIN: 1625-AA00) received December 21, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

119. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Safety Zone; San Francisco Bay and Carquinez Strait, California [COTP San Francisco Bay 06-004] (RIN: 1625-AA00) received December 21, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

120. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Safety Zone; Apra Harbor, GU [COTP Guam 06-001] (RIN: 1625-AA00) received December 21, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

121. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Safety Zone; Tampa Bay, FL [COTP St. Petersburg 06-009] (RIN: 1625-AA00) received December 21, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

122. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Safety Zone; Tampa Bay, FL [COTP St. Petersburg 06-010] (RIN: 1625-AA00) received December 21, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

123. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Safety Zone; St. Petersburg [COTP St. Petersburg 06-028] (RIN: 1625-AA00) received December 21, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

124. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Safety Zone; St. Pe-

tersburg [COTP St. Petersburg 06-013] (RIN: 1625-AA00) received December 21, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

125. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Safety Zone; St. Petersburg [COTP St. Petersburg 06-032] (RIN: 1625-AA00) received December 21, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

126. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Safety Zone; Live-Fire Gun Exercise, Lake Superior [CGD09-06-016] (RIN: 1625-AA00) received December 21, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

127. A letter from the Chair of the Board of Directors, Office of Compliance, transmitting the biennial report on the applicability to the legislative branch of federal law relating to terms and conditions of employment and access to public services and accommodations, pursuant to section 102(b)(2) of the Congressional Accountability Act of 1995, pursuant to 2 U.S.C. 1302; jointly to the Committees on House Administration and Education and Labor.

#### 4.4 COMMITTEE ELECTION—MINORITY

Mr. MCKEON, by direction of the Republican Conference, submitted the following privileged resolution (H. Res. 45):

*Resolved*, That the following named members be and are hereby elected to the following standing committees of the House of Representatives:

(1) COMMITTEE ON AGRICULTURE.—Mr. Everett, Mr. Lucas, Mr. Moran of Kansas, Mr. Hayes, Mr. Johnson of Illinois, Mr. Graves, Mr. Bonner, Mr. Rogers of Alabama, Mr. King of Iowa, Mrs. Musgrave, Mr. Neugebauer, Mr. Boustany, Mr. Kuhl of New York, Ms. Foxx, Mr. Conaway, Mr. Fortenberry, Mrs. Schmidt, Mr. Smith of Nebraska, Mr. McCarthy of California, and Mr. Walberg.

(2) COMMITTEE ON ARMED SERVICES.—Mr. Saxton, Mr. McHugh, Mr. Everett, Mr. Bartlett of Maryland, Mr. McKeon, Mr. Thornberry, Mr. Jones of North Carolina, Mr. Hayes, Mr. Calvert, Mrs. Jo Ann Davis of Virginia, Mr. Akin, Mr. Forbes, Mr. Miller of Florida, Mr. Wilson of South Carolina, Mr. LoBiondo, Mr. Cole of Oklahoma, Mr. Bishop of Utah, Mr. Turner, Mr. Kline, Mrs. Miller of Michigan, Mr. Gingrey, Mr. Rogers of Alabama, Mr. Franks of Arizona, Mrs. Drake, Ms. McMorris Rodgers, Mr. Conaway, and Mr. Davis of Kentucky.

(3) COMMITTEE ON EDUCATION AND LABOR.—Mr. Petri, Mr. Hoekstra, Mr. Castle, Mr. Souder, Mr. Ehlers, Mrs. Biggert, Mr. Platts, Mr. Keller, Mr. Wilson of South Carolina, Mr. Kline, Mr. Inglis of South Carolina, Mrs. McMorris Rodgers, Mr. Marchant, Mr. Price of Georgia, Mr. Fortuño, Mr. Boustany, Ms. Foxx, Mr. Kuhl of New York, Mr. Bishop of Utah, Mr. David Davis of Tennessee, and Mr. Walberg.

(4) COMMITTEE ON ENERGY AND COMMERCE.—Mr. Hall, Mr. Hastert, Mr. Upton, Mr. Stearns, Mr. Deal of Georgia, Mr. Whitfield, Mr. Norwood, Mrs. Cubin, Mr. Shimkus, Mrs. Wilson of New Mexico, Mr. Shadegg, Mr. Pickering, Mr. Fossella, Mr. Buyer, Mr. Radanovich, Mr. Pitts, Mrs. Bono, Mr. Walden of Oregon, Mr. Terry, Mr. Ferguson, Mr. Rogers of Michigan, Mrs. Myrick, Mr. Sullivan, Mr. Murphy, and Mr. Burgess.

(5) COMMITTEE ON FINANCIAL SERVICES.—Mr. Baker, Ms. Pryce of Ohio, Mr. Castle, Mr. King of New York, Mr. Royce, Mr. Lucas, Mr.

Paul, Mr. Gillmor, Mr. LaTourette, Mr. Manzullo, Mr. Jones of North Carolina, Mrs. Biggert, Mr. Shays, Mr. Gary G. Miller of California, Mrs. Capito, Mr. Feeney, Mr. Hensarling, Mr. Garrett of New Jersey, Ms. Ginny Brown-Waite of Florida, Mr. Barrett of South Carolina, Mr. Renzi, Mr. Gerlach, Mr. Pearce, Mr. Neugebauer, Mr. Price of Georgia, Mr. Davis of Kentucky, Mr. McHenry, Mr. Campbell of California, Mr. Putnam, Mrs. Blackburn, Mrs. Bachmann, and Mr. Roskam.

(6) COMMITTEE ON OVERSIGHT AND GOVERNMENT REFORM.—Mr. Burton of Indiana, Mr. Shays, Mr. McHugh, Mr. Mica, Mr. Souder, Mr. Platts, Mr. Cannon, Mr. Duncan, Mr. Turner, Mr. Issa, Mr. Marchant, Mr. Westmoreland, Mr. McHenry, Ms. Foxx, Mr. Bilbray, and Mr. Sali.

(7) COMMITTEE ON HOMELAND SECURITY.—Mr. Smith of Texas, Mr. Shays, Mr. Souder, Mr. Tom Davis of Virginia, Mr. Daniel E. Lungren of California, Mr. Rogers of Alabama, Mr. Jindal, Mr. Reichert, Mr. McCaul of Texas, Mr. Dent, Ms. Ginny Brown-Waite of Florida, Mrs. Blackburn, Mr. Bilirakis, and Mr. David Davis of Tennessee.

(8) COMMITTEE ON FOREIGN AFFAIRS.—Mr. Smith of New Jersey, Mr. Burton of Indiana, Mr. Gallegly, Mr. Rohrabacher, Mr. Royce, Mr. Chabot, Mr. Manzullo, Mr. Tancredo, Mr. Paul, Mr. Flake, Mrs. Jo Ann Davis of Virginia, Mr. Pence, Mr. McCotter, Mr. Wilson of South Carolina, Mr. Boozman, Mr. Barrett of South Carolina, Mr. Mack, Mr. Fortenberry, Mr. McCaul of Texas, Mr. Poe, Mr. Inglis of South Carolina, and Mr. Fortuño.

(9) COMMITTEE ON THE JUDICIARY.—Mr. Sensenbrenner, Mr. Coble, Mr. Gallegly, Mr. Goodlatte, Mr. Chabot, Mr. Daniel E. Lungren of California, Mr. Cannon, Mr. Keller, Mr. Issa, Mr. Pence, Mr. Forbes, Mr. King of Iowa, Mr. Feeney, Mr. Franks of Arizona, Mr. Gohmert, and Mr. Jordan.

(10) COMMITTEE ON NATURAL RESOURCES.—Mr. Saxton, Mr. Gallegly, Mr. Duncan, Mr. Gilchrest, Mr. Calvert, Mr. Cannon, Mr. Tancredo, Mr. Flake, Mr. Renzi, Mr. Pearce, Mr. Brown of South Carolina, Mr. Fortuño, Mrs. McMorris Rodgers, Mr. Jindal, Mr. Gohmert, Mr. Cole of Oklahoma, Mr. Bishop of Utah, Mr. Shuster, Mr. Heller of Nevada, Mr. Sali, and Mr. Lamborn.

(11) COMMITTEE ON SCIENCE AND TECHNOLOGY.—Mr. Sensenbrenner, Mr. Smith of Texas, Mr. Rohrabacher, Mr. Calvert, Mr. Bartlett of Maryland, Mr. Ehlers, Mr. Lucas, Mrs. Biggert, Mr. Akin, Mr. Bonner, Mr. Feeney, Mr. Neugebauer, Mr. Inglis of South Carolina, Mr. McCaul of Texas, Mr. Mario Diaz-Balart of Florida, Mr. Gingrey, Mr. Bilbray, and Mr. Smith of Nebraska.

(12) COMMITTEE ON SMALL BUSINESS.—Mr. Bartlett of Maryland, Mr. Graves, Mr. Akin, Mr. Shuster, Mrs. Musgrave, Mr. King of Iowa, Mr. Fortenberry, Mr. Westmoreland, Mr. Gohmert, Mr. Heller of Nevada, Mr. David Davis of Tennessee, Ms. Fallin, Mr. Buchanan, and Mr. Jordan.

(13) COMMITTEE ON TRANSPORTATION AND INFRASTRUCTURE.—Mr. Young of Alaska, Mr. Petri, Mr. Coble, Mr. Duncan, Mr. Gilchrest, Mr. Ehlers, Mr. LaTourette, Mr. Baker, Mr. LoBiondo, Mr. Moran of Kansas, Mr. Gary G. Miller of California, Mr. Hayes, Mr. Brown of South Carolina, Mr. Johnson of Illinois, Mr. Platts, Mr. Graves, Mr. Shuster, Mr. Boozman, Mr. Gerlach, Mr. Mario Diaz-Balart of Florida, Mr. Marchant, Mr. Dent, Mr. Poe, Mr. Reichert, Mr. Mack, Mr. Kuhl of New York, Mr. Westmoreland, Mr. Boustany, Mrs. Schmidt, Mrs. Miller of Michigan, Mrs. Drake, Ms. Fallin, and Mr. Buchanan.

(14) COMMITTEE ON VETERANS AFFAIRS.—Mr. Stearns, Mr. Burton of Indiana, Mr. Moran of Kansas, Mr. Baker, Mr. Brown of South Carolina, Mr. Miller of Florida, Mr.

Boozman, Ms. Ginny Brown-Waite of Florida, Mr. Turner, Mr. Bilbray, Mr. Lamborn, and Mr. Bilirakis.

When said resolution was considered and agreed to.

A motion to reconsider the vote whereby said resolution was agreed to was, by unanimous consent, laid on the table.

#### ¶4.5 COMMITTEE ELECTION—MAJORITY

Mr. PALLONE, by direction of the Democratic Caucus, submitted the following privileged resolution (H. Res. 46):

*Resolved*, That the following named Members and Delegate be and are hereby elected to the following standing committees of the House of Representatives:

(1) COMMITTEE ON ARMED SERVICES.—Mr. Spratt, Mr. Ortiz, Mr. Taylor of Mississippi, Mr. Abercrombie, Mr. Meehan, Mr. Reyes, Mr. Snyder, Mr. Smith of Washington, Ms. Loretta Sanchez of California, Mr. McIntyre, Mrs. Tauscher, Mr. Brady of Pennsylvania, Mr. Andrews, Mrs. Davis of California, Mr. Langevin, Mr. Larsen of Washington, Mr. Cooper, Mr. Marshall, Ms. Bordallo, Mr. Udall of Colorado, Mr. Boren, Mr. Ellsworth, Ms. Boyda of Kansas, Mr. Patrick Murphy of Pennsylvania, Mr. Johnson of Georgia, Ms. Shea-Porter, Mr. Courtney, Mr. Loeb sack, Mrs. Gillibrand, Mr. Sestak, Ms. Giffords, Ms. Castor.

(2) COMMITTEE ON EDUCATION AND LABOR.—Mr. Kildee, Mr. Payne, Mr. Andrews, Mr. Scott of Virginia, Ms. Woolsey, Mr. Hinojosa, Mrs. McCarthy of New York, Mr. Tierney, Mr. Kucinich, Mr. Wu, Mr. Holt, Mrs. Davis of California, Mr. Davis of Illinois, Mr. Grijalva, Mr. Bishop of New York, Ms. Linda T. Sánchez of California, Mr. Sarbanes, Mr. Sestak, Mr. Loeb sack, Ms. Hirono, Mr. Altmire, Mr. Yarmuth, Mr. Hare, Ms. Clarke, Mr. Courtney, Ms. Shea-Porter.

When said resolution was considered and agreed to.

A motion to reconsider the vote whereby said resolution was agreed to was, by unanimous consent, laid on the table.

#### ¶4.6 FAIR MINIMUM WAGE

Mr. HOYER, pursuant to section 508 of House Resolution 6, called up for consideration the bill (H.R. 2) to amend the Fair Labor Standards Act of 1938 to provide for an increase in the Federal minimum wage.

Pending consideration of said bill.

Pursuant to section 508 of House Resolution 6, the time for debate was equally divided and controlled by the Majority Leader and the Minority Leader or their designees for 90 minutes each.

When said bill was considered.

After debate,

The SPEAKER pro tempore, Mr. HASTINGS of Florida, pursuant to section 508 of House Resolution 6, announced that further proceedings on the bill were postponed.

#### ¶4.7 RECESS—2:05 P.M.

The SPEAKER pro tempore, Mr. HASTINGS of Florida, pursuant to clause 12(a) of rule I, declared the House in recess at 2 o'clock and 5 minutes p.m., subject to the call of the Chair.

#### ¶4.8 AFTER RECESS—3:51 P.M.

The SPEAKER pro tempore, Mr. HASTINGS of Florida, called the House to order.

#### ¶4.9 FAIR MINIMUM WAGE

Mr. George MILLER of California, pursuant to section 508 of House Resolution 6, called up for further consideration the bill (H.R. 2) to amend the Fair Labor Standards Act of 1938 to provide for an increase in the Federal minimum wage.

When said bill was considered.

After debate,

Pursuant to section 508 of House Resolution 6, the previous question was ordered on the bill.

The bill was ordered to be engrossed and read a third time, was read a third time by title.

Mr. MCKEON moved to recommit the bill to the Committee on Education and Labor with instructions to report the bill back to the House forthwith with the following amendments:

Strike section 1 and insert the following:

#### SECTION 1. SHORT TITLE; TABLE OF CONTENTS.

(a) SHORT TITLE.—This Act may be cited as the “Working Families Wage and Access to Health Care Act”.

(b) TABLE OF CONTENTS.—The table of contents for this Act is as follows:

Sec. 1. Short title; table of contents.

#### TITLE I—MINIMUM WAGE

Sec. 101. Minimum wage.

Sec. 102. Applicability of minimum wage to the Commonwealth of the Northern Mariana Islands.

#### TITLE II—ASSOCIATION HEALTH PLANS

Sec. 201. Short title; table of contents.

Sec. 202. Rules governing association health plans.

Sec. 203. Clarification of treatment of single employer arrangements.

Sec. 204. Enforcement provisions relating to association health plans.

Sec. 205. Cooperation between Federal and State authorities.

Sec. 206. Effective date and transitional and other rules.

#### TITLE III—TAX INCENTIVES FOR SMALL BUSINESS

Sec. 301. Increased expensing for small business.

Sec. 302. Depreciable restaurant property to include new construction.

Sec. 303. Repeal of Federal Unemployment Surtax.

Redesignate sections 2 and 3 as sections 101 and 102, respectively, and insert before such sections the following:

#### TITLE I—MINIMUM WAGE

At the end of the bill, insert the following:

#### TITLE II—ASSOCIATION HEALTH PLANS

##### SEC. 201. SHORT TITLE; TABLE OF CONTENTS.

(a) SHORT TITLE.—This title may be cited as the “Small Business Health Fairness Act of 2007”.

(b) TABLE OF CONTENTS.—The table of contents for this title is as follows:

Sec. 201. Short title; table of contents.

Sec. 202. Rules governing association health plans.

Sec. 203. Clarification of treatment of single employer arrangements.

Sec. 204. Enforcement provisions relating to association health plans.

Sec. 205. Cooperation between Federal and State authorities.

Sec. 206. Effective date and transitional and other rules.

**SEC. 202. RULES GOVERNING ASSOCIATION HEALTH PLANS.**

(a) IN GENERAL.—Subtitle B of title I of the Employee Retirement Income Security Act of 1974 is amended by adding after part 7 the following new part:

**“PART 8—RULES GOVERNING ASSOCIATION HEALTH PLANS**

**“SEC. 801. ASSOCIATION HEALTH PLANS.**

“(a) IN GENERAL.—For purposes of this part, the term ‘association health plan’ means a group health plan whose sponsor is (or is deemed under this part to be) described in subsection (b).

“(b) SPONSORSHIP.—The sponsor of a group health plan is described in this subsection if such sponsor—

“(1) is organized and maintained in good faith, with a constitution and bylaws specifically stating its purpose and providing for periodic meetings on at least an annual basis, as a bona fide trade association, a bona fide industry association (including a rural electric cooperative association or a rural telephone cooperative association), a bona fide professional association, or a bona fide chamber of commerce (or similar bona fide business association, including a corporation or similar organization that operates on a cooperative basis (within the meaning of section 1381 of the Internal Revenue Code of 1986)), for substantial purposes other than that of obtaining or providing medical care;

“(2) is established as a permanent entity which receives the active support of its members and requires for membership payment on a periodic basis of dues or payments necessary to maintain eligibility for membership in the sponsor; and

“(3) does not condition membership, such dues or payments, or coverage under the plan on the basis of health status-related factors with respect to the employees of its members (or affiliated members), or the dependents of such employees, and does not condition such dues or payments on the basis of group health plan participation.

Any sponsor consisting of an association of entities which meet the requirements of paragraphs (1), (2), and (3) shall be deemed to be a sponsor described in this subsection.

**“SEC. 802. CERTIFICATION OF ASSOCIATION HEALTH PLANS.**

“(a) IN GENERAL.—The applicable authority shall prescribe by regulation a procedure under which, subject to subsection (b), the applicable authority shall certify association health plans which apply for certification as meeting the requirements of this part.

“(b) STANDARDS.—Under the procedure prescribed pursuant to subsection (a), in the case of an association health plan that provides at least one benefit option which does not consist of health insurance coverage, the applicable authority shall certify such plan as meeting the requirements of this part only if the applicable authority is satisfied that the applicable requirements of this part are met (or, upon the date on which the plan is to commence operations, will be met) with respect to the plan.

“(c) REQUIREMENTS APPLICABLE TO CERTIFIED PLANS.—An association health plan with respect to which certification under this part is in effect shall meet the applicable requirements of this part, effective on the date of certification (or, if later, on the date on which the plan is to commence operations).

“(d) REQUIREMENTS FOR CONTINUED CERTIFICATION.—The applicable authority may provide by regulation for continued certification of association health plans under this part.

“(e) CLASS CERTIFICATION FOR FULLY INSURED PLANS.—The applicable authority

shall establish a class certification procedure for association health plans under which all benefits consist of health insurance coverage. Under such procedure, the applicable authority shall provide for the granting of certification under this part to the plans in each class of such association health plans upon appropriate filing under such procedure in connection with plans in such class and payment of the prescribed fee under section 807(a).

“(f) CERTIFICATION OF SELF-INSURED ASSOCIATION HEALTH PLANS.—An association health plan which offers one or more benefit options which do not consist of health insurance coverage may be certified under this part only if such plan consists of any of the following:

“(1) a plan which offered such coverage on the date of the enactment of the Small Business Health Fairness Act of 2007,

“(2) a plan under which the sponsor does not restrict membership to one or more trades and businesses or industries and whose eligible participating employers represent a broad cross-section of trades and businesses or industries, or

“(3) a plan whose eligible participating employers represent one or more trades or businesses, or one or more industries, consisting of any of the following: agriculture; equipment and automobile dealerships; barbering and cosmetology; certified public accounting practices; child care; construction; dance, theatrical and orchestra productions; disinfecting and pest control; financial services; fishing; food service establishments; hospitals; labor organizations; logging; manufacturing (metals); mining; medical and dental practices; medical laboratories; professional consulting services; sanitary services; transportation (local and freight); warehousing; wholesaling/distributing; or any other trade or business or industry which has been indicated as having average or above-average risk or health claims experience by reason of State rate filings, denials of coverage, proposed premium rate levels, or other means demonstrated by such plan in accordance with regulations.

**“SEC. 803. REQUIREMENTS RELATING TO SPONSORS AND BOARDS OF TRUSTEES.**

“(a) SPONSOR.—The requirements of this subsection are met with respect to an association health plan if the sponsor has met (or is deemed under this part to have met) the requirements of section 801(b) for a continuous period of not less than 3 years ending with the date of the application for certification under this part.

“(b) BOARD OF TRUSTEES.—The requirements of this subsection are met with respect to an association health plan if the following requirements are met:

“(1) FISCAL CONTROL.—The plan is operated, pursuant to a trust agreement, by a board of trustees which has complete fiscal control over the plan and which is responsible for all operations of the plan.

“(2) RULES OF OPERATION AND FINANCIAL CONTROLS.—The board of trustees has in effect rules of operation and financial controls, based on a 3-year plan of operation, adequate to carry out the terms of the plan and to meet all requirements of this title applicable to the plan.

“(3) RULES GOVERNING RELATIONSHIP TO PARTICIPATING EMPLOYERS AND TO CONTRACTORS.—

“(A) BOARD MEMBERSHIP.—

“(i) IN GENERAL.—Except as provided in clauses (ii) and (iii), the members of the board of trustees are individuals selected from individuals who are the owners, officers, directors, or employees of the participating employers or who are partners in the participating employers and actively participate in the business.

“(ii) LIMITATION.—

“(I) GENERAL RULE.—Except as provided in subclasses (II) and (III), no such member is an owner, officer, director, or employee of, or partner in, a contract administrator or other service provider to the plan.

“(II) LIMITED EXCEPTION FOR PROVIDERS OF SERVICES SOLELY ON BEHALF OF THE SPONSOR.—Officers or employees of a sponsor which is a service provider (other than a contract administrator) to the plan may be members of the board if they constitute not more than 25 percent of the membership of the board and they do not provide services to the plan other than on behalf of the sponsor.

“(III) TREATMENT OF PROVIDERS OF MEDICAL CARE.—In the case of a sponsor which is an association whose membership consists primarily of providers of medical care, subclass (I) shall not apply in the case of any service provider described in subclass (I) who is a provider of medical care under the plan.

“(iii) CERTAIN PLANS EXCLUDED.—Clause (i) shall not apply to an association health plan which is in existence on the date of the enactment of the Small Business Health Fairness Act of 2007.

“(B) SOLE AUTHORITY.—The board has sole authority under the plan to approve applications for participation in the plan and to contract with a service provider to administer the day-to-day affairs of the plan.

“(c) TREATMENT OF FRANCHISE NETWORKS.—In the case of a group health plan which is established and maintained by a franchiser for a franchise network consisting of its franchisees—

“(1) the requirements of subsection (a) and section 801(a) shall be deemed met if such requirements would otherwise be met if the franchiser were deemed to be the sponsor referred to in section 801(b), such network were deemed to be an association described in section 801(b), and each franchisee were deemed to be a member (of the association and the sponsor) referred to in section 801(b); and

“(2) the requirements of section 804(a)(1) shall be deemed met.

The Secretary may by regulation define for purposes of this subsection the terms ‘franchiser’, ‘franchise network’, and ‘franchisee’.

**“SEC. 804. PARTICIPATION AND COVERAGE REQUIREMENTS.**

“(a) COVERED EMPLOYERS AND INDIVIDUALS.—The requirements of this subsection are met with respect to an association health plan if, under the terms of the plan—

“(1) each participating employer must be—

“(A) a member of the sponsor,

“(B) the sponsor, or

“(C) an affiliated member of the sponsor with respect to which the requirements of subsection (b) are met,

except that, in the case of a sponsor which is a professional association or other individual-based association, if at least one of the officers, directors, or employees of an employer, or at least one of the individuals who are partners in an employer and who actively participates in the business, is a member or such an affiliated member of the sponsor, participating employers may also include such employer; and

“(2) all individuals commencing coverage under the plan after certification under this part must be—

“(A) active or retired owners (including self-employed individuals), officers, directors, or employees of, or partners in, participating employers; or

“(B) the beneficiaries of individuals described in subparagraph (A).

“(b) COVERAGE OF PREVIOUSLY UNINSURED EMPLOYEES.—In the case of an association health plan in existence on the date of the enactment of the Small Business Health Fairness Act of 2007, an affiliated member of

the sponsor of the plan may be offered coverage under the plan as a participating employer only if—

“(1) the affiliated member was an affiliated member on the date of certification under this part; or

“(2) during the 12-month period preceding the date of the offering of such coverage, the affiliated member has not maintained or contributed to a group health plan with respect to any of its employees who would otherwise be eligible to participate in such association health plan.

“(c) INDIVIDUAL MARKET UNAFFECTED.—The requirements of this subsection are met with respect to an association health plan if, under the terms of the plan, no participating employer may provide health insurance coverage in the individual market for any employee not covered under the plan which is similar to the coverage contemporaneously provided to employees of the employer under the plan, if such exclusion of the employee from coverage under the plan is based on a health status-related factor with respect to the employee and such employee would, but for such exclusion on such basis, be eligible for coverage under the plan.

“(d) PROHIBITION OF DISCRIMINATION AGAINST EMPLOYERS AND EMPLOYEES ELIGIBLE TO PARTICIPATE.—The requirements of this subsection are met with respect to an association health plan if—

“(1) under the terms of the plan, all employers meeting the preceding requirements of this section are eligible to qualify as participating employers for all geographically available coverage options, unless, in the case of any such employer, participation or contribution requirements of the type referred to in section 2711 of the Public Health Service Act are not met;

“(2) upon request, any employer eligible to participate is furnished information regarding all coverage options available under the plan; and

“(3) the applicable requirements of sections 701, 702, and 703 are met with respect to the plan.

**“SEC. 805. OTHER REQUIREMENTS RELATING TO PLAN DOCUMENTS, CONTRIBUTION RATES, AND BENEFIT OPTIONS.**

“(a) IN GENERAL.—The requirements of this section are met with respect to an association health plan if the following requirements are met:

“(1) CONTENTS OF GOVERNING INSTRUMENTS.—The instruments governing the plan include a written instrument, meeting the requirements of an instrument required under section 402(a)(1), which—

“(A) provides that the board of trustees serves as the named fiduciary required for plans under section 402(a)(1) and serves in the capacity of a plan administrator (referred to in section 3(16)(A));

“(B) provides that the sponsor of the plan is to serve as plan sponsor (referred to in section 3(16)(B)); and

“(C) incorporates the requirements of section 806.

“(2) CONTRIBUTION RATES MUST BE NON-DISCRIMINATORY.—

“(A) The contribution rates for any participating small employer do not vary on the basis of any health status-related factor in relation to employees of such employer or their beneficiaries and do not vary on the basis of the type of business or industry in which such employer is engaged.

“(B) Nothing in this title or any other provision of law shall be construed to preclude an association health plan, or a health insurance issuer offering health insurance coverage in connection with an association health plan, from—

“(i) setting contribution rates based on the claims experience of the plan; or

“(ii) varying contribution rates for small employers in a State to the extent that such rates could vary using the same methodology employed in such State for regulating premium rates in the small group market with respect to health insurance coverage offered in connection with bona fide associations (within the meaning of section 2791(d)(3) of the Public Health Service Act), subject to the requirements of section 702(b) relating to contribution rates.

“(3) FLOOR FOR NUMBER OF COVERED INDIVIDUALS WITH RESPECT TO CERTAIN PLANS.—If any benefit option under the plan does not consist of health insurance coverage, the plan has as of the beginning of the plan year not fewer than 1,000 participants and beneficiaries.

“(4) MARKETING REQUIREMENTS.—

“(A) IN GENERAL.—If a benefit option which consists of health insurance coverage is offered under the plan, State-licensed insurance agents shall be used to distribute to small employers coverage which does not consist of health insurance coverage in a manner comparable to the manner in which such agents are used to distribute health insurance coverage.

“(B) STATE-LICENSED INSURANCE AGENTS.—For purposes of subparagraph (A), the term ‘State-licensed insurance agents’ means one or more agents who are licensed in a State and are subject to the laws of such State relating to licensure, qualification, testing, examination, and continuing education of persons authorized to offer, sell, or solicit health insurance coverage in such State.

“(5) REGULATORY REQUIREMENTS.—Such other requirements as the applicable authority determines are necessary to carry out the purposes of this part, which shall be prescribed by the applicable authority by regulation.

“(b) ABILITY OF ASSOCIATION HEALTH PLANS TO DESIGN BENEFIT OPTIONS.—Subject to section 514(d), nothing in this part or any provision of State law (as defined in section 514(c)(1)) shall be construed to preclude an association health plan, or a health insurance issuer offering health insurance coverage in connection with an association health plan, from exercising its sole discretion in selecting the specific items and services consisting of medical care to be included as benefits under such plan or coverage, except (subject to section 514) in the case of (1) any law to the extent that it is not preempted under section 731(a)(1) with respect to matters governed by section 711, 712, or 713, or (2) any law of the State with which filing and approval of a policy type offered by the plan was initially obtained to the extent that such law prohibits an exclusion of a specific disease from such coverage.

**“SEC. 806. MAINTENANCE OF RESERVES AND PROVISIONS FOR SOLVENCY FOR PLANS PROVIDING HEALTH BENEFITS IN ADDITION TO HEALTH INSURANCE COVERAGE.**

“(a) IN GENERAL.—The requirements of this section are met with respect to an association health plan if—

“(1) the benefits under the plan consist solely of health insurance coverage; or

“(2) if the plan provides any additional benefit options which do not consist of health insurance coverage, the plan—

“(A) establishes and maintains reserves with respect to such additional benefit options, in amounts recommended by the qualified actuary, consisting of—

“(i) a reserve sufficient for unearned contributions;

“(ii) a reserve sufficient for benefit liabilities which have been incurred, which have not been satisfied, and for which risk of loss has not yet been transferred, and for expected administrative costs with respect to such benefit liabilities;

“(iii) a reserve sufficient for any other obligations of the plan; and

“(iv) a reserve sufficient for a margin of error and other fluctuations, taking into account the specific circumstances of the plan; and

“(B) establishes and maintains aggregate and specific excess/stop loss insurance and solvency indemnification, with respect to such additional benefit options for which risk of loss has not yet been transferred, as follows:

“(1) The plan shall secure aggregate excess/stop loss insurance for the plan with an attachment point which is not greater than 125 percent of expected gross annual claims. The applicable authority may by regulation provide for upward adjustments in the amount of such percentage in specified circumstances in which the plan specifically provides for and maintains reserves in excess of the amounts required under subparagraph (A).

“(ii) The plan shall secure specific excess/stop loss insurance for the plan with an attachment point which is at least equal to an amount recommended by the plan’s qualified actuary. The applicable authority may by regulation provide for adjustments in the amount of such insurance in specified circumstances in which the plan specifically provides for and maintains reserves in excess of the amounts required under subparagraph (A).

“(iii) The plan shall secure indemnification insurance for any claims which the plan is unable to satisfy by reason of a plan termination.

Any person issuing to a plan insurance described in clause (i), (ii), or (iii) of subparagraph (B) shall notify the Secretary of any failure of premium payment meriting cancellation of the policy prior to undertaking such a cancellation. Any regulations prescribed by the applicable authority pursuant to clause (i) or (ii) of subparagraph (B) may allow for such adjustments in the required levels of excess/stop loss insurance as the qualified actuary may recommend, taking into account the specific circumstances of the plan.

“(b) MINIMUM SURPLUS IN ADDITION TO CLAIMS RESERVES.—In the case of any association health plan described in subsection (a)(2), the requirements of this subsection are met if the plan establishes and maintains surplus in an amount at least equal to—

“(1) \$500,000, or

“(2) such greater amount (but not greater than \$2,000,000) as may be set forth in regulations prescribed by the applicable authority, considering the level of aggregate and specific excess/stop loss insurance provided with respect to such plan and other factors related to solvency risk, such as the plan’s projected levels of participation or claims, the nature of the plan’s liabilities, and the types of assets available to assure that such liabilities are met.

“(c) ADDITIONAL REQUIREMENTS.—In the case of any association health plan described in subsection (a)(2), the applicable authority may provide such additional requirements relating to reserves, excess/stop loss insurance, and indemnification insurance as the applicable authority considers appropriate. Such requirements may be provided by regulation with respect to any such plan or any class of such plans.

“(d) ADJUSTMENTS FOR EXCESS/STOP LOSS INSURANCE.—The applicable authority may provide for adjustments to the levels of reserves otherwise required under subsections (a) and (b) with respect to any plan or class of plans to take into account excess/stop loss insurance provided with respect to such plan or plans.

“(e) ALTERNATIVE MEANS OF COMPLIANCE.—The applicable authority may permit an association health plan described in subsection



(a)(2) to substitute, for all or part of the requirements of this section (except subsection (a)(2)(B)(iii)), such security, guarantee, hold-harmless arrangement, or other financial arrangement as the applicable authority determines to be adequate to enable the plan to fully meet all its financial obligations on a timely basis and is otherwise no less protective of the interests of participants and beneficiaries than the requirements for which it is substituted. The applicable authority may take into account, for purposes of this subsection, evidence provided by the plan or sponsor which demonstrates an assumption of liability with respect to the plan. Such evidence may be in the form of a contract of indemnification, lien, bonding, insurance, letter of credit, recourse under applicable terms of the plan in the form of assessments of participating employers, security, or other financial arrangement.

“(f) MEASURES TO ENSURE CONTINUED PAYMENT OF BENEFITS BY CERTAIN PLANS IN DISTRESS.—

“(1) PAYMENTS BY CERTAIN PLANS TO ASSOCIATION HEALTH PLAN FUND.—

“(A) IN GENERAL.—In the case of an association health plan described in subsection (a)(2), the requirements of this subsection are met if the plan makes payments into the Association Health Plan Fund under this subparagraph when they are due. Such payments shall consist of annual payments in the amount of \$5,000, and, in addition to such annual payments, such supplemental payments as the Secretary may determine to be necessary under paragraph (2). Payments under this paragraph are payable to the Fund at the time determined by the Secretary. Initial payments are due in advance of certification under this part. Payments shall continue to accrue until a plan’s assets are distributed pursuant to a termination procedure.

“(B) PENALTIES FOR FAILURE TO MAKE PAYMENTS.—If any payment is not made by a plan when it is due, a late payment charge of not more than 100 percent of the payment which was not timely paid shall be payable by the plan to the Fund.

“(C) CONTINUED DUTY OF THE SECRETARY.—The Secretary shall not cease to carry out the provisions of paragraph (2) on account of the failure of a plan to pay any payment when due.

“(2) PAYMENTS BY SECRETARY TO CONTINUE EXCESS/STOP LOSS INSURANCE COVERAGE AND INDEMNIFICATION INSURANCE COVERAGE FOR CERTAIN PLANS.—In any case in which the applicable authority determines that there is, or that there is reason to believe that there will be: (A) a failure to take necessary corrective actions under section 809(a) with respect to an association health plan described in subsection (a)(2); or (B) a termination of such a plan under section 809(b) or 810(b)(8) (and, if the applicable authority is not the Secretary, certifies such determination to the Secretary), the Secretary shall determine the amounts necessary to make payments to an insurer (designated by the Secretary) to maintain in force excess/stop loss insurance coverage or indemnification insurance coverage for such plan, if the Secretary determines that there is a reasonable expectation that, without such payments, claims would not be satisfied by reason of termination of such coverage. The Secretary shall, to the extent provided in advance in appropriation Acts, pay such amounts so determined to the insurer designated by the Secretary.

“(3) ASSOCIATION HEALTH PLAN FUND.—

“(A) IN GENERAL.—There is established on the books of the Treasury a fund to be known as the ‘Association Health Plan Fund’. The Fund shall be available for making payments pursuant to paragraph (2). The Fund shall be credited with payments re-

ceived pursuant to paragraph (1)(A), penalties received pursuant to paragraph (1)(B); and earnings on investments of amounts of the Fund under subparagraph (B).

“(B) INVESTMENT.—Whenever the Secretary determines that the moneys of the fund are in excess of current needs, the Secretary may request the investment of such amounts as the Secretary determines advisable by the Secretary of the Treasury in obligations issued or guaranteed by the United States.

“(g) EXCESS/STOP LOSS INSURANCE.—For purposes of this section—

“(1) AGGREGATE EXCESS/STOP LOSS INSURANCE.—The term ‘aggregate excess/stop loss insurance’ means, in connection with an association health plan, a contract—

“(A) under which an insurer (meeting such minimum standards as the applicable authority may prescribe by regulation) provides for payment to the plan with respect to aggregate claims under the plan in excess of an amount or amounts specified in such contract;

“(B) which is guaranteed renewable; and

“(C) which allows for payment of premiums by any third party on behalf of the insured plan.

“(2) SPECIFIC EXCESS/STOP LOSS INSURANCE.—The term ‘specific excess/stop loss insurance’ means, in connection with an association health plan, a contract—

“(A) under which an insurer (meeting such minimum standards as the applicable authority may prescribe by regulation) provides for payment to the plan with respect to claims under the plan in connection with a covered individual in excess of an amount or amounts specified in such contract in connection with such covered individual;

“(B) which is guaranteed renewable; and

“(C) which allows for payment of premiums by any third party on behalf of the insured plan.

“(h) INDEMNIFICATION INSURANCE.—For purposes of this section, the term ‘indemnification insurance’ means, in connection with an association health plan, a contract—

“(1) under which an insurer (meeting such minimum standards as the applicable authority may prescribe by regulation) provides for payment to the plan with respect to claims under the plan which the plan is unable to satisfy by reason of a termination pursuant to section 809(b) (relating to mandatory termination);

“(2) which is guaranteed renewable and noncancellable for any reason (except as the applicable authority may prescribe by regulation); and

“(3) which allows for payment of premiums by any third party on behalf of the insured plan.

“(i) RESERVES.—For purposes of this section, the term ‘reserves’ means, in connection with an association health plan, plan assets which meet the fiduciary standards under part 4 and such additional requirements regarding liquidity as the applicable authority may prescribe by regulation.

“(j) SOLVENCY STANDARDS WORKING GROUP.—

“(1) IN GENERAL.—Within 90 days after the date of the enactment of the Small Business Health Fairness Act of 2007, the applicable authority shall establish a Solvency Standards Working Group. In prescribing the initial regulations under this section, the applicable authority shall take into account the recommendations of such Working Group.

“(2) MEMBERSHIP.—The Working Group shall consist of not more than 15 members appointed by the applicable authority. The applicable authority shall include among persons invited to membership on the Working Group at least one of each of the following:

“(A) a representative of the National Association of Insurance Commissioners;

“(B) a representative of the American Academy of Actuaries;

“(C) a representative of the State governments, or their interests;

“(D) a representative of existing self-insured arrangements, or their interests;

“(E) a representative of associations of the type referred to in section 801(b)(1), or their interests; and

“(F) a representative of multiemployer plans that are group health plans, or their interests.

“SEC. 807. REQUIREMENTS FOR APPLICATION AND RELATED REQUIREMENTS.

“(a) FILING FEE.—Under the procedure prescribed pursuant to section 802(a), an association health plan shall pay to the applicable authority at the time of filing an application for certification under this part a filing fee in the amount of \$5,000, which shall be available in the case of the Secretary, to the extent provided in appropriation Acts, for the sole purpose of administering the certification procedures applicable with respect to association health plans.

“(b) INFORMATION TO BE INCLUDED IN APPLICATION FOR CERTIFICATION.—An application for certification under this part meets the requirements of this section only if it includes, in a manner and form which shall be prescribed by the applicable authority by regulation, at least the following information:

“(1) IDENTIFYING INFORMATION.—The names and addresses of—

“(A) the sponsor; and

“(B) the members of the board of trustees of the plan.

“(2) STATES IN WHICH PLAN INTENDS TO DO BUSINESS.—The States in which participants and beneficiaries under the plan are to be located and the number of them expected to be located in each such State.

“(3) BONDING REQUIREMENTS.—Evidence provided by the board of trustees that the bonding requirements of section 412 will be met as of the date of the application or (if later) commencement of operations.

“(4) PLAN DOCUMENTS.—A copy of the documents governing the plan (including any by-laws and trust agreements), the summary plan description, and other material describing the benefits that will be provided to participants and beneficiaries under the plan.

“(5) AGREEMENTS WITH SERVICE PROVIDERS.—A copy of any agreements between the plan and contract administrators and other service providers.

“(6) FUNDING REPORT.—In the case of association health plans providing benefits options in addition to health insurance coverage, a report setting forth information with respect to such additional benefit options determined as of a date within the 120-day period ending with the date of the application, including the following:

“(A) RESERVES.—A statement, certified by the board of trustees of the plan, and a statement of actuarial opinion, signed by a qualified actuary, that all applicable requirements of section 806 are or will be met in accordance with regulations which the applicable authority shall prescribe.

“(B) ADEQUACY OF CONTRIBUTION RATES.—A statement of actuarial opinion, signed by a qualified actuary, which sets forth a description of the extent to which contribution rates are adequate to provide for the payment of all obligations and the maintenance of required reserves under the plan for the 12-month period beginning with such date within such 120-day period, taking into account the expected coverage and experience of the plan. If the contribution rates are not fully adequate, the statement of actuarial opinion shall indicate the extent to which the rates are inadequate and the changes needed to ensure adequacy.



“(C) CURRENT AND PROJECTED VALUE OF ASSETS AND LIABILITIES.—A statement of actuarial opinion signed by a qualified actuary, which sets forth the current value of the assets and liabilities accumulated under the plan and a projection of the assets, liabilities, income, and expenses of the plan for the 12-month period referred to in subparagraph (B). The income statement shall identify separately the plan’s administrative expenses and claims.

“(D) COSTS OF COVERAGE TO BE CHARGED AND OTHER EXPENSES.—A statement of the costs of coverage to be charged, including an itemization of amounts for administration, reserves, and other expenses associated with the operation of the plan.

“(E) OTHER INFORMATION.—Any other information as may be determined by the applicable authority, by regulation, as necessary to carry out the purposes of this part.

“(C) FILING NOTICE OF CERTIFICATION WITH STATES.—A certification granted under this part to an association health plan shall not be effective unless written notice of such certification is filed with the applicable State authority of each State in which at least 25 percent of the participants and beneficiaries under the plan are located. For purposes of this subsection, an individual shall be considered to be located in the State in which a known address of such individual is located or in which such individual is employed.

“(d) NOTICE OF MATERIAL CHANGES.—In the case of any association health plan certified under this part, descriptions of material changes in any information which was required to be submitted with the application for the certification under this part shall be filed in such form and manner as shall be prescribed by the applicable authority by regulation. The applicable authority may require by regulation prior notice of material changes with respect to specified matters which might serve as the basis for suspension or revocation of the certification.

“(e) REPORTING REQUIREMENTS FOR CERTAIN ASSOCIATION HEALTH PLANS.—An association health plan certified under this part which provides benefit options in addition to health insurance coverage for such plan year shall meet the requirements of section 103 by filing an annual report under such section which shall include information described in subsection (b)(6) with respect to the plan year and, notwithstanding section 104(a)(1)(A), shall be filed with the applicable authority not later than 90 days after the close of the plan year (or on such later date as may be prescribed by the applicable authority). The applicable authority may require by regulation such interim reports as it considers appropriate.

“(f) ENGAGEMENT OF QUALIFIED ACTUARY.—The board of trustees of each association health plan which provides benefits options in addition to health insurance coverage and which is applying for certification under this part or is certified under this part shall engage, on behalf of all participants and beneficiaries, a qualified actuary who shall be responsible for the preparation of the materials comprising information necessary to be submitted by a qualified actuary under this part. The qualified actuary shall utilize such assumptions and techniques as are necessary to enable such actuary to form an opinion as to whether the contents of the matters reported under this part—

“(1) are in the aggregate reasonably related to the experience of the plan and to reasonable expectations; and

“(2) represent such actuary’s best estimate of anticipated experience under the plan. The opinion by the qualified actuary shall be made with respect to, and shall be made a part of, the annual report.

**“SEC. 808. NOTICE REQUIREMENTS FOR VOLUNTARY TERMINATION.**

“Except as provided in section 809(b), an association health plan which is or has been certified under this part may terminate (upon or at any time after cessation of accruals in benefit liabilities) only if the board of trustees, not less than 60 days before the proposed termination date—

“(1) provides to the participants and beneficiaries a written notice of intent to terminate stating that such termination is intended and the proposed termination date;

“(2) develops a plan for winding up the affairs of the plan in connection with such termination in a manner which will result in timely payment of all benefits for which the plan is obligated; and

“(3) submits such plan in writing to the applicable authority.

Actions required under this section shall be taken in such form and manner as may be prescribed by the applicable authority by regulation.

**“SEC. 809. CORRECTIVE ACTIONS AND MANDATORY TERMINATION.**

“(a) ACTIONS TO AVOID DEPLETION OF RESERVES.—An association health plan which is certified under this part and which provides benefits other than health insurance coverage shall continue to meet the requirements of section 806, irrespective of whether such certification continues in effect. The board of trustees of such plan shall determine quarterly whether the requirements of section 806 are met. In any case in which the board determines that there is reason to believe that there is or will be a failure to meet such requirements, or the applicable authority makes such a determination and so notifies the board, the board shall immediately notify the qualified actuary engaged by the plan, and such actuary shall, not later than the end of the next following month, make such recommendations to the board for corrective action as the actuary determines necessary to ensure compliance with section 806. Not later than 30 days after receiving from the actuary recommendations for corrective actions, the board shall notify the applicable authority (in such form and manner as the applicable authority may prescribe by regulation) of such recommendations of the actuary for corrective action, together with a description of the actions (if any) that the board has taken or plans to take in response to such recommendations. The board shall thereafter report to the applicable authority, in such form and frequency as the applicable authority may specify to the board, regarding corrective action taken by the board until the requirements of section 806 are met.

“(b) MANDATORY TERMINATION.—In any case in which—

“(1) the applicable authority has been notified under subsection (a) (or by an issuer of excess/stop loss insurance or indemnity insurance pursuant to section 806(a)) of a failure of an association health plan which is or has been certified under this part and is described in section 806(a)(2) to meet the requirements of section 806 and has not been notified by the board of trustees of the plan that corrective action has restored compliance with such requirements; and

“(2) the applicable authority determines that there is a reasonable expectation that the plan will continue to fail to meet the requirements of section 806,

the board of trustees of the plan shall, at the direction of the applicable authority, terminate the plan and, in the course of the termination, take such actions as the applicable authority may require, including satisfying any claims referred to in section 806(a)(2)(B)(iii) and recovering for the plan any liability under subsection (a)(2)(B)(iii) or (e) of section 806, as necessary to ensure that

the affairs of the plan will be, to the maximum extent possible, wound up in a manner which will result in timely provision of all benefits for which the plan is obligated.

**“SEC. 810. TRUSTEESHIP BY THE SECRETARY OF INSOLVENT ASSOCIATION HEALTH PLANS PROVIDING HEALTH BENEFITS IN ADDITION TO HEALTH INSURANCE COVERAGE.**

“(a) APPOINTMENT OF SECRETARY AS TRUSTEE FOR INSOLVENT PLANS.—Whenever the Secretary determines that an association health plan which is or has been certified under this part and which is described in section 806(a)(2) will be unable to provide benefits when due or is otherwise in a financially hazardous condition, as shall be defined by the Secretary by regulation, the Secretary shall, upon notice to the plan, apply to the appropriate United States district court for appointment of the Secretary as trustee to administer the plan for the duration of the insolvency. The plan may appear as a party and other interested persons may intervene in the proceedings at the discretion of the court. The court shall appoint such Secretary trustee if the court determines that the trusteeship is necessary to protect the interests of the participants and beneficiaries or providers of medical care or to avoid any unreasonable deterioration of the financial condition of the plan. The trusteeship of such Secretary shall continue until the conditions described in the first sentence of this subsection are remedied or the plan is terminated.

“(b) POWERS AS TRUSTEE.—The Secretary, upon appointment as trustee under subsection (a), shall have the power—

“(1) to do any act authorized by the plan, this title, or other applicable provisions of law to be done by the plan administrator or any trustee of the plan;

“(2) to require the transfer of all (or any part) of the assets and records of the plan to the Secretary as trustee;

“(3) to invest any assets of the plan which the Secretary holds in accordance with the provisions of the plan, regulations prescribed by the Secretary, and applicable provisions of law;

“(4) to require the sponsor, the plan administrator, any participating employer, and any employee organization representing plan participants to furnish any information with respect to the plan which the Secretary as trustee may reasonably need in order to administer the plan;

“(5) to collect for the plan any amounts due the plan and to recover reasonable expenses of the trusteeship;

“(6) to commence, prosecute, or defend on behalf of the plan any suit or proceeding involving the plan;

“(7) to issue, publish, or file such notices, statements, and reports as may be required by the Secretary by regulation or required by any order of the court;

“(8) to terminate the plan (or provide for its termination in accordance with section 809(b)) and liquidate the plan assets, to restore the plan to the responsibility of the sponsor, or to continue the trusteeship;

“(9) to provide for the enrollment of plan participants and beneficiaries under appropriate coverage options; and

“(10) to do such other acts as may be necessary to comply with this title or any order of the court and to protect the interests of plan participants and beneficiaries and providers of medical care.

“(c) NOTICE OF APPOINTMENT.—As soon as practicable after the Secretary’s appointment as trustee, the Secretary shall give notice of such appointment to—

“(1) the sponsor and plan administrator;

“(2) each participant;

“(3) each participating employer; and

“(4) if applicable, each employee organization which, for purposes of collective bargaining, represents plan participants.

“(d) ADDITIONAL DUTIES.—Except to the extent inconsistent with the provisions of this title, or as may be otherwise ordered by the court, the Secretary, upon appointment as trustee under this section, shall be subject to the same duties as those of a trustee under section 704 of title 11, United States Code, and shall have the duties of a fiduciary for purposes of this title.

“(e) OTHER PROCEEDINGS.—An application by the Secretary under this subsection may be filed notwithstanding the pendency in the same or any other court of any bankruptcy, mortgage foreclosure, or equity receivership proceeding, or any proceeding to reorganize, conserve, or liquidate such plan or its property, or any proceeding to enforce a lien against property of the plan.

“(f) JURISDICTION OF COURT.—

“(1) IN GENERAL.—Upon the filing of an application for the appointment as trustee or the issuance of a decree under this section, the court to which the application is made shall have exclusive jurisdiction of the plan involved and its property wherever located with the powers, to the extent consistent with the purposes of this section, of a court of the United States having jurisdiction over cases under chapter 11 of title 11, United States Code. Pending an adjudication under this section such court shall stay, and upon appointment by it of the Secretary as trustee, such court shall continue the stay of, any pending mortgage foreclosure, equity receivership, or other proceeding to reorganize, conserve, or liquidate the plan, the sponsor, or property of such plan or sponsor, and any other suit against any receiver, conservator, or trustee of the plan, the sponsor, or property of the plan or sponsor. Pending such adjudication and upon the appointment by it of the Secretary as trustee, the court may stay any proceeding to enforce a lien against property of the plan or the sponsor or any other suit against the plan or the sponsor.

“(2) VENUE.—An action under this section may be brought in the judicial district where the sponsor or the plan administrator resides or does business or where any asset of the plan is situated. A district court in which such action is brought may issue process with respect to such action in any other judicial district.

“(g) PERSONNEL.—In accordance with regulations which shall be prescribed by the Secretary, the Secretary shall appoint, retain, and compensate accountants, actuaries, and other professional service personnel as may be necessary in connection with the Secretary's service as trustee under this section.

**“SEC. 811. STATE ASSESSMENT AUTHORITY.**

“(a) IN GENERAL.—Notwithstanding section 514, a State may impose by law a contribution tax on an association health plan described in section 806(a)(2), if the plan commenced operations in such State after the date of the enactment of the Small Business Health Fairness Act of 2007.

“(b) CONTRIBUTION TAX.—For purposes of this section, the term ‘contribution tax’ imposed by a State on an association health plan means any tax imposed by such State if—

“(1) such tax is computed by applying a rate to the amount of premiums or contributions, with respect to individuals covered under the plan who are residents of such State, which are received by the plan from participating employers located in such State or from such individuals;

“(2) the rate of such tax does not exceed the rate of any tax imposed by such State on premiums or contributions received by insurers or health maintenance organizations for health insurance coverage offered in such

State in connection with a group health plan;

“(3) such tax is otherwise nondiscriminatory; and

“(4) the amount of any such tax assessed on the plan is reduced by the amount of any tax or assessment otherwise imposed by the State on premiums, contributions, or both received by insurers or health maintenance organizations for health insurance coverage, aggregate excess/stop loss insurance (as defined in section 806(g)(1)), specific excess/stop loss insurance (as defined in section 806(g)(2)), other insurance related to the provision of medical care under the plan, or any combination thereof provided by such insurers or health maintenance organizations in such State in connection with such plan.

**“SEC. 812. DEFINITIONS AND RULES OF CONSTRUCTION.**

“(a) DEFINITIONS.—For purposes of this part—

“(1) GROUP HEALTH PLAN.—The term ‘group health plan’ has the meaning provided in section 733(a)(1) (after applying subsection (b) of this section).

“(2) MEDICAL CARE.—The term ‘medical care’ has the meaning provided in section 733(a)(2).

“(3) HEALTH INSURANCE COVERAGE.—The term ‘health insurance coverage’ has the meaning provided in section 733(b)(1).

“(4) HEALTH INSURANCE ISSUER.—The term ‘health insurance issuer’ has the meaning provided in section 733(b)(2).

“(5) APPLICABLE AUTHORITY.—The term ‘applicable authority’ means the Secretary, except that, in connection with any exercise of the Secretary's authority regarding which the Secretary is required under section 506(d) to consult with a State, such term means the Secretary, in consultation with such State.

“(6) HEALTH STATUS-RELATED FACTOR.—The term ‘health status-related factor’ has the meaning provided in section 733(d)(2).

“(7) INDIVIDUAL MARKET.—

“(A) IN GENERAL.—The term ‘individual market’ means the market for health insurance coverage offered to individuals other than in connection with a group health plan.

“(B) TREATMENT OF VERY SMALL GROUPS.—

“(i) IN GENERAL.—Subject to clause (ii), such term includes coverage offered in connection with a group health plan that has fewer than 2 participants as current employees or participants described in section 732(d)(3) on the first day of the plan year.

“(ii) STATE EXCEPTION.—Clause (i) shall not apply in the case of health insurance coverage offered in a State if such State regulates the coverage described in such clause in the same manner and to the same extent as coverage in the small group market (as defined in section 2791(e)(5) of the Public Health Service Act) is regulated by such State.

“(8) PARTICIPATING EMPLOYER.—The term ‘participating employer’ means, in connection with an association health plan, any employer, if any individual who is an employee of such employer, a partner in such employer, or a self-employed individual who is such employer (or any dependent, as defined under the terms of the plan, of such individual) is or was covered under such plan in connection with the status of such individual as such an employee, partner, or self-employed individual in relation to the plan.

“(9) APPLICABLE STATE AUTHORITY.—The term ‘applicable State authority’ means, with respect to a health insurance issuer in a State, the State insurance commissioner or official or officials designated by the State to enforce the requirements of title XXVII of the Public Health Service Act for the State involved with respect to such issuer.

“(10) QUALIFIED ACTUARY.—The term ‘qualified actuary’ means an individual who

is a member of the American Academy of Actuaries.

“(11) AFFILIATED MEMBER.—The term ‘affiliated member’ means, in connection with a sponsor—

“(A) a person who is otherwise eligible to be a member of the sponsor but who elects an affiliated status with the sponsor.

“(B) in the case of a sponsor with members which consist of associations, a person who is a member of any such association and elects an affiliated status with the sponsor, or

“(C) in the case of an association health plan in existence on the date of the enactment of the Small Business Health Fairness Act of 2007, a person eligible to be a member of the sponsor or one of its member associations.

“(12) LARGE EMPLOYER.—The term ‘large employer’ means, in connection with a group health plan with respect to a plan year, an employer who employed an average of at least 51 employees on business days during the preceding calendar year and who employs at least 2 employees on the first day of the plan year.

“(13) SMALL EMPLOYER.—The term ‘small employer’ means, in connection with a group health plan with respect to a plan year, an employer who is not a large employer.

“(b) RULES OF CONSTRUCTION.—

“(1) EMPLOYERS AND EMPLOYEES.—For purposes of determining whether a plan, fund, or program is an employee welfare benefit plan which is an association health plan, and for purposes of applying this title in connection with such plan, fund, or program so determined to be such an employee welfare benefit plan—

“(A) in the case of a partnership, the term ‘employer’ (as defined in section 3(5)) includes the partnership in relation to the partners, and the term ‘employee’ (as defined in section 3(6)) includes any partner in relation to the partnership; and

“(B) in the case of a self-employed individual, the term ‘employer’ (as defined in section 3(5)) and the term ‘employee’ (as defined in section 3(6)) shall include such individual.

“(2) PLANS, FUNDS, AND PROGRAMS TREATED AS EMPLOYEE WELFARE BENEFIT PLANS.—In the case of any plan, fund, or program which was established or is maintained for the purpose of providing medical care (through the purchase of insurance or otherwise) for employees (or their dependents) covered thereunder and which demonstrates to the Secretary that all requirements for certification under this part would be met with respect to such plan, fund, or program if such plan, fund, or program were a group health plan, such plan, fund, or program shall be treated for purposes of this title as an employee welfare benefit plan on and after the date of such demonstration.”

(b) CONFORMING AMENDMENTS TO PREEMPTION RULES.—

(1) Section 514(b)(6) of such Act (29 U.S.C. 1144(b)(6)) is amended by adding at the end the following new subparagraph:

“(E) The preceding subparagraphs of this paragraph do not apply with respect to any State law in the case of an association health plan which is certified under part 8.”

(2) Section 514 of such Act (29 U.S.C. 1144) is amended—

(A) in subsection (b)(4), by striking “Subsection (a)” and inserting “Subsections (a) and (d)”;

(B) in subsection (b)(5), by striking “subsection (a)” in subparagraph (A) and inserting “subsection (a) of this section and subsections (a)(2)(B) and (b) of section 805”, and by striking “subsection (a)” in subparagraph (B) and inserting “subsection (a) of this section or subsection (a)(2)(B) or (b) of section 805”;

(C) by redesignating subsections (d) and (e) as subsections (e) and (f), respectively; and

(D) by inserting after subsection (c) the following new subsection:

“(d)(1) Except as provided in subsection (b)(4), the provisions of this title shall supersede any and all State laws insofar as they may now or hereafter preclude, or have the effect of precluding, a health insurance issuer from offering health insurance coverage in connection with an association health plan which is certified under part 8.

“(2) Except as provided in paragraphs (4) and (5) of subsection (b) of this section—

“(A) In any case in which health insurance coverage of any policy type is offered under an association health plan certified under part 8 to a participating employer operating in such State, the provisions of this title shall supersede any and all laws of such State insofar as they may preclude a health insurance issuer from offering health insurance coverage of the same policy type to other employers operating in the State which are eligible for coverage under such association health plan, whether or not such other employers are participating employers in such plan.

“(B) In any case in which health insurance coverage of any policy type is offered in a State under an association health plan certified under part 8 and the filing, with the applicable State authority (as defined in section 812(a)(9)), of the policy form in connection with such policy type is approved by such State authority, the provisions of this title shall supersede any and all laws of any other State in which health insurance coverage of such type is offered, insofar as they may preclude, upon the filing in the same form and manner of such policy form with the applicable State authority in such other State, the approval of the filing in such other State.

“(3) Nothing in subsection (b)(6)(E) or the preceding provisions of this subsection shall be construed, with respect to health insurance issuers or health insurance coverage, to supersede or impair the law of any State—

“(A) providing solvency standards or similar standards regarding the adequacy of insurer capital, surplus, reserves, or contributions, or

“(B) relating to prompt payment of claims.

“(4) For additional provisions relating to association health plans, see subsections (a)(2)(B) and (b) of section 805.

“(5) For purposes of this subsection, the term ‘association health plan’ has the meaning provided in section 801(a), and the terms ‘health insurance coverage’, ‘participating employer’, and ‘health insurance issuer’ have the meanings provided such terms in section 812, respectively.”

(3) Section 514(b)(6)(A) of such Act (29 U.S.C. 1144(b)(6)(A)) is amended—

(A) in clause (i)(II), by striking “and” at the end;

(B) in clause (ii), by inserting “and which does not provide medical care (within the meaning of section 733(a)(2)),” after “arrangement,” and by striking “title.” and inserting “title, and”; and

(C) by adding at the end the following new clause:

“(iii) subject to subparagraph (E), in the case of any other employee welfare benefit plan which is a multiple employer welfare arrangement and which provides medical care (within the meaning of section 733(a)(2)), any law of any State which regulates insurance may apply.”

(4) Section 514(e) of such Act (as redesignated by paragraph (2)(C)) is amended—

(A) by striking “Nothing” and inserting “(1) Except as provided in paragraph (2), nothing”; and

(B) by adding at the end the following new paragraph:

“(2) Nothing in any other provision of law enacted on or after the date of the enactment of the Small Business Health Fairness Act of 2007 shall be construed to alter, amend, modify, invalidate, impair, or supersede any provision of this title, except by specific cross-reference to the affected section.”

(c) PLAN SPONSOR.—Section 3(16)(B) of such Act (29 U.S.C. 102(16)(B)) is amended by adding at the end the following new sentence: “Such term also includes a person serving as the sponsor of an association health plan under part 8.”

(d) DISCLOSURE OF SOLVENCY PROTECTIONS RELATED TO SELF-INSURED AND FULLY INSURED OPTIONS UNDER ASSOCIATION HEALTH PLANS.—Section 102(b) of such Act (29 U.S.C. 102(b)) is amended by adding at the end the following: “An association health plan shall include in its summary plan description, in connection with each benefit option, a description of the form of solvency or guarantee fund protection secured pursuant to this Act or applicable State law, if any.”

(e) SAVINGS CLAUSE.—Section 731(c) of such Act is amended by inserting “or part 8” after “this part”.

(f) REPORT TO THE CONGRESS REGARDING CERTIFICATION OF SELF-INSURED ASSOCIATION HEALTH PLANS.—Not later than January 1, 2012, the Secretary of Labor shall report to the Committee on Education and the Workforce of the House of Representatives and the Committee on Health, Education, Labor, and Pensions of the Senate the effect association health plans have had, if any, on reducing the number of uninsured individuals.

(g) CLERICAL AMENDMENT.—The table of contents in section 1 of the Employee Retirement Income Security Act of 1974 is amended by inserting after the item relating to section 734 the following new items:

“PART 8—RULES GOVERNING ASSOCIATION HEALTH PLANS

“801. Association health plans

“802. Certification of association health plans

“803. Requirements relating to sponsors and boards of trustees

“804. Participation and coverage requirements

“805. Other requirements relating to plan documents, contribution rates, and benefit options

“806. Maintenance of reserves and provisions for solvency for plans providing health benefits in addition to health insurance coverage

“807. Requirements for application and related requirements

“808. Notice requirements for voluntary termination

“809. Corrective actions and mandatory termination

“810. Trusteeship by the Secretary of insolvent association health plans providing health benefits in addition to health insurance coverage

“811. State assessment authority

“812. Definitions and rules of construction”.

**SEC. 203. CLARIFICATION OF TREATMENT OF SINGLE EMPLOYER ARRANGEMENTS.**

Section 3(40)(B) of the Employee Retirement Income Security Act of 1974 (29 U.S.C. 1002(40)(B)) is amended—

(1) in clause (i), by inserting after “control group,” the following: “except that, in any case in which the benefit referred to in subparagraph (A) consists of medical care (as defined in section 812(a)(2)), two or more trades or businesses, whether or not incorporated, shall be deemed a single employer for any plan year of such plan, or any fiscal year of such other arrangement, if such trades or businesses are within the same conical group during such year or at any time during the preceding 1-year period.”;

(2) in clause (iii), by striking “(iii) the determination” and inserting the following:

“(iii)(I) in any case in which the benefit referred to in subparagraph (A) consists of medical care (as defined in section 812(a)(2)), the determination of whether a trade or business is under ‘common control’ with another trade or business shall be determined under regulations of the Secretary applying principles consistent and coextensive with the principles applied in determining whether employees of two or more trades or businesses are treated as employed by a single employer under section 4001(b), except that, for purposes of this paragraph, an interest of greater than 25 percent may not be required as the minimum interest necessary for common control, or

“(II) in any other case, the determination”;

(3) by redesignating clauses (iv) and (v) as clauses (v) and (vi), respectively; and

(4) by inserting after clause (iii) the following new clause:

“(iv) in any case in which the benefit referred to in subparagraph (A) consists of medical care (as defined in section 812(a)(2)), in determining, after the application of clause (i), whether benefits are provided to employees of two or more employers, the arrangement shall be treated as having only one participating employer if, after the application of clause (i), the number of individuals who are employees and former employees of any one participating employer and who are covered under the arrangement is greater than 75 percent of the aggregate number of all individuals who are employees or former employees of participating employers and who are covered under the arrangement.”

**SEC. 204. ENFORCEMENT PROVISIONS RELATING TO ASSOCIATION HEALTH PLANS.**

(a) CRIMINAL PENALTIES FOR CERTAIN WILLFUL MISREPRESENTATIONS.—Section 501 of the Employee Retirement Income Security Act of 1974 (29 U.S.C. 1131) is amended—

(1) by inserting “(a)” after “Sec. 501.”; and

(2) by adding at the end the following new subsection:

“(b) Any person who willfully falsely represents, to any employee, any employee’s beneficiary, any employer, the Secretary, or any State, a plan or other arrangement established or maintained for the purpose of offering or providing any benefit described in section 3(1) to employees or their beneficiaries as—

“(1) being an association health plan which has been certified under part 8;

“(2) having been established or maintained under or pursuant to one or more collective bargaining agreements which are reached pursuant to collective bargaining described in section 8(d) of the National Labor Relations Act (29 U.S.C. 158(d)) or paragraph Fourth of section 2 of the Railway Labor Act (45 U.S.C. 152, paragraph Fourth) or which are reached pursuant to labor-management negotiations under similar provisions of State public employee relations laws; or

“(3) being a plan or arrangement described in section 3(40)(A)(i),

shall, upon conviction, be imprisoned not more than 5 years, be fined under title 18, United States Code, or both.”

(b) CEASE ACTIVITIES ORDERS.—Section 502 of such Act (29 U.S.C. 1132) is amended by adding at the end the following new subsection:

“(n) ASSOCIATION HEALTH PLAN CEASE AND DESIST ORDERS.—

“(1) IN GENERAL.—Subject to paragraph (2), upon application by the Secretary showing the operation, promotion, or marketing of an association health plan (or similar arrangement providing benefits consisting of medical care (as defined in section 733(a)(2))) that—

“(A) is not certified under part 8, is subject under section 514(b)(6) to the insurance laws of any State in which the plan or arrangement offers or provides benefits, and is not licensed, registered, or otherwise approved under the insurance laws of such State; or

“(B) is an association health plan certified under part 8 and is not operating in accordance with the requirements under part 8 for such certification,

a district court of the United States shall enter an order requiring that the plan or arrangement cease activities.

“(2) EXCEPTION.—Paragraph (1) shall not apply in the case of an association health plan or other arrangement if the plan or arrangement shows that—

“(A) all benefits under it referred to in paragraph (1) consist of health insurance coverage; and

“(B) with respect to each State in which the plan or arrangement offers or provides benefits, the plan or arrangement is operating in accordance with applicable State laws that are not superseded under section 514.

“(3) ADDITIONAL EQUITABLE RELIEF.—The court may grant such additional equitable relief, including any relief available under this title, as it deems necessary to protect the interests of the public and of persons having claims for benefits against the plan.”.

(c) RESPONSIBILITY FOR CLAIMS PROCEDURE.—Section 503 of such Act (29 U.S.C. 1133) is amended by inserting “(a) IN GENERAL.—” before “In accordance”, and by adding at the end the following new subsection:

“(b) ASSOCIATION HEALTH PLANS.—The terms of each association health plan which is or has been certified under part 8 shall require the board of trustees or the named fiduciary (as applicable) to ensure that the requirements of this section are met in connection with claims filed under the plan.”.

**SEC. 205. COOPERATION BETWEEN FEDERAL AND STATE AUTHORITIES.**

Section 506 of the Employee Retirement Income Security Act of 1974 (29 U.S.C. 1136) is amended by adding at the end the following new subsection:

“(d) CONSULTATION WITH STATES WITH RESPECT TO ASSOCIATION HEALTH PLANS.—

“(1) AGREEMENTS WITH STATES.—The Secretary shall consult with the State recognized under paragraph (2) with respect to an association health plan regarding the exercise of—

“(A) the Secretary’s authority under sections 502 and 504 to enforce the requirements for certification under part 8; and

“(B) the Secretary’s authority to certify association health plans under part 8 in accordance with regulations of the Secretary applicable to certification under part 8.

“(2) RECOGNITION OF PRIMARY DOMICILE STATE.—In carrying out paragraph (1), the Secretary shall ensure that only one State will be recognized, with respect to any particular association health plan, as the State with which consultation is required. In carrying out this paragraph—

“(A) in the case of a plan which provides health insurance coverage (as defined in section 812(a)(3)), such State shall be the State with which filing and approval of a policy type offered by the plan was initially obtained, and

“(B) in any other case, the Secretary shall take into account the places of residence of the participants and beneficiaries under the plan and the State in which the trust is maintained.”.

**SEC. 206. EFFECTIVE DATE AND TRANSITIONAL AND OTHER RULES.**

(a) EFFECTIVE DATE.—The amendments made by this Act shall take effect 1 year after the date of the enactment of this Act. The Secretary of Labor shall first issue all

regulations necessary to carry out the amendments made by this Act within 1 year after the date of the enactment of this Act.

**(b) TREATMENT OF CERTAIN EXISTING HEALTH BENEFITS PROGRAMS.—**

(1) IN GENERAL.—In any case in which, as of the date of the enactment of this Act, an arrangement is maintained in a State for the purpose of providing benefits consisting of medical care for the employees and beneficiaries of its participating employers, at least 200 participating employers make contributions to such arrangement, such arrangement has been in existence for at least 10 years, and such arrangement is licensed under the laws of one or more States to provide such benefits to its participating employers, upon the filing with the applicable authority (as defined in section 812(a)(5) of the Employee Retirement Income Security Act of 1974 (as amended by this subtitle)) by the arrangement of an application for certification of the arrangement under part 8 of subtitle B of title I of such Act—

(A) such arrangement shall be deemed to be a group health plan for purposes of title I of such Act;

(B) the requirements of sections 801(a) and 803(a) of the Employee Retirement Income Security Act of 1974 shall be deemed met with respect to such arrangement;

(C) the requirements of section 803(b) of such Act shall be deemed met, if the arrangement is operated by a board of directors which—

(i) is elected by the participating employers, with each employer having one vote; and

(ii) has complete fiscal control over the arrangement and which is responsible for all operations of the arrangement;

(D) the requirements of section 804(a) of such Act shall be deemed met with respect to such arrangement; and

(E) the arrangement may be certified by any applicable authority with respect to its operations in any State only if it operates in such State on the date of certification.

The provisions of this subsection shall cease to apply with respect to any such arrangement at such time after the date of the enactment of this Act as the applicable requirements of this subsection are not met with respect to such arrangement.

(2) DEFINITIONS.—For purposes of this subsection, the terms “group health plan”, “medical care”, and “participating employer” shall have the meanings provided in section 812 of the Employee Retirement Income Security Act of 1974, except that the reference in paragraph (7) of such section to an “association health plan” shall be deemed a reference to an arrangement referred to in this subsection.

**TITLE III—TAX INCENTIVES FOR SMALL BUSINESS**

**SECTION 301. INCREASED EXPENSING FOR SMALL BUSINESS.**

Subsections (b)(1), (b)(2), (b)(5), (c)(2), and (d)(1)(A)(ii) of section 179 of the Internal Revenue Code of 1986 (relating to election to expense certain depreciable business assets) are each amended by striking “2010” and inserting “2011”.

**SEC. 302. DEPRECIABLE RESTAURANT PROPERTY TO INCLUDE NEW CONSTRUCTION.**

(a) IN GENERAL.—Paragraph (7) of section 168(c) of the Internal Revenue Code of 1986 (defining qualified restaurant property) is amended to read as follows:

“(7) QUALIFIED RESTAURANT PROPERTY.—The term ‘qualified restaurant property’ means any section 1250 property which is a building or an improvement to a building if more than 50 percent of the building’s square footage is devoted to preparation of, and seating for on-premises consumption of, prepared meals.”.

(b) EFFECTIVE DATE.—The amendment made by subsection (a) shall apply to prop-

erty placed in service after the date of the enactment of this Act.

**SEC. 303. REPEAL OF FEDERAL UNEMPLOYMENT SURTAX.**

(a) IN GENERAL.—Section 3301 of the Internal Revenue Code of 1986 (relating to rate of Federal unemployment tax) is amended by striking “or” at the end of paragraph (1), by redesignating paragraph (2) as paragraph (3), and by inserting after paragraph (1) the following new paragraph:

“(2) in the case of wages paid in calendar year 2007—

“(A) 6.2 percent in the case of wages for any portion of the year ending before April 1, and

“(B) 6.0 percent in the case of wages for any portion of the year beginning after March 31; or”.

(b) CONFORMING AMENDMENT.—Section 3301(1) of such Code is amended by striking “2007” and inserting “2006”.

(c) EFFECTIVE DATE.—The amendments made by this section shall apply to wages paid after December 31, 2006.

Pending consideration of said motion.

¶4.10 POINT OF ORDER

Mr. George MILLER of California, made a point of order against the motion, and said:

“Mr. Speaker, I make a point of order against the motion to recommit. The motion is not germane. For example, the motion contains tax provisions which are clearly outside the jurisdiction of the bill.”

Mr. McKEON was recognized to speak to the point of order and said:

“Mr. Speaker, my motion should be ruled germane. The bill before us, brought to the floor under unprecedented circumstances, circumstances that have not been ‘fair, open, and honest’ by any means, would raise the minimum wage mandate by 41 percent, with small businesses and their workers left unprotected.

“Considering that more than 7 million new jobs have been created in the last 3½ years, and that two-thirds of all new jobs are provided by small businesses, I ask my colleagues, why in the world would we leave them unprotected and endanger this incredible momentum?

“My motion provides a fair alternative that increases the minimum wage in exactly the same manner as the Democratic leadership’s bill; expands access to affordable health care by establishing small business health plans; and extends important protections for small businesses and their workers.

“My motion should be considered not only germane but a proposal far superior to the Democratic leadership’s unbalanced minimum wage proposal.”

Mr. George MILLER of California, was further recognized to speak to the point of order and said:

“I would simply press the point that the motion to recommit offered by the minority is not germane, and it contains tax provisions and others that are outside the scope of the jurisdiction of the bill.”

The SPEAKER pro tempore, Mr. HASTINGS of Florida, sustained the point of order, and said:

“The Chair is prepared to rule.  
 “The gentleman from California makes a point of order that the instructions included in the motion to recommit propose an amendment not germane to the bill.

“Clause 7 of rule XVI, the germaneness rule, provides that no proposition on a subject different from that under consideration shall be admitted under color of amendment. Among the central tenets of the germaneness rule are that an amendment may not introduce a new subject matter and that an amendment may not introduce matter within the jurisdiction of committees not represented in the pending measure.

“H.R. 2 was referred to the Committee on Education and Labor, and its provisions are confined to the jurisdiction of that committee. The bill addresses the rate of the minimum wage. It also applies certain wage provisions to the Commonwealth of the Northern Mariana Islands.

“The instructions contained in the motion to recommit include, among other provisions, an amendment to the Internal Revenue Code of 1986 regarding certain Federal tax provisions.

“In the opinion of the Chair, that feature of the motion to recommit is neither properly related to the subject matter of the bill nor within the jurisdiction of the Committee on Education and Labor.

“Accordingly, the amendment proposed in the motion to recommit is not germane. The point of order is sustained, and the motion is not in order.”

Mr. MCKEON appealed the ruling of the Chair.

The question being stated, *viva voce*, Will the decision of the Chair stand as the judgment of the House?

Mr. George MILLER of California, moved to lay the appeal on the table.

The question being put, *viva voce*, Will the House lay on the table the appeal of the ruling of the Chair?

The SPEAKER pro tempore, Mr. HASTINGS of Florida, announced that the yeas had it.

Mr. MCKEON objected to the vote on the ground that a quorum was not present and not voting.

A quorum not being present, The roll was called under clause 6, rule XX, and the call was taken by electronic device.

When there appeared { Yeas ..... 232  
 Nays ..... 197

4.11 [Roll No. 16]  
 YEAS—232

Abercrombie	Bishop (GA)	Carnahan
Ackerman	Bishop (NY)	Carney
Allen	Blumenauer	Carson
Altmire	Boren	Castor
Andrews	Boswell	Chandler
Arcuri	Boucher	Clarke
Baca	Boyd (FL)	Clay
Baird	Boyd (KS)	Cleaver
Baldwin	Brady (PA)	Clyburn
Barrow	Brale (IA)	Cohen
Bean	Brown, Corrine	Conyers
Becerra	Butterfield	Cooper
Berkley	Capps	Costa
Berman	Capuano	Costello
Berry	Cardoza	Courtney

Cramer	Kennedy	Rahall	Kline (MN)	Neugebauer	Sessions
Crowley	Kildee	Rangel	Kuhl (NY)	Nunes	Shadegg
Cuellar	Kilpatrick	Reyes	LaHood	Paul	Shays
Cummings	Kind	Rodriguez	Lamborn	Pearce	Shimkus
Davis (AL)	Klein (FL)	Ross	Latham	Pence	Shuster
Davis (CA)	Kucinich	Rothman	LaTourette	Peterson (PA)	Simpson
Davis (IL)	Lampson	Roybal-Allard	Lewis (CA)	Petri	Smith (NE)
Davis, Lincoln	Langevin	Ruppersberger	Lewis (KY)	Pickering	Smith (NJ)
DeFazio	Lantos	Rush	Linder	Pitts	Smith (TX)
DeGette	Larsen (WA)	Ryan (OH)	LoBiondo	Platts	Souder
Delahunt	Larson (CT)	Salazar	Lucas	Poe	Stearns
DeLauro	Lee	Sánchez, Linda T.	Lungren, Daniel E.	Porter	Sullivan
Dicks	Levin	Sanchez, Loretta	Mack	Price (GA)	Tancredo
Dingell	Lewis (GA)	Sarbanes	Manzullo	Pryce (OH)	Terry
Doggett	Lipinski	Schakowsky	Marchant	Putnam	Thornberry
Donnelly	Loebsack	Schiff	McCarthy (CA)	Radanovich	Tiahrt
Doyle	Lofgren, Zoe	Schwartz	McCaul (TX)	Ramstad	Tiberi
Edwards	Lowe	Scott (GA)	McCotter	Regula	Turner
Ellison	Lynch	Scott (VA)	McCrery	Rehberg	Upton
Ellsworth	Maloney (FL)	Serrano	McHenry	Reichert	Walberg
Emanuel	Maloney (NY)	Sestak	McHugh	Renzi	Walden (OR)
Engel	Markey	Shea-Porter	McKeon	Rogers (AL)	Walsh (NY)
Eshoo	Marshall	Sherman	McMorris	Rogers (KY)	Wamp
Etheridge	Matheson	Shuler	Rodgers	Rogers (MI)	Weldon (FL)
Farr	Matsui	Skelton	Mica	Rohrabacher	Weller
Fattah	McCarthy (NY)	Sires	Miller (FL)	Ros-Lehtinen	Westmoreland
Filner	McCollum (MN)	Skelton	Miller (MI)	Royce	Wicker
Frank (MA)	McDermott	Slaughter	Miller, Gary	Ryan (WI)	Wilson (NM)
Giffords	McGovern	Smith (WA)	Moran (KS)	Sali	Wilson (SC)
Gillibrand	McIntyre	Snyder	Murphy, Tim	Saxton	Wolf
Gonzalez	McNerney	Solis	Musgrave	Schmidt	Young (AK)
Gordon	McNulty	Space	Myrick	Sensenbrenner	Young (FL)
Green, Al	Meehan	Spratt			
Green, Gene	Meeks (NY)	Stark			
Grijalva	Melancon	Stupak			
Gutierrez	Michaud	Sutton			
Hall (NY)	Millender-McDonald	Tanner			
Hare	Miller (NC)	Tauscher			
Harman	Miller, George	Taylor			
Hastings (FL)	Mitchell	Thompson (CA)			
Herseht	Mollohan	Thompson (MS)			
Higgins	Moore (KS)	Tierney			
Hill	Moore (WI)	Towns			
Hinchey	Moran (VA)	Udall (CO)			
Hinojosa	Murphy (CT)	Udall (NM)			
Hirono	Murphy, Patrick	Van Hollen			
Hodes	Murtha	Velázquez			
Holden	Nadler	Visclosky			
Holt	Napolitano	Walz (MN)			
Honda	Neal (MA)	Wasserman			
Hooley	Oberstar	Schultz			
Hoyer	Obey	Waters			
Inslee	Oliver	Watson			
Israel	Ortiz	Watt			
Jackson (IL)	Pallone	Waxman			
Jackson-Lee (TX)	Pascrell	Weiner			
Jefferson	Pastor	Welch (VT)			
Johnson (GA)	Payne	Wexler			
Johnson, E. B.	Pelosi	Wilson (OH)			
Jones (OH)	Perlmutter	Woolsey			
Kagen	Peterson (MN)	Wu			
Kanjorski	Pomeroy	Wynn			
Kaptur	Price (NC)	Yarmuth			

NAYS—197

Aderholt	Castle	Galleghy
Akin	Chabot	Garrett (NJ)
Alexander	Coble	Gerlach
Bachmann	Cole (OK)	Gilchrest
Bachus	Conaway	Gillmor
Baker	Crenshaw	Gingrey
Barrett (SC)	Cubin	Gohmert
Bartlett (MD)	Culberson	Goode
Barton (TX)	Davis (KY)	Goodlatte
Biggert	Davis, David	Granger
Bilbray	Davis, Jo Ann	Graves
Bilirakis	Davis, Tom	Hall (TX)
Bishop (UT)	Deal (GA)	Hastert
Blackburn	Dent	Hastings (WA)
Blunt	Diaz-Balart, L.	Hayes
Boehner	Diaz-Balart, M.	Heller
Bonner	Doolittle	Hensarling
Bono	Drake	Herger
Boozman	Dreier	Hobson
Boustany	Duncan	Hoekstra
Brady (TX)	Ehlers	Hulshof
Brown (SC)	Emerson	Hunter
Brown-Waite,	English (PA)	Inglis (SC)
Ginny	Everett	Issa
Buchanan	Fallin	Jindal
Burgess	Feeney	Johnson (IL)
Burton (IN)	Ferguson	Johnson, Sam
Calvert	Flake	Jones (NC)
Camp (MI)	Forbes	Jordan
Campbell (CA)	Fortenberry	Keller
Cannon	Fossella	King (IA)
Carson	Fox	King (NY)
Cantor	Franks (AZ)	Kingston
Capito	Frelinghuysen	Kirk
Cartier		

Kline (MN)	Neugebauer	Sessions
Kuhl (NY)	Nunes	Shadegg
LaHood	Paul	Shays
Lamborn	Pearce	Shimkus
Latham	Pence	Shuster
LaTourette	Peterson (PA)	Simpson
Lewis (CA)	Petri	Smith (NE)
Lewis (KY)	Pickering	Smith (NJ)
Linder	Pitts	Smith (TX)
LoBiondo	Platts	Souder
Lucas	Poe	Stearns
Lungren, Daniel E.	Porter	Sullivan
Mack	Price (GA)	Tancredo
Manzullo	Pryce (OH)	Terry
Marchant	Putnam	Thornberry
McCarthy (CA)	Radanovich	Tiahrt
McCaul (TX)	Ramstad	Tiberi
McCotter	Regula	Turner
McCrery	Rehberg	Upton
McHenry	Reichert	Walberg
McHugh	Renzi	Walden (OR)
McKeon	Rogers (AL)	Walsh (NY)
McMorris	Rogers (KY)	Wamp
Rodgers	Rogers (MI)	Weldon (FL)
Mica	Rohrabacher	Weller
Miller (FL)	Ros-Lehtinen	Westmoreland
Miller (MI)	Roskam	Wicker
Miller, Gary	Royce	Wilson (NM)
Moran (KS)	Ryan (WI)	Wilson (SC)
Murphy, Tim	Sali	Wolf
Musgrave	Saxton	Young (AK)
Myrick	Schmidt	Young (FL)
	Sensenbrenner	

NOT VOTING—6

Buyer	Meek (FL)	Reynolds
Knollenberg	Norwood	Whitfield

So the motion to lay the appeal on the table was agreed to.

A motion to reconsider the vote whereby said motion was agreed to was, by unanimous consent, laid on the table.

Mr. MCKEON moved to recommit the bill to the Committee on Education and Labor with instructions to report the bill back to the House forthwith with the following amendment:

In section 2, redesignate subsection (b) as subsection (c) and insert after subsection (a) the following:

(b) MINIMUM WAGE FOR EMPLOYERS PROVIDING EMPLOYEES CERTAIN HEALTH CARE BENEFITS.—Section 6(a) of the Fair Labor Standards Act of 1938 is further amended in subsection (a), by redesignating paragraphs (2) through (5) as paragraphs (3) through (6), respectively and inserting after paragraph (2) the following new paragraph:

“(2) if an employer provides health care benefits to an employee through an employee welfare benefit plan (as defined under section 3(1) of the Employee Retirement Income Security Act (29 USC 1002(3)), the applicable minimum wage rate paid by such employer to such employee shall be \$5.15 an hour;”.

After debate,

By unanimous consent, the previous question was ordered on the motion to recommit with instructions.

The question being put, *viva voce*,

Will the House recommit said bill with instructions?

The SPEAKER pro tempore, Mr. HASTINGS of Florida, announced that the yeas had it.

Mr. MCKEON demanded a recorded vote on agreeing to said motion, which demand was supported by one-fifth of a quorum, so a recorded vote was ordered.

The vote was taken by electronic device.

It was decided in the { Yeas ..... 144
negative ..... } Nays ..... 287

4.12 [Roll No. 17]

AYES—144

- Aderholt Forbes Pearce
Akin Fortenberry Peterson (PA)
Alexander Fossella Petri
Bachus Franks (AZ) Pickering
Baker Frelinghuysen Pitts
Bartlett (MD) Gallegly Poe
Barton (TX) Gilchrest Porter
Biggart Gillmor Price (GA)
Bilbray Gohmert Pryce (OH)
Bilirakis Goode Putnam
Bishop (UT) Goodlatte Radanovich
Blackburn Granger Regula
Blunt Graves Rehberg
Boehner Hall (TX) Reichert
Bonner Hastert Reynolds
Bono Hastings (WA) Rogers (AL)
Boozman Hayes Rogers (KY)
Boustany Heller Rogers (MI)
Brown (SC) Hobson Rohrabacher
Buchanan Hoekstra Ros-Lehtinen
Burgess Hulshof Roskam
Burton (IN) Hunter Royce
Calvert Ingalls (SC) Ryan (WI)
Camp (MI) Issa Schmidt
Campbell (CA) Johnson, Sam Sensenbrenner
Cannon Jones (NC) Sessions
Cantor Jordan Shadegg
Carter Keller Shays
Chabot Kirk Shimkus
Coble Kline (MN) Shuster
Cole (OK) LaHood Smith (NE)
Conaway Latham Smith (TX)
Crenshaw Lewis (CA) Souder
Cubin Lewis (KY) Stearns
Culberson Linder Sullivan
Davis (KY) Lucas Thornberry
Davis, David E. Tiahrt
Davis, Jo Ann E. Tiberi
Davis, Tom Manullo Upton
Deal (GA) McCarthy (CA) Walberg
Diaz-Balart, L. McCaul (TX) Wamp
Diaz-Balart, M. McCrery Weldon (FL)
Doolittle McKeon Westmoreland
Drake McMorris Whitfield
Dreier Rodgers Wicker
Duncan Mica Wilson (NM)
Ehlers Myrick Wilson (SC)
Everett Neugebauer Young (AK)
Fallin Nunes

NOES—287

- Abercrombie Clarke
Ackerman Clay
Allen Cleaver
Altmore Clyburn
Andrews Cohen
Arcuri Conyers
Baca Cooper
Bachmann Costa
Baird Costello
Baldwin Courtney
Barrett (SC) Cramer
Barrow Crowley
Bean Cuellar
Becerra Cummings
Berkley Davis (AL)
Berman Davis (CA)
Berry Davis (IL)
Bishop (GA) Davis, Lincoln
Bishop (NY) DeFazio
Blumenauer DeGette
Boren Delahunt
Boswell DeLauro
Boucher Dent
Boyd (FL) Dicks
Boyd (KS) Dingell
Brady (PA) Doggett
Brady (TX) Donnelly
Braley (IA) Doyle
Brown, Corrine Edwards
Brown-Waite, Ellison
Ginny Ellsworth
Butterfield Emanuel
Capito Emerson
Capps Engel
Capuano English (PA)
Cardoza Eshoo
Carmahan Etheridge
Carney Farr
Carson Fattah
Castle Feeney
Castor Ferguson
Chandler Filner

- Jones (OH)
Kagen
Kanjorski
Kaptur
Kennedy
Kildee
Kilpatrick
Kind
King (IA)
King (NY)
Kingston
Klein (FL)
Kucinich
Kuhl (NY)
Lamborn
Lampson
Langevin
Lantos
Larsen (WA)
Larson (CT)
LaTourette
Lee
Levin
Lewis (GA)
Lipinski
LoBiondo
Loebach
Lofgren, Zoe
Lowey
Lynch
Mack
Mahoney (FL)
Maloney (NY)
Marchant
Markey
Marshall
Matheson
Matsui
McCarthy (NY)
McCollum (MN)
McCotter
McDermott
McGovern
McHenry
McHugh
McIntyre
McNerney
McNulty
Meehan
Meek (FL)
Meeks (NY)
Melancon
Michaud
Millender-
McDonald
Miller (FL)
Miller (MI)
Miller (NC)
Miller, George
Mitchell
Mollohan
Moore (KS)
Moore (WI)
Moran (KS)
Moran (VA)
Murphy (CT)
Murphy, Patrick
Murphy, Tim
Murtha
Musgrave
Nadler
Napolitano
Neal (MA)
Oberstar
Obey
Oliver
Ortiz
Pallone
Pascrell
Pastor
Paul
Payne
Pelosi
Pence
Perlmutter
Peterson (MN)
Platts
Pomeroy
Price (NC)
Rahall
Ramstad
Rangel
Renzi
Reyes
Rodriguez
Ross
Rothman
Roybal-Allard
Ruppersberger
Rush
Ryan (OH)
Salazar
Sali
Sanchez, Linda
T.
Sanchez, Loretta
Sarbanes
Saxton
Schakowsky
Schiff
Schwartz
Scott (GA)
Scott (VA)
Serrano
Sestak
Shea-Porter
Sherman
Shuler
Simpson
Sires
Skelton
Slaughter
Smith (NJ)
Smith (WA)
Snyder
Soils
Space
Spratt
Stark
Stupak
Sutton
Tancredo
Tanner
Tauscher
Taylor
Terry
Thompson (CA)
Thompson (MS)
Tierney
Towns
Turner
Udall (CO)
Udall (NM)
Van Hollen
Velázquez
Visclosky
Walden (OR)
Walsh (NY)
Walz (MN)
Wasserman
Schultz
Waters
Watson
Watt
Waxman
Weiner
Welch (VT)
Weller
Wexler
Wilson (OH)
Wolf
Woolsey
Wu
Wynn
Yarmuth
Young (FL)

NOT VOTING—4

- Buyer Miller, Gary
Knollenberg Norwood

So the motion to recommit with instructions was not agreed to.

The question being put, viva voce, Will the House pass said bill?

The SPEAKER pro tempore, Mr. HASTINGS of Florida, announced that the yeas had it.

Mr. LINDER demanded a recorded vote on passage of said bill, which demand was supported by one-fifth of a quorum, so a recorded vote was ordered.

The vote was taken by electronic device.

It was decided in the { Yeas ..... 315
affirmative ..... } Nays ..... 116

4.13 [Roll No. 18]

AYES—315

- Abercrombie Berkley
Ackerman Berman
Aderholt Berry
Alexander Biggart
Allen Bilirakis
Altmore Bishop (GA)
Andrews Bishop (NY)
Arcuri Blumenauer
Baca Bonner
Bachus Boren
Baird Boozman
Baldwin Boren
Barrow Boswell
Bean Boucher
Becerra Boyd (FL)

- Castle
Castor
Chandler
Clarke
Clay
Cleaver
Clyburn
Cohen
Conyers
Cooper
Costa
Costello
Courtney
Cramer
Crenshaw
Crowley
Cuellar
Cummings
Davis (AL)
Davis (CA)
Davis (IL)
Davis (KY)
Davis, Jo Ann
Davis, Lincoln
DeFazio
DeGette
Delahunt
DeLauro
Dent
Diaz-Balart, L.
Diaz-Balart, M.
Dicks
Dingell
Doggett
Donnelly
Doyle
Duncan
Edwards
Ehlers
Ellison
Ellsworth
Emanuel
Emerson
Engel
English (PA)
Eshoo
Etheridge
Everett
Farr
Fattah
Ferguson
Filner
Forbes
Fossella
Frank (MA)
Frelinghuysen
Gerlach
Giffords
Gilchrest
Gillibrand
Gillmor
Gonzalez
Goode
Goodlatte
Gordon
Green, Al
Green, Gene
Grijalva
Gutierrez
Hall (NY)
Hall (NY)
Hare
Harman
Hastings (FL)
Hayes
Herseth
Higgins
Hill
Hinchev
Hinojosa
Hirono
Hodes
Holden
Holt
Honda
Hooley
Hoyer
Hulshof
Inslee
Israel
Jackson (IL)
Jackson-Lee
(TX)
Jefferson
Jindal
Johnson (GA)
Johnson (IL)
Johnson, E. B.
Jones (NC)
Pryce (OH)
Rahall
Ramstad
Rangel
Regula
Reichert
Renzi
Reyes
Rodriguez
Rogers (AL)
Rogers (KY)
Ros-Lehtinen
Ross
Rothman
Roybal-Allard
Ruppersberger
Rush
Ryan (OH)
Salazar
Sanchez, Linda
T.
Sanchez, Loretta
Sarbanes
Saxton
Schakowsky
Schiff
Schwartz
Scott (GA)
Scott (VA)
Serrano
Sestak
Shea-Porter
Sherman
Shuler
Simpson
Sires
Skelton
Slaughter
Smith (NJ)
Smith (TX)
Smith (WA)
Snyder
Solis
Space
Spratt
Stark
Stearns
Stupak
Sutton
Tanner
Tauscher
Taylor
Thompson (CA)
Thompson (MS)
Tierney
Towns
Turner
Udall (CO)
Udall (NM)
Upton
Van Hollen
Velázquez
Visclosky
Walden (OR)
Walsh (NY)
Walz (MN)
Wamp
Wasserman
Schultz
Waters
Watson
Watt
Waxman
Weiner
Welch (VT)
Weller
Wexler
Whitfield
Wilson (NM)
Wilson (OH)
Wolf
Woolsey
Wu
Wynn
Yarmuth
Young (AK)
Young (FL)

NOES—116

- Akin
Bilbray
Bishop (UT)
Blackburn
Baker
Barrett (SC)
Bartlett (MD)
Barton (TX)
Brady (TX)
Brown (SC)
Burgess
Burton (IN)
Calvert
Camp (MI)

Campbell (CA)	Hobson	Pence
Cannon	Hoekstra	Pickering
Cantor	Hunter	Pitts
Carter	Inglis (SC)	Porter
Chabot	Issa	Price (GA)
Coble	Johnson, Sam	Putnam
Cole (OK)	Jordan	Radanovich
Conaway	King (IA)	Rehberg
Cubin	Kingston	Reynolds
Culberson	Kline (MN)	Rogers (MI)
Davis, David	Lamborn	Rohrabacher
Davis, Tom	Lewis (CA)	Roskam
Deal (GA)	Lewis (KY)	Royce
Doolittle	Linder	Ryan (WI)
Drake	Lucas	Sali
Dreier	Lungren, Daniel	Sensenbrenner
Fallin	E.	Sessions
Feeney	Mack	Shadegg
Flake	Manzullo	Shuster
Fortenberry	McCarthy (CA)	Smith (NE)
Fox	McCaul (TX)	Souder
Franks (AZ)	McCrery	Sullivan
Gallegly	McHenry	Tancredo
Garrett (NJ)	McKeon	Terry
Gingrey	McMorris	Thornberry
Gohmert	Rodgers	Tiahrt
Granger	Mica	Tiberi
Graves	Miller (FL)	Walberg
Hall (TX)	Musgrave	Weldon (FL)
Hastert	Myrick	Westmoreland
Hastings (WA)	Neugebauer	Wicker
Heller	Nunes	Wilson (SC)
Hensarling	Paul	
Herger	Pearce	

## NOT VOTING—4

Buyer	Miller, Gary
Knollenberg	Norwood

So the bill was passed.

A motion to reconsider the vote whereby said bill was passed was, by unanimous consent, laid on the table.

*Ordered*, That the Clerk request the concurrence of the Senate in said bill.

## ¶4.14 ORDER OF BUSINESS—

## POSTPONEMENT OF VOTE—H. RES. 15

The SPEAKER pro tempore, Mr. SIREs, pursuant to clause 8, rule XX, announced that further proceedings on the resolution (H. Res. 15) mourning the passing of President Gerald Rudolph Ford and celebrating his leadership and service to the people of the United States, were postponed until Thursday, January 11, 2007.

## ¶4.15 COMMITTEE ELECTION—MAJORITY

Mr. EMANUEL, by direction of the Democratic Caucus, submitted the following privileged resolution (H. Res. 47):

*Resolved*, That the following named Members and Delegate be and are hereby elected to the following standing committee of the House of Representatives:

(1) COMMITTEE ON TRANSPORTATION AND INFRASTRUCTURE.—Mr. Rahall, Mr. DeFazio, Mr. Costello, Ms. Norton, Mr. Nadler, Ms. Corrine Brown of Florida, Mr. Filner, Ms. Eddie Bernice Johnson of Texas, Mr. Taylor of Mississippi, Ms. Millender-McDonald, Mr. Cummings, Mrs. Tauscher, Mr. Boswell, Mr. Holden, Mr. Baird, Mr. Larsen of Washington, Mr. Capuano, Ms. Carson, Mr. Bishop of New York, Mr. Michaud, Mr. Higgins, Mr. Carnahan, Mr. Salazar, Mrs. Napolitano, Mr. Lipinski, Mr. Lampson, Mr. Space, Ms. Hirono, Mr. Braley of Iowa, Mr. Altmire, Mr. Walz of Minnesota, Mr. Shuler, Mr. Arcuri, Mr. Mitchell, Mr. Carney, Mr. Hall of New York, Mr. Kagen, Mr. Cohen, Mr. McNerney.

When said resolution was considered and agreed to.

A motion to reconsider the vote whereby said resolution was agreed to was, by unanimous consent, laid on the table.

## ¶4.16 LEAVE OF ABSENCE

By unanimous consent, leave of absence was granted to Mr. Gary MILLER of California, for today after 4:30 p.m. and balance of the week.

And then,

## ¶4.17 ADJOURNMENT

On motion of Mr. KING of Iowa, at 9 o'clock and 1 minutes p.m., the House adjourned.

## ¶4.18 PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XII, public bills and resolutions were introduced and severally referred, as follows:

By Mr. HINOJOSA (for himself, Mr. ORTIZ, Mr. RODRIGUEZ, Mr. REYES, and Mr. CUELLAR):

H.R. 361. A bill to amend the Lower Rio Grande Valley Water Resources Conservation and Improvement Act of 2000 to authorize additional projects and activities under that Act, and for other purposes; to the Committee on Natural Resources.

By Mr. GORDON (for himself and Mr. HALL of Texas):

H.R. 362. A bill to authorize science scholarships for educating mathematics and science teachers, and for other purposes; to the Committee on Science and Technology.

By Mr. GORDON:

H.R. 363. A bill to authorize appropriations for basic research and research infrastructure in science and engineering, and for support of graduate fellowships, and for other purposes; to the Committee on Science and Technology.

By Mr. GORDON:

H.R. 364. A bill to provide for the establishment of the Advanced Research Projects Agency-Energy; to the Committee on Science and Technology.

By Mr. GORDON (for himself, Mr. HALL of Texas, Mr. WU, and Mr. CALVERT):

H.R. 365. A bill to provide for a research program for remediation of closed methamphetamine production laboratories, and for other purposes; to the Committee on Science and Technology.

By Mr. SULLIVAN (for himself, Mr. LUCAS, Mr. COLE of Oklahoma, Ms. FALLIN, and Mr. BOREN):

H.R. 366. A bill to designate the Department of Veterans Affairs Outpatient Clinic in Tulsa, Oklahoma, as the "Ernest Childers Department of Veterans Affairs Outpatient Clinic"; to the Committee on Veterans' Affairs.

By Mr. REICHERT (for himself and Mr. KIRK):

H.R. 367. A bill to require the Attorney General to develop a national strategy to eliminate the illegal operations of the top three international drug gangs that present the greatest threat to law and order in the United States; to the Committee on the Judiciary.

By Mr. HALL of Texas (for himself, Mr. GILLMOR, Mr. SCHIFF, Mr. PAUL, Mrs. MALONEY of New York, Mr. MCCOTTER, Mr. GORDON, Mrs. BONO, and Mr. WEXLER):

H.R. 368. A bill to amend title II of the Social Security Act to allow workers who attain age 65 after 1981 and before 1992 to choose either lump sum payments over four years totalling \$5,000 or an improved benefit computation formula under a new 10-year rule governing the transition to the changes in benefit computation rules enacted in the Social Security Amendments of 1977, and for other purposes; to the Committee on Ways and Means.

By Mr. PRICE of North Carolina (for himself, Mr. SPRATT, Mr. WAXMAN, Ms. SCHAKOWSKY, Mr. SHAYS, Mr. CONYERS, Mr. SNYDER, Mr. COOPER, Mr. WEXLER, Mr. BURTON of Indiana, Mr. BLUMENAUER, Ms. McCOLLUM of Minnesota, Mr. ETHERIDGE, Mr. MILLER of North Carolina, Mr. FARR, Mr. VAN HOLLEN, Mr. DEFazio, Mr. HONDA, Ms. JACKSON-LEE of Texas, and Mr. HOLT):

H.R. 369. A bill to require accountability for personnel performing private security functions under Federal contracts, and for other purposes; to the Committee on Armed Services, and in addition to the Committee on the Judiciary, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. DAVIS of Kentucky (for himself, Mr. RAHALL, Mr. WHITFIELD, Mr. PICKERING, Mr. ROGERS of Kentucky, Mr. DUNCAN, Mr. LAHOOD, Mr. BOUSTANY, Mrs. CUBIN, Mr. BACHUS, Mr. EVERETT, Mr. ROGERS of Alabama, Mr. BOUCHER, Mr. LINCOLN DAVIS of Tennessee, Mr. SHIMKUS, Mr. CANNON, Mrs. DRAKE, Mr. LEWIS of Kentucky, Mr. REHBERG, Mr. HASTERT, and Mr. YARMUTH):

H.R. 370. A bill to promote coal-to-liquid fuel activities; to the Committee on Energy and Commerce, and in addition to the Committees on Ways and Means, Science and Technology, and Armed Services, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. BERMAN (for himself, Mr. CANNON, Mr. PETERSON of Minnesota, Mr. RADANOVICH, Mr. COSTA, Mr. PUTNAM, Mr. BOYD of Florida, Mr. LAHOOD, Mr. THOMPSON of California, Mr. REYNOLDS, Mr. BACA, Mr. WALSH of New York, Ms. SOLIS, Mr. KUHL of New York, Mr. BISHOP of Georgia, Mr. NUNES, Mr. SALAZAR, Mr. LINCOLN DIAZ-BALART of Florida, Mr. LARSEN of Washington, Mr. GILCHREST, Mr. FARR, and Mr. MCHUGH):

H.R. 371. A bill to improve agricultural job opportunities, benefits, and security for aliens in the United States, and for other purposes; to the Committee on the Judiciary.

By Mr. ALTMIRE:

H.R. 372. A bill to direct the Federal Trade Commission to revise the regulations regarding the Do-not-call registry to prohibit politically-oriented recorded message telephone calls to telephone numbers listed on that registry; to the Committee on Energy and Commerce.

By Mrs. BLACKBURN (for herself, Mr. GINGREY, Mr. FLAKE, Mr. AKIN, Mr. GARRETT of New Jersey, Ms. FOX, Mr. MCHENRY, Mr. FEENEY, Mr. WALBERG, Mr. PEARCE, Mr. CANTOR, Mr. WESTMORELAND, Mr. SALLI, Mr. HENSARLING, Mrs. MUSGRAVE, Mr. CHABOT, and Mr. HERGER):

H.R. 373. A bill to make 1 percent across-the-board rescissions in non-defense, non-homeland-security discretionary spending for fiscal year 2007; to the Committee on Appropriations.

By Mrs. BLACKBURN (for herself, Mr. CANTOR, Mr. WESTMORELAND, Mr. SALLI, Mr. FLAKE, Mr. AKIN, Mr. HENSARLING, Mrs. MUSGRAVE, Mr. CHABOT, Mr. HERGER, and Ms. FOX):

H.R. 374. A bill to make 2 percent across-the-board rescissions in non-defense, non-homeland-security discretionary spending for fiscal year 2007; to the Committee on Appropriations.



By Mrs. JO ANN DAVIS of Virginia:

H.R. 375. A bill to declare, under the authority of Congress under Article I, section 8 of the Constitution to "provide and maintain a Navy", a national policy for the naval force structure required in order to 'provide for the common defense' of the United States throughout the 21st century; to the Committee on Armed Services.

By Mr. BLUNT:

H.R. 376. A bill to authorize the Secretary of the Interior to conduct a special resource study to determine the suitability and feasibility of including the battlefields and related sites of the First and Second Battles of Newtonia, Missouri, during the Civil War as part of Wilson's Creek National Battlefield or designating the battlefields and related sites as a separate unit of the National Park System, and for other purposes; to the Committee on Natural Resources.

By Mr. BURGESS:

H.R. 377. A bill to amend the Internal Revenue Code of 1986 to increase the dollar limitation on employer-provided group term life insurance that can be excluded from the gross income of the employee; to the Committee on Ways and Means.

By Mr. CONYERS:

H.R. 378. A bill to direct the Secretary of Labor to issue an occupational safety and health standard to reduce injuries to patients, direct-care registered nurses, and other health care providers by establishing a safe patient handling standard; to the Committee on Education and Labor, and in addition to the Committee on Energy and Commerce, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mrs. BLACKBURN (for herself, Mr. CANTOR, Mr. WESTMORELAND, Mr. SALI, Mr. FLAKE, Mr. AKIN, Mr. HENSARLING, Mrs. MUSGRAVE, Mr. CHABOT, Mr. HERGER, and Ms. FOX):

H.R. 379. A bill to make 5 percent across-the-board rescissions in non-defense, non-homeland-security discretionary spending for fiscal year 2007; to the Committee on Appropriations.

By Mr. EMANUEL (for himself, Mrs. EMERSON, Mr. SIMPSON, Mr. KILDEE, Mr. TAYLOR, Ms. CARSON, Mr. WEINER, Mr. LARSEN of Washington, Mr. BERRY, Ms. DELAURO, Mr. COSTA, Ms. MCCOLLUM of Minnesota, Mr. MARSHALL, Mr. WAMP, Mr. DEFazio, Mr. RAMSTAD, Mr. RUPPERSBERGER, Mrs. LOWEY, Mr. ISRAEL, Mr. McNULTY, Mr. COOPER, Mr. BURTON of Indiana, Mr. COSTELLO, Mr. MURTHA, Mr. GUTIERREZ, Mr. CUMMINGS, Mr. OBERSTAR, Mr. MOORE of Kansas, Mr. GENE GREEN of Texas, Mr. HOEKSTRA, Mr. FRANK of Massachusetts, Mrs. MUSGRAVE, Mr. HINCHEY, Ms. SCHAKOWSKY, Mr. HASTINGS of Florida, Mr. BISHOP of New York, Mr. SHAYS, Mr. KANJORSKI, Mr. TIERNEY, Mr. LATOURETTE, Mr. CARNAHAN, Mr. CLEAVER, Mr. PLATTS, Mr. VAN HOLLEN, Mr. CHANDLER, Mr. WYNN, Mr. HOLDEN, Mr. ACKERMAN, Mr. LIPINSKI, Mr. MCGOVERN, Mr. PASTOR, Mr. HASTINGS of Washington, and Ms. GINNY BROWN-WAITE of Florida):

H.R. 380. A bill to amend the Federal Food, Drug, and Cosmetic Act with respect to the importation of prescription drugs, and for other purposes; to the Committee on Energy and Commerce.

By Mr. GILLMOR (for himself, Mr. PAUL, and Mr. McCOTTER):

H.R. 381. A bill to amend title II of the Higher Education Act of 1965 to increase teacher familiarity with the educational needs of gifted and talented students, and for other purposes; to the Committee on Education and Labor.

By Mr. GILLMOR:

H.R. 382. A bill to amend the Federal Deposit Insurance Act with respect to municipal deposits; to the Committee on Financial Services.

By Mr. GOODE:

H.R. 383. A bill to amend the Small Business Act to revise the definition of a HUBZone with respect to counties that are highly rural but adjacent to urban areas; to the Committee on Small Business.

By Mr. GOODE:

H.R. 384. A bill to include Nelson County, Virginia, in the Appalachian region for purposes of the programs of the Appalachian Regional Commission; to the Committee on Transportation and Infrastructure.

By Mr. GOODE:

H.R. 385. A bill to amend title II of the Social Security Act to eliminate reconsideration as an intervening step between initial benefit entitlement decisions and subsequent hearings on the record on such decisions; to the Committee on Ways and Means.

By Mr. HASTINGS of Washington:

H.R. 386. A bill to authorize the Secretary of the Interior to convey certain buildings and lands of the Yakima Project, Washington, to the Yakima-Tieton Irrigation District; to the Committee on Natural Resources.

By Mr. KANJORSKI:

H.R. 387. A bill to authorize certain States to prohibit the importation of solid waste from other States, and for other purposes; to the Committee on Energy and Commerce.

By Mr. KILDEE (for himself and Mr. JONES of North Carolina):

H.R. 388. A bill to prohibit the importation of motor vehicles of the People's Republic of China until the tariff rates that China imposes on motor vehicles of the United States are equal to the rates of duty applicable to motor vehicles of the People's Republic of China under the Harmonized Tariff Schedule of the United States; to the Committee on Ways and Means.

By Mr. KUHLL of New York (for himself and Mr. EHLERS):

H.R. 389. A bill to amend the National Dam Safety Program Act to establish a program to provide grant assistance to States for the rehabilitation and repair of deficient dams; to the Committee on Transportation and Infrastructure.

By Mr. LANTOS (for himself, Mr. CUMMINGS, Mr. TOM DAVIS of Virginia, Mr. FATTAH, Mr. GUTIERREZ, Mr. McDERMOTT, Mr. BRADY of Pennsylvania, Mr. DAVIS of Alabama, Mr. MORAN of Virginia, Mr. ACKERMAN, Ms. EDDIE BERNICE JOHNSON of Texas, Mr. HASTINGS of Florida, Mr. COHEN, Mr. CONYERS, Mr. UDALL of Colorado, and Ms. BORDALLO):

H.R. 390. A bill to require the establishment of a national database in the National Archives to preserve records of servitude, emancipation, and post-Civil War reconstruction and to provide grants to State and local entities to establish similar local databases; to the Committee on Oversight and Government Reform.

By Mr. MATHESON (for himself, Ms. GINNY BROWN-WAITE of Florida, Mr. FRANK of Massachusetts, Mr. DAVIS of Kentucky, Ms. WATERS, and Mr. GARY G. MILLER of California):

H.R. 391. A bill to authorize the Secretary of Housing and Urban Development to continue to insure, and to enter into commitments to insure, home equity conversion mortgages under section 255 of the National Housing Act; to the Committee on Financial Services.

By Ms. NORTON (for herself, Ms. BORDALLO, Mrs. CHRISTENSEN, Mr. FALEOMAVAEGA, Mr. FORTUÑO, Mr. FRANK of Massachusetts, Mr. CASTLE, and Mr. GUTIERREZ):

H.R. 392. A bill to provide for a circulating quarter dollar coin program to honor the District of Columbia, the Commonwealth of Puerto Rico, Guam, American Samoa, the United States Virgin Islands, and the Commonwealth of the Northern Mariana Islands, and for other purposes; to the Committee on Financial Services.

By Mr. RANGEL:

H.R. 393. A bill to require all persons in the United States between the ages of 18 and 42 to perform national service, either as a member of the uniformed services or in civilian service in furtherance of the national defense and homeland security, to authorize the induction of persons in the uniformed services during wartime to meet end-strength requirements of the uniformed services, to amend the Internal Revenue Code of 1986 to make permanent the favorable treatment afforded combat pay under the earned income tax credit, and for other purposes; to the Committee on Armed Services, and in addition to the Committee on Ways and Means, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Ms. ROS-LEHTINEN (for herself, Mr. SHERMAN, Mr. WILSON of South Carolina, Mr. CROWLEY, Mr. CHABOT, and Mr. ENGEL):

H.R. 394. A bill to provide for payment of certain claims against the Government of Iran; to the Committee on the Judiciary, and in addition to the Committee on Foreign Affairs, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. SALAZAR:

H.R. 395. A bill to amend the Clean Air Act to require the Secretary of Energy to provide grants to eligible entities to carry out research, development, and demonstration projects of cellulosic ethanol and construct infrastructure that enables retail gas stations to dispense cellulosic ethanol for vehicle fuel to reduce the consumption of petroleum-based fuel; to the Committee on Energy and Commerce, and in addition to the Committee on Science and Technology, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. SAXTON:

H.R. 396. A bill to amend the Internal Revenue Code of 1986 to repeal the required beginning date for distributions from individual retirement plans and for distributions of elective deferrals under qualified cash or deferred arrangements; to the Committee on Ways and Means.

By Mr. SAXTON:

H.R. 397. A bill to amend the Internal Revenue Code of 1986 to allow individuals to defer recognition of reinvested capital gains distributions from regulated investment companies; to the Committee on Ways and Means.

By Ms. SOLIS:

H.R. 398. A bill to require Federal agencies to support health impact assessments and take other actions to improve health and the environmental quality of communities, and for other purposes; to the Committee on Energy and Commerce.

By Mr. THOMPSON of Mississippi:

H.R. 399. A bill to designate the United States Courthouse to be constructed in Jackson, Mississippi, as the "R. Jess Brown United States Courthouse"; to the Committee on Transportation and Infrastructure.

By Mr. GOODE (for himself and Mr. JONES of North Carolina):

H. Con. Res. 22. Concurrent resolution expressing the sense of Congress that the

President should provide notice of withdrawal of the United States from the North American Free Trade Agreement (NAFTA); to the Committee on Ways and Means.

By Mr. KUCINICH (for himself, Mr. CUMMINGS, Mr. DEFAZIO, Mr. JACKSON of Illinois, Ms. WOOLSEY, Mr. SERRANO, Mr. JOHNSON of Georgia, Ms. LEE, Mr. CLAY, Mr. FATTAH, Ms. KILPATRICK, Mr. LYNCH, Mr. HOLT, Ms. CARSON, Mr. DAVIS of Illinois, Ms. MOORE of Wisconsin, Mr. WU, Mr. CAPUANO, Ms. WATSON, Mr. STARK, Mr. CONYERS, and Mr. GRIJALVA):

H. Con. Res. 23. Concurrent resolution expressing the sense of Congress that the President should not order an escalation in the total number of members of the United States Armed Forces serving in Iraq; to the Committee on Armed Services.

By Mr. RANGEL:

H. Con. Res. 24. Concurrent resolution expressing the sense of the Congress that the President should grant a pardon to Marcus Mosiah Garvey to clear his name and affirm his innocence of crimes for which he was unjustly prosecuted and convicted; to the Committee on the Judiciary.

By Mr. PETERSON of Minnesota (for himself, Mr. GOODLATTE, Mr. UDALL of Colorado, Mr. WAMP, Mr. POMEROY, Mr. INSLEE, Mr. MOORE of Kansas, Ms. MATSUL, Mr. CONYERS, Mr. BOSWELL, Mr. GILCHREST, Mr. LATHAM, Mr. FORTENBERRY, Mr. CHANDLER, Ms. MCCOLLUM of Minnesota, Mr. THOMPSON of Mississippi, Mr. LIPINSKI, Mr. BACA, Ms. HERSETH, Mr. MORAN of Kansas, Mr. GRIJALVA, Mrs. MCMORRIS RODGERS, Mr. TERRY, Mr. LAHOOD, and Mr. MARIO DIAZ-BALART of Florida):

H. Con. Res. 25. Concurrent resolution expressing the sense of Congress that it is the goal of the United States that, not later than January 1, 2025, the agricultural, forestry, and working land of the United States should provide from renewable resources not less than 25 percent of the total energy consumed in the United States and continue to produce safe, abundant, and affordable food, feed, and fiber; to the Committee on Agriculture, and in addition to the Committees on Energy and Commerce, and Natural Resources, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. RANGEL:

H. Con. Res. 26. Concurrent resolution expressing the sense of the Congress that the United States Postal Service should issue a postage stamp commemorating Congressman Adam Clayton Powell, Jr. to the Committee on Oversight and Government Reform.

By Mr. RANGEL:

H. Con. Res. 27. Concurrent resolution expressing the sense of the House of Representatives that James Brown, also known as the "God Father of Soul", should be recognized for his contributions to American music as one of the greatest and most influential entertainers of the 1950s, 1960s, and 1970s as an American cultural icon; to the Committee on Education and Labor.

By Mr. SESSIONS:

H. Con. Res. 28. Concurrent resolution expressing the sense of the Congress that a commemorative postage stamp should be issued to promote public awareness of Down syndrome; to the Committee on Oversight and Government Reform.

By Mr. RANGEL:

H. Con. Res. 29. Concurrent resolution calling for the removal of all restrictions from the public, the press, and military families in mourning that would prohibit their presence at the arrival at military installations

in the United States or overseas of the remains of the Nation's fallen heroes, the members of the Armed Forces who have died in Iraq or Afghanistan, with the assurance that family requests for privacy will be respected; to the Committee on Armed Services.

By Mr. MCKEON:

H. Res. 45. A resolution electing minority members and the Resident Commissioner to certain committees of the House of Representatives; considered and agreed to.

By Mr. EMANUEL:

H. Res. 46. A resolution electing Members and Delegates to certain standing committees of the House of Representatives; considered and agreed to.

By Mr. EMANUEL:

H. Res. 47. A resolution electing Members and Delegates to a certain standing committee of the House of Representatives; considered and agreed to.

By Mr. DREIER (for himself, Mr. LINCOLN DIAZ-BALART of Florida, Mr. HASTINGS of Washington, and Mr. SESSIONS):

H. Res. 48. A resolution amending the Rules of the House of Representatives by requiring transparency of record votes in the Committee on Rules; to the Committee on Rules.

By Mr. CAMP of Michigan:

H. Res. 49. A resolution expressing the sense of the House of Representatives that there should be established a National Letter Carriers Appreciation Day; to the Committee on Oversight and Government Reform.

By Mr. CONAWAY (for himself, Mr. COOPER, Mr. LINCOLN DAVIS of Tennessee, and Mr. RYAN of Wisconsin):

H. Res. 50. A resolution amending the Rules of the House of Representatives to require the reduction of section 302(b) suballocations to reflect floor amendments to general appropriation bills; to the Committee on Rules.

By Mr. LIPINSKI (for himself, Mr. FOSSELLA, Mr. DAVIS of Kentucky, Ms. DELAURO, Ms. BORDALLO, Mr. FRANKS of Arizona, Mr. HOLT, Ms. MCCOLLUM of Minnesota, Mr. EHLERS, Mr. HOLDEN, Mr. CHABOT, Mr. SESSIONS, Mr. DAVIS of Illinois, Mr. BAKER, Mr. MCHENRY, Mr. GINGREY, Mr. MCCOTTER, Mr. MANZULLO, Mr. NEAL of Massachusetts, Mr. ROTHMAN, Mr. CLEAVER, Mr. RYAN of Ohio, Ms. MOORE of Wisconsin, Ms. ESHOO, Mr. SOUDER, Mr. TIBERI, Mr. RADANOVICH, Mr. LEWIS of Kentucky, Mr. RENZI, Mr. HIGGINS, Ms. HIRONO, Mrs. CHRISTENSEN, Mr. LANTOS, Mr. TOWNS, Mr. WILSON of South Carolina, Mr. MELANCON, Mr. WOLF, Mr. PATRICK MURPHY of Pennsylvania, Mr. GONZALEZ, Mr. TIM MURPHY of Pennsylvania, Mr. PASCRELL, Mr. TAYLOR, Mr. PAYNE, Mr. JONES of North Carolina, Mr. DENT, Mr. COURTNEY, Ms. ROS-LEHTINEN, Mrs. DRAKE, Mr. ENGLISH of Pennsylvania, Mr. MCGOVERN, Mr. FERGUSON, Mrs. BIGGERT, Mr. GRIJALVA, Mr. GALLEGLY, Mr. BUYER, Mr. LAHOOD, Mr. AKIN, Mr. TERRY, Mr. SMITH of New Jersey, Mr. CLAY, Ms. ROYBAL-ALLARD, Mr. MARIO DIAZ-BALART of Florida, and Mr. CARNEY):

H. Res. 51. A resolution honoring the contributions of Catholic schools; to the Committee on Education and Labor.

#### THURSDAY, JANUARY 11, 2007 (5)

The House was called to order by the SPEAKER.

#### ¶5.1 APPROVAL OF THE JOURNAL

The SPEAKER announced she had examined and approved the Journal of the proceedings of Wednesday, January 10, 2007.

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

#### ¶5.2 COMMUNICATIONS

Executive and other communications, pursuant to clause 8, rule XII, were referred as follows:

128. A letter from the Chairman, Council of the District of Columbia, transmitting a copy of D.C. ACT 16-482, "Omnibus Public Safety Amendment Act of 2006," pursuant to D.C. Code section 1-233(c)(1); to the Committee on Oversight and Government Reform.

129. A letter from the Chairman, Council of the District of Columbia, transmitting a copy of D.C. ACT 16-437, "People First Respectful Language Conforming Amendment Act of 2006," pursuant to D.C. Code section 1-233(c)(1); to the Committee on Oversight and Government Reform.

130. A letter from the Chairman, Council of the District of Columbia, transmitting a copy of D.C. ACT 16-473, "Targeted Historic Preservation Assistance Amendment Act of 2006," pursuant to D.C. Code section 1-233(c)(1); to the Committee on Oversight and Government Reform.

131. A letter from the Chairman, Council of the District of Columbia, transmitting a copy of D.C. ACT 16-474, "Emerging Technology Opportunity Development Task Force Act of 2006," pursuant to D.C. Code section 1-233(c)(1); to the Committee on Oversight and Government Reform.

132. A letter from the Chairman, Council of the District of Columbia, transmitting a copy of D.C. ACT 16-475, "Technical Amendments Act of 2006," pursuant to D.C. Code section 1-233(c)(1); to the Committee on Oversight and Government Reform.

133. A letter from the Chairman, Council of the District of Columbia, transmitting a copy of D.C. ACT 16-476, "Fiscal Year 2007 Budget Support Act of 2006," pursuant to D.C. Code section 1-233(c)(1); to the Committee on Oversight and Government Reform.

134. A letter from the Chairman, Council of the District of Columbia, transmitting a copy of D.C. ACT 16-485, "Child and Family Services Grant-making Temporary Amendment Act of 2006," pursuant to D.C. Code section 1-233(c)(1); to the Committee on Oversight and Government Reform.

135. A letter from the Chairman, Council of the District of Columbia, transmitting a copy of D.C. ACT 16-486, "Health-Care Decisions for Persons with Developmental Disabilities Temporary Amendment Act of 2006," pursuant to D.C. Code section 1-233(c)(1); to the Committee on Oversight and Government Reform.

136. A letter from the Chairman, Council of the District of Columbia, transmitting a copy of D.C. ACT 16-489, "Metro Bus Funding Requirement Temporary Amendment Act of 2006," pursuant to D.C. Code section 1-233(c)(1); to the Committee on Oversight and Government Reform.

137. A letter from the Chairman, Council of the District of Columbia, transmitting a copy of D.C. ACT 16-493, "Health Insurance Coverage for Habilitative Services for Children Act of 2006," pursuant to D.C. Code section 1-233(c)(1); to the Committee on Oversight and Government Reform.

138. A letter from the Chairman, Council of the District of Columbia, transmitting a copy of D.C. ACT 16-494, "Separation Pay, Term of Office and Voluntary Retirement

Modifications for Chief of Police Charles H. Ramsey Amendment Act of 2006," pursuant to D.C. Code section 1-233(c)(1); to the Committee on Oversight and Government Reform.

139. A letter from the Chairman, Council of the District of Columbia, transmitting a copy of D.C. ACT 16-495, "Wisconsin Avenue Bridge Project and Noise Control Temporary Amendment Act of 2006," pursuant to D.C. Code section 1-233(c)(1); to the Committee on Oversight and Government Reform.

140. A letter from the Chairman, Council of the District of Columbia, transmitting a copy of D.C. ACT 16-496, "Square 2910 Residential Development Stimulus Temporary Act of 2006," pursuant to D.C. Code section 1-233(c)(1); to the Committee on Oversight and Government Reform.

141. A letter from the Chairman, Council of the District of Columbia, transmitting a copy of D.C. ACT 16-502, "Crisp Attucks Park Indemnification Act of 2006," pursuant to D.C. Code section 1-233(c)(1); to the Committee on Oversight and Government Reform.

142. A letter from the Chairman, Council of the District of Columbia, transmitting a copy of D.C. ACT 16-503, "District of Columbia Poverty Lawyer Loan Assistance Repayment Program Act of 2006," pursuant to D.C. Code section 1-233(c)(1); to the Committee on Oversight and Government Reform.

143. A letter from the Chairman, Council of the District of Columbia, transmitting a copy of D.C. ACT 16-504, "Domestic Violence Amendment Act of 2006," pursuant to D.C. Code section 1-233(c)(1); to the Committee on Oversight and Government Reform.

144. A letter from the Chairman, Council of the District of Columbia, transmitting a copy of D.C. ACT 16-505, "Uniform Disclaimers of Property Interests Revision Act of 2006," pursuant to D.C. Code section 1-233(c)(1); to the Committee on Oversight and Government Reform.

145. A letter from the Chairman, Council of the District of Columbia, transmitting a copy of D.C. ACT 16-507, "Neighborhood Investment Amendment Temporary Act of 2006," pursuant to D.C. Code section 1-233(c)(1); to the Committee on Oversight and Government Reform.

146. A letter from the Chairman, Council of the District of Columbia, transmitting a copy of D.C. ACT 16-508, "July Local Supplemental Other Type Appropriations Approval Temporary Act of 2006," pursuant to D.C. Code section 1-233(c)(1); to the Committee on Oversight and Government Reform.

147. A letter from the Chairman, Council of the District of Columbia, transmitting a copy of D.C. ACT 16-506, "Deed Transfer and Recordation Clarification Temporary Amendment Act of 2006," pursuant to D.C. Code section 1-233(c)(1); to the Committee on Oversight and Government Reform.

148. A letter from the Chairman, Council of the District of Columbia, transmitting a copy of D.C. ACT 16-492, "Library Procurement Amendment Act of 2006," pursuant to D.C. Code section 1-233(c)(1); to the Committee on Oversight and Government Reform.

149. A letter from the Chairman, Council of the District of Columbia, transmitting a copy of D.C. ACT 16-523, "Digital Inclusion Act of 2006," pursuant to D.C. Code section 1-233(c)(1); to the Committee on Oversight and Government Reform.

150. A letter from the Chairman, Council of the District of Columbia, transmitting a copy of D.C. ACT 16-509, "Anti-Tagging and Anti-Vandalism Amendment Act of 2006," pursuant to D.C. Code section 1-233(c)(1); to the Committee on Oversight and Government Reform.

151. A letter from the Chairman, Council of the District of Columbia, transmitting a

copy of D.C. ACT 16-488, "Anti-Drunk Driving Clarification Amendment Act of 2006," pursuant to D.C. Code section 1-233(c)(1); to the Committee on Oversight and Government Reform.

152. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Safety Zone; Michigan Aerospace Challenge Sport Rocket Launch, Muskego Lake, Michigan, MI [CGD09-06-021] (RIN: 1625-AA00) received December 21, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

153. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Safety Zone; Point Montara, California [COTP San Francisco Bay 06-015] (RIN: 1625-AA00) received December 21, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

154. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Safety Zone; Colorado River, Parker, AZ [COTP San Diego 05-011] (RIN: 1625-AA00) received December 21, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

155. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Safety Zone; — Lake Havasu, California [COTP San Diego 05-007] (RIN: 1625-AA00) received December 21, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

156. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Safety Zone; — Lake Havasu, California [COTP San Diego 06-007] (RIN: 1625-AA00) received December 21, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

157. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Safety Zone; Lake Moovalya, Colorado River, Parker, AZ [COTP San Diego 04-008] (RIN: 2115-AA97) received December 21, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

158. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Safety Zone; North San Diego Bay, San Diego, CA [COTP San Diego 05-051] (RIN: 1625-AA00) received December 21, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

159. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Safety Zone; Ocean-side Harbor, California [COTP San Diego 05-014] (RIN: 1625-AA00) received December 21, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

160. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Safety Zone; North San Diego Bay, CA [COTP San Diego 05-027] (RIN: 1625-AA00) received December 21, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

161. A letter from the Chief, Regulations and Administrative Law, USCG, Department

of Homeland Security, transmitting the Department's final rule — Safety Zone; Gulf of Mexico, FL [COTP St. Petersburg 06-046] (RIN: 1625-AA00) received December 21, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

162. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Safety Zone; Live Fire Gun Exercise, Lake Erie [CGD09-06-008] (RIN: 1625-AA00) received December 21, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

163. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Safety Zone; Live Fire Gun Exercise, Lake Huron [CGD09-06-003] (RIN: 1625-AA00) received December 21, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

164. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Safety Zone; Live Fire Gun Exercise, Lake Huron [CGD09-06-006] (RIN: 1625-AA00) received December 21, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

165. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Safety Zone; St. Augustine Independence Day Celebration Fireworks Display, St. Johns River, St. Augustine, FL [COTP Jacksonville 06-129] (RIN: 1625-AA00) received December 21, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

166. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Safety Zone; Charleston [COTP Charleston 06-023] (RIN: 1625-AA00) received December 21, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

167. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Safety Zone; Gulf Intracoastal Waterway MM158, Orange Beach, Alabama [COTP Mobile-05-048] (RIN: 1625-AA00) received December 21, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

168. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Safety Zone; Coast Guard Live Fire Exercise, Bradenton, FL [COTP St. Petersburg 06-106] (RIN: 1625-AA00) received December 21, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

169. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Safety Zone; Camp Rilea Offshore Small Arms Firing Range; Warrenton, Oregon [CGD 13-06-041] (RIN: 1625-AA11) received December 21, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

170. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Safety Zone; Sanford July 4th Celebration Fireworks Display — Lake Monroe, Sanford, FL [COTP Jacksonville 06-094] (RIN: 1625-AA00) received December 21, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

171. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Safety Zone; City of Kissimmee July 4th Celebration Fireworks Display — West Lake Tohopekaliga, Kissimmee, FL [COTP Jacksonville 06-119] (RIN: 1625-AA00) received December 21, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

¶5.3 MEMBERS TO ACT AS SPEAKER PRO TEMPORE

The SPEAKER pro tempore, Mr. FRANK of Massachusetts, announced that on January 11, 2007, the Speaker delivered to the Clerk a letter listing Members in order in which each shall act as Speaker pro tempore under clause 8(b)(3) of rule I.

¶5.4 STEM CELL RESEARCH

Mr. DINGELL, pursuant to section 509 of House Resolution 6, called up for consideration the bill (H.R. 3) to amend the Public Health Service Act to provide for human embryonic stem cell research.

Pending consideration of said bill.

Pursuant to section 509 of House Resolution 6, the time for debate was equally divided and controlled by the Majority Leader and the Minority Leader or their designees for 90 minutes each.

When said bill was considered.

After debate,

Pursuant to section 509 of House Resolution 6, the previous question was ordered on the bill.

The bill was ordered to be engrossed and read a third time, was read a third time by title.

Mr. BURGESS moved to recommit the bill to the Committee on Energy and Commerce with instructions to report the bill back to the House forthwith with the following amendment:

Page 4, line 11, strike the close quotation marks and the period at the end and insert the following:

“(e) PREVENTING FEDERAL SUPPORT FOR HUMAN CLONING.—

“(1) PROHIBITION.—In conducting or supporting research described in subsection (a), the Secretary may not award a grant to, enter into a contract with, or provide any other support to any entity (including any public or private entity and any Federal, State, or local agency) for such research, unless the entity provides assurances satisfactory to the Secretary that—

“(A) the entity has not conducted or supported, and will not conduct or support, any activity described in paragraph (2) during any fiscal year for which the grant, contract, or support is provided; and

“(B) any entity that controls, is controlled by, or is under common control with such entity has not conducted or supported, and will not conduct or support, any activity described in paragraph (2) during any fiscal year for which the grant, contract, or support is provided.

“(2) ACTIVITIES.—The activities described in this paragraph are any research utilizing all or part of human embryonic stem cells from any cloned human.

“(f) DEFINITIONS.—In this section:

“(1) The term ‘asexual reproduction’ means reproduction not initiated by the union of oocyte and sperm.

“(2) The term ‘cloned human’ means an organism produced by human cloning.

“(3) The term ‘human cloning’ means human asexual reproduction, accomplished by introducing nuclear material from one or more human somatic cells into a fertilized or unfertilized oocyte whose nuclear material has been removed or inactivated so as to produce a living organism (at any stage of development) that is genetically virtually identical to an existing or previously existing human organism.

“(4) The term ‘human embryo or embryos’ has the meaning given to that term in section 509(b) of the Departments of Labor, Health and Human Services, and Education, and Related Agencies Appropriations Act, 2006 (Pub. L. 109-149; 119 Stat. 2833).

“(5) The term ‘human embryonic stem cell’ means a cell derived from a human embryo or embryos.

“(6) The term ‘somatic cell’ means a diploid cell (having a complete set of chromosomes) obtained or derived from a living or deceased human body at any stage of development.”.

After debate,

By unanimous consent, the previous question was ordered on the motion to recommit with instructions.

The question being put, viva voce,

Will the House recommit said bill with instructions?

The SPEAKER pro tempore, Mr. FRANK of Massachusetts, announced that the nays had it.

Mr. BURGESS objected to the vote on the ground that a quorum was not present and not voting.

A quorum not being present,

The roll was called under clause 6, rule XX, and the call was taken by electronic device.

When there appeared { Yeas ..... 189  
Nays ..... 238

¶5.5 [Roll No. 19]

YEAS—189

Aderholt	Drake	Jordan
Akin	Dreier	Keller
Alexander	Duncan	King (IA)
Bachmann	Edwards	King (NY)
Bachus	Ehlers	Kingston
Baker	Ellsworth	Kline (MN)
Barrett (SC)	Emerson	Knollenberg
Bartlett (MD)	English (PA)	Kuhl (NY)
Barton (TX)	Everett	LaHood
Bilirakis	Fallin	Lamborn
Bishop (UT)	Feeney	Latham
Blackburn	Ferguson	LaTourette
Blunt	Flake	Lewis (CA)
Boehner	Forbes	Lewis (KY)
Bonner	Fortenberry	Linder
Boozman	Fossella	LoBiondo
Boustany	Foxo	Lucas
Brady (TX)	Franks (AZ)	Lungren, Daniel
Brown (SC)	Gallegly	E.
Buchanan	Garrett (NJ)	Manzullo
Burgess	Gerlach	Marchant
Burton (IN)	Gillmor	Marshall
Calvert	Gingrey	McCarthy (CA)
Camp (MI)	Gohmert	McCaul (TX)
Campbell (CA)	Goode	McCotter
Cannon	Goodlatte	McCrery
Cantor	Granger	McHenry
Capito	Graves	McHugh
Charter	Hall (TX)	McIntyre
Chabot	Hastings (WA)	McKeon
Coble	Hayes	McMorris
Cole (OK)	Heller	Rodgers
Conaway	Hensarling	Mica
Costello	Herger	Miller (FL)
Crenshaw	Hobson	Miller (MI)
Cubin	Hoekstra	Moran (KS)
Culberson	Holden	Murphy, Tim
Davis (KY)	Hulshof	Musgrave
Davis, David	Hunter	Myrick
Davis, Jo Ann	Inglis (SC)	Neugebauer
Deal (GA)	Jindal	Nunes
Diaz-Balart, L.	Johnson (IL)	Oberstar
Diaz-Balart, M.	Johnson, Sam	Paul
Doolittle	Jones (NC)	Pearce

Pence	Royce	Taylor
Peterson (MN)	Ryan (WI)	Terry
Peterson (PA)	Sali	Thornberry
Petri	Saxton	Tiahrt
Pickering	Schmidt	Tiberi
Pitts	Sensenbrenner	Turner
Platts	Sessions	Upton
Poe	Shadegg	Walberg
Price (GA)	Shimkus	Walsh (NY)
Putnam	Shuler	Wamp
Regula	Shuster	Weldon (FL)
Rehberg	Simpson	Weller
Renzi	Smith (NE)	Whitfield
Reynolds	Smith (NJ)	Wicker
Rogers (AL)	Smith (TX)	Wilson (NM)
Rogers (KY)	Souder	Wilson (SC)
Rogers (MI)	Stearns	Wolf
Rohrabacher	Stupak	Young (AK)
Ros-Lehtinen	Sullivan	Young (FL)
Roskam	Tancredo	

NAYS—238

Abercrombie	Gilchrest	Mollohan
Ackerman	Gillibrand	Moore (KS)
Allen	Gonzalez	Moore (WI)
Altmire	Gordon	Moran (VA)
Andrews	Green, Al	Murphy (CT)
Arcuri	Green, Gene	Murphy, Patrick
Baca	Grijalva	Murtha
Baird	Gutierrez	Nadler
Baldwin	Hall (NY)	Napolitano
Barrow	Hare	Neal (MA)
Bean	Harman	Obey
Becerra	Hastings (FL)	Olver
Berkley	Hereth	Ortiz
Berman	Higgins	Pallone
Berry	Hill	Pascrell
Biggert	Hinchev	Pastor
Bilbray	Hinojosa	Payne
Bishop (NY)	Hirono	Pelosi
Blumenauer	Hodes	Perlmutter
Bono	Holt	Pomeroy
Boren	Honda	Porter
Boswell	Hooley	Price (NC)
Boucher	Hoyer	Pryce (OH)
Boyd (FL)	Inslee	Rahall
Boyd (KS)	Israel	Ramstad
Brady (PA)	Issa	Rangel
Braley (IA)	Jackson (IL)	Reichert
Brown, Corrine	Jackson-Lee	Reyes
Brown-Waite,	(TX)	Rodriguez
Ginny	Jefferson	Ross
Butterfield	Johnson (GA)	Rothman
Capps	Johnson, E. B.	Roybal-Allard
Capuano	Jones (OH)	Ruppersberger
Cardoza	Kagen	Rush
Carnahan	Kanjorski	Ryan (OH)
Carney	Kaptur	Salazar
Carson	Kennedy	Sanchez, Linda
Castle	Kildee	T.
Castor	Kilpatrick	Sanchez, Loretta
Chandler	Kind	Sarbanes
Clarke	Kirk	Schakowsky
Clay	Klein (FL)	Schiff
Cleaver	Kucinich	Schwartz
Clyburn	Lampson	Scott (GA)
Cohen	Langevin	Scott (VA)
Conyers	Lantos	Serrano
Cooper	Larsen (WA)	Sestak
Costa	Larson (CT)	Shays
Courtney	Lee	Shea-Porter
Cramer	Levin	Sherman
Crowley	Lewis (GA)	Sires
Cuellar	Lipinski	Skelton
Cummings	Loebsack	Slaughter
Davis (AL)	Lofgren, Zoe	Smith (WA)
Davis (CA)	Lowey	Snyder
Davis (IL)	Lynch	Solis
Davis, Tom	Mack	Space
DeFazio	Mahoney (FL)	Spratt
DeGette	Maloney (NY)	Stark
Delahunt	Markey	Sutton
DeLauro	Matheson	Tanner
Dent	Matsui	Tauscher
Dicks	McCarthy (NY)	Thompson (CA)
Dingell	McCollum (MN)	Thompson (MS)
Doggett	McDermott	Tierney
Donnelly	McGovern	Towns
Doyle	McNerney	Udall (CO)
Ellison	McNulty	Udall (NM)
Emanuel	Meehan	Van Hollen
Engel	Meeke (FL)	Velázquez
Eshoo	Meeks (NY)	Visclosky
Etheridge	Melancon	Walden (OR)
Farr	Michaud	Walz (MN)
Fattah	Millender-	Wasserman
Filner	McDonald	Schultz
Frank (MA)	Miller (NC)	Waters
Frelinghuysen	Miller, George	Watson
Giffords	Mitchell	Watt

Waxman	Wexler	Wu
Weiner	Wilson (OH)	Wynn
Welch (VT)	Woolsey	Yarmuth

NOT VOTING—8

Bishop (GA)	Hastert	Radanovich
Buyer	Miller, Gary	Westmoreland
Davis, Lincoln	Norwood	

So the motion to recommit with instructions was not agreed to.

The question being put, viva voce, Will the House pass said bill?

The SPEAKER pro tempore, Mr. FRANK of Massachusetts, announced that the yeas had it.

Mr. BARTON of Texas, demanded a recorded vote on passage of said bill, which demand was supported by one-fifth of a quorum, so a recorded vote was ordered.

The vote was taken by electronic device.

It was decided in the { Yeas ..... 253 affirmative ..... Nays ..... 174

5.6 [Roll No. 20] AYES—253

Abercrombie	Dingell	Larson (CT)
Ackerman	Doggett	LaTourette
Allen	Doyle	Lee
Altmire	Dreier	Levin
Andrews	Edwards	Lewis (CA)
Arcuri	Ellison	Lewis (GA)
Baca	Emanuel	Loeb
Baird	Emerson	Lofgren, Zoe
Baldwin	Engel	Lowey
Barrow	Eshoo	Lynch
Barton (TX)	Etheridge	Mack
Bean	Farr	Mahoney (FL)
Becerra	Fattah	Maloney (NY)
Berkley	Filner	Markey
Berman	Fossella	Matheson
Berry	Frank (MA)	Matsui
Biggert	Frelinghuysen	McCarthy (NY)
Bilbray	Gerlach	McCollum (MN)
Bishop (NY)	Giffords	McDermott
Blumenauer	Gillibrand	McGovern
Bono	Gonzalez	McKeon
Boren	Gordon	McNerney
Boswell	Granger	McNulty
Boucher	Green, Al	Meehan
Boyd (FL)	Green, Gene	Meek (FL)
Boyd (KS)	Grijalva	Meeks (NY)
Brady (PA)	Gutierrez	Melancon
Braley (IA)	Hall (NY)	Michaud
Brown, Corrine	Hare	Millender-McDonald
Brown-Waite,	Harman	Miller (NC)
Ginny	Hastings (FL)	Miller, George
Butterfield	Heller	Mitchell
Calvert	Herseth	Moore (KS)
Capito	Higgins	Moore (WI)
Capps	Hill	Moran (VA)
Capuano	Hinchev	Murphy (CT)
Cardoza	Hinojosa	Murphy, Patrick
Carnahan	Hirono	Murtha
Carney	Hodes	Nadler
Carson	Holden	Napolitano
Castle	Holt	Neal (MA)
Castor	Honda	Obey
Chandler	Hooley	Olver
Clarke	Hoyer	Ortiz
Clay	Insee	Pallone
Cleaver	Israel	Pascrell
Clyburn	Issa	Pastor
Coble	Jackson (IL)	Payne
Cohen	Jackson-Lee	Pelosi
Conyers	(TX)	Perlmutter
Cooper	Jefferson	Platts
Costa	Johnson (GA)	Pomeroy
Courtney	Johnson, E. B.	Porter
Cramer	Jones (OH)	Price (NC)
Crowley	Kagen	Pryce (OH)
Cuellar	Kanjorski	Ramstad
Cummings	Kennedy	Rangel
Davis (AL)	Kildee	Regula
Davis (CA)	Kilpatrick	Reichert
Davis (IL)	Kind	Reyes
Davis, Tom	Kirk	Rodriguez
DeFazio	Klein (FL)	Rohrabacher
DeGette	Kucinich	Ross
Delahunt	Lampson	Rothman
DeLauro	Langevin	Roybal-Allard
Dent	Lantos	Ruppersberger
Dicks	Larsen (WA)	

Rush	Slaughter	Visclosky
Ryan (OH)	Smith (WA)	Walden (OR)
Salazar	Snyder	Walz (MN)
Sánchez, Linda	Solis	Wasserman
T.	Space	Schultz
Sanchez, Loretta	Spratt	Waters
Sarbanes	Stark	Watson
Schakowsky	Sutton	Watt
Schiff	Tanner	Waxman
Schwartz	Tauscher	Weiner
Scott (GA)	Thompson (CA)	Welch (VT)
Scott (VA)	Thompson (MS)	Wexler
Serrano	Tierney	Wilson (NM)
Sestak	Towns	Woolsey
Shays	Udall (CO)	Wu
Shea-Porter	Udall (NM)	Wynn
Sherman	Upton	Yarmuth
Sires	Van Hollen	Young (AK)
Skelton	Velázquez	Young (FL)

NOES—174

Aderholt	Gingrey	Nunes
Akin	Gohmert	Oberstar
Alexander	Goode	Paul
Bachmann	Goodlatte	Pearce
Bachus	Graves	Pence
Baker	Hall (TX)	Peterson (MN)
Barrett (SC)	Hastings (WA)	Peterson (PA)
Bartlett (MD)	Hayes	Petri
Bilirakis	Hensarling	Pickering
Bishop (UT)	Herger	Pitts
Blackburn	Hobson	Poe
Blunt	Hoekstra	Price (GA)
Boehner	Hulshof	Putnam
Bonner	Hunter	Rahall
Boozman	Inglis (SC)	Rehberg
Boustany	Jindal	Renzi
Brady (TX)	Johnson (IL)	Reynolds
Brown (SC)	Johnson, Sam	Rogers (AL)
Buchanan	Jones (NC)	Rogers (KY)
Burgess	Jordan	Rogers (MI)
Burton (IN)	Kaptur	Ros-Lehtinen
Camp (MI)	Keller	Roskam
Campbell (CA)	King (IA)	Royce
Cannon	King (NY)	Ryan (WI)
Cantor	Kingston	Sali
Carter	Kline (MN)	Saxton
Chabot	Knollenberg	Schmidt
Cole (OK)	Kuhl (NY)	Sensenbrenner
Conaway	LaHood	Sessions
Costello	Lamborn	Shadegg
Crenshaw	Latham	Shimkus
Cubin	Lewis (KY)	Shuler
Culberson	Linder	Shuster
Davis (KY)	Lipinski	Simpson
Davis, David	LoBiondo	Bono
Davis, Jo Ann	Lucas	Boozman
Davis, Lincoln	Lungren, Daniel	Edwards
Deal (GA)	E.	Boren
Diaz-Balart, L.	Manzullo	Boswell
Diaz-Balart, M.	Marchant	Boucher
Donnelly	Marshall	Ellison
Doolittle	McCarthy (CA)	Ellsworth
Drake	McCaul (TX)	Emanuel
Duncan	McCotter	Emerson
Ehlers	McCrery	Engel
Ellsworth	McHenry	English (PA)
English (PA)	McHugh	Eshoo
Everett	McIntyre	Etheridge
Fallin	McMorris	Everett
Feeney	Rodgers	Fallin
Ferguson	Mica	Farr
Flake	Miller (FL)	Fattah
Forbes	Miller (MI)	Feeney
Fortenberry	Mollohan	Ferguson
Fox	Moran (KS)	Filner
Franks (AZ)	Murphy, Tim	Flake
Gallely	Musgrave	Forbes
Garrett (NJ)	Myrick	Fortenberry
Gillmor	Neugebauer	Fossella

NOT VOTING—8

Bishop (GA)	Hastert	Radanovich
Buyer	Miller, Gary	Westmoreland
Gilchrest	Norwood	

So the bill was passed.

A motion to reconsider the vote whereby said bill was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said bill.

5.7 H. RES. 15—UNFINISHED BUSINESS

The SPEAKER pro tempore, Mr. WELCH of Vermont, pursuant to clause 8, rule XX, announced the unfinished business to be the motion to suspend

the rules and agree to the resolution (H. Res. 15) mourning the passing of President Gerald Rudolph Ford and celebrating his leadership and service to the people of the United States; as amended.

The question being put,

Will the House suspend the rules and agree to said resolution, as amended?

The vote was taken by electronic device.

It was decided in the { Yeas ..... 423 affirmative ..... Nays ..... 0

5.8 [Roll No. 21] YEAS—423

Abercrombie	Cooper	Gutierrez
Ackerman	Costa	Hall (NY)
Aderholt	Costello	Hall (TX)
Akin	Courtney	Hare
Alexander	Cramer	Harman
Allen	Crenshaw	Hastings (FL)
Altmire	Crowley	Hastings (WA)
Andrews	Cubin	Hayes
Arcuri	Cuellar	Heller
Baca	Culberson	Hensarling
Bachmann	Cummings	Herseth
Bachus	Davis (AL)	Higgins
Baird	Davis (CA)	Hill
Baker	Davis (IL)	Hinchev
Baldwin	Davis (KY)	Hinojosa
Barrett (SC)	Davis, David	Hirono
Barrow	Davis, Jo Ann	Hobson
Bartlett (MD)	Davis, Lincoln	Hodes
Barton (TX)	Davis, Tom	Hoekstra
Bean	Deal (GA)	Holden
Becerra	DeFazio	Holt
Berkley	DeGette	Honda
Berman	Delahunt	Hooley
Berry	DeLauro	Hoyer
Biggert	Dent	Hulshof
Bilbray	Diaz-Balart, L.	Hunter
Bilirakis	Diaz-Balart, M.	Inglis (SC)
Bishop (NY)	Dicks	Insee
Bishop (UT)	Dingell	Israel
Blackburn	Doggett	Issa
Blumenauer	Donnelly	Jackson (IL)
Blunt	Doolittle	Jackson-Lee
Boehner	Doyle	(TX)
Bonner	Drake	Jefferson
Bono	Dreier	Jindal
Boozman	Duncan	Johnson (GA)
Boren	Edwards	Johnson (IL)
Boswell	Ehlers	Johnson, E. B.
Boucher	Ellison	Johnson, Sam
Boustany	Ellsworth	Jones (NC)
Boyd (FL)	Emanuel	Jones (OH)
Boyd (KS)	Emerson	Jordan
Brady (TX)	Engel	Kagen
Brady (IA)	English (PA)	Kanjorski
Brown (SC)	Eshoo	Kaptur
Brown, Corrine	Etheridge	Keller
Brown-Waite,	Everett	Kennedy
Ginny	Fallin	Kildee
Butterfield	Farr	Kilpatrick
Calvert	Fattah	Kind
Capito	Feeney	King (IA)
Capps	Ferguson	King (NY)
Capuano	Filner	Kingston
Cardoza	Flake	Kirk
Carnahan	Forbes	Klein (FL)
Carney	Fortenberry	Kline (MN)
Carson	Fossella	Knollenberg
Carter	Fox	Kucinich
Castle	Frank (MA)	Kuhl (NY)
Castor	Franks (AZ)	LaHood
Chabot	Frelinghuysen	Lamborn
Chandler	Gallely	Lampson
Clarke	Garrett (NJ)	Langevin
Clay	Gerlach	Lantos
Cleaver	Giffords	Larsen (WA)
Clyburn	Gilchrest	Larsen (CT)
Coble	Gillibrand	Latham
Cohen	Gillmor	LaTourette
Conyers	Gingrey	Lee
Cooper	Gohmert	Levin
Costa	Gonzalez	Lewis (CA)
Courtney	Goode	Lewis (GA)
Cramer	Goodlatte	Lewis (KY)
Crowley	Gordon	Linder
Cuellar	Granger	Lipinski
Cummings	Graves	LoBiondo
Davis (AL)	Green, Al	Loeb
Davis (CA)	Green, Gene	Lofgren, Zoe
Davis (IL)	Grijalva	Lowey
Davis, Tom		
DeFazio		
DeGette		
Delahunt		
DeLauro		
Dent		
Dicks		

Lucas	Pelosi	Sires
Lungren, Daniel E.	Pence	Skelton
Lynch	Perlmutter	Slaughter
Mack	Peterson (MN)	Smith (NE)
Mahoney (FL)	Peterson (PA)	Smith (NJ)
Maloney (NY)	Petri	Smith (TX)
Manzullo	Pickering	Smith (WA)
Marchant	Pitts	Snyder
Markey	Platts	Solis
Marshall	Poe	Souder
Matheson	Pomeroy	Space
Matsui	Porter	Spratt
McCarthy (CA)	Price (GA)	Stark
McCarthy (NY)	Price (NC)	Stearns
McCaul (TX)	Pryce (OH)	Stupak
McCollum (MN)	Putnam	Sullivan
McCotter	Rahall	Sutton
McDermott	Ramstad	Tancredo
McGovern	Rangel	Tanner
McHenry	Regula	Tauscher
McHugh	Rehberg	Taylor
McIntyre	Reichert	Terry
McKeon	Renzi	Tompson (CA)
McMorris	Reyes	Thompson (MS)
Rodgers	Reynolds	Tiahrt
McNerney	Rodriguez	Tiberi
McNulty	Rogers (AL)	Tierney
Meehan	Rogers (KY)	Towns
Meek (FL)	Rogers (MI)	Turner
Meeks (NY)	Rohrabacher	Udall (CO)
Melancon	Ros-Lehtinen	Udall (NM)
Mica	Roskam	Upton
Michaud	Ross	Van Hollen
Millender-McDonald	Rothman	Velázquez
Miller (FL)	Roybal-Allard	Viscosky
Miller (MI)	Royce	Walberg
Miller (NC)	Ruppersberger	Walden (OR)
Mitchell	Rush	Walsh (NY)
Mollohan	Ryan (OH)	Walz (MN)
Moore (KS)	Ryan (WI)	Wamp
Moore (WI)	Salazar	Wasserman
Moran (KS)	Sali	Schultz
Moran (VA)	Sánchez, Linda T.	Waters
Murphy (CT)	Sanchez, Loretta	Watson
Murphy, Patrick	Sarbanes	Watt
Murphy, Tim	Saxton	Waxman
Musgrave	Schakowsky	Weiner
Myrick	Schiff	Welch (VT)
Nadler	Schmidt	Weldon (FL)
Napolitano	Schwartz	Weller
Neal (MA)	Scott (GA)	Wexler
Neugebauer	Scott (VA)	Whitfield
Nunes	Sensenbrenner	Wicker
Oberstar	Serrano	Wilson (NM)
Obey	Sessions	Wilson (OH)
Olver	Sestak	Wilson (SC)
Ortiz	Shadegg	Wolf
Pallone	Shays	Woolsey
Pascarell	Shea-Porter	Wu
Pastor	Sherman	Wynn
Paul	Shimkus	Yarmuth
Payne	Shuler	Young (AK)
Pearce	Shuster	Young (FL)
	Simpson	

## NOT VOTING—12

Bishop (GA)	McCrery	Norwood
Buyer	Miller, Gary	Radanovich
Hastert	Miller, George	Thornberry
Herger	Murtha	Westmoreland

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said resolution, as amended, was agreed to.

A motion to reconsider the vote whereby the rules were suspended and said resolution, as amended, was agreed to was, by unanimous consent, laid on the table.

## ¶5.9 HOUR OF MEETING

On motion of Mr. HOYER, by unanimous consent,

*Ordered*, That when the House adjourns today, it adjourn to meet at 9 a.m. on Friday, January 12, 2007.

## ¶5.10 NATO PARLIAMENTARY ASSEMBLY

The SPEAKER pro tempore, Mr. WELCH of Vermont, pursuant to 22 United States Code 1928a, and the order of the House of January 4, 2007, the Chair announced the Speaker ap-

pointed the following Member of the House, to the United States Group of the NATO Parliamentary Assembly: Mr. TANNER of Tennessee, Chairman.

*Ordered*, That the Clerk notify the Senate of the foregoing appointment.

## ¶5.11 LEAVE OF ABSENCE

By unanimous consent, leave of absence was granted to Mr. HASTERT, for today and balance of the week.

And then,

## ¶5.12 ADJOURNMENT

On motion of Mr. KING of Iowa, pursuant to the previous order of the House, at 9 p.m., the House adjourned until 9 a.m. on Friday, January 12, 2007.

## ¶5.13 PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XII, public bills and resolutions were introduced and severally referred, as follows:

By Mr. ABERCROMBIE:

H.R. 400. A bill to prohibit profiteering and fraud relating to military action, relief, and reconstruction efforts, and for other purposes; to the Committee on the Judiciary.

By Mr. TOM DAVIS of Virginia (for himself, Mr. HOYER, Mr. WOLF, Ms. NORTON, Mr. VAN HOLLEN, Mr. MORAN of Virginia, Mr. WYNN, and Mr. SARBANES):

H.R. 401. A bill to amend the National Capital Transportation Act of 1969 to authorize additional Federal contributions for maintaining and improving the transit system of the Washington Metropolitan Area Transit Authority, and for other purposes; to the Committee on Oversight and Government Reform.

By Mr. KNOLLENBERG:

H.R. 402. A bill to amend title 38, United States Code, to provide for annual cost-of-living adjustments to be made automatically by law each year in the rates of disability compensation for veterans with service-connected disabilities and the rates of dependency and indemnity compensation for survivors of certain service-connected disabled veterans; to the Committee on Veterans' Affairs.

By Ms. CARSON (for herself, Mr. ISRAEL, Mr. CLAY, Ms. CORRINE BROWN of Florida, Mrs. MALONEY of New York, Mr. FILNER, Ms. LEE, Mr. HARE, and Mr. GUTIERREZ):

H.R. 403. A bill to amend section 12(c) of the United States Housing Act of 1937 to exempt residents of public housing who are determined by the Veterans Administration to be permanently and totally disabled from the requirement to perform community service; to the Committee on Financial Services.

By Mr. CUELLAR:

H.R. 404. A bill to require the establishment of customer service standards for Federal agencies; to the Committee on Oversight and Government Reform.

By Mrs. CUBIN (for herself, Ms. HOOLEY, Mr. RAMSTAD, Mr. SOUDER, Ms. BORDALLO, and Mr. REHBERG):

H.R. 405. A bill to amend the Public Health Service Act regarding residential treatment programs for pregnant and parenting women, a program to reduce substance abuse among nonviolent offenders, and for other purposes; to the Committee on Energy and Commerce.

By Mr. BACA (for himself, Ms. BERKLEY, Mr. BISHOP of New York, Mr. BOSWELL, Ms. BORDALLO, Mrs. BOYDA of Kansas, Ms. CARSON, Mr. COSTA, Mr. DAVIS of Illinois, Mrs. DAVIS of

California, Mr. DELAHUNT, Ms. DELAURO, Mr. DINGELL, Mr. AL GREEN of Texas, Mr. GRJALVA, Mr. GUTIERREZ, Mr. HARE, Mr. HINOJOSA, Ms. HIRONO, Mr. HOLT, Mr. HONDA, Mr. INSLEE, Mr. KIRK, Mr. KUCINICH, Ms. LEE, Mr. LEWIS of Georgia, Mrs. MALONEY of New York, Mrs. MCCARTHY of New York, Ms. MCCOLLUM of Minnesota, Mr. McDERMOTT, Mr. MILLER of North Carolina, Mr. GEORGE MILLER of California, Mr. MOORE of Kansas, Mr. NADLER, Mrs. NAPOLITANO, Mr. ORTIZ, Mr. PASTOR, Ms. PELOSI, Mr. PETERSON of Minnesota, Mr. ROTHMAN, Ms. SCHAKOWSKY, Mr. SCOTT of Virginia, Mr. SERRANO, Mr. TIERNEY, Mr. UDALL of New Mexico, Mr. WEXLER, and Ms. LINDA T. SANCHEZ of California):

H.R. 406. A bill to posthumously award a Congressional Gold Medal to Alice Paul in recognition of her role in the women's suffrage movement and in advancing equal rights for women; to the Committee on Financial Services.

By Mr. BAIRD (for himself and Mr. WU):

H.R. 407. A bill to direct the Secretary of the Interior to conduct a study to determine the feasibility of establishing the Columbia-Pacific National Heritage Area in the States of Washington and Oregon, and for other purposes; to the Committee on Natural Resources.

By Mrs. CAPITO:

H.R. 408. A bill to amend title 23, United States Code, to permit the State of West Virginia to allow the operation of certain vehicles for the hauling of coal and coal by-products on Interstate Route 77 in Kanawha County, West Virginia; to the Committee on Transportation and Infrastructure.

By Mr. CAPUANO (for himself, Mr. LYNCH, Mr. DELAHUNT, Mr. FRANK of Massachusetts, Mr. MCGOVERN, Mr. MARKEY, Mr. MEEHAN, Mr. NEAL of Massachusetts, Mr. OLVER, and Mr. TIERNEY):

H.R. 409. A bill to amend title 23, United States Code, to inspect highway tunnels; to the Committee on Transportation and Infrastructure.

By Mr. CONYERS (for himself, Mrs. CHRISTENSEN, Mr. DAVIS of Illinois, Mr. BISHOP of Georgia, Ms. JACKSON-LEE of Texas, and Mr. JACKSON of Illinois):

H.R. 410. A bill to amend the Public Health Service Act to increase the number of primary care physicians serving health professional shortage areas, and for other purposes; to the Committee on Energy and Commerce.

By Mr. MARIO DIAZ-BALART of Florida:

H.R. 411. A bill to amend the Internal Revenue Code of 1986 to make permanent certain temporary provisions applicable to individuals, including the sales tax deduction, the child credit, the repeal of the estate tax, and the deduction for higher education expenses; to the Committee on Ways and Means.

By Mr. EHLERS:

H.R. 412. A bill to require an independent evaluation of distance education programs; to the Committee on Education and Labor.

By Mr. FARR:

H.R. 413. A bill to repeal the Authorization for Use of Military Force Against Iraq Resolution of 2002 (Public Law 107-243) and to require the withdrawal of United States Armed Forces from Iraq; to the Committee on Foreign Affairs, and in addition to the Committee on Armed Services, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.



By Mr. FORTUÑO:

H.R. 414. A bill to designate the facility of the United States Postal Service located at 60 Calle McKinley, West in Mayaguez, Puerto Rico, as the "Miguel Angel Garcia Mendez Post Office Building"; to the Committee on Oversight and Government Reform.

By Mr. FRANK of Massachusetts (for himself and Mr. MCGOVERN):

H.R. 415. A bill to amend the Wild and Scenic Rivers Act to designate segments of the Taunton River in the Commonwealth of Massachusetts as a component of the National Wild and Scenic Rivers System; to the Committee on Natural Resources.

By Mr. GALLEGLY:

H.R. 416. A bill to amend the Higher Education Act of 1965 to prohibit assistance to institutions of higher education located in States that provide in-State tuition or other forms of student financial assistance to illegal aliens; to the Committee on Education and Labor.

By Mr. JONES of North Carolina:

H.R. 417. A bill to amend title 10, United States Code, to change the eligibility requirements for appointment as Secretary of Defense; to the Committee on Armed Services.

By Mr. JONES of North Carolina:

H.R. 418. A bill to amend the Internal Revenue Code of 1986 to permit military death gratuities to be contributed to certain tax-favored accounts; to the Committee on Ways and Means.

By Mr. LUCAS:

H.R. 419. A bill to provide assistance to agricultural producers for crop and livestock losses in 2005, 2006, or 2007 as a result of natural disasters, and for other purposes; to the Committee on Agriculture, and in addition to the Committee on the Budget, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. MEEHAN (for himself, Mr. SHAYS, and Mr. CASTLE):

H.R. 420. A bill to amend the Federal Election Campaign Act of 1971 to clarify when organizations described in section 527 of the Internal Revenue Code of 1986 must register as political committees, and for other purposes; to the Committee on House Administration.

By Mr. MEEHAN (for himself and Mr. SHAYS):

H.R. 421. A bill to amend the Federal Election Campaign Act of 1971 to replace the Federal Election Commission with the Federal Election Administration, and for other purposes; to the Committee on House Administration.

By Mr. MEEHAN (for himself, Mr. SHAYS, and Mrs. WILSON of New Mexico):

H.R. 422. A bill to establish the Office of Public Integrity as an independent office within the legislative branch of the Government, to reduce the duties of the Committee on Standards of Official Conduct of the House of Representatives and the Select Committee on Ethics of the Senate, and for other purposes; to the Committee on House Administration, and in addition to the Committees on Rules, and the Judiciary, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mrs. MYRICK:

H.R. 423. A bill to authorize the Attorney General to provide grants for organizations to find missing adults; to the Committee on the Judiciary.

By Mr. PAUL (for himself and Mr. BALDWIN):

H.R. 424. A bill to repeal the Military Selective Service Act; to the Committee on Armed Services.

By Mr. TOWNS:

H.R. 425. A bill to amend chapter 81 of title 5, United States Code, to authorize the use of clinical social workers to conduct evaluations to determine work-related emotional and mental illnesses; to the Committee on Education and Labor.

By Mr. TOWNS:

H.R. 426. A bill to amend title XIX of the Social Security Act to require States that provide Medicaid prescription drug coverage to cover drugs medically necessary to treat obesity; to the Committee on Energy and Commerce.

By Mr. TOWNS:

H.R. 427. A bill to amend title XIX of the Social Security Act to assure coverage for legal immigrant children and pregnant women under the Medicaid Program and the State Children's Health Insurance Program (CHIP); to the Committee on Energy and Commerce.

By Mr. TOWNS:

H.R. 428. A bill to require the Consumer Product Safety Commission to ban toys which in size, shape, or overall appearance resemble real handguns; to the Committee on Energy and Commerce.

By Mr. TOWNS:

H.R. 429. A bill to designate the United States courthouse located at 225 Cadman Plaza East, Brooklyn, New York, as the "Hugh L. Carey United States Courthouse"; to the Committee on Transportation and Infrastructure.

By Mr. TOWNS:

H.R. 430. A bill to designate the United States bankruptcy courthouse located at 271 Cadman Plaza East, Brooklyn, New York, as the "Conrad Duberstein United States Bankruptcy Courthouse"; to the Committee on Transportation and Infrastructure.

By Mr. TOWNS:

H.R. 431. A bill to amend the Internal Revenue Code of 1986 to make residents of Puerto Rico eligible for the refundable portion of the child tax credit; to the Committee on Ways and Means.

By Mr. MURTHA:

H.J. Res. 12. A joint resolution proposing an amendment to the Constitution of the United States authorizing the Congress to prohibit the physical desecration of the flag of the United States; to the Committee on the Judiciary.

By Mr. MURTHA:

H.J. Res. 13. A joint resolution proposing an amendment to the Constitution of the United States relating to school prayer; to the Committee on the Judiciary.

By Mr. POE (for himself, Mr. COSTA, Mr. CHABOT, Mr. ORTIZ, and Mr. MOORE of Kansas):

H. Con. Res. 30. Concurrent resolution raising awareness and encouraging prevention of stalking by establishing January 2007 as "National Stalking Awareness Month"; to the Committee on the Judiciary.

By Mr. MCGOVERN (for himself, Mr. LANTOS, Mr. CANNON, Mr. BERMAN, Mr. LATOURETTE, Mr. DELAHUNT, Ms. WATSON, Mr. CARNAHAN, Mr. McDERMOTT, Mr. OLVER, Mr. McNULTY, Ms. JACKSON-LEE of Texas, Mr. HOLT, Mr. LANGEVIN, Mr. KENNEDY, Mr. CAPUANO, Mr. NEAL of Massachusetts, Mr. TIERNEY, Mr. LYNCH, Mr. MARKEY, Mr. MEEHAN, Mr. FRANK of Massachusetts, Mr. WAXMAN, Mr. BISHOP of New York, Mr. BLUMENAUER, Ms. SLAUGHTER, Mr. CANTOR, Mr. COURTNEY, and Mr. ACKERMAN):

H. Res. 52. A resolution paying tribute to Reverend Waitstill Sharp and Martha Sharp for their recognition by the Yad Vashem Holocaust Martyrs' and Heroes' Remembrance Authority as Righteous Among the Nations for their heroic efforts to save Jews

during the Holocaust; to the Committee on Foreign Affairs.

By Mr. CLEAVER:

H. Res. 53. A resolution recognizing the life of Lamar Hunt and his outstanding contributions to the Kansas City Chiefs, the National Football League, and the United States; to the Committee on Oversight and Government Reform.

By Mr. FOSSELLA (for himself, Mr. TOWNS, Mr. ACKERMAN, Mrs. CHRISTENSEN, Mr. MCCOTTER, and Mr. CASTLE):

H. Res. 54. A resolution honoring Alexander Hamilton on the 250th anniversary of his birth; to the Committee on Oversight and Government Reform.

By Ms. LEE (for herself and Mr. LEWIS of Georgia):

H. Res. 55. A resolution expressing the sense of the House of Representatives regarding modern-day slavery; to the Committee on Foreign Affairs.

5.14 ADDITIONAL SPONSORS

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

H.R. 4: Mr. BISHOP of Georgia and Mr. SHERMAN.

H.R. 16: Mr. ETHERIDGE.

H.R. 25: Mr. WALBERG, Mr. KING of Iowa, Mr. BROWN of South Carolina, and Mr. BONNER.

H.R. 35: Mr. CUELLAR and Mr. HOLT.

H.R. 36: Mr. CUELLAR, Mr. HARE, and Mr. UPTON.

H.R. 37: Mr. HARE, Mr. MANZULLO, and Mr. MARIO DIAZ-BALART of Florida.

H.R. 47: Mr. BISHOP of Georgia, Ms. CORRINE BROWN of Florida, Ms. CARSON, Mrs. CHRISTENSEN, Ms. CLARKE, Mr. CLAY, Mr. CLEAVER, Mr. CONYERS, Mr. CUMMINGS, Mr. DAVIS of Alabama, Mr. DAVIS of Illinois, Mr. ELLISON, Mr. FATTAH, Mr. AL GREEN of Texas, Mr. HASTINGS of Florida, Mr. JACKSON of Illinois, Ms. JACKSON-LEE of Texas, Mr. JEFFERSON, Mr. JOHNSON of Georgia, Ms. EDDIE BERNICE JOHNSON of Texas, Ms. LEE, Mr. LEWIS of Georgia, Mr. MEEK of Florida, Mr. MEEKS of New York, Ms. MILLENDER-MCDONALD, Ms. MOORE of Wisconsin, Mr. PAYNE, Mr. RANGEL, Mr. RUSH, Mr. SCOTT of Georgia, Mr. SCOTT of Virginia, Mr. THOMPSON of Mississippi, Mr. TOWNS, Mrs. JONES of Ohio, Ms. WATERS, Ms. WATSON, Mr. WATT, Mr. WYNN, Ms. KAPTUR, and Mrs. MALONEY of New York.

H.R. 60: Mr. MACK, Mr. CARTER, Mr. BUCHANAN, Mr. CULBERSON, Mr. BURGESS, Mrs. BLACKBURN, Mr. SESSIONS, Mr. STEARNS, Mr. GORDON, Mr. MCCAUL of Texas, Mr. CONAWAY, Ms. BERKLEY, Mr. POE, Mr. PORTER, Mr. LINCOLN DIAZ-BALART of Florida, Mr. MARIO DIAZ-BALART of Florida, Mr. DUNCAN, Mr. HELLER, Mr. EDWARDS, Mr. SAM JOHNSON of Texas, Mr. FEENEY, Ms. GRANGER, Mr. MARCHANT, Mr. COHEN, Ms. CORRINE BROWN of Florida, Mr. HASTINGS of Florida, Mr. ORTIZ, Mr. GONZALEZ, Ms. JACKSON-LEE of Texas, Mr. PUTNAM, Mr. PAUL, Ms. EDDIE BERNICE JOHNSON of Texas, and Ms. HERSETH.

H.R. 65: Mr. McNULTY, Mr. ABERCROMBIE, Mr. ORTIZ, Mr. ANDREWS, Mr. LANGEVIN, Mr. BECERRA, Mrs. CAPITO, Mr. EDWARDS, Mr. BRADY of Texas, Ms. SLAUGHTER, Mr. MCGOVERN, Mr. LEWIS of Georgia, Ms. BERKLEY, and Mr. CUELLAR.

H.R. 89: Mr. DeFAZIO.

H.R. 91: Ms. ROS-LEHTINEN, Mr. MARIO DIAZ-BALART of Florida, and Mr. BILIRAKIS.

H.R. 119: Mr. DAVIS of Kentucky.

H.R. 137: Ms. HERSETH, Mr. COSTA, Mr. MEEHAN, Mr. ETHERIDGE, Mr. REICHERT, Mr. UDALL of Colorado, Ms. MILLENDER-MCDONALD, Mr. OLVER, Mr. PASCRELL, Mr. RAHALL, Mr. KUCINICH, Ms. KAPTUR, Mr. MILLER of Florida, Mr. PITTS, Mr. FERGUSON, Mr.



LAHOOD, Mrs. CAPITO, Mr. TOWNS, Mr. WYNN, Mrs. DAVIS of California, Mr. PLATTS, Mr. SMITH of Washington, Mr. HULSHOF, Mr. KENNEDY, Mr. RUSH, Mr. ABERCROMBIE, Mr. BISHOP of Utah, Mr. RYAN of Wisconsin, Mr. LEWIS of Georgia, Ms. GINNY BROWN-WAITE of Florida, Mr. GERLACH, Mr. PETRI, Mr. CAMP of Michigan, Mr. ISRAEL, Mr. PORTER, Ms. WATERS, Mr. BISHOP of New York, Mr. CARNAHAN, Ms. CARSON, Mrs. MCCARTHY of New York, Mr. SCOTT of Georgia, Mr. KUHL of New York, Mr. SHUSTER, Mr. MCGOVERN, Ms. MOORE of Wisconsin, Mr. LEVIN, Mr. TIBERI, Mrs. SCHMIDT, Mr. MCHENRY, Mr. BILIRAKIS, Mr. MILLER of North Carolina, Mr. DAVIS of Kentucky, Mr. NEAL of Massachusetts, Mr. BUYER, Mr. BROWN of South Carolina, Mr. MOORE of Kansas, Ms. EDDIE BERNICE JOHNSON of Texas, Mr. DOOLITTLE, Mr. TIERNEY, Mr. RANGEL, Mr. MEEKS of New York, and Mr. PAYNE.

H.R. 157: Mrs. TAUSCHER.

H.R. 180: Ms. SCHWARTZ, Mr. MCNULTY, Mr. JEFFERSON, Mr. CONYERS, Mr. DEFAZIO, Mr. CLEAVER, Mr. LEWIS of Georgia, Ms. CORRINE BROWN of Florida, Mr. MORAN of Virginia, Mr. MEEHAN, Mrs. TAUSCHER, Mr. KIRK, Mr. SERRANO, Ms. DELAURO, Mr. ROTHMAN, Mr. GEORGE MILLER of California, Mr. HONDA, Mr. WAXMAN, Mr. CAPUANO, and Ms. KILPATRICK.

H.R. 196: Mr. SHIMKUS.

H.R. 199: Mr. GRIJALVA and Mr. FRANKS of Arizona.

H.R. 211: Mr. SCHIFF, Mr. BONNER, and Mr. KUCINICH.

H.R. 237: Mr. REHBERG.

H.R. 241: Mr. GARRETT of New Jersey.

H.R. 251: Mr. INSLEE, Mr. TOWNS, Mr. BURTON of Indiana, Mr. BOUCHER, Mr. ENGLISH of Pennsylvania, Mr. MCHUGH, Mrs. McMORRIS RODGERS, and Ms. JACKSON-LEE of Texas.

H.R. 278: Ms. BALDWIN, Mr. REHBERG and Mr. LATHAM.

H.R. 303: Mr. DEFAZIO and Mr. CUELLAR.

H.R. 322: Mr. BOOZMAN, Mr. BAKER, Mr. CONAWAY, Mr. BOUSTANY, Mr. KUHL of New York, Mr. PETRI, Mr. KINGSTON, Mr. MARSHALL, Mr. TAYLOR, Mr. DAVID DAVIS of Tennessee, Mr. LAMBORN, Mr. FORTUÑO, Mr. LINDER, Mr. SHULER, Mr. BARTON of Texas and Mr. ELLSWORTH.

H.R. 325: Mr. LIPINSKI.

H.R. 346: Ms. FOX, Mr. TIM MURPHY of Pennsylvania and Mr. FOSSELLA.

H.R. 353: Mr. TIERNEY, Ms. SCHAKOWSKY and Mrs. MALONEY of New York.

H.R. 369: Mr. DAVIS of Illinois and Mr. GONZALEZ.

H.R. 390: Mr. CAPUANO, Mr. KUCINICH, Ms. CORRINE BROWN of Florida, Mr. PAYNE and Mrs. CHRISTENSEN.

H.J. Res. 1: Mr. RYAN of Wisconsin.

H. Con. Res. 7: Ms. SCHWARTZ and Mr. WAXMAN.

H. Con. Res. 9: Mr. CLEAVER, Mr. HARE, and Mr. BRADY of Pennsylvania.

H. Con. Res. 19: Mr. CUMMINGS, Mr. SERRANO, Mr. GRIJALVA, Ms. CORRINE BROWN of Florida, Mr. BISHOP of Georgia, Mr. BUTTERFIELD, Mrs. CHRISTENSEN, Mr. CONYERS, Ms. JACKSON-LEE of Texas, Ms. EDDIE BERNICE JOHNSON of Texas, Ms. KAPTUR, Mr. MEEKS of New York, Mr. PAYNE, Mr. TOWNS, Mr. WYNN, Mr. AL GREEN of Texas, Mr. HASTINGS of Florida, Ms. WOOLSEY and Mr. LANTOS.

H. Con. Res. 21: Mr. SOUDER, Mr. ETHERIDGE, and Mr. HARE.

H. Con. Res. 23: Mr. ROTHMAN, Ms. HIRANO, Mr. DOYLE, Mr. PAYNE, and Mr. NADLER.

H. Res. 15: Mr. HERGER, Mr. CARDOZA, Mr. MCCARTHY of California, Mr. SCHIFF, Mr. WAXMAN, Ms. MILLENDER-MCDONALD, Mrs. NAPOLITANO, Mr. GARY G. MILLER of California, Mr. CALVERT, Mrs. BONO, Mr. CAMPBELL of California, Mr. HUNTER, Mrs. DAVIS of California, Mr. HONDA, Mrs. TAUSCHER, Mr. ROHRBACHER, and Mr. FILNER.

H. Res. 23: Ms. WATERS.

H. Res. 24: Mr. ENGEL.

H. Res. 40: Mr. MARCHANT.

H. Res. 41: Mr. HINCHEY, Ms. HIRANO, and Mr. ROTHMAN.

## FRIDAY, JANUARY 12, 2007 (6)

The House was called to order by the SPEAKER.

### ¶6.1 APPROVAL OF THE JOURNAL

The SPEAKER announced she had examined and approved the Journal of the proceedings of Thursday, January 11, 2007.

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

### ¶6.2 COMMUNICATIONS

Executive and other communications, pursuant to clause 8, rule XII, were referred as follows:

172. A letter from the Chief, Regulations and Administrative Law, Department of Homeland Security, transmitting the Department's final rule — Safety Zone; Cocoa Beach July 4th Fireworks Display — Atlantic Ocean, Cocoa Beach, FL [COTP Jacksonville 06-120] (RIN: 1625-AA00) received December 21, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

173. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Safety Zone; Orange Park Independence Day Celebration Fireworks Display — St. Johns River, Orange Park, FL [COTP Jacksonville 06-128] (RIN: 1625-AA00) received December 21, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

174. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Safety Zone; Freedom, Fanfare and Fireworks Display — St. Johns River, Jacksonville, FL [COTP Jacksonville 06-101] (RIN: 1625-AA00) received December 21, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

175. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Safety Zone; Patrick Air Force Base 4th of July Fireworks Display, Banana River, Patrick Air Force Base, FL [COTP Jacksonville 06-118] (RIN: 1625-AA00) received December 21, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

176. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Safety Zone; Liberty Fest Fireworks Display, Atlantic Ocean, Jacksonville Beach, FL [COTP Jacksonville 06-098] (RIN: 1625-AA00) received December 21, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

177. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Safety Zone; Florida Yacht Club and Timuquana Country Club Annual Fireworks Display — St. Johns River, Jacksonville, FL [COTP Jacksonville 06-100] (RIN: 1625-AA00) received December 21, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

178. A letter from the Chief, Regulations and Administrative Law, USCG, Department

of Homeland Security, transmitting the Department's final rule — Safety Zone; July 4th Celebration Fireworks Display, Atlantic Ocean, Flagler Beach, FL [COTP Jacksonville 06-096] (RIN: 1625-AA00) received December 21, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

179. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Safety Zone; July 4th Celebration Fireworks Display — Halifax River, Ormond Beach, FL [COTP Jacksonville 06-095] (RIN: 1625-AA00) received December 21, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

180. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Safety Zone; Palatka Independence Day Celebration Fireworks Display, St. Johns River, Palatka, FL [COTP Jacksonville 06-143] (RIN: 1625-AA00) received December 21, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

181. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Safety Zone; Edgewater Fire Rescue Association Fireworks Display — Indian River, Edgewater, FL [COTP Jacksonville 06-099] (RIN: 1625-AA00) received December 21, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

182. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Safety Zone; Sabine-Neches Canal, Intracoastal Waterway Mile Markers 284 — 285, Port Arthur, TX [COTP Port Arthur-06-017] (RIN: 1625-AA00) received December 21, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

183. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Safety Zone; Ohio River Mile 322.1 to 323.1, Ashland, KY [COTP Ohio Valley 06-044] (RIN: 1625-AA00) received December 21, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

184. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Safety Zone; Cumberland River, Mile Markers 128.0 to 129.0, Clarksville, TN [COTP Ohio Valley 06-043] (RIN: 1625-AA00) received December 21, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

185. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Safety Zone; Colorado River, Parker, AZ [COTP San Diego 06-086] (RIN: 1625-AA00) received December 21, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

186. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Safety Zone; Crazy Horse Campground, Lake Havasu, Arizona [COTP San Diego 06-017] (RIN: 1625-AA00) received December 21, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

187. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Safety Zone; Bayou

Perot, 250 yard radius from a point North 29 degrees, 40 minutes, 59 seconds by West 90 degrees, 10 minutes, 58 seconds [COTP Morgan City-06-005] (RIN: 1625-AA00) received December 21, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

188. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Safety Zone; Ohio River Miles 791.5 to 792.5, Evansville, Indiana [COTP Ohio Valley-06-027] (RIN: 1625-AA00) received December 21, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

189. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Safety Zone; Sabine-Neches Canal, Sabine River, Orange, TX [COTP Port Arthur-11-006] (RIN: 1625-AA00) received December 21, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

190. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Safety Zone; Neches River, Port Neches, Texas [COTP Port Arthur-06-010] (RIN: 1625-AA00) received December 21, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

191. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Safety Zone; Vermillion River, from Lights 2 and 4 at the confluence of the Gulf Intracoastal Waterway to a point North 29 degrees, 47 minutes, 53 seconds by West 92 degrees, 8 minutes, 18 seconds, bank to bank [COTP Morgan City-06-002] (RIN: 1625-AA00) received December 21, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

192. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Safety Zone; Sabine-Neches Canal, Sabine River, Orange, TX [COTP Port Arthur-06-009] (RIN: 1625-AA00) received December 21, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

193. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Safety Zone Regulations; Tampa Bay, FL [COTP St. Petersburg 06-127] (RIN: 1625-AA00) received December 21, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

194. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Safety Zone; Ft. Myers Beach, FL [COTP St. Petersburg 06-123] (RIN: 1625-AA00) received December 21, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

195. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Safety Zone; Tom Graves Memorial Fireworks, Port Bay, Wolcott, NY [CGD09-06-079] (RIN: 1625-AA00) received December 21, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

196. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Safety Zone; Independence Day Fireworks, Manistee, Michigan [CGD09-06-077] (RIN: 1625-AA00) received

December 21, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

197. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Safety Zone; Ohio River Mile 265 to 266, and Kanawha River Mile 0 to 0.5, Point Pleasant, WV [COTP Ohio Valley 06-028] (RIN: 1625-AA00) received December 21, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

198. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Safety Zone; Ohio River Miles 171.3 to 172.6, Marietta, OH [COTP Ohio Valley 06-031] (RIN: 1625-AA00) received December 21, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

199. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Safety Zone; Veterans Celebration Fireworks Display — Indian River, New Smyrna Beach, FL [COTP Jacksonville 06-090] (RIN: 1625-AA00) received December 21, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

200. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Safety Zone; Live-Fire Gun Exercises; Bodega Bay, CA [COTP San Francisco Bay 06-007] (RIN: 1625-AA00) received December 21, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

201. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Safety Zone; Fourth of July Fireworks, Calibogue Sound, Hilton Head, SC [COTP Charleston 06-134] (RIN: 1625-AA00) received December 21, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

202. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Safety Zone; City of Fall River 4th of July Fireworks, Taunton River, Fall River, Massachusetts [CGD01-06-074] (RIN: 1625-AA00) received December 21, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

203. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Safety Zone; Fireworks Display, Morehead City Harbor, Morehead City, NC [CGD05-05-016] (RIN: 1625-AA00) received December 21, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

204. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Safety Zone; North San Diego Bay, San Diego, CA [COTP San Diego 06-052] (RIN: 1625-AA00) received December 21, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

205. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Safety Zone; Town of Manchester Fourth of July Fireworks Display, Manchester, Massachusetts [CGD01-06-085] (RIN: 1625-AA00) received December 21, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

206. A letter from the Chief, Regulations and Administrative Law, USCG, Department

of Homeland Security, transmitting the Department's final rule — Safety Zone: Town of Nahant Fourth of July Fireworks Display, Nahant, Massachusetts [CGD01-06-088] (RIN: 1625-AA00) received December 21, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

207. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Safety Zone; Cocos Lagoon, GU [COTP Guam 06-009] (RIN: 1625-AA00) received December 21, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

208. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Safety Zone: Town of Hingham Fourth of July Fireworks, Hingham, Massachusetts [CGD01-06-035] (RIN: 1625-AA00) received December 21, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

209. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Safety Zone: Boston Pops Fireworks — Boston, Massachusetts [CGD01-06-055] (RIN: 1625-AA00) received December 21, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

210. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Safety Zone: Town of Marblehead Fourth of July Fireworks Display, Marblehead Harbor, Massachusetts [CGD1-06-001] (RIN: 1625-AA00) received December 21, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

211. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Safety Zone: Independence Day Celebration, Ipswich, Massachusetts [CGD01-06-062] (RIN: 1625-AA00) received December 21, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

### ¶6.3 COMMITTEE ELECTION—MAJORITY

Mr. LARSON of Connecticut, by direction of the Democratic Caucus, submitted the following privileged resolution (H. Res. 56):

*Resolved*, That the following named Members and Delegate be and are hereby elected to the following standing committees of the House of Representatives:

(1) COMMITTEE ON RULES.—Mr. McGovern, Mr. Hastings of Florida, Ms. Matsui, Mr. Cardoza, Mr. Welch of Vermont, Ms. Castor, Mr. Arcuri, and Ms. Sutton.

(2) COMMITTEE ON FINANCIAL SERVICES.—Mr. Frank, Chairman; Mr. Kanjorski, Ms. Waters, Ms. Maloney of New York, Mr. Gutierrez, Ms. Velazquez, Mr. Watt, Mr. Ackerman, Ms. Carson, Mr. Sherman, Mr. Meeke of New York, Mr. Moore of Kansas, Mr. Capuano, Mr. Hinojosa, Mr. Clay, Ms. McCarthy of New York, Mr. Baca, Mr. Lynch, Mr. Miller of North Carolina, Mr. Scott of Georgia, Mr. Al Green of Texas, Mr. Cleaver, Ms. Bean, Ms. Moore of Wisconsin, Mr. Davis of Tennessee, Mr. Sires, Mr. Hodes, Mr. Ellison, Mr. Klein of Florida, Mr. Mahoney, Mr. Wilson of Ohio, Mr. Perlmutter, Mr. Murphy of Connecticut, Mr. Donnelly, Mr. Marshall of Georgia.

(3) COMMITTEE ON AGRICULTURE.—Mr. Peterson, Chairman; Mr. Holden, Mr. McIntyre, Mr. Etheridge, Mr. Boswell, Mr. Baca, Mr. Cardoza, Mr. Scott of Georgia, Mr. Marshall of Georgia, Ms. Herseth, Mr. Cuellar, Mr.

Costa, Mr. Salazar, Mr. Ellsworth, Ms. Boyda, Mr. Space, Mr. Walz, Ms. Gillibrand, Mr. Kagen, Mr. Pomeroy, Mr. Davis of Tennessee, Mr. Barrow, Mr. Lampson, Mr. Donnelly, Mr. Mahoney of Florida.

(4) COMMITTEE ON FOREIGN AFFAIRS.—Mr. Lantos, Chairman; Mr. Berman, Mr. Ackerman, Mr. Faleomavaega, Mr. Payne, Mr. Sherman, Mr. Wexler, Mr. Engel, Mr. Delahunt, Mr. Meeks, Ms. Watson, Mr. Smith of Washington, Mr. Carnahan, Mr. Tanner, Ms. Woolsey, Ms. Jackson Lee, Mr. Hinojosa, Mr. Wu, Mr. Miller of North Carolina, Ms. Linda Sanchez of California, Mr. Scott of Georgia, Mr. Costa, Mr. Sires, Ms. Giffords, Mr. Klein of Florida.

(5) COMMITTEE ON HOMELAND SECURITY.—Mr. Thompson of Mississippi, Chairman; Ms. Loretta Sanchez of California, Mr. Markey, Mr. Dicks of Washington, Ms. Harmon, Mr. DeFazio, Ms. Lowey, Ms. Norton, Ms. Lofgren, Ms. Jackson-Lee, Ms. Christensen, Mr. Etheridge, Mr. Langevin, Mr. Cuellar, Mr. Carney of Pennsylvania, Ms. Clarke, Mr. Al Green of Texas, Mr. Perlmutter.

(6) COMMITTEE ON OVERSIGHT AND GOVERNMENT REFORM.—Mr. Waxman, Chairman; Mr. Lantos, Mr. Towns, Mr. Kanjorski, Ms. Maloney of New York, Mr. Cummings, Mr. Kucinich, Mr. Davis of Illinois, Mr. Tierney, Mr. Clay, Ms. Watson, Mr. Lynch, Mr. Higgins, Mr. Yarmuth, Mr. Braley, Ms. Norton, Ms. McCollum, Mr. Cooper of Tennessee, Mr. Van Hollen, Mr. Hodes, Mr. Murphy of Connecticut, Mr. Sarbanes, Mr. Welch of Vermont.

(7) COMMITTEE ON VETERANS' AFFAIRS.—Mr. Filner, Chairman; Ms. Brown of Florida, Mr. Snyder, Mr. Michaud, Ms. Herseth, Mr. Mitchell of Arizona, Mr. Hall of New York, Mr. Hare, Mr. Doyle, Mr. Salazar, Mr. Rodriguez, Mr. Donnelly, Mr. McNerney, Mr. Space.

When said resolution was considered and agreed to.

A motion to reconsider the vote whereby said resolution was agreed to was, by unanimous consent, laid on the table.

¶6.4 MEDICARE PRESCRIPTION DRUG PRICE NEGOTIATION

Mr. DINGELL, pursuant to section 510 of House Resolution 6, called up for consideration the bill (H.R. 4) to amend part D of title XVIII of the Social Security Act to require the Secretary of Health and Human Services to negotiate lower covered part D drug prices on behalf of Medicare beneficiaries.

Pending consideration of said bill.

Pursuant to section 510 of House Resolution 6, the time for debate was equally divided and controlled by the Majority Leader and the Minority Leader or their designees for 90 minutes each.

When said bill was considered.

After debate,

Pursuant to section 510 of House Resolution 6, the previous question was ordered on the bill.

The bill was ordered to be engrossed and read a third time, was read a third time by title.

Mr. BARTON of Texas, moved to recommit the bill to the Committee on Ways and Means and the Committee on Energy and Commerce with instructions to report the bill back to the House forthwith with the following amendment:

In subsection (i) inserted in section 1860D-11 of the Social Security Act (42 U.S.C.

1395ww-111) by section 2(a) of the bill, redesignate paragraphs (3) and (4) as paragraphs (5) and (6), respectively, and insert after paragraph (2) the following:

“(3) ASSURING CONTINUED ACCESS TO COVERED PART D DRUGS AND PHARMACY NETWORKS.—In carrying out paragraph (1), the Secretary shall not (directly or indirectly) restrict or otherwise limit any of the following:

“(A) ACCESS OF BENEFICIARIES TO COVERED PART D DRUGS.—The access of part D eligible individuals enrolled under prescription drug plans or MA-PD plans to any covered part D drug, such as any oral cancer drug, any antiretroviral therapy for individuals with the human immunodeficiency virus or acquired immune deficiency syndrome (HIV/AIDS), any drug for a mental health illness, any drug to treat a neurological disorder (such as Alzheimer’s disease or Amyotrophic Lateral Sclerosis), or any immunosuppressant drug to safeguard organ transplants.

“(B) ACCESS OF BENEFICIARIES TO NETWORKS OF CHAIN AND COMMUNITY PHARMACIES.—The access of such individuals enrolled under such plans to networks of chain and community pharmacies that provide convenient and timely delivery of covered part D drugs, whether or not such restriction or limitation is in the form of restricting delivery of such drugs to mail order, imposing increased cost-sharing, restricting the quantities of such drugs to be dispensed, or lowering the dispensing fees paid to such pharmacies.

“(4) PROTECTION AGAINST INCREASING DRUG PRICES FOR VETERANS.—In carrying out paragraph (1), the Secretary shall not thereby increase prices for prescription drugs for any identifiable group of citizens of the United States.”.

After debate,

By unanimous consent, the previous question was ordered on the motion to recommit with instructions.

The question being put, viva voce,

Will the House recommit said bill with instructions?

The SPEAKER pro tempore, Mr. BOSWELL, announced that the nays had it.

Mr. BARTON of Texas, demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The vote was taken by electronic device.

It was decided in the { Yeas ..... 196  
negative ..... } Nays ..... 229

¶6.5 [Roll No. 22] YEAS—196

Aderholt Brown-Waite, Davis, Tom  
Akin Ginny Deal (GA)  
Alexander Buchanan Dent  
Bachmann Burgess Diaz-Balart, L.  
Bachus Burton (IN) Diaz-Balart, M.  
Baker Calvert Doolittle  
Barrett (SC) Camp (MI) Drake  
Bartlett (MD) Campbell (CA) Dreier  
Barton (TX) Cannon Duncan  
Biggert Cantor Ehlers  
Bilbray Capito Emerson  
Bilirakis Carter English (PA)  
Bishop (UT) Castle Everett  
Blackburn Chabot Fallin  
Blunt Coble Feeney  
Boehner Cole (OK) Ferguson  
Bonner Conaway Flake  
Bono Crenshaw Forbes  
Boozman Cubin Fortenberry  
Boustany Culberson Fossella  
Brady (TX) Davis (KY) Foxx  
Brown (SC) Davis, David Franks (AZ)  
Davis, Jo Ann Frelinghuysen

Gallegly Lungren, Daniel  
Garrett (NJ) E.  
Gerlach Mack  
Gilchrest Manullo  
Gingrey Marchant  
Gohmert McCarthy (CA)  
Goode McCaul (TX)  
Goodlatte McCotter  
Granger McCreery  
Graves McHenry  
Hall (TX) McKeon  
Hastings (WA) McMorris  
Hayes Rodgers  
Heller Mica  
Hensarling Miller (FL)  
Herger Miller (MI)  
Hobson Moran (KS)  
Hoekstra Murphy, Tim  
Hulshof Musgrave  
Hunter Myrick  
Inglis (SC) Neugebauer  
Issa Nunes  
Jindal Paul  
Johnson (IL) Pearce  
Johnson, Sam Pence  
Jones (NC) Peterson (PA)  
Jordan Petri  
Keller Pickering  
King (IA) Pitts  
King (NY) Platts  
Kingston Poe  
Kirk Porter  
Kline (MN) Price (GA)  
Knollenberg Pryce (OH)  
Kuhl (NY) Putnam  
LaHood Ramstad  
Lamborn Regula  
Latham Rehberg  
LaTourette Reichert  
Lewis (CA) Renzi  
Lewis (KY) Reynolds  
Linder Rogers (AL)  
LoBiondo Rogers (KY)  
Lucas Rogers (MI)

Rohrabacher  
Ros-Lehtinen  
Roskam  
Royce  
Ryan (WI)  
Sali  
Saxton  
Schmidt  
Sensenbrenner  
Sessions  
Shadegg  
Shays  
Shimkus  
Shuster  
Simpson  
Smith (NE)  
Smith (NJ)  
Smith (TX)  
Souder  
Space  
Stearns  
Sullivan  
Tancredo  
Terry  
Thornberry  
Tiahrt  
Tiberi  
Turner  
Upton  
Walberg  
Walden (OR)  
Walsh (NY)  
Wamp  
Weldon (FL)  
Weller  
Westmoreland  
Whitfield  
Wicker  
Wilson (NM)  
Wilson (SC)  
Wolf  
Young (AK)  
Young (FL)

NAYS—229

Abercrombie  
Ackerman  
Allen  
Altmire  
Andrews  
Arcuri  
Baca  
Baird  
Baldwin  
Barrow  
Bean  
Becerra  
Berkley  
Berman  
Berry  
Bishop (GA)  
Bishop (NY)  
Blumenauer  
Boren  
Boswell  
Boucher  
Boyd (FL)  
Boyd (KS)  
Brady (PA)  
Braley (IA)  
Brown, Corrine  
Butterfield  
Capps  
Capuano  
Cardoza  
Carnahan  
Carney  
Carson  
Castor  
Chandler  
Clarke  
Clay  
Cleaver  
Clyburn  
Cohen  
Conyers  
Cooper  
Costa  
Costello  
Courtney  
Cramer  
Crowley  
Cuellar  
Cummings  
Davis (AL)  
Davis (CA)  
Davis (IL)  
Davis, Lincoln  
DeFazio

DeGette  
Delahunt  
DeLauro  
Dicks  
Dingell  
Doggett  
Donnelly  
Doyle  
Edwards  
Ellison  
Ellsworth  
Emanuel  
Engel  
Eshoo  
Etheridge  
Farr  
Fattah  
Filner  
Frank (MA)  
Giffords  
Gillibrand  
Gonzalez  
Gordon  
Green, Al  
Green, Gene  
Grijalva  
Gutierrez  
Hall (NY)  
Hare  
Harman  
Hastings (FL)  
Herseth  
Higgins  
Hill  
Hinchev  
Hinojosa  
Hiron  
Hodes  
Holden  
Holt  
Honda  
Hooley  
Hoyer  
Inlee  
Israel  
Jackson (IL)  
Jackson-Lee  
(TX)  
Jefferson  
Johnson (GA)  
Johnson, E. B.  
Jones (OH)  
Kagen  
Kanjorski

Kaptur  
Kennedy  
Kildee  
Kilpatrick  
Kind  
Klein (FL)  
Kucinich  
Lampson  
Langevin  
Lantos  
Larsen (WA)  
Larson (CT)  
Lee  
Lewis (GA)  
Lipinski  
Lofgren, Zoe  
Lowey  
Lynch  
Mahoney (FL)  
Maloney (NY)  
Markey  
Marshall  
Matheson  
Matsui  
McCarthy (NY)  
McCollum (MN)  
McDermott  
McGovern  
McIntyre  
McNerney  
McNulty  
Meehan  
Meek (FL)  
Meeks (NY)  
Melancon  
Michaud  
Millender-  
McDonald  
Miller (NC)  
Miller, George  
Mitchell  
Mollohan  
Moore (KS)  
Moore (VA)  
Moran (VA)  
Murphy (CT)  
Murphy, Patrick  
Murtha  
Nadler  
Napolitano  
Neal (MA)  
Oberstar  
Obey  
Olver

Ortiz  
Pallone  
Pascarell  
Pastor  
Payne  
Pelosi  
Perlmutter  
Peterson (MN)  
Pomeroy  
Price (NC)  
Rahall  
Rangel  
Reyes  
Rodriguez  
Ross  
Rothman  
Roybal-Allard  
Ruppersberger  
Rush  
Ryan (OH)  
Salazar  
Sánchez, Linda  
T.  
Sanchez, Loretta

Sarbanes  
Schakowsky  
Schiff  
Schwartz  
Scott (GA)  
Scott (VA)  
Serrano  
Sestak  
Shea-Porter  
Sherman  
Shuler  
Wasserman  
Schultz  
Skelton  
Slaughter  
Smith (WA)  
Snyder  
Solis  
Spratt  
Stark  
Stupak  
Sutton  
Tanner  
Tauscher  
Taylor

Thompson (CA)  
Thompson (MS)  
Tierney  
Towns  
Udall (CO)  
Udall (NM)  
Van Hollen  
Velázquez  
Visclosky  
Walz (MN)  
Wasserman  
Schultz  
Waters  
Watson  
Watt  
Waxman  
Weiner  
Welch (VT)  
Wexler  
Wilson (OH)  
Woolsey  
Wynn  
Yarmuth

NOT VOTING—10

Buyer  
Gillmor  
Hastert  
Levin

Loebsack  
McHugh  
Miller, Gary  
Norwood

Radanovich  
Wu

So the motion to recommit with instructions was not agreed to.

The question being put, viva voce, Will the House pass said bill? The SPEAKER pro tempore, Mr. BOSWELL, announced that the yeas had it.

Mr. BLUNT demanded a recorded vote on passage of said bill, which demand was supported by one-fifth of a quorum, so a recorded vote was ordered.

The vote was taken by electronic device.

It was decided in the affirmative { Yeas ..... 255  
Nays ..... 170

¶6.6 [Roll No. 23]

AYES—255

Abercrombie  
Ackerman  
Allen  
Altmire  
Andrews  
Arcuri  
Baca  
Baird  
Baldwin  
Barrow  
Bean  
Becerra  
Berkley  
Berman  
Berry  
Bishop (GA)  
Bishop (NY)  
Blumenauer  
Boren  
Boswell  
Boucher  
Boyd (FL)  
Boyda (KS)  
Brady (PA)  
Braley (IA)  
Brown, Corrine  
Buchanan  
Burton (IN)  
Butterfield  
Capps  
Capuano  
Cardoza  
Carnahan  
Carney  
Carson  
Castle  
Castor  
Chabot  
Chandler  
Clarke  
Clay  
Cleaver  
Clyburn  
Cohen  
Conyers

Cooper  
Costa  
Costello  
Courtney  
Cramer  
Crowley  
Cuellar  
Cummings  
Davis (AL)  
Davis (CA)  
Davis (IL)  
Davis, Jo Ann  
Davis, Lincoln  
DeFazio  
DeGette  
Delahunt  
DeLauro  
Dicks  
Dingell  
Doggett  
Donnelly  
Doyle  
Edwards  
Ellison  
Ellsworth  
Emanuel  
Emerson  
Engel  
Eshoo  
Etheridge  
Farr  
Fattah  
Filner  
Fossella  
Frank (MA)  
Giffords  
Gillibrand  
Gonzalez  
Goodlatte  
Gordon  
Green, Al  
Green, Gene  
Grijalva  
Gutierrez  
Hall (NY)

Hare  
Harman  
Hastings (FL)  
Herseth  
Higgins  
Hill  
Hinchev  
Hinojosa  
Hirono  
Hodes  
Holden  
Holt  
Honda  
Hooley  
Hoyer  
Insee  
Israel  
Jackson (IL)  
Jackson-Lee  
(TX)  
Jefferson  
Johnson (GA)  
Johnson (IL)  
Johnson, E. B.  
Jones (NC)  
Jones (OH)  
Kagen  
Kanjorski  
Kaptur  
Kennedy  
Kildee  
Kilpatrick  
Kind  
Klein (FL)  
Kucinich  
Lampson  
Langevin  
Lantos  
Larsen (WA)  
Larson (CT)  
LaTourette  
Lee  
Lewis (GA)  
Lipinski  
LoBiondo

Lofgren, Zoe  
Lowey  
Lynch  
Mahoney (FL)  
Maloney (NY)  
Markey  
Marshall  
Matheson  
Matsui  
McCarthy (NY)  
McCollum (MN)  
McDermott  
McGovern  
McIntyre  
McNerney  
McNulty  
Meehan  
Meek (FL)  
Meeks (NY)  
Melancon  
Michaud  
Millender-McDonald  
Miller (FL)  
Miller (NC)  
Miller, George  
Mitchell  
Mollohan  
Moore (KS)  
Moore (WI)  
Moran (KS)  
Moran (VA)  
Murphy (CT)  
Murphy, Patrick  
Murtha  
Nadler  
Napolitano  
Neal (MA)  
Oberstar  
Obey  
Olver  
Ortiz

Pallone  
Pascarell  
Pastor  
Paul  
Payne  
Pelosi  
Perlmutter  
Peterson (MN)  
Petri  
Platts  
Pomeroy  
Price (NC)  
Rahall  
Ramstad  
Rangel  
Regula  
Renzi  
Reyes  
Rodriguez  
Ross  
Rothman  
Roybal-Allard  
Ruppersberger  
Rush  
Ryan (OH)  
Salazar  
Sánchez, Linda  
T.  
Sanchez, Loretta  
Sarbanes  
Schakowsky  
Schiff  
Schwartz  
Scott (GA)  
Scott (VA)  
Serrano  
Sestak  
Shea-Porter  
Sherman  
Shuler  
Sires  
Skelton

Slaughter  
Smith (NJ)  
Smith (WA)  
Snyder  
Solis  
Space  
Spratt  
Stark  
Stupak  
Sutton  
Tanner  
Tauscher  
Taylor  
Thompson (CA)  
Thompson (MS)  
Tierney  
Towns  
Udall (CO)  
Udall (NM)  
Van Hollen  
Velázquez  
Visclosky  
Walsh (NY)  
Walz (MN)  
Wamp  
Wasserman  
Schultz  
Waters  
Watson  
Watt  
Waxman  
Weiner  
Welch (VT)  
Wexler  
Wilson (OH)  
Wolf  
Woolsey  
Wu  
Wynn  
Yarmuth

NOES—170

Aderholt  
Akin  
Alexander  
Bachmann  
Bachus  
Baker  
Barrett (SC)  
Bartlett (MD)  
Barton (TX)  
Biggart  
Bibray  
Bilirakis  
Bishop (UT)  
Blackburn  
Blunt  
Boehner  
Bonner  
Bono  
Boozman  
Boustany  
Brady (TX)  
Brown (SC)  
Brown-Waite,  
Ginny  
Burgess  
Calvert  
Camp (MI)  
Campbell (CA)  
Cannon  
Cantor  
Capito  
Carter  
Coble  
Cole (OK)  
Conaway  
Crenshaw  
Cubins  
Culberson  
Davis (KY)  
Davis, David  
Davis, Tom  
Deal (GA)  
Dent  
Diaz-Balart, L.  
Diaz-Balart, M.  
Doolittle  
Drake  
Dreier  
Duncan  
Ehlers  
English (PA)  
Everett  
Fallin  
Feehey  
Ferguson  
Flake

Forbes  
Fortenberry  
Fox  
Franks (AZ)  
Frelinghuysen  
Gallegly  
Garrett (NJ)  
Gerlach  
Gilchrest  
Gingrey  
Gohmert  
Goode  
Granger  
Graves  
Hall (TX)  
Hastings (WA)  
Hayes  
Heller  
Hensarling  
Herger  
Hobson  
Hoekstra  
Hulshof  
Hunter  
Inglis (SC)  
Issa  
Jindal  
Johnson, Sam  
Jordan  
Keller  
King (IA)  
King (NY)  
Kingston  
Kline (MN)  
Knollenberg  
Kuhl (NY)  
LaHood  
Lamborn  
Latham  
Lewis (CA)  
Lewis (KY)  
Linder  
Lucas  
Lungren, Daniel  
E.  
Mack  
Manzullo  
Marchant  
McCarthy (CA)  
McCaul (TX)  
McCotter  
McCrery  
McHenry  
McKeon  
McMorris  
Rodgers

Mica  
Miller (MI)  
Murphy, Tim  
Musgrave  
Myrick  
Neugebauer  
Nunes  
Pearce  
Pence  
Peterson (PA)  
Pickering  
Pitts  
Poe  
Porter  
Price (GA)  
Pryce (OH)  
Putnam  
Rehberg  
Reichert  
Reynolds  
Rogers (AL)  
Rogers (KY)  
Rogers (MI)  
Rohrabacher  
Ros-Lehtinen  
Roskam  
Royce  
Ryan (WI)  
Sali  
Saxton  
Schmidt  
Sensenbrenner  
Sessions  
Shadegg  
Shays  
Shimkus  
Shuster  
Simpson  
Smith (NE)  
Smith (TX)  
Souder  
Stearns  
Sullivan  
Tancredo  
Terry  
Thornberry  
Tiahrt  
Tiberi  
Turner  
Upton  
Walberg  
Walden (OR)  
Weldon (FL)  
Weller  
Westmoreland

Whitfield  
Wicker

Wilson (NM)  
Wilson (SC)

Young (AK)  
Young (FL)

NOT VOTING—10

Buyer  
Gillmor  
Hastert  
Kirk

Levin  
Loebsack  
McHugh  
Miller, Gary

Norwood  
Radanovich

So the bill was passed.  
A motion to reconsider the vote whereby said bill was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said bill.

¶6.7 COMMITTEE ELECTION—MAJORITY

Mr. EMANUEL, by direction of the Democratic Caucus, submitted the following privileged resolution (H. Res. 60):

Resolved, That the following named Members be and are hereby elected to the following standing committees of the House of Representatives:

(1) COMMITTEE ON ARMED SERVICES.—Mr. Cummings (to rank immediately after Ms. Giffords).

(2) COMMITTEE ON TRANSPORTATION AND INFRASTRUCTURE.—Ms. Matsui (to rank immediately after Mr. Lipinski).

When said resolution was considered and agreed to.

A motion to reconsider the vote whereby said resolution was agreed to was, by unanimous consent, laid on the table.

¶6.8 ADJOURNMENT OVER

On motion of Mr. HOYER, by unanimous consent,

Ordered, That when the House adjourns today, it adjourn to meet on Tuesday, January 16, 2007, at 12:30 p.m. for morning-hour debate.

¶6.9 CALENDAR WEDNESDAY BUSINESS DISPENSED WITH

On motion of Mr. HOYER, by unanimous consent,

Ordered, That business in order for consideration on Wednesday, January 17, 2007, under clause 6, rule XV, the Calendar Wednesday rule, be dispensed with.

¶6.10 COMMISSION ON SECURITY AND COOPERATION IN EUROPE

The SPEAKER pro tempore, Mr. KLEIN of Florida, announced that the Speaker, pursuant to 22 United States Code 3003 Note, and the order of the House of January 4, 2007, appointed the following Member of the House, to the Commission on Security and Cooperation in Europe: Mr. HASTINGS of Florida, Chairman.

Ordered, That the Clerk notify the Senate of the foregoing appointment.

¶6.11 LEAVE OF ABSENCE

By unanimous consent, leave of absence was granted—

To Mr. LEVIN, for today; and  
To Mr. MCHUGH, for today.  
And then,

¶6.12 ADJOURNMENT

On motion of Mr. MEEK of Florida, pursuant to the previous order of the

House, at 5 o'clock and 20 minutes p.m., the House adjourned until 12:30 p.m. on Tuesday, January 16, 2007.

#### ¶6.13 PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XII, public bills and resolutions were introduced and severally referred, as follows:

By Mr. GEORGE MILLER of California (for himself, Mr. COURTNEY, Mr. KILDEE, Mr. PAYNE, Mr. ANDREWS, Mr. SCOTT of Virginia, Ms. WOOLSEY, Mr. HINOJOSA, Mrs. MCCARTHY of New York, Mr. TIERNEY, Mr. KUCINICH, Mr. WU, Mr. HOLT, Mrs. DAVIS of California, Mr. DAVIS of Illinois, Mr. GRIJALVA, Mr. BISHOP of New York, Ms. LINDA T. SANCHEZ of California, Mr. ALTMIRE, Ms. CLARKE, Mr. HARE, Ms. HIRONO, Mr. LOEBSACK, Mr. SARBANES, Mr. SESTAK, Ms. SHEA-PORTER, Mr. YARMUTH, Mr. ACKERMAN, Mr. ALLEN, Mr. ARCURI, Mr. BACA, Mr. BAIRD, Ms. BALDWIN, Ms. BEAN, Mr. BECERRA, Ms. BERKLEY, Mr. BERMAN, Mr. BERRY, Mr. BLUMENAUER, Ms. BORDALLO, Mr. BOREN, Mr. BOSWELL, Mr. BOUCHER, Mrs. BOYDA of Kansas, Mr. BRADY of Pennsylvania, Mr. BRALEY of Iowa, Mr. BUTTERFIELD, Mrs. CAPPS, Mr. CAPUANO, Mr. CARDOZA, Mr. CARNAHAN, Mr. CARNEY, Ms. CARSON, Ms. CASTOR, Mr. CHANDLER, Mrs. CHRISTENSEN, Mr. CLAY, Mr. CLYBURN, Mr. COHEN, Mr. CONYERS, Mr. COOPER, Mr. COSTA, Mr. COSTELLO, Mr. CRAMER, Mr. CROWLEY, Mr. CUELLAR, Mr. CUMMINGS, Mr. DAVIS of Alabama, Mr. LINCOLN DAVIS of Tennessee, Mr. DEFazio, Ms. DEGETTE, Mr. DELAHUNT, Ms. DELAURO, Mr. DICKS, Mr. DINGELL, Mr. DOGGETT, Mr. DONNELLY, Mr. DOYLE, Mr. ELLISON, Mr. ELLSWORTH, Mr. EMANUEL, Mr. ENGEL, Ms. ESHOO, Mr. ETHERIDGE, Mr. FALCOMAVAEGA, Mr. FARR, Mr. FATTAH, Mr. FILNER, Mr. FRANK of Massachusetts, Ms. GIFFORDS, Mrs. GILLIBRAND, Mr. GONZALEZ, Mr. AL GREEN of Texas, Mr. GENE GREEN of Texas, Mr. HALL of New York, Ms. HARMAN, Mr. HASTINGS of Florida, Mr. HIGGINS, Mr. HILL, Mr. HINCHEY, Mr. HODES, Mr. HOLDEN, Mr. HONDA, Ms. HOOLEY, Mr. HOYER, Mr. INSLEE, Mr. ISRAEL, Mr. JACKSON of Illinois, Ms. JACKSON-LEE of Texas, Ms. EDDIE BERNICE JOHNSON of Texas, Mr. JOHNSON of Georgia, Mrs. JONES of Ohio, Mr. KAGEN, Ms. KAPTUR, Mr. KENNEDY, Ms. KILPATRICK, Mr. KIND, Mr. KLEIN of Florida, Mr. LANGEVIN, Mr. LANTOS, Mr. LAMPSON, Mr. LARSEN of Washington, Mr. LARSON of Connecticut, Ms. LEE, Mr. LEVIN, Mr. LEWIS of Georgia, Mr. LIPINSKI, Ms. ZOE LOFGREN of California, Mrs. LOWEY, Mr. LYNCH, Mr. MAHONEY of Florida, Mrs. MALONEY of New York, Mr. MARKEY, Ms. MATSUI, Ms. MCCOLLUM of Minnesota, Mr. MCDERMOTT, Mr. MCGOVERN, Mr. MCINTYRE, Mr. MCNERNEY, Mr. MCNULTY, Mr. MEEHAN, Mr. MEEK of Florida, Mr. MICHAUD, Ms. MILLENDER-MCDONALD, Mr. MITCHELL, Mr. MOORE of Kansas, Mr. MORAN of Virginia, Mr. MURPHY of Connecticut, Mr. PATRICK MURPHY of Pennsylvania, Mr. NADLER, Mrs. NAPOLITANO, Ms. NORTON, Mr. OBERSTAR, Mr. OBEY, Mr. OLVER, Mr. ORTIZ, Mr. PALLONE, Mr. PASCRELL, Mr. PASTOR, Mr. PERLMUTTER, Mr. PETERSON of Minnesota, Mr. POM-

EROY, Mr. PRICE of North Carolina, Mr. RAHALL, Mr. RANGEL, Mr. REYES, Mr. RODRIGUEZ, Mr. ROSS, Mr. ROTHMAN, Ms. ROYBAL-ALLARD, Mr. RUPPERSBERGER, Mr. RUSH, Mr. RYAN of Ohio, Mr. SALAZAR, Ms. SCHAKOWSKY, Mr. SCHIFF, Ms. SCHWARTZ, Mr. SCOTT of Georgia, Mr. SERRANO, Mr. SHERMAN, Mr. SHULER, Mr. SIREN, Mr. SKELTON, Ms. SLAUGHTER, Mr. SMITH of Washington, Mr. SNYDER, Ms. SOLIS, Mr. SPACE, Mr. SPRATT, Mr. STARK, Mr. STUPAK, Ms. SUTTON, Mrs. TAUSCHER, Mr. THOMPSON of Mississippi, Mr. THOMPSON of California, Mr. TOWNS, Mr. UDALL of Colorado, Mr. UDALL of New Mexico, Mr. VAN HOLLEN, Ms. VELÁZQUEZ, Mr. WALZ of Minnesota, Ms. WASSERMAN SCHULTZ, Ms. WATERS, Ms. WATSON, Mr. WAXMAN, Mr. WEINER, Mr. WELCH of Vermont, Mr. WEXLER, Mr. WILSON of Ohio, and Mr. WYNN):

H.R. 5. A bill to amend the Higher Education Act of 1965 to reduce interest rates for student borrowers; to the Committee on Education and Labor.

By Mr. RAHALL (for himself, Mr. RANGEL, Mr. MCNERNEY, Mr. BARTLETT of Maryland, Mr. GILCHREST, Mr. STARK, Mr. LEVIN, Mr. MCDERMOTT, Mr. LEWIS of Georgia, Mr. NEAL of Massachusetts, Mr. MCNULTY, Mr. TANNER, Mr. BECERRA, Mr. DOGGETT, Mr. POMEROY, Mrs. JONES of Ohio, Mr. THOMPSON of California, Mr. LARSON of Connecticut, Mr. EMANUEL, Mr. BLUMENAUER, Mr. KIND, Mr. PASCRELL, Ms. BERKLEY, Mr. CROWLEY, Mr. VAN HOLLEN, Mr. MEEK of Florida, Ms. SCHWARTZ, Mr. DAVIS of Alabama, Mr. ACKERMAN, Mr. ALLEN, Mr. ALTMIRE, Mr. ANDREWS, Mr. ARCURI, Mr. BACA, Mr. BAIRD, Ms. BALDWIN, Mr. BERMAN, Mr. BERRY, Mr. BISHOP of New York, Mr. BISHOP of Georgia, Ms. BORDALLO, Mr. BOSWELL, Mr. BOUCHER, Mr. BRADY of Pennsylvania, Mr. BRALEY of Iowa, Mr. BUTTERFIELD, Mrs. CAPPS, Mr. CAPUANO, Mr. CARDOZA, Mr. CARNAHAN, Mr. CARNEY, Ms. CARSON, Ms. CASTOR, Mr. CHANDLER, Mrs. CHRISTENSEN, Ms. CLARKE, Mr. CLAY, Mr. CLEAVER, Mr. CLYBURN, Mr. COHEN, Mr. CONYERS, Mr. COOPER, Mr. COURTNEY, Mr. CUMMINGS, Mr. DAVIS of Illinois, Mr. LINCOLN DAVIS of Tennessee, Mr. DEFazio, Ms. DEGETTE, Mr. DELAHUNT, Ms. DELAURO, Mr. DICKS, Mr. DINGELL, Mr. DOYLE, Mr. ELLISON, Mr. ELLSWORTH, Ms. ESHOO, Mr. ETHERIDGE, Mr. FALCOMAVAEGA, Mr. FARR, Mr. FATTAH, Mr. FILNER, Mr. FRANK of Massachusetts, Ms. GIFFORDS, Mrs. GILLIBRAND, Mr. GONZALEZ, Mr. GORDON, Mr. GRIJALVA, Mr. GUTIERREZ, Mr. HARE, Ms. HARMAN, Mr. HASTINGS of Florida, Ms. HERSETH, Mr. HIGGINS, Mr. HILL, Mr. HINCHEY, Ms. HIRONO, Mr. HODES, Mr. HOLDEN, Mr. HOLT, Mr. HONDA, Ms. HOOLEY, Mr. HOYER, Mr. INSLEE, Mr. ISRAEL, Mr. JACKSON of Illinois, Ms. JACKSON-LEE of Texas, Mr. JOHNSON of Georgia, Mr. KAGEN, Ms. KAPTUR, Mr. KENNEDY, Mr. KILDEE, Ms. KILPATRICK, Mr. KLEIN of Florida, Mr. KUCINICH, Mr. LANGEVIN, Mr. LANTOS, Mr. LARSEN of Washington, Ms. LEE, Mr. LOEBSACK, Ms. ZOE LOFGREN of California, Mrs. LOWEY, Mr. LYNCH, Mr. MAHONEY of Florida, Mrs. MALONEY of New York, Mr. MARKEY, Ms. MATSUI, Mrs. MCCARTHY of New York, Ms. MCCOLLUM of Minnesota, Mr. MCGOVERN, Mr. MCINTYRE, Mr. MEEHAN, Mr. MICHAUD, Ms. MILLENDER-MCDONALD, Mr. GEORGE

MILLER of California, Mr. MITCHELL, Mr. MOORE of Kansas, Mr. MORAN of Virginia, Mr. MURPHY of Connecticut, Mr. PATRICK MURPHY of Pennsylvania, Mr. NADLER, Mrs. NAPOLITANO, Ms. NORTON, Mr. OBERSTAR, Mr. OBEY, Mr. OLVER, Mr. PALLONE, Mr. PASTOR, Mr. PAYNE, Mr. PERLMUTTER, Mr. PETERSON of Minnesota, Mr. PRICE of North Carolina, Mr. REYES, Mr. RODRIGUEZ, Mr. ROSS, Mr. ROTHMAN, Ms. ROYBAL-ALLARD, Mr. RUPPERSBERGER, Mr. RUSH, Mr. RYAN of Ohio, Ms. LINDA T. SANCHEZ of California, Mr. SARBANES, Ms. SCHAKOWSKY, Mr. SCHIFF, Mr. SCOTT of Georgia, Mr. SCOTT of Virginia, Mr. SERRANO, Mr. SESTAK, Ms. SHEA-PORTER, Mr. SHERMAN, Mr. SIREN, Mr. SKELTON, Ms. SLAUGHTER, Mr. SMITH of Washington, Ms. SOLIS, Mr. SPACE, Mr. SPRATT, Mr. STUPAK, Ms. SUTTON, Mrs. TAUSCHER, Mr. THOMPSON of Mississippi, Mr. TIERNEY, Mr. UDALL of Colorado, Mr. UDALL of New Mexico, Ms. VELÁZQUEZ, Mr. WALZ of Minnesota, Ms. WASSERMAN SCHULTZ, Ms. WATERS, Mr. WAXMAN, Mr. WEINER, Mr. WELCH of Vermont, Mr. WEXLER, Mr. WILSON of Ohio, Ms. WOOLSEY, Mr. WU, Mr. WYNN, and Mr. YARMUTH):

H.R. 6. A bill to reduce our Nation's dependency on foreign oil by investing in clean, renewable, and alternative energy resources, promoting new emerging energy technologies, developing greater efficiency, and creating a Strategic Energy Efficiency and Renewables Reserve to invest in alternative energy, and for other purposes; to the Committee on Ways and Means, and in addition to the Committees on Natural Resources, the Budget, and Rules, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. REYNOLDS (for himself, Mr. WELLER, Mr. MCCOTTER, Mr. SAXTON, Mr. BARTLETT of Maryland, Mr. LINCOLN DIAZ-BALART of Florida, and Mrs. MUSGRAVE):

H.R. 432. A bill to allow seniors to file their Federal income tax on a new Form 1040S; to the Committee on Ways and Means.

By Mr. SNYDER (for himself, Mr. BOOZMAN, Mr. BERRY, Mr. ROSS, and Mr. DAVIS of Illinois):

H.R. 433. A bill to designate the facility of the United States Postal Service located at 1700 Main Street in Little Rock, Arkansas, as the "Scipio A. Jones Post Office Building"; to the Committee on Oversight and Government Reform.

By Mr. CHABOT (for himself and Ms. VELÁZQUEZ):

H.R. 434. A bill to provide for an additional temporary extension of programs under the Small Business Act and the Small Business Investment Act of 1958 through December 31, 2007, and for other purposes; to the Committee on Small Business.

By Mrs. MALONEY of New York (for herself, Mr. HINCHEY, and Mr. GRIJALVA):

H.R. 435. A bill to provide for a study by the National Academy of Engineering regarding improving the accuracy of collection of royalties on production of oil, condensate, and natural gas under leases of Federal lands and Indian lands, and for other purposes; to the Committee on Natural Resources.

By Mrs. BONO (for herself and Mr. RADANOVICH):

H.R. 436. A bill to restrict any State from imposing a new discriminatory tax on cell phone services; to the Committee on the Judiciary.

By Mr. CUELLAR:

H.R. 437. A bill to designate the facility of the United States Postal Service located at 500 West Eisenhower Street in Rio Grande City, Texas, as the "Lino Perez, Jr. Post Office"; to the Committee on Oversight and Government Reform.

By Mr. JACKSON of Illinois (for himself and Ms. LEE):

H.R. 438. A bill to prohibit an escalation in the number of members of the United States Armed Forces deployed in Iraq; to the Committee on Armed Services.

By Mr. CUMMINGS (for himself, Mr. GRIJALVA, Mr. GONZALEZ, Mr. WYNN, Mr. RUPPERSBERGER, Mr. WATT, and Ms. EDDIE BERNICE JOHNSON of Texas):

H.R. 439. A bill to establish a servitude and emancipation archival research clearinghouse in the National Archives; to the Committee on Oversight and Government Reform.

By Mr. BACA (for himself, Mr. CARNEY, Mr. TAYLOR, Mrs. MALONEY of New York, Ms. BORDALLO, Mr. MEEK of Florida, Mr. FRANKS of Arizona, Mr. ROGERS of Alabama, Mrs. NAPOLITANO, Mrs. McMORRIS RODGERS, Mr. BOSWELL, Mr. MCGOVERN, Mr. SHULER, Mr. MORAN of Virginia, Mr. JONES of North Carolina, Mr. LYNCH, Mr. SIRES, Mr. FILNER, and Mr. ROSS):

H.R. 440. A bill to amend titles 10 and 14, United States Code, to provide for the use of gold in the metal content of the Medal of Honor; to the Committee on Armed Services.

By Mr. BECERRA:

H.R. 441. A bill to amend title II of the Social Security Act and the Internal Revenue Code of 1986 to coordinate the threshold requirement for coverage of domestic employees under Social Security with the amount required for a quarter of coverage; to the Committee on Ways and Means.

By Mr. BERRY:

H.R. 442. A bill to authorize the Secretary of the Interior to study the suitability and feasibility of designating the Wolf House, located in Norfolk, Arkansas, as a unit of the National Park System, and for other purposes; to the Committee on Natural Resources.

By Mr. BERRY:

H.R. 443. A bill to suspend the antidumping duty orders on imports of solid urea from Russia and Ukraine; to the Committee on Ways and Means.

By Mr. BERRY:

H.R. 444. A bill to suspend temporarily the duty on certain plasma flat panel displays; to the Committee on Ways and Means.

By Mr. BERRY:

H.R. 445. A bill to terminate the limitations on imports of ammonium nitrate from the Russian Federation; to the Committee on Ways and Means.

By Mr. BILIRAKIS:

H.R. 446. A bill to enhance and further research into paralysis and to improve rehabilitation and the quality of life for persons living with paralysis and other physical disabilities, and for other purposes; to the Committee on Energy and Commerce, and in addition to the Committee on Veterans' Affairs, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. FORTENBERRY:

H.R. 447. A bill to amend title 38, United States Code, to provide that World War II merchant mariners who were awarded the Mariners Medal shall be provided eligibility for Department of Veterans Affairs health care on the same basis as veterans who have been awarded the Purple Heart; to the Committee on Veterans' Affairs.

By Mr. GALLEGLY:

H.R. 448. A bill to prohibit a Federal agency from accepting a form of individual identification issued by a foreign government, except a passport that is accepted on the date of enactment; to the Committee on Oversight and Government Reform, and in addition to the Committees on the Judiciary, House Administration, and Armed Services, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. GOODE:

H.R. 449. A bill to designate Campbell County, Virginia, as a qualified nonmetropolitan county for purposes of the HUBZone programs of the Small Business Administration; to the Committee on Small Business.

By Mr. HASTINGS of Washington (for himself, Mr. INSLEE, Mrs. McMORRIS RODGERS, Mr. BLUMENAUER, Mr. SIMPSON, Mr. WU, Ms. HOOLEY, Mr. WALDEN of Oregon, and Mr. DEFAZIO):

H.R. 450. A bill to designate the Ice Age Floods National Geologic Trail, and for other purposes; to the Committee on Natural Resources.

By Mr. HINOJOSA (for himself, Mr. GUTIERREZ, Mr. HOLT, Mr. GRIJALVA, Mr. ORTIZ, Mr. FORTUÑO, Mr. SCHIFF, Mr. SCOTT of Virginia, Mrs. DAVIS of California, Mr. HARE, Mr. CUELLAR, Mr. REYES, Mr. GONZALEZ, Mr. DAVIS of Illinois, Mr. SERRANO, Mr. PASTOR, Mrs. CAPPAS, Mrs. NAPOLITANO, Mr. BACA, Mr. SIRES, Mr. COSTA, Ms. LINDA T. SANCHEZ of California, Mr. BECERRA, Ms. ROYBAL-ALLARD, Ms. SOLIS, Mr. CARDOZA, Ms. VELÁZQUEZ, Mr. RODRIGUEZ, and Ms. LORETTA SANCHEZ of California):

H.R. 451. A bill to expand and enhance post-baccalaureate opportunities at Hispanic-Serving Institutions, and for other purposes; to the Committee on Education and Labor.

By Ms. MATSUI (for herself, Mr. DANIEL E. LUNGREN of California, and Mr. THOMPSON of California):

H.R. 452. A bill to direct the Secretary of the Interior to exclude and defer from the pooled reimbursable costs of the Central Valley Project the reimbursable capital costs of the unused capacity of the Folsom South Canal, Auburn-Folsom South Unit, Central Valley Project, and for other purposes; to the Committee on Natural Resources.

By Mr. McDERMOTT:

H.R. 453. A bill to amend the Internal Revenue Code of 1986 to provide that oil and gas companies will not be eligible for the effective rate reductions enacted in 2004 for domestic manufacturers; to the Committee on Ways and Means.

By Mr. MEEK of Florida (for himself, Mrs. CHRISTENSEN, Ms. EDDIE BERNICE JOHNSON of Texas, Mr. LINCOLN DIAZ-BALART of Florida, Ms. CORRINE BROWN of Florida, Mr. HASTINGS of Florida, Ms. ROS-LEHTINEN, Mr. MARIO DIAZ-BALART of Florida, Mr. FATTAH, Mr. LYNCH, and Mr. KUCINICH):

H.R. 454. A bill to amend the Haitian Refugee Immigration Fairness Act of 1998; to the Committee on the Judiciary.

By Mr. NADLER (for himself and Mr. HINCHAY):

H.R. 455. A bill to provide for the protection of members of the United States Armed Forces and for their withdrawal from Iraq by December 31, 2007; to the Committee on Armed Services.

By Mr. NEUGEBAUER:

H.R. 456. A bill to amend title 44 of the United States Code, to provide for the suspension of fines under certain circumstances for first-time paperwork violations by small

business concerns; to the Committee on Oversight and Government Reform, and in addition to the Committee on Small Business, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. PAUL:

H.R. 457. A bill to amend the Internal Revenue Code of 1986 to provide credits against income tax for qualified stem cell research, the storage of qualified stem cells, and the donation of umbilical cord blood; to the Committee on Ways and Means.

By Mr. RANGEL:

H.R. 458. A bill to repeal the requirements under the United States Housing Act of 1937 for residents of public housing to engage in community service and to complete economic self-sufficiency programs; to the Committee on Financial Services.

By Mr. RANGEL:

H.R. 459. A bill to amend the Internal Revenue Code of 1986 to deny the foreign tax credit and the benefits of deferral to companies doing business directly or through subsidiaries in Sudan until the Government of Sudan takes demonstrable steps to end genocide in Sudan; to the Committee on Ways and Means.

By Mr. RANGEL:

H.R. 460. A bill to amend the Controlled Substances Act and the Controlled Substances Import and Export Act to eliminate certain mandatory minimum penalties relating to crack cocaine offenses; to the Committee on the Judiciary, and in addition to the Committee on Energy and Commerce, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. REHBERG:

H.R. 461. A bill to ensure general aviation aircraft access to Federal land and to the airspace over Federal land; to the Committee on Natural Resources, and in addition to the Committees on Agriculture, and Transportation and Infrastructure, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. ROSS:

H.R. 462. A bill to request a study by the Federal Communications Commission on the interference caused by broadband internet transmission over power lines; to the Committee on Energy and Commerce.

By Mr. ROTHMAN (for himself, Mr. ALEXANDER, Mr. VAN HOLLEN, Mr. DEFAZIO, Mrs. MCCARTHY of New York, Ms. KAPTUR, Ms. WOOLSEY, Mr. BARTLETT of Maryland, Mr. BOUSTANY, Mrs. LOWEY, Ms. CORRINE BROWN of Florida, Mr. ALLEN, Mr. GRIJALVA, Mr. PATRICK MURPHY of Pennsylvania, Ms. MCCOLLUM of Minnesota, Mr. KUCINICH, Mr. WAXMAN, Mr. MOORE of Kansas, Mr. SCHIFF, Mr. WEXLER, Mr. BERMAN, Mr. HARE, Mr. DAVIS of Illinois, Ms. MATSUI, Ms. SCHWARTZ, Mr. DELAHUNT, Ms. SCHAKOWSKY, and Mr. CLEAVER):

H.R. 463. A bill to amend title 38, United States Code, to terminate the administrative freeze on the enrollment into the health care system of the Department of Veterans Affairs of veterans in the lowest priority category for enrollment (referred to as "Priority 8"); to the Committee on Veterans' Affairs.

By Mr. ROTHMAN (for himself, Mrs. BIGGERT, Mr. VAN HOLLEN, Mrs. TAUSCHER, Mr. McDERMOTT, Mr. DINGELL, Mr. ENGEL, Mr. DICKS, Mr. MOORE of Kansas, Mr. KIRK, Mr. KENNEDY, Mr. STARK, Mrs. CHRISTENSEN, Mr. FARR, Ms. DEGETTE, Ms.



SCHAKOWSKY, Mr. BLUMENAUER, Mr. GEORGE MILLER of California, Mr. WEINER, Ms. MCCOLLUM of Minnesota, Ms. LEE, Mr. ALLEN, Mr. SHAYS, Mr. PATRICK MURPHY of Pennsylvania, Mr. GRIJALVA, Mrs. DAVIS of California, Mr. MCHUGH, Mr. SCHIFF, Ms. HIRONO, Mr. CROWLEY, Ms. ZOE LOFGREN of California, Mr. BOUCHER, Mr. FATTAH, Mr. FRANK of Massachusetts, Mr. AL GREEN of Texas, Mr. ISRAEL, Mr. BOSWELL, Mr. TIERNEY, Ms. DELAURO, Mr. INSLEE, Mr. OLVER, Ms. BERKLEY, Mr. DEFAZIO, Mr. MILLER of North Carolina, Mr. CUMMINGS, Mr. BERMAN, Mr. MORAN of Virginia, Mr. NADLER, Mr. ABERCROMBIE, Ms. BALDWIN, Mr. CASTLE, Mr. WAXMAN, Mr. LARSEN of Washington, Mrs. MALONEY of New York, Mr. WYNN, Mr. HASTINGS of Florida, Mrs. CAPPS, Ms. LINDA T. SANCHEZ of California, Mr. HOLT, Mr. LANTOS, Mr. SIRES, Ms. HARMAN, Mr. WEXLER, and Ms. MATSUI):

H.R. 464. A bill to provide for the provision by hospitals receiving Federal funds through the Medicare Program or Medicaid Program of emergency contraceptives to women who are survivors of sexual assault; to the Committee on Energy and Commerce, and in addition to the Committee on Ways and Means, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. SAXTON:

H.R. 465. A bill to reauthorize the Asian Elephant Conservation Act of 1997; to the Committee on Natural Resources.

By Mr. SHADEGG (for himself, Mr. GARRETT of New Jersey, Mr. FLAKE, Mr. HOEKSTRA, Mr. SOUDER, Mr. RYAN of Wisconsin, Mr. PITTS, and Mrs. WILSON of New Mexico):

H.R. 466. A bill to amend title 5, United States Code, to deny Federal retirement benefits to individuals convicted of certain offenses, and for other purposes; to the Committee on House Administration, and in addition to the Committee on Oversight and Government Reform, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. SIMPSON:

H.R. 467. A bill to authorize early repayment of obligations to the Bureau of Reclamation within the A & B Irrigation District in the State of Idaho; to the Committee on Natural Resources.

By Ms. SOLIS:

H.R. 468. A bill to make grants to carry out activities to prevent teen pregnancy in racial or ethnic minority or immigrant communities, and for other purposes; to the Committee on Energy and Commerce.

By Mr. STUPAK:

H.R. 469. A bill to enable the Great Lakes Fishery Commission to investigate effects of migratory birds on sustained productivity of stocks of fish of common concern in the Great Lakes; to the Committee on Natural Resources.

By Mrs. WILSON of New Mexico:

H.R. 470. A bill to amend titles XVIII and XIX of the Social Security Act to provide for continuity of Medicare prescription drug coverage for full-benefit dual eligible individuals, for Medicare prescription drug coverage of benzodiazepines and off-label uses of certain prescription drugs and biological products, for optional Medicaid coverage of Medicare prescription drug cost-sharing for full-benefit dual eligible individuals, and for authorization to the Secretary of Health and Human Services to waive certain determinations denying Medicare prescription drug

coverage; to the Committee on Energy and Commerce, and in addition to the Committee on Ways and Means, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. WILSON of South Carolina (for himself, Mr. HAYES, Mr. SENSENBRENNER, Mr. MCCOTTER, Mr. BURTON of Indiana, Mr. SOUDER, Mr. BARTLETT of Maryland, Mr. FORTUÑO, Mr. GARY G. MILLER of California, Mr. AKIN, Mr. PITTS, Mr. PAUL, Mr. HOEKSTRA, Mr. SNYDER, Mr. WAMP, Mr. KLINE of Minnesota, Mr. GILLMOR, Mr. HALL of Texas, Mr. CRENSHAW, Mr. ROGERS of Michigan, Mr. GORDON, Mr. UDALL of Colorado, Mr. RANGEL, Mr. ISSA, Mr. GINGREY, Mr. TIAHRT, Mr. CASTLE, Mr. KING of New York, Mrs. MUSGRAVE, Mr. WOLF, Mr. MILLER of Florida, Mr. TERRY, and Mr. FORBES):

H.R. 471. A bill to repeal the sunset of the Economic Growth and Tax Relief Reconciliation Act of 2001 with respect to the expansion of the adoption credit and adoption assistance programs; to the Committee on Ways and Means.

By Mr. JONES of North Carolina:

H.J. Res. 14. A joint resolution concerning the use of military force by the United States against Iran; to the Committee on Foreign Affairs.

By Mr. GEORGE MILLER of California:

H. Con. Res. 31. Concurrent resolution honoring the Mare Island Original 21ers for their efforts to remedy racial discrimination in employment at Mare Island Naval Shipyard; to the Committee on Education and Labor.

By Mr. MILLER of Florida:

H. Con. Res. 32. Concurrent resolution honoring the members of the United States Air Force who were killed in the June 25, 1996, terrorist bombing of the Khobar Towers United States military housing compound near Dhahran, Saudi Arabia; to the Committee on Armed Services.

By Mr. LARSON of Connecticut:

H. Res. 56. A resolution electing Members and Delegates to certain standing committees of the House of Representatives; considered and agreed to.

By Mr. WELLER (for himself, Mr. JOHNSON of Illinois, Mr. LIPINSKI, Mr. COSTELLO, Mr. KIRK, Mr. HASTERT, Mr. LAHOOD, Mr. HARE, Mr. GUTIERREZ, Mr. MANZULLO, Mr. ROSKAM, Ms. SCHAKOWSKY, Mrs. BIGBERT, Mr. JACKSON of Illinois, Mr. RUSH, Mr. SHIMKUS, Mr. DAVIS of Illinois, Mr. EMANUEL, and Ms. BEAN):

H. Res. 57. A resolution congratulating Illinois State University as it celebrates its sesquicentennial; to the Committee on Education and Labor.

By Ms. CARSON (for herself, Mr. YARMUTH, Mr. CONYERS, Mr. CUMMINGS, Mr. GRIJALVA, Mr. COHEN, Mr. TOWNS, Ms. EDDIE BERNICE JOHNSON of Texas, Ms. ROYBAL-ALLARD, Mr. CLAY, Mr. BUTTERFIELD, Mrs. LOWEY, Ms. JACKSON-LEE of Texas, Mrs. CHRISTENSEN, Mr. LEWIS of Georgia, Ms. SCHAKOWSKY, Mr. CLEAVER, Mr. DAVIS of Illinois, Ms. CORRINE BROWN of Florida, Mr. SERRANO, Ms. LEE, Mr. JOHNSON of Georgia, Mr. AL GREEN of Texas, Mr. MCGOVERN, Mr. THOMPSON of Mississippi, Mr. WATT, Mr. UPTON, Mr. PAYNE, Mr. JEFFERSON, Mr. BISHOP of Georgia, Mr. ELLISON, Ms. HIRONO, Mr. CHANDLER, Mr. CLYBURN, Mr. DAVIS of Alabama, Mr. FATTAH, Mr. HASTINGS of Florida, Mr. JACKSON of Illinois, Mr. MEEKS of New York, Mr.

WYNN, Ms. CLARKE, Mr. BISHOP of New York, Mr. MEEK of Florida, Ms. KILPATRICK, Mr. SHAYS, Mr. SCOTT of Virginia, Ms. WATSON, Ms. WATERS, Ms. MOORE of Wisconsin, Ms. NORTON, Mr. RUSH, Mrs. JONES of Ohio, and Mrs. MYRICK):

H. Res. 58. A resolution to honor Muhammad Ali, global humanitarian, on the occasion of his 65th birthday and to extend best wishes to him and his family; to the Committee on Oversight and Government Reform.

By Mr. LIPINSKI (for himself, Mr. INGALLIS of South Carolina, Ms. JACKSON-LEE of Texas, Mr. CLEAVER, Mr. MCCOTTER, Ms. MATSUI, Mr. HINOJOSA, Mr. HOLT, Mr. FRANKS of Arizona, Mr. EHLERS, Mr. PETRI, Mrs. MCMORRIS RODGERS, Mr. MANZULLO, Mr. NEAL of Massachusetts, Mr. CARNAHAN, Mr. GORDON, Mr. HONDA, Ms. EDDIE BERNICE JOHNSON of Texas, Mr. PICKERING, Mr. MCGOVERN, Mr. COSTELLO, and Mr. CALVERT):

H. Res. 59. A resolution supporting the goals and ideals of National Engineers Week, and for other purposes; to the Committee on Science and Technology.

By Mr. EMANUEL:

H. Res. 60. A resolution electing Members to certain standing committees of the House of Representatives; considered and agreed to.

By Mr. LEWIS of Georgia (for himself, Ms. PELOSI, Mr. HOYER, Mr. CLYBURN, Mr. BLUNT, Mr. EMANUEL, Ms. KILPATRICK, Mr. MCDERMOTT, Mr. BRADY of Pennsylvania, Mr. MCGOVERN, Mr. JOHNSON of Georgia, Ms. WATSON, Ms. CARSON, Mr. HOLT, Mr. GEORGE MILLER of California, Mr. HARE, Mr. NADLER, Ms. SCHAKOWSKY, Ms. DEGETTE, Mr. MOORE of Kansas, Mr. DOYLE, Mr. MEEK of Florida, Mr. SCOTT of Georgia, Mr. GENE GREEN of Texas, Mr. JACKSON of Illinois, Mr. LYNCH, Mr. SERRANO, Ms. MCCOLLUM of Minnesota, Mr. CLAY, Ms. MOORE of Wisconsin, Mr. LANTOS, Ms. EDDIE BERNICE JOHNSON of Texas, Mr. CROWLEY, Mrs. DAVIS of California, Mr. FATTAH, Ms. WOOLSEY, Mr. RODRIGUEZ, Mr. VAN HOLLEN, Mrs. MCCARTHY of New York, Mr. SMITH of Washington, Mr. GRIJALVA, Ms. MATSUI, Mr. CLEAVER, Mr. MARSHALL, Mr. WAXMAN, Mr. MICHAUD, Mr. RYAN of Ohio, Mr. MURTHA, Ms. CORRINE BROWN of Florida, Mr. PASCARELL, Mr. RUPPERSBERGER, Mr. BACA, Mr. KUCINICH, Ms. CASTOR, Mr. LIPINSKI, Mr. SCHIFF, Mrs. NAPOLITANO, Mr. NEAL of Massachusetts, Mr. DINGELL, Mr. BLUMENAUER, Mr. MORAN of Virginia, Mr. SESTAK, Mr. DAVIS of Alabama, Mr. GUTIERREZ, Mr. MARKEY, Mr. HINOJOSA, Mr. SNYDER, Mrs. CAPPS, Mr. DOGGETT, Mr. MCINTYRE, Mr. DAVIS of Illinois, Ms. HARMAN, Mr. AL GREEN of Texas, Mr. FARR, Mr. PATRICK MURPHY of Pennsylvania, Mr. HONDA, Ms. LINDA T. SANCHEZ of California, Mr. SCOTT of Virginia, Mrs. MALONEY of New York, Mr. ETHERIDGE, Mr. CAPUANO, Ms. MILLENDER-MCDONALD, Ms. BORDALLO, Mr. BECERRA, Mr. LEVIN, Mr. CUELLAR, and Mr. ACKERMAN):

H. Res. 61. A resolution observing the Birthday of Martin Luther King, Jr., and encouraging the people of the United States to observe the Birthday of Martin Luther King, Jr., and the life and legacy of Dr. Martin Luther King, Jr., and for other purposes; to the Committee on the Judiciary.

By Mr. HOEKSTRA (for himself and Mr. EHLERS):

H. Res. 62. A resolution congratulating the Grand Valley State University Lakers for winning the 2006 NCAA Division II Football

National Championship; to the Committee on Education and Labor.

By Mr. PAUL (for himself and Mr. BARTLETT of Maryland):

H. Res. 63. A resolution amending the Rules of the House of Representatives to ensure that Members have a reasonable amount of time to read legislation that will be voted upon; to the Committee on Rules.

#### ¶6.14 ADDITIONAL SPONSORS

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

- H.R. 11: Ms. HARMAN and Ms. MATSUI.  
 H.R. 14: Mr. PAUL.  
 H.R. 16: Mr. GERLACH.  
 H.R. 17: Mr. ROSS, Mr. MARSHALL, Mr. LARSEN of Washington, Mr. BISHOP of Georgia, Mr. SALAZAR, Mr. BUTTERFIELD, Mrs. CAPITO, Ms. WATERS, Mr. CHANDLER, Mr. INSLEE, Mr. MCCOTTER, Mr. ETHERIDGE, Mr. BRADY of Texas, Mr. HARE, Mr. HAYES, Mr. BOSWELL, Mr. THOMPSON of Mississippi, Mr. HINOJOSA, Mr. FARR, Mr. TAYLOR, Mr. MCDERMOTT, Mr. HONDA, and Mr. GOODLATTE.  
 H.R. 22: Mr. MCHUGH and Mr. HALL of Texas.  
 H.R. 36: Ms. EDDIE BERNICE JOHNSON of Texas.  
 H.R. 37: Ms. EDDIE BERNICE JOHNSON of Texas.  
 H.R. 43: Ms. LEE, Mr. CUMMINGS, Mr. SERRANO, Ms. JACKSON-LEE of Texas, and Mr. FATTAH.  
 H.R. 44: Ms. LEE.  
 H.R. 45: Mr. PASTOR, Mr. McNULTY, and Ms. JACKSON-LEE of Texas.  
 H.R. 60: Mrs. CUBIN and Mr. GENE GREEN of Texas.  
 H.R. 65: Mr. GENE GREEN of Texas, Ms. EDDIE BERNICE JOHNSON of Texas, Ms. KAPTUR, Ms. NORTON, Ms. HARMAN, Mr. LINCOLN DIAZ-BALART of Florida, Mr. CROWLEY, Mr. YOUNG of Alaska, Mr. PETERSON of Pennsylvania, Mr. LATOURETTE, Mr. KLINE of Minnesota, Mr. TANCREDO, Mr. LANTOS, Mr. LINDER, Mr. FRANKS of Arizona, Mr. CHABOT, Mr. BERMAN, Mr. THOMPSON of California, Mr. WILSON of South Carolina, Mr. SCHIFF, Mr. MURTHA, and Mrs. CAPPS.  
 H.R. 82: Mr. CANTOR, Mr. CAPUANO, Mr. COSTELLO, Mr. COURTNEY, Mr. DAVIS of Kentucky, Mr. LINCOLN DIAZ-BALART of Florida, Mrs. DRAKE, Mr. FERGUSON, Mr. FILNER, Mr. GALLEGLY, Mr. GOODE, Mr. GOODLATTE, Mr. GORDON, Mr. GUTIERREZ, Ms. HARMAN, Mr. HOLT, Mr. LAHOOD, Mr. LARSON of Connecticut, Mr. LOBIONDO, Ms. ZOE LOFGREN of California, Mr. MARSHALL, Ms. MATSUI, Mr. MELANCON, Mr. PAYNE, Mr. PLATTS, Mr. POE, Mr. PRICE of North Carolina, Mr. ROSS, Mr. ROTHMAN, Mr. SALAZAR, Mr. SCOTT of Georgia, Mr. SHIMKUS, Mr. SOUDER, Mr. UDALL of New Mexico, Mr. WELLER, Mr. WEXLER, and Mr. WILSON of South Carolina.  
 H.R. 86: Mr. LOBIONDO.  
 H.R. 111: Mr. DEFAZIO, Mr. SESSIONS, Ms. WOOLSEY, Ms. HERSETH, Mrs. JONES of Ohio, Mr. MARCHANT, Mr. PAYNE, Mr. BILBRAY, Mr. POE, and Mrs. CUBIN.  
 H.R. 119: Mr. FRANK of Massachusetts, Mr. WOLF, Mr. LARSEN of Washington, and Mr. McNULTY.  
 H.R. 137: Mr. CLEAVER, Mr. COHEN, Mr. EMANUEL, Mr. KANJORSKI, Mr. PRICE of Georgia, Mr. DANIEL E. LUNGREN of California, Mr. TERRY, Ms. SCHAKOWSKY, Mr. LYNCH, Mr. GUTIERREZ, Mr. CARNEY, Mr. STARK, Mr. DAVIS of Illinois, Mr. MCINTYRE, Mr. TIM MURPHY of Pennsylvania, Mr. SIRES, Mr. YOUNG of Florida, Mr. KLINE of Minnesota, Ms. SOLIS, Ms. SLAUGHTER, Mr. DENT, and Mr. ALLEN.  
 H.R. 161: Ms. JACKSON-LEE of Texas, Ms. BORDALLO, Mr. FORTUÑO, Ms. HIRONO, and Mr. BAIRD.  
 H.R. 185: Mr. CONAWAY.

H.R. 196: Ms. HERSETH, Mr. MOORE of Kansas, and Mr. ROSS.

H.R. 197: Mr. MCDERMOTT and Mr. BLUMENAUER.

H.R. 211: Mr. COHEN and Mr. PRICE of North Carolina.

H.R. 232: Mr. SOUDER, Mr. MARIO DIAZ-BALART of Florida, Mr. GARRETT of New Jersey, and Mr. BURTON of Indiana.

H.R. 241: Mr. REHBERG.

H.R. 248: Mr. SOUDER and Mr. SHULER.

H.R. 251: Mr. SENSENBRENNER, Mrs. SCHMIDT, Mr. REICHERT, Mr. FOSSELLA, Mr. DAVIS of Kentucky, and Mr. CALVERT.

H.R. 323: Mr. CASTLE, Mr. GARY G. MILLER of California, and Mr. DAVIS of Alabama.

H.R. 327: Mr. FRANK of Massachusetts, Mr. RENZI, Mrs. TAUSCHER, Mr. GRIJALVA, Ms. LINDA T. SÁNCHEZ of California, Mr. WAXMAN, Mr. TIERNEY, Mr. CAPUANO, Ms. BERKLEY, Mr. ALLEN, Mr. HARE, Mr. PERLMUTTER, Mr. PRICE of North Carolina, and Mr. KUCINICH.

H.R. 328: Ms. WATERS, Mr. ABERCROMBIE, Ms. ESHOO, and Mrs. CHRISTENSEN.

H.R. 344: Mr. KELLER.

H.R. 353: Mr. THOMPSON of California and Mr. OLVER.

H.R. 359: Mr. HINOJOSA, Mr. ORTIZ, Mr. SIRES, Mr. BACA, and Mr. GRIJALVA.

H.R. 369: Mr. FATTAH.

H.R. 370: Mr. ENGLISH of Pennsylvania and Mr. COSTELLO.

H.R. 391: Mrs. BIGGERT.

H.R. 402: Mr. EHLERS and Mrs. MILLER of Michigan.

H.R. 410: Ms. CORRINE BROWN of Florida, Mr. CLYBURN, Mr. CUMMINGS, Mr. GRIJALVA, Mr. HASTINGS of Florida, Mr. HINCHEY, Ms. EDDIE BERNICE JOHNSON of Texas, Mr. KUCINICH, Ms. LEE, Mr. LEWIS of Georgia, Mr. MCDERMOTT, Mr. McNULTY, Mr. MORAN of Virginia, Ms. NORTON, Mr. PAYNE, Mr. RANGEL, Mr. SCOTT of Georgia, Ms. SOLIS, Mr. THOMPSON of Mississippi, and Mr. WYNN.

H. Con. Res. 21: Mr. NORWOOD, Mr. CONYERS, Mrs. TAUSCHER, and Mr. JOHNSON of Georgia.

H. Con. Res. 23: Ms. SOLIS.

H. Con. Res. 25: Mr. VISLOSKEY, Mrs. MUSGRAVE, Mr. ROSS, Mr. MARSHALL, Mr. CUELLAR, and Mr. KUHL of New York.

H. Res. 18: Mr. KINGSTON, Mr. BACHUS, Mr. NORWOOD, and Mrs. MILLER of Michigan.

H. Res. 24: Mr. PUTNAM.

H. Res. 27: Mr. HILL.

H. Res. 29: Mr. RAMSTAD, Mr. MCDERMOTT, Mr. OBERSTAR, Mr. ROGERS of Michigan, Mr. KUCINICH, Mr. ISRAEL, and Mr. HINCHEY.

H. Res. 41: Mr. MCGOVERN, Mr. SMITH of Washington, Mrs. KAPTUR, Mr. CAPUANO, Mr. OLVER, and Mr. NEAL of Massachusetts.

H. Res. 54: Mr. JOHNSON of Georgia, Mrs. MALONEY of New York, Mr. CROWLEY, Mr. HINCHEY, Mr. LAHOOD, Ms. JACKSON-LEE of Texas, Mr. RANGEL, Mr. KING of New York, Mr. LINCOLN DIAZ-BALART of Florida, and Mr. WALSH of New York.

## TUESDAY, JANUARY 16, 2007 (7)

### ¶7.1 APPOINTMENT OF SPEAKER PRO TEMPORE

The House was called to order at 12:30 p.m. by the SPEAKER pro tempore, Mr. RUPPERSBERGER, who laid before the House the following communication:

WASHINGTON, DC,

January 16, 2007.

I hereby appoint the Honorable C.A. DUTCH RUPPERSBERGER to act as Speaker pro tempore on this day.

NANCY PELOSI,

*Speaker of the House of Representatives.*

Whereupon, pursuant to the order of the House of January 4, 2007, Members

were recognized for morning-hour debate.

### ¶7.2 RECESS—12:38 P.M.

The SPEAKER pro tempore, Mr. RUPPERSBERGER, pursuant to clause 12(a) of rule I, declared the House in recess at 12 o'clock and 38 minutes p.m., until 2 p.m.

### ¶7.3 AFTER RECESS—2 P.M.

The SPEAKER pro tempore, Ms. SOLIS, called the House to order.

### ¶7.4 APPROVAL OF THE JOURNAL

The SPEAKER pro tempore, Ms. SOLIS, announced she had examined and approved the Journal of the proceedings of Friday, January 12, 2007.

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

### ¶7.5 COMMUNICATIONS

Executive and other communications, pursuant to clause 8, rule XII, were referred as follows:

212. A letter from the Chairman, Council of the District of Columbia, transmitting a copy of D.C. ACT 16-539, "Child Abuse and Neglect Investigation Record Access Temporary Amendment Act of 2006," pursuant to D.C. Code section 1-233(c)(1); to the Committee on Oversight and Government Reform.

213. A letter from the Chairman, Council of the District of Columbia, transmitting a copy of D.C. ACT 16-540, "Department of Small and Local Business Development Subcontracting Clarification Temporary Amendment Act of 2006," pursuant to D.C. Code section 1-233(c)(1); to the Committee on Oversight and Government Reform.

214. A letter from the Chairman, Council of the District of Columbia, transmitting a copy of D.C. ACT 16-541, "Office and Commission on African Affairs Clarification Temporary Amendment Act of 2006," pursuant to D.C. Code section 1-233(c)(1); to the Committee on Oversight and Government Reform.

215. A letter from the Chairman, Council of the District of Columbia, transmitting a copy of D.C. ACT 16-542, "Operation Enduring Freedom and Operation Iraqi Freedom Active Duty Pay Differential Extension Temporary Amendment Act of 2006," pursuant to D.C. Code section 1-233(c)(1); to the Committee on Oversight and Government Reform.

216. A letter from the Chairman, Council of the District of Columbia, transmitting a copy of D.C. ACT 16-543, "Commercial Exception Clarification Temporary Amendment Act of 2006," pursuant to D.C. Code section 1-233(c)(1); to the Committee on Oversight and Government Reform.

217. A letter from the Chairman, Council of the District of Columbia, transmitting a copy of D.C. ACT 16-544, "Mayor and Chairman of the Council Transition Revised Temporary Amendment Act of 2006," pursuant to D.C. Code section 1-233(c)(1); to the Committee on Oversight and Government Reform.

218. A letter from the Chairman, Council of the District of Columbia, transmitting a copy of D.C. ACT 16-545, "Comprehensive Psychiatric Emergency Program Long-Term Ground Lease Temporary Act of 2006," pursuant to D.C. Code section 1-233(c)(1); to the Committee on Oversight and Government Reform.

219. A letter from the Chairman, Council of the District of Columbia, transmitting a copy of D.C. ACT 16-537, "General Obligation

Bonds and Bond Anticipation Notes for Fiscal Years 2007-2012 Authorization Act of 2006," pursuant to D.C. Code section 1-233(c)(1); to the Committee on Oversight and Government Reform.

220. A letter from the Chairman, Council of the District of Columbia, transmitting a copy of D.C. ACT 16-536, "Organ and Bone Marrow Donor Act of 2006," pursuant to D.C. Code section 1-233(c)(1); to the Committee on Oversight and Government Reform.

221. A letter from the Chairman, Council of the District of Columbia, transmitting a copy of D.C. ACT 16-546, "Good Samaritan Use of Automated External Defibrillators Clarification Amendment Act of 2006," pursuant to D.C. Code section 1-233(c)(1); to the Committee on Oversight and Government Reform.

222. A letter from the Chairman, Council of the District of Columbia, transmitting a copy of D.C. ACT 16-559, "Closing of Public Alleys in Square 701, S.O. 06-9889, Act of 2006," pursuant to D.C. Code section 1-233(c)(1); to the Committee on Oversight and Government Reform.

223. A letter from the Chairman, Council of the District of Columbia, transmitting a copy of D.C. ACT 16-557, "Surgical Assistant Licensure Amendment Act of 2006," pursuant to D.C. Code section 1-233(c)(1); to the Committee on Oversight and Government Reform.

224. A letter from the Chairman, Council of the District of Columbia, transmitting a copy of D.C. ACT 16-551, "Licensed Health Professional Criminal Background Check Amendment Act of 2006," pursuant to D.C. Code section 1-233(c)(1); to the Committee on Oversight and Government Reform.

225. A letter from the Chairman, Council of the District of Columbia, transmitting a copy of D.C. ACT 16-550, "Physical Therapy Practice Amendment Act of 2006," pursuant to D.C. Code section 1-233(c)(1); to the Committee on Oversight and Government Reform.

226. A letter from the Chairman, Council of the District of Columbia, transmitting a copy of D.C. ACT 16-549, "Physical Therapy Assistant Licensure Amendment Act of 2006," pursuant to D.C. Code section 1-233(c)(1); to the Committee on Oversight and Government Reform.

227. A letter from the Chairman, Council of the District of Columbia, transmitting a copy of D.C. ACT 16-548, "Audiology and Speech-Language Pathology Amendment Act of 2006," pursuant to D.C. Code section 1-233(c)(1); to the Committee on Oversight and Government Reform.

228. A letter from the Chairman, Council of the District of Columbia, transmitting a copy of D.C. ACT 16-547, "Consumer Education on Video and Computer Games for Minors Act of 2006," pursuant to D.C. Code section 1-233(c)(1); to the Committee on Oversight and Government Reform.

229. A letter from the Chairman, Council of the District of Columbia, transmitting a copy of D.C. ACT 16-558, "Closing of Public Alleys in Square 776, S.O. 06-9227, Act of 2006," pursuant to D.C. Code section 1-233(c)(1); to the Committee on Oversight and Government Reform.

230. A letter from the Chairman, Council of the District of Columbia, transmitting a copy of D.C. ACT 16-552, "Metropolitan Police Department Amendment Act of 2006," pursuant to D.C. Code section 1-233(c)(1); to the Committee on Oversight and Government Reform.

231. A letter from the Chairman, Council of the District of Columbia, transmitting a copy of D.C. ACT 16-553, "Personal Mobility Device Amendment Act of 2006," pursuant to D.C. Code section 1-233(c)(1); to the Committee on Oversight and Government Reform.

232. A letter from the Chairman, Council of the District of Columbia, transmitting a copy of D.C. ACT 16-554, "District Department of Transportation DC Circulator Amendment Act of 2006," pursuant to D.C. Code section 1-233(c)(1); to the Committee on Oversight and Government Reform.

233. A letter from the Chairman, Council of the District of Columbia, transmitting a copy of D.C. ACT 16-555, "Square 2910 Residential Development Stimulus Act of 2006," pursuant to D.C. Code section 1-233(c)(1); to the Committee on Oversight and Government Reform.

234. A letter from the Chairman, Council of the District of Columbia, transmitting a copy of D.C. ACT 16-556, "Wisconsin Avenue Bridge Project and Noise Control Amendment Act of 2006," pursuant to D.C. Code section 1-233(c)(1); to the Committee on Oversight and Government Reform.

235. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Safety Zone; Fireworks Display Over Water; Barrets Point, Williamsburg, VA [CGD05-06-026] (RIN: 1625-AA00) received December 21, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

236. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Safety Zone; Cavalier 4th of July Fireworks Display, Broad Bay, Virginia Beach, VA [CGD05-06-019] (RIN: 1625-AA00) received December 21, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

237. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Safety Zone; Yorktown July Fourth Fireworks Celebration, York River, Yorktown, VA [CGD05-06-030] (RIN: 1625-AA00) received December 21, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

238. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Safety Zone; Fireworks on the Bay Celebration, Chesapeake Bay, Virginia Beach, VA [CGD05-06-054] (RIN: 1625-AA00) received December 21, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

239. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Safety Zone; Shore Thing & Independence Day Fireworks Display, Chesapeake Bay, Norfolk, VA [CGD05-06-027] (RIN: 1625-AA00) received December 21, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

240. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Safety Zone; Stars in the Sky Fireworks Celebration, James River, Newport News, VA [CGD05-06-048] (RIN: 1625-AA00) received December 21, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

241. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Safety Zone; Elberta Solstice Festival Fireworks, Betsie Bay, Lake Michigan, Elberta, Michigan [CGD09-06-066] (RIN: 1625-AA00) received December 21, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

242. A letter from the Chief, Regulations and Administrative Law, USCG, Department

of Homeland Security, transmitting the Department's final rule — Safety Zone; Great Lakes Wind Fest, Lake Michigan, Grand Haven, Michigan [CGD09-06-065] (RIN: 1625-AA00) received December 21, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

243. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Safety Zone; Coronado Bridge, San Diego Bay, CA [COTP San Diego 06-074] (RIN: 1625-AA00) received December 21, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

244. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Safety Zone; Ardent Sentry 2006, Casco Bay & Portland Harbor, Northern New England, Captain of the Port Zone [CGD01-06-049] (RIN: 1625-AA00) received December 21, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

245. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Safety Zone; Sabine-Neches Canal, Sabine River, Orange, TX [COTP Port Arthur-05-024] (RIN: 1625-AA00) received December 21, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

246. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Safety Zone; Gulf Intracoastal Waterway Mile Marker 213, Hackberry, LA [COTP Port Arthur-06-014] (RIN: 1625-AA00) received December 21, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

247. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Safety Zone; City of Alpena Fireworks Display, Thunder Bay, Alpena, MI [CGD09-04-064] (RIN: 1625-AA00) received December 21, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

248. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Safety Zone; Tennessee River, Mile Markers 255.5 to 256.5, Florence, AL [COTP Ohio Valley-06-034] (RIN: 1625-AA00) received December 21, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

249. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Safety Zone; Sabine River, Port Arthur, TX [COTP Port Arthur-06-005] (RIN: 1625-AA00) received December 21, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

250. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Safety Zone; Sabine River, Orange, TX [COTP Port Arthur-06-004] (RIN: 1625-AA00) received December 21, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

251. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Safety Zone; Sabine River, Port Arthur, TX [COTP Port Arthur-06-003] (RIN: 1625-AA00) received December 21, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to

the Committee on Transportation and Infrastructure.

252. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Safety Zone; Illinois River Mile Marker 157.7 to Mile Marker 163.0, Peoria, IL [COTP St. Louis-06-004] (RIN: 1625-AA00) received December 21, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

253. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Safety Zone; Neches River, Sabine-Neches Canal, Port Arthur, TX [COTP Port Arthur-06-008] (RIN: 1625-AA00) received December 21, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

254. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Safety Zone; Kanawha River Miles 59.5 to 62.0, Charleston, West Virginia [MSU Huntington-06-002] (RIN: 1625-AA00) received December 21, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

255. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Safety Zone; Upper Mississippi River Mile Marker 194.0 to Mile Marker 196.0, St. Louis, MO [COTP St. Louis-06-003] (RIN: 1625-AA00) received December 21, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

256. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Safety Zone; Muskingum River Miles 0.5 to 1.5, Marietta, OH [MSU Huntington-06-001] (RIN: 1625-AA00) received December 21, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

257. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Safety Zone; Cocoa 4th of July Fireworks Display — Indian River, Cocoa, FL [COTP Jacksonville 06-091] (RIN: 1625-AA00) received December 21, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

258. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Safety Zone; Fernandina 4th of July Fireworks Display — Amelia River, Fernandina Beach, FL [COTP Jacksonville 06-093] (RIN: 1625-AA00) received December 21, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

259. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Safety Zone; Tennessee River, Mile Marker 464.0 to 466.0, Chattanooga, TN [COTP Ohio Valley-06-042] (RIN: 1625-AA00) received December 21, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

260. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Safety Zone; Cumberland River, Mile Markers 101.5 to 102.5, Cumberland City, TN [COTP Ohio Valley-06-036] (RIN: 1625-AA00) received December 21, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

261. A letter from the Chief, Regulations and Administrative Law, USCG, Department

of Homeland Security, transmitting the Department's final rule — Safety Zone; Fort McHenry Channel, Port of Baltimore, MD [CGD05-06-084] (RIN: 1625-AA00) received December 21, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

262. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Safety Zone; Sail Port Huron Tall Ships, St. Clair River, Port Huron, MI [CGD09-06-152] (RIN: 1625-AA00) received December 21, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

263. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Safety Zone; Beaver Inlet, Wide Bay, Unalaska Island, AK [COTP Western Alaska-06-003] (RIN: 1625-AA00) received December 21, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

264. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Safety Zone; Potomac River, Alexandria Channel, DC [CGD05-06-088] (RIN: 1625-AA00) received December 21, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

265. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Safety Zone; Olympia Harbor Days Tugboat Race, Budd Inlet, Olympia, Washington [CGD13-06-043] (RIN: 1625-AA00) received December 21, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

266. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Captain of the Port Jacksonville Tropical Cyclone Safety Zone [COTP Jacksonville 06-180] (RIN: 1625-AA00) received December 21, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

267. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Safety Zone; Gulf Intracoastal Waterway MM158, Orange Beach, Alabama [COTP Mobile-05-048] (RIN: 1625-AA00) received December 21, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

268. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Safety Zone; Sabine-Neches Canal, Sabine River, Orange, TX [COTP Port Arthur-05-023] (RIN: 1625-AA00) received December 21, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

269. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Safety Zone; Polishfest Fireworks, Milwaukee Harbor, Wisconsin [CGD09-06-073] (RIN: 1625-AA00) received December 21, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

270. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Safety Zone; Greater North Michigan Avenue Association's Gardens of the Magnificent Mile Fireworks Display, Chicago River, Chicago, IL [CGD09-06-069] (RIN: 1625-AA00) received December 21, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

271. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Safety Zone; Live Fire Gun Exercise, Lake Ontario [CGD09-06-130] (RIN: 1625-AA00) received December 21, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

272. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Safety Zone; Camp Rilea Offshore Small Arms Firing Range; Warrenton, Oregon [CGD 13-06-046] (RIN: 1625-AA00) received December 21, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

273. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Safety Zone; Camp Rilea Offshore Small Arms Firing Range; Warrenton, Oregon [CGD 13-06-049] (RIN: 1625-AA00) received December 21, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

274. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Safety Zone; Sabine Pass Channel and Port Arthur Ship Canal; Port Arthur, TX [COTP Port Arthur-05-021] (RIN: 1625-AA00) received December 21, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

#### 7.6 MARTIN LUTHER KING, JR.

Mr. CONYERS moved to suspend the rules and agree to the following resolution (H. Res. 61):

Whereas Reverend Doctor Martin Luther King, Junior, was born January 15, 1929;

Whereas Dr. King attended segregated public schools in Georgia, and began attending Morehouse College in Atlanta, Georgia, at the age of 15;

Whereas in February of 1948, Dr. King was ordained in the Christian ministry at the age of 19 at Ebenezer Baptist Church, in Atlanta, Georgia, and became Assistant Pastor of Ebenezer Baptist Church;

Whereas Dr. King was awarded a Bachelor of Arts degree in 1948 from Morehouse College, a Bachelor of Divinity degree in 1951 from Crozer Theological Seminary in Pennsylvania, and a Doctor of Philosophy degree in theology in 1955 from Boston University;

Whereas in Boston, Massachusetts, Dr. King met Coretta Scott, his life partner and fellow civil rights activist;

Whereas on June 18, 1953, Dr. King and Coretta Scott were married and later had two sons and two daughters;

Whereas in 1954, Dr. King accepted the call of Dexter Avenue Baptist Church in Montgomery, Alabama, and was pastor from September 1954 to November 1959, when he resigned to move back to Atlanta to lead the Southern Christian Leadership Conference;

Whereas Dr. King led the Montgomery, Alabama, bus boycott for 381 days to protest the arrest of Rosa Parks and the segregation of the bus system of Montgomery, during which time Dr. King was arrested and the home of Dr. King was bombed;

Whereas Dr. King responded to arrests and violence with non-violence and courage in the face of hatred;

Whereas the Montgomery bus boycott was the first great nonviolent civil rights demonstration of contemporary times in the United States;

Whereas on December 21, 1956, the Supreme Court declared laws requiring segregation on buses unconstitutional;

Whereas between 1957 and 1968, Dr. King traveled more than 6,000,000 miles, spoke more than 2,500 times, and wrote five books and numerous articles supporting efforts around the country to end injustice and bring about social change and desegregation;

Whereas from 1960 until his death in 1968, Dr. King was co-pastor with his father at Ebenezer Baptist Church;

Whereas on August 28, 1963, Dr. King led the March on Washington, D.C., the largest rally of the civil rights movement, during which, from the steps of the Lincoln Memorial and before a crowd of more than 200,000 people, Dr. King delivered his famous "I Have A Dream" speech, one of the classic orations in American history;

Whereas Dr. King was a champion of non-violence, fervently advocated nonviolent resistance as the strategy to end segregation and racial discrimination in America, and in 1964, at age 35, became the youngest man to be awarded the Nobel Peace Prize in recognition for his efforts;

Whereas through his work and reliance on nonviolent protest, Dr. King was instrumental in the passage of the Civil Rights Act of 1964 and the Voting Rights Act of 1965;

Whereas the work of Dr. King created a basis of understanding and respect and helped communities, and the United States as a whole, to act cooperatively and courageously to restore tolerance, justice, and equality between people;

Whereas on the evening of April 4, 1968, Dr. King was assassinated while standing on the balcony of his motel room in Memphis, Tennessee, where he was to lead sanitation workers in protest against low wages and intolerable working conditions;

Whereas Dr. King dedicated his life to securing the fundamental principles of the United States of liberty and justice for all United States citizens;

Whereas Dr. King was the leading civil rights advocate of his time, spearheading the civil rights movement in the United States during the 1950's and 1960's and earning world-wide recognition as an eloquent and articulate spokesperson for equality;

Whereas in the face of hatred and violence, Dr. King preached a doctrine of nonviolence and civil disobedience to combat segregation, discrimination, and racial injustice, and believed that people have the moral capacity to care for other people;

Whereas Dr. King awakened the conscience and consciousness of the United States and used his message of hope to bring people together to build the "Beloved Community", a community of justice, at peace with itself;

Whereas in 1968, Representative John Conyers introduced legislation to establish the Birthday of Martin Luther King, Jr. as a Federal holiday;

Whereas Coretta Scott King led the massive campaign to establish Dr. King's birthday as a Federal holiday;

Whereas in 1983, Congress passed and President Ronald Reagan signed legislation creating the Birthday of Martin Luther King, Jr. holiday, which is now observed in more than 100 countries;

Whereas Dr. King's wife and indispensable partner, Coretta Scott King, was a woman of quiet courage and great dignity who marched alongside her husband and became an international advocate for peace and human rights;

Whereas Coretta Scott King, who had been actively engaged in the civil rights movement as a politically and socially conscious young woman, continued after her husband's death to lead the United States toward greater justice and equality, traveling the world on behalf of racial and economic justice, peace and non-violence, women's and children's rights, gay rights, religious free-

dom, full employment, health care, and education until her death on January 30, 2006;

Whereas the values of faith, compassion, courage, truth, justice, and non-violence that guided Dr. and Mrs. King's dream for America will be celebrated and preserved by the Martin Luther King, Jr., National Memorial on the National Mall between the Lincoln Memorial and the Jefferson Memorial and in the new National Museum of African American History and Culture that will be located in the shadow of the Washington Monument; and

Whereas Dr. King's actions and leadership made the United States a better place and the American people a better people: Now, therefore, be it

*Resolved*, That the House of Representatives—

(1) observes the Birthday of Martin Luther King, Jr.;

(2) pledges to advance the legacy of Dr. Martin Luther King, Jr.; and

(3) encourages the people of the United States to—

(A) observe the Birthday of Martin Luther King, Jr., and the life of Dr. King;

(B) commemorate the legacy of Dr. King, so that, as Dr. King hoped, "one day this Nation will rise up and live out the true meaning of its creed: 'We hold these truths to be self-evident; that all men are created equal.'"; and

(C) remember the message of Dr. King and rededicate themselves to Dr. King's goal of a free and just United States.

The SPEAKER pro tempore, Ms. SOLIS, recognized Mr. CONYERS and Mr. CHABOT, each for 20 minutes.

After debate,  
The question being put, *viva voce*,  
Will the House suspend the rules and agree to said resolution?

The SPEAKER pro tempore, Ms. SOLIS, announced that two-thirds of the Members present had voted in the affirmative.

Mr. CONYERS demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Ms. SOLIS, pursuant to clause 8, rule XX, announced that further proceedings on the question were postponed.

#### ¶7.7 THOMAS ALVA EDISON COMMEMORATIVE COIN

Mr. SCOTT of Georgia, moved to suspend the rules and pass the bill (H.R. 188) to provide a new effective date for the applicability of certain provisions of law to Public Law 105-331.

The SPEAKER pro tempore, Ms. SOLIS, recognized Mr. SCOTT of Georgia, and Mrs. BIGGERT, each for 20 minutes.

After debate,  
The question being put, *viva voce*,  
Will the House suspend the rules and pass said bill?

The SPEAKER pro tempore, Ms. SOLIS, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill was passed was, by unanimous consent, laid on the table.

*Ordered*, That the Clerk request the concurrence of the Senate in said bill.

#### ¶7.8 NATIONAL HOUSING ACT

Mr. SCOTT of Georgia, moved to suspend the rules and pass the bill (H.R. 391) to authorize the Secretary of Housing and Urban Development to continue to insure, and to enter into commitments to insure, home equity conversion mortgages under section 255 of the National Housing Act.

The SPEAKER pro tempore, Ms. SOLIS, recognized Mr. SCOTT of Georgia, and Mrs. BIGGERT, each for 20 minutes.

After debate,  
The question being put, *viva voce*,  
Will the House suspend the rules and pass said bill?

The SPEAKER pro tempore, Ms. SOLIS, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill was passed was, by unanimous consent, laid on the table.

*Ordered*, That the Clerk request the concurrence of the Senate in said bill.

#### ¶7.9 MARE ISLAND ORIGINAL 21ERS

Mr. George MILLER of California, moved to suspend the rules and agree to the following concurrent resolution (H. Con. Res. 31):

Whereas over 45 years ago African-American workers employed by the Mare Island Naval Shipyard in Vallejo, California, despite having work experiences and qualifications comparable to their counterparts, experienced racial discrimination resulting in the denial of opportunities in employment, training, and apprenticeship positions, supervisory positions, promotions, and awards;

Whereas in March 1961 President John F. Kennedy issued Executive Order 10925 establishing the President's Committee on Equal Employment Opportunity and reaffirming the prohibition of discrimination against any employee of, or applicant for employment by, the Federal Government because of race, color, religion, or national origin;

Whereas Executive Order 10925 laid the foundation for title VII of the Civil Rights Act of 1964;

Whereas on November 17, 1961, 21 African-American shipyard workers at Mare Island Naval Shipyard filed a racial discrimination complaint with the Committee on Equal Employment Opportunity;

Whereas the complaint outlined nine allegations of racial discrimination in employment at Mare Island Naval Shipyard and requested that the Committee investigate and correct the deplorable conditions at Mare Island Naval Shipyard;

Whereas the filing of this complaint along with other similar complaints of racial discrimination led to an acknowledgment by then Defense Secretary Robert McNamara in 1963 that there was employment discrimination based on race in the military;

Whereas on November 8, 1963, the Original 21ers Club was officially recognized with the purpose of elevating qualified minorities in every phase of Mare Island employment, creating a better relationship between management and employees and better acquainting

their membership with the working conditions of every occupation;

Whereas the actions and persistence of the Original 21ers provided the means for overturning racial discrimination in employment at Mare Island Naval Shipyard and resulted in new employment opportunities for African-American workers at Mare Island Naval Shipyard;

Whereas the Original 21ers went on to organize for equal employment opportunities in other local military facilities in the San Francisco Bay Area of California; and

Whereas the heroic deeds of the Original 21ers have remained heretofore unacknowledged: Now, therefore, be it

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

(1) that the Congress recognizes the historic accomplishments of the Mare Island Original 21ers in combating racial discrimination in employment as envisioned in title VII of the Civil Rights Act of 1964 and providing equal employment opportunities for African-American shipyard workers;

(2) that the Congress recognizes the importance of the Committee on Equal Employment Opportunity as a forerunner to the Equal Employment Opportunity Commission which continues the fight in resolving complaints of racial discrimination in employment; and

(3) that the Congress recognizes the importance of title VII of the Civil Rights Act of 1964 as a powerful and ongoing tool for eliminating racial discrimination in employment.

The SPEAKER pro tempore, Ms. SOLIS, recognized Mr. George MILLER of California, and Mr. KLINE of Minnesota, each for 20 minutes.

After debate,

The question being put, *viva voce*,

Will the House suspend the rules and agree to said concurrent resolution?

The SPEAKER pro tempore, Ms. SOLIS, announced that two-thirds of the Members present had voted in the affirmative.

Mr. George MILLER of California, demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Ms. SOLIS, pursuant to clause 8, rule XX, announced that further proceedings on the question were postponed until Wednesday, January 17, 2007.

#### ¶7.10 UNIVERSITY OF FLORIDA

Mr. PAYNE moved to suspend the rules and agree to the following resolution (H. Res. 39); as amended:

Whereas, on January 8, 2007, the University of Florida Gators won the 2006 Bowl Championship Series national title with a stunning 41-14 defeat over the Ohio State University Buckeyes;

Whereas the University of Florida is one of the premier academic institutions in the State of Florida;

Whereas the University of Florida football program celebrated its 100th Anniversary this season;

Whereas the University of Florida Gators captured the South Eastern Conference (SEC) Championship title on December 2, 2006;

Whereas the University of Florida won the NCAA Championship title in basketball in April 2006;

Whereas the University of Florida is the first Division I school to hold the national championship title in both football and men's basketball concurrently;

Whereas Florida football Head Coach Urban Meyer is only the 7th coach to win a national championship in his first two seasons as a Division I college football coach;

Whereas senior quarterback Chris Leak was the Most Valuable Player of the BCS national championship game;

Whereas the Florida defense held Ohio State to only 82 yards of offense, the lowest ever for a BCS game;

Whereas the University of Florida student athletes are among the most talented in the Nation;

Whereas University of Florida fans worldwide supported and encouraged the Gators throughout the football season;

Whereas J. Bernard Machen, President of the University of Florida, and Athletic Director Jeremy N. Foley have shown great leadership in bringing success and glory to the University of Florida; and

Whereas the University of Florida students, faculty, alumni, and all Gator fans are deeply committed to bringing pride to the University of Florida and the entire State of Florida: Now, therefore, be it

*Resolved, That the House of Representatives—*

(1) commends the Florida Gators for their victory in the 2006 Bowl Championship Series and for winning the national college football championship;

(2) recognizes the achievements of the players, coaches, students, and staff whose hard work and dedication helped the University of Florida Gators win the championship; and

(3) directs the Clerk of the House of Representatives to transmit a copy of this resolution to University of Florida President J. Bernard Machen, football Head Coach Urban Meyer, and Athletic Director Jeremy N. Foley for appropriate display.

The SPEAKER pro tempore, Ms. SOLIS, recognized Mr. PAYNE and Mr. KELLER of Florida, each for 20 minutes.

After debate,

The question being put, *viva voce*,

Will the House suspend the rules and agree to said resolution, as amended?

The SPEAKER pro tempore, Ms. SOLIS, announced that two-thirds of the Members present had voted in the affirmative.

Mr. PAYNE demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Ms. SOLIS, pursuant to clause 8, rule XX, announced that further proceedings on the question were postponed.

#### ¶7.11 BOISE STATE UNIVERSITY

Mr. PAYNE moved to suspend the rules and agree to the following resolution (H. Res. 43):

Whereas the Boise State University Broncos football team won the 2007 Tostitos Fiesta Bowl, defeating the University of Oklahoma Sooners by a score of 43-42 at the University of Phoenix Stadium in Glendale, Arizona, on January 1, 2007;

Whereas the Broncos have won the last 5 consecutive Western Athletic Conference football championships;

Whereas the Broncos are the Nation's top scoring Division 1-A collegiate football team for the last 7 seasons, with an average of over 42 points per game;

Whereas the Broncos are the Nation's 4th winningest Division 1-A collegiate football team for the last 7 seasons, with a record of 75-13 and winning percentage of over .850.

Whereas the 2007 Fiesta Bowl is widely considered one of the best games in the history of college football;

Whereas the Broncos are the only Division 1-A collegiate football team to complete the 2006-2007 season undefeated;

Whereas Broncos head coach Chris Peterson called some of the most creative and courageous offensive plays in bowl-game history, including the game-saving "hook-and-lateral", game-extending "tailback pass", and game-winning "Statue of Liberty";

Whereas the Broncos are 5-2 in Division 1-A collegiate post-season games;

Whereas Broncos quarterback Jared Zabransky was named the Offensive Most Valuable Player of the Fiesta Bowl;

Whereas Jared Zabransky threw for 3 touchdowns and 262 yards in the Fiesta Bowl and completed his college career with a record of 33-5 as a starting quarterback;

Whereas Broncos defensive back Marty Tadman was named the Defensive Most Valuable Player of the Fiesta Bowl;

Whereas Marty Tadman intercepted 2 Sooner passes, including one returned for a touchdown, and had 5 tackles in the Fiesta Bowl;

Whereas Broncos running back Ian Johnson, one of the Nation's most exciting running backs, gained 101 rushing yards, scored 1 touchdown, and scored the game-winning 2-point conversion in overtime of the Fiesta Bowl;

Whereas the entire Broncos team should be commended for its determination, work ethic, attitude, and heart;

Whereas the Broncos are deserving of an opportunity to play for the National Championship;

Whereas the Broncos are building an impressive legacy of excellence in its football program; and

Whereas the Broncos have brought great honor to themselves, their university, the city of Boise, and the State of Idaho: Now, therefore, be it

*Resolved, That the House of Representatives—*

(1) commends the Boise State University Broncos football team for winning the 2007 Fiesta Bowl; and

(2) congratulates the team for completing an undefeated, 13-0 season.

The SPEAKER pro tempore, Ms. SOLIS, recognized Mr. PAYNE and Mr. KELLER of Florida, each for 20 minutes.

After debate,

The question being put, *viva voce*,

Will the House suspend the rules and agree to said resolution?

The SPEAKER pro tempore, Ms. SOLIS, announced that two-thirds of the Members present had voted in the affirmative.

Mr. PAYNE demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Ms. SOLIS, pursuant to clause 8, rule XX, announced that further proceedings on the question were postponed.

#### ¶7.12 RECESS—4:07 P.M.

The SPEAKER pro tempore, Ms. SOLIS, pursuant to clause 12(a) of rule I, declared the House in recess at 4 o'clock and 7 minutes p.m., until approximately 6:30 p.m..



¶7.13 AFTER RECESS—6:30 P.M.

The SPEAKER pro tempore, Mr. THOMPSON of California, called the House to order.

¶7.14 H. RES. 61—UNFINISHED BUSINESS

The SPEAKER pro tempore, Mr. THOMPSON of California, pursuant to clause 8, rule XX, announced the further unfinished business to be the motion to suspend the rules and agree to the resolution (H. Res. 61) observing the Birthday of Martin Luther King, Jr., and encouraging the people of the United States to observe the Birthday of Martin Luther King, Jr., and the life and legacy of Dr. Martin Luther King, Jr., and for other purposes.

The question being put,  
Will the House suspend the rules and agree to said resolution?

The vote was taken by electronic device.

It was decided in the { Yeas ..... 418  
affirmative ..... Nays ..... 0

¶7.15 [Roll No. 24]

YEAS—418

Abercrombie Carter Ferguson  
Ackerman Castle Filner  
Akin Castor Flake  
Alexander Chabot Forbes  
Allen Chandler Fortenberry  
Altmire Clarke Fossella  
Andrews Clay Foy  
Arcuri Cleaver Frank (MA)  
Baca Clyburn Franks (AZ)  
Bachmann Coble Frelinghuysen  
Bachus Cohen Garrett (NJ)  
Baird Cole (OK) Gerlach  
Baker Conaway Giffords  
Baldwin Conyers Gilchrist  
Barrett (SC) Cooper Gillibrand  
Barrow Costa Gillmor  
Bartlett (MD) Costello Gingrey  
Barton (TX) Courtney Gohmert  
Bean Cramer Gonzalez  
Becerra Crenshaw Goode  
Berkley Crowley Goodlatte  
Berman Gordon Grijalva  
Berry Cuellar Granger  
Biggart Culberson Graves  
Bilbray Cummings Green, Al  
Bilirakis Davis (CA) Green, Gene  
Bishop (GA) Davis (IL) Grijalva  
Bishop (NY) Davis (KY) Gutierrez  
Bishop (UT) Davis, David Hall (NY)  
Blackburn Davis, Jo Ann Hall (TX)  
Blumenauer Davis, Lincoln Hare  
Blunt Davis, Tom Harman  
Boehner DeFazio Hastert  
Bonner DeGette Hastings (FL)  
Bono Delahunt Hastings (WA)  
Boozman DeLauro Hayes  
Boren Dent Heller  
Boswell Diaz-Balart, L. Hensarling  
Boucher Diaz-Balart, M. Herger  
Boustany Dicks Herseth  
Boyd (FL) Dingell Higgins  
Boyd (KS) Doggett Hill  
Brady (PA) Donnelly Hinchey  
Brady (TX) Doolittle Hirono  
Braley (IA) Doyle Hobson  
Brown (SC) Drake Hodes  
Brown, Corrine Dreier Hoekstra  
Brown-Waite, Duncan Holden  
Ginny Edwards Holt  
Buchanan Ehlers Honda  
Burgess Ellison Hooley  
Butterfield Ellsworth Hoyer  
Camp (MI) Emanuel Hulshof  
Campbell (CA) Emerson Hunter  
Cannon Engel Inglis (SC)  
Cantor English (PA) Inslee  
Capito Eshoo Israel  
Capps Etheridge Issa  
Capuano Everett Jackson (IL)  
Cardoza Fallon Jackson-Lee  
Carnahan Farr (TX)  
Carney Fattah Jefferson  
Carson Feeney Jindal

Johnson (GA) Miller (FL) Schiff  
Johnson (IL) Miller (MI) Schmidt  
Johnson, E. B. Miller (NC) Schwartz  
Jones (NC) Miller, Gary Scott (GA)  
Jones (OH) Miller, George Scott (VA)  
Jordan Mitchell Sensenbrenner  
Kagen Mollohan Serrano  
Kanjorski Moore (KS) Sessions  
Kaptur Moore (WI) Sestak  
Keller Moran (KS) Shadegg  
Kennedy Moran (VA) Shays  
Kildee Murphy (CT) Shea-Porter  
Kilpatrick Murphy, Patrick Sherman  
Kind Murphy, Tim Shuler  
King (IA) Murtha Shuster  
King (NY) Musgrave Simpson  
Kingston Myrick Sires  
Kirk Nadler Skelton  
Klein (FL) Napolitano Slaughter  
Kline (MN) Neal (MA) Smith (NE)  
Knollenberg Neugebauer Smith (NJ)  
Kucinich Nunes Smith (TX)  
Kuhl (NY) Oberstar Smith (WA)  
LaHood Obey Snyder  
Lamborn Olver Solis  
Lampson Ortiz Souder  
Langevin Pallone Space  
Lantos Pascrell Spratt  
Larsen (WA) Pastor Stark  
Larson (CT) Paul Stearns  
Latham Payne Stupak  
LaTourette Pearce Sutton  
Lee Pelosi Tancredo  
Levin Pence Tanner  
Lewis (CA) Perlmutter Tauscher  
Lewis (GA) Peterson (MN) Taylor  
Lewis (KY) Peterson (PA) Terry  
Linder Petri Thompson (CA)  
Lipinski Pickering Thompson (MS)  
LoBiondo Pitts Thornberry  
Loeb sack Platts Poe  
Lofgren, Zoe Pomeroy Tiberi  
Lowey Lucas Tierney  
Lucas Porter Towns  
Lungrén, Daniel Price (GA) Turner  
E. Price (NC) Udall (CO)  
Lynch Putnam Udall (NM)  
Mack Rahall Upton  
Mahoney (FL) Ramstad Van Hollen  
Maloney (NY) Rangel Velázquez  
Manzullo Regula Visclosky  
Marchant Rehberg Walberg  
Markey Reichert Walden (OR)  
Marshall Renzi Walsh (NY)  
Matheson Reyes Walsh (MN)  
Matsui Reynolds Wamp  
McCarthy (CA) Rodriguez Wasserman  
McCarthy (NY) Rogers (AL) Schultz  
McCormack (MN) Rogers (KY) Watson  
McCotter Rogers (MI) Watt  
McCrery Rohrabacher Waxman  
McDermott Ros-Lehtinen Weiner  
McGovern Roskam Welch (VT)  
McHenry Ross Weldon (FL)  
McHugh Rothman Weller  
McIntyre Roybal-Allard Westmoreland  
McKeon Royce Whitfield  
McMorris Ruppertsberger Wicker  
Rush Rodgers Wilson (NM)  
Ryan (OH) Ryan (WI) Wilson (OH)  
Salazar Salazar Wilson (SC)  
Sali Wolf  
Sánchez, Linda Woolsey  
T. Wu  
Sanchez, Loretta Wynn  
Sarbanes Yarmuth  
Saxton Young (AK)  
Schakowsky Young (FL)

NOT VOTING—17

Aderholt Gallegly Radanovich  
Burton (IN) Hinojosa Shimkus  
Buyer Johnson, Sam Sullivan  
Calvert McCaul (TX) Waters  
Davis (AL) Norwood Wexler  
Deal (GA) Pryce (OH)

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said resolution was agreed to.

A motion to reconsider the vote whereby the rules were suspended and said resolution was agreed to was, by unanimous consent, laid on the table.

¶7.16 H. RES. 39—UNFINISHED BUSINESS

The SPEAKER pro tempore, Mr. THOMPSON of California, pursuant to clause 8, rule XX, announced the further unfinished business to be the motion to suspend the rules and agree to the resolution (H. Res. 39) commending the University of Florida Gators for their victory in the 2006 Bowl Championship Series (BCS) and for winning the national college football championship; as amended.

The question being put,  
Will the House suspend the rules and agree to said resolution, as amended?

The vote was taken by electronic device.

It was decided in the { Yeas ..... 414  
affirmative ..... Nays ..... 1  
Answered present 3

¶7.17 [Roll No. 25]

YEAS—414

Abercrombie Cleaver Gilchrist  
Ackerman Clyburn Gillibrand  
Akin Coble Gillmor  
Alexander Cohen Gingrey  
Allen Cole (OK) Gohmert  
Altmire Conaway Gonzalez  
Andrews Conyers Goode  
Arcuri Cooper Goodlatte  
Baca Costa Gordon  
Bachmann Costello Granger  
Bachus Tiahrt Graves  
Baird Courtney Green, Al  
Cramer Crenshaw Green, Gene  
Baker Baldwin Grijalva  
Baldwin Conyers Gutierrez  
Barrett (SC) Cooper Hall (NY)  
Barrow Costa Hall (TX)  
Bartlett (MD) Cuellar Hare  
Barton (TX) Culberson Harman  
Bean Cummings Hastert  
Becerra Davis (CA) Hastings (FL)  
Berkley Davis (IL) Hastings (WA)  
Berman Davis (KY) Hayes  
Berry Davis, David Heller  
Biggart Davis, Jo Ann Hensarling  
Bilbray Davis, Lincoln Herger  
Bilirakis Davis, Tom Herseth  
Bishop (GA) DeFazio Higgins  
Bishop (NY) DeGette Hill  
Bishop (UT) Delahunt Hinchey  
Blackburn DeLauro Hirono  
Blumenauer Dent Hobson  
Blunt Diaz-Balart, L. Hodes  
Boehner Diaz-Balart, M. Hoekstra  
Bonner Dicks Holden  
Bono Dingell Holt  
Boozman Doggett Honda  
Boren Donnelly Hooley  
Boswell Boswell Hoyer  
Boucher Boucher Hulschof  
Boustany Drake Hunter  
Boyd (FL) Boyd (FL) Duncan  
Boyd (KS) Boyd (KS) Edwards  
Brady (PA) Brady (PA) Ehlers  
Brady (TX) Brady (TX) Ellison  
Braley (IA) Braley (IA) Ellsworth  
Brown (SC) Brown (SC) Emanuel  
Brown, Corrine Brown, Corrine Emerson  
Brown-Waite, Brown-Waite, Engel  
Ginny Ginny English (PA)  
Buchanan Buchanan Eshoo  
Burgess Burgess Etheridge  
Butterfield Butterfield Everett  
Camp (MI) Camp (MI) Fallon  
Campbell (CA) Cannon Fattah  
Cannon Cannon Feeney  
Cantor Cantor Ferguson  
Capito Capito Finer  
Capps Capps Flake  
Capuano Capuano Forbes  
Cardoza Cardoza Fortenberry  
Carnahan Carnahan Fossella  
Carney Carney Foy  
Carson Carson Frank (MA)  
Carter Carter Franks (AZ)  
Castle Castle Frelinghuysen  
Castor Castor Garrett (NJ)  
Chabot Chabot Kirker  
Chandler Chandler Klein (FL)  
Clarke Clarke Kline (MN)  
Clay Clay Giffords

Knollenberg	Murtha	Sestak
Kucinich	Musgrave	Shadegg
Kuhl (NY)	Myrick	Shays
LaHood	Nadler	Shea-Porter
Lamborn	Napolitano	Sherman
Lampson	Neal (MA)	Shuler
Langevin	Neugebauer	Shuster
Lantos	Nunes	Simpson
Larsen (WA)	Oberstar	Sires
Larson (CT)	Obey	Skelton
Latham	Oliver	Slaughter
LaTourette	Ortiz	Smith (NE)
Lee	Pallone	Smith (NJ)
Levin	Pascrell	Smith (TX)
Lewis (CA)	Pastor	Smith (WA)
Lewis (GA)	Paul	Snyder
Lewis (KY)	Payne	Solis
Lipinski	Pearce	Souder
LoBiondo	Pelosi	Space
Loeb sack	Pence	Space
Lofgren, Zoe	Perlmutter	Spratt
Lowe y	Peterson (MN)	Stearns
Lucas	Peterson (PA)	Stupak
Lungren, Daniel E.	Petri	Sutton
Lynch	Pickering	Tancredo
Mack	Pitts	Tanner
Mahoney (FL)	Platts	Tauscher
Maloney (NY)	Poe	Taylor
Manzullo	Pomeroy	Terry
Marchant	Porter	Thompson (CA)
Markey	Price (GA)	Thompson (MS)
Marshall	Price (NC)	Thornberry
Matheson	Putnam	Tiahrt
Matsui	Tiberi	Tierney
McCarthy (CA)	Ramstad	Towns
McCarthy (NY)	Rangel	Turner
McCollum (MN)	Regula	Udall (CO)
McCotter	Rehberg	Udall (NM)
McCrery	Reichert	Upton
McDermott	Renzi	Van Hollen
McGovern	Reyes	Velazquez
McHenry	Reynolds	Velazquez
McHugh	Rodriguez	Visclosky
McIntyre	Rogers (AL)	Walberg
McKeon	Rogers (KY)	Walden (OR)
McMorris	Rogers (MI)	Walsh (NY)
Rodgers	Rohrabacher	Walz (MN)
McNerney	Ros-Lehtinen	Wamp
McNulty	Roskam	Wasserman
Meehan	Ross	Schultz
Meek (FL)	Rothman	Waters
Meeks (NY)	Roybal-Allard	Watson
Melancon	Royce	Watt
Mica	Ruppersberger	Waxman
Michaud	Rush	Weiner
Millender-	Ryan (WI)	Welch (VT)
McDonald	Salazar	Weldon (FL)
Miller (FL)	Sali	Weller
Miller (MI)	Sánchez, Linda T.	Westmoreland
Miller (NC)	Sanchez, Loretta	Whitfield
Miller, Gary	Sarbanes	Wicker
Miller, George	Saxton	Wilson (NM)
Mitchell	Schakowsky	Wilson (OH)
Mollohan	Schiff	Wilson (SC)
Moore (KS)	Schmidt	Wolf
Moore (WI)	Schwartz	Woolsey
Moran (KS)	Scott (GA)	Wu
Moran (VA)	Scott (VA)	Wynn
Murphy (CT)	Sensenbrenner	Yarmuth
Murphy, Patrick	Serrano	Young (AK)
Murphy, Tim	Sessions	Young (FL)

NAYS—1

Kingston

ANSWERED "PRESENT"—3

Barrow	Linder	Stark
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NOT VOTING—17

Aderholt	Gallely	Radanovich
Burton (IN)	Hinojosa	Ryan (OH)
Buyer	Johnson, Sam	Shimkus
Calvert	McCaul (TX)	Sullivan
Davis (AL)	Norwood	Wexler
Deal (GA)	Pryce (OH)	

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said resolution, as amended, was agreed to.

A motion to reconsider the vote whereby the rules were suspended and said resolution, as amended, was agreed to was, by unanimous consent, laid on the table.

7.18 H. RES. 43—UNFINISHED BUSINESS

The SPEAKER pro tempore, Mr. THOMPSON of California, pursuant to clause 8, rule XX, announced the further unfinished business to be the motion to suspend the rules and agree to the resolution (H. Res. 43) commending the Boise State University Broncos football team for winning the 2007 Fiesta Bowl and completing an undefeated season.

The question being put, Will the House suspend the rules and agree to said resolution?

The vote was taken by electronic device.

It was decided in the affirmative .....	Yeas .....	415
	Nays .....	0
	Answered present	2

7.19 [Roll No. 26]

YEAS—415

Abercrombie	Cleaver	Gillmor
Ackerman	Clyburn	Gingrey
Akin	Coble	Gohmert
Alexander	Cohen	Gonzalez
Allen	Cole (OK)	Goode
Altmire	Conaway	Goodlatte
Andrews	Conyers	Gordon
Arcuri	Cooper	Granger
Baca	Costa	Graves
Bachmann	Costello	Green, Al
Bachus	Courtney	Green, Gene
Baird	Cramer	Grijalva
Baker	Crenshaw	Gutierrez
Baldwin	Crowley	Hall (NY)
Barrett (SC)	Cubin	Hall (TX)
Barrow	Cuellar	Hare
Bartlett (MD)	Culberson	Harman
Barton (TX)	Cummings	Hastert
Bean	Davis (CA)	Hastings (FL)
Becerra	Davis (IL)	Hastings (WA)
Berkley	Davis (KY)	Hayes
Berman	Davis, David	Heller
Berry	Davis, Jo Ann	Hensarling
Biggert	Davis, Lincoln	Herger
Bilbray	Davis, Tom	Herseth
Bilirakis	DeFazio	Higgins
Bishop (GA)	DeGette	Hill
Bishop (NY)	Delahunt	Hinche y
Bishop (UT)	DeLauro	Hirono
Blackburn	Dent	Hobson
Blumenauer	Diaz-Balart, M.	Hodes
Blunt	Dicks	Hoekstra
Boehner	Dingell	Holden
Bonner	Doggett	Holt
Bono	Donnelly	Honda
Boozman	Doolittle	Hooley
Boren	Doyle	Hoyer
Boswell	Drake	Hulshof
Boucher	Dreier	Hunter
Boustany	Duncan	Inglis (SC)
Boyd (FL)	Edwards	Inslee
Boyda (KS)	Ehlers	Israel
Brady (PA)	Ellison	Issa
Brady (TX)	Ellsworth	Jackson (IL)
Braley (IA)	Emanuel	Jackson-Lee
Brown (SC)	Emerson	(TX)
Brown, Corrine	Engel	Jefferson
Brown-Waite, Ginny	English (PA)	Jindal
Buchanan	Eshoo	Johnson (GA)
Burgess	Etheridge	Johnson (IL)
Butterfield	Everett	Johnson, E. B.
Camp (MI)	Fallin	Jones (NC)
Campbell (CA)	Farr	Jones (OH)
Cannon	Fattah	Jordan
Cantor	Feeney	Kagen
Capito	Ferguson	Kanjorski
Capps	Filner	Kaptur
Capuano	Flake	Keller
Cardoza	Forbes	Kennedy
Carnahan	Fortenberry	Kildee
Carney	Fossella	Kilpatrick
Carson	Fox x	Kind
Carter	Frank (MA)	King (IA)
Castle	Franks (AZ)	King (NY)
Castor	Frelinghuysen	Kingston
Chabot	Garrett (NJ)	Kirk
Chandler	Gerlach	Klein (FL)
Clarke	Giffords	Kline (MN)
Clay	Gilchrest	Knollenberg
	Gillibrand	Kucinich

Kuhl (NY)	Musgrave	Sestak
LaHood	Myrick	Shadegg
Lamborn	Nadler	Shays
Lampson	Napolitano	Shea-Porter
Langevin	Neal (MA)	Sherman
Lantos	Neugebauer	Shuler
Larsen (WA)	Nunes	Shuster
Larson (CT)	Oberstar	Simpson
Latham	Obey	Sires
LaTourette	Oliver	Skelton
Lee	Ortiz	Slaughter
Levin	Pallone	Smith (NE)
Lewis (CA)	Pascrell	Smith (NJ)
Lewis (GA)	Pastor	Smith (TX)
Lewis (KY)	Paul	Smith (WA)
Lipinski	Payne	Snyder
LoBiondo	Pearce	Solis
Loeb sack	Pelosi	Souder
Lofgren, Zoe	Pence	Space
Lowe y	Perlmutter	Spratt
Lucas	Peterson (MN)	Stearns
Lungren, Daniel E.	Peterson (PA)	Stupak
Lynch	Petri	Sutton
Mack	Pickering	Tancredo
Mahoney (FL)	Pitts	Tanner
Maloney (NY)	Platts	Tauscher
Manzullo	Poe	Taylor
Marchant	Pomeroy	Terry
Markey	Porter	Thompson (CA)
Marshall	Price (GA)	Thompson (MS)
Matheson	Price (NC)	Thornberry
Matsui	Putnam	Tiahrt
McCarthy (CA)	Rahall	Tiberi
McCarthy (NY)	Ramstad	Tierney
McCollum (MN)	Rangel	Towns
McCotter	Regula	Turner
McCrery	Rehberg	Udall (CO)
McDermott	Reichert	Udall (NM)
McGovern	Renzi	Upton
McHenry	Reyes	Van Hollen
McHugh	Reynolds	Velazquez
McIntyre	Rodriguez	Visclosky
McKeon	Rogers (AL)	Walberg
McMorris	Rogers (KY)	Walden (OR)
Rodgers	Rogers (MI)	Walsh (NY)
McNerney	Rohrabacher	Walz (MN)
McNulty	Ros-Lehtinen	Wamp
Meehan	Roskam	Wasserman
Meek (FL)	Ross	Schultz
Meeks (NY)	Rothman	Waters
Melancon	Roybal-Allard	Watson
Mica	Royce	Watt
Michaud	Ruppersberger	Waxman
Millender-	Rush	Weiner
McDonald	Ryan (WI)	Welch (VT)
Miller (FL)	Salazar	Weldon (FL)
Miller (MI)	Sali	Weller
Miller (NC)	Sánchez, Linda T.	Westmoreland
Miller, Gary	Sanchez, Loretta	Whitfield
Miller, George	Sarbanes	Wicker
Mitchell	Saxton	Wilson (NM)
Mollohan	Schakowsky	Wilson (OH)
Moore (KS)	Schiff	Wilson (SC)
Moore (WI)	Schmidt	Wolf
Moran (KS)	Schwartz	Woolsey
Moran (VA)	Scott (GA)	Wu
Murphy (CT)	Scott (VA)	Wynn
Murphy, Patrick	Sensenbrenner	Yarmuth
Murphy, Tim	Serrano	Young (AK)
	Sessions	Young (FL)

ANSWERED "PRESENT"—2

Linder Stark

NOT VOTING—18

Aderholt	Diaz-Balart, L.	Pryce (OH)
Burton (IN)	Gallely	Radanovich
Buyer	Hinojosa	Ryan (OH)
Calvert	Johnson, Sam	Shimkus
Davis (AL)	McCaul (TX)	Sullivan
Deal (GA)	Norwood	Wexler

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said resolution was agreed to.

A motion to reconsider the vote whereby the rules were suspended and said resolution was agreed to was, by unanimous consent, laid on the table.

7.20 PROVIDING FOR CONSIDERATION OF H.R. 5

Mr. CARDOZA, by direction of the Committee on Rules, reported (Rept. No. 110-1) the resolution (H. Res. 65)

providing for consideration of the bill (H.R. 5) to amend the Higher Education Act of 1965 to reduce interest rates for student borrowers.

When said resolution and report were referred to the House Calendar and ordered printed.

¶7.21 PROVIDING FOR CONSIDERATION OF  
H.R. 6

Mr. CARDOZA, by direction of the Committee on Rules, reported (Rept. No. 110-2) the resolution (H. Res. 66) providing for consideration of the bill (H.R. 6) to reduce our Nation's dependency on foreign oil by investing in clean, renewable and alternative energy resources, promoting new emerging energy alternatives, developing greater efficiency, and creating a Strategic Energy Efficiency and Renewables Reserve to invest in alternative energy, and for other purposes.

When said resolution and report were referred to the House Calendar and ordered printed.

¶7.22 LEAVE OF ABSENCE

By unanimous consent, leave of absence was granted—

To Mr. ADERHOLT, for today and January 17;

To Mr. BUYER, for today and balance of the week;

To Mr. CALVERT, for today and balance of the week;

To Ms. PRYCE of Ohio, for today; and

To Mr. SULLIVAN, for today.

And then,

¶7.23 ADJOURNMENT

On motion of Mr. HUNTER, at 11 o'clock and 15 minutes p.m., the House adjourned.

¶7.24 REPORTS OF COMMITTEES ON  
PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XIII, reports of committees were delivered to the Clerk for printing and reference to the proper calendar, as follows:

Ms. MATSUI: Committee on Rules, House Resolution 65. Resolution providing for consideration of the bill (H.R. 5) to amend the Higher Education Act of 1965 to reduce interest rates for student borrowers (Rept. 110-1). Referred to the House Calendar.

Mr. MCGOVERN: Committee on Rules, House Resolution 66. Resolution providing for consideration of the bill (H.R. 6) to reduce our Nation's dependency on foreign oil by investing in clean, renewable and alternative energy resources, promoting new emerging energy alternatives, developing greater efficiency, and creating a Strategic Energy Efficiency and Renewables Reserve to invest in alternative energy, and for other purposes (Rept. 110-2). Referred to the House Calendar.

¶7.25 PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XII, public bills and resolutions were introduced and severally referred, as follows:

By Mr. MCKEON (for himself, Mr. KELLER, Mr. CASTLE, and Mr. BAKER):

H.R. 472. A bill to amend the Higher Education Act of 1965 to address the issues of

college affordability and transparency; to the Committee on Education and Labor.

By Mr. WOLF (for himself, Mr. TIBERI, Mr. COBLE, Mrs. MYRICK, and Mr. CULBERSON):

H.R. 473. A bill to establish a commission to develop legislation designed to reform tax policy and entitlement benefit programs and ensure a sound fiscal future for the United States, and for other purposes; to the Committee on the Budget, and in addition to the Committee on Rules, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mrs. WILSON of New Mexico (for herself, Mr. UDALL of New Mexico, and Mr. PEARCE):

H.R. 474. A bill to designate the Department of Veterans Affairs Medical Center in Albuquerque, New Mexico, as the "Raymond G. Murphy Department of Veterans Affairs Medical Center"; to the Committee on Veterans' Affairs.

By Mr. KILDEE (for himself and Mrs. CAPITO):

H.R. 475. A bill to revise the composition of the House of Representatives Page Board to equalize the number of members representing the majority and minority parties and to include a member representing the parents of pages and a member representing former pages, and for other purposes; to the Committee on House Administration.

By Mrs. BOYDA of Kansas:

H.R. 476. A bill to amend title 5, United States Code, to make noncreditable for Federal retirement purposes any Member service performed by an individual who is convicted of any of certain offenses committed by that individual while serving as a Member of Congress, and for other purposes; to the Committee on House Administration, and in addition to the Committee on Oversight and Government Reform, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mrs. CAPPS (for herself and Mr. PICKERING):

H.R. 477. A bill to amend the Public Health Service Act to strengthen education, prevention, and treatment programs relating to stroke, and for other purposes; to the Committee on Energy and Commerce.

By Mr. CHANDLER (for himself and Mr. ROGERS of Kentucky):

H.R. 478. A bill to designate the Federal building and United States courthouse located at 101 Barr Street in Lexington, Kentucky, as the "Scott Reed Federal Building and United States Courthouse"; to the Committee on Transportation and Infrastructure.

By Mr. DOOLITTLE:

H.R. 479. A bill to direct the Federal Trade Commission to revise the do-not-call telemarketing rules to permit individuals to opt out of receiving certain politically-oriented telephone calls; to the Committee on Energy and Commerce.

By Mr. DOOLITTLE:

H.R. 480. A bill to amend the Truth in Lending Act to prohibit issuance of residential mortgages to any individual who lacks a Social Security account number; to the Committee on Financial Services.

By Mr. DOOLITTLE:

H.R. 481. A bill to amend the Help America Vote Act of 2002 to require each individual who desires to vote in an election for Federal office to provide the appropriate election official with a government-issued photo identification, and for other purposes; to the Committee on House Administration.

By Mr. DOOLITTLE:

H.R. 482. A bill to direct the Secretary of the Interior to transfer ownership of the

American River Pump Station Project, and for other purposes; to the Committee on Natural Resources.

By Mr. DOOLITTLE:

H.R. 483. A bill to authorize the Secretary of Agriculture to carry out certain land exchanges involving small parcels of National Forest System land in the Tahoe National Forest in the State of California, and for other purposes; to the Committee on Natural Resources.

By Mr. DOOLITTLE:

H.R. 484. A bill to amend the Federal Election Campaign Act of 1971 to reform the financing of campaigns for election for Federal office; to the Committee on House Administration, and in addition to the Committee on Ways and Means, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. DOOLITTLE:

H.R. 485. A bill to amend the Small Tracts Act to facilitate the exchange of small tracts of land, and for other purposes; to the Committee on Natural Resources, and in addition to the Committee on Agriculture, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. GINGREY:

H.R. 486. A bill to amend the Federal Election Campaign Act of 1971 to place restrictions on the disposition of funds by leadership PACs; to the Committee on House Administration.

By Ms. HERSETH:

H.R. 487. A bill to amend the Cheyenne River Sioux Tribe Equitable Compensation Act to provide compensation to members of the Cheyenne River Sioux Tribe for damage resulting from the Oahe Dam and Reservoir Project, and for other purposes; to the Committee on Natural Resources.

By Mr. HOLT:

H.R. 488. A bill to amend title VI of the National Security Act of 1947 to require reports to be submitted to the Attorney General and the congressional intelligence committees regarding requests for information about an officer, employee, or agent of an element of the intelligence community and to amend the definition of covert agent to include agents that have served outside the United States at any time; to the Committee on Intelligence (Permanent Select).

By Mr. MCHENRY:

H.R. 489. A bill to establish a commission to develop legislation designed to reform entitlement benefit programs and ensure a sound fiscal future for the United States, and for other purposes; to the Committee on the Budget, and in addition to the Committee on Rules, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. McNULTY:

H.R. 490. A bill to provide certain requirements for hydroelectric projects on the Mohawk River in the State of New York, and for other purposes; to the Committee on Energy and Commerce.

By Mr. MOORE of Kansas (for himself and Mr. MORAN of Kansas):

H.R. 491. A bill to provide for the mandatory revocation of passports of individuals who are more than \$5,000 in arrears in child support payments; to the Committee on Ways and Means, and in addition to the Committee on Foreign Affairs, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. ROHRBACHER:

H.R. 492. A bill to restore the Federal electoral rights of the residents of the District of

Columbia, and for other purposes; to the Committee on House Administration, and in addition to the Committees on Oversight and Government Reform, and the Judiciary, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Ms. SLAUGHTER (for herself, Mrs. BIGGERT, Ms. ESHOO, Mr. WALDEN of Oregon, Mr. GEORGE MILLER of California, Mr. DINGELL, Mr. RANGEL, Mr. ACKERMAN, Mr. ALEXANDER, Mr. ALLEN, Mr. BACHUS, Mr. BAKER, Ms. BALDWIN, Mr. BARTLETT of Maryland, Mr. BILIRAKIS, Mrs. BLACKBURN, Mr. BLUMENAUER, Mrs. BONO, Mr. BOUSTANY, Mr. BROWN of South Carolina, Ms. GINNY BROWN-WAITE of Florida, Mr. BURTON of Indiana, Mr. CALVERT, Mrs. CAPITO, Mrs. CAPPS, Mr. CAPUANO, Mr. CASTLE, Mr. CHABOT, Mr. CHANDLER, Mr. COLE of Oklahoma, Mr. CONAWAY, Mr. CONYERS, Mrs. DAVIS of California, Mr. TOM DAVIS of Virginia, Mr. DAVIS of Kentucky, Ms. DEGETTE, Mr. DICKS, Mr. DOGGETT, Mrs. DRAKE, Mr. DUNCAN, Mr. EHLERS, Mr. EMANUEL, Mrs. EMERSON, Mr. ENGEL, Mr. ENGLISH of Pennsylvania, Mr. FARR, Mr. FERGUSON, Mr. FRELINGHUYSEN, Mr. GALLEGLY, Mr. GERLACH, Mr. GILCREST, Mr. GILLMOR, Mr. GOHMERT, Ms. GRANGER, Mr. GENE GREEN of Texas, Mr. GRIJALVA, Mr. HALL of Texas, Mr. HASTINGS of Washington, Mr. HERGER, Ms. HERSETH, Mr. HINOJOSA, Ms. HIRONO, Mr. HOBSON, Mr. HOEKSTRA, Ms. HOOLEY, Mr. HUNTER, Mr. ISRAEL, Mr. JOHNSON of Illinois, Mr. JONES of North Carolina, Mr. KANJORSKI, Mr. KENNEDY, Mr. KILDEE, Mr. KING of New York, Mr. KIRK, Mr. KUCINICH, Mr. KUHL of New York, Mr. LAHOOD, Mr. LATHAM, Mr. LEWIS of Kentucky, Mr. LIPINSKI, Mr. LOBIONDO, Ms. ZOE LOFGREN of California, Mr. LUCAS, Mrs. MALONEY of New York, Mr. MANZULLO, Mr. MARCHANT, Mr. MCCAUL of Texas, Ms. MCCOLLUM of Minnesota, Mr. MCCOTTER, Mr. MCHUGH, Mr. McNULTY, Mr. MICA, Mr. MORAN of Virginia, Mrs. MYRICK, Mr. NEUGEBAUER, Mr. NORWOOD, Mr. OLVER, Mr. PEARCE, Mr. PITTS, Mr. PLATTS, Mr. PORTER, Mr. PRICE of North Carolina, Ms. PRYCE of Ohio, Mr. PUTNAM, Mr. RAMSTAD, Mr. REGULA, Mr. REICHERT, Mr. REYNOLDS, Mr. ROSKAM, Ms. ROS-LEHTINEN, Mr. RYAN of Wisconsin, Mr. SEXTON, Ms. SCHAKOWSKY, Mr. SCHIFF, Mr. SESSIONS, Mr. SHAYS, Mr. SIMPSON, Ms. SOLIS, Mr. SOUDER, Mr. STARK, Mr. THOMPSON of California, Mr. TIBERI, Mr. TIERNEY, Mr. UDALL of New Mexico, Mr. UPTON, Mr. VAN HOLLEN, Mr. WALSH of New York, Mr. WAMP, Ms. WATSON, Mr. WAXMAN, Mr. WELLER, Mr. WEXLER, Mr. WHITFIELD, Mr. WICKER, Mr. WILSON of South Carolina, Mr. WOLF, Ms. WOOLSEY, Mr. YARMUTH, Mr. YOUNG of Florida, Mr. CROWLEY, Mr. HOLT, Mr. JINDAL, Mr. LATOURETTE, and Mr. TANCREDO):

H.R. 493. A bill to prohibit discrimination on the basis of genetic information with respect to health insurance and employment; to the Committee on Education and Labor, and in addition to the Committees on Energy and Commerce, and Ways and Means, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. UPTON:

H.R. 494. A bill to provide for the conditional conveyance of any interest retained by the United States in St. Joseph Memorial Hall in St. Joseph, Michigan; to the Committee on Transportation and Infrastructure.

By Mr. WALDEN of Oregon:

H.R. 495. A bill to update the management of Oregon water resources, and for other purposes; to the Committee on Natural Resources.

By Mr. WALDEN of Oregon:

H.R. 496. A bill to authorize the Secretary of the Interior to assist in the planning, design, and construction of the Tumalo Irrigation District Water Conservation Project in Deschutes County, Oregon; to the Committee on Natural Resources.

By Mr. WILSON of South Carolina (for himself, Mr. BROWN of South Carolina, Mr. CLYBURN, Mr. INGLIS of South Carolina, Mr. SPRATT, and Mr. BARRETT of South Carolina):

H.R. 497. A bill to authorize the Marion Park Project, a committee of the Palmetto Conservation Foundation, to establish a commemorative work on Federal land in the District of Columbia, and its environs to honor Brigadier General Francis Marion; to the Committee on Natural Resources.

By Mr. WYNN:

H.R. 498. A bill to amend the Internal Revenue Code of 1986 to repeal the oil and gas tax subsidies enacted in the Energy Policy Act of 2005, and for other purposes; to the Committee on Ways and Means, and in addition to the Committees on Science and Technology, Oversight and Government Reform, and Energy and Commerce, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. DEAL of Georgia (for himself, Mr. NORWOOD, Mr. GINGREY, Mr. PAUL, and Mr. BARTLETT of Maryland):

H.R. 500. A bill to provide that pay for Members of Congress be reduced following any fiscal year in which there is a Federal deficit; to the Committee on House Administration, and in addition to the Committee on Oversight and Government Reform, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Ms. FOXX (for herself, Ms. HOOLEY, Mr. MCHENRY, Mrs. MYRICK, Mr. COBLE, Mr. MCCOTTER, Mr. SHUSTER, Mr. PETERSON of Pennsylvania, Mr. PETRI, Mrs. McMORRIS RODGERS, Mr. DEFAZIO, Mr. BLUMENAUER, and Mr. JONES of North Carolina):

H.J. Res. 15. A joint resolution recognizing the contributions of the Christmas tree industry to the United States economy; to the Committee on Agriculture.

By Mr. DEFAZIO (for himself, Mr. HOLT, Mr. PAYNE, Mr. ROTHMAN, Mr. CUMMINGS, Mr. FARR, Ms. WOOLSEY, Mr. DOGGETT, Ms. LEE, Mr. CONYERS, Mr. STARK, Mr. KUCINICH, Ms. CORRINE BROWN of Florida, Ms. MCCOLLUM of Minnesota, Ms. HOOLEY, Mr. MCGOVERN, Mr. THOMPSON of California, Mr. BLUMENAUER, Mr. CAPUANO, and Mr. MURTHA):

H. Con. Res. 33. Concurrent resolution expressing the sense of Congress that the President should not initiate military action against Iran without first obtaining authorization from Congress; to the Committee on Foreign Affairs.

By Mr. KIRK (for himself, Mrs. LOWEY, Mr. SHAYS, Mr. FRANKS of Arizona, Mr. WEINER, Ms. SCHWARTZ, Mr. WAXMAN, Mr. GONZALEZ, and Ms. JACKSON-LEE of Texas):

H. Res. 64. A resolution expressing the sense of the House of Representatives that the Government of Bangladesh should immediately drop all pending charges against Bangladeshi journalist Salah Uddin Shoab Choudhury; to the Committee on Foreign Affairs.

By Mr. DOOLITTLE:

H. Res. 67. A resolution expressing the sense of the House of Representatives with respect to the designation of a National Shaken Baby Syndrome Awareness Week, and for other purposes; to the Committee on Energy and Commerce, and in addition to the Committee on Education and Labor, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Ms. WOOLSEY (for herself, Mr. FARR, Mr. KUCINICH, Mr. GRIJALVA, Ms. SCHAKOWSKY, and Mr. STARK):

H. Res. 68. A resolution recognizing the dangers posed by nuclear weapons and calling on the President to engage in non-proliferation strategies designed to eliminate these weapons of mass destruction from United States and worldwide arsenals; to the Committee on Foreign Affairs, and in addition to the Committee on Armed Services, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

## 7.26 PRIVATE BILLS AND RESOLUTIONS

Under clause 3 of rule XII, private bills and resolutions of the following titles were introduced and severally referred, as follows:

By Mr. HUNTER:

H.R. 499. A bill for the relief of Fouad Yousef Hakim Mansour and Saheir Gamil Shaker Mansour; to the Committee on the Judiciary.

By Mr. INSLEE:

H.R. 501. A bill for the relief of Valerie Plame Wilson; to the Committee on Intelligence (Permanent Select).

## 7.27 ADDITIONAL SPONSORS

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

H.R. 5: Mr. BISHOP of Georgia and Mr. JOHNSON of Illinois.

H.R. 14: Mr. DAVIS of Kentucky, Mr. MCCOTTER, Mr. MARIO DIAZ-BALART of Florida, and Mr. MCCAUL of Texas.

H.R. 16: Mr. GRIJALVA.

H.R. 65: Mr. WELDON of Florida, Mr. TANNER, Mr. COSTA, Mr. MELANCON, Mr. ACKERMAN, Mr. LEVIN, Mr. DICKS, Mrs. LOWEY, Ms. LEE, Ms. CARSON, Ms. ESHOO, Ms. MCCOLLUM of Minnesota, Mr. FILNER, Mr. GONZALEZ, Mr. HONDA, and Mr. MICHAUD.

H.R. 87: Mr. GERLACH, Mrs. DRAKE, Mr. DENT, Mr. PEARCE, Mr. KUHL of New York, Mrs. McMORRIS RODGERS, Mr. FOSSELLA, and Mr. MANZULLO.

H.R. 92: Mr. KUHL of New York.

H.R. 132: Mr. MCCOTTER.

H.R. 137: Mr. HARE, Mr. SALAZAR, and Ms. BALDWIN.

H.R. 157: Mr. MORAN of Virginia.

H.R. 159: Mr. COHEN and Ms. WOOLSEY.

H.R. 171: Mr. RANGEL.

H.R. 180: Mr. PAYNE, Ms. CARSON, Mrs. DAVIS of California, Mr. STARK, Ms. SCHAKOWSKY, Ms. LINDA T. SANCHEZ of California, Mrs. MALONEY of New York, Mr. BLUMENAUER, and Mr. RANGEL.

H.R. 211: Mr. LEWIS of Georgia.

H.R. 278: Mr. ROGERS of Kentucky, Mr. PRICE of North Carolina, and Mr. JOHNSON of Illinois.

H.R. 312: Mr. BRADY of Texas, Mr. CARTER, Mr. WESTMORELAND, Mr. SHADEGG, Mr. LAMBORN, Mr. RYAN of Wisconsin, Mr. FORTUÑO, Mr. AKIN, Mrs. BACHMANN, Mr. DANIEL E. LUNGREN of California, Mr. WELDON of Florida, Mr. KINGSTON, Ms. FOXX, Mr. CUMMINGS, Mr. COHEN, Ms. JACKSON-LEE of Texas, and Mrs. MYRICK.

H.R. 319: Mr. BOUCHER, Mr. HASTINGS of Florida, Mr. WYNN, Mr. SAXTON, Mr. SOUDER, and Mr. POE.

H.R. 322: Mr. HERGER.

H.R. 330: Mr. BILIRAKIS.

H.R. 346: Mrs. MYRICK and Mr. NEUGEBAUER.

H.R. 352: Ms. CARSON, Mr. AL GREEN of Texas, Ms. CORRINE BROWN of Florida, Mr. GRIJALVA, Ms. JACKSON-LEE of Texas, Mr. PAYNE, Mr. WYNN, Mr. SERRANO, Mr. BUTTERFIELD, Mr. RUSH, Mr. MEEKS of New York, Ms. WATSON, Mr. CONYERS, and Mr. TOWNS.

H.R. 353: Mr. CONYERS.

H.R. 369: Mr. KUCINICH.

H.R. 373: Mr. LAMBORN.

H.R. 374: Mr. LAMBORN.

H.R. 379: Mr. LAMBORN.

H.R. 381: Mr. GALLEGLY and Ms. BERKLEY.

H.R. 390: Ms. WOOLSEY, Mr. WOLF, and Mr. CLAY.

H.R. 464: Mr. McNULTY, Mr. CLAY, Mr. FILLNER, and Mr. SCOTT of Georgia.

H.J. Res. 14: Mr. MURTHA, Mr. PAUL, Mr. ABERCROMBIE, Mr. TAYLOR, Mr. MEEHAN, Mr. NEAL of Massachusetts, Mr. LARSON of Connecticut, Mr. GILCHREST, Mr. DeFAZIO, Mr. KUCINICH, and Mr. DUNCAN.

H. Con. Res. 5: Mr. CUMMINGS, Ms. BORDALLO, Mr. SNYDER, Mr. JOHNSON of Georgia, and Ms. WOOLSEY.

H. Con. Res. 7: Mrs. TAUSCHER, Mr. STARK, and Ms. SCHAKOWSKY.

H. Con. Res. 9: Ms. KILPATRICK, Mrs. GILLIBRAND, and Ms. DELAURO.

H. Con. Res. 19: Ms. CARSON.

H. Con. Res. 23: Ms. SCHAKOWSKY, Mr. COHEN, and Mr. HONDA.

H. Con. Res. 28: Mr. LANGEVIN.

H. Res. 24: Ms. MCCOLLUM of Minnesota.

H. Res. 39: Mr. KLEIN of Florida, Mr. MILLER of Florida, Mr. KELLER, Mr. CRENSHAW, Mr. FEENEY, and Mr. WELDON of Florida.

H. Res. 40: Mr. MILLER of Florida.

H. Res. 41: Ms. HARMAN, Ms. WATSON, Mr. LEWIS of Georgia, Ms. SCHAKOWSKY, Ms. SOLIS, and Mr. LYNCH.

H. Res. 52: Mr. BURTON of Indiana, Mr. ANDREWS, and Mr. SHERMAN.

H. Res. 61: Mr. BOEHNER, Mr. WEXLER, Mr. BERMAN, Ms. HIRONO, Mr. CONYERS, Ms. NORTON, Mr. PALLONE, Mrs. TAUSCHER, and Mr. COHEN.

#### ¶7.28 DELETIONS OF SPONSORS FROM PUBLIC BILLS AND RESOLUTIONS

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

H.R. 6: Mr. TANNER and Mr. GONZALEZ.

### WEDNESDAY, JANUARY 17, 2007 (8)

#### ¶8.1 APPOINTMENT OF SPEAKER PRO TEMPORE

The House was called to order by the SPEAKER pro tempore, Mr. LARSON of Connecticut, who laid before the House the following communication:

WASHINGTON, DC,  
January 17, 2007.

I hereby appoint the Honorable JOHN B. LARSON to act as Speaker pro tempore on this day.

NANCY PELOSI,  
Speaker of the House of Representatives.

#### ¶8.2 APPROVAL OF THE JOURNAL

The SPEAKER pro tempore, Mr. LARSON of Connecticut, announced he had examined and approved the Journal of the proceedings of Tuesday, January 16, 2007.

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

#### ¶8.3 COMMUNICATIONS

Executive and other communications, pursuant to clause 8, rule XII, were referred as follows:

275. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Safety Zone; Live Fire Gun Exercise, Lake Erie [CGD09-06-153] (RIN: 1625-AA00) received December 21, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

276. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Safety Zone, Coast Guard Live Fire Exercise, Gulf of Mexico, Clearwater, FL [COTP Sector St. Petersburg, FL 06-199] (RIN: 1625-AA00) received December 21, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

277. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Safety Zone; Sabine-Neches Canal, Sabine River, Orange, TX [COTP Port Arthur-06-006] (RIN: 1625-AA00) received December 21, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

278. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Safety Zone; Algoma Shanty Days, Algoma, Wisconsin [CGD09-06-143] (RIN: 1625-AA00) received December 21, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

279. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Safety Zone: St. Peter's Fiesta Fireworks display, Gloucester, Massachusetts [CGD01-06-071] (RIN: 1625-AA00) received December 21, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

280. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Safety Zone; Sabine-Neches Canal, Miles 284 — 285, Port Arthur, TX [COTP Port Arthur-06-007] (RIN: 1625-AA00) received December 21, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

281. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Safety Zone; Sabine-Neches Canal, Port Arthur, TX [COTP Port Arthur-06-001] (RIN: 1625-AA00) received December 21, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

282. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Safety Zone; Sabine-Neches Canal, Port Arthur, TX [COTP Port Arthur-06-002] (RIN: 1625-AA00) received December 21, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

283. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Safety Zone; Live Fire Gun Exercise, Lake Superior [CGD09-06-158] (RIN: 1625-AA00) received December 21, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

284. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Safety Zone; Live Fire Gun Exercise, Lake Superior [CGD09-06-162] (RIN: 1625-AA00) received December 21, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

285. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Safety Zone; Live Fire Gun Exercise, Lake Ontario [CGD09-06-155] (RIN: 1625-AA00) received December 21, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

286. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Safety Zone: Live-Fire Gun Exercise, Southeast of Ocean City, MD, Atlantic Ocean [COTP Hampton Roads-06-046] (RIN: 1625-AA00) received December 21, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

287. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Safety Zone; Live-Fire Gun Exercises; Bodega Bay, CA [COTP San Francisco Bay 06-035] (RIN: 1625-AA00) received December 21, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

288. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Safety Zone; Live-Fire Gun Exercise, Lake Michigan [CGD09-06-030] (RIN: 1625-AA00) received December 21, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

289. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Safety Zone; Live-Fire Gun Exercise, Lake Michigan [CGD09-06-041] (RIN: 1625-AA00) received December 21, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

290. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Safety Zone; Live Fire Gun Exercises, Lake Huron [CGD09-06-042] (RIN: 1625-AA00) received December 21, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

291. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Safety Zone; Sabine River, Orange, TX [COTP Port Arthur-05-020] (RIN: 1625-AA00) received December 21, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

292. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Safety Zone; GICW MM60 to GICW MM105, Longbeach, MS to Pascagoula, MS [COTP Mobile-005-039] (RIN: 1625-AA00) received December 21, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

293. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Safety Zone; Upper Mississippi River Mile Marker 183.5 to Mile Marker 184.5, St. Louis, MO [COTP St. Louis-05-031] (RIN: 1625-AA00) received December 21, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

294. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Safety Zone; Biloxi Industrial Seaway West of Cowan/Lorraine Bridge; Biloxi, MS [COTP Mobile-05-040] (RIN: 1625-AA00) received December 21, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

295. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Safety Zone; Bayou La Batre Channel, Bayou La Batre, AL [COTP Mobile-05-041] (RIN: 1625-AA00) received December 21, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

296. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Safety Zone; Sabine-Neches Canal, Sabine River, Orange, TX [COTP Port Arthur-05-017] (RIN: 1625-AA00) received December 21, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

297. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Safety Zone; Sabine-Neches Intersection south of the Martin Luther King, Jr. (Gulf Gate) bridge, Port Arthur, TX [COTP Port Arthur-05-014] (RIN: 1625-AA00) received December 21, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

298. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Safety Zone; Sabine Bank Channel, Sabine Pass, TX [COTP Port Arthur-05-015] (RIN: 1625-AA00) received December 21, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

299. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Safety Zone; Ohio River Mile Marker 0.1 to Mile Marker 0.5, Pittsburgh, Pennsylvania [COTP Pittsburgh-05-017] (RIN: 1625-AA00) received December 21, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

300. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Safety Zone; Live Fire Gun Exercise, Atlantic Ocean East of Charleston, S.C. [COTP Charleston 06-062] (RIN: 1625-AA00) received December 21, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

301. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Safety Zone; Live Fire Gun Exercise, Lake Michigan [CGD09-06-043] (RIN: 1625-AA00) received December 21, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

302. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the De-

partment's final rule — Safety Zone; Live Fire Gun Exercise, Lake Ontario [CGD09-06-081] (RIN: 1625-AA00) received December 21, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

303. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Safety Zone; Live Fire Gun Exercise, Lake Huron [CGD09-06-151] (RIN: 1625-AA00) received December 21, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

304. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Safety Zone; Live Fire Gun Exercise, Lake Michigan [CGD09-06-159] (RIN: 1625-AA00) received December 21, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

305. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Safety Zone; Live Fire Gun Exercise, Lake Superior [CGD09-06-160] (RIN: 1625-AA00) received December 21, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

306. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Safety Zone; San Francisco Bay, CA [COTP San Francisco Bay 06-012] (RIN: 1625-AA00) received December 21, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

307. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Safety Zone; Live Fire Gun Exercise, Atlantic Ocean East of Charleston, S.C. [COTP Charleston 06-069] (RIN: 1625-AA00) received December 21, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

308. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Safety Zone; Chocolate Bayou mile 7 to mile 9, Alvin, TX [COTP Houston-Galveston-05-0115] (RIN: 1625-AA00) received December 21, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

309. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Safety Zone; Crystal Bay, Crystal River, FL [COTP St. Petersburg 06-059] (RIN: 1625-AA00) received December 21, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

310. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Safety Zone; Gulf of Mexico, Lat 29-08.15N 093-18.10W [COTP Port Arthur-05-028] (RIN: 1625-AA00) received December 21, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

311. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Safety Zone; Neches River, Beaumont, TX [COTP Port Arthur-05-027] (RIN: 1625-AA00) received December 21, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

312. A letter from the Chief, Regulations and Administrative Law, USCG, Department

of Homeland Security, transmitting the Department's final rule — Safety Zone; Sabine-Neches Canal, Sabine River, Orange, TX [COTP Port Arthur-05-026] (RIN: 1625-AA00) received December 21, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

313. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Safety Zone; Sabine-Neches Canal, Sabine River, Orange, TX [COTP Port Arthur-05-019] (RIN: 1625-AA00) received December 21, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

314. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Safety Zone; Sabine-Neches Canal, Sabine River, Orange, TX [COTP Port Arthur-05-022] (RIN: 1625-AA00) received December 21, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

315. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Safety Zone; GICW mile 155 to mile 160, Santa Rosa Sound to Dauphin Island, AL [COTP Mobile-05-050] (RIN: 1625-AA00) received December 21, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

316. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Safety Zone; Biloxi Industrial Seaway West of Cowan/Lorraine Bridge; Biloxi, MS [COTP Mobile-05-045] (RIN: 1625-AA00) received December 21, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

317. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Safety Zone; Thimble Shoals Channel, Chesapeake Bay, VA [CGD05-06-029] (RIN: 1625-AA00) received December 21, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

#### 18.4 MESSAGE FROM THE SENATE

A message from the Senate by Ms. Curtis, one of its clerks, announced that pursuant to Public Law 106-170, the Chair, on behalf of the Majority Leader, after consultation with the Ranking Member of the Senate Committee on Finance, announces the appointment of the following individual to serve as a member of the Ticket to Work and Work Incentives Advisory Panel:

Mr. David L. Miller of South Dakota. The message also announced that pursuant to sections 42 and 43 of title 20, United States Code, the Chair, on behalf of the Vice President, appoints the Senator from Connecticut [Mr. DODD] as a member of the Board of Regents of the Smithsonian Institution, vice the Senator from Tennessee [Mr. Frist].

The message also announced that pursuant to Public Law 106-398, as amended by Public Law 108-7, in accordance with the qualifications specified under section 1238(b)(3)(E) of Public Law 106-398, and upon the recommendation of the Majority Leader, in consultation with the chairmen of



the Senate Committee on Armed Services and the Senate Committee on Finance, the Chair, on behalf of the President pro tempore, appoints the following individual to the United States-China Economic Security Review Commission:

Mr. Peter Videnieks of Virginia, for a term beginning January 1, 2007 and expiring December 31, 2008, vice Patrick A. Mulloy.

The message also announced that pursuant to Public Law 85-874, as amended, the Chair, on behalf of the President of the Senate, appoints the following individual to the Board of Trustees of the John F. Kennedy Center for the Performing Arts:

The Senator from California [Mrs. FEINSTEIN].

#### §8.5 GRAND VALLEY STATE UNIVERSITY LAKERS

Mr. SCOTT of Virginia, moved to suspend the rules and agree to the following resolution (H. Res. 62):

Whereas on December 16, 2006, the Grand Valley State University Lakers of Allendale, Michigan, won the 2006 National Collegiate Athletic Association (NCAA) Division II Football National Championship by defeating the Northwest Missouri State University Bearcats by a score of 17 to 14, defeating the Bearcats for the second consecutive year in the championship game;

Whereas in the championship game, quarterback Cullen Finnerty completed 15 of 33 passes for 225 yards and rushed for 115 yards on 22 carries for 340 yards of total offense, becoming the first quarterback in the history of the NCAA Division II Football National Championship to pass for more than 200 yards and rush for more than 100 yards, and Bill Brechin made 4 pivotal plays, including 2 first-quarter interceptions that kept the Lakers in the game;

Whereas the Lakers completed the season with a perfect 15-0 winning record, becoming just the second team in NCAA Division II football history to finish the season 15-0;

Whereas the Lakers have won 28 consecutive games, the longest football winning streak in any NCAA division;

Whereas the Lakers also won the NCAA Division II Football National Championship in 2002, 2003, and 2005;

Whereas the American Football Coaches Association named Coach Chuck Martin the NCAA Division II Coach of the Year for the second consecutive year;

Whereas Martin has compiled a 3-year head coaching record of 38-3, including a 10-1 postseason record;

Whereas the Lakers' seniors finish their 4 seasons with a 52-4 record, which makes them the all-time most winning senior class in all of NCAA history;

Whereas 5 Lakers earned Associated Press Little All-American honors, with seniors Finnerty, Eric Fowler, and Mike McFadden earning first-team honors and juniors Brandon Barnes and Brandon Carr earning third-team honors;

Whereas the Lakers dominated the 2006 Daktronics, Inc. Division II All-American Football team by placing 6 players (Fowler, Barnes, McFadden, Finnerty, Carr, and Anthony Adams) on the first team;

Whereas in the 2006 season, Finnerty was selected to 3 All-American teams (the American Football Coaches Association, Daktronics, and the Associated Press) and finished second in the Harlon Hill race, an award given to the top player in Division II football;

Whereas Finnerty closes a college football career with a 51-4 record as a starter, including a record of 14-1 in postseason play, to become the most winning quarterback in NCAA history;

Whereas Finnerty was named the 2006 Great Lakes Intercollegiate Athletic Conference Football Player of the Year, Barnes was named Offensive Lineman of the Year, and McFadden was named the Defensive Lineman of the Year for the second consecutive year;

Whereas McFadden also won the Gene Upshaw Award for the second consecutive year; and

Whereas Grand Valley State University's student athletes have displayed great strength, ability, and perseverance this season and have again made the citizens of the State of Michigan proud: Now, therefore, be it

*Resolved*, That the House of Representatives—

(1) congratulates the Grand Valley State University Lakers for winning the 2006 NCAA Division II Football National Championship; and

(2) recognizes all the players, coaches, and support staff who were instrumental in this achievement.

The SPEAKER pro tempore, Mr. LARSON of Connecticut, recognized Mr. SCOTT of Virginia, and Mr. HOEKSTRA, each for 20 minutes.

After debate,

The question being put, *viva voce*,

Will the House suspend the rules and agree to said resolution?

The SPEAKER pro tempore, Mr. LARSON of Connecticut, announced that two-thirds of the Members present had voted in the affirmative.

Mr. SCOTT of Virginia, demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Mr. LARSON of Connecticut, pursuant to clause 8, rule XX, announced that further proceedings on the question were postponed.

#### §8.6 SMALL BUSINESS ADMINISTRATION

Ms. VELAZQUEZ moved to suspend the rules and pass the bill (H.R. 434) to provide for an additional temporary extension of programs under the Small Business Act and the Small Business Investment Act of 1958 through December 31, 2007, and for other purposes.

The SPEAKER pro tempore, Mr. LARSON of Connecticut, recognized Ms. VELAZQUEZ and Mr. CHABOT, each for 20 minutes.

After debate,

The question being put, *viva voce*,

Will the House suspend the rules and pass said bill?

The SPEAKER pro tempore, Mr. LARSON of Connecticut, announced that two-thirds of the Members present had voted in the affirmative.

Ms. VELAZQUEZ demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Mr. LARSON of Connecticut, pursuant to clause 8, rule XX, announced that further proceedings on the question were postponed.

#### §8.7 MUHAMMAD ALI'S 65TH BIRTHDAY

Mr. DAVIS of Illinois, moved to suspend the rules and agree to the following resolution (H. Res. 58):

Whereas Muhammad Ali is a retired American boxer;

Whereas Ali was born in Louisville, Kentucky, on January 17, 1942, and was named Cassius Marcellus Clay, Jr. after his father, Cassius Marcellus Clay, Sr., (who was named for the 19th century abolitionist and politician Cassius Clay);

Whereas Ali later changed his name after joining the Nation of Islam and subsequently converted to Sunni Islam in 1975;

Whereas in 1999, Ali was crowned "Sportsman of the Century" by Sports Illustrated, won the World Heavyweight Boxing championship 3 times, and won the North American Boxing Federation championship and an Olympic gold medal;

Whereas on September 13, 1999, Ali was named "Kentucky Athlete of the Century" by the Kentucky Athletic Hall of Fame in ceremonies at the Galt House East;

Whereas Ali received the Presidential Medal of Freedom at a White House ceremony on November 9, 2005, and the prestigious "Otto Hahn peace medal in Gold" of the United Nations Association of Germany in Berlin on December 17, 2005, for his work with the United States civil rights movement and the United Nations;

Whereas since he retired from boxing, Ali has devoted himself to humanitarian endeavors around the globe;

Whereas Ali is a devout Sunni Muslim and travels the world over, working for hunger and poverty relief, supporting education efforts of all kinds, promoting adoption, and encouraging people to respect and better understand one another;

Whereas it is estimated that Ali has helped to provide more than 22,000,000 meals to feed the hungry and travels, on average, more than 200 days per year;

Whereas through his perseverance and the support of thousands Ali has continued his legacy of humanity through the establishment of the Muhammad Ali Center in his hometown of Louisville, Kentucky;

Whereas on November 19, 2005, Ali's 19th wedding anniversary, the \$60,000,000 non-profit Muhammad Ali Center opened in downtown Louisville, Kentucky, displaying his boxing memorabilia, the center focuses on core themes of peace, social responsibility, respect, and personal growth;

Whereas the Ali Center is much more than a place that tells the story of one man's journey, the Ali Center reaches beyond its physical walls to fulfill its mission: to preserve and share the legacy and ideals of Muhammad Ali, to promote respect, hope, and understanding, and to inspire adults and children everywhere to be as great as they can be;

Whereas the onsite visitor experience incorporates as organizing elements, 6 prevailing core values of Ali's life: respect, confidence, conviction, dedication, giving, and spirituality;

Whereas these theme-based pavilions all feature dramatic media presentations and interactive exhibits that help illustrate the "hows" of Ali's life: how he found the courage, the dedication, and the discipline to become who he is today, how he found the conviction to stand up for what he believed, and how he turned his passion for excellence in the ring to a passion for peace on the world stage;

Whereas like Muhammad Ali himself, the Muhammad Ali Center focuses on what brings individuals together, not what sets them apart and is a "global gathering place" where people can come—both online and in

person—to learn, share, celebrate our commonalities as human beings, and formulate ways of advancing humanity today and in the future;

Whereas the Muhammad Ali Center's educational goals include various delivery methods and incorporate a wide range of topics, from respect, diversity, and personal discovery to empowerment and conflict resolution; and

Whereas ultimately, the Muhammad Ali Center's goal is to make a profoundly significant contribution to the global society: Now, therefore, be it

*Resolved*, That the House of Representatives honors Muhammad Ali, global humanitarian, on the occasion of his 65th birthday and extends best wishes to him and his family.

The SPEAKER pro tempore, Mr. LARSON of Connecticut, recognized Mr. DAVIS of Illinois, and Ms. FOXX, each for 20 minutes.

After debate,  
The question being put, *viva voce*,  
Will the House suspend the rules and agree to said resolution?

The SPEAKER pro tempore, Mr. LARSON of Connecticut, announced that two-thirds of the Members present had voted in the affirmative.

Mr. DAVIS of Illinois, demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Mr. LARSON of Connecticut, pursuant to clause 8, rule XX, announced that further proceedings on the question were postponed.

¶8.8 VIRGIN ISLANDS' PROPERTY TAXES

Mrs. CHRISTENSEN moved to suspend the rules and pass the bill (H.R. 57) to repeal certain sections of the Act of May 26, 1936, pertaining to the Virgin Islands.

The SPEAKER pro tempore, Mr. LARSON of Connecticut, recognized Mrs. CHRISTENSEN and Mr. FORTUNO, each for 20 minutes.

After debate,  
The question being put, *viva voce*,  
Will the House suspend the rules and pass said bill?

The SPEAKER pro tempore, Mr. LARSON of Connecticut, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill was passed was, by unanimous consent, laid on the table.

*Ordered*, That the Clerk request the concurrence of the Senate in said bill.

¶8.9 PROVIDING FOR CONSIDERATION OF H.R. 5

Ms. MATSUI, by direction of the Committee on Rules, called up the following resolution (H. Res. 65):

*Resolved*, That upon the adoption of this resolution it shall be in order to consider in the House the bill (H.R. 5) to amend the Higher Education Act of 1965 to reduce interest rates for student borrowers. All points of

order against the bill and against its consideration are waived except those arising under clauses 9 or 10 of rule XXI. The bill shall be considered as read. The previous question shall be considered as ordered on the bill to final passage without intervening motion except: (1) three hours of debate equally divided and controlled by the chairman and ranking minority member of the Committee on Education and Labor; and (2) one motion to recommit.

SEC. 2. During consideration of H.R. 5 pursuant to this resolution, notwithstanding the operation of the previous question, the Chair may postpone further consideration of the bill to a time designated by the Speaker.

When said resolution was considered. After debate,  
Ms. MATSUI moved the previous question on the resolution to its adoption or rejection.

The question being put, *viva voce*,  
Will the House now order the previous question?

The SPEAKER pro tempore, Mr. LARSON of Connecticut, announced that the yeas had it.

Mr. SESSIONS demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Mr. LARSON of Connecticut, pursuant to clause 8, rule XX, announced that further proceedings on the question were postponed.

¶8.10 H. CON. RES. 31—UNFINISHED BUSINESS

The SPEAKER pro tempore, Mr. LARSON of Connecticut, pursuant to clause 8, rule XX, announced the unfinished business to be the motion to suspend the rules and agree to the concurrent resolution (H. Con. Res. 31) honoring the Mare Island Original 21ers for their efforts to remedy racial discrimination in employment at Mare Island Naval Shipyard.

The question being put,  
Will the House suspend the rules and agree to said concurrent resolution?

The vote was taken by electronic device.

It was decided in the { Yeas ..... 416  
affirmative ..... } Nays ..... 0

¶8.11 [Roll No. 27] YEAS—416

Abercrombie	Bilirakis	Butterfield
Ackerman	Bishop (GA)	Camp (MI)
Akin	Bishop (NY)	Campbell (CA)
Alexander	Bishop (UT)	Cannon
Allen	Blackburn	Cantor
Altmire	Blumenauer	Capito
Andrews	Blunt	Capps
Arcuri	Boehner	Capuano
Baca	Bonner	Cardoza
Bachmann	Bono	Carnahan
Bachus	Boozman	Carney
Baird	Boswell	Carson
Baker	Boucher	Carter
Baldwin	Boustany	Castle
Barrett (SC)	Boyd (FL)	Castor
Barrow	Boyd (KS)	Chabot
Bartlett (MD)	Brady (PA)	Chandler
Barton (TX)	Brady (TX)	Clarke
Bean	Braley (IA)	Clay
Becerra	Brown (SC)	Cleaver
Berkley	Brown, Corrine	Clyburn
Berman	Brown-Waite,	Coble
Berry	Ginny	Cohen
Biggett	Buchanan	Cole (OK)
Bilbray	Burgess	Conaway

Conyers	Holden	Mollohan
Cooper	Holt	Moore (KS)
Costa	Honda	Moore (WI)
Costello	Hooley	Moran (KS)
Courtney	Hulshof	Moran (VA)
Cramer	Hunter	Murphy (CT)
Crenshaw	Inglis (SC)	Murphy, Patrick
Crowley	Inslee	Murphy, Tim
Cubin	Israel	Murtha
Cuellar	Issa	Musgrave
Culberson	Jackson (IL)	Myrick
Davis (AL)	Jackson-Lee	Nadler
Davis (CA)	(TX)	Napolitano
Davis (IL)	Jefferson	Neal (MA)
Davis (KY)	Jindal	Neugebauer
Davis, David	Johnson (GA)	Nunes
Davis, Jo Ann	Johnson (IL)	Oberstar
Davis, Lincoln	Johnson, E. B.	Olver
Davis, Tom	Jones (NC)	Ortiz
Deal (GA)	Jones (OH)	Pallone
DeFazio	Jordan	Pascrell
DeGette	Kagen	Pastor
Delahunt	Kanjorski	Paul
DeLauro	Kaptur	Payne
Dent	Keller	Pearce
Diaz-Balart, L.	Kennedy	Pence
Diaz-Balart, M.	Kildee	Perlmutter
Dicks	Kilpatrick	Peterson (MN)
Dingell	Kind	Peterson (PA)
Doggett	King (IA)	Petri
Donnelly	King (NY)	Pickering
Doolittle	Kingston	Pitts
Doyle	Kirk	Platts
Drake	Klein (FL)	Poe
Dreier	Kline (MN)	Pomeroy
Duncan	Knollenberg	Porter
Edwards	Kucinich	Price (GA)
Ehlers	Kuhl (NY)	Price (NC)
Ellison	LaHood	Price (OH)
Ellsworth	Lamborn	Putnam
Emanuel	Lampson	Radanovich
Emerson	Langevin	Rahall
Engel	Lantos	Ramstad
English (PA)	Larsen (WA)	Rangel
Eshoo	Larson (CT)	Regula
Etheridge	Latham	Rehberg
Everett	LaTourette	Reichert
Fallin	Lee	Renzi
Farr	Levin	Reyes
Fattah	Lewis (CA)	Reynolds
Feeney	Lewis (GA)	Rodriguez
Ferguson	Lewis (KY)	Rogers (AL)
Filner	Linder	Rogers (KY)
Flake	Lipinski	Rogers (MI)
Forbes	LoBiondo	Rohrabacher
Fortenberry	Loebsack	Ros-Lehtinen
Fossella	Lofgren, Zoe	Roskam
Foxx	Lowe	Ross
Frank (MA)	Lungren, Daniel	Rothman
Franks (AZ)	E.	Roybal-Allard
Frelinghuysen	Lynch	Royce
Galleghy	Mack	Rush
Garrett (NJ)	Mahoney (FL)	Ryan (OH)
Gerlach	Maloney (NY)	Ryan (WI)
Giffords	Manzullo	Salazar
Gilchrest	Marchant	Sali
Gillibrand	Markey	Sánchez, Linda
Gillmor	Marshall	T.
Gingrey	Matheson	Sanchez, Loretta
Gohmert	Matsui	Saxton
Gonzalez	McCarthy (CA)	Schakowsky
Goode	McCarthy (NY)	Schiff
Goodlatte	McCaul (TX)	Schmidt
Gordon	McCollum (MN)	Schwartz
Granger	McCotter	Scott (GA)
Graves	McCrary	Scott (VA)
Green, Al	McDermott	Sensenbrenner
Green, Gene	McGovern	Serrano
Grijalva	McHenry	Sessions
Gutierrez	McHugh	Sestak
Hall (NY)	McIntyre	Shadegg
Hall (TX)	McKeon	Sha's
Hare	McMorris	Shea-Porter
Harman	Rodgers	Sherman
Hastert	McNerney	Shimkus
Hastings (FL)	McNulty	Shuler
Hastings (WA)	Meehan	Shuster
Hayes	Meek (FL)	Simpson
Heller	Meeke (NY)	Sires
Hensarling	Melancon	Skelton
Herger	Mica	Slaughter
Herseth	Michaud	Smith (NE)
Higgins	Millender-	Smith (NJ)
Hill	McDonald	Smith (TX)
Hinchee	Miller (FL)	Smith (WA)
Hinojosa	Miller (MI)	Snyder
Hirono	Miller (NC)	Soils
Hobson	Miller, Gary	Souder
Hodes	Miller, George	Space
Hoekstra	Mitchell	Spratt

Stark	Turner	Waxman	Davis, David	Johnson (IL)	Oberstar	Udall (NM)	Waters	Wilson (OH)
Stearns	Udall (CO)	Welch (VT)	Davis, Jo Ann	Johnson, E. B.	Olver	Upton	Watson	Wilson (SC)
Stupak	Udall (NM)	Weldon (FL)	Davis, Lincoln	Jones (NC)	Ortiz	Velázquez	Watt	Wolf
Sutton	Upton	Weller	Davis, Tom	Jones (OH)	Pallone	Visclosky	Waxman	Woolsey
Tancred	Velázquez	Westmoreland	Deal (GA)	Jordan	Pascrell	Walberg	Welch (VT)	Wu
Tanner	Visclosky	Wexler	DeFazio	Kagen	Pastor	Walden (OR)	Weldon (FL)	Yarmuth
Tauscher	Walberg	Wicker	DeGette	Kanjorski	Payne	Walsh (NY)	Weller	Young (AK)
Taylor	Walden (OR)	Wilson (NM)	Delahunt	Kaptur	Pearce	Walz (MN)	Westmoreland	Young (FL)
Terry	Walsh (NY)	Wilson (OH)	DeLauro	Keller	Pence	Wamp	Wexler	
Thompson (CA)	Walz (MN)	Wilson (SC)	Dent	Kennedy	Perlmutter	Wasserman	Wicker	
Thompson (MS)	Wamp	Wolf	Diaz-Balart, L.	Kildee	Peterson (MN)	Schultz	Wilson (NM)	
Thornberry	Wasserman	Woolsey	Diaz-Balart, M.	Kilpatrick	Peterson (PA)			
Tiahrt	Wu		Dicks	Kind	Petri			
Tiberi	Waters	Yarmuth	Dingell	King (IA)	Pickering	Flake	Paul	
Tierney	Watson	Young (AK)	Doggett	King (NY)	Pitts			
Towns	Watt	Young (FL)	Donnelly	Kingston	Platts			

NOT VOTING—18

Aderholt	Hoyer	Sarbanes
Boren	Johnson, Sam	Sullivan
Burton (IN)	Lucas	Van Hollen
Buyer	Norwood	Weiner
Calvert	Obey	Whitfield
Cummings	Ruppersberger	Wynn

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said concurrent resolution was agreed to.

A motion to reconsider the vote whereby the rules were suspended and said concurrent resolution was agreed to was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said concurrent resolution.

¶8.12 H.R. 434—UNFINISHED BUSINESS

The SPEAKER pro tempore, Mr. LARSON of Connecticut, pursuant to clause 8, rule XX, announced the further unfinished business to be the motion to suspend the rules and pass the bill (H.R. 434) to provide for an additional temporary extension of programs under the Small Business Act and the Small Business Investment Act of 1958 through December 31, 2007, and for other purposes.

The question being put, Will the House suspend the rules and pass said bill?

The vote was taken by electronic device.

It was decided in the { Yeas ..... 413  
affirmative ..... Nays ..... 2

¶8.13 [Roll No. 28]

YEAS—413

Abercrombie	Blumenauer	Carney
Ackerman	Blunt	Carson
Akin	Boehner	Carter
Alexander	Bonner	Castle
Allen	Bono	Castor
Altmire	Boozman	Chabot
Andrews	Boswell	Chandler
Arcuri	Boucher	Clarke
Baca	Boustany	Clay
Bachmann	Boyd (FL)	Cleaver
Bachus	Boyd (KS)	Clyburn
Baird	Brady (PA)	Coble
Baker	Brady (TX)	Cohen
Baldwin	Braley (IA)	Cole (OK)
Barrett (SC)	Brown (SC)	Conaway
Barrow	Brown, Corrine	Conyers
Bartlett (MD)	Brown-Waite,	Cooper
Barton (TX)	Ginny	Costa
Bean	Buchanan	Costello
Becerra	Burgess	Courtney
Berkley	Butterfield	Cramer
Berman	Camp (MI)	Crenshaw
Berry	Campbell (CA)	Crowley
Biggert	Cannon	Cubin
Bilbray	Cantor	Cuellar
Bilirakis	Capito	Culberson
Bishop (GA)	Capps	Davis (AL)
Bishop (NY)	Capuano	Davis (CA)
Bishop (UT)	Cardoza	Davis (IL)
Blackburn	Carnahan	Davis (KY)

Davis, David	Johnson (IL)	Oberstar
Davis, Jo Ann	Johnson, E. B.	Olver
Davis, Lincoln	Jones (NC)	Ortiz
Davis, Tom	Jones (OH)	Pallone
Deal (GA)	Jordan	Pascrell
DeFazio	Kagen	Pastor
DeGette	Kanjorski	Payne
Delahunt	Kaptur	Pearce
DeLauro	Keller	Pence
Dent	Kennedy	Perlmutter
Diaz-Balart, L.	Kildee	Peterson (MN)
Diaz-Balart, M.	Kilpatrick	Peterson (PA)
Dicks	Kind	Petri
Dingell	King (IA)	Pickering
Doggett	King (NY)	Pitts
Donnelly	Kingston	Platts
Doolittle	Kirk	Poe
Doyle	Klein (FL)	Pomeroy
Drake	Kline (MN)	Porter
Dreier	Knollenberg	Price (GA)
Duncan	Kucinich	Price (NC)
Edwards	Kuhl (NY)	Pryce (OH)
Ehlers	LaHood	Putnam
Ellison	Lamborn	Rahall
Ellsworth	Lampson	Ramstad
Emanuel	Langevin	Rangel
Emerson	Lantos	Regula
Engel	Larsen (WA)	Rehberg
English (PA)	Larson (CT)	Reichert
Eshoo	Latham	Renzi
Etheridge	LaTourette	Reyes
Everett	Lee	Reynolds
Fallin	Levin	Rodriguez
Farr	Lewis (CA)	Rogers (AL)
Fattah	Lewis (GA)	Rogers (KY)
Feeney	Lewis (KY)	Rogers (MI)
Ferguson	Linder	Rohrabacher
Filner	Lipinski	Ros-Lehtinen
Forbes	LoBiondo	Roskam
Fortenberry	Loeb	Ross
Fossella	Loeb	Rothman
Fox	Lofgren, Zoe	Roybal-Allard
Frank (MA)	Lofgren, Daniel	Royce
Franks (AZ)	E.	Rush
Frelinghuysen	Lynch	Ryan (OH)
Gallegly	Mack	Ryan (WI)
Garrett (NJ)	Mahoney (FL)	Salazar
Gerlach	Maloney (NY)	Sali
Giffords	Manzullo	Sánchez, Linda
Gilchrest	Marchant	T.
Gillibrand	Markey	Sanchez, Loretta
Gillmor	Marshall	Saxton
Gingrey	Matheson	Schakowsky
Gohmert	Matsui	Schiff
Gonzalez	McCarthy (CA)	Schmidt
Goode	McCarthy (NY)	Schwartz
Goodlatte	McCaul (TX)	Scott (GA)
Gordon	McCollum (MN)	Scott (VA)
Granger	McCotter	Sensenbrenner
Graves	McCrery	Serrano
Green, Al	McDermott	Sessions
Green, Gene	McGovern	Sestak
Grijalva	McHenry	Shadegg
Gutierrez	McHugh	Shays
Hall (NY)	McIntyre	Shea-Porter
Hall (TX)	McKeon	Sherman
Hare	McMorris	Shimkus
Harman	Rodgers	Shuler
Hastert	McNerney	Shuster
Hastings (FL)	McNulty	Simpson
Hastings (WA)	Meehan	Sires
Hayes	Meek (FL)	Skelton
Heller	Meeke (NY)	Slaughter
Hensarling	Melancon	Smith (NE)
Hergert	Mica	Smith (NJ)
Herseth	Michaud	Smith (TX)
Higgins	Millender-	Smith (WA)
Hill	McDonald	Snyder
Hinche	Miller (FL)	Solis
Hinojosa	Miller (MI)	Souder
Hirono	Miller (NC)	Space
Hobson	Miller, Gary	Spratt
Hodes	Miller, George	Stark
Hoekstra	Mitchell	Stearns
Holden	Mollohan	Stupak
Holt	Moore (KS)	Sutton
Honda	Moore (WI)	Tancred
Hooley	Moran (KS)	Tanner
Hulshof	Moran (VA)	Tauscher
Hunter	Murphy (CT)	Taylor
Inglis (SC)	Murphy, Patrick	Terry
Inslee	Murphy, Tim	Thompson (CA)
Israel	Murtha	Thompson (MS)
Issa	Musgrave	Thornberry
Jackson (IL)	Myrick	Tiahrt
Jackson-Lee	Nadler	Tiberi
(TX)	Napolitano	Tierney
Jefferson	Neal (MA)	Towns
Jindal	Neugebauer	Turner
Johnson (GA)	Nunes	Udall (CO)

NAYS—2

NOT VOTING—19

Aderholt	Johnson, Sam	Sullivan
Boren	Lucas	Van Hollen
Burton (IN)	Norwood	Weiner
Buyer	Obey	Whitfield
Calvert	Radanovich	Wynn
Cummings	Ruppersberger	
Hoyer	Sarbanes	

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said bill.

¶8.14 H. RES. 65—UNFINISHED BUSINESS

The SPEAKER pro tempore, Mr. DELAURO, pursuant to clause 8, rule XX, announced the further unfinished business to be the question on ordering the previous question on the resolution (H. Res. 65) providing for the consideration of the bill (H.R. 5) to amend the Higher Education Act of 1965 to reduce interest rates for student borrowers.

The question being put, Will the House now order the previous question?

The vote was taken by electronic device.

It was decided in the { Yeas ..... 225  
affirmative ..... Nays ..... 191

¶8.15 [Roll No. 29]

YEAS—225

Abercrombie	Cleaver	Gillibrand
Ackerman	Clyburn	Gonzalez
Allen	Cohen	Gordon
Altmire	Conyers	Green, Al
Andrews	Cooper	Green, Gene
Arcuri	Costa	Grijalva
Baca	Costello	Gutierrez
Baird	Courtney	Hall (NY)
Baldwin	Cramer	Hare
Barrow	Crowley	Harman
Bean	Cuellar	Hastings (FL)
Becerra	Davis (AL)	Herseth
Berkley	Davis (CA)	Higgins
Berman	Davis (IL)	Hill
Berry	Davis, Lincoln	Hinche
Capuano	DeFazio	Hinojosa
Cardoza	DeGette	Hirono
Carnahan	Delahunt	Hodes
Carnahan	Boswell	Holden
Carson	Dicks	Holt
Castor	Dingell	Honda
Chandler	Doggett	Hooley
Clarke	Donnelly	Inlee
Clay	Doyle	Israel
	Edwards	Jackson (IL)
	Ellison	Jackson-Lee
	Ellsworth	(TX)
	Emanuel	Jefferson
	Engel	Johnson (GA)
	Eshoo	Johnson (IL)
	Etheridge	Johnson, E. B.
	Farr	Jones (OH)
	Fattah	Kagen
	Filner	Kanjorski
	Frank (MA)	Kaptur
	Giffords	Kennedy

Kildee  
Kilpatrick  
Kind  
Klein (FL)  
Kucinich  
Lampson  
Langevin  
Lantos  
Larsen (WA)  
Larson (CT)  
Lee  
Levin  
Lewis (GA)  
Lipinski  
Loeb sack  
Lofgren, Zoe  
Lowey  
Lynch  
Mahoney (FL)  
Maloney (NY)  
Markey  
Marshall  
Matheson  
Matsui  
McCarthy (NY)  
McCollum (MN)  
McDermott  
McGovern  
McIntyre  
McNerney  
McNulty  
Meehan  
Meek (FL)  
Meeks (NY)  
Melancon  
Michaud  
Millender-  
McDonald  
Miller (NC)  
Miller, George  
Mitchell

Mollohan  
Moore (KS)  
Moore (WI)  
Moran (VA)  
Murphy (CT)  
Murphy, Patrick  
Murtha  
Nadler  
Napolitano  
Neal (MA)  
Oberstar  
Oliver  
Ortiz  
Pallone  
Pascrell  
Pastor  
Payne  
Perlmutter  
Peterson (MN)  
Pomeroy  
Price (NC)  
Rahall  
Rangel  
Reyes  
Rodriguez  
Ross  
Rothman  
Roybal-Allard  
Rush  
Ryan (OH)  
Salazar  
Sanchez, Linda  
T.  
Sanchez, Loretta  
Schakowsky  
Schiff  
Schwartz  
Scott (GA)  
Scott (VA)  
Serrano  
Sestak

Shea-Porter  
Sherman  
Shuler  
Sires  
Skelton  
Slaughter  
Smith (WA)  
Snyder  
Solis  
Space  
Spratt  
Stark  
Stupak  
Sutton  
Tanner  
Tauscher  
Taylor  
Thompson (CA)  
Thompson (MS)  
Tierney  
Towns  
Udall (CO)  
Udall (NM)  
Velázquez  
Visclosky  
Walz (MN)  
Wasserman  
Schultz  
Waters  
Watson  
Watt  
Waxman  
Weiner  
Welch (VT)  
Wexler  
Wilson (OH)  
Woolsey  
Wu  
Yarmuth

NAYS—191

Akin  
Alexander  
Bachmann  
Bachus  
Baker  
Barrett (SC)  
Bartlett (MD)  
Barton (TX)  
Biggert  
Bilbray  
Bilirakis  
Bishop (UT)  
Blackburn  
Blunt  
Boehner  
Bonner  
Bono  
Boozman  
Boustany  
Brady (TX)  
Brown (SC)  
Brown-Waite,  
Ginny  
Buchanan  
Burgess  
Camp (MI)  
Campbell (CA)  
Cannon  
Cantor  
Capito  
Carter  
Castle  
Chabot  
Coble  
Cole (OK)  
Conaway  
Crenshaw  
Cubin  
Culberson  
Davis (KY)  
Davis, David  
Davis, Jo Ann  
Davis, Tom  
Deal (GA)  
Dent  
Diaz-Balart, L.  
Diaz-Balart, M.  
Doolittle  
Drake  
Dreier  
Duncan  
Ehlers  
Emerson  
English (PA)  
Everett  
Fallin  
Feeney

Ferguson  
Flake  
Forbes  
Fortenberry  
Fossella  
Foxo  
Franks (AZ)  
Frelinghuysen  
Gallegly  
Garrett (NJ)  
Gerlach  
Gilchrest  
Gillmor  
Gingrey  
Gohmert  
Goode  
Granger  
Graves  
Hall (TX)  
Hastert  
Hastings (WA)  
Hayes  
Heller  
Hensarling  
Hobson  
Hoekstra  
Hulshof  
Hunter  
Inglis (SC)  
Issa  
Jindal  
Jones (NC)  
Jordan  
Keller  
King (IA)  
King (NY)  
Kingston  
Kirk  
Kline (MN)  
Knollenberg  
Kuhl (NY)  
LaHood  
Lamborn  
Latham  
LaTourette  
Lewis (CA)  
Lewis (KY)  
Linder  
LoBiondo  
Lungren, Daniel  
E.  
Mack  
Manzullo  
Marchant  
McCarthy (CA)  
McCaul (TX)

McCotter  
McCrery  
McHenry  
McHugh  
McKeon  
McMorris  
Rodgers  
Mica  
Miller (FL)  
Miller (MI)  
Miller, Gary  
Moran (KS)  
Murphy, Tim  
Musgrave  
Myrick  
Neugebauer  
Nunes  
Paul  
Pearce  
Pence  
Peterson (PA)  
Petri  
Pickering  
Pitts  
Platts  
Poe  
Porter  
Price (GA)  
Pryce (OH)  
Putnam  
Radanovich  
Ramstad  
Regula  
Rehberg  
Reichert  
Renzi  
Reynolds  
Rogers (AL)  
Rogers (KY)  
Rogers (MI)  
Rohrabacher  
Ros-Lehtinen  
Roskam  
Royce  
Ryan (WI)  
Sali  
Saxton  
Schmidt  
Sensenbrenner  
Sessions  
Shadegg  
Shays  
Shimkus  
Shuster  
Simpson  
Smith (NE)  
Smith (NJ)

Smith (TX)  
Souder  
Stearns  
Tancredo  
Terry  
Thornberry  
Tiahrt  
Tiberi

Turner  
Upton  
Walberg  
Walden (OR)  
Walsh (NY)  
Wamp  
Weldon (FL)  
Weller

Westmoreland  
Wicker  
Wilson (NM)  
Wilson (SC)  
Wolf  
Young (AK)  
Young (FL)

NOT VOTING—18

Aderholt  
Boren  
Burton (IN)  
Buyer  
Calvert  
Cummings

Herger  
Hoyer  
Johnson, Sam  
Lucas  
Norwood  
Obey

Ruppersberger  
Sarbanes  
Sullivan  
Van Hollen  
Whitfield  
Wynn

So the previous question on the resolution was ordered.

The question being put, viva voce, Will the House agree to said resolution?

The SPEAKER pro tempore, Ms. DELAURO, announced that the yeas had it.

Mr. SESSIONS demanded a recorded vote on agreeing to said resolution, which demand was supported by one-fifth of a quorum, so a recorded vote was ordered.

The vote was taken by electronic device.

It was decided in the affirmative { Yeas ..... 223 Nays ..... 190

8.16

[Roll No. 30]

AYES—223

Abercrombie  
Ackerman  
Allen  
Altmire  
Andrews  
Arcuri  
Baca  
Baird  
Baldwin  
Barrow  
Bean  
Becerra  
Berkley  
Berman  
Berry  
Bishop (GA)  
Bishop (NY)  
Blumenauer  
Gordon  
Green, Al  
Green, Gene  
Boyd (FL)  
Boyd (KS)  
Brady (PA)  
Braley (IA)  
Brown, Corrine  
Butterfield  
Capps  
Capuano  
Cardoza  
Carnahan  
Carney  
Carson  
Castor  
Chandler  
Clarke  
Clay  
Clever  
Clyburn  
Cohen  
Conyers  
Cooper  
Costa  
Costello  
Courtney  
Cramer  
Crowley  
Cuellar  
Davis (AL)  
Davis (CA)  
Davis (IL)  
Davis, Lincoln  
DeFazio  
DeGette  
Delahunt  
DeLauro  
Dicks  
Dingell

Doggett  
Donnelly  
Doyle  
Edwards  
Ellison  
Ellsworth  
Emanuel  
Engel  
Eshoo  
Etheridge  
Farr  
Fattah  
Filner  
Frank (MA)  
Giffords  
Gillibrand  
Gonzalez  
Gordon  
Green, Al  
Green, Gene  
Grijalva  
Gutierrez  
Hall (NY)  
Hare  
Harman  
Hastings (FL)  
Hersteth  
Higgins  
Hill  
Hinchev  
Hinojosa  
Hirono  
Hodes  
Holden  
Holt  
Honda  
Hooley  
Insole  
Israel  
Jackson (IL)  
Jackson-Lee  
(TX)  
Jefferson  
Johnson (GA)  
Johnson, E. B.  
Jones (OH)  
Kagen  
Kanjorski  
Kaptur  
Kennedy  
Kildee  
Kilpatrick  
Kind  
Klein (FL)  
Kucinich  
Lampson  
Langevin

Lantos  
Larsen (WA)  
Larson (CT)  
Lee  
Levin  
Lewis (GA)  
Lipinski  
Loeb sack  
Lofgren, Zoe  
Lowey  
Lynch  
Mahoney (FL)  
Maloney (NY)  
Markey  
Marshall  
Matheson  
Matsui  
McCarthy (NY)  
McCollum (MN)  
McDermott  
McGovern  
McIntyre  
McNerney  
McNulty  
Meehan  
Meek (FL)  
Meeks (NY)  
Melancon  
Michaud  
Millender-  
McDonald  
Miller (NC)  
Miller, George  
Mitchell  
Mollohan  
Moore (KS)  
Moore (WI)  
Moran (VA)  
Murphy (CT)  
Murphy, Patrick  
Murtha  
Nadler  
Napolitano  
Neal (MA)  
Oberstar  
Oliver  
Ortiz  
Pallone  
Pascrell  
Pastor  
Payne  
Perlmutter  
Peterson (MN)  
Pomeroy  
Price (NC)  
Rahall  
Rangel

Reyes  
Rodriguez  
Ross  
Rothman  
Roybal-Allard  
Rush  
Ryan (OH)  
Salazar  
Sanchez, Linda  
T.  
Sanchez, Loretta  
Schakowsky  
Schiff  
Schwartz  
Scott (GA)  
Scott (VA)  
Serrano  
Sestak  
Shea-Porter

Sherman  
Shuler  
Sires  
Skelton  
Slaughter  
Smith (WA)  
Snyder  
Solis  
Space  
Spratt  
Stark  
Stupak  
Sutton  
Tanner  
Tauscher  
Taylor  
Thompson (CA)  
Thompson (MS)  
Tierney

Towns  
Udall (CO)  
Udall (NM)  
Velázquez  
Visclosky  
Walz (MN)  
Wasserman  
Schultz  
Waters  
Watson  
Watt  
Waxman  
Weiner  
Welch (VT)  
Wexler  
Wilson (OH)  
Wu  
Yarmuth

NOES—190

Akin  
Alexander  
Bachus  
Baker  
Barrett (SC)  
Bartlett (MD)  
Barton (TX)  
Biggert  
Bilbray  
Bilirakis  
Bishop (UT)  
Blackburn  
Blunt  
Boehner  
Bonner  
Bono  
Boozman  
Boustany  
Brady (TX)  
Brown (SC)  
Brown-Waite,  
Ginny  
Buchanan  
Burgess  
Camp (MI)  
Campbell (CA)  
Cannon  
Cantor  
Capito  
Carter  
Castle  
Chabot  
Coble  
Conaway  
Crenshaw  
Cubin  
Culberson  
Davis (KY)  
Davis, David  
Davis, Jo Ann  
Davis, Tom  
Deal (GA)  
Dent  
Diaz-Balart, L.  
Diaz-Balart, M.  
Doolittle  
Drake  
Dreier  
Duncan  
Ehlers  
Emerson  
English (PA)  
Everett  
Fallin  
Feeney  
Ferguson  
Flake  
Forbes  
Fortenberry  
Fossella  
Foxy  
Franks (AZ)  
Frelinghuysen  
Galegely  
Garrett (NJ)

Gerlach  
Gilchrest  
Gillmor  
Gingrey  
Gohmert  
Goode  
Goodlatte  
Granger  
Graves  
Hall (TX)  
Hastert  
Hastings (WA)  
Hayes  
Heller  
Hensarling  
Herger  
Hobson  
Hoekstra  
Hulshof  
Hunter  
Inglis (SC)  
Issa  
Jindal  
Johnson (IL)  
Jones (NC)  
Jordan  
Keller  
King (NY)  
Kingston  
Kirk  
Kline (MN)  
Knollenberg  
Kuhl (NY)  
LaHood  
Lamborn  
Latham  
LaTourette  
Lewis (CA)  
Lewis (KY)  
Linder  
LoBiondo  
Lungren, Daniel  
E.  
Mack  
Manzullo  
Marchant  
McCarthy (CA)  
McCaul (TX)  
McCotter  
McCrery  
McHenry  
McHugh  
McKeon  
McMorris  
Rodgers  
Mica  
Miller (FL)  
Miller (MI)  
Miller, Gary  
Moran (KS)  
Murphy, Tim  
Musgrave  
Myrick  
Neugebauer  
Nunes

Paul  
Pearce  
Pence  
Peterson (PA)  
Petri  
Pickering  
Pitts  
Platts  
Poe  
Porter  
Price (GA)  
Pryce (OH)  
Putnam  
Radanovich  
Ramstad  
Regula  
Rehberg  
Reichert  
Renzi  
Reynolds  
Rogers (AL)  
Rogers (KY)  
Rogers (MI)  
Rohrabacher  
Ros-Lehtinen  
Roskam  
Royce  
Ryan (WI)  
Sali  
Saxton  
Schmidt  
Sensenbrenner  
Sessions  
Shadegg  
Shays  
Shimkus  
Shuster  
Simpson  
Smith (NE)  
Smith (NJ)  
Smith (TX)  
Souder  
Stearns  
Tancredo  
Terry  
Thornberry  
Tiahrt  
Tiberi  
Turner  
Upton  
Walberg  
Walden (OR)  
Walsh (NY)  
Wamp  
Weldon (FL)  
Weller  
Westmoreland  
Wicker  
Wilson (NM)  
Wilson (SC)  
Wolf  
Young (AK)  
Young (FL)

NOT VOTING—21

Aderholt  
Bachmann  
Boren  
Burton (IN)  
Buyer  
Calvert  
Cole (OK)  
Cummings  
Hoyer  
Johnson, Sam  
King (IA)  
Lucas  
Norwood  
Obey  
Ruppersberger  
Sarbanes  
Sullivan  
Van Hollen  
Whitfield  
Woolsey  
Wynn

So the resolution was agreed to. A motion to reconsider the vote whereby said resolution was agreed to

was, by unanimous consent, laid on the table.

§8.17 INTEREST RATE FOR STUDENT LOANS

Mr. George MILLER of California, pursuant to House Resolution 65, called up for consideration the bill (H.R. 5) to amend the Higher Education Act of 1965 to reduce interest rates for student borrowers.

When said bill was considered.

After debate,

The previous question having been ordered by said resolution.

The bill was ordered to be engrossed and read a third time, was read a third time by title.

Mr. MCKEON moved to recommit the bill to the Committee on Education and Labor with instructions to report the bill back to the House forthwith with the following amendment:

At the end of the bill, add the following new section:

SEC. \_\_\_\_ BENEFITS CONTINGENT ON INCOME OR MILITARY SERVICE.

(a) ELIGIBILITY FOR REDUCED RATES.—Notwithstanding the amendments made by section 2 of this Act, a borrower shall not be eligible for a reduced interest rate under the amendments made by such section for any year during the repayment period of the loan unless—

(1) the borrower demonstrates, in accordance with regulations prescribed by the Secretary, that the borrower's adjusted gross income for the most recently preceding year was less than \$65,000; or

(2) the borrower, during any part of that year—

(A) is serving on active duty during a war or other military operation or national emergency (as such term is defined in section 481(d)(4) of the Higher Education Act of 1965 (20 U.S.C. 188(d)(4)); or

(B) is performing qualifying National Guard duty during a war or other military operation or national emergency (as such term is defined in section 481(d)(5) of such Act (20 U.S.C. 188(d)(5)).

(b) INCOME VERIFICATION.—In prescribing regulations for purposes of subsection (a)(1), the Secretary shall provide methods for verifying the adjusted gross income of a borrower that are, as nearly as practical, identical to the methods used to determine adjusted gross income and to verify that income for borrowers of income contingent loans under section 455(e) of the Higher Education Act of 1965 (20 U.S.C. 1087e(e)).

After debate,

By unanimous consent, the previous question was ordered on the motion to recommit with instructions.

The question being put, viva voce,

Will the House recommit said bill with instructions?

The SPEAKER pro tempore, Mrs. DELAURO, announced that the yeas had it.

Mr. MCKEON objected to the vote on the ground that a quorum was not present and not voting.

A quorum not being present,

The roll was called under clause 6, rule XX, and the call was taken by electronic device.

When there appeared { Yeas ..... 186  
Nays ..... 241

§8.18 [Roll No. 31]

YEAS—186

Akin Gallegly Neugebauer  
Alexander Garrett (NJ) Nunes  
Bachmann Gerlach Paul  
Bachus Gilchrist Pearce  
Baker Gillmor Pence  
Barrett (SC) Gingrey Peterson (PA)  
Bartlett (MD) Gohmert Petri  
Barton (TX) Goode Pickering  
Biggart Goodlatte Pitts  
Bilbray Granger Platts  
Bilirakis Graves Poe  
Bishop (UT) Hall (TX) Price (GA)  
Blackburn Hastert Pryce (OH)  
Blunt Hastings (WA) Putnam  
Boehner Hayes Radanovich  
Bonner Heller Regula  
Bono Hensarling Rehberg  
Boozman Herger Renzi  
Boustany Hobson Reynolds  
Brady (TX) Hoekstra Rogers (AL)  
Brown (SC) Hulshof Rogers (KY)  
Buchanan Hunter Rogers (MI)  
Burgess Inglis (SC) Rohrabacher  
Camp (MI) Issa Ros-Lehtinen  
Campbell (CA) Jindal Roskam  
Cannon Jordan Royce  
Cantor Keller Ryan (WI)  
Capito King (IA) Sali  
Carter King (NY) Saxton  
Castle Kingston Schmidt  
Chabot Kirk Sensenbrenner  
Coble Kline (MN) Sessions  
Cole (OK) Knollenberg Shadegg  
Conaway Kuhl (NY) Shays  
Crenshaw LaHood Shimkus  
Cubin Lamborn Shuster  
Culberson Latham Simpson  
Davis (KY) LaTourrette Smith (NE)  
Davis, David LaTourrette Smith (TX)  
Davis, Jo Ann Lewis (CA) Souder  
Davis, Tom Lewis (KY) Stearns  
Deal (GA) Linder Sullivan  
Dent Lungren, Daniel Tancredro  
Diaz-Balart, L. E. Terry  
Diaz-Balart, M. Maack Thornberry  
Doolittle Manzullo Tiahrt  
Drake Marchant Tiberi  
Dreier McCarthy (TX) Turner  
Duncan McCotter Upton  
Ehlers McCrery Walberg  
Emerson McHenry Walden (OR)  
English (PA) McKeon Walsh (NY)  
Everett Fallin Wamp  
Feeney Rodgers Weldon (FL)  
Ferguson Mica Westmoreland  
Flake Miller (FL) Whitfield  
Forbes Miller (MI) Wicker  
Fortenberry Miller, Gary Wilson (NM)  
Fossella Moran (KS) Wilson (SC)  
Foxy Murphy, Tim Wolf  
Franks (AZ) Musgrave Young (AK)  
Frelinghuysen Myrick Young (FL)

NAYS—241

Abercrombie Butterfield DeGette  
Ackerman Capps Delahunt  
Allen Capuano DeLauro  
Altmire Cardoza Dicks  
Andrews Carnahan Dingell  
Arcuri Carney Doggett  
Baca Carson Donnelly  
Baird Castor Doyle  
Baldwin Chandler Edwards  
Barrow Clarke Ellison  
Bean Clay Ellsworth  
Becerra Cleaver Emanuel  
Berkley Clyburn Engel  
Berman Cohen Eshoo  
Berry Conyers Etheridge  
Bishop (GA) Cooper Farr  
Bishop (NY) Costa Fattah  
Blumenauer Costello Filner  
Boren Courtney Frank (MA)  
Boswell Cramer Giffords  
Boucher Crowley Gillibrand  
Boyd (FL) Cuellar Gonzalez  
Boyd (KS) Cummings Gordon  
Brady (PA) Davis (AL) Green, Al  
Braley (IA) Davis (CA) Green, Gene  
Brown, Corrine Davis (IL) Grijalva  
Brown-Waite, Davis, Lincoln Gutierrez  
Ginny DeFazio Hall (NY)

Hare McCarthy (NY) Sánchez, Linda  
Harman McCollum (MN) T.  
Hastings (FL) McDermott Sanchez, Loretta  
Herseht McGovern Sarbanes  
Higgins McHugh Schakowsky  
Hill McIntyre Schiff  
Hinchev McNeerney Schwartz  
Hinojosa McNulty Scott (GA)  
Hirono Meehan Scott (VA)  
Hodes Meek (FL) Serrano  
Holden Meeks (NY) Sestak  
Holt Melancon Shea-Porter  
Honda Michaud Sherman  
Hooley Millender Shuler  
Hoyer McDonald Sires  
Inslee Miller (NC) Skelton  
Israel Miller, George Slaughter  
Jackson (IL) Mitchell Smith (NJ)  
Jackson-Lee Mollohan Smith (WA)  
(TX) Moore (KS) Snyder  
Jefferson Moore (WI) Solis  
Johnson (GA) Moran (VA) Space  
Johnson (IL) Murphy (CT) Spratt  
Johnson, E. B. Murphy, Patrick Stark  
Jones (OH) Murtha Stupak  
Kagen Nadler Sutton  
Kanjorski Napolitano Tanner  
Kaptur Neal (MA) Tauscher  
Kennedy Oberstar Taylor  
Kildee Oliver Thompson (CA)  
Kilpatrick Ortiz Thompson (MS)  
Kind Pallone Tierney  
Klein (FL) Pascrell Towns  
Kucinich Pastor Udall (CO)  
Lampson Payne Udall (NM)  
Langevin Pelosi Van Hollen  
Lantos Perlmutter Velázquez  
Larsen (WA) Peterson (MN) Vislosky  
Larson (CT) Pomeroy Walz (MN)  
Lee Porter Wasserman  
Levin Price (NC) Schultz  
Lewis (GA) Rahall Waters  
Lipinski Ramstad Watson  
LoBiondo Rangel Watt  
Loeb sack Reichert Waxman  
Lofgren, Zoe Reyes Weiner  
Lowey Rodriguez Welch (VT)  
Lynch Ross Weller  
Mahoney (FL) Rothman Wexler  
Maloney (NY) Roybal-Allard Wilson (OH)  
Markey Ruppelberger Woolsey  
Marshall Rush Wu  
Matheson Ryan (OH) Wynn  
Matsui Salazar Yarmuth

NOT VOTING—8

Aderholt Calvert Norwood  
Burton (IN) Johnson, Sam Oby  
Buyer Lucas

So the motion to recommit with instructions was not agreed to.

The question being put, viva voce,

Will the House pass said bill?

The SPEAKER pro tempore, Mr. CARDOZA, announced that the yeas had it.

Mr. George MILLER of California, demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The vote was taken by electronic device.

It was decided in the { Yeas ..... 356  
affirmative ..... Nays ..... 71

§8.19 [Roll No. 32]

YEAS—356

Abercrombie Bean Boucher  
Ackerman Becerra Boustany  
Akin Berkley Boyd (FL)  
Alexander Berman Boyda (KS)  
Allen Berry Brady (PA)  
Altmire Biggart Braley (IA)  
Andrews Bilirakis Brown, Corrine  
Arcuri Bishop (GA) Brown-Waite,  
Baca Bishop (NY) Ginny  
Bachus Blumenauer Buchanan  
Baird Bono Butterfield  
Baldwin Boozman Camp (MI)  
Barrow Boren Capito  
Bartlett (MD) Boswell Capps

Capuano  
Cardoza  
Carnahan  
Carney  
Carson  
Castle  
Castor  
Chabot  
Chandler  
Clarke  
Clay  
Cleaver  
Clyburn  
Cohen  
Cole (OK)  
Conyers  
Cooper  
Costa  
Costello  
Courtney  
Cramer  
Crenshaw  
Crowley  
Cubin  
Cuellar  
Cummings  
Davis (AL)  
Davis (CA)  
Davis (IL)  
Davis (KY)  
Davis, David  
Davis, Jo Ann  
Davis, Lincoln  
Davis, Tom  
DeFazio  
DeGette  
DeLaunt  
DeLauro  
Dent  
Diaz-Balart, L.  
Diaz-Balart, M.  
Dicks  
Dingell  
Doggett  
Donnelly  
Doyle  
Drake  
Duncan  
Edwards  
Ehlers  
Ellison  
Ellsworth  
Emanuel  
Emerson  
Engel  
English (PA)  
Eshoo  
Etheridge  
Everett  
Fallin  
Farr  
Fattah  
Ferguson  
Filner  
Forbes  
Fossella  
Frank (MA)  
Frelinghuysen  
Gallegly  
Gerlach  
Giffords  
Gilchrest  
Gillibrand  
Gillmor  
Gohmert  
Gonzalez  
Goode  
Goodlatte  
Gordon  
Graves  
Green, Al  
Green, Gene  
Grijalva  
Gutierrez  
Hall (NY)  
Hall (TX)  
Hare  
Harman  
Hastings (FL)  
Hastings (WA)  
Hayes  
Heller  
Herseeth  
Higgins  
Hill  
Hinchev  
Hinojosa  
Hirono  
Hobson  
Hodes

Holden  
Holt  
Honda  
Hooley  
Hoyer  
Hulshof  
Hunter  
Inglis (SC)  
Inslee  
Israel  
Jackson (IL)  
Jackson-Lee  
(TX)  
Jefferson  
Jindal  
Johnson (GA)  
Johnson (IL)  
Johnson, E. B.  
Jones (NC)  
Jones (OH)  
Kagen  
Kanjorski  
Kaptur  
Keller  
Kennedy  
Kildee  
Kilpatrick  
Kind  
King (NY)  
Kirk  
Klein (FL)  
Knollenberg  
Kucinich  
Kuhl (NY)  
LaHood  
Lampson  
Langevin  
Lantos  
Larsen (WA)  
Larson (CT)  
Latham  
LaTourette  
Lee  
Levin  
Lewis (GA)  
Lewis (KY)  
Lipinski  
LoBiondo  
Loebsack  
Lofgren, Zoe  
Lowey  
Lynch  
Mahoney (FL)  
Maloney (NY)  
Manzullo  
Markey  
Marshall  
Matheson  
Matsui  
McCarthy (CA)  
McCarthy (NY)  
McCaul (TX)  
McCollum (MN)  
McCotter  
McDermott  
McGovern  
McHugh  
McIntyre  
McMorris  
Rodgers  
McNerney  
McNulty  
Meehan  
Meek (FL)  
Meeks (NY)  
Melancon  
Michaud  
Millender-  
McDonald  
Miller (FL)  
Miller (MI)  
Miller (NC)  
Miller, Gary  
Miller, George  
Mitchell  
Mollohan  
Moore (KS)  
Moore (WI)  
Moran (KS)  
Moran (VA)  
Murphy (CT)  
Murphy, Patrick  
Murphy, Tim  
Murtha  
Nadler  
Napolitano  
Neal (MA)  
Oberstar  
Olver  
Ortiz

Pallone  
Pascrell  
Pastor  
Paul  
Payne  
Pearce  
Pelosi  
Perlmutter  
Peterson (MN)  
Peterson (PA)  
Petri  
Pickering  
Pitts  
Platts  
Platts  
Poe  
Pomeroy  
Porter  
Price (NC)  
Pryce (OH)  
Rahall  
Ramstad  
Rangel  
Regula  
Rehberg  
Reichert  
Renzi  
Reyes  
Reynolds  
Rodriguez  
Rogers (AL)  
Rogers (KY)  
Rogers (MI)  
Rohrabacher  
Ros-Lehtinen  
Roskam  
Ross  
Rothman  
Roybal-Allard  
Royce  
Ruppersberger  
Rush  
Ryan (OH)  
Salazar  
Sánchez, Linda  
T.  
Sanchez, Loretta  
Sarbanes  
Saxton  
Schakowsky  
Schiff  
Schwartz  
Scott (GA)  
Scott (VA)  
Serrano  
Sestak  
Shays  
Shea-Porter  
Sherman  
Shimkus  
Shuler  
Shuster  
Simpson  
Sires  
Skelton  
Slaughter  
Smith (NJ)  
Smith (TX)  
Smith (WA)  
Snyder  
Solis  
Space  
Spratt  
Stark  
Stearns  
Stupak  
Melancon  
Sullivan  
Sutton  
Tanner  
Tauscher  
Taylor  
Terry  
Thompson (CA)  
Thompson (MS)  
Tiahrt  
Tiberi  
Mollohan  
Tierney  
Towns  
Turner  
Udall (CO)  
Udall (NM)  
Upton  
Van Hollen  
Velázquez  
Visclosky  
Walberg  
Walden (OR)  
Walsh (NY)  
Walz (MN)  
Wamp

Wasserman  
Schultz  
Waters  
Watson  
Watt  
Waxman  
Weiner

Bachmann  
Baker  
Barrett (SC)  
Barton (TX)  
Billray  
Bishop (UT)  
Blackburn  
Blunt  
Boehner  
Bonner  
Brady (TX)  
Brown (SC)  
Burgess  
Campbell (CA)  
Cannon  
Cantor  
Carter  
Coble  
Conaway  
Culberson  
Deal (GA)  
Doolittle  
Feeney

Aderholt  
Burton (IN)  
Buyer

Welch (VT)  
Weldon (FL)  
Weller  
Wexler  
Whitfield  
Wilson (NM)  
Wilson (OH)

Wolfe  
Woolsey  
Wu  
Wynn  
Yarmuth  
Young (AK)  
Young (FL)

NAYS—71

Flake  
Fortenberry  
Foxy  
Franks (AZ)  
Garrett (NJ)  
Gingrey  
Granger  
Hastert  
Hensarling  
Herger  
Hoekstra  
Issa  
Jordan  
King (IA)  
Kingston  
Kline (MN)  
Lamborn  
Lewis (CA)  
Linder  
Lungren, Daniel  
E.  
Mack  
Marchant  
McCrery

NOT VOTING—8

Calvert  
Johnson, Sam  
Lucas

Cramer  
Crenshaw  
Crowley  
Cubin  
Cuellar  
Culberson  
Cummings  
Davis (AL)  
Davis (CA)  
Davis (IL)  
Davis (KY)  
Davis, David  
Davis, Jo Ann  
Davis, Lincoln  
Davis, Tom  
DeFazio  
DeGette  
DeLaunt  
DeLauro  
Dent  
Diaz-Balart, L.  
Diaz-Balart, M.  
Dicks  
Dingell  
Doggett  
Donnelly  
Doolittle  
Doyle  
Drake  
Dreier  
Duncan  
Edwards  
Ehlers  
Ellison  
Ellsworth  
Emanuel  
Emerson  
Engel  
English (PA)  
Eshoo  
Etheridge  
Everett  
Fallin  
Farr  
Fattah  
Feeney  
Ferguson  
Filner  
Flake  
Forbes  
Fortenberry  
Fossella  
Foxy  
Frank (MA)  
Franks (AZ)  
Frelinghuysen  
Gallegly  
Garrett (NJ)  
Gerlach  
Giffords  
Gilchrest  
Gillibrand  
Gillmor  
Gingrey  
Gohmert  
Gonzalez  
Goode  
Goodlatte  
Gordon  
Granger  
Graves  
Green, Al  
Green, Gene  
Grijalva  
Gutierrez  
Hall (NY)  
Hall (TX)  
Hare  
Harman  
Hastert  
Hastings (FL)  
Hastings (WA)  
Hayes  
Heller  
Hensarling  
Herger  
Herseth  
Higgins  
Hill  
Hinchev  
Hinojosa  
Hirono  
Hobson  
Hodes  
Hoekstra  
Holden  
Holt  
Honda  
Hooley

McHenry  
McKeon  
Mica  
Musgrave  
Myrick  
Neugebauer  
Nunes  
Pence  
Price (GA)  
Putnam  
Radanovich  
Ryan (WI)  
Sali  
Schmidt  
Sensenbrenner  
Sessions  
Shadegg  
Smith (NE)  
Souder  
Tancredo  
Thornberry  
Westmoreland  
Wicker  
Wilson (SC)

Norwood  
Obey

Hoyer  
Hulshof  
Inglis (SC)  
Inslee  
Israel  
Issa  
Jackson (IL)  
Jackson-Lee  
(TX)  
Jefferson  
Jindal  
Johnson (GA)  
Johnson (IL)  
Johnson, E. B.  
Jones (NC)  
Jones (OH)  
Jordan  
Kagen  
Kanjorski  
Kaptur  
Keller  
Kennedy  
Kildee  
Kilpatrick  
Kind  
King (IA)  
King (NY)  
Kingston  
Kirk  
Klein (FL)  
Kline (MN)  
Knollenberg  
Kucinich  
Kuhl (NY)  
LaHood  
Lamborn  
Lampson  
Langevin  
Lantos  
Larsen (WA)  
Larson (CT)  
Latham  
LaTourette  
Lee  
Levin  
Lewis (GA)  
Lewis (CA)  
Lewis (KY)  
Linder  
Lipinski  
LoBiondo  
Loebsack  
Lofgren, Zoe  
Lowey  
Lungren, Daniel  
E.  
Lynch  
Mack  
Mahoney (FL)  
Maloney (NY)  
Manzullo  
Marchant  
Markey  
Marshall  
Matheson  
Matsui  
McCarthy (NY)  
McCaul (TX)  
McCollum (MN)  
McCotter  
McCrery  
McDermott  
McGovern  
McHenry  
McHugh  
McIntyre  
McKeon  
McMorris  
Rodgers  
McNerney  
McNulty  
Meehan  
Meek (FL)  
Meeks (NY)  
Melancon  
Mica  
Michaud  
Millender-  
McDonald  
Miller (FL)  
Miller (MI)  
Miller (NC)  
Miller, Gary  
Miller, George  
Mitchell  
Mollohan  
Moore (KS)  
Moore (WI)  
Moran (KS)  
Moran (VA)

Murphy (CT)  
Murphy, Patrick  
Murphy, Tim  
Murtha  
Musgrave  
Myrick  
Nadler  
Neal (MA)  
Neugebauer  
Nunes  
Oberstar  
Olver  
Ortiz  
Pallone  
Pascrell  
Pastor  
Paul  
Payne  
Pearce  
Pelosi  
Pence  
Perlmutter  
Peterson (MN)  
Peterson (PA)  
Petri  
Pickering  
Pitts  
Platts  
Pomeroy  
Porter  
Price (GA)  
Price (NC)  
Pryce (OH)  
Putnam  
Radanovich  
Rahall  
Ramstad  
Rangel  
Regula  
Rehberg  
Reichert  
Renzi  
Reyes  
Reynolds  
Rodriguez  
Rogers (MI)  
Rohrabacher  
Ros-Lehtinen  
Roskam  
Ross  
Rothman  
Roybal-Allard  
Royce  
Ruppersberger  
Rush  
Ryan (OH)  
Ryan (WI)  
Salazar  
Sali  
Sánchez, Linda  
T.  
Sanchez, Loretta  
Sarbanes  
Saxton  
Schakowsky  
Schiff  
Schmidt  
Schwartz  
Scott (GA)  
Scott (VA)  
Sensenbrenner  
Serrano  
Sessions  
Sestak  
Shadegg  
Shays  
Shea-Porter  
Sherman  
Shimkus  
Shuler  
Shuster  
Simpson  
Sires  
Skelton  
Slaughter  
Smith (NE)  
Smith (NJ)  
Smith (TX)  
Smith (WA)  
Snyder  
Solis  
Souder  
Space  
Spratt  
Stearns  
Stupak  
Sullivan  
Sutton  
Tancredo

So the bill was passed.  
A motion to reconsider the vote whereby said bill was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said bill.

8.20 H. RES. 58—UNFINISHED BUSINESS

The SPEAKER, pursuant to clause 8, rule XX, announced the unfinished business to be the motion to suspend the rules and agree to said resolution (H. Res. 58) to honor Muhammad Ali, global humanitarian, on the occasion of his 65th birthday and to extend best wishes to him and his family.

The question being put,  
Will the House suspend the rules and agree to said resolution?

The vote was taken by electronic device.

It was decided in the { Yeas ..... 421  
affirmative ..... { Nays ..... 0

8.21 [Roll No. 33] YEAS—421

Abercrombie  
Ackerman  
Akin  
Alexander  
Allen  
Altmire  
Andrews  
Arcuri  
Baca  
Bachmann  
Bachus  
Baird  
Baker  
Baldwin  
Barrett (SC)  
Barrow  
Bartlett (MD)  
Barton (TX)  
Bean  
Becerra  
Berkley  
Berman  
Berry  
Biggart  
Billbray  
Bilirakis  
Bishop (GA)

Bishop (NY)  
Bishop (UT)  
Blackburn  
Blumenauer  
Blunt  
Boehner  
Bonner  
Bono  
Boozman  
Boren  
Boswell  
Boucher  
Boustany  
Boyd (FL)  
Boyd (KS)  
Brady (PA)  
Brady (TX)  
Braley (IA)  
Brown (SC)  
Brown, Corrine  
Brown-Waite,  
Ginny  
Buchanan  
Burgess  
Butterfield  
Camp (MI)  
Campbell (CA)

Cannon  
Cantor  
Capito  
Capps  
Capuano  
Cardoza  
Carnahan  
Carney  
Carson  
Carter  
Castle  
Castor  
Chabot  
Chandler  
Clarke  
Clay  
Cleaver  
Clyburn  
Coble  
Cohen  
Cole (OK)  
Conaway  
Conyers  
Cooper  
Costa  
Costello  
Courtney



Tanner	Velázquez	Weller
Tauscher	Visclosky	Westmoreland
Taylor	Walberg	Wexler
Terry	Walden (OR)	Whitfield
Thompson (CA)	Walsh (NY)	Wicker
Thompson (MS)	Walz (MN)	Wilson (NM)
Thornberry	Wamp	Wilson (OH)
Tiahrt	Wasserman	Wilson (SC)
Tiberi	Schultz	Wolf
Tierney	Waters	Woolsey
Towns	Watson	Wu
Turner	Watt	Wynn
Udall (CO)	Waxman	Yarmuth
Udall (NM)	Weiner	Young (AK)
Upton	Welch (VT)	Young (FL)
Van Hollen	Weldon (FL)	

## NOT VOTING—14

Aderholt	Johnson, Sam	Obey
Burton (IN)	Lucas	Poe
Buyer	McCarthy (CA)	Rogers (AL)
Calvert	Napolitano	Rogers (KY)
Hunter	Norwood	

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said resolution was agreed to.

A motion to reconsider the vote whereby the rules were suspended and said resolution was agreed to was, by unanimous consent, laid on the table.

#### ¶8.22 PERMANENT SELECT COMMITTEE ON INTELLIGENCE

The SPEAKER pro tempore, Mr. HALL of New York, pursuant to clause 11 of rule X, clause 11 of rule I, and the order of the House of January 4, 2007, announced that the Speaker appointed the following Members of the House to the Permanent Select Committee on Intelligence; Messrs. HASTINGS of Florida, BOSWELL, CRAMER, Ms. ESHOO, Messrs. HOLT, RUPPERSBERGER, TIERNEY, THOMPSON of California, Ms. SCHAKOWSKY, Messrs. LANGEVIN, Patrick MURPHY of Pennsylvania, EVERETT, Mrs. WILSON of New Mexico, Messrs. THORNBERY, MCHUGH, TIAHRT, ROGERS of Michigan, RENZI and ISSA.

#### ¶8.23 ADJOURNMENT

On motion of Mr. INSLEE, at 10 o'clock and 48 minutes p.m., the House adjourned.

#### ¶8.24 PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XII, public bills and resolutions were introduced and severally referred, as follows:

By Mr. CUELLAR (for himself and Mr. REYES):  
H.R. 502. A bill to amend the Foreign Assistance Act of 1961 to authorize assistance to improve security and promote economic development in Mexico; to the Committee on Foreign Affairs.

By Ms. SCHAKOWSKY (for herself, Mr. WHITFIELD, Mr. RAHALL, Mr. SPRATT, Mr. GALLEGLY, Mr. MARKEY, Mr. PALLONE, Mr. NADLER, Mr. VAN HOLLEN, Ms. MCCOLLUM of Minnesota, Ms. BORDALLO, Ms. SCHWARTZ, Mr. ACKERMAN, Mr. DOYLE, Ms. LEE, Mr. CLEAVER, Mr. SERRANO, Ms. BERKLEY, Mr. SHAYS, Mr. JONES of North Carolina, Mr. MCCOTTER, Mr. CUMMINGS, Ms. DELAURO, Mr. GEORGE MILLER of California, Mr. GRIJALVA, Mrs. CAPPS, Ms. BEAN, Ms. MATSUI, Mr. KING of New York, Mr. BURTON of Indiana, Mr. KILDEE, Ms. KAPTUR, Mr. DICKS, Mr. BERMAN, Ms. HIRONO, Mr. CHANDLER, Mr. GERLACH, Mr. TIERNEY, Mr. BISHOP of New York,

Mr. FRANK of Massachusetts, Mr. LYNCH, Mr. KIRK, Mr. CAMPBELL of California, Mr. WILSON of South Carolina, Ms. JACKSON-LEE of Texas, Mr. SHERMAN, Mr. LATOURETTE, Mr. LARSON of Connecticut, Mr. ISRAEL, Ms. WOOLSEY, Mr. BROWN of South Carolina, Ms. EDDIE BERNICE JOHNSON of Texas, Mr. MOORE of Kansas, Mr. MORAN of Virginia, Mr. MCNULTY, Mrs. MALONEY of New York, Mr. INSLEE, Mr. WOLF, Ms. CARSON, Mr. WEINER, Mr. RUPPERSBERGER, Mr. SMITH of New Jersey, and Mr. LINDER):

H.R. 503. A bill to amend the Horse Protection Act to prohibit the shipping, transporting, moving, delivering, receiving, possessing, purchasing, selling, or donation of horses and other equines to be slaughtered for human consumption, and for other purposes; to the Committee on Energy and Commerce, and in addition to the Committee on Agriculture, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. HAYES (for himself, Mr. SPRATT, Mr. MCGOVERN, and Mr. COBLE):

H.R. 504. A bill to redesignate the Special Textile Negotiator of the United States Trade Representative as the Chief Textiles Negotiator and confer the rank of Ambassador upon that position, and for other purposes; to the Committee on Ways and Means.

By Mr. ABERCROMBIE (for himself and Ms. HIRONO):

H.R. 505. A bill to express the policy of the United States regarding the United States relationship with Native Hawaiians and to provide a process for the recognition by the United States of the Native Hawaiian governing entity; to the Committee on Natural Resources.

By Ms. BALDWIN (for herself, Mr. PRICE of Georgia, Mr. TIERNEY, Mr. FORTUÑO, Mr. STARK, Mr. LINDER, Mr. CONYERS, Mr. WESTMORELAND, Mrs. CAPPS, Mr. SOUDER, Mr. ALLEN, Mr. MARCHANT, Mr. GENE GREEN of Texas, Mr. GOHMERT, Mr. LARSON of Connecticut, Mr. BURTON of Indiana, Mr. WELCH of Vermont, Mr. GINGREY, Mr. HOLT, Mr. WAMP, Mr. COOPER, Mr. CANTOR, Mr. PAYNE, Mr. CARTER, Ms. JACKSON-LEE of Texas, Mr. AKIN, Ms. MOORE of Wisconsin, Mr. WU, and Mr. LANGEVIN):

H.R. 506. A bill to provide for innovation in health care through State initiatives that expand coverage and access; to the Committee on Energy and Commerce, and in addition to the Committee on Rules, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. GENE GREEN of Texas (for himself, Mr. FOSSELLA, Mr. ENGEL, Mr. SULLIVAN, Mr. PASCRELL, and Ms. ROS-LEHTINEN):

H.R. 507. A bill to establish a grant program to provide vision care to children, and for other purposes; to the Committee on Energy and Commerce.

By Ms. WOOLSEY (for herself, Ms. LEE, Ms. WATERS, Ms. WATSON, Mr. MCGOVERN, Mr. FRANK of Massachusetts, Mr. GRIJALVA, Mr. FATTAH, Mr. NADLER, Mr. CONYERS, Mr. CLAY, Mr. COHEN, Mr. HINCHEY, Mr. FILNER, Mr. KUCINICH, Mr. PAYNE, and Ms. JACKSON-LEE of Texas):

H.R. 508. A bill to require United States military disengagement from Iraq, to provide United States assistance for reconstruction and reconciliation in Iraq, and for other

purposes; to the Committee on Foreign Affairs, and in addition to the Committees on Armed Services, Veterans' Affairs, Rules, and the Judiciary, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. KIRK (for himself, Mr. LAHOOD, and Mr. PLATTS):

H.R. 509. A bill to apply the Federal Minimum Wage to American Samoa; to the Committee on Education and Labor.

By Mr. GOODLATTE (for himself, Mr. PETERSON of Minnesota, Mr. KING of Iowa, Mr. MICA, Mr. PUTNAM, Mr. POE, Mr. GOODE, Mr. MCINTYRE, Mr. SENSENBRENNER, Mr. JONES of North Carolina, Mr. INGLIS of South Carolina, Mr. MANZULLO, Mr. GRAVES, Mr. FRANKS of Arizona, Mr. MILLER of Florida, Mr. HENSARLING, Mr. BARTLETT of Maryland, Mr. MCCOTTER, Mr. CULBERSON, Mrs. DRAKE, Mrs. JO ANN DAVIS of Virginia, Mrs. MYRICK, Mr. BARRETT of South Carolina, Mr. HASTINGS of Washington, Mr. FEENEY, Mr. BUYER, Mr. CARTER, Mr. MARIO DIAZ-BALART of Florida, Mr. CONAWAY, Mr. GARRETT of New Jersey, Mr. WICKER, Mr. PENCE, Mr. LINDER, Mr. KUHL of New York, Ms. FOX, Mr. FLAKE, Mr. EVERETT, Mrs. CUBIN, Mr. BONNER, Mr. BAKER, Mr. ADERHOLT, Mr. BISHOP of Utah, Mr. BRADY of Texas, Mr. CAMP of Michigan, Mrs. CAPITO, Mr. AKIN, Mr. LUCAS, Mr. MCKEON, Mrs. MCMORRIS RODGERS, Mr. SHADDEG, Mr. SHIMKUS, Mr. WAMP, Mr. BILBRAY, Mr. BLUNT, Mr. BOOZMAN, Mr. CRENSHAW, Mr. DOOLITTLE, Mr. FORBES, Mr. GINGREY, Mr. HASTERT, Mr. HAYES, Mr. KLINE of Minnesota, Mr. PETERSON of Pennsylvania, Mr. SMITH of Texas, Mr. STEARNS, Mr. SOUDER, and Mr. PRICE of Georgia):

H.R. 510. A bill to terminate the Internal Revenue Code of 1986; to the Committee on Ways and Means.

By Mr. SAM JOHNSON of Texas (for himself, Mr. BOEHNER, Mr. BLUNT, Mr. PUTNAM, Mr. CANTOR, Mr. MCCOTTER, Ms. GRANGER, Mr. CARTER, Mr. COLE of Oklahoma, Mr. DREIER, Mr. HOEKSTRA, Mr. HUNTER, Mr. KING of New York, Ms. ROS-LEHTINEN, Mr. BUYER, Mr. LEWIS of California, and Mr. YOUNG of Florida):

H.R. 511. A bill to pledge the faithful support of Congress to members of the United States Armed Forces serving in harm's way; to the Committee on Armed Services.

By Mr. BECERRA (for himself, Ms. ROS-LEHTINEN, Mr. GRIJALVA, Mr. HINOJOSA, Mrs. NAPOLITANO, Mr. ORTIZ, Mr. PASTOR, Mr. RODRIGUEZ, Ms. ROYBAL-ALLARD, Mr. SALAZAR, Mr. GUTIERREZ, Mr. LYNCH, Mr. TOWNS, Ms. LORETTA SANCHEZ of California, Ms. LINDA T. SANCHEZ of California, Mr. REYES, Mr. ROTHMAN, Mrs. CAPPS, Mr. MOORE of Kansas, Mr. SERRANO, Mr. CUELLAR, Mr. BERMAN, Mr. JOHNSON of Georgia, Mr. BACA, Mr. CARDOZA, Mr. CLYBURN, Mr. COSTA, Mr. CROWLEY, Mr. GENE GREEN of Texas, Mr. AL GREEN of Texas, Mr. LARSON of Connecticut, Mr. PAYNE, Mr. SRES, Ms. SOLIS, Mr. UDALL of New Mexico, Ms. WOOLSEY, Mr. ENGEL, Mr. FILNER, Mr. HONDA, Ms. ZOE LOFGREN of California, Mr. VAN HOLLEN, Ms. JACKSON-LEE of Texas, Mr. CLAY, Mr. SCHIFF, Mr. MCCOTTER, Mr. LINCOLN DIAZ-BALART of Florida, Mr. MARIO DIAZ-BALART of

Florida, Mr. FORTUÑO, Mr. RENZI, Mr. WELLER, and Mr. LAHOOD):

H.R. 512. A bill to establish the Commission to Study the Potential Creation of the National Museum of the American Latino to develop a plan of action for the establishment and maintenance of a National Museum of the American Latino in Washington, DC, and for other purposes; to the Committee on Natural Resources, and in addition to the Committee on House Administration, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. BRADY of Pennsylvania:

H.R. 513. A bill to amend the Servicemembers Civil Relief Act to enhance the protection of credit ratings of active duty military personnel who are activated for military service; to the Committee on Veterans' Affairs.

By Ms. GINNY BROWN-WAITE of Florida (for herself, Ms. CORRINE BROWN of Florida, Mr. MEEK of Florida, Ms. ROS-LEHTINEN, Mr. MARIO DIAZ-BALART of Florida, Mr. MILLER of Florida, Mr. CRENSHAW, Mr. KELLER, Mr. MACK, Mr. BUCHANAN, Mr. BOYD of Florida, Mr. PUTNAM, Mr. MICA, Mr. STEARNS, Mr. HASTINGS of Florida, Mr. LINCOLN DIAZ-BALART of Florida, Mr. YOUNG of Florida, Mr. FEENEY, Ms. WASSERMAN SCHULTZ, Mr. KLEIN of Florida, Mr. MAHONEY of Florida, Mr. WEXLER, Ms. CASTOR, Mr. WELDON of Florida, and Mr. BILLRAKIS):

H.R. 514. A bill to designate the facility of the United States Postal Service located at 16150 Aviation Loop Drive in Brooksville, Florida, as the "Sergeant Lea Robert Mills Brooksville Aviation Branch Post Office"; to the Committee on Oversight and Government Reform.

By Mr. COOPER:

H.R. 515. A bill to establish a commission on corporate entitlement reform; to the Committee on Oversight and Government Reform, and in addition to the Committees on Ways and Means, and Rules, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mrs. JO ANN DAVIS of Virginia:

H.R. 516. A bill to increase the security of sensitive data maintained by the Federal Government; to the Committee on Oversight and Government Reform.

By Mrs. JO ANN DAVIS of Virginia:

H.R. 517. A bill to amend the Internal Revenue Code of 1986 to make permanent certain tax incentives for alternative energy, to amend the Clean Air Act to accelerate the use of renewable fuels, and for other purposes; to the Committee on Ways and Means, and in addition to the Committee on Energy and Commerce, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. DINGELL (for himself, Mr. ROGERS of Michigan, Mr. EHLERS, Mr. MCCOTTER, Mr. UPTON, Mr. LEVIN, Mr. CONYERS, Mr. KILDEE, Mrs. MILLER of Michigan, Ms. KILPATRICK, Mr. CAMP of Michigan, Mr. KNOLLENBERG, Mr. HOEKSTRA, Mr. WALBERG, Mr. STUPAK, Mr. WYNN, Ms. BALDWIN, and Mr. GILLMOR):

H.R. 518. A bill to amend the Solid Waste Disposal Act to authorize States to restrict receipt of foreign municipal solid waste and implement the Agreement Concerning the Transboundary Movement of Hazardous Waste between the United States and Canada, and for other purposes; to the Committee on Energy and Commerce.

By Mr. DOOLITTLE:

H.R. 519. A bill to amend the Immigration and Nationality Act to remove the discretion of the Secretary of Homeland Security with respect to expedited removal under section 235(b)(1)(A)(iii)(I) of such Act; to the Committee on the Judiciary.

By Mr. FEENEY:

H.R. 520. A bill to revise the boundaries of John H. Chafee Coastal Barrier Resources System Ponce Inlet P08; to the Committee on Natural Resources.

By Mr. HARE (for himself, Mr. LAHOOD, Ms. SCHAKOWSKY, Mr. LIPINSKI, Mr. COSTELLO, Mr. RUSH, Mr. JACKSON of Illinois, Mr. GUTIERREZ, Mr. EMANUEL, Mr. ROSKAM, Mr. DAVIS of Illinois, Ms. BEAN, Mr. KIRK, Mr. WELLER, Mrs. BIGGERT, Mr. HASTERT, Mr. JOHNSON of Illinois, Mr. MANZULLO, and Mr. SHIMKUS):

H.R. 521. A bill to designate the facility of the United States Postal Service located at 2633 11th Street in Rock Island, Illinois, as the "Lane Evans Post Office Building"; to the Committee on Oversight and Government Reform.

By Mr. HASTINGS of Florida (for himself, Mr. CONYERS, Ms. ROS-LEHTINEN, Mr. MEEK of Florida, Mr. WEXLER, Ms. CORRINE BROWN of Florida, Mr. THOMPSON of Mississippi, Ms. WATERS, Mr. MCGOVERN, Ms. JACKSON-LEE of Texas, Ms. LEE, Mr. GRIJALVA, Mr. RUSH, Mr. SERRANO, Mr. CROWLEY, Ms. SCHAKOWSKY, and Mr. GONZALEZ):

H.R. 522. A bill to designate Haiti under section 244 of the Immigration and Nationality Act in order to render nationals of Haiti eligible for temporary protected status under such section; to the Committee on the Judiciary.

By Mr. HASTINGS of Washington:

H.R. 523. A bill to require the Secretary of the Interior to convey certain public land located wholly or partially within the boundaries of the Wells Hydroelectric Project of Public Utility District No. 1 of Douglas County, Washington, to the utility district; to the Committee on Natural Resources.

By Mr. HINOJOSA (for himself, Mr. GORDON, Ms. EDDIE BERNICE JOHNSON of Texas, and Mr. BACA):

H.R. 524. A bill to establish a laboratory science pilot program at the National Science Foundation; to the Committee on Science and Technology.

By Mr. KING of New York (for himself, Ms. ROS-LEHTINEN, Mr. BURTON of Indiana, Mr. FOSSELLA, and Mr. MCCOTTER):

H.R. 525. A bill to amend the Cuban Liberty and Democratic Solidarity (LIBERTAD) Act of 1996 to require that, in order to determine that a democratically elected government in Cuba exists, the government extradite to the United States convicted felon William Morales and all other individuals who are living in Cuba in order to escape prosecution or confinement for criminal offenses committed in the United States; to the Committee on Foreign Affairs.

By Mr. LARSON of Connecticut (for himself, Mr. ETHERIDGE, Mr. BOSWELL, Mr. CONYERS, Ms. MATSUI, Ms. BORDALLO, Mr. MCNULTY, Mr. GENE GREEN of Texas, Mr. MCINTYRE, Mr. AL GREEN of Texas, Mr. PLATTS, Mr. CLEAVER, Mr. DOYLE, Mr. THOMPSON of California, Ms. ESHOO, Ms. HOOLEY, Mr. WEXLER, Mr. COSTELLO, Mr. MCCOTTER, Ms. JACKSON-LEE of Texas, Mr. HINOJOSA, Mr. MCGOVERN, Mr. BERMAN, Mr. WEINER, Mr. CROWLEY, Mr. FILNER, Mr. GRIJALVA, Ms. HIRONO, Mr. CAPUANO, Mr. HARE, Mr. CUELLAR, Mr. SHERMAN, Mr. DAVIS of Illinois, Mr. KUCINICH, Mr. CARDOZA,

Mr. CUMMINGS, Ms. HARMAN, Mr. ABERCROMBIE, Mr. BUTTERFIELD, Mrs. JONES of Ohio, Mr. WYNN, and Mr. BACA):

H.R. 526. A bill to amend the Individuals with Disabilities Education Act to provide full funding for assistance for education of all children with disabilities; to the Committee on Education and Labor.

By Mr. LARSON of Connecticut:

H.R. 527. A bill to help American families save, invest, and build a better future, and for other purposes; to the Committee on Ways and Means.

By Mr. LYNCH:

H.R. 528. A bill to require the Secretary of Defense, acting through the Defense Contract Audit Agency, to review all defense contracts relating to reconstruction or troop support in Iraq involving any contractors, subcontractors, or Federal officers or employees that have been indicted or convicted for contracting improprieties; to the Committee on Armed Services.

By Mr. LYNCH:

H.R. 529. A bill to implement the recommendations of the Office of the Special Inspector General for Iraq Reconstruction to ensure that the Department of Defense properly accounts for all small arms weapons procured by the Department of Defense for use by the Iraqi Security Forces; to the Committee on Armed Services.

By Mr. LYNCH:

H.R. 530. A bill to amend the Higher Education Act of 1965 to require institutions of higher education to preserve the educational status and financial resources of military personnel called to active duty; to the Committee on Education and Labor.

By Mr. LYNCH:

H.R. 531. A bill to establish a grant program to enhance the financial and retirement literacy of mid-life and older Americans and to reduce financial abuse and fraud among such Americans, and for other purposes; to the Committee on Education and Labor.

By Mr. LYNCH:

H.R. 532. A bill to amend the Child Care and Development Block Grant Act of 1990 to increase the availability and affordability of quality child care services by creating incentives for older individuals to join the child care workforce, and for other purposes; to the Committee on Education and Labor.

By Mr. LYNCH:

H.R. 533. A bill to establish the Commission on Iraqi Transition; to the Committee on Foreign Affairs, and in addition to the Committee on Armed Services, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. LYNCH:

H.R. 534. A bill to provide for the security and safety of rail and rail transit transportation systems, and for other purposes; to the Committee on Homeland Security, and in addition to the Committee on Transportation and Infrastructure, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. LYNCH:

H.R. 535. A bill to provide for a rail worker emergency training program; to the Committee on Homeland Security, and in addition to the Committee on Transportation and Infrastructure, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. LYNCH:

H.R. 536. A bill to amend chapter 89 of title 5, United States Code, and the Employee Retirement Income Security Act of 1974 and the

Public Health Service Act to require coverage of hearing aids under the Federal Employees Health Benefits Program and private group and individual insurance; to the Committee on Oversight and Government Reform, and in addition to the Committees on Energy and Commerce, and Education and Labor, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. MEEK of Florida:

H.R. 537. A bill to establish a bipartisan commission on insurance reform; to the Committee on Financial Services.

By Mr. ORTIZ (for himself, Mr. HINOJOSA, Mr. DOGGETT, and Mr. CUELLAR):

H.R. 538. A bill to provide for the health care needs of veterans in far South Texas; to the Committee on Veterans' Affairs.

By Ms. SCHWARTZ (for herself and Mr. BAIRD):

H.R. 539. A bill to amend the Internal Revenue Code of 1986 to increase and extend the energy efficient commercial buildings deduction; to the Committee on Ways and Means.

By Mr. SHERMAN:

H.R. 540. A bill to amend chapter 1 of title 3, United States Code, relating to Presidential succession; to the Committee on the Judiciary.

By Mr. SHERMAN:

H.R. 541. A bill to establish the Commission on Freedom of Information Act Processing Delays; to the Committee on Oversight and Government Reform.

By Ms. SOLIS:

H.R. 542. A bill to require the Department of Veterans Affairs to provide mental health services in languages other than English, as needed, for veterans with limited English proficiency, and for other purposes; to the Committee on Veterans' Affairs.

By Mr. TANNER (for himself and Mr. WAMP):

H.R. 543. A bill to prohibit States from carrying out more than one Congressional redistricting after a decennial census and apportionment, to require States to conduct such redistricting through independent commissions, and for other purposes; to the Committee on the Judiciary.

By Mr. UDALL of New Mexico (for himself, Mr. GONZALEZ, Mr. GRIJALVA, Mr. MCDERMOTT, Mr. GENE GREEN of Texas, and Mr. PASTOR):

H.R. 544. A bill to designate the United States courthouse at South Federal Place in Santa Fe, New Mexico, as the "Santiago E. Campos United States Courthouse"; to the Committee on Transportation and Infrastructure.

By Mr. UDALL of New Mexico (for himself and Mr. KILDEE):

H.R. 545. A bill to amend the Omnibus Crime Control and Safe Streets Act of 1968 to clarify that territories and Indian tribes are eligible to receive grants for confronting the use of methamphetamine; to the Committee on the Judiciary, and in addition to the Committee on Energy and Commerce, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. KING of Iowa:

H.J. Res. 16. A joint resolution proposing an amendment to the Constitution of the United States to repeal the sixteenth article of amendment; to the Committee on the Judiciary.

By Mr. DOOLITTLE:

H.J. Res. 17. A joint resolution proposing an amendment to the Constitution of the United States establishing English as the official language of the United States; to the Committee on the Judiciary.

By Mr. MURTHA (for himself, Mr. WU, Mr. BRADY of Pennsylvania, Ms. WA-

TERS, Mr. DOYLE, Mr. CAPUANO, Mr. MORAN of Virginia, Ms. KAPTUR, Ms. LEE, Mr. DOGGETT, Mr. HOLT, Mr. OLVER, Ms. MCCOLLUM of Minnesota, Mr. BLUMENAUER, Ms. ZOE LOFGREN of California, Ms. CORRINE BROWN of Florida, Mr. AL GREEN of Texas, Mr. NADLER, Mr. FARR, Mr. THOMPSON of California, Mr. FILNER, Mr. MARKEY, Mr. ALLEN, Mr. MICHAUD, Ms. SCHAKOWSKY, Mr. WEINER, Mr. PATRICK MURPHY of Pennsylvania, Mr. MCDERMOTT, Ms. SLAUGHTER, Mr. CLAY, Ms. WATSON, Mr. ROTHMAN, Mr. HINCHEY, Mr. MOLLOHAN, Mr. HONDA, Mrs. MALONEY of New York, Ms. JACKSON-LEE of Texas, Ms. MATSUI, Mr. VISCLOSKEY, Mr. KUCINICH, Mr. PAYNE, Mrs. CAPPS, Mr. BECERRA, Ms. BALDWIN, Mr. GEORGE MILLER of California, Mrs. JONES of Ohio, Mr. MEEKS of New York, Mr. MEEHAN, Mr. LEWIS of Georgia, Mr. RUSH, Mr. UDALL of New Mexico, Mr. RANGEL, Mr. CLYBURN, Mr. RYAN of Ohio, Mr. MEEK of Florida, Mrs. CHRISTENSEN, Mr. FRANK of Massachusetts, Mr. LARSON of Connecticut, Mr. GUTIERREZ, Mr. CUMMINGS, Mr. BACA, Ms. SOLIS, Mr. PASCRELL, Mr. STARK, Mr. DELAHUNT, Mr. FATTAH, Mr. MCGOVERN, Mrs. NAPOLITANO, Mr. NEAL of Massachusetts, Ms. MOORE of Wisconsin, Mr. PALLONE, Ms. ESHOO, Ms. VELÁZQUEZ, Mr. JACKSON of Illinois, Mr. KANJORSKI, Mr. WYNN, Ms. EDDIE BERNICE JOHNSON of Texas, Mr. WELCH of Vermont, Ms. NORTON, Mr. RAHALL, Mr. GRIJALVA, Mr. LOEBACK, Ms. KILPATRICK, Ms. CARSON, Mr. BISHOP of New York, Ms. HIRONO, Mr. PASTOR, and Mr. YARMUTH):

H.J. Res. 18. A joint resolution to redeploy U.S. forces from Iraq; to the Committee on Foreign Affairs, and in addition to the Committee on Armed Services, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. HAYES:

H. Res. 69. A resolution recognizing and honoring Benny Parsons and expressing the condolences of the House of Representatives to his family on his death; to the Committee on Oversight and Government Reform.

By Mrs. CAPPS (for herself and Mr. GALLEGLY):

H. Res. 70. A resolution congratulating the University of California at Santa Barbara men's soccer team, the 2006 National Collegiate Athletic Association Champions; to the Committee on Education and Labor.

By Mrs. JONES of Ohio:

H. Res. 71. A resolution recognizing the importance of community development corporations (CDCs); to the Committee on Financial Services, and in addition to the Committee on Education and Labor, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. MAHONEY of Florida (for himself, Mr. HASTINGS of Florida, Mr. LINCOLN DIAZ-BALART of Florida, Mr. PUTNAM, Ms. ROS-LEHTINEN, Mr. BILIRAKIS, Mr. MILLER of Florida, and Mr. BOYD of Florida):

H. Res. 72. A resolution recognizing the work and accomplishments of Mr. Britt "Max" Mayfield, Director of the National Hurricane Center's Tropical Prediction Center upon his retirement; to the Committee on Science and Technology.

#### §8.25 PRIVATE BILLS AND RESOLUTIONS

Under clause 3 of rule XII,

Mr. UPTON introduced a bill (H.R. 546) for the relief of Ibrahim Parlak; which was referred to the Committee on the Judiciary.

#### §8.26 ADDITIONAL SPONSORS

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

H.R. 6: Mr. ENGEL, Mr. LIPINSKI, Mrs. DAVIS of California, and Mr. SHAYS.

H.R. 14: Mr. UPTON, Mr. MACK, Mr. TERRY, Mrs. BIGGERT, Mr. SENSENBRENNER, Mrs. DRAKE, Mr. BUCHANAN, Mr. WOLF, Mr. GERLACH, and Mr. HERGER.

H.R. 63: Mr. NORWOOD, Mrs. MUSGRAVE, Mr. HERGER, Mr. LEWIS of Kentucky, Mr. ALEXANDER, Mr. FORTENBERRY, Mr. MANZULLO, Mr. GOODE, Mr. FRANKS of Arizona, Mrs. BLACKBURN, Mr. SMITH of New Jersey, Mrs. JO ANN DAVIS of Virginia, Mr. DAVIS of Kentucky, Mr. GINGREY, Mr. WICKER, Mr. KING of Iowa, Mr. LINCOLN DAVIS of Tennessee, Mr. HOEKSTRA, Mr. WILSON of South Carolina, and Mr. SALL.

H.R. 65: Mr. WALSH of New York, Mr. MORAN of Kansas, Mr. VELÁZQUEZ, Ms. PRYCE of Ohio, Mr. HUNTER, Mr. GARRETT of New Jersey, Mrs. CUBIN, Mr. WALDEN of Oregon, Mr. KNOLLENBERG, Mr. ENGEL, Ms. WATERS, and Ms. HOOLEY.

H.R. 77: Mr. JONES of North Carolina.

H.R. 92: Mr. MILLER of Florida.

H.R. 137: Mr. MICHAUD, Mr. ROSKAM, Mr. DREIER, Mr. CAPUANO, Ms. WATSON, Mr. DOGGETT, Mrs. DRAKE, Mr. YARMUTH, Ms. SHEA-PORTER, Mr. MITCHELL, and Mr. PRICE of North Carolina.

H.R. 199: Mr. PASTOR.

H.R. 211: Mr. MCCOTTER, Ms. HARMAN, and Mrs. MCCARTHY of New York.

H.R. 251: Mr. SHIMKUS, Mr. BUYER, Mrs. MYRICK, Mr. DICKS, and Mr. KUHL of New York.

H.R. 274: Mr. GOODE and Mrs. MYRICK.

H.R. 277: Mr. DOYLE, Mr. JOHNSON of Georgia, Mr. GRIJALVA, and Mr. LINCOLN DAVIS of Tennessee.

H.R. 279: Mr. FEENEY, Mr. GOODE, Mr. SESSIONS, and Mr. SHUSTER.

H.R. 312: Mrs. DRAKE.

H.R. 319: Mr. RUPPERSBERGER.

H.R. 332: Mr. CULBERSON, Mr. HAYES, Mr. POE, Mr. CONAWAY, Mr. SENSENBRENNER, Mr. DAVID DAVIS of Tennessee, Mrs. BLACKBURN, Mr. SIMPSON, Mr. BURTON of Indiana, Mr. SOUDER, Mr. BOOZMAN, Mr. MILLER of Florida, and Mr. JONES of North Carolina.

H.R. 353: Mr. CAPUANO and Ms. LEE.

H.R. 358: Mr. MEHAN, Mr. BURTON of Indiana, Mr. BRADY of Pennsylvania, Ms. JACKSON-LEE of Texas, and Mr. WAMP.

H.R. 359: Mrs. EMERSON, Mr. PASTOR, Mr. GEORGE MILLER of California, Mr. SERRANO, Mrs. NAPOLITANO, Ms. WATSON, and Ms. BORDALLO.

H.R. 369: Ms. ZOE LOFGREN of California, Mr. GRIJALVA, Mr. TOWNS, and Mrs. MALONEY of New York.

H.R. 402: Mr. UPTON.

H.R. 403: Mr. FATTAH, Mr. JOHNSON of Georgia, Mr. FRANK of Massachusetts, Mr. CLEAV-ER, Mrs. LOWEY, Mr. COHEN, Ms. Velázquez, Ms. WOOLSEY, and Mr. MCDERMOTT.

H.R. 406: Ms. MOORE of Wisconsin, Mr. SIREN, Mr. COHEN, Mr. ENGEL, Mr. WAXMAN, and Mr. BAIRD.

H.R. 409: Mr. PASCRELL, Mrs. MCCARTHY of New York, and Mr. WU.

H.R. 410: Ms. WOOLSEY.

H.R. 433: Mr. BRADY of Pennsylvania, Mr. JOHNSON of Georgia, Ms. CORRINE BROWN of Florida, Mr. BUTTERFIELD, Mr. UDALL of Colorado, Mr. UDALL of New Mexico, Mr. INSLEE, Mrs. DAVIS of California, Ms. CARSON, Mr. FARR, and Mr. ROTHMAN.

H.R. 440: Mr. TERRY.

H.R. 450: Mr. BAIRD.

H.R. 457: Mr. MILLER of Florida.

H.R. 464: Mr. HONDA, Ms. SOLIS, and Mr. BISHOP of New York.

H.R. 471: Mr. BACHUS, Mrs. McMORRIS RODGERS, Mr. BARRETT of South Carolina, Mr. BUCHANAN, Mr. MANZULLO, Mr. BOOZMAN, Mr. COHEN, and Mr. POMEROY.

H.R. 473: Mr. SHAYS.

H.R. 475: Ms. DEGETTE.

H.R. 488: Mr. MCGOVERN.

H.J. Res. 3: Mr. COLE of Oklahoma, Mr. CARDOZA, and Mr. GRIJALVA.

H. Con. Res. 20: Mrs. MCCARTHY of New York, Mr. ACKERMAN, Mr. GALLEGLY, Ms. ROS-LEHTINEN, Mrs. MALONEY of New York, and Mr. HIGGINS.

H. Res. 37: Mr. PASTOR, Mr. BACA, Mr. HINOJOSA, Mr. SIREN, Mr. GRIJALVA, and Mr. ORTIZ.

H. Res. 41: Mr. DELAHUNT and Mr. HARE.

H. Res. 52: Mr. ROHRBACHER.

H. Res. 58: Mr. HARE and Mr. RANGEL.

H. Res. 64: Mr. MCCOTTER, Mr. KING of New York, Mr. BURTON of Indiana, Mr. WOLF, and Mr. ROTHMAN.

### THURSDAY, JANUARY 18, 2007 (9)

The House was called to order by the SPEAKER.

#### ¶9.1 APPROVAL OF THE JOURNAL

The SPEAKER announced she had examined and approved the Journal of the proceedings of Wednesday, January 17, 2007.

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

#### ¶9.2 COMMUNICATIONS

Executive and other communications, pursuant to clause 8, rule XII, were referred as follows:

318. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Fluthiacet-methyl; Pesticide Tolerance [EPA-HQ-OPP-2006-0788; FRL-8108-8] received December 27, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

319. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Zeta-Cypermethrin; Pesticide Tolerance [EPA-HQ-OPP-2006-0769; FRL-8093-6] received December 27, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

320. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Approval and Promulgation of Air Quality Implementation Plans; Pennsylvania; Update to Materials Incorporated by Reference [PA200-4201; FRL-8249-6] received December 27, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

321. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Amendment to Tier 2 Vehicle Emission Standards and Gasoline Sulfur Requirements: Partial Exemption for U.S. Pacific Island Territories [EPA-HQ-OAR-2006-0363; FRL-8263-4] (RIN: 2060-AN66) received December 27, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

322. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Approval and Promulgation of Air Quality Implementation Plans; Maryland; PM-10 Test Methods [EPA-R03-OAR-2006-0904; FRL-8264-8] received December 27,

2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

323. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Approval and Promulgation of Implementation Plans; Revisions to the Nevada State Implementation Plan; Requests for Rescission [EPA-R09-OAR-0590; FRL-8260-1] received December 27, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

324. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Approval and Promulgation of Implementation Plans; Tennessee: Approval of Revisions to the Knox County Portion of the Tennessee State Implementation Plan [EPA-R04-OAR-2004-TN-0004, EPA-R04-OAR-2005-TN-0009, EPA-R04-OAR-2006-0532, 200607/17(a); FRL-8256-6] received December 27, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

325. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Approval and Promulgation of Implementation Plans; Tennessee: Approval of Revisions to the Knox County Portion of the Tennessee State Implementation Plan [EPA-R04-OAR-2006-0577-20062 (a); FRL-8265-4] received December 27, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

326. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Approval and Promulgation of Implementation Plans; Tennessee: Approval of Revisions to the Knox County Portion of the Tennessee State Implementation Plan [EPA-R04-OAR-2005-TN-0009, EPA-R04-OAR-2006-0471, EPA-R04-OAR-2006-0532, 2006014(a); FRL-8265-8] received December 27, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

327. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — National Emission Standards for Hazardous Air Pollutants for Source Categories From Oil and Natural Gas Production Facilities [EPA-HQ-OAR-2004-0238; FRL-8254-1] (RIN: 2060-AM16) received December 27, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

328. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — National Emission Standards for Hazardous Air Pollutants: Shipbuilding and Ship Repair (Surface Coating) Operations [EPA-HQ-OAR-2004-0357; FRL-8264-2] (RIN: 2060-AO03) received December 27, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

329. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Regulation of Fuels and Fuel Additives: Extension of the Reformulated Gasoline Program to the East St. Louis, Illinois Ozone Nonattainment Area [EPA-HQ-OAR-2006-0841; FRL-8261-9] received December 27, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

330. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Revisions to the California State Implementation Plan, Imperial County Air Pollution Control District and South Coast Air Quality Management District [EPA-R09-OAR-2006-0876; FRL-8258-8] received December 27, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

331. A letter from the Principal Deputy Associate Administrator, Environmental Protection

Agency, transmitting the Agency's final rule — Revisions to the California State Implementation Plan, Imperial County Air Pollution Control District [EPA-R09-OAR-2005-CA-0011, FRL-8289-9] received December 27, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

332. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Unregulated Contaminant Monitoring Regulation (UCMR) for Public Water Systems Revisions [Docket No. OW-2004-0001; FRL-8261-7] (RIN: 2040-AD93) received December 27, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

#### ¶9.3 ORDER OF BUSINESS—SPECIAL ORDER SPEECHES

The SPEAKER, announced the policy for special order speeches announced on February 11, 1994, as clarified and reiterated by subsequent Speakers, will continue to apply in the 110th Congress and, without objection, will be printed in the CONGRESSIONAL RECORD as follows:

On Tuesdays, following legislative business, the Chair may recognize Members for special-order speeches that may not extend beyond midnight. On other days of the week, the Chair may recognize Members for special-order speeches for up to 4 hours after the conclusion of 5-minute special-order speeches. Such speeches may not extend beyond the 4-hour limit without the permission of the Chair, which may be granted only with advance consultation between the leaderships and notification to the House. However, the Chair will not recognize for any special-order speeches beyond midnight.

The Chair will first recognize Members for 5-minute special-order speeches, alternating initially and subsequently between the parties regardless of the date the order was granted by the House. The Chair will then recognize Members for longer special-order speeches. A Member recognized for a 5-minute special-order speech may not be recognized for a longer special-order speech. The 4-hour limitation will be divided between the majority and minority parties. Each party is entitled to reserve its first hour for respective leaderships or their designees. Recognition for periods longer than 5 minutes also will alternate initially and subsequently between the parties each day.

The allocation of time within each party's 2-hour period (or shorter period if prorated to end by midnight) will be determined by a list submitted to the Chair by the respective leaderships. Members may not sign up with their leadership for any special-order speeches earlier than 1 week prior to the special order. Additional guidelines may be established for such sign-ups by the respective leaderships.

Pursuant to clause 2(a) of rule V, the television cameras will not pan the Chamber, but a "crawl" indicating the conduct of morning-hour debate or that the House has completed its legislative business and is proceeding with special-order speeches will appear on the screen. The Chair may announce other adaptations during this period.

The continuation of this format for recognition by the Speaker is without prejudice to the Speaker's ultimate power of recognition under clause 2 of rule XVII should circumstances warrant.

#### ¶9.4 COMMITTEE ELECTION—MINORITY

Mr. PUTNAM, by direction of the Republican Conference, submitted the following privileged resolution (H. Res. 74):

*Resolved*, That the following named members be and are hereby elected to the following standing committees of the House of Representatives:

(1) COMMITTEE ON THE BUDGET.—Mr. Bonner, Mr. Garrett of New Jersey, Mr. Barrett of South Carolina, Mr. McCotter, Mr. Mario Diaz-Balart of Florida, Mr. Hensarling, Mr. Daniel E. Lungren of California, Mr. Simpson, Mr. McHenry, Mr. Mack, Mr. Conaway, Mr. Campbell of California, Mr. Tiberi, Mr. Porter, Mr. Alexander, and Mr. Smith of Nebraska.

(2) COMMITTEE ON FOREIGN AFFAIRS.—Mr. Manzullo, to rank after Mr. Rohrabacher.

When said resolution was considered and agreed to.

A motion to reconsider the vote whereby said resolution was agreed to was, by unanimous consent, laid on the table.

#### ¶9.5 COMMITTEE ELECTION—MAJORITY

Mr. PALLONE, by unanimous consent, submitted the following resolution (H. Res. 73):

*Resolved*, That the following named Members be and are hereby elected to the following standing committee of the House of Representatives:

(1) COMMITTEE ON THE BUDGET.—Ms. DeLauro, Mr. Edwards, Mrs. Capps, Mr. Cooper, Mr. Allen, Ms. Schwartz of Pennsylvania, Ms. Kaptur, Mr. Becerra, Mr. Doggett, Mr. Blumenauer, Mr. Berry, Mr. Boyd of Florida, Mr. McGovern, Ms. Sutton, Mr. Andrews, Mr. Scott of Virginia, Mr. Etheridge, Ms. Hookey, Mr. Baird, Mr. Moore of Kansas, Mr. Bishop of New York.

When said resolution was considered and agreed to.

A motion to reconsider the vote whereby said resolution was agreed to was, by unanimous consent, laid on the table.

#### ¶9.6 PROVIDING FOR CONSIDERATION OF H.R. 6

Mr. MCGOVERN, by direction of the Committee on Rules, called up the following resolution (H. Res. 66):

*Resolved*, That upon the adoption of this resolution it shall be in order to consider in the House the bill (H.R. 6) to reduce our Nation's dependency on foreign oil by investing in clean, renewable, and alternative energy resources, promoting new emerging energy technologies, developing greater efficiency, and creating a Strategic Energy Efficiency and Renewables Reserve to invest in alternative energy, and for other purposes. All points of order against the bill and against its consideration are waived except those arising under clauses 9 or 10 of rule XXI. The bill shall be considered as read. The previous question shall be considered as ordered on the bill to final passage without intervening motion except: (1) three hours of debate, with 60 minutes equally divided and controlled by the chairman and ranking minority member of the Committee on Ways and Means, 60 minutes equally divided and controlled by the chairman and ranking minority member of the Committee on Natural Resources, 30 minutes equally divided and controlled by the chairman and ranking minority member of the Committee on Agriculture, and 30 minutes equally divided and controlled by the chairman and ranking minority member of the Committee on Science and Technology; and (2) one motion to recommit.

SEC. 2. During consideration of H.R. 6 pursuant to this resolution, notwithstanding the operation of the previous question, the Chair

may postpone further consideration of the bill to a time designated by the Speaker.

When said resolution was considered. After debate,

#### ¶9.7 MOTION TO ADJOURN

Mr. BOEHNER moved that the House do now adjourn.

The question being put, *viva voce*,

Will the House now adjourn?

The SPEAKER pro tempore, Mr. CAPUANO, announced that the nays had it.

Mr. Lincoln DIAZ-BALART of Florida, objected to the vote on the ground that a quorum was not present and not voting.

A quorum not being present,

The roll was called under clause 6, rule XX, and the call was taken by electronic device.

When there appeared { Yeas ..... 184  
Nays ..... 233

#### ¶9.8 [Roll No. 34]

##### YEAS—184

Aderholt	Garrett (NJ)	Paul
Akin	Gerlach	Pearce
Alexander	Gilchrest	Pence
Bachmann	Gillmor	Petri
Bachus	Gingrey	Pickering
Baker	Gohmert	Pitts
Barrett (SC)	Goode	Platts
Biggart	Goodlatte	Poe
Bilbray	Granger	Porter
Bilirakis	Graves	Price (GA)
Bishop (UT)	Hall (TX)	Pryce (OH)
Blackburn	Hastert	Putnam
Blunt	Hastings (WA)	Radanovich
Boehner	Hayes	Regula
Bonner	Heller	Rehberg
Bono	Hensarling	Reichert
Boozman	Herger	Renzi
Boustany	Hobson	Reynolds
Brady (TX)	Hoekstra	Rogers (AL)
Brown (SC)	Hulshof	Rogers (KY)
Brown-Waite,	Hunter	Rogers (MI)
Ginny	Inglis (SC)	Rohrabacher
Buchanan	Issa	Ros-Lehtinen
Burgess	Jindal	Roskam
Camp (MI)	Johnson (IL)	Royce
Campbell (CA)	Jordan	Ryan (WI)
Cannon	Keller	Sali
Cantor	King (IA)	Saxton
Capito	King (NY)	Schmidt
Carter	Kirk	Sensenbrenner
Castle	Kline (MN)	Sessions
Chabot	Knollenberg	Shadegg
Coble	Kuhl (NY)	Shays
Cole (OK)	LaHood	Shimkus
Conaway	Lamborn	Shuster
Crenshaw	Latham	Simpson
Culberson	LaTourette	Smith (NE)
Davis (KY)	Lewis (CA)	Smith (NJ)
Davis, David	Lewis (KY)	Smith (TX)
Deal (GA)	Linder	Souder
Dent	LoBiondo	Stearns
Diaz-Balart, L.	Lungren, Daniel	Sullivan
Diaz-Balart, M.	E.	Tancredo
Doolittle	Mack	Terry
Drake	Manzullo	Thornberry
Dreier	McCarthy (CA)	Tiahrt
Duncan	McCaul (TX)	Tiberi
Ehlers	McCotter	Turner
Emerson	McCrery	Upton
English (PA)	McHenry	Walberg
Everett	McHugh	Walden (OR)
Fallin	McKeon	Walsh (NY)
Feehey	Mica	Wamp
Ferguson	Miller (FL)	Weldon (FL)
Flake	Miller (MI)	Weller
Forbes	Miller, Gary	Westmoreland
Fortenberry	Moran (KS)	Wicker
Fossella	Murphy, Tim	Wilson (NM)
Fox	Musgrave	Wilson (SC)
Franks (AZ)	Myrick	Wolf
Frelinghuysen	Neugebauer	Young (AK)
Gallegly	Nunes	Young (FL)

##### NAYS—233

Abercrombie	Allen	Andrews
Ackerman	Altmire	Arcuri

Baca	Hastings (FL)	Neal (MA)
Baird	Herseth	Oberstar
Baldwin	Higgins	Obey
Barrow	Hill	Olver
Bartlett (MD)	Hinchee	Ortiz
Bean	Hinojosa	Pallone
Becerra	Hirono	Pascrell
Berkley	Hodes	Pastor
Berman	Holden	Payne
Berry	Holt	Pelosi
Bishop (GA)	Honda	Perlmutter
Bishop (NY)	Hooley	Peterson (MN)
Blumenauer	Hoyer	Pomeroy
Boren	Inslee	Price (NC)
Boswell	Israel	Rahall
Boucher	Jackson (IL)	Rangel
Boyd (FL)	Jackson-Lee	Reyes
Boyd (KS)	(TX)	Rodriguez
Brady (PA)	Jefferson	Ross
Braley (IA)	Johnson (GA)	Rothman
Brown, Corrine	Johnson, E. B.	Roybal-Allard
Butterfield	Jones (NC)	Ruppersberger
Capps	Jones (OH)	Rush
Capuano	Kagen	Ryan (OH)
Caro	Kanjorski	Salazar
Cardoza	Kaptur	Sánchez, Linda
Carnahan	Kennedy	T.
Carney	Kildee	Sanchez, Loretta
Carson	Kilpatrick	Sarbanes
Castor	Kind	Schakowsky
Chandler	Kingston	Schiff
Clarke	Klein (FL)	Schwartz
Clay	Kucinich	Scott (GA)
Cleaver	Lampson	Scott (VA)
Clyburn	Langevin	Serrano
Cohen	Lantos	Sestak
Conyers	Larsen (WA)	Shea-Porter
Cooper	Larson (CT)	Sherman
Costello	Lee	Shuler
Courtney	Lewis (GA)	Sires
Cramer	Lipinski	Skelton
Crowley	Loebsack	Slaughter
Cuellar	Lofgren, Zoe	Smith (WA)
Cummings	Davis (AL)	Snyder
Davis (AL)	Davis (CA)	Solis
Davis (CA)	Davis (IL)	Space
Davis (IL)	Maloney (FL)	Spratt
Davis, Lincoln	Maloney (NY)	Stark
Davis, Tom	Markey	Stupak
DeFazio	Marshall	Sutton
DeGette	Matheson	Tanner
Delahunt	Matsui	Tauscher
DeLauro	McCarthy (NY)	Taylor
Dicks	McCollum (MN)	Thompson (CA)
Dingell	McDermott	Thompson (MS)
Doggett	McGovern	Tierney
Doyle	McIntyre	Towns
Edwards	McNerney	Udall (CO)
Ellison	McNulty	Udall (NM)
Ellsworth	Meehan	Van Hollen
Emanuel	Meeke (FL)	Velazquez
Eshoo	Meeke (NY)	Vislosky
Etheridge	Melanson	Walz (MN)
Farr	Michaud	Wasserman
Fattah	Millender-	Schultz
Filner	McDonald	Watson
Frank (MA)	Miller (NC)	Watt
Giffords	Miller, George	Waxman
Gillibrand	Mitchell	Weiner
Gonzalez	Mollohan	Welch (VT)
Gordon	Moore (KS)	Wexler
Green, Al	Moore (WI)	Whitfield
Green, Gene	Moran (VA)	Wilson (OH)
Grijalva	Murphy (CT)	Woolsey
Gutierrez	Murphy, Patrick	Wu
Hall (NY)	Murtha	Wynn
Hare	Nadler	Yarmuth
Harman	Napolitano	

##### NOT VOTING—18

Barton (TX)	Donnelly	McMorris
Burton (IN)	Engel	Rodgers
Buyer	Johnson, Sam	Norwood
Calvert	Levin	Peterson (PA)
Costa	Lucas	Ramstad
Cubin	Marchant	Waters
Davis, Jo Ann		

So the motion to adjourn was not agreed to.

After further debate,

Mr. MCGOVERN moved the previous question on the resolution to its adoption or rejection.

The question being put, *viva voce*,

Will the House now order the previous question?

The SPEAKER pro tempore, Mr. CAPUANO, announced that the yeas had it.

Mr. Lincoln DIAZ-BALART of Florida, objected to the vote on the ground that a quorum was not present and not voting.

A quorum not being present,

The roll was called under clause 6, rule XX, and the call was taken by electronic device.

When there appeared { Yeas ..... 231 Nays ..... 194

¶9.9 [Roll No. 35]

YEAS—231

- Abercrombie, Ackerman, Allen, Altmire, Andrews, Arcuri, Baca, Baird, Baldwin, Barrow, Bean, Becerra, Berkley, Berman, Berry, Bishop (GA), Bishop (NY), Blumenauer, Boren, Boswell, Boucher, Boyd (FL), Boyd (KS), Brady (PA), Braley (IA), Brown, Corrine, Butterfield, Capps, Capuano, Cardoza, Carnahan, Carney, Carson, Castor, Chandler, Clarke, Clay, Cleaver, Clyburn, Cohen, Conyers, Cooper, Costa, Costello, Courtney, Cramer, Crowley, Cuellar, Cummings, Davis (AL), Davis (CA), Davis (IL), Davis, Lincoln, DeFazio, DeGette, Delahunt, DeLauro, Dicks, Dingell, Doggett, Donnelly, Doyle, Ellison, Ellsworth, Emanuel, Engel, Eshoo, Etheridge, Farr, Fattah, Filner, Frank (MA), Giffords, Gillibrand, Gonzalez, Gordon, Green, Al, Green, Gene, Grijalva, Gutierrez, Hall (NY), Hare, Harman, Hastings (FL), Herse, Higgins, Hill, Hinchey, Hinojosa, Hirono, Hodes, Berkley, Holden, Holt, Honda, Hooley, Hoyer, Inslee, Israel, Jackson (IL), Jackson-Lee (TX), Jefferson, Johnson (GA), Johnson, E. B., Jones (OH), Kagen, Kanjorski, Kaptur, Kennedy, Kildee, Kilpatrick, Kind, Klein (FL), Kucinich, Lampson, Langevin, Lantos, Larsen (WA), Larson (CT), Lee, Lewis (GA), Lipinski, Loeb, Lofgren, Zoe, Lowey, Lynch, Mahoney (FL), Maloney (NY), Markey, Marshall, Matheson, Matsui, McCarthy (NY), McCollum (MN), McDermott, McGovern, McIntyre, McNerney, McNulty, Meehan, Meek (FL), Meeks (NY), Melancon, Michael, Millender-Schultz, McDonald, Miller (NC), Miller, George, Mitchell, Mollohan, Moore (KS), Moore (WI), Moran (VA), Murphy (CT), Murphy, Patrick, Murtha, Nadler, Napolitano, Neal (MA), Oberstar, Obey, Oliver, Ortiz, Pallone, Pascrell, Pastor, Payne, Pelosi, Perlmutter, Peterson (MN), Pomeroy, Price (NC), Rahall, Rangel, Reyes, Rodriguez, Ross, Rothman, Roybal-Allard, Ruppel, Rush, Ryan (OH), Salazar, Sanchez, Linda T., Sanchez, Loretta, Sarbanes, Schakowsky, Schiff, Schwartz, Scott (GA), Scott (VA), Serrano, Sestak, Shea-Porter, Sherman, Shuler, Sires, Skelton, Slaughter, Smith (WA), Snyder, Solis, Space, Spratt, Stark, Sutton, Tanner, Tauscher, Taylor, Thompson (CA), Thompson (MS), Tierney, Towns, Udall (CO), Udall (NM), Van Hollen, Velazquez, Visclosky, Walz (MN), Wasserman, Waters, Watson, Watt, Waxman, Weiner, Welch (VT), Wexler, Wilson (OH), Woolsey, Wu, Wynn, Yarmuth

NAYS—194

- Aderholt, Akin, Alexander, Bachmann, Bachus, Baker, Barrett (SC), Bartlett (MD), Barton (TX), Biggart, Bilbray, Bilirakis, Bishop (UT), Blackburn, Blunt, Boehner, Bonner, Bono, Boozman, Boustany, Brady (TX), Brown (SC), Brown-Waite, Ginny, Buchanan, Burgess, Camp (MI), Campbell (CA), Cannon, Cantor, Capito, Carter, Castle, Chabot, Coble, Cole (OK), Conaway, Crenshaw, Cuban, Culberson, Davis (KY), Davis, David, Davis, Jo Ann, Davis, Tom, Deal (GA), Dent, Diaz-Balart, L., Diaz-Balart, M., Doolittle, Drake, Dreier, Duncan, Ehlers, Emerson, English (PA), Everett, Fallin, Feeney, Ferguson, Flake, Forbes, Fortenberry, Fossella, Fox, Franks (AZ), Frelinghuysen, Gallegly, Garrett (NJ), Gerlach, Gilchrest, Gillmor, Gingrey, Gohmert, Goode, Goodlatte, Granger, Graves, Hall (TX), Hastert, Hastings (WA), Hayes, Heller, Hensarling, Herger, Hobson, Hoekstra, Hulshof, Hunter, Inglis (SC), Issa, Jindal, Johnson (IL), Jones (NC), Jordan, Keller, King (IA), King (NY), Kingston, Kirk, Kline (MN), Knollenberg, Kuhl (NY), LaHood, Lamborn, Latham, LaTourette, Lewis (CA), Lewis (KY), Linder, LoBiondo, Lungren, Daniel E., Mack, Manullo, Marchant, McCarthy (CA), McCaul (TX), McCotter, McCreery, McHenry, McHugh, McKeon, Mica, Miller (FL), Miller (MI), Miller, Gary, Moran (KS), Murphy, Tim, Musgrave, Myrick, Neugebauer, Nunes, Burton (IN), Buyer, Calvert, Edwards, Johnson, Sam, Levin, Lucas, McMorris, Rodgers, Norwood, Ramstad

NOT VOTING—10

- Burton (IN), Johnson, Sam, Levin, Lucas, McMorris, Rodgers, Norwood, Ramstad

So the previous question on the resolution was ordered.

The question being put, viva voce,

Will the House agree to said resolution?

The SPEAKER pro tempore, Mr. OBEY, announced that the yeas had it.

Mr. Lincoln DIAZ-BALART of Florida, demanded a recorded vote on agreeing to said resolution, which demand was supported by one-fifth of a quorum, so a recorded vote was ordered.

The vote was taken by electronic device.

It was decided in the { Yeas ..... 230 affirmative ..... Nays ..... 194

¶9.10 [Roll No. 36]

AYES—230

- Abercrombie, Ackerman, Allen, Altmire, Andrews, Arcuri, Baca, Baird, Baldwin, Barrow, Bean, Becerra, Berkley, Berman, Berry, Bishop (GA), Bishop (NY), Blumenauer, Boren, Boswell, Boucher, Boyd (FL), Boyd (KS), Brady (PA), Braley (IA), Brown, Corrine, Butterfield, Capps, Capuano, Cardoza, Carnahan, Carney, Carson, Castor, Chandler, Clarke, Clay, Cleaver, Clyburn, Cohen, Conyers, Cooper, Costa, Costello, Courtney, Cramer, Crowley, Cuellar, Cummings, Davis (AL), Davis (CA), Davis (IL), Davis, Lincoln, DeFazio, DeGette, Delahunt, DeLauro, Dicks, Dingell, Doggett, Donnelly, Doyle, Ellison, Ellsworth, Emanuel, Engel, Eshoo, Etheridge, Farr, Fattah, Filner, Frank (MA), Giffords, Gillibrand, Gonzalez, Gordon, Green, Al, Green, Gene, Grijalva, Grijalva, Gutierrez, Hall (NY), Hare, Harman, Hastings (FL), Herse, Higgins, Hill, Hinchey, Hinojosa, Hirono, Hodes, Holden, Holt, Honda, Hooley, Hoyer, Inslee, Israel, Jackson (IL), Jackson-Lee (TX), Jefferson, Johnson (GA), Johnson, E. B., Jones (OH), Kagen, Kanjorski, Kaptur, Kennedy, Kildee, Kilpatrick, Kind, Klein (FL), Kucinich, Lampson, Langevin, Lantos, Larsen (WA), Larson (CT), Lee, Lewis (GA), Lipinski, Loeb, Lofgren, Zoe, Lowey, Lynch, Mahoney (FL), Maloney (NY), Markey, Marshall, Matheson, Matsui, McCarthy (NY), McCollum (MN), McDermott, McGovern, McIntyre, McNerney, McNulty, Meehan, Meek (FL), Meeks (NY), Melancon, Michael, Millender-Schultz, McDonald, Miller (NC), Miller, George, Mitchell, Mollohan, Moore (KS), Moore (WI), Moran (VA), Murphy (CT), Murphy, Patrick, Murtha, Nadler, Neal (MA), Oberstar, Obey, Oliver, Ortiz, Pallone, Pascrell, Pastor, Payne, Pelosi, Perlmutter, Peterson (MN), Pomeroy, Price (NC), Rahall, Rangel, Reyes, Rodriguez, Ross, Rothman, Roybal-Allard, Ruppel, Rush, Ryan (OH), Salazar, Sanchez, Linda T., Sanchez, Loretta, Sarbanes, Schakowsky, Schiff, Schwartz, Scott (GA), Scott (VA), Serrano, Sestak, Shea-Porter, Sherman, Shuler, Sires, Skelton, Slaughter, Smith (WA), Snyder, Solis, Space, Spratt, Stark, Sutton, Tanner, Tauscher, Taylor, Thompson (CA), Thompson (MS), Tierney, Towns, Udall (CO), Udall (NM), Van Hollen, Velazquez, Visclosky, Walz (MN), Wasserman, Waters, Watson, Watt, Waxman, Weiner, Welch (VT), Wexler, Wilson (OH), Woolsey, Wu, Wynn, Yarmuth

NOES—194

- Aderholt, Akin, Alexander, Bachmann, Bachus, Baker, Barrett (SC), Bartlett (MD), Barton (TX), Biggart, Bilbray, Bilirakis, Bishop (UT), Blackburn, Blunt, Boehner, Bonner, Bono, Boozman, Boustany, Brady (TX), Brown (SC), Brown-Waite, Ginny, Buchanan, Burgess, Camp (MI), Campbell (CA), Cannon, Cantor, Capito, Carter, Castle, Chabot, Coble, Cole (OK), Conaway, Crenshaw, Cuban



Culberson Jones (NC) Radanovich  
 Davis (KY) Jordan Regula  
 Davis, David Keller Rehberg  
 Davis, Jo Ann King (IA) Reichert  
 Davis, Tom King (NY) Renzi  
 Deal (GA) Kingston Reynolds  
 Dent Kirk Rogers (AL)  
 Diaz-Balart, L. Kline (MN) Rogers (KY)  
 Diaz-Balart, M. Knollenberg Rogers (MI)  
 Doolittle Kuhl (NY) Rohrabacher  
 Drake LaHood Ros-Lehtinen  
 Dreier Lamborn Roskam  
 Duncan Latham Royce  
 Ehlers LaTourette Ryan (WI)  
 Emerson Lewis (CA) Sali  
 English (PA) Lewis (KY) Saxton  
 Everett Linder Schmidt  
 Fallin LoBiondo Sensenbrenner  
 Feeney Lungren, Daniel Sessions  
 Ferguson E. Shadegg  
 Flake Mack Shays  
 Forbes Manzullo Shimkus  
 Fortenberry Marchant Shuster  
 Fossella McCarthy (CA) Simpson  
 Foxx McCaul (TX) Smith (NE)  
 Franks (AZ) McCotter Smith (NJ)  
 Frelinghuysen McCrery Smith (TX)  
 Gallegly McHenry Souder  
 Garrett (NJ) McHugh Stearns  
 Gerlach McKeon Sullivan  
 Gilchrest Mica Tullivan  
 Gillmor Miller (FL) Tancredo  
 Gingrey Miller (MI) Terry  
 Gohmert Miller, Gary Thornberry  
 Goode Moran (KS) Tiahrt  
 Goodlatte Murphy, Tim Tiberi  
 Granger Musgrave Turner  
 Graves Myrick Upton  
 Hall (TX) Neugebauer Walberg  
 Hastert Nunes Walden (OR)  
 Hastings (WA) Paul Walsh (NY)  
 Hayes Pearce Wamp  
 Heller Pence Weldon (FL)  
 Hensarling Peterson (PA) Weller  
 Herger Petri Westmoreland  
 Hobson Pickering Whitfield  
 Hoekstra Pitts Wicker  
 Hulshof Platts Wilson (NM)  
 Hunter Poe Wilson (SC)  
 Inglis (SC) Porter Wolf  
 Issa Price (GA) Young (AK)  
 Jindal Pryce (OH) Young (FL)  
 Johnson (IL) Putnam

NOT VOTING—11

Burton (IN) Levin Norwood  
 Buyer Lucas Ramstad  
 Calvert McMorris  
 Edwards Rodgers  
 Johnson, Sam Napolitano

So the resolution was agreed to.  
 A motion to reconsider the vote whereby said resolution was agreed to was, by unanimous consent, laid on the table.

¶9.11 ORDER OF BUSINESS—  
 CONSIDERATION OF H.R. 475

On motion of Mr. MCGOVERN, by unanimous consent,

*Ordered*, That it may be in order at any time without intervention of any point of order to consider in the House the bill (H.R. 475) to revise the composition of the House of Representatives Page Board to equalize the number of members representing the majority and minority parties and to include a member representing the parents of pages and a member representing former pages, and for other purposes; the bill shall be considered as read; and the previous question shall be considered as ordered on the bill to final passage without intervening motion except: 30 minutes of debate equally divided and controlled by the chairman and ranking minority member of the Committee on House Administration, and one motion to recommit, with or without instructions.

¶9.12 CLEAN ENERGY

Mr. RANGEL, pursuant to House Resolution 66, called up for consideration the bill (H.R. 6) to reduce our Nation's dependency on foreign oil by investing in clean, renewable and alternative energy resources, promoting new emerging energy alternatives, developing greater efficiency, and creating a Strategic Energy Efficiency and Renewable Reserve to invest in alternative energy, and for other purposes.

Pending consideration of said bill. Mr. PRICE of Georgia, demanded the question of consideration of said bill.

The question being put, viva voce, Shall the House now consider said bill?

The SPEAKER pro tempore, Mr. OBEY, announced that the yeas had it. Mr. PRICE of Georgia, demanded a recorded vote on agreeing to consideration of said bill, which demand was supported by one-fifth of a quorum, so a recorded vote was ordered.

The vote was taken by electronic device.

It was decided in the { Yeas ..... 228  
 affirmative ..... } Nays ..... 193

¶9.13 [Roll No. 37]  
 AYES—228

Abercrombie Dingell Langevin  
 Ackerman Doggett Lantos  
 Allen Donnelly Larsen (WA)  
 Altmiere Doyle Larson (CT)  
 Andrews Edwards Lee  
 Arcuri Ellison Lewis (GA)  
 Baca Ellsworth Lipinski  
 Baird Emanuel Loeb sack  
 Baldwin Engel Lofgren, Zoe  
 Barrow Eshoo Lowey  
 Bean Etheridge Lynch  
 Becerra Farr Mahoney (FL)  
 Berkley Fattah Maloney (NY)  
 Berman Filner Markey  
 Berry Frank (MA) Marshall  
 Bishop (GA) Giffords Matheson  
 Bishop (NY) Gillibrand Matsui  
 Blumenauer Gonzalez McCarthy (NY)  
 Boren Gordon McCollum (MN)  
 Boswell Green, Al McDermott  
 Boucher Green, Gene McGovern  
 Boyd (FL) Grijalva McIntyre  
 Boyda (KS) Gutierrez McNerney  
 Brady (PA) Hall (NY) McNulty  
 Braley (IA) Hare Meehan  
 Brown, Corrine Harman Meek (FL)  
 Butterfield Hastings (FL) Meeks (NY)  
 Capps Hersheth Melancon  
 Capuano Higgins Michaud  
 Cardoza Hill Millender-  
 Carnahan Hinchey McDonald  
 Carney Hinojosa Miller (NC)  
 Carson Hirono Miller, George  
 Castor Hodes Mitchell  
 Clarke Holden Mollohan  
 Clay Honda Moore (KS)  
 Cleaver Hooley Moore (WI)  
 Clyburn Hoyer Moran (VA)  
 Cohen Insole Murphy (CT)  
 Conyers Israel Murtha  
 Cooper Jackson (IL) Nadler  
 Costa Jackson-Lee Napolitano  
 Costello (TX) Neal (MA)  
 Courtney Jefferson Oberstar  
 Cramer Johnson (GA) Obey  
 Crowley Johnson, E. B. Olver  
 Cuellar Jones (OH) Ortiz  
 Cummings Kagen Pallone  
 Davis (AL) Kanjorski Pascrell  
 Davis (CA) Kaptur Pastor  
 Davis (IL) Kennedy Payne  
 Davis, Lincoln Kildee Perlmutter  
 DeFazio Kilpatrick Peterson (MN)  
 DeGette Kind Pomeroy  
 Delahunt Klein (FL) Price (NC)  
 DeLauro Kucinich Rahall  
 Dicks Lampson Rangel

Reyes Sherman Udall (NM)  
 Rodriguez Shuler Van Hollen  
 Ross Sires Velázquez  
 Rothman Skelton Visclosky  
 Roybal-Allard Slaughter Walz (MN)  
 Ruppersberger Smith (WA) Wasserman  
 Rush Snyder Schultz  
 Ryan (OH) Solis Waters  
 Salazar Space Watson  
 Sánchez, Linda Spratt Watt  
 T. Stark Waxman  
 Sanchez, Loretta Stupak Weiner  
 Sarbanes Sutton Welch (VT)  
 Schakowsky Tanner Wexler  
 Schiff Tauscher Wilson (OH)  
 Schwartz Taylor Woolsey  
 Scott (GA) Thompson (CA) Wu  
 Scott (VA) Thompson (MS) Wynn  
 Serrano Tierney Yarmuth  
 Sestak Towns  
 Shea-Porter Udall (CO)

NOES—193

Aderholt Gallegly Nunes  
 Akin Garrett (NJ) Paul  
 Alexander Gerlach Pearce  
 Bachmann Gilchrest Pence  
 Baker Gillmor Peterson (PA)  
 Barrett (SC) Gingrey Petri  
 Bartlett (MD) Gohmert Pickering  
 Barton (TX) Goode Pitts  
 Biggert Goodlatte Platts  
 Bilbray Granger Poe  
 Bilirakis Graves Porter  
 Bishop (UT) Hall (TX) Price (GA)  
 Blackburn Hastert Pryce (OH)  
 Blunt Hastings (WA) Putnam  
 Boehner Hayes Radanovich  
 Bonner Heller Regula  
 Bono Hensarling Rehberg  
 Boozman Herger Reichert  
 Boustany Hobson Renzi  
 Brady (TX) Hoekstra Reynolds  
 Brown (SC) Hulshof Rogers (AL)  
 Brown-Waite, Hunter Rogers (KY)  
 Ginny Inglis (SC) Rogers (MI)  
 Buchanan Issa Rohrabacher  
 Burgess Jindal Ros-Lehtinen  
 Camp (MI) Johnson (IL) Roskam  
 Campbell (CA) Jones (NC) Royce  
 Cannon Jordan Ryan (WI)  
 Cantor Keller Sali  
 Capito King (IA) Saxton  
 Carter King (NY) Schmidt  
 Castle Kingston Sensenbrenner  
 Chabot Kirk Sessions  
 Coble Kline (MN) Shadegg  
 Cole (OK) Knollenberg Shays  
 Conaway Kuhl (NY) Shimkus  
 Crenshaw LaHood Shuster  
 Cubin Lamborn Simpson  
 Culberson Latham Smith (NE)  
 Davis (KY) LaTourette Smith (NJ)  
 Davis, David Lewis (CA) Smith (TX)  
 Davis, Jo Ann Lewis (KY) Souder  
 Davis, Tom Linder Stearns  
 Deal (GA) LoBiondo Sullivan  
 Dent Lungren, Daniel Tancredo  
 Diaz-Balart, L. E. Terry  
 Diaz-Balart, M. Mack Thornberry  
 Doolittle Manzullo Tiahrt  
 Drake Marchant Tiberi  
 Dreier McCarthy (CA) Turner  
 Duncan McCaul (TX) Upton  
 Ehlers McCotter Walberg  
 Emerson McCrery Walden (OR)  
 English (PA) McHenry Walsh (NY)  
 Everett McHugh Wamp  
 Fallin McKeon Weldon (FL)  
 Feeney Mica Weller  
 Ferguson Miller (FL) Westmoreland  
 Flake Miller (MI) Whitfield  
 Forbes Miller, Gary Wicker  
 Fortenberry Moran (KS) Wilson (NM)  
 Fossella Murphy, Tim Wilson (SC)  
 Foxx Musgrave Wolf  
 Franks (AZ) Myrick Young (AK)  
 Frelinghuysen Neugebauer Young (FL)

NOT VOTING—13

Bachus Holt McMorris  
 Burton (IN) Johnson, Sam Rodgers  
 Buyer Levin Murphy, Patrick  
 Calvert Lucas Norwood  
 Chandler

So the House decided to consider said bill.

A motion to reconsider the vote whereby the House decided to consider said resolution.

When said resolution was considered. Pursuant to House Resolution 66, the SPEAKER pro tempore, Mr. OBEY, recognized Messrs. RANGEL, ENGLISH of Pennsylvania, RAHALL, and YOUNG of Alaska, for 30 minutes each, Messrs. PETERSON of Minnesota, GOODLATTE, GORDON of Tennessee, and HALL of Texas, for 15 minutes each.

When said bill was considered. After debate, Pursuant to House Resolution 66, the previous question was ordered on the bill.

The bill was ordered to be engrossed and read a third time, was read a third time by title.

Mr. MCCRERY moved to recommit the bill to the Committee on Ways and Means, the Committee on Natural Resources, the Committee on the Budget, and the Committee on Rules with instructions that each Committee report the same back to the House after the Committee holds hearings on, and considers, the bill.

After debate, By unanimous consent, the previous question was ordered on the motion to recommit with instructions.

The question being put, viva voce, Will the House recommit said bill with instructions?

The SPEAKER pro tempore, Ms. BALDWIN, announced that the nays had it.

Mr. MCCRERY demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The vote was taken by electronic device.

It was decided in the { Yeas ..... 194 negative ..... } Nays ..... 232

9.14 [Roll No. 38] YEAS—194

- Aderholt Chabot Gallegly
Akin Coble Garrett (NJ)
Alexander Cole (OK) Gerlach
Bachmann Conaway Gilchrist
Bachus Crenshaw Gillmor
Baker Cubin Gingrey
Barrett (SC) Culberson Gohmert
Bartlett (MD) Davis (KY) Goode
Barton (TX) Davis, David Goodlatte
Biggert Davis, Jo Ann Granger
Bilbray Davis, Tom Graves
Bilirakis Deal (GA) Hall (TX)
Bishop (UT) Dent Hastert
Blackburn Diaz-Balart, L. Hastings (WA)
Blunt Diaz-Balart, M. Hayes
Boehner Doolittle Heller
Bonner Drake Hensarling
Bono Dreier Herger
Boozman Duncan Hobson
Boustany Ehlers Hoekstra
Brady (TX) Emerson Hulshof
Brown (SC) English (PA) Hunter
Brown-Waite, Everett Inglis (SC)
Ginny Fallin Issa
Buchanan Feeney Jindal
Burgess Ferguson Johnson (IL)
Camp (MI) Flake Jones (NC)
Campbell (CA) Forbes Jordan
Cannon Fortenberry Keller
Cantor Fossella King (IA)
Capito Poxx King (NY)
Carter Franks (AZ) Kingston
Castle Frelinghuysen Kirk

- Kline (MN)
Knollenberg
Kuhl (NY)
LaHood
Lamborn
Latham
LaTourette
Lewis (CA)
Lewis (KY)
Linder
LoBiondo
Lungren, Daniel E.
Mack
Manzullo
Marchant
McCarthy (CA)
McCaul (TX)
McCotter
McCrery
McHugh
McKeon
McMorris Rodgers
Mica
Miller (FL)
Miller (MI)
Miller, Gary
Moran (KS)
Murphy, Tim
Musgrave
Myrick
Neugebauer

- Abercrombie
Ackerman
Allen
Altmire
Andrews
Arcuri
Baca
Baird
Baldwin
Barrow
Bean
Becerra
Berkley
Berman
Berry
Bishop (GA)
Bishop (NY)
Blumenauer
Boren
Boswell
Boucher
Boyd (FL)
Boyd (KS)
Brady (PA)
Braley (IA)
Brown, Corrine
Butterfield
Capps
Capuano
Cardoza
Carnahan
Carney
Carson
Castor
Chandler
Clarke
Clay
Cleaver
Clyburn
Cohen
Conyers
Costa
Costello
Courtney
Cramer
Crowley
Cuellar
Cummings
Davis (AL)
Davis (CA)
Davis (IL)
Davis, Lincoln
DeFazio
DeGette
Delahunt
DeLauro
Dicks
Dingell
Doggett
Donnelly
Doyle
Edwards
Ellison
Ellsworth
Emanuel

- Sessions
Shadegg
Shays
Shimkus
Shuster
Simpson
Smith (NE)
Smith (NJ)
Smith (TX)
Souder
Stearns
Sullivan
Tancredo
Thornberry
Tiahrt
Tiberi
Turner
Upton
Walberg
Walden (OR)
Walsh (NY)
Wamp
Weldon (FL)
Weller
Westmoreland
Whitfield
Wicker
Wilson (NM)
Wilson (SC)
Wolf
Young (AK)
Young (FL)

- Sherman
Shuler
Sires
Skelton
Slaughter
Smith (WA)
Snyder
Solis
Space
Spratt
Stark
Stupak
Sutton
Tanner
Tauscher
Taylor
Terry
Thompson (CA)
Thompson (MS)
Tierney
Towns
Udall (CO)
Udall (NM)
Van Hollen
Velázquez
Visclosky
Walz (MN)
Wasserman
Schultz
Waters
Watson
Watt
Waxman
Weiner
Welch (VT)
Wexler
Wilson (OH)
Woolsey
Wu
Wynn
Yarmuth

NOT VOTING—8

- Burton (IN) Cooper McHenry
Buyer Johnson, Sam Norwood
Calvert Lucas

So the motion to recommit with instructions was not agreed to.

The question being put, viva voce, Will the House pass said bill? The SPEAKER pro tempore, Ms. BALDWIN, announced that the yeas had it.

9.15 POINT OF ORDER

Mr. BLUNT made a point of order against the Chair's announcement of passage of said bill, and said:

"Madam Speaker, I do intend to request a recorded vote. However, I first want to make a point of order that the Chair just failed to properly announce the result of the question of passage by the requisite three-fifths pursuant to clause 5(b) of rule XXI, which requires a three-fifths vote to increase tax rates.

"Section 102 of H.R. 6 proposes to deny a deduction under section 199 of the Internal Revenue Code of 1986 for an income attributable to domestic production of oil, natural gas or primary products thereof.

"Section 199 of the Internal Revenue Code provides for up to a 9 percent deduction in the amount of corporate income that is taxable under section 11(b) of the Code.

"As described in the joint statement of managers accompanying H.R. 4520, which created section 199, when enacted section 199 effectively created a lower percentage rate of tax and therefore reduced the amount of tax proposed by such section. Once fully phased in in 2010, section 199 reduces the tax rate under section 11(b) by 3 points.

"Section 102 of the pending bill proposes to disallow this deduction for certain taxpayers, thus imposing a new, higher percentage of tax, and thereby increasing the amount of tax imposed on a taxpayer under section 11(b).

"The Joint Committee on Taxation has indicated that section 102 will increase tax receipts by \$7.6 billion between 2007 and 2017.

"Therefore, Madam Speaker, since this bill increases taxes, and since that tax burden will ultimately be passed on to every American consumer who owns or operates an automobile, I insist on my point of order and demand that H.R. 6 not be considered as passed unless agreed to by three-fifths of those Members present and voting."

Mr. MCCRERY was recognized to speak to the point of order and said:

NAYS—232

- Marshall
Matheson
Matsui
McCarthy (NY)
McCollum (MN)
McDermott
McGovern
McIntyre
McNerney
McNulty
Meehan
Meek (FL)
Meeks (NY)
Melancon
Michaud
Millender-Donald
Miller (NC)
Miller, George
Mitchell
Mollohan
Moore (KS)
Moore (WI)
Moran (VA)
Murphy (CT)
Murphy, Patrick
Murtha
Nadler
Napolitano
Neal (MA)
Oberstar
Obey
Olver
Ortiz
Pallone
Pascrell
Pastor
Payne
Perlmutter
Peterson (MN)
Pomeroy
Price (NC)
Rahall
Rangel
Reyes
Rodriguez
Ross
Rothman
Roybal-Allard
Ruppersberger
Rush
Ryan (OH)
Salazar
Sanchez, Linda T.
Sanchez, Loretta
Sarbanes
Schakowsky
Schiff
Schwartz
Scott (GA)
Scott (VA)
Serrano
Sestak
Shea-Porter

“This bill should require a three-fifths majority for passage. Madam Speaker, it is important to point out that section 199(d)(6), the subject in this bill, incorporates by reference section 55 of the Internal Revenue Code. Section 55 is specifically identified as a provision subject to the point of order found in clause 5(b) of House rule XXI. By amending section 199, the bill is increasing the applicable rate under section 55 as applied to oil and gas manufacturers.

“Recognizing the connection between section 199 and section 55 is critical to the interpretation of House rule XXI. All of the sections identified in House rule XXI deal with the imposition of taxes, and those sections, in turn, are referenced throughout the Internal Revenue Code.

“For example, Internal Revenue Code section 2(a)(1) defines the term ‘surviving spouse’ for purposes of section 1 as a person whose spouse died up to 2 years before the current tax year. Amending section 2 of the Code to change the definition of a spouse to someone who died only 1 year ago would have the direct effect of increasing the tax rate on widows that is set by section 1 of the Internal Revenue Code.

“By way of further example, one computation method for farm income is found in section 1301 of the Internal Revenue Code. That section of the Code also explicitly references section 1. By changing the methods for computing farm income in section 1301, you can directly raise the tax rate of a farmer that is set by section 1.

“Madam Speaker, here comes the denouement. Madam Speaker, certainly the intent of rule XXI is for the House to clear a higher hurdle, a three-fifths majority, before it increases taxes on farmers or widows. That intent would be just as relevant in this case where a bill effectively raises the tax rate on some American manufacturers.”

Mr. MEEHAN was recognized to speak to the point of order and said:

“Madam Speaker, these guys passed \$14 billion in tax breaks to Big Oil. Now is not the time to redo it.”

The SPEAKER pro tempore, Ms. BALDWIN, overruled the point of order, and said:

“The requirement in clause 5(b) of rule XXI for a three-fifths vote on certain tax measures comprises three elements.

“The first element is that the measure amends one of the subsections of the Internal Revenue Code of 1986 that are cited in the rule. The second element is that the measure does so by imposing a new percentage as a rate of tax. The third element is that in doing so the measure increases the amount of tax imposed by any of those cited subsections of the Code.

“The Chair is unable to find a provision in the bill that fulfills even the first element of the requirement.

“A bill that does not meet any one of the three elements required by clause

5(b) of rule XXI does not carry a Federal income tax rate increase within the meaning of the rule.

“Accordingly, the Chair holds that a majority vote is sufficient to pass H.R. 6, and the Chair properly announced the result of the voice vote on passage.”

Mr. BLUNT appealed the ruling of the Chair.

The question being stated, viva voce. Will the decision of the Chair stand as the judgment of the House?

Mr. McDERMOTT moved to lay the appeal on the table.

The question being put, viva voce. Will the House lay on the table the appeal of the ruling of the Chair?

The Speaker pro tempore, Ms. BALDWIN, announced that the yeas had it.

Mr. BLUNT demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The vote was taken by electronic device.

It was decided in the { Yeas ..... 230  
affirmative ..... { Nays ..... 195

¶9.16 [Roll No. 39]  
YEAS—230

- Abercrombie
- Ackerman
- Allen
- Altmire
- Andrews
- Arcuri
- Baca
- Baird
- Baldwin
- Barrow
- Bean
- Becerra
- Berkley
- Berman
- Berry
- Bishop (GA)
- Bishop (NY)
- Blumenauer
- Boren
- Boswell
- Boucher
- Boyd (FL)
- Boyd (KS)
- Brady (PA)
- Braley (IA)
- Brown, Corrine
- Butterfield
- Capps
- Capuano
- Cardoza
- Carnahan
- Carney
- Carson
- Castor
- Chandler
- Clarke
- Clay
- Cleaver
- Clyburn
- Cohen
- Conyers
- Costa
- Costello
- Courtney
- Cramer
- Crowley
- Cuellar
- Cummings
- Davis (AL)
- Davis (CA)
- Davis (IL)
- Davis, Lincoln
- DeFazio
- DeGette
- DeLaHunt
- DeLauro
- Dicks
- Dingell
- Doggett
- Donnelly
- Doyle
- Edwards
- Ellison
- Ellsworth
- Emanuel
- Engel
- Eshoo
- Etheridge
- Farr
- Fattah
- Filner
- Frank (MA)
- Giffords
- Gillibrand
- Gonzalez
- Gordon
- Green, Al
- Green, Gene
- Grijalva
- Gutierrez
- Hall (NY)
- Hare
- Harman
- Hastings (FL)
- Herseth
- Higgins
- Hill
- Hinchev
- Hinojosa
- Hirono
- Hodes
- Holden
- Holt
- Honda
- Hooley
- Hoyer
- Insee
- Israel
- Jackson (IL)
- Jackson-Lee (TX)
- Jefferson
- Johnson (GA)
- Johnson, E. B.
- Jones (OH)
- Kagen
- Kanjorski
- Kaptur
- Kennedy
- Kildee
- Kilpatrick
- Kind
- Klein (FL)
- Kucinich
- Lampson
- Langevin
- Lantos
- Larsen (WA)
- Larson (CT)
- Lee
- Levin
- Lewis (GA)
- Lipinski
- Loeb
- Lofgren, Zoe
- Lowe
- Lynch
- Mahoney (FL)
- Maloney (NY)
- Markey
- Marshall
- Matheson
- Matsui
- McCarthy (NY)
- McCollum (MN)
- McDermott
- McGovern
- McIntyre
- McNerney
- McNulty
- Meehan
- Meek (FL)
- Meeks (NY)
- Melancon
- Michaud
- Millender-McDonald
- Miller (NC)
- Miller, George
- Mitchell
- Mollohan
- Moore (KS)
- Moore (WI)
- Moran (VA)
- Murphy (CT)
- Murphy, Patrick
- Murtha
- Nadler
- Napolitano
- Neal (MA)
- Oberstar
- Obey
- Olver
- Ortiz
- Pallone
- Pascarella
- Pastor
- Payne
- Perlmutter
- Pomeroy
- Price (NC)
- Rahall
- Rangel
- Reyes

- Rodriguez
- Ross
- Rothman
- Roybal-Allard
- Ruppersberger
- Rush
- Ryan (OH)
- Salazar
- Sanchez, Linda T.
- Sanchez, Loretta
- Sarbanes
- Schakowsky
- Schiff
- Schwartz
- Scott (GA)
- Scott (VA)
- Serrano
- Sestak
- Shea-Porter
- Sherman
- Shuler
- Sires
- Skelton
- Slaughter
- Smith (WA)
- Snyder
- Solis
- Space
- Spratt
- Stark
- Stupak
- Sutton
- Tanner
- Tauscher
- Taylor
- Thompson (CA)
- Thompson (MS)
- Tierney
- Towns
- Udall (CO)
- Udall (NM)
- Van Hollen
- Velázquez
- Visclosky
- Walz (MN)
- Wasserman
- Schultz
- Waters
- Watson
- Watt
- Waxman
- Weiner
- Welch (VT)
- Wexler
- Wilson (OH)
- Woolsey
- Wu
- Wynn
- Yarmuth

NAYS—195

- Aderholt
- Akin
- Alexander
- Bachmann
- Bachus
- Baker
- Barrett (SC)
- Bartlett (MD)
- Barton (TX)
- Biggart
- Bilbray
- Bilirakis
- Bishop (UT)
- Blackburn
- Blunt
- Boehner
- Bonner
- Bono
- Boozman
- Boustany
- Brady (TX)
- Brown (SC)
- Brown-Waite,
- Ginny
- Buchanan
- Burgess
- Camp (MI)
- Campbell (CA)
- Cannon
- Cantor
- Capito
- Carter
- Castle
- Chabot
- Coble
- Cole (OK)
- Conaway
- Crenshaw
- Cubin
- Culberson
- Davis (KY)
- Davis, David
- Davis, Jo Ann
- Davis, Tom
- Deal (GA)
- Dent
- Diaz-Balart, L.
- Diaz-Balart, M.
- Doolittle
- Drake
- Dreier
- Duncan
- Ehlers
- Emerson
- English (PA)
- Everett
- Fallin
- Feeney
- Ferguson
- Flake
- Forbes
- Fortenberry
- Fossella
- Fox
- Franks (AZ)
- Frelinghuysen
- Gallely
- Garrett (NJ)
- Gerlach
- Gilchrest
- Gillmor
- Gingrey
- Gohmert
- Goode
- Goodlatte
- Granger
- Graves
- Hall (TX)
- Hastert
- Hastings (WA)
- Hayes
- Heller
- Hensarling
- Herger
- Hobson
- Hoekstra
- Hulshof
- Hunter
- Inglis (SC)
- Issa
- Jindal
- Johnson (IL)
- Jones (NC)
- Jordan
- Keller
- King (IA)
- King (NY)
- Kingston
- Kirk
- Kline (MN)
- Knollenberg
- Kuhl (NY)
- LaHood
- Lamborn
- Latham
- LaTourette
- Lewis (CA)
- Lewis (KY)
- Linder
- LoBiondo
- Lungren, Daniel
- E.
- Mack
- Manzullo
- Marchant
- McCarthy (CA)
- McCaul (TX)
- McCotter
- McCrery
- McHugh
- McKeon
- McMorris
- Rodgers
- Mica
- Miller (FL)
- Miller (MI)
- Miller, Gary
- Moran (KS)
- Murphy, Tim
- Neal (MA)
- Myrick
- Neugebauer
- Nunes
- Paul
- Pearce
- Pence
- Peterson (PA)
- Petri
- Pickering
- Pitts
- Platts
- Poe
- Porter
- Price (GA)
- Pryce (OH)
- Putnam
- Radanovich
- Ramstad
- Regula
- Rehberg
- Reichert
- Renzi
- Reynolds
- Rogers (AL)
- Rogers (KY)
- Rogers (MI)
- Rohrabacher
- Ros-Lehtinen
- Roskam
- Royce
- Ryan (WI)
- Sali
- Saxton
- Schmidt
- Sensenbrenner
- Sessions
- Shadegg
- Shays
- Shimkus
- Shuster
- Simpson
- Smith (NE)
- Smith (NJ)
- Smith (TX)
- Souder
- Stearns
- Sullivan
- Tancredo
- Terry
- Thornberry
- Tiahrt
- Tiberi
- Turner
- Upton
- Walberg
- Walden (OR)
- Walsh (NY)
- Wamp
- Weldon (FL)
- Weller
- Westmoreland
- Whitfield
- Wicker
- Wilson (NM)
- Wilson (SC)
- Wolf
- Young (AK)
- Young (FL)

NOT VOTING—9

- Burton (IN)
- Buyer
- Calvert
- Cooper
- Johnson, Sam
- Lucas
- McHenry
- Norwood
- Peterson (MN)

So the motion to lay the appeal on the table was agreed to.

A motion to reconsider the vote whereby said motion was agreed to

was, by unanimous consent, laid on the table.

The question being put, viva voce. Will the House pass said bill?

The Speaker pro tempore, Ms. BALDWIN, announced that the yeas had it.

Mr. McDERMOTT demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The vote was taken by electronic device.

It was decided in the { Yeas ..... 264 affirmative ..... { Nays ..... 163

9.17 [Roll No. 40] YEAS—264

- Abercrombie Farr McCollum (MN)
Ackerman Fattah McDermott
Aderholt Ferguson McGovern
Allen Filner McHugh
Altmire Fortenberry McIntyre
Andrews Frank (MA) McNerney
Arcuri Gerlach McNulty
Baca Giffords Meehan
Baird Gilchrest Meek (FL)
Baldwin Gillibrand Meeks (NY)
Bartlett (MD) Gonzalez Melancon
Bean Gordon Michaud
Becerra Green, Al Millender-
Berkley Green, Gene McDonald
Berman Grijalva Miller (MI)
Berry Gutierrez Miller (NC)
Bishop (GA) Hall (NY) Miller, George
Bishop (NY) Hare Mitchell
Blumenauer Harman Mollohan
Boswell Hastings (FL) Moore (KS)
Boucher Hayes Moore (WI)
Boyd (FL) Herseth Moran (VA)
Boyd (KS) Higgins Murphy (CT)
Brady (PA) Hill Murphy, Patrick
Braley (IA) Hinchey Murtha
Brown, Corrine Hinojosa Nadler
Brown-Waite, Hirono Napolitano
Ginny Hodes Neal (MA)
Buchanan Holden Oberstar
Butterfield Holt Obey
Capito Honda Olver
Capps Hooley Ortiz
Capuano Hoyer Pallone
Cardoza Cardoza Pascarell
Carnahan Inslee Pastor
Carney Israel Payne
Carson Jackson (IL) Pelosi
Castle Jackson-Lee Perlmutter
Castor (TX) Peterson (MN)
Chandler Jefferson Petri
Clarke Johnson (GA) Platts
Clay Johnson (IL) Pomeroy
Cleaver Johnson, E. B. Price (NC)
Clyburn Jones (NC) Rahall
Cohen Jones (OH) Ramstad
Conyers Kagen Rangel
Costa Kanjorski Reichert
Costello Kaptur Reyes
Courtney Kennedy Rodriguez
Cramer Kildee Rogers (AL)
Crowley Kilpatrick Ros-Lehtinen
Cuellar Kind Ross
Cummings Kirk Rothman
Davis (AL) Klein (FL) Roybal-Allard
Davis (CA) Knollenberg Ruppertsberger
Davis (IL) Kucinich Rush
Davis, Lincoln Kuhl (NY) Ryan (OH)
DeFazio LaHood Salazar
DeGette Langevin Sanchez, Linda
Delahunt Lantos T.
DeLauro Larsen (WA) Sanchez, Loretta
Dent Larson (CT) Sarbanes
Dicks Lee Saxton
Dingell Levin Schakowsky
Doggett Lewis (GA) Schiff
Donnelly Lipinski Schwartz
Doyle LoBiondo Scott (GA)
Edwards Loeb sack Scott (VA)
Ehlers Lofgren, Zoe Serrano
Ellison Lowey Sestak
Ellsworth Lynch Shays
Emanuel Mahoney (FL) Shea-Porter
Emerson Maloney (NY) Sherman
Engel Markey Shuler
Eshoo Matheson Sires
Etheridge Matsui Skelton
Everett McCarthy (NY) Slaughter

- Smith (NJ)
Smith (WA)
Snyder
Solis
Space
Spratt
Stark
Stupak
Sutton
Tanner
Tauscher
Taylor
Thompson (CA)
Thompson (MS)
Tierney
Towns
Udall (CO)
Udall (NM)
Van Hollen
Velázquez
Visclosky
Walsh (NY)
Walz (MN)
Wasserman
Schultz
Waters
Watson
Watt
Waxman
Weiner
Welch (VT)
Wexler
Wilson (OH)
Wolf
Woolsey
Wu
Wynn
Yarmuth

NAYS—163

- Akin Gallegly
Alexander Garrett (NJ)
Bachmann Gillmor
Bachus Gingrey
Baker Gohmert
Barrett (SC) Goode
Barrow Goodlatte
Barton (TX) Granger
Biggart Graves
Bilbray Hall (TX)
Bilirakis Hastert
Bishop (UT) Hastings (WA)
Blackburn Heller
Blunt Hensarling
Boehner Herger
Bonner Hobson
Bono Hoekstra
Boozman Hulshof
Boren Hunter
Boustany Issa
Brady (TX) Jindal
Brown (SC) Jordan
Burgess Keller
Camp (MI) King (IA)
Campbell (CA) King (NY)
Cannon Kingston
Cantor Kline (MN)
Carter Lamborn
Chabot Lamson
Coble Latham
Cole (OK) LaTourette
Conaway Lewis (CA)
Crenshaw Lewis (KY)
Cubin Linder
Culberson Lungren, Daniel
Davis (KY) E.
Davis, David Mack
Davis, Jo Ann Manullo
Davis, Tom Marchant
Deal (GA) Marshall
Diaz-Balart, L. McCarthy (CA)
Diaz-Balart, M. McCaul (TX)
Doolittle McCotter
Drake McCrery
Dreier McKeon
Duncan McMorris
English (PA) Rodgers
Fallin Mica
Feeney Miller (FL)
Flake Miller, Gary
Forbes Moran (KS)
Fossella Murphy, Tim
Foxy Musgrave
Franks (AZ) Myrick
Frelinghuysen Neugebauer

NOT VOTING—8

- Burton (IN) Cooper McHenry
Buyer Johnson, Sam Norwood
Calvert Lucas

So the bill was passed. A motion to reconsider the vote whereby said bill was passed was, by unanimous consent, laid on the table. Ordered, That the Clerk request the concurrence of the Senate in said bill.

9.18 MESSAGE FROM THE PRESIDENT A message in writing from the President of the United States was communicated to the House by Ms. Wanda Evans, one of his secretaries.

9.19 H. RES. 62—UNFINISHED BUSINESS The SPEAKER, pursuant to clause 8, rule XX, announced the unfinished business to be the motion to suspend the rules and agree to said resolution (H. Res. 62) congratulating the Grand Valley State University Lakers for

winning the 2006 NCAA Division II Football National Championship.

The question being put, Will the House suspend the rules and agree to said resolution?

The vote was taken by electronic device.

It was decided in the { Yeas ..... 422 affirmative ..... { Nays ..... 0

9.20 [Roll No. 41] YEAS—422

- Abercrombie Cubin Herseth
Ackerman Cuellar Higgins
Aderholt Culberson Hill
Akin Cummings Hinchey
Alexander Davis (AL) Hinojosa
Allen Davis (CA) Hirono
Altmire Davis (IL) Hobson
Andrews Davis (KY) Hodes
Arcuri Davis, David Hoekstra
Baca Davis, Jo Ann Holden
Bachmann Davis, Lincoln Holt
Bachus Davis, Tom Honda
Baird Deal (GA) Hooley
Baker DeFazio Hoyer
Baldwin DeGette Hulshof
Barrett (SC) Delahunt Hunter
Barrow DeLauro Inglis (SC)
Bartlett (MD) Dent Inslee
Barton (TX) Diaz-Balart, L. Israel
Bean Diaz-Balart, M. Issa
Becerra Dicks Jackson (IL)
Berkley Dingell Jackson-Lee
Berman Doggett (TX)
Berry Donnelly Jefferson
Biggart Doolittle Jindal
Bilbray Doyle Johnson (GA)
Bilirakis Drake Johnson (IL)
Bishop (GA) Dreier Johnson, E. B.
Bishop (NY) Duncan Jones (OH)
Bishop (UT) Edwards Jordan
Blumenauer Blackburn Ehlers
Blunt Ellison Kanjorski
Boehner Ellsworth Kaptur
Bonner Emanuel Keller
Bono Emerson Kennedy
Boozman Engel Kildee
Boren English (PA) Kilpatrick
Boswell Eshoo Kind
Boucher Etheridge King (IA)
Butterfield Everett King (NY)
Capuano Fallin Kingston
Cardoza Farr Kirk
Carnahan Boyd (KS) Klein (FL)
Carney Brady (PA) Feeney Kline (MN)
Carson Ferguson Knollenberg
Castle Jackson-Lee Kucinich
Castor (TX) Filner Kuhl (NY)
Chandler Jefferson Flake LaHood
Clarke Johnson (GA) Forbes
Clay Johnson (IL) Fortenberry
Cleaver Johnson, E. B. Fossella
Clyburn Jones (NC) Rahall
Cohen Jones (OH) Ramstad
Conyers Kagen Rangel
Costa Kanjorski Reichert
Costello Kaptur Reyes
Courtney Kennedy Rodriguez
Cramer Kildee Rogers (AL)
Crowley Kilpatrick Ros-Lehtinen
Cuellar Kind Ross
Cummings Kirk Rothman
Davis (AL) Klein (FL) Roybal-Allard
Davis (CA) Knollenberg Ruppertsberger
Davis (IL) Kucinich Rush
Davis, Lincoln Kuhl (NY) Ryan (OH)
DeFazio LaHood Salazar
DeGette Langevin Sanchez, Linda
Delahunt Lantos T.
DeLauro Larsen (WA) Sanchez, Loretta
Dent Larson (CT) Sarbanes
Dicks Lee Saxton
Dingell Levin Schakowsky
Doggett Lewis (GA) Schiff
Donnelly Lipinski Schwartz
Doyle LoBiondo Scott (GA)
Edwards Loeb sack Scott (VA)
Ehlers Lofgren, Zoe Serrano
Ellison Lowey Sestak
Ellsworth Lynch Shays
Emanuel Mahoney (FL) Shea-Porter
Emerson Maloney (NY) Sherman
Engel Markey Shuler
Eshoo Matheson Sires
Etheridge Matsui Skelton
Everett McCarthy (NY) Slaughter

McCrery	Porter	Smith (NJ)
McDermott	Price (GA)	Smith (TX)
McGovern	Price (NC)	Smith (WA)
McHugh	Pryce (OH)	Snyder
McIntyre	Putnam	Solis
McKeon	Radanovich	Souder
McMorris	Rahall	Space
Rodgers	Ramstad	Spratt
McNerney	Rangel	Stearns
McNulty	Regula	Stupak
Meehan	Rehberg	Sullivan
Meek (FL)	Reichert	Sutton
Meeks (NY)	Renzi	Tancredo
Melancon	Reyes	Tanner
Mica	Reynolds	Tauscher
Michaud	Rodriguez	Taylor
Millender-	Rogers (AL)	Terry
McDonald	Rogers (KY)	Thompson (CA)
Miller (FL)	Rogers (MI)	Thompson (MS)
Miller (MI)	Rohrabacher	Thornberry
Miller (NC)	Ros-Lehtinen	Tiahrt
Miller, Gary	Roskam	Tiberi
Miller, George	Ross	Tierney
Mitchell	Rothman	Towns
Mollohan	Roybal-Allard	Udall (CO)
Moore (KS)	Royce	Udall (NM)
Moore (WI)	Ruppersberger	Upton
Moran (KS)	Rush	Van Hollen
Moran (VA)	Ryan (OH)	Velázquez
Murphy (CT)	Ryan (WI)	Viscosky
Murphy, Patrick	Salazar	Walberg
Murphy, Tim	Sali	Walden (OR)
Murtha	Sánchez, Linda	Walsh (NY)
Myrick	T.	Walz (MN)
Nadler	Sanchez, Loretta	Wamp
Napolitano	Sarbanes	Wasserman
Neal (MA)	Saxton	Schultz
Neugebauer	Schakowsky	Waters
Nunes	Schiff	Watson
Oberstar	Schmidt	Watt
Obey	Schwartz	Waxman
Oliver	Scott (GA)	Weiner
Ortiz	Scott (VA)	Welch (VT)
Pallone	Sensenbrenner	Weldon (FL)
Pascarell	Serrano	Weller
Pastor	Sessions	Westmoreland
Paul	Sestak	Wexler
Payne	Shadegg	Whitfield
Pearce	Shays	Wicker
Pelosi	Shea-Porter	Wilson (NM)
Pence	Sherman	Wilson (OH)
Perlmutter	Shimkus	Wilson (SC)
Peterson (MN)	Shuler	Wolf
Peterson (PA)	Shuster	Woolsey
Petri	Simpson	Wu
Pickering	Sires	Wynn
Pitts	Skelton	Yarmuth
Platts	Slaughter	Young (AK)
Pomeroy	Smith (NE)	Young (FL)

## NOT VOTING—13

Burton (IN)	Jones (NC)	Poe
Buyer	Lucas	Stark
Calvert	McHenry	Turner
Cooper	Musgrave	
Johnson, Sam	Norwood	

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said resolution was agreed to.

A motion to reconsider the vote whereby the rules were suspended and said resolution was agreed to was, by unanimous consent, laid on the table.

¶9.21 COMMITTEE RESIGNATION—  
MAJORITY

The SPEAKER pro tempore, Ms. BALDWIN, laid before the House the following communication, which was read as follows:

CONGRESS OF THE UNITED STATES,  
HOUSE OF REPRESENTATIVES,  
Washington, DC, January 18, 2007.  
Hon. NANCY PELOSI,  
Speaker, House of Representatives,  
Washington, DC.

DEAR MADAM SPEAKER: This letter is to advise you that, effective today, I am taking a leave of absence from the House Armed Services Committee in order to serve on the House Permanent Select Committee on Intelligence. I understand that I will retain my

seniority on the Armed Services Committee for the duration of my leave.

Thank you for your assistance with this matter.

Sincerely,

JAMES R. LANGEVIN,  
Member of Congress.

The SPEAKER pro tempore, Ms. BALDWIN, without objection, the resignation was accepted.

¶9.22 COMMITTEE ELECTION—MAJORITY

Mr. MCGOVERN, by direction of the Democratic Caucus, submitted the following privileged resolution (H. Res. 75):

*Resolved*, That the following named Members and Delegate be and are hereby elected to the following standing committees of the House of Representatives:

(1) COMMITTEE ON ARMED SERVICES.—Mr. Meek of Florida (to rank immediately after Mr. Cummings).

(2) COMMITTEE ON FINANCIAL SERVICES.—Mr. Boren.

(3) COMMITTEE ON THE JUDICIARY.—Mr. Berman, Mr. Boucher, Mr. Nadler, Mr. Scott of Virginia, Mr. Watt, Ms. Zoe Lofgren of California, Ms. Jackson-Lee of Texas, Ms. Waters, Mr. Meehan, Mr. Delahunt, Mr. Wexler, Ms. Linda T. Sánchez of California, Mr. Cohen, Mr. Johnson of Georgia, Mr. Gutierrez, Mr. Sherman, Mr. Weiner, Mr. Schiff, Mr. Davis of Alabama, Mr. Ellison.

(4) COMMITTEE ON NATURAL RESOURCES.—Mr. Kildee, Mr. Faleomavaega, Mr. Abercrombie, Mr. Ortiz, Mr. Pallone, Mrs. Christensen, Mrs. Napolitano, Mr. Holt, Mr. Grijalva, Ms. Bordallo, Mr. Costa, Mr. Boren, Mr. Sarbanes, Mr. George Miller of California, Mr. Markey, Mr. DeFazio, Mr. Hinchey, Mr. Kennedy, Mr. Kind, Mrs. Capps, Mr. Inslee, Mr. Udall of Colorado, Mr. Baca, Ms. Solis, Ms. Herseth, Mr. Shuler.

(5) COMMITTEE ON SCIENCE AND TECHNOLOGY.—Mr. Costello, Ms. Eddie Bernice Johnson of Texas, Ms. Woolsey, Mr. Udall of Colorado, Mr. Wu, Mr. Baird, Mr. Miller of North Carolina, Mr. Lipinski, Mr. Lampson, Ms. Giffords, Mr. McNerney, Mr. Rothman, Mr. Honda, Mr. Matheson, Mr. Ross, Mr. Chandler, Mr. Carnahan, Mr. Melancon, Mr. Hill, Mr. Mitchell, Mr. Wilson of Ohio.

(6) COMMITTEE ON VETERANS' AFFAIRS.—Ms. Berkley (to rank immediately after Mr. Doyle), Mr. Walz of Minnesota.

When said resolution was considered and agreed to.

A motion to reconsider the vote whereby said resolution was agreed to was, by unanimous consent, laid on the table.

¶9.23 JOINT ECONOMIC COMMITTEE

The SPEAKER pro tempore, Ms. BALDWIN, pursuant to 15 United States Code 1024(a), and the order of the House of January 4, 2007, announced the Speaker appointed the following Member of the House to the Joint Economic Committee: Mrs. MALONEY, New York.

*Ordered*, That the Clerk notify the Senate of the foregoing appointment.

¶9.24 COMMUNICATION REGARDING  
SUBPOENA

The SPEAKER pro tempore, Ms. BALDWIN, laid before the House the following communication from Mr. CHABOT :

CONGRESS OF THE UNITED STATES,  
HOUSE OF REPRESENTATIVES,  
Washington, DC, January 17, 2007.

Hon. NANCY PELOSI,  
Speaker, House of Representatives,  
Washington, DC.

DEAR MADAM SPEAKER: This is to notify you formally, pursuant to Rule VIII of the Rules of the House of Representatives, that I have been served with three subpoenas, issued by the Municipal Court of Hamilton County, Ohio, for testimony in criminal cases.

I do not appear to have any relevant or material testimony to offer, and the parties who issued the subpoenas have declined to inform me what testimony they seek from me. Accordingly, after consultation with the Office of General Counsel, I have determined that compliance with the subpoenas is inconsistent with the precedents and privileges of the House.

Sincerely,

STEVE CHABOT,  
Member of Congress.

¶9.25 MESSAGE FROM THE PRESIDENT—  
NATIONAL EMERGENCY WITH RESPECT  
TO TERRORISM

The SPEAKER pro tempore, Ms. BALDWIN, laid before the House a message from the President, which was read as follows:

*To the Congress of the United States:*

Section 202(d) of the National Emergencies Act (50 U.S.C. 1622(d)) provides for the automatic termination of a national emergency unless, prior to the anniversary date of its declaration, the President publishes in the *Federal Register* and transmits to the Congress a notice stating that the emergency is to continue in effect beyond the anniversary date. In accordance with this provision, I have sent to the *Federal Register* for publication the enclosed notice, stating that the emergency declared with respect to foreign terrorists who threaten to disrupt the Middle East peace process is to continue in effect beyond January 23, 2007. The most recent notice continuing this emergency was published in the *Federal Register* on January 20, 2006 (71 FR 3407).

The crisis with respect to the grave acts of violence committed by foreign terrorists that disrupt the Middle East peace process and that led to the declaration of a national emergency on January 23, 1995, as expanded on August 20, 1998, has not been resolved. Terrorist groups continue to engage in activities that have the purpose or effect of threatening the Middle East peace process and that are hostile to United States interests in the region. Such actions constitute an unusual and extraordinary threat to the national security, foreign policy, and economy of the United States. For these reasons, I have determined that it is necessary to continue the national emergency declared with respect to foreign terrorists who threaten to disrupt the Middle East peace process and to maintain in force the economic sanctions against them to respond to this threat.

GEORGE W. BUSH.  
THE WHITE HOUSE, January 18, 2007.

By unanimous consent, the message, together with the accompanying papers, was referred to the Committee on

Foreign Affairs and ordered to be printed (H. Doc. 110-8).

9.26 LEAVE OF ABSENCE

By unanimous consent, leave of absence was granted—

To Mr. LEVIN, for today until 1 p.m.; and

To Mr. RAMSTAD, for today until 2 p.m.

And then,

9.27 ADJOURNMENT

On motion of Mr. BARTLETT of Maryland, at 10 o'clock and 35 minutes p.m., the House adjourned.

9.28 PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XII, public bills and resolutions were introduced and severally referred, as follows:

By Mr. GORDON:

H.R. 547. A bill to facilitate the development of markets for alternative fuels and Ultra Low Sulfur Diesel fuel through research, development, and demonstration and data collection; to the Committee on Science and Technology.

By Mr. DEFAZIO (for himself, Mr. MICHAUD, Mr. ALLEN, Ms. LEE, Ms. JACKSON-LEE of Texas, Ms. SLAUGHTER, Ms. KAPTUR, Mr. WELCH of Vermont, Mr. COSTELLO, Ms. SUTTON, Mr. HINCHEY, Mr. HALL of New York, Mr. LIPINSKI, Mr. MELANCON, Mr. WU, and Mrs. TAUSCHER):

H.R. 548. A bill to establish a Congressional Trade Office; to the Committee on Ways and Means.

By Mr. CAMP of Michigan (for himself, Mr. TANNER, and Ms. PRYCE of Ohio):

H.R. 549. A bill to amend the Internal Revenue Code of 1986 to increase, extend, and make permanent the above-the-line deduction for certain expenses of elementary and secondary school teachers; to the Committee on Ways and Means.

By Mr. McNULTY (for himself and Mr. CAMP of Michigan):

H.R. 550. A bill to amend the Internal Revenue Code of 1986 to extend the investment tax credit with respect to solar energy property and qualified fuel cell property, and for other purposes; to the Committee on Ways and Means.

By Mrs. DAVIS of California (for herself, Mr. HERGER, Ms. ZOE LOFGREN of California, Ms. ROYBAL-ALLARD, Ms. WOOLSEY, Mr. CARDOZA, Ms. MATSUI, Mr. FARR, Mrs. TAUSCHER, Mr. McNERNEY, Mr. SCHIFF, Mr. HONDA, Mr. COSTA, Mr. FILNER, Mr. BILBRAY, Mr. CALVERT, Mr. WAXMAN, Mr. BERMAN, and Mr. LANTOS):

H.R. 551. A bill to amend the Internal Revenue Code of 1986 with respect to the eligibility of veterans for mortgage bond financing, and for other purposes; to the Committee on Ways and Means.

By Mr. LEWIS of Georgia (for himself and Mr. PICKERING):

H.R. 552. A bill to amend title XVIII of the Social Security Act to provide coverage for cardiac rehabilitation and pulmonary rehabilitation services; to the Committee on Energy and Commerce, and in addition to the Committee on Ways and Means, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mrs. BIGGERT (for herself, Mr. ROGERS of Michigan, Mr. EHLERS, Mr. GUTIERREZ, Mr. LEVIN, Ms. KAPTUR,

Mr. McCOTTER, Mr. PETRI, Mr. HOEKSTRA, Mr. HIGGINS, Mr. LIPINSKI, Mr. DINGELL, Mr. KIRK, Mr. WALSH of New York, Ms. SLAUGHTER, Mr. KILDEE, Mr. CAMP of Michigan, Mr. CONYERS, Ms. SUTTON, Mr. STUPAK, Mrs. MILLER of Michigan, Mr. REYNOLDS, Mr. UPTON, Mr. EMANUEL, and Mr. MCHUGH):

H.R. 553. A bill to require the Secretary of the Army to operate and maintain as a system the Chicago Sanitary and Ship Canal dispersal barriers; to the Committee on Transportation and Infrastructure.

By Mr. McGOVERN (for himself and Mr. RENZI):

H.R. 554. A bill to provide for the protection of paleontological resources on Federal lands, and for other purposes; to the Committee on Natural Resources, and in addition to the Committee on Agriculture, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. RUSH (for himself, Mr. BOUCHER, Mr. GUTIERREZ, Mr. WYNN, Mr. TOWNS, Mr. CLEAVER, and Mr. CUMMINGS):

H.R. 555. A bill to amend the Communications Act of 1934 to require the Federal Communications Commission to prescribe rules regulating inmate telephone service rates; to the Committee on Energy and Commerce.

By Mrs. MALONEY of New York (for herself, Ms. PRYCE of Ohio, Mr. CROWLEY, Mr. BLUNT, Mr. FRANK of Massachusetts, Mr. BACHUS, Mr. GUTIERREZ, Mr. PAUL, Mr. ACKERMAN, Mr. BAKER, Ms. BEAN, Mrs. BIGGERT, Mr. CLEAVER, Mr. CUMMINGS, Mr. FOSSELLA, Mr. GARRETT of New Jersey, Mr. GILLMOR, Mr. AL GREEN of Texas, Mr. HINOJOSA, Ms. HOOLEY, Mr. KING of New York, Mr. KLEIN of Florida, Mr. LANGEVIN, Mr. LYNCH, Mr. MANZULLO, Mr. McCOTTER, Mr. MEEKS of New York, Mr. GARY G. MILLER of California, Mr. MOORE of Kansas, Ms. MOORE of Wisconsin, Mrs. MYRICK, Mr. REYNOLDS, Ms. ROS-LEHTINEN, Mr. SCOTT of Georgia, Mr. SMITH of Texas, Mr. REICHERT, and Ms. WATSON):

H.R. 556. A bill to ensure national security while promoting foreign investment and the creation and maintenance of jobs, to reform the process by which such investments are examined for any effect they may have on national security, to establish the Committee on Foreign Investment in the United States, and for other purposes; to the Committee on Financial Services, and in addition to the Committees on Energy and Commerce, and Foreign Affairs, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. BRADY of Pennsylvania:

H.R. 557. A bill to amend the Small Business Act to direct the Administrator of the Small Business Administration to establish a vocational and technical entrepreneurship development program; to the Committee on Small Business.

By Mr. DAVIS of Alabama (for himself, Mr. CONYERS, Mr. THOMPSON of Mississippi, Mr. BUTTERFIELD, Mr. SCOTT of Georgia, Mr. BISHOP of Georgia, Mr. CLAY, Mr. MOORE of Kansas, and Mr. COHEN):

H.R. 558. A bill to provide relief for African-American farmers filing claims in the cases of Pigford v. Veneman and Brewington v. Veneman; to the Committee on the Judiciary, and in addition to the Committee on Agriculture, for a period to be subsequently determined by the Speaker, in each case for

consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. DELAHUNT (for himself, Ms. HERSETH, and Mr. INSLEE):

H.R. 559. A bill to promote renewable fuel and energy security of the United States, and for other purposes; to the Committee on Energy and Commerce, and in addition to the Committees on Oversight and Government Reform, and the Judiciary, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. DOOLITTLE:

H.R. 560. A bill to establish a pilot program to eliminate certain restrictions on eligible certified development companies; to the Committee on Small Business.

By Mr. ENGLISH of Pennsylvania:

H.R. 561. A bill to expand visa waiver program to countries on a probationary basis, and for other purposes; to the Committee on the Judiciary.

By Mr. ENGLISH of Pennsylvania (for himself and Mr. POMEROY):

H.R. 562. A bill to amend title XVIII of the Social Security Act to ensure and foster continued patient quality of care by establishing facility and patient criteria for long-term care hospitals and related improvements under the Medicare Program; to the Committee on Ways and Means.

By Mr. HUNTER (for himself, Mr. POE, Mr. JONES of North Carolina, Mr. TANCREDO, Mr. ROHRBACHER, Mr. GOODE, Mr. BURTON of Indiana, Mrs. MUSGRAVE, Mr. ROYCE, Mr. DUNCAN, Mr. BARTLETT of Maryland, Mr. HERGER, Mr. COLE of Oklahoma, Mr. BARRETT of South Carolina, Mr. CARTER, Mr. PORTER, Mr. McCOTTER, Mr. BURGESS, Mr. GERLACH, Mr. MICA, Mr. SAXTON, Mr. DAVIS of Kentucky, Mr. SESSIONS, Mr. CANTOR, Mr. HOBSON, Mr. LAHOOD, Mr. WALSH of New York, Mr. TERRY, Ms. FOX, Mr. HASTINGS of Washington, Mr. WELDON of Florida, Mr. BISHOP of Utah, Mr. KIRK, Mr. ROGERS of Alabama, Mrs. MYRICK, Mr. STEARNS, Mr. RENZI, Mr. BONNER, Mr. BAKER, Mr. PETERSON of Pennsylvania, Mr. EVERETT, Mr. CANNON, Mrs. CUBIN, Mr. SHADEGG, Mr. SHIMKUS, Mr. COBLE, Mr. ENGLISH of Pennsylvania, Mr. GILCHRIST, Mr. HAYES, Mr. LEWIS of Kentucky, Mr. ROGERS of Kentucky, Mr. DAVID DAVIS of Tennessee, Mr. PEARCE, Mr. GINGREY, Mr. GARY G. MILLER of California, Mr. LOBIONDO, Mr. TIBERI, Mr. WHITFIELD, Mr. LATOURETTE, Mr. YOUNG of Florida, Mrs. BLACKBURN, Mr. PITTS, Mr. SMITH of New Jersey, Mr. SULLIVAN, Mr. MANZULLO, Mr. MCHUGH, Mr. WILSON of South Carolina, Mr. MCKEON, Mr. AKIN, Mr. KINGSTON, and Mr. TIAHRT):

H.R. 563. A bill to vacate further proceedings in the prosecution of certain named persons; to the Committee on the Judiciary, and in addition to the Committee on Homeland Security, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. JEFFERSON:

H.R. 564. A bill to amend the Small Business Act to ensure that when a small business participating in the 8(a) business development program is affected by a catastrophic incident, the period in which it can participate is extended by 18 months; to the Committee on Small Business.



By Mr. JEFFERSON:

H.R. 565. A bill to amend the Small Business Act to improve the availability of disaster loans to individuals and businesses affected by catastrophic incidents; to the Committee on Small Business.

By Ms. EDDIE BERNICE JOHNSON of Texas (for herself, Mr. LEWIS of Georgia, Ms. CORRINE BROWN of Florida, Mr. BUTTERFIELD, Mr. CUMMINGS, Mr. JEFFERSON, Mr. PAYNE, Mr. BISHOP of Georgia, Ms. JACKSON-LEE of Texas, Mr. EDWARDS, and Mr. WYNN):

H.R. 566. A bill to waive the time limitations specified by law for the award of certain military decorations in order to allow the posthumous award of the Medal of Honor to Doris Miller for actions while a member of the Navy during World War II; to the Committee on Armed Services.

By Ms. EDDIE BERNICE JOHNSON of Texas (for herself, Mr. YOUNG of Alaska, Mr. LAMPSON, Mr. MOORE of Kansas, Mr. ENGEL, Mrs. MCCARTHY of New York, Mr. CONYERS, Mr. FRANK of Massachusetts, Ms. LEE, Ms. HIRONO, Mr. ORTIZ, Mr. BERMAN, Mr. HARE, Mr. POMEROY, Mrs. CAPITO, Mr. RANGEL, Ms. JACKSON-LEE of Texas, Ms. BORDALLO, Mr. COHEN, Ms. SCHAKOWSKY, Mr. FORTENBERRY, Ms. HARMAN, Mr. MILLER of Florida, Mr. CUELLAR, Mr. LEWIS of Kentucky, Mr. MCCAUL of Texas, Mr. HINOJOSA, and Mr. BISHOP of New York):

H.R. 567. A bill to ensure Pell Grant eligibility for any student whose parent or guardian died as a result of performing military service in Iraq or Afghanistan after September 11, 2001; to the Committee on Education and Labor.

By Mr. MATHESON (for himself, Ms. GINNY BROWN-WAITE of Florida, Mr. FRANK of Massachusetts, Mr. DAVIS of Kentucky, Ms. WATERS, Mrs. BIGGERT, and Mr. GARY G. MILLER of California):

H.R. 568. A bill to amend section 255 of the National Housing Act to remove the limitation on the number of reverse mortgages that may be insured under the FHA mortgage insurance program for such mortgages; to the Committee on Financial Services.

By Mr. PASCRELL (for himself, Mr. CAMP of Michigan, and Mr. CAPUANO):

H.R. 569. A bill to amend the Federal Water Pollution Control Act to authorize appropriations for sewer overflow control grants; to the Committee on Transportation and Infrastructure.

By Mr. ROGERS of Michigan (for himself, Mr. FOSSELLA, Mr. MCCAUL of Texas, Mr. HAYES, Mr. SHIMKUS, Mr. EHLERS, Mr. KNOLLENBERG, and Mr. MCCOTTER):

H.R. 570. A bill to provide grants from moneys collected from violations of the corporate average fuel economy program to be used to expand infrastructure necessary to increase the availability of alternative fuels; to the Committee on Energy and Commerce.

By Mr. TANCREDO:

H.R. 571. A bill to require additional tariffs be imposed on products of any nonmarket economy country until the President certifies to the Congress that the country is a market economy country, and to direct the Secretary of the Treasury to deposit the amounts generated from those tariffs into the Social Security trust funds; to the Committee on Ways and Means.

By Mr. TOWNS:

H.R. 572. A bill to establish the Comprehensive Immigration Reform Commission; to the Committee on the Judiciary.

By Mr. VISCLOSKEY:

H.R. 573. A bill to amend the Act entitled "An Act to provide for the establishment of the Indiana Dunes National Lakeshore, and

for other purposes" to clarify the authority of the Secretary of the Interior to accept donations of lands that are contiguous to the Indiana Dunes National Lakeshore, and for other purposes; to the Committee on Natural Resources.

By Mr. WHITFIELD:

H.R. 574. A bill to ensure the safety of residents and visitors to Lake Barkley, Kentucky, and to improve recreation, navigation, and the economic vitality of the lake's region, the Army Corps of Engineers, together with any other Federal agency that has the authority to change the pool elevation of such lake, shall establish a pilot program to maintain the pool elevation of such lake at 359 feet until after the first Monday in September; to the Committee on Transportation and Infrastructure.

By Mr. TANCREDO:

H.J. Res. 19. A joint resolution proposing an amendment to the Constitution of the United States to establish English as the official language of the United States; to the Committee on the Judiciary.

By Ms. EDDIE BERNICE JOHNSON of Texas (for herself, Mr. DAVIS of Illinois, Mr. RANGEL, Mr. GORDON, Mr. COSTELLO, Mr. ROHRBACHER, Ms. NORTON, Mr. EHLERS, Ms. JACKSON-LEE of Texas, Ms. KILPATRICK, Mr. HOLT, and Ms. MATSUI):

H. Con. Res. 34. Concurrent resolution honoring the life of Percy Lavon Julian, a pioneer in the field of organic chemistry research and development and the first and only African American chemist to be inducted into the National Academy of Sciences; to the Committee on Science and Technology.

By Ms. LEE (for herself, Mrs. CHRISTENSEN, Ms. WATERS, Mr. TOWNS, and Ms. KILPATRICK):

H. Con. Res. 35. Concurrent resolution supporting the goals and ideals of National Black HIV/AIDS Awareness Day; to the Committee on Energy and Commerce.

By Mr. TANCREDO:

H. Con. Res. 36. Concurrent resolution recognizing the importance of Western civilization; to the Committee on Education and Labor.

By Mr. TANCREDO:

H. Con. Res. 37. Concurrent resolution expressing the sense of Congress with regard to pardoning Border Patrol agents Ignacio Ramos and Jose Compean; to the Committee on the Judiciary.

By Mr. BACA (for himself, Mr. SCHIFF, Mr. AL GREEN of Texas, Mr. BUTTERFIELD, Mr. CLAY, Ms. HARMAN, Ms. JACKSON-LEE of Texas, Ms. EDDIE BERNICE JOHNSON of Texas, Mr. LANTOS, Ms. ZOE LOFGREN of California, Mr. MCDERMOTT, Mr. DOYLE, Mr. HONDA, Mrs. DAVIS of California, Ms. MCCOLLUM of Minnesota, Mrs. CAPPUS, Ms. KAPTUR, Mr. SERRANO, Mr. ORTIZ, Mrs. NAPOLITANO, Mr. GONZALEZ, Ms. ROYBAL-ALLARD, Mr. BECERRA, Mr. FILNER, Mr. DINGELL, Ms. MILLENDER-MCDONALD, Mr. GRIJALVA, Mr. GUTIERREZ, Ms. VELÁZQUEZ, Mr. SALAZAR, Mr. RODRIGUEZ, Mr. PASTOR, Mr. CUELLAR, Mr. HINOJOSA, Ms. LINDA T. SÁNCHEZ of California, Ms. LEE, Mr. SIREs, and Mr. REYES):

By Mr. EMANUEL:

H. Res. 73. A resolution electing Members to a certain standing committee of the House of Representatives; considered and agreed to.

By Mr. PUTNAM:

H. Res. 74. A resolution electing minority members to certain committees of the House of Representatives; considered and agreed to.

By Mr. EMANUEL:

H. Res. 75. A resolution electing Members and Delegates to certain standing commit-

tees of the House of Representatives; considered and agreed to.

H. Res. 76. A resolution urging the establishment and observation of a legal public holiday in honor of Cesar E. Chavez; to the Committee on Oversight and Government Reform.

By Mr. REHBERG:

H. Res. 77. A resolution amending the Rules of the House of Representatives to establish the Committee on Indian Affairs; to the Committee on Rules.

#### ¶9.29 PRIVATE BILLS AND RESOLUTIONS

Under clause 3 of rule XII,

Mr. GENE GREEN of Texas introduced a bill (H.R. 575) for the relief of Enrique Soriano, Cleotilde Soriano, and Areli Soriano; which was referred to the Committee on the Judiciary.

#### ¶9.30 ADDITIONAL SPONSORS

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

H.R. 11: Ms. JACKSON-LEE of Texas, Mr. UDALL of New Mexico, Mr. MORAN of Virginia, and Mr. WEINER.

H.R. 14: Mr. PORTER, Mr. PRICE of Georgia, Ms. PRYCE of Ohio, Mr. GARRETT of New Jersey, Mr. MCKEON, Mr. MILLER of Florida, and Mr. COBLE.

H.R. 16: Mr. PAYNE.

H.R. 22: Mr. CALVERT and Mr. BROWN of South Carolina.

H.R. 25: Mr. MORAN of Kansas.

H.R. 65: Mr. HINOJOSA, Ms. WOOLSEY, Mr. SHUSTER, Mr. LEWIS of Kentucky, Mr. AL GREEN of Texas, Mr. CHANDLER, and Mr. HIGGINS.

H.R. 83: Mr. MCCOTTER.

H.R. 89: Mrs. DAVIS of California.

H.R. 101: Mr. STARK and Mr. HASTINGS of Florida.

H.R. 129: Mr. SIREs.

H.R. 130: Mr. SIREs.

H.R. 136: Mr. GARY G. MILLER of California.

H.R. 137: Mr. ANDREWS, Mr. COBLE, Mr. LARSEN of Washington, Mr. MCNERNEY, Mr. COURTNEY, Mr. BACHUS, and Mr. BRADY of Pennsylvania.

H.R. 161: Mr. GRIJALVA and Mr. GONZALEZ.

H.R. 180: Mr. ALLEN and Mr. MILLER of North Carolina.

H.R. 192: Mr. TERRY.

H.R. 196: Mr. SALAZAR and Mr. LEWIS of Kentucky.

H.R. 206: Mr. GRIJALVA.

H.R. 211: Mr. CAMP of Michigan.

H.R. 237: Mr. PEARCE.

H.R. 278: Mr. RUSH, Mr. INSLEE, Mr. BRALEY of Iowa, Mr. SHIMKUS, and Mr. PETERSON of Pennsylvania.

H.R. 303: Mr. LEWIS of Kentucky and Mrs. DAVIS of California.

H.R. 312: Ms. SHEA-PORTER, Ms. CARSON, Mr. PITTS, and Mr. HINOJOSA.

H.R. 322: Mr. STEARNS.

H.R. 324: Mr. GALLEGLY, Mr. MCCOTTER, Ms. GRANGER, and Mr. PLATTS.

H.R. 327: Mr. ISRAEL, Mr. KAGEN, Mr. KLEIN of Florida, Mr. WALZ of Minnesota, Mr. MCCAUL of Texas, and Ms. CASTOR.

H.R. 336: Mrs. MYRICK.

H.R. 352: Mr. CLEAVER, Ms. WOOLSEY, and Mr. CLAY.

H.R. 353: Mr. WELCH of Vermont.

H.R. 358: Mr. MCCAUL of Texas, Ms. CASTOR, and Mr. HINOJOSA.

H.R. 373: Mr. LEWIS of Kentucky and Mr. PRICE of Georgia.

H.R. 374: Mr. LEWIS of Kentucky and Mr. PRICE of Georgia.

H.R. 379: Mr. LEWIS of Kentucky and Mr. PRICE of Georgia.

H.R. 390: Mrs. MALONEY of New York and Mr. LEWIS of Georgia.

H.R. 402: Mr. GONZALEZ, Mr. HAYES, Mr. MILLER of Florida, Mr. MCCAUL of Texas, and Mrs. DRAKE.

H.R. 433: Mr. PAYNE.

H.R. 435: Mr. CONYERS.

H.R. 439: Ms. CARSON.

H.R. 455: Ms. LEE and Mr. FILNER.

H.R. 463: Mr. BISHOP of New York and Mr. CONYERS.

H.R. 464: Mr. HINCHEY and Mr. PRICE of North Carolina.

H.R. 471: Mrs. JO ANN DAVIS of Virginia.

H.R. 472: Mrs. BIGGERT, Ms. FALLIN, and Mrs. JO ANN DAVIS of Virginia.

H.R. 488: Mr. CARNEY.

H.R. 489: Mr. MARCHANT, Mr. WESTMORELAND, Mr. BROWN of South Carolina, Mr. CAMPBELL of California, Mr. FEENEY, Mr. PRICE of Georgia, Mr. DOOLITTLE, Mr. LAMBORN, and Mr. MCCAUL of Texas.

H.R. 493: Mr. HOYER, Ms. CASTOR, and Mrs. JO ANN DAVIS of Virginia.

H.R. 502: Mr. HINOJOSA, Mr. RODRIGUEZ, and Mr. ORTIZ.

H.R. 508: Ms. SCHAKOWSKY, Mr. DAVIS of Illinois, Mr. FARR, Ms. CARSON, Ms. CORRINE BROWN of Florida, Mr. LEWIS of Georgia, Mr. STARK, and Mr. ELLISON.

H.R. 544: Mr. HINOJOSA.

H.J. Res. 1: Mr. LATHAM, Mr. EDWARDS, Mr. DENT, Mr. LATOURETTE, Mr. PEARCE, Mr. POE, Mr. WALBERG, Mr. WHITFIELD, Mr. JORDAN, and Mr. MCINTYRE.

H.J. Res. 14: Mr. MORAN of Virginia.

H.J. Res. 15: Mr. GERLACH.

H.J. Res. 18: Mr. WEXLER, Ms. CLARKE, Mr. JOHNSON of Georgia, Ms. LINDA T. SANCHEZ of California, and Mr. DEFAZIO.

H. Con. Res. 9: Mr. SCOTT of Georgia and Mr. HONDA.

H. Con. Res. 21: Mr. HOLT, Mr. BERMAN, and Mr. TIM MURPHY of Pennsylvania.

H. Con. Res. 33: Mr. OLVER, Ms. HIRONO, Mr. LARSON of Connecticut, Mr. GEORGE MILLER of California, Mr. MORAN of Virginia, and Mr. PRICE of North Carolina.

H. Res. 18: Ms. GINNY BROWN-WAITE of Florida and Mr. FORBES.

H. Res. 29: Mr. SNYDER, Mr. WAXMAN, Mr. MARSHALL, Mr. TERRY, Mr. VAN HOLLEN, and Mr. PORTER.

H. Res. 51: Mr. CUELLAR, Mr. SHAYS, Mr. HARE, Mr. GILLMOR, Mr. DOYLE, Mr. KING of New York, Mr. MCCAUL of Texas, and Mr. RUPPERSBERGER.

H. Res. 52: Mr. SMITH of New Jersey.

H. Res. 54: Mr. BISHOP of New York, Mr. GONZALEZ, Mr. ENGLISH of Pennsylvania, and Mr. MCHUGH.

H. Res. 59: Mrs. GILLIBRAND and Mr. KUHL of New York.

#### 9.31 DELETIONS OF SPONSORS FROM PUBLIC BILLS AND RESOLUTIONS

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

H.R. 47: Ms. MILLENDER-McDONALD.

#### FRIDAY, JANUARY 19, 2007 (10)

#### 10.1 APPOINTMENT OF SPEAKER PRO TEMPORE

The House was called to order by the SPEAKER pro tempore, Mr. ROSS, who laid before the House the following communication:

HOUSE OF REPRESENTATIVES,  
Washington, DC, January 19, 2007.

I hereby appoint the Honorable MIKE ROSS to act as Speaker pro tempore on this day.

NANCY PELOSI,  
Speaker of the House of Representatives.

#### 10.2 APPROVAL OF THE JOURNAL

The SPEAKER pro tempore, Mr. ROSS, announced he had examined and

approved the Journal of the proceedings of Thursday, January 18, 2007.

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

#### 10.3 COMMUNICATIONS

Executive and other communications, pursuant to clause 8, rule XII, were referred as follows:

333. A communication from the President of the United States, transmitting notification stating that the emergency declared with respect to foreign terrorists who threaten to disrupt the Middle East peace process is to continue in effect beyond January 23, 2007, pursuant to 50 U.S.C. 1622(d); (H. Doc. No. 110-8); to the Committee on Foreign Affairs and ordered to be printed.

334. A letter from the Chairman, Council of the District of Columbia, transmitting a copy of D.C. ACT 16-594, "Consumer Security Freeze Act of 2006," pursuant to D.C. Code section 1-233(c)(1); to the Committee on Oversight and Government Reform.

335. A letter from the Chairman, Council of the District of Columbia, transmitting a copy of D.C. ACT 16-593, "Consumer Personal Information Security Breach Notification Act of 2006," pursuant to D.C. Code section 1-233(c)(1); to the Committee on Oversight and Government Reform.

336. A letter from the Chairman, Council of the District of Columbia, transmitting a copy of D.C. ACT 16-598, "Expansion of Substance Abuse and Mental Illness Insurance Coverage Amendment Act of 2006," pursuant to D.C. Code section 1-233(c)(1); to the Committee on Oversight and Government Reform.

337. A letter from the Chairman, Council of the District of Columbia, transmitting a copy of D.C. ACT 16-597, "Summary Enclosure of Nuisance Vacant Property Amendment Act of 2006," pursuant to D.C. Code section 1-233(c)(1); to the Committee on Oversight and Government Reform.

338. A letter from the Chairman, Council of the District of Columbia, transmitting a copy of D.C. ACT 16-596, "Definition of Persons With Disabilities A.D.A. Conforming Amendment Act of 2006," pursuant to D.C. Code section 1-233(c)(1); to the Committee on Oversight and Government Reform.

339. A letter from the Chairman, Council of the District of Columbia, transmitting a copy of D.C. ACT 16-595, "Disability Rights Protection Act of 2006," pursuant to D.C. Code section 1-233(c)(1); to the Committee on Oversight and Government Reform.

340. A letter from the Chairman, Council of the District of Columbia, transmitting a copy of D.C. ACT 16-603, "Alcohol and Narcotics-Related Claims Liability Exclusion Repeal Amendment Act of 2006," pursuant to D.C. Code section 1-233(c)(1); to the Committee on Oversight and Government Reform.

341. A letter from the Chairman, Council of the District of Columbia, transmitting a copy of D.C. ACT 16-602, "Mount Vernon Triangle BID Amendment Act of 2006," pursuant to D.C. Code section 1-233(c)(1); to the Committee on Oversight and Government Reform.

342. A letter from the Chairman, Council of the District of Columbia, transmitting a copy of D.C. ACT 16-601, "NoMa Improvement Association Business Improvement District Amendment Act of 2006," pursuant to D.C. Code section 1-233(c)(1); to the Committee on Oversight and Government Reform.

343. A letter from the Chairman, Council of the District of Columbia, transmitting a copy of D.C. ACT 16-600, "PILOT Authorization Increase and Arthur Capper/Carrollburg Public Improvements Revenue

Bonds Approval Act of 2006," pursuant to D.C. Code section 1-233(c)(1); to the Committee on Oversight and Government Reform.

344. A letter from the Chairman, Council of the District of Columbia, transmitting a copy of D.C. ACT 16-599, "Office of Ex-Offender Affairs and Commission on Re-Entry and Ex-Offender Affairs Establishment Act of 2006," pursuant to D.C. Code section 1-233(c)(1); to the Committee on Oversight and Government Reform.

345. A letter from the Chairman, Council of the District of Columbia, transmitting a copy of D.C. ACT 16-615, "Nuisance Properties Abatement Reform and Real Property Classification Temporary Amendment Act of 2006," pursuant to D.C. Code section 1-233(c)(1); to the Committee on Oversight and Government Reform.

346. A letter from the Chairman, Council of the District of Columbia, transmitting a copy of D.C. ACT 16-614, "Lower Income Homeownership Cooperative Housing Association Re-Clarification Temporary Act of 2006," pursuant to D.C. Code section 1-233(c)(1); to the Committee on Oversight and Government Reform.

347. A letter from the Chairman, Council of the District of Columbia, transmitting a copy of D.C. ACT 16-612, "Closing Agreement Temporary Act of 2006," pursuant to D.C. Code section 1-233(c)(1); to the Committee on Oversight and Government Reform.

348. A letter from the Chairman, Council of the District of Columbia, transmitting a copy of D.C. ACT 16-611, "Old Engine Company 12 Deposit of Sale Proceeds Temporary Act of 2006," pursuant to D.C. Code section 1-233(c)(1); to the Committee on Oversight and Government Reform.

349. A letter from the Chairman, Council of the District of Columbia, transmitting a copy of D.C. ACT 16-610, "Washington Convention Center Advisory Committee Temporary Amendment Act of 2006," pursuant to D.C. Code section 1-233(c)(1); to the Committee on Oversight and Government Reform.

350. A letter from the Chairman, Council of the District of Columbia, transmitting a copy of D.C. ACT 16-609, "Tenant-Owner Voting in Conversion Election Clarification Temporary Amendment Act of 2006," pursuant to D.C. Code section 1-233(c)(1); to the Committee on Oversight and Government Reform.

351. A letter from the Chairman, Council of the District of Columbia, transmitting a copy of D.C. ACT 16-608, "Department of Transportation and Department of Consumer and Regulatory Affairs Vending Consolidation of Public Space and Licensing Authorities Temporary Amendment Act of 2006," pursuant to D.C. Code section 1-233(c)(1); to the Committee on Oversight and Government Reform.

352. A letter from the Chairman, Council of the District of Columbia, transmitting a copy of D.C. ACT 16-607, "Ballpark Parking Completion Temporary Amendment Act of 2006," pursuant to D.C. Code section 1-233(c)(1); to the Committee on Oversight and Government Reform.

353. A letter from the Chairman, Council of the District of Columbia, transmitting a copy of D.C. ACT 16-606, "Vacancy Conversion Fee Exemption Reinstatement Temporary Act of 2006," pursuant to D.C. Code section 1-233(c)(1); to the Committee on Oversight and Government Reform.

354. A letter from the Chairman, Council of the District of Columbia, transmitting a copy of D.C. ACT 16-605, "Rent Administrator Hearing Authority Temporary Amendment Act of 2006," pursuant to D.C. Code section 1-233(c)(1); to the Committee on Oversight and Government Reform.

355. A letter from the Chairman, Council of the District of Columbia, transmitting a

copy of D.C. ACT 16-604, "Office of the People's Counsel Term Clarification Temporary Amendment Act of 2006," pursuant to D.C. Code section 1-233(c)(1); to the Committee on Oversight and Government Reform.

356. A letter from the Chairman, Council of the District of Columbia, transmitting a copy of D.C. ACT 16-590, "Green Building Act of 2006," pursuant to D.C. Code section 1-233(c)(1); to the Committee on Oversight and Government Reform.

357. A letter from the Chairman, Council of the District of Columbia, transmitting a copy of D.C. ACT 16-591, "Mental Health Civil Commitment Extension Act of 2006," pursuant to D.C. Code section 1-233(c)(1); to the Committee on Oversight and Government Reform.

358. A letter from the Chairman, Council of the District of Columbia, transmitting a copy of D.C. ACT 16-592, "Additional Sanctions for Nuisance Abatement and Office of the Tenant Advocate Duties Clarification Amendment Act of 2006," pursuant to D.C. Code section 1-233(c)(1); to the Committee on Oversight and Government Reform.

359. A letter from the Chairman, Council of the District of Columbia, transmitting a copy of D.C. ACT 16-637, "Comprehensive Plan Amendment Act of 2006," pursuant to D.C. Code section 1-233(c)(1); to the Committee on Oversight and Government Reform.

360. A letter from the Chairman, Council of the District of Columbia, transmitting a copy of D.C. ACT 16-617, "Advisory Neighborhood Commissions Clarification Temporary Amendment Act of 2006," pursuant to D.C. Code section 1-233(c)(1); to the Committee on Oversight and Government Reform.

361. A letter from the Chairman, Council of the District of Columbia, transmitting a copy of D.C. ACT 16-616, "New Town at Capital City Market Revitalization Development and Public/Private Partnership Temporary Act of 2006," pursuant to D.C. Code section 1-233(c)(1); to the Committee on Oversight and Government Reform.

362. A letter from the Chairman, Council of the District of Columbia, transmitting a copy of D.C. ACT 16-587, "District Government Injured Employee Protection Act of 2006," pursuant to D.C. Code section 1-233(c)(1); to the Committee on Oversight and Government Reform.

363. A letter from the Chairman, Council of the District of Columbia, transmitting a copy of D.C. ACT 16-588, "Department of Insurance, Securities, and Banking Omnibus Amendment Act of 2006," pursuant to D.C. Code section 1-233(c)(1); to the Committee on Oversight and Government Reform.

364. A letter from the Chairman, Council of the District of Columbia, transmitting a copy of D.C. ACT 16-589, "Unemployment Compensation Contributions Federal Conformity Amendment Act of 2006," pursuant to D.C. Code section 1-233(c)(1); to the Committee on Oversight and Government Reform.

365. A letter from the Chairman, Council of the District of Columbia, transmitting a copy of D.C. ACT 16-613, "Real Property Tax Benefits Revision Temporary Act of 2006," pursuant to D.C. Code section 1-233(c)(1); to the Committee on Oversight and Government Reform.

10.4 DIRECTOR OF THE CONGRESSIONAL BUDGET OFFICE

The SPEAKER pro tempore, Mr. ROSS, pursuant to section 201(a)(2) of the Congressional Budget and Impoundment Control Act of 1974 (2 United States Code 601), and the order of the House of January 4, 2007, the Chair announced the Speaker and

President pro tempore of the Senate jointly appointed Dr. Peter R. Orszag as Director of the Congressional Budget Office, effective January 18, 2007, for the term expiring January 3, 2011.

10.5 HOUSE OF REPRESENTATIVES PAGE BOARD

Ms. MILLENDER-McDONALD, pursuant to the order of the House of January 18, 2007, called up for consideration the bill (H.R. 475) to revise the composition of the House of Representatives Page Board to equalize the number of members representing the majority and the minority parties and to include a member representing the parents of pages and a member representing former pages, and for other purposes.

When said bill was considered.

After debate,

Pursuant to the order of the House of January 18, 2007, the previous question was ordered on the bill.

The bill was ordered to be engrossed and read a third time, was read a third time by title.

The question being put, viva voce,

Will the House pass said bill?

The SPEAKER pro tempore, Mr. ROSS, announced that the yeas had it.

Ms. MILLENDER-McDONALD demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The vote was taken by electronic device.

It was decided in the { Yeas ..... 416 affirmative ..... Nays ..... 0

10.6 [Roll No. 42] YEAS—416

Abercrombie
Ackerman
Aderholt
Akin
Alexander
Allen
Altmire
Andrews
Arcuri
Baca
Bachmann
Bachus
Baird
Baker
Baldwin
Barrett (SC)
Barrow
Bartlett (MD)
Barton (TX)
Bean
Becerra
Berkley
Berman
Berry
Biggett
Bilbray
Bilirakis
Bishop (GA)
Bishop (NY)
Bishop (UT)
Blackburn
Blumenauer
Blunt
Boehner
Bonner
Bono
Boozman
Boren
Boswell
Boucher
Boustany
Boyd (FL)

Boyd (KS)
Brady (PA)
Brady (TX)
Braley (IA)
Brown (SC)
Brown, Corrine
Brown-Waite,
Ginny
Buchanan
Burgess
Butterfield
Campbell (CA)
Cannon
Cantor
Capito
Capps
Capuano
Cardoza
Carnahan
Carney
Carson
Carter
Castle
Castor
Chabot
Chandler
Clarke
Clay
Cleaver
Clyburn
Coble
Cohen
Cole (OK)
Conaway
Conyers
Costa
Costello
Courtney
Cramer
Crenshaw
Crowley
Cubin

Cuellar
Culberson
Cummings
Davis (AL)
Davis (CA)
Davis (IL)
Davis (KY)
Davis, David
Davis, Jo Ann
Davis, Lincoln
Davis, Tom
Deal (GA)
DeFazio
DeGette
Delahunt
DeLauro
Dent
Diaz-Balart, L.
Diaz-Balart, M.
Dicks
Dingell
Doggett
Donnelly
Doolittle
Doyle
Drake
Dreier
Duncan
Edwards
Ehlers
Ellison
Ellsworth
Emanuel
Emerson
Engel
English (PA)
Eshoo
Etheridge
Everett
Fallin
Farr
Feeney

Ferguson
Filner
Flake
Forbes
Fortenberry
Fossella
Foxy
Frank (MA)
Franks (AZ)
Frelinghuysen
Garrett (NJ)
Gerlach
Giffords
Gilchrest
Gillibrand
Gillmor
Gingrey
Gohmert
Gonzalez
Goode
Goodlatte
Gordon
Granger
Graves
Green, Al
Green, Gene
Grijalva
Gutierrez
Hall (NY)
Hall (TX)
Hare
Harman
Hastert
Hastings (FL)
Hastings (WA)
Hayes
Heller
Hensarling
Herger
Hersteth
Higgins
Hill
Hinchev
Hinojosa
Hirono
Hodes
Hoekstra
Holden
Holt
Honda
Hooley
Hoyer
Hulshof
Hunter
Inglis (SC)
Inslee
Israel
Issa
Jackson (IL)
Jackson-Lee (TX)
Jefferson
Jindal
Johnson (GA)
Johnson (IL)
Johnson, E. B.
Jones (NC)
Jones (OH)
Jordan
Kagen
Kanjorski
Kaptur
Keller
Kennedy
Kildee
Kilpatrick
Kind
King (IA)
King (NY)
Kingston
Kirk
Klein (FL)
Kline (MN)
Knollenberg
Kucinich
Kuhl (NY)
LaHood
Lamborn
Lampson
Langevin
Lantos
Larsen (WA)
Larson (CT)
Latham
LaTourette
Lee
Levin
Lewis (GA)
Lewis (KY)

Linder
Lipinski
LoBiondo
Loebsack
Lofgren, Zoe
Lowey
Lungren, Daniel E.
Lynch
Mack
Mahoney (FL)
Maloney (NY)
Manzullo
Markey
Marshall
Matheson
Matsui
McCarthy (CA)
McCarthy (NY)
McCaul (TX)
McCotter
McCrery
McDermott
McGovern
McHenry
McHugh
McIntyre
McKeon
McMorris
Rodgers
McNerney
McNulty
Meehan
Meek (FL)
Meeks (NY)
Melancon
Mica
Michaud
Millender-McDonald
Miller (FL)
Miller (MI)
Miller (NC)
Miller, Gary
Miller, George
Mitchell
Mollohan
Moore (KS)
Moore (WI)
Moran (KS)
Moran (VA)
Murphy (CT)
Murphy, Patrick
Murphy, Tim
Murtha
Mungrave
Myrick
Nadler
Neal (MA)
Neugebauer
Nunes
Oberstar
Obey
Oliver
Ortiz
Pallone
Pascrell
Pastor
Paul
Payne
Pearce
Kaptur
Perlmutter
Peterson (MN)
Peterson (PA)
Petri
Pickering
Pitts
Platts
Poe
Pomeroy
Porter
Price (GA)
Price (NC)
Pryce (OH)
Putnam
Radanovich
Rahall
Ramstad
Rangel
Regula
Rehberg
Reichert
Renzi
Reyes
Reynolds
Rodriguez
Rogers (AL)
Rogers (KY)

Rogers (MI)
Rohrabacher
Ros-Lehtinen
Roskam
Ross
Rothman
Roybal-Allard
Royce
Ruppersberger
Rush
Ryan (OH)
Ryan (WI)
Salazar
Sali
Sanchez, Linda T.
Sanchez, Loretta
Sarbanes
Saxton
Schakowsky
Schiff
Schmidt
Schwartz
Scott (GA)
Scott (VA)
Sensenbrenner
Serrano
Sessions
Sestak
Shadegg
Shays
Shea-Porter
Sherman
Shimkus
Shuler
Shuster
Sires
Skelton
Slaughter
Smith (NE)
Smith (NJ)
Smith (TX)
Snyder
Solis
Souder
Space
Spratt
Stark
Stearns
Stupak
Sullivan
Sutton
Tancredo
Tanner
Tauscher
Taylor
Terry
Thompson (CA)
Thompson (MS)
Thornberry
Tiahrt
Tiberti
Tierney
Towns
Turner
Udall (CO)
Udall (NM)
Upton
Van Hollen
Velazquez
Walberg
Walden (OR)
Walsh (NY)
Walz (MN)
Wamp
Wasserman
Schultz
Waters
Watson
Watt
Waxman
Weiner
Welch (VT)
Weldon (FL)
Weller
Westmoreland
Wexler
Whitfield
Wicker
Wilson (NM)
Wilson (OH)
Wilson (SC)
Wolf
Woolsey
Wu
Wynn
Yarmuth
Young (AK)
Young (FL)

## NOT VOTING—18

Burton (IN)	Gallegly	McCollum (MN)
Buyer	Hobson	Napolitano
Calvert	Johnson, Sam	Norwood
Camp (MI)	Lewis (CA)	Simpson
Cooper	Lucas	Smith (WA)
Fattah	Marchant	Visclosky

So the bill was passed.

A motion to reconsider the vote whereby said bill was passed was, by unanimous consent, laid on the table.

*Ordered*, That the Clerk request the concurrence of the Senate in said bill.

## ¶10.7 HOUR OF MEETING

On motion of Mr. HOYER, by unanimous consent,

*Ordered*, That when the House adjourns today, it adjourn to meet at 12:30 p.m. on Monday, January 22, 2007, for morning-hour debate.

¶10.8 CALENDAR WEDNESDAY BUSINESS  
DISPENSED WITH

On motion of Mr. HOYER, by unanimous consent,

*Ordered*, That business in order under the Calendar Wednesday rule, be dispensed with on Wednesday January 24, 2007.

¶10.9 ORDER OF BUSINESS—JOINT  
SESSION

Mr. HOYER, submitted the following privileged concurrent resolution (H. Con. Res. 38):

*Resolved by the House of Representatives (the Senate concurring)*, That the two Houses of Congress assemble in the Hall of the House of Representatives on Tuesday, January 23, 2007, at 9 p.m., for the purpose of receiving such communication as the President of the United States shall be pleased to make to them.

When said concurrent resolution was considered and agreed to.

A motion to reconsider the vote whereby said concurrent resolution was agreed to was, by unanimous consent, laid on the table.

*Ordered*, That the Clerk request the concurrence of the Senate in said concurrent resolution.

## ¶10.10 LEAVE OF ABSENCE

By unanimous consent, leave of absence was granted—

To Ms. MCCOLLUM of Minnesota, for today;

To Mrs. NAPOLITANO, for today; and

To Mr. SIMPSON, for today.

And then,

## ¶10.11 ADJOURNMENT

On motion of Mr. HODES, pursuant to the previous order of the House, at 1 o'clock and 59 minutes p.m., the House adjourned until 12:30 p.m. on Monday, January 22, 2007.

## ¶10.12 PUBLIC BILLS AND RESOLUTIONS

By Mr. RAHALL (for himself and Mr. MOLLOHAN):

H.R. 576. A bill to direct the Secretary of Labor to revise the regulations under the Federal Mine Safety and Health Act of 1977 to require that belt haulage entries not be used to ventilate active working places in

mines; to the Committee on Education and Labor.

By Mr. DOGGETT (for himself, Mr. BARTON of Texas, Mr. BRADY of Texas, Mr. BURGESS, Mr. CARTER, Mr. CONAWAY, Mr. CUELLAR, Mr. CULBERSON, Mr. EDWARDS, Mr. GOHMERT, Mr. GONZALEZ, Ms. GRANGER, Mr. AL GREEN of Texas, Mr. GENE GREEN of Texas, Mr. HALL of Texas, Mr. HENSARLING, Mr. HINOJOSA, Ms. JACKSON-LEE of Texas, Ms. EDDIE BERNICE JOHNSON of Texas, Mr. SAM JOHNSON of Texas, Mr. LAMPSON, Mr. MARCHANT, Mr. MCCAUL of Texas, Mr. NEUGEBAUER, Mr. ORTIZ, Mr. PAUL, Mr. POE, Mr. REYES, Mr. RODRIGUEZ, Mr. SESSIONS, Mr. SMITH of Texas, and Mr. THORNBERRY):

H.R. 577. A bill to designate the facility of the United States Postal Service located at 3903 South Congress Avenue in Austin, Texas, as the "Sergeant Henry Ybarra III Post Office Building"; to the Committee on Oversight and Government Reform.

By Mr. POMEROY (for himself, Mr. MANZULLO, Mr. SOUDER, Mr. MOORE of Kansas, and Mr. BARTLETT of Maryland):

H.R. 578. A bill to amend the Internal Revenue Code of 1986 to allow a credit against income tax for qualified equity investments in certain small businesses; to the Committee on Ways and Means.

By Mr. EDWARDS (for himself and Mr. JONES of North Carolina):

H.R. 579. A bill to amend title 10, United States Code, to prohibit certain increases in fees for military health care; to the Committee on Armed Services.

By Mr. BERMAN (for himself, Mr. CONYERS, and Mr. SCOTT of Virginia):

H.R. 580. A bill to amend chapter 35 of title 28, United States Code, to provide for a 120-day limit to the term of a United States attorney appointed on an interim basis by the Attorney General, and for other purposes; to the Committee on the Judiciary.

By Mrs. BLACKBURN (for herself, Mr. AKIN, Mr. WESTMORELAND, and Mr. GINGREY):

H.R. 581. A bill to amend title II of the Social Security Act to establish a Social Security Surplus Protection Account in the Federal Old-Age and Survivors Insurance Trust Fund to hold the Social Security surplus, to provide for suspension of investment of amounts held in the Account until enactment of legislation providing for investment of the Trust Fund in investment vehicles other than obligations of the United States, and to establish a Social Security Investment Commission to make recommendations for alternative forms of investment of the Social Security surplus in the Trust Fund; to the Committee on Ways and Means.

By Mr. CUMMINGS (for himself, Mr. WYNN, and Mr. COHEN):

H.R. 582. A bill to provide the Secretary of Education with authority to give preference, in the distribution of certain grants under the Individuals with Disabilities Education Act, to local educational agencies and certain public or private nonprofit organizations that provide training to regular education personnel to meet the needs of children with disabilities; to the Committee on Education and Labor.

By Mr. DOYLE (for himself, Mr. PICKERING, Mrs. CAPPs, Mr. DUNCAN, Mrs. BLACKBURN, Mr. ROGERS of Michigan, and Mrs. WILSON of New Mexico):

H.R. 583. A bill to amend the Public Health Service Act to make the provision of technical services for medical imaging examinations and radiation therapy treatments safer, more accurate, and less costly; to the Committee on Energy and Commerce.

By Mr. GENE GREEN of Texas (for himself, Mr. BARTON of Texas, Mr.

ORTIZ, Mr. MCCAUL of Texas, Mr. BRADY of Texas, Mr. BURGESS, Mr. CARTER, Mr. CONAWAY, Mr. CUELLAR, Mr. CULBERSON, Mr. DOGGETT, Mr. EDWARDS, Mr. GONZALEZ, Ms. GRANGER, Mr. AL GREEN of Texas, Mr. HALL of Texas, Mr. HINOJOSA, Ms. JACKSON-LEE of Texas, Mr. MARCHANT, Mr. POE, Mr. REYES, Mr. BACA, Mr. CLAY, Mr. CLYBURN, Mr. CROWLEY, Mr. DINGELL, Mr. KENNEDY, Mrs. MALONEY of New York, Mr. OBERSTAR, Mr. OBEY, Mr. RUSH, Ms. LORETTA SANCHEZ of California, Mr. TOWNS, Mr. WATT, Mr. WEXLER, Mr. WYNN, and Mr. LEWIS of Georgia):

H.R. 584. A bill to designate the headquarters building of the Department of Education in Washington, DC, as the Lyndon Baines Johnson Federal Building; to the Committee on Transportation and Infrastructure.

By Ms. HERSETH (for herself and Mr. BOOZMAN):

H.R. 585. A bill to amend title 38, United States Code, to expand the number of individuals qualifying for retroactive benefits from traumatic injury protection coverage under Servicemembers' Group Life Insurance; to the Committee on Veterans' Affairs.

By Mr. HINCHEY:

H.R. 586. A bill to restore fairness in the provision of incentives for oil and gas production, and for other purposes; to the Committee on Ways and Means, and in addition to the Committee on Natural Resources, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. WEINER:

H.R. 587. A bill to improve the safe operation of aircraft; to the Committee on Transportation and Infrastructure.

By Ms. HOOLEY (for herself, Mr. SPRATT, Mr. PATRICK MURPHY of Pennsylvania, Mr. VAN HOLLEN, Mr. CONYERS, Mrs. MCCARTHY of New York, Mr. JOHNSON of Georgia, Mr. LIPINSKI, Mr. STARK, and Mr. MCDERMOTT):

H.R. 588. A bill to extend the period during which members of the Armed Forces deployed in contingency operations may request and receive reimbursement for helmet pads, which are designed to better protect the wearer from bomb blasts than military-issued pads, that are purchased by or for the use of such members; to the Committee on Armed Services.

By Mr. INSLEE (for himself, Mr. DELAHUNT, Mr. HALL of New York, Mr. CLEAVER, Mr. HONDA, Ms. KAPTUR, Mr. HINCHEY, Mr. GILCHRIST, Mr. KLEIN of Florida, and Mr. GRIJALVA):

H.R. 589. A bill to promote the development and use of plug-in hybrid electric vehicles, and for other purposes; to the Committee on Science and Technology, and in addition to the Committees on Ways and Means, and Oversight and Government Reform, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. KNOLLENBERG:

H.R. 590. A bill to amend the Internal Revenue Code of 1986 to increase the annual contribution limit to Coverdell education savings accounts, and for other purposes; to the Committee on Ways and Means.

By Mrs. MUSGRAVE:

H.R. 591. A bill to amend the Cache La Poudre River Corridor Act to designate a new management entity, make certain technical and conforming amendments, enhance private property protections, and for other purposes; to the Committee on Natural Resources.

By Mr. PASCRELL (for himself, Mr. WILSON of South Carolina, Ms. BORDALLO, Mr. GERLACH, Mr. HOLT, Mr. KING of New York, Mr. LAHOOD, Mr. PAYNE, Mr. JOHNSON of Georgia, Ms. MATSUI, Mrs. JONES of Ohio, Mr. HARE, Mr. MCGOVERN, Mrs. MCCARTHY of New York, Mr. LANTOS, Mr. GRIJALVA, Mr. STUPAK, Ms. LEE, Mr. WHITFIELD, Mr. HOLDEN, Mr. OLVER, Mr. BLUMENAUER, Ms. MCCOLLUM of Minnesota, Ms. SHEA-PORTER, and Mr. CLAY):

H.R. 592. A bill to provide for disclosure of fire safety standards and measures with respect to campus buildings, and for other purposes; to the Committee on Education and Labor.

By Mr. REICHERT (for himself and Mr. TOWNS):

H.R. 593. A bill to amend title XXI of the Social Security Act to provide grants to promote innovative outreach and enrollment under the Medicaid and State children's health insurance programs, and for other purposes; to the Committee on Energy and Commerce.

By Mr. STUPAK (for himself, Mr. DINGELL, Mr. LARSON of Connecticut, Mr. HINCHAY, Mr. ALLEN, Mrs. CAPPS, Mr. DEFAZIO, Ms. SCHAKOWSKY, Mr. CONYERS, Mr. PASCRELL, Mr. GRIJALVA, Ms. JACKSON-LEE of Texas, Mr. TIERNEY, Mr. KILDEE, Ms. SCHWARTZ, Mr. CHANDLER, Mr. MICHAUD, Mrs. DAVIS of California, and Mr. BAIRD):

H.R. 594. A bill to regulate over-the-counter trading of energy derivatives; to the Committee on Agriculture.

By Mr. UDALL of Colorado (for himself and Mr. RYAN of Wisconsin):

H.R. 595. A bill to provide for expedited rescissions of budget authority; to the Committee on the Budget, and in addition to the Committee on Rules, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. WU:

H.R. 596. A bill to encourage partnerships between community colleges and four-year colleges and universities; to the Committee on Education and Labor.

By Mr. WU:

H.R. 597. A bill to amend the Higher Education Act of 1965 to require institutions of higher education to enter into agreements with private for-profit organizations for the provision of work-study employment; to the Committee on Education and Labor.

By Mr. WU:

H.R. 598. A bill to amend the Internal Revenue Code of 1986 to repeal the limitations on the maximum amount of the deduction of interest on education loans; to the Committee on Ways and Means.

By Mr. HOYER:

H. Con. Res. 38. Concurrent resolution providing for a joint session of Congress to receive a message from the President; considered and agreed to.

By Ms. SLAUGHTER (for herself, Ms. DEGETTE, and Mrs. LOWEY):

H. Con. Res. 39. Concurrent resolution honoring women's health advocate Cynthia Boles Dailard; to the Committee on Oversight and Government Reform.

By Mr. HOYER (for himself, Mr. CLYBURN, Mr. EMANUEL, Mr. LARSON of Connecticut, Mr. BECERRA, and Ms. SLAUGHTER):

H. Res. 78. A resolution amending the Rules of the House of Representatives to permit Delegates and the Resident Commissioner to the Congress to cast votes in the Committee of the Whole House on the state of the Union; to the Committee on Rules.

By Mr. GINGREY (for himself, Mr. BARTLETT of Maryland, Mr. HAYES,

Mrs. MILLER of Michigan, Mr. BROWN of South Carolina, Mr. MCCOTTER, Mr. CARTER, Mr. PUTNAM, Mr. COBLE, Mr. CARNEY, Mr. TERRY, Mr. CALVERT, Mr. MILLER of Florida, Mr. PEARCE, and Mr. ENGLISH of Pennsylvania):

H. Res. 79. A resolution recognizing the establishment of Hunters for the Hungry programs across the United States and the contributions of those programs efforts to decrease hunger and help feed those in need; to the Committee on Agriculture.

By Ms. JACKSON-LEE of Texas (for herself, Mr. RANGEL, and Ms. CLARKE):

H. Res. 80. A resolution commending Wilfred George Gooden for his distinguished career of service, humanitarian efforts, and philanthropy dedicated to assisting the people of Jamaica and the United States; to the Committee on Foreign Affairs.

By Mr. WU:

H. Res. 81. A resolution to express the sense of the House of Representatives that the maximum Pell Grant should be increased to \$5,800; to the Committee on Education and Labor.

By Mr. YARMUTH:

H. Res. 82. A resolution commending the University of Louisville Cardinals football team for their victory in the 2007 Orange Bowl; to the Committee on Education and Labor.

#### 10.13 ADDITIONAL SPONSORS

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

H.R. 14: Mr. TIBERI.

H.R. 17: Mr. SIRES, Mr. PEARCE, Mr. BOUCHER, Mr. STARK, Mr. NUNES, Mr. FORTUÑO, Mrs. EMERSON, Mrs. NAPOLITANO, Mr. DAVIS of Alabama, Mr. SNYDER, Mr. BISHOP of Utah, Ms. JACKSON-LEE of Texas, Mr. UDALL of Colorado, and Mrs. CHRISTENSEN.

H.R. 22: Mr. LEWIS of Kentucky and Mr. ALEXANDER.

H.R. 25: Mrs. CUBIN.

H.R. 36: Mr. SOUDER.

H.R. 111: Mr. WAXMAN, Mr. LAMBORN, Mr. MCCAUL of Texas, Mr. BAIRD, Mr. ADERHOLT, Mr. PRICE of North Carolina, Mr. MILLER of Florida, and Mr. LARSEN of Washington.

H.R. 213: Mr. MCDERMOTT, Mr. GRIJALVA, and Mr. NADLER.

H.R. 232: Mr. BARRETT of South Carolina, Mr. DEFAZIO, Mr. MILLER of Florida, Mr. FEENEY, Mr. KLINE of Minnesota, Mr. BOOZMAN, and Mr. MCCAUL of Texas.

H.R. 278: Mr. BOREN and Mr. STUPAK.

H.R. 292: Ms. DELAURO and Mr. PRICE of North Carolina.

H.R. 293: Mr. PRICE of North Carolina.

H.R. 303: Mr. WAXMAN, Mr. BURTON of Indiana, and Mr. BOREN.

H.R. 359: Mr. WYNN, Mr. HONDA, Ms. LINDA T. SANCHEZ of California, Mr. GUTIERREZ, and Mr. REYES.

H.R. 380: Mrs. MCCARTHY of New York, Mr. ALLEN, Mr. STARK, Ms. WOOLSEY, Mr. SNYDER, Mr. PETRI, and Ms. HARMAN.

H.R. 381: Mr. KUHL of New York and Mr. MANZULLO.

H.R. 402: Mr. CUELLAR.

H.R. 406: Mr. BRALEY of Iowa and Ms. WOOLSEY.

H.R. 411: Mr. TIM MURPHY of Pennsylvania, Mr. BARTLETT of Maryland, Mr. GINGREY, Mr. SHAYS, Mr. MACK, and Mr. BURTON of Indiana.

H.R. 471: Mrs. BIGGERT, Mr. JORDAN, Mr. MARIO DIAZ-BALART of Florida, Mr. PATRICK MURPHY of Pennsylvania, and Mr. BRADY of Texas.

H.R. 476: Mr. MORAN of Kansas, Mr. MOORE of Kansas, Mr. TIAHRT, Ms. HIRONO, Mr. MCGOVERN, Mr. CHANDLER, Mr. LAMPSON, Mr. EMANUEL, Mr. SPACE, Mrs. MALONEY of New York, Ms. SUTTON, Mr. KIND, Ms. KAPTUR, Mr. SHERMAN, Mr. ELLSWORTH, Mr. DONNELLY, Mr. PERLMUTTER, Mr. ROSS, Mr. UDALL of Colorado, Mr. VISCLOSKEY, Mr. MURPHY of Connecticut, Mr. BOYD of Florida, Mr. LANTOS, Mr. GEORGE MILLER of California, Mr. SIRES, Mr. LINCOLN DAVIS of Tennessee, Mrs. DAVIS of California, Mrs. MCCARTHY of New York, Mr. COSTA, Mrs. CAPPS, Ms. NORTON, Mr. ALTMIRE, Mr. PATRICK MURPHY of Pennsylvania, Mr. ROTHMAN, Mr. MCNERNEY, Mr. SESTAK, Mrs. GILLIBRAND, Mr. CUELLAR, Mr. SMITH of Washington, Mr. BRALEY of Iowa, Mr. LOEBSACK, Mr. FRANK of Massachusetts, Mr. GUTIERREZ, Mr. CROWLEY, Mr. ETHERIDGE, Mr. WILSON of Ohio, Mr. BLUMENAUER, Ms. HOOLEY, and Mr. MITCHELL.

H.R. 477: Ms. SLAUGHTER, Mr. TAYLOR, Mr. HINOJOSA, Mr. JEFFERSON, Mr. MCNULTY, Mr. MOORE of Kansas, Ms. SCHAKOWSKY, Ms. NORTON, Mr. WAXMAN, Mr. UDALL of New Mexico, Mr. LEWIS of Georgia, Mr. COBLE, Mr. MCCOTTER, Ms. BORDALLO, Mr. CLEAVER, Mr. ENGEL, Mr. CLAY, Mrs. DAVIS of California, and Mr. GENE GREEN of Texas.

H.R. 489: Mr. HENSARLING and Mrs. BLACKBURN.

H.R. 493: Mr. ROTHMAN, Mr. FEENEY, Mr. POE, Mr. MEEHAN, and Mr. DEFAZIO.

H.R. 507: Ms. JACKSON-LEE of Texas, Ms. CASTOR, and Mr. STARK.

H.R. 510: Mr. UPTON and Mrs. BIGGERT.

H.R. 548: Mr. GENE GREEN of Texas and Mr. MARSHALL.

H.R. 556: Mr. HOEKSTRA.

H.J. Res. 3: Mr. BOREN.

H. Con. Res. 21: Mr. LINCOLN DAVIS of Tennessee, Mr. NADLER, and Mr. LINDER.

H. Con. Res. 25: Mr. LUCAS, Mr. MCCOTTER, Mr. MCINTYRE, Ms. WOOLSEY, Mr. SALAZAR, and Mr. BRALEY of Iowa.

H. Con. Res. 33: Mr. WELCH of Vermont and Mr. RAHALL.

H. Res. 29: Mr. WILSON of South Carolina, Mr. AL GREEN of Texas, Ms. MILLENDER-MCDONALD, Mr. REYES, Mr. SCHIFF, and Mrs. BIGGERT.

### MONDAY, JANUARY 22, 2007 (11)

#### 11.1 APPOINTMENT OF SPEAKER PRO TEMPORE

The House was called to order at 12:30 p.m. by the SPEAKER pro tempore, Mrs. DAVIS of California, who laid before the House the following communication:

HOUSE OF REPRESENTATIVES,  
Washington, DC, January 22, 2007.

I hereby appoint the Honorable SUSAN A. DAVIS to act as Speaker pro tempore on this day.

NANCY PELOSI,  
Speaker of the House of Representatives.

Whereupon, pursuant to the order of the House of January 4, 2007, Members were recognized for morning-hour debate.

#### 11.2 RECESS—12:45 P.M.

The SPEAKER pro tempore, Mrs. DAVIS of California, pursuant to clause 12(a) of rule 1, declared the House in recess at 12 o'clock and 45 minutes p.m., until 2 p.m.

## ¶11.3 AFTER RECESS—2 P.M.

The SPEAKER pro tempore, Mr. SARBANES, called the House to order.

## ¶11.4 APPROVAL OF THE JOURNAL

The SPEAKER pro tempore, Mr. SARBANES, announced he had examined and approved the Journal of the proceedings of Friday, January 19, 2007.

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

## ¶11.5 COMMUNICATIONS

Executive and other communications, pursuant to clause 8, rule XII, were referred as follows:

366. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Beauveria Bassiana HF23; Exemption from the Requirement of a Tolerance [EPA-HQ-OPP-2005-0316; FRL-8108-4] received January 10, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

367. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting a copy of Presidential Determination No. 2007-6, Waiving Conditions on Obligation and Expenditure of Funds for Planning, Design, and Construction of a Chemical Weapons Destruction Facility in Russia; to the Committee on Armed Services.

368. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Air Quality: Revision to Definition of Volatile Organic Compounds — Exclusion of HFE-7300 [EPA-HQ-OAR-2005-0124; FRL-8270-6] (RIN: 2060-AN34) received January 16, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

369. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Approval and Promulgation of Air Quality Implementation Plans; Wisconsin; Correction [EPA-R05-OAR-2006-0797; FRL-8269-2] received January 16, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

370. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Environmental Protection Agency Implementation of OMB Guidance on Nonprocurement Debarment and Suspension [FLR-8270-5] (RIN: 2030-AA94) received January 16, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

371. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Approval and Promulgation of Air Quality Implementation Plans; Virginia; Identification of the Northern Virginia PM<sub>2.5</sub> Nonattainment Area [EPA-R03-OAR-2006-0648; FRL-82661] received January 10, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

372. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Approval and Promulgation of Plans For Designated Facilities; New Jersey; Delegation of Authority [Docket No. EPA-R02-OAR-2006-0615, FRL-8268-9] received January 10, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

373. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Approval and Promulgation of Air Quality Implementation Plans; Mary-

land; Control of Volatile Organic Compounds from Medical Device Manufacturing [EPA-R03-OAR-2006-0638; FRL-8267-7] received January 10, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

374. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Determination of Attainment, Approval and Promulgation of Implementation Plans and Designation of Areas for Air Quality Planning Purposes; Indiana; Redesignation of the Allen County 8-hour Ozone Nonattainment Area to Attainment [EPA-R05-OAR-2006-0399; FRL-8267-9] received January 10, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

375. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Revisions to the California State Implementation Plan, South Coast Air Quality Management District and Ventura County Air Pollution Control District [EPA-R09-OAR-2006-0843; FRL-8261-3] received January 10, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

376. A letter from the Assistant Legal Adviser for Treaty Affairs, Department of State, transmitting Copies of international agreements, other than treaties, entered into by the United States, pursuant to 1 U.S.C. 112b; to the Committee on Foreign Affairs.

377. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting a copy of the Memorandum of Justification under Section 610 of the Foreign Assistance Act of 1961 regarding the determination to transfer prior year funds to the FY 2006 International Narcotics Control and Law Enforcement Account for the Women's Justice and Empowerment Initiative; to the Committee on Foreign Affairs.

378. A letter from the General Counsel, General Accounting Office, transmitting the FY 2006 report of the instances in which a federal agency did not fully implement a recommendation made by the GAO in connection with a bid protest decided the prior fiscal year, pursuant to 31 U.S.C. 3554(e)(2); to the Committee on Oversight and Government Reform.

379. A letter from the Associate General Counsel for General Law, Department of Homeland Security, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Oversight and Government Reform.

380. A letter from the Chief, Compliance Operations Division, Department of Transportation, transmitting revisions to the Department's annual report for FY 2005 prepared in accordance with Section 203 of the Notification and Federal Employee Anti-discrimination and Retaliation Act of 2002 (No FEAR Act), Public Law 107-174; to the Committee on Oversight and Government Reform.

381. A letter from the Secretary, Department of the Treasury, transmitting the Financial Report of the United States Government for Fiscal Year 2006, pursuant to 31 U.S.C. 331(e)(1); to the Committee on Oversight and Government Reform.

382. A letter from the Chairman and Chief Executive Officer, Farm Credit Administration, transmitting the semiannual report on the activities of the Office of Inspector General for the period April 1, 2006 through September 30, 2006, pursuant to 5 U.S.C. app. (Insp. Gen. Act) section 8G(h)(2); to the Committee on Oversight and Government Reform.

383. A letter from the Administrator, National Aeronautics and Space Administration, transmitting in accordance with the

Reports Consolidation Act of 2000, Pub. L. 106-531, the Administration's FY 2006 Performance and Accountability Report; to the Committee on Oversight and Government Reform.

384. A letter from the Commissioner, Social Security Administration, transmitting the Administration's report on Fiscal Year 2006 Competitive Sourcing Efforts as required by the Consolidated Appropriations Act of FY 2004; to the Committee on Oversight and Government Reform.

385. A letter from the Director, U.S. Trade and Development Agency, transmitting the Agency's Annual Report for FY 2006, pursuant to 5 U.S.C. app. (Insp. Gen. Act) section 5(b); to the Committee on Oversight and Government Reform.

386. A letter from the Chief Administrative Officer, transmitting the quarterly report of receipts and expenditures of appropriations and other funds for the period October 1, 2006 through December 31, 2006 as compiled by the Chief Administrative Officer, pursuant to 2 U.S.C. 104a Public Law 88-454; (H. Doc. No. 110-9); to the Committee on House Administration and ordered to be printed.

## ¶11.6 SPEAKER SUCCESSOR DESIGNATION

The SPEAKER pro tempore, Mr. SARBANES, laid before the House the following communication from the Speaker:

HOUSE OF REPRESENTATIVES,  
Washington, DC, January 22, 2007.

Hon. KAREN L. HAAS,  
Clerk of the House of Representatives, H-154,  
The Capitol, Washington, DC.

DEAR MADAM CLERK: Pursuant to House Concurrent Resolution 1, and also for purposes of such concurrent resolutions of the current Congress as may contemplate my designation of Members to act in similar circumstances, I hereby designate Representative Steny Hoyer of Maryland to act jointly with the Majority Leader of the Senate or his designee, in the event of my death or inability, to notify the Members of the House and the Senate, respectively, of any recess under any such concurrent resolution. In the event of the death or inability of that designee, the alternate Members of the House listed in the letter bearing this date that I have placed with the Clerk are designated, in turn, for the same purposes.

Sincerely,

NANCY PELOSI,  
Speaker.

## ¶11.7 NATIONAL MENTORING MONTH

Mrs. DAVIS of California, moved to suspend the rules and agree to the following resolution (H. Res. 29):

Whereas mentoring is a longstanding concept in which a dependable adult provides guidance, support, and encouragement to facilitate a young person's social, emotional, and cognitive development;

Whereas high-quality mentoring promotes positive outcomes for young people, including an increased sense of industry and competency, a boost in academic performance and self-esteem, and improved social and communications skills;

Whereas research on mentoring shows that participation in a high-quality mentoring relationship successfully reduces the incidence of risky behavior, delinquency, absenteeism, and academic failure in young people;

Whereas mentoring, in addition to being beneficial for those being mentored, is also extremely rewarding for those serving as mentors;

Whereas quality programs that encourage young people to learn about mentoring and to become mentors, such as programs that recruit high school students to mentor



younger children, are important and have the potential to create high-quality mentors at an early age;

Whereas mentoring relationships have grown dramatically in the past 15 years, now reaching 3 million young Americans, because of the remarkable creativity, vigor, and resourcefulness of the thousands of mentoring programs and millions of volunteer mentors in communities throughout the Nation;

Whereas, in spite of the progress made to increase mentoring, our Nation has a serious "mentoring gap," with nearly 15 million young people currently in need of mentors;

Whereas a recent study confirmed that one of the most critical challenges that mentoring programs face is recruiting enough mentors to help close the mentoring gap;

Whereas in December 2006, the President designated January 2007 as National Mentoring Month to call attention to the critical role mentors play in helping young people realize their potential;

Whereas the month-long celebration of mentoring will encourage more individuals and organizations, including schools, businesses, nonprofit organizations, faith institutions, and foundations, to become engaged in mentoring across our Nation; and

Whereas National Mentoring Month will build awareness of mentoring and recruit more individuals to become mentors, thus helping close our Nation's mentoring gap; Now, therefore, be it

*Resolved*, That the House of Representatives—

(1) supports the goals and ideals of National Mentoring Month;

(2) acknowledges the diligent efforts of individuals and groups who promote mentoring and who are observing National Mentoring Month with appropriate ceremonies and activities to further promote awareness of and volunteer involvement with youth mentoring;

(3) recognizes with gratitude the contributions of the millions of caring adults and students who are already volunteering as mentors; and

(4) encourages more adults and students to volunteer as mentors.

The SPEAKER pro tempore, Mr. SARBANES, recognized Mrs. DAVIS of California, and Mr. WILSON of South Carolina, each for 20 minutes.

After debate,

The question being put, *viva voce*,

Will the House suspend the rules and agree to said resolution?

The SPEAKER pro tempore, Mr. SARBANES, announced that two-thirds of the Members present had voted in the affirmative.

Mrs. DAVIS of California, demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Mr. SARBANES, pursuant to clause 8, rule XX, announced that further proceedings on the question were postponed.

#### ¶11.8 CATHOLIC SCHOOLS

Mrs. DAVIS of California, moved to suspend the rules and agree to the following resolution (H. Res. 51):

Whereas America's Catholic schools are internationally acclaimed for their academic excellence, but provide students more than a superior scholastic education;

Whereas Catholic schools ensure a broad, values-added education emphasizing the life-long development of moral, intellectual,

physical, and social values in America's young people;

Whereas the total Catholic school student enrollment for the 2005-2006 academic year was about 2,400,000 and the student-teacher ratio was 15 to 1;

Whereas Catholic schools teach a diverse group of students;

Whereas more than 27 percent of school children enrolled in Catholic schools are from minority backgrounds, and nearly 14 percent are non-Catholics;

Whereas Catholic schools produce students strongly dedicated to their faith, values, families, and communities by providing an intellectually stimulating environment rich in spiritual, character, and moral development;

Whereas in the 1972 pastoral message concerning Catholic education, the National Conference of Catholic Bishops stated: "Education is one of the most important ways by which the Church fulfills its commitment to the dignity of the person and building of community. Community is central to education ministry, both as a necessary condition and an ardently desired goal. The educational efforts of the Church, therefore, must be directed to forming persons-in-community; for the education of the individual Christian is important not only to his solitary destiny, but also the destinies of the many communities in which he lives."; and

Whereas January 28 to February 3, 2007, has been designated as Catholic Schools Week by the National Catholic Educational Association and the United States Conference of Catholic Bishops: Now, therefore, be it

*Resolved*, That the House of Representatives—

(1) supports the goals of Catholic Schools Week, an event co-sponsored by the National Catholic Educational Association and the United States Conference of Catholic Bishops and established to recognize the vital contributions of America's thousands of Catholic elementary and secondary schools; and

(2) congratulates Catholic schools, students, parents, and teachers across the Nation for their ongoing contributions to education, and for the key role they play in promoting and ensuring a brighter, stronger future for this Nation.

The SPEAKER pro tempore, Mr. SARBANES, recognized Mrs. DAVIS of California, and Mr. WILSON of South Carolina, each for 20 minutes.

After debate,

The question being put, *viva voce*,

Will the House suspend the rules and agree to said resolution?

The SPEAKER pro tempore, Mr. SARBANES, announced that two-thirds of the Members present had voted in the affirmative.

Mrs. DAVIS of California, demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Mr. SARBANES, pursuant to clause 8, rule XX, announced that further proceedings on the question were postponed until Tuesday, January 23, 2007.

#### ¶11.9 ILLINOIS STATE UNIVERSITY

Mrs. DAVIS of California, moved to suspend the rules and agree to the following resolution (H. Res. 57):

Whereas Illinois State University marks its sesquicentennial with a year-long celebration, beginning with Founder's Day on February 15, 2007;

Whereas Illinois State Normal University was founded by Jesse W. Fell in 1857 as Illinois' first public university and was established as a teacher education institution;

Whereas Abraham Lincoln, then an attorney, drafted the bond that guaranteed that the citizens of Bloomington, Illinois, would fulfill pledges to finance the University;

Whereas more than 2,000 staff members provide outstanding support to the educational mission of Illinois State University; and

Whereas Illinois State University has more than 165,000 alumni living around the world: Now, therefore, be it

*Resolved*, That the House of Representatives congratulates Illinois State University as it celebrates its sesquicentennial.

The SPEAKER pro tempore, Mr. SARBANES, recognized Mrs. DAVIS of California, and Mrs. BIGGERT, each for 20 minutes.

After debate,

The question being put, *viva voce*,

Will the House suspend the rules and agree to said resolution?

The SPEAKER pro tempore, Mr. SARBANES, announced that two-thirds of the Members present had voted in the affirmative.

Mrs. DAVIS of California, demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Mr. SARBANES, pursuant to clause 8, rule XX, announced that further proceedings on the question were postponed until Tuesday, January 23, 2007.

#### ¶11.10 REVEREND WAITSTILL SHARP AND MARTHA SHARP

Mr. LANTOS moved to suspend the rules and agree to the following resolution (H. Res. 52):

Whereas, on June 13, 2006, the Yad Vashem Holocaust Martyrs' and Heroes' Remembrance Authority in Israel, an organization dedicated to preserving the memory of Holocaust victims, honored the Reverend Waitstill Sharp, and his wife, Martha Sharp, posthumously as "Righteous Among the Nations" for risking their lives to save Jews during the Holocaust;

Whereas the Sharps had to leave their 2-year-old daughter and 6-year-old son in the care of family and congregants in Wellesley, Massachusetts, to answer a call from leaders of the American Unitarian Association to go to Czechoslovakia in February 1939 to provide humanitarian assistance for the tens of thousands of refugees crowding into Prague;

Whereas Martha Sharp was a social worker trained at the Jane Addams Hull House, a community service organization in Chicago, Illinois, and the Reverend Waitstill Sharp was a Harvard-educated lawyer and a Sunday school teacher who was inspired to become a Unitarian minister;

Whereas, after their arrival in Czechoslovakia, the Sharps immediately grasped that they needed not only to help feed refugees, but also to assist Jews and opponents of the Nazi regime escape to safety elsewhere in Europe;

Whereas the Sharps refused to leave Prague when, in March 1939, a month after the Sharps' arrival, the Nazis occupied Czechoslovakia, making the Sharps' work more urgent, more complicated, and more dangerous;

Whereas the Sharps insisted on continuing their life-saving mission by working out of private residences even after April 1939, when

the Nazis ransacked the office of the Unitarian mission in Prague and threw the furniture into the street;

Whereas the Sharps repeatedly risked their own safety to exit and re-enter Nazi-occupied Czechoslovakia, crisscrossed Europe to obtain the travel documents necessary to help Jews and opponents of the Nazi regime escape Czechoslovakia, and even escorted some refugees by train through Germany to the United Kingdom;

Whereas the Sharps were determined to complete their 6-month mission, even after warnings that the Gestapo was searching for them;

Whereas the Sharps stayed in Czechoslovakia until August 30, 1939, 1 day before Gestapo agents came to arrest Martha Sharp, who had become known for her boldness at evading Nazi rules restricting travel;

Whereas, upon the Sharps' return in 1940 to their family and the Wellesley Hills Unitarian Church in Massachusetts, their report to the American Unitarian Association about the imminent danger posed by the Nazis to refugees across Europe led to the Sharps being asked to establish a similar operation in France under the newly founded Unitarian Service Committee;

Whereas the Sharps returned to Europe in 1940 fully aware of the Nazi terror they would face;

Whereas the Sharps had a special interest in saving refugee children, as well as artists, intellectuals, and political dissidents, and the Sharps and the Unitarian colleagues who followed in their footsteps set up systems and escape routes that functioned throughout World War II to assist approximately 2,000 men, women, and children to gain freedom;

Whereas the famous Jewish novelist, Lion Feuchtwanger, who was one of the first Germans to have his citizenship revoked after Hitler came to power and whose name topped the Gestapo's "Surrender on Demand" list, was one of the first people the Sharps helped in a dramatic and dangerous escape from France;

Whereas Eva Rosemarie Feigl, who was 14 in December 1940 when Martha Sharp helped her and 28 other children reach safety in the United States, provided eye-witness testimony that enabled the Yad Vashem Holocaust Martyrs' and Heroes' Remembrance Authority in Jerusalem, Israel, to honor the Sharps as "Righteous Among the Nations";

Whereas, when the Sharps' plans to set up the first office of the newly formed Unitarian Service Committee in Paris, France, failed as a result of the Nazi occupation of France, the Sharps instead established an operation in neutral Portugal, where throughout World War II Lisbon remained the last hope for refugees seeking safe passage out of Nazi-occupied territory;

Whereas the Sharps recognized that they were dependent upon a much larger circle of friends and colleagues who made their heroism possible, such as the people who cared for the Sharps' children, the members of the congregation in Wellesley, Massachusetts, who maintained the Wellesley Hills Unitarian Church in the Sharps' absence, ordinary Unitarians who financed their cause, ministers across the United States who urged their congregations to become sponsors for refugees, and secretaries who volunteered in Europe and the United States to maintain thousands of case files for refugees;

Whereas the Sharps' efforts resulted not only in the rescue of thousands of people, but in the creation of what is now known as the Unitarian Universalist Service Committee, an institution that multiplied the number of rescues a thousand-fold in the years that followed;

Whereas, at the Yad Vashem ceremony that honored the Sharps as "Righteous

Among the Nations" on June 13, 2006, in Israel, officials specifically recognized the Sharps' courage in going into the heart of Europe when World War II was unfolding and many people were fleeing;

Whereas Martha Sharp was the first American woman to be named "Righteous Among the Nations", and the Reverend Waitstill Sharp and Martha Sharp were only the second and third individuals named "Righteous Among the Nations" who were United States citizens at the time they performed the deeds for which they were honored;

Whereas the Sharps' daughter, Martha Sharp Joukowsky, accepted the Yad Vashem honor on behalf of her parents and remarked that they were "modest and ordinary people, who responded to the suffering and needs around them . . . as they would have expected everyone to do in a similar situation";

Whereas Martha Sharp Joukowsky added that the honor given to her parents is also about "the unseen efforts of a much wider circle of people who made their work possible" and that it "is the kind of network that is needed again today to stop the slow genocide in Darfur";

Whereas Martha Sharp Joukowsky concluded her remarks by saying, "Let this celebration about my parents stand as a call to action";

Whereas September 9, 2006, marks the second anniversary of the United States Government declaring the violence in Darfur, Sudan, to be genocide; and

Whereas the Sharps deserve honor for their example and for helping to found an institution, the Unitarian Universalist Service Committee, that today carries on their work in distant corners of the world and asks for the "Righteous Among the Nations" to help save Darfur now: Now, therefore, be it

*Resolved*, That the House of Representatives—

(1) recognizes the Reverend Waitstill Sharp and Martha Sharp as genuine American heroes;

(2) pays tribute to the Reverend Waitstill Sharp and Martha Sharp for having their names added to the Wall of Rescuers in the permanent exhibition of the United States Holocaust Memorial Museum on September 14, 2006;

(3) commends the organization founded to support the Sharps' work, the Unitarian Universalist Service Committee, for its efforts to rescue Jews and opponents of the Nazi regime in Europe from 1939 to 1945 and for carrying on the Sharps' legacy by working to save the lives of the people of Darfur, Sudan, and to protect human rights worldwide; and

(4) requests the Clerk of the House of Representatives to transmit an enrolled copy of this resolution to the Joukowsky family of Providence, Rhode Island, the direct descendants of the Reverend Waitstill Sharp and Martha Sharp, and to the Unitarian Universalist Service Committee of Cambridge, Massachusetts.

The SPEAKER pro tempore, Mr. SARBANES, recognized Mr. LANTOS and Ms. ROS-LEHTINEN, each for 20 minutes.

After debate,

The question being put, *viva voce*,

Will the House suspend the rules and agree to said resolution?

The SPEAKER pro tempore, Mr. SARBANES, announced that two-thirds of the Members present had voted in the affirmative.

Mr. LANTOS demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Mr. SARBANES, pursuant to clause 8, rule XX, announced that further proceedings on the question were postponed.

#### ¶11.11 NATIONAL ARCHIVES

Mr. CLAY moved to suspend the rules and pass the bill (H.R. 390) to require the establishment of a national database in the National Archives to preserve records of servitude, emancipation, and post-Civil War reconstruction and to provide grants to State and local entities to establish similar local databases.

The SPEAKER pro tempore, Mr. SARBANES, recognized Mr. CLAY and Mr. DUNCAN, each for 20 minutes.

After debate,

The question being put, *viva voce*,

Will the House suspend the rules and pass said bill?

The SPEAKER pro tempore, Mr. SARBANES, announced that two-thirds of the Members present had voted in the affirmative.

Mr. LANTOS demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Mr. SARBANES, pursuant to clause 8, rule XX, announced that further proceedings on the question were postponed.

#### ¶11.12 RECESS—3:19 P.M.

The SPEAKER pro tempore, Mr. SARBANES, pursuant to clause 12(a) of rule I, declared the House in recess at 3 o'clock and 19 minutes p.m., until 5:45 p.m.

#### ¶11.13 AFTER RECESS—5:53 P.M.

The SPEAKER pro tempore, Mr. MCGOVERN, called the House to order.

#### ¶11.14 RECESS—5:54 P.M.

The SPEAKER pro tempore, Mr. MCGOVERN, pursuant to clause 12(a) of rule I, declared the House in recess at 5 o'clock and 54 minutes p.m., subject to the call of the Chair.

#### ¶11.15 AFTER RECESS—6:20 P.M.

The SPEAKER pro tempore, Mr. MCGOVERN, called the House to order.

#### ¶11.16 MEMBER OF CONGRESS PENSION

Ms. MILLENDER-McDONALD moved to suspend the rules and pass the bill (H.R. 476) to amend title 5, United States Code, to make noncreditable for Federal retirement purposes any Member service performed by an individual who is convicted of any of certain offenses committed by that individual while serving as a Member of Congress, and for other purposes; as amended.

The SPEAKER pro tempore, Mr. MCGOVERN, recognized Ms. MILLENDER-McDONALD and Mr. EHLERS, each for 20 minutes.

After debate,

¶11.17 POINT OF ORDER

Mr. SHADEGG made a point of order and demanded that certain words be taken down and said:

“Point of order.

“You may not besmirch the motives of a Member of the body. I believe the lady said that my comments were disingenuous. I would like to hear the comments. If she called me disingenuous, I take that as an offense.

“I want her words taken down. Mr. Speaker, I would like the lady’s words taken down.”

The SPEAKER pro tempore, Mr. MCGOVERN, responded to the point of order, and said:

“The gentleman’s request for the words to be taken down has not been requested in a timely and an appropriate manner.”

Mr. TERRY appealed the ruling of the Chair.

The question being stated, viva voce, Will the decision of the Chair stand as the judgment of the House?

Mr. HOYER moved to lay the appeal on the table.

The question being put, viva voce, Will the House lay on the table the appeal of the ruling of the Chair?

The SPEAKER pro tempore, Mr. MCGOVERN, announced that the yeas had it.

Mr. HOYER demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The vote was taken by electronic device.

It was decided in the affirmative ..... { Yeas ..... 223 Nays ..... 190 Answered present 1

¶11.18 [Roll No. 43]

YEAS—223

- Abercrombie Clyburn Gordon
Ackerman Cohen Green, Al
Allen Conyers Green, Gene
Altmire Cooper Grijalva
Andrews Costa Hall (NY)
Arcuri Courtney Hare
Baca Cramer Harman
Baird Crowley Hastings (FL)
Baldwin Cuellar Herseth
Barrow Cummings Higgins
Bean Davis (AL) Hill
Becerra Davis (CA) Hinchey
Berkley Davis (IL) Hinojosa
Berman Davis, Lincoln Hirono
Berry DeFazio Hodes
Bishop (GA) DeGette Holden
Bishop (NY) Delahunt Holt
Blumenauer DeLauro Honda
Boren Dicks Hooley
Boswell Dingell Hoyer
Boucher Doggett Inslee
Boyd (FL) Donnelly Israel
Boyd (KS) Doyle Jackson (IL)
Brady (PA) Edwards Jackson-Lee
Braley (IA) Ellison (TX)
Brown, Corrine Ellsworth Jefferson
Butterfield Emanuel Johnson (GA)
Capps Engel Johnson, E. B.
Capuano Eshoo Jones (OH)
Cardoza Etheridge Kagen
Carnahan Farr Kanjorski
Carney Fattah Kaptur
Castor Filner Kennedy
Chandler Frank (MA) Kildee
Clarke Giffords Kilpatrick
Clay Gillibrand Kind
Cleaver Gonzalez Klein (FL)

- Kucinich
Lampson
Lanevin
Lantos
Larsen (WA)
Larson (CT)
Lee
Levin
Lewis (GA)
Lipinski
Loeb sack
Lofgren, Zoe
Lowey
Lynch
Mahoney (FL)
Maloney (NY)
Markey
Marshall
Matheson
Matsui
McCarthy (NY)
McCollum (MN)
McGovern
McIntyre
McNerney
McNulty
Meehan
Meek (FL)
Meeks (NY)
Melancon
Michaud
Millender-McDonald
Miller (NC)
Miller, George
Mitchell
Mollohan
Moore (KS)
Moore (WI)
Murphy (CT)
Murphy, Patrick
Murtha
Nadler
Napolitano
Neal (MA)
Oberstar
Obey
Olver
Ortiz
Pallone
Pascrell
Pastor
Payne
Pelosi
Perlmutt er
Peterson (MN)
Price (NC)
Rahall
Rangel
Reyes
Rodriguez
Ross
Rothman
Roybal-Allard
Ruppersberger
Ryan (OH)
Salazar
Sanchez, Linda T.
Sanchez, Loretta
Sarbanes
Schakowsky
Schiff
Schwartz
Scott (GA)
Scott (VA)
Serrano
Sestak

NAYS—190

- Aderholt
Akin
Alexander
Bachmann
Bachus
Baker
Barrett (SC)
Bartlett (MD)
Barton (TX)
Biggert
Bilirakis
Blackburn
Blunt
Boehner
Bonner
Bono
Boozman
Boustany
Brady (TX)
Brown (SC)
Brown-Waite, Ginny
Buchanan
Burgess
Burton (IN)
Calvert
Camp (MI)
Campbell (CA)
Cannon
Cantor
Capito
Carter
Castle
Chabot
Coble
Cole (OK)
Conaway
Crenshaw
Cubin
Davis (KY)
Davis, David
Davis, Jo Ann
Davis, Tom
Deal (GA)
Dent
Diaz-Balart, L.
Diaz-Balart, M.
Doolittle
Drake
Dreier
Duncan
Ehlers
Emerson
English (PA)
Everett
Fallin
Feehey
Ferguson
Flake
Forbes
Fortenberry
Fossella
Fox
Franks (AZ)
Frelinghuysen
Gallegly
Garrett (NJ)
Barton (TX)
Biggert
Bilirakis
Blackburn
Blunt
Boehner
Bonner
Bono
Boozman
Boustany
Brady (TX)
Brown (SC)
Brown-Waite, Ginny
Buchanan
Burgess
Burton (IN)
Calvert
Camp (MI)
Campbell (CA)
Cannon
Cantor
Capito
Carter
Castle
Chabot
Coble
Cole (OK)
Conaway
Crenshaw
Cubin
Davis (KY)
Davis, David
Davis, Jo Ann
Davis, Tom
Deal (GA)
Dent
Diaz-Balart, L.
Diaz-Balart, M.
Doolittle
Drake
Dreier
Duncan
Ehlers
Emerson
English (PA)
Everett
Fallin
Feehey
Ferguson
Flake
Murphy (CT)
Murphy, Patrick
Murtha
Nadler
Napolitano
Neal (MA)
Oberstar
Obey
Olver
Ortiz
Pallone
Pascrell
Pastor
Payne
Pelosi
Perlmutt er
Peterson (MN)
Price (NC)
Rahall
Rangel
Reyes
Rodriguez
Ross
Rothman
Roybal-Allard
Ruppersberger
Ryan (OH)
Salazar
Sanchez, Linda T.
Sanchez, Loretta
Sarbanes
Schakowsky
Schiff
Schwartz
Scott (GA)
Scott (VA)
Serrano
Sestak
Shea-Porter
Sherman
Shuler
Sires
Skelton
Slaughter
Snyder
Solis
Space
Spratt
Stark
Stupak
Sutton
Tanner
Tauscher
Taylor
Thompson (CA)
Thompson (MS)
Tierney
Towns
Udall (CO)
Udall (NM)
Van Hollen
Velázquez
Visclosky
Walz (MN)
Wasserman
Schultz
Watson
Watt
Weiner
Welch (VT)
Wexler
Wilson (OH)
Woolsey
Wu
Wynn
Yarmuth
McKeon
McMorris Rodgers
Mica
Miller (FL)
Miller (MI)
Miller, Gary
Moran (KS)
Murphy, Tim
Musgrave
Myrick
Neugebauer
Nunes
Paul
Pearce
Pence
Peterson (PA)
Petri
Pitts
Platts
Poe
Porter
Price (GA)
Pryce (OH)
Putnam
Radanovich
Ramstad
Regula
Rehberg
Reichert
Renzi
Reynolds
Rogers (AL)
Rogers (KY)
Rohrabacher
Ros-Lehtinen
Roskam
Royce
Sali
Saxton
Schmidt
Sensenbrenner
Sessions
Shadegg
Shays
Shimkus
Shuster
Simpson
Smith (NE)
Smith (NJ)
Smith (TX)
Souder
Stearns
Sullivan
Tancredo
Terry
Thornberry
Tiahrt
Tiberi

- Upton
Walberg
Walden (OR)
Walsh (NY)
Wamp
Weldon (FL)
Weller
Westmoreland
Whitfield
Wicker
Wilson (NM)
Wilson (SC)
Wolf
Young (AK)
Young (FL)

ANSWERED “PRESENT”—1

- Lungren, Daniel E.

NOT VOTING—21

- Bilbray
Bishop (UT)
Buyer
Carson
Costello
Culberson
Gutiérrez
Linder
Lucas
McDermott
Moran (VA)
Norwood
Pickering
Pomeroy
Rogers (MI)
Rush
Ryan (WI)
Smith (WA)
Turner
Waters
Waxman

So the motion to lay the appeal on the table was agreed to.

A motion to reconsider the vote whereby said motion was agreed to was, by unanimous consent, laid on the table.

After further debate,

The question being put, viva voce,

Will the House suspend the rules and pass said bill, as amended?

The SPEAKER pro tempore, Mr. MCGOVERN, announced that two-thirds of the Members present had voted in the affirmative.

Ms. MILLENDER-McDONALD demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Mr. MCGOVERN, pursuant to clause 8, rule XX, announced that further proceedings on the question were postponed until Tuesday, January 23, 2007.

¶11.19 H. RES. 52—UNFINISHED BUSINESS

The SPEAKER pro tempore, Mr. MCGOVERN, pursuant to clause 8, rule XX, announced the unfinished business to be the motion to suspend the rules and agree to the resolution (H. Res. 52) paying tribute to Reverend Waitstill Sharp and Martha Sharp for their recognition by the Yad Vashem Holocaust Martyrs’ and Heroes’ Remembrance Authority as Righteous Among the Nations for their heroic efforts to save Jews during the Holocaust.

The question being put,

Will the House suspend the rules and agree to said resolution?

The vote was taken by electronic device.

It was decided in the affirmative ..... { Yeas ..... 413 Nays ..... 0

¶11.20 [Roll No. 44]

YEAS—413

- Abercrombie
Ackerman
Aderholt
Akin
Alexander
Allen
Altmire
Arcuri
Baca
Baird
Baldwin
Barrow
Berkley
Berman
Berry
Biggert
Bilirakis
Bishop (GA)
Bishop (NY)
Blackburn
Blumenauer
Blunt
Boehner
Bonner
Bono
Boozman
Boren
Boswell
Boucher
Boustany
Boyd (FL)
Boyd (KS)
Brady (PA)
Brady (TX)
Brady (IA)
Brown (SC)
Brown, Corrine
Brown-Waite, Ginny
Buchanan
Burgess
Burton (IN)
Butterfield
Calvert
Camp (MI)

Campbell (CA) Hall (NY) McKeon  
 Cannon Hall (TX) McKerney  
 Cantor Hare McNerney  
 Capito Hastert McNulty  
 Capps Hastings (FL) Meehan  
 Capuano Hastings (WA) Meek (FL)  
 Cardoza Hayes Meeks (NY)  
 Carnahan Heller Melancon  
 Carney Hensarling Mica  
 Carter Herger Michaud  
 Castle Herseth Millender-  
 Castor Higgins McDonald  
 Chabot Hill Miller (FL)  
 Chandler Hinchey Miller (MI)  
 Clarke Hinojosa Miller (NC)  
 Clay Hirono Miller, Gary  
 Cleaver Hobson Miller, George  
 Clyburn Hodes Mitchell  
 Coble Hoekstra Mollohan  
 Cohen Holden Moore (KS)  
 Cole (OK) Holt Moore (WI)  
 Conaway Honda Moran (KS)  
 Conyers Hooley Murphy (CT)  
 Cooper Hoyer Murphy, Patrick  
 Costa Hulshof Murphy, Tim  
 Courtney Hunter Murtha  
 Cramer Inglis (SC) Murtha  
 Crenshaw Inslee Musgrave  
 Crowley Israel Myrick  
 Cubin Issa Nadler  
 Cuellar Jackson (IL) Napolitano  
 Cummings Jackson-Lee Neugebauer  
 Davis (AL) (TX) Nunes  
 Davis (CA) Jefferson Oberstar  
 Davis (IL) Jindal Obey  
 Davis (KY) Johnson (GA) Olver  
 Davis, David Johnson (IL) Ortiz  
 Davis, Jo Ann Johnson, E. B. Pallone  
 Davis, Lincoln Johnson, Sam Pascrell  
 Davis, Tom Jones (NC) Pastor  
 Deal (GA) Jones (OH) Paul  
 DeFazio Jordan Payne  
 DeGette Kagen Pearce  
 Delahunt Kanjorski Pence  
 DeLauro Kaptur Perlmutter  
 Dent Keller Peterson (MN)  
 Diaz-Balart, L. Kennedy Peterson (PA)  
 Diaz-Balart, M. Kildee Petri  
 Dicks Kilpatrick Pitts  
 Dingell Kind Platts  
 Doggett King (IA) Poe  
 Donnelly King (NY) Porter  
 Doolittle Kingston Price (GA)  
 Doyle Kirk Price (NC)  
 Drake Klein (FL) Pryce (OH)  
 Dreier Kline (MN) Putnam  
 Duncan Knollenberg Radanovich  
 Edwards Kucinich Rahall  
 Ehlers Kuhl (NY) Ramstad  
 Ellison LaHood Rangel  
 Ellsworth Lamborn Regula  
 Emanuel Lampson Rehberg  
 Emerson Langevin Reichert  
 Engel Lantos Renzi  
 English (PA) Larsen (WA) Reyes  
 Eshoo Larson (CT) Reynolds  
 Etheridge Latham Rodriguez  
 Everett LaTourette Rogers (AL)  
 Fallin Lee Rogers (KY)  
 Farr Levin Rohrabacher  
 Fattah Lewis (CA) Ros-Lehtinen  
 Feeney Lewis (GA) Roskam  
 Ferguson Lewis (KY) Ross  
 Filner Linder Rothman  
 Flake Lipinski Roybal-Allard  
 Forbes LoBiondo Royce  
 Fortenberry Loeb sack Ruppertsberger  
 Fossella Lofgren, Zoe Ryan (OH)  
 Foxx Lowey Ryan (WI)  
 Frank (MA) Lungren, Daniel Salazar  
 Franks (AZ) E. Sali  
 Frelinghuysen Lynch Sanchez, Linda  
 Gallegly Mack T.  
 Garrett (NJ) Mahoney (FL) Sanchez, Loretta  
 Gerlach Maloney (NY) Sarbanes  
 Giffords Manzullo Saxton  
 Gilchrest Marchant Schakowsky  
 Gillibrand Markey Schiff  
 Gillmor Marshall Schmidt  
 Gingrey Matheson Schwartz  
 Gohmert Matsui Scott (GA)  
 Gonzalez McCarthy (CA) Scott (VA)  
 Goode McCarthy (NY) Sensenbrenner  
 Goodlatte McCaul (TX) Serrano  
 Gordon McCollum (MN) Sessions  
 Granger McCotter Sestak  
 Graves McCreery Shadegg  
 Green, Al McGovern Shays  
 Green, Gene McHenry Shea-Porter  
 Grijalva McHugh Sherman

Shimkus Taylor Watson  
 Shuler Terry Watt  
 Shuster Thompson (CA) Waxman  
 Simpson Thompson (MS) Weiner  
 Sires Thornberry Welch (VT)  
 Skelton Tiahrt Weldon (FL)  
 Slaughter Tiberi Weller  
 Smith (NE) Tierney Westmoreland  
 Smith (NJ) Towns Wexler  
 Smith (TX) Udall (CO) Whitfield  
 Snyder Udall (NM) Wicker  
 Solis Upton Wilson (NM)  
 Sobot Van Hollen Wilson (OH)  
 Space Velázquez Wilson (SC)  
 Spratt Visclosky Wolf  
 Stark Walberg Woolsey  
 Stearns Walden (OR) Wu  
 Stupak Walsh (NY) Wynn  
 Sullivan Walz (MN) Yarmuth  
 Sutton Wamp Young (AK)  
 Tanner Wasserman Young (FL)  
 Tauscher Schultz

NOT VOTING—21

Bilbray Lucas Rogers (MI)  
 Bishop (UT) McDermott Rush  
 Buyer McMorris Smith (WA)  
 Carson Rodgers Tancredo  
 Costello Moran (VA) Turner  
 Culberson Norwood Waters  
 Gutierrez Pickering  
 Harman Pomeroy

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said resolution was agreed to.

A motion to reconsider the vote whereby the rules were suspended and said resolution was agreed to was, by unanimous consent, laid on the table.

¶11.21 H.R. 390—UNFINISHED BUSINESS

The SPEAKER pro tempore, Mr. PASCARELL, pursuant to clause 8, rule XX, announced the further unfinished business to be the motion to suspend the rules and pass the bill (H.R. 390) to require the establishment of a national database in the National Archives to preserve records of servitude, emancipation, and post-Civil War reconstruction and to provide grants to State and local entities to establish similar local databases.

The question being put,

Will the House suspend the rules and pass said bill?

The vote was taken by electronic device.

It was decided in the { Yeas ..... 414  
 affirmative ..... } Nays ..... 1

¶11.22 [Roll No. 45]

YEAS—414

Abercrombie Bishop (GA) Calvert  
 Ackerman Bishop (NY) Camp (MI)  
 Aderholt Blackburn Campbell (CA)  
 Akin Blumenauer Cannon  
 Alexander Blunt Cantor  
 Allen Boehner Capito  
 Altmire Bonner Capps  
 Andrews Bono Capuano  
 Arcuri Boozman Cardoza  
 Baca Boren Carnahan  
 Bachmann Boswell Carney  
 Bachus Boucher Carter  
 Baird Boustany Castle  
 Baker Boyd (FL) Castor  
 Baldwin Boyda (KS) Chabot  
 Barrett (SC) Brady (PA) Chandler  
 Barrow Brady (TX) Clarke  
 Bartlett (MD) Braley (IA) Clay  
 Barton (TX) Brown (SC) Cleaver  
 Bean Brown, Corrine Clyburn  
 Becerra Brown-Waite, Cohen  
 Berkley Ginny Cole (OK)  
 Berman Buchanan Conaway  
 Berry Burgess Conyers  
 Biggert Burton (IN) Cooper  
 Bilirakis Butterfield

Costa Hulshof Moran (VA)  
 Costello Hunter Murphy (CT)  
 Courtney Inglis (SC) Murphy, Patrick  
 Cramer Inslee Murphy, Tim  
 Crenshaw Israel Murtha  
 Crowley Issa Musgrave  
 Cubin Jackson (IL) Myrick  
 Cuellar Jackson-Lee Nadler  
 Cummings (TX) Napolitano  
 Davis (AL) Jefferson Neal (MA)  
 Davis (CA) Jindal Neugebauer  
 Davis (IL) Johnson (GA) Nunes  
 Davis (KY) Johnson (IL) Oberstar  
 Davis, David Johnson, E. B. Obey  
 Davis, Lincoln Johnson, Sam Olver  
 Davis, Tom Jones (NC) Ortiz  
 Deal (GA) Jones (OH) Pallone  
 DeFazio Jordan Pascrell  
 DeGette Kagen Pastor  
 Delahunt Kanjorski Payne  
 DeLauro Kaptur Pearce  
 Dent Keller Pence  
 Diaz-Balart, L. Kennedy Perlmutter  
 Diaz-Balart, M. Kildee Peterson (MN)  
 Dicks Kilpatrick Peterson (PA)  
 Dingell Kind Petri  
 Doggett King (IA) Pitts  
 Donnelly King (NY) Platts  
 Doolittle Kingston Poe  
 Doyle Kirk Porter  
 Drake Klein (FL) Price (GA)  
 Dreier Kline (MN) Price (NC)  
 Duncan Knollenberg Putnam  
 Edwards Kucinich Radanovich  
 Ehlers Kuhl (NY) Rahall  
 Ellison LaHood Ramstad  
 Ellsworth Lamborn Rangel  
 Emanuel Lampson Regula  
 Emerson Langevin Rehberg  
 Engel Lantos Reichert  
 English (PA) Larsen (WA) Renzi  
 Eshoo Larson (CT) Reyes  
 Etheridge Latham Reynolds  
 Everett LaTourette Rodriguez  
 Fallin Lee Rogers (AL)  
 Farr Levin Rogers (KY)  
 Fattah Lewis (CA) Rohrabacher  
 Feeney Lewis (GA) Ros-Lehtinen  
 Ferguson Lewis (KY) Roskam  
 Filner Linder Ross  
 Flake Lipinski Rothman  
 Forbes LoBiondo Roybal-Allard  
 Fortenberry Loeb sack Royce  
 Fossella Lofgren, Zoe Ruppertsberger  
 Foxx Lowey Ryan (OH)  
 Frank (MA) Lungren, Daniel Ryan (WI)  
 Franks (AZ) E. Salazar  
 Frelinghuysen Lynch Sali  
 Gallegly Mack Sanchez, Linda  
 Garrett (NJ) Mahoney (FL) T.  
 Gerlach Maloney (NY) Sanchez, Loretta  
 Giffords Manzullo Sarbanes  
 Gilchrest Marchant Saxton  
 Gillibrand Markey Schakowsky  
 Gillmor Marshall Schiff  
 Gingrey Matheson Schmidt  
 Gohmert Matsui Schwartz  
 Gonzalez McCarthy (CA) Scott (GA)  
 Goode McCarthy (NY) Scott (VA)  
 Goodlatte McCaul (TX) Sensenbrenner  
 Gordon McCollum (MN) Serrano  
 Granger McCotter Sessions  
 Graves McCreery Sestak  
 Green, Al McGovern Shadegg  
 Green, Gene McHenry Shays  
 Grijalva McHugh Shea-Porter

Taylor  
Terry  
Thompson (CA)  
Thompson (MS)  
Thornberry  
Tiahrt  
Tiberi  
Tierney  
Towns  
Udall (CO)  
Udall (NM)  
Upton  
Van Hollen  
Velazquez  
Visclosky

Walberg  
Walden (OR)  
Walsh (NY)  
Walz (MN)  
Wamp  
Wasserman  
Schultz  
Watson  
Watt  
Waxman  
Weiner  
Welch (VT)  
Weldon (FL)  
Weller  
Westmoreland

Wexler  
Whitfield  
Wicker  
Wilson (NM)  
Wilson (OH)  
Wilson (SC)  
Wolf  
Woolsey  
Wu  
Wynn  
Yarmuth  
Young (AK)  
Young (FL)

NAYS—1

Paul  
NOT VOTING—19

Bilbray  
Bishop (UT)  
Buyer  
Carson  
Culberson  
Davis, Jo Ann  
Gutierrez

Harman  
Lucas  
McDermott  
Norwood  
Pickering  
Pomeroy  
Pryce (OH)

Rogers (MI)  
Rush  
Smith (WA)  
Turner  
Waters

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said bill.

11.23 H. RES. 29—UNFINISHED BUSINESS

The SPEAKER pro tempore, Mr. PASCARELL, pursuant to clause 8, rule XX, announced the further unfinished business to be the motion to suspend the rules and agree to the resolution (H. Res. 29) supporting the goals and ideals of National Mentoring Month 2007.

The question being put,

Will the House suspend the rules and agree to said resolution?

The vote was taken by electronic device.

It was decided in the { Yeas ..... 410  
affirmative ..... } Nays ..... 0

11.24 [Roll No. 46]  
YEAS—410

Abercrombie  
Ackerman  
Aderholt  
Alkin  
Alexander  
Allen  
Altmire  
Andrews  
Arcuri  
Baca  
Bachmann  
Bachus  
Baird  
Baker  
Baldwin  
Barrett (SC)  
Barrow  
Bartlett (MD)  
Barton (TX)  
Bean  
Becerra  
Berkley  
Berman  
Berry  
Biggert  
Bilirakis  
Bishop (GA)  
Bishop (NY)  
Blackburn  
Blumenauer  
Blunt  
Boehner  
Bonner  
Bono

Boozman  
Boren  
Boswell  
Boucher  
Boustany  
Boyd (FL)  
Boyd (KS)  
Brady (PA)  
Brady (TX)  
Braley (IA)  
Brown (SC)  
Brown, Corrine  
Brown-Waite,  
Ginny  
Buchanan  
Burgess  
Burton (IN)  
Butterfield  
Calvert  
Camp (MI)  
Campbell (CA)  
Cannon  
Cantor  
Capito  
Capps  
Capuano  
Cardoza  
Carnahan  
Blackburn  
Castle  
Castor  
Chabot  
Chandler  
Clarke

Clay  
Cleaver  
Clyburn  
Cohen  
Cole (OK)  
Conaway  
Conyers  
Cooper  
Costa  
Costello  
Courtney  
Cramer  
Crenshaw  
Crowley  
Cubin  
Cuellar  
Cummings  
Davis (AL)  
Davis (CA)  
Davis (IL)  
Davis (KY)  
Davis, David  
Davis, Lincoln  
Davis, Tom  
Deal (GA)  
DeFazio  
DeGette  
Delahunt  
DeLauro  
Dent  
Diaz-Balart, L.  
Diaz-Balart, M.  
Dicks  
Dingell

Doggett  
Donnelly  
Doolittle  
Doyle  
Drake  
Dreier  
Duncan  
Edwards  
Ehlers  
Ellison  
Ellsworth  
Emanuel  
Emerson  
Engel  
English (PA)  
Eshoo  
Etheridge  
Everett  
Fallin  
Farr  
Fattah  
Feeney  
Ferguson  
Filner  
Flake  
Forbes  
Fortenberry  
Fossella  
Fox  
Frank (MA)  
Franks (AZ)  
Frelinghuysen  
Gallegly  
Garrett (NJ)  
Gerlach  
Giffords  
Gilchrest  
Gillibrand  
Gillmor  
Gingrey  
Gohmert  
Gonzalez  
Goode  
Goodlatte  
Granger  
Graves  
Green, Al  
Green, Gene  
Grijalva  
Hall (NY)  
Hall (TX)  
Hare  
Hastert  
Hastings (FL)  
Hastings (WA)  
Hayes  
Heller  
Hensarling  
Herse  
Higgins  
Hill  
Hinchey  
Hinojosa  
Hirono  
Hobson  
Hodes  
Hoekstra  
Holden  
Holt  
Honda  
Hooley  
Hoyer  
Hulshof  
Hunter  
Inglis (SC)  
Inslee  
Israel  
Issa  
Jackson (IL)  
Jackson-Lee (TX)  
Jefferson  
Jindal  
Johnson (GA)  
Johnson (IL)  
Johnson, E. B.  
Johnson, Sam  
Jones (NC)  
Jones (OH)  
Jordan  
Kagen  
Kanjorski  
Kaptur  
Keller  
Kennedy  
Kildee  
Kilpatrick  
Kind  
King (IA)  
King (NY)

Kingston  
Kirk  
Klein (FL)  
Kline (MN)  
Knollenberg  
Kucinich  
Kuhl (NY)  
LaHood  
Lamborn  
Lampson  
Langevin  
Lantos  
Larsen (WA)  
Larson (CT)  
Latham  
Lee  
Levin  
Lewis (CA)  
Lewis (GA)  
Lewis (KY)  
Linder  
Lipinski  
LoBiondo  
Loeb  
Lofgren, Zoe  
Lowey  
Lungren, Daniel  
E.  
Lynch  
Mack  
Mahoney (FL)  
Maloney (NY)  
Manzullo  
Marchant  
Markey  
Marshall  
Matheson  
Matsui  
McCarthy (CA)  
McCarthy (NY)  
McCaul (TX)  
McCollum (MN)  
McCotter  
McCrery  
McGovern  
McHenry  
McHugh  
McIntyre  
McKeon  
McMorris  
Rodgers  
McNerney  
McNulty  
Meehan  
Meek (FL)  
Meeks (NY)  
Melancon  
Mica  
Michaud  
Millender-  
McDonald  
Miller (FL)  
Miller (MI)  
Miller (NC)  
Miller, Gary  
Miller, George  
Mitchell  
Mollohan  
Moore (KS)  
Moore (WI)  
Moran (KS)  
Moran (VA)  
Murphy (CT)  
Murphy, Patrick  
Murphy, Tim  
Murtha  
Musgrave  
Myrick  
Nadler  
Napolitano  
Neal (MA)  
Neugebauer  
Nunes  
Oberstar  
Obey  
Oliver  
Ortiz  
Pallone  
Pascarell  
Pastor  
Paul  
Payne  
Pearce  
Pelosi  
Pence  
Perlmutter  
Peterson (MN)  
Peterson (PA)  
Petri  
Pitts

Platts  
Poe  
Porter  
Price (GA)  
Price (NC)  
Putnam  
Radanovich  
Rahall  
Ramstad  
Rangel  
Regula  
Rehberg  
Reichert  
Renzi  
Reyes  
Reynolds  
Rodriguez  
Rogers (AL)  
Rogers (KY)  
Rohrabacher  
Ros-Lehtinen  
Ross  
Rothman  
Roybal-Allard  
Royce  
Ruppersberger  
Ryan (OH)  
Ryan (WI)  
Salazar  
Sali  
Sanchez, Linda  
T.  
Sanchez, Loretta  
Sarbanes  
Saxton  
Schakowsky  
Schiff  
Schmidt  
Schwartz  
Scott (GA)  
Scott (VA)  
Sensenbrenner  
Serrano  
Sessions  
Sestak  
Shadegg  
Shays  
Shea-Porter  
Sherman  
Shimkus  
Shuler  
Shuster  
Simpson  
Sires  
Skelton  
Slaughter  
Smith (NE)  
Smith (NJ)  
Smith (TX)  
Snyder  
Solis  
Souder  
Space  
Spratt  
Stark  
Stearns  
Stupak  
Sullivan  
Sutton  
Tancredo  
Tanner  
Tauscher  
Taylor  
Terry  
Thompson (CA)  
Thompson (MS)  
Thornberry  
Tiahrt  
Tiberi  
Tierney  
Towns  
Udall (CO)  
Udall (NM)  
Upton  
Van Hollen  
Velazquez  
Walberg  
Walden (OR)  
Walsh (NY)  
Wamp  
Wasserman  
Schultz  
Watson  
Watt  
Waxman  
Weiner  
Welch (VT)  
Weldon (FL)

Weller  
Westmoreland  
Wexler  
Whitfield  
Wicker

Wilson (NM)  
Wilson (OH)  
Wilson (SC)  
Wolf  
Woolsey

Wu  
Wynn  
Yarmuth  
Young (AK)  
Young (FL)

NOT VOTING—25

Bilbray  
Bishop (UT)  
Buyer  
Carson  
Carter  
Coble  
Culberson  
Davis, Jo Ann  
Gordon

Gutierrez  
Harman  
Herger  
LaTourette  
Lucas  
McDermott  
Norwood  
Pickering  
Pomeroy

Pryce (OH)  
Rogers (MI)  
Roskam  
Rush  
Smith (WA)  
Turner  
Waters

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said resolution was agreed to.

A motion to reconsider the vote whereby the rules were suspended and said resolution was agreed to was, by unanimous consent, laid on the table.

11.25 JOINT ECONOMIC COMMITTEE

The SPEAKER pro tempore, Mr. PASCARELL, pursuant to 15 United States Code 1024(a), and the order of the House of January 4, 2007, announced the Speaker appointed the following Member of the House to the Joint Economic Committee: Mr. SAXTON of New Jersey.

Ordered, That the Clerk notify the Senate of the foregoing appointment.

11.26 LEAVE OF ABSENCE

By unanimous consent, leave of absence was granted—

To Mr. GUTIERREZ, for today;  
To Mr. POMEROY, for today; and  
To Mr. BUYER, for today and balance of the week.  
And then,

11.27 ADJOURNMENT

On motion of Mr. GOHMERT, at 10 o'clock and 37 minutes p.m., the House adjourned.

11.28 PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XII, public bills and resolutions were introduced and severally referred, as follows:

By Mr. LANGEVIN (for himself, Mr. ROGERS of Alabama, Mr. THOMPSON of Mississippi, Mr. MCCAUL of Texas, Mr. MEEK of Florida, Mr. REICHERT, Ms. HARMAN, Mr. KING of New York, Ms. JACKSON-LEE of Texas, Mr. SHAYS, Mrs. CHRISTENSEN, Mr. DAVID DAVIS of Tennessee, Mr. CARNEY, Mr. SOUDER, Mr. CUELLAR, Mr. DENT, and Mr. PASCARELL):

H.R. 599. A bill to direct the Secretary of Homeland Security to streamline the SAFETY Act and anti-terrorism technology procurement processes; to the Committee on Homeland Security.

By Mr. RUSH (for himself, Mr. TOWNS, and Mr. WYNN):

H.R. 600. A bill to amend the Internal Revenue Code of 1986 to provide for a deferral of tax on gain from the sale of telecommunications businesses in specific circumstances or a tax credit and other incentives to promote diversity of ownership in telecommunications businesses; to the Committee on Ways and Means.

By Mrs. BIGGERT (for herself and Mr. HINOJOSA):

H.R. 601. A bill to expand the definition of independent student in the Higher Education Act of 1965 to include homeless youth; to the Committee on Education and Labor.

By Mr. BOREN:

H.R. 602. A bill to amend section 119 of title 17, United States Code, to allow the secondary transmission to any subscriber in the State of Oklahoma of primary transmissions of local network stations in that State; to the Committee on the Judiciary.

By Mr. HAYES:

H.R. 603. A bill to amend the Internal Revenue Code of 1986 to provide an incentive for expanding employment in rural areas by allowing employers the work opportunity credit for hiring residents of rural areas; to the Committee on Ways and Means.

By Mr. HAYES:

H.R. 604. A bill to amend the Internal Revenue Code of 1986 to increase the incentives for E-85 fuel vehicle refueling property; to the Committee on Ways and Means.

By Mr. HAYES:

H.R. 605. A bill to amend title 18, United States Code, to provide an increased maximum penalty for telemarketing fraud targeting seniors, and for other purposes; to the Committee on the Judiciary, and in addition to the Committees on Oversight and Government Reform, and Energy and Commerce, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. HAYES:

H.R. 606. A bill to amend the Internal Revenue Code of 1986 to exclude from gross income mileage reimbursements to volunteer emergency medical responders and volunteer firefighters and to increase the mileage allowance for charitable contributions for the benefit of volunteer fire departments, and for other purposes; to the Committee on Ways and Means.

By Mr. ANDREWS:

H.R. 607. A bill to prohibit defense contractors from requiring licenses or fees for use of military likenesses and designations; to the Committee on Armed Services.

By Mr. BARTON of Texas (for himself, Mr. UPTON, and Mr. HASTER):

H.R. 608. A bill to further inform consumers about the transition to digital television; to the Committee on Energy and Commerce.

By Mr. EDWARDS:

H.R. 609. A bill to amend the Reclamation Wastewater and Groundwater Study and Facilities Act to authorize the Secretary of the Interior to participate in the Central Texas Water Recycling and Reuse Project, and for other purposes; to the Committee on Natural Resources.

By Mr. CARNAHAN (for himself, Mr. RANGEL, Mr. LEWIS of Georgia, Mr. LEWIS of Kentucky, Ms. SCHWARTZ, Mr. SKELTON, Mr. GORDON, Mr. CLAY, Mr. CLEAVER, Mr. GONZALEZ, Mr. HINCHEY, Mr. HOLT, Mrs. MALONEY of New York, Mr. MARSHALL, Mr. MOORE of Kansas, Mr. PAYNE, Mr. ROTHMAN, Mr. SOUDER, Mr. LAHOOD, and Mrs. JONES of Ohio):

H.R. 610. A bill to amend the Internal Revenue Code of 1986 to expand the incentives for the rehabilitation of older buildings, including owner-occupied residences; to the Committee on Ways and Means.

By Mr. ENGLISH of Pennsylvania (for himself and Mr. HOLDEN):

H.R. 611. A bill to eliminate the requirement that States collect Social Security numbers from applicants for recreational licenses; to the Committee on Ways and Means.

By Mr. FILNER:

H.R. 612. A bill to amend title 38, United States Code, to extend the period of eligi-

bility for health care for combat service in the Persian Gulf War or future hostilities from two years to five years after discharge or release; to the Committee on Veterans' Affairs.

By Mr. FORTUÑO (for himself and Mr. SERRANO):

H.R. 613. A bill to amend section 1011 of the Medicare Prescription Drug, Improvement, and Modernization Act of 2003 to permit Puerto Rico to qualify for Federal reimbursement of emergency health services furnished to undocumented aliens; to the Committee on Energy and Commerce.

By Mr. FORTUÑO (for himself, Mr. SERRANO, Mr. GUTIERREZ, and Ms. VELÁZQUEZ):

H.R. 614. A bill to amend titles XI and XIX of the Social Security Act to remove the cap on Medicaid payments for Puerto Rico, the Virgin Islands, Guam, the Northern Mariana Islands, and American Samoa; to the Committee on Energy and Commerce.

By Mr. FORTUÑO (for himself, Mr. SERRANO, Ms. ROS-LEHTINEN, Mr. MARIO DIAZ-BALART of Florida, Mr. LINCOLN DIAZ-BALART of Florida, Mr. DENT, Mr. WELLER, Mr. GUTIERREZ, and Ms. VELÁZQUEZ):

H.R. 615. A bill to amend title XVIII of the Social Security Act to increase inpatient hospital payments under the Medicare Program to Puerto Rico hospitals; to the Committee on Ways and Means.

By Mr. FORTUÑO (for himself, Mr. GUTIERREZ, and Ms. VELÁZQUEZ):

H.R. 616. A bill to amend title XVIII of the Social Security Act to provide for equity in the calculation of Medicare disproportionate share hospital payments for hospitals in Puerto Rico; to the Committee on Ways and Means.

By Mr. HASTINGS of Florida (for himself, Mr. SERRANO, Mr. MARIO DIAZ-BALART of Florida, Mr. MAHONEY of Florida, Mr. KLEIN of Florida, Ms. CASTOR, Mr. WEXLER, and Mr. MEEK of Florida):

H.R. 617. A bill to authorize ecosystem restoration projects for the Indian River Lagoon-South and the Poyayun Strand, Collier County, in the State of Florida; to the Committee on Transportation and Infrastructure.

By Mr. HUNTER (for himself, Mr. SMITH of New Jersey, Mr. HAYES, Mr. DAVIS of Kentucky, Mr. MCCAUL of Texas, Mr. FRANKS of Arizona, Mr. JOHNSON of Illinois, Mrs. McMORRIS RODGERS, Mr. SESSIONS, Mr. CANNON, Mr. WAMP, Mr. WESTMORELAND, Mr. RENZI, Mr. NORWOOD, Mr. ROGERS of Kentucky, Mr. WILSON of South Carolina, Mr. BOUSTANY, Mr. BISHOP of Utah, Mr. GARY G. MILLER of California, Mr. HERGER, Mr. ALEXANDER, Mr. MANZULLO, Mrs. CUBIN, Mrs. JO ANN DAVIS of Virginia, Mr. INGLIS of South Carolina, Mr. MCCOTTER, Mr. LINCOLN DAVIS of Tennessee, Mr. FORBES, Mr. SOUDER, Mr. HALL of Texas, Mrs. MUSGRAVE, Mr. PICKERING, Mr. CHABOT, Mr. BOOZMAN, Mr. SAM JOHNSON of Texas, Mr. CONAWAY, Mr. BARTLETT of Maryland, Mr. DAVID DAVIS of Tennessee, Mr. TIAHRT, Mrs. MYRICK, Mr. FORTUÑO, Mr. AKIN, Mr. DOOLITTLE, Mr. GINGREY, Mr. LAHOOD, Mr. HOEKSTRA, Mr. SMITH of Nebraska, Ms. FOX, Mr. SALLI, Mr. LEWIS of Kentucky, Mr. TERRY, Mr. PITTS, Mr. TANCREDO, Mr. MCKEON, Mr. JORDAN, Mr. GOODE, Mr. LAMBORN, Mr. HENSARLING, Mr. GILLMOR, Mr. SHADEGG, Mr. KLINE of Minnesota, Mr. MCHENRY, Mr. WALBERG, Mr. CARTER, and Mr. GOODLATTE):

H.R. 618. A bill to implement equal protection under the 14th article of amendment to

the Constitution for the right to life of each born and preborn human person; to the Committee on the Judiciary.

By Mrs. LOWEY (for herself, Mr. SHAYS, Mrs. MALONEY of New York, Mr. CROWLEY, Mr. KIRK, Mr. MOORE of Kansas, Ms. MCCOLLUM of Minnesota, Ms. KILPATRICK, Mr. WAXMAN, Mr. HOLT, Ms. MATSUI, Mr. LARSEN of Washington, Ms. SCHWARTZ, Mr. MCGOVERN, Mr. ROTHMAN, Mr. WU, Mr. ENGEL, Mr. NADLER, Mr. BLUMENAUER, Mr. BERMAN, Mr. CARNAHAN, Mr. FATAH, Mrs. GILLIBRAND, Mrs. CAPPS, Mr. GEORGE MILLER of California, Mr. COHEN, Mr. DELAHUNT, Mr. LANTOS, Mr. AL GREEN of Texas, Ms. HOOLEY, Mr. MCDERMOTT, Mr. MORAN of Virginia, Mr. STARK, Mr. SHERMAN, Mrs. DAVIS of California, Ms. SCHAKOWSKY, Mr. MCNULTY, and Mr. GRIJALVA):

H.R. 619. A bill to prohibit the application of certain restrictive eligibility requirements to foreign nongovernmental organizations with respect to the provision of assistance under part I of the Foreign Assistance Act of 1961; to the Committee on Foreign Affairs.

By Mr. OLVER (for himself, Mr. GILCHREST, Mr. INSLEE, Mr. WALSH of New York, Mr. CUMMINGS, Mr. KIRK, Ms. SOLIS, Mr. CASTLE, Mr. HINCHEY, Mr. SHAYS, Ms. HARMAN, Mr. SAXTON, Mr. DICKS, Ms. MCCOLLUM of Minnesota, Ms. DEGETTE, Mr. THOMPSON of California, Mr. CARDOZA, and Mr. HARE):

H.R. 620. A bill to accelerate the reduction of greenhouse gas emissions in the United States by establishing a market-driven system of greenhouse gas tradeable allowances that will limit greenhouse gas emissions in the United States, reduce dependence upon foreign oil, and ensure benefits to consumers from the trading in such allowances, and for other purposes; to the Committee on Energy and Commerce, and in addition to the Committees on Science and Technology, and Natural Resources, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. PRICE of Georgia:

H.R. 621. A bill to amend part B of title XVIII of the Social Security Act to restore the Medicare treatment of ownership of oxygen equipment to that in effect before enactment of the Deficit Reduction Act of 2005; to the Committee on Energy and Commerce, and in addition to the Committee on Ways and Means, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. RANGEL:

H.R. 622. A bill to posthumously award a Congressional gold medal to Shirley Chisholm; to the Committee on Financial Services.

By Mr. RANGEL:

H.R. 623. A bill to permit expungement of records of certain nonviolent criminal offenses; to the Committee on the Judiciary.

By Mr. RANGEL (for himself and Ms. LEE):

H.R. 624. A bill to lift the trade embargo on Cuba, and for other purposes; to the Committee on Foreign Affairs, and in addition to the Committees on Ways and Means, Energy and Commerce, the Judiciary, Financial Services, Oversight and Government Reform, and Agriculture, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.



By Ms. SOLIS:

H.R. 625. A bill to designate the facility of the United States Postal Service located at 4230 Maine Avenue in Baldwin Park, California, as the "Atanacio Haro-Marin Post Office"; to the Committee on Oversight and Government Reform.

By Mr. STUPAK:

H.R. 626. A bill to amend the Railroad Retirement Act of 1974 to provide that a current connection is not lost by an individual who is misled or not properly informed by the Railroad Retirement Board of the requirement for, and the circumstances resulting in the loss of, a current connection; to the Committee on Transportation and Infrastructure.

By Mr. VAN HOLLEN (for himself, Mr. GEORGE MILLER of California, Mr. PAYNE, Mr. SCOTT of Virginia, Ms. WOOLSEY, Mr. HINOJOSA, Mr. TIERNEY, Mr. KUCINICH, Mrs. DAVIS of California, Mr. DAVIS of Illinois, Mr. GRIJALVA, Mr. BISHOP of New York, Mr. SESTAK, Mr. LOEBACK, Mr. HARE, Mr. BACA, Mr. BERMAN, Mr. BISHOP of Georgia, Ms. BORDALLO, Mr. BOUCHER, Ms. CORRINE BROWN of Florida, Mr. CARNAHAN, Mr. CHANDLER, Mrs. CHRISTENSEN, Mr. CLAY, Mr. CLEAVER, Mr. COHEN, Mr. COSTELLO, Mr. CUPELLAR, Mr. CUMMINGS, Mr. DEFazio, Mr. DOYLE, Mr. ENGEL, Mr. ETHERIDGE, Mr. FILNER, Mr. FRANK of Massachusetts, Mr. AL GREEN of Texas, Mr. GUTIERREZ, Mr. HIGGINS, Mr. KLEIN of Florida, Mr. LANTOS, Mr. LARSEN of Washington, Mr. LARSON of Connecticut, Ms. LEE, Mr. LYNCH, Ms. MCCOLLUM of Minnesota, Mr. MCGOVERN, Mrs. MALONEY of New York, Mr. MEEHAN, Ms. MOORE of Wisconsin, Mrs. NAPOLITANO, Mr. ORTIZ, Mr. REYES, Mr. RODRIGUEZ, Ms. SCHAKOWSKY, Ms. SUTTON, and Mr. WEXLER):

H.R. 627. A bill to require full funding of the Elementary and Secondary Education Act of 1965 and the Individuals with Disabilities Education Act; to the Committee on Education and Labor, and in addition to the Committee on Appropriations, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mrs. WILSON of New Mexico (for herself, Mr. MARSHALL, Mr. SMITH of Washington, and Mr. PRICE of Georgia):

H.R. 628. A bill to direct the Secretary of Homeland Security to ensure that an individual may file an orphan petition for at least 2 years after approval of an advanced processing application; to the Committee on the Judiciary.

By Mr. WU (for himself, Mr. HONDA, Mr. ABERCROMBIE, Ms. MCCOLLUM of Minnesota, Mr. MCDERMOTT, and Ms. ZOE LOFGREN of California):

H.R. 629. A bill to amend the Higher Education Act of 1965 to authorize grants for institutions of higher education serving Asian Americans and Pacific Islanders; to the Committee on Education and Labor.

By Mr. GOODE (for himself, Mr. WAMP, Mr. JONES of North Carolina, Mr. PAUL, Mr. STEARNS, Mr. DUNCAN, and Ms. FOXX):

H. Con. Res. 40. Concurrent resolution expressing the sense of Congress that the United States should not engage in the construction of a North American Free Trade Agreement (NAFTA) Superhighway System or enter into a North American Union with Mexico and Canada; to the Committee on Transportation and Infrastructure, and in addition to the Committee on Foreign Af-

fairs, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mrs. DAVIS of California (for herself, Mr. FILNER, Mr. BILBRAY, Mr. HUNTER, and Mr. ISSA):

H. Res. 83. A resolution congratulating Tony Gwynn for his election to the Baseball Hall of Fame, for an outstanding career as an athlete, and for his contributions to baseball and to his community; to the Committee on Oversight and Government Reform.

By Mr. KUHL of New York (for himself and Mr. MICA):

H. Res. 84. A resolution recognizing the 100th anniversary of Glenn Curtiss's achievement of record-breaking speed and his contributions to the motorcycle and aircraft industries; to the Committee on Oversight and Government Reform.

#### ¶11.29 PRIVATE BILLS AND RESOLUTIONS

##### Under clause 3 of rule XII,

Mr. FILNER introduced a bill (H.R. 630) for the relief of Flavia Mabloc Cahoon; which was referred to the Committee on the Judiciary.

#### ¶11.30 ADDITIONAL SPONSORS

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

H.R. 14: Mr. CASTLE, Mr. HOEKSTRA, Mr. SHIMKUS, Mr. GINGREY, and Mr. BILBRAY.

H.R. 22: Mr. PICKERING, Mr. MCCREERY, Mr. BONNER, Mr. SCOTT of Georgia, Mr. LAMBORN, and Mr. CONAWAY.

H.R. 25: Mr. HENSARLING.

H.R. 27: Mr. LINDER.

H.R. 60: Mr. CUPELLAR, Mr. LINCOLN DAVIS of Tennessee, Mr. HENSARLING, Mr. MILLER of Florida, and Mr. WELDON of Florida.

H.R. 65: Mr. SALAZAR, Mr. BUTTERFIELD, Mr. SERRANO, Ms. MATSUI, Mr. ISRAEL, Mr. WHITFIELD, Ms. SCHAKOWSKY, Mr. PASCRELL, Mrs. MUSGRAVE, and Mr. OBERSTAR.

H.R. 133: Mr. CAMPBELL of California.

H.R. 134: Mr. ISSA.

H.R. 136: Mr. ISSA.

H.R. 137: Mr. DAVIS of Alabama, Mr. WALBERG, Mr. WALZ of Minnesota, Mr. FALCOMVAEGA, and Ms. SUTTON.

H.R. 138: Mr. FRANKS of Arizona.

H.R. 159: Mr. PATRICK MURPHY of Pennsylvania.

H.R. 161: Mr. WU.

H.R. 169: Mr. FATTAH, Mr. KILDEE, Mr. COSTELLO, Mr. JONES of North Carolina, Mr. BARTLETT of Maryland, and Mr. DEFazio.

H.R. 210: Mr. GRIJALVA.

H.R. 217: Mr. CROWLEY.

H.R. 269: Mr. LIPINSKI, Mr. SAXTON, Mr. PALLONE, Mr. GINGREY, Ms. JACKSON-LEE of Texas, Mr. CALVERT, Mr. ETHERIDGE, Mr. MELANCON, Mr. LINCOLN DAVIS of Tennessee, Mr. HOLT, and Mr. SMITH of New Jersey.

H.R. 279: Mrs. CAPITO.

H.R. 303: Mr. COSTELLO, Mr. TERRY, Mr. FILNER, and Mr. PATRICK MURPHY of Pennsylvania.

H.R. 323: Mr. CAMPBELL of California.

H.R. 353: Mr. BLUMENAUER.

H.R. 358: Mrs. McMORRIS RODGERS, Mr. CARTER, Mr. CLEAVER, and Mr. PATRICK MURPHY of Pennsylvania.

H.R. 359: Mr. MCGOVERN.

H.R. 365: Ms. HOOLEY, Mr. MATHESON, Ms. JACKSON-LEE of Texas, Mr. LARSEN of Washington, Mr. LEWIS of Kentucky, Mr. UDALL of Colorado, Ms. GIFFORDS, Mr. REICHERT, Mr. MCINTYRE, Ms. BERKLEY, Mr. EHLERS, Mr. LATHAM, Ms. WOOLSEY, Mr. BOSWELL, Mr. MCCOUL of Texas, Mr. UPTON, Mr. COSTELLO, Ms. EDDIE BERNICE JOHNSON of Texas, Mr. HINOJOSA, Mr. MCHUGH, and Ms. ZOE LOFGREN of California.

H.R. 369: Mr. GEORGE MILLER of California.

H.R. 390: Mr. NADLER, Mr. PRICE of North Carolina, Mr. WAXMAN, Ms. WATSON, and Mr. SNYDER.

H.R. 403: Mr. PAYNE, Mr. MITCHELL, Mr. REYES, Ms. KAPTUR, and Ms. MOORE of Wisconsin.

H.R. 410: Mr. GENE GREEN of Texas.

H.R. 413: Mr. KUCINICH, Ms. WOOLSEY, and Ms. LEE.

H.R. 440: Mr. FORBES.

H.R. 451: Mr. TIERNEY, Mr. AL GREEN of Texas, and Ms. SCHAKOWSKY.

H.R. 464: Mr. CARNAHAN.

H.R. 468: Ms. SLAUGHTER, Mr. SCHIFF, Mr. MOORE of Kansas, Ms. BORDALLO, Mrs. NAPOLITANO, Mr. MORAN of Virginia, Mrs. CAPPS, Mr. McNULTY, Ms. DELAURO, and Mr. HOLT.

H.R. 476: Mr. WELCH of Vermont, Mr. COURTNEY, Ms. MATSUI, Mr. MARSHALL, Mr. BARROW, Ms. CASTOR, and Mr. AL GREEN of Texas.

H.R. 491: Mr. SHIMKUS, Mr. RUPPERSBERGER, Ms. LINDA T. SANCHEZ of California, Ms. BEAN, Mrs. EMERSON, Mr. SCHIFF, and Ms. BERKLEY.

H.R. 508: Mr. BRADY of Pennsylvania.

H.R. 511: Mr. MARCHANT, Mr. WICKER, Mr. FRANKS of Arizona, Mr. MCCOUL of Texas, Mr. CONAWAY, Mr. SESSIONS, Mrs. SCHMIDT, Mr. BACHUS, Mrs. BLACKBURN, Mr. SHUSTER, Mr. KLINE of Minnesota, Mr. EVERETT, Ms. FALLIN, Mr. DAVIS of Kentucky, Mr. NUNES, Mr. MCHENRY, Mr. MACK, Mr. GINGREY, Mr. CALVERT, Mr. BURGESS Mr. PENCE, Mr. CAMP of Michigan, Mr. REYNOLDS, Mrs. MYRICK, Mr. KUHL of New York, Mr. PRICE of Georgia, Ms. PRYCE of Ohio, Mr. CRENSHAW, Mr. WELLER, Mr. BRADY of Texas, Mr. KIRK, Mr. GOODLATTE, Mr. GILLMOR, Mr. DOOLITTLE, Mr. BOOZMAN, Mr. HERGER, Mr. BAKER, Mr. MCCARTHY of California, Mr. MILLER of Florida, Mr. SENSENBRENNER, Mr. GARY G. MILLER of California, Mr. WILSON of South Carolina, Mr. BONNER, Mr. HALL of Texas, and Mr. SHIMKUS.

H.R. 522: Mr. MARIO DIAZ-BALART of Florida.

H.R. 563: Mr. ALEXANDER, Mr. FRANKS of Arizona, Mr. SAM JOHNSON of Texas, Mr. WOLF, and Mr. MILLER of Florida.

H.R. 566: Mrs. CHRISTENSEN and Mr. TOWNS.

H.R. 567: Mrs. GILLIBRAND, Mr. PATRICK MURPHY of Pennsylvania, and Ms. SUTTON.

H.R. 584: Mr. LAMPSON, Mr. RODRIGUEZ, and Mr. SESSIONS.

H.R. 589: Mr. SCHIFF, Mr. SERRANO, and Mr. DOGGETT.

H.R. 592: BOOZMAN and Mr. WALSH of New York.

H.J. Res. 18: Mr. JEFFERSON, Mr. ABERCROMBIE, and Ms. SHEA-PORTER.

H. Con. Res. 5: Mr. COHEN and Mr. PATRICK MURPHY of Pennsylvania.

H. Con. Res. 13: Mr. CARNEY.

H. Con. Res. 20: Mr. MCHUGH, Mr. MCCOTTER, Mr. SIRES, Mr. MCGOVERN, Mr. ROHRBACHER, Mr. PASCRELL, Mr. BURTON of Indiana, and Mr. FERGUSON.

H. Con. Res. 21: Mr. COHEN and Mr. GINGREY.

H. Con. Res. 23: Mr. MICHAUD, Mr. SHERMAN, and Mrs. MALONEY of New York.

H. Con. Res. 33: Mr. HINCHEY.

H. Con. Res. 35: Ms. JACKSON-LEE of Texas, Ms. CORRINE BROWN of Florida, Ms. NORTON, Mr. JEFFERSON, Mr. BISHOP of Georgia, Ms. MILLENDER-MCDONALD, Mr. LEWIS of Georgia, Mr. FATTAH, Mr. CLYBURN, Mr. CUMMINGS, Mr. RANGEL, and Mr. MEEKS of New York.

H. Con. Res. 37: Mr. SAM JOHNSON of Texas.

H. Res. 37: Ms. LINDA T. SANCHEZ of California, Ms. JACKSON-LEE of Texas, Mr. AL GREEN of Texas, Ms. WATSON, Mr. SERRANO, Ms. ZOE LOFGREN of California, Mr. GUTIERREZ, Mr. MCDERMOTT, and Mrs. CAPPS.

H. Res. 41: Ms. SCHWARTZ.

H. Res. 51: Ms. SUTTON and Mr. WALBERG.  
 H. Res. 52: Mr. COHEN and Ms. WASSERMAN  
 SCHULTZ.  
 H. Res. 59: Mr. AKIN.  
 H. Res. 68: Ms. BALDWIN.

## TUESDAY, JANUARY 23, 2007 (12)

### ¶12.1 APPOINTMENT OF SPEAKER PRO TEMPORE

The House was called to order at 10:30 a.m. by the SPEAKER pro tempore, Mr. SHULER, who laid before the House the following communication:

WASHINGTON, DC,  
 January 23, 2007.

I hereby appoint the Honorable HEATH SHULER to act as Speaker pro tempore on this day.

NANCY PELOSI,  
*Speaker, House of Representatives.*

### ¶12.2 MESSAGE FROM THE SENATE

A message from the Senate by Ms. Curtis, one of its clerks, announced that the Senate has passed with an amendment in which the concurrence of the House is requested, a concurrent resolution of the House of the following title:

H. Con. Res. 38. A concurrent resolution providing for a joint session of Congress to receive a message from the President.

The message also announced that pursuant to section 8002 of title 26, United States Code, the Chair, on behalf of the Committee on Finance, announces the designation of the following Senators as members of the Joint Committee on Taxation: The Senator from Montana [Mr. BAUCUS]; the Senator from West Virginia [Mr. ROCKEFELLER]; The Senator from North Dakota [Mr. CONRAD]; the Senator from Iowa [Mr. GRASSLEY]; the Senator from Utah [Mr. HATCH].

### ¶12.3 MORNING-HOUR DEBATE

The SPEAKER pro tempore, Mr. SHULER, pursuant to the order of the House of January 4, 2007, recognized Members for morning-hour debate.

### ¶12.4 RECESS—11:18 P.M.

The SPEAKER pro tempore, Mr. SHULER, pursuant to clause 12(a) of rule I, declared the House in recess at 11 o'clock and 18 minutes a.m., until noon.

### ¶12.5 AFTER RECESS—NOON

The SPEAKER called the House to order.

### ¶12.6 APPROVAL OF THE JOURNAL

The SPEAKER announced she had examined and approved the Journal of the proceedings of Monday, January 22, 2007.

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

### ¶12.7 COMMUNICATIONS

Executive and other communications, pursuant to clause 8, rule XII, were referred as follows:

387. A letter from the Chief Counsel/FEMA, Department of Homeland Security, transmitting the Department's final rule — Final

Flood Elevation Determinations — received November 28, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Financial Services.

388. A letter from the Chief Counsel/FEMA, Department of Homeland Security, transmitting the Department's final rule — Suspension of Community Eligibility [Docket No. FEMA-7951] received November 28, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Financial Services.

389. A letter from the Chief Counsel/FEMA, Department of Homeland Security, transmitting the Department's final rule — Final Flood Elevation Determinations — received November 20, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Financial Services.

390. A letter from the Chief Counsel/FEMA, Department of Homeland Security, transmitting the Department's final rule — Suspension of Community Eligibility [Docket No. FEMA-7945] received October 18, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Financial Services.

391. A letter from the Chief Counsel/FEMA, Department of Homeland Security, transmitting the Department's final rule — National Flood Insurance Program; Appeal of Decisions Relating to Flood Insurance Claims (RIN: 1660-AA41) received October 30, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Financial Services.

392. A letter from the Chief Counsel/FEMA, Department of Homeland Security, transmitting the Department's final rule — Changes in Flood Elevation Determinations [Docket No. FEMA-B-7466] received November 20, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Financial Services.

393. A letter from the Chief Counsel/FEMA, Department of Homeland Security, transmitting the Department's final rule — Final Flood Elevation Determinations — received November 2, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Financial Services.

394. A letter from the Chief Counsel/FEMA, Department of Homeland Security, transmitting the Department's final rule — Final Flood Elevation Determinations — received November 2, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Financial Services.

395. A letter from the Chief Counsel/FEMA, Department of Homeland Security, transmitting the Department's final rule — Final Flood Elevation Determinations — received November 2, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Financial Services.

396. A letter from the Chief Counsel/FEMA, Department of Homeland Security, transmitting the Department's final rule — Final Flood Elevation Determinations — received November 2, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Financial Services.

397. A letter from the Chief Counsel/FEMA, Department of Homeland Security, transmitting the Department's final rule — Final Flood Elevation Determinations — received November 2, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Financial Services.

398. A letter from the Chief Counsel/FEMA, Department of Homeland Security, transmitting the Department's final rule — Final Flood Elevation Determinations — received November 2, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Financial Services.

399. A letter from the Chief Counsel/FEMA, Department of Homeland Security, transmitting the Department's final rule — Final Flood Elevation Determinations — received November 2, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Financial Services.

400. A letter from the Chief Counsel/FEMA, Department of Homeland Security, transmitting the Department's final rule — Final Flood Elevation Determinations — received November 2, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Financial Services.

401. A letter from the Chief Counsel/FEMA, Department of Homeland Security, transmitting the Department's final rule — Final Flood Elevation Determinations — November 20, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Financial Services.

402. A letter from the Chief Counsel/FEMA, Department of Homeland Security, transmitting the Department's final rule — Changes in Flood Elevation Determinations [Docket No. FEMA-B-7467] received November 20, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Financial Services.

403. A letter from the Chief Counsel/FEMA, Department of Homeland Security, transmitting the Department's final rule — Final Flood Elevation Determinations — received November 20, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Financial Services.

404. A letter from the Chief Counsel/FEMA, Department of Homeland Security, transmitting the Department's final rule — Final Flood Elevation Determinations — received November 28, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Financial Services.

405. A letter from the Chief Counsel/FEMA, Department of Homeland Security, transmitting the Department's final rule — Final Flood Elevation Determinations — received November 28, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Financial Services.

406. A letter from the General Counsel, National Credit Union Administration, transmitting the Administration's final rule — Conversion of Insured Credit Unions to Mutual Savings Banks (RIN: 3133-AD16) received January 19, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Financial Services.

### ¶12.8 JOINT SESSION TO RECEIVE THE PRESIDENT

The SPEAKER pro tempore, Mrs. JONES of Ohio, laid before the House the following privileged concurrent resolution (H. Con. Res. 38); with the following amendment of the Senate:

Page 1, line 3, strike out "Wednesday" and insert "Tuesday".

When said amendment of the Senate was considered and agreed to.

A motion to reconsider the vote whereby said amendment of the Senate was agreed to was, by unanimous consent, laid on the table.

*Ordered*, That the Clerk notify the Senate thereof.

### ¶12.9 ADJOURNMENT OF THE TWO HOUSES

On motion of Mr. FRANK of Massachusetts, submitted the following privileged concurrent resolution (H. Con. Res. 41):

*Resolved by the House of Representatives (the Senate concurring)*, That when the House adjourns on the legislative day of Wednesday, January 24, 2007, on a motion offered pursuant to this concurrent resolution by its Majority Leader or his designee, it stand adjourned until 2 p.m. on Monday, January 29, 2007, or until the time of any reassembly pursuant to section 2 of this concurrent resolution, whichever occurs first; and that when the House adjourns on the legislative day of Wednesday, January 31, 2007, on a motion offered pursuant to this concurrent resolution

by its Majority Leader or his designee, it stand adjourned until 2 p.m. on Monday, February 5, 2007, or until the time of any reassembly pursuant to section 2 of this concurrent resolution, whichever occurs first.

SEC. 2. The Speaker or her designee, after consultation with the Minority Leader, shall notify the Members to reassemble at such place and time as she may designate if, in her opinion, the public interest shall warrant it.

When said concurrent resolution was agreed to.

A motion to reconsider the vote whereby said concurrent resolution was agreed to was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said concurrent resolution.

12.10 CURRENCY TRANSACTIONS REQUIREMENTS

Mr. FRANK of Massachusetts, moved to suspend the rules and pass the bill (H.R. 323) to amend section 5313 of title 31, United States Code, to reform certain requirements for reporting cash transactions, and for other purposes.

The SPEAKER pro tempore, Mrs. JONES of Ohio, recognized Mr. FRANK of Massachusetts, and Mr. BACHUS, each for 20 minutes.

After debate,  
The question being put, viva voce,  
Will the House suspend the rules and pass said bill?

The SPEAKER pro tempore, Mrs. JONES of Ohio, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said bill.

12.11 QUARTER DOLLAR COIN

Mr. GUTIERREZ moved to suspend the rules and pass the bill (H.R. 392) to provide for a circulating quarter dollar coin program to honor the District of Columbia, the Commonwealth of Puerto Rico, Guam, American Samoa, the United States Virgin Islands, and the Commonwealth of the Northern Mariana Islands, and for other purposes.

The SPEAKER pro tempore, Mrs. JONES of Ohio, recognized Mr. GUTIERREZ and Mr. CASTLE, each for 20 minutes.

After debate,  
The question being put, viva voce,  
Will the House suspend the rules and pass said bill?

The SPEAKER pro tempore, Mrs. JONES of Ohio, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill was passed.

A motion to reconsider the vote whereby the rules were suspended and

said bill was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said bill.

12.12 SAFETY ACT AND ANTI-TERRORISM TECHNOLOGY

Mr. LANGEVIN moved to suspend the rules and pass the bill (H.R. 599) to direct the Secretary of Homeland Security to streamline the SAFETY Act and anti-terrorism technology procurement process.

The SPEAKER pro tempore, Mrs. JONES of Ohio, recognized Mr. LANGEVIN and Mr. ROGERS of Alabama, each for 20 minutes.

After debate,  
The question being put, viva voce,  
Will the House suspend the rules and pass said bill?

The SPEAKER pro tempore, Mrs. JONES of Ohio, announced that two-thirds of the Members present had voted in the affirmative.

Mr. PRICE of Georgia, demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The vote was taken by electronic device.

It was decided in the { Yeas ..... 427  
affirmative ..... } Nays ..... 0

12.13 [Roll No. 47] YEAS—427

Abercrombie	Burton (IN)	Diaz-Balart, L.
Ackerman	Butterfield	Diaz-Balart, M.
Aderholt	Calvert	Dicks
Akin	Camp (MI)	Dingell
Alexander	Campbell (CA)	Doggett
Allen	Cannon	Donnelly
Altmire	Cantor	Doolittle
Andrews	Capito	Doyle
Arcuri	Capps	Drake
Baca	Capuano	Dreier
Bachmann	Cardoza	Duncan
Bachus	Carnahan	Edwards
Baird	Carney	Ehlers
Baker	Carter	Ellison
Baldwin	Castle	Ellsworth
Barrett (SC)	Castor	Emanuel
Barrow	Chabot	Emerson
Bartlett (MD)	Chandler	Engel
Barton (TX)	Clarke	English (PA)
Bean	Clay	Eshoo
Becerra	Cleaver	Etheridge
Berkley	Clyburn	Everett
Berman	Coble	Fallin
Berry	Cohen	Farr
Biggert	Cole (OK)	Fattah
Blibray	Conaway	Feeney
Bilirakis	Conyers	Ferguson
Bishop (GA)	Cooper	Filner
Bishop (NY)	Costa	Flake
Bishop (UT)	Costello	Forbes
Blackburn	Courtney	Fortenberry
Blumenauer	Cramer	Fossella
Blunt	Crenshaw	Fox
Boehner	Crowley	Frank (MA)
Bonner	Cubin	Franks (AZ)
Bono	Cuellar	Frelinghuysen
Boozman	Culberson	Gallely
Boren	Cummings	Garrett (NJ)
Boswell	Davis (AL)	Gerlach
Boucher	Davis (CA)	Giffords
Boustany	Davis (IL)	Gilchrest
Boyd (FL)	Davis (KY)	Gillibrand
Boyd (KS)	Davis, David	Gillmor
Brady (PA)	Davis, Jo Ann	Gingrey
Brady (TX)	Davis, Lincoln	Gohmert
Bralley (IA)	Davis, Tom	Gonzalez
Brown (SC)	Deal (GA)	Goode
Brown, Corrine	DeFazio	Goodlatte
Brown-Waite,	DeGette	Granger
Ginny	Delahunt	Graves
Buchanan	DeLauro	Green, Al
Burgess	Dent	Green, Gene

Grijalva	McCarthy (CA)	Rush
Gutierrez	McCarthy (NY)	Ryan (OH)
Hall (NY)	McCaul (TX)	Ryan (WI)
Hall (TX)	McCollum (MN)	Salazar
Hare	McCotter	Sali
Harman	McCrery	Sánchez, Linda
Hastert	McDermott	T.
Hastings (FL)	McGovern	Sanchez, Loretta
Hastings (WA)	McHenry	Sarbanes
Hayes	McHugh	Saxton
Heller	McIntyre	Schakowsky
Hensarling	McKeon	Schiff
Herger	McMorris	Schmidt
Herse	Rodgers	Schwartz
Higgins	McNerney	Scott (GA)
Hill	McNulty	Scott (VA)
Hinchee	Meehan	Sensenbrenner
Hinojosa	Meek (FL)	Serrano
Hirono	Meeke (NY)	Sessions
Hobson	Melancon	Sestak
Hodes	Mica	Shadegg
Hoekstra	Michaud	Shays
Holden	Millender-	Shea-Porter
Holt	McDonald	Sherman
Honda	Miller (FL)	Shimkus
Hooley	Miller (MI)	Shuler
Hoyer	Miller (NC)	Shuster
Hulshof	Miller, Gary	Simpson
Hunter	Miller, George	Sires
Inglis (SC)	Mitchell	Skelton
Inslee	Mollohan	Slaughter
Israel	Moore (KS)	Smith (NE)
Issa	Moore (WI)	Smith (NJ)
Jackson (IL)	Moran (KS)	Smith (TX)
Jackson-Lee	Moran (VA)	Smith (WA)
(TX)	Murphy (CT)	Snyder
Jefferson	Murphy, Patrick	Solis
Jindal	Murphy, Tim	Souder
Johnson (GA)	Murtha	Space
Johnson (IL)	Musgrave	Spratt
Johnson, E. B.	Myrick	Stark
Johnson, Sam	Nadler	Stearns
Jones (NC)	Napolitano	Stupak
Jones (OH)	Neal (MA)	Sullivan
Jordan	Neugebauer	Sutton
Kagen	Nunes	Tancredo
Kanjorski	Oberstar	Tanner
Kaptur	Obey	Tauscher
Keller	Olver	Taylor
Kennedy	Ortiz	Terry
Kildee	Pallone	Thompson (CA)
Kilpatrick	Pascrell	Thompson (MS)
Kind	Pastor	Thornberry
King (IA)	Paul	Tiaht
King (NY)	Payne	Tiberi
Kingston	Pearce	Tierney
Kirk	Pelosi	Towns
Klein (FL)	Pence	Turner
Kline (MN)	Perlmutter	Udall (CO)
Knollenberg	Peterson (MN)	Udall (NM)
Kucinich	Peterson (PA)	Upton
Kuhl (NY)	Petri	Van Hollen
LaHood	Pitts	Velázquez
Lamborn	Platts	Viscosky
Lampson	Poe	Walberg
Langevin	Pomeroy	Walden (OR)
Lantos	Porter	Walsh (NY)
Larsen (WA)	Price (GA)	Walz (MN)
Larson (CT)	Price (NC)	Wamp
Latham	Pryce (OH)	Wasserman
LaTourette	Putnam	Schultz
Lee	Radanovich	Waters
Levin	Rahall	Watson
Lewis (CA)	Ramstad	Watt
Lewis (GA)	Rangel	Waxman
Lewis (KY)	Regula	Weiner
Linder	Rehberg	Welch (VT)
Lipinski	Reichert	Weldon (FL)
LoBiondo	Renzi	Weller
Loeback	Reyes	Westmoreland
Lofgren, Zoe	Reynolds	Wexler
Lowey	Rodriguez	Whitfield
Lungren, Daniel	Rogers (AL)	Wicker
E.	Rogers (KY)	Wilson (NM)
Lynch	Rogers (MI)	Wilson (OH)
Mack	Rohrabacher	Wilson (SC)
Mahoney (FL)	Ros-Lehtinen	Wolf
Maloney (NY)	Roskam	Woolsey
Marchant	Ross	Wu
Markey	Rothman	Yarmuth
Marshall	Roybal-Allard	Royce
Matheson	Royce	Young (AK)
Matsui	Ruppersberger	Young (FL)

NOT VOTING—8

Buyer	Lucas	Pickering
Carson	Manzullo	Wynn
Gordon	Norwood	

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said bill.

¶12.14 H. RES. 51—UNFINISHED BUSINESS

The SPEAKER pro tempore, Mrs. JONES of Ohio, pursuant to clause 8, rule XX, announced the unfinished business to be the motion to suspend the rules and agree to the resolution (H. Res. 51) honoring the contributions of Catholic schools.

The question being put, Will the House suspend the rules and agree to said resolution?

The vote was taken by electronic device.

It was decided in the { Yeas ..... 428 affirmative ..... } Nays ..... 0

¶12.15 [Roll No. 48]

YEAS—428

Abercrombie	Carnahan	Everett
Ackerman	Carney	Fallin
Aderholt	Carson	Farr
Akin	Carter	Fattah
Alexander	Castle	Feeney
Allen	Castor	Ferguson
Altmire	Chabot	Filner
Andrews	Chandler	Flake
Arcuri	Clarke	Forbes
Baca	Clay	Fortenberry
Bachmann	Cleaver	Fossella
Bachus	Clyburn	Foxx
Baird	Coble	Frank (MA)
Baker	Cohen	Franks (AZ)
Baldwin	Cole (OK)	Frelinghuysen
Barrett (SC)	Conaway	Gallely
Barrow	Conyers	Garrett (NJ)
Bartlett (MD)	Cooper	Gerlach
Barton (TX)	Costa	Giffords
Bean	Costello	Gilchrest
Becerra	Courtney	Gillibrand
Berkley	Cramer	Gillmor
Berman	Crenshaw	Gingrey
Berry	Crowley	Gohmert
Biggert	Cubin	Gonzalez
Bilbray	Cuellar	Goode
Bilirakis	Culberson	Goodlatte
Bishop (GA)	Cummings	Gordon
Bishop (NY)	Davis (AL)	Granger
Bishop (UT)	Davis (CA)	Graves
Blackburn	Davis (IL)	Green, Al
Blumenauer	Davis (KY)	Green, Gene
Blunt	Davis, David	Grijalva
Boehner	Davis, Jo Ann	Gutierrez
Bonner	Davis, Lincoln	Hall (NY)
Bono	Davis, Tom	Hall (TX)
Boozman	Deal (GA)	Hare
Boren	DeFazio	Harman
Boswell	DeGette	Hastert
Boucher	Delahunt	Hastings (FL)
Boustany	DeLauro	Hastings (WA)
Boyd (FL)	Dent	Hayes
Boyd (KS)	Diaz-Balart, L.	Heller
Brady (PA)	Diaz-Balart, M.	Hensarling
Brady (TX)	Dicks	Herger
Braley (IA)	Dingell	Herseth
Brown (SC)	Doggett	Higgins
Brown, Corrine	Donnelly	Hill
Brown-Waite,	Doolittle	Hinchev
Ginny	Doyle	Hinojosa
Buchanan	Drake	Hirono
Burgess	Dreier	Hobson
Burton (IN)	Duncan	Hodes
Butterfield	Edwards	Hoekstra
Calvert	Ehlers	Holden
Camp (MI)	Ellison	Holt
Campbell (CA)	Ellsworth	Honda
Cannon	Emanuel	Hooley
Cantor	Emerson	Hoyer
Capito	Engel	Hulshof
Capps	English (PA)	Hunter
Capuano	Eshoo	Inglis (SC)
Cardoza	Etheridge	Inslee

Israel	Michaud	Schakowsky
Issa	Millender-Schiff	Schiff
Jackson (IL)	McDonald	Schmidt
Jackson-Lee (TX)	Miller (FL)	Schwartz
Jefferson	Miller (MD)	Scott (GA)
Jindal	Miller (NC)	Scott (VA)
Johnson (GA)	Miller, Gary	Sensenbrenner
Johnson (IL)	Miller, George	Serrano
Johnson, E. B.	Mitchell	Sessions
Johnson, Sam	Mollohan	Sestak
Jones (NC)	Moore (KS)	Shadegg
Jones (OH)	Moore (WI)	Shays
Jordan	Moran (KS)	Shea-Porter
Kagen	Moran (VA)	Sherman
Kanjorski	Murphy (CT)	Shimkus
Keller	Murphy, Patrick	Shuler
Kennedy	Murphy, Tim	Shuster
Kildee	Murtha	Simpson
Kipatrick	Musgrave	Sires
Kind	Myrick	Skelton
King (IA)	Nadler	Slaughter
King (NY)	Napolitano	Smith (NE)
Kingston	Neal (MA)	Smith (NJ)
Kirk	Neugebauer	Smith (TX)
Klein (FL)	Nunes	Smith (WA)
Kline (MN)	Oberstar	Snyder
Knollenberg	Obey	Solis
Kucinich	Olver	Souder
Kuhl (NY)	Ortiz	Space
LaHood	Pallone	Spratt
Lamborn	Pascrell	Stark
Lampson	Pastor	Stearns
Langevin	Paul	Stupak
Lantos	Payne	Sullivan
Larsen (WA)	Pearce	Sutton
Larson (CT)	Pelosi	Tancredo
Latham	Pence	Tanner
LaTourette	Perlmutter	Tauscher
Lee	Peterson (MN)	Taylor
Levin	Peterson (PA)	Terry
Lewis (CA)	Petri	Thompson (CA)
Lewis (GA)	Pitts	Thompson (MS)
Lewis (KY)	Platts	Thornberry
Lipinski	Poe	Tiahrt
LoBiondo	Pomeroy	Tiberi
Loeb sack	Porter	Tierney
Lofgren, Zoe	Price (GA)	Towns
Lowe	Price (NC)	Turner
Lungren, Daniel E.	Pryce (OH)	Udall (CO)
Lynch	Putnam	Udall (NM)
Mack	Radanovich	Upton
Mahoney (FL)	Rahall	Van Hollen
Maloney (NY)	Ramstad	Velázquez
Manzullo	Rangel	Visclosky
Marchant	Regula	Walberg
Markey	Rehberg	Walden (OR)
Marshall	Reichert	Walsh (NY)
Matheson	Renzi	Walz (MN)
Matsui	Reyes	Wamp
McCarthy (CA)	Reynolds	Wasserman
McCarthy (NY)	Rodriguez	Schultz
McCaul (TX)	Rogers (AL)	Waters
McCollum (MN)	Rogers (KY)	Watson
McCotter	Rogers (MI)	Watt
McCrary	Rohrabacher	Waxman
McCrery	Ros-Lehtinen	Weiner
McDermott	Roskam	Welch (VT)
McGovern	Ross	Weldon (FL)
McHenry	Rothman	Weller
McIntyre	Roybal-Allard	Westmoreland
McKeon	Royce	Wexler
McMorris	Ruppersberger	Whitfield
Rodgers	Rush	Wicker
McNerney	Ryan (OH)	Wilson (NM)
McNulty	Ryan (WI)	Wilson (OH)
Meehan	Salazar	Wilson (SC)
Meek (FL)	Sali	Wolf
Meeks (NY)	Sánchez, Linda T.	Woolsey
Melancon	Sanchez, Loretta	Wu
Mica	Sarbanes	Yarmuth
Mica	Saxton	Young (AK)
Mica	Saxton	Young (FL)

NOT VOTING—7

Buyer	McHugh	Wynn
Kaptur	Norwood	
Lucas	Pickering	

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said resolution was agreed to.

A motion to reconsider the vote whereby the rules were suspended and said resolution was agreed to was, by unanimous consent, laid on the table.

¶12.16 H.R. 476—UNFINISHED BUSINESS

The SPEAKER pro tempore, Mr. LYNCH, pursuant to clause 8, rule XX, announced the further unfinished business to be the motion to suspend the rules and pass the bill (H.R. 476) to amend title 5, United States Code, to make noncreditable for Federal retirement purposes any Member service performed by an individual who is convicted of any certain offenses committed by that individual while serving as a Member of Congress, and for other purposes; as amended.

The question being put, Will the House suspend the rules and pass said bill, as amended?

The vote was taken by electronic device.

It was decided in the { Yeas ..... 431 affirmative ..... } Nays ..... 0

¶12.17 [Roll No. 49]

YEAS—431

Abercrombie	Chabot	Frank (MA)
Ackerman	Chandler	Franks (AZ)
Aderholt	Clarke	Frelinghuysen
Akin	Clay	Gallely
Alexander	Cleaver	Garrett (NJ)
Allen	Clyburn	Gerlach
Altmire	Coble	Giffords
Andrews	Cohen	Gilchrest
Arcuri	Cole (OK)	Gillibrand
Baca	Conaway	Gillmor
Bachmann	Conyers	Gingrey
Bachus	Cooper	Gohmert
Baird	Costa	Gonzalez
Baker	Costello	Goode
Baldwin	Courtney	Goodlatte
Barrett (SC)	Cramer	Gordon
Barrow	Crenshaw	Granger
Bartlett (MD)	Crowley	Graves
Barton (TX)	Cubin	Green, Al
Bean	Cuellar	Green, Gene
Becerra	Culberson	Grijalva
Berkley	Cummings	Gutierrez
Berman	Davis (AL)	Hall (NY)
Berry	Davis (CA)	Hall (TX)
Biggert	Davis (IL)	Hare
Bilbray	Davis (KY)	Harman
Bilirakis	Davis, David	Hastert
Bishop (GA)	Davis, Jo Ann	Hastings (FL)
Bishop (NY)	Davis, Lincoln	Hastings (WA)
Bishop (UT)	Davis, Tom	Hayes
Blackburn	Deal (GA)	Heller
Blumenauer	DeFazio	Hensarling
Blunt	DeGette	Herger
Boehner	Delahunt	Herseth
Bonner	DeLauro	Higgins
Bono	Dent	Hill
Boozman	Diaz-Balart, L.	Hinchev
Boren	Diaz-Balart, M.	Hinojosa
Boswell	Dicks	Hirono
Boucher	Dingell	Hobson
Boustany	Doggett	Hodes
Boyd (FL)	Donnelly	Hoekstra
Boyd (KS)	Doyle	Holden
Brady (PA)	Drake	Holt
Brady (TX)	Dreier	Honda
Braley (IA)	Duncan	Hooley
Brown (SC)	Edwards	Hoyer
Brown, Corrine	Ehlers	Hulshof
Brown-Waite,	Ellison	Hunter
Ginny	Ellsworth	Inglis (SC)
Buchanan	Emanuel	Inslee
Burgess	Emerson	Issa
Burton (IN)	Engel	Jackson (IL)
Butterfield	Calvert	Jackson-Lee (TX)
Calvert	Camp (MI)	Eshoo
Capps	Campbell (CA)	Etheridge
Capuano	Cannon	Everett
Cardoza	Cantor	Fallin
Cardoza	Capito	Farr
Cardoza	Capps	Fattah
Cardoza	Capuano	Feeney
Cardoza	Cardoza	Ferguson
Cardoza	Carnahan	Filner
Cardoza	Carney	Flake
Cardoza	Carson	Forbes
Cardoza	Carter	Fortenberry
Cardoza	Castle	Fossella
Cardoza	Castor	Foxx
Cardoza	Castor	Keller

Kennedy  
 Kildee  
 Kilpatrick  
 Kind  
 King (IA)  
 King (NY)  
 Kingston  
 Kirk  
 Klein (FL)  
 Kline (MN)  
 Knollenberg  
 Kucinich  
 Kuhl (NY)  
 LaHood  
 Lamborn  
 Lampson  
 Langevin  
 Lantos  
 Larsen (WA)  
 Larson (CT)  
 Latham  
 LaTourette  
 Lee  
 Levin  
 Lewis (CA)  
 Lewis (GA)  
 Lewis (KY)  
 Linder  
 Lipinski  
 LoBiondo  
 Loeb sack  
 Lofgren, Zoe  
 Lowey  
 Lungren, Daniel  
 E.  
 Lynch  
 Mack  
 Mahoney (FL)  
 Maloney (NY)  
 Manzullo  
 Marchant  
 Markey  
 Marshall  
 Matheson  
 Matsui  
 McCarthy (CA)  
 McCarthy (NY)  
 McCaul (TX)  
 McCollum (MN)  
 McCotter  
 McCreery  
 McDermott  
 McGovern  
 McHenry  
 McHugh  
 McIntyre  
 McKeon  
 McMorris  
 Rodgers  
 McNeerney  
 McNulty  
 Meehan  
 Meek (FL)  
 Meeks (NY)  
 Melancon  
 Mica  
 Michaud  
 Millender-  
 McDonald  
 Miller (FL)  
 Miller (MI)  
 Miller (NC)  
 Miller, Gary  
 Miller, George  
 Mitchell  
 Mollohan  
 Moore (KS)

Moore (WI)  
 Moran (KS)  
 Moran (VA)  
 Murphy (CT)  
 Murphy, Patrick  
 Murphy, Tim  
 Murtha  
 Musgrave  
 Myrick  
 Nadler  
 Napolitano  
 Neal (MA)  
 Neugebauer  
 Nunes  
 Oberstar  
 Obey  
 Olver  
 Ortiz  
 Pallone  
 Pascrell  
 Pastor  
 Paul  
 Payne  
 Pearce  
 Pelosi  
 Pence  
 Perlmutter  
 Peterson (MN)  
 Peterson (PA)  
 Petri  
 Pitts  
 Platts  
 Poe  
 Pomeroy  
 Porter  
 Price (GA)  
 Price (NC)  
 Pryce (OH)  
 Putnam  
 Radanovich  
 Rahall  
 Ramstad  
 Rangel  
 Regula  
 Rehberg  
 Reichert  
 Renzi  
 Reyes  
 Reynolds  
 Rodriguez  
 Rogers (AL)  
 Rogers (KY)  
 Rogers (MI)  
 Rohrabacher  
 Ros-Lehtinen  
 Roskam  
 Ross  
 Rothman  
 Roybal-Allard  
 Royce  
 Ruppengerberger  
 Rush  
 Ryan (OH)  
 Ryan (WI)  
 Salazar  
 Sali  
 Sanchez, Linda  
 T.  
 Sanchez, Loretta  
 Sarbanes  
 Saxton  
 Schakowsky  
 Schiff  
 Schwartz  
 Scott (GA)  
 Scott (VA)

NOT VOTING—4

Buyer  
 Lucas

Norwood  
 Pickering

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill, as amended, was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill, as amended, was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said bill.

¶12.18 H. RES. 57—UNFINISHED BUSINESS

The SPEAKER pro tempore, Mr. LYNCH, pursuant to clause 8, rule XX,

announced the further unfinished business to be the motion to suspend the rules and agree to the resolution (H. Res. 57) congratulating Illinois State University as it celebrates its sesqui-centennial.

The question being put,  
 Will the House suspend the rules and agree to said resolution?

The vote was taken by electronic device.

It was decided in the { Yeas ..... 423  
 affirmative ..... } Nays ..... 0

¶12.19 [Roll No. 50]  
 YEAS—423

Abercrombie  
 Ackerman  
 Aderholt  
 Akin  
 Alexander  
 Allen  
 Altmire  
 Andrews  
 Arcuri  
 Baca  
 Bachmann  
 Bachus  
 Baird  
 Baker  
 Baldwin  
 Barrett (SC)  
 Barrow  
 Bartlett (MD)  
 Barton (TX)  
 Bean  
 Becerra  
 Berkeley  
 Berman  
 Berry  
 Biggert  
 Bilbray  
 Bilirakis  
 Bishop (GA)  
 Bishop (NY)  
 Bishop (UT)  
 Blackburn  
 Blumenauer  
 Blunt  
 Boehner  
 Bonner  
 Bono  
 Boozman  
 Boren  
 Boswell  
 Boucher  
 Boustany  
 Boyd (FL)  
 Boyda (KS)  
 Brady (PA)  
 Brady (TX)  
 Braley (IA)  
 Brown (SC)  
 Brown, Corrine  
 Brown-Waite,  
 Ginny  
 Buchanan  
 Burgess  
 Burton (IN)  
 Butterfield  
 Calvert  
 Camp (MI)  
 Campbell (CA)  
 Cantor  
 Capito  
 Capps  
 Capuano  
 Cardoza  
 Carnahan  
 Carney  
 Carson  
 Carter  
 Castle  
 Castor  
 Chabot  
 Chandler  
 Clarke  
 Clay  
 Cleaver  
 Clyburn  
 Coble  
 Cohen  
 Cole (OK)  
 Conaway  
 Conyers

Lungren, Daniel  
 E.  
 Lynch  
 Mack  
 Mahoney (FL)  
 Maloney (NY)  
 Manzullo  
 Marchant  
 Markey  
 Marshall  
 Matheson  
 Matsui  
 McCarthy (CA)  
 McCarthy (NY)  
 McCaul (TX)  
 McCollum (MN)  
 McCotter  
 McCreery  
 McDermott  
 McGovern  
 McHenry  
 McHugh  
 McIntyre  
 McKeon  
 McMorris  
 Rodgers  
 McNeerney  
 McNulty  
 Meehan  
 Meek (FL)  
 Meeks (NY)  
 Mica  
 Michaud  
 Millender-  
 McDonald  
 Miller (FL)  
 Miller (MI)  
 Miller (NC)  
 Miller, Gary  
 Miller, George  
 Mitchell  
 Mollohan  
 Moore (KS)  
 Moore (WI)  
 Moran (KS)  
 Moran (VA)  
 Murphy (CT)  
 Murphy, Patrick  
 Murphy, Tim  
 Musgrave  
 Myrick  
 Nadler  
 Napolitano  
 Neal (MA)  
 Neugebauer  
 Nunes  
 Oberstar  
 Obey  
 Olver  
 Ortiz  
 Pallone  
 Pascrell  
 Pastor  
 Paul

NOT VOTING—11  
 Buyer  
 Cannon  
 Cuban  
 Hinchey  
 Lucas  
 Murtha  
 Norwood  
 Pickering  
 Stark  
 Tancredo  
 Waters

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said resolution was agreed to.

A motion to reconsider the vote whereby the rules were suspended and said resolution was agreed to was, by unanimous consent, laid on the table.

¶12.20 BOARD OF REGENTS OF THE SMITHSONIAN INSTITUTION

The SPEAKER pro tempore, Mr. LYNCH, pursuant to sections 5580 and 5581 of the revised statutes (20 United States Code 42-43), and the order of the House of January 4, 2005, announced the Speaker appointed the following Members of the House to the Board of Regents of the Smithsonian Institute: Mr. BECERRA and Ms. MATSUI.

Ordered, That the Clerk notify the Senate of the foregoing appointments.

¶12.21 SELECT INTELLIGENCE OVERSIGHT  
PANEL OF THE COMMITTEE ON  
APPROPRIATIONS

The SPEAKER pro tempore, Mr. LYNCH, pursuant to clause 4(a)(5) of rule X, and the order of the House of January 4, 2007, announced the Speaker appointed the following Members of the House to the Select Intelligence Oversight Panel of the Committee on Appropriations: Messrs. HOLT, Chairman, OBEY, MURTHA, REYES, DICKS, Mrs. LOWEY, Messrs. CRAMER, SCHIFF, LAHOOD, Ranking Minority Member, LEWIS of California, YOUNG of Florida, HOEKSTRA, and FRELINGHUYSEN.

Ordered, That the Clerk notify the Senate of the foregoing appointments.

¶12.22 COMMITTEE ELECTION—MAJORITY

Mr. RYAN of Ohio, by direction of the Democratic Caucus, submitted the following privileged resolution (H. Res. 85):

Resolved, That the following named Members be and are hereby elected to the following standing committees of the House of Representatives:

(1) COMMITTEE ON FINANCIAL SERVICES.—Mr. Wexler (to rank immediately after Mr. Donnelly).

(2) COMMITTEE ON THE JUDICIARY.—Ms. Wasserman Schultz (to rank immediately after Mr. Davis of Alabama).

(3) COMMITTEE ON SCIENCE AND TECHNOLOGY.—Mr. Kanjorski (to rank immediately after Mr. McNeerney), Ms. Hooley (to rank immediately after Mr. Kanjorski).

(4) COMMITTEE ON SMALL BUSINESS.—Ms. Millender-McDonald, Mr. Jefferson, Mr. Shuler, Mr. Gonzalez, Mr. Larsen of Washington, Mr. Grijalva, Mr. Michaud, Ms. Bean, Mr. Cuellar, Mr. Lipinski, Ms. Moore of Wisconsin, Mr. Altmire, Mr. Braley of Iowa, Ms. Clarke, Mr. Ellsworth, Mr. Johnson of Georgia, Mr. Sestak.

When said resolution was considered and agreed to.

A motion to reconsider the vote whereby said resolution was agreed to was, by unanimous consent, laid on the table.

¶12.23 PROVIDING FOR CONSIDERATION  
OF H. RES. 78

Ms. SLAUGHTER, by direction of the Committee on Rules, reported (Rept. No. 110-3) the resolution (H. Res. 86) providing for consideration of the resolution (H. Res. 78) amending the Rules of the House of Representatives to permit Delegates and the Resident Commissioner to the Congress to cast votes in the Committee of the Whole House on the state of the Union.

When said resolution and report were referred to the House Calendar and ordered printed.

¶12.24 RECESS—4:45 P.M.

The SPEAKER pro tempore, Mr. LYNCH, pursuant to clause 12(a) of rule I, declared the House in recess at 4 o'clock and 45 minutes p.m., until approximately 8:40 p.m. for the purpose of receiving in joint session the President of the United States.

¶12.25 AFTER RECESS—8:41 P.M.

The SPEAKER called the House to order.

¶12.26 JOINT SESSION TO RECEIVE A  
MESSAGE FROM THE PRESIDENT

The Deputy Sergeant-at-Arms announced the Vice President and Members of the Senate, who entered the Hall of the House and took seats assigned to them, the Vice President taking the Chair to the right of the Speaker.

Whereupon, pursuant to House Concurrent Resolution 38, the SPEAKER called the joint session of the two Houses to order.

The SPEAKER announced the appointment of Messrs. HOYER, CLYBURN, EMANUEL, LARSON of Connecticut, BOEHNER, BLUNT, PUTNAM, and MCCOTTER, as members of the Committee on the part of the House to escort the President into the Hall of the House.

The Vice President announced the appointment of Messrs. REID, DURBIN, SCHUMER, and Mrs. MURRAY, Mr. DORGAN, Ms. STABENOW, Messrs. MCCONNELL, LOTT, KYL, CORNYN, Mrs. HUTCHISON, Messrs. ENSIGN, and STEVENS, as members of the committee on the part of the Senate to escort the President into the Hall of the House.

The Deputy Sergeant-at-Arms announced the Dean of the Diplomatic Corps, who entered the Hall of the House and took the seat assigned to him.

The Deputy Sergeant-at-Arms announced the Chief Justice of the United States and Associate Justices of the Supreme Court, who entered the Hall of the House and took seats assigned to them.

The Assistant Sergeant-at-Arms announced the Members of the President's Cabinet, who entered the Hall of the House and took seats assigned to them.

The Sergeant-at-Arms announced the President of the United States at 9 o'clock and 7 minutes p.m., escorted by the committees of the two Houses, entered the Hall of the House and, at the Clerk's desk, delivered the following message:

Thank you very much. Tonight, I have a high privilege and distinct honor of my own—as the first President to begin the State of the Union message with these words: Madam Speaker.

In his day, the late Congressman Thomas D'Alesandro, Jr., from Baltimore, Maryland, saw Presidents Roosevelt and Truman at this rostrum. But nothing could compare with the sight of his only daughter, Nancy, presiding tonight as Speaker of the House of Representatives. Congratulations, Madam Speaker.

Two Members of the House and Senate are not with us tonight, and we pray for the recovery and speedy return of Senator Tim Johnson and Congressman Charlie Norwood.

Madam Speaker, Vice President Cheney, Members of Congress, distinguished guests, and fellow citizens:

This rite of custom brings us together at a defining hour, when deci-

sions are hard and courage is tested. We enter the year 2007 with large endeavors under way, and others that are ours to begin. In all of this, much is asked of us. We must have the will to face difficult challenges and determined enemies, and the wisdom to face them together.

Some in this Chamber are new to the House and Senate, and I congratulate the Democratic majority. Congress has changed, but our responsibilities have not. Each of us is guided by our own convictions, and to these we must stay faithful. Yet we are all held to the same standards and called to serve the same good purposes: to extend the Nation's prosperity, to spend the people's money wisely, to solve problems, not leave them to future generations, to guard America against all evil, and to keep faith with those we have sent forth to defend us.

We are not the first to come here with government divided and uncertainty in the air. Like many before us, we can work through our differences and achieve big things for the American people. Our citizens don't much care which side of the aisle we sit on, as long as we are willing to cross that aisle when there is work to be done. Our job is to make life better for our fellow Americans and help them to build a future of hope and opportunity, and this is the business before us tonight.

A future of hope and opportunity begins with a growing economy, and that is what we have. We are now in the 41st month of uninterrupted job growth, in a recovery that has created 7.2 million new jobs, so far. Unemployment is low, inflation is low, and wages are rising. The economy is on the move, and our job is to keep it that way, not with more government but with more enterprise.

Next week, I will deliver a full report on the state of our economy. Tonight, I want to discuss three economic reforms that deserve to be priorities for this Congress.

First, we must balance the Federal budget. We can do so without raising taxes. What we need to do is impose spending discipline in Washington, D.C. We set a goal of cutting the deficit in half by 2009, and met that goal 3 years ahead of schedule. Now let us take the next step. In the coming weeks, I will submit a budget that eliminates the Federal deficit within the next 5 years. I ask you to make the same commitment. Together, we can restrain the spending appetite of the Federal Government and balance the Federal budget.

Next, there is the matter of earmarks. These special interest items are often slipped into bills at the last hour, when not even C-SPAN is watching. In 2005 alone, the number of earmarks grew to over 13,000 and totaled nearly \$18 billion. Even worse, over 90 percent of earmarks never make it to the floor of the House and Senate. They are dropped into committee reports that



are not even part of the bill that arrives on my desk. You did not vote them into law. I did not sign them into law. Yet they are treated as if they have the force of law. The time has come to end this practice. So let us work together to reform the budget process, expose every earmark to the light of day and to a vote in Congress, and cut the number and cost of earmarks at least in half by the end of this session.

Finally, to keep this economy strong we must take on the challenge of entitlements. Social Security and Medicare and Medicaid are commitments of conscience, and so it is our duty to keep them permanently sound. Yet we are failing in that duty, and this failure will one day leave our children with three bad options: huge tax increases, huge deficits, or huge and immediate cuts in benefits. Everyone in this Chamber knows this to be true, yet somehow we have not found it in ourselves to act. So let us work together and do it now. With enough good sense and good will, you and I can fix Medicare and Medicaid, and save Social Security.

Spreading opportunity and hope in America also requires public schools that give children the knowledge and character they need in life. Five years ago, we rose above partisan differences to pass the No Child Left Behind Act, preserving local control, raising standards, and holding those schools accountable for results. And because we acted, students are performing better in reading and math, and minority students are closing the achievement gap.

Now the task is to build on this success, without watering down standards, without taking control from local communities, and without back sliding and calling it reform. We can lift student achievement even higher by giving local leaders flexibility to turn around failing schools, and by giving families with children stuck in failing schools the right to choose someplace better. We must increase funds for students who struggle, and make sure these children get the special help they need. And we can make sure our children are prepared for the jobs of the future, and our country is more competitive, by strengthening math and science skills. The No Child Left Behind Act has worked for America's children, and I ask Congress to reauthorize this good law.

A future of hope and opportunity requires that all our citizens have affordable and available health care. When it comes to health care, government has an obligation to care for the elderly, the disabled, and poor children, and we will meet those responsibilities. For all other Americans, private health care insurance is the best way to meet their needs. But many Americans cannot afford a health insurance policy.

So tonight, I propose two new initiatives to help more Americans afford their own insurance. First, I propose a standard tax deduction for health insurance that will be like the standard

tax deduction for dependents. Families with health insurance will pay no income or payroll taxes on \$15,000 of their income. Single Americans with health insurance will pay no income or payroll taxes on \$7,500 of their income. With this reform, more than 100 million men, women, and children who are now covered by employer-provided insurance will benefit from lower tax bills.

At the same time, this reform will level the playing field for those who do not get health insurance through their job. For Americans who now purchase health insurance on their own, this proposal would mean a substantial tax savings, \$4,500 for a family of four making \$60,000 a year. And for the millions of other Americans who have no health insurance at all, this deduction would help put a basic private health insurance plan within their reach. Changing the Tax Code is a vital and necessary step to making health care affordable for more Americans.

My second proposal is to help the States that are coming up with innovative ways to cover the uninsured. States that make basic private health insurance available to all their citizens should receive Federal funds to help them provide this coverage to the poor and the sick. I have asked the Secretary of Health and Human Services to work with Congress to take existing Federal funds and use them to create 'Affordable Choices' grants. These grants would give our Nation's Governors more money and more flexibility to get private health insurance to those most in need.

There are many other ways that Congress can help. We need to expand health savings accounts. We need to help small businesses through association health plans, we need to reduce costs and medical errors with better information technology. We will encourage price transparency, and to protect good doctors from junk lawsuits we need to pass medical liability reform. And in all we do, we must remember that the best health care decisions are made not by government and insurance companies, but by patients and their doctors.

Extending hope and opportunity in our country requires an immigration system worthy of America, with laws that are fair and borders that are secure. When laws and borders are routinely violated, this harms the interests of our country. To secure our border, we are doubling the size of the Border Patrol, and funding new infrastructure and technology.

Yet even with all these steps, we cannot fully secure the border unless we take pressure off the border, and that requires a temporary worker program. We should establish a legal and orderly path for foreign workers to enter our country to work on a temporary basis. As a result, they won't have to try to sneak in, and that will leave border agents free to chase down drug smugglers and criminals and terrorists. We will enforce our immigration laws at

the work site, and give employers the tools to verify the legal status of their workers, so there is no excuse left for violating the law. We need to uphold the great tradition of the melting pot that welcomes and assimilates new arrivals. We need to resolve the status of illegal immigrants who are already in our country, without animosity and without amnesty.

Convictions run deep in this Capitol when it comes to immigration. Let us have a serious, civil, and conclusive debate, so that you can pass, and I can sign, comprehensive immigration reform into law.

Extending hope and opportunity depends on a stable supply of energy that keeps America's economy running and America's environment clean. For too long our Nation has been dependent on foreign oil, and this dependence leaves us more vulnerable to hostile regimes, and to terrorists, who could cause huge disruptions of oil shipments, and raise the price of oil, and do great harm to our economy.

It is in our vital interest to diversify America's energy supply, and the way forward is through technology. We must continue changing the way America generates electric power, by even greater use of clean coal technology, solar and wind energy, and clean, safe nuclear power. We need to press on with battery research for plug-in and hybrid vehicles and expand the use of clean diesel vehicles and biodiesel fuel. We must continue investing in new methods of producing ethanol, using everything from wood chips, to grasses, to agricultural wastes.

We have made a lot of progress, thanks to good policies here in Washington and the strong response of the market. And now even more dramatic advances are within reach. Tonight, I ask Congress to join me in pursuing a great goal. Let us build on the work we have done and reduce gasoline usage in the United States by 20 percent in the next 10 years. When we do that, we will be cutting our total imports by the equivalent of three-quarters of all the oil we now import from the Middle East.

To reach this goal, we must increase the supply of alternative fuels, by setting a mandatory fuels standard to require 35 billion gallons of renewable and alternative fuels in 2017. And that is nearly five times the current target. At the same time, we need to reform and modernize fuel economy standards for cars the way we did for light trucks, and conserve up to 8½ billion more gallons of gasoline by 2017.

Achieving these ambitious goals will dramatically reduce our dependence on foreign oil, but it is not going to eliminate it. So as we continue to diversify our fuel supply, we must also step up domestic oil production in environmentally sensitive ways. And to further protect America against severe disruptions to our oil supply, I ask Congress to double the current capacity of the Strategic Petroleum Reserve.

America is on the verge of technological breakthroughs that will enable

us to live our lives less dependent on oil. These technologies will help us become better stewards of the environment, and they will help us to confront the serious challenge of global climate change.

A future of hope and opportunity requires a fair, impartial system of justice. The lives of our citizens across our Nation are affected by the outcome of cases pending in our Federal courts. We have a shared obligation to ensure that the Federal courts have enough judges to hear those cases and deliver timely rulings. As president, I have a duty to nominate qualified men and women to vacancies on the Federal bench. And the United States Senate has a duty as well, to give those nominees a fair hearing and a prompt up-or-down vote on the Senate floor.

For all of us in this room, there is no higher responsibility than to protect the people of this country from danger. Five years have come and gone since we saw the scenes and felt the sorrow that the terrorists can cause. We have had time to take stock of our situation. We have added many critical protections to guard the homeland. We know with certainty that the horrors of that September morning were just a glimpse of what the terrorists intend for us, unless we stop them.

With the distance of time, we find ourselves debating the causes of conflict and the course we have followed. Such debates are essential when a great democracy faces great questions. Yet one question has surely been settled, that to win the war on terror we must take the fight to the enemy.

From the start, America and our allies have protected our people by staying on the offense. The enemy knows that the days of comfortable sanctuary, easy movement, steady financing, and free-flowing communications are long over. For the terrorists, life since 9/11 has never been the same.

Our success in this war is often measured by the things that did not happen. We cannot know the full extent of the attacks that we and our allies have prevented, but here is some of what we do know: we stopped an al Qaeda plot to fly a hijacked airplane into the tallest building on the west coast. We broke up a Southeast Asian terrorist cell grooming operatives for attacks inside the United States. We uncovered an al Qaeda cell developing anthrax to be used in attacks against America. And just last August, British authorities uncovered a plot to blow up passenger planes bound for America over the Atlantic Ocean. For each life saved, we owe a debt of gratitude to the brave public servants who devote their lives to finding the terrorists and stopping them.

Every success against the terrorists is a reminder of the shoreless ambitions of this enemy. The evil that inspired and rejoiced in 9/11 is still at work in the world. And so long as that is the case, America is still a Nation at war.

In the minds of the terrorists, this war began well before September 11 and

will not end until their radical vision is fulfilled. And these past 5 years have given us a much clearer view of the nature of this enemy. Al Qaeda and its followers are Sunni extremists, possessed by hatred and commanded by a harsh and narrow ideology. Take almost any principle of civilization, and their goal is the opposite. They preach with threats, instruct with bullets and bombs, and promise paradise for the murder of the innocent.

Our enemies are quite explicit about their intentions. They want to overthrow moderate governments and establish safe havens from which to plan and carry out new attacks on our country. By killing and terrorizing Americans, they want to force our country to retreat from the world and abandon the cause of liberty. They would then be free to impose their will and spread their totalitarian ideology. Listen to this warning from the late terrorist Zarqawi: 'We will sacrifice our blood and bodies to put an end to your dreams, and what is coming is even worse.' And Osama bin Laden declared: "Death is better than living on this Earth with the unbelievers among us."

These men are not given to idle words, and they are just one camp in the Islamist radical movement. In recent times, it has also become clear that we face an escalating danger from Shia extremists who are just as hostile to America and are also determined to dominate the Middle East. Many are known to take direction from the regime in Iran, which is funding and arming terrorists like Hezbollah, a group second only to al Qaeda in the American lives it has taken.

The Shia and Sunni extremists are different faces of the same totalitarian threat. Whatever slogans they chant, when they slaughter the innocent, they have the same wicked purposes. They want to kill Americans, kill democracy in the Middle East, and gain the weapons to kill on an even more horrific scale.

In the sixth year since our Nation was attacked, I wish I could report to you that the dangers had ended. They have not. And so it remains the policy of this government to use every lawful and proper tool of intelligence, diplomacy, law enforcement, and military action to do our duty, to find these enemies, and to protect the American people.

This war is more than a clash of arms. It is a decisive ideological struggle, and the security of our Nation is in the balance. To prevail, we must remove the conditions that inspire blind hatred, and drove 19 men to get onto airplanes and to come and kill us. What every terrorist fears most is human freedom, societies where men and women make their own choices, answer to their own conscience, and live by their hopes instead of their resentments. Free people are not drawn to violent and malignant ideologies, and most will choose a better way when they are given a chance. So we advance our own security interests by

helping moderates, reformers, and brave voices for democracy. The great question of our day is whether America will help men and women in the Middle East to build free societies and share in the rights of all humanity. And I say, for the sake of our own security, we must.

In the last 2 years, we have seen the desire for liberty in the broader Middle East, and we have been sobered by the enemy's fierce reaction. In 2005, the world watched as the citizens of Lebanon raised the banner of the Cedar Revolution. They drove out the Syrian occupiers, and chose new leaders in free elections. In 2005, the people of Afghanistan defied the terrorists and elected a democratic legislature. And in 2005, the Iraqi people held three national elections, choosing a transitional government, adopting the most progressive, democratic constitution in the Arab world, and then electing a government under that constitution. Despite endless threats from the killers in their midst, nearly 12 million Iraqi citizens came out to vote in a show of hope and solidarity we should never forget.

A thinking enemy watched all of these scenes, adjusted their tactics, and in 2006 they struck back. In Lebanon, assassins took the life of Pierre Gemayel, a prominent participant in the Cedar Revolution. Hezbollah terrorists, with support from Syria and Iran, sowed conflict in the region and are seeking to undermine Lebanon's legitimately elected government. In Afghanistan, Taliban and al Qaeda fighters tried to regain power by regrouping and engaging Afghan and NATO forces. In Iraq, al Qaeda and other Sunni extremists blew up one of the most sacred places in Shia Islam, the Golden Mosque of Samarra. This atrocity, directed at a Muslim house of prayer, was designed to provoke retaliation from Iraqi Shia, and it succeeded. Radical Shia elements, some of whom receive support from Iran, formed death squads. The result was a tragic escalation of sectarian rage and reprisal that continues to this day.

This is not the fight we entered in Iraq, but it is the fight we are in. Every one of us wishes that this war were over and won. Yet it would not be like us to leave our promises unkept, our friends abandoned, and our own security at risk. Ladies and gentlemen, on this day, at this hour, it is still within our power to shape the outcome of this battle. Let us find our resolve and turn events toward victory.

We are carrying out a new strategy in Iraq, a plan that demands more from Iraq's elected government and gives our forces in Iraq the reinforcements they need to complete their mission. Our goal is a democratic Iraq that upholds the rule of law, respects the rights of its people, provides them security, and is an ally in the war on terror.

In order to make progress toward this goal, the Iraqi Government must stop the sectarian violence in its capital. But the Iraqis are not yet ready to

do this on their own. So we are deploying reinforcements of more than 20,000 additional soldiers and marines to Iraq. The vast majority will go to Baghdad, where they will help Iraqi forces to clear and secure neighborhoods, and serve as advisers embedded in Iraqi Army units. With Iraqis in the lead, our forces will help secure the city by chasing down the terrorists, insurgents, and the roaming death squads. And in Anbar province, where al Qaeda terrorists have gathered and local forces have begun showing a willingness to fight them, we are sending an additional 4,000 United States marines, with orders to find the terrorists and clear them out. We did not drive al Qaeda out of their safe haven in Afghanistan only to let them set up a new safe haven in a free Iraq.

The people of Iraq want to live in peace, and now is the time for their government to act. Iraq's leaders know that our commitment is not open ended. They have promised to deploy more of their own troops to secure Baghdad, and they must do so. They have pledged that they will confront violent radicals of any faction or political party. And they need to follow through and lift needless restrictions on Iraqi and Coalition forces so these troops can achieve their mission of bringing security to all of the people of Baghdad. Iraq's leaders have committed themselves to a series of benchmarks to achieve reconciliation, to share oil revenues among all of Iraq's citizens, to put the wealth of Iraq into the rebuilding of Iraq, to allow more Iraqis to reenter their nation's civic life, to hold local elections, and to take responsibility for security in every Iraqi province. But for all of this to happen, Baghdad must be secured. And our plan will help the Iraqi Government take back its capital and make good on its commitments.

My fellow citizens, our military commanders and I have carefully weighed the options. We discussed every possible approach. In the end, I chose this course of action because it provides the best chance for success. Many in this Chamber understand that America must not fail in Iraq, because you understand that the consequences of failure would be grievous and far reaching.

If American forces step back before Baghdad is secure, the Iraqi Government would be overrun by extremists on all sides. We could expect an epic battle between Shia extremists backed by Iran, and Sunni extremists aided by al Qaeda and supporters of the old regime. A contagion of violence could spill out across the country, and in time the entire region could be drawn into the conflict.

For America, this is a nightmare scenario. For the enemy, this is the objective. Chaos is their greatest ally in this struggle. And out of chaos in Iraq would emerge an emboldened enemy with new safe havens, new recruits, new resources, and an even greater determination to harm America. To allow this to happen would be to ignore

the lessons of September 11 and invite tragedy. And ladies and gentlemen, nothing is more important at this moment in our history than for America to succeed in the Middle East, to succeed in Iraq, and to spare the American people from this danger.

This is where matters stand tonight, in the here and now. I have spoken with many of you in person. I respect you and the arguments you have made. We went into this largely united, in our assumptions and in our convictions. And whatever you voted for, you did not vote for failure. Our country is pursuing a new strategy in Iraq, and I ask you to give it a chance to work. And I ask you to support our troops in the field, and those on their way.

The war on terror we fight today is a generational struggle that will continue long after you and I have turned our duties over to others. That is why it is important to work together so our Nation can see this great effort through. Both parties and both branches should work in close consultation. And this is why I propose to establish a special advisory council on the war on terror, made up of leaders in Congress from both political parties. We will share ideas for how to position America to meet every challenge that confronts us. And we will show our enemies abroad that we are united in the goal of victory.

One of the first steps we can take together is to add to the ranks of our military, so that the American Armed Forces are ready for all the challenges ahead. Tonight I ask the Congress to authorize an increase in the size of our active Army and Marine Corps by 92,000 in the next 5 years. A second task we can take on together is to design and establish a volunteer civilian reserve corps. Such a corps would function much like our military reserve. It would ease the burden on the Armed Forces by allowing us to hire civilians with critical skills to serve on missions abroad when America needs them. And it would give people across America who do not wear the uniform a chance to serve in the defining struggle of our time.

Americans can have confidence in the outcome of this struggle, because we are not in this struggle alone. We have a diplomatic strategy that is rallying the world to join in the fight against extremism. In Iraq, multinational forces are operating under a mandate from the United Nations, and we are working with Jordan, Saudi Arabia, Egypt, and the gulf states to increase support for Iraq's government. The United Nations has imposed sanctions on Iran and made it clear that the world will not allow the regime in Tehran to acquire nuclear weapons. With the other members of the Quartet, the U.N., the European Union and Russia, we are pursuing diplomacy to help bring peace to the Holy Land, and pursuing the establishment of a democratic Palestinian state living side by side with Israel in peace and security. In Afghanistan, NATO has taken the

lead in turning back the Taliban and al Qaeda offensive, the first time the alliance has deployed forces outside the North Atlantic area. Together with our partners in China, Japan, Russia, and South Korea, we are pursuing intensive diplomacy to achieve a Korean Peninsula free of nuclear weapons. And we will continue to speak out for the cause of freedom in places like Cuba, Belarus, and Burma, and continue to awaken the conscience of the world to save the people of Darfur.

American foreign policy is more than a matter of war and diplomacy. Our work in the world is also based on a timeless truth: to whom much is given, much is required. We hear the call to take on the challenges of hunger and poverty and disease, and that is precisely what America is doing. We must continue to fight HIV/AIDS, especially on the continent of Africa. Because you funded our Emergency Plan for AIDS Relief, the number of people receiving life-saving drugs has grown from 50,000 to more than 800,000 in 3 short years. I ask you to continue funding our efforts to fight HIV/AIDS, and I ask you to provide \$1.2 billion over 5 years so we can combat malaria in 15 African countries. I ask that you fund the Millennium Challenge Account so that American aid reaches the people who need it, in nations where democracy is on the rise and corruption is in retreat. And let us continue to support the expanded trade and debt relief that are the best hope for lifting lives and eliminating poverty.

When America serves others in this way, we show the strength and generosity of our country. These deeds reflect the character of our people. The greatest strength we have is the heroic kindness, courage, and self-sacrifice of the American people. You see this spirit often if you know where to look, and tonight we need only look above to the gallery.

Dikembe Mutombo grew up in Africa amid great poverty and disease. He came to Georgetown University on a scholarship to study medicine, but Coach John Thompson got a look at Dikembe and had a different idea. Dikembe became a star in the NBA and a citizen of the United States. But he never forgot the land of his birth, or the duty to share his blessings with others. He built a brand-new hospital in his old hometown. A friend has said of this good hearted man: "Mutombo believes that God has given him this opportunity to do great things." And we are proud to call this son of the Congo a citizen of the United States of America.

After her daughter was born, Julie Aigner-Clark searched for ways to share her love of music and art with her child. So she borrowed some equipment and began filming children's videos in her basement. The Baby Einstein Company was born, and in just 5 years her business grew to more than \$20 million in sales. In November 2001, Julie sold Baby Einstein to Walt Disney Company; and with her help, Baby Einstein has grown into a \$200 million

business. Julie represents the great enterprising spirit of America. And she is using her success to help others, producing child safety videos with John Walsh of the National Center for Missing and Exploited Children. Julie says of her new project: "I believe it is the most important thing that I have ever done. I believe that children have the right to live in a world that is safe." And so tonight we are pleased to welcome this talented business entrepreneur and generous social entrepreneur, Julie Aigner-Clark.

Three weeks ago, Wesley Autry was waiting at a Harlem subway station with his two little girls, when he saw a man fall into the path of a train. With seconds to act, Wesley jumped onto the tracks, pulled the man into the space between the rails, and held him as the train passed right above their heads. He insists he is not a hero. He says: "We got guys and girls overseas dying for us to have our freedoms. We have got to show each other some love." There is something wonderful about a country that produces a brave and humble man like Wesley Autry.

Tommy Rieman was a teenager pumping gas in Independence, Kentucky, when he enlisted in the United States Army. In December 2003, he was on a reconnaissance mission in Iraq when his team came under heavy enemy fire. From his Humvee, Sergeant Rieman returned fire. He used his body as a shield to protect his gunner. He was shot in the chest and arm, and received shrapnel wounds to his legs, yet he refused medical attention and stayed in the fight. He helped to repel a second attack, firing grenades at the enemy's position. For his exceptional courage, Sergeant Rieman was awarded the Silver Star. And like so many other Americans who have volunteered to defend us, he has earned the respect and the gratitude of our whole country.

In such courage and compassion, ladies and gentlemen, we see the spirit and character of America, and these qualities are not in short supply. This is a decent and honorable country, and resilient, too. We have been through a lot together. We have met challenges and faced dangers, and we know that more lie ahead. Yet we can go forward with confidence, because the state of our Union is strong, our cause in the world is right, and tonight that cause goes on. God bless. Thank you for your prayers. Thank you.

At 10 o'clock and 8 minutes p.m., the President of the United States retired from the Hall of the House, followed by his Cabinet.

The Chief Justice of the United States and Associate Justices of the Supreme Court retired from the Hall of the House.

The SPEAKER, at 10 o'clock and 9 minutes p.m., then declared the joint session of the two Houses dissolved.

The Vice President and Members of the Senate retired from the Hall of the House.

#### ¶12.27 REFERENCE OF THE PRESIDENT'S MESSAGE

On motion of Mr. HOYER, the message of the President, as delivered, together with the accompanying documents, was referred to the Committee of the Whole House on the state of the Union and ordered to be printed (H. Doc. 110-1).

#### ¶12.28 LEAVE OF ABSENCE

By unanimous consent, leave of absence was granted to Mr. LUCAS, for today.

And then,

#### ¶12.29 ADJOURNMENT

On motion of Mr. HOYER, at 10 o'clock and 10 minutes p.m., the House adjourned.

#### ¶12.30 REPORTS OF COMMITTEES ON PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XIII, reports of committees were delivered to the Clerk for printing and reference to the proper calendar, as follows:

Mr. HASTINGS of Florida: Committee on Rules. House Resolution 86. Resolution providing for consideration of the resolution (H. Res. 78) amending the Rules of the House of Representatives to permit Delegates and the Resident Commissioner to the Congress to cast votes in the Committee of the Whole House on the state of the Union (Rept. 110-3). Referred to the House Calendar.

#### ¶12.31 PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XII, public bills and resolutions were introduced and severally referred, as follows:

By Mr. FLAKE (for himself, Mr. HENSARLING, Mr. TERRY, Mr. RADANOVICH, Mr. CAMPBELL of California, Mr. FORTUÑO, Mr. MILLER of Florida, Mr. PENCE, Mr. SALI, Mr. BILBRAY, Mr. WALBERG, and Mr. BARTLETT of Maryland):

H.R. 631. A bill to prohibit Federal agencies from obligating funds for earmarks included only in congressional reports, and for other purposes; to the Committee on Oversight and Government Reform.

By Mr. LIPINSKI (for himself, Mr. INGALLS of South Carolina, Mr. DOYLE, Mr. BROWN of South Carolina, Mr. DENT, Mr. EHLERS, Ms. LORETTA SANCHEZ of California, Ms. EDDIE BERNICE JOHNSON of Texas, Mr. TERRY, Mr. MCCAUL of Texas, Mr. GERLACH, Mr. CAMP of Michigan, Mr. BARRETT of South Carolina, Mr. WILSON of South Carolina, Mr. REICHERT, Mr. WOLF, Mr. WICKER, Mr. JOHNSON of Illinois, Mr. SOUDER, Mr. KUHL of New York, Mr. WYNN, Mr. LARSON of Connecticut, Mr. KINGSTON, Mr. LINCOLN DAVIS of Tennessee, Mr. ARCURI, and Mr. WAMP):

H.R. 632. A bill to authorize the Secretary of Energy to establish monetary prizes for achievements in overcoming scientific and technical barriers associated with hydrogen energy; to the Committee on Science and Technology.

By Mr. VAN HOLLEN (for himself, Mr. MEEHAN, Mr. COHEN, Mr. KUCINICH, Mr. SESTAK, Ms. GIFFORDS, Mr. MCNULTY, and Mrs. DAVIS of California):

H.R. 633. A bill to amend the Lobbying Disclosure Act of 1995 to require lobbyists to

disclose the candidates, leadership PACs, and political party committees for whom they collect or arrange contributions, and for other purposes; to the Committee on the Judiciary.

By Mr. MOORE of Kansas (for himself and Mr. KIRK):

H.R. 634. A bill to require the Secretary of the Treasury to mint coins in commemoration of veterans who became disabled for life while serving in the Armed Forces of the United States; to the Committee on Financial Services.

By Mr. UPTON (for himself, Mr. DOYLE, Mr. PLATTS, Mrs. EMERSON, Mr. LATOURETTE, Mr. REGULA, Mrs. BIGBERT, Mr. EHLERS, Mr. GILCHREST, Mr. KILDEE, Mr. HOEKSTRA, Mr. SHIMKUS, Mr. RAMSTAD, Mrs. MILLER of Michigan, and Mr. DONNELLY):

H.R. 635. A bill to amend the Clean Air Act to require that, after the year 2012, all gasoline sold to consumers in the United States for motor vehicles contain not less than 10 percent renewable fuel, and for other purposes; to the Committee on Energy and Commerce.

By Mrs. BACHMANN (for herself, Mr. AKIN, Mr. BARTLETT of Maryland, Mrs. BLACKBURN, Mr. BOUSTANY, Mr. BURGESS, Mr. BURTON of Indiana, Mr. CARTER, Mr. CONAWAY, Mrs. CUBIN, Mrs. JO ANN DAVIS of Virginia, Mr. FEENEY, Mr. FRANKS of Arizona, Mr. GINGREY, Mr. GILLMOR, Mr. GOHMERT, Mr. GRAVES, Mr. HALL of Texas, Mr. WALBERG, Mr. JONES of North Carolina, Mr. KING of Iowa, Mr. MCCOTTER, Mr. MILLER of Florida, Mr. PAUL, Mr. PENCE, Mr. PETERSON of Pennsylvania, Mr. RADANOVICH, Mr. ROHRBACHER, Mr. SENSENBRENNER, Mr. SESSIONS, Mr. SIMPSON, Mr. TERRY, Mr. WELLER, Mr. YOUNG of Alaska, Mr. ROGERS of Alabama, Mr. PLATTS, Mr. FLAKE, and Mr. WELDON of Florida):

H.R. 636. A bill to amend the Internal Revenue Code of 1986 to improve health care choice by providing for the tax deductibility of medical expenses by individuals; to the Committee on Ways and Means.

By Ms. HERSETH:

H.R. 637. A bill to grant a Federal charter to the National American Indian Veterans, Incorporated; to the Committee on the Judiciary.

By Mr. JINDAL:

H.R. 638. A bill to amend the Violent Crime Control and Law Enforcement Act of 1994 to improve efforts to reduce gang activity and violent crime; to the Committee on the Judiciary.

By Mr. JINDAL:

H.R. 639. A bill to designate as HUBZones the disaster areas associated with Hurricanes Katrina and Rita; to the Committee on Small Business.

By Mr. JINDAL:

H.R. 640. A bill to amend the Internal Revenue Code of 1986 to permit financial institutions to determine their interest expense deduction without regard to tax-exempt bonds issued to provide certain small loans for health care or educational purposes; to the Committee on Ways and Means.

By Mr. JINDAL:

H.R. 641. A bill to clarify the tax treatment of certain payments made to homeowners by the Louisiana Recovery Authority and the Mississippi Development Authority; to the Committee on Ways and Means.

By Mrs. JONES of Ohio (for herself and Mr. WHITFIELD):

H.R. 642. A bill to establish a demonstration incentive program within the Department of Education to promote installation of fire sprinkler systems, or other fire suppression or prevention technologies, in qualified

student housing and dormitories, and for other purposes; to the Committee on Education and Labor.

By Mrs. JONES of Ohio (for herself and Mr. RYAN of Wisconsin):

H.R. 643. A bill to amend the Internal Revenue Code of 1986 to provide for collegiate housing and infrastructure grants; to the Committee on Ways and Means.

By Mr. GARY G. MILLER of California (for himself, Mrs. MALONEY of New York, Mr. FRANK of Massachusetts, Mr. BACHUS, Ms. WATERS, Mr. KANJORSKI, Mr. SOUDER, Ms. EDDIE BERNICE JOHNSON of Texas, Mr. MCHUGH, Mr. PASCRELL, Mr. SHAYS, and Mr. TURNER):

H.R. 644. A bill to facilitate the provision of assistance by the Department of Housing and Urban Development for the cleanup and economic redevelopment of brownfields; to the Committee on Financial Services.

By Mr. PRICE of North Carolina (for himself, Mr. MILLER of North Carolina, Mr. LEWIS of Georgia, Ms. VELÁZQUEZ, Ms. JACKSON-LEE of Texas, Mr. FATTAH, and Mr. BISHOP of New York):

H.R. 645. A bill to provide for the withdrawal of United States Armed Forces from Iraq, to authorize assistance for Iraq, and for other purposes; to the Committee on Foreign Affairs, and in addition to the Committee on Armed Services, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. ROGERS of Kentucky (for himself, Mr. DAVIS of Kentucky, Mr. LEWIS of Kentucky, Mr. WHITFIELD, Mr. CHANDLER, and Mr. YARMUTH):

H.R. 646. A bill to establish the Kentucky Artisan Heritage Trails National Heritage Area Act in the Commonwealth of Kentucky, and for other purposes; to the Committee on Natural Resources.

By Ms. WATERS (for herself, Mr. FRANK of Massachusetts, and Ms. PRYCE of Ohio):

H.R. 647. A bill to extend for 5 years the Mark-to-Market program of the Department of Housing and Urban Development; to the Committee on Financial Services.

By Mr. YOUNG of Alaska:

H.R. 648. A bill to amend the Elementary and Secondary Education Act of 1965, and for other purposes; to the Committee on Education and Labor.

By Mr. FRANK of Massachusetts:

H. Con. Res. 41. Concurrent resolution providing for a conditional adjournment of the House of Representatives; considered and agreed to.

By Mrs. MCCARTHY of New York:

H. Con. Res. 42. Concurrent resolution honoring the heroic service and sacrifice of the 6,500 glider pilots of the United States Army Air Forces during World War II; to the Committee on Armed Services.

By Mr. PAUL (for himself, Mr. NEAL of Massachusetts, Mr. GILCHREST, Mr. KUCINICH, Mr. BARTLETT of Maryland, Mr. MEHAN, Mr. DUNCAN, Mr. ABERCROMBIE, Mr. JONES of North Carolina, and Mr. TAYLOR):

H. Con. Res. 43. Concurrent resolution expressing the sense of Congress that the President should implement Recommendation 9 of the Iraq Study Group Report; to the Committee on Foreign Affairs.

By Mr. EMANUEL:

H. Res. 85. A resolution electing Members to certain standing committees of the House of Representatives; considered and agreed to.

By Mr. KNOLLENBERG:

H. Res. 87. A resolution expressing the sense of the House of Representatives that all Americans should participate in a mo-

ment of silence to reflect upon the service and sacrifice of members of the United States Armed Forces both at home and abroad; to the Committee on Armed Services.

By Ms. GINNY BROWN-WAITE of Florida (for herself, Mr. SHAYS, Mrs. MILLER of Michigan, Mr. CASTLE, Mrs. MUSGRAVE, Mr. MILLER of Florida, Mrs. MYRICK, Mr. ENGLISH of Pennsylvania, Mr. PORTER, Mr. MCCOTTER, Mr. PITTS, and Mr. JINDAL):

H. Res. 88. A resolution expressing the sense of the House of Representatives that Members of the House are not immune from having their offices searched; to the Committee on the Judiciary.

By Mr. HOEKSTRA (for himself and Mr. VAN HOLLEN):

H. Res. 89. A resolution expressing the sense of the House of Representatives that a day should be established as Dutch-American Friendship Day to celebrate the historic ties of the United States and the Netherlands; to the Committee on Oversight and Government Reform.

By Ms. KILPATRICK (for herself, Mr. LIPINSKI, Ms. EDDIE BERNICE JOHNSON of Texas, Mr. BACA, Ms. CARSON, Mr. CLEAVER, Mr. KIRK, Mr. PAYNE, Mr. DAVIS of Illinois, Mr. SERRANO, Ms. WATSON, Mr. GRIJALVA, and Mr. FILNER):

H. Res. 90. A resolution congratulating Lovie Smith of the Chicago Bears and Tony Dungy of the Indianapolis Colts on becoming the first African-American head coaches of National Football League teams to qualify for the Super Bowl; to the Committee on Oversight and Government Reform.

By Mr. SALAZAR:

H. Res. 91. A resolution demanding the return of the U.S.S. Pueblo the United States Navy from North Korea; to the Committee on Foreign Affairs.

#### 12.32 ADDITIONAL SPONSORS

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

H.R. 14: Mr. FRELINGHUYSEN and Mr. TIAHRT.

H.R. 19: Mr. KNOLLENBERG.

H.R. 25: Mr. DAVID DAVIS of Tennessee.

H.R. 65: Mr. STARK.

H.R. 81: Mr. HAYES.

H.R. 89: Mr. MCINTYRE.

H.R. 114: Mr. REYNOLDS.

H.R. 135: Mrs. NAPOLITANO.

H.R. 172: Ms. CASTOR and Ms. MOORE of Wisconsin.

H.R. 180: Mr. MICHAUD, Mr. WYNN, Mr. GRIJALVA, and Ms. EDDIE BERNICE JOHNSON of Texas.

H.R. 190: Mr. WALBERG and Mr. GOODE.

H.R. 192: Mr. PLATTS.

H.R. 195: Mr. MILLER of Florida.

H.R. 207: Mr. CROWLEY, Mr. MCDERMOTT, Mr. FARR, and Mr. CONYERS.

H.R. 211: Mrs. LOWEY and Mr. DAVID DAVIS of Tennessee.

H.R. 251: Mr. TIM MURPHY of Pennsylvania, Mr. GILLMOR, Ms. SHEA-PORTER, Mrs. LOWEY, and Mr. GALLEGLEY.

H.R. 277: Mr. CARNAHAN and Ms. SHEA-PORTER.

H.R. 303: Mr. WEXLER, Mr. MCINTYRE, and Mr. YOUNG of Florida.

H.R. 312: Ms. ROS-LEHTINEN.

H.R. 346: Mr. DELAHUNT, Mr. CALVERT, Mr. MILLER of Florida, and Mr. LANGEVIN.

H.R. 359: Mr. FILNER, Mrs. CAPPS, Ms. LORETTA SANCHEZ of California, Mr. LANTOS, Mr. UDALL of Colorado, Ms. LEE, Ms. MOORE of Wisconsin, and Ms. ZOE LOFGREN of California.

H.R. 369: Ms. WOOLSEY and Ms. BERKLEY.

H.R. 373: Mr. PENCE.

H.R. 374: Mr. PENCE.

H.R. 379: Mr. PENCE.

H.R. 404: Mr. CARTER.

H.R. 418: Mrs. LOWEY, Mr. HINOJOSA, and Mr. UPTON.

H.R. 439: Ms. CASTOR, Ms. WATSON, and Mr. BUTTERFIELD.

H.R. 473: Mr. GOODLATTE.

H.R. 477: Mr. ABERCROMBIE, Mr. GONZALEZ, Mr. ALLEN, Mr. TERRY, Mr. LYNCH, Mr. GEORGE MILLER of California, Mr. GRIJALVA, Mr. GORDON, Mr. WEXLER, Mr. MCGOVERN, Mr. KENNEDY, Mr. WEINER, Mr. LANTOS, Mrs. JONES of Ohio, and Mr. PAYNE.

H.R. 493: Mr. WEINER, Mr. OBERSTAR, Mr. PALLONE, and Mr. MCGOVERN.

H.R. 511: Mr. LAHOOD, Mr. HENSARLING, Mr. SHADEGG, Mr. POE, Ms. FOXX, Mr. SMITH of Nebraska, Mr. NEUGEBAUER, Mr. DAVID DAVIS of Tennessee, Mr. BISHOP of Utah, Mr. DENT, Mr. HASTERT, Mr. GERLACH, and Mr. INGLIS of South Carolina.

H.R. 526: Ms. SUTTON.

H.R. 562: Mr. LEWIS of Kentucky.

H.R. 579: Mr. KUHL of New York, Mr. HAYES, Mr. LINCOLN DAVIS of Tennessee, Mr. RYAN of Ohio, Mrs. MALONEY of New York, Mr. ETHERIDGE, Mr. FARR, Mr. DEFazio, Mr. TAYLOR, Mr. MCINTYRE, Mr. KILDEE, Mr. FATTAH, Mr. DELAHUNT, Mr. BISHOP of Utah, Mr. CONYERS, Mr. BOUCHER, Mrs. CAPPS, Mr. GEORGE MILLER of California, Mr. GENE GREEN of Texas, and Mr. FRANK of Massachusetts.

H.R. 582: Mr. BUTTERFIELD and Mr. PAYNE.

H.R. 592: Mr. ROTHMAN and Mrs. MALONEY of New York.

H.R. 599: Mr. DANIEL E. LUNGREN of California and Mr. BILIRAKIS.

H.R. 617: Ms. WASSERMAN SCHULTZ, Mr. BOYD of Florida, and Ms. CORRINE BROWN of Florida.

H.R. 627: Mr. ROSS and Ms. ESHOO.

H.J. Res. 14: Mr. BLUMENAUER, Mr. FORTUÑO, and Mr. MCGOVERN.

H.J. Res. 19: Mr. BURTON of Indiana, Mr. GRAVES, and Mr. JONES of North Carolina.

H. Con. Res. 7: Mr. DOYLE.

H. Con. Res. 21: Mr. AL GREEN of Texas, Mr. GERLACH, Mr. CARDOZA, WAMP, Mr. WEXLER, Mr. FRANKS of Arizona, Ms. WASSERMAN SCHULTZ, Mr. CANNON, Mr. SMITH of New Jersey, Mr. LOBIONDO, Mrs. EMERSON, Mr. MARIO DIAZ-BALART of Florida, Mr. LINCOLN DIAZ-BALART of Florida, Ms. SCHWARTZ, Mr. ACKERMAN, Mr. PALLONE, Mr. ISRAEL, Mr. FILNER, Mr. RODRIGUEZ, Mr. SIRES, Mr. BISHOP of New York, and Mrs. DAVIS of California.

H. Con. Res. 37: Mr. BURTON of Indiana, Mr. GINGREY, Mr. JONES of North Carolina, and Mr. POE.

H. Res. 16: Mr. SCOTT of Virginia.

H. Res. 41: Mrs. MALONEY of New York and Mr. COURTNEY.

H. Res. 51: Mr. STUPAK.

#### 12.33 DELETIONS OF SPONSORS FROM PUBLIC BILLS AND RESOLUTIONS

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

H.R. 65: Mr. TANNER.

H.R. 217: Mr. CROWLEY.

### WEDNESDAY, JANUARY 24, 2007 (13)

#### 13.1 APPOINTMENT OF SPEAKER PRO TEMPORE

The House was called to order by the SPEAKER pro tempore, Mr. CLEAVER, who laid before the House the following communication:

WASHINGTON, DC,  
January 24, 2007.

I hereby appoint the Honorable EMANUEL CLEAVER to act as Speaker pro tempore on this day.

NANCY PELOSI,  
*Speaker of the House of Representatives.*

### ¶13.2 APPROVAL OF THE JOURNAL

The SPEAKER pro tempore, Mr. CLEAVER, announced he had examined and approved the Journal of the proceedings of Tuesday, January 23, 2007.

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

### ¶13.3 COMMUNICATIONS

Executive and other communications, pursuant to clause 8, rule XII, were referred as follows:

407. A letter from the Chairman, Council of the District of Columbia, transmitting a copy of D.C. ACT 16-646, "National Capital Revitalization Corporation Asset Transfer Clarification Amendment Act of 2006," pursuant to D.C. Code section 1-233(c)(1); to the Committee on Oversight and Government Reform.

408. A letter from the Chairman, Council of the District of Columbia, transmitting a copy of D.C. ACT 16-647, "Community Access to Health Care Amendment Act of 2006," pursuant to D.C. Code section 1-233(c)(1); to the Committee on Oversight and Government Reform.

409. A letter from the Chairman, Council of the District of Columbia, transmitting a copy of D.C. ACT 16-648, "Closing of a Portion of a Public Alley in Square 85, S.O. 06-8859, Act of 2006," pursuant to D.C. Code section 1-233(c)(1); to the Committee on Oversight and Government Reform.

410. A letter from the Chairman, Council of the District of Columbia, transmitting a copy of D.C. ACT 16-649, "Film DC Economic Incentive Act of 2006," pursuant to D.C. Code section 1-233(c)(1); to the Committee on Oversight and Government Reform.

411. A letter from the Chairman, Council of the District of Columbia, transmitting a copy of D.C. ACT 16-650, "Closing of a Public Alley in Square 375, S.O. 06-656, Act of 2006," pursuant to D.C. Code section 1-233(c)(1); to the Committee on Oversight and Government Reform.

412. A letter from the Chairman, Council of the District of Columbia, transmitting a copy of D.C. ACT 16-651, "Domestic Partnership Joint Filing Act of 2006," pursuant to D.C. Code section 1-233(c)(1); to the Committee on Oversight and Government Reform.

413. A letter from the Chairman, Council of the District of Columbia, transmitting a copy of D.C. ACT 16-652, "Anti-Deficiency Act Revision Act of 2006," pursuant to D.C. Code section 1-233(c)(1); to the Committee on Oversight and Government Reform.

414. A letter from the Chairman, Council of the District of Columbia, transmitting a copy of D.C. ACT 16-653, "Second Technical Amendments Act of 2006," pursuant to D.C. Code section 1-233(c)(1); to the Committee on Oversight and Government Reform.

415. A letter from the Chairman, Council of the District of Columbia, transmitting a copy of D.C. ACT 16-654, "Mayor and Council Compensation Adjustment and Compensation Advisory Commission Establishment Amendment Act of 2006," pursuant to D.C. Code section 1-233(c)(1); to the Committee on Oversight and Government Reform.

416. A letter from the Chairman, Council of the District of Columbia, transmitting a copy of D.C. ACT 16-655, "Shelter Monitoring and Emergency Assistance Amendment Act

of 2006," pursuant to D.C. Code section 1-233(c)(1); to the Committee on Oversight and Government Reform.

417. A letter from the Chairman, Council of the District of Columbia, transmitting a copy of D.C. ACT 16-630, "Mandatory Juvenile Public Safety Notification Act of 2006," pursuant to D.C. Code section 1-233(c)(1); to the Committee on Oversight and Government Reform.

418. A letter from the Chairman, Council of the District of Columbia, transmitting a copy of D.C. ACT 16-629, "Protection from Discriminatory Eviction for Victims of Domestic Violence Amendment Act of 2006," pursuant to D.C. Code section 1-233(c)(1); to the Committee on Oversight and Government Reform.

419. A letter from the Chairman, Council of the District of Columbia, transmitting a copy of D.C. ACT 16-628, "Jury Trial Improvements Act of 2006," pursuant to D.C. Code section 1-233(c)(1); to the Committee on Oversight and Government Reform.

420. A letter from the Chairman, Council of the District of Columbia, transmitting a copy of D.C. ACT 16-639, "Closing of Portions of a Public Alley System in Square 700, S.O. 06-3582, Act of 2006," pursuant to D.C. Code section 1-233(c)(1); to the Committee on Oversight and Government Reform.

421. A letter from the Chairman, Council of the District of Columbia, transmitting a copy of D.C. ACT 16-640, "Closing of a Public Alley in Squares 739, the Closure of Streets, the Opening and Widening of Streets, and the Dedication of Land for Street Purposes (S.O. 06-221), Act of 2006," pursuant to D.C. Code section 1-233(c)(1); to the Committee on Oversight and Government Reform.

422. A letter from the Chairman, Council of the District of Columbia, transmitting a copy of D.C. ACT 16-641, "Walter E. Washington Convention Center Designation Act of 2006," pursuant to D.C. Code section 1-233(c)(1); to the Committee on Oversight and Government Reform.

423. A letter from the Chairman, Council of the District of Columbia, transmitting a copy of D.C. ACT 16-642, "Use of Closed Circuit Television to Combat Crime Amendment Act of 2006," pursuant to D.C. Code section 1-233(c)(1); to the Committee on Oversight and Government Reform.

424. A letter from the Chairman, Council of the District of Columbia, transmitting a copy of D.C. ACT 16-643, "Rebuttable Presumption to Detain Robbery and Handgun Violation Suspects Act of 2006," pursuant to D.C. Code section 1-233(c)(1); to the Committee on Oversight and Government Reform.

425. A letter from the Chairman, Council of the District of Columbia, transmitting a copy of D.C. ACT 16-644, "Special Purpose Financial Captive Authorization Amendment Act of 2006," pursuant to D.C. Code section 1-233(c)(1); to the Committee on Oversight and Government Reform.

426. A letter from the Chairman, Council of the District of Columbia, transmitting a copy of D.C. ACT 16-645, "Captive Insurance Company Amendment Act of 2006," pursuant to D.C. Code section 1-233(c)(1); to the Committee on Oversight and Government Reform.

427. A letter from the Chairman, Council of the District of Columbia, transmitting a copy of D.C. ACT 16-638, "Closing of Portions of a Public Alley System on the West Side of Square 701, S.O. 06-3392, Act of 2006," pursuant to D.C. Code section 1-233(c)(1); to the Committee on Oversight and Government Reform.

428. A letter from the Chairman, Council of the District of Columbia, transmitting a copy of D.C. ACT 16-636, "Department of Motor Vehicles Service and Safety Amendment Act of 2006," pursuant to D.C. Code sec-

tion 1-233(c)(1); to the Committee on Oversight and Government Reform.

429. A letter from the Chairman, Council of the District of Columbia, transmitting a copy of D.C. ACT 16-635, "Workforce Housing Production Program Approval Act of 2006," pursuant to D.C. Code section 1-233(c)(1); to the Committee on Oversight and Government Reform.

430. A letter from the Chairman, Council of the District of Columbia, transmitting a copy of D.C. ACT 16-634, "Closing of Public Alleys in Square 798, 799, and 824 (S.O. 04-12081) and Dedication and Designation of 2nd Place, S.E., 3rd Place, S.E., L Street, S.E., (S.O. 04-12080), Act of 2006," pursuant to D.C. Code section 1-233(c)(1); to the Committee on Oversight and Government Reform.

431. A letter from the Chairman, Council of the District of Columbia, transmitting a copy of D.C. ACT 16-633, "Interest on Rental Security Deposits Amendment Act of 2006," pursuant to D.C. Code section 1-233(c)(1); to the Committee on Oversight and Government Reform.

432. A letter from the Chairman, Council of the District of Columbia, transmitting a copy of D.C. ACT 16-632, "Inclusionary Zoning Implementation Amendment Act of 2006," pursuant to D.C. Code section 1-233(c)(1); to the Committee on Oversight and Government Reform.

433. A letter from the Chairman, Council of the District of Columbia, transmitting a copy of D.C. ACT 16-631, "Criminal Record Sealing Act of 2006," pursuant to D.C. Code section 1-233(c)(1); to the Committee on Oversight and Government Reform.

434. A letter from the Chairman, Council of the District of Columbia, transmitting a copy of D.C. ACT 16-627, "Commercial Exception Clarification Act of 2006," pursuant to D.C. Code section 1-233(c)(1); to the Committee on Oversight and Government Reform.

435. A letter from the Chairman, Council of the District of Columbia, transmitting a copy of D.C. ACT 16-626, "Property Interest Amendment Act of 2006," pursuant to D.C. Code section 1-233(c)(1); to the Committee on Oversight and Government Reform.

436. A letter from the Chairman, Council of the District of Columbia, transmitting a copy of D.C. ACT 16-625, "Placement of Students with Disabilities in Nonpublic Schools Amendment Act of 2006," pursuant to D.C. Code section 1-233(c)(1); to the Committee on Oversight and Government Reform.

437. A letter from the Chairman, Council of the District of Columbia, transmitting a copy of D.C. ACT 16-624, "Public Charter School Assets and Facilities Preservation Amendment Act of 2006," pursuant to D.C. Code section 1-233(c)(1); to the Committee on Oversight and Government Reform.

438. A letter from the Chairman, Council of the District of Columbia, transmitting a copy of D.C. ACT 16-622, "Longtime Residential Business Definition Amendment Act of 2006," pursuant to D.C. Code section 1-233(c)(1); to the Committee on Oversight and Government Reform.

439. A letter from the Chairman, Council of the District of Columbia, transmitting a copy of D.C. ACT 16-623, "Rate of Pay for the Position of Inspector General for the Office of the Inspector General Amendment Act of 2006," pursuant to D.C. Code section 1-233(c)(1); to the Committee on Oversight and Government Reform.

440. A letter from the Chairman, Council of the District of Columbia, transmitting a copy of D.C. ACT 16-621, "Childhood Lead Screening Amendment Act of 2006," pursuant to D.C. Code section 1-233(c)(1); to the Committee on Oversight and Government Reform.

441. A letter from the Chairman, Council of the District of Columbia, transmitting a



copy of D.C. ACT 16-620, "Developmental Disabilities Services Management Reform Amendment Act of 2006," pursuant to D.C. Code section 1-233(c)(1); to the Committee on Oversight and Government Reform.

442. A letter from the Chairman, Council of the District of Columbia, transmitting a copy of D.C. ACT 16-619, "Medical Malpractice Amendment Act of 2006," pursuant to D.C. Code section 1-233(c)(1); to the Committee on Oversight and Government Reform.

443. A letter from the Chairman, Council of the District of Columbia, transmitting a copy of D.C. ACT 16-618, "Homeland Security, Risk Reduction, and Preparedness Amendment Act of 2006," pursuant to D.C. Code section 1-233(c)(1); to the Committee on Oversight and Government Reform.

444. A letter from the Chief Counsel, Bureau of Public Debt, Department of the Treasury, transmitting the Department's final rule — Sale and Issue of Marketable Book-Entry Treasury Bills, Notes, and Bonds — Securities Eligible for Purchase in Legacy Treasury Direct [Docket No. BPD GSRS 06-03] received January 18, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

445. A letter from the Chief Counsel, Bureau of Public Debt, Department of the Treasury, transmitting the Department's final rule — Sale and Issue of Marketable Book-Entry Treasury Bills, Notes, and Bonds — Customer Confirmation Reporting Requirement Threshold Amount [Docket No. BOD GSRS 06-02] received December 15, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

446. A letter from the Chief, Publications and Regulations Branch, Internal Revenue Service, transmitting the Service's final rule — Gross Income Defined (Rev. Rul. 2007-7) received January 17, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

447. A letter from the Chief, Publications and Regulations Branch, Internal Revenue Service, transmitting the Service's final rule — Look-thru rule for related controlled foreign corporations [Notice 2007-9] received January 17, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

448. A letter from the Chief, Publications and Regulations Branch, Internal Revenue Service, transmitting the Service's final rule — Miscellaneous Pension Protection Act Changes [Notice 2007-7] received January 17, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

449. A letter from the Chief, Publications and Regulations Branch, Internal Revenue Service, transmitting the Service's final rule — Extension of Election of Alternative Deficit Reduction Contribution [Notice 2006-105] received December 15, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

450. A letter from the Chief, Publications and Regulations Branch, Internal Revenue Service, transmitting the Service's final rule — Rulings and determination letters (Rev. Proc. 2007-9) received December 15, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

451. A letter from the Chief, Publications and Regulations Branch, Internal Revenue Service, transmitting the Service's final rule — Transition Relief for Certain Partnership and Other Pass-Thru Entities Under Section 470 [Notice 2007-4] received December 15, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

452. A letter from the Chief, Publications and Regulations Branch, Internal Revenue Service, transmitting the Service's final rule — 2006 Cumulative List of Changes in Plan Qualification Requirements [Notice 2007-3]

received December 15, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

453. A letter from the Chief, Publications and Regulations Branch, Internal Revenue Service, transmitting the Service's final rule — Rulings and determination letters (Rev. Proc. 2007-10) received December 15, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

454. A letter from the Chief, Publications and Regulations Branch, Internal Revenue Service, transmitting the Service's final rule — Guidance Necessary to Facilitate Business Electronic Filing [TD9300] (RIN: 1545-BC15) received December 15, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

455. A letter from the Chief, Publications and Regulations Branch, Internal Revenue Service, transmitting the Service's final rule — Reduction in Taxable Income for Housing Hurricane Katrina Displaced Individuals [TD 9301] (RIN: 1545-BF89) received December 15, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

456. A letter from the Chief, Publications and Regulations Branch, Internal Revenue Service, transmitting the Service's final rule — Exception to the HIPAA Nondiscrimination Requirements for Certain Grandfathered Church Plans [TD 9299] (RIN: 1545-AY33) received December 15, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

457. A letter from the Chief, Publications and Regulations Branch, Internal Revenue Service, transmitting the Service's final rule — Last-in, First-out inventories (Rev. Rul. 2006-62) received December 15, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

458. A letter from the Chief, Publications and Regulations Branch, Internal Revenue Service, transmitting the Service's final rule — Final Rules for Nondiscrimination and Wellness Programs in Health Coverage in the Group Market [TD 9298] (RIN: 1545-AY32) received December 15, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

459. A letter from the Chief, Publications and Regulations Branch, Internal Revenue Service, transmitting the Service's final rule — Losses Reported From Inflated Basis Assets From Lease Stripping Transactions — received December 27, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

460. A letter from the Chief, Publications and Regulations Branch, Internal Revenue Service, transmitting the Service's final rule — Determination of Issue Price in the case of Certain Debt Instruments Issued for Property (Rev. Rul. 2007-2) received December 27, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

461. A letter from the Chief, Publications and Regulations Branch, Internal Revenue Service, transmitting the Service's final rule — Corporate Reorganizations; Distributions under sections 368(a)(1)(D) and 354(b)(1)(B) [TD 9303] (RIN: 1545-BF84) received December 27, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

462. A letter from the Chief, Publications and Regulations Branch, Internal Revenue Service, transmitting the Service's final rule — Prohibited Allocations of Securities in an S Corporation [TD 9302] (RIN: 1545-BC34) received December 27, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

463. A letter from the Chief, Publications and Regulations Branch, Internal Revenue Service, transmitting the Service's final rule — Field Directive on Application of IRC Section 118 to Partnerships — received January 5, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

#### ¶13.4 MESSAGE FROM THE SENATE

A message from the Senate by Ms. Curtis, one of its clerks, announced that the Senate has passed without amendment a bill and a concurrent resolution of the House of the following titles:

H.R. 475. An Act to revise the composition of the House of Representatives Page Board to equalize the number of members representing the majority and minority parties and to include a member representing the parents of pages and a member representing former pages, and for other purposes.

H. Con. Res. 41. A concurrent resolution providing for a conditional adjournment of the House of Representatives.

#### ¶13.5 BOARD OF REGENTS OF THE SMITHSONIAN INSTITUTION

The SPEAKER pro tempore, Mr. CLEAVER, announced that the Speaker appointed, pursuant to sections 5580 and 5581 of the revised statutes (20 United States Code 42-43), and the order of the House of January 4, 2007, the following Member of the House to the Board of Regents of the Smithsonian Institution: Mr. Sam JOHNSON, Texas.

*Ordered*, That the Clerk notify the Senate of the foregoing appointment.

#### ¶13.6 PROVIDING FOR CONSIDERATION OF H. RES. 78

Mr. MCGOVERN, by direction of the Committee on Rules, called up the following resolution (H. Res. 86):

*Resolved*, That upon the adoption of this resolution it shall be in order without intervention of any point of order to consider in the House the resolution (H. Res. 78) amending the Rules of the House of Representatives to permit Delegates and the Resident Commissioner to the Congress to cast votes in the Committee of the Whole House on the state of the Union. The resolution shall be considered as read. The previous question shall be considered as ordered on the resolution and on any amendment thereto to final adoption without intervening motion or demand for division of the question except: (1) one hour of debate on the resolution equally divided and controlled by the chairman and ranking minority member of the Committee on Rules; (2) the amendment printed in the report of the Committee on Rules accompanying this resolution, if offered by Representative Kirk of Illinois or his designee, which shall be in order without intervention of any point of order or demand for division of the question, shall be considered as read, and shall be separately debatable for 20 minutes equally divided and controlled by the proponent and an opponent; and (3) one motion to recommit which may not contain instructions.

SEC. 2. During consideration of H. Res. 78 pursuant to this resolution, notwithstanding the operation of the previous question, the Chair may postpone further consideration of the bill to a time designated by the Speaker.

When said resolution was considered.

After debate,

Mr. MCGOVERN moved the previous question on the resolution to its adoption or rejection.

The question being put, viva voce,

Will the House now order the previous question?

The SPEAKER pro tempore, Mr. CLEAVER, announced that the yeas had it.

Mr. DREIER objected to the vote on the ground that a quorum was not present and not voting.

A quorum not being present, The roll was called under clause 6, rule XX, and the call was taken by electronic device.

When there appeared { Yeas ..... 229 Nays ..... 191

¶13.7 [Roll No. 51] YEAS—229

- Abercrombie Grijalva Nadler
Ackerman Gutierrez Napolitano
Allen Hall (NY) Neal (MA)
Altmire Hare Oberstar
Andrews Harman Obey
Arcuri Hastings (FL) Olver
Baca Herseth Ortiz
Baird Higgins Pallone
Baldwin Hill Pascrell
Barrow Hinchey Pastor
Bean Hinojosa Payne
Becerra Hirono Perlmutter
Berkley Hodes Peterson (MN)
Berman Holden Pomeroy
Berry Holt Price (NC)
Bishop (GA) Honda Rahall
Bishop (NY) Hooley Rangel
Blumenauer Hoyer Reyes
Boren Insee Rodriguez
Boswell Israel Ross
Boucher Jackson (IL) Rothman
Boyd (FL) Jackson-Lee Roybal-Allard
Boyd (KS) (TX) Ruppertsberger
Brady (PA) Jefferson Rush
Braley (IA) Johnson (GA) Ryan (OH)
Brown, Corrine Johnson, E. B. Salazar
Butterfield Jones (OH) Sanchez, Linda
Capps Kagen T.
Capuano Kanjorski Sanchez, Loretta
Cardoza Kaptur Sarbanes
Carnahan Kennedy Schakowsky
Carney Kildee Schiff
Carson Kilpatrick Kind Schwartz
Castor Kind Scott (GA)
Chandler Klein (FL) Scott (VA)
Clarke Kucinich Serrano
Clay Lampson Sestak
Cleaver Langevin Shea-Porter
Clyburn Lantos Sherman
Cohen Larsen (WA) Shuler
Conyers Larson (CT) Sires
Cooper Lee Skelton
Costa Levin Slaughter
Costello Lewis (GA) Smith (WA)
Courtney Lipinski Snyder
Cramer Loeb sack Solis
Crowley Lofgren, Zoe Space
Cuellar Lynch Spratt
Cummings Mahoney (FL) Stark
Davis (AL) Mahoney (NY) Stupak
Davis (CA) Markey Sutton
Davis (IL) Marshall Tanner
Davis, Lincoln Matheson Tauscher
DeFazio Matsui Thompson (CA)
DeGette McCarthy (NY) Thompson (MS)
Delahunt McCollum (MN) Tierney
DeLauro McDermott Towns
Dicks McGovern Udall (CO)
Dingell McIntyre Udall (NM)
Doggett McNerney Van Hollen
Donnelly McNulty Velazquez
Doyle Meehan Visclosky
Dreier Meek (FL) Walz (MN)
Edwards Meeks (NY) Wasserman
Ellison Melancon Schultz
Ellsworth Michaud Waters
Emanuel Millender- Schult
Engel McDonald Watson
Etheridge Miller (NC) Watt
Farr Miller, George Waxman
Filner Mitchell Weiner
Giffords Mollohan Welch (VT)
Gillibrand Moore (KS) Wexler
Gonzalez Moore (WI) Wilson (OH)
Gordon Moran (VA) Woolsey
Green, Al Murphy (CT) Wu
Green, Gene Murphy, Patrick Wynn
Murtha Murtha Yarmuth

NAYS—191

- Aderholt Bachus Barton (TX)
Akin Biggert
Alexander Barrett (SC) Bilbray
Bachmann Bartlett (MD) Bilirakis

- Bishop (UT) Granger Peterson (PA)
Blackburn Graves Petri
Blunt Hall (TX) Pitts
Boehner Hastert Platts
Bonner Hastings (WA) Poe
Bono Hayes Porter
Boozman Heller Price (GA)
Boustany Hensarling Pryce (OH)
Brady (TX) Herger Putnam
Brown (SC) Hobson Ramstad
Brown-Waite, Hoekstra Regula
Ginny Hulshof Rehberg
Buchanan Hunter Reichert
Burgess Inglis (SC) Renzi
Burton (IN) Issa Reynolds
Calvert Johnson, Sam Rogers (AL)
Camp (MI) Jones (NC) Rogers (KY)
Campbell (CA) Jordan Rogers (MI)
Cannon Keller Ros-Lehtinen
Cantor King (IA) Roskam
Capito King (NY) Royce
Carter Kingston Ryan (WI)
Chabot Kirk Sali
Coble Kline (MN) Saxton
Cole (OK) Knollenberg Schmidt
Conaway Kuhl (NY) Sensenbrenner
Crenshaw LaHood Sessions
Culberson Lamborn Shadegg
Davis (KY) Latham Shays
Davis, David LaTourette Shimkus
Davis, Jo Ann Lewis (CA) Shuster
Davis, Tom Lewis (KY) Simpson
Deal (GA) Linder Smith (NE)
Dent LoBiondo Smith (NJ)
Diaz-Balart, L. Lungren, Daniel Smith (TX)
Diaz-Balart, M. E. Souder
Doolittle Mack Stearns
Drake Manzullo Sullivan
Duncan Marchant Tancredo
Ehlers McCarthy (CA) Taylor
Emerson McCaul (TX) Terry
English (PA) McCotter Thornberry
Fallin McCrery Tiahrt
Feeney McHenry Tiberi
Ferguson McHugh Turner
Flake McKeon Upton
Forbes McMorris Walberg
Fortenberry Rodgers Walden (OR)
Fossella Mica Walsh (NY)
Fox Miller (FL) Wamp
Franks (AZ) Miller (MI) Weldon (FL)
Frelinghuysen Miller, Gary Weller
Gallegly Moran (KS) Westmoreland
Garrett (NJ) Murphy, Tim Whitfield
Gerlach Musgrave Wicker
Gilchrist Myrick Wilson (NM)
Gillmor Neugebauer Wilson (SC)
Gingrey Nunes Wolf
Gohmert Paul Young (AK)
Goode Pearce Young (FL)
Goodlatte Pence

NOT VOTING—14

- Buyer Frank (MA) Norwood
Castle Jindal Pickering
Cubin Johnson (IL) Radanovich
Everett Lowey Rohrabacher
Fattah Lucas

So the previous question on the resolution was ordered.

Mr. DREIER moved to reconsider the vote on the previous question.

Mr. MCGOVERN moved to lay on the table the motion to reconsider the vote.

The question being put, viva voce,

Will the House lay on the table the motion to reconsider said vote?

The SPEAKER pro tempore, Mr. CLEAVER, announced that the yeas had it.

Mr. DREIER demanded a recorded vote on agreeing to said motion, which demand was supported by one-fifth of a quorum, so a recorded vote was ordered.

The vote was taken by electronic device.

It was decided in the { Yeas ..... 229 affirmative ..... Nays ..... 189

¶13.8 [Roll No. 52] AYES—229

- Abercrombie Gutierrez Napolitano
Ackerman Hall (NY) Neal (MA)
Allen Hare Oberstar
Altmire Harman Obey
Andrews Hastings (FL) Olver
Arcuri Herseth Ortiz
Baca Higgins Pallone
Baird Hill Pascrell
Baldwin Hinchey Pastor
Barrow Hinojosa Payne
Bean Hirono Perlmutter
Becerra Hodes Peterson (MN)
Berkley Holden Pomeroy
Berman Holt Price (NC)
Berry Honda Rahall
Bishop (GA) Hooley Rangel
Bishop (NY) Hoyer Reyes
Blumenauer Insee Rodriguez
Boren Israel Ross
Boswell Jackson (IL) Rothman
Boucher Jackson-Lee Roybal-Allard
Boyd (FL) (TX) Ruppertsberger
Boyd (KS) Jefferson Rush
Brady (PA) Johnson (GA) Ryan (OH)
Braley (IA) Johnson, E. B. Salazar
Brown, Corrine Jones (OH) Sanchez, Linda
Butterfield Kagen T.
Capps Kanjorski Sanchez, Loretta
Capuano Kaptur Sarbanes
Cardoza Kennedy Schakowsky
Carnahan Kildee Schiff
Carney Kilpatrick Kind Schwartz
Carson Carson Scott (GA)
Castor Klein (FL) Scott (VA)
Chandler Kucinich Serrano
Clarke Kucinich Sestak
Clay Lampson Sestak
Cleaver Langevin Shea-Porter
Clyburn Lantos Sherman
Cohen Larsen (WA) Shuler
Conyers Larson (CT) Sires
Cooper Lee Skelton
Costa Levin Slaughter
Costello Lewis (GA) Smith (WA)
Courtney Lipinski Snyder
Cramer Loeb sack Solis
Crowley Lofgren, Zoe Space
Cuellar Lynch Spratt
Cummings Mahoney (FL) Stark
Davis (AL) Mahoney (NY) Stupak
Davis (CA) Markey Sutton
Davis (IL) Marshall Tanner
Davis, Lincoln Matheson Tauscher
DeFazio Matsui Thompson (CA)
DeGette McCarthy (NY) Thompson (MS)
Delahunt McCollum (MN) Tierney
DeLauro McDermott Towns
Dicks McGovern Udall (CO)
Dingell McIntyre Udall (NM)
Doggett McNerney Van Hollen
Donnelly McNulty Velazquez
Doyle Meehan Visclosky
Dreier Meek (FL) Walz (MN)
Edwards Meeks (NY) Wasserman
Ellison Melancon Schultz
Ellsworth Michaud Waters
Emanuel Millender- Schult
Engel McDonald Watson
Etheridge Miller (NC) Watt
Farr Miller, George Waxman
Filner Mitchell Weiner
Giffords Mollohan Welch (VT)
Gillibrand Moore (KS) Wexler
Gonzalez Moore (WI) Wilson (OH)
Gordon Moran (VA) Woolsey
Green, Al Murphy (CT) Wu
Green, Gene Murphy, Patrick Wynn
Murtha Murtha Yarmuth

NOES—189

- Aderholt Blackburn Burton (IN)
Akin Blunt Calvert
Alexander Boehner Camp (MI)
Bachmann Bonner Campbell (CA)
Bachus Bono Cantor
Baker Boozman Capito
Barrett (SC) Boustany Carter
Bartlett (MD) Brady (TX) Chabot
Barton (TX) Brown (SC) Coble
Biggert Brown-Waite, Cole (OK)
Bilbray Ginny Conaway
Bilirakis Buchanan Crenshaw
Bishop (UT) Burgess Culberson

Davis (KY)	Keller	Putnam	Cohen	Kagen	Price (NC)	Latham	Pearce	Shimkus
Davis, David	King (IA)	Ramstad	Conyers	Kanjorski	Rahall	LaTourette	Pence	Shuster
Davis, Jo Ann	King (NY)	Regula	Cooper	Kaptur	Rangel	Lewis (CA)	Peterson (PA)	Simpson
Davis, Tom	Kingston	Rehberg	Costa	Kennedy	Reyes	Lewis (KY)	Petri	Smith (NE)
Deal (GA)	Kirk	Reichert	Costello	Kildee	Rodriguez	Linder	Pitts	Smith (NJ)
Dent	Kline (MN)	Renzi	Courtney	Kilpatrick	Ross	LoBiondo	Platts	Smith (TX)
Diaz-Balart, L.	Knollenberg	Reynolds	Cramer	Kind	Roybal-Allard	Lungren, Daniel	Poe	Souder
Diaz-Balart, M.	Kuhl (NY)	Rogers (AL)	Crowley	Kirk	Ruppersberger	E.	Porter	Stearns
Doolittle	LaHood	Rogers (KY)	Cuellar	Klein (FL)	Rush	Mack	Price (GA)	Sullivan
Drake	Lamborn	Rogers (MI)	Cummings	Kucinich	Ryan (OH)	Manzullo	Pryce (OH)	Tancredo
Dreier	Latham	Ros-Lehtinen	Davis (AL)	Lampson	Salazar	Marchant	Putnam	Terry
Duncan	LaTourette	Roskam	Davis (CA)	Langevin	Sánchez, Linda	McCarthy (CA)	Ramstad	Thornberry
Ehlers	Lewis (CA)	Royce	Davis (IL)	Lantos	T.	McCaul (TX)	Regula	Tiahrt
Emerson	Lewis (KY)	Ryan (WI)	Davis, Lincoln	Larsen (WA)	Sanchez, Loretta	McCotter	Rehberg	Tiberi
English (PA)	Linder	Sali	DeFazio	Larson (CT)	T.	McCrery	Reichert	Turner
Fallin	LoBiondo	Saxton	DeGette	Lee	Sarbanes	McHenry	Renzi	Upton
Feeney	Lungren, Daniel	Schmidt	DeLahunt	Levin	Schakowsky	McHugh	Reynolds	Walberg
Ferguson	E.	Sensenbrenner	DeLauro	Lewis (GA)	Schiff	McKeon	Rogers (AL)	Walden (OR)
Flake	Mack	Sessions	Dicks	Lipinski	Schwartz	McMorris	Rogers (KY)	Walsh (NY)
Forbes	Manzullo	Shadegg	Dingell	Loeb	Scott (GA)	Rodgers	Rogers (MI)	Wamp
Fortenberry	Marchant	Shays	Doggett	Lofgren, Zoe	Scott (VA)	Mica	Ros-Lehtinen	Weldon (FL)
Fossella	McCarthy (CA)	Shimkus	Donnelly	Lynch	Serrano	Miller (FL)	Roskam	Weller
Fox	McCaul (TX)	Shuster	Doyle	Mahoney (FL)	Sestak	Miller (MI)	Royce	Westmoreland
Frelinghuysen	McCotter	Simpson	Edwards	Maloney (NY)	Shea-Porter	Miller, Gary	Ryan (WI)	Whitfield
Galleghy	McCrery	Smith (NE)	Ellison	Markey	Sherman	Moran (KS)	Sali	Wicker
Garrett (NJ)	McHenry	Smith (NJ)	Elisworth	Marshall	Shuler	Murphy, Tim	Saxton	Wilson (NM)
Gerlach	McHugh	Smith (TX)	Emanuel	Matheson	Sires	Musgrave	Schmidt	Wilson (SC)
Gilchrest	McKeon	Souder	Engel	Matsui	Skelton	Myrick	Sensenbrenner	Wolf
Gillmor	McMorris	Stearns	Eshoo	McCarthy (NY)	Slaughter	Neugebauer	Sessions	Young (AK)
Gingrey	Rodgers	Smith	Etheridge	McCollum (MN)	Smith (WA)	Nunes	Shadegg	Young (FL)
Gohmert	Mica	Tancredo	Farr	McDermott	Snyder	Paul	Shays	
Goode	Miller (FL)	Terry	Finler	McGovern	Solis	NOT VOTING—18		
Goodlatte	Miller (MI)	Thornberry	Giffords	McIntyre	Space	Alexander	Feeney	Norwood
Granger	Miller, Gary	Tiahrt	Gillibrand	McNerney	Spratt	Buyer	Frank (MA)	Ortiz
Graves	Moran (KS)	Tiberi	Gonzalez	McNulty	Stark	Castle	Jindal	Pickering
Hall (TX)	Murphy, Tim	Turner	Gordon	Meehan	Stupak	Cubin	Johnson (IL)	Radanovich
Hastert	Musgrave	Upton	Green, Al	Meek (FL)	Sutton	Everett	Lowey	Rohrabacher
Hastings (WA)	Myrick	Walberg	Green, Gene	Meeke (NY)	Tanner	Fattah	Lucas	Rothman
Hayes	Neugebauer	Walden (OR)	Grijalva	Melancon	Tauscher	So the resolution was agreed to.		
Heller	Nunes	Walsh (NY)	Gutierrez	Michaud	Taylor	A motion to reconsider the vote		
Hensarling	Paul	Wamp	Hall (NY)	Millender-	Thompson (CA)	whereby said resolution was agreed to		
Herger	Pearce	Weldon (FL)	Hare	McDonald	Thompson (MS)	was, by unanimous consent, laid on the		
Hobson	Pence	Weller	Harman	Miller (NC)	Tierney	table.		
Hoekstra	Peterson (PA)	Westmoreland	Hastings (FL)	Miller, George	Towns	¶13.10 PRIVILEGES OF THE HOUSE		
Hulshof	Petri	Whitfield	Hersteth	Mitchell	Udall (CO)	Mr. BOEHNER, pursuant to rule IX,		
Hunter	Pitts	Wicker	Higgins	Mollohan	Udall (NM)	rose to a question of the privileges of		
Inglis (SC)	Platts	Wilson (NM)	Hill	Moore (KS)	Van Hollen	the House and submitted the following		
Issa	Poe	Wilson (SC)	Hinchey	Moore (WI)	Velázquez	resolution (H. Res. 93):		
Johnson, Sam	Porter	Wolf	Hinojosa	Moran (VA)	Visclosky	Whereas at approximately 11:30 a.m. on the		
Jones (NC)	Price (GA)	Young (AK)	Hirono	Murphy (CT)	Walz (MN)	23rd of January, 2007 the Committee on		
Jordan	Pryce (OH)	Young (FL)	Hodes	Murphy, Patrick	Wasserman	Rules began consideration of a special order		
			Holden	Murtha	Schultz	of business providing for consideration of H.		
			Hoit	Nadler	Waters	Res. 78;		
			Honda	Napolitano	Watson	Whereas the gentleman from Illinois (Mr.		
			Hoolley	Neal (MA)	Watt	Kirk) submitted an amendment to the Com-		
			Hoyer	Oberstar	Waxman	mittee for its consideration;		
			Insole	Obey	Weiner	Whereas during a recess of the Committee,		
			Israel	Olver	Welch (VT)	the gentleman from Illinois (Mr. Kirk) sub-		
			Jackson (IL)	Pallone	Wexler	mitted a letter to the Chairwoman of the		
			Jackson-Lee	Pascrell	Wilson (OH)	Committee on Rules requesting that his		
			(TX)	Payne	Woolsey	amendment be withdrawn from further con-		
			Jefferson	Perlmutter	Wu	sideration;		
			Johnson (GA)	Peterson (MN)	Wynn	Whereas it has been the long standing		
			Johnson, E. B.	Pomeroy	Yarmuth	practice of the Committee to not further		
			Jones (OH)			consider amendments that have been so		
						withdrawn;		
						Whereas the gentleman from Massachu-		
						setts (Mr. McGovern) made a motion to re-		
						port a special order of business providing for		
						consideration of the amendment by Mr. Kirk		
						despite its withdrawal;		
						Whereas when the issue of the withdrawal		
						of the amendment was being debated by the		
						Committee, the Ranking Republican Member		
						attempted to obtain a copy of the letter from		
						the Majority and the Majority willfully re-		
						fused to produce a copy of the letter after re-		
						peated requests;		
						Whereas the wrongful refusal of the Major-		
						ity to produce a copy of the letter under de-		
						bate constituted a breach of the dignity and		
						integrity of the Committee's proceedings;		
						therefore be it		
						Resolved, that the House of Representatives		
						disapproves of the actions taken by the Com-		
						mittee's Majority and directs the Chair-		
						woman of the Committee to undertake prac-		
						tices to prevent future occurrences.		

NOT VOTING—16

Buyer	Frank (MA)	Norwood
Cannon	Franks (AZ)	Pickering
Castle	Jindal	Radanovich
Cubin	Johnson (IL)	Rohrabacher
Everett	Lowey	
Fattah	Lucas	

So the motion to lay on the table the motion to reconsider the vote was agreed to.

The question being put, viva voce, Will the House agree to said resolution?

The SPEAKER pro tempore, Mr. CLEAVER, announced that the yeas had it.

Mr. DREIER demanded a recorded vote on agreeing to said resolution, which demand was supported by one-fifth of a quorum, so a recorded vote was ordered.

The vote was taken by electronic device.

It was decided in the affirmative { Yeas ..... 228 Nays ..... 188

¶13.9 [Roll No. 53]

AYES—228

Abercrombie	Berman	Butterfield
Ackerman	Berry	Capps
Allen	Bishop (GA)	Capuano
Altmire	Bishop (NY)	Cardoza
Andrews	Blumenauer	Carnahan
Arcuri	Boren	Carney
Baca	Boswell	Carson
Baird	Boucher	Castor
Baldwin	Boyd (FL)	Chandler
Barrow	Boyd (KS)	Clarke
Bean	Brady (PA)	Clay
Becerra	Braley (IA)	Cleaver
Berkley	Brown, Corrine	Clyburn

NOES—188

Aderholt	Chabot	Gilchrest
Akin	Coble	Gillmor
Bachmann	Cole (OK)	Gingrey
Bachus	Conaway	Gohmert
Baker	Crenshaw	Goode
Barrett (SC)	Culberson	Goodlatte
Bartlett (MD)	Davis (KY)	Granger
Barton (TX)	Davis, David	Graves
Biggart	Davis, Jo Ann	Hall (TX)
Bilbray	Davis, Tom	Hastert
Bilirakis	Deal (GA)	Hastings (WA)
Bishop (UT)	Dent	Hayes
Blackburn	Diaz-Balart, L.	Heller
Blunt	Diaz-Balart, M.	Hensarling
Boehner	Doolittle	Herger
Bonner	Drake	Hobson
Bono	Dreier	Hoekstra
Boozman	Duncan	Hulshof
Boustany	Ehlers	Hunter
Brady (TX)	Emerson	Inglis (SC)
Brown (SC)	English (PA)	Issa
Brown-Waite,	Fallin	Johnson, Sam
Ginny	Ferguson	Jones (NC)
Buchanan	Flake	Jordan
Burgess	Forbes	Keller
Burton (IN)	Fortenberry	King (IA)
Calvert	Fossella	King (NY)
Camp (MI)	Fox	Kingston
Campbell (CA)	Franks (AZ)	Kline (MN)
Cannon	Frelinghuysen	Knollenberg
Cantor	Galleghy	Kuhl (NY)
Capito	Garrett (NJ)	LaHood
Carter	Gerlach	Lamborn

The SPEAKER pro tempore, Mr. CLEAVER, ruled that the resolution submitted did present a question of the privileges of the House under rule IX.

Mr. HASTINGS of Florida, moved to lay the resolution on the table.

The question being put, viva voce, Will the House lay the resolution on the table?

The SPEAKER pro tempore, Mr. CLEAVER, announced that the yeas had it.

Mr. BOEHNER demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The vote was taken by electronic device.

It was decided in the affirmative { Yeas ..... 223 Nays ..... 189

¶13.11 [Roll No. 54]

AYES—223

- Abercrombie Giffords Meek (FL)
Ackerman Gillibrand Meeks (NY)
Allen Gonzalez Melancon
Altmire Gordon Michaud
Andrews Green, Al Millender-
Arcuri Green, Gene McDonald
Baca Grijalva Miller (NC)
Baird Gutierrez Miller, George
Baldwin Hall (NY) Mitchell
Barrow Hare Mollohan
Bean Harman Moore (KS)
Becerra Hastings (FL) Moore (WI)
Berkley Herseih Moran (VA)
Berman Higgins Murphy (CT)
Berry Hill Murphy, Patrick
Bishop (GA) Hinchey Murtha
Bishop (NY) Hinojosa Nadler
Blumenauer Hirono Napolitano
Boren Hodes Neal (MA)
Boswell Holden Oberstar
Boucher Holt Obey
Boyd (FL) Honda Olver
Boyd (KS) Hooley Ortiz
Brady (PA) Hoyer Pallone
Braley (IA) Inslee Pascrell
Brown, Corrine Israel Pastor
Butterfield Jackson (IL) Payne
Capps Jackson-Lee Perlmutter
Capuano (TX) Peterson (MN)
Cardoza Jefferson Pomeroy
Carnahan Johnson (GA) Price (NC)
Carney Johnson, E. B. Rahall
Carson Jones (OH) Reyes
Castor Kagen Rodriguez
Clarke Kanjorski Rothman
Clay Kaptur Roybal-Allard
Cleaver Kennedy Ruppertsberger
Clyburn Kildee Rush
Cohen Kilpatrick Ryan (OH)
Conyers Kind Salazar
Cooper Klein (FL) Sánchez, Linda
Costa Kucinich T.
Costello Lampson Sanchez, Loretta
Courtney Langevin Sarbanes
Cramer Lantos Schakowsky
Crowley Larsen (WA) Schiff
Cuellar Larson (CT) Schwartz
Cummings Lee Scott (VA)
Davis (AL) Levin Serrano
Davis (CA) Lewis (GA) Sestak
Davis (IL) Lipinski Shea-Porter
Davis, Lincoln Loeb sack Sherman
DeFazio Lofgren, Zoe Shuler
DeGette Lowey Sires
DeLahunt Lynch Skelton
DeLauro Mahoney (FL) Slaughter
Dicks Maloney (NY) Smith (WA)
Dingell Markey Snyder
Doggett Marshall Solis
Donnelly Matheson Space
Edwards Matsui Spratt
Ellison McCarthy (NY) Stark
Ellsworth McCollum (MN) Stupak
Emanuel McDermott Sutton
Engel McGovern Tanner
Eshoo McIntyre Tauscher
Etheridge McNerney Thompson (CA)
Farr McNulty Thompson (MS)
Filner Meehan Tierney

- Towns
Udall (CO)
Udall (NM)
Van Hollen
Velázquez
Visclosky
Walz (MN)

- Wasserman
Schultz
Waters
Watson
Watt
Waxman
Weiner

NOES—189

- Aderholt
Akin
Alexander
Bachmann
Bachus
Baker
Barrett (SC)
Bartlett (MD)
Barton (TX)
Biggart
Bilbray
Bilirakis
Bishop (UT)
Blackburn
Blunt
Boehner
Bonner
Bono
Boozman
Boustany
Brady (TX)
Brown (SC)
Brown-Waite,
Ginny
Buchanan
Burgess
Burton (IN)
Calvert
Camp (MI)
Campbell (CA)
Cannon
Cantor
Capito
Carter
Chabot
Coble
Cole (OK)
Conaway
Crenshaw
Culberson
Davis (KY)
Davis, David
Davis, Jo Ann
Davis, Tom
Deal (GA)
Dent
Diaz-Balart, L.
Diaz-Balart, M.
Doolittle
Drake
Dreier
Duncan
Ehlers
Emerson
English (PA)
Fallin
Feehey
Ferguson
Flake
Forbes
Fortenberry
Fossella
Foxy
Franks (AZ)

- Welch (VT)
Wilson (OH)
Woolsey
Wu
Wynn
Yarmuth

- Frelinghuysen
Gallegly
Garrett (NJ)
Gerlach
Gilchrest
Gillmor
Gohmert
Goode
Goodlatte
Granger
Graves
Hall (TX)
Hastert
Hastings (WA)
Hayes
Heller
Hensarling
Herger
Hobson
Hoekstra
Hulshof
Hunter
Inglis (SC)
Issa
Johnson, Sam
Jones (NC)
Jordan
Keller
King (IA)
King (NY)
Kingston
Kirk
Kline (MN)
Knollenberg
Kuhl (NY)
LaHood
Lamborn
Latham
LaTourette
Lewis (CA)
Lewis (KY)
Linder
LoBiondo
Lungren, Daniel
E.
Mack
Manzullo
Marchant
McCarthy (CA)
McCaul (TX)
McCotter
McHenry
McHugh
McKeon
McMorris
Rodgers
Mica
Miller (FL)
Miller (MI)
Miller, Gary
Moran (KS)
Murphy, Tim
Musgrave
Myrick

NOT VOTING—22

- Buyer
Castle
Chandler
Cubin
Doyle
Everett
Fattah
Frank (MA)
Gingrey
Jindal
Johnson (IL)
Lucas
McCrery
Norwood
Pickering
Radanovich
Rangel
Rogers (AL)
Rohrabacher
Ross
Scott (GA)
Wexler

The SPEAKER pro tempore, Mrs. TAUSCHER, announced that the nays had it.

Mr. DREIER, demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The vote was taken by electronic device.

It was decided in the { Yeas ..... 185 negative ..... Nays ..... 226

¶13.13 [Roll No. 55]

YEAS—185

- Aderholt
Akin
Alexander
Bachmann
Bachus
Baker
Barrett (SC)
Bartlett (MD)
Biggart
Bilbray
Bilirakis
Bishop (UT)
Blackburn
Blunt
Boehner
Bonner
Bono
Boozman
Boustany
Brady (TX)
Brown (SC)
Brown-Waite,
Ginny
Buchanan
Burgess
Burton (IN)
Calvert
Camp (MI)
Campbell (CA)
Cannon
Cantor
Capito
Carter
Castle
Chabot
Coble
Cole (OK)
Conaway
Crenshaw
Culberson
Davis (KY)
Davis, David
Davis, Tom
Deal (GA)
Dent
Diaz-Balart, L.
Diaz-Balart, M.
Doolittle
Drake
Dreier
Duncan
Ehlers
Emerson
English (PA)
Fallin
Feehey
Ferguson
Flake
Forbes
Fortenberry
Fossella
Foxy
Franks (AZ)
Frelinghuysen
Nunes
Paul
Pearce
Pence
Peterson (PA)
Petri
Pitts
Platts
Poe
Porter
Price (GA)
Pryce (OH)
Putnam
Ramstad
Regula
Rehberg
Reichert
Renzi
Reynolds
Rogers (KY)
Rogers (MI)
Ros-Lehtinen
Roskam
Royce
Ryan (WI)
Sali
Saxton
Schmidt
Sensenbrenner
Sessions
Shadegg
Shaays
Shimkus
Shuster
Simpson
Smith (NE)
Smith (NJ)
Smith (TX)
Souder
Stearns
Sullivan
Tancredo
Terry
Thornberry
Tiahrt
Tiberi
Turner
Upton
Walberg
Walden (OR)
Walsh (NY)
Wamp
Weldon (FL)
Weller
Westmoreland
Whitfield
Wicker
Wilson (NM)
Wilson (SC)
Wolf
Young (AK)
Young (FL)

NAYS—226

- Abercrombie
Ackerman
Allen
Altmire
Andrews
Arcuri
Baca
Baird
Baldwin
Barrow
Bean
Becerra
Berkley
Berman
Berry
Bishop (GA)
Bishop (NY)
Blumenauer
Boren
Boswell
Boyd (FL)
Boyd (KS)
Brady (PA)
Braley (IA)
Brown, Corrine
Butterfield
Capps
Capuano
Cardoza
Carnahan
Carney
Carson
Castor
Chandler
Clarke
Clay
Cleaver
Clyburn
Cohen
Conyers
Costa
Costello
Courtney
Cramer

So the motion to lay the resolution on the table was agreed to.

A motion to reconsider the vote whereby said motion was agreed to was, by unanimous consent, laid on the table.

¶13.12 MOTION TO ADJOURN

Mr. WALDEN of Oregon, moved that the House do now adjourn.

The question being put, viva voce, Will the House now adjourn?

Crowley	Kind	Rahall
Davis (AL)	Kingston	Rangel
Davis (CA)	Klein (FL)	Rodriguez
Davis (IL)	Kucinich	Ross
Davis, Lincoln	Lampson	Rothman
DeFazio	Langevin	Roybal-Allard
DeGette	Lantos	Ruppersberger
Delahunt	Larsen (WA)	Rush
DeLauro	Larson (CT)	Ryan (OH)
Dicks	Lee	Salazar
Dingell	Levin	Sanchez, Loretta
Doggett	Lewis (GA)	Sarbanes
Donnelly	Lipinski	Schakowsky
Doyle	Loeb sack	Schiff
Edwards	Lofgren, Zoe	Schwartz
Ellison	Lowey	Scott (VA)
Ellsworth	Lynch	Serrano
Emanuel	Mahoney (FL)	Sestak
Engel	Maloney (NY)	Shays
Eshoo	Markey	Shea-Porter
Etheridge	Marshall	Sherman
Farr	Matheson	Shuler
Filner	Matsui	Sires
Giffords	McCarthy (NY)	Skelton
Gillibrand	McCollum (MN)	Slaughter
Gonzalez	McDermott	Smith (WA)
Gordon	McGovern	Snyder
Green, Al	McIntyre	Solis
Green, Gene	McNerney	Space
Grijalva	McNulty	Spratt
Gutierrez	Meehan	Stark
Hall (NY)	Meek (FL)	Stupak
Hare	Meeks (NY)	Sutton
Harman	Melancon	Tanner
Hastings (FL)	Michaud	Tauscher
Herseth	Millender-	Taylor
Higgins	McDonald	Thompson (CA)
Hill	Miller (NC)	Thompson (MS)
Hinche y	Miller, George	Tierney
Hinojosa	Mitchell	Towns
Hirono	Mollohan	Udall (CO)
Hodes	Moore (KS)	Udall (NM)
Holden	Moore (WI)	Van Hollen
Holt	Moran (VA)	Velázquez
Honda	Murphy (CT)	Visclosky
Hooley	Murphy, Patrick	Walz (MN)
Hoyer	Murtha	Wasserman
Inslee	Nadler	Schultz
Israel	Napolitano	Waters
Jackson (IL)	Neal (MA)	Watson
Jackson-Lee	Oberstar	Watt
(TX)	Obey	Waxman
Jefferson	Oliver	Weiner
Johnson (GA)	Ortiz	Welch (VT)
Johnson, E. B.	Pallone	Wexler
Jones (OH)	Pascarell	Wilson (OH)
Kagen	Pastor	Woolsey
Kanjorski	Payne	Wu
Kaptur	Perlmutter	Wynn
Kennedy	Peterson (MN)	Yarmuth
Kildee	Pomeroy	
Kilpatrick	Price (NC)	

NOT VOTING—23

Barton (TX)	Fattah	Norwood
Boucher	Frank (MA)	Pickering
Buyer	Jindal	Radanovich
Cubin	Johnson (IL)	Reyes
Cuellar	Lucas	Rohrabacher
Cummings	McCaul (TX)	Sánchez, Linda
Davis, Jo Ann	McCreary	T.
Everett	Musgrave	Scott (GA)

So the motion to adjourn was not agreed to.

13.14 DELEGATES AND THE RESIDENT COMMISSIONER VOTING RULES

Mr. HASTINGS of Florida, pursuant to House Resolution 86, called up for consideration the resolution (H. Res. 78):

Resolved,

SECTION 1. VOTING BY DELEGATES AND RESIDENT COMMISSIONER IN COMMITTEE OF THE WHOLE.

(a) PERMITTING VOTES TO BE CAST.—Clause 3(a) of rule III of the Rules of the House of Representatives is amended to read as follows:

“3. (a) In a Committee of the Whole House on the state of the Union, each Delegate and the Resident Commissioner shall possess the same powers and privileges as Members of the House. Each Delegate and the Resident Commissioner shall be elected to serve on standing committees in the same manner as

Members of the House and shall possess in such committees the same powers and privileges as the other members of the committee.”.

(b) APPOINTMENT OF CHAIR.—The first sentence of clause 1 of rule XVIII of the Rules of the House of Representatives is amended by striking “a Chairman” and inserting “a Member, Delegate, or the Resident Commissioner as Chairman”.

(c) REPEATING OF CERTAIN VOTES.—Clause 6 of rule XVIII of the Rules of the House of Representatives is amended by adding at the end the following new paragraph:

“(h) Whenever a recorded vote on any question has been decided by a margin within which the votes cast by the Delegates and the Resident Commissioner have been decisive, the Committee of the Whole shall rise and the Speaker shall put such question de novo without intervening motion. Upon the announcement of the vote on that question, the Committee of the Whole shall resume its sitting without intervening motion.”.

Pending consideration of said resolution.

Mr. MCHENRY demanded the question of consideration of said resolution.

The question being put, viva voce, Will the House now consider said resolution?

The SPEAKER pro tempore, Mrs. TAUSCHER, announced that the yeas had it.

Mr. MCHENRY, demanded a recorded vote on consideration of said resolution, which demand was supported by one-fifth of a quorum, so a recorded vote was ordered.

The vote was taken by electronic device.

It was decided in the { Yeas ..... 224 affirmative ..... } Nays ..... 186

13.15 [Roll No. 56]

AYES—224

Ackerman	Cummings	Honda
Allen	Davis (AL)	Hooley
Altmi re	Davis (CA)	Hoyer
Andrews	Davis (IL)	Inslee
Arcuri	Davis, Lincoln	Israel
Baca	DeFazio	Jackson (IL)
Baird	DeGette	Jackson-Lee
Baldwin	Delahunt	(TX)
Barrow	DeLauro	Jefferson
Bean	Dicks	Johnson (GA)
Becerra	Dingell	Jones (OH)
Berkley	Doggett	Kagen
Berman	Donnelly	Kanjorski
Berry	Doyle	Kaptur
Bishop (GA)	Edwards	Kennedy
Bishop (NY)	Ellison	Kildee
Blumenauer	Ellsworth	Kilpatrick
Boren	Emanuel	Kind
Boswell	Engel	Klein (FL)
Boyd (FL)	Eshoo	Kucinich
Brady (PA)	Etheridge	Lampson
Brale y (IA)	Farr	Langevin
Brown, Corrine	Filner	Lantos
Butterfield	Giffords	Larsen (WA)
Capps	Gillibrand	Larson (CT)
Capuano	Gonzalez	Lee
Cardoza	Gordon	Levin
Carnahan	Green, Al	Lewis (GA)
Carney	Green, Gene	Lipinski
Castor	Grijalva	Loeb sack
Chandler	Gutierrez	Lofgren, Zoe
Clarke	Hall (NY)	Lowey
Clay	Hare	Lynch
Cleaver	Harman	Mahoney (FL)
Clyburn	Hastings (FL)	Maloney (NY)
Cohen	Herseth	Markey
Conyers	Higgins	Marshall
Cooper	Hill	Matheson
Costa	Hinche y	Matsui
Costello	Hinojosa	McCarthy (NY)
Courtney	Hirono	McCollum (MN)
Cramer	Hodes	McDermott
Crowley	Holden	McGovern
Cuellar	Holt	McIntyre

McNerney	Pomeroy	Solis
McNulty	Price (NC)	Space
Meehan	Rahall	Spratt
Meek (FL)	Rangel	Stark
Meeks (NY)	Reyes	Stupak
Melancon	Rodriguez	Sutton
Michaud	Ross	Tanner
Millender-	Rothman	Tauscher
McDonald	Roybal-Allard	Thompson (CA)
Miller (NC)	Ruppersberger	Thompson (MS)
Miller, George	Rush	Tierney
Mitchell	Ryan (OH)	Towns
Mollohan	Salazar	Udall (CO)
Moore (KS)	Sanchez, Linda	Udall (NM)
Moore (WI)	T.	Van Hollen
Moran (VA)	Sanchez, Loretta	Velázquez
Murphy (CT)	Sarbanes	Visclosky
Murphy, Patrick	Schakowsky	Walz (MN)
Murtha	Schiff	Wasserman
Nadler	Schwartz	Schultz
Napolitano	Scott (GA)	Waters
Neal (MA)	Scott (VA)	Watson
Oberstar	Serrano	Watt
Obey	Sestak	Waxman
Oliver	Shea-Porter	Weiner
Ortiz	Sherman	Welch (VT)
Pallone	Shuler	Wexler
Pascarell	Sires	Wilson (OH)
Pastor	Skelton	Woolsey
Payne	Slaughter	Wu
Perlmutter	Smith (WA)	Wynn
Peterson (MN)	Snyder	Yarmuth

NOES—186

Aderholt	Franks (AZ)	Neugebauer
Akin	Frelinghuysen	Nunes
Alexander	Gallegly	Paul
Bachmann	Garrett (NJ)	Pearce
Bachus	Gerlach	Pence
Baker	Gilchrest	Petri
Barrett (SC)	Gillmor	Pitts
Bartlett (MD)	Gingrey	Platts
Barton (TX)	Gohmert	Poe
Biggart	Goode	Porter
Bilbray	Goodlatte	Price (GA)
Bilirakis	Granger	Pryce (OH)
Bishop (UT)	Graves	Putnam
Blackburn	Hall (TX)	Ramstad
Blunt	Hastert	Regula
Boehner	Hastings (WA)	Reberg
Bonner	Hayes	Reichert
Bono	Heller	Renzi
Boozman	Hensarling	Reynolds
Boustany	Herger	Rogers (AL)
Brady (TX)	Hobson	Rogers (KY)
Brown (SC)	Hoekstra	Rohrabacher
Brown-Waite,	Hulshof	Ros-Lehtinen
Ginny	Hunter	Roskam
Buchanan	Inglis (SC)	Royce
Burgess	Issa	Ryan (WI)
Burton (IN)	Johnson, Sam	Sali
Calvert	Jones (NC)	Saxton
Camp (MI)	Keller	Schmidt
Campbell (CA)	King (IA)	Sensenbrenner
Cannon	King (NY)	Sessions
Cantor	Kingston	Shadegg
Capito	Kirk	Shays
Carter	Kline (MN)	Shimkus
Castle	Knollenberg	Shuster
Chabot	LaHood	Simpson
Coble	Lamborn	Smith (NE)
Cole (OK)	Latham	Smith (NJ)
Conaway	Lewis (CA)	Smith (TX)
Crenshaw	Lewis (KY)	Souder
Culberson	Linder	Stearns
Davis (KY)	LoBiondo	Sullivan
Davis, David	Lungren, Daniel	Taylor
Davis, Tom	E.	Terry
Deal (GA)	Mack	Thornberry
Dent	Manzullo	Tiaht
Diaz-Balart, L.	Marchant	Tiberi
Diaz-Balart, M.	McCarthy (CA)	Turner
Doolittle	McCaul (TX)	Upton
Drake	McCotter	Walberg
Dreier	McCreary	Walden (OR)
Duncan	McHenry	Walsh (NY)
Ehlers	McHugh	Wamp
Emerson	McKeon	Weldon (FL)
English (PA)	McMorris	Weller
Fallin	Rodgers	Westmoreland
Feehey	Mica	Whitfield
Ferguson	Miller (FL)	Wicker
Flake	Miller (MI)	Wilson (NM)
Forbes	Miller, Gary	Wilson (SC)
Fortenberry	Moran (KS)	Wolf
Fossella	Murphy, Tim	Young (AK)
Foxx	Myrick	Young (FL)

NOT VOTING—24

Abercrombie	Fattah	Lucas
Boucher	Frank (MA)	Musgrave
Boyd (KS)	Jindal	Norwood
Buyer	Johnson (IL)	Peterson (PA)
Carson	Johnson, E. B.	Pickering
Cubin	Jordan	Radanovich
Davis, Jo Ann	Kuhl (NY)	Rogers (MI)
Everett	LaTourette	Tancredo

So, it was the decision of the House to consider said resolution.

When said resolution was considered. After debate,

The previous question having been ordered by House Resolution 86.

The question being put, viva voce,

Will the House pass said resolution?

The SPEAKER pro tempore, Mrs. TAUSCHER, announced that the nays had it.

Mr. HASTINGS of Florida, objected to the vote on the ground that a quorum was not present and not voting.

A quorum not being present,

The roll was called under clause 6, rule XX, and the call was taken by electronic device.

When there appeared { Yeas ..... 226  
Nays ..... 191

¶13.16 [Roll No. 57]

YEAS—226

Abercrombie	Edwards	Lipinski
Ackerman	Ellison	Loeb
Allen	Ellsworth	Lofgren, Zoe
Altmire	Emanuel	Lowe
Andrews	Engel	Lynch
Arcuri	Eshoo	Mahoney (FL)
Baca	Etheridge	Maloney (NY)
Baird	Farr	Markey
Baldwin	Filner	Marshall
Barrow	Giffords	Matheson
Bean	Gillibrand	Matsui
Becerra	Gonzalez	McCarthy (NY)
Berkley	Gordon	McCollum (MN)
Berman	Green, Al	McDermott
Berry	Green, Gene	McGovern
Bishop (GA)	Grijalva	McIntyre
Bishop (NY)	Gutierrez	McNerney
Blumenauer	Hall (NY)	McNulty
Boren	Hare	Meehan
Boswell	Harman	Meek (FL)
Boyd (FL)	Hastings (FL)	Meeks (NY)
Boyd (KS)	Herseth	Melancon
Brady (PA)	Higgins	Michaud
Braley (IA)	Hill	Millender-
Brown, Corrine	Hinchee	McDonald
Burton (IN)	Hinojosa	Miller (NC)
Butterfield	Hirono	Miller, George
Capps	Hodes	Mitchell
Capuano	Holden	Mollohan
Cardoza	Holt	Moore (KS)
Carnahan	Honda	Moore (WI)
Carney	Hooley	Moran (VA)
Chandler	Hoyer	Murphy (CT)
Clarke	Inslee	Murphy, Patrick
Clay	Israel	Murtha
Cleaver	Jackson (IL)	Nadler
Clyburn	Jackson-Lee	Napolitano
Cohen	(TX)	Neal (MA)
Conyers	Jefferson	Oberstar
Cooper	Johnson (GA)	Obey
Costello	Johnson, E. B.	Olver
Courtney	Jones (OH)	Ortiz
Cramer	Kagen	Pallone
Crowley	Kanjorski	Pascrell
Cuellar	Kaptur	Pastor
Cummings	Kennedy	Payne
Davis (AL)	Kildee	Pelosi
Davis (CA)	Kilpatrick	Perlmutter
Davis (IL)	Kind	Peterson (MN)
Davis, Lincoln	Klein (FL)	Pomeroy
DeFazio	Kucinich	Price (NC)
DeGette	Lampson	Rahall
Delahunt	Langevin	Rangel
DeLauro	Lantos	Reyes
Dicks	Larsen (WA)	Rodriguez
Dingell	Larson (CT)	Ross
Doggett	Lee	Rothman
Donnelly	Levin	Roybal-Allard
Doyle	Lewis (GA)	Ruppersberger

Rush	Slaughter	Velázquez
Ryan (OH)	Smith (WA)	Visclosky
Sánchez, Linda	Snyder	Walz (MN)
T.	Solis	Wasserman
Sanchez, Loretta	Space	Schultz
Sarbanes	Spratt	Waters
Schakowsky	Stark	Watson
Schiff	Stupak	Watt
Schwartz	Sutton	Waxman
Scott (GA)	Tanner	Weiner
Scott (VA)	Tauscher	Welch (VT)
Serrano	Thompson (CA)	Wexler
Sestak	Thompson (MS)	Wilson (OH)
Shea-Porter	Tierney	Woolsey
Sherman	Towns	Wu
Shuler	Udall (CO)	Wynn
Sires	Udall (NM)	Yarmuth
Skelton	Van Hollen	

NAYS—191

Aderholt	Garrett (NJ)	Paul
Akin	Gerlach	Pearce
Alexander	Gilchrest	Pence
Bachmann	Gillmor	Peterson (PA)
Bachus	Gingrey	Petri
Baker	Gohmert	Pitts
Barrett (SC)	Goode	Platts
Bartlett (MD)	Goodlatte	Poe
Barton (TX)	Granger	Porter
Biggert	Graves	Price (GA)
Bilbray	Hall (TX)	Pryce (OH)
Bilirakis	Hastert	Putnam
Bishop (UT)	Hastings (WA)	Ramstad
Blackburn	Hayes	Regula
Blunt	Heller	Rehberg
Boehner	Hensarling	Reichert
Bonner	Hobson	Renzi
Bono	Hoekstra	Reynolds
Boozman	Hulshof	Rogers (AL)
Boustany	Hunter	Rogers (KY)
Brown (SC)	Inglis (SC)	Rogers (MI)
Brown-Waite,	Issa	Rohrabacher
Ginny	Johnson, Sam	Ros-Lehtinen
Buchanan	Jones (NC)	Roskam
Burgess	Jordan	Royce
Calvert	Keller	Ryan (WI)
Camp (MI)	King (IA)	Sali
Campbell (CA)	King (NY)	Saxton
Cannon	Kingston	Schmidt
Cantor	Kirk	Sensenbrenner
Capito	Kline (MN)	Sessions
Carter	Knollenberg	Shadegg
Castle	Kuhl (NY)	Shays
Chabot	LaHood	Shimkus
Coble	Lamborn	Shuster
Cole (OK)	Latham	Simpson
Conaway	LaTourette	Smith (NE)
Crenshaw	Lewis (CA)	Smith (NJ)
Culberson	Lewis (KY)	Smith (TX)
Davis (KY)	Linder	Souder
Davis, David	LoBiondo	Stearns
Davis, Jo Ann	Lungren, Daniel	Sullivan
Davis, Tom	E.	Tancredo
Deal (GA)	Mack	Taylor
Dent	Manzullo	Terry
Diaz-Balart, L.	Marchant	Thornberry
Diaz-Balart, M.	McCarthy (CA)	Tiahrt
Doolittle	McCaul (TX)	Tiberi
Drake	McCotter	Turner
Dreier	McCrery	Upton
Duncan	McHenry	Walberg
Ehlers	McHugh	Walden (OR)
Emerson	McKeon	Walsh (NY)
English (PA)	McMorris	Wamp
Fallin	Rodgers	Weldon (FL)
Feeney	Mica	Weller
Ferguson	Miller (FL)	Westmoreland
Flake	Miller (MI)	Whitfield
Forbes	Miller, Gary	Wicker
Fortenberry	Moran (KS)	Wilson (NM)
Fossella	Murphy, Tim	Wilson (SC)
Fox	Musgrave	Wolf
Franks (AZ)	Myrick	Young (AK)
Frelinghuysen	Neugebauer	Young (FL)
Gallegly	Nunes	

NOT VOTING—18

Boucher	Cubin	Johnson (IL)
Brady (TX)	Everett	Lucas
Buyer	Fattah	Norwood
Carson	Frank (MA)	Pickering
Castor	Herger	Radanovich
Costa	Jindal	Salazar

So the resolution was agreed to.

A motion to reconsider the vote whereby said resolution was agreed to was, by unanimous consent, laid on the table.

¶13.17 CALENDAR WEDNESDAY BUSINESS DISPENSED WITH

On motion of Mr. HOYER, by unanimous consent,

Ordered, That business in order for consideration on Wednesday, January 31, 2007, under clause 6, rule XV, the Calendar Wednesday rule, be dispensed with.

¶13.18 APPOINTMENT OF SPEAKER PRO TEMPORE TO SIGN ENROLLMENTS

The SPEAKER pro tempore, Mrs. TAUSCHER, laid before the House a communication, which was read as follows:

HOUSE OF REPRESENTATIVES,  
Washington, DC, January 24, 2007.

I hereby appoint the Honorable STENY H. HOYER and the Honorable CHRIS VAN HOLLEN to act as Speaker pro tempore to sign enrolled bills and joint resolutions through January 29, 2007.

NANCY PELOSI,

Speaker of the House of Representatives.

By unanimous consent, the appointments were approved.

¶13.19 COMMUNICATION FROM THE MINORITY LEADER—APPOINTMENT—HOUSE OF REPRESENTATIVES PAGE BOARD

The SPEAKER pro tempore, Mrs. TAUSCHER, laid before the House the following communication, which was read as follows:

HOUSE OF REPRESENTATIVES,  
Washington, DC, January 24, 2007.

Hon. NANCY PELOSI,

Speaker, U.S. Capitol,  
Washington, DC.

DEAR SPEAKER PELOSI: Pursuant to 2 U.S.C. 88b-3, I am pleased to appoint the Honorable SHELLEY MOORE CAPITO of West Virginia to the Page Board. Ms. CAPITO has expressed her interest in serving in this capacity and I am pleased to fulfill her request.

Sincerely,  
JOHN A. BOEHNER,  
Republican Leader.

¶13.20 HOUSE OF REPRESENTATIVES PAGE BOARD

The SPEAKER pro tempore, Mrs. TAUSCHER, announced that the Speaker, pursuant to 2 United States Code 88b-3, and the order of the House of January 4, 2007, appointed the following Members of the House to the House of Representatives Page Board: Mr. KILDEE, Michigan, and Ms. DEGETTE, Colorado.

¶13.21 FURTHER MESSAGE FROM THE SENATE

A further message from the Senate by Ms. Curtis, one if its clerks, announced that the Senate has passed a bill of the following title in which the concurrence of the House is requested:

S. 1. An Act to provide greater transparency in the legislative process.

¶13.22 ENROLLED BILL SIGNED

Mrs. Haas, Clerk of the House, reported and found truly enrolled a bill of the House of the following title, which was thereupon signed by the Speaker:

H.R. 475. An Act to revise the composition of the House of Representatives Page Board



to equalize the number of members representing the majority and minority parties and to include a member representing the parents of pages and a member representing former pages, and for other purposes.

#### ¶13.23 LEAVE OF ABSENCE

By unanimous consent, leave of absence was granted—

To Mr. BRADY of Texas, for today after 2 p.m.;

To Mr. EVERETT, for today after 11 a.m.;

To Mr. FATTAH, for today; and

To Mr. LUCAS, for today.

And then,

#### ¶13.24 ADJOURNMENT

Mr. BARTLETT of Maryland, moved that the House do now adjourn.

The question being put, viva voce,  
Will the House now adjourn?

The SPEAKER pro tempore, Mr. JOHNSON of Georgia, announced that the yeas had it.

So the motion to adjourn was agreed to.

Accordingly,

Pursuant to House Concurrent Resolution 41, One Hundred Tenth Congress, at 5 o'clock and 50 minutes p.m., the House stands adjourned until 2 p.m. on Monday, January 29, 2007.

#### ¶13.25 PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XII, public bills and resolutions were introduced and severally referred, as follows:

By Mr. REYNOLDS (for himself, Mr. FOSSELLA, Mr. CROWLEY, Mr. MCNULTY, Mr. MURTHA, Mr. HOLDEN, Mr. MEEKS of New York, Mr. DELAHUNT, Mrs. LOWEY, Mr. PLATTS, Mr. MCGOVERN, Mr. ROTHMAN, Mrs. MCCARTHY of New York, Mr. HIGGINS, Mrs. MALONEY of New York, Mr. CAPUANO, Mr. CARNEY, Mr. FATTAH, Mr. FRANK of Massachusetts, Mr. SESTAK, Mr. ALTMIRE, Mr. ARCURI, Mr. HINCHEY, Mr. MCHUGH, and Mr. WALSH of New York):

H.R. 649. A bill to amend title XVI of the Social Security Act to provide that annuities paid by States to blind veterans shall be disregarded in determining supplemental security income benefits; to the Committee on Ways and Means.

By Mr. REYNOLDS (for himself, Mr. BARTLETT of Maryland, Mr. COLE of Oklahoma, Ms. FALLIN, Mr. FORTUÑO, Ms. GIFFORDS, Mr. HAYES, Mr. KUHL of New York, Mrs. MYRICK, Mr. SESSIONS, and Mr. WOLF):

H.R. 650. A bill to provide for the Secretary of Veterans Affairs to conduct a pilot program to determine the effectiveness of contracting for the use of private memory care facilities for veterans with Alzheimer's Disease; to the Committee on Veterans' Affairs.

By Mr. REYNOLDS (for himself, Mr. COLE of Oklahoma, Ms. FALLIN, Mr. WOLF, and Mr. CALVERT):

H.R. 651. A bill to permit States to place supplemental guide signs relating to veterans cemeteries on Federal-aid highways; to the Committee on Transportation and Infrastructure.

By Mr. REYNOLDS (for himself, Mr. BARTLETT of Maryland, Mr. BROWN of South Carolina, Mr. BURTON of Indiana, Mrs. CHRISTENSEN, Mr. COLE of Oklahoma, Mr. DAVID DAVIS of Ten-

nessee, Mr. EHLERS, Ms. FALLIN, Mr. FOSSELLA, Mr. HALL of Texas, Mr. HINOJOSA, Mr. LEWIS of California, Mr. LOBIONDO, Mr. MILLER of Florida, Mrs. MYRICK, Mr. RAMSTAD, Mr. ROGERS of Kentucky, Mr. SMITH of New Jersey, Mr. WILSON of South Carolina, and Mr. CALVERT):

H.R. 652. A bill to make the National Parks and Federal Recreational Lands Pass available at a discount to certain veterans; to the Committee on Natural Resources, and in addition to the Committee on Agriculture, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. REYNOLDS (for himself and Mrs. MALONEY of New York):

H.R. 653. A bill to amend title 38, United States Code, to allow the sworn affidavit of a veteran who served in combat during the Korean War or an earlier conflict to be accepted as proof of service-connection of a disease or injury alleged to have been incurred or aggravated by such service; to the Committee on Veterans' Affairs.

By Mr. RANGEL (for himself, Mr. FLAKE, Mr. MCGOVERN, Mrs. EMERSON, Mr. DELAHUNT, Mr. RAMSTAD, Mr. SNYDER, and Mr. MORAN of Kansas):

H.R. 654. A bill to allow travel between the United States and Cuba; to the Committee on Foreign Affairs.

By Ms. VELÁZQUEZ:

H.R. 655. A bill to provide for more accurate valuation of multifamily housing properties, and loans for such properties, that are sold at a discount by the Department of Housing and Urban Development to facilitate acquisition of such properties that maintains the properties as affordable housing; to the Committee on Financial Services.

By Mr. REICHERT (for himself, Mr. JOHNSON of Illinois, Mr. CASTLE, Mr. KUHL of New York, Mr. GILCHREST, Mr. SHAYS, Mr. BARTLETT of Maryland, Mr. PLATTS, Mr. SAXTON, Mr. LOBIONDO, Mr. LAHOOD, Mr. KIRK, and Mr. WALSH of New York):

H.R. 656. A bill to require higher standards of automobile fuel efficiency with the goal of reducing the amount of oil used for fuel by automobiles in the United States by 10 percent beginning in 2017, and for other purposes; to the Committee on Energy and Commerce.

By Mr. JONES of North Carolina:

H.R. 657. A bill to amend title 10, United States Code, to provide for forgiveness of certain overpayments of retired pay paid to deceased retired members of the Armed Forces following their death; to the Committee on Armed Services.

By Mr. PORTER:

H.R. 658. A bill to authorize the Secretary of the Interior to enter into cooperative agreements to protect natural resources of units of the National Park System through collaborative efforts on land inside and outside of units of the National Park System, and for other purposes; to the Committee on Natural Resources.

By Mr. ROGERS of Alabama (for himself, Mr. CARNEY, Mr. KING of New York, and Mr. THOMPSON of Mississippi):

H.R. 659. A bill to improve the programs of the Department of Homeland Security relating to trained detection canines, and for other purposes; to the Committee on Homeland Security.

By Mr. CONYERS (for himself, Mr. GOHMERT, and Mr. SCOTT of Virginia):

H.R. 660. A bill to amend title 18, United States Code, to protect judges, prosecutors, witnesses, victims, and their family members, and for other purposes; to the Com-

mittee on the Judiciary, and in addition to the Committees on Ways and Means, and Oversight and Government Reform, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. ACKERMAN (for himself, Mr. LATOURETTE, Ms. DELAURO, Mr. CROWLEY, Mr. TIERNEY, Ms. LEE, Mr. GRIJALVA, Ms. BERKLEY, Mr. MORAN of Virginia, Ms. WOOLSEY, Ms. SCHWARTZ, Mr. BARTLETT of Maryland, Mr. KING of New York, Mr. GEORGE MILLER of California, Mr. SMITH of New Jersey, Ms. PRYCE of Ohio, Mr. KILDEE, Mr. CUMMINGS, Mr. FRANK of Massachusetts, Ms. KAPTUR, Ms. SHEA-PORTER, Ms. SUTTON, Mr. WEINER, Mr. DICKS, Mr. DOYLE, Mr. BLUMENAUER, Mr. NADLER, Mr. SERRANO, Mr. GUTIERREZ, Ms. JACKSON-LEE of Texas, Mr. HIGGINS, Mr. MCDERMOTT, Mr. SHERMAN, Mr. BERMAN, Ms. ZOE LOFGREN of California, Ms. BORDALLO, Mr. PALLONE, Mrs. DAVIS of California, Mr. HINCHEY, Mr. FARR, Mrs. MCCARTHY of New York, Mr. WEXLER, Mr. DEFazio, Mrs. MALONEY of New York, Mr. HOLT, Mr. SHAYS, Mr. GERLACH, Mr. GALLEGLY, Mrs. LOWEY, Ms. MATSUI, Mrs. CAPPS, Mrs. TAUSCHER, Mr. ISRAEL, Mr. LOBIONDO, Ms. CARSON, Mr. CLYBURN, Mrs. CAPITO, Mr. BISHOP of New York, Ms. MCCOLLUM of Minnesota, Mr. PAYNE, Mr. VAN HOLLEN, Mr. UDALL of Colorado, Mr. PLATTS, Mr. RANGEL, Mr. MCNULTY, Mr. OLVER, Mr. SCHIFF, Mr. CONYERS, Mr. SAXTON, Mrs. BIGGERT, Mr. WOLF, Mr. KIRK, Mr. CLEAVER, Mr. HONDA, and Mr. STARK):

H.R. 661. A bill to amend the Humane Methods of Livestock Slaughter Act of 1958 to ensure the humane slaughter of non-ambulatory livestock, and for other purposes; to the Committee on Agriculture.

By Mr. BECERRA (for himself, Mr. DANIEL E. LUNGREN of California, Mr. HONDA, and Mr. CANNON):

H.R. 662. A bill to establish a fact-finding Commission to extend the study of a prior Commission to investigate and determine facts and circumstances surrounding the relocation, internment, and deportation to Axis countries of Latin Americans of Japanese descent from December 1941 through February 1948, and the impact of those actions by the United States, and to recommend appropriate remedies, and for other purposes; to the Committee on the Judiciary.

By Mr. BLUMENAUER (for himself, Mr. FARR, Ms. BALDWIN, Mr. BISHOP of New York, and Mr. HARE):

H.R. 663. A bill to redeploy United States Armed Forces from Iraq and to establish a new direction for United States policy toward Iraq; to the Committee on Foreign Affairs, and in addition to the Committee on Armed Services, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. CAMPBELL of California:

H.R. 664. A bill to amend the Water Desalination Act of 1996 to authorize the Secretary of the Interior to assist in research and development, environmental and feasibility studies, and preliminary engineering for the Municipal Water District of Orange County, California, Dana Point Desalination Project located at Dana Point, California; to the Committee on Natural Resources, and in addition to the Committee on Science and Technology, for a period to be subsequently determined by the Speaker, in each case for

consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mrs. CAPPS (for herself and Mr. CARDOZA):

H.R. 665. A bill to amend the Consolidated Omnibus Budget Reconciliation Act of 1985 to expand the county organized health insuring organizations authorized to enroll Medicaid beneficiaries; to the Committee on Energy and Commerce.

By Mr. COOPER:

H.R. 666. A bill to amend the Internal Revenue Code of 1986 to require that amounts paid for employer-provided coverage under accident or health plans be included on W-2 Forms; to the Committee on Ways and Means.

By Mr. COSTA (for himself, Mr. PUTNAM, Mr. FARR, Mr. CARDOZA, Mr. ENGLISH of Pennsylvania, Mr. ROHRABACHER, Mr. HONDA, Mr. HERGER, Mr. BACA, Mr. FILNER, Mr. RADANOVICH, Mr. DANIEL E. LUNGREN of California, Mr. THOMPSON of California, Mr. CALVERT, Mrs. MCMORRIS RODGERS, Mr. GALLEGLEY, Ms. ZOE LOFGREN of California, Mr. HINOJOSA, Mr. GEORGE MILLER of California, Mr. NUNES, Mrs. CAPPS, Mr. CRENSHAW, Mr. CARTER, Mr. GARY G. MILLER of California, Mrs. DAVIS of California, Ms. MATSUI, Ms. WOOLSEY, Mr. SALAZAR, Mr. BOYD of Florida, Mr. BUTTERFIELD, Mr. BONNER, and Ms. HIRONO):

H.R. 667. A bill to authorize the Secretary of Agriculture to enter into cooperative agreements with States to augment their efforts to conduct early detection and surveillance to prevent the establishment or spread of plant pests that endanger agriculture, the environment, and the economy of the United States, and for other purposes; to the Committee on Agriculture.

By Mr. MARIO DIAZ-BALART of Florida:

H.R. 668. A bill to amend the Omnibus Crime Control and Safe Streets Act of 1968 to require States who wish to receive funds under the Act to increase the penalty applied to a defendant convicted of a violent crime who placed a video of the commission of that crime on the Internet; to the Committee on the Judiciary.

By Mr. DINGELL (for himself and Mrs. MALONEY of New York):

H.R. 669. A bill to direct the Secretary of Labor to make a grant to a public university to establish the Center for the Study of Women and Workplace Policy; to the Committee on Education and Labor.

By Mr. ENGEL (for himself, Mr. KINGSTON, Mr. INSLEE, Mr. SAXTON, Ms. ESHOO, Mrs. BONO, Mr. WYNN, Mr. TERRY, Ms. HARMAN, Mr. ROGERS of Alabama, Ms. SCHAKOWSKY, Mr. BARTLETT of Maryland, Mr. UDALL of Colorado, Mr. INGLIS of South Carolina, Mr. ROSS, Mr. CAMPBELL of California, Mr. WEINER, Mr. GILCHREST, Mr. TOWNS, Mr. SOUDER, Mr. DEFazio, Mr. GERLACH, Mr. BISHOP of New York, Mr. RENZI, Mr. ISRAEL, Mr. EVERETT, Mr. HALL of New York, Mr. LOBIONDO, Ms. MATSUI, Mr. MCCOTTER, Mrs. LOWEY, Mr. LINDER, Mr. KUHL of New York, Mr. HINCHEY, Mr. WESTMORELAND, Mr. BERMAN, Mr. GINGREY, Mr. ACKERMAN, Mr. ANDREWS, Mr. ARCURI, Ms. BERKLEY, Mr. BISHOP of Georgia, Mr. COHEN, Mr. CLEAVER, Ms. GIFFORDS, Mrs. GILLIBRAND, Mr. HONDA, Mr. KIND, Mr. KLEIN of Florida, Mr. LIPINSKI, Mr. McNULTY, Ms. MCCOLLUM of Minnesota, Mr. MOORE of Kansas, Mr. MORAN of Virginia, Mrs. NAPOLITANO, Mr. PRICE of North Carolina, Ms.

SCHWARTZ, Mr. ROTHMAN, Mr. RUPPERSBERGER, Mr. SCHIFF, Mr. BURTON of Indiana, Mr. SCOTT of Georgia, Mr. PLATTS, Mr. SHERMAN, Mr. WEXLER, Mr. PRICE of Georgia, Mr. LINCOLN DAVIS of Tennessee, and Mr. LANTOS):

H.R. 670. A bill to promote the national security and stability of the United States economy by reducing the dependence of the United States on foreign oil through the use of alternative fuels and new vehicle technologies, and for other purposes; to the Committee on Energy and Commerce, and in addition to the Committees on Science and Technology, Ways and Means, Transportation and Infrastructure, and Oversight and Government Reform, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. FORTUÑO:

H.R. 671. A bill to make funds generated from the Caribbean National Forest in the Commonwealth of Puerto Rico available to the Secretary of Agriculture for land acquisition intended to protect the integrity of the buffer zone surrounding the Caribbean National Forest, and for other purposes; to the Committee on Natural Resources.

By Mr. FORTUÑO:

H.R. 672. A bill to protect the critical aquifers and watersheds that serve as a principal water source for the Commonwealth of Puerto Rico, to protect the tropical forests of the Karst Region of the Commonwealth, and for other purposes; to the Committee on Natural Resources, and in addition to the Committee on Ways and Means, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. GRIJALVA:

H.R. 673. A bill to direct the Secretary of the Interior to take lands in Yuma County, Arizona, into trust as part of the reservation of the Cocopah Indian Tribe, and for other purposes; to the Committee on Natural Resources.

By Mr. GUTIERREZ (for himself and Ms. CORRINE BROWN of Florida):

H.R. 674. A bill to amend title 38, United States Code, to repeal the provision of law requiring termination of the Advisory Committee on Minority Veterans as of December 31, 2009; to the Committee on Veterans' Affairs.

By Ms. HERSETH:

H.R. 675. A bill to amend title 38, United States Code, to increase the amount of assistance available to disabled veterans for specially adapted housing and to provide for annual increases in such amount; to the Committee on Veterans' Affairs.

By Mr. CONYERS (for himself, Mr. KUCINICH, Mr. MCDERMOTT, Mrs. CHRISTENSEN, Ms. LEE, Mr. FARR, Mr. McNULTY, Mr. GRIJALVA, Mr. HINCHEY, Mr. GUTIERREZ, Ms. JACKSON-LEE of Texas, Ms. WATSON, Mr. ELLISON, Mr. LOEBSACK, Mr. CLAY, Mr. HONDA, Ms. ROYBAL-ALLARD, Mr. MCGOVERN, Ms. CARSON, Ms. BALDWIN, Mr. SCOTT of Virginia, Mr. ENGEL, Mr. ABERCROMBIE, Ms. WOOLSEY, Mr. WEXLER, Mr. PASTOR, Mr. PAYNE, Ms. EDDIE BERNICE JOHNSON of Texas, Mr. WEINER, Mr. MEHGAN, Mr. AL GREEN of Texas, Mr. FATTAH, Mr. WYNN, Mr. CUMMINGS, Mr. DAVIS of Illinois, Mr. FILNER, Mr. JACKSON of Illinois, Ms. KILPATRICK, Mr. LEWIS of Georgia, Mr. GEORGE MILLER of California, Ms. MOORE of Wisconsin, Mr. RANGEL, and Mr. TOWNS):

H.R. 676. A bill to provide for comprehensive health insurance coverage for all United

States residents, and for other purposes; to the Committee on Energy and Commerce, and in addition to the Committees on Ways and Means, and Natural Resources, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. HOLT (for himself, Mr. McNULTY, Ms. BORDALLO, Mrs. CHRISTENSEN, Ms. MCCOLLUM of Minnesota, Mr. GRIJALVA, Mr. HINCHEY, Mr. DEFazio, Mr. MCDERMOTT, Ms. EDDIE BERNICE JOHNSON of Texas, Mr. HIGGINS, Mr. CUMMINGS, Ms. WOOLSEY, Ms. JACKSON-LEE of Texas, and Mr. CONYERS):

H.R. 677. A bill to provide for a study by the Institute of Medicine of the National Academy of Sciences to identify constraints encountered by schools of nursing in admitting and graduating the number of nurses sufficient to meet the health care needs of the United States, and for other purposes; to the Committee on Energy and Commerce.

By Mr. HOLT (for himself, Mr. GEORGE MILLER of California, Mr. WOLF, Mr. PAYNE, Mrs. MYRICK, Ms. WOOLSEY, Mr. WU, Mrs. DAVIS of California, Mr. DAVIS of Illinois, Ms. SHEA-PORTER, Mr. SCOTT of Virginia, Mr. KLEIN of Florida, Mr. PATRICK MURPHY of Pennsylvania, Mr. JOHNSON of Georgia, Mr. KIND, Ms. MCCOLLUM of Minnesota, Mr. VAN HOLLEN, Mr. LARSON of Connecticut, Ms. HARMAN, Mr. HASTINGS of Florida, Mr. HARE, Mr. ACKERMAN, Mr. BERMAN, Ms. BORDALLO, Mr. BOUCHER, Mr. DOYLE, Mr. FATTAH, Mr. GUTIERREZ, Mr. GONZALEZ, Mr. ISRAEL, Ms. JACKSON-LEE of Texas, Ms. ZOE LOFGREN of California, Ms. EDDIE BERNICE JOHNSON of Texas, Mr. MCGOVERN, Mr. MCDERMOTT, Mr. McNULTY, Mr. MOORE of Kansas, Mr. MORAN of Virginia, Mr. OBERSTAR, Mr. OLVER, Mr. PRICE of North Carolina, Mr. RUPPERSBERGER, Mr. SCHIFF, Mr. SHERMAN, Ms. SCHAKOWSKY, Mr. SNYDER, Mr. WEINER, and Ms. GIFFORDS):

H.R. 678. A bill to strengthen the national security through the expansion and improvement of foreign language study, and for other purposes; to the Committee on Education and Labor, and in addition to the Committees on Intelligence (Permanent Select), and Armed Services, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Ms. HOOLEY (for herself, Mr. WU, Mr. BLUMENAUER, and Mr. DEFazio):

H.R. 679. A bill to waive application of the Indian Self-Determination and Education Assistance Act to a specific parcel of real property transferred by the United States to 2 Indian tribes in Oregon, and for other purposes; to the Committee on Natural Resources.

By Mr. JEFFERSON (for himself, Mr. MELANCON, Mr. JINDAL, Mr. BAKER, Mr. BOUSTANY, and Mr. ALEXANDER):

H.R. 680. A bill to permit the cancellation of certain loans under the Robert T. Stafford Disaster Relief and Emergency Assistance Act; to the Committee on Transportation and Infrastructure.

By Mr. JONES of North Carolina:

H.R. 681. A bill to prohibit a State from receiving Federal education funds unless the State has certain policies and procedures regarding the purchase or acquisition of library and classroom-based reference, instructional, and other print materials for use in elementary schools, and for other purposes; to the Committee on Education and Labor.

By Ms. KAPTUR:

H.R. 682. A bill to expand the Strategic Petroleum Reserve to include alternative fuels, and for other purposes; to the Committee on Energy and Commerce.

By Mr. LEWIS of Kentucky (for himself, Mr. LINCOLN DAVIS of Tennessee, Mr. NUNES, Mr. ROGERS of Kentucky, Mrs. CAPITO, Mr. DAVIS of Kentucky, Mr. WHITFIELD, Mr. PICKERING, Mr. SHIMKUS, and Mr. MCCOTTER):

H.R. 683. A bill to amend the Internal Revenue Code of 1986 to promote investment in energy independence through coal to liquid technology, biomass, and oil shale; to the Committee on Ways and Means.

By Mr. MOORE of Kansas (for himself, Mr. ABERCROMBIE, Mr. BAIRD, Mrs. BOYDA of Kansas, Mr. CHANDLER, Mr. CLAY, Mr. COOPER, Mr. CUMMINGS, Mr. DOGGETT, Mr. FRANK of Massachusetts, Mr. GRIJALVA, Mr. HINCHEY, Mr. HASTINGS of Florida, Mr. HOLDEN, Mr. HONDA, Mr. ISRAEL, Ms. JACKSON-LEE of Texas, Mr. LARSEN of Washington, Ms. LEE, Ms. ZOE LOFGREN of California, Mrs. LOWEY, Mr. MATHE-SON, Ms. MCCOLLUM of Minnesota, Mr. MCGOVERN, Mr. MICHAUD, Mr. MORAN of Virginia, Mr. PATRICK MURPHY of Pennsylvania, Mr. NADLER, Mr. ORTIZ, Mr. RAMSTAD, Mr. ROSS, Mr. ROTHMAN, Mr. SALAZAR, Mr. THOMPSON of Mississippi, and Ms. WOOLSEY):

H.R. 684. A bill to require full funding of part A of title I of the Elementary and Secondary Education Act of 1965, as amended by the No Child Left Behind Act of 2001; to the Committee on Education and Labor.

By Mr. NEAL of Massachusetts:

H.R. 685. A bill to amend the Social Security Act to eliminate the 5-month waiting period for Social Security disability and the 24-month waiting period for Medicare benefits in the cases of individuals with disabling burn injuries; to the Committee on Ways and Means.

By Mr. POMEROY (for himself, Mr. ENGLISH of Pennsylvania, Mr. LEVIN, Mr. LEWIS of Kentucky, Mr. LARSON of Connecticut, Ms. BERKLEY, Mr. CROWLEY, Mr. SOUDER, Ms. HIRONO, Mrs. CAPITO, Mr. KENNEDY, Mr. BOUCHER, Mr. HARE, Ms. JACKSON-LEE of Texas, Mr. FERGUSON, Mr. TERRY, Mrs. BONO, Mr. BACHUS, Mrs. MYRICK, Mr. PATRICK MURPHY of Pennsylvania, Mr. HASTINGS of Florida, Mr. MILLER of Florida, Mr. RUPPERSBERGER, Mr. MARIO DIAZ-BALART of Florida, Mr. MOORE of Kansas, Mr. MCHUGH, Mr. BISHOP of New York, Mr. HOLT, Ms. HOOLEY, Mr. MCCAUL of Texas, Mrs. JO ANN DAVIS of Virginia, Mr. CARNEY, Mr. ROGERS of Michigan, Mr. SMITH of New Jersey, Mr. PRICE of North Carolina, and Mr. BURTON of Indiana):

H.R. 686. A bill to amend the Internal Revenue Code of 1986 to make permanent the qualified tuition deduction; to the Committee on Ways and Means.

By Mr. RAMSTAD (for himself, Mr. STARK, and Mr. KENNEDY):

H.R. 687. A bill to amend the Public Health Service Act to establish a State family support grant program to end the practice of parents giving legal custody of their seriously emotionally disturbed children to State agencies for the purpose of obtaining mental health services for those children; to the Committee on Energy and Commerce.

By Mr. RAMSTAD (for himself, Mrs. JO ANN DAVIS of Virginia, Mr. GENE GREEN of Texas, Mr. LOBIONDO, Mr. MCCAUL of Texas, Mrs. MYRICK, Mr. BRADY of Pennsylvania, Mr. DOYLE, Mr. FATTAH, Mr. MILLER of North Carolina, Mr. ORTIZ, and Mr. ROTHMAN):

H.R. 688. A bill to amend title I of the Omnibus Crime Control and Safe Streets Act of 1968 to provide standards and procedures to guide both State and local law enforcement agencies and law enforcement officers during internal investigations, interrogation of law enforcement officers, and administrative disciplinary hearings, to ensure accountability of law enforcement officers, to guarantee the due process rights of law enforcement officers, and to require States to enact law enforcement discipline, accountability, and due process laws; to the Committee on the Judiciary.

By Mr. RYAN of Wisconsin (for himself, Mr. UDALL of Colorado, Mr. MATHESON, Mr. BOEHNER, Mr. HENSARLING, Mr. GARRETT of New Jersey, Mr. ENGLISH of Pennsylvania, Mr. CHABOT, Mr. CAMPBELL of California, Mr. BARRETT of South Carolina, Mr. KING of Iowa, Mr. BLUNT, Mr. GINGREY, Mr. KUHLMAN of New York, Mr. PUTNAM, Mrs. MUSGRAVE, Mr. SENSENBRENNER, Mr. WILSON of South Carolina, Mr. DREIER, Mr. JORDAN, Mr. SMITH of Nebraska, Mr. NORWOOD, Mr. FLAKE, Mr. MCCOTTER, Mr. WELDON of Florida, Mr. CRENSHAW, Ms. FOX, Mr. MARIO DIAZ-BALART of Florida, Mr. INGLIS of South Carolina, Mr. RAMSTAD, Mr. PITTS, Mr. FRANKS of Arizona, Mr. KIRK, Mr. MACK, Mr. ROYCE, Mr. TERRY, Mr. WELLER, Mr. MILLER of Florida, Mr. DAVIS of Kentucky, Mrs. BONO, Mr. GILLMOR, Mr. HASTINGS of Washington, Mr. JINDAL, Mr. AKIN, Mrs. MYRICK, Mr. SHADEGG, Mrs. BLACKBURN, Mr. HERGER, Mr. ISSA, Mr. CANNON, Mr. BRADY of Texas, Mr. SESSIONS, Mr. PENCE, Mr. FEENEY, Mr. CONAWAY, Mr. HOEKSTRA, Mr. KINGSTON, Mrs. SCHMIDT, Mr. NEUGEBAUER, Mrs. DRAKE, Mr. GERLACH, Mr. MCHENRY, Mr. SHAYS, Mr. PLATT'S, Mr. FORTENBERRY, Mr. PRICE of Georgia, Mr. CASTLE, Mr. TIAHRT, Mr. BURTON of Indiana, Mr. RADANOVICH, Mrs. BACHMANN, Mr. WALBERG, Mrs. MCMORRIS RODGERS, Mr. ROSKAM, Mr. DANIEL E. LUNGREN of California, Mr. COBLE, Mr. RENZI, Mr. COOPER, Mr. BILIRAKIS, Mr. MCCAUL of Texas, Mr. GOODLATTE, Mr. UPTON, Mr. REICHERT, and Mr. FERGUSON):

H.R. 689. A bill to amend the Congressional Budget and Impoundment Control Act of 1974 to provide for the expedited consideration of certain proposed rescissions of budget authority; to the Committee on the Budget, and in addition to the Committee on Rules, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. SAXTON (for himself, Mr. CALVERT, Mr. LOBIONDO, Mr. BISHOP of Georgia, Mr. BRADY of Pennsylvania, Mr. LAHOOD, Mr. ETHERIDGE, Mr. BOOZMAN, Mr. DEFAZIO, Mr. MCGOVERN, Mr. FRELINGHUYSEN, Mr. ROTHMAN, Mr. JONES of North Carolina, Mr. MARSHALL, Mr. SMITH of New Jersey, Mr. HAYES, Mr. WILSON of South Carolina, Mr. MILLER of Florida, Mr. CONAWAY, Mr. HOLDEN, Mr. FILNER, Mr. STUPAK, Mr. TERRY, Mr. BILIRAKIS, Mr. BISHOP of Utah, Mr. RYAN of Wisconsin, Mr. BURTON of Indiana, Ms. HERSETH, Mr. HOLT, Mr. GONZALEZ, Ms. SCHWARTZ, Mr. FRANK of Massachusetts, Mr. CLAY, Ms. SCHAKOWSKY, and Mr. FERGUSON):

H.R. 690. A bill to amend title 10, United States Code, to reduce the minimum age for receipt of military retired pay for non-regular service from 60 to 55; to the Committee on Armed Services.

By Mr. STUPAK:

H.R. 691. A bill to amend title 10, United States Code, to expedite the prompt return of the remains of deceased members of the Armed Forces to their loved ones for burial; to the Committee on Armed Services.

By Mr. STUPAK (for himself, Mr. WEXLER, Mr. BRADY of Pennsylvania, Mrs. MALONEY of New York, Mr. KILDEE, and Ms. KILPATRICK):

H.R. 692. A bill to amend title 4, United States Code, to authorize the Governor of a State, territory, or possession of the United States to order that the National flag be flown at half-staff in that State, territory, or possession in the event of the death of a member of the Armed Forces from that State, territory, or possession who dies while serving on active duty; to the Committee on the Judiciary.

By Mr. TOWNS (for himself and Ms. CLARKE):

H.R. 693. A bill to amend title 40, United States Code, to require restroom gender parity in Federal buildings; to the Committee on Transportation and Infrastructure.

By Mr. TOWNS (for himself, Mr. FORBES, Ms. EDDIE BERNICE JOHNSON of Texas, Mr. GORDON, Mr. PAYNE, Mr. SCOTT of Virginia, Mr. HINOJOSA, Ms. JACKSON-LEE of Texas, and Mrs. DRAKE):

H.R. 694. A bill to establish a digital and wireless network technology program, and for other purposes; to the Committee on Science and Technology, and in addition to the Committee on Education and Labor, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. VAN HOLLEN (for himself, Mr. ROTHMAN, Mr. CARNAHAN, Mr. BISHOP of New York, Mr. BRADY of Pennsylvania, Mrs. CAPITO, Ms. CARSON, Mr. CHANDLER, Mrs. CHRISTENSEN, Mr. CLAY, Mr. CLEAVER, Mr. COHEN, Mr. CUMMINGS, Mr. DEFAZIO, Mr. DINGELL, Mr. DOYLE, Mr. FARR, Mr. FATTAH, Mr. FILNER, Mr. GRIJALVA, Mr. HARE, Mr. HAYES, Mrs. KILPATRICK, Mr. KUCINICH, Mr. LANTOS, Mr. LATOURETTE, Mr. LEWIS of Georgia, Mr. MANZULLO, Mr. MCHUGH, Ms. MOORE of Wisconsin, Mr. MORAN of Virginia, Mr. PATRICK MURPHY of Pennsylvania, Ms. NORTON, Mr. OBEY, Mr. PAYNE, Mr. PRICE of North Carolina, Mr. RUPPERSBERGER, Ms. SCHAKOWSKY, Ms. SCHWARTZ, Mr. SERRANO, Mr. SRES, Mr. STARK, Mr. STUPAK, Ms. WATSON, and Mr. WAXMAN):

H.R. 695. A bill to amend the Internal Revenue Code of 1986 to repeal the authority of the Secretary of the Treasury to enter into private tax collection contracts; to the Committee on Ways and Means.

By Mrs. WILSON of New Mexico:

H.R. 696. A bill to amend the National Foundation on the Arts and the Humanities Act of 1965 to make available additional funds to increase access to the arts through the support of education; to the Committee on Education and Labor.

By Mr. WILSON of South Carolina (for himself, Mrs. MUSGRAVE, Mr. WICKER, Mr. PAUL, Mr. SESSIONS, Mr. GOODE, Mr. NORWOOD, Mr. MANZULLO, Mr. GARRETT of New Jersey, Mr. DOOLITTLE, Mr. SMITH of Nebraska, Mr. WELDON of Florida, Mr. POE, Mr. BURGESS, Mr. GINGREY, Mr. HAYES, Mr. CULBERSON, Mr. RADANOVICH, Mr. PRICE of Georgia, Mr. BRADY of Texas, Mrs. CUBIN, Mr. CRENSHAW, Mr. WESTMORELAND, Mr. LAMBORN, Mr. FRANKS of Arizona, Mr. MILLER of Florida, Mr. MACK, Mr. CARTER,

Mrs. MYRICK, Mr. HENSARLING, Mr. CAMPBELL of California, Mr. HERGER, Mr. BONNER, Mrs. DRAKE, Mr. CALVERT, Mr. CONAWAY, Mr. GARY G. MILLER of California, Mr. DREIER, Mrs. BLACKBURN, Mr. BURTON of Indiana, Mr. GALLEGLY, Mr. FLAKE, Mr. INGLIS of South Carolina, Mr. PICKERING, Mr. STEARNS, Mr. CHABOT, Mr. GOHMERT, Mr. LEWIS of Kentucky, Mr. GOODLATTE, Mr. BARTON of Texas, Mr. BOOZMAN, and Mr. PENCE):

H.R. 697. A bill to preserve and protect the free choice of individual employees to form, join, or assist labor organizations, or to refrain from such activities; to the Committee on Education and Labor.

By Mr. AL GREEN of Texas (for himself, Mr. HOLT, Mr. McDERMOTT, Ms. MCCOLLUM of Minnesota, Mr. SCHIFF, Mr. NADLER, Mr. MOORE of Kansas, Mr. VAN HOLLEN, Mr. HONDA, Mr. SARBANES, Mr. FARR, Mr. SERRANO, Mr. DINGELL, Mr. ROTHMAN, Mr. CLEAVER, Mr. KUCINICH, Ms. HIRONO, Mr. PATRICK MURPHY of Pennsylvania, Ms. EDDIE BERNICE JOHNSON of Texas, Mr. HINOJOSA, Mr. WEINER, Mr. ENGEL, Ms. MATSUI, Ms. BERKLEY, Ms. WOOLSEY, Ms. CASTOR, Mr. MILLER of North Carolina, Mrs. NAPOLITANO, Mr. GRIJALVA, Mr. BACA, Mr. DELAHUNT, Ms. SOLIS, Mr. SIREs, Mr. SCOTT of Virginia, Mr. WU, Ms. BORDALLO, Mr. FALCOMA VEGA, Mr. COHEN, Mr. BISHOP of Georgia, Ms. CORRINE BROWN of Florida, Ms. NORTON, Mr. LANTOS, Mrs. MALONEY of New York, Mr. BRADY of Pennsylvania, Ms. MILLENDER-MCDONALD, Mr. GUTIERREZ, Ms. CARSON, Mr. EMANUEL, Mr. WAXMAN, Mr. WEXLER, Mrs. LOWEY, Mr. LEWIS of Georgia, Mr. FATTAH, Mr. HOLDEN, Mr. CLAY, Mr. PAYNE, Ms. SCHAROWSKY, Mr. MORAN of Virginia, Mr. ISRAEL, Mr. CUMMINGS, Mr. LAMPSON, Mr. GENE GREEN of Texas, Ms. SUTTON, Mr. MCGOVERN, Mr. ORTIZ, Ms. SLAUGHTER, Ms. LINDA T. SANCHEZ of California, Mr. GONZALEZ, Mr. SNYDER, Mr. KILDEE, Mr. SPRATT, Mr. ROSS, Mr. CROWLEY, Mr. SESTAK, Mr. SCOTT of Georgia, Mr. DAVIS of Illinois, Mr. JACKSON of Illinois, Ms. CLARKE, Mr. TOWNS, Mr. BERMAN, Mrs. JONES of Ohio, Mr. PASTOR, Ms. KILPATRICK, Mr. PRICE of North Carolina, Mr. TANNER, Mr. HARE, Mr. THOMPSON of Mississippi, Mr. HASTINGS of Florida, Mr. ELLISON, Mr. CONYERS, Mr. DAVIS of Alabama, Mr. JEFFERSON, Mr. WYNN, Mr. BUTTERFIELD, Ms. WATERS, Mr. MEEK of Florida, Mr. VISCLOSKEY, Mr. UDALL of Colorado, Ms. WASSERMAN SCHULTZ, Ms. LEE, Mr. RUPPERSBERGER, Mr. STUPAK, Mr. BISHOP of New York, Mr. CARNEY, and Mr. RANGEL):

H. Con. Res. 44. Concurrent resolution honoring and praising the National Association for the Advancement of Colored People on the occasion of its 98th anniversary; to the Committee on the Judiciary.

By Mr. WOLF:

H. Con. Res. 45. Concurrent resolution expressing the sense of Congress on the new strategy in Iraq; to the Committee on Foreign Affairs, and in addition to the Committee on Armed Services, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. ISSA:

H. Res. 92. A resolution amending the Rules of the House of Representatives to clarify and make corrections to the House

ban on air travel; to the Committee on Standards of Official Conduct.

By Mr. BOEHNER:

H. Res. 93. Resolution raising a question of the privileges of the House.

By Mr. HINOJOSA (for himself and Mrs. BIGGERT):

H. Res. 94. A resolution supporting the goals and ideals of National Consumer Protection Week; to the Committee on Energy and Commerce.

By Mrs. JONES of Ohio (for herself and Mr. WHITFIELD):

H. Res. 95. A resolution expressing the sense of the House of Representatives supporting the goals and ideals of Campus Fire Safety Month, and for other purposes; to the Committee on Education and Labor.

By Ms. KAPTUR (for herself, Mr. GERLACH, Mr. LEVIN, and Mr. BARTLETT of Maryland):

H. Res. 96. A resolution supporting the establishment and full funding of a staff exchange program between the House of Representatives and the Parliament of Ukraine, the Verkhovna Rada, as soon as possible; to the Committee on Foreign Affairs.

By Mr. PATRICK MURPHY of Pennsylvania (for himself, Ms. HARMAN, Mr. TANNER, Mr. MARSHALL, Mr. THOMPSON of California, Mr. BOYD of Florida, Mr. ROSS, Ms. HERSETH, Mr. MOORE of Kansas, Mr. MATHESON, Mr. CARDOZA, Mr. CHANDLER, Mr. ARCURI, Mr. McINTYRE, Mr. BOSWELL, Mr. SALAZAR, Mr. SCOTT of Georgia, Mr. COSTA, Mr. SHULER, Mr. HILL, Mr. MAHONEY of Florida, Mr. ELLSWORTH, Mr. HOLDEN, Mr. LINCOLN DAVIS of Tennessee, Mr. BACA, Mrs. GILLIBRAND, Ms. BEAN, Mr. ISRAEL, Mr. DONNELLY, Mr. MELANCON, Mr. BERRY, Mr. POMEROY, Mr. BARROW, Mr. BISHOP of Georgia, Mr. PETERSON of Minnesota, and Mr. MICHAUD):

H. Res. 97. A resolution providing for Operation Iraqi Freedom cost accountability; to the Committee on Armed Services, and in addition to the Committee on Foreign Affairs, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. PAYNE (for himself, Mr. WOLF, Mr. CAPUANO, Mr. LANTOS, Ms. LEE, Ms. WATSON, Ms. WATERS, Mr. MEEKS of New York, Mr. WATT, Mr. HASTINGS of Florida, Mr. CLYBURN, Mrs. CHRISTENSEN, Mr. JEFFERSON, Mr. CLEAVER, Mr. SCOTT of Virginia, Ms. CLARKE, Mr. RUSH, Ms. CORRINE BROWN of Florida, Mr. BUTTERFIELD, Mr. TOWNS, Mr. BISHOP of Georgia, Ms. JACKSON-LEE of Texas, Mr. WYNN, Mr. THOMPSON of Mississippi, Mr. LEWIS of Georgia, Mr. CLAY, Mr. AL GREEN of Texas, Mr. DAVIS of Illinois, Ms. MILLENDER-MCDONALD, Mr. JOHNSON of Georgia, Mrs. JONES of Ohio, Mr. CONYERS, Mr. FATTAH, Mr. ELLISON, Ms. EDDIE BERNICE JOHNSON of Texas, Mr. DAVIS of Alabama, Ms. KILPATRICK, Mr. RANGEL, Mr. CUMMINGS, Mr. SCOTT of Georgia, Ms. CARSON, Ms. MOORE of Wisconsin, Mr. MEEK of Florida, and Mr. JACKSON of Illinois):

H. Res. 98. A resolution honoring the life and achievements of the late Dr. John Garang de Mabiior and reaffirming the continued commitment of the House of Representatives to a just and lasting peace in the Republic of the Sudan; to the Committee on Foreign Affairs.

By Mr. SMITH of Nebraska (for himself, Mr. FORTENBERRY, and Mr. TERRY):

H. Res. 99. A resolution commending the University of Nebraska-Lincoln volleyball

team for winning the NCAA Division I Women's Volleyball Championship; to the Committee on Education and Labor.

By Ms. SOLIS (for herself, Mr. BURTON of Indiana, Ms. LEE, Mr. LANTOS, and Mr. ENGEL):

H. Res. 100. A resolution expressing the sympathy of House of Representatives to the families of women and girls murdered in Guatemala and encouraging the Government of Guatemala to bring an end to these crimes; to the Committee on Foreign Affairs.

By Ms. WOOLSEY (for herself, Mr. GRIJALVA, Mr. MOORE of Kansas, Mr. OLVER, Mr. KENNEDY, Mr. STARK, Mr. HASTINGS of Florida, Mrs. CAPPS, Mr. MORAN of Virginia, Mrs. MALONEY of New York, Mr. CROWLEY, Mr. GUTIERREZ, Ms. MCCOLLUM of Minnesota, Mr. DAVIS of Illinois, Mr. UDALL of New Mexico, Ms. NORTON, Mrs. NAPOLITANO, Ms. WATERS, Mr. FARR, Mr. SCHIFF, Ms. LINDA T. SANCHEZ of California, Mr. HONDA, Mr. CAPUANO, Ms. DELAURO, Mr. MILLER of North Carolina, Mr. WAXMAN, Mr. WEXLER, Ms. BALDWIN, Mr. BERMAN, Mr. FILLNER, Mr. PASCRELL, Mr. MARKEY, Mr. ALLEN, Mr. KUCINICH, Ms. EDDIE BERNICE JOHNSON of Texas, Ms. HERSETH, Ms. HARMAN, Mr. AL GREEN of Texas, Ms. ESHOO, Ms. MOORE of Wisconsin, Ms. SOLIS, Ms. SLAUGHTER, Mr. LEWIS of Georgia, Ms. MILLENDER-MCDONALD, Mr. CUMMINGS, Ms. JACKSON-LEE of Texas, Mr. FRANK of Massachusetts, Mr. FATTAH, and Ms. KAPTUR):

H. Res. 101. A resolution expressing the sense of the House of Representatives that the Senate should ratify the Convention on the Elimination of All Forms of Discrimination Against Women (CEDAW); to the Committee on Foreign Affairs.

#### 113.26 ADDITIONAL SPONSORS

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

H.R. 17: Mr. MICHAUD, Mrs. WILSON of New Mexico, Mr. BACA, Mr. RUPPERSBERGER, Mr. ORTIZ, Mr. MATHESON, Mr. McKEON, Mr. DANIEL E. LUNGREN of California, Mr. VAN HOLLEN, Mrs. TAUSCHER, Mr. HOLDEN, Mr. FRANK of Massachusetts, Mr. PICKERING, Mr. STUPAK, Mrs. BONO, and Mrs. CAPPS.

H.R. 22: Mr. FORBES, Mrs. BLACKBURN, and Mr. NEUGEBAUER.

H.R. 36: Mr. WALBERG.

H.R. 37: Mr. WALBERG.

H.R. 43: Mr. WYNN, Mr. HINOJOSA, Mrs. GILLIBRAND, and Mr. SIREs.

H.R. 44: Mr. HINOJOSA and Ms. JACKSON-LEE of Texas.

H.R. 45: Mr. HINOJOSA.

H.R. 65: Mr. HALL of Texas.

H.R. 81: Mr. BISHOP of Utah.

H.R. 82: Mr. ACKERMAN, Mr. ANDREWS, Ms. BALDWIN, Ms. BEAN, Mr. BURGESS, Mr. CALVERT, Mr. TOM DAVIS of Virginia, Mr. GARRETT of New Jersey, Mr. GOHMERT, Ms. GRANGER, Mr. HINCHAY, Mr. LAMPSON, Mr. LYNCH, Mr. MCCOTTER, Mr. MEEHAN, Mr. NEUGEBAUER, Mr. RENZI, Mr. ROGERS of Kentucky, Mr. SHAYS, Ms. SLAUGHTER, and Mr. YOUNG of Florida.

H.R. 91: Mr. YOUNG of Florida and Mr. FEENEY.

H.R. 92: Mr. SOUDER.

H.R. 111: Ms. KAPTUR, Mr. WALSH of New York, Mr. McKEON, Mr. WILSON of South Carolina, Mr. LARSON of Connecticut, Ms. BALDWIN, Mr. HONDA, Mr. BURTON of Indiana, Ms. NORTON, and Mr. BACA.

H.R. 131: Mr. GARY G. MILLER of California.

H.R. 132: Mr. GARY G. MILLER of California.

H.R. 133: Mr. GARY G. MILLER of California.

H.R. 134: Mr. GARY G. MILLER of California.

H.R. 137: Mr. LANGEVIN, Mr. HELLER, and Mr. HASTINGS of Washington.

H.R. 172: Mr. BUTTERFIELD and Mr. GRIJALVA.

H.R. 180: Mr. HOLT, Ms. JACKSON-LEE of Texas, and Mr. BUTTERFIELD.

H.R. 197: Mr. LIPINSKI, Ms. MATSUI, Ms. HIRONO, Mr. BAIRD, Mr. BUTTERFIELD, Mr. GOODE, Ms. MCCOLLUM of Minnesota, Mrs. GILLIBRAND, Mr. HINOJOSA, Mr. KUHL of New York, Mr. SCHIFF, Mr. ABERCROMBIE, Ms. SUTTON, Mr. FILNER, Mr. HOLT, Mr. ROSS, Mr. TERRY, Mr. DEFazio, Mr. PERLMUTTER, Mr. MILLER of North Carolina, Mr. ENGLISH of Pennsylvania, Mr. KIRK, Mr. BARTLETT of Maryland, Mr. MCHUGH, Mr. EHLERS, Mr. MCCOTTER, Mr. WELLER, Mr. LUCAS, and Ms. BERKLEY.

H.R. 207: Mr. LEWIS of Georgia and Mrs. MCCARTHY of New York.

H.R. 211: Mr. MCINTYRE.

H.R. 269: Mr. ALEXANDER, Mr. REICHERT, Mr. PETERSON of Pennsylvania, and Mr. KING of New York.

H.R. 278: Mr. VAN HOLLEN and Mr. HIGGINS.

H.R. 279: Mr. POE.

H.R. 289: Mr. JONES of North Carolina.

H.R. 303: Ms. GINNY BROWN-WAITE of Florida, Mr. DELAHUNT, and Mr. LOBIONDO.

H.R. 312: Mr. HARE.

H.R. 325: Mr. FORTUÑO.

H.R. 327: Mr. CUELLAR, Mr. DELAHUNT, Mr. LEVIN, Mr. BLUMENAUER, Mr. MANZULLO, and Mr. GORDON.

H.R. 346: Mr. HARE.

H.R. 353: Ms. MATSUI.

H.R. 359: Mr. JACKSON of Illinois.

H.R. 362: Mr. LIPINSKI, Mr. BAIRD, Ms. SLAUGHTER, Mr. HONDA, Mr. CLEAVER, Mr. VAN HOLLEN, Ms. Hirano, and Ms. MCCOLLUM of Minnesota.

H.R. 363: Mr. LIPINSKI, Mr. BAIRD, Ms. SLAUGHTER, Mr. HONDA, Mr. CLEAVER, Mr. VAN HOLLEN, Ms. HIRANO, and Ms. MCCOLLUM of Minnesota.

H.R. 365: Mrs. MYRICK, Mr. CHANDLER, Mr. WALDEN of Oregon, Mr. SMITH of Nebraska, Mr. ROTHMAN, Mr. CARNAHAN, and Mr. BAIRD.

H.R. 367: Mr. MARIO DIAZ-BALART of Florida.

H.R. 369: Mr. MCGOVERN.

H.R. 370: Mrs. CAPITO and Mr. SHUSTER.

H.R. 395: Mr. SCOTT of Georgia, Mr. MARSHALL, Mr. MCINTYRE, Mr. HARE, Mr. BISHOP of New York, and Mr. COSTA.

H.R. 411: Mr. REICHERT, Mr. MICA, Mr. PAUL, Mr. CONAWAY, Mr. MILLER of Florida, Mr. WICKER, Mr. WAMP, Mrs. MCMORRIS RODGERS, Mr. NORWOOD, Mrs. JO ANN DAVIS of Virginia, and Mr. SENSENBRENNER.

H.R. 413: Mr. GRIJALVA, Mr. CAPUANO, and Mr. BLUMENAUER.

H.R. 418: Mr. REHBERG.

H.R. 439: Mr. LANTOS.

H.R. 471: Mrs. MYRICK, Mr. HUNTER, Mrs. GILLIBRAND, Mr. FORTENBERRY, Mr. CARNAHAN, Mr. MCHENRY, and Mr. WELDON of Florida.

H.R. 473: Mrs. JO ANN DAVIS of Virginia.

H.R. 493: Mr. MILLER of North Carolina, Ms. NORTON, Mr. PASCRELL, Ms. SCHWARTZ, Mr. FRANK of Massachusetts, Mr. LARSON of Connecticut, Ms. HARMAN, Mr. LEWIS of Georgia, Mr. TOWNS, and Mr. HINCHEY.

H.R. 502: Mr. PASTOR.

H.R. 504: Mr. GINGREY, Mr. INGLIS of South Carolina, Mr. JONES of North Carolina, Mr. MARSHALL, Mr. BARRETT of South Carolina, and Mr. WILSON of South Carolina.

H.R. 507: Mr. BOOZMAN, Mr. WEXLER, Mr. CROWLEY, Mr. MCINTYRE, Mr. GRIJALVA, Mr. HINOJOSA, Ms. SHEA-PORTER, and Mr. MACK.

H.R. 508: Mr. MCNERNEY and Mr. LOEBSACK.

H.R. 521: Mr. MURTHA, Mr. HOLT, Mr. MICHAUD, Ms. MCCOLLUM of Minnesota, Mrs. DAVIS of California, Mrs. MALONEY of New York, Mr. MCDERMOTT, Mrs. JONES of Ohio, Mr. PASCRELL, Mr. MORAN of Virginia, and Mr. KENNEDY.

H.R. 528: Mr. WAXMAN, Mr. MCGOVERN, Mr. GRIJALVA, Ms. NORTON, and Mrs. MALONEY of New York.

H.R. 539: Mr. DENT, Mr. ENGLISH of Pennsylvania, Mr. TOM DAVIS of Virginia, Mr. PASCRELL, Mr. FATTAH, Ms. CLARKE, Mr. MCNULTY, Mr. KENNEDY, Mr. STARK, Mr. MAHONEY of Florida, Ms. MCCOLLUM of Minnesota, Mr. ELLISON, Ms. BERKLEY, Ms. HIRONO, Mr. MELANCON, Mr. FARR, Ms. LINDA T. SANCHEZ of California, Mr. HOLT, Mr. BISHOP of New York, Ms. WATSON, Mr. ISRAEL, Mr. CROWLEY, Mrs. MALONEY of New York, Mr. SIREN, Mr. SCHIFF, Mr. VAN HOLLEN, Ms. DEGETTE, Mr. HASTINGS of Florida, Mr. SPRATT, Mr. DOGGETT, Ms. WOOLSEY, Ms. CASTOR, Mr. LAMPSON, Mr. INSLEE, Mr. RAHALL, Mr. WELCH of Vermont, Mr. ABERCROMBIE, Mr. CARDOZA, Mr. COHEN, Mr. PERLMUTTER, Mr. CARNAHAN, Mr. LEWIS of Georgia, Mr. GRIJALVA, Mr. NEAL of Massachusetts, Mr. HINCHEY, Mr. KUHL of New York, Mr. DOYLE, Mrs. MCCARTHY of New York, Mr. DUNCAN, Mr. BARTLETT of Maryland, Mr. GILCHRIST, Mr. BRADY of Pennsylvania, Mr. WOLF, Mr. COSTA, Ms. SUTTON, Mr. MILLER of North Carolina, Mr. PLATT, Mrs. EMERSON, Mr. OLVER, Mr. GERLACH, Mr. CLEAVER, Ms. HARMAN, Mr. ACKERMAN, Mr. MEEHAN, and Ms. KAPTUR.

H.R. 548: Mrs. JONES of Ohio and Mr. KIND.

H.R. 549: Mr. EHLERS, Mr. NORWOOD, Mr. WOLF, Mr. MCHUGH, Mr. SHIMKUS, Mr. MANZULLO, Mr. UPTON, Mr. KLEIN of Florida, Mr. MARIO DIAZ-BALART of Florida, Mr. BRALEY of Iowa, Mr. BOOZMAN, Mr. SHULER, Mr. ENGLISH of Pennsylvania, Mrs. JO ANN DAVIS of Virginia, Mr. KUHL of New York, and Mr. CUELLAR.

H.R. 563: Mr. DENT and Mr. CAMPBELL of California.

H.R. 566: Mr. MCDERMOTT.

H.R. 567: Mr. WYNN.

H.R. 570: Mr. UPTON.

H.R. 579: Mr. CALVERT, Mr. MCGOVERN, Ms. SCHWARTZ, Mr. KIND, Mr. LARSON of Connecticut, Mr. BISHOP of Georgia, and Mr. ALLEN.

H.R. 582: Ms. JACKSON-LEE of Texas.

H.R. 588: Mr. HARE.

H.R. 594: Mr. JACKSON of Illinois, Mrs. MCCARTHY of New York, Mr. FRANK of Massachusetts, and Mr. CARNEY.

H.R. 619: Mr. CAPUANO, Ms. MOORE of Wisconsin, Mr. SIREN, Mr. ALLEN, Mr. FILNER, and Ms. ZOE LOFGREN of California.

H.R. 620: Mr. SERRANO, Mr. LANTOS, Mr. MARKEY, Mr. CLAY, Mr. FRANK of Massachusetts, Mr. LATOURETTE, Mr. JONES of North Carolina, Mr. HOLT, Mr. NADLER, Mr. NEAL of Massachusetts, Mr. MCNULTY, and Mr. LARSON of Connecticut.

H.R. 645: Mr. BLUMENAUER.

H.J. Res. 1: Ms. GINNY BROWN-WAITE of Florida, Mr. ADERHOLT, and Mr. SULLIVAN.

H.J. Res. 3: Mrs. MYRICK.

H.J. Res. 14: Mr. FRANK of Massachusetts, Mr. PASCRELL, and Mr. BARTLETT of Maryland.

H.J. Res. 18: Mr. HARE.

H. Con. Res. 19: Ms. WATERS.

H. Con. Res. 20: Mr. WEXLER.

H. Con. Res. 21: Mr. MCCOTTER.

H. Con. Res. 25: Mr. KIRK, Mr. YOUNG of Florida, Mr. HOLDEN, Mr. SCOTT of Georgia, and Ms. CORRINE BROWN of Florida.

H. Con. Res. 33: Mr. FRANK of Massachusetts and Mr. GRIJALVA.

H. Con. Res. 35: Ms. CARSON and Mr. WYNN.

H. Con. Res. 43: Mr. BLUMENAUER.

H. Res. 18: Mr. SIMPSON, Mrs. CAPITO, Mr. MCCAUL of Texas, Mr. BARTLETT of Maryland, and Mr. WELDON of Florida.

H. Res. 41: Mr. BISHOP of New York and Ms. MATSUI.

H. Res. 50: Mr. BOREN.

H. Res. 64: Mr. SAXTON.

H. Res. 76: Mr. COSTA, Mr. BERMAN, Ms. WOOLSEY, and Mr. UDALL of Colorado.

H. Res. 79: Mr. HUNTER, Mr. PATRICK MURPHY of Pennsylvania, Mrs. GILLIBRAND, and Mr. WALBERG.

## MONDAY, JANUARY 29, 2007 (14)

### 14.1 APPOINTMENT OF SPEAKER PRO TEMPORE

The House was called to order by the SPEAKER pro tempore, Mr. BAIRD, who laid before the House the following communication:

HOUSE OF REPRESENTATIVES,  
Washington, DC, January 29, 2007.

I hereby appoint the Honorable BRIAN BAIRD to act as Speaker pro tempore on this day.

NANCY PELOSI,  
Speaker of the House of Representatives.

### 14.2 APPROVAL OF THE JOURNAL

The SPEAKER pro tempore, Mr. BAIRD, announced he had examined and approved the Journal of the proceedings of Wednesday, January 24, 2007.

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

### 14.3 COMMUNICATIONS

Executive and other communications, pursuant to clause 8, rule XII, were referred as follows:

464. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Approval and Promulgation of Air Quality Implementation Plans; Designation of Areas for Air Quality Planning Purposes; Arizona; Miami Sulfur Dioxide State Implementation Plan and Request for Redesignation to Attainment; Correction of Boundry of Miami Sulfur Dioxide Nonattainment Area [EPA-R09-OAR-2006-0580; FRL-8270-3] received January 19, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

465. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Approval and Promulgation of Implementation Plans; Texas; El Paso County Carbon Monoxide Redesignation to Attainment, and Approval of Maintenance Plan [EPA-R06-OAR-2006-0396; FRL-8272-5] received January 19, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

466. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Standards of Performance for New Stationary Sources and Emission Guidelines for Existing Sources: Other Solid Waste Incineration Units: Reconsideration [EPA-HQ-OAR-2003-0156; FRL-8272-2] (RIN: 2060-AN91) received January 19, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

467. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Anchorage Regulations; Camden, Maine, Penobscot Bay [CGD01-06-084] (RIN: 1625-AA01) received January 16, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

468. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Anchorage Regulations; Sabine Pass Channel, Sabine Pass, TX [CGD08-06-026] (RIN: 1625-AA00) received January 16, 2007, pursuant to 5 U.S.C.

801(a)(1)(A); to the Committee on Transportation and Infrastructure.

469. A communication from the President of the United States, transmitting a report on the state of the Union; (H. Doc. No.110-1); to the Committee on the Whole House on the state of the Union and ordered to be printed.

¶14.4 COMMUNICATION FROM THE  
CLERK—MESSAGE FROM THE SENATE

The SPEAKER pro tempore, Mr. BAIRD, laid before the House a communication, which was read as follows:

OFFICE OF THE CLERK,  
HOUSE OF REPRESENTATIVES,  
Washington, DC, January 26, 2007.

Hon. NANCY PELOSI,  
Speaker, House of Representatives,  
Washington, DC.

DEAR MADAM SPEAKER: Pursuant to the permission granted in Clause 2(h) of Rule II of the Rules of the U.S. House of Representatives, the Clerk received the following message from the Secretary of the Senate on January 26, 2007, at 11:30 am:

That the Senate passed without amendment H.R. 188.

With best wishes, I am,  
Sincerely,

KAREN L. HAAS,  
Clerk of the House.

¶14.5 LANE EVANS POST OFFICE  
BUILDING

Ms. NORTON moved to suspend the rules and pass the bill (H.R. 521) to designate the facility of the United States Postal Service located at 2633 11th Street in Rock Island, Illinois, as the "Lane Evans Post Office Building".

The SPEAKER pro tempore, Mr. BAIRD, recognized Ms. NORTON and Mr. ISSA, each for 20 minutes.

After debate,

The question being put, viva voce,  
Will the House suspend the rules and pass said bill?

The SPEAKER pro tempore, Mr. BAIRD, announced that two-thirds of the Members present had voted in the affirmative.

Mr. ISSA demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Mr. BAIRD, pursuant to clause 8, rule XX, announced that further proceedings on the question were postponed.

¶14.6 GERALD R. FORD, JR. POST OFFICE  
BUILDING

Ms. NORTON moved to suspend the rules and pass the bill (H.R. 49) to designate the facility of the United States Postal Service located at 1300 North Frontage Road West in Vail, Colorado, as the "Gerald R. Ford, Jr. Post Office Building".

The SPEAKER pro tempore, Mr. BAIRD, recognized Ms. NORTON and Mr. ISSA, each for 20 minutes.

After debate,

The question being put, viva voce,  
Will the House suspend the rules and pass said bill?

The SPEAKER pro tempore, Mr. BAIRD, announced that two-thirds of the Members present had voted in the affirmative.

Mr. ISSA demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Mr. BAIRD, pursuant to clause 8, rule XX, announced that further proceedings on the question were postponed.

¶14.7 GALE W. MCGEE POST OFFICE

Ms. NORTON moved to suspend the rules and pass the bill (H.R. 335) to designate the facility of the United States Postal Service located at 152 North 5th Street in Laramie, Wyoming, as the "Gale W. McGee Post Office".

The SPEAKER pro tempore, Mr. BAIRD, recognized Ms. NORTON and Mr. ISSA, each for 20 minutes.

After debate,

The question being put, viva voce,  
Will the House suspend the rules and pass said bill?

The SPEAKER pro tempore, Mr. BAIRD, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said bill.

¶14.8 2006 NATIONAL COLLEGIATE  
ATHLETIC ASSOCIATION CHAMPIONS

Mr. YARMUTH moved to suspend the rules and agree to the following resolution (H. Res. 70); as amended:

Whereas the University of California at Santa Barbara (UCSB) Gauchos claimed the 2006 NCAA Championship, 2-1, over the University of California at Los Angeles Bruins at Robert R. Hermann Stadium at Saint Louis University in St. Louis, Missouri, on December 3, 2006;

Whereas the UCSB Gauchos, in their 2006 season, had an overall record of 17-7-1, and a perfect 6-0 mark in the National Collegiate Athletic Association (NCAA) tournament; Whereas the UCSB Gauchos won a Division 1 title for the second time ever in school history and first time ever in men's soccer;

Whereas the UCSB Gauchos have reached the NCAA finals twice in the past three years;

Whereas Nick Perera was named the tournament's offensive Most Outstanding Player and Andy Iro was named the defensive Most Outstanding Player; and

Whereas the 2006 NCAA championship soccer team members are Kyle Reynish; Jeff Murphy; David Walker; Andy Iro; Jon Curry; Greg Curry; Bryan Byrne; Paul Kierstead; Tino Nunez; Tyler Rosenlund; Alfonso Motagalvan; Eric Frimpong; Chris Pontius; Nick Perera; Eric Avila; Evan Patterson; Brennan Tennelle; Kyle Kaveny; Andrew Proctor; Bongomin Oti; Bryant Rueckner; Tony Chinakwe; Jason Badger; Jordan Kaplan; Drew Gleason; C.J. Cintas; and Guillermo Jalomo: Now, therefore, be it

Resolved, That the House of Representatives congratulates the University of California at Santa Barbara men's soccer team, the Gauchos, and Coaches Tim Vom Steeg, Greg Wilson, Erick Foss, and Neil Jones on an outstanding championship season, a sea-

son that set the Gauchos among the elite in collegiate soccer.

The SPEAKER pro tempore, Mr. BAIRD, recognized Mr. YARMUTH and Mr. BOUSTANY, each for 20 minutes.

After debate,

The question being put, viva voce,  
Will the House suspend the rules and agree to said resolution, as amended?

The SPEAKER pro tempore, Mr. BAIRD, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said resolution, as amended, was agreed to.

A motion to reconsider the vote whereby the rules were suspended and said resolution, as amended, was agreed to was, by unanimous consent, laid on the table.

¶14.9 UNIVERSITY OF LOUISVILLE  
CARDINALS

Mr. YARMUTH moved to suspend the rules and agree to the following resolution (H. Res. 82); as amended:

Whereas on January 2, 2007, the University of Louisville Cardinals football team defeated the Wake Forest Demon Deacons 24-13 at Dolphin Stadium in Miami, Florida, to win the Orange Bowl;

Whereas the Cardinals victory marked the climax of a 12-1 season, which yielded the most wins in the program's history, a Big East Championship, and the school's first Bowl Championship Series victory;

Whereas junior quarterback Brian Brohm was named the most valuable player of the game after completing 24 of 34 passes for 311 yards, and junior wide receiver Harry Douglas tied an Orange Bowl record with 10 catches totaling 165 receiving yards and finished the season with a school record 1,265 receiving yards;

Whereas the Cardinals offensive line provided protection and momentum throughout the season and was a major factor in the team's 457 yards of offense in the Orange Bowl;

Whereas the relentless defense of the Cardinals played a vital role in the Orange Bowl victory;

Whereas the Cardinals defense was led by senior cornerback William Gay, who broke up 2 passes late in the game and extinguished the final hope of the Demon Deacons with an interception;

Whereas the success of the Cardinals is due in no small part to the dedication of Coach Bobby Petrino and his staff, as well as the Cardinals coaches of the last 2 decades, who led a magnificent ascent begun by Coach Howard Schnellenberger;

Whereas Cardinals fans, who stuck with the program through darker times, now have the team they deserve;

Whereas the University of Louisville has achieved a formidable football program, which is consistently among the strongest in college football; and

Whereas the exceptional group of young men who comprised the 2006 Cardinals should be publicly recognized as the greatest football team in the history of the University of Louisville: Now, therefore, be it

Resolved, That the House of Representatives—

(1) commends the University of Louisville Cardinals football team for their victory in the 2007 Orange Bowl;

(2) recognizes the achievements of the players, Coach Bobby Petrino and his staff, Director of Athletics Tom Jurich, and President James Ramsey at the University of



Louisville for the hard work and dedication that led to the Cardinals Orange Bowl victory; and

(3) directs the Clerk of the House of Representatives to transmit a copy of this resolution to the director of athletics at the University of Louisville for appropriate display.

The SPEAKER pro tempore, Mr. BAIRD, recognized Mr. YARMUTH and Mr. BOUSTANY, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and agree to said resolution, as amended?

The SPEAKER pro tempore, Mr. BAIRD, announced that two-thirds of the Members present had voted in the affirmative.

Mr. YARMUTH demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Mr. BAIRD, pursuant to clause 8, rule XX, announced that further proceedings on the question were postponed.

¶14.10 RECESS—3:03 P.M.

The SPEAKER pro tempore, Mr. BAIRD, pursuant to clause 12(a) of rule I, declared the House in recess at 3 o'clock and 3 minutes p.m., until 6:30 p.m.

¶14.11 AFTER RECESS—6:30 P.M.

The SPEAKER pro tempore, Mr. COURTNEY, called the House to order.

¶14.12 UNITED STATES GROUP OF THE NATO PARLIAMENTARY ASSEMBLY

The SPEAKER pro tempore, Mr. COURTNEY, announced that the Speaker, pursuant to 22 United States Code 1928a, and the order of the House of January 4, 2007, appointed the following Members of the House to the United States Group of the NATO Parliamentary Assembly, in addition to Mr. TANNER of Tennessee, Chairman, appointed on January 11, 2007: Mrs. TAUSCHER, California, Vice Chairman, Messrs. ROSS, CHANDLER, LARSON of Connecticut, MEEK of Florida, SCOTT of Georgia, and Ms. BEAN.

Ordered, That the Clerk notify the Senate of the foregoing appointments.

¶14.13 H.R. 521—UNFINISHED BUSINESS

The SPEAKER pro tempore, Mr. COURTNEY, pursuant to clause 8, rule XX, announced the unfinished business to be the motion to suspend the rules and pass the bill (H.R. 521) to designate the facility of the United States Postal Service located at 2633 11th Street in Rock Island, Illinois, as the "Lane Evans Post Office Building".

The question being put,

Will the House suspend the rules and pass said bill?

The vote was taken by electronic device.

It was decided in the affirmative { Yeas ..... 405 Nays ..... 3

¶14.14 [Roll No. 58] YEAS—405

- Abercrombie Deal (GA) Jones (OH)
Ackerman DeFazio Jordan
Aderholt DeGette Kagen
Akin Delahunt Kanjorski
Alexander DeLauro Kaptur
Allen Dent Keller
Altmire Diaz-Balart, M. Kennedy
Andrews Dicks Kildee
Arcuri Dingell Kilpatrick
Baca Doggett Kind
Bachmann Donnelly King (NY)
Baird Doolittle Kingston
Baker Drake Kirk
Baldwin Drake Klein (FL)
Barrett (SC) Dreier Kline (MN)
Barrow Duncan Knollenberg
Bartlett (MD) Ehlers Kucinich
Barton (TX) Ellison Kuhl (NY)
Bean Ellsworth LaHood
Becerra Emanuel Lamborn
Berkley Emerson Lampson
Berman Engel Langevin
Berry Eshoo Lantos
Biggert Etheridge Larsen (WA)
Bilbray Everett Larson (CT)
Bilirakis Fallin LaTourette
Bishop (GA) Farr Lee
Bishop (NY) Fattah Levin
Bishop (UT) Feeney Lewis (CA)
Blackburn Ferguson Lewis (GA)
Blumenauer Filner Lewis (KY)
Blunt Flake Linder
Boehner Forbes Lipinski
Bonner Fortenberry LoBiondo
Bono Fossella Loeb sack
Boozman Foxx Lofgren, Zoe
Boren Frank (MA) Lowey
Boswell Franks (AZ) Lucas
Boucher Frelinghuysen Lungren, Daniel
Boustany Gallegly E.
Boyd (FL) Gerlach Lynch
Boyda (KS) Giffords Mack
Braley (IA) Gilchrest Mahoney (FL)
Brown (SC) Gillibrand Maloney (NY)
Brown-Waite, Gillmor Manzullo
Ginny Gingrey Marchant
Buchanan Gohmert Markey
Burgess Gonzalez Marshall
Burton (IN) Goode Matheson
Butterfield Goodlatte Matsui
Buyer Gordon McCarthy (CA)
Calvert Granger McCarthy (NY)
Camp (MI) Green, Al McColium (MN)
Campbell (CA) Green, Gene McCotter
Cannon Hall (NY) McCreery
Cantor Hall (TX) McGovern
Capito Hare McHenry
Capps Harman McHugh
Capuano Hastings (FL) McIntyre
Cardoza Hastings (WA) McKeon
Carnahan Hayes McMorris
Carney Heller Rodgers
Carson Hensarling McNerney
Carter Herger McNulty
Castle Hersheth Meehan
Castor Higgins Meek (FL)
Chabot Hill Meeks (NY)
Chandler Hinchey Melancon
Clarke Hinojosa Mica
Clay Hirono Michaud
Cleaver Hobson Millender-
Clyburn Hodes McDonald
Coble Hoekstra Miller (FL)
Cohen Holden Miller (MI)
Cole (OK) Holt Miller (NC)
Conaway Honda Miller, Gary
Conyers Hooley Miller, George
Cooper Hoyer Mitchell
Costa Hulshof Mollohan
Costello Hunter Moore (KS)
Courtney Inglis (SC) Moore (WI)
Cramer Inslee Moran (KS)
Crenshaw Israel Moran (VA)
Crowley Issa Murphy (CT)
Cubin Jackson (IL) Murphy, Patrick
Cuellar Jackson-Lee (TX) Murphy, Tim
Cummings Jefferson Murtha
Davis (AL) Jindal Musgrave
Davis (CA) Johnson (GA) Myrick
Davis (IL) Johnson (IL) Nadler
Davis (KY) Johnson (IL) Neugebauer
Davis, David Johnson, E. B. Nunes
Davis, Lincoln Johnson, Sam Oberstar
Davis, Tom Jones (NC)

- Obey Royce Tauscher
Olver Roppersberger Taylor
Ortiz Rush Thompson (CA)
Pallone Ryan (OH) Thompson (MS)
Pascrell Ryan (WI) Thornberry
Pastor Salazar Tiaht
Paul Sali Tiberi
Payne Sanchez, Linda Tierney
Pearce T. Turner
Pelosi Sanchez, Loretta Udall (CO)
Pence Sarbanes Udall (NM)
Perlmutter Saxton Upton
Peterson (MN) Schakowsky Van Hollen
Peterson (PA) Schiff Velazquez
Petri Schmidt Visclosky
Pickering Schwartz Walberg
Kind Scott (GA) Walden (OR)
Pitts Scott (VA) Walsh (NY)
Platts Serrano Walz (MN)
Poe Sensenbrenner Wasserman
Pomeroy Sessions Schultz
Porter Price (GA) Shea-Porter Waters
Price (NC) Price (NC) Sherman Watson
Pryce (OH) Pryce (OH) Sherman Watson
Putnam Shimkus Watt
Radanovich Shuler Waxman
Rahall Shuster Weiner
Ramstad Sires Welch (VT)
Rangel Skelton Weldon (FL)
Regula Slaughter Weller
Rehberg Smith (NE) Westmoreland
Reichert Smith (NJ) Wexler
Renzi Smith (TX) Whitfield
Reyes Smith (WA) Wicker
Reynolds Snyder Wilson (NM)
Rodriguez Solis Wilson (OH)
Rogers (AL) Space Wilson (SC)
Rogers (KY) Spratt Wolf
Rogers (MI) Stark Woolsey
Rohrabacher Stearns Wu
Roskam Stupak Wynn
Ross Sullivan Young (AK)
Rothman Sutton
Roybal-Allard Tancredo

NAYS—3

- Garrett (NJ) King (IA) Shadegg

NOT VOTING—27

- Bachus Graves Ros-Lehtinen
Brady (PA) Grijalva Shays
Brady (TX) Gutierrez Simpson
Brown, Corrine Hastert Souder
Culberson Latham Tanner
Davis, Jo Ann McCaul (TX) Terry
Diaz-Balart, L. McDermott Towns
Edwards Neal (MA) Wamp
English (PA) Norwood Young (FL)

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said bill.

¶14.15 MOMENT OF SILENCE IN MEMORY OF THE LATE HONORABLE FATHER ROBERT DRINAN

The SPEAKER pro tempore, Mr. COURTNEY, announced that all Members stand and observe a moment of silence in memory of the late honorable Father Robert Drinan.

¶14.16 H.R. 49—UNFINISHED BUSINESS

The SPEAKER pro tempore, Mr. COURTNEY, pursuant to clause 8, rule XX, announced the further unfinished business to be the motion to suspend the rules and pass the bill (H.R. 49) to designate the facility of the United States Postal Service located at 1300 North Frontage Road West in Vail, Colorado, as the "Gerald R. Ford, Jr. Post Office Building".

The question being put,

Will the House suspend the rules and pass said bill?

The vote was taken by electronic device.

It was decided in the affirmative { Yeas ..... 409 Nays ..... 0

¶14.17 [Roll No. 59]

YEAS—409

- Abercrombie, Ackerman, Aderholt, Akin, Alexander, Allen, Altmire, Andrews, Arcuri, Baca, Bachmann, Baird, Baker, Baldwin, Barrett (SC), Barrow, Bartlett (MD), Barton (TX), Bean, Becerra, Berkley, Berman, Berry, Biggert, Bilbray, Bilirakis, Bishop (GA), Bishop (NY), Bishop (UT), Blackburn, Blumenauer, Blunt, Boehner, Bonner, Bono, Boozman, Boren, Boswell, Boucher, Boustany, Boyd (FL), Boyd (KS), Brady (TX), Braley (IA), Brown (SC), Brown-Waite, Buchanan, Burgess, Burton (IN), Butterfield, Buyer, Calvert, Camp (MI), Campbell (CA), Cannon, Cantor, Capito, Capps, Capuano, Cardoza, Carnahan, Carney, Carson, Carter, Castle, Castor, Chabot, Chandler, Clarke, Clay, Cleaver, Clyburn, Coble, Cohen, Cole (OK), Conaway, Conyers, Cooper, Costa, Costello, Courtney, Cramer, Crenshaw, Crowley, Cubin, Cuellar, Cummings

- Miller (MI), Miller (NC), Miller, Gary, Miller, George, Mitchell, Mollohan, Moore (KS), Moore (WI), Moran (KS), Moran (VA), Murphy (CT), Murphy, Patrick, Murphy, Tim, Murtha, Musgrave, Myrick, Nadler, Napolitano, Neugebauer, Nunes, Oberstar, Obeys, Oliver, Ortiz, Pallone, Pascrell, Pastor, Paul, Payne, Pearce, Pelosi, Pence, Perlmutter, Peterson (MN), Peterson (PA), Petri, Pickering, Pitts, Platts, Poe, Pomeroy, Porter, Price (GA), Price (NC), Pryce (OH), Putnam, Radanovich, Rahall, Ramstad, Rangel, Regula, Rehgberg, Reichert, Renzi, Reyes, Reynolds, Rodriguez, Rogers (AL), Rogers (KY), Rogers (MI), Rohrabacher, Roskam, Ross, Rothman, Roybal-Allard, Royce, Ruppertsberger, Rush, Ryan (OH), Ryan (WI), Salazar, Sali, Sanchez, Linda T., Sanchez, Loretta, Sarbanes, Saxton, Schakowsky, Schiff, Schmidt, Schwartz, Scott (GA), Scott (VA), Serrano, Sessions, Sestak, Shadegg, Shea-Porter, Sherman, Shimkus, Shuler, Shuster, Sires, Skelton, Slaughter, Smith (NE), Smith (NJ), Smith (TX), Smith (WA), Snyder, Solis

NOT VOTING—26

- Bachus, Grijalva, Gutierrez, Brown, Corrine, Culberson, Davis, Jo Ann, Diaz-Balart, L., Edwards, English (PA), Graves, Shays, Simpson, Souder, Tanner, Terry, Towns, Wamp, Young (FL)

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said bill.

¶14.18 H. RES. 82—UNFINISHED BUSINESS

The SPEAKER pro tempore, Mr. COURTNEY, pursuant to clause 8, rule XX, announced the further unfinished business to be the motion to suspend the rules and agree to said resolution (H. Res. 82) commending the University of Louisville Cardinals football team for their victory in the 2007 Orange Bowl; as amended.

The question being put,

Will the House suspend the rules and agree to said resolution, as amended?

The vote was taken by electronic device.

It was decided in the affirmative { Yeas ..... 408 Nays ..... 1

¶14.19 [Roll No. 60]

YEAS—408

- Abercrombie, Ackerman, Aderholt, Akin, Alexander, Allen, Altmire, Andrews, Arcuri, Baca, Bachmann, Baird, Baker, Baldwin, Barrett (SC), Barrow, Bartlett (MD), Bean, Becerra, Berkley, Berman, Berry, Biggert, Bilbray, Bilirakis, Bishop (GA), Bishop (NY), Bishop (UT), Blackburn, Blumenauer, Blunt, Boehner, Bonner, Bono, Boozman, Boren, Boswell, Boucher, Boustany, Boyd (FL), Boyd (KS), Brady (TX), Braley (IA), Brown (SC), Brown-Waite, Buchanan, Burgess, Burton (IN), Butterfield, Buyer, Calvert, Camp (MI), Campbell (CA), Cannon, Cantor, Capito, Capps, Capuano, Cardoza, Carnahan, Carney, Carson, Carter, Castle, Castor, Chabot, Chandler, Clarke, Clay, Cleaver, Clyburn, Coble, Cohen, Cole (OK), Conaway, Conyers, Cooper, Costa, Costello, Courtney, Cramer, Crenshaw, Crowley, Cubin, Cuellar, Cummings, Davis (AL), Davis (CA), Davis (IL), Davis (KY), Davis, David, Davis, Lincoln, Davis, Tom, Deal (GA), DeFazio, DeGette, Delahunt, DeLauro, Dent, Diaz-Balart, M., Dicks, Dingell, Doggett, Donnelly, Doolittle, Doyle, Drake, Dreier, Duncan, Ehlers, Ellison, Ellsworth, Emanuel, Emerson, Engel, Eshoo, Etheridge, Everrett, Fallon, Farr, Fattah, Feeney, Ferguson, Filner, Flake, Forbes, Fortenberry, Fossella, Fox, Frank (MA), Franks (AZ), Frelinghuysen, Gallegly, Garrett (NJ), Gerlach, Giffords, Gilchrest, Gillibrand, Gillmor, Gohmert, Gonzalez, Goode, Goodlatte, Gordon, Granger, Green, Al, Green, Gene, Hall (NY), Hall (TX), Hare, Harman, Hastings (FL), Hastings (WA), Hayes, Heller, Hensarling, Herger, Herseth, Higgins, Hill, Hinchey, Hinojosa, Hirono, Hobson, Hodes, Hoekstra, Holden, Holt, Honda, Hooley, Hoyer, Hulshof, Hunter, Inglis (SC), Inslee, Israel, Issa, Jackson (IL), Jackson-Lee (TX), Jefferson, Jindal, Johnson (GA), Johnson (IL), Johnson, E. B., Johnson, Sam, Jones (NC), Jones (OH), Jordan, Kagen, Kanjorski, Kaptur, Keller, Kennedy, Kildee, Kilpatrick, Kind, King (IA), King (NY), Kingston, Kirk, Klein (FL), Kline (MN), Knollenberg, Kucinich, Kuhl (NY), LaHood, Lamborn, Lampson, Langevin, Lantos, Larsen (WA), Larson (CT), LaTourette, Lee, Levin, Lewis (CA), Lewis (GA), Lewis (KY), Linder, Lipinski, LoBiondo, Loeback, Lofgren, Zoe, Lowey, Lucas, Lungren, Daniel E., Lynch, Mack, Mahoney (FL), Mahoney (NY), Manzullo, Marchant, Markey, Marshall, Matheson, Matsui, McCarthy (CA), McCarthy (NY), McCollum (MN), McCotter, McCreery, McGovern, McHenry, McHugh, McIntyre, McKeon, McMorris, Rodgers, McNerney, McNulty, Meehan, Meek (FL), Meeks (NY), Melancon, Mica, Michaud, Millender-McDonald, Miller (FL), Jones (NC), Jones (OH), Kagan, Kanjorski, Kaptur, Keller, Kennedy, Kildee, Kilpatrick, Kind, King (IA), King (NY), Kingston, Kirk, Klein (FL), Kline (MN), Knollenberg, Kucinich, Kuhl (NY), LaHood, Lamborn, Lampson, Langevin, Lantos, Larsen (WA), Larson (CT), LaTourette, Lee, Levin, Lewis (CA), Lewis (GA), Lewis (KY), Linder, Lipinski, LoBiondo, Loeback, Lofgren, Zoe, Lowey, Lucas, Lungren, Daniel E., Lynch, Mack, Mahoney (FL), Mahoney (NY), Manzullo, Marchant, Markey, Marshall, Matheson, Matsui, McCarthy (CA), McCarthy (NY), McCollum (MN), McCotter, McCreery, McGovern, McHenry, McHugh, McIntyre, McKeon, McMorris, Rodgers, McNerney, McNulty, Meehan, Meek (FL), Meeks (NY), Melancon, Mica, Michaud, Millender-McDonald, Miller (FL)

Nunes	Roybal-Allard	Tancredo
Oberstar	Royce	Tauscher
Obey	Ruppersberger	Taylor
Oliver	Rush	Thompson (CA)
Ortiz	Ryan (OH)	Thompson (MS)
Pallone	Ryan (WI)	Thornberry
Pascarell	Salazar	Tiahrt
Pastor	Sali	Tiberi
Paul	Sánchez, Linda	Tierney
Payne	T.	Turner
Pearce	Sanchez, Loretta	Udall (CO)
Pelosi	Sarbanes	Udall (NM)
Pence	Saxton	Upton
Perlmutter	Schakowsky	Van Hollen
Peterson (MN)	Schiff	Velázquez
Peterson (PA)	Schmidt	Visclosky
Petri	Schwartz	Walberg
Pickering	Scott (GA)	Walden (OR)
Pitts	Scott (VA)	Walsh (NY)
Platts	Sensenbrenner	Walz (MN)
Poe	Serrano	Wasserman
Pomeroy	Sessions	Schultz
Porter	Sestak	Waters
Price (GA)	Shadegg	Watson
Price (NC)	Shea-Porter	Watt
Pryce (OH)	Sherman	Waxman
Putnam	Shimkus	Weiner
Radanovich	Shuler	Welch (VT)
Rahall	Shuster	Weldon (FL)
Ramstad	Sires	Weller
Rangel	Skelton	Westmoreland
Regula	Slaughter	Wexler
Reichberg	Smith (NE)	Whitfield
Reichert	Smith (NJ)	Wicker
Renzi	Smith (TX)	Wilson (NM)
Reyes	Smith (WA)	Wilson (OH)
Reynolds	Snider	Wilson (SC)
Rodriguez	Solis	Wolf
Rogers (AL)	Space	Woolsey
Rogers (KY)	Spratt	Wu
Rogers (MI)	Stark	Wynn
Rohrabacher	Stearns	Yarmuth
Roskam	Stupak	Young (AK)
Ross	Sullivan	
Rothman	Sutton	

## NAYS—1

Barton (TX)

## NOT VOTING—26

Bachus	Grijalva	Shays
Brady (PA)	Gutierrez	Simpson
Brown, Corrine	Hastert	Souder
Culberson	Latham	Tanner
Davis, Jo Ann	McCaul (TX)	Terry
Diaz-Balart, L.	McDermott	Towns
Edwards	Neal (MA)	Wamp
English (PA)	Norwood	Young (FL)
Graves	Ros-Lehtinen	

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said resolution, as amended, was agreed to.

A motion to reconsider the vote whereby the rules were suspended and said resolution, as amended, was agreed to was, by unanimous consent, laid on the table.

## ¶14.20 RECESS—10:41 P.M.

The SPEAKER pro tempore, Mrs. CAPPs, pursuant to clause 12(a) of rule I, declared the House in recess at 10 o'clock and 41 minutes p.m., subject to the call of the Chair.

## ¶14.21 AFTER RECESS—11:02 P.M.

The SPEAKER pro tempore, Mrs. CAPPs, called the House to order.

## ¶14.22 ENROLLED BILL SIGNED

Mrs. Haas, Clerk of the House, reported and found truly enrolled a bill of the House of the following title, which was thereupon signed by the Speaker:

H.R. 188. An Act to provide a new effective date for the applicability of certain provisions of law to Public Law 105-331.

## ¶14.23 BILL PRESENTED TO THE PRESIDENT

Karren L. Haas, Clerk of the House reported that on January 25, 2007, she presented to the President of the United States, for his approval, the following bill.

H.R. 475. An Act to revise the composition of the House of Representatives Page Board to equalize the number of members representing the majority and minority parties and to include a member representing the parents of pages and a member representing former pages, and for other purposes.

## ¶14.24 LEAVE OF ABSENCE

By unanimous consent, leave of absence was granted—

To Mr. BACHUS, for today;  
To Mr. CULBERSON, for today;  
To Mr. EDWARDS, for today;  
To Mr. GUTIERREZ, for today;  
To Mr. MCDERMOTT, for today and balance of the week; and  
To Mr. HASTERT, for today and balance of the week.  
And then,

## ¶14.25 ADJOURNMENT

On motion of Mr. MURPHY of Connecticut, at 11 o'clock and 3 minutes p.m., the House adjourned.

## ¶14.26 REPORTS OF COMMITTEES ON PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XIII, reports of committees were delivered to the Clerk for printing and reference to the proper calendar, as follows:

Mr. GORDON of Tennessee: Committee on Science and Technology. House Concurrent Resolution 34. Resolution honoring the life of Percy Lavon Julian, a pioneer in the field of organic chemistry research and development and the first and only African American chemist to be inducted into the National Academy of Sciences (Rept. 110-4). Referred to the House Calendar.

Mr. GORDON of Tennessee: Committee on Science and Technology. House Resolution 59. Resolution supporting the goals and ideals of National Engineers Week, and for other purposes (Rept. 110-5). Referred to the House Calendar.

## ¶14.27 PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XII, public bills and resolutions were introduced and severally referred, as follows:

By Mr. GILLMOR (for himself, Mr. FRANK of Massachusetts, Mrs. MALONEY of New York, Mr. SCHIFF, Mrs. JONES of Ohio, Mr. DOYLE, Mr. GUTIERREZ, Ms. WATSON, Mr. SMITH of New Jersey, Mrs. MUSGRAVE, Mr. GEORGE MILLER of California, Mr. GOODE, Mr. ALEXANDER, Mr. FARR, Mr. GRIJALVA, Mr. HOLDEN, Mr. FORTENBERRY, Mr. LAHOOD, Mr. SALAZAR, Mr. MCGOVERN, Mr. AL GREEN of Texas, Mr. PRICE of North Carolina, Mr. PETERSON of Minnesota, Ms. FALLIN, Ms. CASTOR, Mr. UDALL of Colorado, Mr. CHANDLER, Mr. LAMBORN, Ms. CARSON, Mr. HODES, and Ms. SCHAKOWSKY):

H.R. 698. A bill to amend the Federal Deposit Insurance Act to establish industrial bank holding company regulation, and for other purposes; to the Committee on Financial Services.

By Mr. AKIN (for himself, Mr. FRANKS of Arizona, Mr. GINGREY, Mr. RAMSTAD, Mr. COLE of Oklahoma, Mrs. JO ANN DAVIS of Virginia, Mr. BURTON of Indiana, Mr. MILLER of Florida, Mr. MCKEON, Mr. NORWOOD, Mr. MCCOTTER, Mr. SENSENBRENNER, Mr. FOSSELLA, Mr. TOM DAVIS of Virginia, Mr. GOODE, Mr. HENSARLING, Mrs. MYRICK, Ms. GINNY BROWN-WAITE of Florida, Mr. MCHUGH, Mr. TIAHRT, Mr. RADANOVICH, Mr. PITTS, Mr. JORDAN, Mr. PENCE, Mr. BURGESS, Mr. REYNOLDS, Mr. DAVID DAVIS of Tennessee, Mr. MARIO DIAZ-BALART of Florida, Mr. HERGER, Mr. GARY G. MILLER of California, Mr. GERLACH, Mr. LAMBORN, Mr. GARRETT of New Jersey, Mr. CHABOT, Mr. BOOZMAN, Mr. SALI, Mr. BAKER, Mr. WILSON of South Carolina, Mrs. BLACKBURN, Mr. BACHUS, Mr. STEARNS, Mrs. CAPITO, Mr. BARTON of Texas, Mr. SAXTON, Mr. WELDON of Florida, Mr. RENZI, Mr. HUNTER, Mr. ROGERS of Michigan, Mrs. DRAKE, Mr. PEARCE, Mr. LATHAM, Mr. DAVIS of Kentucky, Mr. JONES of North Carolina, Mr. KINGSTON, Mr. FORTUÑO, Mr. WAMP, Mrs. EMERSON, and Mr. BISHOP of Georgia):

H.R. 699. A bill to amend title 28, United States Code, with respect to the jurisdiction of Federal courts over certain cases and controversies involving the Pledge of Allegiance; to the Committee on the Judiciary.

By Mr. MCNERNEY (for himself and Mrs. TAUSCHER):

H.R. 700. A bill to amend the Federal Water Pollution Control Act to extend the pilot program for alternative water source projects; to the Committee on Transportation and Infrastructure.

By Mr. KIRK (for himself, Mr. LARSEN of Washington, Mrs. DAVIS of California, Mr. WHITFIELD, Mr. ORTIZ, Mr. ABERCROMBIE, Mr. GUTIERREZ, Mr. COSTELLO, Mr. INSLEE, Mr. MCHUGH, Mr. GONZALEZ, Mr. ISSA, Ms. NORTON, Ms. HIRONO, Mrs. TAUSCHER, Mr. REHBERG, Mr. SAXTON, Mr. REYES, Mr. MCINTYRE, Mr. TAYLOR, Mr. LOBIONDO, Mr. FILNER, and Mr. GRIJALVA):

H.R. 701. A bill to amend the impact aid program under the Elementary and Secondary Education Act of 1965 to improve the delivery of payments under the program to local educational agencies; to the Committee on Education and Labor.

By Mr. CUELLAR:

H.R. 702. A bill to authorize any alien who has been issued a valid machine-readable biometric border crossing identification card to be temporarily admitted into the United States upon successfully completing a background check; to the Committee on the Judiciary.

By Mr. BARTON of Texas (for himself, Mr. DINGELL, Mr. HASTERT, Mr. STUPAK, and Mr. WHITFIELD):

H.R. 703. A bill to authorize the Department of Energy to oversee certain safety, security, and health functions of the National Nuclear Security Administration, and for other purposes; to the Committee on Energy and Commerce, and in addition to the Committee on Armed Services, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. BILIRAKIS:

H.R. 704. A bill to amend title 38, United States Code, to reduce from age 57 to age 55 the age after which the remarriage of the surviving spouse of a deceased veteran shall not result in termination of dependency and indemnity compensation otherwise payable to that surviving spouse; to the Committee on Veterans' Affairs.

By Mr. BUTTERFIELD:

H.R. 705. A bill to provide for the issuance of a commemorative postage stamp in honor of George Henry White; to the Committee on Oversight and Government Reform.

By Mrs. DAVIS of California (for herself, Ms. WATSON, Mr. SERRANO, Ms. MATSUI, Ms. LEE, Mr. SCHIFF, Mr. FARR, Mr. STARK, Ms. ZOE LOFGREN of California, Mr. BACA, Ms. SCHAKOWSKY, Mr. KUCINICH, Mrs. TAUSCHER, Mr. BECERRA, Ms. SOLIS, Mrs. NAPOLITANO, Mr. GEORGE MILLER of California, Ms. WOOLSEY, Mr. FILNER, Mr. WAXMAN, and Mrs. CAPPs):

H.R. 706. A bill to redesignate the facility of the United States Postal Service located at 2777 Logan Avenue in San Diego, California, as the "Cesar E. Chavez Post Office"; to the Committee on Oversight and Government Reform.

By Mr. DEAL of Georgia:

H.R. 707. A bill to establish the Mountaintown National Scenic Area in the Chattahoochee National Forest, Georgia, and to designate additional National Forest System land in the State of Georgia as components of the National Wilderness Preservation System; to the Committee on Natural Resources, and in addition to the Committee on Agriculture, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. ENGLISH of Pennsylvania:

H.R. 708. A bill to amend United States trade laws to address more effectively import crises, and for other purposes; to the Committee on Ways and Means, and in addition to the Committee on Rules, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. GALLEGGLY:

H.R. 709. A bill to amend title II of the Social Security Act to restrict totalization agreements between the United States and other countries to providing for appropriate exchange of Social Security taxes or contributions between the parties to such agreements, and to prohibit crediting of individuals under such title with earnings from employment or self-employment in the United States performed while such individuals are not citizens, nationals, or lawful permanent residents of the United States and are not authorized by law to be employed in the United States; to the Committee on Ways and Means.

By Mr. NORWOOD (for himself and Mr. INSLEE):

H.R. 710. A bill to amend the National Organ Transplant Act to clarify that kidney paired donation does not involve the transfer of a human organ for valuable consideration; to the Committee on Energy and Commerce.

By Mr. PETRI (for himself and Ms. MATSUI):

H.R. 711. A bill to amend the Elementary and Secondary Education Act of 1965 to ensure that participants in the Troops to Teachers program may teach at a range of eligible schools; to the Committee on Education and Labor, and in addition to the Committee on Armed Services, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. SKELTON (for himself and Mr. HUNTER):

H.R. 712. A bill to amend the Military Construction Authorization Act for Fiscal Year 2007 to correct an error in the enrollment of the law that resulted in the omission of two Army construction and land acquisition

projects authorized in the conference report (House Report 109-702), and for other purposes; to the Committee on Armed Services.

By Ms. SLAUGHTER (for herself and Mr. REYNOLDS):

H.R. 713. A bill to establish the Niagara Falls National Heritage Area in the State of New York, and for other purposes; to the Committee on Natural Resources.

By Mr. THOMPSON of California (for himself, Mr. BOSWELL, Mr. LINCOLN DAVIS of Tennessee, Ms. HARMAN, Mr. MOORE of Kansas, Mr. PATRICK MURPHY of Pennsylvania, Ms. BEAN, Mr. BOYD of Florida, Mr. CARDOZA, Mr. CHANDLER, Mr. COSTA, Ms. HERSETH, Mr. HILL, Mr. MELANCON, Mr. MICHAUD, Mr. POMEROY, Mr. SALAZAR, Mr. SHULER, Mr. TANNER, Mr. TAYLOR, and Mr. ROSS):

H.R. 714. A bill to establish reporting requirements relating to funds made available for military operations in Iraq or the reconstruction of Iraq, and for other purposes; to the Committee on Armed Services, and in addition to the Committee on Foreign Affairs, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Ms. WOOLSEY (for herself, Mr. ORTIZ, Mr. BURTON of Indiana, Mr. MCNULTY, Mr. WATT, Ms. BORDALLO, Ms. LEE, Mr. GRIJALVA, Mr. BOSWELL, Mrs. CAPPs, Mr. REYES, Mr. MCCOTTER, Mr. BOUCHER, Mrs. DAVIS of California, Ms. ROS-LEHTINEN, Mr. HASTINGS of Florida, Mrs. CAPITO, Mr. SCHIFF, Mr. TIERNEY, Mr. MCINTYRE, Mr. KILDEE, Ms. KAPTUR, Mr. COOPER, Ms. HARMAN, Mr. SCOTT of Georgia, Mr. GUTIERREZ, Ms. HOOLEY, Mr. MEEKS of New York, Ms. ZOE LOFGREN of California, Mr. BERMAN, and Mr. CUMMINGS):

H.R. 715. A bill to provide funding for programs at the National Institute of Environmental Health Sciences regarding breast cancer in younger women, and for other purposes; to the Committee on Energy and Commerce.

By Ms. WOOLSEY:

H.R. 716. A bill to amend the Reclamation Wastewater and Groundwater Study and Facilities Act to authorize the Secretary of the Interior to participate in the Santa Rosa Urban Water Reuse Plan; to the Committee on Natural Resources.

By Mr. WU:

H.R. 717. A bill to encourage partnerships between community colleges and four-year colleges and universities; to the Committee on Education and Labor.

By Mr. OBEY:

H.J. Res. 20. A joint resolution making further continuing appropriations for the fiscal year 2007, and for other purposes; to the Committee on Appropriations.

By Ms. LEE (for herself, Mr. ALLEN, Mr. BERMAN, Mr. BISHOP of New York, Mr. BLUMENAUER, Mr. BRADY of Pennsylvania, Mr. CAPUANO, Ms. CARSON, Mr. CONYERS, Mr. CROWLEY, Mr. DEFazio, Mr. FARR, Mr. FATTAH, Mr. FRANK of Massachusetts, Mr. GRIJALVA, Mr. HARE, Mr. HONDA, Ms. HOOLEY, Ms. JACKSON-LEE of Texas, Mr. KUCINICH, Mrs. MALONEY of New York, Ms. MATSUI, Mr. MCGOVERN, Mr. MEEHAN, Mr. MICHAUD, Ms. MOORE of Wisconsin, Mr. NADLER, Mr. PRICE of North Carolina, Mr. ROTHMAN, Ms. SCHAKOWSKY, Mr. SCHIFF, Ms. SCHWARTZ, Mr. STARK, Mr. WAXMAN, and Ms. WOOLSEY):

H. Con. Res. 46. Concurrent resolution declaring that it is the policy of the United States not to establish any military installation or base for the purpose of providing for

the permanent stationing of United States Armed Forces in Iraq and not to exercise United States control of the oil resources of Iraq; to the Committee on Foreign Affairs, and in addition to the Committee on Armed Services, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. CROWLEY (for himself, Mr. KNOLLENBERG, Mr. PALLONE, Mr. SCHIFF, Mr. RADANOVICH, Mrs. MALONEY of New York, Ms. MCCOLLUM of Minnesota, Mr. COSTA, Mr. CONYERS, Mr. GRIJALVA, Ms. BERKLEY, Mr. NEAL of Massachusetts, Mr. LIPINSKI, Mr. CAPUANO, Ms. WATSON, Mr. KIRK, Mr. WEINER, Mr. STARK, Mr. MCGOVERN, Mrs. CAPPs, Mr. ROTHMAN, Mr. LOBIONDO, Mr. MCNULTY, and Mr. PORTER):

H. Res. 102. A resolution condemning the assassination of human rights advocate and outspoken defender of freedom of the press, Turkish-Armenian journalist Hrant Dink on January 19, 2007; to the Committee on Foreign Affairs.

By Mr. REGULA:

H. Res. 103. A resolution congratulating the Mount Union College Purple Raiders for winning the 2006 NCAA Division III Football National Championship; to the Committee on Education and Labor.

By Mr. RYAN of Ohio (for himself, Ms. SUTTON, Mr. KUCINICH, Mr. WILSON of Ohio, Ms. KAPTUR, Mr. SPACE, Mr. HOBSON, Mrs. JONES of Ohio, Mrs. SCHMIDT, and Ms. PRYCE of Ohio):

H. Res. 104. A resolution honoring and recognizing the life and accomplishments of the late Tom Mooney, president of the Ohio Federation of Teachers; to the Committee on Education and Labor.

#### ¶14.28 MEMORIALS

Under clause 3 of rule XII, memorials were presented and referred as follows:

1. The SPEAKER presented a memorial of the House of Representatives of the State of Louisiana, relative to House Resolution No. 6 memorializing the Congress of the United States to take such actions as are necessary to create a federal catastrophe fund; to the Committee on Financial Services.

2. Also, a memorial of the Legislature of the State of Louisiana, relative to Senate Concurrent Resolution No. 16 commending and memorializing the Congress of the United States for passing the Domenici-Landrieu Gulf of Mexico Energy Security Act of 2006 providing for sharing of federal offshore oil and gas revenue with Louisiana for coastal protection and restoration, and congratulating the members of the Louisiana congressional delegation upon their successful efforts in the passage of this legislation; to the Committee on Natural Resources.

3. Also, a memorial of the Legislature of the State of Louisiana, relative to Senate Concurrent Resolution No. 23 memorializing the Congress of the United States to adopt the Constitution Restoration Act, to limit the jurisdiction of the federal courts and preserve the right to the states and to the people to acknowledge God and resolve the issue of improper judicial intervention in matters relating to the acknowledgment of God, all as authorized by Article III, Section 2, of the United States Constitution; to the Committee on the Judiciary.

4. Also, a memorial of the Legislature of the State of Louisiana, relative to Senate Concurrent Resolution No. 13 memorializing the Congress of the United States to authorize Louisiana to lease closed interstate rest areas to private entities in order to provide

services and products helpful or desirable to interstate travelers; to the Committee on Transportation and Infrastructure.

#### ¶14.29 ADDITIONAL SPONSORS

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

H.R. 11: Ms. GIFFORDS.  
 H.R. 23: Ms. LINDA T. SÁNCHEZ of California, Mr. WEXLER, Mr. MOORE of Kansas, Mr. MICHAUD, Mr. WAMP, Mrs. DAVIS of California, and Mr. TIM MURPHY of Pennsylvania.  
 H.R. 42: Ms. KILPATRICK and Mr. CUELLAR.  
 H.R. 43: Mr. HASTINGS of Florida, Mr. LEWIS of Georgia, Mr. COHEN, Mr. TOWNS, Mr. MCGOVERN, Mr. CONYERS, Ms. SCHAKOWSKY, and Mr. GRIJALVA.  
 H.R. 44: Mr. JOHNSON of Georgia, Mr. BISHOP of New York, Ms. CARSON, Ms. SCHAKOWSKY, and Mr. PAYNE.  
 H.R. 45: Mr. HASTINGS of Florida, Mr. RUSH, Mr. STARK, Ms. WOOLSEY, Mr. PAYNE, and Mr. KUCINICH.  
 H.R. 65: Ms. DEGETTE, Mr. HOLDEN, and Mr. JEFFERSON.  
 H.R. 100: Mr. HARE, Ms. WOOLSEY, Mr. MARKEY, and Mr. LEWIS of Georgia.  
 H.R. 137: Mr. JOHNSON of Georgia, Mr. ALTMIRE, Ms. KILPATRICK, Mr. THOMPSON of Mississippi, Mr. GARRETT of New Jersey, Mr. GONZALEZ, Mr. BUCHANAN, and Mr. SPRATT.  
 H.R. 156: Mr. ENGLISH of Pennsylvania.  
 H.R. 169: Mr. NORWOOD.  
 H.R. 172: Mr. CLAY.  
 H.R. 180: Mr. MCDERMOTT, Mr. GONZALEZ, Mr. DOGGETT, and Mr. SCHIFF.  
 H.R. 191: Mr. NORWOOD.  
 H.R. 237: Mr. STUPAK.  
 H.R. 241: Mr. PETRI.  
 H.R. 251: Mrs. CUBIN and Mr. GORDON.  
 H.R. 269: Mr. KLINE of Minnesota, Mr. GORDON, and Mr. HALL of Texas.  
 H.R. 271: Mr. POE.  
 H.R. 312: Mr. ENGLISH of Pennsylvania.  
 H.R. 321: Mr. BROWN of South Carolina, Mr. ROGERS of Alabama, Mr. EHLERS, Mr. NORWOOD, and Mr. UPTON.  
 H.R. 328: Ms. JACKSON-LEE of Texas, Ms. WATSON, Mr. VAN HOLLEN, Mr. BERMAN, Mr. FATTAH, Mr. KENNEDY, and Mr. HARE.  
 H.R. 333: Mr. GOODE, Mr. CUELLAR, Mr. MOORE of Kansas, Ms. HOOLEY, Mr. GEORGE MILLER of California, Mr. FRANK of Massachusetts, and Mr. GORDON.  
 H.R. 346: Mr. KLINE of Minnesota.  
 H.R. 352: Mr. KUCINICH.  
 H.R. 358: Mr. ABERCROMBIE, Mr. HOBSON, Mr. FOSSELLA, Mr. ENGLISH of Pennsylvania, Mr. MAHONEY of Florida, and Mr. HOLT.  
 H.R. 362: Mr. DAVIS of Alabama, Ms. JACKSON-LEE of Texas, and Mr. WEXLER.  
 H.R. 363: Mr. DAVIS of Alabama, Ms. JACKSON-LEE of Texas, and Mr. WEXLER.  
 H.R. 365: Mr. HILL, Mr. LOEBSACK, Mr. HARE, Mr. ARCURI, Mr. SPACE, Mr. COHEN, Mr. TIAHRT, Ms. MATSUI, Mr. ENGLISH of Pennsylvania, Mr. ABERCROMBIE, and Mr. ELLSWORTH.  
 H.R. 402: Mr. ENGLISH of Pennsylvania and Mr. MCCOTTER.  
 H.R. 403: Mr. HALL of New York and Ms. SCHAKOWSKY.  
 H.R. 406: Ms. MATSUI and Mr. BLUMENAUER.  
 H.R. 413: Mr. SERRANO.  
 H.R. 418: Mr. PAYNE.  
 H.R. 419: Mr. MORAN of Kansas and Mr. WICKER.  
 H.R. 423: Mrs. MCCARTHY of New York, Mr. KING of New York, Mr. SMITH of New Jersey, Ms. WOOLSEY, Mr. ISSA, and Mr. POE.  
 H.R. 446: Ms. SHEA-PORTER and Mr. MCNULTY.  
 H.R. 455: Mrs. MALONEY of New York, Mr. CAPUANO, and Ms. JACKSON-LEE of Texas.  
 H.R. 457: Mr. BURGESS.  
 H.R. 460: Mr. GRIJALVA, Ms. JACKSON-LEE of Texas, Mr. GEORGE MILLER of California, and Mr. COHEN.

H.R. 464: Mr. CLEAVER.  
 H.R. 493: Mr. WU, Mr. LANGEVIN, Mrs. MCCARTHY of New York, Mr. BERRY, Mr. CLAY, Mr. HIGGINS, Mrs. LOWEY, Mr. HARE, Mr. SPRATT, Mr. MCDERMOTT, Ms. LINDA T. SÁNCHEZ of California, Ms. DELAURO, Mr. MOORE of Kansas, Mr. PAYNE, Mr. BERMAN, and Mr. LEVIN.  
 H.R. 502: Ms. JACKSON-LEE of Texas and Mr. JEFFERSON.  
 H.R. 509: Mrs. EMERSON and Mr. GERLACH.  
 H.R. 511: Mr. BILIRAKIS, Mr. RENZI, Mrs. CUBIN, Mr. LAMBORN, and Mr. RADANOVICH.  
 H.R. 518: Mrs. JO ANN DAVIS of Virginia.  
 H.R. 521: Mr. GEORGE MILLER of California, Mr. ENGEL, Mr. CONYERS, Ms. KAPTUR, Mr. HINCHEY, Mr. JONES of North Carolina, Ms. WOOLSEY, Mrs. DRAKE, Mr. INSLEE, Mr. HINOJOSA, Mr. HONDA, Mr. KANJORSKI, Mr. MILLER of Florida, Mr. ORTIZ, Mr. FILNER, Mr. VAN HOLLEN, Mr. PAYNE, Mr. TOWNS, Mr. CUMMINGS, Mr. CLYBURN, Mr. DINGELL, Mr. SNYDER, Mrs. CHRISTENSEN, Mr. SKELTON, Ms. KILPATRICK, Ms. BERKLEY, Ms. SUTTON, Ms. CORRINE BROWN of Florida, Mr. KILDEE, Ms. SOLIS, Mr. LINCOLN DAVIS of Tennessee, Mrs. CAPPAS, Mr. SMITH of New Jersey, Ms. BORDALLO, Mr. SERRANO, Mrs. LOWEY, Ms. EDDIE BERNICE JOHNSON of Texas, Mr. MCGOVERN, Mr. BRALEY of Iowa, Mr. KUCINICH, Mr. AL GREEN of Texas, Mr. UDALL of Colorado, Mr. STUPAK, Mr. TAYLOR, Mr. SMITH of Washington, Mr. LYNCH, Ms. ESHOO, Mr. COHEN, Ms. CARSON, Mr. BUYER, Mr. MARKEY, Mr. FATTAH, Ms. LORETTA SÁNCHEZ of California, Mr. LEWIS of Georgia, and Mr. WAXMAN.  
 H.R. 526: Ms. ZOE LOFGREN of California.  
 H.R. 545: Ms. HOOLEY, Mr. MCINTYRE, Mr. MATHESON, Ms. WATSON, Mr. CAMP of Michigan, Mr. BACA, Mr. BLUMENAUER, Mr. UDALL of Colorado, Mr. RENZI, Mr. THOMPSON of California, Mr. KENNEDY, Mr. BOREN, Mr. OBERSTAR, Mr. WU, Mr. GEORGE MILLER of California, Mr. GRIJALVA, Mrs. McMORRIS RODGERS, Mr. CALVERT, Mrs. BONO, Ms. HERSETH, Ms. MCCOLLUM of Minnesota, and Mr. MORAN of Virginia.  
 H.R. 547: Mr. HALL of Texas, Mr. LAMPSON, Mr. INGLIS of South Carolina, Mr. COHEN, Ms. MATSUI, Ms. HOOLEY, Ms. GIFFORDS, Ms. JACKSON-LEE of Texas, and Mr. CHANDLER.  
 H.R. 551: Mr. CULBERSON.  
 H.R. 556: Mrs. MCCARTHY of New York, Mr. MATHESON, and Mr. THOMPSON of Mississippi.  
 H.R. 566: Ms. SCHAKOWSKY, Ms. WATSON, Mrs. JONES of Ohio, Mr. MEEKS of New York, and Mr. DAVIS of Illinois.  
 H.R. 569: Mr. EHLERS and Mr. MCCOTTER.  
 H.R. 582: Mr. KUCINICH.  
 H.R. 590: Mr. SOUDER and Mr. UPTON.  
 H.R. 592: Mr. PALLONE, Mr. KUCINICH, and Ms. SUTTON.  
 H.R. 608: Mr. FERGUSON and Mr. FOSSELLA.  
 H.R. 620: Mr. SCHIFF, Mr. MORAN of Virginia, Ms. ZOE LOFGREN of California, Mr. CLEAVER, Mr. PAYNE, Mr. BUTTERFIELD, Mr. MEEHAN, Ms. WOOLSEY, Mr. FARR, and Mrs. MALONEY of New York.  
 H.R. 627: Mr. JOHNSON of Georgia and Mr. ABERCROMBIE.  
 H.R. 632: Mr. CALVERT, Mr. JOHNSON of Georgia, Ms. JACKSON-LEE of Texas, Mr. LINCOLN DIAZ-BALART of Florida, and Mr. JEFFERSON.  
 H.R. 633: Mr. BISHOP of New York.  
 H.R. 636: Mr. HENSARLING, Mr. SOUDER, Mr. MANZULLO, and Mr. LINCOLN DIAZ-BALART of Florida.  
 H.R. 649: Mr. SMITH of New Jersey, Mr. PAYNE, Mr. BRADY of Pennsylvania and Mr. ACKERMAN.  
 H.R. 650: Mr. ENGLISH of Pennsylvania.  
 H.R. 651: Mr. ENGLISH of Pennsylvania and Mr. HAYES.  
 H.R. 652: Mr. ENGLISH of Pennsylvania, Mr. SOUDER, Mr. JONES of North Carolina, and Mr. BILIRAKIS.  
 H.R. 661: Mr. SPRATT, Mr. LANGEVIN, Mr. ENGEL, Mr. ENGLISH of Pennsylvania, Mr.

KUCINICH, Ms. HIRONO, Ms. SCHAKOWSKY, Mr. MOORE of Kansas, Ms. LINDA T. SÁNCHEZ of California, and Mr. COHEN.

H.R. 676: Mr. HASTINGS of Florida, Mr. NADLER, Ms. WATERS, and Mrs. MALONEY of New York.

H.R. 677: Mr. STARK, Ms. HIRONO, Mr. KANJORSKI, Ms. LINDA T. SÁNCHEZ of California, Mr. KUCINICH, and Mr. PAYNE.

H.R. 684: Mr. LANGEVIN and Mr. WEXLER.  
 H.R. 692: Mr. ROGERS of Michigan, Ms. SCHAKOWSKY, and Mr. POE.

H.R. 695: Mr. GERLACH, Mr. GUTIERREZ, Mr. CROWLEY, Mr. HODES, Mr. NADLER, Mr. SARBANES, Mr. TAYLOR, Mr. CONYERS, and Ms. SUTTON.

H.J. Res. 14: Mr. VISCLOSKEY and Mr. OLVER.  
 H.J. Res. 15: Mr. WU and Mr. WALDEN of Oregon.

H. Con. Res. 5: Mrs. MCCARTHY of New York, Mr. KUCINICH, Mrs. CHRISTENSEN, Mr. SCOTT of Virginia, Mr. MAHONEY of Florida, Mrs. DAVIS of California, Mr. TIM MURPHY of Pennsylvania, Mr. ORTIZ, Mr. BOOZMAN, Ms. CORRINE BROWN of Florida, Mr. HARE, Mr. WALZ of Minnesota, Ms. HERSETH, and Mr. BACA.

H. Con. Res. 7: Mrs. DAVIS of California and Mr. DOGGETT.

H. Con. Res. 9: Ms. SHEA-PORTER, Mr. SCHIFF, and Mr. RUSH.

H. Con. Res. 20: Ms. JACKSON-LEE of Texas and Mr. TIM MURPHY of Pennsylvania.

H. Con. Res. 24: Ms. JACKSON-LEE of Texas and Mr. MCDERMOTT.

H. Con. Res. 26: Ms. JACKSON-LEE of Texas, Mr. MCDERMOTT, Mr. LEWIS of Georgia, Mr. HINCHEY, Mr. BUTTERFIELD, Mr. BRADY of Pennsylvania, and Ms. SCHAKOWSKY.

H. Con. Res. 27: Mr. MCDERMOTT, Mr. BUTTERFIELD, Mr. JOHNSON of Georgia, Mr. NORWOOD, Mr. WESTMORELAND, Ms. DELAURO, Ms. JACKSON-LEE of Texas, and Mr. GRIJALVA.

H. Con. Res. 30: Mr. ELLISON.

H. Con. Res. 34: Mr. FATTAH.

H. Con. Res. 35: Mr. AL GREEN of Texas, Mr. HASTINGS of Florida, Mr. PAYNE, Ms. MOORE of Wisconsin, Mr. DAVIS of Alabama, and Mr. RUSH.

H. Res. 41: Mr. MICHAUD, Mr. COHEN, and Mr. THOMPSON of Mississippi.

H. Res. 59: Ms. HIRONO, Ms. SUTTON, and Mr. ROHRBACHER.

H. Res. 64: Mr. HONDA.

H. Res. 67: Mr. MCNULTY and Mr. HINCHEY.

H. Res. 69: Mr. DUNCAN, Mr. KINGSTON, Mr. PORTER, Mr. COLE of Oklahoma, Mr. JOHNSON of Illinois, Mr. PENCE, Mr. HENSARLING, Mr. WELDON of Florida, Mrs. BIGGERT, Mr. BRADY of Texas, Mr. WAMP, Mr. DAVID DAVIS of Tennessee, Mr. JONES of North Carolina, Mr. BOYD of Florida, Mr. DAVIS of Kentucky, Mr. POE, Mr. BOOZMAN, Mr. FORBES, Mr. REHBERG, Mr. HALL of Texas, Mr. CRENSHAW, Mr. CARTER, Mr. BARRETT of South Carolina, Mr. HUNTER, Mr. GRAVES, Mr. WILSON of South Carolina, Ms. FOX, Mr. PRICE of Georgia, Mr. BOUSTANY, Mr. KUHL of New York, Mr. PETRI, Mr. BONNER, Mr. MCHENRY, Mr. WESTMORELAND, Mr. LEWIS of Kentucky, Mr. BROWN of South Carolina, Mr. KLINE of Minnesota, Mr. HASTERT, Mr. WALDEN of Oregon, Mr. NORWOOD, Mr. GOODE, Mr. HASTINGS of Washington, Mr. ENGLISH of Pennsylvania, Mr. MURTHA, Mr. BOUCHER, Mr. WATT, Ms. KILPATRICK, Mr. MCINTYRE, Mr. COBLE, Mrs. MYRICK, and Mr. MCCOTTER.

H. Res. 79: Mr. KUHL of New York and Mr. ORTIZ.

H. Res. 87: Mr. WICKER, Mr. FORTUÑO, Mr. ROGERS of Michigan, and Mr. UPTON.

H. Res. 90: Mr. THOMPSON of Mississippi, Ms. SCHAKOWSKY, Mrs. CHRISTENSEN, Mr. UPTON, Mr. CUMMINGS, Ms. LEE, Mr. HILL, Mr. GONZALEZ, Mr. ELLISON, Ms. MILLENDER-MCDONALD, Mr. MEEKS of New York, Mr. TOWNS, Mr. RUSH, Mr. ENGLISH of Pennsylvania, Mrs. JONES of Ohio, Mr. CONYERS, Ms.

WOOLSEY, Mr. HOLT, Ms. JACKSON-LEE of Texas, Mr. RANGEL, Mr. FATTAH, Mr. AL GREEN of Texas, Mr. DINGELL, Mr. GUTIERREZ, Ms. CLARKE, Mr. JACKSON of Illinois, Mr. MOORE of Kansas, Mr. VISLOSKY, Mr. WYNN, Mr. MITCHELL, Mr. HASTINGS of Florida, Mr. KILDEE, Ms. NORTON, Mr. VAN HOLLEN, Mr. MEEK of Florida, Ms. CORRINE BROWN of Florida, Mr. PENCE, Ms. WASSERMAN SCHULTZ, and Mr. BURTON of Indiana.

H. Res. 94: Mr. FRANK of Massachusetts.

H. Res. 101: Mrs. MCCARTHY of New York, Mr. ELLISON, Mr. PALLONE, Mrs. JONES of Ohio, Mrs. TAUSCHER, Mr. McDERMOTT, Mr. HINCHEY, Ms. WATSON, Mr. ROTHMAN, and Mr. ISRAEL.

## TUESDAY, JANUARY 30, 2007 (15)

### ¶15.1 APPOINTMENT OF SPEAKER PRO TEMPORE

The House was called to order at 10:30 a.m. by the SPEAKER pro tempore, Mr. MEEKS of New York, who laid before the House the following communication:

WASHINGTON, DC,  
January 30, 2007.

I hereby appoint the Honorable GREGORY W. MEEKS to act as Speaker pro tempore on this day.

NANCY PELOSI,  
*Speaker of the House of Representatives.*

Whereupon, pursuant to the order of the House of January 4, 2007, Members were recognized for morning-hour debate.

### ¶15.2 RECESS—10:45 A.M.

The SPEAKER pro tempore, Mr. MEEKS of New York, pursuant to clause 12(a) of rule I, declared the House in recess at 10 o'clock and 45 minutes a.m., until noon.

### ¶15.3 AFTER RECESS—NOON

The SPEAKER called the House to order.

### ¶15.4 APPROVAL OF THE JOURNAL

The SPEAKER, announced she had examined and approved the Journal of the proceedings of Monday, January 29, 2007.

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

### ¶15.5 COMMUNICATIONS

Executive and other communications, pursuant to clause 8, rule XII, were referred as follows:

470. A letter from the Secretary, Department of Health and Human Services, transmitting a report on the Fiscal Years 2002-2004 Family Violence Prevention and Services Act Program, pursuant to 42 U.S.C. 10405; to the Committee on Education and Labor.

471. A letter from the Inspector General, U.S. House of Representatives, transmitting the results of an audit of the U.S. House of Representatives' annual financial statements for the year ending December 31, 2005; to the Committee on House Administration.

472. A letter from the Staff Director, Commission on Civil Rights, transmitting notification that the Commission recently appointed members to the Arizona Advisory Committee; to the Committee on the Judiciary.

473. A letter from the Assistant Secretary for the Army for Civil Works, Department of

Defense, transmitting an interim report on the status of the comprehensive plan examining the deauthorization of the Mississippi River-Gulf Outlet (MRGO), pursuant to Public Law 109-234; to the Committee on Transportation and Infrastructure.

474. A letter from the Director, Legislative Affairs, Office of the Director of National Intelligence, transmitting the Office's report entitled, "An Overview of the United States Intelligence Community"; to the Committee on Intelligence (Permanent Select).

### ¶15.6 UNITED STATES GROUP OF THE NATO PARLIAMENTARY ASSEMBLY

The SPEAKER pro tempore, Ms. SCHAKOWSKY, announced that the Speaker, pursuant to 22 United States Code 1928a, and the order of the House of January 4, 2007, appointed the following Members of the House to the United States Group of the NATO Parliamentary Assembly: Messrs. GILLMOR, REGULA, BOOZMAN, and SHIMKUS.

*Ordered,* That the Clerk notify the Senate of the foregoing appointments.

### ¶15.7 DEMOCRACY ASSISTANCE COMMISSION

Mr. LANTOS moved to suspend the rules and agree to the following resolution (H. Res. 24); as amended:

*Resolved,*

#### SECTION 1. ESTABLISHMENT OF COMMISSION.

There is established in the House of Representatives a commission to be known as the House Democracy Assistance Commission (hereafter in this resolution referred to as the "Commission").

#### SEC. 2. MEMBERSHIP OF COMMISSION.

(a) NUMBER AND APPOINTMENT.—The Commission shall be composed of 20 Members of the House of Representatives, of whom 11 shall represent the majority party and be appointed by the Speaker of the House of Representatives and 9 shall represent the minority party and be appointed by the Minority Leader of the House of Representatives.

(b) TERMS OF MEMBERS OF THE HOUSE OF REPRESENTATIVES.—Each member of the Commission shall be appointed for a term that is concurrent with the Congress in which the appointment is made. Such a member may be reappointed for one or more subsequent terms in accordance with the preceding sentence.

(c) CHAIRPERSON.—The Chairperson of the Commission shall be designated by the Speaker of the House of Representatives from among the members appointed by the Speaker of the House of Representatives under subsection (a).

#### SEC. 3. DUTIES.

(a) ACTIVITIES.—The Commission shall work with the legislatures of partner countries, as determined pursuant to paragraphs (2) and (3) of subsection (b), on a frequent and regular basis in order to—

(1) enable Members, officers, and staff of the House of Representatives and congressional support agencies to provide expert advice and consultation to members and staff of the legislatures of partner countries;

(2) enable members and staff of legislatures of partner countries to study the operations of the House of Representatives and its support agencies; and

(3) provide recommendations to the Administrator of the United States Agency for International Development regarding the provision of material assistance, such as modern automation and office systems, information technology, and library supplies, as the Commission determines to be needed

by a legislature of a partner country in order to improve the efficiency and transparency of its work, and to oversee the provision of such assistance.

#### (b) SELECTION OF PARTNER LEGISLATURES.—

(1) IN GENERAL.—In order to carry out the activities described in subsection (a), the Commission may conduct, as needed, studies on the feasibility of programs of assistance for legislatures of countries described in paragraph (2) for the purpose of strengthening the legislative infrastructure of such countries. Such studies shall assess—

(A) the independent and substantive role that each legislature plays, or could reasonably be expected to play, in the legislative process and government oversight;

(B) the potential benefit to each legislature of expert advice from and consultation with Members and staff of the House of Representatives in areas such as the development of research services and legislative information systems, legislative procedure, committee operations, budget process, government oversight, and constituent services; and

(C) the need in each legislature for material assistance, such as modern automation and office systems, information technology, and research materials, in order to improve efficiency and transparency.

(2) COUNTRIES DESCRIBED.—The countries referred to in paragraph (1) are countries that have established, have re-established, or are developing democratic legislatures which would benefit from the assistance described in this resolution.

(3) ADDITIONAL PARTNER LEGISLATURES.—From any countries studied in accordance with paragraph (1), the Commission may select one or more legislatures to receive assistance under the provisions of this resolution, subject to a written expression of interest from the highest ranking office within the legislature of a selected country.

#### (c) REPORTS.—

(1) IN GENERAL.—Not later than December 31, 2007, and each December 31 thereafter, the Commission shall prepare and submit to the Speaker of the House of Representatives, the Minority Leader of the House of Representatives, appropriate House committees, the Office of Interparliamentary Affairs of the House of Representatives, and the Administrator of the United States Agency for International Development, an annual report on the Commission's activities, including a review of the activities of the Commission in the current year and a proposal for the activities of the Commission in the upcoming year, as described in subsection (a).

(2) DEFINITION.—In this subsection, the term "appropriate House committees" means the following committees of the House of Representatives:

- (A) The Committee on Foreign Affairs.
- (B) The Committee on Appropriations.
- (C) The Committee on House Administration.
- (D) The Committee on Rules.

#### SEC. 4. ROLE OF THE COMMITTEE ON FOREIGN AFFAIRS.

(a) IN GENERAL.—The Commission shall carry out the duties described in section 3 using the staff and resources of the Committee on Foreign Affairs, including the use of consultants or temporary employees, such as individuals with expertise in development of democratic parliaments, legislative systems management, legislative research, parliamentary procedure, related legislative matters, and technology systems management, as appropriate.

(b) PARTICIPATION OF LEGISLATIVE BRANCH EMPLOYEES.—At the request of the Commission, the head of any office of the House of Representatives or any congressional support agency may assist the work of the Commission by—



(1) detailing personnel to the staff of the Committee on Foreign Affairs or another standing committee of the House of Representatives; or

(2) authorizing personnel to participate in activities of the Commission.

#### SEC. 5. TRANSITION FROM FORMER COMMISSION.

(a) CONTINUATION OF EXISTING PROGRAMS.—The Commission may continue programs of assistance with legislatures of partner countries which were initiated by the former Commission.

(b) TRANSFER OF AUTHORITIES AND RESOURCES.—Any authorities and resources of the former Commission which remain available as of the day before the date of the adoption of this resolution, including unobligated funds, shall be transferred and made available to the Commission.

(c) DEFINITION.—In this section, the “former Commission” means the House Democracy Assistance Commission established under the House Democracy Assistance Commission Resolution (House Resolution 135, One Hundred Ninth Congress, agreed to March 14, 2005).

The SPEAKER pro tempore, Ms. SCHAKOWSKY, recognized Mr. LANTOS and Ms. ROS-LEHTINEN, each for 20 minutes.

After debate,

The question being put, *viva voce*,

Will the House suspend the rules and agree to said resolution, as amended?

The SPEAKER pro tempore, Ms. SCHAKOWSKY, announced that two-thirds of the Members present had voted in the affirmative.

Mr. LANTOS demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Ms. SCHAKOWSKY, pursuant to clause 8, rule XX, announced that further proceedings on the question were postponed.

#### ¶15.8 PATRICK FINUCANE

Mr. LANTOS moved to suspend the rules and agree to the following concurrent resolution (H. Con. Res. 20); as amended:

Whereas human rights defense attorney and solicitor Patrick Finucane was brutally murdered in front of his wife and children at his home in Belfast on February 12, 1989;

Whereas many international bodies and nongovernmental human rights organizations, including Amnesty International, British Irish Rights Watch, the Committee for the Administration of Justice, and Human Rights First, have called attention to serious allegations of collusion between loyalist paramilitaries and British security forces in the murder of Mr. Finucane;

Whereas in July 2001 the Governments of Ireland and the United Kingdom under terms of the Weston Park Agreement appointed retired Canadian Judge Peter Cory to investigate the allegations of collusion between loyalist paramilitaries and British security forces in the murder of Mr. Finucane and other individuals;

Whereas Judge Cory reported to the Governments of Ireland and the United Kingdom in April 2004 that sufficient evidence of collusion existed to warrant a full, independent, and public judicial inquiry into the murder of Mr. Finucane and recommended that a public inquiry take place without delay;

Whereas the Government of the United Kingdom in April 2005 adopted the Inquiries

Act 2005 which empowers the Government to block scrutiny of state actions and limits independent action by the judiciary in inquiries held under its terms, and, after the enactment of this legislation establishing new limited inquiry procedures, the Government announced that an inquiry into the murder of Mr. Finucane would be established which would operate under terms of the new legislation;

Whereas Judge Cory, in a written statement presented to the Committee on International Relations of the House of Representatives in 2005, stated that his 2004 recommendation for a public inquiry into the murder of Mr. Finucane had “contemplated a true public inquiry constituted and acting pursuant to the provisions of the 1921 Act” (the Tribunals of Inquiry (Evidence) Act 1921), and also stated that “it seems to me that the proposed new Act would make a meaningful inquiry impossible”;

Whereas the family of Mr. Finucane has rejected the limited authority of an inquiry conducted under terms of the Inquiries Act of 2005;

Whereas Amnesty International, British Irish Rights Watch, the Committee for the Administration of Justice, and Human Rights First have likewise rejected any proposed inquiry into the murder of Mr. Finucane established under procedures of the Inquiries Act of 2005 and have called for the repeal of the Act;

Whereas the Dail Eireann (Parliament of Ireland) adopted a resolution on March 8, 2006, calling for the establishment of a full, independent, and public judicial inquiry into the murder of Patrick Finucane;

Whereas the Foreign Relations Authorization Act, Fiscal Year 2003 (Public Law 107-228) and House Resolution 128 (April 20, 1999) support the establishment of a full, independent, and public judicial inquiry into the murder of Patrick Finucane;

Whereas on May 18, 2006, the House of Representatives overwhelmingly agreed to House Resolution 740, which declared in part that the House of Representatives “urges the Government of the United Kingdom immediately to establish a full, independent, and public judicial inquiry into the murder of Patrick Finucane”; and

Whereas on January 22, 2007, the Police Ombudsman for Northern Ireland released a comprehensive report which confirms that police in Northern Ireland have colluded with members of a loyalist paramilitary organization in specific murders that took place over the last dozen years that the Ombudsman investigated and that such collusion could not have occurred “without the knowledge and support of the highest level” of the Northern Ireland police: Now, therefore, be it

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

(1) expresses to the family of Patrick Finucane deepest condolences on his death, commends their steadfast pursuit of justice in his brutal murder, and thanks his wife Geraldine and son Michael for their willingness to testify on this matter before committees of the House of Representatives on numerous occasions;

(2) supports the efforts of the Administration in seeking the full implementation of the Weston Park Agreement and the establishment of a full, independent, and public judicial inquiry into the murder of Patrick Finucane;

(3) calls on the Government of the United Kingdom to reconsider its position on the matter of an inquiry into the murder of Mr. Finucane, to amend the Inquiries Act of 2005, and to take fully into account the objections of Judge Cory, objections raised by officials of the United States Government, other governments, and international bodies, and the

objections raised by Mr. Finucane’s family; and

(4) urges the Government of the United Kingdom immediately to establish a full, independent, and public judicial inquiry into the murder of Patrick Finucane which would enjoy the full cooperation and support of his family, the people of Northern Ireland, and the international community as recommended by Judge Cory.

The SPEAKER pro tempore, Ms. SCHAKOWSKY, recognized Mr. LANTOS and Mr. SMITH of New Jersey, each for 20 minutes.

After debate,

The question being put, *viva voce*,

Will the House suspend the rules and agree to said concurrent resolution, as amended?

The SPEAKER pro tempore, Ms. SCHAKOWSKY, announced that two-thirds of the Members present had voted in the affirmative.

Mr. LANTOS demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Ms. SCHAKOWSKY, pursuant to clause 8, rule XX, announced that further proceedings on the question were postponed.

#### ¶15.9 NATIONAL ENGINEERS WEEK

Mr. LIPINSKI moved to suspend the rules and agree to the following resolution (H. Res. 59):

Whereas engineers use their professional, scientific, and technical knowledge and skills in creative and innovative ways to fulfill society’s needs;

Whereas engineers have helped meet the major technological challenges of our time—from rebuilding towns devastated by natural disasters to designing an information superhighway that will speed our country into the future;

Whereas engineers are a crucial link in research, development, and demonstration and in transforming scientific discoveries into useful products, and we will look more than ever to engineers and their knowledge and skills to meet the challenges of the future;

Whereas engineers play a crucial role in developing the consensus engineering standards that permit modern economies and societies to exist;

Whereas the 2006 National Academy of Sciences report entitled “Rising Above the Gathering Storm” highlighted the worrisome trend that fewer students are now focusing on engineering in college at a time when increasing numbers of today’s 2,000,000 United States engineers are nearing retirement;

Whereas the National Society of Professional Engineers through National Engineers Week and other activities is raising public awareness of engineers’ significant, positive contributions to societal needs;

Whereas National Engineers Week activities at engineering schools and in other forums are encouraging our young math and science students to see themselves as possible future engineers and to realize the practical power of their knowledge;

Whereas National Engineers Week has grown into a formal coalition of more than 70 engineering, education, and cultural societies, and more than 50 major corporations and government agencies;

Whereas National Engineers Week is celebrated during the week of George Washington’s birthday to honor the contributions

that our first President, a military engineer and land surveyor, made to engineering; and

Whereas February 18 to 24, 2007, has been designated by the President as National Engineers Week: Now, therefore, be it

*Resolved*, That the House of Representatives—

(1) supports the goals and ideals of National Engineers Week and its aims to increase understanding of and interest in engineering and technology careers and to promote literacy in math and science; and

(2) will work with the engineering community to make sure that the creativity and contribution of that community can be expressed through research, development, standardization, and innovation.

The SPEAKER pro tempore, Ms. SCHAKOWSKY, recognized Mr. LIPINSKI and Mr. HALL of Texas, each for 20 minutes.

After debate,

The question being put, *viva voce*,

Will the House suspend the rules and agree to said resolution?

The SPEAKER pro tempore, Ms. LEE, announced that two-thirds of the Members present had voted in the affirmative.

Mr. LIPINSKI demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Ms. LEE, pursuant to clause 8, rule XX, announced that further proceedings on the question were postponed until Wednesday, January 31, 2007.

#### ¶15.10 PERCY LAVON JULIAN

Ms. Eddie Bernice JOHNSON of Texas, moved to suspend the rules and agree to the following concurrent resolution (H. Con. Res. 34):

Whereas Percy Julian was born on April 11, 1899, in Montgomery, Alabama, the son of a railway clerk and the first member of his family to attend college, graduating from DePauw University in 1920, receiving a M.S. degree from Harvard University in 1923 and a Ph.D. from the University of Vienna in 1931;

Whereas in 1935 Dr. Julian became the first to discover a process to synthesize physostigmine, the drug used in the treatment of glaucoma;

Whereas Dr. Julian later pioneered a commercial process to synthesize cortisone from soy beans and yams, enabling the widespread use of cortisone as an affordable treatment of arthritis;

Whereas Dr. Julian was the first African American chemist elected to the National Academy of Sciences in 1973 for his lifetime of scientific accomplishments, held over 130 patents at the time of his death in 1975, and dedicated much of his life to the advancement of African Americans in the sciences; and

Whereas Dr. Julian's life story has been documented in the PBS NOVA film "Forgotten Genius": Now, therefore, be it

*Resolved by the House of Representatives (the Senate concurring)*, That the Congress honors the life of Percy Lavon Julian, a pioneer in the field of organic chemistry research and development and the first and only African American chemist to be inducted into the National Academy of Sciences.

The SPEAKER pro tempore, Ms. LEE, recognized Ms. Eddie Bernice JOHNSON of Texas, and Mr. GINGREY, each for 20 minutes.

After debate,

The question being put, *viva voce*,

Will the House suspend the rules and agree to said concurrent resolution?

The SPEAKER pro tempore, Ms. LEE, announced that two-thirds of the Members present had voted in the affirmative.

Ms. Eddie Bernice JOHNSON of Texas, demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Ms. LEE, pursuant to clause 8, rule XX, announced that further proceedings on the question were postponed until Wednesday, January 31, 2007.

#### ¶15.11 HIRE A VETERAN WEEK

Mr. HOLT moved to suspend the rules and agree to the following concurrent resolution (H. Con. Res. 5):

Whereas the people of the United States have a sincere appreciation and respect for the military personnel who serve in the Armed Forces of the United States;

Whereas veterans possess special qualities and skills that make them ideal candidates for employment, but many veterans encounter difficulties in securing employment;

Whereas it would be inconsistent, inconsiderate, and contrary to the economic competitiveness of the United States to neglect the post-military needs of the military personnel who have served in the Armed Forces of the United States;

Whereas many of the brave men and women who have served the United States so gallantly and selflessly in the war on terrorism and the war in Iraq since September 11, 2001, are beginning to return home to be reunited with their loved ones and will be re-entering the workforce or searching for their first jobs outside of military service; and

Whereas the Department of Veterans Affairs, the Department of Labor, the Office of Personnel Management, and many State and local governments administer veterans programs and have veterans employment representatives both to ensure that veterans receive the services to which they are entitled and to promote employer interest in hiring veterans: Now, therefore, be it

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

(1) recognizes the importance of the men and women who have served or who currently serve in the Armed Forces of the United States;

(2) supports the designation of an appropriate week as "Hire a Veteran Week"; and

(3) encourages the President to issue a proclamation calling upon employers, labor organizations, veterans service organizations, and Federal, State, and local governmental agencies (including such agencies in the several States, the District of Columbia, the Commonwealth of Puerto Rico, and any other territory or possession of the United States) to lend their support to increase employment of the men and women who have served in the Armed Forces of the United States.

The SPEAKER pro tempore, Ms. LEE, recognized Mr. HOLT and Mr. BOOZMAN, each for 20 minutes.

After debate,

The question being put, *viva voce*,

Will the House suspend the rules and agree to said concurrent resolution?

The SPEAKER pro tempore, Ms. LEE, announced that two-thirds of the Members present had voted in the affirmative.

Mr. HOLT demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Ms. LEE, pursuant to clause 8, rule XX, announced that further proceedings on the question were postponed until Wednesday, January 31, 2007.

#### ¶15.12 CONGRATULATING LOVIE SMITH OF THE CHICAGO BEARS AND TONY DUNGY OF THE INDIANAPOLIS COLTS

Mr. DAVIS of Illinois, moved to suspend the rules and agree to the following resolution (H. Res. 90):

Whereas in the 40 Super Bowls prior to Super Bowl XLI, to be held on February 4, 2007, no National Football League (NFL) team that played in the Super Bowl had an African-American head coach;

Whereas on January 21, 2007, in Chicago, Illinois, the Chicago Bears, coached by Lovie Smith—an African-American—defeated the New Orleans Saints by a score of 39 to 14 in the National Football Conference Championship game and advanced to Super Bowl XLI;

Whereas Lovie Smith was named the 13th head coach in Chicago Bears history on January 15, 2004;

Whereas Lovie Smith was named the Associated Press NFL Coach of the Year for 2005;

Whereas Lovie Smith's 11 victories in 2005 are the most by a second-year coach in the history of the Chicago Bears and he became the first second-year coach of the Bears to win a division title, earning the second seed in the National Football Conference playoffs;

Whereas on January 21, 2007, in Indianapolis, Indiana, the Indianapolis Colts, coached by Tony Dungy—an African-American—defeated the New England Patriots by a score of 38 to 34 in the American Football Conference's Championship game and also advanced to Super Bowl XLI;

Whereas Anthony Kevin "Tony" Dungy was named head coach of the Indianapolis Colts on January 22, 2002;

Whereas the 2006 season was Tony Dungy's 5th with the Colts and 11th as an NFL head coach;

Whereas Tony Dungy is the 35th coach in NFL history to earn 100 career victories (including playoff victories);

Whereas Tony Dungy leads all NFL head coaches in wins from 1999 to 2005, with a record of 78 wins and 34 defeats;

Whereas the NFL had a record 7 African-American head coaches in 2006 and a record of 197 African-American coaches total, including 7 assistant head coaches; and

Whereas since Frederick Douglass "Fritz" Pollard became the first African-American head coach in the NFL in 1922, there have been nine other African-American head coaches in the NFL—including five who are currently serving: Now, therefore, be it

*Resolved*, That the House of Representatives congratulates Lovie Smith of the Chicago Bears and Tony Dungy of the Indianapolis Colts for their accomplishments and for being the first African-American head coaches of National Football League teams to qualify for the Super Bowl.

The SPEAKER pro tempore, Ms. LEE, recognized Mr. DAVIS of Illinois, and Mr. BURTON of Indiana, each for 20 minutes.

After debate,

The question being put, *viva voce*,

Will the House suspend the rules and agree to said resolution?

The SPEAKER pro tempore, Ms. LEE, announced that two-thirds of the

Members present had voted in the affirmative.

Mr. DAVIS of Illinois, demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The vote was taken by electronic device.

It was decided in the { Yeas ..... 425  
affirmative ..... { Nays ..... 0

¶15.13 [Roll No. 61]  
YEAS—425

Abercrombie	Costello	Hastings (WA)
Ackerman	Courtney	Hayes
Aderholt	Cramer	Heller
Akin	Crenshaw	Hensarling
Allen	Crowley	Herger
Altmire	Cubin	Hersteth
Andrews	Cuellar	Higgins
Arcuri	Culberson	Hill
Baca	Cummings	Hinchey
Bachmann	Davis (AL)	Hinojosa
Bachus	Davis (CA)	Hirono
Baird	Davis (IL)	Hobson
Baker	Davis (KY)	Hodes
Baldwin	Davis, David	Hoekstra
Barrett (SC)	Davis, Lincoln	Holden
Barrow	Davis, Tom	Holt
Bartlett (MD)	Deal (GA)	Honda
Barton (TX)	DeFazio	Hooley
Bean	DeGette	Hoyer
Becerra	Delahunt	Hulshof
Berkley	DeLauro	Hunter
Berman	Dent	Inglis (SC)
Berry	Diaz-Balart, L.	Inslee
Biggert	Diaz-Balart, M.	Israel
Bilbray	Dicks	Issa
Bilirakis	Dingell	Jackson (IL)
Bishop (GA)	Doggett	Jackson-Lee
Bishop (NY)	Donnelly	(TX)
Bishop (UT)	Doolittle	Jefferson
Blackburn	Doyle	Jindal
Blumenauer	Drake	Johnson (GA)
Blunt	Dreier	Johnson (IL)
Boehner	Duncan	Johnson, E. B.
Bonner	Edwards	Johnson, Sam
Bono	Ehlers	Jones (NC)
Boozman	Ellison	Jones (OH)
Boren	Ellsworth	Jordan
Boswell	Emanuel	Kagen
Boucher	Emerson	Kanjorski
Boustany	Engel	Kaptur
Boyd (FL)	English (PA)	Keller
Boyd (KS)	Eshoo	Kennedy
Brady (PA)	Etheridge	Kildee
Brady (TX)	Everett	Kilpatrick
Brale (IA)	Fallin	Kind
Brown (SC)	Farr	King (IA)
Brown, Corrine	Fattah	King (NY)
Brown-Waite,	Feeney	Kingston
Ginny	Ferguson	Kirk
Buchanan	Filner	Klein (FL)
Burgess	Giffords	Kline (MN)
Burton (IN)	Gilchrest	Knollenberg
Butterfield	Gillibrand	Knollenberg
Buyer	Fortenberry	Kucinich
Calvert	Fossella	Kuhl (NY)
Camp (MI)	Foxx	Lamborn
Campbell (CA)	Frank (MA)	Lampson
Cannon	Franks (AZ)	Langevin
Cantor	Frelinghuysen	Lantos
Capito	Gallely	Larsen (WA)
Capps	Garrett (NJ)	Larson (CT)
Capuano	Gerlach	Latham
Cardoza	Giffords	LaTourette
Carnahan	Gilchrest	Lee
Carney	Gillibrand	Levin
Carson	Gillmor	Lewis (CA)
Carter	Gingrey	Lewis (GA)
Castle	Gohmert	Lewis (KY)
Castor	Gonzalez	Linder
Chabot	Goode	Lipinski
Chandler	Goodlatte	LoBiondo
Clarke	Gordon	Loeb sack
Cleaver	Granger	Lofgren, Zoe
Clyburn	Graves	Lowey
Coble	Green, Al	Lucas
Cohen	Green, Gene	Lungren, Daniel
Cole (OK)	Grijalva	E.
Conaway	Hall (NY)	Lynch
Conyers	Hall (TX)	Mack
Cooper	Hare	Mahoney (FL)
Costa	Harman	Maloney (NY)
	Hastings (FL)	Marchant

Markey	Peterson (PA)	Sires
Marshall	Petri	Skelton
Matheson	Pickering	Stlaughter
Matsui	Pitts	Smith (NE)
McCarthy (CA)	Platts	Smith (NJ)
McCarthy (NY)	Poe	Smith (TX)
McCaul (TX)	Pomeroy	Smith (WA)
McCollum (MN)	Porter	Snyder
McCotter	Price (GA)	Solis
McCrery	Price (NC)	Souder
McGovern	Pryce (OH)	Space
McHenry	Putnam	Spratt
McHugh	Radanovich	Stark
McIntyre	Rahall	Stearns
McKeon	Ramstad	Stupak
McMorris	Rangel	Sutton
Rodgers	Regula	Tancredo
McNerney	Rehberg	Tanner
McNulty	Reichert	Tauscher
Meehan	Renzi	Taylor
Meek (FL)	Reyes	Terry
Meeks (NY)	Reynolds	Thompson (CA)
Melancon	Rodriguez	Thompson (MS)
Mica	Rogers (AL)	Thornberry
Michaud	Rogers (KY)	Tiahrt
Millender-	Rogers (MD)	Tiberi
Hill	Rohrabacher	Tierney
McDonald	Ros-Lehtinen	Towns
Miller (FL)	Roskam	Turner
Miller (MI)	Ross	Udall (CO)
Miller (NC)	Rothman	Udall (NM)
Miller, Gary	Roybal-Allard	Upton
Miller, George	Royce	Van Hollen
Mitchell	Ruppersberger	Velázquez
Mollohan	Rush	Visclosky
Moore (KS)	Ryan (OH)	Walberg
Moore (WI)	Ryan (WI)	Walden (OR)
Moran (KS)	Salazar	Walsh (NY)
Moran (VA)	Salai	Walz (MN)
Murphy (CT)	Sánchez, Linda	Wamp
Murphy, Patrick	T.	Wasserman
Murphy, Tim	Sanchez, Loretta	Schultz
Murtha	Sarbanes	Watson
Musgrave	Myrick	Watt
Nadler	Saxton	Waxman
Napolitano	Schakowsky	Weiner
Neal (MA)	Schiff	Welch (VT)
Schmidt	Schwartz	Weldon (FL)
Schwartz	Scott (GA)	Weller
Scott (VA)	Scott (VA)	Westmoreland
Sensenbrenner	Sensenbrenner	Wexler
Serrano	Serrano	Whitfield
Sessions	Sessions	Wicker
Sestak	Sestak	Wilson (NM)
Shadegg	Shadegg	Wilson (OH)
Shays	Shays	Wilson (SC)
Shea-Porter	Shea-Porter	Woolsey
Sherman	Sherman	Wu
Shimkus	Shimkus	Wynn
Shuler	Shuler	Yarmuth
Shuster	Shuster	Young (AK)
Simpson	Simpson	Young (FL)

NOT VOTING—10

Alexander	McDermott	Waters
Davis, Jo Ann	Norwood	Wolf
Hastert	Paul	
LaHood	Sullivan	

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said resolution was agreed to.

A motion to reconsider the vote whereby the rules were suspended and said resolution was agreed to was, by unanimous consent, laid on the table.

¶15.14 H. RES. 24—UNFINISHED BUSINESS

The SPEAKER pro tempore, Ms. LEE, pursuant to clause 8, rule XX, announced the further unfinished business to be the motion to suspend the rules and agree to said resolution (H. Res. 24) establishing the House Democracy Assistance Commission for the One Hundred Tenth Congress; as amended.

The question being put, Will the House suspend the rules and agree to the said resolution, as amended?

The vote was taken by electronic device.

It was decided in the { Yeas ..... 426  
affirmative ..... { Nays ..... 0

¶15.15 [Roll No. 62]  
YEAS—426

Abercrombie	Davis (KY)	Jackson (IL)
Ackerman	Davis, David	Jackson-Lee
Aderholt	Davis, Lincoln	(TX)
Akin	Davis, Tom	Jefferson
Allen	Deal (GA)	Jindal
Altmire	DeFazio	Johnson (GA)
Andrews	DeGette	Johnson (IL)
Arcuri	Delahunt	Johnson, E. B.
Baca	DeLauro	Johnson, Sam
Bachmann	Dent	Jones (NC)
Bachus	Diaz-Balart, L.	Jones (OH)
Baird	Diaz-Balart, M.	Jordan
Baker	Dicks	Kagen
Baldwin	Dingell	Kanjorski
Barrett (SC)	Doggett	Kaptur
Barrow	Donnelly	Keller
Bartlett (MD)	Doolittle	Kennedy
Barton (TX)	Doyle	Kildee
Bean	Drake	Kilpatrick
Becerra	Dreier	Kind
Berkley	Duncan	King (IA)
Berman	Edwards	King (NY)
Berry	Ehlers	Kingston
Biggert	Ellison	Kirk
Bilbray	Ellsworth	Klein (FL)
Bilirakis	Emanuel	Kline (MN)
Bishop (GA)	Emerson	Knollenberg
Bishop (NY)	Engel	Kucinich
Bishop (UT)	English (PA)	Kuhl (NY)
Blackburn	Eshoo	Lamborn
Blumenauer	Etheridge	Lampson
Blunt	Everett	Langevin
Boehner	Fallin	Lantos
Bonner	Farr	Larsen (WA)
Bono	Feeney	Larson (CT)
Boozman	Ferguson	Latham
Boren	Filner	LaTourette
Boswell	Flake	Lee
Boucher	Forbes	Levin
Boustany	Fortenberry	Lewis (CA)
Boyd (FL)	Fossella	Lewis (GA)
Boyd (KS)	Foxx	Lewis (KY)
Brady (PA)	Frank (MA)	Linder
Brady (TX)	Franks (AZ)	Lipinski
Brale (IA)	Frelinghuysen	LoBiondo
Brown (SC)	Gallely	Loeb sack
Brown, Corrine	Garrett (NJ)	Lofgren, Zoe
Brown-Waite,	Gerlach	Lowey
Ginny	Giffords	Lucas
Buchanan	Gilchrest	Lungren, Daniel
Burgess	Gillibrand	E.
Burton (IN)	Gillmor	Lynch
Butterfield	Gingrey	Mack
Buyer	Gohmert	Mahoney (FL)
Calvert	Gonzalez	Maloney (NY)
Camp (MI)	Goode	Manzullo
Campbell (CA)	Goodlatte	Marchant
Cannon	Gordon	Markey
Cantor	Granger	Marshall
Capito	Graves	Matheson
Capps	Green, Al	Matsui
Capuano	Green, Gene	McCarthy (CA)
Cardoza	Grijalva	McCarthy (NY)
Carnahan	Gutierrez	McCaul (TX)
Carney	Hall (NY)	McCollum (MN)
Carson	Hall (TX)	McCotter
Carter	Hare	McCrery
Castle	Harman	McGovern
Castor	Hastings (FL)	McHenry
Chabot	Hastings (WA)	McHugh
Chandler	Hayes	McIntyre
Clarke	Heller	McKeon
Cleaver	Hensarling	McMorris
Clyburn	Herger	Rodgers
Coble	Hersteth	McNerney
Cohen	Higgins	McNulty
Cole (OK)	Hill	Meehan
Conaway	Hinchey	Meek (FL)
Conyers	Hinojosa	Meeks (NY)
Cooper	Hirono	Melancon
Costa	Hobson	Mica
Costello	Hodes	Michaud
Courtney	Hoekstra	Millender-
Cramer	Holden	Hill
Crenshaw	Holt	McDonald
Crowley	Honda	Miller (FL)
Cubin	Hooley	Miller (MI)
Cuellar	Hoyer	Miller (NC)
Culberson	Hulshof	Miller, Gary
Cummings	Hunter	Miller, George
Davis (AL)	Inglis (SC)	Mitchell
Davis (CA)	Inslee	Mollohan
Davis (IL)	Issa	Moore (KS)
		Moore (WI)
		Moran (KS)

Moran (VA) Rohrabacher Sullivan
Murphy (CT) Ros-Lehtinen Sutton
Murphy, Patrick Roskam Tancredo
Murphy, Tim Ross Tanner
Murtha Rothman Tauscher
Musgrave Roybal-Allard Taylor
Myrick Royce Terry
Nadler Ruppertsberger Thompson (CA)
Napolitano Rush Thompson (MS)
Neal (MA) Ryan (OH)
Neugebauer Ryan (WI)
Nunes Salazar Tiahrt
Oberstar Sali Tiberi
Obey Sanchez, Linda Tierney
Oliver T. Towns
Ortiz Sanchez, Loretta Turner
Pallone Sarbanes Udall (CO)
Pascarell Saxton Udall (NM)
Pastor Schakowsky Upton
Payne Schiff Van Hollen
Pearce Schmidt Velazquez
Pelosi Schwartz Visclosky
Pence Scott (GA) Walberg
Perlmutter Scott (VA) Walden (OR)
Peterson (MN) Sensenbrenner Walsh (NY)
Peterson (PA) Serrano Walz (MN)
Petri Sessions Wamp
Pickering Sestak Wasserman
Pitts Shadegg Schultz
Platts Shays Waters
Poe Sherman Watson
Pomeroy Sherman Watt
Porter Shimkus Waxman
Price (GA) Shuler Weiner
Price (NC) Shuster Welch (VT)
Pryce (OH) Simpson Weldon (FL)
Putnam Sires Weller
Radanovich Skelton Westmoreland
Rahall Slaughter Wexler
Ramstad Smith (NE) Whitfield
Rangel Smith (NJ) Wicker
Regula Smith (TX) Wilson (NM)
Rehberg Smith (WA) Wilson (OH)
Reichert Snyder Wilson (SC)
Renzi Solis Woolsey
Reyes Souder Wu
Reynolds Space Wynn
Rodriguez Spratt Yarmuth
Rogers (AL) Stark Young (AK)
Rogers (KY) Stearns Young (FL)
Rogers (MI) Stupak

It was decided in the affirmative .....
Yeas ..... 364
Nays ..... 34
Answered present 25

15.17 [Roll No. 63]
YEAS—364
Abercrombie Dreier Larson (CT)
Ackerman Duncan Latham
Aderholt Edwards LaTourette
Allen Ehlers Lee
Altmire Ellison Levin
Andrews Ellsworth Lewis (CA)
Arcuri Emanuel Lewis (GA)
Baca Engel Linder
Bachmann English (PA) Lipinski
Bachus Eshoo LoBiondo
Baird Etheridge Loebsock
Baldwin Fallin Lofgren, Zoe
Barrett (SC) Farr Lowey
Barrow Feeney Lucas
Bean Ferguson Lungren, Daniel
Becerra Filner E.
Berkley Portenberry Lynch
Berman Fossella Mack
Berry Frank (MA) Mahoney (FL)
Biggett Franks (AZ) Maloney (NY)
Bilirakis Frelinghuysen Markey
Bishop (GA) Gallegly Marshall
Bishop (NY) Garrett (NJ) Matsui
Blackburn Gerlach McCarthy (CA)
Blumenauer Giffords McCarthy (NY)
Blunt Gilchrest McCaul (TX)
Boehner Gillibrand McCollum (MN)
Bono Gillmor McCotter
Boren Gonzalez McCreery
Boswell Goode McGovern
Boucher Goodlatte McHenry
Boustany Gordon McHugh
Boyd (FL) Graves McIntyre
Brady (PA) Green, Al McKeon
Brady (TX) Green, Gene McMorris
Braley (IA) Grijalva Rodgers
Brown, Corrine Gutierrez McNERNEY
Buchanan Hall (NY) McNulty
Burgess Hare Meehan
Butterfield Harman Meek (FL)
Buyer Hastings (FL) Mica
Calvert Hastings (WA) Michaud
Cantor Heller Millender-
Capito Herger McDonald
Capps Herseth Miller (FL)
Capuano Higgins Miller (MI)
Cannon Hinchey Miller (NC)
Carnahan Hinojosa Miller, Gary
Carney Hirono Miller, George
Carson Hobson Mitchell
Castle Hodes Mollohan
Castor Holden Moore (KS)
Chabot Holt Moore (WI)
Clarke Honda Moran (KS)
Clay Hooley Moran (VA)
Cleaver Hoyer Murphy (CT)
Clyburn Hulshof Murphy, Patrick
Coble Hunter Murphy, Tim
Cohen Inglis (SC) Murtha
Cole (OK) Inslee Musgrave
Conyers Israel Myrick
Cooper Jackson (IL) Nadler
Costa Jackson-Lee Napolitano
Costello (TX) Neal (MA)
Courtney Jefferson Neugebauer
Cramer Jindal Nunes
Crenshaw Johnson (GA) Oberstar
Crowley Johnson (IL) Obey
Cuellar Johnson, E. B. Oliver
Cummings Johnson, Sam Ortiz
Davis (AL) Jones (NC) Pallone
Davis (CA) Jones (OH) Pascarell
Davis (IL) Kagen Pastor
Davis (KY) Kanjorski Payne
Davis, David Kaptur Pearce
Davis, David Kennedy Pelosi
Davis, Lincoln Kildee Perlmutter
Davis, Tom Kilpatrick Peterson (MN)
DeFazio Kind Peterson (PA)
DeGette King (IA) Petri
Delahunt King (NY) Pickering
DeLauro Kirk Pitts
Dent Klein (FL) Platts
Diaz-Balart, L. Knollenberg Pomeroy
Diaz-Balart, M. Kucinich Porter
Dicks Kuhl (NY) Price (GA)
Dingell Lamborn Price (NC)
Doggett Lampson Radanovich
Donnelly Langevin Rahall
Doyle Lantos Ramstad
Drake Larsen (WA) Rangel

NOT VOTING—9
Alexander Hastert Norwood
Davis, Jo Ann LaHood Paul
Fattah McDermott Wolf

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said resolution, as amended, was agreed to.

A motion to reconsider the vote whereby the rules were suspended and said resolution, as amended, was agreed to was, by unanimous consent, laid on the table.

15.16 H. CON. RES. 20—UNFINISHED BUSINESS

The SPEAKER pro tempore, Ms. LEE, pursuant to clause 8, rule XX, announced the further unfinished business to be the motion to suspend the rules and agree to said concurrent resolution (H. Con. Res. 20) calling on the Government of the United Kingdom to immediately establish a full, independent, and public judicial inquiry into the murder of Northern Ireland defense attorney Patrick Finucane, as recommended by Judge Peter Cory as part of the Weston Park Agreement, in order to move forward on the Northern Ireland peace process; as amended.

The question being put, Will the House suspend the rules and agree to the said concurrent resolution, as amended?

The vote was taken by electronic device.

Regula Sestak Towns
Rehberg Shays Udall (CO)
Reichert Shea-Porter Udall (NM)
Renzi Sherman Upton
Reyes Shimkus Van Hollen
Reynolds Shuler Velazquez
Rodriguez Shuster Visclosky
Rogers (AL) Simpson Walden (OR)
Rogers (KY) Sires Walsh (NY)
Rohrabacher Skelton Walz (MN)
Ros-Lehtinen Slaughter Wamp
Roskam Smith (NE) Wasserman
Ross Smith (NJ) Schultz
Rothman Smith (TX) Waters
Roybal-Allard Smith (WA) Watson
Royce Snyder Watt
Ruppertsberger Solis Waxman
Rush Souder Weiner
Ryan (OH) Space Welch (VT)
Ryan (WI) Spratt Weldon (FL)
Salazar Stark Weller
Sanchez, Linda Stearns Wexler
Sanchez, Loretta Stupak Whitfield
Sarbanes Sullivan Wicker
Saxton Sutton Wilson (OH)
Schakowsky Tancredo Wilson (SC)
Schiff Tauscher Woolsey
Schmidt Terry Wu
Schwartz Thompson (CA) Wynn
Scott (GA) Thompson (MS) Yarmuth
Scott (VA) Tiberi Young (AK)
Serrano Tierney

NAYS—34
Akin Flake Rogers (MI)
Baker Forbes Sensenbrenner
Barton (TX) Granger Sessions
Bilbray Hall (TX) Shadegg
Boozman Hayes Thornberry
Brown (SC) Hoekstra Tiahrt
Campbell (CA) Issa Turner
Carter Kingston Walberg
Cubin Kline (MN) Westmoreland
Culberson Marchant Young (FL)
Deal (GA) Poe
Everett Putnam

ANSWERED "PRESENT"—25
Bartlett (MD) Conaway Lewis (KY)
Bishop (UT) Doolittle Manzullo
Bonner Emerson Matheson
Boyd (KS) Foyx Melancon
Brown-Waite, Gingrey Pence
Ginny Gohmert Sali
Burton (IN) Hensarling Tanner
Cannon Hill Wilson (NM)
Chandler Jordan

NOT VOTING—12
Alexander Keller Norwood
Davis, Jo Ann LaHood Paul
Fattah McDermott Pryce (OH)
Hastert Meeks (NY) Wolf

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said concurrent resolution, as amended, was agreed to.

A motion to reconsider the vote whereby the rules were suspended and said concurrent resolution, as amended, was agreed to was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said concurrent resolution.

15.18 PROVIDING FOR CONSIDERATION OF H. J. RES. 20

Mr. ARCURI, by direction of the Committee on Rules, reported (Rept. No. 110-6) the resolution (H. Res. 116) providing for consideration of the joint resolution (H.J. Res. 20) making further continuing appropriations for the fiscal year 2007, and for other purposes.

When said resolution and report were referred to the House Calendar and ordered printed.

## ¶15.19 LEAVE OF ABSENCE

By unanimous consent, leave of absence was granted to Mr. WOLF, for today.

And then,

## ¶15.20 ADJOURNMENT

On motion of Mr. BARTLETT of Maryland, at 8 o'clock and 45 minutes p.m., the House adjourned.

## ¶15.21 REPORTS OF COMMITTEES ON PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XIII, reports of committees were delivered to the Clerk for printing and reference to the proper calendar, as follows:

Ms. SLAUGHTER: Committee on Rules, House Resolution 116. Resolution providing for consideration of the joint resolution (H.J. Res. 20) making further continuing appropriations for the fiscal year 2007, and for other purposes (Rept. 110-6). Referred to the House Calendar.

## ¶15.22 PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XII, public bills and resolutions were introduced and severally referred, as follows:

By Mr. TOM DAVIS of Virginia (for himself, Mr. TAYLOR, Mr. HAYES, and Mr. BUTTERFIELD):

H.R. 718. A bill to amend title 10, United States Code, to enhance the national defense through empowerment of the Chief of the National Guard Bureau and the enhancement of the functions of the National Guard Bureau, and for other purposes; to the Committee on Armed Services.

By Mr. POMEROY (for himself, Mr. GILLMOR, Mr. WEINER, Mr. CHABOT, and Mr. LAMPSON):

H.R. 719. A bill to require convicted sex offenders to register online identifiers, and for other purposes; to the Committee on the Judiciary.

By Mr. OBERSTAR (for himself, Mr. YOUNG of Alaska, Ms. EDDIE BERNICE JOHNSON of Texas, and Mrs. TAUSCHER):

H.R. 720. A bill to amend the Federal Water Pollution Control Act to authorize appropriations for State water pollution control revolving funds, and for other purposes; to the Committee on Transportation and Infrastructure.

By Mr. DAVIS of Alabama (for himself, Mr. BRADY of Texas, Mr. NORWOOD, Mr. JONES of North Carolina, Mr. MCHENRY, Mr. JINDAL, Mr. THOMPSON of Mississippi, Mr. REICHERT, Mr. SIMPSON, Mr. CRENSHAW, Mr. HALL of Texas, Mr. SMITH of Washington, Mr. BAIRD, Mr. INSLER, Mr. MELANCON, Mr. LARSEN of Washington, Mr. BERRY, Mr. MANZULLO, Mr. SENSENBRENNER, Mr. SESSIONS, Mr. GALLEGLY, Mr. MCHUGH, Mr. CONAWAY, Mr. HASTINGS of Washington, Mr. GORDON, Mr. BLUNT, Mr. LEWIS of Kentucky, Mr. BARTON of Texas, Mr. DAVIS of Kentucky, Mr. CUELLAR, Mr. BONNER, Mr. BUTTERFIELD, Ms. HOOLEY, Mr. BISHOP of Georgia, Mr. BROWN of South Carolina, Mr. WILSON of South Carolina, Mr. ALEXANDER, Mr. DICKS, Mr. SOUDER, Mr. BOUSTANY, Mr. PETRI, Mr. HAYES, Mr. DEFAZIO, Mr. TERRY, Mr. BOOZMAN, Mr. CANTOR, Mr. BARTLETT of Maryland, Ms. FOXX, Mr. MARCHANT, Mrs. CUBIN, Mr. ROSS, Mr. GOHMERT, Mr. ADERHOLT, and Mr. BAKER):

H.R. 721. A bill to amend the Internal Revenue Code of 1986 to allow a deduction for qualified timber gains; to the Committee on Ways and Means.

By Mr. BILIRAKIS:

H.R. 722. A bill to increase the maximum Pell Grant; to the Committee on Education and Labor.

By Mr. BISHOP of New York (for himself, Mr. LOBRONDO, Mr. BUCHANAN, Mr. ISRAEL, Mr. SAXTON, Mr. SMITH of New Jersey, and Mrs. DRAKE):

H.R. 723. A bill to amend the Federal Water Pollution Control Act to reauthorize programs to improve the quality of coastal recreation waters, and for other purposes; to the Committee on Transportation and Infrastructure.

By Mr. BURTON of Indiana (for himself, Mr. MCKEON, Mr. NORWOOD, Mr. GRAVES, Mr. HALL of Texas, Mr. SHUSTER, Mr. LINCOLN DAVIS of Tennessee, Mr. PAUL, Mr. FRANKS of Arizona, Mr. AKIN, Mr. GARRETT of New Jersey, Mr. CARTER, Mr. ROGERS of Kentucky, Mr. GINGREY, Mr. WILSON of South Carolina, Mr. KLINE of Minnesota, Mr. MILLER of Florida, Mr. BROWN of South Carolina, Mr. PENCE, Mr. BARTLETT of Maryland, Mrs. JO ANN DAVIS of Virginia, Mr. MANZULLO, Mr. HERGER, Mr. HOEKSTRA, Mr. HAYES, Mr. LINDER, Mr. RADANOVICH, Mr. FORBES, Mr. PITTS, Mr. JORDAN, Mr. BARRETT of South Carolina, Mr. MCCOTTER, Mr. ALEXANDER, Mr. HENSARLING, Mr. BARTON of Texas, Mrs. CUBIN, Mr. SAM JOHNSON of Texas, Mr. SALI, Mr. BOOZMAN, Mr. POE, Mr. JONES of North Carolina, and Mr. WAMP):

H.R. 724. A bill to amend title 28, United States Code, to limit Federal court jurisdiction over questions under the Defense of Marriage Act; to the Committee on the Judiciary.

By Mr. BURTON of Indiana (for himself, Mr. HUNTER, Mr. RADANOVICH, Mr. INGLIS of South Carolina, Mr. FRANKS of Arizona, Mr. AKIN, Mr. GARRETT of New Jersey, Mr. PENCE, Mr. NORWOOD, Mrs. EMERSON, Mr. SOUDER, Mr. WILSON of South Carolina, Mr. KLINE of Minnesota, Mr. MCCAUL of Texas, Mr. BACHUS, Mr. DOOLITTLE, Mr. GOODE, Mr. GINGREY, Mr. MCKEON, Mr. HERGER, Mr. HAYES, Mrs. JO ANN DAVIS of Virginia, Mr. CHABOT, Mr. MILLER of Florida, Mr. PITTS, Mr. CAMPBELL of California, Mr. ROGERS of Michigan, Mr. FORTUÑO, Mr. MCCOTTER, Mr. ALEXANDER, Mr. HENSARLING, Mr. BARTON of Texas, Mr. CALVERT, Ms. GINNY BROWN-WAITE of Florida, Mr. SAM JOHNSON of Texas, Mrs. CUBIN, Mr. SALI, Mr. RENZI, Mr. POE, Mr. JONES of North Carolina, Mr. KINGSTON, and Mr. SHIMKUS):

H.R. 725. A bill to amend the Revised Statutes of the United States to prevent the use of the legal system in a manner that extorts money from State and local governments, and the Federal Government, and inhibits such governments' constitutional actions under the first, tenth, and fourteenth amendments; to the Committee on the Judiciary.

By Mr. FRANK of Massachusetts:

H.R. 726. A bill to amend title II of the Social Security Act to restrict the application of the windfall elimination provision to individuals whose combined monthly income from benefits under such title and other monthly periodic payments exceeds a minimum COLA-adjusted amount of \$2,500 and to provide for a graduated implementation of such provision on amounts above such minimum amount; to the Committee on Ways and Means.

By Mr. GENE GREEN of Texas (for himself and Mr. BURGESS):

H.R. 727. A bill to amend the Public Health Service Act to add requirements regarding trauma care, and for other purposes; to the Committee on Energy and Commerce.

By Ms. HERSETH (for herself and Mr. CLAY):

H.R. 728. A bill to amend title 5, United States Code, to establish certain protections for preference eligibles selected for involuntary geographic reassignment; to the Committee on Oversight and Government Reform.

By Mr. INSLER (for himself, Mr. BARTLETT of Maryland, Mr. EHLERS, Ms. LEE, Mr. FARR, Mr. SMITH of Washington, Ms. KAPTUR, Mr. HINCHEY, Mr. GRIJALVA, Mr. DEFAZIO, Mr. PAYNE, Mr. HONDA, and Ms. HOOLEY):

H.R. 729. A bill to amend the Public Utility Regulatory Policies Act of 1978 to promote energy independence and self-sufficiency by providing for the use of net metering by certain small electric energy generation systems, and for other purposes; to the Committee on Energy and Commerce.

By Mr. JINDAL:

H.R. 730. A bill to provide funds to certain State and local governments to pay for utility costs resulting from the provision of temporary housing units to evacuees from Hurricane Katrina and other hurricanes of the 2005 season; to the Committee on Transportation and Infrastructure.

By Mr. LATHAM (for himself, Mr. TERRY, Mr. MCCOTTER, Mr. PATRICK MURPHY of Pennsylvania, and Mr. MCHUGH):

H.R. 731. A bill to amend the Small Business Act to direct the Administrator of the Small Business Administration to establish a program to provide regulatory compliance assistance to small business concerns, and for other purposes; to the Committee on Small Business.

By Mrs. MALONEY of New York:

H.R. 732. A bill to amend title II of the Social Security Act to reduce from 10 to 5 the number of years of marriage prior to divorce required for a divorced spouse to be eligible for benefits under such title; to the Committee on Ways and Means.

By Ms. NORTON (for herself and Mr. TOM DAVIS of Virginia):

H.R. 733. A bill to amend the District of Columbia Home Rule Act to eliminate all Federally-imposed mandates over the local budget process and financial management of the District of Columbia and the borrowing of money by the District of Columbia; to the Committee on Oversight and Government Reform.

By Mr. PITTS (for himself, Mr. BISHOP of Georgia, Mr. COSTA, Mr. ENGLISH of Pennsylvania, Mr. FRANK of Massachusetts, Mr. GERLACH, Mr. HOLDEN, Mr. MCGOVERN, Mr. NEUGEBAUER, Mr. PLATTS, Mr. ROGERS of Michigan, Mr. RUPPERSBERGER, Mr. SIMPSON, Mr. SOUDER, Mr. SULLIVAN, Mrs. TAUSCHER, Mr. TAYLOR, and Mr. UPTON):

H.R. 734. A bill to amend title 49, United States Code, to allow additional transit systems greater flexibility with certain public transportation projects; to the Committee on Transportation and Infrastructure.

By Mr. RANGEL:

H.R. 735. A bill to designate the Federal building under construction at 799 First Avenue in New York, New York, as the "Ronald H. Brown United States Mission to the United Nations Building"; to the Committee on Transportation and Infrastructure.

By Mr. ROHRBACHER (for himself, Mr. BURTON of Indiana, Mr. GINGREY, Mr. MCHENRY, Mr. SIMPSON, Mr. NORWOOD, Mr. ALEXANDER, Mr. PLATTS,

Mr. WICKER, Mr. SESSIONS, Mr. GOODE, and Ms. GINNY BROWN-WAITE of Florida):

H.R. 736. A bill to amend title II of the Social Security Act to exclude from creditable wages and self-employment income wages earned for services by aliens illegally performed in the United States and self-employment income derived from a trade or business illegally conducted in the United States; to the Committee on Ways and Means.

By Mr. SCOTT of Virginia (for himself, Mr. BISHOP of Georgia, Mr. CARNEY, Mr. CLEAVER, Mr. GRIJALVA, Mr. LYNCH, Mrs. MALONEY of New York, and Mr. PAYNE):

H.R. 737. A bill to correct an inequity in eligibility for military retired pay based on nonregular service in the case of certain members of the reserve components completing their reserve service before 1966; to the Committee on Armed Services.

By Mr. SKELTON (for himself, Mr. HUNTER, Mr. DICKS, and Mr. FILNER):

H. Con. Res. 47. Concurrent resolution supporting the goals and ideals of a National Medal of Honor Day to celebrate and honor the recipients of the Medal of Honor; to the Committee on Armed Services.

By Mr. CLAY:

H. Res. 105. A resolution expressing the sense of the House of Representatives that there should be established a National Orthodox Health Month; to the Committee on Energy and Commerce.

By Mr. SCHIFF (for himself, Mr. RADANOVICH, Mr. PALLONE, Mr. KNOLLENBERG, Mr. SHERMAN, and Mr. MCCOTTER):

H. Res. 106. A resolution calling upon the President to ensure that the foreign policy of the United States reflects appropriate understanding and sensitivity concerning issues related to human rights, ethnic cleansing, and genocide documented in the United States record relating to the Armenian Genocide, and for other purposes; to the Committee on Foreign Affairs.

By Mr. ACKERMAN (for himself, Mr. FRANK of Massachusetts, Ms. ROS-LEHTINEN, Mr. LANTOS, Mr. PENCE, and Mr. HASTINGS of Florida):

H. Res. 107. A resolution calling for the immediate and unconditional release of Israeli soldiers held captive by Hamas and Hezbollah, and for other purposes; to the Committee on Foreign Affairs.

By Ms. CORRINE BROWN of Florida:

H. Res. 108. A resolution supporting the Weed and Seed and COPS programs; to the Committee on the Judiciary.

By Mr. COSTA (for himself, Mr. RADANOVICH, Mr. CARDOZA, Mr. NUNES, and Mr. HONDA):

H. Res. 109. A resolution recognizing the historical significance of the Pinedale Assembly Center, the reporting site for 4,823 Japanese Americans who were unjustly interned during World War II; to the Committee on the Judiciary.

By Ms. DELAURO (for herself, Mr. LARSON of Connecticut, Mr. MURPHY of Connecticut, and Mr. COURTNEY):

H. Res. 110. A resolution honoring the life and achievements of George C. Springer, Sr., the Northeast regional director and a former vice president of the American Federation of Teachers; to the Committee on Education and Labor.

By Mr. KING of New York:

H. Res. 111. A resolution establishing a Select Committee on POW and MIA Affairs; to the Committee on Rules.

By Mr. KNOLLENBERG:

H. Res. 112. A resolution recognizing and congratulating Guardian Industries and its 75th anniversary of commitment and leadership in the United States and global glass,

automotive, and building products industries; to the Committee on Energy and Commerce.

By Mr. PALLONE:

H. Res. 113. A resolution expressing the sense of the House of Representatives that a postage stamp should be issued in commemoration of Diwali, a festival celebrated by people of Indian origin; to the Committee on Oversight and Government Reform.

By Mr. RANGEL:

H. Res. 114. A resolution expressing support for a National Week of Reflection and Tolerance; to the Committee on Oversight and Government Reform.

By Mr. REHBERG:

H. Res. 115. A resolution expressing the sense of the House of Representatives that the United States should maintain a land-based intercontinental ballistic missile force of not less than 500 Minuteman III missiles; to the Committee on Armed Services.

#### ¶15.23 PRIVATE BILLS AND RESOLUTIONS

Under clause 3 of rule XII, private bills and resolutions of the following titles were introduced and severally referred, as follows:

By Mr. GILLMOR:

H.R. 738. A bill for the relief of Manuel Bartsch; to the Committee on the Judiciary.

By Mr. RANGEL:

H.R. 739. A bill for the relief of Kadiatou Diallo, Laouratou Diallo, Ibrahim Diallo, Abdoul Diallo, Mamadou Bobo Diallo, Mamadou Pathe Diallo, Fatoumata Traore Diallo, Sankarella Diallo, and Marliatou Bah; to the Committee on the Judiciary.

#### ¶15.24 ADDITIONAL SPONSORS

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

H.R. 25: Mr. WHITFIELD and Mr. SULLIVAN.  
H.R. 40: Mr. RANGEL and Ms. EDDIE BERNICE JOHNSON of Texas.

H.R. 45: Mr. BLUMENAUER and Mr. NADLER.  
H.R. 82: Mr. RADANOVICH, Mr. DELAHUNT, Mrs. EMERSON, Mr. WILSON of Ohio, Mr. MATHESON, Mr. BOREN, Ms. FOX, and Mr. GONZALEZ.

H.R. 98: Mr. HUNTER, Mrs. BONO, Mr. SESSIONS, Mr. ROYCE, Mr. BLUNT, and Mr. MILLER of Florida.

H.R. 119: Mr. FORBES, Mr. KUCINICH, Mr. ISRAEL, Mr. MCCOTTER, Mr. DEFAZIO, Mr. PLATTS, Mr. LINCOLN DAVIS of Tennessee, Mr. WEXLER, Mr. CARNEY, Mr. BOUCHER, Mr. HINOJOSA, Mr. ALLEN, and Mr. CLEAVER.

H.R. 133: Mr. MCCOTTER.  
H.R. 137: Mr. SCOTT of Virginia.  
H.R. 159: Ms. KILPATRICK.  
H.R. 172: Mr. ELLISON.  
H.R. 207: Mr. GRIJALVA, Mr. HINCHEY, Mr. ENGEL, and Mr. MARKEY.

H.R. 211: Mr. SHAYS.  
H.R. 213: Ms. SCHAKOWSKY, Ms. LEE, and Mr. TOWNS.

H.R. 216: Mr. KUCINICH and Mr. GRIJALVA.  
H.R. 271: Mr. ALEXANDER, Mrs. MYRICK, and Mr. GENE GREEN of Texas.

H.R. 279: Mr. MILLER of Florida, Mr. AKIN, and Mrs. DRAKE.

H.R. 297: Mr. CASTLE.  
H.R. 319: Mr. BAKER.  
H.R. 404: Mr. MCCOTTER.  
H.R. 446: Mr. GENE GREEN of Texas, Mr. HINOJOSA, and Mr. PAYNE.

H.R. 458: Mrs. MALONEY of New York and Mr. NADLER.

H.R. 471: Mr. SESSIONS, Mr. SHIMKUS, and Mr. FRANKS of Arizona.

H.R. 473: Mr. McKEON.  
H.R. 488: Ms. KILPATRICK and Ms. SCHAKOWSKY.

H.R. 489: Mr. BARRETT of South Carolina.

H.R. 503: Mr. RAMSTAD, Mr. PLATTS, Mr. CLAY, Mr. NEAL of Massachusetts, Mr. CAS-

TLE, Mr. HOLT, Mr. DEFAZIO, Mr. LANGEVIN, Mr. YOUNG of Florida, Ms. ROS-LEHTINEN, Mr. ALTMIRE, Mr. FERGUSON, Mr. STARK, Mrs. BONO, Mr. ENGEL, Mr. SIREN, Mr. HINCHEY, Mr. TOM DAVIS of Virginia, Mr. RANGEL, Mr. PORTER, Mr. AL GREEN of Texas, Ms. PRYCE of Ohio, and Mr. BLUMENAUER.

H.R. 506: Ms. WOOLSEY, Mrs. MCCARTHY of New York, Mr. LIPINSKI, Ms. SCHAKOWSKY, Mr. BUTTERFIELD, Mr. TOWNS, Ms. MCCOLLUM of Minnesota, Mr. WYNN, Mr. CARDOZA, Mr. PETRI, Mr. KING of Iowa, Mr. GARRETT of New Jersey, and Mr. HENSARLING.

H.R. 508: Mr. SERRANO.

H.R. 511: Mr. PLATTS, Mr. KING of Iowa, Mr. HAYES, Mr. WAMP, Mr. AKIN, Mr. TIM MURPHY of Pennsylvania, Mrs. DRAKE, Mr. GOHMERT, Mr. CALLEGLEY, Mr. BOUSTANY, Mrs. BONO, Ms. GINNY BROWN-WAITE of Florida, Mr. KELLER, and Mrs. MILLER of Michigan.

H.R. 526: Mr. MURPHY of Connecticut.

H.R. 549: Mr. WYNN, Mrs. DRAKE, Mr. PLATTS, Ms. HIRONO, Mr. HAYES, Mr. PAUL, Mr. HOLDEN, Mr. PAYNE, and Mr. ROGERS of Kentucky.

H.R. 563: Mr. BOOZMAN.

H.R. 566: Ms. CASTOR, Mr. DOGGETT, and Mr. WATT.

H.R. 569: Ms. NORTON, Mr. HIGGINS, Mrs. TAUSCHER, Mr. PALLONE, Ms. KILPATRICK, and Mrs. MILLER of Michigan.

H.R. 579: Mr. ORTIZ, Ms. SCHAKOWSKY, Mr. PLATTS, Mr. ABERCROMBIE, Mr. WEXLER, Mr. FILNER, Mrs. LOWEY, Mr. PASTOR, Mr. GOODE, and Mr. MILLER of Florida.

H.R. 583: Mr. BOUCHER, Mr. LARSON of Connecticut, Mr. GILLMOR, Mr. MCCOTTER, and Mr. VAN HOLLEN.

H.R. 589: Mr. RENZI and Mr. LANTOS.

H.R. 600: Mr. MCGOVERN, Mr. DAVIS of Illinois, Ms. SCHAKOWSKY, and Mr. COHEN.

H.R. 620: Mr. BARTLETT of Maryland, Mr. BAIRD, Mr. ANDREWS, Mr. ENGEL, Ms. JACKSON-LEE of Texas, Ms. LEE, Ms. MATSUI, Mr. MCGOVERN, Mr. ALLEN, Ms. BERKLEY, Mr. BISHOP of New York, Mr. CAPUANO, Mr. EMANUEL, Mr. FILNER, Mr. HASTINGS of Florida, Mr. ISRAEL, Mr. KENNEDY, Mr. LANGEVIN, Mrs. MCCARTHY of New York, Mr. MILLER of North Carolina, Mr. PRICE of North Carolina, Mr. SHERMAN, Ms. SLAUGHTER, Mr. STARK, Ms. MILLENDER-MCDONALD, Mrs. TAUSCHER, and Mr. TIERNNEY.

H.R. 622: Ms. CARSON and Mr. MCDERMOTT.

H.R. 645: Mr. ALLEN.

H.R. 652: Mr. REHBERG and Mr. WALSH of New York.

H.R. 653: Ms. JACKSON-LEE of Texas.

H.R. 661: Ms. BALDWIN.

H.R. 663: Mrs. MALONEY of New York, Mr. STARK, Mr. FATTAH, and Mr. ALLEN.  
H.R. 670: Mr. MCNERNEY and Ms. ZOE LOFGREN of California.

H.R. 678: Mr. CUMMINGS and Mr. KUCINICH.  
H.R. 684: Mr. RUSH and Mr. PAYNE.

H.R. 689: Mr. BISHOP of Utah, Mr. CAMP of Michigan, and Mr. SAM JOHNSON of Texas.

H.R. 695: Mr. UDALL of Colorado.

H.R. 697: Mr. BARRETT of South Carolina, Mr. WOLF, Mrs. MCMORRIS RODGERS, Mr. LATHAM, Mr. PUTNAM, Mr. SOUDER, Mr. BOUSTANY, and Mr. BISHOP of Utah.

H.R. 711: Mr. PAUL, Mr. REHBERG, Mr. UPTON, Mr. MOORE of Kansas, and Mr. BRADY of Pennsylvania.

H.R. 714: Mr. MCGOVERN, Mr. MAHONEY of Florida, Mr. BERRY, and Mr. BISHOP of New York.

H.J. Res. 14: Mr. BRADY of Pennsylvania and Mr. KENNEDY.

H.J. Res. 18: Ms. WASSERMAN SCHULTZ and Mr. COHEN.

H. Con. Res. 7: Mr. GEORGE MILLER of California.

H. Con. Res. 9: Mr. SCOTT of Virginia.

H. Con. Res. 13: Mr. SCHIFF, Mr. KANJORSKI, and Ms. LEE.

H. Con. Res. 22: Mr. TAYLOR.



H. Con. Res. 30: Mr. GENE GREEN of Texas, Mrs. MALONEY of New York, and Mr. CLEAV-ER.

H. Con. Res. 35: Mr. BUTTERFIELD, Mr. CLAY, and Mr. THOMPSON of Mississippi.

H. Con. Res. 40: Mr. NORWOOD.

H. Con. Res. 45: Mr. GILCHREST, Mr. CAS- TLE, and Mr. McCAUL of Texas.

H. Res. 18: Mr. CALVERT and Mr. MILLER of Florida.

H. Res. 53: Mr. CLAY, Mr. CARNAHAN, Mr. GRAVES, Mrs. EMERSON, Mr. MOORE of Kan- sas, Mr. SKELTON, Mr. BERRY, Mr. HULSHOF, Ms. KILPATRICK, Mr. DAVIS of Alabama, Mr. WYNN, Mr. DOGGETT, and Mr. CUELLAR.

H. Res. 55: Mr. NADLER, Mr. PAYNE, Mr. DOGGETT, Mrs. MALONEY of New York, Ms. WOOLSEY, Ms. JACKSON-LEE of Texas, Ms. EDDIE BERNICE JOHNSON of Texas, Mr. COHEN, Mr. ELLISON, and Mr. McNULTY.

H. Res. 72: Mr. MARIO DIAZ-BALART of Flor- ida, Ms. CASTOR, Ms. MATSUI, Mr. EHLERS, Mr. KLEIN of Florida, Mr. FEENEY, Ms. WASSERMAN SCHULTZ, Mr. CRENSHAW, Mr. MACK, Ms. EDDIE BERNICE JOHNSON of Texas, and Mr. CARNAHAN.

H. Res. 79: Mr. YOUNG of Alaska.

H. Res. 84: Mr. WESTMORELAND, Mr. LATOURETTE, Mr. SHUSTER, Mr. ARCURI, Mr. DENT, Mr. BOOZHMAN, Ms. FALLIN, Mr. MCHUGH, Mr. EHLERS, Mr. HIGGINS, Mr. DAVIS of Kentucky, Mr. PLATTS, Mr. CASTLE, Mr. ENGLISH of Pennsylvania, Mr. MARCHANT, Mr. GERLACH, Mr. PRICE of Geor- gia, Mr. FOSSELLA, Mr. WALSH of New York, Mr. JOHNSON of Illinois, Mr. PETRI, and Mr. MARIO DIAZ-BALART of Florida.

H. Res. 90: Ms. WATERS, Mr. STUPAK, Mr. WATT, Mr. BISHOP of Georgia, Mr. ELLS- WORTH, and Mr. BOREN.

H. Res. 101: Mr. COHEN and Mr. CONYERS.

H. Res. 102: Mr. ROHRBACHER, Mr. BACA, Mr. HOLT, and Ms. ZOE LOFGREN of Cali- fornia.

#### ¶15.25 PETITIONS

Under clause 3 of rule XII, petitions and papers were laid on the clerk's desk and referred as follows:

1. The SPEAKER presented a petition of Mr. Kent Gneiting, a citizen of Fort Collins, Colorado, relative to petitioning the Congress of the United States for an appeal for redress; to the Committee on Foreign Af- fairs.

2. Also, a petition of Mr. Jabbar Magruder, a citizen of Los Angeles, California, relative to petitioning the Congress of the United States for an appeal for redress; to the Com- mittee on Foreign Affairs.

3. Also, a petition of the International As- sociation of Chiefs of Police, relative to reso- lutions adopted by the membersip of the International Association of Chiefs of Police at its 112th Annual Conference; to the Com- mittee on the Judiciary.

4. Also, a petition of the Union County Board of Chosen Freeholders, New Jersey, relative to Resolution No. 982-2006 calling for the resignation of Dennis Hastert, Speaker of the House of Representatives from his po- sition as speaker and as a Congressman; to the Committee on Standards of Official Con- duct.

### WEDNESDAY, JANUARY 31, 2007 (16)

#### ¶16.1 APPOINTMENT OF SPEAKER PRO TEMPORE

The House was called to order by the SPEAKER pro tempore, Mr. POM- EROY, who laid before the House the following communication:

WASHINGTON, DC,

January 31, 2007.

I hereby appoint the Honorable EARL POM- EROY to act as Speaker pro tempore on this day.

NANCY PELOSI,

*Speaker of the House of Representatives.*

#### ¶16.2 APPROVAL OF THE JOURNAL

The SPEAKER pro tempore, Mr. POMEROY, announced he had exam- ined and approved the Journal of the proceedings of Tuesday, January 30, 2007.

Pursuant to clause 1, rule I, the Jour- nal was approved.

#### ¶16.3 COMMUNICATIONS

Executive and other communica- tions, pursuant to clause 8, rule XII, were referred as follows:

475. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the De- partment's final rule — Special Local Regu- lations; Annual Gasparilla Marine Parade, Hillsborough Bay, Tampa, FL [CGD 07-05-156] (RIN: 1625-AA08) received January 16, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Com- mittee on Transportation and Infrastruc- ture.

476. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the De- partment's final rule — Regulated Naviga- tion Area; East Rockaway Inlet to Atlantic Beach Bridge, Nassau County, Long Island, New York [CGD01-06-142] (RIN: 1625-AA11) re- ceived January 12, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transpor- tation and Infrastructure.

477. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the De- partment's final rule — Drawbridge Oper- ation Regulations; Southern Boulevard (SR 700/80) Bridge, Atlantic Intracoastal Waterway, mile 1024.7, Palm Beach, FL [CGD07-06-130] (RIN: 1625-AA09) received January 16, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Com- mittee on Transportation and Infrastruc- ture.

478. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the De- partment's final rule — Drawbridge Oper- ation Regulation; Darby Creek, Essington, PA [CGD05-06-086] (RIN: 1625-AA09) received January 16, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transpor- tation and Infrastructure.

479. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the De- partment's final rule — Drawbridge Oper- ation Regulation; Bayou Lafourche, LA [CGD08-06-028] (RIN: 1625-AA09) received Jan- uary 16, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transpor- tation and Infrastructure.

480. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the De- partment's final rule — Drawbridge Oper- ation Regulations; Arkansas Waterway, Ar- kansas [CGD08-06-005] (RIN: 1625-AA09) re- ceived January 16, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transpor- tation and Infrastructure.

481. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the De- partment's final rule — Security Zone; Poto- mac and Anacostia Rivers, Washington, DC and Arlington and Fairfax Counties, VA [CGD05-06-120] (RIN: 1625-AA87) received Jan- uary 16, 2007, pursuant to 5 U.S.C.

801(a)(1)(A); to the Committee on Transpor- tation and Infrastructure.

482. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the De- partment's final rule — Security Zone; Choptank River, Cambridge, MD [CGD05-06-121] (RIN: 1625-AA00) received January 16, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infra- structure.

483. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the De- partment's final rule — Security Zones; Es- corted Vessels in the Captain of the Port Jacksonville Zone [COTP Jacksonville 06-276] (RIN: 1625-AA87) received January 16, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infra- structure.

484. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the De- partment's final rule — Security Zone, Elba Island LNG mooring Slip, Savannah River, Savannah, Georgia [COTP Savannah 06-160] (RIN: 1625-AA87) received January 16, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Com- mittee on Transportation and Infrastruc- ture.

485. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the De- partment's final rule — Security Zone; Wa- ters Surrounding U.S. Forces Vessel SBX-1, HI [COTP Honolulu 06-008] (RIN: 1625-AA87) received January 16, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

486. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the De- partment's final rule — Safety Zone; Transit of Industrial Cranes, Cape Fear River, Wil- mington, North Carolina [CGD05-07-123] (RIN: 1625-AA00) received January 16, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Com- mittee on Transportation and Infrastruc- ture.

487. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the De- partment's final rule — Safety Zone; Chicago New Years Eve Fireworks, Lake Michigan, Chicago, IL [CGD09-06-173] (RIN: 1625-AA00) received January 16, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

488. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the De- partment's final rule — Safety Zone Regula- tions, New Tacoma Narrows Bridge Con- struction Project, Bridge Deck Lifting Beams [CGD13-06-054] (RIN: 1625-AA00) re- ceived January 16, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transpor- tation and Infrastructure.

489. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the De- partment's final rule — Safety Zone Regula- tions, New Tacoma Narrows Bridge Con- struction Project, Construction Barge "MARMACK 12" [CGD13-06-053] (RIN: 1625- AA00) received January 16, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

490. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the De- partment's final rule — Safety Zone Regula- tions, New Tacoma Narrows Bridge Con- struction Project, Construction Vessels and Equipment Under and in Immediate Vicinity of West Span [CGD13-06-052] (RIN: 1625-AA00) received January 16, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

¶16.4 PROVIDING FOR CONSIDERATION OF H.J. RES. 20

Ms. SLAUGHTER, by direction of the Committee on Rules, called up the following resolution (H. Res. 116):

Resolved, That upon the adoption of this resolution it shall be in order to consider in the House the joint resolution (H.J. Res. 20) making further continuing appropriations for the fiscal year 2007, and for other purposes. All points of order against the joint resolution and against its consideration are waived except those arising under clause 9 or 10 of rule XXI. The joint resolution shall be considered as read. The previous question shall be considered as ordered on the joint resolution to final passage without intervening motion except: (1) one hour of debate equally divided and controlled by the chairman and ranking minority member of the Committee on Appropriations; and (2) one motion to recommit.

When said resolution was considered. After debate, Ms. SLAUGHTER moved the previous question on the resolution to its adoption or rejection. The question being put, viva voce, Will the House now order the previous question?

The SPEAKER pro tempore, Mr. POMEROY, announced that the yeas had it. Ms. SLAUGHTER demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Mr. POMEROY, pursuant to clause 8, rule XX, announced that further proceedings on the question were postponed.

¶16.5 H. RES. 59—UNFINISHED BUSINESS

The SPEAKER pro tempore, Mr. POMEROY, pursuant to clause 8, rule XX, announced the unfinished business to be the motion to suspend the rules and agree to said resolution (H. Res. 59) supporting the goals and ideals of National Engineers Week, and for other purposes.

The question being put, Will the House suspend the rules and agree to the said resolution?

The vote was taken by electronic device.

It was decided in the { Yeas ..... 417 affirmative ..... } Nays ..... 0

¶16.6 [Roll No. 64]

YEAS—417

Table listing names of members who voted 'Yeas' for H. Res. 64, including Abercrombie, Ackerman, Aderholt, Akin, Allen, Altmire, Andrews, Arcuri, Baca, Bachmann, Bachus, Baird, Baker, Baldwin, Barrett (SC), Barrow, Bartlett (MD), Barton (TX), Bean, Becerra, Berkley, Bertram, Berry, Biggart, Bilbray, Bilirakis, Bishop (GA), Bishop (NY), Bishop (UT), Blackburn, Blumenauer, Blunt, Boehner, Bonner, Bono, Boozman, Boren, Boswell, Boucher, Boustany, Boyd (FL), Boyda (KS), Brady (PA), Brady (TX), Braley (IA), Brown (SC), Brown, Corrine, Brown-Waite, Ginny, Buchanan, Burgess, Burton (IN), Butlerfield, Calvert, Camp (MI), Campbell (CA), Cannon, Cantor, Capito, Capps, Cardoza, Carnahan, Carney, Carson, Carter, Castle, Castor, Chabot, Chalker, Clay, Cleaver, Clyburn, Coble, Cohen, Cole (OK), Conaway, Conyers, Cooper, Costa, Costello, Courtney, Cramer, Crenshaw, Crowley, Cubin, Cuellar, Culberson, Cummings, Davis (AL), Davis (CA), Davis (IL), Davis (KY), Davis, David, Davis, Lincoln, Davis, Tom, Deal (GA), DeFazio, DeGette, Delahunt, DeLauro, Dent, Diaz-Balart, L., Diaz-Balart, M., Dicks, Dingell, Doggett, Donnelly, Doolittle, Doyle, Drake, Dreier, Duncan, Edwards, Ehlers, Ellison, Ellsworth, Emanuel, Emerson, Engel, English (PA), Eshoo, Etheridge, Everett, Fallin, Fattah, Feeney, Ferguson, Filner, Flake, Forbes, Fortenberry, Foxx, Frank (MA), Franks (AZ), Frelinghuysen, Gallegly, Garrett (NJ), Gerlach, Giffords, Gillibrand, Gillmor, Gingrey, Gohmert, Gonzalez, Goode, Goodlatte, Gordon, Granger, Graves, Green, Al, Green, Gene, Grijalva, Gutierrez, Hall (NY), Hall (TX), Hare, Harman, Hastings (FL), Hastings (WA), Hayes, Heller, Hensarling, Herger, Herseth, Hill, Hinchey, Hinojosa, Hiron, Hobson, Hoekstra, Holden, Holt, Honda, Hooley, Hoyer, Hulshof, Hunter, Inglis (SC), Inslee, Israel, Issa, Jackson (IL), Jackson-Lee (TX), Jefferson, Jindal, Johnson (GA), Johnson (IL), Johnson, E. B., Johnson, Sam, Jones (NC), Jones (OH), Jordan, Kagen, Kanjorski, Kaptur, Keller, Kennedy, Kildee, Kilpatrick, Kind, King (IA), Kingston, Kirk, Klein (FL), Kline (MN), Knollenberg, Kucinich, Kuhl (NY), LaHood, Lamborn, Lampson, Langevin, Lantos, Larsen (WA), Larson (CT), Latham, LaTourette, Lee, Levin, Lewis (CA), Lewis (GA), Lewis (KY), Linder, Lipinski, LoBiondo, Loebsack, Lofgren, Zoe, Lowey, Lucas, Lungren, Daniel E., Lynch, Mack, Mahoney (FL), Manzullo, Marchant, Markey, Marshall, Matheson, Matsui, McCarthy (CA), McCarthy (NY), McCaul (TX), McCollum (MN), McCotter, McCrery, McGovern, McHenry, McHugh, McIntyre, McKeon, McMorris, Rodgers, McNerney, McNulty, Meehan, Meeks (NY), Melancon, Mica, Michaud, Millender, McDonald, Miller (FL), Miller (MI), Miller (NC), Miller, Gary, Miller, George, Mitchell, Mollohan, Moore (KS), Moore (WI), Moran (KS), Moran (VA), Murphy (CT), Murphy, Patrick, Murphy, Tim, Murtha, Musgrave, Myrick, Nadler, Napolitano, Neal (MA), Neugebauer, Nunes, Obey, Olver, Ortiz, Pallone, Pascrell, Pastor, Payne, Pearce, Pelosi, Pence, Perlmutter, Peterson (MN), Peterson (PA), Petri, Pickering, Pitts, Platts, Poe, Pomeroy, Porter, Price (GA), Price (NC), Pryce (OH), Putnam, Radanovich, Rahall, Ramstad, Rangel, Regula, Rehberg, Reichert, Renzi, Reyes, Rodriguez, Rogers (AL), Rogers (KY), Rogers (MI), Rohrabacher, Ros-Lehtinen, Roskam, Ross, Rothman, Roybal-Allard, Royce, Ruppertsberger, Ryan (OH), Ryan (WI), Salazar, Sali, Sanchez, Linda T., Sanchez, Loretta, Sarbanes, Saxton, Schakowsky, Schiff, Schmidt, Schwartz, Scott (GA), Scott (VA), Sensenbrenner, Serrano, Sessions, Sestak, Shadegg, Shays, Shea-Porter, Sherman, Shimkus, Shuler, Shuster, Simpson, Sires, Skelton, Slaughter, Smith (NE), Smith (NJ), Smith (TX), Smith (WA), Snyder, Souder, Space, Spratt, Stark, Stearns, Stupak, Sullivan, Sutton, Tancredo, Tanner, Tauscher, Taylor, Terry, Thompson (CA), Thompson (MS), Thornberry, Tiahrt, Tiberi, Tierney, Towns, Turner, Udall (CO), Udall (NM), Upton, Van Hollen, Velázquez, Visclosky, Walberg, Walden (OR), Walsh (NY), Walz (MN), Wamp, Wasserman, Schultze, Waters, Watson, Watt, Waxman, Weiner, Welch (VT), Weldon (FL), Weller, Westmoreland, Waxler, Whitfield, Wicker, Wilson (NM), Wilson (OH), Wilson (SC), Wolf, Woolsey, Wu, Wynn, Yarmuth, Young (AK), Young (FL)

Table listing names of members who voted 'Nays' for H. Res. 64, including Alexander, Buyer, Davis, Jo Ann, Farr, Fossella, Gilchrist, Hastert, Higgins, Hodes, King (NY), Maloney (NY), McDermott, Meek (FL), Norwood, Oberstar, Paul, Reynolds, Rush, So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said resolution was agreed to. A motion to reconsider the vote whereby the rules were suspended and said resolution was agreed to was, by unanimous consent, laid on the table.

NOT VOTING—18

¶16.7 H. CON. RES. 34—UNFINISHED BUSINESS

The SPEAKER pro tempore, Mr. POMEROY, pursuant to clause 8, rule XX, announced the further unfinished business to be the motion to suspend the rules and agree to said concurrent resolution (H. Con. Res. 34) honoring the life of Percy Avon Julia, a pioneer in the field of organic chemistry research and development and the first and only African American chemist to be inducted into the National Academy of Sciences.

The question being put, Will the House suspend the rules and agree to the said concurrent resolution?

The vote was taken by electronic device.

It was decided in the { Yeas ..... 418 affirmative ..... } Nays ..... 0

¶16.8 [Roll No. 65]

YEAS—418

Table listing names of members who voted 'Yeas' for H. Con. Res. 65, including Abercrombie, Ackerman, Aderholt, Akin, Allen, Altmire, Andrews, Arcuri, Baca, Bachmann, Bachus, Baird, Baker, Baldwin, Barrett (SC), Barrow, Bartlett (MD), Barton (TX), Bean, Becerra, Berkley, Bertram, Berry, Biggart, Bilbray, Bilirakis, Bishop (GA), Bishop (NY), Bishop (UT), Blackburn, Blumenauer, Blunt, Boehner, Bonner, Bono, Boozman, Boren, Boswell, Boucher, Boustany, Boyd (FL), Boyda (KS), Brady (PA), Brady (TX), Chabot, Chandler, Clarke, Clay, Cleaver, Clyburn, Coble, Burgess, Burton (IN), Butterfield, Calvert, Camp (MI), Campbell (CA), Cannon, Cantor, Capito, Capps, Cardoza, Carnahan, Carney, Carson, Carter, Castle, Castor, Chabot, Chandler, Clarke, Clay, Cleaver, Clyburn, Coble

Cohen	Honda	Moran (KS)	Sullivan	Upton	Weldon (FL)	Holt	Melancon	Schwartz
Cole (OK)	Hooley	Moran (VA)	Sutton	Van Hollen	Weller	Honda	Michaud	Scott (GA)
Conaway	Hoyer	Murphy, Patrick	Tancredo	Velázquez	Westmoreland	Hoyer	Millender-	Scott (VA)
Conyers	Hulshof	Murphy, Tim	Tanner	Visclosky	Wexler	Inslee	McDonald	Serrano
Cooper	Hunter	Murtha	Tauscher	Walberg	Whitfield	Israel	Miller (NC)	Sestak
Costa	Inglis (SC)	Musgrave	Taylor	Walden (OR)	Wicker	Jackson (IL)	Miller, George	Shea-Porter
Costello	Inslee	Myrick	Terry	Walsh (NY)	Wilson (NM)	Jackson-Lee	Mitchell	Sherman
Courtney	Israel	Nadler	Thompson (CA)	Walz (MN)	Wilson (OH)	(TX)	Mollohan	Shuler
Cramer	Issa	Napolitano	Thompson (MS)	Wamp	Wilson (SC)	Jefferson	Moore (KS)	Simpson
Crenshaw	Jackson (IL)	Neal (MA)	Thornberry	Wasserman	Wolf	Johnson (GA)	Moore (WI)	Sires
Crowley	Jackson-Lee	Neugebauer	Tiahrt	Schultz	Woolsey	Johnson, E. B.	Moran (VA)	Skelton
Cubin	(TX)	Nunes	Tiberi	Waters	Wu	Jones (OH)	Murphy (CT)	Slaughter
Cuellar	Jefferson	Oberstar	Tierney	Watson	Wynn	Kagen	Murphy, Patrick	Smith (WA)
Culberson	Jindal	Obey	Towns	Watt	Yarmuth	Kanjorski	Murtha	Snyder
Cummings	Johnson (GA)	Olver	Turner	Waxman	Young (AK)	Kaptur	Nadler	Solis
Davis (AL)	Johnson (IL)	Ortiz	Udall (CO)	Weiner	Young (FL)	Kennedy	Napolitano	Space
Davis (CA)	Johnson, E. B.	Pallone	Udall (NM)	Welch (VT)		Kildee	Neal (MA)	Spratt
Davis (IL)	Johnson, Sam	Pascrell				Kilpatrick	Oberstar	Stark
Davis (KY)	Jones (NC)	Pastor				Kind	Obey	Stupak
Davis, David	Jones (OH)	Payne	Alexander	Hastert	Murphy (CT)	Klein (FL)	Olver	Sutton
Davis, Lincoln	Jordan	Pearce	Buyer	Higgins	Norwood	Kucinich	Ortiz	Tanner
Davis, Tom	Kagen	Pence	Davis, Jo Ann	King (NY)	Paul	Lampson	Pallone	Tauscher
Deal (GA)	Kanjorski	Perlmutter	Farr	Maloney (NY)	Reynolds	Langevin	Pascrell	Taylor
DeFazio	Kaptur	Peterson (MN)	Fossella	McDermott		Lantos	Pastor	Thompson (CA)
DeGette	Keller	Peterson (PA)	Gilchrest	Meek (FL)		Larsen (WA)	Payne	Thompson (MS)
DeLauro	Kennedy	Petri				Larson (CT)	Pelosi	Tierney
Dent	Kildee	Pickering				Lee	Perlmutter	Towns
Diaz-Balart, L.	Kilpatrick	Pitts				Levin	Peterson (MN)	Udall (CO)
Diaz-Balart, M.	Kind	Platts				Lewis (GA)	Pomeroy	Udall (NM)
Dicks	King (IA)	Poe				Lipinski	Price (NC)	Van Hollen
Dingell	Kingston	Pomeroy				Loebsock	Rahall	Velázquez
Doggett	Kirk	Porter				Lofgren, Zoe	Rangel	Visclosky
Donnelly	Klein (FL)	Price (GA)				Lowe	Reyes	Walz (MN)
Doolittle	Kline (MN)	Price (NC)				Lynch	Rodriguez	Wasserman
Doyle	Knollenberg	Pryce (OH)				Mahoney (FL)	Ross	Schultz
Drake	Kucinich	Putnam				Markey	Rothman	Waters
Dreier	Kuhl (NY)	Radanovich				Marshall	Royal-Allard	Watson
Duncan	LaHood	Rahall				Matheson	Ruppersberger	Watt
Edwards	Lamborn	Ramstad				Matsui	Rush	Waxman
Ehlers	Lampson	Rangel				McCarthy (NY)	Ryan (OH)	Weiner
Ehlers	Langevin	Regula				McCollum (MN)	Salazar	Welch (VT)
Ellison	Lantos	Rehberg				McGovern	Sánchez, Linda	Wexler
Ellsworth	Larsen (WA)	Reichert				McIntyre	T.	Wilson (OH)
Emanuel	Larson (CT)	Renzi				McNerney	Sanchez, Loretta	Woolsey
Emerson	Latham	Reyes				McNulty	Sarbanes	Wu
Engel	LaTourette	Rodriguez				Meehan	Schakowsky	Wynn
English (PA)	Lee	Rogers (AL)				Meeks (NY)	Schiff	Yarmuth
Eshoo	Levin	Rogers (KY)						
Etheridge	Lewis (CA)	Rogers (MI)						
Everett	Lewis (GA)	Rohrabacher						
Fallin	Lewis (KY)	Ros-Lehtinen						
Fattah	Linder	Roskam						
Feeney	Lipinski	Ross						
Ferguson	LoBiondo	Rothman						
Filner	Loebsock	Roybal-Allard						
Flake	Lofgren, Zoe	Royce						
Forbes	Lowe	Ruppersberger						
Fortenberry	Lucas	Rush						
Fox	Lungren, Daniel	Ryan (OH)						
Frank (MA)	E.	Ryan (WI)						
Frank (AZ)	Lynch	Salazar						
Frelinghuysen	Mack	Sali						
Gallely	Mahoney (FL)	Sánchez, Linda						
Garrett (NJ)	Manzullo	T.						
Gerlach	Marchant	Sanchez, Loretta						
Giffords	Markey	Sarbanes						
Gillibrand	Marshall	Saxton						
Gillmor	Matheson	Schakowsky						
Gingrey	Matsui	Schiff						
Gohmert	McCarthy (CA)	Schmidt						
Gonzalez	McCarthy (NY)	Schwartz						
Goode	McCaul (TX)	Scott (GA)						
Goodlatte	McCollum (MN)	Scott (VA)						
Gordon	McCotter	Sensenbrenner						
Granger	McCrery	Serrano						
Graves	McGovern	Sessions						
Green, Al	McHenry	Sestak						
Green, Gene	McHugh	Shadegg						
Grijalva	McIntyre	Shays						
Gutierrez	McKeon	Shea-Porter						
Hall (NY)	McMorris	Sherman						
Hall (TX)	Rodgers	Shimkus						
Hare	McNerney	Shuler						
Harman	McNulty	Shuster						
Hastings (FL)	Meehan	Simpson						
Hastings (WA)	Meeks (NY)	Sires						
Hayes	Melancon	Skelton						
Heller	Mica	Slaughter						
Hensarling	Michaud	Smith (NE)						
Herger	Millender-	Smith (NJ)						
Herseth	McDonald	Smith (TX)						
Hill	Miller (FL)	Smith (WA)						
Hinche	Miller (MI)	Snyder						
Hinojosa	Miller (NC)	Solis						
Hirono	Miller, Gary	Souder						
Hobson	Miller, George	Space						
Hodes	Mitchell	Spratt						
Hoekstra	Mollohan	Stark						
Holden	Moore (KS)	Stearns						
Holt	Moore (WI)	Stupak						

NOT VOTING—16

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said concurrent resolution was agreed to.

A motion to reconsider the vote whereby the rules were suspended and said concurrent resolution was agreed to was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said concurrent resolution.

¶16.9 H. RES. 116—UNFINISHED BUSINESS

The SPEAKER pro tempore, Mr. POMEROY, pursuant to clause 8, rule XX, announced the further unfinished business to be the question on ordering the previous question on the resolution (H. Res. 116) providing for consideration of the joint resolution (H.J. Res. 20) making further continuing appropriations for the fiscal year 2007, and for other purposes.

The question being put, Will the House now order the previous question?

The vote was taken by electronic device.

It was decided in the affirmative { Yeas ..... 227 Nays ..... 192

¶16.10 [Roll No. 66]

YEAS—227

Abercrombie	Carnahan	Doyle
Ackerman	Carney	Edwards
Allen	Carson	Ellison
Altmire	Castor	Ellsworth
Andrews	Chandler	Emanuel
Arcuri	Clarke	Engel
Baca	Clay	Eshoo
Baird	Cleaver	Etheridge
Baldwin	Clyburn	Fattah
Barrow	Cohen	Filner
Bean	Conyers	Frank (MA)
Becerra	Cooper	Giffords
Berkley	Costa	Gillibrand
Berman	Costello	Gonzalez
Berry	Courtney	Gordon
Bishop (GA)	Cramer	Green, Al
Bishop (NY)	Crowley	Green, Gene
Blumenauer	Cuellar	Grijalva
Boren	Cummings	Gutierrez
Boswell	Davis (AL)	Hall (NY)
Boucher	Davis (CA)	Hare
Boyd (FL)	Davis (IL)	Harman
Boyd (KS)	Davis, Lincoln	Hastings (FL)
Brady (PA)	DeGette	Herseth
Braley (IA)	DeLauro	Hill
Brown, Corrine	DeLauro	Hinche
Butterfield	Dicks	Hinojosa
Capps	Dingell	Hirono
Capuano	Doggett	Hodes
Cardoza	Donnelly	Holden

NAYS—192

Aderholt	Dreier	Latham
Akin	Duncan	LaTourette
Bachmann	Ehlers	Lewis (CA)
Bachus	Emerson	Lewis (KY)
Baker	English (PA)	Linder
Barrett (SC)	Everett	LoBiondo
Bartlett (MD)	Fallin	Lucas
Barton (TX)	Feeney	Lungren, Daniel
Biggart	Ferguson	E.
Bilbray	Flake	Mack
Bilirakis	Forbes	Manzullo
Bishop (UT)	Fortenberry	Marchant
Blackburn	Fox	McCarthy (CA)
Blunt	Franks (AZ)	McCaul (TX)
Boehner	Frelinghuysen	McCotter
Bonner	Gallely	McCrery
Bono	Garrett (NJ)	McHenry
Boozman	Gerlach	McHugh
Boustany	Gillmor	McKeon
Brady (TX)	Gingrey	McMorris
Brown (SC)	Gohmert	Rodgers
Brown-Waite,	Goode	Mica
Ginny	Goodlatte	Miller (FL)
Buchanan	Granger	Miller (MI)
Burgess	Graves	Miller, Gary
Burton (IN)	Hall (TX)	Moran (KS)
Calvert	Hastings (WA)	Murphy, Tim
Camp (MI)	Hayes	Musgrave
Campbell (CA)	Heller	Myrick
Cannon	Hensarling	Neugebauer
Cantor	Herger	Nunes
Capito	Hoekstra	Pearce
Carter	Hooley	Pence
Castle	Hulshof	Peterson (PA)
Chabot	Hunter	Petri
Coble	Inglis (SC)	Pickering
Cole (OK)	Issa	Pitts
Conaway	Jindal	Platts
Crenshaw	Johnson (IL)	Poe
Cubin	Johnson, Sam	Porter
Culberson	Jones (NC)	Price (GA)
Davis (KY)	Jordan	Pryce (OH)
Davis, David	Keller	Putnam
Davis, Tom	King (IA)	Radanovich
Deal (GA)	Kingston	Ramstad
DeFazio	Kirk	Regula
Dent	Kline (MN)	Rehberg
Diaz-Balart, L.	Knollenberg	Reichert
Diaz-Balart, M.	Kuhl (NY)	Renzi
Doolittle	LaHood	Rogers (AL)
Drake	Lamborn	Rogers (KY)

Rogers (MI) Shuster  
 Rohrabacher Smith (NE)  
 Ros-Lehtinen Smith (NJ)  
 Roskam Smith (TX)  
 Royce Souder  
 Ryan (WI) Stearns  
 Sali Sullivan  
 Saxton Tancredo  
 Schmidt Terry  
 Sensenbrenner Thornberry  
 Sessions Tiahrt  
 Shadegg Tiberi  
 Shays Turner  
 Shimkus Upton

Walberg  
 Walden (OR)  
 Walsh (NY)  
 Wamp  
 Weldon (FL)  
 Weller  
 Westmoreland  
 Whitfield  
 Wicker  
 Wilson (NM)  
 Wilson (SC)  
 Wolf  
 Young (AK)  
 Young (FL)

Obey  
 Oliver  
 Ortiz  
 Pallone  
 Pascarell  
 Pastor  
 Payne  
 Pelosi  
 Perlmutter  
 Peterson (MN)  
 Pomeroy  
 Price (NC)  
 Rahall  
 Rangel  
 Reyes  
 Rodriguez  
 Ross  
 Rothman  
 Roybal-Allard  
 Ruppersberger  
 Rush  
 Ryan (OH)  
 Salazar  
 Sanchez, Linda  
 T.  
 Sanchez, Loretta

Sarbanes  
 Schakowsky  
 Schiff  
 Schwartz  
 Scott (GA)  
 Scott (VA)  
 Serrano  
 Sestak  
 Shea-Porter  
 Sherman  
 Shuler  
 Simpson  
 Sires  
 Skelton  
 Slaughter  
 Smith (WA)  
 Snyder  
 Solis  
 Space  
 Spratt  
 Stark  
 Stupak  
 Sutton  
 Tanner  
 Tauscher  
 Taylor

Thompson (CA)  
 Thompson (MS)  
 Tierney  
 Towns  
 Udall (CO)  
 Udall (NM)  
 Van Hollen  
 Velázquez  
 Visclosky  
 Walz (MN)  
 Wasserman  
 Schultz

Meek (FL)  
 Melancon  
 Norwood  
 Paul  
 Pickering  
 Reynolds

So the resolution was agreed to.  
 A motion to reconsider the vote whereby said resolution was agreed to was, by unanimous consent, laid on the table.

¶16.12 TRADE POLICY AND NEGOTIATIONS

The SPEAKER pro tempore, Mr. POMEROY, announced that the Speaker appointed, pursuant to section 161(a) of the Trade Act of 1974 (19 United States Code 2211), and the order of the House of January 4, 2007, the following Members of the House as Congressional Advisers on Trade Policy and Negotiations: Messrs. RANGEL, LEVIN, TANNER, MCCRERY, and HERGER.

*Ordered*, That the Clerk notify the Senate of the foregoing appointment.

¶16.13 COMMITTEE ON WAYS AND MEANS RECOMMENDATIONS FOR APPOINTMENTS

The SPEAKER pro tempore, Mr. POMEROY, laid before the House a communication, which was read as follows:

COMMITTEE ON WAYS AND MEANS,  
 HOUSE OF REPRESENTATIVES,  
 Washington, DC, January 17, 2007.

Hon. NANCY PELOSI,  
 Speaker, House of Representatives,  
 Washington, DC.

DEAR MADAM SPEAKER, I am forwarding to you the Committee's recommendations for certain positions for the 110th Congress.

First, pursuant to Section 8002 of the Internal Revenue Code of 1986, the Committee designated the following Members to serve on the Joint Committee on Taxation: Mr. Rangel, Mr. Stark, Mr. Levin, Mr. McCrery, Mr. Herger.

Second, pursuant to Section 161 of the Trade Act of 1974, the Committee recommended the following Members to serve as official advisors for international conference meetings and negotiating sessions on trade agreements: Mr. Rangel, Mr. Levin, Mr. Tanner, Mr. McCrery, Mr. Herger.

Third, pursuant to House Rule X, Clause 5 (2)(A)(i), the Committee designated the following Members to serve on the Committee on the Budget: Mr. Becerra, Mr. Doggett, Mr. Blumenauer, Mr. Tiberi, Mr. Porter.

Best regards,  
 CHARLES B. RANGEL,  
 Chairman.

*Ordered*, That the Clerk notify the Senate thereof.

¶16.14 FURTHER CONTINUING APPROPRIATIONS FY 2007

Mr. OBEY, pursuant to House Resolution 116, called up for consideration the joint resolution (H.J. Res. 20) making further continuing appropriations for the fiscal year 2007, and for other purposes.

Pending consideration of said joint resolution.

Mr. PRICE of Georgia, demanded the question of consideration of said joint resolution.

The question being put, viva voce,  
 Shall the House now consider said joint resolution?

The SPEAKER pro tempore, Mr. POMEROY, announced that the nays had it.

Mr. OBEY, demanded a recorded vote on agreeing to consideration of said

NOT VOTING—16

Alexander Hastert  
 Buyer Higgins  
 Davis, Jo Ann Hobson  
 Farr King (NY)  
 Fossella Maloney (NY)  
 Gilchrist McDermott

Meek (FL)  
 Norwood  
 Paul  
 Reynolds

NOES—191

Aderholt  
 Akin  
 Bachmann  
 Bachus  
 Baker  
 Barrett (SC)  
 Bartlett (MD)  
 Barton (TX)  
 Biggert  
 Bilbray  
 Bilirakis  
 Bishop (UT)  
 Blackburn  
 Blunt  
 Boehner  
 Bonner  
 Bono  
 Boozman  
 Boustany  
 Brady (TX)  
 Brown (SC)  
 Brown-Waite,  
 Ginny  
 Buchanan  
 Burgess  
 Burton (IN)  
 Calvert  
 Camp (MI)  
 Campbell (CA)  
 Cannon  
 Cantor  
 Capito  
 Carter  
 Castle  
 Chabot  
 Coble  
 Cole (OK)  
 Conaway  
 Crenshaw  
 Cubin  
 Culberson  
 Davis (KY)  
 Davis, David  
 Davis, Tom  
 Deal (GA)  
 DeFazio  
 Dent  
 Diaz-Balart, L.  
 Diaz-Balart, M.  
 Doolittle  
 Drake  
 Dreier  
 Duncan  
 Ehlers  
 Emerson  
 English (PA)  
 Everrett  
 Fallin  
 Feeney  
 Ferguson  
 Flake  
 Forbes  
 Fortenberry  
 Fox  
 Franks (AZ)

Frelinghuysen  
 Gallegly  
 Garrett (NJ)  
 Gerlach  
 Gillmor  
 Gingrey  
 Gohmert  
 Goode  
 Goodlatte  
 Granger  
 Graves  
 Hall (TX)  
 Hastings (WA)  
 Hayes  
 Heller  
 Hensarling  
 Herger  
 Hobson  
 Hoekstra  
 Hooley  
 Hulshof  
 Hunter  
 Inglis (SC)  
 Issa  
 Jindal  
 Johnson (IL)  
 Johnson, Sam  
 Jones (NC)  
 Jordan  
 Keller  
 King (IA)  
 Kingston  
 Kirk  
 Kline (MN)  
 Knollenberg  
 Kuhl (NY)  
 LaHood  
 Lamborn  
 Latham  
 LaTourette  
 Lewis (CA)  
 Lewis (KY)  
 Linder  
 LoBiondo  
 Lucas  
 Lungren, Daniel  
 E.  
 Mack  
 Manzullo  
 Marchant  
 McCarthy (CA)  
 McCaul (TX)  
 McCotter  
 McCrery  
 McHenry  
 McKeon  
 McMorris  
 Rodgers  
 Mica  
 Miller (FL)  
 Miller (MI)  
 Miller, Gary  
 Moran (KS)  
 Murphy, Tim  
 Musgrave

Myrick  
 Neugebauer  
 Nunes  
 Pearce  
 Pence  
 Peterson (PA)  
 Petri  
 Pitts  
 Platts  
 Poe  
 Porter  
 Price (GA)  
 Pryce (OH)  
 Putnam  
 Radanovich  
 Ramstad  
 Regula  
 Rehberg  
 Reichert  
 Renzi  
 Rogers (AL)  
 Rogers (KY)  
 Rogers (MI)  
 Rohrabacher  
 Ros-Lehtinen  
 Roskam  
 Royce  
 Ryan (WI)  
 Sali  
 Saxton  
 Schmidt  
 Sensenbrenner  
 Sessions  
 Shadegg  
 Shays  
 Shimkus  
 Shuster  
 Smith (NE)  
 Smith (NJ)  
 Smith (TX)  
 Souder  
 Stearns  
 Sullivan  
 Tancredo  
 Terry  
 Thornberry  
 Tiahrt  
 Tiberi  
 Turner  
 Upton  
 Walberg  
 Walden (OR)  
 Walsh (NY)  
 Wamp  
 Weldon (FL)  
 Weller  
 Westmoreland  
 Whitfield  
 Wicker  
 Wilson (NM)  
 Wilson (SC)  
 Wolf  
 Young (AK)  
 Young (FL)

So the previous question on the resolution was ordered.  
 The question being put, viva voce,  
 Will the House agree to said resolution?

The SPEAKER pro tempore, Mr. POMEROY, announced that the nays had it.

Ms. SLAUGHTER demanded a recorded vote on agreeing to said resolution, which demand was supported by one-fifth of a quorum, so a recorded vote was ordered.

The vote was taken by electronic device.

It was decided in the { Yeas ..... 225  
 affirmative ..... } Nays ..... 191

¶16.11 [Roll No. 67]

AYES—225

Abercrombie Davis, Lincoln  
 Ackerman DeGette  
 Allen Delahunt  
 Altmire DeLauro  
 Andrews Dicks  
 Arcuri Dingell  
 Baca Doggett  
 Baird Donnelly  
 Baldwin Doyle  
 Barrow Edwards  
 Bean Ellison  
 Becerra Ellsworth  
 Berkeley Emanuel  
 Berman Engel  
 Berry Eshoo  
 Bishop (GA) Etheridge  
 Bishop (NY) Fattah  
 Blumenauer Filner  
 Boren Frank (MA)  
 Boswell Giffords  
 Boucher Gillibrand  
 Boyd (FL) Gonzalez  
 Boyda (KS) Gordon  
 Brady (PA) Green, Al  
 Braley (IA) Green, Gene  
 Brown, Corrine Grijalva  
 Butterfield Gutierrez  
 Capps Hall (NY)  
 Capuano Hare  
 Cardoza Harman  
 Carnahan Hastings (FL)  
 Carney Herseht  
 Carson Hill  
 Castor Hinchey  
 Chandler Hinojosa  
 Clarke Hirono  
 Clay Hodes  
 Cleaver Holden  
 Clyburn Holt  
 Cohen Honda  
 Conyers Hoyer  
 Cooper Inslee  
 Costa Israel  
 Costello Jackson (IL)  
 Courtney Jackson-Lee  
 Cramer (TX)  
 Crowley Jefferson  
 Cuellar Johnson (GA)  
 Cummings Johnson, E. B.  
 Davis (CA) Jones (OH)  
 Davis (IL) Kagen

Kanjorski  
 Kaptur  
 Kennedy  
 Kildee  
 Kilpatrick  
 Kind  
 Klein (FL)  
 Kucinich  
 Lampson  
 Langevin  
 Lantos  
 Larsen (WA)  
 Larson (CT)  
 Lee  
 Levin  
 Lewis (GA)  
 Lipinski  
 Loebsack  
 Lofgren, Zoe  
 Lowey  
 Lynch  
 Mahoney (FL)  
 Markey  
 Marshall  
 Matheson  
 Matsui  
 McCarthy (NY)  
 McCollum (MN)  
 McGovern  
 McIntyre  
 McNERNEY  
 McNulty  
 Meehan  
 Meeks (NY)  
 Michaud  
 Millender-  
 McDonald  
 Miller (NC)  
 Miller, George  
 Mitchell  
 Mollohan  
 Moore (KS)  
 Moore (WI)  
 Moran (VA)  
 Murphy (CT)  
 Murphy, Patrick  
 Murtha  
 Nadler  
 Napolitano  
 Neal (MA)  
 Oberstar

Frelinghuysen  
 Gallegly  
 Garrett (NJ)  
 Gerlach  
 Gillmor  
 Gingrey  
 Gohmert  
 Goode  
 Goodlatte  
 Granger  
 Graves  
 Hall (TX)  
 Hastings (WA)  
 Hayes  
 Heller  
 Hensarling  
 Herger  
 Hobson  
 Hoekstra  
 Hooley  
 Hulshof  
 Hunter  
 Inglis (SC)  
 Issa  
 Jindal  
 Johnson (IL)  
 Johnson, Sam  
 Jones (NC)  
 Jordan  
 Keller  
 King (IA)  
 Kingston  
 Kirk  
 Kline (MN)  
 Knollenberg  
 Kuhl (NY)  
 LaHood  
 Lamborn  
 Latham  
 LaTourette  
 Lewis (CA)  
 Lewis (KY)  
 Linder  
 LoBiondo  
 Lucas  
 Lungren, Daniel  
 E.  
 Mack  
 Manzullo  
 Marchant  
 McCarthy (CA)  
 McCaul (TX)  
 McCotter  
 McCrery  
 McHenry  
 McKeon  
 McMorris  
 Rodgers  
 Mica  
 Miller (FL)  
 Miller (MI)  
 Miller, Gary  
 Moran (KS)  
 Murphy, Tim  
 Musgrave

NOT VOTING—19

Alexander  
 Buyer  
 Davis (AL)  
 Davis, Jo Ann  
 Farr

Fossella  
 Gilchrist  
 Hastert  
 Higgins  
 King (NY)

Maloney (NY)  
 McDermott  
 McHugh

joint resolution, which demand was supported by one-fifth of a quorum, so a recorded vote was ordered.

The vote was taken by electronic device.

It was decided in the { Yeas ..... 222 affirmative ..... } Nays ..... 179

¶16.15 [Roll No. 68] AYES—222

Allen	Hare	Obey
Altmire	Harman	Oliver
Andrews	Hastings (FL)	Pallone
Arcuri	Herseth	Pascrell
Baca	Hill	Pastor
Baird	Hinchev	Payne
Baldwin	Hinojosa	Perlmutter
Barrow	Hirono	Peterson (MN)
Bean	Hodes	Pomeroy
Becerra	Holden	Porter
Berkley	Holt	Price (NC)
Berman	Honda	Rahall
Berry	Hooley	Ramstad
Bishop (GA)	Hoyer	Rangel
Bishop (NY)	Inslee	Reyes
Blumenauer	Israel	Rodriguez
Boren	Issa	Ross
Boswell	Jackson (IL)	Rothman
Boucher	Jackson-Lee	Roybal-Allard
Boyd (FL)	(TX)	Ruppersberger
Boyd (KS)	Jefferson	Ryan (OH)
Brady (PA)	Johnson (GA)	Salazar
Braley (IA)	Johnson, E. B.	Sanchez, Linda
Brown, Corrine	Kagen	T.
Capps	Kanjorski	Sanchez, Loretta
Capuano	Kaptur	Sarbanes
Cardoza	Kildee	Schakowsky
Carnahan	Kilpatrick	Schiff
Carson	Kind	Schwartz
Castor	Klein (FL)	Scott (GA)
Chandler	Kucinich	Scott (VA)
Clarke	Lampson	Serrano
Clay	Langevin	Sestak
Cleaver	Lantos	Shea-Porter
Clyburn	Larsen (WA)	Sherman
Cohen	Larson (CT)	Shuler
Conyers	Lee	Simpson
Cooper	Levin	Sires
Costa	Lewis (GA)	Skelton
Costello	Lipinski	Slaughter
Courtney	Loeb sack	Smith (WA)
Cramer	Lofgren, Zoe	Snyder
Crowley	Lowey	Snyder
Cuellar	Lynch	Solis
Cummings	Mahoney (FL)	Space
Davis (AL)	Markey	Spratt
Davis (CA)	Marshall	Stupak
Davis (IL)	Matheson	Sutton
Davis, Lincoln	Matsui	Tanner
DeFazio	McCarthy (NY)	Tauscher
DeGette	McCollum (MN)	Taylor
DeLauro	McGovern	Thompson (CA)
Dicks	McIntyre	Thompson (MS)
Dingell	McNerney	Tierney
Doggett	McNulty	Towns
Donnelly	Meehan	Udall (CO)
Doyle	Meek (FL)	Udall (NM)
Edwards	Meeks (NY)	Van Hollen
Ellison	Melancon	Velázquez
Ellsworth	Michaud	Visclosky
Emanuel	Millender-	Walz (MN)
Engel	McDonald	Wasserman
Eshoo	Miller (NC)	Schultz
Etheridge	Miller, George	Waters
Fattah	Mitchell	Watson
Filner	Mollohan	Watt
Frank (MA)	Moore (KS)	Waxman
Giffords	Moore (WI)	Weiner
Gillibrand	Moran (VA)	Welch (VT)
Gonzalez	Murphy (CT)	Wexler
Gordon	Murphy, Patrick	Wilson (OH)
Green, Al	Murtha	Woolsey
Green, Gene	Nadler	Wu
Grijalva	Napolitano	Wynn
Gutierrez	Neal (MA)	Yarmuth
Hall (NY)	Oberstar	

NOES—179

Aderholt	Bilbray	Boustany
Akin	Bilirakis	Brady (TX)
Bachmann	Bishop (UT)	Brown (SC)
Bachus	Blackburn	Buchanan
Baker	Blunt	Burgess
Barrett (SC)	Boehner	Burton (IN)
Bartlett (MD)	Bonner	Calvert
Barton (TX)	Bono	Camp (MI)
Biggart	Boozman	Campbell (CA)

Cannon	Hulshof	Pryce (OH)
Cantor	Hunter	Putnam
Capito	Inglis (SC)	Radanovich
Carter	Jindal	Regula
Castle	Johnson (IL)	Rehberg
Chabot	Jones (NC)	Reichert
Coble	Jordan	Renzi
Cole (OK)	Keller	Rogers (AL)
Conaway	King (IA)	Rogers (KY)
Crenshaw	Kingston	Rogers (MI)
Cubin	Kirk	Rohrabacher
Davis (KY)	Kline (MN)	Ros-Lehtinen
Davis, David	Knollenberg	Roskam
Davis, Tom	Kuhl (NY)	Royce
Deal (GA)	LaHood	Ryan (WI)
Dent	Lamborn	Sali
Diaz-Balart, L.	Latham	Saxton
Diaz-Balart, M.	Lewis (CA)	Schmidt
Doolittle	Lewis (KY)	Sensenbrenner
Drake	Linder	Sessions
Dreier	LoBiondo	Shadegg
Duncan	Lucas	Shays
Ehlers	Lungren, Daniel	Shimkus
Emerson	E.	Shuster
English (PA)	Mack	Smith (NE)
Everett	Manzullo	Smith (NJ)
Fallin	Marchant	Smith (TX)
Feeney	McCarthy (CA)	Souder
Ferguson	McCauley (TX)	Stearns
Flake	McCotter	Tancredo
Forbes	McHenry	Terry
Fortenberry	McHugh	Thornberry
Fox	McKeon	Tiahrt
Franks (AZ)	McMorris	Tiberti
Frelinghuysen	Rodgers	Turner
Gallely	Mica	Upton
Garrett (NJ)	Miller (FL)	Walberg
Gerlach	Miller (MI)	Walden (OR)
Gillmor	Miller, Gary	Walsh (NY)
Gingrey	Moran (KS)	Wamp
Gohmert	Murphy, Tim	Weldon (FL)
Goode	Musgrave	Weller
Goodlatte	Neugebauer	Westmoreland
Granger	Nunes	Whitfield
Graves	Pearce	Wicker
Hall (TX)	Pence	Wilson (NM)
Hayes	Petri	Wilson (SC)
Heller	Pickering	Wolf
Hensarling	Pitts	Young (AK)
Herber	Platts	Young (FL)
Hobson	Poe	
Hoekstra	Price (GA)	

NOT VOTING—33

Abercrombie	Fossella	McDermott
Ackerman	Gilchrest	Myrick
Alexander	Hastert	Norwood
Brown-Waite,	Hastings (WA)	Ortiz
Ginny	Higgins	Paul
Butterfield	Johnson, Sam	Peterson (PA)
Buyer	Jones (OH)	Reynolds
Carney	Kennedy	Rush
Culberson	King (NY)	Stark
Davis, Jo Ann	LaTourette	Sullivan
Delahunt	Maloney (NY)	
Farr	McCrery	

So the House decided to consider said joint resolution.

A motion to reconsider the vote whereby the House decided to consider said joint resolution.

When said joint resolution was considered.

Mr. ISSA moved to reconsider the vote whereby consideration of said joint resolution was agreed to.

Mr. OBEY moved to lay on the table the motion to reconsider the vote.

The question being put, viva voce, Will the House lay on the table the motion to reconsider the vote?

The SPEAKER pro tempore, Mr. DEFAZIO, announced that the yeas had it.

Mr. ISSA demanded a recorded vote on agreeing to said motion, which demand was supported by one-fifth of a quorum, so a recorded vote was ordered.

The vote was taken by electronic device.

It was decided in the { Yeas ..... 226 affirmative ..... } Nays ..... 180

¶16.16 [Roll No. 69]

AYES—226

Abercrombie	Grijalva	Neal (MA)
Ackerman	Gutierrez	Oberstar
Allen	Hall (NY)	Obey
Altmire	Hare	Oliver
Andrews	Harman	Ortiz
Arcuri	Hastings (FL)	Pallone
Baca	Herseth	Pascrell
Baird	Hill	Pastor
Baldwin	Hinchev	Payne
Barrow	Hinojosa	Pelosi
Bean	Hirono	Perlmutter
Becerra	Hodes	Peterson (MN)
Berkley	Holden	Pomeroy
Berman	Holt	Price (NC)
Berry	Honda	Rahall
Bishop (GA)	Bishop (GA)	Rangel
Bishop (NY)	Bishop (NY)	Reyes
Blumenauer	Blumenauer	Rodriguez
Boren	Boren	Ross
Boswell	Boswell	Rothman
Boucher	Boucher	Roybal-Allard
Boyd (FL)	Boyd (FL)	Rush
Boyd (KS)	Boyd (KS)	Ryan (OH)
Brady (PA)	Brady (PA)	Salazar
Braley (IA)	Braley (IA)	Sanchez, Linda
Brown, Corrine	Brown, Corrine	T.
Butterfield	Butterfield	Sanchez, Loretta
Capps	Capps	Sarbanes
Capuano	Capuano	Schakowsky
Cardoza	Cardoza	Schiff
Carnahan	Carnahan	Schwartz
Carson	Carson	Kind
Castor	Castor	Klein (FL)
Chandler	Chandler	Kucinich
Clarke	Chandler	Lampson
Clay	Clarke	Langevin
Cleaver	Cleaver	Lantos
Clyburn	Clyburn	Larsen (WA)
Cohen	Cohen	Larson (CT)
Conyers	Conyers	Lee
Cooper	Cooper	Levin
Costa	Costa	Lewis (GA)
Costello	Costello	Lipinski
Courtney	Courtney	Loeb sack
Cramer	Cramer	Lofgren, Zoe
Crowley	Crowley	Lowey
Cuellar	Cuellar	Lynch
Cummings	Cummings	Mahoney (FL)
Davis (AL)	Davis (AL)	Markey
Davis (CA)	Davis (CA)	Marshall
Davis (IL)	Davis (IL)	Matheson
Davis, Lincoln	Davis, Lincoln	Matsui
DeFazio	DeFazio	McCarthy (NY)
DeGette	DeGette	McColum (MN)
DeLauro	DeLauro	McGovern
Dicks	Dicks	McIntyre
Dingell	Dingell	McNerney
Doggett	Doggett	McNulty
Donnelly	Donnelly	Meehan
Doyle	Doyle	Meek (FL)
Edwards	Edwards	Meeks (NY)
Ellison	Ellison	Melancon
Ellsworth	Ellsworth	Michaud
Emanuel	Emanuel	Millender-
Engel	Engel	McDonald
Eshoo	Eshoo	Miller (NC)
Etheridge	Etheridge	Miller, George
Fattah	Fattah	Mitchell
Filner	Filner	Mollohan
Frank (MA)	Frank (MA)	Moore (KS)
Giffords	Giffords	Moore (WI)
Gillibrand	Gillibrand	Moran (VA)
Gonzalez	Gonzalez	Murphy (CT)
Gordon	Gordon	Murphy, Patrick
Green, Al	Green, Al	Murtha
Green, Gene	Green, Gene	Nadler
Grijalva	Grijalva	Napolitano
Gutierrez	Gutierrez	Neal (MA)
Hall (NY)	Hall (NY)	Oberstar

NOES—180

Aderholt	Bonner	Cantor
Akin	Bono	Capito
Bachmann	Boozman	Carter
Baker	Boustany	Castle
Barrett (SC)	Brady (TX)	Chabot
Bartlett (MD)	Brown (SC)	Coble
Barton (TX)	Brown-Waite,	Cole (OK)
Biggart	Ginny	Conaway
Bilbray	Buchanan	Crenshaw
Bilirakis	Burgess	Cubin
Bishop (UT)	Calvert	Davis (KY)
Blackburn	Camp (MI)	Davis, David
Blunt	Campbell (CA)	Deal (GA)
Boehner	Cannon	Dent

Diaz-Balart, L.	Kline (MN)	Rehberg
Diaz-Balart, M.	Knollenberg	Reichert
Doolittle	Kuhl (NY)	Renzi
Drake	LaHood	Rogers (AL)
Dreier	Latham	Rogers (KY)
Duncan	LaTourette	Rogers (MI)
Ehlers	Lewis (CA)	Rohrabacher
Emerson	Lewis (KY)	Ros-Lehtinen
Everett	Linder	Roskam
Fallin	LoBiondo	Royce
Feeney	Lucas	Ryan (WI)
Ferguson	Lungren, Daniel	Sali
Flake	E.	Saxton
Forbes	Mack	Schmidt
Fortenberry	Manzullo	Sensenbrenner
Fox	Marchant	Sessions
Franks (AZ)	McCarthy (CA)	Shadegg
Frelinghuysen	McCaul (TX)	Shays
Gallely	McCotter	Shimkus
Garrett (NJ)	McCrery	Shuster
Gerlach	McHenry	Smith (NE)
Gillmor	McHugh	Smith (NJ)
Gingrey	McKeon	Smith (TX)
Gohmert	McMorris	Souder
Goode	Rodgers	Stearns
Goodlatte	Mica	Sullivan
Granger	Miller (FL)	Sulcreed
Graves	Miller (MI)	Taylor
Hall (TX)	Miller, Gary	Terry
Hayes	Moran (KS)	Thornberry
Heller	Murphy, Tim	Tiahrt
Hensarling	Musgrave	Tiberi
Hergert	Neugebauer	Turner
Hobson	Nunes	Upton
Hoekstra	Pearce	Walberg
Hulshof	Pence	Walden (OR)
Hunter	Petri	Walsh (NY)
Inglis (SC)	Pickering	Wamp
Issa	Pitts	Weldon (FL)
Jindal	Platts	Westmoreland
Johnson (IL)	Porter	Whitfield
Jones (NC)	Price (GA)	Wicker
Jordan	Pryce (OH)	Wilson (NM)
Keller	Putnam	Wilson (SC)
King (IA)	Radanovich	Wolf
Kingston	Ramstad	Young (AK)
Kirk	Regula	Young (FL)

NOT VOTING—29

Alexander	Giffords	McDermott
Bachus	Gilchrest	Myrick
Burton (IN)	Hastert	Norwood
Buyer	Hastings (WA)	Paul
Culberson	Higgins	Peterson (PA)
Davis, Jo Ann	Johnson, Sam	Poe
Davis, Tom	Jones (OH)	Reynolds
English (PA)	King (NY)	Ruppersberger
Farr	Lamborn	Stark
Fossella	Maloney (NY)	

So the motion to lay on the table the motion to reconsider the vote was agreed to.

Pending further consideration of said joint resolution,

¶16.17 POINT OF ORDER

Mr. MCHENRY made a point of order against the joint resolution, and said:

“Under the new House rules, there is an anti-earmark rule that governs the House, which the rule governing this bill does not waive that rule of the House; and sections of this legislation actually go forward and violate that anti-earmark legislation. Therefore, I rise to make a point of order against H.J. Res. 20, as title I, section 101(a)(2), violates rule XXI, clause 9, of the House rules, stating, “There shall be no Member-directed earmarks,” which this legislation does possess.”

Mr. OBEY was recognized to speak to the point of order and said:

“Mr. Speaker, I would simply note that on page H988 of the CONGRESSIONAL RECORD there is listed the following statement:

“Under clause 9(a) of rule XXI, lists or statements on congressional earmarks, limited tax benefits or limited tariff benefits are submitted as follows

offered by myself: H.J. Res. 20 making further continuing appropriations for fiscal year 2007, and for other purposes, does not contain any congressional earmarks, limited tax benefits, or limited tariff benefits as defined in clause 9(d), 9(e), or 9(f) of rule XXI.”

Mr. MCHENRY was further recognized to speak to the point of order and said:

“Mr. Speaker, the gentleman is stating, simply because legislation states that there are no earmarks, that you can contain thousands of earmarks after that statement. It defies logic and defies reason.

“And, furthermore, your section explaining that there shall be no congressional earmarks is further on in the legislation. Therefore, it is not operational over the violation that I am stating in section 101. Therefore, under the legislation here, it is not operational. Therefore, it is a very crafty way, and I have got to compliment the gentleman for putting together a very crafty piece of legislation to try to slip this by. But under these House rules, this is a clear violation of the anti-earmarking provision that is very important to the rules of debate, even when the minority is not able to offer any amendments, even when the minority has no other means of removing congressional earmarks.”

The SPEAKER pro tempore, Mr. DEFAZIO, overruled the point of order, and said:

“Under clause 9(a) of rule XXI, it is not in order to consider an unreported bill or joint resolution unless the chairman of each committee of initial referral has caused to be printed in the CONGRESSIONAL RECORD a list of congressional earmarks, limited tax benefits, or limited tariff benefits contained in the measure, or a statement that the measure contains no such earmarks or benefits.

“Under clause 9(c) of rule XXI, a point of order under clause 9(a) of rule XXI may be based only on the failure of the submission to the CONGRESSIONAL RECORD to include such a list or statement.

“The Chair has examined the CONGRESSIONAL RECORD and finds that it contains the statement contemplated by clause 9(a) of rule XXI.

“Accordingly, the point of order is overruled.”

Mr. MCHENRY appealed the ruling of the Chair.

The question being put, viva voce, Will the decision of the Chair stand as the judgment of the House?

Mr. OBEY moved to lay the appeal on the table.

The question being put, viva voce, Will the House lay on the table the appeal of the ruling of the Chair?

The SPEAKER pro tempore, Mr. DEFAZIO, announced that the yeas had it.

Mr. OBEY demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The vote was taken by electronic device.

It was decided in the { Yeas ..... 226  
affirmative ..... } Nays ..... 184

¶16.18 [Roll No. 70]

YEAS—226

Abercrombie	Gutierrez	Neal (MA)
Ackerman	Hall (NY)	Oberstar
Allen	Hare	Obey
Altmire	Harman	Olver
Andrews	Hastings (FL)	Ortiz
Arcuri	Herseth	Pallone
Baca	Hill	Pascarell
Baird	Hinchey	Pastor
Baldwin	Hinojosa	Payne
Barrow	Hirono	Pelosi
Bean	Hodes	Perlmutter
Becerra	Holden	Peterson (MN)
Berkley	Holt	Pomeroy
Berman	Honda	Price (NC)
Berry	Hooley	Rahall
Bishop (GA)	Hoyer	Ramstad
Bishop (NY)	Insee	Rangel
Blumenauer	Israel	Reyes
Boren	Jackson (IL)	Rodriguez
Boswell	Jackson-Lee	Ross
Boyd (FL)	(TX)	Rothman
Boyda (KS)	Jefferson	Roybal-Allard
Brady (PA)	Johnson (GA)	Ruppersberger
Braley (IA)	Johnson, E. B.	Rush
Brown, Corrine	Jones (OH)	Ryan (OH)
Butterfield	Kagen	Salazar
Capps	Kanjorski	Sánchez, Linda
Capuano	Kaptur	T.
Cardoza	Kennedy	Sanchez, Loretta
Carnahan	Kildee	Sarbanes
Carney	Kilpatrick	Schakowsky
Carson	Kind	Schiff
Castor	Klein (FL)	Schwartz
Chandler	Kucinich	Scott (GA)
Clarke	Lampson	Scott (VA)
Clay	Langevin	Serrano
Cleaver	Lantos	Sestak
Clyburn	Larsen (WA)	Shea-Porter
Cohen	Larson (CT)	Sherman
Conyers	Lee	Shuler
Cooper	Levin	Simpson
Costa	Lewis (GA)	Sires
Costello	Lipinski	Slaughter
Courtney	Loebsack	Smith (WA)
Cramer	Loftgren, Zoe	Snyder
Crowley	Lowey	Solis
Cuellar	Lynch	Space
Davis (AL)	Mahoney (FL)	Spratt
Davis (CA)	Markey	Stupak
Davis (IL)	Marshall	Sutton
Davis, Lincoln	Matheson	Tanner
DeFazio	Matsui	Tauscher
DeGette	McCarthy (NY)	Taylor
Delahunt	McCollum (MN)	Thompson (CA)
DeLauro	McGovern	Thompson (MS)
Dicks	McIntyre	Tierney
Dingell	McNerney	Towns
Doggett	McNulty	Udall (CO)
Donnelly	Meehan	Udall (NM)
Doyle	Meek (FL)	Van Hollen
Edwards	Meeke (NY)	Velazquez
Ellison	Melancon	Visclosky
Ellsworth	Michaud	Walz (MN)
Emanuel	Millender-	Wasserman
Engel	McDonald	Schultz
Eshoo	Miller (NC)	Waters
Etheridge	Miller, George	Watt
Fattah	Mitchell	Waxman
Filner	Mollohan	Weiner
Frank (MA)	Moore (KS)	Welch (VT)
Giffords	Moore (WI)	Wexler
Gillibrand	Moran (VA)	Wilson (OH)
Gonzalez	Murphy (CT)	Woolsey
Gordon	Murphy, Patrick	Wu
Green, Al	Murtha	Wynn
Green, Gene	Nadler	Yarmuth
Grijalva	Napolitano	

NAYS—184

Aderholt	Blunt	Burton (IN)
Akin	Boehner	Calvert
Bachus	Bonner	Camp (MI)
Baker	Bono	Campbell (CA)
Barrett (SC)	Boozman	Cannon
Bartlett (MD)	Boustany	Cantor
Barton (TX)	Brady (TX)	Capito
Biggart	Brown (SC)	Carter
Billbray	Brown-Waite,	Castle
Billrakis	Ginny	Chabot
Bishop (UT)	Buchanan	Coble
Blackburn	Burgess	Cole (OK)



Conaway	Jordan	Radanovich
Crenshaw	Keller	Regula
Culberson	King (IA)	Rehberg
Davis (KY)	Kingston	Reichert
Davis, David	Kirk	Renzi
Davis, Tom	Kline (MN)	Rogers (AL)
Deal (GA)	Knollenberg	Rogers (KY)
Dent	Kuhl (NY)	Rogers (MI)
Diaz-Balart, L.	LaHood	Rohrabacher
Diaz-Balart, M.	Lamborn	Ros-Lehtinen
Doolittle	Latham	Roskam
Drake	LaTourette	Royce
Dreier	Lewis (CA)	Ryan (WI)
Duncan	Lewis (KY)	Sali
Ehlers	Linder	Saxton
Emerson	LoBiondo	Schmidt
Everett	Lucas	Sensenbrenner
Fallin	Lungren, Daniel	Sessions
Feeney	E.	Shadegg
Ferguson	Mack	Shays
Flake	Manzullo	Shimkus
Forbes	Marchant	Shuster
Fortenberry	McCarthy (CA)	Smith (NE)
Fox	McCotter	Smith (NJ)
Franks (AZ)	McCrery	Smith (TX)
Frelinghuysen	McHenry	Souder
Gallely	McHugh	Stearns
Garrett (NJ)	McKeon	Sullivan
Gerlach	McMorris	Tancredo
Gillmor	Rodgers	Terry
Gingrey	Mica	Thornberry
Gohmert	Miller (FL)	Tiahrt
Goode	Miller (MI)	Tiberi
Goodlatte	Miller, Gary	Turner
Granger	Moran (KS)	Upton
Graves	Murphy, Tim	Walberg
Hall (TX)	Musgrave	Walden (OR)
Hastings (WA)	Neugebauer	Walsh (NY)
Hayes	Nunes	Wamp
Heller	Pearce	Weldon (FL)
Hensarling	Pence	Weller
Herger	Peterson (PA)	Westmoreland
Hobson	Petri	Whitfield
Hoekstra	Pickering	Wicker
Hulshof	Pitts	Wilson (NM)
Hunter	Platts	Wilson (SC)
Inglis (SC)	Poe	Wolf
Issa	Porter	Young (AK)
Jindal	Price (GA)	Young (FL)
Johnson (IL)	Pryce (OH)	
Jones (NC)	Putnam	

NOT VOTING—25

Alexander	Fossella	Myrick
Bachmann	Gilchrest	Norwood
Boucher	Hastert	Paul
Buyer	Higgins	Reynolds
Cubin	Johnson, Sam	Skelton
Cummings	King (NY)	Stark
Davis, Jo Ann	Maloney (NY)	Watson
English (PA)	McCaul (TX)	
Farr	McDermott	

So the motion to lay the appeal on the table was agreed to.

A motion to reconsider the vote whereby said motion was agreed to was, by unanimous consent, laid on the table.

So the House decided to consider said joint resolution.

After debate, The previous question having been ordered by said resolution.

The joint resolution was ordered to be engrossed and read a third time, was read a third time by title.

Mr. LEWIS of California, moved to recommit the joint resolution to the Committee on Appropriations with instructions to report the joint resolution back to the House forthwith with the following amendments:

On page 26, line 2, strike "\$3,902,556,000" and insert "\$3,977,556,000".

On page 26, line 6, strike "\$3,726,778,000" and insert "\$3,926,778,000".

On page 33, line 5, strike "\$6,275,103,000" and insert "\$5,875,103,000".

On page 33, line 5, strike "and" and on line 6, before the period, insert the following: "; and 'Fossil Energy Research and Development', \$542,314,000".

On page 39, after line 24, insert the following new sections:

"Sec. 20327. Notwithstanding section 101, the level for 'Independent Agencies, Denali Commission' shall be \$2,500,000.

"Sec. 20328. Of the funds appropriated under section 130 of division H of the Consolidated Appropriations Act, 2004 (Public Law 108-199) under the heading 'Department of Energy, Energy Programs, Science', as amended by section 315 of the Energy and Water Development Appropriations Act, 2006 (Public Law 109-103) for the Iowa Environmental and Education project in Coralville, Iowa, \$44,569,000 is hereby deobligated and rescinded.

On page 54, line 18, strike "\$2,670,730,000" and insert "\$2,663,855,000".

On page 62, line 3, strike "\$6,883,586,000" and insert "\$6,844,303,000".

On page 64, after line 13, insert the following:

"(e) Notwithstanding any other provision of this division, the twelfth proviso under the heading 'Health Resources and Services Administration, Health Resources and Services' in the Department of Health and Human Services Appropriations Act, 2006 shall not apply to funds appropriated by this division.

On page 79, after line 2, insert the following:

"Sec. 20646. Notwithstanding any other provision of this division, section 105 of the Departments of Labor, Health and Human Services, and Education, and Related Agencies Appropriations Act, 2006 (Public Law 109-149) shall not apply to funds appropriated by this division.

On page 84, line 17, strike "\$2,013,000,000" and insert "\$2,053,017,000".

On page 85, line 23, strike "\$579,000,000" and insert "\$594,991,000".

On page 85, line 24, strike "\$671,000,000" and insert "\$676,829,000".

On page 86, line 2, strike "\$505,000,000" and insert "\$509,126,000".

On page 86, line 3, strike "\$1,168,000,000" and insert "\$1,183,138,000".

On page 86, line 4 strike "\$750,000,000" and insert "\$755,071,000".

On page 90, line 13, strike "\$1,737,412,000" and insert "\$1,787,412,000".

After debate, By unanimous consent, the previous question was ordered on the motion to recommit with instructions.

The question being put, viva voce, Will the House recommit said joint resolution with instructions?

The SPEAKER pro tempore, Mr. SCOTT of Georgia, announced that the nays had it.

Mr. LEWIS of California, demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The vote was taken by electronic device.

It was decided in the { Yeas ..... 196 negative ..... } Nays ..... 228

¶16.19

[Roll No. 71]

YEAS—196

Aderholt	Blackburn	Burton (IN)
Akin	Blunt	Calvert
Bachmann	Boehner	Camp (MI)
Bachus	Bonner	Campbell (CA)
Baker	Bono	Cannon
Barrett (SC)	Boozman	Cantor
Barrow	Boustany	Capito
Bartlett (MD)	Brady (TX)	Carter
Barton (TX)	Brown (SC)	Castle
Biggart	Brown-Waite,	Chabot
Bilbray	Ginny	Coble
Bilirakis	Buchanan	Cole (OK)
Bishop (UT)	Burgess	Conaway

Crenshaw	Jordan	Putnam
Cubin	Kanjorski	Radanovich
Culberson	Keller	Ramstad
Davis (KY)	King (IA)	Regula
Davis, David	King (NY)	Rehberg
Davis, Tom	Kingston	Reichert
Deal (GA)	Kirk	Renzi
Dent	Kline (MN)	Reynolds
Diaz-Balart, L.	Knollenberg	Rogers (AL)
Diaz-Balart, M.	Kuhl (NY)	Rogers (KY)
Doolittle	LaHood	Rogers (MI)
Drake	Lamborn	Rohrabacher
Dreier	Latham	Ros-Lehtinen
Duncan	LaTourette	Roskam
Ehlers	Lewis (CA)	Royce
Emerson	Lewis (KY)	Ryan (WI)
English (PA)	Linder	Sali
Everett	LoBiondo	Saxton
Fallin	Lucas	Schmidt
Feeney	Lungren, Daniel	Sensenbrenner
Ferguson	E.	Sessions
Flake	Mack	Shadegg
Forbes	Manzullo	Shays
Fortenberry	Marchant	Shimkus
Fossella	McCarthy (CA)	Shuster
Fox	McCaul (TX)	Simpon
Franks (AZ)	McCotter	Smith (NE)
Frelinghuysen	McCrery	Smith (NJ)
Gallely	McHenry	Smith (TX)
Garrett (NJ)	McHugh	Souder
Gerlach	McKeon	Stearns
Gillmor	McMorris	Sullivan
Gingrey	Rodgers	Tancredo
Gohmert	Mica	Terry
Goode	Miller (FL)	Thornberry
Goodlatte	Miller (MI)	Tiahrt
Granger	Miller, Gary	Tiberi
Graves	Moran (KS)	Turner
Hall (TX)	Murphy, Tim	Upton
Hastings (WA)	Musgrave	Walberg
Hayes	Myrick	Walden (OR)
Heller	Neugebauer	Walsh (NY)
Hensarling	Nunes	Wamp
Herger	Pearce	Weldon (FL)
Hobson	Pence	Weller
Hoekstra	Peterson (PA)	Westmoreland
Hulshof	Petri	Whitfield
Hunter	Pickering	Wicker
Inglis (SC)	Pitts	Wilson (SC)
Issa	Platts	Wolf
Jindal	Poe	Young (AK)
Johnson (IL)	Porter	Young (FL)
Johnson, Sam	Price (GA)	
Jones (NC)	Pryce (OH)	

NAYS—228

Abercrombie	Cramer	Hirono
Ackerman	Crowley	Hodes
Allen	Cuellar	Holden
Altmire	Cummings	Holt
Andrews	Davis (AL)	Honda
Arcuri	Davis (CA)	Hooley
Baca	Davis (IL)	Hoyer
Baird	Davis, Lincoln	Inslee
Baldwin	DeFazio	Israel
Bean	DeGette	Jackson (IL)
Becerra	Delahunt	Jackson-Lee
Berkley	DeLauro	(TX)
Berman	Dicks	Jefferson
Berry	Dingell	Johnson (GA)
Bishop (GA)	Doggett	Johnson, E. B.
Bishop (NY)	Donnelly	Jones (OH)
Blumenauer	Doyle	Kagen
Boren	Edwards	Kaptur
Boswell	Ellison	Kennedy
Boucher	Ellsworth	Kildee
Boyd (FL)	Emanuel	Kilpatrick
Boyda (KS)	Engel	Kind
Brady (PA)	Eshoo	Klein (FL)
Bralley (IA)	Etheridge	Kucinich
Brown, Corrine	Farr	Lampson
Butterfield	Fattah	Langevin
Capps	Finer	Larsen (WA)
Capuano	Frank (MA)	Larson (CT)
Cardoza	Giffords	Lee
Carnahan	Gillibrand	Levin
Carney	Gonzalez	Lewis (GA)
Carson	Gordon	Lipinski
Castor	Green, Al	Loeb sack
Castler	Green, Gene	Lofgren, Zoe
Clarke	Grijalva	Lowe
Clay	Gutierrez	Lynch
Cleaver	Hall (NY)	Mahoney (FL)
Clyburn	Hare	Maloney (NY)
Cohen	Harman	Markey
Conyers	Hastings (FL)	Marshall
Cooper	Herseth	Matheson
Costa	Hill	Matsui
Costello	Hinche	McCarthy (NY)
Courtney	Hinojosa	McCollum (MN)

McGovern Peterson (MN) Spratt  
 McIntyre Pomeroy Stark  
 McNeerney Price (NC) Stupak  
 McNulty Rahall Sutton  
 Meehan Rangel Tanner  
 Meek (FL) Reyes Tauscher  
 Meeks (NY) Rodriguez Taylor  
 Melancon Ross Thompson (CA)  
 Michaud Rothman Thompson (MS)  
 Millender Roybal-Allard Tierney  
 McDonald Ruppertsberger Towns  
 Miller (NC) Rush Udall (CO)  
 Miller, George Ryan (OH) Udall (NM)  
 Mitchell Salazar Van Hollen  
 Mollohan Sanchez, Linda Velázquez  
 Moore (KS) T. Visclosky  
 Moore (WI) Sanchez, Loretta Walz (MN)  
 Moran (VA) Sarbanes Wasserman  
 Murphy (CT) Schakowsky Schuff  
 Murphy, Patrick Schiff  
 Murtha Schwartz Waters  
 Nadler Scott (GA) Watson  
 Napolitano Scott (VA) Watt  
 Neal (MA) Serrano Waxman  
 Oberstar Sestak Weiner  
 Obey Shea-Porter Welch (VT)  
 Oliver Sherman Wexler  
 Ortiz Shuler Wilson (NM)  
 Pallone Sires Wilson (OH)  
 Pascrell Skelton Woolsey  
 Pastor Smith (WA) Wu  
 Payne Snyder Wynn  
 Pelosi Solis Yarmuth  
 Perlmutter Space

NOT VOTING—11

Alexander Hastert Norwood  
 Buyer Higgins Paul  
 Davis, Jo Ann Lantos Slaughter  
 Gilchrest McDermott

So the motion to recommit with instructions was not agreed to.

The question being put, viva voce,

Will the House pass said joint resolution?

The SPEAKER pro tempore, Mr. SCOTT of Georgia, announced that the nays had it.

Mr. OBEY demanded a recorded vote on passage of said resolution, which demand was supported by one-fifth of a quorum, so a recorded vote was ordered.

The vote was taken by electronic device.

It was decided in the	{ Yeas .....	286
affirmative .....	{ Nays .....	140

¶16.20 [Roll No. 72]

AYES—286

Abercrombie Brown-Waite, DeFazio  
 Ackerman Ginny DeGette  
 Allen Buchanan Delahunt  
 Altmire Butterfield DeLauro  
 Andrews Capito Dent  
 Arcuri Capps Dicks  
 Baca Capuano Dingell  
 Baird Cardoza Doggett  
 Baker Carnahan Donnelly  
 Baldwin Carney Doolittle  
 Barrow Carson Doyle  
 Bartlett (MD) Castle Drake  
 Bean Castor Edwards  
 Becerra Chandler Ellison  
 Berkley Clarke Ellsworth  
 Berman Clay Emanuel  
 Berry Cleaver Emerson  
 Biggart Clyburn Engel  
 Bilirakis Cohen English (PA)  
 Bishop (GA) Conyers Eshoo  
 Bishop (NY) Cooper Etheridge  
 Blumenauer Costa Farr  
 Bono Costello Fattah  
 Boren Courtney Ferguson  
 Boswell Cramer Filner  
 Boucher Crowley Fossella  
 Boustany Cuellar Frank (MA)  
 Boyd (FL) Cummings Gerlach  
 Boyda (KS) Davis (AL) Giffords  
 Brady (PA) Davis (CA) Gillibrand  
 Braley (IA) Davis (IL) Gonzalez  
 Brown (SC) Davis, Lincoln Goode  
 Brown, Corrine Davis, Tom Gordon

Graves Matheson Ryan (OH)  
 Green, Al Salazar  
 Green, Gene McCarthy (NY)  
 Grijalva McCollum (MN)  
 Gutierrez McCotter  
 Hall (NY) McGovern  
 Hare McHugh  
 Harman McIntyre  
 Hastings (FL) McMorris  
 Hastings (WA) Rodgers  
 Herseht McNeerney  
 Hill McNulty  
 Hinchey Meehan  
 Hinojosa Meeke (FL)  
 Hirono Meeks (NY)  
 Hodes Melancon  
 Holden Michaud  
 Holt Millender  
 Honda McDonald  
 Hooley Miller (MI)  
 Hoyer Miller (NC)  
 Insee Miller, George  
 Israel Mitchell  
 Jackson (IL) Mollohan  
 Jackson-Lee Moore (KS)  
 (TX) Moore (WI)  
 Jefferson Moran (VA)  
 Jindal Murphy (CT)  
 Johnson (GA) Murphy, Patrick  
 Johnson (IL) Murphy, Tim  
 Johnson, E. B. Murtha  
 Johnson, Sam Nadler  
 Jones (NC) Napolitano  
 Jones (OH) Neal (MA)  
 Kagen Oberstar  
 Kaptur Obey  
 Keller Oliver  
 Kennedy Ortiz  
 Kildee Pallone  
 Kilpatrick Pascrell  
 Kind Towns  
 King (NY) Pastor  
 Kirk Udall (CO)  
 Klein (FL) Udall (NM)  
 Kuhl (NY) Pelosi  
 Lampson Perlmutter  
 Langevin Peterson (MN)  
 Lantos Petri  
 Larsen (WA) Platts  
 Larson (CT) Pomeroy  
 Latham Porter  
 Lee Price (NC)  
 Levin Pryce (OH)  
 Lewis (GA) Rahall  
 Lipinski Ramstad  
 LoBiondo Rangel  
 Loeb sack Reichert  
 Lofgren, Zoe Reyes  
 Lowey Reynolds  
 Lynch Rodriguez  
 Mahoney (FL) Rogers (MI)  
 Maloney (NY) Ross  
 Manzullo Rothman  
 Markey Roybal-Allard  
 Marshall Ruppertsberger  
 Rush

NOES—140

Aderholt Diaz-Balart, M.  
 Akin Dreier  
 Bachmann Duncan  
 Bachus Ehlers  
 Barrett (SC) Everett  
 Barton (TX) Fallin  
 Bilbray Feeney  
 Bishop (UT) Flake  
 Blackburn Forbes  
 Blunt Fortenberry  
 Boehner Foxx  
 Bonner Franks (AZ)  
 Boozman Frelinghuysen  
 Brady (TX) Gallegly  
 Burgess Garrett (NJ)  
 Burton (IN) Gillmor  
 Calvert Gingrey  
 Camp (MI) Gohmert  
 Campbell (CA) Goodlatte  
 Cannon Granger  
 Cantor Hall (TX)  
 Carter Hayes  
 Chabot Heller  
 Coble Hensarling  
 Cole (OK) Herger  
 Conaway Hobson  
 Crenshaw Hoekstra  
 Cubin Hulshof  
 Culberson Hunter  
 Davis (KY) Inglis (SC)  
 Davis, David Issa  
 Deal (GA) Jordan  
 Diaz-Balart, L. Kanjorski

Matheson Ryan (OH)  
 Matsui Salazar  
 McCarthy (NY) Sanchez, Linda  
 McCollum (MN) T.  
 McCotter Sanchez, Loretta  
 McGovern Sarbanes  
 McHugh Schakowsky  
 McIntyre Schiff  
 McMorris Schmidt  
 Rodgers Schwartz  
 McNeerney Scott (GA)  
 McNulty Scott (VA)  
 Meehan Serrano  
 Meek (FL) Sestak  
 Meeks (NY) Shaays  
 Melancon Shea-Porter  
 Michaud Sherman  
 Millender Shuler  
 McDonald Shuster  
 Miller (MI) Simpson  
 Miller (NC) Sires  
 Mitchell Miller, George  
 Mollohan Skelton  
 Moore (KS) Slaughter  
 Moore (WI) Smith (NJ)  
 Moran (VA) Smith (WA)  
 Murphy (CT) Snyder  
 Murphy, Patrick Solis  
 Space  
 Spratt  
 Stark  
 Stupak  
 Sutton  
 Tanner  
 Tauscher  
 Taylor  
 Thompson (CA)  
 Thompson (MS)

Pitts Sali  
 Poe Saxton  
 Price (GA) Tiberi  
 Putnam Sessions  
 Radanovich Shadegg  
 Regula Shimkus  
 Rehberg Smith (NE)  
 Rogers (AL) Smith (TX)  
 Rogers (KY) Souder  
 Rohrabacher Stearns  
 Ros-Lehtinen Sullivan  
 Roskam Tancredo  
 Royce Terry  
 Ryan (WI) Thornberry

NOT VOTING—9

Alexander Gilchrest McDermott  
 Buyer Hastert Norwood  
 Davis, Jo Ann Higgins Paul

So the joint resolution was passed. A motion to reconsider the vote whereby said joint resolution was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said joint resolution.

¶16.21 H. CON. RES. 5—UNFINISHED BUSINESS

The SPEAKER pro tempore, Mr. SCOTT of Georgia, pursuant to clause 8, rule XX, announced the unfinished business to be the motion to suspend the rules and agree to said concurrent resolution (H. Con. Res. 5) expressing support for the designation and goals of "Hire a Veteran Week" and encouraging the President to issue a proclamation supporting those goals.

The question being put,

Will the House suspend the rules and agree to the said concurrent resolution?

The vote was taken by electronic device.

It was decided in the	{ Yeas .....	411
affirmative .....	{ Nays .....	0

¶16.22 [Roll No. 73]

YEAS—411

Abercrombie Boyd (FL) Costello  
 Aderholt Boyda (KS) Courtney  
 Akin Brady (PA) Cramer  
 Allen Braley (IA) Crenshaw  
 Altmire Brown (SC) Crowley  
 Andrews Brown, Corrine Cubin  
 Arcuri Brown-Waite, Cuellar  
 Baca Ginny Culberson  
 Bachmann Buchanan Cummings  
 Bachus Burgess Davis (AL)  
 Baird Burton (IN) Davis (CA)  
 Baker Butterfield Davis (IL)  
 Baldwin Calvert Davis (KY)  
 Barrett (SC) Campbell (CA) Davis, David  
 Barrow Cannon Davis, Lincoln  
 Bartlett (MD) Cantor Davis, Tom  
 Barton (TX) Capito Deal (GA)  
 Bean Capps DeFazio  
 Becerra Capuano DeGette  
 Berkley Cardoza Delahunt  
 Berman Carnahan DeLauro  
 Berry Carney Dent  
 Biggart Carson Diaz-Balart, L.  
 Bilbray Carter Diaz-Balart, M.  
 Bilirakis Castle Dicks  
 Bishop (GA) Castor Dingell  
 Bishop (NY) Chabot Doggett  
 Blumenauer Chandler Donnelly  
 Bono Blackburn Clarke Doolittle  
 Boren Blumenuaer Clay Doyle  
 Boswell Cleaver Drake  
 Boucher Clyburn Dreier  
 Boustany Coble Duncan  
 Boyd (FL) Cohen Edwards  
 Boyda (KS) Cole (OK) Ehlers  
 Brady (PA) Conaway Ellison  
 Braley (IA) Conyers Ellsworth  
 Brown (SC) Cooper Emanuel  
 Brown, Corrine Costa Emerson

Engel	Levin	Rogers (AL)
English (PA)	Lewis (CA)	Rogers (KY)
Eshoo	Lewis (GA)	Rogers (MI)
Etheridge	Lewis (KY)	Rohrabacher
Everett	Linder	Ros-Lehtinen
Fallin	Lipinski	Roskam
Farr	LoBiondo	Ross
Fattah	Loeb	Rothman
Feeney	Lofgren, Zoe	Roybal-Allard
Ferguson	Lucas	Royce
Filner	Lungren, Daniel E.	Ruppersberger
Flake	Lynch	Rush
Forbes	Mack	Ryan (OH)
Fortenberry	Mahoney (FL)	Ryan (WI)
Fossella	Maloney (NY)	Salazar
Fox	Manzullo	Sali
Frank (MA)	Marchant	Sánchez, Linda T.
Franks (AZ)	Markey	Sanchez, Loretta
Frelinghuysen	Marshall	Sarbanes
Gallely	Matheson	Saxton
Garrett (NJ)	Matsui	Schakowsky
Gerlach	McCarthy (CA)	Schiff
Giffords	McCarthy (NY)	Schmidt
Gillibrand	McCaul (TX)	Schwartz
Gillmor	McCollum (MN)	Scott (GA)
Gingrey	McCotter	Scott (VA)
Gonzalez	Goode	Sensenbrenner
Goodlatte	McGovern	Serrano
Gordon	McHenry	Sessions
Granger	McHugh	Sestak
Graves	McIntyre	Shadegg
Green, Al	McKeon	Shays
Green, Gene	McMorris	Shea-Porter
Grijalva	Rodgers	Sherman
Gutierrez	McNerney	Shimkus
Hall (NY)	McNulty	Shuler
Hall (TX)	Meehan	Shuster
Hare	Meeke (FL)	Simpson
Harman	Meeke (NY)	Sires
Hastings (FL)	Melancon	Skelton
Hayes	Mica	Slaughter
Heller	Michaud	Smith (NE)
Herger	Millender-	Smith (NJ)
Herseth	McDonald	Smith (TX)
Hill	Miller (FL)	Smith (WA)
Hinchee	Miller (MI)	Snyder
Hinojosa	Miller (NC)	Solis
Hirono	Miller, Gary	Souder
Hodes	Miller, George	Space
Hoekstra	Mitchell	Spratt
Holden	Mollohan	Stark
Holt	Moore (KS)	Stearns
Honda	Moore (WI)	Stupak
Hooley	Moran (KS)	Sullivan
Hoyer	Moran (VA)	Sutton
Hulshof	Murphy, Patrick	Tancredo
Inglis (SC)	Murphy, Tim	Tanner
Inslee	Musgrave	Tauscher
Israel	Myrick	Taylor
Issa	Nadler	Terry
Jackson (IL)	Napolitano	Thompson (CA)
Jackson-Lee	Neal (MA)	Thompson (MS)
(TX)	Neugebauer	Thornberry
Jefferson	Nunes	Tiahrt
Jindal	Oberstar	Obey
Johnson (GA)	Obey	Tiberi
Johnson (IL)	Oliver	Tierney
Johnson, E. B.	Ortiz	Towns
Johnson, Sam	Pallone	Turner
Jones (NC)	Pascrell	Udall (CO)
Jones (OH)	Pastor	Udall (NM)
Jordan	Payne	Upton
Kagen	Pearce	Van Hollen
Kanjorski	Pence	Velázquez
Kaptur	Perlmutter	Visclosky
Keller	Peterson (MN)	Walberg
Kennedy	Peterson (PA)	Walden (OR)
Kildee	Petri	Walsh (NY)
Kilpatrick	Pickering	Walz (MN)
Kind	Pitts	Wasserman
King (IA)	Platts	Schultz
King (NY)	Poe	Waters
Kingston	Pomeroy	Watson
Kirk	Price (GA)	Watt
Klein (FL)	Price (NC)	Waxman
Kline (MN)	Pryce (OH)	Weiner
Knollenberg	Putnam	Welch (VT)
Kucinich	Radanovich	Weldon (FL)
Kuhl (NY)	Rahall	Weller
Lamborn	Ramstad	Westmoreland
Lampson	Rangel	Wexler
Langevin	Regula	Whitfield
Lantos	Rehberg	Wicker
Larsen (WA)	Reichert	Wilson (NM)
Larson (CT)	Renzi	Wilson (OH)
Latham	Reyes	Wilson (SC)
LaTourette	Reynolds	Wolf
Lee	Rodriguez	

Woolsey	Wynn	Young (AK)
Wu	Yarmuth	Young (FL)

NOT VOTING—23

Ackerman	Hastert	McDermott
Alexander	Hastings (WA)	Murphy (CT)
Brady (TX)	Hensarling	Murtha
Buyer	Higgins	Norwood
Camp (MI)	Hobson	Paul
Davis, Jo Ann	Hunter	Porter
Gilchrest	LaHood	Wamp
Gohmert	Lowey	

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said concurrent resolution was agreed to.

A motion to reconsider the vote whereby the rules were suspended and said concurrent resolution was agreed to was, by unanimous consent, laid on the table.

*Ordered*, That the Clerk request the concurrence of the Senate in said concurrent resolution.

#### ¶16.23 CALENDAR WEDNESDAY BUSINESS DISPENSED WITH

On motion of Mr. HOYER, by unanimous consent,

*Ordered*, That business in order for consideration on Wednesday, February 7, 2007, under clause 6, rule XV, the Calendar Wednesday rule, be dispensed with.

#### ¶16.24 APPOINTMENT OF SPEAKER PRO TEMPORE TO SIGN ENROLLMENTS

The SPEAKER pro tempore, Mr. HARE, laid before the House a communication, which was read as follows:

WASHINGTON, DC,  
January 31, 2007.

I hereby appoint the Honorable STENY H. HOYER and the Honorable CHRIS VAN HOLLEN to act as Speaker pro tempore to sign enrolled bills and joint resolutions through February 5, 2007.

NANCY PELOSI,  
*Speaker of the House of Representatives.*

By unanimous consent, the appointments were approved.

#### ¶16.25 BILL PRESENTED TO THE PRESIDENT

Karen L. Haas, Clerk of the House, reports that on January 30, 2007, she presented to the President of the United States, for his approval, the following bill.

H.R. 188. An Act to provide a new effective date for the applicability of certain provisions of law to Public Law 105-331.

#### ¶16.26 LEAVE OF ABSENCE

By unanimous consent, leave of absence was granted—

To Mr. BUYER, for today; and  
To Mr. FARR, for today until 3 p.m..  
And then,

#### ¶16.27 ADJOURNMENT

On motion of Mr. BARTLETT of Maryland, pursuant to House Concurrent Resolution 41, at 7 o'clock and 59 minutes p.m., the House adjourned until 2 p.m. on Monday, February 5, 2007.

#### ¶16.28 PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XII, public bills and resolutions were introduced and severally referred, as follows:

By Mr. SCOTT of Virginia (for himself, Mr. CONYERS, Mr. FORBES, Mr. TIM MURPHY of Pennsylvania, Mr. REICHERT, and Mrs. SCHMIDT):

H.R. 740. A bill to amend title 18, United States Code, to prevent caller ID spoofing, and for other purposes; to the Committee on the Judiciary.

By Mr. SMITH of New Jersey (for himself, Mr. STUPAK, Mr. HOLDEN, Mr. GILCHREST, Mr. SHAYS, Mrs. LOWEY, Ms. DELAURO, Ms. BEAN, Mr. LANGEVIN, Mr. BAIRD, Mr. KIRK, Mr. ACKERMAN, Mr. GRIJALVA, and Mr. MCHUGH):

H.R. 741. A bill to provide for the expansion of Federal efforts concerning the prevention, education, treatment, and research activities related to Lyme and other tick-borne diseases, including the establishment of a Tick-Borne Diseases Advisory Committee; to the Committee on Energy and Commerce.

By Mr. CONYERS (for himself and Mr. SMITH of Texas):

H.R. 742. A bill to amend the Antitrust Modernization Commission Act of 2002, to extend the term of the Antitrust Modernization Commission and to make a technical correction; to the Committee on the Judiciary.

By Ms. ESHOO (for herself, Mr. GOODLATTE, Mr. CROWLEY, Mr. MACK, Mr. WESTMORELAND, Mr. NORWOOD, Mrs. McMORRIS RODGERS, Mr. FARR, Ms. ZOE LOFGREN of California, Mr. MILLER of Florida, Mr. COHEN, Mr. SENSENBRENNER, Mr. KUH of New York, Mr. FORTENBERRY, Mr. CHABOT, Mrs. JO ANN DAVIS of Virginia, Ms. JACKSON-LEE of Texas, Mr. CALVERT, Ms. HARMAN, Mrs. BLACKBURN, Mr. CAMPBELL of California, Mr. JORDAN, Mr. MCHUGH, Mr. WILSON of South Carolina, Mr. WALBERG, Mr. UPTON, Mr. HERGER, Mr. HONDA, Mr. BOUCHER, Mr. JEFFERSON, Ms. LORETTA SANCHEZ of California, Mr. GRIJALVA, Mrs. TAUSCHER, Ms. HOOLEY, and Ms. HERSETH):

H.R. 743. A bill to make the moratorium on Internet access taxes and multiple and discriminatory taxes on electronic commerce permanent; to the Committee on the Judiciary.

By Ms. BORDALLO:

H.R. 744. A bill to enhance congressional oversight of Operation Iraqi Freedom by requiring the President to transmit periodically to Congress a consolidated, comprehensive report to detail the terms of completion for Operation Iraqi Freedom and by requiring the President to seek to enter into a multilateral agreement to help provide for the completion of Operation Iraqi Freedom; to the Committee on Foreign Affairs, and in addition to the Committee on Armed Services, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Ms. JACKSON-LEE of Texas (for herself and Mr. BACA):

H.R. 745. A bill to revise the short title of the Fannie Lou Hamer, Rosa Parks, and Coretta Scott King Voting Rights Act Reauthorization and Amendments Act of 2006; to the Committee on the Judiciary.

By Mr. MCGOVERN (for himself, Mr. SERRANO, Mr. FRANK of Massachusetts, Mr. DELAHUNT, Mr. OLVER, Mr. WYNN, Ms. WATERS, Mr. COHEN, Mr. ELLISON, Mr. WELCH of Vermont, Ms. LEE, Ms. CORRINE BROWN of Florida,

Mr. LEWIS of Georgia, Ms. WOOLSEY, Mr. FILNER, Mr. STARK, Mr. GRIJALVA, Mr. CONYERS, and Ms. SCHAKOWSKY):

H.R. 746. A bill to provide for the safe and orderly withdrawal of United States military forces and Department of Defense contractors from Iraq, and for other purposes; to the Committee on Armed Services, and in addition to the Committee on Foreign Affairs, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. BAIRD (for himself, Mr. ETHERIDGE, Mr. HOLT, Mr. MOORE of Kansas, Mr. POMEROY, and Mr. GRIJALVA):

H.R. 747. A bill to establish a National Foreign Language Coordination Council; to the Committee on Education and Labor.

By Mr. BECERRA (for himself, Mr. BLUNT, Mr. ENGLISH of Pennsylvania, Mr. PICKERING, and Mr. ROSS):

H.R. 748. A bill to amend title XVIII of the Social Security Act to repeal the Medicare outpatient rehabilitation therapy caps; to the Committee on Energy and Commerce, and in addition to the Committee on Ways and Means, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mrs. BLACKBURN (for herself, Mr. SAM JOHNSON of Texas, Mr. WESTMORELAND, Mr. WILSON of South Carolina, Mr. FRANKS of Arizona, and Mr. SESSIONS):

H.R. 749. A bill to amend the Social Security Act to improve choices available to Medicare eligible seniors by permitting them to elect (instead of regular Medicare benefits) to receive a voucher for a health savings account, for premiums for a high deductible health insurance plan, or both and by suspending Medicare late enrollment penalties between ages 65 and 70; to the Committee on Ways and Means, and in addition to the Committee on Energy and Commerce, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Ms. JACKSON-LEE of Texas:

H.R. 750. A bill to amend the Immigration and Nationality Act to comprehensively reform immigration law, and for other purposes; to the Committee on the Judiciary, and in addition to the Committees on Homeland Security, and Oversight and Government Reform, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Ms. GINNY BROWN-WAITE of Florida (for herself and Mr. TAYLOR):

H.R. 751. A bill to expedite payments of certain Federal emergency assistance authorized pursuant to the Robert T. Stafford Disaster Relief and Emergency Assistance Act, and to direct the Secretary of Homeland Security to exercise certain authority provided under such Act; to the Committee on Transportation and Infrastructure.

By Mr. BUTTERFIELD (for himself, Mr. CONYERS, Ms. LEE, Mr. HONDA, and Mr. BACA):

H.R. 752. A bill to direct Federal agencies to donate excess and surplus Federal electronic equipment, including computers, computer components, printers, and fax machines, to qualifying small towns, counties, schools, nonprofit organizations, and libraries; to the Committee on Oversight and Government Reform.

By Mr. COHEN:

H.R. 753. A bill to redesignate the Federal building located at 167 North Main Street in

Memphis, Tennessee, as the "Clifford Davis/Odell Horton Federal Building"; to the Committee on Transportation and Infrastructure.

By Mrs. CUBIN (for herself and Mrs. MALONEY of New York):

H.R. 754. A bill to designate the National Museum of Wildlife Art, located at 2820 Rungius Road, Jackson, Wyoming, as the National Museum of Wildlife Art of the United States; to the Committee on Natural Resources.

By Mr. DAVIS of Kentucky (for himself, Mr. CASTLE, Mr. SCOTT of Georgia, Mr. PUTNAM, Mr. HINOJOSA, and Mr. FEENEY):

H.R. 755. A bill to require annual oral testimony before the Financial Services Committee of the Chairperson or a designee of the Chairperson of the Securities and Exchange Commission, the Financial Accounting Standards Board, and the Public Company Accounting Oversight Board, relating to their efforts to promote transparency in financial reporting; to the Committee on Financial Services.

By Ms. DEGETTE:

H.R. 756. A bill to amend the Help America Vote Act of 2002 to direct the Election Assistance Commission to develop and adopt guidelines for electronic poll books in the same manner as the Commission develops and adopts voluntary voting system guidelines under the Act, and for other purposes; to the Committee on House Administration.

By Mr. DELAHUNT (for himself, Mr. LAHOOD, Mr. FLAKE, Mr. PAUL, Mrs. EMERSON, Ms. SOLIS, Mr. MCGOVERN, Mr. BERMAN, and Mr. MEEKS of New York):

H.R. 757. A bill to allow United States nationals and permanent residents to visit family members in Cuba, and for other purposes; to the Committee on Foreign Affairs.

By Ms. DELAURO (for herself, Mr. ACKERMAN, Mr. ALLEN, Mr. BACA, Ms. BALDWIN, Ms. BERKLEY, Mr. BERMAN, Mr. BERRY, Mr. BISHOP of Georgia, Mr. BISHOP of New York, Mr. BLUMENAUER, Ms. BORDALLO, Mr. BOSWELL, Mr. BOUCHER, Mr. BURTON of Indiana, Mr. CAPUANO, Ms. CARSON, Mr. CHANDLER, Mrs. CHRISTENSEN, Mr. CLAY, Mr. CLEAVER, Mr. CONYERS, Mr. COOPER, Mr. CROWLEY, Mrs. JO ANN DAVIS of Virginia, Mr. LINCOLN DAVIS of Tennessee, Mrs. DAVIS of California, Mr. DEFAZIO, Ms. DEGETTE, Mr. DICKS, Mr. DINGELL, Mr. DOGGETT, Mr. DOYLE, Mr. EMANUEL, Mr. ENGEL, Ms. ESHOO, Mr. FARR, Mr. FATTAH, Mr. FRANK of Massachusetts, Mr. GERLACH, Mrs. GILLIBRAND, Mr. GONZALEZ, Mr. AL GREEN of Texas, Mr. GENE GREEN of Texas, Mr. GRIJALVA, Mr. GUTIERREZ, Mr. HALL of Texas, Ms. HARMAN, Mr. HIGGINS, Mr. HINCHAY, Mr. HINOJOSA, Ms. HIRONO, Mr. HOLDEN, Mr. HOLT, Ms. HOOLEY, Mr. INSLEE, Mr. ISRAEL, Mr. JACKSON of Illinois, Ms. JACKSON-LEE of Texas, Mr. JEFFERSON, Ms. EDDIE BERNICE JOHNSON of Texas, Mr. KANJORSKI, Mr. KENNEDY, Mr. KILDEE, Ms. KILPATRICK, Mr. KIND, Mr. KUCINICH, Mr. LARSEN of Washington, Mr. LARSON of Connecticut, Ms. LEE, Mr. LEVIN, Mr. LEWIS of Georgia, Mr. LOBIONDO, Ms. ZOE LOFGREN of California, Ms. LOWEY, Mr. LYNCH, Mrs. MALONEY of New York, Mr. MARKEY, Ms. MATSUI, Mrs. MCCARTHY of New York, Ms. MCCOLLUM of Minnesota, Mr. MCDERMOTT, Mr. MCGOVERN, Mr. MCHUGH, Mr. MCINTYRE, Mr. MCNULTY, Mr. MEEHAN, Ms. MILLENDER-MCDONALD, Mr. MILLER of North Carolina, Mr. GEORGE MILLER of California, Mr. MOORE of Kansas, Mr.

MORAN of Virginia, Mrs. NAPOLITANO, Mr. OLVER, Mr. PAYNE, Mr. PRICE of North Carolina, Mr. REYES, Mr. ROSS, Mr. ROTHMAN, Ms. ROYBAL-ALLARD, Mr. RYAN of Ohio, Ms. LINDA T. SANCHEZ of California, Ms. SCHAKOWSKY, Mr. SCHIFF, Mr. SCOTT of Georgia, Mr. SCOTT of Virginia, Mr. SERRANO, Mr. SHAYS, Mr. SHERMAN, Ms. SLAUGHTER, Ms. SOLIS, Mr. SPRATT, Mr. STARK, Mr. STUPAK, Mrs. TAUSCHER, Mr. TAYLOR, Mr. THOMPSON of California, Mr. TIERNEY, Mr. TOWNS, Mr. UDALL of Colorado, Ms. VELÁZQUEZ, Ms. WASSERMAN SCHULTZ, Mr. WEINER, Mr. WOLF, Ms. WOOLSEY, Mr. WYNN, Mr. CARNEY, and Mr. WEXLER):

H.R. 758. A bill to require that health plans provide coverage for a minimum hospital stay for mastectomies, lumpectomies, and lymph node dissection for the treatment of breast cancer and coverage for secondary consultations; to the Committee on Energy and Commerce, and in addition to the Committees on Ways and Means, and Education and Labor, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. ENGEL (for himself and Mr. GALLEGLY):

H.R. 759. A bill to redesignate the Ellis Island Library on the third floor of the Ellis Island Immigration Museum, located on Ellis Island in New York Harbor, as the "Bob Hope Memorial Library"; to the Committee on Natural Resources.

By Mr. FILNER (for himself, Mr. ISSA, Mr. HONDA, Mr. ROHRBACHER, Mr. ABERCROMBIE, Mrs. DAVIS of California, Mr. SCOTT of Virginia, Mr. BILBRAY, Ms. SCHAKOWSKY, Mrs. DRAKE, Mr. DAVIS of Illinois, and Ms. HIRONO):

H.R. 760. A bill to amend title 38, United States Code, to deem certain service in the organized military forces of the Government of the Commonwealth of the Philippines and the Philippine Scouts to have been active service for purposes of benefits under programs administered by the Secretary of Veterans Affairs; to the Committee on Veterans' Affairs.

By Mr. FORTENBERRY (for himself, Mr. TERRY, and Mr. SMITH of Nebraska):

H.R. 761. A bill to authorize the Secretary of Interior to convey to The Missouri River Basin Lewis and Clark Interpretive Trail and Visitor Center Foundation, Inc. certain Federal land associated with the Lewis and Clark National Historic Trail in Nebraska, to be used as an historical interpretive site along the trail; to the Committee on Natural Resources.

By Mr. FORTUÑO (for himself and Mr. BURTON of Indiana):

H.R. 762. A bill to authorize appropriations for fiscal year 2008 for voluntary contributions on a grant basis to the Organization of American States (OAS) to establish a Center for Caribbean Basin Trade and to establish a skills-based training program for Caribbean Basin countries; to the Committee on Foreign Affairs.

By Mr. FORTUÑO:

H.R. 763. A bill to amend the Internal Revenue Code of 1986 to make permanent the deduction allowable with respect to income attributable to domestic production activities in Puerto Rico; to the Committee on Ways and Means.

By Mr. GRIJALVA (for himself and Ms. GIFFORDS):

H.R. 764. A bill to expand the boundary of Saguaro National Park, to study additional land for future adjustments to the boundary

of the Park, and for other purposes; to the Committee on Natural Resources.

By Mr. WELLER:

H.R. 765. A bill to amend the Internal Revenue Code of 1986 to increase and extend the alternative motor vehicle credit for certain flexible fuel hybrid vehicles; to the Committee on Ways and Means.

By Mr. HOLDEN:

H.R. 766. A bill to waive the time limitations specified by law in order to allow the Medal of Honor to be awarded posthumously to Richard L. Etchberger of Hamburg, Pennsylvania, for acts of valor on March 11, 1968, while an Air Force Chief Master Sergeant serving in Southeast Asia during the Vietnam era; to the Committee on Armed Services.

By Mr. KIND (for himself, Mr. SAXTON, Mr. THOMPSON of California, Mr. CASTLE, Mr. BOYD of Florida, Mr. MCCOTTER, Mr. FORTUÑO, Mr. GILCHREST, Mr. EHLERS, Mr. PAYNE, Mr. ORTIZ, Mrs. NAPOLITANO, and Mr. SHAYS):

H.R. 767. A bill to protect, conserve, and restore native fish, wildlife, and their natural habitats at national wildlife refuges through cooperative, incentive-based grants to control, mitigate, and eradicate harmful non-native species, and for other purposes; to the Committee on Natural Resources.

By Mr. KING of New York (for himself, Mr. DUNCAN, Mr. GINGREY, Mr. HALL of Texas, Mr. TAYLOR, Mr. PAUL, Mr. KING of Iowa, Mr. ROYCE, Mr. ALEXANDER, Mrs. JO ANN DAVIS of Virginia, Mr. NORWOOD, Mr. MILLER of Florida, Mr. ROHRBACHER, Mr. GALLEGLY, Mr. MCCOTTER, Mr. PLATTS, Mr. SOUDER, Mr. SESSIONS, Mrs. CUBIN, Mr. GOODE, Mr. MCKEON, Mrs. BLACKBURN, Mr. BAKER, Mr. STEARNS, Mr. RAMSTAD, Mr. BILIRAKIS, Mr. CULBERSON, Ms. GINNY BROWN-WAITE of Florida, Mr. TERRY, Mr. WILSON of South Carolina, Mrs. MYRICK, Mr. BACHUS, and Mr. PRICE of Georgia):

H.R. 768. A bill to provide that Executive Order 13166 shall have no force or effect, and to prohibit the use of funds for certain purposes; to the Committee on Oversight and Government Reform.

By Mr. KING of New York (for himself, Mr. DUNCAN, Mr. GINGREY, Mr. TAYLOR, Mr. PAUL, Mr. KING of Iowa, Mr. ROYCE, Mr. ALEXANDER, Mrs. JO ANN DAVIS of Virginia, Mr. NORWOOD, Mr. MILLER of Florida, Mr. ROHRBACHER, Mr. GALLEGLY, Mr. LATOURETTE, Mr. MCCOTTER, Mr. HAYES, Mr. SOUDER, Mr. SESSIONS, Mr. WAMP, Mrs. CUBIN, Mr. GOODE, Mr. MCKEON, Mrs. BLACKBURN, Mr. BAKER, Mr. KNOLLENBERG, Mr. BILIRAKIS, Mr. CULBERSON, Ms. GINNY BROWN-WAITE of Florida, Mr. WILSON of South Carolina, Mr. LUCAS, Mrs. MYRICK, Mr. BACHUS, Mr. PRICE of Georgia, Mr. COBLE, and Mr. CAMPBELL of California):

H.R. 769. A bill to amend title 4, United States Code, to declare English as the official language of the Government of the United States, and for other purposes; to the Committee on Education and Labor, and in addition to the Committee on the Judiciary, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Ms. LEE (for herself, Ms. WOOLSEY, Mr. KUCINICH, Mr. CONYERS, and Ms. WATERS):

H.R. 770. A bill to prohibit the use of funds to carry out any covert action for the purpose of causing regime change in Iran or to carry out any military action against Iran in

the absence of an imminent threat, in accordance with international law and constitutional and statutory requirements for congressional authorization; to the Committee on Foreign Affairs, and in addition to the Committees on Armed Services, and Intelligence (Permanent Select), for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. LEWIS of California:

H.R. 771. A bill to amend the Reclamation Wastewater and Groundwater Study and Facilities Act to authorize the Secretary of the Interior to participate in the Southern California Desert Region Integrated Water and Economic Sustainability Plan; to the Committee on Natural Resources.

By Mrs. LOWEY (for herself, Mrs. CAPPS, and Mr. KING of New York):

H.R. 772. A bill to amend the Public Health Service Act to authorize capitation grants to increase the number of nursing faculty and students, and for other purposes; to the Committee on Energy and Commerce.

By Ms. MCCOLLUM of Minnesota (for herself, Mr. BISHOP of New York, and Mr. GRIJALVA):

H.R. 773. A bill to reduce and prevent the sale and use of fraudulent degrees in order to protect the integrity of valid higher education degrees that are used for Federal purposes; to the Committee on Education and Labor, and in addition to the Committees on Energy and Commerce, Oversight and Government Reform, the Judiciary, and Rules, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. MCCOTTER:

H.R. 774. A bill to amend the Public Health Service Act to extend the program of grants for rape prevention education, and for other purposes; to the Committee on Energy and Commerce.

By Mr. MCHUGH:

H.R. 775. A bill making supplemental appropriations for defense and for the reconstruction of Iraq for the fiscal year ending September 30, 2007, and requiring the President to submit a request for additional funding after certifying substantial progress has been made in Iraq in meeting certain performance measures; to the Committee on Appropriations.

By Mr. MEEHAN (for himself, Mr. SHAYS, Mr. PRICE of North Carolina, Mr. VAN HOLLEN, Mr. EMANUEL, and Mr. FRANK of Massachusetts):

H.R. 776. A bill to amend the Internal Revenue Code of 1986 to reform the system of public financing for Presidential elections, and for other purposes; to the Committee on House Administration, and in addition to the Committee on Ways and Means, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. PALLONE:

H.R. 777. A bill to amend the Outer Continental Shelf Lands Act to permanently prohibit the conduct of offshore drilling on the outer Continental Shelf in the Mid-Atlantic and North Atlantic planning areas; to the Committee on Natural Resources.

By Mr. WELLER:

H.R. 778. A bill to amend the Internal Revenue Code of 1986 to make permanent the residential energy efficient property credit; to the Committee on Ways and Means.

By Mr. REYNOLDS (for himself and Mr. RAMSTAD):

H.R. 779. A bill to amend the Internal Revenue Code of 1986 to double the damages, fines, and penalties for the unauthorized inspection or disclosure of returns and return

information, and for other purposes; to the Committee on Ways and Means.

By Mr. ROGERS of Michigan (for himself and Mr. GENE GREEN of Texas):

H.R. 780. A bill to amend the Federal Food, Drug, and Cosmetic Act with respect to counterfeit drugs, and for other purposes; to the Committee on Energy and Commerce, and in addition to the Committee on the Judiciary, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. ROSS (for himself, Mr. BERRY, Mr. BOOZMAN, and Mr. SNYDER):

H.R. 781. A bill to redesignate Lock and Dam No. 5 of the McClellan-Kerr Arkansas River Navigation System near Redfield, Arkansas, authorized by the Rivers and Harbors Act approved July 24, 1946, as the "Colonel Charles D. Maynard Lock and Dam"; to the Committee on Transportation and Infrastructure.

By Mr. RYAN of Ohio (for himself, Mr. HUNTER, Ms. SLAUGHTER, Mr. ALTMIRE, Mr. DEFAZIO, Ms. DELAURO, Mr. DOYLE, Mr. EHLERS, Ms. FOX, Mr. GERLACH, Mr. HAYES, Mr. HOLT, Mr. KILDEE, Mr. LIPINSKI, Mr. MANZULLO, Mr. MCGOVERN, Mr. MCHUGH, Mr. MEEK of Florida, Mr. MICHAUD, Mrs. MILLER of Michigan, Mr. MOLLOHAN, Mrs. MYRICK, Mr. NORWOOD, Mr. RENZI, Mr. ROHRBACHER, Mr. SAXTON, Ms. SCHAKOWSKY, Mr. SENSENBRENNER, Mr. SOUDER, Mr. SPACE, Ms. SUTTON, Mr. WALZ of Minnesota, and Mr. WILSON of South Carolina):

H.R. 782. A bill to amend title VII of the Tariff Act of 1930 to provide that exchange-rate misalignment by any foreign nation is a countervailable export subsidy, to amend the Exchange Rates and International Economic Policy Coordination Act of 1988 to clarify the definition of manipulation with respect to currency, and for other purposes; to the Committee on Ways and Means, and in addition to the Committees on Financial Services, Foreign Affairs, and Armed Services, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. SALAZAR:

H.R. 783. A bill to modify the boundary of Mesa Verde National Park, and for other purposes; to the Committee on Natural Resources.

By Mr. SAXTON (for himself, Mr. CALVERT, Mr. PAUL, Mr. MICA, Mr. MILLER of Florida, Mr. BONNER, Mr. LOBIONDO, Mr. GUTIERREZ, Ms. KAPTUR, Mr. BARTLETT of Maryland, Mr. DEFAZIO, Mr. MCGOVERN, Mr. PASTOR, Mr. FILNER, Mr. LAHOOD, Mrs. DRAKE, Mr. BOOZMAN, Mr. TAYLOR, Mr. MCCOTTER, Ms. WOOLSEY, Mr. GONZALEZ, Mr. GARRETT of New Jersey, Mr. MEEHAN, Mr. MARSHALL, Mr. HALL of Texas, Mr. FORTUÑO, Mr. HAYES, Mr. JONES of North Carolina, Mr. WILSON of South Carolina, Mr. MORAN of Virginia, Mr. COSTELLO, Mr. GALLEGLY, Mr. NORWOOD, Mr. REYES, Mr. LATOURETTE, Mr. SOUDER, Mr. SMITH of New Jersey, and Mr. KILDEE):

H.R. 784. A bill to amend title 10, United States Code, to change the effective date for paid-up coverage under the military Survivor Benefit Plan; to the Committee on Armed Services.

By Mr. SENSENBRENNER:

H.R. 785. A bill to amend title 28, United States Code, to provide an Inspector General for the judicial branch, and for other purposes; to the Committee on the Judiciary.

By Ms. LINDA T. SÁNCHEZ of California (for herself and Mrs. NAPOLITANO):

H.R. 786. A bill to amend the Reclamation Wastewater and Groundwater Study and Facilities Act to authorize the Secretary of the Interior to participate in the Los Angeles County Water Supply Augmentation Demonstration Project, and for other purposes; to the Committee on Natural Resources.

By Mr. THOMPSON of California (for himself and Mr. PATRICK MURPHY of Pennsylvania):

H.R. 787. A bill to state United States policy for Iraq, and for other purposes; to the Committee on Armed Services, and in addition to the Committees on Foreign Affairs, and Rules, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. TIERNEY (for himself and Mr. RAMSTAD):

H.R. 788. A bill to amend the Federal Food, Drug, and Cosmetic Act with respect to drug safety, and for other purposes; to the Committee on Energy and Commerce.

By Mr. TOWNS (for himself, Mrs. CHRISTENSEN, Mr. CONYERS, and Ms. LEE):

H.R. 789. A bill to amend the Public Health Service Act to establish an Office of Men's Health, and for other purposes; to the Committee on Energy and Commerce.

By Mr. UDALL of Colorado (for himself and Mr. SALAZAR):

H.R. 790. A bill to provide permanent funding for the payment in lieu of taxes program, and for other purposes; to the Committee on Natural Resources.

By Mr. WELLER:

H.R. 791. A bill to increase the renewable fuel content of gasoline sold in the United States by the year 2025 to 25 billion gallons, and for other purposes; to the Committee on Energy and Commerce.

By Mr. WELLER:

H.R. 792. A bill to amend the Energy Policy Act of 1992 to direct the head of each Federal agency to ensure that, in areas in which ethanol-blended gasoline is reasonably available at a generally competitive price, the Federal agency purchases ethanol-blended gasoline containing at least 10 percent ethanol rather than nonethanol-blended gasoline, for use in vehicles used by the agency that use gasoline; to the Committee on Oversight and Government Reform.

By Mr. WELLER:

H.R. 793. A bill to amend the Internal Revenue Code of 1986 to make permanent the renewable electricity production credit; to the Committee on Ways and Means.

By Mr. WELLER:

H.R. 794. A bill to amend the Internal Revenue Code of 1986 to make permanent the credit for electricity produced from wind; to the Committee on Ways and Means.

By Mr. BUCHANAN (for himself, Mr. MICA, Mr. MILLER of Florida, and Mr. MARIO DIAZ-BALART of Florida):

H.J. Res. 21. A joint resolution proposing a balanced budget amendment to the Constitution of the United States; to the Committee on the Judiciary.

By Ms. GRANGER (for herself, Ms. SLAUGHTER, and Mr. FRELINGHUYSEN):

H. Con. Res. 48. Concurrent resolution recognizing the efforts and contributions of the members of the Monuments, Fine Arts, and Archives program under the Civil Affairs and Military Government Sections of the United States Armed Forces during and following World War II who were responsible for the preservation, protection, and restitution of artistic and cultural treasures in countries occupied by the Allied armies; to the Committee on Armed Services.

By Mr. JONES of North Carolina:

H. Con. Res. 49. Concurrent resolution recognizing the 75th anniversary of the Military Order of the Purple Heart and commending recipients of the Purple Heart for their courageous demonstrations of gallantry and heroism on behalf of the United States; to the Committee on Armed Services.

By Mr. FORTUÑO (for himself, Mr. MCCOTTER, Mr. MACK, Mr. ROGERS of Michigan, Mr. LINCOLN DIAZ-BALART of Florida, Mr. MARIO DIAZ-BALART of Florida, Mr. LINDER, Mr. PEARCE, Mr. TANCREDO, Mr. BROWN of South Carolina, Mr. SOUDER, and Mr. FORTENBERRY):

H. Con. Res. 50. Concurrent resolution calling on the Government of Venezuela to uphold the human rights and civil liberties of the people of Venezuela; to the Committee on Foreign Affairs.

By Ms. MILLENDER-McDONALD:

H. Con. Res. 51. Concurrent resolution supporting the goals and ideals of National Wear Red Day; to the Committee on Energy and Commerce.

By Ms. MILLENDER-McDONALD:

H. Con. Res. 52. Concurrent resolution supporting the goals and ideals of American Heart Month; to the Committee on Energy and Commerce.

By Mr. DAVIS of Kentucky (for himself, Mr. WHITFIELD, Mr. LEWIS of Kentucky, Mr. CHANDLER, Mr. YARMUTH, Mr. ROGERS of Kentucky, Mr. PITTS, Mr. SHUSTER, Mr. HOLDEN, Mr. DOYLE, Mr. BRADY of Pennsylvania, and Mr. GERLACH):

H. Res. 117. A resolution honoring the contributions of Barbaro to the Commonwealths of Kentucky and Pennsylvania and to America's horseracing industry; to the Committee on Oversight and Government Reform.

By Mr. CLEAVER (for himself, Mr. FRANK of Massachusetts, and Mr. BLUNT):

H. Res. 118. A resolution condemning the existence of racially restrictive covenants in housing documents and urging States adopt legislation similar to that which was enacted in California to address the issue; to the Committee on the Judiciary.

By Mr. COSTA (for himself, Mr. POE, Mr. ORTIZ, Mr. MOORE of Kansas, Mr. FALCOMA, Mr. MCCAUL of Texas, Mr. HOLT, Mr. GRIJALVA, Mr. HOLDEN, Mr. PAYNE, Mr. LARSEN of Washington, Mr. REICHERT, Mr. MCHUGH, Mr. CHABOT, Mrs. MALONEY of New York, Ms. DELAURO, Ms. MATSUI, Mr. INSLEE, Mr. ROYCE, Mr. SHADEGG, Mr. RUPPERSBERGER, Mr. FOSSELLA, Mr. DOYLE, Mr. BILIRAKIS, Mr. DUNCAN, Mr. WYNN, Mr. BERMAN, Mr. GENE GREEN of Texas, Mr. HALL of Texas, Mrs. DRAKE, Mr. JORDAN, Mr. BACA, Mr. COHEN, and Mr. MCCOTTER):

H. Res. 119. A resolution supporting the mission and goals of National Crime Victims' Rights Week in order to increase public awareness of the rights, needs, and concerns of victims and survivors of crime in the United States during such week and throughout the year; to the Committee on the Judiciary.

By Ms. DELAURO (for herself, Mr. LEWIS of Georgia, Mr. VAN HOLLEN, Mrs. JONES of Ohio, Mr. RAHALL, Mr. EHLERS, Ms. CASTOR, Ms. MATSUI, Ms. WOOLSEY, Mr. SHAYS, Mr. HINCHEY, Mr. SNYDER, Mr. LARSON of Connecticut, Mr. CUMMINGS, Ms. MILLENDER-McDONALD, Mrs. MALONEY of New York, Mr. SCOTT of Virginia, Mr. PAYNE, Mr. DAVIS of Alabama, Mr. RANGEL, Ms. JACKSON-LEE of Texas, Mr. GRIJALVA, Ms. SCHAKOWSKY, Mr. BERRY, Mr. ORTIZ,

Ms. CARSON, Ms. NORTON, Ms. SLAUGHTER, Mr. FATTAH, Mr. RUSH, Mr. BERMAN, Mr. GORDON, Mr. CONYERS, Mr. BOYD of Florida, Mr. GONZALEZ, Mr. HOLT, Ms. EDDIE BERNICE JOHNSON of Texas, Mr. MCDERMOTT, Mr. CLAY, Mr. COOPER, Mr. TOWNS, Mr. BISHOP of Georgia, Mr. JEFFERSON, Mr. BUTTERFIELD, Mrs. CHRISTENSEN, Ms. MCCOLLUM of Minnesota, Mr. PRICE of North Carolina, Mr. ROSS, Mr. BECERRA, Mr. SIRES, Mr. KILDEE, Mr. WYNN, and Mr. HONDA):

H. Res. 120. A resolution recognizing the African American spiritual as a national treasure; to the Committee on Education and Labor.

By Mr. HONDA (for himself, Mr. SMITH of New Jersey, Mr. ROYCE, Ms. WATSON, Mr. HARE, Ms. BORDALLO, and Mr. WU):

H. Res. 121. A resolution expressing the sense of the House of Representatives that the Government of Japan should formally acknowledge, apologize, and accept historical responsibility in a clear and unequivocal manner for its Imperial Armed Force's coercion of young women into sexual slavery, known to the world as "comfort women", during its colonial and wartime occupation of Asia and the Pacific Islands from the 1930s through the duration of World War II; to the Committee on Foreign Affairs.

By Mr. HONDA (for himself, Mr. COSTA, Mr. BECERRA, Mr. WU, Mr. SCOTT of Virginia, Mr. ABERCROMBIE, Ms. HIRONO, Ms. BORDALLO, and Ms. MATSUI):

H. Res. 122. A resolution recognizing the significance of the 65th anniversary of the signing of Executive Order 9066 by President Franklin D. Roosevelt and supporting the goals of the Japanese American, German American, and Italian American communities in recognizing a National Day of Remembrance to increase public awareness of the events surrounding the restriction, exclusion, and internment of individuals and families during World War II; to the Committee on the Judiciary.

By Mr. MCCOTTER:

H. Res. 123. A resolution expressing the sense of the House of Representatives that there should be established a National Kidney Cancer Awareness Month, and for other purposes; to the Committee on Energy and Commerce.

#### ¶16.29 PRIVATE BILLS AND RESOLUTIONS

Under clause 3 of rule XII, private bills and resolutions of the following titles were introduced and severally referred, as follows:

By Mr. PETRI:

H.R. 795. A bill to authorize and request the President to award the Medal of Honor to James Megellas, formerly of Fond du Lac, Wisconsin, and currently of Colleyville, Texas, for acts of valor on January 28, 1945, during the Battle of the Bulge in World War II; to the Committee on Armed Services.

By Mr. HOLDEN:

H.R. 796. A bill to authorize and request the President to award the Medal of Honor to Richard D. Winters, of Hershey, Pennsylvania, for acts of valor on June 6, 1944, in Normandy, France, while an officer in the 101st Airborne Division; to the Committee on Armed Services.

#### ¶16.30 ADDITIONAL SPONSORS

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

H.R. 14: Mr. NORWOOD.

H.R. 17: Mr. ENGLISH of Pennsylvania, Mr. GOHMBERT, Mr. LOEBSACK, Mr. KIND, Mr. PORTER, Mr. COSTELLO, Ms. CORRINE BROWN OF



Florida, Mr. KUCINICH, Mr. MCCARTHY of California, Mr. FILNER, Mr. WALZ of Minnesota, Mr. ROGERS of Alabama, Mr. ADERHOLT, Mr. HASTINGS of Florida, Mr. CARDOZA, Mr. ISSA, Mr. BERMAN, and Mr. MCGOVERN.

H.R. 22: Mr. TIAHRT.

H.R. 25: Mr. AKIN, Mr. FLAKE, and Mr. KINGSTON.

H.R. 36: Mr. LIPINSKI.

H.R. 37: Mr. MCCAUL of Texas and Mr. LIPINSKI.

H.R. 65: Mr. SMITH of Texas.

H.R. 87: Mr. PITTS, Mr. UPTON, Mr. JINDAL, and Mr. CAMPBELL of California.

H.R. 89: Mr. DAVIS of Kentucky, Mr. LINCOLN DIAZ-BALART of Florida, and Mrs. DRAKE.

H.R. 100: Mr. MCCAUL of Texas and Mr. GRIJALVA.

H.R. 101: Mr. PATRICK MURPHY of Pennsylvania, Mr. KUCINICH, Mr. WEXLER, and Mr. BLUMENAUER.

H.R. 111: Mr. WYNN, Mr. BARTLETT of Maryland, Ms. KILPATRICK, Mrs. NAPOLITANO, Mrs. BONO, Mr. ABERCROMBIE, Mr. YOUNG of Alaska, Ms. HOOLEY, and Mr. INSLEE.

H.R. 180: Mr. VAN HOLLEN, Mr. FATTAH, and Mr. CUMMINGS.

H.R. 191: Mr. MILLER of Florida.

H.R. 192: Mr. BARTLETT of Maryland.

H.R. 195: Ms. GINNY BROWN-WAITE of Florida.

H.R. 196: Mr. PETERSON of Minnesota.

H.R. 197: Ms. SHEA-PORTER, Mr. PETERSON of Minnesota, Mr. HONDA, Mr. KUCINICH, Mr. LINCOLN DIAZ-BALART of Florida, Mr. MILLER of Florida, and Mr. BOOZMAN.

H.R. 205: Mr. PORTER.

H.R. 207: Mr. WEXLER.

H.R. 210: Mr. MCDERMOTT.

H.R. 211: Mr. KUHL of New York.

H.R. 241: Mr. PAUL.

H.R. 249: Mr. TOM DAVIS of Virginia.

H.R. 274: Mr. BUYER.

H.R. 279: Mr. GARRETT of New Jersey.

H.R. 281: Mr. GRIJALVA.

H.R. 303: Mrs. DRAKE, Mr. FORBES, Mr. SMITH of New Jersey, Mr. PLATTS, Mr. GORDON, Mr. NORWOOD, Mr. CLAY, Mr. HOLDEN, Mr. LINCOLN DIAZ-BALART of Florida, Mr. BOUCHER, Mr. KUCINICH, and Mr. MILLER of Florida.

H.R. 312: Mr. MILLER of Florida.

H.R. 322: Mr. SMITH of New Jersey.

H.R. 332: Mr. CAMPBELL of California, Mrs. CAPITO, Mr. ROHRBACHER, Mr. SULLIVAN, Mr. KLINE of Minnesota, Mr. SESSIONS, Mr. BARRETT of South Carolina, Mr. WESTMORELAND, Mr. WILSON of South Carolina, and Ms. FOX.

H.R. 333: Mr. EDWARDS and Ms. ZOE LOFGREN of California.

H.R. 359: Mr. BAIRD, Mr. KUCINICH, Mr. GENE GREEN of Texas, Ms. SCHAKOWSKY, Mr. BECERRA, Mr. STARK, Mr. TOWNS, Ms. WATERS, Mr. SNYDER, Mr. RODRIGUEZ, Mr. HINCHEY, Mr. INSLEE, and Mr. MARKEY.

H.R. 365: Mr. BRALEY of Iowa, Mr. MOORE of Kansas, Mr. MARKEY, Mr. TERRY, Mr. DONNELLY, Mr. MCNERNEY, Mr. ROSS, Ms. HERSETH, Ms. HIRONO, Mr. BERRY, and Mr. MELANCON.

H.R. 370: Mr. SOUDER.

H.R. 380: Mr. AL GREEN of Texas, Ms. KAPTUR, Mr. DELAHUNT, Mr. WEXLER, and Mr. NADLER.

H.R. 395: Ms. JACKSON-LEE of Texas and Mr. MCHUGH.

H.R. 411: Mr. BUCHANAN, Mr. KUHL of New York, Mrs. DRAKE, Mr. SESSIONS, Mr. SIMPSON, Mrs. BIGGERT, Ms. FOX, Mr. NEUGEBAUER, Mr. FORBES, Mr. TERRY, Mrs. MYRICK, Mr. GILLMOR, Mr. YOUNG of Alaska, Mr. GARY G. MILLER of California, Mr. POE, Mr. FEENEY, Mr. MCHENRY, Mr. KING of Iowa, Mr. ISSA, and Mr. PETERSON of Pennsylvania.

H.R. 418: Mr. MILLER of Florida, Mrs. MCMORRIS RODGERS, Mr. BRADY of Pennsylvania, and Mr. GRIJALVA.

H.R. 423: Mr. PAYNE, Mr. MCHUGH, and Ms. GINNY BROWN-WAITE of Florida.

H.R. 446: Ms. JACKSON-LEE of Texas.

H.R. 461: Mr. CLEAVER, Ms. CORRINE BROWN of Florida, and Mr. SHERMAN.

H.R. 463: Ms. HIRONO.

H.R. 468: Mr. KENNEDY, Mr. STARK, Ms. LEE, Mr. WYNN, Mr. FARR, and Mr. HONDA.

H.R. 486: Mr. DEAL of Georgia, Mr. PETRI, Mr. PEARCE, Mr. BARRETT of South Carolina, Mr. Fortuño, Mr. WILSON of South Carolina, Mr. BARTLETT of Maryland, Mrs. BLACKBURN, Mr. AKIN, Mr. ISSA, and Mr. KING of Iowa.

H.R. 491: Mr. GRIJALVA.

H.R. 493: Mr. COURTNEY, Mr. MURTHA, Mr. CLEAVER, and Mr. GORDON.

H.R. 503: Mr. KLEIN of Florida, Mr. OLVER, Ms. SHEA-PORTER, Mrs. DAVIS of California, Mr. KUCINICH, Mr. WEXLER, Mr. BAIRD, Mr. MCNERNEY, Mr. LEVIN, Mrs. MCCARTHY of New York, Mr. LoBlONDO, Mrs. MYRICK, Mr. WU, and Mr. DELAHUNT.

H.R. 506: Mr. CASTLE, Mr. DOOLITTLE, and Mr. SESSIONS.

H.R. 507: Mr. BLUMENAUER, Mr. LATHAM, Mr. PRICE of North Carolina, Mr. WYNN, Mr. AL GREEN of Texas, Mr. MURPHY of Connecticut, Ms. SCHAKOWSKY, Mr. PAYNE, and Mr. CUELLAR.

H.R. 508: Mr. OLVER.

H.R. 510: Mr. HALL of Texas, Mr. WELDON of Florida, Mr. PLATTS, and Mr. TANCREDO.

H.R. 511: Mr. GOODE, Mr. JINDAL, Mr. MCKEON, Mr. THORNBERRY, Mr. SHAYS, Mr. BARRETT of South Carolina, Mr. ROGERS of Alabama, Mr. LATHAM, Mrs. BACHMANN, Mr. FEENEY, Mr. TERRY, Mr. NORWOOD, and Mr. PITTS.

H.R. 512: Ms. VELÁZQUEZ, Mr. SHIMKUS, Ms. SUTTON, Ms. LEE, Ms. DELAULO, Ms. CORRINE BROWN of Florida, Ms. MATSUI, Mr. MORAN of Virginia, Ms. MOORE of Wisconsin, Mrs. CHRISTENSEN, Ms. KILPATRICK, Mr. NADLER, Mr. CLEAVER, Mr. KUCINICH, Mr. MARKEY, Mr. KUHL of New York, and Mr. SHERMAN.

H.R. 522: Mr. BERMAN, Mr. NADLER, and Ms. WATSON.

H.R. 526: Mr. WALZ of Minnesota.

H.R. 539: Mr. NADLER, Ms. JACKSON-LEE of Texas, Mr. WEINER, Ms. HOOLEY, Mr. BLUMENAUER, Mr. HIGGINS, Mr. HONDA, Ms. MATSUI, Mr. SCOTT of Virginia, and Ms. CARSON.

H.R. 542: Mr. GUTIERREZ, Mr. KUCINICH, Ms. LEE, Mr. REYES, and Ms. WOOLSEY.

H.R. 545: Mr. BOSWELL and Mr. LARSEN of Washington.

H.R. 549: Mr. BLUMENAUER, Mrs. MYRICK, Mr. WILSON of South Carolina, and Mr. MILLER of Florida.

H.R. 553: Ms. SCHAKOWSKY, Ms. BEAN, and Mr. KUCINICH.

H.R. 556: Mr. CLAY, Mr. ISRAEL, Mr. BARTON of Texas, Mr. WATT, and Ms. HARMAN.

H.R. 566: Mr. GRIJALVA.

H.R. 569: Mr. SIREs and Mr. HARE.

H.R. 579: Mr. PRICE of North Carolina, Ms. GINNY BROWN-WAITE of Florida, Ms. BALDWIN, Mr. CHANDLER and Mr. MILLER of North Carolina.

H.R. 584: Mr. TANNER.

H.R. 588: Ms. HIRONO.

H.R. 590: Mr. BURTON of Indiana, Mr. MILLER of Florida, and Mrs. MYRICK.

H.R. 608: Mr. BUYER, Mr. ROGERS of Michigan, and Mr. TERRY.

H.R. 618: Mrs. BACHMANN, Mr. PRICE of Georgia, Mr. KINGSTON, and Mr. KING of Iowa.

H.R. 620: Mr. LIPINSKI, Mr. MICHAUD, and Mr. WU.

H.R. 625: Mrs. CAPPS, Mr. GEORGE MILLER of California, Ms. WATSON, and Ms. WOOLSEY.

H.R. 628: Mr. KELLER, Mr. SHAYS, Mr. FORTUÑO, Mr. PAUL, Mr. SNYDER, Mr. MCNULTY, Mr. RAMSTAD, Ms. SCHWARTZ, Mrs. MCCARTHY of New York, Ms. JACKSON-LEE of Texas, Mr. BURTON of Indiana, Mr. MCCOTTER, and Mr. WOLF.

H.R. 631: Mr. BARRETT of South Carolina.

H.R. 634: Mr. ARCURI, Mr. BARROW, Mr. BERRY, Mr. BISHOP of Georgia, Mr. BOREN, Mr. BOSWELL, Mr. BOYD of Florida, Mr. CARDOZA, Mr. CHANDLER, Mr. COSTA, Mr. LINCOLN DAVIS of Tennessee, Mr. DONNELLY, Mrs. GILLIBRAND, Ms. HARMAN, Ms. HERSETH, Mr. HILL, Mr. HOLDEN, Mr. ISRAEL, Mr. MAHONEY of Florida, Mr. MARSHALL, Mr. MATHESON, Mr. MCINTYRE, Mr. MELANCON, Mr. MICHAUD, Mr. PATRICK MURPHY of Pennsylvania, Mr. PETERSON of Minnesota, Mr. POMEROY, Mr. ROSS, Mr. SALAZAR, Ms. LORETTA SANCHEZ of California, Mr. SCOTT of Georgia, Mr. SHULER, Mr. TANNER, Mr. TAYLOR, Mr. THOMPSON of California, Mr. WILSON of Ohio, Ms. HOOLEY, Mr. FILNER, Mr. LANGEVIN, Mr. CARNEY, Mr. BACHUS, Mr. HARE, Mr. MEEKS of New York, Mr. BACA, Ms. WATERS, Mr. ACKERMAN, Mr. CLEAVER, Mr. GILLMOR, Mr. JONES of North Carolina, Mr. SHERMAN, Ms. MOORE of Wisconsin, Mr. ELLISON, Mr. MANZULLO, Ms. CARSON, Mr. HINCHEY, Mr. COOPER, Mr. MORAN of Kansas, Mr. HULSHOF, Mr. DREIER, Mr. NEAL of Massachusetts, Mr. CRAMER, Mr. EMANUEL, Mr. UDALL of New Mexico, Mr. CROWLEY, Mr. LARSON of Connecticut, Mr. HONDA, Ms. SCHWARTZ, Mr. LEWIS of Georgia, Mrs. DAVIS of California, Mr. SHIMKUS, Ms. PRYCE of Ohio, Mr. STEARNS, Mr. GUTIERREZ, Mr. CAPUANO, Mr. HINOJOSA, Mrs. MCCARTHY of New York, Mr. CLAY, Mr. KLEIN of Florida, Ms. SCHAKOWSKY, Mr. SPRATT, Mr. TOM DAVIS of Virginia, Mr. MEHAN, Mr. MCGOVERN, Mr. BROWN of South Carolina, Ms. BERKLEY, Mr. JACKSON of Illinois, Mrs. WILSON of New Mexico, Mr. MCKEON, Mr. PORTER, Mrs. DRAKE, Mr. PRICE of Georgia, Mr. SHAYS, Mr. KUHL of New York, Mr. CHABOT, Mr. GOHMERT, Mr. MCHENRY, Mr. SHUSTER, Mrs. CAPITO, Mr. THORNBERRY, Mr. SESSIONS, Ms. GRANGER, Mr. YOUNG of Florida, Mr. HENSARLING, Mrs. SCHMIDT, Mr. CASTLE, Mrs. BONO, Mr. PLATTS, Mr. AKIN, Mr. FRELINGHUYSEN, Mr. WALBERG, Mr. TIAHRT, Mr. WELDON of Florida, Mr. CONAWAY, Mr. HOBSON, Mr. GOODLATTE, Mr. BARTON of Texas, Mr. WALDEN of Oregon, Mr. DAVIS of Kentucky, Mr. CANTOR, Mr. LAHOOD, Mr. DICKS, Ms. KAPTUR, Mr. KILDEE, Mrs. EMERSON, Mr. SMITH of Washington, Mr. REYNOLDS, Mr. ENGLISH of Pennsylvania, Mr. BECERRA, Mrs. TAUSCHER, Mr. OBERSTAR, Mr. GEORGE MILLER of California, and Mr. SCHIFF.

H.R. 635: Mr. KIRK and Mr. WALBERG.

H.R. 649: Mr. MARKEY.

H.R. 651: Mr. MILLER of Florida.

H.R. 653: Mrs. LOWEY.

H.R. 656: Mr. GERLACH.

H.R. 661: Mr. CLAY and Mr. CASTLE.

H.R. 670: Ms. BALDWIN.

H.R. 677: Mr. COSTA, Mr. AL GREEN of Texas, and Mr. BLUMENAUER.

H.R. 684: Mr. BISHOP of New York.

H.R. 690: Mr. SOUDER, Mr. KILDEE, Mr. HARE, Mr. SCOTT of Virginia, Mr. GORDON, Ms. HOOLEY, and Mr. DELAHUNT.

H.R. 698: Mr. LINCOLN DAVIS of Tennessee, Mr. ELLISON, Mr. CAPUANO, and Mr. WELCH of Vermont.

H.R. 699: Mr. KLINE of Minnesota, Mr. FORBES, Mr. PUTNAM, and Mr. BISHOP of Utah.

H.R. 706: Mr. BERMAN.

H.R. 711: Mr. CUELLAR, Mr. LEWIS of Kentucky, Mr. COHEN, and Mr. MCCOTTER.

H.R. 713: Mr. HIGGINS and Mr. ARCURI.

H.R. 714: Ms. MCCOLLUM of Minnesota and Mr. WALZ of Minnesota.

H.R. 720: Mr. SAXTON.

H.R. 724: Mr. PUTNAM.

H.R. 725: Mr. TIAHRT.

H.R. 737: Ms. HIRONO.

H.J. Res. 3: Mr. WAMP.

H.J. Res. 14: Mr. BISHOP of New York.

H.J. Res. 16: Mr. CULBERSON and Mr. BURTON of Indiana.

H.J. Res. 18: Mr. McNerney.

H. Con. Res. 9: Mr. ELLISON, Ms. WASSERMAN SCHULTZ, and Mr. BACA.

H. Con. Res. 21: Ms. MATSUI, Mr. SMITH of Texas, Mr. MURPHY of Connecticut, and Mr. CARNAHAN.

H. Con. Res. 25: Mr. GRAVES, Mr. REHBERG, Mr. PITTS, and Ms. JACKSON-LEE of Texas.

H. Con. Res. 35: Ms. WATSON.

H. Con. Res. 37: Mr. GARY G. MILLER of California.

H. Con. Res. 44: Mr. WATT, Mr. JOHNSON of Georgia, Mr. SHIMKUS, Ms. SCHWARTZ, and Ms. MOORE of Wisconsin.

H. Res. 37: Mr. REYES, Mr. BERMAN, Mr. KUCINICH, Ms. HARMAN, Ms. WOOLSEY, Mr. GEORGE MILLER of California, and Ms. MATSUI.

H. Res. 54: Mr. KUHLMAN of New York.

H. Res. 55: Mr. GRIJALVA, Mr. GEORGE MILLER of California, and Ms. CARSON.

H. Res. 71: Mr. BACA and Mr. HINOJOSA.

H. Res. 72: Mr. ORTIZ.

H. Res. 94: Mr. GONZALEZ, Mr. MEEKS of New York, Mrs. MCCARTHY of New York, and Mrs. MALONEY of New York.

H. Res. 100: Ms. MCCOLLUM of Minnesota, Mrs. MALONEY of New York, Mr. GRIJALVA, Mr. FORTUÑO, Mrs. TAUSCHER, Mr. FRANK of Massachusetts, Ms. CORRINE BROWN of Florida, Mr. McNULTY, Ms. JACKSON-LEE of Texas, Mr. KIND, Mr. JEFFERSON, Mr. HOLT, Mrs. NAPOLITANO, Mr. FARR, Mr. HASTINGS of Florida, and Mr. HONDA.

H. Res. 101: Mr. SIRES, Mr. HIGGINS, Mrs. DAVIS of California, and Ms. SCHAKOWSKY.

H. Res. 106: Mr. McNULTY, Mr. KILDEE, Mrs. MALONEY of New York, Mr. MARKEY, Mr. COSTELLO, Mr. WEINER, Mr. HOLT, Mr. LIPINSKI, Mr. LANGEVIN, Mr. DREIER, Mr. ABERCROMBIE, Ms. SCHWARTZ, Mr. UDALL of Colorado, Mrs. McMORRIS RODGERS, Ms. WOOLSEY, Mr. BLUMENAUER, Mr. ROYCE, Mr. NEAL of Massachusetts, Mr. KENNEDY, Mr. HONDA, Mr. KIRK, Mr. NUNES, Mr. CAPUANO, Mrs. NAPOLITANO, Mr. BERRY, Mr. GRIJALVA, Mr. LYNCH, Mr. DOOLITTLE, Mr. FATTAH, Ms. MALONE, Ms. NORTON, Mr. KUCINICH, Mr. MCGOVERN, Mr. VAN HOLLEN, Mr. CROWLEY, Mr. ALLEN, Mrs. CAPPS, Mr. LINCOLN DIAZ-BALART of Florida, Mr. ACKERMAN, Mr. PAYNE, Mr. CONYERS, Mr. RUSH, Mr. FRANK of Massachusetts, Mr. DAVIS of Illinois, Mr. DOYLE, Mr. WILSON of South Carolina, Ms. ZOE LOFGREN of California, Mr. ROGERS of Michigan, Mr. CANTOR, Mr. SOUDER, Mr. MEEHAN, Mr. GUTIERREZ, Mr. CLAY, Ms. LINDA T. SANCHEZ of California, Mr. BERMAN, Ms. ESHOO, Ms. BALDWIN, Mr. DINGELL, Mr. ENGEL, Mr. ROTHMAN, Ms. LEE, Mr. GARRETT of New Jersey, Mr. WAXMAN, Mr. DELAHUNT, Ms. ROYBAL-ALLARD, Mr. TIERNEY, Mr. MARIO DIAZ-BALART of Florida, Mr. ROHR-ABACHER, Mr. CAMPBELL of California, Mr. WALZ of Minnesota, Mr. NADLER, Mr. PORTER, Mr. BACA, Mr. CLEAVER, Ms. KILPATRICK, Mrs. TAUSCHER, Mr. FRELINGHUYSEN, Mr. VISCLOSKEY, Ms. DELAHO, Mr. ENGLISH of Pennsylvania, Mr. CARDOZA, Mr. WOLF, Mr. GONZALEZ, Ms. WATSON, Mr. JINDAL, Mr. SARBANES, Mr. GERLACH, Mrs. DAVIS of California, Mrs. LOWEY, Mr. HOLDEN, Mr. ISRAEL, Mr. LEVIN, Mr. MORAN of Virginia, Mr. FILNER, Mr. CALVERT, Ms. MCCOLLUM of Minnesota, Mr. HARE, Mr. COSTA, Mr. JACKSON of Illinois, Mr. STARK, Ms. BERKLEY, Mr. SHAYS, Mr. RYAN of Wisconsin, Mr. GEORGE MILLER of California, Mr. DOGGETT, Mr. BECERRA, Ms. LORETTA SANCHEZ of California, Mr. BISHOP of Georgia, Ms. SCHAKOWSKY, Ms. SOLIS, Mr. BILLIRAKIS, Mr. LOBIONDO, Mr. HINCHEY, Mr. LEWIS of Georgia, Mr. FERGUSON, Mrs. BONO, Mrs. MILLER of Michigan, Mr. SIRES, Mr. OLVER, Mr. SENSENBRENNER, Mrs. MUSGRAVE, Mr. MCDERMOTT, Mr. MCKEON, Ms. HERSETH, Ms. BEAN, Mr. WAMP, Mr. ANDREWS, Mr. RENZI, Mr. WELLER, Mr. PASTOR, Mr. DEFAZIO, Mr. RANGEL, Mrs. MCCARTHY of New York, Mr. PETERSON of Minnesota, Mr.

ISSA, Mr. CARNAHAN, Mr. HINOJOSA, Mr. WYNN, Mrs. JONES of Ohio, Mr. SMITH of New Jersey, Ms. MILLENDER-MCDONALD, Mr. SHIMKUS, Mr. DENT, Mr. MCCAUL of Texas, Mr. BOREN, Mr. LINCOLN DAVIS of Tennessee, Mr. FARR, Ms. JACKSON-LEE of Texas, Mr. KIND, Mr. MATHESON, Mr. MELANCON, Mr. MOORE of Kansas, Mr. ROSS, Mr. RYAN of Ohio, Mr. SCOTT of Georgia, Mr. THOMPSON of California, Ms. WATERS, Mr. DANIEL E. LUNGREN of California, and Mr. TOWNS.

H. Res. 109: Ms. MATSUI.

H. Res. 113: Mr. HOLT, Mr. HONDA, Mr. CROWLEY, Mr. MCDERMOTT, Ms. LEE, and Mr. VAN HOLLEN.

#### ¶16.31 DELETIONS OF SPONSORS FROM PUBLIC BILLS AND RESOLUTIONS

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

H. Res. 106: Mr. JINDAL.

### MONDAY, FEBRUARY 5, 2007 (17)

#### ¶17.1 APPOINTMENT OF SPEAKER PRO TEMPORE

The House was called to order by the SPEAKER pro tempore, Mr. LAMPSON, who laid before the House the following communication:

WASHINGTON, DC.

February 5, 2007.

I hereby appoint the Honorable NICK LAMPSON to act as Speaker pro tempore on this day.

NANCY PELOSI,

*Speaker of the House of Representatives.*

#### ¶17.2 APPROVAL OF THE JOURNAL

The SPEAKER pro tempore, Mr. LAMPSON, announced he had examined and approved the Journal of the proceedings of Wednesday, January 31, 2007.

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

#### ¶17.3 COMMUNICATIONS

Executive and other communications, pursuant to clause 8, rule XII, were referred as follows:

491. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting a report pursuant to Section 3 of the Arms Export Control Act, as amended; to the Committee on Foreign Affairs.

492. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting a report pursuant to Section 25(a)(1) of the Arms Export Control Act, as amended; to the Committee on Foreign Affairs.

493. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting a report pursuant to Section 3(c) of the Arms Export Control Act, as amended; to the Committee on Foreign Affairs.

494. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting a report pursuant to Paragraph (5)(D) of the Senate's May 1997 resolution of advice and consent to the ratification of the Conventional Armed Forces in Europe Treaty Flank Document of May 31, 1996; to the Committee on Foreign Affairs.

495. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting a Memorandum of Justification under section 451 of the Foreign Assistance Act of 1961; to the Committee on Foreign Affairs.

496. A letter from the Assistant Director, Executive & Political Personnel, Depart-

ment of Defense, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Oversight and Government Reform.

497. A letter from the Assistant Director, Executive & Political Personnel, Department of Defense, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Oversight and Government Reform.

498. A letter from the Assistant Director, Executive & Political Personnel, Department of Defense, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Oversight and Government Reform.

499. A letter from the Assistant Director, Executive & Political Personnel, Department of Defense, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Oversight and Government Reform.

500. A letter from the Assistant Director, Executive & Political Personnel, Department of Defense, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Oversight and Government Reform.

501. A letter from the Assistant Director, Executive & Political Personnel, Department of the Air Force, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Oversight and Government Reform.

502. A letter from the Assistant Director, Executive & Political Personnel, Department of the Army, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Oversight and Government Reform.

503. A letter from the Assistant Director, Executive & Political Personnel, Department of the Army, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Oversight and Government Reform.

504. A letter from the Assistant Director, Executive & Political Personnel, Department of the Army, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Oversight and Government Reform.

505. A letter from the Assistant Director, Executive & Political Personnel, Department of the Army, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Oversight and Government Reform.

506. A letter from the Assistant Director, Executive & Political Personnel, Department of the Navy, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Oversight and Government Reform.

507. A letter from the Assistant Director, Executive & Political Personnel, Department of the Navy, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Oversight and Government Reform.

508. A letter from the Assistant Director, Executive & Political Personnel, Department of the Navy, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Oversight and Government Reform.

509. A letter from the Assistant Director, Executive & Political Personnel, Department of the Navy, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Oversight and Government Reform.

#### ¶17.4 MESSAGE FROM THE SENATE

A message from the Senate by Ms. Curtis, one of its clerks, announced that the Senate has passed with amendments in which the concurrence

of the House is requested, a bill of the House of the following title:

H.R. 434. An Act to provide for an additional temporary extension of programs under the Small Business Act and the Small Business Investment Act of 1958 through December 31, 2007, and for other purposes.

The message also announced that the Senate has passed without amendment in which the concurrence of the House is requested, a concurrent resolution of the House of the following title:

H. Con. Res. 34. A concurrent resolution honoring the life of Percy Lavon Julian, a pioneer in the field of organic chemistry research and development and the first and only African American chemist to be inducted into the National Academy of Sciences.

The message also announced pursuant to section 276h-276k of title 22, United States Code, as amended, the Chair, on behalf of the Vice President, appoints the following Senator as Chairman of the Senate Delegation to the Mexico-United States Interparliamentary Group during the 110th Congress: The Senator from Connecticut [Mr. DODD].

#### ¶17.5 SERGEANT HENRY YBARRA III

Mr. LYNCH moved to suspend the rules and pass the bill (H.R. 577) to designate the facility of the United States Postal Service located at 3903 South Congress Avenue in Austin, Texas, as the "Sergeant Henry Ybarra III Post Office Building".

The SPEAKER pro tempore, Mr. LAMPSON, recognized Mr. LYNCH and Mr. SHAYS, each for 20 minutes.

After debate,

The question being put, *viva voce*,

Will the House suspend the rules and pass said bill?

The SPEAKER pro tempore, Mr. LAMPSON, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill was passed was, by unanimous consent, laid on the table.

*Ordered*, That the Clerk request the concurrence of the Senate in said bill.

#### ¶17.6 SERGEANT LEA ROBERT MILLS

Mr. LYNCH moved to suspend the rules and pass the bill (H.R. 514) to designate the facility of the United States Postal Service located at 16150 Aviation Loop Drive in Brooksville, Florida, as the "Sergeant Lea Robert Mills Brooksville Aviation Branch Post Office".

The SPEAKER pro tempore, Mr. LAMPSON, recognized Mr. LYNCH and Mr. SHAYS, each for 20 minutes.

After debate,

The question being put, *viva voce*,

Will the House suspend the rules and pass said bill?

The SPEAKER pro tempore, Mr. LAMPSON, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill was passed was, by unanimous consent, laid on the table.

*Ordered*, That the Clerk request the concurrence of the Senate in said bill.

#### ¶17.7 SCIPIO A. JONES POST OFFICE

Mr. LYNCH moved to suspend the rules and pass the bill (H.R. 433) to designate the facility of the United States Postal Service located at 1700 Main Street in Little Rock, Arkansas, as the "Scipio A. Jones Post Office Building".

The SPEAKER pro tempore, Mr. LAMPSON, recognized Mr. LYNCH and Mr. SHAYS, each for 20 minutes.

After debate,

The question being put, *viva voce*,

Will the House suspend the rules and pass said bill?

The SPEAKER pro tempore, Mr. LAMPSON, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill was passed was, by unanimous consent, laid on the table.

*Ordered*, That the Clerk request the concurrence of the Senate in said bill.

#### ¶17.8 MESSAGES FROM THE PRESIDENT

Messages in writing from the President of the United States were communicated to the House by Mr. Sherman Williams, one of his secretaries.

#### ¶17.9 CONSUMER PROTECTION

Mr. MATHESON moved to suspend the rules and agree to the following resolution (H. Res. 94); as amended:

Whereas informed consumers are better equipped to see through frauds and deceptions, whether they take the form of questionable claims in an advertisement, offers that come in the mail or e-mail, or schemes designed to appear to be risk-free;

Whereas the Federal Government provides many educational resources and programs to help people protect themselves against fraud by supplying them with information about their options in the marketplace;

Whereas the Federal Trade Commission and more than 100 other Federal agencies have collaborated on a website, [www.consumer.gov](http://www.consumer.gov), which provides helpful information ranging from how credit ratings work to how to buy a new home;

Whereas the Federal Trade Commission has prepared a collection of easy-to-use materials to enable anyone, regardless of their existing knowledge about identity theft, to learn about and inform others about how to protect themselves against this serious crime;

Whereas consumers can find practical tips from National Consumer Protection Week partner organizations about how to make well-informed purchase decisions, avoid scams, protect their personal information, and file a complaint online at [www.consumer.gov/ncpw](http://www.consumer.gov/ncpw);

Whereas, by gathering and sharing information, consumers and their friends and

families can be more confident, savvy, and safe in the marketplace;

Whereas increasing financial literacy and information about financial services provides consumers with the knowledge to obtain the most appropriate and prudent options for managing their finances and building wealth;

Whereas a 2005 report by the Comptroller General entitled "Credit Reporting Literacy" supports educational efforts to increase consumers' understanding of the credit reporting process and suggests that such efforts target those areas in which consumers' knowledge is weakest, including populations with less education, lower incomes, and less experience obtaining credit; and

Whereas public, community-based, and private sector organizations throughout the United States are working to increase financial literacy rates and consumer protection for people of all ages and walks of life through a range of outreach efforts, including media campaigns, websites, and one-on-one counseling for individuals: Now, therefore, be it

*Resolved*, That the House of Representatives—

(1) supports the goals and ideals of the Ninth Annual National Consumer Protection Week, including raising public awareness about the importance of consumer protection;

(2) requests that the President issue a proclamation calling upon Government officials, industry leaders, schools, non-profit organizations, and consumer advocates to provide citizens with the information necessary to effectively protect themselves against consumer fraud, and encourage all citizens to take an active role in protecting their personal information; and

(3) encourages people across the Nation to take advantage of the wealth of consumer protection information that can enhance confidence in the marketplace.

The SPEAKER pro tempore, Mr. LAMPSON, recognized Mr. MATHESON and Mr. BURGESS, each for 20 minutes.

After debate,

The question being put, *viva voce*,

Will the House suspend the rules and agree to said resolution, as amended?

The SPEAKER pro tempore, Mr. LAMPSON, announced that two-thirds of the Members present had voted in the affirmative.

Mr. MATHESON demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Mr. LAMPSON, pursuant to clause 8, rule XX, announced that further proceedings on the question were postponed.

#### ¶17.10 HIV/AIDS AWARENESS

Mr. TOWNS moved to suspend the rules and agree to the following resolution (H. Con. Res. 35); as amended:

Whereas the HIV/AIDS epidemic in the United States has shifted primarily to the African-American community and other communities of color;

Whereas the Centers for Disease Control and Prevention (CDC) has stated that, at the end of 2005, over 188,000 African Americans were living with AIDS, representing 44 percent of all cases in the United States;

Whereas since the beginning of the epidemic, African Americans have accounted

for nearly 400,000 or 42 percent of the estimated 953,000 AIDS cases diagnosed, and through December 2005, an estimated 211,559 African Americans with AIDS have died;

Whereas the CDC has further stated that, in 2005, African Americans accounted for nearly 50 percent of all new HIV infections, despite representing only about 12.3 percent of the population (according to the 2000 Census);

Whereas the CDC estimates that, in 2005, African-American women accounted for over 66 percent of all HIV/AIDS cases among women, and were 25 times more likely to be infected than White women;

Whereas the CDC estimates that of the over 18,800 people under the age of 25 whose diagnosis of HIV/AIDS was made during 2001–2004, 61 percent were African-American;

Whereas the CDC estimates that 73 percent of all children born to HIV infected mothers in 2004 were African-American;

Whereas the CDC has determined that the leading cause of HIV infection among African-American men is sexual contact with other men, followed by intravenous drug use and heterosexual contact;

Whereas the CDC has determined that the leading cause of HIV infection among African-American women is heterosexual contact, followed by intravenous drug use;

Whereas in 2002, AIDS was among the top three causes of death for African-American men in the age group 25 through 54, among the top four causes of death for African-American women in the age group 25 through 54, and the number one cause of death for African-American women aged 25 to 34 years;

Whereas the CDC estimates that, since 1996, African Americans have the poorest survival rates of any racial or ethnic group diagnosed with AIDS, with 64 percent surviving after 9 years compared to 65 percent of American Indians and Alaska Natives, 72 percent of Hispanics, 74 percent of Whites, and 81 percent of Asian Pacific Islanders;

Whereas African Americans are diagnosed with AIDS later than nonminority counterparts, are confronted with barriers in accessing care and treatment, and face higher morbidity and mortality outcomes;

Whereas in 1998, the Congress and the Clinton Administration created the National Minority AIDS Initiative to help coordinate funding, build capacity, and provide prevention, care, and treatment services within the African-American, Hispanic, Asian Pacific Islander, and Native American communities;

Whereas the Minority AIDS Initiative assists with leadership development of community-based organizations (CBOs), establishes and links provider networks, builds community prevention infrastructure, promotes technical assistance among CBOs, and raises awareness among African-American communities;

Whereas on February 23, 2001, the first annual National Black HIV/AIDS Awareness Day was organized, with the slogan “Get Educated, Get Involved, Get Tested”; and

Whereas February 7 of each year is now recognized as National Black HIV/AIDS Awareness Day; Now, therefore, be it

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

(1) supports the goals and ideals of National Black HIV/AIDS Awareness Day and recognizes the seventh anniversary of observing such day;

(2) encourages State and local governments, including their public health agencies, to recognize such day, to publicize its importance among their communities, and to encourage individuals to undergo testing for HIV;

(3) encourages national, State, and local media organizations to carry messages in support of National Black HIV/AIDS Awareness Day;

(4) supports full and equitable funding for the Ryan White HIV/AIDS Treatment Modernization Act of 2006;

(5) applauds the codification of the Minority AIDS Initiative within the reauthorization of the Ryan White CARE Act;

(6) supports appropriate funding for HIV/AIDS prevention and treatment;

(7) supports the strengthening of stable African-American communities;

(8) supports reducing the impact of incarceration as a driver of new HIV infections within the African-American community;

(9) supports effective and comprehensive HIV prevention education programs to promote the early identification of HIV through voluntary routine testing, and to connect those in need to treatment and care as early as possible;

(10) supports reducing the number of HIV infections in the African-American community resulting from injection drug use; and

(11) supports efforts to link those infected with HIV to accessible care and treatment options.

The SPEAKER pro tempore, Mr. LAMPSON, recognized Mr. TOWNS and Mr. BURGESS, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and agree to said concurrent resolution, as amended?

The SPEAKER pro tempore, Mr. LAMPSON, announced that two-thirds of the Members present had voted in the affirmative.

Mr. TOWNS demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Mr. LAMPSON, pursuant to clause 8, rule XX, announced that further proceedings on the question were postponed.

¶17.11 MESSAGE FROM THE PRESIDENT—  
NATIONAL EMERGENCY WITH RESPECT  
TO COTE D’IVOIRE

The SPEAKER pro tempore, Mr. LAMPSON, laid before the House a message from the President, which was read as follows:

*To the Congress of the United States:*

Section 202(d) of the National Emergencies Act (50 U.S.C. 1622(d)) provides for the automatic termination of a national emergency unless, prior to the anniversary date of its declaration, the President publishes in the *Federal Register* and transmits to the Congress a notice stating that the emergency is to continue in effect beyond the anniversary date. In accordance with this provision, I have sent the enclosed notice to the *Federal Register* for publication, stating that the national emergency and related measures blocking the property of certain persons contributing to the conflict in Côte d’Ivoire are to continue in effect beyond February 7, 2007.

The situation in or in relation to Côte d’Ivoire, which has been addressed by the United Nations Security Council in Resolution 1572 of November 15, 2004, and subsequent resolutions, has resulted in the massacre of large numbers of civilians, widespread human

rights abuses, significant political violence and unrest, and attacks against international peacekeeping forces leading to fatalities. This situation poses a continuing unusual and extraordinary threat to the national security and foreign policy of the United States. For these reasons, I have determined that it is necessary to continue the national emergency and related measures blocking the property of certain persons contributing to the conflict in Côte d’Ivoire.

GEORGE W. BUSH.

THE WHITE HOUSE, February 5, 2007.

By unanimous consent, the message, together with the accompanying papers, was referred to the Committee on Foreign Affairs and ordered to be printed (H. Doc. 110–11).

¶17.12 MESSAGE FROM THE PRESIDENT—  
INTERDICTION OF AIRCRAFT ENGAGED  
IN ILLICIT DRUG TRAFFICKING

The SPEAKER pro tempore, Mr. LAMPSON, laid before the House a message from the President, which was read as follows:

*To the Congress of the United States:*

Consistent with the authorities relating to official immunity in the interdiction of aircraft engaged in illicit drug trafficking (Public Law 107–108, as amended, 22 U.S.C. 2291–4), and in order to keep the Congress fully informed, I am providing a report prepared by my Administration. This report includes matters relating to the interdiction of aircraft engaged in illicit drug trafficking.

GEORGE W. BUSH.

THE WHITE HOUSE, February 5, 2007.

By unanimous consent, the message, together with the accompanying papers, was referred to the Committee on Foreign Affairs and ordered to be printed (H. Doc. 110–12).

¶17.13 MESSAGE FROM THE PRESIDENT—  
BUDGET FY 2008

The SPEAKER pro tempore, Mr. LAMPSON, laid before the House a message from the President, which was read as follows:

THE BUDGET MESSAGE OF THE  
PRESIDENT

America is a country of opportunity. Throughout our history, we have overcome great challenges by drawing on the strength, creativity, and resolve of the American people. We have adapted to change—while maintaining our commitment to freedom and an open economy.

Our economy is strong and growing, Federal revenues are robust, and we have made significant progress in reducing the deficit. The Budget I am presenting achieves balance by 2012. My formula for a balanced budget reflects the priorities of our country at this moment in its history: protecting the homeland and fighting terrorism, keeping the economy strong with low taxes, and keeping spending under control while making Federal programs more effective.

As Commander in Chief, my highest priority is the security of our Nation. My Budget invests substantial resources to fight the Global War on Terror, and ensure our homeland is protected from those who would do us harm. We will transform our military to meet the new threats of the 21st Century and provide the brave men and women on the front lines with the resources they need to be successful in this decisive ideological struggle. The Budget will support a new strategy in Iraq that demands more from Iraq's elected government, and gives American forces in Iraq the reinforcements they need to complete their mission. And it will continue to provide the tools necessary to keep America safe by detecting, disrupting, and dismantling terrorist plots.

The U.S. economy is strong. Since August 2003, 7.2 million jobs have been created. Unemployment is low. Wages are growing. Productivity is strong. Inflation and interest rates are low. And we have seen tremendous progress despite a series of challenges, including recession, the terrorist attacks of 2001, corporate scandals, the costliest natural disaster in our Nation's history, energy price spikes, and a temporary slowdown in the housing sector. The resilience of our economy is a tribute to America's workers and entrepreneurs. And well-timed, pro-growth tax policies helped create the right climate for innovation and entrepreneurship.

The Federal deficit is declining and on a path to elimination. Last year, we successfully met our goal of cutting the deficit in half, three years ahead of schedule. This occurred because tax relief helped the economy to recover and grow, resulting in record-high revenues while we restrained non-security discretionary spending. With continued strong economic growth and spending discipline, we are now positioned to balance the budget by 2012, while providing for our national security and making tax relief permanent.

My Budget proposes to keep non-security discretionary spending below inflation for the next five years. My Budget also reforms projects and spending that don't get the job done. We need lawmakers' support to help us accomplish this goal—including reforms that will improve the Congressional budget process.

To bolster public confidence in the Government's ability to manage taxpayers' money successfully, Congress should adopt earmark reform. The earmark process should be made more transparent, ending the practice of concealing earmarks in so-called report language never included in legislation. The number and cost of earmarks should be cut by at least half by the end of this session. I have also called on Congress to adopt the legislative line-item veto, which gives the Legislative and Executive Branches a tool to help eliminate wasteful spending. These common-sense reforms will help prevent billions of taxpayers' dollars

from being spent on unnecessary and unjustified projects.

To keep this economy strong we must take on the challenge of entitlements. Social Security, Medicare, and Medicaid are commitments of conscience, and so it is our duty to keep them permanently sound. If we do not address this challenge, we will one day leave our children with three bad options: huge tax increases, huge deficits, or huge and immediate cuts in benefits.

In the short term, my Budget works to slow the rate of growth of these programs, saving \$96 billion over five years. This Administration is also actively working with Congress to comprehensively reform and improve these vital programs so they will be strong for the next generations of Americans.

I am optimistic about the future of our country. We are an entrepreneurial and hard-working Nation. And while we face great challenges, we enjoy great opportunities. This Budget reflects our highest priorities while reducing the deficit and achieving a balanced budget by 2012. I am confident that this approach will help make our country more secure and more prosperous.

GEORGE W. BUSH.  
*February 5, 2007.*

The message, together with the accompanying papers, was referred to the Committee on Appropriations and ordered to be printed (H. Doc. 110-3).

¶17.14 RECESS—3:23 P.M.

The SPEAKER pro tempore, Mr. LAMPSON, pursuant to clause 12(a) of rule I, declared the House in recess at 3 o'clock and 23 minutes p.m., until approximately 6:30 p.m.

¶17.15 AFTER RECESS—6:30 P.M.

The SPEAKER pro tempore, Ms. Loretta SANCHEZ of California, called the House to order.

¶17.16 COMMUNICATION FROM THE  
MINORITY LEADER—APPOINTMENT—  
PAGE BOARD

The SPEAKER pro tempore, Ms. Loretta SANCHEZ of California, laid before the House the following communication, which was read as follows:

CONGRESS OF THE UNITED STATES,  
HOUSE OF REPRESENTATIVES,  
*Washington, DC, February 5, 2007.*

Hon. NANCY PELOSI,  
*Speaker,*  
*Washington, DC.*

DEAR SPEAKER PELOSI: Pursuant to 2 D.S.C. 88b-3, amended by Section 2 of the House Page Board Revision Act of 2007, I am pleased to appoint the Honorable Ginny Brown-Waite of Florida to the Page Board. Ms. Brown-Waite has expressed her interest in serving in this capacity and I am pleased to fulfill her request.

Sincerely,

JOHN A. BOEHNER,  
*Republican Leader.*

¶17.17 H. RES. 94—UNFINISHED BUSINESS

The SPEAKER pro tempore, Ms. Loretta SANCHEZ of California, pursuant to clause 8, rule XX, announced the unfinished business to be the motion to

suspend the rules and agree to said resolution (H. Res. 94) supporting the goals and ideals of National Consumer Protection Week; as amended.

The question being put,

Will the House suspend the rules and agree to said resolution, as amended?

The vote was taken by electronic device.

It was decided in the { Yeas ..... 398  
affirmative ..... } Nays ..... 0

¶17.18 [Roll No. 74]  
YEAS—398

Abercrombie	Davis (AL)	Holt
Ackerman	Davis (CA)	Honda
Aderholt	Davis (IL)	Hooley
Akin	Davis (KY)	Hoyer
Alexander	Davis, David	Hulshof
Allen	Davis, Lincoln	Hunter
Altmire	Davis, Tom	Inglis (SC)
Andrews	Deal (GA)	Inslee
Arcuri	DeFazio	Israel
Baca	DeGette	Issa
Bachmann	Delahunt	Jackson (IL)
Bachus	DeLauro	Jackson-Lee
Baird	Dent	(TX)
Baker	Diaz-Balart, L.	Jefferson
Baldwin	Diaz-Balart, M.	Jindal
Barrett (SC)	Dicks	Johnson (GA)
Barrow	Dingell	Johnson, E. B.
Bartlett (MD)	Doggett	Johnson, Sam
Barton (TX)	Donnelly	Jones (NC)
Bean	Doyle	Jones (OH)
Becerra	Drake	Jordan
Berkley	Dreier	Kagen
Berman	Duncan	Kanjorski
Berry	Edwards	Kaptur
Biggert	Ehlers	Keller
Bilbray	Ellison	Kildee
Bilirakis	Ellsworth	Kilpatrick
Bishop (GA)	Emanuel	Kind
Bishop (NY)	Emerson	King (IA)
Bishop (UT)	Engel	King (NY)
Blackburn	Eshoo	Kingston
Blumenauer	Etheridge	Kirk
Blunt	Everett	Klein (FL)
Boehner	Fallin	Kline (MN)
Bonner	Farr	Knollenberg
Bono	Fattah	Kucinich
Boozman	Feeney	Kuhl (NY)
Boren	Ferguson	LaHood
Boswell	Filner	Lamborn
Boustany	Flake	Lampson
Boyd (FL)	Forbes	Langevin
Brady (PA)	Fossella	Lantos
Brady (TX)	Fox	Larsen (WA)
Braley (IA)	Frank (MA)	Larson (CT)
Brown (SC)	Franks (AZ)	Latham
Brown-Waite,	Frelinghuysen	LaTourette
Ginny	Gallegly	Lee
Buchanan	Garrett (NJ)	Levin
Burgess	Gerlach	Lewis (CA)
Calvert	Giffords	Lewis (KY)
Camp (MI)	Gilchrest	Linder
Campbell (CA)	Gillibrand	Lipinski
Cannon	Gillmor	LoBiondo
Cantor	Gingrey	Loeb
Capito	Gohmert	Lofgren, Zoe
Capps	Gonzalez	Lowey
Capuano	Goodlatte	Lucas
Cardoza	Gordon	Lungren, Daniel
Carnahan	Granger	E.
Carney	Graves	Lynch
Carter	Green, Al	Mack
Castle	Gutierrez	Mahoney (FL)
Castor	Hall (NY)	Maloney (NY)
Chabot	Hall (TX)	Manzullo
Chandler	Hare	Marchant
Clarke	Harman	Markey
Clay	Hastings (FL)	Marshall
Cleaver	Hastings (WA)	Matheson
Clyburn	Hayes	Matsui
Cohen	Heller	McCarthy (CA)
Cole (OK)	Hensarling	McCarthy (NY)
Conyers	Herger	McCaul (TX)
Cooper	Herseth	McCollum (MN)
Costa	Higgins	McCotter
Costello	Hill	McCrery
Courtney	Hinchey	McDermott
Cramer	Hinojosa	McGovern
Crenshaw	Hirono	McHenry
Crowley	Hobson	McHugh
Cuellar	Hodes	McIntyre
Culberson	Hoekstra	McKeon
Cummings	Holden	

McMorris Regula Spratt  
 Rodgers Rehberg Stark  
 Mc Nerney Reichert Stearns  
 McNulty Renzi Stupak  
 Meehan Reyes Sullivan  
 Meek (FL) Reynolds Sutton  
 Meeks (NY) Rodriguez Tancredo  
 Melancon Rogers (AL) Tanner  
 Mica Rogers (KY) Tauscher  
 Michaud Rogers (MI) Taylor  
 Millender-Rohrabacher Terry  
 McDonald Ros-Lehtinen Thompson (CA)  
 Miller (FL) Roskam Thompson (MS)  
 Miller (MI) Ross  
 Miller (NC) Roybal-Allard Thornberry  
 Miller, Gary Ruppertsberger Tiahrt  
 Mitchell Rush Tiberti  
 Mollohan Ryan (OH) Tierney  
 Moore (KS) Ryan (WI) Towns  
 Moore (WI) Salazar Turner  
 Moran (KS) Sali Udall (NM)  
 Moran (VA) Sánchez, Linda Upton  
 Murphy (CT) T. Van Hollen  
 Murphy, Patrick Sanchez, Loretta Velázquez  
 Murphy, Tim Sarbanes Visclosky  
 Musgrave Saxton Walberg  
 Nadler Schakowsky Walden (OR)  
 Napolitano Schiff Walsh (NY)  
 Neugebauer Schmidt Walz (MN)  
 Nunes Schwartz Wamp  
 Oberstar Scott (GA) Wasserman  
 Obey Scott (VA) Schultz  
 Oliver Sensenbrenner Waters  
 Pallone Sessions Watt  
 Pascrell Sestak Waxman  
 Pastor Shadegg Weiner  
 Paul Shays Welch (VT)  
 Pearce Shea-Porter Weldon (FL)  
 Pence Sherman Weller  
 Perlmutter Shuler Westmoreland  
 Peterson (MN) Shuster Whitfield  
 Petri Simpson Wick  
 Pickering Pitts Sires Wilson (NM)  
 Platts Skelton Wilson (OH)  
 Poe Slaughter Smith (NE) Wilson (SC)  
 Pomeroy Smith (NJ) Wolf  
 Porter Smith (TX) Woolsey  
 Price (GA) Smith (TX) Wu  
 Putnam Smith (WA) Wynn  
 Radanovich Snyder Yarmuth  
 Rahall Solis Young (AK)  
 Ramstad Souder Young (FL)  
 Rangel Space

NOT VOTING—36

Boucher English (PA) Neal (MA)  
 Boyda (KS) Fortenberry Norwood  
 Brown, Corrine Goode Ortiz  
 Burton (IN) Green, Gene Payne  
 Butterfield Grijalva Peterson (PA)  
 Buyer Hastert Price (NC)  
 Carson Johnson (IL) Pryce (OH)  
 Coble Kennedy Rothman  
 Conaway Lewis (GA) Royce  
 Cubin Miller, George Shimkus  
 Davis, Jo Ann Murtha Udall (CO)  
 Doolittle Myrick Wexler

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said resolution, as amended, was agreed to.

A motion to reconsider the vote whereby the rules were suspended and said resolution, as amended, was agreed to was, by unanimous consent, laid on the table.

¶17.19 H. CON. RES. 35—UNFINISHED BUSINESS

The SPEAKER pro tempore, Ms. Loretta SANCHEZ of California, pursuant to clause 8, rule XX, announced the further unfinished business to be the motion to suspend the rules and agree to said concurrent resolution (H. Con. Res. 35) supporting the goals and ideals of National Black HIV/AIDS Awareness Day; as amended.

The question being put,

Will the House suspend the rules and agree to said concurrent resolution, as amended?

The vote was taken by electronic device.

It was decided in the { Yeas ..... 396  
 affirmative ..... } Nays ..... 0

¶17.20 [Roll No. 75]

YEAS—396

Abercrombie Delahunt Jordan  
 Ackerman DeLauro Kagen  
 Aderholt Dent Kanjorski  
 Akin Diaz-Balart, L. Kaptur  
 Alexander Diaz-Balart, M. Keller  
 Allen Dicks Kildee  
 Altmire Dingell Kilpatrick  
 Andrews Doggett Kind  
 Arcuri Donnelly King (IA)  
 Baca Doyle King (NY)  
 Bachmann Drake Kingston  
 Bachus Dreier Kirk  
 Baird Duncan Klein (FL)  
 Baker Edwards Kline (MN)  
 Baldwin Ehlers Knollenberg  
 Barrett (SC) Ellison Kucinich  
 Barrow Ellsworth Kuhl (NY)  
 Bartlett (MD) Emanuel LaHood  
 Barton (TX) Emerson Lamborn  
 Bean Engel Lampson  
 Becerra Eshoo Langevin  
 Berkeley Etheridge Lantos  
 Berman Everett Larsen (WA)  
 Berry Fallin Larson (CT)  
 Biggert Farr Latham  
 Bilbray Fattah LaTourette  
 Bilirakis Feeney Lee  
 Bishop (GA) Ferguson Levin  
 Bishop (NY) Filner Lewis (CA)  
 Bishop (UT) Flake Lewis (KY)  
 Blackburn Forbes Linder  
 Blumenauer Fossella Lipinski  
 Blunt Foxx LoBiondo  
 Boehner Frank (MA) Loeb  
 Bonner Franks (AZ) Lofgren, Zoe  
 Bono Frelinghuysen Lowey  
 Boozman Gallegly Lucas  
 Boren Garrett (NJ) Lungren, Daniel  
 Boswell Gerlach E.  
 Boustany Giffords Lynch  
 Boyd (FL) Gilchrest Mack  
 Brady (PA) Gillibrand Mahoney (FL)  
 Brady (TX) Gillmor Maloney (NY)  
 Braley (IA) Gingrey Manzullo  
 Brown (SC) Gohmert Marchant  
 Brown-Waite, Gonzalez Marshall  
 Ginny Goodlatte  
 Buchanan Gordon Matheson  
 Burgess Granger Matsui  
 Calvert Graves McCarthy (CA)  
 Camp (MI) Green, Al McCarthy (NY)  
 Campbell (CA) Gutierrez McCaul (TX)  
 Cantor Hall (NY) McCollum (MN)  
 Capito Hall (TX) McCotter  
 Capps Hare McCreery  
 Capuano Harman McDermott  
 Cardoza Hastings (FL) McGovern  
 Carnahan Hastings (WA) McHenry  
 Carney Hayes McHugh  
 Carter Heller McIntyre  
 Castle Hensarling McKeon  
 Castor Hergert McMorris  
 Chabot Herseth Rodgers  
 Chandler Higgins Mc Nerney  
 Clarke Hill McNulty  
 Clay Hinchey Meehan  
 Cleaver Hinojosa Meek (FL)  
 Clyburn Hirono Meeks (NY)  
 Cohen Hobson Melancon  
 Cole (OK) Hodes Mica  
 Conyers Hoekstra Michaud  
 Cooper Holden Millender-  
 Costa Holt McDonald  
 Costello Honda Miller (FL)  
 Courtney Hooley Miller (MI)  
 Cramer Hoyer Miller (NC)  
 Crenshaw Hulshof Miller, Gary  
 Crowley Inglis (SC) Mitchell  
 Cuellar Inslee Mollohan  
 Culberson Israel Moore (KS)  
 Cummings Issa Moore (WI)  
 Davis (AL) Jackson (IL) Moran (KS)  
 Davis (CA) Jackson-Lee Moran (VA)  
 Davis (IL) (TX) Murphy (CT)  
 Davis (KY) Jefferson Murphy, Patrick  
 Davis, David Jindal Murphy, Tim  
 Davis, Lincoln Johnson (GA) Musgrave  
 Davis, Tom Johnson, E. B. Nadler  
 Deal (GA) Johnson, Sam Napolitano  
 DeFazio Jones (NC) Neugebauer  
 DeGette Jones (OH) Nunes

Sali Terry  
 Sánchez, Linda Thompson (CA)  
 Oliver T. Thompson (MS)  
 Pallone Sanchez, Loretta Thornberry  
 Pascrell Sarbanes Tiahrt  
 Pastor Saxton Tiberti  
 Paul Schakowsky Tierney  
 Pearce Schiff Towns  
 Pence Schmidt Turner  
 Perlmutter Schwartz Udall (NM)  
 Peterson (MN) Scott (GA) Upton  
 Petri Scott (VA) Van Hollen  
 Pickering Sensenbrenner Velázquez  
 Pitts Serrano Visclosky  
 Platts Sessions Walberg  
 Poe Sestak Walden (OR)  
 Pomeroy Shadegg Walsh (NY)  
 Porter Shays Walsh (MN)  
 Price (GA) Shea-Porter Wamp  
 Putnam Sherman Wasserman  
 Radanovich Shuler Schultz  
 Rahall Shuster Waters  
 Ramstad Simpson Watson  
 Rangel Sires Watt  
 Regula Skelton Waxman  
 Rehberg Slaughter Smith (NE) Weiner  
 Reichert Smith (NJ) Welch (VT)  
 Renzi Smith (TX) Weldon (FL)  
 Reyes Smith (WA) Weller  
 Reynolds Snyder Westmoreland  
 Rodriguez Rogers (AL) Solis  
 Rogers (KY) Souder Whitfield  
 Rogers (MI) Space Wicker  
 Rohrabacher Spratt Wilson (NM)  
 Ros-Lehtinen Stark Wilson (OH)  
 Roskam Stearns Wilson (SC)  
 Ross Stupak Wolf  
 Roybal-Allard Sullivan Woolsey  
 Ruppertsberger Sutton Wu  
 Rush Tancredo Wynn  
 Ryan (OH) Tanner Yarmuth  
 Ryan (WI) Tauscher Young (AK)  
 Salazar Taylor Young (FL)

NOT VOTING—38

Boucher English (PA) Neal (MA)  
 Boyda (KS) Fortenberry Norwood  
 Brown, Corrine Goode Ortiz  
 Burton (IN) Green, Gene Payne  
 Butterfield Grijalva Peterson (PA)  
 Buyer Hastert Price (NC)  
 Cannon Hunter Pryce (OH)  
 Carson Johnson (IL) Rothman  
 Coble Kennedy Royce  
 Conaway Lewis (GA) Shimkus  
 Cubin Miller, George Udall (CO)  
 Davis, Jo Ann Murtha Wexler  
 Doolittle Myrick

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said concurrent resolution, as amended, was agreed.

A motion to reconsider the vote whereby the rules were suspended and said concurrent resolution, as amended, was agreed to was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said concurrent resolution.

¶17.21 LEAVE OF ABSENCE

By unanimous consent, leave of absence was granted—

To Mr. BUYER, for today and February 6;

To Mr. Gene GREEN of Texas, for today;

To Mr. HASTERT, for today and balance of the week;

To Mr. ORTIZ, for today; and

To Mr. ROYCE, for today.

And then,

¶17.22 ADJOURNMENT

On motion of Mr. KING of Iowa, at midnight, the House adjourned.



¶17.23 REPORTS OF COMMITTEES ON  
PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XIII, reports of committees were delivered to the Clerk for printing and reference to the proper calendar, as follows:

Mr. GORDON of Tennessee: Committee on Science and Technology. H.R. 547. A bill to facilitate the development of markets for alternative fuels and Ultra Low Sulfur Diesel fuel through research, development, and demonstration and data collection; with an amendment (Rept. 110-7). Referred to the Committee of the Whole House on the state of the Union.

¶17.24 PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XII, public bills and resolutions were introduced and severally referred, as follows:

By Mr. BALDWIN (for herself, Mr. BOOZMAN, Mr. FILNER, Mr. MILLER of Florida, Ms. HERSETH, Ms. BERKLEY, and Mr. HALL of New York):

H.R. 797. A bill to amend title 38, United States Code, to improve compensation benefits for veterans in certain cases of impairment of vision involving both eyes, and for other purposes; to the Committee on Veterans' Affairs.

By Mr. OBERSTAR (for himself, Mr. MICA, and Ms. NORTON):

H.R. 798. A bill to direct the Administrator of General Services to install a photovoltaic system for the headquarters building of the Department of Energy; to the Committee on Transportation and Infrastructure.

By Mr. OBERSTAR (for himself, Mr. MICA, Ms. NORTON, Mr. GRAVES, Mr. RAHALL, Mr. LATOURETTE, Mr. HOLDEN, Mr. SHUSTER, Mr. MICHAUD, Mr. KUHL of New York, Mr. HIGGINS, Mr. SPACE, Mr. ALTMIRE, Mr. WALZ of Minnesota, Mr. SHULER, Mr. ARCURI, Mr. CARNEY, Mr. COHEN, Mr. DOYLE, Mr. BOUCHER, Mr. MOLLOHAN, Mr. WILSON of Ohio, Mr. KANJORSKI, Mr. LINCOLN DAVIS of Tennessee, Mr. MARSHALL, and Mr. SCOTT of Georgia):

H.R. 799. A bill to reauthorize and improve the program authorized by the Appalachian Regional Development Act of 1965; to the Committee on Transportation and Infrastructure.

By Mr. GEORGE MILLER of California (for himself, Mr. KING of New York, Mr. ANDREWS, Mr. PETERSON of Minnesota, Mr. DOYLE, Mr. MURTHA, Mr. OLVER, Ms. MOORE of Wisconsin, Ms. KILPATRICK, Mr. BRADY of Pennsylvania, Mr. DINGELL, Mr. KILDEE, Mr. BERMAN, Ms. MATSUI, Mr. WEXLER, Mrs. TAUSCHER, Mr. NADLER, Mr. ROTHMAN, Mr. BOSWELL, Mr. HOLT, Mr. CONYERS, Mr. ENGEL, Ms. BERKLEY, Ms. DELAURO, Mr. HARE, Mr. RYAN of Ohio, Mr. KUCINICH, Mr. CLAY, Mr. ROSS, Mr. BAIRD, Mr. HOYER, Mr. VAN HOLLEN, Ms. CARSON, Mr. HINCHEY, Mr. FARR, Mr. BUTTERFIELD, Ms. MILLENDER-MCDONALD, Ms. BALDWIN, Mr. SHERMAN, Mr. RAHALL, Mrs. MALONEY of New York, Ms. WATERS, Mr. POMEROY, Mr. WU, Mr. PAYNE, Ms. WOOLSEY, Mrs. DAVIS of California, Mr. HINOJOSA, Ms. SCHAKOWSKY, Mr. KIND, Mr. DAVIS of Illinois, Mr. HOLDEN, Ms. LEE, Mr. UDALL of New Mexico, Mr. MCDERMOTT, Ms. MCCOLLUM of Minnesota, Ms. HOOLEY, Mr. HONDA, Mr. MILLER of North Carolina, Mr. FILNER, Mr. GRIJALVA, Mr. JOHNSON of Georgia, Mrs. MCCARTHY of New York, Mr. LEWIS of Georgia,

Mr. MORAN of Virginia, Mr. WYNN, Mr. AL GREEN of Texas, Mr. PRICE of North Carolina, Mr. SPACE, Mr. CLEAVER, Mr. HIGGINS, Mr. ABERCROMBIE, Mr. YARMUTH, Mr. GENE GREEN of Texas, Mr. ALTMIRE, Mr. SCHIFF, Mr. CAPUANO, Mr. MOLLOHAN, Mr. STARK, Mr. DONNELLY, Mr. DEFazio, Mr. COOPER, Mr. RUPPERSBERGER, Mr. KAGEN, Mr. BISHOP of New York, Ms. SLAUGHTER, Mr. CHANDLER, Mr. WELCH of Vermont, Ms. BEAN, Mr. OBEY, Ms. SCHWARTZ, Mr. SALAZAR, Mr. BISHOP of Georgia, Mr. BACA, Ms. VELÁZQUEZ, Mr. ALLEN, Mr. GUTIERREZ, Mr. ORTIZ, Ms. LINDA T. SÁNCHEZ of California, Mr. LEVIN, Mr. ISRAEL, Mr. LANGEVIN, Mr. ELLSWORTH, Ms. SOLIS, Mr. MEEHAN, Mr. HILL, Mrs. JONES of Ohio, Mr. INSLEE, Mr. RUSH, Mr. BOUCHER, Mr. PATRICK MURPHY of Pennsylvania, Mr. SHAYS, Mr. BRALEY of Iowa, Mr. LOEBACK, Mr. JEFFERSON, Mr. WATT, Mr. CUMMINGS, Mr. PALLONE, Ms. JACKSON-LEE of Texas, Mr. PASTOR, Mr. DELAHUNT, Mr. SIREN, Mr. LYNCH, Mr. LARSON of Connecticut, Mr. FALCONE, Ms. SUTTON, Mr. BLUMENAUER, Ms. KAPTUR, Mr. FRANK of Massachusetts, Mr. NEAL of Massachusetts, Mr. LIPINSKI, Mr. MCGOVERN, Mr. MEEK of Florida, Mr. SARBANES, Mr. THOMPSON of Mississippi, Mr. VISLOSKEY, Mr. MARSHALL, Mr. MOORE of Kansas, Mr. BARROW, Mr. CARNAHAN, Mr. SHULER, Ms. CORRINE BROWN of Florida, Mr. WILSON of Ohio, Mr. ARCURI, Mr. RODRIGUEZ, Mrs. CAPPS, Mr. WALZ of Minnesota, Mr. MARKEY, Mr. SMITH of Washington, Mr. PERLMUTTER, Mr. SCOTT of Virginia, Mr. DICKS, Mr. STUPAK, Mr. REYES, Ms. WASSERMAN SCHULTZ, Mr. EDWARDS, Mr. UDALL of Colorado, Mr. KENNEDY, Mr. DAVIS of Alabama, Ms. ZOE LOFGREN of California, Ms. SHEA-PORTER, Mr. CROWLEY, Mr. LANTOS, Mr. CARDOZA, Ms. LORETTA SANCHEZ of California, Mr. COHEN, Mr. CARNEY, Mr. COSTELLO, Mrs. LOWEY, Mr. HODES, Mr. TOWNS, Mr. LINCOLN DAVIS of Tennessee, Mr. WEINER, Ms. HARMAN, Mr. MURPHY of Connecticut, Mr. PASCRELL, Mr. GORDON, Mr. MICHAUD, Mr. ETHERIDGE, Mr. MATHESSON, Mr. KLEIN of Florida, Mr. ACKERMAN, Mr. SESTAK, Mr. MCNERNEY, Mr. HALL of New York, Ms. EDDIE BERNICE JOHNSON of Texas, Mrs. GILLIBRAND, Ms. NORTON, Mr. WAXMAN, Mr. LARSEN of Washington, Mr. ELLISON, Mr. HASTINGS of Florida, Ms. ROYBAL-ALLARD, Mr. JACKSON of Illinois, Ms. ESHOO, Mr. OBERSTAR, Mr. SERRANO, Mr. TIERNEY, Mr. LATOURETTE, Mr. BECERRA, Mr. COURTNEY, Mrs. NAPOLITANO, Mr. MEEKS of New York, Mr. GONZALEZ, Mr. SCOTT of Georgia, Ms. HIRONO, Ms. WATSON, Mr. THOMPSON of California, Ms. GIFFORDS, Mr. MCHUGH, Mr. FATTAH, Mr. COSTA, Mr. MCNULTY, Mr. SMITH of New Jersey, Mr. KANJORSKI, Ms. DEGETTE, Mr. EMANUEL, Ms. CLARKE, Ms. HERSETH, Mr. CLYBURN, Mr. SKELTON, Mr. FOSSELLA, Mr. RANGEL, Mr. LOBIONDO, Ms. CASTOR, Mr. MELANCON, Mrs. BOYDA of Kansas, Mr. MITCHELL, Mr. LAMPSON, Mrs. CHRISTENSEN, and Mr. DOGGETT):

H.R. 800. A bill to amend the National Labor Relations Act to establish an efficient system to enable employees to form, join, or assist labor organizations, to provide for mandatory injunctions for unfair labor practices during organizing efforts, and for other

purposes; to the Committee on Education and Labor.

By Mr. KIRK (for himself, Mr. EMANUEL, Ms. WATSON, Ms. MCCOLLUM of Minnesota, Ms. JACKSON-LEE of Texas, Ms. SHEA-PORTER, Ms. WOOLSEY, Ms. SCHAKOWSKY, Mr. HIGGINS, Mr. ELLISON, Mr. EHLERS, Mr. KUCINICH, Mr. LIPINSKI, Mr. KLINE of Minnesota, Mr. REYNOLDS, Mr. MCHUGH, Mrs. MILLER of Michigan, Ms. BEAN, Mrs. BIGGERT, Mr. MCCOTTER, and Mr. WALSH of New York):

H.R. 801. A bill to amend the Nonindigenous Aquatic Nuisance Prevention and Control Act of 1990 to require application to all vessels equipped with ballast water tanks, including vessels that are not carrying ballast water, the requirement to carry out exchange of ballast water or alternative ballast water management methods prior to entry into any port within the Great Lakes, and for other purposes; to the Committee on Transportation and Infrastructure.

By Mr. OBERSTAR (for himself and Mr. CUMMINGS):

H.R. 802. A bill to amend the Act to Prevent Pollution from Ships to implement MARPOL Annex VI; to the Committee on Transportation and Infrastructure.

By Mr. CARNEY (for himself, Mr. ROGERS of Alabama, Mr. THOMPSON of Mississippi, Mr. KING of New York, Mr. DICKS, Mr. SHAYS, Ms. HARMAN, Mr. SOUDER, Mr. DEFazio, Mr. MCCAUL of Texas, Ms. JACKSON-LEE of Texas, Mrs. CHRISTENSEN, Mr. ETHERIDGE, Mr. LANGEVIN, Mr. CUELLAR, and Mr. AL GREEN of Texas):

H.R. 803. A bill to amend the Homeland Security Act of 2002 to enhance the procurement-related activities of the Department of Homeland Security, and for other purposes; to the Committee on Homeland Security.

By Mr. DOGGETT (for himself, Mr. ACKERMAN, Mr. ALLEN, Mr. ANDREWS, Mr. BECERRA, Mr. BLUMENAUER, Mr. BUTTERFIELD, Ms. CARSON, Mr. CLEAVER, Mr. CUMMINGS, Mr. DAVIS of Illinois, Mr. DEFazio, Mr. DELAHUNT, Ms. DELAURO, Mr. EDWARDS, Mr. EMANUEL, Mr. FARR, Mr. FILNER, Mr. FRANK of Massachusetts, Mr. GONZALEZ, Mr. AL GREEN of Texas, Mr. GENE GREEN of Texas, Mr. GRIJALVA, Mr. HOLT, Mr. INSLEE, Mr. JACKSON of Illinois, Ms. KAPTUR, Mr. KUCINICH, Mr. LARSON of Connecticut, Ms. LEE, Mr. LEVIN, Mr. LEWIS of Georgia, Mrs. MALONEY of New York, Mr. MARKEY, Ms. MATSUI, Mr. MCDERMOTT, Mr. MCGOVERN, Mr. MCNULTY, Mr. GEORGE MILLER of California, Mr. NADLER, Mrs. NAPOLITANO, Mr. NEAL of Massachusetts, Mr. RODRIGUEZ, Ms. SCHAKOWSKY, Ms. SLAUGHTER, Mr. STARK, Mr. TIERNEY, Mr. UDALL of New Mexico, Mr. WAXMAN, and Ms. WOOLSEY):

H.R. 804. A bill to amend the Lobbying Disclosure Act of 1995 to require certain coalitions and associations to disclose their lobbying activities, and to require reporting on a quarterly basis; to the Committee on the Judiciary.

By Mr. DOYLE (for himself, Mr. TERRY, Mr. WAMP, and Mr. WYNN):

H.R. 805. A bill to provide incentives for the use of hydrogen fuel, and for other purposes; to the Committee on Ways and Means, and in addition to the Committees on Transportation and Infrastructure, and Energy and Commerce, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mrs. EMERSON (for herself, Mr. BERRY, Mr. WAMP, and Mr. MOORE of Kansas):

H.R. 806. A bill to amend the Federal Food, Drug, and Cosmetic Act to prohibit the marketing of authorized generic drugs; to the Committee on Energy and Commerce.

By Mr. GOHMERT:

H.R. 807. A bill to direct the Secretary of the Interior to conduct a special resource study to determine the feasibility and suitability of establishing a memorial to the Space Shuttle Columbia in the State of Texas and for its inclusion as a unit of the National Park System; to the Committee on Natural Resources.

By Mr. KUCINICH (for himself, Mr. ABERCROMBIE, Mr. ANDREWS, Ms. BALDWIN, Ms. CORRINE BROWN of Florida, Ms. CARSON, Mr. CLAY, Mr. CONYERS, Mr. CUMMINGS, Mr. DAVIS of Illinois, Mrs. DAVIS of California, Mr. DEFazio, Mr. ELLISON, Mr. FARR, Mr. FILNER, Mr. AL GREEN of Texas, Mr. GRIJALVA, Ms. HIRONO, Mr. HOLT, Mr. HONDA, Mr. JACKSON of Illinois, Ms. JACKSON-LEE of Texas, Ms. EDDIE BERNICE JOHNSON of Texas, Mrs. JONES of Ohio, Ms. KAPTUR, Ms. KILPATRICK, Ms. LEE, Mr. LEWIS of Georgia, Mrs. MALONEY of New York, Mr. McDERMOTT, Mr. MCGOVERN, Mr. MEEKS of New York, Mr. GEORGE MILLER of California, Ms. MOORE of Wisconsin, Mr. MORAN of Virginia, Mr. NADLER, Ms. NORTON, Mr. PAYNE, Mr. RANGEL, Mr. ROTHMAN, Mr. RYAN of Ohio, Ms. SCHAKOWSKY, Mr. SCOTT of Virginia, Mr. SERRANO, Mr. SHERMAN, Mrs. TAUSCHER, Mr. TOWNS, Ms. WATERS, Ms. WATSON, Ms. WOOLSEY, Mr. WU, and Mr. WYNN):

H.R. 808. A bill to establish a Department of Peace and Nonviolence; to the Committee on Oversight and Government Reform, and in addition to the Committees on Foreign Affairs, the Judiciary, and Education and Labor, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. HINCHEY (for himself, Mr. ARCURI, Mr. TOM DAVIS of Virginia, Mr. GRIJALVA, Mr. HALL of New York, Mr. WOLF, and Mr. MCHUGH):

H.R. 809. A bill to repeal section 216 of the Federal Power Act (as added by the Energy Policy Act of 2005) providing for the use of eminent domain authority for the construction of certain electric power lines, and for other purposes; to the Committee on Energy and Commerce.

By Mr. HINCHEY (for himself, Mr. ARCURI, Mr. GRIJALVA, Mr. HALL of New York, and Mr. MCHUGH):

H.R. 810. A bill to amend certain provisions of the Federal Power Act added by the Energy Policy Act of 2005 relating to the use of eminent domain authority for the construction of electric power lines, and for other purposes; to the Committee on Energy and Commerce.

By Mr. HOLT (for himself, Mr. TOM DAVIS of Virginia, Mr. WEXLER, Mr. EMANUEL, Mr. PETRI, Mr. WOLF, Mr. LEWIS of Georgia, Mr. LANGEVIN, Mr. COOPER, Mrs. JONES of Ohio, Mr. CLAY, Mr. SHAYS, Ms. KAPTUR, Mr. ENGLISH of Pennsylvania, Mr. HASTINGS of Florida, Mr. RAMSTAD, Mr. MEEK of Florida, Mr. ISSA, Mr. CUMMINGS, Mrs. BIGGERT, Ms. LEE, Mr. CASTLE, Ms. KILPATRICK, Mr. KUHL of New York, Ms. CORRINE BROWN of Florida, Mr. MACK, Mr. SCOTT of Virginia, Mr. ABERCROMBIE, Mr. ACKERMAN, Mr. ALLEN, Mr. BECERRA, Ms. BERKLEY, Mr. BERMAN, Mr. BERRY, Mr. BISHOP of Georgia,

Mr. BLUMENAUER, Mr. BOREN, Mr. BOSWELL, Mr. BOUCHER, Mr. BOYD of Florida, Mr. BRADY of Pennsylvania, Mr. BRALEY of Iowa, Mr. BUTTERFIELD, Mrs. CAPPS, Mr. CARNAHAN, Mr. CHANDLER, Mr. COHEN, Mr. COSTA, Mr. COSTELLO, Mr. COURTNEY, Mr. CROWLEY, Mr. DAVIS of Illinois, Mr. LINCOLN DAVIS of Tennessee, Mrs. DAVIS of California, Mr. DEFazio, Ms. DEGETTE, Mr. DELAHUNT, Ms. DELAURO, Mr. DICKS, Mr. DINGELL, Mr. DOGGETT, Mr. DOYLE, Mr. EDWARDS, Mr. ELLISON, Mr. ENGEL, Ms. ESHOO, Mr. ETHERIDGE, Mr. FATTAH, Mr. FILNER, Mr. FORTUÑO, Mr. FRANK of Massachusetts, Mrs. GILLIBRAND, Mr. GONZALEZ, Mr. GORDON, Mr. GENE GREEN of Texas, Mr. GRIJALVA, Mr. GUTIERREZ, Mr. HALL of New York, Ms. HARMAN, Ms. HERSETH, Mr. HIGGINS, Mr. HINCHEY, Ms. HIRONO, Mr. HODES, Mr. HOLDEN, Mr. HONDA, Ms. HOOLEY, Mr. INSLEE, Ms. JACKSON-LEE of Texas, Mr. JEFFERSON, Ms. EDDIE BERNICE JOHNSON of Texas, Mr. JOHNSON of Georgia, Mr. KAGEN, Mr. KENNEDY, Mr. KILDEE, Mr. KIND, Mr. KLEIN of Florida, Mr. KUCINICH, Mr. LANTOS, Mr. LARSEN of Washington, Mr. LOEBACK, Mrs. LOWEY, Mrs. MCCARTHY of New York, Ms. MCCOLLUM of Minnesota, Mr. MCINTYRE, Mr. McNULTY, Mrs. MALONEY of New York, Mr. MARSHALL, Mr. MATHESON, Ms. MATSUI, Mr. MELANCON, Mr. MICHAUD, Mr. MILLER of North Carolina, Mr. GEORGE MILLER of California, Mr. MITCHELL, Mr. MOLLOHAN, Mr. MOORE of Kansas, Mr. MORAN of Virginia, Mr. PATRICK MURPHY of Pennsylvania, Mr. NADLER, Mrs. NAPOLITANO, Ms. NORTON, Mr. OBERSTAR, Mr. OBEY, Mr. OLVER, Mr. ORTIZ, Mr. PALLONE, Mr. PASTOR, Mr. PAYNE, Mr. PETERSON of Minnesota, Mr. PRICE of North Carolina, Mr. REYES, Mr. ROTHMAN, Ms. ROYBAL-ALLARD, Mr. RUPPERSBERGER, Mr. SALAZAR, Ms. LINDA T. SANCHEZ of California, Ms. LORETTA SANCHEZ of California, Ms. SCHAKOWSKY, Mr. SCHIFF, Ms. SCHWARTZ, Mr. SCOTT of Georgia, Mr. SERRANO, Mr. SHERMAN, Mr. SHULER, Ms. SLAUGHTER, Mr. SMITH of Washington, Ms. SOLIS, Mr. SPRATT, Mr. STARK, Mr. STUPAK, Ms. SUTTON, Mr. TANNER, Mrs. TAUSCHER, Mr. TAYLOR, Mr. TIERNEY, Mr. TOWNS, Mr. UDALL of Colorado, Mr. VAN HOLLEN, Mr. WALZ of Minnesota, Ms. WASSERMAN SCHULTZ, Ms. WATERS, Ms. WATSON, Mr. WAXMAN, Mr. WEINER, Ms. WOOLSEY, Mr. WU, Mr. WYNN, and Mr. ALTMIRE):

H.R. 811. A bill to amend the Help America Vote Act of 2002 to require a voter-verified permanent paper ballot under title III of such Act, and for other purposes; to the Committee on House Administration.

By Mr. KLINE of Minnesota (for himself, Mr. ELLISON, Mr. WALZ of Minnesota, Mr. RAMSTAD, Ms. MCCOLLUM of Minnesota, Mrs. BACHMANN, Mr. PETERSON of Minnesota, and Mr. OBERSTAR):

H.R. 812. A bill to provide for the conveyance of an A-12 Blackbird aircraft to the Minnesota Air National Guard Historical Foundation; to the Committee on Armed Services.

By Mr. GARY G. MILLER of California:

H.R. 813. A bill to amend the Reclamation Wastewater and Groundwater Study and Facilities Act to authorize the Secretary of the Interior to participate in the Prado Basin Natural Treatment System Project, to au-

thorize the Secretary to carry out a program to assist agencies in projects to construct regional brine lines in California, to authorize the Secretary to participate in the Lower Chino Dairy Area desalination demonstration and reclamation project, and for other purposes; to the Committee on Natural Resources.

By Mr. MOORE of Kansas (for himself, Mr. BACHUS, Mr. BURTON of Indiana, Mr. CLAY, Mr. CLEAVER, Mr. COBLE, Mr. CUMMINGS, Mr. LINCOLN DAVIS of Tennessee, Mr. GILLMOR, Mr. GUTIERREZ, Mr. HOLDEN, Mr. HOLT, Ms. EDDIE BERNICE JOHNSON of Texas, Ms. KAPTUR, Mr. KENNEDY, Ms. ZOE LOFGREN of California, Mrs. MCCARTHY of New York, Mr. MICHAUD, Mr. MORAN of Virginia, Mrs. NAPOLITANO, Mr. PRICE of North Carolina, Ms. SCHAKOWSKY, Ms. SCHWARTZ, Mr. SHERMAN, and Mr. WYNN):

H.R. 814. A bill to require the Consumer Product Safety Commission to issue regulations mandating child-resistant closures on all portable gasoline containers; to the Committee on Energy and Commerce.

By Mr. PORTER:

H.R. 815. A bill to provide for the conveyance of certain land in Clark County, Nevada, for use by the Nevada National Guard; to the Committee on Natural Resources.

By Mr. PORTER:

H.R. 816. A bill to provide for the release of certain land from the Sunrise Mountain Instant Study Area in the State of Nevada and to grant a right-of-way across the released land for the construction and maintenance of a flood control project; to the Committee on Natural Resources.

By Mr. PRICE of Georgia:

H.R. 817. A bill to provide for the establishment of a working group to identify and advance the development and use of alternative sources for motor vehicle fuels; to the Committee on Energy and Commerce.

By Mr. RANGEL:

H.R. 818. A bill to secure the Federal voting rights of certain qualified ex-offenders who have served their sentences; to the Committee on the Judiciary.

By Ms. SLAUGHTER (for herself, Ms. DEGETTE, Mr. SHAYS, Ms. DELAURO, Ms. HARMAN, Ms. LEE, Mrs. LOWEY, Mr. ROTHMAN, Ms. SOLIS, Mr. WAXMAN, Mr. ABERCROMBIE, Mr. ACKERMAN, Mr. ALLEN, Mr. BACA, Ms. BALDWIN, Ms. BERKLEY, Mr. BERMAN, Mr. BISHOP of New York, Mr. BLUMENAUER, Mr. BOUCHER, Ms. CORRINE BROWN of Florida, Mrs. CAPPS, Mr. CARNAHAN, Mr. CLAY, Mr. COHEN, Mr. CROWLEY, Mr. CUMMINGS, Mrs. DAVIS of California, Mr. DAVIS of Illinois, Mr. DELAHUNT, Mr. DICKS, Mr. DINGELL, Mr. EMANUEL, Mr. ENGEL, Mr. FARR, Mr. FATTAH, Mr. FILNER, Mr. FRANK of Massachusetts, Mr. AL GREEN of Texas, Mr. GRIJALVA, Mr. GUTIERREZ, Mr. HIGGINS, Mr. HINCHEY, Ms. HIRONO, Mr. HOLT, Mr. HONDA, Ms. HOOLEY, Mr. INSLEE, Mr. ISRAEL, Mr. JACKSON of Illinois, Ms. JACKSON-LEE of Texas, Mr. JOHNSON of Georgia, Mr. KENNEDY, Ms. KILPATRICK, Mr. KIND, Mr. LANGEVIN, Mr. LANTOS, Mr. LARSEN of Washington, Mrs. MALONEY of New York, Ms. MATSUI, Mrs. MCCARTHY of New York, Ms. MCCOLLUM of Minnesota, Mr. McDERMOTT, Mr. MCGOVERN, Mr. McNULTY, Mr. MEEHAN, Mr. MEEKS of New York, Mr. GEORGE MILLER of California, Mr. MILLER of North Carolina, Ms. MOORE of Wisconsin, Mr. MOORE of Kansas, Mr. MORAN of Virginia, Mr. PATRICK MURPHY of Pennsylvania, Mr. NADLER, Mrs. NAPOLITANO, Ms. NORTON, Mr.

OLVER, Mr. PAYNE, Mr. PRICE of North Carolina, Ms. ROYBAL-ALLARD, Ms. LORETTA SANCHEZ of California, Ms. SCHAKOWSKY, Mr. SCHIFF, Ms. SCHWARTZ, Mr. SCOTT of Virginia, Mr. SHERMAN, Mr. SIRES, Mr. STARK, Ms. SUTTON, Mrs. TAUSCHER, Mr. TIERNEY, Mrs. JONES of Ohio, Mr. UDALL of Colorado, Mr. VAN HOLLEN, Ms. WASSERMAN SCHULTZ, Ms. WATSON, Mr. WEINER, Mr. WEXLER, Ms. WOOLSEY, Mr. WU, and Mr. WYNN):

H.R. 819. A bill to expand access to preventive health care services that help reduce unintended pregnancy, reduce abortions, and improve access to women's health care; to the Committee on Energy and Commerce, and in addition to the Committees on Ways and Means, and Education and Labor, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. TOWNS:

H.R. 820. A bill to amend title XVIII of the Social Security Act to provide for the coverage of marriage and family therapist services under part B of the Medicare Program, and for other purposes; to the Committee on Energy and Commerce, and in addition to the Committee on Ways and Means, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. VAN HOLLEN (for himself, Mr. FERGUSON, and Ms. HOOLEY):

H.R. 821. A bill to amend part B of the Individuals with Disabilities Education Act to provide full Federal funding of such part; to the Committee on Education and Labor.

By Ms. WATERS (for herself, Ms. LEE, Mrs. CHRISTENSEN, Mr. STARK, Ms. CARSON, and Mr. TOWNS):

H.R. 822. A bill to amend the Public Health Service Act, the Employee Retirement Income Security Act of 1974, the Internal Revenue Code of 1986, and title 5, United States Code, to require individual and group health insurance coverage and group health plans and Federal employees health benefit plans to provide coverage for routine HIV/AIDS screening; to the Committee on Energy and Commerce, and in addition to the Committees on Education and Labor, Ways and Means, and Oversight and Government Reform, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. WELCH of Vermont:

H.R. 823. A bill to authorize Federal agencies and legislative branch offices to purchase greenhouse gas offsets and renewable energy credits, and for other purposes; to the Committee on Oversight and Government Reform, and in addition to the Committees on House Administration, and Energy and Commerce, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. WELLER:

H.R. 824. A bill to amend the Internal Revenue Code of 1986 to classify ethanol and biodiesel refining property as 7-year property for purposes of the accelerated cost recovery system; to the Committee on Ways and Means.

By Mr. WELLER:

H.R. 825. A bill to amend the Internal Revenue Code of 1986 to extend and expand tax incentives for renewable fuels; to the Committee on Ways and Means.

By Mr. WILSON of South Carolina (for himself, Mr. SPRATT, Mr. NORWOOD, and Mr. MILLER of Florida):

H.R. 826. A bill to amend title 32, United States Code, to improve the readiness of

State defense forces and to increase military coordination for homeland security between the States and the Department of Defense; to the Committee on Armed Services.

By Mr. WILSON of South Carolina:

H.R. 827. A bill to amend the Internal Revenue Code of 1986 to extend bonus depreciation for 2 years; to the Committee on Ways and Means.

By Mr. WOLF (for himself and Mr. EHLERS):

H.R. 828. A bill to preserve mathematics- and science-based industries in the United States; to the Committee on Education and Labor.

By Mr. WOLF (for himself, Mr. HINCHEY, Mr. TOM DAVIS of Virginia, Mr. GRIJALVA, Mr. ARCURI, and Mr. HALL of New York):

H.R. 829. A bill to amend the Federal Power Act to make certain changes in provisions relating to National Interest Transmission Corridors, and for other purposes; to the Committee on Energy and Commerce.

By Mr. YOUNG of Alaska:

H.R. 830. A bill to authorize the exchange of certain lands in Denali National Park in the State of Alaska; to the Committee on Natural Resources.

By Mr. YOUNG of Alaska:

H.R. 831. A bill to provide for the conveyance of certain Forest Service land to the city of Coffman Cove, Alaska; to the Committee on Natural Resources.

By Mr. YOUNG of Alaska:

H.R. 832. A bill to provide that Federal property reversions on land deeded to the Municipality of Anchorage be conveyed to the Municipality in order to unencumber the Municipality's title; to the Committee on Natural Resources.

By Mr. BLUMENAUER:

H. Con. Res. 53. Concurrent resolution celebrating the contributions of the architectural profession during National Architecture Week; to the Committee on Oversight and Government Reform.

By Mr. BOUSTANY:

H. Con. Res. 54. Concurrent resolution expressing the support of Congress for the creation of a National Hurricane Museum and Science Center in Southwest Louisiana; to the Committee on Natural Resources.

By Mr. WILSON of South Carolina (for himself, Mr. CROWLEY, Ms. JACKSON-LEE of Texas, and Mr. TOWNS):

H. Con. Res. 55. Concurrent resolution recognizing that the plight of Kashmiri Pandits has been an ongoing concern since 1989 and that their physical, political, and economic security should be safeguarded by the Government of India and the state government of Jammu and Kashmir; to the Committee on Foreign Affairs.

By Mr. MORAN of Kansas (for himself, Mr. TIAHRT, Mr. MOORE of Kansas, and Mrs. BOYDA of Kansas):

H. Res. 124. A resolution congratulating the Department of Agronomy in the College of Agriculture at Kansas State University for 100 years of excellent service to Kansas agriculture; to the Committee on Agriculture.

By Ms. ROS-LEHTINEN (for herself, Mr. KLEIN of Florida, Mr. PENCE, Mr. BURTON of Indiana, Mr. MANZULLO, Mr. TANGREDO, Mr. CHABOT, Mr. SMITH of New Jersey, Mr. SHERMAN, and Mr. FORTUÑO):

H. Res. 125. A resolution expressing deep concern over the use of civilians as "human shields" in violation of international humanitarian law and the law of war during armed conflict, including Hezbollah's tactic of embedding its forces among civilians to use them as human shields during the summer of 2006 conflict between Hezbollah and the State of Israel; to the Committee on Foreign Affairs.

By Ms. WATSON (for herself, Mrs. BONO, Ms. ROYBAL-ALLARD, Ms. HARMAN, Ms. SOLIS, Mr. HELLER, and Mr. CAMPBELL of California):

H. Res. 126. A resolution commending the University of Southern California Trojan football team for its victory in the 2007 Rose Bowl; to the Committee on Education and Labor.

By Mr. YOUNG of Alaska:

H. Res. 127. A resolution recognizing and celebrating the 50th anniversary of the entry of Alaska in the Union as the 49th State; to the Committee on Oversight and Government Reform.

#### ¶17.25 ADDITIONAL SPONSORS

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

H.R. 25: Mr. WELDON of Florida, Mr. KELLER, Mr. CARTER, and Mr. FRANKS of Arizona.

H.R. 63: Mr. TIM MURPHY of Pennsylvania, Mr. PITTS, Mr. BOOZMAN, Mr. TIBERI, Mr. JONES of North Carolina, Mr. RENZI, Mr. EHLERS, Mr. HALL of Texas, Mr. HAYES, Mr. SHIMKUS, Mr. HUNTER, Mr. TIAHRT, Mr. SUL-LIVAN, Mr. HENSARLING, and Mr. TERRY.

H.R. 73: Mr. MANZULLO.

H.R. 111: Mrs. MCMORRIS RODGERS, Mr. ROTHMAN, Mr. PALLONE, Mr. MCNERNEY, Mr. ISRAEL, Mr. ORTIZ, Ms. DEGETTE, Mr. GUTIERREZ, Mr. BISHOP of Utah, Mr. ANDREWS, Mr. FRELINGHUYSEN, Ms. ZOE LOFGREN of California, Mr. VAN HOLLEN, and Mr. TURNER.

H.R. 119: Mr. FILNER and Mr. BURTON of Indiana.

H.R. 156: Mr. POE, Ms. KAPTUR, Mr. BISHOP of Georgia, and Mrs. JONES of Ohio.

H.R. 161: Mr. SMITH of Washington.

H.R. 201: Ms. CLARKE and Mr. ENGEL.

H.R. 211: Mr. JEFFERSON.

H.R. 237: Ms. HERSETH.

H.R. 296: Mr. THOMPSON of California, Mr. BERMAN, Mr. STARK, Mr. FARR, Mr. HONDA, Ms. LEE, Mr. BECERRA, Ms. SOLIS, Mr. COSTA, Mr. CARDOZA, and Mr. FILNER.

H.R. 349: Ms. MCCOLLUM of Minnesota, Mr. EHLERS, Mr. WAMP, Mr. KUHLMANN of New York, and Mr. BISHOP of Georgia.

H.R. 353: Mr. BISHOP of New York.

H.R. 358: Mr. GRIJALVA, Mr. MILLER of Florida, and Mr. REHBERG.

H.R. 359: Mr. KILDEE, Ms. CARSON, and Mr. JOHNSON of Georgia.

H.R. 365: Mr. MICHAUD, Mr. CRAMER, Mr. HALL of New York, Mrs. TAUSCHER, Ms. SUTTON, Mr. BOREN, Mr. DEFazio, Mr. BERMAN, Mr. JOHNSON of Georgia, Mr. LIPINSKI, Mr. FILNER, Mr. MCDERMOTT, Mr. DOGGETT, Mr. OBERSTAR, Mr. CARNEY, Mr. SESTAK, Mr. SALAZAR, Mr. STUPAK, Mr. CUELLAR, Mr. MEEHAN, Mr. LANTOS, Mr. GEORGE MILLER of California, Ms. CLARKE, Mr. COSTA, Mr. ENGEL, Mr. GRIJALVA, Mr. ETHERIDGE, Mr. VAN HOLLEN, Mr. BOUCHER, Ms. CORRINE BROWN of Florida, Mr. ORTIZ, Mr. LINCOLN DAVIS of Tennessee, Mr. COOPER, Mr. AL GREEN of Texas, Mr. SHULER, Mr. WALZ of Minnesota, Mr. INSLEE, Mr. KIND, Mr. DOYLE, Mr. RODRIGUEZ, Mr. HOLT, Mr. UDALL of New Mexico, Mr. WELCH of Vermont, Ms. SHEAPORTER, Mr. BLUMENAUER, Mr. CUMMINGS, Mr. BARROW, Mr. BACA, Mr. CAPUANO, Mr. CLEAVER, Mr. MITCHELL, Mr. GONZALEZ, Ms. BORDALLO, Ms. LORETTA SANCHEZ of California, Mr. KAGEN, Mr. SHERMAN, Ms. WATSON, Mr. YARMUTH, Mr. BRADY of Pennsylvania, Mr. WILSON of Ohio, Mrs. MALONEY of New York, Mrs. CHRISTENSEN, Mr. PETERSON of Minnesota, and Mrs. BOYDA of Kansas.

H.R. 368: Mr. WILSON of South Carolina, Mr. SAXTON, Mr. DUNCAN, Mrs. NAPOLITANO, Mrs. CUBIN, Ms. KAPTUR, Mr. GRIJALVA, Mr. HIGGINS, Mr. ENGEL, Mr. LARSEN of Washington, Mr. ACKERMAN, Mr. SMITH of New

Jersey, Mr. MCINTYRE, and Mr. MORAN of Kansas.

H.R. 372: Mrs. CAPPS, Mr. LAMPSON, Mr. MARSHALL, Mr. HODES, Mrs. BOYDA of Kansas, Mr. SHULER, and Mr. KAGEN.

H.R. 380: Mr. BOUCHER, Ms. SOLIS, Ms. WASSERMAN SCHULTZ, Mr. MCNERNEY, Mr. GEORGE MILLER of California, and Mr. MORAN of Virginia.

H.R. 402: Mr. BRADY of Pennsylvania, Mr. REICHERT, Ms. DEGETTE, and Ms. EDDIE BERNICE JOHNSON of Texas.

H.R. 437: Mr. HINOJOSA, Mr. SESSIONS, Mr. PAUL, Mr. GENE GREEN of Texas, Mr. MCCAUL of Texas, Mr. HENSARLING, Mr. GONZALEZ, Ms. GRANGER, Mr. POE, Mr. BRADY of Texas, Mr. BURGESS, Mr. AL GREEN of Texas, Mr. DOGGETT, Mr. GOHMERT, Mr. BARTON of Texas, Mr. CARTER, Mr. CONAWAY, Mr. CULBERSON, Mr. EDWARDS, Mr. HALL of Texas, Ms. JACKSON-LEE of Texas, Ms. EDDIE BERNICE JOHNSON of Texas, Mr. SAM JOHNSON of Texas, Mr. LAMPSON, Mr. MARCHANT, Mr. NEUGEBAUER, Mr. ORTIZ, Mr. REYES, Mr. RODRIGUEZ, Mr. SMITH of Texas, and Mr. THORNBERRY.

H.R. 440: Mr. GENE GREEN of Texas and Mr. JOHNSON of Georgia.

H.R. 455: Mr. SERRANO, Mr. OLVER, and Mr. TOWNS.

H.R. 464: Mr. ACKERMAN.

H.R. 468: Mr. GRIJALVA and Mr. WAXMAN.

H.R. 473: Mr. COLE of Oklahoma and Mr. EHLERS.

H.R. 477: Mr. PLATTS, Mr. GERLACH, Mr. JOHNSON of Georgia, Mr. MATHESON, Mr. LANGEVIN, Mr. WYNN, Mr. BOUCHER, Mr. BOREN, Mr. SERRANO, Mr. TANNER, and Mr. MCINTYRE.

H.R. 491: Mr. KIND and Mr. CLEAVER.

H.R. 493: Mr. BOUCHER, Mr. SESTAK, Mr. KIND, and Mr. COSTELLO.

H.R. 508: Ms. EDDIE BERNICE JOHNSON of Texas, Mr. TOWNS, Mr. JOHNSON of Georgia, and Mr. WELCH of Vermont.

H.R. 511: Mr. GRAVES, Mr. CULBERSON, Mr. SALI, Mr. LINCOLN DIAZ-BALART of Florida, Mr. BARTON of Texas, Mr. FORTENBERRY, and Mr. PEARCE.

H.R. 512: Mr. ACKERMAN, Ms. BERKLEY, Mr. BISHOP of Georgia, Ms. CARSON, Ms. CASTOR, Mr. COHEN, Mr. CONYERS, Mr. EMANUEL, Mr. FATTAH, Mr. HARE, Ms. HARMAN, Ms. HERSETH, Mr. KILDEE, Mr. LANTOS, Mr. LEWIS of Georgia, Mrs. MALONEY of New York, Mr. MCDERMOTT, Mr. MCKEON, Mr. MEEHAN, Mr. MEEK of Florida, Mr. MEEKS of New York, Mr. GEORGE MILLER of California, Ms. NORTON, Mr. PALLONE, Mr. PEARCE, Mr. RANGEL, Ms. SCHAKOWSKY, Mr. SHAYS, Mr. STARK, Mr. THOMPSON of Mississippi, Mrs. JONES of Ohio, Ms. WASSERMAN SCHULTZ, and Mr. WEINER.

H.R. 522: Mr. AL GREEN of Texas.

H.R. 539: Mr. MCGOVERN, Mr. MEEKS of New York, Mr. MCNERNEY, Ms. ZOE LOFGREN of California, Mr. FORTUÑO, Mr. ROSS, and Mrs. TAUSCHER, Mr. LIPINSKI.

H.R. 547: Mr. MCHUGH, Mr. CARNAHAN, Mr. MCCAUL of Texas, Mr. MELANCON, Mr. UDALL of Colorado, and Mr. LIPINSKI.

H.R. 548: Ms. SCHAKOWSKY.

H.R. 550: Mr. MCDERMOTT, Mr. CARTER, Mr. COSTA, Mr. ABERCROMBIE, Mr. UPTON, Mr. MCHUGH, Mr. KUHL of New York, Mr. BISHOP of New York, Mr. HONDA, Ms. JACKSON-LEE of Texas, Mr. JEFFERSON, Mr. CALVERT, Mrs. MCMORRIS RODGERS, Mr. ROHRBACHER, and Mr. MCCAUL of Texas.

H.R. 552: Mr. SALAZAR, Mr. PLATTS, and Mr. MCCOTTER.

H.R. 556: Mr. SHAYS and Ms. GINNY BROWN-WAITE of Florida.

H.R. 563: Mr. MARCHANT.

H.R. 566: Mr. SCOTT of Virginia and Mr. RUSH.

H.R. 579: Ms. KAPTUR, Mr. MCDERMOTT, and Mr. YOUNG of Florida.

H.R. 589: Mr. MCDERMOTT, Mr. DICKS, Mr. MCNERNEY, Mr. LARSEN of Washington, Mr.

BLUMENAUER, Mr. ENGEL, Mr. BAIRD, and Mr. MORAN of Virginia.

H.R. 590: Mr. MCCAUL of Texas.

H.R. 617: Mr. MACK.

H.R. 618: Mr. COLE of Oklahoma.

H.R. 620: Mr. COSTA, Mr. MCNERNEY, Mr. ACKERMAN, Mr. SMITH of Washington, and Ms. WATSON.

H.R. 621: Mrs. EMERSON, Mr. ACKERMAN, Mr. ALLEN, Mr. HIGGINS, Mr. MCNULTY, Mr. OLVER, Mr. PRICE of North Carolina, Mr. CUMMINGS, Mr. HINCHEY, and Mr. COBLE.

H.R. 650: Mr. MILLER of Florida.

H.R. 651: Mr. REICHERT.

H.R. 652: Ms. FOX, Mr. POE, Mr. MCCOTTER, Mr. GINGREY, and Mrs. MUSGRAVE.

H.R. 653: Mr. POE, Mr. COHEN, and Mr. HIGGINS.

H.R. 661: Mr. BAIRD and Mr. NEAL of Massachusetts.

H.R. 677: Mr. ORTIZ, Mr. HARE, and Mr. MICHAUD.

H.R. 683: Mr. POE.

H.R. 695: Mr. MARKEY and Ms. BERKLEY.

H.R. 713: Mr. KUHL of New York and Mr. HINCHEY.

H.R. 714: Mr. SCOTT of Georgia and Mr. WILSON of Ohio.

H.R. 718: Mr. WELCH of Vermont, Mr. LAHOOD, Mr. LOBIONDO, Mr. GOODE, Mr. HOLDEN, Mr. MORAN of Virginia, Mr. DEFAZIO, Mr. ETHERIDGE, Ms. KAPTUR, Mr. MCDERMOTT, Mr. WALZ of Minnesota, Mr. DICKS, Mr. MCGOVERN, and Mr. DELAHUNT.

H.R. 723: Mr. PLATTS, Mr. BILBRAY, Mr. FOSSELLA, and Ms. CORRINE BROWN of Florida.

H.R. 728: Mr. KENNEDY, Ms. CORRINE BROWN of Florida, Mr. KUHL of New York, and Mr. HASTINGS of Florida.

H.R. 729: Mr. PASTOR, Mr. MCCAUL of Texas, Mr. MCDERMOTT, Mr. BAIRD, Mr. MORAN of Virginia, and Ms. WOOLSEY.

H.R. 743: Mr. FLAKE and Mr. MCCAUL of Texas.

H.R. 746: Mr. CAPUANO.

H.R. 748: Mr. PAUL, Mr. HIGGINS, Mr. BUTTERFIELD, Mr. MCCOTTER, Mr. ENGEL, Mr. ACKERMAN, Mr. KIRK, Mr. LARSEN of Washington, Mr. WICKER, Ms. WASSERMAN SCHULTZ, Mr. CLAY, Mr. MCNULTY, Mr. WEINER, Mr. BOOZMAN, Mr. HINCHEY, and Mr. BOUSTANY.

H.R. 759: Mr. SHERMAN, Mr. WAXMAN, and Mr. MEEKS of New York.

H.R. 787: Ms. MATSUI.

H.J. Res. 1: Mr. BILIRAKIS, Mrs. MILLER of Michigan, Mr. MELANCON, Mr. SALAZAR, Mr. SHUSTER, Mr. BOUSTANY, Ms. GRANGER, and Mr. COSTA.

H.J. Res. 15: Mr. CAMP of Michigan.

H.J. Res. 16: Mr. MILLER of Florida.

H.J. Res. 21: Mr. PUTNAM.

H. Con. Res. 21: Mr. ELLISON, Mr. POE, Mr. FOSSELLA, Mr. ALLEN, and Mr. HODES.

H. Con. Res. 30: Mr. MCCAUL of Texas.

H. Con. Res. 33: Mr. BOUCHER, Ms. BALDWIN, Mr. MCNULTY, Mr. WU, Mrs. MALONEY of New York, Mr. BOSWELL, and Ms. SCHAKOWSKY.

H. Con. Res. 35: Mr. JACKSON of Illinois, Mr. SCOTT of Virginia, Ms. EDDIE BERNICE JOHNSON of Texas, Mr. JOHNSON of Georgia, Mr. CONYERS, Mr. DAVIS of Illinois, Mr. MEEK of Florida, Mr. ELLISON, Ms. CLARKE, Mr. BURGESS, Mr. WATT, and Mr. COHEN.

H. Con. Res. 47: Mr. YOUNG of Florida.

H. Res. 37: Mr. FILNER.

H. Res. 41: Ms. SHEA-PORTER and Mr. PALLONE.

H. Res. 63: Mr. MCCOTTER.

H. Res. 79: Mr. WILSON of South Carolina, Mr. BARRETT of South Carolina, Mr. FORTUÑO, Mr. SESSIONS, Mr. FEENEY, Mr. BISHOP of Utah, Mr. AKIN, Mr. RYAN of Wisconsin, and Mrs. MUSGRAVE.

H. Res. 84: Mr. TOM DAVIS of Virginia, Mr. FORTUÑO, and Ms. HERSETH.

H. Res. 87: Mr. GINGREY and Mr. BRADY of Pennsylvania.

H. Res. 94: Mr. KANJORSKI, Ms. JACKSON-LEE of Texas, and Mr. WILSON of Ohio.

H. Res. 97: Mr. BRADY of Pennsylvania, Mr. MCNERNEY, Mr. MITCHELL, and Mr. ALLEN.

H. Res. 98: Mr. CROWLEY.

H. Res. 100: Ms. DEGETTE, Mr. WEXLER, Mr. MCGOVERN, Mr. BLUMENAUER, and Ms. WOOLSEY.

H. Res. 101: Mr. SERRANO, Mr. GEORGE MILLER of California, Ms. SHEA-PORTER, Ms. LORETTA SANCHEZ of California, and Mr. BLUMENAUER.

H. Res. 102: Mr. HINCHEY, Mr. MCCOTTER, and Mr. GARRETT of New Jersey.

H. Res. 106: Mr. ELLISON, Mr. MCNERNEY, Ms. DEGETTE, Ms. VELÁZQUEZ, Mr. GENE GREEN of Texas, and Mr. MCCARTHY of California.

H. Res. 113: Mr. MCCOTTER, Mr. GEORGE MILLER of California, Mr. MARKEY, Mr. AL GREEN of Texas, Mr. GRIJALVA, Mr. WYNN, Mr. MCNULTY, Mrs. CAPPS, and Ms. SHEA-PORTER.

H. Res. 120: Mr. WATT, Mr. DAVIS of Illinois, Mrs. MCCARTHY of New York, Mr. GEORGE MILLER of California, Ms. KILPATRICK, Ms. HERSETH, and Ms. WATSON.

## TUESDAY, FEBRUARY 6, 2007 (18)

### ¶18.1 APPOINTMENT OF SPEAKER PRO TEMPORE

The House was called to order at 10:30 a.m. by the SPEAKER pro tempore, Mr. JOHNSON of Georgia, who laid before the House the following communication:

WASHINGTON, DC,

February 6, 2007.

I hereby appoint the Honorable HENRY C. "HANK" JOHNSON, Jr. to act as Speaker pro tempore on this day.

NANCY PELOSI,

*Speaker of the House of Representatives.*

Whereupon, pursuant to the order of the House of January 4, 2007, Members were recognized for morning-hour debate.

### ¶18.2 RECESS—10:43 A.M.

The SPEAKER pro tempore, Mr. JOHNSON of Georgia, pursuant to clause 12(a) of rule I, declared the House in recess at 10 o'clock and 43 minutes a.m., until noon.

### ¶18.3 AFTER RECESS—NOON

The SPEAKER called the House to order.

### ¶18.4 APPROVAL OF THE JOURNAL

The SPEAKER announced she had examined and approved the Journal of the proceedings of Monday, February 5, 2007.

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

### ¶18.5 COMMUNICATIONS

Executive and other communications, pursuant to clause 8, rule XII, were referred as follows:

510. A letter from the Assistant Legal Adviser for Treaty Affairs, Department of State, transmitting Copies of international agreements, other than treaties, entered into by the United States, pursuant to 1 U.S.C. 112b; to the Committee on Foreign Affairs.

511. A letter from the Assistant Legal Adviser for Treaty Affairs, Department of State, transmitting Copies of international agreements, other than treaties, entered into

by the United States, pursuant to 1 U.S.C. 112b; to the Committee on Foreign Affairs.

512. A communication from the President of the United States, transmitting a report including matters relating to the interdiction of aircraft engaged in illicit drug trafficking, pursuant to 22 U.S.C. 2291-4; (H. Doc. No. 110-12); to the Committee on Foreign Affairs and ordered to be printed.

513. A letter from the Chairman, Council of the District of Columbia, transmitting a copy of D.C. ACT 16-677, "D.C. Housing Authority Rent Supplement Temporary Amendment Act of 2007," pursuant to D.C. Code section 1-233(c)(1); to the Committee on Oversight and Government Reform.

514. A letter from the Chairman, Council of the District of Columbia, transmitting a copy of D.C. ACT 16-676, "School Without Walls Development Project Temporary Amendment Act of 2007," pursuant to D.C. Code section 1-233(c)(1); to the Committee on Oversight and Government Reform.

515. A letter from the Chairman, Council of the District of Columbia, transmitting a copy of D.C. ACT 16-674, "National Association for the Advancement of Colored People Grant Authority Temporary Act of 2007," pursuant to D.C. Code section 1-233(c)(1); to the Committee on Oversight and Government Reform.

516. A letter from the Chairman, Council of the District of Columbia, transmitting a copy of D.C. ACT 16-675, "Fiscal Year 2007 Operating Cash Reserve and Revised Revenue December Allocation Temporary Act of 2007," pursuant to D.C. Code section 1-233(c)(1); to the Committee on Oversight and Government Reform.

517. A letter from the Deputy Archivist, National Archives and Records Administration, transmitting the Administration's final rule — Use of NARA Facilities [NARA-06-0005] (RIN: 3095-AB55) received December 21, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Oversight and Government Reform.

518. A letter from the Director, Office of Federal Housing Enterprise Oversight, transmitting pursuant to the requirements of Section 4 of the Government Performance and Results Act of 1993, the Office's annual Performance and Accountability Report for FY 2006; to the Committee on Oversight and Government Reform.

519. A letter from the Director, Office of Personnel Management, transmitting the Office's final rule — Implementation of Title II of the Notification and Federal Employee Antidiscrimination and Retaliation Act of 2002 — Reporting & Best Practices (RIN: 3206-AK55) received December 22, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Oversight and Government Reform.

520. A letter from the Director, Office of Personnel Management, transmitting the Office's final rule — Awards (RIN: 3206-AL06) received January 9, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Oversight and Government Reform.

521. A letter from the Attorney Advisor, Department of Homeland Security, transmitting the Department's final rule — Drawbridge Operation Regulations; Amendment [USCG-2001-10881] (RIN: 1625-AA36) received January 29, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

522. A letter from the Secretary, Department of Transportation, transmitting a report entitled, "Fundamental Properties of Asphalts and Modified Asphalts-II" submitted in accordance with Section 6016(e) of the Intermodal Surface Transportation Efficiency Act of 1991 (ISTEA), Pub. L. 102-240, and Section 5117(b)(5) of the Transportation Equity Act of the 21st Century (TEA-21) and the extension of those provisions through FY 2006; to the Committee on Transportation and Infrastructure.

523. A letter from the American Legion, transmitting the financial statement and independent audit of The American Legion proceedings of the 88th annual National Convention of the American Legion, held in Salt Lake City, Utah from August 25-31, 2006 and a report on the Organization's activities for the year preceding the Convention, pursuant to 36 U.S.C. 49; (H. Doc. No. 110-10); to the Committee on Veterans' Affairs and ordered to be printed.

#### ¶18.6 BAINBRIDGE ISLAND JAPANESE AMERICAN MONUMENT

Mr. GRIJALVA moved to suspend the rules and pass the bill (H.R. 161) to adjust the boundary of the Minidoka Internment National Monument to include the Nidoto Nai Yoni Memorial in Bainbridge Island, Washington and for other purposes.

The SPEAKER pro tempore, Mr. BAIRD, recognized Mr. GRIJALVA and Mrs. McMORRIS RODGERS, each for 20 minutes.

After debate,

The question being put, *viva voce*,

Will the House suspend the rules and pass said bill?

The SPEAKER pro tempore, Mr. BAIRD, announced that two-thirds of the Members present had voted in the affirmative.

Mr. GRIJALVA demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Mr. BAIRD, pursuant to clause 8, rule XX, announced that further proceedings on the question were postponed.

#### ¶18.7 NATIONAL MUSEUM OF THE AMERICAN LATINO

Mr. GRIJALVA moved to suspend the rules and pass the bill (H.R. 512) to establish the Commission to Study the Potential Creation of the National Museum of the American Latino to develop a plan of action for the establishment and maintenance of a National Museum of the American Latino in Washington, DC, and for other purposes; as amended.

The SPEAKER pro tempore, Mr. BAIRD, recognized Mr. GRIJALVA and Mrs. McMORRIS RODGERS, each for 20 minutes.

After debate,

The question being put, *viva voce*,

Will the House suspend the rules and pass said bill, as amended?

The SPEAKER pro tempore, Mr. BAIRD, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill, as amended, was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill, as amended, was passed was, by unanimous consent, laid on the table.

*Ordered*, That the Clerk request the concurrence of the Senate in said bill.

#### ¶18.8 REDWOOD VALLEY COUNTY WATER DISTRICT

Mrs. NAPOLITANO moved to suspend the rules and pass the bill (H.R. 235) to allow for the renegotiation of the payment schedule of contracts between the Secretary of the Interior and the Redwood Valley County Water District, and for other purposes; as amended.

The SPEAKER pro tempore, Mr. BAIRD, recognized Mrs. NAPOLITANO and Mrs. McMORRIS RODGERS, each for 20 minutes.

After debate,

The question being put, *viva voce*,

Will the House suspend the rules and pass said bill, as amended?

The SPEAKER pro tempore, Mr. BAIRD, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill, as amended, was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill, as amended, was passed was, by unanimous consent, laid on the table.

*Ordered*, That the Clerk request the concurrence of the Senate in said bill.

#### ¶18.9 MAMMOTH COMMUNITY WATER DISTRICT

Mrs. NAPOLITANO moved to suspend the rules and pass the bill (H.R. 356) to remove certain restrictions on the Mammoth Community Water District's ability to use certain property acquired by that District from the United States.

The SPEAKER pro tempore, Mr. BAIRD, recognized Mrs. NAPOLITANO and Mrs. McMORRIS RODGERS, each for 20 minutes.

After debate,

The question being put, *viva voce*,

Will the House suspend the rules and pass said bill?

The SPEAKER pro tempore, Mr. BAIRD, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill was passed was, by unanimous consent, laid on the table.

*Ordered*, That the Clerk request the concurrence of the Senate in said bill.

#### ¶18.10 YAKIMA-TIETON IRRIGATION DISTRICT

Mrs. NAPOLITANO moved to suspend the rules and pass the bill (H.R. 386) to authorize the Secretary of the Interior to convey certain buildings and lands of the Yakima Project, Washington, to the Yakima-Tieton Irrigation District.

The SPEAKER pro tempore, Mr. BAIRD, recognized Mrs. NAPOLITANO and Mrs. McMORRIS RODGERS, each for 20 minutes.

After debate,
The question being put, viva voce,
Will the House suspend the rules and pass said bill?
The SPEAKER pro tempore, Mr. BAIRD, announced that two-thirds of the Members present had voted in the affirmative.

Mrs. NAPOLITANO demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Mr. BAIRD, pursuant to clause 8, rule XX, announced that further proceedings on the question were postponed.

¶18.11 AMERICAN RIVER PUMP STATION

Mrs. NAPOLITANO moved to suspend the rules and pass the bill (H.R. 482) to direct the Secretary of the Interior to transfer ownership of the American River Pump Station Project, and for other purposes.

The SPEAKER pro tempore, Mr. BAIRD, recognized Mrs. NAPOLITANO and Mrs. McMORRIS RODGERS, each for 20 minutes.

After debate,
The question being put, viva voce,
Will the House suspend the rules and pass said bill?

The SPEAKER pro tempore, Mr. BAIRD, announced that two-thirds of the Members present had voted in the affirmative.

Mr. DOOLITTLE demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Mr. BAIRD, pursuant to clause 8, rule XX, announced that further proceedings on the question were postponed until Wednesday, February 7, 2007.

¶18.12 H.R. 161—UNFINISHED BUSINESS

The SPEAKER pro tempore, Mr. BAIRD, pursuant to clause 8, rule XX, announced the unfinished business to be the motion to suspend the rules and pass the bill (H.R. 161) to adjust the boundary of the Minidoka Internment National Monument to include the Nidoto Nai Yoni Memorial in Bainbridge Island, Washington and for other purposes.

The question being put,
Will the House suspend the rules and pass said bill?

The vote was taken by electronic device.

It was decided in the { Yeas ..... 419 affirmative ..... } Nays ..... 0

¶18.13 [Roll No. 76]

Table with 2 columns: Name, Roll No. 76. Includes names like Abercrombie, Ackerman, Aderholt, Akin, Alexander, etc.

Table with 2 columns: Name, Roll No. 76. Includes names like Boehner, Bonner, Boozman, Boren, Boswell, Boucher, Boustany, Boyd (FL), Boyda (KS), Brady (PA), Brady (TX), Braley (IA), Brown (SC), Brown, Corrine, Brown-Waite, Ginny, Buchanan, Burgess, Burton (IN), Butterfield, Calvert, Camp (MI), Campbell (CA), Cannon, Cantor, Capito, Capps, Capuano, Cardoza, Carnahan, Carney, Carson, Castle, Castor, Chabot, Chandler, Clarke, Clarke, Hirono, Hobson, Hodes, Hoekstra, Holden, Holt, Honda, Hooley, Hoyer, Hulshof, Hunter, Inglis (SC), Inslie, Israel, Issa, Jackson (IL), Jackson-Lee (TX), Jefferson, Jindal, Johnson (GA), Johnson (IL), Johnson, E. B., Johnson, Sam, Jones (NC), Jones (OH), Jordan, Kagen, Kanjorski, Kaptur, Keller, Kennedy, Kildee, Kilpatrick, Kind, King (IA), King (NY), Kingston, Kirk, Klein (FL), Kline (MN), Knollenberg, Kucinich, Kuhl (NY), LaHood, Lamborn, Langevin, Lantos, Larsen (WA), Larson (CT), Latham, LaTourette, Lee, Levin, Lewis (CA), Lewis (GA), Lewis (KY), Linder, Lipinski, LoBiondo, Loeb sack, Lofgren, Zoe, Lowey, Lucas, Lungren, Daniel, E., Lynch, Mack, Mahoney (FL), Maloney (NY), Manzullo, Marchant, Markey, Marshall, Matheson, Matsui, McCarthy (CA), McCarthy (NY), McCaul (TX), McCollum (MN), McCotter, McCreery, McDermott, McGovern, McHugh, McIntyre, McKeon, McMorris, Rodgers, McNerney, McNulty, Meehan, Meek (FL), Meeks (NY), Melancon, Mica, Michaud, Millender-McDonald, Miller (FL), Miller (MI), Miller (NC), Miller, Gary, Miller, George, Mitchell, Mollohan, Moore (KS), Moore (WI), Moran (KS), Moran (VA), Murphy (CT), Murphy, Patrick, Murphy, Tim, Murtha, Musgrave, Myrick, Nadler, Napolitano, Neal (MA), Neugebauer, Nunes, Oberstar, Obey, Olver, Ortiz, Pallone, Pascrell, Pastor, Paul, Payne, Pearce, Pence, Perlmutter, Peterson (MN), Petri, Pickering, Pitts, Platts, Kingston, Poe, Pomeroy, Porter, Price (GA), Price (NC), Putnam, Radanovich, Rahall, Ramstad, Rangel, Regula, Rehberg, Reichert, Renzi, Reyes, Reynolds, Rodriguez, Rogers (AL), Rogers (KY), Rogers (MI), Rohrabacher, Ros-Lehtinen, Roskam, Ross, Roybal-Allard, Ruppertsberger, Rush, Ryan (OH), Ryan (WI), Salazar, Sali, Sanchez, Linda T., Sanchez, Loretta, Sarbanes, Saxton, Schakowsky, Schiff, Schmidt, Schwartz, Scott (GA), Scott (VA), Sensenbrenner, Serrano, Sessions, Sestak, Shadegg, Shays, Shea-Porter, Sherman, Shimkus, Shuler, Shuster, Simpson, Meehan, Sires, Skelton, Slaughter, Smith (NE), Smith (NJ), Smith (TX), Smith (WI), Smith (WA), Snyder, Solis, Souder, Space, Spratt, Stark, Stearns, Stupak, Sullivan, Sutton, Tancredo, Tanner, Tauscher, Taylor, Terry, Thompson (CA), Thompson (MS), Thornberry, Tiahrt, Tiberi, Tierney, Towns, Turner, Udall (CO), Udall (NM), Upton, Van Hollen, Velázquez, Visclosky, Walberg, Walden (OR), Walsh (NY), Walz (MN), Wamp, Wasserman, Schultz, Waters, Watson, Watt, Waxman, Weiner, Welch (VT), Weldon (FL), Weller, Westmoreland, Waxler, Whitfield, Wicker, Wilson (NM), Wilson (OH), Wilson (SC), Wolf, Woolsey, Wu, Wynn, Yarmuth, Young (AK), Young (FL)

NOT VOTING—15

Table with 3 columns: Name, Roll No., Name. Includes names like Bono, Buyer, Carter, Conaway, Costa, Davis, Jo Ann, Davis, Lincoln, Hastert, Lampson, McHenry, Norwood, Peterson (PA), Pryce (OH), Rothman, Royce

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said bill.D10

¶18.14 H.R. 386—UNFINISHED BUSINESS

The SPEAKER pro tempore, Mr. BAIRD, pursuant to clause 8, rule XX, announced the unfinished business to be the motion to suspend the rules and pass the bill (H.R. 386) to authorize the Secretary of the Interior to convey certain buildings and lands of the Yakima Project, Washington, to the Yakima-Tieton Irrigation District.

The question being put,
Will the House suspend the rules and pass said bill?

The vote was taken by electronic device.

It was decided in the { Yeas ..... 417 affirmative ..... } Nays ..... 0

¶18.15 [Roll No. 77]

Table with 3 columns: Name, Roll No. 77, Name. Includes names like Abercrombie, Ackerman, Aderholt, Akin, Alexander, Allen, Altmire, Andrews, Arcuri, Baca, Bachmann, Bachus, Baird, Baker, Baldwin, Barrett (SC), Barrow, Bartlett (MD), Barton (TX), Arcuri, Baca, Bachmann, Becerra, Berkley, Berman, Berry, Biggert, Bilbray, Bilirakis, Bishop (GA), Bishop (NY), Bishop (UT), Blackburn, Blumenauer, Blunt, Boehner, Bonner, Boozman, Boren, Boswell, Boucher, Boustany, Boyd (FL), Boyda (KS), Brady (PA), Brady (TX), Braley (IA), Brown (SC), Brown, Corrine, Brown-Waite, Ginny, Buchanan, Burgess, Burton (IN), Butterfield, Calvert, Camp (MI), Campbell (CA), Cannon, Cantor, Capps, Capuano



Cardoza  
Carnahan  
Carney  
Carson  
Castle  
Castor  
Chabot  
Chandler  
Clarke  
Clay  
Cleaver  
Clyburn  
Coble  
Cohen  
Cole (OK)  
Conyers  
Cooper  
Costello  
Courtney  
Cramer  
Crenshaw  
Crowley  
Cubin  
Cuellar  
Culberson  
Cummings  
Davis (AL)  
Davis (CA)  
Davis (IL)  
Davis (KY)  
Davis, David  
Davis, Tom  
Deal (GA)  
DeFazio  
DeGette  
Delahunt  
DeLauro  
Dent  
Diaz-Balart, L.  
Diaz-Balart, M.  
Dicks  
Dingell  
Doggett  
Donnelly  
Doolittle  
Doyle  
Drake  
Dreier  
Duncan  
Edwards  
Ehlers  
Ellison  
Ellsworth  
Emanuel  
Emerson  
Engel  
English (PA)  
Eshoo  
Etheridge  
Everett  
Fallin  
Farr  
Fattah  
Feeney  
Ferguson  
Filner  
Flake  
Forbes  
Fortenberry  
Fossella  
Fox  
Frank (MA)  
Franks (AZ)  
Frelinghuysen  
Gallegly  
Garrett (NJ)  
Gerlach  
Giffords  
Gilchrest  
Gillibrand  
Gillmor  
Gingrey  
Gohmert  
Gonzalez  
Goode  
Goodlatte  
Gordon  
Granger  
Graves  
Green, Al  
Green, Gene  
Grijalva  
Gutierrez  
Hall (NY)  
Hall (TX)  
Hare  
Harman  
Hastings (FL)  
Hastings (WA)  
Hayes

Heller  
Hensarling  
Herger  
Herseth  
Higgins  
Hill  
Hinchev  
Hinojosa  
Hirono  
Hobson  
Hodes  
Hoekstra  
Holden  
Holt  
Honda  
Hooley  
Hoyer  
Hulshof  
Hunter  
Inglis (SC)  
Inslee  
Israel  
Issa  
Jackson (IL)  
Jackson-Lee  
(TX)  
Jefferson  
Jindal  
Johnson (GA)  
Johnson (IL)  
Johnson, E. B.  
Johnson, Sam  
Jones (NC)  
Jones (OH)  
Jordan  
Kagen  
Kanjorski  
Kaptur  
Keller  
Kennedy  
Kildee  
Kilpatrick  
Kind  
King (IA)  
King (NY)  
Kingston  
Kirk  
Klein (FL)  
Kline (MN)  
Knollenberg  
Kucinich  
Kuhl (NY)  
LaHood  
Lamborn  
Langevin  
Lantos  
Larsen (WA)  
Larson (CT)  
Latham  
LaTourette  
Lee  
Levin  
Lewis (CA)  
Lewis (GA)  
Lewis (KY)  
Linder  
Lipinski  
LoBiondo  
Loebsack  
Lofgren, Zoe  
Lowe  
Lucas  
Lungren, Daniel  
E.  
Lynch  
Mack  
Mahoney (FL)  
Maloney (NY)  
Manzullo  
Marchant  
Markey  
Marshall  
Matheson  
Matsui  
McCarthy (CA)  
McCarthy (NY)  
McCaul (TX)  
McCollum (MN)  
McCotter  
McCreary  
McDermott  
McGovern  
McHugh  
McIntyre  
McKeon  
McMorris  
Rodgers  
McNerney  
McNulty  
Meehan

Meek (FL)  
Meeke (NY)  
Melancon  
Mica  
Michaud  
Millender-  
McDonald  
Miller (FL)  
Miller (MI)  
Miller (NC)  
Miller, Gary  
Miller, George  
Mitchell  
Mollohan  
Moore (KS)  
Moore (WI)  
Moran (KS)  
Moran (VA)  
Murphy (CT)  
Murphy, Patrick  
Murphy, Tim  
Murtha  
Musgrave  
Myrick  
Nadler  
Napolitano  
Neal (MA)  
Neugebauer  
Oberstar  
Obey  
Olver  
Ortiz  
Pallone  
Pascrell  
Pastor  
Paul  
Payne  
Pearce  
Pence  
Perlmutter  
Peterson (MN)  
Petri  
Pickering  
Pitts  
Platts  
Poe  
Pomeroy  
Porter  
Price (GA)  
Price (NC)  
Putnam  
Radanovich  
Rahall  
Ramstad  
Rangel  
Regula  
Rehberg  
Reichert  
Renzi  
Reyes  
Reynolds  
Rodriguez  
Rogers (AL)  
Rogers (KY)  
Rogers (MI)  
Rohrabacher  
Ros-Lehtinen  
Roskam  
Ross  
Roybal-Allard  
Ruppersberger  
Rush  
Ryan (OH)  
Ryan (WI)  
Salazar  
Sali  
Sánchez, Linda  
T.  
Sanchez, Loretta  
Sarbanes  
Saxton  
Schakowsky  
Schiff  
Schmidt  
Schwartz  
Scott (GA)  
Scott (VA)  
Sensenbrenner  
Serrano  
Sessions  
Sestak  
Shadegg  
Shays  
Shea-Porter  
Sherman  
Shimkus  
Shuler  
Shuster  
Simpson  
Sires

Skelton  
Slaughter  
Smith (NE)  
Smith (NJ)  
Smith (TX)  
Smith (WA)  
Snyder  
Solis  
Souder  
Space  
Spratt  
Stark  
Stearns  
Stupak  
Sullivan  
Sutton  
Tancredo  
Tanner  
Tauscher  
Taylor  
Terry  
Thompson (CA)

## NOT VOTING—17

Bono  
Buyer  
Capito  
Carter  
Conaway  
Costa

Davis, Jo Ann  
Davis, Lincoln  
Hastert  
Lampson  
McHenry  
Norwood

Watt  
Waxman  
Weiner  
Welch (VT)  
Weldon (FL)  
Weller  
Westmoreland  
Wexler  
Whitfield  
Wicker  
Wilson (NM)  
Wilson (OH)  
Wilson (SC)  
Wolf  
Woolsey  
Wu  
Wynn  
Yarmuth  
Young (AK)  
Young (FL)

nominating me to serve in the position of Chief Administrative Officer in the 110th Congress.

Sincerely,

JAY EAGEN,  
Chief Administrative Officer.

By unanimous consent, the resignation was accepted.

## ¶18.18 ELECTION OF OFFICERS OF THE HOUSE OF REPRESENTATIVES

Mr. HOYER, submitted the following privileged resolution (H. Res. 129):

*Resolved*, That Lorraine C. Miller of the State of Texas, be, and is hereby, chosen Clerk of the House of Representatives, effective February 15, 2007; and

That Daniel P. Beard of the State of Maryland be, and is hereby, chosen Chief Administrative Officer of the House of Representatives, effective February 15, 2007.

When said resolution was considered. After debate,

By unanimous consent, the previous question was ordered on the resolution to its adoption or rejection.

On motion of Mr. EHLERS, the question on the resolution was divided.

The question being put, *viva voce*,

Will the House now agree to the first portion of the resolution relating to the office of the Clerk?

The SPEAKER pro tempore, Mr. TIERNEY, announced that the yeas had it and the first portion is agreed to.

The question being put, *viva voce*,

Will the House now agree to the second portion of the resolution relating to the Chief Administrative Officer?

The SPEAKER pro tempore, Mr. TIERNEY, announced that the yeas had it and the second portion is agreed to.

A motion to reconsider the votes whereby said resolution was agreed to was, by unanimous consent, laid on the table.

## ¶18.19 LEAVE OF ABSENCE

By unanimous consent, leave of absence was granted—

To Mr. LAMPSON, for today; and

To Mr. ROYCE, for today.

And then,

## ¶18.20 ADJOURNMENT

On motion of Mr. BARTLETT of Maryland, at 6 o'clock and 5 minutes p.m., the House adjourned.

## ¶18.21 PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XII, public bills and resolutions were introduced and severally referred, as follows:

By Mr. LEWIS of Kentucky (for himself, Mr. PAUL, and Mr. ROGERS of Kentucky):

H.R. 833. A bill to amend the Internal Revenue Code of 1986 to exclude from gross income interest received on loans secured by agricultural real estate and rural housing; to the Committee on Ways and Means.

By Mr. WELLER:

H.R. 834. A bill to provide permanent relief from the marriage penalty under the Internal Revenue Code of 1986; to the Committee on Ways and Means.

By Mr. ABERCROMBIE (for himself, Ms. HIRONO, Mr. FRANK of Massachusetts, and Ms. WATERS):

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill was passed was, by unanimous consent, laid on the table.

*Ordered*, That the Clerk request the concurrence of the Senate in said bill.

## ¶18.16 COMMUNICATION FROM THE CLERK—RESIGNATION

The SPEAKER pro tempore, Mr. BAIRD, laid before the House a communication, which was read as follows:

OFFICE OF THE CLERK,  
HOUSE OF REPRESENTATIVES,  
Washington, DC, February 6, 2007.

Hon. NANCY PELOSI,  
Speaker, House of Representatives,  
Washington, DC.

DEAR SPEAKER PELOSI: This is to inform you that I am resigning my position as Clerk of the House effective midnight on February 14, 2007. Thank you for the honor of nominating me to serve in the position of Clerk of the House in the 110th Congress.

It has been an honor to serve the House of Representatives and to work with so many dedicated individuals. I will especially miss those hardworking men and women in the Office of the Clerk. Our Nation is a stronger place because of their efforts.

With best wishes, I am,

Sincerely,

KAREN L. HAAS.

By unanimous consent, the resignation was accepted.

## ¶18.17 COMMUNICATION FROM THE CHIEF ADMINISTRATIVE OFFICER—RESIGNATION

The SPEAKER pro tempore, Mr. BAIRD, laid before the House a communication, which was read as follows:

OFFICE OF THE CHIEF ADMINISTRATIVE OFFICER, HOUSE OF REPRESENTATIVES,

Washington, DC, February 6, 2007.

Hon. NANCY PELOSI, M.C.,  
Speaker, House of Representatives,  
Washington, DC.

DEAR SPEAKER PELOSI: This is to inform you that I am resigning my position as Chief Administrative Officer of the House of Representatives effective at midnight on February 14, 2007. Thank you for the honor of re-

H.R. 835. A bill to reauthorize the programs of the Department of Housing and Urban Development for housing assistance for Native Hawaiians; to the Committee on Financial Services.

By Mr. SMITH of Texas (for himself, Mr. FORBES, Mr. GALLEGLY, Mr. CHABOT, Mr. DANIEL E. LUNGREN of California, Mr. COBLE, Mr. FRANKS of Arizona, Mr. GOODLATTE, and Mr. PENCE):

H.R. 836. A bill to amend title 18, United States Code, to better assure cyber-security, and for other purposes; to the Committee on the Judiciary.

By Mr. SMITH of Texas (for himself, Mr. FORBES, Mr. GALLEGLY, Mr. CHABOT, Mr. FEENEY, Mr. DANIEL E. LUNGREN of California, Mr. FRANKS of Arizona, and Mr. PENCE):

H.R. 837. A bill to amend title 18, United States Code, to protect youth from exploitation by adults using the Internet, and for other purposes; to the Committee on the Judiciary.

By Mr. BISHOP of Utah (for himself and Mr. CANNON):

H.R. 838. A bill to provide for the conveyance of the Bureau of Land Management parcels known as the White Acre and Gambel Oak properties and related real property to Park City, Utah, and for other purposes; to the Committee on Natural Resources.

By Mr. BISHOP of Utah:

H.R. 839. A bill to authorize the Secretary of the Interior to study the feasibility of enlarging the Arthur V. Watkins Dam Weber Basin Project, Utah, to provide additional water for the Weber Basin Project to fulfill the purposes for which that project was authorized; to the Committee on Natural Resources.

By Ms. CARSON (for herself, Mr. DAVIS of Kentucky, Ms. LEE, and Mr. RENZI):

H.R. 840. A bill to amend the McKinney-Vento Homeless Assistance Act to consolidate the housing assistance programs for homeless persons under title IV of such Act, and for other purposes; to the Committee on Financial Services.

By Ms. FOXX:

H.R. 841. A bill to amend the Federal charter of the Military Order of the Purple Heart of the United States of America, Incorporated, to authorize the corporation to extend eligibility for associate membership in the corporation to the spouse and siblings of a recipient of the Purple Heart; to the Committee on the Judiciary.

By Mr. NORWOOD:

H.R. 842. A bill to provide for enhanced Federal, State, and local assistance in the enforcement of the immigration laws, to amend the Immigration and Nationality Act, to authorize appropriations to carry out the State Criminal Alien Assistance Program, and for other purposes; to the Committee on the Judiciary.

By Mr. BILIRAKIS:

H.R. 843. A bill to amend the Internal Revenue Code of 1986 to provide to employers a tax credit for compensation paid during the period employees are performing service as members of the Ready Reserve or the National Guard; to the Committee on Ways and Means.

By Mr. BILIRAKIS:

H.R. 844. A bill to amend the Internal Revenue Code of 1986 to provide a tax credit to employers for the value of the service not performed during the period employees are performing service as members of the Ready Reserve or the National Guard; to the Committee on Ways and Means.

By Mr. CHABOT (for himself, Mr. SMITH of Texas, Mr. GALLEGLY, Mr. DANIEL E. LUNGREN of California, Mr. FRANKS of Arizona, and Mr. PENCE):

H.R. 845. A bill to improve and consolidate the law relating to restitution in criminal cases; to the Committee on the Judiciary.

By Mr. CHABOT (for himself, Mr. SMITH of Texas, Mr. GALLEGLY, Mr. DANIEL E. LUNGREN of California, Mr. COBLE, Mr. FRANKS of Arizona, and Mr. PENCE):

H.R. 846. A bill to amend title 18, United States Code, with respect to fraud in connection with major disaster or emergency funds; to the Committee on the Judiciary.

By Mr. COOPER:

H.R. 847. A bill to amend the Internal Revenue Code of 1986 to require that amounts paid for employer-provided coverage under accident or health plans be included on W-2 Forms; to the Committee on Ways and Means.

By Mr. FORTUÑO:

H.R. 848. A bill to amend the State Department Basic Authorities Act of 1956 to authorize assistance to combat HIV/AIDS in certain countries of the Caribbean region; to the Committee on Foreign Affairs.

By Mr. GALLEGLY:

H.R. 849. A bill to amend the Internal Revenue Code of 1986 to require the Secretary of the Treasury to notify the Secretary of Homeland Security of employer returns showing the employment of individuals not authorized to be employed in the United States and to notify the employers that they must terminate the employment of those employees, to provide an opportunity for those employees to contest the information, and for other purposes; to the Committee on Ways and Means, and in addition to the Committees on Education and Labor, and the Judiciary, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. GALLEGLY:

H.R. 850. A bill to amend the Internal Revenue Code of 1986 to establish a procedure for determining whether individuals who are not authorized to be employed in the United States are so employed; to the Committee on Ways and Means, and in addition to the Committees on Education and Labor, and the Judiciary, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. GOHMERT (for himself, Mr. SMITH of Texas, and Mr. FRANKS of Arizona):

H.R. 851. A bill to modify the law with respect to the death penalty, and for other purposes; to the Committee on the Judiciary.

By Mr. INSLEE (for himself and Mrs. BLACKBURN):

H.R. 852. A bill to prohibit the obtaining of customer information from telecommunications carriers by false pretenses, and the sale or disclosure of such records obtained by false pretenses; to the Committee on Energy and Commerce.

By Mr. KNOLLENBERG:

H.R. 853. A bill to promote preventive health care for Americans; to the Committee on Ways and Means, and in addition to the Committee on Energy and Commerce, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. LARSON of Connecticut (for himself, Mr. LEWIS of Georgia, Ms. DELAURO, Ms. MATSUI, Mr. HASTINGS of Florida, Mr. GRIJALVA, Mr. KENNEDY, Mr. CONYERS, Mr. NADLER, Mr. BERMAN, Mr. ROTHMAN, Mr. MOORE of Kansas, Mr. CAPUANO, Mr. KUCINICH, Ms. WOOLSEY, Ms. LEE, Mr. WEXLER, Mr. SERRANO, Ms. CASTOR, Ms. ZOE

LOFGREN of California, Ms. WATSON, Mr. BRADY of Pennsylvania, Mr. SPRATT, Mr. AL GREEN of Texas, Mr. FATTAH, Mr. CUMMINGS, Mr. ENGEL, Ms. JACKSON-LEE of Texas, Ms. SHEA-PORTER, Ms. SLAUGHTER, Mr. STARK, Mr. CLEAVER, Mr. COHEN, Mr. BACA, and Mr. ELLISON):

H.R. 854. A bill to authorize the Secretary of Health and Human Services to award grants to eligible entities to prevent or alleviate the effects of youth violence in eligible urban communities by providing violence-prevention education, mentoring, counseling, and mental health services to children and adolescents in such communities; to the Committee on Energy and Commerce, and in addition to the Committee on Education and Labor, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. DANIEL E. LUNGREN of California (for himself, Mr. COBLE, Mr. CHABOT, Mr. GALLEGLY, Mrs. DRAKE, Mr. MILLER of Florida, Mr. HERGER, Mr. GINGREY, Mr. FOSSELLA, Mr. MCKEON, Ms. GINNY BROWN-WAITE of Florida, Mr. MCCARTHY of California, Mr. SESSIONS, Mr. POE, Mr. MCCOTTER, Mrs. MYRICK, Mr. PENCE, Mr. SMITH of Texas, and Mr. FRANKS of Arizona):

H.R. 855. A bill to amend title 18, United States Code, to improve the criminal law relating to terrorism, and for other purposes; to the Committee on the Judiciary.

By Mrs. MALONEY of New York (for herself, Mrs. CAPPS, and Ms. CLARKE):

H.R. 856. A bill to honor Susan B. Anthony by celebrating her legacy on the third Monday in February; to the Committee on Oversight and Government Reform.

By Mr. MCNULTY:

H.R. 857. A bill to clarify the rules of origin for certain textile and apparel products; to the Committee on Ways and Means.

By Mr. MELANCON (for himself, Mr. BAKER, Mr. MCCREERY, Mr. JEFFERSON, Mr. BOUSTANY, Mr. ALEXANDER, and Mr. JINDAL):

H.R. 858. A bill to amend the Emergency Supplemental Appropriations Act for Defense, the Global War on Terror, and Hurricane Recovery, 2006 to authorize the Federal Emergency Management Agency to provide additional assistance to State and local governments for utility costs resulting from the provision of temporary housing units to evacuees from Hurricane Katrina and other hurricanes; to the Committee on Transportation and Infrastructure.

By Mr. SALAZAR:

H.R. 859. A bill to establish the Sangre de Cristo National Heritage Area in the State of Colorado, and for other purposes; to the Committee on Natural Resources.

By Ms. SOLIS:

H.R. 860. A bill to designate certain public land as wilderness and certain rivers as wild and scenic rivers in the State of California, to designate Salmon Restoration Areas, to establish the Sacramento River National Recreation Area and Ancient Bristlecone Pine Forest, and for other purposes; to the Committee on Natural Resources.

By Mr. STEARNS (for himself and Mr. BOUCHER):

H.R. 861. A bill to amend title 18, United States Code, to provide a national standard in accordance with which nonresidents of a State may carry concealed firearms in the State; to the Committee on the Judiciary.

By Mr. STUPAK:

H.R. 862. A bill to provide for the return of the Fresnel Lens to the lantern room atop Presque Isle Light Station Lighthouse, Michigan, and for other purposes; to the

Committee on Transportation and Infrastructure.

By Mr. THOMPSON of Mississippi:

H.R. 863. A bill to improve communications interoperability for emergency response; to the Committee on Energy and Commerce, and in addition to the Committee on Homeland Security, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. TOWNS (for himself and Mr. UPTON):

H.R. 864. A bill to amend title XVIII of the Social Security Act to provide for reimbursement of certified midwife services and to provide for more equitable reimbursement rates for certified nurse-midwife services; to the Committee on Ways and Means, and in addition to the Committee on Energy and Commerce, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. YOUNG of Alaska:

H.R. 865. A bill to grant rights-of-way for electric transmission lines over certain Native allotments in the State of Alaska; to the Committee on Natural Resources.

By Mr. DANIEL E. LUNGREN of California (for himself, Mr. BOUSTANY, Mr. CANNON, Mrs. EMERSON, Mr. KING of Iowa, Mr. LEWIS of Kentucky, Mr. NORWOOD, Mr. ROGERS of Alabama, Mr. BARTLETT of Maryland, Mr. CALVERT, Mr. FRANKS of Arizona, Mr. HUNTER, Mr. MCCOTTER, Mr. RADANOVICH, and Mr. BACHUS):

H.J. Res. 22. A joint resolution proposing an amendment to the Constitution of the United States relating to marriage; to the Committee on the Judiciary.

By Mr. RANGEL:

H. Con. Res. 56. Concurrent resolution expressing the sense of Congress that Arthur Schomburg should be recognized for his leadership and contributions in documenting, recording, and researching the historical contributions to society of peoples of African descent and for his efforts to combat racial and ethnic discrimination in the United States; to the Committee on the Judiciary.

By Mr. RANGEL:

H. Con. Res. 57. Concurrent resolution recognizing the contributions of the New York Public Library's Schomburg Center for Research in Black Culture in educating the people of the United States about the African-American migration experience, and for other purposes; to the Committee on the Judiciary.

By Mr. RANGEL:

H. Con. Res. 58. Concurrent resolution expressing the sense of Congress that Madame C. J. Walker should be recognized for her achievements in business, her inventions, and her commitment to the African-American community; to the Committee on Oversight and Government Reform.

By Mr. RANGEL:

H. Con. Res. 59. Concurrent resolution expressing the sense of Congress that Zora Neale Hurston should be recognized for her achievements as a novelist and anthropologist, and for her contributions to the Harlem Renaissance movement; to the Committee on Oversight and Government Reform.

By Mrs. MALONEY of New York (for herself, Mr. FOSSELLA, Mr. ENGEL, Mr. TOWNS, Mr. WEINER, Mr. NADLER, Mr. ACKERMAN, Mr. SMITH of New Jersey, Mr. McNULTY, Mr. DENT, Mr. SERRANO, Mr. SHAYS, and Mr. ISRAEL):

H. Res. 128. A resolution urging the Department of Health and Human Services to prepare a long-term, comprehensive plan to

medically monitor all individuals who were exposed to the toxins of Ground Zero following the terrorist attacks of 9/11 and to treat all those sick or injured; to the Committee on Energy and Commerce.

By Mr. HOYER:

H. Res. 129. A resolution electing officers of the House of Representatives; considered and agreed to.

By Ms. CARSON (for herself, Mr. BURTON of Indiana, Mr. VISCLOSKEY, Mr. DONNELLY, Mr. SOUDER, Mr. BUYER, Mr. PENCE, Mr. ELLSWORTH, and Mr. HILL):

H. Res. 130. A resolution congratulating the National Football League champion Indianapolis Colts for winning Super Bowl XLI and for bringing the City of Indianapolis and the State of Indiana their first Lombardi Trophy; to the Committee on Oversight and Government Reform.

By Mr. MEEK of Florida (for himself, Mr. LINCOLN DIAZ-BALART of Florida, Mr. MARIO DIAZ-BALART of Florida, Ms. WASSERMAN SCHULTZ, Mr. FEENEY, Mr. CRENSHAW, Mr. MACK, Mr. MILLER of Florida, Mr. WEXLER, Mr. HASTINGS of Florida, Mr. MICA, Mr. BILIRAKIS, Mr. PUTNAM, Mr. KELLER, Ms. ROS-LEHTINEN, Mr. STEARNS, Mr. KLEIN of Florida, Mr. BUCHANAN, Ms. CORRINE BROWN of Florida, Mr. MAHONEY of Florida, Mr. BOYD of Florida, Ms. GINNY BROWN-WAITE of Florida, and Ms. CASTOR):

H. Res. 131. A resolution recognizing and honoring the lifetime contributions of Rafael Jose Diaz-Balart on the dedication of the Rafael Diaz-Balart Hall at the Florida International University College of Law; to the Committee on Education and Labor.

By Mr. RANGEL:

H. Res. 132. A resolution recognizing and honoring the life and achievements of Constance Baker Motley, a judge for the United States District Court, Southern District of New York; to the Committee on the Judiciary.

#### 18.22 MEMORIALS

Under clause 3 of rule XII, memorials were presented and referred as follows:

5. The SPEAKER presented a memorial of the House of Representatives of the State of Michigan, relative to House Resolution No. 248 memorializing the Congress of the United States to enact legislation to amend the definition of "Physician" in the Medicaid program to include Podiatric Physicians; to the Committee on Energy and Commerce.

6. Also, a memorial of the House of Representatives of the State of Michigan, relative to House Resolution No. 288 memorializing the Congress of the United States to increase funding to dredge Michigan's Deep-Draft Great Lakes Ports and Waterways; to the Committee on Transportation and Infrastructure.

7. Also, a memorial of the House of Representatives of the State of Michigan, relative to House Resolution No. 313 memorializing the Congress of the United States to approve full federal funding for the barriers designed to protect the Great Lakes from Asian Carp; to the Committee on Transportation and Infrastructure.

8. Also, a memorial of the House of Representatives of the State of Michigan, relative to House Resolution No. 266 memorializing the Congress of the United States to enact the Hearing Aid Assistance Tax Credit Act; to the Committee on Ways and Means.

#### 18.23 ADDITIONAL SPONSORS

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

H.R. 25: Mr. HALL of Texas and Mr. LEWIS of California.

H.R. 26: Mr. WAMP and Mr. CAMPBELL of California.

H.R. 73: Mr. SESSIONS, Mr. GINGREY, Mr. WICKER, and Mr. SIMPSON.

H.R. 82: Mr. BAIRD, Mr. BOUSTANY, Ms. GINNY BROWN-WAITE of Florida, Mr. CONAWAY, Mr. HALL of Texas, Mr. LEWIS of Kentucky, Mr. GARY G. MILLER of California, Mr. MILLER of Florida, Mrs. CAPITO, Mr. PETERSON of Minnesota, Ms. PRYCE of Ohio, Mr. THOMPSON of California, and Mr. TIBERI.

H.R. 137: Mr. ELLISON, Mr. HALL of New York, Mr. PERLMUTTER, Mr. WILSON of Ohio, Mr. SPACE, Mr. KLEIN of Florida, Mr. KAGEN, Ms. DEGETTE, Ms. GIFFORDS, Mr. SESTAK, Mr. SARBANES, and Ms. CASTOR.

H.R. 156: Mr. JOHNSON of Georgia, Mr. ALTMIRE, Ms. JACKSON-LEE of Texas, and Mr. GONZALEZ.

H.R. 177: Mr. MEEKS of New York.

H.R. 180: Mr. ISRAEL, Mr. OLVER, Ms. MOORE of Wisconsin, Mr. OBERSTAR, Mr. PRICE of North Carolina, and Ms. WOOLSEY.

H.R. 184: Mr. BONNER.

H.R. 196: Mr. JINDAL and Mr. ALTMIRE.

H.R. 197: Mr. MCCAUL of Texas, Mr. MCNERNEY, Mr. CLEAVER, Mr. MORAN of Virginia, and Mr. PATRICK MURPHY of Pennsylvania.

H.R. 211: Mr. LATOURETTE and Mr. MCCARTHY of California.

H.R. 224: Mr. GOHMERT, Mr. PEARCE, Mr. SAM JOHNSON of Texas, and Mr. PENCE.

H.R. 225: Mr. MILLER of Florida, Mr. MCCOTTER, Mr. FEENEY, Mr. GOHMERT, Mr. SAM JOHNSON of Texas, Mr. MARSHALL, Mr. NEUGEBAUER, Mrs. CUBIN, Mr. GARRETT of New Jersey, Mr. LING of Iowa, Mrs. MYRICK, Mr. NORWOOD, and Mr. SOUDER.

H.R. 232: Mr. SMITH of Nebraska.

H.R. 270: Mrs. DRAKE.

H.R. 273: Mr. PAUL.

H.R. 303: Mr. ALLEN, Ms. BERKLEY, Mr. SPACE, and Mr. OBERSTAR.

H.R. 327: Mr. MARKEY, Mr. KILDEE, Ms. DELAURO, Mr. VAN HOLLEN, Mr. ALTMIRE, and Mr. JEFFERSON.

H.R. 353: Mr. GUTIERREZ.

H.R. 369: Mr. PAYNE and Mr. HARE.

H.R. 395: Mr. MORAN of Virginia and Mr. GILLMOR.

H.R. 400: Mr. MCGOVERN, Mr. JOHNSON of Georgia, Ms. SCHAKOWSKY, Mr. DEFazio, Mr. ETHERIDGE, Ms. CORRINE BROWN of Florida, Mr. FATTAH, Ms. VELÁZQUEZ, and Ms. HIRONO.

H.R. 418: Ms. KILPATRICK, Mr. POE, Mr. SPRATT, Mr. COLE of Oklahoma, Mr. FALCOMA, and Ms. JACKSON-LEE of Texas.

H.R. 458: Mr. CUMMINGS and Mr. COHEN.

H.R. 460: Mr. PAYNE and Mr. CLAY.

H.R. 464: Ms. CASTOR and Ms. WOOLSEY.

H.R. 468: Ms. WOOLSEY.

H.R. 473: Mr. FORTENBERRY and Mr. GERLACH.

H.R. 493: Ms. SHEA-PORTER, Mr. ABERCROMBIE, Mr. CUMMINGS, and Mr. SHERMAN.

H.R. 500: Mr. MILLER of Florida, Mr. ENGLISH of Pennsylvania, and Mr. FLAKE.

H.R. 512: Mr. GONZALEZ, Mr. JEFFERSON, Ms. WATSON, Ms. Slaughter, Mrs. DAVIS of California, Ms. BORDALLO, Mr. ENGLISH of Pennsylvania, and Mr. WALSH of New York.

H.R. 524: Mr. LIPINSKI, Mr. MCNERNEY, Ms. KILPATRICK, and Ms. BORDALLO.

H.R. 526: Mr. GORDON and Ms. WOOLSEY.

H.R. 544: Mr. BACA.

H.R. 545: Mr. PETERSON of Minnesota, Mr. MICHAUD, Mr. SMITH of Washington, Mr. RAMSTAD, and Ms. JACKSON-LEE of Texas.

H.R. 549: Mr. MCCAUL of Texas, Mr. WALZ of Minnesota, Mr. MOORE of Kansas, Mr. REICHERT, and Mr. COLE of Oklahoma.

H.R. 556: Mr. LATOURETTE, Mr. BUCHANAN, and Mr. MILLER of North Carolina.

H.R. 566: Ms. WOOLSEY.

H.R. 567: Ms. SHEA-PORTER and Mr. REHBERG.

H.R. 569: Mr. SAXTON, Mr. KAGEN, Ms. MATSUI, Mr. MICHAUD, Ms. SHEA-PORTER, Ms. SCHAKOWSKY, and Mr. LYNCH.

H.R. 579: Mr. JOHNSON of Georgia, Mrs. CAPITO, Mr. GUTIERREZ, and Mr. ROGERS of Alabama.

H.R. 582: Mr. HARE.

H.R. 584: Mr. RAHALL, Mr. CHANDLER, Mr. COOPER, Mr. PASTOR, Mr. ALTMIRE, Mr. SERRANO, and Mr. MOORE of Kansas.

H.R. 590: Mr. TERRY.

H.R. 592: Mr. GUTIERREZ, Mr. ENGLISH of Pennsylvania, Mr. BURTON of Indiana, Mrs. NAPOLITANO, and Mrs. CAPPS.

H.R. 594: Mr. MCHUGH.

H.R. 607: Mr. SAXTON.

H.R. 620: Mr. HALL of New York, Mr. ELLISON, Mr. CONYERS, Mr. GRIJALVA, Mr. PASTOR, Mr. LEWIS of Georgia, Mr. LYNCH, Mr. DELAHUNT, Mrs. NAPOLITANO, Mr. PALLONE, Ms. VELÁZQUEZ, Mr. WEXLER, Mr. WYNN, and Mr. DAVIS of Illinois.

H.R. 621: Mr. MCHUGH, Mr. GERLACH, Mr. ISRAEL, and Mr. WESTMORELAND.

H.R. 622: Mr. MEEK of Florida and Mr. JEFFERSON.

H.R. 623: Mr. WYNN, Mr. GRIJALVA and Mr. SERRANO.

H.R. 624: Mr. CLAY, Mr. MCNULTY, Mr. FILNER, Mr. GRIJALVA, Mr. MCGOVERN, and Mr. GEORGE MILLER of California.

H.R. 631: Mr. MCCAUL of Texas and Mr. SHADEGG.

H.R. 645: Mr. MORAN of Virginia.

H.R. 654: Mr. PAUL, Ms. LEE, Mr. MOORE of Kansas, Mr. SHAYS, Ms. MCCOLLUM of Minnesota, Mr. MCDERMOTT, Ms. SCHAKOWSKY, Mr. MCNULTY, Mr. GRIJALVA, Mr. MEEKS of New York, Mr. FARR, Mr. FILNER, Mr. SERRANO, and Mr. THOMPSON of California.

H.R. 657: Mr. MCINTYRE.

H.R. 659: Mr. DENT, Mr. SHAYS, Mr. DAVID DAVIS of Tennessee, Mr. CUELLAR, Ms. JACKSON-LEE of Texas, Ms. ZOE LOFGREN of California, and Mr. SOUDER.

H.R. 664: Mr. CALVERT.

H.R. 667: Mr. HUNTER, Mrs. TAUSCHER, Mr. STARK, and Mr. EVERETT.

H.R. 676: Mr. RUSH.

H.R. 678: Mr. KENNEDY.

H.R. 692: Mr. FATTAH and Mr. TOWNS.

H.R. 695: Mr. YARMUTH and Mr. PASCRELL.

H.R. 698: Mr. BOREN, Ms. LORETTA SANCHEZ of California, Mr. BOSWELL, Mr. BISHOP of Georgia, Mr. DEAL of Georgia, Mr. JORDAN, Ms. DEGETTE, Mr. WILSON of Ohio, Mr. ETHERIDGE, and Mr. OBERSTAR.

H.R. 699: Mr. TERRY and Mr. HOEKSTRA.

H.R. 700: Mr. KAGEN.

H.R. 711: Mr. BLUMENAUER, Mrs. DRAKE, Ms. CORRINE BROWN of Florida, and Mr. GINGREY.

H.R. 714: Mr. PRICE of North Carolina.

H.R. 720: Mr. KAGEN, Mr. COSTELLO, Ms. MATSUI, Mr. MITCHELL, Mr. NADLER, Ms. HIRONO, Mr. FALEOMAVAEGA, Mr. DEFazio, Mr. CUMMINGS, Mr. BOUCHER, Mr. GALLEGLY, and Mr. ARCURI.

H.R. 721: Mr. ROYCE, Mr. DANIEL E. LUNGREN of California, Mr. BOREN, Mrs. BLACKBURN, Mr. ROGERS of Kentucky, Ms. BERKLEY, Mr. PETERSON of Minnesota, Mr. BOSWELL, Mr. SMITH of Texas, Mr. HERGER, Mr. ETHERIDGE, Mr. MCINTYRE, Mr. PICKERING, Mr. WU, Mr. OBERSTAR, Mr. EVERETT, Mr. RENZI, Mr. GRAVES, Mr. MCCAUL of Texas, and Mr. LUCAS.

H.R. 724: Mrs. MYRICK.

H.R. 725: Mrs. MYRICK.

H.R. 758: Mrs. BOYDA of Kansas.

H.R. 759: Ms. WATSON and Mr. SERRANO.

H.R. 768: Mr. BONNER and Mr. FORBES.

H.R. 769: Mr. HOEKSTRA, Mr. FORBES, Mr. BONNER, Mr. REGULA, and Mrs. MILLER of Michigan.

H.R. 780: Ms. SHEA-PORTER and Mr. SHIMKUS.

H.R. 782: Mr. LATOURETTE, Ms. SHEA-PORTER, Mr. MARSHALL, Mrs. MALONEY of New York, Mr. BURTON of Indiana, and Mr. WILSON of Ohio.

H.R. 787: Mr. HARE.

H.R. 800: Mr. SNYDER.

H.R. 811: Ms. BEAN, Mr. HARE, Mr. KANJORSKI, Mr. TIM MURPHY of Pennsylvania, Mr. LEVIN, and Ms. CASTOR.

H.R. 819: Mr. ELLISON, Ms. ZOE LOFGREN of California, Ms. LINDA T. SANCHEZ of California, Mr. SCOTT of Georgia, Mr. RUPPERSBERGER, and Mr. RANGEL.

H.R. 820: Mr. PICKERING.

H.J. Res. 3: Ms. EDDIE BERNICE JOHNSON of Texas, and Mr. JOHNSON of Georgia.

H.J. Res. 14: Mr. MCNULTY, Mr. ALLEN, Mr. CAPUANO, Mr. BOSWELL, and Ms. SCHAKOWSKY.

H.J. Res. 18: Mr. HALL of New York.

H. Con. Res. 26: Mr. BACA.

H. Con. Res. 27: Mr. NADLER, and Mr. NEAL of Massachusetts.

H. Con. Res. 39: Mrs. MALONEY of New York, Mr. WAXMAN, Mr. CROWLEY, Ms. LEE, Mr. BACA, Mr. MOORE of Kansas, and Mrs. JONES of Ohio.

H. Con. Res. 46: Mr. MILLER of North Carolina, Mr. GUTIERREZ, Ms. BALDWIN, and Ms. HIRONO.

H. Res. 25: Mr. GRIJALVA, Mr. HOLT, Mr. ISRAEL, Ms. SCHAKOWSKY, Ms. BERKLEY, Mrs. MCCARTHY of New York, Mr. GUTIERREZ, and Mr. WEXLER.

H. Res. 55: Ms. SCHAKOWSKY, Mr. MORAN of Virginia, Mr. VAN HOLLEN, Mr. AL GREEN of Texas, and Mr. MCDERMOTT.

H. Res. 71: Ms. SCHAKOWSKY.

H. Res. 72: Mr. YOUNG of Florida, Ms. SHEA-PORTER, and Ms. JACKSON-LEE of Texas.

H. Res. 87: Mr. HARE, Mrs. DRAKE, Mr. GONZALEZ, and Mrs. MYRICK.

H. Res. 97: Mr. BAIRD, Mr. HARE, Mr. ALTMIRE, Mr. WELCH of Vermont, Ms. CASTOR, Ms. SCHWARTZ, Mrs. BOYDA of Kansas, Mr. MILLER of North Carolina, and Mr. HODES.

H. Res. 100: Mrs. DAVIS of California, Ms. SCHAKOWSKY, Mr. LEWIS of Georgia, Mr. MORAN of Virginia, Mr. SHAYS, Mr. BACA, Ms. WATSON, and Ms. LINDA T. SANCHEZ of California.

H. Res. 119: Mr. JONES of North Carolina, Mr. GORDON, Mr. YOUNG of Alaska, Mr. LYNCH, and Mr. HARE.

## WEDNESDAY, FEBRUARY 7, 2007 (19)

The House was called to order by the SPEAKER.

### 19.1 APPROVAL OF THE JOURNAL

The SPEAKER announced she had examined and approved the Journal of the proceedings of Tuesday, February 6, 2007.

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

### 19.2 COMMUNICATIONS

Executive and other communications, pursuant to clause 8, rule XII, were referred as follows:

524. A letter from the Director, Defense Security Cooperation Agency, transmitting Transmittal No. 07-13, pursuant to the reporting requirements of Section 36(b)(1) of the Arms Export Control Act, as amended, pursuant to 22 U.S.C. 2776(a); to the Committee on Foreign Affairs.

525. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting the annual report relating to the prevention of nuclear proliferation from January 1 to December 31, 2005, pursuant to 22 U.S.C. 3281(a); to the Committee on Foreign Affairs.

526. A letter from the Secretary, Department of the Treasury, transmitting a six month periodic report on the national emergency with respect to Cote d'Ivoire that was declared in Executive Order 13396 of February 7, 2006, pursuant to 50 U.S.C. 1641(c); to the Committee on Foreign Affairs.

527. A letter from the Secretary, Department of the Treasury, transmitting a six month periodic report on the national emergency with respect to Liberia that was declared in Executive Order 13348 of July 22, 2004, pursuant to 50 U.S.C. 1641(c); to the Committee on Foreign Affairs.

528. A letter from the Deputy Director, Defense Security Cooperation Agency, transmitting the Agency's reports containing the 30 September 2006 status of loans and guarantees issued under Section 25(a)(11) of the Arms Export Control Act; to the Committee on Foreign Affairs.

529. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting pursuant to Section 620C(c) of the Foreign Assistance Act of 1961, as amended, and in accordance with section 1(a)(6) of Executive Order 13313, a report prepared by the Department of State and the National Security Council on the progress toward a negotiated solution of the Cyprus question covering the period October 1, 2006 through November 30, 2006; to the Committee on Foreign Affairs.

530. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting consistent with the resolution of advice and consent to ratification of the Convention on the Prohibition of the Development, Production, Stockpiling, and Use of Chemical Weapons and on Their Destruction, adopted by the Senate of the United States on April 24, 1997, and Executive Order 13346 of July 8, 2004, certification pursuant to Condition 7(C)(i), Effectiveness of the Australia Group; to the Committee on Foreign Affairs.

531. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting the annual inventory of U.S. Government-sponsored international exchanges and training programs, as well as the FY 2006 report on the activities of the Interagency Working Group on U.S. Government-Sponsored International Exchanges and Training (IAWG); to the Committee on Foreign Affairs.

532. A letter from the Chief, Administrative Law Division, Central Intelligence Agency, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Oversight and Government Reform.

533. A letter from the Secretary, Mississippi River Commission, Department of the Army, Department of Defense, transmitting a copy of the annual report in compliance with the Government in the Sunshine Act covering the calendar year 2006, pursuant to 5 U.S.C. 552b(j); to the Committee on Oversight and Government Reform.

534. A letter from the Assoc. Gen. Counsel for General Law, Department of Homeland Security, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Oversight and Government Reform.

535. A letter from the Assoc. Gen. Counsel for General Law, Department of Homeland Security, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Oversight and Government Reform.

536. A letter from the Assoc. Gen. Counsel for General Law, Department of Homeland Security, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Oversight and Government Reform.

537. A letter from the Assoc. Gen. Counsel for General Law, Department of Homeland

Security, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Oversight and Government Reform.

538. A letter from the Assoc. Gen. Counsel for General Law, Department of Homeland Security, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Oversight and Government Reform.

539. A letter from the Assoc. Gen. Counsel for General Law, Department of Homeland Security, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Oversight and Government Reform.

540. A letter from the Senior Associate General Counsel, Office of the Director of National Intelligence, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Oversight and Government Reform.

541. A letter from the Senior Associate General Counsel, Office of the Director of National Intelligence, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Oversight and Government Reform.

542. A letter from the Acting Assistant Secretary for Fish, Wildlife and Parks, Department of the Interior, transmitting the Department's final rule — Endangered and Threatened Wildlife and Plants; Designation of Critical Habitat for the Alabama Beach Mouse (RIN: 1018-AU46) received January 25, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Natural Resources.

543. A letter from the General Counsel, Office of Justice Programs, Department of Justice, transmitting the Department's final rule — Grants for Correctional Facilities [OJP (OJP)-Docket No. 1382] (RIN: 1121-AA41) received January 23, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on the Judiciary.

544. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting certification to Congress regarding the Incidental Capture of Sea Turtles in Commercial Shrimping Operations; jointly to the Committees on Natural Resources and Appropriations.

#### ¶19.3 METHAMPHETAMINE REMEDIATION RESEARCH

Mr. GORDON of Tennessee, moved to suspend the rules and pass the bill (H.R. 365) to provide for a research program for remediation of closed methamphetamine production laboratories, and for other purposes.

The SPEAKER pro tempore, Mr. DOYLE, recognized Mr. GORDON of Tennessee, and Mr. Mario DIAZ-BALART of Florida, each for 20 minutes.

After debate,

The question being put, *viva voce*,

Will the House suspend the rules and pass said bill?

The SPEAKER pro tempore, Mr. DOYLE, announced that two-thirds of the Members present had voted in the affirmative.

Mr. GORDON of Tennessee, demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Mr. DOYLE, pursuant to clause 8, rule XX, announced that further proceedings on the question were postponed.

#### ¶19.4 MR. BRITT "MAX" MAYFIELD

Mr. GORDON of Tennessee, moved to suspend the rules and agree to the following resolution (H. Res. 72):

Whereas Mr. Britt "Max" Mayfield is known as the "Walter Cronkite of Weather", trustworthy, calming, and always giving the facts straight;

Whereas Mr. Mayfield is a Fellow of the American Meteorological Society and a nationally and internationally recognized expert on hurricanes, and has presented papers at national and international scientific meetings, lectured in training sessions sponsored by the United Nations World Meteorological Organization, and provided numerous interviews to electronic and print media worldwide;

Whereas in 2006, Mr. Mayfield received the Government Communicator of the Year Award from the National Association of Government Communicators, a national not-for-profit professional network of government employees who disseminate information within and outside the government, as well as the prestigious Neil Frank Award from the National Hurricane Conference;

Whereas in 2005, Mr. Mayfield received a Presidential Rank Award for Meritorious Service from President George W. Bush and was named ABC Television Network's "Person of the Week" after Hurricane Katrina;

Whereas in 2004, the Federal Coordinator for Meteorological Services and Supporting Research presented the Richard Hagemeyer Award to Mr. Mayfield at the Interdepartmental Hurricane Conference for his contributions to the hurricane warning program of the United States;

Whereas also in 2004, the National Academy of Television Arts and Sciences Suncoast Chapter recognized Mr. Mayfield with the Governor's Award, more commonly known as an "Emmy", for extraordinary contributions to television by an individual not otherwise eligible for an Emmy;

Whereas in 2000, Mr. Mayfield received an Outstanding Achievement Award at the National Hurricane Conference and in 1996 the American Meteorological Society honored him with the Francis W. Reichelderfer Award for exemplary performance as coordinator of the National Hurricane Center's hurricane preparedness training for emergency preparedness officials and the general public;

Whereas Mr. Mayfield and his colleagues have been recognized by the Department of Commerce with Gold Medals for work during Hurricane Andrew in 1992 and Hurricane Isabel in 2003, and a Silver Medal during Hurricane Gilbert in 1988;

Whereas Mr. Mayfield was also awarded a National Oceanic and Atmospheric Administration Bronze Medal for creating a public-private partnership to support the disaster preparedness of the United States; and

Whereas Mr. Mayfield is the current Chairman of the World Meteorological Organization Regional Association-IV, which supports 26 members from Atlantic and eastern Pacific countries: Now, therefore, be it

*Resolved*, That the House of Representatives—

(1) honors Mr. Britt "Max" Mayfield's commitment to improving the accuracy of hurricane forecasting as Director of the National Hurricane Center's Tropical Prediction Center;

(2) thanks Mr. Mayfield for his service, which has undoubtedly helped to save countless lives and the property of citizens around the world;

(3) commends Mr. Mayfield's dedication to expanding educational opportunities for State and local emergency management officials;

(4) acknowledges the critical role that Mr. Mayfield has played in forecast and service improvements over his 34-year career;

(5) recognizes the unwavering support of Mr. Mayfield's family in supporting his career;

(6) wishes Mr. Mayfield continued success in his future endeavors; and

(7) recognizes the support and work of the staff of the National Hurricane Center's Tropical Prediction Center during Mr. Mayfield's tenure as Director of the Center.

The SPEAKER pro tempore, Mr. DOYLE, recognized Mr. GORDON of Tennessee, and Mr. Mario DIAZ-BALART of Florida, each for 20 minutes.

After debate,

The question being put, *viva voce*,

Will the House suspend the rules and agree to said resolution?

The SPEAKER pro tempore, Mr. DOYLE, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said resolution was agreed to.

A motion to reconsider the vote whereby the rules were suspended and said resolution was agreed to was, by unanimous consent, laid on the table.

#### ¶19.5 UNIVERSITY OF NEBRASKA-LINCOLN VOLLEYBALL

Mrs. DAVIS of California, moved to suspend the rules and agree to the following resolution (H. Res. 99); as amended:

Whereas the University of Nebraska-Lincoln Husker volleyball team won the 2006 NCAA Division I Women's Volleyball National Championship at the Qwest Center in Omaha, Nebraska, on December 16, 2006;

Whereas Husker junior Sarah Pavan was chosen as the Nation's top collegiate female volleyball player, winning the 2006-07 Honda Sports Award for volleyball;

Whereas Pavan was named the ESPN Magazine Academic All-American of the Year, becoming Nebraska's 234th Academic All-American and the program's 29th Academic All-American in volleyball, totals that lead the Nation;

Whereas the Huskers completed the 2006 season with a record of 33-1;

Whereas Husker head coach John Cook has led the team to 2 national championships;

Whereas the Husker volleyball team made its sixth appearance in the NCAA finals;

Whereas the 2006 Huskers are only the third team in the history of the NCAA to lead the American Volleyball Coaches Association poll for an entire season;

Whereas the entire Husker volleyball team should be commended for its determination, work ethic, attitude, and heart;

Whereas the University of Nebraska is building an impressive legacy of excellence in its volleyball program; and

Whereas the University of Nebraska volleyball players have brought great honor to themselves, their families, their university, and the State of Nebraska: Now, therefore, be it

*Resolved*, That the House of Representatives—

(1) commends the University of Nebraska-Lincoln Husker volleyball team for winning the 2006 NCAA Division I Women's Volleyball National Championship; and

(2) recognizes the achievements of the players, coaches, students, and staff whose hard work and dedication made the Championship possible.

The SPEAKER pro tempore, Mr. DOYLE, recognized Mrs. DAVIS of California, and Mr. EHLERS, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and agree to said resolution, as amended?

The SPEAKER pro tempore, Mr. DOYLE, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said resolution, as amended, was agreed to.

A motion to reconsider the vote whereby the rules were suspended and said resolution, as amended, was agreed to was, by unanimous consent, laid on the table.

#### ¶19.6 AFRICAN AMERICAN SPIRITUAL

Mrs. DAVIS of California, moved to suspend the rules and agree to the following resolution (H. Res. 120):

Whereas beginning in 1619, when slavery was introduced into the European colonies, enslaved Africans remained in bondage until 1865, when the United States ratified the 13th amendment to the Constitution;

Whereas during that period of the history of the United States, the first expression of that unique American music was created by enslaved African Americans who—

(1) used their knowledge of the English language and the Christian religious faith, as it had been taught to them in the New World; and

(2) stealthily wove within the music their experience of coping with human servitude and their strong desire to be free;

Whereas, as a method of survival, enslaved African Americans who were forbidden to speak their native languages, play musical instruments they had used in Africa, or practice their traditional religious beliefs, relied on their strong African oral tradition of songs, stories, proverbs, and historical accounts to create this original music, now known as spirituals;

Whereas Calvin Earl, a noted performer and educator on African American spirituals, remarked that the Christian lyrics became a metaphor for freedom from slavery, a secret way for slaves to “communicate with each other, teach their children, record their history, and heal their pain”;

Whereas the New Jersey Historical Commission found that “some of those daring and artful runaway slaves who entered New Jersey by way of the Underground Railroad no doubt sang the words of old Negro spirituals like ‘Steal Away’ before embarking on their perilous journey north”;

Whereas African American spirituals spread all over the United States, and the songs we know of today may only represent a small portion of the total number of spirituals that once existed;

Whereas Frederick Douglass, a fugitive slave who would become one of the leading abolitionists of the United States, remarked that the spirituals “told a tale of woe which was then altogether beyond my feeble comprehension; they were tones loud, long, and deep; they breathed the prayer and complaint of souls boiling over with the bitterest anguish. Every tone was a testimony against slavery and a prayer to God for deliverance from chains. . . .”; and

Whereas the American Folklife Preservation Act (Public Law 94-201; 20 U.S.C. 2101 note) finds that “the diversity inherent in American folklife has contributed greatly to

the cultural richness of the nation and has fostered a sense of individuality and identity among the American people”: Now, therefore, be it

*Resolved*, That the House of Representatives—

(1) recognizes that African American spirituals are a poignant and powerful genre of music that have become one of the most significant segments of American music in existence;

(2) expresses the deepest gratitude, recognition, and honor to the former enslaved Africans in the United States for their gifts to our Nation, including their original music and oral history; and

(3) requests that the President issue a proclamation that reflects on the important contribution of African American spirituals to American history, and naming the African American spiritual a national treasure.

The SPEAKER pro tempore, Mr. DOYLE, recognized Mrs. DAVIS of California, and Mr. EHLERS, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and agree to said resolution?

The SPEAKER pro tempore, Mr. DOYLE, announced that two-thirds of the Members present had voted in the affirmative.

Mrs. DAVIS of California, demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Mr. DOYLE, pursuant to clause 8, rule XX, announced that further proceedings on the question were postponed.

#### ¶19.7 SMALL BUSINESS EXTENSION

Ms. VELAZQUEZ moved to suspend the rules and agree to the following amendments of the Senate to the bill (H.R. 434) to provide for an additional temporary extension of programs under the Small Business Act and the Small Business Investment Act of 1958 through July 31, 2007, and for other purposes:

Strike out all after the enacting clause and insert:

##### **SECTION 1. ADDITIONAL TEMPORARY EXTENSION OF AUTHORIZATION OF PROGRAMS UNDER THE SMALL BUSINESS ACT AND THE SMALL BUSINESS INVESTMENT ACT OF 1958.**

(a) *IN GENERAL.*—Section 1 of the Act entitled “An Act to extend temporarily certain authorities of the Small Business Administration”, approved October 10, 2006 (Public Law 109-316; 120 Stat. 1742), is amended by striking “February 2, 2007” each place it appears and inserting “July 31, 2007”.

(b) *EFFECTIVE DATE.*—The amendment made by subsection (a) shall take effect on February 2, 2007.

Amend the title so as to read: “An Act to provide for an additional temporary extension of programs under the Small Business Act and the Small Business Investment Act of 1958 through July 31, 2007, and for other purposes”.

The SPEAKER pro tempore, Mr. DOYLE, recognized Ms. VELAZQUEZ and Mr. CHABOT, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and agree to said amendments of the Senate?

The SPEAKER pro tempore, Mr. DOYLE, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said amendments of the Senate were agreed to.

A motion to reconsider the vote whereby the rules were suspended and said amendments of the Senate were agreed to was, by unanimous consent, laid on the table.

*Ordered*, That the Clerk notify the Senate thereof.

#### ¶19.8 BENNY PARSONS

Mr. DAVIS of Illinois, moved to suspend the rules and agree to the following resolution (H. Res. 69):

Whereas Benny Parsons was born in Wilkes County, North Carolina, on July 12, 1941, and resided in the towns of Ellerbe and Concord, North Carolina in the Eighth Congressional District;

Whereas Benny Parsons was the son of Hazel and the late Harold Parsons and the brother of Steve, Phil and Patty;

Whereas Benny Parsons started racing in 1963 at the Mt. Clemens Speedway in Mt. Clemens, Michigan;

Whereas Benny Parsons was the Automobile Racing Club of America (ARCA) Rookie of the Year in 1965 and ARCA Champion in 1968 and 1969;

Whereas Benny Parsons was the first ARCA Champion inducted into the International Sports Hall of Fame;

Whereas Benny Parsons made his Winston Cup debut in 1970 and had his first Winston Cup victory at South Boston Virginia Speedway in 1971;

Whereas Benny Parsons was Winston Cup Champion in 1973;

Whereas Benny Parsons had an extraordinary career as a National Association for Stock Car Auto Racing (NASCAR) driver, winning 21 races, including the 1975 Daytona 500;

Whereas in 1982 Benny Parsons qualified for the NASCAR Winston 500 at Talladega Superspeedway at 200.175 miles per hour, the first NASCAR qualification run over 200 mph;

Whereas in 1998 Benny Parsons was named one of the 50 Greatest Drivers in NASCAR History;

Whereas after a successful career as a driver, Benny Parsons developed a successful career in broadcasting, further expanding his sport through his insight and commentary;

Whereas Benny Parsons was known for his kindness by all who had the good fortune to meet him;

Whereas Benny Parsons was a loving husband to his wife Terri and an exceptional father to his sons Kevin and Keith;

Whereas Benny Parsons was a man of strong faith and character; and

Whereas Benny Parsons passed away on January 16, 2007, prompting friend and former competitor Darrell Waltrip to state that “Benny Parsons was the kindest, sweetest, most considerate person I have ever known. He was a great champion, a great ambassador for our sport but more than that, he was a great person. He exemplified that good guys can be winners too.”: Now, therefore, be it

*Resolved*, That the House of Representatives—

(1) recognizes Benny Parsons as one of the greatest race car drivers ever to participate in the sport of auto racing and recognizes his many contributions to the Nation throughout his lifetime;



(2) honors Benny Parsons for transcending the sport of auto racing to become a role model as both a talented competitor and mentor and as a loving husband and father; and

(3) extends its deepest condolences to the family of Benny Parsons.

The SPEAKER pro tempore, Mr. DOYLE, recognized Mr. DAVIS of Illinois, and Mr. BURTON of Indiana, each for 20 minutes.

After debate, The question being put, viva voce, Will the House suspend the rules and agree to said resolution?

The SPEAKER pro tempore, Mr. DOYLE, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said resolution was agreed to.

A motion to reconsider the vote whereby the rules were suspended and said resolution was agreed to was, by unanimous consent, laid on the table.

¶19.9 INDIANAPOLIS COLTS SUPER BOWL XLI

Mr. DAVIS of Illinois, moved to suspend the rules and agree to the following resolution (H. Res. 130):

Whereas on February 4, 2007, in Miami, Florida, the Indianapolis Colts defeated the Chicago Bears by a score of 29 to 17 in Super Bowl XLI to win the National Football League (NFL) Championship;

Whereas this is the first Super Bowl win for the Indianapolis Colts following an overall season record of 16-4 and a regular season record of 12-4;

Whereas the Colts won their fourth American Football Conference (AFC) South Title this year and the AFC championship title with a stunning come-from-behind 38-34 victory over the New England Patriots on January 21, 2007;

Whereas Tony Dungy, in his fifth season with the Colts, is the first African-American head coach to win the Super Bowl and is one of the most respected coaches in the league, cultivating Championship success for the team and boasting 10-plus victories and play-off appearances in his first four seasons with the Colts;

Whereas Colts Owner and Chief Executive Officer Jim Irsay, who assumed ownership of the Colts in 1997, has helped revitalize the Colts franchise along with Colts President Bill Polian whose name is synonymous with pro football success;

Whereas quarterback Peyton Manning, who had 25 completions for 247 yards, was selected as the Most Valuable Player (MVP) of Super Bowl XLI; and

Whereas the entire Colts franchise has become a model of professionalism, goodwill, and community service in representing the City of Indianapolis and the State of Indiana and brings pride to Hoosiers and Colts fans everywhere: Now, therefore, be it

Resolved, That the House of Representatives congratulates the National Football League champion Indianapolis Colts for winning Super Bowl XLI and for bringing the City of Indianapolis and the State of Indiana their first Lombardi Trophy.

The SPEAKER pro tempore, Mr. DOYLE, recognized Mr. DAVIS of Illinois, and Mr. BURTON of Indiana, each for 20 minutes.

After debate, The question being put, viva voce,

Will the House suspend the rules and agree to said resolution?

The SPEAKER pro tempore, Mr. DOYLE, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said resolution was agreed to.

A motion to reconsider the vote whereby the rules were suspended and said resolution was agreed to was, by unanimous consent, laid on the table.

¶19.10 ANTITRUST MODERNIZATION COMMISSION

Mr. CONYERS moved to suspend the rules and pass the bill (H.R. 742) to amend the Antitrust Modernization Commission Act of 2002, to extend the term of the Antitrust Modernization Commission and to make a technical correction.

The SPEAKER pro tempore, Mr. DOYLE, recognized Mr. CONYERS and Mr. SMITH of Texas, each for 20 minutes.

After debate, The question being put, viva voce, Will the House suspend the rules and pass said bill?

The SPEAKER pro tempore, Mr. DOYLE, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said bill.

¶19.11 RECESS—12:50 P.M.

The SPEAKER pro tempore, Mr. DOYLE, pursuant to clause 12(a) of rule I, declared the House in recess at 12 o'clock and 50 minutes p.m., subject to the call of the Chair.

¶19.12 AFTER RECESS—1:34 P.M.

The SPEAKER pro tempore, Mr. POMEROY, called the House to order.

¶19.13 GERALD W. HEANEY

Mr. OBERSTAR moved to suspend the rules and pass the bill (H.R. 187) to designate the Federal building and United States courthouse and customhouse located at 515 West First Street in Duluth, Minnesota, as the "Gerald W. Heaney Federal Building and United States Courthouse and Customhouse".

The SPEAKER pro tempore, Mr. POMEROY, recognized Mr. OBERSTAR and Mr. GRAVES, each for 20 minutes.

After debate, The question being put, viva voce, Will the House suspend the rules and pass said bill?

The SPEAKER pro tempore, Mr. POMEROY, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof,

the rules were suspended and said bill was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said bill.

¶19.14 LOS ANGELES TO SAN FERNANDO VALLEY METRO RAIL

Mr. OBERSTAR moved to suspend the rules and pass the bill (H.R. 238) to repeal a prohibition on the use of certain funds for tunneling in certain areas with respect to the Los Angeles to San Fernando Valley Metro Rail project, California.

The SPEAKER pro tempore, Mr. POMEROY, recognized Mr. OBERSTAR and Mr. GRAVES, each for 20 minutes.

After debate, The question being put, viva voce, Will the House suspend the rules and pass said bill?

The SPEAKER pro tempore, Mr. POMEROY, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said bill.

¶19.15 H.R. 365—UNFINISHED BUSINESS

The SPEAKER pro tempore, Mr. POMEROY, pursuant to clause 8, rule XX, announced the unfinished business to be the motion to suspend the rules and pass the bill (H.R. 365) to provide for a research program for remediation of closed methamphetamine production laboratories, and for other purposes.

The question being put, Will the House suspend the rules and pass said bill?

The vote was taken by electronic device.

It was decided in the { Yeas ..... 426 affirmative ..... } Nays ..... 2

¶19.16 [Roll No. 78] YEAS—426

Table listing names of members who voted 'Yeas' for H.R. 365, including Abercrombie, Ackerman, Aderholt, Akin, Alexander, Allen, Altmire, Andrews, Arcuri, Baca, Bachmann, Bachus, Baird, Baker, Baldwin, Barrett (SC), Barrow, Bartlett (MD), Barton (TX), Bean, Becerra, Berkley, Berman, Berry, Biggert, Bilbray, Bilirakis, Bishop (GA), Bishop (NY), Bishop (UT), Blackburn, Blumenauer, Blunt, Boehner, Bonner, Bono, Boozman, Boren, Boswell, Boucher, Boustany, Boyd (FL), Boyda (KS), Brady (PA), Brady (TX), Braley (IA), Brown (SC), Brown, Corrine, Brown-Waite, Ginny, Buchanan, Burgess, Burton (IN), Butterfield, Buyer, Calvert, Camp (MI), Campbell (CA), Cannon, Cantor, Capito, Capps, Capuano, Cardoza, Carnahan, Carney, Carson, Carter, Castle, Castor, Chabot, and Chandler.

Clarke  
Clay  
Cleaver  
Clyburn  
Coble  
Cohen  
Cole (OK)  
Conaway  
Conyers  
Cooper  
Costa  
Costello  
Courtney  
Cramer  
Crenshaw  
Crowley  
Cubin  
Cuellar  
Culberson  
Cummings  
Davis (AL)  
Davis (CA)  
Davis (IL)  
Davis (KY)  
Davis, David  
Davis, Lincoln  
Davis, Tom  
Deal (GA)  
DeFazio  
DeGette  
DeLaunt  
DeLauro  
Dent  
Diaz-Balart, L.  
Diaz-Balart, M.  
Dicks  
Dingell  
Doggett  
Donnelly  
Doolittle  
Doyle  
Drake  
Dreier  
Duncan  
Edwards  
Ehlers  
Ellison  
Ellsworth  
Emanuel  
Emerson  
Engel  
English (PA)  
Eshoo  
Etheridge  
Everett  
Fallin  
Farr  
Fattah  
Feeney  
Ferguson  
Filner  
Forbes  
Fortenberry  
Fossella  
Foxy  
Frank (MA)  
Franks (AZ)  
Frelinghuysen  
Gallegly  
Garrett (NJ)  
Gerlach  
Giffords  
Gilchrest  
Gillibrand  
Gillmor  
Gingrey  
Gohmert  
Gonzalez  
Goode  
Goodlatte  
Gordon  
Granger  
Graves  
Green, Al  
Green, Gene  
Grijalva  
Gutierrez  
Hall (NY)  
Hall (TX)  
Hare  
Harman  
Hastings (FL)  
Hastings (WA)  
Hayes  
Heller  
Hensarling  
Herger  
Herseeth  
Higgins  
Hill

Hinchev  
Hinojosa  
Hirono  
Hobson  
Hodes  
Hoekstra  
Holden  
Holt  
Honda  
Hooley  
Hoyer  
Hulshof  
Hunter  
Inglis (SC)  
Inslee  
Israel  
Issa  
Jackson (IL)  
Jackson-Lee  
(TX)  
Jefferson  
Jindal  
Johnson (GA)  
Johnson (IL)  
Johnson, E. B.  
Johnson, Sam  
Jones (NC)  
Jones (OH)  
Jordan  
Kagen  
Kanjorski  
Kaptur  
Keller  
Kennedy  
Kildee  
Kilpatrick  
Kind  
King (IA)  
King (NY)  
Kingston  
Kirk  
Klein (FL)  
Kline (MN)  
Knollenberg  
Kucinich  
Kuhl (NY)  
LaHood  
Lamborn  
Lampson  
Langevin  
Lantos  
Larsen (WA)  
Larson (CT)  
Latham  
LaTourette  
Lee  
Levin  
Lewis (CA)  
Lewis (GA)  
Lewis (KY)  
Linder  
Lipinski  
LoBiondo  
Loeb sack  
Lofgren, Zoe  
Lowey  
Lucas  
Lungren, Daniel  
E.  
Lynch  
Mack  
Mahoney (FL)  
Maloney (NY)  
Manzullo  
Marchant  
Markey  
Marshall  
Matheson  
Matsui  
McCarthy (CA)  
McCarthy (NY)  
McCaul (TX)  
McCollum (MN)  
McCotter  
McCrery  
McDermott  
McGovern  
McHenry  
McHugh  
McIntyre  
McKeon  
McMorris  
Rodgers  
McNerney  
McNulty  
Meehan  
Meek (FL)  
Meeks (NY)  
Melancon  
Mica

Michaud  
Millender-  
McDonald  
Miller (FL)  
Miller (MI)  
Miller (NC)  
Miller, Gary  
Miller, George  
Mitchell  
Mollohan  
Moore (KS)  
Moore (WI)  
Moran (KS)  
Moran (VA)  
Murphy (CT)  
Murphy, Patrick  
Murphy, Tim  
Musgrave  
Myrick  
Nadler  
Napolitano  
Neal (MA)  
Neugebauer  
Nunes  
Oberstar  
Obey  
Olver  
Ortiz  
Pallone  
Pascrell  
Pastor  
Payne  
Pearce  
Pelosi  
Pence  
Perlmutter  
Peterson (MN)  
Peterson (PA)  
Petri  
Pickering  
Pitts  
Platts  
Poe  
Pomeroy  
Porter  
Price (GA)  
Price (NC)  
Putnam  
Radanovich  
Rahall  
Ramstad  
Rangel  
Regula  
Rehberg  
Reichert  
Renzi  
Reyes  
Reynolds  
Rodriguez  
Rogers (AL)  
Rogers (KY)  
Rogers (MI)  
Rohrabacher  
Ros-Lehtinen  
Roskam  
Ross  
Roybal-Allard  
Ruppersberger  
Rush  
Ryan (OH)  
Ryan (WI)  
Salazar  
Sali  
Sánchez, Linda  
T.  
Sanchez, Loretta  
Sarbanes  
Saxton  
Schakowsky  
Schiff  
Schmidt  
Schwartz  
Scott (GA)  
Scott (VA)  
Sensenbrenner  
Serrano  
Sessions  
Sestak  
Shadegg  
Shays  
Shea-Porter  
Sherman  
Shimkus  
Shuler  
Shuster  
Simpson  
Sires  
Skelton  
Slaughter  
Smith (NE)

Smith (NJ)  
Smith (TX)  
Smith (WA)  
Snyder  
Solis  
Souder  
Space  
Spratt  
Stark  
Stearns  
Stupak  
Sullivan  
Sutton  
Tancredo  
Tanner  
Tauscher  
Taylor  
Terry  
Thompson (CA)  
Thompson (MS)  
Thornberry

Tiahrt  
Tiberi  
Tierney  
Towns  
Turner  
Udall (CO)  
Udall (NM)  
Upton  
Van Hollen  
Velázquez  
Visclosky  
Walberg  
Walden (OR)  
Walsh (NY)  
Walz (MN)  
Wamp  
Wasserman  
Schultz  
Waters  
Watson  
Watt

Waxman  
Weiner  
Welch (VT)  
Weldon (FL)  
Weller  
Westmoreland  
Wexler  
Whitfield  
Wicker  
Wilson (NM)  
Wilson (OH)  
Wilson (SC)  
Wolf  
Woolsey  
Wu  
Wynn  
Yarmuth  
Young (AK)  
Young (FL)

Davis (IL)  
Davis (KY)  
Davis, David  
Davis, Lincoln  
Davis, Tom  
Deal (GA)  
DeFazio  
DeGette  
DeLaunt  
DeLauro  
Dent  
Diaz-Balart, L.  
Diaz-Balart, M.  
Dicks  
Dingell  
Doggett  
Donnelly  
Doolittle  
Doyle  
Drake  
Dreier  
Duncan  
Edwards  
Ehlers  
Ellison  
Ellsworth  
Emanuel  
Emerson  
Engel  
English (PA)  
Eshoo  
Etheridge  
Everett  
Fallin  
Farr  
Fattah  
Feeney  
Ferguson  
Filner  
Flake  
Forbes  
Fortenberry  
Fossella  
Foxy  
Frank (MA)  
Franks (AZ)  
Frelinghuysen  
Gallegly  
Garrett (NJ)  
Gerlach  
Giffords  
Gilchrest  
Gillibrand  
Gillmor  
Gingrey  
Gohmert  
Gonzalez  
Goode  
Goodlatte  
Gordon  
Granger  
Graves  
Green, Al  
Green, Gene  
Grijalva  
Gutierrez  
Hall (NY)  
Hall (TX)  
Hare  
Harman  
Hastings (FL)  
Hastings (WA)  
Hayes  
Heller  
Hensarling  
Herger  
Herseeth  
Higgins  
Hill

Napolitano  
Neal (MA)  
Neugebauer  
Oberstar  
Obey  
Olver  
Ortiz  
Pallone  
Pascrell  
Pastor  
Kaptur  
Keller  
Kennedy  
Kildee  
Kilpatrick  
Kind  
King (IA)  
King (NY)  
Kingston  
Kirk  
Klein (FL)  
Kline (MN)  
Knollenberg  
Kucinich  
Kuhl (NY)  
LaHood  
Lamborn  
Lampson  
Langevin  
Lantos  
Larsen (WA)  
Larson (CT)  
Latham  
LaTourette  
Lee  
Levin  
Lewis (CA)  
Lewis (GA)  
Lewis (KY)  
Linder  
Lipinski  
LoBiondo  
Loeb sack  
Lofgren, Zoe  
Lowey  
Lucas  
Lungren, Daniel  
E.  
Lynch  
Mack  
Mahoney (FL)  
Maloney (NY)  
Manzullo  
Marchant  
Markey  
Marshall  
Matheson  
Matsui  
McCarthy (CA)  
McCarthy (NY)  
McCaul (TX)  
McCollum (MN)  
McCotter  
McCrery  
McDermott  
McGovern  
McHenry  
McHugh  
McIntyre  
McKeon  
McMorris  
Rodgers  
McNerney  
McNulty  
Meehan  
Meek (FL)  
Meeks (NY)  
Melancon  
Mica

NAYS—2

NOT VOTING—7

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said bill.

19.17 H. RES. 120—UNFINISHED BUSINESS

The SPEAKER pro tempore, Mr. POMEROY, pursuant to clause 8, rule XX, announced the further unfinished business to be the motion to suspend the rules and agree to said resolution (H. Res. 120) recognizing the African American spiritual as a national treasure.

The question being put, Will the House suspend the rules and agree to said resolution?

The vote was taken by electronic device.

It was decided in the affirmative { Yeas ..... 426 Nays ..... 0

19.18 [Roll No. 79]

YEAS—426

Abercrombie  
Ackerman  
Aderholt  
Akin  
Alexander  
Allen  
Altmire  
Andrews  
Arcuri  
Baca  
Bachmann  
Bachus  
Baird  
Baker  
Baldwin  
Barrett (SC)  
Barrow  
Bartlett (MD)  
Barton (TX)  
Bean  
Becerra  
Berkley  
Berman  
Berry  
Biggart  
Bilbray  
Bilirakis  
Bishop (GA)  
Bishop (NY)  
Blackburn  
Blumenauer

Blunt  
Boehner  
Bonner  
Bono  
Boozman  
Boren  
Boswell  
Boucher  
Boustany  
Boyd (FL)  
Boyd (KS)  
Brady (PA)  
Brady (TX)  
Braley (IA)  
Brown (SC)  
Brown, Corrine  
Brown-Waite,  
Ginny  
Buchanan  
Burgess  
Burton (IN)  
Butterfield  
Buyer  
Calvert  
Camp (MI)  
Campbell (CA)  
Cannon  
Cantor  
Capito  
Capps  
Capuano

Cardoza  
Carnahan  
Carney  
Carson  
Carter  
Castle  
Castor  
Chabot  
Chandler  
Clarke  
Clay  
Cleaver  
Clyburn  
Coble  
Cohen  
Cole (OK)  
Conaway  
Conyers  
Cooper  
Costa  
Costello  
Courtney  
Cramer  
Crenshaw  
Crowley  
Cubin  
Cuellar  
Culberson  
Cummings  
Davis (AL)  
Davis (CA)

Tiaht	Walz (MN)	Whitfield	Feeney	Lewis (CA)	Reynolds	Woolsey	Wynn	Young (AK)
Tiberi	Wamp	Wicker	Ferguson	Lewis (KY)	Rodriguez	Wu	Yarmuth	Young (FL)
Tierney	Wasserman	Wilson (NM)	Filner	Linder	Rogers (AL)			
Towns	Schultz	Wilson (OH)	Flake	Lipinski	Rogers (KY)		NOT VOTING—10	
Turner	Waters	Wilson (SC)	Forbes	LoBiondo	Rogers (MI)	Costa	Norwood	Royce
Udall (CO)	Watson	Wolf	Fortenberry	Loebback	Rohrabacher	Davis, Jo Ann	Pryce (OH)	Tiaht
Udall (NM)	Watt	Woolsey	Fossella	Lofgren, Zoe	Ros-Lehtinen	Hastert	Radanovich	
Upton	Waxman	Wu	Fox	Lowe	Roskam	Lewis (GA)	Rothman	
Van Hollen	Weiner	Wynn	Frank (MA)	Lucas	Ross			
Velázquez	Welch (VT)	Yarmuth	Franks (AZ)	Lungren, Daniel E.	Roybal-Allard			
Visclosky	Weldon (FL)	Young (AK)	Frelinghuysen	Lynch	Ruppersberger			
Walberg	Weller	Young (FL)	Gallely	Mack	Rush			
Walden (OR)	Westmoreland		Garrett (NJ)	Mahoney (FL)	Ryan (OH)			
Walsh (NY)	Wexler		Gerlach	Maloney (NY)	Ryan (WI)			

NOT VOTING—9

Bishop (UT)	Norwood	Radanovich
Davis, Jo Ann	Nunes	Rothman
Hastert	Pryce (OH)	Royce

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said resolution was agreed to.

A motion to reconsider the vote whereby the rules were suspended and said resolution was agreed to was, by unanimous consent, laid on the table.

19.19 H.R. 482—UNFINISHED BUSINESS

The SPEAKER pro tempore, Mr. POMEROY, pursuant to clause 8, rule XX, announced the further unfinished business to be the motion to suspend the rules and pass the bill (H.R. 482) to direct the Secretary of the Interior to transfer ownership of the American River Pump Station Project, and for other purposes.

The question being put,

Will the House suspend the rules and pass said bill?

The vote was taken by electronic device.

It was decided in the

{ Yeas .....	425
{ Nays .....	0

19.20 [Roll No. 80]

YEAS—425

Abercrombie	Brady (PA)	Crowley	Inslee	Murphy, Patrick	Sutton
Ackerman	Brady (TX)	Cubin	Israel	Murphy, Tim	Tancredo
Aderholt	Braley (IA)	Cuellar	Issa	Murtha	Tanner
Akin	Brown (SC)	Culberson	Jackson (IL)	Musgrave	Tauscher
Alexander	Brown, Corrine	Cummings	Jackson-Lee	Myrick	Taylor
Allen	Brown-Waite,	Davis (AL)	(TX)	Nadler	Terry
Altmire	Ginny	Davis (CA)	Jefferson	Napolitano	Thompson (CA)
Andrews	Buchanan	Davis (IL)	Jindal	Neal (MA)	Thompson (MS)
Arcuri	Burgess	Davis (KY)	Johnson (GA)	Neugebauer	Thornberry
Baca	Burton (IN)	Davis, David	Johnson (IL)	Nunes	Tiberi
Bachmann	Butterfield	Davis, Lincoln	Johnson, E. B.	Oberstar	Tierney
Bachus	Buyer	Davis, Tom	Johnson, Sam	Obey	Towns
Baird	Calvert	Deal (GA)	Jones (NC)	Olver	Turner
Baker	Camp (MI)	DeFazio	Jones (OH)	Ortiz	Udall (CO)
Baldwin	Campbell (CA)	DeGette	Jordan	Pallone	Udall (NM)
Barrett (SC)	Cannon	Delahunt	Kagen	Pascrell	Upton
Barrow	Cantor	DeLauro	Kanjorski	Pastor	Van Hollen
Bartlett (MD)	Capito	Dent	Kaptur	Paul	Velázquez
Barton (TX)	Capps	Diaz-Balart, L.	Keller	Payne	Visclosky
Bean	Capuano	Diaz-Balart, M.	Kennedy	Pearce	Walberg
Becerra	Cardoza	Dicks	Kildee	Pelosi	Walden (OR)
Berkley	Carnahan	Dingell	Kilpatrick	Pence	Walsh (NY)
Berman	Carney	Doggett	Kind	Perlmutter	Walz (MN)
Berry	Carson	Donnelly	King (IA)	Peterson (MN)	Wamp
Biggett	Carter	Doolittle	King (NY)	Peterson (PA)	Wasserman
Bilbray	Castle	Doyle	Kingston	Petri	Schultz
Bilirakis	Castor	Drake	Kirk	Pickering	Waters
Bishop (GA)	Chabot	Dreier	Klein (FL)	Pitts	Watson
Bishop (NY)	Chandler	Duncan	Kline (MN)	Platts	Watt
Bishop (UT)	Clarke	Edwards	Knollenberg	Poe	Waxman
Blackburn	Clay	Ehlers	Kucinich	Pomeroy	Weiner
Blumenauer	Cleaver	Ellison	Kuhl (NY)	Porter	Welch (VT)
Blunt	Clyburn	Ellsworth	LaHood	Price (GA)	Weldon (FL)
Boehner	Coble	Emanuel	Lamborn	Price (NC)	Weller
Bonner	Cohen	Emerson	Lampson	Putnam	Westmoreland
Bono	Cole (OK)	Engel	Langevin	Rahall	Wexler
Boozman	Conaway	English (PA)	Lantos	Ramstad	Whitfield
Boren	Conyers	Eshoo	Larsen (WA)	Rangel	Wicker
Boswell	Cooper	Etheridge	Larson (CT)	Regula	Wilson (NM)
Boucher	Costello	Everett	Latham	Rehberg	Wilson (OH)
Boustany	Courtney	Fallin	LaTourette	Reichert	Wilson (SC)
Boyd (FL)	Cramer	Farr	Lee	Renzi	Wolf
Boyd (KS)	Crenshaw	Fattah	Levin	Reyes	

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said bill.

19.21 RAFAEL JOSE DIAZ-BALART DEDICATION

Mr. DAVIS of Illinois, moved to suspend the rules and agree to the following resolution (H. Res. 131):

Whereas a native of Santiago de Cuba, Rafael José Diaz-Balart completed his studies at the University of Havana with a law degree in 1919;

Whereas soon after joining the Bar, he became a municipal judge in the city of Palma Soriano, where he served with distinction for four years until, by civil service examination, he obtained the post of civil law notary in the town of Banes in eastern Cuba;

Whereas, while maintaining his law practice, Rafael José Diaz-Balart was elected City Council President and Mayor of Banes;

Whereas he was later elected Congressman and transferred his law practice to the city of Holguín and subsequently to Havana, where he founded the law firm of Diaz-Balart, Diaz-Balart and Amador, with his son, Rafael Lincoln, and Rolando Amador;

Whereas, years later, also by examination, Rafael José Diaz-Balart assumed the post of Land Registrar, a prominent achievement for lawyers in many civil law countries, including Cuba;

Whereas Rafael José Diaz-Balart lived in exile after 1959, and became a proud citizen of the United States;

Whereas along with his son, Rafael Lincoln Diaz-Balart, Rafael José Diaz-Balart commenced law school at the University of Madrid, Spain, and in 1965, at age 66, earned a second Law Degree;

Whereas Rafael José Diaz-Balart died in Miami, Florida in 1985;

Whereas Rafael José Diaz-Balart instilled not only in his son, but in his four grandsons a sense honor and service, which led them to become prominent members of American society;

Whereas his son, Rafael Lincoln, was a prominent member of the Cuban House of Representatives, and his grandsons, Lincoln Diaz-Balart and Mario Diaz-Balart were elected to the United States House of Representatives in 1992 and 2002, respectively, Jose Diaz Balart became a prominent journalist as the Washington bureau chief for Telemundo Network and was the first United States journalist to host daily Spanish and English language newscasts, and Rafael Diaz Balart became a prominent Miami investment banker;

Whereas, on February 10, 2007, Florida International University will dedicate the Rafael Diaz-Balart Hall as the new home of the College of Law;

Whereas Rafael Diaz-Balart Hall will provide a state-of-the-art facility for teaching, research, and study, as well as scholarly and social interaction; and

Whereas the Rafael Diaz-Balart Hall was designed by the internationally renowned architect Robert A. M. Stern, Dean of the

School of Architecture at Yale University: Now, therefore, be it

*Resolved*, That the House of Representatives honors the lifetime accomplishments and legacy of Rafael José Diaz-Balart for his numerous contributions to democracy, and recognizes the Florida International University dedication of the Rafael Diaz-Balart Hall at the College of Law as an appropriate tribute in his memory.

The SPEAKER pro tempore, Mr. POMEROY, recognized Mr. DAVIS of Illinois, and Mr. KELLER of Florida, each for 20 minutes.

After debate,

The question being put, *viva voce*,

Will the House suspend the rules and agree to said resolution?

The SPEAKER pro tempore, Mr. POMEROY, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said resolution was agreed to.

A motion to reconsider the vote whereby the rules were suspended and said resolution was agreed to was, by unanimous consent, laid on the table.

#### ¶19.22 PROVIDING FOR CONSIDERATION OF H.R. 547

Ms. SLAUGHTER, by direction of the Committee on Rules, reported (Rept. No. 110-9) the resolution (H. Res. 133) providing for the consideration of the bill (H.R. 547) to facilitate the development of markets for alternative fuels and Ultra Low Sulfur Diesel fuel through research, development, and demonstration and data collection.

When said resolution and report were referred to the House Calendar and ordered printed.

#### ¶19.23 CONGRESSIONAL-EXECUTIVE COMMISSION ON THE PEOPLE'S REPUBLIC OF CHINA

The SPEAKER pro tempore, Ms. SOLIS, announced, pursuant to 22 United States Code 6913, and the order of the House of January 4, 2007, the Speaker appointed the following Member of the House to the Congressional-Executive Commission on the People's Republic of China: Mr. LEVIN of Michigan, Chairman.

*Ordered*, That the Clerk notify the Senate of the foregoing appointment.

#### ¶19.24 ENROLLED BILL SIGNED

Mrs. Haas, Clerk of the House, reported and found truly enrolled a bill of the House of the following title, which was thereupon signed by the Speaker:

H.R. 434. An Act to provide for an additional temporary extension of programs under the Small Business Act and the Small Business Investment Act of 1958 through July 31, 2007, and for other purposes.

#### ¶19.25 LEAVE OF ABSENCE

By unanimous consent, leave of absence was granted to Mr. ROYCE, for today.

And then,

#### ¶19.26 ADJOURNMENT

On motion of Mr. BILBRAY, at 8 p.m., the House adjourned.

#### ¶19.27 REPORTS OF COMMITTEES ON PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XIII, reports of committees were delivered to the Clerk for printing and reference to the proper calendar, as follows:

Mr. GORDON of Tennessee: Committee on Science and Technology. H.R. 365. A bill to provide for a research program for remediation of closed methamphetamine production laboratories, and for other purposes (Rept. 110-8). Referred to the Committee of the Whole House on the state of the Union.

Mr. WELCH of Vermont: Committee on Rules. House Resolution 133. Resolution providing for consideration of the bill (H.R. 547) to facilitate the development of markets for alternative fuels and Ultra Low Sulfur Diesel fuel through research, development, and demonstration and data collection (Rept. 110-9). Referred to the House Calendar.

#### ¶19.28 PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XII, public bills and resolutions were introduced and severally referred, as follows:

By Mr. NORWOOD (for himself, Mr. MCKEON, Mr. KLINE of Minnesota, Mr. BOEHNER, Mr. PUTNAM, Mr. AKIN, Mr. BARTLETT of Maryland, Mr. BISHOP of Utah, Mrs. BLACKBURN, Mr. BONNER, Mr. BOUSTANY, Mr. BRADY of Texas, Ms. GINNY BROWN-WAITE of Florida, Mr. BURTON of Indiana, Mr. CALVERT, Mr. CAMPBELL of California, Mr. CHABOT, Mr. COBLE, Mr. CONAWAY, Mr. CRENSHAW, Mrs. CUBIN, Mr. CULBERSON, Mr. DEAL of Georgia, Mr. MARIO DIAZ-BALART of Florida, Mr. DOOLITTLE, Mr. FEENEY, Mr. FLAKE, Ms. FOXX, Mr. FRANKS of Arizona, Mr. GARRETT of New Jersey, Mr. GILCREST, Mr. GINGREY, Mr. GOHMERT, Mr. HAYES, Mr. HENSARLING, Mr. HERGER, Mr. INGLIS of South Carolina, Mr. ISSA, Mr. SAM JOHNSON of Texas, Mr. KELLER, Mr. KING of Iowa, Mr. KINGSTON, Mr. LAMBORN, Mr. LATHAM, Mr. LEWIS of Kentucky, Mr. MANZULLO, Mr. MARCHANT, Mr. MCHENRY, Mrs. MCMORRIS RODGERS, Mr. MILLER of Florida, Mrs. MUSGRAVE, Mr. PEARCE, Mr. PENCE, Mr. PITTS, Mr. PRICE of Georgia, Mr. ROGERS of Michigan, Mr. SESSIONS, Mr. SHADEGG, Mr. SIMPSON, Mr. SOUDER, Mr. SULLIVAN, Mr. WESTMORELAND, Mr. WICKER, and Mr. WILSON of South Carolina):

H.R. 866. A bill to amend the National Labor Relations Act to ensure the right of employees to a secret-ballot election conducted by the National Labor Relations Board; to the Committee on Education and Labor.

By Mr. REYNOLDS:

H.R. 867. A bill to amend the Internal Revenue Code of 1986 to make permanent the provision for penalty-free withdrawals from individual retirement plans for qualified reservist distributions; to the Committee on Ways and Means.

By Mr. DOGGETT (for himself, Mr. BECERRA, Mr. BLUMENAUER, Mr. DAVIS of Illinois, Ms. DELAURO, Mr. FILNER, Mr. GENE GREEN of Texas, Mr. GRIJALVA, Mr. HINOJOSA, Mr. HOLT, Mr. KIND, Mr. LARSON of Connecticut, Mr. LEWIS of Georgia, Mr. MCDERMOTT, Mr. MCGOVERN, Mr. MEK of Florida, Mr. MOORE of Kansas, Mrs. NAPOLITANO, Mr. NEAL of

Massachusetts, Mr. KENNEDY, Mr. PASCRELL, Ms. SCHWARTZ, Mr. SHERMAN, Mr. STARK, Mr. THOMPSON of California, Mrs. JONES of Ohio, Ms. VELÁZQUEZ, and Mr. RODRIGUEZ):

H.R. 868. A bill to amend the Internal Revenue Code of 1986 to allow a married couple who operates a unincorporated business as co-owners to file separate self-employment tax returns; to the Committee on Ways and Means.

By Mr. TOM DAVIS of Virginia (for himself, Mr. WALZ of Minnesota, Mr. HARE, Mr. JOHNSON of Georgia, Mr. POE, Ms. JACKSON-LEE of Texas, Mr. MCINTYRE, Mrs. MILLER of Michigan, Mr. MCCAUL of Texas, and Mrs. CHRISTENSEN):

H.R. 869. A bill to amend title 10, United States Code, to revive previous authority on the use of the Armed Forces and the militia to address interference with State or Federal law, and for other purposes; to the Committee on Armed Services.

By Mr. GILLMOR (for himself, Ms. DEGETTE, and Mr. TAYLOR):

H.R. 870. A bill to amend the Public Health Service Act to provide liability protections for employees and contractors of health centers under section 330 of such Act who provide health services in emergency areas; to the Committee on Energy and Commerce.

By Mr. WEXLER:

H.R. 871. A bill to amend title 18, United States Code, to strengthen enforcement of spousal court-ordered property distributions, and for other purposes; to the Committee on the Judiciary.

By Mr. BRALEY of Iowa:

H.R. 872. A bill to authorize the Secretary of Agriculture to make competitive grants to community colleges and advanced technology education centers partnering with community colleges to support the education and training of technicians in the fields of bioenergy and other agriculture-based, renewable energy resources, and for other purposes; to the Committee on Education and Labor.

By Mr. ACKERMAN (for himself and Mrs. MALONEY of New York):

H.R. 873. A bill to amend the Truth in Lending Act to prohibit fees by creditors for payments on credit card accounts by electronic fund transfers, and for other purposes; to the Committee on Financial Services.

By Mr. CARDOZA:

H.R. 874. A bill to amend title 18, United States Code, to provide an additional penalty for public officials who abuse their office in furtherance of a felony; to the Committee on the Judiciary.

By Mr. CARDOZA:

H.R. 875. A bill to amend the Federal Financial Management Improvement Act of 1996 to require the head of an agency to be reconfirmed by the Senate unless the agency is found to be in compliance with the requirements of such Act, as reported by the Comptroller General; to the Committee on Oversight and Government Reform.

By Mr. CHABOT (for himself, Mr. LAMPSON, Mrs. BIGGERT, and Mr. CRAMER):

H.R. 876. A bill to modernize and expand the reporting requirements relating to child pornography, to expand cooperation in combating child pornography, and for other purposes; to the Committee on the Judiciary.

By Mr. DELAHUNT:

H.R. 877. A bill to amend the Adams National Historical Park Act of 1998 to include the Quincy Homestead within the boundary of the Adams National Historical Park, and for other purposes; to the Committee on Natural Resources.

By Mr. EMANUEL (for himself, Mr. JONES of North Carolina, Mr. BISHOP of New York, Mr. DOGGETT, Mr.

DAVIS of Alabama, Ms. JACKSON-LEE of Texas, Mr. SIREs, and Ms. HIRONO):

H.R. 878. A bill to amend the Internal Revenue Code of 1986 to require broker reporting of customer's basis in securities transactions, and for other purposes; to the Committee on Ways and Means.

By Mr. FEENEY:

H.R. 879. A bill to amend the Help America Vote Act of 2002 to require individuals to present a government-issued photo identification as a condition of voting in elections for Federal office, to prohibit any individual from tabulating votes in an election for Federal office unless the individual has been subject to a criminal background check, and for other purposes; to the Committee on House Administration.

By Mr. FORBES (for himself, Mr. WOLF, Mr. CHABOT, Mr. COBLE, Mr. FRANKS of Arizona, Mr. GALLEGLY, Mr. GOODLATTE, Mr. PENCE, and Mr. SMITH of Texas):

H.R. 880. A bill to amend title 18, United States Code, to reduce violent gang crime and protect law-abiding citizens and communities from violent criminals, and for other purposes; to the Committee on the Judiciary.

By Mr. WELDON of Florida (for himself and Mrs. MALONEY of New York):

H.R. 881. A bill to amend the Federal Food, Drug, and Cosmetic Act to reduce human exposure to mercury through vaccines; to the Committee on Energy and Commerce.

By Mr. GORDON (for himself, Mr. SESSIONS, Mr. ALLEN, Ms. JACKSON-LEE of Texas, Mr. HAYES, Mr. ENGLISH of Pennsylvania, Mr. McNULTY, Mr. COHEN, Mrs. MCCARTHY of New York, Mrs. CAPPS, Mr. CHANDLER, Mr. SENBRENNER, Mr. LARSEN of Washington, Mr. HOLT, Mr. PRICE of Georgia, Mr. McCAUL of Texas, Mr. DENT, Mr. SOUDER, and Ms. ROYBAL-AL-LARD):

H.R. 882. A bill to amend title XVIII of the Social Security Act to improve access to emergency medical services and the quality of care furnished in emergency departments of hospitals and critical access hospitals by establishing a bipartisan commission to examine factors that affect the effective delivery of such services, by providing for additional payments for certain physician services furnished in such emergency departments, and by requiring reports on certain emergency department information as a condition of participation in the Medicare Program, and for other purposes; to the Committee on Energy and Commerce, and in addition to the Committee on Ways and Means, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Ms. HERSETH:

H.R. 883. A bill to enhance and provide to the Oglala Sioux Tribe and Angostura Irrigation Project certain benefits of the Pick-Sloan Missouri River basin program; to the Committee on Natural Resources.

By Mr. KING of New York (for himself, Mr. THOMPSON of Mississippi, Mr. LANGEVIN, Mr. McCAUL of Texas, Ms. HARMAN, Mr. REICHERT, Ms. JACKSON-LEE of Texas, Mr. SHAYS, Mr. ROGERS of Alabama, Mr. DENT, Mr. DAVID DAVIS of Tennessee, Mr. PASCRELL, Mr. DAVIS of Kentucky, and Mr. McNULTY):

H.R. 884. A bill to provide for the establishment of the Science and Technology Homeland Security International Cooperative Programs Office, and for other purposes; to the Committee on Homeland Security.

By Mr. LANTOS (for himself, Mr. ACKERMAN, and Mr. SHERMAN):

H.R. 885. A bill to support the establishment of an international regime for the as-

sured supply of nuclear fuel for peaceful means and to authorize voluntary contributions to the International Atomic Energy Agency to support the establishment of an international nuclear fuel bank; to the Committee on Foreign Affairs.

By Mr. LARSEN of Washington (for himself, Mr. INSLER, and Mr. DICKS):

H.R. 886. A bill to enhance ecosystem protection and the range of outdoor opportunities protected by statute in the Skykomish River valley of the State of Washington by designating certain lower-elevation Federal lands as wilderness, and for other purposes; to the Committee on Natural Resources.

By Mrs. MCCARTHY of New York (for herself and Ms. PRYCE of Ohio):

H.R. 887. A bill to provide for Project GRAD programs, and for other purposes; to the Committee on Education and Labor.

By Mr. MEEKS of New York (for himself and Mr. FEENEY):

H.R. 888. A bill to provide for the admission to the United States of nonimmigrant business facilitation visitors; to the Committee on the Judiciary.

By Mrs. MILLER of Michigan:

H.R. 889. A bill to amend the Nonindigenous Aquatic Nuisance Prevention and Control Act of 1990 to establish vessel ballast water management requirements, and for other purposes; to the Committee on Transportation and Infrastructure, and in addition to the Committee on Natural Resources, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. GEORGE MILLER of California (for himself, Mr. HINOJOSA, Mr. BISHOP of New York, Mr. COURTNEY, Mr. YARMUTH, Mr. TIERNEY, Mrs. DAVIS of California, Mr. GRIJALVA, Mr. DAVIS of Illinois, Mr. MICHAUD, Mr. McDERMOTT, Ms. MATSUI, and Mr. VAN HOLLEN):

H.R. 890. A bill to establish requirements for lenders and institutions of higher education in order to protect students and other borrowers receiving educational loans; to the Committee on Education and Labor, and in addition to the Committee on Financial Services, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. MORAN of Virginia (for himself, Mr. FERGUSON, Mr. GEORGE MILLER of California, Mr. SHAYS, Ms. ZOE LOFGREN of California, Ms. SCHAKOWSKY, Mr. SAXTON, Ms. JACKSON-LEE of Texas, Ms. BERKLEY, Mr. STARK, Mr. SHERMAN, Mr. PLATTS, Mrs. MALONEY of New York, Mr. GALLEGLY, Mr. WILSON of South Carolina, Mr. CAMPBELL of California, Mrs. CAPPS, Mr. COHEN, Mr. MARCHANT, Mr. NADLER, Mr. DEFazio, Mr. BERMAN, Mr. WAXMAN, Ms. HIRONO, Mr. LOBIONDO, Mr. KUCINICH, Mr. ROGERS of Michigan, Mr. FILNER, Ms. LEE, and Mr. SMITH of New Jersey):

H.R. 891. A bill to ensure that domestic dog and cat fur is prohibited from being imported, exported, manufactured, sold, or advertised in the United States and to require the labeling of all fur products under the Fur Products Labeling Act; to the Committee on Ways and Means, and in addition to the Committee on Energy and Commerce, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. PITTS:

H.R. 892. A bill to establish and provide for the treatment of Individual Development Ac-

counts, and for other purposes; to the Committee on Ways and Means.

By Mr. POE:

H.R. 893. A bill to provide for loan repayment for prosecutors and public defenders; to the Committee on the Judiciary.

By Mr. PRICE of North Carolina (for himself and Mr. CASTLE):

H.R. 894. A bill to amend the Federal Election Campaign Act of 1971 to apply certain requirements regarding the disclosure of identifying information within communications made through the Internet, to apply certain disclosure requirements to prerecorded telephone calls, and for other purposes; to the Committee on House Administration.

By Mr. REYNOLDS (for himself, Ms. BERKLEY, Mr. SHAYS, Mr. KIRK, Mr. NORWOOD, Mr. BLIRAKIS, Mr. SOUDER, Mr. SESSIONS, Mr. TERRY, Mr. LAMBORN, Mr. McNULTY, Mr. CANTOR, Mr. KING of Iowa, and Mr. BURTON of Indiana):

H.R. 895. A bill to take certain steps toward recognition by the United States of Jerusalem as the capital of Israel; to the Committee on Foreign Affairs.

By Mr. RYAN of Wisconsin (for himself and Ms. MOORE of Wisconsin):

H.R. 896. A bill to amend part D of title IV of the Social Security Act to provide for the pass through of all child support collected on behalf of families receiving assistance under the program of block grants to States for temporary assistance for needy families; to the Committee on Ways and Means.

By Ms. SCHAKOWSKY (for herself, Mr. PRICE of North Carolina, Mr. WEXLER, Mr. FRANK of Massachusetts, Mr. MCGOVERN, Mr. PAYNE, Ms. CORRINE BROWN of Florida, Mr. BRADY of Pennsylvania, Mr. STARK, Ms. SHEA-PORTER, Mr. JOHNSON of Georgia, Mr. COHEN, Ms. WOOLSEY, Mr. HARE, Mr. ELLISON, Mrs. MALONEY of New York, Mr. CUMMINGS, Mr. FATTAH, Mr. GRIJALVA, and Ms. JACKSON-LEE of Texas):

H.R. 897. A bill to require the Secretary of Defense, Secretary of State, Secretary of the Interior, and the Administrator of the United States Agency for International Development to provide to Congress copies and descriptions of contracts and task orders in excess of \$5,000,000 for work to be performed in Iraq and Afghanistan; to the Committee on Foreign Affairs, and in addition to the Committee on Armed Services, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Ms. SCHWARTZ (for herself and Mr. RAMSTAD):

H.R. 898. A bill to amend the Internal Revenue Code of 1986 to allow employers to claim a work opportunity credit for hiring military service personnel returning from service in Iraq or Afghanistan; to the Committee on Ways and Means.

By Mr. SCOTT of Virginia (for himself and Mr. CHABOT):

H.R. 899. A bill to provide a mechanism for the determination on the merits of the claims of claimants who met the class criteria in a civil action relating to racial discrimination by the Department of Agriculture but who were denied that determination; to the Committee on the Judiciary.

By Mr. SERRANO (for himself, Mr. FORTUÑO, Mr. RAHALL, Mr. YOUNG of Alaska, Mr. HOYER, Mr. BLUNT, Mr. WAXMAN, Mr. CANTOR, Mr. KENNEDY, Mr. PUTNAM, Ms. BORDALLO, Mr. MCCOTTER, Mr. KIND, Mr. BROWN of South Carolina, Mr. KILDEE, Mr. FLAKE, Mr. ABERCROMBIE, Mr. RENZI,

Mr. SALAZAR, Mr. BURTON of Indiana, Mr. WEXLER, Mr. DENT, Mr. CROWLEY, Ms. PRYCE of Ohio, Mr. ENGEL, Ms. ROS-LEHTINEN, Mr. WU, Mr. POE, Mrs. TAUSCHER, Mr. MARIO DIAZ-BALART of Florida, Ms. JACKSON-LEE of Texas, Mr. WILSON of South Carolina, Mr. SMITH of Washington, Mr. FEENEY, Mr. BAIRD, Mr. MACK, Mrs. MALONEY of New York, Mr. KUHL of New York, Mr. GENE GREEN of Texas, Mr. KELLER, Mr. MOLLOHAN, Mr. SAXTON, Mr. MORAN of Virginia, Mrs. MILLER of Michigan, Ms. LORETTA SANCHEZ of California, Mr. THOMPSON of Mississippi, Mr. SMITH of New Jersey, Mr. DOYLE, Mr. COBLE, Mr. MEEHAN, Mr. WELLER, Mr. CUELLAR, Mr. BOUSTANY, Mr. CLAY, Mr. MCKEON, Mr. FATTAH, Mr. TOM DAVIS of Virginia, Mr. JEFFERSON, Mr. DOOLITTLE, Mr. MCGOVERN, Mr. PAUL, Mr. McNULTY, Mr. GERLACH, Mr. OLVER, Mr. LINCOLN DIAZ-BALART of Florida, Mr. CALVERT, Ms. WASSERMAN SCHULTZ, Mrs. BLACKBURN, Mr. PETERSON of Minnesota, Mr. MICA, Mr. TAYLOR, Mr. ENGLISH of Pennsylvania, Mr. WYNN, Mr. GILCHREST, Mr. LEWIS of Georgia, Mr. PEARCE, Mr. HINCHEY, Mr. MCCAUL of Texas, Mr. COSTA, Mr. CASTLE, Ms. KILPATRICK, Mr. RODRIGUEZ, and Mr. CARDOZA):

H.R. 900. A bill to provide for a federally sanctioned self-determination process for the people of Puerto Rico; to the Committee on Natural Resources.

By Ms. SLAUGHTER (for herself, Mrs. CAPITO, Mrs. CAPPS, Mrs. BIGGERT, Ms. BORDALLO, Ms. ROS-LEHTINEN, Ms. CLARKE, Mr. SHAYS, Mr. CONYERS, Mrs. DAVIS of California, Ms. DELAURO, Mr. ELLISON, Mr. GRIJALVA, Ms. HARMAN, Ms. JACKSON-LEE of Texas, Mrs. JONES of Ohio, Mr. LARSON of Connecticut, Ms. LEE, Mrs. MALONEY of New York, Ms. MCCOLLUM of Minnesota, Ms. SCHAKOWSKY, Mr. VAN HOLLEN, Ms. WOOLSEY, and Mr. KENNEDY):

H.R. 901. A bill to amend the Elementary and Secondary Education Act of 1965 to direct certain coeducational elementary and secondary schools to make available information on equality in school athletic programs, and for other purposes; to the Committee on Education and Labor.

By Mr. UDALL of Colorado (for himself, Mr. EDWARDS, and Mr. PEARCE):

H.R. 902. A bill to facilitate the use for irrigation and other purposes of water produced in connection with development of energy resources; to the Committee on Natural Resources.

By Mr. UDALL of Colorado:

H.R. 903. A bill to provide for a study of options for protecting the open space characteristics of certain lands in and adjacent to the Arapaho and Roosevelt National Forests in Colorado, and for other purposes; to the Committee on Natural Resources.

By Mr. UDALL of Colorado (for himself and Mr. PERLMUTTER):

H.R. 904. A bill to better provide for compensation for certain persons injured in the course of employment at the Rocky Flats site in Colorado; to the Committee on the Judiciary, and in addition to the Committee on Education and Labor, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. UDALL of Colorado:

H.R. 905. A bill to increase accountability and equity in the Federal budget; to the Committee on Oversight and Government Reform, and in addition to the Committees on Ways and Means, and Rules, for a period

to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. UDALL of Colorado (for himself and Mr. INGLIS of South Carolina):

H.R. 906. A bill to promote and coordinate global change research, and for other purposes; to the Committee on Science and Technology, and in addition to the Committee on Foreign Affairs, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. PAUL (for himself and Mr. MILLER of Florida):

H.J. Res. 23. A joint resolution proposing an amendment to the Constitution of the United States relative to abolishing personal income, estate, and gift taxes and prohibiting the United States Government from engaging in business in competition with its citizens; to the Committee on the Judiciary.

By Mr. PALLONE:

H. Con. Res. 60. Concurrent resolution expressing support for the goals of Veterans Educate Today's Students (VETS) Day, and for other purposes; to the Committee on Veterans' Affairs.

By Mr. CARNEY (for himself, Mr. BILLRAKIS, Mr. THOMPSON of Mississippi, Mr. ROGERS of Alabama, Mr. MARKEY, Mr. KING of New York, Mr. DICKS, Mr. MCCAUL of Texas, Ms. HARMAN, Mr. DAVID DAVIS of Tennessee, Mrs. LOWEY, Ms. JACKSON-LEE of Texas, Mrs. CHRISTENSEN, Mr. LANGEVIN, Mr. CUELLAR, and Mr. AL GREEN of Texas):

H. Res. 134. A resolution recognizing and honoring the employees of the Department of Homeland Security for their efforts and contributions to protect and secure the Nation; to the Committee on Homeland Security.

By Ms. EDDIE BERNICE JOHNSON of Texas (for herself, Mr. HALL of Texas, Mr. WILSON of South Carolina, Ms. KILPATRICK, Mr. LEWIS of Georgia, Mr. HOLT, Mr. SPRATT, Mr. SCOTT of Virginia, Ms. CARSON, Mr. CLEAVER, Mr. JEFFERSON, Mr. VAN HOLLEN, Mr. CUMMINGS, Ms. CORRINE BROWN of Florida, Ms. MOORE of Wisconsin, Mr. BISHOP of Georgia, Mr. BRADY of Pennsylvania, Mrs. JONES of Ohio, Mr. RUSH, Mr. BUTTERFIELD, Mr. SESTAK, Mrs. DRAKE, Mr. THOMPSON of Mississippi, Mr. FILNER, Mr. MEEK of Florida, Mr. JOHNSON of Georgia, and Mr. HASTINGS of Florida):

H. Res. 135. A resolution expressing the sense of the House of Representatives that a National Historically Black Colleges and Universities Week should be established; to the Committee on Education and Labor.

By Mrs. MCCARTHY of New York:

H. Res. 136. A resolution commending the Girl Scouts of the United States of America on the occasion of their 95th anniversary, for providing quality age-appropriate experiences that prepare girls to become the leaders of tomorrow and for raising issues important to girls; to the Committee on Oversight and Government Reform.

By Mr. NADLER (for himself, Mr. WEINER, Mr. BURTON of Indiana, Mr. WAXMAN, Mr. ENGEL, Mr. ACKERMAN, Mrs. MALONEY of New York, Mr. COHEN, Mr. WEXLER, Mr. JOHNSON of Georgia, Mr. HOLT, Ms. KILPATRICK, and Mr. HASTINGS of Florida):

H. Res. 137. A resolution honoring the life and six decades of public service of Jacob Birnbaum and especially his commitment freeing Soviet Jews from religious, cultural, and communal extinction; to the Committee on Foreign Affairs.

By Mr. ROSS (for himself, Mr. SNYDER, Mr. BERRY, and Mr. BOOZMAN):

H. Res. 138. A resolution recognizing the importance of Hot Springs National Park on its 175th anniversary; to the Committee on Natural Resources.

#### ¶19.29 PRIVATE BILLS AND RESOLUTIONS

Under clause 3 of rule XII, private bills and resolutions of the following titles were introduced and severally referred, as follows:

By Mr. LANTOS:

H.R. 907. A bill for the relief of Denes and Gyorgyi Fulop; to the Committee on the Judiciary.

By Mr. LANTOS:

H.R. 908. A bill for the relief of Kuan-Wei Liang and Chun-Mei Hsu-Liang; to the Committee on the Judiciary.

#### ¶19.30 ADDITIONAL SPONSORS

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

H.R. 18: Ms. BEAN, Ms. BERKLEY, Mr. BERMAN, Mr. BISHOP of Georgia, Mr. BISHOP of New York, Mr. BOYD of Florida, Mr. BRADY of Pennsylvania, Mr. BRALEY of Iowa, Ms. CORRINE BROWN of Florida, Mr. BURGESS, Mr. BUTTERFIELD, Mr. CAPUANO, Ms. CARSON, Mrs. CHRISTENSEN, Mr. CLAY, Mr. CLEAVER, Mr. CLYBURN, Mr. COHEN, Mr. CUMMINGS, Mr. DAVIS of Illinois, Mr. DAVIS of Alabama, Mr. DENT, Mr. LINCOLN DIAZ-BALART of Florida, Mr. MARIO DIAZ-BALART of Florida, Mr. DINGELL, Mr. DOYLE, Mrs. DRAKE, Mr. EHLERS, Mr. EMANUEL, Mr. ENGLISH of Pennsylvania, Mr. FATTAH, Mr. GERLACH, Mr. GILCHREST, Mr. GENE GREEN of Texas, Mr. GONZALEZ, Mr. GRIJALVA, Mr. HASTINGS of Florida, Ms. HERSETH, Ms. NORTON, Mr. ISRAEL, Mr. JACKSON of Illinois, Ms. JACKSON-LEE of Texas, Mr. JEFFERSON, Ms. EDDIE BERNICE JOHNSON of Texas, Ms. KAPTUR, Ms. KILPATRICK, Mr. KIRK, Mr. KUCINICH, Mr. LANGEVIN, Mr. LEWIS of Georgia, Mr. MCCOTTER, Mr. PASTOR, Mr. REYES, Ms. ROS-LEHTINEN, Mr. RYAN of Ohio, Ms. SLAUGHTER, Mr. SPRATT, Mr. THOMPSON of Mississippi, and Ms. WOOLSEY.

H.R. 36: Mr. ALLEN.

H.R. 42: Ms. JACKSON-LEE of Texas, and Mr. GONZALEZ.

H.R. 43: Mr. HARE.

H.R. 73: Mr. NORWOOD, Mr. JOHNSON of Illinois, Mr. MILLER of Florida, Mr. JONES of North Carolina, Mr. MCCOTTER, Mr. PETERSON of Minnesota, and Mr. LAHOOD.

H.R. 89: Mr. LAHOOD.

H.R. 137: Mr. FATTAH.

H.R. 238: Mr. SHERMAN.

H.R. 241: Mr. PLATTS.

H.R. 269: Mr. SPRATT, Mr. REHBERG, and Mrs. CAPITO.

H.R. 303: Mr. KANJORSKI, Mr. SHERMAN, Mr. BOOZMAN, Mr. KILDEE, and Mr. LAHOOD.

H.R. 312: Mr. POE and Mr. GONZALEZ.

H.R. 314: Mr. HALL of Texas.

H.R. 353: Mr. HALL of New York.

H.R. 358: Mr. SPRATT, Mr. SHULER, Ms. KAPTUR, Mr. CUMMINGS, and Mr. WALSH of New York.

H.R. 365: Mr. BOOZMAN, Mr. OBEY, Mr. HOLDEN, Ms. KILPATRICK, and Ms. MCCOLLUM of Minnesota.

H.R. 370: Mr. WILSON of Ohio.

H.R. 411: Mr. PUTNAM, Mr. SULLIVAN, Mr. GARRETT of New Jersey, Mr. MCCOTTER, Mrs. BONO, Mr. LINCOLN DIAZ-BALART of Florida, Mr. CANTOR, Mr. PORTER, Mr. MCCAUL of Texas, Mr. JORDAN, Mr. FOSSELLA, and Mr. SALLI.

H.R. 450: Mr. REICHERT.

H.R. 455: Mr. STARK, Mr. HALL of New York, and Mr. FATTAH.

H.R. 491: Mr. ISRAEL, Mr. BOOZMAN, and Ms. CORRINE BROWN of Florida.



H.R. 511: Mr. ALEXANDER, Mr. WESTMORELAND, Mr. SOUDER, Mr. MARIO DIAZ-BALART of Florida, Mr. JORDAN, Mr. RYAN of Wisconsin, Mr. ROGERS of Kentucky, Mr. ADERHOLT, Mr. SAXTON, Mr. HELLER, Mr. CAMPBELL of California, Mr. CANNON, Mr. FRELINGHUYSEN, Mr. KNOLLENBERG, Mr. TIAHRT, Mr. DANIEL E. LUNGREN of California, Mr. REGULA, Mr. SMITH of Texas, Mr. TIBERI, Mr. KINGSTON, Mr. REHBERG, Mrs. MUSGRAVE, and Mr. GARRETT of New Jersey.  
H.R. 566: Mr. JOHNSON of Georgia, Ms. KILPATRICK, and Mr. MEEK of Florida.

H.R. 583: Mr. GORDON and Mr. ETHERIDGE.

H.R. 584: Mr. FILNER and Mr. COHEN.

H.R. 589: Mr. SMITH of Washington and Mr. REICHERT.

H.R. 608: Mr. SHIMKUS, Mr. STEARNS, Mr. MILLER of Florida, Mrs. CUBIN, and Mrs. BONO.

H.R. 620: Mr. COHEN, Mr. EHLERS, Mr. MITCHELL, Mr. UDALL of Colorado, Mr. SIRES, Ms. WATERS, and Ms. BALDWIN.

H.R. 634: Mr. ALEXANDER, Mr. BAKER, Ms. BORDALLO, Mrs. BOYDA of Kansas, Mr. BURGESS, Mr. BUTTERFIELD, Mr. CAMPBELL of California, Mrs. CAPPS, Mr. CARNAHAN, Ms. DELAURO, Mr. LINCOLN DIAZ-BALART of Florida, Mr. DINGELL, Mr. DOGGETT, Mr. DOYLE, Mr. EDWARDS, Mr. EHLERS, Mr. ETHERIDGE, Mr. HOLT, Mr. ISSA, Ms. JACKSON-LEE of Texas, Mr. JOHNSON of Illinois, Mr. KIND, Mr. LIPINSKI, Mr. MCCARTHY of California, Ms. MCCOLLUM of Minnesota, Mr. MCCOTTER, Ms. MILLENDER-MCDONALD, Mr. MORAN of Virginia, Mr. PAYNE, Mr. ROHRBACHER, Mr. RYAN of Ohio, Mr. RYAN of Wisconsin, Ms. LINDA T. SANCHEZ of California, Mr. SCOTT of Virginia, Mr. STUPAK, Ms. SUTTON, Mr. UDALL of Colorado, and Mr. YARMUTH.

H.R. 651: Mr. CARTER.

H.R. 652: Mr. CARTER.

H.R. 653: Ms. HIRONO and Mrs. MYRICK.

H.R. 656: Mr. KING of New York and Ms. SHEA-PORTER.

H.R. 663: Ms. EDDIE BERNICE JOHNSON of Texas and Mr. HALL of New York.

H.R. 676: Mr. COHEN and Mr. SERRANO.

H.R. 677: Mr. MORAN of Virginia, Mr. THOMPSON of Mississippi, Ms. MATSUI, Mr. RUSH, Mrs. JONES of Ohio, Mr. BOSWELL, Mr. RUPPERSBERGER, Mr. REYES, Mr. DAVIS of Illinois, and Ms. SUTTON.

H.R. 678: Mr. ROTHMAN.

H.R. 684: Mr. HARE.

H.R. 687: Mr. CUMMINGS, Mr. COHEN, and Mr. PLATTS.

H.R. 688: Ms. PRYCE of Ohio, Mr. YOUNG of Alaska, and Mr. FOSSELLA.

H.R. 690: Mr. LARSON of Connecticut, Mr. SCOTT of Georgia, Mr. RUPPERSBERGER, Mr. WOLF, Mr. JEFFERSON, and Mrs. CAPITO.

H.R. 699: Mr. MANZULLO, Mr. SULLIVAN, and Mr. SESSIONS.

H.R. 703: Ms. DEGETTE.

H.R. 710: Mr. WYNN, Mr. BURGESS, Mr. RUPPERSBERGER, Mr. WESTMORELAND, Mrs. CAPPS, Ms. DEGETTE, and Mr. WEXLER.

H.R. 722: Mr. GENE GREEN of Texas.

H.R. 731: Mr. GERLACH and Mr. ROSKAM.

H.R. 743: Mr. GILLMOR and Mr. MANZULLO.

H.R. 746: Mr. HALL of New York.

H.R. 748: Mr. PASTOR, Mr. SOUDER, Mr. TERRY, Mr. GERLACH, Mr. SHIMKUS, Ms. LORETTA SANCHEZ of California, Mr. TOM DAVIS of Virginia, and Mr. LOBIONDO.

H.R. 753: Mr. DAVID DAVIS of Tennessee, Mr. DUNCAN, Mr. WAMP, Mr. LINCOLN DAVIS of Tennessee, Mr. COOPER, Mr. GORDON, Mrs. BLACKBURN, and Mr. TANNER.

H.R. 757: Mr. McDERMOTT.

H.R. 759: Mr. KUHL of New York and Mr. MOORE of Kansas.

H.R. 777: Mr. PAYNE.

H.R. 784: Mr. WOLF, Mr. ALLEN, Mr. SCOTT of Virginia, Ms. FOXX, Mr. McKEON, Ms. SCHWARTZ, Mr. KIND, Ms. HERSETH, Ms. SCHAKOWSKY, and Mr. WAMP.

H.R. 811: Mr. BISHOP of New York, Mr. McDERMOTT, Mr. WALDEN of Oregon, Mr. CUELLAR, and Mr. HINOJOSA.

H.R. 822: Mr. LEWIS of Georgia, Ms. CORRINE BROWN of Florida, Mr. CUMMINGS, Mr. MEEKS of New York, Mr. BRADY of Pennsylvania, Mr. McNULTY, and Ms. KILPATRICK.

H.R. 845: Mr. FORBES.

H.R. 846: Mr. FORBES.

H.R. 851: Mr. PENCE.

H.R. 852: Mr. DICKS and Mr. WESTMORELAND.

H.J. Res. 16: Mr. WELDON of Florida.

H.J. Res. 19: Mr. GOODE.

H. Con. Res. 37: Mr. GOODE.

H. Con. Res. 53: Mr. ENGLISH of Pennsylvania.

H. Con. Res. 55: Mr. GONZALEZ.

H. Res. 53: Mr. WATT, Mr. AL GREEN of Texas, Mr. ELLISON, Mr. SHERMAN, Mr. SCOTT of Virginia, Mr. BUTTERFIELD, Ms. MOORE of Wisconsin, and Ms. JACKSON-LEE of Texas.

H. Res. 69: Mr. SHULER, Mrs. DRAKE, Mr. MILLER of Florida, Mr. GINGREY, Mr. MILLER of North Carolina, and Mr. BISHOP of Georgia.

H. Res. 107: Mr. CHABOT, Mrs. MALONEY of New York, Mr. WEXLER, Mr. BROWN of South Carolina, Ms. MATSUI, Mr. ENGEL, Mrs. TAUSCHER, Mr. PALLONE, Mr. CROWLEY, Mr. McNULTY, Mr. MARSHALL, Mr. DOYLE, Mr. WAXMAN, Mr. KIRK, Mr. FOSSELLA, Mr. NORWOOD, Ms. CORRINE BROWN of Florida, Mr. SHAYS, Mr. BURTON of Indiana, Mr. BERMAN, Mr. MACK, and Mr. KING of Iowa.

H. Res. 113: Ms. SCHAKOWSKY, Mr. ROYCE, and Mr. WILSON of South Carolina.

H. Res. 128: Mr. GRIJALVA and Mrs. CAPPS.

H. Res. 130: Mr. JOHNSON of Illinois, Mr. TOWNS, Mr. BISHOP of Georgia, Mr. PAYNE, Mr. HINOJOSA, Mr. CROWLEY, Mr. BOSWELL, Mrs. JONES of Ohio, Ms. KILPATRICK, Mr. CLEAVER, Ms. CORRINE BROWN of Florida, Mr. GONZALEZ, Ms. JACKSON-LEE of Texas, Mr. BUTTERFIELD, Mrs. CHRISTENSEN, Mr. FATTAH, Mr. BACA, Mr. THOMPSON of Mississippi, Ms. CASTOR, Mr. SHULER, Ms. HOOLEY, Mr. YARMUTH, Mr. JEFFERSON, Mr. RUSH, Mr. AL GREEN of Texas, Ms. MOORE of Wisconsin, Mr. COHEN, Mr. RANGEL, Mr. CLAY, Mr. WYNN, Mr. ELLISON, Mr. CARNAHAN, Mr. SHAYS, Mr. KUCINICH, Mr. MEEK of Florida, Mr. HASTINGS of Florida, Mr. SCOTT of Virginia, Mr. DUNCAN, Mr. DAVIS of Illinois, Mr. BECERRA, Mr. LINCOLN DAVIS of Tennessee, Ms. WATSON, Mr. TANNER, Mrs. BLACKBURN, Mr. CAPUANO, Mr. MEEKS of New York, Ms. EDDIE BERNICE JOHNSON of Texas, Mr. LAHOOD, Mr. MELANCON, and Ms. WATERS.

H. Res. 131: Mr. WELDON of Florida and Mr. YOUNG of Florida.

## THURSDAY, FEBRUARY 8, 2007 (20)

### ¶20.1 APPOINTMENT OF SPEAKER PRO TEMPORE

The House was called to order by the SPEAKER pro tempore, Mr. CAPUANO, who laid before the House the following communication:

WASHINGTON, DC,

February 8, 2007.

I hereby appoint the Honorable MICHAEL E. CAPUANO to act as Speaker pro tempore on this day.

NANCY PELOSI,

*Speaker of the House of Representatives.*

### ¶20.2 APPROVAL OF THE JOURNAL

The SPEAKER pro tempore, Mr. CAPUANO, announced he had examined and approved the Journal of the proceedings of Wednesday, February 7, 2007.

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

## ¶20.3 COMMUNICATIONS

Executive and other communications, pursuant to clause 8, rule II, were referred as follows:

545. A letter from the Administrator, AMS, Department of Agriculture, transmitting the Department's final rule — Milk in the Northeast and Other Marketing Areas; Interim Order Amending the Orders [Docket No. AO-14-A74, et al.; DA-06-01] received January 25, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

546. A letter from the Congressional Review Coordinator, APHIS, Department of Agriculture, transmitting the Department's final rule — Pine Shoot Beetle; Additions to Quarantined Areas [Docket No. APHIS-2006-0117] received January 17, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

547. A letter from the Congressional Review Coordinator, APHIS, Department of Agriculture, transmitting the Department's final rule — Tuberculosis in Cattle and Bison; State and Zone Designations; Texas [Docket No. APHIS-2006-0145] received December 29, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

548. A letter from the Congressional Review Coordinator, APHIS, Department of Agriculture, transmitting the Department's final rule — Mediterranean Fruit Fly; Remove Portions of Los Angeles, San Bernardino, and Santa Clara Counties, CA From the List of Quarantined Areas [Docket No. APHIS-2005-0116] received January 10, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

549. A letter from the Congressional Review Coordinator, APHIS, Department of Agriculture, transmitting the Department's final rule — National Poultry Improvement Plan and Auxiliary Provisions [Docket No. APHIS-2006-0008] (RIN: 0579-AC27) received January 12, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

550. A letter from the Under Secretary, Food, Nutrition and Consumer Services, Department of Agriculture, transmitting the Department's final rule — Senior Farmers' Market Nutrition Program Regulations (RIN: 0584-AD35) received December 29, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

551. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Thiabendazole; Pesticide Tolerance for Emergency Exemptions [EPA-HQ-OPP-2006-0962; FRL-8111-1] received January 26, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

552. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Tris(2-ethylhexyl) Phosphate; Exemption from the Requirement of a Tolerance [EPA-HQ-OPP-2006-0970; FRL-8112-2] received February 2, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

553. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Avermectin; Pesticide Tolerances for Emergency Exemptions [EPA-HQ-OPP-2006-0918; FRL-8110-8] received February 2, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

554. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Spiromesifen; Pesticide Tolerance [EPA-HQ-OPP-2006-0667; FRL-8110-3] received January 19, 2007, pursuant to 5 U.S.C.

801(a)(1)(A); to the Committee on Agriculture.

555. A letter from the Chief Counsel, FEMA, Department of Homeland Security, transmitting the Department's final rule — Final Flood Elevation Determinations — received February 1, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Financial Services.

556. A letter from the Chief Counsel, FEMA, Department of Homeland Security, transmitting the Department's final rule — Final Flood Elevation Determinations — received February 1, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Financial Services.

557. A letter from the Chief Counsel, FEMA, Department of Homeland Security, transmitting the Department's final rule — Changes in Flood Determinations [Docket No. FEMA-B-7703] received February 1, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Financial Services.

558. A letter from the Chief Counsel, FEMA, Department of Homeland Security, transmitting the Department's final rule — Final Flood Determinations — received February 1, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Financial Services.

559. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Public Record Grant Guidelines for States; Solid Waste Disposal Act, Subtitle I, as amended by Title XV, Subtitle B of the Energy Policy Act of 2005 [FRL-8274-1] received January 26, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

560. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Financial Responsibility and Installer Certification Grant Guidelines for States; Solid Waste Disposal Act, Subtitle I, as amended by Title XV, Subtitle B of the Energy Policy Act of 2005 [FRL-8274-2] received January 26, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

561. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Approval and Promulgation of Air Quality Implementation Plans; Virginia; Emission Standards for Consumer Products in the Northern Virginia Volatile Organic Compound Emissions Control Area [EPA-R03-OAR-2005-VA-0017; FRL-8273-9] received January 26, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

562. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Approval and Promulgation of Air Quality Implementation Plans; Michigan; Control of Gasoline Volatility [EPA-R05-OAR-2006-0547; FRL-8274-4] received January 26, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

563. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Approval and Promulgation of Air Quality Implementation Plans; State of Utah; Administrative Procedures [EPA-R08-OAR-2005-UT-0007; FRL-8275-2] received February 2, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

564. A letter from the Chief, Trade and Commercial Regulations Branch, Department of Homeland Security, transmitting the Department's final rule — Conditional Release Period and CBP Bond Obligations for Food, Drugs, Devices, and Cosmetics (RIN:

1505- AB57) received January 7, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

565. A letter from the Chief, Trade and Commercial Regulations Branch, Department of Homeland Security, transmitting the Department's final rule — Fees for Certain Services (RIN: 1505-AB62) received January 25, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

¶20.4 COMMITTEE ELECTION—MAJORITY

Mr. WELCH of Vermont, by direction of the Democratic Caucus, submitted the following privileged resolution (H. Res. 139):

*Resolved*, That the following named Members be and are hereby elected to the following standing committees of the House of Representatives:

(1) COMMITTEE ON HOUSE ADMINISTRATION.—Mr. Brady of Pennsylvania, Ms. Zoe Lofgren of California, Mr. Capuano, Mr. Gonzalez, Mrs. Davis of California.

(2) COMMITTEE ON STANDARDS OF OFFICIAL CONDUCT.—Mr. Gene Green of Texas, Ms. Roybal-Allard, Mr. Doyle, Mr. Delahunt.

When said resolution was considered and agreed to.

A motion to reconsider the vote whereby said resolution was agreed to was, by unanimous consent, laid on the table.

¶20.5 PROVIDING FOR CONSIDERATION OF H.R. 547

Mr. WELCH of Vermont, by direction of the Committee on Rules, called up the following resolution (H. Res. 133):

*Resolved*, That at any time after the adoption of this resolution the Speaker may, pursuant to clause 2(b) of rule XVIII, declare the House resolved into the Committee of the Whole House on the state of the Union for consideration of the bill (H.R. 547) to facilitate the development of markets for alternative fuels and Ultra Low Sulfur Diesel fuel through research, development, and demonstration and data collection. The first reading of the bill shall be dispensed with. All points of order against consideration of the bill are waived except those arising under clause 9 or 10 of rule XXI. General debate shall be confined to the bill and shall not exceed one hour equally divided and controlled by the chairman and ranking minority member of the Committee on Science and Technology. After general debate the bill shall be considered for amendment under the five-minute rule. It shall be in order to consider as an original bill for the purpose of amendment under the five-minute rule the amendment in the nature of a substitute recommended by the Committee on Science and Technology now printed in the bill. Each section of the committee amendment in the nature of a substitute shall be considered as read. During consideration of the bill for amendment, the Chairman of the Committee of the Whole may accord priority in recognition on the basis of whether the Member offering an amendment has caused it to be printed in the portion of the Congressional Record designated for that purpose in clause 8 of rule XVIII. Amendments so printed shall be considered as read. At the conclusion of consideration of the bill for amendment the Committee shall rise and report the bill to the House with such amendments as may have been adopted. Any Member may demand a separate vote in the House on any amendment adopted in the Committee of the Whole to the bill or to the committee amendment in the nature of a substitute. The previous question shall be considered as

ordered on the bill and amendments thereto to final passage without intervening motion except one motion to recommit with or without instructions.

When said resolution was considered.

After debate,

On motion of Mr. WELCH of Vermont, the previous question was ordered on the resolution to its adoption or rejection.

The question being put, *viva voce*,

Will the House agree to said resolution?

The SPEAKER pro tempore, Mr. CAPUANO, announced that the yeas had it.

So the resolution was agreed to.

A motion to reconsider the vote whereby said resolution was agreed to was, by unanimous consent, laid on the table.

¶20.6 ADVANCED FUELS INFRASTRUCTURE RESEARCH AND DEVELOPMENT

The SPEAKER pro tempore, Mr. CAPUANO, pursuant to House Resolution 133 and rule XVIII, declared the House resolved into the Committee of the Whole House on the state of the Union for the consideration of the bill (H.R. 547) to facilitate the development of markets for alternative fuels and Ultra Low Sulfur Diesel fuel through research, development, and demonstration and data collection.

The SPEAKER pro tempore, Mr. CAPUANO, by unanimous consent, designated Mr. McNULTY as Chairman of the Committee of the Whole; and after some time spent therein,

¶20.7 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment submitted by Ms. ESHOO to the amendment numbered 2, submitted by Mr. BURGESS:

Amendment submitted by Ms. ESHOO:

In lieu of the matter proposed to be inserted on page 4 after line 17, insert the following new paragraph:

(3) strategies to minimize emissions from infrastructure; and

Amendment numbered 2, submitted by Mr. BURGESS:

Page 4, line 17, strike "and".

Page 4, line 18, redesignate paragraph (3) as paragraph (4).

Page 4, after line 17, insert the following new paragraph:

(3) issues with respect to increased volatile emissions or increased nitrogen oxide emissions; and

It was decided in the { Yeas ..... 242  
affirmative ..... } Nays ..... 185

¶20.8 [Roll No. 81]

AYES—242

Abercrombie	Bartlett (MD)	Boren
Ackerman	Bean	Boswell
Allen	Becerra	Boyd (FL)
Altmire	Berkley	Boyd (KS)
Andrews	Berman	Brady (PA)
Arcuri	Berry	Braley (IA)
Baca	Bishop (GA)	Brown, Corrine
Baird	Bishop (NY)	Butterfield
Baldwin	Blumenauer	Capps
Barrow	Bordallo	Capuano

Cardoza  
Carnahan  
Carney  
Carson  
Castle  
Castor  
Chandler  
Christensen  
Clarke  
Clay  
Cleaver  
Clyburn  
Cohen  
Conyers  
Cooper  
Costa  
Costello  
Courtney  
Cramer  
Crowley  
Cuellar  
Cummings  
Davis (AL)  
Davis (CA)  
Davis (IL)  
Davis, Lincoln  
Davis, Tom  
DeFazio  
DeGette  
DeLauro  
Dicks  
Dingell  
Doggett  
Donnelly  
Doyle  
Edwards  
Ellison  
Ellsworth  
Emanuel  
Engel  
Eshoo  
Etheridge  
Farr  
Fattah  
Filner  
Frank (MA)  
Giffords  
Gilchrest  
Gillibrand  
Gonzalez  
Gordon  
Green, Al  
Green, Gene  
Grijalva  
Gutierrez  
Hall (NY)  
Hare  
Harman  
Hastings (FL)  
Herseeth  
Higgins  
Hill  
Hinchey  
Hinojosa  
Hirono  
Hodes  
Holden  
Holt  
Honda  
Hooley  
Hoyer

Inslee  
Israel  
Jackson (IL)  
Jackson-Lee  
Jefferson  
Johnson (GA)  
Johnson, E. B.  
Jones (NC)  
Jones (OH)  
Kagen  
Kanjorski  
Kaptur  
Kennedy  
Kildee  
Kilpatrick  
Kind  
Kirk  
Klein (FL)  
Kucinich  
Lampson  
Langevin  
Lantos  
Larsen (WA)  
Larson (CT)  
Lee  
Levin  
Lewis (CA)  
Lewis (GA)  
Lipinski  
Loebsack  
Lofgren, Zoe  
Lowe  
Lynch  
Mahoney (FL)  
Maloney (NY)  
Markey  
Marshall  
Matheson  
Matsui  
McCarthy (NY)  
McCollum (MN)  
McDermott  
McGovern  
McHugh  
McIntyre  
McNerney  
McNulty  
Meehan  
Meek (FL)  
Meeks (NY)  
Melancon  
Michaud  
Miller (NC)  
Miller, George  
Mitchell  
Mollohan  
Moore (KS)  
Moore (WI)  
Moran (VA)  
Murphy (CT)  
Murphy, Patrick  
Murtha  
Nadler  
Napolitano  
Neal (MA)  
Norton  
Oberstar  
Obey  
Olver  
Ortiz  
Pallone

Pascrell  
Pastor  
Payne  
Perlmutter  
Peterson (MN)  
Pomeroy  
Price (NC)  
Rahall  
Ramstad  
Rangel  
Reyes  
Rodriguez  
Ross  
Roybal-Allard  
Ruppersberger  
Rush  
Salazar  
Sanchez, Linda  
T.  
Sanchez, Loretta  
Sarbanes  
Schakowsky  
Schiff  
Schwartz  
Scott (GA)  
Scott (VA)  
Serrano  
Sestak  
Shea  
Shea-Porter  
Sherman  
Shuler  
Sires  
Skelton  
Slaughter  
Smith (WA)  
Snyder  
Solis  
Space  
Spratt  
Stark  
Stupak  
Sutton  
Tanner  
Tauscher  
Taylor  
Thompson (CA)  
Thompson (MS)  
Tierney  
Towns  
Udall (CO)  
Udall (NM)  
Van Hollen  
Velazquez  
Visclosky  
Walsh (NY)  
Walz (MN)  
Wasserman  
Schultz  
Waters  
Watson  
Watt  
Waxman  
Weiner  
Welch (VT)  
Wexler  
Wilson (OH)  
Woolsey  
Wu  
Wynn  
Yarmuth

Hensarling  
Herger  
Hobson  
Hoekstra  
Hulshof  
Hunter  
Inglis (SC)  
Issa  
Jindal  
Johnson (IL)  
Johnson, Sam  
Jordan  
Keller  
King (IA)  
King (NY)  
Kingston  
Kline (MN)  
Knollenberg  
Kuhl (NY)  
LaHood  
Lamborn  
Latham  
LaTourette  
Lewis (KY)  
Linder  
LoBiondo  
Lucas  
Lungren, Daniel  
E.  
Mack  
Manzullo  
Marchant  
McCarthy (CA)  
McCaul (TX)  
McCotter  
McCrery  
McHenry

McKeon  
McMorris  
Rodgers  
Mica  
Miller (FL)  
Miller (MI)  
Miller, Gary  
Moran (KS)  
Murphy, Tim  
Musgrave  
Myrick  
Neugebauer  
Nunes  
Paul  
Pearce  
Pence  
Peterson (PA)  
Petri  
Pickering  
Pitts  
Platts  
Poe  
Porter  
Price (GA)  
Putnam  
Regula  
Rehberg  
Reichert  
Renzi  
Reynolds  
Rogers (AL)  
Rogers (KY)  
Rogers (MI)  
Rohrabacher  
Ros-Lehtinen  
Roskam  
Royce

Ryan (WI)  
Sali  
Saxton  
Schmidt  
Sensenbrenner  
Sessions  
Shadegg  
Shimkus  
Shuster  
Simpson  
Smith (NE)  
Smith (NJ)  
Smith (TX)  
Souder  
Stearns  
Sullivan  
Tancredo  
Terry  
Thornberry  
Tiahrt  
Tiberti  
Turner  
Upton  
Walberg  
Walden (OR)  
Wamp  
Weldon (FL)  
Weller  
Westmoreland  
Whitfield  
Wicker  
Wilson (NM)  
Wilson (SC)  
Wolf  
Young (AK)  
Young (FL)

Costello  
Courtney  
Cramer  
Crenshaw  
Crowley  
Cubin  
Cuellar  
Cummings  
Davis (AL)  
Davis (CA)  
Davis (IL)  
Davis (KY)  
Davis, David  
Davis, Lincoln  
Deal (GA)  
DeFazio  
DeGette  
DeLauro  
Dent  
Diaz-Balart, L.  
Diaz-Balart, M.  
Dicks  
Dingell  
Doggett  
Donnelly  
Doolittle  
Doyle  
Drake  
Dreier  
Duncan  
Edwards  
Ehlers  
Ellison  
Ellsworth  
Emanuel  
Emerson  
Engel  
English (PA)  
Eshoo  
Etheridge  
Everett  
Fallin  
Farr  
Fattah  
Feeney  
Ferguson  
Finer  
Flake  
Forbes  
Fortenberry  
Fortuño  
Fossella  
Foxy  
Frank (MA)  
Franks (AZ)  
Frelinghuysen  
E.  
Gallegly  
Garrett (NJ)  
Gerlach  
Giffords  
Gilchrest  
Gillibrand  
Gillmor  
Gingrey  
Gohmert  
Gonzalez  
Goode  
Goodlatte  
Gordon  
Granger  
Graves  
Green, Al  
Green, Gene  
Grijalva  
Gutierrez  
McHenry  
McHugh  
Hall (NY)  
Hall (TX)  
Hare  
Harman  
Hastings (FL)  
Hayes  
Heller  
Hensarling  
Herger  
Herseeth  
Higgins  
Hill  
Hinchey  
Hinojosa  
Hirono  
Hobson  
Hodes  
Hoekstra  
Holden  
Holt  
Honda  
Hooley  
Hoyer

Hulshof  
Hunter  
Inglis (SC)  
Inslee  
Israel  
Issa  
Jackson (IL)  
Jackson-Lee  
Jefferson  
Jindal  
Johnson (GA)  
Johnson (IL)  
Johnson, E. B.  
Johnson, Sam  
Jones (NC)  
Jones (OH)  
Jordan  
Kagen  
Kanjorski  
Kaptur  
Keller  
Kennedy  
Kildee  
Kilpatrick  
Kind  
King (IA)  
King (NY)  
Kingston  
Kirk  
Klein (FL)  
Kline (MN)  
Knollenberg  
Kucinich  
Kuhl (NY)  
LaHood  
Lamborn  
Lampson  
Langevin  
Lantos  
Larsen (WA)  
Larson (CT)  
Latham  
LaTourette  
Lee  
Levin  
Lewis (CA)  
Lewis (GA)  
Lewis (KY)  
Linder  
Lipinski  
LoBiondo  
Loebsack  
Lofgren, Zoe  
Lowe  
Lucas  
Lungren, Daniel  
E.  
Lynch  
Mack  
Mahoney (FL)  
Maloney (NY)  
Manzullo  
Marchant  
Markey  
Marshall  
Matheson  
Matsui  
McCarthy (CA)  
McCarthy (NY)  
McCaul (TX)  
McCollum (MN)  
McCotter  
McCrery  
McDermott  
McGovern  
McHenry  
McHugh  
McIntyre  
McKeon  
McMorris  
Rodgers  
McNerney  
McNulty  
Meehan  
Meek (FL)  
Meeks (NY)  
Melancon  
Mica  
Michaud  
Miller (FL)  
Miller (MI)  
Miller (NC)  
Miller, Gary  
Miller, George  
Mitchell  
Mollohan  
Moore (KS)  
Moore (WI)  
Moran (KS)

Moran (VA)  
Murphy (CT)  
Murphy, Patrick  
Murphy, Tim  
Murtha  
Musgrave  
Myrick  
Nadler  
Napolitano  
Neal (MA)  
Neugebauer  
Norton  
Nunes  
Oberstar  
Obey  
Olver  
Ortiz  
Pallone  
Pascrell  
Pastor  
Paul  
Payne  
Pearce  
Pence  
Perlmutter  
Peterson (MN)  
Peterson (PA)  
Petri  
Pickering  
Pitts  
Platts  
Poe  
Pomeroy  
Porter  
Price (GA)  
Price (NC)  
Putnam  
Rahall  
Ramstad  
Rangel  
Regula  
Rehberg  
Reichert  
Renzi  
Reyes  
Reynolds  
Rodriguez  
Rogers (AL)  
Rogers (KY)  
Rogers (MI)  
Rohrabacher  
Ros-Lehtinen  
Roskam  
Ross  
Roybal-Allard  
Royce  
Ruppersberger  
Rush  
Ryan (WI)  
Salazar  
Sali  
Sanchez, Linda  
T.  
Sanchez, Loretta  
Sarbanes  
Saxton  
Schakowsky  
Schiff  
Schmidt  
Scott (GA)  
Scott (VA)  
Sensenbrenner  
Serrano  
Sessions  
Sestak  
Shadegg  
Shays  
Shea  
Shea-Porter  
Sherman  
Shimkus  
Shuler  
Shuster  
Simpson  
Sires  
Skelton  
Slaughter  
Smith (NE)  
Smith (NJ)  
Smith (TX)  
Smith (WA)  
Snyder  
Solis  
Stark  
Stearns  
Stupak  
Sutton  
Tancredo

NOT VOTING—12

Barton (TX) Hastings (WA) Radanovich  
Boucher Millender Rothman  
Davis, Jo Ann McDonald Ryan (OH)  
Faleomavaega Norwood  
Hastert Pryce (OH)

So the amendment to the amendment was agreed to.

¶20.9 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment submitted by Mr. HASTINGS of Florida:

Page 3, line 23, insert “The Assistant Administrator is encouraged to utilize Land Grant Institutions, Historically Black Colleges and Universities, Hispanic Serving Institutions, and other minority-serving institutions among other resources to undertake research for this program.” after “point of final sale.”.

It was decided in the affirmative { Yeas ..... 424  
Nays ..... 0

¶20.10 [Roll No. 82]

AYES—424

Aderholt  
Akin  
Alexander  
Bachmann  
Bachus  
Cantor  
Baker  
Barrett (SC)  
Biggert  
Bilbray  
Bilirakis  
Bishop (UT)  
Blackburn  
Blunt  
Boehner  
Bonner  
Bono  
Boozman  
Boustany  
Brady (TX)  
Brown (SC)  
Brown (WA)  
Brown-Waite,  
Ginny  
Buchanan  
Burgess  
Burton (IN)  
Buyer

English (PA)  
Everett  
Fallin  
Feeney  
Ferguson  
Flake  
Forbes  
Fortenberry  
Fortuño  
Fossella  
Foxy  
Franks (AZ)  
Frelinghuysen  
Gallegly  
Garrett (NJ)  
Gerlach  
Gillmor  
Gingrey  
Gohmert  
Goode  
Goodlatte  
Granger  
Graves  
Hall (TX)  
Hayes  
Heller

Abercrombie  
Ackerman  
Aderholt  
Akin  
Alexander  
Allen  
Altmire  
Andrews  
Arcuri  
Baca  
Bachmann  
Bachus  
Baird  
Baker  
Baldwin  
Barrett (SC)  
Barrow  
Bartlett (MD)  
Barton (TX)  
Bean  
Beceerra  
Berkley  
Berman  
Berry  
Biggert  
Bilbray  
Bilirakis  
Bishop (GA)

Bishop (NY)  
Bishop (UT)  
Blackburn  
Blumenauber  
Blunt  
Boehner  
Bonner  
Bono  
Boozman  
Bordallo  
Boren  
Boswell  
Boustany  
Boyd (FL)  
Boyda (KS)  
Brady (PA)  
Brady (TX)  
Braley (IA)  
Brown (SC)  
Brown, Corrine  
Brown-Waite,  
Ginny  
Buchanan  
Burgess  
Burton (IN)  
Butterfield  
Buyer  
Calvert

Camp (MI)  
Campbell (CA)  
Cannon  
Cantor  
Capito  
Capps  
Capuano  
Cardoza  
Carnahan  
Carney  
Carson  
Carter  
Castle  
Castor  
Chabot  
Chandler  
Christensen  
Clarke  
Clay  
Cleaver  
Clyburn  
Coble  
Cohen  
Cole (OK)  
Conaway  
Conyers  
Cooper  
Costa

Green, Al  
Green, Gene  
Grijalva  
Gutierrez  
McHenry  
McHugh  
Hall (TX)  
Hare  
Harman  
Hastings (FL)  
Hayes  
Heller  
Hensarling  
Herger  
Herseeth  
Higgins  
Hill  
Hinchey  
Hinojosa  
Hirono  
Hobson  
Hodes  
Hoekstra  
Holden  
Holt  
Honda  
Hooley  
Hoyer

McCotter  
McCrery  
McDermott  
McGovern  
McHenry  
McHugh  
McIntyre  
McKeon  
McMorris  
Rodgers  
McNerney  
McNulty  
Meehan  
Meek (FL)  
Meeks (NY)  
Melancon  
Mica  
Michaud  
Miller (FL)  
Miller (MI)  
Miller (NC)  
Miller, Gary  
Miller, George  
Mitchell  
Mollohan  
Moore (KS)  
Moore (WI)  
Moran (KS)

McCotter  
McCrery  
McDermott  
McGovern  
McHenry  
McHugh  
McIntyre  
McKeon  
McMorris  
Rodgers  
McNerney  
McNulty  
Meehan  
Meek (FL)  
Meeks (NY)  
Melancon  
Mica  
Michaud  
Miller (FL)  
Miller (MI)  
Miller (NC)  
Miller, Gary  
Miller, George  
Mitchell  
Mollohan  
Moore (KS)  
Moore (WI)  
Moran (KS)

Tanner Visclosky Westmoreland
Tauscher Walberg Wexler
Taylor Walden (OR) Whitfield
Terry Walsh (NY) Wicker
Thompson (CA) Walz (MN) Wilson (NM)
Thompson (MS) Wamp Wilson (OH)
Thornberry Wasserman Wilson (SC)
Tiahrt Schultz Wolf
Tiberi Waters Woolsey
Tierney Watson Wu
Towns Watt Wynn
Turner Waxman Yarmuth
Udall (CO) Weiner Young (AK)
Udall (NM) Welch (VT) Young (FL)
Upton Weldon (FL)
Van Hollen Weller

NOT VOTING—15

Boucher Millender Ryan (OH)
Culberson McDonald Space
Davis, Jo Ann Norwood Sullivan
Faleomavaega Pryce (OH) Velázquez
Hastert Radanovich
Hastings (WA) Rothman

So the amendment was agreed to.

¶20.11 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment submitted by Mr. WELLER of Illinois:

Page 4, line 17, strike "and".
Page 4, line 18, redesignate paragraph (3) as paragraph (4).
Page 4, after line 17, insert the following new paragraph:
(3) issues with respect to certification by a nationally recognized laboratory of components for fuel dispensing devices that specifically reference compatibility with alcohol blended and other biofuels that contain greater than 15 percent alcohol; and

It was decided in the { Yeas ..... 424
affirmative ..... } Nays ..... 0

¶20.12 [Roll No. 83]
AYES—424

Abercrombie Brown (SC) Cummings
Ackerman Brown, Corrine Davis (AL)
Aderholt Brown-Waite, Davis (CA)
Akin Ginny Davis (IL)
Alexander Buchanan Davis (KY)
Allen Burgess Davis, David
Altmire Burton (IN) Davis, Lincoln
Andrews Butterfield Davis, Tom
Arcuri Buyer Deal (GA)
Baca Calvert DeFazio
Bachmann Camp (MI) DeGette
Bachus Campbell (CA) Delahunt
Baird Cannon DeLauro
Baker Cantor Dent
Baldwin Capito Diaz-Balart, L.
Barrett (SC) Capps Diaz-Balart, M.
Barrow Capuano Dicks
Bartlett (MD) Cardoza Dingell
Barton (TX) Carnahan Doggett
Bean Carney Donnelly
Becerra Carson Doolittle
Berkley Carter Doyle
Berman Castle Drake
Berry Castor Dreier
Biggart Chabot Duncan
Bilbray Chandler Edwards
Bilirakis Christensen Ehlers
Bishop (GA) Clarke Ellison
Bishop (NY) Clay Ellsworth
Bishop (UT) Cleaver Emanuel
Blackburn Clyburn Emerson
Blumenauer Coble Engel
Blunt Cohen English (PA)
Boehner Cole (OK) Eshoo
Bonner Conaway Etheridge
Bono Conyers Everett
Boozman Cooper Fallin
Bordallo Costa Farr
Boren Costello Fattah
Boswell Courtney Feeney
Boustany Cramer Ferguson
Boyd (FL) Crenshaw Filner
Boyd (KS) Crowley Flake
Brady (PA) Cubin Forbes
Brady (TX) Cuellar Fortenberry
Braley (IA) Culberson Fortuño

Fossella Lofgren, Zoe Roskam
Foxy Lowey Ross
Frank (MA) Lucas Roybal-Allard
Franks (AZ) Lungren, Daniel Royce
Frelinghuysen E. Ruppertsberger
Gallegly Lynch Ryan (WI)
Garrett (NJ) Mack Salazar
Gerlach Mahoney (FL) Sali
Giffords Maloney (NY) Sánchez, Linda
Gilchrest Manzullo T.
Gillibrand Marchant Sanchez, Loretta
Gillmor Markey Sarbanes
Gingrey Marshall Saxton
Gohmert Matheson Schakowsky
Gonzalez Matsui Schiff
Goode McCarthy (CA) Schmidt
Goodlatte McCarthy (NY) Schwartz
Gordon McCaul (TX) Scott (GA)
Granger McCollum (MN) Scott (VA)
Graves McCotter Sensenbrenner
Green, Al McCreery Sessions
Green, Gene McDermott Serrano
Grijalva McGovern Sessions
Gutierrez McHenry Sestak
Hall (NY) McHugh Shadegg
Hall (TX) McIntyre Shays
Hare McKeon Shea-Porter
Harman McMorris Sherman
Hastings (FL) Rodgers Shimkus
Hayes McNeerney Shuster
Heller McNulty Simpson
Hensarling Meehan Sires
Herger Meek (FL) Skelton
Herseth Meeks (NY) Slaughter
Higgins Melancon Smith (NE)
Hill Mica Smith (NJ)
Hinchey Michaud Smith (TX)
Hinojosa Miller (FL) Smith (WA)
Hirono Miller (MI) Snyder
Hobson Miller (NC) Solis
Hodes Miller, Gary Souder
Hoekstra Miller, George Space
Holden Mitchell Spratt
Holt Moore (KS) Stark
Honda Moore (WI) Stearns
Hooley Moran (KS) Stupak
Hoyer Moran (VA) Sullivan
Hulshof Murphy (CT) Sutton
Inglis (SC) Murphy, Patrick
Inslee Tancredo
Israel Murtha Tanner
Issa Musgrave Tauscher
Jackson (IL) Myrick Taylor
Jackson-Lee Nadler Terry
(TX) Napolitano Thompson (CA)
Jefferson Neal (MA) Thompson (MS)
Jindal Neugebauer Thornberry
Johnson (GA) Norton Tiahrt
Johnson (IL) Nunes Tierney
Johnson, E. B. Oberstar Towns
Johnson, Sam Obey Turner
Jones (NC) Olver Udall (CO)
Jones (OH) Ortiz Udall (NM)
Jordan Pallone Udall (NM)
Kagen Pascrell Upton
Kantor Pastor Van Hollen
Kanjorski Paul Velázquez
Kaptur Payne Visclosky
Keller Pearce Walberg
Kennedy Pence Walden (OR)
Kildee Perlmutter Walsh (NY)
Kilpatrick Kind Peterson (MN)
King (IA) King (IA) Peterson (PA)
King (NY) King (NY) Petri
Kingston Pickering
Kirk Pitts
Klein (FL) Platts
Kline (MN) Poe
Knollenberg Pomeroy
Kucinich Porter
Kuhl (NY) Price (GA)
LaHood Price (NC)
Lamborn Putnam
Lampson Rahall
Langevin Ramstad
Lantosh Rangel
Larsen (WA) Regula
Larson (CT) Rehberg
Latham Reichert
Lee Renzi
Levin Reyes
Lewis (CA) Reynolds
Lewis (GA) Rodriguez
Lewis (KY) Rogers (AL)
Linder Rogers (KY)
Lipinski Rogers (MI)
LoBiondo Rohrabacher
Loeb sack Ros-Lehtinen

NOT VOTING—15

Boucher LaTourette Radanovich
Davis, Jo Ann Millender Rothman
Faleomavaega McDonald Rush
Hastert Molohan Ryan (OH)
Hastings (WA) Norwood
Hunter Pryce (OH)

So the amendment was agreed to.

¶20.13 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment submitted by Mr. DENT:

Page 2, line 12, insert "including hydrogen" after "biofuels".
Page 3, line 8, strike "and".
Page 3, line 12, strike the period and insert "; and".
Page 3, after line 12, insert the following new paragraph:

(7) fuel distributors and retailers may transform their business by dispensing hydrogen, reformed on site from various feedstocks, or delivered by pipeline or tube trucks, resulting in new storage, handling, and equipment challenges.

Page 4, line 17, strike "and".
Page 4, line 18, redesignate paragraph (3) as paragraph (4).

Page 4, after line 17, insert the following new paragraph:

(3) challenges for design, reforming, storage, handling, and dispensing hydrogen fuel from various feedstocks, including biomass, from neighborhood fueling stations, including codes and standards development necessary beyond that carried out under section 809 of the Energy Policy Act of 2005 (42 U.S.C. 16158); and

It was decided in the { Yeas ..... 226
affirmative ..... } Nays ..... 201

¶20.14 [Roll No. 84]
AYES—226

Abercrombie Crenshaw Hayes
Aderholt Cubin Heller
Akin Cuellar Hensarling
Alexander Culberson Herger
Altmire Davis (KY) Herseth
Bachmann Davis, David Hill
Bachus Davis, Tom Hobson
Baker Deal (GA) Hoekstra
Barrett (SC) DeFazio Holden
Bartlett (MD) Dent Hulshof
Barton (TX) Diaz-Balart, L. Hunter
Berkley Diaz-Balart, M. Inglis (SC)
Biggart Dicks Issa
Bilbray Doolittle Jindal
Bilirakis Doyle Johnson (IL)
Bishop (GA) Drake Johnson, Sam
Blunt Dreier Jones (NC)
Boehner Duncan Jordan
Bonner Ehlers Kanjorski
Bono Emerson Keller
Boozman English (PA) King (IA)
Boustany Everett King (NY)
Brady (TX) Fallin Kingston
Braley (IA) Feeney Kirk
Brown (SC) Ferguson Klein (FL)
Bilbray Forbes Kline (MN)
Bilirakis Fortenberry Knollenberg
Bishop (GA) Fortuño Kuhl (NY)
Burgess Fossella LaHood
Burton (IN) Foyx Lamborn
Buyer Franks (AZ) Langevin
Calvert Frelinghuysen Latham
Camp (MI) Gallegly LaTourette
Campbell (CA) Garrett (NJ) Lewis (CA)
Cannon Gerlach Lewis (KY)
Cantor Gilchrest Linder
Capito Gillmor LoBiondo
Carnahan Gingrey Lungren, Daniel
Gohmert Carney E.
Carter Goode Mack
Castle Goodlatte Manzullo
Chabot Granger Marchant
Coble Graves Marshall
Cole (OK) Hall (NY) McCarthy (CA)
Costa Hall (TX) McCaul (TX)
Costello Hare McCotter

McCrery  
 McHenry  
 McHugh  
 McKeon  
 McMorris  
 Rodgers  
 Mica  
 Michaud  
 Miller (FL)  
 Miller (MI)  
 Miller, Gary  
 Mollohan  
 Moore (KS)  
 Murphy, Patrick  
 Murphy, Tim  
 Murtha  
 Musgrave  
 Myrick  
 Neugebauer  
 Nunes  
 Oberstar  
 Paul  
 Pearce  
 Pence  
 Peterson (PA)  
 Petri  
 Pickering  
 Pitts  
 Platts  
 Poe  
 Pomeroy

NOES—201

Ackerman  
 Allen  
 Andrews  
 Arcuri  
 Baca  
 Baird  
 Baldwin  
 Barrow  
 Bean  
 Becerra  
 Berman  
 Berry  
 Bishop (NY)  
 Blackburn  
 Blumenauer  
 Bordallo  
 Boren  
 Boswell  
 Boyd (FL)  
 Boyda (KS)  
 Brady (PA)  
 Brown, Corrine  
 Butterfield  
 Capps  
 Capuano  
 Cardoza  
 Carson  
 Castor  
 Chandler  
 Christensen  
 Clarke  
 Clay  
 Cleaver  
 Clyburn  
 Cohen  
 Conaway  
 Conyers  
 Cooper  
 Courtney  
 Cramer  
 Crowley  
 Cummings  
 Davis (AL)  
 Davis (CA)  
 Davis (IL)  
 Davis, Lincoln  
 DeGette  
 Delahunt  
 DeLauro  
 Dingell  
 Doggett  
 Donnelly  
 Edwards  
 Ellison  
 Ellsworth  
 Emanuel  
 Engel  
 Eshoo  
 Etheridge  
 Farr  
 Fattah  
 Filner  
 Flake  
 Frank (MA)  
 Giffords  
 Gillibrand  
 Gonzalez

Porter  
 Price (GA)  
 Putnam  
 Rahall  
 Ramstad  
 Regula  
 Rehberg  
 Reichert  
 Renzi  
 Reynolds  
 Rogers (AL)  
 Rogers (KY)  
 Rogers (MI)  
 Rohrabacher  
 Ros-Lehtinen  
 Roskam  
 Royce  
 Ryan (WI)  
 Sali  
 Saxton  
 Schmidt  
 Schwartz  
 Sensenbrenner  
 Sessions  
 Sestak  
 Shays  
 Shimkus  
 Shuster  
 Simpson  
 Smith (NE)  
 Smith (NJ)

Gordon  
 Green, Al  
 Green, Gene  
 Grijalva  
 Gutierrez  
 Harman  
 Hastings (FL)  
 Higgins  
 Hinchey  
 Hinojosa  
 Hirono  
 Hodes  
 Holt  
 Honda  
 Hooley  
 Hoyer  
 Insole  
 Israel  
 Jackson (IL)  
 Jackson-Lee  
 (TX)  
 Jefferson  
 Johnson (GA)  
 Johnson, E. B.  
 Jones (OH)  
 Kagen  
 Kaptur  
 Kennedy  
 Kildee  
 Kilpatrick  
 Kind  
 Kucinich  
 Lampson  
 Clyburn  
 Lantos  
 Larsen (WA)  
 Larson (CT)  
 Lee  
 Levin  
 Lewis (GA)  
 Lipinski  
 Loeb sack  
 Lofgren, Zoe  
 Loney  
 Lucas  
 Lynch  
 Mahoney (FL)  
 Maloney (NY)  
 Markey  
 Matheson  
 Matsui  
 McCarthy (NY)  
 McCollum (MN)  
 McDermott  
 McGovern  
 McIntyre  
 McNeerney  
 McNulty  
 Meehan  
 Meek (FL)  
 Meeks (NY)  
 Melancon  
 Miller (NC)  
 Miller, George  
 Mitchell  
 Moore (WI)  
 Moran (KS)  
 Moran (VA)

Smith (TX)  
 Souder  
 Stark  
 Stearns  
 Stupak  
 Sullivan  
 Tancredo  
 Terry  
 Thornberry  
 Tiahrt  
 Tiberi  
 Turner  
 Udall (NM)  
 Upton  
 Van Hollen  
 Walberg  
 Walden (OR)  
 Walsh (NY)  
 Wamp  
 Watt  
 Weldon (FL)  
 Weller  
 Westmoreland  
 Wicker  
 Wilson (NM)  
 Wilson (SC)  
 Wolf  
 Wu  
 Young (AK)

Whitfield  
 Wilson (OH)  
 Woolsey  
 Wynn  
 Yarmuth  
 Young (FL)

NOT VOTING—12

So the amendment was agreed to.

20.15 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment numbered 1, submitted by Mr. ROGERS of Michigan:

Page 4, line 17, strike "and".  
 Page 4, line 18, redesignate paragraph (3) as paragraph (4).

Page 4, after line 17, insert the following new paragraph:

(3) issues with respect to where in the fuel supply chain additives optimally should be added to fuels; and

It was decided in the affirmative { Yeas ..... 419 Nays ..... 6

20.16 [Roll No. 85] AYES—419

Abercrombie  
 Ackerman  
 Aderholt  
 Akin  
 Alexander  
 Allen  
 Altmire  
 Andrews  
 Arcuri  
 Baca  
 Bachmann  
 Bachus  
 Baird  
 Baker  
 Baldwin  
 Baldrick (SC)  
 Barrow  
 Bartlett (MD)  
 Barton (TX)  
 Bean  
 Becerra  
 Berkeley  
 Berman  
 Berry  
 Biggert  
 Bilbray  
 Bilirakis  
 Bishop (GA)  
 Bishop (NY)  
 Bishop (UT)  
 Blumenauer  
 Blunt  
 Boehner  
 Bonner  
 Bono  
 Boozman  
 Bordallo  
 Boren  
 Boswell  
 Boustany  
 Boyd (FL)  
 Boyda (KS)  
 Brady (PA)  
 Brady (TX)  
 Braley (IA)  
 Brown (SC)  
 Brown, Corrine  
 Brown-Waite,  
 Ginny  
 Buchanan  
 Burgess  
 Burton (IN)  
 Butterfield  
 Buyer  
 Calvert  
 Camp (MI)  
 Campbell (CA)  
 Cannon  
 Cantor  
 Capito  
 Capps  
 Capuano  
 Cardoza  
 Carnahan

Johnson (GA)  
 Johnson (IL)  
 Johnson, E. B.  
 Johnson, Sam  
 Jones (NC)  
 Jones (OH)  
 Jordan  
 Kagen  
 Kanjorski  
 Kaptur  
 Keller  
 Kennedy  
 Kildee  
 Kilpatrick  
 Kind  
 King (IA)  
 King (NY)  
 Kingston  
 Kirk  
 Klein (FL)  
 Kline (MN)  
 Knollenberg  
 Kucinich  
 Kuhl (NY)  
 LaHood  
 Lamborn  
 Lampson  
 Langevin  
 Lantos  
 Larsen (WA)  
 Larson (CT)  
 Latham  
 LaTourette  
 Lee  
 Levin  
 Lewis (CA)  
 Lewis (GA)  
 Lewis (KY)  
 Linder  
 Lipinski  
 LoBiondo  
 Loeb sack  
 Lofgren, Zoe  
 Lowey  
 Lucas  
 Lungren, Daniel  
 E.  
 Lynch  
 Mack  
 Mahoney (FL)  
 Maloney (NY)  
 Manzullo  
 Marchant  
 Markey  
 Marshall  
 Matheson  
 Matsui  
 McCarthy (CA)  
 McCarthy (NY)  
 McCaul (TX)  
 McCollum (MN)  
 McCotter  
 McCrery  
 McDermott  
 McGovern  
 McHenry  
 McHugh  
 McIntyre  
 McKeon  
 McMorris  
 Rodgers  
 McNeerney  
 McNulty  
 Meehan  
 Meek (FL)  
 Meeks (NY)  
 Melancon  
 Mica

NOES—6

Blackburn  
 Feeney

NOT VOTING—14

Boucher  
 Davis, Jo Ann  
 Faleomavaega  
 Hastert  
 Hastings (WA)  
 Hensarling

So the amendment was agreed to.

20.17 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment submitted by Mr. CANTOR:

At the end of the bill, insert the following new section:

SEC. 7. ADDITIONAL FINDING.

The Congress also finds that in order to lessen United States dependence on foreign sources of petroleum, and decrease demand for petroleum in aircraft, such as passenger planes with 42 business class seats capable of transcontinental flights, the Nation must diversify its fuel supply for aircraft to include domestically produced alternative fuels.

It was decided in the { Yeas ..... 422 affirmative ..... } { Nays ..... 3

20.18 [Roll No. 86]

AYES—422

- Abercrombie Conaway Gutierrez
Ackerman Conyers Hall (NY)
Aderholt Cooper Hall (TX)
Akin Costa Hare
Alexander Costello Harman
Allen Courtney Hastings (FL)
Altmire Cramer Hayes
Andrews Crenshaw Heller
Arcuri Crowley Hensarling
Baca Cubin Herger
Bachmann Cuellar Herseth
Bachus Culberson Higgins
Baird Cummings Hill
Baker Davis (AL) Hinchey
Baldwin Davis (CA) Hinojosa
Barrett (SC) Davis (IL) Hirono
Barrow Davis (KY) Hobson
Bartlett (MD) Davis, David Hodes
Barton (TX) Davis, Lincoln Hoekstra
Bean Davis, Tom Holden
Becerra Deal (GA) Holt
Berkley DeFazio Honda
Berman DeGette Hooley
Berry Delahunt Hoyer
Biggert DeLauro Hulshof
Bilbray Dent Hunter
Bilirakis Diaz-Balart, L. Inglis (SC)
Bishop (GA) Diaz-Balart, M. Inslee
Bishop (NY) Dicks Israel
Bishop (UT) Dingell Issa
Blackburn Doggett Jackson (IL)
Blumenauer Donnelly Jackson-Lee
Blunt Doolittle (TX)
Boehner Doyle Jefferson
Bonner Drake Jindal
Bono Dreier Johnson (GA)
Boozman Duncan Johnson (IL)
Bordallo Edwards Johnson, E. B.
Boren Ehlers Johnson, Sam
Boswell Ellison Jones (NC)
Boustany Ellsworth Jordan
Boyd (FL) Emanuel Kagen
Boyd (KS) Emerson Kanjorski
Brady (PA) Engel Kaptur
Brady (TX) English (PA) Keller
Braley (IA) Eshoo Kennedy
Brown (SC) Etheridge Kildee
Brown, Corrine Everrett Kilpatrick
Brown-Waite, Fallin Kind
Ginny Farr King (IA)
Buchanan Fattah King (NY)
Burgess Feeney Kingston
Burton (IN) Ferguson Kirk
Butterfield Filner Klein (FL)
Buyer Forbes Kline (MN)
Calvert Fortenberry Knollenberg
Camp (MI) Fortuño Kucinich
Campbell (CA) Fossella Kuhl (NY)
Cannon Foxx Lamborn
Cantor Frank (MA) Lampson
Capito Franks (AZ) Langevin
Capps Frelinghuysen Lantos
Capuano Gallegly Larsen (WA)
Cardoza Garrett (NJ) Latham
Carnahan Gerlach LaTourette
Carney Giffords Lee
Carson Gilchrist Levin
Carter Gillibrand Lewis (CA)
Castle Gillmor Lewis (GA)
Castor Gingrey Lewis (KY)
Chabot Gohmert Linder
Chandler Gonzalez Lipinski
Christensen Goode LoBiondo
Clarke Goodlatte Loeb sack
Clay Gordon Lofgren, Zoe
Cleaver Granger Lowey
Clyburn Graves Lucas
Coble Green, Al Lungren, Daniel
Cohen Green, Gene E.
Cole (OK) Grijalva Lynch

- Mack
Mahoney (FL)
Maloney (NY)
Manzullo
Marchant
Markey
Marshall
Matheson
Matsui
McCarthy (CA)
McCarthy (NY)
McCaul (TX)
McCollum (MN)
McCotter
McCrery
McDermott
McGovern
McHenry
McHugh
McIntyre
McKeon
McMorris
Rodgers
McNerney
McNulty
Meehan
Meek (FL)
Meeks (NY)
Melancon
Mica
Michaud
Miller (FL)
Miller (MI)
Miller (NC)
Miller, Gary
Mitchell
Mollohan
Moore (KS)
Moore (WI)
Moran (KS)
Moran (VA)
Murphy (CT)
Murphy, Patrick
Murphy, Tim
Murtha
Musgrave
Myrick
Nadler
Neapolitano
Neal (MA)
Neugebauer
Norton
Nunes
Oberstar
Obey
Oliver
Ortiz
Pallone
Pascrell
Pastor
Payne
Pearce
Pence
Perlmutter
Peterson (MN)
Peterson (PA)
Petri
Pickering
Pitts
Platts
Souder
Poe
Pomeroy
Porter
Price (GA)
Price (NC)
Putnam
Rahall
Ramstad
Rangel
Regula
Rehberg
Reichert
Renzi
Reyes
Reynolds
Rodriguez
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrabacher
Ros-Lehtinen
Roskam
Ross
Roybal-Allard
Royce
Ruppersberger
Rush
Ryan (WI)
Salazar
Sali
Sanchez, Linda T.
Sanchez, Loretta
Sarbanes
Saxton
Schakowsky
Schiff
Schmidt
Schwartz
Scott (GA)
Scott (VA)
Sensenbrenner
Serrano
Sessions
Sestak
Shadegg
Shays
Shea-Porter
Sherman
Shimkus
Shuler
Shuster
Simpson
Sires
Skelton

NOES—3

- Flake LaHood Paul
Boucher Jones (OH) Pryce (OH)
Davis, Jo Ann Larson (CT) Radanovich
Faleomavaega Millender-Rothman
Hastert McDonald Ryan (OH)
Hastings (WA) Norwood Whitfield

So the amendment was agreed to. The SPEAKER pro tempore, Mrs. TAUSCHER, assumed the Chair.

When Mr. TIERNEY, Acting Chairman, pursuant to House Resolution 133, reported the bill back to the House with an amendment adopted by the Committee.

The previous question having been ordered by said resolution.

Mr. WESTMORELAND demanded a separate vote on each of the following amendments: the amendment by Mr. HASTINGS of Florida; the amendment by Mr. WELLER of Illinois; the amendment numbered 1, by Mr. ROGERS of Michigan; and the amendment by Mr. CANTOR.

The question being put, viva voce, Will the House agree to the following amendment (HASTINGS of Florida,

amendment), on which a separate vote had been demanded?

Page 3, line 23, insert "The Assistant Administrator is encouraged to utilize Land Grant Institutions, Historically Black Colleges and Universities, Hispanic Serving Institutions, and other minority-serving institutions among other resources to undertake research for this program." after "point of final sale."

The SPEAKER pro tempore, Mrs. TAUSCHER, announced that the yeas had it.

Mr. WESTMORELAND demanded a recorded vote on agreeing to said amendment, which demand was supported by one-fifth of a quorum, so a recorded vote was ordered.

The vote was taken by electronic device.

It was decided in the { Yeas ..... 417 affirmative ..... } { Nays ..... 0

20.19 [Roll No. 87]

AYES—417

- Abercrombie Castor Frelinghuysen
Ackerman Chabot Gallegly
Aderholt Chandler Garrett (NJ)
Akin Clarke Gerlach
Alexander Clay Giffords
Allen Cleaver Gilchrist
Altmire Clyburn Gillibrand
Andrews Coble Gillmor
Arcuri Cohen Gingrey
Baca Cole (OK) Gohmert
Bachmann Conaway Gonzalez
Bachus Conyers Goode
Baird Cooper Goodlatte
Baker Costa Gordon
Baldwin Costello Granger
Barrett (SC) Courtney Graves
Barrow Cramer Green, Al
Bartlett (MD) Crenshaw Green, Gene
Barton (TX) Crowley Grijalva
Bean Cubin Gutierrez
Becerra Cuellar Hall (NY)
Berkley Culberson Hall (TX)
Berman Cummings Hare
Berry Davis (AL) Harman
Biggert Davis (CA) Hastings (FL)
Bilbray Davis (IL) Hayes
Bilirakis Davis (KY) Heller
Bishop (GA) Davis, David Hensarling
Bishop (NY) Davis, Lincoln Herger
Bishop (UT) Davis, Tom Herseth
Blackburn Deal (GA) Higgins
Blumenauer Delahunt Hill
Blunt DeLauro Hinchey
Boehner Dent Hinojosa
Bonner Diaz-Balart, L. Hirono
Bono Diaz-Balart, M. Hobson
Boozman Dicks Hodes
Boren Dingell Hoekstra
Boswell Doggett Holden
Boustany Donnelly Holt
Boustany Donnelly Honda
Boyd (FL) Doyle Hooley
Boyd (KS) Drake Hoyer
Brady (PA) Dreier Hulshof
Brady (TX) Duncan Hunter
Braley (IA) Edwards Inglis (SC)
Brown (SC) Ehlers Inslee
Brown, Corrine Ellison Israel
Brown-Waite, Ellsworth Issa
Ginny Emanuel Jackson (IL)
Buchanan Emanuel Jackson-Lee
Burgess Engel
Burton (IN) English (PA) (TX)
Butterfield Eshoo Jefferson
Buyer Etheridge Jindal
Brown, Corrine Everrett Johnson (GA)
Brown-Waite, Fallin Johnson (IL)
Ginny Farr Johnson, E. B.
Buchanan Fattah Johnson, Sam
Burgess Feeney Jones (NC)
Burton (IN) Ferguson Jones (OH)
Butterfield Filner Jordan
Buyer Forbes Kagen
Calvert Fortenberry Kanjorski
Camp (MI) Fortuño Kaptur
Campbell (CA) Fossella Keller
Cannon Foxx Kennedy
Cantor Frank (MA) Kildee
Capito Franks (AZ) Lungren, Daniel
Capps Flake Kucinich
Capuano Forbes Kanjorski
Cardoza Fortenberry Kaptur
Carnahan Fortenberry Kaptur
Carney Fossella Keller
Carson Foxx Kennedy
Carter Frank (MA) Kildee
Castle Franks (AZ) Kilpatrick



Kind  
King (IA)  
King (NY)  
Kingston  
Kirk  
Klein (FL)  
Kline (MN)  
Knollenberg  
Kucinich  
Kuhl (NY)  
LaHood  
Lamborn  
Lampson  
Langevin  
Lantos  
Larsen (WA)  
Larson (CT)  
Latham  
LaTourette  
Lee  
Levin  
Lewis (CA)  
Lewis (GA)  
Lewis (KY)  
Linder  
Lipinski  
LoBiondo  
Loeb sack  
Lofgren, Zoe  
Lowey  
Lucas  
Lungren, Daniel E.  
Lynch  
Mack  
Mahoney (FL)  
Maloney (NY)  
Manzullo  
Marchant  
Markey  
Marshall  
Matsui  
McCarthy (CA)  
McCarthy (NY)  
McCaul (TX)  
McCollum (MN)  
McCotter  
McCrery  
McGovern  
McHenry  
McHugh  
McIntyre  
McKeon  
McMorris  
Rodgers  
McNerney  
McNulty  
Meehan  
Meek (FL)  
Meeks (NY)  
Melancon  
Mica  
Michaud  
Miller (FL)  
Miller (MI)  
Miller (NC)  
Miller, Gary  
Miller, George  
Mitchell  
Mollohan  
Moore (KS)  
Moore (WI)  
Moran (KS)

Moran (VA)  
Murphy (CT)  
Murphy, Patrick  
Murphy, Tim  
Murtha  
Musgrave  
Myrick  
Nadler  
Napolitano  
Neal (MA)  
Neugebauer  
Nunes  
Oberstar  
Obey  
Olver  
Ortiz  
Pallone  
Pascarell  
Pastor  
Paul  
Payne  
Pearce  
Pence  
Perlmutter  
Peterson (MN)  
Peterson (PA)  
Petri  
Pickering  
Pitts  
Platts  
Poe  
Pomeroy  
Porter  
Price (GA)  
Price (NC)  
Putnam  
Rahall  
Ramstad  
Rangel  
Regula  
Rehberg  
Reichert  
Renzi  
Reyes  
Reynolds  
Rodriguez  
Rogers (AL)  
Rogers (KY)  
Rogers (MI)  
Rohrabacher  
Ros-Lehtinen  
Roskam  
Roybal-Allard  
Royce  
Ruppersberger  
Rush  
Ryan (WI)  
Salazar  
Sali  
Sanchez, Linda T.  
Sanchez, Loretta  
Sarbanes  
Saxton  
Schakowsky  
Schiff  
Schmidt  
Scott (GA)  
Scott (VA)  
Sensenbrenner  
Serrano

Sessions  
Sestak  
Shadegg  
Shays  
Shea-Porter  
Sherman  
Shimkus  
Shuler  
Shuster  
Simpson  
Sires  
Skelton  
Slaughter  
Smith (NE)  
Smith (TX)  
Snyder  
Solis  
Souder  
Space  
Spratt  
Stark  
Stearns  
Stupak  
Sullivan  
Sutton  
Tancredo  
Tanner  
Tauscher  
Taylor  
Terry  
Thompson (CA)  
Thompson (MS)  
Thornberry  
Tiahrt  
Tiberi  
Tierney  
Towns  
Turner  
Udall (CO)  
Udall (NM)  
Upton  
Van Hollen  
Velázquez  
Visclosky  
Walberg  
Walden (OR)  
Walsh (NY)  
Walz (MN)  
Wamp  
Wasserman  
Schultz  
Waters  
Watson  
Watt  
Waxman  
Weiner  
Welch (VT)  
Weldon (FL)  
Weller  
Westmoreland  
Wexler  
Whitfield  
Wicker  
Wilson (NH)  
Wilson (OH)  
Wilson (SC)  
Wolf  
Woolsey  
Wu  
Wynn  
Yarmuth  
Young (AK)  
Young (FL)

The SPEAKER pro tempore, Mrs. TAUSCHER, announced that the yeas had it.

Mr. WESTMORELAND demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The vote was taken by electronic device.

It was decided in the affirmative { Yeas ..... 354 Nays ..... 58

120.20 [Roll No. 88] YEAS—354

Aderholt  
Akin  
Alexander  
Allen  
Altmire  
Andrews  
Arcuri  
Baca  
Bachmann  
Bachus  
Baker  
Baldwin  
Barrett (SC)  
Barrow  
Bartlett (MD)  
Barton (TX)  
Bean  
Becerra  
Berkley  
Berman  
Berry  
Biggert  
Bilbray  
Bilirakis  
Bishop (GA)  
Bishop (NY)  
Bishop (UT)  
Blumenauer  
Blunt  
Boehner  
Bonner  
Bono  
Boozman  
Boren  
Boswell  
Boustany  
Boyd (FL)  
Boyd (KS)  
Brady (PA)  
Braley (IA)  
Brown (SC)  
Brown-Waite,  
Ginny  
Buchanan  
Burgess  
Burton (IN)  
Butterfield  
Buyer  
Camp (MI)  
Campbell (CA)  
Cannon  
Cantor  
Capito  
Capuano  
Cardoza  
Carnahan  
Carney  
Carson  
Carter  
Castle  
Chabot  
Chandler  
Clarke  
Clay  
Cleaver  
Coble  
Cohen  
Cole (OK)  
Conaway  
Cooper  
Costa  
Costello  
Courtney  
Cramer  
Crenshaw  
Cubin  
Cuellar  
Culberson  
Cummings  
Davis (AL)  
Davis (CA)

Neugebauer  
Nunes  
Oberstar  
Obey  
Olver  
Ortiz  
Pallone  
Pascarell  
Pastor  
Payne  
Pearce  
Pence  
Perlmutter  
Peterson (MN)  
Peterson (PA)  
Petri  
Pickering  
Pitts  
Platts  
Poe  
Pomeroy  
Porter  
Price (GA)  
Price (NC)  
Putnam  
Rahall  
Ramstad  
Rangel  
Regula  
Rehberg  
Reichert  
Renzi  
Reyes  
Reynolds  
Rodriguez  
Rogers (AL)  
Rogers (KY)  
Rogers (MI)  
Rohrabacher

NAYS—58

Abercrombie  
Ackerman  
Baird  
Blackburn  
Brown, Corrine  
Capps  
Castor  
Clyburn  
Conyers  
Crowley  
Doyle  
Emanuel  
Farr  
Feehey  
Filner  
Flake  
Frank (MA)  
Giffords  
Gonzalez  
Green, Gene  
Hall (NY)  
Harman  
Higgins  
Hinchee  
Hirono  
Honda  
Inslee  
Jones (OH)  
Larsen (WA)  
Larson (CT)  
Lee  
Maloney (NY)  
Markey  
Matsui  
McNerney  
Meek (FL)  
Miller (NC)  
Miller, George  
Murphy (CT)  
Neal (MA)  
Roybal-Allard  
Royce  
Sali  
Sarbanes  
Serrano  
Slaughter  
Solis  
Stark  
Sutton  
Taylor  
Thompson (MS)  
Udall (CO)  
Velázquez  
Wasserman  
Schultz  
Watson  
Watt  
Welch (VT)  
Wexler

NOT VOTING—22

Boucher  
Brady (TX)  
Calvert  
Davis, Jo Ann  
DeFazio  
DeGette  
Doggett  
Eshoo  
Hastert  
Hastings (WA)  
Hinojosa  
Matheson  
McDermott  
Millender-  
McDonald  
Norwood  
Paul  
Pryce (OH)  
Radanovich  
Rothman  
Ryan (OH)  
Smith (WA)  
Tancredo

NOT VOTING—17

Boucher  
Davis, Jo Ann  
DeFazio  
DeGette  
Emerson  
Hastert  
Hastings (WA)  
Matheson  
McDermott  
Millender-  
McDonald  
Norwood  
Pryce (OH)  
Radanovich  
Rothman  
Ryan (OH)  
Smith (NJ)  
Smith (WA)

So the amendment was agreed to.  
The question being put, viva voce,  
Will the House agree to the following amendment (the ROGERS of Michigan, amendment numbered 1), on which a separate vote had been demanded?

Page 4, line 17, strike "and".  
Page 4, line 18, redesignate paragraph (3) as paragraph (4).  
Page 4, after line 17, insert the following new paragraph:  
(3) issues with respect to where in the fuel supply chain additives optimally should be added to fuels; and

So the amendment was agreed to.  
The question being put, viva voce,  
Will the House agree to the following amendment (the WELLER of Illinois amendment), on which a separate vote had been demanded?

Page 4, line 17, strike "and".  
Page 4, line 18, redesignate paragraph (3) as paragraph (4).  
Page 4, after line 17, insert the following new paragraph:  
(3) issues with respect to certification by a nationally recognized testing laboratory of components for fuel dispensing devices that specifically reference compatibility with alcohol blended and other biofuels that contain greater than 15 percent alcohol; and

The SPEAKER pro tempore, Mrs. TAUSCHER, announced that the yeas had it.  
Mr. WESTMORELAND demanded that the vote be taken by the yeas and nays, which demand was supported by

one-fifth of the Members present, so the yeas and nays were ordered.

The vote was taken by electronic device.

It was decided in the { Yeas ..... 385 affirmative ..... Nays ..... 24

¶20.21 [Roll No. 89]

YEAS—385

- Abercrombie, Ackerman, Aderholt, Akin, Alexander, Allen, Altmire, Andrews, Arcuri, Baca, Bachmann, Bachus, Baker, Baldwin, Barrett (SC), Barrow, Bartlett (MD), Barton (TX), Bean, Becerra, Berkeley, Berman, Berry, Biggert, Bilbray, Bilirakis, Bishop (GA), Bishop (NY), Bishop (UT), Blackburn, Blumenauer, Blunt, Boehner, Bonner, Bono, Boozman, Boren, Boswell, Boustany, Boyd (FL), Boyd (KS), Brady (PA), Brady (IA), Brown (SC), Brown, Corrine, Brown-Waite, Buchanan, Burgess, Burton (IN), Butterfield, Buyer, Camp (MI), Campbell (CA), Cannon, Cantor, Capito, Capuano, Cardoza, Carnahan, Carney, Carson, Carter, Castle, Chabot, Chandler, Clarke, Clay, Clyburn, Coble, Cohen, Cole (OK), Conaway, Cooper, Costa, Costello, Courtney, Cramer, Crenshaw, Cubin, Cuellar, Culberson, Cummings, Davis (AL), Davis (CA), Davis (IL), Davis (KY), Davis, David

- Oberstas, Obey, Oliver, Ortiz, Pallone, Pascrell, Pastor, Payne, Pearce, Pence, Perlmutter, Peterson (MN), Peterson (PA), Petri, Pickering, Pitts, Platts, Poe, Pomeroy, Porter, Price (GA), Price (NC), Putnam, Rahall, Ramstad, Rangel, Regula, Rehberg, Reichert, Renzi, Reyes, Reynolds, Rodriguez, Romero, Rogers (AL), Rogers (KY), Rogers (MI), Rohrabacher, Ros-Lehtinen, Roskam, Ross, Roybal-Allard, Royce, Ruppersberger, Rush, Ryan (WI), Salazar, Sali, Sanchez, Linda T., Sanchez, Loretta, Saxton, Schakowsky, Schiff, Schmidt, Schwartz, Scott (GA), Scott (VA), Sensenbrenner, Serrano, Sessions, Sestak, Shadegg, Shays, Shea-Porter, Sherman, Shimkus, Shuler, Shuster, Sires, Skelton, Smith (NE), Smith (NJ), Smith (TX), Snyder, Solis, Souder, Space, Spratt, Stearns, Stupak, Sullivan, Tanner, Tauscher, Taylor, Terry, Thompson (CA), Thompson (MS), Thornberry, Tiahrt, Tiberi, Tierney, Towns, Turner, Udall (CO), Udall (NM), Upton, Van Hollen, Velázquez, Visclosky, Walberg, Walden (OR), Walsh (NY), Walz (MN), Wamp, Wasserman, Schultz, Watson, Watt, Waxman, Weiner, Welch (VT), Weldon (FL), Weller, Westmoreland, Wexler, Whitfield, Wicker, Wilson (NM), Wilson (OH), Wilson (SC), Wolf, Woolsey, Wu, Wynn, Yarmuth, Young (AK), Young (FL)

NAYS—24

- Baird, Capps, Castor, Cleaver, Conyers, Crowley, Dingell, Filner, Frank (MA), Gonzalez, Harman, Hinchey, Honda, Jackson (IL), Kilpatrick, Larsen (WA), Larson (CT), Lee, Matsui, Sarbanes, Slaughter, Stark, Sutton, Waters, Paul, Pryce (OH), Radanovich, Rothman, Ryan (OH), Simpson, Smith (WA), Tancredo

NOT VOTING—25

Boucher, Brady (TX), Calvert, Davis, Jo Ann, DeFazio, DeGette, Doggett, Eshoo, Hastert, Hastings (WA), Hinojosa, Matheson, McDermott, Millender, McDonald, Miller, George, Mitchell, Norwood, Paul, Pryce (OH), Radanovich, Rothman, Ryan (OH), Simpson, Smith (WA), Tancredo, Paul, Pryce (OH), Radanovich, Rothman, Ryan (OH), Simpson, Smith (WA), Tancredo

It was decided in the { Yeas ..... 385 affirmative ..... Nays ..... 23

¶20.22 [Roll No. 90]

YEAS—385

- Abercrombie, Ackerman, Aderholt, Akin, Alexander, Allen, Altmire, Andrews, Arcuri, Baca, Bachmann, Bachus, Baker, Baldwin, Barrett (SC), Barrow, Bartlett (MD), Barton (TX), Bean, Becerra, Berkeley, Berman, Berry, Biggert, Bilbray, Bilirakis, Bishop (GA), Bishop (NY), Bishop (UT), Blackburn, Blumenauer, Blunt, Boehner, Bonner, Bono, Boozman, Boren, Boswell, Boustany, Boyd (FL), Boyd (KS), Brady (PA), Braley (IA), Brown (SC), Brown, Corrine, Brown-Waite, Buchanan, Burgess, Burton (IN), Butterfield, Buyer, Camp (MI), Campbell (CA), Cannon, Cantor, Capito, Capuano, Cardoza, Carnahan, Carney, Carson, Carter, Castle, Chabot, Chandler, Clarke, Clay, Cleaver, Clyburn, Coble, Cohen, Cole (OK), Conaway, Cooper, Costa, Costello, Courtney, Cramer, Crenshaw, Cubin, Cuellar, Culberson, Cummings, Davis (AL), Davis (CA), Davis (IL), Davis (KY), Davis, David, Davis, Lincoln, Davis, Tom, Deal (GA), Delahunt, DeLauro, Dent, Diaz-Balart, L., Diaz-Balart, M., Dicks, Dingell, Donnelly, Doolittle, Doyle, Drake, Dreier, Duncan, Edwards, Ehlers, Ellison, Ellsworth, Emanuel, Emerson, Engel, Etheridge, Everett, Fallon, Fattah, Feeney, Ferguson, Flake, Forbes, Fortenberry, Fossella, Fox, Franks (AZ), Frelinghuysen, Gallegly, Garrett (NJ), Gerlach, Giffords, Gilchrest, Gillibrand, Gillmor, Gingrey, Gohmert, Goode, Goodlatte, Gordon, Granger, Graves, Green, Al, Green, Gene, Grijalva, Gutierrez, Hall (NY), Hall (TX), Hare, Hastings (FL), Hayes, Heller, Hensarling, Herger, Herseth, Higgins, Hill, Hirono, Hobson, Hodes, Hoekstra, Holden, Holt, Hooley, Hoyer, Hulshof, Hunter, Inglis (SC), Inslee, Israel, Issa, Jefferson, Jindal, Johnson (GA), Johnson (IL), Johnson, E. B., Johnson, Sam, Jones (NC), Jones (OH), Jordan, Kagen, Kanjorski, Kaptur, Keller, Kennedy, Kildee, Kilpatrick, Kind, King (IA), King (NY), Kingston, Kirk, Klein (FL), Kline (MN), Knollenberg, Kuhl (NY), Lamborn, Lampson, Langevin, Lantos, Latham, LaTourette, Levin, Lewis (CA), Lewis (GA), Lewis (KY), Linder, Lungren, Daniel E., Lynch, Mack, Mahoney (FL), Maloney (NY), Manzullo, Marchant, Markey, Marshall, McCarthy (CA), Gerlach, McCarthy (NY), McCaul (TX), McCollum (MN), McCotter, McCreery, McGovern, McHenry, McHugh, McIntyre, McKeon, McKernan, Meek (FL), Meeks (NY), Melancon, Mica, Michaud, Miller (FL), Miller (MI), Miller (NC), Miller, Gary, Mitchell, Mollohan, Moore (KS), Moore (WI), Moran (KS), Moran (VA), Murphy (CT), Murphy, Patrick, Murtha, Musgrave, Myrick, Napolitano, Neal (MA), Neugebauer, Nunes, Oberstar, Obey, Oliver, Ortiz, Pallone, Pascrell, Pastor, Payne, Pearce, Pence, Perlmutter, Peterson (PA), Petri, Pickering, Pitts, Platts, Poe, Pomeroy, Porter, Price (GA), Price (NC), Putnam, Rahall, Ramstad, Rangel, Regula, Rehberg, Reichert, Renzi, Reyes, Reynolds, Rodriguez, Romero, Rogers (AL), Rogers (KY), Rogers (MI), Rohrabacher, Ros-Lehtinen, Roskam, Ross, Roybal-Allard, Royce, Ruppersberger, Rush, Ryan (WI), Salazar, Sali, Sanchez, Linda T., Sanchez, Loretta, Saxton, Schakowsky, Schiff, Schmidt, Schwartz, Scott (GA), Scott (VA), Sensenbrenner, Serrano, Sessions, Sestak, Shadegg, Shays, Shea-Porter, Sherman, Shimkus, Shuler, Shuster, Sires, Skelton, Smith (NE), Smith (NJ), Smith (TX), Snyder, Solis, Souder, Space, Spratt, Stearns, Stupak, Sullivan, Tanner, Tauscher, Taylor, Terry, Thompson (CA), Thompson (MS), Thornberry, Tiahrt, Tiberi, Tierney, Towns, Turner, Udall (CO), Udall (NM), Upton, Van Hollen, Velázquez, Visclosky, Walberg, Walden (OR), Walsh (NY), Walz (MN), Wamp, Wasserman, Schultz, Watson, Watt, Waxman, Weiner, Welch (VT), Weldon (FL), Weller, Westmoreland, Wexler, Whitfield, Wicker, Wilson (NM), Wilson (OH), Wilson (SC), Wolf, Woolsey, Wu, Wynn, Yarmuth, Young (AK), Young (FL)

Price (NC)	Sensenbrenner	Turner
Putnam	Serrano	Udall (CO)
Rahall	Sessions	Udall (NM)
Ramstad	Sestak	Upton
Rangel	Shadegg	Van Hollen
Regula	Shays	Velázquez
Rehberg	Shea-Porter	Visclosky
Reichert	Sherman	Walberg
Renzi	Shimkus	Walden (OR)
Reyes	Shuler	Walsh (NY)
Reynolds	Shuster	Walz (MN)
Rodriguez	Simpson	Wamp
Rogers (AL)	Sires	Wasserman
Rogers (KY)	Skelton	Schultz
Rogers (MI)	Smith (NE)	Waters
Rohrabacher	Smith (NJ)	Watson
Ros-Lehtinen	Smith (TX)	Watt
Roskam	Snyder	Waxman
Ross	Solis	Weiner
Roybal-Allard	Souder	Welch (VT)
Royce	Space	Weldon (FL)
Ruppersberger	Spratt	Weller
Rush	Stark	Westmoreland
Ryan (WI)	Stearns	Wexler
Salazar	Stupak	Whitfield
Sali	Sullivan	Wicker
Sánchez, Linda	Tanner	Wilson (NM)
T.	Tauscher	Wilson (OH)
Sanchez, Loretta	Taylor	Wilson (SC)
Saxton	Terry	Wolf
Schakowsky	Thompson (MS)	Woolsey
Schiff	Thornberry	Wu
Schmidt	Tiahrt	Wynn
Schwartz	Tiberi	Yarmuth
Scott (GA)	Tierney	Young (AK)
Scott (VA)	Towns	Young (FL)

**NAYS—23**

Baird	Gonzalez	Larsen (WA)
Capps	Hinchee	Larson (CT)
Castor	Honda	Lee
Conyers	Jackson (IL)	Matsui
Crowley	Jackson-Lee	Sarbanes
Filner	(TX)	Slaughter
Flake	Kucinich	Sutton
Frank (MA)	LaHood	Thompson (CA)

**NOT VOTING—26**

Berman	Harman	Norwood
Boucher	Hastert	Paul
Brady (TX)	Hastings (WA)	Peterson (MN)
Calvert	Hinojosa	Pryce (OH)
Davis, Jo Ann	Matheson	Radanovich
DeFazio	McDermott	Rothman
DeGette	Millender	Ryan (OH)
Doggett	McDonald	Smith (WA)
Eshoo	Miller, George	Tancredo

So the amendment was agreed to.

The following amendment in the nature of a substitute, as amended, reported from the Committee of the Whole House on the state of the Union was agreed to:

Strike out all after the enacting clause and insert:

**SECTION 1. SHORT TITLE.**

This Act may be cited as the “Advanced Fuels Infrastructure Research and Development Act”.

**SEC. 2. FINDINGS.**

The Congress finds that—

(1) in order to lessen United States dependence on foreign sources of petroleum, and decrease demand for petroleum in the transportation sector, the Nation must diversify its fuel supply to include domestically produced biofuels including hydrogen;

(2) while ethanol has been successful in the market place as a fuel additive, newer biofuels may present unique challenges that may render the fuels incompatible with the current fuel transportation and delivery infrastructure, placing the burden of costly refurbishment and construction on fuel distributors and retailers;

(3) chemical additives to the fuels may mitigate the negative impacts of some biofuels on existing infrastructure and preclude costly retrofitting or installation of new biofuel compatible infrastructure and transportation systems;

(4) in order to mitigate air pollution and comply with Federal mandates, Ultra Low

Sulfur Diesel fuel was introduced into the marketplace in 2006;

(5) fuel labeled Ultra Low Sulfur Diesel may accumulate more than the statutory limit of 15 parts per million of sulfur when transported through multiple pipelines, tanks, and trucks to the final point of sale;

(6) fuel distributors and retailers may inadvertently take delivery of fuel labeled Ultra Low Sulfur Diesel with more than 15 parts per million of sulfur without a practical means of verifying sulfur content; and

(7) fuel distributors and retailers may transform their business by dispensing hydrogen, reformed on site from various feedstocks, or delivered by pipeline or tube trucks, resulting in new storage, handling, and equipment challenges.

**SEC. 3. BIOFUEL INFRASTRUCTURE AND ADDITIVES RESEARCH AND DEVELOPMENT.**

The Assistant Administrator of the Office of Research and Development of the Environmental Protection Agency (in this Act referred to as the “Assistant Administrator”), in consultation with the Secretary of Energy and the National Institute of Standards and Technology, shall carry out a program of research and development of materials to be added to biofuels to make them more compatible with existing infrastructure used to store and deliver petroleum-based fuels to the point of final sale. The Assistant Administrator is encouraged to utilize Land Grant Institutions, Historically Black Colleges and Universities, Hispanic Serving Institutions, and other minority-serving institutions among other resources to undertake research for this program. The program shall address—

(1) materials to prevent or mitigate—  
 (A) corrosion of metal, plastic, rubber, cork, fiberglass, glues, or any other material used in pipes and storage tanks;  
 (B) dissolving of storage tank sediments;  
 (C) clogging of filters;  
 (D) contamination from water or other adulterants or pollutants;  
 (E) poor flow properties related to low temperatures;  
 (F) oxidative and thermal instability in long-term storage and use;  
 (G) microbial contamination; and  
 (H) problems associated with electrical conductivity;

(2) alternatives to conventional methods for refurbishment and cleaning of gasoline and diesel tanks, including tank lining applications;

(3) strategies to minimize emissions from infrastructure;

(4) issues with respect to certification by a nationally recognized laboratory of components for fuel dispensing devices that specifically reference compatibility with alcohol blended and other biofuels that contain greater than 15 percent alcohol;

(5) challenges for design, reforming, storage, handling, and dispensing hydrogen fuel from various feedstocks, including biomass, from neighborhood fueling stations, including codes and standards development necessary beyond that carried out under section 809 of the Energy Policy Act of 2005 (42 U.S.C. 16158);

(6) issues with respect to where in the fuel supply chain additives optimally should be added to fuels; and

(7) other problems as identified by the Assistant Administrator, in consultation with the Secretary of Energy and the National Institute of Standards and Technology.

**SEC. 4. SULFUR TESTING FOR DIESEL FUELS.**

(a) PROGRAM.—The Assistant Administrator, in consultation with the National Institute of Standards and Technology, shall carry out a research, development, and demonstration program on portable, low-cost,

and accurate methods and technologies for testing of sulfur content in fuel, including Ultra Low Sulfur Diesel and Low Sulfur Diesel.

(b) SCHEDULE OF DEMONSTRATIONS.—Not later than 1 year after the date of enactment of this Act, the Assistant Administrator shall begin demonstrations of technologies under subsection (a).

**SEC. 5. STANDARD REFERENCE MATERIALS AND DATA BASE DEVELOPMENT.**

Not later than 6 months after the date of enactment of this Act, the National Institute of Standards and Technology shall develop a physical properties data base and standard reference materials for biofuels. Such data base and standard reference materials shall be maintained and updated as appropriate as additional biofuels become available.

**SEC. 6. AUTHORIZATION OF APPROPRIATIONS SUBJECT TO PAY AS YOU GO.**

There are authorized to be appropriated to the Environmental Protection Agency \$10,000,000 for carrying out this Act, to be derived from amounts otherwise appropriated to the Environmental Protection Agency for energy research, development, and demonstration activities related to fuels or environmental research and development activities related to fuels.

**SEC. 7. REPORT TO CONGRESS.**

Not later than 1 year after the establishment of the program under this Act, the Secretary of Energy shall transmit a report to Congress containing suggestions for any Federal incentives that could help such program be more successful.

**SEC. 8. ADDITIONAL FINDING.**

The Congress also finds that in order to lessen United States dependence on foreign sources of petroleum, and decrease demand for petroleum in aircraft, such as passenger planes with 42 business class seats capable of transcontinental flights, the Nation must diversify its fuel supply for aircraft to include domestically produced alternative fuels.

**SEC. 9. ADDITIONAL ISSUES.**

Research and development under this Act shall address issues with respect to increased volatile emissions or increased nitrogen oxide emissions.

The bill, as amended, was ordered to be engrossed and read a third time, was read a third time by title.

Mr. SHIMKUS moved to recommit the bill to the Committee on Science and Technology with instructions to report the bill back to the House forthwith with the following amendments:

Strike “biofuels” each place it appears and insert “alternative fuels”.

Strike “biofuel” each place it appears and insert “alternative fuel”.

At the end of the bill, insert the following new section:

**SEC. 7. DEFINITION.**

For purposes of this Act, the term “alternative fuel” has the meaning given that term in section 301 of the Energy Policy Act of 1992.

Page 3, lines 4 and 9, redesignate paragraphs (5) and (6) as paragraphs (6) and (7), respectively.

Page 3, after line 3, insert the following new paragraph:

(5) as the Nation’s recoverable coal has the energy content equivalent of one trillion barrels of oil, Ultra Low Sulfur Diesel fuel derived from coal-to-liquid technologies will help lessen our dependence on foreign sources of petroleum;

Page 5, line 3, strike “and” and insert a comma.

Page 5, line 4, insert “, and Ultra Low Sulfur Diesel derived from coal-to-liquids technologies” after “and Low Sulfur Diesel”.

After debate,

By unanimous consent, the previous question was ordered on the motion to recommit with instructions.

The question being put, viva voce,

Will the House recommit said bill with instructions?

The SPEAKER pro tempore, Mrs. TAUSCHER, announced that the nays had it.

Mr. SHIMKUS demanded a recorded vote on agreeing to said motion, which demand was supported by one-fifth of a quorum, so a recorded vote was ordered.

The vote was taken by electronic device.

It was decided in the { Yeas ..... 200 negative ..... } Nays ..... 207

¶20.23 [Roll No. 91]

AYES—200

- Abercrombie, Aderholt, Akin, Alexander, Bachmann, Bachus, Baker, Barrett (SC), Bartlett (MD), Barton (TX), Biggert, Bilbray, Bilirakis, Bishop (UT), Blackburn, Blunt, Boehner, Bonner, Bono, Boozman, Boustany, Brown (SC), Brown-Waite, Ginny, Buchanan, Burgess, Burton (IN), Buyer, Camp (MI), Campbell (CA), Cannon, Cantor, Capito, Carney, Carter, Castle, Chabot, Coble, Cole (OK), Conaway, Costello, Crenshaw, Cubin, Culberson, Davis (KY), Davis, David, Davis, Tom, Deal (GA), Dent, Diaz-Balart, L., Diaz-Balart, M., Doolittle, Drake, Dreier, Duncan, Ehlers, Emerson, English (PA), Everett, Fallin, Feeney, Ferguson, Flake, Forbes, Fortenberry, Fossella, Foxx, Franks (AZ), Frelinghuysen, Gallegly, Garrett (NJ), Gerlach, Gilchrest, Gillmor, Gingrey, Gohmert, Goode, Goodlatte, Graves, Hall (TX), Hayes, Heller, Hensarling, Herger, Hill, Hobson, Hoekstra, Holden, Hulshof, Hunter, Inglis (SC), Issa, Jindal, Johnson (IL), Johnson, Sam, Jones (NC), Jordan, Keller, King (IA), King (NY), Kingston, Kirk, Kline (MN), Knollenberg, Kuhl (NY), LaHood, Lamborn, Latham, LaTourette, Lewis (CA), Lewis (KY), Linder, Lipinski, LoBiondo, Loeb sack, Lofgren, Zoe, Lowey, Lucas, Lungren, Daniel E., Lynch, Mack, Mahoney (FL), Maloney (NY), Manzullo, Marchant, Markey, Marshall, Matsui, McCarthy (NY), McCarty (TX), McCollum (MN), McCotter, McCrery, McHenry, McHugh, McMorris, Rodgers, Whitfield, Wicker, Wilson (NM), Wilson (OH), Wilson (SC), Wolf, Young (AK), Young (FL)

- Ackerman, Allen, Altmire, Andrews, Arcuri, Baca, Baird, Baldwin, Barrow, Bean, Becerra, Berkley, Berry, Bishop (GA), Bishop (NY), Blumenauer, Boren, Boswell, Boyd (FL), Boyda (KS), Brady (PA), Braley (IA), Brown, Corrine, Butterfield, Capps, Capuano, Cardoza, Carnahan, Carson, Castor, Chandler, Chandle, Clarke, Clay, Cleaver, Clyburn, Cohen, Conyers, Cooper, Costa, Courtney, Cramer, Crowley, Cuellar, Cummings, Davis (AL), Davis (CA), Davis (IL), Davis, Lincoln, Delahunt, Dicks, Dingell, Donnelly, Doyle, Edwards, Ellison, Ellsworth, Emanuel, Engel, Etheridge, Farr, Fattah, Finer, Frank (MA), Giffords, Gillibrand, Gonzalez, Gordon, Green, Al, Green, Gene, Grijalva, Gutierrez, Hall (NY), Hare, Hastings (FL), Herse th, Higgins, Hinchey, Hirono, Hodes, Holt, Honda, Hooley, Hoyer, Inslee, Israel, Jackson (IL), Jackson-Lee (TX), Jefferson, Johnson (GA), Johnson, E. B., Jones (OH), Kagen, Kanjorski, Kaptur, Kennedy, Kildee, Kilpatrick, Kind, Klein (FL), Kucinich, Lamson, Langevin, Lantos, Larsen (WA), Larson (CT), Lee, Levin, Lewis (GA), Lipinski, Loeb sack, Lofgren, Zoe, Lowey, Lynch, Mahoney (FL), Maloney (NY), Markey, Marshall, Matsui, McCarthy (NY), McCollum (MN), McGovern, McIntyre, McNe rney, McNulty, Meehan, Meek (FL), Meeks (NY), Melancon, Michaud, Miller (NC), Mitchell, Moore (KS), Moore (WI), Murphy (CT), Murphy, Patrick, Murtha, Nadler, Napolitano, Neal (MA), Oberstar, Obey, Olver, Ortiz, Pallone, Pascrell, Pastor, Payne, Perlmutter, Peterson (MN), Pomeroy, Price (NC), Rangel, Reyes, Rodriguez, Ross, Roybal-Allard, Ruppertsberger, Rush, Salazar, Sanchez, Linda T., Sanchez, Loretta, Sarbanes, Schakowsky, Schiff, Schwartz, Scott (GA), Scott (VA), Serrano, Sestak, Shays, Shea-Porter, Sherman, Shuler, Sires, Skelton, Slaughter, Solis, Spratt, Stark, Stupak, Sutton, Tanner, Tauscher, Taylor, Thompson (CA), Thompson (MS), Tierney, Towns, Udall (CO), Udall (NM), Van Hollen, Velazquez, Vislosky, Walz (MN), Wasserman Schultz, Waters, Watson, Watt, Waxman, Weiner, Welch (VT), Wexler, Woolsey, Wu, Wynn, Yarmuth

NOT VOTING—27

- Berman, Boucher, Brady (TX), Calvert, Davis, Jo Ann, DeFazio, DeGette, DeLauro, Doggett, Eshoo, Harman, Hastert, Hastings (WA), Hinojosa, Matheson, McDermott, McKeon, Millender-McDonald, Miller, George, Moran (VA), Norwood, Paul, Pryce (OH), Rothman, Ryan (OH), Smith (WA), Tancredo

So the motion to recommit with instructions was not agreed to.

The question being put, viva voce, Will the House pass said bill?

The SPEAKER pro tempore, Mrs. TAUSCHER, announced that the yeas had it.

Mr. SHIMKUS demanded a recorded vote on agreeing to said motion, which demand was supported by one-fifth of a quorum, so a recorded vote was ordered.

The vote was taken by electronic device.

It was decided in the { Yeas ..... 400 affirmative ..... } Nays ..... 3

¶20.24 [Roll No. 92]

AYES—400

- Abercrombie, Ackerman, Aderholt, Akin, Alexander, Allen, Altmire, Andrews, Arcuri, Baca, Bachmann, Bachus, Baird, Baker, Baldwin, Barrett (SC), Barrow, Bartlett (MD), Barton (TX), Bean, Becerra, Berkley, Berry, Biggert, Bilbray, Bilirakis, Bishop (GA), Bishop (UT), Blackburn, Blumenauer, Blunt, Boehner, Bonner, Bono, Boozman, Boren, Boswell, Boustany, Boyd (FL), Boyda (KS), Brady (PA), Braley (IA), Brown (SC), Brown, Corrine, Brown-Waite, Ginny, Buchanan, Burgess, Burton (IN), Buyer, Camp (MI), Campbell (CA), Cannon, Cantor, Capito, Carney, Carter, Castle, Chabot, Coble, Cole (OK), Conaway, Costello, Crenshaw, Cubin, Culberson, Cummings, Davis (AL), Davis (CA), Davis (IL), Davis (KY), Davis, David, Davis, Tom, Deal (GA), Dent, Diaz-Balart, L., Diaz-Balart, M., Doolittle, Drake, Dreier, Duncan, Ehlers, Emerson, English (PA), Everett, Fallin, Feeney, Ferguson, Flake, Forbes, Fortenberry, Fossella, Foxx, Franks (AZ), Davis, David, Davis, Lincoln, Davis, Tom, Deal (GA), Delahunt, DeLauro, Dent, Diaz-Balart, L., Diaz-Balart, M., Dicks, Dingell, Donnelly, Doolittle, Doyle, Drake, Duncan, Edwards, Ehlers, Ellison, Ellsworth, Emanuel, Emerson, Engel, English (PA), Etheridge, Everrett, Fallon, Farr, Fattah, Feeney, Ferguson, Finer, Forbes, Fortenberry, Fossella, Foxx, Frank (MA), Franks (AZ), Frelinghuysen, Gallegly, Garrett (NJ), Gerlach, Giffords, Gilchrest, Gillibrand, Gillmor, Ginny, Gonzalez, Gohmert, Goodlatte, Gordon, Granger, Graves, Green, Al, Green, Gene, Grijalva, Gutierrez, Hall (NY), Hall (TX), Hare, Hastings (FL), Hayes, Heller, Hensarling, Herger, Herse th, Higgins, Hill, Hinchey, Hirono, Hodes, Hoekstra, Holden, Holt, Honda, Hooley, Hoyer, Inslee, Israel, Issa, Jackson (IL), Jackson-Lee (TX), Jefferson, Jindal, Johnson (GA), Johnson (IL), Johnson, E. B., Johnson, Sam, Jones (NC), Jones (OH), Jordan, Kagen, Kanjorski, Kaptur, Keller, Kennedy, Kildee, Kilpatrick, Kind, King (IA), King (NY), Kingston, Kirk, Klein (FL), Kline (MN), Knollenberg, Kucinich, Kuhl (NY), LaHood, Lamborn, Latham, LaTourette, Lee, Levin, Lewis (CA), Lewis (GA), Lewis (KY), Linder, Lipinski, LoBiondo, Loeb sack, Lofgren, Zoe, Lowey, Lucas, Lungren, Daniel E., Lynch, Mack, Mahoney (FL), Maloney (NY), Manzullo, Marchant, Markey, Marshall, Matsui, McCarthy (NY), McCarty (TX), McCollum (MN), McCotter, McCrery, McHenry, McHugh, McMorris, Rodgers, Whitfield, Wicker, Wilson (NM), Wilson (OH), Wilson (SC), Wolf, Young (AK), Young (FL)

Napolitano	Ross	Tauscher
Neal (MA)	Royal-Allard	Taylor
Neugebauer	Royce	Terry
Nunes	Ruppersberger	Thompson (CA)
Oberstar	Rush	Thompson (MS)
Obey	Ryan (WI)	Thornberry
Oliver	Salazar	Tiahrt
Ortiz	Sali	Tiberi
Pallone	Sanchez, Loretta	Tierney
Pascarell	Sarbanes	Towns
Pastor	Saxton	Turner
Payne	Schakowsky	Udall (CO)
Pearce	Schiff	Udall (NM)
Pence	Schmidt	Upton
Perlmutter	Schwartz	Velázquez
Peterson (MN)	Scott (GA)	Visclosky
Peterson (PA)	Scott (VA)	Walberg
Petri	Sensenbrenner	Walden (OR)
Pickering	Serrano	Walsh (NY)
Pitts	Sessions	Walz (MN)
Platts	Sestak	Wamp
Poe	Shays	Wasserman
Pomeroy	Shea-Porter	Schultz
Porter	Sherman	Waters
Price (GA)	Shuler	Watson
Price (NC)	Shuster	Watt
Putnam	Simpson	Waxman
Radanovich	Sires	Weiner
Rahall	Skelton	Welch (VT)
Ramstad	Slaughter	Weldon (FL)
Rangel	Smith (NE)	Weller
Regula	Smith (NJ)	Westmoreland
Rehberg	Smith (TX)	Wexler
Reichert	Snyder	Whitfield
Renzi	Solis	Wicker
Reyes	Souder	Wilson (OH)
Reynolds	Space	Wilson (SC)
Rodriguez	Spratt	Wolf
Rogers (AL)	Stark	Woolsey
Rogers (KY)	Stearns	Wu
Rogers (MI)	Stupak	Wynn
Rohrabacher	Sullivan	Yarmuth
Ros-Lehtinen	Sutton	Young (AK)
Roskam	Tanner	Young (FL)

## NOES—3

Flake Shadegg Shimkus

## NOT VOTING—31

Berman	Harman	Norwood
Bishop (NY)	Hastert	Paul
Boucher	Hastings (WA)	Pryce (OH)
Brady (TX)	Hinojosa	Rothman
Calvert	Matheson	Ryan (OH)
Davis, Jo Ann	McDermott	Sánchez, Linda
DeFazio	McKeon	T.
DeGette	Millender-	Smith (WA)
Doggett	McDonald	Tancredo
Dreier	Miller, Gary	Van Hollen
Eshoo	Miller, George	Wilson (NM)

So the bill was passed.

By unanimous consent, the title was amended so as to read: "An Act to facilitate the development of markets for biofuels and Ultra Low Sulfur Diesel fuel through research and development and data collection."

A motion to reconsider the votes whereby said bill was passed and the title was amended was, by unanimous consent, laid on the table.

*Ordered*, That the Clerk request the concurrence of the Senate in said bill.

## ¶20.25 HOUR OF MEETING

On motion of Mr. HOYER, by unanimous consent,

*Ordered*, That when the House adjourns today, it adjourn to meet at 2 p.m. on Friday, February 9, 2007; that when the House adjourns on Friday, February 9, 2007, it adjourn to meet at 12:30 p.m. on Monday, February 12, 2007, for morning-hour debate; that when the House adjourns on Monday, February 12, 2007, it adjourn to meet at 9 a.m. on Tuesday, February 13, 2007, for morning-hour debate as though after May 14, 2007, thereafter to resume its session at 10 a.m.; and further, when the House adjourns on Thursday, Feb-

ruary 15, 2007, it adjourn to meet at 9 a.m. on Friday, February 16, 2007.

## ¶20.26 CALENDAR WEDNESDAY BUSINESS DISPENSED WITH

On motion of Mr. HOYER, by unanimous consent,

*Ordered*, That business in order for consideration on Wednesday, February 14, 2007, under clause 6, rule XV, the Calendar Wednesday rule, be dispensed with.

## ¶20.27 LEAVE OF ABSENCE

By unanimous consent, leave of absence was granted—

To Ms. MILLENDER-McDONALD, for today; and

To Mr. DEFAZIO, for today after 4 p.m.

And then,

## ¶20.28 ADJOURNMENT

On motion of Mr. KING of Iowa, pursuant to the previous order of the House, at 7 o'clock and 53 minutes p.m., the House adjourned until 2 p.m. on Friday, February 9, 2007.

## ¶20.29 PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XII, public bills and resolutions were introduced and severally referred, as follows:

By Mr. BILBRAY:

H.R. 909. A bill to amend the Federal Water Pollution Control Act and the Beaches Environmental Assessment and Coastal Health Act of 2000 to authorize appropriations for activities to improve the quality of coastal recreation waters, and for other purposes; to the Committee on Transportation and Infrastructure.

By Mr. ENGLISH of Pennsylvania:

H.R. 910. A bill to amend the Trade Act of 1974 to make certain modifications to the trade adjustment assistance program; to the Committee on Ways and Means.

By Mr. WEINER:

H.R. 911. A bill to authorize the grant program under which the Secretary of Homeland Security makes discretionary grants for use in high-threat, high-density urban areas, and for other purposes; to the Committee on Homeland Security.

By Mr. FARR (for himself, Mr. BACA, Mr. CARDOZA, Mr. COSTA, Mr. FILNER, Mr. GILCHRIST, Ms. ZOE LOFGREN of California, and Mr. SALAZAR):

H.R. 912. A bill to provide additional funds for food safety research related to perishable agricultural commodities, to provide emergency financial assistance to producers and first handlers of fresh spinach for losses incurred as a result of the removal of fresh spinach and products containing fresh spinach from the market and other actions undertaken in response to a public health advisory regarding spinach issued by the Food and Drug Administration in September 2006, and for other purposes; to the Committee on Agriculture.

By Mr. BILIRAKIS (for himself, Ms. GINNY BROWN-WAITE of Florida, Mr. LINCOLN DIAZ-BALART of Florida, and Mr. MARIO DIAZ-BALART of Florida):

H.R. 913. A bill to amend the Internal Revenue Code of 1986 to provide a credit against tax for hurricane and tornado mitigation expenditures; to the Committee on Ways and Means.

By Mr. RYAN of Wisconsin (for himself, Mr. SAM JOHNSON of Texas, and Mr. SESSIONS):

H.R. 914. A bill to amend the Internal Revenue Code of 1986 to allow individuals a refundable credit against income tax for the purchase of private health insurance, and for other purposes; to the Committee on Ways and Means.

By Mr. HINOJOSA (for himself, Mr. REYES, Mr. GENE GREEN of Texas, Mr. GOHMERT, Ms. JACKSON-LEE of Texas, Mr. CUELLAR, Mr. ORTIZ, Mr. SALAZAR, Mr. RODRIGUEZ, Mr. PASTOR, Mr. BACA, Mr. BECERRA, Ms. ROYBAL-ALLARD, Mr. TIERNEY, Mr. PASCARELL, Mr. LAMPSON, Mr. GUTIERREZ, Mr. GRIJALVA, Ms. VELÁZQUEZ, Mr. BURGESS, Mr. MANZULLO, Mr. HALL of Texas, Mr. NEUGEBAUER, Mr. SAM JOHNSON of Texas, Mr. STUPAK, Mr. WILSON of Ohio, Mr. GORDON, and Mr. SCOTT of Georgia):

H.R. 915. A bill to designate the facility of the United States Postal Service located at 110 East Alexander Street in Three Rivers, Texas, as the "Veterans Memorial Post Office"; to the Committee on Oversight and Government Reform.

By Mr. SCOTT of Georgia (for himself, Mr. GORDON, Mr. LEWIS of Georgia, Mr. PAYNE, Mr. DEAL of Georgia, Mr. FATTAH, Mr. BISHOP of Georgia, Ms. WOOLSEY, Mr. SCHIFF, Mr. MCCOTTER, Ms. LEE, Ms. DELAUNO, Mrs. LOWEY, Mr. MARKEY, Mr. DELAHUNT, Mr. BERMAN, Ms. SOLIS, Mr. ARCURI, Mr. MOORE of Kansas, Mr. SCOTT of Virginia, Mr. DAVIS of Illinois, Mr. BUTTERFIELD, Mr. LYNCH, Ms. WASSERMAN SCHULTZ, Mr. NADLER, Ms. SCHAKOWSKY, Mr. ELLISON, and Mr. CONYERS):

H.R. 916. A bill to provide for loan repayment for prosecutors and public defenders; to the Committee on the Judiciary.

By Mr. HAYES (for himself, Mr. LANGEVIN, Mr. SPRATT, Mr. MCINTYRE, Ms. HERSETH, Mr. BAIRD, Mr. JONES of North Carolina, Mr. GOODE, Mr. GINGREY, Mr. HUNTER, Mr. BARRETT of South Carolina, Mr. GOHMERT, Ms. FOXX, Mr. COBLE, Mr. WILSON of South Carolina, and Mr. WAMP):

H.R. 917. A bill to prohibit the Department of Homeland Security from procuring certain items directly related to the national security unless the items are grown, reprocessed, reused, or produced in the United States; to the Committee on Homeland Security.

By Mr. CARNAHAN:

H.R. 918. A bill to provide for the construction, operation, and maintenance of a connector road in Lemay, Missouri; to the Committee on Transportation and Infrastructure.

By Mr. WILSON of South Carolina (for himself, Mr. NORWOOD, Mr. WICKER, Mr. SESSIONS, Mr. SOUDER, Mr. BARTLETT of Maryland, Mrs. BLACKBURN, Mr. FRANKS of Arizona, Mrs. MUSGRAVE, Mr. GOODE, Mr. GARY G. MILLER of California, Mr. SAM JOHNSON of Texas, Mr. GARRETT of New Jersey, and Mr. PENCE):

H.R. 919. A bill to amend section 1951 of title 18, United States Code (commonly known as the Hobbs Act), and for other purposes; to the Committee on the Judiciary.

By Mr. TAYLOR (for himself, Ms. WATERS, Mr. JINDAL, Mr. MELANCON, Mr. JONES of North Carolina, Mr. JEFFERSON, Mr. BONNER, Mrs. MALONEY of New York, Mr. CLEAVER, Mr. AL GREEN of Texas, Mr. CLAY, Mr. MARKEY, Mr. LINCOLN DAVIS of Tennessee, and Mr. ALEXANDER):

H.R. 920. A bill to amend the National Flood Insurance Act of 1968 to provide for the national flood insurance program to

make available multiperil coverage for damage resulting from windstorms or floods, and for other purposes; to the Committee on Financial Services.

By Ms. MATSUI (for herself, Mr. FRANK of Massachusetts, Ms. NORTON, Mr. BLUMENAUER, Mrs. TAUSCHER, Mr. GEORGE MILLER of California, and Mr. SHIMKUS):

H.R. 921. A bill to authorize the Director of the Federal Emergency Management Agency to make grants to communities to be used for outreach efforts to encourage participation in the national flood insurance program; to the Committee on Financial Services.

By Ms. MATSUI (for herself and Mr. FRANK of Massachusetts):

H.R. 922. A bill to provide for a study by the General Accounting Office on methods, practices, and incentives to increase the extent to which low-income property owners living in high-risk locations participate in the National Flood Insurance Program; to the Committee on Financial Services.

By Mr. LEWIS of Georgia (for himself, Mr. HULSHOF, Mr. CONYERS, Mr. SCOTT of Virginia, Mr. RANGEL, Mr. BISHOP of Georgia, Mr. CLYBURN, Mr. BUTTERFIELD, Mrs. MCCARTHY of New York, Mr. HASTINGS of Florida, Mr. FATTAH, Mr. CLEAVER, Ms. EDDIE BERNICE JOHNSON of Texas, Mrs. CHRISTENSEN, Mr. WATT, Mr. DAVIS of Illinois, Mr. CUMMINGS, Mr. MEEKS of New York, Mr. PAYNE, Ms. WATERS, Mr. JOHNSON of Georgia, Mr. CLAY, Ms. LEE, Mrs. JONES of Ohio, Ms. KILPATRICK, Mr. TOWNS, Mr. SCOTT of Georgia, Mr. ELLISON, Mr. DAVIS of Alabama, Mr. MOORE of Kansas, Ms. WATSON, Ms. CORRINE BROWN of Florida, Mr. WYNN, Ms. MILLENDER-MCDONALD, Ms. MOORE of Wisconsin, Mr. GRIJALVA, Mr. AL GREEN of Texas, Mr. SCHIFF, Mr. SERRANO, Mr. MCDERMOTT, Mr. KUCINICH, Mr. JEFFERSON, Mr. MARSHALL, Mr. RUSH, Mr. THOMPSON of Mississippi, Ms. CARSON, Mr. HONDA, Ms. NORTON, Mr. BERMAN, Mr. BECERRA, Ms. SCHAKOWSKY, Ms. WOOLSEY, Mr. NADLER, Mr. BOSWELL, Mr. VAN HOLLEN, Ms. WASSERMAN SCHULTZ, Mr. COHEN, Mr. MEEK of Florida, Mr. GUTIERREZ, and Ms. CASTOR):

H.R. 923. A bill to establish an Unsolved Crimes Section in the Civil Rights Division of the Department of Justice, and an Unsolved Civil Rights Crime Investigative Office in the Civil Rights Unit of the Federal Bureau of Investigation, and for other purposes; to the Committee on the Judiciary.

By Mr. ALEXANDER (for himself, Mr. BAKER, Mr. MCCREERY, Mr. BOUSTANY, Mr. JINDAL, Mr. JEFFERSON, and Mr. MELANCON):

H.R. 924. A bill to require the Food and Drug Administration to permit the sale of baby turtles as pets so long as the seller uses proven methods to effectively treat salmonella; to the Committee on Energy and Commerce.

By Mr. NUNES (for himself, Mr. COSTA, Mr. CARDOZA, Mr. MCCARTHY of California, Mr. RADANOVICH, Mrs. CAPPS, Mr. FILNER, Ms. ZOE LOFGREN of California, Mr. SHERMAN, Ms. LORETTA SANCHEZ of California, Mr. THOMPSON of California, Mr. LANTOS, Ms. ESHOO, Mr. BERMAN, Mr. MCNERNEY, Ms. SOLIS, Ms. WATSON, Mrs. TAUSCHER, Ms. WOOLSEY, Mr. BACA, Mr. HONDA, Ms. LINDA T. SANCHEZ of California, Mr. GEORGE MILLER of California, Ms. HARMAN, Mrs. NAPOLITANO, and Ms. MATSUI):

H.R. 925. A bill to provide emergency agricultural disaster assistance for agricultural producers, manufacturers, and workers in

the State of California, to appropriate funds for Pacific salmon emergency disaster assistance, and for other purposes; to the Committee on Agriculture, and in addition to the Committees on the Budget, Natural Resources, and Transportation and Infrastructure, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Ms. HERSETH (for herself, Mr. GOODLATTE, Mr. BOYD of Florida, Mrs. DRAKE, Mr. DEFAZIO, Mr. SMITH of Texas, Mr. LUCAS, Mr. KING of Iowa, Mr. KUCINICH, and Ms. WATERS):

H.R. 926. A bill to prohibit the provision of Federal economic development assistance for any State or locality that uses the power of eminent domain power to obtain property for private commercial development or that fails to pay relocation costs to persons displaced by use of the power of eminent domain for economic development purposes; to the Committee on Agriculture, and in addition to the Committees on Transportation and Infrastructure, Financial Services, Natural Resources, and Education and Labor, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. BURGESS:

H.R. 927. A bill to amend the Internal Revenue Code of 1986 to increase the credit for biodiesel used as a fuel; to the Committee on Ways and Means.

By Mr. COOPER:

H.R. 928. A bill to amend the Inspector General Act of 1978 to enhance the independence of the Inspectors General, to create a Council of the Inspectors General on Integrity and Efficiency, and for other purposes; to the Committee on Oversight and Government Reform.

By Mr. COSTELLO (for himself, Mr. SHIMKUS, Mr. RUSH, Mr. LIPINSKI, Mr. LAHOOD, Mr. GUTIERREZ, Mr. JACKSON of Illinois, Mr. KIRK, Mr. EMANUEL, Mr. JOHNSON of Illinois, Mr. WELLER, Mr. HARE, Ms. SCHAKOWSKY, Mr. DAVIS of Illinois, Ms. BEAN, Mr. MANZULLO, and Mr. ROSKAM):

H.R. 929. A bill to establish the Land Between the Rivers National Heritage Area in the State of Illinois, and for other purposes; to the Committee on Natural Resources.

By Ms. JACKSON-LEE of Texas:

H.R. 930. A bill to recognize the extraordinary performance of the Armed Forces in achieving the military objectives of the United States in Iraq, to terminate the Authorization for Use of Military Force Against Iraq Resolution of 2002 (Public Law 107-243), to require congressional reauthorization to continue deployment of the Armed Forces to Iraq, and for other purposes; to the Committee on Foreign Affairs, and in addition to the Committee on Armed Services, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. COSTELLO (for himself, Mr. SHIMKUS, Mr. RAHALL, Mr. LAHOOD, Ms. JACKSON-LEE of Texas, Mr. JOHNSON of Illinois, Mr. HOLDEN, Mr. LINCOLN DAVIS of Tennessee, Mr. HARE, Mrs. CUBIN, Mr. ROSS, and Mr. TIM MURPHY of Pennsylvania):

H.R. 931. A bill to provide for the research, development, and demonstration of coal gasification technology as an energy source in ethanol production; to the Committee on Science and Technology.

By Mr. CROWLEY (for himself, Mr. PASCRELL, Mr. LEWIS of Georgia, Mr. SERRANO, Mr. TOWNS, Ms. MOORE of Wisconsin, Mr. HALL of New York,

Mr. HINCHEY, Mr. McNULTY, and Ms. BERKLEY):

H.R. 932. A bill to amend part D of title XVIII of the Social Security Act to limit the monthly amount of prescription drug cost-sharing for full-benefit dual eligible individuals and other lowest-income individuals under the Medicare prescription drug program; to the Committee on Energy and Commerce, and in addition to the Committee on Ways and Means, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. CUMMINGS (for himself, Mrs. CHRISTENSEN, Mr. VAN HOLLEN, Mr. RUPPERSBERGER, Mr. FATTAH, Mr. TOWNS, Ms. LEE, and Mr. PAYNE):

H.R. 933. A bill to establish within the United States Marshals Service a short term State witness protection program to provide assistance to State and local district attorneys to protect their witnesses in cases involving homicide, serious violent felonies, and serious drug offenses, and to provide Federal grants for such protection; to the Committee on the Judiciary.

By Mr. LINCOLN DAVIS of Tennessee (for himself and Mr. BUTTERFIELD):

H.R. 934. A bill to amend section 218 of the Immigration and Nationality Act to modify the method of calculating the wages to be paid to H-2A workers; to the Committee on the Judiciary.

By Mr. LINCOLN DAVIS of Tennessee:

H.R. 935. A bill to insert certain counties as part of the Appalachian Region; to the Committee on Transportation and Infrastructure.

By Mr. DINGELL (for himself, Mr. BARTON of Texas, Mr. MARKEY, Mr. UPTON, Mr. RUSH, Mr. STEARNS, Ms. SCHAKOWSKY, Mr. BOUCHER, Mr. GORDON, Ms. ESHOO, Mr. STUPAK, Mr. GENE GREEN of Texas, Ms. DEGETTE, Mrs. CAPPS, Mr. DOYLE, Ms. SOLIS, Mr. GONZALEZ, Mr. INSLEE, Ms. BALDWIN, Ms. HOOLEY, Mr. MATHESON, Mr. BUTTERFIELD, Mr. FOSSELLA, Mr. TERRY, Mr. BURGESS, and Mr. ENGEL):

H.R. 936. A bill to prohibit fraudulent access to telephone records; to the Committee on Energy and Commerce.

By Mr. GARRETT of New Jersey (for himself, Mr. MCCOTTER, Mr. KING of Iowa, Mr. SHUSTER, and Mrs. BLACKBURN):

H.R. 937. A bill to withhold United States contributions to the United Nations Development Program; to the Committee on Foreign Affairs.

By Mr. GINGREY (for himself, Mr. GOODE, Mr. BURTON of Indiana, Mr. NORWOOD, Mr. ALEXANDER, Mr. AKIN, Mr. SULLIVAN, Mr. JONES of North Carolina, and Mr. DUNCAN):

H.R. 938. A bill to amend the Immigration and Nationality Act to make changes related to family-sponsored immigrants and to reduce the number of such immigrants; to the Committee on the Judiciary.

By Mr. GOODE:

H.R. 939. A bill to amend title 10, United States Code, to authorize the Secretary of Defense to assign members of the regular or reserve components of the Army, Navy, Air Force, and Marine Corps, under certain circumstances and subject to certain conditions, to assist the Department of Homeland Security in the performance of border protection functions; to the Committee on Armed Services, and in addition to the Committee on Homeland Security, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.



By Mr. HERGER:

H.R. 940. A bill to amend title 18, United States Code, to prohibit the use of interstate commerce for suicide promotion; to the Committee on the Judiciary.

By Mr. JOHNSON of Illinois:

H.R. 941. A bill to authorize the conveyance of a portion of the campus of the Illiana Health Care System of the Department of Veterans Affairs to Danville Area Community College of Vermilion County, Illinois; to the Committee on Veterans' Affairs.

By Ms. EDDIE BERNICE JOHNSON of Texas:

H.R. 942. A bill to amend the Clean Air Act to clarify certain provisions in the national emission standards for hazardous air pollutants to ensure that no major stationary sources of such air pollutants are exempted by Environmental Protection Agency rules from compliance with the maximum achievable control technology standard, and for other purposes; to the Committee on Energy and Commerce.

By Mr. LARSON of Connecticut (for himself, Mr. EMANUEL, Ms. DELAURO, Mr. DOGGETT, Mr. SHAYS, Mr. MCINTYRE, Mr. TIM MURPHY of Pennsylvania, Mr. PASCRELL, Mr. HOLT, Mrs. MCCARTHY of New York, Mr. KUHL of New York, Mr. THOMPSON of Mississippi, Ms. JACKSON-LEE of Texas, Mr. ENGLISH of Pennsylvania, Mr. MCCAUL of Texas, Mr. ISRAEL, Mr. RUPPERSBERGER, Ms. SHEA-PORTER, Mr. WYNN, Mr. CUMMINGS, Mr. COURTNEY, Mr. WEINER, Mr. FRANK of Massachusetts, Mr. BISHOP of New York, Mr. RAMSTAD, Mr. MCHUGH, Mr. ENGEL, Mr. ETHERIDGE, Mr. MURPHY of Connecticut, Mrs. CUBIN, Mr. HARE, Mr. KING of New York, Mr. VAN HOLLEN, Mr. CONYERS, Mr. DOYLE, Mr. PATRICK MURPHY of Pennsylvania, Mr. HINOJOSA, Mr. BLUMENAUER, Mr. ROTHEMAN, Ms. BERKLEY, Mr. CLEAVER, Ms. HIRONO, Mr. BACA, Mr. GORDON, Mr. CAMP of Michigan, Mr. COHEN, Mr. SIREN, Mr. SPACE, Mr. ELLSWORTH, Mr. WILSON of Ohio, Mr. ALTMIRE, Mr. KAGEN, Mr. KLEIN of Florida, Mr. MCNERNEY, Mr. SESTAK, Mr. ARCURI, Mr. HALL of New York, and Mr. SHULER):

H.R. 943. A bill to amend the Internal Revenue Code of 1986 to exclude from income and employment taxes and wage withholding property tax rebates and other benefits provided to volunteer firefighters and emergency medical responders; to the Committee on Ways and Means.

By Mr. LOBIONDO (for himself, Mr. SAXTON, Mr. FERGUSON, Mr. FRELINGHUYSEN, and Mr. SMITH of New Jersey):

H.R. 944. A bill to prohibit the Secretary of the Interior from issuing oil and gas leases on portions of the Outer Continental Shelf located off the coast of New Jersey; to the Committee on Natural Resources.

By Mrs. MALONEY of New York (for herself, Ms. GINNY BROWN-WAITE of Florida, Mr. HINCHWAXMAN):

H.R. 945. A bill to require the Food and Drug Administration to conduct consumer testing to determine the appropriateness of the current labeling requirements for indoor tanning devices and determine whether such requirements provide sufficient information to consumers regarding the risks that the use of such devices pose for the development of irreversible damage to the skin, including skin cancer, and for other purposes; to the Committee on Energy and Commerce.

By Mrs. MALONEY of New York (for herself, Mr. FRANK of Massachusetts, and Ms. CARSON):

H.R. 946. A bill to extend the protections of the Truth in Lending Act to overdraft pro-

tection programs and services provided by depository institutions, to require customer consent before a depository institution may initiate overdraft protection services and fees, to enhance the information made available to consumers relating to overdraft protection services and fees, to prohibit systematic manipulation in the posting of checks and other debits to a depository account for the purpose of generating overdraft protection fees, and for other purposes; to the Committee on Financial Services.

By Mrs. MALONEY of New York (for herself, Ms. JACKSON-LEE of Texas, Mr. ABERCROMBIE, Mr. MOORE of Kansas, Mr. CONYERS, Ms. WOOLSEY, Mr. McNULTY, Mr. SCHIFF, Mr. MORAN of Virginia, Ms. SCHAKOWSKY, Ms. SHEA-PORTER, Mr. GRIJALVA, and Ms. EDDIE BERNICE JOHNSON of Texas):

H.R. 947. A bill to empower women in Afghanistan, and for other purposes; to the Committee on Foreign Affairs.

By Mr. MARKEY (for himself, Mr. BARTON of Texas, Mr. DINGELL, Mr. RUSH, Mr. STEARNS, Ms. SCHAKOWSKY, Mr. GORDON, Ms. ESHOO, Mr. STUPAK, Mr. GENE GREEN of Texas, Ms. DEGETTE, Mrs. CAPPS, Mr. DOYLE, Ms. SOLIS, Mr. GONZALEZ, Mr. INSLEE, Ms. BALDWIN, Ms. HOOLEY, Mr. WEINER, Mr. MATHESON, Mr. BUTTERFIELD, Mr. TERRY, Mr. BURGESS, and Mr. ENGEL):

H.R. 948. A bill to strengthen the authority of the Federal Government to protect individuals from certain acts and practices in the sale and purchase of Social Security numbers and Social Security account numbers, and for other purposes; to the Committee on Energy and Commerce, and in addition to the Committee on Ways and Means, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. MCDERMOTT:

H.R. 949. A bill to extend Federal recognition to the Duwamish Tribe, and for other purposes; to the Committee on Natural Resources.

By Mr. PLATTS:

H.R. 950. A bill to authorize the Secretary of the Interior to study the suitability and feasibility of designating Camp Security, located in Springettsbury, York County, Pennsylvania, as a unit of the National Park System; to the Committee on Natural Resources.

By Mr. PLATTS:

H.R. 951. A bill to amend the Internal Revenue Code of 1986 to suspend the running of periods of limitation for credit or refund of overpayment of Federal income tax by veterans while their service-connected compensation determinations are pending with the Secretary of Veterans Affairs; to the Committee on Ways and Means.

By Mr. PLATTS:

H.R. 952. A bill to amend the Internal Revenue Code of 1986 to provide for an enhanced deduction for qualified residence interest on acquisition indebtedness for heritage homes; to the Committee on Ways and Means.

By Mr. PLATTS (for himself and Mr. MATHESON):

H.R. 953. A bill to repeal the provision of law that provides automatic pay adjustments for Members of Congress; to the Committee on House Administration, and in addition to the Committee on Oversight and Government Reform, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. RANGEL:

H.R. 954. A bill to designate the facility of the United States Postal Service located at 365 West 125th Street in New York, New

York, as the "Percy Sutton Post Office Building"; to the Committee on Oversight and Government Reform.

By Mr. REHBERG:

H.R. 955. A bill to respond to the illegal production, distribution, and use of methamphetamines in the United States, and for other purposes; to the Committee on Energy and Commerce, and in addition to the Committees on Agriculture, Natural Resources, Transportation and Infrastructure, Education and Labor, and the Judiciary, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. RENZI (for himself, Mr. FRANKS of Arizona, Mr. UDALL of New Mexico, and Mr. MATHESON):

H.R. 956. A bill to repeal section 10(f) of Public Law 93-531, commonly known as the "Bennett Freeze"; to the Committee on Natural Resources.

By Ms. ROS-LEHTINEN (for herself, Mr. LANTOS, Mr. PENCE, Mr. ACKERMAN, Mr. CHABOT, Mr. SHERMAN, Mr. POE, Ms. BERKLEY, Mr. ROYCE, Mr. FALEOMAVAEGA, Mr. MCCOTTER, Mr. CROWLEY, Mr. BURTON of Indiana, and Mr. KLEIN of Florida):

H.R. 957. A bill to amend the Iran Sanctions Act of 1996 to expand and clarify the entities against which sanctions may be imposed; to the Committee on Foreign Affairs, and in addition to the Committees on Financial Services, Ways and Means, and Oversight and Government Reform, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. RUSH (for himself, Mr. STEARNS, Ms. SCHAKOWSKY, Mr. DINGELL, Mr. BARTON of Texas, Mr. MARKEY, Mr. GORDON, Ms. ESHOO, Mr. STUPAK, Mr. GENE GREEN of Texas, Ms. DEGETTE, Mrs. CAPPS, Mr. DOYLE, Ms. SOLIS, Mr. GONZALEZ, Mr. INSLEE, Ms. BALDWIN, Ms. HOOLEY, Mr. BUTTERFIELD, Mr. HASTERT, Mrs. BONO, Mr. TERRY, Mr. BURGESS, and Mr. ENGEL):

H.R. 958. A bill to protect consumers by requiring reasonable security policies and procedures to protect computerized data containing personal information, and to provide for nationwide notice in the event of a security breach; to the Committee on Energy and Commerce.

By Mr. SAXTON:

H.R. 959. A bill to expand a Department of Defense survivor annuity program that covers unremarried surviving spouses of certain members of the uniformed services who died before October 1, 1978, to include any otherwise eligible surviving spouse who remarries after age 55 or whose remarriage before age 55 is terminated; to the Committee on Armed Services.

By Mr. SESTAK (for himself, Ms. SHEA-PORTER, and Mr. COHEN):

H.R. 960. A bill to enhance the national security interests of the United States both at home and abroad by setting a deliberate timetable for the redeployment of United States Armed Forces from Iraq by December 31, 2007, and for other purposes; to the Committee on Armed Services, and in addition to the Committee on Foreign Affairs, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. SHUSTER (for himself and Mr. HOLDEN):

H.R. 961. A bill to protect American workers and responders by ensuring the continued commercial availability of respirators and to establish rules governing product liability

actions against manufacturers and sellers of respirators; to the Committee on the Judiciary, and in addition to the Committee on Energy and Commerce, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Ms. SLAUGHTER:

H.R. 962. A bill to amend the Federal Food, Drug, and Cosmetic Act to preserve the effectiveness of medically important antibiotics used in the treatment of human and animal diseases; to the Committee on Energy and Commerce.

By Mr. STUPAK:

H.R. 963. A bill to amend title 38, United States Code, to provide that the rate of reimbursement for motor vehicle travel under the beneficiary travel program of the Department of Veterans Affairs shall be the same as the rate for private vehicle reimbursement for Federal employees; to the Committee on Veterans' Affairs.

By Mr. TOWNS (for himself, Mrs. BONO, Mr. DINGELL, Mr. BARTON of Texas, Mr. RUSH, Mr. STEARNS, Mr. MARKEY, Ms. SCHAKOWSKY, Mr. BOUCHER, Mr. GORDON, Ms. ESHOO, Mr. STUPAK, Mr. GENE GREEN of Texas, Ms. DEGETTE, Mrs. CAPPS, Mr. DOYLE, Ms. SOLIS, Mr. GONZALEZ, Mr. INSLEE, Ms. HOOLEY, Mr. WEINER, Mr. MATHESON, Mr. BUTTERFIELD, Mr. HASTERT, Mr. RADANOVICH, Mr. TERRY, Mrs. MYRICK, Mr. BURGESS, and Mr. ENGEL):

H.R. 964. A bill to protect users of the Internet from unknowing transmission of their personally identifiable information through spyware programs, and for other purposes; to the Committee on Energy and Commerce.

By Mr. UDALL of Colorado:

H.R. 965. A bill to amend the Carl D. Perkins Vocational and Technical Education Act of 1998 to modify the definition of "Indian student count"; to the Committee on Education and Labor.

By Mr. UDALL of Colorado:

H.R. 966. A bill to amend the Indian Financing Act of 1974 to provide for sale and assignment of loans and underlying security, and for other purposes; to the Committee on Natural Resources.

By Mr. UDALL of Colorado:

H.R. 967. A bill to establish the treatment of actual rental proceeds from leases of land acquired under an Act providing for loans to Indian tribes and tribal corporations; to the Committee on Natural Resources.

By Mr. UDALL of Colorado:

H.R. 968. A bill to amend the Indian Self-Determination and Education Assistance Act to modify provisions relating to the National Fund for Excellence in American Indian Education; to the Committee on Education and Labor, and in addition to the Committee on Natural Resources, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. UDALL of New Mexico (for himself, Mr. PLATTS, Mr. PALLONE, Mr. UDALL of Colorado, Mr. SHAYS, Ms. DEGETTE, Mr. MCNERNEY, and Mr. DOGGETT):

H.R. 969. A bill to amend title VI of the Public Utility Regulatory Policies Act of 1978 to establish a Federal renewable energy portfolio standard for certain retail electric utilities, and for other purposes; to the Committee on Energy and Commerce.

By Mr. UPTON (for himself and Mr. LARSEN of Washington):

H.R. 970. A bill to amend the Federal Food, Drug, and Cosmetic Act with respect to the distribution of the drug dextromethorphan,

and for other purposes; to the Committee on Energy and Commerce.

By Mr. WEINER (for himself and Mr. MORAN of Kansas):

H.R. 971. A bill to ensure and foster continued patient safety and quality of care by making the antitrust laws apply to negotiations between groups of independent pharmacies and health plans and health insurance issuers (including health plans under parts C and D of the Medicare Program) in the same manner as such laws apply to protected activities under the National Labor Relations Act; to the Committee on the Judiciary.

By Mr. WEXLER (for himself, Mr. FILLNER, Mr. KUCINICH, Mr. MORAN of Virginia, Mr. MCNERNEY, Ms. JACKSON-LEE of Texas, and Mr. GONZALEZ):

H.R. 972. A bill to provide compensation to individuals who, during the Vietnam conflict, were employees of the Federal Government or contractor employees of the Department of Defense and suffered disability or death from exposure to Agent Orange; to the Committee on the Judiciary.

By Mr. WOLF:

H.R. 973. A bill to amend the Internal Revenue Code of 1986 to allow physicians a credit against income tax for providing charity care; to the Committee on Ways and Means.

By Mr. PLATTS:

H.J. Res. 24. A joint resolution proposing an amendment to the Constitution of the United States to limit the number of consecutive terms that a Member of Congress may serve; to the Committee on the Judiciary.

By Mr. LINCOLN DAVIS of Tennessee:

H. Con. Res. 61. Concurrent resolution expressing the sense of the Congress that the United States flag flown over the United States Capitol should be lowered to half-mast one day each month in honor of the brave men and women from the United States who have lost their lives in military conflicts; to the Committee on House Administration.

By Mr. TOM DAVIS of Virginia:

H. Con. Res. 62. Concurrent resolution supporting the goals and ideals of a National Children and Families Day, in order to encourage adults in the United States to support and listen to children and to help children throughout the Nation achieve their hopes and dreams, and for other purposes; to the Committee on Oversight and Government Reform.

By Mr. EMANUEL:

H. Res. 139. A resolution electing Members to certain standing committees of the House of Representatives; considered and agreed to.

By Mr. JOHNSON of Georgia:

H. Res. 140. A resolution requesting the Secretary of Defense to remove members of the United States Armed Forces from street patrol duty in Iraq; to the Committee on Armed Services.

By Mr. COLE of Oklahoma (for himself, Mr. BOREN, Mr. LUCAS, Mr. SULLIVAN, and Ms. FALLIN):

H. Res. 141. A resolution congratulating Miss Lauren Nelson for being crowned Miss America and thanking the participants in and supporters of the Miss America Competition for their contributions to young women's lives and communities; to the Committee on Oversight and Government Reform.

By Ms. JACKSON-LEE of Texas:

H. Res. 142. A resolution honoring the life and accomplishments of Kevin Dwayne Ener, a dedicated radio broadcaster who worked diligently to provide valuable broadcast services to the Acres Homes Communities in Houston, Texas; to the Committee on Oversight and Government Reform.

By Mrs. DAVIS of California (for herself, Mr. PATRICK MURPHY of Pennsyl-

vania, Mr. BLUMENAUER, Ms. MCCOLLUM of Minnesota, Mr. SNYDER, Ms. MOORE of Wisconsin, Mr. ELLISON, Mr. PRICE of North Carolina, Mr. SCHIFF, Mr. KLEIN of Florida, and Ms. SCHWARTZ):

H. Res. 143. A resolution urging the President to appoint a Special Envoy for Middle East Peace; to the Committee on Foreign Affairs.

By Ms. JACKSON-LEE of Texas (for herself, Ms. CARSON, Mrs. CHRISTENSEN, Mr. FATTAH, Mr. HASTINGS of Florida, Ms. EDDIE BERNICE JOHNSON of Texas, Mrs. JONES of Ohio, Ms. KILPATRICK, and Ms. NORTON):

H. Res. 144. A resolution honoring the life and accomplishments of Arva "Marie" Johnson, a pioneer in the United States Capitol Police Department when she became the first African-American female to wear the uniform of the United States Capitol Police Department; to the Committee on House Administration.

By Mr. GONZALEZ (for himself, Mr. BACA, Mr. CUELLAR, Mr. AL GREEN of Texas, Ms. EDDIE BERNICE JOHNSON of Texas, Mr. MARSHALL, Ms. MCCOLLUM of Minnesota, Mr. MORAN of Virginia, Mr. ORTIZ, Mr. PASTOR, Mr. PAUL, Ms. LORETTA SANCHEZ of California, Mr. SERRANO, Mr. STUPAK, Mr. GRIJALVA, Ms. JACKSON-LEE of Texas, Mr. GENE GREEN of Texas, Mr. SMITH of Texas, and Mr. RODRIGUEZ):

H. Res. 145. A resolution recognizing the public service of Archbishop Patrick Flores; to the Committee on Oversight and Government Reform.

By Ms. EDDIE BERNICE JOHNSON of Texas (for herself and Mrs. CAPPS):

H. Res. 146. A resolution expressing the sense of the House of Representatives that the United States should take action to meet its obligations, and to ensure that all other member states of the United Nations meet their obligations, to women as agreed to in United Nations Security Council Resolution 1325 relating to women, peace, and security, and the United States should fully assume the implementation of international law relating to human rights that protects the rights of women and girls during and after conflicts, and for other purposes; to the Committee on Foreign Affairs.

By Mr. KING of Iowa (for himself, Mr. FRANKS of Arizona, Mr. HENSARLING, Mrs. MYRICK, Mr. PEARCE, Mr. WILSON of South Carolina, Mr. MILLER of Florida, Mr. GINGREY, Mr. WALBERG, Mr. PENCE, Mr. SHADEGG, Mr. SALL, Mr. SAXTON, and Mr. RADANOVICH):

H. Res. 147. A resolution expressing the sense of the House of Representatives that the United States is committed to victory in the global War on Terror and committed to victory on that battlefield in the War on Terror that is Iraq; to the Committee on Foreign Affairs, and in addition to the Committee on Armed Services, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mrs. MALONEY of New York (for herself, Mr. BILIRAKIS, Mr. BROWN of South Carolina, Mr. PALLONE, Mr. RUSH, Mr. MARKEY, Ms. WATSON, Mr. MCGOVERN, Mr. SPACE, Mr. LINCOLN DIAZ-BALART of Florida, Mr. MCCOTTER, and Mrs. DRAKE):

H. Res. 148. A resolution recognizing and appreciating the historical significance and the heroic human endeavor and sacrifice of the people of Crete during World War II and commending the PanCretan Association of America; to the Committee on Foreign Affairs.

By Ms. SCHAKOWSKY (for herself, Mrs. BIGBERT, Mrs. CAPPS, Mrs. MCMORRIS RODGERS, Ms. FALLIN, Mr. LANTOS, Mr. BERMAN, Ms. BORDALLO, Mr. BOSWELL, Ms. CORRINE BROWN of Florida, Mr. CARNAHAN, Mrs. CHRISTENSEN, Mr. COHEN, Mr. COSTA, Mr. CROWLEY, Mr. CUMMINGS, Mr. DAVIS of Illinois, Mrs. DAVIS of California, Ms. DELAURO, Mr. ETHERIDGE, Mr. FARR, Mr. FATTAH, Mr. FILNER, Mr. FRANK of Massachusetts, Ms. GRANGER, Mr. GRIJALVA, Mr. GUTIERREZ, Mr. HASTINGS of Florida, Mr. HINCHEY, Mr. HINOJOSA, Ms. HIRONO, Ms. NORTON, Mr. HONDA, Ms. JACKSON-LEE of Texas, Ms. EDDIE BERNICE JOHNSON of Texas, Ms. KAPTUR, Mr. KILDEE, Ms. KILPATRICK, Mr. KIRK, Mr. LAHOOD, Ms. LEE, Mr. LEVIN, Mrs. LOWEY, Mrs. MALONEY of New York, Mr. MANZULLO, Ms. MCCOLLUM of Minnesota, Mrs. MCCARTHY of New York, Mr. MCDERMOTT, Mr. MCGOVERN, Mr. McNULTY, Mr. MEEKS of New York, Ms. MILLENDER-MCDONALD, Mr. GEORGE MILLER of California, Ms. MOORE of Wisconsin, Mrs. CAPITO, Mr. MORAN of Virginia, Mr. NADLER, Mrs. NAPOLITANO, Mr. PALLONE, Mr. PAYNE, Mr. REYES, Mr. RUSH, Ms. LINDA T. SANCHEZ of California, Ms. LORETTA SANCHEZ of California, Mr. SCOTT of Virginia, Mr. SRES, Ms. SLAUGHTER, Ms. SOLIS, Mrs. JONES of Ohio, Ms. VELÁZQUEZ, Ms. WATSON, Mr. WEXLER, Mr. WHITFIELD, Ms. WOOLSEY, Mr. WU, and Mr. WYNN):

H. Res. 149. A resolution supporting the goals of International Women's Day; to the Committee on Foreign Affairs, and in addition to the Committee on the Judiciary, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. SHADEGG (for himself, Mr. WAMP, Mr. GINGREY, Mr. PRICE of Georgia, Mr. PITTS, Mr. AKIN, Mr. CONAWAY, Mr. PENCE, Mr. MARCHANT, Mr. WALBERG, Mrs. BLACKBURN, and Mr. LEWIS of Kentucky):

H. Res. 150. A resolution expressing the sense of the House of Representatives that the Commander of Multinational Forces-Iraq and all United States personnel under his command should receive from Congress the full support necessary to carry out the United States mission in Iraq; to the Committee on Armed Services, and in addition to the Committee on Foreign Affairs, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. THOMPSON of Mississippi:

H. Res. 151. A resolution recognizing and honoring York for his role in the Lewis and Clark Expedition; to the Committee on Oversight and Government Reform.

#### 120.30 PRIVATE BILLS AND RESOLUTIONS

Under clause 3 of rule XII, private bills and resolutions of the following titles were introduced and severally referred, as follows:

By Mrs. NAPOLITANO:

H.R. 974. A bill to authorize and request the President to award the Medal of Honor to Joseph T. Getherall, of Hacienda Heights, California, for acts of valor in the Republic of Vietnam on December 22, 1966, while serving in the Marine Corps during the Vietnam War; to the Committee on Armed Services.

By Mr. PLATTS:

H.R. 975. A bill for the relief of certain aliens who were aboard the Golden Venture; to the Committee on the Judiciary.

#### 120.31 ADDITIONAL SPONSORS

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

H.R. 17: Mr. ARCURI, Mr. SHULER, Mr. SCOTT of Georgia, Mr. POE, Mr. GERLACH, Mr. GEORGE MILLER of California, Ms. HIRONO, Mr. DAVID DAVIS of Tennessee, Mr. WICKER, and Mr. ROTHMAN.

H.R. 19: Mr. BACHUS.

H.R. 25: Mr. DUNCAN, Mr. GARY G. MILLER of California, Mr. BARTLETT of Maryland, Mr. HUNTER, and Mr. BAKER.

H.R. 40: Mr. LEWIS of Georgia.

H.R. 60: Mr. MAHONEY of Florida and Mr. HALL of Texas.

H.R. 66: Mr. GOODE.

H.R. 73: Mr. ALEXANDER, Mrs. MUSGRAVE, Mrs. CUBIN, Mrs. DRAKE, and Mr. HALL of Texas.

H.R. 87: Mr. REICHERT.

H.R. 89: Mr. BURTON of Indiana and Mrs. JO ANN DAVIS of Virginia.

H.R. 111: Mr. HARE, Mr. BILIRAKIS, Mr. KIRK, Mr. COSTELLO, Mr. POMEROY, Mr. PEARCE, and Mr. SMITH of New Jersey.

H.R. 136: Mr. CAMPBELL of California.

H.R. 137: Mr. AL GREEN of Texas.

H.R. 154: Mr. GERLACH.

H.R. 180: Mr. DELAHUNT and Ms. WATSON.

H.R. 197: Mr. REICHERT, Ms. DEGETTE, Mr. LOBIONDO, and Mr. MANZULLO.

H.R. 210: Ms. ROYBAL-ALLARD.

H.R. 219: Mr. COLE of Oklahoma.

H.R. 232: Mrs. MUSGRAVE.

H.R. 260: Mr. McCOTTER, Mr. GILCREST, Ms. SHEA-PORTER, Mr. PETRI, Mr. KUHL of New York, Mr. UPTON, Mr. CASTLE, Mr. ROGERS of Michigan, and Mr. DEFazio.

H.R. 270: Mr. PORTER.

H.R. 277: Mr. DOGGETT.

H.R. 289: Mr. SOUDER, Mr. AKIN, and Mr. McCOTTER.

H.R. 303: Mr. BARTLETT of Maryland, Mr. WAMP, Mr. TIERNEY, Mrs. CAPPS, Mrs. JO ANN DAVIS of Virginia, Mr. PALLONE, and Mr. GARRETT of New Jersey.

H.R. 321: Mr. GERLACH, Mr. KUHL of New York, and Mr. PETERSON of Pennsylvania.

H.R. 333: Mr. LAHOOD, Ms. BALDWIN, and Mr. HOLDEN.

H.R. 343: Mr. GOODE.

H.R. 351: Mr. FATTAH.

H.R. 353: Mr. LOEBSACK.

H.R. 358: Mr. BOOZMAN, Mr. REYNOLDS, Mr. MITCHELL, and Mr. MCHUGH.

H.R. 359: Ms. WOOLSEY and Mr. AL GREEN of Texas.

H.R. 368: Mr. MILLER of Florida.

H.R. 394: Mr. DICKS, Mr. LEWIS of Kentucky, and Mr. JOHNSON of Illinois.

H.R. 402: Mrs. BOYDA of Kansas, Mr. GOODE, and Mrs. CHRISTENSEN.

H.R. 418: Mrs. CAPITO, Mr. SOUDER, Mr. UDALL of Colorado, and Mr. SCOTT of Virginia.

H.R. 432: Mr. SALI, Mr. BILIRAKIS, Mr. MICA, Mrs. MCMORRIS RODGERS, and Mrs. CAPITO.

H.R. 471: Mrs. WILSON of New Mexico, Mr. DAVID DAVIS of Tennessee, Mr. BISHOP of Utah, Mr. PRICE of Georgia, Mr. CONAWAY, Mr. FERGUSON, Mr. MACK, Mr. SMITH of New Jersey, Mr. ALEXANDER, Mr. POE, Mr. GERLACH, Mr. BURGESS, Mr. CANTOR, Mrs. BLACKBURN, Mr. CALVERT, Mr. INGLIS of South Carolina, and Mr. KUHL of New York.

H.R. 473: Mr. GARRETT of New Jersey.

H.R. 477: Ms. WOOLSEY, Mr. CASTLE, and Mr. DUNCAN.

H.R. 500: Mr. WESTMORELAND.

H.R. 506: Mr. SCOTT of Georgia, Mr. GRIJALVA, Mr. MURPHY of Connecticut, Ms.

DEGETTE, Mr. GONZALEZ, Mr. KUHL of New York, Mrs. MYRICK, and Mr. HALL of Texas.

H.R. 507: Mrs. NAPOLITANO, Mr. TIBERI, and Ms. WOOLSEY.

H.R. 508: Mr. GUTIERREZ.

H.R. 539: Mr. MCCAUL of Texas, Mr. MORAN of Virginia, Mr. MCHUGH, Mr. REICHERT, Mrs. DRAKE, Mr. McCOTTER, Mr. MICHAUD, Mr. BOSWELL, Mr. TOWNS, Mr. TIM MURPHY of Pennsylvania, Mr. SHUSTER, Ms. FOXX, Mr. PETRI, and Mr. BUTTERFIELD.

H.R. 542: Mr. FILNER.

H.R. 545: Mr. GUTIERREZ.

H.R. 549: Ms. HARMAN.

H.R. 552: Mr. GORDON, Mr. DAVID DAVIS of Tennessee, Mr. RAHALL, Mr. GERLACH, and Mrs. CAPPS.

H.R. 556: Mr. HASTINGS of Washington, Mr. DICKS, Mr. ENGLISH of Pennsylvania, and Mr. SMITH of Washington.

H.R. 562: Ms. JACKSON-LEE of Texas, and Mr. ALEXANDER.

H.R. 563: Mr. DOOLITTLE and Mr. LAMBORN.

H.R. 567: Mr. FOSSELLA, Mr. GRIJALVA, and Mr. BISHOP of Georgia.

H.R. 579: Ms. KILPATRICK, Ms. BORDALLO, Ms. SUTTON, Mr. DOYLE, Mr. REYES, Mr. MOORE of Kansas, Mr. ROSS, Mr. BARTLETT of Maryland, Mr. CUELLAR, Mr. SCOTT of Virginia, Mr. FORBES, Mr. HOLT, Ms. HERSETH, Mr. LEWIS of Kentucky, and Mr. BACA.

H.R. 620: Ms. MOORE of Wisconsin, Ms. EDDIE BERNICE JOHNSON of Texas, Mrs. JONES of Ohio, Mr. BERMAN, Mr. SESTAK, and Ms. LINDA T. SANCHEZ of California.

H.R. 621: Mr. FOSSELLA, Ms. KAPTUR, Mr. DAVID DAVIS of Tennessee, Mr. FORTUÑO, Mr. PORTER, and Mrs. MCCARTHY of New York.

H.R. 625: Ms. LINDA T. SANCHEZ of California, and Mr. STARK.

H.R. 628: Mr. TIBERI, Mr. MILLER of Florida, Mr. KING of New York, Mr. TERRY, and Ms. HIRONO.

H.R. 632: Mr. BOOZMAN, Mr. McCOTTER, and Mr. HARE.

H.R. 633: Ms. VELÁZQUEZ.

H.R. 634: Mr. FATTAH, Mr. GONZALEZ, Mr. JEFFERSON, Mr. HALL of Texas, Mr. MARKEY, Mr. BARTLETT of Maryland, Mr. MILLER of Florida, Mr. CALVERT, Mr. MARCHANT, Mr. LEWIS of California, Mr. REYES, Mr. CUMMINGS, Mrs. CHRISTENSEN, and Mrs. MCMORRIS RODGERS.

H.R. 635: Mr. KUHL of New York and Mr. TERRY.

H.R. 636: Mr. BUYER, Mr. MCHUGH, Mr. HAYES, Mr. LINCOLN DAVIS of Tennessee, Mr. SALI, and Mr. BOOZMAN.

H.R. 642: Mr. PASCRELL, Mr. BONNER, Mr. LEWIS of Georgia, Ms. SUTTON, and Ms. JACKSON-LEE of Texas.

H.R. 645: Mr. LARSON of Connecticut.

H.R. 648: Mr. MELANCON, Mr. BONNER, Mr. McCOTTER, and Mr. PLATTS.

H.R. 654: Ms. WATSON, Mr. BERRY, Mrs. BIGBERT, Mr. LAHOOD, Ms. SOLIS, Mr. JOHNSON of Illinois, Ms. EDDIE BERNICE JOHNSON of Texas, Mr. JEFFERSON, Mr. BLUMENAUER, Mr. BERMAN, Mr. TOWNS, Mr. HINCHEY, Ms. HARMAN, Ms. CARSON, Ms. BALDWIN, and Mr. PAYNE.

H.R. 657: Mr. BRADY of Pennsylvania, Mr. PETERSON of Minnesota, Mr. BARTLETT of Maryland, and Mr. CLAY.

H.R. 661: Mr. LEWIS of Georgia.

H.R. 662: Mr. FORTUÑO and Mr. YOUNG of Alaska.

H.R. 677: Mr. LINCOLN DAVIS of Tennessee, Ms. KILPATRICK, and Mr. BISHOP of Georgia.

H.R. 678: Ms. SCHWARTZ and Mr. CONYERS.

H.R. 686: Mr. HALL of Texas, Mr. SHAYS, and Mr. LOBIONDO.

H.R. 687: Ms. JACKSON-LEE of Texas and Mr. McNULTY.

H.R. 690: Mr. LEWIS of Kentucky.

H.R. 694: Ms. NORTON and Mr. AL GREEN of Texas.

H.R. 697: Mr. DEAL of Georgia, Mr. NEUGEBAUER, and Mr. FORBES.

H.R. 698: Mr. PATRICK MURPHY of Pennsylvania, Ms. MCCOLLUM of Minnesota, Mr. REHBERG, Mr. GILCHRIST, and Mr. WOLF.

H.R. 701: Mr. HARE and Mr. RUSH.

H.R. 711: Mrs. MYRICK and Mr. WALZ of Minnesota.

H.R. 713: Mr. BISHOP of New York and Mr. KING of New York.

H.R. 714: Mrs. JONES of Ohio.

H.R. 720: Mr. CARNAHAN, Mr. PASCRELL, Mr. DINGELL, and Mr. HALL of New York.

H.R. 721: Mr. ROGERS of Alabama, Mr. SCOTT of Georgia, Mrs. CAPITO, Mr. CARTER, Mr. WESTMORELAND, Mr. MILLER of North Carolina, Mr. ENGLISH of Pennsylvania, Mr. LAHOOD, Mr. WICKER, and Mr. RAMSTAD.

H.R. 725: Mr. MARCHANT and Mr. WESTMORELAND.

H.R. 727: Mr. SESSIONS, Mr. MCNULTY, Mrs. CAPPS, Mr. McDERMOTT, Mr. SHAYS, and Mr. GRIJALVA.

H.R. 736: Mr. SMITH of Nebraska.

H.R. 740: Mr. BOUCHER, Ms. JACKSON-LEE of Texas, Mr. GUTIERREZ, and Mr. SHERMAN.

H.R. 746: Mr. BRADY of Pennsylvania.

H.R. 748: Mr. MORAN of Kansas, Mr. GARY G. MILLER of California, Mr. WOLF, Mr. BISHOP of New York, and Mr. PRICE of North Carolina.

H.R. 758: Mr. WATT.

H.R. 779: Mr. SAM JOHNSON of Texas.

H.R. 780: Mr. ROSS.

H.R. 782: Mrs. NAPOLITANO, Mr. MCNERNEY, Mr. WESTMORELAND, Mr. MCCOTTER, Mr. DUNCAN, and Mr. GENE GREEN of Texas.

H.R. 784: Mr. FATTAH.

H.R. 787: Mr. BRADY of Pennsylvania, Mr. WALZ of Minnesota, Mr. WELCH of Vermont, Mr. KANJORSKI, Mr. CARNEY, Mrs. JONES of Ohio, Mr. STARK, Mr. GEORGE MILLER of California, Mr. ABERCROMBIE, Mr. BACA, Mr. DUNCAN, Ms. ESHOO, Mr. LARSON of Connecticut, Mr. LEWIS of Georgia, Mr. PAYNE, and Ms. SCHAKOWSKY.

H.R. 790: Ms. BORDALLO and Mr. MARSHALL.

H.R. 797: Mr. FRANK of Massachusetts, Mr. JOHNSON of Georgia, Mr. GUTIERREZ, Ms. KAPTUR, Mr. FATTAH, Ms. KILPATRICK, Ms. JACKSON-LEE of Texas, Mr. WALZ of Minnesota, and Ms. CORRINE BROWN of Florida.

H.R. 800: Mr. BERRY.

H.R. 811: Mr. THOMPSON of California, Ms. ZOE LOFGREN of California, and Ms. BALDWIN.

H.R. 814: Ms. LORETTA SANCHEZ of California, Mr. BOSWELL, Mr. MORAN of Kansas, and Mr. HASTINGS of Florida.

H.R. 822: Mr. GEORGE MILLER of California, Mr. FRANK of Massachusetts, Mr. PAYNE, Mr. GRIJALVA, and Mr. HASTINGS of Florida.

H.R. 826: Mr. GOODE.

H.R. 851: Mr. FORBES.

H.R. 854: Ms. NORTON and Mr. PAYNE.

H.R. 897: Mr. SHAYS, Mr. TIERNEY, Ms. EDDIE BERNICE JOHNSON of Texas, Mr. MORAN of Virginia, and Mr. WELCH of Vermont.

H.J. Res. 14: Mr. CLAY.

H. Con. Res. 7: Mr. MORAN of Virginia.

H. Con. Res. 40: Mr. SAXTON, Mr. TIBERI, and Mr. REGULA.

H. Con. Res. 43: Mr. ALLEN.

H. Con. Res. 45: Mr. TOM DAVIS of Virginia.

H. Con. Res. 49: Mr. LIPINSKI, Mr. BRADY of Pennsylvania, Mr. BROWN of South Carolina, Mr. FORTUÑO, Mr. JOHNSON of Georgia, Mr. PAYNE, Mr. MATHESON, Ms. CORRINE BROWN of Florida, Ms. BORDALLO, Mr. LINCOLN DAVIS of Tennessee, Mr. TANNER, Mr. DOYLE, Ms. PRYCE of Ohio, Ms. WOOLSEY, Mr. WALSH of New York, Mr. MCGOVERN, Mrs. MILLER of Michigan, Mr. WELLER, Ms. JACKSON-LEE of Texas, Ms. FOXX, Mr. BURTON of Indiana, Mr. HENSARLING, Mr. GOODE, Mr. KIRK, Mr. KILDEE, Mr. FILNER, Mr. HOLT, Mr. PETERSON of Minnesota, and Mr. BUYER.

H. Res. 18: Mr. DAVIS of Kentucky.

H. Res. 37: Mr. RODRIGUEZ.

H. Res. 42: Mr. COHEN, Mr. HOLT, Mr. GEORGE MILLER of California, Mr. MOORE of Kansas, Ms. CARSON, Mr. MARKEY, Mr. BACA,

Mrs. MALONEY of New York, Mr. TOWNS, Mr. JOHNSON of Georgia, Ms. NORTON, Ms. ESHOO, Mr. ETHERIDGE, Ms. KILPATRICK, Mr. FATTAH, Mrs. NAPOLITANO, Ms. BALDWIN, Mr. PAYNE, Mr. CONAWAY, Mr. GRIJALVA, Ms. CORRINE BROWN of Florida, Mr. BRADY of Texas, Mr. MCGOVERN, Ms. MCCOLLUM of Minnesota, Mr. BARTON of Texas, Ms. WOOLSEY, Ms. LEE, Ms. DELAURO, Mr. FRANK of Massachusetts, Mr. LYNCH, Mrs. TAUSCHER, Mr. LEWIS of Georgia, Mr. SIREN, Mrs. CAPPS, Mr. DAVIS of Illinois, Mr. MILLER of North Carolina, Ms. WATSON, Mr. PASCRELL, Ms. BORDALLO, Mr. GUTIERREZ, and Ms. SCHAKOWSKY.

H. Res. 53: Mr. AKIN, Mr. COHEN, Mr. JEFFERSON, Ms. EDDIE BERNICE JOHNSON of Texas, Mr. POE, Mr. GOHMERT, and Mr. MORAN of Kansas.

H. Res. 55: Mr. WAXMAN, Mr. GONZALEZ, Mr. HARE, and Mr. MCGOVERN.

H. Res. 97: Mr. BRALEY of Iowa.

H. Res. 100: Mr. ANDREWS, Mr. NADLER, and Ms. BALDWIN.

H. Res. 101: Ms. ZOE LOFGREN of California, Mr. MCNERNEY, and Ms. BORDALLO.

H. Res. 106: Mr. JOHNSON of Georgia, Mr. LAMBORN, Mr. WALSH of New York, Mr. WU, Mr. MARCHANT, Ms. HARMAN, and Mr. MICHAUD.

H. Res. 107: Mr. LEWIS of Georgia, Mr. NADLER, Mr. WOLF, Mr. WILSON of South Carolina, Ms. FOXX, Mr. VAN HOLLEN, and Mr. HOLT.

H. Res. 117: Mr. EHLERS, Mr. GOODLATTE, Mr. UPTON, Mr. MANZULLO, Mr. WILSON of South Carolina, Mr. DENT, Mr. MCHENRY, Mr. SERRANO, Mr. KUHLMANN, Mr. SESTAK, Mr. FATTAH, and Mr. TOM DAVIS of Virginia.

H. Res. 119: Mr. PASTOR, Mrs. CUBIN, Ms. SOLIS, and Ms. NORTON.

H. Res. 123: Mr. PLATTS and Mr. ISRAEL.

H. Res. 135: Mr. HINOJOSA, Mr. WATT, Mr. AL GREEN of Texas, Mr. RUPPERSBERGER, Mr. MARSHALL, Mr. DAVIS of Illinois, Mr. FORBES, Mr. COHEN, Mr. WYNN, Ms. CLARKE, Mrs. CHRISTENSEN, and Mr. RANGEL.

## FRIDAY, FEBRUARY 9, 2007 (21)

### 21.1 APPOINTMENT OF SPEAKER PRO TEMPORE

The House was called to order by the SPEAKER pro tempore, Mr. MORAN of Virginia, who laid before the House the following communication:

WASHINGTON, DC,

February 9, 2007.

I hereby appoint the Honorable JAMES P. MORAN to act as Speaker pro tempore on this day.

NANCY PELOSI,

*Speaker of the House of Representatives.*

### 21.2 APPROVAL OF THE JOURNAL

The SPEAKER pro tempore, Mr. MORAN of Virginia, announced he had examined and approved the Journal of the proceedings of Thursday, February 8, 2007.

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

### 21.3 COMMUNICATIONS

Executive and other communications, pursuant to clause 8, rule XII, were referred as follows:

566. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting a report on U.S. military personnel and U.S. individual civilians retained as contractors involved in supporting Plan Colombia, pursuant to Public Law 106-246, section 3204 (f) (114 Stat. 577); to the Committee on Armed Services.

567. A letter from the Assistant Secretary of the Army for Civil Works, Department of Defense, transmitting notification that the Secretary of the Army supports the authorization and plans to implement the flood damage reduction project for the Town of Bloomsburg, Columbia County, Pennsylvania; (H. Doc. No. 110-13); to the Committee on Transportation and Infrastructure and ordered to be printed.

568. A letter from the Chief, Publications and Regulations, Internal Revenue Service, transmitting the Service's final rule — Reporting Rules for Widely Held Fixed Investment Trusts [TD9308] (RIN: 1545-BF75) received January 3, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

569. A letter from the Chief, Publications and Regulations Branch, Internal Revenue Service, transmitting the Service's final rule — Qualified Amended Returns [TD 9309] (RIN: 1545-BD40) received January 10, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

570. A letter from the Chief, Publications and Research Branch, Internal Revenue Service, transmitting the Service's final rule — Source of Income from Certain Space and Ocean Activities; Source of Communications Income [TD 9305] (RIN: 1545-AW50) received January 3, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

571. A letter from the Chief, Publications and Regulations Branch, Internal Revenue Service, transmitting the Service's final rule — User Fees for Processing Installment Agreements [TD 9306] (RIN: 1545-BF69) received January 3, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

572. A letter from the Chief, Publications and Regulations Branch, Internal Revenue Service, transmitting the Service's final rule — Changes in Computing Depreciation [TD 9307] (RIN: 1545-BC18) received January 3, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

573. A letter from the Chief, Publications and Regulations Branch, Internal Revenue Service, transmitting the Service's final rule — Guidance Necessary to Facilitate Business Electronic Filing Under Section 1561 [TD 9304] (RIN: 1545-BF26) received January 3, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

574. A letter from the Chief, Publications and Regulations Branch, Internal Revenue Service, transmitting the Service's final rule — Closing agreements (Rev. Proc. 2007-19) received February 1, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

575. A letter from the Chief, Publications and Regulations Branch, Internal Revenue Service, transmitting the Service's final rule — North Dakota State University v. United States — received February 1, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

576. A letter from the Chief, Publications and Regulations Branch, Internal Revenue Service, transmitting the Service's final rule — Closing Agreements for Certain Life Insurance and Annuity Contracts that Fail to Meet the Requirements of Section 817(h), 7702 of 7702 A (as Applicable) [Notice 2007-15] received February 1, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

577. A letter from the Chief, Publications and Regulations Branch, Internal Revenue Service, transmitting the Service's final rule — Diversification Requirements for Qualified Defined Contribution Plans Holding Publicly Traded Employer Securities [Notice 2006-107] received February 1, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

578. A letter from the Chief, Publications and Regulations Branch, Internal Revenue Service, transmitting the Service's final rule — Liabilities in excess of basis (Rev. Rul. 2007-8) received January 23, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

579. A letter from the Chief, Publications and Regulations Branch, Internal Revenue Service, transmitting the Service's final rule — Determination of Issue Price in the case of Certain Debt Instruments Issued for Property (Rev. Rul. 2007-9) received January 23, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

580. A letter from the Chief, Publications and Regulations Branch, Internal Revenue Service, transmitting the Service's final rule — Special rules for certain transactions where stated principal amount does not exceed \$2,800,000 (Rev. Rul. 2007-4) received January 23, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

581. A letter from the Chief, Publications and Regulations Branch, Internal Revenue Service, transmitting the Service's final rule — Rules and Regulations (Rev. Proc. 2007-18) received January 23, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

582. A letter from the Chief, Publications and Regulations Branch, Internal Revenue Service, transmitting the Service's final rule — Changes in accounting periods and in methods of accounting (Rev. Proc. 2007-16) received January 5, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

583. A letter from the Chief, Publications and Regulations Branch, Internal Revenue Service, transmitting the Service's final rule — Taxable year of inclusion (Rev. Proc. 2007-1) received January 5, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

584. A letter from the Chief, Publications and Regulations Branch, Internal Revenue Service, transmitting the Service's final rule — Special rules for certain transaction where stated principal amount does not exceed \$2,800,000 (Rev. Proc. 2007-4) received January 5, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

585. A letter from the Chief, Publications and Regulations Branch, Internal Revenue Service, transmitting the Service's final rule — Rulings and determination letters (Rev. Proc. 2007-4) received January 5, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

586. A letter from the Chief, Publications and Regulations Branch, Internal Revenue Service, transmitting the Service's final rule — Rulings and determination letters (Rev. Proc. 2007-5) received January 5, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

587. A letter from the Chief, Publications and Regulations Branch, Internal Revenue Service, transmitting the Service's final rule — Rulings and determination letters (Rev. Proc. 2007-6) received January 5, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

And then,

#### ¶21.4 ADJOURNMENT

On the motion of the SPEAKER pro tempore, Mr. MORAN of Virginia, by unanimous consent and pursuant to the special order of the House agreed to on February 8, 2007, at 2 o'clock and 2 minutes p.m., declared the House ad-

journed until 12:30 p.m. on Monday, February 12, 2007.

#### ¶21.5 PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XII, public bills and resolutions were introduced and severally referred, as follows:

By Mr. RANGEL (for himself and Mr. MCCREY):

H.R. 976. A bill to amend the Internal Revenue Code of 1986 to provide tax relief for small businesses, and for other purposes; to the Committee on Ways and Means.

By Mr. BECERRA (for himself and Mr. WELDON of Florida):

H.R. 977. A bill to amend title 35, United States Code, to prohibit the patenting of human genetic material; to the Committee on the Judiciary.

By Mr. THOMPSON of Mississippi (for himself, Ms. JACKSON-LEE of Texas, Mr. DEFazio, Ms. NORTON, Ms. ZOE LOFGREN of California, Mr. CARNEY, and Mr. CUELLAR):

H.R. 978. A bill to reaffirm the authority of the Comptroller General to audit and evaluate the programs, activities, and financial transactions of the intelligence community, and for other purposes; to the Committee on Intelligence (Permanent Select), and in addition to the Committee on Oversight and Government Reform, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

#### ¶21.6 ADDITIONAL SPONSORS

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

H.R. 20: Mr. JINDAL, Mr. ROTHMAN, Mr. ALLEN, Mrs. CAPPs, Mr. MORAN of Virginia, Mr. CUMMINGS, Mrs. CHRISTENSEN, Ms. SCHAKOWSKY, Ms. ESHOO, Ms. CORRINE BROWN of Florida, Mr. WEXLER, and Mrs. DAVIS of California.

H.R. 184: Mr. BACHUS.

H.R. 511: Mr. ROGERS of Michigan, Mrs. McMORRIS RODGERS, Mr. LEWIS of Kentucky, and Mr. SULLIVAN.

H.R. 539: Mr. ADERHOLT, Ms. BALDWIN, Mrs. DAVIS of California, Mr. SMITH of Washington, Mr. ANDREWS, Mr. SAXTON, and Ms. LORETTA SANCHEZ of California.

H.R. 656: Mr. WEXLER.

H.R. 811: Mr. SNYDER.

H.R. 898: Mr. MURTHA, Mr. ACKERMAN, Ms. KAPTUR, Mr. LARSON of Connecticut, Mr. POMEROY, Mr. DOGGETT, Mr. CLEAVER, Ms. NORTON, Mr. HOLT, Mr. EHLERS, Mr. CLAY, Mr. AL GREEN of Texas, Mr. McNULTY, and Mr. VAN HOLLEN.

H.R. 960: Mr. BRADY of Pennsylvania.

#### MONDAY, FEBRUARY 12, 2007 (22)

#### ¶22.1 APPOINTMENT OF SPEAKER PRO TEMPORE

The House was called to order at 12:30 p.m. by the SPEAKER pro tempore, Mr. INSLEE, who laid before the House the following communication:

WASHINGTON, DC,

February 12, 2007.

I hereby appoint the Honorable JAY INSLEE to act as Speaker pro tempore on this day.

NANCY PELOSI,

*Speaker of the House of Representatives.*

Whereupon, pursuant to the order of the House of January 4, 2007, Members were recognized for morning-hour debate.

#### ¶22.2 RECESS—12:31 P.M.

The SPEAKER pro tempore, Mr. INSLEE, pursuant to clause 12(a) of rule I, declared the House in recess at 12 o'clock and 31 minutes p.m., until 2 p.m.

#### ¶22.3 AFTER RECESS—2 P.M.

The SPEAKER pro tempore, Mr. SIREs, called the House to order.

#### ¶22.4 APPROVAL OF THE JOURNAL

The SPEAKER pro tempore, Mr. SIREs, announced he had examined and approved the Journal of the proceedings of Friday, February 9, 2007.

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

#### ¶22.5 COMMUNICATIONS

Executive and other communications, pursuant to clause 8, rule XII, were referred as follows:

588. A letter from the Administrator, Rural Housing Service, Department of Agriculture, transmitting the Department's final rule — Direct Single Family Housing Loans and Grants (RIN: 0575-AC54) received January 12, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Financial Services.

589. A letter from the Regulations Coordinator, Department of Health and Human Services, transmitting the Department's final rule — Healthy Tomorrows Partnership for Children Program (RIN: 0906-AA70) received January 29, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

590. A letter from the Chief of Immigration Unit, Department of Justice, transmitting the Department's final rule — Board of Immigration Appeals: Composition of Board and Temporary Board Members [EOIR Docket No. 1581] (RIN: 1125-AA57) received December 21, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on the Judiciary.

591. A letter from the Federal Register Certifying Office, Department of the Treasury, transmitting the Department's final rule — Administrative Offset Under Reciprocal Agreements With States (RIN: 1510-AB09) received January 9, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on the Judiciary.

592. A letter from the Chief, Office of Regulation Policy & Mgt., VA, Department of Veteran's Affairs, transmitting the Department's final rule — Accrued Benefits (RIN: 2900-AM28) received December 29, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Veterans' Affairs.

593. A letter from the Chief, Publications and Regulations Branch, Internal Revenue Service, transmitting the Service's final rule — Ruling and determination letters (Rev. Proc. 2007-8) received January 5, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

594. A letter from the Chief, Publications and Regulations Branch, Internal Revenue Service, transmitting the Service's final rule — Last-in, First-out inventories (Rev. Rul. 2007-6) received January 11, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

595. A letter from the Chief, Publications and Regulations Branch, Internal Revenue Service, transmitting the Service's final rule — Weighted Average Interest Rates Update [Notice 2007-12] received January 11, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

596. A letter from the Chief, Publications and Regulations Branch, Internal Revenue Service, transmitting the Service's final rule

— Low-Income Housing Credit (Rev. Rul. 2007-5) received January 10, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

597. A letter from the Chief, Publications and Regulations Branch, Internal Revenue Service, transmitting the Service's final rule — Modification of the Substantial Assistance Rules [Notice 2007-13] received January 10, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

¶22.6 DEPARTMENT OF HOMELAND SECURITY

Mr. CARNEY moved to suspend the rules and agree to the following resolution (H. Res. 134):

Whereas the United States must remain vigilant against all threats to the homeland, including acts of terrorism, natural disasters, and other emergencies;

Whereas the Department of Homeland Security marked its 4th anniversary on January 24, 2007;

Whereas the more than 208,000 employees of the Department work tirelessly to prepare the Nation to counter acts of terrorism, natural disasters, and other emergencies;

Whereas the Department's employees work diligently to deter, detect, and prevent acts of terrorism;

Whereas the Department's employees stand willing, ready, and able to respond if catastrophe strikes;

Whereas the Department's employees support the Department's mission to protect continuously the Nation's borders, airports, seaports, rail lines, and other transit systems;

Whereas the Department's employees, together with employees of other agencies and departments of the Federal Government, work with State, local, and tribal partners to enhance disaster preparedness at all levels of government;

Whereas the Department's employees are called upon to sacrifice time with their families to work long hours to fulfill the Department's vital mission; and

Whereas the Nation is indebted to the Department's employees for their efforts and contributions: Now, therefore, be it

*Resolved*, That the House of Representatives recognizes and honors the employees of the Department of Homeland Security for their exceptional efforts and contributions to protect and secure the Nation.

The SPEAKER pro tempore, Mr. SIREs, recognized Mr. CARNEY and Mr. BILIRAKIS, each for 20 minutes.

After debate,  
The question being put, *viva voce*,  
Will the House suspend the rules and agree to said resolution?

The SPEAKER pro tempore, Mr. SIREs, announced that two-thirds of the Members present had voted in the affirmative.

Mr. CARNEY demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Mr. SIREs, pursuant to clause 8, rule XX, announced that further proceedings on the question were postponed.

¶22.7 EXPERTISE IN PATENT CASES

Mr. BERMAN moved to suspend the rules and pass the bill (H.R. 74) to establish a pilot program in certain United States district courts to encourage enhancement of expertise in patent cases among district judges.

The SPEAKER pro tempore, Mr. SIREs, recognized Mr. BERMAN and Mr. SMITH of Texas, each for 20 minutes.

After debate,  
The question being put, *viva voce*,  
Will the House suspend the rules and pass said bill?

The SPEAKER pro tempore, Mr. SIREs, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill was passed was, by unanimous consent, laid on the table.

*Ordered*, That the Clerk request the concurrence of the Senate in said bill.

¶22.8 NATIONAL ASSOCIATION FOR THE ADVANCEMENT OF COLORED PEOPLE

Mr. BERMAN moved to suspend the rules and agree to the following concurrent resolution (H. Con. Res. 44):

Whereas the National Association for the Advancement of Colored People (NAACP), originally known as the National Negro Committee, was founded in New York City on February 12, 1909, the centennial of Abraham Lincoln's birth, by a multiracial group of activists who answered "The Call" for a national conference to discuss the civil and political rights of African Americans;

Whereas the National Association for the Advancement of Colored People was founded by a distinguished group of leaders in the struggle for civil and political liberty, including Ida Wells-Barnett, W.E.B. DuBois, Henry Moscowitz, Mary White Ovington, Oswald Garrison Villiard, and William English Walling;

Whereas the NAACP is the oldest and largest civil rights organization in the United States;

Whereas the mission of the NAACP is to ensure the political, educational, social, and economic equality of rights of all persons and to eliminate racial hatred and racial discrimination;

Whereas the NAACP is committed to achieving its goals through nonviolence;

Whereas the NAACP advances its mission through reliance upon the press, the petition, the ballot, and the courts, and has been persistent in the use of legal and moral persuasion, even in the face of overt and violent racial hostility;

Whereas the NAACP has used political pressure, marches, demonstrations, and effective lobbying to serve as the voice, as well as the shield, for minority Americans;

Whereas after years of fighting segregation in public schools, the NAACP, under the leadership of Special Counsel Thurgood Marshall, won one of its greatest legal victories in the Supreme Court's 1954 decision in *Brown v. Board of Education*;

Whereas in 1955, NAACP member Rosa Parks was arrested and fined for refusing to give up her seat on a segregated bus in Montgomery, Alabama—an act of courage that would serve as the catalyst for the largest grassroots civil rights movement in the history of the United States;

Whereas the NAACP was prominent in lobbying for the passage of the Civil Rights Acts of 1957, 1960, and 1964, the Voting Rights Act of 1965, the Fannie Lou Hamer, Rosa Parks, and Coretta Scott King Voting Rights Act Reauthorization and Amendments Act of 2006, and the Fair Housing Act, laws which

ensured Government protection for legal victories achieved; and

Whereas in 2005, the National Association for the Advancement of Colored People launched the Disaster Relief Fund to help survivors in Louisiana, Mississippi, Texas, Florida, and Alabama to rebuild their lives: Now, therefore, be it

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

(1) recognizes the 98th anniversary of the historic founding of the National Association for the Advancement of Colored People; and

(2) honors and praises the National Association for the Advancement of Colored People on the occasion of its anniversary for its work to ensure the political, educational, social, and economic equality of all persons.

The SPEAKER pro tempore, Mr. SIREs, recognized Mr. BERMAN and Mr. SMITH of Texas, each for 20 minutes.

After debate,  
The question being put, *viva voce*,  
Will the House suspend the rules and agree to said concurrent resolution?

The SPEAKER pro tempore, Mr. SIREs, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said concurrent resolution was agreed to.

Mr. BERMAN demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Mr. SIREs, pursuant to clause 8, rule XX, announced that further proceedings on the question were postponed.

¶22.9 NATIONAL DAY OF REMEMBRANCE

Mr. BERMAN moved to suspend the rules and agree to the following resolution (H. Res. 122):

Whereas President Franklin Delano Roosevelt signed Executive Order 9066 on February 19, 1942, which authorized the exclusion of 120,000 Japanese Americans and legal resident aliens from the West coast of the United States and the internment of United States citizens and legal permanent residents of Japanese ancestry in internment camps during World War II;

Whereas the freedom of Italian Americans and German Americans was also restricted during World War II by measures that branded them enemy aliens and included required identification cards, travel restrictions, seizure of personal property, and internment;

Whereas President Gerald Ford formally rescinded Executive Order 9066 on February 19, 1976, in his speech, "An American Promise";

Whereas Congress adopted legislation which was signed by President Jimmy Carter on July 31, 1980, establishing the Commission on Wartime Relocation and Internment of Civilians to investigate the claim that the incarceration of Japanese Americans and legal resident aliens during World War II was justified by military necessity;

Whereas the Commission held 20 days of hearings and heard from over 750 witnesses on this matter and published its findings in a report entitled "Personal Justice Denied";

Whereas the conclusion of the commission was that the promulgation of Executive Order 9066 was not justified by military necessity, and that the decision to issue the order was shaped by "race prejudice, war hysteria, and a failure of political leadership";



Whereas Congress enacted the Civil Liberties Act of 1988, in which it apologized on behalf of the Nation for "fundamental violations of the basic civil liberties and constitutional rights of these individuals of Japanese ancestry";

Whereas President Ronald Reagan signed the Civil Liberties Act of 1988 into law on August 10, 1988, proclaiming that day to be a "great day for America";

Whereas the Civil Liberties Act of 1988 established the Civil Liberties Public Education Fund, the purpose of which is "to sponsor research and public educational activities and to publish and distribute the hearings, findings, and recommendations of the Commission on Wartime Relocation and Internment of Civilians so that the events surrounding the exclusion, forced removal, and internment of civilians and permanent resident aliens of Japanese ancestry will be remembered, and so that the causes and circumstances of this and similar events may be illuminated and understood";

Whereas Congress adopted the Wartime Violation of Italian Americans Civil Liberties Act, which was signed by President Bill Clinton on November 7, 2000, and which resulted in a report containing detailed information on the types of violations that occurred, as well as lists of individuals of Italian ancestry that were arrested, detained, and interned;

Whereas the Japanese American community recognizes a National Day of Remembrance on February 19th of each year to educate the public about the lessons learned from the internment to ensure that it never happens again;

Whereas H.R. 1492 (Public Law 109-441) was passed by Congress and signed into law in 2006, to allow the government to identify and acquire sites used to confine Japanese Americans during World War II, in order to preserve and maintain these historic locations for posterity and inspire new generations of Americans to work for justice while demonstrating the Nation's commitment to equal and fair treatment for all; and

Whereas the Day of Remembrance provides an opportunity for all people to reflect on the importance of political leadership and vigilance and on the values of justice and civil rights during times of uncertainty and emergency; Now, therefore, be it:

*Resolved*, That the House of Representatives—

(1) recognizes the historical significance of February 19, 1942, the date Executive Order 9066 was signed by President Roosevelt, restricting the freedom of Japanese Americans, German Americans, and Italian Americans, and legal resident aliens through required identification cards, travel restrictions, seizure of personal property, and internment; and

(2) supports the goals of the Japanese American, German American, and Italian American communities in recognizing a National Day of Remembrance to increase public awareness of these events.

The SPEAKER pro tempore, Mr. SIRES, recognized Mr. BERMAN and Mr. ISSA, each for 20 minutes.

After debate,

The question being put, *viva voce*,

Will the House suspend the rules and agree to said resolution?

The SPEAKER pro tempore, Mr. SIRES, announced that two-thirds of the Members present had voted in the affirmative.

Mr. BERMAN demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Mr. SIRES, pursuant to clause 8, rule XX, announced that further proceedings on the question were postponed until Tuesday, February 13, 2007.

#### ¶22.10 PINEDALE ASSEMBLY CENTER

Mr. BERMAN moved to suspend the rules and agree to the following resolution (H. Res. 109):

Whereas on February 19, 1942, President Franklin D. Roosevelt signed Executive Order 9066, which authorized the forced internment of both United States citizens and legal resident aliens of Japanese ancestry during World War II;

Whereas in the largest single relocation of individuals in the United States in U.S. history, approximately 120,000 of these Japanese Americans were forced into internment camps by the United States Government in violation of their fundamental Constitutional rights;

Whereas due to this unjust internment, these Japanese Americans faced tremendous hardships, such as the loss of their homes, businesses, jobs, and dignity;

Whereas following Executive Order 9066, Japanese Americans in parts of Washington, Oregon, California, and southern Arizona were ordered to report to assembly centers before being removed to more permanent war relocation centers;

Whereas the Pinedale Assembly Center, located in Fresno, California, was the reporting site for 4,823 Japanese Americans;

Whereas February 19th, the anniversary of Executive Order 9066, is known as the Day of Remembrance;

Whereas the Pinedale Assembly Center Memorial Project Committee is charged with the task of establishing a memorial to recognize the historic tragedy that took place at the Pinedale Assembly Center; and

Whereas the ground-breaking ceremony for the memorial at the Pinedale Assembly Center will take place on February 19, 2007, the 65th anniversary of Executive Order 9066: Now, therefore, be it

*Resolved*, That the House of Representatives recognizes the historical significance of the Pinedale Assembly Center to the Nation and the importance of an appropriate memorial at that site to serve as a place for remembering the hardships endured by Japanese Americans, so that the United States will be reminded of the need to remain vigilant in protecting our Nation's core values of equality, due process of law, and fundamental fairness.

The SPEAKER pro tempore, Mr. SIRES, recognized Mr. BERMAN and Mr. ISSA, each for 20 minutes.

After debate,

The question being put, *viva voce*,

Will the House suspend the rules and agree to said resolution?

The SPEAKER pro tempore, Mr. SIRES, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said resolution was agreed to.

A motion to reconsider the vote whereby the rules were suspended and said resolution was agreed to was, by unanimous consent, laid on the table.

#### ¶22.11 MESSAGES FROM THE PRESIDENT

Messages in writing from the President of the United States were communicated to the House by Mrs. Wanda Evans, one of his secretaries.

#### ¶22.12 LINO PEREZ, JR. POST OFFICE

Mr. LYNCH moved to suspend the rules and pass the bill (H.R. 437) to designate the facility of the United States Postal Service located at 500 West Eisenhower Street in Rio Grande City, Texas, as the "Lino Perez, Jr. Post Office".

The SPEAKER pro tempore, Mr. SIRES, recognized Mr. LYNCH and Mr. ISSA, each for 20 minutes.

After debate,

The question being put, *viva voce*,

Will the House suspend the rules and pass said bill?

The SPEAKER pro tempore, Mr. SIRES, announced that two-thirds of the Members present had voted in the affirmative.

Mr. LYNCH demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Mr. SIRES, pursuant to clause 8, rule XX, announced that further proceedings on the question were postponed until Tuesday, February 13, 2007.

#### ¶22.13 MIGUEL ANGEL GARCIA MENDEZ POST OFFICE

Mr. LYNCH moved to suspend the rules and pass the bill (H.R. 414) to designate the facility of the United States Postal Service located at 60 Calle McKinley, West in Mayaguez, Puerto Rico, as the "Miguel Angel Garcia Mendez Post Office Building".

The SPEAKER pro tempore, Mr. SIRES, recognized Mr. LYNCH and Mr. ISSA, each for 20 minutes.

After debate,

The question being put, *viva voce*,

Will the House suspend the rules and pass said bill?

The SPEAKER pro tempore, Mr. SIRES, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill was passed was, by unanimous consent, laid on the table.

*Ordered*, That the Clerk request the concurrence of the Senate in said bill.

#### ¶22.14 RUSH HUDSON LIMBAUGH, SR. UNITED STATES COURTHOUSE

Mr. OBERSTAR moved to suspend the rules and pass the bill (H.R. 342) to designate the United States courthouse located at 555 Independence Street, Cape Girardeau, Missouri, as the "Rush Hudson Limbaugh, Sr. United States Courthouse"; as amended.

The SPEAKER pro tempore, Mr. SIRES, recognized Mr. OBERSTAR and Mr. LATOURETTE, each for 20 minutes.

After debate,

The question being put, *viva voce*,

Will the House suspend the rules and pass said bill, as amended?



The SPEAKER pro tempore, Mr. SIREs, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill, as amended, was passed.

By unanimous consent, the title was amended so as to read: "An Act to designate the United States courthouse located at 555 Independence Street in Cape Girardeau, Missouri, as the 'Rush Hudson Limbaugh, Sr. United States Courthouse'."

A motion to reconsider the votes whereby the rules were suspended and said bill, as amended, was passed and the title was amended was, by unanimous consent, laid on the table.

*Ordered*, That the Clerk request the concurrence of the Senate in said bill.

#### ¶22.15 PHOTOVOLTAIC SYSTEM

Mr. OBERSTAR moved to suspend the rules and pass the bill (H.R. 798) to direct the Administrator of General Services to install a photovoltaic system for the headquarters building of the Department of Energy.

The SPEAKER pro tempore, Mr. SIREs, recognized Mr. OBERSTAR and Mr. LATOURETTE, each for 20 minutes.

After debate,

The question being put, *viva voce*,

Will the House suspend the rules and pass said bill?

The SPEAKER pro tempore, Mr. SIREs, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill was passed was, by unanimous consent, laid on the table.

*Ordered*, That the Clerk request the concurrence of the Senate in said bill.

#### ¶22.16 MESSAGE FROM THE PRESIDENT— EXPORT TO REPUBLIC OF CHINA

The SPEAKER pro tempore, Mr. SIREs, laid before the House a message from the President, which was read as follows:

*To the Congress of the United States:*

In accordance with the provisions of section 1512 of the Strom Thurmond National Defense Authorization Act for Fiscal Year 1999 (Public Law 105-261), I hereby certify that the export to the People's Republic of China of the following items is not detrimental to the U.S. space launch industry, and that the material and equipment, including any indirect technical benefit that could be derived from such exports, will not measurably improve the missile or space launch capabilities of the People's Republic of China:

Twenty Honeywell model QA 750 accelerometers to be incorporated into railway geometry measurement systems for China's Ministry of Railways.

Equipment and technology associated with the production and testing of

composite components for Boeing commercial aircraft.

GEORGE W. BUSH.

THE WHITE HOUSE, *February 11, 2007*.

By unanimous consent, the message, together with the accompanying papers, was referred to the Committee on Foreign Affairs and ordered to be printed (H. Doc. 110-14).

#### ¶22.17 MESSAGE FROM THE PRESIDENT— ECONOMIC REPORT OF THE PRESIDENT

The SPEAKER pro tempore, Mr. SIREs, laid before the House a message from the President, which was read as follows:

*To the Congress of the United States:*

Economic growth in the United States has been above the historic average and faster than any other major industrialized economy in the world. January was the 41st month of uninterrupted job growth produced by this economy, in an expansion that has thus far added more than 7.4 million new jobs. Unemployment is low, inflation is moderate, and real wages are rising. Our economy is on the move and we can keep it that way by continuing to pursue sound economic policy based on free-market principles.

Sound economic policy begins with low taxes. We should work together to spend the taxpayers' money wisely and to tackle unfunded liabilities inherent in entitlement programs such as Social Security, Medicare, and Medicaid. I have laid out a detailed plan in my budget to restrain spending, cut earmarks in half by the end of this session, and balance the budget by 2012 without raising taxes. The tax relief of the past few years has been a key ingredient in growing our economy, and it should be made permanent.

Our growing economy is dynamic. The rise of new technologies, new competition, and new markets abroad is changing how we do business. We need to take action in four key areas to keep America's economy flexible and dynamic.

First, we must break down barriers to trade so our workers can sell more goods and services to the 95 percent of the world's customers who live outside of our borders. Global trade talks like the Doha Round at the World Trade Organization have the potential to level the playing field so that we can compete on fair terms in foreign markets, while helping lift millions of people out of poverty around the world.

The only way we can complete the Doha Round and make headway on other trade agreements is to extend Trade Promotion Authority, which is set to expire on July 1st. This authority is essential to completing good trade agreements. The Congress must renew it if we are to improve our competitiveness in the global economy.

Second, we must work to make private health insurance more affordable and to give patients more choices and control over their health care. One of the most promising ways to do this is by reforming the tax code. We must end the unfair bias against individuals

who buy insurance on their own. I propose creating a standard deduction for every American who buys health insurance, whether they get it through their jobs or on their own. In a changing economy, we need a health care system that is flexible and consumer-oriented. With this reform, more than 100 million Americans who are now covered by employer-provided insurance will benefit from lower tax bills. Those who now purchase health insurance on their own would save money on their taxes. Millions of others who now have no health insurance at all would find basic private coverage within their reach. My proposal also taps the innovation of States in making basic, affordable insurance available to all by creating Affordable Choices grants to help ensure the poor and the sick have access to private health insurance.

Third, we must continue to diversify our energy supply to benefit our economy, national security, and environment. In my State of the Union Message, I set an ambitious goal of reducing gasoline usage in the United States by 20 percent over the next 10 years. Meeting this goal will require significant changes in supply and demand, but we should let the market decide the best mix of technologies and fuels to most efficiently attain it. On the supply side, I propose a higher and reformed fuel standard that would include renewable and other alternative fuels. We should also allow environmentally friendly exploration of oil and natural gas. On the demand side, I propose enhancing Corporate Average Fuel Economy standards for cars and extending the current rule for light trucks, so that we can reduce the amount of gasoline that our passenger vehicles consume, and do so in a more efficient way.

Fourth, a strong and vibrant education system is vital to maintaining our Nation's competitive edge in the world and extending economic opportunity to every citizen here at home. Five years ago, we rose above partisan differences to enact the No Child Left Behind Act, preserving local control, raising standards, holding schools accountable for results, and providing more choice. This year, we must reauthorize and strengthen this good law while preserving its core principles.

Strong productivity growth underlies much of the good economic news from the past few years and the policies discussed above. Productivity growth helps to increase our standards of living and improve our international competitiveness. To maintain this progress, we must pursue a variety of pro-growth policies, including those contained in the American Competitiveness Initiative and comprehensive immigration reform.

These and other issues are discussed in the 2007 Annual Report of the Council of Economic Advisers. The Council has prepared this Report to put into broader context the economic issues

that underlie my Administration's policy decisions. I commend it to you.

GEORGE W. BUSH.

THE WHITE HOUSE, February 2007.

By unanimous consent, the message, together with the accompanying papers, was referred to the Joint Economic Committee and ordered to be printed (H. Doc. 110-2).

¶22.18 RECESS—4:43 P.M.

The SPEAKER pro tempore, Mr. SIREs, pursuant to clause 12(a) of rule I, declared the House in recess at 4 o'clock and 43 minutes p.m., until approximately 6:30 p.m.

¶22.19 AFTER RECESS—6:30 P.M.

The SPEAKER pro tempore, Mr. ALTMIRE, called the House to order.

¶22.20 H. RES. 134—UNFINISHED BUSINESS

The SPEAKER pro tempore, Mr. ALTMIRE, pursuant to clause 8, rule XX, announced the unfinished business to be the motion to suspend the rules and agree to the resolution (H. Res. 134) recognizing and honoring the employees of the Department of Homeland Security for their efforts and contributions to protect and secure the Nation.

The question being put,

Will the House suspend the rules and agree to said resolution?

The vote was taken by electronic device.

It was decided in the { Yeas ..... 412  
affirmative ..... } Nays ..... 0

¶22.21 [Roll No. 93]

YEAS—412

Abercrombie Brown, Corrine  
Ackerman Brown-Waite,  
Aderholt Ginny  
Akin Buchanan  
Alexander Burgess  
Allen Burton (IN)  
Altmire Butterfield  
Andrews Buyer  
Arcuri Calvert  
Baca Camp (MI)  
Bachmann Campbell (CA)  
Bachus Cannon  
Baird Cantor  
Baker Capito  
Baldwin Capps  
Barrett (SC) Capuano  
Barrow Cardoza  
Bartlett (MD) Carnahan  
Barton (TX) Carney  
Bean Carson  
Becerra Carter  
Berkley Castle  
Berman Castor  
Berry Chabot  
Biggert Chandler  
Bilbray Clarke  
Bilirakis Clay  
Bishop (GA) Cleaver  
Bishop (NY) Clyburn  
Bishop (UT) Coble  
Blackburn Cohen  
Blumenauer Cole (OK)  
Blunt Conaway  
Boehner Conyers  
Bonner Cooper  
Bono Costa  
Boozman Costello  
Boren Courtney  
Boswell Crenshaw  
Boucher Crowley  
Boustany Cubin  
Boyd (FL) Cuellar  
Boyda (KS) Culberson  
Brady (PA) Cummings  
Brady (TX) Davis (AL)  
Braley (IA) Davis (CA)  
Brown (SC) Davis (IL)

Gillibrand  
Gillmor  
Gingrey  
Gohmert  
Gonzalez  
Goode  
Goodlatte  
Gordon  
Granger  
Graves  
Green, Al  
Green, Gene  
Grijalva  
Hall (NY)  
Hall (TX)  
Hare  
Harman  
Hastings (FL)  
Hastings (WA)  
Hayes  
Heller  
Hensarling  
Herseth  
Higgins  
Hill  
Hinojosa  
Hirono  
Hobson  
Hodes  
Holden  
Holt  
Honda  
Hoolley  
Hoyer  
Hulshof  
Hunter  
Inglis (SC)  
Inslee  
Israel  
Issa  
Jackson (IL)  
Jackson-Lee  
(TX)  
Jefferson  
Jindal  
Johnson (GA)  
Johnson, Sam  
Jones (NC)  
Jones (OH)  
Jordan  
Kanjorski  
Kaptur  
Keller  
Kennedy  
Kildeer  
Kilpatrick  
Kind  
King (IA)  
King (NY)  
Kingston  
Kirk  
Klein (FL)  
Kline (MN)  
Knollenberg  
Kucinich  
Kuhl (NY)  
LaHood  
Lamborn  
Lampson  
Langevin  
Lantos  
Larsen (WA)  
Larson (CT)  
Latham  
LaTourette  
Lee  
Levin  
Lewis (CA)  
Lewis (GA)  
Lewis (KY)  
Linder  
Lipinski  
LoBiondo  
Loeb sack  
Lofgren, Zoe  
Lowe y  
Lucas  
Lungren, Daniel  
E.  
Lynch  
Mack  
Mahoney (FL)  
Maloney (NY)

Cramer  
Davis, Jo Ann  
Doolittle  
Edwards  
Ellison

Manzullo  
Marchant  
Markley  
Marshall  
Matheson  
Matsui  
McCarthy (CA)  
McCarthy (NY)  
McCaul (TX)  
McCollum (MN)  
McCotter  
McCrery  
McDermott  
McGovern  
McHenry  
McHugh  
McIntyre  
McMorris  
Rodgers  
McNerney  
McNulty  
Meehan  
Meek (FL)  
Melancon  
Mica  
Michaud  
Millender-  
McDonald  
Miller (FL)  
Miller (MI)  
Miller (NC)  
Miller, Gary  
Miller, George  
Mitchell  
Mollohan  
Moore (KS)  
Moore (WI)  
Moran (KS)  
Moran (VA)  
Murphy (CT)  
Murphy, Patrick  
Murphy, Tim  
Murtha  
Musgrave  
Myrick  
Nadler  
Napolitano  
Neugebauer  
Nunes  
Oberstar  
Obey  
Olver  
Ortiz  
Pallone  
Pascrell  
Pastor  
Paul  
Payne  
Pearce  
Pence  
Perlmutter  
Peterson (MN)  
Petri  
Pickering  
Pitts  
Platts  
Poe  
Pomeroy  
Porter  
Price (GA)  
Price (NC)  
Pryce (OH)  
Putnam  
Radanovich  
Rahall  
Ramstad  
Rangel  
Regula  
Rehberg  
Reichert  
Renzi  
Reyes  
Reynolds  
Rodriguez  
Rogers (AL)  
Rogers (KY)  
Rogers (MI)  
Rohrabacher  
Ros-Lehtinen  
Roskam  
Ross  
Rothman  
Roybal-Allard

NOT VOTING—22

Ferguson  
Gutierrez  
Hastert  
Herger  
Hinche y  
Hoekstra  
Johnson (IL)  
Johnson, E. B.  
Kagen  
McKeon

Meeks (NY)  
Neal (MA)  
Norwood  
Peterson (PA)  
Rush  
Scott (GA)  
Shimkus

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said resolution was agreed to.

¶22.22 H. CON. RES. 44—UNFINISHED BUSINESS

The SPEAKER pro tempore, Mr. ALTMIRE, pursuant to clause 8, rule XX, announced the further unfinished business to be the motion to suspend the rules and agree to the concurrent resolution (H. Con. Res. 44) honoring and praising the National Association for the Advancement of Colored People on the occasion of its 98th anniversary.

The question being put,  
Will the House suspend the rules and agree to said concurrent resolution?

The vote was taken by electronic device.

It was decided in the { Yeas ..... 410  
affirmative ..... } Nays ..... 0

¶22.23 [Roll No. 94]

YEAS—410

Abercrombie Cannon  
Ackerman Cantor  
Aderholt Capito  
Akin Capps  
Alexander Capuano  
Allen Cardoza  
Altmire Carnahan  
Andrews Carney  
Arcuri Carson  
Baca Carter  
Bachmann Castle  
Bachus Castor  
Baird Chabot  
Baker Chandler  
Baldwin Clarke  
Barrett (SC) Clay  
Barrow Cleaver  
Bartlett (MD) Clyburn  
Barton (TX) Coble  
Bean Cohen  
Becerra Cole (OK)  
Berkley Conaway  
Berman Conyers  
Berry Cooper  
Biggert Costa  
Bilbray Costello  
Bilirakis Courtney  
Bishop (GA) Crenshaw  
Bishop (NY) Crowley  
Bishop (UT) Cubin  
Blackburn Cuellar  
Blumenauer Culberson  
Blunt Cummings  
Boehner Davis (AL)  
Bonner Davis (CA)  
Bono Davis (IL)  
Boozman Davis (KY)  
Boren Davis, Lincoln  
Boswell Davis, Tom  
Boucher Deal (GA)  
Boustany DeFazio  
Boyd (FL) DeGette  
Boyda (KS) Delahunt  
Brady (PA) DeLauro  
Brady (TX) Dent  
Braley (IA) Diaz-Balart, L.  
Brown (SC) Diaz-Balart, M.  
Brown, Corrine Dicks  
Brown-Waite, Dingell  
Ginny Doggett  
Buchanan Donnelly  
Burgess Doyle  
Burton (IN) Drake  
Butterfield Dreier  
Buyer Duncan  
Calvert Ellers  
Camp (MI) Ellsworth  
Campbell (CA) Emanuel

Emerson  
Engel  
English (PA)  
Eshoo  
Etheridge  
Everett  
Fallin  
Farr  
Fattah  
Feeney  
Filner  
Flake  
Forbes  
Fortenberry  
Fossella  
Foxy  
Frank (MA)  
Franks (AZ)  
Frelinghuysen  
Gallegly  
Garrett (NJ)  
Gerlach  
Giffords  
Gillibrand  
Gillmor  
Gingrey  
Gohmert  
Gonzalez  
Goode  
Goodlatte  
Gordon  
Granger  
Graves  
Green, Al  
Green, Gene  
Grijalva  
Hall (NY)  
Hall (TX)  
Hare  
Harman  
Hastings (FL)  
Hastings (WA)  
Hayes  
Heller  
Hensarling  
Herseth  
Higgins  
Hill  
Hinojosa  
Hirono  
Hobson  
Hodes  
Holden  
Holt  
Honda  
Hoolley  
Hoyer

Hulshof	Meek (FL)	Schakowsky
Hunter	Melancon	Schiff
Inglis (SC)	Mica	Schmidt
Inslee	Michaud	Schwartz
Israel	Millender-Issa	Scott (VA)
Jackson (IL)	McDonald	Sensenbrenner
Jackson-Lee (TX)	Miller (FL)	Serrano
Jefferson	Miller (MI)	Sessions
Jindal	Miller (NC)	Sestak
Johnson (GA)	Miller, Gary	Shadegg
Johnson, Sam	Miller, George	Shays
Jones (NC)	Mitchell	Shea-Porter
Jones (OH)	Mollohan	Sherman
Jordan	Moore (KS)	Shuler
Kanjorski	Moore (WI)	Shuster
Kaptur	Moran (KS)	Simpson
Keller	Moran (VA)	Sires
Kennedy	Murphy (CT)	Skelton
Kildee	Murphy, Patrick	Slaughter
Kilpatrick	Murphy, Tim	Smith (NE)
Kind	Musgrave	Smith (NJ)
King (IA)	Myrick	Smith (TX)
King (NY)	Nadler	Smith (WA)
Kingston	Napolitano	Snyder
Kirk	Neugebauer	Solis
Klein (FL)	Nunes	Souder
Kline (MN)	Oberstar	Space
Knollenberg	Obey	Spratt
Kucinich	Oliver	Stark
Kuhl (NY)	Ortiz	Stearns
LaHood	Pallone	Stupak
Lamborn	Pascarell	Sullivan
Lampson	Pastor	Sutton
Langevin	Paul	Tancredo
Lantos	Payne	Tanner
Larsen (WA)	Pearce	Tauscher
Larson (CT)	Pence	Taylor
Latham	Perlmutter	Terry
LaTourette	Peterson (MN)	Thompson (CA)
Lee	Petri	Thompson (MS)
Levin	Pickering	Thornberry
Lewis (CA)	Pitts	Tiahrt
Lewis (GA)	Platts	Tiberi
Lewis (KY)	Poe	Tierney
Linder	Pomeroy	Towns
Lipinski	Porter	Turner
LoBiondo	Price (GA)	Udall (CO)
Loeb sack	Price (NC)	Udall (NM)
Lofgren, Zoe	Pryce (OH)	Upton
Lowe y	Putnam	Van Hollen
Lucas	Radanovich	Velázquez
Lungren, Daniel E.	Rahall	Visclosky
Lynch	Ramstad	Walberg
Mack	Rangel	Walden (OR)
Mahoney (FL)	Regula	Walsh (NY)
Maloney (NY)	Rehberg	Walz (MN)
Manzullo	Reichert	Wamp
Marchant	Renzi	Wasserman
Markey	Reyes	Schultz
Marshall	Reynolds	Waters
Matheson	Rodriguez	Watson
Matsui	Rogers (AL)	Watt
McCarthy (CA)	Rogers (KY)	Waxman
McCarthy (NY)	Rogers (MI)	Weiner
McCaul (TX)	Rohrabacher	Welch (VT)
McCollum (MN)	Ros-Lehtinen	Weldon (FL)
McCotter	Roskam	Weller
McCrery	Ross	Westmoreland
McDermott	Rothman	Wexler
McGovern	Roybal-Allard	Whitfield
McHenry	Royce	Wicker
McHugh	Ruppersberger	Wilson (NM)
McIntyre	Ryan (OH)	Wilson (OH)
McMorris	Ryan (WI)	Wilson (SC)
McNulty	Salazar	Wolf
Meehan	Sali	Woolsey
	Sánchez, Linda T.	Wu
	Sanchez, Loretta	Wynn
	Sarbanes	Yarmuth
	Saxton	Young (AK)
		Young (FL)

NOT VOTING—24

Cramer	Hastert	Meeks (NY)
Davis, David	Heger	Murtha
Davis, Jo Ann	Hinche y	Neal (MA)
Doolittle	Hoekstra	Norwood
Edwards	Johnson (IL)	Peterson (PA)
Ellison	Johnson, E. B.	Rush
Ferguson	Kagen	Scott (GA)
Gutierrez	McKeon	Shimkus

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said concurrent resolution was agreed to.

A motion to reconsider the vote whereby the rules were suspended and said concurrent resolution was agreed

to was agreed to was, by unanimous consent, was laid on the table.

*Ordered*, That the Clerk request the concurrence of the Senate in said concurrent resolution.

¶22.24 COMMITTEE ELECTION—MINORITY

Mr. PUTNAM, by direction of the Republican Conference, submitted the following privileged resolution (H. Res. 153):

*Resolved*, That the following named members be and are hereby elected to the following standing committee of the House of Representatives:

(1) COMMITTEE ON STANDARDS OF OFFICIAL CONDUCT.—Mr. Bonner, Mr. Barrett of South Carolina, Mr. Kline, and Mr. McCaul of Texas.

When said resolution was considered and agreed to.

A motion to reconsider the vote whereby said resolution was agreed to was, by unanimous consent, laid on the table.

¶22.25 MESSAGE FROM THE SENATE

A message from the Senate by Ms. Curtis, one of its clerks, announced that the Senate has passed without amendment a bill of the House of the following title:

H.R. 742. An Act to amend the Antitrust Modernization Commission Act of 2002, to extend the term of the Antitrust Modernization Commission and to make a technical correction.

The message also announced that pursuant to Public Law 94-304, as amended by Public Law 99-7, the Chair, on behalf of the Vice President, appoints the Senator from Maryland [Mr. CARDIN] as Co-Chairman of the Commission on Security and Cooperation in Europe (Helsinki) during the 110th Congress.

The message also announced that pursuant to Public Law 94-304, as amended by Public Law 99-7, the Chair, on behalf of the Vice President, appoints the Senators as members of the Commission on Security and Cooperation in Europe (Helsinki) during the 110th Congress: The Senator from Connecticut [Mr. DODD]; The Senator from Wisconsin [Mr. FEINGOLD]; The Senator from New York [Mrs. CLINTON]; The Senator from Massachusetts [Mr. KERRY]; and The Senator from Maryland [Mr. CARDIN].

¶22.26 RECESS—9:55 P.M.

The SPEAKER pro tempore, Mr. CARNEY, pursuant to clause 12(a) of rule I, declared the House in recess at 9 o'clock and 55 minutes p.m., subject to the call of the Chair.

¶22.27 AFTER RECESS—10:55 P.M.

The SPEAKER pro tempore, Mr. CARDOZA, called the House to order.

¶22.28 PROVIDING FOR CONSIDERATION OF H. CON. RES. 63

Ms. SLAUGHTER, by direction of the Committee on Rules, reported (Rept. No. 110-12) the resolution (H. Res. 157) providing for the consideration of the concurrent resolution (H. Con. Res. 63)

disapproving of the decision of the President announced on January 10, 2007, to deploy more than 20,000 additional United States combat troops to Iraq.

When said resolution and report were referred to the House Calendar and ordered printed.

¶22.29 LEAVE OF ABSENCE

By unanimous consent, leave of absence was granted

To Mr. CRAMER, for today;  
To Mrs. Jo Ann DAVIS of Virginia, for February 5 through February 16;  
To Mr. EDWARDS, for today; and  
To Mr. KAGEN, for today.  
And then,

¶22.30 ADJOURNMENT

On motion of Ms. SLAUGHTER, pursuant to the special order of the House agreed to on February 8, 2007, at 10 o'clock and 56 minutes p.m., the House adjourned until 9 a.m. on Tuesday, February 13, 2007.

¶22.31 REPORTS OF COMMITTEES ON PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XIII, reports of committees were delivered to the Clerk for printing and reference to the proper calendar, as follows:

Mr. OBERSTAR. Committee on Transportation and Infrastructure. H.R. 342. A bill to designate the United States courthouse located at 555 Independence Street, Cape Girardeau, Missouri, as the "Rush Hudson Limbaugh, Sr., United States Courthouse", with amendments (Rept. 110-10). Referred to the House Calendar.

Mr. OBERSTAR. Committee on Transportation and Infrastructure. H.R. 798. A bill to direct the Administrator of General Services to install a photovoltaic system for the headquarters building of the Department of Energy (Rept. 110-11). Referred to the Committee of the Whole on the state of the Union.

Ms. SLAUGHTER. Committee on Rules. House Resolution 157. Resolution providing for consideration of the concurrent resolution (H. Con. Res. 63) disapproving of the decision of the President announced on January 10, 2007, to deploy more than 20,000 additional United States combat troops to Iraq (Rept. 110-12). Referred to the House Calendar.

¶22.32 PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XII, public bills and resolutions were introduced and severally referred, as follows:

By Mr. NORWOOD (for himself and Mr. DINGELL):

H.R. 979. A bill to amend title I of the Employee Retirement Income Security Act of 1974, title XXVII of the Public Health Service Act, and the Internal Revenue Code of 1986 to protect consumers in managed care plans and other health coverage; to the Committee on Energy and Commerce, and in addition to the Committees on Education and Labor, and Ways and Means, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. KILDEE (for himself and Mr. DUNCAN):

H.R. 980. A bill to provide collective bargaining rights for public safety officers employed by States or their political subdivisions; to the Committee on Education and Labor.

By Mrs. JONES of Ohio (for herself and Mr. ENGLISH of Pennsylvania):

H.R. 981. A bill to amend the Internal Revenue Code of 1986 to exempt from the harbor maintenance tax certain commercial cargo loaded or unloaded at United States ports in the Great Lakes Saint Lawrence Seaway System; to the Committee on Ways and Means.

By Mr. LANTOS (for himself, Mr. WOLF, Ms. ROS-LEHTINEN, Mr. PRICE of North Carolina, Mr. DREIER, Mr. ACKERMAN, Mr. BERMAN, Mr. BURTON of Indiana, Mr. CROWLEY, Ms. JACKSON-LEE of Texas, Mr. SCHIFF, and Mr. SMITH of New Jersey):

H.R. 982. A bill to promote democratic values and enhance democracy, and for other purposes; to the Committee on Foreign Affairs.

By Mr. GENE GREEN of Texas (for himself and Mr. PICKERING):

H.R. 983. A bill to preserve local radio broadcast emergency and other services and to require the Federal Communications Commission to conduct a rulemaking for that purpose; to the Committee on Energy and Commerce.

By Mr. WAXMAN (for himself and Mr. TOM DAVIS of Virginia):

H.R. 984. A bill to provide for reform in the operations of the executive branch; to the Committee on Oversight and Government Reform.

By Mr. WAXMAN (for himself, Mr. PLATTS, Mr. VAN HOLLEN, and Mr. TOM DAVIS of Virginia):

H.R. 985. A bill to amend title 5, United States Code, to clarify which disclosures of information are protected from prohibited personnel practices; to require a statement in nondisclosure policies, forms, and agreements to the effect that such policies, forms, and agreements are consistent with certain disclosure protections, and for other purposes; to the Committee on Oversight and Government Reform, and in addition to the Committee on Armed Services, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. COURTNEY (for himself, Mr. SHAYS, Ms. DELAURO, Mr. LARSON of Connecticut, and Mr. MURPHY of Connecticut):

H.R. 986. A bill to amend the Wild and Scenic Rivers Act to designate certain segments of the Eightmile River in the State of Connecticut as components of the National Wild and Scenic Rivers System, and for other purposes; to the Committee on Natural Resources.

By Mr. TANNER (for himself, Mr. GILLMOR, Mr. LANTOS, Ms. ROS-LEHTINEN, Mr. WEXLER, and Mr. GALLEGLY):

H.R. 987. A bill to endorse further enlargement of the North Atlantic Treaty Organization (NATO) and to facilitate the timely admission of new members to NATO, and for other purposes; to the Committee on Foreign Affairs.

By Mr. CALVERT:

H.R. 988. A bill to designate the facility of the United States Postal Service located at 5757 Tilton Avenue in Riverside, California, as the "Lieutenant Todd Jason Bryant Post Office"; to the Committee on Oversight and Government Reform.

By Mr. BOREN (for himself and Mr. CHABOT):

H.R. 989. A bill to prevent undue disruption of interstate commerce by limiting civil ac-

tions brought against persons whose only role with regard to a product in the stream of commerce is as a lawful seller of the product; to the Committee on the Judiciary, and in addition to the Committee on Energy and Commerce, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. GEORGE MILLER of California (for himself, Mr. MCKEON, Mr. HINOJOSA, and Mr. KELLER):

H.R. 990. A bill to provide all low-income students with the same opportunity to receive a Pell Grant by eliminating the tuition sensitivity provision in the Pell Grant program; to the Committee on Education and Labor.

By Mr. CAMPBELL of California:

H.R. 991. A bill to amend the Internal Revenue Code of 1986 to allow individuals eligible for veterans health benefits to contribute to health savings accounts; to the Committee on Ways and Means.

By Ms. DELAURO:

H.R. 992. A bill to amend the Federal Food, Drug, and Cosmetic Act and the Federal Meat Inspection Act to require that food that contains product from a cloned animal be labeled accordingly, and for other purposes; to the Committee on Agriculture, and in addition to the Committee on Energy and Commerce, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. FEENEY:

H.R. 993. A bill to amend title 18, United States Code, to reaffirm the intent of Congress in the Sentencing Reform Act of 1984, and for other purposes; to the Committee on the Judiciary.

By Mr. HALL of New York (for himself, Mr. HINCHEY, Mr. ENGEL, Mrs. LOWEY, and Mr. SHAYS):

H.R. 994. A bill to require the Nuclear Regulatory Commission to conduct an Independent Safety Assessment of the Indian Point Energy Center; to the Committee on Energy and Commerce.

By Mr. HARE (for himself, Mr. KIRK, Mr. LOBIONDO, Mr. CARTER, Mr. BARTLETT of Maryland, Mr. PEARCE, Mr. BOREN, Mr. MOORE of Kansas, Mr. BILIRAKIS, Mr. BURTON of Indiana, Mr. MILLER of Florida, Mr. HINCHEY, Mr. DAVIS of Illinois, Mr. RUSH, Ms. BORDALLO, Ms. SCHAKOWSKY, Mr. WALZ of Minnesota, Mr. MITCHELL, Mr. EMANUEL, Mr. SHIMKUS, Mr. JOHNSON of Illinois, Mr. HALL of New York, and Mr. ROSKAM):

H.R. 995. A bill to amend Public Law 106-348 to extend the authorization for establishing a memorial in the District of Columbia or its environs to honor veterans who became disabled while serving in the Armed Forces of the United States; to the Committee on Natural Resources.

By Ms. KAPTUR (for herself, Mrs. CAPPS, Ms. NORTON, Mrs. MALONEY of New York, Ms. MILLENDER-MCDONALD, Ms. DELAURO, Ms. CORRINE BROWN of Florida, Mrs. JONES of Ohio, Mr. PALLONE, Ms. HIRONO, Mr. REHBERG, Ms. WATERS, Ms. BERKLEY, and Ms. WASSERMAN SCHULTZ):

H.R. 996. A bill to provide for the issuance of a semipostal in order to afford a convenient means by which members of the public may contribute towards the acquisition of works of art to honor female pioneers in Government service; to the Committee on Oversight and Government Reform, and in addition to the Committee on House Administration, for a period to be subsequently determined by the Speaker, in each case for

consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. KING of Iowa (for himself, Mr. KING of New York, Mr. SALL, Mrs. BACHMANN, Mrs. FOX, Mr. BURTON of Indiana, Mr. PENCE, Mr. DOOLITTLE, Mr. SAM JOHNSON of Texas, Mrs. BLACKBURN, Mr. FEENEY, Mr. PRICE of North Carolina, Mrs. MCMORRIS RODGERS, Mr. GINGREY, Mr. SESSIONS, Mr. BURGESS, Mrs. CUBIN, Mr. SAXTON, Mr. MILLER of Florida, Mr. SHUSTER, Mr. WESTMORELAND, Mr. LINDER, Mrs. CAPITO, Mr. HALL of Texas, Mr. LEWIS of Kentucky, and Mr. CULBERSON):

H.R. 997. A bill to declare English as the official language of the United States, to establish a uniform English language rule for naturalization, and to avoid misconstructions of the English language texts of the laws of the United States, pursuant to Congress' powers to provide for the general welfare of the United States and to establish a uniform rule of naturalization under article I, section 8, of the Constitution; to the Committee on Education and Labor, and in addition to the Committee on the Judiciary, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mrs. MCCARTHY of New York (for herself and Mr. LEWIS of Georgia):

H.R. 998. A bill to direct the Librarian of Congress and the Secretary of the Smithsonian Institution to carry out a joint project at the Library of Congress and the National Museum of African American History and Culture to collect video and audio recordings of personal histories and testimonials of individuals who participated in the Civil Rights movement, and for other purposes; to the Committee on House Administration.

By Mr. MILLER of Florida:

H.R. 999. A bill to provide for the Secretary of Agriculture to release the reversionary interest of the United States on certain land in the State of Florida if encroachments and trespassing have occurred on that land, and for other purposes; to the Committee on Agriculture.

By Ms. NORTON (for herself, Ms. KILPATRICK, Mr. LYNCH, Mr. DELAHUNT, Mr. MARKEY, Mr. MEHAN, Mr. FRANK of Massachusetts, Mr. MCGOVERN, Mr. OLVER, Mr. CAPUANO, Mr. TIERNEY, and Mr. NEAL of Massachusetts):

H.R. 1000. A bill to award a Congressional Gold Medal to Edward William Brooke III in recognition of his unprecedented and enduring service to our Nation; to the Committee on Financial Services.

By Mr. SPRATT:

H.R. 1001. A bill to amend the Haitian Hemispheric Opportunity through Partnership Encouragement Act of 2006 to extend the date for the President to determine if Haiti meets certain requirements, and for other purposes; to the Committee on Ways and Means.

By Mr. SPRATT (for himself and Mrs. MYRICK):

H.R. 1002. A bill to authorize appropriate action if the negotiations with the People's Republic of China regarding China's undervalued currency and currency manipulation are not successful; to the Committee on Ways and Means.

By Ms. WATSON:

H.R. 1003. A bill to amend the Foreign Affairs Reform and Restructuring Act of 1998 to reauthorize the United States Advisory Commission on Public Diplomacy; to the Committee on Foreign Affairs.

By Ms. WOOLSEY (for herself, Mr. GRIJALVA, Mr. LANTOS, Mr. KILDEE, Ms. JACKSON-LEE of Texas, Mr.

McGOVERN, Mr. SCOTT of Virginia, Ms. NORTON, and Ms. KILPATRICK):

H.R. 1004. A bill to authorize the Attorney General to make grants to improve the ability of State and local governments to prevent the abduction of children by family members, and for other purposes; to the Committee on the Judiciary.

By Mr. SKELTON (for himself, Mr. LANTOS, and Mr. JONES of North Carolina):

H. Con. Res. 63. Concurrent resolution disapproving of the decision of the President announced on January 10, 2007, to deploy more than 20,000 additional United States combat troops to Iraq; to the Committee on Armed Services, and in addition to the Committee on Foreign Affairs, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. PENCE:

H. Con. Res. 64. Concurrent resolution expressing the sense of Congress that no funds should be cut off or reduced for American troops in the field which would result in undermining their safety or their ability to complete their assigned missions; to the Committee on Armed Services.

By Mr. LIPINSKI:

H. Res. 152. A resolution expressing the sense of the House of Representatives that the President should transmit to Congress detailed reports on the situation in Iraq to facilitate greater congressional oversight, work with the international community to create an international peacekeeping force and reconstruction program for Iraq, and seek to convene a peace conference in a neutral location to encourage Iraq's ethnic and religious factions to achieve the important goals of national reconciliation, security, and governance for Iraq; to the Committee on Foreign Affairs, and in addition to the Committee on Armed Services, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. PUTNAM:

H. Res. 153. A resolution electing minority members to a committee of the House of Representatives; considered and agreed to.

By Mr. COHEN:

H. Res. 154. A resolution recognizing Stax Records for enriching the Nation's Cultural life with "50 years of soul"; to the Committee on Education and Labor.

By Mr. CROWLEY:

H. Res. 155. A resolution condemning the assassination of human rights advocate and outspoken defender of freedom of the press, Turkish-Armenian journalist Hrant Dink on January 19, 2007; to the Committee on Foreign Affairs.

By Mr. MORAN of Virginia:

H. Res. 156. A resolution honoring and thanking John Thomas Caulfield for a life-long professional commitment to public service and for his years of dedicated service on behalf of the United States Capitol Police, the Capitol Police Board, and the Congress; to the Committee on House Administration.

122.33 PRIVATE BILLS AND RESOLUTIONS

Under clause 3 of rule XII.

Mr. GONZALEZ introduced a bill (H.R. 1005) for the relief of Vicente Beltran Luna; which was referred to the Committee on the Judiciary.

122.34 ADDITIONAL SPONSORS

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

February 12, 2007

H.R. 23: Mr. SHIMKUS and Ms. ESHOO.  
 H.R. 25: Mr. TIAHRT.  
 H.R. 34: Mr. COHEN.  
 H.R. 37: Mr. DENT.  
 H.R. 42: Mr. GUTIERREZ and Mr. AL GREEN of Texas.  
 H.R. 43: Mr. GUTIERREZ and Mr. BISHOP of Georgia.  
 H.R. 50: Mr. BROWN of South Carolina.  
 H.R. 73: Mr. MCINTYRE, Mr. YOUNG of Alaska, and Mrs. MYRICK.  
 H.R. 82: Mr. ALEXANDER, Mr. BARTLETT of Maryland, Mr. BISHOP of Utah, Mrs. BONO, Mr. LINCOLN DAVIS of Tennessee, Mr. FORBES, Mr. GERLACH, Mr. KANJORSKI, Mr. MORAN of Virginia, Mrs. NAPOLITANO, Mr. PORTER, Mr. ROSKAM, Mrs. SCHMIDT, Mr. SIMPSON, Mr. STUPAK, Ms. SUTTON, and Mr. YARMUTH.  
 H.R. 84: Mr. McCOTTER.  
 H.R. 85: Mr. MILLER of North Carolina.  
 H.R. 119: Mr. PAYNE.  
 H.R. 137: Mr. ARCURI.  
 H.R. 139: Mr. CALVERT.  
 H.R. 156: Mr. FATTAH and Ms. SCHAKOWSKY.  
 H.R. 169: Mr. GORDON.  
 H.R. 180: Mr. TANCREDO.  
 H.R. 184: Mr. DAVIS of Alabama.  
 H.R. 197: Mr. LEWIS of Georgia, Ms. BALDWIN, Mr. MOORE of Kansas, Mr. BOSWELL, and Mr. LEWIS of Kentucky.  
 H.R. 207: Mr. WAXMAN.  
 H.R. 211: Mr. LEVIN and Ms. KILPATRICK.  
 H.R. 213: Mr. ACKERMAN.  
 H.R. 260: Ms. SCHAKOWSKY and Mr. GILLMOR.  
 H.R. 279: Mr. GINGREY and Mr. PAUL.  
 H.R. 297: Ms. SCHAKOWSKY.  
 H.R. 303: Mr. ROGERS of Kentucky and Ms. SCHWARTZ.  
 H.R. 402: Mr. GENE GREEN of Texas.  
 H.R. 403: Mr. WALZ of Minnesota.  
 H.R. 477: Ms. SUTTON, Mr. ROSS, Mr. FOSSELLA, Mr. McDERMOTT, and Mr. HALL of Texas.  
 H.R. 488: Mr. JOHNSON of Georgia and Ms. JACKSON-LEE of Texas.  
 H.R. 493: Mr. DOYLE, Mr. BISHOP of New York, Mr. SCOTT of Virginia, and Mr. MARKEY.  
 H.R. 502: Mr. GONZALEZ, Mrs. NAPOLITANO, Mr. GRIJALVA, Mr. GUTIERREZ, Mr. SERRANO, and Mr. SIREs.  
 H.R. 508: Mr. OBERSTAR.  
 H.R. 511: Mr. FORBES.  
 H.R. 529: Mr. MICHAUD.  
 H.R. 530: Mr. DELAHUNT, Mr. CAPUANO, Mr. PETERSON of Minnesota, Mr. HARE, and Mrs. CAPITO.  
 H.R. 535: Mr. THOMPSON of Mississippi, Mr. McGOVERN, and Mrs. MALONEY of New York.  
 H.R. 539: Mr. HOLDEN, Mr. SOUDER, Ms. SCHAKOWSKY, Ms. NORTON, Mr. CARNEY, Mr. BERMAN, and Mr. GEORGE MILLER of California.  
 H.R. 553: Mr. GILLMOR and Mr. KNOLLENBERG.  
 H.R. 556: Mrs. CAPITO.  
 H.R. 561: Mr. LIPINSKI.  
 H.R. 563: Mrs. CAPITO.  
 H.R. 566: Mr. BRADY of Pennsylvania, Mr. DAVIS of Alabama, and Mr. FILNER.  
 H.R. 579: Mr. CLAY and Mr. WALZ of Minnesota.  
 H.R. 617: Mr. LINCOLN DIAZ-BALART of Florida.  
 H.R. 621: Mr. LEWIS of Georgia, Mr. GOHMERT, and Mr. MARSHALL.  
 H.R. 633: Mrs. BOYDA of Kansas.  
 H.R. 642: Ms. CARSON and Mr. PAYNE.  
 H.R. 643: Mr. MOORE of Kansas.  
 H.R. 645: Mr. OBERSTAR.  
 H.R. 659: Mr. TOM DAVIS of Virginia.  
 H.R. 670: Mrs. MALONEY of New York.  
 H.R. 676: Mr. DELAHUNT, Ms. KAPUR, and Ms. SOLIS.  
 H.R. 677: Mrs. MCCARTHY of New York, Mr. HINOJOSA, and Mr. JOHNSON of Georgia.

H.R. 695: Ms. JACKSON-LEE of Texas and Mr. EMANUEL.  
 H.R. 699: Mr. DOOLITTLE, Mr. McHENRY, Mrs. McMORRIS RODGERS, Mr. BARTLETT of Maryland, Mr. HAYES, Mr. SIMPSON, Mr. McCAUL of Texas, Mr. SHIMKUS, Mrs. CUBIN, Mr. HALL of Texas, and Mr. EHLERS.  
 H.R. 710: Mr. SESSIONS, Mr. SHIMKUS, Mr. SIMPSON, Mr. WILSON of South Carolina, Mr. FERGUSON, Mr. UPTON, Mr. WHITFIELD, Mr. ALLEN, Mr. PICKERING, Mr. GINGREY, Mrs. MYRICK, Mrs. CUBIN, Mr. JOHNSON of Georgia, Mr. PITTS, and Mr. PAYNE.  
 H.R. 715: Mr. COHEN, Mr. KIND, Ms. CARSON, Ms. SUTTON, and Mr. JOHNSON of Georgia.  
 H.R. 722: Ms. SHEA-PORTER.  
 H.R. 723: Mr. HOEKSTRA and Mr. EHLERS.  
 H.R. 734: Mr. MCKEON, Ms. WOOLSEY, Mr. BURGESS, Mr. SHIMKUS, and Mr. GONZALEZ.  
 H.R. 741: Mr. CUMMINGS, Mr. THOMPSON of California, and Mr. WYNN.  
 H.R. 743: Mrs. MUSGRAVE and Mr. BISHOP of Georgia.  
 H.R. 746: Ms. EDDIE BERNICE JOHNSON of Texas, Mr. CLAY, and Mr. FATTAH.  
 H.R. 759: Mr. COHEN, Mr. NADLER, and Mr. WOLF.  
 H.R. 760: Mr. GUTIERREZ, Mr. LANTOS, Mr. GEORGE MILLER of California, and Ms. BORDALLO.  
 H.R. 787: Mr. FILNER.  
 H.R. 797: Mr. DOYLE, Mr. DAVIS of Alabama, Mr. HIGGINS, and Mr. CUMMINGS.  
 H.R. 800: Mr. CUELLAR.  
 H.R. 811: Mr. RANGEL, Ms. VELÁZQUEZ, Mr. FARR, Mr. MEEHAN, Mr. LIPINSKI, and Mr. WAMP.  
 H.R. 819: Ms. CASTOR, Mr. GENE GREEN of Texas, Mr. COSTA, Ms. VELÁZQUEZ, Mr. HASTINGS of Florida, Mr. MARKEY, and Mr. DOGGETT.  
 H.R. 821: Mr. CONYERS, Mr. PAYNE, Ms. CARSON, Mr. DAVIS of Illinois, Mr. FARR, Mr. KIRK, Mr. SHAYS, and Mr. GENE GREEN of Texas.  
 H.R. 822: Mr. CONYERS, Mr. WYNN, Mr. COHEN, Ms. CASTOR, Mr. BACA, Mr. AL GREEN of Texas, and Mr. JOHNSON of Georgia.  
 H.R. 855: Mr. FORBES and Mr. LEWIS of Kentucky.  
 H.R. 866: Mr. LINDER, Mr. SMITH of Texas, Mr. GARY G. MILLER of California, Mr. BURGESS, and Mr. McCAUL of Texas.  
 H.R. 868: Mr. POMEROY and Mr. SESTAK.  
 H.R. 871: Mrs. LOWEY, Mr. LEWIS of Georgia, and Mr. ROTHMAN.  
 H.R. 873: Ms. SCHAKOWSKY.  
 H.R. 896: Mr. PETRI and Mr. KIND.  
 H.R. 897: Mr. WALZ of Minnesota and Mr. SPRATT.  
 H.R. 898: Mr. WAMP, Ms. HARMAN, Mr. THOMPSON of California, Mrs. CAPPS, Mr. FATTAH, Mr. BOREN, Mr. NADLER, Mr. WEXLER, Mr. SPRATT, Mr. CHANDLER, Mr. ANDREWS, Mr. HIGGINS, Mr. BISHOP of New York, Mr. BARROW, Mr. BOSWELL, Mr. BRADY of Pennsylvania, Mr. BUTTERFIELD, Mr. CLYBURN, Mr. CUELLAR, Mr. LINCOLN DAVIS of Tennessee, Mr. EDWARDS, Ms. HERSETH, Mr. HOLDEN, Ms. HOOLEY, Mr. ISRAEL, Mr. JACKSON of Illinois, Mr. KANJORSKI, Ms. LEE, Ms. ZOE LOFGREN of California, Mrs. LOWEY, Ms. MATSUI, Mr. MORAN of Virginia, Mr. SALAZAR, Ms. LINDA T. SANCHEZ of California, Ms. SLAUGHTER, Mr. UDALL of Colorado, and Mr. WYNN.  
 H.R. 923: Mr. KENNEDY, Mrs. MALONEY of New York, Ms. SLAUGHTER, and Ms. JACKSON-LEE of Texas.  
 H.R. 933: Mr. SOUDER.  
 H.R. 971: Mr. SHAYS and Mr. GRIJALVA.  
 H.R. 976: Mr. STARK, Mr. LEVIN, Mr. McDERMOTT, Mr. LEWIS of Georgia, Mr. NEAL of Massachusetts, Mr. McNULTY, Mr. TANNER, Mr. BECERRA, Mr. DOGGETT, Mr. POMEROY, Mrs. JONES of Ohio, Mr. THOMPSON of California, Mr. LARSON of Connecticut, Mr. EMANUEL, Mr. BLUMENAUER, Mr. KIND, Mr. PASCRELL, Ms. BERKLEY, Mr. CROWLEY, Mr.

VAN HOLLEN, Mr. MEEK of Florida, Ms. SCHWARTZ, Mr. DAVIS of Alabama, Mr. SPRATT, Ms. VELÁZQUEZ, Ms. BEAN, Mr. HILL, Mr. SHULER, Mr. CRAMER, Mr. MELANCON, Mr. BOSWELL, Mr. SALAZAR, Mr. LINCOLN DAVIS of Tennessee, Mr. BARROW, Mr. MATHESON, Mr. MICHAUD, Mr. ELLSWORTH, Mr. MOORE of Kansas, Mr. MARSHALL, Mr. DONNELLY, Mr. BOYD of Florida, Mr. CARDOZA, Mr. MAHONEY of Florida, Mr. ARCURI, Ms. GIFFORDS, Mr. ROSS, Ms. HERSETH, Mr. COSTA, Mrs. GILLIBRAND, Mr. BISHOP of Georgia, and Mr. BACA.

H. J. Res. 22: Mr. KUHLMANN of New York.  
H. Con. Res. 39: Mr. NADLER, Mrs. CAPPS, Ms. DELAURO, Mr. MCGOVERN, Ms. SCHWARTZ, Ms. MOORE of Wisconsin, Mrs. NAPOLITANO, Ms. MATSUI, Mr. GRIJALVA, and Ms. SOLIS.

H. Con. Res. 44: Mr. YOUNG of Alaska, Ms. WATSON, Mr. BOSWELL, Mr. CARNAHAN, Mr. MEEKS of New York, Ms. HARMAN, Mr. BECERRA, Mrs. CHRISTENSEN, and Mr. ISSA.

H. Con. Res. 45: Mr. GERLACH and Mr. SMITH of New Jersey.

H. Con. Res. 50: Mr. BURTON of Indiana, Mr. ROGERS of Kentucky, Mr. SMITH of New Jersey, and Mrs. SCHMIDT.

H. Con. Res. 55: Mr. PALLONE.  
H. Res. 53: Mr. TOWNS and Ms. WATERS.

H. Res. 64: Mr. FRANK of Massachusetts, Mr. CROWLEY, Mr. ANDREWS, Mr. WEXLER, Mr. ENGEL, Mr. HASTINGS of Florida, Mr. WILSON of South Carolina, Ms. SCHAKOWSKY, Mr. PENCE, and Mrs. BIGGERT.

H. Res. 67: Ms. NORTON, Mr. HALL of New York, and Mr. HOEKSTRA.

H. Res. 76: Mr. RANGEL and Mr. FARR.  
H. Res. 87: Mr. HENSARLING.

H. Res. 88: Mr. MICA.  
H. Res. 101: Mr. PAYNE, Mr. NADLER, Mr. WATT, and Mr. JOHNSON of Georgia.

H. Res. 107: Mr. KLEIN of Florida, Mr. LOBIONDO, Mr. CANTOR, Mr. CARNAHAN, Ms. SCHAKOWSKY, Mr. GERLACH, Mrs. MYRICK, and Ms. BERKLEY.

H. Res. 118: Ms. JACKSON-LEE of Texas, Mr. TOWNS, Mr. LEWIS of Georgia, Mr. BRADY of Pennsylvania, Mr. PAYNE, Ms. KILPATRICK, Mr. CLAY, Mr. MOORE of Kansas, Ms. MOORE of Wisconsin, Ms. CARSON, Mr. RANGEL, Ms. CORRINE BROWN of Florida, and Ms. WATSON.  
H. Res. 122: Mr. FALCOMA.

H. Res. 126: Ms. CARSON and Ms. SLAUGHTER.

H. Res. 128: Ms. NORTON, Mr. JOHNSON of Georgia, and Ms. WOOLSEY.

H. Res. 134: Mr. RUPPERSBERGER, Mr. VAN HOLLEN, Mrs. TAUSCHER, Mr. PASCRELL, Ms. NORTON, and Ms. CLARKE.

H. Res. 137: Mr. McNULTY and Ms. SCHAKOWSKY.

H. Res. 147: Mr. SAM JOHNSON of Texas, Mr. POE, Mrs. MUSGRAVE, and Mr. WESTMORELAND.

**TUESDAY, FEBRUARY 13, 2007 (23)**

**¶23.1 APPOINTMENT OF SPEAKER PRO TEMPORE**

The House was called to order by the SPEAKER pro tempore, Mr. KAGEN, who laid before the House the following communication:

WASHINGTON, DC,  
February 13, 2007.

I hereby appoint the Honorable STEVE KAGEN to act as Speaker pro tempore on this day.

NANCY PELOSI,  
Speaker of the House of Representatives.

Whereupon, pursuant to the order of the House of January 4, 2007, Members were recognized for morning-hour debate.

**¶23.2 RECESS—9:35 A.M.**

The SPEAKER pro tempore, Mr. KAGEN, pursuant to clause 12(a) of

rule I, declared the House in recess at 9 o'clock and 35 minutes a.m., until 10 a.m.

**¶23.3 AFTER RECESS—10 A.M.**

The SPEAKER called the House to order.

**¶23.4 APPROVAL OF THE JOURNAL**

The SPEAKER announced she had examined and approved the Journal of the proceedings of Monday, February 12, 2007.

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

**¶23.5 COMMUNICATIONS**

Executive and other communications, pursuant to clause 8, rule XII, were referred as follows:

598. A letter from the Interim Director, Pension Benefit Guaranty Corporation, transmitting the Corporation's final rule — Allocation of Assets in Single Employer Plans; Valuation of Benefits and Assets; Expected Retirement Age — received January 2, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Education and Labor.

599. A letter from the Interim Director, Pension Benefit Guaranty Corporation, transmitting the Corporation's final rule — Benefits Payable in Terminated Single-Employer Plans — received January 2, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Education and Labor.

600. A letter from the Interim Director, Pension Benefit Guaranty Corporation, transmitting the Corporation's final rule — Benefits Payable in Terminated Single-Employer Plans; Allocation of Assets in Single-Employer Plans; Interest Assumptions for Valuing and Paying Benefits — received January 2, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Education and Labor.

601. A communication from the President of the United States, transmitting certification that the export to the People's Republic of China of the specified items is not detrimental to the United States space launch industry, and that the material and equipment, including any indirect technical benefit that could be derived from such exports, will not measurably improve the missile or space launch capabilities of the People's Republic of China, pursuant to Public Law 105-261, section 1512; (H. Doc. No. 110-14); to the Committee on Foreign Affairs and ordered to be printed.

**¶23.6 PROVIDING FOR CONSIDERATION OF H. CON. RES. 63**

Ms. SLAUGHTER, by direction of the Committee on Rules, called up the following resolution (H. Res. 157):

*Resolved*, That upon the adoption of this resolution it shall be in order without intervention of any point of order to consider in the House the concurrent resolution (H. Con. Res. 63) disapproving of the decision of the President announced on January 10, 2007, to deploy more than 20,000 additional United States combat troops to Iraq. The concurrent resolution shall be considered as read. The previous question shall be considered as ordered on the concurrent resolution to final adoption without intervening motion or demand for division of the question except: (1) debate not beyond midnight on Tuesday, February 13, 2007, equally divided and controlled by the Majority Leader and the Minority Leader or their designees; (2) debate not beyond midnight on Wednesday, February 14, 2007, equally divided and controlled by the Majority Leader and the Minority Leader or their designees; (3) 12 hours of de-

bate commencing on Thursday, February 15, 2007, equally divided and controlled by the Majority Leader and the Minority Leader or their designees; and (4) one motion to recommit which may not contain instructions.

SEC. 2. During consideration of House Concurrent Resolution 63 pursuant to this resolution, notwithstanding any other provision of this resolution, on each demand of the Majority Leader or his designee after consultation with the Minority Leader, it shall be in order at any time to debate the concurrent resolution for an additional hour equally divided and controlled by the Majority Leader and Minority Leader or their designees.

SEC. 3. During consideration of House Concurrent Resolution 63 pursuant to this resolution, notwithstanding the operation of the previous question, the Chair may postpone further consideration of the concurrent resolution to a time designated by the Speaker.

When said resolution was considered. After debate,

On motion of Ms. SLAUGHTER, the previous question was ordered on the resolution to its adoption or rejection.

The question being put, *viva voce*,

Will the House agree to said resolution?

The SPEAKER pro tempore, Mr. WEINER, announced that the yeas had it.

Mr. DREIER objected to the vote on the ground that a quorum was not present and not voting.

The SPEAKER pro tempore, Mr. WEINER, pursuant to clause 8, rule XX, announced that further proceedings on the previous question were postponed.

The point of no quorum was considered as withdrawn.

**¶23.7 H. RES. 122—UNFINISHED BUSINESS**

The SPEAKER pro tempore, Mr. WEINER, pursuant to clause 8, rule XX, announced the unfinished business to be the motion to suspend the rules and agree to the resolution (H. Res. 122) recognizing the significance of the 65th anniversary of the signing of Executive Order 9066 by President Franklin D. Roosevelt and supporting the goals of the Japanese American, German American, and Italian American communities in recognizing a National Day of Remembrance to increase public awareness of the events surrounding the restriction, exclusion, and internment of individuals and families during World War II.

The question being put, Will the House suspend the rules and agree to said resolution?

The vote was taken by electronic device.

It was decided in the { Yeas ..... 426  
affirmative ..... } Nays ..... 0

**¶23.8 [Roll No. 95] YEAS—426**

Abercrombie	Baker	Bilbray
Ackerman	Baldwin	Bilirakis
Aderholt	Barrett (SC)	Bishop (GA)
Akin	Barrow	Bishop (NY)
Allen	Bartlett (MD)	Bishop (UT)
Altmire	Barton (TX)	Blackburn
Andrews	Bean	Blumenauer
Arcuri	Becerra	Blunt
Baca	Berkley	Boehner
Bachmann	Berman	Bonner
Bachus	Berry	Bono
Baird	Biggert	Boozman



Boren
Boswell
Boucher
Boustany
Boyd (FL)
Boyd (KS)
Brady (PA)
Brady (TX)
Braley (IA)
Brown (SC)
Brown, Corrine
Brown-Waite,
Ginny
Buchanan
Burgess
Burton (IN)
Butterfield
Buyer
Calvert
Camp (MI)
Campbell (CA)
Cannon
Cantor
Capito
Capps
Capuano
Cardoza
Carnahan
Carney
Carson
Carter
Castle
Castor
Chabot
Chandler
Clarke
Clay
Cleaver
Clyburn
Coble
Cohen
Cole (OK)
Conaway
Conyers
Cooper
Costa
Costello
Courtney
Crenshaw
Crowley
Cubin
Cuellar
Culberson
Cummings
Davis (AL)
Davis (CA)
Davis (IL)
Davis (KY)
Davis, David
Davis, Lincoln
Davis, Tom
Deal (GA)
DeFazio
DeGette
DeLahunt
DeLauro
Dent
Diaz-Balart, L.
Diaz-Balart, M.
Dicks
Dingell
Doggett
Donnelly
Doolittle
Doyle
Drake
Dreier
Duncan
Edwards
Ehlers
Ellison
Ellsworth
Emanuel
Emerson
Engel
English (PA)
Eshoo
Etheridge
Everett
Fallin
Farr
Fattah
Feehey
Ferguson
Filner
Flake
Forbes
Fortenberry
Fossella
Foxy

Frank (MA)
Franks (AZ)
Frelinghuysen
Gallegly
Garrett (NJ)
Gerlach
Giffords
Gilchrest
Gillibrand
Gillmor
Gingrey
Gohmert
Gonzalez
Goode
Goodlatte
Gordon
Granger
Graves
Green, Al
Green, Gene
Grijalva
Gutierrez
Hall (NY)
Hall (TX)
Hare
Harman
Hastings (FL)
Hastings (WA)
Hayes
Heller
Hensarling
Herger
Herseth
Higgins
Hill
Hinojosa
Hirono
Hobson
Hodes
Hoekstra
Holden
Holt
Honda
Hooley
Hoyer
Hulshof
Hunter
Inglis (SC)
Inslee
Israel
Issa
Jackson (IL)
Jackson-Lee
Jindal
Johnson (GA)
Johnson, E. B.
Johnson, Sam
Jones (NC)
Jones (OH)
Jordan
Kagen
Kanjorski
Kaptur
Keller
Kennedy
Kildee
Kilpatrick
Kind
King (IA)
King (NY)
Kingston
Kirk
Klein (FL)
Kline (MN)
Knollenberg
Kucinich
Kuhl (NY)
LaHood
Lamborn
Lampson
Langevin
Lantos
Larsen (WA)
Larsen (CT)
Latham
LaTourette
Lee
Levin
Lewis (CA)
Lewis (GA)
Lewis (KY)
Linder
Lipinski
LoBiondo
Loebsack
Lofgren, Zoe
Lowe
Lucas
Lungren, Daniel
E.
Lynch
Mack
Mahoney (FL)
Maloney (NY)
Manzullo
Marchant
Markey
Marshall
Matheson
Matsui
McCarthy (CA)
McCarthy (NY)
McCaul (TX)
McCollum (MN)
McCotter
McCrery
McDermott
McGovern
McHenry
McHugh
McIntyre
McKeon
McMorris
Rodgers
McNerney
McNulty
Meehan
Meek (FL)
Meeks (NY)
Melancon
Mica
Michaud
Millender-
McDonald
Miller (FL)
Miller (MI)
Miller (NC)
Miller, Gary
Miller, George
Mitchell
Mollohan
Moore (KS)
Moore (WI)
Moran (KS)
Moran (VA)
Murphy (CT)
Murphy, Patrick
Murphy, Tim
Murtha
Musgrave
Myrick
Nadler
Napolitano
Neal (MA)
Neugebauer
Nunes
Oberstar
Obey
Oliver
Ortiz
Pallone
Pascrell
Pastor
Paul
Payne
Pearce
Pence
Perlmutter
Peterson (MN)
Peterson (PA)
Petri
Pickering
Pitts
Platts
Poe
Pomeroy
Porter
Price (GA)
Price (NC)
Pryce (OH)
Putnam
Radanovich
Rahall
Ramstad
Rangel
Regula
Rehberg
Reichert
Renzi
Reyes
Reynolds
Rodriguez
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrabacher
Ros-Lehtinen
Roskam
Ross
Rothman
Roybal-Allard
Royce
Ruppersberger
Ryan (OH)
Ryan (WI)
Salazar
Sali
Sanchez, Linda
T.
Sanchez, Loretta
Sarbanes
Saxton
Schakowsky
Schiff
Schmidt
Schwartz
Scott (GA)
Scott (VA)
Sensenbrenner
Serrano
Sessions
Sestak
Shadegg
Shays
Shea-Porter
Sherman
Sherkus
Shulker
Shuster
Simpson
Sires
Alexander
Cramer
Davis, Jo Ann
Hastert
Jefferson
Johnson (IL)
Norwood
Rush

Velázquez
Viscosky
Walberg
Walden (OR)
Walsh (NY)
Walz (MN)
Wamp
Wasserman
Schultz
Waters
Watson
Watt
Waxman
Weiner
Welch (VT)
Weldon (FL)
Weller
Westmoreland
Wexler
Whitfield
Wicker
Wilson (NM)
Wilson (OH)
Wilson (SC)
Wolf
Woolsey
Wu
Wynn
Yarmuth
Young (AK)
Young (FL)
Carnahan
Carney
Carson
Castor
Chandler
Clarke
Clay
Cleaver
Clyburn
Cohen
Conyers
Cooper
Costa
Costello
Courtney
Crowley
Cuellar
Cummings
Davis (AL)
Davis (CA)
Davis (IL)
Davis, Lincoln
DeFazio
DeGette
DeLahunt
DeLauro
Dicks
Dingell
Doggett
Donnelly
Doyle
Edwards
Ellison
Ellsworth
Emanuel
Engel
Eshoo
Etheridge
Farr
Fattah
Filner
Frank (MA)
Giffords
Gillibrand
Gonzalez
Gordon
Green, Al
Green, Gene
Grijalva
Gutierrez
Hall (NY)
Hare
Harman
Hastings (FL)
Herseth
Higgins
Hill
Hinojosa
Hirono
Hodes
Holden
Holt
Honda
Hooley
Hoyer
Inslee
Aderholt
Akin
Bachmann
Bachus
Baker
Barrett (SC)
Bartlett (MD)
Barton (TX)
Biggart
Bilbray
Bilirakis
Bishop (UT)
Blackburn
Blunt
Boehner
Bonner
Bono
Boozman
Boustany
Brady (TX)
Brown (SC)
Brown-Waite,
Ginny
Buchanan
Burgess
Burton (IN)
Buyer
Calvert
Camp (MI)
Campbell (CA)
Cannon
Cantor
Capito
Carter
Castle
Chabot
Coble
Cole (OK)
Conaway
Crenshaw
Cubin
Culberson
Davis (KY)
Davis, David
Davis, Tom
Deal (GA)
Dent
Diaz-Balart, L.
Diaz-Balart, M.
Doolittle
Drake
Dreier
Duncan
Ehlers
Emerson
English (PA)
Everett
Fallin
Feehey
Ferguson
Flake
Forbes
Fortenberry
Fossella
Jordan
Payne
Perlmutter
Peterson (MN)
Pomeroy
Price (NC)
Rahall
Ruppersberger
Ryan (OH)
Salazar
Sanchez, Linda
T.
Sanchez, Loretta
Sarbanes
Schakowsky
Schiff
Schwartz
Scott (GA)
Scott (VA)
Serrano
Sestak
Shea-Porter
Sherman
Shuler
Sires
Skelton
Slaughter
Smith (WA)
Snyder
Solis
Space
Spratt
Stark
Stupak
Sutton
Tanner
Tauscher
Thompson (CA)
Thompson (MS)
Thompson (VA)
Tierney
Towns
Udall (CO)
Udall (NM)
Van Hollen
Viscosky
Walz (MN)
Wasserman
Schultz
Waters
Watson
Watt
Waxman
Weiner
Welch (VT)
Wilson (OH)
Woolsey
Wu
Wynn
Yarmuth
Fortenberry
Fossella
Fox
Franks (AZ)
Frelinghuysen
Gallegly
Garrett (NJ)
Gerlach
Gilchrest
Gillmor
Gingrey
Gohmert
Goode
Goodlatte
Granger
Graves
Hall (TX)
Hastings (WA)
Hayes
Heller
Hensarling
Herger
Hobson
Hoekstra
Hulshof
Hunter
Inglis (SC)
Issa
Jindal
Johnson, Sam
Jordan

NOT VOTING—8

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said resolution was agreed to.

A motion to reconsider the vote whereby the rules were suspended and said resolution was agreed to was, by unanimous consent, laid on the table.

23.9 H. RES. 157—UNFINISHED BUSINESS

The SPEAKER pro tempore, Mr. WEINER, pursuant to clause 8, rule XX, announced the further unfinished business to be the question on ordering the previous question on the resolution (H. Res. 157) providing for consideration of the concurrent resolution (H. Con. Res. 63) disapproving of the decision of the President announced on January 10, 2007, to deploy more than 20,000 additional United States combat troops to Iraq.

The question being put, viva voce Will the House now order the previous question?

The SPEAKER pro tempore, Mr. WEINER, announced that the yeas had it.

Mr. DREIER demanded a recorded vote on ordering the previous question, which demand was supported by one-fifth of a quorum, so a recorded vote was ordered.

The vote was taken by electronic device. It was decided in the { Yeas ..... 227 affirmative ..... } Nays ..... 197

23.10 [Roll No. 96] AYES—227

Abercrombie
Ackerman
Allen
Altmire
Andrews
Arcuri
Baca
Baird
Baldwin
Barrow
Bean
Becerra
Berkley
Berman
Berry
Bishop (GA)
Bishop (NY)
Blumenauer
Boren
Boswell
Boucher
Boyd (FL)
Boyd (KS)
Brady (PA)
Braley (IA)
Brown, Corrine
Butterfield
Capps
Capuano
Cardoza

NOES—197

Fortenberry
Fossella
Fox
Franks (AZ)
Frelinghuysen
Gallegly
Garrett (NJ)
Gerlach
Gilchrest
Gillmor
Gingrey
Gohmert
Goode
Goodlatte
Granger
Graves
Hall (TX)
Hastings (WA)
Hayes
Heller
Hensarling
Herger
Hobson
Hoekstra
Hulshof
Hunter
Inglis (SC)
Issa
Jindal
Johnson, Sam
Jordan

Keller  
King (IA)  
King (NY)  
Kingston  
Kirk  
Kline (MN)  
Knollenberg  
Kuhl (NY)  
LaHood  
Lamborn  
Latham  
LaTourette  
Lewis (CA)  
Lewis (KY)  
Linder  
LoBiondo  
Lucas  
Lungren, Daniel E.  
Mack  
Manzullo  
Marchant  
McCarthy (CA)  
McCaul (TX)  
McCotter  
McCrery  
McHenry  
McHugh  
McKeon  
McMorris  
Rodgers  
Mica  
Miller (FL)  
Miller (MI)  
Miller, Gary  
Moran (KS)

NOT VOTING—10

Alexander  
Cramer  
Davis, Jo Ann  
Hastert

Jackson-Lee (TX)  
Jefferson  
Johnson (IL)

Sensenbrenner  
Sessions  
Shadegg  
Shays  
Shimkus  
Shuster  
Simpson  
Smith (NE)  
Smith (NJ)  
Smith (TX)  
Souder  
Stearns  
Sullivan  
Tancredo  
Taylor  
Terry  
Thornberry  
Tiahrt  
Tiberi  
Turner  
Upton  
Walberg  
Walden (OR)  
Walsh (NY)  
Wamp  
Weldon (FL)  
Weller  
Westmoreland  
Whitfield  
Wicker  
Wilson (NM)  
Wilson (SC)  
Wolf  
Young (AK)  
Young (FL)

Murphy, Patrick  
Norwood  
Rush

Hoyer  
Inslee  
Israel  
Jackson (IL)  
Jackson-Lee (TX)  
Johnson (GA)  
Johnson, E. B.  
Jones (NC)  
Jones (OH)  
Kagen  
Kanjorski  
Kaptur  
Kennedy  
Kildee  
Kilpatrick  
Kind  
Klein (FL)  
Kucinich  
Lampson  
Langevin  
Lantos  
Larsen (WA)  
Larson (CT)  
Lee  
Levin  
Lewis (GA)  
Lipinski  
Loeb sack  
Lofgren, Zoe  
Lowe y  
Lynch  
Mahoney (FL)  
Maloney (NY)  
Markey  
Marshall  
Matheson  
Matsui  
McCarthy (NY)  
McCollum (MN)  
McDermott  
McGovern  
McIntyre  
McNerney  
McNulty  
Meehan  
Meek (FL)

Meeks (NY)  
Melancon  
Michaud  
Millender-McDonald  
Miller (NC)  
Miller, George  
Mitchell  
Mollohan  
Moore (KS)  
Moore (WI)  
Moran (VA)  
Murphy (CT)  
Murphy, Patrick  
Murtha  
Nadler  
Napolitano  
Neal (MA)  
Oberstar  
Obey  
Olver  
Ortiz  
Pallone  
Pascrell  
Pastor  
Paul  
Payne  
Perlmutter  
Peterson (MN)  
Pomeroy  
Price (NC)  
Rahall  
Ramstad  
Rangel  
Reyes  
Rodriguez  
Ross  
Rothman  
Roybal-Allard  
Ruppersberger  
Ryan (OH)  
Salazar  
Sanchez, Linda T.  
Sanchez, Loretta  
Sarbanes  
Schakowsky

NOES—192

Aderholt  
Akin  
Bachmann  
Bachus  
Baker  
Barrett (SC)  
Bartlett (MD)  
Barton (TX)  
Biggett  
Bilbray  
Bilirakis  
Bishop (UT)  
Blackburn  
Blunt  
Boehner  
Bonner  
Bono  
Boozman  
Boustany  
Brady (TX)  
Brown (SC)  
Brown-Waite, Ginny  
Buchanan  
Burgess  
Burton (IN)  
Buyer  
Hayes  
Heller  
Hensarling  
Herger  
Hobson  
Capito  
Carter  
Castle  
Chabot  
Coble  
Cole (OK)  
Conaway  
Crenshaw  
Cubin  
Culberson  
Davis (KY)  
Davis, David  
Davis, Tom  
Deal (GA)  
Dent  
Diaz-Balart, L.  
Holt  
Doolittle  
Drake

Dreier  
Duncan  
Ehlers  
Emerson  
Everett  
Fallin  
Feeney  
Ferguson  
Flake  
Forbes  
Fortenberry  
Fossella  
Foxy  
Franks (AZ)  
Frelinghuysen  
Gallegly  
Garrett (NJ)  
Gerlach  
Gillmor  
Gingrey  
Gohmert  
Goode  
Goodlatte  
Granger  
Graves  
Hall (TX)  
Hastings (WA)  
Hayes  
Heller  
Hensarling  
Herger  
Hobson  
Hoekstra  
Hulshof  
Hunter  
Inglis (SC)  
Issa  
Jindal  
Johnson, Sam  
Jordan  
Keller  
King (IA)  
King (NY)  
Kingston  
Kline (MN)  
Knollenberg  
Kuhl (NY)  
LaHood  
Lamborn  
Latham  
LaTourette

Schiff  
Schwartz  
Scott (GA)  
Scott (VA)  
Serrano  
Sestak  
Shea-Porter  
Sherman  
Shuler  
Sires  
Skelton  
Slaughter  
Smith (WA)  
Snyder  
Solis  
Space  
Spratt  
Stark  
Stupak  
Sutton  
Tanner  
Tauscher  
Thompson (CA)  
Thompson (MS)  
Tierney  
Towns  
Udall (CO)  
Udall (NM)  
Van Hollen  
Velázquez  
Visclosky  
Walz (MN)  
Wasserman  
Schultz  
Waters  
Watson  
Watt  
Waxman  
Weiner  
Welch (VT)  
Wexler  
Wilson (OH)  
Woolsey  
Wu  
Wynn  
Yarmuth

Ros-Lehtinen  
Roskam  
Royce  
Ryan (WI)  
Sali  
Saxton  
Schmidt  
Sensenbrenner  
Sessions  
Shadegg  
Shays  
Shimkus  
Shuster  
Simpson

Smith (NE)  
Smith (NJ)  
Smith (TX)  
Souder  
Stearns  
Sullivan  
Tancredo  
Taylor  
Terry  
Thornberry  
Tiahrt  
Tiberi  
Turner  
Upton

NOT VOTING—10

Alexander  
Cramer  
Davis, Jo Ann  
English (PA)

Hastert  
Jefferson  
Johnson (IL)  
Kirk

Walberg  
Walden (OR)  
Walsh (NY)  
Wamp  
Weldon (FL)  
Weller  
Westmoreland  
Whitfield  
Wicker  
Wilson (NM)  
Wilson (SC)  
Wolf  
Young (AK)  
Young (FL)

So the previous question on the resolution was ordered.

The question being put, viva voce, Will the House agree to said resolution?

The SPEAKER pro tempore, Mr. WEINER, announced that the yeas had it.

Mr. DREIER demanded a recorded vote on agreeing to said resolution, which demand was supported by one-fifth of a quorum, so a recorded vote was ordered.

The vote was taken by electronic device.

It was decided in the affirmative { YeasD10 232 Nays ..... 192

23.11 [Roll No. 97]

AYES—232

Abercrombie  
Ackerman  
Allen  
Altmire  
Arcuri  
Baca  
Baird  
Baldwin  
Barrow  
Bean  
Becerra  
Berkley  
Berman  
Berry  
Bishop (GA)  
Bishop (NY)  
Blumenauer  
Boren  
Boswell  
Boucher  
Boyd (FL)  
Boyd (KS)  
Brady (PA)  
Braley (IA)  
Brown, Corrine  
Butterfield  
Capps  
Capuano  
Cardoza  
Carnahan  
Carney

Carson  
Castor  
Chandler  
Clarke  
Clay  
Cleaver  
Clyburn  
Cohen  
Conyers  
Cooper  
Costa  
Costello  
Courtney  
Crowley  
Cuellar  
Cummings  
Davis (AL)  
Davis (CA)  
Davis (IL)  
Davis, Lincoln  
DeFazio  
DeGette  
Delahunt  
DeLauro  
Dicks  
Dingell  
Doggett  
Donnelly  
Doyle  
Edwards  
Ellison  
Ellsworth

Emanuel  
Engel  
Eshoo  
Etheridge  
Farr  
Fattah  
Filner  
Frank (MA)  
Giffords  
Gilchrest  
Gillibrand  
Gonzalez  
Gordon  
Green, Al  
Green, Gene  
Grijalva  
Gutierrez  
Hall (NY)  
Hare  
Harman  
Hastings (FL)  
Herseth  
Higgins  
Hill  
Hinche y  
Hinojosa  
Hirono  
Hodes  
Holden  
Holt  
Honda  
Hooley

Lewis (CA)  
Lewis (KY)  
Linder  
LoBiondo  
Lucas  
Lungren, Daniel E.  
Mack  
Manzullo  
Marchant  
McCarthy (CA)  
McCaul (TX)  
McCotter  
McCrery  
McHenry  
McHugh  
McKeon  
McMorris  
Rodgers  
Mica  
Miller (FL)  
Miller (MI)  
Miller, Gary  
Moran (KS)  
Murphy, Tim  
Musgrave  
Myrick  
Neugebauer  
Nunes  
Pearce  
Pence  
Peterson (PA)  
Petri  
Pickering  
Pitts  
Platts  
Poe  
Porter  
Price (GA)  
Pryce (OH)  
Putnam  
Radanovich  
Regula  
Rehberg  
Reichert  
Renzi  
Reynolds  
Rogers (AL)  
Rogers (KY)  
Rogers (MI)  
Rohrabacher

23.13 [Roll No. 98]

YEAS—421

Abercrombie  
Ackerman  
Aderholt  
Akin  
Allen  
Altmire  
Andrews  
Arcuri  
Baca  
Baird  
Baldwin  
Barrow  
Bartlett (MD)  
Barton (TX)  
Bean  
Becerra  
Berkley  
Berman  
Berry  
Biggett  
Bilirakis  
Bishop (GA)  
Bishop (NY)  
Bishop (UT)  
Blackburn  
Blumenauer  
Blunt  
Boehner  
Bonner  
Bono  
Boozman  
Boren  
Boswell  
Boucher  
Boustany  
Boyd (FL)  
Boyd (KS)  
Brady (PA)  
Brady (TX)  
Brown (SC)  
Brown, Corrine

Brown-Waite,  
Ginny  
Buchanan  
Burgess  
Burton (IN)  
Butterfield  
Buyer  
Calvert  
Camp (MI)  
Campbell (CA)  
Cannon  
Cantor  
Capito  
Capps  
Capuano  
Cardoza  
Carnahan  
Carney  
Carson  
Carter  
Castle  
Castor  
Chabot  
Chandler  
Clarke  
Clay  
Cleaver  
Clyburn  
Coble  
Cohen  
Cole (OK)  
Conaway  
Conyers  
Cooper  
Costa  
Costello  
Courtney  
Crenshaw  
Crowley  
Cubin  
Cuellar  
Culberson  
Cummings  
Davis (AL)  
Davis (CA)

Davis (IL)  
Davis (KY)  
Davis, David  
Davis, Lincoln  
Davis, Tom  
Deal (GA)  
DeFazio  
DeGette  
Delahunt  
DeLauro  
Dent  
Diaz-Balart, L.  
Diaz-Balart, M.  
Dicks  
Dingell  
Doggett  
Donnelly  
Doolittle  
Doyle  
Drake  
Dreier  
Duncan  
Edwards  
Ehlers  
Ellison  
Ellsworth  
Emanuel  
Emerson  
Engel  
English (PA)  
Eshoo  
Etheridge  
Everett  
Fallin  
Farr  
Fattah  
Feeney  
Ferguson  
Filner  
Flake  
Forbes  
Fortenberry  
Fossella  
Foxy  
Frank (MA)

It was decided in the affirmative { Yeas ..... 421 Nays ..... 0

Franks (AZ)	Lucas	Ros-Lehtinen
Frelinghuysen	Lungren, Daniel E.	Roskam
Galleghy	Lynch	Ross
Garrett (NJ)	Mack	Rothman
Gerlach	Mahoney (FL)	Roybal-Allard
Giffords	Maloney (NY)	Royce
Gilchrest	Manullo	Ruppersberger
Gillibrand	Marchant	Ryan (OH)
Gillmor	Markey	Ryan (WI)
Gingrey	Marshall	Salazar
Gohmert	Matheson	Sali
Gonzalez	Matsui	Sánchez, Linda T.
Goode	McCarthy (CA)	Sanchez, Loretta
Goodlatte	McCarthy (NY)	Sarbanes
Gordon	McCaul (TX)	Saxton
Granger	McCollum (MN)	Schakowsky
Graves	McCotter	Schiff
Green, Al	McCrery	Schmidt
Green, Gene	McDermott	Schwartz
Gutierrez	McGovern	Scott (GA)
Hall (NY)	McHenry	Scott (VA)
Hall (TX)	McHugh	Serrano
Hare	McIntyre	Sessions
Harman	McKeon	Sestak
Hastings (FL)	McMorris	Shadegg
Hastings (WA)	Rodgers	Shays
Hayes	McNerney	Shea-Porter
Heller	McNulty	Sherman
Hensarling	Meehan	Shimkus
Hersger	Meek (FL)	Shuler
Herseeth	Meeke (NY)	Shuster
Higgins	Melancon	Simpson
Hill	Mica	Sires
Hinchee	Michaud	Skelton
Hinojosa	Millender-McDonald	Slaughter
Hirono	Miller (FL)	Smith (NE)
Hobson	Miller (MI)	Smith (NJ)
Hodes	Miller (NC)	Smith (TX)
Hoekstra	Miller, Gary	Smith (WA)
Holden	Miller, George	Snyder
Holt	Mitchell	Soilis
Honda	Mollohan	Souder
Hooley	Moore (KS)	Space
Hoyer	Moore (WI)	Spratt
Hulshof	Moran (KS)	Stark
Hunter	Moran (VA)	Stearns
Inglis (SC)	Murphy (CT)	Stupak
Inslee	Murphy, Patrick	Sullivan
Israel	Murphy, Tim	Sutton
Issa	Murtha	Tanner
Jackson (IL)	Musgrave	Tauscher
Jackson-Lee (TX)	Myrick	Taylor
Jefferson	Nadler	Terry
Jindal	Napolitano	Thompson (CA)
Johnson (GA)	Neal (MA)	Thompson (MS)
Johnson, E. B.	Neugebauer	Thornberry
Johnson, Sam	Nunes	Tiahrt
Jones (NC)	Oberstar	Tiberi
Jones (OH)	Obey	Tierney
Jordan	Olver	Towns
Kagen	Ortiz	Turner
Kanjorski	Pallone	Udall (CO)
Kaptur	Pascrell	Udall (NM)
Keller	Pastor	Upton
Kennedy	Paul	Van Hollen
Kildee	Payne	Velázquez
Kilpatrick	Pearce	Visclosky
Kind	Pence	Walberg
King (IA)	Perlmutter	Walden (OR)
King (NY)	Peterson (MN)	Walsh (NY)
Kingston	Peterson (PA)	Walz (MN)
Kirk	Petri	Wamp
Klein (FL)	Pickering	Wasserman
Kline (MN)	Pitts	Schultz
Knollenberg	Platts	Waters
Kucinich	Poe	Watson
Kuhl (NY)	Pomeroy	Watt
LaHood	Porter	Waxman
Lamborn	Price (GA)	Weiner
Lampson	Price (NC)	Welch (VT)
Langevin	Putnam	Weldon (FL)
Lantos	Radanovich	Weller
Larsen (WA)	Rahall	Westmoreland
Larson (CT)	Ramstad	Wexler
Latham	Rangel	Whitfield
LaTourrette	Regula	Wicker
Lee	Rehberg	Wilson (NM)
Levin	Reichert	Wilson (OH)
Lewis (CA)	Renzi	Wilson (SC)
Lewis (GA)	Reyes	Wolf
Lewis (KY)	Reynolds	Woolsey
Linder	Rodriguez	Wu
Lipinski	Rogers (AL)	Wynn
LoBiondo	Rogers (KY)	Yarmuth
Loebsack	Rogers (MI)	Young (AK)
Lofgren, Zoe	Rohrabacher	Young (FL)
Lowey		

NOT VOTING—13

Alexander	Grijalva	Rush
Bibray	Hastert	Sensenbrenner
Braley (IA)	Johnson (IL)	Tancredo
Cramer	Norwood	
Davis, Jo Ann	Pryce (OH)	

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill was passed was, by unanimous consent, laid on the table.

*Ordered*, That the Clerk request the concurrence of the Senate in said bill.

¶23.14 COMBAT TROOPS IN IRAQ

Mr. HOYER, pursuant to House Resolution 157, called up for consideration the concurrent resolution (H. Con. Res. 63):

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

(1) Congress and the American people will continue to support and protect the members of the United States Armed Forces who are serving or who have served bravely and honorably in Iraq; and

(2) Congress disapproves of the decision of President George W. Bush announced on January 10, 2007, to deploy more than 20,000 additional United States combat troops to Iraq.

Pending consideration of said concurrent resolution.

The SPEAKER pro tempore, Mr. WEINER, pursuant to House Resolution 157, debate shall extend not beyond midnight on Tuesday, February 13, 2007, or Wednesday, February 14, 2007, with 12 hours of debate commencing on Thursday, February 15, 2007, in each instance equally divided and controlled by the Majority Leader and Minority Leader or their designees.

Pursuant to section 2 of House Resolution 157, on each demand of the Majority Leader or his designee after consultation with the Minority Leader, it shall be in order to debate the concurrent resolution for an additional hour, equally divided and controlled by the Majority Leader and Minority Leader or their designees.

When said concurrent resolution was considered.

After debate,

¶23.15 MOMENT OF SILENCE IN MEMORY OF THE LATE HONORABLE CHARLIE NORWOOD

The SPEAKER pro tempore, Mr. MORAN of Virginia, announced that all Members stand and observe a moment of silence in memory of Congressman Charlie Norwood.

After further debate,

¶23.16 MESSAGE FROM THE SENATE

A message from the Senate by Ms. Curtis, one of its clerks, announced that the Senate has agreed to the following resolution.

S. RES. 79

*Resolved*, That the Senate has heard with profound sorrow and deep regret the announcement of the death of the honorable Charles W. Norwood, Jr., late a Representative from the State of Georgia.

*Resolved*, That the Secretary communicate these resolutions to the House of Represent-

atives and transmit an enrolled copy thereof to the family of the deceased.

*Resolved*, That when the Senate adjourns or recesses today, it stand adjourned or recessed as a further mark of respect to the memory of the deceased Representative.

After further debate,

The SPEAKER pro tempore, Ms. HERSETH, pursuant to section 3 of House Resolution 157, announced further proceedings on the concurrent resolution were postponed.

¶23.17 ENROLLED BILL SIGNED

Mrs. Haas, Clerk of the House, reported and found truly enrolled a bill of the House of the following title, which was thereupon signed by the Speaker:

H.R. 742. An Act to amend the Antitrust Modernization Commission Act of 2002, to extend the term of the Antitrust Modernization Commission and to make a technical correction.

¶23.18 BILL PRESENTED TO THE PRESIDENT

Karen L. Haas, Clerk of the House reported that on February 9, 2007 she presented to the President of the United States, for his approval, the following bill.

H.R. 434. An Act to provide for an additional temporary extension of programs under the Small Business Act and the Small Business Investment Act of 1958 through July 31, 2007, and for other purposes

¶23.19 LEAVE OF ABSENCE

By unanimous consent, leave of absence was granted to Mr. HASTERT, for the week of February 12.

And then,

¶23.20 ADJOURNMENT

On motion of Mrs. TAUSCHER, at 11 o'clock and 35 minutes p.m., the House adjourned.

¶23.21 PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XII, public bills and resolutions were introduced and severally referred, as follows:

By Mr. YOUNG of Alaska (for himself and Mr. BROWN of South Carolina):

H.R. 1006. A bill to amend the provisions of law relating to the John H. Prescott Marine Mammal Rescue Assistance Grant Program, and for other purposes; to the Committee on Natural Resources.

By Mr. YOUNG of Alaska:

H.R. 1007. A bill to amend the Marine Mammal Protection Act of 1972 to repeal the long-term goal for reducing to zero the incidental mortality and serious injury of marine mammals in commercial fishing operations, and to modify the goal of take reduction plans for reducing such takings; to the Committee on Natural Resources.

By Ms. BEAN (for herself, Mr. HILL, Mr. ARCURI, Mr. BARROW, Mr. BERRY, Ms. BERKLEY, Ms. BORDALLO, Mr. BOSWELL, Mr. BOYD of Florida, Mr. BUTTERFIELD, Mr. CARDOZA, Mr. CHANDLER, Mr. COOPER, Mr. COSTA, Mr. CRAMER, Mr. DAVIS of Illinois, Mr. DONNELLY, Mr. DOYLE, Mr. ELLSWORTH, Mr. EMANUEL, Mr. GRIJALVA, Mr. HALL of New York, Mr. HINCHAY, Ms. HOOLEY, Mr. INSLEE, Mr. KIND,

Mr. LIPINSKI, Mrs. LOWEY, Mrs. MALONEY of New York, Mr. MARSHALL, Ms. MATSUI, Mrs. MCCARTHY of New York, Mr. MCGOVERN, Mr. MCINTYRE, Mr. MEEK of Florida, Mr. MELANCON, Mr. GEORGE MILLER of California, Ms. MOORE of Wisconsin, Mr. PATRICK MURPHY of Pennsylvania, Mr. ROSS, Mr. SCHIFF, Mr. SHULER, Ms. SLAUGHTER, Ms. SOLIS, Mr. SPRATT, Mr. TANNER, Mr. WILSON of Ohio, Mr. YARMUTH, Ms. WASSERMAN SCHULTZ, and Ms. SCHAKOWSKY):

H.R. 1008. A bill to improve public awareness in the United States regarding safe use of the Internet through the establishment of an Office of Internet Safety and Public Awareness within the Federal Trade Commission; to the Committee on Energy and Commerce.

By Mr. PAUL (for himself, Ms. BALDWIN, Mr. FRANK of Massachusetts, Mr. GRIJALVA, Mr. HINCHEY, Mr. KUCINICH, Mr. MCDERMOTT, Mr. GEORGE MILLER of California, Mr. STARK, and Ms. WOOLSEY):

H.R. 1009. A bill to amend the Controlled Substances Act to exclude industrial hemp from the definition of marihuana, and for other purposes; to the Committee on Energy and Commerce, and in addition to the Committee on the Judiciary, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. GEORGE MILLER of California (for himself and Mr. PETRI):

H.R. 1010. A bill to ensure that Federal student loans are delivered as efficiently as possible in order to provide additional grant aid to students; to the Committee on Education and Labor.

By Mr. BOUCHER (for himself, Mr. WOLF, Mr. MORAN of Virginia, Mr. SCOTT of Virginia, Mrs. JO ANN DAVIS of Virginia, and Mr. TOM DAVIS of Virginia):

H.R. 1011. A bill to designate additional National Forest System lands in the State of Virginia as wilderness or a wilderness study area, to designate the Kimberling Creek Potential Wilderness Area for eventual incorporation in the Kimberling Creek Wilderness, to establish the Seng Mountain and Bear Creek Scenic Areas, to provide for the development of trail plans for the wilderness areas and scenic areas, and for other purposes; to the Committee on Natural Resources, and in addition to the Committee on Agriculture, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. BUCHANAN (for himself, Ms. FALLIN, Mr. GILCREST, Mr. DAVIS of Illinois, and Ms. GINNY BROWN-WAITE of Florida):

H.R. 1012. A bill to reform laws and procedures affecting small business; to the Committee on Education and Labor, and in addition to the Committees on Small Business, the Judiciary, Oversight and Government Reform, and Ways and Means, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. BURGESS:

H.R. 1013. A bill to amend title XXI of the Social Security Act to prohibit the approval or continuation of section 1115 waivers insofar as they provide coverage of nonpregnant adults under the State Children's Health Insurance Program (SCHIP); to the Committee on Energy and Commerce.

By Mrs. CAPPS (for herself and Mrs. CUBIN):

H.R. 1014. A bill to amend the Federal Food, Drug, and Cosmetic Act and the Public Health Service Act to improve the prevention, diagnosis, and treatment of heart disease, stroke, and other cardiovascular diseases in women; to the Committee on Energy and Commerce.

By Mr. CAPUANO

H.R. 1015. A bill to require automobile dealers to disclose to consumers the presence of event data recorders, or "black boxes", on new automobiles, and to require manufacturers to provide the consumer with the option to enable and disable such devices on future automobiles; to the Committee on Energy and Commerce.

By Mr. DELAHUNT:

H.R. 1016. A bill to amend the Omnibus Parks and Public Lands Management Act of 1996 to authorize the Secretary of the Interior to enter into cooperative agreements with any of the management partners of the Boston Harbor Islands National Recreation Area, and for other purposes; to the Committee on Natural Resources.

By Mr. DINGELL (for himself, Mr. WHITFIELD, Mr. GEORGE MILLER of California, Mr. PALLONE, Mr. WAXMAN, Mr. GRIJALVA, Mr. MCDERMOTT, and Mr. FARR):

H.R. 1017. A bill to amend title XIX of the Social Security Act to improve requirements under the Medicaid Program for items and services furnished in or through an educational program or setting to children, including children with developmental, physical, or mental health needs, and for other purposes; to the Committee on Energy and Commerce.

By Mrs. EMERSON (for herself, Mr. BOOZMAN, Mr. PAUL, and Mr. DUNCAN):

H.R. 1018. A bill to amend the Animal Health Protection Act to prohibit the Secretary of Agriculture from implementing or carrying out a National Animal Identification System or similar requirement and to require the Secretary to protect information obtained as part of any voluntary animal identification system; to the Committee on Agriculture.

By Mr. FORTUÑO:

H.R. 1019. A bill to designate the United States customhouse building located at 31 Gonzalez Clemente Avenue in Mayaguez, Puerto Rico, as the "Rafael Martinez Nadal United States Customhouse Building"; to the Committee on Transportation and Infrastructure.

By Mr. FOSSELLA (for himself, Mr. REYNOLDS, and Mr. CROWLEY):

H.R. 1020. A bill to authorize the Urban Areas Security Initiative Grants Program of the Department of Homeland Security, and for other purposes; to the Committee on Homeland Security.

By Mr. FRANK of Massachusetts:

H.R. 1021. A bill to direct the Secretary of the Interior to conduct a special resources study regarding the suitability and feasibility of designating certain historic buildings and areas in Taunton, Massachusetts, as a unit of the National Park System, and for other purposes; to the Committee on Natural Resources.

By Mrs. MCCARTHY of New York:

H.R. 1022. A bill to reauthorize the assault weapons ban, and for other purposes; to the Committee on the Judiciary.

By Mr. MEEK of Florida (for himself and Mr. HERGER):

H.R. 1023. A bill to repeal the imposition of withholding on certain payments made to vendors by government entities; to the Committee on Ways and Means.

By Mr. MILLER of Florida:

H.R. 1024. A bill to provide for the issuance of a postage stamp commemorating the 450th anniversary of the founding of the first Euro-

pean settlement in the continental United States, at Pensacola, Florida, by Tristan de Luna in 1559; to the Committee on Oversight and Government Reform.

By Mr. MORAN of Kansas (for himself and Mr. SMITH of Nebraska):

H.R. 1025. A bill to authorize the Secretary of the Interior to conduct a study to determine the feasibility of implementing a water supply and conservation project to improve water supply reliability, increase the capacity of water storage, and improve water management efficiency in the Republican River Basin between Harlan County Lake in Nebraska and Milford Lake in Kansas; to the Committee on Natural Resources.

By Mr. MORAN of Kansas (for himself, Mrs. EMERSON, Ms. HERSETH, and Mr. ROSS):

H.R. 1026. A bill to facilitate the sale of United States agricultural products to Cuba, as authorized by the Trade Sanctions Reform and Export Enhancement Act of 2000; to the Committee on Foreign Affairs, and in addition to the Committees on the Judiciary, Financial Services, and Agriculture, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. MURTHA:

H.R. 1027. A bill to amend title 36, United States Code, to authorize the spouse and siblings of a recipient of the Purple Heart medal to become associate members in the Military Order of the Purple Heart of the United States of America, Incorporated; to the Committee on the Judiciary.

By Mr. SALAZAR (for himself and Mr. UDALL of Colorado):

H.R. 1028. A bill to create a Rural Policing Institute as part of the Federal Law Enforcement Training Center; to the Committee on the Judiciary.

By Mr. STEARNS (for himself, Mr. JONES of North Carolina, Ms. MOORE of Wisconsin, Mr. CAMPBELL of California, Mr. SENSENBRENNER, and Mrs. BLACKBURN):

H.R. 1029. A bill to amend title 49, United States Code, to direct the National Highway Traffic Safety Administration to require the disclosure of information relating to the fair market value and safety of damaged motor vehicles; to the Committee on Energy and Commerce.

By Ms. WATERS (for herself, Mrs. CHRISTENSEN, Mr. HONDA, Mr. KILDEE, Mr. MCDERMOTT, Mr. WAXMAN, Ms. SCHAKOWSKY, Mr. STARK, and Ms. CARSON):

H.R. 1030. A bill to amend the Public Health Service Act to establish a program to provide screenings and treatment for cancer to minority or underserved populations, and for other purposes; to the Committee on Energy and Commerce.

By Ms. WATERS (for herself, Ms. DEGETTE, Ms. ROS-LEHTINEN, Mr. BECERRA, Mr. FORTUÑO, Mr. WAXMAN, Ms. SCHAKOWSKY, Ms. SOLIS, Mrs. CHRISTENSEN, Mr. KILDEE, and Ms. BORDALLO):

H.R. 1031. A bill to amend the Public Health Service Act to authorize grants to provide treatment for diabetes in minority communities; to the Committee on Energy and Commerce.

By Ms. WATERS (for herself, Mr. MARKEY, Ms. ROS-LEHTINEN, Mr. WAXMAN, Mr. RAMSTAD, Mr. SCHIFF, Mr. BOOZMAN, Ms. SCHAKOWSKY, Mr. WOLF, and Mr. BECERRA):

H.R. 1032. A bill to amend the Public Health Service Act to authorize grants for treatment and support services for Alzheimer's patients and their families; to the Committee on Energy and Commerce.

By Mr. WEINER:

H.R. 1033. A bill to direct the Secretary of Transportation to establish a grant program to improve railroad safety by providing funds for the construction and maintenance of fencing and other protective structures along railroad tracks, and for other purposes; to the Committee on Transportation and Infrastructure.

By Mr. WILSON of South Carolina (for himself, Mr. ALEXANDER, Mr. ETHERIDGE, Mr. SMITH of New Jersey, Mr. HOLT, Mr. SAXTON, Mr. PASTOR, Mr. MELANCON, Mr. LAHOOD, and Mr. SPRATT):

H.R. 1034. A bill to amend the National Guard Youth Challenge Program under title 32, United States Code, to exclude non-defense funds made available by other Federal agencies for the Program from the matching requirements of the Program; to the Committee on Armed Services.

By Mr. WILSON of South Carolina:

H.R. 1035. A bill to amend the Internal Revenue Code of 1986 to provide a nonrefundable personal credit to individuals who donate certain life-saving organs; to the Committee on Ways and Means, and in addition to the Committee on Energy and Commerce, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. YOUNG of Alaska:

H.R. 1036. A bill to authorize the Administrator of General Services to convey a parcel of real property to the Alaska Railroad Corporation; to the Committee on Transportation and Infrastructure.

By Mr. BECERRA (for himself, Ms. MATSUI, and Mr. SAM JOHNSON of Texas):

H.J. Res. 25. A joint resolution providing for the reappointment of Patricia Q. Stonesifer as a citizen regent of the Board of Regents of the Smithsonian Institution; to the Committee on House Administration.

By Mr. BECERRA (for himself, Ms. MATSUI, and Mr. SAM JOHNSON of Texas):

H.J. Res. 26. A joint resolution providing for the reappointment of Walter E. Massey as a citizen regent of the Board of Regents of the Smithsonian Institution; to the Committee on House Administration.

By Mr. BECERRA (for himself, Ms. MATSUI, and Mr. SAM JOHNSON of Texas):

H.J. Res. 27. A joint resolution providing for the reappointment of Roger W. Sant as a citizen regent of the Board of Regents of the Smithsonian Institution; to the Committee on House Administration.

By Mr. JACKSON of Illinois (for himself, Mr. BISHOP of Georgia, Ms. CORRINE BROWN of Florida, Mrs. CHRISTENSEN, Mr. CLEAVER, Mr. CUMMINGS, Mr. FATTAH, Mr. GRIJALVA, Ms. KILPATRICK, Mr. JOHNSON of Georgia, Mr. MEEK of Florida, Ms. NORTON, Mr. RUSH, Mr. STARK, Ms. WOOLSEY, and Mr. WYNN):

H.J. Res. 28. A joint resolution proposing an amendment to the Constitution of the United States regarding the right to vote; to the Committee on the Judiciary.

By Mr. JACKSON of Illinois:

H.J. Res. 29. A joint resolution proposing an amendment to the Constitution of the United States regarding the right of all citizens of the United States to a public education of equal high quality; to the Committee on the Judiciary.

By Mr. JACKSON of Illinois:

H.J. Res. 30. A joint resolution proposing an amendment to the Constitution of the United States regarding the right of citizens of the United States to health care of equal high quality; to the Committee on the Judiciary.

By Mr. JACKSON of Illinois:

H.J. Res. 31. A joint resolution proposing an amendment to the Constitution of the United States relating to equality of rights and reproductive rights; to the Committee on the Judiciary.

By Mr. JACKSON of Illinois:

H.J. Res. 32. A joint resolution proposing an amendment to the Constitution of the United States respecting the right to decent, safe, sanitary, and affordable housing; to the Committee on the Judiciary.

By Mr. JACKSON of Illinois:

H.J. Res. 33. A joint resolution proposing an amendment to the Constitution of the United States respecting the right to a clean, safe, and sustainable environment; to the Committee on the Judiciary.

By Mr. JACKSON of Illinois:

H.J. Res. 34. A joint resolution proposing an amendment to the Constitution of the United States relative to taxing the people of the United States progressively; to the Committee on the Judiciary.

By Mr. JACKSON of Illinois:

H.J. Res. 35. A joint resolution proposing an amendment to the Constitution of the United States respecting the right to full employment and balanced growth; to the Committee on the Judiciary.

By Mr. JACKSON of Illinois:

H.J. Res. 36. A joint resolution proposing an amendment to the Constitution of the United States to abolish the Electoral College and provide for the direct election of the President and Vice President by the popular vote of all citizens of the United States regardless of place of residence; to the Committee on the Judiciary.

By Mr. PITTS (for himself, Mr. PAYNE,

Mr. MCINTYRE, Mr. SMITH of New Jersey, Mr. WOLF, Mr. BURTON of Indiana, Mr. FORTENBERRY, Mr. CLYBURN, Mr. FLAKE, Mr. POE, Mr. HASTINGS of Florida, Mr. GARY G. MILLER of California, Mr. BOOZMAN, Mrs. MUSGRAVE, Mr. LAMBORN, Mr. WILSON of South Carolina, Mr. PENCE, Mr. MANZULLO, Mr. FORBES, Mr. BARRETT of South Carolina, Mr. FRANKS of Arizona, Mr. WELDON of Florida, Mr. CANTOR, Mr. ROGERS of Michigan, and Mr. SESSIONS):

H. Res. 158. A resolution observing the 200th anniversary of the abolition of the British slave trade and encouraging the people of the United States, particularly the youth of the United States, to remember the life and legacy of William Wilberforce, a member of the British House of Commons who devoted his life to the suppression and abolition of the institution of slavery, and to work for the protection of human rights throughout the world; to the Committee on Foreign Affairs.

## 123.22 PRIVATE BILLS AND RESOLUTIONS

### Under clause 3 of rule XII,

Ms. DEGETTE introduced a bill (H.R. 1037) for the relief of Rosa Isela Figueroa Rincon, Miguel Angel Figueroa Rincon, Blanca Azucena Figueroa Rincon, and Nancy Araceli Figueroa Rincon; which was referred to the Committee on the Judiciary.

## 123.23 ADDITIONAL SPONSORS

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

H.R. 24: Mr. BACA.

H.R. 39: Mr. ACKERMAN, Mr. ANDREWS, Mr. ALLEN, Ms. BALDWIN, Mr. BERMAN, Ms. BERKLEY, Mr. BISHOP of New York, Mr. BLUMENAUER, Mr. BOUCHER, Mrs. CAPPAS, Mr. CARNAHAN, Mrs. CHRISTENSEN, Mr. CLAY, Mr. COHEN, Mr. CONYERS, Mr. COURTNEY, Mr. CUMMINGS, Mr. CROWLEY, Mr. DAVIS of Illi-

nois, Mrs. DAVIS of California, Mr. DEFAZIO, Ms. DELAURO, Mr. DOGGETT, Mr. EMANUEL, Mr. ENGEL, Mr. ELLISON, Ms. ESHOO, Mr. FARR, Mr. FILNER, Mr. FRANK of Massachusetts, Mr. GRIJALVA, Mr. GUTIERREZ, Mr. HALL of New York, Mr. HARE, Ms. HARMAN, Mr. HINCHEY, Ms. HIRONO, Mr. HOLT, Ms. HOOLEY, Mr. HONDA, Mr. INSLEE, Mr. ISRAEL, Ms. JACKSON-LEE of Texas, Ms. EDDIE BERNICE JOHNSON of Texas, Mr. JOHNSON of Georgia, Ms. KAPTUR, Mr. KENNEDY, Mr. KILDEE, Ms. KILPATRICK, Mr. KUCINICH, Mr. LANGEVIN, Mr. LANTOS, Ms. LEE, Mr. LEWIS of Georgia, Mr. LEVIN, Mr. LIPINSKI, Ms. ZOE LOFGREN of California, Mr. LYNCH, Mrs. MCCARTHY of New York, Ms. MCCOLLUM of Minnesota, Mr. MCDERMOTT, Mr. MCGOVERN, Mr. MCNULTY, Mrs. MALONEY of New York, Mr. MEEHAN, Mr. MICHAUD, Ms. MILLENDER-MCDONALD, Mr. GEORGE MILLER of California, Mr. MORAN of Virginia, Mr. MOORE of Kansas, Ms. MOORE of Wisconsin, Mr. PATRICK MURPHY of Pennsylvania, Mr. NADLER, Mr. NEAL of Massachusetts, Ms. NORTON, Mr. OLVER, Mr. PALLONE, Mr. PASTOR, Mr. PAYNE, Mr. PERLMUTTER, Mr. PRICE of North Carolina, Mr. ROTHMAN, Ms. LINDA T. SANCHEZ of California, Ms. LORETTA SANCHEZ of California, Mr. SARBANES, Ms. SCHAKOWSKY, Mr. SCHIFF, Ms. SCHWARTZ, Mr. SCOTT of Virginia, Mr. SERRANO, Mr. SHAYS, Mr. SESTAK, Mr. SIREs, Ms. SOLIS, Mr. SPRATT, Mr. STARK, Mrs. TAUSCHER, Mr. TIERNEY, Mr. UDALL of Colorado, Mr. VAN HOLLEN, Mr. WAXMAN, Mr. WEINER, Mr. WELCH of Vermont, Mr. WEXLER, Ms. WOOLSEY, Mr. WU, Mr. WYNN, Mr. MURPHY of Connecticut, and Mr. UDALL of New Mexico.

H.R. 73: Ms. FOXX, Mrs. CAPITO, and Mr. CONAWAY.

H.R. 89: Ms. GIFFORDS.

H.R. 100: Mr. FILNER.

H.R. 192: Mr. PICKERING.

H.R. 217: Mr. GRIJALVA, Mr. WAXMAN, Mr. DAVIS of Illinois, Ms. DELAURO, and Ms. LEE.

H.R. 232: Mr. JOHNSON of Georgia.

H.R. 241: Mr. TIBERI.

H.R. 249: Mr. TIERNEY, Mr. DELAHUNT, Ms. KAPTUR, Ms. BERKLEY, Mr. FRANK of Massachusetts, and Mr. LOBIONDO.

H.R. 293: Mr. KUHL of New York.

H.R. 303: Ms. GIFFORDS and Mr. SHULER.

H.R. 343: Mr. GENE GREEN of Texas.

H.R. 358: Mr. GONZALEZ and Mr. HARE.

H.R. 359: Mr. PAYNE, Ms. ROYBAL-ALLARD, Mrs. CHRISTENSEN, Mr. BLUMENAUER, Mr. DAVIS of Illinois, Ms. KILPATRICK, and Ms. JACKSON-LEE of Texas.

H.R. 395: Mr. LEWIS of Kentucky.

H.R. 409: Mrs. TAUSCHER, Mr. SERRANO, Mr. CARNAHAN, Mr. GONZALEZ, and Ms. NORTON of Texas.

H.R. 410: Mr. AL GREEN of Texas and Mr. JEFFERSON.

H.R. 458: Mr. FRANK of Massachusetts, Mr. BISHOP of New York, Ms. CARSON, and Ms. JACKSON-LEE of Texas.

H.R. 460: Ms. MOORE of Wisconsin and Mr. BRADY of Pennsylvania.

H.R. 471: Mr. FRANK of Massachusetts, Mr. CAMPBELL of California, Mr. WEXLER, Mr. PENCE, Mr. BROWN of South Carolina, Mr. GARRETT of New Jersey, and Mr. SAM JOHNSON of Texas.

H.R. 473: Mr. JOHNSON of Georgia.

H.R. 488: Mr. MORAN of Virginia.

H.R. 491: Mr. WEXLER and Mrs. BOYDA of Kansas.

H.R. 493: Mr. LOEBSACK, Mrs. MUSGRAVE, and Ms. BERKLEY.

H.R. 503: Mr. COHEN, Mr. LEWIS of Georgia, Mr. LANTOS, Mr. FRELINGHUYSEN, Mr. MEEHAN, Mr. SCHIFF, Mr. MCGOVERN, Ms. DEGETTE, Mr. INGLIS of South Carolina, Mr. SESTAK, Mr. ARCURI, Ms. ZOE LOFGREN of California, and Ms. CORRINE BROWN of Florida.

H.R. 511: Mrs. JO ANN DAVIS of Virginia.

H.R. 526: Mr. PAYNE.

H.R. 549: Mr. PICKERING, Mr. KIND, and Mr. MARSHALL.  
 H.R. 556: Mr. COURTNEY.  
 H.R. 563: Mr. FEENEY and Mr. GORDON.  
 H.R. 588: Mr. BAIRD, Mr. BOSWELL, Mrs. CAPPS, Ms. DEGETTE, Mr. DOGGETT, Mr. FILLNER, Ms. MATSUI, Mr. MILLER of North Carolina, Mr. CHANDLER, Mr. ROSS, Mr. TANNER, Mr. COURTNEY, Mr. SALAZAR, Mr. CRAMER, Mr. MICHAUD, Mr. KIND, Mr. PAYNE, Mr. MCGOVERN, Ms. BEAN, Mr. WYNN, and Mr. BERRY.  
 H.R. 592: Ms. CORRINE BROWN of Florida.  
 H.R. 600: Mr. CLYBURN, Mr. BUTTERFIELD, and Mr. GONZALEZ.  
 H.R. 623: Ms. LEE, Ms. MOORE of Wisconsin, Mr. COHEN, and Mr. GONZALEZ.  
 H.R. 624: Mr. JEFFERSON, Mr. PASTOR, Mr. BERRY, Ms. WATSON, Mr. MORAN of Virginia, Mr. TOWNS, Mr. WAXMAN, Ms. EDDIE BERNICE JOHNSON of Texas, Mrs. CAPPS, and Mr. DOYLE.  
 H.R. 629: Mr. AL GREEN of Texas.  
 H.R. 634: Mr. HIGGINS, Mr. WALZ of Minnesota, and Mr. BUYER.  
 H.R. 636: Mrs. McMORRIS RODGERS and Mr. LEWIS of Kentucky.  
 H.R. 654: Mr. CLAY, Mr. RUSH, Mr. WAXMAN, Mr. CAPUANO, Mr. GORDON, Mr. PASTOR, Mr. CUMMINGS, Mr. FRANK of Massachusetts, Mr. LINCOLN DAVIS of Tennessee, Mr. GEORGE MILLER of California, Mr. RYAN of Wisconsin, Mrs. CAPPS, Ms. WOOLSEY, and Mr. DOYLE.  
 H.R. 676: Mr. JOHNSON of Georgia.  
 H.R. 678: Mr. MCCAUL of Texas and Mr. COSTA.  
 H.R. 682: Mr. CLEAVER.  
 H.R. 684: Mr. JOHNSON of Georgia.  
 H.R. 687: Mrs. MYRICK, Mr. MOORE of Kansas, Mr. GORDON, Ms. WOOLSEY, Mr. KIND, and Mr. YOUNG of Alaska.  
 H.R. 688: Mr. PALLONE, Mr. MURTHA, Mr. SAXTON, Mr. LATOURETTE, and Mr. WHITFIELD.  
 H.R. 690: Mr. PLATTS.  
 H.R. 691: Ms. WOOLSEY and Ms. CASTOR.  
 H.R. 694: Mr. JOHNSON of Georgia and Mr. BAKER.  
 H.R. 697: Mr. KLINE of Minnesota.  
 H.R. 701: Mr. SCOTT of Virginia and Mr. MILLER of Florida.  
 H.R. 710: Ms. GINNY BROWN-WAITE of Florida, Mr. BOOZMAN, Ms. KILPATRICK, Mr. WALDEN of Oregon, Mr. PRICE of Georgia, and Mr. MARKEY.  
 H.R. 711: Mr. ETHERIDGE.  
 H.R. 718: Mr. BURTON of Indiana, Ms. HERSETH, Mr. LARSON of Connecticut, Mr. HOLT, Mr. SHAYS, Mr. REHBERG, Mr. ROSS, Ms. SCHWARTZ, and Mr. LATHAM.  
 H.R. 720: Mr. ABERCROMBIE, Mr. WELLER, and Ms. WOOLSEY.  
 H.R. 724: Mr. LEWIS of California.  
 H.R. 725: Mr. JINDAL.  
 H.R. 731: Mr. JOHNSON of Georgia and Mr. FOSSELLA.  
 H.R. 759: Mr. MILLER of Florida.  
 H.R. 775: Mr. BRADY of Pennsylvania.  
 H.R. 776: Mr. DOGGETT.  
 H.R. 782: Mr. BACHUS, Mr. GOODE, Mr. JONES of North Carolina, Mr. HOLDEN, and Mr. GILLMOR.  
 H.R. 784: Ms. GINNY BROWN-WAITE of Florida and Mrs. WILSON of New Mexico.  
 H.R. 787: Mr. BRALEY of Iowa.  
 H.R. 797: Mr. GONZALEZ, Mr. PETERSON of Minnesota, and Mr. REYES.  
 H.R. 808: Mr. HASTINGS of Florida, Mr. CLEAVER, Mr. GUTIERREZ, Mr. OLVER, and Ms. MCCOLLUM of Minnesota.  
 H.R. 811: Mr. GERLACH.  
 H.R. 821: Ms. HERSETH, Mr. HOLT, and Ms. HIRONO.  
 H.R. 826: Mrs. MYRICK.  
 H.R. 840: Ms. CORRINE BROWN of Florida, Mr. FATTAH, Mrs. CHRISTENSEN, Mr. MCGOVERN, Ms. KILPATRICK, Mr. MORAN of Virginia, Ms. CASTOR, Mr. CARNAHAN, Mr. SIREN, Ms. JACKSON-LEE of Texas, Mr. PAYNE, Mr.

GRIJALVA, Mr. JOHNSON of Georgia, Mr. CUMMINGS, Ms. SCHWARTZ, and Mr. DAVIS of Illinois.  
 H.R. 854: Ms. LINDA T. SANCHEZ of California, Ms. CORRINE BROWN of Florida, and Mr. BISHOP of Georgia.  
 H.R. 861: Mr. BILBRAY, Mr. ROGERS of Alabama, Mr. LINCOLN DIAZ-BALART of Florida, Mr. GARRETT of New Jersey, Mr. CARTER, Mr. BROWN of South Carolina, Mr. RENZI, Mr. MATHESON, Mrs. MYRICK, Mrs. CUBIN, Mr. HALL of Texas, Mr. MCCOTTER, Mr. WICKER, Mr. LEWIS of Kentucky, Mr. MILLER of Florida, Mr. ENGLISH of Pennsylvania, Mr. ALEXANDER, Mr. HENSARLING, Mr. CANTOR, Mr. DAVID DAVIS of Tennessee, Mr. CANNON, Mr. BOOZMAN, Mr. ISSA, Mr. SALI, Mr. SESSIONS, Mr. CHABOT, Mr. YOUNG of Alaska, Mr. WALBERG, Mr. GORDON, Mrs. CAPITO, Mr. BISHOP of Utah, Mr. MURTHA, Mr. PETERSON of Minnesota, Mr. WAMP, and Mr. PLATTS.  
 H.R. 866: Mr. BUYER.  
 H.R. 876: Mr. GERLACH.  
 H.R. 891: Mr. CONAWAY.  
 H.R. 897: Ms. ZOE LOFGREN of California.  
 H.R. 901: Mr. NEAL of Massachusetts, Mr. WEXLER, Mr. PAYNE, Ms. CORRINE BROWN of Florida, and Mr. MCGOVERN.  
 H.R. 923: Mr. OLVER and Mr. CAPUANO.  
 H.R. 943: Mr. HODES, Mr. DONNELLY, and Mr. GILCHREST.  
 H.R. 972: Mr. HARE.  
 H.R. 976: Mr. ENGLISH of Pennsylvania, Mr. HULSHOF, Mr. SAM JOHNSON of Texas, Mr. LEWIS of Kentucky, Mr. RAMSTAD, Mr. TIBERI, Mr. WELLER, Mr. BRADY of Texas, Mr. PORTER, Mr. LINDER, Mr. REYNOLDS, Mr. SCHIFF, and Mr. WELCH of Vermont.  
 H.R. 980: Mr. HOLT and Mr. SAXTON.  
 H.R. 984: Mr. CUMMINGS, Mrs. MALONEY of New York, Ms. NORTON, Mr. KUCINICH, Ms. MCCOLLUM of Minnesota, Mr. VAN HOLLEN, Mr. COOPER, Mr. BRALEY of Iowa, Mr. YARMUTH, Mr. CLAY, Mr. KANJORSKI, Mr. DAVIS of Illinois, and Mr. SHAYS.  
 H.R. 985: Mr. CUMMINGS, Mrs. MALONEY of New York, Ms. NORTON, Mr. KUCINICH, Ms. MCCOLLUM of Minnesota, Ms. WATSON, Mr. COOPER, Mr. BRALEY of Iowa, Mr. YARMUTH, Mr. CLAY, Mr. KANJORSKI, Mr. DAVIS of Illinois, and Mr. SHAYS.  
 H.R. 997: Mr. BUYER, Mr. BARTON of Texas, and Mr. TIAHRT.  
 H.R. 999: Ms. GINNY BROWN-WAITE of Florida.  
 H.R. 1003: Mr. WILSON of South Carolina, Mr. WEXLER, Mr. BURTON of Indiana, and Mr. SMITH of Washington.  
 H.J. Res. 1: Mr. BOREN, Mr. BROWN of South Carolina, Mr. BUYER, Mr. DOOLITTLE, Mr. ENGLISH of Pennsylvania, Mr. GALLEGLY, Mr. SAM JOHNSON of Texas, Mr. KLINE of Minnesota, Mr. LINDER, Mr. MANZULLO, Mr. MCCAUL of Texas, Mrs. MYRICK, Mr. PETERSON of Pennsylvania, Mr. PLATTS, Mr. RENZI, and Mr. TIBERI.  
 H.J. Res. 14: Mr. McDERMOTT, Mr. MEEKS of New York, Mr. JOHNSON of Georgia, Mrs. MALONEY of New York, Ms. JACKSON-LEE of Texas, and Mrs. NAPOLITANO.  
 H. Con. Res. 9: Mr. PASCRELL, and Mr. CLYBURN.  
 H. Con. Res. 23: Mr. PRICE of North Carolina and Mr. ELLISON.  
 H. Con. Res. 24: Ms. MOORE of Wisconsin, Mr. NADLER, and Mr. GONZALEZ.  
 H. Con. Res. 26: Mr. GONZALEZ, Mr. BLUMENAUER, and Mrs. LOWEY.  
 H. Con. Res. 48: Ms. JACKSON-LEE of Texas and Mr. KUHL of New York.  
 H. Con. Res. 49: Mr. SHIMKUS, Mr. WEXLER, Mr. SHULER, Ms. MCCOLLUM of Minnesota, Mr. SIREN, Mr. GONZALEZ, and Ms. ZOE LOFGREN of California.  
 H. Res. 37: Mr. SHERMAN, Mrs. MALONEY of New York, Mr. GONZALEZ, and Mr. SCHIFF.  
 H. Res. 41: Mr. TIERNEY.  
 H. Res. 64: Mr. BERMAN, Mr. MANZULLO, Mr. SCHIFF, and Mr. CHABOT.

H. Res. 67: Mr. JEFFERSON.

H. Res. 89: Mr. EHLERS, Mr. McCOTTER, Mr. SHUSTER, Mr. McNULTY, Mr. UPTON, Mr. McDERMOTT, Mr. LIPINSKI, Mr. BROWN of South Carolina, and Mr. ROGERS of Michigan.

H. Res. 98: Ms. MCCOLLUM of Minnesota, Mr. ACKERMAN, Mr. SIREN, and Mr. BERMAN.  
 H. Res. 100: Mr. ROTHMAN, Mr. CUMMINGS, Ms. SLAUGHTER, Mr. GEORGE MILLER of California, Mr. CLAY, Ms. MOORE of Wisconsin, Mr. SERRANO, Mr. PAYNE, Mr. OLVER, Mr. PLATTS, Mr. GUTIERREZ, Mr. DAVIS of Illinois, and Mr. DOGGETT.

H. Res. 107: Ms. SCHWARTZ.

H. Res. 113: Mr. STARK.

H. Res. 119: Mr. EMANUEL and Mr. GONZALEZ.

### WEDNESDAY, FEBRUARY 14, 2007 (24)

#### ¶24.1 APPOINTMENT OF SPEAKER PRO TEMPORE

The House was called to order by the SPEAKER pro tempore, Mr. CAPUANO, who laid before the House the following communication:

WASHINGTON, DC,  
 February 14, 2007.

I hereby appoint the Honorable MICHAEL E. CAPUANO to act as Speaker pro tempore on this day.

NANCY PELOSI,  
 Speaker of the House of Representatives.

#### ¶24.2 APPROVAL OF THE JOURNAL

The SPEAKER pro tempore, Mr. CAPUANO, announced he had examined and approved the Journal of the proceedings of Tuesday, February 13, 2007.

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

#### ¶24.3 COMMUNICATIONS

Executive and other communications, pursuant to clause 8, rule XII, were referred as follows:

602. A letter from the Director, Office of Legislative Affairs, Federal Deposit Insurance Corporation, transmitting the Corporation's final rule — Deposit Insurance Assessments—Designated Reserve Ratio (RIN: 3064-AD02) — received December 29, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Financial Services.

603. A letter from the Director, Office of Legislative Affairs, Federal Deposit Insurance Corporation, transmitting the Corporation's final rule — Assessments (RIN: 3064-AD03) — received December 29, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Financial Services.

604. A letter from the Chief, Publications and Regulations Branch, Internal Revenue Service, transmitting the Service's final rule — General rule for taxable year of deduction (Rev. Rul. 2007-3) received January 3, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

605. A letter from the Chief, Publications and Regulations Branch, Internal Revenue Service, transmitting the Service's final rule — Classification of Certain Foreign Entities [Notice 2007-10] received January 7, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

606. A letter from the Chief, Publications and Regulations Branch, Internal Revenue Service, transmitting the Service's final rule — Closing agreements (Rev. Proc. 2007-17) received January 3, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.



## ¶24.4 COMBAT TROOPS IN IRAQ

The SPEAKER pro tempore, Mr. CAPUANO, announced, when proceedings were postponed on Tuesday, February 13, 2007, time for debate on the concurrent resolution (H. Con. Res. 63) on that day had expired.

When said concurrent resolution was considered.

After debate,

The SPEAKER pro tempore, Mr. RANGEL, pursuant to section 3 of House Resolution 157, announced further proceedings on the concurrent resolution were postponed.

## ¶24.5 THE LATE HONORABLE CHARLIE NORWOOD

Mr. DEAL of Georgia, submitted the following privileged resolution (H. Res. 159):

Resolved, That the House has heard with profound sorrow of the death of the Honorable Charlie Norwood, a Representative from the State of Georgia.

Resolved, That a committee of such Members of the House as the Speaker may designate, together with such Members of the Senate as may be joined, be appointed to attend the funeral.

Resolved, That the Sergeant-at-Arms of the House be authorized and directed to take such steps as may be necessary for carrying out the provisions of these resolutions and that the necessary expenses in connection therewith be paid out of applicable accounts of the House.

Resolved, That the Clerk communicate these resolutions to the Senate and transmit a copy thereof to the family of the deceased.

Resolved, That when the House adjourns today, it adjourn as a further mark of respect to the memory of the deceased.

When said resolution was considered.

After debate,

By unanimous consent, the previous question was ordered on the resolution to its adoption or rejection.

The question being put, viva voce,

Will the House agree to said resolution?

The SPEAKER pro tempore, Mr. FRANK of Massachusetts, announced that the yeas had it.

So the resolution was agreed to.

A motion to reconsider the vote whereby said resolution was agreed to was, by unanimous consent, laid on the table.

## ¶24.6 WHOLE NUMBER OF THE HOUSE OF REPRESENTATIVES ADJUSTED

The SPEAKER pro tempore, Mr. FRANK of Massachusetts, announced under clause 5(d) of rule XX, that, in light of the passing of the gentleman from Georgia, [Mr. NORWOOD], the whole number of the House is adjusted to 434.

## ¶24.7 MESSAGE FROM THE SENATE

A message from the Senate by Ms. Curtis, one of its clerks, announced that the Senate has passed without amendment a joint resolution of the House of the following title:

H.J. Res. 20. A joint resolution making further continuing appropriations for the fiscal year 2007, and for other purposes.

The message also announced that pursuant to Public Law 106-286, the

Chair, on behalf of the President of the Senate, and after consultation with the Majority Leader, appoints the following Members to serve on the Congressional-Executive Commission on the People's Republic of China: The Senator from Montana [Mr. BAUCUS], The Senator from Michigan [Mr. LEVIN], The Senator from California [Mrs. FEINSTEIN], The Senator from North Dakota [Mr. DORGAN], Co-Chairman, The Senator from Ohio [Mr. BROWN].

## ¶24.8 COMBAT TROOPS IN IRAQ

The SPEAKER pro tempore Mr. FRANK of Massachusetts, announced further consideration of the concurrent resolution (H. Con. Res. 63).

Pursuant to House Resolution 157, it is now in order for a further period of debate on the concurrent resolution to extend not beyond midnight.

When said concurrent resolution was considered.

After debate,

The SPEAKER pro tempore, Mr. ELLISON, pursuant to section 3 of House Resolution 157, announced further proceedings on the concurrent resolution were postponed.

## ¶24.9 PROVIDING FOR CONSIDERATION OF MOTIONS TO SUSPEND THE RULES

Mr. WELCH of Vermont, by direction of the Committee on Rules, reported (Rept. No. 110-13) the resolution (H. Res. 161) providing for consideration of motions to suspend the rules.

When said resolution and report were referred to the House Calendar and ordered printed.

## ¶24.10 ENROLLED JOINT RESOLUTION SIGNED

Mrs. Haas, Clerk of the House, reported and found truly enrolled a joint resolution of the House of the following title, which was thereupon signed by the Speaker:

H.J. Res. 20. A joint resolution making further continuing appropriations for the fiscal year 2007, and for other purposes.

## ¶24.11 LEAVE OF ABSENCE

By unanimous consent, leave of absence was granted to Mr. CRAMER, for February 13.

**THURSDAY, FEBRUARY 15  
(LEGISLATIVE DAY OF FEBRUARY  
14), 2007**

And then,

## ¶24.12 ADJOURNMENT

On motion of Mr. DELAHUNT, pursuant to House Resolution 159, at 12 o'clock and 1 minute a.m., Thursday, February 15 (legislative day of February 14), 2007, the House adjourned out of respect for the late Honorable Charlie Norwood.

## ¶24.13 REPORTS OF COMMITTEES ON PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XIII, reports of committees were delivered to the Clerk for printing and reference to the proper calendar, as follows:

Mr. ARCURI: Committee on Rules. House Resolution 161. Resolution providing for consideration of motions to suspend the rules (Rept. 110-13). Referred to the House Calendar.

## ¶24.14 PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XII, public bills and resolutions were introduced and severally referred, as follows:

By Mr. WAXMAN (for himself, Mrs. EMERSON, Mr. PALLONE, Mr. EMANUEL, and Ms. HIRONO):

H.R. 1038. A bill to amend the Public Health Service Act to provide for the licensing of comparable and interchangeable biological products, and for other purposes; to the Committee on Energy and Commerce, and in addition to the Committee on the Judiciary, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. SULLIVAN (for himself, Mr. LUCAS, Ms. FALLIN, and Mr. BOREN):

H.R. 1039. A bill to direct the Secretary of the Interior to conduct a special resources study regarding the suitability and feasibility of designating the John Hope Franklin Greenwood Memorial/Museum of Reconciliation and other sites in Tulsa, Oklahoma, relating to the 1921 Tulsa race riot as a unit of the National Park System, and for other purposes; to the Committee on Natural Resources.

By Mr. BURGESS (for himself, Mrs. DRAKE, and Mrs. MYRICK):

H.R. 1040. A bill to amend the Internal Revenue Code of 1986 to provide taxpayers a flat tax alternative to the current income tax system; to the Committee on Ways and Means, and in addition to the Committee on Rules, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. SMITH of New Jersey (for himself, Mr. SAXTON, Mr. LOBIONDO, Mr. MCCAUL of Texas, and Mr. DELAHUNT):

H.R. 1041. A bill to amend title 38, United States Code, to provide an enhanced funding process to ensure an adequate level of funding for veterans health care programs of the Department of Veterans Affairs, to establish standards of access to care for veterans seeking health care from the Department of Veterans Affairs, and for other purposes; to the Committee on Veterans' Affairs.

By Mr. HENSARLING:

H.R. 1042. A bill to extend trade promotion authority; to the Committee on Ways and Means, and in addition to the Committee on Rules, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mrs. JONES of Ohio (for herself, Mr. ENGLISH of Pennsylvania, Mr. NEAL of Massachusetts, Mr. EMANUEL, Mr. BLUMENAUER, Mr. PASCRELL, Ms. BERKLEY, Mr. DAVIS of Alabama, Mr. TURNER, Mr. HOLT, Mr. MILLER of Florida, Mr. MARSHALL, Mr. PAUL, Mr. EHLERS, Mr. LANGEVIN, Mr. SCHIFF, Mr. MILLER of North Carolina, Ms. MCCOLLUM of Minnesota, Ms. SCHAKOWSKY, Mr. KENNEDY, Mr. ROSS, Ms. EDDIE BERNICE JOHNSON of

Texas, Ms. HERSETH, Ms. CARSON, and Mr. FILNER):

H.R. 1043. A bill to amend the Internal Revenue Code of 1986 to modify the rehabilitation credit and the low-income housing credit; to the Committee on Ways and Means.

By Mr. BAKER (for himself, Mr. MELANCON, Mr. BOUSTANY, Mr. ALEXANDER, Mr. JEFFERSON, Mr. MCCRERY, and Mr. JINDAL):

H.R. 1044. A bill to improve the disaster loan program of the Small Business Administration, and for other purposes; to the Committee on Small Business.

By Mr. BOSWELL (for himself and Mr. REGULA):

H.R. 1045. A bill to designate the Federal building located at 210 Walnut Street in Des Moines, Iowa, as the "Neal Smith Federal Building"; to the Committee on Transportation and Infrastructure.

By Mr. BURGESS:

H.R. 1046. A bill to amend titles XI and XVIII of the Social Security Act to modernize the quality improvement organization (QIO) program; to the Committee on Energy and Commerce, and in addition to the Committee on Ways and Means, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. CLAY:

H.R. 1047. A bill to authorize the Secretary of the Interior to conduct a study to determine the suitability and feasibility of designating the Soldiers' Memorial Military Museum located in St. Louis, Missouri, as a unit of the National Park System; to the Committee on Natural Resources.

By Mr. FERGUSON:

H.R. 1048. A bill to establish a program to transfer surplus computers of Federal agencies to schools, nonprofit community-based educational organizations, and families of members of the Armed Forces who are deployed, and for other purposes; to the Committee on Oversight and Government Reform.

By Mr. GARRETT of New Jersey (for himself, Mr. HENSARLING, Mr. FEENEY, Mr. PRICE of Georgia, Mr. PAUL, Mr. GINGREY, Mr. WESTMORELAND, Mr. CARTER, Mr. GOODE, Mrs. MYRICK, Mr. GOHMERT, Mr. LAMBORN, Mr. FLAKE, Mr. AKIN, Mr. ROYCE, and Mr. NEUGEBAUER):

H.R. 1049. A bill to reduce the unintended costs and burdens that the Sarbanes-Oxley Act of 2002 imposes on United States businesses, while maintaining that Act's goals of bolstering confidence in the integrity of publicly held companies; to the Committee on Financial Services.

By Ms. LEE:

H.R. 1050. A bill to establish a living wage, jobs for all policy for all peoples in the United States and its territories, and for other purposes; to the Committee on Education and Labor, and in addition to the Committees on the Budget, Armed Services, and Rules, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. HOLT (for himself, Mr. REGULA, Mr. HINOJOSA, Mrs. BIGGERT, Ms. WOOLSEY, Mr. WOLF, Mr. GRIJALVA, Mrs. McMORRIS RODGERS, Mr. EMANUEL, Mr. MANZULLO, Mr. VAN HOLLEN, Mr. PUTNAM, Mr. ALLEN, Mr. BERMAN, Ms. BORDALLO, Mr. CAPUANO, Mr. CUMMINGS, Mr. GENE GREEN of Texas, Ms. JACKSON-LEE of Texas, Mr. JOHNSON of Georgia, Ms. LEE, Mr. LIPINSKI, Ms. ZOE LOFGREN of California, Mr. MCNERNEY, Mr. PRICE of North Carolina, Mr. SMITH of Washington, Mr. STARK, and Ms. SUTTON):

H.R. 1051. A bill to direct the Secretary of Education to establish and maintain a public website through which individuals may find a complete database of available scholarships, fellowships, and other programs of financial assistance in the study of science, technology, engineering, and mathematics; to the Committee on Education and Labor.

By Mr. JEFFERSON (for himself, Mr. MELANCON, Ms. KILPATRICK, Mr. HASTINGS of Florida, Ms. JACKSON-LEE of Texas, Mr. BISHOP of Georgia, Ms. LEE, Mr. CLAY, Ms. MILLENDER-MCDONALD, Mr. WATT, Ms. EDDIE BERNICE JOHNSON of Texas, Mr. WYNN, Ms. NORTON, Mr. BUTTERFIELD, and Mrs. CHRISTENSEN):

H.R. 1052. A bill to provide an option to proceed with an action in any Federal court to recover actual damages for physical or property damage in a major disaster that proximately results from the failure or negligence of the Army Corps of Engineers in the design, construction, or maintenance of a project for which the Corps is legally responsible; to the Committee on the Judiciary, and in addition to the Committee on Transportation and Infrastructure, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. GARY G. MILLER of California (for himself, Mr. CAMPBELL of California, and Mr. CALVERT):

H.R. 1053. A bill to authorize the Secretary of Transportation to carry out certain transportation projects in the State of California to relieve congestion on State Route 91; to the Committee on Transportation and Infrastructure.

By Ms. NORTON:

H.R. 1054. A bill to amend the District of Columbia Home Rule Act to eliminate Congressional review of newly-passed District laws; to the Committee on Oversight and Government Reform, and in addition to the Committee on Rules, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. PALLONE (for himself, Ms. SOLIS, Mr. DEFAZIO, Mr. BRADY of Pennsylvania, Mr. KUCINICH, Mr. LANTOS, Mr. MORAN of Virginia, Mr. FRANK of Massachusetts, Ms. SCHWARTZ, Mr. ROTHMAN, Mr. INSLEE, Ms. MATSUI, Mr. MCGOVERN, Ms. WOOLSEY, Ms. BERKLEY, Mr. GEORGE MILLER of California, Mr. WEXLER, Mr. MARKEY, Mr. ALLEN, Mr. WEINER, Mr. CONYERS, Mr. WAXMAN, Ms. LINDA T. SANCHEZ of California, Mr. GRIJALVA, Ms. SCHAKOWSKY, Mrs. CAPPS, Mr. PAYNE, Mr. BLUMENAUER, Mr. SERRANO, Mr. GUTIERREZ, Ms. CASTOR, Mr. ACKERMAN, Mr. HOLT, Ms. HIRONO, Mr. SIRES, Mr. PASCRELL, Mrs. TAUSCHER, Mr. HONDA, Ms. BORDALLO, Mr. CLAY, Mr. ELLISON, Ms. MCCOLLUM of Minnesota, Mr. OLVER, Ms. KILPATRICK, Mr. NADLER, Mr. WYNN, Mr. LEVIN, Mr. DOYLE, Ms. BALDWIN, and Mr. FARR):

H.R. 1055. A bill to amend the Emergency Planning and Community Right-to-Know Act of 1986 to strike a provision relating to modifications in reporting frequency; to the Committee on Energy and Commerce.

By Mr. PAUL (for himself, Mr. FEENEY, Mr. RUSH, and Mr. SENSENBRENNER):

H.R. 1056. A bill to amend the Internal Revenue Code of 1986 to allow individuals a credit against income tax for tuition and related expenses for public and nonpublic elementary and secondary education; to the Committee on Ways and Means.

By Mr. PAUL (for himself, Mr. BARTLETT of Maryland, Mr. GARRETT of New Jersey, and Mr. SENSENBRENNER):

H.R. 1057. A bill to amend the Internal Revenue Code of 1986 to allow a credit against income tax for amounts contributed to charitable organizations which provide elementary or secondary school scholarships and for contributions of, and for, instructional materials and materials for extracurricular activities; to the Committee on Ways and Means.

By Mr. PAUL (for himself and Mr. MCCOTTER):

H.R. 1058. A bill to amend the Internal Revenue Code of 1986 to allow the Hope Scholarship Credit to be used for elementary and secondary expenses; to the Committee on Ways and Means.

By Mr. PAUL:

H.R. 1059. A bill to amend the Internal Revenue Code of 1986 to provide a tax credit for elementary and secondary school teachers; to the Committee on Ways and Means.

By Mr. PAUL:

H.R. 1060. A bill to amend the Internal Revenue Code of 1986 to provide a tax credit for professional school personnel in pre-kindergarten, kindergarten, and grades 1 through 12; to the Committee on Ways and Means.

By Ms. SLAUGHTER (for herself, Mr. MCHUGH, Mr. PETERSON of Minnesota, and Mr. MANZULLO):

H.R. 1061. A bill to implement the Western Hemisphere Travel Initiative and other registered traveler programs of the Department of Homeland Security; to the Committee on Homeland Security, and in addition to the Committees on Foreign Affairs, and the Judiciary, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. ROGERS of Michigan:

H. Con. Res. 65. Concurrent resolution disagreeing with the plan announced by the President on January 10, 2007, to increase by more than 20,000 the number of United States combat troops in Iraq, and urging the President instead to consider options and alternatives for achieving success in Iraq; to the Committee on Foreign Affairs, and in addition to the Committee on Armed Services, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. DEAL of Georgia:

H. Res. 159. A resolution expressing the condolences of the House of Representatives on the death of the Honorable Charlie Norwood, a Representative of the State of Georgia; considered and agreed to.

By Mr. GORDON (for himself and Mr. HALL of Texas):

H. Res. 160. A resolution providing amounts for the expenses of the Committee on Science and Technology in the One Hundred Tenth Congress; to the Committee on House Administration.

By Mr. COHEN (for himself, Mr. RANGEL, Mr. WAXMAN, Mr. MOORE of Kansas, Ms. LEE, Mrs. JONES of Ohio, Mr. PAYNE, Mr. TOWNS, Mrs. CHRISTENSEN, Mr. JEFFERSON, Mr. HASTINGS of Florida, Ms. JACKSON-LEE of Texas, Ms. CORRINE BROWN of Florida, Mr. GRIJALVA, Mr. DAVIS of Illinois, Mr. LEVIN, Ms. NORTON, Mrs. SCHMIDT, Mr. MCDERMOTT, Mr. FATTAH, Mr. SERRANO, Mrs. MALONEY of New York, Ms. KILPATRICK, Mr. MEK of Florida, Mr. SMITH of Washington, Mr. JOHNSON of Georgia, Mr. CUMMINGS, Mr. EMANUEL, Mr. BUTTERFIELD, Ms. MILLENDER-MCDONALD, Ms. CARSON, Ms.

SCHAKOWSKY, Mr. THOMPSON of Mississippi, Mr. BRADY of Pennsylvania, Mr. DOYLE, Mr. AL GREEN of Texas, Mr. KUCINICH, Mr. RYAN of Ohio, Mr. ROHRBACHER, Mr. SCOTT of Virginia, Mr. HARE, and Mr. HOLDEN):

H. Res. 162. A resolution recognizing the contributions of the Negro Baseball Leagues and their players; to the Committee on Oversight and Government Reform.

By Ms. DELAURO (for herself, Mr. OLVER, Mr. LARSON of Connecticut, Mrs. MALONEY of New York, and Mr. FATTAH):

H. Res. 163. A resolution urging the collective judgment of both Congress and the President regarding the use of military force by the United States; to the Committee on Foreign Affairs.

By Mr. TANCREDO:

H. Res. 164. A resolution encouraging the Federal Government and State and municipal governments, universities, companies, and other institutions in the United States, and all Americans to divest from companies that do business with Sudan; to the Committee on Financial Services.

¶24.15 ADDITIONAL SPONSORS

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

- H.R. 37: Mr. MILLER of Florida.
- H.R. 91: Mr. MILLER of Florida.
- H.R. 156: Mr. EMANUEL, Ms. NORTON, and Ms. BORDALLO.
- H.R. 180: Mr. BERMAN, Mrs. CAPPS, Mr. WEXLER, Mr. RUSH, Mr. DOYLE, Mr. FRANK of Massachusetts, and Mrs. CHRISTENSEN.
- H.R. 201: Mr. STARK.
- H.R. 207: Mr. HARE.
- H.R. 251: Ms. MATSUI.
- H.R. 279: Mrs. BLACKBURN.
- H.R. 297: Mr. SHAYS.
- H.R. 325: Mr. RANGEL.
- H.R. 327: Mr. RAMSTAD, Mr. COHEN, Mr. ELLISON, Mr. ACKERMAN, and Mr. VISCLOSKEY.
- H.R. 333: Mrs. JO ANN DAVIS of Virginia and Mr. ALLEN.
- H.R. 358: Mr. CRAMER, Mr. GOHMERT, and Mr. PEARCE.
- H.R. 400: Ms. HARMAN and Mr. KILDEE.
- H.R. 403: Ms. MCCOLLUM of Minnesota.
- H.R. 462: Mr. PAUL and Mr. ISRAEL.
- H.R. 488: Mr. ACKERMAN.
- H.R. 489: Mrs. MUSGRAVE.
- H.R. 493: Ms. SUTTON and Mr. STUPAK.
- H.R. 503: Mrs. NAPOLITANO and Mrs. DAVIS of California.
- H.R. 539: Mr. KING of New York, Mr. PALLONE, Mr. PAYNE, Mr. GONZALEZ, Mr. ALLEN, and Mr. CALVERT.
- H.R. 545: Ms. BORDALLO.
- H.R. 566: Mr. ELLISON.
- H.R. 570: Mr. SOUDER and Mr. HOEKSTRA.
- H.R. 581: Mr. NEUGEBAUER and Mr. SHAD-EGG.
- H.R. 584: Mr. LANTOS, Ms. CARSON, and Mr. BOSWELL.
- H.R. 588: Ms. BERKLEY, Mr. DEFazio, Mr. HOLT, Mr. INSLEE, Mrs. MALONEY of New York, Mr. MOORE of Kansas, Ms. ROYBAL-AL-LARD, Ms. SCHAKOWSKY, Mr. THOMPSON of California, Ms. MCCOLLUM of Minnesota, and Mr. BOREN.
- H.R. 592: Mr. TOWNS, Ms. NORTON, and Mr. ORTIZ.
- H.R. 594: Ms. BALDWIN and Ms. SUTTON.
- H.R. 620: Mr. CHANDLER, Mr. VAN HOLLEN, Ms. SCHAKOWSKY, and Mr. ROTHMAN.
- H.R. 628: Mr. SAXTON, Mr. WEXLER, Mr. GARRETT of New Jersey, Mrs. DRAKE, Mr. CALVERT, and Mr. DAVID DAVIS of Tennessee.
- H.R. 656: Mr. CARNEY.
- H.R. 677: Mr. BRADY of Pennsylvania.
- H.R. 678: Ms. HIRONO.
- H.R. 693: Mr. WYNN, Mr. RUSH, Mr. CLAY, Ms. MOORE of Wisconsin, Mr. PAYNE, Mr.

ELLISON, Mr. MEEKS of New York, Mr. CLEAVER, Mr. MEEK of Florida, Mr. SCOTT of Georgia, Ms. LEE, Ms. JACKSON-LEE of Texas, Ms. KILPATRICK, Mr. JEFFERSON, and Mrs. JONES of Ohio.

H.R. 695: Mr. DAVIS of Illinois and Mr. COURTNEY.

H.R. 698: Mr. WHITFIELD, Mr. RYAN of Ohio, Mr. COBLE, Ms. BALDWIN, and Ms. FOXX.

H.R. 699: Mr. BUYER, Mr. PLATTS, Mr. MARSHALL, Mr. YOUNG of Florida, and Mr. WICK-ER.

H.R. 787: Ms. NORTON.

H.R. 801: Ms. HIRONO, Ms. BALDWIN, and Mr. PETRI.

H.R. 808: Mr. BOSWELL and Mr. OBERSTAR.

H.R. 811: Mr. LAHOOD.

H.R. 813: Mr. DREIER, Mr. ROYCE, Mr. ROHR-ABACHER, Mr. CALVERT, and Ms. LORETTA SANCHEZ of California.

H.R. 840: Mr. HINOJOSA and Mr. MCHUGH.

H.R. 852: Ms. MATSUI.

H.R. 870: Mr. UPTON.

H.R. 878: Mr. MCDERMOTT and Ms. SHEA-PORTER.

H.R. 884: Mr. SOUDER.

H.R. 886: Mr. MCDERMOTT, Mr. REICHERT, and Mr. SMITH of Washington.

H.R. 890: Ms. HIRONO, Ms. LINDA T. SANCHEZ of California, Mr. HARE, Mr. CAPUANO, Ms. WOOLSEY, Ms. CASTOR, and Ms. WATSON.

H.R. 942: Ms. MATSUI.

H.R. 957: Mr. BLUNT, Mr. WEXLER, Mr. KIRK, Mr. CANTOR, Mr. BERMAN, and Mr. FORTUÑO.

H.R. 971: Mr. ROGERS of Alabama, Mr. COBLE, Mr. ADERHOLT, Mr. ROSS, and Mrs. BOYDA of Kansas.

H.R. 976: Mr. MCKEON, Mr. PATRICK MURPHY of Pennsylvania, Mr. ISRAEL, Mr. SKEL-TON, Mrs. BOYDA of Kansas, and Mr. HERGER.

H.R. 984: Mr. MURPHY of Connecticut.

H.R. 985: Mr. MURPHY of Connecticut.

H.R. 997: Mr. PUTNAM, Mr. BILBRAY, and Mr. TANCREDO.

H.R. 1010: Mrs. NAPOLITANO, Mr. DAVIS of Illinois, Mr. KILDEE, Mr. GRJALVA, Mr. POR-TER, Mr. BARTLETT of Maryland, and Mr. TIERNY.

H.R. 1012: Mr. DAVID DAVIS of Tennessee.

H.R. 1026: Mr. POMEROY.

H. Con. Res. 45: Mr. INGLIS of South Caro-lina and Mr. SHAYS.

H. Con. Res. 48: Mr. MCCOTTER, and Mr. KIRK.

H. Res. 42: Mr. CUMMINGS, Mr. SKELTON, and Mr. MARCHANT.

H. Res. 53: Mrs. JONES of Ohio.

H. Res. 55: Mr. ALLEN, Mr. KUCINICH, and Mr. SCHIFF.

H. Res. 64: Mr. KLEIN of Florida and Mr. MCNULTY.

H. Res. 79: Mr. KLINE of Minnesota and Mr. WAMP.

H. Res. 87: Mr. PUTNAM.

H. Res. 98: Mr. WEXLER, Mr. MILLER of North Carolina, Mr. MCCAUL of Texas, and Mr. SMITH of New Jersey.

H. Res. 118: Mr. SKELTON, Mr. ELLISON, Mr. GARY G. MILLER of California, and Mr. BISHOP of Georgia.

H. Res. 121: Mr. ACKERMAN, Mr. BURTON of Indiana, Mrs. MALONEY of New York, Mr. GEORGE MILLER of California, Mr. MORAN of Virginia, Mr. ROTHMAN, Mr. SCHIFF, Mr. TOWNS, Mr. FOSSELLA, and Mr. CROWLEY.

H. Res. 135: Ms. JACKSON-LEE of Texas and Mr. CLYBURN.

H. Res. 136: Mrs. MALONEY of New York, Ms. MCCOLLUM of Minnesota, Mr. REYES, Mrs. CAPPS, Ms. CORRINE BROWN of Florida, Mr. DOYLE, Ms. BORDALLO, Ms. WASSERMAN SCHULTZ, Mr. SKELTON, Mr. SHULER, Mr. SERRANO, Mr. JOHNSON of Georgia, Mr. PAYNE, Mr. CUMMINGS, Mr. MORAN of Vir-ginia, Mr. HINOJOSA, Ms. ESHOO, Mrs. NAPOLITANO, and Ms. KILPATRICK.

H. Res. 149: Mr. HARE, Mr. ROTHMAN, Mr. KUCINICH, Mr. DELAHUNT, Mr. JOHNSON of

Georgia, Ms. ESHOO, Mr. SESTAK, and Ms. ZOE LOFGREN of California.

THURSDAY, FEBRUARY 15, 2007 (25)

The House was called to order by the SPEAKER.

¶25.1 APPROVAL OF THE JOURNAL

The SPEAKER announced she had examined and approved the Journal of the proceedings of Wednesday, Feb-ruary 14, 2007.

Pursuant to clause 1, rule I, the Jour-nal was approved.

¶25.2 COMMUNICATIONS

Executive and other communica-tions, pursuant to clause 8, rule XII, were referred as follows:

607. A letter from the Director, Regula-tions Policy and Mgmt. Staff, Department of Health and Human Services, transmitting the Department's final rule — Food Labeling: Nutrition Labeling of Dietary Supple-ments on a "Per Day" Basis [Docket No. 1998P-0043] received December 29, 2006, pursu-ant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

608. A letter from the Chief, Publications and Regulations Branch, Internal Revenue Service, transmitting the Service's final rule — Changes in accounting periods and in methods of accounting (Rev. Proc. 2007-14) received December 22, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

609. A letter from the Chief, Publications and Regulations Branch, Internal Revenue Service, transmitting the Service's final rule — Notice on Temporary Section 482 Regula-tions [Notice 2007-5] received January 3, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Com-mittee on Ways and Means.

610. A letter from the Chief, Publications and Regulations Branch, Internal Revenue Service, transmitting the Service's final rule — TD 9281 Effective Date [Notice 2007-1] re-ceived January 3, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

611. A letter from the Chief, Publications and Regulations Branch, Internal Revenue Service, transmitting the Service's final rule — Taxation of Fringe Benefits (Rev. Proc. 2007-11) received January 3, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

¶25.3 OFFICERS OF THE HOUSE OF REPRESENTATIVES SWORN

Pursuant to House Resolution 129, Lorraine C. Miller of the State of Texas, Clerk, and Daniel P. Beard, of the State of Maryland, Chief Adminis-trative Officer, presented themselves at the bar of the House and took the oath of office prescribed by law.

¶25.4 NOTIFICATION TO THE SENATE OF ELECTION OF THE CLERK

Mr. HOYER, submitted the following privileged resolution (H. Res. 165):

*Resolved*, That the Senate be informed that Lorraine C. Miller, a citizen of the State of Texas, has been elected Clerk of the House of Representatives of the One Hundred Tenth Congress.

When said resolution was considered and agreed to.

A motion to reconsider the vote whereby said resolution was agreed to was, by unanimous consent, laid on the table.

¶25.5 NOTIFICATION TO THE PRESIDENT  
OF ELECTION OF THE CLERK

Mr. HOYER, submitted the following privileged resolution (H. Res. 166):

*Resolved*, That the Clerk be instructed to inform the President of the United States that the House of Representatives has elected Lorraine C. Miller, a citizen of the State of Texas, Clerk of the House of Representatives of the One Hundred Tenth Congress.

When said resolution was considered and agreed to.

A motion to reconsider the vote whereby said resolution was agreed to was, by unanimous consent, laid on the table.

¶25.6 COMMUNICATION FROM THE  
CLERK—APPOINTMENT OF DEPUTY  
CLERKS

The SPEAKER pro tempore, Mr. HOLDEN, laid before the House a communication, which was read as follows:

OFFICE OF THE CLERK,  
HOUSE OF REPRESENTATIVES,  
Washington, DC, February 15, 2007.

Hon. NANCY PELOSI,  
*The Speaker, House of Representatives,*  
Washington, DC.

DEAR MADAM SPEAKER: Under Clause 2(g) of Rule II of the Rules of the U.S. House of Representatives, I herewith designate Ms. Marjorie C. Kelaher, Deputy Clerk, and Mr. Jorge E. Sorensen, Deputy Clerk, to sign any and all papers and do all other acts for me under the name of the Clerk of the House which they would be authorized to do by virtue of this designation, except such as are provided by statute, in case of my temporary absence or disability.

This designation shall remain in effect for the 110th Congress or until modified by me.

With best wishes, I am,

Sincerely,

LORRAINE C. MILLER,  
*Clerk of the House.*

¶25.7 COMBAT TROOPS IN IRAQ

The SPEAKER pro tempore, Mr. HOLDEN, announced, when proceedings were postponed on Wednesday, February 14, 2007, time for debate on the concurrent resolution (H. Con. Res. 63) on that day had expires.

Pursuant to House Resolution 157, it is now in order for a further period of debate on the concurrent resolution.

When said concurrent resolution was considered.

After debate,

On demand of Mr. HOYER, pursuant to section 2 of House Resolution 157,

*Ordered*, That time for debate on the concurrent resolution be extended for one hour, equally divided and controlled by the Majority Leader and the Minority Leader or their designees.

¶25.8 HOUR OF MEETING

On motion of Mr. HOYER, by unanimous consent,

*Ordered*, That when the House adjourns today, it adjourn to meet at 8 a.m. on Friday, February 16, 2007.

After further debate,

On demand of Mr. CLYBURN, pursuant to section 2 of House Resolution 157, and as the designee of the Majority Leader,

*Ordered*, That time for debate on the concurrent resolution be extended for

one hour, equally divided and controlled by the Majority Leader and the Minority Leader or their designees.

After further debate,

FRIDAY, FEBRUARY 16  
(LEGISLATIVE DAY OF FEBRUARY  
15), 2007

The SPEAKER pro tempore, Mr. HODES, pursuant to section 3 of House Resolution 157, announced further proceedings on the concurrent resolution were postponed.

¶25.9 APPOINTMENT OF FUNERAL  
COMMITTEE OF THE LATE CHARLIE  
NORWOOD

The SPEAKER pro tempore, Mr. HODES, announced, pursuant to House Resolution 159, and the order of the House of January 4, 2007, the Speaker appointed the following Members of the House to the committee to attend the funeral of the late Honorable Charlie Norwood: The gentleman from Georgia, Mr. LEWIS; the gentleman from Ohio, Mr. BOEHNER; the gentleman from Missouri, Mr. BLUNT; the gentleman from Georgia, Mr. BISHOP; the gentleman from Georgia, Mr. DEAL; the gentleman from Georgia, Mr. KINGSTON; the gentleman from Georgia, Mr. LINDER; the gentleman from Georgia, Mr. GINGREY; the gentleman from Georgia, Mr. MARSHALL; the gentleman from Georgia, Mr. SCOTT; the gentleman from Georgia, Mr. BARROW; the gentleman from Georgia, Mr. PRICE; the gentleman from Georgia, Mr. WESTMORELAND; the gentleman from Georgia, Mr. JOHNSON; the gentleman from Wisconsin, Mr. SENSENBRENNER; the gentleman from Texas, Mr. BARTON; the gentleman from North Carolina, Mr. COBLE; the gentleman from Texas, Mr. Gene GREEN; the gentleman from Michigan, Mr. HOEKSTRA; the gentleman from Illinois, Mr. MANZULLO; the gentleman from California, Mr. MCKEON; the gentleman from Florida, Mr. MICA; the gentleman from New Jersey, Mr. FRELINGHUYSEN; the gentleman from Washington, Mr. HASTINGS; the gentleman from Illinois, Mr. LAHOOD; the gentleman from Iowa, Mr. LATHAM; the gentlewoman from North Carolina, Mrs. MYRICK; the gentleman from Arizona, Mr. SHADEGG; the gentleman from Kansas, Mr. TIAHRT; the gentleman from Mississippi, Mr. WICKER; the gentleman from Alabama, Mr. ADERHOLT; the gentleman from Pennsylvania, Mr. PITTS; the gentleman from Texas, Mr. SESSIONS; the gentlewoman from California, Mrs. CAPPAS; the gentleman from North Carolina, Mr. HAYES; the gentleman from Colorado, Mr. TANCREDO; the gentleman from Nebraska, Mr. TERRY; the gentleman from South Carolina, Mr. BROWN; the gentleman from Indiana, Mr. PENCE; the gentleman from Florida, Mr. PUTNAM; the gentleman from Pennsylvania, Mr. SHUSTER; the gentleman from Florida, Mr. MILLER; the gentleman from South Carolina, Mr.

WILSON; the gentleman from Oklahoma, Mr. SULLIVAN; the gentleman from South Carolina, Mr. BARRETT; the gentleman from Texas, Mr. BURGESS; the gentleman from Iowa, Mr. KING; the gentleman from Texas, Mr. NEUGEBAUER; the gentleman from Texas, Mr. CONAWAY; the gentleman from Texas, Mr. GOHMERT; the gentlewoman from Ohio, Mrs. SCHMIDT; the gentleman from California, Mr. BILBRAY.

¶25.10 LEAVE OF ABSENCE

By unanimous consent, leave of absence was granted—

To Mr. BOUSTANY, for today and balance of the week; and

To Mr. LOBIONDO, for today and balance of the week.

And then,

¶25.11 ADJOURNMENT

On motion of Mrs. DAVIS of California, pursuant to the previous order of the House, at 1 o'clock and 13 minutes a.m., Friday, February 16 (legislative day of February 15), 2007, the House adjourned until 8 a.m. on Friday, February 16, 2007.

¶25.12 REPORTS OF COMMITTEES ON  
PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XIII, reports of committees were delivered to the Clerk for printing and reference to the proper calendar, as follows:

Mr. RANGEL: Committee on Ways and Means. H.R. 976. A bill to amend the Internal Revenue Code of 1986 to provide tax relief for small businesses, and for other purposes; with an amendment (Rept. 110-14). Referred to the Committee of the Whole House on the state of the Union.

¶25.13 PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XII, public bills and resolutions were introduced and severally referred, as follows:

By Mr. BOEHNER (for himself, Mr. BLUNT, Mr. PUTNAM, Mr. CANTOR, Mr. McCOTTER, Mr. COLE of Oklahoma, Ms. GRANGER, Mr. CARTER, Mr. DREIER, Ms. ROS-LEHTINEN, Mr. HUNTER, Mr. HOEKSTRA, Mr. KING of New York, Mr. LEWIS of California, Mr. ALEXANDER, Mr. BACHUS, Mrs. BIGGERT, Mr. BONNER, Mr. BOUSTANY, Mr. BURTON of Indiana, Mr. CALVERT, Mr. CHABOT, Mr. CULBERSON, Mr. DAVID DAVIS of Tennessee, Mr. DOOLITTLE, Mrs. DRAKE, Ms. FALLIN, Mr. FORTENBERRY, Mr. FORTUÑO, Ms. FOXF, Mr. GALLEGLY, Mr. GILCHREST, Mr. GOHMERT, Mr. HASTINGS of Washington, Mr. INGLIS of South Carolina, Mr. KELLER, Mr. KLINE of Minnesota, Mr. KNOLLENBERG, Mr. KUHL of New York, Mr. LAMBORN, Mr. LAHOOD, Mr. LATOURETTE, Mr. MCCARTHY of California, Mr. MCCAUL of Texas, Mr. MCHUGH, Mr. MCKEON, Mr. MANZULLO, Mr. MARCHANT, Mrs. MILLER of Michigan, Mr. TIM MURPHY of Pennsylvania, Mr. NEUGEBAUER, Mr. NUNES, Mr. PLATTS, Mr. PETRI, Mr. POE, Mr. PORTER, Mr. PRICE of Georgia, Ms. PRYCE of Ohio, Mr. REHBERG, Mr. REICHERT, Mr. ROGERS of Kentucky, Mr. ROSKAM, Mr. SALL, Mr.

SAXTON, Mrs. SCHMIDT, Mr. SENSEN-BRENNER, Mr. SESSIONS, Mr. SHAYS, Mr. SHUSTER, Mr. SMITH of Nebraska, Mr. SMITH of Texas, Mr. STEARNS, Mr. TANCREDO, Mr. TIAHRT, Mr. TERRY, Mr. TIBERI, Mr. THORNBERRY, Mr. WALBERG, Mr. WAMP, and Mr. WILSON of South Carolina);

H.R. 1062. A bill to require the President to report to Congress on the extent to which the Government of Iraq is fully cooperating with United States stability efforts in Iraq and is making demonstrable progress toward achieving stability and security for the people of Iraq and denying terrorists a sanctuary in Iraq, and for other purposes; to the Committee on Foreign Affairs, and in addition to the Committee on Rules, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Ms. ROS-LEHTINEN (for herself, Mr. SMITH of New Jersey, Mr. PUTNAM, Mr. SMITH of Nebraska, Mr. MOLLOHAN, Mr. CRENSHAW, Mrs. CUBIN, Mr. STUPAK, Mr. SALLI, Mr. SHUSTER, Mr. GOODLATTE, Mrs. MCMORRIS RODGERS, Mr. BOUSTANY, Mr. BURTON of Indiana, Mr. DANIEL E. LUNGREN of California, Mr. LIPINSKI, Mr. WELDON of Florida, Mr. DAVID DAVIS of Tennessee, Mr. MANZULLO, Mr. LAMBORN, Mr. HUNTER, Mr. CANTOR, Mr. WOLF, Mr. DAVIS of Kentucky, Mr. RADANOVICH, Mr. BARRETT of South Carolina, Mr. ROGERS of Kentucky, Mr. FORBES, Mr. KINGSTON, Mr. OBERSTAR, Mrs. SCHMIDT, Mr. HENSARLING, Mr. MILLER of Florida, Mr. FORTENBERRY, Mr. JORDAN, Mr. DONNELLY, Mr. PITTS, Mr. WILSON of South Carolina, Mr. BOOZMAN, Mr. CARTER, Mr. DOOLITTLE, Mr. KLINE of Minnesota, Mr. KUHL of New York, Mr. LINDER, Mr. MICA, Mr. SHADEGG, Mr. SHIMKUS, Mr. SULLIVAN, Mrs. DRAKE, Mr. TERRY, Mr. LINCOLN DAVIS of Tennessee, Mr. LINCOLN DIAZ-BALART of Florida, Mr. FORTUÑO, Mr. WESTMORELAND, Mrs. MUSGRAVE, Mr. MARIO DIAZ-BALART of Florida, Mr. SOUDER, Mrs. BLACKBURN, Mr. MCCAUL of Texas, Mrs. BACHMANN, Mr. CONAWAY, Mr. FERGUSON, Mr. MCINTYRE, Mr. PENCE, Mr. ROGERS of Michigan, Mr. MCHENRY, Mr. TIBERI, Mr. RYAN of Wisconsin, Mr. HOEKSTRA, Mr. KING of New York, Mr. SESSIONS, Mr. ROSKAM, Mr. GINGREY, Mr. HALL of Texas, Mr. NEUGEBAUER, Mr. LAHOOD, Mr. BAKER, Mr. RENZI, Mr. BISHOP of Utah, Mr. HAYES, Mr. WICKER, Mr. LEWIS of Kentucky, Mr. BARTLETT of Maryland, Mr. BLUNT, Mr. SAM JOHNSON of Texas, Mr. GARRETT of New Jersey, Mr. BUYER, Mr. CHABOT, Mr. KING of Iowa, Mr. PEARCE, Mr. LATOURETTE, Mrs. MYRICK, Mr. POE, Mr. TIM MURPHY of Pennsylvania, Mr. WALBERG, Mr. AKIN, Mr. PLATTS, Mr. TIAHRT, Mr. FEENEY, Mr. TANCREDO, Mr. FRANKS of Arizona, Mr. BUCHANAN, Mr. EHLERS, Mr. GOODE, Ms. FOX, and Mr. HERGER);

H.R. 1063. A bill to amend title 18, United States Code, to prohibit taking minors across State lines in circumvention of laws requiring the involvement of parents in abortion decisions; to the Committee on the Judiciary.

By Mr. BACA (for himself, Mr. MOORE of Kansas, Ms. MCCOLLUM of Minnesota, Mr. VAN HOLLEN, Mr. FARR, Mrs. MALONEY of New York, Mr. FORTUÑO, Mr. MORAN of Virginia, Mr. McDERMOTT, Mr. CONYERS, Mr. CLEAVER, Mr. DINGELL, Mr. NEAL of

Massachusetts, Mrs. MCCARTHY of New York, Mr. ELLISON, Mr. BURTON of Indiana, Mrs. JONES of Ohio, Mr. AL GREEN of Texas, Mr. NADLER, Mr. STARK, Mr. SCOTT of Georgia, Ms. HOOLEY, Mrs. BOYDA of Kansas, Mr. MICHAUD, Mr. KLEIN of Florida, Mr. MCINTYRE, Mr. KILDEE, Mr. GEORGE MILLER of California, Mr. SHAYS, Mr. GRIJALVA, Ms. ROYBAL-ALLARD, Mr. TERRY, Mr. BOSWELL, Mr. GENE GREEN of Texas, Mr. DENT, Mr. HINCHAY, Mr. HINOJOSA, Mr. CHANDLER, Mr. WEINER, Mr. SHIMKUS, Ms. WASSERMAN SCHULTZ, Mr. COOPER, Mr. HONDA, Mr. HOLT, Mr. ORTIZ, Mr. YOUNG of Alaska, Mr. HALL of Texas, Mrs. SCHMIDT, Mr. BERMAN, Mr. PRICE of North Carolina, Mr. DELAHUNT, Ms. KAPTUR, Ms. KILPATRICK, Mr. PATRICK MURPHY of Pennsylvania, Ms. HIRONO, Mr. ENGEL, Mr. ABERCROMBIE, Ms. BERKLEY, Mr. SHERMAN, Mr. KING of New York, and Mr. DOGGETT);

H.R. 1064. A bill to amend title 39, United States Code, to extend for 2 years the provisions under which the special postage stamp for breast cancer research is issued; to the Committee on Oversight and Government Reform, and in addition to the Committees on Energy and Commerce, and Armed Services, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. MOORE of Kansas (for himself, Ms. GINNY BROWN-WAITE of Florida, Mr. KANJORSKI, Mrs. MALONEY of New York, Mr. SCOTT of Georgia, Mr. KLEIN of Florida, Ms. BEAN, Mrs. MCCARTHY of New York, Ms. MOORE of Wisconsin, Mr. CLEAVER, Ms. WASSERMAN SCHULTZ, Mr. CROWLEY, Mr. ISRAEL, Mr. CLAY, Mr. MURPHY of Connecticut, Mr. DELAHUNT, Mr. WEXLER, Mr. MILLER of North Carolina, Mr. DONNELLY, Mr. SHERMAN, Mr. BACHUS, Mr. BAKER, Mr. KING of New York, Mr. MARIO DIAZ-BALART of Florida, Mrs. BIGGERT, Mr. GARRETT of New Jersey, Mr. FEENEY, Mr. BILIRAKIS, Mr. PUTNAM, Mr. BUCHANAN, Mr. CAMPBELL of California, Mr. MANZULLO, Mr. SHAYS, Mr. GILLMOR, Mr. MCHENRY, Mrs. CAPITO, Mr. GARY G. MILLER of California, Mr. PEARCE, Mr. FOSSELLA, Mr. LUCAS, Mr. NEUGEBAUER, Ms. CASTOR, Mr. CASTLE, Mr. RENZI, and Mr. HOLDEN);

H.R. 1065. A bill to streamline the regulation of nonadmitted insurance and reinsurance, and for other purposes; to the Committee on Financial Services, and in addition to the Committee on the Judiciary, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. FRANK of Massachusetts (for himself and Mr. BACHUS);

H.R. 1066. A bill to increase community development investments by depository institutions, and for other purposes; to the Committee on Financial Services.

By Mr. BAIRD:

H.R. 1067. A bill to establish a Federal coordination and planning process for advanced research instrumentation and facilities; to the Committee on Science and Technology, and in addition to the Committee on Education and Labor, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. BAIRD (for himself and Mrs. BIGGERT);

H.R. 1068. A bill to amend the High-Performance Computing Act of 1991; to the Committee on Science and Technology.

By Mr. BACA:

H.R. 1069. A bill to provide Federal coordination and assistance in preventing gang violence; to the Committee on the Judiciary, and in addition to the Committees on Education and Labor, Energy and Commerce, and Financial Services, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. BACA:

H.R. 1070. A bill to allow postal patrons to contribute to funding for gang prevention programs through the voluntary purchase of certain specially issued postage stamps; to the Committee on Oversight and Government Reform, and in addition to the Committee on the Judiciary, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mrs. MALONEY of New York (for herself, Mr. KING of New York, Mr. NADLER, Mr. SERRANO, Mr. ISRAEL, Mr. ENGEL, Mr. BERMAN, Ms. SCHAKOWSKY, Mr. HARE, and Mr. RANGEL);

H.R. 1071. A bill to provide the non-immigrant spouses and children of non-immigrant aliens who perished in the September 11 terrorist attacks an opportunity to adjust their status to that of an alien lawfully admitted for permanent residence, and for other purposes; to the Committee on the Judiciary.

By Mrs. MALONEY of New York (for herself, Ms. PRYCE of Ohio, Mr. VAN HOLLEN, Mrs. CAPPS, Ms. DELAURO, Ms. NORTON, Mr. CROWLEY, Mrs. LOWEY, Mr. MARSHALL, Ms. SLAUGHTER, Ms. SUTTON, and Mr. FATTAH);

H.R. 1072. A bill to improve the health of women through the establishment of Offices of Women's Health within the Department of Health and Human Services; to the Committee on Energy and Commerce.

By Mr. FILLNER (for himself and Mr. MCHUGH);

H.R. 1073. A bill to amend the definition of a law enforcement officer under subchapter III of chapter 83 and chapter 84 of title 5, United States Code, respectively, to ensure the inclusion of certain positions; to the Committee on Oversight and Government Reform.

By Mr. RYAN of Ohio (for himself, Ms. DELAURO, Mr. LANGEVIN, Ms. HERSETH, Mr. EMANUEL, Ms. ESHOO, Ms. KAPTUR, Mr. KILDEE, Ms. MCCOLLUM of Minnesota, Mr. PRICE of North Carolina, Mr. DOYLE, Mrs. MALONEY of New York, Mr. KENNEDY, Mr. GEORGE MILLER of California, Mr. KUCINICH, Mr. MORAN of Virginia, Mr. CROWLEY, Mr. SMITH of Washington, Mr. COURTNEY, Mr. MCGOVERN, Ms. WASSERMAN SCHULTZ, Mr. LARSON of Connecticut, Mr. PATRICK MURPHY of Pennsylvania, Mr. OBEY, Mr. DEFazio, and Mr. BLUMENAUER);

H.R. 1074. A bill to provide for programs that reduce the number of unplanned pregnancies, reduce the need for abortion, help women bear healthy children, and support new parents; to the Committee on Energy and Commerce, and in addition to the Committees on Education and Labor, and Ways and Means, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Ms. BORDALLO (for herself and Mrs. CHRISTENSEN);

H.R. 1075. A bill to establish the United States Territories Infrastructure Bond Bank, and for other purposes; to the Committee on Natural Resources, and in addition to the Committee on Ways and Means, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. BURGESS (for himself, Mr. STUPAK, Mr. MCCOTTER, and Mr. KAGEN):

H.R. 1076. A bill to promote health care coverage parity for individuals participating in legal recreational activities or legal transportation activities; to the Committee on Energy and Commerce, and in addition to the Committees on Ways and Means, and Education and Labor, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. CAMPBELL of California (for himself, Mr. DANIEL E. LUNGREN of California, Mr. CANTOR, Mr. FEENEY, Mr. GOODE, Mr. GOHMERT, Mr. PRICE of Georgia, Mr. DOOLITTLE, Mr. LAMBORN, Mr. SALI, Mr. GOODLATTE, Ms. ZOE LOFGREN of California, Mr. MILLER of Florida, Mr. MACK, Mr. GARRETT of New Jersey, Mr. GARY G. MILLER of California, Mr. SESSIONS, Mr. MCCARTHY of California, Mr. ROHRBACHER, Mrs. BLACKBURN, Mr. FOSSELLA, Mr. DREIER, Mr. PENCE, Mr. KLINE of Minnesota, Mr. WILSON of South Carolina, and Mr. BARRETT of South Carolina):

H.R. 1077. A bill to amend the Internet Tax Freedom Act to make permanent the moratorium on certain taxes relating to the Internet and to electronic commerce; to the Committee on the Judiciary.

By Mrs. CAPPS (for herself and Mr. TOM DAVIS of Virginia):

H.R. 1078. A bill to amend title XVIII of the Social Security Act to provide for coverage of comprehensive cancer care planning under the Medicare Program and to improve the care furnished to individuals diagnosed with cancer by establishing a Medicare hospice care demonstration program and grants programs for cancer palliative care and symptom management programs, provider education, and related research; to the Committee on Energy and Commerce, and in addition to the Committee on Ways and Means, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. CARNAHAN (for himself, Mr. SKELTON, Mr. HOEKSTRA, Mr. LATOURETTE, Mr. MCCOTTER, and Mr. GRAVES):

H.R. 1079. A bill to amend title 49, United States Code, to limit fees imposed in connection with background checks for the issuance of licenses to operate a motor vehicle transporting a hazardous material, and for other purposes; to the Committee on Homeland Security, and in addition to the Committee on Transportation and Infrastructure, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mrs. CUBIN (for herself and Mr. UDALL of Colorado):

H.R. 1080. A bill to modify the boundaries of Grand Teton National Park to include certain land within the GT Park Subdivision, and for other purposes; to the Committee on Natural Resources.

By Mr. DEFAZIO (for himself, Mr. TAYLOR, Mr. JINDAL, Mr. MELANCON, Mr. ALEXANDER, and Mr. JONES of North Carolina):

H.R. 1081. A bill to further competition in the insurance industry; to the Committee on the Judiciary, and in addition to the Committees on Energy and Commerce, and Financial Services, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Ms. DELAURO (for herself, Ms. ROSLEHTINEN, Mr. KENNEDY, Mr. JOHNSON of Georgia, Ms. LEE, Ms. JACKSON-LEE of Texas, and Mr. MOORE of Kansas):

H.R. 1082. A bill to amend the Juvenile Justice and Delinquency Prevention Act of 1974 to improve the health and well-being of maltreated infants and toddlers through the creation of a National Court Teams Resource Center, to assist local Court Teams, and for other purposes; to the Committee on Education and Labor.

By Mr. ENGLISH of Pennsylvania (for himself, Mr. ALTMIRE, Mr. DOYLE, Mr. PITTS, Mr. TIM MURPHY of Pennsylvania, Ms. SCHWARTZ, Mr. HOLDEN, Mr. FATTAH, Mr. PETERSON of Pennsylvania, Mr. CARNEY, Mr. KANJORSKI, Mr. GERLACH, Mr. PLATTS, Mr. SHUSTER, Mr. SESTAK, Mr. BRADY of Pennsylvania, Mr. DENT, Mr. MURTHA, and Mr. PATRICK MURPHY of Pennsylvania):

H.R. 1083. A bill to amend the Act establishing the Rivers of Steel National Heritage Area in order to include Butler County, Pennsylvania, within the boundaries of that heritage area; to the Committee on Natural Resources.

By Mr. FARR (for himself and Mr. SAXTON):

H.R. 1084. A bill to amend the Foreign Assistance Act of 1961, the State Department Basic Authorities Act of 1956, and the Foreign Service Act of 1980 to build operational readiness in civilian agencies, and for other purposes; to the Committee on Foreign Affairs.

By Mr. GARRETT of New Jersey:

H.R. 1085. A bill to amend the Internal Revenue Code of 1986 to exclude combat zone compensation of members of the Armed Forces from employment taxes; to the Committee on Ways and Means.

By Mr. GARRETT of New Jersey:

H.R. 1086. A bill to amend the Internal Revenue Code of 1986 to exclude from gross income the earned income of a spouse of a member of the Armed Forces of the United States serving in a combat zone; to the Committee on Ways and Means.

By Ms. EDDIE BERNICE JOHNSON of Texas:

H.R. 1087. A bill to amend the Clean Air Act to require that mercury emissions from electric utility steam generating units be subject to the MACT standard for hazardous air pollutants, and for other purposes; to the Committee on Energy and Commerce.

By Ms. KAPTUR (for herself and Mrs. MYRICK):

H.R. 1088. A bill to establish a pilot program to provide grants to encourage eligible institutions of higher education to establish and operate pregnant and parenting student services offices for pregnant students, parenting students, prospective parenting students who are anticipating a birth or adoption, and students who are placing or have placed a child for adoption; to the Committee on Education and Labor.

By Mr. LANGEVIN (for himself, Mr. MCCAUL of Texas, Mr. THOMPSON of Mississippi, Mr. KING of New York, Mr. DICKS, Mr. SHAYS, Ms. ZOE LOFGREN of California, Mr. TOM DAVIS of Virginia, Ms. JACKSON-LEE of Texas, Mr. DENT, Mrs. CHRISTENSEN, Mr. DAVID DAVIS of Tennessee, and Mr. LINDER):

H.R. 1089. A bill to amend the Public Health Service Act to require the Secretary of Homeland Security to improve and expedite the assessment and determination of current and emerging chemical, biological, radiological and nuclear material threats, to group such agents to facilitate the assessment and acquisition of countermeasures that would address more than one of such agents or adverse health consequences common to exposure to different agents, and for other purposes; to the Committee on Homeland Security, and in addition to the Committee on Energy and Commerce, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. LEWIS of Kentucky:

H.R. 1090. A bill to amend the Social Security Act and the Internal Revenue Code of 1986 to preserve and strengthen the Social Security Program through the creation of personal Social Security guarantee accounts ensuring full benefits for all workers and their families, restoring long-term Social Security solvency, to make certain benefit improvements, and for other purposes; to the Committee on Ways and Means, and in addition to the Committees on the Budget, and Rules, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. MACK (for himself, Mr. BUCHANAN, and Ms. CASTOR):

H.R. 1091. A bill to reauthorize the Harmful Algal Bloom and Hypoxia Research and Control Act of 1998, and for other purposes; to the Committee on Science and Technology, and in addition to the Committee on Natural Resources, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mrs. MALONEY of New York (for herself, Mr. WEINER, Mr. LYNCH, Mr. SHAYS, Mr. ACKERMAN, Mr. HIGGINS, Mr. BERMAN, Mr. SCOTT of Georgia, Ms. SCHAKOWSKY, and Mr. CLAY):

H.R. 1092. A bill to authorize the Secretary of Education to make grants to educational organizations to carry out educational programs about the Holocaust; to the Committee on Education and Labor.

By Mr. MEEK of Florida (for himself, Mr. PORTER, and Ms. CASTOR):

H.R. 1093. A bill to amend title XVIII of the Social Security Act to increase the Medicare caps on graduate medical education positions for States with a shortage of residents; to the Committee on Ways and Means, and in addition to the Committee on Energy and Commerce, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. PAUL (for himself, Mr. GARRETT of New Jersey, and Mr. BARTLETT of Maryland):

H.R. 1094. A bill to provide that human life shall be deemed to exist from conception; to the Committee on the Judiciary.

By Mr. PAUL (for himself, Mr. BARTLETT of Maryland, Mr. FEENEY, and Mr. GARRETT of New Jersey):

H.R. 1095. A bill to prohibit any Federal official from expending any Federal funds for any population control or population planning program or any family planning activity; to the Committee on Foreign Affairs, and in addition to the Committee on Energy and Commerce, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.



By Mr. PAUL:  
H.R. 1096. A bill to restore the second amendment rights of all Americans; to the Committee on the Judiciary, and in addition to the Committee on Ways and Means, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. ROTHMAN (for himself, Mr. HIGGINS, Mr. PATRICK MURPHY of Pennsylvania, and Mr. BACA):

H.R. 1097. A bill to improve the grant program for secure schools under the Omnibus Crime Control and Safe Streets Act of 1968; to the Committee on the Judiciary.

By Mr. SALAZAR (for himself and Mr. KUHL of New York):

H.R. 1098. A bill to amend the National Dam Safety Program Act to establish a program to provide grant assistance to States for the rehabilitation and repair of deficient dams; to the Committee on Transportation and Infrastructure.

By Ms. SCHWARTZ (for herself, Mr. MURTHA, and Ms. BORDALLO):

H.R. 1099. A bill to amend the Robert T. Stafford Disaster Relief and Emergency Assistance Act to protect disaster assistance employee reservists when activated by the Federal Emergency Management Agency for work at a specific disaster site from termination or demotion in their places of employment; to the Committee on Transportation and Infrastructure.

By Mr. SHULER (for himself, Ms. JACKSON-LEE of Texas, Ms. KILPATRICK, Mr. PRICE of North Carolina, Mr. TANNER, Mr. MCINTYRE, Mr. ETHERIDGE, Mr. THOMPSON of California, Mr. BUTTERFIELD, Mr. EMANUEL, Mr. HARE, Mr. MILLER of North Carolina, Mr. UDALL of Colorado, Mr. KIRK, Ms. BEAN, and Mr. ELLSWORTH):

H.R. 1100. A bill to revise the boundary of the Carl Sandburg Home National Historic Site in the State of North Carolina, and for other purposes; to the Committee on Natural Resources.

By Mr. SNYDER:  
H.R. 1101. A bill to provide for the payment of certain annuities under section 376 of title 28, United States Code, and for other purposes; to the Committee on the Judiciary.

By Mr. SNYDER (for himself, Mr. BOOZMAN, Ms. HERSETH, Ms. LORETTA SANCHEZ of California, Mr. REYNOLDS, and Mr. LATHAM):

H.R. 1102. A bill to amend title 38, United States Code, to recodify as part of that title certain educational assistance programs for members of the reserve components of the Armed Forces, to improve such programs, and for other purposes; to the Committee on Veterans' Affairs, and in addition to the Committee on Armed Services, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Ms. SOLIS (for herself, Mr. WYNN, Mr. HASTINGS of Florida, Mr. UDALL of Colorado, Mr. CONYERS, and Mr. ELLISON):

H.R. 1103. A bill to codify Executive Order 12898, relating to environmental justice, to require the Administrator of the Environmental Protection Agency to fully implement the recommendations of the Inspector General of the Agency and the Comptroller General of the United States, and for other purposes; to the Committee on Energy and Commerce, and in addition to the Committee on Natural Resources, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. STARK (for himself, Mr. McDERMOTT, Mr. GEORGE MILLER of

California, Ms. BORDALLO, Mr. GRIJALVA, Mrs. CAPPS, Ms. WOOLSEY, and Ms. DELAURO):

H.R. 1104. A bill to ensure that foster children are able to use their social security and supplemental security income benefits to address their needs and improve their lives; to the Committee on Ways and Means.

By Mr. TANNER (for himself and Mr. HULSHOF):

H.R. 1105. A bill to amend title XVIII of the Social Security Act to provide for the treatment of certain physician pathology services under the Medicare Program; to the Committee on Energy and Commerce, and in addition to the Committee on Ways and Means, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. TIAHRT (for himself, Mr. MORAN of Kansas, Mr. MOORE of Kansas, and Mrs. BOYDA of Kansas):

H.R. 1106. A bill to amend title 49, United States Code, to restore the mission of the Federal Aviation Administration to promote civil aeronautics; to the Committee on Transportation and Infrastructure.

By Mr. TOWNS (for himself, Mr. CANON, Mr. JEFFERSON, Mr. THOMPSON of Mississippi, Mr. SESSIONS, Mr. PAUL, Mr. FRANKS of Arizona, Mr. SHAYS, Mr. WEXLER, Mr. WALSH of New York, Mr. BOREN, and Mr. DUNCAN):

H.R. 1107. A bill to amend the Internal Revenue Code of 1986 to treat expenses for certain meal replacement and dietary supplement products that qualify for FDA-approved health claims as expenses for medical care; to the Committee on Ways and Means.

By Mr. WAXMAN (for himself, Mr. TOM DAVIS of Virginia, Mr. DINGELL, Mr. PALLONE, Mr. ABERCROMBIE, Mr. ACKERMAN, Mr. ALLEN, Ms. BALDWIN, Mr. BARTLETT of Maryland, Mr. BLUMENAUER, Ms. BORDALLO, Mrs. CAPPS, Mr. CAPUANO, Mr. CASTLE, Mrs. CHRISTENSEN, Mr. CUMMINGS, Mr. DAVIS of Illinois, Mrs. DAVIS of California, Ms. DEGETTE, Mr. DELAHUNT, Ms. DELAURO, Mr. ELLISON, Mr. EMANUEL, Mrs. EMERSON, Mr. ENGEL, Ms. ESHOO, Mr. FERGUSON, Mr. FILNER, Mr. FRANK of Massachusetts, Ms. GIFFORDS, Mr. GENE GREEN of Texas, Mr. GRIJALVA, Mr. GUTIERREZ, Mr. HIGGINS, Mr. HINCHAY, Ms. HIRONO, Mr. HOLT, Mr. HONDA, Mr. INSLER, Mr. ISRAEL, Mr. JACKSON of Illinois, Ms. JACKSON-LEE of Texas, Mr. KENNEDY, Mr. KILDEE, Mr. KING of New York, Mr. KIRK, Mr. LAHOOD, Mr. LANTOS, Mr. LARSEN of Washington, Mr. LARSON of Connecticut, Ms. LEE, Mr. LEWIS of Georgia, Mr. LIPINSKI, Mr. LOBIONDO, Ms. ZOE LOFGREN of California, Mr. LYNCH, Mrs. MCCARTHY of New York, Ms. MCCOLLUM of Minnesota, Mr. McDERMOTT, Mr. McGOVERN, Mr. McNULTY, Mrs. MALONEY of New York, Mr. MARKEY, Mr. MATHESON, Ms. MATSUL, Mr. MEEHAN, Mr. MICHAUD, Mrs. MILLER of Michigan, Mr. GEORGE MILLER of California, Mr. MOORE of Kansas, Mr. MORAN of Virginia, Mr. NADLER, Ms. NORTON, Mr. OBERSTAR, Mr. OLVER, Mr. PASCRELL, Mr. PAYNE, Mr. PLATTS, Ms. PRYCE of Ohio, Mr. RAMSTAD, Mr. REICHERT, Mr. ROTHMAN, Mr. RUSH, Ms. SCHAKOWSKY, Ms. SCHWARTZ, Mr. SHERMAN, Mr. SMITH of New Jersey, Ms. SOLIS, Mr. STARK, Mrs. TAUSCHER, Mr. TERRY, Mr. TIBERI, Mr. VAN HOLLEN, Mr. WALDEN of Oregon, Mr. WEINER, Mr. WELLER, Mr. WEXLER, and Mr. WYNN):

H.R. 1108. A bill to protect the public health by providing the Food and Drug Administration with certain authority to regulate tobacco products; to the Committee on Energy and Commerce.

By Mr. WAXMAN (for himself, Mr. LANTOS, Mr. CANNON, Mr. CANTOR, and Mr. LATOURETTE):

H. Con. Res. 66. Concurrent resolution permitting the use of the rotunda of the Capitol for a ceremony as part of the commemoration of the days of remembrance of victims of the Holocaust; to the Committee on House Administration.

By Mr. HOYER:  
H. Res. 165. Resolution to inform the Senate of the election of the Clerk; considered and agreed to.

By Mr. HOYER:  
H. Res. 166. Resolution authorizing the Clerk to inform the President of the election of the Clerk; considered and agreed to.

By Mr. RAHALL (for himself and Mr. YOUNG of Alaska):

H. Res. 167. A resolution providing amounts for the expenses of the Committee on Natural Resources in the One Hundred Tenth Congress; to the Committee on House Administration.

By Mr. GEORGE MILLER of California (for himself and Mr. McKEON):

H. Res. 168. A resolution providing amounts for the expenses of the Committee on Education and Labor in the One Hundred Tenth Congress; to the Committee on House Administration.

By Mr. MOORE of Kansas (for himself, Mr. BACHUS, Mrs. BOYDA of Kansas, Mr. CLEAVER, Mr. LINCOLN DAVIS of Tennessee, Mr. DOGGETT, Mrs. GILLIBRAND, Mr. GILLMOR, Ms. HERSETH, Ms. JACKSON-LEE of Texas, Mr. JOHNSON of Georgia, Mr. KIND, Mrs. MCCARTHY of New York, Mr. MEEK of Florida, Mr. MILLER of Florida, Mrs. MYRICK, Mr. RAMSTAD, Mr. SALAZAR, Mr. SHAYS, Mr. VAN HOLLEN, and Mr. PATRICK MURPHY of Pennsylvania):

H. Res. 169. A resolution amending the Rules of the House of Representatives to require that the lists of earmarks be made available to the general public on the Internet; to the Committee on Rules.

By Mr. PETERSON of Minnesota:  
H. Res. 170. A resolution amending the Rules of the House of Representatives to clarify the treatment of reimbursements to Members for the use of personally owned airplanes in the performance of official or campaign travel; to the Committee on Standards of Official Conduct.

By Mr. SKELTON (for himself, Mr. OBERSTAR, Mr. BOOZMAN, Mr. CARNAHAN, Mr. COHEN, Mr. GILLMOR, Mr. JEFFERSON, Mr. MCCREERY, Mr. MCGOVERN, Mr. PETRI, Mr. SNYDER, and Ms. WATSON):

H. Res. 171. A resolution honoring the Marquis de Lafayette on the occasion of the 250th anniversary of his birth; to the Committee on Armed Services.

¶25.14 PRIVATE BILLS AND RESOLUTIONS

Under clause 3 of rule XII,  
Mr. Pastor introduced a bill (H.R. 1109) for the relief of Alejandro E. Gonzales; which was referred to the Committee on the Judiciary.

¶25.15 ADDITIONAL SPONSORS

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

H.R. 25: Mr. THORNBERRY.  
H.R. 73: Mr. DAVIS of Kentucky, Mr. BUCHANAN, and Mr. CALVERT.

H.R. 89: Mr. FOSSELLA.  
 H.R. 156: Mr. GRIJALVA.  
 H.R. 180: Mr. WEINER and Mr. KLEIN of Florida.  
 H.R. 189: Mr. JOHNSON of Georgia.  
 H.R. 211: Mr. CUMMINGS.  
 H.R. 243: Mr. MEEKS of New York and Mr. ROGERS of Alabama.  
 H.R. 279: Mr. KNOLLENBERG.  
 H.R. 303: Mr. GOODE, Mrs. CAPITO, Mr. FOSSELLA, and Mr. REYES.  
 H.R. 328: Mr. LEVIN, Mr. PLATTS, Ms. DEGETTE, Mr. CUMMINGS, Mr. MCGOVERN, Mrs. LOWEY, Mr. HONDA, Mr. UDALL of Colorado, and Mr. BOUCHER.  
 H.R. 339: Mr. MEEKS of New York.  
 H.R. 343: Mr. RAHALL, Ms. BORDALLO, and Mrs. CAPITO.  
 H.R. 353: Mr. INSLEE.  
 H.R. 359: Mr. HARE.  
 H.R. 402: Mr. GORDON.  
 H.R. 403: Mr. MEEKS of New York.  
 H.R. 406: Mr. MCGOVERN.  
 H.R. 463: Ms. BORDALLO.  
 H.R. 468: Ms. WATERS, Mr. DAVIS of Illinois, and Mr. COHEN.  
 H.R. 477: Mr. CUMMINGS, Mr. AL GREEN of Texas, Mr. SHIMKUS, Mr. YOUNG of Alaska, Mr. FARR, Mr. KING of New York, Ms. JACKSON-LEE of Texas, Mr. OBERSTAR, Ms. HIRONO, Mr. ETHERIDGE, and Mr. CRAMER.  
 H.R. 493: Mr. COHEN, Mr. MELANCON, and Mr. OBEY.  
 H.R. 539: Mr. WAMP, Ms. GIFFORDS, Mr. PATRICK MURPHY of Pennsylvania, and Mr. FILNER.  
 H.R. 562: Mr. SAM JOHNSON of Texas and Mr. TIBERI.  
 H.R. 566: Ms. LEE.  
 H.R. 579: Ms. GIFFORDS, Mr. CLEAVER, Mr. RAHALL, Mrs. JO ANN DAVIS of Virginia, Ms. CORRINE BROWN of Florida, Ms. MCCOLLUM of Minnesota, Mr. CARNEY, Mr. BUCHANAN, Ms. BERKLEY, Mr. CRAMER, Mr. LAHODAN, Mr. GORDON, Mr. COURTNEY, and Mrs. BOYDA of Kansas.  
 H.R. 583: Mr. FILNER, Mr. SHIMKUS, and Mr. RAHALL.  
 H.R. 592: Mr. CLEAVER.  
 H.R. 610: Mr. MICHAUD.  
 H.R. 614: Ms. BORDALLO.  
 H.R. 620: Mr. JOHNSON of Georgia and Mr. CARNAHAN.  
 H.R. 621: Ms. ROS-LEHTINEN, Mr. JOHNSON of Georgia, and Mr. TIERNEY.  
 H.R. 625: Ms. ESHOO and Ms. LEE.  
 H.R. 627: Mr. SCOTT of Georgia.  
 H.R. 631: Mr. PITTS, Mrs. MUSGRAVE, and Mr. UDALL of Colorado.  
 H.R. 642: Mr. JOHNSON of Georgia, Mr. LANTOS, Ms. CORRINE BROWN of Florida, Mr. HINOJOSA, Mr. CHANDLER, Ms. KILPATRICK, Mr. CLAY, and Mr. LATOURETTE.  
 H.R. 643: Mr. LEWIS of Georgia, Mrs. MALONEY of New York, Mr. TOWNS, Mr. ENGLISH of Pennsylvania, and Mr. SAXTON.  
 H.R. 649: Mr. PATRICK MURPHY of Pennsylvania.  
 H.R. 653: Mr. MEEKS of New York.  
 H.R. 688: Mr. ENGLISH of Pennsylvania, Mr. CLAY, Mr. COSTELLO, Mr. POE, and Mr. LIPINSKI.  
 H.R. 690: Mrs. JO ANN DAVIS of Virginia.  
 H.R. 692: Mr. WALZ of Minnesota and Ms. BERKLEY.  
 H.R. 693: Ms. VELÁZQUEZ.  
 H.R. 695: Mr. LYNCH and Mr. MCDERMOTT.  
 H.R. 698: Mr. TIERNEY, Mr. WICKER, Mr. YARMUTH, Mr. CARNAHAN, and Ms. SUTTON.  
 H.R. 699: Mr. EVERETT.  
 H.R. 718: Mr. MEEHAN, Ms. HOOLEY, Mr. BISHOP of Utah, and Ms. BORDALLO.  
 H.R. 721: Mr. CALVERT, Mr. WHITFIELD, Mr. BLUMENAUER, Mr. YOUNG of Alaska, Mrs. MYRICK, Mr. COBLE, Mr. GINGREY, Mr. NEUGEBAUER, and Mr. CRAMER.  
 H.R. 724: Mr. EVERETT.  
 H.R. 729: Mrs. DAVIS of California, Mr. GUTIERREZ, Ms. BALDWIN, and Mr. UDALL of Colorado.

H.R. 731: Mr. SESSIONS.  
 H.R. 741: Mr. RUPPERSBERGER, Mr. FERGUSON, and Mr. McNULTY.  
 H.R. 743: Mr. RADANOVICH.  
 H.R. 748: Mr. FRANK of Massachusetts, Mr. LEWIS of Kentucky, Mr. KUCINICH, Mr. NEAL of Massachusetts, and Mr. TANNER.  
 H.R. 758: Mr. VAN HOLLEN.  
 H.R. 768: Mr. CALVERT.  
 H.R. 769: Mr. CALVERT and Mr. WESTMORELAND.  
 H.R. 784: Mr. PLATTS and Mrs. JO ANN DAVIS of Virginia.  
 H.R. 787: Ms. ZOE LOFGREN of California, Mr. DOYLE, Mr. JOHNSON of Georgia, and Mr. OBERSTAR.  
 H.R. 797: Mr. CARNEY, Ms. CARSON, and Ms. BORDALLO.  
 H.R. 805: Mr. INGLIS of South Carolina.  
 H.R. 814: Mr. TIERNEY.  
 H.R. 819: Mr. WELCH of Vermont, Ms. GIFFORDS, Mr. ARCURI, Mr. CAPUANO, and Mr. RYAN of Ohio.  
 H.R. 821: Mr. SCOTT of Georgia.  
 H.R. 829: Mr. PLATTS.  
 H.R. 840: Mr. CLEAVER, Ms. BORDALLO, Mr. STARK, Mr. LYNCH, and Mr. PATRICK MURPHY of Pennsylvania.  
 H.R. 843: Mr. GOODE.  
 H.R. 855: Mr. MICA and Mr. WELDON of Florida.  
 H.R. 876: Ms. KILPATRICK, Ms. JACKSON-LEE of Texas, and Mr. FORTENBERRY.  
 H.R. 878: Mr. STARK.  
 H.R. 891: Mr. PASTOR.  
 H.R. 895: Mr. LINDER, Mr. FOSSELLA, and Mr. VISCIOSKY.  
 H.R. 909: Mr. KING of New York and Mr. PUTNAM.  
 H.R. 920: Mrs. CHRISTENSEN and Mr. THOMPSON of Mississippi.  
 H.R. 925: Mr. CALVERT.  
 H.R. 938: Mrs. MYRICK, Mr. BARTLETT of Maryland, Mr. DAVID DAVIS of Tennessee, and Mr. TANCREDO.  
 H.R. 942: Mr. MCDERMOTT.  
 H.R. 947: Ms. ZOE LOFGREN of California.  
 H.R. 971: Mr. EVERETT, Mr. GRAVES, and Mrs. EMERSON.  
 H.R. 972: Ms. HIRONO.  
 H.R. 976: Mr. HALL of New York.  
 H.R. 997: Mr. GOODE, Mr. KNOLLENBERG, and Mr. CAMPBELL of California.  
 H.R. 1012: Mr. SHAYS.  
 H.R. 1039: Mr. COLE of Oklahoma.  
 H.R. 1055: Mr. SHAYS.  
 H. J. Res. 3: Mr. ACKERMAN.  
 H. J. Res. 18: Mr. INSLEE.  
 H. J. Res. 22: Mr. EVERETT.  
 H. Con. Res. 33: Mr. PASTOR and Ms. EDDIE BERNICE JOHNSON of Texas.  
 H. Con. Res. 53: Mr. GRIJALVA, Mr. CLEAVER, Ms. BORDALLO, Mr. MCCOTTER, Mr. LIPINSKI, and Mr. DOYLE.  
 H. Con. Res. 60: Ms. BORDALLO and Mr. MCCOTTER.  
 H. Con. Res. 63: Ms. EDDIE BERNICE JOHNSON of Texas, Mr. RUSH, and Ms. JACKSON-LEE of Texas.  
 H. Res. 37: Ms. HIRONO and Mr. CUELLAR.  
 H. Res. 71: Mr. GRIJALVA and Mr. MCDERMOTT.  
 H. Res. 76: Ms. SOLIS, Ms. HIRONO, and Mr. ELLISON.  
 H. Res. 87: Mr. ENGLISH of Pennsylvania.  
 H. Res. 95: Mr. LEWIS of Georgia and Mr. MCDERMOTT.  
 H. Res. 100: Mrs. MCCARTHY of New York, Ms. MILLENDER-MCDONALD, Ms. DELAURO, Mr. CONYERS, and Mr. GORDON.  
 H. Res. 107: Mr. COSTA, Mr. BLUMENAUER, Mr. PUTNAM, Mr. MANZULLO, Ms. WASSERMAN SCHULTZ, Mr. GENE GREEN of Texas, Mrs. DRAKE, and Mr. PATRICK J. MURPHY of Pennsylvania.  
 H. Res. 113: Mr. MATHESON and Ms. JACKSON-LEE of Texas.  
 H. Res. 128: Ms. HIRONO.  
 H. Res. 147: Mr. BARRETT of South Carolina and Mr. Jordan.

H. Res. 163: Ms. KILPATRICK and Mr. GRIJALVA.

#### ¶25.16 DELETIONS OF SPONSORS FROM PUBLIC BILLS AND RESOLUTIONS

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

H.R. 654: Mr. RYAN of Wisconsin.

#### FRIDAY, FEBRUARY 16, 2007 (26)

#### ¶26.1 APPOINTMENT OF SPEAKER PRO TEMPORE

The House was called to order by the SPEAKER pro tempore, Mr. McNULTY, who laid before the House the following communication:

WASHINGTON, DC,  
 February 16, 2007.

I hereby appoint the Honorable MICHAEL R. McNULTY to act as Speaker pro tempore on this day.

NANCY PELOSI,  
 Speaker, House of Representatives.

#### ¶26.2 APPROVAL OF THE JOURNAL

The SPEAKER pro tempore, Mr. McNULTY, announced he had examined and approved the Journal of the proceedings of Thursday, February 15, 2007.

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

#### ¶26.3 COMMUNICATIONS

Executive and other communications, pursuant to clause 8, rule XII, were referred as follows:

612. A letter from the Chief, Publications and Regulations Branch, Internal Revenue Service, transmitting the Service's final rule — Examination of returns and claims for refund, credit, or abatement; determination of correct tax liability (Rev. Proc. 2007-13) — received December 21, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

613. A letter from the Chief, Publications and Regulations Branch, Internal Revenue Service, transmitting the Service's final rule — In-Service Benefits Permitted to be Provided at Age 62 by a Pension Plan [Notice 2007-8] — received December 27, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

614. A letter from the Chief, Publications and Regulations Branch, Internal Revenue Service, transmitting the Service's final rule — Weighted Average Interest Rates Update [Notice 2006-111] received January 3, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

615. A letter from the Chief, Publications and Regulations Branch, Internal Revenue Service, transmitting the Service's final rule — Cash Balance and Other Hybrid Defined Benefit Pension Plans [Notice 2007-6] received January 3, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

#### ¶26.4 COMBAT TROOPS IN IRAQ

The SPEAKER pro tempore, Mr. McNULTY, announced, when proceedings were postponed on Wednesday, February 15, 2007, time for debate on the concurrent resolution (H. Con. Res. 63) on that day had eight and one-half minutes remaining.

Pending further consideration of said concurrent resolution.

On demand of Mr. EMANUEL, pursuant to section 2 of House Resolution 157, and as the designee of the Majority Leader,

*Ordered*, That time for debate on the concurrent resolution be extended for one hour, equally divided and controlled by the Majority Leader and the Minority Leader or their designees.

Pursuant to House Resolution 157, it is now in order for a further period of debate on the concurrent resolution.

When said concurrent resolution was considered.

After debate,

On demand of Mr. SKELTON, pursuant to section 2 of House Resolution 157, and as the designee of the Majority Leader,

*Ordered*, That time for debate on the concurrent resolution be extended for one hour, equally divided and controlled by the Majority Leader and the Minority Leader or their designees.

After further debate,

On demand of Mrs. TAUSCHER, pursuant to section 2 of House Resolution 157, and as the designee of the Majority Leader,

*Ordered*, That time for debate on the concurrent resolution be extended for one hour, equally divided and controlled by the Majority Leader and the Minority Leader or their designees.

After further debate,

On demand of Mrs. TAUSCHER, pursuant to section 2 of House Resolution 157, and as the designee of the Majority Leader,

*Ordered*, That time for debate on the concurrent resolution be extended for one hour, equally divided and controlled by the Majority Leader and the Minority Leader or their designees.

After further debate,

On demand of Mr. KLEIN of Florida, pursuant to section 2 of House Resolution 157, and as the designee of the Majority Leader,

*Ordered*, That time for debate on the concurrent resolution be extended for one hour, equally divided and controlled by the Majority Leader and the Minority Leader or their designees.

After further debate,

Mr. HOYER, by unanimous consent,

*Ordered*, That the balance of time for debate on the concurrent resolution be extended for 36 minutes on each side, equally divided and controlled by the Majority Leader and the Minority Leader or their designees.

¶26.5 MOMENT OF SILENCE IN HONOR OF THE TROOPS IN IRAQ

THE SPEAKER pro tempore, Ms. ESHOO, announced that all Members stand and observe a moment of silence in honor of the troops in Iraq.

After further debate,

Pursuant to House Resolution 157, the previous question is ordered on the concurrent resolution to its adoption or rejection.

The question being put, viva voce,

Will the House agree to said concurrent resolution?

The SPEAKER announced that the yeas had it.

Mr. SKELTON demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The vote was taken by electronic device.

It was decided in the { Yeas ..... 246 affirmative ..... { Nays ..... 182

¶26.6 [Roll No. 99] YEAS—246

- Abercrombie
- Ackerman
- Allen
- Altmire
- Andrews
- Arcuri
- Baca
- Baldwin
- Barrow
- Bean
- Becerra
- Berkley
- Berman
- Berry
- Bishop (GA)
- Bishop (NY)
- Blumenauer
- Boren
- Boswell
- Boucher
- Boyd (FL)
- Boyd (KS)
- Brady (PA)
- Braley (IA)
- Brown, Corrine
- Butterfield
- Capps
- Capuano
- Cardoza
- Carnahan
- Carney
- Carson
- Castle
- Castor
- Chandler
- Clarke
- Clay
- Cleaver
- Clyburn
- Coble
- Cohen
- Conyers
- Cooper
- Costa
- Costello
- Courtney
- Cramer
- Crowley
- Cuellar
- Cummings
- Davis (AL)
- Davis (CA)
- Davis (IL)
- Davis, Lincoln
- Davis, Tom
- DeFazio
- DeGette
- Delahunt
- DeLauro
- Dicks
- Dingell
- Doggett
- Donnelly
- Doyle
- Duncan
- Edwards
- Ellison
- Ellsworth
- Emanuel
- Engel
- English (PA)
- Eshoo
- Etheridge
- Farr
- Fattah
- Filner
- Frank (MA)
- Giffords
- Gilchrest
- Gillibrand
- Gonzalez
- Gordon
- Green, Al
- Green, Gene
- Grijalva
- Gutierrez
- Hall (NY)
- Hare
- Harman
- Hastings (FL)
- Hereth
- Higgins
- Hill
- Hinchev
- Hinojosa
- Hirono
- Hodes
- Holden
- Holt
- Honda
- Hooley
- Hoyer
- Inglis (SC)
- Inslee
- Israel
- Jackson (IL)
- Jackson-Lee (TX)
- Jefferson
- Johnson (GA)
- Johnson (IL)
- Johnson, E. B.
- Jones (NC)
- Jones (OH)
- Kagen
- Kanjorski
- Kaptur
- Keller
- Kennedy
- Kildee
- Kilpatrick
- Kind
- Kirk
- Klein (FL)
- Kucinich
- Lampson
- Langevin
- Lantos
- Larsen (WA)
- Larsen (CT)
- LaTourette
- Lee
- Levin
- Lewis (GA)
- Lipinski
- Loebsack
- Lofgren, Zoe
- Lowe
- Lynch
- Mahoney (FL)
- Maloney (NY)
- Markey
- Matheson
- Matsui
- McCarthy (NY)
- McCollum (MN)
- McDermott
- McGovern
- McIntyre
- McNerney
- McNulty
- Meehan
- Meeke (FL)
- Meeke (NY)
- Melancon
- Michaud
- Millender-Farr
- McDonald
- Miller (NC)
- Miller, George
- Mitchell
- Mollohan
- Moore (KS)
- Moore (WI)
- Moran (VA)
- Murphy (CT)
- Murphy, Patrick
- Murtha
- Napolitano
- Neal (MA)
- Oberstar
- Obey
- Olver
- Ortiz
- Pallone
- Pascarella
- Pastor
- Paul
- Payne
- Pelosi
- Perlmutter
- Peterson (MN)
- Petri
- Pomeroy
- Price (NC)
- Rahall
- Ramstad
- Rangel
- Reyes
- Rodriguez
- Roybal-Allard
- Ruppersberger
- Rush
- Ryan (OH)
- Salazar
- Sanchez, Linda T.
- Sanchez, Loretta
- Sarbanes
- Schakowsky
- Schiff
- Schwartz
- Scott (GA)
- Scott (VA)
- Serrano
- Sestak
- Shea-Porter
- Sherman
- Shuler
- Sires
- Skelton
- Slaughter
- Smith (WA)
- Snyder
- Solis
- Space
- Spratt
- Stark
- Stupak
- Sutton
- Tanner
- Tauscher
- Thompson (CA)
- Thompson (MS)
- Tierney
- Towns
- Udall (CO)
- Udall (NM)
- Upton
- Van Hollen
- Velázquez
- Visclosky
- Walsh (NY)
- Walz (MN)
- Wasserman Schultz
- Waters
- Watson
- Watt
- Waxman
- Weiner
- Welch (VT)
- Wexler
- Wilson (OH)
- Woolsey
- Wu
- Wynn
- Yarmuth

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- Aderholt
  - Akin
  - Alexander
  - Bachmann
  - Bachus
  - Baker
  - Barrett (SC)
  - Bartlett (MD)
  - Barton (TX)
  - Biggert
  - Bilbray
  - Bilirakis
  - Bishop (UT)
  - Blackburn
  - Blunt
  - Boehner
  - Bonner
  - Bono
  - Boozman
  - Brady (TX)
  - Brown (SC)
  - Brown-Waite, Ginny
  - Buchanan
  - Burgess
  - Burton (IN)
  - Buyer
  - Calvert
  - Camp (MI)
  - Campbell (CA)
  - Cannon
  - Cantor
  - Capito
  - Carter
  - Chabot
  - Cole (OK)
  - Conaway
  - Crenshaw
  - Ross
  - Rothman
  - Roybal-Allard
  - Ruppersberger
  - Davis, David
  - Deal (GA)
  - Dent
  - Diaz-Balart, L.
  - Diaz-Balart, M.
  - Doolittle
  - Drake
  - Dreier
  - Ehlers
  - Emerson
  - Everett
  - Fallin
  - Feeney
  - Ferguson
  - Flake
  - Forbes
  - Fortenberry
  - Fossella
  - Fox
  - Franks (AZ)
  - Frelinghuysen
  - Garrett (NJ)
  - Gerlach
  - Gillmor
  - Gingrey
  - Gohmert
  - Goode
  - Goodlatte
  - Granger
  - Graves
  - Hall (TX)
  - Hastings (WA)
  - Hayes
  - Heller
  - Hensarling
  - Herger
  - Hobson
  - Hoekstra
  - Hulshof
  - Hunter
  - Issa
  - Jindal
  - Johnson, Sam
  - Jordan
  - King (IA)
  - King (NY)
  - Kingston
  - Kline (MN)
  - Knollenberg
  - Kuhl (NY)
  - LaHood
  - Lamborn
  - Latham
  - Lewis (CA)
  - Lewis (KY)
  - Linder
  - Lucas
  - Lungren, Daniel E.
  - Mack
  - Davis, Jo Ann
  - Manzullo
  - Marchant
  - Marshall
  - McCarthy (CA)
  - McCaul (TX)
  - McCotter
  - McCrery
  - McHenry
  - McHugh
  - McKeon
  - McMorris Rodgers
  - Mica
  - Miller (FL)
  - Miller (MI)
  - Miller, Gary
  - Moran (KS)
  - Murphy, Tim
  - Musgrave
  - Myrick
  - Neugebauer
  - Nunes
  - Pearce
  - Pence
  - Peterson (PA)
  - Pickering
  - Pitts
  - Platts
  - Poe
  - Porter
  - Price (GA)
  - Pryce (OH)
  - Putnam
  - Radanovich
  - Regula
  - Rehberg
  - Reichert
  - Renzi
  - Reynolds
  - Rogers (AL)
  - Rogers (KY)
  - Rogers (MI)
  - Rohrabacher
  - Ros-Lehtinen
  - Roskam
  - Royce
  - Ryan (WI)
  - Sali
  - Saxton
  - Schmidt
  - Sensenbrenner
  - Sessions
  - Shadegg
  - Shays
  - Shimkus
  - Shuster
  - Simpson
  - Smith (NE)
  - Smith (NJ)
  - Smith (TX)
  - Souder
  - Stearns
  - Sullivan
  - Tancredo
  - Taylor
  - Terry
  - Thornberry
  - Tiahrt
  - Tiberi
  - Turner
  - Walberg
  - Walden (OR)
  - Wamp
  - Weldon (FL)
  - Weller
  - Westmoreland
  - Whitfield
  - Wicker
  - Wilson (NM)
  - Wilson (SC)
  - Wolf
  - Young (AK)
  - Young (FL)

NOT VOTING—6

- Baird
- Boustany
- Davis, Jo Ann
- Hastert
- LoBiondo
- Nadler

So the concurrent resolution was agreed to.

A motion to reconsider the vote whereby said concurrent resolution was agreed to was, by unanimous consent, laid on the table.

*Ordered*, That the Clerk request the concurrence of the Senate in said concurrent resolution.

¶26.7 MESSAGE FROM THE SENATE

A message from the Senate by Ms. Curtis, one of its clerks, announced that the Senate has passed bills and a concurrent resolution of the following titles in which the concurrence of the House is requested:

S. 188. An Act to revise the short title of the Fannie Lou Hamer, Rosa Parks, and Coretta Scott King voting Rights Act Reauthorization and Amendments Act of 2006.

S. 487. An Act to amend the National Organ Transplant Act to clarify that kidney paired donations shall not be considered to involve the transfer of a human organ for valuable consideration.

S. Con. Res. 12. A concurrent resolution supporting the goals and ideals of a National Medal of Honor Day to mark the significance and importance of the Medal of Honor and to celebrate and honor the recipients of the Medal of Honor on the anniversary of the first award of that medal in 1863.

¶26.8 ADJOURNMENT OF THE TWO HOUSES

Mr. CLYBURN, submitted the following privileged concurrent resolution (H. Con. Res. 67):

*Resolved by the House of Representatives (the Senate concurring),* That when the House adjourns on the legislative day of Friday, February 16, 2007, or Saturday, February 17, 2007, on a motion offered pursuant to this concurrent resolution by its Majority Leader or his designee, it stand adjourned until 2 p.m. on Tuesday, February 27, 2007, or until the time of any reassembly pursuant to section 2 of this concurrent resolution, whichever occurs first; and that when the Senate recesses or adjourns on any day from Saturday, February 17, 2007, through Saturday, February 24, 2007, on a motion offered pursuant to this concurrent resolution by its Majority Leader or his designee, it stand recessed or adjourned until noon on Monday, February 26, 2007, or such other time on that day as may be specified by its Majority Leader or his designee in the motion to recess or adjourn, or until the time of any reassembly pursuant to section 2 of this concurrent resolution, whichever occurs first.

Sec. 2. The Speaker of the House and the Majority Leader of the Senate, or their respective designees, acting jointly after consultation with the Minority Leader of the House and the Minority Leader of the Senate, shall notify the Members of the House and the Senate, respectively, to reassemble at such place and time as they may designate if, in their opinion, the public interest shall warrant it.

When said concurrent resolution was considered and agreed to.

*Ordered,* That the Clerk request the concurrence of the Senate in said concurrent resolution.

¶26.9 PERMISSION TO FILE REPORT

On motion of Mr. FRANK of Massachusetts, by unanimous consent, the Committee on Financial Services was granted permission until midnight Friday, February 23, 2007, to file a report on the bill (H.R. 556) to ensure national security while promoting foreign investment and the creation and maintenance of jobs, to reform the process by which such investments are examined for any effect they may have on national security, to establish the Committee on Foreign Investment in the United States, and for other purposes.

¶26.10 PROVIDING FOR CONSIDERATION OF MOTIONS TO SUSPEND THE RULES

Mr. ARCURI, by direction of the Committee on Rules, called up the following resolution (H. Res. 161):

*Resolved,* That it shall be in order at any time on the legislative day of Friday, February 16, 2007, for the Speaker to entertain motions that the House suspend the rules relating to the bill (H.R. 976) to amend the Internal Revenue Code of 1986 to provide tax relief for small businesses, and for other purposes.

When said resolution was considered. After debate,

Mr. ARCURI moved the previous question on the resolution to its adoption or rejection.

The question being put, viva voce,

Will the House now order the previous question?

The SPEAKER pro tempore, Mr. TIERNEY, announced that the yeas had it.

Mr. Lincoln DIAZ-BALART of Florida, demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The vote was taken by electronic device.

It was decided in the { Yeas ..... 218  
affirmative ..... Nays ..... 188

¶26.11 [Roll No. 100] YEAS—218

- |                |                   |                   |
|----------------|-------------------|-------------------|
| Abercrombie    | Hastings (FL)     | Oberstar          |
| Ackerman       | Herseth           | Obey              |
| Allen          | Higgins           | Olver             |
| Altmire        | Hill              | Ortiz             |
| Andrews        | Hinchey           | Pallone           |
| Arcuri         | Hinojosa          | Pascrell          |
| Baca           | Hirono            | Pastor            |
| Baldwin        | Hodes             | Payne             |
| Barrow         | Holden            | Pelosi            |
| Bean           | Holt              | Perlmutter        |
| Becerra        | Honda             | Peterson (MN)     |
| Berkley        | Hooley            | Pomeroy           |
| Berry          | Hoyer             | Price (NC)        |
| Bishop (GA)    | Inslee            | Rahall            |
| Bishop (NY)    | Israel            | Rangel            |
| Blumenauer     | Jackson (IL)      | Reyes             |
| Boren          | Jackson-Lee       | Rodriguez         |
| Boswell        | (TX)              | Ross              |
| Boucher        | Jefferson         | Rothman           |
| Boyd (FL)      | Johnson (GA)      | Roybal-Allard     |
| Boyd (KS)      | Johnson, E. B.    | Ruppersberger     |
| Brady (PA)     | Jones (NC)        | Rush              |
| Braley (IA)    | Jones (OH)        | Ryan (OH)         |
| Brown, Corrine | Kagen             | Salazar           |
| Butterfield    | Kanjorski         | Sánchez, Linda T. |
| Capps          | Kennedy           | Sanchez, Loretta  |
| Capuano        | Kildee            | Sarbanes          |
| Cardoza        | Kilpatrick        | Schabowsky        |
| Carnahan       | Kind              | Schiff            |
| Carney         | Klein (FL)        | Schwartz          |
| Carson         | Kucinich          | Scott (GA)        |
| Castor         | Lampson           | Scott (VA)        |
| Chandler       | Langevin          | Serrano           |
| Clarke         | Lantos            | Sestak            |
| Clay           | Larsen (WA)       | Shea-Porter       |
| Cleaver        | Larson (CT)       | Sherman           |
| Clyburn        | Lee               | Shuler            |
| Cohen          | Levin             | Sires             |
| Conyers        | Lewis (GA)        | Skelton           |
| Costa          | Lipinski          | Slaughter         |
| Courtney       | Loebsack          | Smith (WA)        |
| Cramer         | Loftgren, Zoe     | Snyder            |
| Crowley        | Lynch             | Solis             |
| Cuellar        | Maloney (NY)      | Space             |
| Cummings       | Markey            | Spratt            |
| Davis (AL)     | Marshall          | Stupak            |
| Davis (CA)     | Matheson          | Sutton            |
| Davis (IL)     | Matsui            | Tauscher          |
| Davis, Lincoln | McCarthy (NY)     | Taylor            |
| DeGette        | McCollum (MN)     | Thompson (CA)     |
| DeLauro        | McDermott         | Thompson (MS)     |
| Dicks          | McGovern          | Tierney           |
| Dingell        | McIntyre          | Towns             |
| Doggett        | McNerney          | Udall (CO)        |
| Donnelly       | McNulty           | Udall (NM)        |
| Doyle          | Meehan            | Van Hollen        |
| Ellison        | Meek (FL)         | Velázquez         |
| Ellsworth      | Meeks (NY)        | Viscosky          |
| Emanuel        | Melancon          | Walz (MN)         |
| Engel          | Michaud           | Wasserman         |
| Eshoo          | Millender-Schultz | Waters            |
| Etheridge      | McDonald          | Watson            |
| Farr           | Miller (NC)       | Watt              |
| Fattah         | Miller, George    | Waxman            |
| Filner         | Mitchell          | Weiner            |
| Frank (MA)     | Mollohan          | Welch (VT)        |
| Giffords       | Moore (KS)        | Wexler            |
| Gillibrand     | Moore (WI)        | Wilson (OH)       |
| Gonzalez       | Moran (VA)        | Woolsey           |
| Green, Al      | Murphy (CT)       | Wu                |
| Grijalva       | Murphy, Patrick   | Wynn              |
| Hall (NY)      | Murtha            | Yarmuth           |
| Hare           | Napolitano        |                   |
|                | Neal (MA)         |                   |

NAYS—188

- |                 |                    |               |
|-----------------|--------------------|---------------|
| Aderholt        | Franks (AZ)        | Pearce        |
| Akin            | Frelinghuysen      | Pence         |
| Alexander       | Garrett (NJ)       | Peterson (PA) |
| Bachmann        | Gerlach            | Petri         |
| Bachus          | Gilchrest          | Pickering     |
| Baker           | Gillmor            | Pitts         |
| Barrett (SC)    | Gingrey            | Platts        |
| Bartlett (MD)   | Goodlatte          | Poe           |
| Barton (TX)     | Gordon             | Porter        |
| Biggert         | Granger            | Price (GA)    |
| Bilbray         | Graves             | Pryce (OH)    |
| Bilirakis       | Hall (TX)          | Putnam        |
| Bishop (UT)     | Hastings (WA)      | Radanovich    |
| Blackburn       | Hayes              | Ramstad       |
| Blunt           | Heller             | Regula        |
| Boehner         | Hensarling         | Rehberg       |
| Bonner          | Herger             | Reichert      |
| Bono            | Hobson             | Renzi         |
| Boozman         | Hoekstra           | Reynolds      |
| Brady (TX)      | Hunter             | Rogers (AL)   |
| Brown (SC)      | Inglis (SC)        | Rogers (KY)   |
| Brown-Waite,    | Issa               | Rogers (MI)   |
| Ginny           | Jindal             | Rohrabacher   |
| Buchanan        | Johnson (IL)       | Ros-Lehtinen  |
| Burgess         | Johnson, Sam       | Roskam        |
| Burton (IN)     | Jordan             | Royce         |
| Buyer           | Keller             | Ryan (WI)     |
| Camp (MI)       | King (IA)          | Sali          |
| Campbell (CA)   | King (NY)          | Saxton        |
| Cannon          | Kingston           | Schmidt       |
| Cantor          | Kirk               | Sensenbrenner |
| Capito          | Kline (MN)         | Sessions      |
| Carter          | Knollenberg        | Shadegg       |
| Castle          | Kuhl (NY)          | Shays         |
| Chabot          | Lamborn            | Shimkus       |
| Coble           | LaTourette         | Shuster       |
| Cole (OK)       | Lewis (CA)         | Simpson       |
| Conaway         | Lewis (KY)         | Smith (NE)    |
| Cooper          | Linder             | Smith (NJ)    |
| Crenshaw        | Lucas              | Souder        |
| Cubin           | Lungren, Daniel E. | Stearns       |
| Culberson       | Mack               | Sullivan      |
| Davis (KY)      | Mahoney (FL)       | Tancredo      |
| Davis, David    | Manzullo           | Tanner        |
| Davis, Tom      | Marchant           | Terry         |
| Deal (GA)       | McCarthy (CA)      | Thornberry    |
| Dent            | McCaul (TX)        | Tiahrt        |
| Diaz-Balart, L. | McCotter           | Tiberi        |
| Diaz-Balart, M. | McCrery            | Turner        |
| Doolittle       | McHenry            | Upton         |
| Drake           | McHugh             | Walberg       |
| Dreier          | McKeon             | Walden (OR)   |
| Duncan          | McMorris           | Walsh (NY)    |
| Edwards         | Rodgers            | Wamp          |
| Ehlers          | Mica               | Weldon (FL)   |
| Emerson         | Miller (FL)        | Weller        |
| English (PA)    | Miller (MI)        | Westmoreland  |
| Fallin          | Moran (KS)         | Whitfield     |
| Feeney          | Musgrave           | Wilson (NM)   |
| Ferguson        | Myrick             | Wilson (SC)   |
| Forbes          | Neugebauer         | Wolf          |
| Fortenberry     | Nunes              | Young (AK)    |
| Fossella        | Paul               | Young (FL)    |
| Fox             |                    |               |

NOT VOTING—28

- |               |             |              |
|---------------|-------------|--------------|
| Baird         | Gohmert     | LoBiondo     |
| Berman        | Goode       | Lowey        |
| Boustany      | Green, Gene | Miller, Gary |
| Calvert       | Gutierrez   | Murphy, Tim  |
| Costello      | Harman      | Nadler       |
| Davis, Jo Ann | Hastert     | Smith (TX)   |
| DeFazio       | Hulshof     | Stark        |
| Everett       | Kaptur      | Wicker       |
| Flake         | LaHood      |              |
| Gallegly      | Latham      |              |

So the previous question on the resolution was ordered.

The question being put, viva voce,

Will the House agree to said resolution?

The SPEAKER pro tempore, Mr. TIERNEY, announced that the yeas had it.

Mr. Lincoln DIAZ-BALART of Florida, demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The vote was taken by electronic device.

It was decided in the affirmative { Yeas ..... 220 Nays ..... 184

¶26.12

[Roll No. 101]

AYES—220

Abercrombie Hall (NY) Napolitano
Ackerman Hare Neal (MA)
Allen Hastings (FL) Oberstar
Altmire Herseth Obey
Andrews Higgins Oliver
Arcuri Hill Ortiz
Baca Hinchey Pallone
Baldwin Hinojosa Pascrell
Barrow Hirono Pastor
Bean Hodes Payne
Becerra Holden Perlmutter
Berkley Holt Peterson (MN)
Berry Honda Hooley
Bishop (GA) Hoyer Price (NC)
Bishop (NY) Hoyer Rahall
Blumenauer Inslee Rangel
Boren Israel Reyes
Boswell Jackson (IL) Rodriguez
Boucher Jackson-Lee Ross
Boyd (FL) (TX) Rothman
Boyd (KS) Jefferson Ruppberger
Brady (PA) Johnson (GA) Rush
Braley (IA) Johnson, E. B. Ryan (OH)
Brown, Corrine Jones (OH) Salazar
Butterfield Kagen Sanchez, Linda
Capps Kanjorski T.
Capuano Kaptur Sanchez, Loretta
Cardoza Kennedy Sarbanes
Carnahan Kildee Schakowsky
Carney Kilpatrick Schiff
Carson Kind Schwartz
Castor Klein (FL) Scott (GA)
Chandler Kucinich Scott (VA)
Clarke Lampson Serrano
Clay Langevin Sestak
Cleaver Lantos Shea-Porter
Clyburn Larsen (WA) Sherman
Cohen Larson (CT) Shuler
Conyers Lee Sires
Cooper Levin Skelton
Costa Lewis (GA) Slaughter
Courtney Lipinski Smith (WA)
Cramer Loeb sack Snyder
Crowley Lofgren, Zoe Solis
Cuellar Lynch Space
Cummings Mahoney (FL) Spratt
Davis (AL) Maloney (NY) Stupak
Davis (CA) Markey Sutton
Davis (IL) Marshall Tanner
Davis, Lincoln Matheson Tauscher
DeGette Matsui Taylor
Delahunt McCarthy (NY) Thompson (CA)
DeLauro McCollum (MN) Thompson (MS)
Dicks McDermott Tierney
Dingell McGovern Udall (CO)
Doggett McIntyre Udall (NM)
Donnelly McNeerney Van Hollen
Doyle McNulty Meehan
Edwards Meeke (FL) Visclosky
Ellison Meeke (NY) Walz (MN)
Ellsworth Emanuel Melancon Wasserman
Emanuel Engel Schultz
Engel Michaud Waters
Etheridge Eshoo Millender-
Farr McDonald
Fattah Miller (NC)
Filner Miller, George Waxman
Frank (MA) Mitchell Weiner
Giffords Mollohan Welch (VT)
Gillibrand Moore (KS) Wexler
Gonzalez Moore (WI) Wilson (OH)
Gordon Moran (VA) Woolsey
Green, Al Murphy (CT) Wu
Grijalva Murphy, Patrick Wynn
Murtha Murtha Yarmuth

NOES—184

Aderholt Bonner Carter
Akin Bono Castle
Alexander Boozman Chabot
Bachmann Brady (TX) Coble
Bachus Brown (SC) Cole (OK)
Baker Brown-Waite, Conaway
Barrett (SC) Ginny Crenshaw
Bartlett (MD) Buchanan Cubin
Barton (TX) Culberson
Biggart Burton (IN) Davis (KY)
Bilbray Buyer Davis, David
Bilirakis Camp (MI) Davis, Tom
Bishop (UT) Campbell (CA) Deal (GA)
Blackburn Cannon Dent
Blunt Cantor Diaz-Balart, L.
Boehner Capito Diaz-Balart, M.

Doolittle Kline (MN) Renzi
Drake Knollenberg Reynolds
Dreier Lamborn Rogers (AL)
Duncan LaTourette Rogers (KY)
Ehlers Lewis (CA) Rogers (MI)
Emerson Lewis (KY) Rohrabacher
English (PA) Linder Ros-Lehtinen
Fallin Lucas Roskam
Feeney Lungren, Daniel Royce
Ferguson E. Ryan (WI)
Forbes Mack Sali
Fortenberry Manzullo Saxton
Fossella Marchant Schmidt
Foxy McCarthy (CA) Sensenbrenner
Franks (AZ) McCaul (TX) Sessions
Frelinghuysen McCotter Shadegg
Garrett (NJ) McCrery Shays
Gerlach McHenry Shimkus
Gilchrist McHugh Skuster
Gillmor McKeon Gillmor
Gingrey McMorris Simpson
Gohmert Rodgers Smith (NE)
Goode Mica Smith (NJ)
Goodlatte Miller (FL) Souder
Granger Miller (MI) Stearns
Graves Moran (KS) Sullivan
Hall (TX) Musgrave Tancredo
Hastings (WA) Myrick Terry
Hayes Neugebauer Thornberry
Heller Nunes Tiaht
Hensarling Paul Tiberi
Herger Pearce Turner
Hobson Peterson (PA) Upton
Hoekstra Petri Walberg
Hunter Pickering Walden (OR)
Inglis (SC) Pitts Walsh (NY)
Issa Platts Wamp
Jindal Poe Weldon (FL)
Johnson (IL) Porter Weller
Johnson, Sam Price (GA) Westmoreland
Jones (NC) Pryce (OH) Whitfield
Jordan Putnam Wilson (NM)
Keller Radanovich Wilson (SC)
King (IA) Ramstad Wolf
King (NY) Regula Young (AK)
Kingston Rehberg Young (FL)
Kirk Reichert

NOT VOTING—29

Baird Green, Gene Miller, Gary
Berman Gutierrez Murphy, Tim
Boustany Harman Nadler
Calvert Hastert Pence
Costello Hulshof Roybal-Allard
Davis, Jo Ann Kuhl (NY) Smith (TX)
DeFazio LaHood Stark
Everett Latham Towns
Flake LoBiondo Wicker
Gallegly Lowey

So the resolution was agreed to. A motion to reconsider the vote whereby said resolution was agreed to was, by unanimous consent, laid on the table.

¶26.13 SMALL BUSINESS TAX RELIEF

Mr. RANGEL moved to suspend the rules and pass the bill (H.R. 976) to amend the Internal Revenue Code of 1986 to provide tax relief for small businesses, and for other purposes; as amended.

The SPEAKER pro tempore, Mr. TIERNEY, recognized Mr. RANGEL and Mr. McCREARY, each for 20 minutes.

After debate, The question being put, viva voce, Will the House suspend the rules and pass said bill, as amended?

The SPEAKER pro tempore, Mr. TIERNEY, announced that two-thirds of the Members present had voted in the affirmative.

Mr. RANGEL demanded a recorded vote on passage of said bill, as amended, which demand was supported by one-fifth of a quorum, so a recorded vote was ordered.

The vote was taken by electronic device.

It was decided in the affirmative { Yeas ..... 360 Nays ..... 45

¶26.14

[Roll No. 102]

AYES—360

Abercrombie Drake Lee
Ackerman Dreier Levin
Aderholt Duncan Lewis (CA)
Alexander Edwards Lewis (GA)
Allen Ehlers Lewis (KY)
Ellison Ellison Linder
Ellsworth Ellsworth Lipinski
Arcuri Emanuel Loeb sack
Emerson Emerson Lofgren, Zoe
Engel Engel Lucas
English (PA) Lungren, Daniel
Eshoo Eshoo E.
Etheridge Etheridge Lynch
Fallin Fallin Mahoney (FL)
Farr Farr Maloney (NY)
Fattah Fattah Manzullo
Ferguson Ferguson Marchant
Filner Filner Markey
Forbes Forbes Marshall
Fortenberry Fortenberry Matheson
Frank (MA) Frank (MA) Matsui
Frelinghuysen Frelinghuysen McCarthy (CA)
Gerlach Gerlach McCarthy (NY)
Giffords Giffords McCaul (TX)
Gilchrest Gilchrest McCollum (MN)
Gillibrand Gillibrand McCrery
Gillmor Gillmor McDermott
Gohmert Gohmert McGovern
Gonzalez Gonzalez McHugh
Goode Goode McIntyre
Goodlatte Goodlatte McKeon
Gordon Gordon McMorris
Granger Granger Rodgers
Graves Graves McNeerney
Green, Al Green, Al McNulty
Grijalva Grijalva Meehan
Hall (NY) Hall (NY) Meek (FL)
Hall (TX) Hall (TX) Meeks (NY)
Hare Hare Melancon
Hastings (FL) Hastings (FL) Mica
Hastings (WA) Hastings (WA) Michaud
Hayes Hayes Millender-
Heller Heller McDonald
Herger Herger Miller (MI)
Herseth Herseth Miller, George
Higgins Higgins Mitchell
Hill Hill Mollohan
Hinchey Hinchey Moore (KS)
Hinojosa Hinojosa Moore (WI)
Hirono Hirono Moran (KS)
Hobson Hobson Moran (VA)
Hodes Hodes Murphy (CT)
Holden Holden Murphy, Patrick
Holt Holt Murphy, Tim
Honda Honda Murtha
Hooley Hooley Myrick
Hoyer Hoyer Napolitano
Hunter Hunter Neal (MA)
Clarke Clarke Inglis (SC)
Clay Clay Inslee
Cleaver Cleaver Israel
Clyburn Clyburn Issa
Coble Coble Jackson (IL)
Cohen Cohen Jackson-Lee
Cole (OK) Cole (OK) (TX)
Conyers Conyers Jefferson
Cooper Cooper Jindal
Costa Costa Johnson (GA)
Courtney Courtney Johnson (IL)
Cramer Cramer Johnson, E. B.
Crenshaw Crenshaw Johnson, Sam
Crowley Crowley Jones (NC)
Cubin Cubin Jones (OH)
Cuellar Cuellar Kagen
Cummings Cummings Kanjorski
Davis (AL) Davis (AL) Kaptur
Davis (CA) Davis (CA) Keller
Davis (IL) Davis (IL) Kennedy
Davis (KY) Davis (KY) Kildee
Davis, David Davis, David Kilpatrick
Davis, Lincoln Davis, Lincoln Kind
Davis, Tom Davis, Tom King (NY)
DeGette DeGette Kirk
Delahunt Delahunt Klein (FL)
DeLauro DeLauro Kline (MN)
Dent Dent Knollenberg
Diaz-Balart, L. Diaz-Balart, L. Kucinich
Diaz-Balart, M. Diaz-Balart, M. Kuhl (NY)
Dicks Dicks Lampson
Dingell Dingell Langevin Reynolds
Doggett Doggett Lantos Rodriguez
Donnelly Donnelly Larsen (WA) Rogers (AL)
Doolittle Doolittle Larson (CT) Rogers (KY)
Doyle Doyle LaTourette Rohrabacher

Ros-Lehtinen	Shuler	Upton
Roskam	Shuster	Van Hollen
Ross	Simpson	Velázquez
Rothman	Sires	Visclosky
Roybal-Allard	Skelton	Walberg
Ruppersberger	Slaughter	Walden (OR)
Rush	Smith (NE)	Walsh (NY)
Ryan (OH)	Smith (NJ)	Walz (MN)
Ryan (WI)	Smith (WA)	Wasserman
Salazar	Snyder	Wasserman
Sánchez, Linda	Solis	Schultz
T.	Souder	Watson
Sánchez, Loretta	Space	Watt
Sarbanes	Spratt	Waxman
Saxton	Stearns	Weiner
Schakowsky	Stupak	Welch (VT)
Schiff	Sutton	Weller
Schmidt	Tanner	Wexler
Schwartz	Tauscher	Whitfield
Scott (GA)	Taylor	Wilson (NM)
Scott (VA)	Terry	Wilson (OH)
Sensenbrenner	Thompson (CA)	Wolf
Serrano	Thompson (MS)	Woolsey
Sessions	Tiahrt	Wu
Sestak	Tiberi	Wynn
Shays	Tierney	Yarmuth
Shea-Porter	Towns	Young (AK)
Sherman	Turner	Young (FL)
Shimkus	Udall (CO)	

## NOES—45

Akin	Foxx	Neugebauer
Bachmann	Franks (AZ)	Pearce
Barrett (SC)	Garrett (NJ)	Poe
Bartlett (MD)	Gingrey	Price (GA)
Bishop (UT)	Hensarling	Radanovich
Blackburn	Hoekstra	Royce
Burgess	Jordan	Sali
Buyer	King (IA)	Shadegg
Campbell (CA)	Kingston	Sullivan
Cannon	Lamborn	Tancredo
Conaway	Mack	Thornberry
Culberson	McCotter	Wamp
Deal (GA)	McHenry	Weldon (FL)
Feeney	Miller (FL)	Westmoreland
Fossella	Musgrave	Wilson (SC)

## NOT VOTING—28

Baird	Green, Gene	Miller, Gary
Berman	Gutierrez	Nadler
Boustany	Harman	Pence
Calvert	Hastert	Smith (TX)
Costello	Hulshof	Stark
Davis, Jo Ann	LaHood	Udall (NM)
DeFazio	Latham	Waters
Everett	LoBiondo	Wicker
Flake	Lowe	
Galleghy	Miller (NC)	

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill, as amended, was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill, as amended, was passed was, by unanimous consent, laid on the table.

*Ordered*, That the Clerk request the concurrence of the Senate in said bill.

## ¶26.15 ADJOURNMENT OVER

On motion of Mrs. GILLIBRAND, by unanimous consent,

*Ordered*, That when the House adjourns today pursuant to this order, it adjourn to meet at 4 p.m. on Tuesday, February 20, 2007, unless it sooner has received a message from the Senate transmitting its adoption of House Concurrent Resolution 67, in which case the House shall stand adjourned pursuant to that concurrent resolution.

## ¶26.16 CALENDAR WEDNESDAY BUSINESS DISPENSED WITH

On motion of Mrs. GILLIBRAND, by unanimous consent,

*Ordered*, That business in order for consideration on Wednesday, February 28, 2007, under clause 6, rule XV, the Calendar Wednesday rule, be dispensed with.

## ¶26.17 APPOINTMENT OF SPEAKER PRO TEMPORE TO SIGN ENROLLMENTS

The SPEAKER pro tempore, Mr. KLEIN of Florida, laid before the House a communication, which was read as follows:

FEBRUARY 16, 2007.

I hereby appoint the Honorable STENY H. HOYER and the Honorable CHRIS VAN HOLLEN to act as Speaker pro tempore to sign enrolled bills and joint resolutions through February 27, 2007.

NANCY PELOSI,

*Speaker of the House of Representatives.*

By unanimous consent, the appointments were approved.

## ¶26.18 COMMITTEE RESIGNATION—MAJORITY

The SPEAKER pro tempore, Mr. KLEIN of Florida, laid before the House the following communication, which was read as follows:

COMMITTEE ON THE BUDGET,

*Washington, DC, February 15, 2007.*

The Hon. NANCY PELOSI,

*Speaker of the House,*  
*Washington, DC.*

DEAR MADAM SPEAKER: I am writing to notify you of my resignation from the Committee on the Budget, effective today.

Thank you for your attention to this matter.

Sincerely,

LOIS CAPPS,

*Member of Congress.*

By unanimous consent, the resignation was accepted.

## ¶26.19 JOHN F. KENNEDY CENTER FOR THE PERFORMING ARTS

The SPEAKER pro tempore, Mr. KLEIN of Florida, announced, pursuant to section 2(a) of the National Cultural Center Act (20 United States Code 76h(a)), amended by Public Law 107-117, and the order of the House of January 4, 2007, the Speaker appointed the following Members of the House, to the Board of Trustees of the John F. Kennedy Center for the Performing Arts: Mr. KENNEDY of Rhode Island, Ms. DELAURO of Connecticut, and Ms. PRYCE of Ohio

*Ordered*, That the Clerk notify the Senate of the foregoing appointments.

## ¶26.20 SENATE BILLS AND CONCURRENT RESOLUTION REFERRED

Bills and a concurrent resolution of the Senate of the following titles were taken from the Speaker's table and, under the rule, referred as follows:

S. 188. An Act to revise the short title of the Fannie Lou Hamer, Rosa Parks, and Coretta Scott King Voting Rights Act Reauthorization and Amendments Act of 2006; to the Committee on the Judiciary.

S. 487. An Act to amend the National Organ Transplant Act to clarify that kidney paired donations shall not be considered to involve the transfer of a human organ for valuable consideration; to the Committee on Energy and Commerce.

S. Con. Res. 12. A concurrent resolution supporting the goals and ideals of a National Medal of Honor Day to mark the significance and importance of the Medal of Honor and to celebrate and honor the recipients of the Medal of Honor on the anniversary of the first award of that medal in 1863; to the Committee on Armed Services.

## ¶26.21 JOINT RESOLUTION PRESENTED TO THE PRESIDENT

Lorraine C. Miller, Clerk of the House, reported that on February 15, 2007, she presented to the President of the United States, for his approval, the following bill.

H.J. Res. 20. A joint resolution making further continuing appropriations for the fiscal year 2007, and for other purposes.

## ¶26.22 LEAVE OF ABSENCE

By unanimous consent, leave of absence was granted—

To Mr. BAIRD, for today;

To Mr. DEFAZIO, for today after 3 p.m.;

To Mr. Gary MILLER of California, for today after 4 p.m.; and

To Mr. NADLER, for February 14, February 15 and February 16.

And then,

## ¶26.23 ADJOURNMENT

Mr. KING of Iowa, pursuant to the previous order of the House, moved that the House do now adjourn.

The question being put, *viva voce*,

Will the House now adjourn?

The SPEAKER pro tempore, Mr. KLEIN of Florida, announced that the yeas had it.

So the motion to adjourn was agreed to.

Accordingly,

Pursuant to the previous order of the House, at 6 o'clock and 21 minutes p.m., the House stands adjourned until 4 p.m. on Tuesday, February 20, 2007, unless it sooner has received a message from the Senate transmitting its adoption of House Concurrent Resolution 67, in which case the House shall stand adjourned pursuant to that concurrent resolution.

## ¶26.24 OATH OF OFFICE—MEMBERS, RESIDENT COMMISSIONERS &amp; DELEGATES

The oath of office required by the sixth article of the Constitution of the United States, and as provided by section 2 of the act of May 13, 1884 (23 Stat. 22), to be administered to Members, Resident Commissioner, and Delegates of the House of Representatives, the text of which is carried in 5 U.S.C. 3331:

“I, AB, do solemnly swear (or affirm) that I will support and defend the Constitution of the United States against all enemies, foreign and domestic; that I will bear true faith and allegiance to the same; that I take this obligation freely, without any mental reservation or purpose of evasion; and that I will well faithfully discharge the duties of the office on which I am about to enter. So help me God.”

has been subscribed to in person and filed in duplicate with the Clerk of the House of Representatives by the following Members of the 110th Congress, pursuant to the provisions of 2 U.S.C. 25:



## ALABAMA

1. Jo Bonner.
2. Terry Everett.
3. Mike Rogers.
4. Robert B. Aderholt.
5. Robert E. (Bud) Cramer, Jr.
6. Spencer Bachus.
7. Artur Davis.

ALASKA  
At Large

Don Young.

## AMERICAN SAMOA

## Delegate

Eni F. H. Faleomavaega.

## ARIZONA

1. Rick Renzi.
2. Trent Franks.
3. John B. Shadegg.
4. Ed Pastor.
5. Harry E. Mitchell.
6. Jeff Flake.
7. Raúl M. Grijalva.
8. Gabrielle Giffords.

## ARKANSAS

1. Marion Berry.
2. Vic Snyder.
3. John Boozman.
4. Mike Ross.

## CALIFORNIA

1. Mike Thompson.
2. Wally Herger.
3. Daniel E. Lungren.
4. John T. Doolittle.
5. Doris O. Matsui.
6. Lynn C. Woolsey.
7. George Miller.
8. Nancy Pelosi.
9. Barbara Lee.
10. Ellen O. Tauscher.
11. Jerry McNerney.
12. Tom Lantos.
13. Fortney Pete Stark.
14. Anna G. Eshoo.
15. Michael M. Honda.
16. Zoe Lofgren.
17. Sam Farr.
18. Dennis A. Cardoza.
19. George Radanovich.
20. Jim Costa.
21. Devin Nunes.
22. Kevin McCarthy.
23. Lois Capps.
24. Elton Gallegly.
25. Howard P. "Buck" McKeon.
26. David Dreier.
27. Brad Sherman.
28. Howard L. Berman.
29. Adam B. Schiff.
30. Henry A. Waxman.
31. Xavier Becerra.
32. Hilda L. Solis.
33. Diane E. Watson.
34. Lucille Roybal-Allard.
35. Maxine Waters.
36. Jane Harman.
37. Juanita Millender-McDonald.
38. Grace F. Napolitano.
39. Linda T. Sánchez.
40. Edward R. Royce.
41. Jerry Lewis.
42. Gary G. Miller.
43. Joe Baca.
44. Ken Calvert.
45. Mary Bono.
46. Dana Rohrabacher.
47. Loretta Sanchez.
48. John Campbell.
49. Darrell E. Issa.
50. Brian P. Bilbray.
51. Bob Filner.
52. Duncan Hunter.
53. Susan A. Davis.

## COLORADO

1. Diana DeGette.
2. Mark Udall.

3. John T. Salazar.
4. Marilyn N. Musgrave.
5. Doug Lamborn.
6. Thomas G. Tancredo.
7. Ed Perlmutter.

## CONNECTICUT

1. John B. Larson.
2. Joe Courtney.
3. Rosa L. DeLauro.
4. Christopher Shays.
5. Christopher S. Murphy.

## DELAWARE

## At Large

Michael N. Castle.

## DISTRICT OF COLUMBIA

## Delegate

Eleanor Holmes Norton.

## FLORIDA

1. Jeff Miller.
2. Allen Boyd.
3. Corrine Brown.
4. Ander Crenshaw.
5. Ginny Brown-Waite.
6. Cliff Stearns.
7. John L. Mica.
8. Ric Keller.
9. Gus M. Bilirakis.
10. C. W. Bill Young.
11. Kathy Castor.
12. Adam H. Putnam.
13. Vern Buchanan.
14. Connie Mack.
15. Dave Weldon.
16. Tim Mahoney.
17. Kendrick B. Meek.
18. Ileana Ros-Lehtinen.
19. Robert Wexler.
20. Debbie Wasserman Schultz.
21. Lincoln Diaz-Balart.
22. Ron Klein.
23. Alcee L. Hastings.
24. Tom Feeney.
25. Mario Diaz-Balart.

## GEORGIA

1. Jack Kingston.
2. Sanford D. Bishop, Jr.
3. Lynn A. Westmoreland.
4. Henry C. "Hank" Johnson, Jr.
5. John Lewis.
6. Tom Price.
7. John Linder.
8. Jim Marshall.
9. Nathan Deal.
10. Charlie Norwood.
11. Phil Gingrey.
12. John Barrow.
13. David Scott.

## GUAM

## Delegate

Madeleine Z. Bordallo.

## HAWAII

1. Neil Abercrombie.
2. Mazie Hirono.

## IDAHO

1. Bill Sali.
2. Michael K. Simpson.

## ILLINOIS

1. Bobby L. Rush.
2. Jesse L. Jackson, Jr.
3. Daniel Lipinski.
4. Luis V. Gutierrez.
5. Rahm Emanuel.
6. Peter J. Roskam.
7. Danny K. Davis.
8. Melissa L. Bean.
9. Janice D. Schakowsky.
10. Mark Steven Kirk.
11. Jerry Weller.
12. Jerry F. Costello.
13. Judy Biggert.
14. J. Dennis Hastert.
15. Timothy V. Johnson.
16. Donald A. Manzullo.

17. Phil Hare.
18. Ray LaHood.
19. John Shimkus.

## INDIANA

1. Peter J. Visclosky.
2. Joe Donnelly.
3. Mark E. Souder.
4. Steve Buyer.
5. Dan Burton.
6. Mike Pence.
7. Julia Carson.
8. Brad Ellsworth.
9. Baron P. Hill.

## IOWA

1. Bruce L. Braley.
2. David Loebsack.
3. Leonard L. Boswell.
4. Tom Latham.
5. Steve King.

## KANSAS

1. Jerry Moran.
2. Nancy E. Boyda.
3. Dennis Moore.
4. Todd Tiahrt.

## KENTUCKY

1. Ed Whitfield.
2. Ron Lewis.
3. John A. Yarmuth.
4. Geoff Davis.
5. Harold Rogers.
6. Ben Chandler.

## LOUISIANA

1. Bobby Jindal.
2. William J. Jefferson.
3. Charlie Melancon.
4. Jim McCrery.
5. Rodney Alexander.
6. Richard H. Baker.
7. Charles W. Boustany Jr.

## MAINE

1. Thomas H. Allen.
2. Michael H. Michaud.

## MARYLAND

1. Wayne T. Gilchrest.
2. C. A. Dutch Ruppersberger.
3. John P. Sarbanes.
4. Albert Russell Wynn.
5. Steny H. Hoyer.
6. Roscoe G. Bartlett.
7. Elijah E. Cummings.
8. Chris Van Hollen.

## MASSACHUSETTS

1. John W. Olver.
2. Richard E. Neal.
3. James P. McGovern.
4. Barney Frank.
5. Martin T. Meehan.
6. John F. Tierney.
7. Edward J. Markey.
8. Michael E. Capuano.
9. Stephen F. Lynch.
10. William D. Delahunt.

## MICHIGAN

1. Bart Stupak.
2. Peter Hoekstra.
3. Vernon J. Ehlers.
4. Dave Camp.
5. Dale E. Kildee.
6. Fred Upton.
7. Timothy Walberg.
8. Mike Rogers.
9. Joe Knollenberg.
10. Candice S. Miller.
11. Thaddeus G. McCotter.
12. Sander M. Levin.
13. Carolyn C. Kilpatrick.
14. John Conyers Jr.
15. John D. Dingell.

## MINNESOTA

1. Timothy J. Walz.
2. John Kline.
3. Jim Ramstad.
4. Betty McCollum.
5. Keith Ellison.

6. Michele Bachmann.
7. Collin C. Peterson.
8. James L. Oberstar.

## MISSISSIPPI

1. Roger F. Wicker.
2. Bennie G. Thompson.
3. Charles W. "Chip" Pickering.
4. Gene Taylor.

## MISSOURI

1. Wm. Lacy Clay.
2. W. Todd Akin.
3. Russ Carnahan.
4. Ike Skelton.
5. Emanuel Cleaver.
6. Sam Graves.
7. Roy Blunt.
8. Jo Ann Emerson.
9. Kenny C. Hulshof.

## MONTANA

At Large Dennis R. Rehberg.

## NEBRASKA

1. Jeff Fortenberry.
2. Lee Terry.
3. Adrian Smith.

## NEVADA

1. Shelley Berkley.
2. Dean Heller.
3. Jon C. Porter.

## NEW HAMPSHIRE

1. Carol Shea-Porter.
2. Paul W. Hodes.

## NEW JERSEY

1. Robert E. Andrews.
2. Frank A. LoBiondo.
3. Jim Saxton.
4. Christopher H. Smith.
5. Scott Garrett.
6. Frank Pallone Jr.
7. Mike Ferguson.
8. Bill Pascrell Jr.
9. Steven R. Rothman.
10. Donald M. Payne.
11. Rodney P. Frelinghuysen.
12. Rush D. Holt.
13. Albio Sires.

## NEW MEXICO

1. Heather Wilson.
2. Stevan Pearce.
3. Tom Udall.

## NEW YORK

1. Timothy H. Bishop.
2. Steve Israel.
3. Peter T. King.
4. Carolyn McCarthy.
5. Gary L. Ackerman.
6. Gregory W. Meeks.
7. Joseph Crowley.
8. Jerrold Nadler.
9. Anthony D. Weiner.
10. Edolphus Towns.
11. Yvette D. Clarke.
12. Nydia M. Velázquez.
13. Vito Fossella.
14. Carolyn B. Maloney.
15. Charles B. Rangel.
16. José E. Serrano.
17. Eliot L. Engel.
18. Nita M. Lowey.
19. John J. Hall.
20. Kirsten E. Gillibrand.
21. Michael R. McNulty.
22. Maurice D. Hinchey.
23. John M. McHugh.
24. Michael A. Arcuri.
25. James T. Walsh.
26. Thomas M. Reynolds.
27. Brian Higgins.
28. Louise McIntosh Slaughter.
29. John R. "Randy" Kuhl Jr.

## NORTH CAROLINA

1. G. K. Butterfield.
2. Bob Etheridge.
3. Walter B. Jones.
4. David E. Price.

5. Virginia Foxx.
6. Howard Coble.
7. Mike McIntyre.
8. Robin Hayes.
9. Sue Wilkins Myrick.
10. Patrick T. McHenry.
11. Heath Shuler.
12. Melvin L. Watt.
13. Brad Miller.

## NORTH DAKOTA

At Large Earl Pomeroy

## OHIO

1. Steve Chabot.
2. Jean Schmidt.
3. Michael R. Turner.
4. Jim Jordan.
5. Paul E. Gillmor.
6. Charles A. Wilson.
7. David L. Hobson.
8. John A. Boehner.
9. Marcy Kaptur.
10. Dennis J. Kucinich.
11. Stephanie Tubbs Jones.
12. Patrick J. Tiberi.
13. Betty Sutton.
14. Steven C. LaTourette.
15. Deborah Pryce.
16. Ralph Regula.
17. Tim Ryan.
18. Zachary T. Space.

## OKLAHOMA

1. John Sullivan.
2. Dan Boren.
3. Frank D. Lucas.
4. Tom Cole.
5. Mary Fallin.

## OREGON

1. David Wu.
2. Greg Walden.
3. Earl Blumenauer.
4. Peter A. DeFazio.
5. Darlene Hooley.

## PENNSYLVANIA

1. Robert A. Brady.
2. Chaka Fattah.
3. Phil English.
4. Jason Altmire.
5. John E. Peterson.
6. Jim Gerlach.
7. Joe Sestak.
8. Patrick J. Murphy.
9. Bill Shuster.
10. Christopher P. Carney.
11. Paul E. Kanjorski.
12. John P. Murtha.
13. Allyson Y. Schwartz.
14. Michael F. Doyle.
15. Charles W. Dent.
16. Joseph R. Pitts.
17. Tim Holden.
18. Tim Murphy.
19. Todd Russell Platts.

## PUERTO RICO

## Resident

Commissioner Luis G. Fortuño.

## RHODE ISLAND

1. Patrick J. Kennedy.
2. James R. Langevin.

## SOUTH CAROLINA

1. Henry E. Brown Jr.
2. Joe Wilson.
3. J. Gresham Barrett.
4. Bob Inglis.
5. John M. Spratt Jr.
6. James E. Clyburn.

## SOUTH DAKOTA

## At Large

Stephanie Herseth.

## TENNESSEE

1. David Davis.
2. John J. Duncan Jr.
3. Zach Wamp.
4. Lincoln Davis.

5. Jim Cooper.
6. Bart Gordon.
7. Marsha Blackburn.
8. John S. Tanner.
9. Steve Cohen.

## TEXAS

1. Louie Gohmert.
2. Ted Poe.
3. Sam Johnson.
4. Ralph M. Hall.
5. Jeb Hensarling.
6. Joe Barton.
7. John Abney Culberson.
8. Kevin Brady.
9. Al Green.
10. Michael T. McCaul.
11. K. Michael Conaway.
12. Kay Granger.
13. Mac Thornberry.
14. Ron Paul.
15. Rubén Hinojosa.
16. Silvestre Reyes.
17. Chet Edwards.
18. Sheila Jackson-Lee.
19. Randy Neugebauer.
20. Charles A. Gonzalez.
21. Lamar S. Smith.
22. Nick Lampson.
23. Ciro D. Rodriguez.
24. Kenny Marchant.
25. Lloyd Doggett.
26. Michael C. Burgess.
27. Solomon P. Ortiz.
28. Henry Cuellar.
29. Gene Green.
30. Eddie Bernice Johnson.
31. John R. Carter.
32. Pete Sessions.

## UTAH

1. Rob Bishop.
2. Jim Matheson.
3. Chris Cannon.

## VERMONT

## At Large

Peter Welch.

## VIRGIN ISLANDS

Delegate Donna M. Christensen.

## VIRGINIA

1. Jo Ann Davis.
2. Thelma D. Drake.
3. Robert C. "Bobby" Scott.
4. J. Randy Forbes.
5. Virgil H. Goode Jr.
6. Bob Goodlatte.
7. Eric Cantor.
8. James P. Moran.
9. Rick Boucher.
10. Frank R. Wolf.
11. Tom Davis.

## WASHINGTON

1. Jay Inslee.
2. Rick Larsen.
3. Brian Baird.
4. Doc Hastings.
5. Cathy McMorris Rodgers.
6. Norman D. Dicks
7. Jim McDermott.
8. David G. Reichert.
9. Adam Smith.

## WEST VIRGINIA

1. Alan B. Mollohan.
2. Shelley Moore Capito.
3. Nick J. Rahall II.

## WISCONSIN

1. Paul Ryan.
2. Tammy Baldwin.
3. Ron Kind.
4. Gwen Moore.
5. F. James Sensenbrenner Jr.
6. Thomas E. Petri.
7. David R. Obey.
8. Steve Kagen.

## WYOMING

## At Large

Barbara Cubin.

26.25 REPORTS OF COMMITTEES ON PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XIII, reports of committees were delivered to the Clerk for printing and reference to the proper calendar, as follows:

Mr. OBERSTAR: Committee on Transportation and Infrastructure. H.R. 700. A bill to amend the Federal Water Pollution Control Act to extend the pilot program for alternative water source projects (Rept. 110-15). Referred to the Committee of the Whole House on the state of the Union.

Mr. OBERSTAR: Committee on Transportation and Infrastructure. H.R. 569. A bill to amend the Federal Water Pollution Control Act to authorize appropriations for sewer overflow control grants; with an amendment (Rept. 110-16). Referred to the Committee of the Whole House on the state of the Union.

Mr. OBERSTAR: Committee on Transportation and Infrastructure. H.R. 584. A bill to designate the headquarters building of the Department of Education in Washington, DC, as the Lyndon Baines Johnson Federal Building; with amendments (Rept. 110-17). Referred to the House Calendar.

Mr. OBERSTAR: Committee on Transportation and Infrastructure. H.R. 544. A bill to designate the United States courthouse at South Federal Place in Santa Fe, New Mexico, as the "Santiago E. Campos United States Courthouse" (Rept. 110-18). Referred to the House Calendar.

Mr. OBERSTAR: Committee on Transportation and Infrastructure. H.R. 478. A bill to designate the Federal building and United States courthouse located at 101 Barr Street in Lexington, Kentucky, as the "Scott Reed Federal Building and United States Courthouse" (Rept. 110-19). Referred to the House Calendar.

Mr. OBERSTAR: Committee on Transportation and Infrastructure. H.R. 399. A bill to designate the United States Courthouse to be constructed in Jackson, Mississippi, as the "R. Jess Brown United States Courthouse" (Rept. 110-20). Referred to the House Calendar.

Mr. OBERSTAR: Committee on Transportation and Infrastructure. H.R. 430. A bill to designate the United States bankruptcy courthouse located at 271 Cadman Plaza East, Brooklyn, New York, as the "Conrad Duberstein United States Bankruptcy Courthouse"; with amendments (Rept. 110-21). Referred to the House Calendar.

Mr. OBERSTAR: Committee on Transportation and Infrastructure. H.R. 429. A bill to designate the United States courthouse located at 225 Cadman Plaza East, Brooklyn, New York, as the "Hugh L. Carey United States Courthouse" (Rept. 110-22). Referred to the House Calendar.

Mr. GEORGE MILLER of California: Committee on Education and Labor. H.R. 800. A bill to amend the National Labor Relations Act to establish an efficient system to enable employees to form, join, or assist labor organizations, to provide for mandatory injunctions for unfair labor practices during organizing efforts, and for other purposes; with an amendment (Rept. 110-23). Referred to the Committee of the Whole House on the state of the Union.

26.26 PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XII, public bills and resolutions were introduced and severally referred, as follows:

By Mr. TOM DAVIS of Virginia (for himself, Mr. HOYER, Mr. PORTER, Mr. WAXMAN, Mr. WOLF, Mr. DAVIS of Illinois, Mr. VAN HOLLEN, Mrs. JO ANN DAVIS of Virginia, Mr. MORAN of Virginia, Mr. COBLE, Ms. NORTON, Mr.

WYNN, Mr. CANTOR, Mr. CAMP of Michigan, Mr. STARK, Mr. RAMSTAD, Mr. LEWIS of Georgia, Mr. SAM JOHNSON of Texas, Mr. BECERRA, Mr. ENGLISH of Pennsylvania, Mrs. JONES of Ohio, Mr. WELLER, Mr. THOMPSON of California, Mr. LEWIS of Kentucky, Mr. EMANUEL, Mr. RYAN of Wisconsin, Ms. BERKLEY, Mr. MEEK of Florida, and Ms. SCHWARTZ):

H.R. 1110. A bill to amend the Internal Revenue Code of 1986 to allow Federal civilian and military retirees to pay health insurance premiums on a pretax basis and to allow a deduction for TRICARE supplemental premiums; to the Committee on Ways and Means, and in addition to the Committees on Oversight and Government Reform, and Armed Services, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. WAXMAN (for himself, Mr. ABERCROMBIE, Mr. ALLEN, Mrs. CAPPS, Mrs. CHRISTENSEN, Mr. CLAY, Mr. CUMMINGS, Mr. DAVIS of Illinois, Mr. AL GREEN of Texas, Mr. GRIJALVA, Ms. HARMAN, Mr. HIGGINS, Mr. HINCHEY, Ms. MATSUI, Ms. MCCOLLUM of Minnesota, Mr. McDERMOTT, Mr. McNULTY, Mr. MEEK of Florida, Mr. MICHAUD, Mr. OLVER, Mr. ORTIZ, Mr. PAYNE, Mr. RANGEL, Mr. REYES, Mr. ROTHMAN, Ms. ROYBAL-ALLARD, Mr. RUSH, Ms. SCHAKOWSKY, Mr. SERRANO, Ms. SOLIS, Mr. STARK, Mr. THOMPSON of Mississippi, Mr. TIERNEY, Mr. TOWNS, Ms. WOOLSEY, and Mr. WYNN):

H.R. 1111. A bill to amend titles XIX and XXI of the Social Security Act to ensure that every uninsured child in America has health insurance coverage, and for other purposes; to the Committee on Energy and Commerce, and in addition to the Committees on Ways and Means, and Education and Labor, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. REYNOLDS (for himself, Mr. HERGER, Mr. SAM JOHNSON of Texas, Mr. ENGLISH of Pennsylvania, Mr. WELLER, Mr. CANTOR, Mr. LINDER, Mr. TIBERI, Mr. KING of New York, Mr. WALSH of New York, Mr. MCHUGH, Mr. FOSSELLA, Mr. KUHL of New York, Mrs. MYRICK, Mr. ROYCE, Mr. HUNTER, Mr. WESTMORELAND, Mr. LOBIONDO, Mr. CULBERSON, Mrs. BLACKBURN, Mr. TERRY, Mr. LINCOLN DIAZ-BALART of Florida, Mr. WALDEN of Oregon, Mrs. CAPITO, Mrs. DRAKE, Mrs. BONO, Mr. SESSIONS, Mr. GOHMERT, Mr. FRELINGHUYSEN, Mr. NEUGEBAUER, Mr. GARRETT of New Jersey, Mr. WALBERG, Mrs. BIGGERT, Mr. WILSON of South Carolina, and Mr. BILIRAKIS):

H.R. 1112. A bill to amend the Internal Revenue Code of 1986 to provide individuals relief from the alternative minimum tax; to the Committee on Ways and Means.

By Mr. JACKSON of Illinois (for himself and Mr. CASTLE):

H.R. 1113. A bill to expand the research, prevention, and awareness activities of the National Institute of Diabetes and Digestive and Kidney Diseases and the Centers for Disease Control and Prevention with respect to inflammatory bowel disease, and for other purposes; to the Committee on Energy and Commerce.

By Mr. YOUNG of Alaska:

H.R. 1114. A bill to require the Secretary of the Interior, acting through the Bureau of Reclamation and the United States Geological Survey, to conduct a study on ground-

water resources in the State of Alaska, and for other purposes; to the Committee on Natural Resources.

By Mr. LATHAM (for himself, Mr. KING of Iowa, Mr. BOSWELL, Mr. BRALEY of Iowa, Mr. LOEBSACK, and Mr. SAXTON):

H.R. 1115. A bill to amend section 1477 of title 10, United States Code, to provide additional options regarding the designation of the person to receive the death gratuity paid with respect to a member of the Armed Forces who dies without a surviving spouse, but who is survived by a minor child; to the Committee on Armed Services.

By Mrs. MUSGRAVE:

H.R. 1116. A bill to require that the payment rate used to make any direct payments with respect to wheat for the 2008 through 2012 crop years be \$1.20 per bushel; to the Committee on Agriculture.

By Mr. ALLEN (for himself, Mr. COHEN, Mr. HONDA, Ms. HIRONO, Mr. MICHAUD, Mr. STARK, Ms. BERKLEY, Ms. JACKSON-LEE of Texas, Ms. CORRINE BROWN of Florida, and Mr. WELCH of Vermont):

H.R. 1117. A bill to repeal title II of the REAL ID Act of 2005, to reinstitute section 7212 of the Intelligence Reform and Terrorism Prevention Act of 2004, which provides States additional regulatory flexibility and funding authorization to more rapidly produce tamper- and counterfeit-resistant driver's licenses and to protect privacy and civil liberties by providing interested stakeholders on a negotiated rulemaking with guidance to achieve improved 21st century licenses to improve national security; to the Committee on Oversight and Government Reform, and in addition to the Committee on the Judiciary, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. KELLER (for himself, Mr. SMITH of Texas, and Mr. FORBES):

H.R. 1118. A bill to amend the Controlled Substances Act to enhance criminal penalties for drug trafficking offenses relating to distribution of heroin, marijuana, and methamphetamine and distribution to and use of children, and for other purposes; to the Committee on the Judiciary, and in addition to the Committee on Energy and Commerce, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mrs. DAVIS of California (for herself, Ms. FOXX, Mr. BLUNT, Mrs. JONES of Ohio, Mr. LIPINSKI, Mr. CROWLEY, Ms. CORRINE BROWN of Florida, Mr. TANCREDO, Ms. KAPTUR, Mrs. TAUSCHER, Mr. SCHIFF, Mr. BERMAN, Mrs. MCCARTHY of New York, Mr. FORTENBERRY, Mr. BUYER, Mr. SMITH of Nebraska, Mrs. MALONEY of New York, Mr. HARE, Mr. SALAZAR, Mr. CAPUANO, and Mr. HONDA):

H.R. 1119. A bill to amend title 36, United States Code, to revise the congressional charter of the Military Order of the Purple Heart of the United States of America, Incorporated, to authorize associate membership in the corporation for the spouse of a recipient of the Purple Heart medal; to the Committee on the Judiciary.

By Mr. KIRK (for himself, Mr. MATHESON, Mrs. BIGGERT, Ms. GRANGER, Mr. ROGERS of Michigan, Mr. SHAYS, Mr. FOSSELLA, Mr. KUHL of New York, Mr. DAVIS of Kentucky, Mr. MARCHANT, Mr. McKEON, Mr. GERLACH, and Mr. ROSKAM):

H.R. 1120. A bill to amend the Communications Act of 1934 to require recipients of universal service support for schools and libraries to protect minors from commercial social

networking websites and chat rooms; to the Committee on Energy and Commerce.

By Mr. BARRETT of South Carolina:

H.R. 1121. A bill to amend the Balanced Budget and Emergency Deficit Control Act of 1985 to extend the discretionary spending limits through fiscal year 2012, to extend paygo for direct spending, and for other purposes; to the Committee on the Budget, and in addition to the Committee on Rules, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. BARRETT of South Carolina:

H.R. 1122. A bill to amend the Congressional Budget Act of 1974 to simplify annual concurrent resolutions on the budget and to budget for emergencies; to the Committee on the Budget, and in addition to the Committee on Rules, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. RAHALL (for himself and Mr. BOUCHER):

H.R. 1123. A bill to amend the Black Lung Benefits Act, and for other purposes; to the Committee on Education and Labor.

By Mr. TOM DAVIS of Virginia (for himself, Ms. NORTON, and Mr. DAVIS of Illinois):

H.R. 1124. A bill to extend the District of Columbia College Access Act of 1999; to the Committee on Oversight and Government Reform.

By Mr. HAYES (for himself, Mr. MICA, Ms. CORRINE BROWN of Florida, Mr. CRAMER, Mr. BUTTERFIELD, Mr. MCCOTTER, Mr. CUELLAR, Mr. MCINTYRE, Mr. MCCAUL of Texas, Ms. CARSON, and Mr. WATT):

H.R. 1125. A bill to modify the age-60 retirement standard for certain pilots, and for other purposes; to the Committee on Transportation and Infrastructure.

By Mr. LIPINSKI (for himself and Mr. EHLERS):

H.R. 1126. A bill to reauthorize the Steel and Aluminum Energy Conservation and Technology Competitiveness Act of 1988; to the Committee on Science and Technology.

By Mr. KNOLLENBERG:

H.R. 1127. A bill to amend the Tariff Act of 1930 to allow United States manufacturers that use products subject to countervailing or antidumping duty proceedings or use domestic like products to participate in those proceedings as interested parties, and for other purposes; to the Committee on Ways and Means.

By Mr. MCDERMOTT (for himself and Mr. FILNER):

H.R. 1128. A bill to direct the Secretary of Defense to provide medical personnel of the Department of Veterans Affairs with access to information provided in the joint patient tracking application for the treatment of individuals at medical facilities of the Department of Veterans Affairs for injuries sustained while serving in Operation Iraqi Freedom or Operation Enduring Freedom; to the Committee on Armed Services.

By Mr. CARNAHAN:

H.R. 1129. A bill to provide for the construction, operation, and maintenance of an arterial road in St. Louis County, Missouri; to the Committee on Transportation and Infrastructure.

By Mr. CONYERS (for himself, Mr. SMITH of Texas, Ms. LINDA T. SANCHEZ of California, Mr. CANNON, Mr. SCOTT of Virginia, Mr. FORBES, and Mr. GOODLATTE):

H.R. 1130. A bill to amend the Ethics in Government Act of 1978 to extend the authority to withhold from public availability a financial disclosure report filed by an indi-

vidual who is a judicial officer or judicial employee, to the extent necessary to protect the safety of that individual or a family member of that individual, and for other purposes; to the Committee on the Judiciary.

By Mr. BAKER (for himself, Mr. MCCRERY, Mr. ALEXANDER, Mr. MELANCON, Mr. JINDAL, Mr. BOUSTANY, Mr. WOLF, and Mr. PLATTS):

H.R. 1131. A bill to establish a commission to commemorate the sesquicentennial of the American Civil War; to the Committee on Oversight and Government Reform.

By Ms. BALDWIN (for herself, Mrs. MYRICK, Mr. WAXMAN, Mrs. BLACKBURN, and Mrs. CAPPs):

H.R. 1132. A bill to amend the Public Health Service Act to provide waivers relating to grants for preventive health measures with respect to breast and cervical cancers; to the Committee on Energy and Commerce.

By Ms. BERKLEY:

H.R. 1133. A bill to provide for the energy independence of the United States; to the Committee on Ways and Means, and in addition to the Committees on Natural Resources, Energy and Commerce, and Science and Technology, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. BERRY (for himself, Mrs. EMERSON, Mr. CASTLE, Mr. WYNN, Mr. TANNER, Mr. HINCHEY, Ms. SCHAKOWSKY, Mr. ALLEN, Mr. GERLACH, Ms. BORDALLO, Mr. ETHERIDGE, Mr. MARSHALL, Mrs. CAPPs, Mr. HULSHOF, Mr. HIGGINS, Mr. ROSS, Mr. RAMSTAD, Mr. GRAVES, Mr. MCCOTTER, Mr. GARY G. MILLER of California, Mr. PRICE of North Carolina, Mr. YOUNG of Alaska, Mr. SOUDER, Mr. CAPUANO, Mr. JONES of North Carolina, Mr. KENNEDY, Mr. CONYERS, Mr. FRANK of Massachusetts, Mr. CLEAVER, Mr. MORAN of Kansas, Mr. MORAN of Virginia, Mr. OBERSTAR, and Mr. BOREN):

H.R. 1134. A bill to amend the Public Health Service Act to provide for the participation of physical therapists in the National Health Service Corps Loan Repayment Program, and for other purposes; to the Committee on Energy and Commerce.

By Mr. BISHOP of New York (for himself, Mr. KUHL of New York, Mr. ISRAEL, Mr. MCHUGH, Mr. HINCHEY, and Mr. WALSH of New York):

H.R. 1135. A bill to amend the Internal Revenue Code of 1986 to clarify that installment sales treatment shall not fail to apply to property acquired for conservation purposes by a State or local government or certain tax-exempt organizations merely because purchase funds are held in a sinking or similar fund pursuant to State law; to the Committee on Ways and Means.

By Mr. BLUMENAUER (for himself and Mr. WALDEN of Oregon):

H.R. 1136. A bill to abolish the Committee on Standards of Official Conduct in the House of Representatives, establish an Independent Ethics Commission, and provide for the transfer of the duties and functions of the committee to the Commission; to the Committee on House Administration, and in addition to the Committees on Rules, and the Judiciary, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. BROWN of South Carolina (for himself, Mr. MICHAUD, and Mr. MILLER of Florida):

H.R. 1137. A bill to amend title 38, United States Code, to increase to \$2,000 the amount

of the Medal of Honor special pension under that title and to provide for payment of that pension to the surviving spouse of a deceased Medal of Honor recipient; to the Committee on Veterans' Affairs.

By Mr. BUTTERFIELD (for himself, Mr. COBLE, Mr. PRICE of North Carolina, Mr. JONES of North Carolina, Mr. ETHERIDGE, Mr. WATT, Mrs. MYRICK, Mr. HAYES, Mr. MCINTYRE, Mr. MILLER of North Carolina, Ms. FOX, Mr. MCHENRY, and Mr. SHULER):

H.R. 1138. A bill to designate the Federal building and United States courthouse located at 306 East Main Street in Elizabeth City, North Carolina, as the "J. Herbert W. Small Federal Building and United States Courthouse"; to the Committee on Transportation and Infrastructure.

By Mr. CALVERT:

H.R. 1139. A bill to authorize the Secretary of the Interior to plan, design and construct facilities to provide water for irrigation, municipal, domestic, and other uses from the Bunker Hill Groundwater Basin, Santa Ana River, California, and for other purposes; to the Committee on Natural Resources.

By Mr. CALVERT (for himself, Mr. CAMPBELL of California, and Mr. GARY G. MILLER of California):

H.R. 1140. A bill to authorize the Secretary, in cooperation with the City of San Juan Capistrano, California, to participate in the design, planning, and construction of an advanced water treatment plant facility and recycled water system, and for other purposes; to the Committee on Natural Resources.

By Mr. CANNON:

H.R. 1141. A bill to provide an amnesty period during which veterans and their family members can register certain firearms in the National Firearms Registration and Transfer Record, and for other purposes; to the Committee on the Judiciary, and in addition to the Committee on Ways and Means, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mrs. CAPPs (for herself and Mrs. JO ANN DAVIS of Virginia):

H.R. 1142. A bill to amend title 5, United States Code, to create a presumption that disability of a Federal employee in fire protection activities caused by certain conditions is presumed to result from the performance of such employee's duty; to the Committee on Education and Labor.

By Mrs. CHRISTENSEN:

H.R. 1143. A bill to authorize the Secretary of the Interior to lease certain lands in Virgin Islands National Park, and for other purposes; to the Committee on Natural Resources.

By Mr. CLYBURN (for himself, Mr. HOYER, Ms. NORTON, Mr. MELANCON, Mr. JEFFERSON, Mr. TAYLOR, Mr. THOMPSON of Mississippi, Mr. BARROW, Mr. BERRY, Mr. BISHOP of Georgia, Mr. BLUMENAUER, Ms. BORDALLO, Ms. CORRINE BROWN of Florida, Mr. BUTTERFIELD, Ms. CARSON, Mrs. CHRISTENSEN, Ms. CLARKE, Mr. CLAY, Mr. CLEAVER, Mr. CONYERS, Mr. CROWLEY, Mr. CUMMINGS, Mr. DAVIS of Alabama, Mr. DAVIS of Illinois, Mr. ELLISON, Mr. FATTAH, Mr. AL GREEN of Texas, Mr. GRJALVA, Mr. HASTINGS of Florida, Mr. JACKSON of Illinois, Ms. JACKSON-LEE of Texas, Ms. EDDIE BERNICE JOHNSON of Texas, Mr. JOHNSON of Georgia, Ms. KILPATRICK, Ms. LEE, Mr. LEWIS of Georgia, Mrs. MALONEY of New York, Mr. MEEK of Florida, Mr. MEEKS of New York, Ms. MILLENDER-MCDONALD, Mrs. MCCARTHY of New York, Mr.

MCDERMOTT, Mr. MICHAUD, Ms. MOORE of Wisconsin, Mr. PAYNE, Mr. PRICE of North Carolina, Mr. RANGEL, Mr. ROSS, Mr. RUSH, Mr. SCOTT of Georgia, Mr. SCOTT of Virginia, Ms. SUTTON, Mr. TOWNS, Mrs. JONES of Ohio, Ms. WATERS, Mr. WATT, Ms. WATSON, Ms. WOOLSEY, and Mr. WYNN):

H.R. 1144. A bill to waive the non-Federal share of the cost of certain disaster assistance provided in connection with Hurricanes Katrina and Rita, and for other purposes; to the Committee on Transportation and Infrastructure.

By Mr. CRAMER (for himself and Mr. ADERHOLT):

H.R. 1145. A bill to establish the Muscle Shoals National Heritage Area in the State of Alabama, and for other purposes; to the Committee on Natural Resources.

By Mr. PAUL:

H.R. 1146. A bill to end membership of the United States in the United Nations; to the Committee on Foreign Affairs.

By Mr. CROWLEY (for himself, Mr. CANTOR, Mr. POMEROY, and Mr. REYNOLDS):

H.R. 1147. A bill to amend the Internal Revenue Code of 1986 to simplify certain provisions applicable to real estate investment trusts, and for other purposes; to the Committee on Ways and Means.

By Ms. DELAURO (for herself, Ms. KAPTUR, Mr. MCDERMOTT, Mr. GEORGE MILLER of California, Ms. MATSUI, Ms. BERKLEY, Mr. GRIJALVA, Ms. WOOLSEY, and Ms. MCCOLLUM of Minnesota):

H.R. 1148. A bill to establish the Food Safety Administration to protect the public health by preventing food-borne illness, ensuring the safety of food, improving research on contaminants leading to food-borne illness, and improving security of food from intentional contamination, and for other purposes; to the Committee on Energy and Commerce, and in addition to the Committee on Agriculture, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. DREIER (for himself, Mr. SCHIFF, Mr. CALVERT, Mr. MCKEON, Mr. HERGER, Mr. ISSA, Mrs. BONO, Mr. ROHRBACHER, Mr. GALLEGLY, and Mr. GARY G. MILLER of California):

H.R. 1149. A bill to amend title 18, United States Code, to protect federally funded public safety officers; to the Committee on the Judiciary.

By Mr. EMANUEL (for himself, Mr. DREIER, Mr. MCDERMOTT, Ms. KILPATRICK, Ms. JACKSON-LEE of Texas, Mr. SHULER, Mr. JOHNSON of Georgia, Mr. SHERMAN, Mr. MORAN of Virginia, and Ms. MATSUI):

H.R. 1150. A bill to establish the Commission on Economic Indicators to conduct a study and submit a report containing recommendations concerning the appropriateness and accuracy of the methodology, calculations, and reporting used by the Government relating to certain economic indicators; to the Committee on Oversight and Government Reform.

By Mr. FORTENBERRY (for himself and Mr. BERMAN):

H.R. 1151. A bill to provide for a temporary increase in the number of Iraqi and Afghan translators in the United States Armed Forces who may be provided status as special immigrants; to the Committee on the Judiciary.

By Mr. GERLACH (for himself, Mrs. BIGGERT, Mr. KIRK, Mr. WALSH of New York, Mr. PLATTS, Mr. PITTS, and Mr. CARNEY):

H.R. 1152. A bill to reserve a small percentage of the amounts made available to the Secretary of Agriculture for the farmland protection program to fund challenge grants to encourage the purchase of conservation easements and other interests in land to be held by a State agency, county, or other eligible entity, and for other purposes; to the Committee on Agriculture.

By Mr. GINGREY (for himself, Mr. PITTS, Mr. CARTER, Mr. GOODE, Mrs. MYRICK, Mr. LAMBORN, Mr. GARRETT of New Jersey, Mr. BOOZMAN, Mr. WELDON of Florida, Mr. KINGSTON, Mr. ADERHOLT, Mrs. BLACKBURN, Mr. BARRETT of South Carolina, Mr. PEARCE, Mr. HOEKSTRA, Mr. PAUL, Mr. AKIN, Mr. SAM JOHNSON of Texas, Mr. SOUDER, Mr. MCCOTTER, Mrs. MUSGRAVE, Mr. SENSENBRENNER, Mr. PENCE, Mr. SALI, Mr. MANZULLO, Mr. WESTMORELAND, Mr. FORTENBERRY, and Mr. JORDAN):

H.R. 1153. A bill to prohibit Federal funding or other assistance for mandatory human papillomavirus (HPV) vaccination programs; to the Committee on Energy and Commerce.

By Mr. AL GREEN of Texas (for himself, Mr. BURGESS, Mr. CULBERSON, Ms. EDDIE BERNICE JOHNSON of Texas, Mr. ORTIZ, Ms. JACKSON-LEE of Texas, Mr. MCCAUL of Texas, Mr. SESSIONS, Mr. GONZALEZ, Mr. RODRIGUEZ, and Mr. GENE GREEN of Texas):

H.R. 1154. A bill to award a Congressional Gold Medal to Michael Ellis DeBakey, M.D.; to the Committee on Financial Services.

By Ms. EDDIE BERNICE JOHNSON of Texas:

H.R. 1155. A bill to amend title XIX of the Social Security Act to remove the exclusion from medical assistance under the Medicaid Program of items and services for patients in an institution for mental diseases; to the Committee on Energy and Commerce.

By Mrs. LOWEY:

H.R. 1156. A bill to provide grants to eligible consortia to provide professional development to superintendents, principals, and prospective superintendents and principals; to the Committee on Education and Labor.

By Mrs. LOWEY (for herself, Mrs. MYRICK, and Mrs. CAPPS):

H.R. 1157. A bill to amend the Public Health Service Act to authorize the Director of the National Institute of Environmental Health Sciences to make grants for the development and operation of research centers regarding environmental factors that may be related to the etiology of breast cancer; to the Committee on Energy and Commerce.

By Mrs. LOWEY:

H.R. 1158. A bill to amend title II of the Social Security Act to eliminate the two-year waiting period for divorced spouse's benefits following the divorce; to the Committee on Ways and Means.

By Mrs. LOWEY:

H.R. 1159. A bill to amend title II of the Social Security Act to provide for full benefits for disabled widows and widowers without regard to age; to the Committee on Ways and Means.

By Mrs. LOWEY:

H.R. 1160. A bill to amend title II of the Social Security Act to provide for increases in widow's and widower's insurance benefits by reason of delayed retirement; to the Committee on Ways and Means.

By Mrs. LOWEY:

H.R. 1161. A bill to amend title II of the Social Security Act to credit prospectively individuals serving as caregivers of dependent relatives with deemed wages for up to five years of such service; to the Committee on Ways and Means.

By Mrs. LOWEY:

H.R. 1162. A bill to amend title II of the Social Security Act to repeal the 7-year restric-

tion on eligibility for widow's and widower's insurance benefits based on disability; to the Committee on Ways and Means.

By Mrs. LOWEY:

H.R. 1163. A bill to reduce childhood obesity, and for other purposes; to the Committee on Energy and Commerce, and in addition to the Committee on Education and Labor, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mrs. MALONEY of New York (for herself, Ms. LEE, Mr. CUMMINGS, Ms. ZOE LOFGREN of California, Ms. WOOLSEY, and Mr. GEORGE MILLER of California):

H.R. 1164. A bill to amend the Hate Crime Statistics Act to require the Attorney General to acquire data about crimes that manifest evidence of prejudice based on gender; to the Committee on the Judiciary.

By Mr. MARKEY:

H.R. 1165. A bill to amend the Federal Food, Drug, and Cosmetic Act to establish additional authorities to ensure the safe and effective use of drugs, to establish whistleblower protections for certain individuals, and for other purposes; to the Committee on Energy and Commerce.

By Mr. MARSHALL:

H.R. 1166. A bill to direct the Secretary of Education to extend the same level of increased flexibility to all rural local educational agencies under part A of title I of the Elementary and Secondary Education Act of 1965; to the Committee on Education and Labor.

By Mrs. MCCARTHY of New York:

H.R. 1167. A bill to increase public safety and reduce the threat to domestic security by including persons who may be prevented from boarding an aircraft in the National Instant Criminal Background Check System, and for other purposes; to the Committee on the Judiciary.

By Mrs. MCCARTHY of New York:

H.R. 1168. A bill to amend chapter 44 of title 18, United States Code, to extend the firearm and ammunition prohibitions applicable to convicted felons to those convicted in a foreign court; to the Committee on the Judiciary.

By Ms. MCCOLLUM of Minnesota (for herself, Mr. ELLISON, Mr. GENE GREEN of Texas, and Mr. OBERSTAR):

H.R. 1169. A bill to amend the Elementary and Secondary Education Act of 1965 to clarify Federal requirements under such Act; to the Committee on Education and Labor.

By Mr. MEEHAN:

H.R. 1170. A bill to address problem gambling; to the Committee on Energy and Commerce.

By Mr. MEEKS of New York (for himself and Mr. TIBERI):

H.R. 1171. A bill to direct the Securities and Exchange Commission to revise rules to provide for the comparable treatment and expanded use of qualified money market funds for broker-dealer financing; to the Committee on Financial Services.

By Ms. MILLENDER-MCDONALD:

H.R. 1172. A bill to require the Secretary of Defense to report to Congress regarding the requirements applicable to the inscription of veterans' names on the memorial wall of the Vietnam Veterans Memorial; to the Committee on Armed Services.

By Ms. MILLENDER-MCDONALD:

H.R. 1173. A bill to authorize the Consumer Product Safety Commission to issue a consumer product safety rule to prevent injuries to users of vending machines and entrapment by small children; to the Committee on Energy and Commerce.

By Mr. TIM MURPHY of Pennsylvania (for himself, Mrs. MYRICK, Mr. BOSWELL, and Ms. CORRINE BROWN of Florida):

H.R. 1174. A bill to amend title XVIII of the Social Security Act to require public reporting of health care-associated infections data by hospitals and ambulatory surgical centers and to permit the Secretary of Health and Human Services to establish a pilot program to provide incentives to hospitals and ambulatory surgical centers to eliminate the rate of occurrence of such infections; to the Committee on Ways and Means, and in addition to the Committee on Energy and Commerce, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Ms. LORETTA SANCHEZ of California (for herself, Mr. CALVERT, Mr. GARY G. MILLER of California, Mr. ROHRBACHER, Mr. ROYCE, and Mr. CAMPBELL of California):

H.R. 1175. A bill to amend the Reclamation Wastewater and Groundwater Study and Facilities Act to increase the ceiling on the Federal share of the costs of phase I of the Orange County, California, Regional Water Reclamation Project; to the Committee on Natural Resources.

By Mr. SERRANO (for himself, Mr. ACKERMAN, Mr. TOWNS, and Mr. NADLER):

H.R. 1176. A bill to provide discretionary authority to an immigration judge to determine that an alien parent of a United States citizen child should not be ordered removed, deported, or excluded from the United States; to the Committee on the Judiciary.

By Mr. TANNER (for himself and Mr. GRAVES):

H.R. 1177. A bill to amend title XVIII of the Social Security Act to extend and improve protections for sole community hospitals under the Medicare Program; to the Committee on Ways and Means, and in addition to the Committee on Energy and Commerce, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. TOWNS (for himself and Mr. ENGLISH of Pennsylvania):

H.R. 1178. A bill to amend title XVIII of the Social Security Act to permit a physician assistant, when delegated by a physician, to order or provide post-hospital extended care services, home health services, and hospice care under the Medicare Program; to the Committee on Ways and Means, and in addition to the Committee on Energy and Commerce, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. UDALL of Colorado:

H.R. 1179. A bill to clarify the authority of the Secretary of the Interior with regard to management of elk in Rocky Mountain National Park; to the Committee on Natural Resources.

By Mr. UDALL of Colorado:

H.R. 1180. A bill to assure that development of certain Federal oil and gas resources will occur in ways that protect water resources and respect the rights of the surface owners, and for other purposes; to the Committee on Natural Resources.

By Mr. UDALL of Colorado (for himself, Mr. WALZ of Minnesota, Mr. FLAKE, Ms. MCCOLLUM of Minnesota, Mrs. MALONEY of New York, Mrs. BACHMANN, Mr. GARRETT of New Jersey, Mr. LAMBORN, Mr. MILLER of Florida, Mr. KLINE of Minnesota, and Mrs. MUSGRAVE):

H.R. 1181. A bill to amend title 49, United States Code, to require congressional approval of certain loans by the Department of Transportation; to the Committee on Transportation and Infrastructure.

By Mr. UDALL of Colorado (for himself, Mr. SALAZAR, Mrs. MUSGRAVE, and Mr. LAMBORN):

H.R. 1182. A bill to amend the Internal Revenue Code of 1986 to allow section 1031 treatment for exchanges involving certain mutual ditch, reservoir, or irrigation company stock; to the Committee on Ways and Means.

By Mr. UDALL of Colorado:

H.R. 1183. A bill to require the President to transmit to Congress a report on contingency plans regarding possible developments in Iraq; to the Committee on Armed Services, and in addition to the Committee on Foreign Affairs, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Ms. WATSON:

H.R. 1184. A bill to increase community service by students at risk of education failure and thereby reduce youth and gang violence; to the Committee on Ways and Means, and in addition to the Committee on Education and Labor, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. WEXLER (for himself, Ms. BORDALLO, Mr. HONDA, and Mr. BECERRA):

H.R. 1185. A bill to establish commissions to review the facts and circumstances surrounding injustices suffered by European Americans, European Latin Americans, and Jewish refugees during World War II; to the Committee on the Judiciary.

By Mr. WILSON of South Carolina (for himself and Mr. ISRAEL):

H.R. 1186. A bill to promote global energy security through increased cooperation between the United States and India in diversifying sources of energy, stimulating development of alternative fuels, developing and deploying technologies that promote the clean and efficient use of coal, and improving energy efficiency; to the Committee on Foreign Affairs.

By Ms. WOOLSEY (for herself and Mr. GILCHREST):

H.R. 1187. A bill to expand the boundaries of the Gulf of the Farallones National Marine Sanctuary and the Cordell Bank National Marine Sanctuary; to the Committee on Natural Resources.

By Mr. WU (for himself, Mr. GERLACH, Ms. WASSERMAN SCHULTZ, and Mr. LYNCH):

H.R. 1188. A bill to strengthen the Nation's research efforts to identify the causes and cure of psoriasis and psoriatic arthritis, expand psoriasis and psoriatic arthritis data collection, study access to and quality of care for people with psoriasis and psoriatic arthritis, and for other purposes; to the Committee on Energy and Commerce.

By Mr. WU (for himself, Mr. JONES of North Carolina, Mr. LARSON of Connecticut, Mr. LATOURETTE, Mr. GILCHREST, Mr. BARTLETT of Maryland, and Mr. DEFAZIO):

H.R. 1189. A bill to preserve the right to habeas corpus; to the Committee on Armed Services, and in addition to the Committees on the Judiciary, and Foreign Affairs, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. ISRAEL (for himself, Mr. ACKERMAN, Ms. BERKLEY, Mr. BERMAN, Mr. CHABOT, Mr. CROWLEY, Mr. FOSSELLA, Mr. AL GREEN of Texas, Mr. HASTINGS of Florida, Ms. JACKSON-LEE of Texas, Mr. KIRK, Mrs. MCCARTHY of New York, Mr. NADLER, Mr. SCHIFF, Ms. SCHWARTZ, Mr. WEINER, Mr. WEXLER, and Mr. WOLF):

H.J. Res. 37. A joint resolution conferring honorary citizenship of the United States on Anne Frank; to the Committee on the Judiciary.

By Mr. CLYBURN:

H. Con. Res. 67. Concurrent resolution providing for a conditional adjournment of the House of Representatives and a conditional recess or adjournment of the Senate; considered and agreed to.

By Mr. BROWN of South Carolina (for himself, Mr. CLYBURN, Mr. WILSON of South Carolina, Mr. INGLIS of South Carolina, Mr. BARRETT of South Carolina, and Mr. SPRATT):

H. Con. Res. 68. Concurrent resolution honoring the life and accomplishments of Gian Carlo Menotti and recognizing the success of the Spoleto Festival USA in Charleston, South Carolina, which he founded; to the Committee on Education and Labor.

By Mr. FORTUÑO:

H. Con. Res. 69. Concurrent resolution expressing the sense of Congress that a commemorative postage stamp should be issued in honor of Luis A. Ferre; to the Committee on Oversight and Government Reform.

By Mrs. LOWEY:

H. Con. Res. 70. Concurrent resolution supporting the goals and ideals of National Celiac Awareness Month, and for other purposes; to the Committee on Energy and Commerce.

By Mrs. MALONEY of New York (for herself, Mr. BILIRAKIS, Ms. WATSON, Mr. SPACE, Ms. BERKLEY, Mr. MCNULTY, Mr. SARBANES, Mr. MCGOVERN, Mr. GARRETT of New Jersey, Mr. BROWN of South Carolina, Mr. PALLONE, Mr. CROWLEY, Mr. PAYNE, Mr. RUPPERSBERGER, Mrs. DRAKE, Mr. WILSON of South Carolina, Mr. LINCOLN DIAZ-BALART of Florida, Mr. CAPUANO, Mr. HOLT, and Mr. MORAN of Virginia):

H. Con. Res. 71. Concurrent resolution commemorating the 85th Anniversary of the founding of the American Hellenic Educational Progressive Association (AHEPA), a leading association for the Nation's 1.3 million American citizens of Greek ancestry, and Philhellenes; to the Committee on Oversight and Government Reform.

By Ms. LINDA T. SANCHEZ of California (for herself, Mr. MICHAUD, Mr. LYNCH, Mr. PAYNE, Ms. WOOLSEY, Mr. HINOJOSA, Mr. DAVIS of Illinois, Mr. GRIJALVA, Mr. HARE, Mr. BERMAN, Ms. CORRINE BROWN of Florida, Mr. BUTTERFIELD, Mrs. CHRISTENSEN, Ms. DELAURO, Mr. FATTAH, Mr. AL GREEN of Texas, Mr. HONDA, Ms. JACKSON-LEE of Texas, Ms. KAPTUR, Mr. McDERMOTT, Ms. MOORE of Wisconsin, Mr. MORAN of Virginia, Mr. RODRIGUEZ, and Mr. LARSON of Connecticut):

H. Con. Res. 72. Concurrent resolution recognizing and honoring America's labor movement, supporting the designation of a National Labor History Month, and for other purposes; to the Committee on Education and Labor.

By Mr. TANCREDO (for himself, Mr. TOWNS, Mr. ROHRBACHER, Mr. SOUDER, Mr. BURTON of Indiana, Mrs. MUSGRAVE, and Mr. CHABOT):

H. Con. Res. 73. Concurrent resolution expressing the sense of Congress that the United States should resume normal diplomatic relations with Taiwan (the Republic of China), and for other purposes; to the Committee on Foreign Affairs.

By Mr. THOMPSON of California (for himself, Mr. McHUGH, Ms. WOOLSEY, Mr. JEFFERSON, Mr. MCCOTTER, Mr. HOLT, Mr. VAN HOLLEN, Mr. MCNULTY, Mr. GOODE, Mr. FRANK of Massachusetts, Ms. SHEA-PORTER, Mr.



WEXLER, Ms. JACKSON-LEE of Texas, Mr. WOLF, Ms. NORTON, Mr. TIBERI, Mr. ALLEN, Mr. FILNER, Mr. DAVID DAVIS of Tennessee, Mrs. BIGGERT, Mr. TIERNEY, Mr. GONZALEZ, Mr. PAUL, and Mr. WALBERG):

H. Con. Res. 74. Concurrent resolution expressing the sense of the Congress regarding the need for additional research into the chronic neurological condition hydrocephalus, and for other purposes; to the Committee on Energy and Commerce.

By Mr. OBERSTAR (for himself and Mr. MICA):

H. Res. 172. A resolution providing amounts for the expenses of the Committee on Transportation and Infrastructure in the One Hundred Tenth Congress; to the Committee on House Administration.

By Mr. LANTOS (for himself and Ms. ROS-LEHTINEN):

H. Res. 173. A resolution providing amounts for the expenses of the Committee on Foreign Affairs in the One Hundred Tenth Congress; to the Committee on House Administration.

By Mr. SKELTON (for himself and Mr. HUNTER):

H. Res. 174. A resolution providing amounts for the expenses of the Committee on Armed Services in the One Hundred Tenth Congress; to the Committee on House Administration.

By Ms. BORDALLO (for herself, Ms. DELAURO, Mr. FALEOMAVAEGA, and Mr. OBERSTAR):

H. Res. 175. A resolution honoring the Institute of the Sisters of Mercy for 175 years of ministry, service, and efforts toward helping individuals, especially women and children, overcome challenges that keep them from living full and dignified lives; to the Committee on Foreign Affairs.

By Mr. CONYERS (for himself and Mr. SMITH of Texas):

H. Res. 176. A resolution providing amounts for the expenses of the Committee on the Judiciary in the One Hundred Tenth Congress; to the Committee on House Administration.

By Mr. FRANK of Massachusetts (for himself and Mr. BACHUS):

H. Res. 177. A resolution providing amounts for the expenses of the Committee on Financial Services in the One Hundred Tenth Congress; to the Committee on House Administration.

By Mr. BISHOP of Georgia:

H. Res. 178. A resolution commending the Consortia of Administrators for Native American Rehabilitation for the many contributions it has made in Indian country through collaborative working relationships, State rehabilitation agencies, tribal health and social service programs, Capacity Building Projects, Federal service agencies, the United States Department of Education, and the United States Department of Labor; to the Committee on Natural Resources.

By Mrs. BOYDA of Kansas (for herself, Mr. GILCHREST, Mr. MOORE of Kansas, Ms. MILLENDER-MCDONALD, Ms. DELAURO, Mr. CARDOZA, Mr. MCDERMOTT, Mr. KIRK, and Mr. COOPER):

H. Res. 179. A resolution expressing support for a National Foster Parents Day; to the Committee on Oversight and Government Reform.

By Ms. ESHOO (for herself, Ms. PELOSI, Mr. EMANUEL, Mr. LARSON of Connecticut, Ms. ZOE LOPGREN of California, Mr. DREIER, Mr. BACA, Mr. BECERRA, Mr. BERMAN, Mrs. BONO, Mr. CALVERT, Mr. CAMPBELL of California, Mrs. CAPPs, Mr. CARDOZA, Mr. COSTA, Mr. COURTNEY, Mrs. DAVIS of California, Mr. DOOLITTLE, Mr. FARR, Mr. FILNER, Ms. HARMAN, Mr.

HERGER, Mr. HONDA, Mr. ISSA, Mr. LANTOS, Ms. LEE, Mr. LEWIS of California, Mr. DANIEL E. LUNGREN of California, Ms. MATSUI, Mr. MCCARTHY of California, Mr. MCNERNEY, Ms. MILLENDER-MCDONALD, Mr. GEORGE MILLER of California, Mrs. NAPOLITANO, Mr. NUNES, Mr. RADANOVICH, Ms. ROYBAL-ALLARD, Mr. ROYCE, Ms. LINDA T. SANCHEZ of California, Ms. LORETTA SANCHEZ of California, Mr. SCHIFF, Mr. SHERMAN, Ms. SOLIS, Mr. STARK, Mrs. TAUSCHER, Mr. THOMPSON of California, Ms. WATERS, Ms. WATSON, Mr. WAXMAN, Ms. WOOLSEY, Mr. FRANK of Massachusetts, Mr. HOLT, Mr. KENNEDY, Mr. KIND, Mr. MARKEY, Mr. MCGOVERN, Mr. MURTHA, Mr. REYES, Mr. ROGERS of Michigan, Ms. SLAUGHTER, and Mr. WOLF):

H. Res. 180. A resolution honoring the life and achievements of Leo T. McCarthy and expressing profound sorrow on his death; to the Committee on Oversight and Government Reform.

By Mr. FILNER:

H. Res. 181. A resolution providing amounts for the expenses of the Committee on Veterans' Affairs in the One Hundred Tenth Congress; to the Committee on House Administration.

By Mr. FORBES (for himself, Mr. SCOTT of Virginia, Mr. BOUCHER, Mr. TOM DAVIS of Virginia, Mrs. DRAKE, Mr. GOODLATTE, Mr. GOODE, Mrs. JO ANN DAVIS of Virginia, Mr. MORAN of Virginia, Mr. WOLF, Mr. CANTOR, and Mr. PUTNAM):

H. Res. 182. A resolution commending and congratulating Virginia State University on the occasion of its 125th anniversary; to the Committee on Education and Labor.

By Mr. HASTINGS of Florida (for himself, Mr. LEWIS of Georgia, Mr. SCOTT of Virginia, Ms. KILPATRICK, Mr. LINCOLN DAVIS of Tennessee, Mr. DUNCAN, Mr. WATT, Ms. CARSON, Mrs. CHRISTENSEN, Mr. WYNN, Mr. GORDON, Mr. JACKSON of Illinois, Mr. FATTAH, Ms. EDDIE BERNICE JOHNSON of Texas, Mr. COOPER, Mr. COHEN, Ms. CLARKE, Ms. JACKSON-LEE of Texas, and Mr. AL GREEN of Texas):

H. Res. 183. A resolution expressing the sense of the House of Representatives that the United States Postal Service should issue a postage stamp commemorating the Fisk Jubilee Singers; to the Committee on Oversight and Government Reform.

By Mrs. JONES of Ohio:

H. Res. 184. A resolution providing amounts for the expenses of the Committee on Standards of Official Conduct in the One Hundred Tenth Congress; to the Committee on House Administration.

By Mr. NADLER (for himself, Ms. ROS-LEHTINEN, Mr. CROWLEY, and Mr. FERGUSON):

H. Res. 185. A resolution expressing the sense of the House of Representatives regarding the creation of refugee populations in the Middle East, North Africa, and the Persian Gulf region as a result of human rights violations; to the Committee on Foreign Affairs.

By Mr. PALLONE (for himself, Mr. BROWN of South Carolina, Mrs. CAPPs, and Mr. JONES of North Carolina):

H. Res. 186. A resolution supporting the goals and ideals of National Clean Beaches Week and recognizing the considerable value of American beaches and their role in American culture; to the Committee on Natural Resources.

By Mr. PETERSON of Minnesota:

H. Res. 187. A resolution providing amounts for the expenses of the Committee on Agriculture in the One Hundred Tenth

Congress; to the Committee on House Administration.

By Mr. RANGEL (for himself and Mr. MCCRERY):

H. Res. 188. A resolution providing amounts for the expenses of the Committee on Ways and Means in the One Hundred Tenth Congress; to the Committee on House Administration.

By Ms. LINDA T. SANCHEZ of California (for herself, Mr. FILNER, Ms. CORRINE BROWN of Florida, Mr. MORAN of Kansas, Mr. ALEXANDER, Mr. BUTTERFIELD, Mr. CARDOZA, Ms. CARSON, Mrs. CHRISTENSEN, Mr. DAVIS of Illinois, Mr. EMANUEL, Mr. FALEOMAVAEGA, Mr. HOBSON, Ms. JACKSON-LEE of Texas, Ms. EDDIE BERNICE JOHNSON of Texas, Ms. KAPTUR, Mr. MOORE of Kansas, Mr. PATRICK MURPHY of Pennsylvania, Mr. NEAL of Massachusetts, Mr. PASCRELL, Mr. PETERSON of Minnesota, Ms. LORETTA SANCHEZ of California, and Mr. WYNN):

H. Res. 189. A resolution expressing the sense of the House of Representatives that a "Welcome Home Vietnam Veterans Day" should be established; to the Committee on Oversight and Government Reform.

By Mr. SPRATT:

H. Res. 190. A resolution providing amounts for the expenses of the Committee on the Budget in the One Hundred Tenth Congress; to the Committee on House Administration.

By Mr. THOMPSON of Mississippi (for himself and Mr. KING of New York):

H. Res. 191. A resolution providing amounts for the expenses of the Committee on Homeland Security in the One Hundred Tenth Congress; to the Committee on House Administration.

By Ms. VELÁZQUEZ:

H. Res. 192. A resolution providing amounts for the expenses of the Committee on Small Business in the One Hundred Tenth Congress; to the Committee on House Administration.

By Mr. WAXMAN (for himself and Mr. TOM DAVIS of Virginia):

H. Res. 193. A resolution providing amounts for the expenses of the Committee on Oversight and Government Reform in the One Hundred Tenth Congress; to the Committee on House Administration.

#### ¶26.27 ADDITIONAL SPONSORS

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

H.R. 17: Mr. EVERETT.

H.R. 22: Mr. PUTNAM, Mr. POE, and Mr. GONZALEZ.

H.R. 23: Mr. ALTMIRE, Mr. ACKERMAN, Mr. PAUL, Mr. BURTON of Indiana, Mr. ROSKAM, Mr. ROHRBACHER, and Mr. HARE.

H.R. 35: Mr. LIPINSKI.

H.R. 37: Ms. GIFFORDS.

H.R. 39: Ms. SLAUGHTER and Mr. HODES.

H.R. 42: Mr. JEFFERSON, Mr. LEWIS of Georgia, and Mr. HARE.

H.R. 44: Mr. LEWIS of Georgia.

H.R. 65: Mr. EVERETT and Mr. KING of Iowa.

H.R. 66: Mr. BISHOP of Georgia.

H.R. 82: Mr. ALTMIRE, Mrs. BOYDA of Kansas, Mr. BRADY of Pennsylvania, Mr. CRAMER, Mr. DAVID DAVIS of Tennessee, Mr. FORTUÑO, Mr. HARE, Mr. HAYES, Mr. JINDAL, Mr. JOHNSON of Georgia, Mr. KIRK, Mr. LATOURETTE, Mr. LIPINSKI, Mr. MCCAUL of Texas, Mr. MCINTYRE, Mr. PATRICK MURPHY of Pennsylvania, Mr. MURTHA, Mr. REGULA, Mr. RODRIGUEZ, Mr. ROGERS of Alabama, Mr. WAMP, Mr. WESTMORELAND, and Mr. WHITFIELD.

H.R. 89: Mr. GORDON, Mr. CARTER, and Mr. MOLLOHAN.

- H.R. 99: Ms. ZOE LOFGREN of California.  
H.R. 111: Mr. REHBERG, Mr. JORDAN, Ms. HARMAN, Ms. MILLENDER-MCDONALD, Mr. MCHENRY, and Mr. NUNES.  
H.R. 119: Mr. FORTENBERRY.  
H.R. 137: Mr. PATRICK MURPHY of Pennsylvania.  
H.R. 146: Mr. POE.  
H.R. 147: Mr. LATOURETTE and Mr. WOLF.  
H.R. 197: Mr. VAN HOLLEN, Mr. GRIJALVA, and Ms. GIFFORDS.  
H.R. 243: Mrs. MCMORRIS RODGERS.  
H.R. 260: Mr. MCHUGH and Mr. ALLEN.  
H.R. 271: Ms. ZOE LOFGREN of California.  
H.R. 289: Mr. GOHMERT, Mr. ALEXANDER, Mr. SALI, and Mr. MILLER of Florida.  
H.R. 303: Mr. MARCHANT, Ms. DEGETTE, Mr. CARTER, Mr. MOLLOHAN, and Mr. MANZULLO.  
H.R. 315: Mr. LATHAM and Mrs. MCMORRIS RODGERS.  
H.R. 321: Mr. GOHMERT.  
H.R. 325: Ms. GIFFORDS and Mr. HARE.  
H.R. 332: Mr. GOODE, Mr. CHABOT, Mr. WELDON of Florida, Mr. GARRETT of New Jersey, Mr. KINGSTON, Mr. FEENEY, Mr. GINGREY, Mr. PITTS, Mr. SHADEGG, Mr. FORBES, and Mr. DAVIS of Kentucky.  
H.R. 346: Mr. PUTNAM.  
H.R. 353: Mr. MURPHY of Connecticut.  
H.R. 369: Mr. ELLISON.  
H.R. 380: Mr. JOHNSON of Georgia, Ms. HIRONO, Ms. SUTTON, Ms. BERKLEY, and Mr. HARE.  
H.R. 410: Mr. SALAZAR.  
H.R. 418: Mr. CARNEY, Mr. PEARCE, Mr. BUTTERFIELD, Mr. PUTNAM, Mr. BOSWELL, Mr. CALVERT, Mr. BILIRAKIS, and Mr. FORTENBERRY.  
H.R. 423: Mr. CAPUANO, Mr. PUTNAM, and Mr. HAYES.  
H.R. 446: Mr. MEEKS of New York.  
H.R. 486: Mrs. MYRICK and Mr. BOOZMAN.  
H.R. 503: Mr. PATRICK MURPHY of Pennsylvania, Mr. YARMUTH, Mr. GONZALEZ, Mr. UDALL of New Mexico, Ms. KILPATRICK, Mrs. TAUSCHER, and Mr. HODES.  
H.R. 507: Ms. DEGETTE, Mr. TIERNEY, and Mr. MCCOTTER.  
H.R. 508: Mr. ABERCROMBIE, Ms. CLARKE, Mr. CLEAVER, Mr. CUMMINGS, Mr. HARE, Ms. KILPATRICK, Mr. PASTOR, Ms. SOLIS, Ms. VELÁZQUEZ, and Mrs. MALONEY of New York.  
H.R. 510: Ms. FALLIN, Mr. WALBERG, and Mr. WESTMORELAND.  
H.R. 524: Ms. SUTTON, Mr. SIRES, Mr. KIND, Ms. GIFFORDS, Mr. EHLERS, Mr. REYES, Mr. PASTOR, Mr. CUELLAR, Mrs. NAPOLITANO, Mr. SALAZAR, Mr. ORTIZ, Mr. GONZALEZ, Mr. GRIJALVA, Ms. ROYBAL-ALLARD, and Mr. HOLT.  
H.R. 539: Mr. HARE, Mr. TIERNEY, and Mr. HODES.  
H.R. 543: Mr. MOORE of Kansas, Mr. TAYLOR, Mr. BOYD of Florida, Mr. COSTA, Mr. MATHESON, Mr. SHULER, Mr. CHANDLER, Mr. CRAMER, Mr. BISHOP of Georgia, Mr. LINCOLN DAVIS of Tennessee, Ms. HARMAN, Mr. CUELLAR, Mr. MARSHALL, and Mr. MELANCON.  
H.R. 549: Mr. BACHUS.  
H.R. 550: Mr. TERRY, Ms. SHEA-PORTER, Mr. COHEN, Ms. GIFFORDS, and Mr. LEWIS of Georgia.  
H.R. 551: Ms. LORETTA SANCHEZ of California.  
H.R. 556: Mr. PASCRELL and Mrs. MCMORRIS RODGERS.  
H.R. 563: Mr. HALL of Texas, Mr. HOLDEN, and Mr. CRAMER.  
H.R. 567: Mr. KIND.  
H.R. 579: Mr. COSTELLO and Mr. HARE.  
H.R. 584: Mr. HARE and Mr. MARKEY.  
H.R. 589: Mr. HARE.  
H.R. 608: Mr. RADANOVICH, Mr. GILLMOR, and Mr. WALDEN of Oregon.  
H.R. 618: Mr. MICA, Mrs. MILLER of Michigan, and Mr. GOHMERT.  
H.R. 635: Mr. GILLMOR and Mr. KIND.  
H.R. 638: Mr. BAKER, Mr. MCCRERY, Mr. ALEXANDER, and Mr. BOUSTANY.  
H.R. 643: Mr. COHEN, Mr. DOYLE, and Mr. PAUL.  
H.R. 644: Mr. GILLMOR.  
H.R. 649: Mr. KUHL of New York.  
H.R. 657: Mr. PEARCE, Mr. RAHALL, Mrs. BOYDA of Kansas, and Ms. HIRONO.  
H.R. 661: Mr. BUTTERFIELD.  
H.R. 662: Mr. MCCOTTER.  
H.R. 667: Mr. CUELLAR and Mr. MARSHALL.  
H.R. 670: Mr. LEWIS of Georgia.  
H.R. 676: Ms. CLARKE and Mr. OLVER.  
H.R. 678: Mr. SCOTT of Georgia and Mr. NADLER.  
H.R. 684: Mr. CRAMER.  
H.R. 687: Mr. BUTTERFIELD.  
H.R. 688: Mr. HOLT and Ms. BERKLEY.  
H.R. 692: Mr. HARE, Ms. JACKSON-LEE of Texas, Mr. FRANKS of Arizona, and Mr. MCGOVERN.  
H.R. 694: Mr. SCOTT of Georgia.  
H.R. 695: Mr. SHIMKUS and Mr. BLUMENAUER.  
H.R. 698: Mr. DOGGETT.  
H.R. 711: Mr. HARE and Mr. CARTER.  
H.R. 715: Mr. BUTTERFIELD.  
H.R. 723: Mrs. MILLER of Michigan, Mr. HIGGINS, Mr. KLEIN of Florida, Mr. CALVERT, Mr. WEINER, Ms. BORDALLO, Mr. MCCOTTER, Mr. BUTTERFIELD, Mr. BROWN of South Carolina, and Mrs. MCCARTHY of New York.  
H.R. 727: Mr. TOWNS, Mr. LEWIS of Kentucky, and Mr. JEFFERSON.  
H.R. 731: Mr. BOREN and Mr. BILIRAKIS.  
H.R. 748: Mr. ALLEN, Mr. LATHAM, Mr. BONNER, and Mr. KANJORSKI.  
H.R. 752: Mr. GRIJALVA, Ms. KILPATRICK, Mr. THOMPSON of Mississippi, Mr. YOUNG of Alaska, Mr. STARK, Ms. WOOLSEY, Mr. CAPUANO, Ms. SCHAKOWSKY, Mr. JOHNSON of Georgia, Mr. CUELLAR, Mr. BISHOP of Georgia, Mr. JEFFERSON, Mr. SHULER, Mr. LEWIS of Georgia, and Ms. EDDIE BERNICE JOHNSON of Texas.  
H.R. 760: Mr. BECERRA and Mr. HARE.  
H.R. 776: Mr. SCOTT of Virginia.  
H.R. 782: Mr. LYNCH, Ms. KILPATRICK, and Mr. KAGEN.  
H.R. 787: Mr. JEFFERSON.  
H.R. 790: Mrs. CHRISTENSEN and Mr. BACA.  
H.R. 797: Mr. RYAN of Wisconsin and Mr. KIND.  
H.R. 801: Mr. LEVIN, Mr. DINGELL, and Mr. HARE.  
H.R. 806: Mr. MOLLOHAN.  
H.R. 808: Mr. FATTAH.  
H.R. 811: Mr. ISRAEL.  
H.R. 821: Mr. REICHERT and Mr. COSTA.  
H.R. 841: Mrs. DRAKE.  
H.R. 857: Mr. ENGEL.  
H.R. 861: Mr. BUCHANAN, Mr. GINGREY, Mr. GOODE, Mr. DAVIS of Kentucky, and Mr. WESTMORELAND.  
H.R. 871: Mr. KUCINICH.  
H.R. 872: Mr. LIPINSKI.  
H.R. 876: Mrs. LOWEY and Mr. POE.  
H.R. 884: Mr. TOWNS.  
H.R. 894: Mr. BUTTERFIELD, Mr. SHULER, Mr. TAYLOR, Mr. JOHNSON of Georgia, Mr. MCGOVERN, Mr. ETHERIDGE, Mr. MEEHAN, Mr. FILNER, Mr. REYES, Mr. PETRI, and Mr. MOORE of Kansas.  
H.R. 896: Mr. SENSENBRENNER.  
H.R. 898: Mr. GRIJALVA, Ms. BERKLEY, Mr. TOWNS, Mr. MCGOVERN, and Mr. CAPUANO.  
H.R. 900: Mr. ARCURI, Mr. CONYERS, Mr. CRAMER, Mr. HIGGINS, Mr. MEEK of Florida, Mr. MEEKS of New York, Mr. WALDEN of Oregon, Mr. PENCE, Mr. PETERSON of Pennsylvania, Mr. MARCHANT, Mr. CONAWAY, and Mr. BILIRAKIS.  
H.R. 909: Mr. CALVERT.  
H.R. 912: Mrs. CAPPS, Mr. RADANOVICH, and Mrs. MUSGRAVE.  
H.R. 916: Mr. LINCOLN DAVIS of Tennessee, Mr. COOPER, Mr. CHANDLER, Mr. UDALL of Colorado, Mr. CAPUANO, Mr. LINCOLN DIAZ-BALART of Florida, Ms. HIRONO, and Ms. DEGETTE.  
H.R. 917: Mr. INGLIS of South Carolina, Mr. DUNCAN, Mr. MILLER of Florida, Mrs. MYRICK, Ms. SCHWARTZ, and Mr. BROWN of South Carolina.  
H.R. 920: Mr. CUELLAR.  
H.R. 923: Ms. CLARKE.  
H.R. 926: Mr. HILL, Mr. TAYLOR, Mr. SHULER, Mr. BARROW, Mr. MCINTYRE, and Mr. BERRY.  
H.R. 936: Mrs. CUBIN.  
H.R. 939: Mr. JONES of North Carolina, Mrs. BLACKBURN, and Mr. CULBERSON.  
H.R. 947: Ms. HIRONO.  
H.R. 948: Mr. UPTON and Mrs. CUBIN.  
H.R. 958: Mr. UPTON and Mrs. CUBIN.  
H.R. 964: Mr. UPTON and Mrs. CUBIN.  
H.R. 969: Ms. SCHWARTZ, Mr. ANDREWS, Mr. HOLT, Mr. ELLISON, Ms. HARMAN, Mr. MCNULTY, and Mr. FRANK of Massachusetts.  
H.R. 971: Mr. CRAMER.  
H.R. 980: Mr. MOORE of Kansas, Mr. LATOURETTE, Mr. DAVIS of Illinois, Mr. LIPINSKI, Mr. MELANCON, Mr. JOHNSON of Georgia, Mr. RAMSTAD, Ms. JACKSON-LEE of Texas, Mr. COSTELLO, Mr. HARE, and Mr. BRADY of Pennsylvania.  
H.R. 981: Mr. CUMMINGS.  
H.R. 995: Mr. WEXLER, Mr. PETERSON of Minnesota, Mrs. BOYDA of Kansas, Mr. SHULER, Ms. HIRONO, and Mr. KIND.  
H.R. 997: Mr. RAMSTAD, Mrs. DRAKE, and Mr. SIMPSON.  
H.R. 998: Mr. ACKERMAN, Mr. BACA, Ms. CORRINE BROWN of Florida, Mr. CLEAVER, Mr. DOYLE, Mr. ELLISON, Mr. FATTAH, Mr. GRIJALVA, Ms. JACKSON-LEE of Texas, Mr. JOHNSON of Georgia, Ms. KILPATRICK, Ms. LEE, Mr. LYNCH, Mr. MCDERMOTT, Mrs. MALONEY of New York, Ms. MATSUI, Mr. MOORE of Kansas, Ms. MOORE of Wisconsin, Mr. SERRANO, Mr. SNYDER, Mr. SKELTON, and Mr. WATT.  
H.R. 1004: Mr. CHABOT.  
H.R. 1014: Mr. GORDON, Mr. ROSS, Mr. OLVER, Mr. MCNULTY, Mr. BISHOP of New York, Mr. BUTTERFIELD, Mrs. MCCARTHY of New York, Mr. DELAHUNT, Ms. SLAUGHTER, and Ms. LORETTA SANCHEZ of California.  
H.R. 1017: Mr. DOGGETT, Ms. BALDWIN, and Ms. WATSON.  
H.R. 1038: Mr. STARK and Ms. KILPATRICK.  
H.R. 1043: Mr. BONNER, Mr. SOUDER, Mr. KIRK, and Mr. PLATTS.  
H.R. 1051: Mr. HARE.  
H.R. 1071: Mr. GRIJALVA.  
H.R. 1090: Mr. WELLER and Mr. BARTLETT of Maryland.  
H.R. 1097: Mr. SCOTT of Georgia and Mr. HARE.  
H.R. 1099: Mr. WEXLER and Mr. BRADY of Pennsylvania.  
H.R. 1105: Mr. BOUCHER.  
H.J. Res. 3: Mr. DUNCAN.  
H.J. Res. 11: Mr. DAVID DAVIS of Tennessee.  
H.J. Res. 14: Mr. WYNN, Ms. SHEA-PORTER, Mr. HOLT, and Mr. LANGEVIN.  
H.J. Res. 18: Ms. DEGETTE.  
H. Con. Res. 25: Mr. BARROW and Mr. WELLER.  
H. Con. Res. 28: Mr. BUTTERFIELD.  
H. Con. Res. 33: Mr. TIERNEY.  
H. Con. Res. 40: Mrs. CUBIN and Mr. TANCREDO.  
H. Con. Res. 45: Mrs. BIGGERT.  
H. Con. Res. 48: Mr. BRADY of Pennsylvania.  
H. Con. Res. 49: Mr. MANZULLO, Mr. BUTTERFIELD, Mr. PUTNAM, Mr. FOSSELLA, Mr. ROYCE, Mr. PATRICK MURPHY of Pennsylvania, Mr. FORTENBERRY, Mr. BISHOP of Georgia, Mr. CARTER, Mr. MOLLOHAN, and Mr. MCCOTTER.  
H. Con. Res. 50: Mr. WELLER.  
H. Con. Res. 53: Ms. WATSON.  
H. Con. Res. 65: Mr. LOBIONDO.  
H. Res. 18: Mr. BOOZMAN.  
H. Res. 41: Mr. HALL of New York.  
H. Res. 42: Ms. ZOE LOFGREN of California, Mr. DINGELL, Mr. HARE, and Mr. NADLER.  
H. Res. 53: Mr. CUMMINGS, Mr. GUTIERREZ, Ms. NORTON, Mr. ANDREWS, and Mr. KINGSTON.

H. Res. 101: Ms. HIRONO, Mr. MEEHAN, and Mr. BUTTERFIELD.

H. Res. 105: Mr. REICHERT, Mr. EHLERS, Ms. FALLIN, Mr. DAVIS of Kentucky, Mr. BOSWELL, Mr. SHUSTER, Mr. MILLER of Florida, Mr. BISHOP of Utah, Mr. GORDON, Mr. WOLF, and Mr. WYNN.

H. Res. 111: Mrs. CUBIN, Mr. MICHAUD, Mr. PAUL, Mr. RAMSTAD, and Mr. WOLF.

H. Res. 118: Mrs. MCCARTHY of New York and Mr. BUTTERFIELD.

H. Res. 119: Mr. CONYERS, Mr. PATRICK MURPHY of Pennsylvania, Mr. BOSWELL, Mr. CUPELLAR, and Mr. CONAWAY.

H. Res. 135: Mr. SCOTT of Georgia.

H. Res. 136: Mr. PATRICK MURPHY of Pennsylvania and Mr. SCOTT of Virginia.

H. Res. 138: Mr. STUPAK, Mr. COHEN, and Mr. PRICE of North Carolina.

H. Res. 143: Mr. CAPUANO.

H. Res. 146: Mrs. DAVIS of California, and Ms. JACKSON-LEE of Texas.

H. Res. 147: Ms. FOX.

H. Res. 149: Mr. SNYDER, Mr. BURTON of Indiana, and Ms. BERKLEY.

H. Res. 158: Mr. MCHENRY, Mr. CARTER, Mr. SHADEGG, Mr. ADERHOLT, Mr. MORAN of Kansas, Mr. NEUGEBAUER, Mrs. BLACKBURN, Mr. JORDAN, Mr. ROSKAM, Mr. GOHMERT, Mr. CHABOT, Mr. DOOLITTLE, Mr. GARRETT of New Jersey, Mr. CAMPBELL of California, Mr. KINGSTON, Mr. FEENEY, and Mr. GINGREY.

H. Res. 162: Mr. CLEAVER, Ms. SUTTON, Mr. LEWIS of Georgia, Ms. HIRONO, Mr. ACKERMAN, Mr. BISHOP of Georgia, Ms. EDDIE BERNICE JOHNSON of Texas, Mr. CAPUANO, Mr. FILNER, Mr. NEAL of Massachusetts, Ms. MOORE of Wisconsin, Mr. CONYERS, Mrs. CAPPS, Mr. CLAY, Mr. WYNN, Mr. LATHAM, and Mr. DUNCAN.

## TUESDAY, FEBRUARY 27, 2007 (27)

### ¶27.1 APPOINTMENT OF SPEAKER PRO TEMPORE

The House was called to order by the SPEAKER pro tempore, Mr. SALAZAR, who laid before the House the following communication:

WASHINGTON, DC,  
February 27, 2007.

I hereby appoint the Honorable JOHN T. SALAZAR to act as Speaker pro tempore on this day.

NANCY PELOSI,  
*Speaker of the House of Representatives.*

### ¶27.2 APPROVAL OF THE JOURNAL

The SPEAKER pro tempore, Mr. SALAZAR, announced he had examined and approved the Journal of the proceedings of Friday, February 16, 2007.

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

### ¶27.3 COMMUNICATIONS

Executive and other communications, pursuant to clause 8, rule XII, were referred as follows:

616. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Halosulfuron-methyl; Pesticide Tolerance [EPA-HQ-OPP-2006-0205; FRL-8113-8] received February 10, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

617. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Orthosulfamuron; Pesticide Tolerance [EPA-HQ-OPP-2007-0010; FRL-8113-4] received February 10, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

618. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Sethoxydim; Pesticide Tolerance [EPA-HQ-OPP-2006-0321; FRL-8115-8] received February 10, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

619. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Approval and Promulgation of Air Quality Implementation Plans; Revised Format for Materials Being Incorporated by Reference for North Dakota [R08-ND-2006-0001; FRL-8274-6] received February 10, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

620. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Approval and Promulgation of Implementation Plans; New York; Motor Vehicle Enhanced Inspection and Maintenance Program [Docket No. EP-R02-OAR-2006-0695, FRL-8275-5] received February 15, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

621. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Approval and Promulgation of Air Quality Implementation Plans; West Virginia; Update to Materials Incorporated by Reference [WV101-6038; FRL-8273-7] received February 10, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

622. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Final Authorization of State Hazardous Waste Management Program Revision [FRL-8281-3] received February 10, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

623. A letter from the Director, Department of Defense, transmitting Pursuant to Section 27(f) of the Arms Export Control Act and Section 1(f) of Executive Order 11958, Transmittal No. 01-07 informing of an intent to sign a Project Arrangement concerning the Joint Studies on Adversary Countermeasures to Ballistic Missile Defense between the United States and the United Kingdom, pursuant to 22 U.S.C. 2767(f); to the Committee on Foreign Affairs.

624. A letter from the Assistant Legal Adviser for Treaty Affairs, Department of State, transmitting Copies of international agreements, other than treaties, entered into by the United States, pursuant to 1 U.S.C. 112b; to the Committee on Foreign Affairs.

625. A letter from the Assistant Legal Adviser for Treaty Affairs, Department of State, transmitting Copies of international agreements, other than treaties, entered into by the United States, pursuant to 1 U.S.C. 112b; to the Committee on Foreign Affairs.

626. A letter from the Director, Defense Security Cooperation Agency, transmitting a report in accordance with Section 25(a)(6) of the Arms Export Control Act(AECA), describing and analyzing services performed during FY 2006 by full-time USG employees who are performing services for which reimbursement is provided under Section 21(a) or Section 43(b) of the AECA; to the Committee on Foreign Affairs.

627. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting a copy of the Department's report entitled, "Report on the Effectiveness of the United Nation to Prevent Sexual Exploitation and Abuse and Trafficking in Persons in UN Peacekeeping Missions," pursuant to Public Law 109-164, section 104(e); to the Committee on Foreign Affairs.

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

transmitting Pursuant to section 565(b) of the Foreign Relations Authorization Act for FY 1994 and 1995 (Pub. L. 103-236), certifications and waivers of the prohibition against contracting with firms that comply with the Arab League Boycott of the State of Israel and of the prohibition against contracting with firms that discriminate in the award of subcontracts on the basis of religion, and accompanying Memorandum of Justification; to the Committee on Foreign Affairs.

629. A letter from the Secretary, Department of State, transmitting the Department's report covering current military, diplomatic, political, and economic measures that are being or have been undertaken to complete out mission in Iraq successfully, pursuant to Public Law 109-163, section 1227; to the Committee on Foreign Affairs.

630. A letter from the Secretary, Department of State, transmitting determination that North Korea detonated a nuclear explosive device on October 9, 2006, pursuant to section 102(b)(1) of the Arms Export Control Act and Section 129 of the Atomic Energy Act; to the Committee on Foreign Affairs.

631. A letter from the Chairman, Council of the District of Columbia, transmitting a copy of D.C. ACT 17-19, "Lower Georgia Avenue Job Training Center Funding Authorization Temporary Act of 2007," pursuant to D.C. Code section 1-233(c)(1); to the Committee on Oversight and Government Reform.

632. A letter from the Chairman, Council of the District of Columbia, transmitting a copy of D.C. ACT 17-17, "Ballpark Hard and Soft Costs Cap Temporary Act of 2007," pursuant to D.C. Code section 1-233(c)(1); to the Committee on Oversight and Government Reform.

633. A letter from the Chairman, Council of the District of Columbia, transmitting a copy of D.C. ACT 17-18, "Exploratory Committee Regulation Temporary Amendment Act of 2007," pursuant to D.C. Code section 1-233(c)(1); to the Committee on Oversight and Government Reform.

634. A letter from the Senior Associate General Counsel, Office of the Director of National Intelligence, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Oversight and Government Reform.

635. A letter from the Acting Director, Defense Security Cooperation Agency, transmitting pursuant to Section 634A of the Foreign Assistance Act of 1961, notification for countries listed as approved for funding for the FY 2007 International Military Education and Training (IMET) program; jointly to the Committees on Foreign Affairs and Appropriations.

636. A letter from the Acting Director, Defense Security Cooperation Agency, transmitting notification of program changes, pursuant to the American Servicemembers' Protection Act of 2002 as amended by Section 1222 of the John Warner National Defense Authorization Act for Fiscal Year 2007; jointly to the Committees on Foreign Affairs and Appropriations.

### ¶27.4 COMMUNICATION FROM THE CLERK—MESSAGE FROM THE SENATE

The SPEAKER pro tempore, Mr. SALAZAR, laid before the House a communication, which was read as follows:

WASHINGTON, DC,  
February 20, 2007.

Hon. NANCY PELOSI,  
*The Speaker, U.S. House of Representatives,*  
*Washington, DC.*

DEAR MADAM SPEAKER: Pursuant to the permission granted in Clause 2(h) of Rule II

of the Rules of the U.S. House of Representatives, the Clerk received the following message from the Secretary of the Senate on February 20, 2007, at 12:00 p.m.:

That the Senate passed S. 171.

That the Senate agreed to without amendment H. Con. Res. 67.

That the Senate passed without amendment H.R. 577.

That the Senate passed without amendment H.R. 514.

That the Senate passed without amendment H.R. 433.

That the Senate passed without amendment H.R. 521.

That the Senate passed without amendment H.R. 335.

That the Senate passed without amendment H.R. 49.

#### Appointments:

United States-China Economic Security Review Commission.

United States Commission on Civil Rights.  
Japan-United States Friendship Commission.

Commission on Security and Cooperation in Europe (Helsinki).

National Council on the Arts.

With best wishes, I am,

Sincerely,

LORRAINE C. MILLER,  
*Clerk of the House.*

#### ¶27.5 NATIONAL MEDAL OF HONOR DAY

Mr. SKELTON moved to suspend the rules and agree to the following concurrent resolution (H. Con. Res. 47):

Whereas the Medal of Honor is the highest award that can be bestowed to a member of the Armed Forces for valor in action against an enemy force;

Whereas the Medal of Honor is awarded by the President, in the name of the Congress, to members of the Armed Forces who have distinguished themselves conspicuously by gallantry and intrepidity at the risk of their lives above and beyond the call of duty;

Whereas the United States will forever be in debt to the recipients of the Medal of Honor for their bravery and sacrifice in times of war or other armed conflict;

Whereas the Medal of Honor was first awarded on March 25, 1863, during the Civil War;

Whereas, of the millions of men and women who have served in the Armed Forces in war, military operations, or other armed conflicts, only 3,443 members have thus far been awarded the Medal of Honor;

Whereas 111 Medal of Honor recipients are still living as of January 1, 2007;

Whereas it is appropriate to commemorate and honor the recipients of the Medal of Honor and to recognize their bravery and sacrifice for the United States;

Whereas the designation of a National Medal of Honor Day would raise the awareness of the American people regarding the significance and meaning of the Medal of Honor and help focus the efforts of national, State, and local organizations striving to foster public appreciation and recognition of Medal of Honor recipients; and

Whereas March 25 would be an appropriate date to observe National Medal of Honor Day: Now, therefore, be it

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

(1) recognizes the heroism and sacrifice of Medal of Honor recipients for the United States;

(2) recognizes the educational opportunity that a National Medal of Honor Day would present to the American public; and

(3) supports the goals and ideals of a National Medal of Honor Day to celebrate and honor the contributions of Medal of Honor recipients.

The SPEAKER pro tempore, Mr. SALAZAR, recognized Mr. SKELTON and Mr. JONES of North Carolina, each for 20 minutes.

After debate,

The question being put, *viva voce*,

Will the House suspend the rules and agree to said concurrent resolution?

The SPEAKER pro tempore, Mr. SALAZAR, announced that two-thirds of the Members present had voted in the affirmative.

Mr. SKELTON demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Mr. SALAZAR, pursuant to clause 8, rule XX, announced that further proceedings on the motion were postponed.

#### ¶27.6 TRANSPARENCY IN FINANCIAL REPORTING

Mr. SCOTT of Georgia, moved to suspend the rules and pass the bill (H.R. 755) to require annual oral testimony before the Financial Services Committee of the Chairperson or a designee of the Chairperson of the Securities and Exchange Commission, the Financial Accounting Standards Board, and the Public Company Accounting Oversight Board, relating to their efforts to promote transparency in financial reporting.

The SPEAKER pro tempore, Mr. SALAZAR, recognized Mr. SCOTT of Georgia, and Mr. DAVIS of Kentucky, each for 20 minutes.

After debate,

The question being put, *viva voce*,

Will the House suspend the rules and pass said bill?

The SPEAKER pro tempore, Mr. SALAZAR, announced that two-thirds of the Members present had voted in the affirmative.

Mr. DAVIS of Kentucky, demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Mr. SALAZAR, pursuant to clause 8, rule XX, announced that further proceedings on the motion were postponed.

#### ¶27.7 COMMUNITY DEVELOPMENT INVESTMENTS

Mr. FRANK of Massachusetts, moved to suspend the rules and pass the bill (H.R. 1066) to increase community development investments by depository institutions, and for other purposes.

The SPEAKER pro tempore, Mr. SALAZAR, recognized Mr. FRANK of Massachusetts, and Mrs. BIGGERT, each for 20 minutes.

After debate,

The question being put, *viva voce*,

Will the House suspend the rules and pass said bill?

The SPEAKER pro tempore, Mr. SALAZAR, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill was passed was, by unanimous consent, laid on the table.

*Ordered*, That the Clerk request the concurrence of the Senate in said bill.

#### ¶27.8 BROWNFIELDS REDEVELOPMENT

Mr. FRANK of Massachusetts, moved to suspend the rules and pass the bill (H.R. 644) to facilitate the provision of assistance by the Department of Housing and Urban Development for the cleanup and economic development of brownfields.

The SPEAKER pro tempore, Mr. SALAZAR, recognized Mr. FRANK of Massachusetts, and Mrs. BIGGERT, each for 20 minutes.

After debate,

The question being put, *viva voce*,

Will the House suspend the rules and pass said bill?

The SPEAKER pro tempore, Mr. SALAZAR, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill was passed was, by unanimous consent, laid on the table.

*Ordered*, That the Clerk request the concurrence of the Senate in said bill.

#### ¶27.9 ANTITERRORISM COOPERATION

Mr. KING of New York, moved to suspend the rules and pass the bill (H.R. 884) to provide for the establishment of the Science and Technology Homeland Security International Cooperative Programs Office, and for other purposes.

The SPEAKER pro tempore, Mr. SALAZAR, recognized Mr. KING of New York, and Mr. THOMPSON of Mississippi, each for 20 minutes.

After debate,

The question being put, *viva voce*,

Will the House suspend the rules and pass said bill?

The SPEAKER pro tempore, Mr. SALAZAR, announced that two-thirds of the Members present had voted in the affirmative.

Mr. THOMPSON of Mississippi, demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Mr. SALAZAR, pursuant to clause 8, rule XX, announced that further proceedings on the motion were postponed.

#### ¶27.10 ANN RICHARDS

Mr. DAVIS of Illinois, moved to suspend the rules and agree to the following resolution (H. Res. 42):

Whereas Dorothy Ann Willis Richards, the First Lady of Texas politics, an American

icon and patriot, who touched the lives of Texans and Americans across the Nation, passed away September 13, 2006, after a valiant fight with esophageal cancer;

Whereas her political philosophy was one of government openness and she was a forceful champion for economic and social justice for all Americans, opening Texas government to all Texans, including African Americans, Hispanics, women, and the disadvantaged;

Whereas, before her service ended, of her nearly 3,000 appointments, 46 percent were female, 15 percent were black, 20 percent were Hispanic and 2 percent were Asian American;

Whereas her service to Texas and the Nation included teaching Texas schoolchildren, serving as County Commissioner in Travis County, serving 2 terms as Texas State Treasurer, and finally serving as the Governor of Texas;

Whereas Richards raised 4 incredible children, and 8 "almost perfect" grandchildren and touched the lives of countless friends throughout her life;

Whereas Governor Richards revitalized the Texas economy, yielding 2 percent growth when the United States economy was shrinking; she streamlined Texas's government and regulatory institutions for business and the public; she revitalized and positioned Texas's corporate infrastructure for the explosive economic growth it experienced later in the decade, and she saved Texas taxpayers more than \$6 billion;

Whereas Richards reformed the Texas prison system by establishing a substance abuse program for inmates, reducing the number of violent offenders released, and increasing prison space to deal with a growing prison population;

Whereas Richards instituted the Texas lottery to supplement school finances and she sought to decentralize control over education policy to districts and individual campuses, instituting site-based management;

Whereas Richards inspired an entire generation of young women, admonishing them with the words "well-behaved women rarely make history";

Whereas, in 1989, with co-author Peter Knobler, she wrote her autobiography "Straight from the Heart", inspiring Texans with her personal story and folksy humor;

Whereas, in 2004, she authored "I'm Not Slowing Down, Winning My Battle with Osteoporosis" and became an international spokesperson for women battling the disease;

Whereas, after her diagnosis with esophageal cancer, Richards inspired all of us with her determination to win against all the odds, and her fearless battle until the very last day in her beloved Austin, Texas;

Whereas her sense of humor, delivery, and understanding of Texas's "old boy" politics was legendary, charming, and disarming; and

Whereas Governor Dorothy Ann Willis Richards was an American original, an irreplaceable public servant, a patriot who loved the Nation and its expansive land, ideas, and the Constitution: Now, therefore, be it

*Resolved*, That the House of Representatives recognizes and commends Ann Richards' extraordinary contributions to Texas and American public life.

The SPEAKER pro tempore, Mr. SALAZAR, recognized Mr. DAVIS of Illinois, and Mr. SHAYS, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and agree to said resolution?

The SPEAKER pro tempore, Mr. SALAZAR, announced that two-thirds

of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said resolution was agreed to.

A motion to reconsider the vote whereby the rules were suspended and said resolution was agreed to was, by unanimous consent, laid on the table.

#### ¶27.11 PELL GRANT

Mr. George MILLER of California, moved to suspend the rules and pass the bill (H.R. 990) to provide all low-income students with the same opportunity to receive a Pell Grant by eliminating the tuition sensitivity provision in the Pell Grant program; as amended.

The SPEAKER pro tempore, Mr. SALAZAR, recognized Mr. George MILLER of California, and Mr. MCKEON, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and pass said bill, as amended?

The SPEAKER pro tempore, Mr. SALAZAR, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill, as amended, was passed.

By unanimous consent, the title was amended so as to read: "An Act to provide all low-income students with the same opportunity to receive a Pell Grant by suspending the tuition sensitivity provision in the Pell Grant program."

A motion to reconsider the votes whereby the rules were suspended and said bill, as amended, was passed and the title was amended was, by unanimous consent, laid on the table.

*Ordered*, That the Clerk request the concurrence of the Senate in said bill.

#### ¶27.12 UNIVERSITY OF SOUTHERN CALIFORNIA TROJANS FOOTBALL

Mr. DAVIS of Illinois, moved to suspend the rules and agree to the following resolution (H. Res. 126):

Whereas the University of Southern California (USC) Trojan football team achieved many historic accomplishments during the 2006 season;

Whereas the USC Trojan football team achieved its fifth consecutive Associated Press (AP) Top 4 finish;

Whereas USC was invited to make an unprecedented fifth consecutive Bowl Championship Series bowl appearance;

Whereas USC won an unprecedented fifth consecutive Pacific-10 Conference championship;

Whereas USC achieved its fifth consecutive season of at least 11 victories, an achievement equaled by only 3 other Division I schools in the history of National Collegiate Athletic Association (NCAA) football;

Whereas USC accomplished these feats while playing the second most difficult schedule in the Nation;

Whereas USC boasts a 33-game winning streak for all home games, as well as a 23-game winning streak for Pac-10 home games;

Whereas USC has maintained a top 10 ranking in the Associated Press College Football Poll for the past 56 editions;

Whereas USC has won 56 of its last 60 games;

Whereas during the 2006 season, USC featured 5 All-American first team players (wide receivers Dwayne Jarrett and Steve Smith, center Ryan Kalil, offensive tackle Sam Baker, and defensive tackle Sedrick Ellis);

Whereas USC head football coach Pete Carroll has the best winning percentage of any current NCAA Division I football coach with at least 5 years of experience;

Whereas the annual Rose Bowl is the oldest of all college bowl games, and its history and prestige have earned it the title "The Granddaddy of Them All";

Whereas USC has played in the Rose Bowl on 31 occasions and won 22 times, both records exceeding any other collegiate football program;

Whereas during the 2007 Rose Bowl game, USC featured a second half offensive explosion behind a game record-tying 4 touchdown passes from quarterback John David Booty;

Whereas during the 2007 Rose Bowl game, wide receiver Dwayne Jarrett caught 2 touchdown passes, was named Offensive Most Valuable Player for the game, and became USC's career receptions leader with 11 catches for 205 yards;

Whereas during the 2007 Rose Bowl game, linebacker Brian Cushing made 7 tackles, 4 tackles for losses, 2.5 sacks, and forced a fumble, and he was named the Defensive Most Valuable Player for the game; and

Whereas, under the leadership of USC's 10th president, Steven B. Sample, USC has established itself as a world-class research university, known for its leadership in the fields of communication, media, the sciences, and the arts: Now, therefore, be it

*Resolved*, That the House of Representatives—

(1) commends the University of Southern California Trojan football team and USC President Steven B. Sample for USC's victory in the 2007 Rose Bowl; and

(2) recognizes the achievements of the players, coaches, students, alumni, and staff who were instrumental in helping the University of Southern California win the Rose Bowl.

The SPEAKER pro tempore, Mr. SALAZAR, recognized Mr. DAVIS of Illinois, and Mr. MCKEON, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and agree to said resolution?

The SPEAKER pro tempore, Mr. SALAZAR, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said resolution was agreed to.

A motion to reconsider the vote whereby the rules were suspended and said resolution was agreed to was, by unanimous consent, laid on the table.

#### ¶27.13 MOUNT UNION COLLEGE PURPLE RAIDERS

Mr. DAVIS of Illinois, moved to suspend the rules and agree to the following resolution (H. Res. 103):

Whereas on December 16, 2006, the Mount Union College Purple Raiders of Alliance, Ohio, won the 2006 National Collegiate Athletic Association (NCAA) Division III Football National Championship by defeating the University of Wisconsin-Whitewater Warhawks by a score of 35-16 in the Amos Alonzo Stagg Bowl;

Whereas while there are currently 231 schools playing NCAA Division III college football, during the last 14 years the Purple Raiders have won an unprecedented 9 NCAA Division III Football National Championships;

Whereas Mount Union College currently has the second longest winning streak in all of college football with 23 consecutive victories;

Whereas the Purple Raiders have won 62 consecutive games on the road;

Whereas the Purple Raiders hold college football's two longest winning streaks—55 consecutive games won from 2000 to 2003 and 54 consecutive wins from 1996 to 1999;

Whereas in winning the 2006 National Championship, Mount Union College Football Head Coach Larry Kehres completed his 21st season as head coach of the Purple Raiders;

Whereas Coach Kehres has compiled a phenomenal 246–20–3 record at Mount Union College and the best career winning percentage (.920) for a head coach—at any division level—in the history of college football;

Whereas Coach Kehres has led the Purple Raiders to all 9 of their National Championships, 17 Ohio Athletic Conference titles, and 15 undefeated regular seasons;

Whereas Coach Kehres was named the American Football Coaches Association Division III Coach of the Year for a record eighth time in 2006;

Whereas the Purple Raiders finished the 2006 season ranked first nationally in Division III football in total offense, first in scoring, first in passing efficiency, second in rushing, second in total team defense, second in scoring defense, second in rush defense, and eighth in pass efficiency defense; and

Whereas Mount Union College graduates approximately 98 percent of the student-athletes who remain in the football program for a full four years: Now, therefore, be it

*Resolved*, That the House of Representatives—

(1) congratulates the Mount Union College Purple Raiders for winning the 2006 NCAA Division III Football National Championship; and

(2) recognizes all the players, coaches, and support staff who were instrumental in this achievement.

The SPEAKER pro tempore, Mr. SALAZAR, recognized Mr. DAVIS of Illinois, and Mr. MCKEON, each for 20 minutes.

After debate,

The question being put, *viva voce*,

Will the House suspend the rules and agree to said resolution?

The SPEAKER pro tempore, Mr. SALAZAR, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said resolution was agreed to.

A motion to reconsider the vote whereby the rules were suspended and said resolution was agreed to was, by unanimous consent, laid on the table.

#### ¶27.14 ARTERIAL ROAD

Mr. OBERSTAR moved to suspend the rules and pass the bill (H.R. 1129) to provide for the construction, operation, and maintenance of an arterial road in St. Louis County, Missouri.

The SPEAKER pro tempore, Mr. SALAZAR, recognized Mr. OBERSTAR and Mr. PETRI, each for 20 minutes.

After debate,

The question being put, *viva voce*,

Will the House suspend the rules and pass said bill?

The SPEAKER pro tempore, Mr. SALAZAR, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill was passed was, by unanimous consent, laid on the table.

*Ordered*, That the Clerk request the concurrence of the Senate in said bill.

#### ¶27.15 ST. JOSEPH MEMORIAL HALL

Mr. OBERSTAR moved to suspend the rules and pass the bill (H.R. 494) to provide for the conditional conveyance of any interest retained by the United States in St. Joseph Memorial Hall in St. Joseph, Michigan; as amended.

The SPEAKER pro tempore, Mr. SALAZAR, recognized Mr. OBERSTAR and Mr. PETRI, each for 20 minutes.

After debate,

The question being put, *viva voce*,

Will the House suspend the rules and pass said bill, as amended?

The SPEAKER pro tempore, Mr. SALAZAR, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill, as amended, was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill, as amended, was passed was, by unanimous consent, laid on the table.

*Ordered*, That the Clerk request the concurrence of the Senate in said bill.

#### ¶27.16 AMERICAN HEART MONTH

Mr. PALLONE moved to suspend the rules and agree to the following concurrent resolution (H. Con. Res. 52):

Whereas heart disease affects adult men and women of every age and race in the United States;

Whereas heart disease continues to be the leading cause of death in the United States;

Whereas an estimated 79 million adult Americans, nearly one in every 3, have 1 or more types of heart disease, including high blood pressure, coronary heart disease, congestive heart failure, stroke, and congenital heart defects;

Whereas extensive clinical and statistical studies have identified major and contributing factors that increase the risk of heart disease;

Whereas these studies have identified the following as major risk factors that cannot be changed: age (the risk of developing heart disease gradually increases as people age; advanced age significantly increases the risk); gender (men have greater risk of developing heart disease than women); and heredity (children of parents with heart disease are more likely to develop it themselves; African Americans have more severe high blood pressure than Caucasians and therefore are at higher risk; the risk is also higher among Latina Americans, some Asian Americans, and Native Americans and other indigenous populations);

Whereas these studies have identified the following as major risk factors that Americans can modify, treat or control by changing their lifestyle or seeking appropriate medical treatment: high blood pressure, high blood cholesterol, smoking tobacco products and exposure to tobacco smoke, physical inactivity, obesity, and diabetes mellitus;

Whereas these studies have identified the following as contributing risk factors that Americans can also take action to modify, treat or control by changing their lifestyle or seeking appropriate medical treatment: individual response to stress, excessive consumption of alcoholic beverages, use of certain illegal drugs, and hormone replacement therapy;

Whereas more than 72 million adult Americans have high blood pressure;

Whereas more than 36.6 million Americans have cholesterol levels of 240 mg/dL or higher, the level at which it becomes a major risk factor;

Whereas an estimated 46 million Americans put themselves at risk for heart disease every day by smoking cigarettes;

Whereas data released by the Centers for Disease Control and Prevention shows that more than 60 percent of American adults do not get enough physical activity, and more than 25 percent are not physically active at all;

Whereas 66 percent of adult Americans are overweight or obese;

Whereas 20 million adult Americans have diabetes and 65 percent of those so afflicted will die of some form of heart disease;

Whereas the American Heart Association projects that in 2007 1.2 million Americans will have a first or recurrent heart attack and 452,000 of these people will die as a result;

Whereas in 2007 approximately 700,000 Americans will suffer a new or recurrent stroke and 150,000 of these people will die as a result;

Whereas advances in medical research have significantly improved our capacity to fight heart disease by providing greater knowledge about its causes, innovative diagnostic tools to detect the disease, and new and improved treatments that help people survive and recover from this disease;

Whereas the Congress by Joint Resolution approved on December 30, 1963, (77 Stat. 843; 36 U.S.C. 101) has requested that the President issue an annual proclamation designating February as "American Heart Month"; and

Whereas every year since 1964 the President has issued a proclamation designating the month February as "American Heart Month": Now, therefore, be it

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

(1) supports the goals and ideals of American Heart Month;

(2) invites the chief executive officers of the States, territories, and possessions of the United States to issue proclamations designating American Heart Month and recognizing the goals and ideals of American Heart Month;

(3) commends the efforts of States, territories and possessions of the United States, localities, non-profit organizations, businesses, and other entities, and the people of the United States who support the goals and ideals of American Heart Month;

(4) recognizes and reaffirms our Nation's commitment to fighting heart disease by promoting awareness about its causes, risks, and prevention and by promoting new education programs, supporting research, and expanding access to medical treatment;

(5) recognizes all Americans battling heart disease, expresses gratitude to their family members and friends who are a source of love and encouragement to them as they combat



this disease, and salutes the health care professionals and medical researchers who provide assistance to those so afflicted and continue to work to find cures and improve treatments; and

(6) encourages each and every American to take to heart the four simple healthy life, healthy heart goals identified by the HealthierUS Initiative of the U.S. Department of Health and Human Services: exercise regularly and maintain a healthy weight; develop good eating habits; avoid tobacco products, drugs and excessive alcohol; and have regular medical checkups to take advantage of screenings that can detect heart-disease related problems early.

The SPEAKER pro tempore, Mr. SALAZAR, recognized Mr. PALLONE and Mr. SULLIVAN, each for 20 minutes.

After debate,

The question being put, *viva voce*,

Will the House suspend the rules and agree to said concurrent resolution?

The SPEAKER pro tempore, Mr. SALAZAR, announced that two-thirds of the Members present had voted in the affirmative.

Mr. PALLONE demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Mr. SALAZAR, pursuant to clause 8, rule XX, announced that further proceedings on the question were postponed until Wednesday, February 28, 2007.

¶27.17 ADDITIONAL RESEARCH FOR HYDROCEPHALUS

Mr. PALLONE moved to suspend the rules and agree to the following concurrent resolution (H. Con. Res. 74):

Whereas hydrocephalus is a serious neurological condition, characterized by the abnormal buildup of cerebrospinal fluids in the ventricles of the brain;

Whereas there is no known cure for hydrocephalus;

Whereas hydrocephalus affects an estimated one million Americans;

Whereas 1 or 2 in every 1000 babies are born with hydrocephalus;

Whereas over 375,000 older Americans have hydrocephalus, which often goes undetected or is misdiagnosed as dementia, Alzheimer's disease, or Parkinson's disease;

Whereas with appropriate diagnosis and treatment, people with hydrocephalus are able to live full and productive lives;

Whereas the standard treatment for hydrocephalus was developed in 1952, and carries multiple risks including shunt failure, infection, and overdrainage;

Whereas there are fewer than 10 centers in the United States specializing in the treatment of adults with normal pressure hydrocephalus;

Whereas each year, the people of the United States spend in excess of \$1 billion to treat hydrocephalus;

Whereas a September 2005 conference sponsored by 7 institutes of the National Institutes of Health—"Hydrocephalus: Myths, New Facts, Clear Directions"—resulted in efforts to initiate new, collaborative research and treatment efforts; and

Whereas the Hydrocephalus Association is one of the Nation's oldest and largest patient and research advocacy and support networks for individuals suffering from hydrocephalus: Now, therefore, be it

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

(1) the Congress commends the Director of the National Institutes of Health for working with leading scientists and researchers to organize the first-ever National Institutes of Health conference on hydrocephalus; and

(2) it is the sense of the Congress that—

(A) the Director of the National Institutes of Health should continue the current collaboration with respect to hydrocephalus among the National Eye Institute; the National Human Genome Research Institute; the National Institute of Biomedical Imaging and Bioengineering; the National Institute of Child Health and Human Development; the National Institute of Neurological Disorders and Stroke; the National Institute on Aging; and the Office of Rare Diseases;

(B) further research into the epidemiology, pathophysiology, disease burden, and improved treatment of hydrocephalus should be conducted or supported; and

(C) public awareness and professional education regarding hydrocephalus should increase through partnerships between the Federal Government and patient advocacy organizations, such as the Hydrocephalus Association.

The SPEAKER pro tempore, Mr. SALAZAR, recognized Mr. PALLONE and Mr. SULLIVAN, each for 20 minutes.

After debate,

The question being put, *viva voce*,

Will the House suspend the rules and agree to said concurrent resolution?

The SPEAKER pro tempore, Mr. SALAZAR, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said concurrent resolution was agreed to.

A motion to reconsider the vote whereby the rules were suspended and said concurrent resolution was agreed to was, by unanimous consent, laid on the table.

*Ordered*, That the Clerk request the concurrence of the Senate in said concurrent resolution.

¶27.18 RECESS—5:14 P.M.

The SPEAKER pro tempore, Mr. SALAZAR, pursuant to clause 12(a) of rule I, declared the House in recess at 5 o'clock and 14 minutes p.m., until approximately 6:30 p.m.

¶27.19 AFTER RECESS—6:30 P.M.

The SPEAKER pro tempore, Mr. ALTMIRE, called the House to order.

¶27.20 H. CON. RES. 47—UNFINISHED BUSINESS

The SPEAKER pro tempore, Mr. ALTMIRE, pursuant to clause 8, rule XX, announced the unfinished business to be the motion to suspend the rules and agree to the concurrent resolution (H. Con. Res. 47) supporting the goals and ideals of a National Medal of Honor Day to celebrate and honor the recipients of the Medal of Honor.

The question being put,

Will the House suspend the rules and agree to said concurrent resolution?

The vote was taken by electronic device.

It was decided in the { Yeas ..... 411  
affirmative ..... } Nays ..... 0

¶27.21 [Roll No. 103]

YEAS—411

Abercrombie	Deal (GA)	Johnson, E. B.
Ackerman	DeGette	Johnson, Sam
Aderholt	Delahunt	Kaptur
Akin	DeLauro	Jones (NC)
Alexander	Dent	Jones (OH)
Allen	Diaz-Balart, L.	Jordan
Altmire	Diaz-Balart, M.	Kagen
Andrews	Dicks	Kanjorski
Arcuri	Dingell	Kapur
Baca	Doggett	Keller
Bachmann	Donnelly	Kennedy
Bachus	Doolittle	Kildee
Baird	Doyle	Kilpatrick
Baker	Drake	Kind
Baldwin	Dreier	King (IA)
Barrett (SC)	Duncan	King (NY)
Barrow	Edwards	Kirk
Bartlett (MD)	Ehlers	Klein (FL)
Barton (TX)	Ellison	Kline (MN)
Bean	Ellsworth	Knollenberg
Becerra	Emerson	Kucinich
Berkley	Engel	Kuhl (NY)
Berman	English (PA)	LaHood
Berry	Eshoo	Lamborn
Biggert	Etheridge	Lampson
Bilbray	Everett	Langevin
Bilirakis	Fallin	Lantos
Bishop (GA)	Farr	Larsen (WA)
Bishop (NY)	Fattah	Larson (CT)
Bishop (UT)	Feeney	Latham
Blackburn	Ferguson	LaTourette
Blumenauer	Finer	Lee
Blunt	Flake	Levin
Boehner	Forbes	Lewis (GA)
Bonner	Fortenberry	Lewis (KY)
Bono	Fossella	Linder
Boozman	Fox	Lipinski
Boren	Frank (MA)	LoBiondo
Boswell	Franks (AZ)	Loeb
Boucher	Frelinghuysen	Lofgren, Zoe
Boustany	Gallegly	Lowey
Boyd (FL)	Garrett (NJ)	Lucas
Boyd (KS)	Gerlach	Lungren, Daniel
Brady (PA)	Giffords	E.
Braley (IA)	Gilchrest	Lynch
Brown (SC)	Gillibrand	Mack
Brown-Waite,	Gillmor	Mahoney (FL)
Ginny	Gingrey	Maloney (NY)
Buchanan	Gohmert	Manzullo
Burgess	Gonzalez	Marchant
Burton (IN)	Goode	Markey
Butterfield	Goodlatte	Marshall
Buyer	Gordon	Matheson
Calvert	Granger	Matsui
Camp (MI)	Graves	McCarthy (CA)
Campbell (CA)	Green, Al	McCarthy (NY)
Cannon	Green, Gene	McCaul (TX)
Cantor	Grijalva	McCollum (MN)
Capito	Gutierrez	McCotter
Capps	Hall (NY)	McCrary
Capuano	Hall (TX)	McDermott
Cardoza	Hare	McGovern
Carnahan	Harman	McHenry
Carney	Hastings (FL)	McHugh
Carson	Hayes	McIntyre
Carter	Heller	McKeon
Castle	Hensarling	McMorris
Castor	Hergert	Rodgers
Chabot	Herseth	McNerney
Chandler	Higgins	McNulty
Clarke	Hill	Meehan
Cleaver	Hinche	Meek (FL)
Clyburn	Hinojosa	Melancon
Coble	Hirono	Mica
Cohen	Hobson	Michaud
Cole (OK)	Hodes	Millender-
Conaway	Hoekstra	McDonald
Conyers	Holden	Miller (FL)
Cooper	Holt	Miller (MI)
Costa	Honda	Miller (NC)
Costello	Hooley	Miller, Gary
Courtney	Hoyer	Miller, George
Cramer	Hulshof	Mitchell
Crenshaw	Inglis (SC)	Mollohan
Crowley	Inslee	Moore (KS)
Cuellar	Israel	Moore (WI)
Culberson	Issa	Moran (VA)
Cummings	Jackson (IL)	Murphy (CT)
Davis (AL)	Jackson-Lee	Murphy, Patrick
Davis (CA)	(TX)	Murphy, Tim
Davis (IL)	Jefferson	Murtha
Davis (KY)	Jindal	Musgrave
Davis, David	Johnson (GA)	Myrick
Davis, Lincoln	Johnson (IL)	Nadler
		Napolitano

Neal (MA) Royce Taylor  
 Neugebauer Ruppertsberger Terry  
 Nunes Ryan (OH) Thompson (CA)  
 Oberstar Ryan (WI) Thompson (MS)  
 Obey Salazar Thornberry  
 Oliver Sali Tiahrt  
 Ortiz Sánchez, Linda Tiberi  
 Pallone T. Tierney  
 Pascrell Sanchez, Loretta Towns  
 Pastor Sarbanes Turner  
 Paul Saxton Udall (CO)  
 Payne Schakowsky Udall (NM)  
 Pearce Schiff Upton  
 Pence Schmidt Van Hollen  
 Perlmutter Schwartz Velázquez  
 Peterson (MN) Scott (GA) Visclosky  
 Peterson (PA) Scott (VA) Walberg  
 Petri Sensenbrenner Walden (OR)  
 Pickering Serrano Walsh (NY)  
 Pitts Sessions Walsh (NY)  
 Platts Sestak Walz (MN)  
 Poe Shadegg Wamp  
 Pomeroy Shays Wasserman  
 Porter Shea-Porter Schultz  
 Price (GA) Sherman Waters  
 Price (NC) Shimkus Watson  
 Pryce (OH) Shuler Watt  
 Putnam Shuster Waxman  
 Radanovich Simpson Weiner  
 Rahall Sires Welch (VT)  
 Ramstad Skelton Weldon (FL)  
 Rangel Slaughter Weller  
 Regula Smith (NE) Westmoreland  
 Rehberg Smith (NJ) Whitfield  
 Reichert Smith (WA) Wicker  
 Renzi Snyder Wilson (NM)  
 Reyes Solis Wilson (OH)  
 Reynolds Souder Wilson (SC)  
 Rodriguez Spratt Wolf  
 Rogers (AL) Stearns Woolsey  
 Rogers (KY) Stupak Wu  
 Rogers (MI) Sullivan Wynn  
 Rohrabacher Sutton Yarmuth  
 Ros-Lehtinen Tancredo Young (AK)  
 Roskam Tanner Young (FL)  
 Roybal-Allard Tauscher

It was decided in the affirmative { Yeas ..... 412  
 Nays ..... 0

¶27.23 [Roll No. 104]  
 YEAS—412

Abercrombie DeGette Johnson, E. B.  
 Ackerman Delahunt Johnson, Sam  
 Aderholt DeLauro Jones (NC)  
 Akin Dent Jones (OH)  
 Alexander Diaz-Balart, L. Jordan  
 Allen Diaz-Balart, M. Kagen  
 Altmire Dicks Kanjorski  
 Andrews Dingell Kaptur  
 Arcuri Doggett Keller  
 Baca Donnelly Kennedy  
 Bachmann Doolittle Kildee  
 Bachus Doyle Kilpatrick  
 Baird Drake Kind  
 Baker Dreier King (IA)  
 Baldwin Duncan King (NY)  
 Barrett (SC) Edwards Kirk  
 Barrow Ehlers Klein (FL)  
 Bartlett (MD) Ellison Kline (MN)  
 Barton (TX) Ellsworth Knollenberg  
 Bean Emanuel Kucinich  
 Becerra Emerson Kuhl (NY)  
 Berkley Engel LaHood  
 Berman English (PA) Lamborn  
 Berry Eshoo Lampson  
 Biggert Etheridge Langevin  
 Bilbray Everrett Lantos  
 Bilirakis Fallin Larsen (WA)  
 Bishop (GA) Farr Larson (CT)  
 Bishop (NY) Fattah Latham  
 Bishop (UT) Feeney LaTourette  
 Blackburn Ferguson Lee  
 Blumenauer Filner Levin  
 Blunt Flake Lewis (GA)  
 Boehner Forbes Lewis (KY)  
 Bonner Fortenberry Linder  
 Bono Fossella Lipinski  
 Boozman Foxx LoBiondo  
 Boren Frank (MA) Loeback  
 Boswell Franks (AZ) Lofgren, Zoe  
 Boucher Frelinghuysen Lowey  
 Boustany Lucas  
 Boyd (FL) Garrett (NJ) Lungren, Daniel  
 Boyda (KS) Gerlach E.  
 Brady (PA) Giffords Lynch  
 Braley (IA) Gilchrest Mack  
 Brown (SC) Gillibrand Mahoney (FL)  
 Brown-Waite, Gillmor Maloney (NY)  
 Ginny Gingrey Manzullo  
 Buchanan Gohmert Marchant  
 Burgess Gonzalez  
 Burton (IN) Goode Marshall  
 Butterfield Goodlatte Matheson  
 Buyer Gordon Matsui  
 Calvert Granger McCarthy (CA)  
 Camp (MI) Graves McCarthy (NY)  
 Campbell (CA) Green, Al McCaul (TX)  
 Cannon Green, Gene McCollum (MN)  
 Cantor Grijalva McCotter  
 Capito Gutierrez McCrery  
 Capps Hall (NY) McDermott  
 Capuano Hall (TX) McGovern  
 Cardoza Hare McHenry  
 Carnahan Harman McHugh  
 Carson Hastings (FL) McIntyre  
 Carter Hayes McKeon  
 Castle Heller McMorris  
 Castor Hensarling Rodgers  
 Chabot Herger McNerney  
 Chandler Herseth McNulty  
 Clarke Higgins Meehan  
 Cleaver Hill Meek (FL)  
 Clyburn Hinchey Melancon  
 Coble Hinojosa Mica  
 Cohen Hirono Michaud  
 Cole (OK) Hobson Millender-  
 Conaway Hodes McDonald  
 Conyers Hoekstra Miller (FL)  
 Cooper Holden Miller (MI)  
 Costa Holt Miller (NC)  
 Costello Honda Miller, Gary  
 Courtney Hooley Miller, George  
 Cramer Hoyer Mitchell  
 Crenshaw Hulshof Mollohan  
 Crowley Inglis (SC) Moore (KS)  
 Cuellar Inslee Moore (WI)  
 Culberson Israel Moran (VA)  
 Cummings Issa Murphy (CT)  
 Davis (AL) Jackson (IL) Murphy, Patrick  
 Davis (CA) Jackson-Lee Jackson-Lee  
 Davis (IL) (TX) Murphy, Tim  
 Davis (KY) Jefferson Murtha  
 Davis, David Jindal Musgrave  
 Davis, Lincoln Johnson (GA) Myrick  
 Deal (GA) Johnson (IL) Nadler  
 Napolitano

Neal (MA) Royce Tauscher  
 Neugebauer Ruppertsberger Taylor  
 Nunes Ryan (OH) Terry  
 Oberstar Ryan (WI) Thompson (CA)  
 Obey Salazar Thompson (MS)  
 Oliver Sali Thornberry  
 Ortiz Sánchez, Linda Tiahrt  
 Pallone T. Tiberi  
 Pascrell Sanchez, Loretta Tierney  
 Pastor Sarbanes Towns  
 Paul Saxton Turner  
 Payne Schakowsky Udall (CO)  
 Pearce Schiff Udall (NM)  
 Pence Schmidt Upton  
 Perlmutter Schwartz Van Hollen  
 Peterson (MN) Scott (GA) Velázquez  
 Peterson (PA) Scott (VA) Visclosky  
 Petri Sensenbrenner Walberg  
 Pickering Serrano Walden (OR)  
 Pitts Sessions Walsh (NY)  
 Platts Sestak Walz (MN)  
 Poe Shadegg Wamp  
 Pomeroy Shays Wasserman  
 Porter Shea-Porter Schultz  
 Price (GA) Sherman Waters  
 Price (NC) Shimkus Watson  
 Pryce (OH) Shuler Watt  
 Putnam Shuster Waxman  
 Radanovich Simpson Weiner  
 Rahall Sires Welch (VT)  
 Ramstad Skelton Weldon (FL)  
 Rangel Slaughter Weller  
 Regula Smith (NE) Westmoreland  
 Rehberg Smith (NJ) Whitfield  
 Reichert Smith (TX) Wicker  
 Renzi Smith (WA) Wilson (NM)  
 Reyes Snyder Wilson (OH)  
 Reynolds Solis Wilson (SC)  
 Rodriguez Souder Wolf  
 Rogers (AL) Stearns Woolsey  
 Rogers (KY) Stupak Wu  
 Rogers (MI) Sullivan Wynn  
 Rohrabacher Sutton Yarmuth  
 Ros-Lehtinen Tancredo Young (AK)  
 Roskam Tanner Young (FL)  
 Roybal-Allard

NOT VOTING—22

Brady (TX) Hastert Rothman  
 Brown, Corrine Hastings (WA) Rush  
 Clay Hunter Smith (TX)  
 Cubin Kingston Space  
 Davis, Jo Ann Lewis (CA) Stark  
 Davis, Tom Meeks (NY) Wexler  
 DeFazio Moran (KS)  
 Emanuel Ross

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said concurrent resolution was agreed to.

A motion to reconsider the vote whereby the rules were suspended and said concurrent resolution was agreed to was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said concurrent resolution.

¶27.22 H.R. 755—UNFINISHED BUSINESS

The SPEAKER pro tempore, Mr. ALTMIRE, pursuant to clause 8, rule XX, announced the further unfinished business to be the motion to suspend the rules and pass the bill (H.R. 755) to require annual oral testimony before the Financial Services Committee of the Chairperson or a designee of the Chairperson of the Securities and Exchange Commission, the Financial Accounting Standards Board, and the Public Company Accounting Oversight Board, relating to their efforts to promote transparency in financial reporting.

The question being put,

Will the House suspend the rules and pass said bill?

The vote was taken by electronic device.

NOT VOTING—21

Brady (TX) DeFazio Moran (KS)  
 Brown, Corrine Hastert Ross  
 Carney Hastings (WA) Rothman  
 Clay Hunter Rush  
 Cubin Kingston Space  
 Davis, Jo Ann Lewis (CA) Stark  
 Davis, Tom Meeks (NY) Wexler

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said bill.

¶27.24 H.R. 884—UNFINISHED BUSINESS

The SPEAKER pro tempore, Mr. ALTMIRE, pursuant to clause 8, rule XX, announced the further unfinished business to be the motion to suspend the rules and pass the bill (H.R. 884) to provide for the establishment of the Science and Technology Homeland Security International Cooperative Programs Office, and for other purposes.

The question being put,

Will the House suspend the rules and pass said bill?

The vote was taken by electronic device.

It was decided in the affirmative { Yeas ..... 396  
 Nays ..... 16

¶27.25 [Roll No. 105]  
 YEAS—396

Ackerman Allen Baca  
 Aderholt Altmire Bachmann  
 Akin Andrews Bachus  
 Alexander Arcuri Baird

Baker  
Baldwin  
Barrow  
Bartlett (MD)  
Barton (TX)  
Bean  
Becerra  
Berkley  
Berman  
Berry  
Biggett  
Bilbray  
Bilirakis  
Bishop (GA)  
Bishop (NY)  
Bishop (UT)  
Blumenauer  
Blunt  
Boehner  
Bonner  
Bono  
Boozman  
Boren  
Boswell  
Boucher  
Boustany  
Boyd (FL)  
Boyd (KS)  
Brady (PA)  
Braley (IA)  
Brown (SC)  
Brown-Waite,  
Ginny  
Buchanan  
Burgess  
Burton (IN)  
Butterfield  
Buyer  
Calvert  
Camp (MI)  
Campbell (CA)  
Cantor  
Capito  
Capps  
Capuano  
Cardoza  
Carmahan  
Carney  
Carson  
Carter  
Castle  
Castor  
Chabot  
Chandler  
Clarke  
Cleaver  
Clyburn  
Coble  
Cohen  
Cole (OK)  
Conyers  
Cooper  
Costa  
Costello  
Courtney  
Cramer  
Crenshaw  
Crowley  
Cuellar  
Culberson  
Cummings  
Davis (AL)  
Davis (CA)  
Davis (IL)  
Davis (KY)  
Davis, David  
Davis, Lincoln  
DeGette  
DeLaHunt  
DeLauro  
Dent  
Diaz-Balart, L.  
Diaz-Balart, M.  
Dicks  
Dingell  
Doggett  
Donnelly  
Doolittle  
Doyle  
Drake  
Dreier  
Edwards  
Ehlers  
Ellison  
Ellsworth  
Emanuel  
Emerson  
Engel  
English (PA)  
Eshoo

Etheridge  
Everett  
Fallin  
Farr  
Fattah  
Feeney  
Ferguson  
Filner  
Forbes  
Fortenberry  
Fossella  
Frank (MA)  
Franks (AZ)  
Frelinghuysen  
Gallegly  
Garrett (NJ)  
Gerlach  
Giffords  
Gillibrand  
Gillmor  
Gingrey  
Gohmert  
Gonzalez  
Goodlatte  
Gordon  
Granger  
Graves  
Green, Al  
Green, Gene  
Grijalva  
Gutierrez  
Hall (NY)  
Hall (TX)  
Hare  
Harman  
Hastert  
Hastings (FL)  
Hayes  
Heller  
Hensarling  
Herger  
Herseth  
Higgins  
Hill  
Hinchev  
Hinojosa  
Hirono  
Hobson  
Hodes  
Hoekstra  
Holden  
Holt  
Honda  
Hooley  
Hoyer  
Hulshof  
Inglis (SC)  
Inslee  
Israel  
Issa  
Jackson (IL)  
Jackson-Lee  
(TX)  
Jefferson  
Jindal  
Johnson (GA)  
Johnson (IL)  
Johnson, E. B.  
Johnson, Sam  
Jones (NC)  
Jones (OH)  
Jordan  
Kagen  
Kanjorski  
Kaptur  
Keller  
Kennedy  
Kildee  
Kilpatrick  
Kind  
King (IA)  
King (NY)  
Kirk  
Klein (FL)  
Kline (MN)  
Knollenberg  
Kucinich  
Kuhl (NY)  
LaHood  
Lamborn  
Lampson  
Langevin  
Lantos  
Larsen (WA)  
Larson (CT)  
Latham  
LaTourrette  
Lee  
Levin  
Lewis (GA)

Lewis (KY)  
Linder  
Lipinski  
LoBiondo  
Loebback  
Lofgren, Zoe  
Lowey  
Lucas  
Lungren, Daniel  
E.  
Lynch  
Mack  
Mahoney (FL)  
Maloney (NY)  
Marchant  
Markey  
Marshall  
Matheson  
Matsui  
McCarthy (CA)  
McCarthy (NY)  
McCaul (TX)  
McCollum (MN)  
McCotter  
McCrery  
McDermott  
McGovern  
McHenry  
McHugh  
McIntyre  
McKeon  
McMorris  
Rodgers  
McNerney  
McNulty  
Meehan  
Meek (FL)  
Melancon  
Mica  
Michaud  
Millender-  
McDonald  
Miller (FL)  
Miller (MI)  
Miller (NC)  
Miller, Gary  
Miller, George  
Mitchell  
Mollohan  
Moore (KS)  
Moore (WI)  
Moran (VA)  
Murphy (CT)  
Murphy, Patrick  
Murphy, Tim  
Murtha  
Musgrave  
Myrick  
Nadler  
Napolitano  
Neal (MA)  
Neugebauer  
Nunes  
Oberstar  
Obey  
Olver  
Ortiz  
Pallone  
Pascarell  
Pastor  
Payne  
Pearce  
Pence  
Perlmutter  
Peterson (MN)  
Peterson (PA)  
Pickering  
Pitts  
Platts  
Poe  
Pomeroy  
Porter  
Price (GA)  
Price (NC)  
Pryce (OH)  
Putnam  
Radanovich  
Rahall  
Ramstad  
Rangel  
Regula  
Rehberg  
Reichert  
Renzi  
Reyes  
Reynolds  
Rodriguez  
Rogers (AL)  
Rogers (KY)  
Rogers (MI)

Rohrbacher  
Ros-Lehtinen  
Roskam  
Roybal-Allard  
Royce  
Ruppersberger  
Ryan (OH)  
Ryan (WI)  
Salazar  
Sali  
Sánchez, Linda  
T.  
Sanchez, Loretta  
Sarbanes  
Saxton  
Schakowsky  
Schiff  
Schmidt  
Schwartz  
Scott (GA)  
Scott (VA)  
Serrano  
Sessions  
Sestak  
Shays  
Shea-Porter  
Sherman  
Shimkus  
Shuler  
Shuster  
Sires

Abercrombie  
Barrett (SC)  
Blackburn  
Cannon  
Conaway  
Deal (GA)  
Brady (TX)  
Brown, Corrine  
Clay  
Cubin  
Davis, Jo Ann  
Davis, Tom  
DeFazio

Skelton  
Slaughter  
Smith (NE)  
Smith (NJ)  
Smith (TX)  
Smith (WA)  
Snyder  
Solis  
Souder  
Sali  
Spratt  
Stearns  
Stupak  
Sullivan  
Sutton  
Tancredo  
Tanner  
Tauscher  
Taylor  
Terry  
Thompson (CA)  
Thompson (MS)  
Thornberry  
Tiberi  
Tierney  
Towns  
Turner  
Udall (CO)  
Udall (NM)  
Upton  
Van Hollen  
Velázquez

NAYS—16  
Duncan  
Flake  
Foxx  
Goode  
Manzullo  
Paul

NOT VOTING—21  
Gilchrest  
Hastings (WA)  
Hunter  
Kingston  
Lewis (CA)  
Meeks (NY)  
Moran (KS)

Visclosky  
Walberg  
Walden (OR)  
Walsh (NY)  
Walz (MN)  
Wamp  
Wasserman  
Schultz  
Waters  
Watson  
Watt  
Waxman  
Weiner  
Welch (VT)  
Weldon (FL)  
Weller  
Westmoreland  
Whitfield  
Wicker  
Wilson (NM)  
Wilson (OH)  
Wilson (SC)  
Wolf  
Woolsey  
Wu  
Wynn  
Yarmuth  
Young (AK)  
Young (FL)

Petri  
Sensenbrenner  
Shadegg  
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¶27.28 BILL PRESENTED TO THE PRESIDENT

Lorraine C. Miller, Clerk of the House reported that on February 16, 2007, she presented to the President of the United States, for his approval, the following bill.

H.R. 742. An Act to amend the Antitrust Modernization Commission Act of 2002, to extend the term of the Antitrust Modernization Commission and to make a technical correction.

¶27.29 LEAVE OF ABSENCE

By unanimous consent, leave of absence was granted—

To Mr. ROSS for today; and  
To Mr. SPACE, for today and February 28.

And then,

¶27.30 ADJOURNMENT

On motion of Mr. KING of Iowa, at 11 o'clock and 43 minutes p.m., the House adjourned.

¶27.31 REPORTS OF COMMITTEES ON PUBLIC BILLS AND RESOLUTIONS

[Pursuant to the order of the House of February 16, 2007, the following report was filed on February 23, 2007]

Under clause 2 of rule XIII, reports of committees were delivered to the Clerk for printing and reference to the proper calendar, as follows:

Mr. FRANK: Committee on Financial Services. H.R. 556. A bill to ensure national security while promoting foreign investment and the creation and maintenance of jobs, to reform the process by which such investments are examined for any effect they may have on national security, to establish the Committee on Foreign Investment in the United States, and for other purposes; with an amendment (Rept. 110-24 Pt. 1). Ordered to be printed.

[The following report was filed on February 27, 2007]

Mr. ARCURI: Committee on Rules. House Resolution 195. Resolution providing for the consideration of the bill (H.R. 556) to ensure national security while promoting foreign investment and the creation and maintenance of jobs, to reform the process by which such investments are examined for any effect they may have on national security, to establish the Committee on Foreign Investment in the United States, and for other purposes; (Rept. 110-25). Referred to the House Calendar.

¶27.32 COMMITTEE DISCHARGED

Pursuant to clause 2 of rule XII, the Committees on Energy and Commerce and Foreign Affairs discharged from further consideration. H.R. 556 referred to the Committee of the Whole House on the state of the Union, and ordered to be printed.

¶27.33 PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XII, public bills and resolutions were introduced and severally referred, as follows:

By Mr. DAVIS of Alabama (for himself and Mr. RAMSTAD):

H.R. 1190. A bill to amend title XVIII of the Social Security Act to preserve access to community cancer care by Medicare beneficiaries; to the Committee on Energy and

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said bill.

¶27.26 PROVIDING FOR CONSIDERATION OF H.R. 556

Mr. ARCURI, by direction of the Committee on Rules, reported (Rept. No. 110-25) the resolution (H. Res. 195) providing for consideration of the bill (H.R. 556) to ensure national security while promoting foreign investment and the creation and maintenance of jobs, to reform the process by which such investments are examined for any effect they may have on national security, to establish the Committee on Foreign Investment in the United States, and for other purposes; referred to the House Calendar and ordered printed.

¶27.27 SENATE BILL REFERRED

A bill of the Senate of the following title was taken from the Speaker's table and, under the rule, referred as follows:

S. 171. An Act to designate the facility of the United States Postal Service located at 301 Commerce Street in Commerce, Oklahoma, as the "Mickey Mantle Post Office Building"; to the Committee on Oversight and Government Reform.

Commerce, and in addition to the Committee on Ways and Means, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. RENZI:

H.R. 1191. A bill to authorize the National Park Service to pay for services rendered by subcontractors under a General Services Administration Indefinite Deliver/Indefinite Quantity Contract issued for work to be completed at the Grand Canyon National Park; to the Committee on Natural Resources.

By Mr. MEEK of Florida (for himself, Ms. ROS-LEHTINEN, Mr. LEWIS of Georgia, Mr. BRADY of Pennsylvania, Ms. JACKSON-LEE of Texas, and Mr. ORTIZ):

H.R. 1192. A bill to amend the Public Health Service Act to enhance public and health professional awareness and understanding of lupus and to strengthen the Nation's research efforts to identify the causes and cure of lupus; to the Committee on Energy and Commerce.

By Mr. LEWIS of Georgia (for himself, Mr. CAMP of Michigan, Mr. BISHOP of Georgia, Mr. WYNN, Ms. KILPATRICK, Mr. BUTTERFIELD, and Mr. CUMMINGS):

H.R. 1193. A bill to amend title XVIII of the Social Security Act to improve the benefits under the Medicare Program for beneficiaries with kidney disease, and for other purposes; to the Committee on Energy and Commerce, and in addition to the Committee on Ways and Means, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. LEWIS of Georgia (for himself, Mr. RAMSTAD, Mr. BOUCHER, and Mr. GARY G. MILLER of California):

H.R. 1194. A bill to amend the Internal Revenue Code of 1986 to repeal the excise tax on telephone and other communications services; to the Committee on Ways and Means.

By Mr. OBERSTAR (for himself, Mr. MICA, Mr. DEFAZIO, and Mr. DUNCAN):

H.R. 1195. A bill to amend the Safe, Accountable, Flexible, Efficient Transportation Equity Act: A Legacy for Users to make technical corrections, and for other purposes; to the Committee on Transportation and Infrastructure.

By Mr. REYES:

H.R. 1196. A bill to authorize appropriations for fiscal year 2007 for intelligence and intelligence-related activities of the United States Government, the Community Management Account, and the Central Intelligence Agency Retirement and Disability System, and for other purposes; to the Committee on Intelligence (Permanent Select).

By Mr. BILIRAKIS:

H.R. 1197. A bill to amend title 38, United States Code, to provide improved benefits for veterans who are former prisoners of war; to the Committee on Veterans' Affairs.

By Mrs. CAPPs (for herself, Mr. WALSH of New York, Mr. CUMMINGS, Mr. EHLERS, Mr. MCHUGH, Mr. McNULTY, Ms. MCCOLLUM of Minnesota, Mrs. MCCARTHY of New York, Mr. McDERMOTT, Mr. GRIJALVA, Ms. SCHAKOWSKY, Ms. KILPATRICK, Mr. PAYNE, Mr. GENE GREEN of Texas, Mr. HINCHEY, Mr. GUTIERREZ, Mr. FOSSELLA, Mr. SMITH of New Jersey, Mr. JEFFERSON, Mr. JOHNSON of Georgia, Ms. WOOLSEY, Mr. KUHl of New York, Mr. DAVIS of Illinois, Ms. ESHOO, and Mr. BACHUS):

H.R. 1198. A bill to amend the Public Health Service Act regarding early detection, diagnosis, and treatment of hearing

loss; to the Committee on Energy and Commerce.

By Mr. CARDOZA (for himself, Mr. LARSEN of Washington, and Ms. HOOLEY):

H.R. 1199. A bill to extend the grant program for drug-endangered children; to the Committee on the Judiciary, and in addition to the Committee on Energy and Commerce, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. McDERMOTT (for himself, Mr. DELAHUNT, Mr. KUCINICH, Ms. LEE, Ms. SCHAKOWSKY, Mr. HINCHEY, Mr. DICKS, Mr. FARR, Mr. GRIJALVA, Mr. OLVER, and Mr. GUTIERREZ):

H.R. 1200. A bill to provide for health care for every American and to control the cost and enhance the quality of the health care system; to the Committee on Energy and Commerce, and in addition to the Committees on Ways and Means, Oversight and Government Reform, and Armed Services, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. BOUCHER (for himself, Mr. DOOLITTLE, and Ms. ZOE LOFGREN of California):

H.R. 1201. A bill to amend title 17, United States Code, to promote innovation, to encourage the introduction of new technology, to enhance library preservation efforts, and to protect the fair use rights of consumers, and for other purposes; to the Committee on the Judiciary.

By Mr. ENGLISH of Pennsylvania (for himself, Ms. NORTON, and Mr. CARTER):

H.R. 1202. A bill to amend the Federal Election Campaign Act of 1971 to prohibit an authorized committee of a winning candidate for election for Federal office which received a personal loan from the candidate from making any repayment on the loan after the date on which the candidate begins serving in such office; to the Committee on House Administration.

By Mr. ENGLISH of Pennsylvania (for himself, Mr. UDALL of Colorado, Mr. TERRY, Mr. CARTER, and Mr. MILLER of Florida):

H.R. 1203. A bill to amend the Federal Election Campaign Act of 1971 to prohibit the use of any contribution made to a candidate for election for Federal office, or any donation made to an individual as support for the individual's activities as the holder of a Federal office, for the payment of a salary to the candidate or individual or to any member of the immediate family of the candidate or individual; to the Committee on House Administration.

By Mr. ENGLISH of Pennsylvania (for himself and Mr. GOODE):

H.R. 1204. A bill to amend the Internal Revenue Code of 1986 to impose penalties for the failure of 527 organizations to comply with disclosure requirements; to the Committee on Ways and Means, and in addition to the Committee on House Administration, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. FALCOMA (for himself, Ms. BORDALLO, Mrs. CHRISTENSEN, and Mr. ABERCROMBIE):

H.R. 1205. A bill to reauthorize the Coral Reef Conservation Act of 2000, and for other purposes; to the Committee on Natural Resources, and in addition to the Committee on Science and Technology, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. FORBES (for himself, Mr. KELLER, Mrs. JO ANN DAVIS of Virginia, and Mr. BURTON of Indiana):

H.R. 1206. A bill to name the Logistics Automation Training Facility of the Army Quartermaster Center and School at Fort Lee, Virginia, in honor of General Richard H. Thompson, who is the only quartermaster to have risen from private to full general; to the Committee on Armed Services.

By Mr. GERLACH:

H.R. 1207. A bill to amend the Internal Revenue Code of 1986 to impose an excise tax on any tax-exempt organization which accepts any contribution which may be used to relocate property held by the organization if the relocation is contrary to the intent of the donor of the property; to the Committee on Ways and Means.

By Mr. GILLMOR (for himself and Mr. BAKER):

H.R. 1208. A bill to amend the Securities and Exchange Act of 1934 to require improved disclosure of corporate charitable contributions, and for other purposes; to the Committee on Financial Services.

By Mr. KING of New York:

H.R. 1209. A bill to provide Capitol-flown flags to the immediate family of fire fighters, law enforcement officers, emergency medical technicians, and other rescue workers who are killed in the line of duty; to the Committee on House Administration.

By Mr. MATHESON (for himself, Mr. CANNON, and Mr. BISHOP of Utah):

H.R. 1210. A bill to authorize the exchange of certain land in Grand, San Juan, and Uintah Counties, Utah, and for other purposes; to the Committee on Natural Resources.

By Mr. MATHESON (for himself, Mr. MCINTYRE, Mr. TAYLOR, Mrs. WILSON of New Mexico, Mr. EDWARDS, Mr. BERRY, Mr. BISHOP of Georgia, Mr. BUTTERFIELD, Mr. LINCOLN DAVIS of Tennessee, Mr. DEFAZIO, Mr. DELAHUNT, Mr. ETHERIDGE, Mr. HOLT, Ms. JACKSON-LEE of Texas, Mr. KUHl of New York, Mr. LATHAM, Mrs. MALONEY of New York, Ms. SCHWARTZ, Mr. UDALL of New Mexico, Mrs. CAPPs, Mr. HIGGINS, Mr. MELANCON, Mr. GRIJALVA, Mr. CUMMINGS, Mr. MCGOVERN, Mr. ALEXANDER, Mr. CLEAVER, Mr. EMANUEL, Mr. WAMP, Mr. SALAZAR, Mr. CUELLAR, Mr. FATTAH, Mr. GONZALEZ, Mr. TIM MURPHY of Pennsylvania, Ms. BORDALLO, Mr. PATRICK MURPHY of Pennsylvania, Mr. HOLDEN, Mr. DOYLE, Mr. SHULER, Mr. VAN HOLLEN, Ms. MATSUI, Ms. LORETTA SANCHEZ of California, Mrs. DAVIS of California, Mr. LYNCH, Mr. ROSS, Mr. BOUCHER, Mr. WALZ of Minnesota, Ms. BERKLEY, Mr. HALL of New York, Ms. HOOLEY, Mr. MCCARTHY of New York, Mr. BOSWELL, Mr. ELLISON, Ms. KILPATRICK, Mr. FARR, and Mr. LANTOS):

H.R. 1211. A bill to amend title 38, United States Code, to provide entitlement to educational assistance under the Montgomery GI Bill for members of the Selected Reserve who aggregate more than two years of active duty service in any five year period, and for other purposes; to the Committee on Veterans' Affairs, and in addition to the Committee on Armed Services, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. MELANCON:

H.R. 1212. A bill to amend the Small Business Act to authorize the Administrator of the Small Business Administration to waive the prohibition on duplication of certain disaster relief assistance; to the Committee on Small Business.

By Mr. POE (for himself, Mr. EDWARDS, Mr. CARTER, Mr. GONZALEZ, Mr. SOUDER, Mrs. MUSGRAVE, Mr. GOODLATTE, Mr. PITTS, Mr. LAMBORN, Mr. SHADEGG, Mr. BARTLETT of Maryland, Mr. WILSON of South Carolina, Mr. FORTUÑO, Mr. BARRETT of South Carolina, Mr. PEARCE, Mr. GINGREY, Mr. MCCAUL of Texas, Mr. HARE, Mr. GENE GREEN of Texas, Mr. SCOTT of Georgia, Mrs. MYRICK, Mr. SENSENBRENNER, Ms. BORDALLO, Mr. PATRICK MURPHY of Pennsylvania, Mr. LINCOLN DIAZ-BALART of Florida, Mr. MCCOTTER, and Mr. TERRY):

H.R. 1213. A bill to amend the Internal Revenue Code of 1986 to allow employers a credit against income tax equal to 50 percent of the compensation paid to employees while they are performing active duty service as members of the Ready Reserve or the National Guard and of the compensation paid to temporary replacement employees; to the Committee on Ways and Means.

By Mr. RAMSTAD (for himself and Mr. TAYLOR):

H.R. 1214. A bill to amend title 38, United States Code, to expand and enhance educational assistance for survivors and dependents of veterans; to the Committee on Veterans' Affairs.

By Mr. ROGERS of Michigan:

H.R. 1215. A bill to authorize the Secretary of Energy to make certain loan guarantees for advanced conservation and fuel efficiency motor vehicle technology projects; to the Committee on Energy and Commerce, and in addition to the Committee on Science and Technology, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Ms. SCHAKOWSKY (for herself and Mr. KING of New York):

H.R. 1216. A bill to direct the Secretary of Transportation to issue regulations to reduce the incidence of child injury and death occurring inside or outside of light motor vehicles, and for other purposes; to the Committee on Energy and Commerce.

By Mr. SMITH of Nebraska (for himself, Mr. HAYES, Mr. CONAWAY, and Mrs. MUSGRAVE):

H.R. 1217. A bill to amend the Internal Revenue Code of 1986 to provide a credit to certain concentrated animal feeding operations for the cost of complying with environmental protection regulations; to the Committee on Ways and Means.

By Mr. WU:

H.R. 1218. A bill to amend part D of title XVIII of the Social Security Act to authorize the Secretary of Health and Human Services to negotiate for lower prices for Medicare prescription drugs and to eliminate the gap in coverage of Medicare prescription drug benefits, to authorize the Secretary of Health and Human Services to promulgate regulations for the reimportation of prescription drugs, and for other purposes; to the Committee on Energy and Commerce, and in addition to the Committee on Ways and Means, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. WU:

H.R. 1219. A bill to amend title XVIII of the Social Security Act to provide geographic equity in fee-for-service reimbursement for providers under the Medicare Program; to the Committee on Ways and Means, and in addition to the Committee on Energy and Commerce, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. PLATTS:

H.J. Res. 38. A joint resolution proposing an amendment to the Constitution of the United States to authorize the line item veto; to the Committee on the Judiciary.

By Ms. EDDIE BERNICE JOHNSON of Texas (for herself and Mr. HONDA):

H. Con. Res. 75. Concurrent resolution expressing the sense of Congress that the global use of child soldiers is unacceptable and that the international community should find remedies end this practice; to the Committee on Foreign Affairs.

By Mr. COHEN (for himself, Mr. JOHNSON of Georgia, Ms. JACKSON-LEE of Texas, Mr. BRADY of Pennsylvania, Mr. WEXLER, Ms. KILPATRICK, Ms. WOOLSEY, Mr. PALLONE, Ms. LEE, Mr. MCGOVERN, Ms. SCHAKOWSKY, Mrs. MALONEY of New York, Mr. CONYERS, Mr. MORAN of Virginia, Mr. CAPUANO, Mr. RANGEL, Mr. PAYNE, Mr. JEFFERSON, Mr. ELLISON, Mr. AL GREEN of Texas, Mr. BUTTERFIELD, Ms. WATSON, Mr. HINCHEY, Mr. CLEAVER, Ms. CARSON, Mr. ISRAEL, Mr. ACKERMAN, Mr. DAVIS of Alabama, Mr. LEWIS of Georgia, Mr. ABERCROMBIE, Mr. HARE, Mr. KENNEDY, Ms. BALDWIN, Mr. HODES, Mr. FILNER, Mr. HONDA, and Mr. KUCINICH):

H. Res. 194. A resolution apologizing for the enslavement and racial segregation of African-Americans; to the Committee on the Judiciary.

By Mr. BLUMENAUER (for himself and Ms. EDDIE BERNICE JOHNSON of Texas):

H. Res. 196. A resolution supporting the goals and ideals of World Water Day; to the Committee on Foreign Affairs.

By Mr. ENGEL:

H. Res. 197. A resolution commending Vice President Al Gore on his well-deserved recognition for the Academy Award-winning documentary, "An Inconvenient Truth"; to the Committee on Oversight and Government Reform.

By Mr. AL GREEN of Texas (for himself, Ms. KILPATRICK, Mr. LEWIS of Georgia, Mr. CLYBURN, Mr. DAVIS of Illinois, Ms. LEE, Mr. BUTTERFIELD, Ms. JACKSON-LEE of Texas, Ms. MOORE of Wisconsin, Mr. CUMMINGS, Mr. DAVIS of Alabama, Mr. CLEAVER, Mr. FATTAH, Mr. MEEKS of New York, Ms. EDDIE BERNICE JOHNSON of Texas, Ms. CORRINE BROWN of Florida, Ms. CARSON, Ms. CLARKE, Mr. CLAY, Mr. CONYERS, Mr. PAYNE, Mr. RANGEL, Mrs. CHRISTENSEN, Ms. WATERS, Mr. RUSH, Mr. SCOTT of Virginia, Mr. ELLISON, Mr. THOMPSON of Mississippi, Ms. NORTON, Ms. WATSON, Mr. WYNN, Mr. TOWNS, Mrs. JONES of Ohio, Mr. WATT, Mr. HASTINGS of Florida, Mr. JOHNSON of Georgia, Mr. BISHOP of Georgia, Mr. MEEK of Florida, Mr. JACKSON of Illinois, Ms. MILLENDER-MCDONALD, Mr. SCOTT of Georgia, Mr. JEFFERSON, Mr. ORTIZ, Mr. GRIJALVA, Mr. BRADY of Pennsylvania, Mr. HONDA, Mrs. CAPPES, Mr. CROWLEY, Mrs. NAPOLITANO, Mr. CAPUANO, Ms. SOLIS, Ms. WASSERMAN SCHULTZ, Mr. LARSON of Connecticut, Mr. DOGGETT, Mr. SERRANO, Mr. PALLONE, Mr. HIGGINS, Mr. WU, Mr. ISRAEL, Mr. GEORGE MILLER of California, Ms. BALDWIN, Ms. LORETTA SANCHEZ of California, Mr. BACHUS, Mr. HINOJOSA, Mr. WILSON of South Carolina, Mr. POE, Mr. MCCAUL of Texas, Mr. SHAYS, Mr. SENSENBRENNER, and Mr. INGLIS of South Carolina):

H. Res. 198. A resolution recognizing the significance of Black History Month; to the Committee on Oversight and Government Reform.

By Mr. REYES (for himself and Mr. HOEKSTRA):

H. Res. 199. A resolution providing amounts for the expenses of the Permanent Select Committee on Intelligence in the One Hundred Tenth Congress; to the Committee on House Administration.

By Ms. SLAUGHTER (for herself and Mr. DREIER):

H. Res. 200. A resolution providing amounts for the expenses of the Committee on Rules in the One Hundred Tenth Congress; to the Committee on House Administration.

¶27.34 MEMORIALS

Under clause 3 of rule XII, memorials were presented and referred as follows:

9. The SPEAKER presented a memorial of the Legislature of the State of Louisiana, relative to House Concurrent Resolution No. 33 memorializing the Congress of the United States to adopt S. 520 and H.R. 1070, the Constitution Restoration Act of 2005, which will limit the jurisdiction of the federal courts and preserve the right to acknowledge God to the states and to the people and resolve the issue of improper judicial intervention in matters relating to the acknowledgment of God; to the Committee on the Judiciary.

10. Also, a memorial of the Senate of the State of Louisiana, relative to Senate Resolution 16 memorializing the Congress of the United States to adopt the Constitution Restoration Act, to limit the jurisdiction of the federal courts and preserve the right to the states and to the people to acknowledge God and resolve the issue of improper judicial intervention in matters relating to the acknowledgment of God, all as authorized by Article III, Section 2, of the United States Constitution; to the Committee on the Judiciary.

¶27.35 PRIVATE BILLS AND RESOLUTIONS

Under clause 3 of rule XII,

Mr. LATOURETTE introduced a bill (H.R. 1220) for the relief of Michael Dvorkin; which was referred to the Committee on the Judiciary.

¶27.36 ADDITIONAL SPONSORS

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

- H.R. 40: Mr. BRADY of Pennsylvania.
- H.R. 60: Ms. CASTOR and Mr. DAVID DAVIS of Tennessee.
- H.R. 65: Mr. MARCHANT.
- H.R. 73: Mr. FORTENBERRY, Mr. WAMP, and Mr. BOOZMAN.
- H.R. 89: Mr. JONES of North Carolina, Mr. MILLER of Florida, and Mr. JINDAL.
- H.R. 140: Ms. HOOLEY.
- H.R. 146: Mr. TERRY and Mr. TOWNS.
- H.R. 178: Mrs. CHRISTENSEN and Mr. RUSH.
- H.R. 180: Mr. HINCHEY, Ms. MILLENDER-MCDONALD, Mr. DAVIS of Illinois, Mr. MEEKS of New York, Mr. PASTOR, Ms. WATERS, Mr. AL GREEN of Texas, Ms. HARMAN, Mr. HODES, Ms. HIRONO, Mr. KUCINICH, Mr. MCGOVERN, and Mr. SCOTT of Georgia.
- H.R. 192: Mr. NEUGEBAUER.
- H.R. 201: Ms. SCHAKOWSKY.
- H.R. 237: Mr. MICHAUD.
- H.R. 241: Mr. BOEHNER.
- H.R. 251: Mr. CARNAHAN.
- H.R. 303: Mr. BOYD of Florida, Mr. JONES of North Carolina, Mr. KIRK, Mr. PRICE of North Carolina, and Ms. HERSETH.
- H.R. 319: Mr. VAN HOLLEN.
- H.R. 328: Mr. AL GREEN of Texas, Mr. MORAN of Virginia, and Mr. SHAYS.
- H.R. 352: Ms. NORTON and Mr. HARE.
- H.R. 358: Ms. HIRONO, Mr. BUTTERFIELD, Mr. MOLLOHAN, Mr. TIM MURPHY of Pennsylvania, and Mr. PETERSON of Minnesota.
- H.R. 359: Ms. SUTTON.

- H.R. 370: Mr. TIM MURPHY of Pennsylvania and Mr. TANGREDO.  
H.R. 402: Mr. ABERCROMBIE, Mr. PASTOR, and Mr. BOUCHER.  
H.R. 405: Mrs. CAPPS.  
H.R. 410: Mr. CROWLEY.  
H.R. 423: Mr. PASTOR and Mr. BACA.  
H.R. 454: Mr. CUMMINGS, Mr. GRIJALVA, and Mr. MOORE of Kansas.  
H.R. 457: Mr. BUTTERFIELD and Mr. JEFFERSON.  
H.R. 464: Ms. WASSERMAN SCHULTZ and Mr. WU.  
H.R. 468: Ms. KILPATRICK, Mr. ISRAEL, Mr. CUMMINGS, Mr. RUSH, and Mrs. JONES of Ohio.  
H.R. 471: Mr. CARNEY, Mrs. BOYDA of Kansas, Mr. PEARCE, Mr. LAHOOD, Mrs. SCHMIDT, Mr. BOUCHER, and Ms. GINNY BROWN-WAITE of Florida.  
H.R. 477: Mr. UDALL of Colorado, Ms. HOOLEY, Mr. TOWNS, Mr. EMANUEL, and Ms. ESHOO.  
H.R. 493: Mrs. TAUSCHER, Mr. PICKERING, and Mr. MATHESON.  
H.R. 505: Mr. FALCOMA, Ms. BORDALLO, and Mr. MORAN of Virginia.  
H.R. 508: Mr. JACKSON of Illinois and Mr. HONDA.  
H.R. 511: Mr. PORTER, Mr. HULSHOF, Mr. WALBERG, Mrs. BIGGERT, Mr. LINDER, and Mr. MANZULLO.  
H.R. 522: Mr. MEEHAN and Ms. CLARKE.  
H.R. 526: Mr. REICHERT.  
H.R. 539: Mr. PAUL, Mrs. CUBIN, Mr. LEVIN, Mr. TERRY, Mr. LANGEVIN, Mr. LYNCH, Mr. BOOZMAN, and Mr. DAVIS of Illinois.  
H.R. 552: Mr. BOUCHER, Mr. WEXLER, Mr. ROGERS of Alabama, Ms. DEGETTE, Mr. SAXTON, Mr. FRANK of Massachusetts, Mr. ALLEN, and Mr. GINGREY.  
H.R. 566: Ms. HIRONO.  
H.R. 579: Mr. JINDAL, Mrs. DAVIS of California, Mr. UDALL of New Mexico, Mrs. TAUSCHER, Mr. OLVER, Mr. BERRY, Mr. WELCH of Vermont, and Mr. BONNER.  
H.R. 618: Mr. LINDER.  
H.R. 621: Mr. KANJORSKI, Mr. BOREN, Mr. GILLMOR, Mr. BOUCHER, Mr. TIM MURPHY of Pennsylvania, Mr. HOLDEN, Mr. BISHOP of Georgia, Mr. GOODE, and Mr. CANNON.  
H.R. 628: Mr. VAN HOLLEN, Mr. KUHL of New York, and Mr. GORDON.  
H.R. 642: Mr. MEEK of Florida, Mr. MCHUGH, and Mr. COHEN.  
H.R. 643: Mr. MEEK of Florida, Mrs. MYRICK, Mr. LATOURETTE, Mr. WELLER, Mr. SKELTON, Mr. LEWIS of Kentucky, Mr. TIBERI, and Mr. GORDON.  
H.R. 644: Mr. ALTMIRE and Mr. WELCH of Vermont.  
H.R. 661: Mr. INSLEE.  
H.R. 662: Mr. WELLES, Mr. WEXLER, and Mr. ABERCROMBIE.  
H.R. 664: Mr. ROHRBACHER.  
H.R. 667: Mr. LIPINSKI.  
H.R. 670: Mr. NADLER, Mr. SHAYS, Mr. MCKEON, and Mr. MCHUGH.  
H.R. 676: Mr. YARMUTH, Mr. UDALL of New Mexico, Mr. BRADY of Pennsylvania, and Mrs. NAPOLITANO.  
H.R. 677: Ms. HOOLEY, Mr. HOLDEN, Mr. CLAY, and Mr. LEVIN.  
H.R. 684: Mr. DAVIS of Illinois, Mr. CLEAVER, and Mr. CONYERS.  
H.R. 689: Mr. POE, Mr. DEAL of Georgia, and Mr. MARCHANT.  
H.R. 690: Ms. BORDALLO, Mr. GERLACH, and Mr. WALSH of New York.  
H.R. 694: Mr. DAVIS of Illinois.  
H.R. 695: Mr. JONES of North Carolina, Mr. LEVIN, and Mr. HONDA.  
H.R. 697: Mr. PEARCE.  
H.R. 701: Mr. OBERSTAR.  
H.R. 718: Mr. TIBERI, Mr. CONYERS, and Mr. BISHOP of New York.  
H.R. 722: Mr. TERRY.  
H.R. 723: Mr. ORTIZ and Mr. ROHRBACHER.  
H.R. 770: Mr. JEFFERSON, Mr. GRIJALVA, Mr. DEFazio, Mr. MCGOVERN, Mr. DOGGETT, Mr. OLVER, Ms. WATSON, and Mr. FARR.  
H.R. 784: Ms. BORDALLO, Mrs. DAVIS of California, and Mr. ABERCROMBIE.  
H.R. 787: Ms. HIRONO and Ms. CORRINE BROWN of Florida.  
H.R. 803: Mr. DENT, Ms. ZOE LOFGREN of California, Mrs. LOWEY, and Mr. PERLMUTTER.  
H.R. 811: Mr. DAVIS of Alabama, Mr. UDALL of New Mexico, and Mr. CLEAVER.  
H.R. 819: Mr. PASTOR, Mr. LEWIS of Georgia, Mr. HODES, Mr. CONYERS, Mr. BOSWELL, Mr. DEFazio, Mr. KUCINICH, Mr. CHANDLER, Ms. SHEA-PORTER, and Mr. THOMPSON of California.  
H.R. 829: Mr. MARCHANT.  
H.R. 836: Mr. PLATTS.  
H.R. 837: Mr. PLATTS.  
H.R. 840: Mr. LEWIS of Georgia, Ms. SCHAKOWSKY, Mr. CLAY, Ms. HIRONO, Ms. MOORE of Wisconsin, and Mr. RUSH.  
H.R. 845: Mr. PLATTS.  
H.R. 846: Mr. PLATTS.  
H.R. 851: Mr. CHABOT.  
H.R. 854: Mr. HOLT.  
H.R. 869: Ms. HERSETH and Ms. HIRONO.  
H.R. 876: Mr. MCCOTTER, Mr. HUNTER, and Mr. VAN HOLLEN.  
H.R. 884: Mrs. LOWEY, Mrs. CHRISTENSEN, Mr. CROWLEY, Mr. COURTNEY, Mr. TIM MURPHY of Pennsylvania, Mr. MICHAUD, and Mr. MCCOTTER.  
H.R. 891: Ms. MOORE of Wisconsin, Mr. CAPUANO, Mrs. DAVIS of California, Mr. BLUMENAUER, Mr. ROTHMAN, Mr. AL GREEN of Texas, and Mr. FARR.  
H.R. 897: Mr. GONZALEZ.  
H.R. 901: Ms. HIRONO, Mr. NADLER, Mr. MEEKS of New York, Mr. DAVIS of Illinois, Mr. MCINTYRE, and Mrs. NAPOLITANO.  
H.R. 910: Mrs. MCMORRIS RODGERS.  
H.R. 916: Mr. KUCINICH and Mr. ISRAEL.  
H.R. 926: Mr. BOUCHER and Mr. SALAZAR.  
H.R. 939: Mrs. MYRICK, Mrs. CUBIN, Mr. GARRETT of New Jersey, Mr. BARTLETT of Maryland, and Mr. BOOZMAN.  
H.R. 947: Mr. GONZALEZ.  
H.R. 957: Mr. McNULTY, Ms. HARMAN, and Mrs. MYRICK.  
H.R. 960: Mr. FATTAH and Mr. KENNEDY.  
H.R. 962: Mr. DEFazio, Ms. HIRONO, Mr. GEORGE MILLER of California, Ms. LINDA T. SANCHEZ of California, and Mr. STARK.  
H.R. 984: Mr. WELCH of Vermont.  
H.R. 985: Mr. WELCH of Vermont.  
H.R. 990: Mrs. TAUSCHER, Mr. AL GREEN of Texas, Mr. HASTINGS of Florida, Mrs. DAVIS of California, Mr. COHEN, Mr. TIERNEY, Ms. MATSUI, Mr. HARE, Mr. DAVIS of Illinois, and Mr. ISRAEL.  
H.R. 996: Ms. CLARKE.  
H.R. 998: Mr. BISHOP of Georgia, Mr. BUTTERFIELD, Mr. CUMMINGS, Mr. FARR, Mr. HONDA, Mr. MORAN of Virginia, Mr. PAYNE, Mr. RANGEL, Mr. RUSH, Mr. SHULER, Mr. STUPAK, and Mr. TOWNS.  
H.R. 1010: Mr. BERMAN, Ms. CORRINE BROWN of Florida, Ms. MCCOLLUM of Minnesota, Mr. VAN HOLLEN, Mr. KUCINICH, Mr. BISHOP of Georgia, Mr. CUMMINGS, and Mr. PAYNE.  
H.R. 1013: Mr. EVERETT.  
H.R. 1014: Mrs. DAVIS of California, Ms. MCCOLLUM of Minnesota, Mr. TERRY, Ms. HIRONO, Ms. HOOLEY, Ms. KILPATRICK, Mr. MEEHAN, Ms. SCHAKOWSKY, Mr. GRIJALVA, Ms. HERSETH, Mrs. CAPITO, Mr. CLAY, Mr. REYES, Mr. SHAYS, Mr. MCDERMOTT, Ms. NORTON, Ms. ESHOO, Mr. CUMMINGS, Mr. BOSWELL, Mr. AL GREEN of Texas, Mrs. TAUSCHER, Mr. PRICE of North Carolina, Mrs. LOWEY, Ms. BORDALLO, Mr. LYNCH, Mr. MCCOTTER, Mr. WU, Mr. VAN HOLLEN, and Mr. LANTOS.  
H.R. 1023: Mr. WESTMORELAND and Mr. GOODE.  
H.R. 1034: Mr. BURTON of Indiana and Ms. BORDALLO.  
H.R. 1035: Mr. BROWN of South Carolina.  
H.R. 1038: Mr. CONYERS and Mr. ABERCROMBIE.  
H.R. 1051: Ms. HIRONO and Mr. MOORE of Kansas.  
H.R. 1061: Mr. BROWN of South Carolina, Mrs. MILLER of Michigan, and Mr. LARSEN of Washington.  
H.R. 1063: Mrs. MILLER of Michigan, Mr. BRADY of Texas, Mr. SKELTON, Mr. MCCOTTER, Mr. WELLER, and Mr. MURTHA.  
H.R. 1072: Mr. DAVIS of Illinois and Mr. LANTOS.  
H.R. 1074: Mr. PASCRELL and Mr. DAVIS of Illinois.  
H.R. 1076: Mr. PETRI and Mr. ALLEN.  
H.R. 1077: Mr. KUHL of New York and Mrs. MUSGRAVE.  
H.R. 1080: Ms. HERSETH.  
H.R. 1086: Ms. HOOLEY and Mr. LIPINSKI.  
H.R. 1097: Ms. HIRONO.  
H.R. 1107: Mr. GORDON.  
H.R. 1118: Mr. PLATTS and Mr. CHABOT.  
H.R. 1120: Mr. TIM MURPHY of Pennsylvania, Mr. ISRAEL, Mr. SHIMKUS, Mr. SESSIONS, Mr. TIBERI, Mr. UPTON, Mr. REICHERT, Mr. MCHENRY, Ms. GINNY BROWN-WAITE of Florida, Mr. MANZULLO, Mr. LINCOLN DIAZ-BALART of Florida, Mr. MARIO DIAZ-BALART of Florida, and Mr. WALDEN of Oregon.  
H.R. 1152: Mr. TIM MURPHY of Pennsylvania and Mr. PATRICK MURPHY of Pennsylvania.  
H.R. 1153: Mr. JONES of North Carolina, Mr. TERRY, and Mr. TANGREDO.  
H.R. 1157: Mr. ALLEN, Mr. BISHOP of New York, Mr. CLEAVER, Mr. CUMMINGS, Mr. TOM DAVIS of Virginia, Mrs. DAVIS of California, Mr. DELAHUNT, Mr. EMANUEL, Mr. ENGEL, Ms. ESHOO, Mr. FRANK of Massachusetts, Ms. HARMAN, Mr. HOLDEN, Mr. ISRAEL, Mr. KENNEDY, Mr. KIND, Mr. KUCINICH, Mr. LARSON of Connecticut, Mr. LYNCH, Mrs. MCCARTHY of New York, Ms. MCCOLLUM of Minnesota, Mr. MEEHAN, Mr. MICHAUD, Mr. MORAN of Virginia, Mr. MURTHA, Mr. NEAL of Massachusetts, Mr. OBERSTAR, Mr. PETERSON of Minnesota, Mr. PLATTS, Mr. RAMSTAD, Mr. REYES, Mr. RYAN of Wisconsin, Ms. SCHAKOWSKY, Ms. SCHWARTZ, Mr. SERRANO, Mr. SHAYS, Mrs. TAUSCHER, Mr. WAXMAN, Mr. WEINER, and Mr. TIERNEY.  
H.R. 1169: Mr. CONYERS.  
H.R. 1188: Mr. TOM DAVIS of Virginia, Mr. MCCOTTER, and Mr. BLUMENAUER.  
H.J. Res. 6: Mr. GOODE.  
H.J. Res. 19: Mr. DAVIS of Tennessee.  
H.J. Res. 21: Ms. GINNY BROWN-WAITE of Florida.  
H. Con. Res. 9: Ms. CORRINE BROWN of Florida, Mr. CLAY, Mr. JEFFERSON, Mr. RANGEL, Mr. HASTINGS of Florida, Mr. MEEK of Florida, and Mr. KUCINICH.  
H. Con. Res. 19: Ms. NORTON, Mr. RUSH, and Ms. KILPATRICK.  
H. Con. Res. 28: Mr. MILLER of Florida, Mr. CALVERT, and Mr. MARCHANT.  
H. Con. Res. 39: Ms. WOOLSEY, Mr. ENGEL, and Mr. EMANUEL.  
H. Con. Res. 40: Mr. GARRETT of New Jersey and Mr. MCCOTTER.  
H. Con. Res. 45: Mr. DENT.  
H. Con. Res. 47: Mr. SALAZAR, Mr. HAYES, Mr. BUYER, and Mr. BURGESS.  
H. Con. Res. 53: Mr. KUHL of New York, Mr. BUTTERFIELD, and Mr. HINOJOSA.  
H. Con. Res. 62: Mr. ISSA, Mr. CASTLE, Mr. PLATTS, Mr. SHAYS, Ms. FOX, Mr. MICA, Mr. WESTMORELAND, Mr. MOORE of Kansas, Mrs. BLACKBURN, Mrs. BONO, Mr. FORTENBERRY, Mr. DUNCAN, Mr. CANNON, Mr. DAVIS of Illinois, Mr. PAYNE, Mr. TIM MURPHY of Pennsylvania, Mr. PENCE, Mr. SESSIONS, Mr. LIPINSKI, Mr. BILBRAY, Mr. DENT, Mr. LINDER, Mr. TURNER, Mr. GOODE, Mr. MORAN of Virginia, Mr. GOODLATTE, Mrs. JO ANN DAVIS of Virginia, and Mr. SALL.  
H. Con. Res. 71: Mr. LAMBORN, Ms. HIRONO, Mr. FOSSELLA, and Mr. LANTOS.  
H. Con. Res. 74: Mr. HOLDEN, Mr. GERLACH, and Mr. GEORGE MILLER of California.  
H. Res. 37: Mr. CONYERS, Ms. SCHAKOWSKY, and Mr. HONDA.



H. Res. 42: Mr. BURGESS.  
 H. Res. 53: Mr. DAVIS of Illinois.  
 H. Res. 55: Mr. WEXLER and Mr. HONDA.  
 H. Res. 79: Mr. HOLDEN and Mr. GOODLATTE.  
 H. Res. 87: Mr. SPACE.  
 H. Res. 95: Mr. MEEK of Florida and Ms. HIRONO.  
 H. Res. 100: Mr. McDERMOTT, Mr. HINCHEY, Mr. COSTA, Mr. LEVIN, Mr. MICHAUD, Mr. BERMAN, Mrs. CAPPS, Mr. MCCOTTER, Mr. FATTAH, Mr. LIPINSKI, Ms. HIRONO, and Ms. EDDIE BERNICE JOHNSON of Texas.  
 H. Res. 111: Mr. WALSH of New York, Mr. BURTON of Indiana, Mr. MCCOTTER, Mr. PETERSON of Minnesota, and Mr. ROSKAM.  
 H. Res. 118: Mr. DAVIS of Illinois, Ms. SCHAKOWSKY, Mr. AL GREEN of Texas, Mr. FATTAH, Mr. CUMMINGS, Mr. SHAYS, Mrs. TAUSCHER, Mr. McDERMOTT, Mrs. MALONEY of New York, Mr. RUSH, Mr. JOHNSON of Georgia, Mr. SERRANO, Ms. WOOLSEY, and Mr. SIRES.  
 H. Res. 119: Ms. CARSON, Mr. HONDA, Mr. TIM MURPHY of Pennsylvania, and Ms. BORDALLO.  
 H. Res. 125: Mr. DAVIS of Kentucky, Mr. WEXLER, Mr. POE, Mr. BOOZMAN, Mr. KIRK, Mr. DOOLITTLE, Mr. WILSON of South Carolina, Mr. CANNON, Mr. SESSIONS, Mr. MACK, Mr. MILLER of North Carolina, Mr. SAXTON, Mr. FRANKS of Arizona, Mr. HASTINGS of Florida, Mr. ENGEL, and Mr. FOSSELLA.  
 H. Res. 126: Mr. COHEN.  
 H. Res. 128: Mr. GONZALEZ.  
 H. Res. 137: Mr. BERMAN and Mr. ISRAEL.  
 H. Res. 143: Mrs. CAPPS, Mr. FATTAH, and Mrs. TAUSCHER.  
 H. Res. 146: Mr. KUCINICH, Mr. AL GREEN of Texas, Mr. MOORE of Kansas, and Ms. ZOE LOFGREN of California.  
 H. Res. 162: Ms. MATSUI, Mr. PASCRELL, Mr. HINOJOSA, Mr. LANTOS, Ms. CLARKE, Mr. SCOTT of Georgia, Mr. COOPER and Mr. GORDON.  
 H. Res. 163: Mr. DOGGETT and Mr. CAPUANO.  
 H. Res. 169: Ms. HARMAN.  
 H. Res. 185: Ms. SCHWARTZ, Mr. BURTON of Indiana, and Mr. WEINER.

### WEDNESDAY, FEBRUARY 28, 2007 (28)

#### 28.1 APPOINTMENT OF SPEAKER PRO TEMPORE

The House was called to order by the SPEAKER pro tempore, Mr. PASTOR, who laid before the House the following communication:

WASHINGTON, DC,  
 February 28, 2007.

I hereby appoint the Honorable ED PASTOR to act as Speaker pro tempore on this day.

NANCY PELOSI,  
 Speaker of the House of Representatives.

#### 28.2 APPROVAL OF THE JOURNAL

The SPEAKER pro tempore, Mr. PASTOR, announced he had examined and approved the Journal of the proceedings of Tuesday, February 27, 2007.

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

#### 28.3 COMMUNICATIONS

Executive and other communications, pursuant to clause 8, rule XII, were referred as follows:

637. A letter from the White House Liaison and Executive Director, White House Commission on the National Moment of Remembrance, transmitting the fifth Annual Report of the White House Commission on the National Moment of Remembrance, pursuant to 36 U.S.C.116 note Public Law 106-579, section 6 (b)(1); to the Committee on Oversight and Government Reform.

638. A letter from the Secretary, Department of Transportation, transmitting the semiannual report of the Inspector General for the period ending September 30, 2006, pursuant to 5 U.S.C. app. (Insp. Gen. Act) section 5(b); to the Committee on Oversight and Government Reform.

639. A letter from the Federal Co-Chair, Appalachian Regional Commission, transmitting the semiannual report on the activities of the Office of Inspector General for the period April 1, 2006, through September 30, 2006, pursuant to 5 U.S.C. app. (Insp. Gen. Act) section 8G(h)(2); to the Committee on Oversight and Government Reform.

640. A letter from the Chairman, Broadcasting Board of Governors, transmitting the semiannual report on the activities of the Office of Inspector General for the period from April 1, 2006 to September 30, 2006, pursuant to 5 U.S.C. app. (Insp. Gen. Act) section 5(b); to the Committee on Oversight and Government Reform.

641. A letter from the Chairman, Broadcasting Board of Governors, transmitting in accordance with the requirements of the Accountability of Tax Dollars Act of 2002 (Pub. L. 107-289), the Board's FY 2006 Performance and Accountability Report; to the Committee on Oversight and Government Reform.

642. A letter from the Under Secretary for Acquisition, Technology and Logistics, Department of Defense, transmitting the Department's Annual Report for 2006 on the implementation of the Federal Financial Assistance Management Improvement Act of 1999, pursuant to Public Law 106-107, section 5 (113 Stat. 1488); to the Committee on Oversight and Government Reform.

643. A letter from the Associate General Counsel for General Law, Department of Homeland Security, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Oversight and Government Reform.

644. A letter from the Under Secretary for Management, Department of Homeland Security, transmitting in accordance with Section 647(b) of Division F of the Consolidated Appropriations Act, FY 2004, Pub. L. 108-199, the Department's report on competitive sourcing efforts for FY 2006; to the Committee on Oversight and Government Reform.

645. A letter from the Chief Financial Officer, Department of Housing and Urban Development, transmitting in accordance with Section 647(b) of Division F of the Consolidated Appropriations Act, FY 2004, Pub. L. 108-199, the Department's report on competitive sourcing efforts for FY 2006; to the Committee on Oversight and Government Reform.

646. A letter from the Secretary, Department of Transportation, transmitting the Departments' Report on Management Decisions and Final Actions on Office of Inspector General Audit Recommendations for the period ending September 30, 2006, pursuant to 31 U.S.C. 9106; to the Committee on Oversight and Government Reform.

647. A letter from the Chairman, National Transportation Safety Board, transmitting in accordance with Section 647(b) of Division F of the Consolidated Appropriations Act, FY 2004, Pub. L. 108-199, the Board's Report to Congress on the Fiscal Year (FY) 2006 Competitive Sourcing Efforts; to the Committee on Oversight and Government Reform.

648. A letter from the Director, Office of Federal Housing Enterprise Oversight, transmitting pursuant to the Office of Management and Budget Memorandum M-07-01, the Office's Report to Congress on FY 2006 Competitive Sourcing Efforts; to the Committee on Oversight and Government Reform.

649. A letter from the Chief, Regulations and Administrative Law, Department of

Homeland Security, transmitting the Department's final rule — Security Zone; Potomac and Anacostia Rivers, Washington, DC and Arlington and Fairfax Counties, Virginia [CGD05-06-008] (RIN: 1625-AA00) received February 13, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

650. A letter from the Chief, Regulations and Administrative Law, Department of Homeland Security, transmitting the Department's final rule — Security Zone; Savannah River, Savannah, GA [COTP Savannah-06-053] (RIN: 1625-AA00) received February 13, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

651. A letter from the Chief, Regulations and Administrative Law, Department of Homeland Security, transmitting the Department's final rule — Security Zone; Protection of Military Cargo, Captain of the Port Zone Puget Sound, WA [CGD13-06-010] (RIN: 1625-AA87) received February 13, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

652. A letter from the Chief, Regulations and Administrative Law, Department of Homeland Security, transmitting the Department's final rule — Security Zone Regulation; Tampa Bay, FL [COTP St. Petersburg 06-036] (RIN: 1625-AA87) received February 13, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

653. A letter from the Chief, Regulations and Administrative Law, Department of Homeland Security, transmitting the Department's final rule — Security Zone; Savannah River, Savannah, GA [COTP Savannah-06-037] (RIN: 1625-AA00) received February 13, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

654. A letter from the Chief, Regulations and Administrative Law, Department of Homeland Security, transmitting the Department's final rule — Security Zone; Kingsmill Resort Marina, James River, Williamsburg, VA [CGD06-06-010] (RIN: 1625-AA00) received February 13, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

655. A letter from the Chief, Regulations and Administrative Law, Department of Homeland Security, transmitting the Department's final rule — Security Zone; Protection of Military Cargo, Captain of the Port Zone Puget Sound, WA [CGD13-06-003] (RIN: 1625-AA87) received February 13, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

656. A letter from the Chief, Regulations and Administrative Law, Department of Homeland Security, transmitting the Department's final rule — Security Zone; Pearl Harbor and adjacent waters, Honolulu, HI [COTP Honolulu 06-001] (RIN: 1625-AA87) received February 13, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

657. A letter from the Chief, Regulations and Administrative Law, Department of Homeland Security, transmitting the Department's final rule — Security Zone; San Francisco Bay and Sacramento, CA [COTP San Francisco Bay 06-616] (RIN: 1625-AA87) received February 13, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

#### 28.4 PROVIDING FOR CONSIDERATION OF H.R. 556

Mr. ARCURI, by direction of the Committee on Rules, called up the following resolution (H. Res. 195):

*Resolved*, That at any time after the adoption of this resolution the Speaker may, pursuant to clause 2(b) of rule XVIII, declare the House resolved into the Committee of the Whole House on the state of the Union for consideration of the bill (H.R. 556) to ensure national security while promoting foreign investment and the creation and maintenance of jobs, to reform the process by which such investments are examined for any effect they may have on national security, to establish the Committee on Foreign Investment in the United States, and for other purposes. The first reading of the bill shall be dispensed with. All points of order against consideration of the bill are waived except those arising under clause 9 or 10 of rule XXI. General debate shall be confined to the bill and shall not exceed one hour equally divided and controlled by the chairman and ranking minority member of the Committee on Financial Services. After general debate the bill shall be considered for amendment under the five-minute rule. It shall be in order to consider as an original bill for the purpose of amendment under the five-minute rule the amendment in the nature of a substitute recommended by the Committee on Financial Services now printed in the bill. Each section of the committee amendment in the nature of a substitute shall be considered as read. Notwithstanding clause 11 of rule XVIII, no amendment to the committee amendment in the nature of a substitute shall be in order except those printed in the portion of the Congressional Record designated for that purpose in clause 8 of rule XVIII and except pro forma amendments for the purpose of debate. Each amendment so printed may be offered only by the Member who caused it to be printed or his designee and shall be considered as read. At the conclusion of consideration of the bill for amendment the Committee shall rise and report the bill to the House with such amendments as may have been adopted. Any Member may demand a separate vote in the House on any amendment adopted in the Committee of the Whole to the bill or to the committee amendment in the nature of a substitute. The previous question shall be considered as ordered on the bill and amendments thereto to final passage without intervening motion except one motion to recommend with or without instructions.

When said resolution was considered. After debate,

On motion of Mr. ARCURI, the previous question was ordered on the resolution to its adoption or rejection and, under the operation thereof, the resolution was agreed to.

A motion to reconsider the vote whereby said resolution was agreed to was, by unanimous consent, laid on the table.

¶28.5 NATIONAL SECURITY FOREIGN INVESTMENT REFORM AND STRENGTHENED TRANSPARENCY

The SPEAKER pro tempore, Mr. ARCURI, pursuant to House Resolution 195 and rule XVIII, declared the House resolved into the Committee of the Whole House on the state of the Union for the consideration of the bill (H.R. 556) to ensure national security while promoting foreign investment and the creation and maintenance of jobs, to reform the process by which such investments are examined for any effect they may have on national security, to establish the Committee on Foreign Investments in the United States, and for other purposes.

The SPEAKER pro tempore, Mr. ARCURI, by unanimous consent, designated Mr. PASTOR as Chairman of the Committee of the Whole; and after some time spent therein,

¶28.6 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment numbered 5, submitted by Mr. MCCAUL of Texas:

Page 30, line 17, strike the closing quotation marks and the second period.

Page 30, after line 17, insert the following new paragraph:

“(4) CONTENTS OF REPORT RELATED TO BARRIERS TO INVESTMENT INTO THE UNITED STATES.—In order to assist the Congress in its oversight role of ensuring the national security of the United States by ensuring a healthy investment climate, the President, and such agencies as the President shall designate, shall include in the annual report submitted under paragraph (1) a detailed discussion of factors, including the effective rate of taxation on entrepreneurs and businesses and other sources of capital in the United States as compared to other countries, that affect the number of filings, changes in the types of business sectors involved in filings, and changes in the number of investments originating from specific countries.”

It was decided in the { Yeas ..... 198  
negative ..... Nays ..... 228

¶28.7 [Roll No. 106] AYES—198

- |                 |               |                    |
|-----------------|---------------|--------------------|
| Aderholt        | Dreier        | Kuhl (NY)          |
| Akin            | Duncan        | LaHood             |
| Alexander       | Ehlers        | Lamborn            |
| Altmire         | Emerson       | Latham             |
| Bachmann        | English (PA)  | LaTourette         |
| Bachus          | Everett       | Lewis (CA)         |
| Baker           | Fallin        | Lewis (KY)         |
| Barrett (SC)    | Feeney        | Linder             |
| Bartlett (MD)   | Ferguson      | LoBiondo           |
| Barton (TX)     | Flake         | Lucas              |
| Biggart         | Forbes        | Lungren, Daniel E. |
| Bilbray         | Fortenberry   | Mack               |
| Bilirakis       | Fortuño       | Manzullo           |
| Bishop (UT)     | Possella      | Marchant           |
| Blackburn       | Fox           | McCarthy (CA)      |
| Blunt           | Franks (AZ)   | McCaul (TX)        |
| Boehner         | Frelinghuysen | McCotter           |
| Bonner          | Galleghy      | McCrery            |
| Bono            | Garrett (NJ)  | McHenry            |
| Boozman         | Gerlach       | McHugh             |
| Boustany        | Gilchrist     | McKeon             |
| Brady (TX)      | Gillmor       | McMorris           |
| Brown (SC)      | Gingrey       | Rodgers            |
| Brown-Waite,    | Gohmert       | Miller (FL)        |
| Ginny           | Goode         | Miller (MI)        |
| Buchanan        | Goodlatte     | Miller (MI)        |
| Burgess         | Granger       | Miller, Gary       |
| Burton (IN)     | Graves        | Moran (KS)         |
| Buyer           | Hall (TX)     | Murphy, Tim        |
| Calvert         | Hastert       | Musgrave           |
| Camp (MI)       | Hastings (WA) | Myrick             |
| Campbell (CA)   | Hayes         | Neugebauer         |
| Cannon          | Heller        | Nunes              |
| Cantor          | Hensarling    | Paul               |
| Capito          | Herger        | Pearce             |
| Carney          | Hobson        | Pence              |
| Carter          | Hoekstra      | Peterson (PA)      |
| Castle          | Hulshof       | Petri              |
| Chabot          | Inglis (SC)   | Pickering          |
| Coble           | Issa          | Pitts              |
| Cole (OK)       | Jindal        | Platts             |
| Conaway         | Johnson (IL)  | Poe                |
| Crenshaw        | Johnson, Sam  | Porter             |
| Davis (KY)      | Jones (NC)    | Price (GA)         |
| Davis, David    | Jordan        | Putnam             |
| Davis, Tom      | Keller        | Radanovich         |
| Deal (GA)       | King (IA)     | Ramstad            |
| Dent            | King (NY)     | Regula             |
| Diaz-Balart, L. | Kingston      | Rehberg            |
| Diaz-Balart, M. | Kirk          | Reichert           |
| Doolittle       | Kline (MN)    | Renzi              |
| Drake           | Knollenberg   | Reynolds           |

- |               |            |              |
|---------------|------------|--------------|
| Rogers (AL)   | Shimkus    | Upton        |
| Rogers (KY)   | Shuster    | Walberg      |
| Rogers (MI)   | Simpson    | Walden (OR)  |
| Rohrabacher   | Smith (NE) | Walsh (NY)   |
| Ros-Lehtinen  | Smith (NJ) | Wamp         |
| Roskam        | Smith (TX) | Weldon (FL)  |
| Royce         | Souder     | Weller       |
| Ryan (WI)     | Stearns    | Westmoreland |
| Sali          | Sullivan   | Whitfield    |
| Saxton        | Tancredo   | Wicker       |
| Schmidt       | Terry      | Wilson (NM)  |
| Sensenbrenner | Thornberry | Wilson (SC)  |
| Sessions      | Tiahrt     | Wolf         |
| Shadegg       | Tiberi     | Young (AK)   |
| Shays         | Turner     | Young (FL)   |

NOES—228

- |                |                 |                   |
|----------------|-----------------|-------------------|
| Abercrombie    | Grijalva        | Napolitano        |
| Ackerman       | Gutierrez       | Neal (MA)         |
| Allen          | Hall (NY)       | Norton            |
| Andrews        | Hare            | Oberstar          |
| Arcuri         | Harman          | Obey              |
| Baca           | Hastings (FL)   | Oliver            |
| Baird          | Hereth          | Ortiz             |
| Baldwin        | Higgins         | Pallone           |
| Barrow         | Hill            | Pascrell          |
| Bean           | Hinchee         | Pastor            |
| Becerra        | Hinojosa        | Payne             |
| Berkley        | Hirono          | Perlmutter        |
| Berman         | Hodes           | Peterson (MN)     |
| Berry          | Holden          | Pomeroy           |
| Bishop (GA)    | Holt            | Price (NC)        |
| Bishop (NY)    | Hooley          | Pryce (OH)        |
| Blumenauer     | Hoyer           | Rahall            |
| Bordallo       | Israel          | Rangel            |
| Boren          | Jackson (IL)    | Reyes             |
| Boswell        | Jackson-Lee     | Rodriguez         |
| Boucher        | (TX)            | Ross              |
| Boyd (FL)      | Jefferson       | Roybal-Allard     |
| Boyda (KS)     | Johnson (GA)    | Ruppersberger     |
| Braley (IA)    | Johnson, E. B.  | Rush              |
| Brown, Corrine | Jones (OH)      | Ryan (OH)         |
| Butterfield    | Kagen           | Salazar           |
| Capps          | Kanjorski       | Sánchez, Linda T. |
| Capuano        | Kaptur          | Sanchez, Loretta  |
| Cardoza        | Kennedy         | Sarbanes          |
| Carnahan       | Kildee          | Schakowsky        |
| Castor         | Kilpatrick      | Schiff            |
| Chandler       | Kind            | Schwartz          |
| Christensen    | Klein (FL)      | Scott (GA)        |
| Clarke         | Kucinich        | Scott (VA)        |
| Clay           | Lampson         | Serrano           |
| Cleaver        | Langevin        | Sestak            |
| Clyburn        | Lantos          | Shea-Porter       |
| Cohen          | Larsen (WA)     | Sherman           |
| Conyers        | Larson (CT)     | Shuler            |
| Cooper         | Lee             | Sires             |
| Costa          | Levin           | Skelton           |
| Costello       | Lewis (GA)      | Slaughter         |
| Courtney       | Lipinski        | Smith (WA)        |
| Cramer         | Loebsack        | Snyder            |
| Crowley        | Loftgren, Zoe   | Solis             |
| Cuellar        | Lowe            | Spratt            |
| Cummings       | Lynch           | Stupak            |
| Davis (AL)     | Mahoney (FL)    | Sutton            |
| Davis (CA)     | Maloney (NY)    | Tanner            |
| Davis (IL)     | Markey          | Tauscher          |
| Davis, Lincoln | Marshall        | Taylor            |
| DeFazio        | Matheson        | Thompson (CA)     |
| DeGette        | Matsui          | Thompson (MS)     |
| Delahunt       | McCarthy (NY)   | Tierney           |
| DeLauro        | McCollum (MN)   | Towns             |
| Dicks          | McDermott       | Udall (CO)        |
| Dingell        | McGovern        | Udall (NM)        |
| Doggett        | McIntyre        | Van Hollen        |
| Donnelly       | McNerney        | Velázquez         |
| Doyle          | McNulty         | Visclosky         |
| Edwards        | Meehan          | Walz (MN)         |
| Ellison        | Meek (FL)       | Wasserman         |
| Ellsworth      | Meeke (NY)      | Schultz           |
| Emanuel        | Melancon        | Waters            |
| Engel          | Michaud         | Watson            |
| Eshoo          | Millender-      | Watt              |
| Etheridge      | McDonald        | Waxman            |
| Faleomavaega   | Miller (NC)     | Weiner            |
| Farr           | Miller, George  | Welch (VT)        |
| Fattah         | Mitchell        | Wexler            |
| Filner         | Mollohan        | Wilson (OH)       |
| Frank (MA)     | Moore (KS)      | Woolsey           |
| Giffords       | Moore (WI)      | Wu                |
| Gillibrand     | Moran (VA)      | Wynn              |
| Gonzalez       | Murphy (CT)     | Yarmuth           |
| Gordon         | Murphy, Patrick |                   |
| Green, Al      | Murtha          |                   |
| Green, Gene    | Nadler          |                   |

NOT VOTING—12

- |            |           |               |
|------------|-----------|---------------|
| Brady (PA) | Cubin     | Davis, Jo Ann |
| Carson     | Culberson | Honda         |

Hunter Mica Space
Inslee Rothman Stark
So the amendment was not agreed to.

28.8 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment numbered 6, submitted by Mr. McCAUL of Texas:

Page 30, line 17, strike the closing quotation marks and the second period.

Page 30, after line 17, insert the following new paragraph:

“(4) CONTENTS OF REPORT RELATED TO BARRIERS TO INVESTMENT INTO THE UNITED STATES.—In order to assist the Congress in its oversight role of ensuring the national security of the United States by ensuring a healthy investment climate, the President, and such agencies as the President shall designate, shall include in the annual report submitted under paragraph (1) a detailed discussion of factors, including the amount of burdensome regulation in the United States as compared to other countries, that affect the number of filings, changes in the types of business sectors involved in filings, and changes in the number of investments originating from specific countries.”.

It was decided in the Yeas ..... 197 negative ..... Nays ..... 231

28.9 [Roll No. 107] AYES—197

- Aderholt Everrett Lucas
Akin Fallin Lungren, Daniel
Alexander Feeney E.
Altmire Ferguson Mack
Bachmann Flake Marchant
Bachus Forbes McCarthy (CA)
Baker Portenberry McCaul (TX)
Barrett (SC) Fortuño McCotter
Bartlett (MD) Fossella McCrery
Barton (TX) Foxx McHenry
Biggart Franks (AZ) McHugh
Bilbray Frelinghuysen McKeon
Bilirakis Gallegly McMorris
Bishop (UT) Garrett (NJ) Rodgers
Blackburn Gerlach Miller (FL)
Blunt Gilchrest Miller (MI)
Boehner Gillibrand Miller, Gary
Bonner Gillmor Moran (KS)
Bono Gingrey Murphy, Tim
Boozman Gohmert Musgrave
Boustany Goode Myrick
Brady (TX) Goodlatte Neugebauer
Brown (SC) Granger Nunes
Brown-Waite, Paul
Ginny Hall (TX) Pearce
Buchanan Hastert Pence
Burgess Hastings (WA) Peterson (PA)
Burton (IN) Hayes Petri
Buyer Heller Pickering
Calvert Hensarling Pitts
Camp (MI) Herger Platts
Campbell (CA) Hobson Poe
Cannon Hoekstra Porter
Cantor Hulshof Price (GA)
Capito Inglis (SC) Putnam
Carney Issa Radanovich
Carter Jindal Ramstad
Castle Johnson (IL) Regula
Chabot Johnson, Sam Rehberg
Coble Jones (NC) Reichert
Cole (OK) Jordan Renzi
Conaway Keller Reynolds
Crenshaw King (IA) Rogers (AL)
Davis (KY) King (NY) Rogers (KY)
Davis, David Kingston Rogers (MI)
Davis, Tom Kirk Rohrabacher
Deal (GA) Kline (MN) Ros-Lehtinen
Dent Knollenberg Roskam
Diaz-Balart, L. Kuhl (NY) Royce
Diaz-Balart, M. LaHood Ryan (WI)
Doolittle Lamborn Sali
Drake Latham Saxton
Dreier LaTourette Schmidt
Duncan Lewis (CA) Sensenbrenner
Ehlers Lewis (KY) Sessions
Emerson Linder Shadegg
English (PA) LoBiondo Shimkus

- Shuster
Simpson
Smith (NE)
Smith (NJ)
Smith (TX)
Souder
Stearns
Sullivan
Tancredo
Terry

- Abercrombie
Ackerman
Allen
Andrews
Arcuri
Baca
Baird
Baldwin
Barrow
Bean
Becerra
Berkley
Berman
Berry
Bishop (GA)
Bishop (NY)
Blumenauer
Bordallo
Boren
Boswell
Boucher
Boyd (FL)
Boyd (KS)
Braley (IA)
Brown, Corrine
Butterfield
Capps
Capuano
Cardoza
Carnahan
Castor
Chandler
Christensen
Clarke
Clay
Cleaver
Clyburn
Cohen
Conyers
Cooper
Costa
Costello
Courtney
Cramer
Crowley
Cuellar
Cummings
Davis (AL)
Davis (CA)
Davis (IL)
Davis, Lincoln
DeFazio
DeGette
Delahunt
DeLauro
Dicks
Dingell
Doggett
Donnelly
Doyle
Edwards
Ellison
Ellsworth
Emanuel
Engel
Eshoo
Etheridge
Faleomavaega
Farr
Fattah
Finer
Frank (MA)
Giffords
Gonzalez
Gordon
Green, Al
Green, Gene
Grijalva
Gutierrez

- Brady (PA)
Carson
Cubin
Culberson
Davis, Jo Ann
Hunter
Inslee
Mica

NOT VOTING—10

- Thornberry
Tiahrt
Tiberi
Turner
Upton
Walberg
Walden (OR)
Walsh (NY)
Wamp
Weldon (FL)

NOES—231

- Hall (NY)
Hare
Harman
Hastings (FL)
Obey
Oliver
Ortiz
Pallone
Pascrell
Barrow
Payne
Perlmutter
Peterson (MN)
Pomeroy
Price (NC)
Pryce (OH)
Rahall
Rangel
Reyes
Rodriguez
Ross
Roybal-Allard
Ruppersberger
Rush
Ryan (OH)
Salazar
Sanchez, Linda
T.
Sanchez, Loretta
Sarbanes
Schakowsky
Kind
Klein (FL)
Kucinich
Lampson
Langevin
Lantos
Larsen (WA)
Larson (CT)
Lee
Levin
Lewis (GA)
Lipinski
Loebsack
Lofgren, Zoe
Lowey
Lynch
Mahoney (FL)
Maloney (NY)
Manzullo
Markey
Marshall
Matheson
Matsui
McCarthy (NY)
McCollum (MN)
McDermott
McGovern
McIntyre
McNerney
McNulty
Meehan
Meek (FL)
Meeke (NY)
Melancon
Michaud
Millender-Schultz
McDonald
Miller (NC)
Miller, George
Mitchell
Mollohan
Moore (KS)
Moore (WI)
Moran (VA)
Murphy (CT)
Murphy, Patrick
Murtha
Nadler
Napolitano

- Weller
Westmoreland
Whitfield
Wicker
Wilson (NM)
Wilson (SC)
Wolf
Young (AK)
Young (FL)

- Neal (MA)
Norton
Oberstar
Obey
Oliver
Ortiz
Pallone
Pascrell
Pastor
Payne
Perlmutter
Peterson (MN)
Pomeroy
Price (NC)
Pryce (OH)
Rahall
Rangel
Reyes
Rodriguez
Ross
Roybal-Allard
Ruppersberger
Rush
Ryan (OH)
Salazar
Sanchez, Linda
T.
Sanchez, Loretta
Sarbanes
Schakowsky
Kind
Klein (FL)
Kucinich
Lampson
Langevin
Lantos
Larsen (WA)
Larson (CT)
Lee
Levin
Lewis (GA)
Lipinski
Loebsack
Lofgren, Zoe
Lowey
Lynch
Mahoney (FL)
Maloney (NY)
Manzullo
Markey
Marshall
Matheson
Matsui
McCarthy (NY)
McCollum (MN)
McDermott
McGovern
McIntyre
McNerney
McNulty
Meehan
Meek (FL)
Meeke (NY)
Melancon
Michaud
Millender-Schultz
McDonald
Miller (NC)
Miller, George
Mitchell
Mollohan
Moore (KS)
Moore (WI)
Moran (VA)
Murphy (CT)
Murphy, Patrick
Murtha
Nadler
Napolitano

28.10 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment numbered 7, submitted by Mr. McCAUL of Texas:

Page 30, line 17, strike the closing quotation marks and the second period.

Page 30, after line 17, insert the following new paragraph:

“(4) CONTENTS OF REPORT RELATED TO BARRIERS TO INVESTMENT INTO THE UNITED STATES.—In order to assist the Congress in its oversight role of ensuring the national security of the United States by ensuring a healthy investment climate, the President, and such agencies as the President shall designate, shall include in the annual report submitted under paragraph (1) a detailed discussion of factors, including a detailed discussion of factors, including trend information on the number of jobs in the United States related to foreign investment resulting from covered transactions, that affect the number of filings, changes in the types of business sectors involved in filings, and changes in the number of investments originating from specific countries.”.

It was decided in the Yeas ..... 197 negative ..... Nays ..... 231

28.11 [Roll No. 108] AYES—197

- Aderholt Ferguson McCotter
Akin Flake McCrery
Alexander Forbes McHenry
Altmire Portenberry McHugh
Bachmann Fortuño McKeon
Bachus Fossella McMorris
Baker Foxx Rodgers
Barrett (SC) Franks (AZ) Miller (FL)
Bartlett (MD) Frelinghuysen Miller (MI)
Barton (TX) Gallegly Miller, Gary
Biggart Garrett (NJ) Moran (KS)
Bilbray Gerlach Murphy, Tim
Bilirakis Gilchrest Musgrave
Bishop (UT) Gillmor Myrick
Blackburn Gingrey Neugebauer
Blunt Gohmert Nunes
Boehner Goode Paul
Bonner Goodlatte Pearce
Bono Granger Pence
Boozman Graves Peterson (PA)
Boustany Hall (TX) Petri
Brady (TX) Hastert Pickering
Brown (SC) Hastings (WA) Pitts
Hayes Platts
Ginny Heller Poe
Buchanan Hensarling Porter
Burgess Herger Price (GA)
Burton (IN) Hobson Putnam
Buyer Hoekstra Radanovich
Calvert Hulshof Ramstad
Camp (MI) Inglis (SC) Regula
Campbell (CA) Issa Rehberg
Cannon Jindal Reichert
Cantor Johnson (IL) Renzi
Capito Johnson, Sam Reynolds
Carney Jones (NC) Rogers (AL)
Carter Jordan Rogers (KY)
Castle Keller Rogers (MI)
Chabot King (IA) Rohrabacher
Coble King (NY) Ros-Lehtinen
Cole (OK) Kingston Roskam
Conaway Kirk Royce
Crenshaw Kline (MN) Ryan (WI)
Davis (KY) Knollenberg Sali
Davis, David Kuhl (NY) Saxton
Davis, Tom LaHood Schmidt
Deal (GA) Lamborn Sensenbrenner
Dent Latham Sessions
Diaz-Balart, L. LaTourette Shadegg
Diaz-Balart, M. Lewis (CA) Shays
Doolittle Lewis (KY) Shimkus
Drake Linder Shuster
Dreier LoBiondo Simpson
Duncan Lucas Smith (NE)
Ehlers Lungren, Daniel Smith (NJ)
Emerson E. Smith (TX)
English (PA) Mack Souder
Everett Marchant Stearns
Fallin McCarthy (CA) Sullivan
Feeney McCaul (TX) Tancredo

So the amendment was not agreed to.

Terry	Walden (OR)	Wicker
Thornberry	Walsh (NY)	Wilson (NM)
Tiahrt	Wamp	Wilson (SC)
Tiberi	Weldon (FL)	Wolf
Turner	Weller	Young (AK)
Upton	Westmoreland	Young (FL)
Walberg	Whitfield	

## NOES—231

Abercrombie	Gutierrez	Napolitano
Ackerman	Hall (NY)	Neal (MA)
Allen	Hare	Norton
Andrews	Harman	Oberstar
Arcuri	Hastings (FL)	Obey
Baca	Herseth	Olver
Baird	Higgins	Ortiz
Baldwin	Hill	Pallone
Barrow	Hinchev	Pascarell
Bean	Hinojosa	Pastor
Becerra	Hirono	Payne
Berkley	Hodes	Perlmutter
Berman	Holden	Peterson (MN)
Berry	Holt	Pomeroy
Bishop (GA)	Honda	Price (NC)
Bishop (NY)	Hooley	Pryce (OH)
Blumenauer	Hoyer	Rahall
Bordallo	Israel	Rangel
Boren	Jackson (IL)	Reyes
Boswell	Jackson-Lee	Rodriguez
Boucher	(TX)	Ross
Boyd (FL)	Jefferson	Roybal-Allard
Boyd (KS)	Johnson (GA)	Ruppersberger
Braley (IA)	Johnson, E. B.	Rush
Brown, Corrine	Jones (OH)	Ryan (OH)
Butterfield	Kagen	Salazar
Capps	Kanjorski	Salánchez, Linda
Capuano	Kaptur	T.
Cardoza	Kennedy	Sanchez, Loretta
Carnahan	Kildee	Sarbanes
Castor	Kilpatrick	Schakowsky
Chandler	Kind	Schiff
Christensen	Klein (FL)	Schwartz
Clarke	Kucinich	Scott (GA)
Clay	Lampson	Scott (VA)
Cleaver	Langevin	Serrano
Clyburn	Lantos	Sestak
Cohen	Larsen (WA)	Shea-Porter
Conyers	Larson (CT)	Sherman
Cooper	Lee	Shuler
Costa	Levin	Sires
Costello	Lewis (GA)	Skelton
Courtney	Lipinski	Slaughter
Cramer	Loebsack	Smith (WA)
Crowley	Loftgren, Zoe	Snyder
Cuellar	Lowey	Solis
Cummings	Lynch	Spratt
Davis (AL)	Mahoney (FL)	Stark
Davis (CA)	Maloney (NY)	Stupak
Davis (IL)	Manzullo	Sutton
Davis, Lincoln	Markey	Tanner
DeFazio	Marshall	Tauscher
DeGette	Matheson	Taylor
Delahunt	Matsui	Thompson (CA)
DeLauro	McCarthy (NY)	Thompson (MS)
Dicks	McCollum (MN)	Tierney
Dingell	McDermott	Towns
Doggett	McGovern	Udall (CO)
Donnelly	McIntyre	Udall (NM)
Doyle	McNerney	Van Hollen
Edwards	McNulty	Velázquez
Ellison	Meehan	Visclosky
Ellsworth	Meek (FL)	Walz (MN)
Emanuel	Meeke (NY)	Wasserman
Engel	Melancon	Schultz
Eshoo	Michaud	Waters
Etheridge	Millender-	Watson
Faleomavaega	McDonald	Watt
Farr	Miller (NC)	Waxman
Fattah	Miller, George	Weiner
Filner	Mitchell	Welch (VT)
Frank (MA)	Mollohan	Wexler
Giffords	Moore (KS)	Wilson (OH)
Gillibrand	Moore (WI)	Woolsey
Gonzalez	Moran (VA)	Wu
Gordon	Murphy (CT)	Wynn
Green, Al	Murphy, Patrick	Yarmuth
Green, Gene	Murtha	
Grijalva	Nadler	

## NOT VOTING—10

Brady (PA)	Davis, Jo Ann	Rothman
Carson	Hunter	Space
Cubin	Inslee	
Culberson	Mica	

So the amendment was not agreed to.  
After some further time,

The SPEAKER pro tempore, Mr. WEINER, assumed the Chair.

When Mr. PASTOR, Chairman, pursuant to House Resolution 195, reported the bill back to the House with an amendment adopted by the Committee.

The previous question having been ordered by said resolution.

The following amendment, reported from the Committee of the Whole House on the state of the Union, was agreed to:

Strike out all after the enacting clause and insert:

**SECTION 1. SHORT TITLE.**

This Act may be cited as the “National Security Foreign Investment Reform and Strengthened Transparency Act of 2007”.

**SEC. 2. UNITED STATES SECURITY IMPROVEMENT AMENDMENTS; CLARIFICATION OF REVIEW AND INVESTIGATION PROCESS.**

Section 721 of the Defense Production Act of 1950 (50 U.S.C. App. 2170) is amended by striking subsections (a) and (b) and inserting the following new subsections:

“(a) DEFINITIONS.—For purposes of this section, the following definitions shall apply:

“(1) COMMITTEE.—The term ‘Committee’ means the Committee on Foreign Investment in the United States.

“(2) CONTROL.—The term ‘control’ has the meaning given to such term in regulations which the Committee shall prescribe.

“(3) COVERED TRANSACTION.—The term ‘covered transaction’ means any merger, acquisition, or takeover by or with any foreign person which could result in foreign control of any person engaged in interstate commerce in the United States.

“(4) FOREIGN GOVERNMENT-CONTROLLED TRANSACTION.—The term ‘foreign government-controlled transaction’ means any covered transaction that could result in the control of any person engaged in interstate commerce in the United States by a foreign government or an entity controlled by or acting on behalf of a foreign government.

“(5) CLARIFICATION.—The term ‘national security’ shall be construed so as to include those issues relating to ‘homeland security’, including its application to critical infrastructure.

“(b) NATIONAL SECURITY REVIEWS AND INVESTIGATIONS.—

“(1) NATIONAL SECURITY REVIEWS.—

“(A) IN GENERAL.—Upon receiving written notification under subparagraph (C) of any covered transaction, or on a motion made under subparagraph (D) with respect to any covered transaction, the President, acting through the Committee, shall review the covered transaction to determine the effects of the transaction on the national security of the United States.

“(B) CONTROL BY FOREIGN GOVERNMENT.—If the Committee determines that the covered transaction is a foreign government-controlled transaction, the Committee shall conduct an investigation of the transaction under paragraph (2).

“(C) WRITTEN NOTICE.—

“(i) IN GENERAL.—Any party to any covered transaction may initiate a review of the transaction under this paragraph by submitting a written notice of the transaction to the Chairperson of the Committee.

“(ii) WITHDRAWAL OF NOTICE.—No covered transaction for which a notice was submitted under clause (i) may be withdrawn from review unless—

“(I) a written request for such withdrawal is submitted by any party to the transaction; and

“(II) the request is approved in writing by the Chairperson, in consultation with the Vice Chairpersons, of the Committee.

“(iii) CONTINUING DISCUSSIONS.—The approval of a withdrawal request under clause

(ii) shall not be construed as precluding any party to the covered transaction from continuing informal discussions with the Committee or any Committee member regarding possible resubmission for review pursuant to this paragraph.

“(D) UNILATERAL INITIATION OF REVIEW.—Subject to subparagraph (F), the President, the Committee, or any member acting on behalf of the Committee may move to initiate a review under subparagraph (A) of—

“(i) any covered transaction;

“(ii) any covered transaction that has previously been reviewed or investigated under this section, if any party to the transaction submitted false or misleading material information to the Committee in connection with the review or investigation or omitted material information, including material documents, from information submitted to the Committee; or

“(iii) any covered transaction that has previously been reviewed or investigated under this section, if any party to the transaction or the entity resulting from consummation of the transaction intentionally materially breaches a mitigation agreement or condition described in subsection (1)(1)(A), and—

“(I) such breach is certified by the lead department or agency monitoring and enforcing such agreement or condition as an intentional material breach; and

“(II) such department or agency certifies that there is no other remedy or enforcement tool available to address such breach.

“(E) TIMING.—Any review under this paragraph shall be completed before the end of the 30-day period beginning on the date of the receipt of written notice under subparagraph (C) by the Chairperson of the Committee, or the date of the initiation of the review in accordance with a motion under subparagraph (D).

“(F) LIMIT ON DELEGATION OF CERTAIN AUTHORITY.—The authority of the Committee or any member of the Committee to initiate a review under subparagraph (D) may not be delegated to any person other than the Deputy Secretary or an appropriate Under Secretary of the department or agency represented on the committee or by such member (or by a person holding an equivalent position to a Deputy Secretary or Under Secretary).

“(2) NATIONAL SECURITY INVESTIGATIONS.—

“(A) IN GENERAL.—In each case in which—

“(i) a review of a covered transaction under paragraph (1) results in a determination that—

“(I) the transaction threatens to impair the national security of the United States and that threat has not been mitigated during or prior to the review of a covered transaction under paragraph (1); or

“(II) the transaction is a foreign government-controlled transaction;

“(ii) a roll call vote pursuant to paragraph (3)(A) in connection with a review under paragraph (1) of any covered transaction results in at least 1 vote by a Committee member against approving the transaction; or

“(iii) the Director of National Intelligence identifies particularly complex intelligence concerns that could threaten to impair the national security of the United States and Committee members were not able to develop and agree upon measures to mitigate satisfactorily those threats during the initial review period under paragraph (1), the President, acting through the Committee, shall immediately conduct an investigation of the effects of the transaction on the national security of the United States

and take any necessary actions in connection with the transaction to protect the national security of the United States.

“(B) TIMING.—

“(i) IN GENERAL.—Any investigation under subparagraph (A) shall be completed before the end of the 45-day period beginning on the date of the investigation commenced.

“(ii) EXTENSIONS OF TIME.—The period established under subparagraph (B) for any investigation of a covered transaction may be extended with respect to any particular investigation by the President or by a rollcall vote of at least 2/3 of the members of the Committee involved in the investigation by the amount of time specified by the President or the Committee at the time of the extension, not to exceed 45 days, as necessary to collect and fully evaluate information relating to—

“(I) the covered transaction or parties to the transaction; and

“(II) any effect of the transaction that could threaten to impair the national security of the United States.

“(C) EXCEPTION.—Notwithstanding subparagraph (A)(i)(II), an investigation of a foreign government-controlled transaction shall not be required under this paragraph if the Secretary of the Treasury, the Secretary of Homeland Security, and the Secretary of Commerce determine, on the basis of the review of the transaction under paragraph (1), that the transaction will not affect the national security of the United States and no agreement or condition is required, with respect to the transaction, to mitigate any threat to the national security (and such authority of each such Secretary may not be delegated to any person other than the Deputy Secretary of the Treasury, of Homeland Security, or of Commerce, respectively).

“(3) APPROVAL OF CHAIRPERSON AND VICE CHAIRPERSONS REQUIRED.—

“(A) IN GENERAL.—A review or investigation under this subsection of a covered transaction shall not be treated as final or complete until the results of such review or investigation are approved by a majority of the members of the Committee in a roll call vote and signed by the Secretary of the Treasury, the Secretary of Homeland Security, and the Secretary of Commerce (and such authority of each such Secretary may not be delegated to any person other than the Deputy Secretary or an appropriate Under Secretary of the Treasury, of Homeland Security, or of Commerce, respectively).

“(B) ADDITIONAL ACTION REQUIRED IN CERTAIN CASES.—In the case of any roll call vote pursuant to subparagraph (A) in connection with an investigation under paragraph (2) of any foreign government-controlled transaction in which there is at least 1 vote by a Committee member against approving the transaction, the investigation shall not be treated as final or complete until the findings and report resulting from such investigation are signed by the President (in addition to the Chairperson and the Vice Chairpersons of the Committee under subparagraph (A)).

“(C) PRESIDENTIAL ACTION REQUIRED IN CERTAIN CASES.—In the case of any covered transaction in which any party to the transaction is—

“(i) a person of a country the government of which the Secretary of State has determined, for purposes of section 6(j) of the Export Administration Act of 1979 (as continued in effect pursuant to the International Emergency Economic Powers Act), section 40 of the Arms Export Control Act, section 620A of the Foreign Assistance Act of 1961, or other provision of law, is a government that has repeatedly provided support for acts of international terrorism;

“(ii) a government described in clause (i); or

“(iii) person controlled, directly or indirectly, by any such government, a review or investigation under this subsection of such covered transaction shall not be treated as final or complete until the results of such review or investigation are approved and signed by the President.

“(4) ANALYSIS BY DIRECTOR OF NATIONAL INTELLIGENCE.—

“(A) IN GENERAL.—The Director of National Intelligence shall expeditiously carry out a thorough analysis of any threat to the national security of the United States of any covered transaction, including making requests for information to the Director of the Office of Foreign Assets Control within the Department of the Treasury and the Director of the Financial Crimes Enforcement Network. The Director of National Intelligence also shall seek and incorporate the views of all affected or appropriate intelligence agencies.

“(B) TIMING.—The Director of National Intelligence shall be provided adequate time to complete the analysis required under subparagraph (A), including any instance described in paragraph (2)(A)(iii).

“(C) INDEPENDENT ROLE OF DIRECTOR.—The Director of National Intelligence shall not be a member of the Committee and shall serve no policy role with the Committee other than to provide analysis under subparagraph (A) in connection with a covered transaction.

“(5) SUBMISSION OF ADDITIONAL INFORMATION.—No provision of this subsection shall be construed as prohibiting any party to a covered transaction from submitting additional information concerning the transaction, including any proposed restructuring of the transaction or any modifications to any agreements in connection with the transaction, while any review or investigation of the transaction is on-going.

“(6) REGULATIONS.—Regulations prescribed under this section shall include standard procedures for—

“(A) submitting any notice of a proposed or pending covered transaction to the Committee;

“(B) submitting a request to withdraw a proposed or pending covered transaction from review; and

“(C) resubmitting a notice of proposed or pending covered transaction that was previously withdrawn from review.”.

**SEC. 3. STATUTORY ESTABLISHMENT OF THE COMMITTEE ON FOREIGN INVESTMENT IN THE UNITED STATES.**

(a) IN GENERAL.—Section 721 of the Defense Production Act of 1950 (50 U.S.C. App. 2170) is amended by striking subsection (k) and inserting the following new subsection:

“(k) COMMITTEE ON FOREIGN INVESTMENT IN THE UNITED STATES.—

“(1) ESTABLISHMENT.—The Committee on Foreign Investment in the United States established pursuant to Executive Order No. 11858 shall be a multi-agency committee to carry out this section and such other assignments as the President may designate.

“(2) MEMBERSHIP.—The Committee shall be comprised of the following members or the designee of any such member:

“(A) The Secretary of the Treasury.

“(B) The Secretary of Homeland Security.

“(C) The Secretary of Commerce.

“(D) The Secretary of Defense.

“(E) The Secretary of State.

“(F) The Attorney General.

“(G) The Secretary of Energy.

“(H) The Chairman of the Council of Economic Advisors.

“(I) The United States Trade Representative.

“(J) The Director of the Office of Management and Budget.

“(K) The Director of the National Economic Council.

“(L) The Director of the Office of Science and Technology Policy.

“(M) The President’s Assistant for National Security Affairs.

“(N) Any other designee of the President from the Executive Office of the President.

“(3) CHAIRPERSON; VICE CHAIRPERSONS.—The Secretary of the Treasury shall be the Chairperson of the Committee. The Secretary of Homeland Security and the Secretary of Commerce shall be the Vice Chairpersons of the Committee.

“(4) OTHER MEMBERS.—Subject to subsection (b)(4)(B), the Chairperson of the Committee shall involve the heads of such other Federal departments, agencies, and independent establishments in any review or investigation under subsection (b) as the Chairperson, after consulting with the Vice Chairpersons, determines to be appropriate on the basis of the facts and circumstances of the transaction under investigation (or the designee of any such department or agency head).

“(5) MEETINGS.—The Committee shall meet upon the direction of the President or upon the call of the Chairperson of the Committee without regard to section 552b of title 5, United States Code (if otherwise applicable).

“(6) COLLECTION OF EVIDENCE.—Subject to subsection (c), the Committee may, for the purpose of carrying out this section—

“(A) sit and act at such times and places, take such testimony, receive such evidence, administer such oaths; and

“(B) require the attendance and testimony of such witnesses and the production of such books, records, correspondence, memoranda, papers, and documents as the Chairperson of the Committee may determine advisable.

“(7) AUTHORIZATION OF APPROPRIATIONS.—There are authorized to be appropriated to the Secretary of the Treasury for each of fiscal years 2008, 2009, 2010, and 2011 expressly and solely for the operations of the Committee that are conducted by the Secretary, the sum of \$10,000,000.”.

(b) TECHNICAL AND CONFORMING AMENDMENT.—The first sentence of section 721(c) of the Defense Production Act of 1950 (50 U.S.C. App. 2170(c)) is amended—

(1) by striking “material filed with” and inserting “material, including proprietary business information, filed with, or testimony presented to.”; and

(2) by striking “or documentary material” the second place such term appears and inserting “, documentary material, or testimony”.

**SEC. 4. ADDITIONAL FACTORS REQUIRED TO BE CONSIDERED.**

Section 721(f) of the Defense Production Act of 1950 (50 U.S.C. App. 2170(f)) is amended—

(1) in the matter preceding paragraph (1)—

(A) by striking “may” and inserting “shall”; and

(B) by striking “among other factors”;

(2) by striking “and” at the end of paragraph (4);

(3) by striking the period at the end of paragraph (5) and inserting a semicolon; and

(4) by adding at the end the following new paragraphs:

“(6) whether the covered transaction has a security-related impact on critical infrastructure in the United States;

“(7) the potential effects of the covered transaction on the efforts of the United States to curtail human smuggling (and such term, for purposes of this paragraph, means

any act constituting a violation of section 274(a) of the Immigration and Nationality Act) and to curtail drug smuggling with regard to any country which is not described in paragraphs (1) and (2) of section 1003(a) of the Controlled Substances Import and Export Act;

“(8) whether the covered transaction is a foreign government-controlled transaction; and

“(9) such other factors as the President or the President’s designee may determine to be appropriate, generally or in connection with a specific review or investigation.”

**SEC. 5. NONWAIVER OF SOVEREIGN IMMUNITY.**

Section 721(d) of the Defense Production Act of 1950 (50 U.S.C. App. 2170(d)) is amended by adding at the end the following new sentence: “The United States shall not be held liable for any losses or other expenses incurred by any party to a covered transaction as a result of actions taken under this section after a covered transaction has been consummated if the party did not submit a written notice of the transaction to the Chairperson of the Committee under subsection (b)(1)(C) or did not wait until the completion of any review or investigation under subsection (b), or the end of the 15-day period referred to in this subsection, before consummating the transaction.”

**SEC. 6. MITIGATION, TRACKING, AND POST-CONSUMMATION MONITORING AND ENFORCEMENT.**

Section 721 of the Defense Production Act of 1950 (50 U.S.C. App. 2170) is amended by inserting after subsection (k) (as amended by section 3 of this Act) the following new subsection:

“(1) MITIGATION, TRACKING, AND POSTCONSUMMATION MONITORING AND ENFORCEMENT.—

“(1) MITIGATION.—

“(A) IN GENERAL.—The Committee or any agency designated by the Chairperson and Vice Chairpersons may, on behalf of the Committee, negotiate, enter into or impose, and enforce any agreement or condition with any party to a covered transaction in order to mitigate any threat to the national security of the United States that arises as a result of the transaction.

“(B) RISK-BASED ANALYSIS REQUIRED.—Any agreement entered into or condition imposed under subparagraph (A) shall be based on a risk-based analysis, conducted by the Committee, of the threat to national security of the covered transaction.

“(2) TRACKING AUTHORITY FOR WITHDRAWN NOTICES.—

“(A) IN GENERAL.—If any written notice of a covered transaction that was submitted to the Committee under this section is withdrawn before any review or investigation by the Committee under subsection (b) is completed, the Committee shall establish, as appropriate—

“(i) interim protections to address specific concerns with such transaction that have been raised in connection with any such review or investigation pending any resubmission of any written notice under this section with respect to such transaction and further action by the President under this section;

“(ii) specific timeframes for resubmitting any such written notice; and

“(iii) a process for tracking any actions that may be taken by any party to the transaction, in connection with the transaction, before the notice referred to in clause (ii) is resubmitted.

“(B) DESIGNATION OF AGENCY.—The Committee may designate 1 or more appropriate Federal departments or agencies, other than any entity of the intelligence community (as defined in the National Security Act of 1947), as a lead agency to carry out, on behalf of

the Committee, the requirements of subparagraph (A) with respect to any covered transaction that is subject to such subparagraph.

“(3) NEGOTIATION, MODIFICATION, MONITORING, AND ENFORCEMENT.—

“(A) DESIGNATION OF AGENCY.—The Committee shall designate 1 or more Federal departments or agencies as the lead agency to negotiate, modify, monitor, and enforce, on behalf of the Committee, any agreement entered into or condition imposed under paragraph (1) with respect to a covered transaction based on the expertise with and knowledge of the issues related to such transaction on the part of the designated department or agency.

“(B) REPORTING BY DESIGNATED AGENCY.—

“(i) IMPLEMENTATION REPORTS.—Each Federal department or agency designated by the Committee as a lead agency under subparagraph (A) in connection with any agreement entered into or condition imposed under paragraph (1) with respect to a covered transaction shall—

“(I) report, as appropriate but not less than once in each 6-month period, to the Chairperson and Vice Chairpersons of the Committee on the implementation of such agreement or condition; and

“(II) require, as appropriate, any party to the covered transaction to report to the head of such department or agency (or the designee of such department or agency head) on the implementation or any material change in circumstances.

“(ii) MODIFICATION REPORTS.—Any Federal department or agency designated by the Committee as a lead agency under subparagraph (A) in connection with any agreement entered into or condition imposed with respect to a covered transaction shall—

“(I) provide periodic reports to the Chairperson and Vice Chairpersons of the Committee on any modification to any such agreement or condition imposed with respect to the transaction; and

“(II) ensure that any significant modification to any such agreement or condition is reported to the Director of National Intelligence and to any other Federal department or agency that may have a material interest in such modification.

“(iii) COMPLIANCE.—The Committee shall develop and agree upon methods for evaluating compliance with any agreement entered into or condition imposed with respect to a covered transaction that will allow the Committee to adequately assure compliance without—

“(I) unnecessarily diverting Committee resources from assessing any new covered transaction for which a written notice has been filed pursuant to subsection (b)(1)(C), and if necessary reaching a mitigation agreement with or imposing a condition on a party to such covered transaction or any covered transaction for which a review has been reopened for any reason; or

“(II) placing unnecessary burdens on a party to a covered transaction.”

**SEC. 7. INCREASED OVERSIGHT BY THE CONGRESS.**

(a) REPORT ON ACTIONS.—Section 721(g) of the Defense Production Act of 1950 (50 U.S.C. App. 2170) is amended to read as follows:

“(g) REPORTS TO THE CONGRESS.—

“(1) REPORTS ON COMPLETED COMMITTEE INVESTIGATIONS.—

“(A) IN GENERAL.—Not later than 5 days after the completion of a Committee investigation of a covered transaction under subsection (b)(2), or, if the President indicates an intent to take any action authorized under subsection (d) with respect to the transaction, after the end of 15-day period referred to in subsection (d), the Chairperson or a Vice Chairperson of the Committee shall submit a written report on the findings or

actions of the Committee with respect to such investigation, the determination of whether or not to take action under subsection (d), an explanation of the findings under subsection (e), and the factors considered under subsection (f), with respect to such transaction, to—

“(i) the Majority Leader and the Minority Leader of the Senate;

“(ii) the Speaker and the Minority Leader of the House of Representatives;

“(iii) the chairman and ranking member of each committee of the House of Representatives and the Senate with jurisdiction over any aspect of the covered transaction and its possible effects on national security, including, at a minimum, the Committee on Foreign Affairs, the Committee on Financial Services, and the Committee on Energy and Commerce of the House of Representatives; and

“(iv) Senators representing States and Members of Congress representing congressional districts that would be significantly affected by the covered transaction.

“(B) NOTICE AND BRIEFING REQUIREMENT.—If a written request for a briefing on a covered transaction, or on compliance with a mitigation agreement or condition imposed with respect to such transaction, is submitted to the Committee by any Senator or Member of Congress who receives a report on the transaction under subparagraph (A), the Chairperson or a Vice Chairperson (or such other person as the Chairperson or a Vice Chairperson may designate) shall provide 1 classified briefing to each House of the Congress from which any such briefing request originates in a secure facility of appropriate size and location that shall be open only to the Majority Leader and the Minority Leader of the Senate, the Speaker and the Minority Leader of the House of Representatives, (as the case may be) the chairman and ranking member of each committee of the House of Representatives or the Senate (as the case may be) with jurisdiction over any aspect of the covered transaction and its possible effects on national security, including, at a minimum, the Committee on Foreign Affairs, the Committee on Financial Services, and the Committee on Energy and Commerce of the House of Representatives, and appropriate staff members who have security clearance.

“(2) APPLICATION OF OTHER PROVISION.—

“(A) IN GENERAL.—The disclosure of information under this subsection shall be consistent with the requirements of subsection (c). Members of Congress and staff of either House or any committee of the Congress shall be subject to the same limitations on disclosure of information as are applicable under such subsection.

“(B) PROPRIETARY INFORMATION.—Proprietary information which can be associated with a particular party to a covered transaction shall be furnished in accordance with subparagraph (A) only to a committee of the Congress and only when the committee provides assurances of confidentiality, unless such party otherwise consents in writing to such disclosure.”

(b) ANNUAL REPORT.—Section 721 of the Defense Production Act of 1950 (50 U.S.C. App. 2170) is amended by inserting after subsection (1) (as added by section 6 of this Act) the following new subsection:

“(m) ANNUAL REPORT TO THE CONGRESS.—

“(1) IN GENERAL.—The Chairperson of the Committee shall transmit a report to the chairman and ranking member of each committee of the House of Representatives and the Senate with jurisdiction over any aspect of the report, including, at a minimum, the Committee on Foreign Affairs, the Committee on Financial Services, and the Committee on Energy and Commerce of the House of Representatives, before July 31 of



each year on all the reviews and investigations of covered transactions completed under subsection (b) during the 12-month period covered by the report.

“(2) CONTENTS OF REPORT RELATING TO COVERED TRANSACTIONS.—The report under paragraph (1) shall contain the following information with respect to each covered transaction:

“(A) A list of all notices filed and all reviews or investigations completed during the period with basic information on each party to the transaction, the nature of the business activities or products of all pertinent persons, along with information about the status of the review or investigation, information on any withdrawal from the process, any rollover votes by the Committee under this section, any extension of time for any investigation, and any presidential decision or action under this section.

“(B) Specific, cumulative, and, as appropriate, trend information on the numbers of filings, investigations, withdrawals, and presidential decisions or actions under this section.

“(C) Cumulative and, as appropriate, trend information on the business sectors involved in the filings which have been made, and the countries from which the investments have originated.

“(D) Information on whether companies that withdrew notices to the Committee in accordance with subsection (b)(1)(C)(ii) have later re-filed such notices, or, alternatively, abandoned the transaction.

“(E) The types of security arrangements and conditions the Committee has used to mitigate national security concerns about a transaction, including a discussion of the methods the Committee and any lead departments or agencies designated under subsection (1) are using to determine compliance with such arrangements or conditions.

“(F) A detailed discussion of all perceived adverse effects of covered transactions on the national security or critical infrastructure of the United States that the Committee will take into account in its deliberations during the period before delivery of the next such report, to the extent possible.

“(3) CONTENTS OF REPORT RELATING TO CRITICAL TECHNOLOGIES.—

“(A) IN GENERAL.—In order to assist the Congress in its oversight responsibilities with respect to this section, the President and such agencies as the President shall designate shall include in the annual report submitted under paragraph (1) the following:

“(i) An evaluation of whether there is credible evidence of a coordinated strategy by 1 or more countries or companies to acquire United States companies involved in research, development, or production of critical technologies for which the United States is a leading producer.

“(ii) An evaluation of whether there are industrial espionage activities directed or directly assisted by foreign governments against private United States companies aimed at obtaining commercial secrets related to critical technologies.

“(B) CRITICAL TECHNOLOGIES DEFINED.—For purposes of this paragraph, the term ‘critical technologies’ means technologies identified under title VI of the National Science and Technology Policy, Organization, and Priorities Act of 1976 or other critical technology, critical components, or critical technology items essential to national defense or national security identified pursuant to this section.

“(C) RELEASE OF UNCLASSIFIED STUDY.—That portion of the annual report under paragraph (1) that is required by this paragraph may be classified. An unclassified version of that portion of the report shall be made available to the public.”

(c) STUDY AND REPORT.—

(1) STUDY REQUIRED.—Before the end of the 120-day period beginning on the date of the enactment of this Act and annually thereafter, the Secretary of the Treasury, in consultation with the Secretary of State and the Secretary of Commerce, shall conduct a study on investments in the United States, especially investments in critical infrastructure and industries affecting national security, by—

(A) foreign governments, entities controlled by or acting on behalf of a foreign government, or persons of foreign countries which comply with any boycott of Israel; or

(B) foreign governments, entities controlled by or acting on behalf of a foreign government, or persons of foreign countries which do not ban organizations designated by the Secretary of State as foreign terrorist organizations.

(2) REPORT.—Before the end of the 30-day period beginning upon completion of each study under paragraph (1) or in the next annual report under section 721(m) of the Defense Production Act of 1950 (as added by subsection (b)), the Secretary of the Treasury shall submit a report to the Congress, for transmittal to all appropriate committees of the Senate and the House of Representatives, containing the findings and conclusions of the Secretary with respect to the study described in paragraph (1), together with an analysis of the effects of such investment on the national security of the United States and on any efforts to address those effects.

(d) INVESTIGATION BY INSPECTOR GENERAL.—

(1) IN GENERAL.—The Inspector General of the Department of the Treasury shall conduct an independent investigation to determine all of the facts and circumstances concerning each failure of the Department of the Treasury to make any report to the Congress that was required under section 721(k) of the Defense Production Act of 1950 (as in effect before the date of the enactment of this Act).

(2) REPORT TO THE CONGRESS.—Before the end of the 270-day period beginning on the date of the enactment of this Act, the Inspector General of the Department of the Treasury shall submit a report to the chairman and ranking member of each committee of the House of Representatives and the Senate with jurisdiction over any aspect of the report, including, at a minimum, the Committee on Foreign Affairs, the Committee on Financial Services, and the Committee on Energy and Commerce of the House of Representatives, on the investigation under paragraph (1) containing the findings and conclusions of the Inspector General.

SEC. 8. CERTIFICATION OF NOTICES AND ASSURANCES.

Section 721 of the Defense Production Act of 1950 (50 U.S.C. App. 2170) is amended by inserting after subsection (m) (as added by section 7(b) of this Act) the following new subsection:

“(n) CERTIFICATION OF NOTICES AND ASSURANCES.—Each notice required to be submitted, by a party to a covered transaction, to the President or the President’s designee under this section and regulations prescribed under such section, and any information submitted by any such party in connection with any action for which a report is required pursuant to paragraph (3)(B)(ii) of subsection (1) with respect to the implementation of any mitigation agreement or condition described in paragraph (1)(A) of such subsection, or any material change in circumstances, shall be accompanied by a written statement by the chief executive officer or the designee of the person required to submit such notice or information certifying that, to the best of the person’s knowledge and belief—

“(1) the notice or information submitted fully complies with the requirements of this section or such regulation, agreement, or condition; and

“(2) the notice or information is accurate and complete in all material respects.”

SEC. 9. REGULATIONS.

Section 721(h) of the Defense Production Act of 1950 (50 U.S.C. App. 2170(h)) is amended to read as follows:

“(h) REGULATIONS.—The President shall direct the issuance of regulations to carry out this section. Such regulations shall, to the extent possible, minimize paperwork burdens and shall to the extent possible coordinate reporting requirements under this section with reporting requirements under any other provision of Federal law.”

SEC. 10. EFFECT ON OTHER LAW.

Section 721(i) of the Defense Production Act of 1950 (50 U.S.C. App. 2170(i)) is amended to read as follows:

“(1) EFFECT ON OTHER LAW.—No provision of this section shall be construed as altering or affecting any other authority, process, regulation, investigation, enforcement measure, or review provided by or established under any other provision of Federal law, including the International Emergency Economic Powers Act, or any other authority of the President or the Congress under the Constitution of the United States.”

SEC. 11. EFFECTIVE DATE.

The amendments made by this Act shall apply after the end of the 90-day period beginning on the date of the enactment of this Act.

The bill, as amended, was ordered to be engrossed and read a third time, was read a third time by title.

Mr. NEUGEBAUER moved to recommit the bill to the Committee on Financial Service with instructions to report the bill back to the House forthwith with the following amendments:

Page 30, line 17, strike the closing quotation marks and the 2nd period.

Page 30, after line 17, insert the following new paragraph:

“(4) CONTENTS OF REPORT RELATING TO BARRIERS TO INVESTMENT IN THE UNITED STATES.—In order to assist the Congress in its oversight role of ensuring the national security of the United States by assuring a healthy investment climate, the President, and such agencies as the President shall designate, shall include in the annual report submitted under paragraph (1) detailed analysis of factors in the United States, such as—

“(A) the deleterious effect of burdensome regulations;

“(B) fair, equitable and nondiscriminatory treatment of entrepreneurs, businesses and other sources of capital;

“(C) the stability of the financial markets; and

“(D) economic competitiveness driven by innovation,

that, when compared to similar conditions in other countries, may negatively impact the number of filings, cause changes in the types of business sectors involved in such filings, and adversely affect the number of investments originating from specific countries, or that may induce retaliatory actions by other countries that directly impair United States global investments.”

After debate,

By unanimous consent, the previous question was ordered on the motion to recommit with instructions.

The question being put, viva voce,

Will the House recommit said bill with instructions?

The SPEAKER pro tempore, Mr. WEINER, announced that the nays had it.

Mr. NEUGEBAUER demanded a recorded vote on agreeing to said motion, which demand was supported by one-fifth of a quorum, so a recorded vote was ordered.

The vote was taken by electronic device.

It was decided in the { Yeas ..... 193  
negative ..... } Nays ..... 229

¶28.12

[Roll No. 109]

AYES—193

Aderholt Garret (NJ) Pearce  
Akin Gerlach Pence  
Alexander Gillmor Peterson (PA)  
Bachmann Gingrey Petri  
Bachus Gohmert Pickering  
Baker Goode Pitts  
Barrett (SC) Goodlatte Platts  
Bartlett (MD) Granger Poe  
Barton (TX) Graves Porter  
Biggett Hall (TX) Price (GA)  
Bilbray Hastert Pryce (OH)  
Bilirakis Hastings (WA) Putnam  
Bishop (UT) Hayes Radanovich  
Blackburn Heller Green, Al  
Blunt Hensarling Ramstad  
Boehner Herger Regula  
Bonner Hobson Rehberg  
Bono Hoekstra Reichert  
Boozman Hulshof Renzi  
Boustany Inglis (SC) Reynolds  
Brady (TX) Issa Rogers (AL)  
Brown (SC) Jindal Rogers (KY)  
Brown-Waite, Johnson (IL) Rogers (MI)  
Ginny Johnson, Sam Rohrabacher  
Buchanan Jordan Ros-Lehtinen  
Burgess Keller Roskam  
Buyer King (IA) Royce  
Calvert King (NY) Ryan (WI)  
Camp (MI) Kingston Sali  
Campbell (CA) Kirk Saxton  
Cannon Kline (MN) Schmidt  
Cantor Knollenberg Sensenbrenner  
Capito Kuhl (NY) Sessions  
Carter LaHood Shadegg  
Castle Lamborn Shays  
Chabot Latham Shimkus  
Coble LaTourette Shuster  
Cole (OK) Lewis (CA) Simpson  
Conaway Lewis (KY) Smith (NE)  
Crenshaw Linder Smith (NJ)  
Davis (KY) LoBiondo Smith (TX)  
Davis, David Lucas Souder  
Davis, Tom Lungren, Daniel  
Deal (GA) E. Stearns  
Dent Mack Sullivan  
Diaz-Balart, L. Marchant Tancredo  
Diaz-Balart, M. McCarthy (CA) Terry  
Doolittle McCaul (TX) Thornberry  
Drake McCotter Thiaht  
Dreier McCrery Tiberi  
Duncan McHenry Turner  
Ehlers McHugh Upton  
Emerson McKeon Walberg  
English (PA) McMorris Walden (OR)  
Everett Rodgers Walsh (NY)  
Fallin Mica Wamp  
Feeney Miller (FL) Weldon (FL)  
Ferguson Miller (MI) Weller  
Flake Moran (KS) Westmoreland  
Forbes Murphy, Tim Whitfield  
Fortenberry Musgrave Wicker  
Fossella Myrick Wilson (NM)  
Foxy Myrick Wilson (SC)  
Franks (AZ) Neugebauer Wolf  
Frelinghuysen Nunes Young (AK)  
Gallegly Paul Young (FL)

NOES—229

Abercrombie Bishop (NY) Castor  
Ackerman Blumener Chandler  
Allen Boren Clarke  
Altmire Boswell Clay  
Andrews Boucher Cleaver  
Arcuri Boyd (FL) Clyburn  
Baca Boyda (KS) Cohen  
Baird Braley (IA) Conyers  
Baldwin Brown, Corrine Cooper  
Barrow Butterfield Costa  
Bean Capps Costello  
Becerra Capuano Courtney  
Berkley Cardoza Cramer  
Berman Carnahan Crowley  
Berry Carson Cuellar  
Bishop (GA) Carson Cummings

Davis (AL) Kilpatrick Price (NC)  
Davis (CA) Kind Rahall  
Davis (IL) Klein (FL) Rangel  
Davis, Lincoln Kucinich Reyes  
DeFazio Lampson Rodriguez  
DeGette Langevin Ross  
Delahunt Lantos Roybal-Allard  
DeLauro Larsen (WA) Ruppelberger  
Dicks Larson (CT) Rush  
Dingell Lee Ryan (OH)  
Doggett Levin Salazar  
Donnelly Lewis (GA) Sanchez, Linda  
Doyle Lipinski T.  
Edwards Loeb sack Sanchez, Loretta  
Ellison Lofgren, Zoe  
Ellsworth Lowey Sarbanes  
Emanuel Emanuel Schakowsky  
Engel Mahoney (FL) Schiff  
Eshoo Maloney (NY) Schwartz  
Etheridge Manullo Scott (GA)  
Farr Markey Scott (VA)  
Fattah Marshall Serrano  
Filner Matheson Sestak  
Frank (MA) Matsui Shea-Porter  
Giffords McCarthy (NY) Sherman  
Gilchrist McCollum (MN) Shuler  
Gillibrand McDermott Sires  
Gonzalez McGovern Skelton  
Gordon McIntyre Slaughter  
Green, Al McNeerney Smith (WA)  
Green, Gene McNulty Snyder  
Grijalva Meehan Solis  
Gutiérrez Meek (FL) Spratt  
Hall (NY) Meeks (NY) Stark  
Hare Melancon Stupak  
Harman Michaud Sutton  
Hastings (FL) Millender- Tanner  
Herseth McDonald Tauscher  
Higgins Miller (NC) Taylor  
Hill Miller, George Thompson (CA)  
Hinchey Mitchell Thompson (MS)  
Hinojosa Mollohan Tierney  
Hirono Moore (KS) Udall (CO)  
Hodes Moore (WI) Udall (NM)  
Holden Moran (VA) Van Hollen  
Holt Murphy (CT) Velázquez  
Honda Murthy, Patrick Vislosky  
Hooley Murtha Walz (MN)  
Hoyer Nadler Wasserman  
Israel Napolitano Schultz  
Jackson (IL) Neal (MA) Waters  
Jackson-Lee Oberstar Watson  
(TX) Obey Watt  
Jefferson Oliver Waxman  
Johnson (GA) Ortiz Weiner  
Johnson, E. B. Pallone Welch (VT)  
Jones (NC) Pascrell Wexler  
Kagen Pastor Wilson (OH)  
Kanjorski Payne Woolsey  
Kaptur Perlmutter Wu  
Kennedy Peterson (MN) Wynn  
Kildee Pomeroy Yarmuth

NOT VOTING—11

Brady (PA) Davis, Jo Ann Rothman  
Hunter Hunter Space  
Cubin Inslee Towns  
Culberson Jones (OH)

So the motion to recommit with instructions was not agreed to.

The question being put, viva voce,

Will the House pass said bill?

The SPEAKER pro tempore, Mr. WEINER, announced that the yeas had it.

Mr. FRANK of Massachusetts, demanded a recorded vote on passage of said bill, which demand was supported by one-fifth of a quorum, so a recorded vote was ordered.

The vote was taken by electronic device.

It was decided in the { Yeas ..... 423  
affirmative ..... } Nays ..... 0

¶28.13

[Roll No. 110]

AYES—423

Abercrombie Andrews Baldwin  
Ackerman Arcuri Barrett (SC)  
Baca Barrow  
Bachmann Bachmann Bartlett (MD)  
Bachus Bachus Barton (TX)  
Baird Baird Bean  
Altmire Baker Becerra

Berkley Etheridge Latham  
Berman Everett LaTourette  
Berry Fallin Lee  
Biggett Farr Levin  
Bilbray Fattah Lewis (CA)  
Bilirakis Feeney Lewis (GA)  
Bishop (GA) Ferguson Lewis (KY)  
Bishop (NY) Filner Linder  
Bishop (UT) Flake Lipinski  
Lee Forbes LoBiondo  
Blackburn Fortenberry Loeb sack  
Blumenauer Fortenberry Loeb sack  
Blunt Fossella Lofgren, Zoe  
Boehner Foxx Lowey  
Bonner Frank (MA) Lucas  
Bono Franks (AZ) Lungren, Daniel  
Boozman Frelinghuysen E.  
Boren Gallegly Lynch  
Boswell Garrett (NJ) Mack  
Boucher Gerlach Mahoney (FL)  
Boustany Giffords Mahoney (NY)  
Boyd (FL) Gilchrist Manullo  
Boyda (KS) Gillibrand Marchant  
Brady (TX) Gillmor Marky  
Braley (IA) Gingrey Marshall  
Brown (SC) Gohmert Matheson  
Brown, Corrine Gonzalez Matsui  
Brown-Waite, Goode McCarthy (CA)  
Ginny Goodlatte McCarthy (NY)  
Buchanan Gordon McCaul (TX)  
Burgess Granger McCollum (MN)  
Burton (IN) Graves McCotter  
Butterfield Green, Al McCrery  
Buyer Green, Gene McDermott  
Calvert Grijalva McGovern  
Camp (MI) Gutierrez McHenry  
Campbell (CA) Hall (NY) McHugh  
Cannon Hall (TX) McIntyre  
Cantor Hare McKeon  
Capito Harman McMorris  
Capps Hastert Rodgers  
Capuano Hastings (FL) McNeerney  
Cardoza Hastings (WA) McNulty  
Carnahan Hayes Meehan  
Carney Heller Meek (FL)  
Carson Hensarling Meeks (NY)  
Carter Herger Melancon  
Castle Herseht Mica  
Castor Higgins Michaud  
Chabot Hill Millender-  
Chandler Hinchey McDonald  
Clarke Hinojosa Miller (FL)  
Clay Hirono Miller (MI)  
Cleaver Hirono Miller (NC)  
Clyburn Hodes Miller, Gary  
Coble Hoekstra Miller, George  
Cohen Holden Mitchell  
Cole (OK) Holt Mollohan  
Conaway Honda Moore (KS)  
Conyers Hooley Moore (WI)  
Cooper Hoyer Moran (KS)  
Costa Hulshof Moran (VA)  
Costello Inglis (SC) Murphy (CT)  
Courtney Israel Murphy, Patrick  
Cramer Issa Murphy, Tim  
Crenshaw Jackson (IL) Murtha  
Crowley Jackson-Lee Musgrave  
Cuellar (TX) Myrick  
Cummings Jefferson Nadler  
Davis (AL) Jindal Napolitano  
Davis (CA) Johnson (GA) Neal (MA)  
Davis (IL) Johnson (IL) Neugebauer  
Davis (KY) Johnson, E. B. Nunes  
Davis, David Johnson, Sam Oberstar  
Davis, Lincoln Jones (NC) Obey  
Davis, Tom Jones (OH) Olver  
Deal (GA) Jordan Ortiz  
DeFazio Kagen Pallone  
DeGette Kanjorski Pascrell  
Delahunt Kaptur Pastor  
DeLauro Keller Paul  
Dent Kennedy Payne  
Diaz-Balart, L. Kildee Pearce  
Dicks Kilpatrick Pence  
Dingell Kind Perlmutter  
Doggett King (IA) Peterson (MN)  
Donnelly King (NY) Peterson (PA)  
Doolittle Kingston Petri  
Doyle Kirk Pickering  
Drake Klein (FL) Pitts  
Dreier Kline (MN) Platts  
Duncan Knollenberg Poe  
Edwards Kucinich Pomeroy  
Ehlers Kuhl (NY) Porter  
Ellison LaHood Price (GA)  
Ellsworth Lamborn Price (NC)  
Emanuel Lampson Pryce (OH)  
Emerson Langevin Putnam  
Franks (AZ) Lantos Radanovich  
Frelinghuysen Larsen (WA) Rahall  
Gallegly Larson (CT) Ramstad

Rangel
Regula
Rehberg
Reichert
Renzi
Reyes
Reynolds
Rodriguez
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrabacher
Ros-Lehtinen
Roskam
Ross
Roybal-Allard
Royce
Ruppersberger
Rush
Ryan (OH)
Ryan (WI)
Salazar
Sali
Sanchez, Linda T.
Sanchez, Loretta T.
Sarbanes
Saxton
Schakowsky
Schiff
Schmidt
Schwartz
Scott (GA)
Scott (VA)
Sensenbrenner
Serrano
Sessions
Sestak
Shadegg
Shays
Shea-Porter
Sherman
Shimkus
Shuler
Shuster
Simpson
Sires
Skelton
Slaughter
Smith (NE)
Smith (NJ)
Smith (TX)
Smith (WA)
Snyder
Solis
Souders
Spratt
Stark
Stearns
Stupak
Sutton
Tancredo
Tanner
Tauscher
Taylor
Terry
Thompson (CA)
Thompson (MS)
Thornberry
Tiahrt
Tiberi
Tierney
Townes
Turner
Udall (CO)
Udall (NM)
Upton
Van Hollen
Velázquez
Visclosky
Walberg
Walden (OR)
Walsh (NY)
Walz (MN)
Wamp
Wasserman
Waters
Watt
Waxman
Weiner
Welch (VT)
Weldon (FL)
Weller
Westmoreland
Wexler
Whitfield
Wicker
Wilson (NM)
Wilson (OH)
Wilson (SC)
Wolf
Woolsey
Wu
Wynn
Yarmuth
Young (AK)
Young (FL)

NOT VOTING—10

Brady (PA)
Cubin
Culberson
Davis, Jo Ann
Diaz-Balart, M.
Hunter
Inslee
Rothman
Space
Sullivan

So the bill was passed.
A motion to reconsider the vote whereby said bill was passed was, by unanimous consent, laid on the table.
Ordered, That the Clerk request the concurrence of the Senate in said bill.

28.14 H. CON. RES. 52—UNFINISHED BUSINESS

The SPEAKER pro tempore, Mr. WEINER, pursuant to clause 8, rule XX, announced the unfinished business to be the motion to suspend the rules and agree to the concurrent resolution (H. Con. Res. 52) supporting the goals and ideals of American Heart Month.

The question being put, Will the House suspend the rules and agree to said concurrent resolution?

The vote was taken by electronic device.

It was decided in the affirmative { Yeas ..... 412 Nays ..... 0

28.15 [Roll No. 111] YEAS—412

Abercrombie
Ackerman
Aderholt
Akin
Alexander
Allen
Altmire
Andrews
Arcuri
Baca
Bachmann
Baird
Baker
Baldwin
Barrett (SC)
Barrow
Bartlett (MD)
Barton (TX)
Bean
Becerra
Berkley
Berman
Berry
Biggert
Bilbray
Bilirakis
Bishop (GA)
Bishop (NY)
Bishop (UT)
Blackburn
Blumenauer
Blunt
Boehner
Bonner
Bono
Boozman
Boren
Boswell
Boucher
Boustany
Boyd (FL)
Boyd (KS)
Brady (TX)
Berkley
Braley (IA)
Brown (SC)
Brown, Corrine
Brown-Waite
Ginny
Buchanan
Burgess
Burton (IN)
Butterfield
Buyer
Calvert
Campbell (CA)
Cannon
Capito
Capps
Capuano
Cardoza
Carnahan
Carney
Carson
Carter
Castle
Castor
Chabot
Chandler
Clarke

Clay
Cleaver
Clyburn
Coble
Cohen
Cole (OK)
Conaway
Cooper
Costa
Costello
Courtney
Cramer
Crenshaw
Crowley
Cuellar
Davis (AL)
Davis (CA)
Davis (IL)
Davis (KY)
Davis, David
Davis, Lincoln
Davis, Tom
Deal (GA)
DeFazio
DeGette
Delahunt
DeLauro
Dent
Diaz-Balart, L.
Diaz-Balart, M.
Dicks
Dingell
Doggett
Donnelly
Doolittle
Doyle
Drake
Dreier
Duncan
Edwards
Ehlers
Ellison
Ellsworth
Emanuel
Emerson
Engel
English (PA)
Eshoo
Etheridge
Everett
Fallin
Farr
Fattah
Feeney
Ferguson
Filner
Forbes
Fortenberry
Fossella
Foxy
Frank (MA)
Franks (AZ)
Frelinghuysen
Gallegly
Garrett (NJ)
Gerlach
Giffords
Gilchrest
Gillibrand
Gillmor
Gingrey
Gohmert
Gonzalez
Goode
Goodlatte
Gordon
Granger
Graves
Green, Al
Green, Gene
Gutierrez
Hall (NY)
Hall (TX)
Hare
Harman
Hastert
Hastings (FL)
Hastings (WA)
Hayes
Heller
Hensarling
Herger
Hereth
Higgins
Hill
Hinojosa
Hirono
Hobson
Hodes
Hoekstra
Holden
Holt
Honda
Hooley
Hoyer
Hulshof
Ingrais (SC)
Israel
Issa
Jackson (IL)
Jackson-Lee
Jefferson
Jindal
Johnson (GA)
Johnson (IL)
Johnson, E. B.
Johnson, Sam
Jones (NC)
Jones (OH)
Jordan
Kagen
Kanjorski
Kaptur
Keller
Kennedy
Kildee
Kilpatrick
Kind
King (IA)
King (NY)
Kingston
Kirk
Klein (FL)
Kline (MN)
Knollenberg
Kucinich
Kuhl (NY)
LaHood
Lamborn
Lampson
Langevin
Lantos
Larsen (WA)
Larson (CT)
Latham
LaTourette
Lee
Levin
Lewis (CA)
Lewis (GA)
Lewis (KY)
Linder
Lipinski
LoBiondo
Loebbeck
Lofgren, Zoe
Lowey
Lucas
Lungren, Daniel E.
Lynch
Mack
Mahoney (FL)
Maloney (NY)
Manzullo
Marchant
Markey
Marshall
Matheson
Matsui
McCarthy (CA)
McCarthy (NY)
McCaul (TX)
McCollum (MN)
McCotter
McCrery
McDermott
McGovern
McHenry
McHugh
McIntyre
Hall (TX)
McKenney
McMorris
Rodgers
McNerney
McNulty
Meehan
Meek (FL)
Meeks (NY)
Melancon
Mica
Michaud
Millender
Hill
McDonald
Miller (FL)
Miller (MI)
Miller (NC)
Miller, Gary
Miller, George

Stupak
Sutton
Tancredo
Tanner
Tauscher
Taylor
Terry
Thompson (CA)
Thompson (MS)
Thornberry
Tiahrt
Tiberi
Tierney
Townes
Turner
Udall (CO)
Udall (NM)
Upton
Van Hollen
Velázquez
Visclosky
Walberg
Walden (OR)
Walsh (NY)
Walz (MN)
Wamp
Wasserman
Schultz
Waters
Watson
Watt
Waxman
Weiner
Welch (VT)
Weldon (FL)
Weller
Westmoreland
Wexler
Whitfield
Wicker
Wilson (NM)
Wilson (OH)
Wilson (SC)
Wolf
Woolsey
Wu
Wynn
Yarmuth
Young (AK)
Young (FL)

NOT VOTING—21

Bachus
Brady (PA)
Camp (MI)
Cantor
Conyers
Cubin
Culberson
Cummings
Davis, Jo Ann
Flake
Grijalva
Hinchee
Hunter
Inslee
Pryce (OH)
Rangel
Rothman
Slaughter
Smith (WA)
Space
Sullivan

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said concurrent resolution was agreed to.

A motion to reconsider the vote whereby the rules were suspended and said concurrent resolution was agreed to was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said concurrent resolution.

28.16 MESSAGE FROM THE PRESIDENT

A message in writing from the President of the United States was communicated to the House by Ms. Wanda Evans, one of his secretaries.

28.17 MESSAGE FROM THE PRESIDENT—NATIONAL EMERGENCY WITH RESPECT TO ZIMBABWE

The SPEAKER pro tempore, Ms. CLARKE, laid before the House a message from the President, which was read as follows:

To the Congress of the United States:

Section 202(d) of the National Emergencies Act (50 U.S.C. 1622(d)) provides for the automatic termination of a national emergency unless, prior to the anniversary date of its declaration, the President publishes in the Federal Register and transmits to the Congress a notice stating that the emergency is to continue in effect beyond the anniversary date. In accordance with this provision, I have sent the enclosed notice to the Federal Register for publication, stating that the national emergency with respect to the actions and policies of certain members of the Government of Zimbabwe and other persons to undermine Zimbabwe's democratic processes or institutions is to continue in effect beyond March 6, 2007.

The crisis constituted by the actions and policies of certain members of the Government of Zimbabwe and other persons to undermine Zimbabwe's democratic processes or institutions has not been resolved. These actions and policies pose a continuing unusual and extraordinary threat to the foreign policy of the United States. For these reasons, I have determined that it is necessary to continue this national

emergency and to maintain in force the sanctions to respond to this threat.

GEORGE W. BUSH.

THE WHITE HOUSE, *February 28, 2007.*

By unanimous consent, the message, together with the accompanying papers, was referred to the Committee on Foreign Affairs and ordered to be printed (H. Doc. 110-16).

¶28.18 RECESS—5:54 P.M.

The SPEAKER pro tempore, Ms. CLARKE, pursuant to clause 12(a) of rule I, declared the House in recess at 5 o'clock and 54 minutes p.m., subject to the call of the Chair.

¶28.19 AFTER RECESS—7 P.M.

The SPEAKER pro tempore, Mr. HASTINGS of Florida, called the House to order.

¶28.20 PROVIDING FOR CONSIDERATION OF H.R. 800

Ms. SUTTON, by direction of the Committee on Rules, reported (Rept. No. 110-26) the resolution (H. Res. 203) providing for the consideration of the bill (H.R. 800) to amend the National Labor Relations Act to establish an efficient system to enable employees to form, join, or assist labor organizations, to provide for mandatory injunctions for unfair labor practices during organizing efforts, and for other purposes.

When said resolution and report were referred to the House Calendar and ordered printed.

¶28.21 LEAVE OF ABSENCE

By unanimous consent, leave of absence was granted—

To Mr. INSLEE, for today and balance of the week; and

To Mrs. Jo Ann DAVIS of Virginia, for week of February 27.

And then,

¶28.22 ADJOURNMENT

On motion of Ms. SUTTON, at 7 o'clock and 3 minutes p.m., the House adjourned.

¶28.23 REPORTS OF COMMITTEES ON PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XIII, reports of committees were delivered to the Clerk for printing and reference to the proper calendar, as follows:

Ms. SUTTON: Committee on Rules. House Resolution 203. Resolution providing for consideration of the bill (H.R. 800) to amend the National Labor Relations Act to establish an efficient system to enable employees to form, join, or assist labor organizations, to provide for mandatory injunctions for unfair labor practices during organizing efforts, and for other purposes (Rept. 110-26). Referred to the House Calendar.

¶28.24 PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XII, public bills and resolutions were introduced and severally referred, as follows:

By Mr. GILLMOR:

H.R. 1221. A bill to provide for cancellation of removal and adjustment of status for cer-

tain long-term residents who entered the United States as children; to the Committee on the Judiciary.

By Mr. VAN HOLLEN (for himself, Mr. EDWARDS, Mr. MILLER of Florida, and Mr. JONES of North Carolina):

H.R. 1222. A bill to restore health care coverage to retired members of the uniformed services, and for other purposes; to the Committee on Armed Services, and in addition to the Committee on Oversight and Government Reform, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. VAN HOLLEN (for himself, Mr. EDWARDS, Mr. MILLER of Florida, and Mr. JONES of North Carolina):

H.R. 1223. A bill to amend part B of title XVIII of the Social Security Act to waive Medicare part B premiums for certain military retirees; to the Committee on Energy and Commerce, and in addition to the Committee on Ways and Means, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. WAMP (for himself, Mr. KIND, and Mr. INSLEE):

H.R. 1224. A bill to amend section 1111 of the Elementary and Secondary Education Act of 1965 regarding challenging academic content standards for physical education, and for other purposes; to the Committee on Education and Labor, and in addition to the Committee on Energy and Commerce, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Ms. MCCOLLUM of Minnesota (for herself, Mr. RAMSTAD, Mr. PAYNE, Mr. SHAYS, and Mr. OBERSTAR):

H.R. 1225. A bill to amend the Foreign Assistance Act of 1961 to improve voluntary family planning programs in developing countries, and for other purposes; to the Committee on Foreign Affairs.

By Mr. JOHNSON of Illinois:

H.R. 1226. A bill to amend title 38, United States Code, to expand eligibility for the basic educational assistance program of the Department of Veterans Affairs; to the Committee on Veterans' Affairs, and in addition to the Committee on Armed Services, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Ms. WATERS (for herself and Mr. FRANK of Massachusetts):

H.R. 1227. A bill to assist in the provision of affordable housing to low-income families affected by Hurricane Katrina; to the Committee on Financial Services, and in addition to the Committee on Transportation and Infrastructure, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. VAN HOLLEN (for himself and Mr. WICKER):

H.R. 1228. A bill to improve and expand geographic literacy among kindergarten through grade 12 students in the United States by improving professional development programs for kindergarten through grade 12 teachers offered through institutions of higher education; to the Committee on Education and Labor.

By Mr. DAVIS of Alabama (for himself and Mr. ENGLISH of Pennsylvania):

H.R. 1229. A bill to amend title VII of the Tariff Act of 1930 to provide that the provisions relating to countervailing duties apply to nonmarket economy countries, and for

other purposes; to the Committee on Ways and Means, and in addition to the Committee on Rules, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Ms. VELÁZQUEZ (for herself, Mr. GUTIERREZ, Mr. WICKER, Mr. DUNCAN, Mr. RANGEL, Mr. CONYERS, Mr. OBERSTAR, Mrs. CHRISTENSEN, Mr. BISHOP of Georgia, Mr. COSTELLO, Mr. SIRES, Mr. UDALL of New Mexico, Mr. HONDA, Ms. JACKSON-LEE of Texas, Mr. FATTAH, Mr. MEEKS of New York, Mr. DEFAZIO, Mr. FALBOMAVAEGA, and Ms. SOLIS):

H.R. 1230. A bill to recognize the right of the People of Puerto Rico to call a Constitutional Convention through which the people would exercise their natural right to self-determination, and to establish a mechanism for congressional consideration of such decision; to the Committee on Natural Resources.

By Ms. EDDIE BERNICE JOHNSON of Texas (for herself, Mr. WU, and Mr. GINGREY):

H.R. 1231. A bill to enable the awarding of the Malcolm Baldrige National Quality Award to a greater number of qualified enterprises; to the Committee on Science and Technology.

By Ms. BALDWIN (for herself and Mr. PICKERING):

H.R. 1232. A bill to establish a competitive grant program to build capacity in veterinary medical education and expand the workforce of veterinarians engaged in public health practice and biomedical research; to the Committee on Energy and Commerce.

By Mrs. BONO:

H.R. 1233. A bill to amend the Internal Revenue Code of 1986 to allow a bad debt deduction to doctors to partially offset the cost of providing uncompensated care required to be provided under the amendments made by the Emergency Medical Treatment and Labor Act; to the Committee on Ways and Means.

By Mr. KUCINICH:

H.R. 1234. A bill to end the United States occupation of Iraq immediately; to the Committee on Armed Services, and in addition to the Committee on Foreign Affairs, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Ms. VELÁZQUEZ (for herself, Mr. CROWLEY, Mr. ENGEL, Mr. SERRANO, Mr. WEINER, Mr. NADLER, Mrs. MALONEY of New York, Mr. MEEKS of New York, and Mr. RANGEL):

H.R. 1235. A bill to amend section 9 of the United States Housing Act of 1937 to ensure that operating and capital assistance is provided for certain previously assisted public housing dwelling units; to the Committee on Financial Services.

By Mr. CLAY:

H.R. 1236. A bill to make permanent the authority of the United States Postal Service to issue a special postage stamp to support breast cancer research; to the Committee on Oversight and Government Reform, and in addition to the Committees on Energy and Commerce, and Armed Services, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. GORDON (for himself, Mr. PRICE of Georgia, Ms. FOXX, Ms. HERSETH, and Mr. DEAL of Georgia):

H.R. 1237. A bill to amend the Public Health Service Act to provide revised standards for quality assurance in screening and evaluation of gynecologic cytology preparations, and for other purposes; to the Committee on Energy and Commerce.

By Mr. GENE GREEN of Texas:

H.R. 1238. A bill to amend title XIX of the Social Security Act with respect to meeting the citizenship documentation requirement for children born in the United States; to the Committee on Energy and Commerce.

By Mr. HASTINGS of Florida (for himself, Mr. CASTLE, Mr. LEWIS of Georgia, Mr. RANGEL, Mr. CONYERS, Mr. SHIMKUS, Mr. TOWNS, Ms. WATERS, Mr. THOMPSON of Mississippi, Mr. BISHOP of Georgia, Ms. CARSON, Mr. FATTAH, Mr. CUMMINGS, Mr. PAYNE, Ms. JACKSON-LEE of Texas, Mr. SCOTT of Virginia, Mr. PATRICK MURPHY of Pennsylvania, Mr. WYNN, Ms. MOORE of Wisconsin, Mr. KUHL of New York, Mr. CLAY, Mr. BUTTERFIELD, Mr. COHEN, Mr. JOHNSON of Georgia, Mr. AL GREEN of Texas, Mr. MOORE of Kansas, Mr. MEEK of Florida, and Ms. CORRINE BROWN of Florida):

H.R. 1239. A bill to amend the National Underground Railroad Network to Freedom Act of 1998 to provide additional staff and oversight of funds to carry out the Act, and for other purposes; to the Committee on Natural Resources.

By Ms. JACKSON-LEE of Texas (for herself, Mr. LANTOS, and Mr. CUMMINGS):

H.R. 1240. A bill to direct the Secretary of Veterans Affairs to establish a scholarship program for students seeking a degree or certificate in the areas of visual impairment and orientation and mobility; to the Committee on Veterans' Affairs.

By Mr. HERGER:

H.R. 1241. A bill to establish the Sacramento River National Recreation Area consisting of certain public lands administered by the Bureau of Land Management in Tehama and Shasta Counties, California, and for other purposes; to the Committee on Natural Resources.

By Mr. HULSHOF:

H.R. 1242. A bill to authorize reference to the Winston Churchill Memorial and Library in Fulton, Missouri, as the "National Churchill Museum"; to the Committee on Education and Labor.

By Mr. JEFFERSON (for himself, Mr. MELANCON, and Mr. TAYLOR):

H.R. 1243. A bill to address ongoing small business and homeowner needs in the Gulf Coast States impacted by Hurricane Katrina and Hurricane Rita; to the Committee on Small Business, and in addition to the Committees on Transportation and Infrastructure, and Financial Services, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Ms. EDDIE BERNICE JOHNSON of Texas:

H.R. 1244. A bill to amend the Public Health Service Act to establish the School-Based Health Clinic program, and for other purposes; to the Committee on Energy and Commerce.

By Mr. KIRK (for himself and Mr. McDERMOTT):

H.R. 1245. A bill to amend title XVIII of the Social Security Act to provide coverage for kidney disease education services under the Medicare Program, and for other purposes; to the Committee on Energy and Commerce, and in addition to the Committee on Ways and Means, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. MEEHAN (for himself, Mr. SMITH of Washington, Mr. WYNN, Mr. HASTINGS of Florida, Ms. SCHWARTZ, Mr. WEINER, Ms. LEE, Mr. FRANK of Massachusetts, Ms. MCCOLLUM of

Minnesota, Mr. PASCRELL, Mr. FILNER, Mrs. MALONEY of New York, Mr. FATTAH, Mr. RANGEL, Mr. SHAYS, Mr. VAN HOLLEN, Ms. CORRINE BROWN of Florida, Mr. DAVIS of Illinois, Mr. WU, Ms. WASSERMAN SCHULTZ, Mr. KUCINICH, Ms. WATSON, Mr. PAYNE, Ms. MATSUI, Mr. BLUMENAUER, Mr. PASTOR, Ms. EDDIE BERNICE JOHNSON of Texas, Mr. TOWNS, Mr. MARKEY, Ms. NORTON, Mr. CUMMINGS, Mr. ENGEL, Mrs. TAUSCHER, Mr. CLEAVER, Mr. PALLONE, Mr. ACKERMAN, Mr. GEORGE MILLER of California, Mrs. NAPOLITANO, Mr. MEEKS of New York, Ms. MOORE of Wisconsin, Mr. JOHNSON of Georgia, Mr. WAXMAN, Ms. SOLIS, Mr. BERMAN, Ms. ROSELEHTINEN, Mr. LANGEVIN, Mr. MORAN of Virginia, Mr. OBERSTAR, Ms. SCHAKOWSKY, Ms. HARMAN, Mr. INSLEE, Mr. NADLER, Mr. McDERMOTT, Mr. MCGOVERN, Mr. DINGELL, Mr. LARSON of Connecticut, Mr. LEWIS of Georgia, Mr. OLVER, Mr. TIERNEY, Mr. SERRANO, Mr. CROWLEY, Ms. CARSON, Ms. CASTOR, Mr. ELLISON, Ms. LINDA T. SANCHEZ of California, Mrs. CAPP, Ms. SLAUGHTER, Ms. ROYBAL-ALLARD, Mr. GUTIERREZ, Ms. WOOLSEY, Mr. UDALL of Colorado, Mr. HINCHAY, Ms. WATERS, Ms. HIRONO, Mr. CAPUANO, Mr. DOYLE, Mr. HONDA, Mr. MICHAUD, Mr. ABERCROMBIE, Mrs. LOWEY, Ms. VELÁZQUEZ, Mr. KENNEDY, Mr. STARK, Mr. DEFazio, Mr. WELCH of Vermont, Mr. HARE, Mr. EMANUEL, Mr. GRIJALVA, Mr. NEAL of Massachusetts, Mr. BRADY of Pennsylvania, Mr. WEXLER, Ms. DELAURO, Mr. HOLT, Mr. FARR, Ms. JACKSON-LEE of Texas, Ms. BERKLEY, Mrs. JONES of Ohio, Mr. LYNCH, Mr. COHEN, Mr. ISRAEL, Mr. ROTHMAN, Mrs. DAVIS of California, Ms. BALDWIN, Mr. ALLEN, Mr. LANTOS, Mr. GILCHREST, Mr. DELAHUNT, Mr. CLAY, Mr. BECERRA, and Ms. ZOE LOFGREN of California):

H.R. 1246. A bill to amend title 10, United States Code, to enhance the readiness of the Armed Forces by replacing the current policy concerning homosexuality in the Armed Forces, referred to as "Don't Ask, Don't Tell", with a policy of nondiscrimination on the basis of sexual orientation; to the Committee on Armed Services.

By Mr. NADLER (for himself, Mr. ACKERMAN, Mr. BISHOP of Georgia, Ms. CORRINE BROWN of Florida, Mrs. CHRISTENSEN, Ms. CLARKE, Mr. CROWLEY, Ms. DELAURO, Mr. ENGEL, Mr. AL GREEN of Texas, Mr. GRIJALVA, Mr. HASTINGS of Florida, Mr. HIGGINS, Mr. HINCHAY, Mr. HOLT, Mr. ISRAEL, Mr. KUCINICH, Ms. MATSUI, Mrs. MCCARTHY of New York, Mr. MEEHAN, Mr. MEEKS of New York, Mr. GEORGE MILLER of California, Ms. NORTON, Mr. OBERSTAR, Mr. PASCRELL, Mr. RUSH, Mr. SERRANO, Ms. SLAUGHTER, Ms. VELÁZQUEZ, Mr. WEINER, Mr. BISHOP of New York, and Mr. CONYERS):

H.R. 1247. A bill to amend title XVIII of the Social Security Act to provide for comprehensive health benefits for the relief of individuals whose health was adversely affected by the 9/11 disaster; to the Committee on Energy and Commerce, and in addition to the Committee on Ways and Means, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. PALLONE:

H.R. 1248. A bill to amend section 10501 of title 49, United States Code, to exclude solid waste disposal from the jurisdiction of the

Surface Transportation Board; to the Committee on Transportation and Infrastructure.

By Mr. ROSKAM:

H.R. 1249. A bill to include dehydroepiandrosterone as an anabolic steroid; to the Committee on Energy and Commerce, and in addition to the Committee on the Judiciary, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. SESSIONS (for himself, Mr. TIAHRT, Mr. MCCAUL of Texas, Mr. CONAWAY, Mr. MCHUGH, Mr. ENGLISH of Pennsylvania, and Mrs. MUSGRAVE):

H.R. 1250. A bill to amend the Internal Revenue Code of 1986 to repeal certain limitations on the expensing of section 179 property, to allow taxpayers to elect shorter recovery periods for purposes of determining the deduction for depreciation, and for other purposes; to the Committee on Ways and Means.

By Mr. SIMPSON:

H.R. 1251. A bill to authorize the Secretary of the Interior to convey certain land and improvements of the Gooding Division of the Minidoka Project, Idaho; to the Committee on Natural Resources.

By Mr. STUPAK (for himself, Mr. BOUCHER, Mr. ENGEL, Mr. ALLEN, Ms. SCHAKOWSKY, Mr. MARKEY, Mr. DOYLE, Ms. BALDWIN, Mr. HILL, Ms. HOOLEY, Mr. WEINER, Mr. ROSS, Ms. HARMAN, Mr. MCHUGH, Mr. ETHERIDGE, Mr. FRANK of Massachusetts, Ms. HERSETH, Mr. ACKERMAN, Mr. BAIRD, Mr. BISHOP of New York, Mr. KILDEE, Mr. BOSWELL, Mr. DEFazio, Mr. BRADY of Pennsylvania, Mr. CARNEY, Ms. KILPATRICK, Mr. OBERSTAR, Ms. CLARKE, Mrs. NAPOLITANO, Mr. CLEAVER, Ms. MCCOLLUM of Minnesota, Mr. COHEN, Mr. CONYERS, Mr. DAVIS of Illinois, Mr. CUMMINGS, Mr. FARR, Mr. VISCLOSKEY, Mr. FATTAH, Mr. BERRY, Mr. FILNER, Mr. GRIJALVA, Mr. HARE, Mr. HIGGINS, Ms. SUTTON, Ms. HIRONO, Mr. HOLDEN, Mr. CARNAHAN, Mr. HOLT, Mr. JOHNSON of Georgia, Ms. KAPTUR, Mr. LANTOS, Ms. LINDA T. SANCHEZ of California, Mr. LIPINSKI, Mr. LYNCH, Mrs. MCCARTHY of New York, Mrs. CHRISTENSEN, Mr. BERMAN, Mr. MCGOVERN, Mr. MCNUITY, Mr. TAYLOR, Mrs. MALONEY of New York, Ms. MATSUI, Ms. LORETTA SANCHEZ of California, Mr. MICHAUD, Mr. TIERNEY, Mr. GEORGE MILLER of California, Mr. ALTMIRE, Mr. PATRICK MURPHY of Pennsylvania, Ms. BORDALLO, Mr. PASCRELL, Ms. SCHWARTZ, Mr. SERRANO, Mr. UDALL of Colorado, Mr. WEXLER, Mr. CAPUANO, Ms. BERKLEY, Ms. WOOLSEY, Mr. NADLER, and Mr. RYAN of Ohio):

H.R. 1252. A bill to protect consumers from price-gouging of gasoline and other fuels, and for other purposes; to the Committee on Energy and Commerce, and in addition to the Committee on Education and Labor, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. WALZ of Minnesota:

H.R. 1253. A bill to designate the Department of Veterans Affairs Outpatient Clinic in Rochester, Minnesota, as the "Charles W. Lindberg Department of Veterans Affairs Outpatient Clinic"; to the Committee on Veterans' Affairs.

By Ms. MILLENDER-MCDONALD (for herself and Mr. EHLERS):

H. Res. 201. A resolution providing amounts for the expenses of the Committee on House Administration in the One Hundred Tenth Congress; to the Committee on House Administration.

By Ms. MILLENDER-McDONALD (for herself and Mr. EHLERS):

H. Res. 202. A resolution providing for the expenses of certain committees of the House of Representatives in the One Hundred Tenth Congress; to the Committee on House Administration.

By Mrs. JONES of Ohio:

H. Res. 204. A resolution expressing support for the first annual America Saves Week; to the Committee on Financial Services.

By Ms. KAPTUR:

H. Res. 205. A resolution recognizing the 15th anniversary of the Future Leaders Exchange (FLEX) program, a program funded by the Government of the United States to provide an opportunity for high school students from the countries of the former Soviet Union to study and live in the United States in order to promote democratic values and institutions in Eurasia, and supporting the mission, goals, and accomplishments of the FLEX program; to the Committee on Foreign Affairs.

By Ms. LEE (for herself, Mr. THOMPSON of Mississippi):

H. Res. 206. A resolution honoring the life, legacy, and contributions of Fannie Lou Townsend Hamer on the 30th anniversary of her death for her dedication to freedom and justice; to the Committee on the Judiciary.

#### ¶28.25 ADDITIONAL SPONSORS

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

February 28, 2007

H.R. 25: Mr. HOEKSTRA.  
 H.R. 40: Mr. ELLISON.  
 H.R. 101: Mr. HOLT.  
 H.R. 109: Mr. GOODLATTE.  
 H.R. 136: Mr. FRANKS of Arizona.  
 H.R. 211: Mrs. TAUSCHER and Mr. KILDEE.  
 H.R. 251: Ms. ESHOO.  
 H.R. 260: Mr. FARR and Ms. HIRONO.  
 H.R. 273: Mrs. SCHMIDT.  
 H.R. 279: Mr. MARCHANT.  
 H.R. 281: Mr. HOLT.  
 H.R. 327: Ms. BORDALLO, Mr. STUPAK, Ms. DEGETTE, Mr. ABERCROMBIE, and Mr. KLINE of Minnesota.  
 H.R. 367: Mr. TIM MURPHY of Pennsylvania and Mr. SESSIONS.  
 H.R. 380: Ms. HOOLEY, Ms. GIFFORDS, and Mr. LANTOS.  
 H.R. 410: Mr. ELLISON.  
 H.R. 458: Mr. KUCINICH, Ms. SCHAKOWSKY, Mr. McDERMOTT, Ms. HIRONO, Mr. STARK, and Mr. JOHNSON of Georgia.  
 H.R. 473: Mr. HENSARLING and Mr. PENCE.  
 H.R. 489: Mr. GOODLATTE and Mr. WALBERG.  
 H.R. 506: Mrs. DRAKE, Mr. HARE, and Mr. YOUNG of Alaska.  
 H.R. 526: Mr. MILLER of North Carolina.  
 H.R. 549: Mr. BOUCHER and Mr. TIM MURPHY of Pennsylvania.  
 H.R. 563: Mr. PRICE of Georgia, Mr. LINCOLN DAVIS of Tennessee, and Mr. WICKER.  
 H.R. 581: Ms. GINNY BROWN-WAITE of Florida.  
 H.R. 582: Mr. DAVIS of Illinois and Mr. CONYERS.  
 H.R. 590: Mr. WALBERG.  
 H.R. 592: Mr. NADLER and Mr. DAVIS of Illinois.  
 H.R. 620: Ms. LORETTA SANCHEZ of California, Ms. HIRONO, Ms. WASSERMAN SCHULTZ, Mr. WEINER, and Mr. RANGEL.  
 H.R. 621: Mr. WALBERG and Mrs. MUSGRAVE.  
 H.R. 624: Mr. STARK, Mr. GONZALEZ, Mr. CONYERS, Mr. PETERSON of Minnesota, Mr. FATTAH, Mr. BERMAN, Ms. DELAURO, and Mrs. TAUSCHER.

H.R. 634: Mr. WEXLER, Ms. MATSUI, Mr. CUELLAR, and Mr. BILIRAKIS.

H.R. 654: Ms. WATERS, Mr. STARK, Ms. JACKSON-LEE of Texas, Ms. MOORE of Wisconsin, Mr. GONZALEZ, Mr. PETERSON of Minnesota, Mr. MATHESON, Mr. OLVER, Mr. CONYERS, Mr. KUCINICH, Mr. PRICE of North Carolina, Mr. WALZ of Minnesota, Ms. DELAURO, Mr. TANNER, Mr. MORAN of Virginia, Mr. DAVIS of Illinois, Mrs. CHRISTENSEN, Mr. ALLEN, Ms. ZOE LOFGREN of California, Mr. WELCH of Vermont, Mr. FATTAH, Mr. MEEHAN, and Mrs. TAUSCHER.

H.R. 656: Mr. YOUNG of Florida.

H.R. 667: Mr. CONYERS, Ms. ESHOO, and Mrs. NAPOLITANO.

H.R. 687: Mr. TERRY, Mr. CASTLE, Mr. SHAYS, and Mr. STUPAK.

H.R. 688: Mr. TIM MURPHY of Pennsylvania and Mr. WELLER.

H.R. 690: Mr. MORAN of Kansas.

H.R. 694: Mr. FATTAH.

H.R. 725: Mr. BARRETT of South Carolina and Mr. FORBES.

H.R. 741: Mr. WOLF, Mr. ALLEN, Mr. STARK, Mr. BARTLETT of Maryland, and Mr. GERLACH.

H.R. 743: Mr. NEUGEBAUER and Mr. SESSIONS.

H.R. 757: Mr. CONYERS and Mr. GORDON.

H.R. 768: Mr. WICKER.

H.R. 769: Mr. WICKER.

H.R. 787: Mr. FATTAH.

H.R. 797: Mr. YARMUTH, Mr. McCOTTER, Ms. EDDIE BERNICE JOHNSON of Texas, Mr. BUTTERFIELD, Mr. JONES of North Carolina, Mr. HOLDEN, Mr. PAYNE, Mr. SPACE, Ms. HIRONO, and Ms. MCCOLLUM of Minnesota.

H.R. 821: Mr. TIM MURPHY of Pennsylvania and Mr. WAXMAN.

H.R. 873: Mr. ELLISON.

H.R. 876: Mr. BUCHANAN.

H.R. 887: Mr. FATTAH.

H.R. 891: Mr. UPTON.

H.R. 909: Mr. SAXTON and Mr. HOEKSTRA.

H.R. 913: Mr. CARNAHAN, Mrs. MYRICK, Mr. ENGLISH of Pennsylvania, and Mr. WILSON of South Carolina.

H.R. 938: Mr. LAMBORN, Mr. HOEKSTRA, and Mr. FEENEY.

H.R. 971: Mr. WEXLER, Mr. GORDON, Mr. PETERSON of Pennsylvania, Mr. BONNER, Mr. HIGGINS, Mr. COOPER, Mr. JONES of North Carolina, Mr. ISRAEL, Mr. TERRY, Mrs. MCCARTHY of New York, Mr. PITTS, Mr. HOLDEN, Mr. DELAHUNT, Mr. JOHNSON of Georgia, Mr. BERRY, Ms. HIRONO, Ms. WOOLSEY, Mr. FATTAH, Mr. REYES, and Mr. MILLER of North Carolina.

H.R. 1045: Mr. BRALEY of Iowa, Mr. LOEBBACH, and Mr. LATHAM.

H.R. 1055: Mr. FILNER, Ms. JACKSON-LEE of Texas, Mrs. MALONEY of New York, Mr. HODES, Mr. BERMAN, and Ms. HARMAN.

H.R. 1065: Mr. AL GREEN of Texas, Mr. YOUNG of Florida, Mr. BOSWELL, and Mr. SIRES.

H.R. 1076: Mr. EHLERS, Mr. OBEY, and Mr. WALBERG.

H.R. 1115: Mr. COHEN, Mr. HODES, Mrs. MYRICK, Mr. JONES of North Carolina, Mr. FILNER, Ms. KILPATRICK, and Mr. McGOVERN.

H.R. 1117: Mr. MORAN of Virginia, Mr. ABERCROMBIE, and Mr. HASTINGS of Florida.

H.R. 1118: Mr. SENSENBRENNER.

H.R. 1120: Mr. MCCAUL of Texas, Mr. KLINE of Minnesota, Mr. PLATTS, Mr. BARTLETT of Maryland, Mr. BOUSTANY, Mr. HASTERT, Mrs. BLACKBURN, Mr. CARTER, Mr. WILSON of South Carolina, Mr. CHABOT, and Mrs. MUSGRAVE.

H.R. 1132: Mr. BERMAN, Mr. SHAYS, Mrs. CHRISTENSEN, Ms. DELAURO, Mr. McDERMOTT, Ms. ESHOO, Ms. EDDIE BERNICE JOHNSON of Texas, Ms. MATSUI, Mr. BURTON of Indiana, Mr. HIGGINS, Mr. ALLEN, Mrs. NAPOLITANO, Ms. HERSETH, Mr. UDALL of New Mexico, Ms. CORRINE BROWN of Florida, Mr. TERRY, and Mr. SAXTON.

H.R. 1150: Mr. ROGERS of Michigan and Mr. COHEN.

H.R. 1188: Mr. MILLER of North Carolina.

H.J. Res. 3: Ms. HERSETH and Mr. SOUDER.  
 H. Con. Res. 9: Mr. HINOJOSA, Mr. WATT, Mr. WYNN, Ms. WATSON, Mr. HINCHEY, and Ms. MILLENDER-McDONALD.

H. Con. Res. 21: Mr. BRADY of Pennsylvania and Mr. FRELINGHUYSEN.

H. Con. Res. 26: Mr. BISHOP of Georgia.

H. Con. Res. 62: Mr. WOLF, Mr. BURTON of Indiana, Mr. ROYCE, Mr. FORBES, Mr. GERLACH, Mr. HASTERT, Mr. REHBERG, Mr. MCCAUL of Texas, Mr. BARRETT of South Carolina, Mr. UPTON, Mr. SAXTON, Mr. LoBONDO, Mrs. WILSON of New Mexico, Mr. ENGLISH of Pennsylvania, Mrs. DRAKE, Mr. COBLE, Mr. GILCHREST, Mr. McCOTTER, Mr. WALSH of New York, Mr. RAMSTAD, Mr. CANTOR, and Mr. SHUSTER.

H. Con. Res. 75: Ms. WOOLSEY and Mr. CONYERS.

H. Res. 64: Mr. VAN HOLLEN and Mr. FALCOMA VAEGA.

H. Res. 97: Mr. GONZALEZ and Ms. MOORE of Wisconsin.

H. Res. 98: Mr. TANCREDO.

H. Res. 105: Mr. BOREN, Ms. KILPATRICK, and Mr. ROGERS of Alabama.

H. Res. 113: Mr. KUCINICH and Mr. PAYNE.

H. Res. 118: Mr. DREIER and Mr. COHEN.

H. Res. 121: Mrs. NAPOLITANO, Mr. BECERRA, Mr. SIRES, Mr. GARRETT of New Jersey, Mr. KUCINICH, Mr. DAVIS of Illinois, Mr. WAXMAN, Mr. STARK, and Mr. WOLF.

H. Res. 136: Ms. WOOLSEY and Ms. HOOLEY.  
 H. Res. 137: Ms. WOOLSEY.

H. Res. 146: Ms. WOOLSEY, Mr. GRIJALVA, and Mrs. MALONEY of New York.

H. Res. 186: Mr. CARDOZA, Mr. GRIJALVA, Mr. FORTUÑO, Mr. KILDEE, Mrs. TAUSCHER, Mr. CASTLE, Mr. HINCHEY, Mr. LYNCH, Mr. MACK, Mr. FOSSELLA, and Mr. BARTLETT of Maryland.

H. Res. 198: Mr. BACA, Mr. BECERRA, Ms. BORDALLO, Mrs. DAVIS of California, Ms. MATSUI, Ms. LINDA T. SANCHEZ of California, Mr. VAN HOLLEN, and Mr. WEINER.

#### ¶28.26 DELETIONS OF SPONSORS FROM PUBLIC BILLS AND RESOLUTIONS

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

H.R. 997: Mr. PRICE of North Carolina.

#### THURSDAY, MARCH 1, 2007 (29)

The House was called to order by the SPEAKER.

#### ¶29.1 APPROVAL OF THE JOURNAL

The SPEAKER announced she had examined and approved the Journal of the proceedings of Wednesday, February 28, 2007.

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

#### ¶29.2 COMMUNICATIONS

Executive and other communications, pursuant to clause 8, rule XII, were referred as follows:

658. A letter from the Secretary of the Air Force, Department of Defense, transmitting notification of both an Average Procurement Unit Cost (APUC) and a Program Acquisition Unit Cost (PAUC) breach for the enclosed program, pursuant to 10 U.S.C. 2433(e)(1); to the Committee on Armed Services.

659. A letter from the Secretary of the Air Force, Department of Defense, transmitting Notice of the decision to conduct a standard competition of the Communications Operations and Maintenance function at Scott



Air Force Base, Illinois, pursuant to 10 U.S.C. 2461; to the Committee on Armed Services.

660. A letter from the Under Secretary for Personnel and Readiness, Department of Defense, transmitting the Department's report on the status of female members of the Armed Forces, pursuant to Section 562 of the Bob Stump National Defense Authorization Act for Fiscal Year 2003; to the Committee on Armed Services.

661. A letter from the Deputy Secretary, Department of Defense, transmitting a biennial strategic plan for the Defense Advanced Research Projects Agency (DARPA), pursuant to 10 U.S.C. 2352; to the Committee on Armed Services.

662. A letter from the Secretary of the Navy, Department of Defense, transmitting notification that the Program Acquisition Unit Cost and the Procurement Unit Cost has exceeded both the current UCR and Original UCR baseline for the enclosed program, pursuant to 10 U.S.C. 2433; to the Committee on Armed Services.

663. A letter from the Under Secretary for Personnel and Readiness, Department of Defense, transmitting a letter on the approved retirement of Lieutenant General Thomas L. Baptiste, United States Air Force, and his advancement to the grade of lieutenant general on the retired list; to the Committee on Armed Services.

664. A letter from the Comptroller, Department of Defense, transmitting the Department's quarterly report as of December 31, 2006, entitled, "Acceptance of contributions for defense programs, projects and activities; Defense Cooperation Account"; to the Committee on Armed Services.

665. A letter from the Assistant Secretary of the Army (Manpower and Reserve Affairs), Department of Defense, transmitting the Department's report on Assignment Incentive Pay (AIP) Criteria for Reserve Component (RC) Personnel, pursuant to Public Law 109-702, section 678; to the Committee on Armed Services.

666. A letter from the General Deputy Assistant Secretary for Congressional and Intergovernmental Relations, Department of Housing and Urban Development, transmitting a copy of the 2006 Annual Report to Congress on the HOPE IV Program, pursuant to Section 24(l) of the U.S. Housing Act of 1937; to the Committee on Financial Services.

667. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting the Department's Alternative Fuel Vehicle (AFV) program report for FY 2006, as required by the Energy Policy Act of 2005; to the Committee on Energy and Commerce.

668. A letter from the Assistant Secretary, Land Management and Minerals Management, Department of the Interior, transmitting the Department's determination of the practicality of issuing regulations to provide royalty relief for marginal oil and gas properties on the Outer Continental Shelf, pursuant to Section 343 of the Energy Policy Act of 2005; to the Committee on Natural Resources.

669. A letter from the Staff Director, Commission on Civil Rights, transmitting notification that the Commission recently appointed members to the Alabama Advisory Committee; to the Committee on the Judiciary.

670. A letter from the Staff Director, Commission on Civil Rights, transmitting notification that the Commission recently appointed members to the Mississippi Advisory Committee; to the Committee on the Judiciary.

671. A letter from the Chief, Regulations and Administrative Law, Department of Homeland Security, transmitting the Department's final rule — Security Zone; Sa-

vannah, GA [COTP Savannah-06-068] (RIN: 1625-AA00) received February 13, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

672. A letter from the Chief, Regulations and Administrative Law, Department of Homeland Security, transmitting the Department's final rule — Security Zone; Lake Washington, Medina, Washington [CG13-06-018] (RIN: 1625-AA00) received February 13, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

673. A letter from the Chief, Regulations and Administrative Law, Department of Homeland Security, transmitting the Department's final rule — Security Zone; United States Coast Guard Cutter MIDGETT (WHEC 726), Fairhaven Shipyard, Fairhaven, Washington [CGD13-06-031] (RIN: 1625-AA00) received February 13, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

674. A letter from the Chief, Regulations and Administrative Law, Department of Homeland Security, transmitting the Department's final rule — Security Zone; Lake Washington, Medina, Washington [CGD13-06-030] (RIN: 1625-AA87) received February 13, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

675. A letter from the Chief, Regulations and Administrative Law, Department of Homeland Security, transmitting the Department's final rule — Security Zone; Potomac River, Washington Channel, Washington, DC [CGD05-06-034] (RIN: 1625-AA87) received February 13, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

676. A letter from the Chief, Regulations and Administrative Law, Department of Homeland Security, transmitting the Department's final rule — Captain of the Port Lake Michigan, Chicago River South Branch [CGD09-06-083] (RIN: 1625-AA87) received February 13, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

677. A letter from the Chief, Regulations and Administrative Law, Department of Homeland Security, transmitting the Department's final rule — Security Zone; Evergreen Point Bridge, Lake Washington, Washington [CGD13-06-017] (RIN: 1625-AA00) received February 13, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

678. A letter from the Chief, Regulations and Administrative Law, Department of Homeland Security, transmitting the Department's final rule — Security Zone; Ohio River Miles 600.0 to 607.0, Louisville, KY [COTP Louisville-06-01] (RIN: 1625-AA00) received February 13, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

679. A letter from the Deputy Director of National Intelligence for Management, Office of the Director of National Intelligence, transmitting a copy of the 2006 Annual Report of the U.S. Intelligence Community, pursuant to 50 U.S.C. 404d; to the Committee on Intelligence (Permanent Select).

¶29.3 PROVIDING FOR CONSIDERATION OF H.R. 800

Ms. SUTTON, by direction of the Committee on Rules, called up the following resolution (H. Res. 203):

*Resolved*, That at any time after the adoption of this resolution the Speaker may, pursuant to clause 2(b) of rule XVIII, declare the House resolved into the Committee of the Whole House on the state of the Union for consideration of the bill (H.R. 800) to amend the National Labor Relations Act to estab-

lish an efficient system to enable employees to form, join, or assist labor organizations, to provide for mandatory injunctions for unfair labor practices during organizing efforts, and for other purposes. The first reading of the bill shall be dispensed with. All points of order against consideration of the bill are waived except those arising under clause 9 or 10 of rule XXI. General debate shall be confined to the bill and shall not exceed one hour equally divided and controlled by the chairman and ranking minority member of the Committee on Education and Labor. After general debate the bill shall be considered for amendment under the five-minute rule. It shall be in order to consider as an original bill for the purpose of amendment under the five-minute rule the amendment in the nature of a substitute recommended by the Committee on Education and Labor now printed in the bill. The committee amendment in the nature of a substitute shall be considered as read. Notwithstanding clause 11 of rule XVIII, no amendment to the committee amendment in the nature of a substitute shall be in order except those printed in the report of the Committee on Rules accompanying this resolution. Each such amendment may be offered only in the order printed in the report, may be offered only by a Member designated in the report, shall be considered as read, shall be debatable for the time specified in the report equally divided and controlled by the proponent and an opponent, shall not be subject to amendment, and shall not be subject to a demand for division of the question in the House or in the Committee of the Whole. All points of order against such amendments are waived except those arising under clause 10 of rule XXI. At the conclusion of consideration of the bill for amendment the Committee shall rise and report the bill to the House with such amendments as may have been adopted. Any Member may demand a separate vote in the House on any amendment adopted in the Committee of the Whole to the bill or to the committee amendment in the nature of a substitute. The previous question shall be considered as ordered on the bill and amendments thereto to final passage without intervening motion except one motion to recommit with or without instructions.

When said resolution was considered. After debate,

Ms. SUTTON moved the previous question on the resolution to its adoption or rejection.

The question being put, *viva voce*,

Will the House now order the previous question?

The SPEAKER *pro tempore*, Ms. LOFGREN of California, announced that the yeas had it.

Mr. SESSIONS objected to the vote on the ground that a quorum was not present and not voting.

A quorum not being present,

The roll was called under clause 6, rule XX, and the call was taken by electronic device.

When there appeared { Yeas ..... 228  
Nays ..... 197

¶29.4 [Roll No. 112] YEAS—228

Abercrombie	Baldwin	Bishop (NY)
Ackerman	Barrow	Blumenauer
Allen	Bean	Boren
Altmire	Becerra	Boswell
Andrews	Berkley	Boucher
Arcuri	Berman	Boyd (FL)
Baca	Berry	Boyd (KS)
Baird	Bishop (GA)	Brady (PA)

Brale (IA)  
Brown, Corrine  
Butterfield  
Capps  
Capuano  
Cardoza  
Carnahan  
Carney  
Carson  
Castor  
Chandler  
Clarke  
Clay  
Cleaver  
Clyburn  
Cohen  
Conyers  
Cooper  
Costa  
Costello  
Courtney  
Cramer  
Crowley  
Cuellar  
Cummings  
Davis (AL)  
Davis (CA)  
Davis (IL)  
Davis, Lincoln  
DeFazio  
DeGette  
Delahunt  
DeLauro  
Dicks  
Dingell  
Doggett  
Donnelly  
Doyle  
Edwards  
Ellison  
Ellsworth  
Emanuel  
Engel  
Eshoo  
Etheridge  
Farr  
Fattah  
Filner  
Frank (MA)  
Giffords  
Gillibrand  
Gonzalez  
Gordon  
Green, Al  
Grijalva  
Gutierrez  
Hall (NY)  
Hare  
Harman  
Hastings (FL)  
Herseth  
Higgins  
Hill  
Hinchey  
Hinojosa  
Hirono  
Hodes  
Holden  
Holt  
Honda

Hooley  
Hoyer  
Israel  
Jackson (IL)  
Jackson-Lee (TX)  
Johnson (GA)  
Johnson, E. B.  
Jones (OH)  
Kagen  
Kanjorski  
Kaptur  
Kennedy  
Kildee  
Kilpatrick  
Kind  
Klein (FL)  
Kucinich  
Lampson  
Langevin  
Lantos  
Larsen (WA)  
Larson (CT)  
Lee  
Levin  
Lewis (GA)  
Serrano  
Loeb sack  
Lofgren, Zoe  
Lowe y  
Lynch  
Mahoney (FL)  
Markey  
Marshall  
Matheson  
Matsui  
McCarthy (NY)  
McCollum (MN)  
McDermott  
McGovern  
McIntyre  
McNerney  
McNulty  
Meehan  
Meek (FL)  
Meeks (NY)  
Melancon  
Michaud  
Millender-  
McDonald  
Miller (NC)  
Miller, George  
Mollohan  
Moore (KS)  
Moore (WI)  
Moran (VA)  
Murphy (CT)  
Murphy, Patrick  
Murtha  
Nadler  
Napolitano  
Neal (MA)  
Oberstar  
Oliver  
Ortiz  
Pallone  
Pascrell  
Pastor

Payne  
Perlmutter  
Peterson (MN)  
Pomeroy  
Price (NC)  
Rahall  
Rangel  
Reyes  
Rodriguez  
Ross  
Rothman  
Roybal-Allard  
Ruppersberger  
Rush  
Ryan (OH)  
Salazar  
Sánchez, Linda T.  
Sanchez, Loretta  
Sarbanes  
Schakowsky  
Schiff  
Schwartz  
Scott (GA)  
Scott (VA)  
Serrano  
Sestak  
Shea-Porter  
Sherman  
Shuler  
Sires  
Skelton  
Slaughter  
Smith (WA)  
Snyder  
Solis  
Space  
Spratt  
Stark  
Stupak  
Sutton  
Tanner  
Tauscher  
Taylor  
Thompson (CA)  
Thompson (MS)  
Tierney  
Towns  
Udall (CO)  
Udall (NM)  
Van Hollen  
Velázquez  
Visclosky  
Walz (MN)  
Wasserman  
Schultz  
Waters  
Watson  
Watt  
Waxman  
Weiner  
Welch (VT)  
Wexler  
Wilson (OH)  
Woolsey  
Wu  
Wynn  
Yarmuth

Herger  
Hobson  
Hoekstra  
Hulshof  
Inglis (SC)  
Issa  
Jindal  
Johnson (IL)  
Johnson, Sam  
Jones (NC)  
Jordan  
Keller  
King (IA)  
King (NY)  
Kingston  
Kirk  
Kline (MN)  
Knollenberg  
Kuhl (NY)  
LaHood  
Lamborn  
Latham  
LaTourette  
Lewis (GA)  
Lewis (KY)  
Linder  
LoBiondo  
Lucas  
Lungren, Daniel E.  
Mack  
Manzullo  
Marchant  
McCarthy (CA)  
McCaul (TX)  
McCotter  
McHenry  
McHugh  
McKeon

McMorris  
Rodgers  
Mica  
Miller (FL)  
Miller (MI)  
Miller, Gary  
Moran (KS)  
Murphy, Tim  
Musgrave  
Myrick  
Neugebauer  
Nunes  
Paul  
Pearce  
Pence  
Peterson (PA)  
Petri  
Pickering  
Pitts  
Platts  
Poe  
Porter  
Price (GA)  
Pryce (OH)  
Putnam  
Radanovich  
Ramstad  
Regula  
Rehberg  
Reichert  
Renzi  
Reynolds  
Rogers (AL)  
Rogers (KY)  
Rogers (MI)  
Rohrabacher  
Ros-Lehtinen  
Roskam  
Royce

Ryan (WI)  
Sali  
Saxton  
Schmidt  
Sensenbrenner  
Sessions  
Shadegg  
Shays  
Shimkus  
Shuster  
Simpson  
Smith (NE)  
Smith (NJ)  
Smith (TX)  
Souders  
Stearns  
Sullivan  
Tancredo  
Terry  
Thornberry  
Tiaht  
Tiberi  
Turner  
Upton  
Walberg  
Walden (OR)  
Walsh (NY)  
Wamp  
Weldon (FL)  
Weller  
Westmoreland  
Whitfield  
Wicker  
Wilson (NM)  
Wilson (SC)  
Wolf  
Young (AK)  
Young (FL)

Hill  
Hinchey  
Hinojosa  
Hirono  
Hodes  
Holden  
Holt  
Honda  
Hooley  
Hoyer  
Israel  
Jackson (IL)  
Jackson-Lee (TX)  
Johnson (GA)  
Johnson, E. B.  
Jones (OH)  
Kagen  
Kanjorski  
Kaptur  
Kennedy  
Kildee  
Kilpatrick  
Kind  
Klein (FL)  
Kucinich  
Lampson  
Langevin  
Lantos  
Larsen (WA)  
Larson (CT)  
Lee  
Levin  
Lewis (GA)  
Lipinski  
Loeb sack  
Lofgren, Zoe  
Lowe y  
Lynch  
Mahoney (FL)  
Markey  
Marshall  
Matheson  
Matsui  
McCarthy (NY)  
McCollum (MN)  
McDermott  
McGovern  
McHugh

McIntyre  
McNerney  
McNulty  
Meehan  
Meek (FL)  
Meeks (NY)  
Melancon  
Michaud  
Millender-  
McDonald  
Miller (NC)  
Miller, George  
Mitchell  
Mollohan  
Moore (KS)  
Moore (WI)  
Moran (VA)  
Murphy (CT)  
Murphy, Patrick  
Murtha  
Nadler  
Napolitano  
Neal (MA)  
Oberstar  
Obey  
Oliver  
Ortiz  
Pallone  
Pascrell  
Pastor  
Payne  
Perlmutter  
Peterson (MN)  
Pomeroy  
Price (NC)  
Rahall  
Rangel  
Reyes  
Rodriguez  
Ross  
Rothman  
Roybal-Allard  
Ruppersberger  
Rush  
Ryan (OH)  
Salazar  
Sánchez, Linda T.  
Sanchez, Loretta

Sarbanes  
Schakowsky  
Schiff  
Schwartz  
Scott (GA)  
Scott (VA)  
Serrano  
Sestak  
Shea-Porter  
Sherman  
Shuler  
Sires  
Skelton  
Slaughter  
Smith (WA)  
Snyder  
Solis  
Space  
Spratt  
Stark  
Stupak  
Sutton  
Tanner  
Tauscher  
Taylor  
Thompson (CA)  
Thompson (MS)  
Tierney  
Towns  
Udall (CO)  
Udall (NM)  
Van Hollen  
Velázquez  
Visclosky  
Walz (MN)  
Wasserman  
Schultz  
Waters  
Watson  
Watt  
Waxman  
Weiner  
Welch (VT)  
Wexler  
Wilson (OH)  
Woolsey  
Wu  
Wynn  
Yarmuth

NOT VOTING—8

Cubin  
Davis, Jo Ann  
Green, Gene  
Hunter  
Inslee  
Jefferson  
Maloney (NY)  
McCrery

So the previous question on the resolution was ordered.

The question being put, viva voce, Will the House agree to said resolution?

The SPEAKER pro tempore, Ms. LOFGREN of California, announced that the yeas had it.

Mr. SESSIONS demanded a recorded vote on agreeing to said resolution, which demand was supported by one-fifth of a quorum, so a recorded vote was ordered.

The vote was taken by electronic device.

It was decided in the affirmative { Yeas ..... 230 Nays ..... 195

¶29.5 [Roll No. 113]

AYES—230

Abercrombie  
Ackerman  
Allen  
Altmire  
Andrews  
Arcuri  
Baca  
Baird  
Baldwin  
Barrow  
Bean  
Becerra  
Berkley  
Berman  
Berry  
Bishop (GA)  
Bishop (NY)  
Blumenauer  
Boren  
Boswell  
Boucher  
Boyd (FL)  
Boyd (KS)  
Brady (PA)  
Brale (IA)  
Brown, Corrine  
Butterfield  
Capps  
Capuano

Cardoza  
Carnahan  
Carney  
Carson  
Castor  
Chandler  
Clarke  
Clay  
Cleaver  
Clyburn  
Cohen  
Conyers  
Cooper  
Costa  
Costello  
Courtney  
Cramer  
Crowley  
Cuellar  
Cummings  
Davis (AL)  
Davis (CA)  
Davis (IL)  
Davis, Lincoln  
DeFazio  
DeGette  
Delahunt  
DeLauro  
Dicks

Dingell  
Doggett  
Donnelly  
Doyle  
Edwards  
Ellison  
Ellsworth  
Emanuel  
Engel  
Eshoo  
Etheridge  
Farr  
Fattah  
Filner  
Frank (MA)  
Giffords  
Gillibrand  
Gonzalez  
Gordon  
Green, Al  
Green, Gene  
Grijalva  
Gutierrez  
Hall (NY)  
Hare  
Harman  
Hastings (FL)  
Herseth  
Higgins

Aderholt  
Akin  
Alexander  
Bachmann  
Bachus  
Baker  
Barrett (SC)  
Bartlett (MD)  
Barton (TX)  
Biggart  
Bilbray  
Bilirakis  
Bishop (UT)  
Blackburn  
Blunt  
Boehner  
Bonner  
Bono  
Boozman  
Boustany  
Brady (TX)  
Brown (SC)  
Brown-Waite, Ginny  
Buchanan  
Burgess  
Burton (IN)  
Buyer  
Calvert  
Camp (MI)  
Campbell (CA)  
Cannon  
Cantor  
Capito  
Carter  
Chabot  
Chastle  
Coble  
Cole (OK)  
Conaway  
Crenshaw  
Culberson  
Davis (KY)  
Davis, David  
Davis, Tom  
Deal (GA)  
Dent  
Diaz-Balart, L.  
Diaz-Balart, M.  
Doolittle  
Dreier  
Duncan  
Dunham  
Ehlers  
Emerson  
Engel  
Emanuel  
Engel  
Eshoo  
Etheridge  
Farr  
Fattah  
Filner  
Frank (MA)  
Giffords  
Gillibrand  
Gonzalez  
Gordon  
Green, Al  
Green, Gene  
Grijalva  
Gutierrez  
Hall (NY)  
Hare  
Harman  
Hastings (FL)  
Herseth  
Higgins

NOES—195

Doolittle  
Drake  
Dreier  
Duncan  
Ehlers  
Emerson  
English (PA)  
Everett  
Fallin  
Feeney  
Ferguson  
Flake  
Forbes  
Fortenberry  
Fossella  
Foxy  
Franks (AZ)  
Frelinghuysen  
Gallegly  
Garrett (NJ)  
Gerlach  
Gilchrest  
Gillmor  
Gingrey  
Gohmert  
Goode  
Goodlatte  
Granger  
Graves  
Hall (TX)  
Hastert  
Hastings (WA)  
Hayes  
Heller  
Hensarling  
Herger  
Hobson  
Hoekstra  
Hulshof  
Inglis (SC)  
Issa  
Jindal  
Johnson (IL)  
Johnson, Sam  
Jones (NC)  
Jordan  
Keller  
King (IA)  
King (NY)

NAYS—197  
Calvert  
Camp (MI)  
Campbell (CA)  
Cannon  
Cantor  
Capito  
Carter  
Chabot  
Chastle  
Coble  
Cole (OK)  
Conaway  
Crenshaw  
Culberson  
Davis (KY)  
Davis, David  
Davis, Tom  
Deal (GA)  
Dent  
Diaz-Balart, L.  
Diaz-Balart, M.  
Doolittle  
Dreier  
Duncan  
Ehlers  
Emerson  
English (PA)

Everett  
Fallin  
Feeney  
Ferguson  
Flake  
Forbes  
Fortenberry  
Fossella  
Foxy  
Franks (AZ)  
Frelinghuysen  
Gallegly  
Garrett (NJ)  
Gerlach  
Gilchrest  
Gillmor  
Gingrey  
Gohmert  
Goode  
Goodlatte  
Granger  
Graves  
Hall (TX)  
Hastert  
Hastings (WA)  
Hayes  
Heller  
Hensarling

Radanovich	Sensenbrenner	Tiberi
Ramstad	Sessions	Turner
Regula	Shadegg	Upton
Rehberg	Shays	Walberg
Reichert	Shimkus	Walden (OR)
Renzi	Shuster	Walsh (NY)
Rogers (AL)	Simpson	Wamp
Rogers (KY)	Smith (NE)	Weldon (FL)
Rogers (MI)	Smith (NJ)	Weller
Rohrabacher	Smith (TX)	Westmoreland
Ros-Lehtinen	Souder	Whitfield
Roskam	Stearns	Wicker
Royce	Sullivan	Wilson (NM)
Ryan (WI)	Tancredo	Wilson (SC)
Sali	Terry	Wolf
Saxton	Thornberry	Young (AK)
Schmidt	Tiahrt	Young (FL)

NOT VOTING—8

Cubin	Inslee	Musgrave
Davis, Jo Ann	Jefferson	Reynolds
Hunter	Maloney (NY)	

So the resolution was agreed to. A motion to reconsider the vote whereby said resolution was agreed to was, by unanimous consent, laid on the table.

29.6 EMPLOYEE FREE CHOICE

The SPEAKER pro tempore, Mr. CLEAVER, pursuant to House Resolution 203 and rule XVIII, declared the House resolved into the Committee of the Whole House on the state of the Union for the consideration of the bill (H.R. 800) to amend the National Labor Relations Act to establish an efficient system to enable employees to form, join, or assist labor organizations, to provide for mandatory injunctions for unfair labor practices during organizing efforts, and for other purposes.

The SPEAKER pro tempore, Mr. CLEAVER, by unanimous consent, designated Ms. LOFGREN of California, as Chairman of the Committee of the Whole; and after some time spent therein,

29.7 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment numbered 1, printed in House Report 110-126, submitted by Mr. KING of Iowa:

At the end of the bill and insert the following:

SEC. 5. PRESERVATION OF EMPLOYER RIGHTS.

(a) SENSE OF CONGRESS.—It is the sense of Congress that—

(1) the tactic of using professional union organizers and agents to infiltrate a targeted employer's workplace, a practice commonly referred to as "salting", has evolved into an aggressive form of harassment not contemplated when the National Labor Relations Act was enacted and threatens the balance of rights which is fundamental to our system of collective bargaining;

(2) increasingly, union organizers are seeking employment with nonunion employers not because of a desire to work for such employers but primarily to organize the employees of such employers or to inflict economic harm specifically designed to put non-union competitors out of business, or to do both; and

(3) while no employer may discriminate against employees based upon the views of employees concerning collective bargaining, an employer should have the right to expect job applicants to be primarily interested in utilizing the skills of the applicants to further the goals of the business of the employer.

(b) PRESERVATION OF EMPLOYER RIGHTS.—Section 8(a) of the National Labor Relations

Act (29 U.S.C. 158(a)) is amended by adding after and below paragraph (5) the following: "Nothing in this subsection shall be construed as requiring an employer to employ any person who seeks or has sought employment with the employer in furtherance of such person's other employment or agency status."

It was decided in the { Yeas ..... 164  
negative ..... } Nays ..... 264

29.8 [Roll No. 114]

AYES—164

Aderholt	Fox	Musgrave
Akin	Franks (AZ)	Myrick
Alexander	Frelinghuysen	Neugebauer
Bachmann	Galleghy	Nunes
Bachus	Garrett (NJ)	Paul
Baker	Gilchrest	Pearce
Barrett (SC)	Gillmor	Pence
Bartlett (MD)	Gingrey	Peterson (PA)
Barton (TX)	Gohmert	Petri
Bilbray	Goode	Pickering
Bilirakis	Goodlatte	Pitts
Bishop (UT)	Granger	Platts
Blackburn	Graves	Porter
Blunt	Hall (TX)	Price (GA)
Boehner	Hastert	Pryce (OH)
Bonner	Hastings (WA)	Putnam
Bono	Hayes	Radanovich
Boozman	Heller	Ramstad
Boren	Hensarling	Regula
Boustany	Herger	Rehberg
Brady (TX)	Hoekstra	Renzi
Brown (SC)	Hulshof	Reynolds
Brown-Waite,	Hunter	Rogers (AL)
Ginny	Inglis (SC)	Rogers (KY)
Buchanan	Issa	Rogers (MI)
Burgess	Jindal	Royce
Burton (IN)	Johnson, Sam	Ryan (WI)
Buyer	Jones (NC)	Sali
Calvert	Jordan	Schmidt
Camp (MI)	Keller	Sensenbrenner
Campbell (CA)	King (IA)	Sessions
Cannon	Klinton	Shadegg
Cantor	Kline (MN)	Shuster
Carter	Knollenberg	Simpson
Castle	Lamborn	Smith (NE)
Chabot	Latham	Smith (TX)
Coble	Lewis (CA)	Souder
Cole (OK)	Lewis (KY)	Stearns
Conaway	Linder	Sullivan
Crenshaw	Lucas	Tancredo
Culberson	Lungren, Daniel	Taylor
Davis (KY)	E.	Terry
Davis, David	Manzullo	Thornberry
Davis, Tom	Marchant	Tiahrt
Deal (GA)	McCarthy (CA)	Upton
Dent	McCaul (TX)	Walberg
Doolittle	McCotter	Wamp
Drake	McCrery	Weldon (FL)
Dreier	McHenry	Westmoreland
Duncan	McKeon	Whitfield
Ehlers	McMorris	Wicker
Everett	Rodgers	Wilson (NM)
Fallin	Mica	Wilson (SC)
Feeney	Miller (FL)	Wolf
Forbes	Miller, Gary	Young (FL)
Fortenberry	Moran (KS)	

NOES—264

Abercrombie	Brown, Corrine	Davis (AL)
Ackerman	Butterfield	Davis (CA)
Allen	Capito	Davis (IL)
Altmire	Capps	Davis, Lincoln
Andrews	Capuano	DeFazio
Arcuri	Cardoza	DeGette
Baca	Carnahan	Delahunt
Baird	Carney	DeLauro
Baldwin	Carson	Diaz-Balart, L.
Barrow	Castor	Diaz-Balart, M.
Bean	Chandler	Dicks
Becerra	Christensen	Dingell
Berkley	Clarke	Doggett
Berman	Clay	Donnelly
Berry	Cleaver	Doyle
Biggert	Clyburn	Edwards
Bishop (GA)	Cohen	Ellison
Bishop (NY)	Conyers	Ellsworth
Blumenauer	Cooper	Emanuel
Bordallo	Costa	Emerson
Boswell	Costello	Engel
Boucher	Courtney	English (PA)
Boyd (FL)	Cramer	Eshoo
Boyd (KS)	Crowley	Etheridge
Brady (PA)	Cuellar	Faleomavaega
Braley (IA)	Cummings	Farr

Fattah	Lofgren, Zoe	Ryan (OH)
Ferguson	Lowey	Salazar
Filner	Lynch	Sánchez, Linda
Fortuño	Mahoney (FL)	T.
Frank (MA)	Markey	Sanchez, Loretta
Gerlach	Marshall	Sarbanes
Giffords	Matheson	Saxton
Gillibrand	Matsui	Schakowsky
Gonzalez	McCarthy (NY)	Schiff
Gordon	McCollum (MN)	Schwartz
Green, Al	McDermott	Scott (GA)
Green, Gene	McGovern	Scott (VA)
Grijalva	McHugh	Sestak
Gutierrez	McIntyre	Shays
Hall (NY)	McNerney	Shea-Porter
Hare	McNulty	Sherman
Harman	Meehan	Shimkus
Hastings (FL)	Meek (FL)	Shuler
Herseth	Meeks (NY)	Sires
Higgins	Melancon	Skelton
Hill	Michaud	Slaughter
Hinchee	Millender-	Smith (NJ)
Hinojosa	McDonald	Smith (WA)
Hirono	Miller (MI)	Snyder
Hobson	Miller (NC)	Solis
Hodes	Miller, George	Space
Holden	Mitchell	Spratt
Holt	Mollohan	Stark
Honda	Moore (KS)	Stupak
Hooley	Moore (WI)	Sutton
Hoyer	Moran (VA)	Tanner
Israel	Murphy (CT)	Tauscher
Jackson (IL)	Murphy, Patrick	Thompson (CA)
Jackson-Lee	Murphy, Tim	Thompson (MS)
(TX)	Murtha	Tiberi
Johnson (GA)	Nadler	Tierney
Johnson (IL)	Napolitano	Towns
Johnson, E. B.	Neal (MA)	Turner
Jones (OH)	Norton	Udall (CO)
Kagen	Oberstar	Udall (NM)
Kanjorski	Obey	Van Hollen
Kaptur	Oliver	Velázquez
Kennedy	Ortiz	Visclosky
Kildee	Pallone	Walden (OR)
Kilpatrick	Pascrell	Walsh (NY)
Kind	Pastor	Walz (MN)
King (NY)	Payne	Wasserman
Kirk	Perlmutter	Schultz
Klein (FL)	Peterson (MN)	Waters
Kucinich	Pomeroy	Watson
Kuhl (NY)	Price (NC)	Watt
LaHood	Rahall	Waxman
Lampson	Rangel	Weiner
Langevin	Reichert	Welch (VT)
Lantos	Reyes	Weller
Larsen (WA)	Rodriguez	Wexler
Larson (CT)	Rohrabacher	Wilson (OH)
LaTourette	Ros-Lehtinen	Woolsey
Lee	Roskam	Wu
Levin	Ross	Wynn
Lewis (GA)	Rothman	Yarmuth
Lipinski	Roybal-Allard	Young (AK)
LoBiondo	Ruppersberger	
Loeb sack	Rush	

NOT VOTING—10

Cubin	Inslee	Poe
Davis, Jo Ann	Jefferson	Serrano
Flake	Mack	
Fossella	Maloney (NY)	

So the amendment was not agreed to.

29.9 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment numbered 2, printed in House Report 110-126, submitted by Ms. FOXX:

Page 4, line 16, strike "and".

Page 4, line 19, strike the period, closed quotation mark, and second period at the end and insert "; and".

Page 4, after line 19, insert the following:

"(C) procedures and a model notice by which an individual can request that the labor organization not recruit or solicit for membership, distribute information or material to (whether by mail, facsimile or electronic mail, in person, or by any other means), communicate with, or attempt to communicate with or influence that individual with respect to any question of representation or the exercise of the individual's rights under section 7."

It was decided in the { Yeas ..... 173  
negative ..... } Nays ..... 256

¶29.10 [Roll No. 115]

AYES—173

Aderholt	Fox	Moran (KS)
Akin	Franks (AZ)	Musgrave
Alexander	Frelinghuysen	Myrick
Bachmann	Gallegly	Neugebauer
Bachus	Garrett (NJ)	Nunes
Baker	Gilchrest	Pearce
Barrett (SC)	Gingrey	Pence
Bartlett (MD)	Gohmert	Peterson (PA)
Barton (TX)	Goode	Petri
Biggart	Goodlatte	Pickering
Bilbray	Granger	Pitts
Bilirakis	Hall (TX)	Platts
Bishop (UT)	Hastert	Porter
Blackburn	Hastings (WA)	Price (GA)
Blunt	Hayes	Pryce (OH)
Boehner	Heller	Putnam
Bonner	Hensarling	Radanovich
Bono	Herger	Ramstad
Boozman	Hobson	Rehberg
Boustany	Hoekstra	Reichert
Brady (TX)	Hulshof	Renzi
Brown (SC)	Hunter	Reynolds
Brown-Waite,	Inglis (SC)	Rogers (AL)
Ginny	Issa	Rogers (KY)
Buchanan	Jindal	Rohrabacher
Burgess	Johnson, Sam	Ros-Lehtinen
Burton (IN)	Jones (NC)	Roskam
Calvert	Jordan	Royce
Camp (MI)	Keller	Sali
Campbell (CA)	King (IA)	Schmidt
Cannon	Kingston	Sensenbrenner
Cantor	Kirk	Sessions
Carter	Kline (MN)	Shadegg
Castle	Knollenberg	Shimkus
Chabot	Kuhl (NY)	Shuster
Coble	LaHood	Simpson
Conaway	Lamborn	Smith (NE)
Crenshaw	Latham	Smith (TX)
Culberson	Lewis (CA)	Stearns
Davis (KY)	Lewis (KY)	Sullivan
Davis, David	Linder	Tancredo
Davis, Tom	Lucas	Taylor
Deal (GA)	Lungren, Daniel	Terry
Dent	E.	Thornberry
Diaz-Balart, L.	Mack	Tiahrt
Diaz-Balart, M.	Manzullo	Tiberi
Doolittle	Marchant	Upton
Drake	Marshall	Walberg
Dreier	McCarthy (CA)	Walden (OR)
Duncan	McCaul (TX)	Wamp
Ehlers	McCotter	Weldon (FL)
Everett	McCrery	Westmoreland
Fallin	McHenry	Whitfield
Feeney	McKeon	Wicker
Flake	McMorris	Wilson (NM)
Forbes	Rodgers	Wilson (SC)
Fortenberry	Mica	Wolf
Fortuño	Miller (FL)	Young (FL)
Fossella	Miller, Gary	

NOES—256

Abercrombie	Carnahan	Doyle
Ackerman	Carney	Edwards
Allan	Carson	Ellison
Altmire	Castor	Ellsworth
Andrews	Chandler	Emanuel
Arcuri	Christensen	Emerson
Baca	Clarke	Engel
Baird	Clay	English (PA)
Baldwin	Cleaver	Eshoo
Barrow	Clyburn	Etheridge
Bean	Cohen	Faleomavaega
Becerra	Conyers	Farr
Berkley	Cooper	Fattah
Berman	Costa	Ferguson
Berry	Filner	Frank (MA)
Bishop (GA)	Courtney	Frank (MA)
Bishop (NY)	Cramer	Gerlach
Blumenauer	Crowley	Giffords
Bordallo	Cuellar	Gillibrand
Boren	Cummings	Gillmor
Boswell	Davis (AL)	Gonzalez
Boucher	Davis (CA)	Gordon
Boyd (FL)	Davis (IL)	Graves
Boyd (KS)	Davis, Lincoln	Green, Al
Brady (PA)	DeFazio	Green, Gene
Bralley (IA)	DeGette	Grijalva
Brown, Corrine	Delahunt	Gutierrez
Butterfield	DeLauro	Hall (NY)
Capito	Dicks	Hare
Capps	Dingell	Harman
Capuano	Doggett	Hastings (FL)
Cardoza	Donnelly	Herseth

Higgins	McNulty	Schakowsky
Hill	Meehan	Schiff
Hinchey	Meek (FL)	Schwartz
Hinojosa	Meeks (NY)	Scott (GA)
Hirono	Melancon	Scott (VA)
Hodes	Michaud	Serrano
Holden	Millender-	Sestak
Holt	McDonald	Shays
Honda	Miller (MI)	Shea-Porter
Hookey	Miller (NC)	Sherman
Hoyer	Miller, George	Shuler
Israel	Mitchell	Sires
Jackson (IL)	Mollohan	Skelton
Jackson-Lee	Moore (KS)	Slaughter
(TX)	Moore (WI)	Smith (NJ)
Johnson (GA)	Moran (VA)	Smith (WA)
Johnson (IL)	Murphy (CT)	Snyder
Johnson, E. B.	Murphy, Patrick	Solis
Jones (OH)	Murphy, Tim	Souder
Kagen	Murtha	Space
Kanjorski	Nadler	Spratt
Kaptur	Napolitano	Stark
Kennedy	Neal (MA)	Stupak
Kildee	Norton	Sutton
Kilpatrick	Oberstar	Tanner
Kind	Olver	Tauscher
King (NY)	Ortiz	Thompson (CA)
Klein (FL)	Pallone	Thompson (MS)
Kucinich	Pascrell	Tierney
Lampson	Pastor	Towns
Langevin	Paul	Turner
Lantos	Payne	Udall (CO)
Larsen (WA)	Perlmutter	Udall (NM)
Larson (CT)	Peterson (MN)	Van Hollen
LaTourette	Pomeroy	Velázquez
Lee	Price (NC)	Visclosky
Levin	Rahall	Walsh (NY)
Lewis (GA)	Rangel	Walz (MN)
Lipinski	Regula	Wasserman
LoBiondo	Reyes	Schultz
Loeb sack	Rodriguez	Waters
Lofgren, Zoe	Rogers (MI)	Watson
Lowe y	Ross	Watt
Lyons	Rothman	Waxman
Mahoney (FL)	Roybal-Allard	Weiner
Markey	Ruppersberger	Welch (VT)
Matheson	Rush	Weller
Matsui	Ryan (OH)	Wexler
McCarthy (NY)	Ryan (WI)	Wilson (OH)
McCollum (MN)	Salazar	Woolsey
McDermott	Sánchez, Linda	Wu
McGovern	T.	Wynn
McHugh	Sanchez, Loretta	Yarmuth
McIntyre	Sarbanes	Young (AK)
McNerney	Saxton	

NOT VOTING—9

Buyer	Davis, Jo Ann	Maloney (NY)
Cole (OK)	Insee	Obey
Cubin	Jefferson	Poe

So the amendment was not agreed to.

¶29.11 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment numbered 3, printed in House Report 110-126, submitted by Mr. MCKEON:

Strike all after the enacting clause and insert the following:

SECTION 1. SHORT TITLE.

This Act may be cited as the “Secret Ballot Protection Act”.

SEC. 2. FINDINGS.

Congress finds that—  
(1) the right of employees under the National Labor Relations Act to choose whether to be represented by a labor organization by way of secret ballot election conducted by the National Labor Relations Board is among the most important protections afforded under Federal labor law;

(2) the right of employees to choose by secret ballot is the only method that ensures a choice free of coercion, intimidation, irregularity, or illegality; and

(3) the recognition of a labor organization by using a private agreement, rather than a secret ballot election overseen by the National Labor Relations Board, threatens the freedom of employees to choose whether to be represented by a labor organization, and severely limits the ability of the National

Labor Relations Board to ensure the protection of workers.

SEC. 3. NATIONAL LABOR RELATIONS ACT.

(a) RECOGNITION OF REPRESENTATIVE.—  
(1) IN GENERAL.—Section 8(a) of the National Labor Relations Act (29 U.S.C. 158(a)) is amended by redesignating paragraphs (3) through (5) as paragraphs (4) through (6), respectively and inserting after paragraph (2) the following:

“(3) to recognize or bargain collectively with a labor organization that has not been selected by a majority of such employees in a secret ballot election conducted by the Board in accordance with section 9;”.

(2) APPLICATION.—The amendment made by subsection (a) shall not apply to collective bargaining relationships in which a labor organization with majority support was lawfully recognized before the date of the enactment of this Act.

(b) ELECTION REQUIRED.—

(1) IN GENERAL.—Section 8(b) of the National Labor Relations Act (29 U.S.C. 158(b)), as amended by subsection (c) of this section, is amended—

(A) by striking “and” at the end of paragraph (6);

(B) by striking the period at the end of paragraph (7) and inserting “; and”; and

(C) by adding at the end the following:

“(8) to cause or attempt to cause an employer to recognize or bargain collectively with a representative of a labor organization that has not been selected by a majority of such employees in a secret ballot election conducted by the Board in accordance with section 9.”.

(2) APPLICATION.—The amendment made by paragraph (1) shall not apply to collective bargaining relationships that were recognized before the date of the enactment of this Act.

(c) SECRET BALLOT ELECTION.—

(1) IN GENERAL.—Section 9(a) of the National Labor Relations Act (29 U.S.C. 159(a)), is amended—

(A) by inserting “(1)” after “(a)”; and

(B) by inserting after “designated or selected” the following: “by a secret ballot election conducted by the Board in accordance with this section”; and

(2) APPLICATION.—The secret ballot election requirement of the amendment made by paragraph (1) shall not apply to collective bargaining relationships that were recognized before the date of the enactment of this Act.

SEC. 4. REGULATIONS.

Not later than 6 months after the date of the enactment of this Act, the National Labor Relations Board shall review and revise all regulations promulgated before such date to implement the amendments made by this Act to the National Labor Relations Act.

It was decided in the { Yeas ..... 173  
negative ..... } Nays ..... 256

¶29.12 [Roll No. 116]

AYES—173

Aderholt	Bono	Chabot
Akin	Boozman	Coble
Alexander	Boustany	Cole (OK)
Bachmann	Brady (TX)	Conaway
Bachus	Brown (SC)	Crenshaw
Baker	Brown-Waite,	Culberson
Barrett (SC)	Ginny	Davis (KY)
Bartlett (MD)	Buchanan	Davis, David
Barton (TX)	Burgess	Davis, Tom
Biggart	Burton (IN)	Deal (GA)
Bilbray	Buyer	Dent
Bilirakis	Calvert	Doolittle
Bishop (UT)	Camp (MI)	Drake
Blackburn	Campbell (CA)	Dreier
Blunt	Cannon	Duncan
Boehner	Cantor	Ehlers
Bonner	Carter	English (PA)

Everett  
Fallin  
Feeoney  
Flake  
Forbes  
Fortenberry  
Fortuño  
Foxy  
Franks (AZ)  
Frelinghuysen  
Gallegly  
Garrett (NJ)  
Gilchrist  
Gillmor  
Gingrey  
Gohmert  
Goode  
Goodlatte  
Granger  
Hall (TX)  
Hastert  
Hastings (WA)  
Hayes  
Heller  
Hensarling  
Hergert  
Hobson  
Hoekstra  
Hulshof  
Hunter  
Inglis (SC)  
Issa  
Jindal  
Johnson, Sam  
Jones (NC)  
Jordan  
Keller  
King (IA)  
Kingston  
Kline (MN)  
Knollenberg  
Kuhl (NY)

LaHood  
Lamborn  
Latham  
Lewis (CA)  
Lewis (KY)  
Linder  
Lucas  
Lungren, Daniel  
E.  
Mack  
Manzullo  
Marchant  
McCarthy (CA)  
McCaul (TX)  
McCrery  
McHenry  
McKeon  
McMorris  
Rodgers  
Mica  
Miller (FL)  
Miller, Gary  
Moran (KS)  
Musgrave  
Myrick  
Neugebauer  
Nunes  
Paul  
Pearce  
Pence  
Peterson (PA)  
Petri  
Pickering  
Pitts  
Platts  
Porter  
Price (GA)  
Pryce (OH)  
Putnam  
Radanovich  
Ramstad  
Regula

Rehberg  
Renzi  
Reynolds  
Rogers (AL)  
Rogers (KY)  
Rogers (MI)  
Rohrabacher  
Roskam  
Royce  
Ryan (WI)  
Sali  
Schmidt  
Sensenbrenner  
Sessions  
Shadegg  
Shimkus  
Shuster  
Simpson  
Smith (NE)  
Souder  
Stearns  
Sullivan  
Tancredo  
Taylor  
Terry  
Thornberry  
Tiahrt  
Tiberi  
Turner  
Upton  
Walberg  
Wamp  
Weldon (FL)  
Weller  
Westmoreland  
Whitfield  
Wicker  
Wilson (NM)  
Wilson (SC)  
Wolf  
Young (FL)

NOES—256

Abercrombie  
Ackerman  
Allen  
Altmire  
Andrews  
Arcuri  
Baca  
Baird  
Baldwin  
Barrow  
Bean  
Becerra  
Berkley  
Berman  
Berry  
Bishop (GA)  
Bishop (NY)  
Blumenauer  
Bordallo  
Boren  
Boswell  
Boucher  
Boyd (FL)  
Boyd (KS)  
Brady (PA)  
Braley (IA)  
Brown, Corrine  
Butterfield  
Capito  
Capps  
Capuano  
Cardoza  
Carnahan  
Carney  
Carson  
Castle  
Castor  
Chandler  
Christensen  
Clarke  
Clay  
Cleaver  
Clyburn  
Cohen  
Conyers  
Cooper  
Costa  
Costello  
Courtney  
Cramer  
Crowley  
Cuellar  
Cummings  
Davis (AL)  
Davis (CA)  
Davis (IL)

Davis, Lincoln  
DeFazio  
DeGette  
Delahunt  
DeLauro  
Diaz-Balart, L.  
Diaz-Balart, M.  
Dicks  
Dingell  
Doggett  
Donnelly  
Doyle  
Edwards  
Ellison  
Ellsworth  
Emanuel  
Emerson  
Engel  
Eshoo  
Etheridge  
Faleomavaega  
Farr  
Fattah  
Ferguson  
Finler  
Fossella  
Frank (MA)  
Gerlach  
Giffords  
Gillibrand  
Gonzalez  
Gordon  
Graves  
Green, Al  
Green, Gene  
Grijalva  
Gutierrez  
Hall (NY)  
Hare  
Harman  
Hastings (FL)  
Herseth  
Higgins  
Hill  
Hinchev  
Hinojosa  
Hirono  
Hodes  
Holden  
Holt  
Honda  
Hooley  
Hoyer  
Israel  
Jackson (IL)

Jackson-Lee  
(TX)  
Johnson (GA)  
Johnson (IL)  
Johnson, E. B.  
Jones (OH)  
Kagen  
Kanjorski  
Kennedy  
Kildee  
Kilpatrick  
Kind  
King (NY)  
Kirk  
Klein (FL)  
Kucinich  
Lampson  
Langevin  
Lantos  
Larsen (WA)  
Larson (CT)  
LaTourette  
Lee  
Levin  
Lewis (GA)  
Lipinski  
LoBiondo  
Loebbeck  
Lofgren, Zoe  
Lowey  
Lynch  
Mahoney (FL)  
Markey  
Marshall  
Matheson  
Matsui  
McCarthy (NY)  
McCollum (MN)  
McCotter  
McDermott  
McGovern  
McHugh  
McIntyre  
McNerney  
McNulty  
Meehan  
Meek (FL)  
Meeks (NY)  
Melancon  
Michaud  
Millender  
McDonald  
Miller (MI)  
Miller (NC)  
Miller, George  
Mitchell

Mollohan  
Moore (KS)  
Moore (WI)  
Moran (VA)  
Murphy (CT)  
Murphy, Patrick  
Murphy, Tim  
Murtha  
Nadler  
Napolitano  
Neal (MA)  
Norton  
Oberstar  
Obey  
Oliver  
Ortiz  
Pallone  
Pascarell  
Pastor  
Payne  
Perlmutter  
Peterson (MN)  
Pomeroy  
Price (NC)  
Rahall  
Reichert  
Reyes  
Rodriguez  
Ros-Lehtinen  
Ross  
Rothman

Roybal-Allard  
Ruppersberger  
Rush  
Ryan (OH)  
Salazar  
Sánchez, Linda  
T.  
Sanchez, Loretta  
Sarbanes  
Saxton  
Schakowsky  
Schiff  
Schwartz  
Scott (GA)  
Scott (VA)  
Serrano  
Sestak  
Shays  
Shea-Porter  
Sherman  
Shuler  
Sires  
Skelton  
Slaughter  
Smith (NJ)  
Smith (WA)  
Snyder  
Solis  
Space  
Spratt  
Stark

Stupak  
Sutton  
Tanner  
Tauscher  
Thompson (CA)  
Thompson (MS)  
Tierney  
Towns  
Udall (CO)  
Udall (NM)  
Van Hollen  
Velázquez  
Visclosky  
Walden (OR)  
Walsh (NY)  
Walz (MN)  
Wasserman  
Schultz  
Waters  
Watson  
Watt  
Waxman  
Weiner  
Welch (VT)  
Wexler  
Wilson (OH)  
Woolsey  
Wu  
Wynn  
Yarmuth  
Young (AK)

NOT VOTING—9

Cubin  
Davis, Jo Ann  
Inslee  
Jefferson  
Kapture  
Maloney (NY)  
Poe  
Rangel  
Smith (TX)

So the amendment was not agreed to. The SPEAKER pro tempore, Ms. DEGETTE assumed the Chair.

When Mr. WELCH of Vermont, Acting Chairman, pursuant to House Resolution 203, reported the bill back to the House with an amendment adopted by the Committee.

The previous question having been ordered by said resolution.

The following amendment, reported from the Committee of the Whole House on the state of the Union, was agreed to:

Strike out all after the enacting clause and insert:

SECTION 1. SHORT TITLE.

This Act may be cited as the "Employee Free Choice Act of 2007".

SEC. 2. STREAMLINING UNION CERTIFICATION.

(a) IN GENERAL.—Section 9(c) of the National Labor Relations Act (29 U.S.C. 159(c)) is amended by adding at the end the following:

"(6) Notwithstanding any other provision of this section, whenever a petition shall have been filed by an employee or group of employees or any individual or labor organization acting in their behalf alleging that a majority of employees in a unit appropriate for the purposes of collective bargaining wish to be represented by an individual or labor organization for such purposes, the Board shall investigate the petition. If the Board finds that a majority of the employees in a unit appropriate for bargaining has signed valid authorizations designating the individual or labor organization specified in the petition as their bargaining representative and that no other individual or labor organization is currently certified or recognized as the exclusive representative of any of the employees in the unit, the Board shall not direct an election but shall certify the individual or labor organization as the representative described in subsection (a).

"(7) The Board shall develop guidelines and procedures for the designation by employees of a bargaining representative in the manner described in paragraph (6). Such guidelines and procedures shall include—

"(A) model collective bargaining authorization language that may be used for purposes of making the designations described in paragraph (6); and

"(B) procedures to be used by the Board to establish the validity of signed authorizations designating bargaining representatives."

(b) CONFORMING AMENDMENTS.—

(1) NATIONAL LABOR RELATIONS BOARD.—Section 3(b) of the National Labor Relations Act (29 U.S.C. 153(b)) is amended, in the second sentence—

(A) by striking "and to" and inserting "to"; and

(B) by striking "and certify the results thereof," and inserting ", and to issue certifications as provided for in that section,".

(2) UNFAIR LABOR PRACTICES.—Section 8(b) of the National Labor Relations Act (29 U.S.C. 158(b)) is amended—

(A) in paragraph (7)(B) by striking "or" and inserting "or a petition has been filed under section 9(c)(6), or"; and

(B) in paragraph (7)(C) by striking "when such a petition has been filed" and inserting "when such a petition other than a petition under section 9(c)(6) has been filed".

SEC. 3. FACILITATING INITIAL COLLECTIVE BARGAINING AGREEMENTS.

Section 8 of the National Labor Relations Act (29 U.S.C. 158) is amended by adding at the end the following:

"(h) Whenever collective bargaining is for the purpose of establishing an initial agreement following certification or recognition, the provisions of subsection (d) shall be modified as follows:

"(1) Not later than 10 days after receiving a written request for collective bargaining from an individual or labor organization that has been newly organized or certified as a representative as defined in section 9(a), or within such further period as the parties agree upon, the parties shall meet and commence to bargain collectively and shall make every reasonable effort to conclude and sign a collective bargaining agreement.

"(2) If after the expiration of the 90-day period beginning on the date on which bargaining is commenced, or such additional period as the parties may agree upon, the parties have failed to reach an agreement, either party may notify the Federal Mediation and Conciliation Service of the existence of a dispute and request mediation. Whenever such a request is received, it shall be the duty of the Service promptly to put itself in communication with the parties and to use its best efforts, by mediation and conciliation, to bring them to agreement.

"(3) If after the expiration of the 30-day period beginning on the date on which the request for mediation is made under paragraph (2), or such additional period as the parties may agree upon, the Service is not able to bring the parties to agreement by conciliation, the Service shall refer the dispute to an arbitration board established in accordance with such regulations as may be prescribed by the Service. The arbitration panel shall render a decision settling the dispute and such decision shall be binding upon the parties for a period of 2 years, unless amended during such period by written consent of the parties."

SEC. 4. STRENGTHENING ENFORCEMENT.

(a) INJUNCTIONS AGAINST UNFAIR LABOR PRACTICES DURING ORGANIZING DRIVES.—

(1) IN GENERAL.—Section 10(l) of the National Labor Relations Act (29 U.S.C. 160(l)) is amended—

(A) in the second sentence, by striking "If, after such" and inserting the following:

"(2) If, after such"; and

(B) by striking the first sentence and inserting the following:

"(1) Whenever it is charged—

"(A) that any employer—

"(i) discharged or otherwise discriminated against an employee in violation of subsection (a)(3) of section 8;

“(ii) threatened to discharge or to otherwise discriminate against an employee in violation of subsection (a)(1) of section 8; or  
 “(iii) engaged in any other unfair labor practice within the meaning of subsection (a)(1) that significantly interferes with, restrains, or coerces employees in the exercise of the rights guaranteed in section 7; while employees of that employer were seeking representation by a labor organization or during the period after a labor organization was recognized as a representative defined in section 9(a) until the first collective bargaining contract is entered into between the employer and the representative; or  
 “(B) that any person has engaged in an unfair labor practice within the meaning of subparagraph (A), (B) or (C) of section 8(b)(4), section 8(e), or section 8(b)(7); the preliminary investigation of such charge shall be made forthwith and given priority over all other cases except cases of like character in the office where it is filed or to which it is referred.”.

(2) CONFORMING AMENDMENT.—Section 10(m) of the National Labor Relations Act (29 U.S.C. 160(m)) is amended by inserting “under circumstances not subject to section 10(l)” after “section 8”.

(b) REMEDIES FOR VIOLATIONS.—  
 (1) BACKPAY.—Section 10(c) of the National Labor Relations Act (29 U.S.C. 160(c)) is amended by striking “And provided further,” and inserting “Provided further, That if the Board finds that an employer has discriminated against an employee in violation of subsection (a)(3) of section 8 while employees of the employer were seeking representation by a labor organization, or during the period after a labor organization was recognized as a representative defined in subsection (a) of section 9 until the first collective bargaining contract was entered into between the employer and the representative, the Board in such order shall award the employee back pay and, in addition, 2 times that amount as liquidated damages: *Provided further,*”.

(2) CIVIL PENALTIES.—Section 12 of the National Labor Relations Act (29 U.S.C. 162) is amended—

(A) by striking “Any” and inserting “(a) Any”; and  
 (B) by adding at the end the following:  
 “(b) Any employer who willfully or repeatedly commits any unfair labor practice within the meaning of subsections (a)(1) or (a)(3) of section 8 while employees of the employer are seeking representation by a labor organization or during the period after a labor organization has been recognized as a representative defined in subsection (a) of section 9 until the first collective bargaining contract is entered into between the employer and the representative shall, in addition to any make-whole remedy ordered, be subject to a civil penalty of not to exceed \$20,000 for each violation. In determining the amount of any penalty under this section, the Board shall consider the gravity of the unfair labor practice and the impact of the unfair labor practice on the charging party, on other persons seeking to exercise rights guaranteed by this Act, or on the public interest.”.

The bill, as amended, was ordered to be engrossed and read a third time, was read a third time by title.

Mr. McKEON moved to recommit the bill to the Committee on Education and Labor with instructions to report the bill back to the House forthwith with the following amendments:  
 Page 4, line 4, insert after “representative” the following: “, that such authorizations bear, in addition to the signature of the employee, an attestation that the employee is a

lawful citizen or legal resident alien of the United States, and are accompanied by documentary evidence of the same, and”.

After debate,  
 By unanimous consent, the previous question was ordered on the motion to recommit with instructions.

The question being put, *viva voce*,  
 Will the House recommit said bill with instructions?

The SPEAKER pro tempore, Ms. DEGETTE, announced that the nays had it.

Mr. McKEON demanded a recorded vote on agreeing to said motion, which demand was supported by one-fifth of a quorum, so a recorded vote was ordered.

The vote was taken by electronic device.

It was decided in the negative .....	Yea	.....	202	Nays	.....	225	Answered	1		
									present	

29.13

[Roll No. 117]

AYES—202

- |               |                 |               |
|---------------|-----------------|---------------|
| Aderholt      | Foxx            | Mica          |
| Akin          | Franks (AZ)     | Miller (FL)   |
| Alexander     | Frelinghuysen   | Miller (MI)   |
| Bachmann      | Gallely         | Miller, Gary  |
| Bachus        | Garrett (NJ)    | Mitchell      |
| Baker         | Gerlach         | Moran (KS)    |
| Barrett (SC)  | Gilchrest       | Murphy, Tim   |
| Barrow        | Gillmor         | Musgrave      |
| Bartlett (MD) | Gingrey         | Myrick        |
| Barton (TX)   | Gohmert         | Neugebauer    |
| Biggart       | Goode           | Nunes         |
| Bilbray       | Goodlatte       | Pearce        |
| Bilirakis     | Granger         | Pence         |
| Bishop (UT)   | Graves          | Peterson (MN) |
| Blackburn     | Hall (TX)       | Peterson (PA) |
| Blunt         | Hastert         | Petri         |
| Boehner       | Hastings (WA)   | Pickering     |
| Bonner        | Hayes           | Pitts         |
| Bono          | Heller          | Platts        |
| Boozman       | Hensarling      | Porter        |
| Boren         | Hergert         | Price (GA)    |
| Boustany      | Hill            | Pryce (OH)    |
| Boyd (KS)     | Hobson          | Putnam        |
| Brady (TX)    | Hoekstra        | Radanovich    |
| Brown (SC)    | Hulshof         | Ramstad       |
| Brown-Waite,  | Hunter          | Regula        |
| Ginny         | Inglis (SC)     | Rehberg       |
| Buchanan      | Issa            | Reichert      |
| Burgess       | Jindal          | Renzi         |
| Burton (IN)   | Johnson (IL)    | Reynolds      |
| Buyer         | Johnson, Sam    | Rogers (AL)   |
| Calvert       | Jones (NC)      | Rogers (KY)   |
| Camp (MI)     | Jordan          | Rogers (MI)   |
| Campbell (CA) | Keller          | Rohrabacher   |
| Cannon        | King (IA)       | Roskam        |
| Cantor        | King (NY)       | Royce         |
| Capito        | Kingston        | Ryan (WI)     |
| Carter        | Kirk            | Sali          |
| Castle        | Kline (MN)      | Schmidt       |
| Chabot        | Knollenberg     | Sensenbrenner |
| Coble         | Kuhl (NY)       | Sessions      |
| Cole (OK)     | LaHood          | Shadegg       |
| Conaway       | Lamborn         | Shays         |
| Crenshaw      | Lampson         | Shimkus       |
| Culberson     | Latham          | Shuler        |
| Davis (KY)    | LaTourette      | Shuster       |
| Davis, David  | Lewis (CA)      | Simpson       |
| Davis, Tom    | Lewis (KY)      | Smith (NE)    |
| Deal (GA)     | Linder          | Smith (TX)    |
| Dent          | Lucas           | Souder        |
| Donnelly      | Lungren, Daniel | Stearns       |
| Doolittle     | E.              | Sullivan      |
| Drake         | Mack            | Tancredo      |
| Dreier        | Mahoney (FL)    | Taylor        |
| Duncan        | Manzullo        | Terry         |
| Ehlers        | Marchant        | Thornberry    |
| Ellsworth     | Marshall        | Tiahrt        |
| Emerson       | McCarthy (CA)   | Tiberi        |
| English (PA)  | McCaul (TX)     | Turner        |
| Everett       | McCotter        | Upton         |
| Fallin        | McCrary         | Walberg       |
| Feeney        | McHenry         | Walden (OR)   |
| Flake         | McHugh          | Walsh (NY)    |
| Forbes        | McKeon          | Wamp          |
| Fortenberry   | McMorris        | Weldon (FL)   |
| Fossella      | Rodgers         | Weller        |

- |                      |                 |                  |
|----------------------|-----------------|------------------|
| Westmoreland         | Wilson (SC)     | Young (FL)       |
| Whitfield            | Wolf            |                  |
| Wicker               | Young (AK)      |                  |
| NOES—225             |                 |                  |
| Abercrombie          | Grijalva        | Olver            |
| Ackerman             | Gutierrez       | Ortiz            |
| Allen                | Hall (NY)       | Pallone          |
| Altmire              | Hare            | Pascrell         |
| Andrews              | Harman          | Pastor           |
| Arcuri               | Hastings (FL)   | Payne            |
| Baca                 | Herseth         | Pelosi           |
| Baird                | Higgins         | Perlmutter       |
| Baldwin              | Hinchey         | Pomeroy          |
| Bean                 | Hinojosa        | Price (NC)       |
| Becerra              | Hirono          | Rahall           |
| Berkley              | Hodes           | Rangel           |
| Berman               | Holden          | Reyes            |
| Berry                | Holt            | Rodriguez        |
| Bishop (GA)          | Honda           | Ros-Lehtinen     |
| Bishop (NY)          | Hooley          | Ross             |
| Blumenauer           | Hoyer           | Rothman          |
| Boswell              | Israel          | Roybal-Allard    |
| Boucher              | Jackson (IL)    | Ruppersberger    |
| Boyd (FL)            | Jackson-Lee     | Rush             |
| Brady (PA)           | (TX)            | Ryan (OH)        |
| Braley (IA)          | Johnson (GA)    | Salazar          |
| Brown, Corrine       | Johnson, E. B.  | Sanchez, Linda   |
| Butterfield          | Jones (OH)      | T.               |
| Capps                | Kagen           | Sanchez, Loretta |
| Capuano              | Kanjorski       | Sarbano          |
| Cardoza              | Kaptur          | Saxton           |
| Carnahan             | Kennedy         | Schakowsky       |
| Carney               | Kildee          | Schiff           |
| Carson               | Kilpatrick      | Schwartz         |
| Castor               | Kind            | Scott (GA)       |
| Chandler             | Klein (FL)      | Scott (VA)       |
| Clarke               | Kucinich        | Serrano          |
| Clay                 | Langevin        | Sestak           |
| Cleaver              | Lantos          | Shea-Porter      |
| Clyburn              | Larsen (WA)     | Sherman          |
| Cohen                | Larson (CT)     | Sires            |
| Conyers              | Lee             | Skelton          |
| Cooper               | Levin           | Slaughter        |
| Costa                | Lewis (GA)      | Smith (NJ)       |
| Costello             | Lipinski        | Smith (WA)       |
| Courtney             | LoBiondo        | Snyder           |
| Cramer               | Loebbeck        | Solis            |
| Crowley              | Lofgren, Zoe    | Space            |
| Cuellar              | Lowe            | Spratt           |
| Cummings             | Lynch           | Stark            |
| Davis (AL)           | Markey          | Stupak           |
| Davis (CA)           | Matheson        | Sutton           |
| Davis (IL)           | Matsui          | Tanner           |
| Davis, Lincoln       | McCarthy (NY)   | Tauscher         |
| DeFazio              | McCollum (MN)   | Thompson (CA)    |
| DeGette              | McDermott       | Thompson (MS)    |
| Delahunt             | McGovern        | Tierney          |
| DeLauro              | McIntyre        | Towns            |
| Diaz-Balart, L.      | McNerney        | Udall (CO)       |
| Diaz-Balart, M.      | McNulty         | Udall (NM)       |
| Dicks                | Meehan          | Van Hollen       |
| Dingell              | Meek (FL)       | Velazquez        |
| Doggett              | Meeke (NY)      | Visclosky        |
| Doyle                | Melancon        | Walz (MN)        |
| Edwards              | Michaud         | Wasserman        |
| Ellison              | Millender-      | Schultz          |
| Emanuel              | McDonald        | Waters           |
| Engel                | Miller (NC)     | Watson           |
| Eshoo                | Miller, George  | Watt             |
| Etheridge            | Mollohan        | Waxman           |
| Farr                 | Moore (KS)      | Weiner           |
| Fattah               | Moore (WI)      | Welch (VT)       |
| Ferguson             | Moran (VA)      | Wexler           |
| Filner               | Murphy (CT)     | Wilson (NM)      |
| Frank (MA)           | Murphy, Patrick | Woolsey          |
| Giffords             | Murtha          | Wu               |
| Gillibrand           | Nadler          | Wynn             |
| Gonzalez             | Napolitano      | Yarmuth          |
| Gordon               | Neal (MA)       |                  |
| Green, Al            | Oberstar        |                  |
| Green, Gene          | Obey            |                  |
| ANSWERED “PRESENT”—1 |                 |                  |
| Paul                 |                 |                  |
| NOT VOTING—6         |                 |                  |
| Cubin                | Inslee          | Maloney (NY)     |
| Davis, Jo Ann        | Jefferson       | Poe              |

So the motion to recommit with instructions was not agreed to.  
 The question being put, *viva voce*,  
 Will the House pass said bill?  
 The SPEAKER pro tempore, Ms. DEGETTE, announced that the nays had it.  
 Mr. George MILLER of California, demanded a recorded vote on passage of



said bill, as amended, which demand was supported by one-fifth of a quorum, so a recorded vote was ordered.

The vote was taken by electronic device.

It was decided in the { Yeas ..... 241  
affirmative ..... } Nays ..... 185

¶29.14 [Roll No. 118]

AYES—241

- |                |                 |                  |
|----------------|-----------------|------------------|
| Abercrombie    | Hall (NY)       | Neal (MA)        |
| Ackerman       | Hare            | Oberstar         |
| Allen          | Harman          | Obey             |
| Altmire        | Hastings (FL)   | Olver            |
| Andrews        | Herseth         | Ortiz            |
| Arcuri         | Higgins         | Pallone          |
| Baca           | Hill            | Pascarell        |
| Baird          | Hinchev         | Pastor           |
| Baldwin        | Hinojosa        | Payne            |
| Barrow         | Hirono          | Pelosi           |
| Bean           | Hodes           | Perlmutter       |
| Becerra        | Holden          | Peterson (MN)    |
| Berkley        | Holt            | Pomeroy          |
| Berman         | Honda           | Price (NC)       |
| Berry          | Hooley          | Rahall           |
| Bishop (GA)    | Hoyer           | Rangel           |
| Bishop (NY)    | Israel          | Reyes            |
| Blumenauer     | Jackson (IL)    | Rodriguez        |
| Boswell        | Jackson-Lee     | Ross             |
| Boucher        | (TX)            | Rothman          |
| Boyd (FL)      | Johnson (GA)    | Roybal-Allard    |
| Boyd (KS)      | Johnson, E. B.  | Ruppersberger    |
| Brady (PA)     | Jones (OH)      | Rush             |
| Braley (IA)    | Kagen           | Ryan (OH)        |
| Brown, Corrine | Kanjorski       | Salazar          |
| Butterfield    | Kaptur          | Sánchez, Linda   |
| Capps          | Kennedy         | T.               |
| Capuano        | Kildee          | Sanchez, Loretta |
| Cardoza        | Kilpatrick      | Sarbanes         |
| Carnahan       | Kind            | Saxton           |
| Carney         | King (NY)       | Schakowsky       |
| Carson         | Klein (FL)      | Schiff           |
| Castor         | Kucinich        | Schwartz         |
| Chandler       | Lampson         | Scott (GA)       |
| Clarke         | Langevin        | Scott (VA)       |
| Clay           | Lantos          | Serrano          |
| Cleaver        | Larsen (WA)     | Sestak           |
| Clyburn        | Larson (CT)     | Sherman          |
| Cohen          | LaTourrette     | Shuler           |
| Conyers        | Lee             | Sires            |
| Cooper         | Levin           | Skelton          |
| Costa          | Lewis (GA)      | Slaughter        |
| Costello       | Lipinski        | Smith (NJ)       |
| Courtney       | LoBiondo        | Smith (WA)       |
| Cramer         | Loeb sack       | Snyder           |
| Crowley        | Lofgren, Zoe    | Solis            |
| Cuellar        | Lowey           | Space            |
| Cummings       | Lynch           | Spratt           |
| Davis (AL)     | Mahoney (FL)    | Stark            |
| Davis (CA)     | Markey          | Stupak           |
| Davis (IL)     | Marshall        | Sutton           |
| Davis, Lincoln | Matheson        | Tanner           |
| DeFazio        | Matsui          | Tauscher         |
| DeGette        | McCarthy (NY)   | Thompson (CA)    |
| Delahunt       | McCollum (MN)   | Thompson (MS)    |
| DeLauro        | McCotter        | Tierney          |
| Dicks          | McDermott       | Towns            |
| Dingell        | McGovern        | Udall (CO)       |
| Doggett        | McHugh          | Udall (NM)       |
| Donnelly       | McIntyre        | Van Hollen       |
| Doyle          | McNerney        | Velázquez        |
| Edwards        | McNulty         | Visclosky        |
| Ellison        | Meehan          | Walsh (NY)       |
| Ellsworth      | Meek (FL)       | Walz (MN)        |
| Emanuel        | Meeks (NY)      | Wasserman        |
| Engel          | Melancon        | Schultz          |
| Eshoo          | Michaud         | Waters           |
| Etheridge      | Millender-      | Watson           |
| Farr           | McDonald        | Watt             |
| Fattah         | Miller (NC)     | Waxman           |
| Ferguson       | Miller, George  | Weiner           |
| Flner          | Mitchell        | Welch (VT)       |
| Fossella       | Mollohan        | Wexler           |
| Frank (MA)     | Moore (KS)      | Wilson (OH)      |
| Giffords       | Moore (WI)      | Woolsey          |
| Gillibrand     | Moran (VA)      | Wu               |
| Gonzalez       | Murphy (CT)     | Wynn             |
| Gordon         | Murphy, Patrick | Yarmuth          |
| Green, Al      | Murphy, Tim     | Young (AK)       |
| Green, Gene    | Murtha          |                  |
| Grijalva       | Nadler          |                  |
| Gutierrez      | Napolitano      |                  |

NOES—185

- |          |           |        |
|----------|-----------|--------|
| Aderholt | Alexander | Bachus |
| Akin     | Bachmann  | Baker  |

- |                 |                 |               |
|-----------------|-----------------|---------------|
| Barrett (SC)    | Garrett (NJ)    | Nunes         |
| Bartlett (MD)   | Gerlach         | Paul          |
| Barton (TX)     | Gilchrest       | Pearce        |
| Biggert         | Gillmor         | Pence         |
| Bilbray         | Gingrey         | Peterson (PA) |
| Bilirakis       | Gohmert         | Petri         |
| Bishop (UT)     | Goode           | Pitts         |
| Blackburn       | Goodlatte       | Platts        |
| Blunt           | Granger         | Porter        |
| Boehner         | Graves          | Price (GA)    |
| Bonner          | Hall (TX)       | Pryce (OH)    |
| Bono            | Hastert         | Putnam        |
| Boozman         | Hayes           | Radanovich    |
| Boren           | Heller          | Ramstad       |
| Boustany        | Hensarling      | Regula        |
| Brady (TX)      | Herger          | Rehberg       |
| Brown (SC)      | Hobson          | Reichert      |
| Brown-Waite,    | Hoekstra        | Renzi         |
| Ginny           | Hulshof         | Reynolds      |
| Buchanan        | Hunter          | Rogers (AL)   |
| Burgess         | Inglis (SC)     | Rogers (KY)   |
| Burton (IN)     | Issa            | Rogers (MI)   |
| Buyer           | Jindal          | Rohrabacher   |
| Calvert         | Johnson (IL)    | Ros-Lehtinen  |
| Camp (MI)       | Johnson, Sam    | Roskam        |
| Campbell (CA)   | Jones (NC)      | Royce         |
| Cannon          | Jordan          | Ryan (WI)     |
| Cantor          | Keller          | Sali          |
| Capito          | King (IA)       | Schmidt       |
| Carter          | Kingston        | Sensenbrenner |
| Castle          | Kirk            | Sessions      |
| Chabot          | Kline (MN)      | Shadegg       |
| Coble           | Knollenberg     | Shimkus       |
| Cole (OK)       | Kuhl (NY)       | Shuster       |
| Conaway         | LaHood          | Simpson       |
| Crenshaw        | Lamborn         | Smith (NE)    |
| Culberson       | Latham          | Smith (TX)    |
| Davis (KY)      | Lewis (CA)      | Souder        |
| Davis, David    | Lewis (KY)      | Stearns       |
| Davis, Tom      | Linder          | Sullivan      |
| Deal (GA)       | Lucas           | Tancredo      |
| Dent            | Lungren, Daniel | Taylor        |
| Diaz-Balart, L. | E.              | Terry         |
| Diaz-Balart, M. | Mack            | Thornberry    |
| Doilittle       | Manzullo        | Tiahrt        |
| Drake           | Marchant        | Tiberi        |
| Dreier          | McCarthy (CA)   | Turner        |
| Duncan          | McCaul (TX)     | Upton         |
| Ehlers          | McCrery         | Walberg       |
| Emerson         | McHenry         | Walden (OR)   |
| English (PA)    | McKeon          | Wamp          |
| Everett         | McMorris        | Weldon (FL)   |
| Fallin          | Rodgers         | Weller        |
| Feeney          | Mica            | Westmoreland  |
| Flake           | Miller (FL)     | Whitfield     |
| Forbes          | Miller (MI)     | Wicker        |
| Fortenberry     | Miller, Gary    | Wilson (NM)   |
| Fox             | Moran (KS)      | Wilson (SC)   |
| Franks (AZ)     | Musgrave        | Wolf          |
| Frelinghuysen   | Myrick          | Young (FL)    |
| Gallegly        | Neugebauer      |               |

NOT VOTING—8

- |               |              |           |
|---------------|--------------|-----------|
| Cubin         | Inslee       | Pickering |
| Davis, Jo Ann | Jefferson    | Poe       |
| Hastings (WA) | Maloney (NY) |           |

So the bill was passed.

A motion to reconsider the vote whereby said bill was passed was, by unanimous consent, laid on the table.

*Ordered*, That the Clerk request the concurrence of the Senate in said bill.

¶29.15 ADJOURNMENT OVER

On motion of Mr. HOYER, by unanimous consent,

*Ordered*, That when the House adjourns today, it adjourn to meet at 12:30 p.m. on Monday, March 5, 2007, for morning-hour debate; and further, when the House adjourns on Thursday, March 8, 2007, it adjourn to meet at 9 a.m. on Friday, March 9, 2007.

¶29.16 CALENDAR WEDNESDAY BUSINESS DISPENSED WITH

On motion of Mr. HOYER, by unanimous consent,

*Ordered*, That business in order for consideration on Wednesday, March 7, 2007, under clause 6, rule XV, the Calendar Wednesday rule, be dispensed with.

¶29.17 ORDER OF BUSINESS—PROVIDING FOR A JOINT MEETING

On motion of Mr. HOYER, by unanimous consent,

*Ordered*, That it be in order at any time on Wednesday, March 7, 2007, for the Speaker to declare a recess, subject to the call of the Chair, for the purpose of receiving in joint meeting His Majesty King Abdullah II bin Al Hussein, King of the Hashemite Kingdom of Jordan.

¶29.18 ENROLLED BILLS SIGNED

Lorraine C. Miller, Clerk of the House, reported and found truly enrolled bills of the House of the following titles, which were thereupon signed by the Speaker:

H.R. 49. An Act to designate the facility of the United States Postal Service located at 1300 North Frontage Road West in Vail, Colorado, as the "Gerald R. Ford, Jr. Post Office Building".

H.R. 335. An Act to designate the facility of the United States Post Service located at 152 North 5th Street in Laramie, Wyoming, as the "Gale W. McGee Post Office".

H.R. 433. An Act to designate the facility of the United States Postal Service located at 1700 Main Street in Little Rock, Arkansas, as the "Scipio A. Jones Post Office Building".

H.R. 514. An Act to designate the facility of the United States Postal Service located at 16150 Aviation Loop Drive in Brooksville, Florida, as the "Sergeant Lea Robert Mills Brooksville Aviation Branch Post Office".

H.R. 521. An Act to designate the facility of the United States Postal Service located at 2633 11th Street in Rock Island, Illinois, as the "Lane Evans Post Office Building".

H.R. 577. An Act to designate the facility of the United States Postal Service located at 3903 South Congress Avenue in Austin, Texas, as the "Sergeant Henry Ybarra III Post Office Building".

¶29.19 LEAVE OF ABSENCE

By unanimous consent, leave of absence was granted to Mr. POE, for today after 2 p.m.

And then,

¶29.20 ADJOURNMENT

On motion of Mr. BARTLETT of Maryland, pursuant to the previous order of the House, at 7 o'clock and 58 minutes p.m., the House adjourned until 12:30 p.m. on Monday, March 5, 2007.

¶29.21 REPORTS OF COMMITTEES ON PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XIII, reports of committees were delivered to the Clerk for printing and reference to the proper calendar, as follows:

Mr. CONYERS: Committee on the Judiciary. H.R. 137. A bill to amend title 18, United States Code, to strengthen prohibitions against animal fighting, and for other purposes; with an amendment (Rept. 110-27 Pt. 1). *Ordered to be printed.*

¶29.22 COMMITTEE DISCHARGE

Pursuant to clause 2 of rule XII, the Committee on Agriculture discharged from further consideration H.R. 137 referred to the Committee of the Whole

House on the state of the Union, and ordered to be printed.

#### 129.23 PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XII, public bills and resolutions were introduced and severally referred, as follows:

By Mr. WAXMAN (for himself, Mr. DUNCAN, Mr. CLAY, Mr. PLATTS, and Mr. EMANUEL):

H.R. 1254. A bill to amend title 44, United States Code, to require information on contributors to Presidential library fundraising organizations; to the Committee on Oversight and Government Reform.

By Mr. WAXMAN (for himself, Mr. PLATTS, Mr. CLAY, and Mr. BURTON of Indiana):

H.R. 1255. A bill to amend chapter 22 of title 44, United States Code, popularly known as the Presidential Records Act, to establish procedures for the consideration of claims of constitutionally based privilege against disclosure of Presidential records; to the Committee on Oversight and Government Reform.

By Mr. HOYER (for himself and Mr. WOLF):

H.R. 1256. A bill to amend title 5, United States Code, to increase the level of Government contributions under the Federal employees health benefits program; to the Committee on Oversight and Government Reform.

By Mr. FRANK of Massachusetts (for himself, Mr. SCOTT of Georgia, Mr. RANGEL, Mr. GEORGE MILLER of California, Ms. VELÁZQUEZ, Mr. KANJORSKI, Mr. GUTIERREZ, Mr. DEFazio, Mr. CLAY, Mr. BACA, Mr. AL GREEN of Texas, Mr. COOPER, Ms. WOOLSEY, Mr. SHERMAN, Mr. ELLISON, Mr. LANTOS, Mr. ACKERMAN, Mr. MILLER of North Carolina, Mr. CLEAVER, Mr. SIRES, Mr. PERLMUTTER, and Mr. WILSON of Ohio):

H.R. 1257. A bill to amend the Securities Exchange Act of 1934 to provide shareholders with an advisory vote on executive compensation; to the Committee on Financial Services.

By Mr. BISHOP of Utah (for himself, Mr. CANNON, and Mr. MATHESON):

H.R. 1258. A bill to amend title 5, United States Code, to increase the maximum age limit for an original appointment to a position as a Federal law enforcement officer in the case of any individual who has been discharged or released from active duty in the armed forces under honorable conditions, and for other purposes; to the Committee on Oversight and Government Reform.

By Mr. SMITH of Washington (for himself, Mr. LEWIS of Georgia, Mr. BLUMENAUER, Mr. GILCHREST, Mr. GRIJALVA, Mr. DICKS, Mr. SERRANO, Mrs. CAPPS, Mr. HASTINGS of Florida, Ms. SCHAKOWSKY, Mr. MARKEY, Mrs. TAUSCHER, Mr. PALLONE, Mr. CARNAHAN, Mr. RUPPERSBERGER, Mr. GEORGE MILLER of California, and Mr. INSLIEE):

H.R. 1259. A bill to increase the use and research of sustainable building design technology, and for other purposes; to the Committee on Financial Services, and in addition to the Committee on Science and Technology, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. WAMP:

H.R. 1260. A bill to designate the facility of the United States Postal Service located at 6301 Highway 58 in Harrison, Tennessee, as the "Claude Ramsey Post Office"; to the Committee on Oversight and Government Reform.

By Mr. PENCE (for himself and Mr. CANTOR):

H.R. 1261. A bill to amend the Internal Revenue Code of 1986 to provide for the indexing of certain assets for purposes of determining gain or loss; to the Committee on Ways and Means.

By Mr. MELANCON (for himself, Mr. BAKER, Mr. JEFFERSON, Mr. BOUSTANY, Mr. ALEXANDER, Mr. SCOTT of Virginia, Mr. SCHIFF, and Mr. JINDAL):

H.R. 1262. A bill to permit the Secretary of Education to continue to waive certain regulatory requirements with respect to the use of aid funds for restarting school operations after Hurricanes Katrina and Rita; to the Committee on Education and Labor.

By Mr. BERMAN:

H.R. 1263. A bill to reemploy United States Armed Forces from the non-Kurdish areas of Iraq if certain security, political, and economic benchmarks relating to Iraq are not met, and for other purposes; to the Committee on Armed Services, and in addition to the Committees on Rules, and Foreign Affairs, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. KIND (for himself, Mr. MATHESON, Mr. CAMP of Michigan, Mr. TIBERI, and Mr. WILSON of Ohio):

H.R. 1264. A bill to amend the Internal Revenue Code of 1986 to repeal the dollar limitation on contributions to funeral trusts; to the Committee on Ways and Means.

By Mr. BUYER (for himself and Mr. BOOZMAN):

H.R. 1265. A bill to amend the Small Business Act to authorize the Administrator of the Small Business Administration to award contracts to small business concerns owned and controlled by service-disabled veterans under the section 8(a) program; to the Committee on Small Business.

By Mr. BOOZMAN (for himself, Mr. CLAY, Mr. SKELTON, Mr. BERRY, Mr. SNYDER, Mr. ROSS, Mrs. BLACKBURN, Mr. COHEN, Mr. BOREN, Mr. CONAWAY, Mr. REYES, Mr. GRIJALVA, Mr. CALVERT, and Mr. FILNER):

H.R. 1266. A bill to direct the Secretary of the Interior to conduct a resource study along the "Ox-Bow Route" of the Butterfield Overland Trail in the States of Missouri, Tennessee, Arkansas, Oklahoma, Texas, New Mexico, Arizona, and California, and for other purposes; to the Committee on Natural Resources.

By Mr. GORDON:

H.R. 1267. A bill to develop a methodology for, and complete, a national assessment of geological storage capacity for carbon dioxide, and for other purposes; to the Committee on Natural Resources.

By Mr. MITCHELL (for himself, Mr. EMANUEL, Mrs. BOYDA of Kansas, Mr. DONNELLY, Mr. HARE, Mr. WELCH of Vermont, Mr. MCNERNEY, Mr. ELLISON, Mr. VAN HOLLEN, Mr. WILSON of Ohio, Mr. KAGEN, Mr. RODRIGUEZ, Mr. SHULER, Mr. COHEN, Mr. YARMUTH, and Ms. HOOLEY):

H.R. 1268. A bill to ensure dignity in care for members of the Armed Forces recovering from injuries; to the Committee on Armed Services.

By Mr. OBERSTAR (for himself, Ms. CORRINE BROWN of Florida, and Mr. DEFazio):

H.R. 1269. A bill to improve the security of railroad, public transportation, and over-the-road bus systems in the United States, and for other purposes; to the Committee on Homeland Security, and in addition to the Committee on Transportation and Infrastructure, for a period to be subsequently determined by the Speaker, in each case for

consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. BARTLETT of Maryland:

H.R. 1270. A bill to establish the Journey Through Hallowed Ground National Heritage Area Education and Tourism Act, and for other purposes; to the Committee on Natural Resources.

By Ms. BERKLEY:

H.R. 1271. A bill to amend title 5, United States Code, to make creditable for civil service retirement purposes certain periods of service performed with Air America, Incorporated, Air Asia Company Limited, or the Pacific Division of Southern Air Transport, Incorporated, while those entities were owned or controlled by the Government of the United States and operated or managed by the Central Intelligence Agency; to the Committee on Oversight and Government Reform.

By Ms. BERKLEY (for herself, Ms. CORRINE BROWN of Florida, Ms. EDDIE BERNICE JOHNSON of Texas, Mr. BERMAN, Mrs. MALONEY of New York, Mr. CHANDLER, and Mr. GUTIERREZ):

H.R. 1272. A bill to amend title 38, United States Code, to improve the pension program of the Department of Veterans Affairs; to the Committee on Veterans' Affairs.

By Ms. BERKLEY:

H.R. 1273. A bill to amend title 38, United States Code, to direct the Secretary of Veterans Affairs to restore plot allowance eligibility for veterans of any war and to restore the headstone or marker allowance for eligible persons; to the Committee on Veterans' Affairs.

By Ms. BERKLEY:

H.R. 1274. A bill to amend the Internal Revenue Code of 1986 to exclude from gross income amounts awarded to qui tam plaintiffs; to the Committee on Ways and Means.

By Mr. BERMAN (for himself, Mr. LINCOLN DIAZ-BALART of Florida, Ms. ROYBAL-ALLARD, and Ms. ROSLEHTINEN):

H.R. 1275. A bill to amend the Illegal Immigration Reform and Immigrant Responsibility Act of 1996 to permit States to determine State residency for higher education purposes and to authorize the cancellation of removal and adjustment of status of certain alien students who are long-term United States residents and who entered the United States as children, and for other purposes; to the Committee on the Judiciary, and in addition to the Committee on Education and Labor, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mrs. BONO (for herself, Mr. LEWIS of California, Mr. BACA, and Mr. KILDEE):

H.R. 1276. A bill to approve, ratify, and confirm the settlement agreement entered into to resolve claims by the Soboba Band of Luiseno Indians relating to alleged interferences with the water resources of the Tribe, to authorize and direct the Secretary of the Interior to execute and perform the Settlement Agreement and related waivers, and for other purposes; to the Committee on Natural Resources.

By Mr. BUTTERFIELD (for himself, Mr. WYNN, Mr. WEINER, Mr. MEEKS of New York, Mr. JONES of North Carolina, Mr. BRADY of Pennsylvania, Mrs. CHRISTENSEN, Mr. AL GREEN of Texas, and Mr. MILLER of North Carolina):

H.R. 1277. A bill to direct the Secretary of Health and Human Services to investigate how to eliminate the gap in benefits between standard coverage and catastrophic coverage

under the Medicare prescription drug program under part D of title XVIII of the Social Security Act; to the Committee on Energy and Commerce, and in addition to the Committee on Ways and Means, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. CAMP of Michigan (for himself and Mrs. JONES of Ohio):

H.R. 1278. A bill to establish the position of Trade Enforcement Officer and a Trade Enforcement Division in the Office of the United States Trade Representative, to require identification of trade enforcement priorities, and for other purposes; to the Committee on Ways and Means.

By Mrs. CAPPS (for herself and Mr. TERRY):

H.R. 1279. A bill to amend title XIX of the Social Security Act to provide funds to States to enable them to increase the wages paid to targeted direct support professionals in providing services to individuals with disabilities under the Medicaid Program; to the Committee on Energy and Commerce.

By Mr. DOYLE (for himself, Mr. ENGLISH of Pennsylvania, Mr. DEFazio, Mr. SMITH of New Jersey, Mr. ISRAEL, Mr. LANTOS, Mr. GEORGE MILLER of California, Mr. SHAYS, Mr. OLVER, Ms. KAPTUR, Mr. MCCOTTER, Mr. HINCHEY, Mr. SCHIFF, Mr. FERGUSON, Mr. SAXTON, Mr. CAPUANO, Mr. GALLEGLY, Mr. ACKERMAN, Ms. PRYCE of Ohio, Mrs. MCCARTHY of New York, Mr. MCHUGH, Mr. MORAN of Virginia, and Mr. VAN HOLLEN):

H.R. 1280. A bill to amend the Animal Welfare Act to ensure that all dogs and cats used by research facilities are obtained legally; to the Committee on Agriculture.

By Mr. EMANUEL (for himself, Mr. CONYERS, Mr. HOLT, Mr. BECERRA, Mr. HONDA, Mr. ELLISON, Mr. BRADY of Pennsylvania, Ms. CORRINE BROWN of Florida, Mr. BUTTERFIELD, Mrs. CAPPS, Mr. CLEAVER, Mr. COHEN, Mr. CUMMINGS, Mr. DAVIS of Alabama, Mr. DELAHUNT, Mr. ENGEL, Mr. FATTAH, Mr. FRANK of Massachusetts, Mr. AL GREEN of Texas, Mr. HARE, Mr. HASTINGS of Florida, Ms. JACKSON-LEE of Texas, Mr. JOHNSON of Georgia, Ms. KILPATRICK, Mr. LARSON of Connecticut, Mr. LEWIS of Georgia, Ms. MATSUI, Mr. GEORGE MILLER of California, Mr. MORAN of Virginia, Mr. NADLER, Ms. NORTON, Mr. ORTIZ, Mr. PAYNE, Mr. REYES, Mr. RUSH, Ms. LORETTA SANCHEZ of California, Ms. SCHAKOWSKY, Mr. SCOTT of Virginia, Mr. SERRANO, Mr. SHULER, Mr. SIRES, Mr. VAN HOLLEN, Ms. WATERS, and Ms. WOOLSEY):

H.R. 1281. A bill to amend title 18, United States Code, to prohibit certain deceptive practices in Federal elections, and for other purposes; to the Committee on the Judiciary.

By Mr. ENGLISH of Pennsylvania (for himself and Mr. RUSH):

H.R. 1282. A bill to amend title XVIII of the Social Security Act to provide for guaranteed issue of Medicare supplemental policies for disabled and renal disease beneficiaries upon first enrolling under part B of the Medicare Program; to the Committee on Ways and Means, and in addition to the Committee on Energy and Commerce, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Ms. ESHOO (for herself, Mr. PICKERING, Mr. ALLEN, Mr. BARTLETT of Maryland, Mr. BURTON of Indiana, Mr. BUTTERFIELD, Mrs. CAPPS, Mr.

CONYERS, Mr. CUMMINGS, Mr. LINCOLN DAVIS of Tennessee, Mr. DOYLE, Mr. FARR, Mr. FRANK of Massachusetts, Mr. GERLACH, Mr. GORDON, Mr. GRAVES, Ms. JACKSON-LEE of Texas, Mr. KENNEDY, Mr. KUCINICH, Mr. LANGEVIN, Mr. LANTOS, Mrs. LOWEY, Mr. McDERMOTT, Mr. McNULTY, Mrs. MALONEY of New York, Mr. MATHESON, Mr. GEORGE MILLER of California, Mr. MOORE of Kansas, Mr. PLATTS, Mr. RAMSTAD, Mr. RANGEL, Mr. REYES, Mr. ROSS, Ms. SCHAKOWSKY, Mr. SCHIFF, Mrs. SCHMIDT, Ms. SCHWARTZ, Mr. SESSIONS, Mrs. TAUSCHER, Mr. TOWNS, Mr. VAN HOLLEN, Mr. WAXMAN, Mr. WU, Mrs. BOYDA of Kansas, Mr. CARNEY, Ms. CLARKE, Mr. CUELLAR, Mr. TOM DAVIS of Virginia, Mr. DELAHUNT, Mr. LEWIS of Georgia, Mr. LOBIONDO, Mr. MCGOVERN, Mr. SERRANO, Mr. TIERNEY, Ms. WATSON, Mr. HOLT, Mr. MCHUGH, and Mr. WOLF):

H.R. 1283. A bill to amend the Public Health Service Act to provide for arthritis research and public health, and for other purposes; to the Committee on Energy and Commerce.

By Mr. HALL of New York (for himself and Mr. FILNER):

H.R. 1284. A bill to increase, effective as of December 1, 2007, the rates of compensation for veterans with service-connected disabilities and the rates of dependency and indemnity compensation for the survivors of certain disabled veterans; to the Committee on Veterans' Affairs.

By Mr. HASTINGS of Washington (for himself and Mr. REICHERT):

H.R. 1285. A bill to provide for the conveyance of a parcel of National Forest System land in Kittitas County, Washington, to facilitate the construction of a new fire and rescue station, and for other purposes; to the Committee on Natural Resources.

By Mr. HINCHEY (for himself, Mr. CASTLE, Mr. LARSON of Connecticut, Mr. MORAN of Virginia, Mr. OBERSTAR, Ms. SCHWARTZ, Mr. SERRANO, and Mr. SNYDER):

H.R. 1286. A bill to amend the National Trails System Act to designate the Washington-Rochambeau Revolutionary Route National Historic Trail; to the Committee on Natural Resources.

By Ms. HIRONO (for herself, Mr. ABERCROMBIE, Mr. FILNER, Mr. HONDA, Ms. BORDALLO, Mr. SCOTT of Virginia, Mr. McDERMOTT, Mr. ISSA, Mr. FARR, Mr. AL GREEN of Texas, Mr. GRIJALVA, and Mr. HARE):

H.R. 1287. A bill to exempt children of certain Filipino World War II veterans from the numerical limitations on immigrant visas; to the Committee on the Judiciary.

By Ms. HOOLEY:

H.R. 1288. A bill to amend title 10, United States Code, to provide that an officer of the Army or Air Force on the active-duty list may not be promoted to brigadier general unless the officer has had a duty assignment of at least one year involving the administration of the National Guard or Reserves; to the Committee on Armed Services.

By Ms. EDDIE BERNICE JOHNSON of Texas (for herself, Mr. GUTIERREZ, Ms. SCHAKOWSKY, Mr. CARNAHAN, Mr. CONYERS, Mr. FATTAH, Mr. BRADY of Pennsylvania, Mrs. JONES of Ohio, Ms. CORRINE BROWN of Florida, and Mr. ELLISON):

H.R. 1289. A bill to enhance the availability of capital and credit for all citizens and communities, to ensure that community reinvestment keeps pace as banks, securities firms, and other financial service providers become affiliates as a result of the enact-

ment of the Gramm-Leach-Bliley Act, and for other purposes; to the Committee on Financial Services.

By Mr. LANGEVIN (for himself, Mr. MCCAUL of Texas, Mr. THOMPSON of Mississippi, Mr. KING of New York, Ms. ZOE LOFGREN of California, Mr. DENT, Ms. JACKSON-LEE of Texas, Mr. DAVID DAVIS of Tennessee, and Mrs. CHRISTENSEN):

H.R. 1290. A bill to amend the Homeland Security Act of 2002 to direct the Secretary of Homeland Security to establish a National Biosurveillance Integration Center; to the Committee on Homeland Security, and in addition to the Committee on Energy and Commerce, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. LARSEN of Washington (for himself and Mrs. MCMORRIS RODGERS):

H.R. 1291. A bill to authorize the Attorney General to carry out a program, known as the Northern Border Prosecution Initiative, to provide funds to northern border States to reimburse county and municipal governments for costs associated with certain criminal activities, and for other purposes; to the Committee on the Judiciary.

By Mr. LARSON of Connecticut:

H.R. 1292. A bill to repeal the Authorization for Use of Military Force Against Iraq Resolution of 2002 (Public Law 107-243), and for other purposes; to the Committee on Foreign Affairs, and in addition to the Committee on Armed Services, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mrs. MCCARTHY of New York (for herself, Mr. PITTS, Mr. GENE GREEN of Texas, Mr. BRADY of Pennsylvania, Mrs. CAPPS, Mr. CLAY, Mr. DAVIS of Kentucky, Mr. ENGLISH of Pennsylvania, Ms. ESHOO, Mr. AL GREEN of Texas, Mr. BRADY of Texas, Mr. GORDON, Mr. HALL of Texas, Mr. HAYES, Mr. HINCHEY, Ms. JACKSON-LEE of Texas, Mr. SAM JOHNSON of Texas, Mr. LOBIONDO, Mr. McNULTY, Mrs. MALONEY of New York, Mr. MARSHALL, Mr. MICHAUD, Mr. MORAN of Virginia, Mr. TIM MURPHY of Pennsylvania, Mr. ORTIZ, Mr. PAUL, Mrs. BLACKBURN, Mr. PRICE of Georgia, Mr. RAMSTAD, Mr. REYES, Mr. REYNOLDS, Mr. SESSIONS, Mr. SHAYS, Mr. SHIMKUS, Mr. SOUDER, Mr. YARMUTH, Mr. KIRK, Mr. ROTHMAN, and Mr. BECERRA):

H.R. 1293. A bill to amend title XVIII of the Social Security Act to provide for a 2-year moratorium on certain Medicare physician payment reductions for advanced diagnostic imaging services; to the Committee on Energy and Commerce, and in addition to the Committee on Ways and Means, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. MORAN of Virginia (for himself, Mr. RAHALL, Mrs. JOANN DAVIS of Virginia, Mr. SCOTT of Virginia, Mr. TOM DAVIS of Virginia, Mr. ABERCROMBIE, Mr. KILDEE, and Mr. PALLONE):

H.R. 1294. A bill to extend Federal recognition to the Chickahominy Indian Tribe, the Chickahominy Indian Tribe-Eastern Division, the Upper Mattaponi Tribe, the Rappahannock Tribe, Inc., the Monacan Indian Nation, and the Nansemond Indian Tribe; to the Committee on Natural Resources.

By Mrs. MUSGRAVE:

H.R. 1295. A bill to provide for parental notification and intervention in the case of a

minor seeking an abortion; to the Committee on the Judiciary.

By Ms. NORTON:

H.R. 1296. A bill to amend the District of Columbia Home Rule Act to establish the Office of the District Attorney for the District of Columbia, headed by a locally elected and independent District Attorney, and for other purposes; to the Committee on Oversight and Government Reform.

By Mr. OLVER (for himself, Mr. TIERNEY, Mr. MEEHAN, Mr. MCGOVERN, Mr. MARKEY, and Mr. HODES):

H.R. 1297. A bill to establish the Freedom's Way National Heritage Area in the States of Massachusetts and New Hampshire, and for other purposes; to the Committee on Natural Resources.

By Mr. PETRI (for himself, Mrs. MALONEY of New York, Mr. SHIMKUS, Mr. KIND, Mr. SHAYS, Mr. HOLDEN, and Mr. FORTENBERRY):

H.R. 1298. A bill to amend the Federal Election Campaign Act of 1971 to require persons conducting Federal election polls by telephone to disclose certain information to respondents and the Federal Election Commission; to the Committee on House Administration.

By Mr. POE (for himself, Mr. MCCOTTER, Mr. DAVIS of Illinois, Mr. FRANK of Massachusetts, and Mr. PEARCE):

H.R. 1299. A bill to permit the televising of Supreme Court proceedings; to the Committee on the Judiciary.

By Mr. HOYER (for himself, Mr. CLYBURN, Mr. DINGELL, Mr. OBERSTAR, Mr. SKELTON, Mr. GORDON, Mr. FRANK of Massachusetts, Mr. FILNER, Mr. LANTOS, Mr. REYES, Mr. ABERCROMBIE, Mr. ACKERMAN, Mr. ALLEN, Mr. ALTMIRE, Mr. ARCURI, Ms. BEAN, Ms. BERKLEY, Mr. BERMAN, Mr. BERRY, Mr. BISHOP of Georgia, Mr. BISHOP of New York, Mr. BLUMENAUER, Ms. BORDALLO, Mr. BOUCHER, Ms. CORRINE BROWN of Florida, Mr. CARDOZA, Mr. CARNAHAN, Ms. CARSON, Mr. CLEAVER, Mr. COHEN, Mr. CROWLEY, Mr. CUMMINGS, Mr. DAVIS of Illinois, Mr. LINCOLN DAVIS of Tennessee, Mrs. DAVIS of California, Mr. DEFAZIO, Ms. DEGETTE, Mr. DELAHUNT, Ms. DELAUNO, Mr. DOYLE, Mr. ELLISON, Mr. ENGEL, Mr. ETHERIDGE, Mr. FATTAH, Ms. GIFFORDS, Mr. GONZALEZ, Mr. GRIJALVA, Mr. HASTINGS of Florida, Ms. HERSETH, Mr. HIGGINS, Mr. HINCHEY, Mr. HOLT, Mr. HONDA, Mr. ISRAEL, Mr. JOHNSON of Georgia, Mr. KENNEDY, Mr. KILDEE, Ms. KILPATRICK, Mr. KIND, Mr. KUCINICH, Mr. LARSEN of Washington, Mr. LEVIN, Mr. LEWIS of Georgia, Mr. LIPINSKI, Mrs. MALONEY of New York, Ms. MATSUL, Mrs. MCCARTHY of New York, Ms. MCCOLLUM of Minnesota, Mr. MCGOVERN, Mr. MCINTYRE, Mr. MCNERNEY, Mr. MILLER of North Carolina, Mr. MORAN of Virginia, Mrs. NAPOLITANO, Ms. NORTON, Mr. PAYNE, Mr. PERLMUTTER, Mr. POMEROY, Mr. PRICE of North Carolina, Mr. ROSS, Mr. ROTHMAN, Mr. RUPPERSBERGER, Mr. SARBANES, Mr. SCHIFF, Ms. SCHWARTZ, Mr. SCOTT of Georgia, Mr. SCOTT of Virginia, Mr. SERRANO, Mr. SIREN, Mr. SMITH of Washington, Mr. SNYDER, Mr. STUPAK, Ms. SUTTON, Mrs. TAUSCHER, Mr. TIERNEY, Mr. TOWNS, Mr. UDALL of Colorado, Mr. VAN HOLLEN, Mr. WALZ of Minnesota, Ms. WASSERMAN SCHULTZ, Ms. WATSON, and Mr. WYNN):

H.R. 1300. A bill to strengthen national security and promote energy independence by

reducing the Nation's reliance on foreign oil, improving vehicle technology and efficiency, increasing the distribution of alternative fuels, bolstering rail infrastructure, and expanding access to public transit; to the Committee on Energy and Commerce, and in addition to the Committees on Armed Services, Oversight and Government Reform, Rules, Science and Technology, Ways and Means, House Administration, and Transportation and Infrastructure, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. REHBERG:

H.R. 1301. A bill to extend the Federal relationship to the Little Shell Tribe of Chippewa Indians of Montana as a distinct federally recognized Indian tribe, and for other purposes; to the Committee on Natural Resources.

By Mr. SMITH of Washington (for himself and Mr. BACHUS):

H.R. 1302. A bill to require the President to develop and implement a comprehensive strategy to further the United States foreign policy objective of promoting the reduction of global poverty, the elimination of extreme global poverty, and the achievement of the United Nations Millennium Development Goal of reducing by one-half the proportion of people worldwide, between 1990 and 2015, who live on less than \$1 per day; to the Committee on Foreign Affairs.

By Mr. THOMPSON of California (for himself, Mrs. CUBIN, Mr. MARKEY, Mr. SHULER, Mr. SKELTON, Ms. ESHOO, Mr. GEORGE MILLER of California, Mr. FARR, Ms. ZOE LOFGREN of California, Mr. HARE, Mr. MORAN of Virginia, Mr. FATTAH, and Ms. JACKSON-LEE of Texas):

H.R. 1303. A bill to amend title 49, United States Code, to improve air carrier passenger services; to the Committee on Transportation and Infrastructure.

By Mr. THOMPSON of California (for himself, Mr. ENGLISH of Pennsylvania, Ms. BERKLEY, Mr. WELLER, Mr. MECK of Florida, Mr. CANTOR, Mr. LEWIS of Georgia, and Mr. HERGER):

H.R. 1304. A bill to amend the Internal Revenue Code of 1986 to make permanent the depreciation classification of motorsports entertainment complexes; to the Committee on Ways and Means.

By Mr. UDALL of Colorado:

H.R. 1305. A bill to amend the Energy Policy Act of 2005 to authorize discounted sales of royalty oil and gas taken in-kind from a Federal oil or gas lease to provide additional resources to Federal low-income energy assistance programs; to the Committee on Natural Resources.

By Mr. WEXLER (for himself, Mr. FEENEY, Mr. ACKERMAN, Ms. BERKLEY, Mrs. BLACKBURN, Mr. BOYD of Florida, Mr. BURTON of Indiana, Mr. CANNON, Mr. MARIO DIAZ-BALART of Florida, Mr. KLEIN of Florida, Ms. ROS-LEHTINEN, Ms. WASSERMAN SCHULTZ, Mr. WESTMORELAND, Mr. WILSON of South Carolina, Mr. PAYNE, Mr. LINCOLN DIAZ-BALART of Florida, Mr. ROTHMAN, and Mr. BARROW):

H.R. 1306. A bill to modify the prohibition on recognition by United States courts of certain rights relating to certain marks, trade names, or commercial names; to the Committee on the Judiciary.

By Mrs. WILSON of New Mexico (for herself, Mr. BACHUS, Mrs. BONO, Mr. BURTON of Indiana, Mrs. CUBIN, Mrs. JO ANN DAVIS of Virginia, Mrs. DRAKE, Mr. RADANOVICH, Mr. RAMSTAD, Mr. REICHERT, Mr. SESSIONS, Mr. SHUSTER, Mr. SPRATT, and Mr. WOLF):

H.R. 1307. A bill to establish the Office of Veterans Identity Protection Claims to reimburse injured persons for injuries suffered as a result of the unauthorized use, disclosure, or dissemination of identifying information stolen from the Department of Veterans Affairs, and for other purposes; to the Committee on the Judiciary.

By Mr. UDALL of Colorado (for himself, Mr. CALVERT, Mr. GORDON, and Mr. BAIRD):

H. Con. Res. 76. Concurrent resolution honoring the 50th Anniversary of the International Geophysical Year (IGY) and its past contributions to space research, and looking forward to future accomplishments; to the Committee on Science and Technology.

By Mr. WELLER (for himself, Mr. SCHIFF, Mr. PENCE, Mr. FORTUÑO, Mr. WOLF, Mr. LINCOLN DIAZ-BALART of Florida, and Mr. LAMBORN):

H. Con. Res. 77. Concurrent resolution calling on the Government of Venezuela to respect a free and independent media and to avoid all acts of censorship against the media and free expression; to the Committee on Foreign Affairs.

By Mr. DINGELL:

H. Res. 207. A resolution providing amounts for the expenses of the Committee on Energy and Commerce in the One Hundred Tenth Congress; to the Committee on House Administration.

By Mrs. DRAKE (for herself and Mr. SCOTT of Virginia):

H. Res. 208. A resolution honoring Operation Smile in the 25th Anniversary year of its founding; to the Committee on Foreign Affairs.

By Mr. ENGEL (for himself and Mr. BURTON of Indiana):

H. Res. 209. A resolution supporting the goals and ideals of Anti-Slavery Day; to the Committee on Foreign Affairs.

#### 129.24 ADDITIONAL SPONSORS

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

H.R. 21: Mr. WAXMAN, Mr. SHAYS, Mrs. CAPPS, and Mr. KENNEDY.

H.R. 23: Ms. KAPTUR, Mr. LINCOLN DAVIS of Tennessee, Mr. LATOURETTE, Mr. MITCHELL, Mr. ARCURI, Mr. BRADY of Pennsylvania, Mr. BONNER, Ms. ZOE LOFGREN of California, Mr. VAN HOLLEN, Mr. TERRY, and Mr. BOUCHER.

H.R. 39: Mr. BAIRD, Mr. GILCHREST, and Ms. DEGETTE.

H.R. 74: Mr. FORTENBERRY.

H.R. 82: Mr. BACHUS, Mr. BONNER, Mr. CARTER, Mr. CLEAVER, Ms. HIRONO, Ms. NORTON, Mr. KING of New York, Mr. LEWIS of Georgia, Mr. MURPHY of Connecticut, Mr. TIM MURPHY of Pennsylvania, Mr. PASCRELL, Mr. SESSIONS, Mr. TOWNS, and Ms. WATSON.

H.R. 89: Mr. MORAN of Kansas and Mr. KAGEN.

H.R. 100: Mr. PATRICK MURPHY of Pennsylvania and Mr. CONYERS.

H.R. 111: Mr. THOMPSON of California, Mrs. DAVIS of California, Mr. MCCOTTER, Mr. PORTER, Mr. LATOURETTE, Mr. DELAHUNT, Mr. LAHOOD, Ms. BEAN, Mr. MCCARTHY of California, Mr. HASTINGS of Florida, Mr. SALAZAR, Mr. CLAY, Mr. REYES, Mr. BRADY of Texas, and Mr. GENE GREEN of Texas.

H.R. 140: Mr. FILNER.

H.R. 146: Mr. HOLDEN.

H.R. 156: Mr. BOSWELL, Mr. COLE of Oklahoma, and Mr. MURTHA.

H.R. 180: Mr. ELLISON.

H.R. 189: Ms. JACKSON-LEE of Texas.

H.R. 210: Mr. STARK.

H.R. 251: Mrs. BLACKBURN.

H.R. 255: Mr. MCCOTTER.

H.R. 260: Mr. KAGEN.

H.R. 303: Mr. MORAN of Kansas, Mr. TIBERI, Mr. DOYLE, Mr. LARSON of Connecticut, Mr. KAGEN, and Mr. MOORE of Kansas.

- H.R. 319: Mr. SARBANES.  
H.R. 358: Mr. SPACE, Mr. LARSON of Connecticut, and Mr. JOHNSON of Illinois.  
H.R. 362: Ms. GIFFORDS, Ms. MATSUI, Mr. MCNERNEY, Mr. COSTELLO, Mr. HINOJOSA, Mr. MOORE of Kansas, and Mr. ABERCROMBIE.  
H.R. 363: Ms. GIFFORDS, Ms. MATSUI, Mr. MCNERNEY, Mr. COSTELLO, Mr. HINOJOSA, Mr. ABERCROMBIE, and Mr. CARNAHAN.  
H.R. 418: Mrs. MYRICK and Mr. CUMMINGS.  
H.R. 432: Mr. PAYNE, Mr. DOOLITTLE, and Mr. GARRETT of New Jersey.  
H.R. 455: Ms. SCHAKOWSKY.  
H.R. 508: Mr. CAPUANO.  
H.R. 510: Mr. LEWIS of Kentucky, Mr. SIMPSON, and Mr. MACK.  
H.R. 524: Mr. ETHERIDGE, Mr. TIERNEY, Ms. MATSUI, Ms. ZOE LOFGREN of California, Mr. KUCINICH, Mr. FATTAH, Mr. GENE GREEN of Texas, and Mr. MCINTYRE.  
H.R. 543: Mr. ROSS, Mr. COOPER, and Mr. POMEROY.  
H.R. 549: Mr. SAXTON and Mrs. CUBIN.  
H.R. 551: Ms. HARMAN.  
H.R. 552: Mr. WYNN, Mr. WAMP, and Mr. TERRY.  
H.R. 561: Mr. MCCOTTER.  
H.R. 566: Ms. CARSON and Mr. HARE.  
H.R. 567: Mr. AL GREEN of Texas, Mrs. DAVIS of California, Mr. CUMMINGS, Mr. KLEIN of Florida, and Mr. HASTINGS of Florida.  
H.R. 579: Mr. DAVID DAVIS of Tennessee and Mr. YARMUTH.  
H.R. 583: Mr. BAIRD and Mr. SHAYS.  
H.R. 585: Mr. ALTMIRE.  
H.R. 588: Mr. MCINTYRE.  
H.R. 590: Mr. CUELLAR.  
H.R. 592: Ms. JACKSON-LEE of Texas.  
H.R. 621: Mr. MILLER of North Carolina, Mr. ROGERS of Alabama, and Mr. MORAN of Kansas.  
H.R. 625: Mr. BACA, Mr. BECERRA, Mr. BERMAN, Mr. COSTA, Mr. FARR, Mr. FILNER, Ms. HARMAN, Mr. HONDA, Mr. LANTOS, Ms. ZOE LOFGREN of California, Ms. MATSUI, Mr. MCCARTHY of California, Mr. MCKEON, Mr. MCNERNEY, Ms. MILLENDER-MCDONALD, Mrs. NAPOLITANO, Mr. ROHRBACHER, Mr. SCHIFF, Mrs. TAUSCHER, Mr. WAXMAN, and Mr. CALVERT.  
H.R. 628: Mr. HOEKSTRA, Mr. CASTLE, Mr. MORAN of Kansas, Mr. WALDEN of Oregon, Mr. SHIMKUS, Mr. PORTER, Ms. GRANGER, Mr. BRADY of Texas, Mr. CAMP of Michigan, Mrs. BIGGERT, Mr. ENGLISH of Pennsylvania, Mr. EHLERS, Mr. FRANKS of Arizona, Ms. FOXX, Mrs. EMERSON, Mr. LEWIS of California, Ms. PRYCE of Ohio, Mr. KENNEDY, Mr. WELLER, Mr. DENT, Mr. PENCE, Mr. ROGERS of Michigan, Mr. BURGESS, Mr. SHADEGG, Mr. GERLACH, Mrs. CAPITO, and Mr. PLATTS.  
H.R. 643: Ms. CORRINE BROWN of Florida, Mr. MCINTYRE, Mr. BRADY of Pennsylvania, and Mr. CALVERT.  
H.R. 657: Mr. ABERCROMBIE, Mr. COLE of Oklahoma, and Mr. FILNER.  
H.R. 677: Ms. CORRINE BROWN of Florida, Ms. CARSON, Mr. FATTAH, Mrs. CAPPS, Mr. MCHUGH, Mr. HASTINGS of Florida, Mr. THOMPSON of California, and Ms. ESHOO.  
H.R. 691: Mr. PATRICK MURPHY of Pennsylvania, Mr. FATTAH, Mr. MCDERMOTT, Ms. JACKSON-LEE of Texas, Ms. KILPATRICK, Mr. RUPPERSBERGER, and Mr. KAGEN.  
H.R. 698: Mr. GOHMERT, Mr. ROGERS of Alabama, Mr. PERLMUTTER, Mr. SESTAK, Ms. BERKLEY, Ms. HERSETH, and Mr. LUCAS.  
H.R. 699: Mr. BARRETT of South Carolina, Mr. SMITH of New Jersey, Mr. ROGERS of Alabama, Mr. SHUSTER, and Mr. MARCHANT.  
H.R. 725: Mr. WALBERG.  
H.R. 728: Mr. MCDERMOTT.  
H.R. 731: Ms. DEGETTE.  
H.R. 736: Mr. BARTLETT of Maryland, Mr. BONNER, and Mr. SULLIVAN.  
H.R. 741: Ms. WOOLSEY and Mr. VAN HOLLEN.  
H.R. 743: Mr. HILL and Mr. HASTERT.  
H.R. 748: Mr. HOLDEN, Ms. GINNY BROWN-WAITE of Florida, Mr. PAYNE, Mr. WELLER, Mr. LINCOLN DAVIS of Tennessee, Mrs. MALONEY of New York, Ms. SCHAKOWSKY, Mr. REYES, Mr. MCDERMOTT, Mr. GOODLATTE, Mr. ROGERS of Alabama, Mr. ISRAEL, Mr. LINCOLN DIAZ-BALART of Florida, and Mr. CONAWAY.  
H.R. 752: Mrs. Boyda of Kansas, Ms. JACKSON-LEE of Texas, Mr. FARR, Mr. MORAN of Virginia, Mr. ROSS, Mr. SHIMKUS, Mrs. CHRISTENSEN, Mr. RUSH, Mr. FATTAH, Mr. VAN HOLLEN, Mr. HINCHEY, Mr. MARSHALL, Mr. CARNAHAN, and Mr. BRADY of Pennsylvania.  
H.R. 756: Mr. FATTAH and Ms. JACKSON-LEE of Texas.  
H.R. 758: Mr. MELANCON.  
H.R. 760: Mr. ROSKAM, Ms. BERKLEY, Mr. MCDERMOTT, Mr. FALCOMA VAEGA, Mr. LARSON of Connecticut, Mr. INSLEE, Ms. MATSUI, Mr. LIPINSKI, Ms. BEAN, and Mr. EMANUEL.  
H.R. 767: Mr. BOREN and Mr. CONYERS.  
H.R. 782: Mr. PASTOR, Mr. CONYERS, Mr. LOBIONDO, and Ms. LINDA T. SANCHEZ of California.  
H.R. 784: Ms. BERKLEY.  
H.R. 787: Mr. MICHAUD, Ms. CARSON, Mr. CONYERS, Mr. DEFAZIO, Mr. DELAHUNT, Mr. DOGGETT, Ms. JACKSON-LEE of Texas, Mr. JONES of North Carolina, Ms. MOORE of Wisconsin, Mr. PAUL, Ms. SOLIS, Mr. MCDERMOTT, Mr. EMANUEL, and Mr. COHEN.  
H.R. 790: Mrs. CUBIN, Mr. SIMPSON, and Ms. DEGETTE.  
H.R. 808: Mr. KILDEE.  
H.R. 811: Mr. LOBIONDO.  
H.R. 822: Mr. WATT, Mr. JEFFERSON, Mr. BISHOP of Georgia, Mr. WEXLER, Mr. BUTTERFIELD, Ms. ZOE LOFGREN of California, Mr. HOLT, Mr. LANTOS, Ms. WOOLSEY, and Mr. FATTAH.  
H.R. 861: Mr. MACK, Mr. POE, Mr. SKELTON, Mr. ROGERS of Michigan, Mr. MOLLOHAN, Mr. ORTIZ, Mr. HAYES, Mr. HERGER, Mrs. MILLER of Michigan, Mr. FORBES, Mr. GENE GREEN of Texas, Mrs. MUSGRAVE, and Mr. CARNEY.  
H.R. 871: Mr. GENE GREEN of Texas.  
H.R. 876: Mr. BRADY of Pennsylvania.  
H.R. 887: Ms. JACKSON-LEE of Texas.  
H.R. 891: Mr. FRANK of Massachusetts.  
H.R. 894: Mr. DAVIS of Illinois and Mr. MARSHALL.  
H.R. 896: Mr. KAGEN.  
H.R. 901: Ms. SOLIS, Ms. MATSUI, and Mr. FATTAH.  
H.R. 910: Mr. GRAVES, Mrs. MYRICK, and Mr. MCHUGH.  
H.R. 916: Mr. HULSHOF.  
H.R. 920: Mr. DAVIS of Illinois and Mr. ABERCROMBIE.  
H.R. 923: Mr. WEINER.  
H.R. 925: Mr. DANIEL E. LUNGREN of California.  
H.R. 939: Mr. FORBES, Mr. SENSENBRENNER, and Ms. GINNY BROWN-WAITE of Florida.  
H.R. 947: Mr. HONDA, Mrs. CAPPS, and Mr. PRICE of North Carolina.  
H.R. 950: Mr. DOYLE.  
H.R. 962: Mr. BAIRD.  
H.R. 969: Mr. HODES, Mrs. NAPOLITANO, Mr. MCDERMOTT, Mrs. CAPPS, Mr. TIERNEY, Mr. SCHIFF, Mr. FILNER, Mr. FATTAH, Ms. WOOLSEY, Mr. GRIJALVA, Mr. KAGEN, Mr. CARNEY, and Mr. MORAN of Virginia.  
H.R. 971: Mr. PLATTS, Mr. LOBIONDO, Mr. BRADY of Pennsylvania, Mr. CAMP of Michigan, Mr. PRICE of North Carolina, Mr. MURTHA, Mr. KAGEN, and Mr. ETHERIDGE.  
H.R. 980: Mr. DAVIS of Alabama, Ms. SUTTON, Mr. WELLER, Ms. SCHWARTZ, Mr. GERLACH, and Mr. SHAYS.  
H.R. 984: Mr. GEORGE MILLER of California.  
H.R. 985: Mr. BERMAN, Mr. NADLER, Mr. GEORGE MILLER of California, and Mr. ALLEN.  
H.R. 997: Mr. POE, Mr. MANZULLO, Mr. PAUL, Mr. SHAYS, Mr. CHABOT, Mr. BOOZMAN, Mr. PRICE of Georgia, Mr. BARRETT of South Carolina, Mr. ALEXANDER, Mr. WALBERG, Mr. LAHOOD, Mr. CAMP of Michigan, Mr. PLATTS, Mrs. BIGGERT, Mr. ADERHOLT, Mr. WHITFIELD, and Mr. SHADEGG.  
H.R. 998: Mr. BERMAN, Ms. MCCOLLUM of Minnesota, Mr. RUPPERSBERGER, Mr. SCOTT of Virginia, and Ms. WOOLSEY.  
H.R. 1008: Ms. SCHWARTZ.  
H.R. 1014: Ms. ZOE LOFGREN of California, Mr. STARK, Mr. HINOJOSA, Mr. HASTINGS of Florida, Mr. GENE GREEN of Texas, Mr. GERLACH, Mr. ELLISON, Mr. BERMAN, Ms. MILLENDER-MCDONALD, Ms. LINDA T. SANCHEZ of California, Ms. SOLIS, Mr. MELANCON, and Mr. PLATTS.  
H.R. 1023: Mr. REYNOLDS, Mr. LEWIS of Kentucky, Mr. SAM JOHNSON of Texas, Mr. SHUSTER, Mr. HULSHOF, and Mr. GARY G. MILLER of California.  
H.R. 1030: Mr. MEEKS of New York, Ms. CORRINE BROWN of Florida, Mr. PAYNE, Mr. MCNULTY, Mr. FRANK of Massachusetts, Mr. REYES, Mr. CUMMINGS, Mr. BRADY of Pennsylvania, Mr. AL GREEN of Texas, Mr. BUTTERFIELD, Mr. LANTOS, and Ms. VELÁZQUEZ.  
H.R. 1031: Mr. COHEN, Mr. CONYERS, Ms. CORRINE BROWN of Florida, Ms. CARSON, Mr. MCCOTTER, Mr. CLAY, Ms. MCCOLLUM of Minnesota, Mr. PAYNE, Mr. GRIJALVA, Mr. REYES, and Ms. LINDA T. SANCHEZ of California.  
H.R. 1032: Mr. MCNULTY, Ms. CORRINE BROWN of Florida, Mr. DELAHUNT, Mr. GRIJALVA, Mr. MCDERMOTT, Mr. LYNCH, Mr. CUMMINGS, Mr. HINCHEY, Mr. CLAY, Ms. JACKSON-LEE of Texas, Mr. STARK, Mr. SCOTT of Virginia, Mr. KIND, Mr. BRADY of Pennsylvania, and Mr. KAGEN.  
H.R. 1040: Mr. HALL of Texas.  
H.R. 1041: Mr. TIM MURPHY of Pennsylvania.  
H.R. 1043: Mr. MOLLOHAN, Mr. HIGGINS, Mr. SHAYS, Mr. MOORE of Kansas, Mr. COHEN, and Mr. MCINTYRE.  
H.R. 1061: Mr. WALSH of New York, Mrs. MALONEY of New York, and Mr. MICHAUD.  
H.R. 1071: Mr. ACKERMAN and Mr. SIRES.  
H.R. 1073: Mr. TIM MURPHY of Pennsylvania, Mr. TIERNEY, Mr. MEEHAN, Mr. LEVIN, Mr. FOSSELLA, Mr. BISHOP of Georgia, Mr. ETHERIDGE, Mr. CUMMINGS, Mr. ABERCROMBIE, Mr. ISRAEL, Mr. KUCINICH, Mrs. MCCARTHY of New York, Mr. MOORE of Kansas, Ms. WOOLSEY, Mrs. TAUSCHER, Mr. KILDEE, Mrs. JO ANN DAVIS of Virginia, Mr. GRIJALVA, Mr. VAN HOLLEN, Ms. HARMAN, Mr. HOLDEN, Mr. TOWNS, Mr. GONZALEZ, Mr. BOYD of Florida, Ms. NORTON, Ms. CLARKE, Mr. WOLF, and Mr. ALLEN.  
H.R. 1084: Mr. BLUMENAUER.  
H.R. 1102: Mr. ROSS, Mr. HONDA, Ms. CORRINE BROWN of Florida, Mr. PLATTS, Mr. GOODE, Mr. HAYES, Mr. REYES, Mr. WELCH of Vermont, Mr. MCCOTTER, and Mr. ALLEN.  
H.R. 1103: Mr. LEWIS of Georgia.  
H.R. 1108: Ms. HARMAN, Mr. FRELINGHUYSEN, Mr. COHEN, Mr. BAIRD, Mr. PITTS, and Ms. WOOLSEY.  
H.R. 1111: Mr. FRANK of Massachusetts, Mr. GENE GREEN of Texas, Mr. JEFFERSON, and Mr. DOGGETT.  
H.R. 1112: Mrs. MUSGRAVE, Mr. SMITH of Texas, and Mr. GILLMOR.  
H.R. 1115: Mr. SENSENBRENNER, Mr. MOORE of Kansas, and Ms. BERKLEY.  
H.R. 1119: Mr. ELLISON, Ms. HIRONO, and Ms. BALDWIN.  
H.R. 1125: Ms. DEGETTE, Mr. WILSON of South Carolina, Mrs. JO ANN DAVIS of Virginia, Mr. YOUNG of Florida, and Mr. ROGERS of Alabama.  
H.R. 1127: Mr. KIND.  
H.R. 1134: Mr. KUHL of New York, Mr. SHIMKUS, and Mr. MILLER of North Carolina.  
H.R. 1137: Mr. MCCOTTER.  
H.R. 1147: Mr. STARK.  
H.R. 1154: Mr. MILLER of Florida, Mr. EDWARDS, Mr. HALL of Texas, Mr. CARTER, Mr.

KAGEN, Mrs. SCHMIDT, Mr. MARCHANT, Mr. SMITH of Texas, Mr. THORNBERRY, Mr. BRADY of Texas, Mr. GOHMERT, and Ms. GRANGER.

H.R. 1155: Mr. BRADY of Pennsylvania.

H.R. 1170: Mr. ROGERS of Michigan, Mr. CASTLE, and Mr. RAMSTAD.

H.R. 1181: Mr. ELLISON, Mr. RENZI, Mr. DAVIS of Illinois, and Mr. MCGOVERN.

H.R. 1185: Mr. BERMAN and Mr. MCDERMOTT.

H.R. 1187: Ms. ZOE LOFGREN of California, Mr. GEORGE MILLER of California, Mr. SAXTON, Mr. STARK, Mr. THOMPSON of California, Mr. DEFAZIO, and Mrs. NAPOLITANO.

H.R. 1188: Mr. DELAHUNT and Mr. COURTNEY.

H.R. 1192: Mrs. CAPPS and Mr. REYES.

H.R. 1193: Mr. MCDERMOTT, Mr. SCHIFF, Mr. TERRY, and Mr. REYES.

H.R. 1225: Ms. CORRINE BROWN of Florida and Ms. CARSON.

H.R. 1231: Mr. MILLER of North Carolina and Mr. EHLERS.

H.R. 1246: Ms. DEGETTE.

H.R. 1248: Mr. HINCHEY and Mr. LOBIONDO.

H.J. Res. 14: Mr. WU, Mr. GONZALEZ, Mr. MURPHY of Connecticut, Mrs. JONES of Ohio, Mr. FATTAH, Mr. TOWNS, Ms. MCCOLLUM of Minnesota, Mr. DELAHUNT, Mr. ELLISON, and Mr. MICHAUD.

H. Con. Res. 9: Mr. MCGOVERN, Mr. COHEN, Mr. REYES, Ms. ROYBAL-ALLARD, Mr. STARK, Mr. UDALL of Colorado, Ms. SOLIS, Ms. ESHOO, Mr. MCNERNEY, Mr. NADLER, Mrs. CAPPS, Mr. KAGEN, Mr. HALL of New York, Mr. CROWLEY, and Mr. ENGEL.

H. Con. Res. 28: Mr. BRADY of Pennsylvania.

H. Con. Res. 33: Mr. HONDA, Mr. FATTAH, Mr. BRADY of Pennsylvania, Ms. ZOE LOFGREN of California, Mr. OBERSTAR, Mr. FILNER, and Ms. KAPTUR.

H. Con. Res. 40: Mr. DAVID DAVIS of Tennessee, and Mr. LINCOLN DAVIS of Tennessee.

H. Con. Res. 49: Mr. RAMSTAD, Mr. HINCHEY, Mr. ETHERIDGE, Mr. TERRY, Mr. HAYES, Mrs. DAVIS of California, Mrs. MYRICK, Mr. RANGEL, Mr. MARCHANT, Mr. PETRI, Ms. EDDIE BERNICE JOHNSON of Texas, Mr. CUMMINGS, Mr. SPACE, Mr. WICKER, Mrs. JO ANN DAVIS of Virginia, and Mrs. MUSGRAVE.

H. Con. Res. 60: Mrs. MCMORRIS RODGERS, Mrs. CHRISTENSEN, Ms. PRYCE of Ohio, Mr. JOHNSON of Georgia, Ms. JACKSON-LEE of Texas, Mr. JONES of North Carolina, Mr. FORTENBERRY, Mrs. MYRICK, Mr. ROSKAM, Mr. LEVIN, Ms. EDDIE BERNICE JOHNSON of Texas, and Mr. KLEIN of Florida.

H. Con. Res. 71: Mr. DINGELL, Mr. JONES of North Carolina, and Mr. BLUMENAUER.

H. Con. Res. 72: Mr. WAXMAN and Mr. JOHNSON of Georgia.

H. Res. 49: Mr. SHULER, Mr. SAXTON, Mr. SESSIONS, Mr. FORTENBERRY, and Mr. KUHL of New York.

H. Res. 53: Ms. CARSON and Mr. AL GREEN of Texas.

H. Res. 89: Mr. GOODLATTE, Mr. MORAN of Kansas, Mr. PORTER, Mr. LEWIS of Kentucky, Mr. LINCOLN DIAZ-BALART of Florida, Mr. STEARNS, Mr. THORNBERRY, Mr. LUCAS, Mr. NEUGEBAUER, Mrs. MILLER of Michigan, Mr. ENGLISH of Pennsylvania, Mr. SESSIONS, Mr. REGULA, Mr. RYAN of Wisconsin, Ms. HARMAN, Mr. PUTNAM, Mr. GOHMERT, Mr. CRENSHAW, Mr. SHADEGG, Mr. KING of New York, Mr. MANZULLO, Mr. MCHUGH, Mr. LANTOS, Mr. CARTER, Mr. INGLIS of South Carolina, Mrs. WILSON of New Mexico, Ms. ESHOO, Mr. REYES, Mr. TIAHRT, Mr. RENZI, Mr. GENE GREEN of Texas, Mr. BACHUS, Mr. DANIEL E. LUNGRON of California, Mr. KNOLLENBERG, Mr. WICKER, Mr. SHAYS, Mr. CAMP of Michigan, Mr. MCKEON, Mr. CHABOT, Mr. PETRI, Mr. SAM JOHNSON of Texas, Mr. WALBERG, Mr. BUCHANAN, Mr. WOLF, Mr. KING of Iowa, Mr. CONAWAY, Mr. TIBERI, Mr. FRELINGHUYSEN, and Mr. SOUDER.

H. Res. 95: Mr. BRADY of Pennsylvania.

H. Res. 106: Mr. AL GREEN of Texas, Mrs. BACHMANN, and Mr. LATOURETTE.

H. Res. 118: Mr. CERNAHAN.

H. Res. 123: Mr. GERLACH and Mr. JOHNSON of Illinois.

H. Res. 136: Mr. ALTMIRE, Mr. BONNER, Mr. MOORE of Kansas, Mr. FRANK of Massachusetts, Mr. SIREN, Mr. AL GREEN of Texas, Mr. SCOTT of Georgia, Mr. LYNCH, Mr. ELLISON, Mr. CLAY, Mr. ACKERMAN, Mr. HODES, Mr. GUTIERREZ, Ms. JACKSON-LEE of Texas, Mr. MILLER of North Carolina, and Mr. COURTNEY.

H. Res. 137: Mr. KIRK.

H. Res. 146: Mr. HONDA.

H. Res. 185: Mr. KIRK.

H. Res. 186: Mr. LOBIONDO, Mr. MILLER of Florida, Mrs. MCCARTHY of New York, Mr. PAYNE, Ms. BORDALLO, Mr. MCDERMOTT, Mr. STUPAK, Mr. ABERCROMBIE, Mr. FALCOMA, and Mr. CALVERT.

H. Res. 189: Mr. CUMMINGS.

H. Res. 196: Mr. WEXLER, Ms. BORDALLO, Ms. WATSON, Mr. CROWLEY, Mr. MORAN of Virginia, Mr. ENGEL, and Ms. MCCOLLUM of Minnesota.

H. Res. 197: Mr. WEINER, Ms. MCCOLLUM of Minnesota, Mr. MORAN of Virginia, Mr. HINCHEY, Mr. ELLISON, Ms. MATSUI, Mr. PALLONE, Mr. WEXLER, and Mr. HONDA.

H. Res. 198: Mrs. MALONEY of New York, Ms. BERKLEY, and Ms. WOOLSEY.

## MONDAY, MARCH 5, 2007 (30)

### ¶30.1 APPOINTMENT OF SPEAKER PRO TEMPORE

The House was called to order at 12:30 p.m. by the SPEAKER pro tempore, Ms. HIRONO, who laid before the House the following communication:

WASHINGTON, DC,

March 5, 2007.

I hereby appoint the Honorable MASIE K. HIRONO to act as Speaker pro tempore on this day.

NANCY PELOSI,

*Speaker of the House of Representatives.*

Whereupon, pursuant to the order of the House of January 4, 2007, Members were recognized for morning-hour debate.

### ¶30.2 RECESS—12:34 P.M.

The SPEAKER pro tempore, Ms. HIRONO, pursuant to clause 12(a) of rule I, declared the House in recess at 12 o'clock and 34 minutes p.m., until 2 p.m.

### ¶30.3 AFTER RECESS—2 P.M.

The SPEAKER pro tempore, Mr. SALAZAR, called the House to order.

### ¶30.4 APPROVAL OF THE JOURNAL

The SPEAKER pro tempore, Mr. SALAZAR, announced he had examined and approved the Journal of the proceedings of Thursday, March 1, 2007.

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

### ¶30.5 COMMUNICATIONS

Executive and other communications, pursuant to clause 8, rule XII, were referred as follows:

680. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Security Zone; San Francisco Bay, San Francisco, CA [COTP San Francisco Bay 06-020] (RIN: 1625-AA87) received February 13, 2007, pursuant to 5

U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

681. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Security Zone; Evergreen Point Bridge, Lake Washington, Washington [CGD13-06-029] (RIN: 1625-AA87) received February 13, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

682. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Security Zone; USAV CANEY, Port of Ponce, Puerto Rico, United States [COTP San Juan 06-087] (RIN: 1625-AA00) received February 13, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

683. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Security Zone; Captain of the Port Sault Ste. Marie Zone, Cheboygan River, Cheboygan, MI [CGD09-06-045] (RIN: 1625-AA87) received February 13, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

684. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Security Zone; Dogue Creek, Fairfax County, Virginia [CGD05-06-090] (RIN: 1625-AA87) received February 13, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

685. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Security Zone; Pier 66, Seattle, Washington [CGD13-06-013] (RIN: 1625-AA00) received February 13, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

686. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Security Zone; St. John's River, Jacksonville, FL to Ribault Bay [COTP Jacksonville 06-045] (RIN: 1625-AA87) received February 13, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

687. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Security Zone; Waters Surrounding U.S. Forces Vessel SBX-1, H1 [COTP Honolulu 06-004] (RIN: 1625-AA87) received February 13, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

688. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Security Zone Regulation; Naples Beach, FL [COTP St. Petersburg 06-043] (RIN: 1625-AA87) received February 13, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

689. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Security Zone; San Francisco Bay, CA [COTP San Francisco Bay 06-010] (RIN: 1625-AA87) received February 13, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

690. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Security Zone; St. John's River, Jacksonville, FL [COTP Jacksonville 06-058] (RIN: 1625-AA87) received



February 13, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

691. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — IFR Altitudes; Miscellaneous Amendments [Docket No. 30529; Amdt. No. 465] received February 27, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

692. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — IFR Altitudes; Miscellaneous Amendments [Docket No. 30523; Amdt. No. 464] received February 27, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

693. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Standard Instrument Approach Procedures; Miscellaneous Amendments [Docket No. 30524; Amdt. No. 3195] received February 27, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

694. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Standard Instrument Approach Procedures, Weather Takeoff Minimums; Miscellaneous Amendments [Docket No. 30521; Amdt. No. 3192] received February 27, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

695. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Standard Instrument Approach Procedures, Weather Takeoff Minimums; Miscellaneous Amendments [Docket No. 30525; Amdt. No. 3196] received February 27, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

696. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Standard Instrument Approach Procedures; Miscellaneous Amendments [Docket No. 30526; Amdt. No. 3197] received February 27, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

697. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Standard Instrument Approach Procedures, Weather Takeoff Minimums; Miscellaneous Amendments [Docket No. 30527; Amdt. No. 3198] received February 27, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

698. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Standard Instrument Approach Procedures; Miscellaneous Amendments [Docket No. 30528; Amdt. No. 3199] received February 27, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

699. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Standard Instrument Approach Procedures, Weather Takeoff Minimums; Miscellaneous Amendments [Docket No. 30493; Amdt. No. 3166] received February 27, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

700. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — IFR Altitudes; Miscellaneous Amendments [Docket No. 30495; Amdt. No. 461] received February 27, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

30.6 INLAND EMPIRE AND CUCAMONGA VALLEY WATER DISTRICT RECYCLING

Mr. GRIJALVA moved to suspend the rules and pass the bill (H.R. 122) to amend the Reclamation Wastewater and Groundwater Study and Facilities Act to authorize the Secretary of the Interior to participate in the Inland Empire regional recycling project and in the Cucamonga Valley Water District recycling project; as amended.

The SPEAKER pro tempore, Mr. SALAZAR, recognized Mr. GRIJALVA and Mr. BISHOP of Utah, each for 20 minutes.

After debate,  
The question being put, viva voce,

Will the House suspend the rules and pass said bill, as amended?

The SPEAKER pro tempore, Mr. SALAZAR, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill, as amended, was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill, as amended, was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said bill.

30.7 SOUTHERN IDAHO BUREAU OF RECLAMATION

Mr. GRIJALVA moved to suspend the rules and pass the bill (H.R. 467) to authorize early repayment of obligations to the Bureau of Reclamation within the A & B Irrigation District in the State of Idaho; as amended.

The SPEAKER pro tempore, Mr. SALAZAR, recognized Mr. GRIJALVA and Mr. BISHOP of Utah, each for 20 minutes.

After debate,  
The question being put, viva voce,

Will the House suspend the rules and pass said bill, as amended?

The SPEAKER pro tempore, Mr. SALAZAR, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill, as amended, was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill, as amended, was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said bill.

30.8 PIEDRAS BLANCAS LIGHT STATION

Mr. GRIJALVA moved to suspend the rules and pass the bill (H.R. 276) to designate the Piedras Blancas Light Station and the surrounding public land as an Outstanding Natural Area to be administered as a part of the National Landscape Conservation System, and for other purposes.

The SPEAKER pro tempore, Mr. SALAZAR, recognized Mr. GRIJALVA

and Mr. BISHOP of Utah, each for 20 minutes.

After debate,  
The question being put, viva voce,

Will the House suspend the rules and pass said bill?

The SPEAKER pro tempore, Mr. SALAZAR, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said bill.

30.9 COLORADO NORTHERN FRONT RANGE MOUNTAIN BACKDROP

Mr. GRIJALVA moved to suspend the rules and pass the bill (H.R. 903) to provide for a study of options for protecting the open space characteristics of certain lands in and adjacent to the Arapaho and Roosevelt National Forests in Colorado, and for other purposes.

The SPEAKER pro tempore, Mr. SALAZAR, recognized Mr. GRIJALVA and Mr. BISHOP of Utah, each for 20 minutes.

After debate,  
The question being put, viva voce,

Will the House suspend the rules and pass said bill?

The SPEAKER pro tempore, Mr. SALAZAR, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said bill.

30.10 DISTRICT OF COLUMBIA DISABLED VETERANS MEMORIAL

Mr. GRIJALVA moved to suspend the rules and pass the bill (H.R. 995) to amend Public Law 106-348 to extend the authorization for establishing a memorial in the District of Columbia or its environs to honor veterans who became disabled while serving in the Armed Forces of the United States.

The SPEAKER pro tempore, Mr. SALAZAR, recognized Mr. GRIJALVA and Mr. BISHOP of Utah, each for 20 minutes.

After debate,  
The question being put, viva voce,

Will the House suspend the rules and pass said bill?

The SPEAKER pro tempore, Mr. SALAZAR, announced that two-thirds of the Members present had voted in the affirmative.

Mr. GRIJALVA demanded that the vote be taken by the yeas and nays, which demand was supported by one-

fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Mr. SALAZAR, pursuant to clause 8, rule XX, announced that further proceedings on the question were postponed.

¶30.11 LOWELL NATIONAL HISTORICAL PARK

Mr. GRIJALVA moved to suspend the rules and pass the bill (H.R. 299) to adjust the boundary of Lowell National Historical Park, and for other purposes.

The SPEAKER pro tempore, Mr. SALAZAR, recognized Mr. GRIJALVA and Mr. BISHOP of Utah, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and pass said bill?

The SPEAKER pro tempore, Mr. SALAZAR, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill was passed was, by unanimous consent, laid on the table.

*Ordered*, That the Clerk request the concurrence of the Senate in said bill.

¶30.12 FOREST SERVICE TRAIL IN HONOR OF JIM WEAVER

Mr. GRIJALVA moved to suspend the rules and pass the bill (H.R. 247) to designate a Forest Service trail at Waldo Lake in the Willamette National Forest in the State of Oregon as a national recreation trail in honor of Jim Weaver, a former Member of the House of Representatives.

The SPEAKER pro tempore, Mr. SALAZAR, recognized Mr. GRIJALVA and Mr. BISHOP of Utah, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and pass said bill?

The SPEAKER pro tempore, Mr. SALAZAR, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill was passed was, by unanimous consent, laid on the table.

*Ordered*, That the Clerk request the concurrence of the Senate in said bill.

¶30.13 SOLDIERS' MEMORIAL MILITARY MUSEUM

Mr. GRIJALVA moved to suspend the rules and pass the bill (H.R. 1047) to authorize the Secretary of the Interior to conduct a study to determine the suitability and feasibility of designating the Soldiers' Memorial Military Mu-

seum located in St. Louis, Missouri, as a unit of the National Park System.

The SPEAKER pro tempore, Mr. SALAZAR, recognized Mr. GRIJALVA and Mr. BISHOP of Utah, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and pass said bill?

The SPEAKER pro tempore, Mr. SALAZAR, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill was passed was, by unanimous consent, laid on the table.

*Ordered*, That the Clerk request the concurrence of the Senate in said bill.

¶30.14 FIRST AND SECOND BATTLES OF NEWTONIA, MISSOURI

Mr. GRIJALVA moved to suspend the rules and pass the bill (H.R. 376) to authorize the Secretary of the Interior to conduct a special resource study to determine the suitability and feasibility of including the battlefields and related sites of the First and Second Battles of Newtonia, Missouri, during the Civil War as part of Wilson's Creek National Battlefield or designating the battlefields and related sites as a separate unit of the National Park System, and for other purposes.

The SPEAKER pro tempore, Mr. SALAZAR, recognized Mr. GRIJALVA and Mr. BISHOP of Utah, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and pass said bill?

The SPEAKER pro tempore, Mr. SALAZAR, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill was passed was, by unanimous consent, laid on the table.

*Ordered*, That the Clerk request the concurrence of the Senate in said bill.

¶30.15 COLUMBIA SPACE SHUTTLE MEMORIAL

Mr. GRIJALVA moved to suspend the rules and pass the bill (H.R. 807) to direct the Secretary of the Interior to conduct a special resource study to determine the feasibility and suitability of establishing a memorial to the Space Shuttle Columbia in the State of Texas and for its inclusion as a unit of the National Park System.

The SPEAKER pro tempore, Mr. SALAZAR, recognized Mr. GRIJALVA and Mr. BISHOP of Utah, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and pass said bill?

The SPEAKER pro tempore, Mr. SALAZAR, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill was passed was, by unanimous consent, laid on the table.

*Ordered*, That the Clerk request the concurrence of the Senate in said bill.

¶30.16 BRIGADIER GENERAL FRANCIS MARION MEMORIAL

Mr. GRIJALVA moved to suspend the rules and pass the bill (H.R. 497) to authorize the Marion Park Project, a committee of the Palmetto Conservation Foundation, to establish a commemorative work on Federal land in the District of Columbia, and its environs to honor Brigadier General Francis Marion.

The SPEAKER pro tempore, Mr. SALAZAR, recognized Mr. GRIJALVA and Mr. BISHOP of Utah, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and pass said bill?

The SPEAKER pro tempore, Mr. SALAZAR, announced that two-thirds of the Members present had voted in the affirmative.

Mr. GRIJALVA demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Mr. SALAZAR, pursuant to clause 8, rule XX, announced that further proceedings on the motion were postponed.

¶30.17 RECESS—3:12 P.M.

The SPEAKER pro tempore, Mr. SALAZAR, pursuant to clause 12(a) of rule I, declared the House in recess at 3 o'clock and 12 minutes p.m., until approximately 6:30 p.m.

¶30.18 AFTER RECESS—6:30 P.M.

The SPEAKER pro tempore, Mr. WELCH of Vermont, called the House to order.

¶30.19 H.R. 995—UNFINISHED BUSINESS

The SPEAKER pro tempore, Mr. WELCH of Vermont, pursuant to clause 8, rule XX, announced the unfinished business to be the motion to suspend the rules and pass the bill (H.R. 995) to amend Public Law 106-348 to extend the authorization for establishing a memorial in the District of Columbia or its environs to honor veterans who became disabled while serving in the Armed Forces of the United States.

The question being put,

Will the House suspend the rules and pass said bill?

The vote was taken by electronic device.

It was decided in the affirmative { Yeas ..... 390 Nays ..... 0

¶30.20 [Roll No. 119] YEAS—390

- Aderholt DeFazio Kaptur
Akin Delahunt Keller
Alexander DeLauro Kennedy
Allen Dent Kildee
Altmire Diaz-Balart, M. Kind
Andrews Dicks King (IA)
Arcuri Dingell King (NY)
Baca Doggett Kingston
Bachmann Donnelly Kirk
Bachus Doolittle Klein (FL)
Baird Doyle Kline (MN)
Baker Drake Knollenberg
Baldwin Dreier Kucinich
Barrett (SC) Duncan Kuhl (NY)
Barrow Ehlers LaHood
Bartlett (MD) Ellison Lamborn
Bean Ellsworth Lampson
Becerra Emanuel Langevin
Berkley English (PA) Larsen (WA)
Berman Eshoo Latham
Berry Etheridge Lee
Biggart Everett Levin
Bilbray Fallin Lewis (CA)
Bilirakis Farr Lewis (GA)
Bishop (GA) Feeney Lewis (KY)
Bishop (NY) Ferguson Linder
Bishop (UT) Filner Lipinski
Blackburn Flake LoBiondo
Blumenauer Forbes Loeb sack
Blunt Fortenberry Lofgren, Zoe
Boehner Fossella Lowey
Bonner Foxx Lucas
Boozman Frank (MA) Lungren, Daniel
Boren Franks (AZ) E.
Boswell Frelinghuysen Lynch
Boucher Gallegly Mack
Boustany Garrett (NJ) Mahoney (FL)
Boyd (FL) Gerlach Maloney (NY)
Boyda (KS) Giffords Manzullo
Brady (TX) Gilchrest Marchant
Braley (IA) Gillibrand Markey
Brown (SC) Gillmor Marshall
Brown-Waite, Ginny Matheson
Ginny Gohmert Matsui
Buchanan Gonzalez McCarthy (CA)
Burgess Goodlatte McCarthy (NY)
Burton (IN) Gordon McCaul (TX)
Buyer Granger McCollum (MN)
Calvert Green, Al McCotter
Camp (MI) Green, Gene McCrery
Campbell (CA) Grijalva McDermott
Cannon Gutierrez McGovern
Cantor Hall (NY) McHenry
Capito Hall (TX) McHugh
Capps Hare McIntyre
Capuano Harman McKeon
Cardoza Hastert McMorris
Carnahan Hastings (FL) Rodgers
Carney Hastings (WA) McNerney
Carson Hayes McNulty
Carter Heller Melancon
Castle Hensarling Mica
Castor Herger Michaud
Chabot Herseth Millender-
Chandler Higgins McDonald
Clarke Hill Miller (FL)
Clay Hinchey Miller (MI)
Cleaver Hinojosa Miller, Gary
Clyburn Hirono Miller, George
Coble Hobson Mitchell
Cohen Hodes Mollohan
Cole (OK) Hoekstra Moore (KS)
Conaway Holden Moore (WI)
Conyers Holt Moran (KS)
Cooper Honda Murphy (CT)
Costa Hooley Murphy, Patrick
Costello Hoyer Murphy, Tim
Courtney Hulshof Musgrave
Cramer Inglis (SC) Nadler
Crenshaw Inslee Napolitano
Crowley Israel Neugebauer
Cubin Jackson (IL) Nunes
Cuellar Jefferson Oberstar
Culberson Jindal Obey
Davis (AL) Johnson (GA) Olver
Davis (CA) Johnson (IL) Ortiz
Davis (KY) Johnson, Sam Pallone
Davis, David Jones (NC) Pascrell
Davis, Lincoln Jordan Pastor
Davis, Tom Kagen Paul
Deal (GA) Kanjorski Payne

- Pearce Sanchez, Linda
Pence T.
Perlmutter Sanchez, Loretta
Peterson (MN) Sarbanes
Petri Saxton
Pickering Schakowsky
Pitts Schiff
Platts Schmidt
Poe Schwartz
Pomeroy Scott (GA)
Porter Scott (VA)
Price (GA) Sensenbrenner
Price (NC) Serrano
Pryce (OH) Sessions
Putnam Sestak
Radanovich Shadegg
Rahall Shays
Ramstad Shea-Porter
Rangel Sherman
Regula Shimkus
Rehberg Shuler
Reichert Shuster
Renzi Simpson
Reyes Sires
Reynolds Skelton
Rodriguez Smith (NE)
Rogers (AL) Smith (NJ)
Rogers (KY) Smith (TX)
Rogers (MI) Smith (WA)
Rohrabacher Snyder
Ros-Lehtinen Solis
Roskam Souder
Ross Space
Rothman Spratt
Roybal-Allard Stearns
Royce Stupak
Ruppersberger Sullivan
Ryan (OH) Sutton
Ryan (WI) Tancredo
Salazar Tanner
Sali Taylor

NOT VOTING—43

- Abercrombie Fattah
Ackerman Goode
Barton (TX) Graves
Bono Hunter
Brady (PA) Issa
Brown, Corrine Jackson-Lee
Butterfield (TX)
Cummings Johnson, E. B.
Davis (IL) Jones (OH)
Davis, Jo Ann Kilpatrick
DeGette Lantos
Diaz-Balart, L. Larson (CT)
Edwards LaTourette
Emerson Meehan
Engel Meek (FL)

It was decided in the affirmative { Yeas ..... 390 Nays ..... 0

¶30.22 [Roll No. 120] YEAS—390

- Aderholt Dent King (NY)
Akin Diaz-Balart, M. Kingston
Alexander Dicks Kirk
Allen Dingell Klein (FL)
Altmire Doggett Kline (MN)
Andrews Donnelly Knollenberg
Arcuri Doolittle Kucinich
Baca Doyle Kuhl (NY)
Bachmann Drake LaHood
Bachus Dreier Lamborn
Baird Duncan Lampson
Baker Ehlers Langevin
Baldwin Ellison Larsen (WA)
Barrett (SC) Ellsworth Latham
Barrow Emanuel Lee
Bartlett (MD) English (PA) Levin
Bean Eshoo Lewis (CA)
Becerra Etheridge Lewis (GA)
Berkley Everett Lewis (KY)
Berman Fallin Linder
Berry Farr Lipinski
Biggart Feeney LoBiondo
Bilbray Ferguson Loeb sack
Bilirakis Filner Lofgren, Zoe
Bishop (GA) Flake Lowey
Bishop (NY) Forbes Lucas
Bishop (UT) Fortenberry Lungren, Daniel
Blackburn Fossella E.
Blumenauer Foxx Lynch
Blunt Frank (MA) Mack
Boehner Franks (AZ) Mahoney (FL)
Bonner Frelinghuysen Maloney (NY)
Boozman Gallegly Manzullo
Boren Garrett (NJ) Marchant
Boswell Gerlach Markey
Boucher Giffords Marshall
Boustany Gilchrest Matheson
Boyd (FL) Gillibrand Matsui
Boyer (KS) Gillmor McCarthy (CA)
Brady (TX) Gingrey McCarthy (NY)
Braley (IA) Gohmert McCaul (TX)
Brown (SC) Gonzalez McCollum (MN)
Brown-Waite, Ginny Goodlatte McCotter
Buchanan Ginny Gordon McCrery
Burgess Granger McDermott
Burton (IN) Green, Al McGovern
Buyer Green, Gene McHenry
Calvert Grijalva McHugh
Camp (MI) Gutierrez McIntyre
Campbell (CA) Hall (NY) McKeon
Cannon Hall (TX) McMorris
Cantor Hare Rodgers
Capito Harman McNerney
Capps Hastert McNulty
Capuano Hastings (FL) Meehan
Cardoza Hastings (WA) Melancon
Carnahan Hayes Mica
Carney Heller Michaud
Carson Hensarling Millender-
Carter Herger McDonald
Castle Herseth Miller (FL)
Castor Higgins Miller (MI)
Chabot Hill Miller, Gary
Chandler Hinchey Miller, George
Clarke Hinojosa Mitchell
Clay Hirono Mollohan
Cleaver Hobson Moore (KS)
Clyburn Hodes Moore (WI)
Coble Hoekstra Moran (KS)
Cohen Holden Murphy (CT)
Cole (OK) Holt Murphy, Patrick
Conaway Honda Murphy, Tim
Conyers Hooley Musgrave
Cooper Hoyer Nadler
Costa Hulshof Napolitano
Costello Inglis (SC) Neugebauer
Courtney Inslee Nunes
Cramer Israel Oberstar
Crenshaw Jackson (IL) Obey
Crowley Jefferson Olver
Cubin Jindal Ortiz
Cuellar Johnson (GA) Pallone
Culberson Johnson (IL) Pascrell
Davis (AL) Johnson, Sam Pastor
Davis (CA) Jones (NC) Paul
Davis (KY) Jordan Payne
Davis, David Kanjorski Pence
Davis, Lincoln Kaptur Perlmutter
Davis, Tom Keller Peterson (MN)
Deal (GA) Kennedy Petri
Delahunt Kildee Pickering
DeLauro King (IA) Platts

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said bill.

¶30.21 H.R. 497—UNFINISHED BUSINESS

The SPEAKER pro tempore, Mr. WELCH of Vermont, pursuant to clause 8, rule XX, announced the further unfinished business to be the motion to suspend the rules and pass the bill (H.R. 497) to authorize the Marion Park Project, a committee of the Palmetto Conservation Foundation, to establish a commemorative work on Federal land in the District of Columbia, and its environs to honor Brigadier General Francis Marion.

The question being put, Will the House suspend the rules and pass said bill?

The vote was taken by electronic device.

Poe	Schakowsky	Thompson (MS)
Pomeroy	Schiff	Thornberry
Porter	Schmidt	Tiberi
Price (GA)	Schwartz	Tierney
Price (NC)	Scott (GA)	Turner
Pryce (OH)	Scott (VA)	Udall (CO)
Putnam	Sensenbrenner	Udall (NM)
Radanovich	Serrano	Upton
Rahall	Sessions	Van Hollen
Ramstad	Sestak	Velázquez
Rangel	Shadegg	Visclosky
Regula	Shays	Walberg
Rehberg	Shea-Porter	Walden (OR)
Reichert	Sherman	Walsh (NY)
Renzi	Shimkus	Walz (MN)
Reyes	Shuler	Wamp
Reynolds	Shuster	Wasserman
Rodriguez	Simpson	Schultz
Rogers (AL)	Sires	Watson
Rogers (KY)	Skelton	Watt
Rogers (MI)	Smith (NE)	Waxman
Rohrabacher	Smith (NJ)	Weiner
Ros-Lehtinen	Smith (TX)	Welch (VT)
Roskam	Smith (WA)	Weldon (FL)
Ross	Snyder	Weller
Rothman	Solis	Wexler
Roybal-Allard	Souder	Whitfield
Royce	Space	Wicker
Ruppersberger	Spratt	Wilson (NM)
Ryan (OH)	Stearns	Wilson (OH)
Ryan (WI)	Stupak	Wilson (SC)
Salazar	Sullivan	Wolf
Sali	Sutton	Woolsey
Sánchez, Linda T.	Tancredo	Wu
Sanchez, Loretta	Tanner	Wynn
Sarbanes	Taylor	Yarmuth
Saxton	Terry	Young (AK)
	Thompson (CA)	Young (FL)

## NOT VOTING—43

Abercrombie	Fattah	Miller (NC)
Ackerman	Goode	Moran (VA)
Barton (TX)	Graves	Murtha
Bono	Hunter	Myrick
Brady (PA)	Issa	Neal (MA)
Brown, Corrine	Jackson-Lee	Peterson (PA)
Butterfield	(TX)	Rush
Cummings	Johnson, E. B.	Slaughter
Davis (IL)	Jones (OH)	Stark
Davis, Jo Ann	Kilpatrick	Tauscher
DeGette	Lantos	Tiahrt
Diaz-Balart, L.	Larson (CT)	Towns
Edwards	LaTourette	Waters
Emerson	Meek (FL)	Westmoreland
Engel	Meeks (NY)	

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill was passed was, by unanimous consent, laid on the table.

*Ordered*, That the Clerk request the concurrence of the Senate in said bill.

### ¶30.23 COMMITTEES EXPENSES REPORT— H. RES. 202

Ms. MILLENDER-McDONALD, by direction of the Committee on House Administration, submitted a privileged report (Rept. No. 110-29) on the resolution (H. Res. 202) providing for the expenses of certain committees of the House of Representatives in the One Hundred Tenth Congress; referred to the House Calendar and ordered printed.

### ¶30.24 LEAVE OF ABSENCE

By unanimous consent, leave of absence was granted—

To Mr. ABERCROMBIE, for today;

To Mrs. BONO, for today and balance of the week;

To Mr. DAVIS of Illinois, for today and March 6;

To Mr. EDWARDS, for today;

To Ms. JACKSON-LEE of Texas, for today and March 6;

To Ms. KILPATRICK, for today through March 8;

To Mr. LATOURETTE, for today;

To Mr. LARSON of Connecticut, for today;

To Mr. RUSH, for today and March 6;

To Mr. TIAHRT, for today and March 6; and

To Mrs. EMERSON, for today.

And then,

### ¶30.25 ADJOURNMENT

On motion of Mr. KING of Iowa, at 10 o'clock and 41 minutes p.m., the House adjourned.

### ¶30.26 REPORTS OF COMMITTEES ON PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XIII, reports of committees were delivered to the Clerk for printing and reference to the proper calendar, as follows:

Mr. GEORGE MILLER: Committee on Education and Labor. H.R. 493. A bill to prohibit discrimination on the basis of genetic information with respect to health insurance and employment; with an amendment (Rept. 110-28, Pt. 1). Ordered to be printed.

Ms. MILLENDER-McDONALD: Committee on House Administration. H. Res. 202. A resolution providing for the expenses of certain committees of the House of Representatives in the One Hundred Tenth Congress; with an amendment (Rept. 110-29). Referred to the House Calendar.

Mr. OBERSTAR: Committee on Transportation and Infrastructure. H.R. 720. A bill to amend the Federal Water Pollution Control Act to authorized appropriations for State water pollution control revolving funds, and for other purposes, with an amendment (Rept. 110-30). Referred to the Committee of the Whole House on the state of the Union.

### ¶30.27 TIME LIMITATION OF REFERRED BILL

Pursuant to clause 2 of rule XII the following action was taken by the Speaker:

H.R. 493. Referral to the Committee on Energy and Commerce and Ways and Means extended for a period ending not later than March 23, 2007.

### ¶30.28 PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XII, public bills and resolutions were introduced and severally referred, as follows:

By Mr. LINCOLN DIAZ-BALART of Florida (for himself, Mr. WAXMAN, Ms. SOLIS, Ms. ROS-LEHTINEN, Mr. PALLONE, Mr. MARIO DIAZ-BALART of Florida, Mr. RANGEL, Mr. LAHOOD, Mr. FATTAH, Mr. PRICE of North Carolina, Mr. LANTOS, and Mr. GENE GREEN of Texas):

H.R. 1308. A bill to amend titles XIX and XXI of the Social Security Act to permit States the option of coverage of legal immigrants under the Medicaid Program and the State children's health insurance program (SCHIP); to the Committee on Energy and Commerce, and in addition to the Committee on the Judiciary, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. CLAY (for himself, Mr. PLATTS, and Mr. WAXMAN):

H.R. 1309. A bill to promote openness in Government by strengthening section 552 of

title 5, United States Code (commonly referred to as the Freedom of Information Act), and for other purposes; to the Committee on Oversight and Government Reform.

By Mr. ALTMIRE:

H.R. 1310. A bill to amend part D of title XVIII of the Social Security Act to waive the late enrollment penalty under such part for 2006 and 2007 and to fully subsidize any such penalties subsequently imposed for part D subsidy-eligible individuals; to the Committee on Energy and Commerce, and in addition to the Committee on Ways and Means, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Ms. BERKLEY (for herself, Mr. PORTER, and Mr. HELLER):

H.R. 1311. A bill to direct the Secretary of the Interior to convey the Alta-Hualapai Site to the city of Las Vegas, Nevada, for the development of a cancer treatment facility; to the Committee on Natural Resources.

By Mr. BERMAN (for himself, Mrs. BLACKBURN, Mr. WEINER, Mr. COBLE, Mr. NADLER, Mr. CHABOT, Mr. SCHIFF, and Mr. DANIEL E. LUNGREN of California):

H.R. 1312. A bill to expedite adjudication of employer petitions for aliens of extraordinary artistic ability; to the Committee on the Judiciary.

By Mr. BILIRAKIS (for himself, Mrs. MALONEY of New York, Mr. MICA, and Mr. PASCRELL):

H.R. 1313. A bill to direct the Joint Committee on the Library to obtain a statue of Constantino Brumidi for display in the Capitol Visitor Center; to the Committee on House Administration.

By Mrs. BLACKBURN (for herself, Mr. PRICE of Georgia, Mr. GARY G. MILLER of California, and Mr. ROYCE):

H.R. 1314. A bill to provide that only certain forms of identification of individuals may be accepted by the Federal Government and by financial institutions; to the Committee on Oversight and Government Reform, and in addition to the Committee on Financial Services, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Ms. HERSETH:

H.R. 1315. A bill to amend title 38, United States Code, to provide specially adaptive housing assistance to certain disabled members of the Armed Forces residing temporarily in housing owned by a family member; to the Committee on Veterans' Affairs.

By Mr. JOHNSON of Illinois (for himself, Mr. HASTERT, Mr. KIRK, Mr. LAHOOD, Mrs. JO ANN DAVIS of Virginia, Mr. SHIMKUS, Mr. COSTELLO, Mr. ALEXANDER, and Mr. MANZULLO):

H.R. 1316. A bill to provide institutions of higher education with a right of action against entities that improperly regulate intercollegiate sports activities; to the Committee on Education and Labor.

By Ms. EDDIE BERNICE JOHNSON of Texas:

H.R. 1317. A bill to establish a demonstration project to train unemployed workers for employment as health care professionals, and for other purposes; to the Committee on Education and Labor, and in addition to the Committee on Energy and Commerce, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. LEWIS of Kentucky:

H.R. 1318. A bill to amend title 38, United States Code, to repeal the authority for agent or attorney representation in veterans

benefits cases before the Department of Veterans Affairs; to the Committee on Veterans' Affairs.

By Mr. MATHESON:

H.R. 1319. A bill to authorize an additional use of the property containing the Mount Olivet Cemetery in Salt Lake City, Utah, that was conveyed by the United States to the Mount Olivet Cemetery Association in 1909, to authorize the reconveyance of the property subject to certain use restrictions, and for other purposes; to the Committee on Natural Resources.

By Mr. RUSH:

H.R. 1320. A bill to protect important existing television band devices in the unassigned, non-licensed television channels from harmful interference from new devices; to the Committee on Energy and Commerce.

By Mr. RUSH:

H.R. 1321. A bill to amend title XVIII of the Social Security Act to improve payments under the Medicare clinical laboratory fee schedule; to the Committee on Energy and Commerce, and in addition to the Committee on Ways and Means, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. TIERNEY (for himself, Mr. ABERCROMBIE, Mr. ACKERMAN, Mr. BERMAN, Mr. CONYERS, Mr. DELAHUNT, Mr. DOGGETT, Mr. DOYLE, Mr. ENGEL, Mr. FRANK of Massachusetts, Mr. GRIJALVA, Mr. HINCHEY, Ms. HOOLEY, Ms. JACKSON-LEE of Texas, Mr. KAGEN, Mr. KENNEDY, Mr. KILDEE, Mr. KUCINICH, Mr. LANTOS, Ms. ZOE LOFGREN of California, Mrs. LOWEY, Mr. LYNCH, Mrs. MALONEY of New York, Mrs. MCCARTHY of New York, Ms. MCCOLLUM of Minnesota, Mr. McDERMOTT, Mr. MCGOVERN, Mr. MEHAN, Mr. MICHAUD, Mr. GEORGE MILLER of California, Mr. MORAN of Virginia, Mr. MURTHA, Ms. NORTON, Mr. OBERSTAR, Mr. OLVER, Mr. ROTHMAN, Mr. SHERMAN, Ms. SLAUGHTER, Mr. STARK, and Mr. WEXLER):

H.R. 1322. A bill to amend title I of the Employee Retirement Income Security Act of 1974 to provide emergency protection for retiree health benefits; to the Committee on Education and Labor, and in addition to the Committee on the Budget, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. SALAZAR (for himself and Mr. PERLMUTTER):

H.R. 1323. A bill to authorize a major medical facility project for the Department of Veterans Affairs at Denver, Colorado; to the Committee on Veterans' Affairs.

By Mr. SAXTON:

H.R. 1324. A bill to urge the Secretary of State to designate the Quds Force, a unit of Iran's Islamic Revolutionary Guards Corps, as a foreign terrorist organization; to the Committee on Foreign Affairs, and in addition to the Committee on the Judiciary, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. SIREs:

H.R. 1325. A bill to require the Government of Iraq to match, dollar for dollar, the amount of United States assistance awarded for the reconstruction of Iraq; to the Committee on Foreign Affairs.

By Mr. SMITH of Texas:

H.R. 1326. A bill to promote openness in Government by strengthening section 552 of title 5, United States Code (commonly referred to as the Freedom of Information Act), and for other purposes; to the Com-

mittee on Oversight and Government Reform.

By Mr. KUCINICH (for himself, Mr. SHIMKUS, Mr. EMANUEL, Mr. HASTERT, Mr. DINGELL, Ms. KAPTUR, Mr. RANGEL, Ms. SCHAKOWSKY, Ms. VELÁZQUEZ, Mr. LIPINSKI, Ms. WATSON, Mr. GRIJALVA, Ms. MOORE of Wisconsin, Mr. PASCRELL, Mrs. MCCARTHY of New York, Mr. GUTIERREZ, Mr. HIGGINS, Ms. JACKSON-LEE of Texas, Mr. DOYLE, Mr. RYAN of Ohio, Mr. ARCURI, Mr. COSTELLO, Mr. CARNEY, and Mr. MURPHY of Connecticut):

H.J. Res. 39. A joint resolution proclaiming Casimir Pulaski be an honorary citizen of the United States posthumously; to the Committee on the Judiciary.

By Mr. RANGEL:

H. Con. Res. 78. Concurrent resolution authorizing the use of the rotunda of the Capitol for a ceremony to award the Congressional Gold Medal to the Tuskegee Airmen; to the Committee on House Administration.

By Mr. HOYER (for himself, Mr. MORAN of Virginia, Mr. VAN HOLLEN, Ms. NORTON, Mr. WYNN, and Mr. WOLF):

H. Con. Res. 79. Concurrent resolution authorizing the use of the Capitol Grounds for the Greater Washington Soap Box Derby; to the Committee on Transportation and Infrastructure.

By Mr. JOHNSON of Georgia (for himself, Mr. FORTENBERRY, Mr. PAYNE, Mr. LEWIS of Georgia, Mr. SHULER, and Ms. JACKSON-LEE of Texas):

H. Con. Res. 80. Concurrent resolution calling on the Government of Uganda and the Lord's Resistance Army (LRA) to recommit to a political solution to the conflict in northern Uganda and to recommence vital peace talks, and urging immediate and substantial support for the ongoing peace process from the United States and the international community; to the Committee on Foreign Affairs.

By Ms. FOXX (for herself, Mr. COBLE, Mr. HAYES, Mr. MCHENRY, Mrs. MYRICK, and Mr. JONES of North Carolina):

H. Res. 210. A resolution commending the Appalachian State University football team for winning the 2006 National Collegiate Athletic Association Division I-AA Football Championship; to the Committee on Education and Labor.

By Mr. LEWIS of Kentucky:

H. Res. 211. A resolution recognizing and supporting the long distance runs that will take place in the People's Republic of China in 2007 and the United States in 2008 to promote friendship between the peoples of China and the United States; to the Committee on Foreign Affairs.

By Ms. SCHAKOWSKY:

H. Res. 212. A resolution recognizing and honoring the 70th Anniversary of the founding of the National Association for College Admission Counseling; to the Committee on Education and Labor.

By Mr. WYNN (for himself, Mr. CONYERS, Mr. PAYNE, Mr. WALSH of New York, Mr. BLUMENAUER, and Mr. FRANK of Massachusetts):

H. Res. 213. A resolution expressing the sense of the House of Representatives that a United Nations Emergency Peace Service capable of intervening in the early stages of a humanitarian crisis could save millions of lives, billions of dollars, and is in the interests of the United States; to the Committee on Foreign Affairs.

#### 130.29 ADDITIONAL SPONSORS

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

H.R. 12: Ms. SCHAKOWSKY.

H.R. 20: Mr. DAVIS of Illinois, Ms. MOORE of Wisconsin, and Mr. CONYERS.

H.R. 23: Mr. COHEN, Mr. BOUSTANY, Mr. MORAN of Kansas, Mr. MURTHA, Mr. HONDA, Ms. BERKLEY, Mr. PORTER, Mr. DUNCAN, Mr. KANJORSKI, Ms. CORRINE Brown of Florida, Mr. DOYLE, and Ms. WOOLSEY.

H.R. 36: Mr. BOOZMAN and Mr. KNOLLENBERG.

H.R. 111: Mrs. CHRISTENSEN, Mr. McINTYRE, Mr. TOWNS, Ms. LINDA T. SANCHEZ of California, Mr. SHUSTER, Ms. JACKSON-LEE of Texas, Mr. GRIJALVA, Mr. FALBOMAVAEGA, Mr. BRALEY of Iowa, Mr. TANCREDO, Mr. BURGESS, Mr. EVERETT, Mr. BARROW, and Mr. REYNOLDS.

H.R. 122: Mr. BACA.

H.R. 171: Mr. RUSH, Mr. WYNN, Ms. NORTON, Ms. CARSON, and Mr. McDERMOTT.

H.R. 180: Ms. NORTON.

H.R. 197: Mr. ISRAEL, Mr. CONYERS, Mr. SHAYS, Mrs. MCCARTHY of New York, Mrs. DAVIS of California, Ms. HOOLEY, Mr. FARR, Mrs. MALONEY of New York, Mr. KAGEN, and Mr. GRAVES.

H.R. 211: Mr. SESTAK and Ms. DEGETTE.

H.R. 241: Mr. GRAVES.

H.R. 269: Mr. LEWIS of Kentucky, Ms. BORDALLO, Mr. BACHUS, Mr. McCOTTER, and Mr. CRAMER.

H.R. 277: Mr. LEWIS of Georgia and Ms. LORETTA SANCHEZ of California.

H.R. 279: Mr. GILCHRIST.

H.R. 294: Ms. KAPTUR.

H.R. 303: Mr. CARNEY, Mr. BOSWELL, Mr. ALTMIRE, and Mr. KENNEDY.

H.R. 325: Mr. HONDA and Mr. HOLT.

H.R. 333: Ms. BERKLEY, Mr. YARMUTH, Mr. JINDAL, Mr. SHULER, Mr. ALTMIRE, Mr. CARNEY, Mr. RAHALL, and Mr. LARSON of Connecticut.

H.R. 349: Mr. GERLACH and Mr. SOUDER.

H.R. 359: Mr. CONYERS.

H.R. 368: Mr. PLATTS, Mr. FILNER, Mr. SHIMKUS, Mr. KANJORSKI, Mr. COSTELLO, Mrs. MYRICK, Mr. GENE GREEN of Texas, Mrs. JO ANN DAVIS of Virginia, Mr. JOHNSON of Illinois, Mr. WAMP, Ms. MCCOLLUM of Minnesota, Mr. GERLACH, Mr. STUPAK, Mr. LATOURETTE, Mr. JONES of North Carolina, Mr. CRAMER, Mrs. WILSON of New Mexico, Mr. RAHALL, Mr. ISRAEL, Ms. DELAURO, and Ms. BERKLEY.

H.R. 380: Mr. GORDON, Mr. KAGEN, Mr. MURPHY of Connecticut, and Mr. REYES.

H.R. 388: Ms. KAPTUR.

H.R. 410: Mr. COHEN.

H.R. 411: Mr. DOOLITTLE, Mr. CAMPBELL of California, Mr. SHUSTER, Mr. JINDAL, Mr. FRELINGHUYSEN, Mr. HUNTER, Mr. GOODLATTE, Mr. BARRETT of South Carolina, and Mr. HALL of Texas.

H.R. 440: Ms. JACKSON-LEE of Texas and Mrs. MCCARTHY of New York.

H.R. 468: Mr. BRADY of Pennsylvania and Ms. DEGETTE.

H.R. 489: Mr. MILLER of Florida.

H.R. 491: Mr. PATRICK MURPHY of Pennsylvania.

H.R. 493: Mr. WYNN, Mr. CRAMER, Mr. ETHERIDGE, and Mr. ROSS.

H.R. 503: Mr. WAXMAN, Mr. CAPUANO, and Mr. CHABOT.

H.R. 508: Mr. ROTHMAN.

H.R. 511: Mr. BROWN of South Carolina.

H.R. 566: Mr. COHEN.

H.R. 612: Mr. CANNON.

H.R. 621: Mr. EVERETT, Mr. DOYLE, Mr. LINCOLN DAVIS of Tennessee, and Mr. SHUSTER.

H.R. 625: Mr. CAMPBELL of California, Ms. ROYBAL-ALLARD, and Mr. THOMPSON of California.

H.R. 627: Mr. MURPHY of Connecticut.

H.R. 634: Mr. BILBRAY, Ms. BEAN, Ms. ZOE LOFGREN of California, Mr. SPACE, Mr. WAMP, Mr. GENE GREEN of Texas, Mr. PASTOR, Mr. HASTINGS of Florida, Mr. CLYBURN, Mr. WU, Mrs. BIGGERT, Mr. KENNEDY, Mr. HALL of New York, and Mr. KING of New York.

H.R. 645: Mr. OLVER and Ms. SCHAKOWSKY.  
 H.R. 654: Mr. BAIRD, Mr. BRADY of Pennsylvania, and Mr. BECERRA.  
 H.R. 663: Mr. DEFAZIO.  
 H.R. 664: Mr. ROYCE.  
 H.R. 670: Mr. SMITH of Texas.  
 H.R. 675: Mr. CARNEY.  
 H.R. 684: Mr. KAGEN.  
 H.R. 695: Mr. GENE GREEN of Texas, Mr. KIND, Mr. KILDEE, Mrs. MCCARTHY of New York, Mr. TOWNS, Mr. POMEROY, and Mr. MURPHY of Connecticut.  
 H.R. 698: Mr. BRALEY of Iowa, Mr. SPACE, Mr. GORDON, and Ms. EDDIE BERNICE JOHNSON of Texas.  
 H.R. 711: Mr. RUPPERSBERGER, Mr. MATHESON, Mr. CARNEY, and Mr. BOOZMAN.  
 H.R. 719: Mr. CRAMER, Ms. JACKSON-LEE of Texas, Mrs. SCHMIDT, Mr. EMANUEL, Mr. MELANCON, Mr. KING of New York, Mr. PATRICK MURPHY of Pennsylvania, Mrs. LOWEY, Mr. POE, Mr. WALZ of Minnesota, Mr. HUNTER, Mr. BRALEY of Iowa, Mr. McCAUL of Texas, Mr. MARSHALL, Mr. ARCURI, and Mr. CHANDLER.  
 H.R. 720: Mr. CAPUANO, Mr. CONYERS, Mr. GONZALEZ, Mr. DELAHUNT, Mr. MORAN of Virginia, Mr. CLEAVER, Mr. GILLMOR, Ms. LORETTA SANCHEZ of California, and Mr. STUPAK.  
 H.R. 722: Mr. COHEN.  
 H.R. 723: Mr. MCINTYRE and Mrs. LOWEY.  
 H.R. 728: Mr. MEEK of Florida.  
 H.R. 729: Mr. DOGGETT.  
 H.R. 743: Mr. MEEKS of New York.  
 H.R. 760: Ms. EDDIE BERNICE JOHNSON of Texas, Ms. CORRINE BROWN of Florida, Mr. CALVERT, Mrs. TAUSCHER, and Mr. SPACE.  
 H.R. 787: Mr. MCNERNEY and Mr. WEXLER.  
 H.R. 790: Ms. BERKLEY.  
 H.R. 797: Mr. SENSENBRENNER, Mr. KAGEN, Mr. McDERMOTT, Mr. MANZULLO, Mr. COHEN, Mr. BILIRAKIS, Mr. MICHAUD, and Mr. CLEAVER.  
 H.R. 801: Mr. KAGEN and Mr. ROSKAM.  
 H.R. 808: Mr. RAHALL.  
 H.R. 811: Mr. RAHALL and Mr. MURTHA.  
 H.R. 819: Mr. YARMUTH, Mr. KAGEN, and Mr. SERRANO.  
 H.R. 854: Mr. MURPHY of Connecticut.  
 H.R. 857: Mr. SAM JOHNSON of Texas.  
 H.R. 874: Mr. COHEN.  
 H.R. 875: Mr. COHEN.  
 H.R. 886: Mr. BAIRD.  
 H.R. 901: Ms. BERKLEY, Ms. ZOE LOFGREN of California, and Mr. JEFFERSON.  
 H.R. 942: Mr. DEFAZIO.  
 H.R. 947: Mr. FATTAH.  
 H.R. 962: Mr. McNULTY.  
 H.R. 985: Mr. ELLISON and Mr. ISRAEL.  
 H.R. 995: Mr. SPACE and Mr. HOLDEN.  
 H.R. 998: Mr. CAPUANO, Mr. CLAY, Mr. AL GREEN of Texas, and Mr. HINOJOSA.  
 H.R. 1012: Mr. GOHMERT.  
 H.R. 1013: Mr. MILLER of Florida.  
 H.R. 1026: Mr. POE.  
 H.R. 1034: Mr. BUTTERFIELD and Mrs. CAPPS.  
 H.R. 1055: Mr. ENGEL and Mr. LEWIS of Georgia.  
 H.R. 1061: Mr. OBERSTAR, Ms. SCHAKOWSKY, Mr. DELAHUNT, and Mr. DINGELL.  
 H.R. 1063: Mrs. JO ANN DAVIS of Virginia and Mr. MCHUGH.  
 H.R. 1077: Mr. FORBES.  
 H.R. 1085: Mr. WALBERG, Ms. FOXX, Mr. HOEKSTRA, and Mr. LAMBORN.  
 H.R. 1086: Ms. FOXX and Mr. WALBERG.  
 H.R. 1108: Mr. MURPHY of Connecticut, Mr. DENT, and Mr. BOSWELL.  
 H.R. 1126: Mr. AKIN, Mr. BUTTERFIELD, Mr. ENGLISH of Pennsylvania, and Mr. COSTELLO.  
 H.R. 1132: Ms. CARSON, Mr. GRIJALVA, Mrs. MALONEY of New York, Ms. MCCOLLUM of Minnesota, Mr. DELAHUNT, Ms. HOOLEY, Ms. BORDALLO, Ms. SCHWARTZ, Mr. KIND, Ms. LEE, Mr. BOUSTANY, Mr. PLATTS, Mr. COHEN, Ms. WOOLSEY, and Mr. McNULTY.  
 H.R. 1137: Mr. CARNEY.

H.R. 1154: Mr. REYES, Mr. TOWNS, Mr. CASTLE, Mr. BARTLETT of Maryland, Mr. KING of Iowa, Mr. BOUSTANY, Mr. McHENRY, Mr. GINGREY, Mr. CONAWAY, Mr. RUSH, Mr. WYNN, Mr. DOGGETT, Mr. MURTHA, Mr. MORAN of Virginia, Mr. PASCRELL, Mr. KUCINICH, Mr. MEEK of Florida, Mr. GILLMOR, Mr. YOUNG of Alaska, Mr. MARSHALL, Mr. McDERMOTT, Mr. WALDEN of Oregon, Mr. GILCREST, Mr. TERRY, Mrs. WILSON of New Mexico, and Mr. WELDON of Florida.  
 H.R. 1155: Mr. COHEN, Mr. McNULTY, and Mr. JEFFERSON.  
 H.R. 1187: Mr. FARR.  
 H.R. 1188: Mr. RANGEL and Mr. PLATTS.  
 H.R. 1192: Mr. GRIJALVA, Mr. HINCHEY, and Mr. RUSH.  
 H.R. 1228: Ms. NORTON and Mr. MOORE of Kansas.  
 H.R. 1246: Mr. COURTNEY.  
 H.R. 1250: Mr. DREIER.  
 H.R. 1254: Mr. BURTON of Indiana, Mr. YARMUTH, Mr. TOWNS, Mr. VAN HOLLEN, and Mrs. MALONEY of New York.  
 H.R. 1255: Mr. YARMUTH, Mr. TOWNS, Mr. VAN HOLLEN, Mrs. MALONEY of New York, and Mr. PAUL.  
 H.R. 1261: Mr. GOHMERT, Mr. CULBERSON, Mr. FRANKS of Arizona, Mr. HALL of Texas, Mr. PEARCE, Mr. MILLER of Florida, Mr. AKIN, Mrs. BLACKBURN, Mr. SENSENBRENNER, Mr. GILCREST, Mr. HERGER, Mr. SIMPSON, and Mr. KING of Iowa.  
 H.R. 1272: Mr. FILNER.  
 H.R. 1281: Mr. RANGEL, Mr. MCGOVERN, Mr. CLAY, Mrs. MALONEY of New York, and Mr. GRIJALVA.  
 H.R. 1283: Mr. BACHUS, Mr. RAHALL, Mr. TIM MURPHY of Pennsylvania, Ms. PRYCE of Ohio, Mr. SENSENBRENNER, Ms. HIRONO, Mr. BOSWELL, Mr. REICHERT, Mr. JEFFERSON, Mr. KIND, Mr. BONNER, Mr. RUSH, Mrs. BLACKBURN, Mr. STARK, and Mr. OLVER.  
 H.R. 1298: Ms. SLAUGHTER and Mr. ELLISON.  
 H.R. 1303: Mr. CLAY, Mr. GONZALEZ, Mr. CLEAVER, and Mr. STARK.  
 H.R. 1307: Mr. CARNEY.  
 H.J. Res. 9: Mr. BOUSTANY.  
 H. Con. Res. 9: Mr. ETHERIDGE.  
 H. Con. Res. 28: Mr. MCHUGH.  
 H. Con. Res. 43: Mrs. JONES of Ohio.  
 H. Con. Res. 71: Mr. SPRATT, Mr. ENGEL, and Mr. VISCLOSKEY.  
 H. Con. Res. 75: Ms. SCHAKOWSKY and Mr. ROTHMAN.  
 H. Res. 37: Mr. RUSH, Mr. LEWIS of Georgia, Mr. WAXMAN, and Mr. GENE GREEN of Texas.  
 H. Res. 67: Mr. ENGEL.  
 H. Res. 100: Mr. PRICE of North Carolina, Mr. FILNER, Ms. ZOE LOFGREN of California, Ms. BERKLEY, Ms. KAPTUR, Mr. GENE GREEN of Texas, and Ms. ROYBAL-ALLARD.  
 H. Res. 107: Mr. BOREN, Mrs. BLACKBURN, Mr. LEVIN, Mr. GONZALEZ, Mr. COHEN, Mr. LAMBORN, Mr. MURPHY of Connecticut, Mr. SAXTON, Mr. TIBERI, Mr. FERGUSON, and Mr. LINDER.  
 H. Res. 111: Mr. ALTMIRE, Mr. BILIRAKIS, and Mr. SESSIONS.  
 H. Res. 117: Mr. ALTMIRE.  
 H. Res. 118: Mr. CROWLEY, Mr. HONDA, Mr. GRIJALVA, and Mr. WAXMAN.  
 H. Res. 119: Ms. ROYBAL-ALLARD, Mr. ROTHMAN, and Mr. BRADY of Pennsylvania.  
 H. Res. 121: Ms. ZOE LOFGREN of California, Mr. INSLEE, Mr. HUNTER, Mr. ISSA, Mr. GRIJALVA, Mr. PAYNE, Mr. TOM DAVIS of Virginia, and Mrs. MCMORRIS RODGERS.  
 H. Res. 136: Mr. KANJORSKI, Ms. HIRONO, Mr. MCGOVERN, Mr. MCKEON, Mr. PLATTS, Mr. STUPAK, Mrs. EMERSON, Mr. HARE, Mr. TOWNS, Ms. SLAUGHTER, Mr. BISHOP of New York, Ms. LEE, Ms. EDDIE BERNICE JOHNSON of Texas, Ms. BERKLEY, Mrs. BOYDA of Kansas, Mrs. TAUSCHER, and Mr. BRALEY of Iowa.  
 H. Res. 137: Mr. RANGEL.  
 H. Res. 143: Ms. ZOE LOFGREN of California and Ms. KAPTUR.  
 H. Res. 146: Ms. BERKLEY, Mr. COHEN, and Ms. LORETTA SANCHEZ of California.

H. Res. 149: Mr. BISHOP of New York, Mr. EMANUEL, Mr. MARKEY, Mr. MARSHALL, Mr. RUPPERSBERGER, Mr. TOWNS, Ms. GINNY BROWN-WAITE of Florida, Ms. CLARKE, Mrs. TAUSCHER, Mrs. BOYDA of Kansas, Ms. SUTTON, Ms. CARSON, Mr. PASCRELL, Ms. BEAN, and Ms. WASSERMAN SCHULTZ.

H. Res. 171: Mr. GORDON, Ms. JACKSON-LEE of Texas, Mr. LANTOS, Mr. MORAN of Virginia, Mr. ETHERIDGE, Mr. WOLF, Mr. BUYER, Mr. CLAY, Mr. CARNEY, Mr. BOUSTANY, and Mr. JOHNSON of Georgia.

H. Res. 175: Mr. MCGOVERN and Mr. ROTHMAN.

H. Res. 179: Mr. TOM DAVIS of Virginia and Mr. WAXMAN.

H. Res. 185: Mr. HONDA, Ms. SCHAKOWSKY, and Mr. ROTHMAN.

H. Res. 186: Mr. SMITH of New Jersey, Mrs. DRAKE, Mr. WEINER, Mr. PAUL, Mr. HIGGINS, Mr. FARR, Mr. HASTINGS of Florida, Mr. FILNER, and Mr. ROHRBACHER.

H. Res. 196: Ms. JACKSON-LEE of Texas, Mrs. TAUSCHER, Mr. REYES, Ms. LEE, Mr. GRIJALVA, and Mr. FARR.

H. Res. 197: Mr. BLUMENAUER, Ms. LEE, Mrs. TAUSCHER, and Mr. TOWNS.

H. Res. 208: Mrs. JO ANN DAVIS of Virginia.  
 H. Res. 209: Ms. CASTOR.

## TUESDAY, MARCH 6, 2007 (31)

### 31.1 APPOINTMENT OF SPEAKER PRO TEMPORE

The House was called to order at 10:30 a.m. by the SPEAKER pro tempore, Ms. GIFFORDS, who laid before the House the following communication:

*Washington, DC, March 6, 2007.*

I hereby appoint the Honorable GABRIELLE GIFFORDS to act as Speaker pro tempore on this day.

NANCY PELOSI,

*Speaker of the House of Representatives.*

Whereupon, pursuant to the order of the House of January 4, 2007, Members were recognized for morning-hour debate.

### 31.2 RECESS—10:43 A.M.

The SPEAKER pro tempore, Ms. GIFFORDS, pursuant to clause 12(a) of rule I, declared the House in recess at 10 o'clock and 43 minutes a.m., until noon.

### 31.3 AFTER RECESS—NOON

The SPEAKER pro tempore, Ms. WOOLSEY, called the House to order.

### 31.4 APPROVAL OF THE JOURNAL

The SPEAKER pro tempore, Ms. WOOLSEY, announced she had examined and approved the Journal of the proceedings of Monday, March 5, 2007.

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

### 31.5 COMMUNICATIONS

Executive and other communications, pursuant to clause 8, rule XII, were referred as follows:

701. A letter from the Executive Director, Commodity Futures Trading Commission, transmitting the Commission's final rule — Electronic Filing of Notices of Exemption and Exclusion Under Part 4 of the Commission's Regulations (RIN: 3038-AC33) received February 7, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.



702. A letter from the Director, Defense Procurement and Acquisition Policy, Department of Defense, transmitting the Department's final rule — Defense Federal Acquisition Regulation Supplement; Material Inspection and Receiving Report (DFARS Case 2003-D085) (RIN: 0750-AE73) received February 9, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Armed Services.

703. A letter from the Director, Defense Procurement and Acquisition Policy, Department of Defense, transmitting the Department's final rule — Defense Federal Acquisition Regulation Supplement; Restriction on Carbon, Alloy, and Armor Steel Plate (DFARS Case 2005-D002) (RIN: 0750-AF17) received February 9, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Armed Services.

704. A letter from the Liaison Officer, DoD, Department of Defense, transmitting the Department's final rule — DoD Policy on Organizations That Seek to Represent or Organize Members of the Armed Forces in Negotiation or Collective Bargaining [DOD-2006-OS-0057] (RIN: 0790-AH99) received February 9, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Armed Services.

705. A letter from the Liaison Officer, DoD, Department of Defense, transmitting the Department's final rule — Service by Members of the Armed Forces on State and Local Juries [DOD-2006-OS-0204] (RIN: 0790-AI07) received February 9, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Armed Services.

706. A letter from the Director, Office of Legislative Affairs, Federal Deposit Insurance Corporation, transmitting the Corporation's final rule — Assessments (RIN: 3064-AD09) received December 29, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Financial Services.

707. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — State Operating Permit Programs; West Virginia; Amendment to the Definitions of a "Major Source" and "Volatile Organic Compound" [EPA-R03-OAR-2006-0625; FRL-8280-8] received February 10, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

708. A letter from the General Counsel, Federal Energy Regulatory Commission, transmitting the Commission's final rule — Financial Accounting, Reporting and Records Retention Requirements Under the Public Utility Holding Company Act of 2005 (FERC Docket No. RM06-11-000) received February 27, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

709. A letter from the Director, Office of Congressional Affairs, U.S. Nuclear Regulatory Commission, transmitting the Commission's final rule — List of Approved Spent Fuel Storage Casks: NUHOMS HD Addition (RIN: 31 50-AH93) received December 27, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

710. A letter from the Acting Director, Defense Security Cooperation Agency, transmitting Pursuant to the reporting requirements of Section 36 (b)(1) of the Arms Export Control Act, as amended, Transmittal No. 07-10, concerning the Department of the Air Force's proposed Letter(s) of Offer and Acceptance to Taiwan for defense articles and services, pursuant to 22 U.S.C. 2776(a); to the Committee on Foreign Affairs.

711. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting an annual report required by section 655 of the Foreign Assistance Act of 1961, pursuant to Public Law 104-164, section 655(a) (110 Stat. 1435); to the Committee on Foreign Affairs.

712. A letter from the Assistant Legal Adviser for Treaty Affairs, Department of State, transmitting Copies of international agreements, other than treaties, entered into by the United States, pursuant to 1 U.S.C. 112b; to the Committee on Foreign Affairs.

713. A letter from the Acting Under Secretary for Industry and Security, Department of Commerce, transmitting a report that the Department intends to impose new foreign policy-based export controls on exports of certain items under the authority of Section 6 of the Export Administration Act of 1979, as amended, and continued by Executive Order 13222 of August 17, 2001, as extended by the Notice of August 7, 2003; to the Committee on Foreign Affairs.

714. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting a report pursuant to Section 3 of the Arms Export Control Act, as amended, detailing possible unauthorized retransfers and misuses of defense articles; to the Committee on Foreign Affairs.

715. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting the quarterly report of obligations and outlays of FY 2004, FY 2005 and FY 2006 funds under the Emergency Plan for AIDS Relief through September 30, 2006, 2006 pursuant to Division D, Pub. L. 108-199; to the Committee on Foreign Affairs.

716. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting consistent with the Authorization for Use of Military Force Against Iraq Resolution of 2002 (Pub. L. 107-243), the Authorization for the Use of Force Against Iraq Resolution (Pub. L. 102-1), and in order to keep the Congress fully informed, a report prepared by the Department of State for the December 21, 2006 — February 21, 2007 reporting period including matters relating to post-liberation Iraq under Section 7 of the Iraq Liberation Act of 1998 (Pub. L. 105-338); to the Committee on Foreign Affairs.

717. A letter from the Secretary, Department of Education, transmitting the fifty-fifth Semiannual Report to Congress on management decisions and final actions taken on audit recommendations, covering the period April 1, 2006 through September 30, 2006 in compliance with the Inspector General Act Amendments of 1988, pursuant to 5 U.S.C. app. (Insp. Gen. Act) section 5(b); to the Committee on Oversight and Government Reform.

718. A letter from the White House Liaison, Department of Education, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Oversight and Government Reform.

719. A letter from the White House Liaison, Department of Education, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Oversight and Government Reform.

720. A letter from the White House Liaison, Department of Education, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Oversight and Government Reform.

721. A letter from the White House Liaison, Department of Education, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Oversight and Government Reform.

722. A letter from the Assistant Administrator, OARM, Environmental Protection Agency, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Oversight and Government Reform.

723. A letter from the Director, Peace Corps, transmitting in accordance with Section 647(b) of Division F of the Consolidated Appropriations Act, FY 2004, Pub. L. 108-199, the Corps' report on competitive sourcing efforts for FY 2006; to the Committee on Oversight and Government Reform.

724. A letter from the Board Members, Railroad Retirement Board, transmitting a copy of the annual report for Calendar Year 2006, in compliance with the Government in the Sunshine Act, pursuant to 5 U.S.C. 552b(j); to the Committee on Oversight and Government Reform.

725. A letter from the Inspector General, Railroad Retirement Board, transmitting the budget request for the Office of Inspector General, Railroad Retirement Board, for fiscal year 2008, prepared in compliance with OMB Circular No. A-11; to the Committee on Oversight and Government Reform.

726. A letter from the Inspector General, Small Business Administration, transmitting the semiannual report of the Office of Inspector General for the period April 1, 2006 through September 30, 2006, pursuant to 5 U.S.C. app. (Insp. Gen. Act) section 5(b); to the Committee on Oversight and Government Reform.

727. A letter from the Acting Director, Office of Sustainable Fisheries, NMFS, National Oceanic and Atmospheric Administration, transmitting the Administration's final rule — Fisheries of the Northeastern United States; Atlantic Bluefish Fishery; Commercial Quota Harvested for New York [Docket No. 051128313-6029-02; I.D. 120406C] received December 21, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Natural Resources.

728. A letter from the Deputy Director, Office of Protected Resources, National Oceanic and Atmospheric Administration, transmitting the Administration's final rule — Taking and Importing Marine Mammals; Taking Marine Mammals Incidental to Conducting Precision Strike Weapons Testing and Training by Eglin Air Force Base in the Gulf of Mexico [Docket No. 060629183-6289-02; I.D. 022106A] (RIN: 0648-AT39) received December 29, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Natural Resources.

729. A letter from the Assistant Administrator, Fisheries, NMFS, National Oceanic and Atmospheric Administration, transmitting the Administration's final rule — Atlantic Highly Migratory Species; Atlantic Commercial Shark Management Measures [Docket No. 060925247-6323-02; I.D. 091106B] (RIN: 0648-AU84) received December 29, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Natural Resources.

730. A letter from the Federal Register Liaison Officer, Alcohol and Tobacco Tax and Trade Bureau, transmitting the Bureau's final rule — Establishment of the Outer Coastal Plain Viticultural Area (2003R-166P) [T.D. TTB-58; Re: Notice No. 59] (RIN: 1513-AB13) received February 8, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

731. A letter from the Board Members, Railroad Retirement Board, transmitting the Board's Congressional Justification of Budget Estimates for Fiscal Year 2008, pursuant to 45 U.S.C. 231f(f); jointly to the Committees on Appropriations, Transportation and Infrastructure, and Ways and Means.

31.6 COMMUNICATION FROM THE CLERK—MESSAGE FROM THE SENATE

The SPEAKER pro tempore, Ms. WOOLSEY, laid before the House a communication, which was read as follows:

HOUSE OF REPRESENTATIVES,  
Washington, DC, March 5, 2007.  
Hon. NANCY PELOSI,  
Speaker, U.S. House of Representatives,  
Washington, DC.

DEAR MADAM SPEAKER: Pursuant to the permission granted in Clause 2(h) of Rule II

of the Rules of the U.S. House of Representatives, the Clerk received the following message from the Secretary of the Senate on March 2, 2007, at 12:30 p.m.:

That the Senate passed S. 743.

That the Senate agreed to without amendment H. Con. Res. 47.

That the Senate agreed to S. Con Res. 16.

Appointments:

British-American Interparliamentary Group

North Atlantic Treaty Organization Parliamentary Assembly

Canada-United States Interparliamentary Group

Mexico-United States Interparliamentary Group

With best wishes, I am,

Sincerely,

LORRAINE C. MILLER,  
*Clerk of the House.*

### ¶31.7 DR. JOHN GARANG DE MABIOR

Mr. PAYNE moved to suspend the rules and agree to the following resolution (H. Res. 98); as amended:

Whereas Dr. John Garang de Mabiior, founder and leader of the Sudan People's Liberation Movement/Army (SPLM/A), was born on June 23, 1945, in Bor, Sudan;

Whereas Dr. Garang joined the Anya-Nya Movement in 1970, a liberation movement in Southern Sudan, and after the 1972 Addis Ababa Peace Agreement, he became a member of the Sudanese Armed Forces;

Whereas as Deputy Director of the Military Research Branch of the Sudanese Armed Forces, Dr. Garang demonstrated his leadership abilities in the early stages of his military career;

Whereas Dr. Garang studied economics at Grinnell College and received his master of arts and doctorate degrees from Iowa State University;

Whereas Dr. Garang skillfully managed to consolidate his base after the devastating split in the SPLM/A in 1991;

Whereas as the undisputed leader of the SPLM/A, Dr. Garang demonstrated remarkable political and military leadership for over two decades;

Whereas Dr. Garang was a soldier, a scholar, a statesman, and a father, who had a clear vision and unwavering love for his people and country;

Whereas Dr. Garang fought for 22 years to achieve a just peace for his people, but only served 21 days as First Vice President of Sudan;

Whereas Dr. Garang fought not only for the people in Southern Sudan, but also for the forgotten and long marginalized people of the Nuba Mountains, Southern Blue Nile, Darfur, and other regions of the country;

Whereas Dr. Garang worked tirelessly to help build international support for a new Sudan that would be multi-ethnic, multi-religious, democratic, and united;

Whereas the new Sudan envisioned by Dr. Garang, if fully realized, would be a country in which all Sudanese would live in peace without discrimination and hatred, with equality, pride, and dignity;

Whereas Dr. Garang creatively and painstakingly managed the often conflicting aspirations of his people for an independent Southern Sudan and his vision for a new Sudan;

Whereas the Comprehensive Peace Agreement, which was signed by the Government of Sudan and the SPLM/A on January 9, 2005, provides Southern Sudan the right to self-determination through a referendum after six years and also offers the northern establishment in Sudan the opportunity to make unity attractive during the interim period;

Whereas on July 8, 2005, millions of people throughout Sudan came to show their sup-

port in Khartoum when Dr. Garang was sworn in as First Vice President of Sudan; and

Whereas on July 30, 2005, Dr. John Garang died in a helicopter crash returning to Southern Sudan from Uganda: Now, therefore, be it

*Resolved*, That the House of Representatives—

(1) honors the life and achievements of Dr. John Garang de Mabiior;

(2) reaffirms its commitment to a just and lasting peace in the Republic of the Sudan;

(3) calls for full implementation of the Comprehensive Peace Agreement without any delay;

(4) strongly urges the people of Southern Sudan and its leaders to continue to support Dr. Garang's vision for a new Sudan;

(5) strongly urges the full commitment of the United States, the United Nations, the European Union, the African Union, and the League of Arab States to support Dr. Garang's vision for a new Sudan by endorsing democratic elections throughout Sudan in 2009, as provided by the Comprehensive Peace Agreement;

(6) strongly supports the creation of a Dr. John Garang de Mabiior Institute for Agriculture, Peace, and Economic Development in Southern Sudan; and

(7) directs the Clerk of the House of Representatives to transmit an enrolled copy of this resolution to the Secretary of State with a request that the Secretary transmit it to Dr. Garang's widow, Rebecca Garang, and to the Government of Southern Sudan, through the Office of the Sudan People's Liberation Movement (SPLM) in the District of Columbia.

The SPEAKER pro tempore, Ms. WOOLSEY, recognized Mr. PAYNE and Ms. ROS-LEHTINEN, each for 20 minutes.

After debate,

The question being put, *viva voce*,

Will the House suspend the rules and agree to said resolution, as amended?

The SPEAKER pro tempore, Ms. WOOLSEY, announced that two-thirds of the Members present had voted in the affirmative.

Mr. PAYNE demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Ms. WOOLSEY, pursuant to clause 8, rule XX, announced that further proceedings on the question were postponed.

### ¶31.8 NORTH ATLANTIC TREATY ORGANIZATION

Mr. TANNER moved to suspend the rules and pass the bill (H.R. 987) to endorse further enlargement of the North Atlantic Treaty Organization (NATO) and to facilitate the timely admission of new members to NATO, and for other purposes.

The SPEAKER pro tempore, Ms. WOOLSEY, recognized Mr. TANNER and Ms. ROS-LEHTINEN, each for 20 minutes.

After debate,

The question being put, *viva voce*,

Will the House suspend the rules and pass said bill?

The SPEAKER pro tempore, Ms. WOOLSEY, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill was passed was, by unanimous consent, laid on the table.

*Ordered*, That the Clerk request the concurrence of the Senate in said bill.

### ¶31.9 INTERNATIONAL WOMEN'S DAY

Ms. WATSON moved to suspend the rules and agree to the following resolution (H. Res. 149):

Whereas there are over 3,000,000,000 women in the world, representing 51 percent of the world's population;

Whereas women continue to play the prominent role in caring for families within the home as well as serving as economic earners;

Whereas women worldwide are participating in the world of diplomacy and politics, contributing to the growth of economies, and improving the quality of the lives of their families, communities, and nations;

Whereas women leaders have recently made significant strides, including the 2007 election of Congresswoman Nancy Pelosi as the first female Speaker of the House of Representatives, the 2006 election of Michelle Bachelet as the first female President of Chile, the 2006 election of Ellen Johnson-Sirleaf as the first female President in Africa's history, and the 2005 election of Angela Merkel as the first female Chancellor of Germany, who will also serve as the second woman to chair a G8 summit beginning in 2007;

Whereas women account for 80 percent of the world's 70 million micro-borrowers, 75 percent of the 28,000 United States loans supporting small businesses in Afghanistan are made to women, and 11 women are chief executive officers of Fortune 500 companies;

Whereas in the United States, women are graduating from high school at higher rates and are earning bachelors degrees or higher degrees at greater rates than men, with 88 percent of women between the ages of 25 and 29 having obtained a high school diploma and 31 percent of women between the ages of 25 and 29 earning a bachelors degree or higher;

Whereas despite tremendous gains, women still face political and economic obstacles, struggle for basic rights, face the threat of discrimination, and are targets of violence all over the world;

Whereas worldwide women remain vastly underrepresented in national and local assemblies, accounting on average for less than 10 percent of the seats in parliament, except for in East Asia where the figure is approximately 18 to 19 percent, and in no developing region do women hold more than 8 percent of the ministerial positions;

Whereas women work two-thirds of the world's working hours and produce half of the world's food, yet earn only 1 percent of the world's income and own less than 1 percent of the world's property;

Whereas in the United States between 1995 and 2000, female managers earned less than their male counterparts in the 10 industries that employ the vast majority of all female employees;

Whereas of the 1,300,000,000 people living in poverty around the world, 70 percent are women and children;

Whereas according to the United States Agency for International Development, two-thirds of the 876,000,000 illiterate individuals worldwide are women, two-thirds of the 125,000,000 school-aged children who are not attending school worldwide are girls, and

girls are less likely to complete school than boys;

Whereas worldwide women account for half of all cases of HIV/AIDS, approximately 42,000,000 cases, and in countries with high HIV prevalence, young women are at a higher risk than young men of contracting HIV;

Whereas globally, each year over 500,000 women die during childbirth and pregnancy;

Whereas domestic violence causes more deaths and disability among women between ages 15 and 44 than cancer, malaria, traffic accidents, and war;

Whereas worldwide, at least 1 out of every 3 women and girls has been beaten in her lifetime;

Whereas according to the Centers for Disease Control and Prevention, at least 1 out of every 6 women and girls in the United States has been sexually abused in her lifetime;

Whereas worldwide, 130,000,000 girls and young women have been subjected to female genital mutilation and it is estimated that 10,000 girls are at risk of being subjected to this practice in the United States;

Whereas according to the Congressional Research Service and the Department of State, illegal trafficking in women and children for forced labor, domestic servitude, or sexual exploitation involves between 1,000,000 and 2,000,000 women and children each year, of whom 50,000 are transported into the United States;

Whereas between 75 and 80 percent of the world's 27,000,000 refugees are women and children;

Whereas in times and places of conflict and war, women and girls continue to be the focus of extreme violence and intimidation and face tremendous obstacles to legal recourse and justice;

Whereas March 8 has become known as International Women's Day for the last century, and is a day on which people, often divided by ethnicity, language, culture, and income, come together to celebrate a common struggle for women's equality, justice, and peace; and

Whereas the people of the United States should be encouraged to participate in International Women's Day: Now therefore, be it

*Resolved*, That the House of Representatives—

(1) supports the goals of International Women's Day;

(2) recognizes and honors the women in the United States and in other countries who have fought and continue to struggle for equality in the face of adversity;

(3) reaffirms its commitment to ending discrimination and violence against women and girls, to ensuring the safety and welfare of women and girls, and to pursuing policies that guarantee the basic human rights of women and girls both in the United States and in other countries; and

(4) encourages the President to—

(A) reaffirm his commitment to pursue policies to protect fundamental human rights and civil liberties, particularly those of women and girls; and

(B) issue a proclamation calling upon the people of the United States to observe International Women's Day with appropriate programs and activities.

The SPEAKER pro tempore, Ms. WOOLSEY, recognized Ms. WATSON and Ms. ROS-LEHTINEN, each for 20 minutes.

After debate,

The question being put, *viva voce*,

Will the House suspend the rules and agree to said resolution?

The SPEAKER pro tempore, Ms. WOOLSEY, announced that two-thirds of the Members present had voted in the affirmative.

Ms. WATSON demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Ms. WOOLSEY, pursuant to clause 8, rule XX, announced that further proceedings on the question were postponed.

¶31.10 LYNDON BAINES JOHNSON  
FEDERAL BUILDING

Ms. NORTON moved to suspend the rules and pass the bill (H.R. 584) to designate the headquarters building of the Department of Education in Washington, DC, as the Lyndon Baines Johnson Federal Building; as amended.

The SPEAKER pro tempore, Ms. WOOLSEY, recognized Ms. NORTON and Mr. GRAVES, each for 20 minutes.

After debate,

The question being put, *viva voce*,

Will the House suspend the rules and pass said bill, as amended?

The SPEAKER pro tempore, Ms. WOOLSEY, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill, as amended, was passed.

By unanimous consent, the title was amended so as to read: "An Act to designate the Federal building located at 400 Maryland Avenue Southwest in the District of Columbia as the 'Lyndon Baines Johnson Department of Education Building'."

A motion to reconsider the votes whereby the rules were suspended and said bill, as amended, was passed and the title was amended was, by unanimous consent, laid on the table.

*Ordered*, That the Clerk request the concurrence of the Senate in said bill.

¶31.11 R. JESS BROWN UNITED STATES  
COURTHOUSE

Ms. NORTON moved to suspend the rules and pass the bill (H.R. 399) to designate the United States Courthouse to be constructed in Jackson, Mississippi, as the "R. Jess Brown United States Courthouse".

The SPEAKER pro tempore, Mr. ROTHMAN, recognized Ms. NORTON and Mr. GRAVES, each for 20 minutes.

After debate,

The question being put, *viva voce*,

Will the House suspend the rules and pass said bill?

The SPEAKER pro tempore, Mr. ROTHMAN, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill was passed was, by unanimous consent, laid on the table.

*Ordered*, That the Clerk request the concurrence of the Senate in said bill.

¶31.12 SANTIAGO E. CAMPOS UNITED  
STATES COURTHOUSE

Ms. NORTON moved to suspend the rules and pass the bill (H.R. 544) to designate the United States courthouse at South Federal Place in Santa Fe, New Mexico, as the "Santiago E. Campos United States Courthouse".

The SPEAKER pro tempore, Mr. ROTHMAN, recognized Ms. NORTON and Mr. GRAVES, each for 20 minutes.

After debate,

The question being put, *viva voce*,

Will the House suspend the rules and pass said bill?

The SPEAKER pro tempore, Mr. ROTHMAN, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill was passed was, by unanimous consent, laid on the table.

*Ordered*, That the Clerk request the concurrence of the Senate in said bill.

¶31.13 LIVING KIDNEY ORGAN DONATION

Mr. INSLEE moved to suspend the rules and pass the bill (H.R. 710) to amend the National Organ Transplant Act to clarify that kidney paired donation does not involve the transfer of a human organ for valuable consideration; as amended.

The SPEAKER pro tempore, Mr. ROTHMAN, recognized Mr. INSLEE and Mr. BARTON of Texas, each for 20 minutes.

After debate,

The question being put, *viva voce*,

Will the House suspend the rules and pass said bill, as amended?

The SPEAKER pro tempore, Mr. ROTHMAN, announced that two-thirds of the Members present had voted in the affirmative.

Mr. BARTON of Texas, demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Mr. ROTHMAN, pursuant to clause 8, rule XX, announced that further proceedings on the question were postponed until Wednesday, March 7, 2007.

¶31.14 FIRST SPONSORS CHANGE—H.R. 710

Mr. INSLEE, by unanimous consent, was authorized to be considered as the first sponsor of the bill (H.R. 710) to amend the National Organ Transplant Act to clarify that kidney paired donation does not involve the transfer of a human organ for valuable consideration (a bill originally introduced by the late Representative NORWOOD); for the purposes of adding cosponsors and requesting reprintings pursuant to clause 7(b)(4) of rule XII.

¶31.15 MESSAGE FROM THE SENATE

A message from the Senate by Ms. Curtis, one of its clerks, announced

that the Senate has agreed to a concurrent resolution of the following title in which the concurrence of the House is requested:

S. Con. Res. 15. A concurrent resolution authorizing the Rotunda of the Capitol to be used on March 29, 2007, for a ceremony to award the Congressional Gold Medal to the Tuskegee Airmen.

§31.16 125TH ANNIVERSARY OF VIRGINIA STATE UNIVERSITY

Mr. SCOTT of Virginia, moved to suspend the rules and agree to the following resolution (H. Res. 182); as amended:

Whereas Virginia State University, overlooking the Appomattox River in the Town of Ettrick in Chesterfield County, will celebrate its 125th anniversary in 2007;

Whereas Virginia State University (VSU) was founded on March 6, 1882, as the Virginia Normal and Collegiate Institute, making it the first fully State-supported 4-year institution of higher learning for black Americans and one of Virginia's two land-grant institutions;

Whereas since its humble beginnings, Virginia State University has responded to the needs of Virginians as a dynamic institution offering an accessible, affordable, quality education;

Whereas with an enrollment of nearly 5,000, VSU students live and attend classes on a beautiful 236-acre main campus with more than 50 buildings, including 15 dormitories, 16 classroom buildings, and a 416-acre agricultural research facility;

Whereas the first president of Virginia State University was John Mercer Langston, who became the first African American elected to Congress from Virginia;

Whereas Virginia State University has an exemplary and dedicated faculty and staff, who are committed to offering their students the personal attention that smaller institutions can offer;

Whereas Virginia State University's academic programs include the Bridges to Baccalaureate program for students transferring from 2-year colleges who want to major in the sciences, the Ronald E. McNair Scholars Program for students planning to pursue doctoral degrees, and the Honda Campus All-Star Challenge;

Whereas Virginia State University offers 45 baccalaureate and master's degree programs within its 5 schools (the School of Agriculture, School of Business, School of Engineering, Science, and Technology, School of Liberal Arts and Education, and the School of Graduate Studies, Research, and Outreach), and a Certificate of Advanced Study may also be earned from each school;

Whereas honors scholarships are available to entering VSU freshmen, including the Presidential and Provost Scholarships;

Whereas in 2003 Virginia State University introduced its first doctoral program and 12 enthusiastic students enrolled in the new Doctor of Education in Administration and Supervision program;

Whereas in 2005 Virginia State University began a vital new nursing degree program, an important initiative that will train nurses to meet the urgent demand for qualified medical professionals in the hospitals and clinics of Southside Virginia;

Whereas the School of Graduate Studies, Research and Outreach allows students, often working adults with diverse professional and educational backgrounds, to more conveniently continue their education on a full-time or part-time basis; the school also provides workshops, seminars, and credit courses on campus and at sites in Richmond,

Emporia, Petersburg, Chesterfield, Dinwiddie, Henrico, and other Southside Virginia locations; and

Whereas Virginia State University has a long and rich history and has grown and changed considerably since 1882, and it continues that growth today, enriching individual lives, the surrounding community, and the Commonwealth through excellent teaching and innovative and engaging programs of study: Now, therefore, be it

*Resolved*, That the House of Representatives commends and congratulates Virginia State University on the occasion of its 125th anniversary.

The SPEAKER pro tempore, Mr. ROTHMAN, recognized Mr. SCOTT of Virginia, and Ms. FOXX, each for 20 minutes.

After debate,

The question being put, *viva voce*,

Will the House suspend the rules and agree to said resolution, as amended?

The SPEAKER pro tempore, Mr. ROTHMAN, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said resolution, as amended, was agreed to.

§31.17 AUTHORIZING USE OF THE ROTUNDA OF THE CAPITOL

Ms. MILLENDER-MCDONALD moved to suspend the rules and agree to the following concurrent resolution of the Senate (S. Con. Res. 15):

*Resolved by the Senate (the House of Representatives concurring)*, That the Rotunda of the Capitol is authorized to be used on March 29, 2007, for a ceremony to award a Congressional Gold Medal collectively to the Tuskegee Airmen in accordance with Public Law 109-213. Physical preparations for the ceremony shall be carried out in accordance with such conditions as the Architect of the Capitol may prescribe.

The SPEAKER pro tempore, Mr. ROTHMAN, recognized Ms. MILLENDER-MCDONALD and Mr. MCCARTHY of California, each for 20 minutes.

After debate,

The question being put, *viva voce*,

Will the House suspend the rules and agree to said concurrent resolution?

The SPEAKER pro tempore, Mr. ROTHMAN, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said concurrent resolution was agreed to.

A motion to reconsider the vote whereby the rules were suspended and said concurrent resolution was agreed to was, by unanimous consent, laid on the table.

*Ordered*, That the Clerk notify the Senate thereof.

§31.18 NEGRO BASEBALL LEAGUES ACHIEVEMENTS

Ms. MILLENDER-MCDONALD moved to suspend the rules and agree to the following resolution (H. Res. 162); as amended:

Whereas even though African Americans were excluded from playing in the major

leagues of their time with their white counterparts, the desire of many African Americans to play baseball could not be repressed;

Whereas Major League Baseball did not fully integrate its leagues until July 1959;

Whereas African Americans began organizing their own professional baseball teams in 1885;

Whereas the skills and abilities of Negro League players eventually made Major League Baseball realize the need to integrate the sport;

Whereas six separate baseball leagues, known collectively as the "Negro Baseball Leagues", were organized by African Americans between 1920 and 1960;

Whereas the Negro Baseball Leagues included exceptionally talented players who played the game at its highest level;

Whereas on May 20, 1920, the Negro National League, the first successful Negro League, played its first game;

Whereas Andrew "Rube" Foster, on February 13, 1920, at the Paseo YMCA in Kansas City, Missouri, founded the Negro National League and also managed and played for the Chicago American Giants, and later was inducted into the Baseball Hall of Fame;

Whereas Leroy "Satchel" Paige, who began his long career in the Negro Leagues and did not make his Major League debut until the age of 42, is considered one of the greatest pitchers the game has ever seen, and during his long career thrilled millions of baseball fans with his skill and legendary showboating, and was later inducted into the Baseball Hall of Fame;

Whereas Josh Gibson, who was the greatest slugger of the Negro Leagues, tragically died months before the integration of baseball, and was later inducted into the Baseball Hall of Fame;

Whereas Jackie Robinson, whose career began with the Kansas City Monarchs of the Negro American League, became the first African American to play in the Major Leagues in April 1947, was named Major League Baseball Rookie of the Year in 1947, subsequently led the Brooklyn Dodgers to 6 National League pennants and a World Series championship, and was later inducted into the Baseball Hall of Fame;

Whereas Larry Doby, whose career began with the Newark Eagles of the Negro National League, became the first African American to play in the American League in July 1947, was an All-Star 9 times in the Negro Leagues and Major League Baseball, and was later inducted into the Baseball Hall of Fame;

Whereas John Jordan "Buck" O'Neil was a player and manager of the Kansas City Monarchs of the Negro American League, became the first African American coach in the Major Leagues with the Chicago Cubs in 1962, served on the Veterans Committee of the National Baseball Hall of Fame, chaired the Negro Leagues Baseball Museum Board of Directors, and worked tirelessly to promote the history of the Negro Leagues;

Whereas the talents of such players as James Thomas "Cool Papa" Bell and Oscar Charleston earned them recognition in the Baseball Hall of Fame as well as the Sporting News List of Baseball's Greatest Players, but were all denied admission to the Major Leagues due to the color of their skin;

Whereas Minnie Miñoso played in the Negro Leagues for several years before being allowed to play in the Major League and was denied admission to the Hall of Fame, because during his prime years, he was a victim of racial discrimination;

Whereas Autozone Park in Memphis, Tennessee, has been designated to host on March 31, 2007, the inaugural Civil Rights Game between World Series champions, the St. Louis

Cardinals and the Cleveland Indians in commemoration of the Civil Rights Movement; and

Whereas by achieving success on the baseball field, African American baseball players helped break down color barriers and integrate African Americans into all aspects of society in the United States: Now, therefore, be it

*Resolved*, That the House of Representatives—

(1) recognizes the teams and players of the Negro Baseball Leagues for their achievements, dedication, sacrifices, and contributions to both baseball and our Nation; and

(2) requests that the President issue a proclamation recognizing “Negro Leaguers Recognition Day”.

The SPEAKER pro tempore, Mr. ROTHMAN, recognized Ms. MILLENDER-MCDONALD and Ms. FOXX, each for 20 minutes.

After debate,

The question being put, *viva voce*,

Will the House suspend the rules and agree to said resolution, as amended?

The SPEAKER pro tempore, Mr. ROTHMAN, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said resolution, as amended, was agreed to.

A motion to reconsider the vote whereby the rules were suspended and said resolution, as amended, was agreed to was, by unanimous consent, laid on the table.

¶31.19 NATIONAL CHILDREN AND FAMILIES DAY

Ms. WATSON moved to suspend the rules and agree to the following concurrent resolution (H. Con. Res. 62):

Whereas research shows that spending time together as a family is critical to raising strong and resilient kids;

Whereas strong healthy families improve the quality of life and the development of children;

Whereas it is essential to celebrate and reflect upon the important role that all families play in the lives of children and their positive effect for the Nation’s future;

Whereas the fourth Saturday of June is a day set aside to recognize the importance of children and families; and

Whereas the country’s greatest natural resource is its children: Now, therefore, be it

*Resolved by the House of Representatives (the Senate concurring)*, That Congress supports the goals and ideals of a National Children and Families Day.

The SPEAKER pro tempore, Mr. ROTHMAN, recognized Ms. WATSON and Mr. Tom DAVIS of Virginia, each for 20 minutes.

After debate,

The question being put, *viva voce*,

Will the House suspend the rules and agree to said concurrent resolution?

The SPEAKER pro tempore, Mr. ROTHMAN, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said concurrent resolution was agreed to.

A motion to reconsider the vote whereby the rules were suspended and

said concurrent resolution was agreed to was, by unanimous consent, laid on the table.

*Ordered*, That the Clerk request the concurrence of the Senate in said concurrent resolution.

¶31.20 LEO T. MCCARTHY

Ms. WATSON moved to suspend the rules and agree to the following resolution (H. Res. 180):

Whereas Leo McCarthy was born in Auckland, New Zealand, on August 15, 1930;

Whereas Leo McCarthy immigrated to the United States with his parents at the age of three and settled in San Francisco, California;

Whereas Leo McCarthy earned his undergraduate degree from the University of San Francisco and his law degree from San Francisco Law School;

Whereas Leo McCarthy served the United States in an intelligence unit of the Strategic Air Command of the United States Air Force from 1951 to 1952 during the Korean War;

Whereas Leo McCarthy was elected to the San Francisco Board of Supervisors in 1963 and again in 1967;

Whereas Leo McCarthy was elected to the California Assembly in 1968 and served until 1982;

Whereas Leo McCarthy led the California Assembly with honor and distinction as its Speaker from 1974 until 1980;

Whereas Leo McCarthy instituted reforms in the California Assembly to provide more accountability and greater public access;

Whereas Leo McCarthy was a champion of coastal protection and secured passage of the California Coastal Act;

Whereas Leo McCarthy worked to secure permanent financing for the Bay Area Rapid Transit (BART) system;

Whereas Leo McCarthy was elected Lieutenant Governor of the State of California three times, serving from 1982 through 1994;

Whereas Leo McCarthy established the Feminization of Poverty Task Force, comprised of women leaders from business executives to former welfare recipients to develop ways to overcome economic barriers that confront women;

Whereas Leo McCarthy helped implement the Greater Avenues for Independence (GAIN) program to help welfare recipients move into the workforce;

Whereas Leo McCarthy collaborated with business leaders and advocates to publish “Child Care: The Bottom Line” to educate businesses about the economic and productivity benefits of employer-provided child care;

Whereas Leo McCarthy sponsored the Nursing Home Patients’ Protection Act, which made landmark improvements in the treatment of patients in nursing homes;

Whereas Leo McCarthy drafted and sponsored a resolution declaring breast cancer an epidemic in California and called for Federal action;

Whereas Leo McCarthy sponsored the Mammography Quality Assurance Act to create new standards governing mammography facilities and technology;

Whereas Leo McCarthy worked to promote minority and women-owned businesses, publishing and distributing 100,000 copies of the award-winning guide, “Starting and Succeeding in Business: A Special Publication for Small, Minority, and Women-Owned Businesses”;

Whereas Leo McCarthy established the Task Force on the Seriously Mentally Ill to develop an alternative service delivery system to assist Californians suffering from severe mental illnesses;

Whereas Leo McCarthy sponsored the Chemical Safety Act to facilitate toxic waste prevention and cleanup;

Whereas Leo McCarthy established the Lieutenant Governor’s Commission on the Prevention of Hate Violence to investigate the causes of hate crimes and identify innovative ways of promoting tolerance;

Whereas Leo McCarthy, serving as acting Governor, led the State of California through the initial turmoil of the 1989 Loma Prieta earthquake;

Whereas Leo McCarthy served on the University of California Board of Regents and the California State University Board of Trustees;

Whereas Leo McCarthy was twice a candidate for the United States Senate;

Whereas Leo McCarthy was appointed to the National Gambling Impact Study Commission;

Whereas Leo McCarthy was a beloved mentor to generations of public servants;

Whereas Leo McCarthy founded the Leo T. McCarthy Center for Public Service and the Common Good at the University of San Francisco;

Whereas Leo McCarthy was, for 51 years, the beloved husband of Jacqueline Burke McCarthy;

Whereas Leo McCarthy was the father of two daughters and two sons, and grandfather of 11;

Whereas Leo McCarthy earned the highest respect of the people of California for his record of accomplishment on their behalf; and

Whereas the House of Representatives has learned of the death of Leo McCarthy on February 5, 2007: Now, therefore, be it

*Resolved*, That the House of Representatives—

(1) expresses its profound sorrow and deep condolences to the McCarthy family on the occasion of the death of Leo McCarthy on February 5, 2007; and

(2) directs the Clerk of the House of Representatives to transmit a copy of this resolution to the family of Leo McCarthy.

The SPEAKER pro tempore, Mr. ROTHMAN, recognized Ms. WATSON and Ms. FOXX, each for 20 minutes.

After debate,

By unanimous consent, the time for debate was extended by 2 minutes to be equally divided and controlled by Ms. WATSON and Ms. FOXX.

After further debate,

The question being put, *viva voce*,

Will the House suspend the rules and agree to said resolution?

The SPEAKER pro tempore, Mr. ROTHMAN, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said resolution was agreed to.

A motion to reconsider the vote whereby the rules were suspended and said resolution was agreed to was, by unanimous consent, laid on the table.

¶31.21 H. RES. 98—UNFINISHED BUSINESS

The SPEAKER pro tempore, Mr. ROTHMAN, pursuant to clause 8, rule XX, announced the unfinished business to be the motion to suspend the rules and agree to said resolution (H. Res. 98) honoring the life and achievements of the late Dr. John Garang de Mabior and reaffirming the continued commitment of the House of Representatives

to a just and lasting peace in the Republic of the Sudan; as amended.

The question being put,

Will the House suspend the rules and agree to said resolution, as amended?

The vote was taken by electronic device.

It was decided in the affirmative { Yeas ..... 410 Nays ..... 1

31.22

[Roll No. 121]

YEAS—410

- Ackerman, Aderholt, Akin, Alexander, Allen, Altmire, Andrews, Arcuri, Baca, Bachmann, Bachus, Baird, Baker, Baldwin, Barrett (SC), Barrow, Bartlett (MD), Barton (TX), Bean, Becerra, Berkley, Berman, Berry, Biggert, Bilbray, Bilirakis, Bishop (GA), Bishop (NY), Bishop (UT), Blackburn, Blumenauer, Blunt, Boehner, Bonner, Boozman, Boren, Boswell, Boucher, Boustany, Boyd (FL), Boyda (KS), Brady (PA), Brady (TX), Braley (IA), Brown (SC), Brown-Waite, Buchanan, Burgess, Burton (IN), Buyer, Calvert, Camp (MI), Campbell (CA), Cannon, Cantor, Capito, Capps, Capuano, Cardoza, Carnahan, Carney, Carson, Carter, Castle, Castor, Chabot, Chandler, Clarke, Clay, Cleaver, Clyburn, Coble, Cohen, Cole (OK), Conaway, Conyers, Cooper, Costa, Costello, Courtney, Cramer, Crenshaw, Crowley, Cuellar, Culberson, Cummings, Davis (AL), Davis (CA), Davis (KY), Davis, David, Davis, Lincoln, Davis, Tom, Deal (GA), DeFazio, DeGette, Delahunt, Dent, Diaz-Balart, L., Diaz-Balart, M., Dicks, Dingell, Doggett, Donnelly, Doolittle, Doyle, Dreyer, Duncan, Edwards, Ehlers, Ellison, Ellsworth, Emanuel, Emerson, Engel, English (PA), Eshoo, Etheridge, Everett, Fallin, Farr, Fattah, Feeney, Ferguson, Filner, Flake, Forbes, Fortenberry, Fossella, Fox, Frank (MA), Frank (AZ), Frelinghuysen, Gallegly, Garrett (NJ), Gerlach, Giffords, Gilchrest, Gillibrand, Gillmor, Gingrey, Gohmert, Gonzalez, Goode, Goodlatte, Gordon, Granger, Graves, Green, Al, Green, Gene, Grijalva, Gutierrez, Hall (NY), Hall (TX), Hare, Harman, Hastert, Hastings (FL), Hastings (WA), Hayes, Heller, Hensarling, Herger, Herseth, Higgins, Hill, Hinchey, Hinojosa, Hirono, Hobson, Hodes, Hoekstra, Holt, Honda, Hooley, Hoyer, Hulshof, Hunter, Inglis (SC), Insee, Israel, Issa, Jackson (IL), Jefferson, Johnson (GA), Johnson (IL), Johnson, Sam, Jones (NC), Jordan, Kagen, Kanjorski, Kaptur, Keller, Kennedy, Kildee, King, Kind, King (IA), King (NY), Kingston, Kirk, Klein (FL), Kline (MN), Kline (MN), Knollenberg, Kucinich, Kuhl (NY), LaHood, Lamborn, Lampson, Langevin, Lantos, Larsen (WA), Latham, LaTourette, Lee, Levin, Lewis (CA), Lewis (GA), Lewis (KY), Linder, Lipinski, LoBiondo, Loebbeck, Lofgren, Zoe, Lowey, Lucas, Lungren, Daniel E., Lynch, Mack, Mahoney (FL), Maloney (NY), Manzullo, Marchant, Marshall, Matheson, Matsui, McCarthy (CA), McCarthy (NY), McCaul (TX), McCollum (MN), McCotter, McCrery, McDermott, McHenry, McHugh, McIntyre, McKeon, McMorris, Rodgers

- McNerney, McNulty, Meehan, Melancon, Mica, Michaud, Millender, McDonald, Miller (FL), Miller (MI), Miller (NC), Miller, Gary, Miller, George, Mitchell, Mollohan, Moore (KS), Moore (WI), Moran (KS), Moran (VA), Murphy (CT), Murphy, Patrick, Murphy, Tim, Murtha, Ryan (WI), Ryan (OH), Salazar, Sali, Myrick, Nadler, Napolitano, Neal (MA), Neugebauer, Nunes, Oberstar, Obeys, Oliver, Ortiz, Pallone, Pascrell, Pastor, Payne, Pearce, Pence, Perlmutter, Peterson (MN), Peterson (PA), Petri, Pickering, Pitts, Platts, Poe, Pomeroy, Porter, Price (GA), Price (NC), Pryce (OH), Putnam, Radanovich, Rahall, Ramstad, Rangel, Souder, Space, Spratt, Stark, Stearns, Stupak, Sullivan, Sutton, Tancredo, Tanner, Taylor, Terry, Thompson (CA), Thompson (MS), Thornberry, Tiberi, Tierney, Towns, Turner, Udall (CO), Upton, Van Hollen, Sali, Velazquez, Sanchez, Loretta, Sarbanes, Saxton, Schakowsky, Schiff, Schmidt, Schwartz, Scott (GA), Scott (VA), Sensenbrenner, Serrano, Sessions, Sestak, Shadegg, Shays, Shea-Porter, Sherman, Shimkus, Shuler, Shuster, Simpson, Sires, Skelton, Slaughter, Smith (NE), Smith (NJ), Smith (TX), Smith (WA), Snyder, Solis, Souder, Space, Spratt, Stark, Stearns, Stupak, Sullivan, Sutton, Tancredo, Tanner, Taylor, Terry, Thompson (CA), Thompson (MS), Thornberry, Tiberi, Tierney, Towns, Turner, Udall (CO), Upton, Van Hollen, Sali, Velazquez, Sanchez, Loretta, Sarbanes, Saxton, Schakowsky, Schiff, Schmidt, Schwartz, Scott (GA), Scott (VA), Sensenbrenner, Serrano, Sessions, Sestak, Shadegg, Shays, Shea-Porter, Sherman, Shimkus, Shuler, Shuster, Simpson, Sires, Skelton, Slaughter, Smith (NE), Smith (NJ), Smith (TX), Smith (WA), Wolf, Woolsey, Wu, Wynn, Yarmuth, Young (AK), Young (FL)

NAYS—1

NOT VOTING—22

- Abercrombie, Bono, Brown, Corrine, Butterfield, Cubin, Davis (IL), Davis, Jo Ann, DeLauro, Jackson-Lee (TX), Jindal, Johnson, E. B., Jones (OH), Kilpatrick, Larson (CT), McGovern, Meek (FL), Meeks (NY), Rush, Tauscher, Tiahrt, Udall (NM), Wasserman, Schultz

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said resolution, as amended, was agreed to.

A motion to reconsider the vote whereby the rules were suspended and said resolution, as amended, was agreed to was, by unanimous consent, laid on the table.

31.23 MOMENT OF SILENCE IN MEMORY OF THE LATE HONORABLE THOMAS J. EAGLETON

The SPEAKER pro tempore, Mr. ROTHMAN, announced that all Members stand and observe a moment of silence in memory of the late Honorable Thomas F. Eagleton.

31.24 H. RES. 149—UNFINISHED BUSINESS

The SPEAKER pro tempore, Mr. ROTHMAN, pursuant to clause 8, rule XX, announced the further unfinished business to be the motion to suspend the rules and agree to said resolution

(H. Res. 149) supporting the goals of International Women's Day.

The question being put,

Will the House suspend the rules and agree to said resolution?

The vote was taken by electronic device.

It was decided in the affirmative { Yeas ..... 403 Nays ..... 0

31.25

[Roll No. 122]

YEAS—403

- Ackerman, Aderholt, Akin, Alexander, Allen, Altmire, Andrews, Arcuri, Baca, Bachmann, Bachus, Baird, Baker, Baldwin, Barrett (SC), Barrow, Bartlett (MD), Barton (TX), Bean, Becerra, Berkley, Berman, Berry, Biggert, Bilbray, Bilirakis, Bishop (GA), Bishop (NY), Bishop (UT), Blackburn, Blumenauer, Blunt, Boehner, Bonner, Boozman, Boren, Boswell, Boucher, Boustany, Boyd (FL), Boyda (KS), Brady (TX), Braley (IA), Brown (SC), Brown-Waite, Buchanan, Burgess, Burton (IN), Buyer, Calvert, Camp (MI), Campbell (CA), Cannon, Cantor, Capito, Capps, Capuano, Cardoza, Carnahan, Carney, Carson, Carter, Castle, Castor, Chabot, Chandler, Clarke, Clay, Cleaver, Clyburn, Coble, Cohen, Cole (OK), Conaway, Conyers, Cooper, Costa, Costello, Courtney, Cramer, Crenshaw, Crowley, Cuellar, Culberson, Cummings, Davis (AL), Davis (CA), Davis (KY), Davis, David, Davis, Lincoln, Davis, Tom, Deal (GA), DeFazio, DeGette, Delahunt, Dent, Diaz-Balart, L., Diaz-Balart, M., Dicks, Dingell, Doggett, Donnelly, Doolittle, Doyle, Drake, Dreier, Duncan, Edwards, Ehlers, Ellison, Ellsworth, Emanuel, Emerson, Engel, English (PA), Eshoo, Etheridge, Everett, Fallin, Farr, Feeney, Ferguson, Filner, Flake, Forbes, Fortenberry, Fossella, Foxx, Frank (MA), Franks (AZ), Frelinghuysen, Gallegly, Garrett (NJ), Gerlach, Giffords, Gilchrest, Gillibrand, Gillmor, Gingrey, Gohmert, Gonzalez, Goode, Goodlatte, Granger, Graves, Green, Al, Green, Gene, Grijalva, Gutierrez, Hall (NY), Hall (TX), Hare, Harman, Hastert, Hastings (FL), Hastings (WA), Hayes, Heller, Hensarling, Herger, Herseth, Higgins, Hill, Hinchey, Hirono, Hobson, Hodes, Hoekstra, Holden, Holt, Honda, Hooley, Hoyer, Hulshof, Hunter, Inglis (SC), Insee, Israel, Issa, Jackson (IL), Jefferson, Johnson (GA), Johnson (IL), Johnson, Sam, Jones (NC), Jordan, Kagen, Kanjorski, Kaptur, Keller, Kennedy, Kildee, King, Kind, King (IA), King (NY), Kingston, Kirk, Klein (FL), Kline (MN), Knollenberg, Kucinich, Kuhl (NY), LaHood, Lamborn, Lampson, Langevin, Lantos, Larsen (WA), Latham, LaTourette, Lee, Levin, Lewis (CA), Lewis (GA), Lewis (KY), Linder, Lipinski, LoBiondo, Loebbeck, Lofgren, Zoe, Lowey, Lucas, Lungren, Daniel E., Lynch, Mack, Mahoney (FL), Maloney (NY), Manzullo, Marchant, Marshall, Matheson, Matsui, McCarthy (CA), McCarthy (NY), McCaul (TX), McCollum (MN), McCotter, McCrery, McDermott, McHenry, McHugh, McIntyre, McKeon, McMorris, Rodgers, Hirono, Meehan



Melancon	Ramstad	Snyder
Mica	Rangel	Solis
Michaud	Regula	Souder
Millender-	Rehberg	Spratt
McDonald	Reichert	Stark
Miller (FL)	Renzi	Stearns
Miller (MI)	Reyes	Stupak
Miller (NC)	Reynolds	Sullivan
Miller, Gary	Rodriguez	Sutton
Miller, George	Rogers (AL)	Tancredo
Mitchell	Rogers (KY)	Tanner
Mollohan	Rogers (MI)	Taylor
Moore (KS)	Rohrabacher	Terry
Moore (WI)	Ros-Lehtinen	Thompson (CA)
Moran (KS)	Roskam	Thompson (MS)
Moran (VA)	Ross	Thornberry
Murphy (CT)	Rothman	Tiberi
Murphy, Patrick	Roybal-Allard	Tierney
Murphy, Tim	Royce	Towns
Murtha	Ruppersberger	Turner
Musgrave	Ryan (OH)	Udall (CO)
Myrick	Ryan (WI)	Upton
Nadler	Salazar	Van Hollen
Napolitano	Sánchez, Linda	Velázquez
Neal (MA)	T.	Visclosky
Neugebauer	Sanchez, Loretta	Walberg
Nunes	Sarbanes	Walden (OR)
Oberstar	Schakowsky	Walsh (NY)
Obey	Schiff	Walz (MN)
Oliver	Schmidt	Wamp
Ortiz	Schwartz	Waters
Pallone	Scott (GA)	Watson
Pascarell	Scott (VA)	Watt
Pastor	Sensenbrenner	Waxman
Paul	Serrano	Weiner
Payne	Sessions	Welch (VT)
Pearce	Sestak	Weldon (FL)
Pence	Shadegg	Weller
Perlmutter	Shays	Westmoreland
Peterson (MN)	Shea-Porter	Wexler
Peterson (PA)	Sherman	Whitfield
Petri	Shimkus	Wicker
Pickering	Shuler	Wilson (NM)
Pitts	Shuster	Wilson (OH)
Platts	Simpson	Wilson (SC)
Poe	Sires	Wolf
Pomeroy	Skelton	Woolsey
Porter	Slaughter	Wu
Price (NC)	Smith (NE)	Wynn
Pryce (OH)	Smith (NJ)	Yarmuth
Putnam	Smith (TX)	Young (AK)
Rahall	Smith (WA)	Young (FL)

NOT VOTING—30

Abercrombie	Jackson-Lee	Radanovich
Bono	(TX)	Rush
Brady (PA)	Jindal	Sali
Brown, Corrine	Johnson, E. B.	Saxton
Butterfield	Jones (OH)	Space
Cubin	Kilpatrick	Tauscher
Davis (IL)	Larson (CT)	Tiahrt
Davis, Jo Ann	Markey	Udall (NM)
DeLauro	Meek (FL)	Wasserman
Fattah	Meeke (NY)	Schultz
Gordon	Price (GA)	

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said resolution was agreed to.

A motion to reconsider the vote whereby the rules were suspended and said resolution was agreed to was, by unanimous consent, laid on the table.

¶31.26 PROVIDING FOR CONSIDERATION OF H.R. 569

Ms. SLAUGHTER, by direction of the Committee on Rules, reported (Rept. No. 110-31) the resolution (H. Res. 214) providing for consideration of the bill (H.R. 569) to amend the Federal Water Pollution Control Act to authorize appropriations for sewer overflow control grants.

When said resolution and report were referred to the House Calendar and ordered printed.

¶31.27 PROVIDING FOR CONSIDERATION OF H.R. 700

Ms. SLAUGHTER, by direction of the Committee on Rules, reported (Rept. No. 110-32) the resolution (H. Res. 215)

providing for consideration of the bill (H.R. 700) to amend the Water Pollution Control Act to extend the pilot program for alternative water source projects.

When said resolution and report were referred to the House Calendar and ordered printed.

¶31.28 FURTHER MESSAGE FROM THE SENATE

A further message from the Senate by Ms. Curtis, one of its clerks, announced that the Senate agreed to the following resolution:

S. RES. 97

Whereas Thomas F. Eagleton spent his 30-year career in elected office dedicating himself to his country and his home state, representing Missouri in the United States Senate for 18 years;

Whereas Thomas F. Eagleton served in the United States Navy from 1948 until 1949;

Whereas Thomas F. Eagleton, a graduate of Amherst College and Harvard University Law School, launched his political career with his election as St. Louis Circuit Attorney in 1956 and was elected Missouri Attorney General in 1960 and Missouri Lieutenant Governor in 1964;

Whereas Thomas F. Eagleton was elected to the United States Senate in 1968, ultimately serving three terms and leaving an imprint on United States history by co-authoring legislation creating the Pell Grant program to provide youth with higher education assistance, helping to create the National Institute on Aging, and leading the charge to designate 8 federally-protected wilderness areas in southern Missouri;

Whereas Thomas F. Eagleton continued to contribute to his community, state, and nation following his 1986 retirement by practicing law, teaching college courses, writing political commentaries, and encouraging civility in politics;

*Resolved*, That the Senate has heard with profound sorrow and deep regret the announcement of the death of the Honorable Thomas F. Eagleton, former member of the United States Senate.

*Resolved*, That the Secretary of the Senate communicate these resolutions to the House of Representatives and transmit an enrolled copy thereof to the family of the deceased.

*Resolved*, That when the Senate stands adjourned today, it stand adjourned as a further mark of respect to the memory of the Honorable Thomas F. Eagleton.

¶31.29 SENATE BILL AND CONCURRENT RESOLUTION REFERRED

Bills of the Senate of the following titles were taken from the Speaker's table and, under the rule, referred as follows:

S. 743. An Act to amend title 36, United States Code, to modify the individuals eligible for associate membership in the Military Order of the Purple Heart of the United States of America, Incorporated; to the Committee on the Judiciary.

S. Con. Res. 16. A concurrent resolution calling on the Government of Uganda and the Lord's Resistance Army (LRA) to recommit to a political solution to the conflict in northern Uganda and to recommence vital peace talks, and urging immediate and substantial support for the ongoing peace process from the United States and the international community; to the Committee on Foreign Affairs.

¶31.30 LEAVE OF ABSENCE

By unanimous consent, leave of absence was granted—

To Mr. ABERCROMBIE, for today and March 7 until 4 p.m.;

To Ms. DELAURO, for today after 4:30 p.m. and March 7 until 4:30 p.m.;

To Mr. LARSON of Connecticut, for today and balance of the week; and

To Ms. WASSERMAN SCHULTZ, for today.

And then,

¶31.31 ADJOURNMENT

On motion of Mr. GOHMERT, at 9 o'clock and 50 minutes p.m., the House adjourned.

¶31.32 REPORTS OF COMMITTEES ON PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XIII, reports of committees were delivered to the Clerk for printing and reference to the proper calendar, as follows:

Ms. MATSUI: Committee on Rules. House Resolution 214. Resolution providing for consideration of the bill (H.R. 569) to amend the Federal Water Pollution Control Act to authorize appropriations for sewer overflow control grants (Rept. 110-31). Referred to the House Calendar.

Mr. CARDOZA: Committee on Rules. House Resolution 215. Resolution providing for consideration of the bill (H.R. 700) to amend the Federal Water Pollution Control Act to extend the pilot program for alternative water source projects (Rept. 110-32). Referred to the House Calendar.

Mr. OBERSTAR: Committee on Transportation and Infrastructure. H.R. 799. A bill to reauthorize and improve the program authorized by the Appalachian Regional Development Act of 1965, with an amendment (Rept. 110-33). Referred to the Committee of the Whole House on the state of the Union.

¶31.33 PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XII, public bills and resolutions were introduced and severally referred, as follows:

By Ms. ROYBAL-ALLARD (for herself and Mr. GEORGE MILLER of California):

H.R. 1327. A bill to direct the Occupational Safety and Health Administration to complete its rulemaking on Employer Payment for Personal Protective Equipment for workers; to the Committee on Education and Labor.

By Mr. PALLONE (for himself, Mr. RAHALL, Mr. YOUNG of Alaska, Mr. KILDEE, Mr. GEORGE MILLER of California, Mr. FALEOMAVAEGA, Mrs. CHRISTENSEN, Mr. GRIJALVA, Mr. BOREN, Mr. HINCHEY, Mr. KENNEDY, Mr. KIND, Mr. INSLEE, Mr. BACA, Mr. UDALL of New Mexico, Mr. RENZI, Mr. WU, Mr. CONYERS, Mr. OBERSTAR, Mr. THOMPSON of California, Mr. WAXMAN, Mr. COLE of Oklahoma, Mr. BOSWELL, Ms. HERSETH, Mr. ENGEL, Mr. KAGEN, Ms. BORDALLO, Mrs. BONO, Mr. MORAN of Virginia, Mr. MCDERMOTT, Mr. HONDA, Mr. FILNER, Mr. MCKEON, and Ms. SOLIS):

H.R. 1328. A bill to amend the Indian Health Care Improvement Act to revise and extend that Act; to the Committee on Natural Resources, and in addition to the Committees on Energy and Commerce, and Ways and Means, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. BARTON of Texas (for himself and Mr. DEAL of Georgia):

H.R. 1329. A bill to amend title XXI of the Social Security Act to make available additional amounts to address the funding shortfalls in the State Children's Health Insurance Program for fiscal year 2007; to the Committee on Energy and Commerce.

By Mr. CARNEY (for himself and Mr. BURTON of Indiana):

H.R. 1330. A bill to amend title 10, United States Code, to extend the time limit for the use of education assistance by members of the Selected Reserve and members of the reserve component supporting contingency operations and certain other operations; to the Committee on Armed Services.

By Mr. DOGGETT (for himself, Mr. ABERCROMBIE, Mr. BACHUS, Mr. BECERRA, Mr. BERMAN, Mr. BISHOP of New York, Mr. BLUMENAUER, Mr. BURGESS, Mr. CLEAVER, Mr. CUELLAR, Mr. DAVIS of Illinois, Mr. LINCOLN DAVIS of Tennessee, Mr. DEFAZIO, Mr. EDWARDS, Mr. EHLERS, Mr. ELLISON, Mr. FARR, Mr. FILNER, Mr. GONZALEZ, Mr. AL GREEN of Texas, Mr. GENE GREEN of Texas, Mr. HALL of New York, Mr. HASTINGS of Florida, Ms. HOOLEY, Mr. HOLT, Mr. INSLEE, Mr. ISRAEL, Mr. JEFFERSON, Ms. EDDIE BERNICE JOHNSON of Texas, Mr. KANJORSKI, Ms. KAPTUR, Mr. KENNEDY, Mr. KIND, Mr. LAMPSON, Mr. LANTOS, Mr. LEWIS of Georgia, Mrs. MALONEY of New York, Ms. MATSUI, Mrs. MCCARTHY of New York, Mr. MCCAUL of Texas, Mr. MCDERMOTT, Mr. MCGOVERN, Mr. MEEHAN, Mr. MICHAUD, Mr. MILLER of North Carolina, Mr. MOORE of Kansas, Mr. MORAN of Virginia, Mrs. MUSGRAVE, Mrs. NAPOLITANO, Mr. RODRIGUEZ, Ms. LINDA T. SANCHEZ of California, Mr. SCHIFF, Ms. SCHWARTZ, Mr. SHULER, Mr. SMITH of Texas, Mr. THOMPSON of California, Mr. TOWNS, Mr. UDALL of New Mexico, Mr. UPTON, Mr. VAN HOLLEN, Mr. WAMP, Ms. WATSON, Mr. WAXMAN, Ms. WOOLSEY, and Mr. WU):

H.R. 1331. A bill to amend the Internal Revenue Code of 1986 to provide a tax credit for new qualified plug-in hybrid motor vehicles; to the Committee on Ways and Means.

By Ms. BEAN (for herself, Mr. CHABOT, and Ms. VELÁZQUEZ):

H.R. 1332. A bill to improve the access to capital programs of the Small Business Administration, and for other purposes; to the Committee on Small Business.

By Mr. DENT (for himself, Mrs. EMERSON, Mr. EHLERS, Mr. LAHOOD, Mr. REICHERT, Mr. GERLACH, Ms. GINNY BROWN-WAITE of Florida, Mr. KIRK, Mr. PATRICK MURPHY of Pennsylvania, Ms. FOX, Mr. MCCAUL of Texas, Mr. ROGERS of Alabama, Mr. BARTLETT of Maryland, Mr. UPTON, Mr. HOLDEN, Mr. GRAVES, Mr. PLATTS, Mr. KING of Iowa, Mr. RUPPERSBERGER, Mr. BRADY of Pennsylvania, Mr. MICHAUD, Mr. ENGLISH of Pennsylvania, Mr. MCCOTTER, Mr. TERRY, Mr. DUNCAN, Mr. SHUSTER, Mr. BURTON of Indiana, Mr. GOHMERT, Mr. RENZI, Mrs. BLACKBURN, Mr. SPRATT, Mr. SMITH of Nebraska, Mr. TOM DAVIS of Virginia, Mr. BOSWELL, and Mr. KING of New York):

H.R. 1333. A bill to amend the Homeland Security Act of 2002 to direct the Secretary to enter into an agreement with the Secretary of the Air Force to use Civil Air Patrol personnel and resources to support homeland security missions; to the Committee on Homeland Security, and in addition to the Committee on Transportation and Infrastructure, for a period to be subse-

quently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. YOUNG of Alaska (for himself and Mr. REICHERT):

H.R. 1334. A bill to provide for the tax treatment of income received in connection with the litigation concerning the Exxon Valdez oil spill, and for other purposes; to the Committee on Ways and Means.

By Mr. BARRETT of South Carolina:

H.R. 1335. A bill to designate the facility of the United States Postal Service located at 508 East Main Street in Seneca, South Carolina, as the "S/Sgt Lewis G. Watkins Post Office Building"; to the Committee on Oversight and Government Reform.

By Mr. BLUMENAUER:

H.R. 1336. A bill to amend the National Trails System Act to require the Secretary of the Interior to update the feasibility and suitability studies of four national historic trails, and for other purposes; to the Committee on Natural Resources.

By Mr. COLE of Oklahoma:

H.R. 1337. A bill to provide for a feasibility study of alternatives to augment the water supplies of the Central Oklahoma Master Conservancy District and cities served by the District; to the Committee on Natural Resources.

By Ms. DELAURO (for herself, Mr. HALL of New York, Mr. LEVIN, Mr. LARSON of Connecticut, Ms. DEGETTE, Ms. BORDALLO, Mr. SKELTON, Mr. HONDA, Ms. BERKLEY, Ms. SCHAKOWSKY, Mr. DOYLE, Mr. KILDEE, Mr. BOSWELL, Ms. CARSON, Mr. FILNER, Mr. OBERSTAR, Mr. WYNN, Ms. ESHOO, Mr. PRICE of North Carolina, Ms. SCHWARTZ, Mrs. MALONEY of New York, Mrs. CAPP, Mr. HINCHEY, Mr. GEORGE MILLER of California, Mr. BUTTERFIELD, Mr. MORAN of Virginia, Mr. LANTOS, Ms. WOOLSEY, Ms. NOR-TON, Mr. DINGELL, Ms. MCCOLLUM of Minnesota, Mr. DOGGETT, Mr. OBEY, Mr. MOORE of Kansas, Ms. KILPATRICK, Mr. DEFAZIO, Mr. BERMAN, Ms. ZOE LOFGREN of California, Mrs. CHRISTENSEN, Mr. ALLEN, Mr. SHERMAN, Mr. CONYERS, Mr. KENNEDY, Mr. RYAN of Ohio, Mr. BACA, Ms. SOLIS, Mr. ELLISON, Mrs. MCCARTHY of New York, and Mr. GRIJALVA):

H.R. 1338. A bill to amend the Fair Labor Standards Act of 1938 to provide more effective remedies to victims of discrimination in the payment of wages on the basis of sex, and for other purposes; to the Committee on Education and Labor.

By Mr. FORTUÑO:

H.R. 1339. A bill to make residents of Puerto Rico eligible for the earned income tax credit; to the Committee on Ways and Means.

By Mr. FORTUÑO:

H.R. 1340. A bill to amend the Internal Revenue Code of 1986 to promote freedom, fairness, and economic opportunity by establishing National Enterprise Zones to promote prosperity in economically depressed areas; to the Committee on Ways and Means.

By Mr. GILLMOR (for himself, Ms. DEGETTE, Mr. KUCINICH, and Mr. JONES of North Carolina):

H.R. 1341. A bill to require corporate income reported to the Internal Revenue Service to be included in annual reports to the Securities and Exchange Commission; to the Committee on Financial Services.

By Mr. GINGREY:

H.R. 1342. A bill to suspend the visa waiver program until certain entry-exit control requirements are met, and for other purposes; to the Committee on the Judiciary.

By Mr. GENE GREEN of Texas (for himself and Mr. PICKERING):

H.R. 1343. A bill to amend the Public Health Service Act to provide additional authorizations of appropriations for the health centers program under section 330 of such Act; to the Committee on Energy and Commerce.

By Ms. HERSETH (for herself, Mr. POMEROY, Mrs. EMERSON, and Mr. MCGOVERN):

H.R. 1344. A bill to improve Federal nutrition programs; to the Committee on Education and Labor, and in addition to the Committee on Agriculture, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. HIGGINS (for himself, Mr. REYNOLDS, and Ms. SLAUGHTER):

H.R. 1345. A bill to amend the Energy Employees Occupational Illness Compensation Program Act of 2000 to include certain former nuclear weapons program workers in the Special Exposure Cohort under the energy employees occupational illness compensation program; to the Committee on the Judiciary, and in addition to the Committee on Education and Labor, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. HONDA (for himself, Ms. BALDWIN, Ms. BERKLEY, Mrs. CAPP, Ms. CARSON, Mr. CLEAVER, Mr. CUMMINGS, Mr. DEFAZIO, Mr. DELAHUNT, Ms. DELAURO, Mr. ELLISON, Mr. FARR, Mr. FRANK of Massachusetts, Mr. GENE GREEN of Texas, Mr. GRIJALVA, Mr. HARE, Mr. KUCINICH, Ms. ZOE LOFGREN of California, Mrs. MALONEY of New York, Ms. MCCOLLUM of Minnesota, Mr. MCDERMOTT, Mr. MCGOVERN, Mr. GEORGE MILLER of California, Mr. MORAN of Virginia, Mrs. NAPOLITANO, Mr. OLVER, Mr. PAUL, Ms. SCHAKOWSKY, Mr. SERRANO, Mr. STARK, Mr. TIERNEY, Mr. VAN HOLLEN, Mr. WEXLER, Ms. WOOLSEY, Mr. CONYERS, Ms. ESHOO, Ms. HIRONO, and Mr. KAGEN):

H.R. 1346. A bill to amend the Elementary and Secondary Education Act of 1965 to direct local educational agencies to release secondary school student information to military recruiters if the student's parent provides written consent for the release, and for other purposes; to the Committee on Education and Labor.

By Ms. HOOLEY (for herself, Ms. BEAN, Mr. MCGOVERN, Mr. JOHNSON of Georgia, Mr. PATRICK MURPHY of Pennsylvania, Ms. BERKLEY, Mr. STARK, Mr. FILNER, Mr. MILLER of North Carolina, Ms. MATSUI, Mr. LIPINSKI, Mr. BOSWELL, Mr. KIND, Mr. SPRATT, Mr. BAIRD, Mrs. CAPP, Ms. DEGETTE, Mr. WYNN, Mrs. MALONEY of New York, Mr. CONYERS, Mr. COURTNEY, Mr. DEFAZIO, Mr. HOLT, Mr. INSLEE, Mr. MCDERMOTT, Mr. MCINTYRE, Mr. MICHAUD, Mr. MOORE of Kansas, Mr. ROSS, Ms. SCHAKOWSKY, Mr. TANNER, Mr. THOMPSON of California, Mr. VAN HOLLEN, Ms. MCCOLLUM of Minnesota, and Mr. BOREN):

H.R. 1347. A bill to extend the period during which members of the Armed Forces deployed in contingency operations may request and receive reimbursement for helmet pads, which are designed to protect the wearer from bomb blasts and non-ballistic impacts, that are purchased by such members; to the Committee on Armed Services.

By Mr. KENNEDY (for himself and Mr. SULLIVAN):

H.R. 1348. A bill to redesignate the National Institute on Drug Abuse as the National Institute on Diseases of Addiction,

and to redesignate the National Institute on Alcohol Abuse and Alcoholism as the National Institute on Alcohol Disorders and Health; to the Committee on Energy and Commerce.

By Mr. KING of New York:

H.R. 1349. A bill to amend the Internal Revenue Code of 1986 to repeal the 1993 increase in income taxes on Social Security benefits; to the Committee on Ways and Means.

By Mr. EHLERS (for himself, Mr. EMANUEL, Mr. KIRK, Mr. DINGELL, Mr. REYNOLDS, Mr. LATOURETTE, Mr. WALBERG, Mrs. MILLER of Michigan, Mr. KNOLLENBERG, Mr. CAMP of Michigan, Mr. HOEKSTRA, Mr. UPTON, and Mr. STUPAK):

H.R. 1350. A bill to establish a collaborative program to protect the Great Lakes, and for other purposes; to the Committee on Transportation and Infrastructure, and in addition to the Committees on Natural Resources, Science and Technology, and House Administration, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mrs. LOWEY (for herself and Mrs. MALONEY of New York):

H.R. 1351. A bill to amend the Federal Fire Prevention and Control Act of 1974 to authorize the Administrator of the United States Fire Administration to provide assistance to firefighting task forces, and for other purposes; to the Committee on Science and Technology.

By Mr. MARKEY (for himself, Mr. WAXMAN, Mr. CONYERS, Mr. GEORGE MILLER of California, Mr. CAPUANO, Mr. VAN HOLLEN, Mr. ALLEN, Mr. BLUMENAUER, Mr. DAVIS of Illinois, Mrs. DAVIS of California, Mr. GRIJALVA, Mr. HINCHEY, Mr. HOLT, Mr. KUCINICH, Ms. LEE, Mr. LEWIS of Georgia, Mrs. MALONEY of New York, Ms. MCCOLLUM of Minnesota, Mr. MCGOVERN, Mr. PAYNE, Mr. SERRANO, Mr. PASTOR, Ms. SCHAKOWSKY, Mr. TIERNEY, Ms. WOOLSEY, Ms. BALDWIN, Mrs. CAPPS, Ms. DELAURO, Mr. FARR, Ms. JACKSON-LEE of Texas, Ms. MATSUI, Mr. McNULTY, Mr. MEEHAN, Mr. MICHAUD, Mr. MORAN of Virginia, Mr. NADLER, Mr. OLVER, Mr. PRICE of North Carolina, Mr. ROTHMAN, Mr. THOMPSON of California, Mr. UDALL of New Mexico, Ms. WATSON, Mr. MCDERMOTT, Mr. RUSH, Mr. HONDA, and Mr. SRES):

H.R. 1352. A bill to prohibit the return or other transfer of persons by the United States, for the purpose of detention, interrogation, trial, or otherwise, to countries where torture or other inhuman treatment of persons occurs, and for other purposes; to the Committee on Foreign Affairs.

By Mr. MOORE of Kansas (for himself and Mr. SALAZAR):

H.R. 1353. A bill to amend title II of the Social Security Act to ensure that the receipts and disbursements of the Social Security trust funds are not included in a unified Federal budget and to provide that Social Security contributions are used to protect Social Security solvency by mandating that Trust Fund monies cannot be diverted to create private accounts; to the Committee on Ways and Means, and in addition to the Committee on the Budget, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. MORAN of Virginia (for himself, Mr. LAHOOD, Mr. CROWLEY, Mr. FARR, Mr. GRIJALVA, Ms. KAPTUR, Mr. KENNEDY, Mr. MARKEY, Mrs. MCCARTHY of New York, Ms. WOOL-

SEY, Mrs. MALONEY of New York, Ms. BERKLEY, Mr. STARK, Ms. HIRONO, Mr. WAXMAN, Ms. MCCOLLUM of Minnesota, Mr. LANGEVIN, Mr. CAPUANO, Mr. HARE, Mr. VAN HOLLEN, Mr. NADLER, Mr. RAMSTAD, Mr. MCDERMOTT, Mr. HONDA, Mr. PASCRELL, Mr. WU, Mr. FILNER, Mr. RUSH, Mr. SHAYS, Mr. BERMAN, Mr. PETERSON of Minnesota, Ms. CARSON, Ms. MATSUI, Mr. KAGEN, Mr. WEXLER, Ms. SHEA-POR-TER, Mr. MURTHA, Mr. BISHOP of Georgia, Mr. BOYD of Florida, and Mr. ROTHMAN):

H.R. 1354. A bill to amend titles 10 and 38, United States Code, to improve benefits and services for members of the Armed Forces, veterans of the Global War on Terrorism, and other veterans, to require reports on the effects of the Global War on Terrorism, and for other purposes; to the Committee on Veterans' Affairs, and in addition to the Committee on Armed Services, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mrs. MYRICK (for herself and Mr. MCINTYRE):

H.R. 1355. A bill to improve sharing of immigration information among Federal, State, and local law enforcement officials, to improve State and local enforcement of immigration laws, and for other purposes; to the Committee on the Judiciary, and in addition to the Committee on Homeland Security, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. OBERSTAR (for himself, Mr. MICA, Mr. COSTELLO, and Mr. PETRI) (all by request):

H.R. 1356. A bill to amend title 49, United States Code, to authorize appropriations for the Federal Aviation Administration for fiscal years 2008 through 2010, to improve aviation safety and capacity, to provide stable, cost-based funding for the national aviation system, and for other purposes; to the Committee on Transportation and Infrastructure, and in addition to the Committees on Science and Technology, and Ways and Means, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Ms. ROS-LEHTINEN (for herself, Mr. BLUNT, Mr. LANTOS, Mr. CANTOR, Mr. SHERMAN, Mr. FOSSELLA, Mr. PENCE, Mr. CHABOT, Mr. TANCREDO, Mr. BURTON of Indiana, Mr. ROHR-ABACHER, Mr. SMITH of New Jersey, Mr. FORTUÑO, Mr. WEXLER, Mr. CROWLEY, Mr. KLEIN of Florida, and Mr. MCCAUL of Texas):

H.R. 1357. A bill to require divestiture of current investments in Iran, to prohibit future investments in Iran, and to require disclosure to investors of information relating to such investments; to the Committee on Financial Services, and in addition to the Committees on Oversight and Government Reform, and Education and Labor, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. SHADEGG (for himself, Mr. PASTOR, Mr. FLAKE, and Mr. RENZI):

H.R. 1358. A bill to create a new non-immigrant visa category for registered nurses, and for other purposes; to the Committee on the Judiciary.

By Mr. SHADEGG (for himself, Mr. WESTMORELAND, Mr. MILLER of Florida, Mr. GARRETT of New Jersey, Mr. LAMBORN, Mr. GINGREY, Mr. FLAKE, Mr. GOHMERT, Mr. MARCHANT, Ms.

FOXX, Mr. BARTLETT of Maryland, Mr. BURTON of Indiana, Mr. HERGER, Mr. AKIN, Mr. CONAWAY, Mr. BISHOP of New York, Mr. PAUL, Mr. MCCOTTER, and Mrs. MYRICK):

H.R. 1359. A bill to require Congress to specify the source of authority under the United States Constitution for the enactment of laws, and for other purposes; to the Committee on the Judiciary, and in addition to the Committee on Rules, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. SHAYS:

H.R. 1360. A bill to amend title 4 of the United States Code to limit the extent to which States may tax the compensation earned by nonresident telecommuters; to the Committee on the Judiciary.

By Ms. VELÁZQUEZ (for herself, Mr. BAKER, Mr. JEFFERSON, Mr. TAYLOR, Mr. MELANCON, Mr. GONZALEZ, Mr. GRIJALVA, Mr. LIPINSKI, Ms. MOORE of Wisconsin, Mr. BRALEY of Iowa, and Mr. JOHNSON of Georgia):

H.R. 1361. A bill to improve the disaster relief programs of the Small Business Administration, and for other purposes; to the Committee on Small Business.

By Mr. WAXMAN:

H.R. 1362. A bill to reform acquisition practices of the Federal Government; to the Committee on Oversight and Government Reform, and in addition to the Committee on Armed Services, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Ms. WOOLSEY (for herself and Mr. SHAYS):

H.R. 1363. A bill to amend the Child Nutrition Act of 1966 to improve the nutrition and health of schoolchildren by updating the definition of "food of minimal nutritional value" to conform to current nutrition science and to protect the Federal investment in the national school lunch and breakfast programs; to the Committee on Education and Labor.

By Mr. MCGOVERN (for himself and Mrs. BONO):

H. Con. Res. 81. Concurrent resolution expressing the sense of the Congress regarding bone marrow diseases; to the Committee on Energy and Commerce.

By Mr. FERGUSON:

H. Con. Res. 82. Concurrent resolution expressing the sense of the Congress that a commemorative postage stamp should be issued in honor of the USS New Jersey and all those who served aboard her; to the Committee on Oversight and Government Reform.

By Mr. POE (for himself, Mr. GRAVES, Mr. GINGREY, Mr. DAVIS of Kentucky, Mr. SIMPSON, Mr. GOODE, Mr. WAMP, Mr. AKIN, Mrs. BLACKBURN, Mr. JONES of North Carolina, Mr. GARY G. MILLER of California, Mr. FEENEY, Mr. HUNTER, Mrs. MYRICK, Mr. BURTON of Indiana, Mr. MARCHANT, Mr. MCHENRY, Mr. FORBES, Mr. DOOLITTLE, Mr. MCCRERY, Ms. GINNY BROWN-WAITE of Florida, Mr. GARRETT of New Jersey, Mr. MCCAUL of Texas, Mr. CAMPBELL of California, Mr. SAM JOHNSON of Texas, Mr. ROYCE, Mr. ROHRABACHER, and Mr. BILBRAY):

H. Con. Res. 83. Concurrent resolution expressing the sense of the Congress that State and local governments should be supported for taking actions to discourage illegal immigration and that legislation should be enacted to ease the burden on State and local governments for taking such actions; to the

Committee on the Judiciary, and in addition to the Committee on Homeland Security, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. SHUSTER:

H. Res. 216. A resolution commending the Juniata College volleyball team for winning the NCAA Division III Women's Volleyball Championship; to the Committee on Education and Labor.

By Mr. WU:

H. Res. 217. A resolution expressing the sense of the House of Representatives concerning the 50th anniversary of Celilo Falls; to the Committee on Natural Resources.

### ¶31.34 PRIVATE BILLS AND RESOLUTIONS

Under clause 3 of rule XII,

Mr. LATOURETTE introduced a bill (H.R. 1364) for the relief of Zdenko Lisak; which was referred to the Committee on the Judiciary.

### ¶31.35 ADDITIONAL SPONSORS

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

H.R. 23: Mr. REYES.  
 H.R. 39: Mr. BRALEY of Iowa.  
 H.R. 74: Mr. HILL.  
 H.R. 101: Ms. WASSERMAN SCHULTZ.  
 H.R. 133: Mr. EVERETT.  
 H.R. 140: Mr. GORDON and Mr. MEEHAN.  
 H.R. 146: Mr. WOLF.  
 H.R. 157: Mr. GRIJALVA and Mr. LEWIS of Georgia.  
 H.R. 216: Mr. CONYERS.  
 H.R. 217: Mr. CONYERS and Mr. STARK.  
 H.R. 243: Mr. MCCOTTER.  
 H.R. 367: Mr. MCCAUL of Texas.  
 H.R. 413: Mr. HONDA.  
 H.R. 419: Mr. COLE of Oklahoma.  
 H.R. 436: Mr. MILLER of Florida.  
 H.R. 464: Ms. WATSON.  
 H.R. 507: Mr. LEWIS of Georgia, Mr. SPACE, Mr. ROSS, Mr. REYES, Mr. CUMMINGS, Mr. CLAY, Mr. ETHERIDGE, and Mr. CONYERS.  
 H.R. 549: Mr. COHEN, Mr. JOHNSON of Illinois, Mr. RADANOVICH, and Ms. CARSON.  
 H.R. 570: Mr. GERLACH.  
 H.R. 588: Mr. CARNEY.  
 H.R. 642: Ms. BERKLEY, Mr. HOLDEN, and Mr. SCOTT of Virginia.  
 H.R. 643: Ms. BERKLEY, Ms. SCHAKOWSKY, Mr. BOOZMAN, Mr. RUSH, Mr. HASTINGS of Florida, and Mrs. DAVIS of California.  
 H.R. 661: Mr. WU.  
 H.R. 662: Mr. FATTAH, Ms. JACKSON-LEE of Texas, and Mr. WAXMAN.  
 H.R. 694: Mr. BRADY of Pennsylvania and Mr. JEFFERSON.  
 H.R. 710: Mr. GENE GREEN of Texas, Mr. GONZALEZ, Mr. WOLF, Mr. BUTTERFIELD, Mr. CUMMINGS, Mr. HELLER, and Ms. HIRONO.  
 H.R. 718: Mr. WILSON of South Carolina, Mrs. CUBIN, and Mr. ALEXANDER.  
 H.R. 721: Mr. MICHAUD, Mr. BOYD of Florida, and Mr. NUNES.  
 H.R. 727: Mr. PATRICK MURPHY of Pennsylvania, Mr. ENGEL, and Mr. HOLDEN.  
 H.R. 736: Mr. MANZULLO.  
 H.R. 746: Ms. NORTON and Mr. PAYNE.  
 H.R. 748: Mr. MCINTYRE, Ms. MCCOLLUM of Minnesota, and Mr. BOSWELL.  
 H.R. 769: Mr. KLINE of Minnesota.  
 H.R. 787: Ms. CLARKE, Mr. ELLISON, Mr. SIRES, Mr. JACKSON of Illinois, Mr. CAPUANO, Mr. WYNN, and Mr. PASCRELL.  
 H.R. 805: Mr. CARNAHAN, Mr. MCCOTTER, Mr. MCCAUL of Texas, and Mr. HOLDEN.  
 H.R. 814: Mr. GRIJALVA.  
 H.R. 822: Mr. RUSH and Mr. HONDA.  
 H.R. 847: Mr. PEARCE and Mr. COHEN.  
 H.R. 869: Mr. SPACE, Mr. RAHALL, and Mr. TERRY.

H.R. 872: Mr. REYES and Mr. KAGEN.  
 H.R. 873: Mr. COHEN.  
 H.R. 876: Mr. GENE GREEN of Texas.  
 H.R. 887: Mr. GENE GREEN of Texas.  
 H.R. 901: Mr. CROWLEY, Mrs. MCCARTHY of New York, and Mr. WAXMAN.  
 H.R. 913: Mr. LAMPSON.  
 H.R. 916: Ms. LINDA T. SANCHEZ of California.  
 H.R. 931: Mrs. MUSGRAVE.  
 H.R. 933: Mr. COHEN.  
 H.R. 938: Mr. BOOZMAN.  
 H.R. 947: Ms. KILPATRICK.  
 H.R. 950: Mr. HOLDEN.  
 H.R. 962: Ms. MATSUI.  
 H.R. 971: Mrs. MCMORRIS RODGERS, Mr. BRALEY of Iowa, Mr. MCINTYRE, Mr. BOUSTANY, Mr. KLEIN of Florida, Mr. MCHUGH, Mr. HERGER, Mr. FILNER, Mr. ORTIZ, and Mr. SALAZAR.  
 H.R. 972: Mr. HOLDEN.  
 H.R. 1017: Mr. LEVIN and Mr. COHEN.  
 H.R. 1030: Ms. BORDALLO.  
 H.R. 1031: Mr. THOMPSON of Mississippi, Mr. AL GREEN of Texas, Mr. JEFFERSON, Ms. LEE, Ms. WATSON, Mr. CUMMINGS, Mrs. CAPPs, Mr. RUSH, Mr. McNULTY, Mr. HONDA, Mr. CUELLAR, and Mr. ABERCROMBIE.  
 H.R. 1032: Ms. WATSON and Mr. MCCOTTER.  
 H.R. 1038: Mr. WAMP.  
 H.R. 1055: Mr. GENE GREEN of Texas.  
 H.R. 1061: Mr. WELCH of Vermont.  
 H.R. 1072: Mr. RUSH, Mr. McDERMOTT, Mr. DELAHUNT, Mrs. MCCARTHY of New York, Mr. CUMMINGS, Mr. MCGOVERN, Ms. JACKSON-LEE of Texas, and Ms. WOOLSEY.  
 H.R. 1073: Mr. WEINER, Mr. WALSH of New York, Mr. GENE GREEN of Texas, Mr. KING of New York, Mr. COSTELLO, Mr. ORTIZ, Mr. BISHOP of New York, Mr. PASTOR, Ms. ZOE LOFGREN of California, Mrs. BOYDA of Kansas, and Mrs. MALONEY of New York.  
 H.R. 1076: Mr. COSTELLO.  
 H.R. 1082: Mr. KILDEE, Mr. STARK, Mr. PAYNE, Mr. UDALL of Colorado, Mr. MCHUGH, Mr. ELLISON, and Mrs. NAPOLITANO.  
 H.R. 1092: Mr. McDERMOTT.  
 H.R. 1093: Mr. FARR, Ms. JACKSON-LEE of Texas, Ms. BERKLEY, Mr. GARY G. MILLER of California, and Mr. CONYERS.  
 H.R. 1125: Mr. BISHOP of Georgia, Mrs. CAPITO, Ms. SHEA-PORTER, Mr. COBLE, Mr. HALL of Texas, Mr. MACK, Mr. JONES of North Carolina, Mr. MANZULLO, Mr. MATHESON, Mr. RENZI, Mr. PAUL, Mr. HUNTER, Mr. ROSKAM, and Mr. STARK.  
 H.R. 1126: Ms. SUTTON, Mr. ALTMIRE, Mr. WILSON of Ohio, and Mr. HOLDEN.  
 H.R. 1144: Mr. COHEN, Ms. DEGETTE, Mr. HONDA, Mr. JINDAL, Ms. ZOE LOFGREN of California, Mr. GONZALEZ, Ms. MCCOLLUM of Minnesota, Mr. MCGOVERN, Mr. PASTOR, Ms. SCHAKOWSKY, Ms. VELÁZQUEZ, and Mr. WEXLER.  
 H.R. 1146: Mr. EVERETT.  
 H.R. 1152: Mr. ROGERS of Michigan.  
 H.R. 1176: Mr. GRIJALVA.  
 H.R. 1192: Mr. GERLACH.  
 H.R. 1238: Mr. WAXMAN.  
 H.R. 1250: Mr. SENSENBRENNER.  
 H.R. 1261: Mr. MACK, Mr. WALBERG, Mr. CANNON, Mr. DAVIS of Kentucky, Mr. TERRY, Mr. WILSON of South Carolina, Mrs. MYRICK, Mr. MARCHANT, Mr. DOOLITTLE, and Mr. MCCAUL of Texas.  
 H.R. 1280: Ms. SCHAKOWSKY, Mr. CUMMINGS, Mr. HIGGINS, Mr. HILL, Mr. KILDEE, and Mr. BERMAN.  
 H.R. 1283: Mr. COOPER and Mr. PRICE of North Carolina.  
 H.R. 1303: Mr. LIPINSKI, Mr. BERMAN, and Mr. JOHNSON of Illinois.  
 H.R. 1307: Mr. YOUNG of Florida, Mr. MCCAUL of Texas, and Mr. EVERETT.  
 H.R. 1308: Mr. BERMAN.  
 H.R. 1324: Ms. ROS-LEHTINEN and Mr. SHERMAN.  
 H.J. Res. 1: Mr. FORTENBERRY and Mr. BOSWELL.

H.J. Res. 14: Mr. RAHALL, Ms. KAPTUR, Ms. NORTON, and Mr. FILNER.  
 H. Con. Res. 49: Mr. LAMBORN and Mr. KINGSTON.  
 H. Con. Res. 53: Mr. CALVERT, Mrs. MYRICK, and Mr. TERRY.  
 H. Con. Res. 71: Mrs. MYRICK.  
 H. Res. 49: Mr. BURTON of Indiana and Mr. PASTOR.  
 H. Res. 87: Mr. CARNEY.  
 H. Res. 97: Mr. OLVER, Mr. FILNER, Mr. WALZ of Minnesota, Ms. CLARKE, Mr. ELLISON, Mr. SIRES, Mr. HOLT, Mr. REYES, Mr. NADLER, and Mr. STARK.  
 H. Res. 101: Mr. PRICE of North Carolina.  
 H. Res. 107: Mr. FATTAH.  
 H. Res. 121: Ms. SLAUGHTER, Mr. MEEKS of New York, and Ms. JACKSON-LEE of Texas.  
 H. Res. 136: Mr. KING of New York, Mr. BOOZMAN, Mr. KIND, Mr. McDERMOTT, Mr. MICA, and Ms. ZOE LOFGREN of California.  
 H. Res. 149: Mr. HALL of New York.  
 H. Res. 158: Mr. PICKERING, Mrs. MCMORRIS RODGERS, Mr. HERGER, Mr. PETRI, Mr. BARTLETT of Maryland, Mr. HOBSON, Mr. RUPPERSBERGER, Mr. TIAHRT, Mr. TERRY, Mr. GONZALEZ, and Mr. WALBERG.  
 H. Res. 182: Ms. JACKSON-LEE of Texas and Mr. COHEN.  
 H. Res. 186: Mr. GENE GREEN of Texas, Mr. KLEIN of Florida, and Mr. MCCOTTER.  
 H. Res. 196: Ms. WOOLSEY, Mr. BERMAN, Mr. GONZALEZ, and Mr. KUCINICH.  
 H. Res. 197: Mr. GONZALEZ, Ms. ZOE LOFGREN of California, Mr. SERRANO, Mr. WYNN, Mr. McDERMOTT, Mr. CARNAHAN, Mr. HALL of New York, Mr. BACA, Ms. JACKSON-LEE of Texas, Ms. SCHAKOWSKY, Ms. BERKLEY, Ms. KAPTUR, Mr. CROWLEY, Ms. DEGETTE, Mr. FILNER, Mr. OLVER, Ms. VELÁZQUEZ, Mr. ORTIZ, Mr. REYES, Ms. WOOLSEY, and Mr. GENE GREEN of Texas.  
 H. Res. 208: Mr. MARSHALL, and Mr. McNULTY.

### ¶31.36 DELETIONS OF SPONSORS FROM PUBLIC BILLS AND RESOLUTIONS

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

H.R. 866: Mr. MARIO DIAZ-BALART of Florida.

## WEDNESDAY, MARCH 7, 2007 (32)

### ¶32.1 APPOINTMENT OF SPEAKER PRO TEMPORE

The House was called to order by the SPEAKER pro tempore, Ms. MCCOLLUM of MINNESOTA, who laid before the House the following communication:

WASHINGTON, DC,  
 March 7, 2007.

I hereby appoint the Honorable BETTY MCCOLLUM to act as Speaker pro tempore on this day.

NANCY PELOSI,  
 Speaker of the House of Representatives.

### ¶32.2 APPROVAL OF THE JOURNAL

The SPEAKER pro tempore, Ms. MCCOLLUM, of Minnesota, announced she had examined and approved the Journal of the proceedings of Tuesday, March 6, 2007.

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

### ¶32.3 COMMUNICATIONS

Executive and other communications, pursuant to clause 8, rule XII, were referred as follows:

732. A letter from the Regulatory Specialist, LRAD, Department of the Treasury, transmitting the Department's final rule — Summary of Joint Interim Rule with Request for Comment: Management Official Interlocks (RIN: 1557-AD01) received February 27, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Financial Services.

733. A letter from the Regulatory Specialist, LRAD, Department of the Treasury, transmitting the Department's final rule — Community Reinvestment Act Regulations [Docket No. 06-18] (RIN: 1557-AD00) received February 27, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Financial Services.

734. A letter from the Secretary, Department of Labor, transmitting the Department's annual report to Congress on the FY 2004 program operations of the Office of Workers' Compensation Programs (OWCP), the administration of the Black Lung Benefits Act (BLBA), the Longshore and Harbor Workers' Compensation Act (LHWCA), and the Federal Employees' Compensation Act for the period October 1, 2003, through September 30, 2004, pursuant to 30 U.S.C. 936(b); to the Committee on Education and Labor.

735. A letter from the Chair, Jacob K. Javits Fellowship Board, Department of Education, transmitting the Seventh Report to the Congress of the Jacob K. Javits Fellowship Program Board, as authorized by the Higher Education Act of 1965; to the Committee on Education and Labor.

736. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Approval and Promulgation of Air Quality Implementation Plans; Virginia; Amendments to VOC and NOx Emission Control Areas and VOC Control Regulations [EPA-R03-OAR-2006-0921; FRL-8282-9] received March 2, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

737. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — National Priorities List, Final Rule [EPA-HQ-SFUND-2006-0755, EPA-HQ-SFUND-2006-0758 EPA-HQ-2006-0760, EPA-HQ-SFUND-2006-0761, EPA-HQ-SFUND-2006-0762; FRL-8283-7] (RIN 2050-AD75) received March 2, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

738. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Nonattainment New Source Review (NSR) [EPA-HQ-OAR-2001-0004; FRL-8283-9] (RIN: 2060-AM59) received March 2, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

739. A letter from the Secretary, Department of Education, transmitting in accordance with Section 647(b) of Division F of the Consolidated Appropriations Act, FY 2004, Pub. L. 108-199, the Department's Report to Congress on FY 2006 Competitive Sourcing Efforts; to the Committee on Oversight and Government Reform.

740. A letter from the Secretary, Department of Education, transmitting the Department's Annual Report on Grants Streamlining, pursuant to Public Law 106-107, section 5; to the Committee on Oversight and Government Reform.

741. A letter from the Secretary, Department of Transportation, transmitting in accordance with Section 647(b) of Division F of the Consolidated Appropriations Act, FY 2004, Pub. L. 108-199, and the Office of Management and Budget Memorandum M-01-01, the Department's report on competitive sourcing efforts for FY 2006; to the Committee on Oversight and Government Reform.

742. A letter from the Secretary, Department of the Interior, transmitting the revised Strategic Plan for the fiscal years 2007 to 2012, pursuant to the Government Performance and Results Act (GPRA); to the Committee on Oversight and Government Reform.

743. A letter from the Assistant Secretary, Department of the Interior, transmitting in accordance with Section 647(b) of the Consolidated Appropriations Act, FY 2004 Pub. L. 108-199, the Department's Report to Congress on FY 2006 Competitive Sourcing Efforts; to the Committee on Oversight and Government Reform.

744. A letter from the Administrator, Environmental Protection Agency, transmitting the Agency's FY 2006-2011 Strategic Plan and FY 2006 Performance and Accountability Report, as required by the Government Performance and Results Act of 1993 (GPRA); to the Committee on Oversight and Government Reform.

745. A letter from the Administrator, Environmental Protection Agency, transmitting the Agency's report entitled "Annual Report to Congress on Implementation of Public Law 106-107"; to the Committee on Oversight and Government Reform.

746. A letter from the Assistant Secretary, Federal Maritime Commission, transmitting in accordance with Section 647(b) of Title VI of the Consolidated Appropriations Act, FY 2004, Pub. L. 108-199, the Commission's report on FY 2006 Competitive Sourcing Efforts; to the Committee on Oversight and Government Reform.

747. A letter from the Administrator, General Services Administration, transmitting in accordance with Section 647(b) of Division F of the Consolidated Appropriations Act, FY 2004, Pub. L. 108-199, the Administration's report on competitive sourcing efforts for FY 2006; to the Committee on Oversight and Government Reform.

748. A letter from the Chairman, National Endowment for the Humanities, transmitting pursuant to Section 647(b) of Division F of the Consolidated Appropriations Act, FY 2004 (Pub. L. 108-199), a report stating that the Endowment did not undertake any competitive sourcing activities in FY 2006, nor is it conducting any such competitions in the current fiscal year; to the Committee on Oversight and Government Reform.

749. A letter from the Director, Office of Personnel Management, transmitting a legislative proposal, "To make improvements to the Civil Service Retirement System and the Federal Employees' Retirement System, and for other purposes"; to the Committee on Oversight and Government Reform.

750. A letter from the Administrator, Small Business Administration, transmitting the semiannual report of the Office of Inspector General for the period April 1, 2006 through September 30, 2006, pursuant to 5 U.S.C. app. (Insp. Gen. Act) section 5(b); to the Committee on Oversight and Government Reform.

751. A letter from the Director, National Oceanic and Atmospheric Administration, transmitting the 2006 report on the Apportionment of Membership on the Regional Fishery Management Councils pursuant to section 302 (b)(2)(B) of the Magnuson Stevens Fishery Conservation and Management Act; to the Committee on Natural Resources.

752. A letter from the Senior Counsel, Department of Justice, transmitting the Department's final rule — Implementation of the Private Security Officer Employment Authorization Act of 2004 [Docket No. FBI 112; AG Order No. 2796-2006] (RIN: 1110-AA23) received February 27, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on the Judiciary.

753. A letter from the Program Analyst, Department of Transportation, transmitting

the Department's final rule — Airworthiness Directives; Empresa Brasileira de Aeronautica S.A. (EMBRAER) Model EMB-135ER and -135KE Airplanes; and Model EMB-145, -145ER, -145MR, -145MP, and -145EP Airplanes [Docket No. FAA-2006-25422; Directorate Identifier 2006-NM-095-AD; Amendment 39-14848; AD 2006-25-07] (RIN: 2120-AA64) received February 27, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

754. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Lockheed Model L-1011 Series Airplanes [Docket No. FAA-2006-25554; Directorate Identifier 2006-NM-123-AD; Amendment 39-14852; AD 2006-25-11] (RIN: 2120-AA64) received February 27, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

755. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Fokker Model F27 Mark 500 Airplanes [Docket No. FAA-2006-25086; Directorate Identifier 2006-NM-019-AD; Amendment 39-14847; AD 2006-25-06] (RIN: 2120-AA64) received February 27, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

756. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; McDonnell Douglas Model MD-11F Airplanes [Docket No. FAA-2006-26527; Directorate Identifier 2006-NM-220-AD; Amendment 39-14850; AD 2006-25-09] (RIN: 2120-AA64) received February 27, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

757. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; BAE Systems (Operations) Limited Model BAE 146 and Avro 146-RJ Airplanes [Docket No. FAA-2006-25920; Directorate Identifier 2006-NM-137-AD; Amendment 39-14851; AD 2006-25-10] (RIN: 2120-AA64) received February 27, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

758. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Boeing Model 747-100, 747-100B, 747-100B SUD, 747-200B, 747-300, 747-400, 747-400D, and 747SR Series Airplanes [Docket No. FAA-2006-25327; Directorate Identifier 2006-NM-116-AD; Amendment 39-14842; AD 2006-09-06 R1] (RIN: 2120-AA64) received February 27, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

759. A letter from the FHWA Regulation Officer, Department of Transportation, transmitting the Department's final rule — Traffic Control Devices on Federal-Aid and Other Streets and Highways; Standards [FHWA Docket No. FHWA-2005-23182] (RIN: 2125-AF16) received February 27, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

760. A letter from the Paralegal, Department of Transportation, transmitting the Department's final rule — Emergency Procedures for Public Transportation Systems [Docket FTA-2006-22428] (RIN: 2132-AA89) received February 27, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

761. A letter from the Secretary, Department of Transportation, transmitting the Department's 2007 Annual Report on the regulatory status of the National Transportation Safety Board's (NTSB) "Most Wanted" Recommendations to the Department and its Operating Administrations; to the Committee on Transportation and Infrastructure.

762. A letter from the Secretary, Department of Transportation, transmitting the Department's 2006 Biennial Report to Congress and the National Transportation Safety Board on the regulatory status of open safety recommendations relating to several safety issues, pursuant to 49 U.S.C. 1135(d); to the Committee on Transportation and Infrastructure.

763. A letter from the Administrator, General Services Administration, transmitting informational copies of prospectuses that support the General Services Administration's Fiscal Year 2007 Capital Investment and Leasing Program; to the Committee on Transportation and Infrastructure.

764. A letter from the President and Chief Executive Officer, National Railroad Passenger Corporation, transmitting Amtrak's Grant and Legislative Request for FY08, pursuant to 49 U.S.C. 24315(b); to the Committee on Transportation and Infrastructure.

765. A letter from the National Ombudsman and Assistant Administrator for Regulatory Enforcement Fairness, Small Business Administration, transmitting a copy of the Administration's Office of the National Ombudsman's Annual Report on Congress for fiscal year 2005; to the Committee on Small Business.

¶32.4 RECESS FOR JOINT MEETING TO RECEIVE HIS MAJESTY KING ABDULLAH II IBN AL HUSSEIN, KING OF THE HASHEMITE KINGDOM OF JORDAN—10:05 A.M.

The SPEAKER pro tempore, Ms. MCCOLLUM of Minnesota, pursuant to the special order of the House agreed to on Thursday, March 1, 2007, declared the House in recess at 10 o'clock and 5 minutes a.m., subject to the call of the Chair.

¶32.5 AFTER RECESS—12:18 P.M.

The SPEAKER pro tempore, Mr. SCHIFF, called the House to order.

¶32.6 PROCEEDINGS DURING RECESS

On motion of Mr. KUCINICH, by unanimous consent, the proceedings had during the recess were ordered to be printed in the Record.

¶32.7 PROVIDING FOR CONSIDERATION OF H.R. 569

Ms. MATSUI, by direction of the Committee on Rules, called up the following resolution (H. Res. 214):

*Resolved*, That at any time after the adoption of this resolution the Speaker may, pursuant to clause 2(b) of rule XVIII, declare the House resolved into the Committee of the Whole House on the state of the Union for consideration of the bill (H.R. 569) to amend the Federal Water Pollution Control Act to authorize appropriations for sewer overflow control grants. The first reading of the bill shall be dispensed with. All points of order against consideration of the bill are waived except those arising under clause 9 or 10 of rule XXI. General debate shall be confined to the bill and shall not exceed one hour equally divided and controlled by the chairman and ranking minority member of the Committee on Transportation and Infrastructure. After general debate the bill shall be considered for amendment under the five-minute rule. It shall be in order to consider as an original bill for the purpose of amendment under the five-minute rule the amendment in the nature of a substitute recommended by the Committee on Transportation and Infrastructure now printed in the

bill. The committee amendment in the nature of a substitute shall be considered as read. Notwithstanding clause 11 of rule XVIII, no amendment to the committee amendment in the nature of a substitute shall be in order except those printed in the portion of the Congressional Record designated for that purpose in clause 8 of rule XVIII and except pro forma amendments for the purpose of debate. Each amendment so printed may be offered only by the Member who caused it to be printed or his designee and shall be considered as read. At the conclusion of consideration of the bill for amendment the Committee shall rise and report the bill to the House with such amendments as may have been adopted. Any Member may demand a separate vote in the House on any amendment adopted in the Committee of the Whole to the bill or to the committee amendment in the nature of a substitute. The previous question shall be considered as ordered on the bill and amendments thereto to final passage without intervening motion except one motion to recommit with or without instructions.

When said resolution was considered. After debate,

On motion of Ms. MATSUI, the previous question was ordered on the resolution to its adoption or rejection and, under the operation thereof, the resolution was agreed to.

A motion to reconsider the vote whereby said resolution was agreed to was, by unanimous consent, laid on the table.

¶32.8 WATER QUALITY INVESTMENT

The SPEAKER pro tempore, Ms. MATSUI, pursuant to House Resolution 214 and rule XVIII, declared the House resolved into the Committee of the Whole House on the state of the Union for the consideration of the bill (H.R. 569) to amend the Federal Water Pollution Control Act to authorize appropriations for sewer overflow control grants.

The SPEAKER pro tempore, Ms. MATSUI, by unanimous consent, designated Mr. SCHIFF as Chairman of the Committee of the Whole; and after some time spent therein,

The SPEAKER pro tempore, Mr. PASCARELL, assumed the Chair.

When Mr. SCHIFF, Chairman, reported that the Committee, having had under consideration said bill, had come to no resolution thereon.

¶32.9 RECESS—2:09 P.M.

The SPEAKER pro tempore, Mr. PASCARELL, pursuant to clause 12(a) of rule I, declared the House in recess at 2 o'clock and 9 minutes p.m., subject to the call of the Chair.

¶32.10 AFTER RECESS—4:06 P.M.

The SPEAKER pro tempore, Mr. KIND, called the House to order.

¶32.11 WATER QUALITY INVESTMENT

The SPEAKER pro tempore, Mr. KIND, pursuant to House Resolution 214 and rule XVIII, declared the House resolved into the Committee of the Whole House on the state of the Union for the further consideration of the bill (H.R. 569) to amend the Federal Water Pollution Control Act to authorize ap-

propriations for sewer overflow control grants.

The Acting Chairman Mr. HASTINGS of Florida, assumed the Chair; and after some time spent therein,

¶32.12 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment numbered 1, submitted by Mr. PRICE of Georgia:

At the end of the bill, add the following:

**SEC. 3. REQUIREMENT OF OFFSETS.**

(a) IN GENERAL.—No authorization of appropriations made by this Act or other provision of this Act that results in costs to the Federal Government shall be effective except to the extent that this Act provides for offsetting decreases in spending of the Federal Government, such that the net effect of this Act does not either increase the Federal deficit or reduce the Federal surplus.

(b) DEFINITIONS.—In this section, the terms "deficit" and "surplus" have the meanings given such terms in the Congressional Budget and Impoundment Control Act of 1974 (2 U.S.C. 621 et seq.).

It was decided in the { Yeas ..... 166  
negative ..... } Nays ..... 260

¶32.13 [Roll No. 123]

AYES—166

Aderholt	Gillmor	Nunes
Akin	Gingrey	Paul
Bachmann	Gohmert	Pearce
Bachus	Goode	Pence
Barrett (SC)	Goodlatte	Peterson (PA)
Bartlett (MD)	Granger	Petri
Barton (TX)	Graves	Pickering
Bilbray	Hall (TX)	Pitts
Bilirakis	Hastert	Platts
Bishop (UT)	Hastings (WA)	Poe
Blackburn	Hayes	Porter
Boehner	Heller	Price (GA)
Bonner	Hensarling	Pryce (OH)
Boozman	Herger	Putnam
Boustany	Hoekstra	Radanovich
Brady (TX)	Hulshof	Ramstad
Brown (SC)	Hunter	Reichert
Brown-Waite,	Inglis (SC)	Renzi
Ginny	Issa	Reynolds
Buchanan	Jindal	Rogers (AL)
Burgess	Johnson (IL)	Rogers (MI)
Burton (IN)	Johnson, Sam	Rohrabacher
Buyer	Jones (NC)	Ros-Lehtinen
Campbell (CA)	Jordan	Roskam
Cannon	Keller	Royce
Cantor	King (IA)	Ryan (WI)
Capito	King (NY)	Sali
Castle	Kingston	Saxton
Chabot	Kirk	Schmidt
Coble	Kline (MN)	Sensenbrenner
Cole (OK)	Kuhl (NY)	Sessions
Conaway	LaHood	Shadegg
Crenshaw	Lamborn	Shimkus
Culberson	Lewis (KY)	Shuster
Davis (KY)	Linder	Smith (NE)
Davis, David	LoBiondo	Smith (NJ)
Davis, Tom	Lucas	Smith (TX)
Deal (GA)	Lungren, Daniel	Souder
Dent	E.	Stearns
Diaz-Balart, L.	Mack	Sullivan
Diaz-Balart, M.	Marchant	Tancredo
Drake	Matheson	Terry
Dreier	McCarthy (CA)	Thornberry
Duncan	McCaul (TX)	Tiberi
Fallin	McCotter	Upton
Feeney	McCrery	Walberg
Ferguson	McHenry	Walden (OR)
Flake	McHugh	Walsh (NY)
Forbes	McKeon	Wamp
Fortenberry	McMorris	Weldon (FL)
Fortuño	Rodgers	Weller
Fossella	Miller (FL)	Westmoreland
Foxx	Miller, Gary	Whitfield
Franks (AZ)	Moran (KS)	Wicker
Gallegly	Musgrave	Wilson (SC)
Garrett (NJ)	Myrick	
Gerlach	Neugebauer	



NOES—260

Table listing names of individuals under the 'NOES—260' section, including Ackerman, Alexander, Allen, Altmire, Andrews, Arcuri, Baca, Baird, Baker, Baldwin, Barrow, Bean, Becerra, Berkley, Berman, Berry, Biggert, Bishop (GA), Bishop (NY), Blumenauer, Bordallo, Boren, Boswell, Boucher, Boyd (FL), Brady (PA), Braley (IA), Brown, Corrine, Butterfield, Calvert, Capps, Capuano, Cardoza, Carnahan, Carney, Carson, Carter, Castor, Chandler, Clarke, Clay, Cleaver, Clyburn, Cohen, Conyers, Cooper, Costa, Costello, Courtney, Cramer, Crowley, Cuellar, Cummings, Davis (AL), Davis (CA), Davis (IL), Davis, Lincoln, DeFazio, DeGette, Delahunt, Dicks, Dingell, Doggett, Donnelly, Doolittle, Doyle, Edwards, Ehlers, Ellison, Ellsworth, Emanuel, Emerson, Engel, English (PA), Eshoo, Etheridge, Everett, Farr, Filner, Frank (MA), Frelinghuysen, Giffords, Gilchrest, Gillibrand, Gonzalez, Gordon, Green, Al, Green, Gene, Grijalva, Gutierrez, Hall (NY), Hare, Harman, Hastings (FL), Herseth, Higgins, Hill, Hinchey, Hinojosa, Hirono, Hobson, Hodes, Holden, Holt, Honda, Hooley, Hoyer, Inslee, Israel, Jackson (IL), Jackson-Lee (TX), Jefferson, Johnson (GA), Johnson, E. B., Jones (OH), Kagen, Kanjorski, Kaptur, Kennedy, Kildee, Kilpatrick, Kind, Klein (FL), Knollenberg, Kucinich, Lampson, Langevin, Lantos, Larsen (WA), Latham, LaTourrette, Lee, Levin, Lewis (CA), Lewis (GA), Lipinski, Loebbeck, Lofgren, Zoe, Lowey, Lynch, Mahoney (FL), Maloney (NY), Manzullo, Markey, Marshall, Matsui, McCarthy (NY), McCollum (MN), McDermott, McGovern, McIntyre, McNerney, McNulty, Meehan, Meek (FL), Meeks (NY), Melancon, Mica, Michaud, Millender, McDonald, Miller (MI), Miller (NC), Miller, George, Mitchell, Mollohan, Moore (KS), Moore (WI), Moran (VA), Murphy (CT), Murphy, Patrick, Murphy, Tim, Murtha, Nadler, Napolitano, Neal (MA), Norton, Oberstar, Obey, Olver, Ortiz, Pallone, Pascrell, Pastor, Pelosi, Perlmutter, Peterson (MN), Pomeroy, Price (NC), Rahall, Rangel, Regula, Rehberg, Reyes, Rodriguez, Rogers (KY), Ross, Rothman, Roybal-Allard, Ruppersberger, Rush, Ryan (OH), Salazar, Sanchez, Linda T., Sanchez, Loretta, Sarbanes, Schakowsky, Schiff, Schwartz, Scott (GA), Scott (VA), Serrano, Sestak, Shays, Shea-Porter, Sherman, Shuler, Simpson, Sires, Skelton, Slaughter, Smith (WA), Snyder, Solis, Space, Spratt, Stark, Stupak, Sutton, Tanner, Tauscher, Taylor, Thompson (CA), Thompson (MS), Tiahrt, Tierney, Towns, Turner, Udall (CO), Udall (NM), Van Hollen, Velázquez, Visclosky, Walz (MN), Wasserman, Schultz, Waters, Watson, Watt, Waxman, Weiner, Welch (VT), Wexler, Wilson (NM), Wilson (OH), Wolf, Woolsey, Wu, Wynn, Yarmuth, Young (AK), Young (FL).

NOT VOTING—13

Table listing names of individuals under the 'NOT VOTING—13' section, including Abercrombie, Blunt, Bono, Boyda (KS), Camp (MI), Christensen, Cubin, Davis, Jo Ann, DeLauro, Faleomavaega, Fattah, Larson (CT), Payne.

The SPEAKER pro tempore, Mr. KIND, assumed the Chair.

When Mr. HASTINGS of Florida, Acting Chairman, pursuant to House Resolution 214, reported the bill back to the House with an amendment adopted by the Committee.

The previous question having been ordered by said resolution.

The following amendment, reported from the Committee of the Whole House on the state of the Union, was agreed to:

Strike out all after the enacting clause and insert:

SECTION 1. SHORT TITLE.

This Act may be cited as the "Water Quality Investment Act of 2007".

SEC. 2. SEWER OVERFLOW CONTROL GRANTS.

(a) ADMINISTRATIVE REQUIREMENTS.—Section 221(e) of the Federal Water Pollution Control Act (33 U.S.C. 1301(e)) is amended to read as follows:

"(e) ADMINISTRATIVE REQUIREMENTS.—A project that receives assistance under this section shall be carried out subject to the same requirements as a project that receives assistance from a State water pollution control revolving fund under title VI, except to the extent that the Governor of the State in which the project is located determines that a requirement of title VI is inconsistent with the purposes of this section."

(b) AUTHORIZATION OF APPROPRIATIONS.—The first sentence of section 221(f) of such Act (33 U.S.C. 1301(f)) is amended by striking "\$750,000,000" and all that follows before the period and inserting "\$237,500,000 for fiscal year 2008, \$285,000,000 for fiscal year 2009, \$332,500,000 for fiscal year 2010, \$380,000,000 for fiscal year 2011, and \$475,000,000 for fiscal year 2012".

(c) ALLOCATION OF FUNDS.—Section 221(g) of such Act (33 U.S.C. 1301(g)) is amended to read as follows:

"(g) ALLOCATION OF FUNDS.— (1) FISCAL YEAR 2008.—Subject to subsection (h), the Administrator shall use the amounts appropriated to carry out this section for fiscal year 2008 for making grants to municipalities and municipal entities under subsection (a)(2) in accordance with the criteria set forth in subsection (b). (2) FISCAL YEAR 2009 AND THEREAFTER.—Subject to subsection (h), the Administrator shall use the amounts appropriated to carry out this section for fiscal year 2009 and each fiscal year thereafter for making grants to States under subsection (a)(1) in accordance with a formula to be established by the Administrator, after providing notice and an opportunity for public comment, that allocates to each State a proportional share of such amounts based on the total needs of the State for municipal combined sewer overflow controls and sanitary sewer overflow controls identified in the most recent survey conducted pursuant to section 516."

(d) REPORTS.—The first sentence of section 221(i) of such Act (33 U.S.C. 1301(i)) is amended by striking "2003" and inserting "2010".

The bill, as amended, was ordered to be engrossed and read a third time, was read a third time by title.

Mr. MCHENRY moved to recommit the bill to the Committee on Transportation and Infrastructure with instructions to report the bill back to the House forthwith with the following amendment:

At the end of the bill, add the following (and conform the table of contents accordingly):

SEC. 3. LIMITATION ON THE USE OF FUNDS.

None of the funds authorized by this Act, including the amendments made by this Act, may be used—

(1) to lobby or retain a lobbyist for the purpose of influencing a Federal, State, or local governmental entity or officer; or

(2) to pay for expenses related to the membership of any individual or entity in an organization or association.

After debate,

By unanimous consent, the previous question was ordered on the motion to recommit with instructions.

The question being put, viva voce,

Will the House recommit said bill with instructions?

The SPEAKER pro tempore, Mr. KIND, announced that the nays had it.

Mr. MCHENRY demanded a recorded vote on said motion, which demand was supported by one-fifth of a quorum, so a recorded vote was ordered.

The vote was taken by electronic device.

It was decided in the { Yeas ..... 425 affirmative ..... } { Nays ..... 0

32.14 [Roll No. 124]

AYES—425

Table listing names of individuals under the 'AYES—425' section, including Ackerman, Aderholt, Akin, Alexander, Allen, Altmire, Andrews, Arcuri, Baca, Bachmann, Bachus, Baird, Baker, Baldwin, Barret (SC), Barrow, Bartlett (MD), Barton (TX), Bean, Becerra, Berkley, Berman, Berry, Biggert, Bilbray, Bilirakis, Bishop (GA), Bishop (NY), Bishop (UT), Blackburn, Blumenauer, Blunt, Boehner, Bonner, Boozman, Boren, Boswell, Boucher, Boustany, Boyd (FL), Boyda (KS), Brady (PA), Brady (TX), Braley (IA), Brown (SC), Brown, Corrine, Brown-Waite, Ginny, Buchanan, Burgess, Burton (IN), Butterfield, Buyer, Calvert, Campbell (CA), Cannon, Cantor, Capito, Capps, Capuano, Cardoza, Carnahan, Carney, Carson, Carter, Castle, Castor, Chabot, Chandler, Clarke, Clay, Cleaver, Clyburn, Coble, Cohen, Cole (OK), Conaway, Conyers, Cooper, Costa, Costello, Courtney, Cramer, Crenshaw, Crowley, Cuellar, Culberson, Cummings, Davis (AL), Davis (CA), Davis (IL), Davis (KY), Davis, David, Davis, Lincoln, Davis, Tom, Deal (GA), DeFazio, DeGette, Delahunt, Dent, Diaz-Balart, L., Diaz-Balart, M., Dicks, Dingell, Doggett, Donnelly, Doolittle, Doyle, Drake, Dreier, Duncan, Edwards, Ehlers, Ellison, Ellsworth, Emanuel, Emerson, Engel, English (PA), Eshoo, Etheridge, Everett, Fallin, Farr, Feeney, Ferguson, Filner, Flake, Forbes, Fortenberry, Fossella, Foxx, Frank (MA), Franks (AZ), Frelinghuysen, Gallegly, Garrett (NJ), Gerlach, Giffords, Gilchrest, Gillibrand, Gillmor, Gingrey, Gohmert, Gonzalez, Goode, Goodlatte, Gordon, Granger, Graves, Green, Al, Green, Gene, Grijalva, Gutierrez, Hall (NY), Hall (TX), Hare, Harman, Hastert, Hastings (FL), Hastings (WA), Hayes, Heller, Hensarling, Herger, Herseth, Higgins, Hill, Hinchey, Hinojosa, Hirono, Hobson, Hodes, Hoekstra, Holden, Holt, Honda, Hooley, Hoyer, Hulshof, Hunter, Inglis (SC), Inslee, Israel, Issa, Jackson (IL).

So the amendment was not agreed to.

Jackson-Lee (TX)  
 Jefferson  
 Jindal  
 Johnson (GA)  
 Johnson (IL)  
 Johnson, E. B.  
 Johnson, Sam  
 Jones (NC)  
 Jones (OH)  
 Jordan  
 Kagen  
 Kanjorski  
 Kaptur  
 Keller  
 Kennedy  
 Kildee  
 Kilpatrick  
 Kind  
 Kind (IA)  
 King (NY)  
 Kingston  
 Kirk  
 Klein (FL)  
 Kline (MN)  
 Knollenberg  
 Kucinich  
 Kuhl (NY)  
 LaHood  
 Lamborn  
 Lampson  
 Langevin  
 Lantos  
 Larsen (WA)  
 Latham  
 LaTourette  
 Lee  
 Levin  
 Lewis (CA)  
 Lewis (GA)  
 Lewis (KY)  
 Linder  
 Lipinski  
 LoBiondo  
 Loebsock  
 Lofgren, Zoe  
 Lowey  
 Lucas  
 Lungren, Daniel  
 E.  
 Lynch  
 Mack  
 Mahoney (FL)  
 Maloney (NY)  
 Manzullo  
 Marchant  
 Markey  
 Marshall  
 Matheson  
 Matsui  
 McCarthy (CA)  
 McCarthy (NY)  
 McCaul (TX)  
 McCollum (MN)  
 McCotter  
 McCrery  
 McDermott  
 McGovern  
 McHenry  
 McHugh  
 McIntyre  
 McKeon  
 McMorris  
 Rodgers  
 McNeerney  
 McNulty  
 Meehan  
 Meek (FL)  
 Meeks (NY)  
 Melancon  
 Mica  
 Michaud

Millender-McDonald  
 Miller (FL)  
 Miller (MI)  
 Miller (NC)  
 Miller, Gary  
 Miller, George  
 Mitchell  
 Mollohan  
 Moore (KS)  
 Moore (WI)  
 Moran (KS)  
 Moran (VA)  
 Murphy (CT)  
 Murphy, Patrick  
 Murphy, Tim  
 Murtha  
 Musgrave  
 Myrick  
 Nadler  
 Napolitano  
 Neal (MA)  
 Neugebauer  
 Nunes  
 Oberstar  
 Obey  
 Olver  
 Ortiz  
 Pallone  
 Pascrell  
 Pastor  
 Paul  
 Payne  
 Pearce  
 Pence  
 Perlmutter  
 Peterson (MN)  
 Peterson (PA)  
 Petri  
 Pickering  
 Pitts  
 Platts  
 Poe  
 Pomeroy  
 Porter  
 Price (GA)  
 Price (NC)  
 Pryce (OH)  
 Putnam  
 Radanovich  
 Rahall  
 Ramstad  
 Regula  
 Rehberg  
 Reichert  
 Renzi  
 Reyes  
 Reynolds  
 Rodriguez  
 Rogers (AL)  
 Rogers (KY)  
 Rogers (MI)  
 Rohrabacher  
 Ros-Lehtinen  
 Roskam  
 Rothman  
 Roybal-Allard  
 Royce  
 Ruppertsberger  
 Rush  
 Ryan (OH)  
 Ryan (WI)  
 Salazar  
 Sali  
 Sanchez, Linda  
 T.  
 Sanchez, Loretta  
 Sarbanes  
 Saxton  
 Schakowsky

NOT VOTING—8

Abercrombie  
 Bono  
 Camp (MI)

Cubin  
 Davis, Jo Ann  
 DeLauro  
 Fattah  
 Larson (CT)

So the motion to recommit with instructions was agreed to.

Mr. OBERSTAR, by direction of the Committee on Transportation and Infrastructure and pursuant to the foregoing order of the House reported the bill back to the House with said amendment.

The question being put, viva voce,

Will the House agree to said amendment?

The SPEAKER pro tempore, Mr. KIND, announced that the yeas had it.

So the amendment was agreed to. The bill, as amended, was ordered to be engrossed and read a third time, was read a third time by title.

The question being put, viva voce, Will the House pass said bill?

The SPEAKER pro tempore, Mr. KIND, announced that the yeas had it.

Mr. OBERSTAR demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The vote was taken by electronic device.

It was decided in the affirmative { Yeas ..... 367 Nays ..... 58

32.15 [Roll No. 125]

YEAS—367

Ackerman  
 Aderholt  
 Alexander  
 Allen  
 Altmire  
 Andrews  
 Arcuri  
 Baca  
 Bachmann  
 Bachus  
 Baird  
 Baker  
 Baldwin  
 Barrow  
 Bean  
 Becerra  
 Berkley  
 Berman  
 Berry  
 Bilirakis  
 Bishop (GA)  
 Bishop (NY)  
 Blumenauer  
 Blunt  
 Boehner  
 Bonner  
 Boozman  
 Boren  
 Boswell  
 Boucher  
 Boustany  
 Boyd (FL)  
 Boyda (KS)  
 Brady (PA)  
 Braley (IA)  
 Brown (SC)  
 Brown, Corrine  
 Brown-Waite,  
 Ginny  
 Buchanan  
 Burton (IN)  
 Butterfield  
 Buyer  
 Calvert  
 Cantor  
 Capito  
 Capps  
 Capuano  
 Cardoza  
 Carnahan  
 Carney  
 Carson  
 Castle  
 Castor  
 Chabot  
 Chandler  
 Clarke  
 Clay  
 Cleaver  
 Clyburn  
 Coble  
 Cohen  
 Cole (OK)  
 Conyers  
 Cooper  
 Costa  
 Costello  
 Courtney  
 Cramer  
 Crenshaw  
 Crowley  
 Cuellar  
 Cummings  
 Davis (AL)  
 Davis (CA)  
 Davis (IL)  
 Davis (KY)  
 Davis, David  
 Davis, Lincoln  
 Davis, Tom  
 DeFazio  
 DeGette  
 Delahunt  
 Dent  
 Diaz-Balart, L.  
 Diaz-Balart, M.  
 Dicks  
 Dingell  
 Doggett  
 Bishop (GA)  
 Doolittle  
 Doyle  
 Drake  
 Dreier  
 Duncan  
 Edwards  
 Ehlers  
 Ellison  
 Ellsworth  
 Emanuel  
 Emerson  
 Engel  
 English (PA)  
 Eshoo  
 Etheridge  
 Everett  
 Fallin  
 Farr  
 Ferguson  
 Filner  
 Forbes  
 Fortenberry  
 Fossella  
 Frank (MA)  
 Frelinghuysen  
 Gallegly  
 Gerlach  
 Giffords  
 Gilchrest  
 Gillibrand  
 Gillmor  
 Gohmert  
 Gonzalez  
 Goodlatte  
 Gordon  
 Granger  
 Graves  
 Green, Al  
 Green, Gene  
 Grijalva  
 Gutierrez  
 Hall (NY)  
 Hare  
 Harman  
 Hastert  
 Hastings (FL)  
 Hastings (WA)  
 Hayes  
 Heller  
 Herseth  
 Higgins  
 Hill  
 Hinchey  
 Hinojosa  
 Hirono  
 Hobson  
 Hodes  
 Hoekstra  
 Holden  
 Holt  
 Honda  
 Hooley  
 Hoyer  
 Hulshof  
 Hunter  
 Inslee  
 Jackson (IL)  
 Jackson-Lee (TX)  
 Jefferson  
 Jindal  
 Johnson (GA)  
 Johnson (IL)  
 Johnson, E. B.  
 Jones (NC)  
 Jones (OH)  
 Kagen  
 Kanjorski  
 Kaptur  
 Keller  
 Kennedy  
 Kildee  
 Kilpatrick  
 Kind  
 King (NY)  
 Kirk  
 Klein (FL)  
 Kline (MN)  
 Knollenberg  
 Kucinich  
 Kuhl (NY)  
 LaHood  
 Langevin  
 Lantos  
 Larsen (WA)  
 Latham  
 LaTourette  
 Lee  
 Levin  
 Lewis (CA)  
 Lewis (GA)  
 Lewis (KY)  
 Lipinski  
 LoBiondo  
 Loebsock  
 Lofgren, Zoe  
 Lowey  
 Lucas  
 Lungren, Daniel  
 E.  
 Lynch  
 Mahoney (FL)  
 Maloney (NY)  
 Manzullo  
 Markey

Marshall  
 Matheson  
 Matsui  
 McCarthy (CA)  
 McCarthy (NY)  
 McCollum (MN)  
 McCotter  
 McCrery  
 McDermott  
 McGovern  
 McHugh  
 McIntyre  
 McKeon  
 McMorris  
 Rodgers  
 McNeerney  
 McNulty  
 Meehan  
 Meek (FL)  
 Meeks (NY)  
 Melancon  
 Mica  
 Michaud  
 Millender-McDonald  
 Miller (MI)  
 Miller (NC)  
 Miller, Gary  
 Miller, George  
 Mitchell  
 Mollohan  
 Moore (KS)  
 Moore (WI)  
 Moran (VA)  
 Murphy (CT)  
 Murphy, Patrick  
 Murphy, Tim  
 Murtha  
 Myrick  
 Nadler  
 Napolitano  
 Neal (MA)  
 Nunes  
 Oberstar  
 Obey  
 Olver  
 Ortiz  
 Pallone  
 Pascrell  
 Pastor  
 Paul  
 Payne  
 Pearce  
 Pence  
 Perlmutter  
 Peterson (MN)  
 Peterson (PA)  
 Petri  
 Pickering  
 Platts  
 Poe  
 Pomeroy  
 Porter  
 Price (NC)  
 Pryce (OH)  
 Putnam  
 Radanovich  
 Rahall  
 Ramstad  
 Rangel  
 Regula  
 Rehberg  
 Reichert  
 Renzi  
 Reyes  
 Reynolds  
 Rodriguez  
 Rogers (AL)  
 Rogers (KY)  
 Rogers (MI)  
 Rohrabacher  
 Ros-Lehtinen  
 Roskam  
 Ross  
 Rothman  
 Roybal-Allard  
 Ruppertsberger  
 Rush  
 Ryan (OH)  
 Salazar  
 Sanchez, Linda  
 T.  
 Sanchez, Loretta  
 Sarbanes  
 Saxton  
 Schakowsky  
 Schiff  
 Schmidt  
 Schwartz  
 Scott (GA)  
 Scott (VA)  
 Sensenbrenner  
 Serrano  
 Sessions  
 Sestak  
 Shadegg  
 Shays  
 Shea-Porter  
 Sherman  
 Shimkus  
 Shuler  
 Shuster  
 Simpson  
 Sires  
 Skelton  
 Slaughter  
 Smith (NE)  
 Smith (NJ)  
 Smith (TX)  
 Smith (WA)  
 Snyder  
 Solis  
 Souder  
 Space  
 Spratt  
 Stark  
 Stearns  
 Stupak  
 Sullivan  
 Sutton  
 Tancredo  
 Tanner  
 Tauscher  
 Taylor  
 Terry  
 Thompson (CA)  
 Thompson (MS)  
 Thornberry  
 Tiahrt  
 Tiberi  
 Tierney  
 Towns  
 Turner  
 Udall (CO)  
 Udall (NM)  
 Upton  
 Van Hollen  
 Velázquez  
 Visclosky  
 Walberg  
 Walden (OR)  
 Walsh (NY)  
 Walz (MN)  
 Wamp  
 Wasserman  
 Schultz  
 Waters  
 Watson  
 Watt  
 Waxman  
 Weiner  
 Welch (VT)  
 Weller  
 Westmoreland  
 Wexler  
 Whitfield  
 Wicker  
 Wilson (NM)  
 Wilson (OH)  
 Wilson (SC)  
 Wolf  
 Woolsey  
 Wu  
 Wynn  
 Yarmuth  
 Young (AK)  
 Young (FL)

NAYS—58

Akin  
 Barrett (SC)  
 Bartlett (MD)  
 Barton (TX)  
 Biggert  
 Bilbray  
 Bishop (UT)  
 Blackburn  
 Brady (TX)  
 Burgess  
 Campbell (CA)  
 Cannon  
 Carter  
 Conaway  
 Culberson  
 Deal (GA)  
 Feeney  
 Flake  
 Foxx  
 Franks (AZ)  
 Garrett (NJ)  
 Gingrey  
 Goode  
 Hall (TX)  
 Hensarling  
 Herger  
 Inglis (SC)  
 Issa  
 Johnson, Sam  
 Jordan  
 King (IA)  
 Kingston  
 Lamborn  
 Linder  
 Mack  
 Marchant  
 McCaul (TX)  
 McHenry  
 Miller (FL)  
 Moran (KS)  
 Musgrave  
 Neugebauer  
 Paul  
 Pence  
 Pitts  
 Price (GA)  
 Royce  
 Ryan (WI)  
 Sali  
 Sensenbrenner  
 Sessions  
 Shadegg  
 Stearns  
 Sullivan  
 Tancredo  
 Thornberry  
 Weldon (FL)  
 Westmoreland

NOT VOTING—8

Abercrombie  
 Bono  
 Camp (MI)  
 Cubin  
 Davis, Jo Ann  
 DeLauro  
 Fattah  
 Larson (CT)

So the bill was passed. A motion to reconsider the vote whereby said bill was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said bill.

32.16 H.R. 710—UNFINISHED BUSINESS

The SPEAKER pro tempore, Mr. KIND, pursuant to clause 8, rule XX, announced the unfinished business to be the motion to suspend the rules and pass the bill (H.R. 710) to amend the

National Organ Transplant Act to clarify that kidney paired donation does not involve the transfer of a human organ for valuable consideration; as amended.

The question being put,

Will the House suspend the rules and pass said bill, as amended?

The vote was taken by electronic device.

It was decided in the { Yeas ..... 422  
affirmative ..... } Nays ..... 0

¶32.17 [Roll No. 126]

YEAS—422

Ackerman	Courtney	Heller
Aderholt	Cramer	Hensarling
Akin	Crenshaw	Herger
Alexander	Crowley	Hersteth
Allen	Cuellar	Higgins
Altmire	Culberson	Hill
Andrews	Cummings	Hinchey
Arcuri	Davis (AL)	Hinojosa
Baca	Davis (CA)	Hirono
Bachmann	Davis (IL)	Hobson
Bachus	Davis (KY)	Hodes
Baird	Davis, David	Hoekstra
Baker	Davis, Lincoln	Holden
Baldwin	Davis, Tom	Holt
Barrett (SC)	Deal (GA)	Honda
Barrow	DeFazio	Hooley
Bartlett (MD)	DeGette	Hoyer
Barton (TX)	Delahunt	Hulshof
Bean	Dent	Hunter
Becerra	Diaz-Balart, L.	Inglis (SC)
Berkley	Diaz-Balart, M.	Inslee
Berman	Dicks	Israel
Berry	Dingell	Issa
Biggett	Doggett	Jackson (IL)
Blibray	Donnelly	Jackson-Lee
Blirakis	Doolittle	(TX)
Bishop (GA)	Doyle	Jefferson
Bishop (NY)	Drake	Jindal
Bishop (UT)	Dreier	Johnson (GA)
Blackburn	Duncan	Johnson (IL)
Blumenauer	Edwards	Johnson, E. B.
Blunt	Ehlers	Johnson, Sam
Boehner	Ellison	Jones (NC)
Bonner	Ellsworth	Jones (OH)
Boozman	Emanuel	Jordan
Boren	Emerson	Kagen
Boswell	Engel	Kanjorski
Boucher	English (PA)	Kaptur
Boustany	Eshoo	Keller
Boyd (FL)	Etheridge	Kennedy
Boyda (KS)	Everett	Kildee
Brady (PA)	Fallin	Kilpatrick
Brady (TX)	Farr	Kind
Bralley (IA)	Feeney	King (IA)
Brown (SC)	Ferguson	King (NY)
Brown, Corrine	Filner	Kingston
Brown-Waite,	Flake	Kirk
Ginny	Forbes	Klein (FL)
Buchanan	Fortenberry	Kline (MN)
Burgess	Fossella	Knollenberg
Burton (IN)	Foxo	Kucinich
Butterfield	Frank (MA)	Kuhl (NY)
Buyer	Franks (AZ)	LaHood
Calvert	Frelinghuysen	Lamborn
Campbell (CA)	Gallely	Lampson
Cannon	Garrett (NJ)	Langevin
Cantor	Gerlach	Lantos
Capito	Giffords	Larsen (WA)
Capps	Gilchrest	Latham
Capuano	Gillibrand	LaTourette
Cardoza	Gillmor	Lee
Carnahan	Gingrey	Levin
Carney	Gohmert	Lewis (CA)
Carson	Gonzalez	Lewis (GA)
Carter	Goode	Lewis (KY)
Castle	Goodlatte	Linder
Castor	Gordon	Lipinski
Chabot	Granger	LoBiondo
Chandler	Graves	Loebsock
Clarke	Green, Al	Lofgren, Zoe
Clay	Green, Gene	Lowe
Cleaver	Grijalva	Lucas
Clyburn	Gutierrez	Lungren, Daniel
Coble	Hall (NY)	E.
Cohen	Hall (TX)	Mack
Cole (OK)	Hare	Mahoney (FL)
Conaway	Harman	Maloney (NY)
Conyers	Hastert	Manzullo
Cooper	Hastings (FL)	Marchant
Costa	Hastings (WA)	Markey
Costello	Hayes	Marshall

Matheson	Pickering	Smith (NE)
Matsui	Pitts	Smith (NJ)
McCarthy (CA)	Platts	Smith (TX)
McCarthy (NY)	Poe	Smith (WA)
McCaul (TX)	Porter	Snyder
McCollum (MN)	Price (GA)	Solis
McCotter	Price (NC)	Souder
McCrary	Pryce (OH)	Space
McDermott	Putnam	Spratt
McGovern	Radanovich	Stark
McHenry	Rahall	Stearns
McHugh	Ramstad	Stupak
McIntyre	Rangel	Sullivan
McKeon	Regula	Sutton
McMorris	Rehberg	Tancredo
Rodgers	Reichert	Tanner
McNerney	Renzi	Tauscher
McNulty	Reyes	Taylor
Meehan	Reynolds	Terry
Meek (FL)	Rodriguez	Thompson (CA)
Meeks (NY)	Rogers (AL)	Thompson (MS)
Melancon	Rogers (KY)	Thornberry
Mica	Rogers (MI)	Tiahrt
Michaud	Rohrabacher	Tiberi
Millender-	Ros-Lehtinen	Tierney
McDonald	Roskam	Towns
Miller (FL)	Ross	Turner
Miller (MI)	Rothman	Udall (CO)
Miller (NC)	Roybal-Allard	Udall (NM)
Miller, Gary	Royce	Upton
Mitchell	Ruppersberger	Van Hollen
Mollohan	Rush	Velázquez
Moore (KS)	Ryan (OH)	Visclosky
Moore (WI)	Ryan (WI)	Walberg
Moran (KS)	Salazar	Walden (OR)
Moran (VA)	Sali	Walsh (NY)
Murphy (CT)	Sánchez, Linda	Walz (MN)
Murphy, Patrick	T.	Wamp
Murphy, Tim	Sanchez, Loretta	Wasserman
Murtha	Sarbanes	Schultz
Musgrave	Saxton	Waters
Myrick	Schakowsky	Watson
Nadler	Schiff	Watt
Napolitano	Schmidt	Waxman
Neal (MA)	Schwartz	Weiner
Neugebauer	Scott (GA)	Welch (VT)
Nunes	Scott (VA)	Weldon (FL)
Oberstar	Sensenbrenner	Weller
Obey	Serrano	Westmoreland
Olver	Sessions	Wexler
Ortiz	Sestak	Whitfield
Pallone	Shadegg	Wicker
Pascrell	Shays	Wilson (NM)
Pastor	Shea-Porter	Wilson (OH)
Paul	Sherman	Wilson (SC)
Payne	Shimkus	Wolf
Pearce	Shuler	Woolsey
Pence	Shuster	Wu
Perlmutter	Simpson	Wynn
Peterson (MN)	Sires	Yarmuth
Peterson (PA)	Skelton	Young (AK)
Petri	Slaughter	Young (FL)

NOT VOTING—11

Abercrombie	Davis, Jo Ann	Lynch
Bono	DeLauro	Miller, George
Camp (MI)	Fattah	Pomeroy
Cubin	Larson (CT)	

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill, as amended, was passed.

By unanimous consent, the title was amended so as to read: "An Act to amend the National Organ Transplant Act to provide that criminal penalties do not apply to paired donations of human kidneys, and for other purposes."

A motion to reconsider the votes whereby the rules were suspended and said bill, as amended, was passed and the title was amended was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said bill.

¶32.18 PROVIDING FOR CONSIDERATION OF H. RES. 202

Mr. ARCURI, by direction of the Committee on Rules, reported (Rept. No. 110-34) the resolution (H. Res. 219) providing for the consideration of the

resolution (H. Res. 202) providing for the expenses of certain committees of the House of Representatives in the One Hundred Tenth Congress.

When said resolution and report were referred to the House Calendar and ordered printed.

¶32.19 BILLS PRESENTED TO THE PRESIDENT

Lorraine C. Miller, Clerk of the House reported that on March 5, 2007, she presented to the President of the United States, for his approval, the following bills.

H.R. 49. An Act to designate the facility of the United States Postal Service located at 1300 North Frontage Road West in Vail, Colorado, as the "Gerald R. Ford, Jr. Post Office Building".

H.R. 335. An Act to designate the facility of the United States Postal Service located at 152 North 5th Street in Laramie, Wyoming, as the "Gale W. McGee Post Office".

H.R. 433. An Act to designate the facility of the United States Postal Service located at 1700 Main Street in Little Rock, Arkansas, as the "Scipio A. Jones Post Office Building".

H.R. 514. An Act to designate the facility of the United States Postal Service located at 16150 Aviation Loop Drive in Brooksville, Florida, as the "Sergeant Lea Robert Mills Brooksville Aviation Branch Post Office".

H.R. 521. An Act to designate the facility of the United States Postal Service located at 2633 11th Street in Rock Island, Illinois, as the "Lane Evans Post Office Building".

H.R. 577. An Act to designate the facility of the United States Postal Service located at 3903 South Congress Avenue in Austin, Texas, as the "Sergeant Henry Ybarra III Post Office Building".

¶32.20 LEAVE OF ABSENCE

By unanimous consent, leave of absence was granted to Mr. ABER-CROMBIE, for today after 4 p.m.

And then,

¶32.21 ADJOURNMENT

On motion of Mr. ALTMIRE, at 10 o'clock and 9 minutes p.m., the House adjourned.

¶32.22 REPORTS OF COMMITTEES ON PUBLIC BILLS AND RESOLUTION

Under clause 2 of rule XIII, reports of committees were delivered to the Clerk for printing and reference to the proper calendar, as follows:

Ms. SLAUGHTER: Committee on Rules. House Resolution 219. Resolution providing for consideration of the resolution (H. Res. 202) providing for the expenses of certain committees of the House of Representatives in the One Hundred Tenth Congress (Rept. 110-34). Referred to the House Calendar.

¶32.23 PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XII, public bills and resolutions were introduced and severally referred, as follows:

By Mr. ENGLISH of Pennsylvania (for himself, Mr. SAM JOHNSON of Texas, Mr. SESSIONS, Mr. DAVIS of Kentucky, Mr. BISHOP of Utah, Mr. GARY G. MILLER of California, Mr. JORDAN, Mr. SIMPSON, Mrs. MUSGRAVE, Mr. CONAWAY, and Mr. DOOLITTLE):

H.R. 1365. A bill to amend the Internal Revenue Code of 1986 to repeal the alternative minimum tax on corporations; to the Committee on Ways and Means.

By Mr. ENGLISH of Pennsylvania (for himself, Mr. SAM JOHNSON of Texas, Mr. SESSIONS, Mr. KUHL of New York, Mr. CULBERSON, Mr. DAVIS of Kentucky, Mr. BISHOP of Utah, Mr. MILLER of Florida, Mr. GARY G. MILLER of California, Mr. JORDAN, Mr. SHAYS, Mr. SIMPSON, Mrs. MUSGRAVE, Mr. CONAWAY, Mr. MANZULLO, and Mr. DOOLITTLE):

H.R. 1366. A bill to amend the Internal Revenue Code of 1986 to repeal the alternative minimum tax on individuals; to the Committee on Ways and Means.

By Mr. KENNEDY (for himself, Mr. RAMSTAD, Mr. ABERCROMBIE, Mr. ACKERMAN, Mr. ALEXANDER, Mr. ALLEN, Mr. ANDREWS, Mr. ARCURI, Mr. BACA, Mr. BACHUS, Mr. BAIRD, Ms. BALDWIN, Mr. BARROW, Ms. BEAN, Mr. BECERRA, Ms. BERKLEY, Mr. BERMAN, Mr. BERRY, Mr. BISHOP of Georgia, Mr. BISHOP of New York, Mr. BLUMENAUER, Ms. BORDALLO, Mr. BOREN, Mr. BOSWELL, Mr. BOUCHER, Mr. BOYD of Florida, Mr. BRADY of Pennsylvania, Mr. BRALEY of Iowa, Ms. CORRINE BROWN of Florida, Mr. BUTTERFIELD, Mrs. CAPPs, Mr. CAPUANO, Mr. CARDOZA, Mr. CARNAHAN, Mr. CARNEY, Ms. CARSON, Ms. CASTOR, Mr. CHANDLER, Mrs. CHRISTENSEN, Ms. CLARKE, Mr. CLAY, Mr. CLEAVER, Mr. CLYBURN, Mr. COHEN, Mr. CONYERS, Mr. COOPER, Mr. COSTA, Mr. COSTELLO, Mr. COURTNEY, Mr. CROWLEY, Mrs. CUBIN, Mr. CUELLAR, Mr. CUMMINGS, Mr. DAVIS of Alabama, Mr. DAVIS of Illinois, Mrs. DAVIS of California, Mr. LINCOLN DAVIS of Tennessee, Mr. DEFazio, Ms. DEGETTE, Mr. DELAHUNT, Ms. DELAURO, Mr. DICKS, Mr. DOGGETT, Mr. DOYLE, Mr. EDWARDS, Mr. ELLISON, Mr. ELLSWORTH, Mr. EMANUEL, Mrs. EMERSON, Mr. ENGEL, Mr. ENGLISH of Pennsylvania, Ms. ESHOO, Mr. ETHERIDGE, Mr. FALCOMAVAEGA, Mr. FARR, Mr. FATTAH, Mr. FERGUSON, Mr. FILNER, Mr. FRANK of Massachusetts, Mr. FRELINGHUYSEN, Mr. GERLACH, Ms. GIFFORDS, Mr. GILCREST, Mrs. GILLIBRAND, Mr. GONZALEZ, Mr. GORDON, Mr. AL GREEN of Texas, Mr. GENE GREEN of Texas, Mr. GRIJALVA, Mr. GUTIERREZ, Mr. HALL of New York, Mr. HARE, Ms. HARMAN, Mr. HASTINGS of Florida, Ms. HERSETH, Mr. HIGGINS, Mr. HINCHEY, Mr. HINOJOSA, Ms. HIRONO, Mr. HODES, Mr. HOLDEN, Mr. HOLT, Mr. HONDA, Ms. HOOLEY, Mr. HOYER, Mr. INSLEE, Mr. ISRAEL, Mr. JACKSON of Illinois, Ms. JACKSON-LEE of Texas, Mr. JEFFERSON, Ms. EDDIE BERNICE JOHNSON of Texas, Mr. JOHNSON of Georgia, Mrs. JONES of Ohio, Mr. KAGEN, Mr. KANJORSKI, Ms. KAPTUR, Mr. KELLER, Mr. KILDEE, Ms. KILPATRICK, Mr. KIND, Mr. KING of New York, Mr. KIRK, Mr. KLEIN of Florida, Mr. KUCINICH, Mr. LAHOOD, Mr. LAMPSON, Mr. LANGEVIN, Mr. LANTOS, Mr. LARSEN of Washington, Mr. LARSON of Connecticut, Mr. LATOURETTE, Ms. LEE, Mr. LEVIN, Mr. LEWIS of Georgia, Mr. LIPINSKI, Mr. LOBIONDO, Mr. LOEBSACK, Ms. ZOE LOFGREN of California, Mrs. LOWEY, Mr. LYNCH, Mrs. MALONEY of New York, Mr. MARKEY, Mr. MARSHALL, Mr. MATHESON, Ms. MATSUI, Mrs. MCCARTHY of New York, Ms. MCCOLLUM of Minnesota, Mr. MCDERMOTT, Mr. MCGOVERN, Mr. MCHUGH, Mr.

MCINTYRE, Mr. MCNERNEY, Mr. MCNULTY, Mr. MEEHAN, Mr. MEEK of Florida, Mr. MEEKS of New York, Mr. MICA, Mr. MICHAUD, Ms. MILLENDER-MCDONALD, Mr. GEORGE MILLER of California, Mr. MOLLOHAN, Mr. MOORE of Kansas, Ms. MOORE of Wisconsin, Mr. MORAN of Virginia, Mr. MURPHY of Connecticut, Mr. TIM MURPHY of Pennsylvania, Mr. MURTHA, Mr. NADLER, Mrs. NAPOLITANO, Mr. NEAL of Massachusetts, Ms. NOR-TON, Mr. OBERSTAR, Mr. OBEY, Mr. OLVER, Mr. ORTIZ, Mr. PALLONE, Mr. PASCRELL, Mr. PASTOR, Mr. PAYNE, Mr. PERLMUTTER, Mr. PETERSON of Minnesota, Mr. PICKERING, Mr. PLATTS, Mr. POMEROY, Mr. PRICE of North Carolina, Mr. RAHALL, Mr. RANGEL, Mr. RENZI, Mr. REYES, Mr. RODRIGUEZ, Ms. ROS-LEHTINEN, Mr. ROSS, Mr. ROTHMAN, Ms. ROYBAL-ALLARD, Mr. RUPPERSBERGER, Mr. RUSH, Mr. RYAN of Ohio, Mr. SALAZAR, Ms. LINDA T. SANCHEZ of California, Ms. LORETTA SANCHEZ of California, Mr. SARBANES, Mr. SAXTON, Ms. SCHAKOWSKY, Mr. SCHIFF, Mrs. SCHMIDT, Ms. WASSERMAN SCHULTZ, Ms. SCHWARTZ, Mr. SCOTT of Georgia, Mr. SCOTT of Virginia, Mr. SERRANO, Mr. SESTAK, Mr. SHAYS, Ms. SHEA-PORTER, Mr. SHERMAN, Mr. SIRES, Mr. SKELTON, Ms. SLAUGHTER, Mr. SMITH of Washington, Mr. SMITH of New Jersey, Mr. SNYDER, Ms. SOLIS, Mr. SPACE, Mr. SPRATT, Mr. STARK, Mr. STUPAK, Mr. SULLIVAN, Ms. SUTTON, Mr. TANNER, Mrs. TAUSCHER, Mr. THOMPSON of Mississippi, Mr. THOMPSON of California, Mr. TIERNEY, Mr. TOWNS, Mr. UDALL of Colorado, Mr. UDALL of New Mexico, Mr. UPTON, Mr. VAN HOLLEN, Ms. VELAZQUEZ, Mr. VISCLOSKEY, Mr. WALSH of New York, Mr. WALZ of Minnesota, Mr. WAMP, Ms. WATERS, Ms. WATSON, Mr. WATT, Mr. WAXMAN, Mr. WEINER, Mr. WELCH of Vermont, Mr. WEXLER, Mr. WILSON of Ohio, Mr. WILSON of South Carolina, Ms. WOOLSEY, Mr. WU, Mr. WYNN, Mr. YARMUTH, and Mr. YOUNG of Alaska):

H.R. 1367. A bill to amend section 712 of the Employee Retirement Income Security Act of 1974, section 2705 of the Public Health Service Act, and section 9812 of the Internal Revenue Code of 1986 to require equity in the provision of mental health and substance-related disorder benefits under group health plans; to the Committee on Energy and Commerce, and in addition to the Committees on Education and Labor, and Ways and Means, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. KENNEDY (for himself, Mr. REICHERT, and Mr. SMITH of Washington):

H.R. 1368. A bill to establish a program to provide financial incentives to encourage the adoption and use of interactive personal health records; to the Committee on Energy and Commerce, and in addition to the Committee on Ways and Means, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mrs. MALONEY of New York:

H.R. 1369. A bill to amend the Family and Medical Leave Act of 1993 to expand the scope of the Act, and for other purposes; to the Committee on Education and Labor, and in addition to the Committees on Oversight and Government Reform, and House Administration, for a period to be subsequently determined by the Speaker, in each case for

consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. BUYER (for himself, Mr. BOOZMAN, Mr. BURTON of Indiana, Mr. BILIRAKIS, Ms. HERSETH, and Mr. LAMBORN):

H.R. 1370. A bill to amend title 38, United States Code, to establish in the Department of Veterans Affairs an Office of National Veterans Sports Programs and Special Events; to the Committee on Veterans' Affairs.

By Ms. BALDWIN (for herself, Mr. LAHOOD, Mr. PENCE, and Mr. WALZ of Minnesota):

H.R. 1371. A bill to amend the Farm Security and Rural Investment Act of 2002 to provide producers on a farm with greater flexibility in selecting the crops to be planted on the base acres of the farm; to the Committee on Agriculture.

By Mr. GEORGE MILLER of California (for himself, Mr. MELANCON, Mr. JEFFERSON, Mr. SCOTT of Virginia, Mr. DAVIS of Illinois, Mrs. MCCARTHY of New York, Mr. GRIJALVA, Mr. PAYNE, Ms. SHEA-PORTER, Mr. HINOJOSA, Mr. RANGEL, Mr. CUMMINGS, Mr. JINDAL, Mr. TAYLOR, and Mr. DAVIS of Alabama):

H.R. 1372. A bill to provide grants to recruit new teachers, principals, and other school leaders to, and retain and support current and returning teachers, principals, and other school leaders employed in, public elementary and public secondary schools, and to help higher education, in areas impacted by Hurricane Katrina or Hurricane Rita, and for other purposes; to the Committee on Education and Labor.

By Mr. BACA (for himself and Ms. CARSON):

H.R. 1373. A bill to provide for the award of a gold medal on behalf of the Congress to Tiger Woods, in recognition of his service to the Nation in promoting excellence and good sportsmanship, and in breaking barriers with grace and dignity by showing that golf is a sport for all people; to the Committee on Financial Services.

By Mr. BOYD of Florida (for himself and Mr. CRENSHAW):

H.R. 1374. A bill to amend the Florida National Forest Land Management Act of 2003 to authorize the conveyance of an additional tract of National Forest System land under that Act, and for other purposes; to the Committee on Agriculture.

By Mr. BUCHANAN:

H.R. 1375. A bill to amend the Congressional Budget and Impoundment Control Act of 1974 to provide for the expedited consideration of certain proposed rescissions of budget authority, and for other purposes; to the Committee on the Budget, and in addition to the Committee on Rules, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. CARDOZA:

H.R. 1376. A bill to amend title XIX of the Social Security Act to establish independent foster care adolescents as a mandatory category (and not an optional category) of individuals for coverage under State Medicaid programs; to the Committee on Energy and Commerce.

By Mr. CUELLAR (for himself, Mr. RENZI, Mr. MCGOVERN, Mr. PASTOR, and Ms. HERSETH):

H.R. 1377. A bill to amend the Internal Revenue Code of 1986 to provide a credit against tax for an individual teaching in a school with a significant number of limited English proficient students and to provide a deduction for expenses paid or incurred by a teacher for courses required for certification in teaching English as a second language; to the Committee on Ways and Means.

By Mr. GOODE:

H.R. 1378. A bill to amend the Internal Revenue Code of 1986 to allow individuals to designate any portion of a refund for use by the Secretary of Health and Human Services in providing catastrophic health coverage to individuals who do not otherwise have health coverage; to the Committee on Ways and Means, and in addition to the Committee on Energy and Commerce, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. GUTIERREZ (for himself, Ms. SCHAKOWSKY, Mr. HONDA, Mr. ABERCROMBIE, Ms. SOLIS, Mr. PASTOR, Mr. GRIJALVA, and Mr. REYES):

H.R. 1379. A bill to assist aliens who have been lawfully admitted in becoming citizens of the United States, and for other purposes; to the Committee on the Judiciary.

By Mr. HOLDEN (for himself and Mr. PLATTS):

H.R. 1380. A bill to amend title II of the Social Security Act to provide that a monthly insurance benefit thereunder shall be paid for the month in which the recipient dies, subject to a reduction of 50 percent if the recipient dies during the first 15 days of such month, and for other purposes; to the Committee on Ways and Means.

By Mrs. JONES of Ohio (for herself, Mr. LEWIS of Georgia, Mr. HASTINGS of Florida, Mr. CLAY, and Mr. COHEN):

H.R. 1381. A bill to amend the Help America Vote Act of 2002 to improve the administration of elections for Federal office, and for other purposes; to the Committee on House Administration, and in addition to the Committees on the Judiciary, Ways and Means, and Science and Technology, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. KUHLL of New York:

H.R. 1382. A bill to amend title 38, United States Code, to provide for an assured adequate level of funding for veterans health care; to the Committee on Veterans' Affairs.

By Ms. ZOE LOFGREN of California:

H.R. 1383. A bill to amend title 18, United States Code, to provide penalties for the misuse of robocalls; to the Committee on the Judiciary.

By Mr. MCCARTHY of California:

H.R. 1384. A bill to designate the facility of the United States Postal Service located at 118 Minner Street in Bakersfield, California, as the "Buck Owens Post Office"; to the Committee on Oversight and Government Reform.

By Mr. McDERMOTT (for himself, Mr. MARKEY, and Mr. WELLER):

H.R. 1385. A bill to amend the Internal Revenue Code of 1986 to improve and extend certain energy-related tax provisions, and for other purposes; to the Committee on Ways and Means.

By Mr. McDERMOTT (for himself, Mr. EMANUEL, Mr. ARCURI, Mr. STARK, Mr. LEVIN, Mr. LEWIS of Georgia, Mr. DAVIS of Alabama, Ms. CASTOR, Mr. KAGEN, Mr. HALL of New York, and Mr. ELLISON):

H.R. 1386. A bill to repeal a provision enacted to end Federal matching of State spending of child support incentive payments; to the Committee on Ways and Means.

By Mr. MELANCON:

H.R. 1387. A bill to adjust the boundary of the Barataria Preserve Unit of the Jean Lafitte National Historical Park and Preserve in the State of Louisiana, and for other purposes; to the Committee on Natural Resources.

By Mr. SARBANES (for himself, Mr. HOYER, Mr. GILCHREST, Mr. MORAN of

Virginia, Mr. WYNN, Mr. RUPPERSBERGER, Mr. VAN HOLLEN, Ms. NORTON, Mrs. JO ANN DAVIS of Virginia, and Mr. TOM DAVIS of Virginia):

H.R. 1388. A bill to amend the National Trails System Act to designate the Star-Spangled Banner Trail in the States of Maryland and Virginia and the District of Columbia as a National Historic Trail; to the Committee on Natural Resources.

By Mr. SARBANES (for himself, Mr. HOYER, Mr. CUMMINGS, Mr. GILCHREST, Mr. WYNN, Mr. RUPPERSBERGER, Mr. VAN HOLLEN, Mrs. JO ANN DAVIS of Virginia, Mr. DAVIS of Kentucky, Mr. HIGGINS, Mr. STUPAK, Mr. DINGELL, Mr. MCHUGH, Ms. NORTON, Mr. MCCOTTER, and Mr. MORAN of Virginia):

H.R. 1389. A bill to establish the Star-Spangled Banner and War of 1812 Bicentennial Commission, and for other purposes; to the Committee on Oversight and Government Reform.

By Mr. TANCREDO (for himself and Mr. ROHRBACHER):

H.R. 1390. A bill to require Senate confirmation of an individual appointed to serve as the Director of the American Institute in Taiwan; to the Committee on Foreign Affairs.

By Mr. VISCLOSKEY (for himself, Mr. RANGEL, Mr. KING of New York, Mr. MCGOVERN, Ms. CARSON, and Mr. MCNULTY):

H.R. 1391. A bill to accelerate efforts to develop vaccines for diseases primarily affecting developing countries, and for other purposes; to the Committee on Energy and Commerce, and in addition to the Committees on Foreign Affairs, and Financial Services, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. WEINER (for himself and Mr. FLAKE):

H.R. 1392. A bill to amend the Homeland Security Act of 2002 to direct the Secretary of Homeland Security to require, as a condition of receiving a homeland security grant, that a grant recipient submit reports on each expenditure made using grant funds; to the Committee on Homeland Security.

By Mr. WHITFIELD (for himself, Mr. WILSON of Ohio, and Mr. SHIMKUS):

H.R. 1393. A bill to amend the USEC Privatization Act to provide an extension of the period during which individuals may bring a suit for certain violations of employee protection provisions under such Act; to the Committee on Energy and Commerce, and in addition to the Committee on the Judiciary, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. WILSON of South Carolina:

H.R. 1394. A bill to expand the teacher loan forgiveness provisions of the Higher Education Act of 1965 to include speech-language pathologists; to the Committee on Education and Labor.

By Mr. WILSON of South Carolina:

H.R. 1395. A bill to prevent abuse of Government credit cards; to the Committee on Oversight and Government Reform, and in addition to the Committee on Armed Services, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Ms. WOOLSEY:

H.R. 1396. A bill to amend the Organic Foods Production Act of 1990 to prohibit the labeling of cloned livestock and products derived from cloned livestock as organic; to the Committee on Agriculture.

By Mr. CLEAVER:

H. Con. Res. 84. Concurrent resolution encouraging recognition of February 13th of each year for the founding for the Negro Leagues in Kansas City, Missouri; to the Committee on Oversight and Government Reform.

By Mr. ISSA:

H. Res. 218. A resolution amending the Rules of the House of Representatives to require that, as of the date of adoption of this resolution, a proportional distribution of committee seats, staff, and financial resources be made; to the Committee on Rules.

By Mr. SAM JOHNSON of Texas:

H. Res. 220. A resolution providing for consideration of the bill (H. R. 511) to pledge the faithful support of Congress to members of the United States Armed Forces serving in harm's way; to the Committee on Rules.

By Ms. LEE (for herself and Mr. THOMPSON of Mississippi):

H. Res. 221. A resolution honoring the life, legacy, and contributions of Fannie Lou Townsend Hamer on the 30th anniversary of her death for her dedication to freedom and justice; to the Committee on the Judiciary.

By Mrs. MCCARTHY of New York (for herself, Mr. WALSH of New York, Mr. NEAL of Massachusetts, Mr. PAYNE, Mr. GALLEGLY, Mr. MCHUGH, Mrs. MALONEY of New York, Mr. DOYLE, Mr. HIGGINS, Mr. CROWLEY, Mr. KING of New York, Mr. ACKERMAN, Mr. MEEKS of New York, Mr. TANNER, Mr. HINOJOSA, Mr. SIREs, Ms. JACKSON-LEE of Texas, Ms. WATSON, Mr. SHERMAN, Mr. LANTOS, Mr. BERMAN, Mr. ENGEL, Mr. DELAHUNT, Mr. SMITH of Washington, Mr. CARNAHAN, Mr. GENE GREEN of Texas, Ms. WOOLSEY, Mr. WU, Ms. LINDA T. SANCHEZ of California, Ms. MCCOLLUM of Minnesota, and Mr. WEXLER):

H. Res. 222. A resolution expressing the support of the House of Representatives for the Good Friday Agreement, signed on April 10, 1998, as a blueprint for a lasting peace in Northern Ireland, and for other purposes; to the Committee on Foreign Affairs.

By Mr. SHADEGG (for himself, Mr. CHABOT, Mr. POE, Mr. FRANKS of Arizona, Mr. MOORE of Kansas, Mr. ORTIZ, Mr. GARRETT of New Jersey, Mr. KING of New York, Mr. DOYLE, Mrs. CUBIN, Mr. GORDON, Mr. RUPPERSBERGER, Ms. FALLIN, Mr. GOHMERT, Mr. REICHERT, Mrs. MYRICK, Mr. BARRETT of South Carolina, Mr. PITTS, Mr. GINGREY, Mr. ISSA, Mr. TANCREDO, Mr. LINDER, Mr. GOODE, Mr. DANIEL E. LUNGREN of California, Mr. JORDAN, Mr. BRADY of Texas, Mr. BARTLETT of Maryland, Mr. FORTUÑO, Mr. WILSON of South Carolina, Mr. CANTOR, Mr. RYAN of Wisconsin, Mr. KLINE of Minnesota, Mr. DAVID DAVIS of Tennessee, Mr. AKIN, and Mr. WELDON of Florida):

H. Res. 223. A resolution supporting the goals and ideals of a National Day of Remembrance for Murder Victims; to the Committee on Oversight and Government Reform.

By Mr. SHUSTER:

H. Res. 224. A resolution expressing the sense of the House of Representatives that corporate owners of websites that share user-posted videos should take action to remove jihadi propaganda; to the Committee on Energy and Commerce.

By Mr. WALBERG (for himself, Mr. STUPAK, Mr. HOEKSTRA, Mr. EHLERS, Mr. CAMP of Michigan, Mr. KILDEE, Mr. UPTON, Mr. ROGERS of Michigan, Mr. KNOLLENBERG, Mrs. MILLER of Michigan, Mr. MCCOTTER, Mr. LEVIN, Ms. KILPATRICK, Mr. CONYERS, and Mr. DINGELL):

H. Res. 225. A resolution congratulating Tony Dungy, a native of Jackson, Michigan, for leading the Indianapolis Colts to victory in Super Bowl XLI; to the Committee on Oversight and Government Reform.

By Ms. WOOLSEY:

H. Res. 226. A resolution to recognize John Pehle for his contributions to the Nation in helping rescue Jews and other minorities from the Holocaust during World War II; to the Committee on Foreign Affairs.

By Ms. WOOLSEY:

H. Res. 227. A resolution calling for the adoption of a Sensible, Multilateral American Response Terrorism (SMART) security platform for the 21st century; to the Committee on Foreign Affairs.

### 32.24 ADDITIONAL SPONSORS

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

H.R. 74: Mr. UDALL of Colorado and Mr. CASTLE.

H.R. 111: Ms. BORDALLO, Mr. COURTNEY, Mr. BROWN of South Carolina, Mr. BISHOP of New York, Ms. EDDIE BERNICE JOHNSON of Texas, Mr. CONYERS, and Mr. LANTOS.

H.R. 140: Mr. ELLISON, Mr. MARSHALL, and Ms. CARSON.

H.R. 146: Mr. PAYNE, Mr. REGULA, and Mr. MILLER of Florida.

H.R. 171: Mr. GUTIERREZ, Mr. HARE, Ms. WATSON, Mr. COHEN, and Mr. SERRANO.

H.R. 190: Mr. BURTON of Indiana.

H.R. 196: Mr. BERRY.

H.R. 197: Mrs. JONES of Ohio, Mr. LANGEVIN, and Mr. PETRI.

H.R. 243: Mr. MILLER of Florida.

H.R. 296: Mr. BAKER.

H.R. 322: Mr. BLUNT.

H.R. 406: Mr. GENE GREEN of Texas.

H.R. 471: Mr. MILLER of North Carolina, Mr. LEWIS of Georgia, Mr. RAMSTAD, Mr. HERGER, Mr. CROWLEY, Mr. KAGEN, Mr. BISHOP of New York, Mr. MCHUGH, and Mr. DANIEL E. LUNGREN of California.

H.R. 477: Mr. WALSH of New York, Mr. MILLER of North Carolina, Mr. BRADY of Pennsylvania, Mr. KNOLLENBERG, Mr. COHEN, Mr. REYES, Ms. CARSON, Mr. HILL, Mr. BOSWELL, Mr. HINCHAY, Mr. PASCRELL, and Mr. MCHUGH.

H.R. 488: Ms. NORTON, Mr. GONZALEZ, and Mr. ELLISON.

H.R. 526: Mr. COHEN.

H.R. 539: Mr. DELAHUNT.

H.R. 579: Mr. BRALEY of Iowa, Mr. BECERRA, Mr. BILLIRAKIS, Mr. OBERSTAR, Ms. WOOLSEY, Mr. MICHAUD, and Mr. COHEN.

H.R. 583: Mr. MCHENRY, Mr. WAMP, Ms. HERSETH, and Mrs. JO ANN DAVIS of Virginia.

H.R. 621: Mr. MCCAUL of Texas, Mr. ETHERIDGE, Mr. BARTLETT of Maryland, Mr. PITTS, and Mr. FRANK of Massachusetts.

H.R. 634: Mr. HASTERT, Mr. BISHOP of New York, Mr. ABERCROMBIE, Mr. ALLEN, Mr. GALLEGLY, and Mr. ORTIZ.

H.R. 653: Mr. LAMPSON.

H.R. 661: Mr. ABERCROMBIE and Mr. UDALL of New Mexico.

H.R. 676: Mr. FRANK of Massachusetts.

H.R. 677: Ms. LEE, Mr. PASCRELL, and Mr. COHEN.

H.R. 678: Mr. ALLEN.

H.R. 697: Ms. FOX.

H.R. 698: Mr. HOLT, Mr. WEXLER, and Mr. CARNEY.

H.R. 699: Mr. BOUSTANY and Mr. SMITH of Nebraska.

H.R. 725: Mr. WICKER and Mr. SIMPSON.

H.R. 741: Mr. ENGLISH of Pennsylvania and Mr. KENNEDY.

H.R. 758: Mr. ETHERIDGE, Mr. PASCRELL, Mr. MACK, and Mr. OBERSTAR.

H.R. 770: Mr. STARK.

H.R. 782: Ms. KAPTUR and Mr. ROGERS of Kentucky.

H.R. 787: Ms. KAPTUR, Mr. DAVIS of Illinois, and Mr. MORAN of Virginia.

H.R. 806: Mr. HOLDEN.

H.R. 826: Mr. POE.

H.R. 880: Mr. SHAYS, Mr. SENSENBRENNER, and Mr. REICHERT.

H.R. 882: Ms. SHEA-PORTER, Mr. PORTER, Mr. UPTON, Ms. DEGETTE, Mr. GONZALEZ, Mr. CLEAVER, Mr. BOUSTANY, and Ms. HOOLEY.

H.R. 895: Mr. BRADY of Pennsylvania.

H.R. 925: Mr. MCKEON.

H.R. 939: Mr. COBLE, Mr. POE, and Mrs. JO ANN DAVIS of Virginia.

H.R. 981: Mr. LATOURETTE.

H.R. 988: Mr. HUNTER, Mr. CAMPBELL of California, Mr. ISSA, Mr. BILBRAY, Mrs. BONO, Mr. ROHRBACHER, Mr. ROYCE, Mr. LEWIS of California, Mr. GARY G. MILLER of California, Mr. SCHIFF, Mr. MCKEON, Mr. DRIER, Mr. NUNES, Mr. MCCARTHY of California, Mr. DANIEL E. LUNGREN of California, Mr. HASTERT, Mr. POE, Mr. PATRICK MURPHY of Pennsylvania, and Ms. SOLIS.

H.R. 992: Ms. WOOLSEY.

H.R. 998: Ms. BEAN, Ms. EDDIE BERNICE JOHNSON of Texas, Mr. MARKEY, Mr. PERLMUTTER, Mr. SIREN, Ms. CARSON, Mr. GUTIERREZ, Mr. KANJORSKI, Mr. MEEKS of New York, Mr. MILLER of North Carolina, Mr. SCOTT of Georgia, Ms. VELÁZQUEZ, Ms. WATERS, and Mr. WEXLER.

H.R. 1000: Mr. DAVIS of Illinois, Mr. SCOTT of Georgia, Mr. WATT, Mr. DAVIS of Alabama, Ms. LEE, Ms. CLARKE, Mr. CONYERS, Mr. SCOTT of Virginia, Mr. RUSH, Ms. JACKSON-LEE of Texas, Mr. SCHIFF, and Mr. FATTAH.

H.R. 1014: Mr. BRADY of Pennsylvania, Mr. RUSH, Ms. BERKLEY, Mr. COHEN, Mr. RODRIGUEZ, Mr. FILNER, and Mr. KENNEDY.

H.R. 1022: Mr. CROWLEY, Mr. FATTAH, Mr. FILNER, Mr. FRANK of Massachusetts, Ms. JACKSON-LEE of Texas, Mrs. MALONEY of New York, Mr. MEEHAN, Mr. MORAN of Virginia, Mr. ACKERMAN, Ms. SCHAKOWSKY, Mr. SCHIFF, and Mr. VAN HOLLEN.

H.R. 1034: Mr. MCCAUL of Texas.

H.R. 1040: Mr. MILLER of Florida.

H.R. 1043: Mr. CRAMER, Mr. DAVIS of Illinois, Mr. CHANDLER, Mr. GORDON, and Mr. CUELLAR.

H.R. 1057: Mr. FEENEY.

H.R. 1064: Mr. CLAY, Mr. ISRAEL, Mr. BISHOP of New York, Mrs. TAUSCHER, Mr. KIRK, Ms. LEE, Mr. SPRATT, Ms. CLARKE, Mr. TIM MURPHY of Pennsylvania, Mr. LYNCH, and Mr. WU.

H.R. 1069: Mrs. NAPOLITANO.

H.R. 1076: Mr. YOUNG of Alaska.

H.R. 1085: Mr. WAMP and Mrs. MYRICK.

H.R. 1086: Mr. WAMP and Mrs. MYRICK.

H.R. 1115: Ms. BORDALLO and Mr. LEVIN.

H.R. 1125: Mrs. MCMORRIS RODGERS, Mrs. MYRICK, Mr. SAM JOHNSON of Texas, Mrs. DRAKE, Mr. FRANKS of Arizona, Mr. CAMPBELL of California, Ms. FALLIN, Mr. POE, Mr. REICHERT, and Mr. PEARCE.

H.R. 1132: Ms. BERKLEY, Mr. MCHUGH, Mr. CLEAVER, Mr. COURTNEY, Mr. MOORE of Kansas, Mr. RUSH, Mr. TIM MURPHY of Pennsylvania, Mr. ENGEL, Ms. SCHAKOWSKY, Mr. GENE GREEN of Texas, Mr. GORDON, Mr. UDALL of Colorado, Mr. KENNEDY, and Mr. ELLISON.

H.R. 1134: Mr. EHLERS and Mr. ENGLISH of Pennsylvania.

H.R. 1148: Mr. CAPUANO.

H.R. 1153: Ms. FALLIN, Mr. BARTLETT of Maryland, Mr. WILSON of South Carolina, and Mr. GOODLATTE.

H.R. 1157: Mr. TERRY, Mr. GENE GREEN of Texas, Mr. BOUCHER, Mr. GERLACH, Mr. PETRI, Mr. MATHESON, Ms. BORDALLO, Mr. BURTON of Indiana, Mr. OLVER, Mr. MARKEY, Mr. WU, Mr. FATTAH, Mr. EDWARDS, and Mr. McNULTY.

H.R. 1188: Mrs. DAVIS of California.

H.R. 1192: Mr. MCHUGH, and Mr. ABERCROMBIE.

H.R. 1198: Mr. MCCOTTER.

H.R. 1228: Mr. THOMPSON of California.

H.R. 1232: Mr. MARKEY, Mr. CONYERS, Mr. MORAN of Kansas, Mr. NEAL of Massachusetts, Mrs. CAPP, and Mr. ROGERS of Alabama.

H.R. 1242: Mrs. EMERSON, Mr. SKELTON, Mr. AKIN, and Mr. CLEAVER.

H.R. 1257: Ms. MOORE of Wisconsin, Mr. MEEKS of New York, Mr. LYNCH, Ms. CARSON, Mr. MARSHALL, and Mrs. MALONEY of New York.

H.R. 1261: Mr. GOODLATTE, Mr. GOODE, and Mr. GARY G. MILLER of California.

H.R. 1279: Mr. TIERNEY and Mr. KILDEE.

H.R. 1281: Ms. ESHOO, Mr. GONZALEZ, Ms. LINDA T. SÁNCHEZ of California, Mrs. LOWEY, Mr. WEXLER, Mr. CUELLAR, and Ms. WASSERMAN SCHULTZ.

H.R. 1287: Mr. GEORGE MILLER of California and Ms. HOOLEY.

H.R. 1289: Ms. NORTON.

H.R. 1293: Mr. MCHUGH, Mr. POE, Mr. MILLER of Florida, and Mr. WEINER.

H.R. 1307: Mr. LAMPSON.

H.R. 1314: Mr. BARTLETT of Maryland, Mr. POE, Mr. TANCREDO, Mr. HOEKSTRA, Mr. WILSON of South Carolina, Mr. GOODE, and Mr. ISSA.

H.R. 1325: Mr. PALLONE, Mr. BECERRA, and Mr. PASCRELL.

H.R. 1330: Mr. VAN HOLLEN, Mr. KIRK, Mr. HOLDEN, and Mr. BRALEY of Iowa.

H.R. 1342: Mr. WESTMORELAND.

H.R. 1350: Mr. KIND, Mr. MCCOTTER, Mr. GILLMOR, Mr. REGULA, Mr. LEVIN, Mr. KILDEE, and Mr. KUHL of New York.

H.R. 1352: Mr. WEXLER and Mr. LANTOS.

H.R. 1353: Mr. CUELLAR and Mr. DEFAZIO.

H.R. 1355: Mr. SPRATT and Ms. FOX.

H.R. 1359: Mr. DUNCAN.

H.R. 1363: Mrs. CHRISTENSEN and Mr. MARSHALL.

H. J. Res. 9: Mr. WICKER and Mr. BLUNT.

H. Con. Res. 9: Ms. BERKLEY.

H. Con. Res. 50: Mr. CANTOR, Mr. WILSON of South Carolina, Mr. GOODLATTE, Mr. SHAD-EGG, Mr. RYAN of Wisconsin, Mr. DAVID DAVIS of Tennessee, Mr. WELDON of Florida, Mr. WESTMORELAND, Mr. CHABOT, Mr. GOODE, Mr. DANIEL E. LUNGREN of California, Mr. BRADY of Texas, Mr. HOEKSTRA, Mr. JORDAN, Mr. FORBES, Mr. GINGREY, Mr. PITTS, Mr. SALLI, Mr. ISSA, Mr. MARCHANT, Mr. AKIN, and Mr. BARTLETT of Maryland.

H. Con. Res. 60: Mr. CARNEY, Mr. FILNER, and Mr. MILLER of Florida.

H. Con. Res. 68: Mr. PAYNE, Mr. FOSSELLA, and Mr. GALLEGLY.

H. Res. 16: Mr. GOODLATTE and Mr. FORBES.

H. Res. 18: Mr. MARCHANT and Mr. GILCHRIST.

H. Res. 49: Ms. KAPTUR, Mr. KING of New York, and Mr. PETERSON of Minnesota.

H. Res. 76: Mr. KENNEDY.

H. Res. 101: Mr. JACKSON of Illinois, Mr. VAN HOLLEN, Mr. GONZALEZ, Mr. FALEOMAVAEGA, Mr. ENGEL, Mr. TOWNS, and Mr. RANGEL.

H. Res. 107: Mr. BRADY of Pennsylvania and Mr. SHUSTER.

H. Res. 118: Mr. SCOTT of Virginia.

H. Res. 136: Mr. UDALL of Colorado and Mr. KUHL of New York.

H. Res. 146: Ms. MCCOLLUM of Minnesota.

H. Res. 171: Mr. GONZALEZ, Mr. BERMAN, and Mr. WICKER.

H. Res. 185: Mr. BERMAN.

H. Res. 186: Mr. HOLT and Mr. MCINTYRE.

H. Res. 197: Mr. SHERMAN, Mr. DICKS, Mr. COHEN, Mr. COOPER, Mr. PAYNE, Mr. MOORE of Kansas, Mr. TANNER, Mr. HOLT, Ms. HARMAN, Mr. JEFFERSON, Mr. HIGGINS, Mrs. DAVIS of California, and Mr. KLEIN of Florida.

### THURSDAY, MARCH 8, 2007 (33)

The House was called to order by the SPEAKER.



## ¶33.1 APPROVAL OF THE JOURNAL

The SPEAKER announced she had examined and approved the Journal of the proceedings of Wednesday, March 7, 2007.

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

## ¶33.2 COMMUNICATIONS

Executive and other communications, pursuant to clause 8, rule XII, were referred as follows:

766. A letter from the Secretary, Department of Agriculture, transmitting a copy of a draft bill entitled, "To amend the authority for the National Arboretum to authorize construction of a Chinese Garden within the National Arboretum, and for other purposes"; to the Committee on Agriculture.

767. A letter from the Secretary, Department of Agriculture, transmitting the Department's 2007 farm bill proposals; to the Committee on Agriculture.

768. A letter from the Director, Defense Procurement and Acquisition Policy, Department of Defense, transmitting the Department's final rule — Defense Federal Acquisition Regulation Supplement; Notification Requirements for Critical Safety Items (DFARS Case 2004-D008) (RIN: 0750-AF12) received February 9, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Armed Services.

769. A letter from the Director, Defense Procurement and Acquisition Policy, Department of Defense, transmitting the Department's final rule — Defense Federal Acquisition Regulation Supplement; Berry Amendment Restrictions — Clothing Materials and Components Covered (DFARS Case 2006-D031) (RIN: 0750-AF54) received February 9, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Armed Services.

770. A letter from the Director, Defense Procurement and Acquisition Policy, Department of Defense, transmitting the Department's final rule — Defense Federal Acquisition Regulation Supplement; Emergency Acquisitions (DFARS Case 2006-D036) (RIN: 0750-AF56) received February 9, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Armed Services.

771. A letter from the Secretary, Department of Defense, transmitting a letter on the approved retirement Admiral John B. Nathman, United States Navy, and his advancement to the grade of admiral on the retired list; to the Committee on Armed Services.

772. A letter from the Director, Selective Service System, transmitting the annual report mandated by the Military Selective Service Act; to the Committee on Armed Services.

773. A letter from the Chief Counsel, FEMA, Department of Homeland Security, transmitting the Department's final rule — Final Flood Elevation Determinations — received February 6, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Financial Services.

774. A letter from the Acting Assistant Secretary, Employee Benefits Security Administration, Department of Labor, transmitting the Department's final rule — Statutory Exemption for Cross-Trading of Securities (RIN: 1210-AB17) received February 1, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Education and Labor.

775. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's "Major" final rule — Control of Hazardous Air Pollutants from Mobile Sources [EPA-HQ-OAR-2005-0036; FRL-8278-4] (RIN: 2060-

AK70) received February 15, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

776. A communication from the President of the United States, transmitting notification that the national emergency with respect to Iran, as declared by Executive Order 12957 on March 14, 1995, is to continue in effect beyond March 15, 2007, pursuant to 5 U.S.C. 1622(d); (H. Doc. No. 110-17); to the Committee on Foreign Affairs and ordered to be printed.

777. A letter from the Office Director, Office of Congressional Affairs, U.S. Nuclear Regulatory Commission, transmitting the Commission's final rule — Export and Import of Nuclear Material; Exports to Libya Restricted (RIN: 3150-A102) received February 6, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Foreign Affairs.

778. A letter from the Chief, Regulations and Administrative Law, Department of Homeland Security, transmitting the Department's final rule — Special Local Regulation; Gasparilla Marine Parade, Hillsborough Bay, Tampa, FL [CGD07-06-001] (RIN: 1625-AA08) received February 13, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

779. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Anchorage Regulations; Port of New York [CGD01-06-027] (RIN: 1625-AA01) received March 1, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

780. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Drawbridge Operation Regulation; 63rd Street Bridge, Indian Creek, Miami, Miami-Dade County, FL [CGD07-06-041] (RIN: 1625-AA09) received March 1, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

781. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Drawbridge Operation Regulations; Lewes and Rehoboth Canal, Lewes, DE and Rehoboth, DE; Mispillion River, Milford, DE [CGD05-06-089] (RIN: 1625-AA09) received March 1, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

782. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Drawbridge Operation Regulations; Stickney Point (SR 72) Bridge, Gulf Intracoastal Waterway, Mile 68.6, Sarasota, FL [CGD07-05-158] (RIN: 1625-AA09) received March 1, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

783. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Drawbridge Operation Regulation; Mississippi River, Dubuque, IA [CGD08-06-037] (RIN: 1625-AA09) received March 1, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

784. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Drawbridge Operation Regulation; Gulf Intracoastal Waterway, Anna Maria, FL [CGD07-05-097] (RIN: 1625-AA09) received March 1, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

785. A letter from the Chief, Regulations and Administrative Law, USCG, Department

of Homeland Security, transmitting the Department's final rule — Safety Zone; Upper Chesapeake Bay and its tributaries and the C & D Canal, Maryland, Virginia, and Washington DC. [CGD05-07-011] (RIN: 1625-AA00) received March 1, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

786. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Safety Zone; Wantagh Parkway 3 Bridge Over the Sloop Channel, Town of Hempstead, NY [CGD01-06-132] (RIN: 1625-AA00) received March 1, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

787. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Safety Zone Regulations, New Tacoma Narrows Bridge Construction Project, Construction Barge "MARMACK 12" [CGD13-07-003] (RIN: 1625-AA00) received March 1, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

788. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Safety Zone Regulations, New Tacoma Narrows Bridge Construction Project, Bridge Deck Lifting Beams [CGD13-07-004] (RIN: 1625-AA00) received March 1, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

789. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Safety Zone Regulations, New Tacoma Narrows Bridge Construction Project, Construction Vessels and Equipment Under and in Immediate Vicinity of West Span [CGD13-07-002] (RIN: 1625-AA00) received March 1, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

790. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Safety Zones; M/V Roy A. Jodrey, St. Lawrence River, Wellesley Island, NY [CGD09-06-174] (RIN: 1625-AA00) received March 1, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

791. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Drawbridge Operation Regulations; Saugus River, Lynn and Saugus, MA [CGD01-06-014] received February 13, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

792. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Boeing Model 757-200 Series Airplanes Modified by Supplemental Type Certificate (STC) SA 979NE [Docket No. FAA-2006-25175; Directorate Identifier 2006-NM-099-AD; Amendment 39-14670; AD 2006-13-17] (RIN: 2120-AA64) received February 27, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

793. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Bell Helicopters Textron Canada Model 222, 222B, 222U, 230, and 430 Helicopters [Docket No. FAA-2006-25098; Directorate Identifier 2006-SW-12-AD; Amendment 39-14667; AD 2006-13-14] (RIN: 2120-AA64) received February 27, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

### ¶33.3 PROVIDING FOR CONSIDERATION OF H.R. 700

Mr. CARDOZA, by direction of the Committee on Rules, called up the following resolution (H. Res. 215):

*Resolved*, That at any time after the adoption of this resolution the Speaker may, pursuant to clause 2(b) of rule XVIII, declare the House resolved into the Committee of the Whole House on the state of the Union for consideration of the bill (H.R. 700) to amend the Federal Water Pollution Control Act to extend the pilot program for alternative water source projects. The first reading of the bill shall be dispensed with. All points of order against consideration of the bill are waived except those arising under clause 9 or 10 of rule XXI. General debate shall be confined to the bill and shall not exceed one hour equally divided and controlled by the chairman and ranking minority member of the Committee on Transportation and Infrastructure. After general debate the bill shall be considered for amendment under the five-minute rule. The bill shall be considered as read. Notwithstanding clause 11 of rule XVIII, no amendment to the bill shall be in order except those printed in the portion of the Congressional Record designated for that purpose in clause 8 of rule XVIII and except pro forma amendments for the purpose of debate. Each amendment so printed may be offered only by the Member who caused it to be printed or his designee and shall be considered as read. At the conclusion of consideration of the bill for amendment the Committee shall rise and report the bill to the House with such amendments as may have been adopted. The previous question shall be considered as ordered on the bill and amendments thereto to final passage without intervening motion except one motion to recommend with or without instructions.

When said resolution was considered. After debate,

On motion of Mr. CARDOZA, the previous question was ordered on the resolution to its adoption or rejection.

The question being put, *viva voce*,

Will the House agree to said resolution?

The SPEAKER pro tempore, Mr. McNULTY, announced that the yeas had it.

So the resolution was agreed to.

A motion to reconsider the vote whereby said resolution was agreed to was, by unanimous consent, laid on the table.

### ¶33.4 PROVIDING FOR CONSIDERATION OF H. RES. 202

Ms. SLAUGHTER, by direction of the Committee on Rules, called up the following resolution (H. Res. 219):

*Resolved*, That upon the adoption of this resolution it shall be in order without intervention of any point of order to consider in the House the resolution (H. Res. 202) providing for the expenses of certain committees of the House of Representatives in the One Hundred Tenth Congress. The amendment in the nature of a substitute recommended by the Committee on House Administration now printed in the resolution, modified by the amendment printed in the report of the Committee on Rules accompanying this resolution, shall be considered as adopted. The resolution, as amended, shall be considered as read. The previous question shall be considered as ordered on the resolution, as amended, to final adoption without intervening motion or demand for division of the question except: (1) one hour of debate

equally divided and controlled by the chairman and ranking minority member of the Committee on House Administration; and (2) one motion to recommit which may not contain instructions.

When said resolution was considered.

After debate,

Ms. SLAUGHTER moved the previous question on the resolution to its adoption or rejection.

The question being put, *viva voce*,

Will the House now order the previous question?

The SPEAKER pro tempore, Mr. McNULTY, announced that the yeas had it.

Mr. DREIER objected to the vote on the ground that a quorum was not present and not voting.

A quorum not being present,

The roll was called under clause 6, rule XX, and the call was taken by electronic device.

When there appeared { Yeas ..... 228  
Nays ..... 195

### ¶33.5 [Roll No. 127] YEAS—228

Abercrombie	Emanuel	Marshall
Ackerman	Engel	Matheson
Allen	Eshoo	Matsui
Altmire	Etheridge	McCarthy (NY)
Andrews	Farr	McGovern
Arcuri	Fattah	McIntyre
Baca	Filner	McNerney
Baird	Frank (MA)	McNulty
Baldwin	Giffords	Meehan
Bean	Gillibrand	Meek (FL)
Becerra	Gonzalez	Meeks (NY)
Berkley	Gordon	Melancon
Berman	Green, Al	Michaud
Berry	Green, Gene	Millender-
Bishop (GA)	Grijalva	McDonald
Bishop (NY)	Gutierrez	Miller (NC)
Blumenauer	Hall (NY)	Miller, George
Boren	Hare	Mitchell
Boswell	Harman	Mollohan
Boucher	Hastings (FL)	Moore (KS)
Boyd (FL)	Hereth	Moore (WI)
Boyd (KS)	Higgins	Moran (VA)
Brady (PA)	Hill	Murphy (CT)
Bralley (IA)	Hinchey	Murphy, Patrick
Brown, Corrine	Hinojosa	Murtha
Butterfield	Hirono	Nadler
Capps	Hodes	Napolitano
Capuano	Holden	Neal (MA)
Cardoza	Holt	Oberstar
Carnahan	Honda	Obey
Carney	Hooley	Olver
Carson	Hoyer	Ortiz
Castor	Inslie	Pallone
Chandler	Israel	Pascarell
Clarke	Jackson (IL)	Pastor
Clay	Jackson-Lee	Payne
Cleaver	(TX)	Perlmutter
Clyburn	Jefferson	Peterson (MN)
Cohen	Johnson (GA)	Pomeroy
Conyers	Johnson, E. B.	Price (NC)
Cooper	Jones (OH)	Rahall
Costa	Kagen	Rangel
Costello	Kaptur	Reichert
Courtney	Kennedy	Reyes
Cramer	Kildee	Rodriguez
Crowley	Kilpatrick	Ross
Cuellar	Kind	Rothman
Cummings	Klein (FL)	Roybal-Allard
Davis (AL)	Kucinich	Ruppersberger
Davis (CA)	Lampson	Rush
Davis (IL)	Langevin	Ryan (OH)
Davis, Lincoln	Lantos	Salazar
DeFazio	Larsen (WA)	Sánchez, Linda
DeGette	Lee	T.
DeLauro	Levin	Sanchez, Loretta
Dicks	Lewis (GA)	Sarbanes
Dingell	Lipinski	Schakowsky
Doggett	Loebsack	Schiff
Donnelly	Lofgren, Zoe	Schwartz
Doyle	Lowe	Scott (GA)
Edwards	Lynch	Scott (VA)
Ellison	Mahoney (FL)	Serrano
Ellsworth	Maloney (NY)	Sestak
	Markey	Shea-Porter

Sherman	Tauscher	Waters
Shuler	Taylor	Watson
Sires	Thompson (CA)	Watt
Skelton	Thompson (MS)	Waxman
Slaughter	Tierney	Weiner
Smith (WA)	Towns	Welch (VT)
Snyder	Udall (CO)	Wexler
Solis	Udall (NM)	Wilson (OH)
Space	Van Hollen	Woolsey
Spratt	Velázquez	Wu
Stark	Visclosky	Wynn
Stupak	Walz (MN)	Yarmuth
Sutton	Wasserman	
Tanner	Schultz	

### NAYS—195

Aderholt	Frelinghuysen	Murphy, Tim
Akin	Galleghy	Musgrave
Alexander	Garrett (NJ)	Myrick
Bachmann	Gerlach	Neugebauer
Bachus	Gilchrest	Nunes
Baker	Gillmor	Paul
Barrett (SC)	Gingrey	Pearce
Barrow	Gohmert	Peterson (PA)
Bartlett (MD)	Goode	Petri
Barton (TX)	Goodlatte	Pickering
Biggert	Granger	Platts
Bilbray	Graves	Poe
Bilirakis	Hall (TX)	Porter
Bishop (UT)	Hastert	Price (GA)
Blackburn	Hastings (WA)	Pryce (OH)
Blunt	Hayes	Putnam
Boehner	Heller	Ramstad
Bonner	Hensarling	Regula
Boozman	Herger	Rehberg
Boustany	Hobson	Renzi
Brady (TX)	Hoekstra	Reynolds
Brown (SC)	Hulshof	Rogers (AL)
Hunter	Brown-Waite,	Rogers (KY)
Ginny	Inglis (SC)	Rogers (MI)
Buchanan	Issa	Rohrabacher
Burgess	Jindal	Ros-Lehtinen
Burton (IN)	Johnson (IL)	Roskam
Buyer	Johnson, Sam	Royce
Calvert	Jones (NC)	Ryan (WI)
Campbell (CA)	Jordan	Sali
Cannon	Keller	Saxton
Cantor	King (IA)	Schmidt
Capito	King (NY)	Sensenbrenner
Carter	Kingston	Sessions
Castle	Kirk	Shadegg
Chabot	Kline (MN)	Shays
Coble	Knollenberg	Shimkus
Cole (OK)	Kuhl (NY)	Shuster
Conaway	LaHood	Simpson
Crenshaw	Lamborn	Smith (NE)
Cubin	Latham	Smith (NJ)
Culberson	LaTourette	Smith (TX)
Davis (KY)	Lewis (CA)	Souder
Davis, David	Lewis (KY)	Stearns
Davis, Tom	Linder	Sullivan
Deal (GA)	LoBiondo	Tancredo
Dent	Lucas	Terry
Diaz-Balart, L.	Lungren, Daniel	Thornberry
Diaz-Balart, M.	E.	Tiahrt
Doolittle	Mack	Tiberi
Drake	Manzullo	Turner
Dreier	Marchant	Upton
Duncan	McCarthy (CA)	Walberg
Ehlers	McCaul (TX)	Walden (OR)
Emerson	McCotter	Walsh (NY)
English (PA)	McCrery	Wamp
Everett	McHenry	Weldon (FL)
Fallin	McHugh	Weller
Feeney	McKeon	Westmoreland
Ferguson	McMorris	Whitfield
Flake	Rodgers	Wicker
Forbes	Mica	Wilson (NM)
Fortenberry	Miller (FL)	Wilson (SC)
Fossella	Miller (MI)	Wolf
Foxx	Miller, Gary	Young (AK)
Franks (AZ)	Moran (KS)	Young (FL)

### NOT VOTING—10

Bono	Larson (CT)	Pitts
Camp (MI)	McCollum (MN)	Radanovich
Davis, Jo Ann	McDermott	
Kanjorski	Pence	

So the previous question on the resolution was ordered.

The question being put, *viva voce*,

Will the House agree to said resolution?

The SPEAKER pro tempore, Mr. McNULTY, announced that the yeas had it.

So the resolution was agreed to.

A motion to reconsider the vote whereby said resolution was agreed to was, by unanimous consent, laid on the table.

¶33.6 COMMITTEES EXPENSES

Ms. MILLENDER-MCDONALD, pursuant to House Resolution 219, called up the following resolution (H. Res. 202):

*Resolved,*

**SECTION 1. COMMITTEE EXPENSES FOR THE ONE HUNDRED TENTH CONGRESS.**

(a) IN GENERAL.—With respect to the One Hundred Tenth Congress, there shall be paid out of the applicable accounts of the House of Representatives, in accordance with this primary expense resolution, not more than the amount specified in subsection (b) for the expenses (including the expenses of all staff salaries) of each committee named in such subsection.

(b) COMMITTEES AND AMOUNTS.—The committees and amounts referred to in subsection (a) are: Committee on Agriculture, \$12,398,755; Committee on Armed Services, \$15,469,004; Committee on the Budget, \$12,026,478; Committee on Education and Labor, \$16,334,250; Committee on Energy and Commerce, \$25,874,614; Committee on Financial Services, \$16,575,710; Committee on Foreign Affairs, \$17,953,805; Committee on Homeland Security, \$16,511,877; Committee on House Administration, \$10,214,461; Permanent Select Committee on Intelligence, \$10,409,000; Committee on the Judiciary, \$16,657,587; Committee on Natural Resources, \$15,581,951; Committee on Oversight and Government Reform, \$22,876,214; Committee on Rules, \$6,781,540; Committee on Science and Technology, \$13,209,820; Committee on Small Business, \$6,257,410; Committee on Standards of Official Conduct, \$6,119,301; Committee on Transportation and Infrastructure, \$19,724,511.24; Committee on Veterans' Affairs, \$6,933,319.44; and Committee on Ways and Means, \$20,059,513.60.

**SEC. 2. FIRST SESSION LIMITATIONS.**

(a) IN GENERAL.—Of the amount provided for in section 1 for each committee named in subsection (b), not more than the amount specified in such subsection shall be available for expenses incurred during the period beginning at noon on January 3, 2007, and ending immediately before noon on January 3, 2008.

(b) COMMITTEES AND AMOUNTS.—The committees and amounts referred to in subsection (a) are: Committee on Agriculture, \$5,954,462; Committee on Armed Services, \$6,883,959; Committee on the Budget, \$6,013,239; Committee on Education and Labor, \$8,025,500; Committee on Energy and Commerce, \$11,013,668; Committee on Financial Services, \$8,029,517; Committee on Foreign Affairs, \$8,762,228; Committee on Homeland Security, \$8,132,028; Committee on House Administration, \$5,033,242; Permanent Select Committee on Intelligence, \$5,077,000; Committee on the Judiciary, \$8,165,484; Committee on Natural Resources, \$7,638,213; Committee on Oversight and Government Reform, \$10,790,667; Committee on Rules, \$3,357,198; Committee on Science and Technology, \$6,475,402; Committee on Small Business, \$3,009,086; Committee on Standards of Official Conduct, \$2,996,561; Committee on Transportation and Infrastructure, \$9,528,749.39; Committee on Veterans' Affairs, \$3,398,686; and Committee on Ways and Means, \$9,785,128.60.

**SEC. 3. SECOND SESSION LIMITATIONS.**

(a) IN GENERAL.—Of the amount provided for in section 1 for each committee named in subsection (b), not more than the amount specified in such subsection shall be avail-

able for expenses incurred during the period beginning at noon on January 3, 2008, and ending immediately before noon on January 3, 2009.

(b) COMMITTEES AND AMOUNTS.—The committees and amounts referred to in subsection (a) are: Committee on Agriculture, \$6,444,293; Committee on Armed Services, \$8,585,045; Committee on the Budget, \$6,013,239; Committee on Education and Labor, \$8,308,750; Committee on Energy and Commerce, \$14,860,946; Committee on Financial Services, \$8,546,193; Committee on Foreign Affairs, \$9,191,577; Committee on Homeland Security, \$8,379,849; Committee on House Administration, \$5,181,219; Permanent Select Committee on Intelligence, \$5,332,000; Committee on the Judiciary, \$8,492,103; Committee on Natural Resources, \$7,943,738; Committee on Oversight and Government Reform, \$12,085,547; Committee on Rules, \$3,424,342; Committee on Science and Technology, \$6,734,418; Committee on Small Business, \$3,248,324; Committee on Standards of Official Conduct, \$3,122,740; Committee on Transportation and Infrastructure, \$10,195,761.85; Committee on Veterans' Affairs, \$3,534,633.44; and Committee on Ways and Means, \$10,274,385.

**SEC. 4. VOUCHERS.**

Payments under this resolution shall be made on vouchers authorized by the committee involved, signed by the chairman of such committee, and approved in the manner directed by the Committee on House Administration.

**SEC. 5. REGULATIONS.**

Amounts made available under this resolution shall be expended in accordance with regulations prescribed by the Committee on House Administration.

Pending consideration of said resolution.

Pursuant to House Resolution 219, the following amendment in the nature of a substitute recommended by the Committee on House Administration now printed in the resolution, modified by the amendment printed in House Report 110-34 of the Committee on Rules was considered as agreed to:

*Resolved,*

**SECTION 1. COMMITTEE EXPENSES FOR THE ONE HUNDRED TENTH CONGRESS.**

(a) IN GENERAL.—With respect to the One Hundred Tenth Congress, there shall be paid out of the applicable accounts of the House of Representatives, in accordance with this primary expense resolution, not more than the amount specified in subsection (b) for the expenses (including the expenses of all staff salaries) of each committee named in such subsection.

(b) COMMITTEES AND AMOUNTS.—The committees and amounts referred to in subsection (a) are: Committee on Agriculture, \$11,995,306; Committee on Armed Services, \$14,618,946; Committee on the Budget, \$12,520,064; Committee on Education and Labor, \$16,213,840; Committee on Energy and Commerce, \$21,056,249; Committee on Financial Services, \$16,189,138; Committee on Foreign Affairs, \$17,391,504; Committee on Homeland Security, \$16,448,403; Committee on House Administration, \$10,214,461; Permanent Select Committee on Intelligence, \$10,467,084; Committee on the Judiciary, \$16,347,324; Committee on Natural Resources, \$15,288,192; Committee on Oversight and Government Reform, \$21,602,950; Committee on Rules, \$6,852,908; Committee on Science and Technology, \$12,963,775; Committee on Small Business, \$5,965,945; Committee on Standards of Official Conduct, \$4,994,181; Committee on Transportation and Infrastructure, \$19,261,795; Committee on Veterans' Affairs,

\$7,076,347; and Committee on Ways and Means, \$19,040,609.

**SEC. 2. FIRST SESSION LIMITATIONS.**

(a) IN GENERAL.—Of the amount provided for in section 1 for each committee named in subsection (b), not more than the amount specified in such subsection shall be available for expenses incurred during the period beginning at noon on January 3, 2007, and ending immediately before noon on January 3, 2008.

(b) COMMITTEES AND AMOUNTS.—The committees and amounts referred to in subsection (a) are: Committee on Agriculture, \$5,910,765; Committee on Armed Services, \$7,203,581; Committee on the Budget, \$6,169,343; Committee on Education and Labor, \$7,989,475; Committee on Energy and Commerce, \$10,375,603; Committee on Financial Services, \$7,977,303; Committee on Foreign Affairs, \$8,569,776; Committee on Homeland Security, \$8,105,057; Committee on House Administration, \$5,033,242; Permanent Select Committee on Intelligence, \$5,157,724; Committee on the Judiciary, \$8,055,250; Committee on Natural Resources, \$7,533,355; Committee on Oversight and Government Reform, \$10,644,994; Committee on Rules, \$3,376,815; Committee on Science and Technology, \$6,387,984; Committee on Small Business, \$2,939,758; Committee on Standards of Official Conduct, \$2,460,915; Committee on Transportation and Infrastructure, \$9,491,374; Committee on Veterans' Affairs, \$3,486,916; and Committee on Ways and Means, \$9,382,384.

**SEC. 3. SECOND SESSION LIMITATIONS.**

(a) IN GENERAL.—Of the amount provided for in section 1 for each committee named in subsection (b), not more than the amount specified in such subsection shall be available for expenses incurred during the period beginning at noon on January 3, 2008, and ending immediately before noon on January 3, 2009.

(b) COMMITTEES AND AMOUNTS.—The committees and amounts referred to in subsection (a) are: Committee on Agriculture, \$6,084,541; Committee on Armed Services, \$7,415,366; Committee on the Budget, \$6,350,721; Committee on Education and Labor, \$8,224,365; Committee on Energy and Commerce, \$10,680,646; Committee on Financial Services, \$8,211,835; Committee on Foreign Affairs, \$8,821,728; Committee on Homeland Security, \$8,343,346; Committee on House Administration, \$5,181,219; Permanent Select Committee on Intelligence, \$5,309,361; Committee on the Judiciary, \$8,292,074; Committee on Natural Resources, \$7,754,836; Committee on Oversight and Government Reform, \$10,957,956; Committee on Rules, \$3,476,093; Committee on Science and Technology, \$6,575,791; Committee on Small Business, \$3,026,187; Committee on Standards of Official Conduct, \$2,533,266; Committee on Transportation and Infrastructure, \$9,770,421; Committee on Veterans' Affairs, \$3,589,431; and Committee on Ways and Means, \$9,658,226.

**SEC. 4. CREATION OF SELECT COMMITTEE ON ENERGY INDEPENDENCE AND GLOBAL WARMING.**

(a) ESTABLISHMENT.—There is hereby established a Select Committee on Energy Independence and Global Warming (hereinafter in this section referred to as the "select committee").

(b) COMPOSITION.—The select committee shall be composed of 15 members appointed by the Speaker, of whom 6 shall be appointed on the recommendation of the Minority Leader. The Speaker shall designate one member of the select committee as its chairman. A vacancy in the membership of the select committee shall be filled in the same manner as the original appointment.

(c) JURISDICTION.—The select committee shall not have legislative jurisdiction and

shall have no authority to take legislative action on any bill or resolution. Its sole authority shall be to investigate, study, make findings, and develop recommendations on policies, strategies, technologies and other innovations, intended to reduce the dependence of the United States on foreign sources of energy and achieve substantial and permanent reductions in emissions and other activities that contribute to climate change and global warming.

(d) PROCEDURE.—(1) Except as specified in paragraph (2), the select committee shall have the authorities and responsibilities of, and shall be subject to the same limitations and restrictions as, a standing committee of the House, and shall be deemed a committee of the House for all purposes of law or rule.

(2)(A) Rules X and XI of the Rules of the House of Representatives shall apply to the select committee where not inconsistent with this resolution.

(B) Service on the select committee shall not count against the limitations in clause 5(b)(2) of rule X.

(e) FUNDING.—(1) IN GENERAL.—There shall be paid out of the applicable accounts of the House of Representatives not more than \$3,725,467 for the expenses (including the expenses of all staff salaries) of the select committee.

(2) LIMITATIONS.—Of the amount provided for in paragraph (1) for the select committee—

(A) not more than \$1,666,667 shall be available for expenses incurred during the period beginning at noon on March 1, 2007, and ending immediately before noon on January 3, 2008; and

(B) not more than \$2,058,800 shall be available for expenses incurred during the period beginning at noon on January 3, 2008, and ending immediately before midnight on January 1, 2009.

(f) REPORTING.—The select committee may report to the House from time to time the results of its investigations and studies, together with such detailed findings and recommendations as it may deem advisable. All such reports shall be submitted to the House by October 31, 2008.

(g) DISSOLUTION AND WINDUP OF AFFAIRS.—The select committee shall cease to exist on December 31, 2008.

(h) DISPOSITION OF RECORDS.—Upon dissolution of the select committee, its records shall become records of such standing committee or committees as the Speaker may designate.

**SEC. 5. VOUCHERS.**

Payments under this resolution shall be made on vouchers authorized by the committee involved, signed by the chairman of such committee, and approved in the manner directed by the Committee on House Administration.

**SEC. 6. REGULATIONS.**

Amounts made available under this resolution shall be expended in accordance with regulations prescribed by the Committee on House Administration.

When said resolution, as amended, was considered.

After debate, Pursuant to House Resolution 219, the previous question on the resolution, as amended, to its adoption or rejection.

The question being put, viva voce, Will the House agree to said resolution, as amended?

The SPEAKER pro tempore, Mr. McNULTY, announced that the yeas had it.

Mr. EHLERS demanded that the vote be taken by the yeas and nays, which

demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Mr. McNULTY, pursuant to clause 8, rule XX, announced that further proceedings on the motion were postponed.

**¶33.7 HEALTHY COMMUNITIES WATER SUPPLY**

The SPEAKER pro tempore, Mr. McNERNEY, pursuant to House Resolution 215 and rule XVIII, declared the House resolved into the Committee of the Whole House on the state of the Union for the consideration of the bill (H.R. 700) to amend the Federal Water Pollution Control Act to extend the pilot program for alternative water source projects.

The SPEAKER pro tempore, Mr. McNERNEY, by unanimous consent, designated Mr. McNULTY, as Chairman of the Committee of the Whole; and after some time spent therein,

**¶33.8 RECORDED VOTE**

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment numbered 1, submitted by Mr. PRICE of Georgia:

At the end of the bill, add the following:

**SEC. 3. REQUIREMENT OF OFFSETS.**

(a) IN GENERAL.—No authorization of appropriations made by this Act or other provision of this Act that results in costs to the Federal Government shall be effective except to the extent that this Act provides for offsetting decreases in spending of the Federal Government, such that the net effect of this Act does not either increase the Federal deficit or reduce the Federal surplus.

(b) DEFINITIONS.—In this section, the terms “deficit” and “surplus” have the meanings given such terms in the Congressional Budget and Impoundment Control Act of 1974 (2 U.S.C. 621 et seq.).

It was decided in the { Yeas ..... 176  
negative ..... } Nays ..... 256

**¶33.9 [Roll No. 128] AYES—176**

Aderholt	Chabot	Gerlach
Akin	Coble	Gingrey
Alexander	Cole (OK)	Gohmert
Bachmann	Conaway	Goode
Baker	Crenshaw	Goodlatte
Barrett (SC)	Cubin	Granger
Bartlett (MD)	Culberson	Graves
Barton (TX)	Davis (KY)	Hall (TX)
Bilbray	Davis, David	Hastert
Bilirakis	Davis, Tom	Hastings (WA)
Bishop (UT)	Deal (GA)	Hayes
Blackburn	Dent	Heller
Blunt	Diaz-Balart, L.	Hensarling
Boehner	Diaz-Balart, M.	Herger
Bonner	Drake	Hoekstra
Boozman	Dreier	Hulshof
Boustany	Duncan	Inglis (SC)
Brady (TX)	Emerson	Issa
Brown (SC)	Everett	Jindal
Brown-Waite,	Fallin	Johnson (IL)
Ginny	Feeney	Johnson, Sam
Buchanan	Ferguson	Jones (NC)
Burgess	Flake	Jordan
Burton (IN)	Forbes	King (IA)
Buyer	Fortenberry	King (NY)
Calvert	Fortuno	Kingston
Campbell (CA)	Fossella	Kirk
Cannon	Fox	Kline (MN)
Cantor	Franks (AZ)	Knollenberg
Capito	Frelinghuysen	Kuhl (NY)
Carter	Gallely	LaHood
Castle	Garrett (NJ)	Lamborn

Lewis (KY)	Pence	Sessions
Linder	Peterson (PA)	Shadegg
LoBiondo	Petri	Shimkus
Lucas	Pickering	Shuster
Lungren, Daniel	Pitts	Smith (NE)
E.	Platts	Smith (NJ)
Mack	Poe	Smith (TX)
Manzullo	Porter	Souder
Marchant	Price (GA)	Stearns
Matheson	Pryce (OH)	Sullivan
McCarthy (CA)	Putnam	Tancredo
McCaul (TX)	Radanovich	Terry
McCotter	Ramstad	Thornberry
McCrery	Rehberg	Tiberi
McHenry	Reichert	Upton
McHugh	Renzi	Walberg
McKeon	Reynolds	Walden (OR)
McMorris	Rogers (AL)	Walsh (NY)
Rodgers	Rogers (MI)	Wamp
Miller (FL)	Rohrabacher	Weldon (FL)
Miller, Gary	Ros-Lehtinen	Weller
Moran (KS)	Roskam	Westmoreland
Musgrave	Royce	Whitfield
Myrick	Ryan (WI)	Wicker
Neugebauer	Sali	Wilson (SC)
Nunes	Saxton	Wolf
Paul	Schmidt	Young (FL)
Pearce	Sensenbrenner	

**NOES—256**

Abercrombie	Ellsworth	Lynch
Ackerman	Emanuel	Mahoney (FL)
Allen	Engel	Maloney (NY)
Altmire	English (PA)	Markey
Andrews	Eshoo	Marshall
Arcuri	Etheridge	Matsui
Baca	Faleomavaega	McCarthy (NY)
Bachus	Farr	McCollum (MN)
Baird	Fattah	McDermott
Baldwin	Filner	McGovern
Barrow	Frank (MA)	McIntyre
Bean	Giffords	McNerney
Becerra	Gilchrest	McNulty
Berkley	Gillibrand	Meehan
Berman	Gillmor	Meek (FL)
Berry	Gonzalez	Meeks (NY)
Biggert	Gordon	Melancon
Bishop (GA)	Green, Al	Mica
Bishop (NY)	Green, Gene	Michaud
Blumenauer	Grijalva	Millender-
Bordallo	Gutierrez	McDonald
Boren	Hall (NY)	Miller (MI)
Boswell	Hare	Miller (NC)
Boucher	Harman	Miller, George
Boyd (FL)	Hastings (FL)	Mitchell
Boyda (KS)	Herseth	Mollohan
Brady (PA)	Higgins	Moore (KS)
Bralley (IA)	Hill	Moore (WI)
Brown, Corrine	Hinche	Moran (VA)
Butterfield	Hinojosa	Murphy (CT)
Capps	Hirono	Murphy, Patrick
Capuano	Hobson	Murphy, Tim
Cardoza	Hodes	Murtha
Carnahan	Holden	Nadler
Carney	Holt	Napolitano
Carson	Honda	Neal (MA)
Castor	Hooley	Norton
Chandler	Hoyer	Oberstar
Christensen	Inslie	Obey
Clarke	Israel	Olver
Clay	Jackson (IL)	Ortiz
Cleaver	Jackson-Lee	Pallone
Clyburn	(TX)	Pascrell
Cohen	Jefferson	Pastor
Conyers	Johnson (GA)	Payne
Cooper	Johnson, E. B.	Perlmutter
Costa	Jones (OH)	Peterson (MN)
Costello	Kagen	Pomeroy
Courtney	Kanjorski	Price (NC)
Cramer	Kaptur	Rahall
Crowley	Kennedy	Rangel
Cuellar	Kildee	Regula
Cummings	Kilpatrick	Reyes
Davis (AL)	Kind	Rodriguez
Davis (CA)	Klein (FL)	Rogers (KY)
Davis (IL)	Kucinich	Ross
Davis, Lincoln	Lampson	Rothman
DeFazio	Langevin	Roybal-Allard
DeGette	Lantos	Ruppersberger
DeLahunt	Larsen (WA)	Rush
DeLauro	Latham	Ryan (OH)
Dicks	LaTourette	Salazar
Dingell	Lee	Sánchez, Linda
Doggett	Levin	T.
Donnelly	Lewis (CA)	Sanchez, Loretta
Doolittle	Lewis (GA)	Sarbanes
Doyle	Lipinski	Schakowsky
Edwards	Loeb sack	Schiff
Ehlers	Lofgren, Zoe	Schwartz
Ellison	Lowe	Scott (GA)

Scott (VA) Stupak Wasserman
Serrano Sutton Schultz
Sestak Tanner Waters
Shays Tauscher Watson
Shea-Porter Taylor Watt
Sherman Thompson (CA) Waxman
Shuler Thompson (MS) Weiner
Simpson Tiaht Welch (VT)
Sires Tierney Wexler
Skelton Towns Wilson (NM)
Slaughter Turner Wilson (OH)
Smith (WA) Udall (CO) Woolsey
Snyder Udall (NM) Wu
Solis Van Hollen Wynn
Space Velázquez Yarmuth
Spratt Visclosky Young (AK)
Stark Walz (MN)

The vote was taken by electronic device.

It was decided in the affirmative { Yeas ..... 427 Nays ..... 0

Miller (FL) Renzi Stark
Miller (MI) Reyes Stearns
Miller (NC) Reynolds Stupak
Miller, Gary Rodriguez Sullivan
Miller, George Rogers (AL) Sutton
Mitchell Rogers (KY) Tancredo
Mollohan Rogers (MI) Tanner
Moore (KS) Rohrabacher Tauscher
Moore (WI) Ros-Lehtinen Taylor
Moran (KS) Roskam Terry
Moran (VA) Ross Thompson (CA)
Murphy (CT) Rothman Thompson (MS)
Murphy, Patrick Roybal-Allard Thornberry
Murphy, Tim Royce Tiaht
Murtha Ruppertsberger Tiberi
Musgrave Rush Tierney
Deal (GA) Ryan (OH) Towns
Jackson (IL) Ryan (WI) Turner
Jackson-Lee (TX) Salazar Udall (CO)
Jefferson Sali Udall (NM)
Jindal Sanchez, Linda Upton
Johnson (GA) Nunes Van Hollen
Johnson (IL) Johnson, E. B. Velázquez
Johnson, E. B. Johnson, Sam Visclosky
Jones (NC) Jones (OH) Walberg
Jones (OH) Jordan Walsh (NY)
Kagen Doolittle Walsh (MN)
Kanjorski Doyle Wamp
Kaptur Drake Wasserman
Keller Dreier Schultz
Kennedy Duncan Waters
Kildee Edwards Watson
Kilpatrick Ehlers Watt
Kind Ellison Waxman
King (IA) Ellsworth Weiner
King (NY) Emanuel Welch (VT)
Kingston Emerson Weldon (FL)
Kirk Engel Weller
Klein (FL) English (PA) Westmoreland
Kline (MN) Eshoo Whitfield
Knollenberg Etheridge Wicker
Kucinich Everett Wilson (NM)
Kuhl (NY) Fallin Wilson (OH)
LaHood Farr Wood
Lamborn Fattah Putnam
Lampson Feeney Radanovich
Langevin Ferguson Smith (TX)
Lantos Filner Smith (WA)
Larsen (WA) Flake Larsen (WA) Wolf
Latham Forbes Latham Woolsey
LaTourette Fortenberry Wynn
Lee Fossella Yarmuth
Levin Foxx Young (AK)
Lewis (CA) Frank (MA) Reichert
Lewis (CA) Franks (AZ)
Lewis (GA) Frelinghuysen
Lewis (KY) Gallegly
Linder Garrett (NJ)
Lipinski Gerlach
LoBiondo Gerlach
Loeb sack Giffords
Lofgren, Zoe Gilchrist
Lowey Gillibrand
Lucas Gillmor
Lungren, Daniel Gohmert
E. Gonzalez
Lynch Gonzalez
Mack Goode
Mahoney (FL) Goodlatte
Maloney (NY) Gordon
Manzullo Granger
Marchant Graves
Markey Green, Al
Marshall Green, Gene
Matheson Grijalva
Matsui Gutierrez
McCarthy (CA) Hall (NY)
McCarthy (NY) Hall (TX)
McCaul (TX) Hare
McCollum (MN) Harman
McCotter Hastert
McCrery Hastings (FL)
McDermott Hastings (WA)
McGovern Hayes
McHenry Heller
McHugh Hensarling
McIntyre Herger
McKeon Herseth
McMorris Higgins
Rodgers Hill
McNerney Hinchey
McNulty Hinojosa
Meehan Hirono
Meek (FL) Hobson
Meeks (NY) Hodes
Melancon Hoyer
Mica Holdren
Michaud Holt
Millender Honda
McDonald Hooley

NOT VOTING—6

Bono Davis, Jo Ann Keller
Camp (MI) Hunter Larson (CT)

So the amendment was not agreed to. THE SPEAKER pro tempore, Mr. HASTINGS of Florida, assumed the Chair.

When Mr. TIERNEY, Acting Chairman, pursuant to House Resolution 215, reported the bill back to the House with an amendment adopted by the Committee.

The previous question having been ordered by said resolution.

The following amendment, reported from the Committee of the Whole House on the state of the Union, was agreed to:

(a) SELECTION OF PROJECTS.—Section 220(d)(2) of the Federal Water Pollution Control Act (33 U.S.C. 1300(d)(2)) is amended by inserting before the period at the end the following: "or whether the project is located in an area which is served by a public water system serving 10,000 individuals or fewer".

(b) AUTHORIZATION OF APPROPRIATIONS.—Section 220(j) of the Federal Water Pollution Control Act (33 U.S.C. 1300(j)) is amended by striking "\$75,000,000 for fiscal years 2002 through 2004" and inserting "\$125,000,000".

The bill, as amended, was ordered to be engrossed and read a third time, was read a third time by title.

Mr. PRICE of Georgia, moved to recommit the bill to the Committee on Transportation and Infrastructure with instructions to report the bill back to the House forthwith with the following amendment:

At the end of the bill, add the following (and conform the table of contents accordingly):

SEC. 3. LIMITATION ON THE USE OF FUNDS.

None of the funds authorized by this Act, including the amendments made by this Act, may be used—

(1) to lobby or retain a lobbyist for the purpose of influencing a Federal, State, or local governmental entity or officer; or

(2) to pay for expenses related to the membership of any individual or entity in an organization or association.

After debate,

By unanimous consent, the previous question was ordered on the motion to recommit with instructions.

The question being put, viva voce,

Will the House recommit said bill with instructions?

The SPEAKER pro tempore, Mr. HASTINGS of Florida, announced that the yeas had it.

Mr. PRICE of Georgia, demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

[Roll No. 129]

YEAS—427

Abercrombie Davis (CA) Hoyer
Ackerman Davis (IL) Hulshof
Aderholt Davis (KY) Inglis (SC)
Akin Davis, David Inslee
Alexander Davis, Lincoln Israel
Allen Davis, Tom Issa
Altmire Deal (GA) Jackson (IL)
Andrews DeFazio Jackson-Lee
Arcuri DeGette (TX)
Baca Delahunt Jefferson
Bachmann DeLauro Jindal
Bachus Dent Johnson (GA)
Baird Diaz-Balart, L. Johnson (IL)
Baker Diaz-Balart, M. Johnson, E. B.
Baldwin Dicks Johnson, Sam
Barrett (SC) Dingell Jones (NC)
Barrow Doggett Jones (OH)
Bartlett (MD) Donnelly Jordan
Barton (TX) Doolittle Kagen
Bean Doyle Kanjorski
Becerra Drake Kaptur
Berkley Dreier Keller
Berman Duncan Kennedy
Berry Edwards Kildee
Biggett Ehlers Kilpatrick
Bilbray Ellison Kind
Bilirakis Ellsworth King (IA)
Bishop (GA) Emanuel King (NY)
Bishop (NY) Emerson Kingston
Bishop (UT) Engel Kirk
Blackburn English (PA) Klein (FL)
Blumenauer Eshoo Kline (MN)
Blunt Etheridge Knollenberg
Boehner Everett Kucinich
Bonner Fallin Kuhl (NY)
Boozman Farr LaHood
Boren Fattah Lamborn
Boswell Feeney Lampson
Boucher Ferguson Langevin
Boustany Filner Lantos
Boyd (FL) Flake Larsen (WA)
Boyda (KS) Forbes Latham
Brady (PA) Fortenberry LaTourette
Brady (TX) Fossella Lee
Braley (IA) Foxx Levin
Brown (SC) Frank (MA) Lewis (CA)
Brown, Corrine Franks (AZ) Lewis (GA)
Brown-Waite, Frelinghuysen Lewis (KY)
Ginny Gallegly Linder
Buchanan Garrett (NJ) Lipinski
Burgess Gerlach LoBiondo
Burton (IN) Giffords Loeb sack
Butterfield Gilchrist Lofgren, Zoe
Buyer Gillibrand Lowey
Calvert Gillmor Lucas
Campbell (CA) Gingrey Lungren, Daniel
Cannon Gohmert E.
Cantor Gonzalez
Capito Goode Lynch
Capps Goodlatte Mack
Capuano Gordon Mahoney (FL)
Cardoza Granger Maloney (NY)
Carnahan Graves Manzullo
Carney Green, Al Marchant
Carson Green, Gene Markey
Carter Grijalva Marshall
Castle Gutierrez Matheson
Castor Hall (NY) Matsui
Chabot Hall (TX) McCarthy (CA)
Chandler Hare McCarthy (NY)
Clarke Harman McCaul (TX)
Clay Hastert McCollum (MN)
Clever Hastings (FL) McCotter
Clyburn Hastings (WA) McCrery
Coble Hayes McDermott
Cohen Heller McGovern
Cole (OK) Hensarling McHenry
Conaway Herger McHugh
Conyers Herseth McIntyre
Cooper Higgins McKeon
Costa Hill McMorris
Costello Hinchey Rodgers
Courtney Hinojosa McNerney
Cramer Hirono McNulty
Crenshaw Hobson Meehan
Crowley Hodes Meek (FL)
Cubin Hoekstra Meeks (NY)
Cuellar Holden Melancon
Culberson Holdren Mica
Cummings Holt Michaud
Davis (AL) Hooley Millender
McDonald

NOT VOTING—6

Bono Davis, Jo Ann Larson (CT)
Camp (MI) Hunter Scott (GA)

Sanchez, Loretta
Sarbanes
Saxton
Schakowsky
Schiff
Schmidt
Schwartz
Scott (VA)
Sensenbrenner
Serrano
Sessions
Sestak
Shadegg
Shays
Shea-Porter
Sherman
Shimkus
Shuler
Shuster
Simpson
Sires
Skelton
Slaughter
Smith (NE)
Smith (NJ)
Smith (TX)
Smith (WA)
Snyder
Solis
Souder
Space
Spratt

So the motion to recommit with instructions was agreed to.

Mr. OBERSTAR, by direction of the Committee on Transportation and Infrastructure and pursuant to the foregoing order of the House reported the bill back to the House with said amendment.

The question being put, viva voce, Will the House agree to said amendment?

The SPEAKER pro tempore, Mr. HASTINGS of Florida, announced that the yeas had it.

So the amendment was agreed to. The bill, as amended, was ordered to be engrossed and read a third time, was read a third time by title.

The question being put, viva voce, Will the House pass said bill?

The SPEAKER pro tempore, Mr. HASTINGS of Florida, announced that the yeas had it.

Mr. OBERSTAR demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The vote was taken by electronic device.

It was decided in the affirmative ..... { Yeas ..... 368  
Nays ..... 59

¶33.11

[Roll No. 130]

## YEAS—368

Abercrombie Doyle Larsen (WA)  
Ackerman Drake Latham  
Aderholt Dreier LaTourrette  
Alexander Duncan Lee  
Allen Edwards Levin  
Altmire Ehlers Lewis (CA)  
Andrews Ellison Lewis (GA)  
Arcuri Ellsworth Lipinski  
Baca Emanuel LoBiondo  
Bachus Emerson Loeb sack  
Baird Engel Lofgren, Zoe  
Baker English (PA) Lowey  
Baldwin Eshoo Lucas  
Barrow Etheridge Lungren, Daniel  
Barton (TX) Everett E.  
Bean Fallin Lynch  
Becerra Farr Mahoney (FL)  
Berkley Fattah Maloney (NY)  
Berman Ferguson Manzullo  
Berry Filner Markey  
Biggart Forbes Marshall  
Bilirakis Fortenberry Matheson  
Bishop (GA) Fossella Matsui  
Bishop (NY) Frank (MA) McCarthy (CA)  
Blumenauer Frelinghuysen McCarthy (NY)  
Blunt Gallegly McCaul (TX)  
Boehner Gerlach McCollum (MN)  
Bonner Giffords McCotter  
Boozman Gilchrest McCrery  
Boren Gillibrand McDermott  
Boswell Gillmor McGovern  
Boucher Gohmert McHugh  
Boustany Gonzalez McIntyre  
Boyd (FL) Gordon McKean  
Boyd (KS) Granger McMorris  
Brady (PA) Graves Rodgers  
Brady (IA) Green, Al McNerney  
Brown (SC) Green, Gene McNulty  
Brown, Corrine Grijalva Meehan  
Brown-Waite, Gutierrez Meek (FL)  
Ginny Hall (NY) Meeks (NY)  
Buchanan Hall (TX) Melancon  
Butterfield Hare Mica  
Calvert Harman Michaud  
Cannon Hastert Millender-  
Capito Hastings (FL) McDonald  
Capps Hastings (WA) Miller (MI)  
Capuano Hayes Miller (NC)  
Cardoza Heller Miller, Gary  
Carnahan Herseth Mitchell  
Carney Higgins Miller, George  
Carson Hill Mitchell  
Carter Hinchey Mollohan  
Castle Hinojosa Moore (KS)  
Castor Hirono Moore (WI)  
Chabot Hobson Moran (KS)  
Chandler Hodes Moran (VA)  
Clarke Hoekstra Murphy (CT)  
Clay Holden Murphy, Patrick  
Cleaver Holt Murphy, Tim  
Clyburn Honda Murtha  
Coble Hooley Nadler  
Cohen Hoyer Napolitano  
Cole (OK) Hulshof Neal (MA)  
Conaway Insee Nunes  
Conyers Israel Oberstar  
Cooper Jackson (IL) Obey  
Costa Jackson-Lee Oliver  
Costello (TX) Ortiz  
Courtney Jefferson Pallone  
Cramer Jindal Pascarell  
Crenshaw Johnson (GA) Pastor  
Crowley Johnson (IL) Payne  
Cubin Johnson, E. B. Pearce  
Cuellar Jones (NC) Perlmutter  
Cummings Jones (OH) Peterson (MN)  
Davis (AL) Kagen Peterson (PA)  
Davis (CA) Kaptur Petri  
Davis (IL) Keller Platts  
Davis, David Kennedy Poe  
Davis, Lincoln Kennedy Pomeroy  
Davis, Tom Kennedy Porter  
DeFazio Kilpatrick Price (NC)  
DeGette Kind Pryce (OH)  
Delahunt King (NY) Putnam  
DeLauro Kirk Radanovich  
Dent Klein (FL) Rahall  
Diaz-Balart, L. Knollenberg Ramstad  
Diaz-Balart, M. Kucinich Rangel  
Dicks Kuhl (NY) Regula  
Dingell LaHood Rehberg  
Doggett Lampson Reichert  
Donnelly Langevin Renzi  
Doolittle Lantos Reyes

Reynolds Sherman  
Rodriguez Shimkus  
Rogers (AL) Shuler  
Rogers (KY) Shuster  
Rogers (MI) Simpson  
Rohrabacher Sires  
Ros-Lehtinen Skelton  
Roskam Slaughter  
Ross Smith (NJ)  
Rothman Smith (TX)  
Roybal-Allard Smith (WA)  
Ruppersberger Snyder  
Rush Solis  
Ryan (OH) Souder  
Salazar Space  
Sali Spratt  
Sánchez, Linda Stark  
T. Stupak  
Sanchez, Loretta Sullivan  
Sarbanes Sutton  
Saxton Tauscher  
Schakowsky Taylor  
Schiff Terry  
Schmidt Thompson (CA)  
Schwartz Thompson (MS)  
Scott (GA) Tiahrt  
Scott (VA) Tiberi  
Serrano Tierney  
Sestak Towns  
Shays Turner  
Shea-Porter Udall (CO)

## NAYS—59

Akin Garrett (NJ)  
Bachmann Gingrey  
Barrett (SC) Goode  
Bartlett (MD) Goodlatte  
Bilbray Hensarling  
Bishop (UT) Herger  
Blackburn Inglis (SC)  
Brady (TX) Issa  
Burgess Johnson, Sam  
Burton (IN) Jordan  
Buyer King (IA)  
Campbell (CA) Kingston  
Cantor Kline (MN)  
Culberson Lamborn  
Davis (KY) Lewis (KY)  
Deal (GA) Linder  
Feeney Mack  
Flake Marchant  
Foxy McHenry  
Franks (AZ) Miller (FL)

## NOT VOTING—6

Bono Davis, Jo Ann  
Camp (MI) Hunter Larson (CT)  
Tanner

So the bill was passed.

A motion to reconsider the vote whereby said bill was passed was, by unanimous consent, laid on the table.

*Ordered*, That the Clerk request the concurrence of the Senate in said bill.

## ¶33.12 MESSAGE FROM THE PRESIDENT

A message in writing from the President of the United States was communicated to the House by Ms. Evans, one of his secretaries.

## ¶33.13 H. RES. 202—UNFINISHED BUSINESS

The SPEAKER pro tempore, Mr. HASTINGS of Florida, pursuant to clause 8, rule XX, announced the unfinished business to be the question on agreeing to the resolution (H. Res. 202) providing for the expenses of certain committees of the House of Representatives in the One Hundred Tenth Congress, as amended.

The question being put, viva voce,

Will the House agree to said resolution, as amended?

The vote was taken by electronic device.

It was decided in the affirmative ..... { Yeas ..... 269  
Nays ..... 150

¶33.14

[Roll No. 131]

## YEAS—269

Abercrombie Gutierrez Obey  
Ackerman Hall (NY) Olver  
Alexander Hall (TX) Ortiz  
Allen Hare Pallone  
Altmire Harman Pascrell  
Andrews Hastings (FL) Pastor  
Arcuri Baca Herseth Payne  
Baca Higgins Perlmutter  
Baird Baldwin Hill Peterson (MN)  
Baldwin Hinchey Platts  
Barrow Hinojosa Pomeroy  
Barton (TX) Hirono Porter  
Bean Hodes Price (NC)  
Becerra Holden Pryce (OH)  
Berkley Holt Rahall  
Berman Honda Ramstad  
Berry Hooley Rehberg  
Biggart Hoyer Reichert  
Bilirakis Blumenauer Inslee  
Bishop (GA) Israel Renzi  
Bishop (NY) Jackson (IL) Reyes  
Blumenauer Jackson-Lee Rodriguez  
Blunt (TX) Ross  
Boehner Jefferson  
Bonner Johnson (GA) Rothman  
Boozman Johnson (IL) Roybal-Allard  
Boren Johnson, E. B. Ruppersberger  
Boswell Jones (OH) Rush  
Boucher Kagen Ryan (OH)  
Boyd (FL) Kanjorski Salazar  
Boyd (KS) Kaptur Sánchez, Linda  
Brady (PA) Keller T.  
Brady (IA) Kildee Sanchez, Loretta  
Brown (SC) Kilpatrick Sarbanes  
Brown, Corrine Kind Saxton  
Brown-Waite, Kirk Schakowsky  
Ginny Klein (FL) Schiff  
Buchanan Knollenberg Schwartz  
Butterfield Kucinich Scott (GA)  
Calvert Clay Scott (VA)  
Cannon Cleaver Serrano  
Capito Clyburn Sestak  
Capps Cohen Lantos  
Capuano Conyers Larsen (WA)  
Cardoza Cooper Lee  
Carnahan Costa Levin  
Carney Costello Lewis (CA)  
Carson Courtney Lewis (GA)  
Carter Cramer Lipinski  
Castle Crowley LoBiondo  
Castor Cuellar Loebsack  
Chabot Cummings Lofgren, Zoe  
Chandler Davis (AL) Lowey  
Clarke Davis (CA) Lynch  
Clay Davis (IL) Mahoney (FL)  
Cleaver Davis, Lincoln Maloney (NY)  
Clyburn Davis, Tom Markey  
Coble DeFazio Marshall  
Cohen DeGette Matsui  
Cole (OK) Delahunt McCarthy (NY)  
Conaway DeLauro McCaul (TX)  
Conyers Dent McCollum (MN)  
Cooper Dicks McDermott  
Costa Dingell McGovern  
Costello Doggett McIntyre  
Courtney Donnelly McKeon  
Cramer Doyle McMorris  
Crenshaw Edwards Rodgers  
Crowley Ehlers McNerney  
Cubin Ellison McNulty  
Cuellar Ellsworth Meehan  
Cummings Emanuel Meek (FL)  
Davis (AL) Engel Meeks (NY)  
Davis (CA) English (PA) Melancon  
Davis (IL) Eshoo Mica  
Davis, David Etheridge Michaud  
Davis, Lincoln Farr Millender-  
Davis, Tom Fattah McDonald  
DeFazio Ferguson Miller (NC)  
DeGette Filner Miller, Gary  
Delahunt Fortenberry Miller, George  
DeLauro Frank (MA) Mitchell  
Dent Frelinghuysen Mollohan  
Diaz-Balart, L. Moore (KS) Moore (WI)  
Diaz-Balart, M. Gerlach Moran (VA)  
Dicks Giffords Moore (WI)  
Dingell Gilchrest Moran (VA)  
Doggett Gillibrand Murphy (CT)  
Donnelly Gordon Murphy, Patrick  
Doolittle Granger Murtha  
Lantos Green, Al Nadler  
Wynn  
Yarmuth  
Young (AK)



NAYS—150

Aderholt	Flake	Miller (FL)
Akin	Forbes	Miller (MI)
Alexander	Fossella	Moran (KS)
Bachmann	Fox	Musgrave
Bachus	Franks (AZ)	Myrick
Baker	Gallegly	Neugebauer
Barrett (SC)	Garrett (NJ)	Nunes
Bartlett (MD)	Gillmor	Paul
Barton (TX)	Gingrey	Pearce
Biggert	Gohmert	Pence
Bilbray	Goode	Peterson (PA)
Bishop (UT)	Goodlatte	Petri
Blackburn	Graves	Pickering
Blunt	Hastert	Pitts
Boehner	Hastings (WA)	Poe
Bonner	Hayes	Price (GA)
Boozman	Heller	Putnam
Boustany	Hensarling	Radanovich
Brady (TX)	Herger	Regula
Brown (SC)	Hobson	Reynolds
Brown-Waite,	Hoekstra	Rogers (AL)
Ginny	Hulshof	Rogers (KY)
Burgess	Inglis (SC)	Rogers (MI)
Burton (IN)	Issa	Rohrabacher
Calvert	Jindal	Royce
Campbell (CA)	Johnson, Sam	Ryan (WI)
Cannon	Jones (NC)	Schmidt
Cantor	Jordan	Sensenbrenner
Capito	King (IA)	Sessions
Carter	King (NY)	Shadegg
Castle	Kingston	Shimkus
Chabot	Kline (MN)	Shuster
Coble	Kuhl (NY)	Simpson
Cole (OK)	LaHood	Smith (NE)
Conaway	Lamborn	Smith (TX)
Crenshaw	Latham	Souder
Cubin	LaTourette	Stearns
Culberson	Lewis (KY)	Sullivan
Davis (KY)	Linder	Tancredo
Davis, David	Lucas	Tiahrt
Deal (GA)	Lungren, Daniel	Turner
Diaz-Balart, L.	E.	Upton
Diaz-Balart, M.	Mack	Walberg
Doolittle	Manzullo	Wamp
Drake	Marchant	Weldon (FL)
Dreier	Matheson	Westmoreland
Duncan	McCarthy (CA)	Whitfield
Emerson	McCotter	Wicker
Everett	McCreery	Wilson (SC)
Fallin	McHenry	Young (FL)
Feeney	McHugh	

NOT VOTING—14

Bono	Kennedy	Sali
Boyd (FL)	Larson (CT)	Terry
Camp (MI)	Murphy, Tim	Van Hollen
Davis, Jo Ann	Rangel	Woolsey
Hunter	Roskam	

So the resolution, as amended, was agreed to.

A motion to reconsider the vote whereby said resolution, as amended, was agreed to was, by unanimous consent, laid on the table.

¶33.15 MESSAGE FROM THE PRESIDENT—  
NATIONAL EMERGENCY WITH RESPECT  
TO IRAN

The SPEAKER pro tempore, Mr. TIERNEY, laid before the House a message from the President, which was read as follows:

*To the Congress of the United States:*

Section 202(d) of the National Emergencies Act (50 U.S.C. 1622(d)) provides for the automatic termination of a national emergency unless, prior to the anniversary date of its declaration, the President publishes in the *Federal Register* and transmits to the Congress a notice stating that the emergency is to continue in effect beyond the anniversary date. In accordance with this provision, I have sent the enclosed notice to the *Federal Register* for publication, stating that the Iran emergency declared on March 15, 1995, is to continue in effect beyond March 15, 2007.

The crisis between the United States and Iran constituted by the actions and

policies of the Government of Iran that led to the declaration of a national emergency on March 15, 1995, has not been resolved. The actions and policies of the Government of Iran are contrary to the interests of the United States in the region and pose a continuing unusual and extraordinary threat to the national security, foreign policy, and economy of the United States. For these reasons, I have determined that it is necessary to continue the national emergency declared with respect to Iran and maintain in force comprehensive sanctions against Iran to respond to this threat.

GEORGE W. BUSH.

THE WHITE HOUSE, March 8, 2007.

By unanimous consent, the message, together with the accompanying papers, was referred to the Committee on Foreign Affairs and ordered to be printed (H. Doc. 110-17).

¶33.16 RECESS—4:03 P.M.

The SPEAKER pro tempore, Ms. BALDWIN, pursuant to clause 12(a) of rule I, declared the House in recess at 4 o'clock and 3 minutes p.m., subject to the call of the Chair.

¶33.17 AFTER RECESS—5:18 P.M.

The SPEAKER pro tempore, Mr. OBEY, called the House to order.

¶33.18 PROVIDING FOR CONSIDERATION  
OF H.R. 720

Ms. CASTOR, by direction of the Committee on Rules, reported (Rept. No. 110-36) the resolution (H. Res. 229) providing for the consideration of the bill (H.R. 720) to amend the Federal Water Pollution Control Act to authorize appropriations for State water pollution control revolving funds, and for other purposes.

When said resolution and report were referred to the House Calendar and ordered printed.

¶33.19 LEAVE OF ABSENCE

By unanimous consent, leave of absence was granted—

To Mr. KANJORSKI, for today until 12:30 p.m.; and

To Ms. MCCOLLUM of Minnesota, for today until noon.

And then,

¶33.20 ADJOURNMENT

On motion of Ms. CASTOR, at 5 o'clock and 19 minutes p.m., the House adjourned.

¶33.21 REPORTS OF COMMITTEES ON  
PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XIII, reports of committees were delivered to the Clerk for printing and reference to the proper calendar, as follows:

Mr. CONYERS: Committee on the Judiciary. H.R. 545. A bill to amend the Omnibus Crime control and Safe Streets Act of 1968 to clarify that territories and Indian tribes are eligible to receive grants for confronting the use of methamphetamine (Rept. 110-35, Pt. 1). Ordered to be printed.

Ms. CASTOR: Committee on Rules. House Resolution 229. Resolution providing for consideration of the bill (H.R. 720) to amend the Federal Water Pollution Control Act to authorize appropriations for State water pollution control revolving funds, and for other purposes (Rept. 110-36). Referred to the House Calendar.

Mr. CONYERS: Committee on the Judiciary. H.R. 740. A bill to amend title 18, United States Code, to prevent caller ID spoofing, and for other purposes (Rept. 110-37). Referred to the Committee of the Whole House on the state of the Union.

Mr. GORDON of Tennessee: Committee on Science and Technology. H.R. 85. A bill to provide for the establishment of centers to encourage demonstration and commercial application of advanced energy methods and technologies; with an amendment (Rept. 110-38). Referred to the Committee of the Whole House on the state of the Union.

Mr. GORDON of Tennessee: Committee on Science and Technology. H.R. 363. A bill to authorize appropriations for basic research and research infrastructure in science and engineering, and for support of graduate fellowships, and for other purposes; with amendments (Rept. 110-39). Referred to the Committee of the Whole House on the state of the Union.

Mr. GORDON of Tennessee: Committee on Science and Technology. H.R. 1068. A bill to amend the High-Performance Computing Act of 1991 (Rept. 110-40). Referred to the Committee of the Whole House on the state of the Union.

Mr. GORDON of Tennessee: Committee on Science and Technology. H.R. 1126. A bill to reauthorize the Steel and Aluminum Energy Conservation and Technology Competitiveness Act of 1988 (Rept. 110-41). Referred to the Committee of the Whole House on the state of the Union.

¶33.22 TIME LIMITATION OF REFERRED  
BILL

Pursuant to clause 2 of rule XII the following action was taken by the Speaker:

H.R. 545. Referral to the Committee on Energy and Commerce extended for a period ending not later than April 20, 2007.

¶33.23 PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XII, public bills and resolutions were introduced and severally referred, as follows:

By Mr. HONDA:

H.R. 1397. A bill to provide for immigration relief in the case of certain immigrants who are innocent victims of immigration fraud; to the Committee on the Judiciary.

By Mr. PETERSON of Minnesota (for

himself, Mr. HALL of Texas, Mr. BARROW, Mr. BERRY, Mr. BLUNT, Mr. BOOZMAN, Mr. BOSWELL, Mrs. BOYDA of Kansas, Mr. BURGESS, Mr. BUTTERFIELD, Mr. BUYER, Mr. COBLE, Mr. CONAWAY, Mr. COSTA, Mr. CUELLAR, Mr. LINCOLN DAVIS of Tennessee, Mr. DEAL of Georgia, Mrs. EMERSON, Mr. ETHERIDGE, Mr. FORTENBERRY, Mrs. GILLIBRAND, Mr. GINGREY, Mr. GOODLATTE, Mr. GORDON, Mr. GRAVES, Mr. HASTERT, Mr. HAYES, Ms. HERSETH, Mr. HOLDEN, Mr. JONES of North Carolina, Mr. KAGEN, Mr. KING of Iowa, Mr. LAMPSON, Mr. LUCAS, Mr. MARSHALL, Mr. MATHESON, Mr. MCINTYRE, Mr. MELANCON, Mrs. MYRICK, Mr. ORTIZ, Mr. PASTOR, Mr. PICKERING, Mr. RADANOVICH, Mr. ROGERS of Michigan, Mr. ROSS, Mr. SALAZAR, Mr. SCOTT of Georgia, Mr. SHADDEGG, Mr.

SKELTON, Mr. SMITH of Nebraska, Mr. SPACE, Mr. TERRY, Mr. UPTON, Mr. WALZ of Minnesota, Mr. WESTMORELAND, Mr. WHITFIELD, Mrs. WILSON of New Mexico, and Mr. WILSON of South Carolina);

H.R. 1398. A bill to amend the Comprehensive Environmental Response Compensation and Liability Act of 1980 to provide that manure shall not be considered to be a hazardous substance, pollutant, or contaminant; to the Committee on Energy and Commerce, and in addition to the Committee on Transportation and Infrastructure, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. ROSS (for himself and Mr. SOUDER):

H.R. 1399. A bill to restore Second Amendment rights in the District of Columbia; to the Committee on Oversight and Government Reform.

By Mr. LANTOS (for himself, Ms. ROSLEHTINEN, Mr. ACKERMAN, Mr. PENCE, Mr. SHERMAN, Mr. ROYCE, Mr. BERMAN, and Mr. SMITH of New Jersey):

H.R. 1400. A bill to enhance United States diplomatic efforts with respect to Iran by imposing additional economic sanctions against Iran, and for other purposes; to the Committee on Foreign Affairs, and in addition to the Committees on Ways and Means, Financial Services, Oversight and Government Reform, and the Judiciary, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. THOMPSON of Mississippi (for himself, Mr. KING of New York, Ms. JACKSON-LEE of Texas, Mr. DANIEL E. LUNGREN of California, Ms. LORETTA SANCHEZ of California, Mr. MARKEY, Mr. DICKS, Ms. HARMAN, Mrs. LOWEY, Ms. NORTON, Ms. ZOE LOFGREN of California, Mrs. CHRISTENSEN, Mr. ETHERIDGE, Mr. LANGEVIN, Mr. CUELLAR, Mr. CARNEY, Ms. CLARKE, Mr. AL GREEN of Texas, and Mr. PERLMUTTER):

H.R. 1401. A bill to improve the security of railroads, public transportation, and over-the-road buses in the United States, and for other purposes; to the Committee on Homeland Security, and in addition to the Committee on Transportation and Infrastructure, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Ms. GINNY BROWN-WAITE of Florida (for herself, Ms. CORRINE BROWN of Florida, Mr. MARIO DIAZ-BALART of Florida, Mr. MILLER of Florida, Ms. CASTOR, Mr. CRENSHAW, Ms. ROSLEHTINEN, Mr. BILIRAKIS, Mr. YOUNG of Florida, Mr. FEENEY, Mr. KLEIN of Florida, Mr. KELLER, Mr. MACK, Mr. BUCHANAN, Mr. LINCOLN DIAZ-BALART of Florida, Mr. PUTNAM, Mr. HASTINGS of Florida, Ms. WASSERMAN SCHULTZ, Mr. MICA, Mr. WELDON of Florida, Mr. MEEK of Florida, Mr. WEXLER, Mr. MAHONEY of Florida, Mr. BOYD of Florida, and Mr. STEARNS):

H.R. 1402. A bill to designate the facility of the United States Postal Service located at 320 South Lecanto Highway in Lecanto, Florida, as the "Sergeant Dennis J. Flanagan Lecanto Post Office Building"; to the Committee on Oversight and Government Reform.

By Mr. CARNEY (for himself and Mr. PLATTS):

H.R. 1403. A bill to amend the Internal Revenue Code of 1986 to provide a 2 percent tax

reduction for members of the Armed Forces who serve in a combat zone; to the Committee on Ways and Means.

By Mr. CARNEY (for himself and Mr. PLATTS):

H.R. 1404. A bill to amend the Internal Revenue Code of 1986 to exclude from gross income a portion of the compensation received for active service and for inactive-duty training as a member of the Armed Forces; to the Committee on Ways and Means.

By Ms. DELAURO (for herself, Mrs. LOWEY, Ms. JACKSON-LEE of Texas, Mr. LANTOS, Mr. MCGOVERN, Mr. SERRANO, Mr. BLUMENAUER, Mr. MEEKS of New York, Ms. MCCOLLUM of Minnesota, Mr. WEXLER, Mr. MCHUGH, and Mr. HASTINGS of Florida):

H.R. 1405. A bill to establish a wildlife global animal information network for surveillance internationally to combat the growing threat of emerging diseases that involve wild animals, such as bird flu, and for other purposes; to the Committee on Foreign Affairs, and in addition to the Committees on Energy and Commerce, Natural Resources, and Agriculture, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. ELLSWORTH:

H.R. 1406. A bill to amend the Internal Revenue Code of 1986 to increase, and make permanent certain improvements to, the child tax credit; to the Committee on Ways and Means.

By Mr. ENGLISH of Pennsylvania (for himself, Mrs. MYRICK, Mr. JORDAN, Mr. POE, and Mr. PICKERING):

H.R. 1407. A bill to amend the Internal Revenue Code of 1986 to expand incentives for education; to the Committee on Ways and Means.

By Mr. EVERETT (for himself, Mr. ROGERS of Alabama, and Mr. MARSHALL):

H.R. 1408. A bill to direct the Secretary of the Interior to study the suitability and feasibility of establishing the Chattahoochee Trace National Heritage Corridor in Alabama and Georgia, and for other purposes; to the Committee on Natural Resources.

By Mr. FOSSELLA (for himself, Mr. TIBERI, Mr. WALSH of New York, Mr. MILLER of Florida, Mr. ENGLISH of Pennsylvania, Mr. ARCURI, and Mr. RUPPERSBERGER):

H.R. 1409. A bill to establish a demonstration incentive program within the Department of Education to promote installation of fire alarm detection systems, or other fire prevention technologies, in qualified student housing, dormitories, and other university buildings, and for other purposes; to the Committee on Education and Labor.

By Mr. JEFFERSON (for himself, Mr. TAYLOR, Ms. NORTON, Mr. ELLISON, and Ms. CORRINE BROWN of Florida):

H.R. 1410. A bill to provide emergency child care in the Gulf Coast Region, and for other purposes; to the Committee on Education and Labor.

By Mr. JEFFERSON (for himself, Mr. TAYLOR, Ms. NORTON, Mr. ELLISON, and Ms. CORRINE BROWN of Florida):

H.R. 1411. A bill to provide for the construction and rehabilitation of child care facilities in areas of the Gulf Coast affected by Hurricanes Katrina and Rita; to the Committee on Financial Services.

By Mr. JEFFERSON (for himself, Mr. TAYLOR, Ms. NORTON, Mr. ELLISON, and Ms. CORRINE BROWN of Florida):

H.R. 1412. A bill to establish a temporary program under which emergency loans are made to small businesses that are nonprofit child care businesses; to the Committee on Small Business.

By Mrs. LOWEY (for herself, Mr. THOMPSON of Mississippi, Ms. GINNY BROWN-WAITE of Florida, Ms. JACKSON-LEE of Texas, and Mr. MARKEY):

H.R. 1413. A bill to direct the Assistant Secretary of Homeland Security (Transportation Security Administration) to address vulnerabilities in aviation security by carrying out a pilot program to screen airport workers with access to secure and sterile areas of airports; to the Committee on Homeland Security.

By Mr. NADLER (for himself, Mr. ENGEL, Mr. TOWNS, and Mr. WEINER):

H.R. 1414. A bill to establish a grant program for individuals still suffering health effects as a result of the September 11, 2001, attacks in New York City and at the Pentagon; to the Committee on Energy and Commerce.

By Mr. NADLER (for himself, Ms. HARMAN, Ms. SCHAKOWSKY, Ms. JACKSON-LEE of Texas, Mr. ELLISON, Mr. FRANK of Massachusetts, and Ms. LEE):

H.R. 1415. A bill to provide for the effective prosecution of terrorists and guarantee due process rights; to the Committee on Armed Services, and in addition to the Committees on the Judiciary, and Foreign Affairs, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. NADLER (for himself, Ms. HARMAN, Ms. SCHAKOWSKY, Ms. JACKSON-LEE of Texas, Mr. ELLISON, Mr. FRANK of Massachusetts, and Ms. LEE):

H.R. 1416. A bill to restore habeas corpus for those detained by the United States and to repeal the prohibition on treaty obligations establishing grounds for certain claims; to the Committee on the Judiciary, and in addition to the Committee on Armed Services, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Ms. NORTON:

H.R. 1417. A bill to prohibit the closure of Walter Reed Army Medical Center notwithstanding the 2005 recommendations of the Defense Base Closure and Realignment Commission; to the Committee on Armed Services.

By Mr. PASCRELL (for himself and Mr. PLATTS):

H.R. 1418. A bill to provide for the expansion and improvement of traumatic brain injury programs; to the Committee on Energy and Commerce.

By Mr. POMEROY (for himself, Mr. HERGER, Mrs. JONES of Ohio, Mr. RAMSTAD, Mr. WELLER, Mr. UDALL of Colorado, Mr. LEWIS of Kentucky, Mr. CROWLEY, Mr. ENGLISH of Pennsylvania, Mr. BURTON of Indiana, Ms. BEAN, Mr. BLUMENAUER, Mr. CAMP of Michigan, and Mrs. MCMORRIS RODGERS):

H.R. 1419. A bill to amend the Internal Revenue Code of 1986 to expand tax-free distributions from individual retirement accounts for charitable purposes; to the Committee on Ways and Means.

By Ms. SCHAKOWSKY (for herself, Mr. SHAYS, Mrs. CAPPS, Ms. BEAN, Mr. BERMAN, Mr. DAVIS of Illinois, Mr. EMANUEL, Mr. GRIJALVA, Mr. KIRK, Ms. LEE, Ms. MATSUI, Mr. MCDERMOTT, Mr. MCNULTY, and Ms. SCHWARTZ):

H.R. 1420. A bill to amend the Public Health Service Act with respect to facilitating the development of microbicides for preventing transmission of HIV/AIDS and other diseases, and for other purposes; to the Committee on Energy and Commerce, and in

addition to the Committee on Foreign Affairs, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. TERRY (for himself, Mr. PAUL, Mr. BARTLETT of Maryland, Mr. FRANKS of Arizona, Mr. WAMP, Mrs. BONO, Mr. RADANOVICH, Mrs. BLACKBURN, Mr. MILLER of Florida, Mr. GARRETT of New Jersey, Mr. BILIRAKIS, Mr. SENSENBRENNER, Mr. FORTENBERRY, Mrs. MUSGRAVE, Mr. MCCAUL of Texas, Mr. SOUDER, and Mr. MCCOTTER):

H.R. 1421. A bill to amend the Internal Revenue Code of 1986 to increase tax benefits for parents with children, and for other purposes; to the Committee on Ways and Means.

By Mr. THOMPSON of California (for himself, Mr. YOUNG of Alaska, Mr. KIND, and Mr. RAMSTAD):

H.R. 1422. A bill to amend the Internal Revenue Code to provide a tax credit to individuals who enter into agreements to protect the habitats of endangered and threatened species, and for other purposes; to the Committee on Ways and Means.

By Mr. VISCLOSKY (for himself and Mr. DONNELLY):

H.R. 1423. A bill to authorize the Secretary of the Interior to lease a portion of a visitor center to be constructed outside the boundary of the Indiana Dunes National Lakeshore in Porter County, Indiana, and for other purposes; to the Committee on Natural Resources.

By Mr. MARKEY (for himself and Mr. STEARNS):

H. Con. Res. 85. Concurrent resolution supporting the goals and ideals of National Cystic Fibrosis Awareness Month; to the Committee on Energy and Commerce.

By Mrs. JONES of Ohio:

H. Con. Res. 86. Concurrent resolution expressing the sense of Congress that an appropriate month should be recognized as Bebe Moore Campbell National Minority Mental Health Awareness Month to enhance public awareness of mental illness, especially within minority communities; to the Committee on Energy and Commerce.

By Mr. WEXLER (for himself, Mr. BURTON of Indiana, Mr. TOM DAVIS of Virginia, Mr. LATOURETTE, Mr. PAYNE, Mr. BOREN, Mr. SERRANO, Ms. MCCOLLUM of Minnesota, Mr. VAN HOLLEN, Ms. LEE, Mr. ENGEL, Mr. CROWLEY, Mr. MORAN of Virginia, Mr. BRALEY of Iowa, Mr. HASTINGS of Florida, and Mr. LANTOS):

H. Con. Res. 87. Concurrent resolution supporting the goals and ideals of a world day of remembrance for road crash victims; to the Committee on Oversight and Government Reform.

By Ms. ROS-LEHTINEN (for herself, Mr. GALLEGLY, Mrs. MALONEY of New York, Mr. FORTUÑO, Mr. LANTOS, Ms. WATSON, Mr. PAYNE, Mr. FALCOMA, Mr. ENGEL, Mr. CROWLEY, Mr. WEXLER, Mr. WILSON of South Carolina, Mr. JACKSON of Illinois, Mr. McNULTY, Mr. VAN HOLLEN, Mr. HASTERT, Mr. PALLONE, Mr. POE, Mr. MCCOTTER, Mr. FATTAH, Mr. BOOZMAN, Mrs. MYRICK, Mr. FERGUSON, Mr. KENNEDY, Mr. HOLT, Mr. FRANK of Massachusetts, Mr. LINCOLN DIAZ-BALART of Florida, Mr. SPACE and Mr. ACKERMAN):

H. Res. 228. A resolution recognizing the 186th anniversary of the independence of Greece and celebrating Greek and American democracy; to the Committee on Foreign Affairs.

By Mr. WEXLER (for himself, Mr. LANTOS, and Mr. GALLEGLY):

H. Res. 230. A resolution recognizing the 50th Anniversary of the Treaty of Rome

signed on March 25, 1957, which was a key step in creating the European Union, and reaffirming the close and mutually beneficial relationship between the United States and Europe; to the Committee on Foreign Affairs.

¶33.24 ADDITIONAL SPONSORS

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

- H.R. 20: Ms. NORTON and Mr. GRIJALVA.
- H.R. 65: Mr. BROWN of South Carolina, Ms. BORDALLO, and Mr. WALZ of Minnesota.
- H.R. 74: Mr. WALSH of New York.
- H.R. 89: Mr. BUCHANAN.
- H.R. 129: Mr. ANDREWS.
- H.R. 171: Mr. NADLER.
- H.R. 198: Mr. KIND.
- H.R. 241: Mr. GINGREY.
- H.R. 303: Mr. BRALEY of Iowa, Mr. BUCHANAN, Mr. SAXTON, and Mr. MCCOTTER.
- H.R. 321: Mr. MORAN of Kansas.
- H.R. 423: Mr. KAGEN.
- H.R. 463: Mr. HOLT.
- H.R. 473: Mr. DUNCAN.
- H.R. 493: Ms. BEAN and Mr. RUSH.
- H.R. 511: Mr. BURTON of Indiana, Mr. TOM DAVIS of Virginia, Mr. DEAL of Georgia, Mr. REICHERT, Mr. YOUNG of Alaska, Mr. WALDEN of Oregon, and Mr. STEARNS.
- H.R. 524: Mr. HONDA, Ms. HOOLEY, Mr. GERLACH, Mr. KAGEN, Mr. THOMPSON of California, Ms. SLAUGHTER, Ms. VELÁZQUEZ, Mr. SCOTT of Virginia, Mr. BISHOP of New York, Mr. ISRAEL, Mr. SCHIFF, Mr. FRANK of Massachusetts, Mr. MOORE of Kansas, Mr. RYAN of Ohio, Mr. MITCHELL, Mr. COSTELLO, Mr. MEEHAN, Mr. STUPAK, Mr. ROSS, Ms. CORRINE BROWN of Florida, Mr. RAHALL, Mr. ALLEN, Mr. ANDREWS, Mr. BOREN, Mr. MILLER of North Carolina, Mrs. MALONEY of New York, Mrs. TAUSCHER, Mr. PERLMUTTER, Ms. HIRONO, Mrs. MCCARTHY of New York, Mr. CROWLEY, Mr. BERMAN, Mr. WILSON of Ohio, Ms. DEGETTE, Mr. ARCURI, Mr. MURPHY of Connecticut, Mr. LAMBORN, and Mr. COSTA.
- H.R. 562: Mr. JINDAL.
- H.R. 573: Mr. DONNELLY.
- H.R. 589: Mr. CONYERS.
- H.R. 631: Mr. TANCREDO, Mr. AKIN, Mr. FRANKS of Arizona, Mr. GARRETT of New Jersey, Mr. JONES of North Carolina, and Mr. MACK.
- H.R. 634: Mr. SAXTON.
- H.R. 687: Mr. MCHUGH and Mr. GERLACH.
- H.R. 690: Mr. DOYLE, Mr. CARNEY, and Mr. BUCHANAN.
- H.R. 692: Mr. ALLEN.
- H.R. 708: Mr. MCCOTTER.
- H.R. 718: Mr. PERLMUTTER, Mr. KIND, Mr. LANGEVIN, Mr. HARE, Mr. VISCLOSKY, Mr. GRAVES, Ms. SHEA-PORTER, and Ms. CARSON.
- H.R. 731: Mr. LAMPSON.
- H.R. 734: Mr. CRAMER, Mr. TIM MURPHY of Pennsylvania, and Mr. CUELLAR.
- H.R. 757: Mr. MICHAUD.
- H.R. 769: Mrs. SCHMIDT.
- H.R. 770: Ms. NORTON.
- H.R. 780: Mr. UPTON.
- H.R. 784: Mr. BILIRAKIS, Mr. GOODE, Mr. CLEAVER, and Mrs. BOYDA of Kansas.
- H.R. 787: Mr. RYAN of Ohio.
- H.R. 790: Mrs. MUSGRAVE.
- H.R. 837: Mr. MCCAUL of Texas.
- H.R. 840: Mr. RANGEL, Mr. AL GREEN of Texas, Mr. LANTOS, Ms. WOOLSEY, Mr. COHEN, and Mr. JEFFERSON.
- H.R. 869: Ms. CARSON.
- H.R. 887: Mr. HINOJOSA.
- H.R. 891: Mr. VAN HOLLEN, Ms. MCCOLLUM of Minnesota, and Mr. GRIJALVA.
- H.R. 901: Mr. ABERCROMBIE, Mr. RUSH, and Mrs. CHRISTENSEN.
- H.R. 910: Mr. PETRI.
- H.R. 920: Mr. MILLER of Florida.
- H.R. 932: Mr. CONYERS.

- H.R. 936: Ms. HARMAN.
- H.R. 947: Ms. SOLIS and Mr. BOUCHER.
- H.R. 948: Ms. HARMAN.
- H.R. 958: Ms. HARMAN.
- H.R. 971: Mr. WAMP, Mr. KENNEDY, Mr. MARSHALL, and Mr. GOODE.
- H.R. 980: Mr. LOBIONDO, Mr. WELCH of Vermont, Mrs. CAPPS, Mr. MATHESON, Mr. PLATTS, Mr. HILL, and Mr. RENZI.
- H.R. 988: Mr. HERGER, Mr. FARR, Mr. COSTA, and Mr. WAXMAN.
- H.R. 997: Mr. MCHUGH, Mr. EVERETT, Mr. BOUSTANY, Mr. WOLF, Mr. CANTOR, Mr. FORTENBERRY, and Mrs. SCHMIDT.
- H.R. 1023: Mr. NUNES.
- H.R. 1061: Mr. FARR and Mr. CROWLEY.
- H.R. 1071: Mr. BURTON of Indiana.
- H.R. 1087: Mr. ELLISON and Mr. BISHOP of New York.
- H.R. 1093: Mr. KELLER and Ms. KILPATRICK.
- H.R. 1108: Mr. FATTAH and Mr. COURTNEY.
- H.R. 1115: Mr. ALLEN.
- H.R. 1118: Mr. MCCAUL of Texas.
- H.R. 1120: Mr. SALLI, Mr. BUCHANAN, Mr. MCINTYRE, Ms. ROS-LEHTINEN, and Mr. DENT.
- H.R. 1132: Mrs. DAVIS of California, Mr. MCINTYRE, Ms. SOLIS, Ms. SUTTON, Ms. HIRONO, and Ms. ROS-LEHTINEN.
- H.R. 1187: Mr. BISHOP of New York.
- H.R. 1188: Mr. GRIJALVA.
- H.R. 1190: Mr. GONZALEZ.
- H.R. 1197: Mr. CARNEY.
- H.R. 1225: Mr. GRIJALVA.
- H.R. 1232: Mr. HASTINGS of Florida, Mr. BONNER, and Ms. WOOLSEY.
- H.R. 1246: Mr. CARNAHAN.
- H.R. 1304: Mr. TOM DAVIS of Virginia.
- H.R. 1314: Mrs. MYRICK, Mr. SMITH of Texas, Mr. DAVID DAVIS of Tennessee, Mr. WAMP, Mr. STEARNS, Mr. BILBRAY, Mr. ROHRABACHER, Mr. SENSENBRENNER, Mr. DOOLITTLE, Mr. DUNCAN, and Mr. CULBERSON.
- H.R. 1321: Mr. FERGUSON, Mr. THOMPSON of California, and Mr. ENGLISH of Pennsylvania.
- H.R. 1330: Mr. WALZ of Minnesota, Ms. KAPTUR, Mr. MORAN of Virginia, and Ms. CARSON.
- H.R. 1338: Mr. ETHERIDGE, Mr. WAXMAN, Mr. MCGOVERN, Mr. HOLT, Mr. WU, Ms. SLAUGHTER, and Mr. SERRANO.
- H.R. 1347: Mr. ALLEN and Ms. HIRONO.
- H.R. 1363: Mr. VAN HOLLEN.
- H.R. 1366: Mr. BARRETT of South Carolina.
- H.R. 1371: Mr. BURTON of Indiana, Mr. CONYERS, Mr. DONNELLY, Mr. HILL, Ms. KAPTUR, Mr. KIND, Mrs. MYRICK, Mr. PETRI, Mr. RYAN of Wisconsin, Mr. SOUDER, and Mr. VISCLOSKY.
- H.R. 1390: Mr. MCCOTTER.
- H.R. 1391: Ms. LEE.
- H. J. Res. 9: Ms. FOXX.
- H. Con. Res. 39: Mr. BERMAN, Mrs. BIGBERT, Mr. KIND, Mr. DAVIS of Alabama, Mr. SMITH of Washington, Ms. BEAN, and Mrs. MCCARTHY of New York.
- H. Con. Res. 48: Mr. COHEN.
- H. Con. Res. 50: Mr. ROHRABACHER.
- H. Con. Res. 71: Mr. MCINTYRE, Mr. MARIO DIAZ-BALART of Florida, and Mr. RAMSTAD.
- H. Con. Res. 73: Mr. MCCOTTER.
- H. Res. 101: Mr. BACA and Ms. SUTTON.
- H. Res. 102: Mr. RENZI, Mr. WALZ of Minnesota, Mr. PAYNE, Mr. BERMAN, Ms. WOOLSEY, Mr. OLVER, and Mr. FRANK of Massachusetts.
- H. Res. 118: Mr. HINOJOSA and Mr. WATT.
- H. Res. 136: Mr. THOMPSON of Mississippi.
- H. Res. 141: Ms. BEAN.
- H. Res. 197: Mrs. MCCARTHY of New York, Mr. LINCOLN DAVIS of Tennessee, Ms. HOOLEY, and Mr. BOSWELL.
- H. Res. 209: Mr. COHEN.
- H. Res. 221: Mr. MCDERMOTT, Ms. JACKSON-LEE of Texas, and Mr. MCGOVERN.
- H. Res. 222: Mr. HOLDEN, Mr. BRADY of Pennsylvania, Mr. RYAN of Ohio, Mr. BISHOP of New York, Mr. MOLLOHAN, Mr. MOORE of Kansas, Mr. DONNELLY, Ms. NORTON, Mr. BOSWELL, Mr. COURTNEY, and Ms. ESHOO.

¶33.25 PETITIONS

Under clause 3 of rule XII,

5. The SPEAKER presented a petition of the Idaho Association of Counties, relative to a petition supporting the reauthorization and funding of the Secure Rural Schools and Community Self-Determination Act; which was referred jointly to the Committees on Agriculture and Natural Resources.

### FRIDAY, MARCH 9, 2007 (34)

#### ¶34.1 APPOINTMENT OF SPEAKER PRO TEMPORE

The House was called to order by the SPEAKER pro tempore, Ms. SOLIS, who laid before the House the following communication:

*Washington, DC, March 9, 2007.*

I hereby appoint the Honorable HILDA L. SOLIS to act as Speaker pro tempore on this day.

NANCY PELOSI,

*Speaker of the House of Representatives.*

#### ¶34.2 APPROVAL OF THE JOURNAL

The SPEAKER pro tempore, Ms. SOLIS, announced she had examined and approved the Journal of the proceedings of Thursday, March 8, 2007.

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

#### ¶34.3 COMMUNICATIONS

Executive and other communications, pursuant to clause 8, rule XII, were referred as follows:

794. A letter from the Director, Defense Procurement and Acquisition Policy, Department of Defense, transmitting the Department's final rule — Defense Federal Acquisition Regulation Supplement; Inflation Adjustment of Acquisition-Related Thresholds (DFARS 2004-D022) (RIN: 0750-AF16) received February 9, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Armed Services.

795. A letter from the General Counsel, National Credit Union Administration, transmitting the Administration's final rule — Revisions to the Official Sign Indicating Insured Status (RIN: 3133-AD18) received February 15, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Financial Services.

796. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Change of Using Agency for Restricted Areas R-3008A, B, C, D; Grand Bay Weapons Range, GA. [Docket No. FAA-2006-26273; Airspace Docket No. 06-A50-16] (RIN: 2120-AA66) received February 27, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

797. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Airbus Model A319, A320, A321 Airplanes [Docket No. FAA-2006-24431; Directorate Identifier 2006-NM-011-AD; Amendment 39-14648; AD 2006-12-22] (RIN: 2120-AA64) received February 27, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

798. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Boeing Model 737-100, -200, -200C, -300, -400, and -500 Series Airplanes [Docket No. FAA-2006-25030; Directorate Identifier 2006-NM-109-AD; Amendment 39-14649; AD 2006-12-23] (RIN: 2120-AA64) received February 27, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

799. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; General Electric Company CP6 Series Turbofan Engines [Docket No. 95-ANE-10-AD; Amendment 39-14650; AD 2006-12-24] (RIN: 2120-AA64) received February 27, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

800. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Bombardier Model CL-600-2B19 (Regional Jet Series 100 & 440) Airplanes [Docket No. FAA-2005-22481; Directorate Identifier 2004-NM-176-AD; Amendment 39-14647; AD 2006-12-21] (RIN: 2120-AA64) received February 27, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

801. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives Raytheon Model HS.125 Series 700A and 700B Airplanes; Model BAe.125 Series 800A (Including Variants C-29A and U-125), 800B, 1000A, and 1000B Airplanes; and Hawker 800 (Including Variant U-125A), 800XP, and 1000 Airplanes [Docket No. FAA-2006-25011; Directorate Identifier 2006-NM-118-AD; Amendment 39-14646; AD 2006-12-20] (RIN: 2120-AA64) received February 27, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

802. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Eurocopter France Model EC130 B4 Helicopters [Docket No. FAA-2006-24807; Directorate Identifier 2005-SW-41-AD; Amendment 39-14603; AD 2006-10-19] (RIN: 2120-AA64) received February 27, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

803. A letter from the Chief, Publications and Regulations Branch, Internal Revenue Service, transmitting the Service's final rule — 26 CFR 301.7805-1: Rules and Regulations (RIN: Rev. Rul. 2007-14) received February 10, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

#### ¶34.4 PROVIDING FOR CONSIDERATION OF H.R. 720

Ms. CASTOR, by direction of the Committee on Rules, called up the following resolution (H. Res. 229):

*Resolved*, That at any time after the adoption of this resolution the Speaker may, pursuant to clause 2(b) of rule XVIII, declare the House resolved into the Committee of the Whole House on the state of the Union for consideration of the bill (H.R. 720) to amend the Federal Water Pollution Control Act to authorize appropriations for State water pollution control revolving funds, and for other purposes. The first reading of the bill shall be dispensed with. All points of order against consideration of the bill are waived except those arising under clause 9 or 10 of rule XXI. General debate shall be confined to the bill and shall not exceed one hour equally divided and controlled by the chairman and ranking minority member of the Committee on Transportation and Infrastructure. After general debate the bill shall be considered for amendment under the five-minute rule. The amendment in the nature of a substitute recommended by the Committee on Transportation and Infrastructure now printed in the bill, modified by the amendment printed in part A of the report of the Committee on Rules accompanying this resolution, shall be considered as adopted in the House and in the Committee of the Whole. The bill, as amended, shall be considered as the original

bill for the purpose of further amendment under the five-minute rule and shall be considered as read. All points of order against provisions in the bill, as amended, are waived. Notwithstanding clause 11 of rule XVIII, no further amendment to the bill, as amended, shall be in order except those printed in part B of the report of the Committee on Rules. Each further amendment may be offered only in the order printed in the report, may be offered only by a Member designated in the report, shall be considered as read, shall be debatable for the time specified in the report equally divided and controlled by the proponent and an opponent, shall not be subject to amendment, and shall not be subject to a demand for division of the question in the House or in the Committee of the Whole. All points of order against such further amendments are waived except those arising under clause 9 or 10 of rule XXI. At the conclusion of consideration of the bill for amendment the Committee shall rise and report the bill, as amended, to the House with such further amendments as may have been adopted. The previous question shall be considered as ordered on the bill and amendments thereto to final passage without intervening motion except one motion to recommend with or without instructions.

When said resolution was considered. After debate,

Ms. CASTOR moved the previous question on the resolution to its adoption or rejection.

The question being put, viva voce,

Will the House agree to said resolution?

The SPEAKER pro tempore, Mr. McNULTY, announced that the yeas had it.

Mr. SESSIONS objected to the vote on the ground that a quorum was not present and not voting.

A quorum not being present,

The roll was called under clause 6, rule XX, and the call was taken by electronic device.

When there appeared { Yeas ..... 229  
Nays ..... 179

#### ¶34.5 [Roll No. 132] YEAS—229

Abercrombie	Cleaver	Gonzalez
Ackerman	Clyburn	Gordon
Aderholt	Cohen	Green, Al
Allen	Conyers	Green, Gene
Altmire	Cooper	Grijalva
Andrews	Costa	Gutierrez
Arcuri	Costello	Hall (NY)
Baca	Courtney	Hare
Baird	Cramer	Harman
Baldwin	Crowley	Hastings (FL)
Bean	Cuellar	Herstatt
Becerra	Cummings	Higgins
Berkley	Davis (AL)	Hill
Berman	Davis (CA)	Hinchey
Berry	Davis (IL)	Hinojosa
Bishop (GA)	Davis, Lincoln	Hirono
Bishop (NY)	DeFazio	Hodes
Blumenauer	DeGette	Holden
Boucher	Delahunt	Holt
Boyd (FL)	DeLauro	Honda
Boyd (KS)	Dicks	Hooley
Brady (PA)	Dingell	Hoyer
Bralley (IA)	Doggett	Inslie
Brown, Corrine	Donnelly	Israel
Brown-Waite,	Doyle	Jackson (IL)
Ginny	Edwards	Jackson-Lee
Butterfield	Ellison	(TX)
Capps	Ellsworth	Jefferson
Capuano	Emanuel	Johnson (GA)
Carnahan	English (PA)	Johnson (IL)
Carney	Etheridge	Johnson, E. B.
Carson	Farr	Jones (OH)
Castor	Filner	Kagen
Chandler	Frank (MA)	Kanjorski
Clarke	Giffords	Kaptur
Clay	Gillibrand	Kennedy

Kildee
Kilpatrick
Kind
Klein (FL)
Kucinich
LaHood
Lampson
Langevin
Lantos
Larsen (WA)
Lee
Levin
Lewis (GA)
Lipinski
Loeb sack
Lofgren, Zoe
Lowey
Lynch
Mahoney (FL)
Maloney (NY)
Markey
Marshall
Matheson
Matsui
McCarthy (NY)
McCollum (MN)
McDermott
McGovern
McIntyre
McNerney
McNulty
Meehan
Meek (FL)
Meeks (NY)
Michaud
Miller (NC)
Miller, George
Mitchell
Mollohan
Moore (KS)
Moran (VA)
Murphy (CT)
Murphy, Patrick
Murphy, Tim
Murtha
Nadler
Napolitano
Neal (MA)
Oberstar
Obey
Olver
Pallone
Pascrell
Pastor
Payne
Perlmutt er
Peterson (MN)
Platts
Pomeroy
Price (NC)
Rahall
Rangel
Reyes
Rodriguez
Rohrabacher
Ross
Rothman
Roybal-Allard
Ruppersberger
Rush
Ryan (OH)
Salazar
Sanchez, Linda T.
Sanchez, Loretta
Sarbanes
Schakowsky
Schiff
Schwartz
Scott (GA)
Scott (VA)
Serrano
Sestak
Shea-Porter

NAYS—179

Akin
Alexander
Bachmann
Baker
Barrett (SC)
Barrow
Bartlett (MD)
Barton (TX)
Biggert
Bilbray
Bilirakis
Bishop (UT)
Blackburn
Blunt
Boehner
Bonner
Boozman
Boustany
Brady (TX)
Brown (SC)
Buchanan
Burgess
Burton (IN)
Buyer
Campbell (CA)
Cannon
Cantor
Capito
Carter
Castle
Chabot
Coble
Cole (OK)
Conaway
Crenshaw
Cubin
Culberson
Davis (KY)
Davis, David
Davis, Tom
Deal (GA)
Dent
Diaz-Balart, L.
Diaz-Balart, M.
Doolittle
Drake
Dreier
Duncan
Ehlers
Emerson
Everett
Fallin
Feeney
Ferguson
Flake
Forbes
Fortenberry
Fossella
Fox
Franks (AZ)
Frelinghuysen
Gallegly
Garrett (NJ)
Gerlach
Gilchrest
Gillmor
Gingrey
Gohmert
Goode
Goodlatte
Granger
Graves
Hall (TX)
Hastert
Hastings (WA)
Hayes
Heller
Hensarling
Herger
Hobson
Hoekstra
Hulshof
Inglis (SC)
Issa
Jindal
Johnson, Sam
Jones (NC)
Jordan
Keller
King (IA)
King (NY)
Kingston
Kirk
Knollenberg
Kuhl (NY)
Lamborn
Latham
LaTourette
Lewis (CA)
Lewis (KY)
Linder
LoBiondo
Lucas
Lungren, Daniel E.
Mack
Manullo
McCarthy (CA)
McCaul (TX)
McCotter
McCrery
McHenry

Upton
Walden (OR)
Walsh (NY)
Wamp
Weldon (FL)
Weller
Westmoreland
Wicker
Wilson (NM)
Walden (FL)
Weller
Westmoreland
Young (FL)
Wilson (SC)
Wolfe
Young (FL)

NOT VOTING—25

Bachus
Bono
Boren
Boswell
Calvert
Camp (MI)
Cardoza
Davis, Jo Ann
Engel
Eshoo
Fattah
Hunter
Kline (MN)
Larson (CT)
Marchant
Millender
McDonald
Moore (WI)
Neugebauer
Nunes
Ortiz
Paul
Pearce
Souder
Whitfield
Young (AK)

So the resolution was agreed to.
A motion to reconsider the vote whereby said resolution was agreed to was, by unanimous consent, laid on the table.

34.6 WATER QUALITY FINANCING

The SPEAKER pro tempore, Mr. McNULTY, pursuant to House Resolution 229 and rule XVIII, declared the House resolved into the Committee of the Whole House on the state of the Union for the consideration of the bill (H.R. 720) to amend the Federal Water Pollution Control Act to authorize appropriations for State water pollution control revolving funds, and for other purposes.

The SPEAKER pro tempore, Mr. McNULTY, by unanimous consent, designated Ms. SOLIS as Chairman of the Committee of the Whole; and after some time spent therein,

34.7 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment numbered 2, printed in House Report 110-36, submitted by Mr. BAKER:

Page 12, line 9, insert "and" after the semicolon.
Page 12, line 20, strike the semicolon and all that follows before the first period on page 13, line 3.
Page 25, line 3, strike "(6), (15), and (17)" and insert "(6) and (15)".

It was decided in the { Yeas ..... 140
negative ..... } Nays ..... 280

34.8 [Roll No. 133]

AYES—140

Aderholt
Akin
Bachmann
Baker
Barrett (SC)
Bartlett (MD)
Barton (TX)
Bilbray
Bilirakis
Bishop (UT)
Blackburn
Dreier
Blunt
Boehner
Bonner
Boozman
Boustany
Brady (TX)
Brown (SC)
Buchanan
Burgess
Burton (IN)
Buyer
Campbell (CA)
Cannon
Cantor
Carter
Chabot
Coble
Cole (OK)
Conaway
Crenshaw
Cubin
Culberson
Davis (KY)
Davis, Tom
Deal (GA)
Dent
Doolittle
Drake
Dreier
Duncan
Ehlers
Everett
Fallin
Feeney
Flake
Forbes
Fortenberry
Foss
Franks (AZ)
Frelinghuysen
Gallegly
Garrett (NJ)
Gingrey
Gohmert
Goode
Goodlatte
Granger
Hall (TX)
Hastings (WA)
Hayes
Heller
Hensarling
Herger
Hobson
Hoekstra
Hulshof
Inglis (SC)
Issa
Jindal
Johnson, Sam
Jordan
Keller
King (IA)
Kingston
Kline (MN)
Knollenberg
Lamborn
Latham
Lewis (KY)
Linder
Lucas
Lungren, Daniel E.
Mack
Manzullo

McCarthy (CA)
McCaul (TX)
McCrery
McHenry
McKeon
McMorris
Rodgers
Mica
Miller (FL)
Miller, Gary
Moran (KS)
Musgrave
Myrick
Paul
Pearce
Pence
Peterson (PA)
Pickering
Pitts
Platts
Poe
Price (GA)
Pryce (OH)
Putnam
Radanovich
Ramstad
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrabacher
Royce
Sali
Sensenbrenner
Sessions
Shadegg
Shuster
Simpson
Smith (NE)
Smith (TX)
Souder
Stearns
Sullivan
Tancredo
Thornberry
Tiahrt
Tiberi
Walberg
Wamp
Weldon (FL)
Westmoreland
Wicker
Wilson (NM)
Wilson (SC)
Wolfe
Young (FL)

NOES—280

Abercrombie
Ackerman
Alexander
Allen
Altmire
Andrews
Arcuri
Baca
Baird
Baldwin
Barrow
Bean
Becerra
Berkley
Berman
Berry
Biggert
Bishop (GA)
Bishop (NY)
Blumenauer
Bordallo
Boswell
Boucher
Boyd (FL)
Boyda (KS)
Brady (PA)
Braley (IA)
Brown, Corrine
Brown-Waite, Ginny
Butterfield
Capito
Capps
Capuano
Cardoza
Carnahan
Carney
Carson
Castle
Castor
Chandler
Christensen
Clarke
Clay
Cleaver
Clyburn
Cohen
Conyers
Cooper
Costa
Costello
Courtney
Cramer
Crowley
Cuellar
Cummings
Davis (AL)
Davis (CA)
Davis (IL)
Davis, Lincoln
DeFazio
DeGette
Delahunt
DeLauro
Diaz-Balart, L.
Diaz-Balart, M.
Dicks
Dingell
Doggett
Donnelly
Doyle
Edwards
Ellsworth
Emanuel
Emerson
Engel
English (PA)
Etheridge
Faleomavaega
Farr
Fattah
Ferguson
Filner
Fossella
Frank (MA)
Gerlach
Giffords
Gilchrest
Gillibrand
Gillmor
Gonzalez
Gordon
Graves
Green, Al
Green, Gene
Grijalva
Gutierrez
Hall (NY)
Hare
Harman
Hastert
Hastings (FL)
Hereth
Higgins
Hill
Hinchee
Hinojosa
Hirono
Hodes
Holden
Holt
Honda
Hooley
Hoyer
Inslie
Israel
Jackson (IL)
Jackson-Lee
Jefferson
Johnson (GA)
Johnson (IL)
Johnson, E. B.
Jones (OH)
Kagen
Kanjorski
Kaptur
Kennedy
Kildee
Kilpatrick
Kind
King (NY)
Kirk
Klein (FL)
Kucinich
Kuhl (NY)
LaHood
Lampson
Langevin
Lantos
Larsen (WA)
LaTourette
Lee
Levin
Lewis (CA)
Lewis (GA)
Lipinski
LoBiondo
Loeb sack
Lofgren, Zoe
Lowey
Lynch
Mahoney (FL)
Maloney (NY)
Markey
Marshall
Matheson
Matsui
McCarthy (NY)
McCollum (MN)
McCotter
McDermott
McGovern
McHugh
McIntyre
McNerney
McNulty
Meehan
Meek (FL)
Meeks (NY)
Melancon
Michaud
Miller (MI)
Miller (NC)
Miller, George
Mitchell
Mollohan
Moore (KS)
Moran (VA)
Murphy (CT)
Murphy, Patrick
Murphy, Tim
Murtha
Nadler
Napolitano
Neal (MA)
Norton
Oberstar
Obey
Olver
Ortiz
Pallone
Pascrell
Pastor
Payne
Perlmutt er
Peterson (MN)
Petri
Pomeroy
Porter
Price (NC)
Rahall
Rangel
Regula
Rehberg
Reichert
Renzi
Reyes
Rodriguez
Ros-Lehtinen
Roskam
Ross
Rothman
Roybal-Allard
Ruppersberger
Rush
Ryan (OH)
Ryan (WI)
Salazar
Sanchez, Linda T.
Sanchez, Loretta
Sarbanes
Saxton
Schakowsky
Schiff
Schmidt
Schwartz
Scott (GA)
Scott (VA)
Serrano
Sestak
Shea-Porter
Sherman
Shimkus
Shuler

Sires	Thompson (CA)	Waters
Skelton	Thompson (MS)	Watson
Slaughter	Tierney	Watt
Smith (NJ)	Towns	Waxman
Smith (WA)	Turner	Weiner
Snyder	Udall (CO)	Welch (VT)
Solis	Udall (NM)	Weller
Space	Upton	Wexler
Spratt	Van Hollen	Whitfield
Stark	Velázquez	Wilson (OH)
Stupak	Visclosky	Woolsey
Sutton	Walden (OR)	Wu
Tanner	Walsh (NY)	Wynn
Tauscher	Walz (MN)	Yarmuth
Taylor	Wasserman	Young (AK)
Terry	Schultz	

NOT VOTING—18

Bachus	Ellison	Millender-
Bono	Eshoo	McDonald
Boren	Fortuño	Moore (WI)
Calvert	Hunter	Neugebauer
Camp (MI)	Larson (CT)	Nunes
Davis, David	Marchant	Reynolds
Davis, Jo Ann		

So the amendment was not agreed to. The SPEAKER pro tempore, Mr. LYNCH, assumed the Chair.

When Ms. SOLIS, Chairman, pursuant to House Resolution 229, reported the bill back to the House with sundry amendments adopted by the Committee.

The previous question having been ordered by said resolution.

The following amendments, reported from the Committee of the Whole House on the state of the Union, were agreed to:

At the end of title V of the bill, add the following (and conform the table of contents accordingly):

SEC. 503. GREAT LAKES WATER QUALITY.

(a) STUDY.—The Administrator of the Environmental Protection Agency, in consultation with the Secretary of State and the Government of Canada, shall conduct a study of the condition of wastewater treatment facilities located in the United States and Canada that discharge into the Great Lakes.

(b) CONTENTS.—In conducting the study, the Administrator shall—

(1) determine the effect that such treatment facilities have on Great Lakes water quality; and

(2) develop recommendations—

(A) to improve water quality monitoring by the operators of such treatment facilities;

(B) to establish a protocol for improved notification and information sharing between the United States and Canada; and

(C) to promote cooperation between the United States and Canada to prevent the discharge of untreated and undertreated waste into the Great Lakes.

(c) CONSULTATION.—In conducting the study, the Administrator shall consult with the International Joint Commission and Federal, State, and local governments.

(d) REPORT.—Not later than one year after the date of enactment of this Act, the Administrator shall submit to Congress a report on the results of the study, together with the recommendations developed under subsection (b)(2).

Page 23, line 9, strike “and whether such” and insert “, whether such”.

Page 23, line 11, insert before the period at the end the following: “, and whether the proposed projects and activities would address water quality impairments associated with existing treatment works”.

Page 12, line 7, insert “204(a)(6),” before “204(b)(1).”.

Page 6, line 21, strike the closing quotation marks and the final period.

Page 6, after line 21, insert the following:

“(4) INTEGRATED WATER RESOURCE PLAN.—The development of an integrated water resource plan for the coordinated management and protection of surface water, ground water, and stormwater resources on a watershed or subwatershed basis to meet the objectives, goals, and policies of this Act.”.

The bill, as amended, was ordered to be engrossed and read a third time, was read a third time by title.

Mr. CANTOR moved to recommit the bill to the Committee on Transportation and Infrastructure with instructions to report the bill back to the House forthwith with the following amendment:

At the end of the bill, add the following (and conform the table of contents accordingly):

TITLE VII—SECURE MARITIME AND VESSEL WORKFORCE

SEC. 701. PROHIBITION OF ISSUANCE OF TRANSPORTATION SECURITY CARDS TO CONVICTED FELONS.

No individual who has been issued a transportation worker identification card may board a maritime vessel if the individual has been convicted, or found not guilty by reason of insanity, in a civilian or military jurisdiction of any of the following felonies:

(1) Espionage or conspiracy to commit espionage.

(2) Sedition or conspiracy to commit sedition.

(3) Treason or conspiracy to commit treason.

(4) A crime listed in chapter 113B of title 18, United States Code, a comparable State law, or conspiracy to commit such crime.

(5) A crime involving a transportation security incident. In this paragraph, a transportation security incident—

(A) is a security incident resulting in a significant loss of life, environmental damage, transportation system disruption, or economic disruption in a particular area (as defined in section 70101 of title 46, United States Code); and

(B) does not include a work stoppage or other nonviolent employee-related action, resulting from an employer-employee dispute.

(6) Improper transportation of a hazardous material under section 5124 of title 49, United States Code, or a comparable State law.

(7) Unlawful possession, use, sale, distribution, manufacture, purchase, receipt, transfer, shipping, transporting, import, export, storage of, or dealing in an explosive or incendiary device (as defined in section 232(5) of title 18, United States Code, explosive materials (as defined in section 841(c) of such title 18), or a destructive device (as defined in 921(a)(4) of such title 18).

(8) Murder.

(9) Conspiracy or attempt to commit any of the crimes described in paragraphs (5) through (8).

(10) A violation of the Racketeer Influenced and Corrupt Organizations Act (18 U.S.C. 1961 et seq.), or a comparable State law, if 1 of the predicate acts found by a jury or admitted by the defendant consists of 1 of the offenses listed in paragraphs (4) and (8).

After debate,

By unanimous consent, the previous question was ordered on the motion to recommit with instructions.

The question being put, viva voce,

Will the House recommit said bill with instructions?

The SPEAKER pro tempore, Mr. LYNCH, announced that the nays had it.

Mr. CANTOR demanded a recorded vote on agreeing to said motion, which

demand was supported by one-fifth of a quorum, so a recorded vote was ordered.

The vote was taken by electronic device.

It was decided in the { Yeas ..... 359 affirmative ..... } Nays ..... 56

¶34.9

[Roll No. 134]

AYES—359

Ackerman	Diaz-Balart, M.	Kingston
Aderholt	Dicks	Kirk
Akin	Donnelly	Klein (FL)
Alexander	Doolittle	Kline (MN)
Allen	Doyle	Knollenberg
Altmire	Drake	Kuhl (NY)
Andrews	Dreier	LaHood
Baca	Duncan	Lamborn
Bachmann	Edwards	Lampson
Baird	Ehlers	Langevin
Baker	Ellison	Lantos
Baldwin	Ellsworth	Larsen (WA)
Barrett (SC)	Emerson	Latham
Barrow	Engel	LaTourette
Bartlett (MD)	English (PA)	Levin
Barton (TX)	Etheridge	Lewis (CA)
Bean	Everett	Lewis (KY)
Becerra	Fallin	Linder
Berkley	Farr	Lipinski
Berry	Fattah	LoBiondo
Biggert	Feeney	Loeback
Bilbray	Ferguson	Lofgren, Zoe
Bilirakis	Flake	Lowey
Bishop (UT)	Forbes	Lucas
Blackburn	Portenberry	Lungren, Daniel
Blumenauer	Fossella	E.
Blunt	Fox	Lynch
Bonner	Franks (AZ)	Mack
Boozman	Frelinghuysen	Mahoney (FL)
Boswell	Gallegly	Maloney (NY)
Boucher	Garrett (NJ)	Manzullo
Boustany	Gerlach	Markey
Boyd (FL)	Giffords	Marshall
Boyd (KS)	Gillibrand	Matheson
Brady (PA)	Gillmor	Matsui
Brady (TX)	Gingrey	McCarthy (CA)
Braley (IA)	Gohmert	McCarthy (NY)
Brown (SC)	Gonzalez	McCaul (TX)
Brown-Waite,	Goode	McCollum (MN)
Ginny	Goodlatte	McCotter
Buchanan	Gordon	McCrary
Burgess	Granger	McDermott
Burton (IN)	Graves	McGovern
Butterfield	Green, Al	McHenry
Buyer	Grijalva	McHugh
Campbell (CA)	Gutierrez	McIntyre
Cannon	Hall (NY)	McKeon
Cantor	Hall (TX)	McMorris
Capito	Hare	Rodgers
Capuano	Harman	McNerney
Cardoza	Hastert	McNulty
Carnahan	Hastings (FL)	Meehan
Carney	Hastings (WA)	Meek (FL)
Carson	Heller	Melancon
Carter	Hensarling	Mica
Castle	Herger	Michaud
Castor	Herseth	Miller (FL)
Chabot	Higgins	Miller (MI)
Chandler	Hill	Miller (NC)
Clay	Hinojosa	Miller, Gary
Cleaver	Hobson	Mitchell
Coble	Hodes	Mollohan
Cohen	Hoekstra	Moore (KS)
Cole (OK)	Holden	Moran (KS)
Conaway	Holt	Murphy (CT)
Cooper	Hooley	Murphy, Patrick
Costa	Hulshof	Murphy, Tim
Costello	Inglis (SC)	Musgrave
Courtney	Inslee	Myrick
Cramer	Israel	Nadler
Crenshaw	Issa	Neal (MA)
Cubin	Jackson-Lee	Obey
Cuellar	(TX)	Ortiz
Culberson	Jindal	Pallone
Cummings	Johnson (IL)	Pastor
Davis (AL)	Johnson, Sam	Paul
Davis (CA)	Jones (NC)	Pearce
Davis (KY)	Jordan	Pence
Davis, Lincoln	Kagen	Perlmutter
Davis, Tom	Kaptur	Peterson (MN)
Deal (GA)	Keller	Peterson (PA)
DeFazio	Kennedy	Petri
DeGette	Kildee	Pickering
Delahunt	Kilpatrick	Pitts
DeLauro	Kind	Platts
Dent	King (IA)	Poe
Diaz-Balart, L.	King (NY)	Pomeroy



Porter  
Price (GA)  
Price (NC)  
Pryce (OH)  
Putnam  
Radanovich  
Rahall  
Ramstad  
Regula  
Rehberg  
Reichert  
Renzi  
Reyes  
Reynolds  
Rodriguez  
Rogers (AL)  
Rogers (KY)  
Rogers (MI)  
Rohrabacher  
Ros-Lehtinen  
Roskam  
Ross  
Rothman  
Roybal-Allard  
Royce  
Ruppersberger  
Ryan (OH)  
Ryan (WI)  
Salazar  
Sali  
Sanchez, Loretta  
Sarbanes  
Saxton  
Schakowsky  
Schiff

Schmidt  
Schwartz  
Scott (GA)  
Sensenbrenner  
Sessions  
Sestak  
Shadegg  
Shays  
Shea-Porter  
Sherman  
Shimkus  
Shuler  
Shuster  
Simpson  
Sires  
Skelton  
Smith (NE)  
Smith (NJ)  
Smith (TX)  
Smith (WA)  
Snyder  
Solis  
Souder  
Space  
Spratt  
Stearns  
Stupak  
Sullivan  
Sutton  
Tancredo  
Tanner  
Tauscher  
Taylor  
Terry  
Thompson (CA)

Thornberry  
Tiahrt  
Tiberi  
Tierney  
Turner  
Udall (CO)  
Udall (NM)  
Upton  
Van Hollen  
Visclosky  
Walberg  
Walden (OR)  
Walsh (NY)  
Walz (MN)  
Wamp  
Wasserman  
Waters  
Weiner  
Welch (VT)  
Weldon (FL)  
Weller  
Westmoreland  
Whitfield  
Wicker  
Wilson (NM)  
Wilson (OH)  
Wilson (SC)  
Wolf  
Wu  
Wynn  
Yarmuth  
Young (FL)

NOES—56

Abercrombie  
Arcuri  
Bishop (GA)  
Bishop (NY)  
Brown, Corrine  
Capps  
Clarke  
Clyburn  
Conyers  
Crowley  
Davis (IL)  
Dingell  
Doggett  
Emanuel  
Filner  
Frank (MA)  
Gilchrest  
Green, Gene  
Hinchey

Hirono  
Hoye  
Jackson (IL)  
Jefferson  
Johnson (GA)  
Johnson, E. B.  
Jones (OH)  
Kanjorski  
Kucinich  
Lee  
Lewis (GA)  
Meeks (NY)  
Miller, George  
Moran (VA)  
Murtha  
Napolitano  
Oberstar  
Oliver

Pascrell  
Payne  
Rangel  
Rush  
Sanchez, Linda  
T.  
Scott (VA)  
Serrano  
Slaughter  
Stark  
Thompson (MS)  
Towns  
Velazquez  
Watson  
Watt  
Waxman  
Wexler  
Woolsey  
Young (AK)

NOT VOTING—18

Bachus  
Berman  
Boehner  
Bono  
Boren  
Calvert  
Camp (MI)

Davis, David  
Davis, Jo Ann  
Eshoo  
Hayes  
Hunter  
Larson (CT)  
Marchant

Millender-  
McDonald  
Moore (WI)  
Neugebauer  
Nunes

So the motion to recommit with instructions was agreed to.

Mr. OBERSTAR, by direction of the Committee on Transportation and Infrastructure and pursuant to the foregoing order of the House reported the bill back to the House with said amendment.

The question being put, viva voce, Will the House agree to said amendment?

The SPEAKER pro tempore, Mr. LYNCH, announced that the yeas had it.

So the amendment was agreed to. The bill, as amended, was ordered to be engrossed and read a third time, was read a third time by title.

The question being put, viva voce, Will the House pass said bill?

The SPEAKER pro tempore, Mr. LYNCH, announced that the yeas had it.

Mr. OBERSTAR demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The vote was taken by electronic device.

It was decided in the affirmative { Yeas ..... 303  
Nays ..... 108

¶34.10 [Roll No. 135]

YEAS—303

Abercrombie  
Ackerman  
Alexander  
Allen  
Altmire  
Andrews  
Arcuri  
Baca  
Baird  
Baker  
Baldwin  
Barrow  
Bean  
Becerra  
Berkley  
Berry  
Biggart  
Billbray  
Bishop (GA)  
Bishop (NY)  
Blumenauer  
Boswell  
Boucher  
Boyd (FL)  
Boyd (KS)  
Brady (PA)  
Braley (IA)  
Brown, Corrine  
Brown-Waite,  
Ginny  
Burton (IN)  
Butterfield  
Buyer  
Capito  
Capps  
Capuano  
Cardoza  
Carnahan  
Carney  
Carson  
Castle  
Castor  
Chandler  
Clarke  
Clay  
Cleaver  
Clyburn  
Cohen  
Conyers  
Cooper  
Costa  
Costello  
Courtney  
Cramer  
Crowley  
Cuellar  
Cummings  
Davis (AL)  
Davis (CA)  
Davis (IL)  
Davis, Lincoln  
DeFazio  
DeGette  
Delahunt  
DeLauro  
Dent  
Diaz-Balart, L.  
Diaz-Balart, M.  
Dicks  
Dingell  
Donnelly  
Doolittle  
Doyle  
Drake  
Edwards  
Ehlers  
Ellison  
Ellsworth  
Emerson  
Engel  
English (PA)  
Etheridge  
Farr  
Fattah  
Ferguson  
Filner  
Fortenberry  
Fossella  
Frank (MA)  
Gallegly  
Gerlach

Giffords  
Gilchrest  
Gillibrand  
Gillmor  
Gonzalez  
Gordon  
Graves  
Green, Al  
Green, Gene  
Grijalva  
Gutierrez  
Hall (NY)  
Hare  
Harman  
Hastert  
Hastings (FL)  
Hastings (WA)  
Herse  
Higgins  
Hill  
Hinchey  
Hinojosa  
Hirono  
Hobson  
Hodes  
Holden  
Holt  
Honda  
Hooley  
Hoyer  
Hulshof  
Inslee  
Israel  
Jackson (IL)  
Jackson-Lee  
(TX)  
Jefferson  
Johnson (GA)  
Johnson (IL)  
Johnson, E. B.  
Jones (NC)  
Jones (OH)  
Kagen  
Kanjorski  
Kaptur  
Kennedy  
Kildee  
Kilpatrick  
Kind  
King (NY)  
Kirk  
Klein (FL)  
Kucinich  
Kuhl (NY)  
LaHood  
Lampson  
Langevin  
Lantos  
Larsen (WA)  
LaTourette  
Lee  
Levin  
Lewis (CA)  
Lewis (GA)  
Lipinski  
LoBiondo  
Loeb  
Lofgren, Zoe  
Lowey  
Lynch  
Mahoney (FL)  
Maloney (NY)  
Markey  
Marshall  
Matheson  
Matsui  
McCarthy (NY)  
McCaul (TX)  
McCollum (MN)  
McCotter  
McDermott  
McGovern  
McHugh  
McIntyre  
McMorris  
Rodgers  
McNerney  
McNulty  
Meehan  
Meek (FL)  
Meeks (NY)

Melancon  
Michaud  
Miller (MI)  
Miller (NC)  
Miller, George  
Mitchell  
Mollohan  
Moore (KS)  
Moran (VA)  
Murphy (CT)  
Murphy, Patrick  
Murphy, Tim  
Murtha  
Nadler  
Napolitano  
Neal (MA)  
Oberstar  
Obey  
Olver  
Ortiz  
Pallone  
Pascrell  
Pastor  
Payne  
Perlmutter  
Peterson (MN)  
Peterson (PA)  
Petri  
Pickering  
Platts  
Pomeroy  
Porter  
Price (NC)  
Rahall  
Ramstad  
Rangel  
Regula  
Rehberg  
Reichert  
Renzi  
Reyes  
Reynolds  
Rodriguez  
Rogers (KY)  
Rohrabacher  
Ros-Lehtinen  
Roskam  
Ross  
Rothman  
Roybal-Allard  
Ruppersberger  
Rush  
Ryan (OH)  
Salazar  
Sanchez, Linda  
T.  
Sanchez, Loretta  
Sarbanes  
Saxton  
Schakowsky  
Schiff  
Schmidt  
Schwartz  
Scott (GA)  
Scott (VA)  
Scott (VA)  
Serrano  
Sestak  
Shays  
Shea-Porter  
Sherman  
Shimkus  
Shuler  
Shuster  
Sires  
Skelton  
Slaughter  
Smith (NE)  
Smith (NJ)  
Smith (WA)  
Snyder  
Solis  
Space  
Spratt  
Stark  
Stupak  
Sutton  
Tanner  
Tauscher  
Taylor  
Terry  
Thompson (CA)

Thompson (MS)  
Tierney  
Towns  
Turner  
Udall (CO)  
Udall (NM)  
Upton  
Van Hollen  
Velazquez  
Visclosky  
Walden (OR)  
Walsh (NY)

Walz (MN)  
Wamp  
Wasserman  
Schultz  
Waters  
Watson  
Watt  
Waxman  
Weiner  
Welch (VT)  
Weller  
Wexler

Whitfield  
Wicker  
Wilson (NM)  
Wilson (OH)  
Wolf  
Woolsey  
Wu  
Wynn  
Yarmuth  
Young (AK)  
Young (FL)

NAYS—108

Aderholt  
Akin  
Bachmann  
Barrett (SC)  
Bartlett (MD)  
Barton (TX)  
Bilirakis  
Bishop (UT)  
Blackburn  
Blunt  
Bonner  
Boozman  
Boustany  
Brady (TX)  
Brown (SC)  
Buchanan  
Burgess  
Campbell (CA)  
Cannon  
Cantor  
Carter  
Chabot  
Coble  
Cole (OK)  
Conaway  
Crenshaw  
Cubin  
Culberson  
Davis (KY)  
Davis, Tom  
Deal (GA)  
Dreier  
Duncan  
Everett  
Fallin  
Flake  
Forbes

Fox  
Franks (AZ)  
Frelinghuysen  
Garrett (NJ)  
Gingrey  
Gohmert  
Goode  
Goodlatte  
Granger  
Hall (TX)  
Heller  
Hensarling  
Herger  
Hoekstra  
Inglis (SC)  
Issa  
Jindal  
Johnson, Sam  
Jordan  
Keller  
King (IA)  
Kingston  
Kline (MN)  
Knollenberg  
Lamborn  
Latham  
Lewis (KY)  
Linder  
Lucas  
Lungren, Daniel  
E.  
Mack  
Manzullo  
McCarthy (CA)  
McCrery  
McHenry  
McKeon

Mica  
Miller (FL)  
Miller, Gary  
Moran (KS)  
Musgrave  
Myrick  
Paul  
Pearce  
Pence  
Pitts  
Poe  
Price (GA)  
Pryce (OH)  
Putnam  
Radanovich  
Rogers (AL)  
Rogers (MI)  
Royce  
Ryan (WI)  
Sali  
Sensenbrenner  
Sessions  
Shadegg  
Simpson  
Smith (TX)  
Souder  
Stearns  
Sullivan  
Thornberry  
Tiahrt  
Tiberi  
Walberg  
Weldon (FL)  
Westmoreland  
Wilson (SC)

NOT VOTING—22

Bachus  
Berman  
Boehner  
Bono  
Boren  
Calvert  
Camp (MI)  
Davis, David

Davis, Jo Ann  
Doggett  
Emanuel  
Eshoo  
Feeney  
Hayes  
Hunter  
Larson (CT)

Marchant  
Millender-  
McDonald  
Moore (WI)  
Neugebauer  
Nunes  
Tancredo

So the bill was passed.

A motion to reconsider the vote whereby said bill was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said bill.

¶34.11 SELECT COMMITTEE ON ENERGY INDEPENDENCE AND GLOBAL WARMING

The SPEAKER pro tempore, Mr. LYNCH, announced, pursuant to section 4 of House Resolution 202, One Hundred Tenth Congress, and the order of the House of January 4, 2007, the Speaker appointed the following Members of the House to the Select Committee on Energy Independence and Global Warming: Messrs. MARKEY, Chairman, BLUMENAUER, INSLEE, LARSON of Connecticut, Mses. SOLIS, HERSETH, Messrs. CLEAVER, HALL of New York, MCNERNEY, SENSENBRENNER, SHADEGG, WALDEN of Oregon, SULLIVAN, Mmes. BLACKBURN and MILLER of Michigan.

¶34.12 MESSAGE FROM THE SENATE

A message from the Senate by Ms. CURTIS, one of its clerks, announced that the Senate has passed without

amendment bills of the House of the following titles:

H.R. 342. An Act to designate the United States courthouse located at 555 Independence Street in Cape Girardeau, Missouri, as the "Rush Hudson Limbaugh, Sr. United States Courthouse".

H.R. 544. An Act to designate the United States courthouse at South Federal Place in Santa Fe, New Mexico, as the "Santiago E. Campos United States Courthouse".

H.R. 584. An Act to designate the Federal building located at 400 Maryland Avenue Southwest in the District of Columbia as the "Lyndon Baines Johnson Department of Education Building".

The message also announced that pursuant to Public Law 101-509, the Chair, on behalf of the Majority Leader, announces the re-appointment of Guy Rocha of Nevada to the Advisory Committee on the Records of Congress.

#### ¶34.13 COMMITTEE RESIGNATION— MAJORITY

The SPEAKER pro tempore, Mr. LYNCH, laid before the House the following communication, which was read as follows:

CONGRESS OF THE UNITED STATES,  
HOUSE OF REPRESENTATIVES,  
*Washington, DC, March 9, 2007.*

Dear Madam Speaker, Given my pending appointment to the House Committee on Financial Services, I hereby tender my resignation from the Transportation and Infrastructure Committee.

Sincerely,

KENNY MARCHANT,  
*Member of Congress.*

By unanimous consent, the resignation was accepted.

#### ¶34.14 ADJOURNMENT OVER

On motion of Mr. HOYER, by unanimous consent,

*Ordered,* That when the House adjourns today, it adjourn to meet on Monday, March 12, 2007, at 12:30 p.m. for morning-hour debate.

#### ¶34.15 CALENDAR WEDNESDAY BUSINESS DISPENSED WITH

On motion of Mr. HOYER, by unanimous consent,

*Ordered,* That business in order for consideration on Wednesday, March 14, 2007, under clause 6, rule XV, the Calendar Wednesday rule, be dispensed with.

#### ¶34.16 COMMITTEE RESIGNATION— MAJORITY

The SPEAKER pro tempore, Ms. MCCOLLUM of Minnesota, laid before the House the following communication, which was read as follows:

HOUSE OF REPRESENTATIVES,  
*Washington, DC, March 9, 2007.*

Hon. NANCY PELOSI,  
*Office of the Speaker,*  
*Washington, DC.*

DEAR MADAM SPEAKER, Effective immediately, I hereby resign from my position on the House Committee for Education and Labor. I have gained much from my time served on this committee, and now look forward to serving the 110th Congress in other capacities.

Best regards,

BOB INGLIS.

By unanimous consent, the resignation was accepted.

#### ¶34.17 LEAVE OF ABSENCE

By unanimous consent, leave of absence was granted—

To Mr. BACHUS, for today;

To Ms. ESHOO, for today;

To MS. MILLENDER-MCDONALD, for today;

To Ms. MOORE of Wisconsin, for today; and

To Mr. NEUGEBAUER, for today.

And then,

#### ¶34.18 ADJOURNMENT

On motion of Mr. MEEK of Florida, pursuant to the previous order of the House, at 4 o'clock and 58 minutes p.m., the House adjourned until 12:30 p.m. on Monday, March 12, 2007.

#### ¶34.19 REPORTS OF COMMITTEES ON PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XIII, reports of committees were delivered to the Clerk for printing and reference to the proper calendar, as follows:

Mr. WAXMAN: Committee on Oversight and Government Reform. H.R. 985. A bill to amend title 5, United States Code, to clarify which disclosures of information are protected from prohibited personnel practices; to require a statement in nondisclosure policies, forms, and agreements to the effect that such policies, forms, and agreements are consistent with certain disclosure protections, and for other purposes; with amendments (Rept. 110-42, Pt. 1). Ordered to be printed.

Mr. WAXMAN: Committee on Oversight and Government Reform. H.R. 1254. A bill to amend title 44, United States Code, to require information on contributors to Presidential library fundraising organizations (Rept. 110-43). Referred to the Committee of the Whole House on the state of the Union.

Mr. WAXMAN: Committee on Oversight and Government Reform. H.R. 1255. A bill to amend chapter 22 of title 44, United States Code, popularly known as the Presidential Records Act, to establish procedures for the consideration of claims of constitutionally based privilege against disclosure of Presidential records; with amendments (Rept. 110-44). Referred to the Committee of the Whole House on the state of the Union.

#### ¶34.20 COMMITTEE DISCHARGED

Pursuant to clause 2 of rule XII, the Committee on Armed Services discharged from further consideration, H.R. 985 referred to the Committee of the Whole House on the state of the Union, and ordered to be printed.

#### ¶34.21 PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XII, public bills and resolutions were introduced and severally referred, as follows:

By Mr. KENNEDY (for himself, Mr. RAMSTAD, Mr. ABERCROMBIE, Mr. ACKERMAN, Mr. ALEXANDER, Mr. ALLEN, Mr. ANDREWS, Mr. ARCURI, Mr. BACA, Mr. BACHUS, Mr. BAIRD, Ms. BALDWIN, Mr. BARROW, Ms. BEAN, Mr. BECERRA, Ms. BERKLEY, Mr. BERMAN, Mr. BERRY, Mr. BISHOP of Georgia, Mr. BISHOP of New York, Mr. BLUMENAUER, Ms. BORDALLO, Mr. BOREN, Mr. BOSWELL, Mr. BOUCHER, Mr. BOYD of Florida, Mr. BRADY of Pennsylvania, Mr. BRALEY of Iowa,

Ms. CORRINE BROWN of Florida, Mr. BUTTERFIELD, Mrs. CAPPS, Mr. CAPUANO, Mr. CARDOZA, Mr. CARNAHAN, Mr. CARNEY, Ms. CARSON, Ms. CASTOR, Mr. CHANDLER, Mrs. CHRISTENSEN, Ms. CLARKE, Mr. CLAY, Mr. CLEAVER, Mr. CLYBURN, Mr. COHEN, Mr. CONYERS, Mr. COOPER, Mr. COSTA, Mr. COSTELLO, Mr. COURTNEY, Mr. CROWLEY, Mrs. CUBIN, Mr. CUELLAR, Mr. CUMMINGS, Mr. DAVIS of Alabama, Mr. DAVIS of Illinois, Mrs. DAVIS of California, Mr. LINCOLN DAVIS of Tennessee, Mr. DEFAZIO, Ms. DEGETTE, Mr. DELAHUNT, Ms. DELAURO, Mr. DICKS, Mr. DOGGETT, Mr. DONNELLY, Mr. DOYLE, Mr. EDWARDS, Mr. ELLISON, Mr. ELLSWORTH, Mr. EMANUEL, Mrs. EMERSON, Mr. ENGEL, Mr. ENGLISH of Pennsylvania, Ms. ESHOO, Mr. ETHERIDGE, Mr. FALCOMA, Mr. FARR, Mr. FATTAH, Mr. FERGUSON, Mr. FILNER, Mr. FRANK of Massachusetts, Mr. FRELINGHUYSEN, Ms. GIFFORDS, Mr. GILCHREST, Mrs. GILLIBRAND, Mr. GONZALEZ, Mr. GORDON, Mr. AL GREEN of Texas, Mr. GENE GREEN of Texas, Mr. GRIJALVA, Mr. GUTIERREZ, Mr. HALL of New York, Mr. HARE, Ms. HARMAN, Mr. HASTINGS of Florida, Ms. HERSETH, Mr. HIGGINS, Mr. HINCHEY, Mr. HINOJOSA, Ms. HIRONO, Mr. HODES, Mr. HOLDEN, Mr. HOLT, Mr. HONDA, Ms. HOOLEY, Mr. HOYER, Mr. INSLER, Mr. ISRAEL, Mr. JACKSON of Illinois, Ms. JACKSON-LEE of Texas, Mr. JEFFERSON, Ms. EDDIE BERNICE JOHNSON of Texas, Mr. JOHNSON of Georgia, Mrs. JONES of Ohio, Mr. KAGEN, Mr. KANJORSKI, Ms. KAPTUR, Mr. KELLER, Mr. KILDEE, Ms. KILPATRICK, Mr. KIND, Mr. KING of New York, Mr. KIRK, Mr. KLEIN of Florida, Mr. KUCINICH, Mr. LAHOOD, Mr. LAMPSON, Mr. LANGEVIN, Mr. LANTOS, Mr. LARSEN of Washington, Mr. LARSON of Connecticut, Mr. LATOURETTE, Ms. LEE, Mr. LEVIN, Mr. LEWIS of Georgia, Mr. LIPINSKI, Mr. LOBIONDO, Mr. LOEBACK, Ms. ZOE LOFGREN of California, Mrs. LOWEY, Mr. LYNCH, Mrs. MALONEY of New York, Mr. MARKEY, Mr. MARSHALL, Mr. MATHESON, Ms. MATSUI, Mrs. MCCARTHY of New York, Ms. MCCOLLUM of Minnesota, Mr. MCDERMOTT, Mr. MCGOVERN, Mr. MCHUGH, Mr. MCINTYRE, Mr. MCNERNEY, Mr. MCNULTY, Mr. MEEHAN, Mr. MEEK of Florida, Mr. MEEKS of New York, Mr. MICA, Mr. MICHAUD, Ms. MILLENDER-MCDONALD, Mr. GEORGE MILLER of California, Mr. MOLLOHAN, Mr. MOORE of Kansas, Ms. MOORE of Wisconsin, Mr. MORAN of Virginia, Mr. MURPHY of Connecticut, Mr. TIM MURPHY of Pennsylvania, Mr. MURTHA, Mr. NADLER, Mrs. NAPOLITANO, Mr. NEAL of Massachusetts, Ms. NOR-TON, Mr. OBERSTAR, Mr. OBEY, Mr. OLVER, Mr. ORTIZ, Mr. PALLONE, Mr. PASCRELL, Mr. PASTOR, Mr. PAYNE, Mr. PERLMUTTER, Mr. PETERSON of Minnesota, Mr. PICKERING, Mr. PLATT'S, Mr. POMEROY, Mr. PRICE of North Carolina, Mr. RAHALL, Mr. RANGEL, Mr. RENZI, Mr. REYES, Mr. RODRIGUEZ, Ms. ROS-LEHTINEN, Mr. ROSS, Mr. ROTHMAN, Ms. ROYBAL-ALLARD, Mr. RUPPERSBERGER, Mr. RUSH, Mr. RYAN of Ohio, Mr. SALAZAR, Ms. LINDA T. SANCHEZ of California, Ms. LORETTA SANCHEZ of California, Mr. SARBANES, Mr. SAXTON, Ms. SCHAKOWSKY, Mr. SCHIFF, Mrs. SCHMIDT, Ms. WASSERMAN SCHULTZ, Ms. SCHWARTZ, Mr. SCOTT of Georgia, Mr. SCOTT of Virginia, Mr. SERRANO,

Mr. SESTAK, Mr. SHAYS, Ms. SHEA-PORTER, Mr. SHERMAN, Mr. SIRES, Mr. SKELTON, Ms. SLAUGHTER, Mr. SMITH of Washington, Mr. SMITH of New Jersey, Mr. SNYDER, Ms. SOLIS, Mr. SPACE, Mr. SPRATT, Mr. STARK, Mr. STUPAK, Mr. SULLIVAN, Ms. SUTTON, Mr. TANNER, Mrs. TAUSCHER, Mr. THOMPSON of Mississippi, Mr. THOMPSON of California, Mr. TIERNEY, Mr. TOWNS, Mr. UDALL of Colorado, Mr. UDALL of New Mexico, Mr. UPTON, Mr. VAN HOLLEN, Ms. VELAZQUEZ, Mr. VISCLOSKEY, Mr. WALSH of New York, Mr. WALZ of Minnesota, Mr. WAMP, Ms. WATERS, Ms. WATSON, Mr. WATT, Mr. WAXMAN, Mr. WEINER, Mr. WELCH of Vermont, Mr. WEXLER, Mr. WILSON of Ohio, Mr. WILSON of South Carolina, Ms. WOOLSEY, Mr. WU, Mr. WYNN, Mr. YARMUTH, and Mr. YOUNG of Alaska):

H.R. 1424. A bill to amend section 712 of the Employee Retirement Income Security Act of 1974, section 2705 of the Public Health Service Act, and section 9812 of the Internal Revenue Code of 1986 to require equity in the provision of mental health and substance-related disorder benefits under group health plans; to the Committee on Energy and Commerce, and in addition to the Committees on Education and Labor, and Ways and Means, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. CONAWAY (for himself, Mr. BARTON of Texas, Mr. BRADY of Texas, Mr. BURGESS, Mr. CARTER, Mr. CUELLAR, Mr. CULBERSON, Mr. DOGGETT, Mr. EDWARDS, Mr. GOHMERT, Mr. GONZALEZ, Ms. GRANGER, Mr. AL GREEN of Texas, Mr. GENE GREEN of Texas, Mr. HALL of Texas, Mr. HENSARLING, Mr. HINOJOSA, Ms. JACKSON-LEE of Texas, Mr. SAM JOHNSON of Texas, Ms. EDDIE BERNICE JOHNSON of Texas, Mr. LAMPSON, Mr. MARCHANT, Mr. MCCAUL of Texas, Mr. NEUGEBAUER, Mr. ORTIZ, Mr. PAUL, Mr. POE, Mr. REYES, Mr. RODRIGUEZ, Mr. SESSIONS, Mr. SMITH of Texas, and Mr. THORNBERRY):

H.R. 1425. A bill to designate the facility of the United States Postal Service located at 4551 East 52nd Street in Odessa, Texas, as the "Staff Sergeant Marvin "Rex" Young Post Office Building"; to the Committee on Oversight and Government Reform.

By Mr. LATHAM (for himself, Mr. PETERSON of Minnesota, Mr. PEARCE, Mr. MILLER of Florida, and Mr. MCCOTTER):

H.R. 1426. A bill to amend title 38, United States Code, to provide veterans enrolled in the health system of the Department of Veterans Affairs the option of receiving covered health services through facilities other than those of the Department; to the Committee on Veterans' Affairs.

By Mr. FRANK of Massachusetts (for himself, Mr. WATT, Mr. BAKER, and Mr. GARY G. MILLER of California):

H.R. 1427. A bill to reform the regulation of certain housing-related Government-sponsored enterprises, and for other purposes; to the Committee on Financial Services.

By Mr. LATHAM (for himself, Mr. BISHOP of Georgia, Mr. MORAN of Kansas, Mr. WILSON of South Carolina, and Mr. TAYLOR):

H.R. 1428. A bill to amend title 10, United States Code, to reduce the eligibility age for receipt of non-regular military service retired pay for members of the Ready Reserve in active federal status or on active duty for significant periods; to the Committee on Armed Services.

By Mr. KILDEE (for himself, Mr. GEORGE MILLER of California, Mr.

CASTLE, Mr. SCOTT of Virginia, Mr. EHLERS, Mr. HINOJOSA, Mrs. MCCARTHY of New York, Mr. WU, Mr. DAVIS of Illinois, Ms. LINDA T. SANCHEZ of California, Mr. SARBANES, Mr. SESTAK, Mr. LOEBSACK, Ms. HIRONO, Mr. ALTMIRE, Mr. YARMUTH, Ms. CLARKE, and Ms. SHEA-PORTER):

H.R. 1429. A bill to reauthorize the Head Start Act, to improve program quality, to expand access, and for other purposes; to the Committee on Education and Labor.

By Mr. GOODLATTE (for himself, Ms. HERSETH, Mr. SENSENBRENNER, Mr. SAM JOHNSON of Texas, Mr. GALLEGLY, Mr. ISSA, Mr. LINDER, Mr. KING of Iowa, Mr. KLINE of Minnesota, Mr. CANTOR, Mr. DAVID DAVIS of Tennessee, Mr. AKIN, Mr. WELDON of Florida, Mr. GINGREY, Mr. CONAWAY, Mr. SHADEGG, Mr. WILSON of South Carolina, Mr. GOODE, Mr. BOUCHER, Mr. KUHL of New York, Mr. BARTLETT of Maryland, and Mr. DEFAZIO):

H.R. 1430. A bill to amend the Immigration and Nationality Act to eliminate the diversity immigrant program; to the Committee on the Judiciary.

By Mrs. MCCARTHY of New York (for herself, Mr. SOUDER, Mr. VAN HOLLEN, Mr. CANTOR, Mr. PRICE of North Carolina, Mr. JINDAL, Mr. WEINER, Mr. FRANKS of Arizona, Mr. EDWARDS, Mr. BARTLETT of Maryland, Mr. WEXLER, Mr. WAMP, Ms. JACKSON-LEE of Texas, and Mrs. BLACKBURN):

H.R. 1431. A bill to amend title VII of the Civil Rights Act of 1964 to establish provisions with respect to religious accommodation in employment, and for other purposes; to the Committee on Education and Labor.

By Mr. WAXMAN:

H.R. 1432. A bill to prohibit brand name drug companies from compensating generic drug companies to delay the entry of a generic drug into the market; to the Committee on Energy and Commerce, and in addition to the Committee on the Judiciary, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Ms. NORTON (for herself, Mr. TOM DAVIS of Virginia, Mr. CONYERS, Mr. PLATTS, Mr. WAXMAN, Mr. SHAYS, Mr. HOYER, Mr. ISSA, Mr. NADLER, Mr. PORTER, and Mr. MATHESON):

H.R. 1433. A bill to provide for the treatment of the District of Columbia as a Congressional district for purposes of representation in the House of Representatives, and for other purposes; to the Committee on the Judiciary, and in addition to the Committee on Oversight and Government Reform, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. ALTMIRE (for himself, Mr. BRADY of Pennsylvania, Mr. CARNEY, Mr. DENT, Mr. DOYLE, Mr. ENGLISH of Pennsylvania, Mr. FATTAH, Mr. GERLACH, Mr. HOLDEN, Mr. KANJORSKI, Mr. PATRICK MURPHY of Pennsylvania, Mr. TIM MURPHY of Pennsylvania, Mr. MURTHA, Mr. PETERSON of Pennsylvania, Mr. PITTS, Mr. PLATTS, Ms. SCHWARTZ, Mr. SESTAK, and Mr. SHUSTER):

H.R. 1434. A bill to designate the facility of the United States Postal Service located at 896 Pittsburgh Street in Springdale, Pennsylvania, as the "Rachel Carson Post Office Building"; to the Committee on Oversight and Government Reform.

By Mr. BACA:

H.R. 1435. A bill to direct the Secretary of Veterans Affairs to conduct a pilot program

to reduce the backlog of claims for benefits pending with the Department of Veterans Affairs; to the Committee on Veterans' Affairs.

By Mr. BILIRAKIS (for himself and Mr. FORTENBERRY):

H.R. 1436. A bill to amend title 10, United States Code, to permit certain retired members of the uniformed services who have a service-connected disability to receive both disability compensation from the Department of Veterans Affairs for their disability and either retired pay by reason of their years of military service or Combat-Related Special Compensation; to the Committee on Armed Services, and in addition to the Committee on Veterans' Affairs, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. BURTON of Indiana:

H.R. 1437. A bill to amend the Internal Revenue Code of 1986 to modify and make permanent the deduction for qualified tuition and related expenses; to the Committee on Ways and Means.

By Ms. DELAURO:

H.R. 1438. A bill to establish demonstration projects to provide at-home infant care benefits; to the Committee on Education and Labor.

By Mr. FOSSELLA (for himself, Mr. TOM DAVIS of Virginia, Mr. FRANKS of Arizona, Mr. MARCHANT, Mr. TOWNS, Mr. MCHUGH, Mr. MORAN of Virginia, Mrs. MALONEY of New York, Mr. SPRATT, Ms. BORDALLO, Mr. PETRI, Mr. WALSH of New York, Mr. DAVIS of Kentucky, and Mr. KING of New York):

H.R. 1439. A bill to provide for free mailing privileges for personal correspondence and parcels sent to members of the Armed Forces serving on active duty in Iraq or Afghanistan; to the Committee on Armed Services.

By Mr. FOSSELLA (for himself and Mr. HILL):

H.R. 1440. A bill to amend the Public Health Service Act to establish an Office of Men's Health; to the Committee on Energy and Commerce.

By Ms. GIFFORDS (for herself and Mr. PEARCE):

H.R. 1441. A bill to prohibit the sale by the Department of Defense of parts for F-14 fighter aircraft; to the Committee on Foreign Affairs, and in addition to the Committee on Armed Services, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. GOHMERT (for himself, Mr. HENSARLING, Ms. FOX, Mr. CULBERSON, Mr. ROHRBACHER, Mr. AKIN, Mr. GARRETT of New Jersey, Mr. FRANKS of Arizona, Mr. BARRETT of South Carolina, Mr. HALL of Texas, Mr. SESSIONS, Mr. SOUDER, Mr. TERRY, and Mr. SENSENBRENNER):

H.R. 1442. A bill to amend the Balanced Budget and Emergency Deficit Control Act of 1985 to eliminate automatic increases for inflation from CBO baseline projections for discretionary appropriations, and for other purposes; to the Committee on the Budget.

By Mr. GUTIERREZ (for himself, Ms. JACKSON-LEE of Texas, Mr. KUCINICH, Mr. GONZALEZ, and Ms. SCHAKOWSKY):

H.R. 1443. A bill to treat arbitration clauses which are unilaterally imposed on consumers as an unfair and deceptive trade practice and prohibit their use in consumer transactions, and for other purposes; to the Committee on Financial Services.

By Mr. HALL of New York:

H.R. 1444. A bill to direct the Secretary of Veterans Affairs to make interim benefit payments under certain remanded claims,

and for other purposes; to the Committee on Veterans' Affairs.

By Mr. JEFFERSON:

H.R. 1445. A bill to amend the Internal Revenue Code of 1986 to provide for the exclusion from gross income for amounts paid to individuals pursuant to the Road Home program; to the Committee on Ways and Means.

By Mr. JINDAL:

H.R. 1446. A bill to amend the Small Business Act to allow an increased deferment period for loans under the 7(b) loan program; to the Committee on Small Business.

By Mr. JONES of North Carolina:

H.R. 1447. A bill to amend sections 5313 and 5318 of title 31, United States Code, to reform certain requirements for reporting cash transactions, and for other purposes; to the Committee on Financial Services.

By Mrs. LOWEY (for herself and Mr. EDWARDS):

H.R. 1448. A bill to amend title 38, United States Code, to establish a Hospital Quality Report Card Initiative to report on health care quality in Department of Veterans Affairs hospitals; to the Committee on Veterans' Affairs.

By Mr. DANIEL E. LUNGREN of California (for himself, Mr. FRANKS of Arizona, Mr. SALLI, and Mr. MCKEON):

H.R. 1449. A bill to amend title 28, United States Code, to provide for reassignment of certain Federal cases upon request of a party; to the Committee on the Judiciary.

By Mr. DANIEL E. LUNGREN of California (for himself and Mr. MCCARTHY of California):

H.R. 1450. A bill to create 4 new permanent judgeships for the eastern district of California; to the Committee on the Judiciary.

By Mr. DANIEL E. LUNGREN of California (for himself and Mr. COSTA):

H.R. 1451. A bill to provide incentives to reduce dependence on foreign oil; to the Committee on Ways and Means, and in addition to the Committees on Science and Technology, and Energy and Commerce, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mrs. MALONEY of New York (for herself and Mr. PETRI):

H.R. 1452. A bill to amend the Federal Election Campaign Act of 1971 to require the disclosure of certain information by persons conducting phone banks during campaigns for election for Federal office, and for other purposes; to the Committee on House Administration.

By Ms. MATSUI (for herself and Mr. GORDON):

H.R. 1453. A bill to provide for communications training to improve the ability of scientists to interact with policymakers; to the Committee on Science and Technology.

By Mr. MCCARTHY of California (for himself and Mr. HERGER):

H.R. 1454. A bill to create 4 new permanent judgeships for the eastern district of California, to provide for an additional place of holding court in the eastern district of California, and for other purposes; to the Committee on the Judiciary.

By Mr. NADLER (for himself, Mr. RANGEL, and Mr. MEEKS of New York):

H.R. 1455. A bill to establish the African Burial Ground International Memorial Museum and Educational Center in New York, New York, and for other purposes; to the Committee on Natural Resources.

By Mr. PALLONE (for himself, Mr. MCCOTTER, Mrs. MALONEY of New York, Mr. BILIRAKIS, Mr. SPACE, Ms. ROS-LEHTINEN, Mr. SARBANES, Mr. BROWN of South Carolina, Mr. MCGOVERN, Mr. ROGERS of Alabama, Ms. WATSON, Mr. MARIO DIAZ-BALART of Florida, Mr. PAYNE, Mr. LOBIONDO,

Mr. VAN HOLLEN, Ms. BERKLEY, and Mr. MCNULTY):

H.R. 1456. A bill to amend the International Claims Settlement Act of 1949 to allow for certain claims of nationals of the United States against Turkey, and for other purposes; to the Committee on Foreign Affairs, and in addition to the Committee on the Judiciary, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. PITTS (for himself, Mr. GARRETT of New Jersey, Mr. FORTENBERRY, Mr. SALLI, Mr. AKIN, Mrs. MUSGRAVE, Mr. BARTLETT of Maryland, Mr. SOUDER, Mr. WELDON of Florida, Mr. GINGREY, Mr. INGLIS of South Carolina, Mr. GOODE, Mr. FRANKS of Arizona, and Mr. LAMBORN):

H.R. 1457. A bill to provide for research on, and services for individuals with, post-abortion depression and psychosis; to the Committee on Energy and Commerce.

By Mr. PITTS (for himself, Mr. GERLACH, Mr. ENGLISH of Pennsylvania, Mr. POE, Mr. KUHLMANN of New York, Mrs. MYRICK, Mr. PAUL, Mr. MILLER of Florida, Mrs. DRAKE, Mr. SOUDER, and Mr. WOLF):

H.R. 1458. A bill to amend the Internal Revenue Code of 1986 to exclude from gross income gain on the sale or exchange of farmland development rights; to the Committee on Ways and Means.

By Mr. TANNER (for himself, Mrs. LOWEY, Mr. HULSHOF, Mr. LOBIONDO, Mrs. CAPPS, Mrs. MALONEY of New York, Mr. ENGEL, Mr. MCNULTY, Mr. CUMMINGS, Mr. ALTMIRE, Mr. FOSSELLA, Mr. EHLERS, Ms. MCCOLLUM of Minnesota, Mr. MCHUGH, Mr. HINCHEY, Mr. ACKERMAN, Ms. WOOLSEY, Mr. ENGLISH of Pennsylvania, Ms. HIRONO, Mr. HIGGINS, Mr. LINCOLN DAVIS of Tennessee, Mr. MURTHA, Mr. PLATTS, Mr. SAXTON, Mr. JEFFERSON, Ms. SCHWARTZ, Mr. HALL of Texas, Mr. NEAL of Massachusetts, Mr. GERLACH, Mr. GENE GREEN of Texas, Mr. GORDON, Mr. HOLDEN, Ms. BERKLEY, Mr. ORTIZ, Mr. ISRAEL, Mr. WAMP, Mr. FERGUSON, Mr. PETERSON of Pennsylvania, Mr. SMITH of New Jersey, Mr. BERRY, Mr. MOORE of Kansas, Mr. SESSIONS, Mr. UDALL of Colorado, Mr. HOLT, Mr. WALSH of New York, Mr. REYNOLDS, Mr. MCGOVERN, Mr. PORTER, Mr. LAHOOD, Mr. PAYNE, Mr. GOODE, Mr. BISHOP of New York, Mr. SHUSTER, Ms. SLAUGHTER, Mr. DAVIS of Alabama, Mr. GOHMERT, Mr. DENT, Mr. ROSKAM, Mr. FRANK of Massachusetts, Mr. MEEHAN, Mr. CAPUANO, Mr. ROGERS of Alabama, Mr. LEWIS of Kentucky, Mr. THOMPSON of California, Mr. CRAMER, Mr. ABERCROMBIE, Mr. TIM MURPHY of Pennsylvania, Mr. HODES, Mr. COHEN, Mr. RAHALL, Mr. ALEXANDER, Mr. GARRETT of New Jersey, Mr. BRADY of Pennsylvania, Mr. BOYD of Florida, Mr. REYES, Mr. KING of New York, Mr. PASCRELL, Ms. GRANGER, Mr. EVERETT, Mr. ADERHOLT, Mrs. BLACKBURN, Mr. BACHUS, Mr. CLAY, and Mr. SAM JOHNSON of Texas):

H.R. 1459. A bill to improve Medicare beneficiary access by extending the 60 percent compliance threshold used to determine whether a hospital or unit of a hospital is an inpatient rehabilitation facility; to the Committee on Ways and Means.

By Mrs. TAUSCHER (for herself, Mr. SMITH of Washington, Ms. HARMAN, Mr. DAVIS of Alabama, and Mr. CROWLEY):

H.R. 1460. A bill to commend the members of the United States Armed Forces on their performance and bravery in Iraq, to repeal the Authorization for Use of Military Force Against Iraq Resolution (Public Law 107-243), to require the Secretary of Defense to submit to Congress a plan for the phased redeployment of United States Armed Forces from Iraq, to establish a Coordinator for Iraq Stabilization, and to place conditions on the obligation of funds to the Government of Iraq based on the achievement of benchmarks established by Iraq and the United States; to the Committee on Foreign Affairs, and in addition to the Committee on Armed Services, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. UDALL of Colorado (for himself and Mr. CLEAVER):

H.R. 1461. A bill to amend the Consumer Credit Protection Act to ban abusive credit practices, enhance consumer disclosures, protect underage consumers, and for other purposes; to the Committee on Financial Services.

By Mr. UDALL of Colorado (for himself, Mr. SALAZAR, Mr. SMITH of Nebraska, Mr. FORTENBERRY, and Mr. TERRY):

H.R. 1462. A bill to authorize the Secretary of the Interior to participate in the implementation of the Platte River Recovery Implementation Program for Endangered Species in the Central and Lower Platte River Basin and to modify the Pathfinder Dam and Reservoir; to the Committee on Natural Resources.

By Mr. UDALL of Colorado (for himself and Mr. TANCREDO):

H.R. 1463. A bill to provide a source of funds to carry out restoration activities on Federal lands under the jurisdiction of the Secretary of the Interior or the Secretary of Agriculture, and for other purposes; to the Committee on Natural Resources, and in addition to the Committee on Agriculture, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. UDALL of New Mexico (for himself, Mr. TANNER, Mr. ROGERS of Kentucky, and Mr. ROYCE):

H.R. 1464. A bill to assist in the conservation of rare felids and rare canids by supporting and providing financial resources for the conservation programs of nations within the range of rare felid and rare canid populations and projects of persons with demonstrated expertise in the conservation of rare felid and rare canid populations; to the Committee on Natural Resources.

By Mr. WEXLER:

H.R. 1465. A bill to provide additional discretion to the Secretary of Homeland Security in designating countries eligible to participate in the visa waiver program under section 217 of the Immigration and Nationality Act, and for other purposes; to the Committee on the Judiciary.

By Mrs. WILSON of New Mexico:

H.R. 1466. A bill to amend title XXI of the Social Security Act to permit qualifying States to use a portion of their allotments under the State children's health insurance program for any fiscal year for certain Medicaid expenditures; to the Committee on Energy and Commerce.

By Mr. WU (for himself, Mr. HALL of Texas, Mr. GORDON, and Mr. GINGREY):

H.R. 1467. A bill to authorize the National Science Foundation to award grants to institutions of higher education to develop and offer education and training programs; to the Committee on Science and Technology.

By Mr. CARDOZA (for himself, Mr. RADANOVICH, Mr. THOMPSON of California, Mr. COSTA, Mr. NUNES, Mr. FARR, Ms. MATSUI, Mr. LINCOLN DAVIS of Tennessee, Mr. GEORGE MILLER of California, Mrs. CAPPS, Ms. ZOE LOFGREN of California, Mrs. TAUSCHER, Mr. SCHIFF, Mr. BOSWELL, Mr. MELANCON, Mr. CRAMER, Mr. SALAZAR, Mrs. DAVIS of California, Ms. HERSETH, Mr. BACA, Ms. ROYBAL-ALLARD, Mr. CALVERT, Mr. DREIER, Mr. ISSA, Mr. BILBRAY, Mr. CAMPBELL of California, Mr. REYES, Mr. PASTOR, Mr. RODRIGUEZ, Mr. VAN HOLLEN, Mr. CLYBURN, Mr. FILNER, Mr. HONDA, Mr. BERMAN, Ms. WOOLSEY, Ms. LORETTA SANCHEZ of California, Mr. MCNERNEY, and Mr. MCCARTHY of California):

H. Con. Res. 88. Concurrent resolution honoring the life of Ernest Gallo; to the Committee on Oversight and Government Reform.

By Mr. ROTHMAN (for himself, Mr. McDERMOTT, Mr. HASTINGS of Florida, Mr. HONDA, Mr. GARRETT of New Jersey, Mr. HINCHEY, Mr. LANTOS, Mr. SAXTON, Mr. FATTAH, Mr. MCGOVERN, Mr. PASCRELL, and Ms. WOOLSEY):

H. Con. Res. 89. Concurrent resolution expressing the sense of the Congress that a commemorative postage stamp should be issued honoring Varian Fry, and that the Citizens' Stamp Advisory Committee should recommend to the Postmaster General that such a stamp be issued; to the Committee on Oversight and Government Reform.

By Mr. SESSIONS (for himself, Mr. SENSENBRENNER, Mr. FEENEY, Mr. KIRK, Mr. HENSARLING, Mr. PEARCE, Mr. SHAYS, Mr. BRADY of Texas, Mr. ALEXANDER, Mrs. BLACKBURN, Mr. BONNER, Mr. BOUSTANY, Mr. BURGESS, Mr. DEAL of Georgia, Mr. LINCOLN DIAZ-BALART of Florida, Mr. MARIO DIAZ-BALART of Florida, Mr. DREIER, Mr. GOODLATTE, Ms. GRANGER, Mr. HALL of Texas, Mr. HAYES, Mr. ISSA, Mr. SAM JOHNSON of Texas, Mr. KELLER, Mr. KING of Iowa, Mr. KINGSTON, Mr. LINDER, Mr. MCCARTHY of California, Mr. MCCAUL of Texas, Mr. MCCOTTER, Mr. MORAN of Kansas, Mr. PRICE of Georgia, Mr. RENZI, Mr. ROHRBACHER, Mr. ROYCE, Mrs. SCHMIDT, Mr. TERRY, and Mr. WESTMORELAND):

H. Res. 231. A resolution amending the Rules of the House of Representatives to require all committees post record votes on their web sites within 48 hours of such votes; to the Committee on Rules.

By Mr. STEARNS (for himself, Mr. LINCOLN DAVIS of Tennessee, Mr. RENZI, and Mrs. SCHMIDT):

H. Res. 232. A resolution expressing the sense of the House of Representatives with respect to pregnancy resource centers; to the Committee on Energy and Commerce.

By Mr. STEARNS (for himself and Mr. LANTOS):

H. Res. 233. A resolution recognizing over 200 years of sovereignty of the Principality of Liechtenstein, and expressing support for efforts by the United States continue to strengthen its relationship with that country; to the Committee on Foreign Affairs.

By Ms. WATERS (for herself and Ms. LEE):

H. Res. 234. A resolution congratulating Wyclef Jean for being named the "Roving Ambassador" for Haiti; to the Committee on Foreign Affairs.

By Mr. WEXLER (for himself, Ms. ROSLEHTINEN, Mr. ACKERMAN, and Mr. GALLEGLY):

H. Res. 235. A resolution supporting an upgrade in Israel's relationship with NATO to

that of a leading member of NATO's Mediterranean dialogue and to that of a member of NATO's Partnership for Peace; to the Committee on Foreign Affairs.

34.22 ADDITIONAL SPONSORS

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

- H.R. 25: Mr. BILIRAKIS.
- H.R. 36: Mr. CAMP of Michigan.
- H.R. 39: Mrs. NAPOLITANO, Mr. JACKSON of Illinois, and Mr. MILLER of North Carolina.
- H.R. 42: Mr. BUTTERFIELD and Mrs. NAPOLITANO.
- H.R. 45: Mr. GRIJALVA, Mr. FILNER, and Mr. JEFFERSON.
- H.R. 73: Mr. WESTMORELAND.
- H.R. 82: Mr. BECERRA, Mr. BLUNT, Mr. BRALEY of Iowa, Mrs. JO ANN DAVIS of Virginia, Mr. ENGLISH of Pennsylvania, Mr. FOSSELLA, Mr. HASTINGS of Florida, Ms. HERSETH, Ms. HOOLEY, Mr. JEFFERSON, Mr. MARCHANT, Mr. MCNERNEY, and Mr. PASTOR.
- H.R. 146: Mr. COHEN.
- H.R. 171: Ms. CORRINE BROWN of Florida and Mrs. NAPOLITANO.
- H.R. 180: Mr. LYNCH and Mr. COHEN.
- H.R. 226: Mr. GOODE.
- H.R. 243: Ms. SHEA-PORTER.
- H.R. 245: Mr. WAMP, Mr. PLATTS, and Mr. RENZI.
- H.R. 255: Mr. LAHOOD and Mr. KIND.
- H.R. 260: Mr. DANIEL E. LUNGREN of California.
- H.R. 303: Mr. MICHAUD and Mr. WU.
- H.R. 315: Mr. SMITH of Nebraska, Mr. MARSHALL, and Mr. PORTER.
- H.R. 367: Ms. ROS-LEHTINEN.
- H.R. 380: Mr. JONES of North Carolina, Mr. BERMAN, Mr. OLVER, and Mr. COHEN.
- H.R. 393: Mr. McDERMOTT.
- H.R. 397: Mr. MARSHALL and Mr. MCHUGH.
- H.R. 418: Mr. COHEN.
- H.R. 432: Mr. MILLER of Florida.
- H.R. 463: Mr. PAYNE and Mr. CARNEY.
- H.R. 473: Mr. SALLI.
- H.R. 493: Mr. DAVIS of Illinois.
- H.R. 506: Mr. WALBERG, Mr. KIND, and Mr. MCCOTTER.
- H.R. 510: Mr. JORDAN.
- H.R. 511: Mr. ISSA, Mr. BILBRAY, Mr. LOBIONDO, Mr. MCCRERY, Mr. WOLF, and Mr. ROSKAM.
- H.R. 550: Mr. INSLEE, Mr. LEVIN, Mr. MCCOTTER, Ms. LORETTA SANCHEZ of California, Ms. GINNY BROWN-WAITE of Florida, Mr. BAIRD, Mrs. BONO, Mr. BRADY of Pennsylvania, Mr. MEEKS of New York, Mr. BOOZMAN, Mr. FILNER, Mr. DELAHUNT, Mr. GERLACH, and Ms. ZOE LOFGREN of California.
- H.R. 552: Mr. STUPAK, Mr. DOOLITTLE, Mr. TOM DAVIS of Virginia, Mr. RUPPERSBERGER, Mr. SHIMKUS, Mrs. MALONEY of New York, Mr. BOOZMAN, Mr. MARSHALL, Mr. SAM JOHNSON of Texas, Mr. LINCOLN DAVIS of Tennessee, Ms. EDDIE BERNICE JOHNSON of Texas, Mr. EMANUEL, Mr. BONNER, Mr. KAGEN, Mr. PITTS, Mr. SOUDER, Mr. RAMSTAD, Mr. GILLMOR, and Mr. HOLT.
- H.R. 553: Mr. LATOURETTE, Mr. ELLISON, Mr. SOUDER, Mrs. JONES of Ohio, and Mr. KUHL of New York.
- H.R. 579: Mr. WU, Mr. DAVIS of Alabama, Mr. LARSEN of Washington, and Ms. ZOE LOFGREN of California.
- H.R. 592: Mr. PICKERING.
- H.R. 618: Mr. DEAL of Georgia.
- H.R. 621: Mr. BOOZMAN, Mr. GORDON, Mr. KAGEN, and Ms. BERKLEY.
- H.R. 624: Mr. BRADY of Pennsylvania, Mr. ROSS, and Mr. MICHAUD.
- H.R. 625: Mrs. BONO, Mr. ISSA, Mr. HUNTER, and Mr. DANIEL E. LUNGREN of California.
- H.R. 627: Mr. ALLEN.
- H.R. 628: Mr. CARNEY, Mr. DANIEL E. LUNGREN of California, Mrs. BLACKBURN, Mr. BOUCHER, and Mr. DOOLITTLE.

- H.R. 636: Mr. BARRETT of South Carolina and Mr. JORDAN.
- H.R. 642: Mr. GILLMOR, Mrs. NAPOLITANO, Mr. OLVER, Mr. GRIJALVA, Mr. RUSH, Mr. RUPPERSBERGER, Mr. CUMMINGS, Mr. CLEAVER, Mrs. MALONEY of New York, Mr. GUTIERREZ, and Mr. CONYERS.
- H.R. 643: Mr. WAMP, Mr. MCCOTTER, and Ms. ZOE LOFGREN of California.
- H.R. 654: Ms. LORETTA SANCHEZ of California, Ms. SCHWARTZ, Mr. MICHAUD, Mr. KIND, and Mr. KILDEE.
- H.R. 657: Mr. COHEN.
- H.R. 667: Mr. HARE, Mr. ABERCROMBIE, Mrs. CUBIN, and Ms. LORETTA SANCHEZ of California.
- H.R. 670: Mr. BONNER.
- H.R. 685: Mr. MCNULTY, Mr. CUMMINGS, Mr. PASTOR, Mr. COBLE, Mr. BOSWELL, Mr. MILLER of North Carolina, Mr. CAPUANO, Mr. JOHNSON of Georgia, Mr. PAYNE, Ms. SHEA-PORTER, Ms. JACKSON-LEE of Texas, Mr. KING of New York, Mr. PAUL, and Mr. THOMPSON of California.
- H.R. 690: Mr. CLEAVER.
- H.R. 695: Ms. SLAUGHTER.
- H.R. 711: Mr. BURTON of Indiana, Mr. SOUDER, and Mrs. JO ANN DAVIS of Virginia.
- H.R. 713: Mrs. MCCARTHY of New York.
- H.R. 721: Mr. GOODLATTE and Mr. WALDEN of Oregon.
- H.R. 725: Mr. RAMSTAD.
- H.R. 741: Mr. WELCH of Vermont and Mr. KIND.
- H.R. 756: Ms. NORTON.
- H.R. 779: Mr. SENSENBRENNER, Mr. MCHUGH, and Mr. CALVERT.
- H.R. 787: Ms. LINDA T. SANCHEZ of California.
- H.R. 790: Mr. RENZI.
- H.R. 814: Mr. HINOJOSA, Mr. ROSS, Mr. HONDA, and Ms. WOOLSEY.
- H.R. 821: Mr. MOORE of Kansas.
- H.R. 822: Ms. MCCOLLUM of Minnesota.
- H.R. 861: Mr. WILSON of South Carolina, Mr. SOUDER, Mrs. DRAKE, Mr. CUELLAR, Mr. SHADEGG, and Mr. BOREN.
- H.R. 881: Mr. BURTON of Indiana, Ms. NORTON, Mr. WALSH of New York, Mr. KENNEDY, and Mr. SMITH of New Jersey.
- H.R. 887: Mr. CONYERS.
- H.R. 891: Mr. NEAL of Massachusetts and Mr. TIERNEY.
- H.R. 894: Mr. ELLISON, Mr. BERRY, Mr. HILL, Mr. KIND, and Mr. ENGLISH of Pennsylvania.
- H.R. 901: Mr. RANGEL.
- H.R. 934: Mr. BOREN.
- H.R. 954: Mr. AL GREEN of Texas, Mr. ACKERMAN, Mr. CROWLEY, Mr. MCHUGH, and Mrs. LOWEY.
- H.R. 960: Mr. STARK.
- H.R. 962: Mr. GRIJALVA.
- H.R. 970: Mr. ENGEL.
- H.R. 972: Mr. McDERMOTT.
- H.R. 980: Mr. CLAY and Mr. CLEAVER.
- H.R. 984: Mr. BERMAN.
- H.R. 985: Mr. MCHUGH, Ms. ZOE LOFGREN of California, Mr. CONYERS, Ms. SCHWARTZ, and Mr. ACKERMAN.
- H.R. 998: Mr. CONYERS and Mr. HINCHEY.
- H.R. 1014: Ms. SUTTON, Mr. BOUCHER, Mrs. BOYDA of Kansas, Mr. RANGEL, and Mr. MARSHALL.
- H.R. 1022: Mrs. CAPPS, Mr. CLAY, Ms. ESHOO, Mr. GRIJALVA, Mr. MILLER of North Carolina, and Mr. WEXLER.
- H.R. 1029: Mr. LATOURETTE, Mr. UPTON, Mr. KIND, and Mr. SPACE.
- H.R. 1030: Ms. MCCOLLUM of Minnesota, Ms. SUTTON, Mr. GRIJALVA, and Mr. RANGEL.
- H.R. 1031: Mr. FORBES and Mr. HINOJOSA.
- H.R. 1032: Ms. SUTTON.
- H.R. 1038: Mr. GRIJALVA.
- H.R. 1043: Mrs. CUBIN.
- H.R. 1048: Mr. WILSON of South Carolina.
- H.R. 1061: Mr. MCCOTTER and Mr. DICKS.
- H.R. 1063: Mr. JONES of North Carolina, Mr. JINDAL, and Mr. SIMPSON.

H.R. 1072: Ms. SOLIS and Mr. WAXMAN.  
 H.R. 1073: Mr. ENGEL, Mr. McNULTY, Mr. PAYNE, Mr. OLVER, Mr. REYES, Mr. INSLEE, Mr. LARSEN of Washington, and Mr. LAHOOD.  
 H.R. 1076: Mr. BISHOP of New York and Mr. KIND.  
 H.R. 1093: Mr. WELDON of Florida and Mr. HASTINGS of Florida.  
 H.R. 1099: Mr. BISHOP of New York and Mr. ETHERIDGE.  
 H.R. 1102: Mrs. EMERSON, Mr. JONES of North Carolina, Mr. MICHAUD, Mr. BISHOP of Georgia, Mr. SHULER, Ms. HARMAN, Mr. MORAN of Kansas, Mr. RAMSTAD, and Mr. MELANCON.  
 H.R. 1108: Ms. WASSERMAN SCHULTZ.  
 H.R. 1111: Mr. KILDEE.  
 H.R. 1112: Mrs. JO ANN DAVIS of Virginia, Mr. DOOLITTLE, Mr. JORDAN, Mr. MANZULLO, and Mr. GARY G. MILLER of California.  
 H.R. 1117: Mr. CLEAVER, Mr. PASTOR, Ms. WASSERMAN SCHULTZ, and Ms. LINDA T. SANCHEZ of California.  
 H.R. 1121: Mr. PAUL, Mr. MCHENRY, Mr. AKIN, Mr. INGLIS of South Carolina, Mr. WESTMORELAND, and Mr. TANCREDO.  
 H.R. 1122: Mr. PAUL, Mr. MCHENRY, Mr. AKIN, Mr. INGLIS of South Carolina, Mr. WESTMORELAND, Mr. TANCREDO, Mr. GINGREY, Mr. KUHL of New York, Mr. FEENEY, Mr. CHABOT, Mr. GOODE, Mr. HOEKSTRA, Mr. BRADY of Texas, Mr. BARTLETT of Maryland, Mr. WILSON of South Carolina, Mr. SHADEGG, Mr. LINDER, Mr. KLINE of Minnesota, Mr. CANTOR, Mr. DAVID DAVIS of Tennessee, and Mr. GARRETT of New Jersey.  
 H.R. 1125: Mr. LEWIS of Kentucky, Mr. CONAWAY, Mr. HARE, Mr. YOUNG of Alaska, Mr. GOODE, and Mr. WESTMORELAND.  
 H.R. 1127: Mr. BLUNT, Mr. EHLERS, Mr. MANZULLO, Mr. RAMSTAD, and Mr. UPTON.  
 H.R. 1132: Mr. KING of New York, Mr. OLVER, Mr. CAPUANO, and Mr. GILLMOR.  
 H.R. 1150: Ms. ZOE LOFGREN of California and Mr. RANGEL.  
 H.R. 1153: Ms. FOXF.  
 H.R. 1154: Mr. DONNELLY, Mr. DEFazio, Mr. SMITH of New Jersey, Ms. BALDWIN, Mr. DEAL of Georgia, Mr. LATOURETTE, Mrs. MUSGRAVE, Mr. MARKEY, Mr. KIRK, Mr. INGLIS of South Carolina, Mr. LIPINSKI, Mr. PALLONE, Mr. GORDON, Mr. HOYER, Mr. PENCE, Mr. BILBRAY, Mr. BURTON of Indiana, Mr. COHEN, and Mr. GRIJALVA.  
 H.R. 1188: Mr. KUHL of New York.  
 H.R. 1193: Mr. BOUCHER, Ms. BERKLEY, Mr. GRIJALVA, and Mr. McNULTY.  
 H.R. 1194: Mrs. BONO, Mr. BURTON of Indiana, Mr. MEEKS of New York, Mr. WALBERG, and Mr. REYNOLDS.  
 H.R. 1211: Mr. MCDERMOTT, Mrs. BOYDA of Kansas, Mr. McCOTTER, and Ms. HIRONO.  
 H.R. 1225: Mr. McNULTY and Ms. DEGETTE.  
 H.R. 1228: Ms. BERKLEY, Mr. DOGGETT, and Mr. WELCH of Vermont.  
 H.R. 1229: Mr. PLATTS, Mr. VISCLOSKEY, Mr. WILSON of Ohio, Mr. BONNER, Mr. DOYLE, Ms. SUTTON, and Mr. DONNELLY.  
 H.R. 1230: Mr. ROTHMAN, Ms. CLARKE, Mr. TOWNS, Ms. MILLENDER-MCDONALD, Mr. HASTINGS of Florida, Mr. RODRIGUEZ, and Ms. WATERS.  
 H.R. 1239: Mr. WAXMAN, Mr. FALBOMAVAEGA, Mr. BRADY of Pennsylvania, Mr. McNULTY, Mr. JACKSON of Illinois, Mr. WOLF, and Mr. GRIJALVA.  
 H.R. 1246: Mr. MILLER of North Carolina.  
 H.R. 1252: Mr. HINCHEY, Mrs. EMERSON, and Mr. KENNEDY.  
 H.R. 1254: Ms. WATSON, Mr. CUMMINGS, Mr. ACKERMAN, Mr. FILNER, Mr. GRIJALVA, and Mr. ABERCROMBIE.  
 H.R. 1255: Ms. WATSON, Mr. UDALL of Colorado, Mr. CUMMINGS, Mr. ACKERMAN, Mr. FILNER, and Mr. GRIJALVA.  
 H.R. 1261: Mr. HENSARLING, Mr. McCOTTER, Ms. FOXF, Mr. JORDAN, and Mr. NEUGEBAUER.  
 H.R. 1279: Mr. MORAN of Kansas and Mr. McNULTY.

H.R. 1280: Mr. BROWN of South Carolina.  
 H.R. 1282: Mr. RAMSTAD, Mr. ALTMIRE, Mr. GERLACH, Mr. BISHOP of Georgia, and Mr. GILLMOR.  
 H.R. 1283: Mr. MORAN of Kansas, Mr. PORTER, Mr. COHEN, and Mr. AL GREEN of Texas.  
 H.R. 1293: Ms. BERKLEY and Ms. GINNY BROWN-WAITE of Florida.  
 H.R. 1298: Mr. HILL.  
 H.R. 1304: Mr. SCOTT of Georgia and Mr. WALBERG.  
 H.R. 1307: Mr. PEARCE.  
 H.R. 1314: Mr. ALEXANDER, Mr. SHUSTER, Mr. HUNTER, Mr. CALVERT, Mr. GINGREY, Mr. WESTMORELAND, Ms. FALLIN, and Mr. LOBIONDO.  
 H.R. 1323: Mr. UDALL of Colorado, Ms. DEGETTE, Mr. TANCREDO, and Mrs. MUSGRAVE.  
 H.R. 1325: Mrs. BOYDA of Kansas, Mr. PAYNE, Mr. WELCH of Vermont, and Mr. BACA.  
 H.R. 1330: Mr. HINOJOSA, Mr. CONYERS, Mr. CUMMINGS, and Mr. ALTMIRE.  
 H.R. 1333: Mrs. MYRICK, Mrs. CUBIN, and Mr. RAMSTAD.  
 H.R. 1342: Mr. POE and Mr. JONES of North Carolina.  
 H.R. 1347: Mr. ORTIZ and Mr. BRADY of Pennsylvania.  
 H.R. 1350: Mr. CONYERS, Ms. CARSON, and Ms. SCHAKOWSKY.  
 H.R. 1354: Mr. ARCURI and Ms. WATSON.  
 H.R. 1359: Mr. WALBERG.  
 H.R. 1362: Mr. TOWNS and Mr. CUMMINGS.  
 H.R. 1372: Mr. THOMPSON of Mississippi.  
 H.R. 1391: Mr. SOUDER and Mr. AL GREEN of Texas.  
 H.R. 1395: Mr. GARRETT of New Jersey.  
 H.R. 1398: Mr. HULSHOF, Mrs. MUSGRAVE, Mr. HERGER, Mr. PEARCE, and Mr. LATHAM.  
 H.R. 1403: Mr. GERLACH.  
 H.R. 1409: Mr. McCOTTER and Mr. CONYERS.  
 H.J. Res. 12: Mr. LAHOOD, Mr. WICKER, Mr. POMEROY, and Mr. PLATTS.  
 H.J. Res. 14: Mr. COHEN and Mr. STARK.  
 H. Con. Res. 7: Mr. WU.  
 H. Con. Res. 9: Mr. FALBOMAVAEGA, Mr. RUPPERSBERGER, Mr. ROSS, Mr. RAHALL, Ms. VELÁZQUEZ, Mr. MORAN of Virginia, Mr. SNYDER, Mr. FILNER, and Mr. ARCURI.  
 H. Con. Res. 25: Ms. SCHAKOWSKY and Mr. SPACE.  
 H. Con. Res. 42: Mr. CARNEY, Mr. SKELTON, Mr. SPRATT, Mr. TAYLOR, Mr. REYES, Ms. LORETTA SANCHEZ of California, Ms. BERKLEY, Mr. KING of New York, Mr. SCHIFF, Mr. HARE, Mrs. DAVIS of California, Ms. SHEA-PORTER, Mr. LOEBSACK, Ms. GIFFORDS, Mr. BOREN, Mr. BOSWELL, Mr. BURTON of Indiana, Mr. ANDREWS, Mr. COOPER, Mr. MARSHALL, Mr. COURTNEY, Mr. BRADY of Pennsylvania, Ms. JACKSON-LEE of Texas, Mrs. BOYDA of Kansas, Mr. PATRICK MURPHY of Pennsylvania, Mr. ORTIZ, Mr. MEEHAN, Mr. SNYDER, Mrs. GILLIBRAND, Mr. SMITH of Washington, and Mrs. TAUSCHER.  
 H. Con. Res. 49: Mrs. DRAKE, Mr. MILLER of Florida, and Mr. COHEN.  
 H. Con. Res. 71: Ms. LORETTA SANCHEZ of California, Mr. FRELINGHUYSEN, and Mr. RUSH.  
 H. Con. Res. 75: Mrs. CHRISTENSEN.  
 H. Con. Res. 77: Mr. McCOTTER and Mr. SENSENBRENNER.  
 H. Res. 37: Ms. ROYBAL-ALLARD.  
 H. Res. 100: Mr. RUSH, Mr. ALLEN, Mr. HARE, and Mr. BOUCHER.  
 H. Res. 107: Mr. LINCOLN DIAZ-BALART of Florida, Mr. McCOTTER, and Mr. MARIO DIAZ-BALART of Florida.  
 H. Res. 111: Mr. LAHOOD.  
 H. Res. 113: Ms. LINDA T. SANCHEZ of California.  
 H. Res. 118: Mr. CAPUANO, Ms. WATERS, and Mr. WEXLER.  
 H. Res. 119: Ms. ZOE LOFGREN of California, Mr. BRALEY of Iowa, Mr. AL GREEN of Texas, Mr. PASCRELL, Mr. MICHAUD, and Mr. MCGOVERN.

H. Res. 121: Mrs. MCCARTHY of New York, Ms. ESHOO, Mr. COHEN, Mrs. CAPPS, Ms. BALDWIN, and Mr. CAPUANO.  
 H. Res. 125: Mr. TIM MURPHY of Pennsylvania.  
 H. Res. 128: Mr. SAXTON.  
 H. Res. 136: Mr. CASTLE, Mr. WOLF, and Mr. VISCLOSKEY.  
 H. Res. 197: Mr. BERMAN, Mr. GORDON, Mr. SCHIFF, and Mr. RANGEL.  
 H. Res. 208: Mr. COHEN.  
 H. Res. 221: Mr. ELLISON, Mrs. JONES of Ohio, Mr. COHEN, Ms. CARSON, and Mrs. CHRISTENSEN.  
 H. Res. 222: Mr. MCGOVERN.  
 H. Res. 223: Mrs. SCHMIDT.

## MONDAY, MARCH 12, 2007 (35)

### ¶35.1 APPOINTMENT OF SPEAKER PRO TEMPORE

The House was called to order by the SPEAKER pro tempore, Ms. SHEA-PORTER, who laid before the House the following communication:

WASHINGTON, DC,  
 March 12, 2007.

I hereby appoint the Honorable CAROL SHEA-PORTER to act as Speaker pro tempore on this day.

NANCY PELOSI,

*Speaker of the House of Representatives.*

Whereupon, pursuant to the order of the House of January 4, 2007, Members were recognized for morning-hour debate.

### ¶35.2 RECESS—12:50 P.M.

The SPEAKER pro tempore, Ms. SHEA-PORTER, pursuant to clause 12(a) of rule I, declared the House in recess at 12 o'clock and 50 minutes p.m., until 2:00 p.m.

### ¶35.3 AFTER RECESS—2 P.M.

The SPEAKER pro tempore, Mr. SALAZAR, called the House to order.

### ¶35.4 APPROVAL OF THE JOURNAL

The SPEAKER pro tempore, Mr. SALAZAR, announced he had examined and approved the Journal of the proceedings of Friday, March 9, 2007.

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

### ¶35.5 COMMUNICATIONS

Executive and other communications, pursuant to clause 8, rule XII, were referred as follows:

804. A letter from the Assistant Secretary, Land and Minerals Management, Department of the Interior, transmitting the Department's final rule — Tennessee Federal Regulatory Program (RIN: 1029-AC50) received February 27, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Natural Resources.

805. A letter from the Assistant Secretary, Land and Minerals Management, Department of the Interior, transmitting the Department's final rule — Oil and Gas and Sulphur Operations in the Outer Continental Shelf and Oil Spill Financial Responsibility for Offshore Facilities-Civil Penalties (RIN: 1010-AD39) received February 27, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Natural Resources.

806. A letter from the Assistant Secretary, Land and Minerals Management, Department of the Interior, transmitting the Department's final rule — Oil and Gas and Sulphur Operations in the Outer Continental



Shelf-Incorporate API RP 65 for Cementing Shallow Water Flow Zones (RIN: 1010-AD19) received February 27, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Natural Resources.

807. A letter from the Assistant Secretary for Fish, Wildlife and Parks, Department of the Interior, transmitting the Department's final rule — Endangered and Threatened Wildlife and Plants; Designation of Critical Habitat for *Monardella linoides* ssp. *viminea* (Willow Monardella) (RIN: 1018-AT92) received February 27, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Natural Resources.

808. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Standard Instrument Approach Procedures; Miscellaneous Amendments [Docket No. 30494; Amdt. No. 3167] (RIN: 2120-AA65 (1-25/5-31/Amdt. 3167) received February 27, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

809. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Standard Instrument Approach Procedures, Weather Takeoff Minimums; Miscellaneous Amendments [Docket No. 30500 Amdt. No. 3172] (RIN: 2120-AA65 (1-25/6-28/Amdt. 3172) received February 27, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

810. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; McDonnell Douglas Model DC-9-10, DC-9-20, DC-9-30, DC-9-40, and DC-9-50 Series Airplanes; Model DC-9-81 (MD-81), DC-9-82 (MD-82), DC-9-83 (MD-83), and DC-9-87 (MD-87) Airplanes; Model MD-88 Airplanes; Model MD-90-30 Airplanes; and Model 717-200 Airplanes [Docket No. FAA-2005-22254; Directorate Identifier 2005-NM-001-AD; Amendment 39-14598; AD 2006-10-14] (RIN: 2120-AA64) received February 27, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

811. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Boeing Model 767-200, -300, and -300F Series Airplanes [Docket No. FAA-2005-22529; Directorate Identifier 2005-NM-0990-AD; Amendment 39-14592; AD 2006-10-08] (RIN: 2120-AA64) received February 27, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

812. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Saab Model SAAB-Fairchild SF340A (SAAB/SF340A) and SAAB 340B Airplanes [Docket No. FAA-2006-24075; Directorate Identifier 2005-NM-235-AD; Amendment 39-14589; AD 2006-10-05] (RIN: 2120-AA64) received February 27, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

813. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Airbus Model A319-100, A320-200, A321-100, and A321-200 Series Airplanes [Docket No. FAA-2005-22919; Directorate Identifier 2005-NM-087-AD; Amendment 39-14582; AD 2006-09-11] (RIN: 2120-AA64) received February 27, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

814. A letter from the Chief, Publications and Regulation Branch, Internal Revenue Service, transmitting the Service's final rule — Statute of Limitations on Assessment Concerning Certain Individuals Filing Income Tax Returns with the U.S. Virgin Islands (RIN: Notice 2007-19) received February 26, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

815. A letter from the Chief, Publications and Regulations Branch, Internal Revenue Service, transmitting the Service's final rule — Announcement and Report Concerning Advanced Pricing Agreements (RIN: Announcement 2007-31) received February 26, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

816. A letter from the Chief, Publications and Regulations Branch, Internal Revenue Service, transmitting the Service's final rule — Revised Housing Cost Amounts Eligible for Exclusion or Deduction (RIN: Notice 2007-25) received February 26, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

35.6 HIGH-PERFORMANCE COMPUTING

Mr. BAIRD moved to suspend the rules and pass the bill (H.R. 1068) to amend the High-Performance Computing Act of 1991; as amended.

The SPEAKER pro tempore, Mr. SALAZAR, recognized Mr. BAIRD and Mr. HALL of Texas, each for 20 minutes.

After debate,  
The question being put, *viva voce*,  
Will the House suspend the rules and pass said bill, as amended?

The SPEAKER pro tempore, Mr. SALAZAR, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill, as amended, was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill, as amended, was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said bill.

35.7 ENERGY TECHNOLOGY TRANSFER

Mr. BAIRD moved to suspend the rules and pass the bill (H.R. 85) to provide for the establishment of centers to encourage demonstration and commercial application of advanced energy methods and technologies; as amended.

The SPEAKER pro tempore, Mr. SALAZAR, recognized Mr. BAIRD and Mr. HALL of Texas, each for 20 minutes.

After debate,  
The question being put, *viva voce*,  
Will the House suspend the rules and pass said bill, as amended?

The SPEAKER pro tempore, Mr. SALAZAR, announced that two-thirds of the Members present had voted in the affirmative.

Mr. BAIRD demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Mr. SALAZAR, pursuant to clause 8, rule XX, announced that further proceedings on the motion were postponed.

35.8 STEEL AND ALUMINUM ENERGY CONSERVATION

Mr. LIPINSKI moved to suspend the rules and pass the bill (H.R. 1126) to reauthorize the Steel and Aluminum En-

ergy Conservation and Technology Competitiveness Act of 1998.

The SPEAKER pro tempore, Mr. SALAZAR, recognized Mr. LIPINSKI and Mr. HALL of Texas, each for 20 minutes.

After debate,  
The question being put, *viva voce*,  
Will the House suspend the rules and pass said bill?

The SPEAKER pro tempore, Mr. SALAZAR, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said bill.

35.9 GIRL SCOUTS OF AMERICA

Mr. DAVIS of Illinois, moved to suspend the rules and agree to the following resolution (H. Res. 136):

Whereas the Girl Scouts of the United States of America (hereinafter referred to as the "Girl Scouts") is an organization that is committed to helping girls of today become leaders of tomorrow and that delivers quality experiences for girls locally, nationally, and internationally (through USA Girl Scouts Overseas);

Whereas the Girl Scouts are celebrating their 95th anniversary on March 12, 2007;

Whereas the Girl Scout program is girl-driven, reflecting the ever-changing needs and interests of participating girls, and provides girls with a wide variety of opportunities through its new mission statement, "Girl Scouting builds girls of courage, confidence, and character, who make the world a better place.";

Whereas the Girl Scouts encourage increased skill-building and responsibility, and also promotes the development of strong leadership and decision-making skills, through program activities that are age-appropriate and based on the "Girl Scout Promise and Law";

Whereas at all levels of the Girl Scouts, girls participate in activities that build self-confidence, responsibility, integrity, creative decision-making skills, and teamwork, helping them take steps toward becoming the leaders of tomorrow and developing real-world leadership abilities that will last them a lifetime;

Whereas the Girl Scouts advocate for public policy that is girl-centered and beneficial to all girls;

Whereas the Girl Scouts recognize that approximately 9,000,000 children over the age of 6 are obese; that obesity is highest among girls coming from families with low-income levels, and that fewer than 1 in 3 adolescents participate in an acceptable amount of physical exercise, with girls getting less exercise than boys overall; and

Whereas the Girl Scouts are focusing on promoting healthy living for girls during 2007 and recognize through a recent study "The New Normal: What Girls are Saying About Healthy Living" that girls define "health" as a combination of diet and exercise as well as emotional well-being and self-esteem: Now, therefore, be it

Resolved, That the House of Representatives—

(1) commends the Girl Scouts of the United States of America for its efforts to launch a

national dialogue on the issue of obesity among young girls;

(2) recognizes the Girl Scouts of the United States of America for its leadership and expertise in knowing the needs of girls through the work of the Girl Scout Research Institute; and

(3) commends the Girl Scouts of the United States of America for continuing to actively promote issues important to girls.

The SPEAKER pro tempore, Mr. SALAZAR, recognized Mr. DAVIS of Illinois, and Mr. WESTMORELAND, each for 20 minutes.

After debate, The question being put, viva voce, Will the House suspend the rules and agree to said resolution?

The SPEAKER pro tempore, Mr. SALAZAR, announced that two-thirds of the Members present had voted in the affirmative.

Mr. DAVIS of Illinois, demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Mr. SALAZAR, pursuant to clause 8, rule XX, announced that further proceedings on the motion were postponed.

¶35.10 DUTCH-AMERICAN FRIENDSHIP DAY

Mr. DAVIS of Illinois, moved to suspend the rules and agree to the following resolution (H. Res. 89):

Whereas, 225 years ago, on the 19th of April, 1782 in the City of the Hague, the Ambassadorial credentials of John Adams were officially recognized by Prince William V of Orange and the States-General, thus establishing formal diplomatic ties between the new government of the United States and the Republic of the Netherlands.

Whereas the historical ties between the Dutch and American people go back nearly 200 years earlier to the period when the Pilgrims resided for almost 11 years in the Netherlands before sailing to the new world;

Whereas the diplomatic ties between the governments of the United States and the Netherlands are the longest continuous ties between the United States and any country of the world;

Whereas the Dutch contribution to the American melting pot has played such a significant role in the life of America as exemplified by Presidents Martin Van Buren, Theodore Roosevelt, and Franklin Delano Roosevelt;

Whereas the bonds of friendship linking the Dutch and American people continue to grow in strength and affection; and

Whereas the heritage of this friendship between peoples serves as a laudable example for the kinds of relations that should link all the peoples of the earth and should be properly extolled: Now, therefore, be it

Resolved, That it is the sense of the House of Representatives that a day should be established as Dutch-American Friendship Day to celebrate the historic ties of the United States and the Netherlands.

The SPEAKER pro tempore, Mr. SALAZAR, recognized Mr. DAVIS of Illinois, and Mr. WESTMORELAND, each for 20 minutes.

After debate, The question being put, viva voce, Will the House suspend the rules and agree to said resolution?

The SPEAKER pro tempore, Mr. SALAZAR, announced that two-thirds

of the Members present had voted in the affirmative.

Mr. DAVIS of Illinois, demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Mr. SALAZAR, pursuant to clause 8, rule XX, announced that further proceedings on the motion were postponed.

¶35.11 BLACK HISTORY MONTH

Mr. DAVIS of Illinois, moved to suspend the rules and agree to the following resolution (H. Res. 198):

Whereas the first African Americans were brought forcibly to the shores of America as early as the 17th century;

Whereas African Americans were enslaved in the United States and subsequently faced the injustices of lynch mobs, segregation, and denial of basic, fundamental rights;

Whereas despite this enslavement, early Black Americans made significant contributions to the economic, educational, political, artistic, literary, religious, scientific, and technological advancement of the United States;

Whereas in the face of these injustices, United States citizens of all races distinguished themselves in their commitment to ideals of which the United States was founded and fought for the rights and freedom of African Americans;

Whereas the United States was conceived, as stated in the Declaration of Independence, as a new country dedicated to the proposition that "all Men are created equal, that they are endowed by their Creator with certain inalienable Rights, that among these are Life, Liberty and the Pursuit of Happiness";

Whereas since its founding, the United States has been an imperfect work in making progress towards those noble goals;

Whereas the history of the United States is the story of a people regularly affirming high ideals, striving to reach them but often failing, and then struggling to come to terms with the disappointment of that failure before committing themselves to trying again; and

Whereas the month of February is officially celebrated as Black History Month, which dates back to 1926, when Dr. Carter G. Woodson set aside a special period of time in February to recognize the heritage and achievement of Black Americans: Now, therefore, be it

Resolved, That the House of Representatives—

(1) recognizes the significance of Black History Month as an important time to recognize the contributions of Black Americans in the Nation's history, and encourages the continued celebration of this month to provide an opportunity for all people of the United States to learn more about the past and to better understand the experiences that have shaped the Nation; and

(2) affirms that—

(A) the contributions of Black Americans are a significant part of the history, progress, and heritage of the United States; and

(B) the ethnic and racial diversity of the United States enriches and strengthens the Nation.

The SPEAKER pro tempore, Mr. SALAZAR, recognized Mr. DAVIS of Illinois, and Mr. WESTMORELAND, each for 20 minutes.

After debate, The question being put, viva voce,

Will the House suspend the rules and agree to said resolution?

The SPEAKER pro tempore, Mr. SALAZAR, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said resolution was agreed to.

A motion to reconsider the vote whereby the rules were suspended and said resolution was agreed to was, by unanimous consent, laid on the table.

¶35.12 RECESS—3:23 P.M.

The SPEAKER pro tempore, Mr. SALAZAR, pursuant to clause 12(a) of rule I, declared the House in recess at 3 o'clock and 23 minutes p.m., until approximately 6:30 p.m.

¶35.13 AFTER RECESS—6:35 P.M.

The SPEAKER pro tempore, Mrs. CAPPS, called the House to order.

¶35.14 H.R. 85—UNFINISHED BUSINESS

The SPEAKER pro tempore, Mrs. CAPPS, pursuant to clause 8, rule XX, announced the unfinished business to be the motion to suspend the rules and pass the bill (H.R. 85) to provide for the establishment of centers to encourage demonstration and commercial application of advanced energy methods and technologies; as amended.

The question being put, Will the House suspend the rules and pass said bill, as amended?

The vote was taken by electronic device.

It was decided in the { Yeas ..... 395 affirmative ..... } Nays ..... 1

¶35.15 [Roll No. 136] YEAS—395

Table listing names of members who voted 'Yeas' for H.R. 85, including Abercrombie, Ackerman, Aderholt, Akin, Alexander, Allen, Altmire, Andrews, Arcuri, Baca, Bachmann, Bachus, Baird, Baker, Barrett (SC), Barrow, Bartlett (MD), Barton (TX), Bean, Becerra, Berkley, Berman, Berry, Biggert, Bilbray, Billirakis, Bishop (GA), Bishop (NY), Bishop (UT), Blackburn, Blumenauer, Blunt, Boehner, Bono, Boozman, Boren, Boswell, Boucher, Boustany, Boyd (FL), Boyda (KS), Braley (IA), Brown-Waite, Ginny, Buchanan, Burgess, Burton (IN), Butterfield, Calvert, Camp (MI), Campbell (CA), Cannon, Cantor, Capito, Capps, Cardoza, Carnahan, Carney, Carson, Carter, Castle, Chabot, Chandler, Clarke, Clay, Cleaver, Clyburn, Coble, Cohen, Cole (OK), Conaway, Conyers, Costa, Costello, Courtney, Cramer, Crenshaw, Cubin, Cuellar, Culberson, Cummings, Davis (AL), Davis (CA), Davis (IL), Davis (KY), Davis, David, Davis, Lincoln, Davis, Tom, Deal (GA), DeFazio, DeGette, Delahunt, DeLauro, Dent, Diaz-Balart, L., Diaz-Balart, M., Dicks, Dingell, Doggett, Donnelly, Doolittle, Doyle, Drake, Dreier, Duncan, Edwards, Ehlers, Ellison, Ellsworth, Emerson, Engel, English (PA), Eshoo, Etheridge, Everett, Fallin, Farr, Fattah, Feeney, Ferguson, Filner, Forbes, Fortenberry.

Fossella  
 Foxx  
 Frank (MA)  
 Franks (AZ)  
 Frelinghuysen  
 Garrett (NJ)  
 Gerlach  
 Giffords  
 Gilchrest  
 Gillmor  
 Gingrey  
 Gohmert  
 Gonzalez  
 Goode  
 Goodlatte  
 Gordon  
 Granger  
 Graves  
 Green, Al  
 Green, Gene  
 Gutierrez  
 Hall (NY)  
 Hall (TX)  
 Hare  
 Harman  
 Hastert  
 Hastings (FL)  
 Hastings (WA)  
 Hayes  
 Heller  
 Hensarling  
 Herger  
 Herseeth  
 Hill  
 Hinchey  
 Hinojosa  
 Hirono  
 Hobson  
 Hodes  
 Hoekstra  
 Holden  
 Hoyt  
 Honda  
 Hooley  
 Hoyer  
 Hulshof  
 Hunter  
 Inslee  
 Israel  
 Issa  
 Jackson (IL)  
 Jackson-Lee (TX)  
 Jindal  
 Johnson (GA)  
 Johnson, E. B.  
 Johnson, Sam  
 Jones (NC)  
 Jones (OH)  
 Jordan  
 Kagen  
 Kanjorski  
 Kaptur  
 Keller  
 Kennedy  
 Kildee  
 Kind  
 King (IA)  
 King (NY)  
 Kingston  
 Kirk  
 Klein (FL)  
 Kline (MN)  
 Knollenberg  
 Kucinich  
 Kuhl (NY)  
 LaHood  
 Lamborn  
 Lampson  
 Langevin  
 Lantos  
 Larsen (WA)  
 Larson (CT)  
 Latham  
 LaTourette  
 Lee  
 Levin  
 Lewis (CA)  
 Lewis (GA)  
 Lewis (KY)  
 Linder  
 Lipinski  
 LoBiondo

Loebsack  
 Lofgren, Zoe  
 Lowey  
 Lucas  
 Lungren, Daniel E.  
 Lynch  
 Mack  
 Mahoney (FL)  
 Maloney (NY)  
 Manzullo  
 Marchant  
 Markey  
 Matheson  
 Marshall  
 Mateson  
 McCarthy (CA)  
 McCarthy (NY)  
 McCaul (TX)  
 McCollum (MN)  
 McCotter  
 McCreery  
 McDermott  
 McGovern  
 McHenry  
 McHugh  
 McIntyre  
 McKeon  
 McMorris  
 Rodgers  
 McNeerney  
 McNulty  
 Meehan  
 Meeke (NY)  
 Melancon  
 Mica  
 Michaud  
 Millender-  
 McDonald  
 Miller (MI)  
 Miller (NC)  
 Miller, Gary  
 Miller, George  
 Mitchell  
 Mollohan  
 Moore (KS)  
 Moore (WI)  
 Moran (KS)  
 Murphy (CT)  
 Murphy, Patrick  
 Murphy, Tim  
 Murtha  
 Musgrave  
 Myrick  
 Nadler  
 Napolitano  
 Neugebauer  
 Nunes  
 Oberstar  
 Obey  
 Olver  
 Ortiz  
 Udall (CO)  
 Udall (NM)  
 Upton  
 Van Hollen  
 Velázquez  
 Visclosky  
 Walberg  
 Walden (OR)  
 Walsh (NY)  
 Walz (MN)  
 Wamp  
 Wasserman  
 Schultz  
 Waters  
 Watson  
 Watt  
 Waxman  
 Weiner  
 Welch (VT)  
 Weldon (FL)  
 Berman  
 Westmoreland  
 Wexler  
 Whitfield  
 Wicker  
 Wilson (NM)  
 Wilson (OH)  
 Wilson (SC)  
 Wolf  
 Woolsey  
 Wu  
 Wynn  
 Yarmuth  
 Young (AK)

NAYS—1

Flake  
 NOT VOTING—37

Baldwin  
 Bonner

Brady (PA)  
 Brady (TX)  
 Brown (SC)  
 Brown, Corrine

Buyer  
 Capuano  
 Castor  
 Cooper  
 Crowley  
 Davis, Jo Ann  
 Emanuel  
 Gallegly  
 Gillibrand  
 Grijalva  
 Higgins  
 Inglis (SC)  
 Jefferson  
 Johnson (IL)  
 Kilpatrick  
 Matsui  
 Meek (FL)  
 Miller (FL)  
 Moran (VA)  
 Neal (MA)  
 Pascrell  
 Peterson (PA)  
 Pryce (OH)  
 Radanovich  
 Royce  
 Sánchez, Linda T.  
 Serrano  
 Smith (WA)  
 Tancredo  
 Weller  
 Young (FL)

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill, as amended, was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill, as amended, was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said bill.

35.16 H. RES. 136—UNFINISHED BUSINESS

The SPEAKER pro tempore, Mrs. CAPPES, pursuant to clause 8, rule XX, announced the further unfinished business to be the motion to suspend the rules and agree to said resolution (H. Res. 136) commending the Girl Scouts of America on the occasion of their 95th anniversary, for providing quality age-appropriate experiences that prepare girls to become the leaders of tomorrow and for raising issues important to girls.

The question being put, Will the House suspend the rules and agree to said resolution?

The vote was taken by electronic device.

It was decided in the affirmative { Yeas ..... 395 Nays ..... 0

35.17 [Roll No. 137] YEAS—395

Abercrombie  
 Ackerman  
 Aderholt  
 Akin  
 Alexander  
 Allen  
 Altmire  
 Andrews  
 Arcuri  
 Baca  
 Bachmann  
 Bachus  
 Baird  
 Baker  
 Barrett (SC)  
 Barrow  
 Bartlett (MD)  
 Barton (TX)  
 Bean  
 Becerra  
 Berkley  
 Berman  
 Berry  
 Biggert  
 Bilbray  
 Bilirakis  
 Bishop (GA)  
 Bishop (NY)  
 Bishop (UT)  
 Blackburn  
 Blumenauer  
 Blunt  
 Boehner  
 Bono  
 Boozman  
 Boren  
 Boswell  
 Boucher  
 Boustany  
 Boyd (FL)  
 Boyda (KS)  
 Braley (IA)  
 Brown-Waite,  
 Ginny  
 Buchanan  
 Burgess  
 Burton (IN)  
 Butterfield  
 Calvert  
 Camp (MI)  
 Campbell (CA)  
 Cannon  
 Cantor  
 Capito  
 Capps  
 Cardoza  
 Carnahan  
 Carney  
 Carson  
 Carter  
 Castle  
 Chabot  
 Chandler  
 Clarke  
 Ehlert  
 Clay  
 Cleaver  
 Clyburn  
 Coble  
 Cohen  
 Cole (OK)  
 Conaway  
 Conyers  
 Costa  
 Costello  
 Courtney  
 Cramer  
 Crenshaw  
 Cubin  
 Cuellar  
 Culberson  
 Cummings  
 Davis (AL)  
 Davis (CA)  
 Davis (IL)  
 Davis (KY)  
 Davis, David  
 Davis, Lincoln  
 Davis, Tom  
 Deal (GA)  
 DeFazio  
 DeGette  
 Delahunt  
 DeLauro  
 Dent  
 Diaz-Balart, L.  
 Diaz-Balart, M.  
 Dicks  
 Dingell  
 Doggett  
 Donnelly  
 Doolittle  
 Doyle  
 Drake  
 Dreier  
 Duncan  
 Edwards  
 Ehlers  
 Ellison  
 Ellsworth  
 Emerson  
 Engel  
 English (PA)  
 Eshoo  
 Etheridge  
 Everett  
 Fallon  
 Farr  
 Fattah  
 Feeney  
 Ferguson  
 Filner  
 Flake  
 Forbes  
 Fortenberry  
 Fossella  
 Foxx  
 Frank (MA)  
 Franks (AZ)  
 Frelinghuysen  
 Garrett (NJ)  
 Gerlach  
 Giffords  
 Gilchrest  
 Gillmor  
 Gingrey  
 Gohmert  
 Gonzalez  
 Goode  
 Goodlatte  
 Gordon  
 Granger  
 Graves  
 Green, Al  
 Green, Gene  
 Gutierrez  
 Hall (NY)  
 Hall (TX)  
 Hare  
 Harman  
 Hastert  
 Hastings (FL)  
 Hastings (WA)  
 Hayes  
 Heller  
 Hensarling  
 Herger  
 Herseeth  
 Hill  
 Hinchey  
 Hinojosa  
 Hirono  
 Hobson  
 Hodes  
 Hoekstra  
 Holden  
 Hoyt  
 Honda  
 Hooley  
 Hoyer  
 Hulshof  
 Hunter  
 Inslee  
 Israel  
 Issa  
 Jackson (IL)  
 Jackson-Lee (TX)  
 Jindal  
 Johnson (GA)  
 Johnson, E. B.  
 Johnson, Sam  
 Jones (NC)  
 Jones (OH)  
 Jordan  
 Kagen  
 Kanjorski  
 Kaptur  
 Keller  
 Kennedy  
 Kildee  
 Kind  
 King (IA)  
 King (NY)  
 Kingston  
 Kirk  
 Klein (FL)  
 Kline (MN)  
 Knollenberg  
 Kucinich  
 Kuhl (NY)  
 LaHood  
 Lamborn  
 Lampson  
 Langevin  
 Lantos  
 Larsen (WA)  
 Larson (CT)  
 Latham  
 LaTourette  
 Lee  
 Levin  
 Lewis (CA)  
 Lewis (GA)  
 Lewis (KY)  
 Linder  
 Lipinski  
 LoBiondo

Lowey  
 Lucas  
 Lungren, Daniel E.  
 Lynch  
 Mack  
 Mahoney (FL)  
 Maloney (NY)  
 Manzullo  
 Marchant  
 Markey  
 Marshall  
 Matheson  
 McCarthy (CA)  
 McCarthy (NY)  
 McCaul (TX)  
 McCollum (MN)  
 McCotter  
 McCreery  
 McDermott  
 McGovern  
 McHenry  
 McHugh  
 McIntyre  
 McKeon  
 McMorris  
 Rodgers  
 McNeerney  
 McNulty  
 Meehan  
 Meeke (NY)  
 Melancon  
 Mica  
 Michaud  
 Millender-  
 McDonald  
 Miller (MI)  
 Miller (NC)  
 Miller, Gary  
 Miller, George  
 Mitchell  
 Mollohan  
 Moore (KS)  
 Moore (WI)  
 Moran (KS)  
 Murphy (CT)  
 Murphy, Patrick  
 Murphy, Tim  
 Murtha  
 Musgrave  
 Myrick  
 Nadler  
 Napolitano  
 Neugebauer  
 Nunes  
 Oberstar  
 Obey  
 Olver  
 Ortiz  
 Pallone  
 Pastor  
 Paul  
 Payne  
 Pearce  
 Pence  
 Perlmutter  
 Peterson (MN)  
 Petri  
 Pickering  
 Pitts  
 Platts  
 Poe  
 Pomeroy  
 Porter  
 Price (GA)  
 Price (NC)  
 Putnam  
 Rahall  
 Ramstad  
 Rangel  
 Regula  
 Rehberg  
 Reichert  
 Renzi  
 Reyes  
 Reynolds  
 Rodriguez  
 Rogers (AL)  
 Rogers (KY)  
 Rogers (MI)  
 Rohrabacher  
 Ros-Lehtinen  
 Roskam  
 Ross  
 Rothman  
 Roybal-Allard  
 Ruppertsberger  
 Rush  
 Ryan (OH)  
 Ryan (WI)  
 Salazar  
 Sali  
 Sanchez, Loretta  
 Sarbanes  
 Saxton  
 Schakowsky  
 Schiff  
 Schmidt  
 Schwartz  
 Scott (GA)  
 Scott (VA)  
 Sensenbrenner  
 Sessions  
 Sestak  
 Shadegg  
 Shays  
 Shea-Porter  
 Sherman  
 Shimkus  
 Shuler  
 Shuster  
 Simpson  
 Sires  
 Skelton  
 Slaughter  
 Smith (NE)  
 Smith (NJ)  
 Smith (TX)  
 Snyder  
 Solis  
 Souder  
 Space  
 Spratt  
 Stark  
 Stearns  
 Stupak  
 Sullivan  
 Sutton  
 Tanner  
 Tauscher  
 Taylor  
 Terry  
 Thompson (CA)  
 Thompson (MS)  
 Thornberry  
 Tiahrt  
 Tiberi  
 Tierney  
 Towns  
 Turner  
 Udall (CO)  
 Udall (NM)  
 Upton  
 Van Hollen  
 Velázquez  
 Visclosky  
 Walberg  
 Walden (OR)  
 Walsh (NY)  
 Walz (MN)  
 Wamp  
 Wasserman  
 Schultz  
 Waters  
 Watson  
 Watt  
 Waxman  
 Weiner  
 Welch (VT)  
 Weldon (FL)  
 Westmoreland  
 Wexler  
 Whitfield  
 Wicker  
 Wilson (NM)  
 Wilson (OH)  
 Wilson (SC)  
 Wolf  
 Woolsey  
 Wu  
 Wynn  
 Yarmuth  
 Young (AK)

NOT VOTING—38

Baldwin  
 Bonner  
 Brady (PA)  
 Brady (TX)  
 Brown (SC)  
 Brown, Corrine  
 Buyer  
 Capuano  
 Castor  
 Cooper  
 Crowley  
 Davis, Jo Ann  
 Emanuel  
 Gallegly  
 Gillibrand  
 Grijalva  
 Higgins  
 Inglis (SC)  
 Jefferson  
 Johnson (IL)  
 Kilpatrick

Matsui Peterson (PA) Serrano  
 Meek (FL) Pryce (OH) Skelton  
 Miller (FL) Radanovich Smith (WA)  
 Moran (VA) Royce Tancredo  
 Neal (MA) Sánchez, Linda Weller  
 Pascrell T. Young (FL)

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said resolution was agreed to.

A motion to reconsider the vote whereby the rules were suspended and said resolution was agreed to was, by unanimous consent, laid on the table.

¶35.18 MOMENT OF SILENCE IN MEMORY OF THE LATE HONORABLE WILLIAM ROBERT ANDERSON

The SPEAKER pro tempore, Mrs. CAPPs, announced that all Members stand and observe a moment of silence in memory of the late Honorable William Robert Anderson.

¶35.19 H. RES. 89—UNFINISHED BUSINESS

The SPEAKER pro tempore, Mrs. CAPPs, pursuant to clause 8, rule XX, announced the further unfinished business to be the motion to suspend the rules and agree to said resolution (H. Res. 89) expressing the sense of the House of Representatives that a day should be established as Dutch-American Friendship Day to celebrate the historic ties of the United States and the Netherlands.

The question being put, Will the House suspend the rules and agree to said resolution?

The vote was taken by electronic device.

It was decided in the { Yeas ..... 391  
 affirmative ..... Nays ..... 0

¶35.20 [Roll No. 138] YEAS—391

Abercrombie Brown-Waite, Davis (KY)  
 Ackerman Ginny Davis, David  
 Aderholt Buchanan Davis, Lincoln  
 Akin Burgess Davis, Tom  
 Alexander Burton (IN) Deal (GA)  
 Allen Butterfield DeFazio  
 Altmire Calvert DeGette  
 Andrews Camp (MI) Delahunt  
 Arcuri Campbell (CA) DeLauro  
 Baca Cannon Dent  
 Bachmann Cantor Diaz-Balart, L.  
 Bachus Capito Diaz-Balart, M.  
 Baird Capps Dicks  
 Baker Cardoza Dingell  
 Barrett (SC) Carnahan Doggett  
 Barrow Carney Donnelly  
 Bartlett (MD) Carson Doolittle  
 Barton (TX) Carter Doyle  
 Bean Castle Drake  
 Becerra Chabot Dreier  
 Berkley Chandler Duncan  
 Berman Clarke Edwards  
 Berry Clay Ehlers  
 Biggert Cleaver Ellison  
 Bilbray Clyburn Ellsworth  
 Bilirakis Coble Emerson  
 Bishop (GA) Cohen Engel  
 Bishop (NY) Cole (OK) English (PA)  
 Bishop (UT) Conaway Eshoo  
 Blackburn Conyers Etheridge  
 Blumenauer Costa Everett  
 Blunt Costello Fallin  
 Boehner Courtney Farr  
 Bono Cramer Feeney  
 Boozman Ferguson Ferguson  
 Boren Cubin Filner  
 Boswell Cuellar Flake  
 Boucher Culberson Forbes  
 Boustany Cummings Fortenberry  
 Boyd (FL) Davis (AL) Fossella  
 Boyda (KS) Davis (CA) Foxx  
 Braley (IA) Davis (IL) Frank (MA)

Franks (AZ) Lowey  
 Frelinghuysen Lucas  
 Garrett (NJ) Lungren, Daniel  
 Gerlach E.  
 Giffords Lynch  
 Gilchrest Mack  
 Gillmor Mahoney (FL)  
 Gingrey Maloney (NY)  
 Gohmert Manzullo  
 Gonzalez Marchant  
 Goode Markey  
 Goodlatte Marshall  
 Gordon Matheson  
 Granger McCarthy (CA)  
 Graves McCaul (TX)  
 Green, Al McCollum (MN)  
 Green, Gene McCotter  
 Gutierrez McCrery  
 Hall (NY) McDermott  
 Hall (TX) McGovern  
 Hare McHenry  
 Harman McHugh  
 Hastert McIntyre  
 Hastings (FL) McKeon  
 Hastings (WA) McMorris  
 Hayes Rodgers  
 Heller McNerney  
 Hensarling McNulty  
 Herger Meehan  
 Herseth Meeks (NY)  
 Hill Melancon  
 Hinchey Mica  
 Hinojosa Michaud  
 Hirono Millender-  
 Hobson McDonald  
 Hodes Miller (MI)  
 Hoekstra Miller (NC)  
 Holden Miller, Gary  
 Holt Miller, George  
 Honda Mitchell  
 Hooley Mollohan  
 Hoyer Moore (KS)  
 Hulshof Moore (WI)  
 Inslie Moran (KS)  
 Israel Murphy (CT)  
 Issa Murphy, Patrick  
 Jackson (IL) Murphy, Tim  
 Jackson-Lee (TX) Musgrave  
 Jindal Myrick  
 Johnson (GA) Nadler  
 Johnson, E. B. Napolitano  
 Johnson, Sam Neugebauer  
 Jones (NC) Nunes  
 Jones (OH) Oberstar  
 Jordan Obey  
 Kagen Oliver  
 Kanjorski Ortiz  
 Kaptur Pallone  
 Keller Paul  
 Kennedy Payne  
 Kildee Pearce  
 Kind Pence  
 King (IA) Perlmutter  
 King (NY) Peterson (MN)  
 Kingston Petri  
 Kirk Pickering  
 Kleinf (FL) Pitts  
 Kline (MN) Platts  
 Knollenberg Knollenberg  
 Kucinich Kucinich  
 Kuhl (NY) Pomeroy  
 LaHood Porter  
 Lamborn Price (GA)  
 Lamborn Price (NC)  
 Langevin Putnam  
 Lantos Rahall  
 Larsen (WA) Ramstad  
 Larson (CT) Rangel  
 Latham Regula  
 LaTourrette Rehberg  
 Lee Reichert  
 Levin Renzi  
 Lewis (CA) Reyes  
 Lewis (GA) Reynolds  
 Lewis (KY) Rodriguez  
 Linder Rogers (AL)  
 Lipinski Rogers (KY)  
 LoBiondo Rogers (MI)  
 Loeb sack Rohrabacher  
 Lofgren, Zoe Ros-Lehtinen  
 Roskam

NOT VOTING—42

Baldwin Capuano Gallegly  
 Bonner Castor Gillibrand  
 Brady (PA) Cooper Grijalva  
 Brady (TX) Crowley Higgins  
 Brown (SC) Davis, Jo Ann Hunter  
 Brown, Corrine Emanuel Inglis (SC)  
 Buyer Fattah Jefferson

Johnson (IL) Neal (MA) Serrano  
 Kilpatrick Pascrell Sessions  
 Matsui Radanovich Peterson (PA) Smith (WA)  
 McCarthy (NY) Pryce (OH) Tancredo  
 Meek (FL) Radanovich Weller  
 Miller (FL) Royce Young (FL)  
 Moran (VA) Sánchez, Linda  
 Murtha T.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said resolution was agreed to.

A motion to reconsider the vote whereby the rules were suspended and said resolution was agreed to was, by unanimous consent, laid on the table.

¶35.21 COMMITTEE RESIGNATION—MINORITY

The SPEAKER pro tempore, Mrs. CAPPs, laid before the House the following communication, which was read as follows:

CONGRESS OF THE UNITED STATES,  
 HOUSE OF REPRESENTATIVES,  
 Washington, DC, March 9, 2007.  
 Hon. NANCY PELOSI,  
 Speaker, House of Representatives, The Capitol,  
 Washington, DC.

DEAR SPEAKER PELOSI: I am writing to resign my appointment to the House Homeland Security Committee and the House Financial Services Committee pending my appointment to the House Committee on Energy and Commerce.

Warm regards,  
 MARSHA BLACKBURN,  
 Member of Congress.  
 By unanimous consent, the resignation was accepted.

¶35.22 PERMISSION TO FILE REPORT

On motion of Mr. TIERNEY, by unanimous consent, the Committee on Oversight and Government Reform was granted permission until midnight tonight, to file a supplemental report (Rept. No. 110-42, Part II) on the bill (H.R. 985) to amend title 5, United States Code, to clarify which disclosures of information are protected from prohibited personnel practices; to require a statement in nondisclosure policies, forms, and agreements to the effect that such policies, forms, and agreements are consistent with certain disclosure protections, and for other purposes.

¶35.23 COMMITTEE ELECTION—MINORITY

Mr. PUTNAM, by direction of the Republican Conference, submitted the following privileged resolution (H. Res. 236):

Resolved, That Mr. Burton of Indiana is hereby removed from the Committee on Veterans' Affairs.

SEC. 2. The following named Members are hereby elected to the following standing committees of the House of Representatives:

- (1) COMMITTEE ON EDUCATION AND LABOR.—Mr. Heller of Nevada, to rank immediately after Mr. Walberg.
- (2) COMMITTEE ON ENERGY AND COMMERCE.—Mrs. Blackburn.
- (3) COMMITTEE ON FINANCIAL SERVICES.—MR. MARCHANT.
- (4) COMMITTEE ON TRANSPORTATION AND INFRASTRUCTURE.—Mrs. Capito, to rank immediately after Mr. Boozman.
- (5) COMMITTEE ON HOMELAND SECURITY.—Mr. McCarthy of California.

(6) COMMITTEE ON SCIENCE AND TECHNOLOGY.—MR. REICHERT, TO RANK IMMEDIATELY AFTER MR. INGLIS OF SOUTH CAROLINA.

(7) COMMITTEE ON VETERANS' AFFAIRS.—Mr. Buchanan.

When said resolution was considered and agreed to.

A motion to reconsider the vote whereby said resolution was agreed to was, by unanimous consent, laid on the table.

¶35.24 LEAVE OF ABSENCE

By unanimous consent, leave of absence was granted—

To Mr. BUYER, for today;  
To Ms. BALDWIN, for today and March 13;

To Mr. CAPUANO, for today;  
To Ms. CASTOR, for today; and  
To Ms. KILPATRICK, for today.  
And then,

¶35.25 ADJOURNMENT

On motion of Mr. KING of Iowa, at 9 o'clock and 30 minutes p.m., the House adjourned.

¶35.26 REPORTS OF COMMITTEES ON PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XIII, reports of committees were delivered to the Clerk for printing and reference to the proper calendar, as follows:

Mr. WAXMAN: Committee on Oversight and Government Reform. Supplemental report on H.R. 985. A bill to amend title 5, United States Code, to clarify which disclosures of information are protected from prohibited personnel practices; to require a statement in nondisclosure policies, forms, and agreements to effect that such policies, forms, and agreements are consistent with certain disclosure protections, and for other purposes (Rept. 110-42 Pt. 2). Ordered to be printed.

Mr. WAXMAN: Committee on Oversight and Government Reform. H.R. 1309. A bill to promote openness in Government by strengthening section 552 of title 5, United States Code (commonly referred to as the Freedom of Information Act), and for other purposes; with amendments (Rept. 110-45). Referred to the Committee of the Whole House on the state of the Union.

Mr. OBERSTAR: Committee on Transportation and Infrastructure. H.R. 1045. A bill to designate the Federal building located at 210 Walnut Street in Des Moines, Iowa, as the "Neal Smith Federal Building" (Rept. 110-46). Referred to the House Calendar.

Mr. WAXMAN: Committee on Oversight and Government Reform. H.R. 1362. A bill to reform acquisition practices of the Federal Government; with an amendment (Rept. 110-47 Pt. 1). Ordered to be printed.

¶35.27 TIME LIMITATION OF REFERRED BILL

Pursuant to clause 2 of rule XII the following action was taken by the Speaker:

H.R. 1362. Referral to the Committee on Armed Services extended for a period ending not later than March 14, 2007.

¶35.28 PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XII, public bills and resolutions were introduced and severally referred, as follows:

By Mr. JEFFERSON:

H.R. 1468. A bill to ensure that, for each small business participating in the 8(a) business development program that was affected by Hurricane Katrina of 2005, the period in which it can participate is extended by 18 months; to the Committee on Small Business.

By Mr. LANTOS (for himself and Ms. ROS-LEHTINEN):

H.R. 1469. A bill to establish the Senator Paul Simon Study Abroad Foundation under the authorities of the Mutual Educational and Cultural Exchange Act of 1961; to the Committee on Foreign Affairs.

By Mr. FILNER:

H.R. 1470. A bill to amend the Department of Veterans Affairs Health Care Programs Enhancement Act of 2001 to require the provision of chiropractic care and services to veterans at all Department of Veterans Affairs medical centers; to the Committee on Veterans' Affairs.

By Mr. FILNER:

H.R. 1471. A bill to amend title 38, United States Code, to permit eligible veterans to receive direct access to chiropractic care; to the Committee on Veterans' Affairs.

By Mr. BARROW (for himself, Mr. BACA, Mr. BURTON of Indiana, Mr. BOSWELL, Ms. BORDALLO, Mr. BUCHER, Mr. ABERCROMBIE, Mr. BOREN, and Mr. COURTNEY):

H.R. 1472. A bill to amend title 38, United States Code, to eliminate the deductible and change the method of determining the mileage reimbursement rate under the beneficiary travel program administered by the Secretary of Veterans Affairs, and for other purposes; to the Committee on Veterans' Affairs.

By Mr. BARROW (for himself, Mr. BISHOP of Georgia, Ms. JACKSON-LEE of Texas, Mr. LEWIS of Georgia, Mr. BOREN, and Mr. COURTNEY):

H.R. 1473. A bill to amend the Child Care and Development Block Grant Act of 1990 to require child care providers to provide to parents information regarding whether such providers carry current liability insurance; to the Committee on Education and Labor.

By Mr. BERRY (for himself, Ms. HERSETH, Mr. JONES of North Carolina, Mr. WICKER, Mr. ALLEN, Mr. ADERHOLT, Mr. ROSS, Mr. GRAVES, Mrs. EMERSON, Mr. COURTNEY, and Mr. MORAN of Kansas):

H.R. 1474. A bill to amend title XVIII of the Social Security Act to require the sponsor of a prescription drug plan or an organization offering an MA-PD plan to promptly pay claims submitted under part D and to prohibit the inclusion of certain identifying information of pharmacies on explanatory prescription drug information and cards distributed by prescription drug plan sponsors; to the Committee on Energy and Commerce, and in addition to the Committee on Ways and Means, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. MCGOVERN (for himself, Mrs. MCCARTHY of New York, Ms. WATSON, Mr. SERRANO, Mr. MORAN of Virginia, Mr. FOSSELLA, Mr. CAPUANO, Mr. HINCHEY, Mr. ISRAEL, Mr. VAN HOLLEN, Mrs. TAUSCHER, Ms. DELAURO, Mr. SHAYS, Ms. KILPATRICK, Ms. SCHWARTZ, Mr. FARR, Mr. FRANK of Massachusetts, Ms. EDDIE BERNICE JOHNSON of Texas, Ms. MATSUI, Mr. MCHUGH, Mr. MCDERMOTT, Mrs. MALONEY of New York, Mr. HASTINGS of Florida, Mr. HONDA, Mr. WYNN, Mr. NEAL of Massachusetts, Mr. ENGEL, Mr. DELAHUNT, Mr. KUCINICH, Mr. PALLONE, Mr. GONZALEZ, Mr. ABER-

CROMBIE, Mrs. LOWEY, Mr. HOLT, Mr. WEINER, Mr. LYNCH, Mr. MEEHAN, Mr. TIERNEY, Mr. OLVER, Mr. MARKEY, Mr. SCHIFF, Mr. PATRICK MURPHY of Pennsylvania, Ms. SHEA-PORTER, Ms. DEGETTE, and Mr. BLUMENAUER):

H.R. 1475. A bill to amend the Internal Revenue Code of 1986 to increase and equalize the exclusion from gross income for parking and transportation fringe benefits and to provide for a common cost-of-living adjustment, and for other purposes; to the Committee on Ways and Means, and in addition to the Committee on Oversight and Government Reform, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Ms. GINNY BROWN-WAITE of Florida (for herself, Mr. KIRK, Mr. FEENEY, Mr. BOUSTANY, Mr. SHAYS, Mrs. BIGGERT, Mrs. MILLER of Michigan, Mr. PORTER, Mr. GINGREY, Mr. CHABOT, Mr. GILCREST, Mr. BARTLETT of Maryland, Mr. UPTON, and Mr. ROSKAM):

H.R. 1476. A bill to amend titles XVIII and XIX of the Social Security Act to expand the nursing home patients' bill of rights to include the right to receive care from a credible caregiver by requiring background checks on direct access employees and the right to a safe environment during an emergency or natural disaster by requiring nursing long-term care facilities to establish disaster emergency and evacuation plans; to the Committee on Ways and Means, and in addition to the Committee on Energy and Commerce, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. FORTENBERRY:

H.R. 1477. A bill to amend title 10, United States Code, to extend military commissary and exchange store privileges to veterans with a compensable service-connected disability and to their dependents; to the Committee on Armed Services.

By Mr. GRIJALVA (for himself, Mr. UDALL of Colorado, and Mr. PASTOR):

H.R. 1478. A bill to amend the Morris K. Udall Scholarship and Excellence in National Environmental and Native American Public Policy Act of 1992 to provide funds for training in tribal leadership, management, and policy, and for other purposes; to the Committee on Education and Labor, and in addition to the Committee on Natural Resources, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. HINCHEY (for himself, Mr. GRIJALVA, Mr. GUTIERREZ, Mr. MCNERNEY, Mr. MCNULTY, Mr. PAUL, Mr. ROYCE, Ms. SCHAKOWSKY, and Ms. SCHWARTZ):

H.R. 1479. A bill to amend title XVIII of the Social Security Act to provide for coverage of qualified acupuncturist services under part B of the Medicare Program, and to amend title 5, United States Code, to provide for coverage of such services under the Federal Employees Health Benefits Program; to the Committee on Energy and Commerce, and in addition to the Committees on Ways and Means, and Oversight and Government Reform, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. KLEIN of Florida (for himself and Ms. ROS-LEHTINEN):

H.R. 1480. A bill to impose a 2-year moratorium on implementation of a proposed rule

relating to the Federal-State financial partnerships under Medicaid and the State Children's Health Insurance Program; to the Committee on Energy and Commerce.

By Mr. MORAN of Kansas (for himself, Mr. JONES of North Carolina, and Mr. PAUL):

H.R. 1481. A bill to amend the Internal Revenue Code of 1986 to exclude amounts received as a military basic housing allowance from consideration as income for purposes of the low-income housing credit and qualified residential rental projects; to the Committee on Ways and Means.

By Mr. PETRI (for himself and Mr. KANJORSKI):

H.R. 1482. A bill to amend the Internal Revenue Code of 1986 to provide a credit and a deduction for small political contributions; to the Committee on Ways and Means.

By Mr. REGULA (for himself, Mr. TIERNEY, Mr. McNULTY, Mr. DOYLE, Mr. RYAN of Ohio, Mr. HALL of New York, Mr. SPACE, Mr. BROWN of South Carolina, Mr. BOSWELL, Mr. WAMP, Ms. KAPTUR, Mr. LATHAM, Mr. GORDON, Mr. HINCHEY, Mr. MEEHAN, Ms. SUTTON, Mr. BRALEY of Iowa, and Mr. WILSON of South Carolina):

H.R. 1483. A bill to amend the Omnibus Parks and Public Lands Management Act of 1996 to extend the authorization for certain national heritage areas, and for other purposes; to the Committee on Natural Resources.

By Mr. TANCREDO (for himself and Mr. UDALL of Colorado):

H.R. 1484. A bill to provide consistent enforcement authority to the Bureau of Land Management, the National Park Service, the United States Fish and Wildlife Service, and the Forest Service to respond to violations of regulations regarding the management, use, and protection of public lands under the jurisdiction of these agencies, and for other purposes; to the Committee on Natural Resources, and in addition to the Committee on Agriculture, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Ms. EDDIE BERNICE JOHNSON of Texas (for herself, Mr. MORAN of Virginia, Mrs. MALONEY of New York, Mr. McDERMOTT, Mrs. JONES of Ohio, Mr. BOSWELL, Mr. SMITH of Washington, Ms. HIRONO, and Mr. McCOTTER):

H. Con. Res. 90. Concurrent resolution recognizing the dedication and honorable service of members of the Armed Forces who are serving or have served as military nurses; to the Committee on Armed Services.

By Mr. PUTNAM:

H. Res. 236. A resolution removing a Minority Member from and electing certain Minority Members to certain standing committees of the House of Representatives; considered and agreed to.

By Mr. BACA (for himself, Ms. KAPTUR, Mr. MELANCON, Mr. HALL of New York, Ms. KILPATRICK, Ms. BORDALLO, Mr. MARSHALL, Mr. BERMAN, Mrs. JONES of Ohio, Ms. EDDIE BERNICE JOHNSON of Texas, Mr. BARROW, Mr. BOYD of Florida, Mr. MITCHELL, Mr. CARNAHAN, Mrs. CHRISTENSEN, Mr. DAVIS of Alabama, Mr. SPACE, Mr. FILNER, and Mr. HARE):

H. Res. 237. A resolution supporting and encouraging greater support for Veterans Day each year; to the Committee on Veterans' Affairs.

By Mr. CROWLEY (for himself, Mr. McDERMOTT, Mr. WEXLER, and Mr. BURTON of Indiana):

H. Res. 238. A resolution commending the first democratic elections in Aceh, a prov-

ince in Sumatra, Indonesia, and expressing support for the further democratic development and implementation of the Helsinki Memorandum of Understanding; to the Committee on Foreign Affairs.

### ¶35.29 PRIVATE BILLS AND RESOLUTIONS

Under clause 3 of rule XII,

Mr. MARKEY introduced A bill (H.R. 1485) for the relief of Esther Karinge; which was referred to the Committee on the Judiciary.

### ¶35.30 ADDITIONAL SPONSORS

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

H.R. 17: Mr. SAXTON, Mr. KAGEN, and Mr. MOORE of Kansas.

H.R. 23: Ms. SHEA-PORTER, Ms. GINNY BROWN-WAITE of Florida, Mr. GORDON, Mr. TIERNEY, Mr. LAHOOD, Mr. CARDOZA, Mrs. JONES of Ohio, Mr. BOSWELL, and Mr. MORAN of Virginia.

H.R. 73: Mr. REHBERG.

H.R. 92: Mr. CARNEY.

H.R. 98: Mr. HAYES, Mr. WAMP, Mr. GARY G. MILLER of California, Mr. RENZI, Mr. COBLE, Mr. WALBERG, Mr. WILSON of South Carolina, Mr. BOOZMAN, Mrs. MYRICK, Mr. WOLF, Mr. BACHUS, Mr. DUNCAN, Mrs. CAPITO, and Ms. GINNY BROWN-WAITE of Florida.

H.R. 100: Mr. SCHIFF.

H.R. 169: Mr. COHEN.

H.R. 211: Mr. ENGEL.

H.R. 255: Mr. MCHUGH and Mr. BOOZMAN.

H.R. 260: Mr. GRIJALVA.

H.R. 322: Mr. MCCOTTER.

H.R. 327: Mr. CARNEY, Mr. CONYERS, Mr. OBERSTAR, and Mrs. BOYDA of Kansas.

H.R. 419: Mr. SMITH of Nebraska and Mrs. MUSGRAVE.

H.R. 464: Ms. SLAUGHTER.

H.R. 473: Mr. KUHL of New York.

H.R. 549: Ms. ZOE LOFGREN of California, Mrs. McMORRIS RODGERS, Mr. SHAYS, Mr. SMITH of Nebraska, Mr. HINOJOSA, Mr. ALLEN, Mr. MAHONEY of Florida, and Mr. GORDON.

H.R. 551: Mr. HUNTER.

H.R. 563: Mrs. MILLER of Michigan.

H.R. 620: Mr. FORTUÑO.

H.R. 631: Mr. JORDAN, Mr. KELLER, Mr. FEENEY, Mr. DANIEL E. LUNGREN of California, Mrs. MYRICK, Mr. WESTMORELAND, Ms. GINNY BROWN-WAITE of Florida, and Mr. CHABOT.

H.R. 634: Mr. WOLF and Mr. LEWIS of Kentucky.

H.R. 690: Mr. McNERNEY.

H.R. 743: Mr. GOHMERT.

H.R. 760: Mr. RANGEL and Mr. LARSEN of Washington.

H.R. 787: Mr. BECERRA.

H.R. 790: Mr. BOUCHER.

H.R. 797: Mr. TIM MURPHY of Pennsylvania, Mr. VAN HOLLEN, Mr. BRADY of Pennsylvania, Ms. MATSUI, Mr. HOLT, Ms. SCHAKOWSKY, Ms. DEGETTE, and Mr. MURTHA.

H.R. 814: Mr. BARROW.

H.R. 854: Ms. DEGETTE.

H.R. 887: Mr. MOORE of Kansas.

H.R. 916: Mr. FERGUSON, Mr. MICHAUD, Ms. BALDWIN, Mr. ETHERIDGE, and Mr. GUTIERREZ.

H.R. 942: Mr. GRIJALVA.

H.R. 943: Mr. WELCH of Vermont.

H.R. 960: Mr. LOEBESACK.

H.R. 971: Mr. MOORE of Kansas, Mr. UPTON, Mr. ALLEN, and Mr. MORAN of Virginia.

H.R. 1061: Mr. SMITH of Washington and Mr. McDERMOTT.

H.R. 1087: Mr. GRIJALVA and Ms. HIRONO.

H.R. 1093: Mr. KAGEN, Mr. MARIO DIAZ-BALART of Florida, Mr. MILLER of Florida, Ms. DEGETTE, and Ms. GINNY BROWN-WAITE of Florida.

H.R. 1119: Mr. MCCAUL of Texas.

H.R. 1149: Mr. TERRY, Mr. ALEXANDER, and Mr. WILSON of South Carolina.

H.R. 1186: Mr. TERRY.

H.R. 1187: Mr. ALLEN.

H.R. 1188: Mr. KAGEN.

H.R. 1192: Mr. LINCOLN DIAZ-BALART of Florida.

H.R. 1200: Mr. ENGEL, Ms. JACKSON-LEE of Texas, and Mr. LEWIS of Georgia.

H.R. 1224: Mr. BISHOP of Georgia.

H.R. 1229: Mr. BERRY, Mrs. CAPITO, Mr. MURTHA, Mr. BRALEY of Iowa, Mr. LIPINSKI, and Mr. BACHUS.

H.R. 1235: Mr. TOWNS and Ms. CLARKE.

H.R. 1244: Mr. COHEN.

H.R. 1261: Mr. BOOZMAN.

H.R. 1284: Ms. CORRINE BROWN of Florida.

H.R. 1294: Mr. RENZI.

H.R. 1300: Mr. WELCH of Vermont, Ms. JACKSON-LEE of Texas, and Ms. HIRONO.

H.R. 1303: Mr. McNERNEY.

H.R. 1317: Mr. COHEN.

H.R. 1330: Mr. SHULER and Mr. POE.

H.R. 1347: Mr. ELLSWORTH.

H.R. 1350: Mr. KAGEN, Mr. PETRI, Ms. SLAUGHTER, and Mr. RYAN of Wisconsin.

H.R. 1353: Mr. PATRICK MURPHY of Pennsylvania.

H.R. 1359: Mr. POE.

H.R. 1362: Mr. YARMUTH.

H.R. 1363: Ms. KAPTUR, Mrs. CAPPS, Mr. KAGEN, Mr. STARK, and Mr. BLUMENAUER.

H.R. 1409: Mr. BOOZMAN.

H.R. 1430: Mr. LINCOLN DAVIS of Tennessee, Mrs. BLACKBURN, Ms. GINNY BROWN-WAITE of Florida, Mrs. JO ANN DAVIS of Virginia, and Mr. SULLIVAN.

H.R. 1458: Mr. ALLEN.

H.R. 1462: Ms. DEGETTE.

H.J. Res. 12: Mr. JONES of North Carolina.

H. Con. Res. 21: Mr. HASTINGS of Florida and Mr. WEINER.

H. Con. Res. 33: Ms. MATSUI.

H. Con. Res. 71: Mr. VAN HOLLEN, Mr. COHEN, and Mr. McCOTTER.

H. Con. Res. 75: Mr. HASTINGS of Florida and Mr. BLUMENAUER.

H. Con. Res. 83: Mr. TANCREDO, Ms. FOXX, and Mr. CALVERT.

H. Con. Res. 89: Ms. SCHAKOWSKY.

H. Res. 16: Mr. TOM DAVIS of Virginia and Mr. WOLF.

H. Res. 55: Mr. MOORE of Kansas and Mr. STARK.

H. Res. 68: Mr. FATTAH.

H. Res. 101: Mr. MICHAUD.

H. Res. 106: Mr. SPACE, Mr. BRADY of Pennsylvania, Mr. BAIRD, and Mr. BILBRAY.

H. Res. 107: Mr. BARROW, Mr. TIM MURPHY of Pennsylvania, and Mr. WALBERG.

H. Res. 136: Mr. BARROW, Mrs. McMORRIS RODGERS, and Mr. ORTIZ.

H. Res. 143: Mr. KUCINICH and Mr. LEWIS of Georgia.

H. Res. 158: Mr. BLUNT and Mr. SOUDER.

H. Res. 169: Mr. BARROW.

H. Res. 171: Mr. HULSHOF, Mrs. EMERSON, and Mr. POE.

H. Res. 196: Mr. PAYNE, Mr. HINOJOSA, Mr. MARKEY, Mr. GEORGE MILLER of California, Mr. HONDA, and Ms. SCHAKOWSKY.

H. Res. 197: Ms. HIRONO, Mr. HINOJOSA, and Mr. GRIJALVA.

H. Res. 198: Mr. HARE.

H. Res. 208: Mr. FRANKS of Arizona and Mr. McCOTTER.

H. Res. 209: Mrs. MALONEY of New York.

H. Res. 221: Mr. CAPUANO, Mr. GRIJALVA, Mr. HASTINGS of Florida, and Mr. SERRANO.

H. Res. 226: Mr. McDERMOTT and Mr. FATTAH.

H. Res. 227: Ms. LEE, Mr. COHEN, and Mr. GRIJALVA.

H. Res. 228: Mr. SARBANES, Mr. BERMAN, and Mr. BLUMENAUER.

H. Res. 231: Mr. BARTLETT of Maryland.

H. Res. 233: Mr. BURTON of Indiana, Mr. JOHNSON of Illinois, Mr. McCOTTER, and Mr. McDERMOTT.



**TUESDAY, MARCH 13, 2007 (36)**

¶36.1 APPOINTMENT OF SPEAKER PRO TEMPORE

The House was called to order at 10:30 a.m. by the SPEAKER pro tempore, Mr. MEEKS of New York, who laid before the House the following communication:

WASHINGTON, DC,  
March 13, 2007.

I hereby appoint the Honorable GREGORY W. MEEKS to act as Speaker pro tempore on this day.

NANCY PELOSI,

*Speaker of the House of Representatives.*

Whereupon, pursuant to the order of the House of January 4, 2007, Members were recognized for morning-hour debate.

¶36.2 RECESS—10:55 A.M.

The SPEAKER pro tempore, Mr. MEEKS of New York, pursuant to clause 12(a) of rule I, declared the House in recess at 10 o'clock and 55 minutes a.m., until noon.

¶36.3 AFTER RECESS—NOON

The SPEAKER pro tempore, Ms. CASTOR, called the House to order.

¶36.4 APPROVAL OF THE JOURNAL

The SPEAKER pro tempore, Ms. CASTOR, announced she had examined and approved the Journal of the proceedings of Monday, March 12, 2007.

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

¶36.5 COMMUNICATIONS

Executive and other communications, pursuant to clause 8, rule XII, were referred as follows:

817. A letter from the General Counsel, National Credit Union Administration, transmitting the Administration's final rule — General Lending Maturity Limit and Other Financial Services (RIN: 3133-AD30) received March 8, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Financial Services.

818. A letter from the Senior Legal Advisor, OGC, FERC, Federal Energy Regulatory Commission, transmitting the Commission's final rule — Preventing Undue Discrimination and Preference in Transmission Service [Docket Nos. RM05-17-000 and RM05-25-000; Order No. 890] received March 7, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

819. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Eurocopter France Model AS355E, F, F1, F2, and N Helicopters [Docket No. 2003-SW-10-AD; Amendment 39-14621; AD 2003-21-09 R1] (RIN: 2120-AA64) received February 27, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

820. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Bombardier Model CL-600-2B19 (Regional Jet Series 100 and 440) Airplanes [Docket No. FAA-2006-23936; Directorate Identifier 2005-NM-215-AD; Amendment 39-14590; AD 2006-10-06] (RIN: 2120-AA64) received February 27, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

821. A letter from the Program Analyst, Department of Transportation, transmitting

the Department's final rule — Airworthiness Directives; Boeing Model 747-200B, 747-200C, 747-200F, 747-300, 747-400, 747SP Series Airplanes [Docket No. FAA-2006-23819; Directorate Identifier 2005-NM-223-AD; Amendment 39-14588; AD 2006-10-04] (RIN: 2120-AA64) received February 27, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

822. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Pratt & Whitney Canada (PWC) PW535A Turbohaft Engines [Docket No. FAA-2006-24117; Directorate Identifier 2006-NE-07-AD; Amendment 39-14570; AD 2006-08-13] (RIN: 2120-AA64) received February 27, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

823. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Air Tractor, Inc. Model AT-501 Airplanes [Docket No. FAA-2006-23647; Directorate Identifier 2006-CE-06-AD; Amendment 39-14564; AD 2002-11-05 R1] (RIN: 2120-AA64) received February 27, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

824. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; BAE Systems (Operations) Limited Model BAe 146 Airplanes and Model Avro 146-RJ Airplanes [Docket No. FAA-2005-23215; Directorate Identifier 2005-NM-212-AD; Amendment 39-14596; AD 2006-10-12] (RIN: 2120-AA64) received February 27, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

825. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; BURKHART GROB LUFT-UNDRUMFAHRT GmbH & Co. KG, Model G 103 C Twin III SL Sailplanes [Docket No. FAA-2005-20768; Directorate Identifier 2005-CE-16-AD; Amendment 39-14554; AD 2006-08-01] (RIN: 2120-AA64) received February 27, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

826. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Sikorsky Aircraft Corporation Model S-92A Helicopters [Docket No. FAA-2006-24875; Directorate Identifier 2006-SW-03-AD; Amendment 39-14618; AD 2006-11-14] (RIN: 2120-AA64) received February 27, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

827. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Gulfstream Aerospace LP Model Galaxy and Model Gulfstream 200 Airplanes [Docket No. FAA-2005-23478; Directorate Identifier 2005-NM-175-AD; Amendment 39-14602; AD 2006-10-18] (RIN: 2120-AA64) received February 27, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

828. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Honeywell International Inc. T5311A, T5311B, T5313A, T5317A, T5317A-1, and T5317B Series Turbohaft Engines and Lycoming Former Military T53-L11B, T53-L-11D, T53-L-13B, T53-L-13B/D, and T53-L-703 Series Turbohaft Engines [Docket No. 98-ANE-72-AD; Amendment 39-14620; AD 2006-11-16] (RIN: 2120-AA64) received February 27, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

829. A letter from the Attorney, Department of Transportation, transmitting the

Department's final rule — Hazardous Materials Regulations: Transportation of Compressed Oxygen, Other Oxidizing Gases and Chemical Oxygen Generators on Aircraft [Docket No. RSPA-04-17664 (HM-224B)] (RIN: 2137-AD33) received February 27, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

830. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Modification of the Class B Airspace Area; Atlanta, GA [Docket No. FAA-2006-25831; Airspace Docket No. 06-AWA-1] (RIN: 2120-AA66) received February 27, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

831. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Re-Designation of VOR Federal Airway V-431; Alaska [Docket No. FAA-2006-25186; Airspace Docket No. 06-AAL-18] (RIN: 2120-AA66) received February 27, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

832. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Revision of Class E Airspace; Sheridan, WY [Docket No. FAA-2006-25038; Airspace Docket No. 06-ANM-4] (RIN: 2120-AA66) received February 27, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

833. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Change of Using Agency for Restricted Area R-2202, Big Delta, AK [Docket No. FAA-2006-26133; Airspace Docket No. 06-AAL-33] (RIN: 2120-AA66) received February 27, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

834. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Change of Controlling Agency and Using Agency for Restricted Areas R-6608A, B, C; Quantico, VA [Docket No. FAA-2006-26351; Airspace Docket No. 06-ASO-12] (RIN: 2120-AA66) received February 27, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

835. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Establishment of Class E Airspace; Kokhanok, AK [Docket No. FAA-2006-25180; Airspace Docket No. 06-AAL-19] (RIN: 2120-AA66) received February 27, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

836. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Revision of Class E Airspace; Iliamna, AK [Docket No. FAA-2006-25182; Airspace Docket No. 06-AAL-21] (RIN: 2120-AA66) received February 27, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

837. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Removal of Class E Airspace; Cedar Springs, GA [Docket No. FAA-2006-26155; Airspace Docket No. 06-ASO-15] (RIN: 2120-AA66) received February 27, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

838. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Revision of Class E Airspace; Hooper Bay, AK [Docket No. FAA-2006-24675; Airspace Docket No. 06-AAL-14] (RIN: 2120-AA66) received February 27, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

839. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Revision of Class E Airspace; Perryville, AK [Docket No. FAA-2006-24748; Airspace Docket No. 06-AAL-15] (RIN: 2120-AA66) received February 27, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

840. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Revision of Class E Airspace; Homer, AK [Docket No. FAA-2006-25762; Airspace Docket No. 06-AAL-25] (RIN: 2120-AA66) received February 27, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

841. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Revision of Class E Airspace; Kodiak, AK [Docket No. FAA-2006-25763; Airspace Docket No. 06-AAL-26] (RIN: 2120-AA66) received February 27, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

842. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Revision of Class E Airspace; St. Michael, AK [Docket No. FAA-2006-25825; Airspace Docket No. 06-AAL-27] (RIN: 2120-AA66) received February 27, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

843. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Revision of Class E Airspace; Tok Junction, AK [Docket No. FAA-2006-25826; Airspace Docket No. 06-AAL-28] (RIN: 2120-AA66) received February 27, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

844. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Establishment of Restricted Area 5601F; Fort Still, OK [Docket No. FAA-2005-22680; Airspace Docket No. 05-ASW-3] (RIN: 2120-AA66) received February 27, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

845. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Establishment of Class D Airspace; Castle Airport, Atwater, CA [Docket FAA 2006-25671; Airspace Docket 06-AWP-15] (RIN: 2120-AA66) received February 27, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

846. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Establishment of Alaskan High Altitude Reporting Points, AK [Docket No. FAA-2006-26244; Airspace Docket No. 06-AAL-36] (RIN: 2120-AA66) received February 27, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

847. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Establishment of Class D Airspace; Eastman, GA; Correction [Docket No. FAA-2006-25270; Airspace Docket No. 06-ASO-9] (RIN: 2120-AA66) received February 27, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

#### ¶36.6 FOREIGN AFFAIRS REFORM AND RESTRUCTURING

Ms. WATSON moved to suspend the rules and pass the bill (H.R. 1003) to amend the Foreign Affairs Reform and Restructuring Act of 1998 to reauthor-

ize the United States Advisory Commission on Public Diplomacy.

The SPEAKER pro tempore, Mr. DAVIS of Alabama, recognized Ms. WATSON and Mr. BOOZMAN, each for 20 minutes.

After debate,  
The question being put, *viva voce*,  
Will the House suspend the rules and pass said bill?

The SPEAKER pro tempore, Mr. DAVIS of Alabama, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said bill.

#### ¶36.7 ISRAELI SOLDIERS

Mr. ACKERMAN moved to suspend the rules and agree to the following resolution (H. Res. 107); as amended:

Whereas Israel completed its withdrawal from southern Lebanon on May 24, 2000;

Whereas Congress previously expressed its concern for Israeli soldiers missing in Lebanon and Syrian-controlled territory of Lebanon in Public Law 106-89 (113 Stat. 1305; November 8, 1999), which required the Secretary of State to raise the status of missing Israeli soldiers with appropriate government officials of Syria, Lebanon, the Palestinian Authority, and other governments in the region, and to submit to Congress reports on those efforts and any subsequent discovery of relevant information;

Whereas on June 18, 2000, the United Nations Security Council welcomed and endorsed United Nations Secretary-General Kofi Annan's report that Israel had withdrawn completely from Lebanon under the terms of United Nations Security Council Resolution 425 (1978);

Whereas Israel completed its withdrawal from Gaza on September 12, 2005;

Whereas on June 25, 2006, Hamas and allied terrorists crossed into Israel to attack a military post, killing two soldiers and wounding a third, Gilad Shalit, who was kidnapped;

Whereas on July 12, 2006, Hezbollah terrorists crossed into Israel to attack Israeli troops patrolling the Israeli side of the border with Lebanon, killing three, wounding two, and kidnapping Ehud Goldwasser and Eldad Regev;

Whereas Gilad Shalit has been held in captivity by Hamas for more than 7 months;

Whereas Ehud Goldwasser and Eldad Regev have been held in captivity by Hezbollah for more than 6 months;

Whereas Hamas and Hezbollah have withheld all information on the health and welfare of the men they have kidnapped; and

Whereas, contrary to the most basic standards of humanitarian conduct, Hamas and Hezbollah have prevented access to the Israeli captives by competent medical personnel and representatives of the International Committee of the Red Cross: Now, therefore, be it

Resolved, That the House of Representatives—

(1) demands that—  
(A) Hamas immediately and unconditionally release Israeli soldier Gilad Shalit;

(B) Hezbollah accept the mandate of United Nations Security Council Resolution

1701 (2006) by immediately and unconditionally releasing Israeli soldiers Ehud Goldwasser and Eldad Regev; and

(C) Hezbollah and Hamas accede to the most basic standards of humanitarian conduct and allow prompt access to the Israeli captives by competent medical personnel and representatives of the International Committee of the Red Cross;

(2) expresses—  
(A) its vigorous support and unwavering commitment to the welfare and survival of the State of Israel as a Jewish and democratic state with secure borders;

(B) its strong support and deep interest in achieving a resolution of the Israeli-Palestinian conflict through the creation of a viable and independent Palestinian state living in peace alongside of the State of Israel;

(C) its ongoing concern and sympathy for the families of Gilad Shalit, Ehud Goldwasser, and Eldad Regev and all other missing Israeli soldiers; and

(D) its full commitment to seek the immediate and unconditional release of the Israeli captives; and

(3) condemns—  
(A) Hamas and Hezbollah for the cross border attacks and kidnappings which precipitated weeks of intensive armed conflict between Israel, Hezbollah, and armed Palestinian groups; and

(B) Iran and Syria, the primary state sponsors of global terrorism and the patrons of Hezbollah and Hamas, for their ongoing support for international terrorism.

The SPEAKER pro tempore, Mr. DAVIS of Alabama, recognized Mr. ACKERMAN and Mr. BOOZMAN, each for 20 minutes.

After debate,  
The question being put, *viva voce*,  
Will the House suspend the rules and agree to said resolution, as amended?

The SPEAKER pro tempore, Mr. DAVIS of Alabama, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said resolution, as amended, was agreed to.

A motion to reconsider the vote whereby the rules were suspended and said resolution, as amended, was agreed to was, by unanimous consent, laid on the table.

#### ¶36.8 GOVERNMENT OF BANGLADESH

Mr. ACKERMAN moved to suspend the rules and agree to the following resolution (H. Res. 64); as amended:

Whereas Salah Uddin Shoaib Choudhury is a Bangladeshi journalist who, because of his beliefs in an interfaith dialogue between Jews and Muslims and criticism of Islamic extremism, is on trial for sedition, an offense punishable by death;

Whereas on November 29, 2003, Mr. Choudhury was arrested at Zia International Airport in Dhaka, Bangladesh, on his way to board a flight bound for Tel Aviv; Mr. Choudhury's passport was seized, along with considerable sums of money and several personal items; on that same day police raided Mr. Choudhury's home and newspaper offices, seizing files, computers, and other valuables;

Whereas Mr. Choudhury was detained in Dhaka Central Jail for a passport violation, then subsequently charged with sedition; Mr. Choudhury suffered harsh interrogation techniques and received no treatment for a debilitating case of glaucoma; Mr. Choudhury's incarceration lasted 17 months without legal recourse;

Whereas on April 30, 2005, after intervention by the United States Department of State and congressional offices, Mr. Choudhury was released on bail;

Whereas in the subsequent months, senior members of the Bangladeshi Government made continuous public promises that there was no substance to Mr. Choudhury's pending charges and that all charges would be dropped;

Whereas on September 29, 2005, Mr. Choudhury was awarded the "Freedom to Write Award" by PEN USA;

Whereas on May 5, 2006, Mr. Choudhury was awarded the American Jewish Committee's Moral Courage Award in absentia in Washington, D.C.; two days prior to Mr. Choudhury receiving the award, after returning Mr. Choudhury's passport and appearing to allow him to attend, senior Bangladeshi Government officials issued threats to prevent him from leaving the country;

Whereas on September 18, 2006, a judge with alleged ties to an Islamic extremist party ruled that Mr. Choudhury will stand trial for sedition; the judge made this ruling despite the Public Prosecutor's testimony in court days before that the government did not have evidence and would not object to the charges being dropped;

Whereas members of the United States Commission on International Religious Freedom visited with Mr. Choudhury on their trip to Bangladesh in February and March 2006;

Whereas on October 6, 2006, the United States Commission on International Religious Freedom wrote a letter to U.S. Assistant Secretary of State for South and Central Asian Affairs Richard A. Boucher calling on the United States Government to strengthen the "voices of moderation" in countries like Bangladesh where the rule of law, democratic institutions, and respect for human rights are under assault by violent extremists; the Commission identified Mr. Choudhury as one of those voices that should not be silenced;

Whereas, according to the Department of State's 2005 Country Report on Human Rights Practices in Bangladesh, "Attacks on journalists and newspapers, and government efforts to intimidate them, political party activists, and others, occurred frequently."; and

Whereas moderate voices in the Muslim world must be supported and protected to advance the security of the United States and its allies; Now, therefore, be it

*Resolved*, That it is the sense of the House of Representatives that—

(1) the Government of Bangladesh should immediately drop all pending charges against Bangladeshi journalist Salah Uddin Shoaib Choudhury;

(2) the Government of Bangladesh should immediately return all of Mr. Choudhury's confiscated possessions; and

(3) the Government of Bangladesh should cease harassment and intimidation of Mr. Choudhury and take steps to protect Mr. Choudhury.

The SPEAKER pro tempore, Mr. DAVIS of Alabama, recognized Mr. ACKERMAN and Mr. BOOZMAN, each for 20 minutes.

After debate,

The question being put, *viva voce*,

Will the House suspend the rules and agree to said resolution, as amended?

The SPEAKER pro tempore, Mr. DAVIS of Alabama, announced that two-thirds of the Members present had voted in the affirmative.

Mr. KIRK demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the

Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Mr. DAVIS of Alabama, pursuant to clause 8, rule XX, announced that further proceedings on the motion were postponed.

¶36.9 186TH ANNIVERSARY OF GREECE

Mr. WEXLER moved to suspend the rules and agree to the following resolution (H. Res. 228):

Whereas the ancient Greeks developed the concept of democracy, in which the supreme power to govern was vested in the people;

Whereas the Founding Fathers of the United States drew heavily on the political experience and philosophy of ancient Greece in forming our representative democracy;

Whereas Greek Commander in Chief Petros Mavromichalis, a founder of the modern Greek state, said to the citizens of the United States in 1821 that "it is in your land that liberty has fixed her abode and . . . in imitating you, we shall imitate our ancestors and be thought worthy of them if we succeed in resembling you";

Whereas Greece played a major role in the World War II struggle to protect freedom and democracy through such bravery as was shown in the historic Battle of Crete, which provided the Axis land war with its first major setback, setting off a chain of events that significantly affected the outcome of World War II;

Whereas the price for Greece in holding our common values in their region was high, as hundreds of thousands of civilians were killed in Greece during World War II;

Whereas throughout the 20th century, Greece was one of only three countries in the world, other than the former British Empire, that allied with the United States in every major international conflict;

Whereas President George W. Bush, in recognizing Greek Independence Day, said, "Greece and America have been firm allies in the great struggles for liberty. Americans will always remember Greek heroism and Greek sacrifice for the sake of freedom . . . [and] as the 21st Century dawns, Greece and America once again stand united; this time in the fight against terrorism. The United States deeply appreciates the role Greece is playing in the war against terror. . . . America and Greece are strong allies, and we're strategic partners.";

Whereas President Bush stated that Greece's successful "law enforcement operations against a terrorist organization [November 17] responsible for three decades of terrorist attacks underscore the important contributions Greece is making to the global war on terrorism";

Whereas Greece is a strategic partner and ally of the United States in bringing political stability and economic development to the volatile Balkan region, having invested over \$10 billion in the region;

Whereas Greece was extraordinarily responsive to requests by the United States during the war in Iraq, as Greece immediately granted unlimited access to its airspace and the base in Souda Bay, and many ships of the United States that delivered troops, cargo, and supplies to Iraq were refueled in Greece;

Whereas in August 2004, the Olympic games came home to Athens, Greece, the land of their ancient birthplace 2,500 years ago and the city of their modern revival in 1896;

Whereas Greece received world-wide praise for its extraordinary handling during the 2004 Olympics of over 14,000 athletes from 202 countries and over 2 million spectators and journalists, which it did so efficiently, se-

curely, and with its famous Greek hospitality;

Whereas the unprecedented security effort in Greece for the first summer Olympics after the attacks on the United States on September 11, 2001, included a record-setting expenditure of over \$1,390,000,000 and assignment of over 70,000 security personnel, as well as the utilization of an eight-country Olympic Security Advisory Group that included the United States;

Whereas Greece, located in a region where Christianity meets Islam and Judaism, maintains excellent relations with Muslim nations and Israel;

Whereas the Government of Greece has had extraordinary success in recent years in furthering cross-cultural understanding and reducing tensions between Greece and Turkey;

Whereas Greece and the United States are at the forefront of the effort for freedom, democracy, peace, stability, and human rights;

Whereas those and other ideals have forged a close bond between Greece and the United States and their peoples;

Whereas March 25, 2007, the National Day of Celebration of Greek and American Democracy, marks the 186th anniversary of the beginning of the revolution that freed the Greek people from the Ottoman Empire and celebrates the aspirations for democracy that the peoples of Greece and the United States share; and

Whereas it is proper and desirable for the United States to celebrate this anniversary with the Greek people and to reaffirm the democratic principles from which these two great nations were born: Now, therefore, be it

*Resolved*, That the House of Representatives—

(1) extends warm congratulations and best wishes to the people of Greece as they celebrate the 186th anniversary of the independence of Greece;

(2) expresses support for the principles of democratic governance to which the people of Greece are committed; and

(3) notes the important role that Greece has played in the wider European region and in the community of nations since gaining its independence 186 years ago.

The SPEAKER pro tempore, Mr. DAVIS of Alabama, recognized Mr. WEXLER and Mr. POE, each for 20 minutes.

After debate,

The question being put, *viva voce*,

Will the House suspend the rules and agree to said resolution?

The SPEAKER pro tempore, Mr. DAVIS of Alabama, announced that two-thirds of the Members present had voted in the affirmative.

Mr. WEXLER demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Mr. DAVIS of Alabama, pursuant to clause 8, rule XX, announced that further proceedings on the motion were postponed.

¶36.10 50TH ANNIVERSARY OF THE TREATY OF ROME

Mr. WEXLER moved to suspend the rules and agree to the following resolution (H. Res. 230):

Whereas, after a half century marked by two world wars and at a time when Europe was divided and some nations were deprived of freedom, and as the continent faced the urgent need for economic and political recovery, major European statesmen such as

Robert Schuman, Jean Monnet, Paul-Henri Spaak, Konrad Adenauer, Alcide de Gasperi, Sir Winston Churchill, and others joined together to lay the foundations of an ever closer union among their peoples;

Whereas on March 25, 1957, the Federal Republic of Germany, France, Italy, Belgium, the Netherlands, and Luxembourg signed the Treaty of Rome to establish a customs union, to create a framework to promote the free movement of people, services, and capital among the member states, to support agricultural growth, and to create a common transport policy, which gave new impetus to the pledge of unity in the European Coal and Steel Agreement of 1951;

Whereas to fulfill its purpose, the European Union has created a unique set of institutions: the directly-elected European Parliament, the Council consisting of representatives of the Member States, the Commission acting in the general interest of the Community, and the Court of Justice to enforce the rule of law;

Whereas on February 7, 1992, the leaders of the then 12 members of the European Community signed the Treaty of Maastricht establishing a common European currency, the Euro, to be overseen by a common financial institution, the European Central Bank, for the purpose of a freer movement of capital and common European economic policies;

Whereas the European Union was expanded with the addition of the United Kingdom, Denmark, and Ireland in 1973, Greece in 1981, Spain and Portugal in 1986, a unified Germany in 1990, Austria, Finland, and Sweden in 1995, Cyprus, the Czech Republic, Estonia, Hungary, Latvia, Lithuania, Malta, Poland, Slovakia, and Slovenia in 2004, and Bulgaria and Romania in 2007, making the European Union a body of 27 countries with a population of over 450 million people;

Whereas the European Union has developed policies in the economic, security, diplomatic, and political areas: it has established a single market with broad common policies to organize that market and ensure prosperity and cohesion; it has built an economic and monetary union, including the Euro currency; and it has built an area of freedom, security, and justice, extending stability to its neighbors;

Whereas following the end of the Cold War and the disintegration of the Soviet Union, the European Union has played a critical role in the former Central European communist states in promoting free markets, democratic institutions and values, respect for human rights, and the resolve to fight against tyranny and for common national security objectives;

Whereas for the past 50 years the United States and the European Union have shared a unique partnership, mindful of their common heritage, shared values and mutual interests, have worked together to strengthen transatlantic security, to preserve and promote peace and freedom, to develop free and prosperous economies, and to advance human rights; and

Whereas the United States has supported the European integration process and has consistently supported the objective of European unity and the enlargement of the European Union as desirable developments which promote prosperity, peace, and democracy, and which contribute to the strengthening of the vital relationship between the United States and the nations of Europe: Now, therefore, be it

*Resolved*, That the House of Representatives—

(1) recognizes the historic significance of the Treaty of Rome on the occasion of the 50th anniversary of its signing;

(2) commends the European Union and the member nations of the European Union for the positive role which the institution has

played in the growth, development, and prosperity of contemporary Europe;

(3) recognizes the important role played by the European Union in fostering the independence, democracy, and economic development of the former Central European communist states following the end of the Cold War;

(4) acknowledges the vital role of the European Union in the development of the close and mutually beneficial relationship that exists between the United States and Europe;

(5) affirms that in order to strengthen the transatlantic partnership there must be a renewed commitment to regular and intensive consultations between the United States and the European Union; and

(6) joins with the European Parliament in agreeing to strengthen the transatlantic partnership by enhancing the dialogue and collaboration between the United States Congress and the European Parliament.

The SPEAKER pro tempore, Mr. DAVIS of Alabama, recognized Mr. WEXLER and Mr. POE, each for 20 minutes.

After debate,

The question being put, *viva voce*,

Will the House suspend the rules and agree to said resolution?

The SPEAKER pro tempore, Mr. DAVIS of Alabama, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said resolution was agreed to.

A motion to reconsider the vote whereby the rules were suspended and said resolution was agreed to was, by unanimous consent, laid on the table.

#### ¶36.11 GOOD FRIDAY AGREEMENT

Mr. WEXLER moved to suspend the rules and agree to the following resolution (H. Res. 222):

Whereas the Good Friday Agreement, signed on April 10, 1998, sets out a plan for the creation of the Northern Ireland Assembly, and a devolved government in Northern Ireland on a stable and inclusive basis;

Whereas the Northern Ireland Assembly and Executive have been suspended since 2002;

Whereas the St. Andrews Agreement of October 2006 established a timetable for the restoration of a power-sharing government in Northern Ireland;

Whereas the St. Andrews Agreement required that "support for policing and the rule of law should be extended to every part of the community";

Whereas on January 28, 2007, Sinn Fein held a party conference during which it declared its support for the Police Service of Northern Ireland and the criminal justice system, consistent with the terms of the St. Andrews Agreement;

Whereas British Prime Minister Tony Blair and Irish Taoiseach Bertie Ahern stated on January 30, 2007, that "We remain fixed in our determination to see shared government returned to the people of Northern Ireland.";

Whereas British Prime Minister Tony Blair called for elections in Northern Ireland to take place on March 7, 2007, in adherence to the timeline established in the St. Andrews Agreement; and

Whereas the St. Andrews Agreement set a deadline of March 26, 2007, for devolved government to be restored to Northern Ireland: Now, therefore, be it

*Resolved*, That—

(1) the House of Representatives—

(A) reiterates its support for the Good Friday Agreement, signed on April 10, 1998, in Belfast, as a blueprint for a lasting peace in Northern Ireland;

(B) declares its support for the St. Andrews Agreement of October 2006;

(C) commends British Prime Minister Tony Blair and Irish Taoiseach Bertie Ahern for their leadership and persistence in seeking a peaceful resolution in Northern Ireland; and

(D) commends all parties for abiding by the terms agreed to in the St. Andrews Agreement; and

(2) it is the sense of the House of Representatives that all political parties in Northern Ireland should—

(A) agree to share power with all parties according to the democratic mandate of the Good Friday Agreement;

(B) meet all deadlines established by the St. Andrews Agreement; and

(C) commit to work in good faith with all the institutions of the Good Friday Agreement, which established the Northern Ireland Assembly and an inclusive Executive, the North-South Ministerial Council, and the British-Irish Inter-Governmental Conference, for the benefit of all the people of Northern Ireland.

The SPEAKER pro tempore, Mr. DAVIS of Alabama, recognized Mr. WEXLER and Mr. POE, each for 20 minutes.

After debate,

The question being put, *viva voce*,

Will the House suspend the rules and agree to said resolution?

The SPEAKER pro tempore, Mr. DAVIS of Alabama, announced that two-thirds of the Members present had voted in the affirmative.

Mr. WEXLER demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Mr. DAVIS of Alabama, pursuant to clause 8, rule XX, announced that further proceedings on the motion were postponed.

#### ¶36.12 SCOTT REED FEDERAL BUILDING

Mr. BOSWELL moved to suspend the rules and pass the bill (H.R. 478) to designate the Federal building and United States courthouse located at 101 Barr Street in Lexington, Kentucky, as the "Scott Reed Federal Building and United States Courthouse".

The SPEAKER pro tempore, Mr. DAVIS of Alabama, recognized Mr. BOSWELL and Mr. GRAVES, each for 20 minutes.

After debate,

The question being put, *viva voce*,

Will the House suspend the rules and pass said bill?

The SPEAKER pro tempore, Mr. DAVIS of Alabama, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill was passed was, by unanimous consent, laid on the table.

*Ordered*, That the Clerk request the concurrence of the Senate in said bill.

36.13 HUGH L. CAREY UNITED STATES COURTHOUSE

Mr. BOSWELL moved to suspend the rules and pass the bill (H.R. 429) to designate the United States courthouse located at 225 Cadman Plaza East, Brooklyn, New York, as the "Hugh L. Carey United States Courthouse".

The SPEAKER pro tempore, Mr. DAVIS of Alabama, recognized Mr. BOSWELL and Mr. GRAVES, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and pass said bill?

The SPEAKER pro tempore, Mr. DAVIS of Alabama, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said bill.

36.14 CONRAD DUBERSTEIN UNITED STATES BANKRUPTCY COURTHOUSE

Mr. BOSWELL moved to suspend the rules and pass the bill (H.R. 430) to designate the United States bankruptcy courthouse located at 271 Cadman Plaza East, Brooklyn, New York, as the "Conrad Duberstein United States Bankruptcy Courthouse"; as amended.

The SPEAKER pro tempore, Mr. DAVIS of Alabama, recognized Mr. BOSWELL and Mr. GRAVES, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and pass said bill, as amended?

The SPEAKER pro tempore, Mr. DAVIS of Alabama, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill, as amended, was passed.

By unanimous consent, the title was amended so as to read: "An Act to designate the United States bankruptcy courthouse located at 271 Cadman Plaza East in Brooklyn, New York, as the 'Conrad B. Duberstein United States Bankruptcy Courthouse'."

A motion to reconsider the votes whereby the rules were suspended and said bill, as amended, was passed and the title was amended was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said bill.

36.15 NEAL SMITH FEDERAL BUILDING

Mr. BOSWELL moved to suspend the rules and pass the bill (H.R. 1045) to designate the Federal building located at 210 Walnut Street in Des Moines, Iowa, as the "Neal Smith Federal Building".

The SPEAKER pro tempore, Mr. DAVIS of Alabama, recognized Mr. BOSWELL and Mr. GRAVES, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and pass said bill?

The SPEAKER pro tempore, Mr. DAVIS of Alabama, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said bill.

36.16 H. RES. 64—UNFINISHED BUSINESS

The SPEAKER pro tempore, Mr. DAVIS of Alabama, pursuant to clause 8, rule XX, announced the unfinished business to be the motion to suspend the rules and agree to the resolution (H. Res. 64) expressing the sense of the House of Representatives that the Government of Bangladesh should immediately drop all pending charges against the Bangladeshi journalist Salah Uddin Shoaib Choudhury; as amended.

The question being put,

Will the House suspend the rules and agree to said resolution, as amended?

The vote was taken by electronic device.

It was decided in the affirmative ..... Yeas ..... 409 Nays ..... 1 Answered present ..... 4

36.17 [Roll No. 139]

YEAS—409

- Abercrombie Boyd (FL) Costa
Ackerman Boyda (KS) Costello
Aderholt Brady (PA) Courtney
Akin Brady (TX) Cramer
Alexander Braley (IA) Crenshaw
Allen Brown, Corrine Crowley
Altmire Brown-Waite, Cuellar
Arcuri Ginny Cummings
Bachmann Buchanan Davis (AL)
Bachus Burgess Davis (CA)
Baird Burton (IN) Davis (IL)
Baker Butterfield Davis (KY)
Barrett (SC) Buyer Davis, David
Barrow Calvert Davis, Tom
Bartlett (MD) Camp (MI) Deal (GA)
Barton (TX) Campbell (CA) DeFazio
Bean Cannon DeGette
Becerra Cantor Delahunt
Berkley Capito DeLauro
Berman Capps Dent
Berry Capuano Diaz-Balart, L.
Biggart Cardoza Diaz-Balart, M.
Bilbray Carnahan Dicks
Bilirakis Carney Dingell
Bishop (GA) Carter Doggett
Bishop (NY) Castle Donnelly
Bishop (UT) Castor Doolittle
Blackburn Chabot Doyle
Blumenauer Chandler Drake
Blunt Clarke Duncan
Boehner Clay Edwards
Bonner Cleaver Ehlers
Bono Clyburn Ellison
Boozman Coble Ellsworth
Boren Cohen Emanuel
Boswell Cole (OK) Emerson
Boucher Conyers Engel
Boustany Cooper English (PA)

- Eshoo
Etheridge
Everett
Fallin
Farr
Fattah
Feeney
Ferguson
Filner
Flake
Forbes
Fortenberry
Fossella
Foxy
Frank (MA)
Franks (AZ)
Frelinghuysen
Gallegly
Garrett (NJ)
Gerlach
Giffords
Gilchrest
Gillibrand
Gillmor
Gingrey
Gonzalez
Goode
Goodlatte
Gordon
Graves
Green, Al
Green, Gene
Grijalva
Gutierrez
Hall (NY)
Hall (TX)
Hare
Harman
Hastert
Hastings (FL)
Hastings (WA)
Hayes
Heller
Hensarling
Herger
Herseth
Higgins
Hinchev
Hinojosa
Hirono
Hobson
Hodes
Hoekstra
Holden
Holt
Honda
Hooley
Hoyer
Hulshof
Hunter
Inglis (SC)
Inslee
Israel
Issa
Jackson (IL)
Jackson-Lee (TX)
Jefferson
Jindal
Johnson (GA)
Johnson (IL)
Johnson, E. B.
Johnson, Sam
Jones (NC)
Jones (OH)
Jordan
Kagen
Kanjorski
Kaptur
Keller
Kennedy
Kildee
Kind
King (IA)
King (NY)
Kingston
Kirk
Klein (FL)
Kline (MN)
Knollenberg
Kucinich
Kuhl (NY)
LaHood
Lamborn
Lampson
Langevin
Lantos
Larsen (WA)
Larson (CT)
Latham
LaTourette
Lee
Levin
Lewis (CA)
Lewis (KY)
Linder
Lipinski
LoBiondo
Loeb sack
Lofgren, Zoe
Lowey
Lucas
Lungren, Daniel E.
Lynch
Mack
Mahoney (FL)
Maloney (NY)
Manzullo
Marchant
Markey
Marshall
Matheson
Matsui
McCarthy (CA)
McCarthy (NY)
McCaul (TX)
McCollum (MN)
McCotter
McCrery
McDermott
McGovern
McHenry
McHugh
McIntyre
McKeon
McNerney
McNulty
Meehan
Meek (FL)
Meeks (NY)
Melancon
Mica
Michaud
Millender-McDonald
Miller (MI)
Miller (NC)
Miller, Gary
Miller, George
Mitchell
Mollohan
Moore (KS)
Moore (WI)
Moran (KS)
Moran (VA)
Murphy (CT)
Murphy, Patrick
Murphy, Tim
Murtha
Musgrave
Myrick
Nadler
Napolitano
Neal (MA)
Neugebauer
Nunes
Oberstar
Obey
Oliver
Ortiz
Pallone
Pascrell
Pastor
Payne
Pearce
Pence
Perlmutter
Peterson (MN)
Peterson (PA)
Petri
Pickering
Pitts
Platts
Poe
Pomeroy
Porter
Price (GA)
Price (NC)
Pryce (OH)
Putnam
Radanovich
Rahall
Ramstad
Rangel
Regula
Rehberg
Reichert
Renzi
Reyes
Reynolds
Rodriguez
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrabacher
Ros-Lehtinen
Roskam
Ross
Rothman
Roybal-Allard
Royce
Ruppersberger
Rush
Ryan (OH)
Ryan (WI)
Salazar
Sali
Sanchez, Linda T.
Sanchez, Loretta
Sarbanes
Saxton
Schakowsky
Schiff
Schwartz
Scott (GA)
Scott (VA)
Sensenbrenner
Serrano
Sessions
Sestak
Shadegg
Shays
Shea-Porter
Sherman
Shimkus
Shuler
Shuster
Simpson
Sires
Skelton
Slaughter
Smith (NE)
Smith (NJ)
Smith (TX)
Smith (WA)
Snyder
Soils
Souder
Space
Spratt
Stark
Stearns
Stupak
Sullivan
Sutton
Tancredo
Tanner
Tauscher
Taylor
Terry
Thompson (CA)
Tiahrt
Tiberi
Tierney
Towns
Turner
Udall (CO)
Udall (NM)
Upton
Van Hollen
Velázquez
Visclosky
Walberg
Walden (OR)
Walsh (NY)
Walz (MN)
Wamp
Wasserman Schultz
Waters
Watson
Watt
Waxman
Weiner
Welch (VT)
Westmoreland
Wexler
Whitfield
Wicker
Wilson (NM)
Wilson (OH)
Wilson (SC)
Wolf

Woolsey Wynn Young (AK)
Wu Yarmuth Young (FL)

NAYS—1

Paul

ANSWERED "PRESENT"—4

Conaway Hill
Gohmert Thornberry

NOT VOTING—19

Andrews Davis, Jo Ann McMorris
Baca Davis, Lincoln Rodgers
Baldwin Dreier Miller (FL)
Brown (SC) Granger Schmidt
Carson Kilpatrick Thompson (MS)
Cubin Lewis (GA) Weldon (FL)
Culberson Weller

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said resolution, as amended, was agreed to.

A motion to reconsider the vote whereby the rules were suspended and said resolution, as amended, was agreed to was, by unanimous consent, laid on the table.

36.18 H. RES. 228—UNFINISHED BUSINESS

The SPEAKER pro tempore, Mr. DAVIS of Alabama, pursuant to clause 8, rule XX, announced the further unfinished business to be the motion to suspend the rules and agree to the resolution (H. Res. 228) recognizing the 186th anniversary of the independence of Greece and celebrating Greek and American democracy.

The question being put,

Will the House suspend the rules and agree to said resolution?

The vote was taken by electronic device.

It was decided in the Yeas ..... 413 affirmative ..... Nays ..... 0

36.19 [Roll No. 140]

YEAS—413

Abercrombie Brady (TX) Crowley
Ackerman Braley (IA) Cuellar
Aderholt Brown, Corrine Cummings
Akin Brown-Waite, Davis (AL)
Alexander Ginny Davis (CA)
Allen Buchanan Davis (IL)
Altmire Burgess Davis (KY)
Andrews Burton (IN) Davis, David
Arcuri Butterfield Davis, Tom
Bachmann Buyer Deal (GA)
Bachus Calvert DeFazio
Baird Camp (MI) DeGette
Baker Campbell (CA) Delahunt
Barrett (SC) Cannon DeLauro
Barrow Cantor Dent
Bartlett (MD) Capito Diaz-Balart, L.
Barton (TX) Capps Diaz-Balart, M.
Bean Capuano
Becerra Cardoza
Berkley Carnahan
Berman Carney
Berry Carson
Biggart Carter Doyle
Billbray Castle Drake
Bilirakis Castor Dreier
Bishop (GA) Chabot Duncan
Bishop (NY) Chandler Edwards
Bishop (UT) Clarke Ehlers
Blackburn Clay Ellison
Blumenauer Cleaver Ellsworth
Blunt Clyburn Emanuel
Boehner Coble Emerson
Bonner Cohen Engel
Bono Cole (OK) English (PA)
Boozman Conaway Eshoo
Boren Conyers Etheridge
Boswell Cooper Everett
Boucher Costa Fallin
Boustany Costello Farr
Boyd (FL) Courtney Fattah
Boyd (KS) Cramer Feeney
Brady (PA) Crenshaw Ferguson

Filner
Flake
Forbes
Fortenberry
Fossella
Foxy
Frank (MA)
Franks (AZ)
Frelinghuysen
Gallegly
Garrett (NJ)
Gerlach
Giffords
Gillibrand
Gillmor
Gingrey
Gohmert
Gonzalez
Goode
Goodlatte
Gordon
Granger
Green, Al
Green, Gene
Grijalva
Gutiérrez
Hall (NY)
Hall (TX)
Hare
Harman
Hastert
Hastings (FL)
Hastings (WA)
Hayes
Heller
Hensarling
Herger
Herseth
Higgins
Hill
Hinchev
Hinojosa
Hirono
Hobson
Hodes
Hoekstra
Holden
Holt
Honda
Hookey
Hoyer
Hulshof
Hunter
Inglis (SC)
Inslee
Issa
Jackson (IL)
Jackson-Lee (TX)
Jefferson
Jindal
Johnson (GA)
Johnson (IL)
Johnson, E. B.
Johnson, Sam
Jones (NC)
Jones (OH)
Jordan
Kagen
Kanjorski
Kaptur
Keller
Kennedy
Dicks
Kildee
Kind
King (IA)
Kingston
Kirk
Klein (FL)
Kline (MN)
Kucinich
Kuhl (NY)
LaHood
Lamborn
Lampson
Langevin
Lantos
Larsen (WA)
Larson (CT)
Latham
LaTourette
Lee
Levin
Lewis (CA)
Lewis (GA)
Lewis (KY)
Linder
Lipinski
LoBiondo
Loeb
Lofgren, Zoe
Lowey
Lucas
Lungren, Daniel E.
Lynch
Mack
Mahoney (FL)
Maloney (NY)
Manzullo
Marchant
Markey
Marshall
Matheson
Matsui
McCarthy (CA)
McCarthy (NY)
McCaul (TX)
McCollum (MN)
McCotter
McCrery
McDermott
McGovern
McHenry
McHugh
McIntyre
McKeon
McMorris
Rodgers
McNerney
McNulty
Meehan
Meek (FL)
Meeke (NY)
Melancon
Mica
Michaud
Millender-McDonald
Miller (MI)
Miller (NC)
Miller, Gary
Miller, George
Mitchell
Mollohan
Moore (KS)
Moore (WI)
Moran (KS)
Moran (VA)
Murphy (CT)
Murphy, Patrick
Murphy, Tim
Myrick
Nadler
Napolitano
Neal (MA)
Neugebauer
Nunes
Oberstar
Obey
Oliver
Ortiz
Pallone
Pascrell
Pastor
Paul
Payne
Pearce
Pence
Perlmutter
Peterson (MN)
Peterson (PA)
Petri
Pickering
Pitts
Platts
Poe
Pomeroy
Porter
Price (GA)
Price (NC)
Pryce (OH)
Putnam
Radanovich
Rahall
Ramsad
Rangel
Regula
Rehberg
Reichert
Renzi
Reyes
Reynolds
Rodriguez
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrabacher
Ros-Lehtinen
Roskam
Ross
Rothman
Roybal-Allard
Royce
Ruppersberger
Rush
Ryan (OH)
Ryan (WI)
Salazar
Sali
Sanchez, Linda T.
Sanchez, Loretta
Sarbanes
Saxton
Schakowsky
Schiff
Schwartz
Scott (GA)
Scott (VA)
Sensenbrenner
Serrano
Sessions
Shadegg
Shays
Shea-Porter
Sherman
Shimkus
Shuler
Shuster
Simpson
Sires
Slaughter
Smith (NE)
Smith (NJ)
Smith (TX)
Smith (WA)
Snyder
Solis
Souder
Space
Spratt
Stark
Stearns
Stupak
Sullivan
Sutton
Tancredo
Tanner
Tauscher
Taylor
Terry
Thompson (CA)
Thompson (MS)
Thornberry
Tiahrt
Tiberi
Tierney
Towns
Turner
Udall (CO)
Udall (NM)
Upton
Van Hollen
Velázquez
Visclosky
Walden (OR)
Walsh (NY)
Walz (MN)
Wamp
Wasserman
Schultz
Waters
Watson
Watt
Waxman
Weiner
Westmoreland
Wexler
Whitfield
Wicker
Wilson (NM)
Wilson (OH)
Wilson (SC)
Wolf
Woolsey
Wu
Wynn
Yarmuth
Young (AK)
Young (FL)

NOT VOTING—20

Baca Gilchrest Sestak
Baldwin Graves Skelton
Brown (SC) Kilpatrick Walberg
Cubin King (NY) Welch (VT)
Culberson Knollenberg Weldon (FL)
Davis, Jo Ann Miller (FL) Weller
Davis, Lincoln Schmidt

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said resolution, was agreed to.

A motion to reconsider the vote whereby the rules were suspended and said resolution, was agreed to was, by unanimous consent, laid on the table.

36.20 H. RES. 222—UNFINISHED BUSINESS

The SPEAKER pro tempore, Mr. DAVIS of Alabama, pursuant to clause 8, rule XX, announced the further unfinished business to be the motion to suspend the rules and agree to the resolution (H. Res. 222) expressing the support of the House of Representatives for the Good Friday Agreement, signed on April 10, 1998, as a blueprint for a lasting peace in Northern Ireland, and for other purposes.

The question being put,

Will the House suspend the rules and agree to said resolution?

The vote was taken by electronic device.

It was decided in the Yeas ..... 419 affirmative ..... Nays ..... 1

36.21 [Roll No. 141]

YEAS—419

Abercrombie Buyer Dingell
Ackerman Calvert Doggett
Aderholt Camp (MI) Donnelly
Akin Campbell (CA) Doolittle
Alexander Cannon Doyle
Allen Cantor Drake
Altmire Capito Dreier
Andrews Capps Duncan
Arcuri Capuano Edwards
Bachmann Cardoza Ehlers
Baird Carnahan Ellison
Baker Carney Ellsworth
Barrett (SC) Carter Emerson
Barrow Castle Engel
Bartlett (MD) Castor English (PA)
Barton (TX) Chabot Eshoo
Bean Chandler Etheridge
Becerra Clarke Everett
Berkley Clay Fallin
Berman Cleaver Farr
Berry Clyburn Fattah
Biggart Coble Feeney
Billbray Cohen Ferguson
Bilirakis Cole (OK) Filner
Bishop (GA) Conaway Flake
Bishop (NY) Conyers Forbes
Bishop (UT) Cooper Fortenberry
Blackburn Costa Fossella
Blumenauer Blumenauer Costello
Blunt Courtney Frank (MA)
Boehner Boehner Franks (AZ)
Bonner Crenshaw Frelinghuysen
Boozman Cuellar Crowley Gallegly
Boren Cummings Garrett (NJ)
Boswell Davis (AL) Gerlach
Boucher Davis (CA) Giffords
Boustany Davis (IL) Gilchrest
Boyd (FL) Davis, David Gillmor
Boyd (KS) Davis, Lincoln Gingrey
Brady (PA) Deal (GA) Gohmert
Crenshaw DeFazio Gonzalez
Costa DeGette Goode
Courtney Delahunt Goodlatte
Cramer Dent Gordon
Culberson Diaz-Balart, L. Granger
Davis, Jo Ann Diaz-Balart, M. Graves
Davis, Lincoln Dicks Green, Al
Grijalva



Gutierrez	Matheson	Royce
Hall (NY)	Matsui	Ruppersberger
Hall (TX)	McCarthy (CA)	Rush
Hare	McCarthy (NY)	Ryan (OH)
Harman	McCaul (TX)	Ryan (WI)
Hastert	McCollum (MN)	Salazar
Hastings (FL)	McCotter	Sali
Hastings (WA)	McCrery	Sánchez, Linda
Hayes	McDermott	T.
Heller	McGovern	Sanchez, Loretta
Hensarling	McHenry	Sarbanes
Hergert	McHugh	Saxton
Herse	McIntyre	Schakowsky
Higgins	McKeon	Schiff
Hill	McMorris	Schwartz
Hinchee	Rodgers	Scott (GA)
Hinojosa	McNerney	Scott (VA)
Hirono	McNulty	Sensenbrenner
Hobson	Meehan	Serrano
Hodes	Meek (FL)	Sessions
Hoekstra	Meeks (NY)	Sestak
Holden	Melancon	Shadegg
Holt	Mica	Shays
Honda	Michaud	Shea-Porter
Hooley	Millender-	Sherman
Hoyer	McDonald	Shimkus
Hulshof	Miller (MI)	Shuler
Hunter	Miller (NC)	Shuster
Inglis (SC)	Miller, Gary	Simpson
Inslee	Miller, George	Sires
Israel	Mitchell	Slaughter
Issa	Mollohan	Smith (NE)
Jackson (IL)	Moore (KS)	Smith (NJ)
Jackson-Lee	Moore (WI)	Smith (TX)
(TX)	Moran (KS)	Smith (WA)
Jefferson	Moran (VA)	Snyder
Jindal	Murphy (CT)	Solis
Johnson (GA)	Murphy, Patrick	Souder
Johnson (IL)	Murphy, Tim	Space
Johnson, E. B.	Murtha	Spratt
Johnson, Sam	Musgrave	Stark
Jones (NC)	Myrick	Stearns
Jones (OH)	Nadler	Stupak
Jordan	Napolitano	Sullivan
Kagen	Neal (MA)	Sutton
Kanjorski	Neugebauer	Tancredo
Kaptur	Nunes	Tanner
Keller	Oberstar	Tauscher
Kennedy	Obey	Taylor
Kildee	Oliver	Terry
Kind	Ortiz	Thompson (CA)
King (IA)	Pallone	Thompson (MS)
King (NY)	Pascrell	Thornberry
Kingston	Pastor	Tiahrt
Kirk	Payne	Tiberi
Klein (FL)	Pearce	Tierney
Kline (MN)	Pence	Towns
Knollenberg	Perlmutter	Turner
Kucinich	Peterson (MN)	Udall (CO)
Kuhl (NY)	Peterson (PA)	Udall (NM)
LaHood	Petri	Upton
Lamborn	Pickering	Van Hollen
Lampson	Pitts	Velázquez
Langevin	Platts	Viscosky
Lantos	Poe	Walberg
Larsen (WA)	Pomeroy	Walden (OR)
Larson (CT)	Porter	Walsh (NY)
Latham	Price (GA)	Walz (MN)
LaTourette	Price (NC)	Wamp
Lee	Pryce (OH)	Wasserman
Levin	Putnam	Schultz
Lewis (CA)	Radanovich	Waters
Lewis (GA)	Rahall	Watson
Lewis (KY)	Ramstad	Watt
Linder	Rangel	Waxman
Lipinski	Regula	Weiner
LoBiondo	Rehberg	Welch (VT)
Loeb	Reichert	Westmoreland
Lofgren, Zoe	Renzi	Wexler
Lowey	Reyes	Whitfield
Lucas	Reynolds	Wicker
Lungren, Daniel	Rodriguez	Wilson (NM)
E.	Rogers (AL)	Wilson (OH)
Lynch	Rogers (KY)	Wilson (SC)
Mack	Rogers (MI)	Wolf
Mahoney (FL)	Rohrabacher	Woolsey
Maloney (NY)	Ros-Lehtinen	Wu
Manzullo	Roskam	Wynn
Marchant	Ross	Yarmuth
Markey	Rothman	Young (AK)
Marshall	Roybal-Allard	Young (FL)

NAYS—1

Paul

NOT VOTING—13

Baca	Cubin	Davis, Jo Ann
Baldwin	Culberson	
Brown (SC)	Davis (KY)	

Kilpatrick	Schmidt	Weldon (FL)
Miller (FL)	Skelton	Weller

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said resolution was agreed to.

A motion to reconsider the vote whereby the rules were suspended and said resolution was agreed to was, by unanimous consent, laid on the table.

¶36.22 COMMUNICATION REGARDING SUBPOENA

The SPEAKER pro tempore, Mr. DAVIS of Alabama, laid before the House the following communication from Melody McEntee, Director, Governments, Business and Community Relations, office of the Honorable C.A. Dutch Ruppersberger:

HOUSE OF REPRESENTATIVES,  
Washington, DC, March 12, 2007.

Hon. NANCY PELOSI,  
Speaker, House of Representatives,  
Washington, DC.

DEAR MADAM SPEAKER: This is to notify you formally, pursuant to Rule VIII of the Rules of the House of Representatives, that I have been served with an administrative subpoena, issued by the United States Merit Systems Protection Board, for testimony and documents.

After consultation with the Office of General Counsel, I have determined that compliance with the subpoena is inconsistent with the precedents and privileges of the House.

Sincerely,

MELODY MCENTEE,  
Director, Government, Business  
and Community Relations.

¶36.23 PROVIDING FOR CONSIDERATION OF H.R. 985

Mr. HASTINGS of Florida, by direction of the Committee on Rules, reported (Rept. No. 110-48) the resolution (H. Res. 239) providing for the consideration of the bill (H.R. 985) to amend title 5, United States Code, to clarify which disclosures of information are protected from prohibited personnel practices; to require a statement in nondisclosure policies, forms, and agreements to the effect that such policies, forms, and agreements are consistent with certain disclosure protections, and for other purposes.

When said resolution and report were referred to the House Calendar and ordered printed.

¶36.24 ENROLLED BILLS SIGNED

Lorraine C. Miller, Clerk of the House, reported and found truly enrolled bills of the House of the following titles, which were thereupon signed by the Speaker:

H.R. 342. An Act to designate the United States courthouse located at 555 Independence Street in Cape Girardeau, Missouri, as the "Rush Hudson Limbaugh, Sr. United States Courthouse".

H.R. 544. An Act to designate the United States courthouse at South Federal Place in Santa Fe, New Mexico, as the "Santiago E. Campos United States Courthouse".

H.R. 584. An Act to designate the Federal building located at 400 Maryland Avenue Southwest in the District of Columbia as the "Lyndon Baines Johnson Department of Education Building".

¶36.25 LEAVE OF ABSENCE

By unanimous consent, leave of absence was granted—

To Mr. CULBERSON, for today;  
To Ms. KILPATRICK, for today; and  
To Mrs. SCHMIDT, for today.  
And then,

¶36.26 ADJOURNMENT

On motion of Mr. BARTLETT of Maryland, at 6 o'clock and 15 minutes p.m., the House adjourned.

¶36.27 REPORTS OF COMMITTEES ON PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XIII, reports of committees were delivered to the Clerk for printing and reference to the proper calendar, as follows:

Mr. HASTINGS (FL): Committee on Rules. House Resolution 239. Resolution providing for consideration of the bill (H.R. 985) to amend title 5, United States Code, to clarify which disclosures of information are protected from prohibited personnel practices; to require a statement in nondisclosure policies, forms, and agreements to the effect that such policies, forms, and agreements are consistent with certain disclosure protections, and for other purposes (Rept. 110-48). Referred to the House Calendar.

¶36.28 PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XII, public bills and resolutions were introduced and severally referred, as follows:

By Mr. MCKEON (for himself, Mr. BOEHNER, Mr. WILSON of South Carolina, Mr. EHLERS, Mr. SOUDER, Mr. WALBERG, Mr. MARCHANT, Mr. SAM JOHNSON of Texas, Mr. SHAYS, Mr. FORTUÑO, Mr. DAVID DAVIS of Tennessee, Mr. KLINE of Minnesota, and Ms. FOX):

H.R. 1486. A bill to amend the Elementary and Secondary Education Act of 1965 to provide parental choice for those students that attend schools that are in need of improvement and have been identified for restructuring; to the Committee on Education and Labor.

By Mr. JOHNSON of Georgia:

H.R. 1487. A bill to amend title XXI of the Social Security Act to make available additional amounts to address funding shortfalls in the State Children's Health Insurance Program for fiscal year 2007; to the Committee on Energy and Commerce.

By Mr. KELLER (for himself, Mr. KIND, and Mr. WELLER):

H.R. 1488. A bill to amend the Internal Revenue Code of 1986 to expand the exclusion for employer-provided educational assistance to include educational assistance provided to dependents of employees; to the Committee on Ways and Means.

By Mr. BARRROW (for himself, Mr. MARSHALL, Mr. BISHOP of Georgia, Mr. JOHNSON of Georgia, Mr. LEWIS of Georgia, and Mr. SCOTT of Georgia):

H.R. 1489. A bill to amend title XXI of the Social Security Act to eliminate the remainder of the funding shortfalls in the State Children's Health Insurance Program (SCHIP) for fiscal year 2007; to the Committee on Energy and Commerce.

By Mr. DONNELLY (for himself and Mr. UPTON) (both by request):

H.R. 1490. A bill to provide for a presumption of service-connectedness for certain claims for benefits under the laws administered by the Secretary of Veterans Affairs,

and for other purposes; to the Committee on Veterans' Affairs.

By Mr. DAVIS of Alabama (for himself and Mr. RAMSTAD):

H.R. 1491. A bill to amend the Internal Revenue Code of 1986 to provide an incentive to preserve affordable housing in multifamily housing units which are sold or exchanged; to the Committee on Ways and Means.

By Mr. HONDA:

H.R. 1492. A bill to provide for the establishment at the National Science Foundation of a program to promote and assist the teaching of inventiveness and innovation; to the Committee on Science and Technology, and in addition to the Committee on Education and Labor, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. MICA (for himself, Mr. DUNCAN, Mr. SHUSTER, Mr. YOUNG of Alaska, Mr. PETRI, Mr. COBLE, Mr. EHLERS, Mr. LATOURETTE, Mr. GARY G. MILLER of California, Mr. HAYES, Mr. BROWN of South Carolina, Mr. PLATTS, Mr. MACK, Mr. KUHL of New York, Mr. WESTMORELAND, Mrs. SCHMIDT, Mr. BOUSTANY, Mrs. DRAKE, Ms. FALLIN, and Mr. BUCHANAN):

H.R. 1493. A bill to authorize the Secretary of Transportation to make grants to public transportation agencies, over-the-road bus operators, railroads, and other certain entities to improve security, and for other purposes; to the Committee on Transportation and Infrastructure.

By Mr. MARKEY (for himself and Mr. ROGERS of Michigan):

H.R. 1494. A bill to improve the process for the development of needed pediatric medical devices; to the Committee on Energy and Commerce.

By Mr. OBERSTAR (for himself and Ms. EDDIE BERNICE JOHNSON of Texas):

H.R. 1495. A bill to provide for the conservation and development of water and related resources, to authorize the Secretary of the Army to construct various projects for improvements to rivers and harbors of the United States, and for other purposes; to the Committee on Transportation and Infrastructure.

By Mr. BAIRD (for himself, Mrs. CUBIN, and Mr. MATHESON):

H.R. 1496. A bill to provide incentives for pharmaceutical companies, biotechnology companies, and medical device companies to invest in research and development with respect to antibiotic drugs, antivirals, diagnostic tests, and vaccines that may be used to identify, treat, or prevent serious and life-threatening infectious diseases; to the Committee on Energy and Commerce, and in addition to the Committees on the Judiciary, and Ways and Means, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. BLUMENAUER (for himself, Mr. WEXLER, and Mr. WELLER):

H.R. 1497. A bill to amend the Lacey Act Amendments of 1981 to extend its protections to plants illegally harvested outside of the United States, and for other purposes; to the Committee on Natural Resources.

By Mr. BLUMENAUER (for himself, Mrs. CAPPs, Mr. HINCHEY, Mr. MORAN of Virginia, Mr. MCGOVERN, Mr. SNYDER, Mr. RUPPERSBERGER, Mr. McDERMOTT, Mr. FARR, and Mr. CAPUANO):

H.R. 1498. A bill to amend the Internal Revenue Code of 1986 to extend the transportation fringe benefit to bicycle commuters; to the Committee on Ways and Means.

By Mr. CUMMINGS:

H.R. 1499. A bill to amend the Internal Revenue Code of 1986 to exempt from the harbor maintenance tax certain commercial cargo loaded or unloaded at United States ports; to the Committee on Ways and Means.

By Mr. DEFAZIO:

H.R. 1500. A bill to provide for the stabilization of prices for gasoline, and for other purposes; to the Committee on Energy and Commerce, and in addition to the Committees on Ways and Means, Oversight and Government Reform, the Judiciary, Natural Resources, and Foreign Affairs, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. ENGLISH of Pennsylvania (for himself and Mr. GENE GREEN of Texas):

H.R. 1501. A bill to amend title XVIII of the Social Security Act to adjust the fee for collecting specimens for clinical diagnostic laboratory tests under the Medicare Program; to the Committee on Energy and Commerce, and in addition to the Committee on Ways and Means, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Ms. FALLIN (for herself and Mr. COLE of Oklahoma):

H.R. 1502. A bill to treat certain payments made by Edmond, Oklahoma, as satisfying its obligations under the water storage control for Lake Arcadia, Oklahoma, and for other purposes; to the Committee on Transportation and Infrastructure.

By Mr. GRIJALVA:

H.R. 1503. A bill to amend the Reclamation Wastewater and Groundwater Study and Facilities Act to authorize the Secretary of the Interior to participate in the Avra/Black Wash Reclamation and Riparian Restoration Project; to the Committee on Natural Resources.

By Mr. LOBIONDO (for himself and Mr. MCINTYRE):

H.R. 1504. A bill to ensure the continuation and improvement of coastal restoration; to the Committee on Transportation and Infrastructure.

By Mr. LOEBSACK (for himself and Mr. BRALEY of Iowa):

H.R. 1505. A bill to designate the Federal building located at 131 East 4th Street in Davenport, Iowa, as the "James A. Leach Federal Building"; to the Committee on Transportation and Infrastructure.

By Mr. MARKEY (for himself, Mr. PLATTS, Mr. GEORGE MILLER of California, Mr. KIRK, Mr. RANGEL, Mrs. BONO, Mr. FRANK of Massachusetts, Mr. WOLF, Mr. LANTOS, Mr. YOUNG of Florida, Mr. LEWIS of Georgia, Mr. KING of New York, Ms. ESHOO, Mr. TOM DAVIS of Virginia, Mr. SESTAK, Mr. GILCHREST, Ms. SOLIS, Mr. CASTLE, Ms. DEGETTE, Mr. GERLACH, Mr. OLVER, Mr. SHAYS, Mr. WYNN, Mr. RAMSTAD, Mrs. CAPPs, Mr. LOBIONDO, Mr. WEINER, Mr. REICHERT, Ms. HOOLEY, Mr. SAXTON, Mr. INSLER, Mr. SMITH of New Jersey, Mr. BUTTERFIELD, Mr. LATOURETTE, Mr. HODES, Mr. BARTLETT of Maryland, Ms. SHEA-PORTER, Mr. KUHL of New York, Mr. PETRI, Mr. GRIJALVA, Mr. VAN HOLLEN, and Mr. PALLONE):

H.R. 1506. A bill to increase fuel economy standards for automobiles, and for other purposes; to the Committee on Energy and Commerce.

By Mr. McDERMOTT (for himself, Mr. PETRI, Mr. BLUMENAUER, Mr. SHAYS, Mr. GEORGE MILLER of California, Mr. WALSH of New York, Mr. PALLONE,

Mr. RAMSTAD, Mr. HINCHEY, Mr. GILCHREST, Mr. MORAN of Virginia, Mrs. MCCARTHY of New York, Mr. WEINER, Mr. LIPINSKI, Mrs. NAPOLITANO, Mr. GRIJALVA, Mr. STARK, Mr. GONZALEZ, Mrs. TAUSCHER, Mr. HASTINGS of Florida, Mr. SCHIFF, Mr. BERMAN, Mr. KENNEDY, Mr. LEVIN, Mr. HONDA, Mr. BISHOP of New York, Mr. COSTELLO, Mr. TOWNS, Mr. DOGGETT, Ms. LORETTA SANCHEZ of California, Mr. COOPER, Ms. SCHAKOWSKY, and Mr. LYNCH):

H.R. 1507. A bill to ensure that proper information gathering and planning are undertaken to secure the preservation and recovery of the salmon and steelhead of the Columbia River Basin in a manner that protects and enhances local communities, ensures effective expenditure of Federal resources, and maintains reasonably priced, reliable power, to direct the Secretary of Commerce to seek scientific analysis of Federal efforts to restore salmon and steelhead listed under the Endangered Species Act of 1973, and for other purposes; to the Committee on Natural Resources.

By Mr. MEEKS of New York (for himself, Mr. FEENEY, Mr. WESTMORELAND, Mr. HENSARLING, Mrs. MILLER of Michigan, Mr. DUNCAN, Mr. GARRETT of New Jersey, Mr. GINGREY, Mr. KINGSTON, Mr. CARTER, Mr. GOODE, Mr. MANZULLO, Mr. BARRETT of South Carolina, Mrs. MYRICK, Mr. GOHMERT, Mr. LAMBORN, Mr. FLAKE, Mr. PITTS, Mr. NEUGEBAUER, Mr. AKIN, Mrs. MCMORRIS RODGERS, Mr. PUTNAM, Mr. MACK, Mr. ROYCE, Mr. SESSIONS, Mr. PAUL, and Mr. TOWNS):

H.R. 1508. A bill to reform certain provisions of section 404 of the Sarbanes-Oxley Act of 2002 to make compliance with that section more efficient, with the goal of maintaining United States capital market global competitiveness; to the Committee on Financial Services.

By Mr. NEAL of Massachusetts (for himself, Mr. CAMP of Michigan, Mr. CANTOR, Mr. CROWLEY, Mr. DAVIS of Alabama, Mr. ENGLISH of Pennsylvania, Mr. HERGER, Mr. SAM JOHNSON of Texas, Mr. LARSON of Connecticut, Mr. LEWIS of Kentucky, Mr. McDERMOTT, Mr. MILLER of Florida, Mr. POMEROY, Mr. RAMSTAD, Mrs. JONES of Ohio, and Mr. WELLER):

H.R. 1509. A bill to amend the Internal Revenue Code of 1986 to permanently extend the subpart F exemption for active financing income; to the Committee on Ways and Means.

By Mr. PRICE of North Carolina (for himself, Mr. MORAN of Virginia, Mr. GRIJALVA, Mr. FATTAH, Mr. RYAN of Ohio, Mr. CONYERS, Ms. SCHWARTZ, Mr. ETHERIDGE, and Mr. UDALL of Colorado):

H.R. 1510. A bill to require enhanced disclosure to consumers regarding the consequences of making only minimum required payments in the repayment of credit card debt, and for other purposes; to the Committee on Financial Services.

By Mr. ROHRBACHER:

H.R. 1511. A bill to amend the Servicemembers Civil Relief Act to provide relief with respect to rent and mortgage payments for members of the reserve components who are called to active duty and to amend the Internal Revenue Code of 1986 to allow a refundable credit to lessors for payments foregone by reason of such relief; to the Committee on Ways and Means, and in addition to the Committee on Veterans' Affairs, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Ms. LINDA T. SÁNCHEZ of California (for herself, Mrs. MCCARTHY of New York, Mr. SCHIFF, Mr. GRIJALVA, Mr. BERMAN, Mrs. BONO, Mr. CARDOZA, Mr. LANTOS, Ms. HARMAN, Ms. WATSON, Mr. SHERMAN, Mrs. NAPOLITANO, Mr. BACA, Ms. WOOLSEY, Mrs. DAVIS of California, Ms. SOLIS, Mr. GEORGE MILLER of California, Mr. AL GREEN of Texas, Mrs. TAUSCHER, Ms. ZOE LOFGREN of California, Mr. McDERMOTT, Ms. MATSUI, Mr. GUTIERREZ, Mr. FARR, Mr. HIGGINS, Mr. CROWLEY, and Mr. KAGEN):

H.R. 1512. A bill to amend the Immigration and Nationality Act to provide for compensation to States incarcerating undocumented aliens charged with a felony or two or more misdemeanors; to the Committee on the Judiciary.

By Mr. PASCRELL (for himself, Mr. PLATTS, Mr. BERMAN, Mr. BOSWELL, Mr. BUTTERFIELD, Mrs. CAPPS, Mr. CARNEY, Mr. CLAY, Mr. CUMMINGS, Mr. DAVID DAVIS of Tennessee, Mrs. DAVIS of California, Mr. DELAHUNT, Mr. DONNELLY, Mr. EMANUEL, Mr. FARR, Ms. HERSETH, Mr. HINCHEY, Ms. HIRONO, Mr. HOLT, Mr. JEFFERSON, Mr. KENNEDY, Mr. KILDEE, Mr. LOBIONDO, Mr. MARKEY, Mr. McCOTTER, Mr. MCGOVERN, Mr. McNULTY, Mr. MICHAUD, Mr. MILLER of Florida, Mr. MORAN of Virginia, Mr. NEAL of Massachusetts, Mr. PAYNE, Mr. PETRI, Mr. ROGERS of Alabama, Mr. SAXTON, Mr. SMITH of New Jersey, Mr. SNYDER, Mr. STARK, Ms. SUTTON, Mr. TAYLOR, Mr. VAN HOLLEN, Mr. WAXMAN, and Mr. WELCH of Vermont):

H. Con. Res. 91. Concurrent resolution expressing the need for enhanced public awareness of traumatic brain injury and support for the designation of a National Brain Injury Awareness Month; to the Committee on Energy and Commerce.

By Mr. HASTINGS of Florida (for himself, Mr. WEXLER, Ms. ROS-LEHTINEN, Mr. KIRK, Mr. BURTON of Indiana, Ms. BERKLEY, Mr. ROHRBACHER, Mr. LINDER, Mr. WEINER, Mr. CUMMINGS, Mr. CANTOR, Mr. McNULTY, Ms. WASSERMAN SCHULTZ, Mrs. MALONEY of New York, Mr. MEEK of Florida, Mr. BERMAN, Mr. SHERMAN, Mr. ISRAEL, Ms. LORETTA SANCHEZ of California, Ms. CORRINE BROWN of Florida, Mr. ROTHMAN, Mrs. MCCARTHY of New York, Mr. DOYLE, Mr. FOSSELLA, Mr. ACKERMAN, Mr. ENGEL, Mr. NADLER, Mr. MORAN of Virginia, Mr. HONDA, Mr. LANTOS, Mr. CROWLEY, Mr. DAVIS of Alabama, Mr. SHIMKUS, and Mr. SESSIONS):

H. Res. 240. A resolution urging all member countries of the International Commission of the International Tracing Service (ITS) who have yet to ratify the May 2006 Amendments to the 1955 Bonn Accords Treaty, to expedite the ratification process to allow for open access to the Holocaust archives located at Bad Arolsen, Germany; to the Committee on Foreign Affairs.

By Ms. WATERS (for herself, Mr. BACHUS, Mr. DELAHUNT, Ms. LEE, Mr. PAYNE, Mr. CONYERS, Mr. GUTIERREZ, and Mrs. MALONEY of New York):

H. Res. 241. A resolution urging multilateral financial institutions to cancel completely and immediately Haiti's debts to such institutions, and for other purposes; to the Committee on Financial Services.

¶36.29 ADDITIONAL SPONSORS

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

H.R. 20: Mr. PICKERING and Mr. BURGESS.  
H.R. 40: Mr. JACKSON of Illinois.  
H.R. 63: Mr. WESTMORELAND and Mr. McCOTTER.

H.R. 111: Mr. McNULTY, Mrs. WILSON of New Mexico, Mr. LEWIS of Georgia, Mrs. BOYDA of Kansas, Mr. RENZI, Mr. KILDEE, Mr. WU, Mr. BLUMENAUER, Mr. MARKEY, and Mr. SMITH of Washington.

H.R. 140: Mr. POE.  
H.R. 241: Mr. MCHUGH.  
H.R. 274: Mr. MORAN of Virginia.  
H.R. 281: Mr. BACA.  
H.R. 285: Mr. ALTMIRE.  
H.R. 303: Mr. LANGEVIN, Mr. BERMAN, and Mr. KING of Iowa.

H.R. 358: Mr. GOODE, Mr. MCINTYRE, Mrs. DRAKE, Mr. LAMPSON, and Mr. MCNERNEY.

H.R. 395: Mr. GRIJALVA.  
H.R. 413: Mr. COHEN.  
H.R. 464: Mr. ELLISON.  
H.R. 472: Mr. KLINE of Minnesota.  
H.R. 473: Mr. SAM JOHNSON of Texas and Mr. BOEHNER.

H.R. 477: Mr. DAVIS of Alabama and Mr. YOUNG of Florida.

H.R. 511: Mr. PICKERING, Mr. HASTINGS of Washington, Mr. LATOURETTE, Mr. MICA, Mr. PETERSON of Pennsylvania, Mr. PETRI, Mr. WHITFIELD, and Mr. LUCAS.

H.R. 545: Mrs. WILSON of New Mexico.  
H.R. 549: Mr. ROTHMAN.  
H.R. 553: Mr. ROSKAM and Mr. RYAN of Wisconsin.

H.R. 562: Mr. COLE of Oklahoma.  
H.R. 566: Ms. NORTON.

H.R. 612: Mr. HALL of New York and Ms. CORRINE BROWN of Florida.

H.R. 678: Ms. DEGETTE.  
H.R. 698: Mr. PASCRELL, Mr. CARDOZA, Mr. MICHAUD, Mr. BOUCHER, Ms. MATSUI, Mr. ROTHMAN, and Mr. SMITH of Nebraska.

H.R. 727: Mr. TIM MURPHY of Pennsylvania.  
H.R. 736: Mr. JONES of North Carolina.

H.R. 751: Mrs. MYRICK.  
H.R. 769: Mr. BUCHANAN.  
H.R. 821: Ms. SCHWARTZ.  
H.R. 880: Mr. McCOTTER.  
H.R. 901: Mr. OBERSTAR and Mr. UDALL of Colorado.

H.R. 910: Mr. BOREN.  
H.R. 938: Mr. MICA.  
H.R. 972: Mr. GORDON.

H.R. 980: Mr. GRAVES, Mr. VISCLOSKY, Mr. ROSS, Mr. LEVIN, Mr. YARMUTH, Mr. TOM DAVIS of Virginia, Mrs. WILSON of New Mexico, Ms. HARMAN, Mr. SMITH of Washington, Mr. PORTER, Mr. DOYLE, Mr. VAN HOLLEN, Mr. ROTHMAN, Ms. BERKLEY, Mr. GEORGE MILLER of California, and Mr. SIRES.

H.R. 997: Mr. HERGER, Mr. HOEKSTRA, Mr. GOODLATTE, Mr. CALVERT, Ms. GINNY BROWN-WAITE of Florida, Mr. MARCHANT, Mr. GARY G. MILLER of California, Mr. DUNCAN, Mr. MICA, Mr. SMITH of Nebraska, and Mr. TAYLOR.

H.R. 998: Ms. HIRONO and Mr. YARMUTH.  
H.R. 1014: Mr. MCHUGH, Mr. JINDAL, and Ms. FALLIN.

H.R. 1022: Mr. BERMAN, Mr. DELAHUNT, Ms. HIRONO, Mr. MCGOVERN, Mr. MARKEY, Mr. PASCRELL, Ms. SLAUGHTER, and Ms. DEGETTE.

H.R. 1049: Mr. MACK and Mr. BARRETT of South Carolina.

H.R. 1061: Mr. LATOURETTE and Mr. UPTON.  
H.R. 1076: Mr. FILNER and Mr. GILLMOR.  
H.R. 1093: Mr. LINCOLN DIAZ-BALART of Florida and Mr. WEXLER.

H.R. 1104: Mr. McNULTY.

H.R. 1110: Mr. GEORGE MILLER of California, Mr. MORAN of Kansas, Mr. SAXTON, Mr. PALLONE, Mr. KILDEE, Mr. DOOLITTLE, Mr. SHIMKUS, Mr. FRANK of Massachusetts, Mr. YARMUTH, Mr. HOLT, Mr. GOODE, Mr. BRADY of Pennsylvania, Mr. WESTMORELAND, Mrs. TAUSCHER, Mr. ALLEN, Mr. MOORE of Kansas, Ms. GINNY BROWN-WAITE of Florida, Mr. GRAVES, Mrs. DRAKE, Mr. PAUL, Mr.

TIERNEY, Mr. ROSS, Mrs. BOYDA of Kansas, Mr. PASCRELL, Mr. JONES of North Carolina, Mr. KAGEN, Ms. WOOLSEY, and Mr. WEXLER.

H.R. 1132: Mr. STARK, Mr. KAGEN, Ms. DEGETTE, Mr. TOWNS, Mr. CUMMINGS, and Mr. GONZALEZ.

H.R. 1137: Mr. BURTON of Indiana.

H.R. 1147: Mr. PASCRELL, Mr. DAVIS of Alabama, and Mr. PORTER.

H.R. 1150: Mr. REYES.  
H.R. 1153: Mr. POE.  
H.R. 1188: Mr. LATHAM.

H.R. 1217: Mr. NEUGEBAUER.  
H.R. 1238: Ms. DEGETTE and Ms. ZOE LOFGREN of California.

H.R. 1246: Mr. SARBANES.  
H.R. 1278: Mr. EHLERS.

H.R. 1279: Mr. MCHUGH, Mr. COOPER, Ms. EDDIE BERNICE JOHNSON of Texas, and Mr. KUHL of New York.

H.R. 1280: Mr. McNULTY, Mr. PLATTS, and Mr. MURTHA.

H.R. 1282: Mr. CUELLAR and Mr. MCHUGH.  
H.R. 1283: Mr. HALL of Texas, Mr. ISRAEL, Mr. SMITH of New Jersey, Mr. KNOLLENBERG, Mr. LATOURETTE, Mr. RUPPERSBERGER, and Mr. LATHAM.

H.R. 1284: Mr. HARE.  
H.R. 1303: Mr. WYNN.  
H.R. 1307: Mrs. MYRICK.

H.R. 1314: Mr. CAMPBELL of California and Ms. GINNY BROWN-WAITE of Florida.

H.R. 1324: Mr. LOBIONDO.  
H.R. 1330: Mr. MCGOVERN, Mr. PETERSON of Minnesota, and Mr. HILL.

H.R. 1335: Mr. WILSON of South Carolina.  
H.R. 1342: Mrs. MYRICK and Mr. GOODE.  
H.R. 1365: Mr. FEENEY.  
H.R. 1366: Mr. FEENEY.

H.R. 1371: Mr. ELLSWORTH and Mr. HASTERT.

H.R. 1391: Ms. NORTON and Mr. CUMMINGS.  
H.R. 1413: Ms. CORRINE BROWN of Florida and Mrs. MYRICK.

H.R. 1430: Mrs. MYRICK, Mr. PLATTS, and Mr. BACHUS.

H.R. 1448: Mr. MORAN of Virginia, Mr. DOGGETT, Mr. CONYERS, Mr. BURTON of Indiana, Mr. ENGEL, Ms. HOOLEY, and Mr. OLVER.

H.J. Res. 9: Mr. LAHOOD, Mr. TERRY, and Mr. TIM MURPHY of Pennsylvania.

H.J. Res. 37: Mr. McCOTTER and Mr. CANTOR.

H. Con. Res. 21: Mr. DAVIS of Illinois and Mrs. MALONEY of New York.

H. Con. Res. 53: Mr. WYNN and Ms. HIRONO.  
H. Con. Res. 88: Mr. STARK, Mr. BROWN of South Carolina, Mrs. NAPOLITANO, and Ms. HARMAN.

H. Res. 55: Mr. RUSH, Ms. McCOLLUM of Minnesota, and Mr. CONYERS.

H. Res. 107: Ms. JACKSON-LEE of Texas, Ms. HARMAN, Mr. KING of New York, and Mr. HARE.

H. Res. 111: Mr. ROHRBACHER.  
H. Res. 123: Mr. PASCRELL, and Mr. GRIJALVA.

H. Res. 146: Ms. NORTON.  
H. Res. 196: Mr. SMITH of Washington.

H. Res. 221: Mr. JOHNSON of Georgia and Ms. SCHAKOWSKY.

H. Res. 222: Mr. TIM MURPHY of Pennsylvania, Mr. HARE, and Mr. KUCINICH.

H. Res. 224: Mr. BURTON of Indiana.  
H. Res. 230: Ms. LINDA T. SÁNCHEZ of California, Mr. CROWLEY, Mr. HASTINGS of Florida, Mr. SIRES and Mr. FORTUÑO.

H. Res. 231: Ms. FOX.

¶36.30 DELETIONS OF SPONSORS FROM PUBLIC BILLS AND RESOLUTIONS

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

H. Res. 106: Mr. MOORE of Kansas.

WEDNESDAY, MARCH 14, 2007 (37)

The House was called to order by the SPEAKER.

## ¶37.1 APPROVAL OF THE JOURNAL

The SPEAKER announced she had examined and approved the Journal of the proceedings of Tuesday, March 13, 2007.

Mr. HINCHEY, pursuant to clause 1, rule I, demanded a vote on agreeing to the Chair's approval of the Journal.

The question being put, viva voce,

Will the House agree to the Chair's approval of said Journal?

The SPEAKER announced that the yeas had it.

Mr. HINCHEY objected to the vote on the ground that a quorum was not present and not voting.

A quorum not being present,

The SPEAKER, pursuant to clause 8, rule XX, announced that further proceedings on the question were postponed.

The point of no quorum was considered as withdrawn.

## ¶37.2 COMMUNICATIONS

Executive and other communications, pursuant to clause 8, rule XII, were referred as follows:

848. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Department's final rule — Polymer of 2-Ethyl-2-(Hydroxymethyl)-1,3-Propanediol, Oxirane, Methyloxirane, 1,2-Epoxyalkanes; Tolerance Exemption [EPA-HQ-OPP-2006-0658; FRL-8116-9] received March 7, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

849. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Prothioconazole; Pesticide Tolerance [EPA-HQ-OPP-2005-0312; FRL-8113-6] received March 7, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

850. A letter from the Acting Assistant Secretary, Employee Benefits Security Administration, Department of Labor, transmitting the Department's final rule — Interim Final Rule Relating to Time and Order of Issuance of Domestic Relations Orders (RIN: 1210-AB15) received March 7, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Education and Labor.

851. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Approval and Promulgation of Implementation Plans and Operating Permits Program; State of Missouri [EPA-R07-OAR-2007-0041; FRL-8284-8] received March 7, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

852. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Approval and Promulgation of Implementation Plans; Iowa; Interstate Transport of Pollution [EPA-R07-OAR-2006-1015; FRL-8285-1] received March 7, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

853. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Approval and Promulgation of Implementation Plans; Kansas; Interstate Transport of Pollution [EPA-R07-OAR-2007-0141; FRL-8286-3] received March 7, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

854. A letter from the Principal Deputy Associate Administrator, Environmental Pro-

tection Agency, transmitting the Agency's final rule — Approval and Promulgation of Implementation Plans; State of Missouri [EPA-R07-OAR-2007- 0083 ; FRL-8286-1] received March 7, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

855. A letter from the Director, Office of Congressional Affairs, U.S. Nuclear Regulatory Commission, transmitting the Commission's final rule — List of Approved Spent Fuel Storage Casks: Standardized NUHOMS System Revision 9 (RIN: 3150-A103) received March 7, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

856. A letter from the Director, Office of Sustainable Fisheries, NMFS, National Oceanic and Atmospheric Administration, transmitting the Administration's final rule — Fisheries of the Northeastern United States; Atlantic Herring Fishery; Total Allowable Catch Harvested for Management Area 1B [Docket No. 050112008-5102-02; I.D.102406B] (RIN: 0648-AT21) received February 27, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Natural Resources.

857. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Modification of VOR Federal Airways; and Establishment of Area Navigation Route; NC [Docket No. FAA-2006-24027; Airspace Docket No. 06-ASO-1] (RIN: 2120-AA66) received February 27, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

858. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Establishment of High Altitude Area Navigation Routes; South Central United States [Docket No. FAA-2005-22398; Airspace Docket No. 05-ASO-7] (RIN: 2120-AA66) received February 27, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

859. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Establishment of Area Navigation Instrument Flight Rules Terminal Transition Route (RITTR) T-210; Jacksonville, FL [Docket No. FAA-2005-23436; Airspace Docket No. 05-ASO-10] (RIN: 2120-AA66) received February 27, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

860. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Modification of Legal Description of Class D and E Airspace; Fairbanks, Fort Wainwright Army Airfield, AK [Docket No. FAA-2006-24813; Airspace Docket No. 06-AAL-16] (RIN: 2120-AA66) received February 27, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

861. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Revision of Class E Airspace; Huslia, AK [Docket No. FAA-2006-24004; Airspace Docket No. 06-AAL-13] (RIN: 2120-AA66) received February 27, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

862. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Modification of Class E Airspace; Keokuk Municipal Airport, IA [Docket No. FAA-2006-25009; Airspace Docket No. 06-ACE-7] (RIN: 2120-AA66) received February 27, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

863. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Modification of Class E Airspace; Scottsbluff, Western Ne-

braska Regional Airport/William B. Heilig Field, NE [Docket No. FAA-2006-25007; Airspace Docket No. 06-ACE-5] (RIN: 2120-AA66) received February 27, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

864. A letter from the Director of Regulations Management, Department of Veterans Affairs, transmitting the Department's final rule — Traumatic Injury Protection Rider to Servicemembers' Group Life Insurance (RIN 2900-AM36) received March 7, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Veterans' Affairs.

865. A letter from the Chief, Trade & Commercial Regulations Branch, Department of Homeland Security, transmitting the Department's final rule — Entry Of Certain Cement Products from Mexico Requiring A Commerce Department Import License [USCBP-2006-0020] (RIN: 1505-AB68) received March 5, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

## ¶37.3 MESSAGE FROM THE SENATE

A message from the Senate by Ms. Curtis, one of its clerks, announced that the Senate has passed without amendment a bill of the House of the following title:

H.R. 1129. An Act to provide for the construction, operation, and maintenance of an arterial road in St. Louis County, Missouri.

The message also announced that pursuant to section 276n of title 22, United States Code, as amended, the Chair, on behalf of the President pro tempore, appoints the following Senator as Chairman of the United States-China Interparliamentary Group conference during the One Hundred Tenth Congress: The Senator from Hawaii [Mr. INOUE].

The message also announced that pursuant to section 276n of title 22, United States Code, as amended, the Chair, on behalf of the President pro tempore, appoints the following Senator as Vice Chairman of the United States-China Interparliamentary Group conference during the One Hundred Tenth Congress: The Senator from Alaska [Mr. STEVENS].

The message also announced that pursuant to section 276d-276g of title 22, United States Code, as amended, the Chair, on behalf of the Vice President, appoints the following Senator as Chairman of the Senate Delegation to the Canada-United States Interparliamentary Group conference during the One Hundred Tenth Congress: The Senator from Minnesota [Ms. KLOBUCHAR].

## ¶37.4 HOUSE DEMOCRACY ASSISTANCE COMMISSION

The SPEAKER pro tempore, Mr. CARDOZA, pursuant to section 2 of House Resolution 24, One Hundred Tenth Congress, and the order of the House of January 4, 2007, the Chair announced the Speaker's appointment of the following Members of the House to the House Democracy Assistance Commission: Mr. PRICE, North Carolina, Chairman, Mrs. CAPPS, Messrs. HOLT, SCHIFF, Ms. SCHWARTZ, Messrs. PAYNE, POMEROY, FARR, SALAZAR, ELLISON, and Ms. HIRONO.

37.5 COMMUNICATION FROM THE  
MINORITY LEADER—APPOINTMENT—  
HOUSE DEMOCRACY ASSISTANCE  
COMMISSION

The SPEAKER pro tempore, Mr. CARDOZA, laid before the House the following communication, which was read as follows:

HOUSE OF REPRESENTATIVES,  
Washington, DC, March 12, 2007

Hon. NANCY PELOSI,  
Speaker, H-232, U.S. Capitol,  
Washington, DC.

DEAR SPEAKER PELOSI: Pursuant to section 2 of House Resolution 24, 110th Congress, I am pleased to appoint the following as Members of the House Democracy Assistance Commission. All Members have expressed interest in serving in this capacity and I am pleased to fulfill their requests.

The Honorable David Dreier of California, The Honorable John Boozman of Arizona, The Honorable Jeff Fortenberry of Nebraska, The Honorable Joe Wilson of South Carolina, The Honorable Judy Biggert of Illinois, The Honorable Wayne Gilchrest of Maryland, The Honorable Jerry Weller of Illinois, The Honorable Jeff Miller of Florida, and The Honorable Bill Shuster of Pennsylvania.

Sincerely,

JOHN A. BOEHNER,  
Republican Leader.

37.6 UNITED STATES CAPITOL  
PRESERVATION COMMISSION

The SPEAKER pro tempore, Mr. CARDOZA, pursuant to 2 United States Code 2081, and the order of the House of January 4, 2007, the Chair announced the Speaker's appointment of the following Members of the House to the United States Capitol Preservation Commission: Mr. OBEY and Ms. KAPTUR.

Ordered, That the Clerk notify the Senate of the foregoing appointments.

37.7 COMMUNICATION FROM THE  
MINORITY LEADER—APPOINTMENT—  
UNITED STATES CAPITOL  
PRESERVATION COMMISSION

The SPEAKER pro tempore, Mr. CARDOZA, laid before the House the following communication, which was read as follows:

HOUSE OF REPRESENTATIVES,  
March 9, 2007.

Hon. NANCY PELOSI,  
Speaker, Washington, DC.

DEAR SPEAKER PELOSI: Pursuant to 2 U.S.C. 2081, I am pleased to appoint the Honorable ZACH WAMP of Tennessee to the United States Capitol Preservation Commission. Mr. WAMP expressed interest in serving in this capacity and I am pleased to fulfill his requests.

Sincerely,

JOHN A. BOEHNER,  
Republican Leader.

Ordered, That the Clerk notify the Senate of the foregoing appointment.

37.8 PRESIDENTIAL LIBRARY DONATION  
REFORM

Mr. MURPHY of Connecticut, moved to suspend the rules and pass the bill (H.R. 1254) to amend title 44, United States Code, to require information on contributors to Presidential library fundraising organizations.

The SPEAKER pro tempore, Mr. CARDOZA, recognized Mr. MURPHY of

Connecticut, and Mr. TURNER, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and pass said bill?

The SPEAKER pro tempore, Mr. CARDOZA, announced that two-thirds of the Members present had voted in the affirmative.

Mr. MURPHY of Connecticut, demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Mr. CARDOZA, pursuant to clause 8, rule XX, announced that further proceedings on the question were postponed.

37.9 PRESIDENTIAL RECORDS

Mr. CLAY moved to suspend the rules and pass the bill (H.R. 1255) to amend chapter 22 of title 44, United States Code, popularly known as the Presidential Records Act, to establish procedures for the consideration of claims of constitutionally based privilege against disclosure of Presidential records; as amended.

The SPEAKER pro tempore, Mr. CARDOZA, recognized Mr. CLAY and Mr. TURNER, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and pass said bill, as amended?

The SPEAKER pro tempore, Mr. CARDOZA, announced that two-thirds of the Members present had voted in the affirmative.

Mr. CLAY demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Mr. CARDOZA, pursuant to clause 8, rule XX, announced that further proceedings on the question were postponed.

37.10 FREEDOM OF INFORMATION

Mr. CLAY moved to suspend the rules and pass the bill (H.R. 1309) to promote openness in Government by strengthening section 552 of title 5, United States Code (commonly referred to as the Freedom of Information Act), and for other purposes; as amended.

The SPEAKER pro tempore, Mr. CARDOZA, recognized Mr. CLAY and Mr. TURNER, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and pass said bill, as amended?

The SPEAKER pro tempore, Mr. CARDOZA, announced that two-thirds of the Members present had voted in the affirmative.

Mr. TURNER demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Mr. CARDOZA, pursuant to clause 8, rule

XX, announced that further proceedings on the question were postponed.

37.11 H.R. 1254—UNFINISHED BUSINESS

The SPEAKER pro tempore, Mr. CARDOZA, pursuant to clause 8, rule XX, announced the unfinished business to be the motion to suspend the rules and pass the bill (H.R. 1254) to amend title 44, United States Code, to require information on contributors to Presidential library fundraising organizations.

The question being put,

Will the House suspend the rules and pass said bill?

The vote was taken by electronic device.

It was decided in the { Yeas ..... 390  
affirmative ..... } Nays ..... 34

37.12 [Roll No. 142]

YEAS—390

Abercrombie	Clyburn	Grijalva
Ackerman	Cohen	Gutierrez
Aderholt	Cole (OK)	Hall (NY)
Akin	Conyers	Hall (TX)
Alexander	Cooper	Hare
Allen	Costa	Harman
Altmire	Costello	Hastings (FL)
Andrews	Courtney	Hastings (WA)
Arcuri	Cramer	Hayes
Baca	Crenshaw	Heller
Bachmann	Crowley	Herger
Bachus	Cuellar	Herseth
Baird	Cummings	Higgins
Baker	Davis (AL)	Hill
Baldwin	Davis (CA)	Hinches
Barrett (SC)	Davis (IL)	Hinojosa
Barrow	Davis, David	Hirono
Bean	Davis, Lincoln	Hobson
Becerra	Davis, Tom	Hodes
Berkley	Deal (GA)	Holden
Berman	DeFazio	Holt
Berry	DeGette	Honda
Biggert	Delahunt	Hooley
Bilbray	DeLauro	Hoyer
Bilirakis	Dent	Hulshof
Bishop (GA)	Diaz-Balart, L.	Hunter
Bishop (NY)	Diaz-Balart, M.	Inglis (SC)
Bishop (UT)	Dicks	Insee
Blackburn	Dingell	Israel
Blumenauer	Doggett	Issa
Blunt	Donnelly	Jackson (IL)
Boehner	Doyle	Jackson-Lee
Bonner	Drake	(TX)
Bono	Dreier	Jefferson
Boozman	Duncan	Jindal
Boren	Edwards	Johnson (GA)
Boswell	Ehlers	Johnson (IL)
Boucher	Ellison	Johnson, E. B.
Boustany	Ellsworth	Johnson, Sam
Boyd (FL)	Emanuel	Jones (OH)
Boyda (KS)	Emerson	Jordan
Brady (PA)	Engel	Kagen
Brady (TX)	Etheridge	Kaptur
Bralley (IA)	Everett	Keller
Brown, Corrine	Fallin	Kennedy
Brown-Waite,	Farr	Kildee
Ginny	Fattah	Kilpatrick
Buchanan	Feeney	Kind
Burton (IN)	Ferguson	King (NY)
Butterfield	Filner	Kirk
Buyer	Forbes	Klein (FL)
Calvert	Fortenberry	Kline (MN)
Camp (MI)	Fossella	Knollenberg
Cantor	Frank (MA)	Kucinich
Capito	Frelinghuysen	Kuhl (NY)
Capps	Gallely	LaHood
Capuano	Garrett (NJ)	Lampson
Cardoza	Gerlach	Langevin
Carnahan	Giffords	Lantos
Carney	Gilchrest	Larsen (WA)
Carson	Gillibrand	Larson (CT)
Carter	Gillmor	Latham
Castle	Gonzalez	LaTourette
Castor	Goode	Lee
Chabot	Goodlatte	Levin
Chandler	Gordon	Lewis (CA)
Clarke	Graves	Lewis (GA)
Clay	Green, Al	Lewis (KY)
Cleaver	Green, Gene	Lipinski

LoBiondo  
Loebsack  
Lofgren, Zoe  
Lowe  
Lucas  
Lungren, Daniel E.  
Lynch  
Mack  
Mahoney (FL)  
Maloney (NY)  
Marchant  
Markey  
Marshall  
Matheson  
Matsui  
McCarthy (CA)  
McCarthy (NY)  
McCaul (TX)  
McCollum (MN)  
McCotter  
McCrery  
McDermott  
McGovern  
McHugh  
McIntyre  
McKeon  
McMorris  
Rodgers  
McNerney  
McNulty  
Meek (FL)  
Meeks (NY)  
Melancon  
Mica  
Michaud  
Millender-  
McDonald  
Miller (FL)  
Miller (MI)  
Miller (NC)  
Miller, Gary  
Mitchell  
Mollohan  
Moore (KS)  
Moore (WI)  
Moran (KS)  
Moran (VA)  
Murphy (CT)  
Murphy, Patrick  
Murphy, Tim  
Murtha  
Musgrave  
Nadler  
Napolitano  
Neal (MA)  
Neugebauer  
Nunes  
Oberstar  
Obey  
Oliver  
Ortiz  
Pallone  
Pascrell

Pastor  
Payne  
Pearce  
Pence  
Perlmutter  
Peterson (MN)  
Peterson (PA)  
Petri  
Pickering  
Pitts  
Platts  
Pomeroy  
Porter  
Price (GA)  
Price (NC)  
Pryce (OH)  
Putnam  
Radanovich  
Rahall  
Ramstad  
Rangel  
Regula  
Rehberg  
Reichert  
Renzi  
Reyes  
Reynolds  
Rodriguez  
Rogers (AL)  
Rogers (KY)  
Rogers (MD)  
Rohrabacher  
Ros-Lehtinen  
Roskam  
Ross  
Rothman  
Roybal-Allard  
Royce  
Ruppersberger  
Rush  
Ryan (OH)  
Ryan (WI)  
Salazar  
Sali  
Sanchez, Linda T.  
Sanchez, Loretta  
Sarbanes  
Schakowsky  
Schiff  
Schmidt  
Schwartz  
Scott (GA)  
Scott (VA)  
Serrano  
Sessions  
Sestak  
Shays  
Shea-Porter  
Sherman  
Shimkus  
Shuler  
Shuster

Simpson  
Sires  
Skelton  
Slaughter  
Smith (NE)  
Smith (NJ)  
Smith (TX)  
Smith (WA)  
Snyder  
Solis  
Souder  
Space  
Spratt  
Stark  
Stearns  
Stupak  
Sutton  
Tanner  
Tauscher  
Taylor  
Terry  
Thompson (CA)  
Thompson (MS)  
Thornberry  
Tiahrt  
Tiberi  
Tierney  
Towns  
Turner  
Udall (CO)  
Udall (NM)  
Upton  
Van Hollen  
Velázquez  
Visclosky  
Walden (OR)  
Walsh (NY)  
Walz (MN)  
Wamp  
Wasserman  
Schultz  
Waters  
Berman  
Watson  
Watt  
Waxman  
Weiner  
Welch (VT)  
Weldon (FL)  
Weller  
Wexler  
Whitfield  
Wicker  
Wilson (NM)  
Wilson (OH)  
Wilson (SC)  
Wolf  
Woolsey  
Wu  
Wynn  
Yarmuth  
Young (AK)  
Young (FL)

NAYS—34

Bartlett (MD)  
Barton (TX)  
Burgess  
Campbell (CA)  
Cannon  
Coble  
Conaway  
Cubin  
Culberson  
Davis (KY)  
Doolittle  
English (PA)

NOT VOTING—9

Brown (SC)  
Davis, Jo Ann  
Eshoo

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said bill.

37.13 H.R. 1255—UNFINISHED BUSINESS  
The SPEAKER pro tempore, Mr. CARDOZA, pursuant to clause 8, rule

XX, announced the further unfinished business to be the motion to suspend the rules and pass the bill (H.R. 1255) to amend chapter 22 of title 44, United States Code, popularly known as the Presidential Records Act, to establish procedures for the consideration of claims of constitutionally based privilege against disclosure of Presidential records; as amended.

The question being put,  
Will the House suspend the rules and pass said bill, as amended?

The vote was taken by electronic device.

It was decided in the affirmative { Yeas ..... 333  
Nays ..... 93

37.14 [Roll No. 143]

YEAS—333

Abercrombie  
Ackerman  
Alexander  
Allen  
Altmire  
Andrews  
Arcuri  
Baca  
Baird  
Baker  
Baldwin  
Barrow  
Bartlett (MD)  
Bean  
Becerra  
Berkeley  
Berman  
Berry  
Bilirakis  
Bishop (GA)  
Bishop (NY)  
Blumenauer  
Blunt  
Bonner  
Bono  
Boozman  
Boren  
Boswell  
Boucher  
Boustany  
Boyd (FL)  
Boyd (KS)  
Brady (PA)  
Brady (TX)  
Braley (IA)  
Brown, Corrine  
Brown-Waite,  
Ginny  
Burgess  
Burton (IN)  
Butterfield  
Buyer  
Calvert  
Camp (MI)  
Capito  
Capps  
Capuano  
Cardoza  
Carnahan  
Carney  
Carson  
Carter  
Castle  
Castor  
Chabot  
Chandler  
Clarke  
Clay  
Cleaver  
Clyburn  
Coble  
Cohen  
Conyers  
Cooper  
Cooper  
Costello  
Courtney  
Cramer  
Crenshaw  
Crowley  
Cuellar  
Cummings  
Davis (AL)  
Davis (CA)

Murphy, Patrick  
Murphy, Tim  
Murtha  
Nadler  
Napolitano  
Neal (MA)  
Nunes  
Oberstar  
Obey  
Oliver  
Ortiz  
Pallone  
Pascrell  
Pastor  
Paul  
Payne  
Pearce  
Perlmutter  
Peterson (MN)  
Peterson (PA)  
Petri  
Pickering  
Platts  
Pomeroy  
Porter  
Price (NC)  
Pryce (OH)  
Radanovich  
Rahall  
Ramstad  
Rangel  
Regula  
Reichert  
Reyes  
Reynolds  
Rodriguez  
Rohrabacher  
Ros-Lehtinen  
Roskam

NAYS—93

Aderholt  
Akin  
Bachmann  
Bachus  
Barrett (SC)  
Barton (TX)  
Biggart  
Bilbray  
Bishop (UT)  
Blackburn  
Boehner  
Buchanan  
Campbell (CA)  
Cannon  
Cantor  
Cole (OK)  
Conaway  
Cubin  
Culberson  
Davis (KY)  
Davis, David  
Deal (GA)  
Doolittle  
Drake  
Everett  
Fallin  
Feeney  
Flake  
Fossella  
Franks (AZ)  
Garrett (NJ)

NOT VOTING—7

Brown (SC)  
Davis, Jo Ann  
Granger

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill, as amended, was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill, as amended, was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said bill.

37.15 H.R. 1309—UNFINISHED BUSINESS

The SPEAKER pro tempore, Mr. CARDOZA, pursuant to clause 8, rule XX, announced the further unfinished business to be the motion to suspend



the rules and pass the bill (H.R. 1309) to promote openness in Government by strengthening section 552 of title 5, United States Code (commonly referred to as the Freedom of Information Act), and for other purposes; as amended.

The question being put,

Will the House suspend the rules and pass said bill, as amended?

The vote was taken by electronic device.

It was decided in the { Yeas ..... 308  
affirmative ..... } Nays ..... 117

¶37.16 [Roll No. 144]  
YEAS—308

- Abercrombie
- Ackerman
- Alexander
- Allen
- Altmire
- Andrews
- Arcuri
- Baca
- Baird
- Baldwin
- Barrow
- Bartlett (MD)
- Bean
- Becerra
- Berkley
- Berman
- Berry
- Bilbray
- Bishop (GA)
- Bishop (NY)
- Bishop (UT)
- Blumenauer
- Blunt
- Bonner
- Boozman
- Boren
- Boswell
- Boucher
- Boustany
- Boyd (FL)
- Boyd (KS)
- Brady (PA)
- Brady (TX)
- Bralley (IA)
- Brown, Corrine
- Brown-Waite,
- Ginny
- Burgess
- Burton (IN)
- Butterfield
- Calvert
- Camp (MI)
- Capito
- Capps
- Capuano
- Cardoza
- Carnahan
- Carney
- Carson
- Castle
- Castor
- Chabot
- Chandler
- Clarke
- Clay
- Cleaver
- Clyburn
- Cohen
- Conyers
- Cooper
- Costa
- Costello
- Courtney
- Cramer
- Crenshaw
- Crowley
- Cuellar
- Culberson
- Cummings
- Davis (AL)
- Davis (CA)
- Davis (IL)
- Davis, Lincoln
- Davis, Tom
- DeFazio
- DeGette
- Delahunt
- DeLauro
- Dent
- Dicks
- Dingell
- Doggett
- Donnelly
- Doyle
- Duncan
- Edwards
- Ehlers
- Ellison
- Ellsworth
- Emanuel
- Emerson
- Engel
- English (PA)
- Eshoo
- Etheridge
- Farr
- Fattah
- Ferguson
- Filner
- Fortenberry
- Frank (MA)
- Frelinghuysen
- Gallegly
- Gerlach
- Giffords
- Gilchrest
- Gillibrand
- Gillmor
- Gohmert
- Gonzalez
- Goode
- Gordon
- Graves
- Green, Al
- Green, Gene
- Grijalva
- Gutierrez
- Hall (NY)
- Hare
- Harman
- Hastings (FL)
- Heger
- Herseth
- Higgins
- Hill
- Hinchey
- Hinojosa
- Hirono
- Hobson
- Hodes
- Holden
- Holt
- Honda
- Hooley
- Hoyer
- Hulshof
- Inslee
- Israel
- Jackson (IL)
- Jackson-Lee (TX)
- Jefferson
- Jindal
- Johnson (GA)
- Johnson (IL)
- Johnson, E. B.
- Jones (NC)
- Jones (OH)
- Kagen
- Kaptur
- Kennedy
- Kildee
- Kilpatrick
- Kind
- Kirk
- Klein (FL)
- Kucinich
- Lampson
- Langevin
- Lantos
- Larsen (WA)
- Larson (CT)
- Latham
- LaTourette
- Lee
- Levin
- Lewis (CA)
- Lewis (GA)
- Lipinski
- LoBiondo
- Loeb
- Lofgren, Zoe
- Lowey
- Lynch
- Mahoney (FL)
- Maloney (NY)
- Markey
- Marshall
- Matheson
- Matsui
- McCarthy (NY)
- McCaul (TX)
- McCollum (MN)
- McCotter
- McDermott
- McGovern
- McHugh
- McIntyre
- McKeon
- McMorris
- Rodgers
- McNerney
- McNulty
- Meek (FL)
- Meeke (NY)
- Melancon
- Michaud
- Miller
- McDonald
- Miller (MI)
- Miller (NC)
- Mitchell
- Mollohan
- Moore (KS)
- Moore (WI)
- Moran (KS)
- Moran (VA)
- Murphy (CT)
- Murphy, Patrick
- Murphy, Tim
- Murtha
- Nadler
- Napolitano
- Neal (MA)
- Oberstar
- Obey
- Oliver
- Ortiz
- Pallone
- Pascarell
- Pastor
- Paul
- Payne
- Perlmutter
- Peterson (MN)
- Peterson (PA)
- Pickering
- Platts
- Poe
- Pomeroy
- Porter
- Price (NC)
- Rahall
- Ramstad
- Rangel
- Regula
- Rehberg

- Reichert
- Reyes
- Rodriguez
- Rogers (MI)
- Rohrabacher
- Ros-Lehtinen
- Roskam
- Ross
- Rothman
- Roybal-Allard
- Ruppersberger
- Rush
- Ryan (OH)
- Salazar
- Sanchez, Linda T.
- Sanchez, Loretta Sarbanes
- Schakowsky
- Schiff
- Schwartz
- Scott (GA)
- Scott (VA)
- Serrano
- Sestak
- Shays
- Shea-Porter
- Sherman
- Shuler
- Simpson
- Sires
- Skelton
- Slaughter
- Smith (NE)
- Smith (NJ)
- Smith (WA)
- Snyder
- Solis
- Space
- Stark
- Stupak
- Sutton
- Tanner
- Tauscher
- Taylor
- Thompson (CA)
- Thompson (MS)
- Tiahrt
- Tiberi
- Tierney
- Towns
- Turner
- Udall (CO)
- Udall (NM)
- Van Hollen
- Velázquez
- Viscosky
- Walden (OR)
- Walsh (NY)
- Walz (MN)
- Wasserman
- Schultz
- Waters
- Watson
- Watt
- Waxman
- Weiner
- Welch (VT)
- Weller
- Wexler
- Wilson (OH)
- Wolf
- Woolsey
- Wu
- Wynn
- Yarmuth
- Young (FL)

NAYS—117

- Aderholt
- Akin
- Bachmann
- Bachus
- Baker
- Barrett (SC)
- Barton (TX)
- Biggart
- Bilirakis
- Blackburn
- Boehner
- Bono
- Buchanan
- Buyer
- Campbell (CA)
- Cannon
- Cantor
- Carter
- Coble
- Cole (OK)
- Conaway
- Cubin
- Davis (KY)
- Davis, David
- Deal (GA)
- Diaz-Balart, L.
- Diaz-Balart, M.
- Doolittle
- Drake
- Dreier
- Everett
- Fallin
- Feeney
- Flake
- Forbes
- Fossella
- Fox
- Franks (AZ)
- Garrett (NJ)
- Gingrey
- Goodlatte
- Hall (TX)
- Hastert
- Hastings (WA)
- Hayes
- Heller
- Hensarling
- Hoekstra
- Hunter
- Inglis (SC)
- Issa
- Johnson, Sam
- Jordan
- Keller
- King (IA)
- King (NY)
- Kingston
- Kline (MN)
- Knollenberg
- Kuhl (NY)
- LaHood
- Lamborn
- Lewis (KY)
- Linder
- Lucas
- Lungren, Daniel E.
- Mack
- Manzullo
- Marchant
- McCarthy (CA)
- McCrery
- McHenry
- Mica
- Miller (FL)
- Miller, Gary
- Musgrave
- Myrick
- Neugebauer
- Nunes
- Pearce
- Pence
- Petri
- Pitts
- Price (GA)
- Pryce (OH)
- Putnam
- Radanovich
- Renzi
- Reynolds
- Rogers (AL)
- Rogers (KY)
- Royce
- Ryan (WI)
- Sali
- Schmidt
- Sensenbrenner
- Sessions
- Shadegg
- Shimkus
- Shuster
- Smith (TX)
- Souder
- Stearns
- Sullivan
- Tancredo
- Terry
- Thornberry
- Upton
- Walberg
- Wamp
- Weldon (FL)
- Westmoreland
- Whitfield
- Wicker
- Wilson (NM)
- Wilson (SC)
- Young (AK)

NOT VOTING—8

- Brown (SC)
- Davis, Jo Ann
- Granger
- Kanjorski
- Meehan
- Miller, George
- Saxton
- Spratt

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill, as amended, was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill, as amended, was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said bill.

¶37.17 COMMUNICATION REGARDING SUBPOENA

The SPEAKER pro tempore, Mr. PASTOR, laid before the House the following communication from Sally Bowzer, District Director, office of the Honorable Leonard L. Boswell:

CONGRESS OF THE UNITED STATES,  
HOUSE OF REPRESENTATIVES,  
Washington, DC, March 12, 2007.

Hon. NANCY PELOSI,  
Speaker, House of Representatives,  
Washington, DC.

DEAR MADAM SPEAKER: This is to notify you formally, pursuant to Rule VIII of the Rules of the House of Representatives, that I have been served with a subpoena, issued by the District Court for Polk County, Iowa, for testimony in a criminal case.

After consultation with the Office of General Counsel, I have determined that compliance with the subpoena is consistent with the precedents and privileges of the House.

Sincerely,  
SALLY BOWZER,  
District Director.

¶37.18 PROVIDING FOR CONSIDERATION OF H.R. 985

Mr. HASTINGS of Florida, by direction of the Committee on Rules, called up the following resolution (H. Res. 239):

Resolved, That at any time after the adoption of this resolution the Speaker may, pursuant to clause 2(b) of rule XVIII, declare the House resolved into the Committee of the Whole House on the state of the Union for consideration of the bill (H.R. 985) to amend title 5, United States Code, to clarify which disclosures of information are protected from prohibited personnel practices; to require a statement in nondisclosure policies, forms, and agreements to the effect that such policies, forms, and agreements are consistent with certain disclosure protections, and for other purposes. The first reading of the bill shall be dispensed with. All points of order against consideration of the bill are waived except those arising under clause 9 or 10 of rule XXI. General debate shall be confined to the bill and shall not exceed one hour and 20 minutes, with one hour equally divided and controlled by the chairman and ranking minority member of the Committee on Oversight and Government Reform and 20 minutes equally divided and controlled by the chairman and ranking member of the Committee on Homeland Security. After general debate the bill shall be considered for amendment under the five-minute rule. An amendment in the nature of a substitute consisting of the text of the bill, modified by the amendments recommended by the Committee on Oversight and Government Reform now printed in the bill, shall be considered as adopted in the House and in the Committee of the Whole. The bill, as amended, shall be considered as the original bill for the purpose of further amendment under the five-minute rule and shall be considered as read. Notwithstanding clause 11 of rule XVIII, no further amendment to the bill, as amended, shall be in order except those printed in the report of the Committee on Rules accompanying this resolution. Each further amendment may be offered only in the order printed in the report, may be offered only by a Member designated in the report, shall be considered as read, shall be debatable for the time specified in the report equally divided and controlled by the proponent and an opponent, shall not be subject to amendment, and shall not be subject to a demand for division of the question in the House or in the Committee of the Whole. All points of order against such further amendments are waived except those arising under clause 9 or 10 of rule XXI. At the conclusion of consideration of the bill for amendment the Committee shall rise and report the bill, as amended, to the House with such further amendments as may have been adopted. The previous question shall be considered as ordered on the

bill and amendments thereto to final passage without intervening motion except one motion to recommit with or without instructions.

SEC. 2. During consideration in the House of H.R. 985 pursuant to this resolution, notwithstanding the operation of the previous question, the Chair may postpone further consideration of the bill to a time designated by the Speaker.

When said resolution was considered.

After debate,

Mr. HASTINGS of Florida, moved the previous question on the resolution to its adoption or rejection.

The question being put, viva voce,

Will the House now order the previous question?

The SPEAKER pro tempore, Mr. PASTOR, announced that the yeas had it.

Mr. Lincoln DIAZ-BALART of Florida, demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The vote was taken by electronic device.

It was decided in the { Yeas ..... 224 affirmative ..... Nays ..... 197

¶37.19 [Roll No. 145] YEAS—224

- Abercrombie, Ackerman, Allen, Altmire, Andrews, Arcuri, Baca, Baird, Baldwin, Bean, Becerra, Berkeley, Berry, Bishop (GA), Bishop (NY), Blumenauer, Boren, Boswell, Boucher, Boyd (FL), Boyda (KS), Brady (PA), Braley (IA), Brown, Corrine, Butterfield, Capps, Capuano, Cardoza, Carnahan, Carney, Carson, Castor, Chandler, Clarke, Clay, Cleaver, Clyburn, Cohen, Conyers, Cooper, Costa, Costello, Courtney, Cramer, Crowley, Cuellar, Cummings, Davis (AL), Davis (CA), Davis (IL), Davis, Lincoln, DeFazio, DeGette, Delahunt, DeLauro, Dicks, Dingell, Doggett, Donnelly, Doyle, Edwards, Ellison, Ellsworth, Emanuel, Engel, Eshoo, Etheridge, Farr, Fattah, Filner, Frank (MA), Giffords, Gillibrand, Gonzalez, Gordon, Green, Al, Green, Gene, Grijalva, Gutierrez, Hall (NY), Hare, Harman, Hastings (FL), Herse, Higgins, Hill, Hinojosa, Hiro, Hirono, Hodes, Holden, Holt, Honda, Hooley, Hoyer, Inslee, Israel, Jackson (IL), Jackson-Lee (TX), Jefferson, Johnson (GA), Johnson, E. B., Jones (OH), Kagen, Kaptur, Kennedy, Kildee, Kilpatrick, Kind, Klein (FL), Kucinich, Lampson, Langevin, Lantos, Larsen (WA), Larson (CT), Lee, Levin, Lewis (GA), Lipinski, Loeb, Lofgren, Zoe, Lowey, Lynch, Mahoney (FL), Maloney (NY), Markey, Marshall, Matheson, Matsui, McCarthy (NY), McCollum (MN), McDermott, McGovern, McIntyre, McInerney, McNulty, Meeks (NY), Melancon, Michaud, Millender-McDonald, Miller (NC), Mitchell, Mollohan, Moore (KS), Moore (WI), Moran (VA), Murphy (CT), Murphy, Patrick, Murtha, Nadler, Napolitano, Neal (MA), Oberstar, Obey, Olver, Ortiz, Pallone, Pascrell, Pastor, Payne, Perlmutter, Peterson (MN), Pomeroy, Price (NC), Rahall, Rangel, Reyes, Rodriguez, Ross, Rothman, Roybal-Allard

- Rush, Ryan (OH), Salazar, Sanchez, Linda T., Sanchez, Loretta, Sarbanes, Schakowsky, Schiff, Schwartz, Scott (GA), Scott (VA), Serrano, Sestak, Shea-Porter, Sherman, Shuler, Shires, Skelton, Slaughter, Smith (WA), Snyder, Solis, Space, Spratt, Stark, Stupak, Sutton, Tanner, Tauscher, Taylor, Thompson (CA), Thompson (MS), Tierney, Towns, Udall (CO)

NAYS—197

- Aderholt, Akin, Alexander, Bachmann, Bachus, Baker, Barrett (SC), Barrow, Bartlett (MD), Barton (TX), Biggart, Bilbray, Bilirakis, Bishop (UT), Blackburn, Blunt, Boehner, Bonner, Bono, Boozman, Boustany, Brady (TX), Brown-Waite, Ginny, Buchanan, Burgess, Burton (IN), Buyer, Calvert, Camp (MI), Cannon, Cantor, Capito, Carter, Castle, Chabot, Coble, Cole (OK), Conaway, Crenshaw, Cuban, Culberson, Davis (KY), Davis, David, Davis, Tom, Deal (GA), Deaton, Diaz-Balart, L., Diaz-Balart, M., Doolittle, Drake, Dreier, Duncan, Ehlers, Emerson, English (PA), Everrett, Fallon, Feeney, Ferguson, Flake, Forbes, Fortenberry, Fossella, Foxx, Franks (AZ), Frelinghuysen, Gallegly, Garrett (NJ), Gerlach, Gilchrest, Gillmor, Gingrey, Gohmert, Goode, Goodlatte, Graves, Hall (TX), Hastert, Hastings (WA), Hayes, Heller, Hensarling, Herger, Hobson, Hoekstra, Hulshof, Hunter, Inglis (SC), Issa, Jindal, Johnson (IL), Johnson, Sam, Jones (NC), Jordan, Keller, King (IA), King (NY), Kingston, Kirk, Kline (MN), Knollenberg, Kuhl (NY), LaHood, Lamborn, Latham, LaTourette, Lewis (CA), Lewis (KY), Linder, LoBiondo, Lucas, Lungren, Daniel E., Mack, Manzullo, Marchant, McCaul (TX), McCotter, McCrery, McHenry, McHugh, McKeon, McMorris-Rodgers, Mica, Miller (FL), Miller (MI), Miller, Gary, Moran (KS), Murphy, Tim, Musgrave, Myrick

- Udall (NM), Van Hollen, Velázquez, Visclosky, Walz (MN), Wasserman, Schultz, Waters, Watson, Watta, Waxman, Weiner, Welch (VT), Wexler, Wilson (OH), Woolsey, Wu, Yarmuth

The SPEAKER pro tempore, Mr. PASTOR, announced that the yeas had it.

Mr. Lincoln DIAZ-BALART of Florida, demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The vote was taken by electronic device.

It was decided in the { Yeas ..... 223 affirmative ..... Nays ..... 193

¶37.20 [Roll No. 146] YEAS—223

- Abercrombie, Ackerman, Allen, Altmire, Andrews, Arcuri, Baca, Baird, Baldwin, Bean, Becerra, Berkeley, Berman, Berry, Bishop (GA), Bishop (NY), Blumenauer, Boren, Boswell, Boucher, Boyd (FL), Boyda (KS), Brady (PA), Braley (IA), Brown, Corrine, Butterfield, Capps, Capuano, Cardoza, Carnahan, Carney, Carson, Castor, Chandler, Clarke, Clay, Cleaver, Clyburn, Cohen, Conyers, Cooper, Costa, Costello, Courtney, Cramer, Crowley, Cuellar, Cummings, Davis (AL), Davis (CA), Davis (IL), Davis, Lincoln, DeFazio, DeGette, Delahunt, DeLauro, Dicks, Dingell, Doggett, Donnelly, Doyle, Edwards, Ellison, Ellsworth, Emanuel, Engel, Etheridge, Fattah, Filner, Frank (MA), Giffords, Gillibrand, Gonzalez, Gordon, Green, Al, Green, Gene, Grijalva, Gutierrez, Hall (NY), Hare, Harman, Hastings (FL), Herse, Higgins, Hill, Hinojosa, Hiro, Hirono, Hodes, Holden, Holt, Honda, Hooley, Hoyer, Inslee, Israel, Jackson (IL), Jackson-Lee (TX), Jefferson, Johnson (GA), Johnson, E. B., Jones (OH), Kagen, Kanjorski, Cardoza, Carnahan, Carney, Kennedy, Kildee, Kilpatrick, Kind, Klein (FL), Kucinich, Lampson, Langevin, Lantos, Larsen (WA), Larson (CT), Lee, Levin, Lewis (GA), Lipinski, Loeb, Lofgren, Zoe, Lowey, Lynch, Mahoney (FL), Maloney (NY), Markey, Marshall, Matheson, Matsui, McCarthy (NY), McCollum (MN), McDermott, McGovern, McIntyre, McInerney, McNulty, Melancon, Michaud, Millender-McDonald, Miller (NC), Mitchell, Mollohan, Moore (KS), Moore (WI), Moran (VA), Murphy (CT), Murphy, Patrick, Murtha, Nadler, Napolitano, Neal (MA), Oberstar, Obey, Olver, Ortiz, Pallone, Pascrell, Pastor, Payne, Perlmutter, Ruppertsberger, Rush, Ryan (OH), Salazar, Sanchez, Linda T., Sanchez, Loretta, Sarbanes, Schakowsky, Schiff, Schwartz, Scott (VA), Serrano, Sestak, Sherman, Shuler, Skelton, Slaughter, Smith (WA), Snyder, Solis, Space, Spratt, Stark, Stupak, Sutton, Tanner, Tauscher, Taylor, Thompson (CA), Thompson (MS), Tierney, Towns, Udall (CO), Udall (NM), Van Hollen, Velázquez, Visclosky, Walz (MN), Wasserman, Schultz, Watson, Watt, Weiner, Welch (VT), Wexler, Wilson (OH), Woolsey, Wu, Wynn, Yarmuth

NOT VOTING—12

- Berman, Brown (SC), Davis, Jo Ann, Granger, Kanjorski, McCarthy (CA), Meehan, Meek (FL), Miller, George, Ruppertsberger, Saxton, Wynn

So the previous question on the resolution was ordered.

The question being put, viva voce,

Will the House agree to said resolution?

NAYS—193

Aderholt Gilchrest Paul
Akin Gillmor Pearce
Alexander Gingrey Pence
Bachmann Gohmert Peterson (PA)
Bachus Goode Petri
Baker Goodlatte Pickering
Barrett (SC) Graves Pitts
Bartlett (MD) Hall (TX) Platts
Barton (TX) Hastert Poe
Biggart Hastings (WA) Porter
Bilbray Hayes Price (GA)
Bilirakis Heller Pryce (OH)
Bishop (UT) Hensarling Putnam
Blackburn Herger Radanovich
Blunt Hobson Regula
Boehner Hoekstra Ramstad
Bonner Hulshof
Bono Hunter Rehberg
Boozman Inglis (SC) Reichert
Boustany Issa Renzi
Brady (TX) Jindal Reynolds
Brown-Waite, Johnson (IL) Rogers (AL)
Ginny Johnson, Sam Rogers (KY)
Buchanan Jones (NC) Rogers (MI)
Burgess Jordan Rohrabacher
Burton (IN) Keller Ros-Lehtinen
Calvert King (IA) Roskam
Camp (MI) King (NY) Royce
Campbell (CA) Kingston Ryan (WI)
Cannon Kirk Sali
Cantor Kline (MN) Schmidt
Capito Knollenberg Sensesbrenner
Castle Kuhl (NY) Sessions
Chabot LaHood Shadegg
Coble Lamborn Shays
Conaway Latham Shimkus
Crenshaw LaTourette Shuster
Cubin Lewis (CA) Simpson
Culberson Lewis (KY) Smith (NE)
Davis (KY) Linder Smith (NJ)
Davis, David LoBiondo Smith (TX)
Davis, Tom Lucas Souder
Deal (GA) Lungren, Daniel
Dent E. Stearns
Diaz-Balart, L. Mack Sullivan
Diaz-Balart, M. Manzullo Tancredo
Doolittle Marchant Terry
Drake McCarthy (CA) Thornberry
Dreier McCaul (TX) Tiahrt
Duncan McCotter Tiberti
Ehlers McCreery Turner
Emerson McHenry Upton
English (PA) McHugh Walberg
Everett McKeon Walden (OR)
Fallin McMorris Walsh (NY)
Feehey Rodgers Wamp
Flake Mica Weldon (FL)
Forbes Miller (FL) Weller
Fortenberry Miller (MI) Westmoreland
Fossella Miller, Gary Whitfield
Foxy Moran (KS) Wicker
Franks (AZ) Murphy, Tim Wilson (NM)
Frelinghuysen Musgrave Wilson (SC)
Gallegly Myrick Wolf
Garrett (NJ) Neugebauer Young (AK)
Gerlach Nunes Young (FL)

NOT VOTING—17

Brown (SC) Farr Miller, George
Buyer Ferguson Peterson (MN)
Carter Granger Saxton
Cole (OK) Meehan Scott (GA)
Davis, Jo Ann Meek (FL) Waxman
Eshoo Meeks (NY)

So the resolution was agreed to.
A motion to reconsider the vote whereby said resolution was agreed to was, by unanimous consent, laid on the table.

37.21 APPROVAL OF THE JOURNAL— UNFINISHED BUSINESS

The SPEAKER pro tempore, Mr. PASTOR, pursuant to clause 8, rule XX, announced the unfinished business to be the question on agreeing to the Chair's approval of the Journal of Tuesday, March 13, 2007.

The question being put, viva voce, Will the House agree to the Chair's approval of said Journal?

The SPEAKER pro tempore, Mr. PASTOR, announced that the yeas had it.

Mr. HASTINGS of Florida, demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The vote was taken by electronic device.

It was decided in the affirmative ..... Yeas ..... 265
Nays ..... 157
Answered present 1

37.22 [Roll No. 147]

YEAS—265

Abercrombie Frank (MA) McMorris
Ackerman Gerlach Rodgers
Allen Giffords McNerney
Andrews Gillibrand McNulty
Arcuri Gillmor Meek (FL)
Baca Gonzalez Meeks (NY)
Baird Goodlatte Michaud
Baldwin Gordon Millender-
Barrett (SC) Green, Al McDonald
Bean Green, Gene Miller (NC)
Becerra Gutierrez Miller, Gary
Berkley Berkley Hall (NY) Mitchell
Berman Hall (TX) Mollohan
Berry Hare Moore (KS)
Bilirakis Harman Moore (WI)
Bishop (GA) Hastings (FL) Moran (VA)
Bishop (NY) Hastings (WA) Murphy (CT)
Blumenauer Hayes Murphy, Patrick
Bono Herseth Murtha
Boren Higgins Nadler
Boswell Hill Napolitano
Boucher Neal (MA) Neal (FL)
Boyd (FL) Hirono Oberstar
Boyda (KS) Hodes Obey
Brady (PA) Hiroo Ortiz
Braley (IA) Hoekstra Pallone
Brown, Corrine Brown, Corrine Pascarell
Butterfield Holden Pastor
Cannon Holt Paul
Capito Honda Payne
Capps Hooley Peterson (PA)
Capuano Hoyer Petri
Cardoza Insee Platts
Carmahan Israel Pomeroy
Carney Issa Porter
Carson Jackson (IL) Price (NC)
Castle Jackson-Lee (TX) Rahall
Castor Jefferson Rangel
Chandler Reichert
Clarke Jindal Reyes
Clay Johnson (GA) Reynolds
Cleave Johnson (IL) Rodriguez
Clyburn Johnson, E. B. Ross
Coble Jones (NC) Rothman
Cohen Jones (OH) Roybal-Allard
Conyers Jordan Ruppertsberger
Cooper Kanjorski Rush
Costa Kaptur Ryan (OH)
Costello Keller Salazar
Courtney Kennedy Sanchez, Linda
Cramer Kildee T.
Crenshaw Kilpatrick Sanchez, Loretta
Crowley Kind Sarbanes
Cuellar Kirk Schakowsky
Cummings Klein (FL) Schiff
Davis (AL) Kucinich Schwartz
Davis (CA) Lampson Scott (GA)
Davis (IL) Langevin Scott (VA)
Davis, Lincoln Lantos Serrano
Davis, Tom Larson (CT) Sestak
DeFazio LaTourette Shea-Porter
DeGette Lee Sherman
DeLahunt Levin Shimkus
DeLauro Lewis (GA) Shuler
Dent Lipinski Simpson
Dicks Loeb sack Sires
Dingell Lofgren, Zoe Skelton
Doggett Lowey Slaughter
Donnelly Lynch Smith (NJ)
Doyle Mack Smith (WA)
Edwards Mahoney (FL) Snyder
Ellison Maloney (NY) Solis
Ellsworth Markey Souder
Emanuel Marshall Space
Engel Matsui Spratt
Eshoo McCarthy (NY) Stark
McCaull (TX) McCaul (TX) Sutton
McCollum (MN) McCollum (MN) Tanner
McCrery McCrery Tauscher
McDermott McDermott Taylor
McGovern McGovern Thompson (CA)
McIntyre McIntyre Thompson (MS)

Thornberry Wasserman Wicker
Tierney Schultz Wilson (NM)
Towns Waters Wilson (OH)
Turner Watt Woolsey
Udall (NM) Waxman Wu
Van Hollen Weiner Wynn
Velázquez Welch (VT) Yarmuth
Visclosky Wexler
Walz (MN) Whitfield

NAYS—157

Aderholt Foxx Neugebauer
Akin Franks (AZ) Nunes
Alexander Frelinghuysen Olver
Altmire Gallegly Pearce
Bachmann Garrett (NJ) Pence
Bachus Gilchrest Perlmutter
Baker Gingrey Peterson (MN)
Barrow Gohmert Pickering
Bartlett (MD) Goode Pitts
Barton (TX) Graves Poe
Biggart Hastert Price (GA)
Bilbray Heller Pryce (OH)
Bishop (UT) Hensarling Putnam
Blackburn Herger Radanovich
Blunt Hobson Ramstad
Boehner Hulshof Regula
Bonner Hunter Rehberg
Boozman Inglis (SC) Renzi
Boustany Johnson, Sam Rogers (AL)
Brady (TX) Kagen Rogers (KY)
Brown-Waite, King (IA) Rogers (MI)
Ginny King (NY) Rohrabacher
Buchanan Kingston Ros-Lehtinen
Burgess Kline (MN) Roskam
Burton (IN) Knollenberg Royce
Buyer Kuhl (NY) Ryan (WI)
Calvert LaHood Sali
Camp (MI) Lamborn Schmidt
Campbell (CA) Larsen (WA) Sensesbrenner
Cantor Latham Sessions
Chabot Lewis (CA) Shadegg
Cole (OK) Lewis (KY) Shays
Conaway Linder Shuster
Cubin LoBiondo Smith (NE)
Culberson Lucas Stearns
Davis (KY) Lungren, Daniel
Davis, David E. Stupak
Davis, Tom Mack Sullivan
Deal (GA) Manzullo Terry
Diaz-Balart, L. Marchant Tiahrt
Diaz-Balart, M. Matheson Tiberti
Doolittle McCarthy (CA) Udall (CO)
Drake McCotter Upton
Dreier McHenry Walberg
Duncan McHugh Walden (OR)
Ehlers McKeon Walsh (NY)
Emerson Melancon Wamp
English (PA) Mica Weldon (FL)
Everett Miller (FL) Weller
Fallin Miller (MI) Westmoreland
Feehey Moran (KS) Wilson (SC)
Ferguson Murphy, Tim Wolf
Flake Musgrave Young (AK)
Fossella Myrick Young (FL)

ANSWERED "PRESENT"—1

Tancredo

NOT VOTING—10

Brown (SC) Grijalva Smith (TX)
Carter Meehan Watson
Davis, Jo Ann Miller, George
Granger Saxton

So the Journal was approved.

37.23 MOTION TO ADJOURN

Mr. WESTMORELAND moved that the House do now adjourn.

The question being put, viva voce, Will the House now adjourn?

The SPEAKER pro tempore, Mr. McNULTY, announced that the nays had it.

Mr. WESTMORELAND demanded a recorded vote on agreeing to said motion, which demand was supported by one-fifth of a quorum, so a recorded vote was ordered.

The vote was taken by electronic device.

It was decided in the { Yeas ..... 142  
negative ..... } Nays ..... 258

¶37.24 [Roll No. 148]

AYES—142

Aderholt	Fallin	Murphy, Tim
Akin	Fattah	Musgrave
Alexander	Feeney	Myrick
Bachmann	Ferguson	Neugebauer
Bachus	Fossella	Nunes
Baker	Fox	Paul
Barrett (SC)	Franks (AZ)	Pearce
Barton (TX)	Gallegly	Pence
Biggart	Garrett (NJ)	Pickering
Bilbray	Gerlach	Pitts
Bilirakis	Gilchrest	Poe
Bishop (UT)	Gingrey	Porter
Blackburn	Gohmert	Price (GA)
Blunt	Goodlatte	Putnam
Boehner	Graves	Regula
Bonner	Hastert	Rehberg
Bono	Hayes	Reichert
Boozman	Heller	Renzi
Boustany	Hensarling	Reynolds
Brown-Waite,	Hobson	Rogers (MI)
Ginny	Hunter	Rohrabacher
Buchanan	Inglis (SC)	Ros-Lehtinen
Burgess	Jindal	Roskam
Burton (IN)	Jordan	Sali
Buyer	Keller	Schmidt
Calvert	King (IA)	Sensenbrenner
Campbell (CA)	King (NY)	Sessions
Cannon	Kingston	Shays
Cantor	Kirk	Shimkus
Capito	Kline (MN)	Shuster
Carter	Knollenberg	Smith (NE)
Castle	Lamborn	Smith (TX)
Coble	Latham	Sullivan
Cole (OK)	LaTourette	Smith (TX)
Conaway	Lewis (KY)	Tancredo
Crenshaw	Lucas	Terry
Culberson	Lungren, Daniel	Thornberry
Davis (KY)	E.	Tiahrt
Davis, David	Manzullo	Tiberi
Davis, Tom	Marchant	Upton
Dent	McCarthy (CA)	Walberg
Diaz-Balart, L.	McCaul (TX)	Walden (OR)
Diaz-Balart, M.	McCotter	Westmoreland
Doolittle	McHenry	Wicker
Drake	McMorris	Wilson (NM)
Duncan	Rodgers	Wilson (SC)
Ehlers	Mica	Wilson (NC)
Emerson	Miller (MI)	Wolf
English (PA)	Miller, Gary	Young (FL)

NOES—258

Abercrombie	Costa	Hall (NY)
Allen	Costello	Hall (TX)
Altmire	Courtney	Hare
Andrews	Cramer	Harman
Arcuri	Crowley	Hastings (FL)
Baca	Cubin	Heger
Baird	Cuellar	Herseth
Baldwin	Cummings	Higgins
Barrow	Davis (AL)	Hill
Bartlett (MD)	Davis (CA)	Hinchev
Bean	Davis (IL)	Hinojosa
Becerra	Davis, Lincoln	Hirono
Berkley	DeFazio	Hodes
Berman	DeGette	Hoekstra
Berry	DeLauro	Holden
Bishop (GA)	Dingell	Holt
Bishop (NY)	Doggett	Honda
Blumenauer	Donnelly	Hooley
Boren	Doyle	Hoyer
Boswell	Dreier	Insee
Boucher	Edwards	Israel
Boyd (FL)	Ellison	Issa
Brady (PA)	Ellsworth	Jackson (IL)
Brady (TX)	Emanuel	Jackson-Lee
Braley (IA)	(TX)	(TX)
Brown, Corrine	Eshoo	Johnson (GA)
Butterfield	Etheridge	Johnson (IL)
Capuano	Everett	Johnson, E. B.
Cardoza	Filner	Jones (NC)
Carnahan	Fortenberry	Jones (OH)
Carney	Frank (MA)	Kagen
Carson	Frelinghuysen	Kanjorski
Castor	Giffords	Kaptur
Chabot	Gillibrand	Kennedy
Chandler	Gillmor	Kildee
Clarke	Gonzalez	Kilpatrick
Clay	Goode	Kind
Cleaver	Gordon	Klein (FL)
Clyburn	Green, Al	Kucinich
Cohen	Green, Gene	Kuhl (NY)
Conyers	Grijalva	Lampson
Cooper	Gutierrez	Langevin

Lantos	Oberstar	Slaughter
Larsen (WA)	Obey	Smith (NJ)
Lee	Ortiz	Smith (WA)
Levin	Pallone	Snyder
Lewis (CA)	Pascrell	Solis
Lewis (GA)	Pastor	Souder
Lipinski	Payne	Space
LoBiondo	Perlmutter	Spratt
Loeb sack	Peterson (MN)	Stearns
Lofgren, Zoe	Peterson (PA)	Stupak
Lowe y	Petri	Sutton
Lynch	Platts	Tanner
Mahoney (FL)	Pomeroy	Tauscher
Maloney (NY)	Price (NC)	Taylor
Markey	Pryce (OH)	Thompson (CA)
Marshall	Rahall	Thompson (MS)
Matheson	Ramstad	Tierney
Matsui	Rangel	Towns
McCarthy (NY)	Reyes	Turner
McCollum (MN)	Rodriguez	Udall (CO)
McDermott	Rogers (KY)	Udall (NM)
McGovern	Ross	Van Hollen
McHugh	Rothman	Velázquez
McIntyre	Roybal-Allard	Visclosky
McKeon	Royce	Walsh (NY)
McNerney	Ruppersberger	Walz (MN)
McNulty	Rush	Wamp
Meek (FL)	Ryan (OH)	Wasserman
Meeks (NY)	Salazar	Schultz
Melancon	Sánchez, Linda	T.
Michaud	T.	Waters
Millender-	Sanchez, Loretta	Watson
McDonald	Sarbanes	Watt
Miller (NC)	Schakowsky	Waxman
Mitchell	Schiff	Weiner
Mollohan	Schwartz	Welch (VT)
Moore (KS)	Scott (GA)	Weller
Moore (WI)	Scott (VA)	Wexler
Moran (KS)	Serrano	Whitfield
Moran (VA)	Sestak	Wilson (OH)
Murphy (CT)	Shea-Porter	Woolsey
Murphy, Patrick	Sherman	Wu
Murtha	Shuler	Wynn
Murphy, Patrick	Simpson	Yarmuth
Napolitano	Sires	Young (AK)
Neal (MA)	Skelton	

NOT VOTING—33

Ackerman	Forbes	Meehan
Boyd (KS)	Granger	Miller (FL)
Brown (SC)	Hastings (WA)	Miller, George
Camp (MI)	Hulshof	Olver
Capps	Jefferson	Radanovich
Davis, Jo Ann	Johnson, Sam	Rogers (AL)
Deal (GA)	LaHood	Ryan (WI)
Delahunt	Larson (CT)	Saxton
Dicks	Linder	Shadegg
Farr	Mack	Stark
Flake	McCrery	Weldon (FL)

So the motion to adjourn was not agreed to.

¶37.25 WHISTLEBLOWER PROTECTION ENHANCEMENT

The SPEAKER pro tempore, Mr. McNULTY, pursuant to House Resolution 239 and rule XVIII, declared the House resolved into the Committee of the Whole House on the State of the Union for the consideration of the bill (H.R. 985) to amend title 5, United States Code, to clarify which disclosures of information are protected from prohibited personnel practices; to require a statement in nondisclosure policies, forms, and agreements to the effect that such policies, forms, and agreements are consistent with certain disclosure protections; and for other purposes.

The SPEAKER pro tempore, Mr. McNULTY, by unanimous consent, designated Mr. PASTOR as Chairman of the Committee of the Whole; and after some time spent therein,

¶37.26 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment

numbered 1, printed in House Report 110-48, submitted by Mr. STUPAK:

Page 28, line 19, strike "and".

Page 28, line 21, strike "technical." and insert "technical; and".

Page 28, after line 21, add the following:

"(3) any action that restricts or prevents an employee or any person performing federally funded research or analysis from publishing in peer-reviewed journals or other scientific publications or making oral presentations at professional society meetings or other meetings of their peers."

It was decided in the { Yeas ..... 250  
affirmative ..... } Nays ..... 178

¶37.27 [Roll No. 149]

AYES—250

Abercrombie	Ferguson	Meeks (NY)
Ackerman	Filner	Melancon
Allen	Fortenberry	Michaud
Altmire	Frank (MA)	Millender-
Andrews	Giffords	McDonald
Arcuri	Gilchrest	Miller (NC)
Baca	Gillibrand	Mitchell
Baird	Gillmor	Mollohan
Baldwin	Gonzalez	Moore (KS)
Barrow	Gordon	Moore (WI)
Bartlett (MD)	Green, Al	Moran (KS)
Bean	Green, Gene	Moran (VA)
Becerra	Grijalva	Murphy (CT)
Berkley	Gutierrez	Murphy, Patrick
Berman	Hall (NY)	Murphy, Tim
Berry	Hare	Murtha
Bishop (GA)	Harman	Nadler
Bishop (NY)	Hastings (FL)	Napolitano
Blumenauer	Herseth	Neal (MA)
Bordallo	Higgins	Norton
Boren	Hill	Oberstar
Boswell	Hinchev	Obey
Boucher	Hinojosa	Olver
Boustany	Hirono	Ortiz
Boyd (FL)	Hodes	Pallone
Boyd (KS)	Holden	Pascrell
Brady (PA)	Holt	Pastor
Braley (IA)	Honda	Payne
Brown, Corrine	Hooley	Perlmutter
Butterfield	Hoyer	Peterson (MN)
Capps	Insee	Pomeroy
Capuano	Israel	Price (NC)
Cardoza	Jackson (IL)	Rahall
Carnahan	Jackson-Lee	Rangel
Carney	(TX)	Reichert
Carson	Jefferson	Reyes
Castor	Johnson (GA)	Rodriguez
Chandler	Johnson, E. B.	Ross
Christensen	Jones (NC)	Rothman
Clarke	Kagen	Roybal-Allard
Clay	Kanjorski	Ruppersberger
Cleaver	Kaptur	Rush
Clyburn	Kennedy	Ryan (OH)
Cohen	Kildee	Salazar
Conyers	Kilpatrick	Sánchez, Linda
Cooper	Kind	T.
Courtney	Klein (FL)	Sanchez, Loretta
Cramer	Kucinich	Sarbanes
Crowley	LaHood	Schakowsky
Cubin	Lampson	Schiff
Cuellar	Langevin	Schwartz
Cummings	Lantos	Scott (GA)
Davis (AL)	Larsen (WA)	Scott (VA)
Davis (CA)	Larson (CT)	Serrano
Davis (IL)	Lee	Sestak
Davis, Lincoln	Levin	Shays
DeFazio	Lewis (GA)	Shea-Porter
DeGette	Lipinski	Sherman
Delahunt	LoBiondo	Shuler
DeLauro	Loeb sack	Sires
Dent	Lofgren, Zoe	Skelton
Dicks	Lowe y	Slaughter
Dingell	Lynch	Smith (NJ)
Doggett	Mahoney (FL)	Smith (WA)
Donnelly	Maloney (NY)	Snyder
Doyle	Markey	Solis
Edwards	Marshall	Space
Ehlers	Matheson	Spratt
Ellison	Matsui	Stark
Ellsworth	McCarthy (NY)	Stupak
Emanuel	McCollum (MN)	Sutton
Engel	McDermott	Tauscher
Eshoo	McGovern	Taylor
Etheridge	McIntyre	Terry
Faleomavaega	McNerney	Thompson (CA)
Farr	McNulty	Thompson (MS)
Fattah	Meek (FL)	Tiahrt

Table listing names and states: Tierney (MN), Walz (MN), Welch (VT), Bilirakis, Gingrey, Pearce, Larson (CT), Napolitano, Sires; Towns, Wasserman, Wexler, Bishop (UT), Gohmert, Pence, LaTourette, Neal (MA), Skelton; Udall (CO), Gerlach, Schult, Blackburn, Goode, Peterson (PA), Lee, Norton, Sloughter; Udall (NM), Waters, Wilson (OH), Goodlatte, Pickering, Levin, Oberstar, Smith (NJ); Van Hollen, Velazquez, Watt, Graves, Hall (TX), Lewis (CA), Obey, Smith (WA); Velazquez, Watson, Hall (TX), Poe, Lewis (GA), Oliver, Snyder; Visclosky, Waxman, Wynn, Hastert, Price (GA), Ortiz, Solis; Walden (OR), Weiner, Yarmuth, Camp (MI), Pryce (OH), LoBiondo, Pallone, Space; NOES—178

Table listing names and states: Aderholt, Gallegly, Nunes, Burton (IN), Hobson, Hunter, Rehberg, Renzi, Reynolds, Rogers (AL), Rogers (KY), Rogers (MI), Drake, Dreier, Duncan, Emerson, English (PA), Everett, Fallin, Feeney, Flake, Forbes, Fortuño, Fossella, Foss, Franks (AZ), Frelinghuysen, Gerlach, Abercrombie, Ackerman, Allen, Altmire, Andrews, Arcuri, Baca, Baird, Baldwin, Barrow, Bartlett (MD), Barton (TX), Bean, Becerra, Berkeley, Berman, Berry, Bishop (GA), Bishop (NY), Blumenauer, Boddallo, Boren, Boswell, Boucher, Boustany, Boyd (FL), Boyda (KS), Brady (PA), Braley (IA), Brown, Corrine, Brown-Waite, Ginny, Butterfield, Capps, Capuano, Cardoza, Carnahan, Carney, Carson, Castle, Castor, Chandler, Christensen, Clarke, Clay, Cleaver, Clyburn, Green, Gene, Grijalva, Hall (NY), Hare, Harman, Hastings (FL), Heger, Herseth, Cubin, Cuellar, Cummings, Davis (AL), Davis (CA), Davis (L), Davis, Lincoln, DeFazio, DeGette, Delahunt, DeLauro, Dent, Dicks, Dingell, Doggett, Donnelly, Doyle, Edwards, Ehlers, Ellison, Ellsworth, Emanuel, Engel, Eshoo, Etheridge, Faleomavaega, Farr, Fattah, Ferguson, Finer, Portenberry, Frank (MA), Giffords, Gilchrest, Gillibrand, Gillmor, Gonzalez, Gordon, Green, Al

NOT VOTING—8

Table listing names and states: Davis, David, Davis, Tom, Deal (GA), Diaz-Balart, L., Diaz-Balart, M., Doolittle, Drake, Dreier, Duncan, Emerson, English (PA), Everett, Fallin, Feeney, Flake, Forbes, Fortuño, Fossella, Foss, Franks (AZ), Frelinghuysen, Gerlach, Cohen, Conyers, Cooper, Costa, Costello, Courtney, Cramer, Crowley, Cubin, Cuellar, Cummings, Davis (AL), Davis (CA), Davis (L), Davis, Lincoln, DeFazio, DeGette, Delahunt, DeLauro, Dent, Dicks, Dingell, Doggett, Donnelly, Doyle, Edwards, Ehlers, Ellison, Ellsworth, Emanuel, Engel, Eshoo, Etheridge, Faleomavaega, Farr, Fattah, Ferguson, Finer, Portenberry, Frank (MA), Giffords, Gilchrest, Gillibrand, Gillmor, Gonzalez, Gordon, Green, Al

NOT VOTING—10

Table listing names and states: Brown (SC), Granger, Saxton, Costa, Jones (OH), Tanner, Costello, Meehan, Davis, Jo Ann, Miller, George

So the amendment was agreed to.

37.28 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment numbered 4, printed in House Report 110-48, submitted by Mr. SALI:

Strike section 13 (and make all necessary technical and conforming changes).

It was decided in the Yeas ..... 159 negative ..... Nays ..... 271

37.29 [Roll No. 150]

AYES—159

Table listing names and states: Aderholt, Bachmann, Barrett (SC), Akin, Bachus, Biggert, Alexander, Baker, Bilbray

NOES—271

Table listing names and states: Green, Gene, Grijalva, Hall (NY), Hare, Harman, Hastings (FL), Heger, Herseth, Cubin, Cuellar, Cummings, Davis (AL), Davis (CA), Davis (L), Davis, Lincoln, DeFazio, DeGette, Delahunt, DeLauro, Dent, Dicks, Dingell, Doggett, Donnelly, Doyle, Edwards, Ehlers, Ellison, Ellsworth, Emanuel, Engel, Eshoo, Etheridge, Faleomavaega, Farr, Fattah, Ferguson, Finer, Portenberry, Frank (MA), Giffords, Gilchrest, Gillibrand, Gillmor, Gonzalez, Gordon, Green, Al

Table listing names and states: Brown (SC), Gutierrez, Saxton, Davis, Jo Ann, Meehan, Tanner, Granger, Miller, George

So the amendment was not agreed to. The SPEAKER pro tempore, Mr. SCOTT of Georgia, assumed the Chair.

When Mr. ROSS, Acting Chairman, pursuant to House Resolution 239, reported the bill, as amended, back to the House with further sundry amendments ordered by the Committee.

The previous question having been ordered by said resolution.

Mr. PRICE of Georgia, demanded a separate vote on the amendment numbered 1, printed in House Report 110-48, by Mr. STUPAK.

The following remaining amendments, reported from the Committee of the Whole House on the state of the Union, were then agreed to:

In section 2, in the matter to be inserted by paragraphs (1)(A) and (2)(A) thereof, insert "forum," after "context,"

In section 2, insert "(a) IN GENERAL.—" before "Section" and add at the end the following:

(b) PROHIBITED PERSONNEL PRACTICES UNDER SECTION 2302(b)(9).—Title 5, United States Code, is amended in subsections (a)(3), (b)(4)(A), and (b)(4)(B)(i) of section 1214 and in subsections (a) and (e)(1) of section 1221 by inserting "or 2302(b)(9)(B)-(D)" after "section 2302(b)(8)" each place it appears.

In section 1221(k)(1) of title 5, United States Code (as added by section 9(a)), insert "or 2302(b)(9)(B)-(D)" after "section 2302(b)(8)".

In section 7703(b)(3) of title 5, United States Code (as added by section 9(b)(2)), insert "or 2302(b)(9)(B)-(D)" after "section 2302(b)(8)".

In the matter to be inserted by section 9(d)(2) in section 7703(c) of title 5, United States Code, insert "or 2302(b)(9)(B)-(D)" after "section 2302(b)(8)".

In section 2303a(a)(2)(A) of title 5, United States Code (as amended by section 10(a)), insert “forum,” after “context.”

Strike the heading for section 3 and insert the following (and amend the table of contents accordingly):

**SEC. 3. DEFINITIONAL AMENDMENTS.**

In section 3, insert “(a) DISCLOSURE.—” before “Section” and add at the end the following:

(b) CLEAR AND CONVINCING EVIDENCE.—Sections 1214(b)(4)(B)(ii) and 1221(e)(2) of title 5, United States Code, are amended by adding at the end the following: “For purposes of the preceding sentence, ‘clear and convincing evidence’ means evidence indicating that the matter to be proved is highly probable or reasonably certain.”

Page 13, strike line 19, and all that follows through page 24, line 7, and insert the following:

**SEC. 10. NATIONAL SECURITY WHISTLEBLOWER RIGHTS.**

(a) IN GENERAL.—Chapter 23 of title 5, United States Code, is amended by inserting after section 2303 the following:

**“§ 2303a. National security whistleblower rights**

“(a) PROHIBITION OF REPRISALS.—

“(1) IN GENERAL.—In addition to any rights provided in section 2303 of this title, title VII of Public Law 105–272, or any other provision of law, an employee or former employee in a covered agency may not be discharged, demoted, or otherwise discriminated against (including by denying, suspending, or revoking a security clearance, or by otherwise restricting access to classified or sensitive information) as a reprisal for making a disclosure described in paragraph (2).

“(2) DISCLOSURES DESCRIBED.—A disclosure described in this paragraph is any disclosure of covered information which is made—

“(A) by an employee or former employee in a covered agency (without restriction as to time, place, form, motive, context, or prior disclosure made to any person by an employee or former employee, including a disclosure made in the course of an employee’s duties); and

“(B) to an authorized Member of Congress, an authorized official of an Executive agency, or the Inspector General of the covered agency in which such employee or former employee is or was employed.

“(b) INVESTIGATION OF COMPLAINTS.—An employee or former employee in a covered agency who believes that such employee or former employee has been subjected to a reprisal prohibited by subsection (a) may submit a complaint to the Inspector General and the head of the covered agency. The Inspector General shall investigate the complaint and, unless the Inspector General determines that the complaint is frivolous, submit a report of the findings of the investigation within 120 days to the employee or former employee (as the case may be) and to the head of the covered agency.

“(c) REMEDY.—

“(1) Within 180 days of the filing of the complaint, the head of the covered agency shall, taking into consideration the report of the Inspector General under subsection (b) (if any), determine whether the employee or former employee has been subjected to a reprisal prohibited by subsection (a), and shall either issue an order denying relief or shall implement corrective action to return the employee or former employee, as nearly as possible, to the position he would have held had the reprisal not occurred, including voiding any directive or order denying, suspending, or revoking a security clearance or otherwise restricting access to classified or sensitive information that constituted a reprisal, as well as providing back pay and related benefits, medical costs incurred, travel

expenses, any other reasonable and foreseeable consequential damages, and compensatory damages (including attorney’s fees, interest, reasonable expert witness fees, and costs). If the head of the covered agency issues an order denying relief, he shall issue a report to the employee or former employee detailing the reasons for the denial.

“(2)(A) If the head of the covered agency, in the process of implementing corrective action under paragraph (1), voids a directive or order denying, suspending, or revoking a security clearance or otherwise restricting access to classified or sensitive information that constituted a reprisal, the head of the covered agency may re-initiate procedures to issue a directive or order denying, suspending, or revoking a security clearance or otherwise restricting access to classified or sensitive information only if those re-initiated procedures are based exclusively on national security concerns and are unrelated to the actions constituting the original reprisal.

“(B) In any case in which the head of a covered agency re-initiates procedures under subparagraph (A), the head of the covered agency shall issue an unclassified report to its Inspector General and to authorized Members of Congress (with a classified annex, if necessary), detailing the circumstances of the agency’s re-initiated procedures and describing the manner in which those procedures are based exclusively on national security concerns and are unrelated to the actions constituting the original reprisal. The head of the covered agency shall also provide periodic updates to the Inspector General and authorized Members of Congress detailing any significant actions taken as a result of those procedures, and shall respond promptly to inquiries from authorized Members of Congress regarding the status of those procedures.

“(3) If the head of the covered agency has not made a determination under paragraph (1) within 180 days of the filing of the complaint (or he has issued an order denying relief, in whole or in part, whether within that 180-day period or thereafter, then, within 90 days after such order is issued), the employee or former employee may bring an action at law or equity for de novo review to seek any corrective action described in paragraph (1) in the appropriate United States district court (as defined by section 1221(k)(2)), which shall have jurisdiction over such action without regard to the amount in controversy. An appeal from a final decision of a district court in an action under this paragraph may, at the election of the appellant, be taken to the Court of Appeals for the Federal Circuit (which shall have jurisdiction of such appeal), in lieu of the United States court of appeals for the circuit embracing the district in which the action was brought.

“(4) An employee or former employee adversely affected or aggrieved by an order issued under paragraph (1), or who seeks review of any corrective action determined under paragraph (1), may obtain judicial review of such order or determination in the United States Court of Appeals for the Federal Circuit or any United States court of appeals having jurisdiction over appeals from any United States district court which, under section 1221(k)(2), would be an appropriate United States district court. No petition seeking such review may be filed more than 60 days after issuance of the order or the determination to implement corrective action by the head of the agency. Review shall conform to chapter 7.

“(5)(A) If, in any action for damages or relief under paragraph (3) or (4), an Executive agency moves to withhold information from discovery based on a claim that disclosure would be inimical to national security by as-

serting the privilege commonly referred to as the ‘state secrets privilege’, and if the assertion of such privilege prevents the employee or former employee from establishing an element in support of the employee’s or former employee’s claim, the court shall resolve the disputed issue of fact or law in favor of the employee or former employee, provided that an Inspector General investigation under subsection (b) has resulted in substantial confirmation of that element, or those elements, of the employee’s or former employee’s claim.

“(B) In any case in which an Executive agency asserts the privilege commonly referred to as the ‘state secrets privilege’, whether or not an Inspector General has conducted an investigation under subsection (b), the head of that agency shall, at the same time it asserts the privilege, issue a report to authorized Members of Congress, accompanied by a classified annex if necessary, describing the reasons for the assertion, explaining why the court hearing the matter does not have the ability to maintain the protection of classified information related to the assertion, detailing the steps the agency has taken to arrive at a mutually agreeable settlement with the employee or former employee, setting forth the date on which the classified information at issue will be declassified, and providing all relevant information about the underlying substantive matter.

“(d) APPLICABILITY TO NON-COVERED AGENCIES.—An employee or former employee in an Executive agency (or element or unit thereof) that is not a covered agency shall, for purposes of any disclosure of covered information (as described in subsection (a)(2)) which consists in whole or in part of classified or sensitive information, be entitled to the same protections, rights, and remedies under this section as if that Executive agency (or element or unit thereof) were a covered agency.

“(e) CONSTRUCTION.—Nothing in this section may be construed—

“(1) to authorize the discharge of, demotion of, or discrimination against an employee or former employee for a disclosure other than a disclosure protected by subsection (a) or (d) of this section or to modify or derogate from a right or remedy otherwise available to an employee or former employee; or

“(2) to preempt, modify, limit, or derogate any rights or remedies available to an employee or former employee under any other provision of law, rule, or regulation (including the Lloyd-La Follette Act).

No court or administrative agency may require the exhaustion of any right or remedy under this section as a condition for pursuing any other right or remedy otherwise available to an employee or former employee under any other provision of law, rule, or regulation (as referred to in paragraph (2)).

“(f) DEFINITIONS.—For purposes of this section—

“(1) the term ‘covered information’, as used with respect to an employee or former employee, means any information (including classified or sensitive information) which the employee or former employee reasonably believes evidences—

“(A) any violation of any law, rule, or regulation; or

“(B) gross mismanagement, a gross waste of funds, an abuse of authority, or a substantial and specific danger to public health or safety;

“(2) the term ‘covered agency’ means—

“(A) the Federal Bureau of Investigation, the Office of the Director of National Intelligence, the Central Intelligence Agency, the Defense Intelligence Agency, the National Geospatial-Intelligence Agency, the National



Security Agency, and the National Reconnaissance Office; and

“(B) any other Executive agency, or element or unit thereof, determined by the President under section 2302(a)(2)(C)(ii)(II) to have as its principal function the conduct of foreign intelligence or counterintelligence activities;

“(3) the term ‘authorized Member of Congress’ means—

“(A) with respect to covered information about sources and methods of the Central Intelligence Agency, the Director of National Intelligence, and the National Intelligence Program (as defined in section 3(6) of the National Security Act of 1947), a member of the House Permanent Select Committee on Intelligence, the Senate Select Committee on Intelligence, or any other committees of the House of Representatives or Senate to which this type of information is customarily provided;

“(B) with respect to special access programs specified in section 119 of title 10, an appropriate member of the Congressional defense committees (as defined in such section); and

“(C) with respect to other covered information, a member of the House Permanent Select Committee on Intelligence, the Senate Select Committee on Intelligence, the House Committee on Oversight and Government Reform, the Senate Committee on Homeland Security and Governmental Affairs, or any other committees of the House of Representatives or the Senate that have oversight over the program which the covered information concerns; and

“(4) the term ‘authorized official of an Executive agency’ shall have such meaning as the Office of Personnel Management shall by regulation prescribe, except that such term shall, with respect to any employee or former employee in an agency, include the head, the general counsel, and the ombudsman of such agency.”.

Page 28, line 19, strike “and”.

Page 28, line 21, strike “technical.” and insert “technical; and”.

Page 28, after line 21, add the following:

“(3) any action that restricts or prevents an employee or any person performing federally funded research or analysis from publishing in peer-reviewed journals or other scientific publications or making oral presentations at professional society meetings or other meetings of their peers.”.

The question being put, viva voce,

Will the House agree to the following amendment (STUPAK amendment numbered 1), on which a separate vote had been demanded?

Page 28, line 19, strike “and”.

Page 28, line 21, strike “technical.” and insert “technical; and”.

Page 28, after line 21, add the following:

“(3) any action that restricts or prevents an employee or any person performing federally funded research or analysis from publishing in peer-reviewed journals or other scientific publications or making oral presentations at professional society meetings or other meetings of their peers.”.

The SPEAKER pro tempore, Mr. SCOTT of Georgia, announced that the yeas had it.

Mr. PRICE of Georgia, demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The vote was taken by electronic device.

It was decided in the { Yeas ..... 252 affirmative ..... } Nays ..... 173

37.30 [Roll No. 151]

YEAS—252

- Abercrombie Green, Al
Ackerman Green, Gene
Allen Grijalva
Altmire Gutierrez
Andrews Hall (NY)
Arcuri Hare
Baca Harman
Baird Hastings (FL)
Baldwin Herseth
Barrow Higgins
Bartlett (MD) Hill
Bean Hinchey
Becerra Hinojosa
Berkley Hirono
Berkley Hodes
Berman Holden
Berry Holt
Bishop (GA) Honda
Bishop (NY) Hooley
Blumenauer Hoyer
Boren Inslee
Boswell Israel
Boucher Jackson (IL)
Boustany Jackson-Lee
Boyd (FL) (TX)
Boyd (KS) Jefferson
Brady (PA) Johnson (GA)
Braley (IA) Johnson (IL)
Brown, Corrine Johnson, E. B.
Butterfield Jones (NC)
Capps Jones (OH)
Capuano Kagen
Cardoza Kanjorski
Carnahan Kaptur
Carney Kennedy
Carson Kildee
Castor Kilpatrick
Chandler Kind
Clarke Klein (FL)
Clay Kucinich
Cleaver LaHood
Clyburn Lampton
Cohen Langevin
Conyers Lantos
Cooper Larsen (WA)
Costa Larson (CT)
Costello Lee
Courtney Levin
Cramer Lewis (GA)
Crowley Lipinski
Cubin LoBiondo
Cuellar Loebsock
Cummings Lofgren, Zoe
Davis (AL) Lowey
Davis (CA) Lynch
Davis (IL) Mahoney (FL)
DeFazio Maloney (NY)
DeGette Markey
DeLaHunt Marshall
DeLauro Matheson
Dent Matsui
Dicks McCarthy (NY)
Dingell McColium (MN)
Doggett McDermott
Donnelly McGovern
Doyle McIntyre
Edwards McNerney
Ehlers McNulty
Ellison Meek (FL)
Ellsworth Meeks (NY)
Emanuel Melancon
Engel Michaud
Eshoo Millender-
Etheridge McDonald
Farr Miller (NC)
Fattah Mitchell
Ferguson Mollohan
Filner Moore (KS)
Fortenberry Moore (WI)
Frank (MA) Moran (KS)
Giffords Moran (VA)
Gilchrist Murphy (CT)
Gillibrand Murphy, Patrick
Gillmor Murphy, Tim
Gonzalez Murtha
Gordon Nadler

NAYS—173

- Aderholt Baker
Akin Barrett (SC)
Alexander Bishop (UT)
Bachmann Blackburn
Bachus Biggart
Blunt Boehner

- Bonner Hastert
Bono Hastings (WA)
Boozman Hayes
Brady (TX) Heller
Brown-Waite, Hensarling
Ginny Herger
Buchanan Hobson
Burgess Hoekstra
Burton (IN) Hulshof
Buyer Hunter
Calvert Inglis (SC)
Camp (MI) Issa
Campbell (CA) Jindal
Cannon Johnson, Sam
Cantor Jordan
Capito Keller
Carter King (IA)
Castle King (NY)
Chabot Kingston
Coble Kirk
Cole (OK) Kline (MN)
Conaway Knollenberg
Crenshaw Kuhl (NY)
Culberson Lamborn
Davis (KY) Latham
Davis, David LaTourette
Davis, Tom Lewis (CA)
Deal (GA) Lewis (KY)
Diaz-Balart, L. Linder
Diaz-Balart, M. Lucas
Doolittle Lungren, Daniel
Drake E.
Dreier Mack
Duncan Manullo
Emerson Marchant
English (PA) McCarthy (CA)
Everett McCaul (TX)
Fallin McCotter
Feeney McCrery
Flake McHenry
Forbes McHugh
Fossella McKeon
Foxy McMorris
Franks (AZ) Rodgers
Frelinghuysen Mica
Gallegly Miller (MI)
Garrett (NJ) Miller, Gary
Gerlach Musgrave
Gingrey Myrick
Gohmert Neugebauer
Goode Nunes
Goodlatte Paul
Graves Pearce
Hall (TX) Pence

NOT VOTING—8

- Brown (SC) Meehan Saxton
Davis, Jo Ann Miller (FL) Tanner
Granger Miller, George

So the amendment was agreed to.

The bill, as amended, was ordered to be engrossed and read a third time, was read a third time by title.

Mr. WESTMORELAND moved to recommit the bill to the Committee on Oversight and Government Reform with instructions to report the bill back to the House forthwith with the following amendments:

Page 28, line 13, before “Section” insert “(a) IN GENERAL.—\_\_\_\_\_”.

Page 28, line 19, strike “and”.

Page 28, line 21, strike “.” and insert “; and”.

Page 28, after line 21, insert the following:

“(4) any action that discriminates for or against any employee or applicant for employment on the basis of religion, as defined by section 13(b) of the Whistleblower Protection Enhancement Act of 2007.”.

Page 28, after line 21 (following the matter inserted by the previous amendment), add the following:

(b) DEFINITION.—As used in section 2302(f)(3) of title 5, United States Code (as amended by subsection (a)), the term “on the basis of religion” means—

(1) prohibiting personal religious expression by Federal employees to the greatest extent possible, consistent with requirements of law and interests in workplace efficiency;

(2) requiring religious participation or non-participation as a condition of employment, or permitting religious harassment;

(3) failing to accommodate employees' exercise of their religion;

(4) failing to treat all employees with the same respect and consideration, regardless of their religion (or lack thereof);

(5) restricting personal religious expression by employees in the Federal workplace except where the employee's interest in the expression is outweighed by the government's interest in the efficient provision of public services or where the expression intrudes upon the legitimate rights of other employees or creates the appearance, to a reasonable observer, of an official endorsement of religion;

(6) regulating employees' personal religious expression on the basis of its content or viewpoint, or suppressing employees' private religious speech in the workplace while leaving unregulated other private employee speech that has a comparable effect on the efficiency of the workplace, including ideological speech on politics and other topics;

(7) failing to exercise their authority in an evenhanded and restrained manner, and with regard for the fact that Americans are used to expressions of disagreement on controversial subjects, including religious ones;

(8) failing to permit an employee to engage in private religious expression in personal work areas not regularly open to the public to the same extent that they may engage in nonreligious private expression, subject to reasonable content- and viewpoint-neutral standards and restrictions;

(9) failing to permit an employee to engage in religious expression with fellow employees, to the same extent that they may engage in comparable nonreligious private expression, subject to reasonable and content-neutral standards and restrictions;

(10) failing to permit an employee to engage in religious expression directed at fellow employees, and may even attempt to persuade fellow employees of the correctness of their religious views, to the same extent as those employees may engage in comparable speech not involving religion;

(11) inhibiting an employee from urging a colleague to participate or not to participate in religious activities to the same extent that, consistent with concerns of workplace efficiency, they may urge their colleagues to engage in or refrain from other personal endeavors, except that the employee must refrain from such expression when a fellow employee asks that it stop or otherwise demonstrates that it is unwelcome;

(12) failing to prohibit expression that is part of a larger pattern of verbal attacks on fellow employees (or a specific employee) not sharing the faith of the speaker;

(13) preventing an employee from— (A) wearing personal religious jewelry absent special circumstances (such as safety concerns) that might require a ban on all similar nonreligious jewelry; or

(B) displaying religious art and literature in their personal work areas to the same extent that they may display other art and literature, so long as the viewing public would reasonably understand the religious expression to be that of the employee acting in her personal capacity, and not that of the government itself;

(14) prohibiting an employee from using their private time to discuss religion with willing coworkers in public spaces to the same extent as they may discuss other subjects, so long as the public would reasonably understand the religious expression to be that of the employees acting in their personal capacities;

(15) discriminating against an employee on the basis of their religion, religious beliefs, or views concerning their religion by pro-

moting, refusing to promote, hiring, refusing to hire, or otherwise favoring or disfavoring, an employee or potential employee because of his or her religion, religious beliefs, or views concerning religion, or by explicitly or implicitly, insisting that the employee participate in religious activities as a condition of continued employment, promotion, salary increases, preferred job assignments, or any other incidents of employment or insisting that an employee refrain from participating in religious activities outside the workplace except pursuant to otherwise legal, neutral restrictions that apply to employees' off-duty conduct and expression in general (such as restrictions on political activities prohibited by the Hatch Act);

(16) prohibiting a supervisor's religious expression where it is not coercive and is understood to be his or her personal view, in the same way and to the same extent as other constitutionally valued speech;

(17) permitting a hostile environment, or religious harassment, in the form of religiously discriminatory intimidation, or pervasive or severe religious ridicule or insult, whether by supervisors or fellow workers, as determined by its frequency or repetitiveness, and severity;

(18) failing to accommodate an employee's exercise of their religion unless such accommodation would impose an undue hardship on the conduct of the agency's operations, based on real rather than speculative or hypothetical cost and without disfavoring other, nonreligious accommodations; and

(19) in those cases where an agency's work rule imposes a substantial burden on a particular employee's exercise of religion, failing to grant the employee an exemption from that rule, absent a compelling interest in denying the exemption and where there is no less restrictive means of furthering that interest.

(c) RULE OF CONSTRUCTION.—Nothing in this section shall be construed to create any new right, benefit, or trust responsibility, substantive or procedural, enforceable at law or equity by a party against the United States, its agencies, its officers, or any person.

After debate, By unanimous consent, the previous question was ordered on the motion to recommit with instructions.

The question being put, viva voce, Will the House recommit said bill with instructions?

The SPEAKER pro tempore, Mr. SCOTT of Georgia, announced that the yeas had it.

Mr. WESTMORELAND demanded a recorded vote on agreeing to said motion, which demand was supported by one-fifth of a quorum, so a recorded vote was ordered.

The vote was taken by electronic device.

It was decided in the { Yeas ..... 426 affirmative ..... } Nays ..... 0

- Boucher, Frelinghuysen, Lungren, Daniel E. Lynch, Mack, Mahoney (FL), Maloney (NY), Manzullo, Marchant, Markey, Marshall, Matheson, Matsui, McCarthy (CA), McCarthy (NY), McCaul (TX), McCollum (MN), McCotter, McCrery, McDermott, McGovern, McHenry, McHugh, McIntyre, McKeon, McMorris, Rodgers, McNerney, McNulty, Meek (FL), Meeks (NY), Melancon, Mica, Michaud, Millender, McDonald, Miller (FL), Miller (MI), Miller (NC), Miller, Gary, Mitchell, Mollohan, Moore (KS), Moore (WI), Moran (KS), Moran (VA), Murphy (CT), Murphy, Patrick, Murphy, Tim, Murtha, Musgrave, Myrick, Nadler, Napolitano, Neal (MA), Neugebauer, Nunes, Oberstar, Obey, Oliver, Ortiz, Pallone, Pascrell, Pastor, Paul, Payne, Pearce, Pence, Perlmutter, Peterson (MN), Peterson (PA), Petri, Pickering, Pitts, Platts, Poe, Pomeroy, Porter, Price (GA), Price (NC), Pryce (OH), Putnam, Radanovich, Rahall, Ramstad, Rangel, Larson (CT), Rehberg, Reichert, Renzi, Reyes, Reynolds, Rodriguez, Rogers (AL), Rogers (KY), Rogers (MI), Rohrabacher, Ros-Lehtinen, Roskam, Ross, Rothman

37.31 [Roll No. 152] AYES—426

- Abercrombie, Baker, Bilirakis, Ackerman, Baldwin, Bishop (GA), Aderholt, Barrett (SC), Bishop (NY), Akin, Barrow, Bishop (UT), Alexander, Bartlett (MD), Blackburn, Allen, Barton (TX), Blumenauer, Altmire, Bean, Blunt, Andrews, Becerra, Boehner, Arcuri, Berkley, Bonner, Baca, Berman, Bono, Bachmann, Berry, Boozman, Bachus, Biggert, Boren, Baird, Bilbray, Boswell

Roybal-Allard Slaughter Visclosky
Royce Smith (NE) Walberg
Ruppersberger Smith (NJ) Walden (OR)
Rush Smith (TX) Walsh (NY)
Ryan (OH) Smith (WA) Walz (MN)
Ryan (WI) Snyder Wamp
Salazar Solis Wasserman
Sali Souder Schultz
Sanchez, Linda Space
T. Spratt Waters
Sanchez, Loretta Stark Watson
Sarbanes Stearns Watt
Schakowsky Stupak Waxman
Schiff Sullivan Weiner
Schmidt Sutton Welch (VT)
Schwartz Tancredo Weldon (FL)
Scott (GA) Tauscher Weller
Scott (VA) Taylor Westmoreland
Sensenbrenner Terry Wexler
Serrano Thompson (CA) Whitfield
Sessions Thompson (MS) Wicker
Sestak Thornberry Wilson (NM)
Shadegg Tiahrt Wilson (OH)
Shays Tiberi Wilson (SC)
Shea-Porter Tierney Wolf
Sherman Towns Woolsey
Shimkus Turner Wu
Shuler Udall (CO) Wynn
Shuster Udall (NM) Yarmuth
Simpson Upton Young (AK)
Sires Van Hollen Young (FL)
Skelton Velazquez

NOT VOTING-7

Brown (SC) Meehan Tanner
Davis, Jo Ann Miller, George
Granger Saxton

So the motion to recommit with instructions was agreed to.

Mr. BRALEY of Iowa, by direction of the Committee on Oversight and Government Reform and pursuant to the foregoing order of the House reported the bill back to the House with said amendments.

The question being put, viva voce, Will the House agree to said amendments?

The SPEAKER pro tempore, Mr. SCOTT of Georgia, announced that the yeas had it.

So the amendments were agreed to. The bill, as amended, was ordered to be engrossed and read a third time, was read a third time by title.

The question being put, viva voce, Will the House pass said bill?

The SPEAKER pro tempore, Mr. SCOTT of Georgia, announced that the yeas had it.

Mr. BRALEY of Iowa, demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The vote was taken by electronic device.

It was decided in the { Yeas ..... 331 affirmative ..... } Nays ..... 94

37.32 [Roll No. 153] YEAS-331

Abercrombie Berman Brown, Corrine
Ackerman Berry Brown-Waite,
Alexander Bilbray Ginny
Allen Billirakis Buchanan
Altmire Bishop (GA) Burton (IN)
Andrews Bishop (NY) Butterfield
Arcuri Blumenauer Calvert
Baca Bono Camp (MI)
Bachus Boozman Capito
Baird Boren Capps
Baldwin Boswell Capuano
Barrow Boucher Cardoza
Bartlett (MD) Boustany Carnahan
Barton (TX) Boyd (FL) Carney
Bean Boyda (KS) Carson
Becerra Brady (PA) Castle
Berkley Braley (IA) Castor

Chabot Jackson (IL) Platts
Chandler Jackson-Lee Poe
Clarke (TX) Pomeroy
Clay Jefferson Porter
Cleaver Jindal Price (NC)
Clyburn Johnson (GA) Pryce (OH)
Coble Johnson (IL) Rahall
Cohen Johnson, E. B. Ramstad
Cole (OK) Jones (NC) Rangel
Conyers Jones (OH) Regula
Cooper Kagen Reichert
Costa Kanjorski Renzi
Costello Kaptur Reyes
Courtney Keller Rodriguez
Cramer Kennedy Rohrabacher
Crenshaw Kildee Ros-Lehtinen
Crowley Kilpatrick Roskam
Cuellar Kind Ross
Cummings King (NY) Rothman
Davis (AL) Kirk Roybal-Allard
Davis (CA) Klein (FL) Royce
Davis (IL) Kucinich Ruppertsberger
Davis, Lincoln Kuhl (NY) Rush
Davis, Tom LaHood Ryan (OH)
DeFazio Lampson Ryan (WI)
DeGette Langevin Salazar
Delahunt Lantos Sanchez, Linda
DeLauro Larsen (WA) T.
Dent Larson (CT) Sanchez, Loretta
Diaz-Balart, L. LaTourette Sarbanes
Diaz-Balart, M. Lee Schakowsky
Dicks Levin Schiff
Dingell Lewis (CA) Schwartz
Doggett Lewis (GA) Scott (GA)
Donnelly Lipinski Scott (VA)
Doollittle LoBiondo Serrano
Doyle Loebsack Sestak
Drake Lofgren, Zoe Shays
Edwards Lowey Shea-Porter
Ehlers Lucas Sherman
Ellison Lynch Sherman
Ellsworth Mahoney (FL) Shimkus
Emanuel Maloney (NY) Shuler
Emerson Manzullo Sires
Engel Markey Skelton
English (PA) Marshall Slaughter
Eshoo Matheson Smith (NJ)
Etheridge Matsui Smith (WA)
Farr McCarthy (NY) Snyder
Fattah McCaul (TX) Solis
Ferguson McCollum (MN) Space
Filner McCrery Spratt
Fortenberry McDermott Stark
Fossella McGovern Stupak
Frank (MA) McHugh Sullivan
Frelinghuysen McIntyre Sutton
Gerlach Giffords McMorriss Tauscher
Giffords Rodgers Taylor
Gilchrest McNerney Terry
Gillibrand McNulty Thompson (CA)
Gillmor Meek (FL) Thompson (MS)
Gohmert Meeks (NY) Tiahrt
Gonzalez Melancon Tiberi
Goode Michaud Tierney
Goodlatte Millender Towns
Gordon McDonald Turner
Graves Miller (MI) Udall (CO)
Green, Al Miller (NC) Udall (NM)
Green, Gene Mitchell Upton
Grijalva Mollohan Van Hollen
Gutierrez Moore (KS) Velazquez
Hall (NY) Moore (WI) Visclosky
Hall (TX) Moran (KS) Walden (OR)
Hare Moran (VA) Walsh (NY)
Harman Murphy (CT) Walz (MN)
Hastings (FL) Murphy, Patrick Wasserman
Hayes Murphy, Tim Schultz
Heller Murtha Waters
Herger Nadler Watson
Herseht Napolitano Watt
Higgins Hill Neal (MA) Waxman
Hill Nunes Oberstar
Hinojosa Obey Welch (VT)
Hirono Oliver Weller
Hobson Ortiz Wexler
Hodes Pallone Whitfield
Holden Pascrell Wicker
Holt Pastor Wilson (OH)
Honda Paul Wilson (SC)
Hooley Payne Wolf
Hoyer Perlmutter Woolsey
Hulshof Peterson (MN) Wu
Hulse Peterson (PA) Wynn
Israel Petri Yarmuth
Issa Pickering Young (AK)

NAYS-94

Aderholt Bachmann Barrett (SC)
Akin Baker Biggart

Bishop (UT) Hastert Pence
Blackburn Hastings (WA) Pitts
Blunt Hensarling Price (GA)
Boehner Hoekstra Putnam
Bonner Hunter Radanovich
Brady (TX) Inglis (SC) Rehberg
Burgess Johnson, Sam Reynolds
Buyer Jordan Rogers (AL)
Campbell (CA) King (IA) Rogers (KY)
Cannon Kingston Rogers (MI)
Cantor Kline (MN) Sali
Carter Knollenberg Schmidt
Conaway Lamborn Sensenbrenner
Cubin Latham Sessions
Culberson Lewis (KY) Shadegg
Davis (KY) Linder Shuster
Davis, David Lungren, Daniel Simpson
Deal (GA) E. Smith (NE)
Dreier Mack Smith (TX)
Duncan Marchant Souder
Everett McCarthy (CA) Stearns
Fallin McHenry Tancredo
Feeney McKeon Thornberry
Flake Mica Walberg
Forbes Miller (FL) Wamp
Foxy Miller, Gary Weldon (FL)
Franks (AZ) Musgrave Westmoreland
Gallegly Myrick Wilson (NM)
Garrett (NJ) Neugebauer Young (FL)
Gingrey Pearce

NOT VOTING-8

Brown (SC) McCotter Saxton
Davis, Jo Ann Meehan Tanner
Granger Miller, George

So the bill was passed. A motion to reconsider the vote whereby said bill was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said bill.

37.33 PROVIDING FOR CONSIDERATION OF H.R. 1362

Ms. CASTOR, by direction of the Committee on Rules, reported (Rept. No. 110-49) the resolution (H. Res. 242) providing for the consideration of the bill (H.R. 1362) to reform acquisition practices of the Federal government.

When said resolution and report were referred to the House Calendar and ordered printed.

37.34 JOINT COMMITTEE ON PRINTING AND THE JOINT COMMITTEE OF CONGRESS ON THE LIBRARY

Ms. MILLENDER-McDONALD, by unanimous consent, submitted the following resolution (H. Res. 244):

Resolved, SECTION 1. ELECTION OF MEMBERS TO JOINT COMMITTEE ON PRINTING AND JOINT COMMITTEE OF CONGRESS ON THE LIBRARY.

(a) JOINT COMMITTEE ON PRINTING.—The following Members are hereby elected to the Joint Committee on Printing, to serve with the chair of the Committee on House Administration:

- (1) Mr. Brady of Pennsylvania.
(2) Mr. Capuano.
(3) Mr. Ehlers.
(4) Mr. McCarthy of California.

(b) JOINT COMMITTEE OF CONGRESS ON THE LIBRARY.—The following Members are hereby elected to the Joint Committee of Congress on the Library, to serve with the chair of the Committee on House Administration:

- (1) Ms. Zoe Lofgren of California.
(2) Mr. Ehlers.
(3) Mr. Daniel E. Lungren of California.

When said resolution was considered and agreed to. A motion to reconsider the vote whereby said resolution was agreed to was, by unanimous consent, laid on the table.

### ¶37.35 LEAVE OF ABSENCE

By unanimous consent, leave of absence was granted—

To Ms. GRANGER, for today;  
To Mr. SAXTON, for today and March 15; and  
To Mr. TANNER, for today after 4:30 p.m.

And then,

### ¶37.36 ADJOURNMENT

On motion of Mr. BILBRAY, at 10 o'clock and 14 minutes p.m., the House adjourned.

### ¶37.37 REPORTS OF COMMITTEES ON PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XIII, reports of committees were delivered to the Clerk for printing and reference to the proper calendar, as follows:

Mr. SKELTON: Committee on Armed Services. H.R. 1362. A bill to reform acquisition practices of the Federal Government; with an amendment (Rept. 110-47 Pt. 2). Referred to the Committee of the Whole House on the state of the Union.

Ms. CASTOR: Committee on Rules. House Resolution 242. Resolution providing for consideration of the bill (H.R. 1362) to reform acquisition practices of the Federal Government (Rept. 110-49). Referred to the House Calendar.

### ¶37.38 PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XII, public bills and resolutions were introduced and severally referred, as follows:

By Mr. WELLER:

H.R. 1513. A bill to provide for demonstration projects to help improve the Nation's unemployment compensation system; to the Committee on Ways and Means.

By Mrs. JONES of Ohio (for herself, Mr. PITTS, Mr. EMANUEL, Mr. ENGLISH of Pennsylvania, Mr. MCINTYRE, and Mr. BRADY of Texas):

H.R. 1514. A bill to establish and provide for the treatment of Individual Development Accounts, and for other purposes; to the Committee on Ways and Means.

By Mr. COSTELLO (for himself and Mr. SHIMKUS):

H.R. 1515. A bill to amend the Housing and Community Development Act of 1974 to treat certain communities as metropolitan cities for purposes of the community development block grant program; to the Committee on Financial Services.

By Mr. OBERSTAR (for himself, Mr. MICA, Ms. CORRINE BROWN of Florida, and Mr. SHUSTER) (all by request):

H.R. 1516. A bill to authorize appropriations for activities under the Federal railroad safety laws for fiscal years 2008 through 2011, and for other purposes; to the Committee on Transportation and Infrastructure.

By Mr. ANDREWS (for himself, Mr. GEORGE MILLER of California, Ms. WOOLSEY, Mr. BISHOP of New York, Mr. PAYNE, Mr. HARE, Ms. SHEA-PORTER, and Ms. CORRINE BROWN of Florida):

H.R. 1517. A bill to amend the Occupational Safety and Health Act of 1970 to provide for coverage under that Act of employees of State and local governments; to the Committee on Education and Labor.

By Mr. DAVIS of Illinois (for himself and Mr. WICKER):

H.R. 1518. A bill to allow employees of Federally-qualified health centers to obtain

health coverage under chapter 89 of title 5, United States Code; to the Committee on Oversight and Government Reform.

By Mr. GONZALEZ:

H.R. 1519. A bill to prohibit offering homebuilding purchase contracts that contain in a single document both a mandatory arbitration agreement and other contract provisions, to prohibit requiring purchasers to consent to a mandatory arbitration agreement as a condition precedent to entering into a homebuilding purchase contract, and to provide for the Federal Trade Commission to enforce violations of such prohibitions as unfair and deceptive acts or practices under the Federal Trade Commission Act; to the Committee on Financial Services, and in addition to the Committee on Energy and Commerce, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. HINCHEY (for himself, Mr. MCHUGH, Mr. WELCH of Vermont, Mr. ACKERMAN, Mr. ARCURI, Mr. BISHOP of New York, Ms. CLARKE, Mr. CROWLEY, Mr. ENGEL, Mr. FOSSELLA, Mrs. GILLIBRAND, Mr. HALL of New York, Mr. HIGGINS, Mr. ISRAEL, Mr. KING of New York, Mr. KUHL of New York, Mrs. LOWEY, Mrs. MCCARTHY of New York, Mr. MCNULTY, Mrs. MALONEY of New York, Mr. MEEKS of New York, Mr. NADLER, Mr. RANGEL, Mr. REYNOLDS, Mr. SERRANO, Ms. SLAUGHTER, Mr. TOWNS, Ms. VELÁZQUEZ, Mr. WALSH of New York, and Mr. WEINER):

H.R. 1520. A bill to establish the Champlain Quadricentennial Commemoration Commission, the Hudson-Fulton 400th Commemoration Commission, and for other purposes; to the Committee on Oversight and Government Reform.

By Mr. KAGEN (for himself, Mr. ALTMIRE, Mr. LARSON of Connecticut, Ms. CASTOR, Mr. BRALEY of Iowa, Mr. PERLMUTTER, Mr. GENE GREEN of Texas, Mr. FARR, Mr. CLEAVER, Mr. HIGGINS, Mr. MCNULTY, Ms. HIRONO, Mr. COHEN, Mr. PATRICK MURPHY of Pennsylvania, and Mr. WEXLER):

H.R. 1521. A bill to amend part D of title XVIII of the Social Security Act to remove the Medicare prescription drug benefit late enrollment penalty; to the Committee on Energy and Commerce, and in addition to the Committee on Ways and Means, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. KELLER (for himself and Mr. CUELLAR):

H.R. 1522. A bill to promote the availability and use of the Federal student financial aid website of the Department of Education; to the Committee on Education and Labor.

By Mr. LEVIN:

H.R. 1523. A bill to provide for inter-regional primary elections and caucuses for the selection of delegates to political party Presidential nominating conventions; to the Committee on House Administration.

By Mr. LEWIS of Georgia (for himself, Mr. RAMSTAD, and Mr. DOGGETT):

H.R. 1524. A bill to amend the Internal Revenue Code of 1986 to provide that a deduction equal to fair market value shall be allowed for charitable contributions of literary, musical, artistic, or scholarly compositions created by the donor; to the Committee on Ways and Means.

By Ms. ZOE LOFGREN of California (for herself, Mr. GOODLATTE, Ms. LINDA T. SÁNCHEZ of California, Mr. SMITH of Texas, and Ms. JACKSON-LEE of Texas):

H.R. 1525. A bill to amend title 18, United States Code, to discourage spyware, and for other purposes; to the Committee on the Judiciary.

By Mr. GEORGE MILLER of California (for himself, Ms. ESHOO, Mrs. TAUSCHER, Mr. LANTOS, Mr. HONDA, Ms. ZOE LOFGREN of California, Mr. MCNERNEY, and Mr. STARK):

H.R. 1526. A bill to amend the Reclamation Wastewater and Groundwater Study and Facilities Act to authorize the Bay Area Regional Water Recycling Program, and for other purposes; to the Committee on Natural Resources.

By Mr. MORAN of Kansas (for himself and Mr. LATHAM):

H.R. 1527. A bill to amend title 38, United States Code, to allow highly rural veterans enrolled in the health system of the Department of Veterans Affairs to receive covered health services through providers other than those of the Department, and for other purposes; to the Committee on Veterans' Affairs.

By Mr. OLVER (for himself, Mr. NEAL of Massachusetts, Mr. MURPHY of Connecticut, Ms. DELAURO, Mr. COURTNEY, and Mr. LARSON of Connecticut):

H.R. 1528. A bill to amend the National Trails System Act to designate the New England National Scenic Trail, and for other purposes; to the Committee on Natural Resources.

By Mr. SMITH of New Jersey (for himself, Mr. ROYCE, Mr. ROHRBACHER, Mr. MCCOTTER, Mr. WOLF, Mr. RENZI, Mr. DANIEL E. LUNGREN of California, Mr. TOM DAVIS of Virginia, and Mr. PASCRELL):

H. Res. 243. A resolution calling on the Government of the Socialist Republic of Vietnam to immediately and unconditionally release Father Nguyen Van Ly, Nguyen Van Dai, Le Thi Cong Nhan, and other political prisoners and prisoners of conscience, and for other purposes; to the Committee on Foreign Affairs.

By Ms. MILLENDER-MCDONALD (for herself and Mr. EHLERS):

H. Res. 244. A resolution electing members to the Joint Committee on Printing and the Joint Committee of Congress on the Library; considered and agreed to.

By Mr. WILSON of South Carolina (for himself and Mr. MCDERMOTT):

H. Res. 245. A resolution recognizing the religious and historical significance of the festival of Diwali; to the Committee on Oversight and Government Reform.

By Mr. GOODE:

H. Res. 246. A resolution expressing the sense of the House of Representatives that States and units of local government should enact legislation to prohibit the issuance of business, professional, or occupational licenses to unauthorized aliens; to the Committee on the Judiciary.

### ¶37.39 PRIVATE BILLS AND RESOLUTIONS

Under clause 3 of rule XII,

Mr. WILSON of South Carolina introduced a bill (H.R. 1529) for the relief of Griselda Lopez Negrete; which was referred to the Committee on the Judiciary.

### ¶37.40 ADDITIONAL SPONSORS

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

H.R. 23: Mr. GEORGE MILLER of California and Mr. WELLER.

H.R. 39: Mr. HILL, Mr. ARCURI, and Mr. SMITH of New Jersey.

H.R. 171: Mr. SCOTT of Virginia and Mr. MCGOVERN.

H.R. 180: Ms. CLARKE.  
 H.R. 243: Mr. SENSENBRENNER.  
 H.R. 245: Mr. GERLACH.  
 H.R. 255: Mr. GERLACH.  
 H.R. 275: Mr. MCCOTTER.  
 H.R. 303: Mr. CONYERS and Mr. CLEAVER.  
 H.R. 419: Mr. THORNBERRY.  
 H.R. 463: Mr. KANJORSKI.  
 H.R. 471: Mr. LEWIS of Kentucky, Mr. FOSSELLA, and Mr. MCGOVERN.  
 H.R. 477: Mr. WALDEN of Oregon and Ms. LINDA T. SANCHEZ of California.  
 H.R. 493: Mr. ALTMIRE.  
 H.R. 511: Mrs. CAPITO, Mr. CHABOT, Mr. FLAKE, Mr. FORTUÑO, and Mr. FOSSELLA.  
 H.R. 619: Mr. LEWIS of Georgia, Mr. LEVIN, Ms. JACKSON-LEE of Texas, Ms. NORTON, Ms. BALDWIN, Mr. PRICE of North Carolina, Mr. PATRICK MURPHY of Pennsylvania, and Ms. SOLIS.  
 H.R. 621: Mr. ROTHMAN and Mr. RAHALL.  
 H.R. 657: Mr. LAHOOD.  
 H.R. 661: Mr. MCGOVERN.  
 H.R. 684: Mr. McNULTY.  
 H.R. 699: Mr. JINDAL, Mr. LINDER, Ms. FOX, and Mr. WALBERG.  
 H.R. 718: Mr. SOUDER and Mr. HILL.  
 H.R. 721: Mr. COLE of Oklahoma, Mr. PETERSON of Pennsylvania, and Mr. ISSA.  
 H.R. 731: Mr. CUELLAR and Mr. MICHAUD.  
 H.R. 748: Mr. BOUCHER.  
 H.R. 768: Mr. TANCREDO.  
 H.R. 769: Mr. TANCREDO and Mr. GARY G. MILLER of California.  
 H.R. 797: Mr. WEXLER.  
 H.R. 804: Mr. MEHAN, Mr. THOMPSON of California, Ms. SCHWARTZ, Mr. HASTINGS of Florida, Ms. LINDA T. SANCHEZ of California, Mr. MICHAUD, and Mr. ELLISON.  
 H.R. 869: Mr. TAYLOR, Mr. ALLEN, Mr. HILL, and Mr. KIND.  
 H.R. 897: Ms. CARSON.  
 H.R. 971: Mrs. NAPOLITANO.  
 H.R. 977: Mr. STARK.  
 H.R. 980: Mr. FATTAH, Mr. McDERMOTT, Ms. SCHAKOWSKY, Mr. BAIRD, Mr. DENT, Ms. CORRINE BROWN of Florida, Mr. PALLONE, Mr. ABERCROMBIE, Mrs. TAUSCHER, Mr. GRIJALVA, Mr. OBERSTAR, Ms. DELAURO, Mr. SKELTON, Mrs. MALONEY of New York, Mr. GENE GREEN of Texas, Mr. EMANUEL, Mr. FILNER, and Mr. UDALL of New Mexico.  
 H.R. 981: Mr. MCHUGH.  
 H.R. 983: Mr. CUELLAR, Mr. LEWIS of Kentucky, Mr. DUNCAN, Mr. GRIJALVA, Mr. BONNER, Mr. STEARNS, Mrs. WILSON of New Mexico, Mr. CHANDLER, Mr. HINOJOSA, Mr. WALBERG, Mr. GOHMERT, Mr. PENCE, and Mr. TIM MURPHY of Pennsylvania.  
 H.R. 988: Mr. DOOLITTLE, Mr. RADANOVICH, Mr. BERMAN, Mr. LANTOS, Mr. THOMPSON of California, Mrs. TAUSCHER, Mr. HONDA, Ms. MILLENDER-MCDONALD, Mr. SHERMAN, Mr. GALLEGLY, and Mrs. DAVIS of California.  
 H.R. 989: Mr. MILLER of Florida and Mrs. BLACKBURN.  
 H.R. 1026: Mr. McNULTY.  
 H.R. 1034: Mr. RAHALL.  
 H.R. 1043: Mr. RAMSTAD.  
 H.R. 1061: Mr. RENZI and Mr. ENGLISH of Pennsylvania.  
 H.R. 1093: Mr. BOYD of Florida and Mr. FEENEY.  
 H.R. 1108: Mr. HARE, Mr. ROSKAM, and Mr. TOWNS.  
 H.R. 1132: Ms. ZOE LOFGREN of California.  
 H.R. 1188: Mr. RUPPERSBERGER.  
 H.R. 1190: Mr. TERRY and Mr. CUMMINGS.  
 H.R. 1229: Mr. PASTOR and Mr. GERLACH.  
 H.R. 1234: Mr. CLAY and Mr. FILNER.  
 H.R. 1236: Mr. BUTTERFIELD, Mrs. MALONEY of New York, Mr. CLEAVER, Mr. HOLDEN, Mr. SRES, Mr. GEORGE MILLER of California, Ms. BORDALLO, and Mr. RUPPERSBERGER.  
 H.R. 1240: Mr. FILNER, Mr. MICHAUD, Mrs. CHRISTENSEN, Mr. CONYERS, Ms. ROSELEHTINEN, Mr. RUSH, Mr. FATTAH, Ms. NORTON, Mr. GRIJALVA, Mr. CROWLEY, Mr. MANZULLO, Mr. AL GREEN of Texas, Mr. GENE GREEN of Texas, and Mr. LANGEVIN.

H.R. 1287: Ms. SCHAKOWSKY.  
 H.R. 1293: Mr. LEWIS of Kentucky, Mr. RADANOVICH, Mr. ROSS, Mr. KELLER, and Mr. MCHENRY.  
 H.R. 1303: Mrs. NAPOLITANO.  
 H.R. 1324: Mr. ROHRBACHER and Mrs. MCMORRIS RODGERS.  
 H.R. 1325: Mr. CAPUANO, Mr. REYES, and Mr. RODRIGUEZ.  
 H.R. 1330: Mr. GERLACH and Mr. PAYNE.  
 H.R. 1333: Ms. SCHAKOWSKY.  
 H.R. 1342: Mr. HOEKSTRA.  
 H.R. 1344: Ms. CORRINE BROWN of Florida, Mr. ALEXANDER, Mr. GERLACH, and Mr. FARR.  
 H.R. 1359: Mr. FRANKS of Arizona.  
 H.R. 1366: Mr. CANTOR.  
 H.R. 1394: Ms. BORDALLO.  
 H.R. 1420: Ms. JACKSON-LEE of Texas, Ms. NORTON, Mr. STARK, Mrs. DAVIS of California, and Ms. DEGETTE.  
 H.R. 1424: Mrs. BONO.  
 H.R. 1430: Mr. FRANKS of Arizona, Mr. HERGER, and Mr. CHABOT.  
 H.R. 1433: Mr. DAVIS of Illinois, Mr. ELLISON, and Ms. WASSERMAN SCHULTZ.  
 H.R. 1435: Ms. KAPTUR, Mr. FATTAH, Ms. BORDALLO, and Mr. NEAL of Massachusetts.  
 H.R. 1441: Mr. ABERCROMBIE, Mr. ISRAEL, and Mr. MCINTYRE.  
 H.R. 1448: Mr. SCHIFF, Ms. BERKLEY, and Mr. ENGLISH of Pennsylvania.  
 H.R. 1459: Mr. YARMUTH, Mr. GONZALEZ, Mr. POE, Mr. BONNER, and Mr. FORBES.  
 H.R. 1505: Mr. BOSWELL.  
 H.R. 1509: Mr. HULSHOP.  
 H.J. Res. 14: Ms. CARSON.  
 H. Con. Res. 9: Mr. ANDREWS and Ms. SUTTON.  
 H. Con. Res. 49: Mr. ORTIZ, Mr. WILSON of Ohio, and Mr. MCNERNEY.  
 H. Con. Res. 71: Mr. DOYLE, Mr. MARKEY, and Ms. LINDA T. SANCHEZ of California.  
 H. Res. 49: Mr. HARE, Mr. CONYERS, and Mr. OBERSTAR.  
 H. Res. 105: Mrs. CUBIN and Mr. LINDER.  
 H. Res. 146: Mr. McNULTY, Mr. FILNER, and Ms. HIRONO.  
 H. Res. 194: Mrs. CHRISTENSEN, Mr. CLAY, Ms. CASTOR, Mr. HASTINGS of Florida, Mr. GRIJALVA, Mr. RYAN of Ohio, Mrs. NAPOLITANO, Mr. LANTOS, Mr. McDERMOTT, Mr. BRALEY of Iowa, Ms. MATSUI, Mr. FATTAH, Ms. CORRINE BROWN of Florida, and Ms. LORETTA SANCHEZ of California.  
 H. Res. 208: Mr. FORBES.  
 H. Res. 213: Ms. EDDIE BERNICE JOHNSON of Texas, and Mr. McNULTY.  
 H. Res. 223: Ms. MCCOLLUM of Minnesota.  
 H. Res. 233: Mr. LATOURETTE and Mr. SENSENBRENNER.  
 H. Res. 237: Mr. FATTAH and Mr. MCGOVERN.

**THURSDAY, MARCH 15, 2007 (38)**

**38.1 APPOINTMENT OF SPEAKER PRO TEMPORE**

The House was called to order by the SPEAKER pro tempore, Ms. SOLIS, who laid before the House the following communication:

WASHINGTON, DC,  
 March 15, 2007.

I hereby appoint the Honorable HILDA L. SOLIS to act as Speaker pro tempore on this day.

NANCY PELOSI,  
 Speaker of the House of Representatives.

**38.2 APPROVAL OF THE JOURNAL**

The SPEAKER pro tempore, Ms. SOLIS, announced she had examined and approved the Journal of the proceedings of Wednesday, March 14, 2007.

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

**38.3 COMMUNICATIONS**

Executive and other communications, pursuant to clause 8, rule XII, were referred as follows:

866. A letter from the Acting Director, Office of Surface Mining, Department of the Interior, transmitting the Department's final rule — West Virginia Abandoned Mine Lands Reclamation Plan (RIN: WV-111-FOR) received February 27, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Natural Resources.

867. A letter from the Chief, Branch of Bird Conservation, Department of the Interior, transmitting the Department's final rule — Migratory Bird Permits; Take of Migratory Birds by the Armed Forces (RIN: 1018-A192) received March 5, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Natural Resources.

868. A letter from the Assistant Secretary for Fish, Wildlife and Parks, Department of the Interior, transmitting the Department's final rule — Endangered and Threatened Wildlife and Plants; Withdrawal of Proposed Rule to List *Lepidium papilliferum* (Slickspot Peppergrass) (RIN: 1018-AU99) received February 27, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Natural Resources.

869. A letter from the Principal Deputy Assistant Secretary — Indian Affairs, Department of the Interior, transmitting the Department's final rule — Preparation of Rolls of Indians (RIN: 1076-AE44) received February 27, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Natural Resources.

870. A letter from the Deputy Assistant Administrator for Regulatory Programs, NMFS, National Oceanic and Atmospheric Administration, transmitting the Administration's final rule — Fisheries of the Northeastern United States; Atlantic Sea Scallop Fishery; Interim Rule [Docket No. 061213334-6334-01; I.D. 120806B] (RIN: 0648-AV05) received February 28, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Natural Resources.

871. A letter from the Acting Director, Office of Sustainable Fisheries, NMFS, National Oceanic and Atmospheric Administration, transmitting the Administration's final rule — Fisheries of the Exclusive Economic Zone Off Alaska; Inseason Adjustment to the 2007 A and B Season Allowances of Pollock in Statistical Area 620 in the Gulf of Alaska [Docket No. 060216044-6044-01; I.D. 010807A] received February 28, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Natural Resources.

872. A letter from the Deputy Assistant Administrator for Regulatory Programs, NMFS, National Oceanic and Atmospheric Administration, transmitting the Administration's final rule — Fisheries of the Northeastern United States; Summer Flounder, Scup, and Black Sea Bass Fisheries; 2007 Summer Flounder, Scup, and Black Sea Bass Specifications [Docket No. 061020273-6321-02; I.D. 101606A] (RIN: 0648-AT60) received February 27, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Natural Resources.

873. A letter from the Assistant Administrator for Fisheries, NMFS, National Oceanic and Atmospheric Administration, transmitting the Administration's final rule — Fisheries Off West Coast States; Coastal Pelagic Species Fisheries; Annual Specifications [Docket No. 061003253-7008-02; I.D. 092606A] (RIN: 0638-AU27) received February 28, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Natural Resources.

874. A letter from the Director, Office of Sustainable Fisheries, NMFS, National Oceanic and Atmospheric Administration, transmitting the Administration's final rule —

Atlantic Highly Migratory Species; Atlantic Bluefin Tuna Fisheries [I.D. 112006C] received February 28, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Natural Resources.

875. A letter from the Director, Office of Sustainable Fisheries, NMFS, National Oceanic and Atmospheric Administration, transmitting the Administration's final rule — Fisheries of the Northeastern United States; Atlantic Bluefish Fishery; Quota Transfers [Docket No. 051104293-5344-02; I.D. 122806A] received February 28, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Natural Resources.

876. A letter from the Acting Director, Office of Sustainable Fisheries, NMFS, National Oceanic and Atmospheric Administration, transmitting the Administration's final rule — Fisheries of the Caribbean, Gulf of Mexico, and South Atlantic; Reef Fish Fishery of the Gulf of Mexico; Closure of the 2006 Red Snapper Commercial Fishery [Docket No. 990506119-9235-02; I.D. 121106C] received February 28, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Natural Resources.

¶38.4 PROVIDING FOR CONSIDERATION OF H.R. 1362

Ms. CASTOR, by direction of the Committee on Rules, called up the following resolution (H. Res. 242):

*Resolved,* That at any time after the adoption of this resolution the Speaker may, pursuant to clause 2(b) of rule XVIII, declare the House resolved into the Committee of the Whole House on the state of the Union for consideration of the bill (H.R. 1362) to reform acquisition practices of the Federal Government. The first reading of the bill shall be dispensed with. All points of order against consideration of the bill are waived except those arising under clauses 9 or 10 of rule XXI. General debate shall be confined to the bill and shall not exceed one hour and 20 minutes, with one hour equally divided and controlled by the chairman and ranking minority member of the Committee on Oversight and Government Reform and 20 minutes equally divided and controlled by the chairman and ranking minority member of the Committee on Armed Services. After general debate the bill shall be considered for amendment under the five-minute rule. In lieu of the amendments recommended by the Committee on Oversight and Government Reform and the Committee on Armed Services now printed in the bill, it shall be in order to consider as an original bill for the purpose of amendment under the five-minute rule the amendment in the nature of a substitute printed in part A of the report of the Committee on Rules accompanying this resolution. That amendment in the nature of a substitute shall be considered as read. All points of order against that amendment in the nature of a substitute are waived except those arising under clauses 9 or 10 of rule XXI. Notwithstanding clause 11 of rule XVIII, no amendment to that amendment in the nature of a substitute shall be in order except those printed in part B of the report of the Committee on Rules. Each such amendment may be offered only in the order printed in the report, may be offered only by a Member designated in the report, shall be considered as read, shall be debatable for the time specified in the report equally divided and controlled by the proponent and an opponent, shall not be subject to amendment, and shall not be subject to a demand for division of the question in the House or in the Committee of the Whole. All points of order against such amendments are waived except those arising under clauses 9 or 10 of rule XXI. At the conclusion of consideration of the bill for amendment the Committee shall

rise and report the bill to the House with such amendments as may have been adopted. Any Member may demand a separate vote in the House on any amendment adopted in the Committee of the Whole to the bill or to the amendment in the nature of a substitute made in order as original text. The previous question shall be considered as ordered on the bill and amendments thereto to final passage without intervening motion except one motion to recommit with or without instructions.

SEC. 2. During consideration in the House of H.R. 1362 pursuant to this resolution, notwithstanding the operation of the previous question, the Chair may postpone further consideration of the bill to a time designated by the Speaker

When said resolution was considered. After debate,

On motion of Ms. CASTOR, the previous question was ordered on the resolution to its adoption or rejection.

The question being put, *viva voce*,

Will the House agree to said resolution?

The SPEAKER pro tempore, Ms. SOLIS, announced that the yeas had it.

Mr. SESSIONS objected to the vote on the ground that a quorum was not present and not voting.

A quorum not being present,

The roll was called under clause 6, rule XX, and the call was taken by electronic device.

When there appeared { Yeas ..... 223  
Nays ..... 190

¶38.5 [Roll No. 154]

YEAS—223

Abercrombie	DeGette	Kaptur
Ackerman	DeLauro	Kennedy
Allan	Dicks	Kildee
Altmire	Doggett	Kilpatrick
Andrews	Donnelly	Klein (FL)
Arcuri	Doyle	Kucinich
Baca	Edwards	LaHood
Baldwin	Ellison	Lampson
Barrow	Ellsworth	Langevin
Bean	Emanuel	Lantos
Becerra	Engel	Larsen (WA)
Berkley	Eshoo	Larson (CT)
Berman	Etheridge	Lee
Berry	Farr	Levin
Bishop (GA)	Fattah	Lewis (GA)
Bishop (NY)	Filner	Lipinski
Blumenauer	Frank (MA)	Loeb
Boren	Giffords	Loftgren, Zoe
Boswell	Gillibrand	Lowey
Boucher	Gonzalez	Lynch
Boyd (FL)	Gordon	Mahoney (FL)
Boyd (KS)	Green, Al	Maloney (NY)
Brady (PA)	Green, Gene	Markey
Bralley (IA)	Grijalva	Marshall
Brown, Corrine	Hall (NY)	Matheson
Butterfield	Hare	Matsui
Capps	Harman	McCarthy (NY)
Capuano	Hastings (FL)	McCollum (MN)
Cardoza	Herseth	McDermott
Carnahan	Higgins	McGovern
Carney	Hill	McIntyre
Carson	Hinches	McNerney
Castor	Hinojosa	McNulty
Chandler	Hirono	Meehan
Clarke	Hodes	Meek (FL)
Cleaver	Holden	Meeks (NY)
Clyburn	Holt	Melancon
Cohen	Honda	Michaud
Conyers	Hooley	Millender-
Cooper	Hoyer	McDonald
Costa	Insee	Miller (NC)
Costello	Israel	Mitchell
Courtney	Jackson (IL)	Mollohan
Cramer	Jackson-Lee	Moore (KS)
Cuellar	(TX)	Moore (WI)
Cummings	Jefferson	Moran (VA)
Davis (AL)	Johnson (GA)	Murphy (CT)
Davis (CA)	Johnson, E. B.	Murphy, Patrick
Davis (IL)	Jones (OH)	Murtha
Davis, Lincoln	Kagen	Nadler
DeFazio		Napolitano

Neal (MA)	Sánchez, Linda	Tauscher
Oberstar	T.	Taylor
Obey	Sanchez, Loretta	Thompson (CA)
Oliver	Sarbanes	Thompson (MS)
Ortiz	Schakowsky	Tierney
Pallone	Schiff	Towns
Pascrell	Schwartz	Udall (CO)
Pastor	Scott (GA)	Udall (NM)
Payne	Scott (VA)	Van Hollen
Perlmutter	Serrano	Velázquez
Peterson (MN)	Sestak	Visclosky
Pomeroy	Shea-Porter	Walz (MN)
Price (NC)	Sherman	Wasserman
Rahall	Shuler	Schultz
Rangel	Sires	Waters
Reyes	Skelton	Watson
Rodriguez	Slaughter	Watt
Ross	Smith (WA)	Waxman
Rothman	Snyder	Weiner
Roybal-Allard	Solis	Welch (VT)
Ruppersberger	Space	Wilson (OH)
Rush	Spratt	Woolsey
Ryan (OH)	Stark	Wu
Salazar	Stupak	Wynn
	Sutton	Yarmuth

NAYS—190

Aderholt	Gallegly	Myrick
Akin	Garrett (NJ)	Neugebauer
Alexander	Gilchrest	Nunes
Bachmann	Gillmor	Paul
Bachus	Gingrey	Pearce
Baker	Goode	Pence
Barrett (SC)	Goodlatte	Petri
Bartlett (MD)	Granger	Pickering
Barton (TX)	Graves	Pitts
Biggert	Hall (TX)	Platts
Bilbray	Hastert	Poe
Bilirakis	Hastings (WA)	Porter
Bishop (UT)	Hayes	Price (GA)
Blackburn	Heller	Pryce (OH)
Blunt	Hensarling	Putnam
Boehner	Herger	Ramstad
Bonner	Hobson	Regula
Bono	Hoekstra	Rehberg
Boozman	Hulshof	Reichert
Boustany	Hunter	Renzi
Brady (TX)	Inglis (SC)	Reynolds
Buchanan	Issa	Rogers (AL)
Burgess	Jindal	Rogers (KY)
Burton (IN)	Johnson (IL)	Rogers (MI)
Buyer	Johnson, Sam	Rohrabacher
Calvert	Jones (NC)	Ros-Lehtinen
Camp (MI)	Jordan	Roskam
Campbell (CA)	Keller	Royce
Cannon	King (IA)	Ryan (WI)
Cantor	King (NY)	Sali
Capito	Kingston	Schmidt
Carter	Kirk	Sensenbrenner
Castle	Kline (MN)	Sessions
Chabot	Knollenberg	Shadegg
Coble	Kuhl (NY)	Shays
Cole (OK)	Lamborn	Shimkus
Conaway	Latham	Shuster
Crenshaw	LaTourette	Simpson
Cubin	Lewis (CA)	Smith (NE)
Culberson	Lewis (KY)	Smith (NJ)
Davis (KY)	Linder	Smith (TX)
Davis, David	LoBiondo	Souder
Davis, Tom	Lucas	Stearns
Deal (GA)	Lungren, Daniel	Sullivan
Dent	E.	Tancredo
Diaz-Balart, L.	Mack	Terry
Diaz-Balart, M.	Manzullo	Thornberry
Doolittle	Marchant	Tiahrt
Drake	McCarthy (CA)	Tiberi
Dreier	McCaul (TX)	Turner
Duncan	McCotter	Upton
Ehlers	McCrery	Walberg
Emerson	McHenry	Walden (OR)
English (PA)	McHugh	Walsh (NY)
Everett	McKeon	Wamp
Fallin	McMorris	Weldon (FL)
Feeney	Rodgers	Weller
Ferguson	Mica	Whitfield
Flake	Miller (FL)	Wicker
Forbes	Miller (MI)	Wilson (NM)
Fortenberry	Miller, Gary	Wilson (SC)
Fox	Moran (KS)	Wolf
Franks (AZ)	Murphy, Tim	Young (AK)
Frelinghuysen	Musgrave	Young (FL)

NOT VOTING—20

Baird	Dingell	Miller, George
Brown (SC)	Fossella	Peterson (PA)
Brown-Waite,	Gerlach	Radanovich
Ginny	Gohmert	Saxton
Clay	Gutierrez	Tanner
Crowley	Kanjorski	Westmoreland
Davis, Jo Ann	Kind	Wexler



So the resolution was agreed to.  
 A motion to reconsider the vote whereby said resolution was agreed to was, by unanimous consent, laid on the table.

38.6 ACCOUNTABILITY IN CONTRACTING

The SPEAKER pro tempore, Mr. ALTMIRE, pursuant to House Resolution 242 and rule XVIII, declared the House resolved into the Committee of the Whole House on the state of the Union for the consideration of the bill (H.R. 1362) to reform acquisition practices of the Federal Government.

The SPEAKER pro tempore, Mr. ALTMIRE, by unanimous consent, designated Ms. SOLIS as Chairman of the Committee of the Whole; and after some time spent therein,

The SPEAKER pro tempore, Mr. MCNULTY, assumed the Chair.

When Mr. HASTINGS of Florida, Acting Chairman, pursuant to House Resolution 242, reported the bill back to the House with an amendment adopted by the Committee.

The previous question having been ordered by said resolution.

The following amendment, reported from the Committee of the Whole House on the state of the Union, was agreed to:

Strike out all after the enacting clause and insert:

SECTION 1. SHORT TITLE AND TABLE OF CONTENTS.

(a) SHORT TITLE.—This Act may be cited as the “Accountability in Contracting Act”.

(b) TABLE OF CONTENTS.—The table of contents for this Act is as follows:

Sec. 1. Short title and table of contents.

TITLE I—IMPROVING THE QUALITY OF CONTRACTS

Sec. 101. Limitation on length of non-competitive contracts.

Sec. 102. Minimizing sole-source contracts.

Sec. 103. Maximizing fixed-price procurement contracts.

TITLE II—INCREASING CONTRACT OVERSIGHT

Sec. 201. Public disclosure of justification and approval documents for non-competitive contracts.

Sec. 202. Disclosure of Government contractor audit findings.

Sec. 203. Study of acquisition workforce.

Sec. 204. Repeal of sunset of training fund.

Sec. 205. Notice to Congress of non-competitive contracts awarded to foreign-owned companies in countries sponsoring terrorism.

Sec. 206. Prohibition on contracts to educational institutions not supporting U.S. defense efforts.

TITLE III—PROMOTING INTEGRITY IN CONTRACTING

Sec. 301. Additional provisions relating to procurement officials.

Sec. 302. Report to Congress.

TITLE I—IMPROVING THE QUALITY OF CONTRACTS

SEC. 101. LIMITATION ON LENGTH OF NON-COMPETITIVE CONTRACTS.

(a) REVISION OF FAR.—Not later than one year after the date of the enactment of this Act, the Federal Acquisition Regulation shall be revised to restrict the contract period of any contract described in subsection (c) to the minimum contract period necessary—

(1) to meet the urgent and compelling requirements of the work to be performed under the contract; and

(2) to enter into another contract for the required goods or services through the use of competitive procedures.

(b) CONTRACT PERIOD.—The regulations promulgated under subsection (a) shall require the contract period to not exceed one year, unless the head of the executive agency concerned determines that the Government would be seriously injured by the limitation on the contract period.

(c) COVERED CONTRACTS.—This section applies to any contract in an amount greater than \$1,000,000 entered into by an executive agency using procedures other than competitive procedures pursuant to the exception provided in section 303(c)(2) of the Federal Property and Administrative Services Act of 1949 (41 U.S.C. 253(c)(2)) or section 2304(c)(2) of title 10, United States Code.

(d) DEFINITIONS.—In this section:

(1) The term “executive agency” has the meaning provided in section 4(1) of the Office of Federal Procurement Policy Act (41 U.S.C. 403(1)).

(2) The term “head of the executive agency” means the head of an executive agency except that, in the case of the Department of Defense, the term means—

(A) in the case of a military department, the Secretary of the military department;

(B) in the case of a Defense Agency, the head of the Defense Agency; and

(C) in the case of any part of the Department of Defense other than a military department or Defense Agency, the Under Secretary of Defense for Acquisition, Technology, and Logistics.

SEC. 102. MINIMIZING SOLE-SOURCE CONTRACTS.

(a) PLANS REQUIRED.—Subject to subsection (c), the head of each executive agency covered by title III of the Federal Property and Administrative Services Act of 1949 (41 U.S.C. 251 et seq.) or, in the case of the Department of Defense, the Under Secretary of Defense for Acquisition, Technology, and Logistics, shall develop and implement a plan to minimize, to the maximum extent practicable, the use of contracts entered into using procedures other than competitive procedures by the agency or department concerned. The plan shall contain measurable goals and shall be completed and submitted to the Committee on Oversight and Government Reform of the House of Representatives, the Committee on Homeland Security and Governmental Affairs of the Senate, and the Committees on Appropriations of the House of Representatives and the Senate and, in the case of the Department of Defense and the Department of Energy, the Committees on Armed Services of the Senate and the House of Representatives, with a copy provided to the Comptroller General, not later than 1 year after the date of the enactment of this Act.

(b) COMPTROLLER GENERAL REVIEW.—The Comptroller General shall review the plans provided under subsection (a) and submit a report to Congress on the plans not later than 18 months after the date of the enactment of this Act.

(c) REQUIREMENT LIMITED TO CERTAIN AGENCIES.—The requirement of subsection (a) shall apply only to those agencies that awarded contracts in a total amount of at least \$1,000,000,000 in the fiscal year preceding the fiscal year in which the report is submitted.

(d) CERTAIN CONTRACTS EXCLUDED.—The following contracts shall not be included in the plans developed and implemented under subsection (a):

(1) Contracts entered into under section 8(a) of the Small Business Act (15 U.S.C. 637(a)), in amounts less than the amounts

listed in paragraph (1)(D)(i)(II) of that section.

(2) Contracts entered into under section 31 (15 U.S.C. 657a) of such Act, in amounts less than the amounts listed in subsection (b)(2)(A)(ii) of that section.

(3) Contracts entered into under section 36 of such Act (15 U.S.C. 657f), in amounts less than the amounts listed in subsection (a)(2) of that section.

SEC. 103. MAXIMIZING FIXED-PRICE PROCUREMENT CONTRACTS.

(a) PLANS REQUIRED.—Subject to subsection (c), the head of each executive agency covered by title III of the Federal Property and Administrative Services Act of 1949 (41 U.S.C. 251 et seq.) or, in the case of the Department of Defense, the Under Secretary of Defense for Acquisition, Technology, and Logistics, shall develop and implement a plan to maximize, to the fullest extent practicable, the use of fixed-price type contracts for the procurement of goods and services by the agency or department concerned. The plan shall contain measurable goals and shall be completed and submitted to the Committee on Oversight and Government Reform of the House of Representatives, the Committee on Homeland Security and Governmental Affairs of the Senate, and the Committees on Appropriations of the House of Representatives and the Senate and, in the case of the Department of Defense and the Department of Energy, the Committees on Armed Services of the Senate and the House of Representatives, with a copy provided to the Comptroller General, not later than 1 year after the date of the enactment of this Act.

(b) COMPTROLLER GENERAL REVIEW.—The Comptroller General shall review the plans provided under subsection (a) and submit a report to Congress on the plans not later than 18 months after the date of the enactment of this Act.

(c) REQUIREMENT LIMITED TO CERTAIN AGENCIES.—The requirement of subsection (a) shall apply only to those agencies that awarded contracts in a total amount of at least \$1,000,000,000 in the fiscal year preceding the fiscal year in which the report is submitted.

TITLE II—INCREASING CONTRACT OVERSIGHT

SEC. 201. PUBLIC DISCLOSURE OF JUSTIFICATION AND APPROVAL DOCUMENTS FOR NONCOMPETITIVE CONTRACTS.

(a) CIVILIAN AGENCY CONTRACTS.—

(1) IN GENERAL.—Section 303 of the Federal Property and Administrative Services Act of 1949 (41 U.S.C. 253) is amended by adding at the end the following new subsection:

“(j)(1)(A) Except as provided in subparagraph (B), in the case of a procurement permitted by subsection (c), the head of an executive agency shall make publicly available, within 14 days after the award of the contract, the documents containing the justification and approval required by subsection (f)(1) with respect to the procurement.

“(B) In the case of a procurement permitted by subsection (c)(2), subparagraph (A) shall be applied by substituting ‘30 days’ for ‘14 days’.

“(2) The documents shall be made available on the website of the agency and through the Federal Procurement Data System.

“(3) This subsection does not require the public availability of information that is exempt from public disclosure under section 552(b) of title 5, United States Code.”

(2) CONFORMING AMENDMENT.—Section 303(f) of such Act is amended—

(A) by striking paragraph (4); and

(B) by redesignating paragraph (5) as paragraph (4).

## (b) DEFENSE AGENCY CONTRACTS.—

(1) IN GENERAL.—Section 2304 of title 10, United States Code, is amended by adding at the end the following new subsection:

“(1)(1)(A) Except as provided in subparagraph (B), in the case of a procurement permitted by subsection (c), the head of an agency shall make publicly available, within 14 days after the award of the contract, the documents containing the justification and approval required by subsection (f)(1) with respect to the procurement.

“(B) In the case of a procurement permitted by subsection (c)(2), subparagraph (A) shall be applied by substituting ‘30 days’ for ‘14 days’.

“(2) The documents shall be made available on the website of the agency and through the Federal Procurement Data System.

“(3) This subsection does not require the public availability of information that is exempt from public disclosure under section 552(b) of title 5.”.

(2) CONFORMING AMENDMENT.—Section 2304(f) of such title is amended—

(A) by striking paragraph (4); and

(B) by redesignating paragraphs (5) and (6) as paragraphs (4) and (5), respectively.

**SEC. 202. DISCLOSURE OF GOVERNMENT CONTRACTOR AUDIT FINDINGS.**

## (a) QUARTERLY REPORT TO CONGRESS.—

(1) The head of each Federal agency or department or, in the case of the Department of Defense, the Under Secretary of Defense for Acquisition, Technology, and Logistics, shall submit to the chairman and ranking member of each committee specified in paragraph (2) on a quarterly basis a report that includes the following:

(A) A list of completed audits performed by such agency or department issued during the applicable quarter that describe contractor costs in excess of \$10,000,000 that have been identified as unjustified, unsupported, questioned, or unreasonable under any contract, task or delivery order, or subcontract.

(B) The specific amounts of costs identified as unjustified, unsupported, questioned, or unreasonable and the percentage of their total value of the contract, task or delivery order, or subcontract.

(C) A list of completed audits performed by such agency or department issued during the applicable quarter that identify material deficiencies in the performance of any contractor or in any business system of any contractor under any contract, task or delivery order, or subcontract.

(2) The report described in paragraph (1) shall be submitted to—

(A) the Committee on Oversight and Government Reform of the House of Representatives;

(B) the Committee on Homeland Security and Governmental Affairs of the Senate;

(C) the Committees on Appropriations of the House of Representatives and the Senate;

(D) in the case of reports from the Department of Defense or the Department of Energy, the Committees on Armed Services of the Senate and the House of Representatives; and

(E) the committees of primary jurisdiction over the agency or department submitting the report.

(3) Paragraph (1) shall not apply to an agency or department with respect to a calendar quarter if no audits described in paragraph (1) were issued during that quarter.

## (b) SUBMISSION OF INDIVIDUAL AUDITS.—

(1) The head of each Federal agency or department shall provide, within 14 days after a request in writing by the chairman or ranking member of any committee listed in paragraph (2), a full and unredacted copy of any audit described in subsection (a)(1). Such

copy shall include an identification of information in the audit exempt from public disclosure under section 552(b) of title 5, United States Code.

(2) The committees listed in this paragraph are the following:

(A) The Committee on Oversight and Government Reform of the House of Representatives.

(B) The Committee on Homeland Security and Governmental Affairs of the Senate.

(C) The Committees on Appropriations of the House of Representatives and the Senate.

(D) In the case of the Department of Defense or the Department of Energy, the Committees on Armed Services of the Senate and House of Representatives.

(E) The committees of primary jurisdiction over the agency or department to which the request is made.

**SEC. 203. STUDY OF ACQUISITION WORKFORCE.**

(a) REQUIREMENT FOR STUDY.—The Administrator for Federal Procurement Policy shall conduct a study of the composition, scope, and functions of the Government-wide acquisition workforce and develop a comprehensive definition of, and method of measuring the size of, such workforce.

(b) REPORT.—Not later than 1 year after the date of the enactment of this Act, the Administrator shall submit to the relevant congressional committees a report on the results of the study required by subsection (a), with such findings and recommendations as the Administrator determines appropriate.

**SEC. 204. REPEAL OF SUNSET OF TRAINING FUND.**

Subparagraph (H) of section 37(h)(3) of the Office of Federal Procurement Policy Act (41 U.S.C. 433(h)(3)) is repealed.

**SEC. 205. NOTICE TO CONGRESS OF NON-COMPETITIVE CONTRACTS AWARDED TO FOREIGN-OWNED COMPANIES IN COUNTRIES SPONSORING TERRORISM.**

(a) NOTICE TO CONGRESS REQUIRED.—If a contract is expected to be awarded by a department or agency of the Federal Government without the use of competitive procedures to a foreign-owned company that is based or has majority operations in a country described in subsection (b), the department or agency shall notify the appropriate congressional committees at least 30 days before awarding the contract, for purposes of providing Congress time to review the proposed contract and provide comments to the department or agency.

(b) FOREIGN COUNTRIES DESCRIBED.—A country described in this subsection is a country the government of which the Secretary of State has determined, for purposes of section 6(j) of Export Administration Act of 1979, section 620A of the Foreign Assistance Act of 1961, section 40 of the Arms Export Control Act, or any other provision of law, is a government that has repeatedly provided support for acts of international terrorism.

**SEC. 206. PROHIBITION ON CONTRACTS TO EDUCATIONAL INSTITUTIONS NOT SUPPORTING U.S. DEFENSE EFFORTS.**

An executive agency may not award a contract to an institution of higher education (including any subelement of such institution) if that institution (or any subelement of that institution) has a policy or practice (regardless of when implemented) that either prohibits, or in effect prevents, the Secretary of a military department or the Secretary of Homeland Security from gaining access to campuses of the institution, or access to students (who are 17 years of age or older) on campuses, for purposes of military recruiting, in a manner that is at least equal in quality and scope to the access to campuses and to students that is provided to any other employer. For purposes of this

section, the term “institution of higher education” has the meaning provided in section 101 of the Higher Education Act of 1965 (20 U.S.C. 1001). The prohibition in this section shall not apply to an institution of higher education (or any subelement of that institution) if the Secretary of Defense determines that the institution of higher education involved has a longstanding policy of pacifism based on historical religious affiliation.

**TITLE III—PROMOTING INTEGRITY IN CONTRACTING****SEC. 301. ADDITIONAL PROVISIONS RELATING TO PROCUREMENT OFFICIALS.**

(a) ELIMINATION OF LOOPHOLES THAT ALLOW FORMER FEDERAL OFFICIALS TO ACCEPT COMPENSATION FROM CONTRACTORS OR RELATED ENTITIES.—Section 27(d) of the Office of Federal Procurement Policy Act (41 U.S.C. 423(d)) is amended—

(1) in paragraph (1)—

(A) by striking “or consultant” and inserting “consultant, lawyer, or lobbyist”; and

(B) in subparagraph (C), by striking “Federal agency—” and inserting “Federal agency or participated personally and substantially at a senior personnel level in—”; and

(2) by amending paragraph (2) to read as follows:

“(2) Paragraph (1) shall not prohibit a former official of a Federal agency from accepting compensation from any division or affiliate of a contractor that does not produce the same or similar products or services as the entity of the contractor that is responsible for the contract referred to in subparagraph (A), (B), or (C) of such paragraph if the agency’s designated ethics officer determines that the former official’s acceptance of compensation would not damage public confidence in the integrity of the procurement process.”.

(b) REQUIREMENT FOR FEDERAL PROCUREMENT OFFICERS TO DISCLOSE JOB OFFERS MADE ON BEHALF OF RELATIVES.—Section 27(c)(1) of such Act (41 U.S.C. 423(c)(1)) is amended by inserting after “that official” the following: “or for a relative of that official (as defined in section 3110 of title 5, United States Code)”.

(c) REQUIREMENT ON AWARD OF GOVERNMENT CONTRACTS TO FORMER EMPLOYERS.—Section 27 of such Act (41 U.S.C. 423) is amended by adding at the end the following new subsection:

“(i) PROHIBITION ON INVOLVEMENT BY CERTAIN FORMER CONTRACTOR EMPLOYEES IN PROCUREMENTS.—An employee of the Federal Government who is a former employee of a contractor with the Federal Government shall not be personally and substantially involved with any award of a contract to the employee’s former employer, or in the administration of such contract at a senior personnel level, for the one-year period beginning on the date on which the employee leaves the employment of the contractor unless the employee has received a waiver from the agency’s designated ethics officer. In determining whether to issue a waiver, the designated ethics officer shall take into account the agency’s need for the involvement of the employee and the impact a waiver would have on public confidence in the integrity of the procurement process.”.

(d) REGULATIONS.—Section 27 of such Act (41 U.S.C. 423) is further amended by adding at the end the following new subsection:

“(j) REGULATIONS.—The Administrator, in consultation with the Director of the Office of Government Ethics, shall—

“(1) promulgate regulations to carry out and ensure the enforcement of this section; and

“(2) monitor and investigate individual and agency compliance with this section.”.

(e) EFFECTIVE DATE.—The amendments made by this section shall take effect on the date of the enactment of this Act.

SEC. 302. REPORT TO CONGRESS.

(a) REPORT.—Not later than 180 days after the date of the enactment of this Act, the Director of the Office of Government Ethics shall submit a report to Congress that contains the Director's recommendations on requiring Government contractors that advise one or more Federal agencies on procurement policy, and requiring federally funded research and development centers, to comply with restrictions relating to personal financial interests, such as those that apply to Federal employees.

(b) DEFINITION.—In this section—

(1) The term "Government contractor" means any person (other than a Federal agency) with which a Federal agency has entered into a contract to acquire goods or services.

(2) The term "Federal agency" means—

(A) any executive department or independent establishment in the executive branch of the Government, including any wholly owned Government corporation; and

(B) any establishment in the legislative or judicial branch of the Government (except the Senate, the House of Representatives, and the Architect of the Capitol and any activities under the Architect's direction).

(3) The term "federally funded research and development center" means a federally funded research and development center as identified by the National Science Foundation in accordance with the Federal Acquisition Regulation.

The bill, as amended, was ordered to be engrossed and read a third time, was read a third time by title.

Mr. Tom DAVIS of Virginia moved to recommit the bill to the Committee on Oversight and Government Reform with instructions to report the bill back to the House forthwith with the following amendment:

At the end of title II, add the following new section (and conform the table of contents accordingly):

SEC. 2 . PROHIBITION ON CONTRACTS TO EDUCATIONAL INSTITUTIONS NOT SUPPORTING U.S. DEFENSE EFFORTS.

An executive agency may not award a contract to an institution of higher education (including any subelement of such institution) if that institution (or any subelement of that institution) has a policy or practice (regardless of when implemented) that either prohibits, or in effect prevents, the Secretary of a military department or the Secretary of Homeland Security from gaining access to campuses of the institution, or access to students (who are 17 years of age or older) on campuses, for purposes of military recruiting, in a manner that is at least equal in quality and scope to the access to campuses and to students that is provided to any other employer. For purposes of this section, the term "institution of higher education" has the meaning provided in section 101 of the Higher Education Act of 1965 (20 U.S.C. 1001). The prohibition in this section shall not apply to an institution of higher education (or any subelement of that institution) if the Secretary of Defense determines that the institution of higher education involved has a longstanding policy of pacifism based on historical religious affiliation.

After debate,

By unanimous consent, the previous question was ordered on the motion to recommit with instructions.

The question being put, viva voce,

Will the House recommit said bill with instructions?

The SPEAKER pro tempore, Mr. McNULTY, announced that the nays had it.

Mr. Tom DAVIS of Virginia, objected to the vote on the ground that a quorum was not present and not voting.

A quorum not being present,

The roll was called under clause 6, rule XX, and the call was taken by electronic device.

When there appeared { Yeas ..... 309 Nays ..... 114

38.7 [Roll No. 155]

YEAS—309

Table listing names of members who voted Yeas, including Aderholt, Akin, Alexander, Altmire, Andrews, Baca, Bachmann, Bachus, Baird, Baker, Barrett (SC), Barrow, Bartlett (MD), Barton (TX), Bean, Berkley, Berry, Biggart, Bilbray, Bilirakis, Bishop (GA), Bishop (NY), Bishop (UT), Blackburn, Blunt, Boehner, Bonner, Bono, Boozman, Boren, Boswell, Boucher, Boustany, Boyd (FL), Boyda (KS), Brady (TX), Braley (IA), Brown-Waite, Ginny, Buchanan, Burgess, Burton (IN), Buyer, Calvert, Camp (MI), Campbell (CA), Cannon, Cantor, Capito, Cardoza, Carnahan, Carney, Carter, Castle, Chabot, Chandler, Clyburn, Coble, Cole (OK), Conaway, Cooper, Costa, Costello, Courtney, Cramer, Crenshaw, Cubin, Cuellar, Culberson, Davis (AL), Davis (CA), Davis (KY), Davis, David, Davis, Lincoln, Davis, Tom, DeFazio, Dent, Diaz-Balart, L., Diaz-Balart, M., Dicks, Dingell, Donnelly, Doolittle, Drake, Dreier, Duncan, Edwards, Ehlers, Ellsworth, Emerson, Engel, English (PA), Etheridge, Everett, Fallin, Feeney, Ferguson, Flake, Fortenberry, Fossella, Fox, Franks (AZ), Frelinghuysen, Gallegly, Garrett (NJ), Gerlach, Giffords, Gilchrest, Gillibrand, Gillmor, Gingrey, Gohmert, Goode, Goodlatte, Gordon, Granger, Graves, Green, Gene, Hall (NY), Hall (TX), Hare, Harman, Hastings (WA), Hayes, Heller, Hensarling, Herger, Herseth, Hill, Hobson, Hodes, Hoekstra, Holden, Hoyer, Hulshof, Hunter, Inglis (SC), Inslee, Israel, Issa, Jackson (IL), Jefferson, Jindal, Johnson (IL), Johnson, Sam, Jones (NC), Jordan, Kagen, Keller, Kildee, Kilpatrick, Kind, King (IA), King (NY), Kingston, Kirk, Klein (FL), Kline (MN), Knollenberg, Kuhl (NY), LaHood, Lamborn, Lamson, Langevin, Lantos, Larsen (WA), Latham, LaTourette, Lewis (CA), Lewis (KY), Linder, Lipinski, LoBiondo, Lowey, Lucas, Lungren, Daniel E., Lynch, Mack, Mahoney (FL), Maloney (NY), Manzullo, Marchant, Marshall, Matheson, McCarthy (CA), McCarthy (NY), McCaul (TX), McCotter, McCreery, McHenry, McHugh, McIntyre, McKeon, McMorris, Rodgers, McNerney, Meek (FL), Melancon, Mica, Miller (FL), Miller (MI), Miller, Gary, Mitchell, Moore (KS), Moran (KS), Moran (VA), Murphy (CT), Murphy, Patrick, Murphy, Tim, Murtha, Musgrave, Myrick, Neugebauer, Nunes, Oberstar, Paul, Pearce, Pence, Perlmutter, Jefferson (MN), Petri, Pickering, Pitts, Platts, Poe, Pomeroy, Porter, Price (CA), Pryce (OH), Putnam, Rahall, Ramstad, Regula, Rehberg, Reichert, Renzi, Reynolds, Rogers (AL), Rogers (KY), Rogers (MI), Rohrabacher, Ros-Lehtinen, Roskam, Ross, Royce, Ruppersberger, Ryan (OH), Ryan (WI), Salazar, Sali, Sanchez, Loretta, Schiff, Schmidt, Schwartz, Scott (GA), Sensenbrenner, Sessions, Sestak, Shadegg, Shays, Shea-Porter, Sherman, Shimkus, Shuler, Shuster, Simpson, Sires, Skelton, Smith (NE), Smith (NJ), Smith (TX), Smith (WA), Snyder, Souder, Space, Spratt, Stearns, Stupak, Sullivan, Tancredo, Tauscher, Taylor, Terry, Thornberry, Tiahrt, Tiberi, Turner, Udall (CO), Udall (NM), Upton, Van Hollen, Vislosky, Walberg, Walden (OR), Walsh (NY), Walz (MN), Wamp, Weldon (FL), Weller, Westmoreland, Whitfield, Wicker, Wilson (NH), Wilson (OH), Wilson (SC), Wolf, Yarmuth, Young (AK), Young (FL)

NAYS—114

Table listing names of members who voted Nays, including Abercrombie, Ackerman, Allen, Arcuri, Baldwin, Becerra, Berman, Blumenauer, Brady (PA), Brown, Corrine, Butterfield, Capps, Capuano, Carson, Castor, Clarke, Clay, Cleaver, Cohen, Conyers, Crowley, Cummings, Davis (IL), DeGette, Delahunt, DeLauro, Doggett, Ellison, Emanuel, Eshoo, Farr, Fattah, Filner, Frank (MA), Gonzalez, Green, Al, Grijalva, Gutierrez, Hastings (FL), Higgins, Hinchey, Hinojosa, Hirono, Holt, Honda, Hooley, Jackson-Lee (TX), Johnson (GA), Johnson, E. B., Jones (OH), Kanjorski, Kennedy, Kucinich, Larson (CT), Lee, Levin, Lewis (GA), Loebsack, Lofgren, Zoe, Markey, Matsui, McCollum (MN), McDermott, McGovern, McNulty, Meehan, Meeks (NY), Michaud, Millender-McDonald, Miller (NC), Molohan, Moore (WI), Nadler, Napolitano, Neal (MA), Obey, Olver, Ortiz, Pallone, Pascrell, Pastor, Payne, Price (NC), Rangel, Reyes, Rodriguez, Rothman, Roybal-Allard, Rush, Sanchez, Linda T., Sarbanes, Schakowsky, Scott (VA), Serrano, Slaughter, Solis, Stark, Sutton, Thompson (CA), Thompson (MS), Tierney, Towns, Velázquez, Wasserman Schultz, Waters, Watson, Watt, Waxman, Weiner, Welch (VT), Wexler, Woolsey, Wu, Wynn

NOT VOTING—10

Table listing names of members who did not vote, including Brown (SC), Davis, Jo Ann, Deal (GA), Hastert, Kaptur, Miller, George, Peterson (PA), Radanovich, Saxton, Tanner

So the motion to recommit with instructions was agreed to.

Mr. WAXMAN, by direction of the Committee on Oversight and Government Reform and pursuant to the foregoing order of the House reported the bill back to the House with said amendment.

The question being put, viva voce,

Will the House agree to said amendment?

The SPEAKER pro tempore, Mr. MCGOVERN, announced that the yeas had it.

So the amendment was agreed to.

The bill, as amended, was ordered to be engrossed and read a third time, was read a third time by title.

The question being put, viva voce,

Will the House pass said bill?

The SPEAKER pro tempore, Mr. McGOVERN, announced that the yeas had hit.

Mr. Tom DAVIS of Virginia, demanded a recorded vote on passage of said bill, which demand was supported by one-fifth of a quorum, so a recorded vote was ordered.

The vote was taken by electronic device.

It was decided in the { Yeas ..... 347  
affirmative ..... } Nays ..... 73

¶38.8 [Roll No. 156]  
AYES—347

- Abercrombie DeLauro Johnson, E. B.
- Ackerman Dent Jones (NC)
- Aderholt Diaz-Balart, L. Jones (OH)
- Alexander Diaz-Balart, M. Jordan
- Altmire Dicks Kagen
- Andrews Dingell Kanjorski
- Arcuri Doggett Kaptur
- Baca Donnelly Keller
- Bachmann Doyle Kennedy
- Bachus Drake Kildee
- Baird Duncan Kilpatrick
- Baker Edwards Kind
- Baldwin Ehlers King (NY)
- Barrett (SC) Ellison Kingston
- Barrow Ellsworth Kirk
- Bartlett (MD) Emanuel Klein (FL)
- Bean Emerson Kline (MN)
- Becerra Engel Knollenberg
- Berkley English (PA) Kucinich
- Berman Eshoo Kuhl (NY)
- Berry Etheridge LaHood
- Biggert Fallin Lampson
- Bilirakis Farr Langevin
- Bishop (GA) Fattah Lantos
- Bishop (NY) Ferguson Larsen (WA)
- Blackburn Filner Larson (CT)
- Blumenauer Flake Latham
- Bono Forbes LaTourette
- Boozman Fortenberry Lee
- Boren Frank (MA) Levin
- Boswell Frelinghuysen Lewis (GA)
- Boucher Garrett (NJ) Lewis (KY)
- Boustany Gerlach Lipinski
- Boyd (FL) Giffords LoBiondo
- Boyd (KS) Gilchrest Loeback
- Brady (PA) Gillibrand Lofgren, Zoe
- Braleigh (IA) Gillmor Lowey
- Brown, Corrine Gingrey Lucas
- Brown-Waite, Gohmert Lynch
- Ginny Gonzalez Mahoney (FL)
- Buchanan Goode Maloney (NY)
- Butterfield Goodlatte Markey
- Camp (MI) Gordon Marshall
- Capito Granger Matheson
- Capps Graves Matsui
- Capuano Green, Al McCarthy (CA)
- Cardoza Green, Gene McCarthy (NY)
- Carnahan Grijalva McCollum (MN)
- Carney Gutierrez McCotter
- Carson Hall (NY) McDermott
- Carter Hare McGovern
- Castle Harman McHugh
- Castor Hastings (FL) McIntyre
- Chabot Hastings (WA) McMorris
- Chandler Hayes Rodgers
- Clarke Heller McNERNEY
- Clay Hensarling McNulty
- Cleaver Herseth Meehan
- Clyburn Higgins Meek (FL)
- Coble Hill Meeks (NY)
- Cohen Hinchey Melancon
- Cole (OK) Hinojosa Mica
- Conyers Hirono Michaud
- Cooper Hobson Millender-
- Costa Hodes McDonald
- Costello Holden Miller (MI)
- Courtney Holt Miller (NC)
- Cramer Honda Mitchell
- Crenshaw Hooley Mollohan
- Crowley Hoyer Moore (KS)
- Cuellar Hulshof Moore (WI)
- Cummings Inglis (SC) Moran (KS)
- Davis (AL) Inslee Moran (VA)
- Davis (CA) Israel Murphy (CT)
- Davis (IL) Jackson (IL) Murphy, Patrick
- Davis (KY) Jackson-Lee Murphy, Tim
- Davis, David (TX) Murtha
- Davis, Lincoln Jefferson Nadler
- DeFazio Jindal Napolitano
- DeGette Johnson (GA) Neal (MA)
- Delahunt Johnson (IL) Nunes

- Oberstar Ruppertsberger Terry
- Obey Rush Thompson (CA)
- Oliver Ryan (OH) Thompson (MS)
- Ortiz Ryan (WI) Tiberi
- Pallone Salazar Tierney
- Pascarell Sanchez, Linda Towns
- Pastor T. Udall (CO)
- Paul Sanchez, Loretta Udall (NM)
- Payne Sarbanes Upton
- Perlmutter Schakowsky Van Hollen
- Peterson (MN) Schiff Velazquez
- Petri Schwartz Visclosky
- Pickering Scott (GA) Walden (OR)
- Platts Scott (VA) Walsh (NY)
- Pomeroy Serrano Walz (MN)
- Porter Sestak Wamp
- Price (NC) Shays Wasserman
- Pryce (OH) Shea-Porter Schultz
- Putnam Sherman Waters
- Rahall Shimkus Watson
- Ramstad Shuler Watt
- Rangel Shuster Waxman
- Regula Sires Weiner
- Rehberg Skelton Welch (VT)
- Reichert Smith (NE) Weldon (FL)
- Renzi Smith (NJ) Weller
- Reyes Smith (WA) Wexler
- Reynolds Snyder Whitfield
- Rodriguez Solis Wilson (NM)
- Rogers (KY) Space Rogers (MI)
- Rogers (MI) Spratt Wilson (OH)
- Ros-Lehtinen Stark Wolf
- Roskam Stearns Woolsey
- Ross Stupak Wu
- Rothman Sutton Wynn
- Roybal-Allard Tauscher Yarmuth
- Royce Taylor Young (FL)

NOES—73

- Akin Franks (AZ) Pearce
- Barton (TX) Gallegly Pence
- Bilbray Hall (TX) Pitts
- Bishop (UT) Herger Poe
- Blunt Hoekstra Price (GA)
- Boehner Hunter Rogers (AL)
- Bonner Issa Rohrabacher
- Brady (TX) Johnson, Sam Sali
- Burgess King (IA) Schmidt
- Burton (IN) Lamborn Sensenbrenner
- Buyer Lewis (CA) Sessions
- Calvert Lungren, Daniel Shadegg
- Campbell (CA) E. Smith
- Cannon Mack Smith (TX)
- Cantor Manzullo Souder
- Conaway Marchant Tancredo
- Cubin McCaul (TX) Thornberry
- Culberson McCrery Tiahrt
- Davis, Tom McHenry Turner
- Doolittle McKeon Walberg
- Dreier Miller (FL) Westmoreland
- Everett Miller, Gary Wicker
- Feeney Musgrave Wilson (SC)
- Fossella Myrick Young (AK)
- Foxx Neugebauer

NOT VOTING—13

- Allen Linder Slaughter
- Brown (SC) Miller, George Sullivan
- Davis, Jo Ann Peterson (PA) Tanner
- Deal (GA) Radanovich
- Hastert Saxton

So the bill was passed.

A motion to reconsider the vote whereby said bill was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said bill.

¶38.9 ADJOURNMENT OVER

On motion of Mr. HOYER, by unanimous consent,

Ordered, That when the House adjourns today, it adjourn to meet on Friday, March 16, 2007, at noon; and further, when the House adjourns on Friday, March 16, 2007, it adjourn to meet at 12:30 p.m. on Monday, March 19, 2007, for morning-hour debate; and further, when the House adjourns on Thursday, March 22, 2007, it adjourn to meet at 9 a.m. on Friday, March 23, 2007.

¶38.10 CALENDAR WEDNESDAY BUSINESS DISPENSED WITH

On motion of Mr. HOYER, by unanimous consent,

Ordered, That business in order for consideration on Wednesday, March 21, 2007, under clause 6, rule XV, the Calendar Wednesday rule, be dispensed with.

¶38.11 COMMISSION ON SECURITY AND COOPERATION IN EUROPE

The SPEAKER pro tempore, Mr. McGOVERN, pursuant to 22 United States Code 3003 note, and the order of the House of January 4, 2007, the Chair announced the Speaker's appointment of the following Members of the House to the Commission on Security and Cooperation in Europe, in addition to Mr. HASTINGS of Florida, Chairman, appointed on January 12, 2007: Ms. SLAUGHTER, Mr. MCINTYRE, Ms. SOLIS, and Messrs. BUTTERFIELD, SMITH of New Jersey, ADERHOLT, PENCE, and PITTS.

Ordered, That the Clerk notify the Senate of the foregoing appointments.

¶38.12 BILLS PRESENTED TO THE PRESIDENT

Lorraine C. Miller, Clerk of the House reported that on March 14, 2007, she presented to the President of the United States, for his approval, the following bills.

H.R. 342. An Act to designate the United States courthouse located at 555 Independence Street in Cape Girardeau, Missouri, as the "Rush Hudson Limbaugh, Sr. United States Courthouse".

H.R. 544. An Act to designate the United States courthouse at South Federal Place in Santa Fe, New Mexico, as the "Santiago E. Campos United States Courthouse".

H.R. 584. An Act to designate the Federal building located at 400 Maryland Avenue Southwest in the District of Columbia as the "Lyndon Baines Johnson Department of Education Building".

And then,

¶38.13 ADJOURNMENT

On motion of Mr. McDERMOTT, pursuant to the previous order of the House, at 5 o'clock and 20 minutes p.m., the House adjourned until noon on Friday, March 16, 2007.

¶38.14 REPORTS OF COMMITTEES ON PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XIII, reports of committees were delivered to the Clerk for printing and reference to the proper calendar, as follows:

Mr. FRANK: Committee on Financial Services. H.R. 835. A bill to reauthorize the programs of the Department of Housing and Urban Development for housing assistance for Native Hawaiians (Rept. 110-50). Referred to the Committee of the Whole House on the state of the Union.

¶38.15 PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XII, public bills and resolutions were introduced and severally referred, as follows:

By Ms. JACKSON-LEE of Texas (for herself, Mr. THOMPSON of Mississippi, Mr. MARKEY, and Mr. LANGEVIN):

H.R. 1530. A bill to provide that no Federal funds may be used by the Secretary of Homeland Security to approve a site security plan for a chemical facility, unless the facility meets or exceeds security standards and requirements established for such a facility by the State or local government for the area where the facility is located, and for other purposes; to the Committee on Energy and Commerce, and in addition to the Committee on Homeland Security, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. UPTON (for himself and Mr. RUSH) (both by request):

H.R. 1531. A bill to prohibit deceptive acts and practices in the content rating and labeling of video games; to the Committee on Energy and Commerce.

By Mr. GENE GREEN of Texas (for himself, Mrs. WILSON of New Mexico, and Ms. BALDWIN):

H.R. 1532. A bill to amend the Public Health Service Act with respect to making progress toward the goal of eliminating tuberculosis, and for other purposes; to the Committee on Energy and Commerce.

By Mr. ALLEN:

H.R. 1533. A bill to provide for the establishment of a national mercury monitoring program; to the Committee on Energy and Commerce.

By Mr. ALLEN:

H.R. 1534. A bill to prohibit the sale, distribution, or transfer of mercury, to prohibit the export of mercury, and for other purposes; to the Committee on Energy and Commerce.

By Mr. DINGELL (for himself, Ms. DEGETTE, Mr. PALLONE, Mr. WAXMAN, Ms. BALDWIN, Mr. ENGEL, Ms. SCHAKOWSKY, Mr. BOUCHER, Ms. ESHOO, Mr. GENE GREEN of Texas, Mr. GONZALEZ, Mr. GORDON, Mrs. CAPPS, Mr. BUTTERFIELD, Mr. MARKEY, Mr. WEINER, Mr. ALLEN, Mr. WYNN, Mr. MELANCON, Ms. MATSUI, Mr. MCNULTY, Ms. HIRONO, and Mr. ROSS):

H.R. 1535. A bill to amend titles XIX and XXI of the Social Security Act to ensure that every child in the United States has access to affordable, quality health insurance coverage, and for other purposes; to the Committee on Energy and Commerce.

By Mr. DOGGETT (for himself, Mr. ABERCROMBIE, Mr. ACKERMAN, Mr. ALLEN, Mr. ANDREWS, Mr. BACA, Mr. BECERRA, Ms. BERKLEY, Mr. BERMAN, Mr. BERRY, Mr. BISHOP of Georgia, Mr. BISHOP of New York, Mr. BLUMENAUER, Ms. CORRINE BROWN of Florida, Mr. BUTTERFIELD, Mrs. CAPPS, Mr. CAPUANO, Mr. CARDOZA, Ms. CARSON, Ms. CASTOR, Mr. CHANDLER, Mrs. CHRISTENSEN, Ms. CLARKE, Mr. CLAY, Mr. CLEAVER, Mr. CLYBURN, Mr. COHEN, Mr. CONYERS, Mr. COSTELLO, Mr. COURTNEY, Mr. CROWLEY, Mr. CUELLAR, Mr. CUMMINGS, Mr. DAVIS of Alabama, Mr. DAVIS of Illinois, Mrs. DAVIS of California, Mr. DEFazio, Ms. DEGETTE, Mr. DELAHUNT, Ms. DELAURO, Mr. DOYLE, Mr. EDWARDS, Mr. ELLISON, Mr. EMANUEL, Mr. ENGEL, Mr. FALEOMAVAEGA, Mr. FARR, Mr. FATTAH, Mr. FILNER, Mr. FRANK of Massachusetts, Mr. GONZALEZ, Mr. GORDON, Mr. AL GREEN of Texas, Mr. GENE GREEN of Texas, Mr. GRIJALVA, Mr. GUTIERREZ, Mr. HARE, Mr. HASTINGS of Florida, Ms. HERSETH, Mr. HIGGINS, Mr. HINCHEY, Mr. HINOJOSA, Ms. HIRONO, Mr. HONDA, Mr. INSLEE, Mr. ISRAEL, Mr. JACKSON of Illinois, Ms. JACKSON-LEE of Texas, Mr. JEFFERSON, Ms. EDDIE BERNICE

JOHNSON of Texas, Mr. JOHNSON of Georgia, Mrs. JONES of Ohio, Mr. KANJORSKI, Ms. KAPTUR, Mr. KENNEDY, Mr. KILDEE, Ms. KILPATRICK, Mr. KLEIN of Florida, Mr. KUCINICH, Mr. LANGEVIN, Mr. LANTOS, Mr. LARSON of Connecticut, Ms. LEE, Mr. LEVIN, Mr. LEWIS of Georgia, Mr. LIPINSKI, Mrs. LOWEY, Mr. LYNCH, Mrs. MALONEY of New York, Ms. MATSUI, Ms. MCCOLLUM of Minnesota, Mr. McDERMOTT, Mr. McGOVERN, Mr. McNULTY, Mr. MEEHAN, Mr. MEEK of Florida, Mr. MEEKS of New York, Mr. MICHAUD, Ms. MILLENDER-MCDONALD, Mr. MILLER of North Carolina, Mr. GEORGE MILLER of California, Mr. MOORE of Kansas, Ms. MOORE of Wisconsin, Mr. MORAN of Virginia, Mr. NADLER, Mrs. NAPOLITANO, Mr. NEAL of Massachusetts, Ms. NORTON, Mr. OBERSTAR, Mr. OLVER, Mr. ORTIZ, Mr. PASCRELL, Mr. PASTOR, Mr. PAYNE, Mr. POMEROY, Mr. PRICE of North Carolina, Mr. RANGEL, Mr. RODRIGUEZ, Mr. ROSS, Mr. ROTHMAN, Ms. ROYBAL-ALLARD, Mr. RUSH, Mr. RYAN of Ohio, Ms. LINDA T. SANCHEZ of California, Ms. LORETTA SANCHEZ of California, Mr. SARBANES, Ms. SCHAKOWSKY, Mr. SCHIFF, Ms. SCHWARTZ, Mr. SCOTT of Virginia, Mr. SCOTT of Georgia, Mr. SERRANO, Mr. SHERMAN, Mr. SIREN, Ms. SLAUGHTER, Ms. SOLIS, Mr. STARK, Mr. STUPAK, Ms. SUTTON, Mr. THOMPSON of Mississippi, Mr. TIERNEY, Mr. TOWNS, Mr. UDALL of New Mexico, Mr. VAN HOLLEN, Ms. VELÁZQUEZ, Ms. WASSERMAN SCHULTZ, Ms. WATERS, Ms. WATSON, Mr. WATT, Mr. WAXMAN, Mr. WEINER, Mr. WELCH of Vermont, Mr. WEXLER, Ms. WOOLSEY, Mr. WU, Mr. WYNN, Mr. YARMUTH, and Mr. LOEBSACK):

H.R. 1536. A bill to amend part D of title XVIII of the Social Security Act to assist low-income individuals in obtaining subsidized prescription drug coverage under the Medicare prescription drug program by expediting the application and qualification process and by revising the resource standards used to determine eligibility for such subsidies, and for other purposes; to the Committee on Energy and Commerce, and in addition to the Committee on Ways and Means, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. KANJORSKI (for himself, Mr. ROYCE, Mrs. MALONEY of New York, Mr. LATOURETTE, Mr. SHERMAN, Mr. BURTON of Indiana, Mr. GUTIERREZ, Mr. PAUL, Mrs. NAPOLITANO, Mr. CHABOT, Mr. ORTIZ, and Mr. CALVERT):

H.R. 1537. A bill to modernize credit union net worth standards, advance credit union efforts to promote economic growth, and modify credit union regulatory standards and reduce burdens, and for other purposes; to the Committee on Financial Services.

By Mr. SKELTON (for himself, Mr. HUNTER, Mr. SNYDER, Mr. MCHUGH, and Mr. FILNER):

H.R. 1538. A bill to amend title 10, United States Code, to improve the management of medical care, personnel actions, and quality of life issues for members of the Armed Forces who are receiving medical care in an outpatient status, and for other purposes; to the Committee on Armed Services, and in addition to the Committee on Veterans' Affairs, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. HOEKSTRA (for himself, Mr. AKIN, Mr. BARRETT of South Carolina, Mr. BISHOP of Utah, Mr. BLUNT, Mr. CANNON, Mr. CULBERSON, Mr. FEENEY, Mr. FRANKS of Arizona, Mr. GARRETT of New Jersey, Mr. GINGREY, Mr. GOODE, Mr. HENSARLING, Mr. ISSA, Mr. KINGSTON, Mr. LINDER, Mr. MCHENRY, Mrs. MUSGRAVE, Mr. PENCE, Mr. PRICE of Georgia, Mr. RENZI, Mr. ROHR-ABACHER, Mr. SENSENBRENNER, Mr. TANCREDI, Mr. TIAHRT, Mr. WELDON of Florida, Mr. WILSON of South Carolina, Mrs. BACHMANN, Mr. BARTLETT of Maryland, Mrs. BLACKBURN, Mr. CAMPBELL of California, Mr. CANTOR, Mr. DOOLITTLE, Ms. FOX, Mr. FLAKE, Mr. GILCHREST, Mr. GOHMERT, Mr. GOODLATTE, Mr. INGLIS of South Carolina, Mr. JONES of North Carolina, Mr. LEWIS of Kentucky, Mr. MANZULLO, Mr. MORAN of Kansas, Mr. PAUL, Mr. PITTS, Mr. RAMSTAD, Mr. ROGERS of Michigan, Mr. SALLI, Mr. SHADEGG, Mr. THORNBERRY, Mr. WALBERG, and Mr. WESTMORELAND):

H.R. 1539. A bill to allow a State to submit a declaration of intent to the Secretary of Education to combine certain funds to improve the academic achievement of students; to the Committee on Education and Labor.

By Mr. LEWIS of Georgia (for himself, Ms. PRYCE of Ohio, Mr. LEVIN, Mr. RAMSTAD, Mr. BECERRA, and Mr. ENGLISH of Pennsylvania):

H.R. 1540. A bill to amend the Internal Revenue Code of 1986 to exclude from gross income amounts received on account of claims based on certain unlawful discrimination and to allow income averaging for backpay and frontpay awards received on account of such claims, and for other purposes; to the Committee on Ways and Means.

By Mr. BRALEY of Iowa (for himself, Mr. LOEBSACK, and Mr. BOSWELL):

H.R. 1541. A bill to provide support and assistance for families of members of the National Guard and Reserve who are undergoing deployment, and for other purposes; to the Committee on Armed Services, and in addition to the Committee on Veterans' Affairs, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Ms. DELAURO (for herself, Mr. GEORGE MILLER of California, Mrs. MCCARTHY of New York, Ms. WOOLSEY, Mr. COHEN, Mr. ALLEN, Mr. DOYLE, Mr. OLVER, Mr. WAXMAN, Mr. MURPHY of Connecticut, Mr. LYNCH, Mrs. MALONEY of New York, and Ms. MCCOLLUM of Minnesota):

H.R. 1542. A bill to provide for paid sick leave to ensure that Americans can address their own health needs and the health needs of their families; to the Committee on Energy and Commerce, and in addition to the Committees on Oversight and Government Reform, and House Administration, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. EMANUEL (for himself, Mr. SHIMKUS, Mr. WEXLER, and Ms. BERKLEY):

H.R. 1543. A bill to expand visa waiver program to countries on a probationary basis, and for other purposes; to the Committee on the Judiciary, and in addition to the Committee on Homeland Security, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. ENGEL (for himself and Mr. FOSSELLA):

H.R. 1544. A bill to establish an Advisory Committee on Gestational Diabetes, to provide grants to better understand and reduce gestational diabetes, and for other purposes; to the Committee on Energy and Commerce.

By Mr. FORTUÑO:

H.R. 1545. A bill to direct the Secretary of the Interior to conduct a boundary study to evaluate the significance of Fort San Geronimo and other related resources in the Commonwealth of Puerto Rico and the suitability and feasibility of their inclusion in the National Park System as part of the San Juan National Historic Site, and for other purposes; to the Committee on Natural Resources.

By Mr. HALL of New York (for himself, Mr. BOUCHER, Ms. CORRINE BROWN of Florida, Mr. CROWLEY, Mr. HARE, Mr. HIGGINS, Mr. HINCHEY, Mr. HOLT, Ms. HOOLEY, Mrs. MALONEY of New York, Ms. NORTON, Mr. RAHALL, Mr. SPACE, and Mr. WELCH of Vermont):

H.R. 1546. A bill to authorize members of the Armed Forces receiving outpatient care at Walter Reed Army Medical Center to receive such care through the Department of Veterans Affairs, and for other purposes; to the Committee on Armed Services, and in addition to the Committee on Veterans' Affairs, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Ms. HARMAN:

H.R. 1547. A bill to prohibit the sale of certain inefficient light bulbs, and require the development of a plan for increasing the use of more efficient light bulbs by consumers and businesses; to the Committee on Energy and Commerce.

By Mr. HODES (for himself, Mr. MICHAUD, Mr. ARCURI, Mr. MCHUGH, Mr. ALLEN, and Mr. WELCH of Vermont):

H.R. 1548. A bill to establish the Northern Border Economic Development Commission, and for other purposes; to the Committee on Transportation and Infrastructure, and in addition to the Committee on Financial Services, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. JINDAL:

H.R. 1549. A bill to use data from school years preceding the Gulf hurricane disasters for purposes of determining allotments under title III of the Higher Education Act of 1965 to institutions impacted by those disasters; to the Committee on Education and Labor.

By Mr. JONES of North Carolina:

H.R. 1550. A bill to reduce the reporting and certification burdens for certain financial institutions of sections 302 and 404 of the Sarbanes-Oxley Act of 2002; to the Committee on Financial Services.

By Mr. KIND (for himself, Mr. ACKERMAN, Mr. ALLEN, Mr. ANDREWS, Mr. BAIRD, Mr. BECERRA, Mr. BISHOP of New York, Mr. BLUMENAUER, Mr. BRALEY of Iowa, Mrs. CAPPS, Mr. CAPUANO, Mr. CHANDLER, Ms. CLARKE, Mr. CONYERS, Mr. CROWLEY, Mr. DEFazio, Ms. DEGETTE, Mr. DELAHUNT, Mr. DICKS, Mr. DINGELL, Mr. ELLISON, Mr. ENGEL, Mr. ENGLISH of Pennsylvania, Mr. FARR, Mr. FILER, Mr. FRELINGHUYSEN, Mr. GERLACH, Mr. GILCHRIST, Mr. HIGGINS, Ms. HIRONO, Mr. HINCHEY, Ms. HOOLEY, Mr. HOLT, Mr. HONDA, Mr. INSLIE, Ms. KAPTUR, Mr. KILDEE, Mr. LANGEVIN, Mr. LATOURETTE, Mr. LOBIONDO, Mr. LYNCH, Mrs. MCCARTHY of New York, Mr. MCDERMOTT, Mr. MCGOVERN, Mr. McNULTY, Mr. MEEKS of New York, Mr. MEEHAN, Mr.

MICHAUD, Mr. GEORGE MILLER of California, Ms. MOORE of Wisconsin, Mr. MORAN of Virginia, Mrs. NAPOLITANO, Mr. NEAL of Massachusetts, Mr. OBERSTAR, Mr. OLVER, Mr. PALLONE, Mr. PAYNE, Mr. PASCARELL, Mr. PERLMUTTER, Mr. PETRI, Mr. PRICE of North Carolina, Mr. RAHALL, Mr. RAMSTAD, Mr. REICHERT, Mr. SAXTON, Mr. SIREs, Mr. SHAYS, Mr. SMITH of Washington, Mr. STUPAK, Mrs. TAUSCHER, Mr. TIERNEY, Mr. UDALL of Colorado, Mr. UDALL of New Mexico, Mr. VAN HOLLEN, and Mr. WALSH of New York):

H.R. 1551. A bill to reauthorize Department of Agriculture conservation and energy programs and certain other programs of the Department, to modify the operation and administration of these programs, and for other purposes; to the Committee on Agriculture, and in addition to the Committees on Education and Labor, and Armed Services, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. POMEROY (for himself, Mr. RAMSTAD, Ms. BALDWIN, Mr. LEWIS of Kentucky, Mr. TIM MURPHY of Pennsylvania, Mr. ROGERS of Alabama, Mr. CONAWAY, Mr. HINCHEY, Mr. FARR, Mr. MCCOTTER, Mr. CHANDLER, Mr. RUPPERSBERGER, Mr. LINCOLN DIAZ-BALART of Florida, Mr. FRANKS of Arizona, Mr. BUTTERFIELD, Mrs. McMORRIS RODGERS, Mr. GRAVES, Mrs. MALONEY of New York, Mr. NEAL of Massachusetts, Mr. LANGEVIN, Mr. BISHOP of Utah, Mr. ENGLISH of Pennsylvania, Mr. ALLEN, Mr. MCINTYRE, Mr. DAVIS of Alabama, Mr. UDALL of Colorado, Mr. KIRK, Mr. BARTLETT of Maryland, Mr. HIGGINS, Mr. PAUL, Mr. MORAN of Kansas, Mr. SOUDER, Mr. BOSWELL, Mr. PEARCE, Mr. McNULTY, Mr. PITTS, Mr. GERLACH, Ms. SCHWARTZ, Mr. GARY G. MILLER of California, Mr. SHIMKUS, Mr. GRIJALVA, Mr. MICHAUD, Mr. ETHERIDGE, Mr. WELLER, Mr. DAVIS of Kentucky, Mr. EMANUEL, Mrs. MCCARTHY of New York, and Mr. REICHERT):

H.R. 1552. A bill to amend title XVIII of the Social Security Act to authorize physical therapists to evaluate and treat Medicare beneficiaries without a requirement for a physician referral, and for other purposes; to the Committee on Energy and Commerce, and in addition to the Committee on Ways and Means, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Ms. PRYCE of Ohio (for herself, Mr. VAN HOLLEN, Mr. MCCAUL of Texas, Mr. SESTAK, Mr. FERGUSON, Mr. CASTLE, Mr. YARMUTH, Mr. REICHERT, Mr. HASTINGS of Florida, Mr. SCHIFF, Mr. MICA, Mr. RUPPERSBERGER, Mrs. MUSGRAVE, Mr. LARSEN of Washington, Mr. GRAVES, Mr. PLATTS, Mr. CULBERSON, Mr. ENGEL, Mr. HIGGINS, Mr. BOUCHER, Mr. MORAN of Virginia, Mr. REYES, Mr. KILDEE, Mr. DREIER, Mr. CHANDLER, Mr. SESSIONS, Mr. GRIJALVA, Mr. SHUSTER, Mr. AL GREEN of Texas, and Mr. FORBES):

H.R. 1553. A bill to amend the Public Health Service Act to advance medical research and treatments into pediatric cancers, ensure patients and families have access to the current treatments and information regarding pediatric cancers, establish a population-based national childhood cancer database, and promote public awareness of

pediatric cancers; to the Committee on Energy and Commerce.

By Mr. ROGERS of Alabama:

H.R. 1554. A bill to require the Secretary of Defense to develop and implement a plan to provide chiropractic health care services and benefits for certain new beneficiaries as part of the TRICARE program; to the Committee on Armed Services.

By Mr. ROGERS of Michigan (for himself, Mr. EHLERS, and Mr. ADERHOLT):

H.R. 1555. A bill to impose a two year moratorium on the approval by the Secretary of the Interior of new Tribal-State compacts for gaming under the Indian Gaming Regulatory Act; to the Committee on Natural Resources.

By Mr. TERRY (for himself, Mr. PAUL, Mr. DOOLITTLE, Mr. SESSIONS, Mrs. BONO, Mr. MCCOTTER, Mr. FRANKS of Arizona, Mrs. BLACKBURN, Mr. MCHUGH, Mr. REGULA, Mr. SIMPSON, Mrs. McMORRIS RODGERS, Mr. GARRETT of New Jersey, Mr. CUELLAR, Mr. FOSSELLA, Mr. GOHMERT, Mrs. MUSGRAVE, Mr. SOUDER, Mr. POE, Mrs. MYRICK, Mr. MCCAUL of Texas, Mr. MARIO DIAZ-BALART of Florida, Mr. WALBERG, Mr. PATRICK MURPHY of Pennsylvania, Mr. JORDAN, and Mr. PEARCE):

H.R. 1556. A bill to amend the Internal Revenue Code of 1986 to eliminate the marriage penalty on the deduction for interest on student loans; to the Committee on Ways and Means.

By Ms. HOOLEY (for herself, Mr. BLUMENAUER, and Mr. ORTIZ):

H. Con. Res. 92. Concurrent resolution recognizing and commending Dr. Robert Meaders and all of the volunteers and contributors of Operation Helmet for their efforts in sending out 35,000 helmet upgrade kits to members of the United States Armed Forces deployed in Iraq and Afghanistan; to the Committee on Armed Services.

By Mrs. MCCARTHY of New York (for herself, Mr. ANDREWS, Ms. BERKLEY, Mr. BOREN, Mr. BOSWELL, Mrs. BOYDA of Kansas, Mr. BRADY of Pennsylvania, Mr. BURTON of Indiana, Mr. CARNEY, Mr. COOPER, Mr. COURTNEY, Mrs. DAVIS of California, Ms. GIFFORDS, Mrs. GILLIBRAND, Mr. HARE, Ms. JACKSON-LEE of Texas, Mr. KING of New York, Mr. LOEBSACK, Mr. MARSHALL, Mr. MEEHAN, Mr. PATRICK MURPHY of Pennsylvania, Mr. ORTIZ, Mr. REYES, Ms. LORETTA SANCHEZ of California, Mr. SCHIFF, Ms. SHEAPORTER, Mr. SKELTON, Mr. SMITH of Washington, Mr. SNYDER, Mr. SPRATT, Mrs. TAUSCHER, and Mr. TAYLOR):

H. Con. Res. 93. Concurrent resolution honoring the heroic service and sacrifice of the glider pilots of the United States Army Air Forces during World War II; to the Committee on Armed Services.

By Mr. JOHNSON of Georgia (for himself, Mr. CONYERS, Mr. COHEN, and Ms. LINDA T. SANCHEZ of California):

H. Res. 247. A resolution recognizing the contributions of all United States Attorneys, past and present; to the Committee on the Judiciary.

By Mr. BOUCHER (for himself and Mr. CANNON):

H. Res. 248. A resolution honoring the contributions of patient participants in clinical trials; to the Committee on Energy and Commerce.

By Mr. FLAKE (for himself, Mr. BOEHNER, Mr. SENSENBRENNER, Mr. HERGER, Mr. SHADEGG, Mr. FRANKS of Arizona, Mr. PENCE, Mr. GARRETT of New Jersey, Mr. SAM JOHNSON of Texas, Mr. HENSARLING, Mr. FORTUÑO, Mrs. BLACKBURN, Mrs.



BACHMANN, Mr. PITTS, Mr. MARCHANT, Mr. PEARCE, Mr. FORTENBERRY, Mrs. MYRICK, Mr. KING of Iowa, Mr. McCOTTER, and Mr. SALI):

H. Res. 249. A resolution amending the Rules of the House of Representatives to limit gifts to Members, officers, and employees of the House from State and local governments; to the Committee on Rules.

By Mr. HENSARLING (for himself, Mr. PENCE, Mrs. MYRICK, and Mr. SHAD-EGG):

H. Res. 250. A resolution honoring Dr. Edwin J. Feulner on the occasion of his 30th anniversary as President of the Heritage Foundation; to the Committee on Oversight and Government Reform.

By Mr. MELANCON:

H. Res. 251. A resolution congratulating St. Bernard Parish Public Schools Superintendent Doris Voitier for her receipt of the 2007 John F. Kennedy Profile in Courage Award; to the Committee on Education and Labor.

By Mr. SPACE (for himself, Ms. KAP-  
TUR, Mr. KUCINICH, Mrs. JONES of Ohio, Mr. RYAN of Ohio, Ms. SUTTON, Mr. WILSON of Ohio, Mr. REGULA, Ms. PRYCE of Ohio, Mr. LATOURETTE, and Mr. JORDAN):

H. Res. 252. A resolution recognizing the 45th anniversary of John Hershel Glenn, Jr.'s historic achievement in becoming the first United States astronaut to orbit the Earth; to the Committee on Science and Technology

38.16 PRIVATE BILLS AND RESOLUTIONS  
Under clause 3 of rule XII,

Mr. GUTIERREZ introduced a bill (H.R. 1557) for the relief of Elvira Arellano; which was referred to the Committee on the Judiciary.

38.17 ADDITIONAL SPONSORS

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

- H.R. 19: Mr. TANCREDO, Mr. MILLER of Florida, and Mr. McCAUL of Texas.
- H.R. 162: Mr. McCRERY, Mr. JEFFERSON, Mr. BOUSTANY, Mr. ALEXANDER, and Mr. BAKER.
- H.R. 217: Mr. FARR.
- H.R. 327: Mr. HALL of New York.
- H.R. 346: Mr. GILCHREST, Mr. NEAL of Massachusetts, Mr. MORAN of Kansas, Mr. MOORE of Kansas, Mr. BARTLETT of Maryland, Mr. PAUL, Mr. BONNER, Mr. BARRETT of South Carolina, Mr. SMITH of New Jersey, Mr. POE, Mr. DUNCAN, Mr. CAPUANO, and Mr. WALZ of Minnesota.
- H.R. 406: Mrs. JONES of Ohio.
- H.R. 468: Mr. ELLISON and Ms. HIRONO.
- H.R. 503: Mr. ABERCROMBIE, Mr. BARTLETT of Maryland, Mr. MICHAUD, Ms. ESHOO, Mr. FATTAH, and Mr. LINCOLN DIAZ-BALART of Florida.
- H.R. 507: Mr. BRALEY of Iowa and Mr. KAGEN.
- H.R. 543: Ms. DEGETTE and Ms. HIRONO.
- H.R. 581: Mr. PITTS and Mr. GOODE.
- H.R. 620: Mr. GUTIERREZ.
- H.R. 625: Mrs. DAVIS of California, Ms. LORETTA SANCHEZ of California, Mr. SHERMAN, Mr. CARDOZA, and Mr. LEWIS of California.
- H.R. 643: Mr. ROTHMAN, Mr. SHIMKUS, and Mr. RADANOVICH.
- H.R. 694: Mr. REYES.
- H.R. 695: Mr. GONZALEZ, Mr. DAVIS of Alabama, Mr. McNERNEY, Ms. HOOLEY, Mr. PERLMUTTER, and Mr. ALLEN.
- H.R. 698: Mr. MILLER of North Carolina, Mr. NEAL of Massachusetts, Mr. TERRY, and Mr. LYNCH.
- H.R. 711: Mr. McNERNEY and Mr. WALBERG.
- H.R. 727: Mr. WALDEN of Oregon and Mr. MARCHANT.

- H.R. 779: Mr. ENGLISH of Pennsylvania.
- H.R. 787: Mr. GILCHREST.
- H.R. 797: Mr. BAKER and Mr. KLINE of Minnesota.
- H.R. 861: Mr. CONAWAY and Mrs. SCHMIDT.
- H.R. 887: Ms. SUTTON.
- H.R. 891: Mr. REICHERT, Mr. McCOTTER, Mrs. NAPOLITANO, Mr. DOYLE, Mr. GORDON, Mr. LINCOLN DIAZ-BALART of Florida, and Mr. HINCHY.
- H.R. 917: Mr. MARIO DIAZ-BALART of Florida and Mr. McCOTTER.
- H.R. 923: Mr. ABERCROMBIE.
- H.R. 962: Mr. McNERNEY.
- H.R. 971: Mr. THORNBERRY.
- H.R. 988: Ms. MATSUI, Ms. WATSON, Ms. ROYBAL-ALLARD, Mrs. NAPOLITANO, Mr. BACA, Mr. TOM DAVIS of Virginia, and Ms. HARMAN.
- H.R. 998: Ms. SUTTON.
- H.R. 1009: Mr. ROHRBACHER.
- H.R. 1022: Ms. ZOE LOFGREN of California, Mrs. LOWEY, Mr. SHERMAN, and Mrs. TAUSCHER.
- H.R. 1029: Mrs. MYRICK and Mr. ABERCROMBIE.
- H.R. 1061: Mr. TOM DAVIS of Virginia.
- H.R. 1064: Ms. EDDIE BERNICE JOHNSON of Texas.
- H.R. 1093: Mr. KLEIN of Florida and Mr. MACK.
- H.R. 1115: Mr. PORTER.
- H.R. 1122: Mr. FORBES.
- H.R. 1125: Mr. TANCREDO, Mr. CANNON, Mr. FRANK of Massachusetts, and Mr. ADERHOLT.
- H.R. 1142: Ms. WOOLSEY, Mr. ALLEN, Mr. HOLDEN, Mr. KAGEN, Mr. WOLF, Mr. COHEN, Mr. BISHOP of New York, Mr. SMITH of New Jersey, Ms. DEGETTE, Mr. CHABOT, Mr. WYNN, Ms. JACKSON-LEE of Texas, Mr. OBERSTAR, Mrs. MCCARTHY of New York, Ms. MATSUI, Mr. VAN HOLLEN, Mr. PLATTS, Ms. SUTTON, Mr. GERLACH, Mr. ABERCROMBIE, Mr. PALLONE, Mr. ETHERIDGE, Mr. FILNER, Mrs. EMERSON, Mr. McDERMOTT, and Mr. RAMSTAD.
- H.R. 1176: Ms. LEE and Mr. GUTIERREZ.
- H.R. 1216: Mr. ACKERMAN.
- H.R. 1238: Mr. STARK.
- H.R. 1245: Ms. DEGETTE, Mr. McNULTY, Mr. PITTS, and Ms. HOOLEY.
- H.R. 1261: Mr. ENGLISH of Pennsylvania, Mr. CALVERT, Mr. CARTER, and Mr. PITTS.
- H.R. 1314: Mrs. CAPITO and Mr. SAM JOHNSON of Texas.
- H.R. 1325: Mr. KIND, Mr. ORTIZ, and Mr. WEXLER.
- H.R. 1329: Mr. WESTMORELAND, Mr. BOSWELL, Mr. PAUL, Mr. GINGREY, Mr. BURGESS, and Mr. KINGSTON.
- H.R. 1354: Mr. HIGGINS, Mr. PATRICK MURPHY of Pennsylvania, and Ms. SCHAKOWSKY.
- H.R. 1381: Mrs. NAPOLITANO.
- H.R. 1384: Mr. HONDA, Mr. McKEON, Mr. NUNES, Mr. RADANOVICH, Mr. KUHL of New York, and Mr. CALVERT.
- H.R. 1398: Mr. NEUGEBAUER, Mr. THORNBERRY, Mr. HENSARLING, Mr. WALBERG, and Mr. JORDAN.
- H.R. 1428: Mr. GOODE and Mr. WALZ of Minnesota.
- H.R. 1435: Mr. ORTIZ.
- H.R. 1456: Mr. ANDREWS.
- H.R. 1457: Mrs. JO ANN DAVIS of Virginia.
- H.R. 1459: Mr. THORNBERRY.
- H.R. 1490: Mr. COBLE, Mr. KIRK, Mr. WALBERG, Mr. LAHOOD, Mr. GILCHREST, Mr. JONES of North Carolina, Mr. PAUL, Mr. ENGLISH of Pennsylvania, Mrs. MILLER of Michigan, Ms. GINNY BROWN-WAITE of Florida, Mr. RAMSTAD, Mr. CAMP of Michigan, Mr. DUNCAN, Mr. DOYLE, Mr. LATOURETTE, Mrs. EMERSON, Mr. KUHL of New York, and Mr. KELLER.
- H.R. 1497: Mr. DEFazio.
- H.R. 1509: Ms. SCHWARTZ.
- H. Con. Res. 71: Mr. ROHRBACHER and Mr. RYAN of Ohio.
- H. Res. 37: Mr. McNERNEY.

- H. Res. 95: Ms. SUTTON.
- H. Res. 100: Mr. HOBSON, Mr. LARSON of Connecticut, and Mr. ABERCROMBIE.
- H. Res. 197: Mr. HARE.
- H. Res. 231: Mr. FORBES and Mr. NEUGEBAUER.
- H. Res. 232: Mr. SHUSTER and Mr. BURGESS.
- H. Res. 237: Ms. CARSON and Mr. WELCH of Vermont.
- H. Res. 240: Ms. LINDA T. SANCHEZ of California and Mr. BOREN.

38.18 DELETIONS OF SPONSORS FROM PUBLIC BILLS AND RESOLUTIONS

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

- H. Res. 106: Mr. ENGLISH of Pennsylvania.

FRIDAY, MARCH 16, 2007 (39)

39.1 APPOINTMENT OF SPEAKER PRO TEMPORE

The House was called to order by the SPEAKER pro tempore, Mr. MCGOVERN, who laid before the House the following communication:

WASHINGTON, DC,  
March 16, 2007.

I hereby appoint the Honorable JAMES P. MCGOVERN to act as Speaker pro tempore on this day.

NANCY PELOSI,  
Speaker of the House of Representatives.

39.2 APPROVAL OF THE JOURNAL

The SPEAKER pro tempore, Mr. MCGOVERN, announced he had examined and approved the Journal of the proceedings of Thursday, March 15, 2007.

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

39.3 COMMUNICATIONS

Executive and other communications, pursuant to clause 8, rule XII, were referred as follows:

- 877. A letter from the Director, Office of Sustainable Fisheries, NMFS, National Oceanic and Atmospheric Administration, transmitting the Administration's final rule — Atlantic Highly Migratory Species; Atlantic Bluefin Tuna Fisheries [I.D. 121206B] received February 28, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Natural Resources.
- 878. A letter from the Acting Director, Office of Sustainable Fisheries, NMFS, National Oceanic and Atmospheric Administration, transmitting the Administration's final rule — Fisheries of the Exclusive Economic Zone Off Alaska; Pollock in Statistical Area 630 of the Gulf of Alaska [Docket No. 060216044-6044-01; I.D. 013107A] received February 28, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Natural Resources.
- 879. A letter from the Acting Director, Office of Sustainable Fisheries, NMFS, National Oceanic and Atmospheric Administration, transmitting the Administration's final rule — Fisheries of the Caribbean, Gulf of Mexico, and South Atlantic; Coastal Migratory Pelagic Resources of the Gulf of Mexico and South Atlantic; Trip Limit Reduction [Docket No. 001005281-0369-02; I.D. 013107B] received February 28, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Natural Resources.
- 880. A letter from the Director, Office of Sustainable Fisheries, NMFS, National Oceanic and Atmospheric Administration, transmitting the Administration's final rule —

Fisheries of the Northeastern United States; Spiny Dogfish Fishery; Commercial Period 2 Quota Harvested [Docket No. 060418103-6181-02; I.D. 121306B] received February 28, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Natural Resources.

881. A letter from the Deputy Assistant Administrator for Regulatory Programs, NMFS, National Oceanic and Atmospheric Administration, transmitting the Administration's final rule — Magnuson-Stevens Act Provisions; Fisheries off West Coast States; Pacific Coast Groundfish Fishery; Biennial Specifications and Management Measures; Amendment 16-4; Pacific Coast Salmon Fishery [Docket No. 060824226-6322-02; I.D. 082806B] (RIN: 0648-AU57) received February 28, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Natural Resources.

882. A letter from the Director, Office of Sustainable Fisheries, NMFS, National Oceanic and Atmospheric Administration, transmitting the Administration's final rule — Fisheries of the Northeastern United States; Summer Flounder Fishery; Commercial Quota Harvested for New Jersey [Docket No. 051104293-5344-02; I.D. 111406C] received February 28, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Natural Resources.

883. A letter from the Assistant Administrator for Fisheries, NMFS, National Oceanic and Atmospheric Administration, transmitting the Administration's final rule — Fisheries of the Northeastern United States; Atlantic Bluefish Fisheries; 2007 Atlantic Bluefish Specifications; Quota Adjustment; 2007 Research Set-Aside Project [Docket No. 061109296-7009-02; I.D. 110606A] (RIN: 0648-AT67) received February 28, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Natural Resources.

¶39.4 COMMUNICATION FROM THE CLERK—MESSAGE FROM THE SENATE

The SPEAKER pro tempore, Mr. MCGOVERN, laid before the House a communication, which was read as follows:

OFFICE OF THE CLERK,  
HOUSE OF REPRESENTATIVES,  
Washington, DC, March 15, 2007.

Hon. NANCY PELOSI,  
*The Speaker, House of Representatives,*  
Washington, DC.

DEAR MADAM SPEAKER: Pursuant to the permission granted in Clause 2(h) of Rule II of the Rules of the U.S. House of Representatives, the Clerk received the following message from the Secretary of the Senate on March 5, 2007, at 5:45 p.m.:

That the Senate agreed to S. Con. Res. 20.  
With best wishes, I am,  
Sincerely,

LORRAINE C. MILLER,  
*Clerk of the House.*

¶39.5 COMMUNICATION FROM THE CLERK—MESSAGE FROM THE SENATE

The SPEAKER pro tempore, Mr. MCGOVERN, laid before the House a communication, which was read as follows:

OFFICE OF THE CLERK,  
HOUSE OF REPRESENTATIVES,  
Washington, DC, March 16, 2007.

Hon. NANCY PELOSI,  
*The Speaker, House of Representatives,*  
Washington, DC.

DEAR MADAM SPEAKER: Pursuant to the permission granted in Clause 2(h) of Rule II of the Rules of the U.S. House of Representatives, the Clerk received the following message from the Secretary of the Senate on March 16, 2007, at 10:45 a.m.:

That the Senate passed S. 494.

That the Senate passed S. 655.

That the Senate passed S. 377.

That the Senate passed S. 676.

With best wishes, I am,

Sincerely,

LORRAINE C. MILLER,  
*Clerk of the House.*

¶39.6 SENATE BILLS AND CONCURRENT RESOLUTION REFERRED

Bills of the Senate of the following titles were taken from the Speaker's table and, under the rule, referred as follows:

S. 377. An Act to establish a United States-Poland parliamentary youth exchange program, and for other purposes; to the Committee on Foreign Affairs.

S. 655. An Act to amend the Congressional Charter of The American National Red Cross to modernize its governance structure, to enhance the ability of the board of governors of The American National Red Cross to support the critical mission of The American National Red Cross in the 21st century, and for other purposes; to the Committee on Foreign Affairs.

S. 676. An Act to provide that the Executive Director of the Inter-American Development Bank or the Alternative Executive Director of the Inter-American Development Bank may serve on the Board of Directors of the Inter-American Foundation; to the Committee on Foreign Affairs.

S. Con. Res. 20. A concurrent resolution expressing the sense of Congress that no funds should be cut off or reduced for American troops in the field which would result in undermining their safety or their ability to complete their assigned missions; to the Committee on Armed Services

And then,

¶39.7 ADJOURNMENT

On motion of the SPEAKER pro tempore, Mr. MCGOVERN, by unanimous consent and pursuant to the special order of the House agreed to on Thursday, March 15, 2007, at 12 o'clock and 5 minutes p.m., declared the House adjourned until 12:30 p.m. on Monday, March 19, 2007.

¶39.8 REPORTS OF COMMITTEES ON PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XIII, reports of committees were delivered to the Clerk for printing and reference to the proper calendar, as follows:

Mr. FRANK: Committee on Financial Services. H.R. 1227. A bill to assist in the provision of affordable housing to low-income families affected by Hurricane Katrina; with an amendment (Rept. 110-51 Pt. 1). Referred to the Committee of the Whole House on the state of the Union. Ordered to be printed.

¶39.9 COMMITTEE DISCHARGED

Pursuant to clause 2 of rule XII, the Committees on Transportation and Infrastructure discharged from further consideration, H.R. 1227 referred to the Committee of the Whole House on the state of the Union, and ordered to be printed.

¶39.10 PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XII,

Mr. RENZI introduced a bill (H.R. 1558) to direct the Secretary of the Interior and the Secretary of Agriculture to jointly conduct a

study of certain land adjacent to the Walnut Canyon National Monument in the State of Arizona; which was referred to the Committee on Natural Resources.

¶39.11 ADDITIONAL SPONSORS

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

H.R. 579: Mr. LANGEVIN, Mr. MORAN of Virginia, Mr. MCCOTTER, and Mr. BACHUS.

H. Res. 169: Mr. JONES of North Carolina, Mr. MORAN of Kansas, Mr. SHULER, Mr. BOREN, Mr. KENNEDY, and Mr. WYNN.

MONDAY, MARCH 19, 2007 (40)

¶40.1 APPOINTMENT OF SPEAKER PRO TEMPORE

The House was called to order at 12:30 p.m. by the SPEAKER pro tempore, Ms. CORRINE BROWN of Florida, who laid before the House the following communication:

WASHINGTON, DC,  
March 19, 2007.

I hereby appoint the Honorable CORRINE BROWN to act as Speaker pro tempore on this day.

NANCY PELOSI,  
*Speaker of the House of Representatives.*

Whereupon, pursuant to the order of the House of January 4, 2007, Members were recognized for morning-hour debate.

¶40.2 RECESS—12:45 P.M.

The SPEAKER pro tempore, Ms. CORRINE BROWN of Florida, pursuant to clause 12(a) of rule I, declared the House in recess at 12 o'clock and 45 minutes p.m., until 2 p.m.

¶40.3 AFTER RECESS—2 P.M.

The SPEAKER pro tempore, Ms. WATSON, called the House to order.

¶40.4 APPROVAL OF THE JOURNAL

The SPEAKER pro tempore, Ms. WATSON, announced she had examined and approved the Journal of the proceedings of Friday, March 16, 2007.

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

¶40.5 COMMUNICATIONS

Executive and other communications, pursuant to clause 8, rule XII, were referred as follows:

884. A letter from the Secretary, Department of Defense, transmitting the report on Measuring Stability and Security in Iraq pursuant to Section 9010 of the Department of Defense Appropriations Act, 2006, Pub. L. 109-289; to the Committee on Foreign Affairs.

885. A letter from the Chief, Federal Duck Stamp Office, Department of the Interior, transmitting the Department's final rule — Revision of Migratory Bird Hunting and Conservation Stamp Contest Regulations (RIN: 1018-AU94) received February 27, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Natural Resources.

886. A letter from the Director, Office of Sustainable Fisheries, NMFS, National Oceanic and Atmospheric Administration, transmitting the Administration's final rule — Fisheries of the Northeastern United States; Atlantic Bluefish Fishery; Quota Transfers [Docket No. 051104293 5344-02; I.D. 121806B] received February 27, 2007, pursuant to 5 U.S.C.

801(a)(1)(A); to the Committee on Natural Resources.

887. A letter from the Director, Office of Sustainable Fisheries, NMFS, National Oceanic and Atmospheric Administration, transmitting the Administration's final rule — Fisheries of the Northeastern United States; Atlantic Bluefish Fishery Quota Transfers [Docket No. 051104293 5344-02; I.D. 121806B] received February 27, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Natural Resources.

888. A letter from the Director, Office of Sustainable Fisheries, NMFS, National Oceanic and Atmospheric Administration, transmitting the Administration's final rule — Fisheries of the Exclusive Economic Zone Off Alaska; Arrowtooth Flounder and Flathead Sole in the Bering Sea and Aleutian Islands Management Area [Docket No. 060216045-6045-01; I.D. 122006D] received February 27, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Natural Resources.

889. A letter from the Acting Director, Office of Sustainable Fisheries, NMFS, National Oceanic and Atmospheric Administration, transmitting the Administration's final rule — Fisheries of the Exclusive Economic Zone Off Alaska; Atka Mackerel in the Bering Sea and Aleutian Islands Management Area [Docket No. 060216045-6045-01; I.D. 02010F] received February 28, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Natural Resources.

890. A letter from the Director, Office of Sustainable Fisheries, NMFS, National Oceanic and Atmospheric Administration, transmitting the Administration's final rule — Fisheries of the Northeastern United States; Tilefish Fishery; Quota Harvested for Part-time Category [Docket No. 010319075-1217-02; I.D. 121806C] received February 27, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Natural Resources.

891. A letter from the Chairman, Defense Nuclear Facilities Safety Board, transmitting the Board's First Quarterly Report on the Status of Significant Unresolved Issues with the Department of Energy's Design and Construction Projects, pursuant to Public Law 109-702, section 3201; jointly to the Committees on Armed Services and Appropriations.

892. A letter from the Chairman, Christopher Columbus Fellowship Foundation, transmitting the FY 2006 Annual Report of the Christopher Columbus Fellowship Foundation, pursuant to Public Law 102-281, section 429(b) (106 Stat. 145); jointly to the Committees on Financial Services and Science and Technology.

893. A letter from the Chairman and Chief Executive Officer, Farm Credit Administration, transmitting a report on the proposed fiscal year 2008 budget; jointly to the Committees on Agriculture, Oversight and Government Reform, and Appropriations.

894. A letter from the Secretary, Department of Transportation, transmitting a copy of a draft bill entitled, "Federal Railroad Safety Accountability and Improvement Act"; jointly to the Committees on Transportation and Infrastructure, Oversight and Government Reform, Energy and Commerce, and the Judiciary.

895. A letter from the Secretary, Department of Transportation, transmitting a copy of a draft bill entitled, "The Next Generation Air Transportation System Financing Reform Act of 2007"; jointly to the Committees on Transportation and Infrastructure, Oversight and Government Reform, the Judiciary, Ways and Means, Science and Technology, and Natural Resources.

#### ¶40.6 COMMUNICATION REGARDING SUBPOENA

The SPEAKER pro tempore, Ms. WATSON, laid before the House the fol-

lowing communication from Luke Loeffler, Community Representative, office of the Honorable Rick Larsen of Washington:

OFFICE OF RICK LARSEN,  
HOUSE OF REPRESENTATIVES,  
Washington, DC, March 12, 2007.

Hon. NANCY PELOSI,  
Speaker, U.S. House of Representatives,  
Washington, DC.

DEAR MADAM SPEAKER: This is to notify you formally, pursuant to Rule VIII of the Rules of the House of Representatives, that I have been served with a subpoena, issued by the Municipal Court of the City of Bellingham, Whatcom County, Washington, for testimony in a criminal case.

After consultation with the Office of General Counsel, I have determined that compliance with the subpoena is consistent with the precedents and privileges of the House.

Sincerely,

LUKE LOEFFLER,  
Community Representative.

#### ¶40.7 COMMUNICATION REGARDING SUBPOENA

The SPEAKER pro tempore, Ms. WATSON, laid before the House the following communication from Mr. LARSEN of Washington:

HOUSE OF REPRESENTATIVES,  
Washington, DC, March 15, 2007.

Hon. NANCY PELOSI,  
Speaker, U.S. House of Representatives,  
Washington, DC.

DEAR MADAM SPEAKER: This is to notify you formally, pursuant to Rule VIII of the Rules of the House of Representatives, that I have received a subpoena, issued in the Municipal Court of the City of Bellingham, Whatcom County, Washington, for testimony in a criminal case.

I do not appear to have any relevant or material testimony to offer. Accordingly, after consultation with the Office of General Counsel, I have determined that compliance with the subpoenas is inconsistent with the precedents and privileges of the House.

Sincerely,

RICK LARSEN,  
Member of Congress.

#### ¶40.8 COMMUNICATION REGARDING SUBPOENA

The SPEAKER pro tempore, Ms. WATSON, laid before the House the following communication from Don Kellaher, Assistant Sergeant at Arms, office of the Sergeant at Arms:

OFFICE OF THE SERGEANT AT ARMS,  
U.S. HOUSE OF REPRESENTATIVES,  
Washington, DC, March 19, 2007.

Hon. NANCY PELOSI,  
Speaker, U.S. House of Representatives,  
Washington, DC.

DEAR MADAM SPEAKER: This is to formally notify you, pursuant to Rule VIII of the Rules of the House of Representatives, that I have been served with an administrative subpoena for testimony issued by the Office of Compliance of the U.S. House of Representatives.

After consulting with the Office of General Counsel, I will make the determinations required by House Rule VIII.

Sincerely,

DON KELLAHER,  
Assistant Sergeant at Arms.

#### ¶40.9 HOT SPRINGS NATIONAL PARK

Mr. GRIJALVA moved to suspend the rules and agree to the following resolution (H. Res. 138):

Whereas the concept in the United States of setting aside a nationally significant

place for the future enjoyment of its citizens was first implemented 175 years ago in Hot Springs, Arkansas, with the creation of the Hot Springs Reservation, which protected 47 area hot springs:

Whereas the Act that created the Hot Springs Reservation, entitled "An Act authorizing the governor of the territory of Arkansas to lease the salt springs, in said territory, and for other purposes", approved April 20, 1832 (4 Stat. 505), required that "the hot springs in said territory, together with four sections of land, including said springs, as near the centre thereof as may be, shall be reserved for the future disposal of the United States, and shall not be entered, located, or appropriated, for any other purpose whatever";

Whereas the Hot Springs Reservation was the first protected area in the Nation;

Whereas the Act creating the Hot Springs Reservation preceded both the establishment of the Department of the Interior in 1849 and the establishment of Yellowstone National Park as the first national park in 1872;

Whereas the Hot Springs Reservation was renamed Hot Springs National Park in 1921 and became America's 18th national park; and

Whereas the tradition of preservation and conservation that developed into the National Park System, which now includes 390 units, began with the Act that created the Hot Springs Reservation: Now, therefore, be it

Resolved, That on this 175th anniversary of the Act of Congress that created the Hot Springs Reservation, the House of Representatives recognizes the important contribution of the Hot Springs Reservation and Hot Springs National Park to the history of conservation in the United States.

The SPEAKER pro tempore, Ms. WATSON, recognized Mr. GRIJALVA and Mr. BISHOP of Utah, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and agree to said resolution?

The SPEAKER pro tempore, Ms. WATSON, announced that two-thirds of the Members present had voted in the affirmative.

Mr. GRIJALVA demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Ms. WATSON, pursuant to clause 8, rule XX, announced that further proceedings on the motion were postponed.

#### ¶40.10 WATER ENERGY RESOURCES

Mr. GRIJALVA moved to suspend the rules and pass the bill (H.R. 902) to facilitate the use of irrigation and other purposes of water produced in connection with development of energy resources.

The SPEAKER pro tempore, Ms. WATSON, recognized Mr. GRIJALVA and Mr. PEARCE, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and pass said bill?

The SPEAKER pro tempore, Ms. WATSON, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill was passed was, by unanimous consent, laid on the table.

*Ordered*, That the Clerk request the concurrence of the Senate in said bill.

¶40.11 TAUNTON, MASSACHUSETTS  
SPECIAL RESOURCES

Mr. GRIJALVA moved to suspend the rules and pass the bill (H.R. 1021) to direct the Secretary of the Interior to conduct a special resources study regarding the suitability and feasibility of designating certain historic buildings and areas in Taunton, Massachusetts, as a unit of the National Parks System, and for other purposes.

The SPEAKER pro tempore, Ms. WATSON, recognized Mr. GRIJALVA and Mr. BISHOP of Utah, each for 20 minutes.

After debate,

The question being put, *viva voce*,

Will the House suspend the rules and pass said bill?

The SPEAKER pro tempore, Ms. WATSON, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill was passed was, by unanimous consent, laid on the table.

*Ordered*, That the Clerk request the concurrence of the Senate in said bill.

¶40.12 NATURAL RESOURCE PROTECTION

Mr. GRIJALVA moved to suspend the rules and pass the bill (H.R. 658) to authorize the Secretary of the Interior to enter into cooperative agreements to protect natural resources of units of the National Park System through collaborative efforts on land inside and outside of units of the National Park System, and for other purposes.

The SPEAKER pro tempore, Ms. WATSON, recognized Mr. GRIJALVA and Mr. BISHOP of Utah, each for 20 minutes.

After debate,

The question being put, *viva voce*,

Will the House suspend the rules and pass said bill?

The SPEAKER pro tempore, Ms. WATSON, announced that two-thirds of the Members present had voted in the affirmative.

Mr. GRIJALVA demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Ms. WATSON, pursuant to clause 8, rule XX, announced that further proceedings on the motion were postponed.

¶40.13 WHITE ACRE AND GAMBEL OAK  
PROPERTIES

Mr. GRIJALVA moved to suspend the rules and pass the bill (H.R. 838) to provide for the conveyance of the Bureau of Land Management parcels known as the White Acre and Gambel Oak properties and related real property to Park City, Utah, and for other purposes.

The SPEAKER pro tempore, Ms. WATSON, recognized Mr. GRIJALVA and Mr. BISHOP of Utah, each for 20 minutes.

After debate,

The question being put, *viva voce*,

Will the House suspend the rules and pass said bill?

The SPEAKER pro tempore, Ms. WATSON, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill was passed was, by unanimous consent, laid on the table.

*Ordered*, That the Clerk request the concurrence of the Senate in said bill.

¶40.14 ARTHUR V. WATKINS DAM

Mr. GRIJALVA moved to suspend the rules and pass the bill (H.R. 839) to authorize the Secretary of the Interior to study the feasibility of enlarging the Arthur V. Watkins Dam Weber Basin Project, Utah, to provide additional water for the Weber Basin Project to fulfill the purposes for which that project was authorized.

The SPEAKER pro tempore, Ms. WATSON, recognized Mr. GRIJALVA and Mr. BISHOP of Utah, each for 20 minutes.

After debate,

The question being put, *viva voce*,

Will the House suspend the rules and pass said bill?

The SPEAKER pro tempore, Ms. WATSON, announced that two-thirds of the Members present had voted in the affirmative.

Mr. GRIJALVA demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Ms. WATSON, pursuant to clause 8, rule XX, announced that further proceedings on the motion were postponed.

¶40.15 JOHN H. PRESCOTT MARINE  
MAMMAL RESCUE ASSISTANCE

Mr. GRIJALVA moved to suspend the rules and pass the bill (H.R. 1006) to amend the provisions of law relating to the John H. Prescott Marine Mammal Rescue Assistance Grant Program, and for other purposes.

The SPEAKER pro tempore, Ms. WATSON, recognized Mr. GRIJALVA and Mr. BISHOP of Utah, each for 20 minutes.

After debate,

The question being put, *viva voce*,

Will the House suspend the rules and pass said bill?

The SPEAKER pro tempore, Ms. WATSON, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill was passed was, by unanimous consent, laid on the table.

*Ordered*, That the Clerk request the concurrence of the Senate in said bill.

¶40.16 ELLIS ISLAND LIBRARY

Mr. GRIJALVA moved to suspend the rules and pass the bill (H.R. 759) to redesignate the Ellis Island Library on the third floor of the Ellis Island Immigration Museum, located on Ellis Island in New York harbor, as the "Bob Hope Memorial Library".

The SPEAKER pro tempore, Ms. WATSON, recognized Mr. GRIJALVA and Mr. BISHOP of Utah, each for 20 minutes.

After debate,

The question being put, *viva voce*,

Will the House suspend the rules and pass said bill?

The SPEAKER pro tempore, Ms. WATSON, announced that two-thirds of the Members present had voted in the affirmative.

Mr. GRIJALVA demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Ms. WATSON, pursuant to clause 8, rule XX, announced that further proceedings on the motion were postponed until Tuesday, March 20, 2007.

¶40.17 RECESS—3:02 P.M.

The SPEAKER pro tempore, Ms. WATSON, pursuant to clause 12(a) of rule I, declared the House in recess at 3 o'clock and 2 minutes p.m., until approximately 6:30 p.m.

¶40.18 AFTER RECESS—6:30 P.M.

The SPEAKER pro tempore, Mr. BRALEY of Iowa, called the House to order.

¶40.19 H. RES. 138—UNFINISHED BUSINESS

The SPEAKER pro tempore, Mr. BRALEY of Iowa, pursuant to clause 8, rule XX, announced the unfinished business to be the motion to suspend the rules and agree to said resolution (H. Res. 138) recognizing the importance of Hot Springs National Park on its 175th anniversary.

The question being put,

Will the House suspend the rules and agree to said resolution?

The vote was taken by electronic device.

It was decided in the affirmative { Yeas ..... 399 Nays ..... 0

¶40.20 [Roll No. 157] YEAS—399

- Abercrombie Delahunt Kagen Ackerman DeLauro Kaptur Aderholt Dent Keller Akin Diaz-Balart, L. Kennedy Alexander Diaz-Balart, M. Kildee Allen Dicks Kilpatrick Altmire Dingell Kind Andrews Doggett King (IA) Arcuri Donnelly King (NY) Baca Doolittle Kingston Bachmann Doyle Kirk Bachus Drake Klein (FL) Baird Dreier Kline (MN) Baker Duncan Knollenberg Baldwin Edwards Kuhl (NY) Barrett (SC) Ehlers LaHood Barrow Ellison Lamborn Bartlett (MD) Ellsworth Lampson Barton (TX) Emanuel Langevin Bean Emerson Lantos Becerra Engel Larsen (WA) Berkley English (PA) Larson (CT) Berman Eshoo Latham Berry Etheridge La Tourette Biggett Everett Lee Bilbray Fallin Levin Bilirakis Farr Lewis (CA) Bishop (GA) Feeney Lewis (GA) Bishop (NY) Ferguson Lewis (KY) Bishop (UT) Filner Linder Blackburn Forbes Lipinski Blumenauer Fortenberry LoBiondo Blunt Foss Loebsock Boehner Frank (MA) Lofgren, Zoe Bonner Franks (AZ) Lucas Bono Frelinghuysen Lungren, Daniel Boozman Gallegly E. Boren Garrett (NJ) Lynch Boswell Gerlach Mack Boucher Giffords Mahoney (FL) Boustany Gillibrand Maloney (NY) Boyd (FL) Gillmor Manzullo Boyd (KS) Gingrey Marchant Braley (IA) Gohmert Markey Brown (SC) Gonzalez Marshall Brown, Corrine Goodlatte Matheson Brown-Waite, Ginny Gordon Matsui Granger Granger McCarthy (CA) Graves McCarthy (NY) Green, Al McCaul (TX) Green, Gene McCollum (MN) Butterfield Grijalva McCotter Buyer Hall (NY) McCreery Calvert Hall (TX) McDermott Camp (MI) Hare McGovern Cannon Harman McHenry Cantor Hastert McHugh Capito Hastings (FL) McIntyre Capps Hastings (WA) McKeon Capuano Hayes McMorris Cardoza Heller Rodgers Carnahan Hensarling McNerney Carney Herger McNulty Carter Hersheth Meek (FL) Castle Higgins Melancon Chabot Hill Mica Chandler Hinchey Michaud Clarke Hinojosa Millender Clay Hirono McDonald Cleaver Hobson Miller (FL) Clyburn Hodes Miller (MI) Coble Hoekstra Miller (NC) Cohen Holden Miller, Gary Cole (OK) Holt Miller, George Conyers Honda Mollohan Cooper Hooley Moore (KS) Costa Hoyer Moore (WI) Costello Hulshof Moran (KS) Courtney Hunter Moran (VA) Cramer Inglis (SC) Murphy (CT) Crenshaw Inslee Murphy, Patrick Crowley Israel Murphy, Tim Cuellar Issa Murtha Culberson Jackson (IL) Musgrave Cummings Jackson-Lee Myrick Davis (AL) (TX) Nadler Davis (CA) Jefferson Neal (MA) Davis (KY) Jindal Neugebauer Davis, David Johnson (GA) Nunes Davis, Lincoln Johnson, E. B. Oberstar Davis, Tom Johnson, Sam Obey Deal (GA) Jones (NC) Oliver DeFazio Jones (OH) Ortiz DeGette Jordan Pallone

- Pascarell Salazar Thompson (CA) Pastor Sali Thompson (MS) Paul Sanchez, Linda Thornberry Payne T. Tiahrt Pearce Sarbanes Tiberi Perlmutter Saxton Tierney Peterson (MN) Schakowsky Towns Peterson (PA) Schiff Turner Petri Schmidt Udall (CO) Pickering Schwartz Udall (NM) Pitts Scott (GA) Upton Platts Scott (VA) Van Hollen Poe Serrano Velazquez Pomeroy Sestak Visclosky Price (GA) Shays Walberg Price (NC) Sherman Walden (OR) Putnam Shimkus Walsh (NY) Radanovich Shuler Walsh (MN) Rahall Shuster Walz (MN) Ramstad Simpson Wasserman Rangel Sires Schultz Sires Skelton Waters Rehberg Slaughter Watson Watt Reichert Smith (NE) Waxman Renzi Smith (NJ) Welch (VT) Reyes Smith (TX) Weldon (FL) Reynolds Smith (WA) Weller Rodriguez Snyder Westmoreland Rogers (AL) Solis Wexler Rogers (KY) Souder Whitfield Rogers (MI) Space Wicker Rohrabacher Spratt Wick Wilson (NM) Roskam Stark Wynn Stearns Stupak Wolf Ross Rothman Sullivan Wolf Roybal-Allard Sutton Woolsey Wu Tancredo Tanner Wynn Ruppertsberger Tauscher Yarmuth Ryan (OH) Tauscher Young (AK) Ryan (WI) Taylor Young (AK)

NOT VOTING—34

- Brady (PA) Gilchrest Pryce (OH) Brady (TX) Goode Rush Buchanan Gutierrez Sanchez, Loretta Carson Johnson (IL) Sensenbrenner Castor Kanjorski Sessions Conaway Kucinich Shadegg Cubin Lowey Terry Davis (IL) Meehan Wamp Davis, Jo Ann Meeks (NY) Weiner Fattah Mitchell Young (FL) Fossella Pence

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said resolution was agreed to.

A motion to reconsider the vote whereby the rules were suspended and said resolution was agreed to was, by unanimous consent, laid on the table.

¶40.21 MOMENT OF SILENCE IN MEMORY OF ARMED SERVICES LIVES LOST IN IRAQ

The SPEAKER announced that all Members stand and observe a moment of silence in memory of United States Armed Service Members lives lost in Iraq.

¶40.22 H.R. 658—UNFINISHED BUSINESS

The SPEAKER, pursuant to clause 8, rule XX, announced the further unfinished business to be the motion to suspend the rules and pass the bill (H.R. 658) to authorize the Secretary of the Interior to enter into cooperative agreements to protect natural resources of units of the National Park System through collaborative efforts on land inside and outside of units of the National Park System, and for other purposes.

The question being put, Will the House suspend the rules and pass said bill?

The vote was taken by electronic device.

It was decided in the affirmative { Yeas ..... 390 Nays ..... 10

¶40.23 [Roll No. 158] YEAS—390

- Abercrombie Delahunt Jordan Ackerman DeLauro Kagen Aderholt Dent Kaptur Akin Diaz-Balart, L. Keller Alexander Diaz-Balart, M. Kennedy Allen Dicks Kildee Altmire Dingell Kilpatrick Andrews Doggett Kind Arcuri Donnelly King (IA) Baca Doolittle King (NY) Bachmann Doyle Kirk Bachus Drake Klein (FL) Baird Dreier Kline (MN) Baker Duncan Knollenberg Baldwin Edwards Kuhl (NY) Barrett (SC) Ehlers LaHood Barrow Ellison Lamborn Barton (TX) Ellsworth Lampson Bean Emanuel Langevin Becerra Emerson Lantos Berkley Engel Larsen (WA) Berman English (PA) Larson (CT) Berry Eshoo Latham Biggett Etheridge La Tourette Bilbray Everett Lee Bilirakis Fallin Levin Bishop (GA) Farr Lewis (CA) Bishop (NY) Feeney Lewis (GA) Bishop (UT) Ferguson Lewis (KY) Blackburn Filner Linder Blumenauer Forbes Lipinski Blunt Fortenberry LoBiondo Boehner Foss Loebsock Bonner Frank (MA) Lofgren, Zoe Bono Frelinghuysen Lucas Boozman Gallegly Lungren, Daniel Boren Garrett (NJ) E. Boswell Gerlach Lynch Boucher Giffords Mack Boustany Gillibrand Mahoney (FL) Boyd (FL) Gillmor Maloney (NY) Boyd (KS) Gohmert Manzullo Braley (IA) Gonzalez Marchant Brown (SC) Goodlatte Markey Brown, Corrine Gordon Marshall Brown-Waite, Ginny Granger Granger Matheson Graves McCarthy (CA) Green, Al McCaul (TX) Green, Gene McCollum (MN) Butterfield Grijalva McCotter Buyer Hall (NY) McCreery Calvert Hall (TX) McDermott Camp (MI) Hare McGovern Cannon Harman McHenry Cantor Hastert McHugh Capito Hastings (FL) McIntyre Capps Hastings (WA) McKeon Capuano Hayes McMorris Cardoza Heller Rodgers Carnahan Hensarling McNerney Carney Herger McNulty Carter Hersheth Meek (FL) Castle Higgins Melancon Chabot Hill Mica Chandler Hinchey Michaud Clarke Hinojosa Millender Clay Hirono McDonald Cleaver Hobson Miller (FL) Clyburn Hodes Miller (MI) Coble Hoekstra Miller (NC) Cohen Holden Miller, Gary Cole (OK) Holt Miller, George Conyers Honda Mollohan Cooper Hooley Moore (KS) Costa Hoyer Moore (WI) Costello Hulshof Moran (KS) Courtney Hunter Moran (VA) Cramer Inglis (SC) Murphy (CT) Crenshaw Inslee Murphy, Patrick Crowley Israel Murphy, Tim Cuellar Issa Murtha Culberson Jackson (IL) Musgrave Cummings Jackson-Lee Myrick Davis (AL) (TX) Nadler Davis (CA) Jefferson Neal (MA) Davis (KY) Jindal Neugebauer Davis, David Johnson (GA) Nunes Davis, Lincoln Johnson, E. B. Oberstar Davis, Tom Johnson, Sam Obey Deal (GA) Jones (NC) Oliver DeFazio Jones (OH) Ortiz DeGette Jones (OH) Obey

Oliver Ryan (OH) Taylor  
 Ortiz Ryan (WI) Thompson (CA)  
 Pallone Salazar Thompson (MS)  
 Pascrell Sánchez, Linda  
 Pastor T.  
 Payne Sarbanes  
 Pearce Saxton  
 Perlmutter Schakowsky  
 Peterson (MN) Schiff  
 Peterson (PA) Schmidt  
 Petri Schwartz  
 Pickering Scott (GA)  
 Pitts Scott (VA)  
 Platts Serrano  
 Poe Sestak  
 Pomeroy Shays  
 Porter Shea-Porter  
 Price (GA) Sherman  
 Price (NC) Shimkus  
 Putnam Shuler  
 Radanovich Shuster  
 Rahall Simpson  
 Ramstad Sires  
 Rangel Skelton  
 Regula Slaughter  
 Rehberg Smith (NE)  
 Reichert Smith (NJ)  
 Renzi Smith (TX)  
 Reyes Smith (WA)  
 Reynolds Snyder  
 Rodriguez Solis  
 Rogers (AL) Souder  
 Rogers (KY) Space  
 Rogers (MI) Spratt  
 Rohrabacher Stark  
 Ros-Lehtinen Stearns  
 Roskam Stupak  
 Ross Sullivan  
 Rothman Sutton  
 Roybal-Allard Tancredo  
 Royce Tanner  
 Ruppersberger Tauscher

NAYS—10

Bartlett (MD) Franks (AZ)  
 Campbell (CA) Gingrey  
 Cantor Kingston  
 Deal (GA) Paul

NOT VOTING—33

Brady (PA) Gilchrest Pence  
 Brady (TX) Goode Pryce (OH)  
 Buchanan Gutierrez Rush  
 Carson Johnson (IL) Sanchez, Loretta  
 Castor Kanjorski Sensenbrenner  
 Cubin Kucinich Sessions  
 Davis (IL) Lowey Shadegg  
 Davis, Jo Ann Meehan Terry  
 Fattah Meeks (NY) Wamp  
 Flake Mitchell Weiner  
 Fossella Napolitano Young (FL)

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said bill.

¶40.24 H.R. 839—UNFINISHED BUSINESS

The SPEAKER pro tempore, Mr. BRALEY of Iowa, pursuant to clause 8, rule XX, announced the further unfinished business to be the motion to suspend the rules and pass the bill (H.R. 839) to authorize the Secretary of the Interior to study the feasibility of enlarging the Arthur V. Watkins Dam Weber Basin Project, Utah, to provide additional water for the Weber Basin Project to fulfill the purposes for which that project was authorize.

The question being put,

Will the House suspend the rules and pass said bill?

The vote was taken by electronic device.

It was decided in the affirmative { Yeas ..... 394  
 Nays ..... 1

¶40.25 [Roll No. 159]

YEAS—394

Abercrombie DeLauro Kennedy  
 Ackerman Dent Kildee  
 Aderholt Diaz-Balart, L. Kilpatrick  
 Akin Diaz-Balart, M. Kind  
 Alexander Dicks King (IA)  
 Allen Dingell King (NY)  
 Altmire Doggett Kingston  
 Andrews Donnelly Kirk  
 Arcuri Doolittle Klein (FL)  
 Baca Doyle Kline (MN)  
 Bachmann Drake Knollenberg  
 Bachus Dreier Kuhl (NY)  
 Baird Edwards LaHood  
 Baker Ehlers Lamborn  
 Baldwin Ellison Lampson  
 Barrett (SC) Ellsworth Langevin  
 Barrow Emanuel Lantos  
 Bartlett (MD) Emerson Larsen (WA)  
 Barton (TX) Engel Larson (CT)  
 Bean English (PA) Latham  
 Becerra Eshoo LaTourette  
 Berkley Etheridge Lee  
 Berry Everett Levin  
 Berrigan Fallin Lewis (CA)  
 Biggart Farr Lewis (GA)  
 Bilbray Feeney Lewis (KY)  
 Bilirakis Ferguson Linder  
 Bishop (GA) Filner Lipinski  
 Bishop (NY) Forbes LoBiondo  
 Bishop (UT) Fortenberry Loeb sack  
 Blackburn Foxx Lotgren, Zoe  
 Blumenauer Frank (MA) Lucas  
 Blunt Franks (AZ) Lungren, Daniel  
 Boehner Frelinghuysen E.  
 Bonner Gallegly Lynch  
 Bono Garrett (NJ) Mack  
 Boozman Gerlach Mahoney (FL)  
 Boren Giffords Maloney (NY)  
 Boswell Gillibrand Manzullo  
 Boucher Gingrey Marchant  
 Boustany Gohmert Markey  
 Boyd (FL) Gonzalez Marshall  
 Boyda (KS) Goodlatte Matheson  
 Braley (IA) Gordon Matsui  
 Brown (SC) Granger McCarthy (CA)  
 Brown, Corrine Graves McCarthy (NY)  
 Brown-Waite, Green, Al McCaul (TX)  
 Ginny Green, Gene McCollum (MN)  
 Burgess Grijalva McCotter  
 Burton (IN) Hall (NY) McCreery  
 Butterfield Hall (TX) McDermott  
 Buyer Hare McGovern  
 Calvert Harman McHenry  
 Camp (MI) Hastert McHugh  
 Campbell (CA) Hastings (FL) McIntyre  
 Cannon Hastings (WA) McKeon  
 Cantor Hayes McMorris  
 Capito Heller Rodgers  
 Capps Hensarling McNerney  
 Capuano Herger McNulty  
 Cardoza Herseth Meek (FL)  
 Carnahan Higgins Melancon  
 Carney Hill Mica  
 Carter Hinchey Michaud  
 Castle Hinojosa Millender  
 Chabot Hirono McDonald  
 Chandler Hobson Miller (FL)  
 Clarke Hodes Miller (MI)  
 Clay Hoekstra Miller (NC)  
 Clyburn Holden Miller, Gary  
 Coble Holt Miller, George  
 Cohen Honda Mollohan  
 Cole (OK) Hooley Moore (KS)  
 Conaway Hoyer Moore (WI)  
 Conyers Hulshof Moran (KS)  
 Cooper Hunter Moran (VA)  
 Costa Inglis (SC) Murphy (CT)  
 Costello Inslee Murphy, Patrick  
 Courtney Israel  
 Cramer Issa Murphy, Tim  
 Crenshaw Jackson (IL) Murtha  
 Crowley Jackson-Lee Musgrave  
 Culberson (TX) Myrick  
 Cummings Jefferson Nadler  
 Davis (AL) Jindal Neugebauer  
 Davis (CA) Johnson (GA) Nunes  
 Davis (KY) Johnson, E. B. Oberstar  
 Davis, David Johnson, Sam  
 Davis, Lincoln Jones (NC)  
 Davis, Tom Jones (OH)  
 Deal (GA) Jordan  
 DeFazio Kagen  
 DeGette Kaptur  
 Delahunt Keller

Pearce Sánchez, Linda Thompson (CA)  
 Perlmutter T. Thompson (MS)  
 Peterson (MN) Sarbanes Thornberry  
 Peterson (PA) Saxton Tiahrt  
 Petri Schakowsky Tiberi  
 Pickering Schiff Tierney  
 Pitts Schmidt Turner  
 Platts Schwartz Udall (CO)  
 Poe Scott (GA) Udall (NM)  
 Pomeroy Scott (VA) Upton  
 Porter Serrano Van Hollen  
 Price (GA) Sestak Velázquez  
 Price (NC) Shays Visclosky  
 Putnam Shea-Porter Walberg  
 Radanovich Sherman Walden (OR)  
 Rahall Shimkus Walsh (NY)  
 Ramstad Shuler Walz (MN)  
 Rangel Shuster Wasserman  
 Regula Simpson Schultz  
 Rehberg Sires Waters  
 Reichert Skelton Watson  
 Renzi Slaughter Watt  
 Reyes Smith (NE) Waxman  
 Reynolds Smith (NJ) Welch (VT)  
 Rodriguez Smith (TX) Weldon (FL)  
 Rogers (AL) Smith (WA) Weller  
 Rogers (KY) Snyder Westmoreland  
 Rogers (MI) Solis Wexler  
 Rogers (MI) Lee Souder  
 Rohrabacher Ros-Lehtinen Space  
 Roskam Roskam Spratt  
 Ross Ross Stark  
 Rothman Stearns  
 Roybal-Allard Stupak  
 Royce Sullivan Wolf  
 Ruppersberger Sutton Woolsey  
 Sali Ryan (OH) Wu  
 Taylor Tanner Wynn  
 Tauscher Tauscher Yarmuth  
 Young (AK) Young (AK)

NAYS—1

Paul  
 NOT VOTING—38

Brady (PA) Fossella Pence  
 Brady (TX) Gilchrest Pryce (OH)  
 Buchanan Gillmor Rush  
 Carson Goode Sanchez, Loretta  
 Castor Gutierrez Sensenbrenner  
 Cleaver Johnson (IL) Sessions  
 Cubin Kanjorski Shadegg  
 Cuellar Kucinich Terry  
 Davis (IL) Lowey Towns  
 Davis, Jo Ann Meehan Wamp  
 Duncan Meeks (NY) Weiner  
 Fattah Mitchell Young (FL)  
 Flake Napolitano

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said bill.

¶40.26 COMMITTEE ELECTION—MAJORITY

Mr. HODES, by direction of the Democratic Caucus, submitted the following privileged resolution (H. Res. 253):

Resolved, That the following named Member be, and is hereby, elected to the following standing committee of the House of Representatives:

(1) COMMITTEE ON THE BUDGET.—Ms. Moore of Wisconsin.

When said resolution was considered and agreed to.

A motion to reconsider the vote whereby said resolution was agreed to was, by unanimous consent, laid on the table.

¶40.27 MESSAGE FROM THE SENATE

A message from the Senate by Ms. Curtis, one of its clerks, announced that the Senate has passed without



amendment a concurrent resolution of the House of the following title:

H. Con. Res. 20. A concurrent resolution calling on the Government of the United Kingdom to immediately establish a full, independent, and public judicial inquiry into the murder of Northern Ireland defense attorney Patrick Finucane, as recommended by Judge Peter Cory as part of the Weston Park Agreement, in order to move forward on the Northern Ireland peace process.

The message also announced that the Senate has passed a joint resolution and a concurrent resolution of the following titles in which the concurrence of the House is requested:

S.J. Res. 5. A joint resolution proclaiming Casimir Pulaski to be an honorary citizen of the United States posthumously.

S. Con. Res. 14. A concurrent resolution commemorating the 85th anniversary of the founding of the American Hellenic Educational Progressive Association, a leading association for the 1,300,000 United States citizens of Greek ancestry and Philhellenes in the United States.

#### ¶40.28 PROVIDING FOR CONSIDERATION OF H.R. 1227

Mr. MCGOVERN, by direction of the Committee on Rules, reported (Rept. No. 110-53) the resolution (H. Res. 254) providing for consideration of the bill (H.R. 1227) to assist in the provision of affordable housing to low-income families affected by Hurricane Katrina.

When said resolution and report were referred to the House Calendar and ordered printed.

#### ¶40.29 SENATE JOINT RESOLUTION AND CONCURRENT RESOLUTION REFERRED

A joint resolution and a concurrent resolution of the Senate of the following titles were taken from the Speaker's table and, under the rule, referred as follows:

S.J. Res. 5. A joint resolution proclaiming Casimir Pulaski to be an honorary citizen of the United States posthumously; to the Committee on the judiciary.

S. Con. Res. 14. A concurrent resolution commemorating the 85th anniversary of the founding of the American Hellenic Educational Progressive Association, a leading association for the 1,300,000 United States citizens of Greek ancestry and Philhellenes in the United States; to the Committee on Oversight and Government Reform.

#### ¶40.30 BILL PRESENTED TO THE PRESIDENT

Lorraine C. Miller, Clerk of the House reported that on March 16, 2007, she presented to the President of the United States, for his approval, the following bills.

H.R. 1129. An Act to provide for the construction, operation, and maintenance of an arterial road in St. Louis County, Missouri.

#### ¶40.31 LEAVE OF ABSENCE

By unanimous consent, leave of absence was granted—

To Mr. DAVIS of Illinois, for today;  
To Mr. KANJORSKI, for the week of March 19; and  
To Mr. SENSENBRENNER, for today.

And then,

#### ¶40.32 ADJOURNMENT

On motion of Mr. ROHRBACHER, at 11 o'clock and 15 minutes p.m., the House adjourned.

#### ¶40.33 REPORTS OF COMMITTEES ON PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XIII, reports of committees were delivered to the Clerk for printing and reference to the proper calendar, as follows:

Mr. WAXMAN: Committee on Oversight and Government Reform. H.R. 1433. A bill to provide for the treatment of the District of Columbia as a Congressional district for purposes of representation in the House of Representatives, and for other purposes; with an amendment (Rept. 110-52 Pt. 1). Ordered to be printed.

Mr. WELCH: Committee on Rules. House Resolution 254. Resolution providing for consideration of the bill (H.R. 1227) to assist in the provision of affordable housing to low-income families affected by Hurricane Katrina (Rept. 110-53). Referred to the House Calendar.

#### ¶40.34 PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XII, public bills and resolutions were introduced and severally referred, as follows:

By Mr. CULBERSON (for himself, Mr. BARTLETT of Maryland, Mr. GARRETT of New Jersey, Mr. SENSENBRENNER, and Mr. WILSON of South Carolina):

H.R. 1559. A bill to amend the Internal Revenue Code of 1986 to exclude from income taxation all compensation received for active service as a member of the Armed Forces of the United States; to the Committee on Ways and Means.

By Mr. MARKEY (for himself and Mr. SMITH of New Jersey):

H.R. 1560. A bill to amend the Public Health Service Act to fund breakthroughs in Alzheimer's disease research while providing more help to caregivers and increasing public education about prevention; to the Committee on Energy and Commerce.

By Mr. WAXMAN (for himself and Mr. MARKEY):

H.R. 1561. A bill to amend the Public Health Service Act and the Federal Food, Drug, and Cosmetic Act to improve drug safety and oversight, and for other purposes; to the Committee on Energy and Commerce.

By Mr. RANGEL (for himself, Mr. MCCRERY, and Mr. LEWIS of Georgia):

H.R. 1562. A bill to amend the Internal Revenue Code of 1986 to extend and expand certain rules with respect to housing in the GO Zones; to the Committee on Ways and Means.

By Mr. BARROW:

H.R. 1563. A bill to amend part C of title XVIII of the Social Security Act to provide for a minimum payment rate by Medicare Advantage organizations for services furnished by a critical access hospital and a rural health clinic under the Medicare Program; to the Committee on Ways and Means, and in addition to the Committee on Energy and Commerce, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. BISHOP of New York (for himself, Mr. HINCHEY, Mr. BAIRD, Mr. PAYNE, Ms. SHEA-PORTER, and Mr. COURTNEY):

H.R. 1564. A bill to amend the Federal Water Pollution Control Act to provide additional protection to estuaries of national significance; to the Committee on Transportation and Infrastructure.

By Mr. CAPUANO:

H.R. 1565. A bill to amend the Federal Election Campaign Act of 1971 to prohibit the conversion of leadership PAC funds to personal use; to the Committee on House Administration.

By Mr. CONYERS (for himself, Ms. KILPATRICK, Mr. GRIJALVA, Ms. JACKSON-LEE of Texas, Mr. KILDEE, Mrs. CHRISTENSEN, Mr. PAYNE, Mr. WATT, Mr. FATTAH, Mr. JOHNSON of Georgia, Mr. STUPAK, Mr. RUSH, Mr. RANGEL, Mr. KUCNICH, Mr. LEVIN, Ms. CARSON, Mr. ELLISON, Mr. AL GREEN of Texas, Ms. WATSON, Ms. WATERS, Mr. JEFFERSON, Mr. CLEAVER, Mr. TOWNS, Mr. MEEK of Florida, Mr. DELAHUNT, Ms. CORRINE BROWN of Florida, Mr. COHEN, Mr. MORAN of Virginia, Mr. BERMAN, Ms. BERKLEY, Mr. MCCOTTER, and Mr. FRANK of Massachusetts):

H.R. 1566. A bill to award a Congressional Gold Medal to Stevie Wonder, in recognition of his ground-breaking musical achievements, activism, and contributions to the music industry; to the Committee on Financial Services.

By Mr. ENGEL (for himself, Mrs. WILSON of New Mexico, Mr. SMITH of Washington, and Mr. PAYNE):

H.R. 1567. A bill to amend the Foreign Assistance Act of 1961 to provide increased assistance for the prevention, treatment, and control of tuberculosis, and for other purposes; to the Committee on Foreign Affairs, and in addition to the Committee on Energy and Commerce, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. KNOLLENBERG:

H.R. 1568. A bill to establish the Henry Ford Scholarship program to provide scholarships to high-achieving students to pursue undergraduate degrees in mathematics, science, engineering, and health-related fields; to the Committee on Education and Labor.

By Mr. MCHUGH:

H.R. 1569. A bill to amend the Internal Revenue Code of 1986 to suspend the excise tax on highway motor fuels when average United States retail gasoline prices exceed \$2.75 per gallon; to the Committee on Ways and Means.

By Mr. MICA:

H.R. 1570. A bill to provide compensation for certain World War II veterans who survived the Bataan Death March and were held as prisoners of war by the Japanese; to the Committee on Armed Services.

By Mr. TIM MURPHY of Pennsylvania (for himself and Mrs. NAPOLITANO):

H.R. 1571. A bill to amend title XVIII of the Social Security Act to eliminate discriminatory copayment rates for outpatient psychiatric services under the Medicare Program; to the Committee on Energy and Commerce, and in addition to the Committee on Ways and Means, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Ms. NORTON:

H.R. 1572. A bill to amend title 5, United States Code, to eliminate the discriminatory treatment of the District of Columbia under the provisions of law commonly referred to as the "Hatch Act"; to the Committee on Oversight and Government Reform.

By Mr. SIMPSON (for himself and Mr. INSLEE):

H.R. 1573. A bill to modify the boundary of the Minidoka Internment National Monument, to establish the Minidoka National Historic Site, to authorize the Secretary of

the Interior to convey certain land and improvements of the Gooding Division of the Minidoka Project, Idaho, and for other purposes; to the Committee on Natural Resources.

By Mr. SMITH of New Jersey:

H.R. 1574. A bill to amend the Homeland Security Act of 2002 to preserve State authority to ensure the security of chemical facilities; to the Committee on Energy and Commerce.

By Mr. STUPAK (for himself and Mr. KILDEE):

H.R. 1575. A bill to reaffirm and clarify the Federal relationship of the Burt Lake Band as a distinct federally recognized Indian Tribe, and for other purposes; to the Committee on Natural Resources.

By Mr. THOMPSON of California (for himself, Mr. CAMP of Michigan, Mr. KIND, Mr. McDERMOTT, Mr. CANTOR, Mr. BLUMENAUER, Mr. LEWIS of Georgia, Mr. CHANDLER, Mr. SAXTON, Mr. GERLACH, Mr. MURPHY of Connecticut, Mr. FORTENBERRY, Mrs. TAUSCHER, Mr. ISSA, Mr. BARTLETT of Maryland, Mr. RADANOVICH, Mr. GILCHREST, Mr. KUHL of New York, Mr. PATRICK MURPHY of Pennsylvania, Mr. ISRAEL, Mr. CARDOZA, Mr. EHLERS, Mr. BISHOP of New Jersey, and Mr. GARRETT of New Jersey):

H.R. 1576. A bill to amend the Internal Revenue Code of 1986 to make permanent the special rule for contributions of qualified conservation contributions; to the Committee on Ways and Means.

By Mr. HODES

H. Res. 253. A resolution electing a Member to a certain standing committee of the House of Representatives; considered and agreed to.

By Mr. TOWNS (for himself, Mr. HASTINGS of Florida, Ms. CORRINE BROWN of Florida, Mr. MEEK of Florida, Mr. BOYD of Florida, and Mr. AL GREEN of Texas):

H. Res. 255. A resolution congratulating the Florida A&M University "Marching 100" Band for all of its accomplishments, including its performance in the Super Bowl XLI halftime show; to the Committee on Education and Labor.

#### 40.35 ADDITIONAL SPONSORS

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

H.R. 23: Mr. SHULER, Mr. LARSON of Connecticut, Mr. ROGERS of Alabama, Mr. McNERNEY, Ms. SCHAKOWSKY, and Mr. COURTNEY.

H.R. 39: Ms. WASSERMAN SCHULTZ and Mrs. LOWEY.

H.R. 82: Mr. HELLER, Mr. KAGEN, Mr. MARKEY, Mr. RUSH, and Mr. SPACE.

H.R. 140: Mr. DELAHUNT.

H.R. 146: Mr. ORTIZ.

H.R. 172: Ms. SCHAKOWSKY.

H.R. 196: Mrs. MUSGRAVE.

H.R. 197: Mrs. BOYDA of Kansas, Mrs. MUSGRAVE, Mr. SIMPSON, and Mr. OBERSTAR.

H.R. 201: Mr. PALLONE.

H.R. 255: Mr. ENGLISH of Pennsylvania.

H.R. 271: Ms. ROS-LEHTINEN.

H.R. 303: Mr. LINCOLN DAVIS of Tennessee and Mr. CALVERT.

H.R. 327: Mrs. CAPITO, Mrs. McMORRIS RODGERS, Mr. WU, Mr. BOOZMAN, Mr. SPACE, Mr. MITCHELL, Mr. BUYER, Mr. STEARNS, Mr. MILLER of Florida, Mr. LAMBORN, Mr. BILIRAKIS, Mr. BUCHANAN, Mr. McNERNEY, and Mr. TIM MURPHY of Pennsylvania.

H.R. 423: Ms. ROS-LEHTINEN.

H.R. 493: Mr. GONZALEZ, Mr. COOPER, and Mr. BUTTERFIELD.

H.R. 526: Mr. CLAY.

H.R. 545: Mrs. CUBIN.

H.R. 551: Mr. GALLEGLEY.

H.R. 553: Mr. WILSON of Ohio.

H.R. 583: Mr. FARR, Mr. HINCHEY, and Ms. ZOE LOFGREN of California.

H.R. 592: Mr. MOORE of Kansas, Mr. SIRES, and Mr. NEAL of Massachusetts.

H.R. 606: Mr. GARRETT of New Jersey.

H.R. 612: Mr. HARE and Mr. MILLER of Florida.

H.R. 634: Mrs. JO ANN DAVIS of Virginia and Mr. McCAUL of Texas.

H.R. 643: Mrs. NAPOLITANO.

H.R. 658: Mrs. McMORRIS RODGERS, Mrs. CUBIN, Mr. KIRK, and Mr. HELLER.

H.R. 661: Mr. WAXMAN and Mr. LANTOS.

H.R. 695: Mr. MEEKS of New York.

H.R. 734: Mr. KIND and Mr. MOORE of Kansas.

H.R. 748: Mrs. CAPPAS, Mr. ALTMIRE, and Ms. KAPTUR.

H.R. 760: Mr. WOLF and Mr. McNERNEY.

H.R. 790: Mr. REHBERG.

H.R. 797: Ms. MOORE of Wisconsin, Mr. HARE, Mr. BUYER, Mr. STEARNS, Mr. LAMBORN, Mr. BUCHANAN, Mr. McNERNEY, and Mr. ORTIZ.

H.R. 840: Mr. BISHOP of New York, Mrs. NAPOLITANO, Mr. HOLT, Mr. HINCHEY, Mr. HONDA, Ms. BERKLEY, and Mrs. JONES of Ohio.

H.R. 854: Mr. KLEIN of Florida.

H.R. 947: Mr. PAYNE.

H.R. 969: Mr. JOHNSON of Georgia, Ms. SHEA-PORTER, Mr. HINCHEY, Mr. BLUMENAUER, Mr. BRADY of Pennsylvania, Mr. BERMAN, Mr. WYNN, Mr. GILCHREST, Mr. EHLERS, Mr. LANGEVIN, Ms. ZOE LOFGREN of California, Ms. BERKLEY, Mr. HASTINGS of Florida, Mr. SMITH of Washington, Mr. KIRK, Mr. ALLEN, and Mr. ROTHMAN.

H.R. 970: Mr. GORDON and Ms. ESHOO.

H.R. 971: Mr. HAYES, Mr. ABERCROMBIE, Mr. FARR, Mr. CONYERS, Mr. TOWNS, Mr. BARRETT of South Carolina, Mr. SPRATT, Ms. CASTOR, and Ms. HERSETH.

H.R. 1034: Ms. CARSON.

H.R. 1043: Mr. HINCHEY and Mrs. BOYDA of Kansas.

H.R. 1073: Mr. KENNEDY, Mr. MORAN of Virginia, Mr. LEWIS of Kentucky, Mr. BLUMENAUER, Mr. UDALL of Colorado, Mr. McNERNEY, Mr. RANGEL, and Mrs. LOWEY.

H.R. 1076: Mr. WALZ of Minnesota and Mr. RAMSTAD.

H.R. 1091: Mr. MARIO DIAZ-BALART of Florida.

H.R. 1108: Mr. UDALL of New Mexico.

H.R. 1119: Mr. McCOTTER and Mr. ISRAEL.

H.R. 1125: Mr. CONYERS, Mr. RANGEL, Mr. MILLER of Florida, Mr. DEAL of Georgia, Mr. BRADY of Texas, and Mr. BARTLETT of Maryland.

H.R. 1134: Mr. BOUCHER.

H.R. 1144: Ms. LINDA T. SANCHEZ of California.

H.R. 1147: Mr. ENGLISH of Pennsylvania.

H.R. 1148: Mr. MCGOVERN and Mr. CLAY.

H.R. 1153: Mr. SMITH of Texas.

H.R. 1222: Mr. ALLEN, Ms. BERKLEY, Ms. BORDALLO, Mr. BRADY of Pennsylvania, Mr. CALVERT, Mr. CUMMINGS, Mr. DAVID DAVIS of Tennessee, Mr. DEFazio, Mr. DELAHUNT, Mr. FARR, Mr. FILNER, Mr. GENE GREEN of Texas, Mr. GUTIERREZ, Mr. HALL of New York, Ms. HOOLEY, Ms. JACKSON-LEE of Texas, Mr. JOHNSON of Georgia, Mr. KILDEE, Ms. KILPATRICK, Mr. KIND, Mr. LAMPSON, Mr. LARSEN of Washington, Mr. LYNCH, Ms. MATSUI, Mrs. MCCARTHY of New York, Mr. MCGOVERN, Mr. McINTYRE, Mr. MOORE of Kansas, Mr. OLVER, Mr. ORTIZ, Ms. SCHAKOWSKY, Mr. SCOTT of Georgia, Mr. SCOTT of Virginia, Mr. SERRANO, Ms. SHEA-PORTER, Ms. SUTTON, and Mr. TAYLOR.

H.R. 1223: Mr. ALLEN, Ms. BERKLEY, Ms. BORDALLO, Mr. BRADY of Pennsylvania, Ms. CARSON, Mr. CUMMINGS, Mr. DAVID DAVIS of Tennessee, Mr. DELAHUNT, Mr. FARR, Mr. GENE GREEN of Texas, Mr. GUTIERREZ, Mr.

HALL of New York, Ms. HOOLEY, Ms. JACKSON-LEE of Texas, Mr. JOHNSON of Georgia, Mr. KILDEE, Mr. KIND, Mr. LAMPSON, Mr. LYNCH, Ms. MATSUI, Mrs. MCCARTHY of New York, Mr. MCGOVERN, Mr. McINTYRE, Mr. MOORE of Kansas, Mr. OLVER, Mr. ORTIZ, Ms. SCHAKOWSKY, Mr. SCOTT of Georgia, Mr. SCOTT of Virginia, Mr. SERRANO, Ms. SHEA-PORTER, Ms. SUTTON, and Mr. TAYLOR.

H.R. 1225: Mr. DELAHUNT and Mr. ROTHMAN.  
H.R. 1228: Mr. HIGGINS, Mr. EDWARDS, Mr. MITCHELL, Mr. MICHAUD, Mr. BLUNT, and Mr. SHAYS.

H.R. 1232: Mr. SOUDER and Ms. SCHAKOWSKY.

H.R. 1261: Mr. McHENRY and Mr. ROYCE.

H.R. 1268: Mr. CARNAHAN, Mr. LANGEVIN, Mr. GRIJALVA, Mrs. EMERSON, Mr. CLEAVER, Mr. WALZ of Minnesota, Mr. BISHOP of New York, Mr. ENGEL, and Mr. DELAHUNT.

H.R. 1284: Mr. McNERNEY, Ms. BERKLEY, Mr. WALZ of Minnesota, Mr. BUYER, Mr. STEARNS, Mr. MILLER of Florida, Mr. BOOZMAN, Mr. BILIRAKIS, Mr. BUCHANAN, Mr. SPACE, and Mr. ORTIZ.

H.R. 1303: Mr. LANTOS and Mr. ROSS.

H.R. 1304: Mr. McNERNEY and Mr. LOBIONDO.

H.R. 1306: Mr. MEEK of Florida.

H.R. 1307: Mr. LOBIONDO.

H.R. 1314: Mr. SHULER.

H.R. 1322: Mr. ALLEN, Mr. LANGEVIN, and Mr. RUPPERSBERGER.

H.R. 1330: Mr. HINCHEY.

H.R. 1363: Mr. KIND.

H.R. 1384: Mr. FARR, Ms. HARMAN, Mr. LEWIS of California, and Mr. ROHRABACHER.

H.R. 1395: Mr. McCAUL of Texas.

H.R. 1400: Mr. WEXLER, Mr. CROWLEY, Ms. MATSUI, Mr. FERGUSON, Ms. WASSERMAN SCHULTZ, Mr. McCOTTER, Mr. DAVIS of Alabama, Mr. LOBIONDO, Mrs. MUSGRAVE, Mr. TOWNS, Mr. PALLONE, Mr. JEFFERSON, Mr. ROTHMAN, Mr. BOREN, Mr. ENGEL, Mr. PLATTS, Mr. HOLDEN, Mr. McCAUL of Texas, Mr. HOLT, Mr. STEARNS, Mr. TIBERI, Mrs. GILLIBRAND, Mr. KNOLLENBERG, Mr. KLINE of Minnesota, Mr. BISHOP of New York, Mr. COHEN, Mr. KIRK, Mr. MCHUGH, Mr. LINDER, Mr. LEWIS of Georgia, Mr. FATTAH, Ms. JACKSON-LEE of Texas, Mr. MITCHELL, Mr. WELLER, Mr. PERLMUTTER, Mr. McNULTY, Mr. BLUNT, Mr. GENE GREEN of Texas, Mr. LINCOLN DIAZ-BALART of Florida, Mrs. MALONEY of New York, Ms. SCHWARTZ, Mr. CARNEY, Mr. BONNER, Mr. McINTYRE, Mr. DOYLE, Ms. SCHAKOWSKY, Mrs. DRAKE, Mr. KLEIN of Florida, Ms. HARMAN, Mr. CUELLAR, Mr. GORDON, Mr. GRAVES, and Mr. SAXTON.

H.R. 1413: Ms. CLARKE and Mr. McCAUL of Texas.

H.R. 1430: Mr. McCAUL of Texas, Mr. BURTON of Indiana, Mr. FORBES, and Mr. NEUGEBAUER.

H.R. 1433: Ms. WATERS, Mr. ROTHMAN, Mr. ANDREWS, and Mr. DELAHUNT.

H.R. 1439: Mr. BUCHANAN, Mr. PAUL, Mr. GONZALEZ, Mr. CONAWAY, Mrs. BLACKBURN, Mr. BOUCHER, Mr. FRANK of Massachusetts, and Mr. FARR.

H.R. 1441: Mr. CONAWAY, Mr. LAMBORN, Mr. GRIJALVA, and Mr. JONES of North Carolina.

H.R. 1448: Mr. CLEAVER and Mr. HASTINGS of Florida.

H.R. 1457: Mr. McCOTTER.

H.R. 1465: Mr. MANZULLO and Mr. HASTINGS of Florida.

H.R. 1497: Mr. WAXMAN.

H.R. 1498: Mr. PETRI, Mr. DEFazio, Mr. BOSWELL, Mrs. JONES of Ohio, Mr. HOLT, Mr. THOMPSON of California, Mr. RAMSTAD, Ms. HOOLEY, and Mr. CARNAHAN.

H.R. 1505: Mr. LATHAM and Mr. KING of Iowa.

H.R. 1532: Mr. ENGEL and Mr. HOLT.

H.R. 1538: Mrs. BOYDA of Kansas, Mr. REYES, Mr. JOHNSON of Georgia, Mr. UDALL of Colorado, Mr. ABERCROMBIE, Mr. SHUSTER, Mr. McINTYRE, Mr. MILLER of Florida, Mrs. TAUSCHER, and Mr. ROGERS of Alabama.

H.R. 1542: Mr. EMANUEL, Ms. SCHAKOWSKY, Mr. BACA, Mr. MORAN of Virginia, and Mr. NADLER.

H.R. 1551: Ms. ESHOO and Ms. BALDWIN.

H. Con. Res. 45: Mr. FORTUÑO.

H. Con. Res. 55: Mr. PAYNE.

H. Con. Res. 66: Mr. HASTINGS of Florida and Mr. WEXLER.

H. Con. Res. 71: Mr. FORBES, Mr. SHAYS, and Mr. PASCARELL.

H. Con. Res. 75: Ms. BORDALLO and Mr. GRIJALVA.

H. Con. Res. 84: Mr. BLUNT, Mr. RANGEL, Mr. JEFFERSON, and Ms. CORRINE BROWN of Florida.

H. Con. Res. 87: Mr. LEWIS of Georgia, Mr. CAPUANO, Mr. KENNEDY, Mr. GRIJALVA, Mr. FRANK of Massachusetts, and Mrs. MALONEY of New York.

H. Con. Res. 92: Ms. SCHAKOWSKY.

H. Res. 68: Mr. MCGOVERN.

H. Res. 118: Mr. BAKER and Mr. JONES of North Carolina.

H. Res. 158: Mr. MCCOTTER.

H. Res. 226: Ms. CARSON, Mr. PAYNE, Mr. MORAN of Virginia, Mr. COHEN, Mr. HONDA, and Ms. JACKSON-LEE of Texas.

H. Res. 227: Ms. SCHAKOWSKY and Mr. MCGOVERN.

H. Res. 233: Mr. HOLT and Mr. HINOJOSA.

H. Res. 240: Ms. SCHAKOWSKY, Mr. GARRETT of New Jersey, and Ms. JACKSON-LEE of Texas.

## TUESDAY, MARCH 20, 2007 (41)

### ¶41.1 APPOINTMENT OF SPEAKER PRO TEMPORE

The House was called to order at 10:30 a.m. by the SPEAKER pro tempore, Mrs. MALONEY, who laid before the House the following communication:

WASHINGTON, DC,  
March 20, 2007.

I hereby appoint the Honorable CAROLYN B. MALONEY to act as Speaker pro tempore on this day.

NANCY PELOSI,  
*Speaker of the House of Representatives.*

Whereupon, pursuant to the order of the House of January 4, 2007, Members were recognized for morning-hour debate.

### ¶41.2 RECESS—10:43 A.M.

The SPEAKER pro tempore, Mrs. MALONEY, pursuant to clause 12(a) of rule I, declared the House in recess at 10 o'clock and 43 minutes a.m., until noon.

### ¶41.3 AFTER RECESS—NOON

The SPEAKER called the House to order.

### ¶41.4 APPROVAL OF THE JOURNAL

The SPEAKER announced she had examined and approved the Journal of the proceedings of Monday, March 19, 2007.

Mrs. CHRISTENSEN, pursuant to clause 1, rule I, demanded a vote on agreeing to the Chair's approval of the Journal.

The question being put, *viva voce*,

Will the House agree to the Chair's approval of said Journal?

The SPEAKER announced that the yeas had it.

Mrs. CHRISTENSEN demanded that the vote be taken by the yeas and nays, which demand was supported by one-

fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pursuant to clause 8, rule XX, announced that the vote would be postponed until later today.

### ¶41.5 COMMUNICATIONS

Executive and other communications, pursuant to clause 8, rule XII, were referred as follows:

896. A letter from the Deputy Secretary, Department of Defense, transmitting the Department's initial report on the threat posed by improvised explosive devices, as required by Section 1402 of the John Warner National Defense Authorization Act for Fiscal Year 2007; to the Committee on Armed Services.

897. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting on behalf of the Secretary of State and the U.S. Representative to the IAEA, a report detailing assistance to Iran from the International Atomic Energy Agency during calendar year 2006, pursuant to 22 U.S.C. 2021 note Public Law 107-228 section 1344(a); to the Committee on Foreign Affairs.

898. A letter from the Deputy Assistant Secretary for Export Administration, Department of Commerce, transmitting the Department's final rule — Technical Corrections to the Export Administration Regulations and to the Defense Priorities and Allocations System (DPAS) Regulation [Docket No. 061212330-6330-01] (RIN: 0694-AD88) received February 28, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Foreign Affairs.

899. A letter from the Assistant Secretary for Export Administration, Department of Commerce, transmitting the Department's final rule — North Korea: Imposition of New Foreign Policy Controls [Docket No. 07011012-7017-01] (RIN: 0694-AD97) received February 28, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Foreign Affairs.

900. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting a copy of Presidential Determination No. 2007-13, Waiving Prohibition on United States Military Assistance with Respect to Chad; to the Committee on Foreign Affairs.

901. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting the Department's final rule — Amendment of the International Traffic in Arms Regulations: Policy with respect to Libya and Venezuela — received February 6, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Foreign Affairs.

902. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting a report pursuant to the Cooperative Threat Reduction Act of 1993 and the FREEDOM Support Act, pursuant to Public Law 103-160, section 1203(d) of Title XII Public Law 102-511, section 502; to the Committee on Foreign Affairs.

903. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Standard Instrument Approach Procedures, Weather Takeoff Minimums; Miscellaneous Amendments [Docket No. 30523 Amdt. No. 3194] received March 2, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

904. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Standard Instrument Approach Procedures; Miscellaneous Amendments [Docket No. 30522 ; Amdt. No. 3193 ] received March 2, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

905. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Societe de Motorisations Aeronautiques (SMA) SR305-230 and SR305-230-1 Reciprocating Engines [Docket No. FAA-2006-26102; Directorate Identifier 2006-NE-36-AD; Amendment 39-14820; AD 2006-23-08] (RIN: 2120-AA64) received March 2, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

906. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Diamond Aircraft Industries GmbH Model DA 40 Airplanes [Docket No. FAA-2006-26165; Directorate Identifier 2006-CE-57-AD; Amendment 39-14816; AD 2006-23-04] (RIN: 2120-AA64) received March 2, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

907. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Dowty Propellers R321/4-82-F/8; R324/4-82-F/9; R333/4-82-F/12; and R334/4-82-F/13 Propellers [Docket No. FAA-2006-26220; Directorate Identifier 2006-NE-40-AD; Amendment 39-14822; AD 2006-23-10] (RIN: 2120-AA64) received February 27, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

908. A communication from the President of the United States, transmitting Notification of the determination that Haiti meets the eligibility requirements under section 213A(d)(1) of the Caribbean Basin Economic Recovery Act and that Haiti is meeting the conditions regarding enforcement of circumvention under section 213A(e)(1); (H. Doc. No. —20); to the Committee on Ways and Means and ordered to be printed.

909. A communication from the President of the United States, transmitting an Supplementary Agreement between the United States of America and Sweden on Social Security signed in Stockholm on June 24, 2004, pursuant to 42 U.S.C. 433(d)(1); (H. Doc. No. —21); to the Committee on Ways and Means and ordered to be printed.

910. A letter from the Secretary, Department of Agriculture, transmitting the Department's Status Report on the Herger-Feinstein Quincy Library Group Forest Recovery Act Pilot Project for Fiscal Year 2005, pursuant to Public Law 108-7; jointly to the Committees on Natural Resources and Agriculture.

### ¶41.6 MESSAGE FROM THE PRESIDENT

Messages in writing from the President of the United States were communicated to the House by Ms. Wanda Evans, one of his secretaries.

### ¶41.7 HONORING 6,500 GLIDER PILOTS

Mrs. BOYDA of Kansas, moved to suspend the rules and agree to the following concurrent resolution (H. Con. Res. 42); as amended:

Whereas the use of gliders during World War II provided an innovative method of transporting troops and equipment behind enemy lines;

Whereas the United States Army Air Forces began training glider pilots in 1942, eventually training thousands of men;

Whereas glider pilots exhibited exceptional valor by landing behind enemy lines in unarmed gliders;

Whereas glider pilots participated in 8 successful missions;

Whereas in Operation Husky, which took place in Sicily on July 9, 1943, glider pilots carried British airborne troops, completing

their mission despite heavy casualties resulting from landings at sea;

Whereas in Operation Broadway, which took place in Burma on March 5, 1944, glider pilots took the Japanese completely by surprise; carried troops, airborne engineers, and equipment by night; seized and prepared landing strips for forthcoming transport planes; and evacuated the wounded, accomplishing in 2 hours what would have taken 2 months by ambulance;

Whereas in Operation Overlord, on June 6, 1944, glider pilots took part in the Battle of Normandy, the largest combined airborne and seaborne invasion in history, carrying troopers of the 82nd and 101st Airborne Divisions and their equipment to landing areas behind enemy lines;

Whereas in Operation Dragoon, which took place in the coastal area of southern France on August 15, 1944, glider pilots delivered troops and cargo despite wooden poles erected in open fields to impede their landing;

Whereas in Operation Market-Garden, the largest glider operation of World War II, which took place in Holland on September 17, 1944, glider pilots carried their usual cargo of troops and heavy equipment, thereby providing cover for an attempt to clear a road to Berlin;

Whereas in Operation Repulse, which took place in Bastogne on December 27, 1944, as part of the Battle of the Bulge, glider pilots, although flying directly through enemy fire, were able to land every glider, delivering the badly needed ammunition, gasoline, and medical supplies that enabled defenders against the German offensive to persevere and secure the ultimate victory;

Whereas in Operation Varsity, which took place at the Rhine crossing in Wesel, Germany, on March 24, 1945, more than 1,300 glider pilots took part in their final European mission, delivering a fatal blow to Axis forces;

Whereas in Operation Gypsy Task Force-Appari Mission, which took place in the Philippine island of Luzon on June 23, 1945, glider pilots took part in their final, and only Pacific, mission, carrying members of the 11th Airborne Division; and

Whereas many glider pilots sacrificed their lives during the course of these missions: Now, therefore, be it

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

(1) honors the heroic service and sacrifice of the glider pilots of the United States Army Air Forces during World War II; and

(2) urges the people of the United States to remember and teach future generations about the contributions and sacrifices that glider pilots, and all veterans, have made to and for the United States.

The SPEAKER pro tempore, Ms. HARMAN, recognized Mrs. BOYDA of Kansas, and Mr. WILSON of South Carolina, each for 20 minutes.

After debate,

The question being put, *viva voce*,

Will the House suspend the rules and agree to said concurrent resolution, as amended?

The SPEAKER pro tempore, Ms. HARMAN, announced that two-thirds of the Members present had voted in the affirmative.

Mrs. BOYDA of Kansas, demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Ms. HARMAN, pursuant to clause 8, rule XX, announced that further pro-

ceedings on the question were postponed.

¶41.8 PROVIDING FOR CONSIDERATION OF H.R. 1227

Mr. WELCH of Vermont, by direction of the Committee on Rules, called up the following resolution (H. Res. 254):

*Resolved*, That at any time after the adoption of this resolution the Speaker may, pursuant to clause 2(b) of rule XVIII, declare the House resolved into the Committee of the Whole House on the state of the Union for consideration of the bill (H.R. 1227) to assist in the provision of affordable housing to low-income families affected by Hurricane Katrina. The first reading of the bill shall be dispensed with. All points of order against consideration of the bill are waived except those arising under clause 9 or 10 of rule XXI. General debate shall be confined to the bill and shall not exceed one hour equally divided and controlled by the chairman and ranking minority member of the Committee on Financial Services. After general debate the bill shall be considered for amendment under the five-minute rule. The amendment in the nature of a substitute recommended by the Committee on Financial Services now printed in the bill, modified by the amendment printed in part A of the report of the Committee on Rules accompanying this resolution, shall be considered as adopted in the House and in the Committee of the Whole. The bill, as amended, shall be considered as the original bill for the purpose of further amendment under the five-minute rule and shall be considered as read. All points of order against provisions in the bill, as amended, are waived. Notwithstanding clause 11 of rule XVIII, no further amendment to the bill, as amended, shall be in order except those printed in part B of the report of the Committee on Rules. Each further amendment may be offered only in the order printed in the report, may be offered only by a Member designated in the report, shall be considered as read, shall be debatable for the time specified in the report equally divided and controlled by the proponent and an opponent, shall not be subject to amendment, and shall not be subject to a demand for division of the question in the House or in the Committee of the Whole. All points of order against such further amendments are waived except those arising under clause 9 or 10 of rule XXI. At the conclusion of consideration of the bill for amendment the Committee shall rise and report the bill, as amended, to the House with such further amendments as may have been adopted. The previous question shall be considered as ordered on the bill and amendments thereto for final passage without intervening motion except one motion to recommit with or without instructions.

SEC. 2. During consideration in the House of H.R. 1227 pursuant to this resolution, notwithstanding the operation of the previous question, the Chair may postpone further consideration of the bill to a time designated by the Speaker.

When said resolution was considered. After debate,

On motion of Mr. WELCH of Vermont, the previous question was ordered on the resolution to its adoption or rejection.

The question being put, *viva voce*,

Will the House agree to said resolution?

The SPEAKER pro tempore, Ms. HARMAN, announced that the yeas had it.

Mr. Lincoln DIAZ-BALART of Florida, demanded that the vote be taken

by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The vote was taken by electronic device.

It was decided in the { Yeas ..... 228  
affirmative ..... } Nays ..... 190

¶41.9 [Roll No. 160]

YEAS—228

Abercrombie	Gutierrez	Neal (MA)
Ackerman	Hall (NY)	Oberstar
Allen	Hare	Obey
Altmire	Harman	Olver
Andrews	Hastings (FL)	Ortiz
Arcuri	Hersth	Pallone
Baca	Higgins	Pascrell
Baird	Hill	Pastor
Baldwin	Hinchev	Payne
Barrow	Hinojosa	Perlmutter
Bean	Hirono	Peterson (MN)
Becerra	Hodes	Pomeroy
Berkley	Holden	Price (NC)
Berman	Holt	Rahall
Berry	Honda	Rangel
Bishop (GA)	Hooley	Reyes
Bishop (NY)	Hoyer	Rodriguez
Blumenauer	Inslee	Ross
Boren	Israel	Rothman
Boswell	Jackson (IL)	Roybal-Allard
Boucher	Jackson-Lee	Ruppersberger
Boyd (FL)	(TX)	Rush
Boyd (KS)	Jefferson	Ryan (OH)
Braley (IA)	Johnson (GA)	Salazar
Brown, Corrine	Johnson, E. B.	Sánchez, Linda
Butterfield	Jones (NC)	T.
Capps	Jones (OH)	Sanchez, Loretta
Capuano	Kagen	Sarbanes
Cardoza	Kaptur	Schakowsky
Carnahan	Kennedy	Schiff
Carney	Kildee	Schwartz
Carson	Kilpatrick	Scott (GA)
Chandler	Kind	Scott (VA)
Clarke	Klein (FL)	Serrano
Clay	Lampson	Sestak
Cleaver	Langevin	Shea-Porter
Clyburn	Lantos	Sherman
Cohen	Larson (CT)	Shuler
Conyers	Lee	Sires
Cooper	Levin	Skelton
Costa	Lewis (GA)	Slaughter
Costello	Lipinski	Smith (WA)
Courtney	Loeb sack	Snyder
Cramer	Lofgren, Zoe	Solis
Crowley	Lowe y	Space
Cuellar	Lynch	Spratt
Cummings	Mahoney (FL)	Stark
Davis (AL)	Maloney (NY)	Stupak
Davis (CA)	Markey	Sutton
Davis (IL)	Marshall	Tanner
Davis, Lincoln	Matheson	Tauscher
DeFazio	Matsui	Taylor
DeGette	McCarthy (NY)	Thompson (CA)
Delahunt	McCollum (MN)	Thompson (MS)
DeLauro	McDermott	Tierney
Dicks	McGovern	Towns
Dingell	McIntyre	Udall (CO)
Doggett	McNerney	Udall (NM)
Donnelly	McNulty	Van Hollen
Doyle	Meek (FL)	Velázquez
Edwards	Mee ks (NY)	Viscosky
Ellison	Melancon	Walz (MN)
Ellsworth	Michaud	Wasserman
Emanuel	Millender-	Schultz
Engel	McDonald	Waters
Eshoo	Miller (NC)	Watson
Etheridge	Miller, George	Watt
Farr	Mitchell	Waxman
Fattah	Mollohan	Weiner
Filner	Moore (KS)	Welch (VT)
Frank (MA)	Moore (WI)	Wexler
Giffords	Moran (VA)	Wilson (OH)
Gillibrand	Murphy (CT)	Woolsey
Gonzalez	Murphy, Patrick	Wu
Gordon	Murphy, Tim	Wynn
Green, Al	Murtha	Yarmuth
Green, Gene	Nadler	
Grijalva	Napolitano	

NAYS—190

Aderholt	Bartlett (MD)	Blackburn
Akin	Barton (TX)	Blunt
Alexander	Biggert	Boehner
Bachmann	Bilbray	Bonner
Baker	Bilirakis	Bono
Barrett (SC)	Bishop (UT)	Boozman

Boustany	Hastings (WA)	Pitts
Brady (TX)	Hayes	Platts
Brown (SC)	Heller	Poe
Brown-Waite,	Hensarling	Porter
Ginny	Herger	Price (GA)
Buchanan	Hobson	Pryce (OH)
Burgess	Hoekstra	Putnam
Burton (IN)	Hulshof	Radanovich
Buyer	Hunter	Ramstad
Calvert	Inglis (SC)	Regula
Camp (MI)	Issa	Rehberg
Campbell (CA)	Jindal	Reichert
Cantor	Johnson (IL)	Renzi
Capito	Johnson, Sam	Reynolds
Carter	Jordan	Rogers (AL)
Castle	Keller	Rogers (KY)
Chabot	King (IA)	Rogers (MI)
Coble	King (NY)	Rohrabacher
Cole (OK)	Kingsston	Ros-Lehtinen
Conaway	Kirk	Roskam
Crenshaw	Kline (MN)	Royce
Cubin	Knollenberg	Ryan (WI)
Culberson	Kuhl (NY)	Sali
Davis (KY)	LaHood	Saxton
Davis, David	Lamborn	Schmidt
Davis, Tom	Latham	Sensenbrenner
Deal (GA)	LaTourette	Shadegg
Dent	Lewis (CA)	Shays
Diaz-Balart, L.	Lewis (KY)	Shimkus
Diaz-Balart, M.	Linder	Shuster
Doolittle	LoBiondo	Stump
Drake	Lucas	Sullivan
Dreier	Lungren, Daniel	Smith (NE)
Duncan	E.	Smith (NJ)
Ehlers	Mack	Smith (TX)
Emerson	Manzullo	Souder
English (PA)	Marchant	Stearns
Everett	McCarthy (CA)	Sullivan
Fallin	McCaul (TX)	Tancredo
Feeney	McCotter	Terry
Ferguson	McCrery	Thornberry
Flake	McHenry	Tiahrt
Forbes	McHugh	Tiberi
Fortenberry	McKeon	Turner
Fossella	McMorris	Upton
Fox	Rodgers	Walberg
Franks (AZ)	Mica	Walden (OR)
Frelinghuysen	Miller (FL)	Walsh (NY)
Gallely	Miller (MI)	Wamp
Garrett (NJ)	Miller, Gary	Weldon (FL)
Gerlach	Moran (KS)	Weller
Gillmor	Moran (KS)	Whitfield
Gingrey	Musgrave	Wicker
Gohmert	Myrick	Wilson (NM)
Goode	Neugebauer	Wilson (SC)
Goodlatte	Nunes	Wolf
Granger	Pearce	Young (AK)
Hall (TX)	Peterson (PA)	Young (FL)
Hastert	Petri	
	Pickering	

NOT VOTING—15

Bachus	Gilchrest	Meehan
Brady (PA)	Graves	Paul
Cannon	Kanjorski	Pence
Castor	Kucinich	Sessions
Davis, Jo Ann	Larsen (WA)	Westmoreland

So the resolution was agreed to.

A motion to reconsider the vote whereby said resolution was agreed to was, by unanimous consent, laid on the table.

41.10 MESSAGE FROM THE SENATE

A message from the Senate by Ms. Curtis, one of its clerks, announced that the Senate has passed a bill of the following title in which the concurrence of the House is requested:

S. 214. An Act to amend chapter 35 of title 28, United States Code, to provide the independence of United States attorneys.

41.11 MOMENT OF SILENCE IN MEMORY OF THE LATE HONORABLE JACK METCALF

The SPEAKER pro tempore, Ms. HARMAN, announced that all Members stand and observe a moment of silence in memory of the late Honorable Jack Metcalf.

41.12 H. CON. RES. 42—UNFINISHED BUSINESS

The SPEAKER pro tempore, Ms. HARMAN, pursuant to clause 8, rule XX, announced the unfinished business to be the motion to suspend the rules and agree to the concurrent resolution (H. Con. Res. 42) honoring the heroic service and sacrifice of the 6,500 glider pilots of the United States Army Air Forces during World War II; as amended.

The question being put, Will the House suspend the rules and agree to said concurrent resolution, as amended?

The vote was taken by electronic device.

It was decided in the { Yeas ..... 421 affirmative ..... } Nays ..... 0

41.13 [Roll No. 161]

YEAS—421

Abercrombie	Clay	Gerlach
Ackerman	Cleaver	Giffords
Aderholt	Clyburn	Gillibrand
Akin	Coble	Gillmor
Alexander	Cohen	Gingrey
Allen	Cole (OK)	Gohmert
Altmire	Conaway	Gonzalez
Andrews	Conyers	Goode
Arcuri	Cooper	Goodlatte
Baca	Costa	Gordon
Bachmann	Costello	Granger
Bachus	Courtney	Green, Al
Baird	Cramer	Green, Gene
Baker	Crenshaw	Grijalva
Baldwin	Crowley	Gutierrez
Barrett (SC)	Cubin	Hall (NY)
Barrow	Cuellar	Hall (TX)
Bartlett (MD)	Culberson	Hare
Barton (TX)	Cummings	Harman
Bean	Davis (AL)	Hastert
Becerra	Davis (CA)	Hastings (FL)
Berkley	Davis (IL)	Hastings (WA)
Berman	Davis (KY)	Hayes
Berry	Davis, David	Heller
Biggart	Davis, Lincoln	Hensarling
Bilbray	Davis, Tom	Herger
Bilirakis	Deal (GA)	Herseth
Bishop (GA)	DeFazio	Higgins
Bishop (NY)	DeGette	Hill
Bishop (UT)	Delahunt	Hinchev
Blackburn	DeLauro	Hinojosa
Blumenauer	Dent	Hirono
Blunt	Diaz-Balart, L.	Hobson
Boehner	Diaz-Balart, M.	Hodes
Bonner	Dicks	Hoekstra
Bono	Dingell	Holden
Boozman	Doggett	Holden
Boren	Donnelly	Holt
Boswell	Doolittle	Honda
Boucher	Doyle	Hooley
Boustany	Drake	Hoyer
Boyd (FL)	Dreier	Hulshof
Boyd (KS)	Duncan	Hunter
Brady (TX)	Edwards	Inglis (SC)
Brale (IA)	Ehlers	Inslee
Brown (SC)	Ellison	Israel
Brown, Corrine	Ellsworth	Issa
Brown-Waite,	Emanuel	Jackson (IL)
Ginny	Emerson	Jackson-Lee
Buchanan	Engel	(TX)
Burgess	English (PA)	Jefferson
Burton (IN)	Eshoo	Jindal
Butterfield	Etheridge	Johnson (GA)
Buyer	Everett	Johnson (IL)
Calvert	Fallin	Johnson, E. B.
Camp (MI)	Farr	Johnson, Sam
Campbell (CA)	Fattah	Jones (NC)
Cantor	Feeney	Jones (OH)
Capito	Ferguson	Jordan
Capps	Filner	Kagen
Capuano	Flake	Kaptur
Cardoza	Forbes	Keller
Carnahan	Fortenberry	Kennedy
Carney	Fossella	Kildee
Carson	Fox	Kilpatrick
Carter	Frank (MA)	Kind
Castle	Franks (AZ)	King (IA)
Chabot	Frelinghuysen	King (NY)
Chandler	Gallely	Kingston
Clarke	Garrett (NJ)	Kirk
		Klein (FL)

Kline (MN)	Murtha	Shays
Knollenberg	Musgrave	Shea-Porter
Kuhl (NY)	Myrick	Sherman
LaHood	Nadler	Shimkus
Lamborn	Napolitano	Shuler
Lampson	Neal (MA)	Shuster
Langevin	Neugebauer	Simpson
Lantos	Nunes	Sires
Larsen (WA)	Oberstar	Skelton
Larson (CT)	Obey	Slaughter
Latham	Oliver	Smith (NE)
LaTourette	Ortiz	Smith (NJ)
Lee	Pallone	Smith (TX)
Levin	Pascrell	Smith (WA)
Lewis (CA)	Pastor	Snyder
Lewis (GA)	Paul	Solis
Lewis (KY)	Payne	Souder
Linder	Pearce	Space
Lipinski	Perlmutter	Spratt
LoBiondo	Peterson (MN)	Stark
Loeb sack	Peterson (PA)	Stearns
Lofgren, Zoe	Petri	Stupak
Lowe y	Pickering	Sullivan
Lucas	Pitts	Sutton
Lungren, Daniel	Platts	Tancredo
E.	Poe	Tanner
Lynch	Pomeroy	Tauscher
Mack	Porter	Taylor
Mahoney (FL)	Price (GA)	Terry
Maloney (NY)	Price (NC)	Thompson (CA)
Manzullo	Pryce (OH)	Thompson (MS)
Marchant	Putnam	Thornberry
Markey	Radanovich	Tiahrt
Marshall	Rahall	Tiberi
Matheson	Ramstad	Tierney
Matsui	Rangel	Towns
McCarthy (CA)	Regula	Turner
McCarthy (NY)	Rehberg	Udall (CO)
McCaul (TX)	Reichert	Udall (NM)
McCollum (MN)	Renzi	Upton
McCotter	Reyes	Van Hollen
McCrery	Reynolds	Velázquez
McDermott	Rodriguez	Visclosky
McGovern	Rogers (AL)	Walberg
McHenry	Rogers (KY)	Walden (OR)
McHugh	Rogers (MI)	Walsh (NY)
McIntyre	Rohrabacher	Walsh (MN)
McKeon	Ros-Lehtinen	Wamp
McMorris	Roskam	Wasserman
Rodgers	Ross	Schultz
McNerney	Rothman	Watson
McNulty	Roybal-Allard	Watson
Meek (FL)	Royce	Watt
Meeks (NY)	Ruppersberger	Waxman
Melancon	Rush	Weiner
Mica	Ryan (OH)	Welch (VT)
Michaud	Ryan (WI)	Weldon (FL)
Millender-	Salazar	Welder
McDonald	Sali	Westmoreland
Miller (FL)	Sánchez, Linda	Wexler
Miller (MI)	T.	Whitfield
Miller (NC)	Sanchez, Loretta	Wicker
Miller, Gary	Sarbanes	Wilson (NM)
Miller, George	Saxton	Wilson (OH)
Mitchell	Schiff	Wilson (SC)
Mollohan	Schmidt	Wolf
Moore (KS)	Schwartz	Woolsey
Moore (WI)	Scott (GA)	Wu
Moran (KS)	Scott (VA)	Wynn
Moran (VA)	Sensenbrenner	Yarmuth
Murphy (CT)	Serrano	Young (AK)
Murphy, Patrick	Sestak	Young (FL)
Murphy, Tim	Shadegg	

NOT VOTING—12

Brady (PA)	Gilchrest	Meehan
Cannon	Graves	Pence
Castor	Kanjorski	Schakowsky
Davis, Jo Ann	Kucinich	Sessions

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said concurrent resolution, as amended, was agreed to.

By unanimous consent, the title was amended so as to read: "A concurrent resolution honoring the heroic service and sacrifice of the glider pilots of the United States Army Air Forces during World War II."

A motion to reconsider the votes whereby the rules were suspended and said concurrent resolution, as amended, was agreed to and the title was

amended was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said concurrent resolution.

¶41.14 H.R. 759—UNFINISHED BUSINESS

The SPEAKER pro tempore, Ms. HARMAN, pursuant to clause 8, rule XX, announced the further unfinished business to be the motion to suspend the rules and pass the bill (H.R. 759) to redesignate the Ellis Island Library on the third floor of the Ellis Island Immigration Museum, located on Ellis Island in New York harbor, as the "Bob Hope Memorial Library".

The question being put,

Will the House suspend the rules and pass said bill?

The vote was taken by electronic device.

It was decided in the { Yeas ..... 420 affirmative ..... Nays ..... 1

¶41.15 [Roll No. 162]

YEAS—420

- Abercrombie Carter Forbes
Ackerman Castle Fortenberry
Aderholt Chabot Fossella
Akin Chandler Foxx
Alexander Clay Frank (MA)
Allen Cleaver Franks (AZ)
Altmire Clyburn Frelinghuysen
Andrews Coble Galleghy
Arcuri Cohen Garrett (NJ)
Baca Cole (OK) Gerlach
Bachmann Conaway Giffords
Bachus Gillibrand Gillmor
Baird Cooper Gillmor
Baker Costa Gingrey
Baldwin Costello Gohmert
Barrett (SC) Courtney Gonzalez
Barrow Cramer Goode
Bartlett (MD) Crenshaw Goodlatte
Barton (TX) Crowley Gordon
Bean Cuban Granger
Becerra Cuellar Green, Al
Berkley Culberson Green, Gene
Berman Cummings Grijalva
Berry Davis (AL) Gutierrez
Biggert Davis (CA) Hall (NY)
Bilbray Davis (IL) Hall (TX)
Bilirakis Davis (KY) Hare
Bishop (GA) Davis, David Harman
Bishop (NY) Davis, Lincoln Hastert
Bishop (UT) Davis, Tom Hastings (FL)
Blackburn Deal (GA) Hastings (WA)
Blumenauer DeFazio Hayes
Blunt DeGette Heller
Boehner Delahunt Hensarling
Bonner DeLauro Herger
Bono Dent Herseth
Boozman Diaz-Balart, L. Higgins
Boren Diaz-Balart, M. Hill
Boswell Dicks Hinchey
Boucher Dingell Hinojosa
Boustany Doggett Hirono
Boyd (FL) Donnelly Hobson
Boyd (KS) Doolittle Hodes
Brady (TX) Doyle Hoekstra
Braley (IA) Drake Holden
Brown (SC) Dreier Holt
Brown, Corrine Duncan Honda
Brown-Waite, Edwin Hooley
Ginny Ehlers Hoyer
Buchanan Ellison Hulshof
Burgess Ellsworth Hunter
Burton (IN) Emanuel Hunter
Butterfield Emerson Inglis (SC)
Buyer Engel Insee
Calvert English (PA) Issa
Camp (MI) Eshoo Jackson (IL)
Campbell (CA) Etheridge Jackson-Lee
Cantor Everrett (TX)
Capito Fallin Jefferson
Capps Farr Jindal
Capuano Fattah Johnson (GA)
Cardoza Feeney Johnson (IL)
Carnahan Ferguson Johnson, E. B.
Carney Filner Johnson, Sam
Carson Flake Jones (NC)

- Jones (OH) Mitchell Sensenbrenner
Jordan Mollohan Serrano
Kagen Moore (KS) Sestak
Kaptur Moore (WI) Shadegg
Keller Moran (KS) Shays
Kennedy Moran (VA) Shea-Porter
Kildee Murphy (CT) Sherman
Kilpatrick Murphy, Patrick Shimkus
Kind Murphy, Tim Shuler
King (IA) Murtha Shuster
King (NY) Musgrave Simpson
Kingston Myrick Sires
Kirk Nadler Skelton
Klein (FL) Napolitano Slaughter
Kline (MN) Neal (MA) Smith (NJ)
Knollenberg Neugebauer Smith (TX)
Kuhl (NY) Nunes Smith (WA)
LaHood Oberstar Snyder
Lamborn Obey Olver
Lampson Olver Solis
Langevin Ortiz Souder
Lantos Pallone Space
Larsen (WA) Pascrell Spratt
Larson (CT) Pastor Stark
Latham Paul Stearns
LaTourette Payne Stupak
Lee Pearce Sullivan
Levin Perlmutter Sutton
Lewis (CA) Peterson (MN) Tancredo
Lewis (GA) Peterson (PA) Tanner
Lewis (KY) Petri Tauscher
Linder Pickering Taylor
Lipinski Pitts Terry
LoBiondo Platts Thompson (CA)
Loeb sack Poe Thompson (MS)
Lofgren, Zoe Pomeroy Thornberry
Lowey Porter Tiahrt
Lucas Price (GA) Tiberi
Lungren, Daniel Price (NC) Tierney
E. Pryce (OH) Towns
Lynch Putnam Turner
Mack Radanovich Udall (CO)
Mahoney (FL) Rahall Udall (NM)
Gallegly Maloney (NY) Rangel
Manzullo Rangel
Marchant Regula
Markey Rehberg
Marshall Reichert
Matheson Renzi
Matsui Reyes
McCarthy (CA) Reynolds
McCarthy (NY) Rodriguez
McCaull (TX) Rogers (AL)
McCollum (MN) Rogers (KY)
McCotter Rogers (MI)
McCrery Rohrabacher
McDermott Ros-Lehtinen
McGovern Roskam
McHenry Ross
McHugh Rothman
McIntyre Roybal-Allard
McKeon Royce
McMorris Ruppertsberger
Rodgers Rush
McNerney Ryan (OH)
McNulty Ryan (WI)
Meek (FL) Salazar
Meeks (NY) Sali
Melancon Sanchez, Linda
Mica T.
Michaud Sanchez, Loretta
Sarbanes
Schakowsky
Schiff
Schmidt
Schwartz
Scott (GA)
Scott (VA)
Young (FL)

NAYS—1

Clarke NOT VOTING—12

- Brady (PA) Gilchrist Meehan
Cannon Graves Pence
Castor Kanjorski Saxton
Davis, Jo Ann Kucinich Sessions
- So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill was passed.
- A motion to reconsider the vote whereby the rules were suspended and said bill was passed was, by unanimous consent, laid on the table.
- Ordered, That the Clerk request the concurrence of the Senate in said bill.

¶41.16 APPROVAL OF THE JOURNAL—UNFINISHED BUSINESS

The SPEAKER pro tempore, Ms. HARMAN, pursuant to clause 8, rule XX, announced the further unfinished business to be the question on agreeing to the Chair's approval of the Journal of Monday, March 19, 2007.

The question being put,

Will the House agree to the chair's approval of said Journal?

The vote was taken by electronic device.

It was decided in the { Yeas ..... 265 affirmative ..... Nays ..... 159 Answered present 2

¶41.17 [Roll No. 163]

YEAS—265

- Abercrombie Ellison Loeb sack
Ackerman Ellsworth Lofgren, Zoe
Aderholt Emanuel Lowey
Alexander Emerson Lynch
Allen Engel Mack
Andrews Eshoo Mahoney (FL)
Arcuri Etheridge Maloney (NY)
Baca Farr Markey
Baker Fattah Marshall
Bean Ferguson Matsui
Becerra Filner McCarthy (NY)
Berkley Fortenberry McCaul (TX)
Berman Frank (MA) McCollum (MN)
Berry Gerlach McDermott
Bishop (GA) Gillmor McGovern
Bishop (NY) Gonzalez McIntyre
Bishop (UT) Goodlatte McMorris
Blumenauer Gordon Rodgers
Bono Granger McNerney
Boren Green, Al McNulty
Boswell Green, Gene Meek (FL)
Boucher Grijalva Meeks (NY)
Boyd (FL) Gutierrez Melancon
Boyd (KS) Hall (NY) Michaud
Braley (IA) Hall (TX) Millender-
Brown (SC) Hare McDonald
Brown, Corrine Harman Miller (NC)
Brown-Waite, Hastings (FL) Miller, George
Ginny Hastings (WA) Mitchell
Buchanan Hayes Mollohan
Butterfield Heller Moore (KS)
Capps Herseth Moore (WI)
Capuano Higgins Moran (VA)
Cardoza Hill Murphy (CT)
Carnahan Hinchey Murphy, Patrick
Carney Hinojosa Murphy, Tim
Carson Hirono Murtha
Carter Hodes Myrick
Castle Holden Nadler
Chabot Holt Napolitano
Clarke Honda Neal (MA)
Clay Hooley Oberstar
Cleaver Hoyer Obey
Clyburn Hunter Olver
Coble Insee Ortiz
Cohen Israel Pallone
Cole (OK) Jackson (IL) Pascrell
Conyers Jackson-Lee Pastor
Cooper (TX) Paul
Costa Jefferson Payne
Costello Jindal Petri
Courtney Johnson (GA) Pomeroy
Cramer Johnson (IL) Price (NC)
Crowley Johnson, E. B. Rahall
Cuellar Jones (NC) Rangel
Cummings Jones (OH) Reichert
Davis (AL) Kagen Renzi
Davis (CA) Kaptur Reyes
Davis (IL) Keller Reynolds
Davis (KY) Kennedy Rodriguez
Davis, Lincoln Kildee Ross
Davis, Tom Kilpatrick Rothman
DeFazio Kind Roybal-Allard
DeGette Kirk Ruppertsberger
Delahunt Klein (FL) Rush
DeLauro Lampson Ryan (OH)
Dent Langevin Salazar
Dingell Lantos Sali
Doggett Larson (CT) Sanchez, Linda
Donnelly LaTourette T.
Doolittle Lee Sanchez, Loretta
Doyle Levin Sarbanes
Drake Lewis (GA) Schakowsky
Edwards Lipinski Schiff



Schwartz	Souder	Walz (MN)
Scott (GA)	Space	Wasserman
Scott (VA)	Spratt	Schultz
Serrano	Stark	Waters
Sestak	Sutton	Watson
Shea-Porter	Tanner	Watt
Sherman	Tauscher	Waxman
Shimkus	Taylor	Weiner
Shuler	Thompson (MS)	Welch (VT)
Simpson	Thornberry	Wexler
Sires	Tierney	Wilson (NM)
Skelton	Towns	Wilson (OH)
Slaughter	Turner	Wynn
Smith (NJ)	Van Hollen	Yarmuth
Smith (WA)	Velázquez	Young (AK)
Snyder	Visclosky	
Solis	Walden (OR)	

NAYS—149

Akin	Gillibrand	Pickering
Altmire	Gingrey	Pitts
Bachmann	Goode	Platts
Bachus	Hastert	Poe
Baird	Hensarling	Porter
Barrett (SC)	Herger	Price (GA)
Barrow	Hobson	Pryce (OH)
Bartlett (MD)	Hoekstra	Putnam
Barton (TX)	Hulshof	Radanovich
Biggert	Inglis (SC)	Ramstad
Bilbray	Issa	Regula
Bilirakis	Johnson, Sam	Rehberg
Blackburn	Jordan	Rogers (AL)
Blunt	King (IA)	Rogers (KY)
Boehner	King (NY)	Rogers (MI)
Bonner	Kingston	Rohrabacher
Boozman	Kline (MN)	Ros-Lehtinen
Boustany	Knollenberg	Roskam
Brady (TX)	Kuhl (NY)	Royce
Burgess	LaHood	Ryan (WI)
Burton (IN)	Lamborn	Saxton
Buyer	Larsen (WA)	Schmidt
Calvert	Latham	Sensenbrenner
Camp (MI)	Lewis (CA)	Shadegg
Campbell (CA)	Lewis (KY)	Shays
Cantor	Linder	Shuster
Capito	LoBiondo	Smith (NE)
Conaway	Lucas	Smith (TX)
Crenshaw	Lungren, Daniel	Stearns
Cubin	E.	Stupak
Culberson	Manzullo	Sullivan
Davis, David	Marchant	Terry
Deal (GA)	Matheson	Thompson (CA)
Diaz-Balart, L.	McCarthy (CA)	Tiahrt
Diaz-Balart, M.	McCotter	Tiberti
Dreier	McCrery	Udall (CO)
Duncan	McHenry	Udall (NM)
Ehlers	McHugh	Upton
English (PA)	McKeon	Walberg
Everett	Mica	Walsh (NY)
Fallin	Miller (FL)	Wamp
Flake	Miller (MI)	Weldon (FL)
Forbes	Miller, Gary	Weller
Fossella	Moran (KS)	Westmoreland
Fox	Musgrave	Whitfield
Franks (AZ)	Neugebauer	Wicker
Frelinghuysen	Nunes	Wilson (SC)
Gallely	Pearce	Wolf
Garrett (NJ)	Perlmutter	Wu
Giffords	Peterson (MN)	Young (FL)

ANSWERED "PRESENT"—2

Gohmert	Tancredo
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NOT VOTING—17

Baldwin	Dicks	Meehan
Brady (PA)	Feeney	Pence
Cannon	Gilchrest	Peterson (PA)
Castor	Graves	Sessions
Chandler	Kanjorski	Woolsey
Davis, Jo Ann	Kucinich	

So the Journal was approved.

41.18 MESSAGE FROM THE PRESIDENT—  
HAITIAN HEMISPHERIC OPPORTUNITY

The SPEAKER pro tempore, Ms. HARMAN, laid before the House a message from the President, which was read as follows:

*To the Congress of the United States:*

The Haitian Hemispheric Opportunity through Partnership Encouragement Act of 2006 (Division D, Title V of Public Law 109-432), amends the Caribbean Basin Economic Recovery Act (Title II of the Trade and Development

Act of 2000, Public Law 106-200) (CBERA), to make certain products from Haiti eligible for preferential tariff treatment. In accordance with section 213A of CBERA, as amended, I have determined that Haiti meets the eligibility requirements under section 213A(d)(1) of CBERA, as amended, and that Haiti is meeting the conditions regarding enforcement of circumvention under section 213A(e)(1) of CBERA, as amended.

GEORGE W. BUSH.  
THE WHITE HOUSE, March 19, 2007.

By unanimous consent, the message, together with the accompanying papers, was referred to the Committee on Ways and Means and ordered to be printed (H. Doc. 110-20).

41.19 MESSAGE FROM THE PRESIDENT—  
UNITED STATES-SWEDEN SOCIAL  
SECURITY AGREEMENT

The SPEAKER pro tempore, Ms. HARMAN, laid before the House a message from the President, which was read as follows:

*To the Congress of the United States:*

Pursuant to section 233(e)(1) of the Social Security Act, as amended by the Social Security Amendments of 1977 (42 U.S.C. 433(d)(1)), I transmit herewith the Supplementary Agreement on Social Security between the United States of America and the Kingdom of Sweden. The Supplementary Agreement was signed in Stockholm on June 22, 2004, and is intended to modify certain provisions of the original United States-Sweden Agreement, which was signed May 27, 1985, and that entered into force January 1, 1987.

The United States-Sweden Agreement, as revised by the Supplementary Agreement, remains similar in objective to the social security agreements that are also in force with Australia, Austria, Belgium, Canada, Chile, Finland, France, Germany, Greece, Ireland, Italy, Korea, Luxembourg, the Netherlands, Norway, Portugal, Spain, Switzerland, and the United Kingdom. Such bilateral agreements provide for limited coordination between the United States and foreign social security systems to eliminate dual social security coverage and taxation, and to help prevent the loss of benefits that can occur when workers divide their careers between two countries. The United States-Sweden Agreement, as revised by the Supplementary Agreement, contains all provisions mandated by section 233 and other provisions that I deem appropriate to carry out the purposes of section 233, pursuant to section 233(c)(4).

I also transmit for the information of the Congress a report prepared by the Social Security Administration explaining the key points of the Supplementary Agreement with a paragraph-by-paragraph explanation of the provisions of the Supplementary Agreement. Annexed to this report is the report required by section 233(e)(1) of the Social Security Act on the effect of the Supplementary Agreement on income and

expenditures of the U.S. Social Security program and the number of individuals affected by the Supplementary Agreement and a composite text of the United States-Sweden Agreement showing the changes that will be made as a result of the Supplementary Agreement. The Department of State and the Social Security Administration have recommended the Supplementary Agreement and related documents to me.

I commend to the Congress the Supplementary Agreement to the United States-Sweden Social Security Agreement and related documents.

GEORGE W. BUSH.  
THE WHITE HOUSE, March 20, 2007.

By unanimous consent, the message, together with the accompanying papers, was referred to the Committee on Ways and Means and ordered to be printed (H. Doc. 110-21).

41.20 GULF COAST HURRICANE HOUSING  
RECOVERY

The SPEAKER pro tempore, Ms. HARMAN, pursuant to House Resolution 254 and rule XVIII, declared the House resolved into the Committee of the Whole House on the state of the Union for the consideration of the bill (H.R. 1227) to assist in the provision of affordable housing to low-income families affected by Hurricane Katrina.

The SPEAKER pro tempore, Ms. HARMAN, by unanimous consent, designated Mr. BAIRD as Chairman of the Committee of the Whole; and after some time spent therein,

41.21 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment numbered 3, printed in House Report 110-53, submitted by Mr. HENSARLING:

At the end of title III, add the following new section:

SEC. 308. WORK REQUIREMENT.

(a) IN GENERAL.—Except as provided in paragraph (2), each individual who is 18 years of age or older and is a member of a household residing in a dwelling for which rental assistance is provided pursuant to an extension or authorization of rental assistance provided under this title shall, as a condition of the continued provision of such assistance on behalf of such household, perform not fewer than 20 hours of approved work activities (as such term is defined in section 407(d) of the Social Security Act (42 U.S.C. 607(d))) per week.

(b) EXEMPTION.—The Secretary of Housing and Urban Development shall provide an exemption from the applicability of paragraph (1) for any individual who—

- (1) is 62 years of age or older;
- (2) is a blind or disabled individual, as defined under section 216(i)(1) or 1614 of the Social Security Act (42 U.S.C. 416(i)(1); 1382c), and who is unable to comply with this section, or is a primary caretaker of such individual;
- (3) is engaged in a work activity (as such term is defined in section 407(d) of the Social Security Act (42 U.S.C. 607(d)), as in effect on and after July 1, 1997);
- (4) meets the requirements for being exempted from having to engage in a work activity under the State program funded under

part A of title IV of the Social Security Act (42 U.S.C. 601 et seq.) or under any other welfare program of the State in which the public housing agency administering rental assistance described in subsection (a) is located, including a State-administered welfare-to-work program;

(5) is in a family receiving assistance under a State program funded under part A of title IV of the Social Security Act (42 U.S.C. 601 et seq.) or under any other welfare program of the State in which the public housing agency administering such rental assistance is located, including a State-administered welfare-to-work program, and has not been found by the State or other administering entity to be in noncompliance with such program; or

(6) is a single custodial parent caring for a child who has not attained 6 years of age, and the individual proves that the individual has a demonstrated inability (as determined by the State) to obtain needed child care, for one or more of the following reasons:

(A) Unavailability of appropriate child care within a reasonable distance from the individual's home or work site.

(B) Unavailability or unsuitability of informal child care by a relative or under other arrangements.

(C) Unavailability of appropriate and affordable formal child care arrangements.

(c) ADMINISTRATION.—A public housing agency providing rental assistance described in subsection (a) may administer the work activities requirement under this section directly, through a resident organization, or through a contractor having experience in administering work activities programs within the service area of the public housing agency. The Secretary may establish qualifications for such organizations and contractors.

(d) AUTHORIZATION OF APPROPRIATIONS.—There are authorized to be appropriated, from any amounts made available before the date of the enactment of this Act under any provision of law to the Federal Emergency Management Agency for disaster relief under the Robert T. Stafford Disaster Relief and Emergency Assistance Act relating to the consequences of Hurricane Katrina, Rita, or Wilma that remain unobligated, such sums as may be necessary for the Secretary of Housing and Urban Development to carry out this section.

It was decided in the { Yeas ..... 162 negative ..... } Nays ..... 266

41.22 [Roll No. 164] AYES—162

Aderholt Carter Garrett (NJ)
Akin Chabot
Alexander Cole (OK) Gohmert
Bachmann Conaway Goode
Baker Crenshaw Goodlatte
Barrett (SC) Cubin Granger
Bartlett (MD) Cuellar Graves
Barton (TX) Culberson Hall (TX)
Bilbray Davis, David Hastert
Bilirakis Davis, Tom Hastings (WA)
Bishop (UT) Deal (GA) Hayes
Blackburn Doolittle Heller
Blunt Drake Hensarling
Boehner Dreier Herger
Bonner Hill
Bono Ehlers Hoekstra
Boozman English (PA) Holden
Boustany Everett Hulshof
Brady (TX) Fallin Hunter
Brown (SC) Feeney Inglis (SC)
Buchanan Flake Issa
Burgess Forbes Jindal
Burton (IN) Fortenberry Johnson (IL)
Buyer Fortuño Johnson, Sam
Calvert Fossella Jones (NC)
Camp (MI) Foxx Jordan
Campbell (CA) Franks (AZ) Keller
Cannon Frelinghuysen King (IA)
Cantor Gallegly Kingston

Kline (MN)
Knollenberg
Kuhl (NY)
Lamborn
Lewis (KY)
Linder
LoBiondo
Lucas
Lungren, Daniel E.
Manzullo
Marchant
McCarthy (CA)
McCaul (TX)
McCotter
McCrery
McHenry
McKeon
McMorris
Rodgers
Melancon
Mica
Miller (FL)
Miller (MI)
Miller, Gary
Moran (KS)
Murphy, Tim
Musgrave
Myrick
Neugebauer
Nunes
Paul
Pearce
Peterson (PA)
Petri
Pickering
Pitts
Poe
Price (GA)
Putnam
Radanovich
Rehberg
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrabacher
Roskam
Royce
Ryan (WI)
Sali
Saxton
Schmidt

NOES—266

Abercrombie
Ackerman
Allen
Altmire
Andrews
Arcuri
Baca
Bachus
Baird
Baldwin
Barrow
Bean
Becerra
Berkley
Berman
Berry
Biggert
Bishop (GA)
Bishop (NY)
Blumenauer
Bordallo
Boren
Boswell
Boucher
Boyd (FL)
Boyd (KS)
Brady (PA)
Bralley (IA)
Brown, Corrine
Brown-Waite, Ginny
Butterfield
Capito
Capps
Capuano
Cardoza
Carnahan
Carney
Carson
Castle
Castor
Chandler
Christensen
Clarke
Clay
Clever
Clyburn
Cohen
Conyers
Cooper
Costa
Costello
Courtney
Cramer
Crowley
Cummings
Davis (AL)
Davis (CA)
Davis (IL)
Davis (KY)
Davis, Lincoln
DeFazio
DeGette
Delahunt
DeLauro
Dent
Diaz-Balart, L.
Diaz-Balart, M.
Dicks
Dingell
Doggett
Donnelly
Doyle
Edwards
Ellison
Ellsworth
Emanuel
Emerson
Engel
Eshoo
Etheridge
Farr
Fattah
Ferguson
Filner
Frank (MA)
Gerlach
Giffords
Gilchrest
Gillibrand
Gillmor
Gonzalez
Gordon
Green, Al
Green, Gene
Grijalva
Gutierrez
Hall (NY)
Hare
Harman
Hastings (FL)
Hersteth
Higgins
Hinchev
Hinojosa
Hirono
Hobson
Hodes
Holt
Honda
Hooley
Hoyer
Insllee
Israel
Jackson (IL)
Jackson-Lee
Clay
Jefferson
Johnson (GA)
Johnson, E. B.
Jones (OH)
Kagen
Kaptur
Kennedy
Kildee
Kilpatrick
Kind
King (NY)
Kirk
Klein (FL)
LaHood
Lampson
Langevin
Lantos
Larsen (WA)
Latham
LaTourette
Lee
Levin
Lewis (CA)
Lewis (GA)
Lipinski
Loebsack
Lofgren, Zoe

Sensenbrenner
Shadegg
Shimkus
Shuster
Simpson
Smith (NE)
Smith (TX)
Souder
Stearns
Sullivan
Tancred
Terry
Thornberry
Tiahrt
Tiberi
Turner
Upton
Walberg
Wamp
Weldon (FL)
Westmoreland
Wicker
Wilson (SC)
Young (AK)
Young (FL)

Schiff
Schwartz
Scott (GA)
Scott (VA)
Serrano
Sestak
Taylor
Thompson (CA)
Thompson (MS)
Tierney
Towns
Udall (CO)
Udall (NM)
Van Hollen
Velázquez
Visclosky
Walden (OR)
Walsh (NY)
Walz (MN)
Stark
Stupak
Sutton
Tanner
Tauscher
Watt
Waxman
Weiner
Welch (VT)
Weller
Wexler
Whitfield
Wilson (NM)
Wilson (OH)
Wolf
Woolsey
Wu
Wynn
Yarmuth

NOT VOTING—10

Coble
Davis, Jo Ann
Faleomavaega
Kanjorski
Kucinich
Larson (CT)
Mack
Meehan
Pence
Sessions

So the amendment was not agreed to.

41.23 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment numbered 4, printed in House Report 110-53, submitted by Mrs. BIGGERT:

In section 203(a), strike "(including any uninhabitable unit and any unit previously approved for demolition)" and insert "that was occupied as of August 25, 2005."

It was decided in the { Yeas ..... 198 negative ..... } Nays ..... 232

41.24 [Roll No. 165] AYES—198

Aderholt
Akin
Alexander
Bachmann
Bachus
Baker
Barrett (SC)
Bartlett (MD)
Barton (TX)
Biggert
Bilbray
Bilirakis
Bishop (UT)
Blackburn
Blunt
Boehner
Bonner
Bono
Boozman
Boustany
Brady (TX)
Brown (SC)
Brown-Waite, Ginny
Buchanan
Burgess
Burton (IN)
Buyer
Calvert
Camp (MI)
Campbell (CA)
Cannon
Cantor
Dreier
Duncan
Ehlers
Emerson
English (PA)
Everett
Fallin
Feeney
Ferguson
Flake
Forbes
Fortenberry
Fortuño
Fossella
Foxx
Franks (AZ)
Frelinghuysen
Gallegly
Garrett (NJ)
Goodlatte
Granger
Graves
Hall (TX)
Hastert
Hastings (WA)
Hayes
Heller
Hensarling
Herger
Hobson
Hoekstra
Hulshof
Hunter
Inglis (SC)
Issa
Jindal
Johnson (IL)
Johnson, Sam
Jones (NC)
Jordan
Keller
King (IA)
King (NY)
Kingston
Kirk
Kline (MN)

Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrabacher
Ros-Lehtinen
Roskam
Royce
Ryan (WI)
Sali
Saxton
Schmidt
Sensenbrenner
Shadegg
Shays

Shimkus
Shuster
Simpson
Smith (NE)
Smith (NJ)
Smith (TX)
Souder
Stearns
Sullivan
Tancredo
Terry
Thornberry
Tiaht
Tiberi
Turner

Upton
Walberg
Walden (OR)
Walsh (NY)
Wamp
Weldon (FL)
Weller
Westmoreland
Whitfield
Wicker
Wilson (NM)
Wilson (SC)
Wolf
Young (AK)
Young (FL)

NOT VOTING—8
Coble
Davis, Jo Ann
Faleomavaega
Kanjorski
Kucinich
Meehan
Pence
Sessions

So the amendment was not agreed to.

41.25 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment numbered 5, as modified, printed in House Report 110-53, submitted by Mr. Al GREEN of Texas:

At the end of the bill, add the following new title:

TITLE IX—PROTECTION OF HOUSEHOLDS RECEIVING FEMA HOUSING ASSISTANCE

SEC. 901. EXTENSION OF FEMA HOUSING ASSISTANCE.

There are authorized to be appropriated such sums as may be necessary to provide until December 31, 2007, temporary housing assistance, including financial and direct assistance, under section 408(c)(1) of the Robert T. Stafford Disaster Relief and Emergency Assistance Act (42 U.S.C. 5174(c)(1)) to individuals and households eligible to receive such assistance as a result of Hurricane Katrina, Rita, or Wilma, and to the extent that amounts for such purpose are made available, such assistance shall be so extended.

SEC. 902. VOUCHER ASSISTANCE FOR HOUSEHOLDS RECEIVING FEMA RENTAL ASSISTANCE AND HOUSEHOLDS RESIDING IN FEMA TRAILERS.

(a) TRANSFER OF FEMA RENTAL ASSISTANCE TO SECTION 8 VOUCHER PROGRAM.—There are authorized to be appropriated, for tenant-based rental assistance under section 8(o) of the United States Housing Act of 1937 (42 U.S.C. 1437f(o)), such sums as may be necessary to provide vouchers for such assistance for each individual and household that is eligible for such voucher assistance and received financial assistance for temporary housing under section 408(c)(1) of the Robert T. Stafford Disaster Relief and Emergency Assistance Act (42 U.S.C. 5174(c)(1)) as a result of Hurricane Katrina, Rita, or Wilma, for the period beginning upon termination of such temporary housing assistance and continuing through such period that such individual or household remains eligible for such voucher assistance. Such voucher assistance shall be administered by the public housing agency having jurisdiction of the area in which such assisted individual or household resides as of such termination date.

(b) VOUCHER ASSISTANCE FOR HOUSEHOLDS RESIDING IN FEMA TRAILERS.—

(1) OFFER.—The Secretary of Housing and Urban Development shall offer, to each individual and household who, as of the date of the enactment of this Act, receives direct assistance for temporary housing under section 408(c)(2) of the Robert T. Stafford Disaster Relief and Emergency Assistance Act (42 U.S.C. 5174(c)(2)) as a result of Hurricane Katrina, Rita, or Wilma and is eligible for tenant-based rental assistance under section 8(o) of the United States Housing Act of 1937 (42 U.S.C. 1437f(o)), a voucher for such rental assistance, subject to the availability of amounts for such assistance made available in advance in appropriation Acts.

(2) PROVISION OF ASSISTANCE.—There are authorized to be appropriated, for tenant-based rental assistance under section 8(o) of the United States Housing Act of 1937 (42 U.S.C. 1437f(o)), such sums as may be necessary to provide vouchers for such assistance for each individual and household that, pursuant to an offer of such assistance under

paragraph (1) requests such assistance, for the period beginning upon occupancy of the individual or household in a dwelling unit acquired for rental with such assistance and continuing through such period that such individual or household remains eligible for such voucher assistance.

(c) TEMPORARY VOUCHERS.—If at any time an assisted family for whom a voucher for rental housing assistance is provided pursuant to this section becomes ineligible for further such rental assistance—

(1) the public housing agency administering such voucher pursuant to this section may not provide rental assistance under such voucher for any other household;

(2) the Secretary of Housing and Urban Development shall recapture from such agency any remaining amounts for assistance attributable to such voucher and may not reobligate such amounts to any public housing agency; and

(3) such voucher shall not be taken into consideration for purposes of determining any future allocation of amounts for such tenant-based rental assistance for any public housing agency.

It was decided in the Yeas ..... 246 affirmative ..... Nays ..... 184

41.26 [Roll No. 166]

AYES—246

Abercrombie
Ackerman
Allen
Altmire
Andrews
Arcuri
Baca
Baird
Baldwin
Barrow
Bean
Becerra
Berkley
Berman
Berry
Bilirakis
Bishop (GA)
Bishop (NY)
Blumenauer
Bordallo
Boren
Boswell
Boucher
Boyd (FL)
Boyda (KS)
Brady (PA)
Braley (IA)
Brown, Corrine
Butterfield
Capps
Capuano
Cardoza
Carnahan
Carney
Carson
Castor
Chandler
Christensen
Clarke
Clay
Cleaver
Clyburn
Cohen
Conyers
Costa
Costello
Courtney
Cramer
Crowley
Cuellar
Cummings
Davis (AL)
Davis (CA)
Davis (IL)
Davis, Lincoln
DeFazio
DeGette
Delahunt
DeLauro
Dicks
Dingell
Doggett
Donnelly
Doyle
Edwards
Ellison
Ellsworth
Emanuel
Engel
Eshoo
Etheridge
Farr
Fattah
Filner
Frank (MA)
Giffords
Gillibrand
Gonzalez
Gordon
Green, Al

Abercrombie
Ackerman
Allen
Altmire
Andrews
Arcuri
Baca
Baird
Baldwin
Barrow
Bean
Becerra
Berkley
Berman
Berry
Bishop (GA)
Bishop (NY)
Blumenauer
Bordallo
Boren
Boswell
Boucher
Boyd (FL)
Boyda (KS)
Brady (PA)
Braley (IA)
Brown, Corrine
Butterfield
Capps
Capuano
Cardoza
Carnahan
Carney
Carson
Castor
Chandler
Christensen
Clarke
Clay
Cleaver
Clyburn
Cohen
Conyers
Costa
Costello
Courtney
Cramer
Crowley
Cuellar
Cummings
Davis (AL)
Davis (CA)
Davis (IL)
Davis, Lincoln
DeFazio
DeGette
Delahunt
DeLauro
Dicks
Dingell
Doggett
Donnelly
Doyle
Edwards
Ellison
Ellsworth
Emanuel
Engel
Eshoo
Etheridge
Farr
Fattah
Filner
Frank (MA)
Giffords
Gillibrand
Gonzalez
Gordon
Green, Al

Green, Gene
Grijalva
Gutierrez
Hall (NY)
Hare
Harman
Hastings (FL)
Herseth
Higgins
Hill
Hinchev
Hinojosa
Hirono
Hodes
Holden
Holt
Honda
Hooley
Hoyer
Insee
Israel
Jackson (IL)
Jackson-Lee
Johnson (GA)
Johnson, E. B.
Jones (OH)
Kagen
Kaptur
Kennedy
Kildee
Kilpatrick
Kind
Klein (FL)
Lampson
Langevin
Lantos
Larsen (WA)
Larson (CT)
Lee
Levin
Lewis (GA)
Lipinski
Loebsack
Lofgren, Zoe
Lowey
Lynch
Mahoney (FL)
Maloney (NY)
Markey
Marshall
Matheson
Matsui
McCarthy (NY)
McDermott
McGovern
McIntyre
McNerney
McNulty
Meek (FL)
Meeks (NY)
Melancon
Michaud
Millender-
McDonald
Miller (NC)
Miller, George
Mitchell
Mollohan
Moore (KS)
Moore (WI)
Moran (VA)
Murphy (CT)
Murphy, Patrick
Murtha
Nadler
Napolitano
Neal (MA)

Norton
Oberstar
Obey
Olver
Ortiz
Pallone
Pascrell
Pastor
Payne
Perlmutter
Peterson (MN)
Pickering
Pomeroy
Price (NC)
Pryce (OH)
Rahall
Rangel
Reyes
Rodriguez
Ross
Rothman
Roybal-Allard
Ruppersberger
Rush
Ryan (OH)
Salazar
Sanchez, Linda
T.
Sanchez, Loretta
Sarbanes
Schakowsky
Schiff
Schwartz
Scott (GA)
Scott (VA)
Serrano
Sestak
Shea-Porter
Sherman
Shuler
Sires
Skelton
Slaughter
Smith (WA)
Snyder
Solis
Space
Spratt
Stark
Stupak
Sutton
Tanner
Tauscher
Taylor
Thompson (CA)
Thompson (MS)
Tierney
Towns
Udall (CO)
Udall (NM)
Van Hollen
Velázquez
Visclosky
Walz (MN)
Wasserman
Schultz
Waters
Watson
Watt
Waxman
Weiner
Welch (VT)
Wexler
Wilson (OH)
Woolsey
Wu
Wynn
Yarmuth

Reyes	Shea-Porter	Udall (NM)
Rodriguez	Sherman	Van Hollen
Ros-Lehtinen	Shuler	Velázquez
Ross	Sires	Visclosky
Rothman	Skelton	Walz (MN)
Roybal-Allard	Slaughter	Wasserman
Ruppersberger	Smith (WA)	Schultz
Rush	Smith (WA)	Snyder
Ryan (OH)	Solis	Waters
Salazar	Space	Watson
Sánchez, Linda	Spratt	Watt
T.	Stark	Waxman
Sanchez, Loretta	Stupak	Weiner
Sarbanes	Sutton	Welch (VT)
Schakowsky	Tanner	Wexler
Schiff	Tauscher	Wilson (OH)
Schwartz	Taylor	Woolsey
Scott (GA)	Thompson (CA)	Wu
Scott (VA)	Thompson (MS)	Wynn
Serrano	Tierney	Yarmuth
Sestak	Towns	Young (AK)
Shays	Udall (CO)	

## NOES—184

Aderholt	Gillmor	Neugebauer
Akin	Gingrey	Nunes
Alexander	Gohmert	Paul
Bachmann	Goode	Pearce
Bachus	Goodlatte	Peterson (PA)
Baker	Granger	Petri
Barrett (SC)	Graves	Pitts
Bartlett (MD)	Hall (TX)	Platts
Barton (TX)	Hastert	Poe
Biggert	Hastings (WA)	Porter
Bilbray	Hayes	Price (GA)
Bishop (UT)	Heller	Pryce (OH)
Blackburn	Hensarling	Putnam
Blunt	Herger	Radanovich
Boehner	Hobson	Ramstad
Bonner	Hoekstra	Regula
Bono	Hulshof	Rehberg
Boozman	Hunter	Reichert
Boustany	Inglis (SC)	Renzi
Brady (TX)	Issa	Reynolds
Brown (SC)	Jindal	Rogers (AL)
Brown-Waite,	Johnson (IL)	Rogers (KY)
Ginny	Johnson, Sam	Rogers (MI)
Burton (IN)	Jones (NC)	Rohrabacher
Buyer	Jordan	Roskam
Calvert	Keller	Royce
Camp (MI)	King (IA)	Ryan (WI)
Campbell (CA)	King (NY)	Sali
Cannon	Kingston	Saxton
Cantor	Kirk	Schmidt
Capito	Kline (MN)	Sensenbrenner
Carter	Knollenberg	Shadegg
Castle	Kuhl (NY)	Shimkus
Chabot	LaHood	Shuster
Cole (OK)	Lamborn	Simpson
Conaway	Latham	Smith (NE)
Crenshaw	LaTourrette	Smith (NJ)
Cubin	Lewis (CA)	Smith (TX)
Culberson	Lewis (KY)	Souder
Davis (KY)	Linder	Stearns
Davis, David	LoBiondo	Sullivan
Davis, Tom	Lucas	Tancredo
Deal (GA)	Lungren, Daniel	Terry
Doolittle	E.	Thornberry
Drake	Mack	Tiahrt
Dreier	Manzullo	Tiberi
Duncan	Marchant	Turner
Ehlers	McCarthy (CA)	Upton
English (PA)	McCaul (TX)	Walberg
Everett	McCotter	Walden (OR)
Fallin	McCrery	Walsh (NY)
Feeney	McHenry	Wamp
Ferguson	McHugh	Weldon (FL)
Flake	McKeon	Weller
Forbes	McMorris	Westmoreland
Fortenberry	Rodgers	Whitfield
Fortuño	Mica	Wicker
Fossella	Miller (FL)	Wilson (NM)
Fox	Miller (MI)	Wilson (SC)
Franks (AZ)	Miller, Gary	Wolf
Frelinghuysen	Moran (KS)	Young (FL)
Gallely	Musgrave	
Garrett (NJ)	Myrick	

## NOT VOTING—8

Coble	Kanjorski	Pence
Davis, Jo Ann	Kucinich	Sessions
Faleomavaega	Meehan	

So the amendment was agreed to.

The SPEAKER pro tempore, Mr. KLEIN of Florida, assumed the Chair.

When Mr. BLUMENAUER, Acting Chairman, reported that the Committee, having had under consideration

said bill, had come to no resolution thereon.

¶41.27 HOUSE OF REPRESENTATIVES  
PAGE BOARD

The SPEAKER pro tempore, Mr. KLEIN of Florida, announced, pursuant to 2 United States Code 88b-3, amended by section 2 of the House Page Board Revision Act of 2007, and the order of the House of January 4, 2007, the Speaker and Minority Leader jointly appointed the following individuals to the House of Representatives Page Board for a term of one year: Ms. Lynn Silversmith Klein of Maryland and Mr. Adam Jones of Michigan.

¶41.28 EMERGENCY SUPPLEMENTAL  
APPROPRIATIONS FY 2007

Mr. OBEY submitted a privileged report (Rept. No. 110-60) on the bill (H.R. 1591) making emergency supplemental appropriations for the fiscal year ending September 30, 2007, and for other purposes.

When said bill and report were referred to the Union Calendar and ordered printed.

Pursuant to clause 1 of rule XXI, all points of order were reserved.

¶41.29 CONGRESSIONAL-EXECUTIVE  
COMMISSION ON THE PEOPLE'S  
REPUBLIC OF CHINA

The SPEAKER pro tempore, Mr. KLEIN of Florida, announced, pursuant to 22 United States Code 6913, and the order of the House of January 4, 2007, the Speaker appointed the following Members of the House to the Congressional-Executive Commission on the People's Republic of China, in addition to Mr. LEVIN, Chairman, appointed on February 7, 2007: Ms. KAPTUR, Messrs. HONDA, UDALL of New Mexico, WALZ of Minnesota, MANZULLO, PITTS, ROYCE, and SMITH of New Jersey.

*Ordered,* That the Clerk notify the Senate of the foregoing appointments.

¶41.30 FURTHER MESSAGE FROM THE  
SENATE

A further message from the Senate by Ms. Curtis, one of its clerks, announced that the Senate has passed a bill of the following title in which the concurrence of the House is requested:

S. 4. An Act to make the United States more secure by implementing unfinished recommendations of the 9/11 Commission to fight the war on terror more effectively, to improve homeland security, and for other purposes.

The message also announced that pursuant to section 1928a-1928d, of title 22, United States Code, as amended, the Chair, on behalf of the Vice President, appoints the following Senator as Chairman of the Senate Delegation to the North Atlantic Treaty Organization Parliamentary Assembly during the spring session, to be held in Madeira, Portugal, May 2007: The Senator from Maryland [Mr. CARDIN].

The message also announced that pursuant to Public Law 106-398, as amended by Public Law 108-7, in accordance with the qualifications speci-

fied under section 1238(b)(3)(E) of Public Law 106-398, and upon the recommendation of the Republican Leader, in consultation with the chairmen of the Senate Committee on Armed Services and the Senate Committee on Finance, the Chair, on behalf of the President pro tempore, appoints the following individual to the United States-China Economic Security Review commission:

Mr. Mark Esper of Virginia, for a term expiring December 31, 2008.

¶41.31 LEAVE OF ABSENCE

By unanimous consent, leave of absence was granted to Mr. PENCE, for March 19 through March 21.

And then,

¶41.32 ADJOURNMENT

On motion of Ms. FOXX, at 10 o'clock and 12 minutes p.m., the House adjourned.

¶41.33 REPORTS OF COMMITTEES ON  
PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XIII, reports of committees were delivered to the Clerk for printing and reference to the proper calendar, as follows:

Mr. CONYERS: Committee on the Judiciary. H.R. 1433. A bill to provide for the treatment of the District of Columbia as a Congressional district for purposes of representation in the House of Representatives, and for other purposes (Rept. 110-52 Pt. 2). Referred to the Committee of the Whole House on the state of the Union.

Mr. OBERSTAR: Committee on Transportation and Infrastructure. H.R. 802. A bill to amend the Act to Prevent Pollution from ships to implement MARPOL Annex VI; with amendments (Rept. 110-54). Referred to the Committee of the Whole House on the state of the Union.

Mr. FILNER: Committee on Veterans' Affairs. H.R. 327. A bill to direct the Secretary of Veterans Affairs to develop and implement a comprehensive program designed to reduce the incidence of suicide among veterans; with amendments (Rept. 110-55). Referred to the Committee of the Whole House on the state of the Union.

Mr. FILNER: Committee on Veterans' Affairs. H.R. 1284. A bill to increase, effective as of December 1, 2007, the rates of compensation for veterans with service-connected disabilities and the rates of dependency and indemnity compensation for the survivors of certain disabled veterans (Rept. 110-56). Referred to the Committee of the Whole House on the state of the Union.

Mr. FILNER: Committee on Veterans' Affairs. H.R. 797. A bill to amend title 38, United States Code, to improve compensation benefits for veterans in certain cases of impairment of vision involving both eyes, and for other purposes; with amendments (Rept. 110-57). Referred to the Committee of the Whole House on the state of the Union.

Mr. CONYERS: Committee on the Judiciary. H.R. 580. A bill to amend chapter 35 of title 28, United States Code, to provide for a 120-day limit to the term of a United States attorney appointed on an interim basis by the Attorney General, and for other purposes; with an amendment (Rept. 110-58). Referred to the Committee of the Whole House on the state of the Union.

Mr. CONYERS: Committee on the Judiciary. H.R. 1130. A bill to amend the Ethics in

Government Act of 1978 to extend the authority to withhold from public availability a financial disclosure report filed by an individual who is a judicial officer or judicial employee, to the extent necessary to protect the safety of that individual or a family member of that individual, and for other purposes (Rept. 110-59). Referred to the Committee of the Whole House on the state of the Union.

Mr. OBEY: Committee on Appropriations. H.R. 1591. A bill making emergency supplemental appropriations for the fiscal year ending September 30, 2007, and for other purposes (Rept. 110-60). Referred to the Committee of the Whole House on the state of the Union.

Mr. OBEY: Committee on Appropriations. Report on the Revised Suballocation of Budget Allocations for Fiscal Year 2007 (Rept. 110-61). Referred to the Committee of the Whole House on the state of the Union.

#### 41.34 PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XII, public bills and resolutions were introduced and severally referred, as follows:

By Mr. SHAYS (for himself, Mr. BUCHANAN, and Mr. BILIRAKIS):

H.R. 1577. A bill to create a Department of Defense-wide program of patient navigators for wounded members of the Armed Forces; to the Committee on Armed Services.

By Mr. SHAYS (for himself, Mr. TOM DAVIS of Virginia, Mr. BUCHANAN, and Mr. BILIRAKIS):

H.R. 1578. A bill to establish and monitor medical holdover performance standards; to the Committee on Armed Services.

By Mr. BUCHANAN (for himself, Mr. BILIRAKIS, and Mr. SHAYS):

H.R. 1579. A bill to create a standard soldier patient tracking system; to the Committee on Armed Services.

By Mr. BILIRAKIS (for himself, Mr. BUCHANAN, and Mr. SHAYS):

H.R. 1580. A bill to create a Department of Defense-wide Ombudsman Office; to the Committee on Armed Services.

By Mr. LANTOS:

H.R. 1581. A bill to improve coordination, implementation, and oversight of United States economic reconstruction assistance for Iraq, and for other purposes; to the Committee on Foreign Affairs, and in addition to the Committees on the Judiciary, and Armed Services, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. SCHIFF (for himself and Mrs. BONO):

H.R. 1582. A bill to increase and enhance law enforcement resources committed to investigation and prosecution of violent gangs, to deter and punish violent gang crime, to protect law-abiding citizens and communities from violent criminals, to revise and enhance criminal penalties for violent crimes, to expand and improve gang prevention programs, and for other purposes; to the Committee on the Judiciary.

By Mrs. GILLIBRAND:

H.R. 1583. A bill to amend the Farm Security and Rural Investment Act of 2002 to extend the Milk Income Loss Contract Program through fiscal year 2012 at the 45 percent payment rate, to establish a minimum price for Class I milk under Federal milk marketing orders, and for other purposes; to the Committee on Agriculture.

By Mr. POMEROY (for himself, Mr. CAMP of Michigan, Mr. MORAN of Kansas, Mr. DAVIS of Alabama, Mr. ENGLISH of Pennsylvania, Mr. GOODE, and Mrs. BOYDA of Kansas):

H.R. 1584. A bill to amend the Internal Revenue Code of 1986 to extend and modify the

railroad track maintenance credit; to the Committee on Ways and Means.

By Mr. SKELTON (for himself and Mr. HUNTER) (both by request):

H.R. 1585. A bill to authorize appropriations for fiscal year 2008 for military activities of the Department of Defense, to prescribe military personnel strengths for fiscal year 2007, and for other purposes; to the Committee on Armed Services.

By Mr. THORNBERRY:

H.R. 1586. A bill to repeal the Federal estate and gift taxes; to the Committee on Ways and Means.

By Mrs. SCHMIDT:

H.R. 1587. A bill to direct the Secretary of the Army to carry out programs and activities to enhance the safety of levees in the United States; to the Committee on Transportation and Infrastructure.

By Mrs. CUBIN (for herself, Mr. GORDON, Mr. ROTHMAN, and Mr. GILLMOR):

H.R. 1588. A bill to amend title XVIII of the Social Security Act to provide for the coverage of marriage and family therapist services and mental health counselor services under part B of the Medicare Program, and for other purposes; to the Committee on Energy and Commerce, and in addition to the Committee on Ways and Means, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. BROWN of South Carolina (for himself and Mr. TOM DAVIS of Virginia):

H.R. 1589. A bill to amend title 10, United States Code, to repeal the offset from surviving spouse annuities under the military Survivor Benefit Plan for amounts paid by the Secretary of Veterans Affairs as dependency and indemnity compensation, to repeal the optional annuity authority for the dependent children of a member when there is an eligible surviving spouse, and for other purposes; to the Committee on Armed Services.

By Mr. WAXMAN (for himself, Mr. ALLEN, Mr. LOBIONDO, Ms. MATSUI, Mr. WEXLER, Mr. HINCHEY, Mr. PALLONE, Mr. BERMAN, Ms. SHEAPORTER, Mr. CHANDLER, Mr. MEEHAN, Ms. MCCOLLUM of Minnesota, Mr. NADLER, Ms. LEE, Mr. BLUMENAUER, Mr. INSLEE, Mr. SCHIFF, Mrs. TAUSCHER, Mrs. MALONEY of New York, Mr. SHAYS, Mr. MORAN of Virginia, Mr. ELLISON, Mr. GUTIERREZ, Mr. GRIJALVA, Mrs. DAVIS of California, Mr. CLAY, Mr. HONDA, Ms. WOOLSEY, Ms. HARMAN, Ms. SCHAKOWSKY, Mr. COHEN, Mr. CLEAVER, Mr. CARNAHAN, Mr. PAYNE, Mr. McNULTY, Mr. STARK, Mr. SESTAK, Mr. WELCH of Vermont, Mr. CUMMINGS, Ms. SCHWARTZ, Mr. DOGGETT, Ms. WATSON, Mr. SMITH of Washington, Mr. LYNCH, Mr. MARKEY, Mr. SHERMAN, Mr. MCGOVERN, Mr. MICHAUD, Ms. BALDWIN, Mr. OLVER, Mr. WEINER, Mr. JEFFERSON, Mr. HODES, Mr. LANTOS, Mr. SIREN, Mr. YARMUTH, Mr. ABERCROMBIE, Mr. ROTHMAN, Ms. WATERS, Mr. VAN HOLLEN, Mr. HASTINGS of Florida, Mrs. CAPPS, Mr. DELAHUNT, Mr. FARR, Mr. FILNER, Mr. FRANK of Massachusetts, Ms. JACKSON-LEE of Texas, Mrs. JONES of Ohio, Mr. KENNEDY, Mr. KUCINICH, Mr. LANGEVIN, Mr. LARSON of Connecticut, Mr. LEWIS of Georgia, Mr. GEORGE MILLER of California, Mrs. NAPOLITANO, Mr. NEAL of Massachusetts, Ms. LORETTA SANCHEZ of California, Mr. SERRANO, Mr. THOMPSON of California, Ms. ZOE LOFGREN of California, Mr. DAVIS of Illinois, Mr.

WYNN, Mr. FATTAH, Ms. SOLIS, Mr. SARBANES, Mr. MURPHY of Connecticut, Mr. ACKERMAN, Mrs. LOWEY, Ms. DELAURO, Mr. DICKS, Mr. TOWNS, Ms. DEGETTE, Ms. BERKLEY, Mr. KIND, Mr. BISHOP of New York, Mr. ISRAEL, Ms. CORRINE BROWN of Florida, Mr. SCOTT of Virginia, Mr. JOHNSON of Georgia, Mr. KLEIN of Florida, Mr. BRADY of Pennsylvania, Mr. CONYERS, Mr. JACKSON of Illinois, Ms. ROYBAL-ALLARD, Ms. CASTOR, Ms. HIRONO, Mr. EMANUEL, Mr. MCNERNEY, Mr. THOMPSON of Mississippi, Ms. LINDA T. SANCHEZ of California, Mr. PASCRELL, Mr. RANGEL, Ms. MILLENDER-MCDONALD, Mr. DEFAZIO, Ms. MOORE of Wisconsin, Ms. WASSERMAN SCHULTZ, Mr. MEEK of Florida, Ms. EDDIE BERNICE JOHNSON of Texas, Mr. MCDERMOTT, Ms. CARSON, Mr. BECERRA, Ms. ESHOO, Mr. HALL of New York, Mr. CAPUANO, Mr. CROWLEY, Mr. TIERNEY, Mr. ENGEL, and Mr. WU):

H.R. 1590. A bill to reduce greenhouse gas emissions and protect the climate; to the Committee on Energy and Commerce, and in addition to the Committee on Foreign Affairs, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. CONYERS (for himself, Mr. KIRK, Mr. FRANK of Massachusetts, Mr. SHAYS, Ms. BALDWIN, Ms. ROSLEHTINEN, Mr. NADLER, Mrs. BONO, Mr. ABERCROMBIE, Mr. ACKERMAN, Mr. ALLEN, Mr. ANDREWS, Mr. ARCURI, Mr. BACA, Mr. BAIRD, Mr. BECERRA, Ms. BERKLEY, Mr. BERMAN, Mrs. BIGGERT, Mr. BISHOP of New York, Mr. BLUMENAUER, Ms. BORDALLO, Mr. BOSWELL, Mr. BRADY of Pennsylvania, Mr. BRALEY OF IOWA, Ms. CORRINE BROWN of Florida, Mrs. CAPPS, Mr. CAPUANO, Mr. CARNAHAN, Ms. CARSON, Mr. CASTLE, Mr. COHEN, Mr. COSTA, Mr. COURTNEY, Mr. CROWLEY, Mr. CUMMINGS, Mr. DAVIS of Illinois, Mrs. DAVIS of California, Mr. DEFAZIO, Ms. DEGETTE, Mr. DELAHUNT, Ms. DELAURO, Mr. DINGELL, Mr. DOGGET, Mr. DOYLE, Mr. ELLISON, Mr. EMANUEL, Mr. ENGEL, Mr. FARR, Mr. FATTAH, Mr. FILNER, Mr. GERLACH, Ms. GIFFORDS, Mr. GONZALEZ, Mr. GENE GREEN of Texas, Mr. GRIJALVA, Mr. HASTINGS of Florida, Mr. HIGGINS, Mr. HINCHEY, Ms. HIRONO, Mr. HODES, Mr. HOLT, Mr. HONDA, Ms. HOOLEY, Mr. INSLEE, Mr. ISRAEL, Ms. JACKSON-LEE of Texas, Ms. EDDIE BERNICE JOHNSON of Texas, Mr. KAGEN, Mr. KENNEDY, Mr. KILDEE, Mr. KIND, Mr. KLEIN of Florida, Mr. KUCINICH, Mr. KUHL of New York, Mr. LANGEVIN, Mr. LARSON of Connecticut, Ms. LEE, Mr. LEVIN, Mr. LEWIS of Georgia, Mr. LOEBSACK, Ms. ZOE LOFGREN of California, Mrs. LOWEY, Mr. LYNCH, Mrs. MALONEY of New York, Mr. MARKEY, Ms. MATSUI, Ms. MCCOLLUM of Minnesota, Mr. MCDERMOTT, Mr. MCGOVERN, Mr. McNULTY, Mr. MEEHAN, Mr. MICHAUD, Mr. MILLER of North Carolina, Mr. GEORGE MILLER of California, Ms. MOORE of Wisconsin, Mr. MOORE of Kansas, Mr. MORAN of Virginia, Mr. MURPHY of Connecticut, Mr. PATRICK MURPHY of Pennsylvania, Mrs. NAPOLITANO, Ms. NORTON, Mr. OLVER, Mr. PALLONE, Mr. PASCRELL, Mr. PASTOR, Mr. PAYNE, Mr. ROTHMAN, Ms. ROYBAL-ALLARD, Ms. LINDA T. SANCHEZ of California, Ms. SCHAKOWSKY, Mr. SCHIFF, Ms. SCHWARTZ, Mr. SCOTT of Virginia, Mr.

SERRANO, Ms. SHEA-PORTER, Mr. SHERMAN, Mr. SIRES, Mr. SKELTON, Ms. SLAUGHTER, Mr. SMITH of Washington, Mr. STARK, Ms. SUTTON, Mrs. TAUSCHER, Mr. THOMPSON of California, Mr. TIERNEY, Mrs. JONES of Ohio, Mr. UDALL of Colorado, Mr. UDALL of New Mexico, Mr. VAN HOLLEN, Ms. WASSERMAN SCHULTZ, Ms. WATSON, Mr. WAXMAN, Mr. WEINER, Mr. WEXLER, Ms. WOOLSEY, Mr. WU, and Mr. WYNN):

H.R. 1592. A bill to provide Federal assistance to States, local jurisdictions, and Indian tribes to prosecute hate crimes, and for other purposes; to the Committee on the Judiciary.

By Mr. DAVIS of Illinois (for himself, Mr. CANNON, Mr. CONYERS, Mr. COBLE, Mr. SCOTT of Virginia, Mr. SMITH of Texas, Mrs. JONES of Ohio, Mr. FORBES, Mr. SCHIFF, Mr. SENSENBRENNER, Mr. CHABOT, Ms. JACKSON-LEE of Texas, Mr. CUMMINGS, Mr. JOHNSON of Georgia, and Ms. CLARKE):

H.R. 1593. A bill to reauthorize the grant program for reentry of offenders into the community in the Omnibus Crime Control and Safe Streets Act of 1968, to improve reentry planning and implementation, and for other purposes; to the Committee on the Judiciary.

By Mr. ENGLISH of Pennsylvania (for himself, Mr. ALTMIRE, Mr. BRADY of Pennsylvania, Mr. PETERSON of Pennsylvania, Mr. GERLACH, Mr. SESTAK, Mr. PATRICK MURPHY of Pennsylvania, Mr. SHUSTER, Mr. MURTHA, Mr. DOYLE, Mr. DENT, Mr. PITTS, Mr. HOLDEN, Mr. TIM MURPHY of Pennsylvania, and Mr. PLATTS):

H.R. 1594. A bill to designate the Department of Veterans Affairs Outpatient Clinic in Hermitage, Pennsylvania, as the Michael A. Marzano Department of Veterans Affairs Outpatient Clinic; to the Committee on Veterans' Affairs.

By Ms. BORDALLO (for herself, Mr. HOYER, Mr. RAHALL, Mrs. CHRISTENSEN, Mr. FORTUÑO, Mr. BURTON of Indiana, Mr. FALEOMAVAEGA, Mr. HONDA, and Mr. GRIJALVA):

H.R. 1595. A bill to implement the recommendations of the Guam War Claims Review Commission; to the Committee on Natural Resources.

By Mr. FERGUSON (for himself, Mr. KUHL of New York, Mr. REICHERT, Mr. BURTON of Indiana, and Ms. GINNY BROWN-WAITE of Florida):

H.R. 1596. A bill to amend the Internal Revenue Code of 1986 to provide and extend tax incentives for renewable energy and conservation; to the Committee on Ways and Means.

By Mr. INSLEE (for himself, Mr. DEAL of Georgia, Ms. BALDWIN, Mrs. BLACKBURN, Mr. ROGERS of Michigan, Mr. BOUCHER, and Mr. GILLMOR):

H.R. 1597. A bill to require the FCC to issue a final order regarding television white spaces; to the Committee on Energy and Commerce.

By Mr. ISRAEL (for himself and Mr. DAVIS of Kentucky):

H.R. 1598. A bill to amend the Servicemembers Civil Relief Act to protect the credit of servicemembers deployed to an overseas combat zone and to facilitate awareness of a servicemember's rights under such Act, and for other purposes; to the Committee on Veterans' Affairs, and in addition to the Committee on Financial Services, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. JEFFERSON:

H.R. 1599. A bill to ensure an adequate supply of public health professionals, and for other purposes; to the Committee on Energy and Commerce, and in addition to the Committee on Ways and Means, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. CARDOZA (for himself, Mr. PUTNAM, Mr. SALAZAR, Mr. LARSEN of Washington, Mr. MCCARTHY of California, Mr. KUHL of New York, Mr. HALL of New York, Mr. WALSH of New York, Mr. HIGGINS, Mr. FARR, Mr. MAHONEY of Florida, Mr. HOEKSTRA, Mr. ALLEN, Ms. KILPATRICK, Ms. SLAUGHTER, Mr. FILNER, Mr. CUMMINGS, Mr. WELCH of Vermont, Mr. CARNAHAN, Mr. BLUMENAUER, Mr. McDERMOTT, Mr. HASTINGS of Washington, Mr. MCNERNEY, Mr. NUNES, Mr. RUSH, Mrs. TAUSCHER, Mr. RADANOVICH, Mrs. McMORRIS RODGERS, Ms. WOOLSEY, Ms. HOOLEY, Mr. MCHUGH, Mr. COSTA, Mr. BROWN of South Carolina, Mr. DANIEL E. LUNGREN of California, Mr. PERLMUTTER, Mr. SHULER, Ms. LORETTA SANCHEZ of California, Ms. MATSUI, Mr. CUELLAR, Mrs. CAPPS, Ms. KAPTUR, Mr. WU, Mrs. BONO, Mr. MCINTYRE, Mr. BARTLETT of Maryland, Mr. BOYD of Florida, Mrs. DRAKE, Ms. ZOE LOFGREN of California, Mr. ISSA, Mr. MARIO DIAZ-BALART of Florida, Mr. WALDEN of Oregon, Mr. GILCHREST, Mr. DELAHUNT, Mr. ARCURI, Mr. REYNOLDS, Mr. THOMPSON of California, Mr. HINCHEY, Mr. COURTNEY, Mr. SIMPSON, Mr. PLATTS, Ms. ROSLEHTINEN, Mr. SHAYS, Ms. HIRONO, Mr. BARROW, and Mr. CALVERT):

H.R. 1600. A bill to continue and expand upon previous congressional efforts to ensure an abundant and affordable supply of fruits, vegetables, tree nuts, and other specialty crops for American consumers and international markets, to enhance the competitiveness of United States-grown specialty crops, and for other purposes; to the Committee on Agriculture, and in addition to the Committees on Ways and Means, Education and Labor, Energy and Commerce, and Financial Services, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. JEFFERSON:

H.R. 1601. A bill to facilitate the provision of telehealth services, and for other purposes; to the Committee on Energy and Commerce, and in addition to the Committee on Ways and Means, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. JEFFERSON:

H.R. 1602. A bill to ensure environmental justice in the areas affected by Hurricanes Katrina and Rita; to the Committee on Energy and Commerce, and in addition to the Committee on Natural Resources, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. JEFFERSON:

H.R. 1603. A bill to amend title 5, United States Code, to establish a national health program administered by the Office of Personnel Management to offer Federal employee health benefits plans to certain individuals affected by an incident of national significance, and for other purposes; to the Committee on Oversight and Government

Reform, and in addition to the Committee on Ways and Means, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Ms. EDDIE BERNICE JOHNSON of Texas (for herself, Mr. PAYNE, Mr. WEXLER, Mr. ACKERMAN, Mr. FALEOMAVAEGA, Mr. GENE GREEN of Texas, Ms. JACKSON-LEE of Texas, Mr. POE, Ms. WATSON, Mr. MEEKS of New York, Mr. HINOJOSA, Mr. GONZALEZ, Mr. AL GREEN of Texas, Mr. ORTIZ, Mr. LAMPSON, Mr. RODRIGUEZ, Mr. HALL of Texas, Mr. SESSIONS, Mr. EDWARDS, Mr. DOGGETT, Mr. REYES, and Mr. CUELLAR):

H.R. 1604. A bill to designate the headquarters building of the Embassy of the United States in Addis Ababa, Ethiopia, as the "Mickey Leland United States Embassy Building"; to the Committee on Foreign Affairs.

By Mr. LATOURETTE (for himself, Mr. YOUNG of Alaska, and Mr. LOBIONDO):

H.R. 1605. A bill to amend title 46, United States Code, to repeal requirements that applicants for merchant seamen licenses and certificates and merchant mariner's documents must take oaths, and for other purposes; to the Committee on Transportation and Infrastructure.

By Ms. MATSUI:

H.R. 1606. A bill to amend title 49, United States Code, to provide for the establishment of a flexibility incentive grant program; to the Committee on Transportation and Infrastructure.

By Mr. MICHAUD:

H.R. 1607. A bill to amend the Immigration and Nationality Act to provide for the automatic acquisition of citizenship by certain individuals born in Korea, Vietnam, Laos, Kampuchea, or Thailand; to the Committee on the Judiciary.

By Mr. GEORGE MILLER of California (for himself, Mr. EMANUEL, Mr. HINOJOSA, Mr. TIERNEY, Mr. BISHOP of New York, Mr. SESTAK, Mr. YARMUTH, Mr. RYAN of Ohio, Mr. ARCURI, Mrs. BOYDA of Kansas, Mr. DELAHUNT, Mr. HALL of New York, Mr. PERLMUTTER, Ms. SUTTON, and Ms. WATSON):

H.R. 1608. A bill to expand college opportunities by significantly simplifying the Federal student aid application process; to the Committee on Education and Labor.

By Mr. PASCRELL (for himself, Mr. RENZI, Mrs. MALONEY of New York, Mr. BILIRAKIS, Mr. SPACE, and Mr. MICA):

H.R. 1609. A bill to award posthumously a Congressional Gold Medal to Constantino Brumidi; to the Committee on Financial Services.

By Mr. POMEROY (for himself and Mr. ENGLISH of Pennsylvania):

H.R. 1610. A bill to amend the Internal Revenue Code of 1986 to reduce the tax on beer to its pre-1991 level; to the Committee on Ways and Means.

By Mr. REYES:

H.R. 1611. A bill to amend the Small Business Act to improve the 8(a) program; to the Committee on Small Business.

By Mr. SIMPSON (for himself and Mr. INSLEE):

H.R. 1612. A bill to modify the boundary of the Minidoka Internment National Monument, to establish the Minidoka National Historic Site, to authorize the Secretary of the Interior to convey certain land and improvements of the Gooding Division of the Minidoka Project, Idaho, and for other purposes; to the Committee on Natural Resources.

By Mr. TIAHRT (for himself, Mr. LINDER, Mr. WILSON of South Carolina,



Mr. PITTS, Mr. ENGLISH of Pennsylvania, Mr. RYAN of Wisconsin, and Mr. GARRETT of New Jersey:

H.R. 1613. A bill to amend the Revised Statutes of the United States to provide for legal protection against frivolous lawsuits directed at statutes prohibiting picketing at military and other funerals, and for other purposes; to the Committee on the Judiciary.

By Mr. TIERNEY (for himself, Mr. GRIJALVA, and Mr. PLATTS):

H.R. 1614. A bill to reform the financing of House elections, and for other purposes; to the Committee on House Administration, and in addition to the Committees on Energy and Commerce, Ways and Means, and Oversight and Government Reform, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Ms. BORDALLO:

H. Con. Res. 94. Concurrent resolution encouraging the elimination of harmful fishing subsidies that contribute to overcapacity in commercial fishing fleets worldwide and that lead to the overfishing of global fish stocks; to the Committee on Natural Resources.

By Ms. WOOLSEY:

H. Con. Res. 95. Concurrent resolution honoring the career and research accomplishments of Frances E. Allen, the 2006 recipient of the A.M. Turing Award; to the Committee on Science and Technology.

By Mr. JACKSON of Illinois:

H. Res. 256. A resolution congratulating Sauk Village, Illinois, on its 50th anniversary; to the Committee on Oversight and Government Reform.

By Mr. PLATTS (for himself and Mr. CUMMINGS):

H. Res. 257. A resolution supporting the goals and ideals of Pancreatic Cancer Awareness Month; to the Committee on Oversight and Government Reform.

¶41.35 MEMORIALS

Under clause 3 of rule XII, memorials were presented and referred as follows:

11. The SPEAKER presented a memorial of the Senate of the State of Iowa, relative to Senate Resolution No. 15 opposing the commitment of additional American troops to the war in Iraq; jointly to the Committees on Armed Services and Foreign Affairs.

¶41.36 ADDITIONAL SPONSORS

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

H.R. 11: Ms. SCHAKOWSKY.  
 H.R. 19: Mr. BILBRAY and Ms. GINNY BROWN-WAITE of Florida.  
 H.R. 39: Mr. HASTINGS of Florida, Mr. YARMUTH, and Mr. RYAN of Ohio.  
 H.R. 140: Mr. WEXLER.  
 H.R. 180: Mr. ALTMIRE and Mr. WOLF.  
 H.R. 210: Mr. TOWNS.  
 H.R. 245: Mrs. CAPITO.  
 H.R. 255: Mr. POE.  
 H.R. 281: Ms. ESHOO.  
 H.R. 327: Mr. SOUDER.  
 H.R. 329: Mr. McDERMOTT and Ms. CLARKE.  
 H.R. 354: Mr. GRIJALVA.  
 H.R. 406: Mr. GONZALEZ.  
 H.R. 410: Mr. BURTON of Indiana.  
 H.R. 440: Mr. GRIJALVA.  
 H.R. 450: Mr. REHBERG.  
 H.R. 458: Mr. RUPPERSBERGER.  
 H.R. 460: Mr. KUCINICH and Ms. CLARKE.  
 H.R. 500: Mr. GOODE.  
 H.R. 511: Mr. TURNER.  
 H.R. 563: Mr. BUCHANAN, and Mr. WALBERG.  
 H.R. 567: Mr. JEFFERSON and Mr. REICHERT.  
 H.R. 579: Mr. VAN HOLLEN, Mr. PAUL, Mr. SHULER, Mr. McNERNEY, and Mr. BOUSTANY.

H.R. 589: Mr. ALLEN.  
 H.R. 623: Ms. CLARKE.  
 H.R. 624: Mr. KIND, Ms. WATERS, Mr. McDERMOTT, Mr. THOMPSON of Mississippi, Ms. CLARKE, Mr. COHEN, and Mrs. MALONEY of New York.  
 H.R. 628: Mr. BACHUS, and Mr. WALBERG.  
 H.R. 634: Mr. ADERHOLT, Mrs. BACHMANN, Mr. BOUSTANY, Mr. BURTON of Indiana, Mr. CARTER, Mr. DENT, Mr. DUNCAN, Mr. FORTENBERRY, Mr. KLINE of Minnesota, Mr. LATOURETTE, Mr. LAMBORN, Mr. LOBIONDO, Mr. DANIEL E. LUNGREN of California, Mr. REGULA, Mr. REICHERT, Mr. ROGERS of Michigan, Mr. ROSKAM, Mr. UPTON, Mr. WELLER, and Mr. WILSON of South Carolina.  
 H.R. 654: Mr. ELLISON, Mr. THOMPSON of Mississippi, Ms. CLARKE, Mr. HONDA, Mr. COHEN, Mrs. LOWEY, Mr. JACKSON of Illinois, and Mrs. MALONEY of New York.  
 H.R. 661: Mr. KLEIN of Florida.  
 H.R. 677: Mr. McNERNEY.  
 H.R. 681: Mr. FRANKS of Arizona and Mr. DAVIS of Kentucky.  
 H.R. 686: Mr. GOHMERT, Mrs. GILLIBRAND, and Mr. McGOVERN.  
 H.R. 691: Mr. ALLEN, Mr. ISRAEL, Mr. CONYERS, Mr. MICHAUD, and Mr. CARNEY.  
 H.R. 698: Mr. SHERMAN, Mr. DELAHUNT, Mr. MURTHA, Ms. WASSERMAN SCHULTZ, Mr. POMEROY, Mrs. BOYDA of Kansas, Mrs. MYRICK, Mr. BARRETT of South Carolina, Ms. WOOLSEY, Mr. TURNER, and Mr. MARSHALL.  
 H.R. 719: Mr. WILSON of Ohio, Mr. McCOTTER, Mr. McHUGH, Mr. GRAVES, Mr. GERLACH, Mr. MURTHA, Mr. JINDAL, Mr. BUCHANAN, Ms. WASSERMAN SCHULTZ, and Mr. WOLF.  
 H.R. 728: Ms. KILPATRICK.  
 H.R. 731: Mr. GOHMERT.  
 H.R. 752: Mr. KENNEDY, Mr. COHEN, Mr. JONES of North Carolina, and Mrs. LOWEY.  
 H.R. 769: Mr. MARCHANT.  
 H.R. 782: Mr. VISCLOSKEY and Mr. PAYNE.  
 H.R. 790: Mr. HERGER.  
 H.R. 811: Mr. RODRIGUEZ and Mr. ROSS.  
 H.R. 887: Ms. CORRINE BROWN of Florida.  
 H.R. 894: Mr. HALL of New York.  
 H.R. 896: Ms. BALDWIN.  
 H.R. 901: Ms. WATSON.  
 H.R. 926: Mr. McCAUL of Texas.  
 H.R. 988: Ms. WOOLSEY, Mr. GEORGE MILLER of California, Mr. STARK, Ms. ZOE LOFGREN of California, Mr. CARDOZA, Mrs. CAPPS, Ms. WATERS, and Ms. LORETTA SANCHEZ of California.  
 H.R. 989: Mr. KLINE of Minnesota.  
 H.R. 997: Mr. KANJORSKI, Mr. SULLIVAN, Mr. JONES of North Carolina, Mr. LUCAS, Mr. FORBES, and Mr. ROGERS of Alabama.  
 H.R. 1038: Mr. PASTOR.  
 H.R. 1061: Mr. EHLERS.  
 H.R. 1064: Mr. SIRES and Mr. BUTTERFIELD.  
 H.R. 1072: Ms. ESHOO.  
 H.R. 1076: Mr. HINCHEY and Mr. SHIMKUS.  
 H.R. 1093: Mr. YOUNG of Florida and Mr. CRENSHAW.  
 H.R. 1097: Mr. GRIJALVA.  
 H.R. 1102: Mr. STEARNS, Mr. MOORE of Kansas, and Mr. PASTOR.  
 H.R. 1108: Mr. DOYLE.  
 H.R. 1115: Mrs. JO ANN DAVIS of Virginia.  
 H.R. 1122: Mr. BROWN of South Carolina.  
 H.R. 1135: Mr. BROWN of South Carolina.  
 H.R. 1153: Mr. LINDER, Mr. WAMP, Mr. SHADEGG, Mr. McHENRY, Mr. BROWN of South Carolina, Mr. CONAWAY, Mr. DEAL of Georgia, Mr. WALBERG, and Mr. CULBERSON.  
 H.R. 1199: Mr. HERGER.  
 H.R. 1216: Mr. TIAHRT.  
 H.R. 1228: Mr. DUNCAN and Mr. BLUMENAUER.  
 H.R. 1236: Ms. NORTON, Mr. MARSHALL, Ms. WATSON, and Mr. McNULTY.  
 H.R. 1240: Ms. BORDALLO.  
 H.R. 1283: Mr. GRIJALVA, Mr. FORBES, Mr. FERGUSON, Mr. WALZ of Minnesota, Mr. GILCHREST, Ms. BERKLEY, and Mr. CLAY.  
 H.R. 1286: Mr. PATRICK MURPHY of Pennsylvania.

H.R. 1293: Mr. CROWLEY, Mr. McCOTTER, Ms. LORETTA SANCHEZ of California, Mrs. DRAKE, and Mr. GERLACH.  
 H.R. 1314: Mr. KLINE of Minnesota, Ms. FOX, Mr. AKIN, Mr. HALL of Texas, Mr. FRANKS of Arizona, Mr. GOHMERT, Mr. BISHOP of Utah, Ms. GRANGER, Mr. McCAUL of Texas, Mr. WALBERG, Mr. BOOZMAN, Mr. MANZULLO, Mrs. CUBIN, Mr. HERGER, Mr. BARTON of Texas, and Mr. SULLIVAN.  
 H.R. 1324: Mrs. MYRICK.  
 H.R. 1330: Mr. GRIJALVA.  
 H.R. 1344: Ms. SCHAKOWSKY and Mr. KILDEE.  
 H.R. 1347: Mr. GRIJALVA.  
 H.R. 1350: Mr. ENGLISH of Pennsylvania.  
 H.R. 1353: Mrs. MCCARTHY of New York.  
 H.R. 1361: Mr. JINDAL and Ms. MILLENDER-MCDONALD.  
 H.R. 1379: Ms. Linda T. SANCHEZ of California, Mr. FRANK of Massachusetts, and Mr. HOLT.  
 H.R. 1382: Mr. PLATTS.  
 H.R. 1399: Mr. BUCHANAN, Mr. HELLER, Mr. POE, Mr. HENSARLING, Mr. CONAWAY, Mr. SHUSTER, Mr. ELLSWORTH, Mr. SIMPSON, Mr. ROGERS of Alabama, Mr. ADERHOLT, Mr. MATHESON, Mr. HOLDEN, Mr. DINGELL, Mr. RAHALL, Mr. ISSA, Mr. SALI, Ms. GINNY BROWN-WAITE of Florida, Mr. JONES of North Carolina, Mr. BILBRAY, Mr. SKELTON, Mr. PUTNAM, Mr. CANNON, Mr. HUNTER, Mr. MILLER of Florida, Mr. CANTOR, Mr. MACK, Mr. WILSON of South Carolina, Mr. FRANKS of Arizona, Mr. McHENRY, Mr. JOHNSON of Illinois, Mr. DOOLITTLE, Mr. WAMP, Mr. BARTON of Texas, Ms. PRYCE of Ohio, Mr. BURGESS, Mrs. BLACKBURN, Mr. CULBERSON, and Mr. JORDAN.  
 H.R. 1414: Ms. JACKSON-LEE of Texas, Mr. MEEKS of New York, Mr. DELAHUNT, and Mr. HALL of New York.  
 H.R. 1415: Ms. LINDA T. SANCHEZ of California, Mr. COHEN, Mr. McGOVERN, Mr. JOHNSON of Georgia, and Mr. GEORGE MILLER of California.  
 H.R. 1416: Ms. LINDA T. SANCHEZ of California, Mr. COHEN, Mr. McGOVERN, Mr. JOHNSON of Georgia, and Mr. GEORGE MILLER of California.  
 H.R. 1419: Ms. McCOLLUM of Minnesota, Mr. EMANUEL, Mr. TERRY, and Mr. KIND.  
 H.R. 1420: Ms. CORRINE BROWN of Florida, Ms. HIRONO, and Ms. ESHOO.  
 H.R. 1426: Mr. McCAUL of Texas.  
 H.R. 1427: Mrs. MALONEY of New York.  
 H.R. 1428: Mr. LAHOOD.  
 H.R. 1431: Mr. DAVID DAVIS of Tennessee.  
 H.R. 1433: Mr. ENGLISH of Pennsylvania.  
 H.R. 1441: Mr. CARNEY, Mr. POE, Mr. SOUDER, Mrs. MYRICK, Mr. CROWLEY, Mr. PETERSON of Minnesota, and Mrs. BOYDA of Kansas.  
 H.R. 1465, Mr. CROWLEY and Ms. SCHAKOWSKY.  
 H.R. 1474: Mr. MURTHA, Mrs. BOYDA of Kansas, Mr. ROGERS of Alabama, and Mr. ABERCROMBIE.  
 H.R. 1533: Mr. WALSH of New York and Mr. McHUGH.  
 H.R. 1538: Mr. SAXTON and Mrs. DAVIS of California.  
 H.R. 1551: Mr. HODES and Mr. TIM MURPHY of Pennsylvania.  
 H.R. 1555: Mr. WOLF.  
 H. Con. Res. 13: Mr. GILLMOR.  
 H. Con. Res. 24: Mr. KUCINICH and Ms. CLARKE.  
 H. Con. Res. 27: Mr. HARE and Ms. CLARKE.  
 H. Con. Res. 71: Ms. ZOE LOFGREN of California and Mr. ANDREWS.  
 H. Con. Res. 80: Ms. MOORE of Wisconsin, Mr. MORAN of Virginia, Mr. VAN HOLLEN, Mr. BERMAN, Mr. RANGEL, Mr. RUSH, Mrs. CHRISTENSEN, and Ms. KILPATRICK.  
 H. Con. Res. 88: Mr. LARSEN of Washington, Mr. PETERSON of Minnesota, Ms. HOOLEY, Ms. ESHOO, Mr. SHULER, Mr. CUELLAR, Mr. DANIEL E. LUNGREN of California, Mr. TANNER, Mr. LEWIS of California, Mr. GORDON, Mr. ETHERIDGE, Mr. GOODLATTE, Mrs. BONO, Mr.

GALLEGLY, Mr. HERGER, and Mr. KUHLE of New York.

H. Con. Res. 92: Mr. FILNER.

H. Res. 53: Mrs. BOYDA of Kansas, Ms. CLARKE, Mr. SCOTT of Georgia, Mr. BISHOP of Georgia, and Mr. LYNCH.

H. Res. 121: Mr. ISRAEL, Mr. RANGEL, Mr. PITTS, Ms. SCHAKOWSKY, Mr. SCOTT of Georgia, Ms. MCCOLLUM of Minnesota, and Ms. WOOLSEY.

H. Res. 137: Ms. WATSON.

H. Res. 179: Mr. GRIJALVA, Mr. CROWLEY, Mrs. MCCARTHY of New York, Mr. LANGEVIN, Mr. KILDEE, Ms. BORDALLO, Mr. SKELTON, Ms. BEAN, Mr. BERMAN, Mr. POMEROY, Ms. HOOLEY, Ms. FALLIN, Mr. GOHMERT, Ms. SHEA-PORTER, Mr. JOHNSON of Georgia, Mr. CLEAVER, and Ms. HIRONO.

H. Res. 197: Mrs. LOWEY.

H. Res. 221: Ms. DEGETTE and Mr. RANGEL.

H. Res. 224: Mrs. MYRICK and Mr. CONAWAY.

H. Res. 237: Mr. GRIJALVA.

### WEDNESDAY, MARCH 21, 2007 (42)

#### ¶42.1 APPOINTMENT OF SPEAKER PRO TEMPORE

The House was called to order by the SPEAKER pro tempore, Ms. SCHAKOWSKY, who laid before the House the following communication:

WASHINGTON, DC,

March 21, 2007.

I hereby appoint the Honorable JANICE D. SCHAKOWSKY to act as Speaker pro tempore on this day.

NANCY PELOSI,

*Speaker of the House of Representatives.*

#### ¶42.2 APPROVAL OF THE JOURNAL

The SPEAKER pro tempore, Ms. SCHAKOWSKY, announced she had examined and approved the Journal of the proceedings of Tuesday, March 20, 2007.

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

#### ¶42.3 COMMUNICATIONS

Executive and other communications, pursuant to clause 8, rule XII, were referred as follows:

911. A letter from the Secretary of the Army, Department of Defense, transmitting notification that the Warfighter Information Network-Tactical (WIN-T) Program exceeds the Nunn-McCurdy Program APUC and PAUC thresholds, pursuant to 10 U.S.C. 2433(e)(1); to the Committee on Armed Services.

912. A letter from the Deputy Secretary, Department of Defense, transmitting the Annual Report of the Reserve Forces Policy Board for Fiscal Year 2006, pursuant to 10 U.S.C. 113 (c)(2); to the Committee on Armed Services.

913. A letter from the Principal Deputy Under Secretary for Personnel and Readiness, Department of Defense, transmitting authorization of Captain Thomas J. Eccles to wear the insignia of the grade of rear admiral (lower half) in accordance with title 10, United States Code, section 777; to the Committee on Armed Services.

914. A letter from the U.S. Global AIDS Coordinator, Department of State, transmitting a report on the President's Emergency Plan for AIDS Relief: Annual Report on the Global Fund to Fight AIDS, Tuberculosis, and Malaria, as requested in Pub. L. 108-25; to the Committee on Foreign Affairs.

915. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting the Department's report entitled "Country Reports on Human Rights

Practices for 2006," pursuant to 22 U.S.C. 2304(b) Public Law 87-195, section 502B(b); to the Committee on Foreign Affairs.

916. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting the Department's report on "Overseas Surplus Property," pursuant to Public Law 105-277, section 2215; to the Committee on Foreign Affairs.

917. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting a copy of Presidential Determination No. 2007-14, Relating to the Largest Exporting and Importing Countries of Certain Precursor Chemicals under Section 490(b)(1)(A); to the Committee on Foreign Affairs.

918. A letter from the Acting Executive Secretary, U.S. Agency for International Development, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Oversight and Government Reform.

919. A letter from the Secretary, Department of Transportation, transmitting the Department's five-year National Intelligent Transportation Systems (ITS) Program Plan, pursuant to Public Law 109-59, section 5301; to the Committee on Transportation and Infrastructure.

920. A letter from the Board of Trustees, National Railroad Retirement Investment Trust, transmitting the National Railroad Retirement Investment Trust's annual management report covering FY 2006, pursuant to 45 U.S.C. 231n Public Law 107-90, section 105; to the Committee on Transportation and Infrastructure.

#### ¶42.4 GULF COAST HURRICANE HOUSING RECOVERY

The SPEAKER pro tempore, Ms. SCHAKOWSKY, pursuant to House Resolution 254 and rule XVIII, declared the House resolved into the Committee of the Whole House on the state of the Union for the further consideration of the bill (H.R. 1227) to assist in the provision of affordable housing to low-income families affected by Hurricane Katrina.

Mr. CARDOZA, Acting Chairman of the Committee of the Whole, resumed the chair; and after some time spent therein,

The SPEAKER pro tempore, Mr. PASTOR, assumed the Chair.

#### ¶42.5 WORDS TAKEN DOWN IN COMMITTEE

When Mr. HOLDEN, Acting Chairman, reported that during the consideration of said bill in Committee, certain words used in debate were objected to and upon request, were read at the Clerk's desk.

The Clerk read the words taken down as follows:

"Mr. PRICE, I wish you would have the decency, if you are going to do that to the people of south Mississippi, that maybe you ought to come visit south Mississippi before you hold them to a standard that you would never hold your own people to and that you failed to hold the Bush administration to. With that, I yield back my time."

The SPEAKER pro tempore, Mr. PASTOR, spoke and said:

"The Chair holds that remarks in debate that question the decency of another Member improperly descend to personality. The words are not in order."

By unanimous consent, the words ruled unparliamentary were stricken from the Congressional Record.

The SPEAKER pro tempore, Mr. PASTOR, by unanimous consent, provided that Mr. TAYLOR be permitted to proceed in order.

Mr. SENSENBRENNER objected to permission for Mr. TAYLOR to proceed in order.

Mr. FRANK of Massachusetts, moved that the gentleman from Mississippi [Mr. TAYLOR], be permitted to proceed in order during this day.

The SPEAKER pro tempore, Mr. PASTOR, stated the question: "Will the gentleman be permitted to proceed in order?"

The question being put, viva voce,

Will the gentleman be permitted to proceed in order?

The SPEAKER pro tempore, Mr. PASTOR, announced that the yeas had it.

Mr. SENSENBRENNER objected to the vote on the ground that a quorum was not present and not voting.

A quorum not being present,

The roll was called under clause 6, rule XX, and the call was taken by electronic device.

When there appeared { Yeas ..... 265  
Nays ..... 160

#### ¶42.6 [Roll No. 167]

##### YEAS—265

Abercrombie	Davis (AL)	Hoyer
Ackerman	Davis (CA)	Hunter
Aderholt	Davis (IL)	Inslee
Allen	Davis, Lincoln	Israel
Altmire	DeFazio	Jackson (IL)
Andrews	DeGette	Jackson-Lee
Arcuri	Delahunt	(TX)
Baca	DeLauro	Jefferson
Baird	Dent	Johnson (GA)
Baldwin	Dicks	Johnson (IL)
Barrow	Dingell	Johnson, Sam
Bartlett (MD)	Doggett	Jones (NC)
Bean	Donnelly	Jones (OH)
Becerra	Doyle	Kagen
Berkley	Edwards	Kaptur
Berman	Ehlers	Kennedy
Berry	Ellison	Kildee
Bilbray	Ellsworth	Kilpatrick
Bishop (GA)	Emanuel	Kind
Bishop (NY)	Emerson	Klein (FL)
Blumenauer	Engel	Kucinich
Bonner	Eshoo	Lampson
Boren	Etheridge	Langevin
Boswell	Farr	Lantos
Boucher	Filner	Larsen (WA)
Boyd (FL)	Flake	Larson (CT)
Boyd (KS)	Frank (MA)	Lee
Brady (PA)	Franks (AZ)	Levin
Bralley (IA)	Gerlach	Lewis (GA)
Brown, Corrine	Giffords	Lipinski
Butterfield	Gilchrest	LoBiondo
Capito	Gillibrand	Loeback
Capps	Gonzalez	Loftgren, Zoe
Capuano	Gordon	Lowe
Cardoza	Green, Al	Lungren, Daniel
Carnahan	Green, Gene	E.
Carney	Grijalva	Lynch
Carson	Gutierrez	Mahoney (FL)
Castor	Hall (NY)	Maloney (NY)
Chandler	Hare	Markey
Clarke	Harman	Marshall
Clay	Hastings (FL)	Matheson
Cleaver	Herseth	Matsui
Clyburn	Higgins	McCarthy (NY)
Cohen	Hill	McCollum (MN)
Conyers	Hinche	McDermott
Cooper	Hinojosa	McGovern
Costa	Hirono	McIntyre
Costello	Hobson	McNerney
Courtney	Hodes	McNulty
Cramer	Holden	Meehan
Crowley	Holt	Meek (FL)
Cuellar	Honda	Meeks (NY)
Cummings	Hooley	Melancon

Michaud  
Millender-  
McDonald  
Miller (NC)  
Miller, George  
Mitchell  
Mollohan  
Moore (KS)  
Moore (WI)  
Moran (KS)  
Moran (VA)  
Murphy (CT)  
Murphy, Patrick  
Murtha  
Nadler  
Napolitano  
Neal (MA)  
Oberstar  
Obey  
Oliver  
Ortiz  
Pallone  
Pascrell  
Pastor  
Payne  
Perlmutter  
Peterson (MN)  
Pickering  
Platts  
Pomeroy  
Porter  
Price (NC)  
Putnam  
Rahall  
Ramstad  
Rangel

Renzi  
Reyes  
Rodriguez  
Rogers (MI)  
Rohrabacher  
Ross  
Rothman  
Roybal-Allard  
Ruppersberger  
Rush  
Ryan (OH)  
Salazar  
Sanchez, Linda  
T.  
Sanchez, Loretta  
Sarbanes  
Saxton  
Schakowsky  
Schiff  
Schwartz  
Scott (GA)  
Scott (VA)  
Serrano  
Sestak  
Shays  
Shea-Porter  
Sherman  
Shuler  
Sires  
Skelton  
Slaughter  
Smith (NJ)  
Smith (WA)  
Snyder  
Solis  
Space

Spratt  
Stark  
Stupak  
Sutton  
Tanner  
Tauscher  
Taylor  
Thompson (CA)  
Thompson (MS)  
Thornberry  
Tierney  
Towns  
Turner  
Udall (CO)  
Udall (NM)  
Van Hollen  
Velázquez  
Visclosky  
Walz (MN)  
Wamp  
Wasserman  
Schultz  
Waters  
Watson  
Watt  
Waxman  
Weiner  
Welch (VT)  
Wexler  
Wicker  
Wilson (NM)  
Wilson (OH)  
Woolsey  
Wu  
Wynn  
Yarmuth

NAYS—160

Akin  
Alexander  
Bachmann  
Bachus  
Barrett (SC)  
Barton (TX)  
Biggett  
Bilirakis  
Bishop (UT)  
Blackburn  
Blunt  
Boehner  
Bono  
Boozman  
Boustany  
Brady (TX)  
Brown (SC)  
Brown-Waite,  
Ginny  
Buchanan  
Burgess  
Burton (IN)  
Buyer  
Calvert  
Camp (MI)  
Campbell (CA)  
Cannon  
Cantor  
Carter  
Castle  
Chabot  
Coble  
Cole (OK)  
Conaway  
Crenshaw  
Cubin  
Culberson  
Davis (KY)  
Davis, David  
Davis, Tom  
Deal (GA)  
Diaz-Balart, L.  
Diaz-Balart, M.  
Doolittle  
Drake  
Dreier  
Duncan  
English (PA)  
Everett  
Fallin  
Feeney  
Ferguson  
Forbes  
Fortenberry

Fossella  
Foxy  
Frelinghuysen  
Gallegly  
Garrett (NJ)  
Gillmor  
Gingrey  
Gohmert  
Goode  
Goodlatte  
Granger  
Graves  
Heller  
Hensarling  
Herger  
Hobson  
Hulshof  
Hunter  
Brown-Waite,  
Ginny  
Buchanan  
Burgess  
Burton (IN)  
Buyer  
Calvert  
Camp (MI)  
Campbell (CA)  
Cantor  
Coble  
Cole (OK)  
Conaway  
Crenshaw  
Cubin  
Culberson  
Davis (KY)  
Davis, David  
Davis, Tom  
Deal (GA)  
Diaz-Balart, L.  
Diaz-Balart, M.  
Doolittle  
Drake  
Dreier  
Duncan  
English (PA)  
Everett  
Fallin  
Feeney  
Ferguson  
Forbes  
Fortenberry

Miller (FL)  
Miller (MI)  
Miller, Gary  
Murphy, Tim  
Musgrave  
Myrick  
Neugebauer  
Nunes  
Paul  
Pearce  
Peterson (PA)  
Petri  
Pitts  
Poe  
Price (GA)  
Pryce (OH)  
Radanovich  
Regula  
Rehberg  
Reichert  
Reynolds  
Rogers (AL)  
Rogers (KY)  
Ros-Lehtinen  
Roskam  
Royce  
Ryan (WI)  
Sali  
Schmidt  
Schimkus  
Shimkus  
Shuster  
Simpson  
Smith (NE)  
Smith (TX)  
Souders  
Stearns  
Sullivan  
Tancredo  
Terry  
Tiahrt  
Tiberi  
Upton  
Walberg  
Walden (OR)  
Walsh (NY)  
Weldon (FL)  
Weller  
Westmoreland  
Whitfield  
Wilson (SC)  
Wolf  
Young (AK)

NOT VOTING—8

Baker  
Davis, Jo Ann  
Fattah

Johnson, E. B.  
Kanjorski  
Pence

Sessions  
Young (FL)

So the gentleman was permitted to proceed in order.

A motion to reconsider the vote whereby the gentleman was permitted to proceed in order was, by unanimous consent, laid on the table.

The Committee resumed its sitting; and after some further time spent therein.

42.7 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment numbered 6, printed in House Report 110-53, submitted by Mr. NEUGEBAUER:

Strike section 306 (relating to transfer of DVP vouchers to voucher program).

It was decided in the { Yeas ..... 185  
negative ..... } Nays ..... 247

42.8 [Roll No. 168]

AYES—185

Aderholt  
Akin  
Alexander  
Bachmann  
Bachus  
Baker  
Barrett (SC)  
Bartlett (MD)  
Barton (TX)  
Biggett  
Bilbray  
Bilirakis  
Bishop (UT)  
Blackburn  
Blunt  
Boehner  
Bonner  
Bono  
Boozman  
Brady (TX)  
Brown (SC)  
Brown-Waite,  
Ginny  
Buchanan  
Burgess  
Burton (IN)  
Buyer  
Calvert  
Camp (MI)  
Campbell (CA)  
Cantor  
Coble  
Cole (OK)  
Conaway  
Crenshaw  
Cubin  
Culberson  
Davis (KY)  
Davis, David  
Davis, Tom  
Deal (GA)  
Dent  
Doolittle  
Drake  
Dreier  
Duncan  
Ehlers  
English (PA)  
Everett  
Fallin  
Feeney  
Ferguson  
Flake  
Forbes  
Fortenberry  
Fossella  
Foxy  
Franks (AZ)  
Frelinghuysen

Gallegly  
Garrett (NJ)  
Gerlach  
Gilchrest  
Gillmor  
Gingrey  
Gohmert  
Goode  
Goodlatte  
Granger  
Graves  
Hall (TX)  
Hastert  
Hastings (WA)  
Hayes  
Heller  
Hensarling  
Herger  
Hobson  
Hoekstra  
Hulshof  
Hunter  
Inglis (SC)  
Issa  
Johnson (IL)  
Johnson, Sam  
Jones (NC)  
Jordan  
Keller  
King (IA)  
King (NY)  
Kingston  
Kirk  
Kline (MN)  
Knollenberg  
Kuhli (NY)  
Linder  
Lamborn  
Latham  
Lewis (CA)  
Lewis (KY)  
Linder  
Lucas  
Mack  
Manzullo  
Marchant  
Fallin  
McCarthy (CA)  
McCaul (TX)  
McCotter  
McCrery  
McHenry  
McKeon  
McMorris  
Rodgers  
Mica  
Miller (MI)  
Miller, Gary  
Moran (KS)  
Murphy, Tim  
Musgrave  
Myrick

Neugebauer  
Nunes  
Paul  
Pearce  
Peterson (PA)  
Petri  
Pickering  
Pitts  
Platts  
Poe  
Porter  
Price (GA)  
Pryce (OH)  
Putnam  
Radanovich  
Ramstad  
Regula  
Rehberg  
Reichert  
Renzi  
Reynolds  
Rogers (AL)  
Rogers (KY)  
Rogers (MI)  
Rohrabacher  
Roskam  
Royce  
Ryan (WI)  
Sali  
Saxton  
Schmidt  
Schimkus  
Shuster  
Simpson  
Smith (NE)  
Smith (NJ)  
Smith (TX)  
Souders  
Stearns  
Sullivan  
Tancredo  
Terry  
Thornberry  
Tiahrt  
Tiberi  
Turner  
Upton  
Walberg  
Walden (OR)  
Walsh (NY)  
Wamp  
Welch (VT)  
Weldon (FL)  
Weller  
Westmoreland  
Wilson (SC)  
Wolf  
Young (AK)

NOES—247

Abercrombie  
Ackerman  
Allen  
Altmire  
Andrews  
Arcuri

Baca  
Baird  
Baldwin  
Barrow  
Bean  
Becerra

Berkley  
Berman  
Berry  
Bishop (GA)  
Bishop (NY)  
Blumenauer

Bordallo  
Boren  
Boswell  
Boucher  
Boustany  
Boyd (FL)  
Boyda (KS)  
Brady (PA)  
Braley (IA)  
Brown, Corrine  
Butterfield  
Capps  
Capuano  
Cardoza  
Carnahan  
Carney  
Carson  
Castor  
Chandler  
Christensen  
Clarke  
Clay  
Cleaver  
Clyburn  
Cohen  
Conyers  
Cooper  
Costa  
Costello  
Courtney  
Cramer  
Crowley  
Cuellar  
Cummings  
Davis (AL)  
Davis (CA)  
Davis (IL)  
Davis, Lincoln  
DeFazio  
DeGette  
Delahunt  
DeLauro  
Diaz-Balart, L.  
Diaz-Balart, M.  
Dicks  
Dingell  
Doggett  
Donnelly  
Doyle  
Edwards  
Ellison  
Ellsworth  
Emanuel  
Emerson  
Engel  
Eshoo  
Etheridge  
Faleomavaega  
Farr  
Fattah  
Filner  
Fortuño  
Frank (MA)  
Giffords  
Gillibrand  
Gonzalez  
Gordon  
Green, Al  
Green, Gene  
Grijalva  
Gutierrez  
Hall (NY)  
Hare  
Harman  
Hastings (FL)  
Herseht  
Higgins  
Hill

Hinchey  
Hinojosa  
Hirono  
Hodes  
Holden  
Holt  
Honda  
Hooley  
Hoyer  
Insole  
Israel  
Jackson (IL)  
Jackson-Lee  
(TX)  
Jefferson  
Jindal  
Johnson (GA)  
Jones (OH)  
Kagen  
Kaptur  
Kennedy  
Kildee  
Kilpatrick  
Kind  
Klein (FL)  
Kucinich  
LaHood  
Lampson  
Langevin  
Lantos  
Larsen (WA)  
Larson (CT)  
LaTourette  
Lee  
Levin  
Lewis (GA)  
Lipinski  
Loebsack  
Lofgren, Zoe  
Lowe  
Lynch  
Mahoney (FL)  
Maloney (NY)  
Markey  
Marshall  
Matheson  
Matsui  
McCarthy (NY)  
McCollum (MN)  
McDemott  
McGovern  
McHugh  
McIntyre  
McNerney  
McNulty  
Meehan  
Meek (FL)  
Meeks (NY)  
Melancon  
Michaud  
Millender-  
McDonald  
Miller (FL)  
Miller (NC)  
Miller, George  
Mitchell  
Mollohan  
Moore (KS)  
Moore (WI)  
Moran (VA)  
Murphy (CT)  
Murphy, Patrick  
Nadler  
Napolitano  
Neal (MA)  
Norton  
Oberstar

Obey  
Oliver  
Ortiz  
Pallone  
Pascrell  
Pastor  
Payne  
Perlmutter  
Peterson (MN)  
Pomeroy  
Price (NC)  
Rahall  
Rangel  
Reyes  
Rodriguez  
Ros-Lehtinen  
Ross  
Rothman  
Roybal-Allard  
Ruppersberger  
Rush  
Ryan (OH)  
Salazar  
Sanchez, Linda  
T.  
Sanchez, Loretta  
Sarbanes  
Schakowsky  
Schiff  
Schwartz  
Scott (GA)  
Scott (VA)  
Serrano  
Sestak  
Shea-Porter  
Sherman  
Shuler  
Sires  
Skelton  
Slaughter  
Smith (WA)  
Snyder  
Solis  
Space  
Spratt  
Stark  
Stupak  
Sutton  
Tanner  
Tauscher  
Taylor  
Thompson (CA)  
Thompson (MS)  
Thornberry  
Tierney  
Towns  
Turner  
Udall (CO)  
Udall (NM)  
Van Hollen  
Velázquez  
Visclosky  
Walz (MN)  
Wamp  
Wasserman  
Schultz  
Waters  
Watson  
Watt  
Waxman  
Weiner  
Welch (VT)  
Wexler  
Wicker  
Wilson (NM)  
Wilson (OH)  
Woolsey  
Wu  
Wynn  
Yarmuth

NOT VOTING—6

Cannon  
Davis, Jo Ann

Johnson, E. B.  
Kanjorski

Pence  
Young (FL)

So the amendment was not agreed to.

42.9 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment numbered 7, printed in House Report 110-53, submitted by Mr. PRICE of Georgia:

Strike section 103 (relating to elimination of prohibition of use for match requirement).

It was decided in the { Yeas ..... 98  
negative ..... { Nays ..... 333

42.10 [Roll No. 169]

AYES—98

Akin	Fox	Mica
Bachmann	Franks (AZ)	Miller (MI)
Barrett (SC)	Gallegly	Miller, Gary
Barton (TX)	Garrett (NJ)	Moran (KS)
Bilbray	Gingrey	Nunes
Bishop (UT)	Goode	Paul
Blackburn	Graves	Pearce
Boehner	Hall (TX)	Petri
Bono	Hastert	Pitts
Boozman	Hastings (WA)	Price (GA)
Brown (SC)	Hayes	Radanovich
Burton (IN)	Hensarling	Rogers (AL)
Buyer	Herger	Rohrabacher
Campbell (CA)	Hoekstra	Royce
Cannon	Hulshof	Sali
Cantor	Hunter	Schmidt
Carney	Inglis (SC)	Sensenbrenner
Carter	Johnson (IL)	Sessions
Chabot	Johnson, Sam	Shuster
Coble	Jordan	Smith (NE)
Conaway	Keller	Smith (TX)
Crenshaw	King (IA)	Souder
Cubin	Kingston	Stearns
Davis (KY)	Kline (MN)	Sullivan
Davis, David	Knollenberg	Tancredo
Deal (GA)	Lamborn	Terry
Dreier	Lewis (KY)	Thornberry
Duncan	Linder	Wamp
English (PA)	Mack	Weldon (FL)
Fallin	Manullo	Weller
Feeney	Marchant	Westmoreland
Flake	McHenry	Wilson (SC)
Forbes	McKeon	

NOES—333

Abercrombie	Clyburn	Goodlatte
Ackerman	Cohen	Gordon
Aderholt	Cole (OK)	Granger
Alexander	Conyers	Green, Al
Allen	Cooper	Green, Gene
Altmire	Costa	Grijalva
Andrews	Costello	Gutierrez
Arcuri	Courtney	Hall (NY)
Baca	Cramer	Hare
Bachus	Crowley	Harman
Baird	Cuellar	Hastings (FL)
Baker	Culberson	Heller
Baldwin	Cummings	Herseth
Barrow	Davis (AL)	Higgins
Bartlett (MD)	Davis (CA)	Hill
Bean	Davis (IL)	Hinchev
Becerra	Davis, Lincoln	Hinojosa
Berkley	Davis, Tom	Hirono
Berman	DeFazio	Hobson
Berry	DeGette	Hodes
Biggert	DeLauro	Holden
Bilirakis	Dent	Holt
Bishop (GA)	Diaz-Balart, L.	Honda
Bishop (NY)	Diaz-Balart, M.	Hooley
Blumenauer	Dicks	Hoyer
Blunt	Dingell	Insole
Bonner	Doggett	Israel
Bordallo	Donnelly	Issa
Boren	Doolittle	Jackson (IL)
Boswell	Doyle	Jackson-Lee
Boucher	Drake	(TX)
Boustany	Edwards	Jefferson
Boyd (FL)	Ehlers	Jindal
Boyd (KS)	Ellison	Johnson (GA)
Brady (PA)	Ellsworth	Jones (NC)
Brady (TX)	Emanuel	Jones (OH)
Braley (IA)	Emerson	Kagen
Brown, Corrine	Engel	Kaptur
Brown-Waite,	Eshoo	Kennedy
Ginny	Etheridge	Kildee
Buchanan	Everett	Kilpatrick
Burgess	Faleomavaega	Kind
Butterfield	Farr	King (NY)
Calvert	Fattah	Kirk
Camp (MI)	Ferguson	Klein (FL)
Capito	Filner	Kucinich
Capps	Fortenberry	Kuhl (NY)
Capuano	Fortuño	LaHood
Cardoza	Fossella	Lampson
Carnahan	Frank (MA)	Langevin
Carson	Frelinghuysen	Lantos
Castle	Gerlach	Larsen (WA)
Castor	Giffords	Larson (CT)
Chandler	Gilchrest	Latham
Christensen	Gillibrand	LaTourette
Clarke	Gillmor	Lee
Clay	Gohmert	Levin
Cleaver	Gonzalez	Lewis (CA)

Lewis (GA)	Oberstar	Shimkus
Lipinski	Obey	Shuler
LoBiondo	Olver	Simpson
Loeb	Ortiz	Sires
Loeb	Pallone	Skelton
Lofgren, Zoe	Pascarell	Slaughter
Lowey	Pastor	Smith (NJ)
Lucas	Payne	Smith (WA)
Lungren, Daniel	Perlmutter	Snyder
E.	Peterson (MN)	Solis
Lynch	Peterson (PA)	Space
Mahoney (FL)	Pickering	Spratt
Maloney (NY)	Platts	Stark
Markey	Poe	Stupak
Marshall	Pomeroy	Sutton
Matheson	Porter	Tanner
Matsui	Price (NC)	Tauscher
McCarthy (CA)	Pryce (OH)	Taylor
McCarthy (NY)	Putnam	Thompson (CA)
McCaul (TX)	Rahall	Thompson (MS)
McCollum (MN)	Ramstad	Tiahrt
McCotter	Rangel	Tiberi
McCoy	Regula	Tierney
McDermott	Rehberg	Towns
McGovern	Reichert	Turner
McHugh	Renzi	Udall (CO)
McIntyre	Reyes	Udall (NM)
McMorris	Reynolds	Upton
Rodgers	Rodriguez	Van Hollen
McNerney	Rogers (KY)	Velázquez
McNulty	Rogers (MI)	Visclosky
Meehan	Ros-Lehtinen	Walberg
Meek (FL)	Roskam	Walden (OR)
Meeks (NY)	Ross	Walsh (NY)
Melancon	Rothman	Walz (MN)
Michaud	Roybal-Allard	Wasserman
Millender-	Ruppersberger	Schultz
McDonald	Rush	Waters
Miller (FL)	Ryan (OH)	Watson
Miller (NC)	Ryan (WI)	Watt
Miller, George	Salazar	Waxman
Mitchell	Sánchez, Linda	Weiner
Mollohan	T.	Welch (VT)
Moore (KS)	Sanchez, Loretta	Wexler
Moore (WI)	Sarbanes	Whitfield
Moran (VA)	Saxton	Wicker
Murphy (CT)	Schakowsky	Wilson (NM)
Murphy, Patrick	Schiff	Wilson (OH)
Murphy, Tim	Schwartz	Wolf
Murtha	Scott (GA)	Woolsey
Musgrave	Scott (VA)	Wu
Myrick	Serrano	Wynn
Nadler	Sestak	Yarmuth
Napolitano	Shays	Young (AK)
Neal (MA)	Shea-Porter	
Neugebauer	Sherman	
Norton		

NOT VOTING—7

Davis, Jo Ann	Kanjorski	Young (FL)
Delahunt	Pence	
Johnson, E. B.	Shadegg	

So the amendment was not agreed to. The SPEAKER pro tempore, Mr. HASTINGS of Florida, assumed the Chair.

When Mr. HOLDEN, Acting Chairman, pursuant to House Resolution 254, reported the bill back to the House with further sundry amendments adopted by the Committee.

The previous question having been ordered by said resolution.

Mr. PRICE of Georgia, demanded a separate vote on the amendment numbered 5, printed in House Report 110-53, by Mr. AL GREEN of Texas.

The following remaining amendments, reported from the Committee of the Whole House on the state of the Union, were then agreed to:

In section 202(d), strike paragraph (2) and insert the following new paragraph:

(2) a dwelling unit in other comparable housing located in the jurisdiction of the Housing Authority of New Orleans for which the sum of the amount required to be contributed by the tenant for rent and any separate utility costs for such unit borne by the tenant is comparable to the sum of the amount required to be contributed by the tenant for rental of a comparable public housing dwelling unit and any separate utility costs for such unit borne by the tenant.

At the end of the bill, add the following new title:

**TITLE IX —PROTECTION OF HOUSEHOLDS RECEIVING FEMA HOUSING ASSISTANCE**  
**SEC. 901. EXTENSION OF FEMA HOUSING ASSISTANCE.**

There are authorized to be appropriated such sums as may be necessary to provide until December 31, 2007, temporary housing assistance, including financial and direct assistance, under section 408(c)(1) of the Robert T. Stafford Disaster Relief and Emergency Assistance Act (42 U.S.C. 5174(c)(1)) to individuals and households eligible to receive such assistance as a result of Hurricane Katrina, Rita, or Wilma, and to the extent that amounts for such purpose are made available, such assistance shall be so extended.

**SEC. 902. VOUCHER ASSISTANCE FOR HOUSEHOLDS RECEIVING FEMA RENTAL ASSISTANCE AND HOUSEHOLDS RESIDING IN FEMA TRAILERS.**

(a) TRANSFER OF FEMA RENTAL ASSISTANCE TO SECTION 8 VOUCHER PROGRAM.—There are authorized to be appropriated, for tenant-based rental assistance under section 8(o) of the United States Housing Act of 1937 (42 U.S.C. 1437f(o)), such sums as may be necessary to provide vouchers for such assistance for each individual and household that is eligible for such voucher assistance and received financial assistance for temporary housing under section 408(c)(1) of the Robert T. Stafford Disaster Relief and Emergency Assistance Act (42 U.S.C. 5174(c)(1)) as a result of Hurricane Katrina, Rita, or Wilma, for the period beginning upon termination of such temporary housing assistance and continuing through such period that such individual or household remains eligible for such voucher assistance. Such voucher assistance shall be administered by the public housing agency having jurisdiction of the area in which such assisted individual or household resides as of such termination date.

(b) VOUCHER ASSISTANCE FOR HOUSEHOLDS RESIDING IN FEMA TRAILERS.—

(1) OFFER.—The Secretary of Housing and Urban Development shall offer, to each individual and household who, as of the date of the enactment of this Act, receives direct assistance for temporary housing under section 408(c)(2) of the Robert T. Stafford Disaster Relief and Emergency Assistance Act (42 U.S.C. 5174(c)(2)) as a result of Hurricane Katrina, Rita, or Wilma and is eligible for tenant-based rental assistance under section 8(o) of the United States Housing Act of 1937 (42 U.S.C. 1437f(o)), a voucher for such rental assistance, subject to the availability of amounts for such assistance made available in advance in appropriation Acts.

(2) PROVISION OF ASSISTANCE.—There are authorized to be appropriated, for tenant-based rental assistance under section 8(o) of the United States Housing Act of 1937 (42 U.S.C. 1437f(o)), such sums as may be necessary to provide vouchers for such assistance for each individual and household that, pursuant to an offer of such assistance under paragraph (1) requests such assistance, for the period beginning upon occupancy of the individual or household in a dwelling unit acquired for rental with such assistance and continuing through such period that such individual or household remains eligible for such voucher assistance.

(c) TEMPORARY VOUCHERS.—If at any time an assisted family for whom a voucher for rental housing assistance is provided pursuant to this section becomes ineligible for further such rental assistance—

(1) the public housing agency administering such voucher pursuant to this section may not provide rental assistance under such voucher for any other household;

(2) the Secretary of Housing and Urban Development shall recapture from such agency

any remaining amounts for assistance attributable to such voucher and may not re-obligate such amounts to any public housing agency; and

(3) such voucher shall not be taken into consideration for purposes of determining any future allocation of amounts for such tenant-based rental assistance for any public housing agency.

The question being put, viva voce, Will the House agree to the following amendment (Al GREEN of Texas amendment numbered 5), on which a separate vote had been demanded?

At the end of the bill, add the following new title:

TITLE IX—PROTECTION OF HOUSEHOLDS RECEIVING FEMA HOUSING ASSISTANCE. SEC. 901. EXTENSION OF FEMA HOUSING ASSISTANCE.

There are authorized to be appropriated such sums as may be necessary to provide until December 31, 2007, temporary housing assistance, including financial and direct assistance, under section 408(c)(1) of the Robert T. Stafford Disaster Relief and Emergency Assistance Act (42 U.S.C. 5174(c)(1)) to individuals and households eligible to receive such assistance as a result of Hurricane Katrina, Rita, or Wilma, and to the extent that amounts for such purpose are made available, such assistance shall be so extended.

SEC. 902. VOUCHER ASSISTANCE FOR HOUSEHOLDS RECEIVING FEMA RENTAL ASSISTANCE AND HOUSEHOLDS RESIDING IN FEMA TRAILERS.

(a) TRANSFER OF FEMA RENTAL ASSISTANCE TO SECTION 8 VOUCHER PROGRAM.—There are authorized to be appropriated, for tenant-based rental assistance under section 8(o) of the United States Housing Act of 1937 (42 U.S.C. 1437f(o)), such sums as may be necessary to provide vouchers for such assistance for each individual and household that is eligible for such voucher assistance and received financial assistance for temporary housing under section 408(c)(1) of the Robert T. Stafford Disaster Relief and Emergency Assistance Act (42 U.S.C. 5174(c)(1)) as a result of Hurricane Katrina, Rita, or Wilma, for the period beginning upon termination of such temporary housing assistance and continuing through such period that such individual or household remains eligible for such voucher assistance. Such voucher assistance shall be administered by the public housing agency having jurisdiction of the area in which such assisted individual or household resides as of such termination date.

(b) VOUCHER ASSISTANCE FOR HOUSEHOLDS RESIDING IN FEMA TRAILERS.—

(1) OFFER.—The Secretary of Housing and Urban Development shall offer, to each individual and household who, as of the date of the enactment of this Act, receives direct assistance for temporary housing under section 408(c)(2) of the Robert T. Stafford Disaster Relief and Emergency Assistance Act (42 U.S.C. 5174(c)(2)) as a result of Hurricane Katrina, Rita, or Wilma and is eligible for tenant-based rental assistance under section 8(o) of the United States Housing Act of 1937 (42 U.S.C. 1437f(o)), a voucher for such rental assistance, subject to the availability of amounts for such assistance made available in advance in appropriation Acts.

(2) PROVISION OF ASSISTANCE.—There are authorized to be appropriated, for tenant-based rental assistance under section 8(o) of the United States Housing Act of 1937 (42 U.S.C. 1437f(o)), such sums as may be necessary to provide vouchers for such assistance for each individual and household that, pursuant to an offer of such assistance under paragraph (1) requests such assistance, for the period beginning upon occupancy of the

individual or household in a dwelling unit acquired for rental with such assistance and continuing through such period that such individual or household remains eligible for such voucher assistance.

(c) TEMPORARY VOUCHERS.—If at any time an assisted family for whom a voucher for rental housing assistance is provided pursuant to this section becomes ineligible for further such rental assistance—

(1) the public housing agency administering such voucher pursuant to this section may not provide rental assistance under such voucher for any other household;

(2) the Secretary of Housing and Urban Development shall recapture from such agency any remaining amounts for assistance attributable to such voucher and may not re-obligate such amounts to any public housing agency; and

(3) such voucher shall not be taken into consideration for purposes of determining any future allocation of amounts for such tenant-based rental assistance for any public housing agency.

The SPEAKER pro tempore, Mr. HASTINGS of Florida, announced that the yeas had it.

Mr. PRICE of Georgia, demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The vote was taken by electronic device.

It was decided in the affirmative { Yeas ..... 242 Nays ..... 184

42.11

[Roll No. 170]

YEAS—242

- Abercrombie, Ackerman, Allen, Altmirre, Andrews, Arcuri, Baca, Baird, Baldwin, Barrow, Bean, Becerra, Berkeley, Berman, Berry, Bilirakis, Bishop (GA), Bishop (NY), Blumenauer, Boren, Boswell, Boucher, Boyd (FL), Boyda (KS), Brady (PA), Braley (IA), Brown, Corrine, Buchanan, Burgess, Butterfield, Capps, Capuano, Cardoza, Carnahan, Carney, Carson, Castor, Chandler, Clarke, Clay, Cleaver, Clyburn, Cohen, Conyers, Cooper, Costa, Costello, Courtney, Cramer, Crowley, Cuellar, Cummings, Davis (AL), Davis (CA), Davis (IL), Davis, Lincoln, DeFazio, DeGette, Delahunt, DeLauro, Dent, Diaz-Balart, L., Diaz-Balart, M., Dicks, Dingell, Doggett, Donnelly, Doyle, Edwards, Ellison, Ellsworth, Emanuel, Emerson, Engel, Eshoo, Etheridge, Farr, Fattah, Filner, Frank (MA), Giffords, Gilchrest, Gillibrand, Gonzalez, Gordon, Green, Al, Green, Gene, Grijalva, Gutierrez, Hall (NY), Hare, Harman, Hastings (FL), Herseth, Higgins, Hill, Hinchey, Hinojosa, Hirono, Hodes, Holden, Holt, Honda, Hooley, Hoyer, Inslee, Israel, Jackson (IL), Jackson-Lee (TX), Jefferson, Jindal, Johnson (GA), Jones (OH), Kagen, Kaptur, Kennedy, Kildee, Kilpatrick, Kind, Klein (FL), Kucinich, Lampson, Langevin, Lantos, Larsen (WA), Larson (CT), Lee, Levin, Lewis (GA), Lipinski, Loebsack, Lofgren, Zoe, Lowey, Lynch, Mahoney (FL), Maloney (NY), Markey, Matheson, Matsui, McCarthy (NY), McCollum (MN), McDermott, McGovern, McIntyre, McNerney, McNulty, Meehan, Meek (FL), Meeks (NY), Melancon, Michaud, Millender, McDonald, Miller (NC), Miller, George

- Mitchell, Mollohan, Moore (KS), Moore (WI), Moran (VA), Murphy (CT), Murphy, Patrick, Murphy, Tim, Murtha, Nadler, Napolitano, Neal (MA), Oberstar, Obey, Oliver, Ortiz, Pallone, Pascarell, Pastor, Payne, Perlmutter, Peterson (MN), Pickering, Pomeroy, Price (NC), Rahall, Rangel, Reyes, Rodriguez, Ros-Lehtinen, Ross, Rothman, Roybal-Allard, Ruppersberger, Rush, Ryan (OH), Salazar, Sanchez, Linda T., Sanchez, Loretta, Sarbanes, Schakowsky, Schiff, Schwartz, Scott (GA), Scott (VA), Serrano, Sestak, Shays, Shea-Porter, Sherman, Shuler, Sires, Skelton, Slaughter, Smith (WA), Snyder, Solis, Space, Spratt, Stark, Stupak, Sutton, Tanner, Tauscher, Taylor, Thompson (CA), Thompson (MS), Tierney, Towns, Udall (CO), Udall (NM), Van Hollen, Velazquez, Visclosky, Walz (MN), Wasserman, Schultz, Waters, Watson, Watt, Waxman, Weiner, Welch (VT), Wexler, Wilson (OH), Woolsey, Wu, Wynn, Yarmuth

NAYS—184

- Aderholt, Alexander, Bachmann, Bachus, Baker, Barrett (SC), Bartlett (MD), Barton (TX), Biggert, Bilbray, Bishop (UT), Blackburn, Blunt, Boehner, Bonner, Bono, Boozman, Boustany, Brady (TX), Brown (SC), Brown-Waite, Ginny, Burton (IN), Buyer, Calvert, Camp (MI), Campbell (CA), Cannon, Cantor, Capito, Carter, Castle, Chabot, Coble, Cole (OK), Conaway, Crenshaw, Cubin, Culberson, Davis (KY), Davis, David, Davis, Tom, Deal (GA), E., Doolittle, Drake, Dreier, Duncan, Ehlers, English (PA), Everett, Fallon, Feeney, Ferguson, Flake, Forbes, Fortenberry, Fossella, Foxx, Franks (AZ), Frelinghuysen, Gallegly, Garrett (NJ), Gerlach, Gillmor, Gingrey, Gohmert, Goode, Goodlatte, Granger, Graves, Hall (TX), Hastert, Hastings (WA), Hayes, Heller, Hensarling, Herger, Hobson, Hoekstra, Hulshof, Hunter, Inglis (SC), Issa, Johnson (IL), Johnson, Sam, Jones (NC), Jordan, Keller, King (IA), King (NY), Kingston, Kirk, Kline (MN), Knollenberg, Kuhl (NY), LaHood, Lamborn, Latham, LaTourette, Lewis (CA), Lewis (KY), Linder, LoBiondo, Lucas, Lungren, Daniel E., Mack, Manzullo, Marchant, McCarthy (CA), McCaul (TX), McCotter, McCrery, McHenry, McHugh, McKeon, McMorris, Rodgers, Mica, Miller (FL), Miller (MI), Miller, Gary, Moran (KS), Moran (NM), Musgrave, Myrick, Neugebauer, Nunes, Paul, Pearce, Peterson (PA), Petri, Pitts, Platts, Poe, Porter, Price (GA), Pryce (OH), Putnam, Radanovich, Ramstad, Regula, Rehberg, Reichert, Renzi, Reynolds, Rogers (AL), Rogers (KY), Rogers (MI), Rohrabacher, Roskam, Royce, Ryan (WI), Sali, Saxton, Schmidt, Sensenbrenner, Sessions, Shadegg, Shimkus, Shuster, Simpson, Smith (NE), Smith (NJ), Smith (TX), Souder, Stearns, Sullivan, Tancredo, Terry, Thornberry, Tiahrt, Tiberi, Turner, Upton, Walberg, Walden (OR), Walsh (NY), Wamp, Weldon (FL), Weller, Westmoreland, Whitfield, Wicker, Wilson (NM), Wilson (SC), Wolf, Young (AK), Akin, Davis, Jo Ann Johnson, E. B., Kanjorski, Marshall, Pence

NOT VOTING—7

So the amendment was agreed to. The bill, as amended, was ordered to be engrossed and read a third time, was read a third time by title.

Mr. JINDAL moved to recommit the bill to the Committee on Financial Services with instructions to report the bill back to the House forthwith with the following amendments:

In section 202(c), strike "to the extent that" and insert "that such Housing Authority or other manager shall prevent a household from occupying such a dwelling unit, and shall provide priority for occupancy in such dwelling units, as follows:".

At the end of section 202(c), add the following new paragraphs:

(1) Notwithstanding any priority under paragraphs (4) through (6), a household shall be prevented from such occupancy to the extent that any other provision of Federal law prohibits occupancy or tenancy of such household, or any individual who is a member of such household, in the type of housing of the replacement dwelling unit provided for such household.

(2) Notwithstanding any priority under paragraphs (4) through (6), a household shall be prevented from such occupancy if it includes any individual who has been convicted of a drug dealing offense, sex offense, or crime of domestic violence.

(3) Notwithstanding any priority under paragraphs (4) through (6), a household shall be prevented from such occupancy on the basis of a determination that occupancy of any individual who is a member of the household may constitute a threat to public safety, including a threat caused by occupancy that would facilitate reunification of members of gangs involved in criminal activity.

(4) Priority in such occupancy shall be provided to individuals who are employed or households that include individuals who are employed.

(5) Priority in such occupancy in public housing dwelling units shall be provided to—

(A) individuals who agree to contribute toward community service, or to participate in an economic self-sufficiency program for, more hours per month than is required under section 12(c) of the United States Housing Act of 1937 (42 U.S.C. 1437j(c));

(B) individuals who, under paragraph (2) of section 12(c) of the United States Housing Act of 1937, are exempt from the requirement under paragraph (1) of such section; and

(C) households that include such individuals.

(6) A household that consists of a family or youth described in section 8(x)(2) of the United States Housing Act of 1937 (42 U.S.C. 1437f(x)(2)); relating to family unification) shall be provided priority in such occupancy. The Secretary of Housing and Urban Development shall issue regulations to carry out the exceptions under paragraphs (1) through (6).

After debate, By unanimous consent, the previous question was ordered on the motion to recommit with instructions.

The question being put, viva voce, Will the House recommit said bill with instructions?

The SPEAKER pro tempore, Mr. HASTINGS of Florida, announced that the yeas had it.

Mr. JINDAL demanded a recorded vote on agreeing to said motion, which demand was supported by one-fifth of a quorum, so a recorded vote was ordered.

The vote was taken by electronic device.

It was decided in the affirmative .....  
 Yeas ..... 249  
 Nays ..... 176  
 Answered present 1

42.12

[Roll No. 171]

AYES—249

Aderholt	Franks (AZ)	Mollohan
Akin	Frelinghuysen	Moore (KS)
Alexander	Gallegly	Moran (KS)
Altmire	Garrett (NJ)	Murphy, Tim
Bachmann	Gerlach	Musgrave
Bachus	Giffords	Myrick
Baker	Gilchrest	Neugebauer
Barrett (SC)	Gillibrand	Nunes
Barrow	Gillmor	Pearce
Bartlett (MD)	Gingrey	Peterson (PA)
Barton (TX)	Gohmert	Petri
Bean	Goode	Pickering
Biggart	Goodlatte	Pitts
Bilbray	Gordon	Platts
Bilirakis	Granger	Poe
Bishop (UT)	Graves	Pomeroy
Blackburn	Hall (NY)	Porter
Blunt	Hare	Price (GA)
Boehner	Harman	Pryce (OH)
Bonner	Hastert	Putnam
Bono	Hastings (WA)	Radanovich
Boozman	Hayes	Rahall
Boren	Heller	Ramstad
Boswell	Hensarling	Regula
Boustany	Herger	Rehberg
Boyd (FL)	Herse	Reichert
Boyd (KS)	Hill	Renzi
Brady (TX)	Hobson	Reynolds
Brown (SC)	Hoekstra	Rogers (AL)
Brown-Waite,	Holden	Rogers (KY)
Ginny	Hulshof	Rogers (MI)
Buchanan	Hunter	Rohrabacher
Burgess	Inglis (SC)	Ros-Lehtinen
Burton (IN)	Issa	Roskam
Buyer	Jindal	Ross
Calvert	Johnson (IL)	Royce
Camp (MI)	Johnson, Sam	Ryan (WI)
Campbell (CA)	Jones (NC)	Sali
Cannon	Jordan	Saxton
Cantor	Keller	Schmidt
Capito	Kildee	Sensenbrenner
Carney	King (IA)	Sessions
Carter	King (NY)	Shadegg
Castle	Kingston	Shays
Chabot	Kirk	Shimkus
Chandler	Kline (MN)	Shuler
Coble	Knollenberg	Shuster
Cole (OK)	Kuhl (NY)	Simpson
Conaway	LaHood	Skelton
Courtney	Lamborn	Smith (NE)
Cramer	Lampson	Smith (NJ)
Crenshaw	Latham	Smith (TX)
Cubin	LaTourette	Snyder
Cuellar	Lewis (CA)	Souder
Davis (AL)	Lewis (KY)	Space
Davis (KY)	Linder	Spratt
Davis, David	Lipinski	Stearns
Davis, Lincoln	LoBiondo	Stupak
Davis, Tom	Lucas	Sullivan
DeFazio	Lungren, Daniel	Tancredo
Dent	E.	Tanner
Diaz-Balart, L.	Lynch	Taylor
Diaz-Balart, M.	Mack	Terry
Doggett	Mahoney (FL)	Thornberry
Donnelly	Manzullo	Tiahrt
Doolittle	Marchant	Tiberi
Drake	Marshall	Turner
Dreier	Matheson	Upton
Duncan	McCarthy (CA)	Walberg
Edwards	McCaul (TX)	Walden (OR)
Ehlers	McCotter	Walsh (NY)
Ellsworth	McCrery	Wamp
Emerson	McHenry	Weiner
English (PA)	McHugh	Weldon (FL)
Etheridge	McIntyre	Weller
Everett	McKeon	Westmoreland
Fallin	McMorris	Whitfield
Feehey	Rodgers	Wicker
Ferguson	McNerney	Wilson (NM)
Flake	Mica	Wilson (OH)
Forbes	Miller (FL)	Wilson (SC)
Fortenberry	Miller (MI)	Wolf
Fossella	Miller, Gary	Yarmuth
Fox	Mitchell	Young (AK)

NOES—176

Abercrombie	Baca	Berman
Ackerman	Baird	Berry
Allen	Baldwin	Bishop (GA)
Andrews	Becerra	Bishop (NY)
Arcuri	Berkley	Blumenauer

Boucher	Jackson (IL)	Paul
Brady (PA)	Jackson-Lee	Payne
Braley (IA)	(TX)	Perlmutter
Brown, Corrine	Jefferson	Peterson (MN)
Butterfield	Johnson (GA)	Price (NC)
Capps	Jones (OH)	Rangel
Capuano	Kagen	Reyes
Cardoza	Kaptur	Rodriguez
Carnahan	Kennedy	Rothman
Carson	Kilpatrick	Roybal-Allard
Castor	Kind	Ruppersberger
Clarke	Klein (FL)	Rush
Clay	Kucinich	Ryan (OH)
Cleaver	Langevin	Salazar
Clyburn	Lantos	Sánchez, Linda
Cohen	Larsen (WA)	T.
Conyers	Larson (CT)	Sanchez, Loretta
Cooper	Lee	Sarbanes
Costa	Levin	Schakowsky
Costello	Lewis (GA)	Schiff
Crowley	Loebbeck	Schwartz
Cummings	Lofgren, Zoe	Scott (GA)
Davis (CA)	Lowey	Scott (VA)
Davis (IL)	Maloney (NY)	Serrano
DeGette	Markey	Sestak
Delahunt	Matsui	Shea-Porter
DeLauro	McCarthy (NY)	Sherman
Dicks	McCollum (MN)	Sires
Dingell	McDermott	Slaughter
Doyle	McGovern	Smith (WA)
Ellison	McNulty	Solis
Emanuel	Meehan	Stark
Engel	Meek (FL)	Sutton
Eshoo	Meeks (NY)	Tauscher
Farr	Melancon	Thompson (CA)
Fattah	Michaud	Thompson (MS)
Filner	Millerder-	Tierney
McDonald	Towns	Towns
Gonzalez	Miller (NC)	Udall (CO)
Green, Al	Miller, George	Udall (NM)
Green, Gene	Moore (WI)	Van Hollen
Grijalva	Moran (VA)	Velázquez
Gutierrez	Murphy (CT)	Visclosky
Hastings (FL)	Murphy, Patrick	Walz (MN)
Higgins	Nurtha	Wasserman
Hinchey	Nadler	Schultz
Hinojosa	Napolitano	Waters
Hirono	Neal (MA)	Watson
Hodes	Oberstar	Watt
Holt	Obey	Waxman
Honda	Olver	Welch (VT)
Hooley	Ortiz	Wexler
Hoyer	Pallone	Woolsey
Inslee	Pascarell	Wu
Israel	Pastor	Wynn

ANSWERED "PRESENT"—1

Culberson

NOT VOTING—7

Davis, Jo Ann	Johnson, E. B.	Young (FL)
Deal (GA)	Kanjorski	
Hall (TX)	Pence	

So the motion to recommit with instructions was agreed to.

Mr. FRANK of Massachusetts, by direction of the Committee on Financial Services and pursuant to the foregoing order of the House reported the bill back to the House with said amendments.

The question being put, viva voce, Will the House agree to said amendments?

The SPEAKER pro tempore, Mr. HASTINGS of Florida, announced that the yeas had it.

So the amendments were agreed to. The bill, as amended, was ordered to be engrossed and read a third time, was read a third time by title.

The question being put, viva voce, Will the House pass said bill?

The SPEAKER pro tempore, Mr. HASTINGS of Florida, announced that the yeas had it.

Mr. FRANK of Massachusetts, demanded a recorded vote on passage of said bill, which demand was supported by one-fifth of a quorum, so a recorded vote was ordered.

The vote was taken by electronic device.



It was decided in the { Yeas ..... 302  
affirmative ..... { Nays ..... 125

¶42.13 [Roll No. 172]  
AYES—302

Abercrombie Frelinghuysen Michaud  
Ackerman Gerlach Millender-  
Alexander Giffords McDonald  
Allen Gilchrest Miller (NC)  
Altmiere Gillibrand Miller, George  
Andrews Gillmor Mitchell  
Arcuri Gonzalez Mollohan  
Baca Gordon Moore (KS)  
Baird Green, Al Moore (WI)  
Baker Green, Gene Moran (VA)  
Baldwin Grijalva Murphy (CT)  
Barrow Gutierrez Murphy, Patrick  
Bean Hall (NY) Murphy, Tim  
Becerra Hare Murtha  
Berkley Harman Nadler  
Berman Hastings (FL) Napolitano  
Berry Hayes Neal (MA)  
Biggert Heller Nunes  
Bilirakis Herseht Oberstar  
Bishop (GA) Higgins Obey  
Bishop (NY) Hill Olver  
Blumenauer Hinchey Ortiz  
Boren Hinojosa Pallone  
Boswell Hirono Pascrell  
Boucher Hobson Pastor  
Boustany Hodes Payne  
Boyd (FL) Holden Perlmutter  
Boyd (KS) Holt Peterson (MN)  
Brady (PA) Honda Pickering  
Brady (TX) Hooley Platts  
Braley (IA) Hoyer Poe  
Brown, Corrine Insee Pomeroy  
Buchanan Israel Porter  
Burgess Jackson (IL) Price (NC)  
Butterfield Jackson-Lee Pryce (OH)  
Buyer (TX) Rahall  
Capito Jefferson Ramstad  
Capps Jindal Rangel  
Capuano Johnson (GA) Regula  
Cardoza Johnson (IL) Reichert  
Carmahan Jones (NC) Renzi  
Carney Jones (OH) Reyes  
Carson Kagen Reynolds  
Castle Kaptur Rodriguez  
Castor Kennedy Rogers (KY)  
Chandler Kildee Rogers (MI)  
Clarke Kilpatrick Ros-Lehtinen  
Clay Kind Ross  
Cleaver King (NY) Rothman  
Clyburn Kirk Roybal-Allard  
Cohen Klein (FL) Ruppersberger  
Conyers Knollenberg Rush  
Cooper Kucinich Ryan (OH)  
Costa Kuhl (NY) Salazar  
Costello LaHood Sánchez, Linda  
Courtney Lampson T.  
Cramer Langevin Sanchez, Loretta  
Crowley Lantos Sarbanes  
Cuellar Larsen (WA) Saxton  
Cummings Larson (CT) Schakowsky  
Davis (AL) Latham Schiff  
Davis (CA) LaTourette Schwartz  
Davis (IL) Lee Scott (GA)  
Davis (KY) Levin Scott (VA)  
Davis, Lincoln Lewis (CA) Serrano  
Davis, Tom Lewis (GA) Sestak  
DeFazio Lipinski Shays  
DeGette LoBiondo Shea-Porter  
Delahunt Loeb sack Sherman  
DeLauro Lofgren, Zoe Shimkus  
Dent Lowey Shuler  
Diaz-Balart, L. Lynch Simpson  
Diaz-Balart, M. Mahoney (FL) Sires  
Dicks Maloney (NY) Skelton  
Dingell Markey Slaughter  
Doggett Marshall Smith (NJ)  
Donnelly Matheson Smith (WA)  
Doyle Matsui Snyder  
Edwards McCarthy (NY) Solis  
Ehlers McCaul (TX) Space  
Ellison McCollum (MN) Spratt  
Ellsworth McCrery Stark  
Emanuel McDermott Stupak  
Emerson McGovern Sutton  
Engel McHugh Tanner  
English (PA) McIntyre Tauscher  
Eshoo McMorris Taylor  
Etheridge Rodgers Thompson (CA)  
Farr McNeerney Thompson (MS)  
Fattah McNulty Tierney  
Ferguson Meehan Towns  
Filner Meek (FL) Udall (CO)  
Fortenberry Meeks (NY) Udall (NM)  
Frank (MA) Melancon Upton

Van Hollen  
Velázquez  
Visclosky  
Walden (OR)  
Walsh (NY)  
Walz (MN)  
Wasserman  
Schultz  
Waters

Watson  
Watt  
Waxman  
Weiner  
Welch (VT)  
Weller  
Wexler  
Whitfield  
Wicker

Wilson (NM)  
Wilson (OH)  
Wolf  
Woolsey  
Wu  
Wynn  
Yarmuth

NOES—125

Aderholt  
Akin  
Bachmann  
Bachus  
Barrett (SC)  
Bartlett (MD)  
Barton (TX)  
Billbray  
Bishop (UT)  
Blackburn  
Blunt  
Boehner  
Bonner  
Bono  
Boozman  
Brown (SC)  
Brown-Waite,  
Ginny  
Burton (IN)  
Calvert  
Camp (MI)  
Campbell (CA)  
Cannon  
Cantor  
Carter  
Chabot  
Coble  
Cole (OK)  
Conaway  
Crenshaw  
Cubin  
Culberson  
Davis, David  
Doolittle  
Drake  
Dreier  
Duncan  
Everett  
Fallin  
Feeney  
Flake  
Forbes  
Fossella

Fox  
Franks (AZ)  
Gallegly  
Garrett (NJ)  
Gingrey  
Gohmert  
Goode  
Goodlatte  
Granger  
Graves  
Hall (TX)  
Hastert  
Hastings (WA)  
Hensarling  
Herger  
Hoekstra  
Hulshof  
Hunter  
Inglis (SC)  
Issa  
Johnson, Sam  
Jordan  
Keller  
King (IA)  
Kingston  
Kline (MN)  
Lamborn  
Lewis (KY)  
Linder  
Lucas  
Lungren, Daniel  
E.  
Mack  
Manzullo  
Marchant  
McCarthy (CA)  
McCotter  
McHenry  
McKeon  
Mica  
Miller (FL)  
Miller (MI)  
Miller, Gary

Moran (KS)  
Musgrave  
Myrick  
Neugebauer  
Paul  
Pearce  
Peterson (PA)  
Petri  
Pitts  
Price (GA)  
Putnam  
Radanovich  
Rehberg  
Rogers (AL)  
Rohrabacher  
Roskam  
Royce  
Ryan (WI)  
Sali  
Schmidt  
Sensenbrenner  
Sessions  
Shadegg  
Shuster  
Smith (NE)  
Smith (TX)  
Souder  
Stearns  
Sullivan  
Tancredo  
Terry  
Thornberry  
Tiahrt  
Tiberi  
Turner  
Walberg  
Wamp  
Weldon (FL)  
Westmoreland  
Wilson (SC)  
Young (AK)

NOT VOTING—6

Davis, Jo Ann  
Deal (GA)

Johnson, E. B.  
Kanjorski  
Pence  
Young (FL)

So the bill was passed.

A motion to reconsider the vote whereby said bill was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said bill.

¶42.14 HAWAIIAN HOMEOWNERSHIP

Ms. WATERS moved to suspend the rules and pass the bill (H.R. 835) to reauthorize the programs of the Department of Housing and Urban Development for housing assistance for Native Hawaiians.

The SPEAKER pro tempore, Mr. RA-HALL, recognized Ms. WATERS and Mr. RENZI, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and pass said bill?

The SPEAKER pro tempore, Mr. RA-HALL, announced that two-thirds of the Members present had voted in the affirmative.

Mr. WESTMORELAND demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Mr. RA-HALL, pursuant to clause 8, rule XX,

announced that further proceedings on the question were postponed.

¶42.15 JOSHUA OMVIG VETERANS SUICIDE PREVENTION

Mr. FILNER moved to suspend the rules and pass the bill (H.R. 327) to direct the Secretary of Veterans Affairs to develop and implement a comprehensive program designed to reduce the incidence of suicide among veterans; as amended.

The SPEAKER pro tempore, Mr. RA-HALL, recognized Mr. FILNER and Mr. MILLER of Florida, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and pass said bill, as amended?

The SPEAKER pro tempore, Mr. RA-HALL, announced that two-thirds of the Members present had voted in the affirmative.

Mr. FILNER demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Mr. RA-HALL, pursuant to clause 8, rule XX, announced that further proceedings on the question were postponed.

¶42.16 VETERANS EYE CARE BENEFITS

Mr. FILNER moved to suspend the rules and pass the bill (H.R. 797) to amend title 38, United States Code, to improve compensation benefits for veterans in certain cases of impairment of vision involving both eyes, and for other purposes; as amended.

The SPEAKER pro tempore, Mr. SALAZAR, recognized Mr. FILNER and Mr. MILLER of Florida, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and pass said bill, as amended?

The SPEAKER pro tempore, Mr. SALAZAR, announced that two-thirds of the Members present had voted in the affirmative.

Mr. FILNER demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Mr. SALAZAR, pursuant to clause 8, rule XX, announced that further proceedings on the question were postponed.

¶42.17 VETERANS COMPENSATION COST-OF-LIVING

Mr. FILNER moved to suspend the rules and pass the bill (H.R. 1284) to increase, effective as of December 1, 2007, the rates of compensation for veterans with service-connected disabilities and the rates of dependency and indemnity compensation for the survivors of certain disabled veterans.

The SPEAKER pro tempore, Mr. SALAZAR, recognized Mr. FILNER and Mr. MILLER of Florida, each for 20 minutes.

After debate, The question being put, viva voce, Will the House suspend the rules and pass said bill?

The SPEAKER pro tempore, Mr. SALAZAR, announced that two-thirds of the Members present had voted in the affirmative.

Mr. FILNER demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Mr. SALAZAR, pursuant to clause 8, rule XX, announced that further proceedings on the question were postponed.

¶42.18 H.R. 835—UNFINISHED BUSINESS

The SPEAKER pro tempore, Mr. SALAZAR, pursuant to clause 8, rule XX, announced the unfinished business to be the motion to suspend the rules and pass the bill (H.R. 835) to reauthorize the programs of the Department of Housing and Urban Development for housing assistance for Native Hawaiians.

The question being put, Will the House suspend the rules and pass said bill?

The vote was taken by electronic device.

It was decided in the { Yeas ..... 262 negative ..... } Nays ..... 162

¶42.19 [Roll No. 173]

YEAS—262

- Abercrombie Cramer Hinojosa Ackerman Crowley Hirono Alexander Cuellar Hodes Allen Davis (AL) Holden Altmire Davis (CA) Holt Andrews Davis (IL) Honda Arcuri Davis (KY) Hooley Baca Davis, Lincoln Hoyer Baird DeFazio Hunter Baldwin DeGette Inslee Barrow Delahunt Israel Bean DeLauro Jackson (IL) Becerra Dicks Jackson-Lee Berkley Dingell (TX) Biggert Brown (SC) Berman Doggett Jefferson Berry Donnelly Johnson (GA) Bishop (GA) Doyle Johnson (IL) Bishop (NY) Edwards Jones (NC) Blumenauer Ellison Jones (OH) Bono Ellsworth Kagen Boren Emanuel Kaptur Boswell Emerson Kennedy Boucher Engel Kildee Boyd (FL) Eshoo Kilpatrick Boyd (KS) Etheridge Kind Brady (PA) Farr Kingston Braley (IA) Fattah Klein (FL) Brown, Corrine Filner Kucinich Butterfield Fortenberry LaHood Cannon Frank (MA) Lampson Capito Giffords Langevin Capps Gilchrest Lantos Capuano Gillibrand Larsen (WA) Cardoza Gillmor Larson (CT) Carnahan Gingrey Lee Carney Gonzalez Lee Gordon Green, Al Levin Chandler Grijalva Lipinski Clarke Grijalva LoBiondo Clay Gutierrez Loeb sack Cleaver Hall (NY) Lofgren, Zoe Clyburn Hare Lowey Cohen Harman Lucas Cole (OK) Hastert Lynch Conyers Hastings (FL) Mahoney (FL) Cooper Hersth Maloney (NY) Costa Higgins Markey Costello Hill Marshall Courtney Capps Hinchey Matheson

- Matsui Peterson (PA) Slaughter Peterson (PA) Slaughter Smith (NJ) Pickering Smith (NJ) Smith (WA) Pomeroy Smith (WA) Solis Cummings Davis, Jo Ann Davis, Tom Deal (GA) Johnson, E. B. Kanjorski Pence Snyder Young (FL)

NOT VOTING—9

- Cummings Deal (GA) Pence Davis, Jo Ann Johnson, E. B. Snyder Davis, Tom Kanjorski Young (FL)

So, less than two-thirds of the Members present having voted in favor thereof, the rules were not suspended and said bill was not passed.

¶42.20 H.R. 327—UNFINISHED BUSINESS

The SPEAKER pro tempore, Mr. SALAZAR, pursuant to clause 8, rule XX, announced the unfinished business to be the motion to suspend the rules and pass the bill (H.R. 327) to direct the Secretary of Veterans Affairs to develop and implement a comprehensive program designed to reduce the incidence of suicide among veterans; as amended.

The question being put, Will the House suspend the rules and pass said bill, as amended?

The vote was taken by electronic device.

It was decided in the { Yeas ..... 423 affirmative ..... } Nays ..... 0

¶42.21 [Roll No. 174]

YEAS—423

NAYS—162

- Aderholt Foxx Moran (KS) Akin Franks (AZ) Murphy, Tim Bachmann Frelinghuysen Musgrave Bachus Gallegly Myrick Baker Garrett (NJ) Neugebauer Barret (SC) Gerlach Nunes Bartlett (MD) Gohmert Paul Goode Goode Petri Goodlatte Goodlatte Pitts Granger Granger Plattis Graves Graves Poe Hall (TX) Hall (TX) Price (GA) Blackburn Blackburn Hastings (WA) Putnam Hayes Hayes Radanovich Blunt Blunt Heller Ramstad Hensarling Regula Boozman Herger Rehberg Boustany Hobson Reynolds Biggert Hoekstra Rogers (AL) Bilbray Hulshof Rogers (KY) Bilirakis Inghis (SC) Rogers (MI) Bishop (GA) Issa Rohrabacher Bishop (NY) Jindal Ros-Lehtinen Bishop (UT) Johnson, Sam Roskam Blackburn Johnson, Sam Jordan Royce Blumenauer Keller Ryan (WI) Blunt Kell King (IA) Sali Boehner King (NY) Saxton Bonner King (NY) Schmidt Bono Eshoo Kirk Sessions Sensenbrenner Boozman Knollenberg Shuster Boren Knollenberg Smith (NE) Boswell Kuhl (NY) Smith (TX) Boucher Lamborn Latham Boustany Latham Souder Boyd (FL) Lewis (CA) Stearns Boyd (KS) Lewis (KY) Tiahrt Boyd (PA) Linder Sullivan Brown (TX) Terry Tancredo Brown (SC) E. Mack Thornberry Brown, Corrine Manzullo Tiahrt Brown-Waite, Tiberi Brown-Waite, Tiberi Doilittle Turner Upton Buchanan Upton Walberg Burgess Burton (IN) Walden (OR) Duncan Burton (IN) Walder (OR) Butterfield Edwards Walsh (NY) Buyer Ehlers English (PA) Wamp Calvert English (PA) McKeon Weldon (FL) Campbell (CA) Weller Westmoreland Cannon Emerson Whitfield Cantor Engel Wicker Capito English (PA) Capps Eshoo Hunter

Inglis (SC)	Melancon	Schakowsky
Inslee	Mica	Schiff
Israel	Michaud	Schmitt
Issa	Millender-	Schwartz
Jackson (IL)	McDonald	Scott (GA)
Jackson-Lee	Miller (FL)	Scott (VA)
(TX)	Miller (MI)	Sensenbrenner
Jefferson	Miller (NC)	Serrano
Jindal	Miller, Gary	Sessions
Johnson (GA)	Miller, George	Sestak
Johnson (IL)	Mitchell	Shadegg
Johnson, Sam	Mollohan	Shays
Jones (NC)	Moore (KS)	Shea-Porter
Jones (OH)	Moore (WI)	Sherman
Jordan	Moran (KS)	Shimkus
Kagen	Moran (VA)	Shuler
Kaptur	Murphy (CT)	Shuster
Keller	Murphy, Patrick	Simpson
Kennedy	Murphy, Tim	Sires
Kildee	Murtha	Skelton
Kilpatrick	Musgrave	Slaughter
Kind	Myrick	Smith (NE)
King (IA)	Nadler	Smith (NJ)
King (NY)	Napolitano	Smith (TX)
Kingston	Neal (MA)	Smith (WA)
Kirk	Neugebauer	Solis
Klein (FL)	Nunes	Souder
Kline (MN)	Oberstar	Space
Knollenberg	Obey	Spratt
Kucinich	Oliver	Stark
Kuhl (NY)	Ortiz	Stearns
LaHood	Pallone	Stupak
Lamborn	Pascrell	Sullivan
Lampson	Pastor	Sutton
Langevin	Paul	Tancredo
Lantos	Payne	Tanner
Larsen (WA)	Pearce	Tauscher
Larson (CT)	Perlmutter	Taylor
Latham	Peterson (MN)	Taylor
LaTourette	Peterson (PA)	Terry
Lee	Petri	Thompson (CA)
Levin	Pickering	Thompson (MS)
Lewis (CA)	Pitts	Thornberry
Lewis (GA)	Platts	Tiahrt
Lewis (KY)	Poe	Tiberi
Linder	Pomeroy	Tierney
Lipinski	Porter	Towns
LoBiondo	Price (GA)	Turner
Loebsack	Price (NC)	Udall (CO)
Lofgren, Zoe	Pryce (OH)	Udall (NM)
Lowe	Putnam	Upton
Lucas	Radanovich	Van Hollen
Lungren, Daniel	Rahall	Velázquez
E.	Ramstad	Visclosky
Lynch	Rangel	Walberg
Mack	Regula	Walden (OR)
Mahoney (FL)	Rehberg	Walsh (NY)
Maloney (NY)	Reichert	Walz (MN)
Manzullo	Renzi	Wamp
Marchant	Reyes	Wasserman
Markey	Reynolds	Schultz
Marshall	Rodriguez	Waters
Matheson	Rogers (AL)	Watson
Matsui	Rogers (KY)	Watt
McCarthy (CA)	Rogers (MI)	Waxman
McCarthy (NY)	Rohrabacher	Weiner
McCaul (TX)	Ros-Lehtinen	Welch (VT)
McCollum (MN)	Roskam	Weldon (FL)
McCotter	Ross	Weller
McCrary	Rothman	Westmoreland
McDermott	Roybal-Allard	Wexler
McGovern	Royce	Whitfield
McHenry	Ruppersberger	Wicker
McHugh	Rush	Wilson (NM)
McIntyre	Ryan (OH)	Wilson (OH)
McKeon	Ryan (WI)	Wilson (SC)
McMorris	Salazar	Wolf
Rodgers	Sali	Woolsey
McNerney	Sánchez, Linda	Wu
McNulty	T.	Wynn
Meehan	Sanchez, Loretta	Yarmuth
Meek (FL)	Sarbanes	Young (AK)
Meeks (NY)	Saxton	

NOT VOTING—10

Barton (TX)	Franks (AZ)	Snyder
Davis, Jo Ann	Johnson, E. B.	Young (FL)
Davis, Tom	Kanjorski	
Deal (GA)	Pence	

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill, as amended, was passed.

By unanimous consent, the title was amended so as to read: "An Act to amend title 38, United States Code, to direct the Secretary of Veterans Af-

fairs to develop and implement a comprehensive program designed to reduce the incidence of suicide among veterans."

A motion to reconsider the votes whereby the rules were suspended and said bill, as amended, was passed and the title was amended was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said bill.

42.22 H.R. 797—UNFINISHED BUSINESS

The SPEAKER pro tempore, Mr. SALAZAR, pursuant to clause 8, rule XX, announced the further unfinished business to be the motion to suspend the rules and pass the bill (H.R. 797) to amend title 38, United States Code, to improve compensation benefits for veterans in certain cases of impairment of vision involving both eyes, and for other purposes; as amended.

The question being put,

Will the House suspend the rules and pass said bill, as amended?

The vote was taken by electronic device.

It was decided in the { Yeas ..... 424 affirmative ..... Nays ..... 0

42.23 [Roll No. 175]

YEAS—424

Abercrombie	Campbell (CA)	Ehlers
Ackerman	Cannon	Ellison
Aderholt	Capito	Ellsworth
Akin	Capps	Emanuel
Alexander	Capuano	Emerson
Allen	Cardoza	Engel
Altmire	Carnahan	English (PA)
Andrews	Carney	Eshoo
Arcuri	Carson	Etheridge
Baca	Carter	Everett
Bachmann	Castle	Fallin
Bachus	Castor	Farr
Baird	Chabot	Fattah
Baker	Chandler	Feeney
Baldwin	Clarke	Ferguson
Barrett (SC)	Clay	Filner
Barrow	Cleaver	Flake
Bartlett (MD)	Clyburn	Forbes
Barton (TX)	Coble	Fortenberry
Bean	Cohen	Fossella
Becerra	Cole (OK)	Fox
Berkley	Conaway	Frank (MA)
Berman	Conyers	Franks (AZ)
Berry	Cooper	Frelinghuysen
Biggart	Costa	Galleghy
Billbray	Costello	Garrett (NJ)
Bilirakis	Courtney	Gerlach
Bishop (GA)	Cramer	Giffords
Bishop (NY)	Crenshaw	Gilchrest
Bishop (UT)	Crowley	Gillibrand
Blackburn	Cubin	Gillmor
Blumenauer	Cuellar	Gingrey
Blunt	Culberson	Gohmert
Boehner	Cummings	Gonzalez
Bonner	Davis (AL)	Goode
Bono	Davis (CA)	Goodlatte
Boozman	Davis (IL)	Gordon
Boren	Davis (KY)	Granger
Boswell	Davis, David	Graves
Boucher	Davis, Lincoln	Green, Al
Boustany	DeFazio	Grijalva
Boyd (FL)	DeGette	Gutierrez
Boyd (KS)	Delahunt	Hall (NY)
Brady (PA)	DeLauro	Hall (TX)
Brady (TX)	Dent	Hare
Braley (IA)	Diaz-Balart, L.	Harman
Brown (SC)	Diaz-Balart, M.	Hastert
Brown, Corrine	Dicks	Hastings (FL)
Brown-Waite,	Dingell	Hastings (WA)
Ginny	Doggett	Hayes
Buchanan	Donnelly	Heller
Burgess	Doolittle	Hensarling
Burton (IN)	Doyle	Herger
Butterfield	Drake	Herseth
Buyer	Dreier	Higgins
Calvert	Duncan	Hill
Camp (MI)	Edwards	Hinche

Hinojosa	McKeon	Sánchez, Linda
Hirono	McMorris	T.
Hobson	Rodgers	Sanchez, Loretta
Hodes	McNerney	Sarbanes
Hoekstra	McNulty	Saxton
Holden	Meehan	Schakowsky
Holt	Meek (FL)	Schiff
Honda	Meeks (NY)	Schmitt
Hoolley	Melancon	Schwartz
Hoyer	Mica	Scott (GA)
Hulshof	Michaud	Scott (VA)
Hunter	Millender-	Sensenbrenner
Inglis (SC)	McDonald	Serrano
Inslee	Miller (FL)	Sessions
Israel	Miller (MI)	Sestak
Issa	Miller (NC)	Shadegg
Jackson (IL)	Miller, Gary	Shays
Jackson-Lee	Miller, George	Shea-Porter
(TX)	Mitchell	Sherman
Jefferson	Mollohan	Shimkus
Jindal	Moore (KS)	Shuler
Johnson (GA)	Moore (WI)	Shuster
Johnson (IL)	Moran (KS)	Simpson
Johnson, Sam	Moran (VA)	Sires
Jones (NC)	Murphy (CT)	Skelton
Jones (OH)	Murphy, Patrick	Slaughter
Jordan	Murphy, Tim	Smith (NE)
Kagen	Murtha	Smith (NJ)
Kaptur	Musgrave	Smith (TX)
Keller	Myrick	Smith (WA)
Kennedy	Nadler	Snyder
Kildee	Napolitano	Solis
Kilpatrick	Neal (MA)	Souder
Kind	Neugebauer	Space
King (IA)	Nunes	Spratt
King (NY)	Oberstar	Stark
Kingston	Obey	Stearns
Kirk	Oliver	Stupak
Klein (FL)	Ortiz	Sullivan
Kline (MN)	Pallone	Sutton
Knollenberg	Pascrell	Tancredo
Kucinich	Pastor	Tanner
Kuhl (NY)	Paul	Tauscher
LaHood	Payne	Taylor
Lamborn	Pearce	Terry
Lampson	Perlmutter	Thompson (CA)
Langevin	Peterson (MN)	Thompson (MS)
Lantos	Peterson (PA)	Thornberry
Larsen (WA)	Petri	Tiahrt
Larson (CT)	Pickering	Tiberi
Latham	Pitts	Tierney
LaTourette	Platts	Towns
Lee	Poe	Turner
Levin	Pomeroy	Udall (CO)
Lewis (CA)	Porter	Udall (NM)
Lewis (GA)	Price (GA)	Upton
Lewis (KY)	Price (NC)	Van Hollen
Linder	Pryce (OH)	Velázquez
Lipinski	Putnam	Visclosky
LoBiondo	Radanovich	Walberg
Loebsack	Rahall	Walden (OR)
Lofgren, Zoe	Ramstad	Walsh (NY)
Lowe	Rangel	Walz (MN)
Lucas	Regula	Wamp
Lungren, Daniel	Rehberg	Wasserman
E.	Reichert	Schultz
Lynch	Renzi	Waters
Mack	Reyes	Watson
Mahoney (FL)	Reynolds	Watt
Maloney (NY)	Rodriguez	Waxman
Manzullo	Rogers (AL)	Weiner
Marchant	Rogers (KY)	Welch (VT)
Markey	Rogers (MI)	Weldon (FL)
Marshall	Rohrabacher	Weller
Matheson	Ros-Lehtinen	Westmoreland
Matsui	Roskam	Wexler
McCarthy (CA)	Ross	Whitfield
McCarthy (NY)	Rothman	Wicker
McCaul (TX)	Roybal-Allard	Wilson (NM)
McCollum (MN)	Royce	Wilson (OH)
McCotter	Ruppersberger	Wilson (SC)
McCrary	Rush	Wolf
McDermott	Ryan (OH)	Woolsey
McGovern	Ryan (WI)	Wu
McHenry	Salazar	Wynn
McHugh	Sali	Yarmuth
McIntyre		Young (AK)

NOT VOTING—9

Cantor	Deal (GA)	Kanjorski
Davis, Jo Ann	Green, Gene	Pence
Davis, Tom	Johnson, E. B.	Young (FL)

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill, as amended, was passed.

By unanimous consent, the title was amended so as to read: "An Act to

amend title 38, United States Code, to improve compensation benefits for veterans in certain cases of impairment of vision involving both eyes, to provide for the use of the National Directory of New Hires for income verification purposes, to extend the authority of the Secretary of Veterans Affairs to provide an educational assistance allowance for qualifying work study activities, and to authorize the provision of bronze representations of the letter 'V' for the graves of eligible individuals buried in private cemeteries in lieu of Government-provided headstones or markers."

A motion to reconsider the votes whereby the rules were suspended and said bill, as amended, was passed and the title was amended was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said bill.

¶42.24 ETHICS IN GOVERNMENT AUTHORITY

Ms. Linda T. SANCHEZ of California, moved to suspend the rules and pass the bill (H.R. 1130) to amend the Ethics in Government Act of 1978 to extend the authority to withhold from public availability a financial disclosure report filed by an individual who is a judicial officer or judicial employee, to the extend necessary to protect the safety of that individual or a family member of that individual, and for other purposes.

The SPEAKER pro tempore, Mr. SALAZAR, recognized Ms. Linda T. SANCHEZ of California, and Mr. SMITH of Texas, each for 20 minutes.

After debate, The question being put, viva voce, Will the House suspend the rules and pass said bill?

The SPEAKER pro tempore, Mr. SALAZAR, announced that two-thirds of the Members present had voted in the affirmative.

Ms. Linda T. SANCHEZ of California, demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Mr. SALAZAR, pursuant to clause 8, rule XX, announced that further proceedings on the motion were postponed.

¶42.25 NATIVE AMERICAN METHAMPHETAMINE ENFORCEMENT AND TREATMENT

Ms. Linda T. SANCHEZ of California, moved to suspend the rules and pass the bill (H.R. 545) to amend the Omnibus Crime Control and Safe Streets Act of 1968 to clarify that territories and Indian tribes are eligible to receive grants for confronting the use of methamphetamine; as amended.

The SPEAKER pro tempore, Mr. SALAZAR, recognized Ms. Linda T. SANCHEZ of California, and Mr. SMITH of Texas, each for 20 minutes.

After debate, The question being put, viva voce,

Will the House suspend the rules and pass said bill, as amended?

The SPEAKER pro tempore, Mr. SALAZAR, announced that two-thirds of the Members present had voted in the affirmative.

Ms. Linda T. SANCHEZ of California, demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Mr. SALAZAR, pursuant to clause 8, rule XX, announced that further proceedings on the question were postponed until Thursday, March 22, 2007.

¶42.26 OUTBOUND NUMBER ENFORCEMENT

Ms. Linda T. SANCHEZ of California, moved to suspend the rules and pass the bill (H.R. 740) to amend title 18, United States Code, to prevent caller ID spoofing, and for other purposes.

The SPEAKER pro tempore, Mr. KIND, recognized Ms. Linda T. SANCHEZ of California, and Mr. SMITH of Texas, each for 20 minutes.

After debate, The question being put, viva voce, Will the House suspend the rules and pass said bill?

The SPEAKER pro tempore, Mr. KIND, announced that two-thirds of the Members present had voted in the affirmative.

Ms. Linda T. SANCHEZ of California, demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Mr. KIND, pursuant to clause 8, rule XX, announced that further proceedings on the question were postponed.

¶42.27 HOLOCAUST VICTIMS REMEMBRANCE CEREMONY

Mrs. DAVIS of California, moved to suspend the rules and agree to the following concurrent resolution (H. Con. Res. 66):

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

SECTION 1. USE OF ROTUNDA FOR HOLOCAUST DAYS OF REMEMBRANCE CEREMONY.

The rotunda of the Capitol is authorized to be used on April 19, 2007, for a ceremony as part of the commemoration of the days of remembrance of victims of the Holocaust. Physical preparations for the ceremony shall be carried out in accordance with such conditions as the Architect of the Capitol may prescribe.

The SPEAKER pro tempore, Mr. KIND, recognized Mrs. DAVIS of California, and Mr. MCCARTHY of California, each for 20 minutes.

After debate, The question being put, viva voce, Will the House suspend the rules and agree to said concurrent resolution?

The SPEAKER pro tempore, Mr. KIND, announced that two-thirds of the Members present had voted in the affirmative.

Mrs. DAVIS of California, demanded that the vote be taken by the yeas and

nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Mr. KIND, pursuant to clause 8, rule XX, announced that further proceedings on the question were postponed until Thursday, March 22, 2007.

¶42.28 H.R. 1284—UNFINISHED BUSINESS

The SPEAKER pro tempore, Mr. KIND, pursuant to clause 8, rule XX, announced the unfinished business to be the motion to suspend the rules and pass the bill (H.R. 1284) to increase, effective as of December 1, 2007, the rates of compensation for veterans with service-connected disabilities and the rates of dependency and indemnity compensation for the survivors of certain disabled veterans.

The question being put, Will the House suspend the rules and pass said bill?

The vote was taken by electronic device.

It was decided in the { Yeas ..... 418 affirmative ..... Nays ..... 0

¶42.29 [Roll No. 176]

YEAS—418

Table with 3 columns: Name, Name, Name. Lists names of members who voted 'Yeas' and 'Nays' for H.R. 1284.

Hunter  
Inglis (SC)  
Inslee  
Israel  
Issa  
Jackson (IL)  
Jackson-Lee (TX)  
Jefferson  
Jindal  
Johnson (GA)  
Johnson (IL)  
Johnson, Sam  
Jones (NC)  
Jones (OH)  
Jordan  
Kagen  
Kaptur  
Keller  
Kennedy  
Kildee  
Kilpatrick  
Kind  
King (IA)  
King (NY)  
Kingston  
Kirk  
Klein (FL)  
Kline (MN)  
Knollenberg  
Kucinich  
Kuhl (NY)  
LaHood  
Lamborn  
Lampson  
Langevin  
Lantos  
Larsen (WA)  
Larson (CT)  
Latham  
LaTourette  
Lee  
Levin  
Lewis (CA)  
Lewis (GA)  
Lewis (KY)  
Linder  
Lipinski  
LoBiondo  
Loeb sack  
Lofgren, Zoe  
Lowe y  
Lucas  
Lungr en, Daniel  
E.  
Lynch  
Mack  
Mahoney (FL)  
Maloney (NY)  
Manzullo  
Marchant  
Markey  
Marshall  
Matheson  
Matsui  
McCarthy (CA)  
McCarthy (NY)  
McCaul (TX)  
McCollum (MN)  
McCotter  
McCrery  
McDermott  
McGovern  
McHenry  
McHugh  
McIntyre  
McKeon  
McMorris  
Rodgers  
McNerney  
McNulty  
Meehan

Meek (FL)  
Meeks (NY)  
Melancon  
Mica  
Michaud  
Millender-McDonald  
Miller (FL)  
Miller (MI)  
Miller (NC)  
Miller, Gary  
Miller, George  
Mitchell  
Mollohan  
Moore (KS)  
Moore (WI)  
Moran (KS)  
Murphy (CT)  
Murphy, Patrick  
Murphy, Tim  
Murtha  
Musgrave  
Nadler  
Napolitano  
Neal (MA)  
Neugebauer  
Nunes  
Oberstar  
Obey  
Olver  
Ortiz  
Pallone  
Pascrell  
Pastor  
Paul  
Payne  
Pearce  
Perlmutter  
Peterson (MN)  
Peterson (PA)  
Petri  
Pickering  
Pitts  
Platts  
Poe  
Pomeroy  
Porter  
Price (GA)  
Price (NC)  
Pryce (OH)  
Putnam  
Radanovich  
Rahall  
Ramstad  
Regula  
Rehberg  
Reichert  
Renzi  
Reyes  
Reynolds  
Rodriguez  
Rogers (AL)  
Rogers (KY)  
Rogers (MI)  
Rohrabacher  
Ros-Lehtinen  
Roskam  
Ross  
Rothman  
Roybal-Allard  
Royce  
Ruppersberger  
Rush  
Ryan (OH)  
Ryan (WI)  
Salazar  
Sali  
Sanchez, Linda  
T.  
Sanchez, Loretta  
Sarbanes

Saxton  
Schakowsky  
Schiff  
Schmidt  
Schwartz  
Scott (GA)  
Scott (VA)  
Sensenbrenner  
Serrano  
Sessions  
Sestak  
Shadegg  
Shays  
Shea-Porter  
Sherman  
Shimkus  
Shuler  
Shuster  
Sires  
Skelton  
Slaughter  
Smith (NE)  
Smith (NJ)  
Smith (TX)  
Smith (WA)  
Snyder  
Solis  
Souder  
Space  
Spratt  
Stearns  
Stupak  
Sullivan  
Sutton  
Tancredo  
Tanner  
Tauscher  
Taylor  
Terry  
Thompson (CA)  
Thompson (MS)  
Thornberry  
Allen  
Altmire  
Andrews  
Arcuri  
Baca  
Bachmann  
Bachus  
Baird  
Baker  
Baldwin  
Velazquez  
Cooper  
Barrow  
Bartlett (MD)  
Barton (TX)  
Bean  
Beerra  
Berkley  
Berman  
Berry  
Biggart  
Bilbray  
Bilirakis  
Bishop (GA)  
Bishop (NY)  
Bishop (UT)  
Blackburn  
Blumenauer  
Blunt  
Boehner  
Bonner  
Bono  
Boozman  
Boren  
Boswell  
Boucher  
Boustany  
Boyd (FL)  
Boyd (KS)  
Brady (TX)  
Braley (IA)  
Brown (SC)  
Brown, Corrine  
Brown-Waite, Ginny  
Burgess  
Burton (IN)  
Butterfield  
Buyer  
Calvert  
Camp (MI)  
Campbell (CA)  
Cannon  
Cantor  
Capito  
Capps  
Capuano  
Cardoza  
Carnahan  
Carney

Ordered, That the Clerk request the concurrence of the Senate in said bill.

42.30 H.R. 1130 —UNFINISHED BUSINESS

The SPEAKER pro tempore, Mr. KIND, pursuant to clause 8, rule XX, announced the further unfinished business to be the motion to suspend the rules and pass the bill (H.R. 1130) to amend the Ethics in Government Act of 1978 to extend the authority to withhold from public availability a financial disclosure report filed by an individual who is a judicial officer or judicial employee, to the extend necessary to protect the safety of that individual or a family member of that individual, and for other purposes.

The question being put, Will the House suspend the rules and pass said bill?

The vote was taken by electronic device.

It was decided in the affirmative { Yeas ..... 415 Nays ..... 0

42.31 [Roll No. 177] YEAS—415

Abercrombie  
Ackerman  
Aderholt  
Akin  
Alexander  
Allen  
Altmire  
Andrews  
Arcuri  
Baca  
Bachmann  
Bachus  
Baird  
Baker  
Baldwin  
Velazquez  
Cooper  
Barrow  
Bartlett (MD)  
Barton (TX)  
Bean  
Beerra  
Berkley  
Berman  
Berry  
Biggart  
Bilbray  
Bilirakis  
Bishop (GA)  
Bishop (NY)  
Bishop (UT)  
Blackburn  
Blumenauer  
Blunt  
Boehner  
Bonner  
Bono  
Boozman  
Boren  
Boswell  
Boucher  
Boustany  
Boyd (FL)  
Boyd (KS)  
Brady (TX)  
Braley (IA)  
Brown (SC)  
Brown, Corrine  
Brown-Waite, Ginny  
Burgess  
Burton (IN)  
Butterfield  
Buyer  
Calvert  
Camp (MI)  
Campbell (CA)  
Cannon  
Cantor  
Capito  
Capps  
Capuano  
Cardoza  
Carnahan  
Carney

Carlson  
Carter  
Castle  
Castor  
Chabot  
Chandler  
Clarke  
Clay  
Cleaver  
Clyburn  
Coble  
Cohen  
Cole (OK)  
Conaway  
Conyers  
Cooper  
Costa  
Costello  
Courtney  
Cramer  
Crenshaw  
Crowley  
Cubin  
Cuellar  
Culberson  
Cummings  
Davis (AL)  
Bishop (GA)  
Davis (IL)  
Davis (KY)  
Davis, David  
Davis, Lincoln  
DeFazio  
DeGette  
DeLauro  
Dent  
Diaz-Balart, L.  
Diaz-Balart, M.  
Dicks  
Dingell  
Doggett  
Donnelly  
Doolittle  
Doyle  
Drake  
Dreier  
Duncan  
Edwards  
Ehlers  
Ellison  
Ellsworth  
Emanuel  
Emerson  
Engel  
English (PA)  
Eshoo  
Etheridge  
Everett  
Fallin  
Farr  
Fattah  
Feeney  
Ferguson

Filner  
Flake  
Forbes  
Fortenberry  
Fossella  
Foxy  
Frank (MA)  
Franks (AZ)  
Frelinghuysen  
Gallegly  
Garrett (NJ)  
Gerlach  
Giffords  
Gilchrist  
Gillibrand  
Gillmor  
Gingrey  
Gohmert  
Gonzalez  
Goode  
Goodlatte  
Granger  
Graves  
Green, Al  
Green, Gene  
Grijalva  
Gutierrez  
Hall (NY)  
Hall (TX)  
Hare  
Harman  
Hastert  
Hastings (FL)  
Hastings (WA)  
Hayes  
Heller  
Hensarling  
Henger  
Herseth  
Higgins  
Hill  
Hinche y  
Hirono  
Hobson  
Hodes  
Hoekstra  
Holden  
Holt  
Honda  
Hooley  
Hoyer  
Hulshof  
Hunter  
Inglis (SC)  
Inslee  
Israel  
Issa  
Jackson (IL)  
Jackson-Lee (TX)  
Jefferson  
Jindal  
Johnson (GA)  
Johnson (IL)

Johnson, Sam  
Jones (NC)  
Jones (OH)  
Jordan  
Kagen  
Kaptur  
Keller  
Kennedy  
Kildee  
Kilpatrick  
Kind  
King (IA)  
King (NY)  
Kingston  
Kirk  
Kline (MN)  
Knollenberg  
Kucinich  
Kuhl (NY)  
LaHood  
Lamborn  
Lampson  
Langevin  
Lantos  
Larsen (WA)  
Larson (CT)  
Latham  
LaTourette  
Lee  
Levin  
Lewis (CA)  
Lewis (GA)  
Lewis (KY)  
Linder  
Lipinski  
LoBiondo  
Loeb sack  
Lofgren, Zoe  
Lowe y  
Lucas  
Lungr en, Daniel  
E.  
Lynch  
Mack  
Mahoney (FL)  
Maloney (NY)  
Manzullo  
Marchant  
Markey  
Marshall  
Matheson  
Matsui  
McCarthy (CA)  
McCarthy (NY)  
McCaul (TX)  
McCollum (MN)  
McCotter  
McDermott  
McGovern  
McHenry  
McHugh  
McIntyre  
McKeon  
McMorris  
Rodgers  
McNerney  
McNulty  
Meehan

Miller (NC)  
Miller, Gary  
Miller, George  
Mitchell  
Mollohan  
Moore (KS)  
Moore (WI)  
Moran (KS)  
Murphy (CT)  
Murphy, Patrick  
Murphy, Tim  
Murtha  
Musgrave  
Nadler  
Napolitano  
Neal (MA)  
Neugebauer  
Nunes  
Oberstar  
Obey  
Olver  
Ortiz  
Pallone  
Pascrell  
Pastor  
Paul  
Payne  
Pearce  
Perlmutter  
Peterson (MN)  
Peterson (PA)  
Petri  
Pickering  
Pitts  
Platts  
Poe  
Pomeroy  
Porter  
Price (GA)  
Price (NC)  
Pryce (OH)  
Putnam  
Radanovich  
Rahall  
Ramstad  
Regula  
Rehberg  
Reichert  
Renzi  
Reyes  
Reynolds  
Rodriguez  
Rogers (AL)  
Rogers (KY)  
Rogers (MI)  
Rohrabacher  
Ros-Lehtinen  
Roskam  
Ross  
Rothman  
Roybal-Allard  
Royce  
Ruppersberger  
Rush  
Ryan (OH)  
Ryan (WI)  
Salazar  
Sali  
Sanchez, Linda  
T.  
Sanchez, Loretta  
Sarbanes  
Saxton  
Schakowsky  
Schiff  
Schmidt

Schwartz  
Scott (GA)  
Scott (VA)  
Sensenbrenner  
Serrano  
Sessions  
Sestak  
Shadegg  
Shays  
Shea-Porter  
Sherman  
Shimkus  
Shuler  
Shuster  
Sires  
Skelton  
Slaughter  
Smith (NE)  
Smith (NJ)  
Smith (TX)  
Smith (WA)  
Snyder  
Solis  
Souder  
Space  
Spratt  
Stearns  
Stupak  
Sullivan  
Sutton  
Tancredo  
Tanner  
Tauscher  
Taylor  
Terry  
Thompson (CA)  
Thompson (MS)  
Thornberry  
Tiahrt  
Tiberi  
Tierney  
Towns  
Turner  
Udall (CO)  
Udall (NM)  
Rangel  
Regula  
Rehberg  
Reichert  
Renzi  
Reyes  
Reynolds  
Rodriguez  
Rogers (AL)  
Rogers (KY)  
Rogers (MI)  
Rohrabacher  
Ros-Lehtinen  
Roskam  
Ross  
Rothman  
Roybal-Allard  
Royce  
Ruppersberger  
Rush  
Ryan (OH)  
Ryan (WI)  
Salazar  
Sali  
Sanchez, Linda  
T.  
Sanchez, Loretta  
Sarbanes  
Saxton  
Schakowsky  
Schiff  
Schmidt

NOT VOTING—18

Brady (PA)  
Buchanan  
Davis, Jo Ann  
Davis, Tom  
Deal (GA)  
Gordon

Hinojosa  
Johnson, E. B.  
Kanjorski  
Klein (FL)  
McCrery  
Moran (VA)

Myrick  
Pence  
Simpson  
Stark  
Waters  
Young (FL)

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill was passed was, by unanimous consent, laid on the table.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said bill.

¶42.32 H.R. 740—UNFINISHED BUSINESS

The SPEAKER pro tempore, Mr. KIND, pursuant to clause 8, rule XX, announced the further unfinished business to be the motion to suspend the rules and pass the bill (H.R. 740) to amend title 18, United States Code, to prevent caller ID spoofing, and for other purposes.

The question being put,

Will the House suspend the rules and pass said bill?

The vote was taken by electronic device.

It was decided in the { Yeas ..... 413  
affirmative ..... { Nays ..... 1

¶42.33 [Roll No. 178]

YEAS—413

Abercrombie	Cohen	Green, Al
Ackerman	Cole (OK)	Green, Gene
Aderholt	Conaway	Grijalva
Akin	Conyers	Gutierrez
Alexander	Cooper	Hall (NY)
Allen	Costa	Hall (TX)
Altmire	Costello	Hare
Andrews	Courtney	Harman
Arcuri	Cramer	Hastert
Baca	Crenshaw	Hastings (FL)
Bachmann	Crowley	Hastings (WA)
Bachus	Cubin	Hayes
Baird	Cuellar	Heller
Baker	Culberson	Hensarling
Baldwin	Cummings	Hergert
Barrett (SC)	Davis (AL)	Herseth
Barrow	Davis (CA)	Higgins
Bartlett (MD)	Davis (IL)	Hill
Barton (TX)	Davis (KY)	Hinchey
Bean	Davis, David	Hirono
Becerra	Davis, Lincoln	Hobson
Berkley	DeFazio	Hodes
Berman	DeGette	Hoekstra
Berry	Delahunt	Holden
Biggert	DeLauro	Holt
Bilbray	Dent	Honda
Bilirakis	Diaz-Balart, L.	Hooley
Bishop (GA)	Diaz-Balart, M.	Hoyer
Bishop (NY)	Dicks	Hulshof
Bishop (UT)	Dingell	Hunter
Blackburn	Doggett	Inglis (SC)
Blumenauer	Donnelly	Inslee
Blunt	Doolittle	Israel
Boehner	Doyle	Issa
Bonner	Drake	Jackson (IL)
Bono	Dreier	Jackson-Lee
Boozman	Duncan	(TX)
Boren	Edwards	Jefferson
Boswell	Ehlers	Jindal
Boucher	Ellison	Johnson (GA)
Boustany	Ellsworth	Johnson (IL)
Boyd (FL)	Emanuel	Johnson, Sam
Boyd (KS)	Emerson	Jones (NC)
Brady (TX)	Engel	Jones (OH)
Braley (IA)	English (PA)	Jordan
Brown (SC)	Eshoo	Kagen
Brown, Corrine	Etheridge	Kaptur
Brown-Waite,	Everett	Keller
Ginny	Fallin	Kennedy
Buchanan	Farr	Kildee
Burgess	Fattah	Kilpatrick
Burton (IN)	Feeney	Kind
Butterfield	Ferguson	King (IA)
Buyer	Flake	King (NY)
Calvert	Forbes	Kingston
Camp (MI)	Fortenberry	Kirk
Campbell (CA)	Fossella	Klein (FL)
Cannon	Fox	Kline (MN)
Cantor	Frank (MA)	Knollenberg
Capito	Franks (AZ)	Kucinich
Capps	Frelinghuysen	Kuhl (NY)
Capuano	Gallely	LaHood
Cardoza	Garrett (NJ)	Lamborn
Carnahan	Gerlach	Lampson
Carney	Giffords	Langevin
Carson	Gilchrest	Lantos
Carter	Gillibrand	Larsen (WA)
Castle	Gillmor	Larson (CT)
Castor	Gingrey	Latham
Chabot	Gohmert	LaTourette
Chandler	Gonzalez	Lee
Clarke	Goode	Levin
Clay	Goodlatte	Lewis (CA)
Cleaver	Granger	Lewis (GA)
Coble	Graves	Lewis (KY)

Linder	Ortiz	Sherman
Lipinski	Pallone	Shimkus
LoBiondo	Pascarell	Shuler
Loeb	Pastor	Shuster
Loeb	Payne	Sires
Lofgren, Zoe	Pearce	Skelton
Lowey	Perlmutter	Slaughter
Lucas	Peterson (MN)	Smith (NE)
Lungren, Daniel	Peterson (PA)	Smith (NJ)
E.	Petri	Smith (TX)
Lynch	Pickering	Smith (WA)
Mack	Pitts	Snyder
Mahoney (FL)	Platts	Solis
Maloney (NY)	Poe	Souder
Manzullo	Pomeroy	Space
Marchant	Porter	Spratt
Markey	Price (GA)	Stearns
Marshall	Price (NC)	Stupak
Matheson	Pryce (OH)	Sullivan
Matsui	Putnam	Sutton
McCarthy (CA)	Radanovich	Tancred
McCarthy (NY)	Rahall	Tanner
McCaul (TX)	Ramstad	Tauscher
McCollum (MN)	Rangel	Taylor
McCotter	Regula	Terry
McDermott	Rehberg	Thompson (CA)
McGovern	Reichert	Thompson (MS)
McHenry	Renzi	Thornberry
McHugh	Reyes	Tiahrt
McIntyre	Reynolds	Tiberi
McKeon	Rodriguez	Tierney
McMorris	Rogers (AL)	Towns
Rodgers	Rogers (KY)	Turner
McNerney	Rogers (MI)	Udall (CO)
McNulty	Rohrabacher	Udall (NM)
Meehan	Ros-Lehtinen	Upton
Meek (FL)	Roskam	Van Hollen
Meeks (NY)	Ross	Velázquez
Melancon	Rothman	Visclosky
Mica	Roybal-Allard	Walberg
Michaud	Royce	Walden (OR)
Millender-	Ruppersberger	Walsh (NY)
McDonald	Rush	Walz (MN)
Miller (FL)	Ryan (OH)	Wamp
Miller (MI)	Ryan (WI)	Wasserman
Miller (NC)	Salazar	Schultz
Miller, Gary	Sali	Waters
Miller, George	Sánchez, Linda	Watson
Mitchell	T.	Watt
Mollohan	Sanchez, Loretta	Waxman
Moore (KS)	Sarbanes	Weiner
Moore (WI)	Saxton	Welch (VT)
Moran (KS)	Schakowsky	Weldon (FL)
Murphy (CT)	Schiff	Weller
Murphy, Patrick	Schmidt	Wexler
Murphy, Tim	Schwartz	Whitfield
Murtha	Scott (GA)	Wicker
Musgrave	Scott (VA)	Wilson (OH)
Nadler	Sensenbrenner	Wilson (SC)
Napolitano	Serrano	Wolf
Neal (MA)	Sessions	Woolsey
Neugebauer	Sestak	Wu
Nunes	Shadegg	Wynn
Oberstar	Shays	Yarmuth
Obey	Shea-Porter	Young (AK)
Oliver		

NAYS—1

Paul

NOT VOTING—19

Brady (PA)	Hinojosa	Simpson
Clyburn	Johnson, E. B.	Stark
Davis, Jo Ann	Kanjorski	Westmoreland
Davis, Tom	McCrery	Wilson (NM)
Deal (GA)	Moran (VA)	Young (FL)
Filner	Myrick	
Gordon	Pence	

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said bill.

¶42.34 COMMUNICATION REGARDING SUBPOENA

The SPEAKER pro tempore, Mr. PERLMUTTER, laid before the House the following communication from Marc Beltrame, Deputy District Direc-

tor, office of the Honorable Leonard L. Boswell:

CONGRESS OF THE UNITED STATES,  
HOUSE OF REPRESENTATIVES,  
Washington, DC, March 15, 2007.

Hon. NANCY PELOSI,  
Speaker, House of Representatives  
Washington, DC.

DEAR MADAM SPEAKER: This is to notify you formally, pursuant to Rule VIII of the Rules of the House of Representatives, that I have been served with a subpoena, issued by the District Court for Polk County, Iowa, for testimony in a criminal case.

After consultation with the Office of General Counsel, I have determined that compliance with the subpoena is consistent with the precedents and privileges of the House.

Sincerely,  
MARC BELTRAME,  
Deputy District Director.

¶42.35 COMMUNICATION REGARDING SUBPOENA

The SPEAKER pro tempore, Mr. PERLMUTTER, laid before the House the following communication from Ted Tran, District Representative, office of the Honorable Leonard L. Boswell:

CONGRESS OF THE UNITED STATES,  
HOUSE OF REPRESENTATIVES,  
Washington, DC, March 15, 2007.

Hon. NANCY PELOSI,  
Speaker, House of Representatives,  
Washington, DC.

DEAR MADAM SPEAKER: This is to notify you formally, pursuant to Rule VIII of the Rules of the House of Representatives, that I have been served with a subpoena, issued by the District Court for Polk County, Iowa, for testimony in a criminal case.

After consultation with the Office of General Counsel, I have determined that compliance with the subpoena is consistent with the precedents and privileges of the House.

Sincerely,  
TED TRAN,  
District Representative.

¶42.36 COMMUNICATION REGARDING SUBPOENA

The SPEAKER pro tempore, Mr. PERLMUTTER, laid before the House the following communication from Randy Vogel, State Director, office of the Honorable Dennis R. Rehberg:

CONGRESS OF THE UNITED STATES,  
HOUSE OF REPRESENTATIVES,  
Washington, DC, March 19, 2007.

Hon. NANCY PELOSI,  
Speaker, House of Representatives,  
Washington, DC.

DEAR MADAM SPEAKER: This is to notify you formally, pursuant to Rule VIII of the Rules of the House of Representatives, that I have received a grand jury subpoena for documents issued by the U.S. District Court for the District of Montana, Billings Division.

After consultation with the Office of General Counsel, I have determined that compliance with the subpoena is consistent with the precedents and privileges of the House.

Sincerely,  
RANDY VOGEL,  
State Director.

¶42.37 RECESS—10:45 P.M.

The SPEAKER pro tempore, Mr. PERLMUTTER, pursuant to clause 12(a) of rule I, declared the House in recess at 10 o'clock and 45 minutes p.m., subject to the call of the Chair.



**THURSDAY, MARCH 22  
(LEGISLATIVE DAY OF MARCH 21),  
2007**

¶42.38 AFTER RECESS—1:03 A.M.

The SPEAKER pro tempore, Mr. WELCH of Vermont, called the House to order.

¶42.39 PROVIDING FOR CONSIDERATION  
OF H.R. 1433

Mr. CARDOZA, by direction of the Committee on Rules, reported (Rept. No. 110-63) the resolution (H. Res. 260) providing for consideration of the bill (H.R. 1433) to provide for the treatment of the District of Columbia as a congressional district for purposes of representation in the House of Representatives, and for other purposes.

When said resolution and report were referred to the House Calendar and ordered printed.

¶42.40 PROVIDING FOR CONSIDERATION  
OF H.R. 1591

Mr. CARDOZA, by direction of the Committee on Rules, reported (Rept. No. 110-64) the resolution (H. Res. 261) providing for consideration of the bill (H.R. 1591) making emergency supplemental appropriations for the fiscal year ending September 30, 2007, and for other purposes.

When said resolution and report were referred to the House Calendar and ordered printed.

¶42.41 LEAVE OF ABSENCE

By unanimous consent, leave of absence was granted—

To Mr. DEAL of Georgia, for today after 1:30 p.m.;

To Ms. Eddie Bernice JOHNSON of Texas, for today;

To Mr. KUCINICH, for March 19 and 20; and

To Mr. MITCHELL, for March 19.

And then,

¶42.42 ADJOURNMENT

On motion of Mr. CARDOZA, at 1 o'clock and 5 minutes a.m., the House adjourned.

¶42.43 REPORTS OF COMMITTEES ON  
PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XIII, reports of committees were delivered to the Clerk for printing and reference to the proper calendar, as follows:

Mr. DINGELL: Committee on Energy and Commerce. H.R. 545. A bill to amend the Omnibus Crime Control and Safe Streets Act of 1968 to clarify that territories and Indian tribes are eligible to receive grants for confronting the use of methamphetamine, with an amendment (Rept. 110-35 Pt. 2). Referred to the Committee of the Whole House on the state of the Union.

Mr. WAXMAN: Committee on Oversight and Government Reform. Supplemental report on H.R. 1433. A bill to provide for the treatment of the District of Columbia as a congressional district for purposes of representation in the House of Representatives, and for other purposes (Rept. 110-52 Pt. 3). Ordered to be printed.

Mr. OBERSTAR: Committee on Transportation and Infrastructure. H.R. 1195. A bill to amend the Safe, Accountable, Flexible, Efficient Transportation Equity Act: A Legacy for Users to make technical corrections, and for other purposes; with an amendment (Rept. 110-62). Referred to the Committee of the Whole House on the state of the Union.

Mr. ARCURI: Committee on Rules. House Resolution 260. Resolution providing for consideration of the bill (H.R. 1433) to provide for the treatment of the District of Columbia as a Congressional district for purposes of representation in the House of Representatives, and for other purposes (Rept. 110-63). Referred to the House Calendar.

Ms. SLAUGHTER: Committee on Rules. House Resolution 261. Resolution providing for consideration of the bill (H.R. 1591) making emergency supplemental appropriations for the fiscal year ending September 30, 2007, and for other purposes (Rept. 110-64). Referred to the House Calendar.

¶42.44 PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XII, public bills and resolutions were introduced and severally referred, as follows:

By Mr. KELLER (for himself and Mr. FORBES):

H.R. 1615. A bill to amend title 18, United States Code, to provide penalties for aiming laser pointers at airplanes, and for other purposes; to the Committee on the Judiciary.

By Mr. MCGOVERN (for himself, Mrs. EMERSON, Ms. KAPTUR, Ms. MCCOLLUM of Minnesota, Mr. SNYDER, Mr. MCCOTTER, Mr. BOUSTANY, Mrs. TAUSCHER, Mr. MOORE of Kansas, Mr. HINCHEY, Mr. BISHOP of Georgia, Mr. HASTINGS of Florida, Mr. SCHIFF, Mrs. CHRISTENSEN, Ms. JACKSON-LEE of Texas, Ms. MATSUI, Mr. MCDERMOTT, Mr. RUSH, Mr. HOLT, Mr. MORAN of Kansas, Mr. SKELTON, Mr. GRIJALVA, Ms. NORTON, Ms. LEE, Mr. PAYNE, Mr. FATTAH, Mr. OBERSTAR, Ms. HERSETH, Mr. LAHOOD, Ms. MOORE of Wisconsin, Mr. SMITH of New Jersey, Mr. WALSH of New York, Mr. KIND, Mr. STARK, Ms. WATSON, Mr. MCNULTY, Mrs. NAPOLITANO, Mr. MCHUGH, Mr. CROWLEY, Mr. BOUCHER, Ms. WOOLSEY, Mr. GEORGE MILLER of California, Mr. POMEROY, Ms. DELAURO, Mr. ENGLISH of Pennsylvania, Mr. LANTOS, Ms. CARSON, Mr. ETHERIDGE, Mr. SHIMKUS, Mr. LEWIS of Georgia, Ms. CORRINE BROWN of Florida, Mr. KILDEE, Mrs. BOYDA of Kansas, Mr. JEFFERSON, Mr. WEXLER, Mr. COHEN, Mr. SERRANO, Mr. BUTTERFIELD, Mr. COURTNEY, Mr. DELAHUNT, Mr. FARR, Mr. PALLONE, Ms. SCHAKOWSKY, Mr. HARE, Mrs. MALONEY of New York, Mr. MEEKS of New York, Mr. WELCH of Vermont, Mrs. CAPPAS, Mr. OLVER, Ms. SOLIS, Mr. CUMMINGS, and Ms. BALDWIN):

H.R. 1616. A bill to amend the Farm Security and Rural Investment Act of 2002 to reauthorize the McGovern-Dole International Food for Education and Child Nutrition Program, and for other purposes; to the Committee on Agriculture, and in addition to the Committee on Foreign Affairs, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. CARNAHAN:

H.R. 1617. A bill to designate the facility of the United States Postal Service located at 561 Kingsland Avenue in University City, Missouri, as the "Harriett F. Woods Post Office Building"; to the Committee on Oversight and Government Reform.

By Mr. CAMP of Michigan:

H.R. 1618. A bill to amend the Internal Revenue Code of 1986 to provide a credit for the purchase of plug-in hybrid vehicles; to the Committee on Ways and Means.

By Mr. CONYERS (for himself, Mr. KILDEE, Mr. ROGERS of Michigan, Ms. KILPATRICK, Mr. MCCOTTER, and Mr. DINGELL):

H.R. 1619. A bill to require the Secretary of the Treasury to mint coins in commemoration of the Model T Ford Automobile and the 100th anniversary of the Highland Park Plant, Michigan, the birthplace of the assembly line, and for other purposes; to the Committee on Financial Services.

By Mrs. CUBIN (for herself, Mr. UDALL of Colorado, Mr. REHBERG, Mr. BISHOP of Utah, Mr. HERGER, Mr. CALVERT, Mrs. MUSGRAVE, Mr. CANON, Mr. HELLER, Mr. SIMPSON, Mrs. McMORRIS RODGERS, and Mr. RENZI):

H.R. 1620. A bill to provide permanent funding for the payment in lieu of taxes program, and for other purposes; to the Committee on Natural Resources.

By Mr. DAVIS of Illinois (for himself and Mr. SHIMKUS):

H.R. 1621. A bill to amend title XIX of the Social Security Act to provide individuals with disabilities and older Americans with equal access to community-based attendant services and supports, and for other purposes; to the Committee on Energy and Commerce.

By Mr. TOM DAVIS of Virginia (for himself, Mr. MORAN of Virginia, Mr. GOODLATTE, Mr. BOUCHER, Mrs. JO ANN DAVIS of Virginia, Mr. GOODE, and Mr. WOLF):

H.R. 1622. A bill to provide a waiver from sanctions under the Elementary and Secondary Education Act of 1965 for certain States, local educational agencies, and schools; to the Committee on Education and Labor.

By Mr. HINOJOSA (for himself, Mrs. DAVIS of California, Mr. EMANUEL, Mr. EDWARDS, Ms. BERKLEY, Mr. CLEAVER, Mr. BERMAN, Mr. HONDA, Mr. ETHERIDGE, Mr. RUSH, Ms. JACKSON-LEE of Texas, Mr. GUTIERREZ, Mr. ABERCROMBIE, Mr. FILNER, Mr. TOWNS, Mr. SALAZAR, Ms. HIRONO, Mr. CONYERS, Mr. RANGEL, Mr. GENE GREEN of Texas, Ms. NORTON, Mr. JEFFERSON, Mr. RODRIGUEZ, Mr. FATTAH, Mr. JOHNSON of Georgia, and Mr. NEAL of Massachusetts):

H.R. 1623. A bill to improve graduation rates by authorizing the Secretary of Education to make grants to improve adolescent literacy, and for other purposes; to the Committee on Education and Labor.

By Mr. KENNEDY (for himself, Mr. MCNULTY, Mr. GRIJALVA, Mr. BOREN, and Ms. SCHAKOWSKY):

H.R. 1624. A bill to amend the Public Health Service Act to establish a program of grants for the detection and control of colorectal cancer; to the Committee on Energy and Commerce.

By Mr. LAHOOD (for himself, Mr. RUSH, Mr. JACKSON of Illinois, Mr. LIPINSKI, Mr. GUTIERREZ, Mr. EMANUEL, Mr. ROSKAM, Mr. DAVIS of Illinois, Ms. BEAN, Ms. SCHAKOWSKY, Mr. KIRK, Mr. WELLER, Mr. COSTELLO, Mrs. BIGGERT, Mr. HASTERT, Mr. JOHNSON of Illinois, Mr. MANZULLO, Mr. HARE, and Mr. SHIMKUS):

H.R. 1625. A bill to establish the Abraham Lincoln National Heritage Area, and for other purposes; to the Committee on Natural Resources.

By Mr. TIM MURPHY of Pennsylvania (for himself, Mrs. DAVIS of California, and Mr. ALTMIRE):

H.R. 1626. A bill to amend the Public Health Service Act to provide liability protections for volunteer practitioners at health centers under section 330 of such Act; to the Committee on Energy and Commerce.

By Mrs. MYRICK:

H.R. 1627. A bill to amend title II of the Social Security Act to require that the Commissioner of Social Security notify individuals of improper use of their Social Security account numbers; to the Committee on Ways and Means.

By Mr. PALLONE:

H.R. 1628. A bill to amend the Immigration and Nationality Act to permit the admission to the United States of nonimmigrant students and visitors who are the spouses and children of United States permanent resident aliens, and for other purposes; to the Committee on the Judiciary.

By Mr. POMEROY (for himself and Mr. WILSON of Ohio):

H.R. 1629. A bill to amend title XVI of the Social Security Act to clarify that the value of certain funeral and burial arrangements are not to be considered available resources under the supplemental security income program; to the Committee on Ways and Means.

By Mr. PUTNAM:

H.R. 1630. A bill to amend the Head Start Act to provide greater accountability for Head Start agencies; to the Committee on Education and Labor.

By Mr. RANGEL:

H.R. 1631. A bill to amend section 245(i) of the Immigration and Nationality Act to eliminate the deadline for classification petition and labor certification filings; to the Committee on the Judiciary.

By Mr. REICHERT (for himself and Mr. WALZ of Minnesota):

H.R. 1632. A bill to amend title 38, United States Code, to improve the annual report required on veterans' reemployment rights; to the Committee on Veterans' Affairs.

By Mr. ROTHMAN (for himself, Mr. PAYNE, Mr. HINCHEY, Mr. SIRES, Mrs. LOWEY, Mr. BISHOP of New York, and Mrs. MALONEY of New York):

H.R. 1633. A bill to amend the Homeland Security Act of 2002 to prohibit the Secretary of Homeland Security from prescribing regulations that preempt more stringent State regulations governing chemical facility security; to the Committee on Energy and Commerce.

By Ms. ROYBAL-ALLARD (for herself and Mr. SIMPSON):

H.R. 1634. A bill to amend the Public Health Service Act to establish grant programs to provide for education and outreach on newborn screening and coordinated followup care once newborn screening has been conducted, to reauthorize programs under part A of title XI of such Act, and for other purposes; to the Committee on Energy and Commerce.

By Mr. SALI:

H.R. 1635. A bill to reauthorize the Secure Rural Schools and Community Self-Determination Act of 2000; to the Committee on Agriculture, and in addition to the Committees on Natural Resources, and Appropriations, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. VISCLOSKEY (for himself, Mr. McCOTTER, Mr. COHEN, Mr. DINGELL, Mr. EMANUEL, Mr. HASTINGS of Florida, Mr. HIGGINS, and Mr. LIPINSKI):

H.R. 1636. A bill to establish a United States-Poland parliamentary youth exchange program, and for other purposes; to the Committee on Foreign Affairs.

By Mr. DICKS (for himself, Mr. INSLEE, Mr. MCDERMOTT, Mr. HIGGINS, Mrs. MALONEY of New York, Mr. CLEAVER, Mr. FARR, Ms. JACKSON-LEE of Texas,

Mr. MORAN of Virginia, Mr. CHANDLER, Mr. ENGEL, Mr. PATRICK MURPHY of Pennsylvania, Mr. UDALL of Colorado, Mr. MCGOVERN, Mr. THOMPSON of California, Mr. HONDA, Mr. OLVER, Mr. HOLT, Mr. STARK, Mr. GILCREST, Mr. WEXLER, and Mr. FILNER):

H. Con. Res. 96. Concurrent resolution expressing the sense of the Congress that there should be enacted a mandatory national program to slow, stop and reverse emissions of greenhouse gases; to the Committee on Energy and Commerce.

By Mr. ISRAEL:

H. Res. 258. A resolution expressing the sense of the House of Representatives that there should be established a National Auto-immune Diseases Awareness Month, and for other purposes; to the Committee on Energy and Commerce.

By Mr. LOBIONDO (for himself and Mr. KENNEDY):

H. Res. 259. A resolution honoring and recognizing the work of the Meals On Wheels Association of America, its member senior nutrition programs throughout the country, and their annual March For Meals campaigns; to the Committee on Education and Labor.

#### 42.45 PRIVATE BILLS AND RESOLUTIONS Under clause 3 of rule XII,

Mr. ROTHMAN introduced a bill (H.R. 1637) for the relief of Malachy McAllister, Nicola McAllister, and Sean Ryan McAllister; which was referred to the Committee on the Judiciary.

#### 42.46 ADDITIONAL SPONSORS

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

H.R. 39: Mr. KIRK.  
H.R. 63: Mr. EVERETT, Mr. LAHOOD, and Mrs. SCHMIDT.  
H.R. 177: Mr. GORDON.  
H.R. 178: Mr. JEFFERSON and Ms. JACKSON-LEE of Texas.  
H.R. 180: Mr. HIGGINS.  
H.R. 192: Mr. BURTON of Indiana.  
H.R. 260: Mr. PORTER.  
H.R. 303: Mr. BACHUS, Mr. KIND, Mr. PAUL, and Mr. SOUDER.  
H.R. 319: Ms. SCHWARTZ.  
H.R. 333: Mrs. EMERSON, Mrs. GILLIBRAND, Mr. PAUL, Mr. UDALL of New Mexico, Mr. SOUDER, and Mr. ENGLISH of Pennsylvania.  
H.R. 343: Mr. FILNER.  
H.R. 346: Mr. SHIMKUS, Mr. COBLE, Mr. BUTTERFIELD, Mr. ANDREWS, Mr. BURGESS, Mr. CONYERS, Mr. DREIER, Mr. THORNBERRY, Mr. ROHRBACHER, Mr. GINGREY, Mr. GARRETT of New Jersey, Mr. WICKER, Mrs. TAUSCHER, Mrs. DAVIS of California, and Mr. MICHAUD.  
H.R. 422: Mr. CUMMINGS.  
H.R. 471: Mr. WALBERG, Mr. LAMBORN, Mr. MOORE of Kansas, and Mr. BLUNT.  
H.R. 473: Mr. LAHOOD.  
H.R. 503: Mr. WELCH of Vermont and Mr. COURTNEY.  
H.R. 507: Mr. CLEAVER.  
H.R. 510: Mr. THORNBERRY.  
H.R. 511: Mr. CASTLE, Mr. BUCHANAN, Mr. JOHNSON of Illinois, Mr. WALSH of New York, and Mr. WELDON of Florida.  
H.R. 524: Mr. CUMMINGS, Mr. PATRICK MURPHY of Pennsylvania, and Mr. HALL of Texas.  
H.R. 552: Mr. UPTON, Mr. LATHAM, Mr. BOREN, Mr. EHLERS, Mr. SPACE, Mr. DOGGETT, Mr. UDALL of Colorado, Mr. BRALEY of Iowa, Mr. ROSS, Mr. HINCHEY, Mr. ROTHMAN, and Mr. PASTOR.  
H.R. 563: Mr. ADERHOLT.  
H.R. 566: Mr. CARNEY.  
H.R. 583: Mr. WICKER, Mr. TERRY, Mr. MITCHELL, Mr. GUTIERREZ, Mr. CASTLE, Mr.

FOSSELLA, Mr. STUPAK, Mr. PASTOR, Mr. ALLEXANDER, Mr. OBERSTAR, Mr. ROGERS of Kentucky, and Mr. MORAN of Virginia.

H.R. 620: Mrs. CAPPS and Mr. HONDA.

H.R. 621: Mr. PASTOR and Mr. HILL.

H.R. 625: Mr. BILBRAY, Mr. GARY G. MILLER of California, Mr. NUNES, Ms. WATERS, Mr. DOOLITTLE, Mr. ROYCE, Mr. GALLEGLY, Mr. DREIER, Mr. HERGER, Mr. RADANOVICH, and Ms. PELOSI.

H.R. 676: Ms. NORTON and Mr. DOYLE.

H.R. 688: Mr. EMANUEL.

H.R. 694: Mr. BUTTERFIELD and Mr. RODRIGUEZ.

H.R. 695: Ms. LINDA T. SÁNCHEZ of California.

H.R. 698: Ms. MOORE of Wisconsin.

H.R. 704: Mr. TERRY.

H.R. 734: Mrs. NAPOLITANO.

H.R. 752: Mr. TOWNS, Mr. AL GREEN of Texas, Ms. MOORE of Wisconsin, Ms. LINDA T. SÁNCHEZ of California, and Mr. LAMPSON.

H.R. 768: Mr. GARY G. MILLER of California.

H.R. 801: Ms. SLAUGHTER, Mr. KUHL of New York, and Mr. CONYERS.

H.R. 822: Ms. NORTON.

H.R. 840: Mr. DELAHUNT, Mr. BLUMENAUER, and Mr. ABERCROMBIE.

H.R. 882: Mr. ABERCROMBIE, Ms. ESHOO, Mr. KELLER, and Mr. MARCHANT.

H.R. 916: Mr. BACHUS, Mr. FILNER, and Mr. RANGEL.

H.R. 923: Mr. SKELTON.

H.R. 971: Mr. BOUCHER, Ms. LINDA T. SÁNCHEZ of California, Mr. GOHMERT, Mr. DAVID DAVIS of Tennessee, Mr. TAYLOR, Mr. SHULER, and Mr. PAUL.

H.R. 980: Mr. ALLEN, Ms. MCCOLLUM of Minnesota, Mr. KIND, Mr. FARR, Mrs. NAPOLITANO, Mr. CHANDLER, Ms. LINDA T. SÁNCHEZ of California, and Mr. SCOTT of Georgia.

H.R. 988: Mr. FILNER, Mr. BECERRA, Mr. MCNERNEY, and Ms. ESHOO.

H.R. 991: Mr. SOUDER.

H.R. 1014: Mr. GONZALEZ, Mr. ISSA, Mr. WAXMAN, and Mr. HINCHEY.

H.R. 1017: Mr. MCNULTY.

H.R. 1030: Ms. HIRONO, Mr. BISHOP of Georgia, and Mr. SCOTT of Virginia.

H.R. 1031: Ms. HIRONO and Mr. STARK.

H.R. 1032: Ms. LORETTA SANCHEZ of California and Mr. ROSS.

H.R. 1059: Mr. POE.

H.R. 1076: Mr. TERRY.

H.R. 1078: Mrs. JO ANN DAVIS of Virginia, Ms. JACKSON-LEE of Texas, Mr. CLEAVER, Mr. HIGGINS, Mr. REYES, Mr. BERMAN, Mr. GRIJALVA, Mr. GORDON, Ms. BORDALLO, Ms. KILPATRICK, Mr. BOUSTANY, Mr. COHEN, Mr. MCNULTY, Mr. CLAY, Mr. BOUCHER, Ms. SCHAKOWSKY, Mr. JEFFERSON, Ms. WOOLSEY, and Mr. HINCHEY.

H.R. 1084: Ms. EDDIE BERNICE JOHNSON of Texas.

H.R. 1104: Mr. CARDOZA.

H.R. 1108: Mr. RAHALL.

H.R. 1125: Mr. SESSIONS, Mr. PETERSON of Pennsylvania, Mrs. MUSGRAVE, and Mr. SMITH of Texas.

H.R. 1153: Mrs. DRAKE.

H.R. 1157: Mr. MCGOVERN, Mr. GRIJALVA, Mr. SCHIFF, Ms. SOLIS, Mr. RENZI, Mr. CAPUANO, and Mr. NADLER.

H.R. 1176: Mr. CROWLEY.

H.R. 1188: Mr. CLEAVER and Mr. SIRES.

H.R. 1193: Mr. HINCHEY, Mrs. TAUSCHER, Mr. MCCOTTER, Mr. LATOURETTE, Mr. GORDON, Mr. BURTON of Indiana, and Mr. WELLER.

H.R. 1214: Mr. ENGLISH of Pennsylvania, and Mr. PETERSON of Minnesota.

H.R. 1222: Mrs. CAPPS, Ms. LORETTA SANCHEZ of California, Ms. MCCOLLUM of Minnesota, and Mr. CARNEY.

H.R. 1223: Mrs. CAPPS and Ms. MCCOLLUM of Minnesota.

H.R. 1228: Mr. GRIJALVA.

H.R. 1237: Mr. ROGERS of Michigan, Mr. BURGESS, Mr. COHEN, Mr. ENGLISH of Pennsylvania, Mr. JEFFERSON, and Mr. BOUCHER.

H.R. 1261: Mrs. MUSGRAVE, Mr. FLAKE, and Mr. ROGERS of Michigan.  
 H.R. 1266: Ms. JACKSON-LEE of Texas.  
 H.R. 1270: Mr. GOODE.  
 H.R. 1279: Mr. FILNER and Mr. BRADY of Pennsylvania.  
 H.R. 1282: Mr. GENE GREEN of Texas, Mr. MCCOTTER, Mr. McNULTY, and Mr. BOUSTANY.  
 H.R. 1289: Mr. DAVIS of Illinois.  
 H.R. 1303: Ms. SHEA-PORTER.  
 H.R. 1314: Mr. FORBES and Mr. KINGSTON.  
 H.R. 1324: Mr. KIRK.  
 H.R. 1330: Mr. BISHOP of New York, Mr. KAGEN, and Ms. SHEA-PORTER.  
 H.R. 1333: Mr. TANCREDO, Mr. WOLF, and Mr. PASTOR.  
 H.R. 1343: Mrs. CAPPS, Mr. ENGEL, Mr. ELLISON, Mr. HIGGINS, Mr. UDALL of New Mexico, Mr. CLEAVER, Mr. CAPUANO, Mr. BERMAN, Mr. SHAYS, Mr. TERRY, Ms. LINDA T. SANCHEZ of California, and Mrs. MALONEY of New York.  
 H.R. 1346: Mr. COHEN, Ms. SLAUGHTER, Mr. MEEHAN, Mr. OBERSTAR, and Mr. SIRES.  
 H.R. 1350: Mr. HIGGINS.  
 H.R. 1363: Mr. GRIJALVA, Mr. MOORE of Kansas, and Mr. ALLEN.  
 H.R. 1384: Mr. BERMAN, Mrs. BONO, Mr. CAMPBELL of California, Mrs. CAPPS, Mr. ISSA, Mr. DANIEL E. LUNGREN of California, Mr. SHERMAN, Ms. WATERS, and Mr. ENGLISH of Pennsylvania.  
 H.R. 1386: Mr. KIND, Ms. BERKLEY, Mr. McNULTY, and Ms. MOORE of Wisconsin.  
 H.R. 1395: Mrs. MYRICK.  
 H.R. 1424: Mr. DINGELL and Mr. ALTMIRE.  
 H.R. 1428: Mr. TERRY and Mr. ENGLISH of Pennsylvania.  
 H.R. 1430: Mr. BOOZMAN, Mr. WOLF, and Mrs. MUSGRAVE.  
 H.R. 1439: Mr. KILDEE, Mr. CARNEY, Mr. KIND, Mr. BOUSTANY, Mr. FILNER, Ms. WOOLSEY, Mr. LAHOOD, Mr. GORDON, Mr. GOODE, Mr. ENGLISH of Pennsylvania, and Mr. CULBERSON.  
 H.R. 1441: Mr. HASTINGS of Florida, Mr. WEINER, Ms. WATSON, and Mr. ENGEL.  
 H.R. 1457: Mr. FORBES.  
 H.R. 1481: Mrs. BOYDA of Kansas.  
 H.R. 1497: Mr. HASTINGS of Florida and Mr. GRIJALVA.  
 H.R. 1498: Mr. WU, Ms. MATSUI, Mr. GRIJALVA, and Mr. INSLER.  
 H.R. 1499: Mr. COSTA.  
 H.R. 1506: Mr. WAXMAN, Mrs. DAVIS of California, Mr. LYNCH, Ms. ZOE LOFGREN of California, Mr. STARK, Ms. LEE, Mr. BERMAN, Mr. HONDA, Mr. McDERMOTT, Mr. BLUMENAUER, and Mr. LANGEVIN.  
 H.R. 1532: Mr. MORAN of Virginia.  
 H.R. 1535: Mr. RANGEL, Ms. CARSON, Ms. NORTON, and Ms. BORDALLO.  
 H.R. 1539: Mr. BONNER and Mrs. MILLER of Michigan.  
 H.R. 1543: Mr. MANZULLO.  
 H.R. 1560: Mr. ROSS, Ms. SCHAKOWSKY, Mr. CONYERS, and Mr. RAMSTAD.  
 H.R. 1566: Mr. MCGOVERN.  
 H.R. 1567: Mr. McDERMOTT and Mr. HOLT.  
 H.R. 1576: Mr. UDALL of Colorado, Mr. GORDON, and Mr. BECERRA.  
 H.R. 1581: Mr. ACKERMAN.  
 H.R. 1594: Mr. CARNEY.  
 H.R. 1595: Mr. SENSENBRENNER and Mr. ABERCROMBIE.  
 H.R. 1604: Ms. WOOLSEY.  
 H.J. Res. 1: Mr. THORNBERRY and Ms. HERSETH.  
 H.J. Res. 12: Mr. CARNEY.  
 H. Con. Res. 33: Ms. WATSON and Mr. INSLER.  
 H. Con. Res. 71: Ms. NORTON.  
 H. Con. Res. 75: Mr. ELLISON.  
 H. Con. Res. 83: Mrs. MUSGRAVE.  
 H. Con. Res. 92: Mr. COHEN.  
 H. Res. 25: Mr. NADLER and Mr. CROWLEY.  
 H. Res. 55: Mr. WU and Mr. ABERCROMBIE.  
 H. Res. 76: Mr. UDALL of New Mexico.  
 H. Res. 111: Mr. ENGLISH of Pennsylvania.

H. Res. 146: Ms. SCHAKOWSKY.

H. Res. 179: Mr. SIRES, Mr. BISHOP of New York, Mr. COLE of Oklahoma, Mr. PATRICK MURPHY of Pennsylvania, Mrs. DAVIS of California, Mr. ELLSWORTH, Mr. BERRY, Ms. MATSUI, Mr. CAPUANO, Ms. DEGETTE, Mr. ETHERIDGE, Mrs. CAPPS, Mr. PAUL, and Mr. BUCHANAN.

H. Res. 186: Mr. ORTIZ, Mr. GILCREST, Mr. KING of New York, Mr. LANGEVIN, Mr. CAMPBELL of California, Ms. SCHAKOWSKY, Ms. HIRONO, Mr. HONDA, and Ms. CASTOR.

H. Res. 189: Mr. HONDA, Mr. HILL, Mr. McDERMOTT, and Ms. BERKLEY.

H. Res. 221: Mr. GONZALEZ.

H. Res. 226: Mr. HASTINGS of Florida and Mr. GRIJALVA.

H. Res. 231: Mr. BURTON of Indiana and Mr. PAUL.

H. Res. 233: Mr. BLUMENAUER.

H. Res. 234: Ms. JACKSON-LEE of Texas, Mrs. CHRISTENSEN, Mr. MEEKS of New York, Mr. RANGEL, Mr. MEEK of Florida, and Ms. SCHAKOWSKY.

H. Res. 241: Mr. RUSH.

#### THURSDAY, MARCH 22, 2007 (43)

The House was called to order by the SPEAKER.

#### 43.1 APPROVAL OF THE JOURNAL

The SPEAKER announced she had examined and approved the Journal of the proceedings of Wednesday, March 21, 2007.

Mr. PALLONE, pursuant to clause 1, rule I, demanded a vote on agreeing to the Chair's approval of the Journal.

The question being put, viva voce,

Will the House agree to the Chair's approval of said Journal?

The SPEAKER announced that the yeas had it.

Mr. PALLONE objected to the vote on the ground that a quorum was not present and not voting.

The SPEAKER pursuant to clause 8, rule XX, announced that further proceedings on the question were postponed.

The point of no quorum was considered as withdrawn.

#### 43.2 COMMUNICATIONS

Executive and other communications, pursuant to clause 8, rule XII, were referred as follows:

921. A letter from the Secretary, Department of Veterans Affairs, transmitting the Department's Vehicle Fleet Report on Alternative Fuel Vehicles for fiscal year 2006, pursuant to 42 U.S.C. 13218; to the Committee on Energy and Commerce.

922. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Mariner Licensing and Documentation Program Restructuring and Centralization; Correction [USCG-2006-25535] (RIN: 1625-ZA09) received March 1, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

923. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Drawbridge Operation Regulations; Amendments [USCG-2001-10881] (RIN: 1625-AA36) received March 1, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

924. A letter from the Chief, Regulations and Administrative Law, USCG, Department

of Homeland Security, transmitting the Department's final rule — Security Zone; Waters Surrounding M/V TONG CHENG, HI [COTP Honolulu 07-001] (RIN: 1625-AA87) received March 1, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

925. A letter from the Attorney Advisor, USCG, Department of Homeland Security, transmitting the Department's final rule — Rates for Pilotage on the Great Lakes [USCG-2006-24414] (RIN: 1625-AB05) received March 1, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

926. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Technical Amendments; Marine Safety Center Address Change [USCG-2007-26953] (RIN: 1625-ZA12) received March 1, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

927. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Regulated Navigation Area: Savannah River, Savannah, GA [CGD07-05-138] (RIN: 1625-AA11) received March 1, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

928. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Drawbridge Operation Regulations; Biscayne Bay, Atlantic Intracoastal Waterway, Miami River, and Miami Beach Channel, Miami-Dade County, FL [CGD07-07-010] (RIN: 1625-AA09) received March 1, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

929. A letter from the Program Analyst, Department of Transportation, transmitting Airworthiness Directives; Boeing Model 757 Airplanes [Docket No. FAA-2006-23734; Directorate Identifier 2005-NM-174-AD; Amendment 39-14827; AD 2006-23-15] (RIN: 2120-AA64) received February 27, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

930. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Air Tractor, Inc. Models AT-502, AT-502A, AT-502B, AT-602, AT-802, and AT-802A Airplanes [Docket No. FAA-2006-25260; Directorate Identifier 2006-CE-37-AD; Amendment 39-14826; AD 2006-23-14] (RIN: 2120-AA64) received February 27, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

931. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Turbomeca Turmo IV A and IV C Series Turboshift Engines [Docket No. FAA-2006-25970; Directorate Identifier 99-NE-12-AD; Amendment 39-14829; AD 2006-23-17] (RIN: 2120-AA64) received February 27, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

932. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; BAE Systems (Operations) Limited Model Bae 146 and Avro 146-RJ Airplanes [Docket No. FAA-2006-25437; Directorate Identifier 2006-NM-136-AD; Amendment 39-14828; AD 2006-23-16] (RIN: 2120-AA64) received February 27, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

933. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Rolls-Royce, plc RB211 Trent 768-

60, 772-60, and 772B-60 Turbofan Engines [Docket No. FAA-2006-26052; Directorate Identifier 2006-NE-30-AD; Amendment 39-14823; AD 2006-23-11] (RIN: 2120-AA64) received February 27, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

934. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; BAE Systems (Operations) Limited Model BAe 146 and Avro 146-RJ Airplanes [Docket No. FAA-2006-25388; Directorate Identifier 2006-NM-086-AD; Amendment 39-14824; AD 2006-23-12] (RIN: 2120-AA64) received February 27, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

935. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; BAE Systems (Operations) Limited Model BAe 146 Airplanes [Docket No. FAA-2006-25337; Directorate Identifier 2006-NM-138-AD; Amendment 39-14825; AD 2006-23-13] (RIN: 2120-AA64) received February 27, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

936. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Cessna Model 750 Airplanes [Docket No. FAA-2006-26352; Directorate Identifier 2006-NM-231-AD; Amendment 39-14830; AD 2006-24-01] (RIN: 2120-AA64) received February 27, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

937. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Airbus Model A330 Airplanes and Model A340-200 and -300 Series Airplanes [Docket No. FAA-2005-22812; Directorate Identifier 2005-NM-134-AD; Amendment 39-14811; AD 2006-22-14] (RIN: 2120-AA64) received 27, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

938. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Rolls-Royce plc Trent 768-60, Trent 772-60, and Trent 772B-60 Turbofan Engines. [Docket No. FAA-2006-25855; Directorate Identifier 2006-NE-29-AD; Amendment 39-14819; AD 2006-23-07] (RIN: 2120-AA64) received February 27, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

939. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Boeing Model 747 Airplanes [Docket No. FAA-2006-26388; Directorate Identifier 2006-NM-234-AD; Amendment 39-14834; AD 2006-24-05] (RIN: 2120-AA64) received February 27, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

940. A letter from the Program Analyst, FAA, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Airbus Model A330-200, A330-300, A340-200, and A340-300 Series Airplanes [Docket No. 2001-NM-381-AD; Amendment 39-14832; AD 2006-24-03] (RIN: 2120-AA64) received February 27, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

941. A letter from the Attorney Advisor, PHMSA, Department of Transportation, transmitting the Department's final rule — Hazardous Materials: Harmonization with the United Nations Recommendations, International Maritime Dangerous Goods Code, and International Civil Aviation Organization's Technical Instructions [Docket No.

PHMSA-06-25476(HM-2151)] (RIN: 2137-AE16) received February 27, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

942. A letter from the General Counsel, Department of Defense, transmitting a copy of legislative proposals as part of the National Defense Authorization Bill for Fiscal Year 2008; jointly to the Committees on Armed Services and Foreign Affairs.

943. A letter from the General Counsel, Department of Defense, transmitting the Department's requested legislative proposals as part of the National Defense Authorization Bill for Fiscal Year 2008; jointly to the Committees on Armed Services, Energy and Commerce, Transportation and Infrastructure, Oversight and Government Reform, Education and Labor, Veterans' Affairs, the Judiciary, Small Business, Natural Resources, Ways and Means, the Budget, and Foreign Affairs.

#### 43.3 PROVIDING FOR CONSIDERATION OF H.R. 1433

Mr. ARCURI, by direction of the Committee on Rules, called up the following resolution (H. Res. 260):

*Resolved*, That upon the adoption of this resolution it shall be in order to consider in the House the bill (H.R. 1433) to provide for the treatment of the District of Columbia as a Congressional district for purposes of representation in the House of Representatives, and for other purposes. All points of order against consideration of the bill are waived except those arising under clause 9 or 10 of rule XXI. The amendment printed in the report of the Committee on Rules accompanying this resolution shall be considered as adopted. The bill, as amended, shall be considered as read. All points of order against the bill, as amended, are waived. The previous question shall be considered as ordered on the bill, as amended, to final passage without intervening motion except: (1) one hour and twenty minutes of debate, with one hour equally divided and controlled by the chairman and ranking minority member of the Committee on the Judiciary and 20 minutes equally divided and controlled by the chairman and ranking minority member of the Committee on Oversight and Government Reform; and (2) one motion to recommend with or without instructions.

SEC. 2. During consideration of H.R. 1433 pursuant to this resolution, notwithstanding the operation of the previous question, the Chair may postpone further consideration of the bill to a time designated by the Speaker.

When said resolution was considered.

After debate,

Mr. ARCURI moved the previous question on the resolution to its adoption or rejection.

The question being put, *viva voce*,

Will the House now order the previous question?

The SPEAKER pro tempore, Mr. CAPUANO, announced that the yeas had it.

Mr. SESSIONS objected to the vote on the ground that a quorum was not present and not voting.

A quorum not being present,

The roll was called under clause 6, rule XX, and the call was taken by electronic device.

When there appeared { Yeas ..... 228  
Nays ..... 198

43.4

[Roll No. 179]

YEAS—228

Abercrombie	Gutierrez	Neal (MA)
Ackerman	Hall (NY)	Oberstar
Allen	Hare	Obey
Altmire	Harman	Oliver
Andrews	Hastings (FL)	Ortiz
Arcuri	Herse	Pallone
Baca	Higgins	Pascrell
Baird	Hill	Pastor
Baldwin	Hinche	Payne
Bean	Hinojosa	Perlmutter
Becerra	Hirono	Peterson (MN)
Berkley	Hodes	Pomeroy
Berman	Holden	Price (NC)
Berry	Holt	Rahall
Bishop (GA)	Honda	Rangel
Bishop (NY)	Hooley	Reyes
Blumenauer	Hoyer	Rodriguez
Boren	Inslie	Ross
Boswell	Israel	Rothman
Boucher	Jackson (IL)	Roybal-Allard
Boyd (FL)	Jackson-Lee	Ruppersberger
Boyd (KS)	(TX)	Rush
Brady (PA)	Jefferson	Ryan (OH)
Bralley (IA)	Johnson (GA)	Salazar
Brown, Corrine	Jones (OH)	Sánchez, Linda
Butterfield	Kagen	T.
Capps	Kaptur	Sanchez, Loretta
Capuano	Kennedy	Sarbanes
Cardoza	Kildee	Schakowsky
Carnahan	Kilpatrick	Schiff
Carney	Kind	Schwartz
Carson	Klein (FL)	Scott (GA)
Castor	Kucinich	Scott (VA)
Chandler	Lampson	Serrano
Clarke	Langevin	Sestak
Clay	Lantos	Shea-Porter
Cleaver	Larsen (WA)	Sherman
Clyburn	Larson (CT)	Shuler
Cohen	Lee	Sires
Conyers	Levin	Skelton
Cooper	Lewis (GA)	Slaughter
Costa	Lipinski	Smith (WA)
Costello	Loeb	Snyder
Courtney	Loeb	Solis
Cramer	Lofgren, Zoe	Space
Crowley	Lowe	Spratt
Cuellar	Lynch	Stark
Cummings	Mahoney (FL)	Markey
Davis (AL)	Maloney (NY)	Stupak
Davis (CA)	Marshall	Sutton
Davis (IL)	Matheson	Tanner
Davis, Lincoln	Matsui	Tauscher
DeFazio	McCarthy (NY)	Taylor
DeGette	McCollum (MN)	Thompson (CA)
DeLauro	McDermott	Thompson (MS)
Dicks	McGovern	Tierney
Dingell	McIntyre	Towns
Doggett	McNerney	Udall (CO)
Donnelly	McNulty	Udall (NM)
Doyle	Meehan	Van Hollen
Edwards	Meek (FL)	Velázquez
Ellison	Meeks (NY)	Visclosky
Ellsworth	Melancon	Walz (MN)
Emanuel	Michaud	Wasserman
Engel	Millender-Schultz	Waters
Eshoo	McDonald	Watson
Etheridge	Miller (NC)	Watt
Farr	Miller, George	Waxman
Fattah	Mitchell	Weiner
Filner	Mollohan	Welch (VT)
Frank (MA)	Moore (KS)	Wexler
Giffords	Moore (WI)	Wilson (OH)
Gillibrand	Moran (VA)	Woolsey
Gonzalez	Murphy (CT)	Wu
Gordon	Murphy, Patrick	Wynn
Green, Al	Murtha	Yarmuth
Green, Gene	Nader	
Grijalva	Napolitano	

NAYS—198

Aderholt	Bishop (UT)	Burgess
Akin	Blackburn	Burton (IN)
Alexander	Blunt	Buyer
Bachmann	Boehner	Calvert
Bachus	Bonner	Camp (MI)
Baker	Bono	Campbell (CA)
Barrett (SC)	Boozman	Cannon
Barrow	Boustany	Cantor
Bartlett (MD)	Brady (TX)	Capito
Barton (TX)	Brown (SC)	Carter
Biggert	Brown-Waite,	Castle
Bilbray	Ginny	Chabot
Bilirakis	Buchanan	Coble

Cole (OK)	Johnson (IL)	Porter
Conaway	Johnson, Sam	Price (GA)
Crenshaw	Jones (NC)	Pryce (OH)
Cubin	Jordan	Putnam
Culberson	Keller	Ramstad
Davis (KY)	King (IA)	Regula
Davis, David	King (NY)	Rehberg
Davis, Tom	Kingston	Reichert
Dent	Kirk	Renzi
Diaz-Balart, L.	Kline (MN)	Reynolds
Diaz-Balart, M.	Knollenberg	Rogers (AL)
Doolittle	Kuhl (NY)	Rogers (KY)
Drake	LaHood	Rogers (MI)
Dreier	Lamborn	Rohrabacher
Duncan	Latham	Ros-Lehtinen
Ehlers	LaTourette	Roskam
Emerson	Lewis (CA)	Royce
English (PA)	Lewis (KY)	Ryan (WI)
Everett	Linder	Sali
Fallin	LoBiondo	Saxton
Feeney	Lucas	Schmidt
Ferguson	Lungren, Daniel	Sensenbrenner
Flake	E.	Sessions
Forbes	Mack	Shadegg
Fortenberry	Manzullo	Shays
Fossella	Marchant	Shimkus
Fox	McCarthy (CA)	Shuster
Franks (AZ)	McCaul (TX)	Simpson
Frelinghuysen	McCotter	Smith (NE)
Galleghy	McCrery	Smith (NJ)
Garrett (NJ)	McHenry	Smith (TX)
Gerlach	McHugh	Souder
Gilchrest	McKeon	Stearns
Gillmor	McMorris	Sullivan
Gingrey	Rodgers	Tancredo
Gohmert	Mica	Terry
Goode	Miller (FL)	Thornberry
Goodlatte	Miller (MI)	Tiahrt
Granger	Miller, Gary	Tiberi
Graves	Moran (KS)	Turner
Hall (TX)	Murphy, Tim	Upton
Hastert	Musgrave	Walberg
Hastings (WA)	Myrick	Walden (OR)
Hayes	Neugebauer	Walsh (NY)
Heller	Nunes	Wamp
Hensarling	Paul	Weldon (FL)
Herger	Pearce	Weller
Hobson	Pence	Westmoreland
Hoekstra	Peterson (PA)	Whitfield
Hulshof	Petri	Wicker
Hunter	Pickering	Wilson (NM)
Inglis (SC)	Pitts	Wilson (SC)
Issa	Platts	Wolf
Jindal	Poe	Young (AK)

NOT VOTING—7

Davis, Jo Ann	Johnson, E. B.	Young (FL)
Deal (GA)	Kanjorski	
Delahunt	Radanovich	

So the previous question on the resolution was ordered.

The question being put, viva voce,

Will the House agree to said resolution?

The SPEAKER pro tempore, Mr. CAPUANO, announced that the yeas had it.

Mr. SESSIONS demanded a recorded vote on agreeing to said resolution, which demand was supported by one-fifth of a quorum, so a recorded vote was ordered.

The vote was taken by electronic device.

It was decided in the { Yeas ..... 226  
affirmative ..... { Nays ..... 195

¶43.5 [Roll No. 180] AYES—226

Abercrombie	Berry	Capuano
Ackerman	Bishop (GA)	Cardoza
Allen	Bishop (NY)	Carnahan
Altmire	Blumenauer	Carney
Andrews	Boren	Carson
Arcuri	Boswell	Castor
Baca	Boucher	Chandler
Baird	Boyd (FL)	Clarke
Baldwin	Boyd (KS)	Clay
Barrow	Brady (PA)	Cleaver
Bean	Braleigh (IA)	Clyburn
Becerra	Brown, Corrine	Cohen
Berkley	Butterfield	Conyers
Berman	Capps	Cooper

Costa	Kaptur	Price (NC)
Costello	Kennedy	Rahall
Courtney	Kildee	Rangel
Cramer	Kilpatrick	Reyes
Crowley	Kind	Rodriguez
Cuellar	Klein (FL)	Ross
Cummings	Kucinich	Rothman
Davis (AL)	Lampson	Roybal-Allard
Davis (CA)	Langevin	Ruppersberger
Davis (IL)	Lantos	Ryan (OH)
Davis, Lincoln	Larsen (WA)	Salazar
DeFazio	Larson (CT)	Salazar
DeGette	Lee	Sánchez, Linda
Delahunt	Levin	T.
DeLauro	Lipinski	Sanchez, Loretta
Dicks	Loebsack	Sarbanes
Dingell	Lofgren, Zoe	Schakowsky
Doggett	Lowey	Schiff
Donnelly	Lynch	Schwartz
Doyle	Mahoney (FL)	Scott (GA)
Edwards	Maloney (NY)	Scott (VA)
Ellison	Markey	Serrano
Ellsworth	Marshall	Sestak
Emanuel	Matheson	Shea-Porter
Engel	Matsui	Sherman
Eshoo	McCarthy (NY)	Shuler
Etheridge	McCollum (MN)	Sires
Farr	McDermott	Skelton
Fattah	McGovern	Slaughter
Filner	McIntyre	Smith (WA)
Frank (MA)	McNerney	Snyder
Giffords	McNulty	Solis
Gillibrand	Meehan	Space
Gonzalez	Meek (FL)	Spratt
Gordon	Meeks (NY)	Stark
Green, Al	Melancon	Stupak
Grijalva	Michaud	Sutton
Hall (NY)	Millender-McDonald	Tanner
Hare	Miller (NC)	Tauscher
Harman	Miller, George	Thompson (CA)
Hastings (FL)	Mitchell	Thompson (MS)
Herseeth	Mollohan	Tierney
Higgins	Moore (KS)	Towns
Hill	Moore (WI)	Udall (CO)
Hinchoy	Moran (VA)	Udall (NM)
Hirono	Murphy (CT)	Van Hollen
Hodes	Murphy, Patrick	Velázquez
Holden	Murtha	Visclosky
Holt	Nadler	Walz (MN)
Honda	Napolitano	Wasserman
Hoolley	Neal (MA)	Schultz
Hoyer	Oberstar	Waters
Inslee	Oliver	Watson
Israel	Ortiz	Watt
Jackson (IL)	Pallone	Waxman
Jackson-Lee	Pascrell	Weiner
(TX)	Pastor	Welch (VT)
Jefferson	Payne	Wexler
Johnson (GA)	Perlmutter	Wilson (OH)
Jones (NC)	Peterson (MN)	Woolsey
Jones (OH)	Pomeroy	Wu
Kagen		Wynn
		Yarmuth

NOES—195

Aderholt	Castle	Gilchrest
Akin	Chabot	Gillmor
Alexander	Coble	Gingrey
Bachmann	Cole (OK)	Gohmert
Bachus	Conaway	Goode
Baker	Crenshaw	Goodlatte
Barrett (SC)	Cubin	Granger
Bartlett (MD)	Culberson	Graves
Barton (TX)	Davis (KY)	Hall (TX)
Biggart	Davis, David	Hastert
Bilbray	Davis, Tom	Hastings (WA)
Bilirakis	Dent	Hayes
Bishop (UT)	Diaz-Balart, L.	Heller
Blackburn	Diaz-Balart, M.	Hensarling
Blunt	Doolittle	Herger
Boehner	Drake	Hobson
Bonner	Dreier	Hoekstra
Bono	Duncan	Hulshof
Boozman	Ehlers	Hunter
Boustany	Emerson	Inglis (SC)
Brady (TX)	English (PA)	Issa
Brown (SC)	Everett	Jindal
Brown-Waite,	Fallin	Johnson (IL)
Ginny	Feeney	Johnson, Sam
Buchanan	Ferguson	Jordan
Burgess	Flake	Keller
Burton (IN)	Forbes	King (IA)
Buyer	Fortenberry	King (NY)
Calvert	Fossella	Kingston
Camp (MI)	Fox	Kirk
Campbell (CA)	Franks (AZ)	Kline (MN)
Cannon	Frelinghuysen	Knollenberg
Cantor	Galleghy	Kuhl (NY)
Capito	Garrett (NJ)	LaHood
Carter	Gerlach	Lamborn

Latham	Paul	Sessions
LaTourette	Pearce	Shadegg
Lewis (CA)	Pence	Shays
Lewis (KY)	Peterson (PA)	Shimkus
Linder	Petri	Shuster
LoBiondo	Pickering	Simpson
Lucas	Pitts	Smith (NE)
Lungren, Daniel	Platts	Smith (NJ)
E.	Poe	Smith (TX)
Mack	Porter	Souder
Manzullo	Price (GA)	Stearns
Marchant	Pryce (OH)	Sullivan
McCarthy (CA)	Putnam	Tancredo
McCaul (TX)	Ramstad	Terry
McCotter	Regula	Thornberry
McCrery	Rehberg	Tiahrt
McHenry	Reichert	Tiberi
McHugh	Renzi	Turner
McKeon	Reynolds	Upton
McMorris	Rogers (AL)	Walberg
Rodgers	Rogers (KY)	Walden (OR)
Mica	Rogers (MI)	Walsh (NY)
Miller (FL)	Rohrabacher	Wamp
Miller (MI)	Ros-Lehtinen	Weldon (FL)
Miller, Gary	Roskam	Weller
Moran (KS)	Royce	Westmoreland
Murphy, Tim	Ryan (WI)	Wicker
Musgrave	Sali	Wilson (NM)
Myrick	Saxton	Wilson (SC)
Neugebauer	Schmidt	Wolf
Nunes	Sensenbrenner	Young (AK)

NOT VOTING—12

Davis, Jo Ann	Johnson, E. B.	Rush
Deal (GA)	Kanjorski	Taylor
Green, Gene	Lewis (GA)	Whitfield
Gutierrez	Radanovich	Young (FL)

So the resolution was agreed to.  
A motion to reconsider the vote whereby said resolution was agreed to was, by unanimous consent, laid on the table.

¶43.6 H. CON. RES. 66—UNFINISHED BUSINESS

THE SPEAKER pro tempore, Mrs. TAUSCHER, pursuant to clause 8, rule XX, announced the unfinished business to be the motion to suspend the rules and agree to the concurrent resolution (H. Con. Res. 66) permitting the use of the rotunda of the Capitol for a ceremony as part of the commemoration of the day of remembrance of victims of the Holocaust.

The question being put,

Will the House suspend the rules and agree to said concurrent resolution?

The vote was taken by electronic device.

It was decided in the { Yeas ..... 424  
affirmative ..... { Nays ..... 0

¶43.7 [Roll No. 181] YEAS—424

Abercrombie	Bilirakis	Burton (IN)
Ackerman	Bishop (GA)	Butterfield
Aderholt	Bishop (NY)	Buyer
Akin	Bishop (UT)	Calvert
Alexander	Blackburn	Camp (MI)
Allen	Blumenauer	Campbell (CA)
Altmire	Blunt	Cannon
Andrews	Boehner	Cantor
Arcuri	Bonner	Capito
Baca	Bono	Capps
Bachmann	Boozman	Capuano
Bachus	Boren	Cardoza
Baird	Boswell	Carnahan
Baker	Boucher	Carney
Baldwin	Boustany	Carson
Barrett (SC)	Boyd (FL)	Carter
Barrow	Boyd (KS)	Castle
Bartlett (MD)	Brady (PA)	Castor
Barton (TX)	Brady (TX)	Chabot
Bean	Braleigh (IA)	Chandler
Becerra	Brown (SC)	Clarke
Berkley	Brown, Corrine	Clay
Berman	Brown-Waite,	Cleaver
Berry	Ginny	Clyburn
Biggart	Buchanan	Coble
Bilbray	Burgess	Cohen

Cole (OK) Holden  
 Conaway Holt  
 Conyers Honda  
 Cooper Hooley  
 Costa Hoyer  
 Costello Hulshof  
 Courtney Hunter  
 Crenshaw Inglis (SC)  
 Crowley Inslee  
 Cubin Israel  
 Cuellar Issa  
 Culberson Jackson (IL)  
 Cummings Jackson-Lee  
 Davis (AL) (TX)  
 Davis (CA) Jefferson  
 Davis (IL) Jindal  
 Davis (KY) Johnson (GA)  
 Davis, David Johnson (IL)  
 Davis, Lincoln Johnson, Sam  
 Davis, Tom Jones (OH)  
 DeFazio Jordan  
 DeGette Kagen  
 Delahunt Kaptur  
 DeLauro Keller  
 Dent Kennedy  
 Diaz-Balart, L. Kildee  
 Diaz-Balart, M. Kilpatrick  
 Dicks Kind  
 Dingell King (IA)  
 Doggett King (NY)  
 Donnelly Kingston  
 Doolittle Kirk  
 Doyle Klein (FL)  
 Drake Kline (MN)  
 Dreier Knollenberg  
 Duncan Kucinich  
 Edwards Kuhl (NY)  
 Ehlers LaHood  
 Ellison Lamborn  
 Ellsworth Lampson  
 Emanuel Langevin  
 Emerson Lantos  
 Engel Larsen (WA)  
 English (PA) Latham  
 Eshoo LaTourette  
 Etheridge Lee  
 Everrett Levin  
 Fallon Lewis (CA)  
 Farr Lewis (GA)  
 Fattah Lewis (KY)  
 Feeney Linder  
 Ferguson Lipinski  
 Filner LoBiondo  
 Flake Loeb sack  
 Forbes Lofgren, Zoe  
 Fortenberry Lowey  
 Fossella Lucas  
 Foxx Lungren, Daniel  
 Frank (MA) E.  
 Franks (AZ) Lynch  
 Frelinghuysen Mack  
 Gallegly Mahoney (FL)  
 Garrett (NJ) Maloney (NY)  
 Gerlach Manzullo  
 Giffords Marchant  
 Gilchrest Markey  
 Gillibrand Marshall  
 Gillmor Matheson  
 Gingrey Matsui  
 Gohmert McCarthy (CA)  
 Gonzalez McCarthy (NY)  
 Goode McCaul (TX)  
 Goodlatte McCollum (MN)  
 Gordon McCotter  
 Granger McCrery  
 Graves McDermott  
 Green, Al McGovern  
 Green, Gene McHenry  
 Grijalva McHugh  
 Gutierrez McIntyre  
 Hall (NY) McKeon  
 Hall (TX) McMorris  
 Hare Rodgers  
 Harman McNeerney  
 Hastert McNulty  
 Hastings (FL) Meehan  
 Hastings (WA) Meek (FL)  
 Hayes Meeks (NY)  
 Heller Melancon  
 Hensarling Mica  
 Herger Michaud  
 Herseith Millender-  
 Higgins McDonald  
 Hill Miller (FL)  
 Hinchey Miller (MI)  
 Hinojosa Miller (NC)  
 Hirono Miller, Gary  
 Hobson Miller, George  
 Hodes Mitchell  
 Hoekstra Mollohan

Moore (KS) Spratt  
 Moore (WI) Stark  
 Moran (KS) Stearns  
 Moran (VA) Stupak  
 Murphy (CT) Sullivan  
 Murphy, Patrick Sutton  
 Murphy, Tim Tancredo  
 Murtha Tanner  
 Musgrave Tauscher  
 Myrick Taylor  
 Nadler Terry  
 Napolitano Thompson (CA)  
 Neal (MA) Thompson (MS)  
 Neugebauer Thornberry  
 Nunes Tiahrt  
 Oberstar Tiberi  
 Obey Tierney  
 Olver Towns

Turner  
 Udall (CO)  
 Udall (NM)  
 Upton  
 Van Hollen  
 Velázquez  
 Visclosky  
 Walberg  
 Walden (OR)  
 Walsh (NY)  
 Walz (MN)  
 Wamp  
 Wasserman  
 Schultz  
 Waters  
 Watson  
 Watt  
 Waxman

Weiner  
 Welch (VT)  
 Weldon (FL)  
 Weller  
 Westmoreland  
 Wexler  
 Whitfield  
 Wicker  
 Wilson (NM)  
 Wilson (OH)  
 Wilson (SC)  
 Wolf  
 Woolsey  
 Wu  
 Wynn  
 Yarmuth  
 Young (AK)

## NOT VOTING—9

Cramer Johnson, E. B. Larson (CT)  
 Davis, Jo Ann Jones (NC) Radanovich  
 Deal (GA) Kanjorski Young (FL)

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said concurrent resolution was agreed to.

A motion to reconsider the vote whereby the rules were suspended and said concurrent resolution was agreed to was, by unanimous consent, laid on the table.

*Ordered*, That the Clerk request the concurrence of the Senate in said concurrent resolution.

## 43.8 DISTRICT OF COLUMBIA VOTING RIGHTS

Mr. CONYERS, pursuant to House Resolution 260, called up for consideration the bill (H.R. 1433) to provide for the treatment of the District of Columbia as a Congressional district for purposes of representation in the House of Representatives, and for other purposes.

Pending consideration of said bill.

Pursuant to House Resolution 260, the following amendment, printed in House Report 110-63 of the Committee on Rules accompanying this resolution, shall be considered as agreed to:

Strike section 2.

Strike section 4(d) and insert the following:

(d) ADJUSTMENT OF PERCENTAGE LIMITATION ON THE USE OF THE PRECEDING YEAR'S TAX.—

(1) IN GENERAL.—The table in clause (i) of section 6654(d)(1)(C) of the Internal Revenue Code of 1986 (relating to limitation on use of preceding year's tax) is amended by striking “110” and inserting “110.003”.

(2) EFFECTIVE DATE.—The amendment made by this subsection shall apply to taxable years beginning after the date of the enactment of this Act.

Strike section 6.

The SPEAKER pro tempore, Mrs. TAUSCHER, pursuant to House Resolution 260, recognized Mr. CONYERS and Mr. SMITH of Texas, for 30 minutes each, and Ms. NORTON and Mr. Tom DAVIS of Virginia, for 10 minutes each.

When said bill, as amended, was considered.

After debate,

Pursuant to House Resolution 260, the previous question was ordered on the bill, as amended.

The bill, as amended, was ordered to be engrossed and read a third time, was read a third time by title.

Mr. SMITH of Texas, moved to recommit the bill to the Committee on

Oversight and Government Reform with instructions to report the bill back to the House promptly with the following amendment:

Add at the end the following new section:

## SEC. 6. DISTRICT OF COLUMBIA PERSONAL PROTECTION.

(a) REFORM D.C. COUNCIL'S AUTHORITY TO RESTRICT FIREARMS.—Section 4 of the Act entitled “An Act to prohibit the killing of wild birds and wild animals in the District of Columbia”, approved June 30, 1906 (34 Stat. 809; sec. 1-303.43, D.C. Official Code) is amended by adding at the end the following: “Nothing in this section or any other provision of law shall authorize, or shall be construed to permit, the Council, the Mayor, or any governmental or regulatory authority of the District of Columbia to prohibit, constructively prohibit, or unduly burden the ability of persons not prohibited from possessing firearms under Federal law from acquiring, possessing in their homes or businesses, or using for sporting, self-protection or other lawful purposes, any firearm neither prohibited by Federal law nor subject to the National Firearms Act. The District of Columbia shall not have authority to enact laws or regulations that discourage or eliminate the private ownership or use of firearms.”.

(b) REPEAL D.C. SEMIAUTOMATIC BAN.—

(1) IN GENERAL.—Section 101(10) of the Firearms Control Regulations Act of 1975 (sec. 7-2501.01(10), D.C. Official Code) is amended to read as follows:

“(10) ‘Machine gun’ means any firearm which shoots, is designed to shoot, or can be readily converted or restored to shoot automatically, more than 1 shot by a single function of the trigger, and includes the frame or receiver of any such weapon, any part designed and intended solely and exclusively, or combination of parts designed and intended, for use in converting a weapon into a machine gun, and any combination of parts from which a machine gun can be assembled if such parts are in the possession or under the control of a person.”.

(2) CONFORMING AMENDMENT TO PROVISIONS SETTING FORTH CRIMINAL PENALTIES.—Section 1(c) of the Act of July 8, 1932 (47 Stat. 651; sec. 22-4501(c), D.C. Official Code) is amended to read as follows:

“(c) ‘Machine gun’, as used in this Act, has the meaning given such term in section 101(10) of the Firearms Control Regulations Act of 1975.”.

(c) REPEAL REGISTRATION REQUIREMENT.—

(1) REPEAL OF REQUIREMENT.—

(A) IN GENERAL.—Section 201(a) of the Firearms Control Regulations Act of 1975 (sec. 7-2502.01(a), D.C. Official Code) is amended by striking “any firearm, unless” and all that follows through paragraph (3) and inserting the following: “any firearm described in subsection (c).”.

(B) DESCRIPTION OF FIREARMS REMAINING ILLEGAL.—Section 201 of such Act (sec. 7-2502.01, D.C. Official Code) is amended by adding at the end the following new subsection:

“(c) A firearm described in this subsection is any of the following:

“(1) A sawed-off shotgun.

“(2) A machine gun.

“(3) A short-barreled rifle.”.

(C) CONFORMING AMENDMENT.—The heading of section 201 of such Act (sec. 7-2502.01, D.C. Official Code) is amended by striking “Registration requirements” and inserting “Firearm Possession”.

(2) CONFORMING AMENDMENTS TO FIREARMS CONTROL REGULATIONS ACT.—The Firearms Control Regulations Act of 1975 is amended as follows:

(A) Sections 202 through 211 (secs. 7-2502.02 through 7-2502.11, D.C. Official Code) are repealed.



(B) Section 101 (sec. 7—2501.01, D.C. Official Code) is amended by striking paragraph (13).  
(C) Section 401 (sec. 7—2504.01, D.C. Official Code) is amended—

(i) in subsection (a), by striking “the District;” and all that follows and inserting the following: “the District, except that a person may engage in hand loading, reloading, or custom loading of ammunition for firearms lawfully possessed under this Act.”; and

(ii) in subsection (b), by striking “which are unregistrable under section 202” and inserting “which are prohibited under section 201”.

(D) Section 402 (sec. 7—2504.02, D.C. Official Code) is amended—

(i) in subsection (a), by striking “Any person eligible to register a firearm” and all that follows through “such business,” and inserting the following: “Any person not otherwise prohibited from possessing or receiving a firearm under Federal or District law, or from being licensed under section 923 of title 18, United States Code.”; and

(ii) in subsection (b), by amending paragraph (1) to read as follows:

“(1) The applicant’s name.”.

(E) Section 403(b) (sec. 7—2504.03(b), D.C. Official Code) is amended by striking “registration certificate” and inserting “dealer’s license”.

(F) Section 404(a)(3) (sec. 7—2504.04(a)(3), D.C. Official Code) is amended—

(i) in subparagraph (B)(i), by striking “registration certificate number (if any) of the firearm.”;

(ii) in subparagraph (B)(iv), by striking “holding the registration certificate” and inserting “from whom it was received for repair”;

(iii) in subparagraph (C)(i), by striking “and registration certificate number (if any) of the firearm”;

(iv) in subparagraph (C)(ii), by striking “registration certificate number or”;

(v) in subparagraph (D)(ii), by striking “or registration number”;

(vi) in subparagraph (E), by striking clause (iii) and redesignating clauses (iv) and (v) as clauses (iii) and (iv).

(G) Section 406(c) (sec. 7—2504.06(c), D.C. Official Code) is amended to read as follows:

“(c) Within 45 days of a decision becoming effective which is unfavorable to a licensee or to an applicant for a dealer’s license, the licensee or applicant shall—

“(1) lawfully remove from the District all destructive devices in his inventory, or peaceably surrender to the Chief all destructive devices in his inventory in the manner provided in section 705; and

“(2) lawfully dispose, to himself or to another, any firearms and ammunition in his inventory.”.

(H) Section 407(b) (sec. 7—2504.07(b), D.C. Official Code) is amended by striking “would not be eligible” and all that follows and inserting “is prohibited from possessing or receiving a firearm under Federal or District law.”.

(I) Section 502 (sec. 7—2505.02, D.C. Official Code) is amended—

(i) by amending subsection (a) to read as follows:

“(a) Any person or organization not prohibited from possessing or receiving a firearm under Federal or District law may sell or otherwise transfer ammunition or any firearm, except those which are prohibited under section 201, to a licensed dealer.”;

(ii) by amending subsection (c) to read as follows:

“(c) Any licensed dealer may sell or otherwise transfer a firearm to any person or organization not otherwise prohibited from possessing or receiving such firearm under Federal or District law.”;

(iii) in subsection (d), by striking paragraphs (2) and (3); and

(iv) by striking subsection (e).

(J) Section 704 (sec. 7—2507.04, D.C. Official Code) is amended—

(i) in subsection (a), by striking “any registration certificate or” and inserting “a”;

and

(ii) in subsection (b), by striking “registration certificate.”.

(3) OTHER CONFORMING AMENDMENTS.—Section 2(4) of the Illegal Firearm Sale and Distribution Strict Liability Act of 1992 (sec. 7—2531.01(2)(4), D.C. Official Code) is amended—

(A) in subparagraph (A), by striking “or ignoring proof of the purchaser’s residence in the District of Columbia”;

(B) in subparagraph (B), by striking “registration and”.

(4) REPEAL HANDGUN AMMUNITION BAN.—

(1) DEFINITION OF RESTRICTED PISTOL BULLET.—Section 101(13a) of the Firearms Control Regulations Act of 1975 (sec. 7—2501.01(13a)) is amended to read as follows:

“(13a)(A) ‘Restricted pistol bullet’ means—

“(i) a projectile or projectile core which may be used in a handgun and which is constructed entirely (excluding the presence of traces of other substances) from one or a combination of tungsten alloys, steel, iron, brass, bronze, beryllium copper, or depleted uranium; or

“(ii) a full-jacketed projectile larger than .22 caliber designed and intended for use in a handgun and whose jacket has a weight of more than 25 percent of the total weight of the projectile.

“(B) The term ‘restricted pistol bullet’ does not include shotgun shot required by Federal or State environmental or game regulations for hunting purposes, a frangible projectile designed for target shooting, a projectile which the Attorney General of the United States (pursuant to section 921(a)(17) of title 18, United States Code) finds is primarily intended to be used for sporting purposes, or any other projectile or projectile core which the Attorney General finds is intended to be used for industrial purposes, including a charge used in an oil and gas well perforating device.”.

(2) REPEAL OF BAN.—Section 601 of the Firearms Control Regulations Act of 1975 (sec. 7—2506.01, D.C. Official Code) is amended—

(A) by striking “ammunition” each place it appears (other than paragraph (4)) and inserting “restricted pistol bullets”; and

(B) by striking paragraph (3) and redesignating paragraph (4) as paragraph (3).

(e) RESTORE RIGHT OF SELF DEFENSE IN THE HOME.—Section 702 of the Firearms Control Regulations Act of 1975 (sec. 7—2507.02, D.C. Official Code) is repealed.

(f) REMOVE CRIMINAL PENALTIES FOR POSSESSION OF UNREGISTERED FIREARMS.—

(1) IN GENERAL.—Section 706 of the Firearms Control Regulations Act of 1975 (sec. 7—2507.06, D.C. Official Code) is amended—

(A) by striking “that:” and all that follows through “(1) A” and inserting “that a”; and

(B) by striking paragraph (2).

(2) EFFECTIVE DATE.—The amendments made by paragraph (1) shall apply with respect to violations occurring after the 60-day period which begins on the date of the enactment of this Act.

(g) REMOVE CRIMINAL PENALTIES FOR CARRYING A FIREARM IN ONE’S DWELLING OR OTHER PREMISES.—

(1) IN GENERAL.—Section 4(a) of the Act of July 8, 1932 (47 Stat. 651; sec. 22—4504(a), D.C. Official Code) is amended—

(A) in the matter before paragraph (1), by striking “a pistol,” and inserting the following: “except in his dwelling house or place of business or on other land possessed by that person, whether loaded or unloaded, a firearm.”; and

(B) by striking “except that:” and all that follows through “(2) If the violation” and inserting “except that if the violation”.

(2) TREATMENT OF CERTAIN EXCEPTIONS.—Section 5(a) of such Act (47 Stat. 651; sec. 22—4505(a), D.C. Official Code) is amended—

(A) by striking “pistol” each place it appears and inserting “firearm”; and

(B) by striking the period at the end and inserting the following: “, or to any person while carrying or transporting a firearm used in connection with an organized military activity, a target shoot, formal or informal target practice, sport shooting event, hunting, a firearms or hunter safety class, trapping, or a dog obedience training class or show, or the moving by a bona fide gun collector of part or all of the collector’s gun collection from place to place for public or private exhibition while the person is engaged in, on the way to, or returning from that activity if each firearm is unloaded and carried in an enclosed case or an enclosed holster, or to any person carrying or transporting a firearm in compliance with sections 926A, 926B or 926C of title 18, United States Code.”.

(3) EFFECTIVE DATE.—The amendments made by this subsection shall apply with respect to violations occurring after the 60-day period which begins on the date of the enactment of this Act.

After debate,

The SPEAKER pro tempore, Mrs. TAUSCHER, announced that, pursuant to section 2 of House Resolution 260, further consideration on the bill was postponed.

#### ¶43.9 PROVIDING FOR CONSIDERATION OF H.R. 1591

Ms. SLAUGHTER, by direction of the Committee on Rules, called up the following resolution (H. Res. 261):

*Resolved*, That upon adoption of this resolution it shall be in order to consider in the House the bill (H.R. 1591) making emergency supplemental appropriations for the fiscal year ending September 30, 2007, and for other purposes. All points of order against consideration of the bill are waived except those arising under clause 9 or 10 of rule XXI. The amendment printed in the report of the Committee on Rules accompanying this resolution shall be considered as adopted. The bill, as amended, shall be considered as read. All points of order against the bill, as amended, are waived. The previous question shall be considered as ordered on the bill, as amended, to final passage without intervening motion except: (1) four hours of debate equally divided and controlled by the chairman and ranking minority member of the Committee on Appropriations; and (2) one motion to recommit with or without instructions.

SEC. 2. During consideration of H.R. 1591 pursuant to this resolution, notwithstanding the operation of the previous question, the Chair may postpone further consideration of the bill to a time designated by the Speaker.

When said resolution was considered.

After debate,

On motion of Ms. SLAUGHTER, the previous question was ordered on the resolution to its adoption or rejection.

The question being put, viva voce,

Will the House agree to said resolution?

The SPEAKER pro tempore, Mr. TIERNEY, announced that the yeas had it.

Mr. DREIER objected to the vote on the ground that a quorum was not present and not voting.

A quorum not being present,

The roll was called under clause 6, rule XX, and the call was taken by electronic device.

When there appeared { Yeas ..... 225 Nays ..... 201

43.10 [Roll No. 182]

YEAS—225

- Abercrombie Green, Gene
Ackerman Grijalva
Allen Gutierrez
Altmire Hall (NY)
Andrews Hare
Arcuri Harman
Baca Hastings (FL)
Baird Herseht
Baldwin Higgins
Barrow Hill
Bean Hinchey
Becerra Hinojosa
Berkley Hirono
Berman Hodes
Berry Holden
Bishop (GA) Holt
Bishop (NY) Honda
Blumenauer Hooley
Boren Hoyer
Boswell Inslee
Boucher Israel
Boyd (FL) Jackson (IL)
Boyda (KS) Jackson-Lee
Brady (PA) (TX)
Braley (IA) Jefferson
Brown, Corrine Johnson (GA)
Butterfield Jones (NC)
Capps Jones (OH)
Capuano Kagen
Cardoza Kaptur
Carnahan Kennedy
Carney Kildee
Carson Kilpatrick
Castor Kind
Chandler Klein (FL)
Clarke Lampson
Clay Langevin
Cleaver Lantos
Clyburn Larsen (WA)
Cohen Larson (CT)
Conyers Lee
Cooper Levin
Costa Lewis (GA)
Costello Lipinski
Courtney Loeb sack
Cramer Lofgren, Zoe
Crowley Lowey
Cuellar Lynch
Cummings Mahoney (FL)
Davis (AL) Maloney (NY)
Davis (CA) Markey
Davis (IL) Matheson
DeFazio Matsui
DeGette McCarthy (NY)
Delahunt McCollum (MN)
DeLauro McDermott
Dicks McGovern
Dingell McIntyre
Doggett McNerney
Donnelly McNulty
Doyle Meehan
Edwards Meek (FL)
Ellison Meeks (NY)
Ellsworth Melancon
Emanuel Michaud
Engel Millender-
Eshoo McDonald
Etheridge Miller (NC)
Farr Miller, George
Fattah Mitchell
Filner Mollohan
Frank (MA) Moore (KS)
Giffords Moran (VA)
Gillibrand Murphy (CT)
Gonzalez Murphy, Patrick
Gordon Murtha
Green, Al Nadler

NAYS—201

- Aderholt Bilbray
Akin Bilirakis
Alexander Bishop (UT)
Bachmann Blackburn
Bachus Blackburn
Baker Boehner
Barrett (SC) Bonner
Bartlett (MD) Bono
Barton (TX) Boozman
Biggert Boustany

- Campbell (CA) Hunter
Cannon Inglis (SC)
Cantor Issa
Capito Jindal
Carter Johnson (IL)
Castle Johnson, Sam
Chabot Jordan
Coble Keller
Cole (OK) King (IA)
Conaway King (NY)
Crenshaw Kingston
Cubin Kirk
Culberson Kline (MN)
Davis (KY) Knollenberg
Davis, David Kucinich
Davis, Tom Kuhl (NY)
Dent LaHood
Diaz-Balart, L. Lamborn
Diaz-Balart, M. Latham
Doolittle LaTourette
Drake Lewis (CA)
Dreier Lewis (KY)
Duncan Linder
Ehlers LoBiondo
Emerson Lucas
English (PA) Lungren, Daniel
Everett E.
Fallin Mack
Feeney Manullo
Ferguson Marchant
Flake Marshall
Forbes McCarthy (CA)
Fortenberry McCaul (TX)
Fossella McCotter
Foxy McCreery
Franks (AZ) McHenry
Frelinghuysen McHugh
Gallegly McKeon
Garrett (NJ) McMorris
Gerlach Rodgers
Gilchrest Mica
Gillmor Miller (FL)
Gingrey Miller (MI)
Gohmert Miller, Gary
Goode Moore (WI)
Goodlatte Moran (KS)
Granger Murphy, Tim
Graves Musgrave
Hall (TX) Myrick
Hastert Neugebauer
Hastings (WA) Nunes
Hayes Paul
Heller Pearce
Hensarling Pence
Herger Peterson (PA)
Hobson Petri
Hoekstra Pickering
Hulshof Pitts

NOT VOTING—7

- Davis, Jo Ann Johnson, E. B. Young (FL)
Davis, Lincoln Kanjorski
Deal (GA) Radanovich

So the resolution was agreed to.

A motion to reconsider the vote whereby said resolution was agreed to was, by unanimous consent, laid on the table.

43.11 H.R. 545—UNFINISHED BUSINESS

The SPEAKER pro tempore, Mr. TIERNEY, pursuant to clause 8, rule XX, announced the unfinished business to be the motion to suspend the rules and pass the bill (H.R. 545) to amend the Omnibus Crime Control and Safe Streets Act of 1968 to clarify that territories and Indian tribes are eligible to receive grants for confronting the use of methamphetamine; as amended.

The question being put,

Will the House suspend the rules and pass said bill, as amended?

The vote was taken by electronic device.

It was decided in the { Yeas ..... 423 affirmative ..... Nays ..... 0

43.12 [Roll No. 183]

YEAS—423

- Abercrombie Davis (KY) Jackson (IL)
Ackerman Davis, David Jackson-Lee
Aderholt Davis, Tom (TX)
Akin DeFazio Jefferson
Alexander DeGette Jindal
Allen Delahunt Johnson (GA)
Altmire DeLauro Johnson (IL)
Andrews Dent Johnson, Sam
Arcuri Diaz-Balart, L. Jones (OH)
Baca Diaz-Balart, M. Jordan
Bachmann Dicks Kagen
Bachus Bachus Dingell
Baird Doggett Keller
Baker Donnelly Kennedy
Baldwin Doolittle Kildee
Barrett (SC) Doyle Kilpatrick
Barrow Drake Kind
Bartlett (MD) Dreier King (IA)
Barton (TX) Duncan King (NY)
Bean Edwards Kingston
Becerra Ehlers Kirk
Berkley Ellison Klein (FL)
Berman Ellsworth Kline (MN)
Berry Emanuel Knollenberg
Biggert Emerson Kucinich
Bilbray Engel Kuhl (NY)
Bilirakis English (PA) LaHood
Bishop (GA) Eshoo Lamborn
Bishop (NY) Etheridge Lampson
Bishop (UT) Everett Langevin
Blackburn Fallin Lantos
Blumenauer Farr
Blunt Fattah Larson (CT)
Boehner Feeney Latham
Bonner Ferguson LaTourette
Bono Filner Lee
Boozman Flake Levin
Boren Forbes Lewis (CA)
Boswell Fortenberry Lewis (GA)
Boucher Fossella Lewis (KY)
Boyda (FL) Foxx Linder
Boyda (KS) Frank (MA) Lipinski
Brady (PA) Franks (AZ) LoBiondo
Brady (TX) Frelinghuysen Lofgren, Zoe
Braley (IA) Garrett (NJ) Lowey
Brown (SC) Gerlach Lucas
Brown, Corrine Giffords Lungren, Daniel
Brown-Waite, E.
Ginny Gillibrand Lynch
Buchanan Gillmor Mack
Burgess Gingrey Mahoney (FL)
Burton (IN) Gohmert Maloney (NY)
Butterfield Gonzalez Manullo
Buyer Goode Marchant
Calvert Goodlatte Markey
Camp (MI) Gordon Marshall
Campbell (CA) Granger Matheson
Cannon Graves Matsui
Capito Green, Al McCarthy (CA)
Capps Green, Gene McCarthy (NY)
Capuano Grijalva McCaul (TX)
Cardoza Gutierrez McCollum (MN)
Carnahan Hall (NY) McCotter
Carney Hall (TX) McCreery
Carson Hare McDermott
Carter Harman McGovern
Castle Hastert McHenry
Castor Hastings (FL) McHugh
Chabot Hastings (WA) McIntyre
Chandler Hayes
Clarke Heller McKeon
Clay Hensarling McMorris
Cleaver Herger Rodgers
Clyburn Herseht McNerney
Coble Higgins McNulty
Cohen Hill Meehan
Cole (OK) Hinchey Meek (FL)
Conaway Hinojosa Meeks (NY)
Conyers Hirono Melancon
Cooper Hobson Mica
Costa Hodes Michaud
Costello Hoekstra Millender-
Courtney Holden McDonald
Cramer Holt Miller (FL)
Crenshaw Honda Miller (MI)
Criswell Hooley Miller (NC)
Cubin Hoyer Miller, Gary
Cuellar Hulshof Miller, George
Culberson Hunter Mitchell
Cummings Hunter Mollohan
Davis (AL) Inglis (SC) Moore (KS)
Davis (CA) Inslee Moore (WI)
Davis (IL) Israel Moran (KS)
Issa Meehan Moran (VA)

Murphy (CT) Ros-Lehtinen Sutton  
 Murphy, Patrick Roskam Tancredro  
 Murphy, Tim Ross Tanner  
 Murtha Rothman Tauscher  
 Musgrave Roybal-Allard Taylor  
 Myrick Royce Terry  
 Nadler Ruppertsberger Thompson (CA)  
 Napolitano Rush Thompson (MS)  
 Neal (MA) Ryan (OH) Thornberry  
 Neugebauer Ryan (WI) Tiaht  
 Nunes Salazar Tiberi  
 Oberstar Sali Tierney  
 Obey Sánchez, Linda Towns  
 Oliver T. Turner  
 Ortiz Sanchez, Loretta Udall (CO)  
 Pallone Sarbanes Udall (NM)  
 Pascrell Saxton Upton  
 Pastor Schakowsky Van Hollen  
 Paul Schiff Velázquez  
 Payne Schmidt Visclosky  
 Pearce Schwartz Walberg  
 Pence Scott (VA) Walden (OR)  
 Perlmutter Sensenbrenner Walsh (NY)  
 Peterson (MN) Serrano Walz (MN)  
 Peterson (PA) Sessions Wamp  
 Petri Sestak Wasserman  
 Pickering Shadegg Schultz  
 Pitts Shays Waters  
 Platts Sherman Watson  
 Poe Shermankus Watt  
 Pomeroy Shuler Waxman  
 Porter Shuster Weiner  
 Price (GA) Simpson Welch (VT)  
 Price (NC) Sires Weldon (FL)  
 Pryce (OH) Skelton Weller  
 Putnam Skelton Westmoreland  
 Rahall Slaughter Smith (NE)  
 Ramstad Smith (NJ) Wexler  
 Rangel Smith (TX) Whitfield  
 Regula Smith (WA) Wicker  
 Rehberg Smith (WA) Wilson (NM)  
 Reichert Snyder Wilson (OH)  
 Renzi Solis Wilson (SC)  
 Reyes Souder Wolf  
 Reynolds Space Woolsey  
 Rodriguez Spratt Wu  
 Rogers (AL) Stark Wynn  
 Rogers (KY) Stearns Yarmuth  
 Rogers (MI) Stupak Young (AK)  
 Rohrabacher Sullivan

It was decided in the affirmative .....  
 Yeas ..... 256  
 Nays ..... 160  
 Answered present 2

43.14 [Roll No. 184]

AYES—256

Abercrombie Gerlach Moran (VA)  
 Ackerman Gillmor Murphy (CT)  
 Aderholt Gonzalez Murphy, Patrick  
 Alexander Goodlatte Murtha  
 Allen Gordon Napolitano  
 Andrews Green, Al Neal (MA)  
 Baca Green, Gene Oberstar  
 Bachus Grijalva Obey  
 Baker Gutierrez Oliver  
 Baldwin Hall (NY) Ortiz  
 Bean Hall (TX) Pallone  
 Becerra Hare Pascrell  
 Berkley Harman Pastor  
 Berry Hastings (FL) Paul  
 Bishop (GA) Hayes Peterson (PA)  
 Bishop (NY) Hersth Platt  
 Bishop (UT) Higgins Pomeroy  
 Blumenauer Hill Price (NC)  
 Bono Hinchey Rahall  
 Boren Hinojosa Reichert  
 Boswell Hirono Renzi  
 Boucher Hodes Reyes  
 Boyd (FL) Hoekstra Rodriguez  
 Boyda (KS) Holden Ross  
 Brady (PA) Hooley Rothman  
 Braley (IA) Hoyer Roybal-Allard  
 Brown (SC) Hunter Ruppertsberger  
 Brown, Corrine Inslee Rush  
 Brown-Waite, Israel Ryan (OH)  
 Ginny Jackson (IL) Salazar  
 Burgess Jackson-Lee Salazar  
 Butterfield (TX) Sali  
 Cannon Jefferson Sánchez, Linda  
 Capps Jindal T. Sanchez, Loretta  
 Capuano Johnson (GA) Sarbanes  
 Cardoza Johnson (IL) Schakowsky  
 Carnahan Jones (OH) Schiff  
 Carney Kagen Schwartz  
 Carson Kaptur Scott (GA)  
 Castle Keller Scott (VA)  
 Castor Kennedy Serrano  
 Chandler Kildee Sestak  
 Clarke Kilpatrick Shea-Porter  
 Clay Kind Sherman  
 Cleaver Kingston Shimkus  
 Clyburn Klein (FL) Simpson  
 Coble Kline (MN) Sires  
 Cohen Kucinich Skelton  
 Cole (OK) Lampson Slaughter  
 Conyers Langevin Smith (NJ)  
 Cooper Larson (CT) Smith (WA)  
 Costa LaTourette Snyder  
 Costello Lee Solis  
 Courtney Levin Souder  
 Cramer Lewis (GA) Space  
 Crowley Lipinski Spratt  
 Cuellar Loeb sack Stark  
 Cummings Lofgren, Zoe Sutton  
 Davis (AL) Lynch Tanner  
 Davis (CA) Mack Tauscher  
 Davis (IL) Mahoney (FL) Taylor  
 Davis, Tom Maloney (NY) Thompson (MS)  
 DeFazio Markey Thornberry  
 DeGette Marshall Tiaht  
 Delahunt Matsui Tierney  
 DeLauro McCarthy (NY) Towns  
 Dent McCaul (TX) Van Hollen  
 Dicks McCollum (MN) Velázquez  
 Dingell McDermott Walden (OR)  
 Doggett McGovern Walz (MN)  
 Doolittle McIntyre Wasserman  
 Doyle McMorris Schultz  
 Edwards Rodgers Waters  
 Ehlers McNerney Watson  
 Ellison McNulty Watt  
 Emanuel Meehan Waxman  
 Emerson Meek (FL) Weiner  
 Engel Meeks (NY) Welch (VT)  
 Eshoo Michaud Wexler  
 Etheridge Millender Whitfield  
 Farr McDonald Wilson (NM)  
 Fattah Miller (NC) Wilson (OH)  
 Feeney Miller, George Wynn  
 Ferguson Mitchell Moore (KS)  
 Filner Mollohan Moore (WI)  
 Fortenberry Frank (MA)

NOES—160

Akin Gilchrest Perlmutter  
 Altmire Gillibrand Peterson (MN)  
 Arcuri Gingrey Petri  
 Bachmann Goode Pickering  
 Baird Granger Pitts  
 Barrett (SC) Graves Poe  
 Barrow Hastert Porter  
 Bartlett (MD) Heller Price (GA)  
 Barton (TX) Hensarling Pryce (OH)  
 Biggert Herger Putnam  
 Bilbray Hobson Ramstad  
 Bilirakis Holt Regula  
 Blackburn Hulshof Rehberg  
 Blunt Inglis (SC) Reynolds  
 Boehner Issa Rogers (AL)  
 Bonner Johnson, Sam Rogers (KY)  
 Boozman Jordan Rogers (MI)  
 Boustany King (IA) Rohrabacher  
 Brady (TX) King (NY) Ros-Lehtinen  
 Buchanan Kirk Roskam  
 Burton (IN) Knollenberg Royce  
 Buyer Kuhl (NY) Ryan (WI)  
 Calvert LaHood Saxton  
 Camp (MI) Lamborn Schmidt  
 Campbell (CA) Larsen (WA) Sensenbrenner  
 Cantor Latham Sessions  
 Capito Lewis (CA) Shadegg  
 Carter Lewis (KY) Shays  
 Chabot Linder Shuler  
 Conaway LoBiondo Shuster  
 Crenshaw Lucas Smith (NE)  
 Cubin Lungren, Daniel Smith (TX)  
 Culberson E. Stearns  
 Davis (KY) Manzullo Stupak  
 Davis, David Marchant Sullivan  
 Diaz-Balart, L. Matheson Terry  
 Diaz-Balart, M. McCarthy (CA) Thompson (CA)  
 Donnelly McCotter Tiberi  
 Drake McCrery Turner  
 Dreier McHenry Udall (CO)  
 Duncan McHugh Udall (NM)  
 Ellsworth McKeon Upton  
 English (PA) Melancon Walberg  
 Everett Mica Walsh (NY)  
 Fallin Miller (FL) Wamp  
 Flake Miller (MI) Weldon (FL)  
 Forbes Miller, Gary Weller  
 Fossella Moran (KS) Westmoreland  
 Foxx Musgrave Wicker  
 Franks (AZ) Myrick Wilson (SC)  
 Frelinghuysen Neugebauer Wolf  
 Gallegly Nunes Wu  
 Garrett (NJ) Pearce Young (AK)  
 Giffords Pence

ANSWERED "PRESENT"—2

Gohmert Tancredro

NOT VOTING—15

Davis, Jo Ann Jones (NC) Nadler  
 Davis, Lincoln Kanjorski Radanovich  
 Deal (GA) Lantos Rangel  
 Honda Lowey Woolsey  
 Johnson, E. B. Murphy, Tim Young (FL)

So the Journal was approved.

43.15 EMERGENCY SUPPLEMENTAL APPROPRIATIONS FY 2007

Mr. OBEY, pursuant to House Resolution 261, called up for consideration the bill (H.R. 1591) making emergency supplemental appropriations for the fiscal year ending September 30, 2007, and for other purposes.

Pending consideration of said bill.

Pursuant to House Resolution 261, the following amendment printed in House Report 110-64 of the Committee on Rules accompanying this resolution, shall be considered as agreed to:

Page 92, line 1, insert "Alabama," before "and" .

Page 147, line 24, strike "\$750,000,000" and insert "such sums as may be necessary, but not to exceed \$750,000,000 for fiscal year 2007".

When said bill, as amended, was considered.

After debate, The SPEAKER pro tempore, Mr. HASTINGS of Florida, announced that,

NOT VOTING—10

Cantor Johnson, E. B. Scott (GA)  
 Davis, Jo Ann Jones (NC) Young (FL)  
 Davis, Lincoln Kanjorski  
 Deal (GA) Radanovich

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill, as amended, was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill, as amended, was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said bill.

43.13 APPROVAL OF THE JOURNAL— UNFINISHED BUSINESS

The SPEAKER pro tempore, Mr. TIERNEY, pursuant to clause 8, rule XX, announced the further unfinished business to be the question on agreeing to the Chair's approval of the Journal of Wednesday, March 21, 2007.

The question being put, viva voce, Will the House agree to the Chair's approval of said Journal?

The SPEAKER pro tempore, Mr. TIERNEY, announced that the yeas had it.

Mr. OBEY demanded a recorded vote on approval of the Journal, which demand was supported by one-fifth of a quorum, so a recorded vote was ordered.

The roll was called under clause 6, rule XX, and the call was taken by electronic device.

pursuant to section 2 of House Resolution 261, further consideration on the bill was postponed.

#### ¶43.16 LEAVE OF ABSENCE

By unanimous consent, leave of absence was granted—

To Mr. DEAL of Georgia, for today until 4:30 p.m.; and

To Ms. Eddie Bernice JOHNSON of Texas, for today.

And then,

#### ¶43.17 ADJOURNMENT

On motion of Mr. MEEK of Florida, pursuant to the special order of the House agreed to on March 15, 2007, at 10 o'clock and 45 minutes p.m., the House adjourned until 9 a.m. on Friday, March 23, 2007.

#### ¶43.18 REPORTS OF COMMITTEES ON PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XIII, reports of committees were delivered to the Clerk for printing and reference to the proper calendar, as follows:

Mr. THOMPSON of Mississippi: Committee on Homeland Security. H.R. 1401. A bill to improve the security of railroads, public transportation, and over-the-road buses in the United States, and for other purposes; with an amendment (Rept. 110-65 Pt. 1). Ordered to be printed.

#### ¶43.19 COMMITTEE DISCHARGED

Pursuant to clause 2 of the rule XII, the Committee on Transportation and Infrastructure discharged from further consideration. H.R. 1401 referred to the Committee of the Whole House on the state of the Union, and ordered to be printed.

#### ¶43.20 PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XII, public bills and resolutions were introduced and severally referred, as follows:

By Mrs. MALONEY of New York (for herself, Mr. FOSSELLA, Mr. SERRANO, Mr. SHAYS, Mr. HINCHEY, Mr. MCHUGH, Mr. HALL of New York, Mr. McNULTY, Mr. CROWLEY, Mr. GRIJALVA, and Mr. McCOTTER):

H.R. 1638. A bill to extend and improve protections and services to individuals directly impacted by the terrorist attack in New York City on September 11, 2001, and for other purposes; to the Committee on Energy and Commerce, and in addition to the Committee on the Judiciary, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. CARNEY (for himself and Mr. THOMPSON of Mississippi):

H.R. 1639. A bill to provide that no entity performing lead system integrator functions in the acquisition of a major system by the Department of Homeland Security may have any direct financial interest in the development or construction of any individual system or element of any system of systems, and for other purposes; to the Committee on Homeland Security.

By Mr. PEARCE (for himself, Mr. SHUSTER, Mr. BISHOP of Utah, Mr. KLINE of Minnesota, Mr. DAVIS of Kentucky, Mr. WOLF, Mr. FRANKS of Arizona, Mr. WESTMORELAND, Mr. BURTON of

Indiana, Mr. McCOTTER, and Mr. MCKEON):

H.R. 1640. A bill to provide liability protection for individuals who report suspicious behavior to law enforcement agencies; to the Committee on the Judiciary.

By Mr. SNYDER (for himself, Mr. FILNER, Mr. BUYER, Ms. HERSETH, Ms. LORETTA SANCHEZ of California, Mr. REYNOLDS, Mr. BOOZMAN, and Mr. LATHAM):

H.R. 1641. A bill to amend title 38, United States Code, to recodify as part of that title certain educational assistance programs for members of the reserve components of the Armed Forces; to the Committee on Veterans' Affairs, and in addition to the Committee on Armed Services, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. SHERMAN (for himself and Mr. FILNER):

H.R. 1642. A bill to direct the Secretary of Veterans Affairs to ensure that, to the extent possible, an enhanced-use lease for a homeless housing project at the Department of Veterans Affairs facility known as the Sepulveda Ambulatory Care Center, located in North Hills, California, shall provide that such housing project shall be maintained as a sober living facility for veterans only, and for other purposes; to the Committee on Veterans' Affairs.

By Mr. ANDREWS (for himself, Mr. CASTLE, Mr. PASCRELL, and Mr. KUHL of New York):

H.R. 1643. A bill to prohibit termination of employment of volunteers firefighters and emergency medical personnel responding to emergencies, and for other purposes; to the Committee on Education and Labor.

By Mr. ANDREWS (for himself, Ms. DELAURO, Mr. ELLISON, Mr. ENGEL, Mr. HOLT, Mr. KILDEE, Mrs. MALONEY of New York, Ms. MATSUI, Mr. GEORGE MILLER of California, Ms. MOORE of Wisconsin, Ms. SCHAKOWSKY, Mr. STARK, Mr. WAXMAN, and Mr. YOUNG of Alaska):

H.R. 1644. A bill to amend the National Labor Relations Act to clarify the definition of "supervisor" for purposes of such Act; to the Committee on Education and Labor.

By Mr. GUTIERREZ (for himself, Mr. FLAKE, Mr. BACA, Mr. LINCOLN DIAZ-BALART of Florida, Mr. EMANUEL, Mr. RADANOVICH, Ms. JACKSON-LEE of Texas, Mr. LAHOOD, Mr. CROWLEY, Mr. MARIO DIAZ-BALART of Florida, Ms. GIFFORDS, Ms. ROS-LEHTINEN, Ms. SCHAKOWSKY, Mr. FORTUÑO, Mr. BECERRA, Mr. CARDOZA, Mr. CUELLAR, Mr. GONZALEZ, Mr. GRIJALVA, Mr. HINOJOSA, Mrs. NAPOLITANO, Mr. ORTIZ, Mr. PASTOR, Mr. REYES, Mr. RODRIGUEZ, Ms. ROYBAL-ALLARD, Mr. SALAZAR, Mr. SERRANO, Mr. SIREN, and Ms. SOLIS):

H.R. 1645. A bill to provide for comprehensive immigration reform, and for other purposes; to the Committee on the Judiciary, and in addition to the Committee on Homeland Security, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mrs. DAVIS of California:

H.R. 1646. A bill to amend the Help America Vote Act of 2002 to require States to implement procedures for tracking ballots which are transmitted by mail, and for other purposes; to the Committee on House Administration.

By Ms. DEGETTE (for herself, Mr. CASTLE, Mr. BECERRA, and Mr. KIRK):

H.R. 1647. A bill to amend title XIX of the Social Security Act to include podiatrists as

physicians for purposes of covering physicians services under the Medicaid Program; to the Committee on Energy and Commerce.

By Mr. GOODE:

H.R. 1648. A bill to prohibit the Secretary of Agriculture from closing Farm Service Agency offices in Appomattox, Virginia, and Lunenburg, Virginia; to the Committee on Agriculture.

By Ms. HERSETH:

H.R. 1649. A bill to prohibit the closure or relocation of any county office of the Farm Service Agency until at least one year after the enactment of an Act to provide for the continuation of agricultural programs for fiscal years after 2007; to the Committee on Agriculture.

By Ms. BALDWIN (for herself, Mr. AL-EXANDER, Mr. POMEROY, Mr. WALZ of Minnesota, and Mr. BAKER):

H.R. 1650. A bill to amend the Federal anti-trust laws to provide expanded coverage and to eliminate exemptions from such laws that are contrary to the public interest with respect to railroads; to the Committee on the Judiciary, and in addition to the Committees on Transportation and Infrastructure, and Energy and Commerce, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Ms. HERSETH (for herself, Mr. WALDEN of Oregon, and Mr. POMEROY):

H.R. 1651. A bill to provide for the establishment of the Rural Health Quality Advisory Commission, and for other purposes; to the Committee on Energy and Commerce.

By Mr. KING of New York:

H.R. 1652. A bill to amend the Tele-marketing and Consumer Fraud and Abuse Prevention Act to authorize the Federal Trade Commission to issue new rules to establish a requirement to prohibit any telemarketing calls during the hours of 5:00 p.m. to 7:00 p.m.; to the Committee on Energy and Commerce.

By Ms. LEE (for herself, Mr. SHAYS, Ms. SCHAKOWSKY, Ms. LINDA T. SANCHEZ of California, Ms. BERKLEY, Mr. MCDERMOTT, Mr. ALLEN, Mr. ISRAEL, Mr. WU, Mr. AL GREEN of Texas, Mr. DAVIS of Alabama, Mr. FATTAH, Mr. EMANUEL, Mr. BERMAN, Mr. FARR, Mr. GRIJALVA, Ms. WOOLSEY, and Ms. WATSON):

H.R. 1653. A bill to provide for the reduction of adolescent pregnancy, HIV rates, and other sexually transmitted diseases, and for other purposes; to the Committee on Energy and Commerce.

By Mr. DANIEL E. LUNGREN of California:

H.R. 1654. A bill to amend the Indian Gaming Regulatory Act to require that the Secretary of the Interior determine that a gaming establishment on certain newly acquired Indian lands would be in the best interests of certain Indian tribes and not detrimental to the surrounding community before such lands would be eligible for certain exceptions to the general prohibition on gaming on such lands; to the Committee on Natural Resources.

By Mrs. MCCARTHY of New York (for herself, Mr. TIBERI, Mrs. MALONEY of New York, Mr. GORDON, Mr. MCDERMOTT, Mr. INSLEE, Mr. COBLE, and Ms. HOOLEY):

H.R. 1655. A bill to amend the Public Health Service Act, the Employee Retirement Income Security Act of 1974, and the Internal Revenue Code of 1986 to require that group and individual health insurance coverage and group health plans provide coverage for treatment of a minor child's congenital or developmental deformity or disorder due to trauma, infection, tumor, or

disease; to the Committee on Energy and Commerce, and in addition to the Committees on Education and Labor, and Ways and Means, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. POE (for himself and Ms. GINNY BROWN-WAITE of Florida):

H.R. 1656. A bill to amend title 5, United States Code, to permit access to databases maintained by the Federal Emergency Management Agency for purposes of complying with sex offender registry and notification laws, and for other purposes; to the Committee on Oversight and Government Reform, and in addition to the Committee on Transportation and Infrastructure, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. ROHRBACHER:

H.R. 1657. A bill to establish a Science and Technology Scholarship Program to award scholarships to recruit and prepare students for careers in the National Weather Service and in National Oceanic and Atmospheric Administration marine research, atmospheric research, and satellite programs; to the Committee on Science and Technology.

By Mr. SALAZAR:

H.R. 1658. A bill to amend the Great Sand Dunes National Park and Preserve Act of 2000 to explain the purpose and provide for the administration of the Baca National Wildlife Refuge; to the Committee on Natural Resources.

By Mr. SALAZAR (for himself, Mr. UDALL of Colorado, Mr. PERLMUTTER, and Mrs. MUSGRAVE):

H.R. 1659. A bill to provide environmental assistance to non-Federal interests in the State of Colorado; to the Committee on Transportation and Infrastructure.

By Mr. SALAZAR:

H.R. 1660. A bill to direct the Secretary of Veterans Affairs to establish a national cemetery for veterans in the southern Colorado region; to the Committee on Veterans' Affairs, and in addition to the Committee on Ways and Means, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. VAN HOLLEN (for himself, Mr. PLATTS, Mr. STUPAK, Mrs. JO ANN DAVIS of Virginia, Mr. MORAN of Virginia, and Mrs. DRAKE):

H.R. 1661. A bill to amend the Law Enforcement Pay Equity Act of 2000 to permit certain annuitants of the retirement programs of the United States Park Police and United States Secret Service Uniformed Division to receive the adjustments in pension benefits to which such annuitants would otherwise be entitled as a result of the conversion of members of the United States Park Police and United States Secret Service Uniformed Division to a new salary schedule under the amendments made by such Act; to the Committee on Oversight and Government Reform.

By Mr. ISRAEL:

H. Con. Res. 97. Concurrent resolution expressing the sense of Congress that the Government of the United States should submit to the Government of Iraq a draft bilateral status-of-forces agreement by not later than September 1, 2007; to the Committee on Foreign Affairs.

By Mr. TIAHRT (for himself, Mrs. DRAKE, Mr. MILLER of Florida, Mr. SMITH of Texas, Mr. MORAN of Kansas, Mr. CONAWAY, Mr. HAYES, Mr. KLINE of Minnesota, and Mr. CALVERT):

H. Con. Res. 98. Concurrent resolution expressing the sense of Congress that provi-

sions that provoke veto threats from the President should not be included on bills that appropriate funds for the implementation of recommendations of the Base Closure and Realignment Commission; to the Committee on Armed Services.

By Mr. ROGERS of Michigan (for himself, Mr. STUPAK, Mr. WALBERG, and Mr. MCCOTTER):

H. Res. 262. A resolution honoring Ellen May Tower who, while an United States Army nurse during the Spanish-American War, became the first Army nurse to die on foreign soil; to the Committee on Armed Services.

#### 43.21 ADDITIONAL SPONSORS

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

H.R. 180: Mr. GUTIERREZ, Mr. LANTOS, Ms. MATSUI, Ms. MCCOLLUM of Minnesota, Mr. CROWLEY, and Mr. HASTINGS of Florida.

H.R. 216: Mr. GORDON.

H.R. 237: Mr. NUNES.

H.R. 249: Mr. PLATTS, Mr. GRIJALVA, Ms. WOOLSEY, Mr. WOLF, Mr. WU, Mr. GEORGE MILLER of California, Ms. ESHOO, Mr. ABERCROMBIE, and Mr. LINCOLN DIAZ-BALART of Florida.

H.R. 281: Ms. KILPATRICK, Mr. HASTINGS of Florida, Mr. CLEAVER, Ms. CARSON, and Mr. AL GREEN of Texas.

H.R. 357: Mrs. MCMORRIS RODGERS and Mr. KAGEN.

H.R. 395: Mr. WALSH of New York.

H.R. 402: Mr. PORTER.

H.R. 411: Mr. ROSKAM, Mr. LAMBORN, Mr. WELDON of Florida, and Mr. HENSARLING.

H.R. 493: Mr. INSLEE.

H.R. 511: Mr. RAMSTAD and Mr. SIMPSON.

H.R. 518: Mr. GILCHREST.

H.R. 526: Mr. LAMPSON.

H.R. 549: Mr. GRIJALVA, Ms. SCHAKOWSKY, Mr. LOBIONDO, Mr. WALBERG, and Mr. LAMPSON.

H.R. 551: Mr. BACA, Mrs. NAPOLITANO, Mr. THOMPSON of California, and Mr. STARK.

H.R. 562: Mr. RYAN of Ohio.

H.R. 579: Mr. WOLF, Mr. ARCURI and Ms. SHEA-PORTER.

H.R. 592: Mr. SHIMKUS, Mr. RUPPERSBERGER, and Mr. CARNEY.

H.R. 620: Mr. COURTNEY.

H.R. 634: Mr. GRIJALVA, Mr. KNOLLENBERG, Mr. BRADY of Texas, Mr. COLE of Oklahoma, Mr. CRENSHAW, Ms. ESHOO, Ms. FALLIN, Mr. FERGUSON, Mr. FORBES, Mr. HERGER, Mr. INSLEE, Mr. SAM JOHNSON of Texas, Mr. JORDAN of Ohio, Mr. KING of Iowa, Mr. LINDER, Mrs. MALONEY of New York, Mr. MCDERMOTT, Mr. MICA, Mrs. MILLER of Michigan, Mrs. MUSGRAVE, Mr. NADLER, Mr. PITTS, Mr. RAMSTAD, Mr. RENZI, Mr. TERRY, Mr. TIERNEY, Mr. WICKER, Mr. WEINER, and Mr. ALTMIRE.

H.R. 667: Mr. MCNERNEY and Mr. BARTLETT of Maryland.

H.R. 690: Mr. WYNN.

H.R. 729: Mr. MOORE of Kansas and Mr. DELAHUNT.

H.R. 741: Mr. PLATTS.

H.R. 758: Mr. GILCHREST and Mr. FRELINGHUYSEN.

H.R. 769: Mr. DAVIS of Kentucky and Mr. SAM JOHNSON of Texas.

H.R. 771: Mr. DREIER.

H.R. 784: Mr. JINDAL, Mr. FORBES, and Mrs. MCMORRIS RODGERS.

H.R. 819: Ms. CARSON and Mr. BRALEY of Iowa.

H.R. 881: Mr. HINCHEY, Mr. MCNULTY, and Mr. OLVER.

H.R. 887: Mr. LEWIS of Georgia.

H.R. 960: Mr. LANGEVIN.

H.R. 1022: Mr. KENNEDY, Mr. PASTOR, and Ms. WASSERMAN SCHULTZ.

H.R. 1034: Mr. DICKS.

H.R. 1061: Mr. GILLMOR and Mr. ABERCROMBIE.

H.R. 1076: Mr. UDALL of Colorado.

H.R. 1102: Ms. JACKSON-LEE of Texas, Ms. CARSON, Ms. HOOLEY, Ms. DELAURIO, Mr. GRIJALVA, Mr. ALEXANDER, and Mr. BOSWELL.

H.R. 1108: Mr. HALL of New York.

H.R. 1119: Mr. MURTHA.

H.R. 1142: Ms. BERKLEY, Mr. HASTINGS of Florida, Mr. GOODE, Mr. BERMAN, Mr. SHAYS, Mr. HILL, Mrs. DRAKE, Mrs. NAPOLITANO, Ms. SCHAKOWSKY, and Mr. GRIJALVA.

H.R. 1147: Mr. LEWIS of Kentucky and Mr. HINOJOSA.

H.R. 1152: Mr. REICHERT.

H.R. 1172: Mrs. WILSON of New Mexico, Ms. HARMAN, Mr. KIND, Mr. EDWARDS, Ms. NOR- TON, Ms. SCHAKOWSKY, Mr. SPRATT, Mr. TERRY, Mrs. JONES of Ohio, Mr. BRADY of Pennsylvania, and Mr. KILDEE.

H.R. 1187: Mr. BERMAN.

H.R. 1188: Mr. GOODE, Ms. ZOE LOFGREN of California, and Mr. BOUCHER.

H.R. 1192: Mr. PASTOR.

H.R. 1211: Ms. SCHAKOWSKY and Mr. MCNERNEY.

H.R. 1225: Mr. PASTOR, Mr. OLVER, and Mr. DAVIS of Illinois.

H.R. 1228: Mr. CAPUANO and Mr. MORAN of Kansas.

H.R. 1229: Mr. CARNEY, Mr. SOUDER, and Mr. TIM MURPHY of Pennsylvania.

H.R. 1232: Mr. SCOTT of Georgia.

H.R. 1261: Mr. GARRETT of New Jersey and Mr. PUTNAM.

H.R. 1289: Mr. HONDA.

H.R. 1307: Mr. PORTER.

H.R. 1330: Ms. HOOLEY.

H.R. 1335: Mr. INGLIS of South Carolina.

H.R. 1350: Ms. KAPTUR, Mrs. JONES of Ohio, Ms. KILPATRICK, Ms. SUTTON, Mrs. MALONEY of New York, and Mr. PAYNE.

H.R. 1353: Mr. BERRY.

H.R. 1355: Mr. KNOLLENBERG.

H.R. 1363: Ms. HOOLEY.

H.R. 1365: Mr. SENSENBRENNER.

H.R. 1366: Mr. BUCHANAN, Mr. SENSENBRENNER, and Mr. MCCAUL of Texas.

H.R. 1371: Mr. PITTS.

H.R. 1415: Mr. PASTOR, Mr. SERRANO, Mr. FILNER, and Ms. MCCOLLUM of Minnesota.

H.R. 1416: Mr. PASTOR, Mr. SERRANO, Mr. FILNER, and Ms. MCCOLLUM of Minnesota.

H.R. 1429: Ms. WOOLSEY, Mrs. DAVIS of California, Mr. SIREN, Mr. STARK, Mr. EMANUEL, Mr. TIM MURPHY of Pennsylvania, Mr. HOLT, Mr. GRIJALVA, and Mr. CROWLEY.

H.R. 1456: Mr. CAPUANO.

H.R. 1467: Mr. MILLER of North Carolina.

H.R. 1491: Mr. FRANK of Massachusetts and Mr. BLUMENAUER.

H.R. 1533: Mr. GRIJALVA.

H.R. 1539: Mr. HUNTER and Mr. CARTER.

H.R. 1551: Mr. BERMAN.

H.R. 1560: Mrs. CUBIN and Ms. LORETTA SANCHEZ of California.

H.R. 1576: Ms. MATSUI, Mr. PORTER, and Mr. PUTNAM.

H.R. 1586: Mr. PEARCE, Mr. SOUDER, Mr. ROGERS of Michigan, Mr. FRANKS of Arizona, Mr. KINGSTON, Mr. JOHNSON of Illinois, Mr. SHUSTER, Mr. ROGERS of Alabama, Mr. WEST-

MORELAND, Mr. CULBERSON, Mr. CARTER, Mr. SULLIVAN, Mrs. BLACKBURN, Mr. MACK, Mr. BLUNT, Mr. CHABOT, Mr. KELLER, Mr. FORTUÑO, Mr. WILSON of South Carolina, Mr. PITTS, Mr. CONAWAY, Mr. BURGESS, Mrs. MCMORRIS RODGERS, Mr. SENSENBRENNER, Mrs. MUSGRAVE, Mr. MILLER of Florida, Mr. CANNON, Mr. HALL of Texas, Mr. POE, Mr. MCHUGH, Mr. SESSIONS, Mr. GOODE, Mr. FER-

GUSON, Mr. HUNTER, Mr. BARTLETT of Mary- land, Mr. NEUGEBAUER, and Mr. ADERHOLT.

H.R. 1595: Mr. YOUNG of Alaska, Mr. CON- YERS, and Mr. REHBERG.

H.R. 1600: Mr. TOWNS, Mrs. GHLIBRAND, Mr. LINCOLN DIAZ-BALART of Florida, and Mr. HASTINGS of Florida.

H.R. 1609: Ms. CORRINE BROWN of Florida, Mr. BROWN of South Carolina, Ms. MATSUI,

Mr. SHAYS, Mr. MORAN of Virginia, Mr. SARBANES, Ms. BORDALLO, Mr. HARE, and Ms. JACKSON-LEE of Texas.

- H.R. 1636: Mr. ENGLISH of Pennsylvania.
H.J. Res. 37: Mr. LANTOS.
H. Con. Res. 81: Mr. BILBRAY.
H. Res. 37: Mrs. DAVIS of California.
H. Res. 100: Mr. JINDAL.
H. Res. 121: Mr. RUSH, Mr. MCGOVERN, Ms. LINDA T. SANCHEZ of California, Mr. JACKSON of Illinois, and Mr. KENNEDY.
H. Res. 137: Mr. CAPUANO.
H. Res. 179: Mr. LAMBORN, Mr. KING of Iowa, and Mr. WALZ of Minnesota.
H. Res. 208: Mr. WATT.
H. Res. 224: Mr. SAXTON and Mr. FRANKS of Arizona.
H. Res. 233: Ms. WATSON, Mr. SULLIVAN, and Mr. CHANDLER.
H. Res. 257: Mr. DENT.

FRIDAY, MARCH 23, 2007 (44)

44.1 APPOINTMENT OF SPEAKER PRO TEMPORE

The House was called to order by the SPEAKER pro tempore, Ms. HOOLEY, who laid before the House the following communication:

HOUSE OF REPRESENTATIVES, Washington, DC, March 23, 2007.

I hereby appoint the Honorable DARLENE HOOLEY to act as Speaker pro tempore on this day.

NANCY PELOSI, Speaker of the House of Representatives.

44.2 APPROVAL OF THE JOURNAL

The SPEAKER pro tempore, Ms. HOOLEY, announced she had examined and approved the Journal of the proceedings of Thursday, March 22, 2007.

Mr. McNULTY, pursuant to clause 1, rule I, demanded a vote on agreeing to the Chair's approval of the Journal.

The question being put, viva voce, Will the House agree to the Chair's approval of said Journal?

The SPEAKER pro tempore, Ms. HOOLEY, announced that the yeas had it.

Mr. McNULTY demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Ms. HOOLEY, pursuant to clause 8, rule XX, announced that further proceedings on the question were postponed.

44.3 COMMUNICATIONS

Executive and other communications, pursuant to clause 8, rule XII, were referred as follows:

944. A letter from the Executive Director, Commodity Futures Trading Commission, transmitting the Commission's final rule — Advertising by Commodity Pool Operators, Commodity Trading Advisors, and the Principals Thereof (RIN: 3038-AC35) received March 14, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

945. A letter from the Executive Director, Commodity Futures Trading Commission, transmitting the Commission's final rule — Conflicts of Interest in Self-Regulation and Self-Regulatory Organizations ("SROs") (RIN: 3038-AC28) received March 14, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

946. A letter from the Executive Director, Commodity Futures Trading Commission, transmitting the Commission's final rule — Membership in a Registered Futures Association (RIN: 3038-AC29) received March 14, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

947. A letter from the Congressional Review Coordinator, APHIS, Department of Agriculture, transmitting the Department's final rule — Karnal Bunt; Regulated Areas [Docket No. APHIS-2006-0149] received March 9, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

948. A letter from the Congressional Review Coordinator, APHIS, Department of Agriculture, transmitting the Department's final rule — Importation of Mangoes From India [Docket No. APHIS-2006-0121] (RIN: 0579-AC19) received March 12, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

949. A letter from the Chairman and CEO, Farm Credit Administration, transmitting the Administration's final rule — Organization; Definitions; Disclosure to Shareholders; Accounting and Reporting Requirements; Regulatory Accounting Practices; Title IV Conservators, Receivers, and Voluntary Liquidations; and Disclosure to Investors in System-wide and Consolidated Bank Debt Obligations of the Farm Credit System (RIN: 3052-AC11) received February 27, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

950. A letter from the Chief Counsel, FEMA, Department of Homeland Security, transmitting the Department's final rule — Suspension of Community Eligibility [Docket No. FEMA-7961] received February 28, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Financial Services.

951. A letter from the Chief Counsel, FEMA, Department of Homeland Security, transmitting the Department's final rule — Final Flood Elevation Determinations — received February 28, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Financial Services.

952. A letter from the Chief Counsel, FEMA, Department of Homeland Security, transmitting the Department's final rule — Final Flood Elevation Determinations — received February 28, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Financial Services.

953. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Boeing Model 747 Airplanes [Docket No. FAA-2006-23921; Directorate Identifier 2005-NM-205-AD; Amendment 39-14812; AD 2006-22-15] (RIN: 2120-AA64) received February 27, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

954. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Airbus Model A300 Airplanes, Equipped with General Electric CF6-50 Series Engines [Docket No. FAA-2006-24958; Directorate Identifier 2006-NM-075-AD; Amendment 39-14818; AD 2006-23-06] (RIN: 2120-AA64) received February 27, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

955. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Raytheon Aircraft Company Models C90A, B200, B200C, B300, and B300C Airplanes [Docket No. FAA-2006-25157; Directorate Identifier 2006-CE-34-AD; Amendment 39-14814; AD 2006-23-02] (RIN: 2120-AA64) received February 27, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

956. A letter from the Program Analyst, Department of Transportation, transmitting

the Department's final rule — Airworthiness Directives; Boeing Model 747-100, 747-100B, 747-200B, 747-200C, 747-200F, 747SR, and 747SP Series Airplanes [Docket No. FAA-2006-24877; Directorate Identifier 2005-NM-253-AD; Amendment 39-14831; AD 2006-24-02] (RIN: 2120-AA64) received February 27, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

957. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Cessna Model 750 Airplanes [Docket No. FAA-2006-26242; Directorate Identifier 2006-NM-229-AD; Amendment 39-14817; AD 2006-23-05] (RIN 2120-AA64) received February 27, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

958. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Stemme GmbH & Co. AG Model STEMME S10-VT Sailplanes [Docket No. FAA-2006-24956; Directorate Identifier 2006-CE-32-AD; Amendment 39-14835; AD 2006-24-06] (RIN: 2120-AA64) received February 27, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

959. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Air Tractor, Inc. Model AT-602 Airplanes [Docket No. FAA-2004-20007; Directorate Identifier 2004-CE-50-AD; Amendment 39-14821; AD 2006-23-09] (RIN: 2120-AA64) received February 27, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

44.4 APPROVAL OF THE JOURNAL— UNFINISHED BUSINESS

The SPEAKER pro tempore, Ms. HOOLEY, pursuant to clause 8, rule XX, announced the unfinished business to be the question on agreeing to the Chair's approval of the Journal of Thursday, March 22, 2007.

The question being put, Will the House agree to the Chair's approval of said Journal?

The vote was taken by electronic device.

It was decided in the affirmative { Yeas ..... 263 Nays ..... 146 Answered present 2

44.5 [Roll No. 185]

YEAS—263

Table with 3 columns: Name, Party, and Position. Includes names like Abercrombie, Ackerman, Aderholt, Alexander, Allen, Andrews, Arcuri, Baca, Bachus, Baird, Baker, Baldwin, Bean, Becerra, Berman, Berry, Bishop (GA), Bishop (NY), Bishop (UT), Blumenauer, Bono, Boren, Boswell, Boucher, Boustany, Boyd (FL), Boyda (KS), Brady (PA), Braley (IA), Brown (SC), Brown, Corrine, Brown-Waite, Ginny, Burgess, Butterfield, Cannon, Capito, Capps, Capuano, Cardoza, Carnahan, Carney, Castle, Castor, Chabot, Clay, Cleaver, Clyburn, Coble, Cohen, Conyers, Cooper, Costa, Costello, Cramer, Crowley, Cuellar, Cummings, Davis (AL), Davis (CA), Davis (IL), Davis, Tom, Deal (GA), DeFazio, DeGette, Delahunt, DeLauro, Dent, Dicks, Dingell, Doggett, Doolittle, Doyle, Edwards, Ellison, Emanuel, Eshoo, Etheridge, Farr, Fattah, Ferguson.



Filner  
Fortenberry  
Foxy  
Frank (MA)  
Giffords  
Gilchrist  
Gillibrand  
Gillmor  
Green, Al  
Green, Gene  
Grijalva  
Gutierrez  
Hall (NY)  
Hall (TX)  
Hare  
Hastings (FL)  
Hastings (WA)  
Hayes  
Herse  
Higgins  
Hill  
Hinojosa  
Hirono  
Hodes  
Hoekstra  
Holden  
Holt  
Honda  
Hooly  
Hoyer  
Hunter  
Inslee  
Israel  
Issa  
Jackson (IL)  
Jackson-Lee (TX)  
Jefferson  
Jindal  
Johnson (GA)  
Johnson (IL)  
Johnson, E. B.  
Jones (NC)  
Kagen  
Kaptur  
Keller  
Kennedy  
Kildee  
Kilpatrick  
Kind  
Klein (FL)  
Kline (MN)  
Kucinich  
LaHood  
Langevin  
Lantos  
Larsen (WA)  
Larson (CT)

NAYS—146

Akin  
Altmire  
Bachmann  
Barrett (SC)  
Barrow  
Bartlett (MD)  
Barton (TX)  
Biggart  
Bilbray  
Bilirakis  
Blackburn  
Blunt  
Boehner  
Bonner  
Boozman  
Brady (TX)  
Buchanan  
Burton (IN)  
Buyer  
Calvert  
Camp (MI)  
Campbell (CA)  
Cantor  
Carter  
Chandler  
Cole (OK)  
Conaway  
Courtney  
Crenshaw  
Culberson  
Davis (KY)  
Davis, David  
Diaz-Balart, L.  
Diaz-Balart, M.  
Donnelly

Lee  
Levin  
Lewis (GA)  
Lipinski  
Loeb  
Lofgren, Zoe  
Lowey  
Lynch  
Mahoney (FL)  
Maloney (NY)  
Markey  
Matsui  
McCarthy (NY)  
McCollum (MN)  
McDermott  
McGovern  
McIntyre  
McMorris  
Rodgers  
McNerney  
McNulty  
Meehan  
Meek (FL)  
Meeke (NY)  
Michaud  
Miller (NC)  
Miller, George  
Mitchell  
Mollohan  
Moore (KS)  
Moore (WI)  
Moran (VA)  
Murphy (CT)  
Murphy, Patrick  
Murtha  
Napolitano  
Neal (MA)  
Oberstar  
Obey  
Oliver  
Ortiz  
Pallone  
Pascarell  
Pastor  
Paul  
Payne  
Perlmutter  
Peterson (PA)  
Petri  
Pickering  
Pomeroy  
Price (NC)  
Rahall  
Rangel  
Reichert  
Renzi  
Reyes  
Reynolds  
Rodriguez  
Ross  
Rothman  
Roybal-Allard  
Ruppersberger

Price (GA)  
Pryce (OH)  
Putnam  
Radanovich  
Ramstad  
Regula  
Rehberg  
Rogers (AL)  
Rogers (KY)  
Rogers (MI)  
Rohrabacher  
Ros-Lehtinen  
Roskam  
Royce  
Ryan (WI)  
Saxton  
Schmidt  
Sessions  
Shays  
Shuster  
Smith (NE)  
Smith (TX)  
Souder  
Stupak  
Sullivan  
Terry  
Thompson (CA)  
Tiahrt

ANSWERED "PRESENT"—2

Gohmert Tancredo

NOT VOTING—22

Berkley  
Carson  
Clarke  
Cubin  
Davis, Jo Ann  
Davis, Lincoln  
Engel  
Harman  
Jones (OH)  
Kanjorski  
Lampson  
LaTourette  
Linder  
Marchant  
McCaul (TX)  
McCreary  
Millender-McDonald  
Nadler  
Pitts  
Spratt  
Young (AK)  
Young (FL)

So the Journal was approved.

44.6 EMERGENCY SUPPLEMENTAL APPROPRIATIONS FY 2007

The SPEAKER pro tempore, Mr. CAPUANO, pursuant to section 2 of House Resolution 261, called up for further consideration the bill (H.R. 1591) making emergency supplemental appropriations for the fiscal year ending September 30, 2007, and for other purposes.

When said bill, as amended, was considered further.

After debate,

Pursuant to House Resolution 261 the previous question was ordered on the bill, as amended.

The bill, as amended, was ordered to be engrossed and read a third time by title.

The question being put, viva voce, Will the House pass said bill?

The SPEAKER pro tempore, Mr. CAPUANO, announced that pursuant to clause 10, rule XX the yeas and nays were ordered, and the call was taken by electronic device.

It was decided in the affirmative .....	<table border="0"> <tr><td>Yeas .....</td><td>218</td></tr> <tr><td>Nays .....</td><td>212</td></tr> <tr><td>Answered present</td><td>1</td></tr> </table>	Yeas .....	218	Nays .....	212	Answered present	1
		Yeas .....	218				
		Nays .....	212				
Answered present	1						

44.7 [Roll No. 186]

YEAS—218

Abercrombie  
Ackerman  
Allen  
Altmire  
Andrews  
Arcuri  
Baca  
Baird  
Baldwin  
Bean  
Becerra  
Berkley  
Berman  
Berry  
Bishop (GA)  
Bishop (NY)  
Blumenauer  
Boswell  
Boucher  
Boyd (FL)  
Boyd (KS)  
Brady (PA)  
Braley (IA)  
Brown, Corrine  
Butterfield  
Capps  
Capuano  
Cardoza  
Carnahan  
Carney  
Carson  
Castor  
Chandler  
Clarke  
Clay  
Cleaver  
Clyburn  
Cohen  
Conyers  
Cooper  
Costa  
Costello  
Courtney  
Cramer  
Crowley  
Cuellar  
Cummings  
Davis (AL)  
Davis (CA)  
Davis (IL)  
DeFazio  
DeGette  
Delahunt  
DeLauro

Harman  
Hastings (FL)  
Herse  
Higgins  
Hill  
Hinchey  
Hinojosa  
Hirono  
Hodes  
Holden  
Holt  
Honda  
Hooly  
Hoyer  
Inslee  
Israel  
Jackson (IL)  
Jackson-Lee (TX)  
Jefferson  
Johnson (GA)  
Johnson, E. B.  
Jones (NC)  
Jones (OH)  
Kagen  
Kaptur  
Kennedy  
Kildee  
Kilpatrick  
Kind  
Klein (FL)  
Lampson  
Langevin  
Lantos  
Larsen (WA)  
Larson (CT)  
Levin  
Lipinski  
Loeb  
Lofgren, Zoe  
Lowey  
Lynch  
Mahoney (FL)  
Maloney (NY)  
Markey  
Matsui  
McCarthy (NY)

McCollum (MN)  
McDermott  
McGovern  
McIntyre  
McNerney  
Meehan  
Meek (FL)  
Meeke (NY)  
Melancon  
Millender-McDonald  
Miller (NC)  
Miller, George  
Mitchell  
Mollohan  
Moore (KS)  
Moore (WI)  
Moran (VA)  
Murphy (CT)  
Murphy, Patrick  
Murtha  
Nadler  
Napolitano  
Neal (MA)  
Oberstar  
Obey  
Oliver  
Ortiz  
Pallone  
Pascarell  
Pastor  
Payne  
Pelosi  
Perlmutter  
Peterson (MN)  
Pomeroy  
Price (NC)  
Rahall  
Rangel  
Reyes  
Rodriguez  
Ross  
Rothman  
Roybal-Allard  
Ruppersberger  
Rush  
Ryan (OH)

NAYS—212

Aderholt  
Akin  
Alexander  
Bachmann  
Bachus  
Baker  
Barrett (SC)  
Barrow  
Bartlett (MD)  
Barton (TX)  
Biggart  
Bilbray  
Bilirakis  
Bishop (UT)  
Blackburn  
Blunt  
Boehner  
Bonner  
Bono  
Boozman  
Boren  
Boustany  
Brady (TX)  
Brown (SC)  
Brown-Waite, Ginny  
Buchanan  
Burgess  
Burton (IN)  
Buyer  
Calvert  
Camp (MI)  
Campbell (CA)  
Cannon  
Cantor  
Capito  
Carter  
Castle  
Chabot  
Coble  
Cochran  
Cole (OK)  
Conaway  
Crenshaw  
Cubin  
Culberson  
Davis (KY)  
Davis, David  
Davis, Lincoln  
Davis, Tom  
Deal (GA)  
Dent  
Diaz-Balart, L.  
Diaz-Balart, M.  
Doolittle  
Drake  
Dreier  
Duncan  
Ehlers  
Emerson  
English (PA)  
Everett  
Fallin  
Feeney  
Ferguson  
Flake  
Forbes  
Fortenberry  
Fossella  
Foxy  
Franks (AZ)  
Frelinghuysen  
Gallegly  
Garrett (NJ)  
Gerlach  
Gillmor  
Gingrey  
Gohmert  
Goode  
Goodlatte  
Granger  
Graves  
Hall (TX)  
Hastert  
Hastings (WA)  
Hayes  
Heller  
Hensarling  
Herger  
Hobson  
Hoeckstra  
Hulshof  
Hunter  
Inglis (SC)  
Issa  
Jindal  
Johnson (IL)  
Johnson, Sam  
Jordan  
Keller  
King (IA)  
King (NY)  
Kingston  
Kirk  
Knollenberg  
Kirk  
Kline (MN)  
Knollenberg  
Kucinich  
Kuhl (NY)  
LaHood  
Lamborn  
Latham  
Lewis (CA)  
Lewis (KY)  
LoBiondo  
Lucas  
Lungren, Daniel E.  
Mack  
Manzullo  
Marchant  
Marshall  
Matheson  
McCarthy (CA)  
McCaul (TX)  
McCotter  
McCreary  
McHenry  
McHugh  
McKeon  
McMorris  
Rodgers  
McNulty  
Mica  
Michaud  
Miller (FL)  
Miller (MI)  
Miller, Gary  
Moran (KS)  
Murphy, Tim  
Musgrave  
Myrick  
Neugebauer  
Nunes  
Paul  
Pearce  
Pence  
Peterson (PA)  
Petri  
Pickering  
Pitts

Platts	Sali	Tiberi
Poe	Saxton	Turner
Porter	Schmidt	Upton
Price (GA)	Sensenbrenner	Walberg
Pryce (OH)	Sessions	Walden (OR)
Putnam	Shadegg	Walsh (NY)
Radanovich	Shays	Wamp
Ramstad	Shimkus	Waters
Regula	Shuster	Watson
Rehberg	Simpson	Weldon (FL)
Reichert	Smith (NE)	Weller
Renzi	Smith (NJ)	Westmoreland
Reynolds	Smith (TX)	Whitfield
Rogers (AL)	Souder	Wicker
Rogers (KY)	Stearns	Wilson (NM)
Rogers (MI)	Sullivan	Wilson (SC)
Rohrabacher	Tancredo	Wolf
Ros-Lehtinen	Taylor	Woolsey
Roskam	Terry	Young (AK)
Royce	Thornberry	Young (FL)
Ryan (WI)	Tiahrt	

## ANSWERED "PRESENT"—1

Stark

## NOT VOTING—3

Davis, Jo Ann Kanjorski Watt

So the bill was passed.

A motion to reconsider the vote whereby said bill was passed was, by unanimous consent, laid on the table.

*Ordered*, That the Clerk request the concurrence of the Senate in said bill.

## ¶44.8 ADJOURNMENT OVER

On motion of Mr. HOYER, by unanimous consent,

*Ordered*, That when the House adjourns today, it adjourn to meet at 12:30 p.m. on Monday, March 26, 2007, for morning-hour debate.

## ¶44.9 CALENDAR WEDNESDAY BUSINESS DISPENSED WITH

On motion of Mr. HOYER, by unanimous consent,

*Ordered*, That business in order for consideration on Wednesday, March 28, 2007, under clause 6, rule XV, the Calendar Wednesday rule, be dispensed with.

And then,

## ¶44.10 ADJOURNMENT

On motion of Ms. WASSERMAN SCHULTZ, pursuant to the previous order of the House at 3 o'clock and 24 minutes p.m., the House adjourned until 12:30 p.m. on Monday, March 26, 2007.

## ¶44.11 REPORTS OF COMMITTEES ON PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XIII, reports of committees were delivered to the Clerk for printing and reference to the proper calendar, as follows:

Mr. RANGEL: Committee on Ways and Means. H.R. 1562. A bill to amend the Internal Revenue Code of 1986 to extend and expand certain rules with respect to hosing in the GO Zones; with an amendment (Rept. 110-66). Referred to the Committee of the Whole House on the state of the Union.

Mr. GEORGE MILLER of California: Committee on Education and Labor. H.R. 1429. A bill to reauthorize the Head Start Act, to improve program quality, to expand access, and for other purposes; with an amendment (Rept. 110-67). Referred to the Committee of the Whole House on the state of the Union.

Mr. SKELTON: Committee on Armed Services. H.R. 1538. A bill to amend title 10, United States Code, to improve the manage-

ment of medical care, personnel actions, and quality of life issues for members of the Armed Forces who are receiving medical care in an outpatient status, and for other purposes; with an amendment (Rept. 110-68, Pt. 1). Ordered to be printed.

Mr. SPRATT: Committee on the Budget. House Concurrent Resolution 99. Resolution revising the congressional budget for the United States Government for fiscal year 2007, establishing the congressional budget for the United States Government for fiscal year 2008, and setting forth appropriate budgetary levels for fiscal years 2009 through 2012 (Rept. 110-69). Referred to the Committee of the Whole House on the state of the Union.

## ¶44.12 TIME LIMITATION OF REFERRED BILL

Pursuant to clause 2 of rule XII the following action was taken by the Speaker:

H.R. 493. Referral to the Committees on Energy and Commerce and Ways and Means extended for a period ending not later than March 26, 2007.

## ¶44.13 COMMITTEE DISCHARGED

Pursuant to clause 2 of the rule XII, the Committee on Veterans' Affairs discharged from further consideration. H.R. 1538 referred to the Committee of the Whole House on the state of the Union, and ordered to be printed.

## ¶44.14 PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XII, public bills and resolutions were introduced and severally referred, as follows:

By Mrs. NAPOLITANO (for herself, Mrs. McMORRIS RODGERS, Mr. FRANKS of Arizona, and Mr. RENZI):

H.R. 1662. A bill to amend the Reclamation Safety of Dams Act of 1978 to authorize improvements for the security of dams and other facilities; to the Committee on Natural Resources.

By Mr. STARK (for himself, Mr. RAMSTAD, and Mr. KENNEDY):

H.R. 1663. A bill to amend title XVIII of the Social Security Act to expand and improve coverage of mental health services under the Medicare Program; to the Committee on Ways and Means, and in addition to the Committee on Energy and Commerce, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. GOODLATTE:

H.R. 1664. A bill to authorize grants for contributions toward the establishment of the Woodrow Wilson Presidential Library; to the Committee on Oversight and Government Reform.

By Mr. ROSS (for himself, Mr. BACHUS, Mr. GARRETT of New Jersey, Mr. KILDEE, Mrs. EMERSON, Mr. WALSH of New York, Mr. LAMPSON, Mr. EHLERS, Ms. HERSETH, Mr. PAUL, Ms. DELAURO, Mr. YOUNG of Florida, Mr. GEORGE MILLER of California, Mr. MORAN of Virginia, and Mr. MCGOVERN):

H.R. 1665. A bill to amend title XVIII of the Social Security Act to provide Medicare beneficiaries greater choice with regard to accessing hearing health services and benefits; to the Committee on Energy and Commerce, and in addition to the Committee on Ways and Means, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. BURGESS (for himself and Mr. GENE GREEN of Texas):

H.R. 1666. A bill to amend title XIX of the Social Security Act to provide for increased price transparency of hospital information and to provide for additional research on consumer information on charges and out-of-pocket costs; to the Committee on Energy and Commerce.

By Mrs. DAVIS of California:

H.R. 1667. A bill to establish a Vote by Mail grant program; to the Committee on House Administration, and in addition to the Committee on the Judiciary, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. LINCOLN DAVIS of Tennessee (for himself, Mr. FARR, Mr. FILNER, Ms. NORTON, Mr. MICHAUD, and Mr. COHEN):

H.R. 1668. A bill to amend title II of the Social Security Act to provide that an individual's entitlement to any benefit thereunder shall continue through the month of his or her death (without affecting any other person's entitlement to benefits for that month) and that such individual's benefit shall be payable for such month only to the extent proportionate to the number of days in such month preceding the date of such individual's death; to the Committee on Ways and Means.

By Mr. KENNEDY (for himself and Ms. ROS-LEHTINEN):

H.R. 1669. A bill to amend the Public Health Service Act to provide for integration of mental health services and mental health treatment outreach teams, and for other purposes; to the Committee on Energy and Commerce.

By Ms. ZOE LOFGREN of California:

H.R. 1670. A bill to amend title 10, United States Code, to require that advance notice of the results of any Department of Defense review of the circumstances surrounding the death of a member of the armed forces by friendly fire be given to the primary next of kin of the member before public release of the review; to the Committee on Armed Services.

By Mr. MORAN of Virginia (for himself, Mr. SHAYS, Mr. GONZALEZ, Ms. MATSUI, Mr. ORTIZ, Mr. DOGGETT, Mr. HINOJOSA, Ms. NORTON, Mr. AL GREEN of Texas, Mr. GENE GREEN of Texas, Ms. DEGETTE, Mr. McDERMOTT, Ms. JACKSON-LEE of Texas, Ms. EDDIE BERNICE JOHNSON of Texas, Mr. FARR, Mr. DAVIS of Illinois, Mr. TOM DAVIS of Virginia, Mr. LAMPSON, Mr. THOMPSON of Mississippi, and Mr. LEWIS of Georgia):

H.R. 1671. A bill to establish the United States Public Service Academy; to the Committee on Education and Labor.

By Mr. NEAL of Massachusetts:

H.R. 1672. A bill to amend the Internal Revenue Code of 1986 to deny qualified dividend income treatment to certain foreign dividends; to the Committee on Ways and Means.

By Mr. SHUSTER (for himself, Mr. TANCREDO, Mr. ROHRABACHER, Mr. JONES of North Carolina, Mr. LINCOLN DAVIS of Tennessee, Mr. HOLDEN, Mr. MACK, Mr. GARY G. MILLER of California, Mr. REYES, Mr. DENT, Mr. McCOTTER, Mr. GALLEGLY, Mrs. MUSGRAVE, Mr. COBLE, Mr. REGULA, Mr. SMITH of New Jersey, Mr. MORAN of Virginia, Mr. WILSON of South Carolina, Mr. WOLF, Mrs. TAUSCHER, Mr. FILNER, Mr. SOUDER, Mr. CUMMINGS, Ms. CARSON, Mr. RAMSTAD, Mr. CANTOR, Ms. HARMAN, Mrs. CHRISTENSEN, Mr. SHULER, Mr. PASTOR, Ms. SCHWARTZ, Mr. HOLT, Mr. MCKEON, Mr. HINOJOSA, Mr.

BROWN of South Carolina, Mr. FOSSELLA, Mr. MCCAUL of Texas, Mr. PETERSON of Pennsylvania, Mr. CARNEY, Mr. KUHL of New York, Mrs. DRAKE, Mr. LAHOOD, Mr. TIAHRT, Mrs. MCMORRIS RODGERS, Mr. BOSWELL, Mr. CONAWAY, Mr. HALL of Texas, Mrs. LOWEY, Mr. SHAYS, Mr. NUNES, Mr. DOYLE, Mr. ENGLISH of Pennsylvania, Mr. PRICE of North Carolina, Ms. ESHOO, Mr. PITTS, Ms. JACKSON-LEE of Texas, Mr. RUSH, Mr. PATRICK MURPHY of Pennsylvania, Ms. GRANGER, and Mr. DICKS):

H.R. 1673. A bill to posthumously award a Congressional Gold Medal on behalf of passengers and crew members aboard United Airlines Flight 93 who resisted the hijackers and caused the plane to crash; to the Committee on Financial Services.

By Mr. SPRATT:

H.R. 1674. A bill to authorize the Secretary of the Interior to study the suitability and feasibility of designating the site of the Battle of Camden in South Carolina, as a unit of the National Park System, and for other purposes; to the Committee on Natural Resources.

By Mr. CARDOZA:

H. Res. 263. A resolution recognizing National Foster Care Month as an opportunity for Congress to improve the foster care system throughout the United States; to the Committee on Ways and Means, and in addition to the Committee on the Judiciary, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. HOLDEN (for himself, Mr. LOBIONDO, and Mr. ELLSWORTH):

H. Res. 264. A resolution supporting the goals and ideals of "National Correctional Officers and Employees Week" and honoring the service of correctional officers and employees; to the Committee on the Judiciary.

By Mr. MORAN of Virginia (for himself, Mr. ISSA, Mr. JONES of North Carolina, Mr. MEEHAN, Mr. BURTON of Indiana, Mr. CARNEY, Mr. CONYERS, Mr. HAYES, Mr. HINOJOSA, Mr. LAHOOD, Mr. LAMBORN, Mr. LEWIS of Georgia, Mr. RANGEL, Mr. ROTHMAN, Mr. RYAN of Ohio, Mr. POE, Mr. HARE, Mr. MCHUGH, Ms. KAPTUR, Ms. CASTOR, Mr. CALVERT, and Mr. MCINTYRE):

H. Res. 265. A resolution honoring military children during "National Month of the Military Child"; to the Committee on Armed Services.

#### 44.15 ADDITIONAL SPONSORS

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

H.R. 199: Ms. GIFFORDS.  
 H.R. 269: Mr. CARNEY and Mr. PORTER.  
 H.R. 281: Mr. STARK and Mr. KIND.  
 H.R. 303: Ms. FOXX and Mr. PORTER.  
 H.R. 354: Mr. CUELLAR.  
 H.R. 473: Mr. MILLER of Florida.  
 H.R. 493: Mr. UDALL of Colorado.  
 H.R. 522: Ms. CARSON.  
 H.R. 552: Mr. LOBIONDO, Mrs. WILSON of New Mexico, Mr. WALSH of New York, Mr. PERLMUTTER, Mrs. BONO, and Mr. MICHAUD.  
 H.R. 553: Mr. RYAN of Ohio, Ms. KILPATRICK, and Mr. HOBSON.  
 H.R. 566: Mr. REYES and Ms. LINDA T. SANCHEZ of California.  
 H.R. 594: Mr. PATRICK MURPHY of Pennsylvania.  
 H.R. 628: Mr. JORDAN and Mr. WICKER.  
 H.R. 642: Mr. WALSH of New York.  
 H.R. 643: Mr. FLAKE, Mr. GRIJALVA, Mr. JINDAL, Mr. CHANDLER, Mr. BURTON of Indiana, Ms. CARSON, Ms. WOOLSEY, and Mr. LAMPSON.

H.R. 680: Mr. PICKERING.  
 H.R. 683: Mr. WAMP.  
 H.R. 692: Mr. GRIJALVA.  
 H.R. 694: Mrs. MCCARTHY of New York, Mr. DAVIS of Alabama, and Mrs. JONES of Ohio.  
 H.R. 698: Mr. JOHNSON of Illinois, Mr. DEFAZIO, Mr. WALZ of Minnesota, and Mr. LOEBBACH.  
 H.R. 790: Mrs. MCMORRIS RODGERS and Mr. RODRIGUEZ.  
 H.R. 804: Mr. BAIRD.  
 H.R. 861: Mr. PICKERING.  
 H.R. 868: Mr. ELLERSON and Mr. UDALL of Colorado.  
 H.R. 890: Mr. KUCINICH, Mr. KIND, and Mr. AL GREEN of Texas.  
 H.R. 891: Mr. SNYDER, Ms. WOOLSEY, Mrs. LOWEY, Mr. WALZ of Minnesota, and Mr. SMITH of Washington.  
 H.R. 917: Mr. DAVIS of Kentucky and Mr. ROGERS of Kentucky.  
 H.R. 969: Ms. MCCOLLUM of Minnesota, Mrs. DAVIS of California, Mr. MARKEY, Mr. LOEBBACH, Ms. SOLIS, and Ms. BALDWIN.  
 H.R. 970: Mr. TERRY.  
 H.R. 971: Mr. McNULTY, Mr. GINGREY, and Mr. ALEXANDER.  
 H.R. 980: Mr. FOSSELLA, Mr. PRICE of North Carolina, Mr. FERGUSON, and Mr. LAHOOD.  
 H.R. 988: Ms. LINDA T. SANCHEZ of California.  
 H.R. 989: Mr. BURTON of Indiana, Mr. MCCAUL of Texas, Mr. HENSARLING, and Mrs. MUSGRAVE.  
 H.R. 1002: Mr. BURTON of Indiana.  
 H.R. 1010: Mr. MCGOVERN, Mr. RUPPERSBERGER, Mrs. CAPPAS, Mr. McNULTY, Mr. SIRE, Ms. SUTTON, Ms. HIRONO, and Ms. LINDA T. SANCHEZ of California.  
 H.R. 1023: Mr. MCCAUL of Texas, Mr. CHABOT, and Mr. BLUMENAUER.  
 H.R. 1029: Mr. MCCAUL of Texas, Mr. RENZI, Mr. NEUGEBAUER, Mr. CALVERT, and Mr. CLAY.  
 H.R. 1051: Ms. GIFFORDS.  
 H.R. 1061: Mr. COHEN and Ms. MCCOLLUM of Minnesota.  
 H.R. 1076: Mr. KIRK, Mr. ROSKAM, Mr. CAMP of Michigan, and Mr. PLATTS.  
 H.R. 1105: Mr. MCHUGH.  
 H.R. 1108: Mr. ELLSWORTH, Mr. STUPAK, and Mr. UPTON.  
 H.R. 1110: Mr. GOHMERT, Mr. ROTHMAN, Mr. GARRETT of New Jersey, Mr. JINDAL, Mr. PAYNE, Mrs. MCCARTHY of New York, Mr. BOREN, Mr. YOUNG of Florida, Mr. SHAYS, Mr. SCOTT of Virginia, Mr. LOBIONDO, Mr. BILIRAKIS, Mr. PLATTS, Mr. FORBES, Mr. RYAN of Ohio, Mr. RAHALL, Ms. WASSERMAN SCHULTZ, Mr. WAMP, Mr. HASTINGS of Florida, Mr. TOWNS, Mr. SCOTT of Georgia, Ms. KILPATRICK, Mr. SIRE, and Mr. GENE GREEN of Texas.  
 H.R. 1125: Mr. DENT, Mr. BROWN of South Carolina, and Mr. KIRK.  
 H.R. 1153: Mr. DAVID DAVIS of Tennessee, Mr. ALEXANDER, Mrs. CUBIN, Mr. SMITH of New Jersey, Mr. ROSKAM, Mr. SESSIONS, Mr. SULLIVAN, Mr. PUTNAM, Mr. RENZI, and Mr. FLAKE.  
 H.R. 1177: Mr. KANJORSKI.  
 H.R. 1192: Ms. LEE.  
 H.R. 1228: Mr. POMEROY.  
 H.R. 1239: Ms. CASTOR, Mr. RUPPERSBERGER, Mr. SOUDER, and Mr. MCHUGH.  
 H.R. 1252: Mr. REYES and Mr. KAGEN.  
 H.R. 1268: Ms. EDDIE BERNICE JOHNSON of Texas, Mr. SCHIFF, Mr. PLATTS, Mr. CARNEY, and Mr. ALLEN.  
 H.R. 1302: Mr. PAYNE, Mr. MORAN of Virginia, Mr. JEFFERSON, Mr. CROWLEY, Ms. WATSON, Mr. MCGOVERN, Mr. VAN HOLLEN, Mr. REICHERT, Mr. LANTOS, Mr. MILLER of North Carolina, Mr. ENGEL, Ms. MCCOLLUM of Minnesota, Mr. BERMAN, Mr. BLUMENAUER, Mr. CARNAHAN, Mr. HASTINGS of Florida, Mr. MCDERMOTT, Ms. ZOE LOFGREN of California, Mr. LEWIS of Georgia, Mr. MEEKS of New

York, Mr. WEXLER, Mr. CLEAVER, Mr. GRIJALVA, Mr. OBERSTAR, Mr. BOSWELL, Ms. JACKSON-LEE of Texas, Mr. DICKS, Mr. RUSH, Ms. LINDA T. SANCHEZ of California, and Mr. SHAYS.

H.R. 1306: Mr. PORTER and Mr. MILLER of Florida.

H.R. 1331: Mr. BAIRD, Mr. COHEN, Mr. DOYLE, Mr. ETHERIDGE, Mr. GRIJALVA, Mr. HONDA, Mrs. LOWEY, Mr. McNULTY, Mr. ORTIZ, Ms. LORETTA SANCHEZ of California, Mr. SHERMAN, Ms. SUTTON, and Mrs. JONES of Ohio.

H.R. 1343: Mr. GRIJALVA, Mr. MCCOTTER, Ms. HIRONO, Mr. KENNEDY, Mr. SALAZAR, Mr. PRICE of North Carolina, Mr. RENZI, and Mr. FARR.

H.R. 1350: Mr. DAVIS of Illinois.

H.R. 1391: Mr. WAXMAN.

H.R. 1398: Mr. LINDER, Mr. KINGSTON, Mr. MCHUGH, and Mr. REHBERG.

H.R. 1399: Mr. SALAZAR, Mr. WALBERG, Mr. MARIO DIAZ-BALART of Florida, Mr. PENCE, Mr. PORTER, Mr. BOUCHER, Mr. PITTS, Mr. SHULER, Mr. SMITH of Nebraska, Mr. MARCHANT, Mr. DAVIS of Kentucky, Mr. GENE GREEN of Texas, Mr. CARDOZA, Mr. KELLER, Mr. MICHAUD, Mr. BOYD of Florida, Mr. DAVIS of Alabama, and Mr. SESSIONS.

H.R. 1400: Mrs. BONO, Mr. ANDREWS, Mr. WOLF, Mr. BERRY, Mr. COLE of Oklahoma, Mr. MATHESON, Mrs. NAPOLITANO, Mr. SENBRENNER, Mr. DENT, Mr. PORTER, Mr. MAHONEY of Florida, Ms. PRYCE of Ohio, Mrs. MCMORRIS RODGERS, Mr. LAMBORN, Mr. HIGGINS, Mr. MACK, Ms. ESHOO, Mr. ALLEN, Mr. WESTMORELAND, Mr. BOSWELL, and Mr. CLAY.

H.R. 1415: Mr. CLAY, Mr. STARK, and Mr. ROTHMAN.

H.R. 1416: Mr. THOMPSON of California, Mr. CLAY, Mr. STARK, and Mr. ROTHMAN.

H.R. 1439: Mr. BURTON of Indiana, Ms. ROSLEHTINEN, Mr. RUPPERSBERGER, and Ms. GINNY BROWN-WAITE of Florida.

H.R. 1459: Mr. PITTS, Mr. OLVER, Mr. MCCOTTER, Mr. SIMPSON, Mr. GRAVES, Mr. DAVID DAVIS of Tennessee, Mr. FORTENBERRY, Mr. MICHAUD, Ms. CORRINE BROWN of Florida, Mr. AKIN, Mr. RODRIGUEZ, and Mr. CONYERS.

H.R. 1462: Mrs. CUBIN and Mr. PERLMUTTER.

H.R. 1469: Mr. PAYNE, Ms. WATSON, Mr. SHIMKUS, Mr. HOLT, Mr. ENGEL, Mr. HASTINGS of Florida, Mr. BLUMENAUER, Ms. EDDIE BERNICE JOHNSON of Texas, Mr. MCDERMOTT, Ms. MCCOLLUM of Minnesota, Mr. BERMAN, and Mr. LINCOLN DIAZ-BALART of Florida.

H.R. 1475: Mr. CUELLAR.

H.R. 1497: Ms. SOLIS, Mr. HINCHEY, Mrs. MALONEY of New York, and Mr. MCDERMOTT.

H.R. 1498: Mr. CLAY, Mrs. TAUSCHER, Mr. EHLERS, and Mr. BERMAN.

H.R. 1524: Mr. SHAYS and Mr. LEWIS of Kentucky.

H.R. 1532: Mr. WAXMAN and Ms. MCCOLLUM of Minnesota.

H.R. 1533: Mr. KIRK.

H.R. 1536: Ms. ZOE LOFGREN of California, Mr. REYES, Mr. MITCHELL, and Ms. ESHOO.

H.R. 1538: Mrs. JO ANN DAVIS of Virginia, Mr. HAYES, Mr. DELAHUNT, Mr. GRAVES, Mr. BILBRAY, Ms. BERKLEY, Mr. SOUDER, Mr. GINGREY, Mr. WALBERG, Mr. AKIN, Mr. PORTER, and Ms. HARMAN.

H.R. 1551: Mrs. MALONEY of New York.

H.R. 1558: Mr. PASTOR.

H.R. 1567: Mr. WAXMAN.

H.R. 1594: Mr. FATTAH.

H.R. 1600: Mr. RENZI, Mr. DEFAZIO, Mr. SMITH of Washington, Mr. GOODE, Mr. HINOJOSA, and Ms. CLARKE.

H.R. 1608: Mr. BLUMENAUER, Mr. SARBANES, Mr. OLVER, Mr. HARE, Mr. KENNEDY, Ms. LINDA T. SANCHEZ of California, Mr. GRIJALVA, Mr. PETRI, Mr. HONDA, and Mr. KIND.

H.R. 1616: Mr. MARSHALL, Mr. DOYLE, Mr. BOSWELL, and Mr. CLAY.

H.R. 1620: Ms. BORDALLO.  
 H.R. 1638: Mr. ISRAEL.  
 H.J. Res. 9: Mrs. BLACKBURN.  
 H. Con. Res. 4: Mr. KLEIN of Florida.  
 H. Con. Res. 25: Mr. RENZI, Mr. SMITH of Nebraska, and Mrs. CHRISTENSEN.  
 H. Con. Res. 71: Mr. DENT.  
 H. Con. Res. 72: Mr. KILDEE, Mr. GEORGE MILLER of California, Mr. HIGGINS, Mr. OBERSTAR, Mr. SHERMAN, Mr. BRADY of Pennsylvania, Mr. WALZ of Minnesota, Ms. SUTTON, Mrs. MCCARTHY of New York, Mr. DOYLE, Ms. MCCOLLUM of Minnesota, Mr. ELLISON, Ms. EDDIE BERNICE JOHNSON of Texas, Mr. REYES, and Mr. WILSON of Ohio.  
 H. Con. Res. 80: Mr. McCOTTER.  
 H. Con. Res. 92: Mr. BOSWELL.  
 H. Res. 132: Mr. CROWLEY and Mr. HONDA.  
 H. Res. 233: Mr. DELAHUNT and Mr. GALLEGLY.  
 H. Res. 259: Mr. GRIJALVA, Mr. DOYLE, Ms. CORRINE BROWN of Florida, Mr. McDERMOTT, Mr. SMITH of New Jersey, Mr. REYES, Mr. GARRETT of New Jersey, Ms. BORDALLO, Mr. PETRI, Mr. LINCOLN DAVIS of Tennessee, and Ms. GIFFORDS.

### MONDAY, MARCH 26, 2007 (45)

#### ¶45.1 APPOINTMENT OF SPEAKER PRO TEMPORE

The House was called to order at 12:30 p.m. by the SPEAKER pro tempore, Ms. CASTOR, who laid before the House the following communication:

WASHINGTON, DC,  
 March 26, 2007.

I hereby appoint the Honorable KATHY CASTOR to act as Speaker pro tempore on this day.

NANCY PELOSI,  
*Speaker of the House of Representatives.*

Whereupon, pursuant to the order of the House of January 4, 2007, Members were recognized for morning-hour debate.

#### ¶45.2 RECESS—12:39 P.M.

The SPEAKER pro tempore, Ms. CASTOR, pursuant to clause 12(a) of rule I, declared the House in recess at 12 o'clock and 39 minutes p.m., until 2 p.m.

#### ¶45.3 AFTER RECESS—2 P.M.

The SPEAKER pro tempore, Mr. SALAZAR, called the House to order.

#### ¶45.4 APPROVAL OF THE JOURNAL

The SPEAKER pro tempore, Mr. SALAZAR, announced he had examined and approved the Journal of the proceedings of Friday, March 23, 2007.

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

#### ¶45.5 COMMUNICATIONS

Executive and other communications, pursuant to clause 8, rule XII, were referred as follows:

960. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Approval and promulgation of State Plan for Designated Facilities and Pollutants; Florida: Emissions Guidelines for Small Municipal Waste Combustion Units [EPA-R04-OAR-2006-0140-200605(a); FRL-8276-7] received February 27, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

961. A letter from the Principal Deputy Associate Administrator, Environmental Protection

Agency, transmitting the Agency's final rule — Approval and Promulgation of Air Quality Implementation Plans; West Virginia; Amendments to the Minor New Source Review Program [EPA-R03-OAR-2006-0915; FRL-8276-3] received February 27, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

962. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Outer Continental Shelf Air Regulations Consistency Update for Alaska [EPA-R10-OAR-2006-0377; FRL-8249-2] received February 27, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

963. A letter from the Office of Managing Director, AMD-PERM, Federal Communications Commission, transmitting the Commission's final rule — Amendment of Part 97 of the Commission's Rules To Implement WRC-03 Regulations Applicable to Requirements for Operator Licenses in the Amateur Radio Service [WT Docket No. 05-235] Amendment of the Commission's Rules Governing the Amateur Radio Services [WT Docket No. 04-140] received February 27, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

964. A letter from the Office of Managing Director, AMD-PERM, Federal Communications Commission, transmitting the Commission's final rule — Rechannelization of the 17.7-19.7 GHz Frequency Band for Fixed Microwave Services under Part 101 of the Commission's Rules [WT Docket No. 04-143] received February 27, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

965. A letter from the Office of Managing Director, AMD-PERM, Federal Communications Commission, transmitting the Commission's final rule — Petition of Mid-Rivers Telephone Cooperative, Inc. for Order Declaring It to be an Incumbent Local Exchange Carrier in Terry, Montana Pursuant to Section 251(h)(2) [WC Docket No. 02-78] received February 27, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

966. A letter from the Office of Managing Director, AMD-PERM, Federal Communications Commission, transmitting the Commission's final rule — Communications Assistance for Law Enforcement Act and Broadband Access and Services [ET Docket No. 04-295; RM-10865] received February 27, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

967. A letter from the Office of Managing Director, AMD-PERM, Federal Communications Commission, transmitting the Commission's final rule — Amendment of Section 73.202(b), Table of Allotments, FM Broadcast Stations. (Hennessy, Oklahoma) [MB Docket No. 05-85; RM-11164] received February 27, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

968. A letter from the Office of Managing Director, AMD-PERM, Federal Communications Commission, transmitting the Commission's final rule — Amendment of Section 73.202(b), FM Table of Allotments, FM Broadcast Stations (Opelika and Waverly, Alabama) [MB Docket No. 05-79] Reclassification of License of Station WSTR(FM), Smyrna, Georgia) received February 27, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

969. A letter from the Office of Managing Director, AMD-PERM, Federal Communications Commission, transmitting the Commission's final rule — Amendment of Section 73.202(b), Table of Allotments, FM Broadcast Stations. (Hale Center, Texas) [MB Docket No. 05-114; RM-1190] received February 27, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

970. A letter from the Office of Managing Director, AMD-PERM, Federal Communications Commission, transmitting the Commission's final rule — Amendment of Section 73.202(b), Table of Allotments, FM Broadcast Stations. (Columbus, Indiana) [MB Docket No. 05-238; RM-11260] received February 27, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

971. A letter from the Acting SSA Regulations Officer, Social Security Administration, transmitting the Administration's final rule — Optometrists as "Acceptable Medical Sources" to Establish a Medically Determinable Impairment. [Docket No. SSA-2006-0085] (RIN: 0960-AG05) received February 27, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

#### ¶45.6 PERMANENT SELECT COMMITTEE ON INTELLIGENCE

The SPEAKER pro tempore, Mr. SALAZAR, announced that the Speaker appointed the remaining 19 Members of the Permanent Select Committee on Intelligence on January 17, 2007, without objection, were made notwithstanding the requirement of clause 11(a)(1)(C) of rule X.

#### ¶45.7 CLIFFORD DAVIS/ODELL HORTON BUILDING

Mr. COHEN moved to suspend the rules and pass the bill (H.R. 753) to redesignate the Federal building located at 167 North Main Street in Memphis, Tennessee, as the "Clifford Davis/Odell Horton Federal Building"; as amended.

The SPEAKER pro tempore, Mr. SALAZAR, recognized Mr. COHEN and Mr. LATOURETTE, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and pass said bill, as amended?

The SPEAKER pro tempore, Mr. SALAZAR, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill, as amended, was passed.

By unanimous consent, the title was amended so as to read: "An Act to redesignate the Federal building located at 167 North Main Street in Memphis, Tennessee, as the "Clifford Davis and Odell Horton Federal Building"."

A motion to reconsider the votes whereby the rules were suspended and said bill, as amended, was passed and the title was amended was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said bill.

#### ¶45.8 RAFAEL MARTINEZ NADAL BUILDING

Mr. COHEN moved to suspend the rules and pass the bill (H.R. 1019) to designate the United States customhouse building located at 31 Gonzalez Clemente Avenue in Mayaguez, Puerto Rico, as the "Rafael Martinez Nadal United States Customhouse Building".

The SPEAKER pro tempore, Mr. SALAZAR, recognized Mr. COHEN and Mr. LATOURETTE, each for 20 minutes.

After debate,  
The question being put, *viva voce*,  
Will the House suspend the rules and pass said bill?

The SPEAKER pro tempore, Mr. SALAZAR, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill was passed was, by unanimous consent, laid on the table.

*Ordered*, That the Clerk request the concurrence of the Senate in said bill.

#### ¶45.9 J. HERBERT W. SMALL BUILDING

Mr. COHEN moved to suspend the rules and pass the bill (H.R. 1138) to designate the Federal building and United States courthouse located at 306 East Main Street in Elizabeth City, North Carolina, as the "J. Herbert W. Small Federal Building and United States Courthouse".

The SPEAKER pro tempore, Mr. SALAZAR, recognized Mr. COHEN and Mr. LATOURETTE, each for 20 minutes.

After debate,  
The question being put, *viva voce*,  
Will the House suspend the rules and pass said bill?

The SPEAKER pro tempore, Mr. SALAZAR, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill was passed was, by unanimous consent, laid on the table.

*Ordered*, That the Clerk request the concurrence of the Senate in said bill.

#### ¶45.10 POLLUTION FROM SHIPS

Mr. CUMMINGS moved to suspend the rules and pass the bill (H.R. 802) to amend the Act to Prevent Pollution from ships to implement MARPOL Annex VI; as amended.

The SPEAKER pro tempore, Mr. SALAZAR, recognized Mr. CUMMINGS and Mr. LATOURETTE, each for 20 minutes.

After debate,  
The question being put, *viva voce*,  
Will the House suspend the rules and pass said bill, as amended?

The SPEAKER pro tempore, Mr. SALAZAR, announced that two-thirds of the Members present had voted in the affirmative.

Mr. CUMMINGS demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Mr. SALAZAR, pursuant to clause 8, rule XX, announced that further proceedings on the question were postponed.

#### ¶45.11 PROFESSIONAL SOCIAL WORK MONTH

Ms. SHEA-PORTER moved to suspend the rules and agree to the following resolution (H. Res. 266):

Whereas social workers have the demonstrated education and experience to guide individuals, families, and communities through complex issues and choices;

Whereas social workers connect individuals, families, and communities to available resources;

Whereas social workers are dedicated to improving the society in which we live;

Whereas social workers are positive and compassionate professionals;

Whereas social workers stand up for others to make sure everyone has access to the same basic rights, protections, and opportunities;

Whereas social workers have been the driving force behind important social movements in the United States and abroad; and

Whereas Professional Social Work Month, and World Social Work Day, which is March 27, 2007, will build awareness of the role of professional social workers and their commitment and dedication to individuals, families, and communities everywhere through service delivery, research, education, and legislative advocacy: Now, therefore, be it

*Resolved*, That the House of Representatives—

(1) supports the goals and ideals of Professional Social Work Month and World Social Work Day;

(2) acknowledges the diligent efforts of individuals and groups who promote the importance of social work and who are observing Professional Social Work Month and World Social Work Day;

(3) encourages the American people to engage in appropriate ceremonies and activities to further promote awareness of the life-changing role of social workers;

(4) recognizes with gratitude the contributions of the millions of caring individuals who have chosen to serve their communities through social work; and

(5) encourages young people to seek out educational and professional opportunities to become social workers.

The SPEAKER pro tempore, Mr. SALAZAR, recognized Ms. SHEA-PORTER and Mr. David DAVIS of Tennessee, each for 20 minutes.

After debate,  
The question being put, *viva voce*,  
Will the House suspend the rules and agree to said resolution?

The SPEAKER pro tempore, Mr. SALAZAR, announced that two-thirds of the Members present had voted in the affirmative.

Ms. SHEA-PORTER demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Mr. SALAZAR, pursuant to clause 8, rule XX, announced that further proceedings on the question were postponed until Tuesday, March 27, 2007.

#### ¶45.12 HURRICANE KATRINA

Ms. VELAZQUEZ moved to suspend the rules and pass the bill (H.R. 1468) to ensure that, for each small business participating in the 8(a) business development program that was affected by Hurricane Katrina of 2005, the period in which it can participate is extended by 18 months; as amended.

The SPEAKER pro tempore, Mr. SALAZAR, recognized Ms. VELAZQUEZ and Mr. CHABOT, each for 20 minutes.

After debate,  
The question being put, *viva voce*,  
Will the House suspend the rules and pass said bill, as amended?

The SPEAKER pro tempore, Mr. SALAZAR, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill, as amended, was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill, as amended, was passed was, by unanimous consent, laid on the table.

*Ordered*, That the Clerk request the concurrence of the Senate in said bill.

#### ¶45.13 RECESS—3:13 P.M.

The SPEAKER pro tempore, Mr. SALAZAR, pursuant to clause 12(a) of rule I, declared the House in recess at 3 o'clock and 13 minutes p.m., subject to the call of the Chair.

#### ¶45.14 AFTER RECESS—5 P.M.

The SPEAKER pro tempore, Mr. SALAZAR, called the House to order.

#### ¶45.15 ANIMAL FIGHTING

Mr. SCOTT of Virginia, moved to suspend the rules and pass the bill (H.R. 137) to amend title 18, United States Code, to strengthen prohibitions against animal fighting, and for other purposes; as amended.

The SPEAKER pro tempore, Mr. SALAZAR, recognized Mr. SCOTT of Virginia, and Mr. COBLE, each for 20 minutes.

After debate,  
The question being put, *viva voce*,  
Will the House suspend the rules and pass said bill, as amended?

The SPEAKER pro tempore, Mr. SALAZAR, announced that two-thirds of the Members present had voted in the affirmative.

Mr. WESTMORELAND demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Mr. SALAZAR, pursuant to clause 8, rule XX, announced that further proceedings on the question were postponed.

#### ¶45.16 UNITED STATES ATTORNEY INTERIM APPOINTMENT

Mr. CONYERS moved to suspend the rules and pass the bill (H.R. 580) to amend chapter 35 of title 28, United States Code, to provide for a 120-day limit to the term of a United States attorney, appointed on an interim basis by the Attorney General, and for other purposes; as amended.

The SPEAKER pro tempore, Mr. SALAZAR, recognized Mr. CONYERS and Mr. COBLE, each for 20 minutes.

After debate,

The question being put, viva voce,  
Will the House suspend the rules and pass said bill, as amended?

The SPEAKER pro tempore, Mr. SALAZAR, announced that two-thirds of the Members present had voted in the affirmative.

Mr. CONYERS demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Mr. SALAZAR, pursuant to clause 8, rule XX, announced that further proceedings on the question were postponed.

45.17 SAFE, ACCOUNTABLE, FLEXIBLE, EFFICIENT TRANSPORTATION EQUITY

Mr. DEFAZIO moved to suspend the rules and pass the bill (H.R. 1195) to amend the Safe, Accountable, Flexible, Efficient Transportation Equity Act: A Legacy for Users to make technical corrections, and for other purposes; as amended.

The SPEAKER pro tempore, Mr. SALAZAR, recognized Mr. DEFAZIO and Mr. BOOZMAN, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and pass said bill, as amended?

The SPEAKER pro tempore, Mr. SALAZAR, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill, as amended, was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill, as amended, was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said bill.

DNM 45.18 RECESS—6:15 P.M.

The SPEAKER pro tempore, Mr. SALAZAR, pursuant to clause 12(a) of rule I, declared the House in recess at 6 o'clock and 15 minutes p.m., until approximately 6:30 p.m.

45.19 AFTER RECESS—6:30 P.M.

The SPEAKER pro tempore, Mr. SALAZAR, called the House to order.

45.20 H.R. 802—UNFINISHED BUSINESS

The SPEAKER pro tempore, Mr. SALAZAR, pursuant to clause 8, rule XX, announced the unfinished business to be the motion to suspend the rules and pass the bill (H.R. 802) to amend the Act to Prevent Pollution from ships to implement MARPOL Annex VI; as amended.

The question being put,

Will the House suspend the rules and pass said bill, as amended?

The vote was taken by electronic device.

It was decided in the { Yeas ..... 359  
affirmative ..... } Nays ..... 48

45.21 [Roll No. 187] YEAS—359

- Abercrombie
- Ackerman
- Aderholt
- Akin
- Allen
- Altmire
- Andrews
- Arcuri
- Baca
- Bachus
- Baird
- Baldwin
- Barrow
- Bean
- Becerra
- Berkley
- Berman
- Berry
- Biggert
- Bilbray
- Bilirakis
- Bishop (GA)
- Bishop (NY)
- Bishop (UT)
- Blackburn
- Blumenauer
- Bono
- Boozman
- Boren
- Boswell
- Boucher
- Boustany
- Boyd (FL)
- Boyd (KS)
- Brady (TX)
- Bralley (IA)
- Brown (SC)
- Buchanan
- Burgess
- Butterfield
- Calvert
- Camp (MI)
- Campbell (CA)
- Cannon
- Capito
- Capps
- Capuano
- Carnahan
- Carney
- Castle
- Castor
- Chabot
- Chandler
- Clarke
- Clay
- Cleaver
- Clyburn
- Coble
- Cohen
- Cole (OK)
- Conaway
- Conyers
- Cooper
- Costa
- Costello
- Courtney
- Cramer
- Crenshaw
- Cuellar
- Culberson
- Cummings
- Davis (AL)
- Davis (CA)
- Davis (IL)
- Davis, Lincoln
- DeFazio
- DeGette
- DeLauro
- Dent
- Diaz-Balart, L.
- Diaz-Balart, M.
- Dicks
- Dingell
- Doggett
- Donnelly
- Doolittle
- Doyle
- Drake
- Dreier
- Duncan
- Ehlers
- Ellison
- Ellsworth
- Emanuel
- Emerson
- Engel
- English (PA)
- Eshoo
- Etheridge
- Fallin
- Farr
- Fattah
- Ferguson
- Filner
- Forbes
- Portenberry
- Fossella
- Frank (MA)
- Frelinghuysen
- Gallegly
- Garrett (NJ)
- Giffords
- Gilchrist
- Gillibrand
- Gillmor
- Gonzalez
- Goodlatte
- Granger
- Graves
- Green, Al
- Green, Gene
- Grijalva
- Gutierrez
- Hall (NY)
- Hall (TX)
- Hare
- Harman
- Hastings (FL)
- Hastings (WA)
- Hayes
- Heller
- Hensarling
- Herger
- Herseth
- Higgins
- Hill
- Hinchev
- Hinojosa
- Hirono
- Hobson
- Hodes
- Hoeckstra
- Holden
- Holt
- Honda
- Hooley
- Hoyer
- Hulshof
- Inglis (SC)
- Inslee
- Israel
- Issa
- Jackson (IL)
- Jackson-Lee (TX)
- Jefferson
- Jindal
- Johnson (GA)
- Johnson (IL)
- Johnson, E. B.
- Johnson, Sam
- Jones (NC)
- Jones (OH)
- Jordan
- Kagen
- Kaptur
- Keller
- Kennedy
- Kildee
- Kilpatrick
- Kind
- King (NY)
- Kirk
- Klein (FL)
- Knollenberg
- Kucinich
- Kuhl (NY)
- LaHood
- Lamborn
- Langevin
- Lantos
- Larsen (WA)
- Larson (CT)
- Latham
- LaTourette
- Lee
- Levin
- Lewis (CA)
- Lewis (GA)
- Lipinski
- LoBiondo
- Loeback
- Lofgren, Zoe
- Lowe
- Lucas
- Lungren, Daniel
- E.
- Lynch
- Mahoney (FL)
- Maloney (NY)
- Manzullo
- Markey
- Marshall
- Matheson
- Matsui
- McCarthy (CA)
- McCarthy (NY)
- McCaul (TX)
- McCollum (MN)
- McCotter
- McDermott
- McGovern
- McHugh
- McIntyre
- McKeon
- McMorris
- Rodgers
- McNerney
- McNulty
- Meehan
- Meek (FL)
- Meeks (NY)
- Melancon
- Mica
- Michaud
- Miller (NC)
- Miller, Gary
- Miller, George
- Mitchell
- Mollohan
- Moore (KS)
- Moore (WI)
- Moran (KS)
- Moran (VA)
- Murphy (CT)
- Murphy, Patrick
- Murphy, Tim
- Murtha
- Musgrave
- Myrick
- Nadler
- Napolitano
- Neugebauer
- Nunes
- Oberstar
- Obey
- Olver
- Ortiz
- Pallone
- Pascarell
- Pastor
- Pearce
- Perlmutter
- Peterson (MN)
- Petri
- Pickering
- Pitts
- Platts
- Pomeroy
- Porter
- Porter (OH)
- Putnam
- Radanovich
- Rahall
- Ramstad
- Rangel
- Regula
- Rehberg
- Reichert
- Renzi
- Reyes
- Reynolds
- Rodriguez
- Rogers (KY)
- Rogers (MD)
- Rohrabacher
- Ros-Lehtinen
- Roskam
- Ross
- Rothman
- Roybal-Allard
- Royce
- Ruppersberger
- Rush
- Ryan (OH)
- Ryan (WI)
- Salazar
- Sanchez, Linda
- T.
- Sanchez, Loretta
- Sarbanes
- Saxton
- Schakowsky
- Schiff
- Schmidt
- Schwartz
- Scott (GA)
- Scott (VA)
- Serrano
- Sestak
- Shadegg
- Shays
- Shea-Porter
- Sherman
- Shimkus
- Shuler
- Simpson
- Sires
- Skelton
- Slaughter
- Smith (NE)
- Smith (NJ)
- Smith (TX)
- Snyder
- Solis
- Space
- Spratt
- Stark
- Stupak
- Sutton
- Tanner
- Tauscher
- Taylor
- Terry
- Thompson (CA)
- Thompson (MS)
- Tiahrt
- Tiberi
- Tierney
- Towns
- Turner
- Udall (CO)
- Upton
- Van Hollen
- Velázquez
- Visclosky
- Walberg
- Walden (OR)
- Walz (MN)
- Wasserman
- Schultz
- Waters
- Watson
- Watt
- Waxman
- Weiner
- Welch (VT)
- Weldon (FL)
- Weller
- Whitfield
- Wicker
- Wilson (NM)
- Wilson (OH)
- Wilson (SC)
- Wolf
- Woolsey
- Wu
- Wynn
- Yarmuth
- Young (AK)
- Young (FL)

- Alexander
- Bachmann
- Baker
- Barrett (SC)
- Bartlett (MD)
- Barton (TX)
- Blunt
- Boehner
- Bonner
- Brown-Waite, Ginny
- Burton (IN)
- Buyer
- Cantor
- Carter
- Cubin
- Davis (KY)
- Davis, David
- Deal (GA)
- Everett
- Foxx
- Franks (AZ)
- Gingrey
- Gohmert
- Goode
- Hastert
- King (IA)
- Kingston
- Kline (MN)
- Lewis (KY)
- Linder
- Mack
- McCreary
- McHenry
- Miller (FL)
- Miller (MI)
- Paul
- Pence
- Poe
- Price (GA)
- Rogers (AL)
- Sali
- Sensenbrenner
- Sessions
- Stearns
- Sullivan
- Tancredo
- Thornberry
- Westmoreland

NAYS—48

- Davis, David
- Deal (GA)
- Everett
- Foxx
- Franks (AZ)
- Gingrey
- Gohmert
- Goode
- Hastert
- King (IA)
- Kingston
- Kline (MN)
- Lewis (KY)
- Linder
- Mack
- McCreary
- McHenry
- Miller (FL)
- Miller (MI)
- Paul
- Pence
- Poe
- Price (GA)
- Rogers (AL)
- Sali
- Sensenbrenner
- Sessions
- Stearns
- Sullivan
- Tancredo
- Thornberry
- Westmoreland

NOT VOTING—26

- Brady (PA)
- Brown, Corrine
- Cardoza
- Carson
- Crowley
- Davis, Jo Ann
- Edwards
- Feeoney
- Flake
- Gordon
- Hunter
- Kanjorski
- Lampson
- Marchant
- Millender-
- McDonald
- Neal (MA)
- Payne
- Peterson (PA)
- Price (NC)
- Shuster
- Smith (WA)
- Souder
- Udall (NM)
- Walsh (NY)
- Wamp
- Wexler

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill, as amended, was passed.

By unanimous consent, the title was amended so as to read: "An Act to amend the Act to Prevent Pollution from Ships to implement MARPOL Annex VI."

A motion to reconsider the votes whereby the rules were suspended and said bill, as amended, was passed and the title was amended was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said bill.

45.22 H.R. 137—UNFINISHED BUSINESS

The SPEAKER pro tempore, Mr. SALAZAR, pursuant to clause 8, rule XX, announced the further unfinished business to be the motion to suspend the rules and pass the bill (H.R. 137) to amend title 18, United States Code, to strengthen prohibitions against animal fighting, and for other purposes; as amended.

The question being put,

Will the House suspend the rules and pass said bill, as amended?

The vote was taken by electronic device.



It was decided in the affirmative { Yeas ..... 368 Nays ..... 39

¶45.23 [Roll No. 188] YEAS—368

- Abercrombie Doyle Lantos Ackerman Drake Larsen (WA) Aderholt Dreier Larson (CT) Akin Duncan Latham Alexander Edwards LaTourette Allen Ehlers Lee Altmire Ellison Levin Andrews Ellsworth Lewis (CA) Arcuri Emanuel Lewis (GA) Baca Emerson Linder Bachmann Engel Lipinski Bachus English (PA) LoBiondo Baird Eshoo Loeb sack Baker Etheridge Lofgren, Zoe Baldwin Everett Lowey Barrett (SC) Fallin Lungren, Daniel Barrow Farr E. Bartlett (MD) Fattah Lynch Bean Ferguson Mahoney (FL) Becerra Filner Maloney (NY) Berkley Forbes Manzullo Berman Fortenberry Markey Berry Fossella Marshall Biggert Frank (MA) Matheson Bilbray Franks (AZ) Matsui Bilirakis Frelinghuysen McCarthy (CA) Bishop (GA) Gallegly McCarthy (NY) Bishop (NY) Gerlach McCaul (TX) Bishop (UT) Giffords McCollum (MN) Blackburn Gilchrist McCotter Blumenauer Gillibrand McCrery Bonner Gillmor McDermott Bono Gingrey McGovern Boozman Gonzalez McHenry Boswell Goodlatte McHugh Boucher Granger McIntyre Boren Green, Al McKeon Boyd (FL) Green, Gene Morris Boyd (KS) Grijalva Rodgers Brown (IA) Gutierrez McNerney Brown (SC) Hall (NY) McNulty Brown-Waite, Hall (TX) Meehan Ginny Hare Meek (FL) Buchanan Harman Meeks (NY) Burgess Hastert Melancon Burton (IN) Hastings (FL) Mica Butterfield Hastings (WA) Michaud Buyer Heller Miller (FL) Calvert Herger Miller (MI) Camp (MI) Hersth Miller (NC) Campbell (CA) Higgins Miller, Gary Capito Hill Miller, George Capps Hinchey Mitchell Capuano Hirono Mollohan Carnahan Hobson Moore (KS) Carney Hodes Moore (WI) Carter Hoekstra Moran (KS) Castle Holden Moran (VA) Castor Holt Murphy (CT) Chabot Honda Murphy, Patrick Chandler Hooley Murphy, Tim Clarke Hoyer Murtha Clay Hulshof Musgrave Cleaver Inglis (SC) Myrick Clyburn Insee Nadler Coble Israel Napolitano Cohen Issa Nunes Conyers Jackson (IL) Oberstar Cooper Jackson-Lee Obey Costa (TX) Olver Costello Jefferson Ortiz Courtney Jindal Pallone Cramer Johnson (GA) Pascrell Crenshaw Johnson (IL) Pastor Cubin Johnson, E. B. Pearce Cuellar Jones (NC) Pence Culberson Jones (OH) Perlmutter Cummings Jordan Peterson (MN) Davis (AL) Kagen Petri Davis (CA) Kaptur Pickering Davis (IL) Keller Pitts Davis (KY) Kennedy Platts Davis, Lincoln Kildee Pomeroy Davis, Tom Kilpatrick Porter Deal (GA) Kind Price (GA) DeFazio King (NY) Pryce (OH) DeGette Kirk Putnam Delahunt Klein (FL) Radanovich DeLauro Kline (MN) Rahall Dent Knollenberg Ramstad Dicks Kucinich Rangel Dingell Kuhl (NY) Regula Doggett LaHood Rehberg Donnelly Langevin Reichert

- Renzi Sestak Turner Reyes Shadegg Udall (CO) Reynolds Shays Upton Rodriguez Shea-Porter Van Hollen Rogers (KY) Sherman Velazquez Rogers (MI) Shimkus Visclosky Rohrabacher Shuler Walberg Ros-Lehtinen Simpson Walden (OR) Roskam Sires Walz (MN) Ross Skelton Wasserman Rothman Slaughter Schultz Waters Roybal-Allard Smith (NJ) Watson Royce Smith (TX) Watt Ruppertsberger Snyder Waxman Rush Solis Weiner Ryan (OH) Space Welch (VT) Ryan (WI) Spratt Stark Weldon (FL) Salazar Stark Weller Sanchez, Linda Stupak Sutton Weller T. Tancred Tancred Gohmert Wickner Sanchez, Loretta Tanner Wilson (NM) Sarbanes Tauscher Wilson (OH) Saxton Schakowsky Taylor Wilson (SC) Schiff Terry Wolf Schmidt Thompson (CA) Wolf Solis Thompson (MS) Wolsey Scott (GA) Tiahrt Wu Wynn Scott (VA) Tiberi Yarmuth Serrano Tierney Young (FL) Sessions Towns

NAYS—39

- Barton (TX) Foxx Mack Blunt Garrett (NJ) Neugebauer Boehner Gohmert Paul Boren Graves Poe Brady (TX) Hayes Hensarling Cannon Hinojosa Sali Cantor Johnson, Sam Sensenbrenner Cole (OK) King (IA) Smith (NE) Conaway Kingston Stearns Davis, David Kingston Sullivan Diaz-Balart, L. Lamborn Thornberry Diaz-Balart, M. Lewis (KY) Westmoreland Doolittle Lucas Young (AK)

NOT VOTING—26

- Brady (PA) Gordon Peterson (PA) Brown, Corrine Hunter Price (NC) Cardoza Kanjorski Shuster Carson Lampson Smith (WA) Crowley Marchant Souder Davis, Jo Ann Millender Udall (NM) Feeney McDonald Walsh (NY) Flake Neal (MA) Wamp Goode Payne Wexler

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill, as amended, was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill, as amended, was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said bill.

¶45.24 H.R. 580—UNFINISHED BUSINESS

The SPEAKER pro tempore, Mr. SALAZAR, pursuant to clause 8, rule XX, announced the further unfinished business to be the motion to suspend the rules and pass the bill (H.R. 580) to amend chapter 35 of title 28, United States Code, to provide for a 120-day limit to the term of a United States attorney, appointed on an interim basis by the Attorney General, and for other purposes; as amended.

The question being put,

Will the House suspend the rules and pass said bill, as amended?

The vote was taken by electronic device.

It was decided in the affirmative { Yeas ..... 329 Nays ..... 78

¶45.25 [Roll No. 189] YEAS—329

- Abercrombie Forbes Matsui Ackerman Fortenberry McCarthy (NY) Alexander Fossella McCaul (TX) Allen Frank (MA) McCollum (MN) Altmire Frelinghuysen McCotter Andrews Gallegly McDermott Arcuri Garrett (NJ) McGovern Baca Gerlach McHugh Bachus Giffords McIntyre Baird Gilchrist McKean Baldwin Gillibrand McMorris Barrow Gillmor Rodgers Bartlett (MD) Gohmert Bean Gonzalez McNulty Becerra Goode Meehan Berkley Goodlatte Meek (FL) Berman Green, Al Meeks (NY) Berry Green, Gene Melancon Biggert Grijalva Michaud Bilbray Gutierrez Miller (MI) Bilirakis Hall (NY) Miller (NC) Bishop (GA) Hare Miller, Gary Bishop (NY) Harman Miller, George Blumenauer Hastings (FL) Mitchell Boozman Hastings (WA) Mollohan Boren Heller Moore (KS) Boswell Hensarling Moore (WI) Boucher Hersth Moran (KS) Boustany Higgins Moran (VA) Boyd (FL) Hill Murphy (CT) Boyda (KS) Hinchey Murphy, Patrick Braley (IA) Hinojosa Murphy, Tim Brown-Waite, Hirono Murtha Hobson Ginny Nadler Buchanan Hodes Napolitano Burgess Hoekstra Neugebauer Butterfield Holden Oberstar Calvert Holt Obey Camp (MI) Honda Olver Capito Hooley Ortiz Capuano Hoyer Pallone Carnahan Hulshof Pascrell Carney Insee Pastor Inslee Israel Paul Castle Issa Pearce Castor Issa Pence Chandler Jackson (IL) Perlmutter Clarke Jackson-Lee Peterson (MN) Clay (TX) Petri Cleaver Jindal Pickering Clyburn Johnson (GA) Pitts Cohen Johnson (IL) Platts Cole (OK) Johnson, E. B. Pomeroy Conyers Jones (NC) Porter Cooper Jones (OH) Pryce (OH) Costa Kagen Putnam Costello Kaptur Radanovich Courtney Keller Rahall Cramer Kennedy Ramstad Cuellar Kildee Rangel Cummings Kilpatrick Rangel Davis (AL) Kind Rehberg Davis (CA) King (IA) Reichert Davis (IL) King (NY) Renzi Davis, Lincoln Kirk Reyes Davis, Tom Klein (FL) Rodriguez DeFazio Knollenberg Rogers (MI) DeGette Kucinich Rohrabacher Delahunt Kuhl (NY) Ros-Lehtinen DeLauro LaHood Ross Langevin Dent LaHood Rothman Diaz-Balart, L. Lantos Roybal-Allard Diaz-Balart, M. Larson (WA) Royce Dicks Larson (CT) Ruppertsberger Dingell Latham Rush Doggett Lee Ryan (OH) Donnelly Levin Salazar Doyle Lewis (CA) Sanchez, Linda Drake Lewis (GA) T. Dreier Lipinski Sanchez, Loretta Edwards LoBiondo Sarbanes Ehlers Loeb sack Saxton Ellison Lofgren, Zoe Schakowsky Ellsworth Lowey Schiff Emanuel Lucas Schwartz Emerson Lungren, Daniel Scott (GA) Engel E. Scott (VA) Eshoo Lynch Serrano Etheridge Lynch Sestak Fallin Mahoney (FL) Shadegg Farr Maloney (NY) Shays Ferguson Markey Shea-Porter Filner Marshall Sherman Matheson Shimkus

Shuler	Tauscher	Waters
Simpson	Taylor	Watson
Sires	Terry	Watt
Skelton	Thompson (CA)	Waxman
Slaughter	Thompson (MS)	Weiner
Smith (NJ)	Thornberry	Welch (VT)
Smith (TX)	Tierney	Weldon (FL)
Snyder	Towns	Weller
Solis	Udall (CO)	Whitfield
Space	Upton	Wilson (NM)
Spratt	Van Hollen	Wilson (OH)
Stark	Velázquez	Wolf
Stearns	Visclosky	Woolsey
Stupak	Walberg	Wu
Sullivan	Walden (OR)	Wynn
Tatton	Walz (MN)	Yarmuth
Tancredo	Wasserman	Young (AK)
Tanner	Schultz	

## NAYS—78

Aderholt	Davis (KY)	McCrery
Akin	Davis, David	McHenry
Bachmann	Deal (GA)	Mica
Baker	Doolittle	Miller (FL)
Barrett (SC)	Duncan	Musgrave
Barton (TX)	English (PA)	Myrick
Bishop (UT)	Everett	Nunes
Blackburn	Foxx	Poe
Blunt	Franks (AZ)	Price (GA)
Boehner	Gingrey	Reynolds
Bonner	Granger	Rogers (AL)
Bono	Graves	Rogers (KY)
Brady (TX)	Hall (TX)	Roskam
Brown (SC)	Hastert	Ryan (WI)
Burton (IN)	Hayes	Sali
Buyer	Herger	Schmidt
Campbell (CA)	Johnson, Sam	Sensenbrenner
Cannon	Jordan	Sessions
Cantor	Kingston	Smith (NE)
Carter	Kline (MN)	Tiahrt
Chabot	Lamborn	Tiberi
Coble	LaTourette	Turner
Conaway	Lewis (KY)	Westmoreland
Crenshaw	Linder	Wicker
Cubin	Manzullo	Wilson (SC)
Culberson	McCarthy (CA)	Young (FL)

## NOT VOTING—26

Brady (PA)	Hunter	Peterson (PA)
Brown, Corrine	Jefferson	Price (NC)
Cardoza	Kanjorski	Shuster
Carson	Lampson	Smith (WA)
Crowley	Marchant	Souder
Davis, Jo Ann	Millender-	Udall (NM)
Feeney	McDonald	Walsh (NY)
Flake	Neal (MA)	Wamp
Gordon	Payne	Wexler

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill, as amended, was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill, as amended, was passed was, by unanimous consent, laid on the table.

*Ordered*, That the Clerk request the concurrence of the Senate in said bill.

## 45.26 NATO FREEDOM CONSOLIDATION

On motion of Mr. TANNER, by unanimous consent, the bill of the Senate (S. 494) to endorse further enlargement of the North Atlantic Treaty Organization (NATO) and to facilitate the timely admission of new members to NATO, and for other purposes; was taken from the Speaker's table.

When said bill was considered, read twice, ordered to be read a third time, was read a third time by title, and passed.

A motion to reconsider the vote whereby said bill was passed was, by unanimous consent, laid on the table.

*Ordered*, That the Clerk notify the Senate thereof.

## 45.27 PROVIDING FOR CONSIDERATION OF H.R. 835

Ms. CASTOR, by direction of the Committee on Rules, reported (Rept. No. 110-73) the resolution (H. Res. 269) providing for consideration of the bill (H.R. 835) to reauthorize programs of the Department of Housing and Urban Development for housing assistance for Native Hawaiians.

When said resolution and report were referred to the House Calendar and ordered printed.

## 45.28 PROVIDING FOR CONSIDERATION OF H.R. 1401

Ms. CASTOR, by direction of the Committee on Rules, reported (Rept. No. 110-74) the resolution (H. Res. 270) providing for consideration of the bill (H.R. 1401) to improve the security of railroads, public transportation, and over-the-road buses in the United States, and for other purposes.

When said resolution and report were referred to the House Calendar and ordered printed.

## 45.29 MESSAGE FROM THE SENATE

A message from the Senate by Ms. Curtis, one of its clerks, announced that the Senate has passed without amendment concurrent resolutions of the House of the following titles:

H. Con. Res. 44. A concurrent resolution honoring and praising the National Association for the Advancement of Colored People on the occasion of its 98th anniversary.

H. Con. Res. 66. A concurrent resolution permitting the use of the Rotunda of the Capitol for a ceremony as part of the commemoration of the days of remembrance of victims of the Holocaust.

The message also announced that pursuant to Public Law 100-696, the Chair, on behalf of the President pro tempore, appoints the following Senators as members of the United States Capitol Preservation commission: The Senator from Illinois [Mr. DURBIN], The Senator from Louisiana [Ms. LANDRIEU].

The message also announced that pursuant to Public Law 100-696, the Chair, on behalf of the Republican Leader, announced the appointment of the Senator from Colorado [Mr. ALLARD] as a member of the United States Capitol Preservation Commission.

## 45.30 LEAVE OF ABSENCE

By unanimous consent, leave of absence was granted—

To Mr. KANJORSKI, for today and balance of the week;

To Mr. LAMPSON, for today and balance of the week;

To Ms. MILLENDER-MCDONALD, for today and March 27;

To Mr. UDALL of New Mexico, for today and March 27; and

To Mr. WAMP, for today.

And then,

## 45.31 ADJOURNMENT

On motion of Ms. WASSERMAN SCHULTZ, at 10 o'clock and 23 minutes p.m., the House adjourned.

## 45.32 REPORTS OF COMMITTEES ON PUBLIC BILLS AND RESOLUTION

Under clause 2 of rule XIII, reports of committees were delivered to the Clerk for printing and reference to the proper calendar, as follows:

Mr. RANGEL: Committee on Ways and Means. H.R. 493. A bill to prohibit discrimination on the basis of genetic information with respect to health insurance and employment; with an amendment (Rept. 110-28 Pt. 2). Ordered to be printed.

Mr. OBERSTAR: Committee on Transportation and Infrastructure. H.R. 1019. A bill to designate the United States customhouse building located at 31 Gonzalez Clemente Avenue in Mayaguez, Puerto Rico, as the "Rafael Martinez Nadal United States Customhouse Building" (Rept. 110-70). Referred to the House Calendar.

Mr. OBERSTAR: Committee on Transportation and Infrastructure. H.R. 1138. A bill to designate the Federal building and United States courthouse located at 306 East Main Street in Elizabeth City, North Carolina, as the "J. Herbert W. Small Federal Building and United States Courthouse" (Rept. 110-71). Referred to the House Calendar.

Mr. OBERSTAR: Committee on Transportation and Infrastructure. H.R. 753. A bill to redesignate the Federal building located at 167 North Main Street in Memphis, Tennessee, as the "Clifford Davis/Odell Horton Federal Building"; with amendments (Rept. 110-72). Referred to the House Calendar.

Mr. HASTINGS of Florida: Committee on Rules. House Resolution 269. Resolution providing for consideration of the bill (H.R. 835) to reauthorize the programs of the Department of Housing and Urban Development for housing assistance for Native Hawaiians (Rept. 110-73). Referred to the House Calendar.

Mr. HASTINGS of Florida: Committee on Rules. House Resolution 270. Resolution providing for consideration of the bill (H.R. 1401) to improve the security of railroads, public transportation, and over-the-road buses in the United States, and for other purposes (Rept. 110-74). Referred to the House Calendar.

## 45.33 TIME LIMITATION OF REFERRED BILL

Pursuant to clause 2 of rule XII the following action was taken by the Speaker:

H.R. 493. Referral to the Committee on Energy and Commerce extended for a period ending not later than March 29, 2007.

## 45.34 PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XII, public bills and resolutions were introduced and severally referred, as follows:

By Ms. BEAN (for herself, Mr. FRANK of Massachusetts, and Mr. GILLMOR):

H.R. 1675. A bill to suspend the requirements of the Department of Housing and Urban Development regarding electronic filing of previous participation certificates and regarding filing of such certificates with respect to certain low-income housing investors; to the Committee on Financial Services.

By Mr. BOREN (for himself, Mr. FRANK of Massachusetts, Mr. RENZI, and Mr. KILDEE):

H.R. 1676. A bill to reauthorize the program of the Secretary of Housing and Urban Development for loan guarantees for Indian housing; to the Committee on Financial Services.

By Mr. RANGEL (for himself and Mr. LEWIS of Georgia):

H.R. 1677. A bill to amend the Internal Revenue Code of 1986 to enhance taxpayer protections and outreach; to the Committee on Ways and Means.

By Mr. SMITH of New Jersey (for himself, Mr. LANTOS, Mr. OBERSTAR, Mr. UDALL of Colorado, Mr. MICHAUD, Mr. MCGOVERN, Mr. FORTENBERRY, Mr. PITTS, Mr. WOLF, Ms. MCCOLLUM of Minnesota, Mr. BERMAN, Mr. EMANUEL, Mrs. MALONEY of New York, Mr. RANGEL, Ms. SCHAKOWSKY, Mr. DEFazio, Mr. ACKERMAN, Mr. MCNULTY, Ms. WATSON, Mr. UDALL of New Mexico, Mr. RENZI, Mr. GRIJALVA, and Mr. PAYNE):

H.R. 1678. A bill to amend the Torture Victims Relief Act of 1998 to authorize appropriations to provide assistance for domestic and foreign programs and centers for the treatment of victims of torture, and for other purposes; to the Committee on Foreign Affairs, and in addition to the Committee on Energy and Commerce, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Ms. ROS-LEHTINEN (for herself, Mr. LINCOLN DIAZ-BALART of Florida, Mr. MARIO DIAZ-BALART of Florida, Mr. BURTON of Indiana, Mr. MAHONEY of Florida, Mr. SIRES, Mr. MACK, Mr. PENCE, Mr. BILIRAKIS, Mr. BUCHANAN, Ms. WASSERMAN SCHULTZ, Mr. FORTUÑO, Mr. MCCOTTER, and Mr. HASTINGS of Florida):

H.R. 1679. A bill to protect the environmental integrity of coral reefs and other coastal marine resources from exploration, development, and production activities for petroleum resources located in a maritime exclusive economic zone of the United States that is contiguous to a foreign exclusive economic zone; to the Committee on the Judiciary, and in addition to the Committees on Foreign Affairs, Financial Services, and Oversight and Government Reform, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. THOMPSON of Mississippi (for himself, Mr. KING of New York, Mr. LANGEVIN, Mr. MCCAUL of Texas, Mr. ETHERIDGE, Mr. DENT, Ms. LORETTA SANCHEZ of California, and Ms. JACKSON-LEE of Texas):

H.R. 1680. A bill to authorize the Secretary of Homeland Security to regulate the sale of ammonium nitrate to prevent and deter the acquisition of ammonium nitrate by terrorists; to the Committee on Homeland Security.

By Mr. LANTOS (for himself, Ms. ROS-LEHTINEN, Mr. FLAKE, Ms. JACKSON-LEE of Texas, Mr. WEXLER, Mr. ACKERMAN, Mr. SIRES, and Mr. SCOTT of Georgia):

H.R. 1681. A bill to amend the Congressional Charter of The American National Red Cross to modernize its governance structure, to enhance the ability of the board of governors of The American National Red Cross to support the critical mission of The American National Red Cross in the 21st century, and for other purposes; to the Committee on Foreign Affairs.

By Mr. FRANK of Massachusetts (for himself, Mrs. BIGGERT, Mr. BLUMENAUER, Ms. WATERS, Mr. TAYLOR, Ms. MATSUI, Mr. MAHONEY of Florida, Ms. WASSERMAN SCHULTZ, Mr. BAKER, Mr. GARY G. MILLER of California, Mrs. JO ANN DAVIS of Virginia, and Ms. GINNY BROWN-WAITE of Florida):

H.R. 1682. A bill to restore the financial solvency of the national flood insurance pro-

gram, and for other purposes; to the Committee on Financial Services.

By Mr. HOEKSTRA (for himself, Mr. STUPAK, Mr. LARSEN of Washington, Mr. SOUDER, Mr. EHLERS, Mr. UPTON, Mr. BOOZMAN, Mr. MCHUGH, Mr. GILLMOR, Mr. CHABOT, Mr. VAN HOLLEN, Mr. MCCOTTER, Ms. KAPTUR, Mr. RYAN of Ohio, Mr. LATHAM, Mr. NUNES, Mr. RADANOVICH, and Mr. CAMP of Michigan):

H.R. 1683. A bill to amend the Public Health Service Act to provide for community projects that will reduce the number of individuals who are uninsured with respect to health care, and for other purposes; to the Committee on Energy and Commerce.

By Mr. THOMPSON of Mississippi (for himself, Mr. KING of New York, Mr. CARNEY, Mr. ROGERS of Alabama, Mr. ETHERIDGE, Mr. LANGEVIN, Mr. CUELLAR, Ms. CLARKE, and Ms. LORETTA SANCHEZ of California):

H.R. 1684. A bill to authorize appropriations for the Department of Homeland Security for fiscal year 2008, and for other purposes; to the Committee on Homeland Security.

By Mr. PRICE of Georgia:

H.R. 1685. A bill to protect information relating to consumers, to require notice of security breaches, and for other purposes; to the Committee on Financial Services, and in addition to the Committees on Oversight and Government Reform, and Energy and Commerce, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. ETHERIDGE (for himself, Mr. ROGERS of Alabama, and Mr. THOMPSON of Mississippi):

H.R. 1686. A bill to amend the Homeland Security Act to require that uniforms, protective gear, badges, and identification cards of personnel be manufactured in the United States; to the Committee on Homeland Security.

By Mr. KIND (for himself, Mr. REGULA, Ms. HOOLEY, Mr. ROGERS of Alabama, Mr. SPRATT, Mr. MCDERMOTT, Mr. INSLEE, Mr. BOSWELL, Mr. TOWNS, Mr. SESSIONS, Mr. GORDON, Mr. ORTIZ, Mr. LATOURETTE, Mr. HIGGINS, Mr. WALSH of New York, Mr. COBLE, Mr. SHAYS, Mr. WELLER, Mr. KUHL of New York, Ms. WATSON, Mr. GRIJALVA, Ms. LEE, Mr. CARNAHAN, Mr. MOLLOHAN, Mr. PRICE of North Carolina, Mr. NADLER, Mr. PETRI, Mr. DOYLE, Ms. SCHAKOWSKY, Mr. ISRAEL, Ms. SUTTON, and Ms. BALDWIN):

H.R. 1687. A bill to provide competitive grants for training court reporters and closed captioners to meet requirements for realtime writers under the Telecommunications Act of 1996, and for other purposes; to the Committee on Education and Labor.

By Mr. SCOTT of Virginia:

H.R. 1688. A bill to amend the Social Security Act to provide health insurance coverage for children and pregnant women throughout the United States by combining the children and pregnant woman health coverage under Medicaid and SCHIP into a new All Healthy Children Program, and for other purposes; to the Committee on Energy and Commerce, and in addition to the Committee on Rules, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. KELLER:

H.R. 1689. A bill to provide support to combat illegal downloading on college and university campuses; to the Committee on Education and Labor.

By Mrs. LOWEY:

H.R. 1690. A bill to improve airport screening and security; to the Committee on Homeland Security.

By Mrs. LOWEY (for herself, Mr. SHAYS, Mr. CROWLEY, Mr. DEFazio, Mr. GRIJALVA, Mr. FRANK of Massachusetts, Ms. BERKLEY, and Mr. MCNULTY):

H.R. 1691. A bill to end the use of conventional steel-jawed leghold traps on animals in the United States; to the Committee on Energy and Commerce, and in addition to the Committees on Ways and Means, Foreign Affairs, and the Judiciary, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. PALLONE:

H.R. 1692. A bill to fight criminal gangs; to the Committee on the Judiciary, and in addition to the Committees on Education and Labor, and Financial Services, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. PAYNE (for himself, Mr. COHEN, Ms. SUTTON, Mr. SIRES, Mrs. LOWEY, Ms. JACKSON-LEE of Texas, Mr. JOHNSON of Georgia, and Mr. CLAY):

H.R. 1693. A bill to authorize National Mall Liberty Fund D.C. to establish a memorial on Federal land in the District of Columbia at Constitution Gardens previously approved to honor free persons and slaves who fought for independence, liberty, and justice for all during the American Revolution; to the Committee on Natural Resources.

By Mr. REICHERT:

H.R. 1694. A bill to improve the financial assistance provided to State, local, and tribal governments by expanding the eligible use of funding under the Homeland Security Grant Program to include costs related to staff and law enforcement analysts engaged in information and intelligence sharing activities; to the Committee on Homeland Security.

By Mr. REICHERT:

H.R. 1695. A bill to establish a National Commission on the Prevention of Radicalization, to enhance information sharing, and for other purposes; to the Committee on the Judiciary, and in addition to the Committee on Homeland Security, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. REYES:

H.R. 1696. A bill to amend the Ysleta del Sur Pueblo and Alabama and Coushatta Indian Tribes of Texas Restoration Act to allow the Ysleta del Sur Pueblo tribe to determine blood quantum requirement for membership in that Tribe; to the Committee on Natural Resources.

By Mr. ROGERS of Alabama (for himself, Mr. DAVID DAVIS of Tennessee, and Mr. JINDAL):

H.R. 1697. A bill to establish a Rural Policing Institute within the Federal Law Enforcement Training Center of the Department of Homeland Security to develop and provide for training programs for rural law enforcement agencies; to the Committee on the Judiciary.

By Ms. SCHAKOWSKY (for herself, Mrs. MCCARTHY of New York, and Mr. GRIJALVA):

H.R. 1698. A bill to direct the Consumer Product Safety Commission to promulgate a consumer product safety standard for each durable infant or toddler product, and for other purposes; to the Committee on Energy and Commerce.

By Ms. SCHAKOWSKY (for herself and Mr. UPTON):

H.R. 1699. A bill to direct the Consumer Product Safety Commission to require certain manufacturers to provide consumer product registration forms to facilitate recalls of durable infant and toddler products; to the Committee on Energy and Commerce.

By Mr. WEINER (for himself, Mr. SCOTT of Virginia, and Mr. KELLER):

H.R. 1700. A bill to amend the Omnibus Crime Control and Safe Streets Act of 1968 to enhance the COPS ON THE BEAT grant program, and for other purposes; to the Committee on the Judiciary.

By Mr. WELDON of Florida (for himself, Mr. NUNES, and Mr. SHAYS):

H.R. 1701. A bill to amend the Internal Revenue Code of 1986 to provide an exemption from the harbor maintenance tax for certain shipping between United States mainland ports; to the Committee on Ways and Means.

By Ms. WOOLSEY (for herself, Ms. LEE, Mr. KUCINICH, Ms. JACKSON-LEE of Texas, Ms. KILPATRICK, Ms. SCHAKOWSKY, Mr. GRIJALVA, Mr. SERRANO, Mr. STARK, Mr. BECERRA, Ms. CARSON, Mrs. CHRISTENSEN, Mr. ELLISON, Mr. FILNER, Mr. GUTIERREZ, Mr. HINCHEY, Mr. HONDA, Ms. KAPTUR, Mr. McDERMOTT, Mr. MCGOVERN, Mr. RUSH, Ms. SOLIS, and Ms. WATSON):

H.R. 1702. A bill to reallocate funds toward sensible priorities such as improved children's education, increased children's access to health care, expanded job training, and increased energy efficiency and conservation through a reduction of wasteful defense spending, and for other purposes; to the Committee on Armed Services, and in addition to the Committees on Energy and Commerce, Education and Labor, Homeland Security, Foreign Affairs, and Veterans' Affairs, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. YOUNG of Alaska:

H.R. 1703. A bill to establish a coordinated avalanche protection program, and for other purposes; to the Committee on Natural Resources, and in addition to the Committees on Agriculture, and Oversight and Government Reform, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. LANTOS (for himself, Mr. FORTENBERRY, Ms. ROS-LEHTINEN, Mr. PAYNE, Mr. SMITH of New Jersey, Mr. HASTINGS of Florida, Mr. ROYCE, Mr. JACKSON of Illinois, Mr. PITTS, Mr. MORAN of Virginia, Mr. DOOLITTLE, Ms. WATSON, Mr. FORTUÑO, Mr. RUSH, Mr. SCOTT of Georgia, Mr. KENNEDY, Mr. BERMAN, Ms. JACKSON-LEE of Texas, Mr. WEXLER, Mr. Engel, Mr. FATTAH, Ms. CORRINE BROWN of Florida, Mr. JEFFERSON, Mr. SMITH of Washington, Mr. ABERCROMBIE, Mr. UDALL of Colorado, Ms. WOOLSEY, Mr. BURTON of Indiana, Mr. SHERMAN and Mr. BLAUMENAUER):

H. Con. Res. 100. A concurrent resolution condemning the recent violent actions of the Government of Zimbabwe against peaceful opposition party activists and members of civil society; to the Committee on Foreign Affairs.

By Ms. SHEA-PORTER (for herself, Mrs. DAVIS of California, Ms. LEE, Mr. RODRIGUEZ, Ms. SCHWARTZ, Mr. TOWNS, and Mrs. JONES of Ohio):

H. Res. 266. A resolution supporting the goals and ideals of Professional Social Work Month and World Social Work Day; to the Committee on Education and Labor.

By Mr. KIRK (for himself, Mr. ANDREWS, Mr. SCOTT of Georgia, Mr. TIM

MURPHY of Pennsylvania, Mr. SESTAK, Mr. KLEIN of Florida, Mr. CROWLEY, Mr. ENGEL, Mr. WEXLER, Mr. SIREN, Ms. LINDA T. SANCHEZ of California, Mr. BOOZMAN, Mr. CHABOT, Mr. MACK, Mr. BURTON of Indiana, Mr. MCCOTTER, Mr. HASTINGS of Florida, Mr. BOUSTANY, Mr. PATRICK MURPHY of Pennsylvania, Mr. SHIMKUS, Mr. CANTOR, Mr. ENGLISH of Pennsylvania, Mr. ISRAEL, Mr. MILLER of Florida, Mr. CARNAHAN, Ms. BEAN, Mr. BARROW, Ms. WASSERMAN SCHULTZ, Mr. MELANCON, Mr. LOBIONDO, Mr. CONAWAY, Mr. LYNCH, Mr. MAHONEY of Florida, Mr. MCNERNEY, Mr. FOSSELLA, Mr. KUHL of New York, Mr. SESSIONS, Mr. PENCE, Mr. GARRETT of New Jersey, Mr. LINCOLN DIAZ-BALART of Florida, Mr. PLATTS, Mrs. BLACKBURN, Mr. BUCHANAN, Mr. SHUSTER, Mr. PORTER, Mr. KNOLLENBERG, Mr. FEENEY, Mr. CANNON, Mr. MARIO DIAZ-BALART of Florida, Mr. CAMPBELL of California, Mr. GOODLATTE, Ms. SCHAKOWSKY, Mr. CULBERSON, Mr. CRENSHAW, Mrs. TAUSCHER, Mrs. MILLER of Michigan, Mr. RENZI, Mr. YOUNG of Florida, Ms. GIFFORDS, and Mr. JORDAN):

H. Res. 267. A resolution calling for the immediate and unconditional release of British marines and sailors held captive by Iran, and for other purposes; to the Committee on Foreign Affairs.

By Mr. MCINTYRE (for himself and Mr. PITTS):

H. Res. 268. A resolution supporting responsible fatherhood, promoting marriage, and encouraging greater involvement of fathers in the lives of their children, especially on Father's Day; to the Committee on Education and Labor.

By Mr. BURGESS:

H. Res. 271. A resolution recognizing the heroism and sacrifice of Medal of Honor recipients, commending the efforts of the Medal of Honor Host City Program in Gainesville, Texas, to celebrate and honor the contributions of Medal of Honor recipients, and encouraging the expansion of the program; to the Committee on Armed Services.

By Ms. LEE (for herself, Mr. PAYNE, Mr. HASTINGS of Florida, Mr. McDERMOTT, Mr. RANGEL, Ms. LINDA T. SANCHEZ of California, Mr. BUTTERFIELD, Mr. SCHIFF, Mr. ELLISON, Mr. FATTAH, Mr. LEWIS of Georgia, Mr. GRIJALVA, Mr. SERRANO, Mr. ENGEL, Mr. DAVIS of Illinois, and Ms. KILPATRICK):

H. Res. 272. A resolution commemorating the 200th anniversary of the abolition of the transatlantic slave trade; to the Committee on Foreign Affairs.

#### ¶45.35 PRIVATE BILLS AND RESOLUTIONS

Under clause 3 of rule XII,

Mr. STUPAK introduced a bill (H.R. 1704) for the relief of Robert and Verda Shatusky; which was referred to the Committee on the Judiciary.

#### ¶45.36 ADDITIONAL SPONSORS

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

H.R. 20: Mr. WAXMAN.

H.R. 23: Mr. SPACE, Ms. HARMAN, Mr. SHAYS, Mr. PASCRELL, Mrs. BLACKBURN, Mr. MILLER of Florida, Mr. WALZ of Minnesota, Mr. OLVER, Mr. STARK, Mr. WESTMORELAND, Mr. DAVID DAVIS of Tennessee, Mr. KING of New York, Mr. BROWN of South Carolina, and Mr. PETERSON of Minnesota.

H.R. 39: Ms. SHEA-PORTER.

H.R. 45: Mr. MCGOVERN, Mr. BURGESS, and Ms. SCHAKOWSKY.

H.R. 66: Mr. SCOTT of Georgia, Mr. MILLER of North Carolina, and Mr. BUTTERFIELD.

H.R. 74: Mr. LATHAM and Mr. BLUMENAUER.

H.R. 89: Mr. REYES.

H.R. 146: Ms. GIFFORDS.

H.R. 191: Mr. DOOLITTLE.

H.R. 192: Mr. DOOLITTLE.

H.R. 193: Mr. BARTLETT of Maryland.

H.R. 234: Mr. WAXMAN, and Mr. MCNERNEY.

H.R. 303: Mr. WOLF, Ms. HARMAN, Mr. SCOTT of Georgia, Mr. DAVID DAVIS of Tennessee, Mr. COURTNEY, Mrs. EMERSON, and Mr. OLVER.

H.R. 315: Mr. HASTINGS of Washington.

H.R. 359: Mr. SHERMAN and Mr. BERMAN.

H.R. 368: Mr. GOODE, Mr. ALTMIRE, Mr. RENZI, Mr. TOWNS, Mr. ROSKAM, Mr. KENNEDY, Ms. LORETTA SANCHEZ of California, Mr. MICHAUD, Mr. CLEAVER, Mr. ROTHMAN, Mr. BACHUS, and Mr. CAPUANO.

H.R. 410: Mr. TOWNS.

H.R. 418: Mr. PORTER.

H.R. 462: Mr. BARTLETT of Maryland.

H.R. 463: Mr. COURTNEY.

H.R. 473: Mrs. MCMORRIS RODGERS and Mr. PLATTS.

H.R. 477: Ms. MCCOLLUM of Minnesota, Mr. JINDAL, and Mr. YARMUTH.

H.R. 493: Mr. DAVIS of Alabama and Mr. HILL.

H.R. 550: Mr. EHLERS, Mr. MOORE of Kansas, Mr. WOLF, Ms. ESHOO, Mr. DOGGETT, Ms. BERKLEY, Mr. LARSON of Connecticut, Mr. HOLT, Mr. DOOLITTLE, Mrs. WILSON of New Mexico, and Mr. SMITH of New Jersey.

H.R. 552: Mr. GILCHREST, Mr. HOLDEN, and Mr. DOYLE.

H.R. 620: Mr. SARBANES.

H.R. 649: Mr. PORTER.

H.R. 657: Mr. PASTOR and Mr. MILLER of Florida.

H.R. 661: Mr. PASCRELL and Mr. LARSON of Connecticut.

H.R. 670: Mr. WILSON of South Carolina.

H.R. 684: Ms. HIRONO.

H.R. 695: Mr. HOLT, Mr. MCCOTTER, Mr. MOORE of Kansas, and Mrs. EMERSON.

H.R. 699: Mrs. BACHMANN and Mr. LOBIONDO.

H.R. 704: Mr. MILLER of Florida.

H.R. 718: Mr. MCINTYRE, Mr. BRALEY of Iowa, Mr. SHULER, Mr. JONES of North Carolina, Mr. BAIRD, Mr. COURTNEY, Mr. BLUMENAUER, and Mr. FILNER.

H.R. 727: Mr. BOUSTANY.

H.R. 748: Mr. OBERSTAR, Mr. HALL of Texas, and Mr. FARR.

H.R. 758: Mrs. CAPPS.

H.R. 760: Mr. LAMPSON.

H.R. 808: Mr. MARKEY.

H.R. 816: Ms. BERKLEY.

H.R. 819: Mrs. BIGGERT and Mrs. GILLIBRAND.

H.R. 869: Ms. ZOE LOFGREN of California.

H.R. 881: Mr. GOODE.

H.R. 901: Mr. BOUCHER.

H.R. 913: Ms. ROS-LEHTINEN.

H.R. 943: Mr. ABERCROMBIE, Mr. WEXLER, Mr. LOBIONDO, Ms. KAPTUR, Mr. HOLDEN, and Mr. PAYNE.

H.R. 971: Mr. EDWARDS, Mr. JINDAL, Ms. SLAUGHTER, and Mr. STUPAK.

H.R. 997: Mr. McKEON, Mr. GILCHREST, Mrs. MILLER of Michigan, Mr. McCRERY, Mr. BISHOP of Utah, Mr. ROYCE, Mr. DAVIS of Kentucky, and Mr. ROGERS of Kentucky.

H.R. 1038: Mr. THORNBERRY, Ms. NORTON, Mr. HOLDEN, and Mr. COHEN.

H.R. 1042: Mr. FLAKE.

H.R. 1051: Ms. SCHAKOWSKY.

H.R. 1056: Mr. BARTLETT of Maryland.

H.R. 1058: Mr. BARTLETT of Maryland.

H.R. 1061: Mr. BAIRD and Ms. BALDWIN.

H.R. 1063: Mr. MARSHALL and Mr. ALEXANDER.

H.R. 1073: Mr. PRICE of North Carolina, Mr. HOLT, Mrs. MILLER of Michigan, Ms.

SCHAKOWSKY, Mr. MURTHA, Mr. MCGOVERN, and Ms. LINDA T. SANCHEZ of California.

H.R. 1074: Mr. HILL and Ms. LINDA T. SANCHEZ of California.

H.R. 1078: Mr. MORAN of Virginia, Mr. ROTHMAN, Mr. WEXLER, and Mr. ISRAEL.

H.R. 1093: Mr. BOUSTANY, Ms. WASSERMAN SCHULTZ, Mr. MICA, and Ms. CORRINE BROWN of Florida.

H.R. 1094: Mr. ALEXANDER.

H.R. 1103: Mr. GRIJALVA, Mr. SERRANO, Ms. JACKSON-LEE of Texas, and Mr. KUCINICH.

H.R. 1108: Mr. MARSHALL and Mr. CROWLEY.

H.R. 1117: Mr. CUMMINGS, Mr. HODES, and Ms. SHEA-PORTER.

H.R. 1120: Mr. WALBERG, Mr. CARNEY, Mr. PATRICK MURPHY of Pennsylvania, Mr. COLE of Oklahoma, Mr. MCCARTHY of California, Mr. GINGREY, Mr. PRICE of Georgia, and Mr. TERRY.

H.R. 1121: Mr. MILLER of Florida.

H.R. 1122: Mr. MILLER of Florida.

H.R. 1139: Mr. DREIER and Mrs. NAPOLITANO.

H.R. 1146: Mr. SAM JOHNSON of Texas.

H.R. 1157: Mr. SMITH of New Jersey, Mrs. SCHMIDT, Mr. KANJORSKI, Mr. LATHAM, and Mr. RODRIGUEZ.

H.R. 1187: Ms. MCCOLLUM of Minnesota.

H.R. 1216: Mr. MORAN of Kansas, Mrs. MCCARTHY of New York, Mr. ISRAEL, and Mr. WEXLER.

H.R. 1222: Mr. BOSWELL, Mr. MARSHALL, and Mr. NADLER.

H.R. 1223: Mr. BOSWELL and Mr. NADLER.

H.R. 1225: Mr. LEVIN.

H.R. 1228: Mr. NADLER.

H.R. 1246: Mr. PRICE of North Carolina.

H.R. 1250: Mr. PEARCE.

H.R. 1280: Mr. FILNER and Mr. LARSON of Connecticut.

H.R. 1281: Mrs. NAPOLITANO and Mr. LEVIN.

H.R. 1289: Mr. GRIJALVA.

H.R. 1314: Mr. WICKER, Mr. BROWN of South Carolina, Mr. BILIRAKIS, Mr. KING of Iowa, and Mr. CRENSHAW.

H.R. 1324: Mr. MILLER of Florida.

H.R. 1330: Ms. GIFFORDS and Mrs. EMERSON.

H.R. 1346: Mr. WAXMAN and Mr. NADLER.

H.R. 1347: Ms. SHEA-PORTER.

H.R. 1353: Mr. ISRAEL and Mr. WEXLER.

H.R. 1363: Mr. MCDERMOTT, Mr. NADLER, and Ms. SUTTON.

H.R. 1380: Mr. MCDERMOTT.

H.R. 1391: Ms. JACKSON-LEE of Texas and Mr. ISRAEL.

H.R. 1392: Ms. GINNY BROWN-WAITE of Florida.

H.R. 1413: Mrs. MCCARTHY of New York.

H.R. 1422: Mr. RAHALL and Mr. BLUMENAUER.

H.R. 1434: Mr. KAGEN, Ms. MOORE of Wisconsin, Mr. MORAN of Virginia, Mr. MOORE of Kansas, Ms. JACKSON-LEE of Texas, Ms. BORDALLO, and Mr. WOLF.

H.R. 1441: Mr. BERMAN, Mr. BAIRD, and Mr. WEXLER.

H.R. 1448: Mr. GRIJALVA and Mr. WEXLER.

H.R. 1469: Mr. COSTELLO, Mr. SCOTT of Georgia, Ms. HOOLEY, Mr. WEXLER, Mr. WU, and Mr. DEFAZIO.

H.R. 1474: Mr. WOLF, Mr. MCINTYRE, Mr. BONNER, Mr. MOORE of Kansas, and Mr. MARSHALL.

H.R. 1479: Mr. NADLER.

H.R. 1493: Mrs. MILLER of Michigan.

H.R. 1498: Mr. GORDON.

H.R. 1506: Mr. PAYNE, Mr. McNULTY, Mr. TAYLOR, Mr. MORAN of Virginia, Mr. SMITH of Washington, Mr. SCHIFF, Ms. BALDWIN, Mr. ROTHMAN, Mr. HINCHEY, and Mr. NADLER.

H.R. 1524: Mr. LEVIN.

H.R. 1543: Mr. HOLDEN, and Ms. ROSLEHTINEN.

H.R. 1551: Mr. RANGEL, Mr. ROTHMAN, Mr. ISRAEL, and Mr. MCHUGH.

H.R. 1554: Mr. PAUL.

H.R. 1560: Mr. WEXLER, Mr. WAXMAN, Mr. FILNER, and Mr. LOBIONDO.

H.R. 1565: Mr. FRANK of Massachusetts.

H.R. 1566: Mr. SERRANO.

H.R. 1576: Mr. SCHIFF, Mrs. MILLER of Michigan, Mr. DINGELL, and Mr. PLATTS.

H.R. 1586: Ms. FOXX, Mrs. DRAKE, Mr. SMITH of Texas, Mr. SHIMKUS, Mr. GERLACH, Mr. GARRETT of New Jersey, Mr. GARY G. MILLER of California, Mr. WAMP, Mr. RADANOVICH, Mr. TURNER, Mr. HENSARLING, Mr. BOOZMAN, and Mr. JORDAN.

H.R. 1588: Mr. McNULTY.

H.R. 1595: Mr. GEORGE MILLER of California, Mr. LANTOS, Mr. SCOTT of Virginia, Ms. VELÁZQUEZ, Ms. LORETTA SANCHEZ of California, Mr. RODRIGUEZ, Ms. BERKLEY, Mrs. NAPOLITANO, Ms. SCHAKOWSKY, Mr. UDALL of Colorado, Mr. WU, Mrs. DAVIS of California, Mr. MILLER of Florida, and Mr. BUTTERFIELD.

H.R. 1633: Mr. COHEN.

H.R. 1640: Mr. BLUNT and Mr. TURNER.

H.R. 1645: Mr. HONDA and Ms. VELÁZQUEZ.

H.R. 1660: Mr. UDALL of Colorado and Mr. PERLMUTTER.

H.J. Res. 12: Mr. JINDAL.

H.J. Res. 14: Mr. SMITH of Washington.

H.J. Res. 37: Ms. SCHAKOWSKY.

H.J. Res. 39: Mr. MCCOTTER, Mr. FARR, and Mr. COHEN.

H. Con. Res. 28: Mr. LAMPSON.

H. Con. Res. 37: Mr. SESSIONS.

H. Con. Res. 49: Mr. PEARCE, Mr. WATT, Mr. PORTER, and Mr. BOREN.

H. Con. Res. 60: Mr. BOYD of Florida.

H. Con. Res. 68: Mr. ARCURI, Mr. PASCRELL, Mr. LANTOS, Mrs. BONO, Mr. PALLONE, Mr. FERGUSON, Mr. CAPUANO, Mr. RYAN of Ohio, Mr. SERRANO, Mr. KING of New York, and Mr. DAVIS of Illinois.

H. Con. Res. 75: Mr. JOHNSON of Georgia.

H. Con. Res. 85: Mr. HASTINGS of Florida.

H. Con. Res. 87: Mr. GALLEGLY, Mr. KLEIN of Florida, Mrs. LOWEY, Mr. WOLF, Mr. SHULER, and Mr. WYNN.

H. Con. Res. 92: Mr. WEXLER.

H. Res. 20: Mr. DOGGETT.

H. Res. 37: Mr. BECERRA.

H. Res. 55: Mrs. NAPOLITANO and Mr. FATTAH.

H. Res. 100: Mr. OBERSTAR.

H. Res. 119: Ms. HIRONO, Mr. INGLIS of South Carolina, and Mr. PETERSON of Minnesota.

H. Res. 121: Mr. JEFFERSON, Mr. FATTAH, Mr. ENGEL, Mr. ENGLISH of Pennsylvania, Mr. HOLDEN, Mr. LARSON of Connecticut, and Mr. DOYLE.

H. Res. 154: Mr. MEEKS of New York, Mr. DOYLE, and Ms. JACKSON-LEE of Texas.

H. Res. 158: Mr. TANCREDO and Mr. CRENSHAW.

H. Res. 169: Mr. ELLSWORTH.

H. Res. 179: Mrs. WILSON of New Mexico, Ms. NORTON, Mr. LINCOLN DAVIS of Tennessee, Mr. NADLER, Mr. SOUDER, Mr. PAYNE, Mr. MCINTYRE, Mr. STARK, Mr. EMANUEL, and Mr. SHULER.

H. Res. 196: Mr. BAIRD.

H. Res. 197: Mr. STARK.

H. Res. 221: Mr. WATT.

H. Res. 231: Mrs. BACHMANN and Mr. MILLER of Florida.

H. Res. 233: Mr. LEWIS of Georgia.

H. Res. 235: Mr. ENGEL, Mrs. TAUSCHER, Mr. ISRAEL, Mr. BURTON of Indiana, Mr. McNULTY, Mr. BROWN of South Carolina, Mr. BERMAN, Mr. WEINER, Mr. TOWNS, Ms. CORRINE BROWN of Florida, and Mr. BOYD of Florida.

H. Res. 243: Mr. MORAN of Virginia.

H. Res. 250: Mrs. BACHMANN, Mr. HASTERT, Mr. CANNON, Mr. ROGERS of Michigan, Mr. BURTON of Indiana, Mr. SMITH of Texas, Mr. GINGREY, Mr. PITTS, Mr. SENSENBRENNER, and Mr. CAMPBELL of California.

H. Res. 259: Mr. SALAZAR, Mr. SAXTON, Mr. KUHL of New York, Ms. SCHAKOWSKY, Mr. STUPAK, Mr. BLUMENAUER, Mr. BISHOP of Georgia, Mr. SHAYS, and Mr. MATHESON.

H. Res. 264: Mr. TOM DAVIS of Virginia.

TUESDAY, MARCH 27, 2007 (46)

¶46.1 APPOINTMENT OF SPEAKER PRO TEMPORE

The House was called to order at 10:30 a.m. by the SPEAKER pro tempore, Ms. BERKLEY, who laid before the House the following communication:

WASHINGTON, DC,

March 27, 2007.

I hereby appoint the Honorable SHELLY BERKLEY to act as Speaker pro tempore on this day.

NANCY PELOSI,

*Speaker of the House of Representatives.*

Whereupon, pursuant to the order of the House of January 4, 2007, Members were recognized for morning-hour debate.

¶46.2 RECESS—10:45 A.M.

The SPEAKER pro tempore, Ms. BERKLEY, pursuant to clause 12(a) of rule I, declared the House in recess at 10 o'clock and 45 minutes a.m., until noon.

¶46.3 AFTER RECESS—NOON

The SPEAKER called the House to order.

¶46.4 APPROVAL OF THE JOURNAL

The SPEAKER announced she had examined and approved the Journal of the proceedings of Monday, March 26, 2007.

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

¶46.5 COMMUNICATIONS

Executive and other communications, pursuant to clause 8, rule XII, were referred as follows:

972. A letter from the Director, Regulations Policy and Mgmt. Staff, Department of Health and Human Services, transmitting the Department's final rule — Medical Devices; Reprocessed Single-Use Devices; Requirement for Submission of Validation Data [Docket No. 2006N-0335] received March 18, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

973. A letter from the Director, Regulations Policy and Mgmt. Staff, Department of Health and Human Services, transmitting the Department's final rule — Medical Devices; Reprocessed Single-Use Devices; Requirement for Submission of Validation Data; Withdrawal [Docket No. 2006N-0335] received March 18, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

974. A letter from the Deputy Director, Defense Security Cooperation Agency, transmitting reports in accordance with Section 36(a) of the Arms Export Control Act, pursuant to 22 U.S.C. 2776(a); to the Committee on Foreign Affairs.

975. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting a report providing information on steps taken by the U.S. Government to bring about an end to the Arab League boycott of Israel and to expand the process of normalization between Israel and the Arab League countries, as requested in Section 535 of the Foreign Operations, Export Financing, and Related Programs Appropriations Act for Fiscal Year 2006 (Pub. L. 109-102); to the Committee on Foreign Affairs.

976. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting extension of the waiver of Section 907 of the FREEDOM Support Act, Pub.

L. 102-511, with respect to assistance to the Government of Azerbaijan; to the Committee on Foreign Affairs.

977. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting pursuant to Section 620C(c) of the Foreign Assistance Act of 1961, as amended, and in accordance with section 1(a)(6) of Executive Order 13313, a report prepared by the Department of State and the National Security Council on the progress toward a negotiated solution of the Cyprus question covering the period December 1, 2006 through January 31, 2007; to the Committee on Foreign Affairs.

978. A letter from the Deputy Secretary, Department of State, transmitting the Department's report on the status of the use of Pub. L. 107-228 Authority for Russian Federation Debt Reduction for Nonproliferation; to the Committee on Foreign Affairs.

979. A letter from the Assistant Secy for Administration & Management, Department of Labor, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Oversight and Government Reform.

980. A letter from the Assistant Secy for Administration & Management, Department of Labor, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Oversight and Government Reform.

981. A letter from the Assistant Secretary for Fish, Wildlife and Parks, Department of the Interior, transmitting the Department's final rule — Endangered and Threatened Wildlife and Plants; Designation of Critical Habitat for the Spikedace (*Meda fulgida*) and the Loach Minnow (*Tiaroga cobitis*) (RIN: 1018-AU33) received March 22, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Natural Resources.

982. A letter from the Director, Fish and Wildlife Service, Department of the Interior, transmitting the Department's final rule — Endangered and Threatened Wildlife and Plants; Reclassification of the American Crocodile Distinct Population Segment in Florida from Endangered to Threatened (RIN: 1018-AI41) received March 22, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Natural Resources.

983. A letter from the Acting Chair, Federal Subsistence Board, Department of the Interior, transmitting the Department's final rule — Subsistence Management Regulations for Public Lands in Alaska, Subpart C and Subpart D-2007-08 Subsistence Taking of Fish and Shellfish Regulations (RIN: 1018-AU57) received March 22, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Natural Resources.

984. A letter from the Director, Fish and Wildlife Service, Department of the Interior, transmitting the Department's final rule — Endangered and Threatened Wildlife and Plants; Final Rule Designating the Greater Yellowstone Area Population of Grizzly Bears as a Distinct Population Segment; Removing the Yellowstone Distinct Population Segment of Grizzly Bears From the Federal List of Endangered and Threatened Wildlife; 90-Day Finding on a Petition to List as Endangered the Yellowstone Distinct Population Segment of Grizzly Bears (RIN: 1018-AT38) received March 22, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Natural Resources.

985. A letter from the Deputy Assistant Administrator for Regulatory Programs, NMFS, National Oceanic and Atmospheric Administration, transmitting the Administration's final rule — Fisheries of the Exclusive Economic Zone Off Alaska; Bering Sea and Aleutian Islands; 2007 and 2008 Final Harvest Specifications for Groundfish [Docket No. 070213033-7033-01; I.D. 112706A] received March 18, 2007, pursuant to 5 U.S.C.

801(a)(1)(A); to the Committee on Natural Resources.

¶46.6 PROVIDING FOR CONSIDERATION OF H.R. 835

Mr. HASTINGS of Florida, by direction of the Committee on Rules, called up the following resolution (H. Res. 269):

*Resolved*, That upon the adoption of this resolution it shall be in order to consider in the House the bill (H.R. 835) to reauthorize the programs of the Department of Housing and Urban Development for housing assistance for Native Hawaiians. All points of order against the bill and its consideration are waived except those arising under clause 9 or 10 of rule XXI. The bill shall be considered as read. The previous question shall be considered as ordered on the bill to final passage without intervening motion except: (1) one hour of debate equally divided and controlled by the chairman and ranking minority member of the Committee on Financial Services; and (2) one motion to recommit with or without instructions.

SEC. 2. During consideration of H.R. 835 pursuant to this resolution, notwithstanding the operation of the previous question, the Chair may postpone further consideration of the bill to such time as may be designated by the Speaker.

When said resolution was considered. After debate,

On motion of Mr. HASTINGS of Florida, the previous question was ordered on the resolution to its adoption or rejection.

The question being put, *viva voce*,

Will the House agree to said resolution?

The SPEAKER pro tempore, Mr. BUTTERFIELD, announced that the yeas had it.

Mr. SESSIONS objected to the vote on the ground that a quorum was not present and not voting.

The SPEAKER pro tempore, Mr. BUTTERFIELD, pursuant to clause 8, rule XX, announced that further proceedings on the question were postponed.

The point of no quorum was considered as withdrawn.

¶46.7 PROVIDING FOR CONSIDERATION OF H.R. 1401

Mr. HASTINGS of Florida, by direction of the Committee on Rules, called up the following resolution (H. Res. 270):

*Resolved*, That at any time after the adoption of this resolution the Speaker may, pursuant to clause 2(b) of rule XVIII, declare the House resolved into the Committee of the Whole House on the state of the Union for consideration of the bill (H.R. 1401) to improve the security of railroads, public transportation, and over-the-road buses in the United States, and for other purposes. The first reading of the bill shall be dispensed with. All points of order against consideration of the bill are waived except those arising under clause 9 or 10 of rule XXI. General debate shall be confined to the bill and shall not exceed one hour and 20 minutes, with one hour equally divided and controlled by the chairman and the ranking minority member of the Committee on Homeland Security and 20 minutes equally divided and controlled by the chairman and ranking minority member of the Committee on Transportation and Infrastructure. After general debate the bill

shall be considered for amendment under the five-minute rule. It shall be in order to consider as an original bill for the purpose of amendment under the five-minute rule the amendment in the nature of a substitute recommended by the Committee on Homeland Security now printed in the bill. The committee amendment in the nature of a substitute shall be considered as read. All points of order against the committee amendment in the nature of a substitute are waived except those arising under clause 9 or 10 of rule XXI. Notwithstanding clause 11 of rule XVIII, no amendment to the committee amendment in the nature of a substitute shall be in order except those printed in the report of the Committee on Rules accompanying this resolution. Each such amendment may be offered only in the order printed in the report, may be offered only by a Member designated in the the report, shall be considered as read, shall be debatable for the time specified in the report equally divided and controlled by the proponent and an opponent, shall not be subject to amendment, and shall not be subject to a demand for division of the question in the House or in the Committee of the Whole. All points of order against such amendments are waived except those arising under clause 9 or 10 of rule XXI. At the conclusion of consideration of the bill for amendment the Committee shall rise and report the bill to the House with such amendments as may have been adopted. Any Member may demand a separate vote in the House on any amendment adopted in the Committee of the Whole to the bill or to the committee amendment in the nature of a substitute. The previous question shall be considered as ordered on the bill and amendments thereto to final passage without intervening motion except one motion to recommit with or without instructions.

SEC. 2. During consideration in the House of H.R. 1401 pursuant to this resolution, notwithstanding the operation of the previous question, the Chair may postpone further consideration of the bill to such time as may be designated by the Speaker.

When said resolution was considered.

After debate,

Mr. HASTINGS of Florida, moved the previous question on the resolution to its adoption or rejection.

The question being put, *viva voce*,

Will the House now order the previous question?

The SPEAKER pro tempore, Mr. BUTTERFIELD, announced that the yeas had it.

Mr. Lincoln DIAZ-BALART of Florida, objected to the vote on the ground that a quorum was not present and not voting.

A quorum not being present,

The roll was called under clause 6, rule XX, and the call was taken by electronic device.

When there appeared { Yeas ..... 222  
Nays ..... 199

¶46.8 [Roll No. 190] YEAS—222

Abercrombie	Berry	Butterfield
Ackerman	Bishop (GA)	Capps
Allen	Bishop (NY)	Capuano
Altmire	Blumenauer	Cardoza
Arcuri	Boren	Carnahan
Baca	Boswell	Carney
Baird	Boucher	Castor
Baldwin	Boyd (FL)	Chandler
Bean	Boyd (KS)	Clarke
Becerra	Brady (PA)	Clay
Berkley	Braley (IA)	Cleaver
Berman	Brown, Corrine	Clyburn



Cohen  
Conyers  
Cooper  
Costa  
Costello  
Courtney  
Cramer  
Crowley  
Cuellar  
Cummings  
Davis (AL)  
Davis (CA)  
Davis (IL)  
Davis, Lincoln  
DeFazio  
DeGette  
Delahunt  
DeLauro  
Dicks  
Dingell  
Doggett  
Donnelly  
Doyle  
Edwards  
Ellison  
Ellsworth  
Emanuel  
Engel  
Esho  
Etheridge  
Farr  
Fattah  
Filner  
Frank (MA)  
Giffords  
Gillibrand  
Gonzalez  
Gordon  
Green, Al  
Green, Gene  
Grijalva  
Gutierrez  
Hall (NY)  
Hare  
Harman  
Hastings (FL)  
Herse  
Higgins  
Hill  
Hinchey  
Hinojosa  
Hirono  
Hodes  
Holden  
Holt  
Honda  
Hoolley  
Hoyer  
Inslee  
Israel  
Jackson (IL)  
Jackson-Lee (TX)

Jefferson  
Johnson (GA)  
Johnson, E. B.  
Jones (OH)  
Kagen  
Kaptur  
Kennedy  
Kildee  
Kilpatrick  
Kind  
Klein (FL)  
Kucinich  
Langevin  
Lantos  
Larsen (WA)  
Larson (CT)  
Lee  
Levin  
Lewis (GA)  
Lipinski  
Loebsack  
Lofgren, Zoe  
Lowey  
Lynch  
Mahoney (FL)  
Maloney (NY)  
Markey  
Marshall  
Matheson  
Matsui  
McCarthy (NY)  
McCollum (MN)  
McDermott  
McGovern  
McIntyre  
McNerney  
McNulty  
Meek (FL)  
Meeks (NY)  
Melancon  
Michaud  
Miller (NC)  
Miller, George  
Mitchell  
Mollohan  
Moore (KS)  
Moore (WI)  
Moran (VA)  
Murphy (CT)  
Murphy, Patrick  
Murtha  
Nadler  
Napolitano  
Neal (MA)  
Oberstar  
Obey  
Olver  
Ortiz  
Pallone  
Pascrell  
Pastor  
Payne  
Perlmutter

Peterson (MN)  
Price (NC)  
Rahall  
Rangel  
Reyes  
Rodriguez  
Ross  
Rothman  
Roybal-Allard  
Ruppersberger  
Rush  
Ryan (OH)  
Salazar  
Sanchez, Linda  
T.  
Sanchez, Loretta  
Sarbanes  
Schakowsky  
Schiff  
Schwartz  
Scott (GA)  
Scott (VA)  
Serrano  
Sestak  
Shea-Porter  
Sherman  
Shuler  
Sires  
Skelton  
Slaughter  
Smith (WA)  
Snyder  
Solis  
Space  
Stark  
Stupak  
Sutton  
Tanner  
Tauscher  
Taylor  
Thompson (CA)  
Thompson (MS)  
Tierney  
Towns  
Udall (CO)  
Van Hollen  
Velázquez  
Visclosky  
Walz (MN)  
Wasserman  
Schultz  
Waters  
Watson  
Watt  
Welch (VT)  
Wexler  
Wilson (OH)  
Woolsey  
Wu  
Wynn  
Yarmuth

Latham  
LaTourette  
Lewis (CA)  
Lewis (KY)  
Linder  
LoBiondo  
Lucas  
Lungren, Daniel  
E.  
Mack  
Manzullo  
Marchant  
McCarthy (CA)  
McCaul (TX)  
McCotter  
McCrery  
McHenry  
McHugh  
McKeon  
McMorris  
Rodgers  
Mica  
Miller (FL)  
Miller (MI)  
Miller, Gary  
Moran (KS)  
Murphy, Tim  
Musgrave  
Myrick  
Neugebauer  
Nunes  
Paul  
Pearce

Pence  
Peterson (PA)  
Petri  
Pickering  
Pitts  
Platts  
Poe  
Pomeroy  
Porter  
Price (GA)  
Pryce (OH)  
Putnam  
Radanovich  
Ramstad  
Regula  
Rehberg  
Reichert  
Renzi  
Reynolds  
Rogers (AL)  
Rogers (KY)  
Rogers (MI)  
Rohrabacher  
Ros-Lehtinen  
Roskam  
Royce  
Ryan (WI)  
Sali  
Saxton  
Schmidt  
Sensenbrenner  
Sessions  
Shadegg

Shays  
Shimkus  
Shuster  
Simpson  
Smith (NE)  
Smith (NJ)  
Smith (TX)  
Souder  
Stearns  
Sullivan  
Tancredo  
Terry  
Thornberry  
Tiaht  
Tiberi  
Turner  
Upton  
Walberg  
Walden (OR)  
Walsh (NY)  
Wamp  
Weldon (FL)  
Weller  
Westmoreland  
Whitfield  
Wicker  
Wilson (NM)  
Wilson (SC)  
Wolf  
Young (AK)  
Young (FL)

Jackson-Lee (TX)  
Jefferson  
Johnson (GA)  
Johnson, E. B.  
Jones (OH)  
Kagen  
Kaptur  
Kennedy  
Kildee  
Murphy, Patrick  
Murtha  
Nadler  
Napolitano  
Neal (FL)  
Kucinich  
Langevin  
Lantos  
Larsen (WA)  
Larson (CT)  
Lee  
Levin  
Lewis (GA)  
Lewis (MA)  
Oberstar  
Obey  
Olver  
Ortiz  
Pallone  
Pascrell  
Pastor  
Payne  
Perlmutter  
Peterson (MN)  
Price (NC)  
Rahall  
Rangel  
Reyes  
Rodriguez  
Ross  
Rothman  
Roybal-Allard  
Ruppersberger  
Rush  
Ryan (OH)  
Salazar  
Sanchez, Linda  
T.  
Sanchez, Loretta  
Sarbanes  
Schakowsky  
Schiff  
Schwartz  
Scott (GA)

Miller (NC)  
Miller, George  
Mitchell  
Mollohan  
Moore (KS)  
Moore (WI)  
Moran (VA)  
Murphy (CT)  
Murphy, Patrick  
Murtha  
Nadler  
Napolitano  
Neal (MA)  
Oberstar  
Obey  
Olver  
Ortiz  
Pallone  
Pascrell  
Pastor  
Payne  
Perlmutter

Scott (VA)  
Serrano  
Sestak  
Shea-Porter  
Sherman  
Shuler  
Sires  
Skelton  
Slaughter  
Smith (WA)  
Snyder  
Solis  
Space  
Stark  
Stupak  
Sutton  
Tanner  
Tauscher  
Taylor  
Thompson (CA)  
Thompson (MS)  
Tierney  
Towns  
Udall (CO)  
Rahall  
Van Hollen  
Velázquez  
Visclosky  
Walz (MN)  
Wasserman  
Schultz  
Waters  
Watson  
Watt  
Welch (VT)  
Wexler  
Wilson (OH)  
Woolsey  
Wu  
Wynn  
Yarmuth

NOT VOTING—12

Andrews  
Barton (TX)  
Carson  
Davis, Jo Ann  
Ehlers  
Kanjorski  
Kingston  
Lampson  
Meehan  
Millender  
McDonald  
Spratt  
Udall (NM)

So the previous question on the resolution was ordered.

The question being put, viva voce, Will the House agree to said resolution?

The SPEAKER pro tempore, Mr. BUTTERFIELD, announced that the yeas had it.

Mr. HASTINGS of Florida, demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The vote was taken by electronic device.

It was decided in the	<table border="0"> <tr> <td>{ Yeas .....</td> <td>223</td> </tr> <tr> <td>{ Nays .....</td> <td>199</td> </tr> </table>	{ Yeas .....	223	{ Nays .....	199
{ Yeas .....		223			
{ Nays .....	199				
affirmative .....					

Aderholt  
Akin  
Alexander  
Bachmann  
Bachus  
Baker  
Barrett (SC)  
Barrow  
Bartlett (MD)  
Biggart  
Bilbray  
Bilirakis  
Bishop (UT)  
Blackburn  
Blunt  
Boehner  
Bonner  
Bono  
Boozman  
Boustany  
Brady (TX)  
Brown (SC)  
Brown-Waite,  
Ginny  
Buchanan  
Burgess  
Burton (IN)  
Buyer  
Calvert  
Camp (MI)  
Campbell (CA)  
Cannon  
Cantor  
Capito  
Carter

Castle  
Chabot  
Coble  
Cole (OK)  
Conaway  
Crenshaw  
Cubin  
Culberson  
Davis (KY)  
Davis, David  
Davis, Tom  
Deal (GA)  
Dent  
Diaz-Balart, L.  
Diaz-Balart, M.  
Doolittle  
Drake  
Dreier  
Duncan  
Emerson  
English (PA)  
Everett  
Fallin  
Ginny  
Feeney  
Ferguson  
Flake  
Forbes  
Fortenberry  
Fossella  
Fox  
Franks (AZ)  
Frelinghuysen  
Gallegly  
Garrett (NJ)  
Gerlach

Gilchrist  
Gillmor  
Gingrey  
Gohmert  
Goode  
Goodlatte  
Granger  
Graves  
Hall (TX)  
Hastert  
Hastings (WA)  
Hayes  
Heller  
Hensarling  
Herger  
Hobson  
Hoekstra  
Hulshof  
Hunter  
Inglis (SC)  
Issa  
Jindal  
Johnson (IL)  
Johnson, Sam  
Jones (NC)  
Jordan  
Keller  
King (IA)  
King (NY)  
Kirk  
Kline (MN)  
Knollenberg  
Kuhl (NY)  
LaHood  
Lamborn

Abercrombie  
Ackerman  
Allen  
Altmire  
Arcuri  
Baca  
Baird  
Baldwin  
Barrow  
Bean  
Becerra  
Berkley  
Berman  
Berry  
Bishop (GA)  
Bishop (NY)  
Blumenauer  
Boren  
Boswell  
Boucher  
Boyd (FL)  
Boyd (KS)  
Brady (PA)  
Braley (IA)  
Brown, Corrine  
Butterfield  
Capps  
Capuano  
Cardoza  
Carnahan  
Carney  
Castor  
Chandler

Clarke  
Clement  
Cleaver  
Clyburn  
Cohen  
Conyers  
Cooper  
Costa  
Costello  
Courtney  
Cramer  
Crowley  
Cuellar  
Cummings  
Davis (AL)  
Davis (CA)  
Davis (IL)  
Davis, Lincoln  
DeFazio  
DeGette  
DeLahunt  
DeLauro  
Dicks  
Dingell  
Doggett  
Donnelly  
Doyle  
Edwards  
Ellison  
Ellsworth  
Emanuel  
Engel  
Eshoo

Etheridge  
Farr  
Fattah  
Filner  
Frank (MA)  
Giffords  
Gillibrand  
Gonzalez  
Gordon  
Green, Al  
Green, Gene  
Grijalva  
Gutierrez  
Hall (NY)  
Hare  
Harman  
Hastings (FL)  
Herse  
Higgins  
Hill  
Hinchey  
Hinojosa  
Hirono  
Hodes  
Holden  
Holt  
Honda  
Hoolley  
Hoyer  
Inslee  
Israel  
Jackson (IL)

NAYS—199

Aderholt  
Akin  
Alexander  
Bachmann  
Bachus  
Baker  
Barrett (SC)  
Bartlett (MD)  
Barton (TX)  
Biggart  
Bilbray  
Bilirakis  
Bishop (UT)  
Blackburn  
Blunt  
Boehner  
Bonner  
Bono  
Boozman  
Boustany  
Brady (TX)  
Brown (SC)  
Brown-Waite,  
Ginny  
Buchanan  
Burgess  
Burton (IN)  
Buyer  
Calvert  
Camp (MI)  
Campbell (CA)  
Cannon  
Cantor  
Capito  
Carter  
Culberson  
Davis (KY)  
Davis, David  
Davis, Tom  
Deal (GA)  
Dent  
Diaz-Balart, L.  
Diaz-Balart, M.  
Doolittle  
Drake  
Dreier  
Duncan  
Ehlers

Emerson  
English (PA)  
Everett  
Fallin  
Feeney  
Ferguson  
Flake  
Forbes  
Fortenberry  
Fossella  
Fox  
Franks (AZ)  
Frelinghuysen  
Gallegly  
Gerlach  
Gilchrist  
Gillmor  
Gingrey  
Gohmert  
Goode  
Goodlatte  
Granger  
Graves  
Hall (TX)  
Hastert  
Hastings (WA)  
Hayes  
Heller  
Hensarling  
Herger  
Hobson  
Hoekstra  
Hulshof  
Hunter  
Inglis (SC)  
Issa  
Jindal  
Johnson (IL)  
Johnson, Sam  
Jones (NC)  
Jordan  
Keller  
King (IA)  
King (NY)  
Kirk  
Kline (MN)  
Knollenberg  
Kuhl (NY)  
LaHood  
Lamborn  
Latham  
LaTourette  
Lewis (CA)  
Lewis (KY)  
Linder

LoBiondo  
Lucas  
Lungren, Daniel  
E.  
Mack  
Manzullo  
Marchant  
McCarthy (CA)  
McCaul (TX)  
McCotter  
McCrery  
McHenry  
McHugh  
McKeon  
McMorris  
Rodgers  
Mica  
Miller (FL)  
Miller (MI)  
Miller, Gary  
Moran (KS)  
Murphy, Tim  
Musgrave  
Myrick  
Neugebauer  
Nunes  
Paul  
Pearce  
Pence  
Peterson (PA)  
Petri  
Pickering  
Pitts  
Platts  
Poe  
Pomeroy  
Porter  
Price (GA)  
Pryce (OH)  
Putnam  
Radanovich  
Ramstad  
Regula  
Rehberg  
Reichert  
Renzi  
Reynolds  
Rogers (AL)  
Rogers (KY)  
Rogers (MI)  
Rohrabacher  
Ros-Lehtinen  
Roskam  
Royce  
Ryan (WI)

Sali	Souder	Wamp	Jones (NC)	Moore (KS)	Sestak	Sessions	Sullivan	Walsh (NY)
Saxton	Stearns	Weldon (FL)	Jones (OH)	Moore (WI)	Shea-Porter	Shadegg	Tancredo	Weldon (FL)
Schmidt	Sullivan	Weller	Kagen	Moran (VA)	Sherman	Shays	Terry	Weller
Sensenbrenner	Tancredo	Westmoreland	Kaptur	Murphy (CT)	Shuler	Shimkus	Thornberry	Westmoreland
Sessions	Terry	Whitfield	Kennedy	Murphy, Patrick	Simpson	Shuster	Tiaht	Whitfield
Shadegg	Thornberry	Wicker	Kildee	Murtha	Sires	Smith (NE)	Tiberi	Wicker
Shays	Tiaht	Wilson (NM)	Kilpatrick	Nadler	Skelton	Smith (NJ)	Turner	Wilson (NM)
Shimkus	Tiberi	Wilson (SC)	Kind	Napolitano	Slaughter	Smith (TX)	Upton	Wilson (SC)
Shuster	Turner	Wolf	Klein (FL)	Neal (MA)	Smith (WA)	Souder	Walberg	Wolf
Simpson	Upton	Young (AK)	Kucinich	Oberstar	Snyder	Stearns	Walden (OR)	
Smith (NE)	Walberg	Young (FL)	LaHood	Obey	Solis			
Smith (NJ)	Walden (OR)		Langevin	Oliver	Space			
Smith (TX)	Walsh (NY)		Lantos	Ortiz	Spratt			

NOT VOTING—11

Andrews	Kanjorski	Millender-
Carson	Kingston	McDonald
Davis, Jo Ann	Lampson	Spratt
Garrett (NJ)	Meehan	Udall (NM)

NOT VOTING—11

Andrews	Kanjorski	Millender-
Carson	Kingston	McDonald
Cooper	Lampson	Udall (NM)
Davis, Jo Ann	Meehan	Yarmuth

So the resolution was agreed to.

A motion to reconsider the vote whereby said resolution was agreed to was, by unanimous consent, laid on the table.

¶46.10 H. RES. 269—UNFINISHED BUSINESS

The SPEAKER pro tempore, Mr. BUTTERFIELD, pursuant to clause 8, rule XX, announced the unfinished business to be the question on agreeing to the resolution (H. Res. 269) providing for consideration of the bill (H.R. 835) to reauthorize the programs of the Department of Housing and Urban Development for housing assistance for Native Hawaiians.

The question being put, viva voce,

Will the House agree to said resolution?

The SPEAKER pro tempore, Mr. BUTTERFIELD, announced that the nays had it.

Mr. HASTINGS of Florida, demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The vote was taken by electronic device.

It was decided in the { Yeas ..... 234 affirmative ..... Nays ..... 188

¶46.11 [Roll No. 192]

YEAS—234

Abercrombie	Cleaver	Giffords
Ackerman	Clyburn	Gilchrest
Allen	Cohen	Gillibrand
Arcuri	Conyers	Gonzalez
Baca	Costa	Gordon
Baird	Costello	Green, Al
Baldwin	Courtney	Green, Gene
Barrow	Cramer	Grijalva
Bean	Crowley	Gutierrez
Becerra	Cuellar	Hall (NY)
Berkley	Cummings	Hall (TX)
Berman	Davis (AL)	Hare
Berry	Davis (CA)	Harman
Bishop (GA)	Davis (IL)	Hastings (FL)
Bishop (NY)	Davis, Lincoln	Herseth
Blumenauer	DeFazio	Higgins
Boren	DeGette	Hill
Boswell	Delahunt	Hinchev
Boucher	DeLauro	Hinojosa
Boyd (FL)	Dicks	Hirono
Boyd (KS)	Dingell	Hodes
Brady (PA)	Doggett	Holden
Braley (IA)	Donnelly	Holt
Brown, Corrine	Doyle	Honda
Butterfield	Edwards	Hooley
Buyer	Ellison	Hoyer
Capps	Ellsworth	Hunter
Capuano	Emanuel	Insee
Cardoza	Engel	Israel
Carnahan	Eshoo	Jackson (IL)
Carney	Etheridge	Jackson-Lee
Castor	Farr	(TX)
Chandler	Fattah	Jefferson
Clarke	Filner	Johnson (GA)
Clay	Frank (MA)	Johnson, E. B.

Lee	Pastor	Tanner
Levin	Payne	Tauscher
Lewis (GA)	Perlmutter	Taylor
Lipinski	Peterson (MN)	Thompson (CA)
Loeb sack	Peterson (PA)	Thompson (MS)
Lofgren, Zoe	Pomeroy	Thierney
Lowe y	Price (NC)	Towns
Lynch	Rahall	Udall (CO)
Mahoney (FL)	Rangel	Van Hollen
Maloney (NY)	Reyes	Velázquez
Markey	Reynolds	Visclosky
Marshall	Rodriguez	Walz (MN)
Matheson	Ross	Wamp
Matsui	Rothman	Wasserman
McCarthy (NY)	Roybal-Allard	Schultz
McCullum (MN)	Ruppersberger	Rush
McDermott	Ryan (OH)	Watson
McGovern	Salazar	Watt
McIntyre	Sánchez, Linda	Waxman
McNerney	T.	Weiner
McNulty	Sanchez, Loretta	Welch (VT)
Meek (FL)	Sarbanes	Wexler
Meeks (NY)	Schakowsky	Wilson (OH)
Melancon	Schiff	Woolsey
Michaud	Schwartz	Wu
Miller (NC)	Scott (GA)	Wynn
Miller, George	Scott (VA)	Young (AK)
Mitchell	Serrano	Young (FL)
Mollohan		

NAYS—188

Aderholt	Ehlers	Lungren, Daniel
Akin	Emerson	E.
Alexander	English (PA)	Mack
Altmire	Everett	Manzullo
Bachmann	Fallin	Marchant
Bachus	Feeney	McCarthy (CA)
Baker	Ferguson	McCaul (TX)
Barrett (SC)	Flake	McCotter
Bartlett (MD)	Forbes	McCreary
Barton (TX)	Fortenberry	McHenry
Biggett	Fossella	McHugh
Bilbray	Fox	McKeon
Bilirakis	Franks (AZ)	McMorris
Bishop (UT)	Frelinghuysen	Rodgers
Blackburn	Gallegly	Mica
Blunt	Garrett (NJ)	Miller (FL)
Boehner	Gerlach	Miller (MI)
Bonner	Gillmor	Miller, Gary
Bono	Gingrey	Moran (KS)
Boozman	Gohmert	Murphy, Tim
Boustany	Goode	Musgrave
Brady (TX)	Goodlatte	Myrick
Brown (SC)	Granger	Neugebauer
Brown-Waite,	Graves	Nunes
Ginny	Hastert	Paul
Buchanan	Hastings (WA)	Pearce
Burgess	Hayes	Pence
Burton (IN)	Heller	Petri
Burgess	Hensarling	Pickering
Henger	Hobson	Pitts
Camp (MI)	Hoekstra	Platts
Campbell (CA)	Hulshof	Poe
Cannon	Inglis (SC)	Porter
Cantor	Issa	Price (GA)
Capito	Jindal	Pryce (OH)
Carter	Johnson (IL)	Putnam
Castle	Johnson, Sam	Radanovich
Chabot	Jordan	Ramstad
Coble	Keller	Regula
Cole (OK)	King (IA)	Rehberg
Conaway	King (NY)	Reichert
Crenshaw	Kirk	Renzi
Cubin	Kline (MN)	Rogers (AL)
Culberson	Knollenberg	Rogers (KY)
Davis (KY)	Kuhl (NY)	Rogers (MI)
Davis, David	Lamborn	Rohrabacher
Davis, Tom	Latham	Ros-Lehtinen
Deal (GA)	LaTourette	Roskam
Dent	Lewis (CA)	Royce
Diaz-Balart, L.	Lewis (KY)	Ryan (WI)
Diaz-Balart, M.	Linder	Sali
Doilittle	LoBiondo	Saxton
Drake	Lucas	Schmidt
Dreier		Sensenbrenner
Duncan		

So the resolution was agreed to. A motion to reconsider the vote whereby said resolution was agreed to was, by unanimous consent, laid on the table.

¶46.12 H. RES. 266—UNFINISHED BUSINESS

The SPEAKER pro tempore, Mr. BUTTERFIELD, pursuant to clause 8, rule XX, announced the further unfinished business to be the motion to suspend the rules and agree to the resolution (H. Res. 266) supporting the goals and ideals of Professional Social Work Month and World Social Work Day.

The question being put,

Will the House suspend the rules and agree to said resolution?

The vote was taken by electronic device.

It was decided in the { Yeas ..... 417 affirmative ..... Nays ..... 2

¶46.13 [Roll No. 193]

YEAS—417

Abercrombie	Burton (IN)	Diaz-Balart, L.
Ackerman	Butterfield	Diaz-Balart, M.
Aderholt	Buyer	Dicks
Akin	Calvert	Dingell
Alexander	Camp (MI)	Doggett
Allen	Campbell (CA)	Donnelly
Altmire	Cannon	Doolittle
Arcuri	Cantor	Doyle
Baca	Capito	Drake
Bachmann	Capps	Dreier
Bachus	Capuano	Duncan
Baird	Cardoza	Edwards
Baker	Carnahan	Ehlers
Baldwin	Carney	Ellison
Baldray (SC)	Carter	Emanuel
Barrow	Castle	Emerson
Bartlett (MD)	Castor	Engel
Barton (TX)	Chabot	English (PA)
Bean	Chandler	Eshoo
Becerra	Clarke	Etheridge
Berkley	Clay	Everett
Berman	Cleaver	Fallin
Berry	Clyburn	Farr
Biggett	Coble	Fattah
Bilbray	Cohen	Feeney
Bilirakis	Cole (OK)	Ferguson
Bishop (GA)	Conaway	Filner
Bishop (NY)	Conyers	Flake
Bishop (UT)	Cooper	Forbes
Blackburn	Costa	Fortenberry
Blunt	Costello	Fossella
Blumenauer	Courtney	Fox
Boehner	Cramer	Frank (MA)
Bonner	Crenshaw	Frelinghuysen
Bono	Crowley	Gallegly
Boozman	Cubin	Garrett (NJ)
Boren	Cuellar	Gerlach
Boswell	Culberson	Giffords
Boucher	Cummings	Gilchrest
Boustany	Davis (AL)	Gillibrand
Boyd (FL)	Davis (IL)	Gillmor
Boyd (KS)	Davis (KY)	Gingrey
Brady (PA)	Davis, David	Gohmert
Brady (TX)	Davis, Lincoln	Gonzalez
Braley (IA)	Davis, Tom	Goode
Brown, Corrine	Deal (GA)	Goodlatte
Butterfield	DeFazio	Gordon
Buyer	DeGette	Granger
Capps	Delahunt	Graves
Capuano	DeLauro	Green, Al
Cardoza	Dent	Grijalva

Gutierrez	Matsui	Rush
Hall (NY)	McCarthy (CA)	Ryan (OH)
Hall (TX)	McCarthy (NY)	Ryan (WI)
Hare	McCaul (TX)	Salazar
Harman	McCollum (MN)	Sali
Hastert	McCotter	Sánchez, Linda
Hastings (FL)	McCrery	T.
Hastings (WA)	McDermott	Tanche, Loretta
Hayes	McGovern	Sarbanes
Heller	McHenry	Saxton
Hensarling	McHugh	Schakowsky
Hergert	McIntyre	Schiff
Herseeth	McKeon	Schmidt
Higgins	McMorris	Schwartz
Hill	Rodgers	Scott (GA)
Hinchey	McNerney	Scott (VA)
Hinojosa	McNulty	Sensenbrenner
Hirono	Meek (FL)	Serrano
Hobson	Meeks (NY)	Sessions
Hodes	Melancon	Sestak
Hoekstra	Mica	Shadegg
Holden	Michaud	Shays
Holt	Miller (FL)	Shea-Porter
Honda	Miller (MI)	Sherman
Hooley	Miller (NC)	Shimkus
Hoyer	Miller, Gary	Shuler
Hulshof	Miller, George	Shuster
Hunter	Mitchell	Simpson
Inglis (SC)	Mollohan	Sires
Inslee	Moore (KS)	Skelton
Israel	Moore (WI)	Slaughter
Issa	Moran (KS)	Smith (NE)
Jackson (IL)	Moran (VA)	Smith (NJ)
Jackson-Lee	Murphy (CT)	Smith (TX)
(TX)	Murphy, Patrick	Smith (WA)
Jefferson	Murphy, Tim	Snyder
Jindal	Murtha	Solis
Johnson (GA)	Musgrave	Souder
Johnson (IL)	Myrick	Space
Johnson, E. B.	Nadler	Spratt
Johnson, Sam	Napolitano	Stark
Jones (NC)	Neal (MA)	Stearns
Jones (OH)	Neugebauer	Stupak
Jordan	Nunes	Sullivan
Kagen	Oberstar	Sutton
Kaptur	Obey	Tanner
Keller	Oliver	Tauscher
Kennedy	Ortiz	Taylor
Kildee	Pallone	Terry
Kilpatrick	Pascrell	Thompson (CA)
Kind	Pastor	Thompson (MS)
King (IA)	Payne	Thornberry
King (NY)	Pearce	Tiahrt
Kirk	Pence	Tiberi
Klein (FL)	Perlmutter	Tierney
Kline (MN)	Peterson (MN)	Towns
Knollenberg	Peterson (PA)	Turner
Kucinich	Petri	Udall (CO)
Kuhl (NY)	Pickering	Upton
LaHood	Pitts	Van Hollen
Lamborn	Platts	Velázquez
Langevin	Poe	Visclosky
Lantos	Pomeroy	Walberg
Larsen (WA)	Porter	Walden (OR)
Larson (CT)	Price (GA)	Walsh (NY)
Latham	Price (NC)	Walz (MN)
LaTourette	Pryce (OH)	Wamp
Lee	Putnam	Wasserman
Levin	Radanovich	Schultz
Lewis (CA)	Rahall	Waters
Lewis (GA)	Ramstad	Watson
Lewis (KY)	Rangel	Watt
Linder	Regula	Waxman
Lipinski	Rehberg	Weiner
LoBiondo	Reichert	Welch (VT)
Loeb sack	Renzi	Weldon (FL)
Lofgren, Zoe	Reyes	Weller
Lowey	Reynolds	Westmoreland
Lucas	Rodriguez	Wexler
Lungren, Daniel	Rogers (AL)	Whitfield
E.	Rogers (KY)	Wicker
Lynch	Rogers (MI)	Wilson (NM)
Mack	Rohrabacher	Wilson (OH)
Mahoney (FL)	Ros-Lehtinen	Wilson (SC)
Maloney (NY)	Roskam	Wolf
Manzullo	Ross	Woolsey
Marchant	Rothman	Wu
Markey	Roybal-Allard	Wynn
Marshall	Royce	Young (AK)
Matheson	Ruppersberger	Young (FL)

NAYS—2

Paul	Tancredo
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NOT VOTING—14

Andrews	Franks (AZ)	Meehan
Carson	Green, Gene	Millender
Davis (CA)	Kanjorski	McDonald
Davis, Jo Ann	Kingston	Udall (NM)
Ellsworth	Lampson	Yarmuth

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said resolution was agreed to.

A motion to reconsider the vote whereby the rules were suspended and said resolution was agreed to was, by unanimous consent, laid on the table.

¶46.14 RAIL AND PUBLIC TRANSPORTATION SECURITY

The SPEAKER pro tempore, Ms. CLARKE, pursuant to House Resolution 270 and rule XVIII, declared the House resolved into the Committee of the Whole House on the state of the Union for the consideration of the bill (H.R. 1401) to improve the security of railroads, public transportation, and over-the-road buses in the United States, and for other purposes.

The SPEAKER pro tempore, Ms. CLARKE, by unanimous consent, designated Mr. BUTTERFIELD as Chairman of the Committee of the Whole; and after some time spent therein,

¶46.15 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment, printed in House Report 110-74, submitted by Mr. THOMPSON of Mississippi:

Section 2(2)(E), strike “railroad and transit cars” and insert “railroad cars, public transportation cars and buses, and over-the-road buses”.

Section 2(6)(B), strike “the public transportation designated recipient providing the transportation” and insert “the designated recipient”.

Section 2(14), strike the period after “over-the-road bus” and insert “—”.

After section 2, insert the following:

SEC. 3. NO PREEMPTION OF STATE LAW.

(a) NO PREEMPTION OF STATE LAW.—Nothing in section 20106 of title 49, United States Code, preempts a State cause of action, or any damages recoverable in such an action, including negligence, recklessness, and intentional misconduct claims, unless compliance with State law would make compliance with Federal requirements impossible. Nothing in section 20106 of title 49, United States Code, confers Federal jurisdiction of a question for such a cause of action.

(b) SECRETARIAL POWER.—Section 20106 of title 49, United States Code, preempts only positive laws, regulations, or orders by executive or legislative branch officials that expressly address railroad safety or security. The Secretary and the Secretary of Transportation have the power to preempt such positive enactments by substantially subsuming the same subject matter, pursuant to proper administrative procedures.

Section 101(a), strike “, in consultation with the Secretary of Transportation,”.

Section 103, strike “, in consultation with the Secretary of Transportation,” each place it appears, except subsection (o).

Section 103(c)(1), strike “high-or” and insert “high- or”.

Section 103(e), strike “vulnerabilities and security plans” and insert “a vulnerability assessment and security plan”.

Section 103(k)(3)—

(1) strike “those submissions” and insert “such submission”; and

(2) strike “vulnerability assessments and security plans” and insert “the vulnerability assessment and security plan”.

Section 103(o), strike “, hereinafter referred to as ‘Amtrak’”.

Section 104(a), strike “, in consultation with the Secretary of Transportation,”.

Section 105(a), strike “, in consultation with the Secretary of Transportation,”.

Section 105(b)(2), strike “rail” and insert “railroad”.

Section 105(b)(3), strike “redevelopment and”.

Section 105(b)(4), insert “, including stations and other railroad transportation infrastructure owned by State or local governments” before the period.

Section 105(b)(12) insert “security” before “inspection” each place it appears.

Section 105(b)(16), strike “front-line railroad employees” and insert “railroad employees, including front-line employees”.

Strike section 105(c) and insert the following:

(c) DEPARTMENT OF HOMELAND SECURITY RESPONSIBILITIES.—In carrying out the responsibilities under subsection (a), the Secretary shall—

(1) determine the requirements for recipients of grants under this section, including application requirements;

(2) pursuant to subsection (f), determine who are the recipients of grants under this section;

(3) pursuant to subsection (b), determine the uses for which grant funds may be used under this section;

(4) establish priorities for uses of funds for grant recipients under this section; and

(5) not later than 5 business days after making determinations under paragraphs (1) through (4), transfer grant funds under this section to the Secretary of Transportation for distribution to the recipients of grants determined by the Secretary under paragraph (2).

Section 105—

(1) strike subsection (f);

(2) redesignate subsections (d) through (m) as subsections (g) through (o), respectively;

(3) insert after subsection (c), as amended, the following:

(d) DEPARTMENT OF TRANSPORTATION RESPONSIBILITIES.—The Secretary of Transportation shall distribute grant funds under this section to the recipients of grants determined by the Secretary under subsection (f).

(e) MONITORING AND AUDITING.—The Department of Homeland Security and the Department of Transportation jointly shall monitor and audit the use of funds under this section.

(f) ELIGIBILITY.—A railroad carrier is eligible for a grant under this section if the carrier has completed a vulnerability assessment and developed a security plan that the Secretary has approved under section 103. Grant funds may only be used for permissible uses under subsection (b) to further a rail security plan.

Section 105(j), as redesignated (relating to standards)—

(1) strike “The Secretary shall require a” and insert “A”;

(2) after “108” insert “shall be required”; and

(3) strike “Amtrak” and insert “the National Railroad Passenger Corporation”.

Section 105(m), as redesignated (relating to guidelines)—

(1) strike “, in consultation with the Secretary of Transportation,”; and

(2) strike “recipients of grants under this section” the first place it appears and insert “, to the extent that recipients of grants under this section use contractors or subcontractors, such recipients”

Section 105 strike subsection (n), as redesignated.

Section 105, redesignate subsection (o), as redesignated, as subsection (n).

Section 106, strike “, in consultation with the Secretary of Transportation,” each place it appears.

Section 106(b)(2), insert “, including stations and other public transportation infrastructure owned by State or local governments” before the period.

Section 106(b)—

(1) redesignate paragraphs (10) through (17) as paragraphs (11) through (18), respectively; and

(2) after paragraph (9) insert the following:

(10) Purchase and placement of bomb-resistant trash cans throughout public transportation facilities, including subway exits, entrances, and tunnels.

Section 106(b)(15), as redesignated—

(1) strike “front-line” before “public”; and  
(2) insert “, including front-line employees” after “employees”.

Section 106(b)(16), as redesignated, after “reimbursement” insert “, including reimbursement of State, local, and tribal governments for costs.”

Section 106(b)(17), as redesignated, after “costs” insert “, including reimbursement of State, local, and tribal governments for costs”.

At the end of section 106(b), strike paragraph (18), as redesignated, and insert the following:

(18) Such other security improvements as the Secretary considers appropriate, including security improvements for newly completed public transportation systems that are not yet operable for passenger use.

Section 106—

(1) strike subsections (c) and (d);

(2) redesignate subsections (e) through (j) as subsections (g) through (l), respectively; and

(3) insert after subsection (b) the following:

(c) DEPARTMENT OF HOMELAND SECURITY RESPONSIBILITIES.—In carrying out the responsibilities under subsection (a), the Secretary shall—

(1) determine the requirements for recipients of grants under this section, including application requirements;

(2) pursuant to subsection (f), determine who are the recipients of grants under this section;

(3) pursuant to subsection (b), determine the uses for which grant funds may be used under this section;

(4) establish priorities for uses of funds for grant recipients under this section; and

(5) not later than 5 business days after making determinations under paragraphs (1) through (4), transfer grant funds under this section to the Secretary of Transportation for distribution to the recipients of grants determined by the Secretary under paragraph (2).

(d) DEPARTMENT OF TRANSPORTATION RESPONSIBILITIES.—The Secretary of Transportation shall distribute grant funds under this section to the recipients of grants determined by the Secretary under subsection (f).

(e) MONITORING AND AUDITING.—The Department of Homeland Security and the Department of Transportation shall jointly monitor and audit the use of funds under this section.

(f) ELIGIBILITY.—A designated recipient is eligible for a grant under this section if the recipient has completed a vulnerability assessment and developed a security plan that the Secretary has approved under section 103. Grant funds may only be used for permissible uses under subsection (b) to further a public transportation security plan.

Section 106, subsection (g), as redesignated (relating to terms and conditions), strike “under effect” and insert “as in effect”.

Section 106, subsection (j), as redesignated (relating to guidelines), strike “recipients of grants under this section” the first place it appears and insert “, to the extent that recipients of grants under this section use contractors or subcontractors, such recipients shall”.

Section 106, strike subsection (k), as redesignated (relating to monitoring).

Section 106, redesignate subsection (l), as redesignated (relating to authorization of appropriations), as subsection (k).

Section 107, strike “, in consultation with the Secretary of Transportation,” each place it appears.

Section 107(b)(1), insert: “, including terminals and other over-the-road bus facilities owned by State or local governments” before the period.

Section 107(b)(8) strike—

(1) strike “front-line” before “over-the-road”; and

(2) insert “, including front-line employees” after “employees”.

Section 107(b)(10), after “reimbursement” insert “including reimbursement of State, local, and tribal governments for costs.”

Section 107(b)(12), after “costs” insert “, including reimbursement of State, local, and tribal governments for such costs.”

Section 107—

(1) redesignate subsections (e) through (j) as subsections (g) through (l), respectively; and

(2) strike subsections (c) and (d) and insert the following:

(c) DEPARTMENT OF HOMELAND SECURITY RESPONSIBILITIES.—In carrying out the responsibilities under subsection (a), the Secretary shall—

(1) determine the requirements for recipients of grants under this section, including application requirements;

(2) pursuant to subsection (f), determine who are the recipients of grants under this section;

(3) pursuant to subsection (b), determine the uses for which grant funds may be used under this section;

(4) establish priorities for uses of funds for grant recipients under this section; and

(5) not later than 5 business days of making determinations under paragraphs (1) through (4), transfer grant funds under this section to the Secretary of Transportation for distribution to the recipients of grants determined by the Secretary under paragraph (2).

(d) DEPARTMENT OF TRANSPORTATION RESPONSIBILITIES.—The Secretary of Transportation shall distribute grant funds under this section to the recipients of grants determined by the Secretary under subsection (f).

(e) MONITORING AND AUDITING.—The Department of Homeland Security and the Department of Transportation shall jointly monitor and audit the use of funds under this section.

(f) ELIGIBILITY.—A private operator providing transportation by an over-the-road bus is eligible for a grant under this section if the operator has completed a vulnerability assessment and developed a security plan that the Secretary has approved under section 103. Grant funds may only be used for permissible uses under subsection (b) to further an over-the-road bus security plan.

Section 107, subsection (i), as redesignated (relating to annual reports), after “funds” insert a period.

Section 107, subsection (j), as redesignated (relating to guidelines), strike “recipients of grants under this section the first place it appears” and insert “to the extent that recipients of grants under this section use contractors or subcontractors, such recipients shall”.

Section 107, strike subsection (k) as redesignated (relating to monitoring).

Section 107, redesignate subsection (l), as redesignated (relating to authorization), as subsection (k).

Section 108(a), strike “Amtrak” the first place it appears and insert “the National Railroad Passenger Corporation”.

Section 108(c) strike “recipients of grants under this section” the first place it appears

and insert “, to the extent that recipients of grants under this section use contractors or subcontractors, such recipients shall”.

Section 109(a), strike “, in consultation with the Secretary of Transportation,”

Section 109(a)(1), insert a comma after “employees”.

Section 109(b)(3) strike “and fire fighter workers” and insert “or emergency response personnel”.

Section 109(c)(9), strike “Any other subject” and insert “Other security training activities that”.

Section 109(d)(1), strike “in final form”.

Section 109(d)(2), insert “proposal” after “training program”.

Section 109(d)(3), insert “proposal” after “training program”.

Section 109(d)(4), insert “as necessary” after “workers”.

Section 110(a), strike “, in consultation with the Secretary of Transportation,”

Section 110(c), strike “, in consultation with the Secretary of Transportation,”

Section 110(c)(1), insert “working jointly with the Secretary of Transportation,” before “consolidates”.

Section 111(b)(3) strike “freight”.

Section 111(b), strike “and” at the end of paragraph (6), redesignate paragraph (7) as paragraph (8), and insert the following after paragraph (6):

(7) to assess the vulnerabilities and risks associated with new rail and public transportation construction projects prior to their completion; and

Section 111(c)(2)(E)—

(1) strike “including,” and insert “, including”; and

(2) strike “Institution or Tribal University” and insert “Institutions or Tribal Universities”.

Strike section 112 of the bill and insert the following (and make all necessary technical and conforming changes):

#### SEC. 112. WHISTLEBLOWER PROTECTIONS.

(a) IN GENERAL.—No covered individual may be discharged, demoted, suspended, threatened, harassed, reprimanded, investigated, or in any other manner discriminated against, including by a denial, suspension, or revocation of a security clearance or by any other security access determination, if such discrimination is due, in whole or in part, to any lawful act done, perceived to have been done, or intended to be done by the covered individual—

(1) to provide information, cause information to be provided, or otherwise assist in an investigation regarding any conduct which the covered individual reasonably believes constitutes a violation of any law, rule, or regulation relating to rail, public transportation, or over-the-road-bus security, which the covered individual reasonably believes constitutes a threat to rail, public transportation, or over-the-road-bus security, or which the covered individual reasonably believes constitutes fraud, waste, or mismanagement of Government funds intended to be used for rail, public transportation, or over-the-road-bus security, if the information or assistance is provided to or the investigation is conducted by—

(A) by a Federal, State, or local regulatory or law enforcement agency (including an office of the Inspector General under the Inspector General Act of 1978 (5 U.S.C. App.; Public Law 95-452);

(B) any Member of Congress, any committee of Congress, or the Government Accountability Office; or

(C) a person with supervisory authority over the covered individual (or such other person who has the authority to investigate, discover, or terminate);

(2) to file, cause to be filed, testify, participate in, or otherwise assist in a proceeding

or action filed or about to be filed relating to an alleged violation of any law, rule, or regulation relating to rail, public transportation, or over-the-road bus security; or

(3) to refuse to violate or assist in the violation of any law, rule, or regulation relating to rail public transportation, or over-the-road bus security.

(b) ENFORCEMENT ACTION.—

(1) IN GENERAL.—A covered individual who alleges discharge or other discrimination by any person in violation of subsection (a) may—

(A) in the case of a covered individual who is employed by the Department or the Department of Transportation, seek relief in accordance with—

(i) the provisions of title 5, United States Code, to the same extent and in the same manner as if such individual were seeking relief from a prohibited personnel practice described in section 2302(b)(8) of such title; and

(ii) the amendments made by section 112A; except that, if the disclosure involved consists in whole or in part of classified or sensitive information, clauses (i) and (ii) shall not apply, and such individual may seek relief in the same manner as provided by section 112B;

(B) in the case of a covered individual who is a contractor or subcontractor of the Department or the Department of Transportation, seek relief in accordance with section 112B; and

(C) in the case of any other covered individual, seek relief in accordance with the provisions of this section, with any petition or other request for relief under this section to be initiated by filing a complaint with the Secretary of Labor.

(2) PROCEDURE.—

(A) IN GENERAL.—An action under paragraph (1)(C) shall be governed under the rules and procedures set forth in section 42121(b) of title 49, United States Code.

(B) EXCEPTION.—Notification made under section 42121(b)(1) of title 49, United States Code, shall be made to the person named in the complaint and to the person's employer.

(C) BURDENS OF PROOF.—An action brought under paragraph (1)(C) shall be governed by the legal burdens of proof set forth in section 42121(b) of title 49, United States Code.

(D) STATUTE OF LIMITATIONS.—An action under paragraph (1)(C) shall be commenced not later than 1 year after the date on which the violation occurs.

(3) DE NOVO REVIEW.—With respect to a complaint under paragraph (1)(C), if the Secretary of Labor has not issued a final decision within 180 days after the filing of the complaint (or, in the event that a final order or decision is issued by the Secretary of Labor, whether within the 180-day period or thereafter, then, not later than 90 days after such an order or decision is issued), the covered individual may bring an original action at law or equity for de novo review in the appropriate district court of the United States, which shall have jurisdiction over such an action without regard to the amount in controversy, and which action shall, at the request of either party to such action, be tried by the court with a jury.

(c) REMEDIES.—

(1) IN GENERAL.—A covered individual prevailing in any action under subsection (b)(1)(C) shall be entitled to all relief necessary to make the covered individual whole.

(2) DAMAGES.—Relief in an action under subsection (b)(1)(C) (including an action described in subsection (b)(3)) shall include—

(A) reinstatement with the same seniority status that the covered individual would have had, but for the discrimination;

(B) the amount of any back pay, with interest; and

(C) compensation for any special damages sustained as a result of the discrimination,

including litigation costs, expert witness fees, and reasonable attorney fees.

(3) POSSIBLE RELIEF.—Relief in an action under subsection (b)(1)(C) may include punitive damages in an amount not to exceed the greater of 3 times the amount of any compensatory damages awarded under this section or \$5,000,000.

(d) USE OF STATE SECRETS PRIVILEGE.—

(1) If, in any action for relief sought by a covered individual in accordance with the provisions of subsection (b)(1)(A), (B), or (C), the Government agency moves to withhold information from discovery based on a claim that disclosure would be inimical to national security by asserting the privilege commonly referred to as the "state secrets privilege", and if the assertion of such privilege prevents the covered individual from establishing an element in support of the covered individual's claim, the court shall resolve the disputed issue of fact or law in favor of the covered individual, provided that, in an action brought by a covered individual in accordance with the provisions of subsection (b)(1)(A) or (B), an Inspector General investigation under section 112B has resulted in substantial confirmation of that element, or those elements, of the covered individual's claim.

(2) In any case in which the Government agency asserts the privilege commonly referred to as the "state secrets privilege", whether or not an Inspector General has conducted an investigation with respect to the alleged discrimination, the head of the Government agency involved shall, at the same time it asserts the privilege, issue a report to authorized Members of Congress, accompanied by a classified annex if necessary, describing the reasons for the assertion, explaining why the court hearing the matter does not have the ability to maintain the protection of classified information related to the assertion, detailing the steps the agency has taken to arrive at a mutually agreeable settlement with the covered individual, setting forth the date on which the classified information at issue will be declassified, and providing all relevant information about the underlying substantive matter.

(e) CRIMINAL PENALTIES.—

(1) IN GENERAL.—It shall be unlawful for any person employing a covered individual described in subsection (b)(1)(C) to commit an act prohibited by subsection (a). Any person who willfully violates this section by terminating or retaliating against any such covered individual who makes a claim under this section shall be fined under title 18, United States Code, imprisoned not more than 1 year, or both.

(2) REPORTING REQUIREMENT.—

(A) IN GENERAL.—The Attorney General shall submit to the appropriate congressional committees an annual report on the enforcement of paragraph (1).

(B) CONTENTS.—Each such report shall—

(i) identify each case in which formal charges under paragraph (1) were brought;

(ii) describe the status or disposition of each such case; and

(iii) in any actions under subsection (b)(1)(C) in which the covered individual was the prevailing party or the substantially prevailing party, indicate whether or not any formal charges under paragraph (1) have been brought and, if not, the reasons therefor.

(f) NO PREEMPTION.—Nothing in this section, section 112A, or section 112B preempts or diminishes any other safeguards against discrimination, demotion, discharge, suspension, threats, harassment, reprimand, retaliation, or any other manner of discrimination provided by Federal or State law.

(g) RIGHTS RETAINED BY COVERED INDIVIDUAL.—Nothing in this section, section 112A, or section 112B shall be deemed to di-

minish the rights, privileges, or remedies of any covered individual under any Federal or State law or under any collective bargaining agreement. The rights and remedies in this section, section 112A and section 112B may not be waived by any agreement, policy, form, or condition of employment.

(h) DEFINITIONS.—In this section, section 112A and section 112B, the following definitions apply:

(1) COVERED INDIVIDUAL.—The term "covered individual" means an employee of—

(A) the Department;

(B) the Department of Transportation;

(C) a contractor or subcontractor; and

(D) an employer within the meaning of section 701(b) of the Civil Rights Act of 1964 (42 U.S.C. 2000e(b)) and who is a provider of covered transportation.

(2) LAWFUL.—The term "lawful" means not specifically prohibited by law, except that, in the case of any information the disclosure of which is specifically prohibited by law or specifically required by Executive order to be kept classified in the interest of national defense or the conduct of foreign affairs, any disclosure of such information to any Member of Congress, committee of Congress, or other recipient authorized to receive such information, shall be deemed lawful.

(3) CONTRACTOR.—The term "contractor" means a person who has entered into a contract with the Department, the Department of Transportation, or a provider of covered transportation.

(4) EMPLOYEE.—The term "employee" means—

(A) with respect to an employer referred to in paragraph (1)(A) or (1)(B), an employee as defined by section 2105 of title 5, United States Code; and

(B) with respect to an employer referred to in paragraph (1)(C) or (1)(D), any officer, partner, employee, or agent.

(5) SUBCONTRACTOR.—The term "subcontractor"—

(A) means any person, other than the contractor, who offers to furnish or furnishes any supplies, materials, equipment, or services of any kind under a contract with the Department, the Department of Transportation, or a provider of covered transportation; and

(B) includes any person who offers to furnish or furnishes general supplies to the contractor or a higher tier subcontractor.

(6) PERSON.—The term "person" means a corporation, partnership, State entity, business association of any kind, trust, joint-stock company, or individual.

Section 113(c), strike "the Secretary of Transportation and".

Section 116(b), strike "designate the Center" and insert "select an institution of higher education to operate the National Transportation Security Center of Excellence".

Section 116(c)—

(1) redesignate paragraphs (1) through (3) as paragraphs (2) through (4), respectively; and

(2) insert after the subsection heading the following:

(1) CONSORTIUM.—The institution of higher education selected under subsection (b) shall execute agreements with other institutions of higher education to develop a consortium to assist in accomplishing the goals of the Center.

Section 116(c)(3), as redesignated, insert "or" before "Tribal".

Section 116, strike "Consortium" each place it appears and insert "consortium".

Section 118, after "risk" strike all that follows through "security".

Section 120(d)(1), strike "any rule" and all that follows through "an employer" and insert the following: "if an employer performs background checks to satisfy any rule, regulation, directive, or other guidance issued by

the Secretary regarding background checks of covered individuals, the employer shall be prohibited”.

Section 123(a), strike “the Committee on Homeland Security and Government Affairs of the Senate and the Committee on Homeland Security of the House of Representatives” and insert “the appropriate congressional committees”.

Section 124, strike “railcar” and insert “railroad car” each place it appears.

Section 124(b)(1), strike subparagraph (B) and insert the following:

(B) More than 25 kilograms (55 pounds) of a division 1.1, 1.2, or 1.3 explosive, as defined in section 173.50 of title 49, Code of Federal Regulations, in a motor vehicle, rail car, or freight container.

Section 124(b)(3)(A), strike “railyards” and insert “railroad yards”.

Section 124(f), insert “railroad” before “carrier”.

Section 125(d)—

(1) redesignate paragraph (16) as paragraph (17);

(2) in paragraph (15), strike “and” after the semicolon; and

(3) after paragraph (15), insert the following:

(16) nonprofit employee labor organizations; and

Section 124(f), insert “railroad” before “carrier”.

Section 125 at the end, insert the following:

(f) SAVINGS PROVISION.—An action of the Secretary or the Secretary of Transportation under this Act is not an exercise, under section 4(b)(1) of the Occupational Safety and Health Act of 1970 (29 U.S.C. 653(b)(1)), of statutory authority to prescribe or enforce standards or regulations affecting occupational safety or health.

Section 126(a)(1), “The Secretary shall” and insert “The Secretary and the Secretary of Transportation shall jointly”.

Section 126(a)(2), strike “the Secretary shall” and insert “the Secretary and the Secretary of Transportation shall jointly”.

Section 126(a)(3), insert “and the Secretary of Transportation” after “Secretary”.

Section 126(b)(3), insert “and the Secretary of Transportation” after “Secretary”.

Section 128, strike “shall” and insert “should”.

Section 128, insert “(a) PREFERENCE.—” before “In”.

Section 128 at the end, insert the following:

(b) SAVINGS PROVISION.—Nothing in this section shall affect grant recipient requirements pursuant to section 5323(j) of title 49, United States Code, section 24305(f) of title 49, United States Code, and the Buy American Act (41 U.S.C. 10).

Section 130(a), strike “undeclared passengers or contraband, including”.

Section 130 at the end, insert the following:

(c) USE OF TRANSPORTATION DATA.—In carrying out this subsection, the Secretary shall make use of data collected and maintained by the Secretary of Transportation.

Section 131, strike the text and insert the following: “In carrying out section 119, the Secretary shall require each provider of covered transportation, including contractors and subcontractors, assigned to a high-risk tier under section 102 to submit the names of their employees to the Secretary to conduct checks of their employees against available terrorist watchlists and immigration status databases.”.

At the end of title I, insert the following (and conform the table of contents accordingly):

SEC. 132. REVIEW OF GRANT-MAKING EFFICIENCY.

(a) ANNUAL STUDY.—The Comptroller General of the United States shall conduct an annual study for each of the first 3 years

after the enactment of this title regarding the administration and use of the grants awarded under sections 105, 106, and 107 of this title, including—

(1) the efficiency of the division of the grant-making process, including whether the Department of Transportation’s role in distributing, auditing, and monitoring the grant funds produces efficiency compared to the consolidation of these responsibilities in the Department of Homeland Security;

(2) whether the roles of the Department of Homeland Security and the Department of Transportation in the administration of the grants permit the grants to be awarded and used in a timely and efficient manner and according to their intended purposes;

(3) the use of grant funds, including whether grant funds are used for authorized purposes.

(b) REPORT.—The Comptroller General of the United States shall submit an annual report to the appropriate congressional committees on the results of the study for each of the first 3 years after enactment of this title, including any recommendations for improving the administration and use of the grant funds awarded under sections 105, 106, and 107.

SEC. 133. ROLES OF THE DEPARTMENT OF HOMELAND SECURITY AND THE DEPARTMENT OF TRANSPORTATION.

The Secretary of Homeland Security is the principal Federal official responsible for transportation security. The roles and responsibilities of the Department of Homeland Security and the Department of Transportation in carrying out sections 101, 103, 104, 105, 106, 107, 109, 110, 111, 113, 123, 124, 125, 126, 127, 128, 129, 130, 131, and 201 of this Act are the roles and responsibilities of such Departments pursuant to the Aviation and Transportation Security Act (Public Law 107-71); the Intelligence Reform and Terrorism Prevention Act of 2004 (Public Law 108-458); the National Infrastructure Protection Plan required by Homeland Security Presidential Directive 7; Executive Order 13416: Strengthening Surface Transportation Security, dated December 5, 2006; the Memorandum of Understanding between the Department and the Department of Transportation on Roles and Responsibilities, dated September 28, 2004; the Annex to the Memorandum of Understanding between the Department and the Department of Transportation on Roles and Responsibilities concerning Railroad Security, dated September 28, 2006; the Annex to the Memorandum of Understanding between the Department and the Department of Transportation on Roles and Responsibilities concerning Public Transportation Security, dated September 8, 2005; and any subsequent agreements between the Department of Homeland Security and the Department of Transportation.

Section 201(a), strike “ensure that canine detection teams are deployed” and insert “encourage the deployment of canine detection teams”.

Section 201(b), strike “to increase” and insert “to encourage an increase in”.

Strike “rail carrier” and insert “railroad carrier” each place it appears in the bill.

It was decided in the affirmative ..... Yeas ..... 224 Nays ..... 199 Answered present 1

46.16 [Roll No. 194] AYES—224

Table with 3 columns: Name, Name, Name. Includes Abercrombie, Ackerman, Allen, Altmire, Arcuri, Baca, Baird, Baldwin, Barrow, Bean, Becerra, Berkley, Berman, Berry, Bishop (GA), Bishop (NY), Blumenauer, Bordallo, Boren, Boswell, Boucher, Boyd (FL), Brady (PA), Braley (IA), Brown, Corrine, Butterfield, Capps, Capuano, Cardoza, Carnahan, Carney, Castor, Christensen, Clarke, Clay, Cleaver, Clyburn, Cohen, Conyers, Cooper, Costa, Costello, Courtney, Cramer, Crowley, Cummings, Davis (AL), Davis (CA), Davis (IL), Davis, Lincoln, DeFazio, DeGette, Delahunt, DeLauro, Dicks, Dingell, Doggett, Donnelly, Doyle, Edwards, Ellison, Ellsworth, Emanuel, Engel, Eshoo, Etheridge, Faleomavaega, Farr, Fattah, Filner, Frank (MA), Giffords, Gillibrand, Gonzalez, Gordon, Green, Al, Green, Gene, Grijalva, Gutierrez, Hall (NY), Hare, Harman, Hastings (FL), Herseth, Higgins, Hill, Hinchey, Hinojosa, Hirono, Hodes, Aderholt, Akin, Alexander, Bachmann, Bachus, Baker, Barrett (SC), Bartlett (MD), Barton (TX), Biggert, Bilbray, Bilirakis, Bishop (UT), Blackburn, Blunt, Boehner, Bonner, Bono, Boozman, Boustany, Brady (TX), Brown (SC), Brown-Waite, Ginny, Buchanan, Burgess, Burton (IN), Buyer, Calvert, Camp (MI), Cannon, Cantor, Capito, Carter, Castle, Chabot, Chandler, Coble, Cole (OK), Conaway, Cronshaw, Cubin, Culberson, Davis (KY), Davis, David, Davis, Tom, Deal (GA), Dent, Diaz-Balart, L., Diaz-Balart, M., Doolittle, Drake, Dreier, Duncan, Ehlers, Emerson, English (PA), Everett, Fallon, Feeney, Ferguson, Flake, Forbes, Fortenberry, Fortuño, Fossella, Foxx, Franks (AZ), Frelinghuysen, Gallegly, Garrett (NJ), Gerlach, Gilchrest, Gillmor, Gingrey, Gohmert, Goode, Goodlatte, Granger, Graves, Hall (TX), Hastert, Hastings (WA), Hayes, Heller, Hensarling, Herger

Table with 3 columns: Name, Name, Name. Includes Holden, Holt, Hooley, Hoyer, Insee, Israel, Jackson (IL), Jackson-Lee (TX), Jefferson, Johnson (GA), Johnson, E. B., Jones (OH), Kagen, Kaptur, Kennedy, Kildee, Kilpatrick, Kind, Klein (FL), Kucinich, Langevin, Lantos, Larsen (WA), Larson (CT), Lee, Levin, Lewis (GA), Lipinski, Loebbeck, Lofgren, Zoe, Lowey, Lynch, Mahoney (FL), Maloney (NY), Markey, Marshall, Matheson, Matsui, McCarthy (NY), McCollum (MN), McDermott, McGovern, McIntyre, McNerney, McNulty, Meehan, Meek (FL), Meeks (NY), Melancon, Michaud, Miller (NC), Miller, George, Mitchell, Mollohan, Moore (KS), Moore (WI), Moran (VA), Murphy (CT), Murphy, Patrick, Murtha, Nadler, Napolitano, Neal (MA), Norton, Oberstar, Obey, Olver, Ortiz, Pallone, Pascrell, Pastor, Payne, Perlmutter, Peterson (MN), Pomeroy, Price (NC), Rahall, Rangel, Reyes, Rodriguez, Ross, Rothman, Roybal-Allard, Ruppersberger, Rush, Ryan (OH), Salazar, Sanchez, Linda T., Sanchez, Loretta, Sarbanes, Schakowsky, Schiff, Schwartz, Scott (GA), Scott (VA), Serrano, Sestak, Shea-Porter, Sherman, Shuler, Sires, Skelton, Slaughter, Smith (WA), Snyder, Solis, Space, Spratt, Stark, Stupak, Sutton, Tauscher, Taylor, Thompson (CA), Thompson (MS), Tierney, Towns, Udall (CO), Van Hollen, Velázquez, Visclosky, Walz (MN), Wasserman, Schultz, Waters, Watson, Watt, Waxman, Welch (VT), Wexler, Wilson (OH), Woolsey, Wu, Wynn, Yarmuth

NOES—199

Table with 3 columns: Name, Name, Name. Includes Camp (MI), Cannon, Cantor, Capito, Carter, Castle, Chabot, Chandler, Coble, Cole (OK), Conaway, Cronshaw, Cubin, Culberson, Davis (KY), Davis, David, Davis, Tom, Deal (GA), Dent, Diaz-Balart, L., Diaz-Balart, M., Doolittle, Drake, Dreier, Duncan, Ehlers, Emerson, English (PA), Everett, Fallon, Feeney, Ferguson, Flake, Forbes, Fortenberry, Fortuño, Fossella, Foxx, Franks (AZ), Frelinghuysen, Gallegly, Garrett (NJ), Gerlach, Gilchrest, Gillmor, Gingrey, Gohmert, Goode, Goodlatte, Granger, Graves, Hall (TX), Hastert, Hastings (WA), Hayes, Heller, Hensarling, Herger



Hobson McMorris Sali Ellsworth Lewis (GA) Roybal-Allard Mica Regula Snyder
Hoekstra Rodgers Saxton Emanuel Lipinski Ruppertsberger Miller (FL) Rehberg Souder
Hulshof Mica Schmidt Engel LoBiundo Rush Miller (MI) Reichert Sullivan
Hunter Miller (FL) Sensenbrenner Eshoo Loebssack Ryan (OH) Miller, Gary Renzi Tancredo
Inglis (SC) Miller (MI) Sessions Etheridge Salazar Sanchez, Linda Moran (KS) Reynolds Terry
Issa Miller, Gary Shadegg Faleomavaega Sánchez, Linda Murphy, Tim Rogers (AL) Thornberry
Jindal Moran (KS) Shays Farr Mahoney (FL) T. Sanchez, Loretta Rogers (KY) Rogers (AL)
Johnson (IL) Murphy, Tim Shimkus Mahoney (FL) Sarbanes Moran (KS) Rogers (KY) Tiahrt
Johnson, Sam Musgrave Ferguson Filer Maloney (NY) Sarbanes Moran (KS) Rogers (MI) Tiberi
Jones (NC) Myrick Shuster Simpson Markey Marshall Matheson Schiff Schwartz Myrick Rogers (MI)
Jordan Neugebauer Smith (NE) Frank (MA) Marshall Matheson Schiff Schwartz Myrick Rogers (MI)
Keller Nunes Smith (NJ) Giffords Matsui Matheson Schiff Schwartz Myrick Rogers (MI)
King (IA) Paul Smith (TX) Gonzalez Gordon McCollum (MN) Scott (GA) Scott (VA) Neugebauer
King (NY) Pearce Souder Stearns Serrano Sestak Sestak Shea-Porter Musgrave
Kirk Peterson (PA) Tancredo Green, Al Green, Gene McDermott Serrano Sestak Shea-Porter
Kline (MN) Petri Tanner Green, Al Green, Gene McDermott Serrano Sestak Shea-Porter
Knollenberg Petri Tanner Green, Al Green, Gene McDermott Serrano Sestak Shea-Porter
Kuhl (NY) Pickering Terry Grijalva McIntyre Shea-Porter Sherman Shuler
LaHood Pitts Gutierrez Hall (NY) Shuler Meehan Skelton Skelton Skelton Skelton
Lamborn Poe Tiberi Hare Meehan Skelton Skelton Skelton Skelton
Latham Porter Tiberi Harman Meek (FL) Meeke (NY) Melancon Solis Solis Solis
LaTourette Price (GA) Turner Upton Hastings (FL) Herseth Higgins Hill Miller (NC) Spratt
Lewis (CA) Pryce (OH) Upton Hastings (FL) Herseth Higgins Hill Miller (NC) Spratt
Lewis (KY) Putnam Walberg Walden (OR) Walsh (NY) Wamp Wamp Weiner Weldon (FL) Weller
Linder Radanovich Walden (OR) Walsh (NY) Wamp Wamp Weiner Weldon (FL) Weller
LoBiundo Ramstad Walsh (NY) Wamp Wamp Weiner Weldon (FL) Weller
Lucas Regula Wilson (NM) Wolf Young (AK) Young (FL) Young (FL)
Lungren, Daniel Rehberg Weldon (FL) Weller
E. Reichert Renzi Rogers (AL) Rogers (KY) Rogers (MI) Rohrabacher Ros-Lehtinen Roskam
Mack Renzi Rogers (AL) Rogers (KY) Rogers (MI) Rohrabacher Ros-Lehtinen Roskam
Manzullo Kanjorski McDonald Reynolds Sullivan Udall (NM)
Marchant Kanjorski McDonald Reynolds Sullivan Udall (NM)
McCarthy (CA) Kanjorski McDonald Reynolds Sullivan Udall (NM)
McCaul (TX) Rohrabacher Wilson (NM) Wolf Young (AK) Young (FL)
McCotter Ros-Lehtinen Roskam
McCrery Roskam
McHenry Royce
McHugh Ryan (WI) Young (FL)

ANSWERED "PRESENT"—1

Boyd (KS)

NOT VOTING—14

Andrews Honda Millender- Carson Kanjorski McDonald Carson Kingston Reynolds Cuellar Lampson Sullivan Davis, Jo Ann McKeon Udall (NM)

So the amendment was agreed to.

¶46.17 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment, printed in House Report 110-74, submitted by Mr. COHEN:

At the end of title I, add the following:

SEC. . . . . ALTERNATIVE MATERIAL SOURCES.

The Secretary of Transportation, in consultation with the Secretary, shall establish a program to coordinate with State and local governments to minimize the need for transportation of toxic inhalation hazardous materials by rail.

It was decided in the { Yeas ..... 237 affirmative ..... Nays ..... 188

¶46.18 [Roll No. 195] AYES—237

Abercrombie Boyd (FL) Costa Ackerman Boyd (FL) Costello Allen Brady (PA) Courtney Altmire Braley (IA) Cramer Arcuri Brown, Corrine Crowley Baca Butterfield Cuellar Baird Capps Cummings Baldwin Capuano Davis (AL) Barrett (SC) Cardoza Davis (CA) Barrow Carnahan Davis (IL) Bean Carney Davis, Lincoln Becerra Castle Davis, Tom Berkeley Castor DeFazio Berman Chandler DeGette Berry Christensen Delahunt Bishop (GA) Clarke DeLauro Bishop (NY) Clay Dicks Blumenauer Cleaver Dingell Bordallo Clyburn Doggett Boren Doyle Boren Conyers Edwards Boswell Conyers Edwards Boucher Cooper Ellison

Ellsworth Emanuel Engel Eshoo Etheridge Faleomavaega Farr Fattah Ferguson Filer Frank (MA) Giffords Grijalva Gonzalez Gordon Green, Al Green, Gene Grijalva Gutierrez Hall (NY) Hare Harman Hastings (FL) Herseth Higgins Hill Hinchey Hinojosa Hirono Hodes Holden Holt Honda Hooley Hoyer Insole Israel Jackson (IL) Jackson-Lee (TX) Jefferson Johnson (GA) Johnson, E. B. Jones (NC) Kagen Kaptur Kennedy Kildee Kilpatrick Kind Klein (FL) Kucinich Langevin Lantos Larsen (WA) Larson (CT) Lee Levin Culberson Davis (KY) Davis, David Deal (GA) Dent Diaz-Balart, L. Diaz-Balart, M. Doolittle Drake Dreier Duncan Ehlert Emerson English (PA) Everett Bonner Feeney Flake Forbes Fortenberry Fortuño Fossella Foss Fox Franks (AZ) Frelinghuysen Gallegly Garrett (NJ) Gerlach Gilchrest Gillmor Gingrey Gohmert Goode Goodlatte Granger Hall (TX) Hastert Hastings (WA) Hayes Heller Hensarling Heger Hobson Hoekstra Hulshof Hunter Inglis (SC) Issa Jindal Johnson (IL) Johnson, Sam Jordan Keller King (IA) King (NY) Kirk Kline (MN) Knollenberg Kuhl (NY) LaHood Latham LaTourette Lewis (CA) Lewis (KY) Linder Lucas Burgess Lungen, Daniel E. Mack Manzullo Marchant McCarthy (CA) McCaul (TX) McCotter McCrery McHenry McHugh McKeon McMorris McMorris Rodgers

NOES—188

Aderholt Akin Alexander Bachmann Bachus Baker Bartlett (MD) Barton (TX) Biggett Bilbray Bilirakis Bishop (UT) Blackburn Blunt Boehner Bonner Boozman Boustany Brady (TX) Brown (SC) Brown-Waite, Ginny Buchanan Burgess Burton (IN) Buyer Calvert Camp (MI) Campbell (CA) Cannon Cantor Capito Carter Chabot Chabot Goodlatte Granger Hall (TX) Hastert Hastings (WA) Hayes Heller Hensarling Heger Hobson Hoekstra Hulshof Hunter Inglis (SC) Issa Jindal Johnson (IL) Johnson, Sam Jordan Keller King (IA) King (NY) Kirk Kline (MN) Knollenberg Kuhl (NY) LaHood Latham LaTourette Lewis (CA) Lewis (KY) Linder Lucas Burgess Lungen, Daniel E. Mack Manzullo Marchant McCarthy (CA) McCaul (TX) McCotter McCrery McHenry McHugh McKeon McMorris Rodgers

Mica Miller (FL) Miller (MI) Miller, Gary Moran (KS) Murphy, Tim Musgrave Myrick Neugebauer Nunes Paul Pearce Pence Peterson (PA) Pickering Pitts Platts Poe Porter Price (GA) Pryce (OH) Putnam Radanovich Regula Rehberg Reichert Renzi Reynolds Rogers (AL) Rogers (KY) Rogers (MI) Rohrabacher Ros-Lehtinen Roskam Royce Ryan (WI) Sali Schmidt Sensenbrenner Sessions Shadegg Shays Shimkus Shuster Simpson Smith (NE) Smith (TX) Snyder Souder Sullivan Tancredo Terry Thornberry Tiahrt Tiberi Turner Upton Walberg Walden (OR) Walsh (NY) Wamp Weldon (FL) Westmoreland Whitfield Wicker Wilson (NM) Wilson (SC) Wolf Young (AK) Young (FL)

NOT VOTING—13

Andrews Jones (OH) Millender- Carson Kanjorski McDonald Davis, Jo Ann Kingston Sires Donnelly Lamborn Udall (NM) Graves Lampson

So the amendment was agreed to.

¶46.19 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment, printed in House Report 110-74, submitted by Mr. SESSIONS:

At the end of title I, insert the following new section:

SEC. 132. USE OF FUNDS BY AMTRAK.

None of the funds appropriated pursuant to this Act, except pursuant to section 108, may be used by Amtrak for any of the 10 long-distance routes of Amtrak that have the highest cost per seat/mile ratios according to the September 2006 Amtrak monthly performance report, unless the Secretary has transmitted to Congress a waiver of the requirement under this section with respect to a route or portion of a route that the Secretary considers to be critical to homeland security.

It was decided in the { Yeas ..... 130 negative ..... Nays ..... 299

¶46.20 [Roll No. 196] AYES—130

Akin Deal (GA) Knollenberg Alexander Diaz-Balart, L. Lamborn Bachmann Diaz-Balart, M. Latham Baker Doolittle Lewis (KY) Barrett (SC) Drake Linder Bartlett (MD) Dreier Lucas Bonner Duncan Mack Biggett Ehlert Manzullo Bilbray Fallon Marchant Bishop (UT) Feeney Matheson Blackburn Flake McCrery (CA) Blunt Forbes McCaul (TX) Boehner Foss McCrery Boozman Franks (AZ) McHenry Boustany Garrett (NJ) McKeon Brady (TX) Gingrey Mica Brown (SC) Gohmert Miller (FL) Buchanan Granger Miller, Gary Burgess Graves Moran (KS) Burton (IN) Hall (TX) Musgrave Campbell (CA) Hastert Myrick Cannon Hastings (WA) Neugebauer Cantor Heller Nunes Carney Hensarling Paul Carter Hunter Pearce Chabot Inglis (SC) Pence Coble Issa Perlmutter Cole (OK) Johnson, Sam Petri Conaway Jordan Pickering Cubin Keller Pitts King (IA) Poe Davis (KY) Kirk Price (GA) Davis, David Kline (MN) Putnam

Ramstad  
Reichert  
Rogers (KY)  
Rogers (MI)  
Rohrabacher  
Ros-Lehtinen  
Roskam  
Royce  
Ryan (WI)  
Sali  
Schmidt

Sensenbrenner  
Sessions  
Shadegg  
Shays  
Shuster  
Smith (NE)  
Smith (TX)  
Stearns  
Sullivan  
Tancredo  
Terry

Thornberry  
Tiahrt  
Tiberi  
Walberg  
Walden (OR)  
Wamp  
Westmoreland  
Wilson (SC)  
Young (AK)

Snyder  
Solis  
Souder  
Space  
Spratt  
Stark  
Stupak  
Sutton  
Tanner  
Tauscher  
Taylor  
Thompson (CA)  
Thompson (MS)  
Tierney  
Towns

Turner  
Udall (CO)  
Upton  
Van Hollen  
Velázquez  
Visclosky  
Walsh (NY)  
Walz (MN)  
Wasserman  
Schultz  
Waters  
Watson  
Watt  
Waxman  
Weiner

Welch (VT)  
Weldon (FL)  
Weller  
Wexler  
Whitfield  
Wicker  
Wilson (NM)  
Wilson (OH)  
Wolf  
Woolsey  
Wu  
Wynn  
Yarmuth  
Young (FL)

Cummings  
Davis (AL)  
Davis (CA)  
Davis (IL)  
Davis, Lincoln  
Davis, Tom  
DeFazio  
DeGette  
Delahunt  
DeLauro  
Dent  
Diaz-Balart, L.  
Diaz-Balart, M.  
Dicks  
Doggett  
Donnelly  
Doolittle  
Doyle  
Drake  
Dreier  
Edwards  
Ellison  
Ellsworth  
Emanuel  
Emerson  
Engel  
English (PA)  
Eshoo  
Etheridge  
Faleomavaega  
Fallin  
Farr  
Fattah  
Ferguson  
Filner  
Forbes  
Fortenberry  
Fortuño  
Fossella  
Frank (MA)  
Gallegly  
Garrett (NJ)  
Gerlach  
Gilchrest  
Gillibrand  
Gillmor  
Gohmert  
Gonzalez  
Goode  
Goodlatte  
Gordon  
Green, Al  
Green, Gene  
Grijalva  
Gutierrez  
Hall (NY)  
Hare  
Harman  
Hastings (FL)  
Hayes  
Boyd (KS)  
Brady (PA)  
Brady (IA)  
Brown, Corrine  
Brown-Waite,  
Ginny  
Butterfield  
Buyer  
Calvert  
Camp (MI)  
Capito  
Capps  
Capuano  
Cardoza  
Carnahan  
Castle  
Castor  
Chandler  
Christensen  
Clarke  
Clay  
Cleaver  
Clyburn  
Cohen  
Conyers  
Cooper  
Costa  
Costello  
Courtney  
Cramer  
Crenshaw  
Crowley  
Cuellar  
Cummings  
Davis (AL)  
Davis (CA)  
Davis (IL)  
Davis, Lincoln  
Davis, Tom  
DeFazio  
DeGette  
Delahunt  
DeLauro  
Dent  
Dicks  
Dingell  
Doggett  
Donnelly  
Doyle  
Edwards  
Ellison  
Ellsworth  
Emanuel  
Emerson  
Engel  
English (PA)  
Eshoo  
Etheridge  
Everett  
Faleomavaega

Kilpatrick  
Kind  
King (NY)  
Kirk  
Klein (FL)  
Knollenberg  
Kucinich  
Kuhl (NY)  
LaHood  
Langevin  
Lantos  
Larsen (WA)  
Larsen (CT)  
Latham  
LaTourette  
Lee  
Levin  
Lewis (CA)  
Lewis (GA)  
Lipinski  
LoBiondo  
Loeb sack  
Lofgren, Zoe  
Lowey  
Lungren, Daniel  
E.  
Lynch  
Mahoney (FL)  
Mahoney (NY)  
Marchant  
Markey  
Marshall  
Matheson  
Matsui  
McCarthy (NY)  
McCaul (TX)  
McCollum (MN)  
McCotter  
McDermott  
McGovern  
McHugh  
McIntyre  
McMorris  
Rodgers  
McNerney  
McNulty  
Meehan  
Meek (FL)  
Meeks (NY)  
Melancon  
Michaud  
Miller (MI)  
Miller (NC)  
Miller, George  
Mitchell  
Mollohan  
Moore (KS)  
Moore (WI)  
Moran (VA)  
Murphy (CT)  
Murphy, Patrick  
Murphy, Tim  
Murtha  
Nadler  
Napolitano  
Neal (MA)  
Norton  
Oberstar  
Obey  
Oliver  
Ortiz  
Pallone  
Pascrell  
Pastor  
Payne  
Peterson (MN)  
Peterson (PA)  
Platts  
Pomeroy  
Porter  
Price (NC)  
Pryce (OH)  
Rahall  
Rangel  
Regula  
Rehberg  
Renzi  
Reyes  
Reynolds  
Rodriguez  
Rogers (AL)  
Ross  
Rothman  
Roybal-Allard  
Ruppersberger  
Rush  
Ryan (OH)  
Salazar  
Sanchez, Linda  
T.  
Sanchez, Loretta  
Sarbanes  
Saxton  
Schakowsky  
Schiff  
Schwartz  
Scott (GA)  
Scott (VA)  
Serrano  
Sestak  
Shays  
Shea-Porter  
Sherman  
Shimkus  
Shuler  
Simpson  
Sires  
Skelton  
Slaughter  
Smith (NJ)  
Smith (WA)

Rangel  
Regula  
Reichert  
Renzi  
Reyes  
Reynolds  
Rodriguez  
Rogers (AL)  
Rogers (KY)  
Rogers (MI)  
Ros-Lehtinen  
Ross  
Rothman  
Roybal-Allard  
Ruppersberger  
Rush  
Ryan (OH)  
Salazar  
Sanchez, Linda  
T.  
Sanchez, Loretta  
Sarbanes  
Saxton  
Schakowsky  
Schiff  
Schwartz  
Scott (GA)  
Scott (VA)  
Serrano  
Sessions  
Sestak  
Shays  
Shea-Porter  
Sherman  
Shimkus  
Shuler  
Simpson  
Sires  
Skelton  
Slaughter  
Smith (NJ)  
Smith (WA)  
Snyder  
Solis  
Souder  
Space  
Spratt  
Stark  
Stupak  
Sutton  
Tanner  
Tauscher  
Taylor  
Thompson (CA)  
Thompson (MS)  
Thornberry  
Tiberi  
Tierney  
Towns  
Turner  
Udall (CO)  
Upton  
Van Hollen  
Velázquez  
Visclosky  
Walden (OR)  
Walsh (NY)  
Walz (MN)  
Wasserman  
Schultz  
Waters  
Watson  
Watt  
Waxman  
Weiner  
Welch (VT)  
Weller  
Wexler  
Whitfield  
Wilson (NM)  
Wolf  
Woolsey  
Wu  
Wynn  
Yarmuth  
Young (AK)  
Young (FL)

NOES—299

Abercrombie  
Ackerman  
Aderholt  
Allen  
Altmire  
Arcuri  
Baca  
Bachus  
Baird  
Baldwin  
Barrow  
Bean  
Becerra  
Berkley  
Berman  
Berry  
Bilirakis  
Bishop (GA)  
Bishop (NY)  
Blumenauer  
Bonner  
Bono  
Bordallo  
Boren  
Boswell  
Boucher  
Boyd (FL)  
Boyd (KS)  
Brady (PA)  
Brady (IA)  
Brown, Corrine  
Brown-Waite,  
Ginny  
Butterfield  
Buyer  
Calvert  
Camp (MI)  
Capito  
Capps  
Capuano  
Cardoza  
Carnahan  
Castle  
Castor  
Chandler  
Christensen  
Clarke  
Clay  
Cleaver  
Clyburn  
Cohen  
Conyers  
Cooper  
Costa  
Costello  
Courtney  
Cramer  
Crenshaw  
Crowley  
Cuellar  
Cummings  
Davis (AL)  
Davis (CA)  
Davis (IL)  
Davis, Lincoln  
Davis, Tom  
DeFazio  
DeGette  
Delahunt  
DeLauro  
Dent  
Dicks  
Dingell  
Doggett  
Donnelly  
Doyle  
Edwards  
Ellison  
Ellsworth  
Emanuel  
Emerson  
Engel  
English (PA)  
Eshoo  
Etheridge  
Everett  
Faleomavaega

Andrews  
Carson  
Davis, Jo Ann  
Kanjorski  
Kingston  
Lampson  
Millender-  
McDonald  
Radanovich  
Udall (NM)  
So the amendment was not agreed to.  
¶46.21 RECORDED VOTE  
A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment numbered 7, printed in House Report 110-74, submitted by Mr. FLAKE:  
Strike section 107 and redesignate the succeeding sections accordingly and conform to the table of contents.  
It was decided in the { Yeas ..... 98  
negative ..... } Nays ..... 332  
¶46.22 [Roll No. 197]  
AYES—98  
Aderholt  
Akin  
Barrett (SC)  
Bartlett (MD)  
Barton (TX)  
Biggart  
Bibray  
Bishop (UT)  
Blunt  
Boehner  
Bonner  
Boyda (KS)  
Brown-Waite,  
Ginny  
Burgess  
Burton (IN)  
Campbell (CA)  
Cannon  
Cantor  
Carter  
Chabot  
Coble  
Cole (OK)  
Cubin  
Culberson  
Davis (KY)  
Davis, David  
Deal (GA)  
Dingell  
Duncan  
Ehlers  
Everett  
Feeney  
Abercrombie  
Ackerman  
Alexander  
Allen  
Altmire  
Arcuri  
Baca  
Bachmann  
Bachus  
Baird  
Baker  
Baldwin  
Barrow  
Bean  
Becerra  
Buchanan  
Butterfield  
Buyer  
Calvert  
Camp (MI)  
Capito  
Capps  
Capuano

Farr  
Fattah  
Ferguson  
Filner  
Fortenberry  
Fortuño  
Fossella  
Frank (MA)  
Gallegly  
Garrett (NJ)  
Gerlach  
Gilchrest  
Gillibrand  
Gillmor  
Gohmert  
Gonzalez  
Goode  
Goodlatte  
Gordon  
Green, Al  
Green, Gene  
Grijalva  
Gutierrez  
Hall (NY)  
Hall (TX)  
Hare  
Harman  
Hastert  
Hastings (FL)  
Hayes  
Herseth  
Higgins  
Hinchev  
Hinojosa  
Hirono  
Hobson  
Hodes  
Holden  
Holt  
Honda  
Hooley  
Hoyer  
Hulshof  
Inslee  
Israel  
Jackson (IL)  
Jackson-Lee  
(TX)  
Jefferson  
Jindal  
Johnson (GA)  
Johnson (IL)  
Johnson, E. B.  
Jones (OH)  
Kagen  
Kaptur  
Kennedy  
Kildee  
Kilpatrick  
Kind  
King (NY)  
Klein (FL)  
Kucinich  
Kuhl (NY)  
LaHood  
Langevin  
Lantos  
Larsen (WA)  
Larsen (CT)  
LaTourette  
Lee  
Levin  
Lewis (CA)  
Lewis (GA)  
Lipinski  
LoBiondo  
Loeb sack  
Lofgren, Zoe  
Lowey  
Lungren, Daniel  
E.  
Lynch  
Mahoney (FL)  
Mahoney (NY)  
Markey  
Marshall  
Matheson  
Matsui  
McCarthy (NY)  
McCaul (TX)  
McCollum (MN)  
McCotter  
McDermott  
McGovern  
McHugh  
McIntyre  
McMorris  
Rodgers  
McNerney  
McNulty  
Meehan  
Meek (FL)  
Meeks (NY)  
Melancon  
Michaud  
Miller (MI)  
Miller (NC)  
Miller, Gary  
Miller, George  
Mitchell  
Mollohan  
Moore (KS)  
Moore (WI)  
Moran (KS)  
Moran (VA)  
Murphy (CT)  
Murphy, Patrick  
Murphy, Tim  
Murtha  
Nadler  
Napolitano  
Neal (MA)  
Norton  
Oberstar  
Obey  
Oliver  
Ortiz  
Pallone  
Pascrell  
Pastor  
Payne  
Pearce  
Perlmutter  
Peterson (MN)  
Peterson (PA)  
Petri  
Platts  
Pomeroy  
Porter  
Price (NC)  
Pryce (OH)  
Rahall  
Ramstad  
Andrews  
Carson  
Davis, Jo Ann  
Kanjorski  
Kingston  
Lampson  
Millender-  
McDonald  
Udall (NM)  
NOT VOTING—8  
NOT VOTING—9  
So the amendment was not agreed to.  
The SPEAKER pro tempore, Ms. SOLIS, assumed the Chair.

When Mr. SNYDER, Acting Chairman, pursuant to House Resolution 270, reported the bill back to the House with an amendment adopted by the Committee.

The previous question having been ordered by said resolution.

Mr. PRICE of Georgia, demanded a separate vote on each of the following amendments: the amendment by Mr. THOMPSON of Mississippi; and on the amendment by Mr. COHEN.

The question being put, viva voce,

Will the House agree to the following amendment (the THOMPSON of Mississippi, amendment), on which a separate vote had been demanded?

Section 2(2)(E), strike "railroad and transit cars" and insert "railroad cars, public transportation cars and buses, and over-the-road buses".

Section 2(6)(B), strike "the public transportation designated recipient providing the transportation" and insert "the designated recipient".

Section 2(14), strike the period after "over-the-road bus" and insert "—".

After section 2, insert the following:

**SEC. 3. NO PREEMPTION OF STATE LAW.**

(a) NO PREEMPTION OF STATE LAW.—Nothing in section 20106 of title 49, United States Code, preempts a State cause of action, or any damages recoverable in such an action, including negligence, recklessness, and intentional misconduct claims, unless compliance with State law would make compliance with Federal requirements impossible. Nothing in section 20106 of title 49, United States Code, confers Federal jurisdiction of a question for such a cause of action.

(b) SECRETARIAL POWER.—Section 20106 of title 49, United States Code, preempts only positive laws, regulations, or orders by executive or legislative branch officials that expressly address railroad safety or security. The Secretary and the Secretary of Transportation have the power to preempt such positive enactments by substantially subsuming the same subject matter, pursuant to proper administrative procedures.

Section 101(a), strike ", in consultation with the Secretary of Transportation,".

Section 103, strike ", in consultation with the Secretary of Transportation," each place it appears, except subsection (o).

Section 103(c)(1), strike "high-or" and insert "high- or".

Section 103(e), strike "vulnerabilities and security plans" and insert "a vulnerability assessment and security plan".

Section 103(k)(3)—

(1) strike "those submissions" and insert "such submission"; and

(2) strike "vulnerability assessments and security plans" and insert "the vulnerability assessment and security plan".

Section 103(o), strike ", hereinafter referred to as 'Amtrak'".

Section 104(a), strike ", in consultation with the Secretary of Transportation,".

Section 105(a), strike ", in consultation with the Secretary of Transportation,".

Section 105(b)(2), strike "rail" and insert "railroad".

Section 105(b)(3), strike "redevelopment and".

Section 105(b)(4), insert ", including stations and other railroad transportation infrastructure owned by State or local governments" before the period.

Section 105(b)(12) insert "security" before "inspection" each places it appears.

Section 105(b)(16), strike "front-line railroad employees" and insert "railroad employees, including front-line employees".

Strike section 105(c) and insert the following:

(c) DEPARTMENT OF HOMELAND SECURITY RESPONSIBILITIES.—In carrying out the responsibilities under subsection (a), the Secretary shall—

(1) determine the requirements for recipients of grants under this section, including application requirements;

(2) pursuant to subsection (f), determine who are the recipients of grants under this section;

(3) pursuant to subsection (b), determine the uses for which grant funds may be used under this section;

(4) establish priorities for uses of funds for grant recipients under this section; and

(5) not later than 5 business days after making determinations under paragraphs (1) through (4), transfer grant funds under this section to the Secretary of Transportation for distribution to the recipients of grants determined by the Secretary under paragraph (2).

Section 105—

(1) strike subsection (f);

(2) redesignate subsections (d) through (m) as subsections (g) through (o), respectively;

(3) insert after subsection (c), as amended, the following:

(d) DEPARTMENT OF TRANSPORTATION RESPONSIBILITIES.—The Secretary of Transportation shall distribute grant funds under this section to the recipients of grants determined by the Secretary under subsection (f).

(e) MONITORING AND AUDITING.—The Department of Homeland Security and the Department of Transportation jointly shall monitor and audit the use of funds under this section.

(f) ELIGIBILITY.—A railroad carrier is eligible for a grant under this section if the carrier has completed a vulnerability assessment and developed a security plan that the Secretary has approved under section 103. Grant funds may only be used for permissible uses under subsection (b) to further a rail security plan.

Section 105(j), as redesignated (relating to standards)—

(1) strike "The Secretary shall require a" and insert "A";

(2) after "108" insert "shall be required"; and

(3) strike "Amtrak" and insert "the National Railroad Passenger Corporation".

Section 105(m), as redesignated (relating to guidelines)—

(1) strike ", in consultation with the Secretary of Transportation,"; and

(2) strike "recipients of grants under this section" the first place it appears and insert ", to the extent that recipients of grants under this section use contractors or subcontractors, such recipients"

Section 105 strike subsection (n), as redesignated.

Section 105, redesignate subsection (o), as redesignated, as subsection (n).

Section 106, strike ", in consultation with the Secretary of Transportation," each place it appears.

Section 106(b)(2), insert ", including stations and other public transportation infrastructure owned by State or local governments" before the period.

Section 106(b)—

(1) redesignate paragraphs (10) through (17) as paragraphs (11) through (18), respectively; and

(2) after paragraph (9) insert the following:

(10) Purchase and placement of bomb-resistant trash cans throughout public transportation facilities, including subway exits, entrances, and tunnels.

Section 106(b)(15), as redesignated—

(1) strike "front-line" before "public"; and

(2) insert ", including front-line employees" after "employees".

Section 106(b)(16), as redesignated, after "reimbursement" insert ", including reim-

bursement of State, local, and tribal governments for costs,".

Section 106(b)(17), as redesignated, after "costs" insert ", including reimbursement of State, local, and tribal governments for costs".

At the end of section 106(b), strike paragraph (18), as redesignated, and insert the following:

(18) Such other security improvements as the Secretary considers appropriate, including security improvements for newly completed public transportation systems that are not yet operable for passenger use.

Section 106—

(1) strike subsections (c) and (d);

(2) redesignate subsections (e) through (j) as subsections (g) through (l), respectively; and

(3) insert after subsection (b) the following:  
(c) DEPARTMENT OF HOMELAND SECURITY RESPONSIBILITIES.—In carrying out the responsibilities under subsection (a), the Secretary shall—

(1) determine the requirements for recipients of grants under this section, including application requirements;

(2) pursuant to subsection (f), determine who are the recipients of grants under this section;

(3) pursuant to subsection (b), determine the uses for which grant funds may be used under this section;

(4) establish priorities for uses of funds for grant recipients under this section; and

(5) not later than 5 business days after making determinations under paragraphs (1) through (4), transfer grant funds under this section to the Secretary of Transportation for distribution to the recipients of grants determined by the Secretary under paragraph (2).

(d) DEPARTMENT OF TRANSPORTATION RESPONSIBILITIES.—The Secretary of Transportation shall distribute grant funds under this section to the recipients of grants determined by the Secretary under subsection (f).

(e) MONITORING AND AUDITING.—The Department of Homeland Security and the Department of Transportation shall jointly monitor and audit the use of funds under this section.

(f) ELIGIBILITY.—A designated recipient is eligible for a grant under this section if the recipient has completed a vulnerability assessment and developed a security plan that the Secretary has approved under section 103. Grant funds may only be used for permissible uses under subsection (b) to further a public transportation security plan.

Section 106, subsection (g), as redesignated (relating to terms and conditions), strike "under effect" and insert "as in effect".

Section 106, subsection (j), as redesignated (relating to guidelines), strike "recipients of grants under this section" the first place it appears and insert ", to the extent that recipients of grants under this section use contractors or subcontractors, such recipients shall".

Section 106, strike subsection (k), as redesignated (relating to monitoring).

Section 106, redesignate subsection (l), as redesignated (relating to authorization of appropriations), as subsection (k).

Section 107, strike ", in consultation with the Secretary of Transportation," each place it appears.

Section 107(b)(1), insert: ", including terminals and other over-the-road bus facilities owned by State or local governments" before the period.

Section 107(b)(8) strike—

(1) strike "front-line" before "over-the-road"; and

(2) insert ", including front-line employees" after "employees".

Section 107(b)(10), after "reimbursement" insert "including reimbursement of State, local, and tribal governments for costs,".

Section 107(b)(12), after “costs” insert “, including reimbursement of State, local, and tribal governments for such costs.”.

Section 107—

(1) redesignate subsections (e) through (j) as subsections (g) through (l), respectively; and

(2) strike subsections (c) and (d) and insert the following:

(c) DEPARTMENT OF HOMELAND SECURITY RESPONSIBILITIES.—In carrying out the responsibilities under subsection (a), the Secretary shall—

(1) determine the requirements for recipients of grants under this section, including application requirements;

(2) pursuant to subsection (f), determine who are the recipients of grants under this section;

(3) pursuant to subsection (b), determine the uses for which grant funds may be used under this section;

(4) establish priorities for uses of funds for grant recipients under this section; and

(5) not later than 5 business days of making determinations under paragraphs (1) through (4), transfer grant funds under this section to the Secretary of Transportation for distribution to the recipients of grants determined by the Secretary under paragraph (2).

(d) DEPARTMENT OF TRANSPORTATION RESPONSIBILITIES.—The Secretary of Transportation shall distribute grant funds under this section to the recipients of grants determined by the Secretary under subsection (f).

(e) MONITORING AND AUDITING.—The Department of Homeland Security and the Department of Transportation shall jointly monitor and audit the use of funds under this section.

(f) ELIGIBILITY.—A private operator providing transportation by an over-the-road bus is eligible for a grant under this section if the operator has completed a vulnerability assessment and developed a security plan that the Secretary has approved under section 103. Grant funds may only be used for permissible uses under subsection (b) to further an over-the-road bus security plan.

Section 107, subsection (i), as redesignated (relating to annual reports), after “funds” insert a period.

Section 107, subsection (j), as redesignated (relating to guidelines), strike “recipients of grants under this section the first place it appears” and insert “to the extent that recipients of grants under this section use contractors or subcontractors, such recipients shall”.

Section 107, strike subsection (k) as redesignated (relating to monitoring).

Section 107, redesignate subsection (l), as redesignated (relating to authorization), as subsection (k).

Section 108(a), strike “Amtrak” the first place it appears and insert “the National Railroad Passenger Corporation”.

Section 108(c) strike “recipients of grants under this section” the first place it appears and insert “, to the extent that recipients of grants under this section use contractors or subcontractors, such recipients shall”.

Section 109(a), strike “, in consultation with the Secretary of Transportation.”

Section 109(a)(1), insert a comma after “employees”.

Section 109(b)(3) strike “and fire fighter workers” and insert “or emergency response personnel”.

Section 109(c)(9), strike “Any other subject” and insert “Other security training activities that”.

Section 109(d)(1), strike “in final form”.

Section 109(d)(2), insert “proposal” after “training program”.

Section 109(d)(3), insert “proposal” after “training program”.

Section 109(d)(4), insert “as necessary” after “workers”.

Section 110(a), strike “, in consultation with the Secretary of Transportation.”.

Section 110(c), strike “, in consultation with the Secretary of Transportation.”.

Section 110(c)(1), insert “working jointly with the Secretary of Transportation,” before “consolidates”.

Section 111(b)(3) strike “freight”.

Section 111(b), strike “and” at the end of paragraph (6), redesignate paragraph (7) as paragraph (8), and insert the following after paragraph (6):

(7) to assess the vulnerabilities and risks associated with new rail and public transportation construction projects prior to their completion; and

Section 111(c)(2)(E)—

(1) strike “including,” and insert “, including”;

(2) strike “Institution or Tribal University” and insert “Institutions or Tribal Universities”.

Strike section 112 of the bill and insert the following (and make all necessary technical and conforming changes):

#### SEC. 112. WHISTLEBLOWER PROTECTIONS.

(a) IN GENERAL.—No covered individual may be discharged, demoted, suspended, threatened, harassed, reprimanded, investigated, or in any other manner discriminated against, including by a denial, suspension, or revocation of a security clearance or by any other security access determination, if such discrimination is due, in whole or in part, to any lawful act done, perceived to have been done, or intended to be done by the covered individual—

(1) to provide information, cause information to be provided, or otherwise assist in an investigation regarding any conduct which the covered individual reasonably believes constitutes a violation of any law, rule, or regulation relating to rail, public transportation, or over-the-road-bus security, which the covered individual reasonably believes constitutes a threat to rail, public transportation, or over-the-road-bus security, or which the covered individual reasonably believes constitutes fraud, waste, or mismanagement of Government funds intended to be used for rail, public transportation, or over-the-road-bus security, if the information or assistance is provided to or the investigation is conducted by—

(A) by a Federal, State, or local regulatory or law enforcement agency (including an office of the Inspector General under the Inspector General Act of 1978 (5 U.S.C. App.; Public Law 95-452);

(B) any Member of Congress, any committee of Congress, or the Government Accountability Office; or

(C) a person with supervisory authority over the covered individual (or such other person who has the authority to investigate, discover, or terminate);

(2) to file, cause to be filed, testify, participate in, or otherwise assist in a proceeding or action filed or about to be filed relating to an alleged violation of any law, rule, or regulation relating to rail, public transportation, or over-the-road bus security; or

(3) to refuse to violate or assist in the violation of any law, rule, or regulation relating to rail public transportation, or over-the-road bus security.

(b) ENFORCEMENT ACTION.—

(1) IN GENERAL.—A covered individual who alleges discharge or other discrimination by any person in violation of subsection (a) may—

(A) in the case of a covered individual who is employed by the Department or the Department of Transportation, seek relief in accordance with—

(i) the provisions of title 5, United States Code, to the same extent and in the same manner as if such individual were seeking relief

from a prohibited personnel practice described in section 2302(b)(8) of such title; and

(ii) the amendments made by section 112A; except that, if the disclosure involved consists in whole or in part of classified or sensitive information, clauses (i) and (ii) shall not apply, and such individual may seek relief in the same manner as provided by section 112B;

(B) in the case of a covered individual who is a contractor or subcontractor of the Department or the Department of Transportation, seek relief in accordance with section 112B; and

(C) in the case of any other covered individual, seek relief in accordance with the provisions of this section, with any petition or other request for relief under this section to be initiated by filing a complaint with the Secretary of Labor.

(2) PROCEDURE.—

(A) IN GENERAL.—An action under paragraph (1)(C) shall be governed under the rules and procedures set forth in section 42121(b) of title 49, United States Code.

(B) EXCEPTION.—Notification made under section 42121(b)(1) of title 49, United States Code, shall be made to the person named in the complaint and to the person’s employer.

(C) BURDENS OF PROOF.—An action brought under paragraph (1)(C) shall be governed by the legal burdens of proof set forth in section 42121(b) of title 49, United States Code.

(D) STATUTE OF LIMITATIONS.—An action under paragraph (1)(C) shall be commenced not later than 1 year after the date on which the violation occurs.

(3) DE NOVO REVIEW.—With respect to a complaint under paragraph (1)(C), if the Secretary of Labor has not issued a final decision within 180 days after the filing of the complaint (or, in the event that a final order or decision is issued by the Secretary of Labor, whether within the 180-day period or thereafter, then, not later than 90 days after such an order or decision is issued), the covered individual may bring an original action at law or equity for de novo review in the appropriate district court of the United States, which shall have jurisdiction over such an action without regard to the amount in controversy, and which action shall, at the request of either party to such action, be tried by the court with a jury.

(c) REMEDIES.—

(1) IN GENERAL.—A covered individual prevailing in any action under subsection (b)(1)(C) shall be entitled to all relief necessary to make the covered individual whole.

(2) DAMAGES.—Relief in an action under subsection (b)(1)(C) (including an action described in subsection (b)(3)) shall include—

(A) reinstatement with the same seniority status that the covered individual would have had, but for the discrimination;

(B) the amount of any back pay, with interest; and

(C) compensation for any special damages sustained as a result of the discrimination, including litigation costs, expert witness fees, and reasonable attorney fees.

(3) POSSIBLE RELIEF.—Relief in an action under subsection (b)(1)(C) may include punitive damages in an amount not to exceed the greater of 3 times the amount of any compensatory damages awarded under this section or \$5,000,000.

(d) USE OF STATE SECRETS PRIVILEGE.—

(1) If, in any action for relief sought by a covered individual in accordance with the provisions of subsection (b)(1)(A), (B), or (C), the Government agency moves to withhold information from discovery based on a claim that disclosure would be inimical to national security by asserting the privilege commonly referred to as the “state secrets privilege”, and if the assertion of such privilege prevents the covered individual from establishing an element in support of the covered

individual's claim, the court shall resolve the disputed issue of fact or law in favor of the covered individual, provided that, in an action brought by a covered individual in accordance with the provisions of subsection (b)(1)(A) or (B), an Inspector General investigation under section 112B has resulted in substantial confirmation of that element, or those elements, of the covered individual's claim.

(2) In any case in which the Government agency asserts the privilege commonly referred to as the "state secrets privilege", whether or not an Inspector General has conducted an investigation with respect to the alleged discrimination, the head of the Government agency involved shall, at the same time it asserts the privilege, issue a report to authorized Members of Congress, accompanied by a classified annex if necessary, describing the reasons for the assertion, explaining why the court hearing the matter does not have the ability to maintain the protection of classified information related to the assertion, detailing the steps the agency has taken to arrive at a mutually agreeable settlement with the covered individual, setting forth the date on which the classified information at issue will be declassified, and providing all relevant information about the underlying substantive matter.

(e) CRIMINAL PENALTIES.—

(1) IN GENERAL.—It shall be unlawful for any person employing a covered individual described in subsection (b)(1)(C) to commit an act prohibited by subsection (a). Any person who willfully violates this section by terminating or retaliating against any such covered individual who makes a claim under this section shall be fined under title 18, United States Code, imprisoned not more than 1 year, or both.

(2) REPORTING REQUIREMENT.—

(A) IN GENERAL.—The Attorney General shall submit to the appropriate congressional committees an annual report on the enforcement of paragraph (1).

(B) CONTENTS.—Each such report shall—

- (i) identify each case in which formal charges under paragraph (1) were brought;
- (ii) describe the status or disposition of each such case; and
- (iii) in any actions under subsection (b)(1)(C) in which the covered individual was the prevailing party or the substantially prevailing party, indicate whether or not any formal charges under paragraph (1) have been brought and, if not, the reasons therefor.

(f) NO PREEMPTION.—Nothing in this section, section 112A, or section 112B preempts or diminishes any other safeguards against discrimination, demotion, discharge, suspension, threats, harassment, reprimand, retaliation, or any other manner of discrimination provided by Federal or State law.

(g) RIGHTS RETAINED BY COVERED INDIVIDUAL.—Nothing in this section, section 112A, or section 112B shall be deemed to diminish the rights, privileges, or remedies of any covered individual under any Federal or State law or under any collective bargaining agreement. The rights and remedies in this section, section 112A and section 112B may not be waived by any agreement, policy, form, or condition of employment.

(h) DEFINITIONS.—In this section, section 112A and section 112B, the following definitions apply:

(1) COVERED INDIVIDUAL.—The term "covered individual" means an employee of—

- (A) the Department;
- (B) the Department of Transportation;
- (C) a contractor or subcontractor; and
- (D) an employer within the meaning of section 701(b) of the Civil Rights Act of 1964 (42 U.S.C. 2000e(b)) and who is a provider of covered transportation.

(2) LAWFUL.—The term "lawful" means not specifically prohibited by law, except that, in the case of any information the disclosure of which is specifically prohibited by law or specifically required by Executive order to be kept classified in the interest of national defense or the conduct of foreign affairs, any disclosure of such information to any Member of Congress, committee of Congress, or other recipient authorized to receive such information, shall be deemed lawful.

(3) CONTRACTOR.—The term "contractor" means a person who has entered into a contract with the Department, the Department of Transportation, or a provider of covered transportation.

(4) EMPLOYEE.—The term "employee" means—

(A) with respect to an employer referred to in paragraph (1)(A) or (1)(B), an employee as defined by section 2105 of title 5, United States Code; and

(B) with respect to an employer referred to in paragraph (1)(C) or (1)(D), any officer, partner, employee, or agent.

(5) SUBCONTRACTOR.—The term "subcontractor"—

(A) means any person, other than the contractor, who offers to furnish or furnishes any supplies, materials, equipment, or services of any kind under a contract with the Department, the Department of Transportation, or a provider of covered transportation; and

(B) includes any person who offers to furnish or furnishes general supplies to the contractor or a higher tier subcontractor.

(6) PERSON.—The term "person" means a corporation, partnership, State entity, business association of any kind, trust, joint-stock company, or individual.

Section 113(c), strike "the Secretary of Transportation and".

Section 116(b), strike "designate the Center" and insert "select an institution of higher education to operate the National Transportation Security Center of Excellence".

Section 116(c)—

(1) redesignate paragraphs (1) through (3) as paragraphs (2) through (4), respectively; and

(2) insert after the subsection heading the following:

(1) CONSORTIUM.—The institution of higher education selected under subsection (b) shall execute agreements with other institutions of higher education to develop a consortium to assist in accomplishing the goals of the Center.

Section 116(c)(3), as redesignated, insert "or" before "Tribal".

Section 116, strike "Consortium" each place it appears and insert "consortium".

Section 118, after "risk" strike all that follows through "security".

Section 120(d)(1), strike "any rule" and all that follows through "an employer" and insert the following: "if an employer performs background checks to satisfy any rule, regulation, directive, or other guidance issued by the Secretary regarding background checks of covered individuals, the employer shall be prohibited".

Section 123(a), strike "the Committee on Homeland Security and Government Affairs of the Senate and the Committee on Homeland Security of the House of Representatives" and insert "the appropriate congressional committees".

Section 124, strike "railcar" and insert "railroad car" each place it appears.

Section 124(b)(1), strike subparagraph (B) and insert the following:

(B) More than 25 kilograms (55 pounds) of a division 1.1, 1.2, or 1.3 explosive, as defined in section 173.50 of title 49, Code of Federal Regulations, in a motor vehicle, rail car, or freight container.

Section 124(b)(3)(A), strike "railyards" and insert "railroad yards".

Section 124(f), insert "railroad" before "carrier".

Section 125(d)—

(1) redesignate paragraph (16) as paragraph (17);

(2) in paragraph (15), strike "and" after the semicolon; and

(3) after paragraph (15), insert the following:

(16) nonprofit employee labor organizations; and

Section 124(f), insert "railroad" before "carrier".

Section 125 at the end, insert the following:

(f) SAVINGS PROVISION.—An action of the Secretary or the Secretary of Transportation under this Act is not an exercise, under section 4(b)(1) of the Occupational Safety and Health Act of 1970 (29 U.S.C. 653(b)(1)), of statutory authority to prescribe or enforce standards or regulations affecting occupational safety or health.

Section 126(a)(1), "The Secretary shall" and insert "The Secretary and the Secretary of Transportation shall jointly".

Section 126(a)(2), strike "the Secretary shall" and insert "the Secretary and the Secretary of Transportation shall jointly".

Section 126(a)(3), insert "and the Secretary of Transportation" after "Secretary".

Section 126(b)(3), insert "and the Secretary of Transportation" after "Secretary".

Section 128, strike "shall" and insert "should".

Section 128, insert "(a) PREFERENCE.—" before "In".

Section 128 at the end, insert the following:

(b) SAVINGS PROVISION.—Nothing in this section shall affect grant recipient requirements pursuant to section 5323(j) of title 49, United States Code, section 24305(f) of title 49, United States Code, and the Buy American Act (41 U.S.C. 10).

Section 130(a), strike "undeclared passengers or contraband, including".

Section 130 at the end, insert the following:

(c) USE OF TRANSPORTATION DATA.—In carrying out this subsection, the Secretary shall make use of data collected and maintained by the Secretary of Transportation.

Section 131, strike the text and insert the following: "In carrying out section 119, the Secretary shall require each provider of covered transportation, including contractors and subcontractors, assigned to a high-risk tier under section 102 to submit the names of their employees to the Secretary to conduct checks of their employees against available terrorist watchlists and immigration status databases."

At the end of title I, insert the following (and conform the table of contents accordingly):

**SEC. 132. REVIEW OF GRANT-MAKING EFFICIENCY.**

(a) ANNUAL STUDY.—The Comptroller General of the United States shall conduct an annual study for each of the first 3 years after the enactment of this title regarding the administration and use of the grants awarded under sections 105, 106, and 107 of this title, including—

(1) the efficiency of the division of the grant-making process, including whether the Department of Transportation's role in distributing, auditing, and monitoring the grant funds produces efficiency compared to the consolidation of these responsibilities in the Department of Homeland Security;

(2) whether the roles of the Department of Homeland Security and the Department of Transportation in the administration of the grants permit the grants to be awarded and used in a timely and efficient manner and according to their intended purposes;

(3) the use of grant funds, including whether grant funds are used for authorized purposes.

(b) REPORT.—The Comptroller General of the United States shall submit an annual report to the appropriate congressional committees on the results of the study for each of the first 3 years after enactment of this title, including any recommendations for improving the administration and use of the grant funds awarded under sections 105, 106, and 107.

SEC. 133. ROLES OF THE DEPARTMENT OF HOMELAND SECURITY AND THE DEPARTMENT OF TRANSPORTATION.

The Secretary of Homeland Security is the principal Federal official responsible for transportation security. The roles and responsibilities of the Department of Homeland Security and the Department of Transportation in carrying out sections 101, 103, 104, 105, 106, 107, 109, 110, 111, 113, 123, 124, 125, 126, 127, 128, 129, 130, 131, and 201 of this Act are the roles and responsibilities of such Departments pursuant to the Aviation and Transportation Security Act (Public Law 107-71); the Intelligence Reform and Terrorism Prevention Act of 2004 (Public Law 108-458); the National Infrastructure Protection Plan required by Homeland Security Presidential Directive 7; Executive Order 13416: Strengthening Surface Transportation Security, dated December 5, 2006; the Memorandum of Understanding between the Department and the Department of Transportation on Roles and Responsibilities, dated September 28, 2004; the Annex to the Memorandum of Understanding between the Department and the Department of Transportation on Roles and Responsibilities concerning Public Transportation Security, dated September 8, 2005; and any subsequent agreements between the Department of Homeland Security and the Department of Transportation.

Section 201(a), strike "ensure that canine detection teams are deployed" and insert "encourage the deployment of canine detection teams".

Section 201(b), strike "to increase" and insert "to encourage an increase in".

Strike "rail carrier" and insert "railroad carrier" each place it appears in the bill.

THE SPEAKER pro tempore, Ms. SOLIS, announced that the nays had it.

Mr. THOMPSON of Mississippi, demanded a recorded vote on the amendment, which demand was supported by one-fifth of a quorum, so a recorded vote was ordered.

The vote was taken by electronic device.

It was decided in the affirmative ..... 222 Yeas ..... 197 Nays ..... Answered present 5

¶46.23 [Roll No. 198]

AYES—222

- Abercrombie Boswell Conyers
Ackerman Boucher Cooper
Allen Boyd (FL) Costa
Altmire Brady (PA) Costello
Arcuri Braley (IA) Courtney
Baca Brown, Corrine Cramer
Baird Butterfield Crowley
Baldwin Capps Cuellar
Barrow Capuano Cummings
Bean Cardoza Davis (AL)
Becerra Carnahan Davis (CA)
Berkley Carney Davis (IL)
Berman Castor Davis, Lincoln
Berry Clarke DeFazio
Bishop (GA) Clay DeGette
Bishop (NY) Cleaver Delahunt
Blumenauer Clyburn DeLauro
Boren Cohen Dicks

- Dingell
Doggett
Donnelly
Doyle
Edwards
Ellison
Ellsworth
Emanuel
Engel
Eshoo
Etheridge
Farr
Fattah
Filner
Frank (MA)
Giffords
Gillibrand
Gonzalez
Gordon
Green, Al
Green, Gene
Grijalva
Gutierrez
Hall (NY)
Hare
Harman
Hastings (FL)
Herseth
Higgins
Hill
Hinchee
Hinojosa
Hirono
Hodes
Holden
Holt
Honda
Hoolley
Hoyer
Inslee
Israel
Jackson (IL)
Jackson-Lee (TX)
Jefferson
Johnson (GA)
Johnson, E. B.
Jones (OH)
Kagen
Kaptur
Kennedy
Kildee
Kilpatrick
Kind
Klein (FL)
Kucinich
Langevin

NOES—197

- Aderholt
Akin
Alexander
Bachmann
Bachus
Baker
Barrett (SC)
Barton (TX)
Biggert
Bilbray
Bilirakis
Bishop (UT)
Blackburn
Blunt
Bonner
Bono
Boozman
Boustany
Brady (TX)
Brown (SC)
Brown-Waite,
Ginny
Buchanan
Burgess
Burton (IN)
Buyer
Calvert
Camp (MI)
Campbell (CA)
Cannon
Cantor
Capito
Carter
Castle
Chabot
Chandler
Coble
Cole (OK)
Conaway
Crenshaw
Cubin

- Rodriguez
Ross
Rothman
Roybal-Allard
Ruppersberger
Rush
Ryan (OH)
Salazar
Sanchez, Linda
T.
Sanchez, Loretta
Sarbanes
Schakowsky
Schiff
Schwartz
Scott (GA)
Scott (VA)
Serrano
Sestak
Shea-Porter
Sherman
Shuler
Sires
Skelton
Slaughter
Smith (WA)
Snyder
Solis
Space
Spratt
Stark
Stupak
Sutton
Tauscher
Taylor
Thompson (CA)
Thompson (MS)
Tierney
Towns
Udall (CO)
Van Hollen
Velázquez
Viscosky
Walz (MN)
Wasserman
Schultz
Waters
Watson
Watt
Waxman
Welch (VT)
Wexler
Wilson (OH)
Woolsey
Wu
Wynn
Yarmuth

- Hensarling
Herger
Hobson
Hoekstra
Hulshof
Hunter
Inglis (SC)
Issa
Jindal
Johnson (IL)
Johnson, Sam
Jordan
Keller
King (IA)
King (NY)
Kirk
Kline (MN)
Knollenberg
Kuhl (NY)
LaHood
Lamborn
Latham
LaTourette
Lewis (CA)
Lewis (KY)
Linder
LoBiondo
Lucas
Lungren, Daniel
E.
Mack
Manzullo
Marchant
McCarthy (CA)
McCaul (TX)
McCotter
McCrery
McHenry
McHugh
McKeon

- Regula
Rehberg
Reichert
Renzi
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrabacher
Ros-Lehtinen
Roskam
Royce
Ryan (WI)
Sali
Saxton
Schmidt
Sensenbrenner
Sessions
Shadegq
Shays
Shimkus
Shuster
Simpson
Smith (NE)
Smith (NJ)
Smith (TX)
Souder
Stearns
Sullivan
Tancredo
Tanner
Terry
Thornberry
Tiahrt
Tiberi
Turner
Upton
Walberg
Walden (OR)
Walsh (NY)
Wamp
Weiner
Weldon (FL)
Weller
Westmoreland
Whitfield
Wicker
Wilson (NM)
Wilson (SC)
Wolf
Young (AK)
Young (FL)

ANSWERED "PRESENT"—5

- Bartlett (MD) Gilchrest Paul
Boyd (KS) Jones (NC)

NOT VOTING—9

- Andrews Kanjorski Millender-
Boehner Kingston McDonald
Carson Lampson Udall (NM)
Davis, Jo Ann

So the amendment was agreed to.

The question being put, viva voce,

Will the House agree to the following amendment (the COHEN amendment), on which a separate vote had been demanded?

At the end of title I, add the following:

SEC. —. ALTERNATIVE MATERIAL SOURCES.

The Secretary of Transportation, in consultation with the Secretary, shall establish a program to coordinate with State and local governments to minimize the need for transportation of toxic inhalation hazardous materials by rail.

THE SPEAKER pro tempore, Ms. SOLIS, announced that the yeas had it.

Mr. PRICE of Georgia, demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The vote was taken by electronic device.

It was decided in the affirmative ..... 234 Yeas ..... 184 Nays ..... Answered present 4

¶46.24 [Roll No. 199]

YEAS—234

- Abercrombie Brown, Corrine Davis (CA)
Ackerman Butterfield Davis (IL)
Allen Capps Davis, Lincoln
Altmire Capuano Davis, Tom
Arcuri Cardoza DeFazio
Baca Carnahan DeGette
Baird Carney Delahunt
Baldwin Castle DeLauro
Barrett (SC) Castor Dicks
Barrow Chandler Dingell
Bean Clarke Doggett
Becerra Clay Donnelly
Berkley Cleaver Doyle
Berman Clyburn Edwards
Berry Cohen Ellison
Bishop (GA) Conyers Ellsworth
Bishop (NY) Cooper Emanuel
Blumenauer Blumenauer Engel
Boren Costello Eshoo
Boswell Courtney Etheridge
Boucher Cramer Farr
Boyd (FL) Crowley Fattah
Boyd (KS) Cuellar Ferguson
Brady (PA) Cummings Filner
Braley (IA) Davis (AL) Frank (MA)



Giffords	Mahoney (FL)	Salazar
Gillibrand	Maloney (NY)	Sánchez, Linda
Gonzalez	Markey	T.
Gordon	Marshall	Sanchez, Loretta
Green, Al	Matheson	Sarbanes
Green, Gene	Matsui	Saxton
Grijalva	McCarthy (NY)	Schakowsky
Gutierrez	McCollum (MN)	Schiff
Hall (NY)	McDermott	Schwartz
Hare	McGovern	Scott (GA)
Harman	McIntyre	Scott (VA)
Hastings (FL)	McNerney	Serrano
Herseth	McNulty	Sestak
Higgins	Meehan	Shea-Porter
Hill	Meek (FL)	Sherman
Hinchey	Meeks (NY)	Shuler
Hinojosa	Melancon	Sires
Hirono	Michaud	Skelton
Hodes	Miller (NC)	Slaughter
Holden	Miller, George	Smith (NJ)
Holt	Mitchell	Smith (WA)
Honda	Mollohan	Solis
Hooley	Moore (KS)	Space
Hoyer	Moore (WI)	Spratt
Inslee	Moran (VA)	Stark
Israel	Murphy (CT)	Stearns
Jackson (IL)	Murphy, Patrick	Stupak
Jackson-Lee	Murtha	Sutton
(TX)	Nadler	Tanner
Jefferson	Napolitano	Tauscher
Johnson (GA)	Neal (MA)	Taylor
Johnson, E. B.	Oberstar	Thompson (CA)
Jones (OH)	Obey	Thompson (MS)
Kagen	Olver	Tierney
Kaptur	Ortiz	Towns
Kennedy	Pallone	Udall (CO)
Kildee	Pascrell	Van Hollen
Kilpatrick	Pastor	Velázquez
Kind	Payne	Visclosky
Klein (FL)	Perlmutter	Walz (MN)
Kucinich	Peterson (MN)	Wasserman
Langevin	Pomeroy	Schultz
Lantos	Price (NC)	Waters
Larsen (WA)	Rahall	Watson
Larson (CT)	Ramstad	Watt
Lee	Rangel	Waxman
Levin	Reyes	Weiner
Lewis (GA)	Rodriguez	Welch (VT)
Lipinski	Ross	Wexler
LoBiondo	Rothman	Wilson (OH)
Loeb	Roybal-Allard	Woolsey
Loeb	Ruppersberger	Wu
Lofgren, Zoe	Rush	Wynn
Lowey	Ryan (OH)	Yarmuth
Lynch		

NAYS—184

Aderholt	Diaz-Balart, M.	Keller
Akin	Doolittle	King (IA)
Alexander	Drake	King (NY)
Bachmann	Dreier	Kirk
Bachus	Duncan	Kline (MN)
Baker	Ehlers	Knollenberg
Barton (TX)	Emerson	Kuhl (NY)
Biggert	English (PA)	LaHood
Bilbray	Everett	Lamborn
Bilirakis	Fallin	Latham
Bishop (UT)	Feeney	LaTourette
Blackburn	Flake	Lewis (CA)
Blunt	Forbes	Lewis (KY)
Bonner	Fortenberry	Linder
Bono	Fossella	Lucas
Boozman	Fox	Lungren, Daniel
Boustany	Franks (AZ)	E.
Brady (TX)	Frelinghuysen	Mack
Brown (SC)	Gallely	Manzullo
Brown-Waite,	Garrett (NJ)	Marchant
Ginny	Gerlach	McCarthy (CA)
Buchanan	Gillmor	McCaul (TX)
Burgess	Gingrey	McCotter
Burton (IN)	Gohmert	McCrery
Buyer	Goode	McHenry
Calvert	Goodlatte	McHugh
Camp (MI)	Granger	McKeon
Campbell (CA)	Graves	McMorris
Cannon	Hall (TX)	Rodgers
Cantor	Hastert	Mica
Capito	Hastings (WA)	Miller (FL)
Carter	Hayes	Miller (MI)
Chabot	Heller	Miller, Gary
Coble	Hensarling	Moran (KS)
Cole (OK)	Hergert	Murphy, Tim
Conaway	Hobson	Musgrave
Crenshaw	Hoekstra	Myrick
Cubin	Hulshof	Neugebauer
Culberson	Inglis (SC)	Nunes
Davis (KY)	Issa	Pearce
Davis, David	Jindal	Pence
Deal (GA)	Johnson (IL)	Peterson (PA)
Dent	Johnson, Sam	Petri
Diaz-Balart, L.	Jordan	Pickering

Pitts	Royce	Tiahrt
Platts	Ryan (WI)	Tiberi
Poe	Sali	Turner
Porter	Schmidt	Upton
Price (GA)	Sensenbrenner	Walberg
Pryce (OH)	Sessions	Walden (OR)
Putnam	Shadegg	Walsh (NY)
Radanovich	Shays	Wamp
Regula	Shimkus	Weldon (FL)
Rehberg	Shuster	Westmoreland
Reichert	Simpson	Whitfield
Renzi	Smith (NE)	Wicker
Reynolds	Smith (TX)	Wilson (NM)
Rogers (AL)	Snyder	Wilson (SC)
Rogers (KY)	Souder	Wolf
Rogers (MI)	Sullivan	Young (AK)
Rohrabacher	Tancredo	Young (FL)
Ros-Lehtinen	Terry	
Roskam	Thornberry	

ANSWERED "PRESENT"—4

Bartlett (MD)	Jones (NC)
Gilchrest	Paul

NOT VOTING—11

Andrews	Hunter	Millender-
Boehner	Kanjorski	McDonald
Carson	Kingston	Udall (NM)
Davis, Jo Ann	Lampson	Weller

So the amendment was agreed to.

The following committee amendment, as amended, reported from the Committee of the Whole House on the state of the Union, was then agreed to:

Strike out all after the enacting clause and insert:

**SECTION 1. SHORT TITLE; TABLE OF CONTENTS.**

(a) **SHORT TITLE.**—This Act may be cited as the "Rail and Public Transportation Security Act of 2007".

(b) **TABLE OF CONTENTS.**—The table of contents for this Act is as follows:

- Sec. 1. Short title; table of contents.
- Sec. 2. Definitions.
- Sec. 3. No preemption of State law.

**TITLE I—RAIL AND PUBLIC TRANSPORTATION SECURITY**

- Sec. 101. National strategy for rail and public transportation security.
- Sec. 102. Assignment of providers of covered transportation to risk-based tiers.
- Sec. 103. Rail and public transportation assessments and plans.
- Sec. 104. Information sharing plan.
- Sec. 105. Rail security assistance.
- Sec. 106. Public transportation security assistance.
- Sec. 107. Over-the-road bus security assistance.
- Sec. 108. Fire and life safety improvements.
- Sec. 109. Security training program.
- Sec. 110. Security exercises.
- Sec. 111. Security research and development.
- Sec. 112. Whistleblower protections.
- Sec. 113. Increase in surface transportation security inspectors.
- Sec. 114. National domestic preparedness consortium.
- Sec. 115. Authorization of Visible Intermodal Protection Response Teams.
- Sec. 116. National Transportation Security Center of Excellence.
- Sec. 117. TSA personnel limitations.
- Sec. 118. Homeland security grants.
- Sec. 119. Threat assessment screening.
- Sec. 120. Background checks for covered individuals.
- Sec. 121. Task force on disqualifying crimes.
- Sec. 122. Penalties.
- Sec. 123. School bus transportation security.
- Sec. 124. Enhanced security measures for shipments of security sensitive materials.
- Sec. 125. Technology standards and clearinghouse to improve security of covered transportation.

- Sec. 126. Rail tank car security testing.
- Sec. 127. Rail radiological and nuclear detection.
- Sec. 128. Requirement to provide preference to qualified anti-terrorism technologies.
- Sec. 129. Promoting liability protections for providers of covered transportation and related technologies.
- Sec. 130. International rail security program.
- Sec. 131. Terrorist watchlist and immigration status review at high-risk transportation sites.
- Sec. 132. Review of grant-making efficiency.
- Sec. 133. Roles of the Department of Homeland Security and the Department of Transportation.
- Sec. 134. Assessment and report.
- Sec. 135. Study of foreign rail security practices.
- Sec. 136. Alternative material sources.
- Sec. 137. Immunity for reporting suspicious activities and mitigating terrorist threats relating to transportation security.

**TITLE II—SECURE TRANSPORTATION THROUGH INCREASED USE OF CANINE DETECTION TEAMS**

- Sec. 201. Increasing the number of canine detection teams for transportation security.
- Sec. 202. National explosives detection canine team program increase.
- Sec. 203. Transportation security administration breeding program increase.

**SEC. 2. DEFINITIONS.**

In this Act, the following definitions apply:

(1) **APPROPRIATE CONGRESSIONAL COMMITTEES.**—The term "appropriate congressional committees" has the meaning that term has in section 2 of the Homeland Security Act of 2002 (6 U.S.C. 101) and includes the Committees on Homeland Security and Transportation and Infrastructure of the House of Representatives and the Committees on Homeland Security and Governmental Affairs and Commerce, Science, and Transportation of the Senate.

(2) **APPROPRIATE STAKEHOLDERS.**—The term "appropriate stakeholders" means—

- (A) providers of covered transportation;
- (B) organizations representing providers of covered transportation;
- (C) nonprofit employee labor organizations representing railroad, public transportation, or over-the-road bus workers;
- (D) shippers of hazardous material;
- (E) manufacturers of railroad cars, public transportation cars and buses, and over-the-road buses;
- (F) State departments of transportation, regional agencies, and metropolitan planning organizations;
- (G) public safety officials;
- (H) law enforcement and fire service officials; and
- (I) other relevant persons.

(3) **COVERED TRANSPORTATION.**—The term "covered transportation" means transportation provided by a railroad carrier, a provider of public transportation, or an over-the-road bus.

(4) **DEPARTMENT.**—The term "Department" means the Department of Homeland Security.

(5) **DESIGNATED RECIPIENT.**—The term "designated recipient" has the meaning that the term has in section 5307(a) of title 49, United States Code.

(6) **PROVIDER OF COVERED TRANSPORTATION.**—The term "provider of covered transportation" means—

- (A) with respect to transportation provided by a railroad carrier, the railroad carrier;
- (B) with respect to public transportation, the designated recipient; and

(C) with respect to transportation provided by an over-the-road bus, the private operator.

(7) **OVER-THE-ROAD BUS.**—The term “over-the-road bus” means a bus characterized by an elevated passenger deck located over a baggage compartment.

(8) **PUBLIC TRANSPORTATION.**—The term “public transportation” has the meaning that term has in section 5302(a) of title 49, United States Code.

(9) **RAILROAD.**—The term “railroad” has the meaning that term has in section 20102 of title 49, United States Code.

(10) **RAILROAD CARRIER.**—The term “railroad carrier” has the meaning that term has in section 20102 of title 49, United States Code.

(11) **SECRETARY.**—The term “Secretary” means the Secretary of Homeland Security.

(12) **STATE.**—The term “State” means any one of the 50 States, the District of Columbia, Puerto Rico, the Northern Mariana Islands, the Virgin Islands, Guam, American Samoa, and any other territory or possession of the United States.

(13) **TERRORISM.**—The term “terrorism” has the meaning that term has in section 2 of the Homeland Security Act of 2002 (6 U.S.C. 101).

(14) **TRANSPORTATION.**—The term “transportation”, as used with respect to an over-the-road-bus, means the movement of passengers or property by an over-the-road-bus—

(A) in the jurisdiction of the United States between a place in a State and a place outside the State (including a place outside the United States); or

(B) in a State that affects trade, traffic, and transportation described in subparagraph (A).

(15) **UNITED STATES.**—The term “United States” means the 50 States, the District of Columbia, Puerto Rico, the Northern Mariana Islands, the Virgin Islands, Guam, American Samoa, and any other territory or possession of the United States.

### SEC. 3. NO PREEMPTION OF STATE LAW.

(a) **NO PREEMPTION OF STATE LAW.**—Nothing in section 20106 of title 49, United States Code, preempts a State cause of action, or any damages recoverable in such an action, including negligence, recklessness, and intentional misconduct claims, unless compliance with State law would make compliance with Federal requirements impossible. Nothing in section 20106 of title 49, United States Code, confers Federal jurisdiction of a question for such a cause of action.

(b) **SECRETARIAL POWER.**—Section 20106 of title 49, United States Code, preempts only positive laws, regulations, or orders by executive or legislative branch officials that expressly address railroad safety or security. The Secretary and the Secretary of Transportation have the power to preempt such positive enactments by substantially subsuming the same subject matter, pursuant to proper administrative procedures.

## TITLE I—RAIL AND PUBLIC TRANSPORTATION SECURITY

### SEC. 101. NATIONAL STRATEGY FOR RAIL AND PUBLIC TRANSPORTATION SECURITY.

(a) **MODAL PLAN.**—Not later than 6 months after the date of enactment of this Act, the Secretary shall develop and implement the modal plan for covered transportation as required by section 114(t)(1)(B) of title 49, United States Code. The modal plan shall be entitled the “National Strategy for Rail and Public Transportation Security” and shall include, at a minimum—

(1) a description of the roles, responsibilities, and authorities of Federal, State, and local agencies, government sponsored entities, tribal governments, and appropriate stakeholders under the plan;

(2) identification of, and a plan to address, gaps and unnecessary overlaps in the roles, responsibilities, and authorities described in paragraph (1);

(3) a methodology for how the Department will work with the entities described in paragraph (1), and make use of existing Federal expertise within the Department, the Department of Transportation, and other appropriate agencies;

(4) a process for providing security clearances to facilitate intelligence and information sharing with the entities described in paragraph (1);

(5) a description of—

(A) how the Department has reviewed terrorist attacks on covered transportation throughout the world in the last 25 years;

(B) the lessons learned from those reviews; and

(C) how those lessons are being used in current and future efforts to secure covered transportation;

(6) a strategy and timeline for the Department, the Department of Transportation, other appropriate Federal agencies and private entities to research and develop new technologies for securing covered transportation;

(7) measurable goals, including objectives, mechanisms, and a schedule for enhancing the security of covered transportation;

(8) a framework for resuming the operation of covered transportation in the event of an act of terrorism and prioritizing resumption of such operations;

(9) a description of current and future public outreach and educational initiatives designed to inform the public on how to prevent, prepare for, respond to, and recover from a terrorist attack on covered transportation; and

(10) a process for coordinating covered transportation security strategies and plans, including the National Infrastructure Protection Plan required by Homeland Security Presidential Directive 7; Executive Order: Strengthening Surface Transportation Security dated December 5, 2006; the Memorandum of Understanding between the Department and the Department of Transportation on Roles and Responsibilities dated September 28, 2004; the Annex to the Memorandum of Understanding between the Department and the Department of Transportation on Roles and Responsibilities concerning Public Transportation Security dated September 8, 2005.

(b) **ADEQUACY OF EXISTING PLANS AND STRATEGIES.**—Nothing in this section shall prevent the Secretary from using existing plans and strategies, including those developed or implemented pursuant to section 114(t) of title 49, United States Code, or Homeland Security Presidential Directive-7, in meeting the requirements of subsection (a).

### SEC. 102. ASSIGNMENT OF PROVIDERS OF COVERED TRANSPORTATION TO RISK-BASED TIERS.

(a) **ASSIGNMENT.**—The Secretary shall assign each provider of covered transportation to one of the not less than three risk-based tiers established by the Secretary.

(b) **PROVISION OF INFORMATION.**—The Secretary may request, and the provider of covered transportation shall provide, information necessary for the Secretary to assign a provider of covered transportation to the appropriate tier under subsection (a).

(c) **NOTIFICATION.**—Not later than 60 days after the date a provider of covered transportation is assigned to a tier under this section, the Secretary shall notify the provider

of the tier to which the provider is assigned and the reasons for such assignment.

(d) **HIGH- AND MEDIUM-RISK TIERS.**—At least two of the tiers established by the Secretary under this section shall be tiers designated for high- and medium-risk providers of covered transportation.

### SEC. 103. RAIL AND PUBLIC TRANSPORTATION ASSESSMENTS AND PLANS.

(a) **IN GENERAL.**—Not later than 12 months after the date of enactment of this Act, the Secretary shall issue regulations that—

(1) require each provider of covered transportation assigned to a high- or medium-risk tier under section 102—

(A) to conduct a vulnerability assessment in accordance with subsections (b) and (c); and

(B) to prepare, submit to the Secretary for approval, and implement a security plan in accordance with this section that addresses security performance requirements under subsection (f); and

(2) establish standards, and guidelines for vulnerability assessments under subsection (c) and security plans under subsection (d) and for developing and implementing such security plans.

(3) establish a security program for providers of covered transportation not assigned to a high or medium-risk tier under section 102, including a process for providers to conduct vulnerability assessments and prepare and implement security plans, as determined appropriate by the Secretary.

(b) **DEADLINE FOR SUBMISSION.**—Not later than 6 months after the date of issuance of the regulations under subsection (a), the vulnerability assessments and security plans required by such regulations for a provider of covered transportation assigned to a high- or medium-risk tier shall be completed and submitted to the Secretary for review and approval.

#### (c) VULNERABILITY ASSESSMENTS.—

(1) **REQUIREMENTS.**—The Secretary shall provide technical assistance and guidance to providers of covered transportation in conducting vulnerability assessments under this section and shall require that each vulnerability assessment of a provider of covered transportation assigned to a high- or medium-risk tier under section 102 include, at a minimum—

(A) identification and evaluation of critical covered transportation assets and infrastructures of the provider, including platforms, stations, bus and intermodal terminals, tunnels, bridges, switching and storage areas, and information systems;

(B) identification of the threats to those assets and infrastructures;

(C) identification of the security weaknesses of the covered transportation in—

(i) physical security;

(ii) passenger and cargo security;

(iii) programmable electronic devices, computers, or other automated systems which are used in providing the transportation;

(iv) alarms, cameras, and other protection systems;

(v) communications systems, including dispatching services and mobile service equipment systems, to provide access to emergency services in underground fixed guideway systems;

(vi) utilities;

(vii) emergency response planning;

(viii) employee training; and

(ix) such other matters as the Secretary determines appropriate; and

(D) identification of redundant and backup systems required to ensure the continued operations of critical elements of the covered transportation in the event of an attack or other incident, including disruption of commercial electric power or communications network.

(2) **THREAT INFORMATION.**—A provider of covered transportation conducting a vulnerability assessment under this section shall incorporate in the assessment any threat information provided by the Secretary and other sources.

(d) **SECURITY PLANS.**—

(1) **REQUIREMENTS.**—The Secretary shall provide technical assistance and guidance to providers of covered transportation in preparing and implementing security plans under this section and shall require that each security plan of each provider of covered transportation assigned a high- or medium-risk under section 102 include, at a minimum—

(A) identification of a security coordinator having authority—

(i) to implement security actions under the plan;

(ii) to coordinate security improvements described in sections 105, 106, and 107; and

(iii) to receive immediate communications from appropriate Federal officials regarding covered transportation security;

(B) plans for periodic exercises under section 110 that include participation by local law enforcement agencies and emergency responders as appropriate;

(C) a list of needed capital and operational improvements such as those described in sections 105, 106, and 107;

(D) procedures to be implemented or used by the provider in response to a terrorist attack, including evacuation and passenger communication plans that include individuals with disabilities;

(E) identification of steps taken with State and local law enforcement agencies, emergency responders, and Federal officials to coordinate security measures and plans for response to a terrorist attack;

(F) a strategy and timeline for conducting training under section 109, including recurrent training and periodic unannounced exercises for employees of the provider to be carried out under the plan to prevent, prepare for, or respond to a terrorist attack;

(G) enhanced security measures to be taken by the provider when the Secretary declares a period of heightened security risk;

(H) plans for redundant and backup systems required to ensure the continued operation of critical covered transportation elements of the provider in the event of a terrorist attack or other incident;

(I) plans for locating, including by covert electronic devices, shipments of railroad cars transporting security sensitive materials or nuclear waste so that, if the assets are lost or stolen, the provider or law enforcement authorities may locate, track, and recover the assets;

(J) a strategy for implementing enhanced security for shipments of security sensitive materials under section 124; and

(K) such other actions or procedures as the Secretary determines are appropriate to address the covered transportation security of the provider to a terrorist attack.

(2) **SECURITY COORDINATOR REQUIREMENTS.**—The Secretary shall require that the individual serving as the security coordinator identified in paragraph (1)(A) is a citizen of the United States. The Secretary may waive this requirement with respect to an individual if the Secretary determines that it is appropriate to do so based on a background check of the individual and a review of terrorist watch lists to ensure that the individual is not identified on any such terrorist watch list.

(3) **CONSISTENCY WITH OTHER PLANS.**—The Secretary shall ensure that each security plan under this section is consistent with the requirements of the National Strategy for Rail and Public Transportation Security described in section 101.

(e) **PROVIDED BY SECRETARY.**—The Secretary shall provide, in a timely manner to the maximum extent practicable under applicable authority and in the interest of national security, to the provider of the covered transportation threat information that is relevant to the provider when preparing and submitting a vulnerability assessment and security plan, including an assessment of the most likely method that could be used by terrorists to exploit weaknesses in the covered transportation security and the likelihood of success by such terrorists.

(f) **SECURITY PERFORMANCE REQUIREMENTS.**—The Secretary shall, by regulation, establish security performance requirements for the security plans required for providers of covered transportation. The regulations shall—

(1) require separate and increasingly stringent security performance requirements for security plans as the level of risk associated with the tier increases; and

(2) permit each provider of covered transportation submitting a security plan to select a combination of security measures that satisfy the security performance requirements established by the Secretary under this subsection.

(g) **DEADLINE FOR REVIEW PROCESS.**—Not later than 12 months after the date of the issuance of the regulations under subsection (a), the Secretary shall—

(1) review each vulnerability assessment and security plan submitted to the Secretary in accordance with subsection (b);

(2) require amendments to any security plan that does not meet the requirements of this section, including the regulations issued under subsection (a);

(3) approve any vulnerability assessment or security plan that meets the requirements of this section, including such regulations; and

(4) review each security plan periodically thereafter.

(h) **INTERIM SECURITY MEASURES.**—The Secretary shall require, during the period before the deadline established under subsection (b), each provider of covered transportation required to submit a security plan under subsection (b) to implement any necessary interim security measures to deter, mitigate, and respond to, to the maximum extent practicable, a transportation security incident with respect to the covered transportation or a substantive threat of such an incident until the security plan of the provider is approved.

(i) **NONDISCLOSURE OF INFORMATION.**—

(1) **IN GENERAL.**—Nothing in this Act shall be construed to require the disclosure of a vulnerability assessment or a security plan of a provider of covered transportation to the extent that such information is exempted from mandatory disclosure under section 552 of title 5, United States Code.

(2) **OTHER OBLIGATIONS UNAFFECTED.**—Nothing in this section shall affect any obligation of the provider of covered transportation to submit or make available information to covered transportation employees, nonprofit employee labor organizations, or a Federal, State, or local government agency under, or otherwise to comply with, any other law.

(3) **SUBMISSION OF INFORMATION TO CONGRESS.**—Nothing in this section shall be construed as authorizing the withholding of any information from Congress.

(4) **DISCLOSURE OF INDEPENDENTLY FURNISHED INFORMATION.**—Nothing in this section shall be construed as affecting any authority or obligation of a Federal agency to disclose any record or information that the Federal agency obtains from a provider of covered transportation under any other law.

(j) **PENALTIES.**—

(1) **ADMINISTRATIVE PENALTIES.**—

(A) **IN GENERAL.**—The Secretary may impose an administrative penalty of not more

than \$100,000 for failure to comply with this section, including regulations issued under subsection (a).

(B) **NOTICE AND OPPORTUNITY TO REQUEST HEARING.**—Before imposing a penalty under subparagraph (A), the Secretary shall provide to the person against whom the penalty is to be imposed—

(i) written notice of the proposed penalty; and

(ii) the opportunity to request, not later than 30 days after the date on which the person receives the notice, a hearing on the proposed penalty.

(C) **REGULATIONS.**—The Secretary may issue regulations establishing the procedures for administrative hearings and appropriate review of penalties imposed under this Act, including deadlines.

(2) **CIVIL PENALTIES.**—

(A) **IN GENERAL.**—The Secretary may bring an action in a United States district court against any provider of covered transportation that violates or fails to comply with this Act, including regulations issued under subsection (a), or a security plan approved by the Secretary under this section.

(B) **RELIEF.**—In any action under this Act, a court may issue an order for injunctive relief and may impose a civil penalty of not more than \$75,000 for each day on which a violation occurs or a failure to comply continues.

(3) **CRIMINAL PENALTIES.**—A provider of covered transportation who intentionally violates this section, including regulations issued under subsection (a), shall be fined not more than \$50,000 for each day of such violation, imprisoned for not more than 2 years, or both.

(k) **EXISTING PROCEDURES, PROTOCOLS AND STANDARDS.**—

(1) **DETERMINATION.**—In response to a petition by a provider of covered transportation or at the discretion of the Secretary, the Secretary may recognize existing procedures, protocols, and standards of a provider of covered transportation that the Secretary determines to meet all or part of the requirements of this section, including regulations issued under subsection (a), regarding vulnerability assessments and security plans.

(2) **ELECTION.**—Upon review and written determination by the Secretary that existing procedures, protocols, or standards of a provider of covered transportation satisfy all of the requirements of this section, including regulations issued under subsection (a), the provider may elect to comply with those procedures, protocols, or standards instead of the requirements of this section.

(3) **PARTIAL APPROVAL.**—If the Secretary determines that the existing procedures, protocols, or standards of a provider of covered transportation satisfy only part of the requirements of this section, including regulations issued under subsection (a), the Secretary may accept such submission, but shall require submission by the provider of any additional information relevant to the vulnerability assessment and security plan of the provider to ensure that the remaining requirements of this section are fulfilled.

(4) **NOTIFICATION.**—If the Secretary determines that particular existing procedures, protocols, or standards of a provider of covered transportation under this subsection do not satisfy the requirements of this section, including regulations issued under subsection (a), the Secretary shall provide to such provider a written notification that includes an explanation of the reasons why the determination could not be made.

(5) **REVIEW.**—Nothing in this subsection shall relieve the Secretary of the obligation—

(A) to review the vulnerability assessment and security plan submitted by a provider of

covered transportation under this section; and

(B) to approve or disapprove each submission on an individual basis.

(1) PERIODIC REVIEW BY PROVIDER OF COVERED TRANSPORTATION REQUIRED.—

(1) SUBMISSION OF REVIEW.—Not later than 3 years after the date on which a vulnerability assessment or security plan required to be submitted to the Secretary under subsection (b) is submitted, and at least once every 5 years thereafter (or on such a schedule as the Secretary may establish by regulation), the provider of covered transportation who submitted the vulnerability assessment or security plan shall also submit to the Secretary a review of the adequacy of the vulnerability assessment or security plan that includes a description of any material changes made to the vulnerability assessment or security plan.

(2) REVIEW OF REVIEW.—Not later than 180 days after the date on which a review is submitted, the Secretary shall review the review and notify the provider of covered transportation submitting the review of the Secretary's approval or disapproval of such review.

(m) SHARED FACILITIES.—The Secretary may permit under this section the development and implementation of coordinated vulnerability assessments and security plans to the extent 2 or more providers of covered transportation have shared facilities (such as tunnels, bridges, or stations, or facilities) that are geographically close or otherwise co-located.

(n) FERRY EXEMPTION.—This section does not apply to any ferry system for which a vulnerability assessment and security plan is required pursuant to chapter 701 of title 46, United States Code.

(o) REPORT.—Not later than 180 days after the date of enactment of this Act, the Secretary, in consultation with the Secretary of Transportation, shall submit a report to the appropriate congressional committees regarding the feasibility of implementing name-based checks against terrorist watch lists for all National Railroad Passenger Corporation passengers.

#### SEC. 104. INFORMATION SHARING PLAN.

(a) IN GENERAL.—Not later than 90 days after the date of enactment of this Act, the Secretary shall develop and submit to the appropriate congressional committees a railroad, public transportation, and over-the-road bus information sharing plan to ensure the development of both tactical and strategic intelligence products pertaining to the threats and vulnerabilities to covered transportation for dissemination to Federal, State, and local agencies, tribal governments, and appropriate stakeholders.

(b) CONTENT OF PLAN.—The plan submitted under subsection (a) shall include—

(1) a description of how intelligence analysts in the Transportation Security Administration are coordinating with other intelligence analysts in the Department and other Federal, State, and local agencies;

(2) reasonable deadlines for the completion of any organizational changes within the Department to accommodate implementation of the plan; and

(3) a description of resource needs for fulfilling the plan.

(c) UPDATES.—

(1) CERTIFICATION OF IMPLEMENTATION.—After the plan is submitted under subsection (a), the Secretary shall certify to the appropriate congressional committees when the plan has been implemented.

(2) ANNUAL REPORTS.—After the Secretary provides the certification under paragraph (1), the Secretary shall provide a report to the appropriate congressional committees each year thereafter on the following:

(A) The number and brief description of each railroad, public transportation, and over-the-road bus intelligence report created and disseminated under the plan.

(B) The classification of each report as tactical or strategic.

(C) The numbers of different government, law enforcement, and public or private sector partners who the Department provided with each intelligence product.

(d) ANNUAL SURVEYS.—The Secretary shall conduct an annual survey of the satisfaction of each of the recipients of railroad, public transportation, and over-the-road bus intelligence reports created and disseminated under the plan and include the results of the survey as part of the corresponding annual report provided under subsection (c)(2).

(e) CLASSIFICATION OF MATERIAL.—To the greatest extent possible, the Department shall provide appropriate stakeholders with information in an unclassified format.

(f) SECURITY CLEARANCES.—The Department shall assist the appropriate Federal, State, regional, local, and tribal authorities, in addition to appropriate stakeholders, in obtaining the security clearances needed to receive classified covered transportation security information as necessary if this information cannot be disseminated in an unclassified format.

#### SEC. 105. RAIL SECURITY ASSISTANCE.

(a) IN GENERAL.—The Secretary shall establish a program for making grants to eligible entities for security improvements described in subsection (b).

(b) USES OF FUNDS.—A recipient of a grant under this section shall use the grant funds for one or more of the following:

(1) Perimeter protection systems, including access control, installation of improved lighting, fencing, and barricades at railroad facilities.

(2) Technologies to reduce the vulnerability of railroad cars.

(3) Passenger railroad station security capital improvement projects that the Secretary determines enhance rail station security.

(4) Security improvements to passenger railroad stations and other railroad transportation infrastructure, including stations and other railroad transportation infrastructure owned by State or local governments.

(5) Tunnel protection systems.

(6) Evacuation improvements.

(7) Inspection technologies, including verified visual inspection technologies using hand-held readers and discs.

(8) Communications equipment, including equipment that is interoperable with Federal, State, and local agencies and tribal governments.

(9) Chemical, biological, radiological, or explosive detection, including canine patrols for such detection.

(10) Surveillance equipment.

(11) Cargo or passenger screening equipment.

(12) Railroad security inspection facilities and related infrastructure at United States international borders, including additional side railroad track necessary for passenger and freight train security inspection.

(13) Emergency response equipment, including fire suppression and decontamination equipment, personal protective equipment, and defibrillators.

(14) Global positioning or tracking and recovery equipment.

(15) Redundant critical operations control systems.

(16) Operating and capital costs associated with security awareness, preparedness, and response training, including training under section 109 and training developed by universities and institutions of higher education and by nonprofit employee labor organiza-

tions, for railroad employees, including front-line employees.

(17) Live or simulated exercises described in section 110.

(18) Overtime reimbursement for additional security personnel during periods of heightened security as determined by the Secretary.

(19) Public awareness campaigns for enhanced rail security.

(20) Operational costs for personnel assigned to full-time security or counterterrorism duties related to rail transportation.

(21) Such other security improvements as the Secretary considers appropriate.

(c) DEPARTMENT OF HOMELAND SECURITY RESPONSIBILITIES.—In carrying out the responsibilities under subsection (a), the Secretary shall—

(1) determine the requirements for recipients of grants under this section, including application requirements;

(2) pursuant to subsection (f), determine who are the recipients of grants under this section;

(3) pursuant to subsection (b), determine the uses for which grant funds may be used under this section;

(4) establish priorities for uses of funds for grant recipients under this section; and

(5) not later than 5 business days after making determinations under paragraphs (1) through (4), transfer grant funds under this section to the Secretary of Transportation for distribution to the recipients of grants determined by the Secretary under paragraph (2).

(d) DEPARTMENT OF TRANSPORTATION RESPONSIBILITIES.—The Secretary of Transportation shall distribute grant funds under this section to the recipients of grants determined by the Secretary under subsection (f).

(e) MONITORING AND AUDITING.—The Department of Homeland Security and the Department of Transportation jointly shall monitor and audit the use of funds under this section.

(f) ELIGIBILITY.—A railroad carrier is eligible for a grant under this section if the carrier has completed a vulnerability assessment and developed a security plan that the Secretary has approved under section 103. Grant funds may only be used for permissible uses under subsection (b) to further a rail security plan.

(g) MULTIYEAR AWARDS.—Pursuant to this section, the Secretary may issue multi-year grants for not longer than a 5-year period.

(h) LETTERS OF INTENT.—

(1) ISSUANCE.—The Secretary may issue a letter of intent to a recipient of a grant under this section, to commit funding from future budget authority of an amount, not more than the Federal Government's share of the project's cost, for a capital improvement project.

(2) SCHEDULE.—The letter of intent under this subsection shall establish a schedule under which the Secretary will reimburse the recipient for the Federal Government's share of the project's costs, as amounts become available, if the recipient, after the Secretary issues that letter, carries out the project without receiving amounts under a grant issued under this section.

(3) NOTICE TO SECRETARY.—A recipient that has been issued a letter of intent under this section shall notify the Secretary of the recipient's intent to carry out a project before the project begins.

(4) NOTICE TO CONGRESS.—The Secretary shall transmit to the appropriate congressional committees a written notification at least 3 days before the issuance of a letter of intent under this subsection.

(5) LIMITATIONS.—A letter of intent issued under this subsection is not an obligation of the Federal Government under section 1501

of title 31, United States Code, and the letter is not deemed to be an administrative commitment for financing. An obligation or administrative commitment may be made only as amounts are provided in authorization and appropriations laws.

(6) **STATUTORY CONSTRUCTION.**—Nothing in this section shall be construed to prohibit the obligation of amounts pursuant to a letter of intent under this section in the same fiscal year as the letter of intent is issued.

(i) **FEDERAL SHARE.**—

(1) **IN GENERAL.**—Except as provided in paragraphs (2) and (3), a grant for a project under this section shall be for 80 percent of the net cost of the project.

(2) **SMALL PROJECT EXCEPTION.**—If a grant under this section is for a project with a net cost of \$25,000 or less, the Federal share for the grant shall be for 100 percent of such cost.

(3) **NATIONAL SECURITY EXCEPTION.**—If the Secretary determines, upon written notice to the appropriate congressional committees, that a higher Federal share for a grant under this section is necessary to respond to an urgent threat to national security, the Secretary may increase the Federal share for the grant to up to 100 percent of the net cost of the project.

(4) **APPLICABILITY.**—This subsection shall only apply to freight railroad carriers.

(j) **SUBJECT TO CERTAIN STANDARDS.**—A recipient of a grant under this section and section 108 shall be required to comply with the standards of section 24312 of title 49, United States Code, as in effect on January 1, 2007, with respect to the project in the same manner as the National Railroad Passenger Corporation is required to comply with such standards for construction work financed under an agreement made under section 24308(a) of that title.

(k) **LIMITATION ON USES OF FUNDS.**—A grant made under this section may not be used—

(1) to supplant State or local funds; and

(2) to make any State or local government cost-sharing contribution under any other law.

(l) **ANNUAL REPORTS.**—Each recipient of a grant under this section shall report annually to the Secretary on the use of grant funds.

(m) **GUIDELINES.**—Before distribution of funds to recipients of grants under this section, the Secretary, shall issue guidelines to ensure that, to the extent that recipients of grants under this section use contractors or subcontractors, such recipients use small, minority, women-owned, or disadvantaged businesses as contractors or subcontractors to the extent practicable.

(n) **AUTHORIZATION OF APPROPRIATIONS.**—

(1) **IN GENERAL.**—There are authorized to be appropriated to the Secretary \$600,000,000 for each of fiscal years 2008 through 2011 for making grants under this section.

(2) **PERIOD OF AVAILABILITY.**—Sums appropriated to carry out this section shall remain available until expended.

#### **SEC. 106. PUBLIC TRANSPORTATION SECURITY ASSISTANCE.**

(a) **IN GENERAL.**—The Secretary shall establish a program for making grants to an eligible public transportation designated recipient for security improvements described in subsection (b).

(b) **USES OF FUNDS.**—A recipient of a grant under subsection (a) shall use the grant funds for one or more of the following:

(1) Perimeter protection systems, including access control, installation of improved lighting, fencing, and barricades.

(2) Security improvements to stations and other public transportation infrastructure, including stations and other public transportation infrastructure owned by State or local governments.

(3) Tunnel protection systems.

(4) Evacuation improvements.

(5) Inspection technologies, including verified visual inspection technologies using hand-held readers and discs.

(6) Communications equipment, including mobile service equipment to provide access to emergency services in an underground fixed guideway system.

(7) Chemical, biological, or radiological or explosive detection, including canine patrols for such detection.

(8) Surveillance equipment.

(9) Emergency response equipment, including fire suppression and decontamination equipment, personal protective equipment, and defibrillators.

(10) Purchase and placement of bomb-resistant trash cans throughout public transportation facilities, including subway exits, entrances, and tunnels.

(11) Global positioning or tracking and recovery equipment.

(12) Redundant critical operations control systems.

(13) Live or simulated exercises described in section 110.

(14) Public awareness campaigns for enhanced public transportation security.

(15) Operating and capital costs associated with security awareness, preparedness, and response training, including training under section 109 and training developed by universities and institutions of higher education and by nonprofit employee labor organizations, for public transportation employees, including front-line employees.

(16) Overtime reimbursement, including reimbursement of State, local, and tribal governments for costs, for additional security personnel during periods of heightened security as determined by the Secretary.

(17) Operational costs, including reimbursement of State, local, and tribal governments for costs for personnel assigned to full-time security or counterterrorism duties related to public transportation.

(18) Such other security improvements as the Secretary considers appropriate, including security improvements for newly completed public transportation systems that are not yet operable for passenger use.

(c) **DEPARTMENT OF HOMELAND SECURITY RESPONSIBILITIES.**—In carrying out the responsibilities under subsection (a), the Secretary shall—

(1) determine the requirements for recipients of grants under this section, including application requirements;

(2) pursuant to subsection (f), determine who are the recipients of grants under this section;

(3) pursuant to subsection (b), determine the uses for which grant funds may be used under this section;

(4) establish priorities for uses of funds for grant recipients under this section; and

(5) not later than 5 business days after making determinations under paragraphs (1) through (4), transfer grant funds under this section to the Secretary of Transportation for distribution to the recipients of grants determined by the Secretary under paragraph (2).

(d) **DEPARTMENT OF TRANSPORTATION RESPONSIBILITIES.**—The Secretary of Transportation shall distribute grant funds under this section to the recipients of grants determined by the Secretary under subsection (f).

(e) **MONITORING AND AUDITING.**—The Department of Homeland Security and the Department of Transportation shall jointly monitor and audit the use of funds under this section.

(f) **ELIGIBILITY.**—A designated recipient is eligible for a grant under this section if the recipient has completed a vulnerability assessment and developed a security plan that the Secretary has approved under section

103. Grant funds may only be used for permissible uses under subsection (b) to further a public transportation security plan.

(g) **SUBJECT TO CERTAIN TERMS AND CONDITIONS.**—Except as otherwise specifically provided in this section, a grant provided under this section shall be subject to the terms and conditions applicable to a grant made under section 5307 of title 49, United States Code, as in effect on January 1, 2007, and such other terms and conditions as are determined necessary by the Secretary.

(h) **LIMITATION ON USES OF FUNDS.**—Grants made under this section may not be used—

(1) to supplant State or local funds; and

(2) to make any State or local government cost-sharing contribution under any other law.

(i) **ANNUAL REPORTS.**—Each recipient of a grant under this section shall report annually to the Secretary on the use of the grant funds.

(j) **GUIDELINES.**—Before distribution of funds to recipients of grants under this section, the Secretary shall issue guidelines to ensure that, to the extent that recipients of grants under this section use contractors or subcontractors, such recipients shall use small, minority, women-owned, or disadvantaged businesses as contractors or subcontractors to the extent practicable.

(k) **AUTHORIZATION OF APPROPRIATIONS.**—

(1) **IN GENERAL.**—There are authorized to be appropriated to the Secretary to make grants under this section—

(A) \$775,000,000 for fiscal year 2008;

(B) \$825,000,000 for fiscal year 2009;

(C) \$880,000,000 for fiscal year 2010; and

(D) \$880,000,000 for fiscal year 2011.

(2) **PERIOD OF AVAILABILITY.**—Sums appropriated to carry out this section shall remain available until expended.

#### **SEC. 107. OVER-THE-ROAD BUS SECURITY ASSISTANCE.**

(a) **IN GENERAL.**—The Secretary shall establish a program for making grants for eligible private operators providing transportation by an over-the-road bus for security improvements described in subsection (b).

(b) **USES OF FUNDS.**—A recipient of a grant received under subsection (a) shall use the grant funds for one or more of the following:

(1) Constructing and modifying terminals, garages, facilities, or over-the-road buses to increase their security, including terminals and other over-the-road bus facilities owned by State or local governments.

(2) Protecting or isolating the driver of an over-the-road bus.

(3) Acquiring, upgrading, installing, or operating equipment, software, or accessorial services for collection, storage, or exchange of passenger and driver information through ticketing systems or otherwise and for information links with government agencies.

(4) Installing cameras and video surveillance equipment on over-the-road buses and at terminals, garages, and over-the-road bus facilities.

(5) Establishing and improving an emergency communications system linking drivers and over-the-road buses to the recipient's operations center or linking the operations center to law enforcement and emergency personnel.

(6) Implementing and operating passenger screening programs for weapons and explosives.

(7) Public awareness campaigns for enhanced over-the-road bus security.

(8) Operating and capital costs associated with security awareness, preparedness, and response training, including training under section 109 and training developed by universities and institutions of higher education and by nonprofit employee labor organizations, for over-the-road bus employees, including front-line employees.

(9) Chemical, biological, radiological, or explosive detection, including canine patrols for such detection.

(10) Overtime reimbursement, including reimbursement of State, local, and tribal governments for costs, for additional security personnel during periods of heightened security as determined by the Secretary.

(11) Live or simulated exercises described in section 110.

(12) Operational costs, including reimbursement of State, local, and tribal governments for such costs, for personnel assigned to full-time security or counterterrorism duties related to over-the-road bus transportation.

(13) Such other improvements as the Secretary considers appropriate.

(c) DEPARTMENT OF HOMELAND SECURITY RESPONSIBILITIES.—In carrying out the responsibilities under subsection (a), the Secretary shall—

(1) determine the requirements for recipients of grants under this section, including application requirements;

(2) pursuant to subsection (f), determine who are the recipients of grants under this section;

(3) pursuant to subsection (b), determine the uses for which grant funds may be used under this section;

(4) establish priorities for uses of funds for grant recipients under this section; and

(5) not later than 5 business days of making determinations under paragraphs (1) through (4), transfer grant funds under this section to the Secretary of Transportation for distribution to the recipients of grants determined by the Secretary under paragraph (2).

(d) DEPARTMENT OF TRANSPORTATION RESPONSIBILITIES.—The Secretary of Transportation shall distribute grant funds under this section to the recipients of grants determined by the Secretary under subsection (f).

(e) MONITORING AND AUDITING.—The Department of Homeland Security and the Department of Transportation shall jointly monitor and audit the use of funds under this section.

(f) ELIGIBILITY.—A private operator providing transportation by an over-the-road bus is eligible for a grant under this section if the operator has completed a vulnerability assessment and developed a security plan that the Secretary has approved under section 103. Grant funds may only be used for permissible uses under subsection (b) to further an over-the-road bus security plan.

(g) SUBJECT TO CERTAIN TERMS AND CONDITIONS.—Except as otherwise specifically provided in this section, a grant made under this section shall be subject to the terms and conditions applicable to subrecipients who provide intercity bus transportation under section 5311(f) of title 49, United States Code, and such other terms and conditions as are determined necessary by the Secretary.

(h) LIMITATION ON USES OF FUNDS.—A grant made under this section may not be used to—

(1) supplant State or local funds for activities; and

(2) make any State or local government cost-sharing contribution under any other law.

(i) ANNUAL REPORTS.—Each recipient of a grant under this section shall report annually to the Secretary and the Secretary of Transportation on the use of such grant funds.

(j) GUIDELINES.—Before distribution of funds to recipients of grants under this section, the Secretary shall issue guidelines to ensure that to the extent that recipients of grants under this section use contractors or subcontractors, such recipients shall use small, minority, women-owned, and disadvantaged businesses as contractors or subcontractors to the extent practicable.

(k) AUTHORIZATION.—

(1) IN GENERAL.—There is authorized to be appropriated to the Secretary to make grants under this section—

(A) \$12,000,000 for fiscal year 2008; and

(B) \$25,000,000 for each of fiscal years 2009 through 2011.

(2) PERIOD OF AVAILABILITY.—Sums appropriated to carry out this section shall remain available until expended.

#### SEC. 108. FIRE AND LIFE SAFETY IMPROVEMENTS.

(a) AUTHORIZATION OF APPROPRIATIONS.—There are authorized to be appropriated to the Secretary of Transportation for making grants to the National Railroad Passenger Corporation, for the purpose of carrying out projects to make fire and life safety improvements to Amtrak tunnels on the Northeast Corridor the following amounts:

(1) For the 6 tunnels in New York City, New York, to provide ventilation, electrical, and fire safety technology improvements, emergency communication and lighting systems, and emergency access and egress for passengers—

(A) \$25,000,000 for fiscal year 2008;

(B) \$25,000,000 for fiscal year 2009;

(C) \$25,000,000 for fiscal year 2010; and

(D) \$25,000,000 for fiscal year 2011.

(2) For the Baltimore & Potomac Tunnel and the Union Tunnel in Baltimore, Maryland, to provide adequate drainage and ventilation, communication, lighting, standpipe, and passenger egress improvements—

(A) \$5,000,000 for fiscal year 2008;

(B) \$5,000,000 for fiscal year 2009;

(C) \$5,000,000 for fiscal year 2010; and

(D) \$5,000,000 for fiscal year 2011.

(3) For the Union Station tunnels in the District of Columbia to provide ventilation, communication, lighting, and passenger egress improvements—

(A) \$5,000,000 for fiscal year 2008;

(B) \$5,000,000 for fiscal year 2009;

(C) \$5,000,000 for fiscal year 2010; and

(D) \$5,000,000 for fiscal year 2011.

(b) AVAILABILITY OF AMOUNTS.—Amounts appropriated pursuant to this section shall remain available until expended.

(c) GUIDELINES.—Before distribution of funds to recipients of grants under this section, the Secretary of Transportation shall issue guidelines to ensure that, to the extent that recipients of grants under this section use contractors or subcontractors, such recipients shall use small, minority, women-owned, or disadvantaged businesses as the contractors or subcontractors to the extent practicable.

#### SEC. 109. SECURITY TRAINING PROGRAM.

(a) IN GENERAL.—Not later than 90 days after the date of enactment of this Act, the Secretary shall—

(1) develop security training programs to prepare all railroad, public transportation, and over-the-road bus workers, including front-line employees, for potential threat conditions; and

(2) issue detailed guidance for the program.

(b) CONSULTATION.—The Secretary shall develop the guidance under subsection (a)(2) in consultation with—

(1) appropriate law enforcement, fire service, security, and terrorism experts;

(2) representatives of providers of covered transportation; and

(3) nonprofit employee labor organizations representing railroad, public transportation, over-the-road bus workers, or emergency response personnel.

(c) PROGRAM ELEMENTS.—The guidance developed under subsection (a)(2) shall require security training programs described in subsection (a) to include, at a minimum, elements to address the following:

(1) Determination of the seriousness of any occurrence or threat.

(2) Crew and passenger communication and coordination.

(3) Appropriate responses to defend oneself, including using nonlethal defense devices.

(4) Evacuation procedures for passengers and workers, including individuals with disabilities.

(5) Live situational training exercises regarding various threat conditions, including tunnel evacuation procedures.

(6) Recognition and reporting of dangerous substances and suspicious packages, persons, and situations.

(7) Understanding security incident procedures, including procedures for communicating with governmental and nongovernmental emergency response providers and for on-scene interaction with such emergency response providers.

(8) Operation and maintenance of security equipment and systems.

(9) Other security training activities that the Secretary considers appropriate.

(d) REQUIRED PROGRAMS.—

(1) DEVELOPMENT AND SUBMISSION TO SECRETARY.—Not later than 60 days after the Secretary issues guidance under subsection (a)(2), each provider of covered transportation shall develop a security training program in accordance with the guidance developed under subsection (2) and submit the program to the Secretary for approval.

(2) APPROVAL.—Not later than 60 days after receiving a security training program proposal under this subsection, the Secretary shall approve the program or require the provider of covered transportation that developed the program to make any revisions to the program that the Secretary considers necessary for the program to meet the guidance requirements.

(3) TRAINING.—Not later than 1 year after the Secretary approves a security training program proposal under this subsection, the provider of covered transportation that developed the program shall complete the training of all workers covered under the program.

(4) UPDATES.—The Secretary shall periodically review and update as appropriate the training guidance issued under subsection (a)(2) to reflect new or changing security threats and require providers of covered transportation to revise their programs accordingly and provide additional training to their workers as necessary.

(e) NATIONAL TRAINING PROGRAM.—The Secretary shall ensure that the training program developed under subsection (a) is a component of the National Training Program established under section 648 of the Department of Homeland Security Appropriations Act of 2007 (6 U.S.C. 748).

(f) FERRY EXEMPTION.—This section does not apply to any ferry system for which training is required to be conducted pursuant to section 70103 of title 46, United States Code.

(g) REPORTING REQUIREMENTS.—Not later than one year after the issuance of guidelines under subsection (a)(2), the Secretary shall conduct a survey regarding the satisfaction of workers regarding the effectiveness and adequacy of the training programs. In addition, the Secretary shall submit a report to the appropriate congressional committees regarding the results of the survey and the progress of providers of covered transportation in meeting the requirements of paragraphs (1) and (3) of subsection (d).

#### SEC. 110. SECURITY EXERCISES.

(a) IN GENERAL.—The Secretary shall establish a program for conducting security exercises for covered transportation for the purpose of assessing and improving the capabilities of entities described in subsection (b) to prevent, prepare for, mitigate against, respond to, and recover from acts of terrorism involving covered transportation.



(b) COVERED ENTITIES.—Entities to be assessed under the program shall include—

(1) Federal, State, and local agencies and tribal governments;

(2) employees and managers of providers of covered transportation;

(3) governmental and nongovernmental emergency response providers and law enforcement personnel, including railroad and transit police; and

(4) any other organization or entity that the Secretary determines appropriate.

(c) REQUIREMENTS.—The Secretary shall ensure that the program—

(1) working jointly with the Secretary of Transportation, consolidates all existing security exercises for covered transportation administered by the Department and the Department of Transportation;

(2) requires, on a periodic basis, at the facilities a provider of covered transportation, exercises to be conducted that are—

(A) scaled and tailored to the needs of the facilities, including individuals with disabilities;

(B) live, in the case of the most at-risk facilities to a terrorist attack;

(C) coordinated with appropriate officials of covered transportation providers;

(D) as realistic as practicable and based on current risk assessments, including credible threats, vulnerabilities, and consequences; and

(E) consistent with the National Incident Management System, the National Response Plan, the National Infrastructure Protection Plan, the National Preparedness Guidance, the National Preparedness Goal, and other such national initiatives;

(3) provides that exercises described in paragraph (2) will be—

(A) evaluated against clear and consistent performance measures;

(B) assessed to learn best practices, which shall be shared with appropriate Federal, State, local, and tribal officials, governmental and nongovernmental emergency response providers, law enforcement personnel, including railroad and transit police, and appropriate stakeholders; and

(C) followed by remedial action in response to lessons learned;

(4) includes exercises involving covered transportation at or near the international land borders of the United States and in coordination with international stakeholders;

(5) involves individuals in neighborhoods around the infrastructure of a provider of covered transportation; and

(6) assists State, local, and tribal governments and providers of covered transportation in designing, implementing, and evaluating exercises that conform to the requirements of paragraph (2).

(d) REMEDIAL ACTION MANAGEMENT PROGRAM.—The Secretary shall utilize the remedial action management program of the Federal Emergency Management Agency to—

(1) identify and analyze each exercise conducted under the program for lessons learned and best practices;

(2) disseminate lessons learned and best practices to participants in the program;

(3) monitor the implementation of lessons learned and best practices by participants in the program; and

(4) conduct remedial action tracking and long-term trend analysis.

(f) NATIONAL TRAINING PROGRAM.—The Secretary shall ensure that the training program developed under subsection (a) is a component of the National Training Program established under section 648 of the Department of Homeland Security Appropriations Act of 2007 (6 U.S.C. 748).

(g) FERRY SYSTEM EXEMPTION.—This section does not apply to any ferry for which drills are required to be conducted pursuant

to section 70103 of title 46, United States Code.

#### SEC. 111. SECURITY RESEARCH AND DEVELOPMENT.

(a) ESTABLISHMENT OF RESEARCH AND DEVELOPMENT PROGRAM.—The Secretary shall carry out a research and development program for the purpose of improving the security of covered transportation.

(b) ELIGIBLE PROJECTS.—The research and development program may include projects—

(1) to reduce the vulnerability of passenger trains, stations, and equipment to explosives and hazardous chemical, biological, and radioactive substances including the development of technology to screen passengers in large numbers at peak commuting times with minimal interference and disruption;

(2) to test new emergency response and recovery techniques and technologies, including those used at international borders;

(3) to develop improved railroad technologies, including—

(A) technologies for sealing or modifying railroad tank cars;

(B) automatic inspection of railroad cars;

(C) communication-based train controls;

(D) signal system integrity at switches;

(E) emergency response training, including training in a tunnel environment;

(F) security and redundancy for critical communications, electrical power, computer, and train control systems; and

(G) technologies for securing bridges and tunnels;

(4) to test wayside detectors that can detect tampering;

(5) to support enhanced security for the transportation of security sensitive materials by railroad;

(6) to mitigate damages in the event of a cyberattack;

(7) to assess the vulnerabilities and risks associated with new rail and public transportation construction projects prior to their completion; and

(8) to address other vulnerabilities and risks identified by the Secretary.

(c) COORDINATION WITH OTHER RESEARCH INITIATIVES.—The Secretary shall—

(1) ensure that the research and development program is consistent with the National Strategy for Rail and Public Transportation Security developed under section 101; and

(2) to the greatest extent practicable, coordinate the research and development activities of the Department with other ongoing research and development security related initiatives, including research being conducted by—

(A) the National Academy of Sciences;

(B) the Department of Transportation, including University Transportation Centers and other institutes, centers, and simulators funded by the Department of Transportation;

(C) the Technical Support Working Group;

(D) other Federal departments and agencies; and

(E) other Federal and private research laboratories, research entities, and universities and institutions of higher education, including Historically Black Colleges or Universities, and Hispanic Serving Institutions or Tribal Universities, with the capability to conduct both practical and theoretical research and technical systems analysis on subjects that include bridge, tunnel, blast, and infrastructure protection;

(3) carry out any research and development project authorized by this section through a reimbursable agreement with the appropriate agency or entity official, if the agency or entity—

(A) is currently sponsoring a research and development project in a similar area; or

(B) has a unique facility or capability that would be useful in carrying out the project;

(4) award grants, cooperative agreements, contracts, other transactions, or reimbursable agreements to the entities described in subsection (c)(2) and shall adopt necessary procedures, including audits, to ensure that awards made under this section are expended in accordance with the purposes of this title and the priorities and other criteria developed by the Secretary; and

(5) make reasonable efforts to enter into memoranda of understanding, contracts, grants, cooperative agreements, or other transactions with owners and operators of freight and intercity passenger rail and over-the-road bus facilities willing to contribute both physical space and other resources.

(d) PRIVACY AND CIVIL RIGHTS AND CIVIL LIBERTIES ISSUES.—

(1) CONSULTATION.—In carrying out research and development projects under this section, the Secretary shall consult with the Chief Privacy Officer of the Department and the Officer for Civil Rights and Civil Liberties of the Department as appropriate and in accordance with section 222 of the Homeland Security Act of 2002 (6 U.S.C. 142).

(2) PRIVACY IMPACT ASSESSMENTS.—In accordance with sections 222 and 705 of the Homeland Security Act of 2002 (6 U.S.C. 142; 345), the Chief Privacy Officer shall conduct privacy impact assessments and the Officer for Civil Rights and Civil Liberties shall conduct reviews, as appropriate, for research and development initiatives developed under this section.

(e) AUTHORIZATION OF APPROPRIATIONS.—There is authorized to be appropriated to the Secretary to carry out this section—

(1) \$50,000,000 for fiscal year 2008;

(2) \$50,000,000 for fiscal year 2009;

(3) \$50,000,000 for fiscal year 2010; and

(4) \$50,000,000 for fiscal year 2011.

Such sums shall remain available until expended.

#### SEC. 112. WHISTLEBLOWER PROTECTIONS.

(a) IN GENERAL.—No covered individual may be discharged, demoted, suspended, threatened, harassed, reprimanded, investigated, or in any other manner discriminated against, including by a denial, suspension, or revocation of a security clearance or by any other security access determination, if such discrimination is due, in whole or in part, to any lawful act done, perceived to have been done, or intended to be done by the covered individual—

(1) to provide information, cause information to be provided, or otherwise assist in an investigation regarding any conduct which the covered individual reasonably believes constitutes a violation of any law, rule, or regulation relating to rail, public transportation, or over-the-road-bus security, which the covered individual reasonably believes constitutes a threat to rail, public transportation, or over-the-road-bus security, or which the covered individual reasonably believes constitutes fraud, waste, or mismanagement of Government funds intended to be used for rail, public transportation, or over-the-road-bus security, if the information or assistance is provided to or the investigation is conducted by—

(A) by a Federal, State, or local regulatory or law enforcement agency (including an office of the Inspector General under the Inspector General Act of 1978 (5 U.S.C. App.; Public Law 95-452);

(B) any Member of Congress, any committee of Congress, or the Government Accountability Office; or

(C) a person with supervisory authority over the covered individual (or such other person who has the authority to investigate, discover, or terminate);

(2) to file, cause to be filed, testify, participate in, or otherwise assist in a proceeding or action filed or about to be filed relating to

an alleged violation of any law, rule, or regulation relating to rail, public transportation, or over-the-road bus security; or

(3) to refuse to violate or assist in the violation of any law, rule, or regulation relating to rail public transportation, or over-the-road bus security.

(b) ENFORCEMENT ACTION.—

(1) IN GENERAL.—A covered individual who alleges discharge or other discrimination by any person in violation of subsection (a) may—

(A) in the case of a covered individual who is employed by the Department or the Department of Transportation, seek relief in accordance with—

(i) the provisions of title 5, United States Code, to the same extent and in the same manner as if such individual were seeking relief from a prohibited personnel practice described in section 2302(b)(8) of such title; and

(ii) the amendments made by section 112A; except that, if the disclosure involved consists in whole or in part of classified or sensitive information, clauses (i) and (ii) shall not apply, and such individual may seek relief in the same manner as provided by section 112B;

(B) in the case of a covered individual who is a contractor or subcontractor of the Department or the Department of Transportation, seek relief in accordance with section 112B; and

(C) in the case of any other covered individual, seek relief in accordance with the provisions of this section, with any petition or other request for relief under this section to be initiated by filing a complaint with the Secretary of Labor.

(2) PROCEDURE.—

(A) IN GENERAL.—An action under paragraph (1)(C) shall be governed under the rules and procedures set forth in section 42121(b) of title 49, United States Code.

(B) EXCEPTION.—Notification made under section 42121(b)(1) of title 49, United States Code, shall be made to the person named in the complaint and to the person's employer.

(C) BURDENS OF PROOF.—An action brought under paragraph (1)(C) shall be governed by the legal burdens of proof set forth in section 42121(b) of title 49, United States Code.

(D) STATUTE OF LIMITATIONS.—An action under paragraph (1)(C) shall be commenced not later than 1 year after the date on which the violation occurs.

(3) DE NOVO REVIEW.—With respect to a complaint under paragraph (1)(C), if the Secretary of Labor has not issued a final decision within 180 days after the filing of the complaint (or, in the event that a final order or decision is issued by the Secretary of Labor, whether within the 180-day period or thereafter, then, not later than 90 days after such an order or decision is issued), the covered individual may bring an original action at law or equity for de novo review in the appropriate district court of the United States, which shall have jurisdiction over such an action without regard to the amount in controversy, and which action shall, at the request of either party to such action, be tried by the court with a jury.

(c) REMEDIES.—

(1) IN GENERAL.—A covered individual prevailing in any action under subsection (b)(1)(C) shall be entitled to all relief necessary to make the covered individual whole.

(2) DAMAGES.—Relief in an action under subsection (b)(1)(C) (including an action described in subsection (b)(3)) shall include—

(A) reinstatement with the same seniority status that the covered individual would have had, but for the discrimination;

(B) the amount of any back pay, with interest; and

(C) compensation for any special damages sustained as a result of the discrimination,

including litigation costs, expert witness fees, and reasonable attorney fees.

(3) POSSIBLE RELIEF.—Relief in an action under subsection (b)(1)(C) may include punitive damages in an amount not to exceed the greater of 3 times the amount of any compensatory damages awarded under this section or \$5,000,000.

(d) USE OF STATE SECRETS PRIVILEGE.—

(1) If, in any action for relief sought by a covered individual in accordance with the provisions of subsection (b)(1)(A), (B), or (C), the Government agency moves to withhold information from discovery based on a claim that disclosure would be inimical to national security by asserting the privilege commonly referred to as the "state secrets privilege", and if the assertion of such privilege prevents the covered individual from establishing an element in support of the covered individual's claim, the court shall resolve the disputed issue of fact or law in favor of the covered individual, provided that, in an action brought by a covered individual in accordance with the provisions of subsection (b)(1)(A) or (B), an Inspector General investigation under section 112B has resulted in substantial confirmation of that element, or those elements, of the covered individual's claim.

(2) In any case in which the Government agency asserts the privilege commonly referred to as the "state secrets privilege", whether or not an Inspector General has conducted an investigation with respect to the alleged discrimination, the head of the Government agency involved shall, at the same time it asserts the privilege, issue a report to authorized Members of Congress, accompanied by a classified annex if necessary, describing the reasons for the assertion, explaining why the court hearing the matter does not have the ability to maintain the protection of classified information related to the assertion, detailing the steps the agency has taken to arrive at a mutually agreeable settlement with the covered individual, setting forth the date on which the classified information at issue will be declassified, and providing all relevant information about the underlying substantive matter.

(e) CRIMINAL PENALTIES.—

(1) IN GENERAL.—It shall be unlawful for any person employing a covered individual described in subsection (b)(1)(C) to commit an act prohibited by subsection (a). Any person who willfully violates this section by terminating or retaliating against any such covered individual who makes a claim under this section shall be fined under title 18, United States Code, imprisoned not more than 1 year, or both.

(2) REPORTING REQUIREMENT.—

(A) IN GENERAL.—The Attorney General shall submit to the appropriate congressional committees an annual report on the enforcement of paragraph (1).

(B) CONTENTS.—Each such report shall—

(i) identify each case in which formal charges under paragraph (1) were brought;

(ii) describe the status or disposition of each such case; and

(iii) in any actions under subsection (b)(1)(C) in which the covered individual was the prevailing party or the substantially prevailing party, indicate whether or not any formal charges under paragraph (1) have been brought and, if not, the reasons therefor.

(f) NO PREEMPTION.—Nothing in this section, section 112A, or section 112B preempts or diminishes any other safeguards against discrimination, demotion, discharge, suspension, threats, harassment, reprimand, retaliation, or any other manner of discrimination provided by Federal or State law.

(g) RIGHTS RETAINED BY COVERED INDIVIDUAL.—Nothing in this section, section 112A, or section 112B shall be deemed to di-

minish the rights, privileges, or remedies of any covered individual under any Federal or State law or under any collective bargaining agreement. The rights and remedies in this section, section 112A and section 112B may not be waived by any agreement, policy, form, or condition of employment.

(h) DEFINITIONS.—In this section, section 112A and section 112B, the following definitions apply:

(1) COVERED INDIVIDUAL.—The term "covered individual" means an employee of—

(A) the Department;

(B) the Department of Transportation;

(C) a contractor or subcontractor; and

(D) an employer within the meaning of section 701(b) of the Civil Rights Act of 1964 (42 U.S.C. 2000e(b)) and who is a provider of covered transportation.

(2) LAWFUL.—The term "lawful" means not specifically prohibited by law, except that, in the case of any information the disclosure of which is specifically prohibited by law or specifically required by Executive order to be kept classified in the interest of national defense or the conduct of foreign affairs, any disclosure of such information to any Member of Congress, committee of Congress, or other recipient authorized to receive such information, shall be deemed lawful.

(3) CONTRACTOR.—The term "contractor" means a person who has entered into a contract with the Department, the Department of Transportation, or a provider of covered transportation.

(4) EMPLOYEE.—The term "employee" means—

(A) with respect to an employer referred to in paragraph (1)(A) or (1)(B), an employee as defined by section 2105 of title 5, United States Code; and

(B) with respect to an employer referred to in paragraph (1)(C) or (1)(D), any officer, partner, employee, or agent.

(5) SUBCONTRACTOR.—The term "subcontractor"—

(A) means any person, other than the contractor, who offers to furnish or furnishes any supplies, materials, equipment, or services of any kind under a contract with the Department, the Department of Transportation, or a provider of covered transportation; and

(B) includes any person who offers to furnish or furnishes general supplies to the contractor or a higher tier subcontractor.

(6) PERSON.—The term "person" means a corporation, partnership, State entity, business association of any kind, trust, joint-stock company, or individual.

**SEC. 113. INCREASE IN SURFACE TRANSPORTATION SECURITY INSPECTORS.**

(a) IN GENERAL.—The Secretary shall increase the total number of positions for full-time surface transportation security inspectors of the Department so that by December 31, 2010, the total number of such positions is at least 600.

(b) QUALIFICATIONS.—Surface transportation security inspectors hired by the Secretary shall have at least 1 year or equivalent experience in conducting inspections and investigations and engaging in testing security systems and any other qualifications that the Secretary determines appropriate.

(c) ROLES AND RESPONSIBILITIES.—The Secretary, in consultation with appropriate State, local, and tribal officials, shall develop a standard operating procedure clearly defining the relationship between—

(1) surface transportation security inspectors of the Department and safety inspectors of the Department of Transportation; and

(2) State, local, and tribal law enforcement officers and other law enforcement personnel, including railroad and public transportation police.

(d) **AUTHORIZATION OF APPROPRIATIONS.**—There are authorized to be appropriated to the Secretary to carry out subsection (a) such sums as may be necessary. Such sums shall remain available until expended.

**SEC. 114. NATIONAL DOMESTIC PREPAREDNESS CONSORTIUM.**

(a) **IN GENERAL.**—There is in the Department of Homeland Security a National Domestic Preparedness Consortium.

(b) **MEMBERS.**—The National Domestic Preparedness Consortium that identifies, develops, tests, and delivers training to State, local, and tribal emergency response providers, provides onsite and mobile training at the performance and management and planning levels, and facilitates the delivery of awareness level training by the training partners of the Department shall consist of—

- (1) the Center for Domestic Preparedness;
- (2) the National Energetic Materials Research and Testing Center, New Mexico Institute of Mining and Technology;
- (3) the National Center for Biomedical Research and Training, Louisiana State University;
- (4) the National Emergency Response and Rescue Training Center, Texas A&M University;
- (5) the National Exercise, Test, and Training Center, Nevada Test Site; and
- (6) the Transportation Technology Center in Pueblo, Colorado.

(c) **AUTHORIZATION OF APPROPRIATIONS.**—There are authorized to be appropriated such sums as may be necessary—

- (1) to at least maintain the funding level of fiscal year 2007 for each member of the National Domestic Preparedness Consortium listed in subsection (b) in existence prior to the inclusion of the Transportation Technology Center in the Consortium; and
- (2) in fiscal years 2008 through 2011, increase the funding level for each member of the National Domestic Preparedness Consortium to not less than 3 percent of the amount made available for the preceding fiscal year.

**SEC. 115. AUTHORIZATION OF VISIBLE INTERMODAL PROTECTION RESPONSE TEAMS.**

The Secretary, acting through the Administrator of the Transportation Security Administration, is authorized to develop Visible Intermodal Protection Response (referred to in this section as “VIPR”) teams designed to augment security for any mode of transportation at any location within the United States. In forming a VIPR team, the Secretary—

- (1) may use any asset of the Department, including Federal air marshals, surface transportation security inspectors, canine detection teams, and advanced screening technology;
- (2) has the discretion to determine, consistent with ongoing security threats, when a VIPR should be deployed, as well as the duration of the deployment in coordination with local security and law enforcement officials; and
- (3) prior to deployments, shall consult with local security and law enforcement officials in the jurisdiction where the VIPR Team is planned to deploy, to develop and agree upon the appropriate operating protocols and in order to educate those officials regarding the mission of the VIPR teams.

**SEC. 116. NATIONAL TRANSPORTATION SECURITY CENTER OF EXCELLENCE.**

(a) **ESTABLISHMENT.**—The Secretary shall establish a National Transportation Security Center of Excellence at an institution of higher education to conduct research and education activities, and to develop or provide professional security training, including the training of rail and public transportation employees and rail and public transpor-

tation-related professionals, with emphasis on utilization of intelligent transportation systems, technologies, and architectures.

(b) **CRITERIA.**—The Secretary shall select an institution of higher education to operate the National Transportation Security Center of Excellence according to the following selection criteria:

- (1) The demonstrated commitment of the institution to transportation security issues.
- (2) The use of and experience with partnerships with other institutions of higher education, Federal laboratories, or other non-profit laboratories.
- (3) Capability to conduct both practical and the theoretical research and technical systems analysis.
- (4) Utilization of intelligent transportation system technologies and architectures.
- (5) Ability to develop professional security training programs.
- (6) Capability and willingness to conduct education of transportation security professionals.
- (7) Such other criteria as the Secretary may designate.

(c) **CONSORTIUM.**—

(1) **CONSORTIUM.**—The institution of higher education selected under subsection (b) shall execute agreements with other institutions of higher education to develop a consortium to assist in accomplishing the goals of the Center.

(2) **EXPERIENCE.**—The consortium shall include universities and institutions of higher education that have existing transportation programs.

(3) **CERTAIN INCLUSIONS.**—At least two of the consortium colleges and universities associated with the National Transportation Security Center of Excellence shall be an Historically Black College or University, an Hispanic Serving Institution, or Tribal University, even if the primary institution is one of the aforementioned institutions of higher education.

(4) **DEGREE PROGRAM.**—Of the universities selected under paragraph (2), at least one shall have an established degree and an advanced degree program in transportation studies.

(d) **TRAINING.**—If the consortium does not include the National Transit Institute, the consortium shall work with the National Transit Institute on training programs.

(e) **FUNDING.**—The Secretary shall provide such funding as is necessary to the National Transportation Security Center of Excellence established under subsection (a) to carry out this section.

**SEC. 117. TSA PERSONNEL LIMITATIONS.**

Any statutory limitation on the number of employees in the Transportation Security Administration does not apply to employees carrying out this Act.

**SEC. 118. HOMELAND SECURITY GRANTS.**

Notwithstanding any provision of this Act, all grants distributed for security-related purposes pursuant to this Act, shall be administered on the basis of risk.

**SEC. 119. THREAT ASSESSMENT SCREENING.**

Not later than 180 days after the date of the enactment of this Act, the Secretary shall implement a threat assessment screening program, including name-based checks against terrorist watch lists and immigration status check, for all employees of covered transportation, that is the same as the threat assessment screening program required for facility employees and longshoremen by the Commandant of the Coast Guard under Coast Guard Notice USCG-2006-24189 (71 Fed. Reg. 25066 (Friday, April 28, 2006)).

**SEC. 120. BACKGROUND CHECKS FOR COVERED INDIVIDUALS.**

(a) **DEFINITIONS.**—In this section, the following definitions apply:

(1) **BACKGROUND CHECKS.**—The term “background check” means a check of the following:

- (A) Relevant criminal history databases.
- (B) In the case of an alien (as defined in the Immigration and Nationality Act (8 U.S.C. 1101(a)(3))), the relevant databases to determine the status of the alien under the immigration laws of the United States.

(2) **COVERED INDIVIDUALS.**—The term “covered individual” means an employee of—

- (A) an employer, within the meaning of section 701(b) of the Civil Rights Act of 1964 (42 U.S.C. 2000e(b)), who is a provider of covered transportation; or
- (B) a contractor or subcontractor of such an employer.

(b) **REDRESS PROCESS.**—If a provider of covered transportation conducts background checks in order to satisfy any rules, regulations, directives, or other guidance issued by the Secretary to protect covered transportation from the threat of terrorism, the provider of covered transportation shall provide an adequate redress process.

(c) **STANDARDS FOR REDRESS PROCESS.**—

(1) **IN GENERAL.**—The Secretary shall ensure that each provider of covered transportation implements a redress process in accordance with subsection (b) for covered individuals adversely impacted by a background check described in subsection (b).

(2) **STANDARDS.**—The redress process shall be modeled after the appeals and waiver process established for hazmat drivers and transportation workers at ports, as required by section 1515 of title 49, Code of Federal Regulations.

(3) **COMPONENTS.**—The redress process shall include the following:

(A) A waiver process that will allow a covered individual to demonstrate, through rehabilitation, or facts surrounding the conviction or other mitigating factors, that the individual is not a security risk.

(B) An appeal process during which a covered individual will have an opportunity to demonstrate that the individual does not have a disqualifying conviction either by—

- (i) correcting outdated underlying court records;
- (ii) proving mistaken identity; or
- (iii) establishing that the conviction cannot serve as the basis for an adverse employment decision in accordance with the limitations contained in subsection (d).

(C) A proceeding providing an independent review.

(D) A process to ensure compliance with the requirements of this section.

(4) **PROCEEDINGS PROVIDING AN INDEPENDENT REVIEW.**—A covered individual who requests a proceeding under paragraph (3)(C) shall have the right to have waiver and appeal decisions heard by an independent decisionmaker with the ability to order reinstatement expeditiously or provide other remedy.

(5) **PREVIOUS BACKGROUND CHECKS.**—A covered individual subjected to and adversely affected by a background check conducted by a provider of covered transportation (or a contractor or subcontractor of such a provider), in the period beginning on June 23, 2006, and ending on the date of enactment of this Act, to satisfy any rules, regulations, directives, or other guidance issued by the Secretary to protect covered transportation from the threat of terrorism shall have an immediate right to a proceeding with an independent decisionmaker to determine if the adverse action was in compliance with this section and shall have a right to immediate reinstatement or other remedy if the background check fails to comply with this section.

(d) **LIMITATIONS.**—

(1) **IN GENERAL.**—Subject to paragraph (2), if an employer performs background checks to satisfy any rule, regulation, directive, or

other guidance issued by the Secretary regarding background checks of covered individuals, the employer shall be prohibited from making an adverse employment decision, including removal or suspension, with respect to a covered individual based on—

(A) a felony conviction that occurred 7 or more years ago;

(B) a conviction of any offense for which the individual was released from incarceration 5 or more years ago; or

(C) any felony not listed in section 1572.103 of title 49, Code of Federal Regulations.

(2) EXCEPTIONS.—The limitations contained in paragraph (1) shall not apply to a covered individual who has been convicted of any of the following:

(A) Treason (or conspiracy to commit treason).

(B) Espionage (or conspiracy to commit espionage).

(C) Sedition (or conspiracy to commit sedition).

(D) Any crime listed in chapter 113B of title 18, United States Code (or conspiracy to commit such a crime).

(e) NO PREEMPTION OF FEDERAL OR STATE LAW.—Nothing in this section shall be construed as preempting a Federal, State, or local law that requires criminal history background checks of covered employees.

(f) STATUTORY CONSTRUCTION.—Nothing in this section shall be construed to affect the process for review established under section 70105(c) of title 46, United States Code, including regulations issued pursuant to such section.

#### SEC. 121. TASK FORCE ON DISQUALIFYING CRIMES.

(a) ESTABLISHMENT.—The Secretary shall establish a task force to review the lists of crimes that disqualify individuals from certain transportation-related employment under current regulations of the Transportation Security Administration and assess whether such lists of crimes are accurate indicators of a terrorism security risk.

(b) MEMBERSHIP.—The task force shall be composed of representatives of appropriate industries, including representatives of non-profit employee labor organizations, and Federal agencies.

(c) REPORT.—Not later than 180 days after the date of enactment of this Act, the task force shall transmit to the Secretary and Congress a report containing the results of the review, including recommendations for a common list of disqualifying crimes and the rationale for the inclusion of each crime on the list.

#### SEC. 122. PENALTIES.

(a) REGULATIONS AND ORDERS OF THE SECRETARY.—Section 114 of title 49, United States Code, is amended by adding at the end the following:

“(u) GENERAL CIVIL PENALTIES AND ENFORCEMENT OF REGULATIONS AND ORDERS OF THE SECRETARY OF HOMELAND SECURITY.—

“(1) APPLICATION.—This subsection applies to the enforcement of regulations prescribed, and orders issued, by the Secretary of Homeland Security under a provision of chapter 701 of title 46 and this title (other than chapter 449) (in this subsection referred to as an ‘applicable provision of this title’). Penalties for violation of regulations prescribed, and orders issued, by the Secretary of Homeland Security under a provision of chapter 449 are provided under chapter 463.

“(2) GENERAL CIVIL PENALTIES.—

“(A) MAXIMUM CIVIL PENALTIES.—A person is liable to the United States Government for a civil penalty of not more than \$10,000 for a violation of a regulation prescribed, or order issued, by the Secretary of Homeland Security under an applicable provision of this title.

“(B) SEPARATE VIOLATIONS.—A separate violation occurs under this paragraph for each day the violation continues.

“(3) ADMINISTRATIVE IMPOSITION OF CIVIL PENALTIES.—

“(A) IN GENERAL.—The Secretary of Homeland Security may impose a civil penalty for a violation of a regulation prescribed, or order issued, under an applicable provision of this title. The Secretary of Homeland Security shall give written notice of the finding of a violation and the penalty.

“(B) CIVIL ACTIONS TO COLLECT PENALTIES.—In a civil action to collect a civil penalty imposed by the Secretary under this paragraph, the issues of liability and the amount of the penalty may not be reexamined.

“(C) EXCLUSIVE JURISDICTION OF DISTRICT COURTS.—Notwithstanding subparagraph (A) of this paragraph, the district courts of the United States have exclusive jurisdiction of a civil action involving a penalty that the Secretary initiates if—

“(i) the amount in controversy is more than—

“(I) \$400,000 if the violation was committed by a person other than an individual or small business concern; or

“(II) \$50,000 if the violation was committed by an individual or small business concern;

“(ii) the action is in rem or another action in rem based on the same violation has been brought; or

“(iii) another action has been brought for an injunction based on the same violation.

“(D) MAXIMUM CIVIL PENALTIES IMPOSED BY THE SECRETARY.—The maximum civil penalty the Secretary may impose under this paragraph is—

“(i) \$400,000 if the violation was committed by a person other than an individual or small business concern; or

“(ii) \$50,000 if the violation was committed by an individual or small business concern.

“(E) NOTICE AND OPPORTUNITY TO REQUEST HEARING.—Before imposing a penalty under this section the Secretary shall provide to the person against whom the penalty is to be imposed—

“(i) written notice of the proposed penalty; and

“(ii) the opportunity to request, not later than 30 days after the date on which the person receives the notice, a hearing on the proposed penalty.

“(4) COMPROMISE AND SETOFF.—

“(A) COMPROMISE.—The Secretary may compromise the amount of a civil penalty imposed under this subsection.

“(B) SETOFF.—The Government may deduct the amount of a civil penalty imposed or compromised under this subsection from amounts it owes the person liable for the penalty.

“(5) INVESTIGATIONS AND PROCEEDINGS.—The provisions set forth in chapter 461 shall be applicable to investigations and proceedings brought under this subsection to the same extent that they are applicable to investigations and proceedings brought with respect to aviation security duties designated to be carried out by the Secretary.

“(6) NONAPPLICATION.—

“(A) PERSONS SUBJECT TO PENALTIES DETERMINED BY THE SECRETARY OF DEFENSE.—Paragraphs (1) through (4) of this subsection do not apply to the following persons, who shall be subject to penalties as determined by the Secretary of Defense or the Secretary’s designee:

“(i) The transportation of personnel or shipments of materials by contractors where the Department of Defense has assumed control and responsibility.

“(ii) A member of the Armed Forces of the United States when performing official duties.

“(iii) A civilian employee of the Department of Defense when performing official duties.

“(B) POSTAL SERVICE; DEPARTMENT OF DEFENSE.—In this subsection, the term ‘person’ does not include—

“(i) the United States Postal Service; or

“(ii) the Department of Defense.

“(7) SMALL BUSINESS CONCERN DEFINED.—The term ‘small business concern’ has the meaning given that term in section 3 of the Small Business Act (15 U.S.C. 632).”

(b) CONFORMING AMENDMENT.—Section 46301(a)(4) of title 49, United States Code, is amended by striking “or another requirement under this title administered by the Under Secretary of Transportation for Security”.

#### SEC. 123. SCHOOL BUS TRANSPORTATION SECURITY.

(a) SCHOOL BUS SECURITY THREAT ASSESSMENT.—Not later than 1 year after the date of enactment of this Act, the Secretary shall transmit to the appropriate congressional committees, a report, including a classified report, as appropriate, containing a comprehensive threat assessment of the threat of a terrorist attack on the Nation’s school bus transportation system in accordance with the requirements of this section.

(b) CONTENTS OF THREAT ASSESSMENT.—The assessment shall include—

(1) an assessment of the Nation’s school bus transportation system, including publicly and privately operated systems;

(2) the security threats to the assets and systems;

(3) an assessment of actions already taken by operators to address identified security vulnerabilities by both private and publicly operated systems;

(4) an assessment of additional actions and investments necessary to improve the security of the Nation’s school children traveling on school buses;

(5) an assessment of whether additional legislation or Federal programs are needed to provide for the security of children traveling on school buses; and

(6) an assessment of the psychological and economic impacts of an attack on school buses.

(c) CONSULTATION.—In conducting the threat assessment, the Secretary shall consult with administrators and officials of school systems, representatives of the school bus industry, including both public and privately operated systems, public safety and law enforcement officials, and nonprofit employee labor organizations representing school bus drivers.

#### SEC. 124. ENHANCED SECURITY MEASURES FOR SHIPMENTS OF SECURITY SENSITIVE MATERIALS.

(a) IN GENERAL.—Not later than 90 days after the date of enactment of this Act, the Secretary, in consultation with the Secretary of Transportation, shall issue regulations to require enhanced security measures for shipments of security sensitive materials.

(b) DEFINITIONS.—

(1) SECURITY SENSITIVE MATERIAL.—The Secretary shall designate a material, or a group or class of material, in a particular amount and form as security sensitive when the Secretary determines that transporting the material in commerce poses a significant risk to national security due to the potential use of the material in an act of terrorism. In making such a designation, the Secretary shall consider the following:

(A) A highway route-controlled quantity of a Class 7 (radioactive) material, as defined in section 173.403 of title 49, Code of Federal Regulations, in a motor vehicle, railroad car, or freight container.

(B) More than 25 kilograms (55 pounds) of a division 1.1, 1.2, or 1.3 explosive, as defined in section 173.50 of title 49, Code of Federal Regulations, in a motor vehicle, rail car, or freight container.

(C) More than one liter (1.06 quart) per package of a material poisonous by inhalation, as defined in section 171.8 of title 49, Code of Federal Regulations, that meets the criteria for hazard zone A, as specified in section 173.116(a) or section 173.133(a) of title 49, Code of Federal Regulations.

(D) A shipment of a quantity of hazardous materials in a bulk packaging having a capacity equal to or greater than 13,248 liters (3,500 gallons) for liquids or gases or more than 13.24 cubic meters (68 cubic feet) for solids.

(E) A shipment in other than a bulk packaging of 2,268 kilograms (5,000 pounds) gross weight or more of one class of hazardous materials for which placarding of a vehicle, rail car, or freight container is required for that class under the provisions of section 172.521B of title 49, Code of Federal Regulations.

(F) A select agent or toxin regulated by the Centers for Disease Control and Prevention under part 73 of title 42, Code of Federal Regulations.

(G) A quantity of hazardous material that requires placarding under the provisions of subpart F of part 172 of title 49, Code of Federal Regulations.

(2) AREA OF CONCERN.—For purposes of this section, the term “area of concern” means a geographic region designated by the Secretary as commanding special consideration with respect to the security of the transportation of security sensitive materials, which shall include high threat urban areas as determined by the Secretary.

(3) STORAGE PATTERN.—The term “storage pattern” is defined as the conditions of storage, including—

(A) location of cars in railroad yards or on railroad-controlled leased tracks;

(B) type of storage (such as bulk transfer or not);

(C) typical types and numbers of security sensitive material cars stored in close proximity (in ranges);

(D) population density;

(E) average length of time cars are stored, attended or unattended; and

(F) security measures present, including physical security measures, secure handoffs and nearest available safe havens for storage in case of heightened threat conditions.

(4) MOST SECURE.—The term “most secure route or storage pattern” means the route or storage pattern that best reduces the risk, including consequences, of a terrorist attack on a shipment of security sensitive material that is transported through or near an area of concern.

(c) COMPILATION OF ROUTE AND STORAGE PATTERN INFORMATION FOR RAILROAD CARRIERS TRANSPORTING SECURITY SENSITIVE MATERIALS.—Not later than 90 days after the end of each calendar year, a railroad carrier shall compile commodity data by route and storage pattern, a line segment or series of line segments as aggregated by the railroad carrier. Within the railroad carrier selected route, the commodity data shall identify the geographic location of the route and storage pattern and the total number of shipments by United Nations identification number for security sensitive materials and storage patterns along the routes.

(d) RAIL TRANSPORTATION ROUTE AND STORAGE PATTERN ANALYSIS FOR SECURITY SENSITIVE MATERIALS.—For each calendar year, a railroad carrier shall provide a written analysis of the security risks for the transportation routes and storage patterns, identified in the commodity data collected as required by subsection (c). The security risks present shall be analyzed for the route, railroad facilities, railroad storage facilities, private storage facilities, and areas of concern along or in proximity to the route.

(e) ALTERNATIVE ROUTE AND STORAGE PATTERN ANALYSIS FOR SECURITY SENSITIVE MATERIALS.—

(1) By the end of each calendar year, a railroad carrier shall—

(A) identify to the Department practical alternative routes and storage patterns that will avoid areas of concern for each of the transportation routes or facilities it used to ship or store security sensitive materials through or near areas of concern in the last calendar year; and

(B) perform a security risk assessment of the alternative route or storage pattern for comparison to the route and storage pattern analysis specified in subsection (d).

(2) The analysis shall include the following:

(A) Identification of security risks for alternative route or storage pattern.

(B) Comparison of those risks identified in subparagraph (A) to the primary rail transportation route or storage pattern.

(3) railroad carriers transporting security sensitive materials must consider the availability of interchange agreements or systems of tracks and facilities owned by other operators when determining whether an alternate route for transporting the security sensitive materials to avoid areas of concern is practical.

(4) An alternate route or storage facility that will avoid an area of concern may be considered by the railroad carrier to be impractical if the shipment originates in or is destined for the area of concern, or if there would be no harm beyond the property of the railroad carrier transporting the shipment or storage facility storing the shipment in the event of a successful terrorist attack on the shipment.

(f) ALTERNATIVE ROUTE AND STORAGE PATTERN SELECTION FOR SECURITY SENSITIVE MATERIALS.—A railroad carrier shall use the analysis required by subsections (d) and (e) to select the most secure route and storage pattern to be used in moving the materials specified in subsection (b).

(g) REVIEW.—Not less than once every 5 years, the analyses route and storage pattern selection determinations required under subsections (c), (d), (e), and (f) shall include a comprehensive, system-wide review of all operational changes, infrastructure modifications, traffic adjustments, changes in the nature of the areas of concern located along or in proximity to the route, or other changes affecting the security of the movements of the materials specified in subsection (b) of this section that were implemented during the 5-year period.

#### SEC. 125. TECHNOLOGY STANDARDS AND CLEARINGHOUSE TO IMPROVE SECURITY OF COVERED TRANSPORTATION.

(a) IN GENERAL.—The Secretary, acting through the Under Secretary for Science and Technology and the Director of the Domestic Nuclear Detection Office (for radiological and nuclear detection technologies and training), in consultation with the Director of the National Institute of Standards and Technology and other appropriate Federal agencies, as appropriate, shall establish a standards program to support the development, promulgation, and updating as necessary of national voluntary consensus standards for performance, testing, use, and training with respect to technologies that will improve the security of covered transportation in order to meet the security plan requirements under section 103(d)(1) and the security performance requirements under section 103(f).

(b) EQUIPMENT STANDARDS.—

(1) REQUIREMENTS.—The standards for the performance, use, and validation of equipment developed under subsection (a) shall be designed to assist Federal, State, local, and tribal government and nongovernment emer-

gency response providers, other components of the Department, providers of covered transportation, shippers of hazardous material, manufacturers of railroad and transit cars, transportation and public safety officials, and other relevant stakeholders in acquiring and implementing technologies to prevent, prepare for, mitigate against, and respond to acts of terrorism on covered transportation. Such standards—

(A) shall be, to the maximum extent practicable, consistent with any existing voluntary consensus standards;

(B) shall take into account, as appropriate, new types of terrorism threats which may target covered transportation and responsibilities of the Department that may not have been contemplated when such existing standards were developed;

(C) shall focus on maximizing interoperability, interchangeability, durability, flexibility, efficiency, efficacy, portability, sustainability, and safety;

(D) shall facilitate deployment of the systems to the field and include concept of operations;

(E) shall consider human factors science; and

(F) shall cover all appropriate uses of the equipment.

(2) CATEGORIES OF EQUIPMENT.—In carrying out paragraph (1), the Secretary shall specifically consider national voluntary consensus standards for the performance, use, and validation of the following categories of equipment:

(A) Physical security equipment, including surveillance cameras, alarm systems, access/intrusion control, motion detection, barriers such as fences, impact resistant doors, bomb-resistant trash receptacles, and personnel and vehicle identification systems.

(B) Interoperable communications equipment, including wireless and wireline voice, video, and data networks.

(C) Information technology, including position locating and tracking systems.

(D) Cybersecurity equipment, including biometric authentication systems, network and personal firewalls and other authentication technologies.

(E) Personal protective equipment, including garments, boots, gloves, and hoods and other protective clothing.

(F) Operational and search and rescue equipment, including canines and scene control and safety equipment such as first aid kits.

(G) Explosive mitigation devices and explosive detection and analysis equipment.

(H) Chemical, biological, radiological, and nuclear detection equipment.

(I) Decontamination equipment.

(J) Noninvasive inspection and screening systems.

(K) Medical and pharmaceutical supplies.

(L) Other terrorism incident prevention equipment.

(M) Such other equipment for which the Secretary determines that national voluntary consensus standards would be appropriate to improve the security of covered transportation.

(3) CERTIFICATION AND ACCREDITATION.—The Secretary, in carrying out this subsection, and in coordination with the Director of the National Institute of Standards and Technology, may support the certification of equipment and the accreditation of laboratories to conduct testing and evaluation.

(c) TRAINING STANDARDS.—

(1) REQUIREMENTS.—The standards for the training developed under subsection (a) shall be designed to enable Federal, State, local, and tribal government and nongovernment emergency response providers, other Department personnel, providers of covered transportation, shippers of hazardous material, manufacturers of railroad and transit cars,

transportation and public safety officials, and other relevant stakeholders to use equipment effectively and appropriately in carrying out their responsibilities to secure covered transportation. Such standards shall prioritize—

(A) enabling appropriate stakeholders to prevent, prepare for, respond to, mitigate against, and recover from terrorist threats on covered transportation, including threats from chemical, biological, radiological, and nuclear weapons and explosive devices capable of inflicting significant human casualties, and other potentially catastrophic emergencies; and

(B) familiarizing appropriate stakeholders with the proper use of equipment, including the capabilities and limitations of equipment and conditions in which the equipment is expected to operate.

(2) CATEGORIES OF ACTIVITIES.—In carrying out paragraph (1), the Secretary specifically shall include the following categories of activities:

(A) Regional planning.

(B) Joint exercises.

(C) Information analysis and sharing.

(D) Decision making protocols for incident response and alarms.

(E) Emergency notification of affected populations.

(F) Detection of biological, nuclear, radiological, and chemical weapons of mass destruction.

(G) Screening and patrolling procedures.

(H) Such other activities for which the Secretary determines that national voluntary consensus training standards would be appropriate.

(3) CONSISTENCY.—In carrying out this subsection, the Secretary shall ensure that training standards are consistent with the principles of all hazards emergency preparedness.

(d) CONSULTATION WITH STANDARDS ORGANIZATIONS.—In establishing national voluntary consensus standards for equipment and training under this section, the Secretary shall consult with relevant public and private sector groups, including—

(1) the National Institute of Standards and Technology;

(2) the American Public Transportation Association;

(3) the National Fire Protection Association;

(4) the National Association of County and City Health Officials;

(5) the Association of American Railroads;

(6) the American Bus Association;

(7) the Association of State and Territorial Health Officials;

(8) the American National Standards Institute;

(9) the National Institute of Justice;

(10) the Inter-Agency Board for Equipment Standardization and Interoperability;

(11) the National Public Health Performance Standards Program;

(12) the National Institute for Occupational Safety and Health;

(13) ASTM International;

(14) the International Safety Equipment Association;

(15) the Emergency Management Accreditation Program;

(16) nonprofit employee labor organizations; and

(17) to the extent the Secretary considers appropriate, other national voluntary consensus standards development organizations, other interested Federal, State, and local agencies, and other interested persons.

(e) TECHNOLOGY CLEARINGHOUSE TO ENHANCE THE SECURITY OF COVERED TRANSPORTATION.—

(1) IN GENERAL.—The Secretary shall utilize the Technology Clearinghouse established under section 313 of the Homeland Security Act of 2002 (6 U.S.C. 193) to facilitate the identification, acquisition, and deployment of technology, equipment, and training for use by Federal, State, local, and tribal agencies, emergency response providers, other components of the Department, providers of covered transportation, shippers of hazardous material, manufacturers of railroad and transit cars, transportation and public safety officials, and other relevant stakeholders to prevent, prepare for, mitigate against, respond to, or recover from acts of terrorism on covered transportation.

(2) ELEMENTS OF THE TECHNOLOGY CLEARINGHOUSE.—Activities in carrying out paragraph (1) shall include—

(A) identifying available technologies that have been, or are in the process of being, developed, tested, evaluated, or demonstrated by the Department, other Federal agencies, the private sector, or foreign governments and international organizations, and reviewing whether such technologies may be useful in assisting appropriate stakeholders to prevent, prepare for, mitigate against, respond to, or recover from acts of terrorism on covered transportation; and

(B) communicating to Federal, State, local, and tribal agencies, emergency response providers, other components of the Department, providers of covered transportation, shippers of hazardous material, manufacturers of railroad and transit cars, transportation and public safety officials, and other relevant stakeholders the availability of such technologies, as well as—

(i) the technology's specifications and concept of operations;

(ii) satisfaction of appropriate equipment and training standards developed under subsections (a) and (b);

(iii) relevant grants available from the Department to purchase or train with such technologies; and

(iv) whether the Secretary has designated a product, equipment, service, device, or technology under subparagraph (A) as a qualified antiterrorism technology pursuant to the Support Anti-terrorism by Fostering Effective Technologies Act of 2002 (6 U.S.C. 441 et seq.).

(3) COORDINATION.—The Secretary shall ensure that the technology clearinghouse activities conducted through the Under Secretary for Science and Technology are coordinated with appropriate components of the Department including the Domestic Nuclear Detection Office, the Transportation Security Administration, the Office of Infrastructure Protection, the Office of Grants and Training, and the Federal Emergency Management Agency.

(4) AGREEMENTS.—The Secretary may enter into memoranda of understandings or agreements with other Federal agencies, foreign governments, and national and international organizations as appropriate, in order to maximize the availability of such technologies and information through the Technology Clearinghouse.

(f) SAVINGS PROVISION.—An action of the Secretary or the Secretary of Transportation under this Act is not an exercise, under section 4(b)(1) of the Occupational Safety and Health Act of 1970 (29 U.S.C. 653(b)(1)), of statutory authority to prescribe or enforce standards or regulations affecting occupational safety or health.

#### SEC. 126. RAIL TANK CAR SECURITY TESTING.

(a) RAIL TANK CAR VULNERABILITY ASSESSMENT.—

(1) ASSESSMENT.—The Secretary and the Secretary of Transportation shall jointly assess the likely methods of a deliberate attack against a rail tank car used to transport toxic-inhalation-hazard materials, and for each method assessed, the degree to which it may be successful in causing death,

injury, or serious adverse effects to human health, the environment, critical infrastructure, national security, the national economy, or public welfare.

(2) THREATS.—In carrying out paragraph (1), the Secretary and the Secretary of Transportation shall jointly consider the most current threat information as to likely methods of a successful attack on a rail tank car transporting toxic-inhalation-hazard materials, and may consider the following:

(A) An improvised explosive device placed along the tracks.

(B) An improvised explosive device attached to the rail car.

(C) The use of shoulder-fired missiles.

(D) The use of rocket propelled grenades.

(E) The use of mortars or high-caliber weapons.

(3) PHYSICAL TESTING.—In developing the assessment required under paragraph (1), the Secretary and the Secretary of Transportation shall conduct physical testing of the vulnerability of rail tank cars used to transport toxic-inhalation-hazard materials to different methods of a deliberate attack, using technical information and criteria to evaluate the structural integrity of railroad tank cars.

(4) REPORT.—Not later than 30 days after the completion of the assessment under paragraph (1), the Secretary shall provide to the appropriate congressional committees a report, in the appropriate format, on such assessment.

(b) RAIL TANK CAR DISPERSION MODELING.—

(1) IN GENERAL.—The Secretary, acting through the National Infrastructure Simulation and Analysis Center, shall conduct air dispersion modeling analysis of a release of the contents of a single rail tank car of toxic-inhalation-hazard materials in at least three high-threat urban areas in the United States.

(2) CONSIDERATIONS.—The analysis under this subsection shall take into account the following considerations:

(A) A deliberate attack on a rail tank car transporting toxic-inhalation-hazard materials, including the most likely means of attack and the resulting dispersal rate.

(B) Different times of day, to account for differences in population size and density in the urban area, as well as differences in cloud coverage over the affected regions.

(C) Historically accurate wind speeds, temperatures and directions.

(D) The difference between a rail tank car in motion and a stationary rail tank car.

(E) Emergency response procedures by local officials, including the availability of medical countermeasures to treat exposures to toxic-inhalation-hazard materials.

(F) Any other considerations the Secretary believes would develop an accurate, plausible dispersion model for toxic-inhalation-hazard materials released from a rail tank car as a result of a terrorist act.

(3) CONSULTATION.—In conducting the dispersion modeling under paragraph (1), the Secretary and the Secretary of Transportation shall consult with the appropriate State, local, and tribal officials of the high-threat urban area selected, and with other Federal agencies as appropriate.

(4) INFORMATION SHARING.—Upon completion of the analysis required under paragraph (1), the Secretary shall share the information developed with the appropriate stakeholders within each high-threat urban area selected, given appropriate information protection provisions as may be required by the Secretary.

(5) REPORT.—Not later than 30 days after completion of all dispersion analyses under paragraph (1), the Secretary shall submit to the appropriate congressional committees a report detailing the Secretary's conclusions and findings in an appropriate format.



**SEC. 127. RAIL RADIOLOGICAL AND NUCLEAR DETECTION.**

(a) **PROTOTYPE.**—Not later than one year after the date of enactment of this Act, the Domestic Nuclear Detection Office shall begin testing and evaluation of prototype systems to detect nuclear or radiological materials in rail security venues, including spectroscopic technologies.

(b) **STRATEGY.**—Upon successful developmental testing and evaluation of such radiation detection technologies at Domestic Nuclear Detection Office test facilities, as well as extensive testing and evaluation in operational environments, the Domestic Nuclear Detection Office shall, in coordination with Customs and Border Protection and the Transportation Security Administration, ensure appropriate training, operations, and response protocols are established and, shall develop a deployment strategy to detect nuclear or radiological materials arriving in or transporting through the United States by rail. Such strategy shall consider the integration of radiation detection technologies with other nonintrusive inspection technologies, including imagery and density scanning, in order to utilize existing rail examination facilities and further strengthen border security.

(c) **REPORT TO CONGRESS.**—Not later than September 30, 2008, the Domestic Nuclear Detection Office shall transmit to Congress a report. Such report shall—

(1) describe the progress of testing and evaluation under subsection (a); and

(2) in coordination with U.S. Customs and Border Protection and the Transportation Security Administration, describe the development of a strategy under subsection (b).

(d) **IMPLEMENTATION.**—The Domestic Nuclear Detection Office, U.S. Customs and Border Protection, and the Transportation Security Administration shall begin implementation of the strategy developed under subsection (b) after verification of systems performance.

**SEC. 128. REQUIREMENT TO PROVIDE PREFERENCE TO QUALIFIED ANTI-TERRORISM TECHNOLOGIES.**

(a) **PREFERENCE.**—In using grant funds provided under this Act to purchase products, equipment, services, devices, or technologies to be employed in the implementation of any security plan required under this Act, a grant recipient should, to the extent practicable, give preference to products, equipment, services, devices, and technologies that the Secretary has designated as qualified anti-terrorism technologies under the Support Anti-terrorism by Fostering Effective Technologies Act of 2002 (subtitle G of title VIII of the Homeland Security Act of 2002; 6 U.S.C. 441 et seq.), if the grant recipient determines that such a product, equipment, service, device, or technology meets or exceeds the requirements of the security plan.

(b) **SAVINGS PROVISION.**—Nothing in this section shall affect grant recipient requirements pursuant to section 5323(j) of title 49, United States Code, section 24305(f) of title 49, United States Code, and the Buy American Act (41 U.S.C. 10).

**SEC. 129. PROMOTING LIABILITY PROTECTIONS FOR PROVIDERS OF COVERED TRANSPORTATION AND RELATED TECHNOLOGIES.**

The Secretary shall work with providers of covered transportation to identify for procurement products, equipment, services, devices, and technologies to be employed in the implementation of security plans required under this Act, that are designated by the Secretary as qualified anti-terrorism technologies under the Support Anti-terrorism by Fostering Effective Technologies Act of 2002 (subtitle G of title VIII of the Homeland Security Act of 2002; 6 U.S.C. 441 et seq.) or

may otherwise be eligible for liability protections.

**SEC. 130. INTERNATIONAL RAIL SECURITY PROGRAM.**

(a) **NON-INTRUSIVE INSPECTION EQUIPMENT.**—For the purpose of checking in-bound rail shipments to the United States for terrorists or weapons, including weapons of mass destruction, the Secretary shall—

(1) deploy, where practicable, non-intrusive inspection imaging equipment at locations where rail shipments cross an international border to enter the United States; or

(2) implement alternative procedures to check such rail shipments at locations where the deployment of non-intrusive inspection imaging equipment is determined to not be practicable.

(b) **ADVANCED FILING OF SECURITY DATA.**—

(1) **IN GENERAL.**—The Secretary shall—

(A) identify and seek the submission of additional data elements for improved high-risk targeting related to the movement of cargo through the international supply chain utilizing a railroad prior to importation into the United States; and

(B) analyze the data provided pursuant to in paragraph (1) to identify high-risk cargo for inspection.

(2) **INTERNATIONAL SUPPLY CHAIN DEFINED.**—For purposes of this subsection, the term “international supply chain” means the end-to-end process for shipping goods to or from the United States beginning at the point of origin (including manufacturer, supplier, or vendor) through a point of distribution to the destination.

(c) **USE OF TRANSPORTATION DATA.**—In carrying out this subsection, the Secretary shall make use of data collected and maintained by the Secretary of Transportation.

**SEC. 131. TERRORIST WATCHLIST AND IMMIGRATION STATUS REVIEW AT HIGH-RISK TRANSPORTATION SITES.**

In carrying out section 119, the Secretary shall require each provider of covered transportation, including contractors and subcontractors, assigned to a high-risk tier under section 102 to submit the names of their employees to the Secretary to conduct checks of their employees against available terrorist watchlists and immigration status databases.

**SEC. 132. REVIEW OF GRANT-MAKING EFFICIENCY.**

(a) **ANNUAL STUDY.**—The Comptroller General of the United States shall conduct an annual study for each of the first 3 years after the enactment of this title regarding the administration and use of the grants awarded under sections 105, 106, and 107 of this title, including—

(1) the efficiency of the division of the grant-making process, including whether the Department of Transportation’s role in distributing, auditing, and monitoring the grant funds produces efficiency compared to the consolidation of these responsibilities in the Department of Homeland Security;

(2) whether the roles of the Department of Homeland Security and the Department of Transportation in the administration of the grants permit the grants to be awarded and used in a timely and efficient manner and according to their intended purposes;

(3) the use of grant funds, including whether grant funds are used for authorized purposes.

(b) **REPORT.**—The Comptroller General of the United States shall submit an annual report to the appropriate congressional committees on the results of the study for each of the first 3 years after enactment of this title, including any recommendations for improving the administration and use of the grant funds awarded under sections 105, 106, and 107.

**SEC. 133. ROLES OF THE DEPARTMENT OF HOMELAND SECURITY AND THE DEPARTMENT OF TRANSPORTATION.**

The Secretary of Homeland Security is the principal Federal official responsible for transportation security. The roles and responsibilities of the Department of Homeland Security and the Department of Transportation in carrying out sections 101, 103, 104, 105, 106, 107, 109, 110, 111, 113, 123, 124, 125, 126, 127, 128, 129, 130, 131, and 201 of this Act are the roles and responsibilities of such Departments pursuant to the Aviation and Transportation Security Act (Public Law 107-71); the Intelligence Reform and Terrorism Prevention Act of 2004 (Public Law 108-458); the National Infrastructure Protection Plan required by Homeland Security Presidential Directive 7; Executive Order 13416: Strengthening Surface Transportation Security, dated December 5, 2006; the Memorandum of Understanding between the Department and the Department of Transportation on Roles and Responsibilities, dated September 28, 2004; the Annex to the Memorandum of Understanding between the Department and the Department of Transportation on Roles and Responsibilities concerning Railroad Security, dated September 28, 2006; the Annex to the Memorandum of Understanding between the Department and the Department of Transportation on Roles and Responsibilities concerning Public Transportation Security, dated September 8, 2005; and any subsequent agreements between the Department of Homeland Security and the Department of Transportation.

**SEC. 134. ASSESSMENT AND REPORT.**

(a) **STUDY.**—The Secretary, in coordination with the Secretary of Transportation, shall assess the safety and security vulnerabilities of placing high voltage direct current electric transmission lines along active railroad rights-of-way. In conducting the assessment, the Secretary shall, at a minimum, evaluate the risks to local inhabitants and to consumers of electric power transmitted by those lines, associated with a train collision or derailment that damages such electric transmission lines.

(b) **REPORT.**—Not later than 6 months after the date of enactment of this Act, the Secretary shall transmit the results of the assessment in subsection (a) to the appropriate congressional committees as defined in this Act.

**SEC. 135. STUDY OF FOREIGN RAIL SECURITY PRACTICES.**

The Secretary shall—

(1) study select foreign rail security practices, and the cost and feasibility of implementing selected best practices that are not currently used in the United States, including—

(A) implementing covert testing processes to evaluate the effectiveness of rail system security personnel;

(B) implementing practices used by foreign rail operators that integrate security into infrastructure design;

(C) implementing random searches or screening of passengers and their baggage; and

(D) establishing and maintaining an information clearinghouse on existing and emergency security technologies and security best practices used in the passenger rail industry both in the United States and abroad; and

(2) report the results of the study, together with any recommendations that the Secretary may have for implementing covert testing, practices for integrating security in infrastructure design, random searches or screenings, and an information clearinghouse to the Committee on Homeland Security and Governmental Affairs of the Senate, the Committee on Homeland Security of the

House of Representatives, the Committee on Commerce, Science, and Transportation of the Senate, and the Committee on Transportation and Infrastructure of the House of Representatives not later than 1 year after the date of enactment of this Act.

**SEC. 136. ALTERNATIVE MATERIAL SOURCES.**

The Secretary of Transportation, in consultation with the Secretary, shall establish a program to coordinate with State and local governments to minimize the need for transportation of toxic inhalation hazardous materials by rail.

**TITLE II—SECURE TRANSPORTATION THROUGH INCREASED USE OF CANINE DETECTION TEAMS**

**SEC. 201. INCREASING THE NUMBER OF CANINE DETECTION TEAMS FOR TRANSPORTATION SECURITY.**

(a) MINIMUM REQUIREMENT.—The Secretary shall coordinate with owners and providers of covered transportation systems to encourage the deployment of canine detection teams at each high-risk transportation system to provide continuous coverage if the Secretary considers it necessary. Each canine detection team—

(1) shall be trained to detect explosives, and, to the greatest extent possible, chemical and biological weapons; and

(2) may be deployed to alternate sites to provide additional coverage during times of increased risk or due to specific threat information, as determined by the Secretary.

(b) INCREASE.—The Secretary shall coordinate with owners and providers of covered transportation systems to encourage an increase in the number of trained canine detection teams deployed at the Nation's high-risk rail and mass transit systems by not less than 10 percent each fiscal year for fiscal years 2008 through 2012. Each canine detection team shall be trained to detect explosives, and, to the greatest extent possible, chemical and biological weapons.

**SEC. 202. NATIONAL EXPLOSIVES DETECTION CANINE TEAM PROGRAM INCREASE.**

(a) INCREASE IN TEAMS.—The National Explosives Detection Canine Team Program of the Transportation Security Administration may train up to an additional 100 canine detection teams per year but shall train at least the following numbers of additional teams:

- (1) 50 in fiscal year 2008.
- (2) 55 in fiscal year 2009.
- (3) 60 in fiscal year 2010.
- (4) 66 in fiscal year 2011.
- (5) 73 in fiscal year 2012.

(b) DEPLOYED THROUGHOUT COUNTRY.—The canine detection teams authorized under this section shall be deployed across the country to strengthen the security of covered transportation systems, including buses, subway systems, ferries, and passenger railroad carriers.

(c) REPORT.—Not later than 90 days after the date of the enactment of this section, the Administrator of the Transportation Security Administration shall submit to the Committee on Homeland Security of the House of Representatives and the Committee on Homeland Security and Governmental Affairs of the Senate a report on the personnel and resource needs to fulfill the requirements of this section.

(d) AUTHORIZATION.—There are authorized to be appropriated such sums as may be necessary to carry out this section.

**SEC. 203. TRANSPORTATION SECURITY ADMINISTRATION BREEDING PROGRAM INCREASE.**

(a) TSA PUPPY PROGRAM.—The Transportation Security Administration Puppy Program shall work to increase the number of domestically bred canines to help meet the increase in demand for canine detection teams authorized in section 202 while pre-

serving the current quality of canines provided for training.

(b) REPORT REQUIRED.—Not later than 90 days after the date of the enactment of this section, the Administrator of the Transportation Security Administration shall submit to the Committee on Homeland Security of the House and the Committee on Homeland Security and Governmental Affairs of the Senate a report on the personnel and resource needs to fulfill the requirements of this section.

(c) AUTHORIZATION.—There are authorized to be appropriated such sums as may be necessary to carry out this section.

The bill, as amended, was ordered to be engrossed and read a third time, was read a third time by title.

Mr. KING of New York, moved to recommit the bill to the Committee on Homeland Security with instructions to report the same back to the House forthwith, with the following amendment:

At the end of title I, add the following (and conform the table of contents accordingly):

**SEC. \_\_\_\_ . IMMUNITY FOR REPORTING SUSPICIOUS ACTIVITIES AND MITIGATING TERRORIST THREATS RELATING TO TRANSPORTATION SECURITY.**

(a) IMMUNITY FOR REPORTING SUSPICIOUS BEHAVIOR.—Any person who makes or causes to be made a voluntary disclosure of any suspicious transaction, activity or occurrence indicating that an individual may be engaging or preparing to engage in a matter described in subsection (b) to any employee or agent of the Department of Homeland Security, the Department of Transportation, the Department of Justice, any Federal, State, or local law enforcement officer, any transportation security officer, or to any employee or agent of a transportation system shall be immune from civil liability to any person under any law or regulation of the United States, any constitution, law, or regulation of any State or political subdivision of any State, for such disclosure.

(b) COVERED DISCLOSURES.—The matter referred to in subsection (a) is a possible violation or attempted violation of law or regulation relating—

(1) to a threat to transportation systems or passenger safety or security; or

(2) to an act of terrorism, as defined in section 3077 of title 18, United States Code, that involves or is directed against transportation systems or passengers.

(c) IMMUNITY FOR MITIGATION OF THREATS.—Any person, including an owner, operator or employee of a transportation system, who takes reasonable action to mitigate a suspicious matter described in subsection (b) shall be immune from civil liability to any person under any law or regulation of the United States, any constitution, law, or regulation of any State or political subdivision of any State, for such action.

(d) LIMITATION ON APPLICATION.—Subsection (a) shall not apply to a statement or disclosure by a person that, at the time it is made, is known by the person to be false.

(e) ATTORNEY FEES AND COSTS.—If a person is named as a defendant in a civil lawsuit for making voluntary disclosures of any suspicious transaction or taking actions to mitigate a suspicious matter described in subsection (b), and the person is found to be immune from civil liability under this section, the person shall be entitled to recover from the plaintiff all reasonable costs and attorney's fees as allowed by the court.

(f) RETROACTIVE APPLICATION.—This section shall apply to activities and claims occurring on or after November 20, 2006.

After debate,

By unanimous consent, the previous question was ordered on the motion to recommit with instructions.

The question being put, viva voce, Will the House recommit said bill with instructions?

The SPEAKER pro tempore, Ms. SOLIS, announced that the nays had it.

Mr. KING of New York, demanded a recorded vote on the motion, which demand was supported by one-fifth of a quorum, so a recorded vote was ordered.

The vote was taken by electronic device.

It was decided in the { Yeas ..... 304 affirmative ..... } Nays ..... 121

¶46.25 [Roll No. 200] AYES—304

Aderholt	Dent	Kind
Akin	Diaz-Balart, L.	King (IA)
Alexander	Diaz-Balart, M.	King (NY)
Altmire	Dicks	Kirk
Arcuri	Donnelly	Klein (FL)
Bachmann	Doollittle	Kline (MN)
Bachus	Doyle	Knollenberg
Baird	Drake	Kuhl (NY)
Baker	Dreier	LaHood
Barrett (SC)	Duncan	Lamborn
Barrow	Edwards	Lantos
Bartlett (MD)	Ehlers	Latham
Barton (TX)	Ellsworth	LaTourette
Bean	Emanuel	Levin
Berkley	Emerson	Lewis (CA)
Biggart	English (PA)	Lewis (KY)
Bilbray	Etheridge	Linder
Bilirakis	Everett	Lipinski
Bishop (NY)	Fallin	LoBiondo
Bishop (UT)	Feeney	Lucas
Blackburn	Ferguson	Lungren, Daniel E.
Blunt	Flake	Lynch
Boehner	Forbes	Mack
Bonner	Portenberry	Mahoney (FL)
Bono	Fossella	Manzullo
Boozman	Fox	Marchant
Boren	Franks (AZ)	Marshall
Boswell	Frelinghuysen	Matheson
Boucher	Galleghy	McCarthy (CA)
Boustany	Garrett (NJ)	McCaul (TX)
Boyd (FL)	Gerlach	McCotter
Boyd (KS)	Giffords	McCrery
Brady (TX)	Gilchrest	McHenry
Braley (IA)	Gillibrand	McHugh
Brown (SC)	Gillmor	McIntyre
Brown-Waite,	Gingrey	McKeon
Ginny	Gohmert	McMorris
Buchanan	Goode	Rodgers
Burgess	Goodlatte	McNerney
Burton (IN)	Gordon	McNulty
Buyer	Granger	Meeek (FL)
Calvert	Graves	Melancon
Camp (MI)	Green, Gene	Mica
Campbell (CA)	Hall (NY)	Miller (FL)
Cannon	Hall (TX)	Miller (MI)
Cantor	Hare	Miller, Gary
Capito	Hastert	Mitchell
Cardoza	Hastings (WA)	Mollohan
Carnahan	Hayes	Moore (KS)
Carney	Heller	Moran (KS)
Carter	Hensarling	Moran (VA)
Castle	Herger	Murphy (CT)
Chabot	Herseth	Murphy, Patrick
Chandler	Higgins	Murphy, Tim
Coble	Hill	Murtha
Cohen	Hinojosa	Musgrave
Cole (OK)	Hobson	Myrick
Conaway	Hodes	Neugebauer
Cooper	Hoekstra	Nunes
Costa	Holden	Obey
Costello	Hooley	Ortiz
Courtney	Hulshof	Paul
Cramer	Hunter	Pearce
Crenshaw	Inglis (SC)	Pence
Cubin	Issa	Perlmutter
Cuellar	Jindal	Peterson (MN)
Culberson	Johnson (IL)	Peterson (PA)
Davis (CA)	Johnson, Sam	Petri
Davis (KY)	Jones (NC)	Pickering
Davis, David	Jones (OH)	Pitts
Davis, Lincoln	Jordan	Platts
Davis, Tom	Kagen	Poe
Deal (GA)	Keller	Pomeroy
DeFazio	Kildee	

Porter  
Price (GA)  
Pryce (OH)  
Putnam  
Radanovich  
Ramstad  
Regula  
Rehberg  
Reichert  
Renzi  
Reyes  
Reynolds  
Rogers (AL)  
Rogers (KY)  
Rogers (MI)  
Rohrabacher  
Ros-Lehtinen  
Roskam  
Ross  
Royce  
Ruppersberger  
Ryan (OH)  
Ryan (WI)  
Salazar  
Sali  
Saxton  
Schiff  
Schmidt  
Schwartz

Sensenbrenner  
Sessions  
Sestak  
Shadegg  
Shays  
Shea-Porter  
Sherman  
Shimkus  
Shuler  
Shuster  
Simpson  
Skelton  
Smith (NE)  
Smith (NJ)  
Smith (TX)  
Smith (WA)  
Snyder  
Solis  
Souder  
Space  
Spratt  
Stearns  
Stupak  
Sullivan  
Tancredo  
Tanner  
Taylor  
Terry  
Thompson (MS)

Thornberry  
Tiahrt  
Tiberi  
Turner  
Udall (CO)  
Upton  
Visclosky  
Walberg  
Walden (OR)  
Walsh (NY)  
Walz (MN)  
Wamp  
Waxman  
Weiner  
Weldon (FL)  
Weller  
Westmoreland  
Whitfield  
Wicker  
Wilson (NH)  
Wilson (OH)  
Wilson (SC)  
Wolf  
Wu  
Yarmuth  
Young (AK)  
Young (FL)

The question being put, viva voce,  
Will the House pass said bill?  
The SPEAKER pro tempore, Ms.  
SOLIS, announced that the yeas had it.  
Mr. KING of New York, demanded a  
recorded vote on passage of said bill,  
which demand was supported by one-  
fifth of a quorum, so a recorded vote  
was ordered.

The vote was taken by electronic de-  
vice.

It was decided in the affirmative .....	} Yeas ..... 299	} Nays ..... 124	} Answered present 1			

¶46.26 [Roll No. 201]  
AYES—299

Abercrombie  
Ackerman  
Allen  
Baca  
Baldwin  
Becerra  
Berman  
Berry  
Bishop (GA)  
Blumenauer  
Brady (PA)  
Brown, Corrine  
Butterfield  
Capps  
Capuano  
Castor  
Clarke  
Clay  
Cleaver  
Clyburn  
Conyers  
Crowley  
Cummings  
Davis (AL)  
Davis (IL)  
DeGette  
Delahunt  
DeLauro  
Dingell  
Doggett  
Ellison  
Engel  
Eshoo  
Farr  
Fattah  
Filner  
Frank (MA)  
Gonzalez  
Green, Al  
Grijalva  
Gutierrez  
Harman

Hastings (FL)  
Hinchev  
Hirono  
Holt  
Honda  
Hoyer  
Inslee  
Israel  
Jackson (IL)  
Jackson-Lee (TX)  
Jefferson  
Johnson (GA)  
Johnson, E. B.  
Kaptur  
Kennedy  
Kilpatrick  
Kucinich  
Langevin  
Larsen (WA)  
Larson (CT)  
Lee  
Lewis (GA)  
Loebsack  
Lofgren, Zoe  
Lowe  
Maloney (NY)  
Markey  
Matsui  
McCarthy (NY)  
McCormack (MN)  
McDermott  
McGovern  
Meehan  
Meeke (NY)  
Michaud  
Miller (NC)  
Miller, George  
Moore (WI)  
Nadler  
Napolitano  
Neal (MA)

Oberstar  
Olver  
Pallone  
Pascarell  
Pastor  
Payne  
Price (NC)  
Rahall  
Rangel  
Rodriguez  
Rothman  
Roybal-Allard  
Rush  
Sanchez, Linda T.  
Sanchez, Loretta  
Sarbanes  
Schakowsky  
Scott (GA)  
Scott (VA)  
Serrano  
Sires  
Slaughter  
Stark  
Sutton  
Tauscher  
Thompson (CA)  
Tierney  
Towns  
Van Hollen  
Velázquez  
Wasserman  
Schultz  
Waters  
Watson  
Watt  
Welch (VT)  
Wexler  
Woolsey  
Wynn

NOT VOTING—8

Andrews  
Carson  
Davis, Jo Ann

Kanjorski  
Kingston  
Lampson

Millender-  
McDonald  
Udall (NM)

So the motion to recommit with in-  
structions was agreed to.

Mr. THOMPSON of Mississippi, by di-  
rection of the Committee on Homeland  
Security, and pursuant to the fore-  
going order of the House reported the  
bill back to the House forthwith, with  
said amendment.

The question being put, viva voce,  
Will the House agree to said amend-  
ment?

The SPEAKER pro tempore, Ms.  
SOLIS, announced that the yeas had it.  
So the amendment was agreed to.

The bill, as amended, was ordered to  
be engrossed and read a third time, was  
read a third time by title.

Abercrombie Emanuel Larsen (WA)  
Ackerman Emerson Larson (CT)  
Allen Engel Latham  
Altmire English (PA) Lee  
Arcuri Eshoo Levin  
Baca Etheridge Lewis (GA)  
Baird Farr LoBiondo  
Baldwin Fattah Lipinski  
Barrow Ferguson Loeback  
Bean Filner Lofgren, Zoe  
Becerra Fortenberry Lowey  
Berkley Fossella Lucas  
Berman Frank (MA) Lungren, Daniel  
Berry Frelinghuysen E.  
Biggart Garrett (NJ) Lynch  
Bilirakis Gerlach Mahoney (FL)  
Bishop (GA) Giffords Maloney (NY)  
Bishop (NY) Gilchrest Markey  
Blumenauer Gillibrand Marshall  
Bono Gillmor Matheson  
Boren Gohmert Matsui  
Boswell Gonzalez McCarthy (NY)  
Boucher Goode McCaul (TX)  
Boyd (FL) Goodlatte McCollum (MN)  
Brady (PA) Gordon McCotter  
Braley (IA) Green, Al McDermott  
Brown, Corrine Brown, Gene McGovern  
Burgess Grijalva McHugh  
Butterfield Gutierrez McIntyre  
Hall (NY) Hall (NY) McMorris  
Hare Hare Rodgers  
Harman Harman McNerney  
Hastings (FL) Hastings (FL) McNulty  
Hastings (WA) Meehan  
Heller Meek (FL)  
Herseth Meeks (NY)  
Higgins Melancon  
Hill Hill  
Hinchev Miller (MI)  
Hinojosa Miller (NC)  
Hirono Miller, George  
Clay Mitchell  
Cleaver Hodes  
Clyburn Hoekstra  
Cohen Holden  
Cole (OK) Holt  
Conyers Honda  
Cooper Hooley  
Costa Hoyer  
Costello Hulshof  
Courtney Inslee  
Cramer Israel  
Crowley Jackson (IL)  
Cuellar Jackson-Lee  
Cummings (TX)  
Davis (AL) Jefferson  
Davis (CA) Jindal  
Davis (IL) Johnson (GA)  
Davis (KY) Johnson, E. B.  
Davis, Lincoln Jones (NC)  
Davis, Tom Jones (OH)  
DeFazio Kagen  
DeGette Kaptur  
Delahunt Keller  
DeLauro Kennedy  
Dent Kildee  
Diaz-Balart, L. Kilpatrick  
Diaz-Balart, M. Kind  
Dicks King (NY)  
Dingell Kirk  
Doggett Klein (FL)  
Donnelly Kline (MN)  
Doolittle Knollenberg  
Doyle Kucinich  
Edwards Kuhl (NY)  
Ehlers LaHood  
Ellison Langevin  
Ellsworth Lantos

Rogers (AL)  
Ros-Lehtinen  
Ross  
Rothman  
Roybal-Allard  
Ruppersberger  
Rush  
Ryan (OH)  
Salazar  
Sanchez, Linda T.  
Sanchez, Loretta  
Sarbanes  
Saxton  
Schakowsky  
Schiff  
Schwartz  
Scott (GA)  
Scott (VA)  
Serrano  
Sestak  
Shays  
Shea-Porter  
Sherman  
Shimkus

Shuler  
Sires  
Skelton  
Slaughter  
Smith (NJ)  
Smith (TX)  
Smith (WA)  
Snyder  
Solis  
Souder  
Space  
Spratt  
Stark  
Stupak  
Sutton  
Tanner  
Tauscher  
Taylor  
Thompson (CA)  
Thompson (MS)  
Tierney  
Towns  
Udall (CO)  
Upton  
Van Hollen

Velázquez  
Visclosky  
Walden (OR)  
Walsh (NY)  
Walz (MN)  
Wasserman  
Schultz  
Waters  
Watson  
Watt  
Waxman  
Weiner  
Welch (VT)  
Weller  
Wexler  
Whitfield  
Wilson (NM)  
Wilson (OH)  
Wolf  
Woolsey  
Wu  
Wynn  
Yarmuth

NOES—124

Aderholt  
Akin  
Alexander  
Bachmann  
Bachus  
Baker  
Barrett (SC)  
Bartlett (MD)  
Barton (TX)  
Bilbray  
Bishop (UT)  
Blackburn  
Blunt  
Boehner  
Bonner  
Boozman  
Boustany  
Brady (TX)  
Brown (SC)  
Brown-Waite, Ginny  
Buchanan  
Burton (IN)  
Buyer  
Calvert  
Camp (MI)  
Campbell (CA)  
Cannon  
Cantor  
Carter  
Coble  
Conaway  
Crenshaw  
Cubin  
Culberson  
Davis, David  
Deal (GA)  
Drake  
Dreier  
Duncan  
Everett  
Fallin

Feeeny  
Flake  
Forbes  
Foxy  
Franks (AZ)  
Gallegly  
Gingrey  
Granger  
Graves  
Hall (TX)  
Hastert  
Hayes  
Hensarling  
Herger  
Hobson  
Inglis (SC)  
Issa  
Johnson (IL)  
Johnson, Sam  
Jordan  
King (IA)  
Lamborn  
LaTourette  
Lewis (CA)  
Lewis (KY)  
Linder  
Mack  
Manzullo  
Marchant  
McCarthy (CA)  
McCrary  
McHenry  
McKeon  
Miller (FL)  
Miller, Gary  
Moran (KS)  
Musgrave  
Myrick  
Neugebauer  
Paul  
Pence

Peterson (PA)  
Petri  
Pickering  
Pitts  
Poe  
Price (GA)  
Pryce (OH)  
Putnam  
Radanovich  
Regula  
Rehberg  
Rogers (KY)  
Rogers (MI)  
Rohrabacher  
Roskam  
Royce  
Ryan (WI)  
Sali  
Schmidt  
Sensenbrenner  
Sessions  
Shadegg  
Shuster  
Simpson  
Smith (NE)  
Stearns  
Sullivan  
Tancredo  
Terry  
Thornberry  
Tiahrt  
Tiberi  
Turner  
Walberg  
Wamp  
Weldon (FL)  
Wicker  
Wilson (SC)  
Young (AK)  
Young (FL)

ANSWERED "PRESENT"—1

Boyda (KS)

NOT VOTING—9

Andrews  
Carson  
Davis, Jo Ann  
Hunter

Kanjorski  
Kingston  
Lampson

Millender-  
McDonald  
Udall (NM)

So the bill was passed.  
A motion to reconsider the vote  
whereby said bill was passed was, by  
unanimous consent, laid on the table.

Ordered, That the Clerk request the  
concurrence of the Senate in said bill.

¶46.27 CLERK TO CORRECT ENGROSSMENT

On motion of Mr. THOMPSON of Mis-  
sissippi, by unanimous consent,

Ordered, That in the engrossment of  
the foregoing bill the Clerk be author-  
ized to make technical corrections, in-  
cluding corrections in spelling, punctu-  
ation, section numbering, and cross-  
referencing, and the insertion of appro-  
priate headings.

## ¶46.28 KATRINA HOUSING TAX RELIEF

Mr. RANGEL moved to suspend the rules and pass the bill (H.R. 1562) to amend the Internal Revenue Code of 1986 to extend certain rules with respect to housing in the GO Zones; as amended.

The SPEAKER pro tempore, Mr. KIND, recognized Mr. RANGEL and Mr. CAMP of Michigan, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and pass said bill, as amended?

The SPEAKER pro tempore, Mr. KIND, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill, as amended, was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill, as amended, was passed was, by unanimous consent, laid on the table.

*Ordered*, That the Clerk request the concurrence of the Senate in said bill.

## ¶46.29 JOINT ECONOMIC COMMITTEE

The SPEAKER pro tempore, Mr. BRALEY of Iowa, pursuant to 15 United States Code 1024(a), and the order of the House of January 4, 2007, announced the Speaker appointed the following Members of the House to the Joint Economic Committee: Messrs. HINCHEY, HILL, Ms. Loretta SANCHEZ of California, Messrs. CUMMINGS and DOGGETT.

*Ordered*, That the Clerk notify the Senate of the foregoing appointment.

## ¶46.30 BREAST AND CERVICAL CANCER

Mr. PALLONE moved to suspend the rules and pass the bill (H.R. 1132) to amend the Public Health Service Act to provide waivers relating to grants for preventive health measures with respect to breast and cervical cancers; as amended.

The SPEAKER pro tempore, Mr. BRALEY of Iowa, recognized Mr. PALLONE and Mr. BURGESS, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and pass said bill, as amended?

The SPEAKER pro tempore, Mr. BRALEY of Iowa, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill, as amended, was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill, as amended, was passed was, by unanimous consent, laid on the table.

*Ordered*, That the Clerk request the concurrence of the Senate in said bill.

## ¶46.31 TRAUMA CARE SYSTEMS

Mr. Gene GREEN of Texas, moved to suspend the rules and pass the bill

(H.R. 727) to amend the Public Health Act to add requirements regarding trauma care, and for other purposes; as amended.

The SPEAKER pro tempore, Mr. BRALEY of Iowa, recognized Mr. Gene GREEN of Texas, and Mr. BURGESS, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and pass said bill, as amended?

The SPEAKER pro tempore, Mr. BRALEY of Iowa, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill, as amended, was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill, as amended, was passed was, by unanimous consent, laid on the table.

*Ordered*, That the Clerk request the concurrence of the Senate in said bill.

## ¶46.32 MESSAGE FROM THE SENATE

A message from the Senate by Ms. Curtis, one of its clerks, announced that the Senate has passed bills of the following titles in which the concurrence of the House is requested:

S. 474. An Act to award a congressional gold medal to Michael Ellis DeBakey, M.D.

S. 1002. An Act to amend the Older Americans Act of 1965 to reinstate certain provisions relating to the nutrition services incentive program.

## ¶46.33 STROKE TREATMENT AND PREVENTION

Mr. PALLONE moved to suspend the rules and pass the bill (H.R. 477) to amend the Public Health Service Act to strengthen education, prevention, and treatment programs relating to stroke, and for other purposes; as amended.

The SPEAKER pro tempore, Mr. BRALEY of Iowa, recognized Mr. PALLONE and Mr. BURGESS, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and pass said bill, as amended?

The SPEAKER pro tempore, Mr. BRALEY of Iowa, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill, as amended, was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill, as amended, was passed was, by unanimous consent, laid on the table.

*Ordered*, That the Clerk request the concurrence of the Senate in said bill.

## ¶46.34 HAWAIIAN HOMEOWNERSHIP

Mr. ABERCROMBIE, pursuant to House Resolution 269, called up for consideration the bill (H.R. 835) to reauthorize the programs of the Depart-

ment of Housing and Urban Development for housing assistance for Native Hawaiians.

When said bill was considered.

After debate,

The SPEAKER pro tempore, Mr. BRALEY of Iowa, announced that, pursuant to section 2 of House Resolution 269, further consideration on the bill was postponed.

## ¶46.35 JOINT ECONOMIC COMMITTEE

The SPEAKER pro tempore, Mr. BRALEY of Iowa, pursuant to 15 United States Code 1024(a), and the order of the House of January 4, 2007, announced the Speaker appointed the following Members of the House to the Joint Economic Committee: Messrs. BRADY of Texas, ENGLISH of Pennsylvania, and PAUL.

*Ordered*, That the Clerk notify the Senate of the foregoing appointment.

## ¶46.36 PROVIDING FOR CONSIDERATION OF H.R. 1538

Ms. SUTTON, by direction of the Committee on Rules, reported (Rept. No. 110-78) the resolution (H. Res. 274) providing for consideration of the bill (H.R. 1538) to amend title 10, United States Code, to improve the management of medical care, personnel actions, and quality of life issues for members of the Armed Forces who are receiving medical care in an outpatient status, and for other purposes.

When said resolution and report were referred to the House Calendar and ordered printed.

## ¶46.37 PROVIDING FOR CONSIDERATION OF H. CON. RES. 99

Ms. SUTTON, by direction of the Committee on Rules, reported (Rept. No. 110-79) the resolution (H. Res. 275) providing for consideration of the concurrent resolution (H. Con. Res. 99) revising the congressional budget for the United States Government for fiscal year 2007, establishing the congressional budget for the United States Government for fiscal year 2008, and setting forth appropriate budgetary levels for fiscal years 2009 through 2012.

When said resolution and report were referred to the House Calendar and ordered printed.

## ¶46.38 SENATE BILLS REFERRED

Bills of the Senate of the following titles were taken from the Speaker's table and, under the rule, referred as follows:

S. 474. An Act to award a congressional gold medal to Michael Ellis DeBakey, M.D.; to the Committee on Financial Services.

S. 1002. An Act to amend the Older Americans Act of 1965 to reinstate certain provisions relating to the nutrition services incentive program; to the Committee on Education and Labor.

## ¶46.39 LEAVE OF ABSENCE

By unanimous consent, leave of absence was granted to Mr. ANDREWS, for today.

And then,

## 46.40 ADJOURNMENT

On motion of Mr. ROSS, at 11 o'clock and 41 minutes p.m., the House adjourned.

## 46.41 REPORTS OF COMMITTEES ON PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XIII, reports of committees were delivered to the Clerk for printing and reference to the proper calendar, as follows:

Mr. DINGELL: Committee on Energy and Commerce. H.R. 477. A bill to amend the Public Health Service Act to strengthen education, prevention, and treatment programs relating to stroke, and for other purposes; with amendments (Rept. 110-75). Referred to the Committee of the Whole House on the state of the Union.

Mr. DINGELL: Committee on Energy and Commerce. H.R. 1132. A bill to amend the Public Health Service Act to provide waivers relating to grants for preventive health measures with respect to breast and cervical cancers; with an amendment (Rept. 110-76). Referred to the Committee of the Whole House on the state of the Union.

Mr. DINGELL: Committee on Energy and Commerce. H.R. 727. A bill to amend the Public Health Service Act to add requirements regarding trauma care, and for other purposes; with an amendment (Rept. 110-77). Referred to the Committee of the Whole House on the state of the Union.

Ms. CASTOR: Committee on Rules. House Resolution 274. Resolution providing for consideration of the bill (H.R. 1538) to amend title 10, United States Code, to improve the management of medical care, personnel actions, and quality of life issues for members of the Armed Forces who are receiving medical care in an outpatient status, and for other purposes (Rept. 110-78). Referred to the House Calendar.

Ms. SUTTON: Committee on Rules. House Resolution 275. Resolution providing for consideration of the concurrent resolution (H. Con. Res. 99) revising the congressional budget for the United States Government for fiscal year 2007, establishing the congressional budget for the United States Government for fiscal year 2008, and setting forth appropriate budgetary levels for fiscal year 2009 through 2012 (Rept. 110-79). Referred to the House Calendar.

## 46.42 PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XII, public bills and resolutions were introduced and severally referred, as follows:

By Mr. LIPINSKI (for himself, Mr. INGALLIS of South Carolina, Mr. BERMAN, Mr. BLUMENAUER, Mr. BOYD of Florida, Mr. BRALEY of Iowa, Ms. CORRINE BROWN of Florida, Mr. CLEAVER, Mr. COSTA, Mr. DOYLE, Mr. GERLACH, Ms. GIFFORDS, Mr. GILCHREST, Mr. GORDON, Mr. GRIJALVA, Mr. HALL of New York, Mr. HARE, Mr. HIGGINS, Mr. HILL, Mr. HINCHEY, Mr. HONDA, Ms. KAPTUR, Mr. KUHL of New York, Mr. LAMPSON, Mr. LEVIN, Mr. MARKEY, Ms. MCCOLLUM of Minnesota, Mr. MCNUITY, Mr. MOORE of Kansas, Mr. MORAN of Virginia, Mr. NADLER, Mr. REICHERT, Mr. SHULER, Mr. SMITH of Washington, Mr. WAXMAN, Mr. WELCH of Vermont, and Mr. WYNN):

H.R. 1705. A bill to amend title 40, United States Code, to direct the Administrator of General Services to install energy efficient lighting fixtures and bulbs in constructing, altering, and maintaining public buildings; to the Committee on Transportation and Infrastructure.

By Mr. NUNES (for himself and Mr. THOMPSON of California):

H.R. 1706. A bill to provide for assistance to United States exporters of certain fruits and vegetables in order to ensure better access to foreign markets; to the Committee on Agriculture, and in addition to the Committees on Ways and Means, and Homeland Security, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. MCGOVERN (for himself, Mr. PLATTS, Mr. HONDA, Mr. LAHOOD, Mr. GUTIERREZ, Mr. PAUL, Mr. SERRANO, Mr. PETRI, Mr. HINCHEY, Mr. WALSH of New York, Mr. LEVIN, Mrs. BIGBERT, Mr. COHEN, Ms. MOORE of Wisconsin, Mr. MCDERMOTT, Mr. HOLT, Mrs. CAPPS, Mr. MEEHAN, Mr. KIND, Mr. GRIJALVA, Mr. DOYLE, Ms. SCHAKOWSKY, Mr. CUMMINGS, Mr. RUSH, Mr. KILDEE, Mr. DEFazio, Mr. FARR, Ms. MATSUI, Mr. KUCINICH, Mr. VAN HOLLEN, Mr. PRICE of North Carolina, Mr. GEORGE MILLER of California, Mr. WYNN, Mrs. MALONEY of New York, Mr. YARMUTH, Mr. CAPUANO, Ms. WOOLSEY, Mr. BLUMENAUER, Mr. ISRAEL, Mr. BAIRD, Mr. FATTAH, Ms. BALDWIN, Mr. HIGGINS, Mr. CONYERS, Ms. ESHOO, Mr. MCNUITY, Ms. WATSON, Ms. ZOE LOFGREN of California, Mr. OBERSTAR, Mr. MOORE of Kansas, Mr. WAXMAN, Ms. KAPTUR, Mr. DELAHUNT, Ms. CARSON, Ms. LINDA T. SANCHEZ of California, Mr. CROWLEY, Ms. DELAURIO, Mr. LEWIS of Georgia, Mr. DOGGETT, Mr. CARNAHAN, Mr. PAYNE, Mr. LYNCH, Mr. STARK, Mr. LARSON of Connecticut, Mr. PASCARELL, Mr. CLAY, Ms. WATERS, Mr. OLVER, Mr. ACKERMAN, Mr. UDALL of New Mexico, Mr. ALTMIRE, and Mr. WEXLER):

H.R. 1707. A bill to suspend the authority for the Western Hemisphere Institute for Security Cooperation (the successor institution to the United States Army School of the Americas) in the Department of Defense, and for other purposes; to the Committee on Armed Services.

By Ms. HARMAN (for herself and Ms. WATERS):

H.R. 1708. A bill to amend title 49, United States Code, to expand passenger facility fee eligibility for noise compatibility projects; to the Committee on Transportation and Infrastructure.

By Mr. HASTINGS of Florida:  
H.R. 1709. A bill to authorize resources for sustained research and analysis to address Colony Collapse Disorder, and for other purposes; to the Committee on Agriculture.

By Ms. HOOLEY:  
H.R. 1710. A bill to modify the calculation of back pay for persons who were approved for promotion as members of the Navy and Marine Corps while interned as prisoners of war during World War II to take into account changes in the Consumer Price Index; to the Committee on Armed Services.

By Ms. HOOLEY:  
H.R. 1711. A bill to amend the Elementary and Secondary Education Act of 1965 to improve certain accountability and assessment provisions; to the Committee on Education and Labor.

By Ms. EDDIE BERNICE JOHNSON of Texas:

H.R. 1712. A bill to amend the Internal Revenue Code of 1986 to provide incentives to improve America's research competitiveness, and for other purposes; to the Committee on Ways and Means.

By Ms. LEE (for herself and Mr. SHAYS):

H.R. 1713. A bill to require the President and the Office of the Global AIDS Coordi-

nator to establish a comprehensive and integrated HIV prevention strategy to address the vulnerabilities of women and girls in countries for which the United States provides assistance to combat HIV/AIDS, and for other purposes; to the Committee on Foreign Affairs.

By Mr. MACK:

H.R. 1714. A bill to clarify the boundaries of Coastal Barrier Resources System Clam Pass Unit FL-64P; to the Committee on Natural Resources.

By Mrs. MCCARTHY of New York:

H.R. 1715. A bill to authorize the Secretary of Homeland Security to make grants to address homeland security preparedness shortcomings of units of municipal and county government; to the Committee on Homeland Security.

By Mr. MCCAUL of Texas (for himself, Mr. HILL, Mr. EHLERS, Ms. SCHWARTZ, and Mr. MCCOTTER):

H.R. 1716. A bill to authorize higher education curriculum development and graduate training in advanced energy and green building technologies; to the Committee on Science and Technology.

By Mr. MCCAUL of Texas (for himself, Mr. PICKERING, Mr. LANGEVIN, Mr. THOMPSON of Mississippi, Mr. ETHERIDGE, and Ms. JACKSON-LEE of Texas):

H.R. 1717. A bill to amend the Homeland Security Act of 2002 to establish a National Bio and Agro-defense Facility; to the Committee on Homeland Security, and in addition to the Committees on Agriculture, and Energy and Commerce, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. MOORE of Kansas (for himself, Mr. HASTINGS of Florida, Ms. HIRONO, Mr. HOLT, Mr. MCCAUL of Texas, Mr. REYES, Mr. SHAYS, and Mr. WEXLER):

H.R. 1718. A bill to provide additional student loan forgiveness to teachers of foreign languages; to the Committee on Education and Labor.

By Ms. MOORE of Wisconsin (for herself and Mr. ROGERS of Kentucky):

H.R. 1719. A bill to amend the Small Business Investment Act of 1958 to reauthorize and expand the New Markets Venture Capital Program, and for other purposes; to the Committee on Small Business.

By Mr. PAUL (for himself, Mr. DUNCAN, Mr. MCHUGH, Mr. BARTLETT of Maryland, and Mr. GARRETT of New Jersey):

H.R. 1720. A bill to amend the Internal Revenue Code of 1986 to exclude from gross income amounts received on the sale of animals which are raised and sold as part of an educational program; to the Committee on Ways and Means.

By Ms. WASSERMAN SCHULTZ (for herself, Mr. WOLF, Mr. CLYBURN, Mr. GRIJALVA, Mr. WEXLER, Mr. SCHIFF, Mr. MOORE of Kansas, Mr. HASTINGS of Florida, Mr. KING of New York, Ms. BEAN, Mr. KLEIN of Florida, Mr. MAHONEY of Florida, Mr. BISHOP of New York, Mr. KLINE of Minnesota, Mr. THOMPSON of California, and Mr. CANNON):

H.R. 1721. A bill to increase the safety of swimming pools and spas by requiring the use of proper anti-entrapment drain covers and pool and spa drainage systems, by establishing a swimming pool safety grant program administered by the Consumer Product Safety Commission to encourage States to improve their pool and spa safety laws and to educate the public about pool and spa safety, and for other purposes; to the Committee on Energy and Commerce.

By Mr. WEXLER (for himself, Ms. CAS-TOR, Mr. KLEIN of Florida, Mr. MIL-LER of Florida, Mr. CRENSHAW, Ms. CORRINE BROWN of Florida, Mr. BILL-RAKIS, Mr. BUCHANAN, Ms. GINNY BROWN-WAITE of Florida, Mr. HASTINGS of Florida, Mr. MARIO DIAZ-BALART of Florida, Mr. BOYD of Florida, Mr. MAHONEY of Florida, Mr. FEENEY, Mr. LINCOLN DIAZ-BALART of Florida, Mr. MACK, Ms. ROS-LEHTINEN, Ms. WASSERMAN SCHULTZ, Mr. KELLER, Mr. STEARNS, Mr. PUT-NAM, Mr. MEEK of Florida, Mr. MICA, Mr. YOUNG of Florida, and Mr. WELDON of Florida):

H.R. 1722. A bill to designate the facility of the United States Postal Service located at 601 Banyan Trail in Boca Raton, Florida, as the "Leonard W. Herman Post Office"; to the Committee on Oversight and Government Reform.

By Mr. WILSON of Ohio (for himself and Mr. CLAY):

H.R. 1723. A bill to amend the National Housing Act to ensure fair appraisals in connection with mortgages insured under the FHA single family mortgage insurance program; to the Committee on Financial Services.

By Mrs. MALONEY of New York (for herself, Mr. NADLER, Mr. DINGELL, Ms. VELÁZQUEZ, Ms. CLARKE, Ms. WOOLSEY, Ms. JACKSON-LEE of Texas, Ms. SOLIS, Mr. ABERCROMBIE, Mr. ACKERMAN, Mr. ALLEN, Mr. ANDREWS, Mr. ARCURI, Mr. BACA, Mr. BAIRD, Ms. BALDWIN, Ms. BEAN, Mr. BECERRA, Ms. BERKLEY, Mr. BERMAN, Mr. BERRY, Mrs. BIGGERT, Mr. BISHOP of Georgia, Mr. BISHOP of New York, Mr. BLUMENAUER, Ms. BORDALLO, Mr. BOSWELL, Mr. BOUCHER, Mr. BRADY of Pennsylvania, Mr. BRALEY of Iowa, Ms. CORRINE BROWN of Florida, Mr. BUTTERFIELD, Mrs. CAPPS, Mr. CAPUANO, Mr. CARDOZA, Mr. CARNAHAN, Ms. CARSON, Mr. CASTLE, Ms. CASTOR, Mr. CHANDLER, Mrs. CHRISTENSEN, Mr. CLAY, Mr. CLEAV-ER, Mr. CLYBURN, Mr. CONYERS, Mr. COOPER, Mr. COSTA, Mr. COSTELLO, Mr. CROWLEY, Mr. CUELLAR, Mr. CUMMINGS, Mr. DAVIS of Alabama, Mr. DAVIS of Illinois, Mrs. DAVIS of California, Mr. DEFAZZO, Ms. DEGETTE, Mr. DELAHUNT, Ms. DELAURIO, Mr. DICKS, Mr. DOGGETT, Mr. DOYLE, Mr. EDWARDS, Mr. ELLISON, Mr. EMANUEL, Mr. ENGEL, Ms. ESHOO, Mr. FARR, Mr. FATTAH, Mr. FILNER, Mr. FRANK of Massachusetts, Mr. FRELINGHUYSEN, Mrs. GILLIBRAND, Mr. GONZALEZ, Mr. AL GREEN of Texas, Mr. GENE GREEN of Texas, Mr. GRIJALVA, Mr. GUTIERREZ, Mr. HALL of New York, Mr. HALL of Texas, Mr. HARE, Ms. HARMAN, Mr. HASTINGS of Florida, Ms. HERSETH, Mr. HIGGINS, Mr. HINCHEY, Mr. HINOJOSA, Ms. HIRONO, Mr. HOLT, Mr. HONDA, Ms. HOOLEY, Mr. HOYER, Mr. INSLEE, Mr. ISRAEL, Mr. JACKSON of Illinois, Mr. JEFFERSON, Ms. EDDIE BERNICE JOHNSON of Texas, Mr. JOHN-SON of Georgia, Mrs. JONES of Ohio, Ms. KAPTUR, Mr. KENNEDY, Mr. KIL-DEE, Ms. KILPATRICK, Mr. KIND, Mr. KIRK, Mr. KLEIN of Florida, Mr. KUCINICH, Mr. LANGEVIN, Mr. LANTOS, Mr. LATHAM, Ms. LEE, Mr. LEVIN, Mr. LEWIS of Georgia, Mr. LOBIONDO, Mr. LOEB-SACK, Ms. ZOE LOFGREN of Cali-fornia, Mrs. LOWEY, Mr. LYNCH, Mr. MARKEY, Ms. MATSUI, Mrs. MCCARTHY of New York, Ms. MCCOLLUM of Min-nesota, Mr. MCDERMOTT, Mr. MCGOV-ERN, Mr. MCINTYRE, Mr. MCNERNEY, Mr. MCNULTY, Mr. MEEHAN, Mr.

MEEK of Florida, Mr. MEEKS of New York, Mr. MELANCON, Mr. MICHAUD, Ms. MILLENDER-MCDONALD, Mr. MIL-LER of North Carolina, Mr. GEORGE MILLER of California, Mr. MOORE of Kansas, Ms. MOORE of Wisconsin, Mr. MORAN of Virginia, Mrs. NAPOLITANO, Mr. NEAL of Massachusetts, Ms. NOR-TON, Mr. OLVER, Mr. ORTIZ, Mr. PALLONE, Mr. PASCRELL, Mr. PASTOR, Mr. PAYNE, Mr. PERLMUTTER, Mr. PE-TERSON of Minnesota, Mr. PRICE of North Carolina, Ms. PRYCE of Ohio, Mr. RAHALL, Mr. RAMSTAD, Mr. RAN-GEL, Mr. REYES, Mr. ROTHMAN, Ms. ROYBAL-ALLARD, Mr. RUPPERSBER-GER, Mr. RUSH, Ms. LINDA T. SANCHEZ of California, Ms. LORETTA SANCHEZ of California, Ms. SCHAKOWSKY, Mr. SCHIFF, Ms. SCHWARTZ, Mr. SCOTT of Georgia, Mr. SERRANO, Mr. SHAYS, Ms. SHEA-PORTER, Mr. SHERMAN, Mr. SIRE, Ms. SLAUGHTER, Mr. SMITH of Washington, Mr. SNYDER, Mr. SPRATT, Mr. STARK, Ms. SUTTON, Mrs. TAUSCHER, Mr. TAYLOR, Mr. THOMP-SON of Mississippi, Mr. THOMPSON of California, Mr. TIERNEY, Mr. TOWNS, Mr. UDALL of Colorado, Mr. VAN HOLLEN, Mr. WALZ of Minnesota, Ms. WASSERMAN SCHULTZ, Ms. WATERS, Ms. WATSON, Mr. WATT, Mr. WAXMAN, Mr. WEINER, Mr. WEXLER, Mr. WU, and Mr. WYNN):

H.J. Res. 40. A joint resolution proposing an amendment to the Constitution of the United States relative to equal rights for men and women; to the Committee on the Judiciary.

By Mr. RANGEL:

H. Con. Res. 101. Concurrent resolution expressing the sense of Congress that the bi-centennial of the 1807 Abolition of the Slave Trade Act, which banned the slave trade in the British Empire, allowed for the search and seizure of ships suspected of trans-ported enslaved people, and provided com-pensation for the freedom of slaves, should be commemorated; to the Committee on For-eign Affairs.

By Mr. SCHIFF (for himself and Mr. WOLF):

H. Con. Res. 102. Concurrent resolution supporting the goals and ideals of observing the National Day of Human Trafficking Awareness each year to raise awareness of and opposition to human trafficking; to the Committee on the Judiciary.

By Mr. HINOJOSA (for himself, Mrs. BIGGERT, Mr. FRANK of Massachu-sets, Mr. BACHUS, Mrs. MALONEY of New York, Ms. BEAN, Mr. CLAY, Mr. CLEAVER, Mr. CROWLEY, Mr. DAVIS of Kentucky, Mrs. DRAKE, Mr. GERLACH, Mr. GILLMOR, Mr. AL GREEN of Texas, Mr. HENSARLING, Mr. HODES, Mr. JOHNSON of Illinois, Mr. JONES of North Carolina, Mr. KLEIN of Florida, Mrs. MCCARTHY of New York, Mr. MEEKS of New York, Mr. MOORE of Kansas, Ms. MOORE of Wisconsin, Mr. ORTIZ, Mr. PEARCE, Ms. PRYCE of Ohio, Ms. LORETTA SANCHEZ of Cali-fornia, Mr. SIRE, Mr. SCOTT of Geor-gia, Mr. WILSON of South Carolina, Mr. GUTIERREZ, Ms. MILLENDER-MCDONALD, Mr. CASTLE, Mr. RAMSTAD, Mr. BILBRAY, Mrs. MILLER of Michigan, Mr. DENT, Mr. SHAYS, Mr. DANIEL E. LUNGREN of California, Mr. DREIER, Ms. GINNY BROWN-WAITE of Florida, Mr. WELLER, Mr. BOOZMAN, Mr. CAMPBELL of Cali-fornia, Mr. MICA, Mr. SHIMKUS, Mr. KIRK, Mr. BURGESS, Mr. MCCAUL of Texas, Mr. PENCE, Mr. MCHENRY, Mr. TIBERI, Mr. SESSIONS, Mr. ROSKAM, Mr. ENGLISH of Pennsylvania, Mr. HALL of Texas, Mr. FORBES, Mr.

NEUGEBAUER, Mr. LAHOOD, Mr. BAKER, Mr. LEWIS of Kentucky, Mr. LATOURETTE, Mr. MCCOTTER, Mr. TIAHRT, Mr. EHLERS, Ms. FOX, Mr. HERGER, Mr. GILCREST, Mr. HASTERT, Mr. FEENEY, Mr. PRICE of Georgia, Mr. MARCHANT, Mr. PUTNAM, Mrs. CAPITO, Mr. MANZULLO, Mr. WALDEN of Oregon, Mr. BILIRAKIS, Mr. BACA, Ms. MATSUI, Ms. LINDA T. SANCHEZ of California, Mrs. NAPOLITANO, Mr. GRIJALVA, Mr. BECERRA, Mr. GONZALEZ, Mr. SALAZAR, Mr. REYES, Mr. RODRIGUEZ, Ms. ROYBAL-ALLARD, Ms. VELÁZQUEZ, Ms. HARMAN, Mr. DOGGETT, Mr. KIND, Mr. LARSON of Connecticut, Mr. SESTAK, Mr. FATTAH, Ms. ZOE LOFGREN of California, Ms. MCCOL-LUM of Minnesota, Mr. LINCOLN DAVIS of Tennessee, Mr. BARROW, Mr. SCOTT of Virginia, Ms. SOLIS, Ms. SUTTON, Ms. HOOLEY, Ms. BALDWIN, Mr. HARE, Mrs. CAPPS, Mr. CAPUANO, Mr. CONAWAY, Mr. BOREN, Ms. HIRONO, Mr. MILLER of North Carolina, Mr. LYNCH, Mrs. JONES of Ohio, and Mr. WATT):

H. Res. 273. A resolution supporting the goals and ideals of Financial Literacy Month, and for other purposes; to the Committee on Oversight and Government Re-form.

By Mrs. DRAKE (for herself, Mr. HAYES, and Mr. MCINTYRE):

H. Res. 276. A resolution honoring the 53,000 soldiers, sailors, airmen, Marines, and civilians that comprise the Nation's special operations forces community; to the Committee on Armed Services.

By Mr. GRIJALVA:

H. Res. 277. A resolution expressing support for the designation and goals of "National Hispanic Media Week" in honor of the His-panic media of the United States; to the Committee on Oversight and Government Reform.

By Mr. RENZI:

H. Res. 278. A resolution recognizing the 125th anniversary of Payson, Arizona; to the Committee on Oversight and Government Reform.

By Mr. TOWNS:

H. Res. 279. A resolution congratulating East New York Transit Technical High School of Brooklyn, New York, on winning the 2006-2007 PSAL New York City Boys Bas-ketball Championship; to the Committee on Education and Labor.

By Mr. TOWNS:

H. Res. 280. A resolution congratulating Thomas Jefferson High School on winning the 2006-2007 PSAL New York City A-League Girls Basketball Championship; to the Com-mittee on Education and Labor.

#### ¶46.43 MEMORIALS

Under clause 3 of rule XII, memorials were presented and referred as follows:

12. The SPEAKER presented a memorial of the Senate of the State of Kansas, relative to Senate Resolution No. 1817 urging the United States Senate to fulfill the requests of the 2005 BRAC Commission and the United States Military by restoring federal funds for military construction in the Federal Con-tinuing Resolution to the funding levels agreed upon in the FY 2007 Defense Author-ization Bill; to the Committee on Armed Services.

13. Also, a memorial of the Legislature of the State of Kansas, relative to House Reso-lution Number 6008 urging the United States Senate to fulfill the requests of the 2005 BRAC Commission and the United States Military by restoring federal funds for mili-tary construction in the Federal Continuing Resolution to the funding levels agreed upon



in the FY 2007 Defense Authorization Bill; to the Committee on Armed Services.

#### 46.44 PRIVATE BILLS AND RESOLUTIONS

Under clause 3 of rule XII,

Mr. WALSH of New York introduced a bill (H.R. 1724) for the relief of Maria Manzano; which was referred to the Committee on the Judiciary.

#### 46.45 ADDITIONAL SPONSORS

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

H.R. 21: Mrs. DAVIS of California, Ms. LINDA T. SANCHEZ of California, Mr. GEORGE MILLER of California, Mr. FALCOMAVALGA, Mr. MOORE of Kansas, Mr. HINCHEY, Mr. ABERCROMBIE, Mr. BLUMENAUER, Ms. LEE, Mr. PRICE of North Carolina, Ms. LORETTA SANCHEZ of California, Mr. HOBSON, Mr. GRIJALVA, and Mr. COURTNEY.

H.R. 74: Mr. MCNERNEY.  
H.R. 98: Mr. MCCAUL of Texas.  
H.R. 154: Mr. DOGGETT.

H.R. 211: Mr. GEORGE MILLER of California, Mr. TIBERI, Mr. GRIJALVA, and Mr. FARR.

H.R. 241: Mr. WALBERG.  
H.R. 243: Mr. GONZALEZ and Mr. BOREN.  
H.R. 260: Mr. LEVIN.  
H.R. 274: Mr. DONNELLY.

H.R. 371: Ms. ROS-LEHTINEN, Mr. MARIO DIAZ-BALART of Florida, Mr. LATOURETTE, Ms. HOOLEY, Mr. GRIJALVA, and Mr. WELCH of Vermont.

H.R. 393: Ms. CLARKE.  
H.R. 397: Mr. MILLER of Florida and Mr. BAKER.

H.R. 400: Mr. GEORGE MILLER of California.  
H.R. 402: Mr. BOREN.

H.R. 406: Mr. REYES, Mr. FATTAH, Mr. PAYNE, Mr. JOHNSON of Georgia, and Ms. ESHOO.

H.R. 410: Mr. MEEK of Florida.  
H.R. 411: Mr. THORNBERRY.

H.R. 458: Ms. CLARKE.  
H.R. 459: Ms. CLARKE.  
H.R. 506: Mr. PRICE of North Carolina and Mr. UDALL of Colorado.

H.R. 539: Mr. UDALL of Colorado and Mrs. SCHMIDT.

H.R. 549: Mr. TIBERI.  
H.R. 579: Mr. SALAZAR, Mr. PETERSON of Minnesota, Mr. KLEIN of Florida, and Mr. MCHUGH.

H.R. 583: Mr. LEWIS of Kentucky, Mrs. DRAKE, Mr. HOLDEN, Mr. SOUDER, Ms. MCCOLLUM of Minnesota, and Mr. NADLER.

H.R. 621: Mr. ROSS, Mr. COURTNEY, and Mr. SMITH of New Jersey.

H.R. 622: Ms. CLARKE.  
H.R. 653: Mr. WEXLER.

H.R. 661: Mr. AL GREEN of Texas.  
H.R. 668: Ms. ROS-LEHTINEN.

H.R. 676: Ms. SUTTON.  
H.R. 678: Mr. BOREN and Mr. DELAHUNT.

H.R. 690: Mr. BOREN.  
H.R. 694: Mr. BACA and Mr. ROTHMAN.

H.R. 695: Ms. SHEA-PORTER and Mr. KAGEN.  
H.R. 728: Mr. KILDEE and Mr. WEXLER.

H.R. 735: Ms. CLARKE.  
H.R. 771: Mrs. BONO.

H.R. 784: Mr. FARR.  
H.R. 818: Ms. CLARKE.

H.R. 853: Mr. UPTON.  
H.R. 871: Mr. BISHOP of Georgia.

H.R. 923: Mr. MORAN of Virginia.  
H.R. 943: Mr. BISHOP of Georgia, Mr. CHANDLER, Mr. GRIJALVA, Mr. HIGGINS, Mr. BRADY of Pennsylvania, Mr. MCNULTY, Mr. BOSWELL, Mr. PITTS, Mr. RYAN of Ohio, and Mr. MORAN of Virginia.

H.R. 962: Mr. LANTOS.  
H.R. 971: Mr. MILLER of Florida, Mr. CONAWAY, Mr. SMITH of Nebraska, and Mr. SKELTON.

H.R. 980: Mrs. MILLER of Michigan, Mr. ROSKAM, Mr. RYAN of Wisconsin, Mr. ENGLISH

of Pennsylvania, Mr. LOEBSACK, Ms. HERSETH, Mr. SARBANES, Mr. JOHNSON of Illinois, Mr. KING of New York, Mr. MCHUGH, Mr. BERMAN, Mr. TIM MURPHY of Pennsylvania, and Mr. SHIMKUS.

H.R. 1061: Ms. BERKLEY.  
H.R. 1064: Mr. REYES, Mrs. NAPOLITANO, Mr. FATTAH, Ms. NORTON, Mr. BRADY of Pennsylvania, Mr. HOLDEN, Ms. BORDALLO, Mr. MATHESON, Ms. ESHOO, Mr. SKELTON, and Mr. ETHERIDGE.

H.R. 1069: Mr. MEEK of Florida.  
H.R. 1070: Mr. FATTAH and Mr. MEEKS of New York.

H.R. 1072: Mr. OBERSTAR, Ms. KILPATRICK, Mr. REYES, Ms. BORDALLO, Ms. SCHAKOWSKY, and Mr. ISRAEL.

H.R. 1076: Mr. WELLER and Mr. KUHL of New York.  
H.R. 1087: Mr. HARE.

H.R. 1091: Mr. PUTNAM and Mr. LINCOLN DIAZ-BALART of Florida.

H.R. 1093: Ms. ROS-LEHTINEN.  
H.R. 1098: Ms. HIRONO, Mr. BOUCHER, Mr. COSTA, Mr. MCNULTY, Mr. HODES, and Mr. MOORE of Kansas.

H.R. 1102: Mr. FILNER, Mr. LAHOOD, Mr. SOUDER, Ms. BALDWIN, and Mr. HINCHEY.

H.R. 1154: Mr. SAM JOHNSON of Texas, Mr. HINOJOSA, Mr. PETRI, Ms. CLARKE, Mr. JACKSON of Illinois, Mr. DAVIS of Illinois, Mr. CLAY, Mrs. EMERSON, Mr. FRANK of Massachusetts, Ms. SCHWARTZ, Mr. HASTINGS of Florida, Ms. DELAULO, Ms. WATSON, Mr. LANTOS, Mr. LEWIS of Georgia, Mr. BLUMENAUER, Mr. CLEAVER, Mr. PASTOR, Mr. WATT, Ms. KAPTUR, Mr. WU, Mr. VAN HOLLEN, Mr. DINGELL, Ms. GINNY BROWN-WAITE of Florida, and Mr. HARE.

H.R. 1155: Mr. WEXLER.  
H.R. 1192: Mr. AL GREEN of Texas, Mr. FARR, and Mr. CLEAVER.

H.R. 1222: Mr. BOREN, Mrs. EMERSON, and Mr. GRIJALVA.

H.R. 1223: Mr. GRIJALVA.  
H.R. 1232: Mr. THOMPSON of California, Ms. MCCOLLUM of Minnesota, and Mrs. NAPOLITANO.

H.R. 1236: Mr. WYNN, Mr. GRIJALVA, Mr. TOWNS, Ms. CARSON, Ms. JACKSON-LEE of Texas, Mr. MCDERMOTT, Mr. MCNERNEY, Mr. ORTIZ, Ms. ESHOO, Mr. MCCOTTER, Mr. BURTON of Indiana, Mr. ETHERIDGE, and Mr. BARROW.

H.R. 1238: Mr. SERRANO and Mr. COHEN.  
H.R. 1259: Mr. ISRAEL.

H.R. 1260: Mr. DAVID DAVIS of Tennessee, Mr. TANNER, Mr. COHEN, and Mr. GORDON.

H.R. 1261: Mr. RADANOVICH.  
H.R. 1268: Mr. UDALL of New Mexico, Mr. HODES, and Mr. ARCURI.

H.R. 1280: Mr. LOBIONDO.  
H.R. 1283: Mr. HOLDEN, Mr. WEXLER, Mr. TIBERI, Mr. SCOTT of Virginia, Mr. CAMP of Michigan, and Ms. MCCOLLUM of Minnesota.

H.R. 1302: Ms. SCHAKOWSKY, Mr. BAIRD, Mr. HIGGINS, Mr. SIRES, Mr. COSTA, and Mr. EHLERS.

H.R. 1303: Mr. TERRY, Mr. SHAYS, and Mr. MCHUGH.

H.R. 1314: Mr. ROGERS of Alabama, Mr. WHITFIELD, and Mr. KUHL of New York.

H.R. 1318: Mr. PETERSON of Minnesota.  
H.R. 1328: Mr. UDALL of Colorado, Mr. ALLEN, and Mr. WALDEN of Oregon.

H.R. 1329: Mr. CONAWAY.  
H.R. 1333: Mr. BUYER and Ms. HERSETH.

H.R. 1343: Mr. DELAHUNT, Mr. FORBES, Mr. WEXLER, Mr. NADLER, Mr. WAXMAN, and Mr. DAVID DAVIS of Tennessee.

H.R. 1344: Mr. GUTIERREZ, Mr. SALAZAR, Mr. LATOURETTE, Mr. MICHAUD, Mr. BOSWELL, and Ms. WOOLSEY.

H.R. 1350: Ms. MCCOLLUM of Minnesota.  
H.R. 1353: Mr. GONZALEZ.

H.R. 1354: Mr. SHULER and Mr. KLEIN of Florida.  
H.R. 1359: Mr. DAVID DAVIS of Tennessee.

H.R. 1380: Mr. BARTLETT of Maryland, Mrs. CHRISTENSEN, and Mr. COHEN.

H.R. 1385: Mr. FILNER.

H.R. 1386: Mr. BRALEY of Iowa.

H.R. 1388: Mr. CUMMINGS.

H.R. 1389: Mr. TOM DAVIS of Virginia.

H.R. 1391: Mr. BLUMENAUER.

H.R. 1392: Mrs. MYRICK.

H.R. 1399: Mrs. BACHMANN, Mr. MOLLOHAN, Mr. BOOZMAN, Mr. GARRETT of New Jersey, and Ms. FALLIN.

H.R. 1418: Mr. HOLT.

H.R. 1424: Mr. GERLACH and Mr. EHLERS.

H.R. 1439: Ms. BALDWIN and Mr. MCCOTTER.

H.R. 1441: Ms. JACKSON-LEE of Texas, Mr. KIRK, Mr. MCCARTHY of California, Mr. SIRES, Ms. BERKLEY, and Ms. SHEA-PORTER.

H.R. 1453: Mr. HOLT.

H.R. 1469: Mr. SIRES.

H.R. 1497: Mr. LANTOS and Mr. MORAN of Virginia.

H.R. 1498: Ms. LEE, Mrs. CUBIN, and Mr. KAGEN.

H.R. 1507: Mr. EMANUEL, Mrs. MALONEY of New York, Ms. LINDA T. SANCHEZ of California, Mr. MEEKS of New York, Mr. ROTHMAN, Mr. OLVER, Ms. BALDWIN, Mr. FARR, and Mr. MCGOVERN.

H.R. 1522: Mr. MCKEON, Mr. HINOJOSA, Mr. FORTUÑO, Mr. JEFFERSON, Mr. BRADY of Texas, Mr. MCNULTY, Mr. MARIO DIAZ-BALART of Florida, Mr. MILLER of Florida, Ms. ROS-LEHTINEN, Mr. TIBERI, Mr. BARRETT of South Carolina, Mr. ROGERS of Michigan, Mr. JONES of North Carolina, Mr. SHUSTER, Mr. ENGLISH of Pennsylvania, Mrs. BONO, Mr. MACK, Mr. KUHL of New York, Mr. FORBES, Mrs. CAPITO, Mr. DAVID DAVIS of Tennessee, Mr. DUNCAN, Mr. FOSSELLA, Mr. KIRK, Mr. BILIRAKIS, Mrs. MILLER of Michigan, Mr. MORAN of Kansas, Ms. GINNY BROWN-WAITE of Florida, Mrs. BIGGERT, Mr. CHABOT, Mr. CRENSHAW, Mr. LINCOLN DIAZ-BALART of Florida, Ms. PRYCE of Ohio, Mr. PLATTS, Mr. SMITH of Texas, Mr. MCCAUL of Texas, Mr. MARCHANT, Mr. HIGGINS, Mr. PASTOR, Mr. BACA, Mr. GONZALEZ, Mrs. NAPOLITANO, Mr. GRIJALVA, Mr. DENT, Mr. FRANKS of Arizona, and Mr. BOUSTANY.

H.R. 1527: Mrs. EMERSON.  
H.R. 1539: Mr. LUCAS and Ms. FALLIN.

H.R. 1541: Mr. JOHNSON of Georgia, Mr. MCGOVERN, and Mrs. CHRISTENSEN.

H.R. 1542: Ms. KILPATRICK, Mr. HOLT, Mr. SERRANO, Mr. GRIJALVA, Mr. PALLONE, Mr. PRICE of North Carolina, Mr. STARK, and Mr. LARSON of Connecticut.

H.R. 1564: Mr. GRIJALVA and Ms. SCHAKOWSKY.  
H.R. 1576: Mr. BOREN.

H.R. 1593: Mr. ISSA.  
H.R. 1600: Mr. BAIRD, Mr. MCCOTTER, Mr. LANTOS, and Mr. GALLEGLY.

H.R. 1613: Ms. FALLIN, Ms. FOX, Mr. HUNTER, Mr. TERRY, and Mr. POE.

H.R. 1616: Mr. MORAN of Virginia, Mr. WAXMAN, Ms. SUTTON, Mr. TIAHRT, Mr. LYNCH, Mr. PRICE of North Carolina, and Ms. HIRONO.

H.R. 1620: Mr. MCDERMOTT.  
H.R. 1622: Mr. FORBES, Mrs. DRAKE, and Mr. CANTOR.

H.R. 1638: Mr. ENGEL, Mr. TOWNS, and Mr. WEINER.

H.R. 1640: Mr. POE, Mr. SAM JOHNSON of Texas, and Mr. FEENEY.

H.R. 1647: Mr. KIND, Mr. OBERSTAR, Mr. CHANDLER, Mr. MILLER of North Carolina, Mr. HIGGINS, Mr. BONNER, Mrs. CAPPS, Mr. ROGERS of Alabama, Ms. WASSERMAN SCHULTZ, Mr. RAMSTAD, Ms. KAPTUR, Mr. DEFazio, Mr. FOSSELLA, Mr. SIRES, and Mr. WELDON of Florida.

H.R. 1650: Mr. KAGEN.  
H.R. 1653: Mr. COSTA, Ms. MCCOLLUM of Minnesota, Mr. COSTLEY, Mr. FILNER, Mr. HONDA, Mr. LEWIS of Georgia, Mrs. CAPPS, Ms. SLAUGHTER, Mr. NADLER, Mr. MCNULTY, Mr. STARK, and Mr. DOYLE.

H.R. 1664: Mr. CANTOR, Mr. GOODE, Mrs. DRAKE, Mrs. JO ANN DAVIS of Virginia, Mr. MORAN of Virginia, Mr. BOUCHER, Mr. WOLF,

Mr. FORBES, Mr. TOM DAVIS of Virginia, and Mr. SCOTT of Virginia.

H.R. 1671: Ms. CLARKE.

H.R. 1676: Mr. HINOJOSA, Mr. MEEKS of New York, and Mr. KENNEDY.

H.R. 1678: Mr. ELLISON.

H.R. 1683: Mr. WALBERG.

H.J. Res. 3: Mr. ENGLISH of Pennsylvania.

H.J. Res. 12: Mr. SKELTON.

H.J. Res. 39: Ms. SHEA-PORTER.

H. Con. Res. 26: Ms. CLARKE.

H. Con. Res. 29: Ms. CLARKE.

H. Con. Res. 68: Mr. GERLACH, Ms. CLARKE, Ms. BORDALLO, and Mr. LAMPSON.

H. Con. Res. 71: Mr. SCOTT of Virginia.

H. Con. Res. 90: Mr. HILL.

H. Con. Res. 91: Mrs. MCCARTHY of New York.

H. Con. Res. 98: Mr. FORBES.

H. Con. Res. 100: Ms. LEE.

H. Res. 33: Mr. HOBSON, Mr. STUPAK, and Mr. REHBERG.

H. Res. 76: Mr. PAYNE, Ms. CLARKE, Mr. HARE, and Mr. GENE GREEN of Texas.

H. Res. 111: Mrs. EMERSON.

H. Res. 114: Ms. CLARKE.

H. Res. 171: Mr. GRAVES, Mr. AKIN, and Mr. BLUNT.

H. Res. 179: Mrs. BACHMANN and Mr. GORDON.

H. Res. 227: Mr. BAIRD.

H. Res. 247: Ms. CORRINE BROWN of Florida, Mr. ELLISON, Mr. PAYNE, Mr. EMANUEL, and Mr. SCOTT of Virginia.

H. Res. 252: Mr. HOBSON.

H. Res. 258: Mr. UPTON and Mr. KENNEDY.

H. Res. 267: Mr. KINGSTON, Mr. UDALL of Colorado, and Mr. LEWIS of Kentucky.

H. Res. 272: Mr. BERMAN.

### WEDNESDAY, MARCH 28, 2007 (47)

#### ¶47.1 APPOINTMENT OF SPEAKER PRO TEMPORE

The House was called to order by the SPEAKER pro tempore, Ms. BALDWIN, who laid before the House the following communication:

WASHINGTON, DC,  
March 28, 2007.

I hereby appoint the Honorable TAMMY BALDWIN to act as Speaker pro tempore on this day.

NANCY PELOSI,  
*Speaker of the House of Representatives.*

#### ¶47.2 APPROVAL OF THE JOURNAL

The SPEAKER pro tempore, Ms. BALDWIN, announced she had examined and approved the Journal of the proceedings of Tuesday, March 27, 2007.

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

#### ¶47.3 COMMUNICATIONS

Executive and other communications, pursuant to clause 8, rule XII, were referred as follows:

986. A letter from the Chief Counsel/FEMA, Department of Homeland Security, transmitting the Department's final rule — Withdrawal of Final Flood Elevation Determination for the Listed Communities in Yuma and Coconino Counties, AZ [FEMA Docket No. D-7642] received January 16, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Financial Services.

987. A letter from the Secretary, Department of Energy, transmitting the Department's annual report on the Economic Dispatch of Electric Generation Capacity, pursuant to Sections 1234 and 1832 of the Energy Policy Act of 2005; to the Committee on Energy and Commerce.

988. A letter from the Deputy Archivist of the United States, National Archives and Records Administration, transmitting the Administration's final rule — National Archives and Records Administration Implementation of OMB Guidance on Nonprocurement Debarment and Suspension [DOCKET NUMBER: NARA-06-0010] (RIN: 3095-AB56) received March 2, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Oversight and Government Reform.

989. A letter from the Chairman, National Endowment for the Arts, transmitting the Endowment's report for Fiscal Years 2001-2006, in accordance with Title II of the Notification and Federal Employee Antidiscrimination and Retaliation Act of 2002; to the Committee on Oversight and Government Reform.

990. A letter from the Secretary to the Board, Railroad Retirement Board, transmitting in accordance with Section 647(b) of Division F of the Consolidated Appropriations Act, FY 2004, Pub. L. 108-199, the Board's report on competitive sourcing efforts for FY 2006; to the Committee on Oversight and Government Reform.

991. A letter from the Counsel for Legislation and Regulations, Department of Housing and Urban Development, transmitting the Department's final rule — Inflation Adjustment of Civil Money Penalty Amounts [Docket No. FR-5104-F-01] (RIN: 2501-AD30) received February 27, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on the Judiciary.

992. A letter from the Secretary, Department of Transportation, transmitting the Department's report entitled, "Buckle Up America: The National Initiative for Increasing Safety Belt Use, Ninth Report To Congress and Seventh Report to the President" June 2004, as required by House Report 105-188 and Executive Order 13043, highlighting activities from January 1, 2005, through December 31, 2005; to the Committee on Transportation and Infrastructure.

993. A letter from the Vice President, Government Affairs and Communications, National Railroad Passenger Corporation, transmitting the National Railroad Passenger Performance of Routes, pursuant to 49 U.S.C. 24315(a); to the Committee on Transportation and Infrastructure.

994. A letter from the Dir. Regulations Mgt., Department of Veterans Affairs, transmitting the Department's final rule — Home Schooling and Educational Institution (RIN: 2900-AM37) received February 27, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Veterans' Affairs.

995. A letter from the Dir. Regulations Mgt., Department of Veterans Affairs, transmitting the Department's final rule — Priority for Partial Grants to States for Construction or Acquisition of State Home Facilities (RIN 2900-AM42) received February 27, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Veterans' Affairs.

996. A letter from the Chief, Publications and Regulations Branch, Internal Revenue Service, transmitting the Service's final rule — Corporate Reorganizations; Additional guidance on distributions under sections 368(a)(1)(D) and 354(b)(1)(B) [TD 9313] (RIN: 1545-BG29) received March 1, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

997. A letter from the Chief, Publications and Regulations Branch, Internal Revenue Service, transmitting the Service's final rule — Moore v. Commissioner, T.C. Memo. 2006-171 [T.C. Docket No. 11634-05L] received March 1, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

998. A letter from the Chief, Publications and Regulations Branch, Internal Revenue

Service, transmitting the Service's final rule — Depreciation of MACRS Property That is Acquired in a Like-Kind Exchange or As a Result of an Involuntary Conversion [TD 9314] (RIN: 1545-BF37) received February 28, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

999. A letter from the Secretary, Department of Health and Human Services, transmitting the report entitled "Second Report to Congress on the Evaluation of the Medicare Coordinated Care Demonstration" in response to the requirements Section 4016(c) of Public Law 105-33, the Balanced Budget Act of 1997; jointly to the Committees on Energy and Commerce and Ways and Means.

1000. A letter from the Chair, Good Neighbor Environmental Board, transmitting the tenth annual report of the Good Neighbor Environmental Board; jointly to the Committees on Transportation and Infrastructure and Energy and Commerce.

#### ¶47.4 HAWAIIAN OWNERSHIP

The SPEAKER pro tempore, Ms. BALDWIN, by unanimous consent and pursuant to House Resolution 269, called up for further consideration, the bill (H.R. 835) to reauthorize the programs of the Department of Housing and Urban Development for housing assistance for Native Hawaiians.

The SPEAKER pro tempore, Ms. BALDWIN, pursuant to section 2 of House Resolution 269, when proceedings were postponed on Tuesday, March 27, 2007, 10 minutes of debate remained.

When said bill was considered further After debate,

The previous question having been ordered by said resolution.

The bill was ordered to be engrossed and read a third time, was read a third time by title.

The question being put, viva voce,

Will the House pass said bill?

The SPEAKER pro tempore, Ms. BALDWIN, announced that the yeas had it.

Mr. CAMPBELL of California, demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Ms. BALDWIN, pursuant to clause 8, rule XX, announced that further proceedings on the question were postponed.

#### ¶47.5 PROVIDING FOR CONSIDERATION OF H. CON. RES. 99

Ms. SUTTON, by direction of the Committee on Rules, called up the following resolution (H. Res. 275):

*Resolved*, That at any time after the adoption of this resolution the Speaker may, pursuant to clause 2(b) of rule XVIII, declare the House resolved into the Committee of the Whole House on the state of the Union for consideration of the concurrent resolution (H. Con. Res. 99) revising the congressional budget for the United States Government for fiscal year 2007, establishing the congressional budget for the United States Government for fiscal year 2008, and setting forth appropriate budgetary levels for fiscal years 2009 through 2012. The first reading of the concurrent resolution shall be dispensed with. All points of order against consideration of the concurrent resolution shall be

dispensed with. All points of order against consideration of the concurrent resolution are waived. General debate shall not exceed four hours, with three hours confined to the congressional budget equally divided and controlled by the chairman and ranking minority member of the Committee on the Budget and one hour on the subject of economic goals and policies equally divided and controlled by Representative Maloney of New York and Representative Saxton of New Jersey or their designees. After general debate the concurrent resolution shall be considered for amendment under the five-minute rule. The concurrent resolution shall be considered as read. No amendment shall be in order except those printed in the report of the Committee on Rules accompanying this resolution. Each amendment may be offered only in the order printed in the report, may be offered only by a Member designated in the report, shall be considered as read, shall be debatable for the time specified in the report, and shall not be subject to amendment. All points of order against the amendments printed in the report are waived except that the adoption of an amendment in the nature of a substitute shall constitute the conclusion of consideration of the concurrent resolution for amendment. After the conclusion of consideration of the concurrent resolution for amendment, the Committee shall rise and report the concurrent resolution to the House with such amendment as may have been adopted. The previous question shall be considered as ordered on the concurrent resolution and amendments thereto to final adoption without intervening motion except amendments offered by the chairman of the Committee on the Budget pursuant to section 305(a)(5) of the Congressional Budget Act of 1974 to achieve mathematical consistency. The concurrent resolution shall not be subject to a demand for division of the question of its adoption.

SEC. 2. During consideration in the House of House Concurrent Resolution 99 pursuant to this resolution, notwithstanding the operation of the previous question, the Chair may postpone further consideration of the concurrent resolution to such time as may be designated by the Speaker.

When said resolution was considered. After debate,

Ms. SUTTON moved the previous question on the resolution to its adoption or rejection.

The question being put, *viva voce*,

Will the House now order the previous question?

The SPEAKER pro tempore, Mr. BECERRA, announced that the yeas had it.

Mr. SESSIONS demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Mr. BECERRA, pursuant to clause 8, rule XX, announced that further proceedings on the question were postponed.

¶47.6 PROVIDING FOR CONSIDERATION OF H.R. 1538

Ms. CASTOR, by direction of the Committee on Rules, called up the following resolution (H. Res. 274):

*Resolved*, That at any time after the adoption of this resolution the Speaker may, pursuant to clause 2(b) of rule XVIII, declare the House resolved into the Committee of the Whole House on the state of the Union for consideration of the bill (H.R. 1538) to amend

title 10, United States Code, to improve the management of medical care, personnel actions, and quality of life issues for members of the Armed Forces who are receiving medical care in an outpatient status, and for other purposes. The first reading of the bill shall be dispensed with. All points of order against consideration of the bill are waived except those arising under clause 9 or 10 of rule XXI. General debate shall be confined to the bill and shall not exceed one hour and 20 minutes, with one hour equally divided and controlled by the chairman and ranking minority member of the Committee on Armed Services and 20 minutes equally divided and controlled by the chairman and ranking minority member of the Committee on Veterans' Affairs. After general debate the bill shall be considered for amendment under the five-minute rule. It shall be in order to consider as an original bill for the purpose of amendment under the five-minute rule the amendment in the nature of a substitute recommended by the Committee on Armed Services now printed in the bill. The committee amendment in the nature of a substitute shall be considered as read. All points of order against the committee amendment in the nature of a substitute are waived except those arising under clause 9 or 10 of rule XXI. Notwithstanding clause 11 of rule XVIII, no amendment to the committee amendment in the nature of a substitute shall be in order except those printed in the report of the Committee on Rules accompanying this resolution. Each such amendment may be offered only in the order printed in the report, may be offered only by a Member designated in the report, shall be considered as read, shall be debatable for the time specified in the report equally divided and controlled by the proponent and an opponent, shall not be subject to amendment, and shall not be subject to a demand for division of the question in the House or in the Committee of the Whole. All points of order against such amendments are waived except those arising under clause 9 or 10 of rule XXI. At the conclusion of consideration of the bill for amendment the Committee shall rise and report the bill to the House with such amendments as may have been adopted. Any Member may demand a separate vote in the House on any amendment adopted in the Committee of the Whole to the bill or to the committee amendment in the nature of a substitute. The previous question shall be considered as ordered on the bill and amendments thereto to final passage without intervening motion except one motion to recommend with or without instructions.

SEC. 2. During consideration in the House of H.R. 1538 pursuant to this resolution, notwithstanding the operation of the previous question, the Chair may postpone further consideration of the bill to a time designated by the Speaker.

When said resolution was considered.

After debate,

On motion of Ms. CASTOR, the previous question was ordered on the resolution to its adoption or rejection.

The question being put, *viva voce*,

Will the House agree to said resolution?

The SPEAKER pro tempore, Mr. BECERRA, announced that the yeas had it.

Mr. HASTINGS of Washington, demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Mr. BECERRA, pursuant to clause 8, rule

XX, announced that further proceedings on the question were postponed.

¶47.7 H. RES. 275—UNFINISHED BUSINESS

The SPEAKER pro tempore, Mr. BECERRA, pursuant to clause 8, rule XX, announced the unfinished business to be the question on ordering the previous question on the resolution (H. Res. 275) providing for consideration of the concurrent resolution (H. Con. Res. 99) revising the congressional budget for the United States Government for fiscal year 2007, establishing the congressional budget for the United States Government for fiscal year 2008, and setting forth appropriate budgetary levels for fiscal years 2009 through 2012.

The question being put,

Will the House now order the previous question?

The vote was taken by electronic device.

It was decided in the { Yeas ..... 225  
affirmative ..... } Nays ..... 196

¶47.8 [Roll No. 202]

YEAS—225

Abercrombie	Engel	Marshall
Ackerman	Eshoo	Matheson
Allen	Etheridge	Matsui
Altmire	Farr	McCarthy (NY)
Andrews	Fattah	McCollum (MN)
Arcuri	Filner	McDermott
Baca	Frank (MA)	McGovern
Baird	Giffords	McIntyre
Baldwin	Gillibrand	McNerney
Bean	Gonzalez	McNulty
Becerra	Gordon	Meehan
Berkley	Green, Al	Meek (FL)
Berman	Green, Gene	Meeks (NY)
Berry	Grijalva	Melancon
Bishop (GA)	Gutierrez	Michaud
Bishop (NY)	Hall (NY)	Miller (NC)
Blumenauer	Hare	Mitchell
Boren	Harman	Mollohan
Boswell	Hastings (FL)	Moore (KS)
Boucher	Herbeth	Moore (WI)
Boyd (FL)	Higgins	Moran (VA)
Boyd (KS)	Hill	Murphy (CT)
Brady (PA)	Hinchee	Murphy, Patrick
Brown, Corrine	Hinojosa	Murtha
Butterfield	Hirono	Nadler
Capps	Hodes	Napolitano
Capuano	Holden	Neal (MA)
Cardoza	Holt	Oberstar
Carnahan	Honda	Obey
Carney	Hooley	Olver
Carson	Hoyer	Ortiz
Castor	Inslee	Pallone
Chandler	Israel	Pascrell
Clarke	Jackson (IL)	Pastor
Clay	Jackson-Lee	Payne
Cleaver	(TX)	Perlmutter
Clyburn	Jefferson	Peterson (MN)
Cohen	Johnson (GA)	Pomeroy
Conyers	Johnson, E. B.	Price (NC)
Cooper	Jones (OH)	Rahall
Costa	Kagen	Rangel
Costello	Kaptur	Reyes
Cramer	Kennedy	Rodriguez
Crowley	Kildee	Ross
Cuellar	Kilpatrick	Rothman
Cummings	Kind	Roybal-Allard
Davis (AL)	Klein (FL)	Ruppersberger
Davis (CA)	Kucinich	Rush
Davis (IL)	Langevin	Ryan (OH)
Davis, Lincoln	Lantos	Salazar
DeFazio	Larsen (WA)	Sanchez, Linda
DeGette	Larson (CT)	T.
DeLaHunt	Lee	Sanchez, Loretta
DeLauro	Levin	Sarbanes
Dicks	Lewis (GA)	Schakowsky
Dingell	Lipinski	Schiff
Doggett	Loebsack	Schwartz
Donnelly	Lofgren, Zoe	Scott (GA)
Doyle	Lowe	Scott (VA)
Edwards	Lynch	Serrano
Ellison	Mahoney (FL)	Sestak
Ellsworth	Maloney (NY)	Shea-Porter
Emanuel	Markey	Sherman

Shuler  
Sires  
Skelton  
Slaughter  
Smith (WA)  
Snyder  
Solis  
Space  
Spratt  
Stark  
Stupak  
Sutton  
Tanner  
Tauscher

Taylor  
Thompson (CA)  
Thompson (MS)  
Tierney  
Towns  
Udall (CO)  
Udall (NM)  
Van Hollen  
Velázquez  
Visclosky  
Walz (MN)  
Wasserman  
Schultz  
Waters

Watson  
Watt  
Waxman  
Weiner  
Welch (VT)  
Wexler  
Wilson (OH)  
Woolsey  
Wu  
Wynn  
Yarmuth

Mr. HASTINGS of Washington, demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The vote was taken by electronic device.

It was decided in the affirmative { Yeas ..... 229  
Nays ..... 197

¶47.9 NAYS—196

Aderholt  
Akin  
Alexander  
Bachmann  
Bachus  
Baker  
Barrett (SC)  
Barrow  
Bartlett (MD)  
Barton (TX)  
Biggert  
Bilbray  
Bilirakis  
Bishop (UT)  
Blackburn  
Blunt  
Boehner  
Bono  
Boozman  
Boustany  
Brady (TX)  
Brown (SC)  
Brown-Waite,  
Ginny  
Buchanan  
Burgess  
Burton (IN)  
Buyer  
Calvert  
Camp (MI)  
Campbell (CA)  
Cannon  
Cantor  
Capito  
Carter  
Castle  
Chabot  
Coble  
Cole (OK)  
Conaway  
Crenshaw  
Culberson  
Davis (KY)  
Davis, David  
Davis, Tom  
Deal (GA)  
Dent  
Diaz-Balart, L.  
Diaz-Balart, M.  
Doolittle  
Drake  
Dreier  
Duncan  
Ehlers  
Emerson  
English (PA)  
Everett  
Fallin  
Feeney  
Ferguson  
Flake  
Forbes  
Fortenberry  
Fossella  
Foxy  
Franks (AZ)  
Frelinghuysen

Gallegly  
Garrett (NJ)  
Gerlach  
Gilchrest  
Gillmor  
Gingrey  
Gohmert  
Goode  
Goodlatte  
Granger  
Graves  
Hall (TX)  
Hastert  
Hastings (WA)  
Hayes  
Heller  
Hensarling  
Herger  
Hobson  
Hoekstra  
Hulshof  
Hunter  
Inglis (SC)  
Issa  
Jindal  
Johnson (IL)  
Johnson, Sam  
Jones (NC)  
Jordan  
Keller  
King (IA)  
King (NY)  
Kingston  
Kirk  
Kline (MN)  
Knollenberg  
Kuhl (NY)  
LaHood  
Lamborn  
Latham  
LaTourette  
Lewis (CA)  
Lewis (KY)  
Linder  
LoBiondo  
Lucas  
Lungren, Daniel  
E.  
Mack  
Manzullo  
Marchant  
McCarthy (CA)  
McCaul (TX)  
McCotter  
McCrery  
McHenry  
McHugh  
McMorris  
Rodgers  
Mica  
Miller (FL)  
Miller (MI)  
Miller, Gary  
Moran (KS)  
Murphy, Tim  
Musgrave  
Myrick

Neugebauer  
Nunes  
Paul  
Pearce  
Pence  
Peterson (PA)  
Petri  
Pickering  
Pitts  
Platts  
Poe  
Porter  
Price (GA)  
Pryce (OH)  
Putnam  
Ramstad  
Regula  
Rehberg  
Reichert  
Renzi  
Reynolds  
Rogers (AL)  
Rogers (KY)  
Rogers (MI)  
Rohrabacher  
Ros-Lehtinen  
Roskam  
Royce  
Ryan (WI)  
Sali  
Saxton  
Schmidt  
Sensenbrenner  
Sessions  
Shadegg  
Shays  
Shimkus  
Shuster  
Simpson  
Smith (NE)  
Smith (NJ)  
Smith (TX)  
Souder  
Stearns  
Tancredo  
Terry  
Thornberry  
Tiahrt  
Tiberi  
Turner  
Upton  
Walberg  
Walden (OR)  
Walsh (NY)  
Wamp  
Weldon (FL)  
Weller  
Westmoreland  
Whitfield  
Wicker  
Wilson (NM)  
Wilson (SC)  
Wolf  
Young (AK)  
Young (FL)

NOT VOTING—12

Bonner  
Braley (IA)  
Courtney  
Cubin  
Davis, Jo Ann

Kanjorski  
Lampson  
McKeon  
Millender-  
McDonald

Miller, George  
Radanovich  
Sullivan

So the previous question on the resolution was ordered.  
The question being put, viva voce,  
Will the House agree to said resolution?  
The SPEAKER pro tempore, Mr. BECERRA, announced that the yeas had it.

¶47.9 [Roll No. 203]

YEAS—229

Abercrombie  
Ackerman  
Allen  
Altmire  
Andrews  
Arcuri  
Baca  
Baird  
Baldwin  
Barrow  
Bean  
Becerra  
Berkley  
Berman  
Berry  
Bishop (GA)  
Bishop (NY)  
Blumenauer  
Boren  
Boswell  
Boucher  
Boyd (FL)  
Boyd (KS)  
Brady (PA)  
Braley (IA)  
Brown, Corrine  
Butterfield  
Capps  
Capuano  
Cardoza  
Carnahan  
Carney  
Carson  
Castor  
Chandler  
Clarke  
Clay  
Cleaver  
Clyburn  
Cohen  
Conyers  
Cooper  
Costa  
Costello  
Courtney  
Cramer  
Crowley  
Cuellar  
Cummings  
Davis (AL)  
Davis (CA)  
Davis (IL)  
Davis, Lincoln  
DeFazio  
DeGette  
McCarthy (NY)  
McCollum (MN)  
McDermott  
McGovern  
McIntyre  
McNerney  
McNulty  
Meehan  
Meek (FL)  
Meeks (NY)  
Melancon  
Michael  
Miller (NC)  
Miller, George  
Mitchell  
Mollohan  
Moore (KS)  
Moore (WI)  
Moran (VA)  
Murphy (CT)  
Murphy, Patrick  
Murtha  
Nadler  
Napolitano

Green, Gene  
Grijalva  
Gutierrez  
Hall (NY)  
Hare  
Harman  
Hastings (FL)  
Hereth  
Higgins  
Hill  
Hinchev  
Hinojosa  
Hirono  
Hodes  
Holden  
Holt  
Honda  
Hooley  
Hoyer  
Insee  
Israel  
Jackson (IL)  
Jackson-Lee  
(TX)  
Jefferson  
Johnson (GA)  
Johnson, E. B.  
Jones (OH)  
Kagen  
Schakowsky  
Kaptur  
Kennedy  
Kildee  
Kilpatrick  
Kind  
Klein (FL)  
Kucinich  
Langevin  
Lantos  
Larsen (WA)  
Larson (CT)  
Lee  
Levin  
Lewis (GA)  
Lipinski  
Loebbeck  
Lofgren, Zoe  
Lowe  
Lynch  
Mahoney (FL)  
Maloney (NY)  
Markey  
Marshall  
Matheson  
Matsui  
McCarthy (NY)  
McCollum (MN)  
McDermott  
McGovern  
McIntyre  
McNerney  
McNulty  
Meehan  
Meek (FL)  
Meeks (NY)  
Melancon  
Michael  
Miller (NC)  
Miller, George  
Mitchell  
Mollohan  
Moore (KS)  
Moore (WI)  
Moran (VA)  
Murphy (CT)  
Murphy, Patrick  
Murtha  
Nadler  
Napolitano

Neal (MA)  
Oberstar  
Obey  
Oliver  
Ortiz  
Pallone  
Pascarell  
Pastor  
Payne  
Perlmutter  
Peterson (MN)  
Pomeroy  
Price (NC)  
Rahall  
Rangel  
Reyes  
Rodriguez  
Ross  
Rothman  
Roybal-Allard  
Ruppersberger  
Rush  
Ryan (OH)  
Salazar  
Sánchez, Linda  
T.  
Sanchez, Loretta  
Sarbanes  
Schakowsky  
Schiff  
Schwartz  
Scott (GA)  
Scott (VA)  
Serrano  
Sestak  
Shea-Porter  
Sherman  
Shuler  
Sires  
Skelton  
Slaughter  
Smith (WA)  
Snyder  
Solis  
Space  
Spratt  
Stark  
Stupak  
Sutton  
Tanner  
Tauscher  
Taylor  
Thompson (CA)  
Thompson (MS)  
Tierney  
Towns  
Udall (CO)  
Udall (NM)  
Van Hollen  
Velázquez  
Visclosky  
Walz (MN)  
Wasserman  
Schultz  
Waters  
Watson  
Watt  
Waxman  
Weiner  
Welch (VT)  
Wexler  
Wilson (OH)  
Woolsey  
Wu  
Wynn  
Yarmuth

Biggert  
Bilbray  
Bilirakis  
Bishop (UT)  
Blackburn  
Blunt  
Boehner  
Bono  
Boozman  
Boustany  
Brady (TX)  
Brown (SC)  
Brown-Waite,  
Ginny  
Buchanan  
Burgess  
Burton (IN)  
Buyer  
Calvert  
Camp (MI)  
Campbell (CA)  
Cannon  
Cantor  
Capito  
Carter  
Castle  
Chabot  
Coble  
Cole (OK)  
Conaway  
Crenshaw  
Cubin  
Culberson  
Davis (KY)  
Davis, David  
Davis, Tom  
Deal (GA)  
Dent  
Diaz-Balart, L.  
Diaz-Balart, M.  
Doolittle  
Drake  
Dreier  
Duncan  
Ehlers  
Emerson  
English (PA)  
Everett  
Fallin  
Feeney  
Ferguson  
Flake  
Forbes  
Fortenberry  
Fossella  
Foxy  
Franks (AZ)  
Frelinghuysen  
Gallegly  
Garrett (NJ)  
Gerlach  
Gilchrest  
Gillmor  
Gingrey

Gohmert  
Goode  
Goodlatte  
Granger  
Graves  
Hall (TX)  
Hastert  
Hastings (WA)  
Hayes  
Heller  
Hensarling  
Herger  
Hobson  
Hoekstra  
Hulshof  
Hunter  
Inglis (SC)  
Issa  
Jindal  
Johnson (IL)  
Johnson, Sam  
Jones (NC)  
Jordan  
Keller  
King (IA)  
King (NY)  
Kingston  
Kirk  
Kline (MN)  
Knollenberg  
Kuhl (NY)  
LaHood  
Lamborn  
Latham  
LaTourette  
Lewis (CA)  
Lewis (KY)  
Linder  
LoBiondo  
Lucas  
Lungren, Daniel  
E.  
Mack  
Manzullo  
Marchant  
McCarthy (CA)  
McCaul (TX)  
McCotter  
McCrery  
McHenry  
McHugh  
McMorris  
Rodgers  
Mica  
Miller (FL)  
Miller (MI)  
Miller, Gary  
Moran (KS)  
Murphy, Tim  
Musgrave  
Myrick  
Neugebauer  
Nunes  
Paul

Pearce  
Pence  
Peterson (PA)  
Petri  
Pickering  
Pitts  
Platts  
Poe  
Porter  
Price (GA)  
Pryce (OH)  
Putnam  
Radanovich  
Ramstad  
Regula  
Rehberg  
Reichert  
Renzi  
Reynolds  
Rogers (AL)  
Rogers (KY)  
Rohrabacher  
Ros-Lehtinen  
Roskam  
Royce  
Ryan (WI)  
Sali  
Saxton  
Schmidt  
Sensenbrenner  
Sessions  
Shadegg  
Shays  
Shimkus  
Shuster  
Simpson  
Smith (NE)  
Smith (NJ)  
Smith (TX)  
Souder  
Stearns  
Sullivan  
Tancredo  
Terry  
Thornberry  
Tiahrt  
Tiberi  
Turner  
Upton  
Walberg  
Walden (OR)  
Walsh (NY)  
Wamp  
Weldon (FL)  
Weller  
Westmoreland  
Whitfield  
Wicker  
Wilson (NM)  
Wilson (SC)  
Wolf  
Young (AK)  
Young (FL)

NOT VOTING—7

Bonner  
Davis, Jo Ann  
Kanjorski

Lampson  
McKeon

Millender-  
McDonald  
Rogers (MI)

So the resolution was agreed to.  
A motion to reconsider the vote whereby said resolution was agreed to was, by unanimous consent, laid on the table.

¶47.10 H. RES. 274—UNFINISHED BUSINESS

The SPEAKER pro tempore, Mr. BECERRA, pursuant to clause 8, rule XX, announced the further unfinished business to be the question on agreeing to the resolution (H. Res. 274) providing for consideration of the bill (H.R. 1538) to amend title 10, United States Code, to improve the management of medical care, personnel actions, and quality of life issues for members of the Armed Forces who are receiving medical care in an outpatient status, and for other purposes.

The question being put,  
Will the House agree to said resolution?

Aderholt  
Akin  
Alexander

Bachmann  
Bachus  
Baker

Barrett (SC)  
Bartlett (MD)  
Barton (TX)

The vote was taken by electronic device.

It was decided in the affirmative { Yeas ..... 243  
Nays ..... 179

¶47.11

[Roll No. 204]

YEAS—243

Abercrombie	Gutierrez	Olver
Ackerman	Hall (NY)	Ortiz
Allen	Hare	Pallone
Altmire	Harman	Pascrell
Arcuri	Hastings (FL)	Pastor
Baca	Herse	Paul
Baird	Higgins	Payne
Baldwin	Hill	Perlmutter
Barrow	Hinche	Peterson (MN)
Bean	Hinojosa	Peterson (PA)
Becerra	Hirono	Platts
Berkley	Hodes	Pomeroy
Berman	Holden	Price (NC)
Berry	Holt	Rahall
Bishop (GA)	Honda	Ramstad
Bishop (NY)	Hooley	Rangel
Blumenauer	Hoyer	Reyes
Boren	Inslee	Rodriguez
Boswell	Israel	Ross
Boucher	Jackson (IL)	Rothman
Boyd (FL)	Jackson-Lee	Roybal-Allard
Boyda (KS)	(TX)	Ruppersberger
Brady (PA)	Jefferson	Rush
Braley (IA)	Johnson (GA)	Ryan (OH)
Brown, Corrine	Johnson, E. B.	Salazar
Butterfield	Jones (NC)	Sanchez, Linda
Capps	Jones (OH)	T.
Capuano	Kagen	Sanchez, Loretta
Carnahan	Kaptur	Sarbanes
Carney	Kennedy	Schakowsky
Carson	Kildee	Schiff
Castle	Kilpatrick	Schwartz
Castor	Kind	Scott (GA)
Chandler	Klein (FL)	Scott (VA)
Clarke	Kucinich	Serrano
Clay	Langevin	Sestak
Cleaver	Lantos	Shea-Porter
Clyburn	Larsen (WA)	Sherman
Coble	Larson (CT)	Shuler
Cohen	Lee	Sires
Conyers	Levin	Skelton
Cooper	Lewis (GA)	Slaughter
Costa	Lipinski	Smith (NJ)
Costello	LoBiondo	Smith (WA)
Courtney	Loeb sack	Snyder
Cramer	Lofgren, Zoe	Solis
Crowley	Lowey	Space
Cuellar	Lynch	Spratt
Cummings	Mahoney (FL)	Stark
Davis (AL)	Maloney (NY)	Stearns
Davis (CA)	Markey	Stupak
Davis (IL)	Marshall	Sutton
Davis, Lincoln	Matheson	Tanner
DeFazio	Matsui	Tauscher
DeGette	McCarthy (NY)	Taylor
Delahunt	McCollum (MN)	Terry
DeLauro	McDermott	Thompson (CA)
Dicks	McGovern	Thompson (MS)
Dingell	McHugh	Tierney
Doggett	McIntyre	Towns
Donnelly	McNerney	Udall (CO)
Doyle	McNulty	Udall (NM)
Edwards	Meehan	Van Hollen
Ellison	Meek (FL)	Velázquez
Ellsworth	Meeks (NY)	Visclosky
Emanuel	Melancon	Walden (OR)
Engel	Michaud	Walsh (NY)
English (PA)	Miller (NC)	Walz (MN)
Eshoo	Miller, George	Wasserman
Etheridge	Mitchell	Schultz
Farr	Mollohan	Waters
Fattah	Moore (WI)	Watson
Filner	Moran (VA)	Watt
Fossella	Murphy (CT)	Waxman
Frank (MA)	Murphy, Patrick	Weiner
Giffords	Murphy, Tim	Welch (VT)
Gillibrand	Murtha	Wexler
Gonzalez	Nadler	Wilson (OH)
Gordon	Napolitano	Woolsey
Green, Al	Neal (MA)	Wu
Green, Gene	Oberstar	Wynn
Grijalva	Obey	Yarmuth

NAYS—179

Aderholt	Bartlett (MD)	Boehner
Akin	Barton (TX)	Bono
Alexander	Biggart	Boozman
Bachmann	Billirakis	Boustany
Bachus	Bishop (UT)	Brady (TX)
Baker	Blackburn	Brown (SC)
Barrett (SC)	Blunt	

Brown-Waite,	Hastings (WA)	Petri
Ginny	Hayes	Pickering
Buchanan	Heller	Pitts
Burgess	Hensarling	Poe
Burton (IN)	Herger	Porter
Buyer	Hobson	Price (GA)
Calvert	Hoekstra	Pryce (OH)
Camp (MI)	Hulshof	Putnam
Campbell (CA)	Hunter	Radanovich
Cannon	Inglis (SC)	Regula
Cantor	Issa	Rehberg
Capito	Jindal	Reichert
Carter	Johnson (IL)	Renzi
Chabot	Johnson, Sam	Reynolds
Cole (OK)	Jordan	Rogers (AL)
Conaway	Keller	Rogers (KY)
Crenshaw	King (IA)	Rogers (MI)
Cubin	King (NY)	Rohrabacher
Culberson	Kingston	Ros-Lehtinen
Davis (KY)	Kirk	Roskam
Davis, David	Kline (MN)	Royce
Davis, Tom	Knollenberg	Ryan (WI)
Deal (GA)	Kuhl (NY)	Sali
Dent	LaHood	Saxton
Diaz-Balart, L.	Lamborn	Schmidt
Diaz-Balart, M.	Latham	Sensenbrenner
Doolittle	LaTourrette	Sessions
Drake	Lewis (CA)	Shadegg
Dreier	Lewis (KY)	Shays
Duncan	Linder	Shimkus
Ehlers	Lucas	Shuster
Everett	Lungren, Daniel	Simpson
Fallin	E.	Smith (NE)
Feeney	Mack	Smith (TX)
Ferguson	Manzullo	Souder
Flake	Marchant	Sullivan
Forbes	McCarthy (CA)	Tancredo
Fortenberry	McCaul (TX)	Thornberry
Foxe	McCotter	Tiahr
Franks (AZ)	McCrery	Tiberi
Frelinghuysen	McHenry	Turner
Galleghy	McMorris	Upton
Garrett (NJ)	Rodgers	Walberg
Gerlach	Mica	Wamp
Gilchrest	Miller (FL)	Weldon (FL)
Gillmor	Miller (MI)	Weller
Gingrey	Miller, Gary	Westmoreland
Gohmert	Moran (KS)	Whitfield
Goode	Musgrave	Wicker
Goodlatte	Myrick	Wilson (NM)
Granger	Neugebauer	Wilson (SC)
Graves	Nunes	Wolf
Hall (TX)	Pearce	Young (AK)
Hastert	Pence	Young (FL)

NOT VOTING—11

Andrews	Davis, Jo Ann	McKeon
Blibray	Emerson	Millender-
Bonner	Kanjorski	McDonald
Cardoza	Lampson	Moore (KS)

So the resolution was agreed to.  
A motion to reconsider the vote whereby said resolution was agreed to was, by unanimous consent, laid on the table.

¶47.12 H.R. 835—UNFINISHED BUSINESS

The SPEAKER pro tempore, Mr. BECERRA, pursuant to clause 8 of rule XX, announced the further unfinished business to be the question on the passage of the bill (H.R. 835) to reauthorize the programs of the Department of Housing and Urban Development for housing assistance for Native Hawaiians.

The question being put,  
Will the House pass said bill?  
The vote was taken by electronic device.

It was decided in the affirmative { Yeas ..... 272  
Nays ..... 150  
Answered present 1

¶47.13

[Roll No. 205]

YEAS—272

Abercrombie	Arcuri	Bean
Ackerman	Baca	Becerra
Allen	Baird	Berkley
Altmire	Baldwin	Berman
Andrews	Barrow	Berry

Bishop (GA)	Hinojosa	Perlmutter
Bishop (NY)	Hirono	Peterson (MN)
Blumenauer	Hobson	Peterson (PA)
Bono	Hodes	Pickering
Boren	Holden	Pomeroy
Boswell	Holt	Porter
Boucher	Honda	Price (NC)
Boyd (FL)	Hooley	Pryce (OH)
Boyda (KS)	Hoyer	Rahall
Brady (PA)	Hunter	Rangel
Braley (IA)	Inslee	Reichert
Brown, Corrine	Israel	Renzi
Butterfield	Jackson (IL)	Reyes
Calvert	Jackson-Lee	Reynolds
Cannon	(TX)	Rodriguez
Capito	Jefferson	Ross
Capps	Johnson (GA)	Rothman
Capuano	Johnson (IL)	Roybal-Allard
Cardoza	Johnson, E. B.	Ruppersberger
Carnahan	Jones (NC)	Rush
Carney	Jones (OH)	Ryan (OH)
Carson	Kagen	Salazar
Castor	Kaptur	Sanchez, Linda
Chandler	Kennedy	T.
Clarke	Kildee	Sanchez, Loretta
Clay	Kilpatrick	Sarbanes
Cleaver	Kind	Saxton
Clyburn	King (NY)	Schakowsky
Cohen	Kingston	Schiff
Cole (OK)	Knollenberg	Schwartz
Conyers	Kucinich	Scott (GA)
Cooper	LaHood	Scott (VA)
Costa	Langevin	Serrano
Costello	Lantos	Sestak
Courtney	Larsen (WA)	Shadegg
Cramer	Larson (CT)	Shays
Crowley	LaTourette	Shea-Porter
Cuellar	Lee	Sherman
Cummings	Levin	Shimkus
Davis (AL)	Lewis (GA)	Shuler
Davis (CA)	Lipinski	Simpson
Davis (IL)	LoBiondo	Sires
Davis (KY)	Loeb sack	Skelton
Davis, Lincoln	Lofgren, Zoe	Slaughter
Davis, Tom	Lowey	Smith (NJ)
DeFazio	Lucas	Smith (WA)
DeGette	Lynch	Snyder
DeLauro	Mahoney (FL)	Solis
Dicks	Maloney (NY)	Space
Dingell	Markey	Spratt
Doggett	Marshall	Stark
Donnelly	Matheson	Stupak
Doyle	Matsui	Sullivan
Edwards	McCarthy (NY)	Sutton
Ellison	McCollum (MN)	Tancredo
Ellsworth	McDermott	Tanner
Emerson	McGovern	Tauscher
Engel	McIntyre	Taylor
Eshoo	McNerney	Thompson (CA)
Etheridge	McNulty	Thompson (MS)
Farr	Meehan	Tierney
Fattah	Meek (FL)	Towns
Filner	Meeks (NY)	Udall (CO)
Fossella	Melancon	Udall (NM)
Frank (MA)	Michaud	Van Hollen
Giffords	Miller (NC)	Velázquez
Gillibrand	Giffords	Visclosky
Gonzalez	Mollohan	Walz (MN)
Gordon	Moore (KS)	Wasserman
Green, Al	Moore (WI)	Schultz
Green, Gene	Moran (VA)	Waters
Grijalva	Murphy (CT)	Watson
	Murphy, Patrick	Watt
	Murtha	Waxman
	Nadler	Weiner
	Napolitano	Welch (VT)
	Neal (MA)	Weller
	Oberstar	Wexler
	Obey	Wilson (NM)
	Olver	Wilson (OH)
	Ortiz	Woolsey
	Pallone	Wu
	Pascrell	Wynn
	Pastor	Yarmuth
	Payne	Young (AK)
	Pearce	Young (FL)

NAYS—150

Aderholt	Bishop (UT)	Burgess
Akin	Blackburn	Burton (IN)
Alexander	Blunt	Buyer
Bachmann	Boehner	Camp (MI)
Baker	Boozman	Campbell (CA)
Barrett (SC)	Boustany	Cantor
Bartlett (MD)	Brady (TX)	Carter
Barton (TX)	Brown (SC)	Castle
Biggart	Brown-Waite,	Chabot
Bilbray	Ginny	Coble
Bilirakis	Buchanan	Conaway

Crenshaw	Jindal	Platts
Cubin	Johnson, Sam	Poe
Culberson	Jordan	Price (GA)
Davis, David	Keller	Putnam
Deil (GA)	King (IA)	Radanovich
Dent	Kirk	Ramstad
Diaz-Balart, L.	Kline (MN)	Regula
Diaz-Balart, M.	Kuhl (NY)	Rehberg
Doolittle	Lamborn	Rogers (AL)
Drake	Latham	Rogers (KY)
Duncan	Lewis (CA)	Rogers (MD)
Ehlers	Lewis (KY)	Rohrabacher
English (PA)	Linder	Ros-Lehtinen
Everett	Lungren, Daniel	Roskam
Feeney	E.	Royce
Ferguson	Mack	Ryan (WI)
Flake	Manzullo	Sali
Forbes	Marchant	Schmidt
Fossella	McCarthy (CA)	Sensenbrenner
Fox	McCaul (TX)	Sessions
Franks (AZ)	McCotter	Shuster
Frelinghuysen	McCrery	Smith (NE)
Gallegly	McHenry	Smith (TX)
Garrett (NJ)	McHugh	Souder
Gerlach	McMorris	Stearns
Gohmert	Rodgers	Terry
Goode	Mica	Tiahrt
Goodlatte	Miller (FL)	Tiberi
Granger	Miller (MI)	Turner
Graves	Miller, Gary	Upton
Hall (TX)	Moran (KS)	Walberg
Hastings (WA)	Murphy, Tim	Walden (OR)
Hayes	Musgrave	Walsh (NY)
Heller	Myrick	Wamp
Hensarling	Neugebauer	Weldon (FL)
Herger	Nunes	Westmoreland
Hoekstra	Paul	Whitfield
Hulshof	Pence	Wicker
Inglis (SC)	Petri	Wilson (SC)
Issa	Pitts	Wolf

ANSWERED "PRESENT"—1

Bachus

NOT VOTING—10

Bonner	Kanjorski	Millender-
Davis, Jo Ann	Klein (FL)	McDonald
Emanuel	Lampson	Thornberry
Fallin	McKeon	

So the bill was passed.

A motion to reconsider the vote whereby said bill was passed was, by unanimous consent, laid on the table.

*Ordered*, That the Clerk request the concurrence of the Senate in said bill.

¶47.14 WOUNDED WARRIOR ASSISTANCE

The SPEAKER pro tempore, Mr. CAPUANO, pursuant to House Resolution 274 and rule XVIII, declared the House resolved into the Committee of the Whole House on the state of the Union for the consideration of the bill (H.R. 1538) to amend title 10, United States Code, to improve the management of medical care, personnel actions, and quality of life issues for members of the Armed Forces who are receiving medical care in an outpatient status, and for other purposes.

The SPEAKER pro tempore, Mr. CAPUANO, by unanimous consent, designated Mr. BECERRA as Chairman of the Committee of the Whole; and after some time spent therein,

The SPEAKER pro tempore, Ms. HOOLEY, assumed the Chair.

When Mr. ROSS, Acting Chairman, reported that the Committee, having had under consideration said bill, had come to no resolution thereon.

¶47.15 ORDER OF BUSINESS—

CONSIDERATION OF H.R. 1538

On motion of Mr. SKELTON, by unanimous consent,

*Ordered*, That during further consideration of H.R. 1538 in the Committee of the Whole House on the state of the

Union, pursuant to House Resolution 274, any of the amendments printed in House Report 110-78 may be considered at any time.

¶47.16 WOUNDED WARRIOR ASSISTANCE

The SPEAKER pro tempore, Ms. HOOLEY, pursuant to House Resolution 274 and rule XVIII, declared the House resolved into the Committee of the Whole House on the state of the Union for the further consideration of the bill (H.R. 1538) to amend title 10, United States Code, to improve the management of medical care, personnel actions, and quality of life issues for members of the Armed Forces who are receiving medical care in an outpatient status, and for other purposes.

Mr. ROSS, Acting Chairman, assumed the chair; and after some time spent therein,

After some further time,

¶47.17 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment numbered 7, printed in House Report 110-78, submitted by Mr. SESTAK:

At the end of title I, add the following new section (and conform the table of contents accordingly):

SEC. 113. PLANS AND RESEARCH FOR REDUCING POST TRAUMATIC STRESS DISORDER.

(a) PLANS FOR REDUCING POST TRAUMATIC STRESS DISORDER.—

(1) PLAN FOR PREVENTION.—

(A) IN GENERAL.—The Secretary of Defense shall develop a plan to incorporate evidence-based preventive and early-intervention measures, practices, or procedures that reduce the likelihood that personnel in combat will develop post-traumatic stress disorder or other stress-related psychopathologies (including substance use conditions) into—

- (i) basic and pre-deployment training for enlisted members of the Armed Forces, non-commissioned officers, and officers;
- (ii) combat theater operations; and
- (iii) post-deployment service.

(B) UPDATES.—The Secretary of Defense shall update the plan under subparagraph (A) periodically to incorporate, as the Secretary considers appropriate, the results of relevant research, including research conducted pursuant to subsection (b).

(2) RESEARCH.—Subject to subsection (b), the Secretary of Defense shall develop a plan, in consultation with the Department of Veterans Affairs, the National Institutes of Health, and the National Academy of Sciences, to conduct such research as is necessary to develop the plan described in paragraph (1).

(b) EVIDENCE-BASED RESEARCH AND TRAINING.—

(1) WORKING GROUP.—The Secretary of Defense shall conduct a study, in coordination with the Department of Veterans Affairs, the National Institutes of Health, and the National Academy of Sciences' Institute of Medicine, to determine the feasibility of establishing a working group tasked with researching and developing evidence-based measures, practices, or procedures that reduce the likelihood that personnel in combat will develop post-traumatic stress disorder or other stress-related psychological pathologies (including substance use conditions). The working group shall include personnel with experience in a combat theater, and behavioral health personnel who have

experience providing treatment to individuals with experience in a combat theater.

(2) PEER-REVIEWED RESEARCH PROGRAM.—Not later than 180 days after the date of the enactment of this Act, the Secretary of Defense shall submit to Congress a plan for a peer-reviewed research program within the Defense Health Program's research and development function to research and develop evidence-based preventive and early intervention measures, practices, or procedures that reduce the likelihood that personnel in combat will develop post-traumatic stress disorder or other stress-related psychopathologies (including substance use conditions).

(c) REPORT.—The Secretary of Defense shall submit to Congress annually a report on the plans and studies required under this section.

It was decided in the { Yeas ..... 434  
affirmative ..... } Nays ..... 0

¶47.18 [Roll No. 206]

AYES—434

Abercrombie	Castor	Fossella
Ackerman	Chabot	Fox
Aderholt	Chandler	Frank (MA)
Akin	Christensen	Franks (AZ)
Alexander	Clarke	Frelinghuysen
Allen	Clay	Gallegly
Altmire	Cleaver	Garrett (NJ)
Andrews	Clyburn	Gerlach
Arcuri	Coble	Giffords
Baca	Cohen	Gilchrest
Bachmann	Cole (OK)	Gillibrand
Bachus	Conaway	Gillmor
Baird	Conyers	Gingrey
Baker	Cooper	Gohmert
Baldwin	Costa	Gonzalez
Barrett (SC)	Costello	Goode
Barrow	Courtney	Goodlatte
Bartlett (MD)	Cramer	Gordon
Barton (TX)	Crenshaw	Granger
Bean	Crowley	Graves
Becerra	Cubin	Green, Al
Berkley	Cuellar	Green, Gene
Berman	Culberson	Grijalva
Berry	Cummings	Gutierrez
Biggart	Davis (AL)	Hall (NY)
Bilbray	Davis (CA)	Hall (TX)
Bilirakis	Davis (IL)	Hare
Bishop (GA)	Davis (KY)	Harman
Bishop (NY)	Davis, David	Hastert
Bishop (UT)	Davis, Lincoln	Hastings (FL)
Blackburn	Davis, Tom	Hastings (WA)
Blumenauer	Deal (GA)	Hayes
Blunt	DeFazio	Heller
Boehner	DeGette	Hensarling
Bonner	Delahunt	Herger
Bono	DeLauro	Hersth
Boozman	Dent	Higgins
Bordallo	Diaz-Balart, L.	Hill
Boren	Diaz-Balart, M.	Hinche
Boswell	Dicks	Hinojosa
Boucher	Dingell	Hirono
Boustany	Doggett	Hobson
Boyd (FL)	Donnelly	Hodes
Boyd (KS)	Doolittle	Hoekstra
Brady (PA)	Doyle	Holden
Brady (TX)	Drake	Holt
Braley (IA)	Dreier	Honda
Brown (SC)	Duncan	Hooley
Brown, Corrine	Edwards	Hoyer
Brown-Waite,	Ehlers	Hulshof
Ginny	Ellison	Hunter
Buchanan	Ellsworth	Inglis (SC)
Burgess	Emanuel	Inslee
Burton (IN)	Emerson	Israel
Butterfield	Engel	Issa
Buyer	English (PA)	Jackson (IL)
Calvert	Eshoo	Jackson-Lee
Camp (MI)	Etheridge	(TX)
Campbell (CA)	Everett	Jefferson
Cannon	Faleomavaega	Jindal
Cantor	Fallin	Johnson (GA)
Capito	Farr	Johnson (IL)
Capps	Fattah	Johnson, E. B.
Capuano	Feeney	Johnson, Sam
Cardoza	Ferguson	Jones (NC)
Carnahan	Filner	Jones (OH)
Carney	Flake	Jordan
Carson	Forbes	Kagen
Carter	Fortenberry	Kaptur
Castle	Fortuño	Keller



Kennedy	Moran (VA)	Serrano
Kildee	Murphy (CT)	Sessions
Kilpatrick	Murphy, Patrick	Sestak
Kind	Murphy, Tim	Shadegg
King (IA)	Murtha	Shays
King (NY)	Musgrave	Shea-Porter
Kingston	Myrick	Sherman
Kirk	Nadler	Shimkus
Klein (FL)	Napolitano	Shuler
Kline (MN)	Neal (MA)	Shuster
Knollenberg	Neugebauer	Simpson
Kucinich	Norton	Sires
Kuhl (NY)	Nunes	Skelton
LaHood	Oberstar	Slaughter
Lamborn	Obey	Smith (NE)
Langevin	Olver	Smith (NJ)
Lantos	Ortiz	Smith (TX)
Larsen (WA)	Pallone	Smith (WA)
Larson (CT)	Pascrell	Snyder
Latham	Pastor	Solis
LaTourette	Paul	Souder
Lee	Payne	Space
Levin	Pearce	Spratt
Lewis (CA)	Pence	Stark
Lewis (GA)	Perlmutter	Stearns
Lewis (KY)	Peterson (MN)	Stupak
Linder	Peterson (PA)	Sullivan
Lipinski	Petri	Sutton
LoBiondo	Pickering	Tancredo
Loebsack	Pitts	Tanner
Lofgren, Zoe	Platts	Tauscher
Lowey	Poe	Taylor
Lucas	Pomeroy	Terry
Lungren, Daniel E.	Porter	Thompson (CA)
Lynch	Price (GA)	Thompson (MS)
Mack	Price (NC)	Thornberry
Mahoney (FL)	Pryce (OH)	Tiberti
Mahoney (NY)	Putnam	Tierney
Manzullo	Radanovich	Towns
Marchant	Rahall	Turner
Markey	Ramstad	Udall (CO)
Marshall	Rangel	Udall (NM)
Matheson	Regula	Upton
Matsui	Rehberg	Van Hollen
McCarthy (CA)	Reichert	Velázquez
McCarthy (NY)	Renzi	Visclosky
McCaul (TX)	Reyes	Walberg
McCollum (MN)	Reynolds	Walden (OR)
McCotter	Rodriguez	Walsh (NY)
McCrery	Rogers (AL)	Walz (MN)
McDermott	Rogers (KY)	Wamp
McGovern	Rogers (MI)	Wasserman
McHenry	Rohrabacher	Schultz
McHugh	Ros-Lehtinen	Waters
McIntyre	Roskam	Watson
McKeon	Ross	Watt
McMorris	Rothman	Waxman
Rodgers	Roybal-Allard	Weiner
McNerney	Royce	Welch (VT)
McNulty	Ruppersberger	Welch (NY)
Meehan	Rush	Weldon (FL)
Meek (FL)	Ryan (OH)	Weller
Meeks (NY)	Ryan (WI)	Westmoreland
Melancon	Salazar	Wexler
Mica	Sali	Whitfield
Michaud	Sánchez, Linda T.	Wicker
Miller (FL)	Sanchez, Loretta	Wilson (NM)
Miller (MI)	Sarbanes	Wilson (OH)
Miller (NC)	Saxton	Wilson (SC)
Miller, Gary	Schakowsky	Wolf
Miller, George	Schiff	Woolsey
Mitchell	Schmidt	Wu
Mollohan	Schwartz	Wynn
Moore (KS)	Scott (GA)	Yarmuth
Moore (WI)	Scott (VA)	Young (AK)
Moran (KS)	Sensenbrenner	Young (FL)

NOT VOTING—4

Davis, Jo Ann	Lampson	McDonald
Kanjorski	Millender-	

So the amendment was agreed to.

The SPEAKER pro tempore, Mr. WEINER, assumed the Chair.

When Mr. ALTMIRE, Acting Chairman, pursuant to House Resolution 274, reported the bill back to the House with an amendment adopted by the Committee.

The previous question having been ordered by said resolution.

Mr. PRICE of Georgia, demanded a separate vote on amendment numbered 5, the SESTAK amendment.

The question being put, viva voce,

Will the House agree to the following amendment (the Sestak amendment numbered 7) on which a separate vote had been demanded?

At the end of title I, add the following new section (and conform the table of contents accordingly):

**SEC. 113. PLANS AND RESEARCH FOR REDUCING POST TRAUMATIC STRESS DISORDER.**

(a) PLANS FOR REDUCING POST TRAUMATIC STRESS DISORDER.—

(1) PLAN FOR PREVENTION.—  
(A) IN GENERAL.—The Secretary of Defense shall develop a plan to incorporate evidence-based preventive and early-intervention measures, practices, or procedures that reduce the likelihood that personnel in combat will develop post-traumatic stress disorder or other stress-related psychopathologies (including substance use conditions) into—

- (i) basic and pre-deployment training for enlisted members of the Armed Forces, non-commissioned officers, and officers;
- (ii) combat theater operations; and
- (iii) post-deployment service.

(B) UPDATES.—The Secretary of Defense shall update the plan under subparagraph (A) periodically to incorporate, as the Secretary considers appropriate, the results of relevant research, including research conducted pursuant to subsection (b).

(2) RESEARCH.—Subject to subsection (b), the Secretary of Defense shall develop a plan, in consultation with the Department of Veterans Affairs, the National Institutes of Health, and the National Academy of Sciences, to conduct such research as is necessary to develop the plan described in paragraph (1).

(b) EVIDENCE-BASED RESEARCH AND TRAINING.—

(1) WORKING GROUP.—The Secretary of Defense shall conduct a study, in coordination with the Department of Veterans Affairs, the National Institutes of Health, and the National Academy of Sciences' Institute of Medicine, to determine the feasibility of establishing a working group tasked with researching and developing evidence-based measures, practices, or procedures that reduce the likelihood that personnel in combat will develop post-traumatic stress disorder or other stress-related psychological pathologies (including substance use conditions). The working group shall include personnel with experience in a combat theater, and behavioral health personnel who have experience providing treatment to individuals with experience in a combat theater.

(2) PEER-REVIEWED RESEARCH PROGRAM.—Not later than 180 days after the date of the enactment of this Act, the Secretary of Defense shall submit to Congress a plan for a peer-reviewed research program within the Defense Health Program's research and development function to research and develop evidence-based preventive and early intervention measures, practices, or procedures that reduce the likelihood that personnel in combat will develop post-traumatic stress disorder or other stress-related psychopathologies (including substance use conditions).

(c) REPORT.—The Secretary of Defense shall submit to Congress annually a report on the plans and studies required under this section.

The SPEAKER pro tempore, Mr. WEINER, announced that the yeas had it.

Mr. PRICE of Georgia, demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The vote was taken by electronic device.

It was decided in the affirmative { Yeas ..... 426  
Nays ..... 0

¶47.19

[Roll No. 207]

YEAS—426

Abercrombie	Davis (AL)	Hoyer
Ackerman	Davis (CA)	Hulshof
Aderholt	Davis (IL)	Hunter
Akin	Davis (KY)	Inglis (SC)
Alexander	Davis, David	Inslee
Allen	Davis, Lincoln	Israel
Altmire	Davis, Tom	Jackson (IL)
Andrews	Deal (GA)	Jackson-Lee (TX)
Arcuri	DeFazio	Jefferson
Baca	DeGette	Jindal
Bachmann	Delahunt	Johnson (GA)
Bachus	DeLauro	Johnson (IL)
Baird	Dent	Johnson, E. B.
Baker	Diaz-Balart, L.	Johnson, Sam
Baldwin	Diaz-Balart, M.	Jones (NC)
Barrett (SC)	Dicks	Jones (OH)
Barrow	Dingell	Jordan
Barton (TX)	Doggett	Kagen
Bean	Donnelly	Kaptur
Becerra	Doolittle	Keller
Berkley	Doyle	Kennedy
Berman	Drake	Kildee
Berry	Dreier	Kilpatrick
Biggert	Duncan	Kind
Bilbray	Edwards	King (IA)
Bilirakis	Ehlers	King (NY)
Bishop (GA)	Ellison	Kingston
Bishop (NY)	Ellsworth	Kirk
Bishop (UT)	Emanuel	Klein (FL)
Blackburn	Emerson	Kline (MN)
Blumenauer	Engel	Knollenberg
Blunt	English (PA)	Kucinich
Boehner	Eshoo	Kuhl (NY)
Bonner	Etheridge	LaHood
Bono	Everett	Lamborn
Boozman	Fallin	Langevin
Boren	Farr	Lantos
Boswell	Fattah	Larsen (WA)
Boucher	Feeney	Larson (CT)
Boustany	Ferguson	Latham
Boyd (FL)	Filner	LaTourette
Boyd (KS)	Flake	Lee
Brady (PA)	Forbes	Levin
Brady (TX)	Fortenberry	Lewis (CA)
Bralley (IA)	Fossella	Lewis (GA)
Brown (SC)	Fox	Lewis (KY)
Brown, Corrine	Frank (MA)	Linder
Brown-Waite,	Franks (AZ)	Lipinski
Ginny	Frelinghuysen	LoBiondo
Buchanan	Galleghy	Loebsack
Burgess	Garrett (NJ)	Lofgren, Zoe
Burton (IN)	Gerlach	Lowey
Butterfield	Giffords	Lucas
Buyer	Gilchrest	Lungren, Daniel E.
Calvert	Gillibrand	Lynch
Camp (MI)	Gillmor	Mack
Campbell (CA)	Gingrey	Mahoney (FL)
Cannon	Gohmert	Maloney (NY)
Cantor	Gonzalez	Manzullo
Capito	Goode	Marchant
Capps	Goodlatte	Markey
Capuano	Gordon	Marshall
Cardoza	Granger	Matheson
Carnahan	Graves	Matsui
Carney	Green, Al	McCarthy (CA)
Carson	Green, Gene	McCarthy (NY)
Carter	Grijalva	McCaul (TX)
Castle	Gutierrez	McCollum (MN)
Castor	Hall (NY)	McCotter
Chabot	Hall (TX)	McCrery
Chandler	Hare	McDermott
Clarke	Harman	McGovern
Clay	Hastert	McHenry
Cleaver	Hastings (FL)	McHugh
Clyburn	Hastings (WA)	McIntyre
Coble	Heller	McKeon
Cohen	Hensarling	McMorris
Cole (OK)	Herger	Rodgers
Conaway	Herseth	McNerney
Conyers	Higgins	McNulty
Cooper	Hill	Meehan
Costa	Hinche	Meek (FL)
Costello	Hinojosa	Meeks (NY)
Courtney	Hirono	Melancon
Cramer	Hobson	Mica
Crenshaw	Hodes	Michaud
Crowley	Hoekstra	Miller (FL)
Cubin	Holden	Miller (MI)
Cuellar	Holt	Miller (NC)
Culberson	Honda	
Cummings	Hooley	

Miller, Gary	Reynolds	Stark
Miller, George	Rodriguez	Stearns
Mitchell	Rogers (AL)	Stupak
Mollohan	Rogers (KY)	Sullivan
Moore (KS)	Rogers (MI)	Sutton
Moore (WI)	Rohrabacher	Tancredo
Moran (KS)	Ros-Lehtinen	Tanner
Moran (VA)	Roskam	Tauscher
Murphy (CT)	Ross	Taylor
Murphy, Patrick	Rothman	Terry
Murphy, Tim	Roybal-Allard	Thompson (CA)
Murtha	Royce	Thompson (MS)
Musgrave	Ruppersberger	Thornberry
Myrick	Rush	Tiahrt
Nadler	Ryan (OH)	Tiberti
Napolitano	Ryan (WI)	Tierney
Neal (MA)	Salazar	Towns
Neugebauer	Sali	Turner
Nunes	Sánchez, Linda	Udall (CO)
Oberstar	T.	Udall (NM)
Obey	Sanchez, Loretta	Upton
Oliver	Sarbanes	Van Hollen
Ortiz	Saxton	Velázquez
Pallone	Schakowsky	Viscosky
Pascarell	Schiff	Walberg
Pastor	Schmidt	Walden (OR)
Paul	Schwartz	Walsh (NY)
Payne	Scott (GA)	Walz (MN)
Pearce	Scott (VA)	Wamp
Pence	Sensenbrenner	Wasserman
Perlmutter	Serrano	Schultz
Peterson (MN)	Sessions	Waters
Peterson (PA)	Sestak	Watson
Petri	Shadegg	Watt
Pickering	Shays	Waxman
Pitts	Shea-Porter	Weiner
Platts	Sherman	Welch (VT)
Poe	Shimkus	Weldon (FL)
Pomeroy	Shuler	Weller
Porter	Shuster	Westmoreland
Price (GA)	Simpson	Wexler
Price (NC)	Sires	Whitfield
Pryce (OH)	Skelton	Wicker
Putnam	Slaughter	Wilson (NM)
Radanovich	Smith (NE)	Wilson (OH)
Rahall	Smith (NJ)	Wilson (SC)
Ramstad	Smith (TX)	Wolf
Rangel	Smith (WA)	Woolsey
Regula	Snyder	Wu
Rehberg	Solis	Wynn
Reichert	Souder	Yarmuth
Renzi	Space	Young (AK)
Reyes	Spratt	Young (FL)

## NOT VOTING—7

Bartlett (MD)	Issa	Millender-
Davis, Jo Ann	Kanjorski	McDonald
Hayes	Lampson	

So the amendment was agreed to.

The following committee amendment, as amended, reported from the Committee of the Whole House on the state of the Union, was then agreed to:

Strike out all after the enacting clause and insert:

**SECTION 1. SHORT TITLE; TABLE OF CONTENTS.**

(a) **SHORT TITLE.**—This Act may be cited as the “Wounded Warrior Assistance Act of 2007”.

(b) **TABLE OF CONTENTS.**—The table of contents of this Act is as follows:

Sec. 1. Short title; table of contents.  
Sec. 2. Definitions.

**TITLE I—WOUNDED WARRIOR ASSISTANCE**

Sec. 101. Improvements to medical and dental care for members of the Armed Forces assigned to hospitals in an outpatient status.  
Sec. 102. Establishment of a Department of Defense-wide Ombudsman Office.  
Sec. 103. Establishment of toll-free hot line for reporting deficiencies in medical-related support facilities and expedited response to reports of deficiencies.  
Sec. 104. Notification to Congress of hospitalization of combat wounded service members.  
Sec. 105. Independent medical advocate for members before medical evaluation boards.

Sec. 106. Training and workload for physical evaluation board liaison officers.

Sec. 107. Standardized training program and curriculum for Department of Defense disability evaluation system.

Sec. 108. Improved training for health care professionals, medical care case managers, and service member advocates on particular conditions of recovering service members.

Sec. 109. Pilot program to establish an Army Wounded Warrior Battalion at an appropriate active duty base.

Sec. 110. Criteria for removal of member from temporary disability retired list.

Sec. 111. Improved transition of members of the Armed Forces to Department of Veterans Affairs upon retirement or separation.

Sec. 112. Establishment of Medical Support Fund for support of members of the Armed Forces returning to military service or civilian life.

Sec. 113. Oversight Board for Wounded Warriors.

Sec. 114. Option for members of reserve components to use military medical treatment facilities closest to home for certain injuries.

Sec. 115. Plans and research for reducing post traumatic stress disorder.

**TITLE II—STUDIES AND REPORTS**

Sec. 201. Annual report on military medical facilities.

Sec. 202. Access of recovering service members to adequate outpatient residential facilities.

Sec. 203. Evaluation and report on Department of Defense and Department of Veterans Affairs disability evaluation systems.

Sec. 204. Study and report on support services for families of recovering service members.

Sec. 205. Report on traumatic brain injury classifications.

Sec. 206. Evaluation of the Polytrauma Liaison Officer/Non-Commissioned Officer Program.

Sec. 207. Study and report on waiting periods for appointments at Department of Veterans Affairs medical facilities.

Sec. 208. Study and report on standard soldier patient tracking system.

**TITLE III—GENERAL PROVISIONS**

Sec. 301. Moratorium on conversion to contractor performance of Department of Defense functions at military medical facilities.

Sec. 302. Prohibition on transfer of resources from medical care.

Sec. 303. Increase in physicians at hospitals of the Department of Veterans Affairs.

Sec. 304. Veterans beneficiary travel program.

**SEC. 2. DEFINITIONS.**

In this Act:

(1) **CONGRESSIONAL DEFENSE COMMITTEES.**—The term “congressional defense committees” has the meaning given that term in section 101(a)(16) of title 10, United States Code.

(2) **DISABILITY EVALUATION SYSTEM.**—The term “disability evaluation system” means the Department of Defense system or process for evaluating the nature of and extent of disabilities affecting members of the armed forces (other than the Coast Guard) and comprised of medical evaluation boards, physical evaluation boards, counseling of members,

and final disposition by appropriate personnel authorities, as operated by the Secretaries of the military departments, and, in the case of the Coast Guard, a similar system or process operated by the Secretary of Homeland Security.

(3) **FAMILY MEMBER.**—The term “family member”, with respect to a recovering service member, has the meaning given that term in section 411h(b) of title 37, United States Code.

(4) **RECOVERING SERVICE MEMBER.**—The term “recovering service member” means a member of the Armed Forces, including a member of the National Guard or a Reserve, who is undergoing medical treatment, recuperation, or therapy, or is otherwise in medical hold or holdover status, for an injury, illness, or disease incurred or aggravated while on active duty in the Armed Forces.

(5) **MEDICAL CARE.**—The term “medical care” includes mental health care.

**TITLE I—WOUNDED WARRIOR ASSISTANCE****SEC. 101. IMPROVEMENTS TO MEDICAL AND DENTAL CARE FOR MEMBERS OF THE ARMED FORCES ASSIGNED TO HOSPITALS IN AN OUTPATIENT STATUS.**

(a) **MEDICAL AND DENTAL CARE OF MEMBERS ASSIGNED TO HOSPITALS IN AN OUTPATIENT STATUS.**—

(1) **IN GENERAL.**—Chapter 55 of title 10, United States Code, is amended by inserting after section 1074k the following new section:

“**§ 1074l. Management of medical and dental care: members assigned to receive care in an outpatient status**

“(a) **MEDICAL CARE CASE MANAGERS.**—(1) A member in an outpatient status at a military medical treatment facility shall be assigned a medical care case manager.

“(2)(A) The duties of the medical care case manager shall include the following with respect to the member (or the member’s immediate family if the member is incapable of making judgments about personal medical care):

“(i) To assist in understanding the member’s medical status.

“(ii) To assist in receiving prescribed medical care.

“(iii) To conduct a review, at least once a week, of the member’s medical status.

“(B) The weekly medical status review described in subparagraph (A)(iii) shall be conducted in person with the member. If such a review is not practicable, the medical care case manager shall provide a written statement to the case manager’s supervisor indicating why an in-person medical status review was not possible.

“(3)(A) Except as provided in subparagraph (B), each medical care case manager shall be assigned to manage not more than 17 members in an outpatient status.

“(B) The Secretary concerned may waive for up to 120 days the requirement of subparagraph (A) if required due to unforeseen circumstances.

“(4)(A) The medical care case manager office at each facility shall be headed by a commissioned officer of appropriate rank and appropriate military occupation specialty, designator, or specialty code.

“(B) For purposes of subparagraph (A), an appropriate military occupation specialty, designator, or specialty code includes membership in the Army Medical Corps, Army Medical Service Corps, Army Nurse Corps, Navy Medical Corps, Navy Medical Service Corps, Navy Nurse Corps, Air Force Medical Service, or other corps comprised of health care professionals at the discretion of the Secretary of Defense.

“(5) The Secretary of Defense shall establish a standard training program and curriculum for medical care case managers. Successful completion of the training program is required before a person may assume the duties of a medical care case manager.

“(6) The Secretary concerned shall ensure that medical care case managers have the resources necessary to ensure that they expeditiously carry out the responsibilities and duties of their position.

“(b) SERVICE MEMBER ADVOCATE.—(1) A member in an outpatient status shall be assigned a service member advocate.

“(2) The duties of the service member advocate shall include—

“(A) communicating with the member and with the member’s family or other individuals designated by the member;

“(B) assisting with oversight of the member’s welfare and quality of life; and

“(C) assisting the member in resolving problems involving financial, administrative, personnel, transitional, and other matters.

“(3)(A) Except as provided in subparagraph (B), each service member advocate shall be assigned to not more than 30 members in an outpatient status.

“(B) The Secretary concerned may waive for up to 120 days the requirement of subparagraph (A) if required due to unforeseen circumstances.

“(4) The service member advocate office at each facility shall be headed by a commissioned officer of appropriate rank and appropriate military occupation specialty, designator, or specialty code in order to handle service-specific personnel and financial issues.

“(5) The Secretary of Defense shall establish a standard training program and curriculum for service member advocates. Successful completion of the training program is required before a person may assume the duties of a service member advocate.

“(6) A service member advocate shall continue to perform the duties described in paragraph (2) with respect to a member until the member is returned to duty or separated or retired from the armed forces.

“(7) The Secretary concerned shall ensure that service member advocates have the resources necessary to ensure that they expeditiously carry out the responsibilities and duties of their position.

“(c) OUTREACH.—The Secretary of Defense shall make available to each member in an outpatient status at a military medical treatment facility, and to the family members of all such members, information on the availability of services provided by the medical care case managers and service member advocates, including information on how to contact such managers and advocates and how to use their services.

“(d) SEMIANNUAL SURVEYS BY SECRETARIES CONCERNED.—The Secretary concerned shall conduct a semiannual survey of members in an outpatient status at installations under the Secretary’s supervision. The survey shall include, at a minimum, the members’ assessment of the quality of medical care at the facility, the timeliness of medical care at the facility, the adequacy of living facilities and other quality of life programs, the adequacy of case management support, and the fairness and timeliness of the physical disability evaluation system. The survey shall be conducted in coordination with installation medical commanders and authorities, and shall be coordinated with such commanders and authorities before submission to the Secretary.

“(e) DEFINITIONS.—In this section:

“(1) The term ‘member in an outpatient status’ means a member of the armed forces assigned to a military medical treatment facility as an outpatient or to a unit established for the purpose of providing command and control of members receiving medical care as outpatients.

“(2) The term ‘disability evaluation system’ means the Department of Defense system or process for evaluating the nature of

and extent of disabilities affecting members of the armed forces (other than the Coast Guard) and comprised of medical evaluation boards, physical evaluation boards, counseling of members, and final disposition by appropriate personnel authorities, as operated by the Secretaries of the military departments, and, in the case of the Coast Guard, a similar system or process operated by the Secretary of Homeland Security.”

(2) CLERICAL AMENDMENT.—The table of sections at the beginning of such chapter is amended by adding at the end the following new item:

“1074l. Management of medical and dental care: members assigned to receive care in an outpatient status.”

(b) EFFECTIVE DATE.—Section 1074l of title 10, United States Code, as added by subsection (a), shall take effect 180 days after the date of the enactment of this Act.

**SEC. 102. ESTABLISHMENT OF A DEPARTMENT OF DEFENSE-WIDE OMBUDSMAN OFFICE.**

(a) ESTABLISHMENT.—The Secretary of Defense shall establish a Department of Defense-wide Ombudsman Office (in this section referred to as the “Ombudsman Office”) within the Office of the Secretary of Defense.

(b) FUNCTIONS.—

(1) IN GENERAL.—The functions of the Ombudsman Office are to provide policy guidance to, and oversight of, the ombudsman offices in the military departments.

(2) POLICY GUIDANCE.—The Ombudsman Office shall develop policy guidance with respect to the following:

(A) Providing assistance to and answering questions from recovering service members and their families regarding—

(i) administrative processes, financial matters, and non-military related services available to the members and their families throughout the member’s evaluation, treatment, and recovery;

(ii) transfer to the care of the Veterans Administration; and

(iii) support services available upon the member’s return home.

(B) Accountability standards, including—

(i) creating and maintaining case files for individual specific questions received, and initiating inquiries and tracking responses for all such questions;

(ii) setting standards for timeliness of responses; and

(iii) setting standards for accountability to recovering service members and their families, including requirements for daily updates to the members and their families about steps being taken to alleviate problems and concerns until problems are addressed.

(c) STATUS REPORTS.—The ombudsman office in each military department shall submit status reports of actions taken to address individual concerns to the Ombudsman Office, at such times as the Ombudsman Office considers appropriate.

(d) RESPONSES FROM OTHER OFFICES.—The Secretary of Defense shall ensure that all other offices within the Department of Defense and the military departments respond in a timely manner to resolve questions and requests from the Ombudsman Office on behalf of recovering service members and their families, including offices responsible for medical matters (including medical holdover processes), financial and accounting matters, legal matters, human resources matters, reserve component matters, installation and management matters, and physical disability matters.

(e) STAFF OF THE OFFICE.—The staff of the Ombudsman Office shall include representatives from each military department, includ-

ing persons with experience in medical holdover processes and other medical matters.

**SEC. 103. ESTABLISHMENT OF TOLL-FREE HOT LINE FOR REPORTING DEFICIENCIES IN MEDICAL-RELATED SUPPORT FACILITIES AND EXPEDITED RESPONSE TO REPORTS OF DEFICIENCIES.**

(a) ESTABLISHMENT.—Chapter 80 of title 10, United States Code, is amended by adding at the end the following new section:

**“§ 1567. Identification and investigation of deficiencies in adequacy, quality, and state of repair of medical-related support facilities**

“(a) TOLL-FREE HOT LINE.—The Secretary of Defense shall establish and maintain a toll-free telephone number (commonly referred to as a ‘hot line’) at which personnel are accessible at all times to collect, maintain, and update information regarding possible deficiencies in the adequacy, quality, and state of repair of medical-related support facilities. The Secretary shall widely disseminate information regarding the existence and availability of the toll-free telephone number to members of the armed forces and their dependents.

“(b) CONFIDENTIALITY.—(1) Individuals who seek to provide information through use of the toll-free telephone number under subsection (a) shall be notified, immediately before they provide such information, of their option to elect, at their discretion, to have their identity remain confidential.

“(2) In the case of information provided through use of the toll-free telephone number by an individual who elects to maintain the confidentiality of his or her identity, any individual who, by necessity, has had access to such information for purposes of conducting the investigation or executing the response plan required by subsection (c) may not disclose the identity of the individual who provided the information.

“(c) INVESTIGATION AND RESPONSE PLAN.—Not later than 96 hours after a report of deficiencies in the adequacy, quality, or state of repair of a medical-related support facility is received by way of the toll-free telephone number or other source, the Secretary of Defense shall ensure that—

“(1) the deficiencies referred to in the report are investigated; and

“(2) if substantiated, a plan of action for remediation of the deficiencies is developed and implemented.

“(d) RELOCATION.—If the Secretary of Defense determines, on the basis of the investigation conducted in response to a report of deficiencies at a medical-related support facility, that conditions at the facility violate health and safety standards, the Secretary shall relocate the occupants of the facility while the violations are corrected.

“(e) MEDICAL-RELATED SUPPORT FACILITY DEFINED.—In this section, the term ‘medical-related support facility’ means any facility of the Department of Defense that provides support to any of the following:

“(1) Members of the armed forces admitted for treatment to a military medical treatment facility.

“(2) Members of the armed forces assigned to a military medical treatment facility as an outpatient.

“(3) Family members accompanying any member described in paragraph (1) or (2) as a nonmedical attendant.”

(b) CLERICAL AMENDMENT.—The table of sections at the beginning of such chapter is amended by adding at the end the following new item:

“1567. Identification and investigation of deficiencies in adequacy, quality, and state of repair of medical-related support facilities.”

(c) EFFECTIVE DATE.—The toll-free telephone number required to be established by

section 1567 of title 10, United States Code, as added by subsection (a), shall be fully operational not later than 180 days after the date of the enactment of this Act.

**SEC. 104. NOTIFICATION TO CONGRESS OF HOSPITALIZATION OF COMBAT WOUNDED SERVICE MEMBERS.**

(a) NOTIFICATION REQUIRED.—Chapter 55 of title 10, United States Code, is further amended by inserting after section 1074l the following new section:

**“§1074m. Notification to Congress of hospitalization of combat wounded members**

“(a) NOTIFICATION REQUIRED.—The Secretary concerned shall provide notification of the hospitalization of any member of the armed forces evacuated from a theater of combat to the appropriate Members of Congress.

“(b) APPROPRIATE MEMBERS.—In this section, the term ‘appropriate Members of Congress’, with respect to the member of the armed forces about whom notification is being made, means the Senators and the Members of the House of Representatives representing the States or districts, respectively, that include the member’s home of record and, if different, the residence of the next of kin, or a different location as provided by the member.

“(c) CONSENT OF MEMBER REQUIRED.—The notification under subsection (a) may be provided only with the consent of the member of the armed forces about whom notification is to be made. In the case of a member who is unable to provide consent, information and consent may be provided by next of kin.”

(b) CLERICAL AMENDMENT.—The table of sections at the beginning of such chapter is amended by adding at the end the following new item:

“1074m. Notification to Congress of hospitalization of combat wounded members.”

**SEC. 105. INDEPENDENT MEDICAL ADVOCATE FOR MEMBERS BEFORE MEDICAL EVALUATION BOARDS.**

(a) ASSIGNMENT OF INDEPENDENT MEDICAL ADVOCATE.—Section 1222 of title 10, United States Code, is amended by adding at the end the following new subsection:

“(d) INDEPENDENT MEDICAL ADVOCATE FOR MEMBERS BEFORE MEDICAL EVALUATION BOARDS.—(1) The Secretary of each military department shall ensure, in the case of any member of the armed forces being considered by a medical evaluation board under that Secretary’s supervision, that the member has access to a physician or other appropriate health care professional who is independent of the medical evaluation board.

“(2) The physician or other health care professional assigned to a member shall—

“(A) serve as an advocate for the best interests of the member; and

“(B) provide the member with advice and counsel regarding the medical condition of the member and the findings and recommendations of the medical evaluation board.”

(b) CLERICAL AMENDMENTS.—

(1) SECTION HEADING.—The heading of such section is amended to read as follows:

**“§ 1222. Physical evaluation boards and medical evaluation boards”.**

(2) TABLE OF SECTIONS.—The table of sections at the beginning of chapter 61 of such title is amended by striking the item relating to section 1222 and inserting the following new item:

“1222. Physical evaluation boards and medical evaluation boards.”

(c) EFFECTIVE DATE.—Subsection (d) of section 1222 of title 10, United States Code, as added by subsection (a), shall apply with re-

spect to medical evaluation boards convened after the end of the 180-day period beginning on the date of the enactment of this Act.

**SEC. 106. TRAINING AND WORKLOAD FOR PHYSICAL EVALUATION BOARD LIAISON OFFICERS.**

(a) REQUIREMENTS.—Section 1222(b) of title 10, United States Code, is amended—

(1) in paragraph (1)—

(A) by striking “‘establishing—” and all that follows through “‘a requirement” and inserting “‘establishing a requirement”;

(B) by striking “‘that Secretary; and” and all that follows through the end of subparagraph (B) and inserting “‘that Secretary. A physical evaluation board liaison officer may not be assigned more than 20 members at any one time, except that the Secretary concerned may authorize the assignment of additional members, for not more than 120 days, if required due to unforeseen circumstances.”;

(2) in paragraph (2), by inserting after “(2)” the following new sentences: “The Secretary of Defense shall establish a standardized training program and curriculum for physical evaluation board liaison officers. Successful completion of the training program is required before a person may assume the duties of a physical evaluation board liaison officer.”; and

(3) by adding at the end the following new paragraph:

“(3) In this subsection, the term ‘physical evaluation board liaison officer’ includes any person designated as, or assigned the duties of, an assistant to a physical evaluation board liaison officer.”

(b) EFFECTIVE DATE.—The limitation on the maximum number of members of the Armed Forces who may be assigned to a physical evaluation board liaison officer shall take effect 180 days after the date of the enactment of this Act. The training program and curriculum for physical evaluation board liaison officers shall be implemented not later than 180 days after the date of the enactment of this Act.

**SEC. 107. STANDARDIZED TRAINING PROGRAM AND CURRICULUM FOR DEPARTMENT OF DEFENSE DISABILITY EVALUATION SYSTEM.**

(a) TRAINING PROGRAM REQUIRED.—Section 1216 of title 10, United States Code, is amended by adding at the end the following new subsection:

“(e)(1) The Secretary of Defense shall establish a standardized training program and curriculum for persons described in paragraph (2) who are involved in the disability evaluation system. The training under the program shall be provided as soon as practicable in coordination with other training associated with the responsibilities of the person.

“(2) Persons covered by paragraph (1) include—

“(A) Commanders.

“(B) Enlisted members who perform supervisory functions.

“(C) Health care professionals.

“(D) Others persons with administrative, professional, or technical responsibilities in the disability evaluation system.

“(3) In this subsection, the term ‘disability evaluation system’ means the Department of Defense system or process for evaluating the nature of and extent of disabilities affecting members of the armed forces (other than the Coast Guard) and comprised of medical evaluation boards, physical evaluation boards, counseling of members, and final disposition by appropriate personnel authorities, as operated by the Secretaries of the military departments, and, in the case of the Coast Guard, a similar system or process operated by the Secretary of Homeland Security.”

(b) EFFECTIVE DATE.—The standardized training program and curriculum required by

subsection (e) of section 1216 of title 10, United States Code, as added by subsection (a), shall be established not later than 180 days after the date of the enactment of this Act.

**SEC. 108. IMPROVED TRAINING FOR HEALTH CARE PROFESSIONALS, MEDICAL CARE CASE MANAGERS, AND SERVICE MEMBER ADVOCATES ON PARTICULAR CONDITIONS OF RECOVERING SERVICE MEMBERS.**

(a) RECOMMENDATIONS.—Not later than 90 days after the date of the enactment of this Act, the Secretary of Defense shall submit to the appropriate congressional committees a report setting forth recommendations for the improvement of the training provided to health care professionals, medical care case managers, and service member advocates who provide care for or assistance to recovering service members. The recommendations shall include, at a minimum, specific recommendations to ensure that such health care professionals, medical care case managers, and service member advocates are adequately trained and able to detect early warning signs of post-traumatic stress disorder (PTSD), suicidal tendencies, and other mental health conditions among recovering service members and make prompt notification to the appropriate health care professionals.

(b) ANNUAL REVIEW OF TRAINING.—Not later than 180 days after the date of the enactment of this Act and annually thereafter throughout the global war on terror, the Secretary shall submit to the appropriate congressional committees a report on the following:

(1) The progress made in providing the training recommended under subsection (a).

(2) The quality of training provided to health care professionals, medical care case managers, and service member advocates, and the number of such professionals, managers, and advocates trained.

(3) The progress made in developing the tracking system under subsection (c) and the results of the system.

(c) TRACKING SYSTEM.—Not later than 180 days after the date of the enactment of this Act, the Secretary shall develop a system to track the number of notifications made by medical care case managers and service member advocates to health care professionals regarding early warning signs of post-traumatic stress disorder and suicide in recovering service members assigned to the managers and advocates.

**SEC. 109. PILOT PROGRAM TO ESTABLISH AN ARMY WOUNDED WARRIOR BATTALION AT AN APPROPRIATE ACTIVE DUTY BASE.**

(a) PILOT PROGRAM REQUIRED.—

(1) ESTABLISHMENT.—The Secretary of the Army shall establish a pilot program, at an appropriate active duty base with a major medical facility, based on the Wounded Warrior Regiment program of the Marine Corps. The pilot program shall be known as the Army Wounded Warrior Battalion.

(2) PURPOSE.—Under the pilot program, the Battalion shall track and assist members of the Armed Forces in an outpatient status who are still in need of medical treatment through—

(A) the course of their treatment;

(B) medical and physical evaluation boards;

(C) transition back to their parent units; and

(D) medical retirement and subsequent transition into the Department of Veterans Affairs medical system.

(3) ORGANIZATION.—The commanding officer of the Battalion shall be selected by the

Army Chief of Staff and shall be a post-command, at O-5 or O-5 select, with combat experience in Operation Iraqi Freedom or Operation Enduring Freedom. The chain-of-command shall be filled by previously wounded junior officers and non-commissioned officers when available and appropriate.

(4) FACILITIES.—The base selected for the pilot program shall provide adequate physical infrastructure to house the Army Wounded Warrior Battalion. Any funds necessary for construction or renovation of existing facilities shall be allocated from the Department of Defense Medical Support Fund established under this Act.

(5) COORDINATION.—The Secretary of the Army shall consult with appropriate Marine Corps counterparts to ensure coordination of best practices and lessons learned.

(6) PERIOD OF PILOT PROGRAM.—The pilot program shall be in effect for a period of one year.

(b) REPORTING REQUIREMENT.—Not later than 90 days after the end of the one-year period for the pilot project, the Secretary of the Army shall submit to Congress a report containing—

(1) an evaluation of the results of the pilot project;

(2) an assessment of the Army's ability to establish Wounded Warrior Battalions at other major Army bases.

(3) recommendations regarding—

(A) the adaptability of the Wounded Warrior Battalion concept for the Army's larger wounded population; and

(B) closer coordination and sharing of resources with counterpart programs of the Marine Corps.

(c) EFFECTIVE DATE.—The pilot program required by this section shall be implemented not later than 180 days after the date of the enactment of this Act.

**SEC. 110. CRITERIA FOR REMOVAL OF MEMBER FROM TEMPORARY DISABILITY RETIRED LIST.**

(a) CRITERIA.—Section 1210(e) of title 10, United States Code, is amended by inserting “of a permanent nature and stable and is” after “physical disability is”.

(b) EFFECTIVE DATE.—The amendment made by subsection (a) shall apply to any case received for consideration by a physical evaluation board after the date of the enactment of this Act.

**SEC. 111. IMPROVED TRANSITION OF MEMBERS OF THE ARMED FORCES TO DEPARTMENT OF VETERANS AFFAIRS UPON RETIREMENT OR SEPARATION.**

(a) TRANSITION OF MEMBERS SEPARATED OR RETIRED.—

(1) TRANSITION PROCESS.—Chapter 58 of title 10, United States Code, is amended by inserting after section 1142 the following new section:

**“§ 1142a. Process for transition of members to health care and physical disability systems of Department of Veterans Affairs**

“(a) TRANSITION PLAN.—(1) The Secretary of Defense shall ensure that each member of the armed forces who is being separated or retired under chapter 61 of this title receives a written transition plan that—

“(A) specifies the recommended schedule and milestones for the transition of the member from military service; and

“(B) provides for a coordinated transition of the member from the Department of Defense disability system to the Department of Veterans Affairs.

“(2) A member being separated or retired under chapter 61 of this title shall receive the transition plan before the separation or retirement date of the member.

“(3) The transition plan for a member under this subsection shall include information and guidance designed to assist the member in understanding and meeting the

schedule and milestones for the member's transition.

“(b) FORMAL TRANSITION PROCESS.—(1) The Secretary of Defense, in cooperation with the Secretary of Veterans Affairs, shall establish a formal process for the transmittal to the Secretary of Veterans Affairs of the records and other information described in paragraph (2) as part of the separation or retirement of a member of the armed forces under chapter 61 of this title.

“(2) The records and other information to be transmitted under paragraph (1) with respect to a member shall include, at a minimum, the following:

“(A) The member's address and contact information.

“(B) The member's DD-214 discharge form, which shall be transmitted electronically.

“(C) A copy of the member's service record, including medical records and any results of a Physical Evaluation Board.

“(D) Whether the member is entitled to transitional health care, a conversion health policy, or other health benefits through the Department of Defense under section 1145 of this title.

“(E) Any requests by the member for assistance in enrolling in, or completed applications for enrollment in, the health care system of the Department of Veterans Affairs for health care benefits for which the member may be eligible under laws administered by the Secretary of Veterans Affairs.

“(F) Any requests by the member for assistance in applying for, or completed applications for, compensation and vocational rehabilitation benefits to which the member may be entitled under laws administered by the Secretary of Veterans Affairs, if the member is being medically separated or is being retired under chapter 61 of this title.

“(3) The transmittal of information under paragraph (1) may be subject to the consent of the member, as required by statute.

“(4) With the consent of the member, the member's address and contact information shall also be submitted to the department or agency for veterans affairs of the State in which the member intends to reside after the separation or retirement of the member.

“(c) MEETING.—(1) The formal process required by subsection (b) for the transmittal of records and other information with respect to a member shall include a meeting between representatives of the Secretary concerned and the Secretary of Veterans Affairs, which shall take place at a location designated by the Secretaries. The member shall be informed of the meeting at least 30 days in advance of the meeting, except that the member may waive the notice requirement in order to accelerate transmission of the member's records and other information to the Department of Veterans Affairs.

“(2) A member shall be given an opportunity to submit a written statement for consideration by the Secretary of Veterans Affairs.

“(d) TIME FOR TRANSMITTAL OF RECORDS.—The Secretary concerned shall provide for the transmittal to the Department of Veterans Affairs of records and other information with respect to a member at the earliest practicable date. In no case should the transmittal occur later than the date of the separation or retirement of the member.

“(e) ARMED FORCES.—In this section, the term ‘armed forces’ means the Army, Navy, Air Force, and Marine Corps.”

(2) TABLE OF SECTIONS.—The table of sections at the beginning of such chapter is amended by inserting after the item relating to section 1142 the following new item:

“1142a. Process for transition of members to health care and physical disability systems of Department of Veterans Affairs.”

(b) UNIFORM SEPARATION AND EVALUATION PHYSICAL.—Section 1145 of such title is amended—

(1) by redesignating subsections (d) and (e) as subsections (e) and (f), respectively; and

(2) by inserting after subsection (c) the following new subsection:

“(d) UNIFORM SEPARATION AND EVALUATION PHYSICAL.—The joint separation and evaluation physical, as described in DD-2808 and DD-2697, shall be used by the Secretary of Defense in connection with the medical separation or retirement of all members of the armed forces, including members separated or retired under chapter 61 of this title. The Secretary of Veterans Affairs shall adopt the same separation and evaluation physical for use by the Department of Veterans Affairs.”

(c) INTEROPERABILITY OF MEDICAL INFORMATION SYSTEMS AND BI-DIRECTIONAL ACCESS.—The Secretary of Defense and the Secretary of Veterans Affairs shall establish and implement a single medical information system for the Department of Defense and the Department of Veterans Affairs for the purpose of ensuring the complete interoperability and bi-directional, real-time exchange of critical medical information.

(d) CO-LOCATION OF VA BENEFIT TEAMS.—

(1) CO-LOCATION.—The Secretary of Defense and the Secretary of Veterans Affairs shall jointly determine the optimal locations for the deployment of Department of Veterans Affairs benefits team to support recovering service members assigned to military medical treatment facilities, medical-related support facilities, and community-based health care organizations.

(2) MILITARY MEDICAL TREATMENT FACILITY DEFINED.—In this subsection, the term “medical-related support facility” has the meaning given that term in subsection (b) of section 490 of title 10, United States Code, as added by section 201(a) of this Act.

(e) REPEAL OF SUPERSEDED CHAPTER 61 MEDICAL RECORD TRANSMITTAL REQUIREMENT.—

(1) REPEAL.—Section 1142 of such title is amended by striking subsection (c).

(2) SECTION HEADING.—The heading of such section is amended to read as follows:

**“§ 1142. Preseparation counseling”.**

(3) TABLE OF SECTIONS.—The table of sections at the beginning of chapter 58 of such title is amended by striking the item relating to section 1142 and inserting the following new item:

“1142. Preseparation counseling.”

(f) EFFECTIVE DATES.—Section 1142a of title 10, United States Code, as added by subsection (a), and subsection (d) of section 1145 of such title, as added by subsection (b), shall apply with respect to members of the Armed Forces who are separated or retired from the Armed Forces on or after the first day of the eighth month beginning after the date of the enactment of this Act. The requirements of subsections (c) and (d), and the amendments made by subsection (e), shall take effect on the first day of such eighth month.

**SEC. 112. ESTABLISHMENT OF MEDICAL SUPPORT FUND FOR SUPPORT OF MEMBERS OF THE ARMED FORCES RETURNING TO MILITARY SERVICE OR CIVILIAN LIFE.**

(a) ESTABLISHMENT AND PURPOSE.—There is established on the books of the Treasury a fund to be known as the Department of Defense Medical Support Fund (hereinafter in this section referred to as the “Fund”), which shall be administered by the Secretary of the Treasury.

(b) PURPOSES.—The Fund shall be used—

(1) to support programs and activities relating to the medical treatment, care, rehabilitation, recovery, and support of wounded

and injured members of the Armed Forces and their return to military service or transition to civilian society; and

(2) to support programs and facilities intended to support the families of wounded and injured members of the Armed Forces.

(c) ASSETS OF FUND.—There shall be deposited into the Fund any amount appropriated to the Fund, which shall constitute the assets of the Fund.

(d) TRANSFER OF FUNDS.—

(1) AUTHORITY TO TRANSFER.—The Secretary of Defense may transfer amounts in the Fund to appropriations accounts for military personnel; operation and maintenance; procurement; research, development, test, and evaluation; military construction; and the Defense Health Program. Amounts so transferred shall be merged with and available for the same purposes and for the same time period as the appropriation account to which transferred.

(2) ADDITION TO OTHER AUTHORITY.—The transfer authority provided in paragraph (1) is in addition to any other transfer authority available to the Department of Defense. Upon a determination that all or part of the amounts transferred from the Fund are not necessary for the purposes for which transferred, such amounts may be transferred back to the Fund.

(3) NOTIFICATION.—The Secretary of Defense shall, not fewer than five days before making a transfer from the Fund, notify the congressional defense committees in writing of the details of the transfer.

(e) WOUNDED WARRIOR REGIMENT PROGRAM.—The Secretary of Defense shall ensure that \$10,000,000 for fiscal year 2007 is transferred from the Medical Support Fund to support programs, activities, and facilities associated with the Marine Corps Wounded Warrior Regiment program, to be used as follows:

(1) \$6,550,000 for Case Management and Patient Support.

(2) \$1,200,000 for Wounded Warrior Interim Regimental Headquarters Building conversion.

(3) \$1,300,000 for Case Management System Development.

(4) \$95,000 for Support Equipment.

(f) AUTHORIZATION.—There is hereby authorized to be appropriated to the Medical Support Fund, from an emergency supplemental appropriation for fiscal year 2007 or 2008, \$50,000,000, to remain available through September 30, 2008.

### SEC. 113. OVERSIGHT BOARD FOR WOUNDED WARRIORS.

(a) ESTABLISHMENT.—There is hereby established a board to be known as the Oversight Board for Wounded Warriors (in this section referred to as the “Oversight Board”).

(b) COMPOSITION.—The Oversight Board shall be composed of 12 members, of whom—

(1) two shall be appointed by the majority leader of the Senate;

(2) two shall be appointed by the minority leader of the Senate;

(3) two shall be appointed by the Speaker of the House of Representatives;

(4) two shall be appointed by the minority leader of the House of Representatives;

(5) two shall be appointed by the Secretary of Veterans Affairs; and

(6) two shall be appointed by the Secretary of Defense.

(c) QUALIFICATIONS.—All members of the Oversight Board shall have sufficient knowledge of, or experience with, the military healthcare system, the disability evaluation system, or the experience of a recovering service member or family member of a recovering service member.

(d) APPOINTMENT.—

(1) TERM.—Each member of the Oversight Board shall be appointed for a term of three

years. A member may be reappointed for one or more additional terms.

(2) VACANCIES.—Any vacancy in the Oversight Board shall be filled in the same manner in which the original appointment was made.

(e) DUTIES.—

(1) ADVICE AND CONSULTATION.—The Oversight Board shall provide advice and consultation to the Secretary of Defense and the Committees on Armed Services of the Senate and the House of Representatives regarding—

(A) the process for streamlining the disability evaluation systems of the military departments;

(B) the process for correcting and improving the ratios of case managers and service member advocates to recovering service members;

(C) the need to revise Department of Defense policies to improve the experience of recovering service members while under Department of Defense care;

(D) the need to revise Department of Defense policies to improve counseling, outreach, and general services provided to family members of recovering service members;

(E) the need to revise Department of Defense policies regarding the provision of quality lodging to recovering service members; and

(F) such other matters relating to the evaluation and care of recovering service members, including evaluation under disability evaluation systems, as the Board considers appropriate.

(2) VISITS TO MILITARY MEDICAL TREATMENT FACILITIES.—In carrying out its duties, each member of the Oversight Board shall visit not less than three military medical treatment facilities each year, and the Board shall conduct each year one meeting of all the members of the Board at a military medical treatment facility.

(f) STAFF.—The Secretary shall make available the services of at least two officials or employees of the Department of Defense to provide support and assistance to members of the Oversight Board.

(g) TRAVEL EXPENSES.—Members of the Oversight Board shall be allowed travel expenses, including per diem in lieu of subsistence, at rates authorized for employees of agencies under subchapter I of chapter 57 of title 5, United States Code, while away from their homes or regular places of business in the performance of service for the Oversight Board.

(h) ANNUAL REPORTS.—The Oversight Board shall submit to the Secretary of Defense and the Committees on Armed Services of the Senate and the House of Representatives each year a report on its activities during the preceding year, including any findings and recommendations of the Oversight Board as a result of such activities.

### SEC. 114. OPTION FOR MEMBERS OF RESERVE COMPONENTS TO USE MILITARY MEDICAL TREATMENT FACILITIES CLOSEST TO HOME FOR CERTAIN INJURIES.

The Secretary of Defense shall provide that, in the case of members of the reserve components returning from a combat theater, if a member requires treatment on an outpatient basis for injuries or wounds sustained in theater, the member may be provided treatment at the military medical treatment facility closest to the member's home rather than closest to the base from which the member was deployed.

### SEC. 115. PLANS AND RESEARCH FOR REDUCING POST TRAUMATIC STRESS DISORDER.

(a) PLANS FOR REDUCING POST TRAUMATIC STRESS DISORDER.—

(1) PLAN FOR PREVENTION.—

(A) IN GENERAL.—The Secretary of Defense shall develop a plan to incorporate evidence-

based preventive and early-intervention measures, practices, or procedures that reduce the likelihood that personnel in combat will develop post-traumatic stress disorder or other stress-related psychopathologies (including substance use conditions) into—

(i) basic and pre-deployment training for enlisted members of the Armed Forces, non-commissioned officers, and officers;

(ii) combat theater operations; and

(iii) post-deployment service.

(B) UPDATES.—The Secretary of Defense shall update the plan under subparagraph (A) periodically to incorporate, as the Secretary considers appropriate, the results of relevant research, including research conducted pursuant to subsection (b).

(2) RESEARCH.—Subject to subsection (b), the Secretary of Defense shall develop a plan, in consultation with the Department of Veterans Affairs, the National Institutes of Health, and the National Academy of Sciences, to conduct such research as is necessary to develop the plan described in paragraph (1).

(b) EVIDENCE-BASED RESEARCH AND TRAINING.—

(1) WORKING GROUP.—The Secretary of Defense shall conduct a study, in coordination with the Department of Veterans Affairs, the National Institutes of Health, and the National Academy of Sciences' Institute of Medicine, to determine the feasibility of establishing a working group tasked with researching and developing evidence-based measures, practices, or procedures that reduce the likelihood that personnel in combat will develop post-traumatic stress disorder or other stress-related psychological pathologies (including substance use conditions). The working group shall include personnel with experience in a combat theater, and behavioral health personnel who have experience providing treatment to individuals with experience in a combat theater.

(2) PEER-REVIEWED RESEARCH PROGRAM.—Not later than 180 days after the date of the enactment of this Act, the Secretary of Defense shall submit to Congress a plan for a peer-reviewed research program within the Defense Health Program's research and development function to research and develop evidence-based preventive and early intervention measures, practices, or procedures that reduce the likelihood that personnel in combat will develop post-traumatic stress disorder or other stress-related psychopathologies (including substance use conditions).

(c) REPORT.—The Secretary of Defense shall submit to Congress annually a report on the plans and studies required under this section.

## TITLE II—STUDIES AND REPORTS

### SEC. 201. ANNUAL REPORT ON MILITARY MEDICAL FACILITIES.

(a) IN GENERAL.—

(1) REPORT REQUIREMENT.—Chapter 23 of title 10, United States Code, is amended by adding at the end the following new section:

#### “§ 490. Annual report on military medical facilities

“(a) ANNUAL REPORT.—Not later than the date on which the President submits the budget for a fiscal year to Congress pursuant to section 1105 of title 31, the Secretary of Defense shall submit to the Committees on Armed Services of the Senate and the House of Representatives a report on the adequacy, suitability, and quality of medical facilities and medical-related support facilities at each military installation within the Department of Defense.

“(b) RESPONSE TO HOT-LINE INFORMATION.—The Secretary of Defense shall include in each report information regarding—



“(1) any deficiencies in the adequacy, quality, or state of repair of medical-related support facilities raised as a result of information received during the period covered by the report through the toll-free hot line maintained pursuant to section 1567 of this title; and

“(2) the investigations conducted and plans of action prepared under such section to respond to such deficiencies.

“(c) **MEDICAL-RELATED SUPPORT FACILITY.**—In this section, the term ‘medical-related support facility’ is any facility of the Department of Defense that provides support to any of the following:

“(1) Members of the armed forces admitted for treatment to military medical treatment facilities.

“(2) Members of the armed forces assigned to military medical treatment facilities as an outpatient.

“(3) Family members accompanying any member described in paragraph (1) or (2) as a nonmedical attendant.”.

(2) **CLERICAL AMENDMENT.**—The table of sections at the beginning of such chapter is amended by adding at the end the following new item:

“490. Annual report on military medical facilities.”.

(b) **EFFECTIVE DATE.**—The first report under section 490 of title 10, United States Code, as added by subsection (a), shall be submitted not later than the date of submission of the budget for fiscal year 2009.

**SEC. 202. ACCESS OF RECOVERING SERVICE MEMBERS TO ADEQUATE OUTPATIENT RESIDENTIAL FACILITIES.**

(a) **REQUIRED INSPECTIONS OF FACILITIES.**—All quarters of the United States and housing facilities under the jurisdiction of the Armed Forces that are occupied by recovering service members shall be inspected on a semiannual basis for the first two years after the enactment of this Act and annually thereafter by the inspectors general of the regional medical commands.

(b) **INSPECTOR GENERAL REPORTS.**—The inspector general for each regional medical command shall—

(1) submit a report on each inspection of a facility conducted under subsection (a) to the post commander at such facility, the commanding officer of the hospital affiliated with such facility, the surgeon general of the military department that operates such hospital, the Secretary of the military department concerned, the Assistant Secretary of Defense for Health Affairs, the Oversight Board for Wounded Warriors established pursuant to section 112, and the appropriate congressional committees; and

(2) post each such report on the Internet website of such regional medical command.

**SEC. 203. EVALUATION AND REPORT ON DEPARTMENT OF DEFENSE AND DEPARTMENT OF VETERANS AFFAIRS DISABILITY EVALUATION SYSTEMS.**

(a) **EVALUATION.**—The Secretary of Defense and the Secretary of Veterans Affairs shall conduct a joint evaluation of the disability evaluation systems used by the Department of Defense and the Department of Veterans Affairs for the purpose of—

(1) improving the consistency of the two disability evaluation systems; and

(2) evaluating the feasibility of, and potential options for, consolidating the two systems.

(b) **RELATION TO VETERANS’ DISABILITY BENEFITS COMMISSION.**—In conducting the evaluation of the disability evaluation systems used by the Department of Defense and the Department of Veterans Affairs, the Secretary of Defense and the Secretary of Veterans Affairs shall consider the findings and recommendations of the Veterans’ Disability

Benefits Commission established pursuant to title XV of the National Defense Authorization Act for Fiscal Year 2004 (Public Law 108-136; 38 U.S.C. 1101 note).

(c) **REPORT.**—Not later than 180 days after the date of the submission of the final report of the Veterans’ Disability Benefits Commission, the Secretary of Defense and the Secretary of Veterans Affairs shall submit to Congress a report containing—

(1) the results of the evaluation; and

(2) the recommendations of the Secretaries for improving the consistency of the two disability evaluation systems and such other recommendations as the Secretaries consider appropriate.

**SEC. 204. STUDY AND REPORT ON SUPPORT SERVICES FOR FAMILIES OF RECOVERING SERVICE MEMBERS.**

(a) **STUDY REQUIRED.**—The Secretary of Defense shall conduct a study of the provision of support services for families of recovering service members.

(b) **MATTERS COVERED.**—The study under subsection (a) shall include the following:

(1) A determination of the types of support services that are currently provided by the Department of Defense to family members described in subsection (c), and the cost of providing such services.

(2) A determination of additional types of support services that would be feasible for the Department to provide to such family members, and the costs of providing such services, including the following types of services:

(A) The provision of medical care at military medical treatment facilities.

(B) The provision of job placement services offered by the Department of Defense to any family member caring for a recovering service member for more than 45 days during a one-year period.

(C) The provision of meals without charge at military medical treatment facilities.

(3) A survey of military medical treatment facilities to estimate the number of family members to whom the support services would be provided.

(4) A determination of any discrimination in employment that such family members experience, including denial of retention in employment, promotion, or any benefit of employment by an employer on the basis of the person’s absence from employment as described in subsection (c), and a determination, in consultation with the Secretary of Labor, of the options available for such family members.

(c) **COVERED FAMILY MEMBERS.**—A family member described in this subsection is a family member of a recovering service member who is—

(1) on invitational orders while caring for the recovering service member;

(2) a non-medical attendee caring for the recovering service member; or

(3) receiving per diem payments from the Department of Defense while caring for the recovering service member.

(d) **REPORT.**—Not later than 180 days after the date of the enactment of this Act, the Secretary of Defense shall submit to the Committees on Armed Services of the Senate and the House of Representatives a report on the results of the study, with such findings and recommendations as the Secretary considers appropriate.

**SEC. 205. REPORT ON TRAUMATIC BRAIN INJURY CLASSIFICATIONS.**

(a) **INTERIM REPORT.**—Not later than 90 days after the date of the enactment of this Act, the Secretary of Defense shall submit to the Committees on Armed Services of the Senate and the House of Representatives an interim report describing the changes undertaken within the Department of Defense to ensure that traumatic brain injury victims

receive a proper medical designation concomitant with their injury as opposed to the current medical designation which assigns a generic “organic psychiatric disorder” classification.

(b) **FINAL REPORT.**—Not later than 180 days after the date of the enactment of this Act, the Secretary of Defense shall submit to the Committees on Armed Services of the Senate and the House of Representatives a final report concerning traumatic brain injury classifications and an explanation and justification of the Department’s use of the international classification of disease (ICD) 9 designation, recommendations for transitioning to ICD 10 or 11, and the benefits the civilian community experiences from using ICD 10.

**SEC. 206. EVALUATION OF THE POLYTRAUMA LIAISON OFFICER/NON-COMMISSIONED OFFICER PROGRAM.**

(a) **EVALUATION REQUIRED.**—The Secretary of Defense shall conduct an evaluation of the Polytrauma Liaison Officer/Non-Commissioned Officer program, which is the program operated by each of the military departments and the Department of Veterans Affairs for the purpose of—

(1) assisting in the seamless transition of members of the Armed Forces from the Department of Defense health care system to the Department of Veterans Affairs system; and

(2) expediting the flow of information and communication between military treatment facilities and the Veterans Affairs Polytrauma Centers.

(b) **MATTERS COVERED.**—The evaluation of the Polytrauma Liaison Officer/Non-Commissioned Officer program shall include evaluating the following areas:

(1) The program’s effectiveness in the following areas:

(A) Handling of military patient transfers.

(B) Ability to access military records in a timely manner.

(C) Collaboration with Polytrauma Center treatment teams.

(D) Collaboration with Veteran Service Organizations.

(E) Functioning as the Polytrauma Center’s subject-matter expert on military issues.

(F) Supporting and assisting family members.

(G) Providing education, information, and referrals to members of the Armed Forces and their family members.

(H) Functioning as uniformed advocates for members of the Armed Forces and their family members.

(I) Inclusion in Polytrauma Center meetings.

(J) Completion of required administrative reporting.

(K) Ability to provide necessary administrative support to all members of the Armed Forces.

(2) Manpower requirements to effectively carry out all required functions of the Polytrauma Liaison Officer/Non-Commissioned Officer program given current and expected case loads.

(3) Expansion of the program to incorporate Navy and Marine Corps officers and senior enlisted personnel.

(c) **REPORTING REQUIREMENT.**—Not later than 90 days after the date of the enactment of this Act, the Secretary of Defense shall submit to Congress a report containing—

(1) the results of the evaluation; and

(2) recommendations for any improvements in the program.

**SEC. 207. STUDY AND REPORT ON WAITING PERIODS FOR APPOINTMENTS AT DEPARTMENT OF VETERANS AFFAIRS MEDICAL FACILITIES.**

(a) **STUDY REQUIRED.**—The Secretary of Veterans Affairs shall conduct a study on the average length of time between the desired date for which a veteran seeks to

schedule an appointment for health care at a Department of Veterans Affairs medical facility and the date on which such appointment is completed.

(b) FOCUS OF STUDY.—In conducting the study under subsection (a), the Secretary shall focus on appointments scheduled and completed at Department medical facilities located in both rural and urban areas.

(c) REPORT.—Not later than 180 days after the date of the enactment of this Act, the Secretary shall submit a report to Congress containing the findings of the study under subsection (a) and recommendations for decreasing the waiting time between the desired date of an appointment and the completion of the appointment to a maximum of 15 days.

**SEC. 208. STUDY AND REPORT ON STANDARD SOLDIER PATIENT TRACKING SYSTEM.**

(a) STUDY REQUIRED.—The Secretary of Defense shall conduct a study on the feasibility of developing a joint soldier tracking system for recovering service members.

(b) MATTERS COVERED.—The study under subsection (a) shall include the following:

(1) Review of the feasibility of allowing each recovering service member, each family member of such a member, each commander of a military installation retaining medical holdover patients, each patient navigator, and ombudsman office personnel, at all times, to be able to locate and understand exactly where a recovering service member is in the medical holdover process.

(2) A determination of whether the tracking system can be designed to ensure that—

(A) the commander of each military medical facility where recovering service members are located is able to track appointments of such members to ensure they are meeting timeliness and other standards that serve the member; and

(B) each recovering service member is able to know when his appointments and other medical evaluation board or physical evaluation board deadlines will be and that they have been scheduled in a timely and accurate manner.

(3) Any other information needed to conduct oversight of care of the member through out the medical holdover process.

(c) REPORT.—Not later than 180 days after the date of the enactment of this Act, the Secretary of Defense shall submit to the Committees on Armed Services of the Senate and the House of Representatives a report on the results of the study, with such findings and recommendations as the Secretary considers appropriate.

**TITLE III—GENERAL PROVISIONS**

**SEC. 301. MORATORIUM ON CONVERSION TO CONTRACTOR PERFORMANCE OF DEPARTMENT OF DEFENSE FUNCTIONS AT MILITARY MEDICAL FACILITIES.**

(a) FINDINGS.—Congress finds the following:

(1) The conduct of public-private competitions for the performance of Department of Defense functions, based on Office of Management and Budget Circular A-76, can lead to dramatic reductions in the workforce, undermining an agency's ability to perform its mission.

(2) The Army Garrison commander at the Walter Reed Army Medical Center has stated that the extended A-76 competition process contributed to the departure of highly skilled administrative and maintenance personnel, which led to the problems at the Walter Reed Army Medical Center.

(b) MORATORIUM.—During the one-year period beginning on the date of the enactment of this Act, no study or competition may be begun or announced pursuant to section 2461 of title 10, United States Code, or otherwise

pursuant to Office of Management and Budget Circular A-76 relating to the possible conversion to performance by a contractor of any Department of Defense function carried out at a military medical facility.

(c) REPORT REQUIRED.—Not later than 180 days after the date of the enactment of this Act, the Secretary of Defense shall submit to the Committee on Armed Services of the Senate and the Committee on Armed Services of the House of Representatives a report on the public-private competitions being conducted for Department of Defense functions carried out at military medical facilities as of the date of the enactment of this Act by each military department and defense agency. Such report shall include—

(1) for each such competition—

(A) the cost of conducting the public-private competition;

(B) the number of military personnel and civilian employees of the Department of Defense affected;

(C) the estimated savings identified and the savings actually achieved;

(D) an evaluation whether the anticipated and budgeted savings can be achieved through a public-private competition; and

(E) the effect of converting the performance of the function to performance by a contractor on the quality of the performance of the function;

(2) a description of any public-private competition the Secretary would conduct if the moratorium under subsection (b) were not in effect; and

(3) an assessment of whether any method of business reform or reengineering other than a public-private competition could, if implemented in the future, achieve any anticipated or budgeted savings.

**SEC. 302. PROHIBITION ON TRANSFER OF RESOURCES FROM MEDICAL CARE.**

Neither the Secretary of Defense nor the Secretaries of the military departments may transfer funds or personnel from medical care functions to administrative functions within the Department of Defense in order to comply with the new administrative requirements imposed by this Act or the amendments made by this Act.

**SEC. 303. INCREASE IN PHYSICIANS AT HOSPITALS OF THE DEPARTMENT OF VETERANS AFFAIRS.**

The Secretary of Veterans Affairs shall increase the number of resident physicians at hospitals of the Department of Veterans Affairs.

**SEC. 304. VETERANS BENEFICIARY TRAVEL PROGRAM.**

(a) ELIMINATION OF DEDUCTIBLE.—Subsection (c) of section 111 of title 38, United States Code, is repealed.

(b) DETERMINATION OF MILEAGE REIMBURSEMENT RATE.—

(1) DETERMINATION.—Paragraph (1) of subsection (g) of such section is amended to read as follows:

“(1) In determining the amount of allowances or reimbursement to be paid under this section, the Secretary shall use the mileage reimbursement rates for the use of privately owned vehicles by Government employees on official business, as prescribed by the Administrator of General Services under section 5707(b) of title 5, United States Code.”.

(2) CONFORMING AMENDMENT.—Subsection (g) of such section is further amended by striking paragraphs (3) and (4).

(c) SOURCE OF FUNDS.—Such section is further amended by adding at the end the following new subsection:

“(i) Funds for payments made under this section shall be appropriated separately from other amounts appropriated for the Department.”.

(d) EFFECTIVE DATE.—The amendments made by this Act shall apply with respect to

travel expenses incurred after the expiration of the 90-day period that begins on the date of the enactment of this Act.

The bill, as amended, was ordered to be engrossed and read a third time, was read a third time by title.

The question being put, viva voce, Will the House pass said bill?

The SPEAKER pro tempore, Mr. WEINER, announced that the yeas had it.

Mr. ANDREWS demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The vote was taken by electronic device.

It was decided in the { Yeas ..... 426 affirmative ..... Nays ..... 0

47.20 [Roll No. 208] YEAS—426

Abercrombie	Chabot	Gallegly
Ackerman	Chandler	Garrett (NJ)
Aderholt	Clarke	Gerlach
Akin	Clay	Giffords
Alexander	Cleaver	Gilchrest
Allen	Clyburn	Gillibrand
Altmire	Coble	Gillmor
Andrews	Cohen	Gingrey
Arcuri	Cole (OK)	Gohmert
Baca	Conaway	Gonzalez
Bachmann	Conyers	Goode
Bachus	Cooper	Goodlatte
Baird	Costa	Gordon
Baker	Costello	Granger
Baldwin	Courtney	Graves
Barrett (SC)	Cramer	Green, Al
Barrow	Crenshaw	Green, Gene
Bartlett (MD)	Crowley	Grijalva
Barton (TX)	Cubin	Gutierrez
Bean	Cuellar	Hall (NY)
Becerra	Culberson	Hall (TX)
Berkley	Cummings	Hare
Berman	Davis (AL)	Harman
Berry	Davis (CA)	Hastert
Biggert	Davis (IL)	Hastings (FL)
Bilbray	Davis (KY)	Hastings (WA)
Bilirakis	Davis, David	Hayes
Bishop (GA)	Davis, Lincoln	Heller
Bishop (NY)	Davis, Tom	Hensarling
Bishop (UT)	Deal (GA)	Herger
Blackburn	DeFazio	Herseth
Blumenauer	DeGette	Higgins
Blunt	Delahunt	Hill
Boehner	DeLauro	Hinchesy
Bonner	Dent	Hinojosa
Bono	Diaz-Balart, L.	Hirono
Boozman	Diaz-Balart, M.	Hobson
Boren	Dicks	Hodes
Boswell	Dingell	Hoekstra
Boucher	Doggett	Holden
Boustany	Donnelly	Holt
Boyd (FL)	Doolittle	Honda
Boyd (KS)	Doyle	Hooley
Brady (PA)	Drake	Hoyer
Brady (TX)	Dreier	Hulshof
Braley (IA)	Duncan	Hunter
Brown (SC)	Edwards	Inglis (SC)
Brown, Corrine	Ehlers	Insee
Brown-Waite,	Ellison	Israel
Ginny	Ellsworth	Issa
Buchanan	Emanuel	Jackson (IL)
Burgess	Emerson	Jackson-Lee
Burton (IN)	Engel	(TX)
Butterfield	English (PA)	Jefferson
Buyer	Eshoo	Jindal
Calvert	Etheridge	Johnson (GA)
Camp (MI)	Everett	Johnson (IL)
Campbell (CA)	Fallin	Johnson, E. B.
Cannon	Farr	Johnson, Sam
Cantor	Feeney	Jones (NC)
Capito	Ferguson	Jones (OH)
Capps	Filner	Jordan
Capuano	Flake	Kagen
Cardoza	Forbes	Kaptur
Carnahan	Fortenberry	Keller
Carney	Fossella	Kennedy
Carson	Foxx	Kildee
Carter	Frank (MA)	Kilpatrick
Castle	Franks (AZ)	Kind
Castor	Frelinghuysen	King (IA)

King (NY)	Murphy, Tim	Sestak
Kingston	Murtha	Shadegg
Kirk	Musgrave	Shays
Klein (FL)	Myrick	Shea-Porter
Kline (MN)	Nadler	Sherman
Knollenberg	Napolitano	Shimkus
Kucinich	Neal (MA)	Shuler
Kuhl (NY)	Neugebauer	Shuster
LaHood	Nunes	Simpson
Lamborn	Oberstar	Sires
Langevin	Obey	Skelton
Lantos	Olver	Slaughter
Larsen (WA)	Ortiz	Smith (NE)
Larson (CT)	Pallone	Smith (NJ)
Latham	Pascrell	Smith (TX)
LaTourette	Pastor	Smith (WA)
Lee	Paul	Snyder
Levin	Payne	Solis
Lewis (CA)	Pearce	Souder
Lewis (GA)	Pence	Space
Lewis (KY)	Perlmutter	Spratt
Linder	Peterson (MN)	Stark
Lipinski	Peterson (PA)	Stearns
LoBiondo	Petri	Stupak
Loeback	Pickering	Sullivan
Lofgren, Zoe	Pitts	Sutton
Lowey	Platts	Tancredo
Lucas	Poe	Tanner
Lungren, Daniel	Pomeroy	Tauscher
E.	Porter	Taylor
Lynch	Price (GA)	Terry
Mack	Price (NC)	Thompson (CA)
Mahoney (FL)	Pryce (OH)	Thompson (MS)
Maloney (NY)	Putnam	Thornberry
Manzullo	Radanovich	Tiahrt
Marchant	Rahall	Tiberi
Markey	Ramstad	Tierney
Marshall	Regula	Towns
Matheson	Rehberg	Turner
Matsui	Reichert	Udall (CO)
McCarthy (CA)	Renzi	Udall (NM)
McCarthy (NY)	Reyes	Upton
McCaul (TX)	Reynolds	Van Hollen
McCollum (MN)	Rodriguez	Velazquez
McCotter	Rogers (AL)	Visclosky
McCrery	Rogers (KY)	Walberg
McDermott	Rogers (MI)	Walden (OR)
McGovern	Rohrabacher	Walsh (NY)
McHenry	Ros-Lehtinen	Walz (MN)
McHugh	Roskam	Wamp
McIntyre	Ross	Wasserman
McKeon	Rothman	Schultz
McMorris	Roybal-Allard	Waters
Rodgers	Royce	Watson
McNerney	Ruppersberger	Watt
McNulty	Rush	Waxman
Meehan	Ryan (OH)	Weiner
Meeks (NY)	Ryan (WI)	Welch (VT)
Melancon	Salazar	Weldon (FL)
Mica	Sali	Weller
Michaud	Sánchez, Linda	Westmoreland
Miller (FL)	T.	Wexler
Miller (MI)	Sanchez, Loretta	Whitfield
Miller (NC)	Sarbanes	Wicker
Miller, Gary	Saxton	Wilson (NM)
Miller, George	Schakowsky	Wilson (OH)
Mitchell	Schiff	Wilson (SC)
Mollohan	Schmidt	Wolf
Moore (KS)	Schwartz	Woolsey
Moore (WI)	Scott (GA)	Wu
Moran (KS)	Scott (VA)	Wynn
Moran (VA)	Sensenbrenner	Yarmuth
Murphy (CT)	Serrano	Young (AK)
Murphy, Patrick	Sessions	Young (FL)

NOT VOTING—7

Davis, Jo Ann	Lampson	Millender-
Fattah	Meek (FL)	McDonald
Kanjorski		Rangel

So the bill was passed.

A motion to reconsider the vote whereby said bill was passed was, by unanimous consent, laid on the table.

*Ordered*, That the Clerk request the concurrence of the Senate in said bill.

¶47.21 MESSAGE FROM THE SENATE

A message from the Senate by Ms. Curtis, one of its clerks, announced that the Senate has passed a concurrent resolution of the following title in which the concurrence of the House is requested:

S. Con. Res. 21. A concurrent resolution setting forth the congressional budget for the United States Government for fiscal year

2008 and including the appropriate budgetary levels for fiscal years 2007 and 2009 through 2012.

¶47.22 CLERK TO CORRECT ENGROSSMENT

On motion of Mr. ANDREWS, by unanimous consent,

*Ordered*, That in the engrossment of the bill (H.R. 1538) to amend title 10, United States Code, to improve the management of medical care, personnel actions, and quality of life issues for members of the Armed Forces who are receiving medical care in an outpatient status, and for other purposes, the Clerk be authorized to make technical corrections, including corrections in spelling, punctuation, section numbering, and cross-referencing, and the insertion of appropriate headings.

¶47.23 OLDER AMERICANS

On motion of Mr. LOEBACK, by unanimous consent, the bill of the Senate (S. 1002) a bill to amend the Older Americans Act of 1965 to reinstate certain provisions relating to the nutrition services incentive program; was taken from the Speaker's table.

When said bill was considered, read twice, ordered to be read a third time, was read a third time by title, and passed.

A motion to reconsider the vote whereby said bill was passed was, by unanimous consent, laid on the table.

*Ordered*, That the Clerk notify the Senate thereof.

¶47.24 CONGRESSIONAL BUDGET RESOLUTION

The SPEAKER pro tempore, Mr. WEINER, pursuant to House Resolution 275 and rule XVIII, declared the House resolved into the Committee of the Whole House on the state of the Union for the consideration of the concurrent resolution (H. Con. Res. 99) revising the congressional budget for the United States Government for fiscal year 2007, establishing the congressional budget for the United States Government for fiscal year 2008, and setting forth appropriate budgetary levels for fiscal years 2009 through 2012.

The SPEAKER pro tempore, Mr. WEINER, by unanimous consent, designated Mr. ALTMIRE as Chairman of the Committee of the Whole; and after some time spent therein,

The SPEAKER pro tempore, Mr. McDERMOTT, assumed the Chair.

When Mr. POMEROY, Acting Chairman, reported that the Committee, having had under consideration said bill, had come to no resolution thereon.

¶47.25 MEXICO-UNITED STATES INTERPARLIAMENTARY GROUP

The SPEAKER pro tempore, Mr. McDERMOTT, pursuant to 22 United States Code 276h, and the order of the House of January 4, 2007, the Chair announced the Speaker appointed the following Members of the House to the Mexico-United States Interparliamentary Group: Mr. PASTOR, Chairman, Ms. Linda T. SANCHEZ of California, Vice Chairman, Messrs. FILNER, REYES, Ms.

SOLIS, Mr. RODRIGUEZ, and Ms. GIFFORDS.

*Ordered*, That the Clerk notify the Senate of the foregoing appointments.

¶47.26 SENATE ENROLLED BILL SIGNED

Lorraine C. Miller, Clerk of the House, reported and found truly enrolled a bill of the House of the following title, which was thereupon signed by the Speaker:

S. 494. An Act to endorse further enlargement of the North Atlantic Treaty Organization (NATO) and to facilitate the timely admission of new members to NATO, and for other purposes.

¶47.27 LEAVE OF ABSENCE

By unanimous consent, leave of absence was granted to Ms. MILLENDER McDONALD, for today.

And then,

¶47.28 ADJOURNMENT

On motion of Ms. FOXX, at 11 o'clock and 3 minutes p.m., the House adjourned.

¶47.29 PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XII, public bills and resolutions were introduced and severally referred, as follows:

By Mrs. BONO (for herself, Mr. LEWIS of California, Mr. ISSA, and Mr. CALVERT):

H.R. 1725. A bill to amend the Reclamation Wastewater and Groundwater Study and Facilities Act to authorize the Secretary of the Interior to participate in the Rancho California Water District Southern Riverside County Recycled/Non-Potable Distribution Facilities and Demineralization/Desalination Recycled Water Treatment and Reclamation Facility Project; to the Committee on Natural Resources.

By Mr. DEFASIO (for himself, Mr. SHAYS, Mr. KUCINICH, Ms. SCHAKOWSKY, Mr. FRANK of Massachusetts, and Mr. MORAN of Virginia):

H.R. 1726. A bill to promote more humane treatment of farm animals; to the Committee on Oversight and Government Reform, and in addition to the Committee on Agriculture, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Ms. BALDWIN (for herself, Mrs. BONO, Mr. LANGEVIN, and Mr. BILLRAKIS):

H.R. 1727. A bill to enhance and further research into paralysis and to improve rehabilitation and the quality of life for persons living with paralysis and other physical disabilities, and for other purposes; to the Committee on Energy and Commerce.

By Mr. HONDA (for himself, Mr. FARR, Ms. MCCOLLUM of Minnesota, Mr. ELLISON, Mr. DOGGETT, Mr. GRJALVA, Mr. CARNAHAN, Mr. WAXMAN, Mr. COHEN, and Mr. CLEAVER):

H.R. 1728. A bill to authorize the National Science Foundation to establish a Global Warming Education Program; to the Committee on Science and Technology.

By Mr. HAYES (for himself, Mr. MCINTYRE, Mr. MCHENRY, Mr. COBLE, Mr. PRICE of North Carolina, Mr. ETHERIDGE, Mr. BUTTERFIELD, Mrs. MYRICK, Mr. SHULER, Mr. MILLER of North Carolina, and Mr. WATT):

H.R. 1729. A bill to amend the Trade Act of 1974 with respect to the trade adjustment assistance program, and for other purpose; to the Committee on Ways and Means.

By Mr. WALDEN of Oregon (for himself, Mr. POMEROY, Mr. GRAVES, Mr. ALLEN, Mr. BOYD of Florida, Mr. PAUL, Mr. EDWARDS, Mrs. McMORRIS RODGERS, Ms. HERSETH, Mr. STUPAK, Mr. OBERSTAR, Mr. SIMPSON, Mrs. EMERSON, Mr. HERGER, Mr. MATHE-SON, Mr. TERRY, Mr. BOOZMAN, Mr. FORBES, Mr. ETHERIDGE, Mrs. CUBIN, Mr. KIND, Mr. HASTINGS of Wash-ington, Mr. MORAN of Kansas, Mr. BOUCHER, Mr. REHBERG, Mr. LUCAS, Mr. PICKERING, Mr. LOEBESACK, Mr. MICHAUD, Mr. MILLER of Florida, Mr. RENZI, Mr. PETERSON of Pennsyl-vania, Mr. MCINTYRE, Mrs. BOYDA of Kansas, Mrs. CAPITO, Mr. MANZULLO, Mr. JONES of North Carolina, Mr. WELCH of Vermont, Mr. BERRY, Mr. HARE, Mr. ROSS, Mr. LATHAM, Mr. BOREN, Mr. BOSWELL, and Mr. UDALL of New Mexico):

H.R. 1730. A bill to amend title XVIII of the Social Security Act to ensure proportional representation of rural interests on the Medicare Payment Advisory Commission; to the Committee on Ways and Means, and in addition to the Committee on Energy and Commerce, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. BAIRD (for himself and Mr. SOUDER):

H.R. 1731. A bill to eliminate the annual operating deficit and maintenance backlog in the national parks, and for other purposes; to the Committee on Natural Resources, and in addition to the Committee on Ways and Means, for a period to be subse-quently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. BARTLETT of Maryland (for himself, Mr. ENGLISH of Pennsyl-vania, Mr. GOHMERT, Mr. PITTS, Mr. SMITH of Texas, Mrs. EMERSON, Mr. PETERSON of Minnesota, Mrs. CHRISTENSEN, and Mr. RENZI):

H.R. 1732. A bill to provide alternative re-tired pay rates under title 10, United States Code, and alternative disability compensa-tion rates under title 38, United States Code, for members of the Armed Forces with a combat-related disability, with such rates based on the average monthly salary for high school graduates in the United States, and for other purposes; to the Committee on Armed Services, and in addition to the Com-mittee on Veterans' Affairs, for a period to be subsequently determined by the Speaker, in each case for consideration of such provi-sions as fall within the jurisdiction of the committee concerned.

By Mr. BILBRAY:

H.R. 1733. A bill to prohibit the inclusion of earmarks in conference reports that were not in the House- or Senate-passed bills; to the Committee on Rules.

By Mr. BLUMENAUER (for himself, Ms. HOOLEY, Mr. WU, and Mr. DEFazio):

H.R. 1734. A bill to designate the facility of the United States Postal Service located at 630 Northeast Killingsworth Avenue in Port-land, Oregon, as the "Dr. Martin Luther King, Jr. Post Office"; to the Committee on Oversight and Government Reform.

By Mr. BUCHANAN:

H.R. 1735. A bill to amend title 18, United States Code, to provide mandatory imprison-ment for certain kidnappings by illegal aliens; to the Committee on the Judiciary.

By Mr. CANNON:

H.R. 1736. A bill to amend the Reclamation Projects Authorization and Adjustment Act of 1992 to provide for conjunctive use of sur-face and groundwater in Juab County, Utah; to the Committee on Natural Resources.

By Mrs. CAPPS:

H.R. 1737. A bill to amend the Reclamation Wastewater and Groundwater Study and Fa-cilities Act to authorize the Secretary of the Interior to participate in the design, plan-ning, and construction of permanent facili-ties for the GREAT project to reclaim, reuse, and treat impaired waters in the area of Oxnard, California; to the Committee on Natural Resources.

By Ms. GRANGER (for herself and Mr. WYNN):

H.R. 1738. A bill to amend the Public Health Service Act to establish a national screening program at the Centers for Disease Control and Prevention and to amend title XIX of the Social Security Act to provide States the option to provide medical assist-ance for men and women screened and found to have colorectal cancer or colorectal poly-ps; to the Committee on Energy and Com-merce.

By Ms. HARMAN:

H.R. 1739. A bill to require the approval of a Foreign Intelligence Surveillance Court judge or designated United States Mag-istrate Judge for the issuance of a national security letter, to require the Attorney Gen-eral to submit semiannual reports on na-tional security letters, and for other pur-poses; to the Committee on the Judiciary, and in addition to the Committees on Intel-ligence (Permanent Select), and Financial Services, for a period to be subsequently de-termined by the Speaker, in each case for consideration of such provisions as fall with-in the jurisdiction of the committee con-cerned.

By Mr. HINCHEY (for himself, Mr. LAHOOD, Mr. PALLONE, and Mr. LOBIONDO):

H.R. 1740. A bill to amend the Richard B. Russell National School Lunch Act to permit the simplified summer food programs to be carried out in all States and by all service institutions; to the Committee on Education and Labor.

By Mr. KLEIN of Florida (for himself, Ms. ROS-LEHTINEN, Ms. WASSERMAN SCHULTZ, Mr. CRENSHAW, and Mr. SALAZAR):

H.R. 1741. A bill to impose a 2-year morato-rium on implementation of a proposed rule relating to the Federal-State financial part-nerships under Medicaid and the State Chil-dren's Health Insurance Program; to the Committee on Energy and Commerce.

By Mr. LANGEVIN (for himself, Mr. CANTOR, Mrs. JONES of Ohio, Mr. RAMSTAD, Mr. PASCRELL, Mr. BUTTERFIELD, Ms. SCHWARTZ, Mr. KING of New York, Mr. GERLACH, Mr. MCINTYRE, Mr. COHEN, Mr. BOOZMAN, Ms. ZOE LOFGREN of California, Ms. SUTTON, Mr. THOMPSON of Mississippi, Mr. ETHERIDGE, Mr. EHLERS, Mr. LOBIONDO, Mr. SAXTON, Mr. SHAYS, Mr. SHIMKUS, Mr. BRADY of Pennsyl-vania, and Mr. GRIJALVA):

H.R. 1742. A bill to amend the Internal Re-venue Code of 1986 to classify automatic fire sprinkler systems as 5-year property for pur-poses of depreciation; to the Committee on Ways and Means.

By Mr. LYNCH (for himself, Mr. KING of New York, Mr. MCCOTTER, Mr. GRIJALVA, Mr. OLVER, and Mr. MCNULTY):

H.R. 1743. A bill to establish the National Center on Liver Disease Research, and for other purposes; to the Committee on Energy and Commerce.

By Mr. OBERSTAR:

H.R. 1744. A bill to provide for a hospital in Cass County, Minnesota; to the Committee on Ways and Means.

By Mr. ORTIZ (for himself, Mr. HINOJOSA, Mr. REYES, Ms. LEE, Mr. ABERCROMBIE, Ms. BORDALLO, and Mr. BRADY of Pennsylvania):

H.R. 1745. A bill to amend the Immigration and Nationality Act to waive inadmissibility based on a misrepresentation in the case of an immediate relative of an active duty or reserve member of the Armed Forces and to extend the V nonimmigrant visa program for spouses and children of such a member; to the Committee on the Judiciary.

By Ms. ROS-LEHTINEN (for herself, Mr. WEXLER, Mr. CANTOR, Mr. PENCE, and Mr. CHABOT):

H.R. 1746. A bill to require disclosure of Holocaust-era policies by insurers and estab-lish a federal cause of action for claims aris-ing out of a covered policy; to the Com-mittee on Financial Services, and in addi-tion to the Committees on Foreign Affairs, and Oversight and Government Reform, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdic-tion of the committee concerned.

By Ms. SOLIS (for herself, Mr. MCNERNEY, Mr. GEORGE MILLER of California, Mr. BLUMENAUER, Mr. PALLONE, Mr. ALLEN, Mr. INSLEE, Mr. WEINER, Mrs. CAPPS, Mr. HINCHEY, Mr. STUPAK, Mr. WYNN, Ms. DEGETTE, and Ms. SCHAKOWSKY):

H.R. 1747. A bill to amend the Safe Drink-ing Water Act to require a national primary drinking water regulation for perchlorate; to the Committee on Energy and Commerce.

By Mr. WAMP (for himself, Mr. UDALL of Colorado, Mr. KIND, and Mr. RAMSTAD):

H.R. 1748. A bill to amend the Internal Re-venue Code of 1986 to expand workplace health incentives by equalizing the tax con-sequences of employee athletic facility use; to the Committee on Ways and Means.

By Mr. WELCH of Vermont:

H.R. 1749. A bill to establish an Ombuds-man in the Department of Defense to assist members of the Armed Forces seeking med-ical care at military medical treatment fa-cilities; to the Committee on Armed Serv-ices.

By Mr. WYNN:

H.R. 1750. A bill to amend the Servicemembers Civil Relief Act to extend from 90 days to one year the period after re-lease of a member of the Armed Forces from active duty during which the member is pro-ected from mortgage foreclosure under that Act; to the Committee on Veterans' Affairs.

By Mr. YOUNG of Alaska (for himself and Mr. UDALL of Colorado):

H.R. 1751. A bill to establish a coordinated avalanche protection program, and for other purposes; to the Committee on Natural Re-sources, and in addition to the Committees on Agriculture, and Oversight and Govern-ment Reform, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall with-in the jurisdiction of the committee con-cerned.

By Mr. GENE GREEN of Texas (for himself and Mr. MANZULLO):

H. Res. 281. A resolution expressing the support of the House of Representatives for the goals and ideals of National Internet Safety Month; to the Committee on Energy and Commerce.

By Mr. SIREs:

H. Res. 282. A resolution expressing the sense of the House of Representatives that the United States Postal Service should dis-continue the practice of contracting out mail delivery services; to the Committee on Oversight and Government Reform.

¶47.30 MEMORIALS

Under clause 3 of rule XII, memorials were presented and referred as follows:

14. The SPEAKER presented a memorial of the Legislature of the State of Florida, relative to House Memorial 11A urging the Congress of the United States to support a National Catastrophe Insurance Program; to the Committee on Financial Services.

¶47.31 ADDITIONAL SPONSORS

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

- H.R. 17: Mr. MITCHELL and Mr. HILL.
- H.R. 39: Mr. CASTLE.
- H.R. 63: Mr. BACHUS.
- H.R. 66: Mr. ETHERIDGE.
- H.R. 89: Mr. BOREN.
- H.R. 171: Ms. SUTTON and Mr. STARK.
- H.R. 178: Mr. STARK.
- H.R. 241: Mr. HOEKSTRA.
- H.R. 303: Mr. LATHAM.
- H.R. 321: Mr. PLATTS.
- H.R. 339: Mr. BOREN.
- H.R. 359: Mr. GONZALEZ, Mr. CROWLEY, and Mr. SCHIFF.
- H.R. 394: Mr. MCCOTTER and Mr. BARRETT of South Carolina.
- H.R. 464: Mrs. NAPOLITANO.
- H.R. 468: Ms. NORTON.
- H.R. 471: Mr. SALI and Mrs. BACHMANN.
- H.R. 473: Mr. STEARNS and Mr. CASTLE.
- H.R. 503: Ms. WATSON, Mr. KENNEDY, Mr. HUNTER, and Mr. WYNN.
- H.R. 549: Mr. GONZALEZ.
- H.R. 592: Ms. SCHAKOWSKY and Mr. MICHAUD.
- H.R. 634: Mr. BONNER, Mr. MARIO DIAZ-BALART of Florida, Mr. GERLACH, Mr. GILCHREST, Mr. HOEKSTRA, Mr. INGLIS of South Carolina, Mr. PETRI, Mr. RADANOVICH, Mr. WESTMORELAND, Mr. PASCRELL, Mr. LANTOS, Mr. KAGEN, Mr. FORTUÑO, Mr. GOODE, Mr. MACK, Mr. TIBERI, Mr. NEUGEBAUER, Mr. SMITH of Texas, Mrs. LOWEY, Mr. PENCE, Mrs. BLACKBURN, Mr. HUNTER, Mr. WYNN, Ms. FOXX, Mr. KUCINICH, Mr. ROGERS of Kentucky, and Ms. GIFFORDS.
- H.R. 694: Mr. RUSH.
- H.R. 695: Mr. TIM MURPHY of Pennsylvania.
- H.R. 697: Mr. LINDER and Mr. TIAHRT.
- H.R. 698: Mr. MILLER of Florida, Mr. KAGEN, and Ms. HOOLEY.
- H.R. 704: Mr. GONZALEZ.
- H.R. 708: Mr. MCHUGH.
- H.R. 726: Mr. HASTINGS of Florida.
- H.R. 728: Mr. FRANK of Massachusetts and Ms. CARSON.
- H.R. 734: Mr. CONAWAY, Mr. ALTMIRE, and Mr. RAHALL.
- H.R. 741: Mrs. DRAKE.
- H.R. 769: Mr. BARRETT of South Carolina.
- H.R. 774: Mr. MORAN of Virginia.
- H.R. 784: Mr. BOREN, Mr. OLVER, and Mr. PRICE of North Carolina.
- H.R. 853: Mrs. MILLER of Michigan, Mr. WALBERG, and Mr. MCCOTTER.
- H.R. 872: Mr. HARE.
- H.R. 882: Mr. UDALL of Colorado and Mr. FARR.
- H.R. 887: Mr. BERMAN.
- H.R. 938: Mr. CARTER and Mr. BAKER.
- H.R. 943: Ms. SCHWARTZ, Ms. ZOE LOFGREN of California, Mr. STUPAK, Mr. TOWNS, Mr. PASTOR, Ms. BALDWIN, Mr. BUTTERFIELD, Ms. DEGETTE, Mr. PERLMUTTER, Mrs. EMERSON, Mr. DAVIS of Alabama, Mr. GEORGE MILLER of California, Ms. SOLIS, Ms. WOOLSEY, Mr. CARNEY, Mr. JACKSON of Illinois, Mr. BAIRD, Mr. MEEK of Florida, Mr. ROSS, Mr. DAVID DAVIS of Tennessee, Mr. EDWARDS, Mr. BUCHER, Mr. TAYLOR, Mr. BERRY, Mr. KIND, and Mr. MICHAUD.
- H.R. 957: Mr. KILDEE, Mr. DAVIS of Illinois, Mr. BONNER, Mr. TERRY, Mr. MCCAUL of

- Texas, Mr. ENGEL, Mr. WILSON of South Carolina, Mr. DAVIS of Kentucky, Mr. MICA, Mr. HIGGINS, Mr. MACK, Mr. BOREN, Mr. CARNAHAN, Mr. WELLER, Mr. CALVERT, and Mr. LINDER.
- H.R. 971: Mr. GILLMOR, Mr. PICKERING, and Mrs. DRAKE.
- H.R. 989: Mr. CANNON and Mr. SHIMKUS.
- H.R. 997: Mr. UPTON, Mr. WILSON of South Carolina, Mr. KLINE of Minnesota, and Mr. WAMP.
- H.R. 1026: Mr. BOOZMAN and Mr. THOMPSON of Mississippi.
- H.R. 1038: Mr. HOEKSTRA.
- H.R. 1055: Ms. LORETTA SANCHEZ of California.
- H.R. 1076: Mr. JONES of North Carolina, Mr. BOSWELL, and Mr. GRIJALVA.
- H.R. 1082: Mr. GRIJALVA, Mr. COURTNEY, and Mr. COHEN.
- H.R. 1084: Mr. HONDA.
- H.R. 1091: Mr. STEARNS, Ms. ROS-LEHTINEN, Mr. MICA, Mr. BILIRAKIS, Mrs. BONO, and Ms. WASSERMAN SCHULTZ.
- H.R. 1110: Mr. FRELINGHUYSEN.
- H.R. 1112: Mrs. BACHMANN.
- H.R. 1147: Mr. TANNER.
- H.R. 1157: Mr. TIM MURPHY of Pennsylvania, Mr. KING of New York, Mr. FERGUSON, Mrs. BOYDA of Kansas, Ms. EDDIE BERNICE JOHNSON of Texas, Mr. GONZALEZ, Ms. NORTON, Ms. HOOLEY, Mr. HINCHEY, Mr. DENT, Mrs. CUBIN, and Mr. BRALEY of Iowa.
- H.R. 1225: Ms. MATSUI.
- H.R. 1237: Mrs. MYRICK, Mr. GENE GREEN of Texas, Mr. HOLDEN, and Ms. HOOLEY.
- H.R. 1246: Ms. ESHOO.
- H.R. 1248: Mr. SAXTON, Mr. ANDREWS, Mr. PAYNE, Mr. ROTHMAN, and Mr. KENNEDY.
- H.R. 1280: Mr. HARE.
- H.R. 1283: Mr. HALL of New York, Mr. GOODE, Mr. DAVIS of Alabama, and Mrs. MCCARTHY of New York.
- H.R. 1291: Ms. SLAUGHTER, Mr. PETERSON of Minnesota, and Mr. MCHUGH.
- H.R. 1303: Mr. WALSH of New York.
- H.R. 1332: Mr. BISHOP of Utah and Mr. FILNER.
- H.R. 1338: Mr. SESTAK and Mr. LEWIS of Georgia.
- H.R. 1346: Mr. MEEKS of New York.
- H.R. 1357: Ms. HARMAN, Mr. LOBIONDO, Mr. GENE GREEN of Texas, Mr. BONNER, Mr. WILSON of South Carolina, Mr. DAVIS of Kentucky, Mr. MICA, Mr. HIGGINS, Mr. MACK, Mr. MCCOTTER, Mr. BOREN, Mr. FALCOMA, Mr. CARNAHAN, Mr. WELLER, Mr. TERRY, Mr. LINDER, Mr. FORTENBERRY, and Ms. BERKLEY.
- H.R. 1363: Ms. HERSETH.
- H.R. 1366: Mrs. BACHMANN and Mrs. DRAKE.
- H.R. 1384: Mr. COSTA, Ms. ESHOO, Mr. FILNER, Mr. GALLEGLY, Mr. MCNERNEY, Mr. GARY G. MILLER of California, Mr. LARSEN of Washington, and Mr. BILBRAY.
- H.R. 1391: Ms. ZOE LOFGREN of California and Mr. GRIJALVA.
- H.R. 1394: Mr. GERLACH, Mr. GARRETT of New Jersey, Ms. NORTON, and Ms. MCCOLLUM of Minnesota.
- H.R. 1400: Mr. CALVERT, Mr. HUNTER, Mr. COSTA, Mr. BILBRAY, Mr. WELCH of Vermont, Mr. SCOTT of Georgia, Mr. CANTOR, Mr. CHABOT, Ms. HERSETH, Mr. SESTAK, Mr. WEINER, Mr. CARNAHAN, Mr. RENZI, Mr. REICHERT, Mr. JACKSON of Illinois, Mr. BURTON of Indiana, Mr. SHADEG, Mr. WALBERG, Mr. WILSON of South Carolina, Mr. SIRE, Mr. SHIMKUS, Mr. WAMP, Mr. HASTINGS of Florida, Mr. EHLERS, Mrs. CUBIN, Mr. SKELTON, Mr. SESSIONS, Mr. UDALL of Colorado, Mr. DAVIS of Kentucky, Ms. BERKLEY, and Mr. GALLEGLY.
- H.R. 1407: Mr. WILSON of South Carolina and Mr. PLATTS.
- H.R. 1413: Mr. WEXLER and Ms. ZOE LOFGREN of California.
- H.R. 1424: Mr. GILLMOR.
- H.R. 1428: Ms. SHEA-PORTER, Mr. BISHOP of Utah, and Mr. JOHNSON of Georgia.

- H.R. 1438: Mr. ELLISON and Mr. STARK.
- H.R. 1453: Mr. ALLEN.
- H.R. 1469: Mr. SNYDER, Mr. MORAN of Virginia, and Mr. GRIJALVA.
- H.R. 1476: Mr. SESSIONS, Mr. PRICE of Georgia, and Mr. REICHERT.
- H.R. 1506: Mr. COHEN, Mr. FARR, Mrs. MALONEY of New York, Mr. CAPUANO, Mr. MCNERNEY, Mr. KENNEDY, Ms. EDDIE BERNICE JOHNSON of Texas, Mr. DELAHUNT, Mr. ACKERMAN, Mrs. NAPOLITANO, Mr. UDALL of Colorado, Mr. HOLT, and Mr. NEAL of Massachusetts.
- H.R. 1514: Mr. ABERCROMBIE, Mrs. JO ANN DAVIS of Virginia, Mr. SOUDER, Mr. LARSEN of Washington, Mr. SHAYS, Mr. FILNER, Mr. TERRY, Mrs. MALONEY of New York, and Ms. EDDIE BERNICE JOHNSON of Texas.
- H.R. 1535: Mr. WEXLER and Mr. BRADY of Pennsylvania.
- H.R. 1542: Ms. HIRONO and Ms. BALDWIN.
- H.R. 1548: Ms. SHEA-PORTER.
- H.R. 1560: Mr. BRADY of Pennsylvania.
- H.R. 1576: Mr. ALLEN.
- H.R. 1589: Mr. PLATTS.
- H.R. 1590: Mr. COURTNEY and Mr. HARE.
- H.R. 1596: Mr. SMITH of New Jersey, Mr. CALVERT, and Mr. FORTENBERRY.
- H.R. 1609: Mr. LAMBORN, Mr. ISRAEL, Mr. HOLT, Mr. COHEN, and Mr. BLUMENAUER.
- H.R. 1645: Mr. DAVIS of Illinois, Mr. ELLISON, Mr. HASTINGS of Florida, Mr. MCGOVERN, and Mr. WEINER.
- H.R. 1647: Mr. ROSS, Ms. PRYCE of Ohio, Mr. UDALL of Colorado, Mr. MCCOTTER, Mr. BRADY of Pennsylvania, Mr. PETRI, Mrs. BONO, Mr. BISHOP of New York, and Mr. SHAYS.
- H.R. 1650: Mr. GRIJALVA.
- H.R. 1653: Mr. JEFFERSON.
- H.R. 1662: Mr. GRIJALVA, Mrs. CUBIN, and Mr. HERGER.
- H.R. 1673: Mr. MILLER of Florida, Mr. SAXTON, Mrs. EMERSON, Mr. HOBSON, and Mrs. CAPPS.
- H.R. 1675: Mr. JONES of North Carolina.
- H.R. 1676: Ms. HERSETH, Mr. YOUNG of Alaska, Mr. BACA, and Mr. GRIJALVA.
- H.R. 1680: Ms. ZOE LOFGREN of California.
- H.R. 1681: Mr. JOHNSON of Georgia.
- H.R. 1688: Ms. LEE and Mr. ELLISON.
- H.R. 1691: Mr. ACKERMAN and Mr. GEORGE MILLER of California.
- H.R. 1717: Mr. LINDER.
- H.R. 1718: Ms. SHEA-PORTER and Mr. DELAHUNT.
- H. Con. Res. 68: Mr. RENZI, Mr. BRADY of Pennsylvania, Ms. WOOLSEY, and Mr. TANCREDO.
- H. Con. Res. 100: Ms. EDDIE BERNICE JOHNSON of Texas.
- H. Con. Res. 102: Ms. MILLENDER-MCDONALD, Mrs. MALONEY of New York, Ms. BORDALLO, Mr. REICHERT, Mr. PAYNE, Ms. WOOLSEY, Mr. STARK, and Mrs. DRAKE.
- H. Res. 101: Mr. SMITH of Washington.
- H. Res. 121: Ms. CLARKE, Mr. MICHAUD, Mr. HASTINGS of Florida, Mr. VAN HOLLEN, and Mr. ALLEN.
- H. Res. 123: Mr. JEFFERSON and Mr. HOLDEN.
- H. Res. 125: Mr. LINDER.
- H. Res. 128: Mr. MCCOTTER.
- H. Res. 186: Mrs. CHRISTENSEN, Mr. SAXTON, Mr. KIND, Mr. KIRK, and Mr. EHLERS.
- H. Res. 209: Mr. STARK.
- H. Res. 221: Ms. NORTON.
- H. Res. 231: Mr. BARRETT of South Carolina.
- H. Res. 245: Mr. PALLONE.
- H. Res. 248: Mr. UPTON.
- H. Res. 259: Mr. REGULA, Mr. WAXMAN, and Mr. CUELLAR.
- H. Res. 268: Mr. ADERHOLT, Mr. BOOZMAN, Mr. PENCE, Mr. WAMP, Mr. HALL of Texas, Mr. CROWLEY, Mr. WYNN, Mr. TIERNEY, Mr. CARDOZA, Mr. LUCAS, Mr. LAMBORN, Mr. AKIN, Mr. BARRETT of South Carolina, Mr.

FILNER, Mr. LINCOLN DAVIS of Tennessee, Mr. CONAWAY, Mr. MILLER of Florida, Mr. SMITH of Texas, Mr. LANTOS, Mr. GOODLATTE, Mr. TOM DAVIS of Virginia, Mr. GOODE, Mr. SMITH of Washington, Mr. GORDON, Mr. CRAMER, Mr. ROSS, Mr. BOYD of Florida, Mr. MATHESON, Mr. TAYLOR, Mr. SHULER, Mr. FORBES, Mr. NEUGEBAUER, Mr. RADANOVICH, Mr. KLINE of Minnesota, Mr. JORDAN, and Mr. BACHUS.

H. Res. 272: Ms. NORTON.

H. Res. 273: Mr. PERLMUTTER.

#### ¶47.32 PETITIONS

Under clause 3 of rule XII, petitions and papers were laid on the clerk's desk and referred as follows:

6. The SPEAKER presented a petition of the Village of Pomona, New York, relative to a resolution requesting that the Congress of the United States pass legislation requiring the Nuclear Regulatory Commission conduct an Independent Safety Assessment of the Indian Point Nuclear Power Plant; to the Committee on Energy and Commerce.

7. Also, a petition of the New Orleans City Council, Louisiana, relative to Resolution R-07-89 urging the Congress of the United States to fully fund all necessary improvements to the various flood control and drainage projects that have been designated for funding to date, as well as those forthcoming in the immediate future; to the Committee on Transportation and Infrastructure.

8. Also, a petition of the City Council of Honolulu, Hawaii, relative to Resolution 07-044 urging the Congress of the United States to support S. 57 and H.R. 760, the Filipino Veterans Equity Acts of 2007, conferring benefits on Filipino World War II Veterans; to the Committee on Veterans' Affairs.

#### ¶47.33 DELETIONS

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

H.R. 695: Mrs. EMERSON.

H.J. Res. 40: Mr. HALL of Texas.

### THURSDAY, MARCH 29, 2007 (48)

The House was called to order by the SPEAKER.

#### ¶48.1 APPROVAL OF THE JOURNAL

The SPEAKER announced she had examined and approved the Journal of the proceedings of Wednesday, March 28, 2007.

Mr. KLEIN of Florida, pursuant to clause 1, rule I, demanded a vote on agreeing to the Chair's approval of the Journal.

The question being put, viva voce,

Will the House agree to the Chair's approval of said Journal?

The SPEAKER announced that the yeas had it.

Mr. KLEIN of Florida objected to the vote on the ground that a quorum was not present and not voting.

The SPEAKER pursuant to clause 8, rule XX, announced that further proceedings on the question were postponed.

The point of no quorum was considered as withdrawn.

#### ¶48.2 COMMUNICATIONS

Executive and other communications, pursuant to clause 8, rule XII, were referred as follows:

1001. A letter from the Director, Defense Procurement and Acquisition Policy, De-

partment of Defense, transmitting the Department's final rule — Defense Federal Acquisition Supplement; Radio Frequency Identification (DFARS Case 2006-D002) (RIN: 0750-AF31) received March 18, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Armed Services.

1002. A letter from the Director, Defense Procurement and Acquisition Policy, Department of Defense, transmitting the Department's final rule — Defense Federal Acquisition Regulation Supplement; Protests, Disputes, and Appeals (DFARS Case 2003-D010) (RIN: 0750-AE01) received March 18, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Armed Services.

1003. A letter from the Director, Defense Procurement and Acquisition Policy, Department of Defense, transmitting the Department's final rule — Defense Federal Acquisition Regulation Supplement; Aviation Into-Plane Reimbursement Card (DFARS Case 2006-D017) (RIN: 0750-AF42) received March 18, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Armed Services.

1004. A letter from the Director, Defense Procurement and Acquisition Policy, Department of Defense, transmitting the Department's final rule — Defense Federal Acquisition Regulation Supplement; Berry Amendment Exceptions — Acquisition of Perishable Food, and Fish, Shellfish, or Seafood (DFARS Case 2006-D005) (RIN: 0750-AF32) received March 18, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Armed Services.

1005. A letter from the Chief Counsel, FEMA, Department of Homeland Security, transmitting the Department's final rule — Changes in Flood Elevation Determinations — received March 18, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Financial Services.

1006. A letter from the Assistant General Counsel for Regulatory Services, Department of Education, transmitting the Department's final rule — Magnet Schools Assistance Program — received March 18, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Education and Labor.

1007. A letter from the Assistant General Counsel for Regulatory Services, Department of Education, transmitting the Department's final rule — Magnet Schools Assistance Program — received March 18, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Education and Labor.

1008. A letter from the Assistant General Counsel for Regulations, Office of General Counsel, Department of Education, transmitting the Department's final rule — National Institute on Disability and Rehabilitation Research-Disability and Rehabilitation Research Projects and Centers Program-Disability Rehabilitation Research Projects (DRRPS) and Rehabilitation Engineering Research Centers (RERCs) — received March 18, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Education and Labor.

1009. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's RCRA Section 3013 Guidance Manual; to the Committee on Energy and Commerce.

1010. A letter from the Office Director, Office of Congressional Affairs, Nuclear Regulatory Commission, transmitting the Commission's final rule — Design Basis Threat (RIN: 3150-AH60) received March 18, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

1011. A letter from the Assistant Secretary, Land and Minerals Management, Department of Interior, transmitting the Department's final rule — Oil and Gas and Sulphur Operations in the Outer Continental Shelf — Update of New and Reaffirmed Documents Incorporated by Reference (RIN: 1010-

AD24) received March 14, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Natural Resources.

1012. A letter from the Acting Assistant Secretary for Fish, Wildlife and Parks, Department of the Interior, transmitting the Department's final rule — Endangered and Threatened Wildlife and Plants; Designation of Critical Habitat for the Contiguous United States District Population Segment of the Canada Lynx (RIN: 1018-AU52) received February 27, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Natural Resources.

1013. A letter from the Assistant Secretary for Fish, Wildlife and Parks, Department of the Interior, transmitting the Department's final rule — Endangered and Threatened Wildlife and Plants; Designation of Critical Habitat for the Laguna Mountains Skipper (*Pyrgus ruralis lagunae*) (RIN: 1018-AU50) received February 27, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Natural Resources.

1014. A letter from the Assistant Secretary for Fish, Wildlife and Parks, Department of the Interior, transmitting the Department's final rule — Endangered and Threatened Wildlife and Plants; Designation of Critical Habitat for *Astragalus ampullarioides* (*Skivwits milk-vetch*) and *Astragalus holmgreniorum* (*Holmgren milk-vetch*) (RIN: 1018-AU45) received February 27, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Natural Resources.

1015. A letter from the Acting Director, Office of Sustainable Fisheries, NMFS, National Oceanic and Atmospheric Administration, transmitting the Administration's final rule — Fisheries of the Exclusive Economic Zone Off Alaska; Pacific Cod by Vessels Catching Pacific Cod for Processing by the Inshore Component in the Central Regulatory Area of the Gulf of Alaska [Docket No. 070213032-7032-01; I.D. 022607C] received March 18, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Natural Resources.

1016. A letter from the Acting Director, Office of Sustainable Fisheries, NMFS, National Oceanic and Atmospheric Administration, transmitting the Administration's final rule — Fisheries of the Exclusive Economic Zone Off Alaska; Rock Sole, Flathead Sole, and "Other Flatfish" by Vessels Using Trawl Gear in the Bering Sea and Aleutian Islands Management Area [Docket No. 060216045-6045-01; I.D.021607B] received March 18, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Natural Resources.

1017. A letter from the Acting Director, Office of Sustainable Fisheries, NMFS, National Oceanic and Atmospheric Administration, transmitting the Administration's final rule — Fisheries of the Exclusive Economic Zone Off Alaska; Chiniak Gully Research Area for Vessels Using Trawl Gear [Docket No. 060216044-6044-01; I.D. 021207C] received March 18, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Natural Resources.

1018. A letter from the Acting Director, Office of Sustainable Fisheries, NMFS, National Oceanic and Atmospheric Administration, transmitting the Administration's final rule — Fisheries of the Exclusive Economic Zone Off Alaska; Pacific Cod by Catcher Processor Vessels Using Pot Gear in the Bering Sea and Aleutian Islands Management Area [Docket No. 060216045-6045-01; I.D. 021607K] received March 18, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Natural Resources.

1019. A letter from the Acting Director, Office of Sustainable Fisheries, NMFS, National Oceanic and Atmospheric Administration, transmitting the Administration's final rule — Fisheries of the Exclusive Economic Zone Off Alaska; Pollock in Statistical Area



630 of the Gulf of Alaska [Docket No. 060216044-6044-01; I.D. 022007A] received March 18, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Natural Resources.

1020. A letter from the Acting Director, Office of Sustainable Fisheries, NMFS, National Oceanic and Atmospheric Administration, transmitting the Administration's final rule — Fisheries in the Western Pacific; Western Pacific Crustacean Fisheries; 2007 Harvest [Docket No. 060824225-6225-01; I.D. 021207A] received March 18, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Natural Resources.

1021. A letter from the OGE Director, Office of Government Ethics, transmitting the Office's final rule — Post-Employment Conflict of Interest Restrictions; Exemption of Positions and Revision of Departmental Component Designations (RIN: 3209-AA14) received March 18, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on the Judiciary.

1022. A letter from the Dir, Regulations Mgt, Department of Veterans Affairs, transmitting the Department's final rule — Cost Estimate 06-26 Schedule for Rating Disabilities; Appendices A, B, C (RIN: 2900-AM60) received March 18, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Veterans' Affairs.

1023. A letter from the Chief, Publications and Regulations, Internal Revenue Service, transmitting the Service's final rule — 26 CFR 1.61-21: Taxation of fringe benefits — received March 22, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

48.3 CONGRESSIONAL BUDGET RESOLUTION

The SPEAKER pro tempore, Mr. COHEN, pursuant to House Resolution 275 and rule XVIII, declared the House resolved into the Committee of the Whole House on the state of the Union for the further consideration of the concurrent resolution (H. Con. Res. 99) revising the congressional budget for the United States Government for fiscal year 2007, establishing the congressional budget for the United States Government for fiscal year 2008, and setting forth appropriate budgetary levels for fiscal years 2009 through 2012.

Mrs. TAUSCHER, Acting Chairman, assumed the chair; and after some time spent therein,

48.4 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment in the nature of a substitute numbered 1, printed in House Report 110-79, submitted by Ms. KILPATRICK of Michigan:

Strike all after the resolving clause and insert the following:

SECTION 1. CONCURRENT RESOLUTION ON THE BUDGET FOR FISCAL YEAR 2008.

The Congress declares that the concurrent resolution on the budget for fiscal year 2008 is hereby established and that the appropriate budgetary levels for fiscal years 2009 through 2012 are set forth.

TITLE I—RECOMMENDED LEVELS AND AMOUNTS

SEC. 101. RECOMMENDED LEVELS AND AMOUNTS.

The following budgetary levels are appropriate for each of fiscal years 2008 through 2012:

(1) FEDERAL REVENUES.—For purposes of the enforcement of this resolution:

(A) The recommended levels of Federal revenues are as follows:

- Fiscal year 2008: \$2,125,897,000,000.00.
- Fiscal year 2009: \$2,195,626,000,000.00.
- Fiscal year 2010: \$2,257,721,000,000.00.
- Fiscal year 2011: \$2,434,651,000,000.00.
- Fiscal year 2012: \$2,618,596,000,000.00.

(B) The amounts by which the aggregate levels of Federal revenues should be reduced are as follows:

- Fiscal year 2008: \$75,100,000,000.00.
- Fiscal year 2009: \$88,700,000,000.00.
- Fiscal year 2010: \$94,000,000,000.00.
- Fiscal year 2011: \$40,100,000,000.00.
- Fiscal year 2012: \$21,500,000,000.00.

(2) NEW BUDGET AUTHORITY.—For purposes of the enforcement of this resolution, the appropriate levels of total new budget authority are as follows:

- Fiscal year 2008: \$2,563,074,000,000.00.
- Fiscal year 2009: \$2,569,841,000,000.00.
- Fiscal year 2010: \$2,612,809,000,000.00.
- Fiscal year 2011: \$2,719,483,000,000.00.
- Fiscal year 2012: \$2,746,964,000,000.00.

(3) BUDGET OUTLAYS.—For purposes of the enforcement of this resolution, the appropriate levels of total budget outlays are as follows:

- Fiscal year 2008: \$2,503,314,000,000.00.
- Fiscal year 2009: \$2,620,443,000,000.00.
- Fiscal year 2010: \$2,647,959,000,000.00.
- Fiscal year 2011: \$2,730,582,000,000.00.
- Fiscal year 2012: \$2,734,344,000,000.00.

(4) DEFICITS (ON-BUDGET).—For purposes of the enforcement of this resolution, the amounts of the deficits (on-budget) are as follows:

- Fiscal year 2008: \$-377,417,000,000.00.
- Fiscal year 2009: \$-424,817,000,000.00.
- Fiscal year 2010: \$-390,237,000,000.00.
- Fiscal year 2011: \$-295,931,000,000.00.
- Fiscal year 2012: \$-115,749,000,000.00.

(5) DEBT SUBJECT TO LIMIT.—Pursuant to section 301(a)(5) of the Congressional Budget Act of 1974, the appropriate levels of the public debt are as follows:

- Fiscal year 2008: \$9,423,000,000,000.00.
- Fiscal year 2009: \$9,965,000,000,000.00.
- Fiscal year 2010: \$10,473,000,000,000.00.
- Fiscal year 2011: \$10,882,000,000,000.00.
- Fiscal year 2012: \$11,124,000,000,000.00.

(6) DEBT HELD BY THE PUBLIC.—The appropriate levels of debt held by the public are as follows:

- Fiscal year 2008: \$5,231,000,000,000.00.
- Fiscal year 2009: \$5,452,000,000,000.00.
- Fiscal year 2010: \$5,625,000,000,000.00.
- Fiscal year 2011: \$5,686,000,000,000.00.
- Fiscal year 2012: \$5,556,000,000,000.00.

SEC. 102. MAJOR FUNCTIONAL CATEGORIES.

The Congress determines and declares that the appropriate levels of new budget authority and outlays for fiscal years 2008 through 2012 for each major functional category are:

(1) National Defense (050):

Fiscal year 2008:  
(A) New budget authority, \$506,955,000,000.00.

(B) Outlays, \$514,401,000,000.00.

Fiscal year 2009:  
(A) New budget authority, \$534,705,000,000.00.

(B) Outlays, \$524,384,000,000.00.

Fiscal year 2010:  
(A) New budget authority, \$545,171,000,000.00.

(B) Outlays, \$536,433,000,000.00.

Fiscal year 2011:  
(A) New budget authority, \$550,944,000,000.00.

(B) Outlays, \$547,624,000,000.00.

Fiscal year 2012:  
(A) New budget authority, \$559,799,000,000.00.

(B) Outlays, \$548,169,000,000.00.

(2) International Affairs (150):

Fiscal year 2008:  
(A) New budget authority, \$37,745,000,000.00.

(B) Outlays, \$34,785,000,000.00.

Fiscal year 2009:  
(A) New budget authority, \$37,577,000,000.00.

(B) Outlays, \$34,660,000,000.00.

Fiscal year 2010:  
(A) New budget authority, \$37,127,000,000.00.

(B) Outlays, \$34,466,000,000.00.

Fiscal year 2011:  
(A) New budget authority, \$37,136,000,000.00.

(B) Outlays, \$34,405,000,000.00.

Fiscal year 2012:  
(A) New budget authority, \$37,267,000,000.00.

(B) Outlays, \$34,592,000,000.00.

(3) General Science, Space, and Technology

(250):

Fiscal year 2008:  
(A) New budget authority, \$27,772,000,000.00.

(B) Outlays, \$26,561,000,000.00.

Fiscal year 2009:  
(A) New budget authority, \$28,754,000,000.00.

(B) Outlays, \$28,521,000,000.00.

Fiscal year 2010:  
(A) New budget authority, \$29,923,000,000.00.

(B) Outlays, \$29,578,000,000.00.

Fiscal year 2011:  
(A) New budget authority, \$31,158,000,000.00.

(B) Outlays, \$30,162,000,000.00.

Fiscal year 2012:  
(A) New budget authority, \$32,477,000,000.00.

(B) Outlays, \$31,418,000,000.00.

(4) Energy (270):

Fiscal year 2008:  
(A) New budget authority, \$3,494,000,000.00.

(B) Outlays, \$1,194,000,000.00.

Fiscal year 2009:  
(A) New budget authority, \$3,229,000,000.00.

(B) Outlays, \$1,627,000,000.00.

Fiscal year 2010:  
(A) New budget authority, \$3,260,000,000.00.

(B) Outlays, \$1,800,000,000.00.

Fiscal year 2011:  
(A) New budget authority, \$3,315,000,000.00.

(B) Outlays, \$1,821,000,000.00.

Fiscal year 2012:  
(A) New budget authority, \$3,368,000,000.00.

(B) Outlays, \$2,084,000,000.00.

(5) Natural Resources and Environment

(300):

Fiscal year 2008:  
(A) New budget authority, \$33,895,000,000.00.

(B) Outlays, \$35,459,000,000.00.

Fiscal year 2009:  
(A) New budget authority, \$34,286,000,000.00.

(B) Outlays, \$36,073,000,000.00.

Fiscal year 2010:  
(A) New budget authority, \$35,013,000,000.00.

(B) Outlays, \$36,201,000,000.00.

Fiscal year 2011:  
(A) New budget authority, \$35,180,000,000.00.

(B) Outlays, \$36,256,000,000.00.

Fiscal year 2012:  
(A) New budget authority, \$36,214,000,000.00.

(B) Outlays, \$36,653,000,000.00.

(6) Agriculture (350):

Fiscal year 2008:  
(A) New budget authority, \$20,945,000,000.00.

(B) Outlays, \$19,972,000,000.00.

Fiscal year 2009:  
(A) New budget authority, \$21,328,000,000.00.

(B) Outlays, \$20,496,000,000.00.

Fiscal year 2010:  
(A) New budget authority, \$21,414,000,000.00.

(B) Outlays, \$20,418,000,000.00.

Fiscal year 2011:  
(A) New budget authority, \$21,349,000,000.00.

(B) Outlays, \$20,650,000,000.00.

Fiscal year 2012:  
(A) New budget authority, \$21,537,000,000.00.

(B) Outlays, \$21,013,000,000.00.

(7) Commerce and Housing Credit (370):

Fiscal year 2008:  
(A) New budget authority, \$10,610,000,000.00.

(B) Outlays, \$3,074,000,000.00.

Fiscal year 2009:  
(A) New budget authority, \$10,989,000,000.00.

(B) Outlays, \$2,121,000,000.00.

Fiscal year 2010:  
(A) New budget authority, \$14,486,000,000.00.

(B) Outlays, \$4,248,000,000.00.

Fiscal year 2011:  
(A) New budget authority, \$9,320,000,000.00.  
(B) Outlays, \$2,482,000,000.00.  
Fiscal year 2012:  
(A) New budget authority, \$9,171,000,000.00.  
(B) Outlays, \$1,483,000,000.00.  
(8) Transportation (400):  
Fiscal year 2008:  
(A) New budget authority, \$83,657,000,000.00.  
(B) Outlays, \$81,202,000,000.00.  
Fiscal year 2009:  
(A) New budget authority, \$77,043,000,000.00.  
(B) Outlays, \$84,628,000,000.00.  
Fiscal year 2010:  
(A) New budget authority, \$77,751,000,000.00.  
(B) Outlays, \$86,753,000,000.00.  
Fiscal year 2011:  
(A) New budget authority, \$78,632,000,000.00.  
(B) Outlays, \$87,506,000,000.00.  
Fiscal year 2012:  
(A) New budget authority, \$79,409,000,000.00.  
(B) Outlays, \$89,103,000,000.00.  
(9) Community and Regional Development (450):  
Fiscal year 2008:  
(A) New budget authority, \$17,166,000,000.00.  
(B) Outlays, \$22,551,000,000.00.  
Fiscal year 2009:  
(A) New budget authority, \$15,422,000,000.00.  
(B) Outlays, \$21,488,000,000.00.  
Fiscal year 2010:  
(A) New budget authority, \$15,175,000,000.00.  
(B) Outlays, \$20,463,000,000.00.  
Fiscal year 2011:  
(A) New budget authority, \$15,060,000,000.00.  
(B) Outlays, \$18,946,000,000.00.  
Fiscal year 2012:  
(A) New budget authority, \$15,040,000,000.00.  
(B) Outlays, \$16,039,000,000.00.  
(10) Education, Training, Employment, and Social Services (500):  
Fiscal year 2008:  
(A) New budget authority, \$121,203,000,000.00.  
(B) Outlays, \$101,179,000,000.00.  
Fiscal year 2009:  
(A) New budget authority, \$121,552,000,000.00.  
(B) Outlays, \$119,883,000,000.00.  
Fiscal year 2010:  
(A) New budget authority, \$120,276,000,000.00.  
(B) Outlays, \$120,003,000,000.00.  
Fiscal year 2011:  
(A) New budget authority, \$117,706,000,000.00.  
(B) Outlays, \$118,433,000,000.00.  
Fiscal year 2012:  
(A) New budget authority, \$116,785,000,000.00.  
(B) Outlays, \$115,930,000,000.00.  
(11) Health (550):  
Fiscal year 2008:  
(A) New budget authority, \$302,810,000,000.00.  
(B) Outlays, \$298,678,000,000.00.  
Fiscal year 2009:  
(A) New budget authority, \$322,072,000,000.00.  
(B) Outlays, \$320,093,000,000.00.  
Fiscal year 2010:  
(A) New budget authority, \$338,846,000,000.00.  
(B) Outlays, \$339,499,000,000.00.  
Fiscal year 2011:  
(A) New budget authority, \$359,694,000,000.00.  
(B) Outlays, \$359,503,000,000.00.  
Fiscal year 2012:  
(A) New budget authority, \$382,231,000,000.00.  
(B) Outlays, \$381,804,000,000.00.  
(12) Medicare (570):  
Fiscal year 2008:  
(A) New budget authority, \$389,886,000,000.00.  
(B) Outlays, \$389,996,000,000.00.  
Fiscal year 2009:  
(A) New budget authority, \$417,031,000,000.00.  
(B) Outlays, \$416,682,000,000.00.  
Fiscal year 2010:  
(A) New budget authority, \$442,669,000,000.00.  
(B) Outlays, \$442,889,000,000.00.  
Fiscal year 2011:  
(A) New budget authority, \$489,400,000,000.00.  
(B) Outlays, \$489,409,000,000.00.  
Fiscal year 2012:  
(A) New budget authority, \$487,128,000,000.00.  
(B) Outlays, \$486,740,000,000.00.  
(13) Income Security (600):  
Fiscal year 2008:  
(A) New budget authority, \$384,558,000,000.00.  
(B) Outlays, \$387,232,000,000.00.  
Fiscal year 2009:  
(A) New budget authority, \$394,570,000,000.00.  
(B) Outlays, \$397,238,000,000.00.  
Fiscal year 2010:  
(A) New budget authority, \$404,132,000,000.00.  
(B) Outlays, \$405,323,000,000.00.  
Fiscal year 2011:  
(A) New budget authority, \$419,163,000,000.00.  
(B) Outlays, \$419,193,000,000.00.  
Fiscal year 2012:  
(A) New budget authority, \$404,632,000,000.00.  
(B) Outlays, \$403,985,000,000.00.  
(14) Social Security (650):  
Fiscal year 2008:  
(A) New budget authority, \$19,644,000,000.00.  
(B) Outlays, \$19,644,000,000.00.  
Fiscal year 2009:  
(A) New budget authority, \$21,518,000,000.00.  
(B) Outlays, \$21,518,000,000.00.  
Fiscal year 2010:  
(A) New budget authority, \$23,701,000,000.00.  
(B) Outlays, \$23,701,000,000.00.  
Fiscal year 2011:  
(A) New budget authority, \$27,009,000,000.00.  
(B) Outlays, \$27,009,000,000.00.  
Fiscal year 2012:  
(A) New budget authority, \$29,898,000,000.00.  
(B) Outlays, \$29,898,000,000.00.  
(15) Veterans Benefits and Services (700):  
Fiscal year 2008:  
(A) New budget authority, \$88,602,000,000.00.  
(B) Outlays, \$85,330,000,000.00.  
Fiscal year 2009:  
(A) New budget authority, \$90,174,000,000.00.  
(B) Outlays, \$90,324,000,000.00.  
Fiscal year 2010:  
(A) New budget authority, \$92,085,000,000.00.  
(B) Outlays, \$91,560,000,000.00.  
Fiscal year 2011:  
(A) New budget authority, \$97,203,000,000.00.  
(B) Outlays, \$96,705,000,000.00.  
Fiscal year 2012:  
(A) New budget authority, \$94,144,000,000.00.  
(B) Outlays, \$93,505,000,000.00.  
(16) Administration of Justice (750):  
Fiscal year 2008:  
(A) New budget authority, \$49,267,000,000.00.  
(B) Outlays, \$47,900,000,000.00.  
Fiscal year 2009:  
(A) New budget authority, \$47,740,000,000.00.  
(B) Outlays, \$49,114,000,000.00.  
Fiscal year 2010:  
(A) New budget authority, \$48,308,000,000.00.  
(B) Outlays, \$48,766,000,000.00.  
Fiscal year 2011:  
(A) New budget authority, \$49,177,000,000.00.  
(B) Outlays, \$49,048,000,000.00.  
Fiscal year 2012:  
(A) New budget authority, \$50,169,000,000.00.  
(B) Outlays, \$49,826,000,000.00.  
(17) General Government (800):  
Fiscal year 2008:  
(A) New budget authority, \$19,114,000,000.00.  
(B) Outlays, \$19,373,000,000.00.  
Fiscal year 2009:  
(A) New budget authority, \$19,614,000,000.00.  
(B) Outlays, \$19,716,000,000.00.  
Fiscal year 2010:  
(A) New budget authority, \$20,131,000,000.00.  
(B) Outlays, \$20,036,000,000.00.  
Fiscal year 2011:  
(A) New budget authority, \$20,819,000,000.00.  
(B) Outlays, \$20,560,000,000.00.  
Fiscal year 2012:  
(A) New budget authority, \$21,479,000,000.00.  
(B) Outlays, \$21,326,000,000.00.  
(18) Net Interest (900):  
Fiscal year 2008:  
(A) New budget authority, \$368,582,000,000.00.  
(B) Outlays, \$368,582,000,000.00.  
Fiscal year 2009:  
(A) New budget authority, \$386,707,000,000.00.  
(B) Outlays, \$386,707,000,000.00.  
Fiscal year 2010:  
(A) New budget authority, \$408,810,000,000.00.  
(B) Outlays, \$408,810,000,000.00.  
Fiscal year 2011:  
(A) New budget authority, \$425,770,000,000.00.  
(B) Outlays, \$425,770,000,000.00.  
Fiscal year 2012:  
(A) New budget authority, \$437,358,000,000.00.  
(B) Outlays, \$437,358,000,000.00.  
(19) Allowances (920):  
Fiscal year 2008:  
(A) New budget authority, \$2,985,000,000.00.  
(B) Outlays, \$2,269,000,000.00.  
Fiscal year 2009:  
(A) New budget authority, \$2,090,000,000.00.  
(B) Outlays, \$2,313,000,000.00.  
Fiscal year 2010:  
(A) New budget authority, \$1,463,000,000.00.  
(B) Outlays, \$1,619,000,000.00.  
Fiscal year 2011:  
(A) New budget authority, \$1,024,000,000.00.  
(B) Outlays, \$1,134,000,000.00.  
Fiscal year 2012:  
(A) New budget authority, \$717,000,000.00.  
(B) Outlays, \$793,000,000.00.  
(20) Undistributed Offsetting Receipts (950):  
Fiscal year 2008:  
(A) New budget authority, \$-70,979,000,000.00.  
(B) Outlays, \$-70,979,000,000.00.  
Fiscal year 2009:  
(A) New budget authority, \$-66,560,000,000.00.  
(B) Outlays, \$-66,569,000,000.00.  
Fiscal year 2010:  
(A) New budget authority, \$-66,933,000,000.00.  
(B) Outlays, \$-66,933,000,000.00.  
Fiscal year 2011:  
(A) New budget authority, \$-69,575,000,000.00.  
(B) Outlays, \$-69,595,000,000.00.  
Fiscal year 2012:  
(A) New budget authority, \$-71,857,000,000.00.  
(B) Outlays, \$-71,860,000,000.00.  
(21) Overseas Deployments and Other Activities (970):  
Fiscal year 2008:  
(A) New budget authority, \$145,163,000,000.00.  
(B) Outlays, \$114,914,000,000.00.  
Fiscal year 2009:  
(A) New budget authority, \$50,000,000,000.00.  
(B) Outlays, \$109,425,000,000.00.  
Fiscal year 2010:  
(A) New budget authority, \$00.00.  
(B) Outlays, \$42,324,000,000.00.  
Fiscal year 2011:  
(A) New budget authority, \$00.00.  
(B) Outlays, \$13,561,000,000.00.  
Fiscal year 2012:  
(A) New budget authority, \$00.00.  
(B) Outlays, \$4,485,000,000.00.

TITLE II—MISCELLANEOUS PROVISIONS

SEC. 201. DEPARTMENT OF DEFENSE REPORT TO CONGRESS.

(a) FINDINGS.—The Congress finds that— (1) between 2001 and 2006, GAO provided the Department of Defense with 2544 recommendations, many related to improving their business practices and, to date, the Department of Defense has implemented 1014 recommendations and closed 152 recommendations without implementation; and (2) the GAO estimates that the 1014 implemented recommendations have yielded the Department of Defense a savings of \$52.7 billion between fiscal years 2001 and 2006.

(b) ASSUMPTION; REPORT.— (1) ASSUMPTION.—This resolution assumes \$300,000,000 to be used by the Department of Defense to implement the remaining 1378 recommendations of the Government Accountability Office.

(2) REPORT.—The Secretary of Defense should submit a report to Congress within 90 days that demonstrates how each such recommendation will be implemented, and, in the case of any such recommendation that cannot be implemented, a detailed reason for such inability to implement such recommendation.

It was decided in the { Yeas ..... 115 negative ..... } { Nays ..... 312

48.5 [Roll No. 209] AYES—115

- Abercrombie, Ackerman, Aderholt, Akin, Alexander, Allen, Altmire, Arcuri, Bachmann, Bachus, Baird, Baker, Barrett (SC), Barrow, Bartlett (MD), Barton (TX), Bean, Berkley, Higgins, Hirono, Holt, Honda, Hoyer, Jackson (IL), Jackson-Lee (TX), Jefferson, Johnson (GA), Johnson, E. B., Jones (OH), Kaptur, Kennedy, Kildeer, Kilpatrick, Langevin, Lee, Lewis (GA), Loeb, Lofgren, Zoe, Lowey, Lynch, Markey, McCollum (MN), McDermott, Dingell, Doyle, Ellison, Engel, Farr, Fattah, Filner, Frank (MA), Green, Al, Grijalva, Gutierrez, Harman, Hastings (FL), Olver, Pallone, Pascarella, Pastor, Payne, Price (NC), Rangel, Rodriguez, Rothman, Roybal-Allard, Ruppersberger, Rush, Ryan (OH), Sanchez, Linda T., Sarbanes, Schakowsky, Scott (GA), Scott (VA), Serrano, Sherman, Sires, Solis, Stark, Thompson (MS), Towns, Udall (CO), Van Hollen, Velazquez, Wasserman, Schultz, Waters, Watson, Wexler, Woolsey, Wu, Wynn

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- Berry, Biggart, Bilbray, Bilirakis, Bishop (NY), Bishop (UT), Blackburn, Blunt, Boehner, Bonner, Bono, Boozman, Bordallo, Boren, Boswell, Boucher, Boustany, Boyd (FL), Boyda (KS), Brady (TX), Braley (IA), Brown (SC), Brown-Waite, Ginny, Buchanan, Burgess, Burton (IN), Buyer, Calvert, Camp (MI), Campbell (CA), Cannon, Cantor, Capito, Cardoza, Carnahan

- Carney, Carter, Castle, Chabot, Chandler, Coble, Cole (OK), Conaway, Cooper, Costa, Costello, Courtney, Cramer, Crenshaw, Cubin, Cuellar, Culberson, Davis (CA), Davis (KY), Davis, David, Davis, Lincoln, Davis, Tom, Deal (GA), DeGette, DeLauro, Dent, Diaz-Balart, L., Diaz-Balart, M., Dicks, Doggett, Donnelly, Doolittle, Drake, Dreier, Duncan, Edwards, Ehlers, Ellsworth, Emanuel, Emerson, English (PA), Eshoo, Etheridge, Everett, Fallon, Feeney, Ferguson, Flake, Forbes, Fortenberry, Fortuono, Fossella, Fox, Franks (AZ), Frelinghuysen, Gallegly, Garrett (NJ), Gerlach, Giffords, Gilchrest, Gillibrand, Gillmor, Gingrey, Gohmert, Gonzalez, Goode, Goodlatte, Gordon, Granger, Graves, Green, Gene, Hall (NY), Hall (TX), Hare, Hastert, Hastings (WA), Hayes, Heller, Hensarling, Herger, Herseth, Hill, Hinojosa, Hodes, Hoekstra, Holden, Hooley, Hulshof, Hunter, Inglis (SC), Inslee, Israel, Issa, Jindal, Johnson (IL), Johnson, Sam, Jones (NC), Jordan, Kagen, Keller, Kind, King (IA), King (NY), Kingston, Kirk, Klein (FL), Kline (MN), Knollenberg, Kucinich, Kuhl (NY), LaHood, Lamborn, Lantos, Larsen (WA), Larson (CT), Latham, LaTourette, Levin, Lewis (CA), Lewis (KY), Linder, Lipinski, LoBiondo, Lucas, Lungren, Daniel E., Mack, Mahoney (FL), Maloney (NY), Manzullo, Marchant, Marshall, Matheson, Matsui, McCarthy (CA), McCarthy (NY), McCaul (TX), McCotter, McHenry, McHugh, McIntyre, McKeon, McMorris, Rodgers, McNerney, Melancon, Mica, Michaud, Miller (FL), Miller (MI), Miller, Gary, Miller, George, Mitchell, Mollohan, Moore (KS), Moran (KS), Murphy (CT), Murphy, Patrick, Murphy, Tim, Musgrave, Myrick, Nadler, Neugebauer, Nunes, Ortiz, Paul, Pearce, Pence, Perlmutter, Peterson (MN), Peterson (PA), Petri, Pickering, Pitts, Lamson, McCrery, Hobson, Kanjorski, Murtha, Slaughter, Visclosky, Watt

NOT VOTING—11

- Davis, Jo Ann, Faleomavaega, Kanjorski, Murtha, Slaughter, Visclosky, Watt

So the amendment in the nature of a substitute was not agreed to.

After some further time,

48.6 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment in the nature of a substitute numbered 2, printed in House Report 110-79, submitted by Ms. WOOLSEY:

Strike all after the resolving clause and insert the following:

SECTION 1. CONCURRENT RESOLUTION ON THE BUDGET FOR FISCAL YEAR 2008.

The Congress declares that the concurrent resolution on the budget for fiscal year 2008 is hereby established and that the appropriate budgetary levels for fiscal years 2009 through 2017 are set forth.

TITLE I—RECOMMENDED LEVELS AND AMOUNTS

SEC. 101. RECOMMENDED LEVELS AND AMOUNTS.

The following budgetary levels are appropriate for each of fiscal years 2008 through 2017:

(1) FEDERAL REVENUES.—For purposes of the enforcement of this resolution:

(A) The recommended levels of Federal revenues are as follows:

- Fiscal year 2008: \$2,150,937,000,000. Fiscal year 2009: \$2,222,766,000,000. Fiscal year 2010: \$2,310,761,000,000. Fiscal year 2011: \$2,540,991,000,000. Fiscal year 2012: \$2,644,436,000,000. Fiscal year 2013: \$2,734,699,000,000. Fiscal year 2014: \$2,865,665,000,000. Fiscal year 2015: \$3,006,549,000,000. Fiscal year 2016: \$3,156,674,000,000. Fiscal year 2017: \$3,317,482,000,000.

(B) The amounts by which the aggregate levels of Federal revenues should be increased are as follows:

- Fiscal year 2008: \$100,140,000,000. Fiscal year 2009: \$115,840,000,000. Fiscal year 2010: \$147,040,000,000. Fiscal year 2011: \$146,440,000,000. Fiscal year 2012: \$47,340,000,000. Fiscal year 2013: \$27,640,000,000. Fiscal year 2014: \$27,440,000,000. Fiscal year 2015: \$27,140,000,000. Fiscal year 2016: \$27,140,000,000. Fiscal year 2017: \$27,140,000,000.

(2) NEW BUDGET AUTHORITY.—For purposes of the enforcement of this resolution, the appropriate levels of total new budget authority are as follows:

- Fiscal year 2008: \$2,353,935,000,000. Fiscal year 2009: \$2,442,610,000,000. Fiscal year 2010: \$2,535,026,000,000. Fiscal year 2011: \$2,652,452,000,000. Fiscal year 2012: \$2,717,674,000,000. Fiscal year 2013: \$2,828,667,000,000. Fiscal year 2014: \$2,937,865,000,000. Fiscal year 2015: \$3,055,071,000,000. Fiscal year 2016: \$3,217,325,000,000. Fiscal year 2017: \$3,322,445,000,000.

(3) BUDGET OUTLAYS.—For purposes of the enforcement of this resolution, the appropriate levels of total budget outlays are as follows:

- Fiscal year 2008: \$2,402,616,000,000. Fiscal year 2009: \$2,465,058,000,000. Fiscal year 2010: \$2,538,061,000,000. Fiscal year 2011: \$2,646,858,000,000. Fiscal year 2012: \$2,697,966,000,000. Fiscal year 2013: \$2,810,051,000,000. Fiscal year 2014: \$2,918,322,000,000. Fiscal year 2015: \$3,034,657,000,000. Fiscal year 2016: \$3,202,993,000,000. Fiscal year 2017: \$3,303,257,000,000.

(4) DEFICITS OR SURPLUSES (ON-BUDGET).—For purposes of the enforcement of this resolution, the amounts of the deficits (on-budget) are as follows:

- Fiscal year 2008: \$ -251,678,000,000. Fiscal year 2009: \$ -242,291,000,000. Fiscal year 2010: \$ -227,299,000,000. Fiscal year 2011: \$ -105,868,000,000.

Fiscal year 2012: \$-53,530,000,000.  
Fiscal year 2013: \$-75,352,000,000.  
Fiscal year 2014: \$-52,656,000,000.  
Fiscal year 2015: \$-28,107,000,000.  
Fiscal year 2016: \$-46,320,000,000.  
Fiscal year 2017: \$14,224,000,000.

(5) DEBT SUBJECT TO LIMIT.—Pursuant to section 301(a)(5) of the Congressional Budget Act of 1974, the appropriate levels of the public debt are as follows:

Fiscal year 2008: \$9,295,000,000,000.  
Fiscal year 2009: \$9,654,000,000,000.  
Fiscal year 2010: \$10,000,000,000,000.  
Fiscal year 2011: \$10,219,000,000,000.  
Fiscal year 2012: \$10,399,000,000,000.  
Fiscal year 2013: \$10,599,000,000,000.  
Fiscal year 2014: \$10,778,000,000,000.  
Fiscal year 2015: \$10,934,000,000,000.  
Fiscal year 2016: \$11,102,000,000,000.  
Fiscal year 2017: \$11,209,000,000,000.

(6) DEBT HELD BY THE PUBLIC.—The appropriate levels of debt held by the public are as follows:

Fiscal year 2008: \$5,104,000,000,000.  
Fiscal year 2009: \$5,142,000,000,000.  
Fiscal year 2010: \$5,152,000,000,000.  
Fiscal year 2011: \$5,023,000,000,000.  
Fiscal year 2012: \$4,831,000,000,000.  
Fiscal year 2013: \$4,653,000,000,000.  
Fiscal year 2014: \$4,448,000,000,000.  
Fiscal year 2015: \$4,215,000,000,000.  
Fiscal year 2016: \$4,000,000,000,000.  
Fiscal year 2017: \$3,727,000,000,000.

#### SEC. 102. MAJOR FUNCTIONAL CATEGORIES.

The Congress determines and declares that the appropriate levels of new budget authority and outlays for fiscal years 2008 through 2017 for each major functional category are:

(1) National Defense (050):

Fiscal year 2008:  
(A) New budget authority, \$398,744,000,000.  
(B) Outlays, \$493,286,000,000.  
Fiscal year 2009:  
(A) New budget authority, \$409,871,000,000.  
(B) Outlays, \$446,218,000,000.

Fiscal year 2010:  
(A) New budget authority, \$421,524,000,000.  
(B) Outlays, \$430,322,000,000.

Fiscal year 2011:  
(A) New budget authority, \$433,189,000,000.  
(B) Outlays, \$435,605,000,000.

Fiscal year 2012:  
(A) New budget authority, \$445,237,000,000.  
(B) Outlays, \$435,975,000,000.

Fiscal year 2013:  
(A) New budget authority, \$457,936,000,000.  
(B) Outlays, \$451,495,000,000.

Fiscal year 2014:  
(A) New budget authority, \$470,915,000,000.  
(B) Outlays, \$464,070,000,000.

Fiscal year 2015:  
(A) New budget authority, \$484,527,000,000.  
(B) Outlays, \$477,291,000,000.

Fiscal year 2016:  
(A) New budget authority, \$497,989,000,000.  
(B) Outlays, \$495,508,000,000.

Fiscal year 2017:  
(A) New budget authority, \$512,131,000,000.  
(B) Outlays, \$504,943,000,000.

(2) International Affairs (150):

Fiscal year 2008:  
(A) New budget authority, \$53,558,000,000.  
(B) Outlays, \$45,562,000,000.

Fiscal year 2009:  
(A) New budget authority, \$54,617,000,000.  
(B) Outlays, \$49,046,000,000.

Fiscal year 2010:  
(A) New budget authority, \$55,138,000,000.  
(B) Outlays, \$50,298,000,000.

Fiscal year 2011:  
(A) New budget authority, \$55,936,000,000.  
(B) Outlays, \$51,663,000,000.

Fiscal year 2012:  
(A) New budget authority, \$56,714,000,000.  
(B) Outlays, \$53,721,000,000.

Fiscal year 2013:  
(A) New budget authority, \$57,548,000,000.  
(B) Outlays, \$54,368,000,000.

Fiscal year 2014:

(A) New budget authority, \$58,435,000,000.  
(B) Outlays, \$55,018,000,000.

Fiscal year 2015:

(A) New budget authority, \$59,261,000,000.  
(B) Outlays, \$55,822,000,000.

Fiscal year 2016:

(A) New budget authority, \$60,033,000,000.  
(B) Outlays, \$56,603,000,000.

Fiscal year 2017:

(A) New budget authority, \$60,898,000,000.  
(B) Outlays, \$57,403,000,000.

(3) General Science, Space, and Technology (250):

Fiscal year 2008:

(A) New budget authority, \$25,619,000,000.  
(B) Outlays, \$25,449,000,000.

Fiscal year 2009:

(A) New budget authority, \$26,126,000,000.  
(B) Outlays, \$26,764,000,000.

Fiscal year 2010:

(A) New budget authority, \$26,656,000,000.  
(B) Outlays, \$26,764,000,000.

Fiscal year 2011:

(A) New budget authority, \$27,192,000,000.  
(B) Outlays, \$26,669,000,000.

Fiscal year 2012:

(A) New budget authority, \$27,732,000,000.  
(B) Outlays, \$27,182,000,000.

Fiscal year 2013:

(A) New budget authority, \$28,298,000,000.  
(B) Outlays, \$27,731,000,000.

Fiscal year 2014:

(A) New budget authority, \$28,868,000,000.  
(B) Outlays, \$28,291,000,000.

Fiscal year 2015:

(A) New budget authority, \$29,468,000,000.  
(B) Outlays, \$28,871,000,000.

Fiscal year 2016:

(A) New budget authority, \$30,047,000,000.  
(B) Outlays, \$29,453,000,000.

Fiscal year 2017:

(A) New budget authority, \$30,654,000,000.  
(B) Outlays, \$30,045,000,000.

(4) Energy (270):

Fiscal year 2008:

(A) New budget authority, \$32,126,000,000.  
(B) Outlays, \$12,764,000,000.

Fiscal year 2009:

(A) New budget authority, \$31,937,000,000.  
(B) Outlays, \$24,691,000,000.

Fiscal year 2010:

(A) New budget authority, \$32,022,000,000.  
(B) Outlays, \$29,250,000,000.

Fiscal year 2011:

(A) New budget authority, \$32,114,000,000.  
(B) Outlays, \$30,583,000,000.

Fiscal year 2012:

(A) New budget authority, \$32,193,000,000.  
(B) Outlays, \$30,883,000,000.

Fiscal year 2013:

(A) New budget authority, \$32,288,000,000.  
(B) Outlays, \$30,858,000,000.

Fiscal year 2014:

(A) New budget authority, \$32,381,000,000.  
(B) Outlays, \$31,182,000,000.

Fiscal year 2015:

(A) New budget authority, \$32,479,000,000.  
(B) Outlays, \$31,417,000,000.

Fiscal year 2016:

(A) New budget authority, \$32,573,000,000.  
(B) Outlays, \$31,532,000,000.

Fiscal year 2017:

(A) New budget authority, \$32,679,000,000.  
(B) Outlays, \$31,649,000,000.

(5) Natural Resources and Environment (300):

Fiscal year 2008:

(A) New budget authority, \$32,713,000,000.  
(B) Outlays, \$35,681,000,000.

Fiscal year 2009:

(A) New budget authority, \$33,429,000,000.  
(B) Outlays, \$35,798,000,000.

Fiscal year 2010:

(A) New budget authority, \$34,383,000,000.  
(B) Outlays, \$35,769,000,000.

Fiscal year 2011:

(A) New budget authority, \$35,052,000,000.  
(B) Outlays, \$35,963,000,000.

Fiscal year 2012:

(A) New budget authority, \$36,094,000,000.  
(B) Outlays, \$36,443,000,000.

Fiscal year 2013:

(A) New budget authority, \$37,066,000,000.  
(B) Outlays, \$37,441,000,000.

Fiscal year 2014:

(A) New budget authority, \$38,147,000,000.  
(B) Outlays, \$38,536,000,000.

Fiscal year 2015:

(A) New budget authority, \$38,843,000,000.  
(B) Outlays, \$39,189,000,000.

Fiscal year 2016:

(A) New budget authority, \$41,159,000,000.  
(B) Outlays, \$41,481,000,000.

Fiscal year 2017:

(A) New budget authority, \$43,384,000,000.  
(B) Outlays, \$43,664,000,000.

(6) Agriculture (350):

Fiscal year 2008:

(A) New budget authority, \$20,481,000,000.  
(B) Outlays, \$22,047,000,000.

Fiscal year 2009:

(A) New budget authority, \$21,033,000,000.  
(B) Outlays, \$20,146,000,000.

Fiscal year 2010:

(A) New budget authority, \$21,238,000,000.  
(B) Outlays, \$20,207,000,000.

Fiscal year 2011:

(A) New budget authority, \$21,256,000,000.  
(B) Outlays, \$20,534,000,000.

Fiscal year 2012:

(A) New budget authority, \$21,502,000,000.  
(B) Outlays, \$20,963,000,000.

Fiscal year 2013:

(A) New budget authority, \$21,843,000,000.  
(B) Outlays, \$21,341,000,000.

Fiscal year 2014:

(A) New budget authority, \$22,323,000,000.  
(B) Outlays, \$21,813,000,000.

Fiscal year 2015:

(A) New budget authority, \$21,855,000,000.  
(B) Outlays, \$21,376,000,000.

Fiscal year 2016:

(A) New budget authority, \$22,478,000,000.  
(B) Outlays, \$21,959,000,000.

Fiscal year 2017:

(A) New budget authority, \$23,072,000,000.  
(B) Outlays, \$22,478,000,000.

(7) Commerce and Housing Credit (370):

Fiscal year 2008:

(A) New budget authority, \$8,847,000,000.  
(B) Outlays, \$1,836,000,000.

Fiscal year 2009:

(A) New budget authority, \$8,652,000,000.  
(B) Outlays, \$189,000,000.

Fiscal year 2010:

(A) New budget authority, \$8,616,000,000.  
(B) Outlays, \$222,000,000.

Fiscal year 2011:

(A) New budget authority, \$8,641,000,000.  
(B) Outlays, \$22,000,000.

Fiscal year 2012:

(A) New budget authority, \$8,822,000,000.  
(B) Outlays, \$557,000,000.

Fiscal year 2013:

(A) New budget authority, \$8,952,000,000.  
(B) Outlays, \$563,000,000.

Fiscal year 2014:

(A) New budget authority, \$9,002,000,000.  
(B) Outlays, \$358,000,000.

Fiscal year 2015:

(A) New budget authority, \$9,226,000,000.  
(B) Outlays, \$264,000,000.

Fiscal year 2016:

(A) New budget authority, \$9,271,000,000.  
(B) Outlays, \$26,000,000.

Fiscal year 2017:

(A) New budget authority, \$14,397,000,000.  
(B) Outlays, \$5,090,000,000.

(8) Transportation (400):

Fiscal year 2008:

(A) New budget authority, \$92,701,000,000.  
(B) Outlays, \$85,871,000,000.

Fiscal year 2009:

(A) New budget authority, \$84,918,000,000.  
(B) Outlays, \$91,260,000,000.

Fiscal year 2010:

(A) New budget authority, \$85,736,000,000.

- (B) Outlays, \$93,558,000,000.  
Fiscal year 2011:  
(A) New budget authority, \$86,664,000,000.  
(B) Outlays, \$94,170,000,000.  
Fiscal year 2012:  
(A) New budget authority, \$87,544,000,000.  
(B) Outlays, \$95,773,000,000.  
Fiscal year 2013:  
(A) New budget authority, \$88,465,000,000.  
(B) Outlays, \$97,245,000,000.  
Fiscal year 2014:  
(A) New budget authority, \$89,401,000,000.  
(B) Outlays, \$99,052,000,000.  
Fiscal year 2015:  
(A) New budget authority, \$90,400,000,000.  
(B) Outlays, \$101,080,000,000.  
Fiscal year 2016:  
(A) New budget authority, \$91,406,000,000.  
(B) Outlays, \$103,132,000,000.  
Fiscal year 2017:  
(A) New budget authority, \$92,440,000,000.  
(B) Outlays, \$105,218,000,000.
- (9) Community and Regional Development (450):  
Fiscal year 2008:  
(A) New budget authority, \$18,792,000,000.  
(B) Outlays, \$23,590,000,000.  
Fiscal year 2009:  
(A) New budget authority, \$17,755,000,000.  
(B) Outlays, \$23,471,000,000.  
Fiscal year 2010:  
(A) New budget authority, \$18,028,000,000.  
(B) Outlays, \$23,599,000,000.  
Fiscal year 2011:  
(A) New budget authority, \$18,300,000,000.  
(B) Outlays, \$22,218,000,000.  
Fiscal year 2012:  
(A) New budget authority, \$18,571,000,000.  
(B) Outlays, \$19,455,000,000.  
Fiscal year 2013:  
(A) New budget authority, \$18,854,000,000.  
(B) Outlays, \$18,519,000,000.  
Fiscal year 2014:  
(A) New budget authority, \$19,141,000,000.  
(B) Outlays, \$18,344,000,000.  
Fiscal year 2015:  
(A) New budget authority, \$19,441,000,000.  
(B) Outlays, \$18,626,000,000.  
Fiscal year 2016:  
(A) New budget authority, \$19,730,000,000.  
(B) Outlays, \$18,927,000,000.  
Fiscal year 2017:  
(A) New budget authority, \$20,029,000,000.  
(B) Outlays, \$19,230,000,000.
- (10) Education, Training, Employment, and Social Services (500):  
Fiscal year 2008:  
(A) New budget authority, \$114,824,000,000.  
(B) Outlays, \$102,279,000,000.  
Fiscal year 2009:  
(A) New budget authority, \$118,436,000,000.  
(B) Outlays, \$112,310,000,000.  
Fiscal year 2010:  
(A) New budget authority, \$122,096,000,000.  
(B) Outlays, \$117,654,000,000.  
Fiscal year 2011:  
(A) New budget authority, \$124,407,000,000.  
(B) Outlays, \$121,544,000,000.  
Fiscal year 2012:  
(A) New budget authority, \$127,025,000,000.  
(B) Outlays, \$123,668,000,000.  
Fiscal year 2013:  
(A) New budget authority, \$129,926,000,000.  
(B) Outlays, \$126,517,000,000.  
Fiscal year 2014:  
(A) New budget authority, \$133,423,000,000.  
(B) Outlays, \$129,974,000,000.  
Fiscal year 2015:  
(A) New budget authority, \$137,070,000,000.  
(B) Outlays, \$133,574,000,000.  
Fiscal year 2016:  
(A) New budget authority, \$140,884,000,000.  
(B) Outlays, \$137,381,000,000.  
Fiscal year 2017:  
(A) New budget authority, \$144,874,000,000.  
(B) Outlays, \$141,298,000,000.
- (11) Health (550):  
Fiscal year 2008:  
(A) New budget authority, \$310,767,000,000.  
(B) Outlays, \$305,039,000,000.  
Fiscal year 2009:  
(A) New budget authority, \$331,814,000,000.  
(B) Outlays, \$328,766,000,000.  
Fiscal year 2010:  
(A) New budget authority, \$349,838,000,000.  
(B) Outlays, \$349,457,000,000.  
Fiscal year 2011:  
(A) New budget authority, \$311,549,000,000.  
(B) Outlays, \$370,401,000,000.  
Fiscal year 2012:  
(A) New budget authority, \$394,682,000,000.  
(B) Outlays, \$393,687,000,000.  
Fiscal year 2013:  
(A) New budget authority, \$405,069,000,000.  
(B) Outlays, \$403,648,000,000.  
Fiscal year 2014:  
(A) New budget authority, \$432,515,000,000.  
(B) Outlays, \$430,676,000,000.  
Fiscal year 2015:  
(A) New budget authority, \$462,190,000,000.  
(B) Outlays, \$459,904,000,000.  
Fiscal year 2016:  
(A) New budget authority, \$494,433,000,000.  
(B) Outlays, \$491,703,000,000.  
Fiscal year 2017:  
(A) New budget authority, \$534,065,000,000.  
(B) Outlays, \$531,073,000,000.
- (12) Medicare (570):  
Fiscal year 2008:  
(A) New budget authority, \$389,566,000,000.  
(B) Outlays, \$389,685,000,000.  
Fiscal year 2009:  
(A) New budget authority, \$416,710,000,000.  
(B) Outlays, \$416,364,000,000.  
Fiscal year 2010:  
(A) New budget authority, \$442,347,000,000.  
(B) Outlays, \$442,569,000,000.  
Fiscal year 2011:  
(A) New budget authority, \$489,077,000,000.  
(B) Outlays, \$489,087,000,000.  
Fiscal year 2012:  
(A) New budget authority, \$486,804,000,000.  
(B) Outlays, \$486,417,000,000.  
Fiscal year 2013:  
(A) New budget authority, \$540,509,000,000.  
(B) Outlays, \$540,743,000,000.  
Fiscal year 2014:  
(A) New budget authority, \$578,438,000,000.  
(B) Outlays, \$578,437,000,000.  
Fiscal year 2015:  
(A) New budget authority, \$621,256,000,000.  
(B) Outlays, \$620,761,000,000.  
Fiscal year 2016:  
(A) New budget authority, \$697,785,000,000.  
(B) Outlays, \$698,014,000,000.  
Fiscal year 2017:  
(A) New budget authority, \$729,187,000,000.  
(B) Outlays, \$729,166,000,000.
- (13) Income Security (600):  
Fiscal year 2008:  
(A) New budget authority, \$384,578,000,000.  
(B) Outlays, \$388,437,000,000.  
Fiscal year 2009:  
(A) New budget authority, \$397,573,000,000.  
(B) Outlays, \$399,481,000,000.  
Fiscal year 2010:  
(A) New budget authority, \$408,429,000,000.  
(B) Outlays, \$409,273,000,000.  
Fiscal year 2011:  
(A) New budget authority, \$424,216,000,000.  
(B) Outlays, \$424,074,000,000.  
Fiscal year 2012:  
(A) New budget authority, \$410,474,000,000.  
(B) Outlays, \$409,717,000,000.  
Fiscal year 2013:  
(A) New budget authority, \$426,369,000,000.  
(B) Outlays, \$425,129,000,000.  
Fiscal year 2014:  
(A) New budget authority, \$438,065,000,000.  
(B) Outlays, \$436,839,000,000.  
Fiscal year 2015:  
(A) New budget authority, \$449,761,000,000.  
(B) Outlays, \$448,287,000,000.  
Fiscal year 2016:  
(A) New budget authority, \$466,647,000,000.  
(B) Outlays, \$465,168,000,000.  
Fiscal year 2017:  
(A) New budget authority, \$473,677,000,000.  
(B) Outlays, \$471,998,000,000.
- (14) Social Security (650):  
Fiscal year 2008:  
(A) New budget authority, \$19,644,000,000.  
(B) Outlays, \$19,644,000,000.  
Fiscal year 2009:  
(A) New budget authority, \$21,518,000,000.  
(B) Outlays, \$21,518,000,000.  
Fiscal year 2010:  
(A) New budget authority, \$23,701,000,000.  
(B) Outlays, \$23,701,000,000.  
Fiscal year 2011:  
(A) New budget authority, \$27,009,000,000.  
(B) Outlays, \$27,009,000,000.  
Fiscal year 2012:  
(A) New budget authority, \$29,898,000,000.  
(B) Outlays, \$29,898,000,000.  
Fiscal year 2013:  
(A) New budget authority, \$32,656,000,000.  
(B) Outlays, \$32,656,000,000.  
Fiscal year 2014:  
(A) New budget authority, \$35,652,000,000.  
(B) Outlays, \$35,652,000,000.  
Fiscal year 2015:  
(A) New budget authority, \$38,900,000,000.  
(B) Outlays, \$38,900,000,000.  
Fiscal year 2016:  
(A) New budget authority, \$42,535,000,000.  
(B) Outlays, \$42,535,000,000.  
Fiscal year 2017:  
(A) New budget authority, \$46,483,000,000.  
(B) Outlays, \$46,483,000,000.
- (15) Veterans Benefits and Services (700):  
Fiscal year 2008:  
(A) New budget authority, \$90,207,000,000.  
(B) Outlays, \$90,887,000,000.  
Fiscal year 2009:  
(A) New budget authority, \$91,641,000,000.  
(B) Outlays, \$91,619,000,000.  
Fiscal year 2010:  
(A) New budget authority, \$93,063,000,000.  
(B) Outlays, \$93,024,000,000.  
Fiscal year 2011:  
(A) New budget authority, \$97,416,000,000.  
(B) Outlays, \$97,409,000,000.  
Fiscal year 2012:  
(A) New budget authority, \$128,472,000,000.  
(B) Outlays, \$128,297,000,000.  
Fiscal year 2013:  
(A) New budget authority, \$132,946,000,000.  
(B) Outlays, \$132,770,000,000.  
Fiscal year 2014:  
(A) New budget authority, \$134,557,000,000.  
(B) Outlays, \$134,405,000,000.  
Fiscal year 2015:  
(A) New budget authority, \$136,261,000,000.  
(B) Outlays, \$136,087,000,000.  
Fiscal year 2016:  
(A) New budget authority, \$141,593,000,000.  
(B) Outlays, \$141,562,000,000.  
Fiscal year 2017:  
(A) New budget authority, \$140,005,000,000.  
(B) Outlays, \$140,030,000,000.
- (16) Administration of Justice (750):  
Fiscal year 2008:  
(A) New budget authority, \$46,220,000,000.  
(B) Outlays, \$46,091,000,000.  
Fiscal year 2009:  
(A) New budget authority, \$45,797,000,000.  
(B) Outlays, \$47,024,000,000.  
Fiscal year 2010:  
(A) New budget authority, \$46,968,000,000.  
(B) Outlays, \$47,258,000,000.  
Fiscal year 2011:  
(A) New budget authority, \$48,179,000,000.  
(B) Outlays, \$47,941,000,000.  
Fiscal year 2012:  
(A) New budget authority, \$49,410,000,000.  
(B) Outlays, \$48,998,000,000.  
Fiscal year 2013:  
(A) New budget authority, \$50,659,000,000.  
(B) Outlays, \$50,142,000,000.  
Fiscal year 2014:  
(A) New budget authority, \$51,959,000,000.  
(B) Outlays, \$51,440,000,000.  
Fiscal year 2015:  
(A) New budget authority, \$56,434,000,000.  
(B) Outlays, \$55,893,000,000.  
Fiscal year 2016:

(A) New budget authority, \$58,153,000,000.  
 (B) Outlays, \$57,619,000,000.  
 Fiscal year 2017:  
 (A) New budget authority, \$59,826,000,000.  
 (B) Outlays, \$59,276,000,000.  
 (17) General Government (800):  
 Fiscal year 2008:  
 (A) New budget authority, \$19,126,000,000.  
 (B) Outlays, \$19,058,000,000.  
 Fiscal year 2009:  
 (A) New budget authority, \$19,776,000,000.  
 (B) Outlays, \$19,752,000,000.  
 Fiscal year 2010:  
 (A) New budget authority, \$20,398,000,000.  
 (B) Outlays, \$20,292,000,000.  
 Fiscal year 2011:  
 (A) New budget authority, \$21,159,000,000.  
 (B) Outlays, \$20,890,000,000.  
 Fiscal year 2012:  
 (A) New budget authority, \$21,871,000,000.  
 (B) Outlays, \$21,706,000,000.  
 Fiscal year 2013:  
 (A) New budget authority, \$22,578,000,000.  
 (B) Outlays, \$22,177,000,000.  
 Fiscal year 2014:  
 (A) New budget authority, \$23,299,000,000.  
 (B) Outlays, \$22,888,000,000.  
 Fiscal year 2015:  
 (A) New budget authority, \$23,885,000,000.  
 (B) Outlays, \$23,498,000,000.  
 Fiscal year 2016:  
 (A) New budget authority, \$24,638,000,000.  
 (B) Outlays, \$24,418,000,000.  
 Fiscal year 2017:  
 (A) New budget authority, \$25,415,000,000.  
 (B) Outlays, \$24,984,000,000.  
 (18) Net Interest (900):  
 Fiscal year 2008:  
 (A) New budget authority, \$365,581,000,000.  
 (B) Outlays, \$365,581,000,000.  
 Fiscal year 2009:  
 (A) New budget authority, \$376,713,000,000.  
 (B) Outlays, \$376,713,000,000.  
 Fiscal year 2010:  
 (A) New budget authority, \$390,894,000,000.  
 (B) Outlays, \$390,894,000,000.  
 Fiscal year 2011:  
 (A) New budget authority, \$399,750,000,000.  
 (B) Outlays, \$399,750,000,000.  
 Fiscal year 2012:  
 (A) New budget authority, \$405,529,000,000.  
 (B) Outlays, \$405,529,000,000.  
 Fiscal year 2013:  
 (A) New budget authority, \$411,266,000,000.  
 (B) Outlays, \$411,266,000,000.  
 Fiscal year 2014:  
 (A) New budget authority, \$418,293,000,000.  
 (B) Outlays, \$418,293,000,000.  
 Fiscal year 2015:  
 (A) New budget authority, \$424,021,000,000.  
 (B) Outlays, \$424,021,000,000.  
 Fiscal year 2016:  
 (A) New budget authority, \$429,637,000,000.  
 (B) Outlays, \$429,637,000,000.  
 Fiscal year 2017:  
 (A) New budget authority, \$432,297,000,000.  
 (B) Outlays, \$432,297,000,000.  
 (19) Allowances (920):  
 Fiscal year 2008:  
 (A) New budget authority, \$820,000,000.  
 (B) Outlays, \$808,000,000.  
 Fiscal year 2009:  
 (A) New budget authority, \$854,000,000.  
 (B) Outlays, \$852,000,000.  
 Fiscal year 2010:  
 (A) New budget authority, \$884,000,000.  
 (B) Outlays, \$883,000,000.  
 Fiscal year 2011:  
 (A) New budget authority, \$921,000,000.  
 (B) Outlays, \$921,000,000.  
 Fiscal year 2012:  
 (A) New budget authority, \$957,000,000.  
 (B) Outlays, \$957,000,000.  
 Fiscal year 2013:  
 (A) New budget authority, \$996,000,000.  
 (B) Outlays, \$996,000,000.  
 Fiscal year 2014:  
 (A) New budget authority, \$1,033,000,000.  
 (B) Outlays, \$1,033,000,000.

Fiscal year 2015:  
 (A) New budget authority, \$1,075,000,000.  
 (B) Outlays, \$1,075,000,000.  
 Fiscal year 2016:  
 (A) New budget authority, \$1,115,000,000.  
 (B) Outlays, \$1,115,000,000.  
 Fiscal year 2017:  
 (A) New budget authority, \$1,160,000,000.  
 (B) Outlays, \$1,160,000,000.  
 (20) Undistributed Offsetting Receipts (950):  
 Fiscal year 2008:  
 (A) New budget authority, \$-70,979,000,000.  
 (B) Outlays, \$-70,979,000,000.  
 Fiscal year 2009:  
 (A) New budget authority, \$-66,560,000,000.  
 (B) Outlays, \$-66,569,000,000.  
 Fiscal year 2010:  
 (A) New budget authority, \$-66,933,000,000.  
 (B) Outlays, \$-66,933,000,000.  
 Fiscal year 2011:  
 (A) New budget authority, \$-69,575,000,000.  
 (B) Outlays, \$-69,595,000,000.  
 Fiscal year 2012:  
 (A) New budget authority, \$71,857,000,000.  
 (B) Outlays, \$-71,860,000,000.  
 Fiscal year 2013:  
 (A) New budget authority, \$-75,557,000,000.  
 (B) Outlays, \$-75,555,000,000.  
 Fiscal year 2014:  
 (A) New budget authority, \$-77,982,000,000.  
 (B) Outlays, \$-77,979,000,000.  
 Fiscal year 2015:  
 (A) New budget authority, \$-81,282,000,000.  
 (B) Outlays, \$-81,279,000,000.  
 Fiscal year 2016:  
 (A) New budget authority, \$-84,781,000,000.  
 (B) Outlays, \$-84,780,000,000.  
 Fiscal year 2017:  
 (A) New budget authority, \$-94,228,000,000.  
 (B) Outlays, \$-94,228,000,000.

It was decided in the  
 negative .....  
 Yeas ..... 81  
 Nays ..... 340  
 Answered  
 present 1

48.7 [Roll No. 210]

AYES—81

Abercrombie Hastings (FL) Napolitano  
 Baldwin Hinchey Neal (MA)  
 Becerra Hirono Norton  
 Blumenauer Holt Olver  
 Brown, Corrine Honda Pallone  
 Butterfield Jackson (IL) Pastor  
 Capps Jackson-Lee Payne  
 Capuano (TX) Price (NC)  
 Carson Jefferson Rush  
 Christensen Johnson (GA) Sánchez, Linda  
 Clarke Johnson, E. B. T.  
 Clay Jones (OH) Schakowsky  
 Cleaver Kaptur Serrano  
 Clyburn Kilpatrick Slaughter  
 Cohen Lee Solis  
 Conyers Lewis (GA) Stark  
 Cummings Lofgren, Zoe Thompson (MS)  
 Davis (IL) Lynch Tierney  
 Delahunt Markey Towns  
 Doyle McCollum (MN) Velazquez  
 Ellison McDermott Waters  
 Farr McGovern Watson  
 Fattah McNulty Waxman  
 Filner Meehan Welch (VT)  
 Frank (MA) Meeks (NY) Wexler  
 Green, Al Miller, George Woolsey  
 Grijalva Moore (WI) Wynn  
 Gutierrez Nadler

NOES—340

Ackerman Bartlett (MD) Bonner  
 Aderholt Barton (TX) Bono  
 Akin Bean Boozman  
 Alexander Berkley Bordallo  
 Allen Berman Boren  
 Altmire Berry Boswell  
 Andrews Biggart Boucher  
 Arcuri Bilbray Boustany  
 Baca Bilirakis Boyd (FL)  
 Bachmann Bishop (GA) Brady (PA)  
 Bachus Bishop (NY) Brady (TX)  
 Baird Bishop (UT) Braley (IA)  
 Baker Blackburn Brown (SC)  
 Barrett (SC) Blunt Brown-Waite,  
 Barrow Boehner Ginny

Buchanan Hill Platts  
 Burgess Hinojosa Poe  
 Burton (IN) Hobson Porter  
 Buyer Hodes Price (GA)  
 Calvert Hoekstra Pryce (OH)  
 Camp (MI) Holden Putnam  
 Campbell (CA) Hoyer Radanovich  
 Cannon Hulshof Rahall  
 Cantor Inglis (SC) Ramstad  
 Capito Insee Regula  
 Carnahan Israel Rehberg  
 Carney Issa Reichert  
 Carter Jindal Renzi  
 Castle Johnson (IL) Reyes  
 Castor Johnson, Sam Reynolds  
 Chabot Jones (NC) Rodriguez  
 Chandler Jordan Rogers (AL)  
 Coble Kagen Rogers (KY)  
 Cole (OK) Keller Rogers (MI)  
 Conaway Kennedy Rohrabacher  
 Cooper Kildee Ros-Lehtinen  
 Costa Kind Roskam  
 Costello King (IA) Ross  
 Courtney King (NY) Rothman  
 Cramer Kingston Roybal-Allard  
 Crenshaw Kirk Royce  
 Crowley Klein (FL) Ruppertsberger  
 Cubin Kline (MN) Ryan (OH)  
 Cuellar Knollenberg Ryan (WI)  
 Culberson Kuhl (NY) Salazar  
 Davis (AL) LaHood Sali  
 Davis (CA) Lamborn Sanchez, Loretta  
 Davis (KY) Langevin Sarbanes  
 Davis, David Lantos Saxton  
 Davis, Lincoln Larsen (WA) Schiff  
 Davis, Tom Larson (CT) Schmidt  
 Deal (GA) Latham Schwartz  
 DeFazio LaTourette Scott (GA)  
 DeGette Levin Scott (VA)  
 DeLauro Lewis (KY) Sensenbrenner  
 Dent Linder Sessions  
 Diaz-Balart, L. Lipinski Sestak  
 Diaz-Balart, M. LoBiondo Shadegg  
 Dicks Loebsack Shays  
 Dingell Lowey Shea-Porter  
 Doggett Lucas Sherman  
 Donnelly Lungren, Daniel Shimkus  
 Doolittle E. Shuler  
 Drake Mack Shuster  
 Dreier Mahoney (FL) Simpson  
 Duncan Maloney (NY) Sires  
 Edwards Manullo Skelton  
 Ehlers Marchant Smith (NE)  
 Ellsworth Marshall Smith (NJ)  
 Emanuel Matheson Smith (WA)  
 Emerson Matsui Snyder  
 Engel McCarthy (CA) Souder  
 English (PA) McCarthy (NY) Space  
 Eshoo McCaul (TX) Spratt  
 Etheridge McCotter Stearns  
 Everett McCrery Stupak  
 Fallin McHenry Sullivan  
 Feeney McHugh Sutton  
 Ferguson McIntyre Tancredo  
 Flake McKeon Tanner  
 Forbes McMorris Tauscher  
 Fortenberry Rodgers Taylor  
 Fortuño McNerney Terry  
 Fossella Meek (FL) Thompson (CA)  
 Foxx Melancon Thornberry  
 Franks (AZ) Mica Tiahrt  
 Frelinghuysen Michaud Tiberi  
 Gallegly Miller (FL) Turner  
 Garrett (NJ) Miller (MI) Udall (CO)  
 Gerlach Miller (NC) Udall (NM)  
 Giffords Miller, Gary Upton  
 Gilchrest Mitchell Van Hollen  
 Gillibrand Mollohan Visclosky  
 Gillmor Moore (KS) Walberg  
 Gingrey Moran (KS) Walden (OR)  
 Gohmert Murphy (CT) Walsh (NY)  
 Gonzalez Murphy, Patrick Walz (MN)  
 Goode Murphy, Tim Wamp  
 Goodlatte Murtha Wasserman  
 Gordon Musgrave Schultz  
 Granger Myrick Weiner  
 Graves Neugebauer Weldon (FL)  
 Green, Gene Nunes Weller  
 Hall (NY) Obey Westmoreland  
 Hall (TX) Ortiz Whitfield  
 Hare Pascrell Wicker  
 Harman Paul Wilson (NM)  
 Hastert Pearce Wilson (OH)  
 Hastings (WA) Pence Wilson (SC)  
 Hayes Perlmutter Wolf  
 Heller Peterson (MN) Wu  
 Hensarling Peterson (PA) Yarmuth  
 Herger Petri Young (AK)  
 Herseth Pickering Young (FL)  
 Higgins Pitts



ANSWERED "PRESENT"—1

Kucinich

NOT VOTING—16

Boyd (KS)	Kanjorski	Oberstar
Cardoza	Lampson	Pomeroy
Davis, Jo Ann	Lewis (CA)	Rangel
Faleomavaega	Millender-	Smith (TX)
Hooley	McDonald	Watt
Hunter	Moran (VA)	

So the amendment in the nature of a substitute was not agreed to.

After some further time,

48.8 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment in the nature of a substitute numbered 3, printed in House Report 110-79, submitted by Mr. RYAN of Wisconsin:

Strike all after the resolving clause and insert the following:

**SECTION 1. CONCURRENT RESOLUTION ON THE BUDGET FOR FISCAL YEAR 2008.**

(a) DECLARATION.—The Congress declares that the concurrent resolution on the budget for fiscal year 2008 is hereby established and that the appropriate budgetary levels for fiscal years 2009 through 2012 are set forth.

(b) TABLE OF CONTENTS.—

Sec. 1. Concurrent resolution on the budget for fiscal year 2008.

**TITLE I—RECOMMENDED LEVELS AND AMOUNTS**

Sec. 101. Recommended levels and amounts.  
Sec. 102. Major functional categories.

**TITLE II—RECONCILIATION**

Sec. 201. Reconciliation in the House of Representatives.

**TITLE III—POLICY STATEMENTS**

Sec. 301. Policy of the United States Congress on taxation.  
Sec. 302. Policy of the United States Congress on entitlement spending.

**TITLE IV—GENERAL BUDGET ENFORCEMENT**

Sec. 401. Restrictions on advance appropriations.  
Sec. 402. Contingency operations related to the global war on terrorism and for unanticipated defense needs.  
Sec. 403. Application and effect of changes in allocations and aggregates.  
Sec. 404. Adjustments to reflect changes in concepts and definitions.  
Sec. 405. Compliance with section 13301 of the Budget Enforcement Act of 1990.  
Sec. 406. Exercise of rulemaking powers.  
Sec. 407. Adjustments for tax legislation.  
Sec. 408. Repeal of the Gephardt rule.  
Sec. 409. Budget compliance statements.  
Sec. 410. Cost estimates for conference reports and unreported measures.  
Sec. 411. Roll call votes for new spending.  
Sec. 412. Budget process reform.  
Sec. 413. Treasury Department study and report.  
Sec. 414. Assistance by Federal agencies to standing committees of the Senate and the House of Representatives.  
Sec. 415. Budgetary treatment of the National Flood Insurance Program.

**TITLE V—EMERGENCY RESERVE FUND**

Sec. 501. Nondefense reserve fund for emergencies.  
Sec. 502. Emergency criteria.  
Sec. 503. Development of guidelines for application of emergency definition.  
Sec. 504. Committee notification of emergency legislation.  
Sec. 505. Up-to-date tabulations.

**TITLE VI—LEGISLATIVE LINE ITEM VETO AUTHORITY**

Sec. 601. Presidential recommendations.  
Sec. 602. Procedures in United States Congress.  
Sec. 603. Identification of targeted tax benefits.  
Sec. 604. Additional matters.  
Sec. 605. Expiration.  
Sec. 606. Sense of Congress on deferral authority.  
Sec. 607. Sense of Congress on abuse of proposed cancellations.

**TITLE VII—EARMARK TRANSPARENCY**

Sec. 701. Prohibition on obligation of funds for earmarks included only in congressional reports.  
Sec. 702. Definitions.

**TITLE VIII—PAY-AS-YOU-GO.**

Sec. 801. Pay-as-you-go point of order.

**TITLE IX—DISCRETIONARY SPENDING LIMITS.**

Sec. 901. Discretionary spending limits in the House.

**TITLE X—SENSES OF CONGRESS**

Sec. 1001. Sense of the House regarding the importance of child support enforcement.  
Sec. 1002. Sense of the House on State veterans cemeteries.  
Sec. 1003. Sense of Congress on health insurance reform.  
Sec. 1004. Sense of the House on the Internal Revenue Code of 1986.

**TITLE I—RECOMMENDED LEVELS AND AMOUNTS**

**SEC. 101. RECOMMENDED LEVELS AND AMOUNTS.**

The following budgetary levels are appropriate for each of fiscal years 2008 through 2012:

(1) FEDERAL REVENUES.—For purposes of the enforcement of this resolution:

(A) The recommended levels of Federal revenues are as follows:

Fiscal year 2008:	\$2,002,088,000,000.
Fiscal year 2009:	\$2,097,634,000,000.
Fiscal year 2010:	\$2,148,718,000,000.
Fiscal year 2011:	\$2,244,002,000,000.
Fiscal year 2012:	\$2,374,337,000,000.

(B) The amounts by which the aggregate levels of Federal revenues should be decreased are as follows:

Fiscal year 2008:	\$48,912,000,000.
Fiscal year 2009:	\$9,366,000,000.
Fiscal year 2010:	\$15,282,000,000.
Fiscal year 2011:	\$150,998,000,000.
Fiscal year 2012:	\$222,663,000,000.

(2) NEW BUDGET AUTHORITY.—For purposes of the enforcement of this resolution, the appropriate levels of total new budget authority are as follows:

Fiscal year 2008:	\$2,452,253,000,000.
Fiscal year 2009:	\$2,432,323,000,000.
Fiscal year 2010:	\$2,464,843,000,000.
Fiscal year 2011:	\$2,575,993,000,000.
Fiscal year 2012:	\$2,613,919,000,000.

(3) BUDGET OUTLAYS.—For purposes of the enforcement of this resolution, the appropriate levels of total budget outlays are as follows:

Fiscal year 2008:	\$2,427,922,000,000.
Fiscal year 2009:	\$2,484,251,000,000.
Fiscal year 2010:	\$2,468,400,000,000.
Fiscal year 2011:	\$2,529,608,000,000.
Fiscal year 2012:	\$2,530,737,000,000.

(4) DEFICITS (ON-BUDGET).—For purposes of the enforcement of this resolution, the amounts of the deficits (on-budget) are as follows:

Fiscal year 2008:	\$425,834,000,000.
Fiscal year 2009:	\$386,617,000,000.
Fiscal year 2010:	\$319,682,000,000.
Fiscal year 2011:	\$285,609,000,000.
Fiscal year 2012:	\$156,400,000,000.

(5) DEBT SUBJECT TO LIMIT.—Pursuant to section 301(a)(5) of the Congressional Budget

Act of 1974, the appropriate levels of the public debt are as follows:

Fiscal year 2008:	\$9,476,349,000,000.
Fiscal year 2009:	\$9,979,952,000,000.
Fiscal year 2010:	\$10,418,522,000,000.
Fiscal year 2011:	\$10,820,002,000,000.
Fiscal year 2012:	\$11,105,786,000,000.

(6) DEBT HELD BY THE PUBLIC.—The appropriate levels of debt held by the public are as follows:

Fiscal year 2008:	\$5,284,759,000,000.
Fiscal year 2009:	\$5,467,610,000,000.
Fiscal year 2010:	\$5,570,986,000,000.
Fiscal year 2011:	\$5,624,371,000,000.
Fiscal year 2012:	\$5,537,610,000,000.

**SEC. 102. MAJOR FUNCTIONAL CATEGORIES.**

The Congress determines and declares that the appropriate levels of new budget authority and outlays for fiscal years 2008 through 2012 for each major functional category are:

- (1) National Defense (050):  
Fiscal year 2008:  
(A) New budget authority, \$648,770,000,000.  
(B) Outlays, \$617,792,000,000.  
Fiscal year 2009:  
(A) New budget authority, \$584,705,000,000.  
(B) Outlays, \$626,892,000,000.  
Fiscal year 2010:  
(A) New budget authority, \$550,790,000,000.  
(B) Outlays, \$561,384,000,000.  
Fiscal year 2011:  
(A) New budget authority, \$564,117,000,000.  
(B) Outlays, \$536,057,000,000.  
Fiscal year 2012:  
(A) New budget authority, \$579,375,000,000.  
(B) Outlays, \$525,407,000,000.
- (2) International Affairs (150):  
Fiscal year 2008:  
(A) New budget authority, \$31,989,000,000.  
(B) Outlays, \$31,637,000,000.  
Fiscal year 2009:  
(A) New budget authority, \$32,387,000,000.  
(B) Outlays, \$30,263,000,000.  
Fiscal year 2010:  
(A) New budget authority, \$32,199,000,000.  
(B) Outlays, \$29,873,000,000.  
Fiscal year 2011:  
(A) New budget authority, \$32,268,000,000.  
(B) Outlays, \$29,679,000,000.  
Fiscal year 2012:  
(A) New budget authority, \$32,336,000,000.  
(B) Outlays, \$29,774,000,000.
- (3) General Science, Space, and Technology (250):  
Fiscal year 2008:  
(A) New budget authority, \$27,461,000,000.  
(B) Outlays, \$26,413,000,000.  
Fiscal year 2009:  
(A) New budget authority, \$25,083,000,000.  
(B) Outlays, \$25,674,000,000.  
Fiscal year 2010:  
(A) New budget authority, \$25,083,000,000.  
(B) Outlays, \$25,531,000,000.  
Fiscal year 2011:  
(A) New budget authority, \$25,083,000,000.  
(B) Outlays, \$24,915,000,000.  
Fiscal year 2012:  
(A) New budget authority, \$25,083,000,000.  
(B) Outlays, \$24,894,000,000.
- (4) Energy (270):  
Fiscal year 2008:  
(A) New budget authority, \$1,513,000,000.  
(B) Outlays, \$488,000,000.  
Fiscal year 2009:  
(A) New budget authority, \$2,751,000,000.  
(B) Outlays, \$1,258,000,000.  
Fiscal year 2010:  
(A) New budget authority, \$2,754,000,000.  
(B) Outlays, \$1,340,000,000.  
Fiscal year 2011:  
(A) New budget authority, \$2,748,000,000.  
(B) Outlays, \$1,294,000,000.  
Fiscal year 2012:  
(A) New budget authority, \$2,726,000,000.  
(B) Outlays, \$1,499,000,000.
- (5) Natural Resources and Environment (300):  
Fiscal year 2008:

- (A) New budget authority, \$30,564,000,000.  
(B) Outlays, \$33,700,000,000.  
Fiscal year 2009:  
(A) New budget authority, \$30,425,000,000.  
(B) Outlays, \$32,411,000,000.  
Fiscal year 2010:  
(A) New budget authority, \$29,958,000,000.  
(B) Outlays, \$30,754,000,000.  
Fiscal year 2011:  
(A) New budget authority, \$29,365,000,000.  
(B) Outlays, \$30,129,000,000.  
Fiscal year 2012:  
(A) New budget authority, \$29,250,000,000.  
(B) Outlays, \$29,890,000,000.  
(6) Agriculture (350):  
Fiscal year 2008:  
(A) New budget authority, \$20,330,000,000.  
(B) Outlays, \$19,401,000,000.  
Fiscal year 2009:  
(A) New budget authority, \$20,183,000,000.  
(B) Outlays, \$19,412,000,000.  
Fiscal year 2010:  
(A) New budget authority, \$19,988,000,000.  
(B) Outlays, \$19,120,000,000.  
Fiscal year 2011:  
(A) New budget authority, \$19,502,000,000.  
(B) Outlays, \$18,876,000,000.  
Fiscal year 2012:  
(A) New budget authority, \$19,099,000,000.  
(B) Outlays, \$18,645,000,000.  
(7) Commerce and Housing Credit (370):  
Fiscal year 2008:  
(A) New budget authority, \$8,127,000,000.  
(B) Outlays, \$1,237,000,000.  
Fiscal year 2009:  
(A) New budget authority, \$8,020,000,000.  
(B) Outlays, \$ - 413,000,000.  
Fiscal year 2010:  
(A) New budget authority, \$7,731,000,000.  
(B) Outlays, \$ - 638,000,000.  
Fiscal year 2011:  
(A) New budget authority, \$7,486,000,000.  
(B) Outlays, \$ - 1,105,000,000.  
Fiscal year 2012:  
(A) New budget authority, \$7,384,000,000.  
(B) Outlays, \$ - 845,000,000.  
(8) Transportation (400):  
Fiscal year 2008:  
(A) New budget authority, \$79,363,000,000.  
(B) Outlays, \$79,252,000,000.  
Fiscal year 2009:  
(A) New budget authority, \$73,326,000,000.  
(B) Outlays, \$80,458,000,000.  
Fiscal year 2010:  
(A) New budget authority, \$73,419,000,000.  
(B) Outlays, \$80,553,000,000.  
Fiscal year 2011:  
(A) New budget authority, \$73,445,000,000.  
(B) Outlays, \$79,371,000,000.  
Fiscal year 2012:  
(A) New budget authority, \$73,441,000,000.  
(B) Outlays, \$79,041,000,000.  
(9) Community and Regional Development (450):  
Fiscal year 2008:  
(A) New budget authority, \$13,376,000,000.  
(B) Outlays, \$22,123,000,000.  
Fiscal year 2009:  
(A) New budget authority, \$11,020,000,000.  
(B) Outlays, \$20,179,000,000.  
Fiscal year 2010:  
(A) New budget authority, \$10,930,000,000.  
(B) Outlays, \$18,106,000,000.  
Fiscal year 2011:  
(A) New budget authority, \$10,968,000,000.  
(B) Outlays, \$15,695,000,000.  
Fiscal year 2012:  
(A) New budget authority, \$11,052,000,000.  
(B) Outlays, \$12,306,000,000.  
(10) Education, Training, Employment, and Social Services (500):  
Fiscal year 2008:  
(A) New budget authority, \$84,465,000,000.  
(B) Outlays, \$84,263,000,000.  
Fiscal year 2009:  
(A) New budget authority, \$87,802,000,000.  
(B) Outlays, \$86,146,000,000.  
Fiscal year 2010:  
(A) New budget authority, \$88,652,000,000.  
(B) Outlays, \$86,697,000,000.  
Fiscal year 2011:  
(A) New budget authority, \$87,541,000,000.  
(B) Outlays, \$86,709,000,000.  
Fiscal year 2012:  
(A) New budget authority, \$87,560,000,000.  
(B) Outlays, \$85,480,000,000.  
(11) Health (550):  
Fiscal year 2008:  
(A) New budget authority, \$276,635,000,000.  
(B) Outlays, \$277,551,000,000.  
Fiscal year 2009:  
(A) New budget authority, \$289,549,000,000.  
(B) Outlays, \$289,960,000,000.  
Fiscal year 2010:  
(A) New budget authority, \$301,940,000,000.  
(B) Outlays, \$302,472,000,000.  
Fiscal year 2011:  
(A) New budget authority, \$316,550,000,000.  
(B) Outlays, \$317,366,000,000.  
Fiscal year 2012:  
(A) New budget authority, \$332,483,000,000.  
(B) Outlays, \$334,000,000,000.  
(12) Medicare (570):  
Fiscal year 2008:  
(A) New budget authority, \$379,676,000,000.  
(B) Outlays, \$379,821,000,000.  
Fiscal year 2009:  
(A) New budget authority, \$398,904,000,000.  
(B) Outlays, \$398,592,000,000.  
Fiscal year 2010:  
(A) New budget authority, \$414,261,000,000.  
(B) Outlays, \$414,518,000,000.  
Fiscal year 2011:  
(A) New budget authority, \$450,100,000,000.  
(B) Outlays, \$450,147,000,000.  
Fiscal year 2012:  
(A) New budget authority, \$436,189,000,000.  
(B) Outlays, \$435,845,000,000.  
(13) Income Security (600):  
Fiscal year 2008:  
(A) New budget authority, \$376,258,000,000.  
(B) Outlays, \$381,323,000,000.  
Fiscal year 2009:  
(A) New budget authority, \$383,853,000,000.  
(B) Outlays, \$383,617,000,000.  
Fiscal year 2010:  
(A) New budget authority, \$392,348,000,000.  
(B) Outlays, \$391,046,000,000.  
Fiscal year 2011:  
(A) New budget authority, \$406,091,000,000.  
(B) Outlays, \$403,954,000,000.  
Fiscal year 2012:  
(A) New budget authority, \$405,114,000,000.  
(B) Outlays, \$402,614,000,000.  
(14) Social Security (650):  
Fiscal year 2008:  
(A) New budget authority, \$19,644,000,000.  
(B) Outlays, \$19,644,000,000.  
Fiscal year 2009:  
(A) New budget authority, \$21,518,000,000.  
(B) Outlays, \$21,518,000,000.  
Fiscal year 2010:  
(A) New budget authority, \$23,701,000,000.  
(B) Outlays, \$23,701,000,000.  
Fiscal year 2011:  
(A) New budget authority, \$27,009,000,000.  
(B) Outlays, \$27,009,000,000.  
Fiscal year 2012:  
(A) New budget authority, \$29,898,000,000.  
(B) Outlays, \$29,898,000,000.  
(15) Veterans Benefits and Services (700):  
Fiscal year 2008:  
(A) New budget authority, \$84,493,000,000.  
(B) Outlays, \$84,512,000,000.  
Fiscal year 2009:  
(A) New budget authority, \$89,019,000,000.  
(B) Outlays, \$89,033,000,000.  
Fiscal year 2010:  
(A) New budget authority, \$92,397,000,000.  
(B) Outlays, \$90,798,000,000.  
Fiscal year 2011:  
(A) New budget authority, \$98,286,000,000.  
(B) Outlays, \$96,779,000,000.  
Fiscal year 2012:  
(A) New budget authority, \$96,528,000,000.  
(B) Outlays, \$94,838,000,000.  
(16) Administration of Justice (750):  
Fiscal year 2008:  
(A) New budget authority, \$45,765,000,000.  
(B) Outlays, \$46,432,000,000.  
Fiscal year 2009:  
(A) New budget authority, \$45,471,000,000.  
(B) Outlays, \$46,631,000,000.  
Fiscal year 2010:  
(A) New budget authority, \$45,742,000,000.  
(B) Outlays, \$46,466,000,000.  
Fiscal year 2011:  
(A) New budget authority, \$45,995,000,000.  
(B) Outlays, \$46,323,000,000.  
Fiscal year 2012:  
(A) New budget authority, \$46,198,000,000.  
(B) Outlays, \$46,166,000,000.  
(17) General Government (800):  
Fiscal year 2008:  
(A) New budget authority, \$17,873,000,000.  
(B) Outlays, \$18,353,000,000.  
Fiscal year 2009:  
(A) New budget authority, \$17,844,000,000.  
(B) Outlays, \$18,013,000,000.  
Fiscal year 2010:  
(A) New budget authority, \$20,270,000,000.  
(B) Outlays, \$20,262,000,000.  
Fiscal year 2011:  
(A) New budget authority, \$17,801,000,000.  
(B) Outlays, \$17,649,000,000.  
Fiscal year 2012:  
(A) New budget authority, \$18,264,000,000.  
(B) Outlays, \$18,230,000,000.  
(18) Net Interest (900):  
Fiscal year 2008:  
(A) New budget authority, \$370,521,000,000.  
(B) Outlays, \$370,421,000,000.  
Fiscal year 2009:  
(A) New budget authority, \$388,836,000,000.  
(B) Outlays, \$387,436,000,000.  
Fiscal year 2010:  
(A) New budget authority, \$410,258,000,000.  
(B) Outlays, \$405,258,000,000.  
Fiscal year 2011:  
(A) New budget authority, \$431,411,000,000.  
(B) Outlays, \$421,411,000,000.  
Fiscal year 2012:  
(A) New budget authority, \$450,561,000,000.  
(B) Outlays, \$434,561,000,000.  
(19) Allowances (920):  
Fiscal year 2008:  
(A) New budget authority, \$6,439,000,000.  
(B) Outlays, \$5,544,000,000.  
Fiscal year 2009:  
(A) New budget authority, \$ - 11,795,000,000.  
(B) Outlays, \$ - 6,242,000,000.  
Fiscal year 2010:  
(A) New budget authority, \$ - 5,709,000,000.  
(B) Outlays, \$ - 6,972,000,000.  
Fiscal year 2011:  
(A) New budget authority, \$ - 150,000,000.  
(B) Outlays, \$ - 3,007,000,000.  
Fiscal year 2012:  
(A) New budget authority, \$4,167,000,000.  
(B) Outlays, \$1,286,000,000.  
(20) Undistributed Offsetting Receipts (950):  
Fiscal year 2008:  
(A) New budget authority, \$ - 71,009,000,000.  
(B) Outlays, \$ - 71,009,000,000.  
Fiscal year 2009:  
(A) New budget authority, \$ - 66,578,000,000.  
(B) Outlays, \$ - 66,587,000,000.  
Fiscal year 2010:  
(A) New budget authority, \$ - 71,869,000,000.  
(B) Outlays, \$ - 71,869,000,000.  
Fiscal year 2011:  
(A) New budget authority, \$ - 69,623,000,000.  
(B) Outlays, \$ - 69,643,000,000.  
Fiscal year 2012:  
(A) New budget authority, \$ - 72,789,000,000.  
(B) Outlays, \$ - 72,792,000,000.

## TITLE II—RECONCILIATION

### SEC. 201. RECONCILIATION IN THE HOUSE OF REPRESENTATIVES.

(a) SUBMISSION TO PROVIDE FOR THE REFORM OF MANDATORY SPENDING.—(1) Not later than June 8, 2007, the House committees named in paragraph (2) shall submit their recommendations to the House Committee on the Budget. After receiving those recommendations, the House Committee on

the Budget shall report to the House a reconciliation bill carrying out all such recommendations without substantive revision.

(2) INSTRUCTIONS.—

(A) COMMITTEE ON AGRICULTURE.—The House Committee on Agriculture shall report changes in laws within its jurisdiction sufficient to reduce direct spending by \$452,000,000 for fiscal year 2008, \$3,277,000,000 for fiscal year 2012, and \$9,849,000,000 for the period of fiscal years 2008 through 2012.

(B) COMMITTEE ON ARMED SERVICES.—The House Committee on Armed Services shall report changes in laws within its jurisdiction sufficient to reduce direct spending by \$50,000,000 for fiscal year 2008, \$100,000,000 for fiscal year 2012, and \$410,000,000 for the period of fiscal years 2008 through 2012.

(C) COMMITTEE ON EDUCATION AND LABOR.—The House Committee on Education and Labor shall report changes in laws within its jurisdiction sufficient to reduce direct spending by \$3,456,000,000 for fiscal year 2008, \$400,000,000 for fiscal year 2012, and \$4,906,000,000 for the period of fiscal years 2008 through 2012.

(D) COMMITTEE ON ENERGY AND COMMERCE.—The House Committee on Energy and Commerce shall report changes in laws within its jurisdiction sufficient to reduce direct spending by \$8,344,000,000 for fiscal year 2008, \$30,602,000,000 for fiscal year 2012, and \$97,359,000,000 for the period of fiscal years 2008 through 2012.

(E) COMMITTEE ON FINANCIAL SERVICES.—The House Committee on Financial Services shall report changes in laws within its jurisdiction sufficient to reduce direct spending by \$00,000,000 for fiscal year 2008, \$140,000,000 for fiscal year 2012, and \$400,000,000 for the period of fiscal years 2008 through 2012.

(F) COMMITTEE ON FOREIGN RELATIONS.—The House Committee on Foreign Relations shall report changes in laws within its jurisdiction sufficient to reduce direct spending by \$20,000,000 for fiscal year 2008, \$90,000,000 for fiscal year 2012, and \$250,000,000 for the period of fiscal years 2008 through 2012.

(G) COMMITTEE ON THE JUDICIARY.—The House Committee on the Judiciary shall report changes in laws within its jurisdiction sufficient to reduce direct spending by \$265,000,000 for fiscal year 2008, \$1,010,000,000 for fiscal year 2012, and \$3,515,000,000 for the period of fiscal years 2008 through 2012.

(H) COMMITTEE ON NATURAL RESOURCES.—The House Committee on Natural Resources shall report changes in laws within its jurisdiction sufficient to reduce direct spending by \$1,507,000,000 for fiscal year 2008, \$535,000,000 for fiscal year 2012, and \$4,647,000,000 for the period of fiscal years 2008 through 2012.

(I) COMMITTEE ON TRANSPORTATION AND INFRASTRUCTURE.—The House Committee on Transportation and Infrastructure shall report changes in laws within its jurisdiction sufficient to reduce direct spending by \$460,000,000 for fiscal year 2008, \$1,063,000,000 for fiscal year 2012, and \$4,272,000,000 for the period of fiscal years 2008 through 2012.

(J) COMMITTEE ON WAYS AND MEANS.—The House Committee on Ways and Means shall report changes in laws within its jurisdiction sufficient to reduce direct spending by \$10,109,000,000 for fiscal year 2008, \$41,543,000,000 for fiscal year 2012, and \$153,122,000,000 for the period of fiscal years 2008 through 2012, sufficient to reduce revenues by not more than \$48,912,000,000 for fiscal year 2008 and by not more than \$447,221,000,000 for the period of fiscal years 2008 through 2012.

(b) SUBMISSION OF REVISED ALLOCATIONS.—(1) Upon the submission to the Committee on the Budget of the House of a recommendation that has complied with its reconciliation instructions solely by virtue of section 310(c) of the Congressional Budget

Act of 1974, the chairman of that committee may file with the House appropriately revised allocations under section 302(a) of such Act and revised functional levels and aggregates.

(2) Upon the submission to the House of a conference report recommending a reconciliation bill or resolution in which a committee has complied with its reconciliation instructions solely by virtue of this section, the chairman of the Committee on the Budget of the House may file with the House appropriately revised allocations under section 302(a) of such Act and revised functional levels and aggregates.

(3) Allocations and aggregates revised pursuant to this subsection shall be considered to be allocations and aggregates established by the concurrent resolution on the budget pursuant to section 301 of such Act.

### TITLE III—POLICY STATEMENTS

#### SEC. 301. POLICY OF THE UNITED STATES CONGRESS ON TAXATION.

The United States Congress reaffirms the statement of principle that the Federal Government should not raise taxes on American families or reverse the policies that have led to strong growth in the United States economy, and instead should move towards balancing the budget by reigning in the Federal Government's spending; it is further the policy assumption underlying this resolution that the tax relief enacted in 2001 and 2003 should be continued.

#### SEC. 302. POLICY OF THE UNITED STATES CONGRESS ON ENTITLEMENT SPENDING.

##### (a) FINDINGS.—

(1) Entitlement growth is unsustainable. Entitlements are currently growing at 6 percent per year significantly faster than our entire economy, and more than twice the rate of inflation.

(2) Entitlements currently consume more than half of the entire Federal budget. If simply left on "auto-pilot" (assuming no new entitlement spending or benefits):

(A) By 2015 in less than a decade

(B) By 2040 social security, medicare, and medicaid alone will consume 20 percent of our economy

(C) By 2040 Americans will have to pay twice the current rate of taxes

(3) Entitlements must be reformed to survive with the retirement of the baby boomers, the situation will only get worse, making the necessary reforms more sudden and severe.

(4) Entitlements aren't all that's at risk. If left unreformed, these programs will also impose a crushing burden on both the budget and the economy. Our now strong economy, which has created millions of jobs and been the key factor in reducing the deficit. Entitlements will eventually crowd out all other priorities such as education, veterans, science, agriculture, environment, even defense and homeland security.

(5) The rising costs of government entitlements are a "fiscal cancer" that threaten "catastrophic consequences for our country" and could "bankrupt America" said America's chief accountant, U.S. Comptroller General David Walker.

(6) Without "early and meaningful action" to address the rapid growth of entitlements, "the U.S. economy could be seriously weakened, with future generations bearing much of the cost" warned Fed Chairman Ben Bernanke.

(7) Spending is the problem. Massive Tax Hikes are Not the Solution. Even if taxes are raised to balance the budget in the short term, entitlements would quickly drive the Federal Government back into deficit.

(8) The U.S. Comptroller General testified that the United States Government "cannot grow [its] way out of this problem; eliminating earmarks will not solve the problem;

wiping out fraud, waste, and abuse will not solve the problem; ending the war or cutting way back on defense will not solve the problem".

(9) The budget must drive entitlement reform. Entitlement programs are well-intended, and provide a critical safety net for millions of Americans, but their costs are out of control, and growing worse every year typically without regular reform or congressional oversight. Congress must use the budget process to promote reforms that will make these programs better, more efficient, and more sustainable for the long term.

(b) POLICY ON ENTITLEMENTS.—It is the policy of this resolution that Congress must immediately address the out-of-control growth of entitlement spending that may do substantial harm to the United States economy and hurt the standard of living of future generations. Furthermore, Congress must also commit itself to consider during this fiscal year fundamental reform packages to secure the long-term solvency of medicare, medicaid and social security.

#### SEC. 303. BONNEVILLE POWER MARKETING ADMINISTRATION.

It is the policy of this resolution that it does not specifically assume any savings from the President's proposal related to the Bonneville Power Marketing Administration and the Energy and Commerce Committee will determine its own policies subject to the applicable numerical allocation limits and reconciliation directives.

### TITLE IV—GENERAL BUDGET ENFORCEMENT

#### SEC. 401. RESTRICTIONS ON ADVANCE APPROPRIATIONS.

(a) IN GENERAL.—(1) In the House, except as provided in subsection (b), an advance appropriation may not be reported in a bill or joint resolution making a general appropriation or continuing appropriation, and may not be in order as an amendment thereto.

(2) Managers on the part of the House may not agree to a Senate amendment that would violate paragraph (1) unless specific authority to agree to the amendment first is given by the House by a separate vote with respect thereto.

(b) ADVANCE APPROPRIATION.—In the House, an advance appropriation may be provided for the fiscal years 2009 and 2010 for programs, projects, activities, or accounts identified in the joint explanatory statement of managers accompanying this resolution under the heading "Accounts Identified for Advance Appropriations" in an aggregate amount not to exceed \$23,565,000,000 in new budget authority in each year.

(c) DEFINITION.—In this section, the term "advance appropriation" means any new budget authority provided in a bill or joint resolution making general appropriations or any new budget authority provided in a bill or joint resolution making continuing appropriations for fiscal year 2008 that first becomes available for any fiscal year after 2008.

#### SEC. 402. CONTINGENCY OPERATIONS RELATED TO THE GLOBAL WAR ON TERRORISM AND FOR UNANTICIPATED DEFENSE NEEDS.

(a) EXEMPTION OF CONTINGENCY OPERATIONS RELATED TO THE GLOBAL WAR ON TERRORISM AND FOR UNANTICIPATED DEFENSE NEEDS.—In the House, if any bill or joint resolution is reported, or an amendment is offered thereto or a conference report is filed thereon, that makes appropriations for fiscal year 2008 for contingency operations directly related to the global war on terrorism, and other unanticipated defense-related operations, then the new budget authority, new entitlement authority, outlays, or receipts resulting therefrom shall not count for purposes of titles III or IV of the Congressional Budget Act of 1974.

(b) **CURRENT LEVEL.**—Amounts included in this resolution for the purpose set forth in this section shall be considered to be current law for purposes of the preparation of the current level of budget authority and outlays and the appropriate levels shall be adjusted upon the enactment of such bill.

**SEC. 403. APPLICATION AND EFFECT OF CHANGES IN ALLOCATIONS AND AGGREGATES.**

(a) **APPLICATION.**—Any adjustments of allocations and aggregates made pursuant to this resolution shall

(1) apply while that measure is under consideration;

(2) take effect upon the enactment of that measure; and

(3) be published in the Congressional Record as soon as practicable.

(b) **EFFECT OF CHANGED ALLOCATIONS AND AGGREGATES.**—Revised allocations and aggregates resulting from these adjustments shall be considered for the purposes of the Congressional Budget Act of 1974 as allocations and aggregates contained in this resolution.

(c) **BUDGET COMMITTEE DETERMINATIONS.**—For purposes of this resolution

(1) the levels of new budget authority, outlays, direct spending, new entitlement authority, revenues, deficits, and surpluses for a fiscal year or period of fiscal years shall be determined on the basis of estimates made by the appropriate Committee on the Budget; and

(2) such chairman may make any other necessary adjustments to such levels to reflect the timing of responses to reconciliation directives pursuant to section 201 of this resolution.

**SEC. 404. ADJUSTMENTS TO REFLECT CHANGES IN CONCEPTS AND DEFINITIONS.**

Upon the enactment of a bill or joint resolution providing for a change in concepts or definitions, the appropriate chairman of the Committee on the Budget shall make adjustments to the levels and allocations in this resolution in accordance with section 251(b) of the Balanced Budget and Emergency Deficit Control Act of 1985 (as in effect prior to September 30, 2002).

**SEC. 405. COMPLIANCE WITH SECTION 13301 OF THE BUDGET ENFORCEMENT ACT OF 1990.**

(a) **IN GENERAL.**—In the House and the Senate, notwithstanding section 302(a)(1) of the Congressional Budget Act of 1974 and section 13301 of the Budget Enforcement Act of 1990, the joint explanatory statement accompanying the conference report on any concurrent resolution on the budget shall include in its allocation under section 302(a) of the Congressional Budget Act of 1974 to the Committee on Appropriations amounts for the discretionary administrative expenses of the Social Security Administration.

(b) **SPECIAL RULE.**—In the House, for purposes of applying section 302(f) of the Congressional Budget Act of 1974, estimates of the level of total new budget authority and total outlays provided by a measure shall include any discretionary amounts provided for the Social Security Administration.

**SEC. 406. EXERCISE OF RULEMAKING POWERS.**

Congress adopts the provisions of this title—

(1) as an exercise of the rulemaking power of the Senate and the House, respectively, and as such they shall be considered as part of the rules of each House, or of that House to which they specifically apply, and such rules shall supersede other rules only to the extent that they are inconsistent therewith; and

(2) with full recognition of the constitutional right of either House to change those rules (so far as they relate to that House) at any time, in the same manner, and to the

same extent as in the case of any other rule of that House.

**SEC. 407. ADJUSTMENTS FOR TAX LEGISLATION.**

In the House, if the Committee on Ways and Means reports a bill or joint resolution, or an amendment is offered thereto or a conference report is submitted thereon, that amends the Internal Revenue Code of 1986 by extending the expiration dates for Federal tax policies that expired during fiscal year 2008 or that expire during the period of fiscal years 2008 through 2012, then the chairman of the Committee on the Budget may make appropriate adjustments in the allocations and aggregates of budget authority, outlays, and revenue set forth in this resolution to reflect the budgetary effects of such legislation, but only to the extent the adjustments would not cause the level of revenue to be less than the level of revenue provided for in this resolution for the period of fiscal years 2008 through 2012 and would not cause the deficit to exceed the appropriate level of deficits provided for in this resolution for the period of fiscal years 2008 through 2012.

**SEC. 408. REPEAL OF THE GEPHARDT RULE.**

With respect to the adoption by the Congress of a concurrent resolution on the budget for fiscal year 2008, the clerk of the House shall not prepare an engrossment of a joint resolution increasing or decreasing, as the case may be, the statutory limit on the public debt.

**SEC. 409. BUDGET COMPLIANCE STATEMENTS.**

Each report of a committee on a public bill or public joint resolution shall contain a budget compliance statement prepared by the chairman of the Committee on the Budget, if timely submitted prior to the filing of the report, which shall include assessment by such chairman as to whether the bill or joint resolution complies with the requirements of sections 302, 303, 306, 311, and 401 of the Congressional Budget Act of 1974.

**SEC. 410. COST ESTIMATES FOR CONFERENCE REPORTS AND UNREPORTED MEASURES.**

It shall not be in order to consider a conference report or an unreported bill or joint resolution unless an estimate of costs as described in clause 3(d)(2) of Rule XIII has been printed in the Congressional Record at least one day before its consideration.

**SEC. 411. ROLL CALL VOTES FOR NEW SPENDING.**

The yeas and nays shall be considered as ordered when the Speaker puts the question on passage of a bill or joint resolution, or on adoption of a conference report, for which the chairman of the Budget Committee has advised the Speaker that such bill, joint resolution or conference report authorizes or provides new budget authority of not less than \$50,000,000. The Speaker may not entertain a unanimous consent request or motion to suspend this section.

**SEC. 412. BUDGET PROCESS REFORM.**

Before September 30, 2007, the chairman or ranking minority member of the Committee on the Budget of the House of Representatives shall introduce, and the committee shall conduct hearings on, budget reform legislation that includes the following provisions:

(1) Statutory discretionary spending limits.

(2) Provisions to slow the growth of entitlement spending by requiring offsets for new benefits, and examining programs with annual increases higher than the rate of inflation.

(3) Presidential legislative line item veto authority that preserves Congress' constitutional power of the purse by requiring an expedited up or down vote on the President's proposals.

(4) Enforcement tools that restrict the definition of "emergency" so that emergency

supplemental appropriation bills include only needs that are sudden, urgent, unforeseen, unpredictable, unanticipated, and temporary in nature.

(5) Accrual accounting of the Government's long-term obligations.

(6) Periodic reporting from the Government Accountability Office that examine the causes of long-term deficits and present options to reduce these deficits.

(7) Annual audit summaries from the Federal Accounting Standards Advisory Board for all departments of the Government that represent more than 20 percent of discretionary spending, with recommendations on how to improve the quality of financial information available to Congress.

**SEC. 413. TREASURY DEPARTMENT STUDY AND REPORT.**

(a) **REQUEST.**—Not later than June 1, 2007, the chairman or ranking member of the Committee on the Budget of the House of Representatives shall submit a request to the Secretary of the Treasury for a study of the impact of the current United States tort system on global competition and gross domestic product (GDP) growth.

(b) **SUBMISSION OF STUDY.**—The results of the study described in subsection (a) shall be submitted by the Secretary of the Treasury to the Committee on the Budget of the House of Representatives not later than September 30, 2007.

**SEC. 414. ASSISTANCE BY FEDERAL AGENCIES TO STANDING COMMITTEES OF THE SENATE AND THE HOUSE OF REPRESENTATIVES.**

(a) **INFORMATION REGARDING AGENCY APPROPRIATIONS REQUESTS.**—To assist each standing committee of the House of Representatives and the Senate in carrying out its responsibilities, the chairman of each authorizing committee of the House and Senate shall request the head of each Federal agency which administers the laws or parts of laws under the jurisdiction of such committee, to provide to such committee such studies, information, analyses, reports, and assistance.

(b) **INFORMATION REGARDING AGENCY PROGRAM ADMINISTRATION.**—To assist each standing committee of the House of Representatives and the Senate in carrying out its responsibilities, the chairman of each authorizing committee of the House and Senate shall request of the head of any agency under his committee's jurisdiction, to furnish to such committee documentation, containing information received, compiled, or maintained by the agency as part of the operation or administration of a program, or specifically compiled pursuant to a request in support of a review of a program, as may be requested by the chairman and ranking minority member of such committee.

(c) **SUMMARIES BY COMPTROLLER GENERAL.**—Within thirty days after the receipt of a request from a chairman and ranking minority member of a standing committee having jurisdiction over a program being reviewed and studied by such committee under this section, the Comptroller General of the United States shall furnish to such committee summaries of any audits or reviews of such program which the Comptroller General has completed during the preceding six years.

(d) **CONGRESSIONAL ASSISTANCE.**—Consistent with their duties and functions under law, the Comptroller General of the United States, the Director of the Congressional Budget Office, and the Director of the Congressional Research Service shall continue to furnish (consistent with established protocols) to each standing committee of the House of Representatives or the Senate such information, studies, analyses, and reports as the chairman and ranking minority member may request to assist the committee in

conducting reviews and studies of programs under this section.

**SEC. 415. BUDGETARY TREATMENT OF THE NATIONAL FLOOD INSURANCE PROGRAM.**

(a) **TREATMENT.**—For purposes of the allocations and aggregates in this resolution, the reconciliation directives established by this resolution, and for any other purpose under titles III and IV of the Congressional Budget Act of 1974, the budgetary effects of any bill or joint resolution, amendment thereto, or conference report thereon, or any recommendations submitted pursuant to section 201 that includes the reforms set forth in subsection (b) shall be scored without regard to the obligations resulting from the enactment of Public Law 109-208. Such estimate shall assume the liquidating of the National Flood Insurance Fund's remaining contractual obligations resulting from claims made as a result of floods that occurred in 2005.

(b) **LEGISLATION.**—The legislation referred to in subsection (a) shall—

(1) establish more actuarially sound rates on policies issued by the National Flood Insurance Program; and

(2) end flood insurance subsidies on pre-FIRM structures not used as primary residences.

**TITLE V—EMERGENCY RESERVE FUND**

**SEC. 501. NONDEFENSE RESERVE FUND FOR EMERGENCIES.**

(a) **NONDEFENSE SET ASIDE.**—

(1) **DISCRETIONARY SET ASIDE FUND.**—In the House and except as provided by subsection (b), if a bill or joint resolution is reported, or an amendment is offered thereto (or considered as adopted) or a conference report is filed thereon, that provides new discretionary budget authority (and outlays flowing therefrom), and such provision is designated as an emergency pursuant to this section, the chairman of the Committee on the Budget shall make adjustments to the allocations and aggregates set forth in this resolution up to the amount of such provisions if the requirements set forth in section 504 are met, but the sum of all adjustments made under this paragraph shall not exceed \$6,450,000,000 for fiscal year 2008.

(2) **OTHER ADJUSTMENTS.**—In the House, if a bill or joint resolution is reported or a conference report is filed thereon, and a direct spending or receipt provision included therein is designated as an emergency pursuant to this paragraph, the chairman of the Committee on the Budget may make adjustments to the allocations and aggregates set forth in this resolution.

(b) **ADDITIONAL ADJUSTMENT PROCEDURES.**—In the House, before any adjustment is made pursuant to this section for any bill, joint resolution, or conference report that designates a provision an emergency, the enactment of which would cause the total amount of the set aside fund set forth in subsection (a)(1) for fiscal year 2008 to be exceeded:

(1) The chairman of the Committee on the Budget shall convene a meeting of that committee, where it shall be in order, subject to the terms set forth in this section, for one motion described in paragraph (2) to be made to authorize the chairman to make adjustments above the maximum amount of adjustments set forth in subsection (a). If the Chairman does not call such a meeting within 24 hours of a committee reporting such a measure, any member of the Committee may call such a meeting.

(2) The motion referred to in paragraph (1) shall be in the following form: "I move that the chairman of the Committee on the Budget be authorized to adjust the allocations and aggregates set forth in the concurrent resolution on the budget for fiscal year 2008 by the following amount: \$\_\_\_\_\_ for fis-

cal year 2008.", with the blank being filled in with amount determined by the chairman of the Committee on the Budget. For any measure referred to in subsection (a)(1), such amount shall not exceed the total amount for fiscal year 2008 designated as an emergency in excess of the applicable amount remaining in the set aside fund.

(3) The motion set forth in paragraph (2) shall be open for debate and amendment, but any amendment offered thereto is only in order if limited to changing an amount in the motion.

(4) Except as provided by paragraph (5), the chairman of the Committee on the Budget may not make any adjustments under subsection (a) or subsection (b) unless or until the committee filing a report or joint statement of managers on a conference report on a measure including an emergency designation fulfills the terms set forth in section 504.

(5) The chairman of the Committee on the Budget shall make any adjustments he deems necessary under this section if he determines the enactment of the provision or provisions designated as an emergency is essential to respond to an urgent and imminent need, the chairman determines the exceptional circumstances referred to in rule 3 of the rules of the committee are met and the committee cannot convene to consider the motion referred to in this section in a timely fashion.

(c) **APPLICATION OF ADJUSTMENTS.**—The adjustments made pursuant to subsection (a) or (b) shall

(1) apply while that bill, joint resolution, conference report or amendment is under consideration;

(2) take effect upon the enactment of that legislation; and

(3) be published in the Congressional Record as soon as practicable.

**SEC. 502. EMERGENCY CRITERIA.**

As used in this title:

(1) The term "emergency" means a situation that—

(A) requires new budget authority and outlays (or new budget authority and the outlays flowing therefrom) for the prevention or mitigation of, or response to, loss of life or property, or a threat to national security; and

(B) is unanticipated.

(2) The term "unanticipated" means that the underlying situation is—

(A) Sudden, which means quickly coming into being or not building up over time;

(B) Urgent, which means a pressing and compelling need requiring immediate action;

(C) Unforeseen, which means not predicted or anticipated as an emerging need; and

(D) Temporary, which means not of a permanent duration.

**SEC. 503. DEVELOPMENT OF GUIDELINES FOR APPLICATION OF EMERGENCY DEFINITION.**

In the House, as soon as practicable after the adoption of this resolution, the chairman of the Committee on the Budget shall, after consultation with the chairmen of the applicable committees, the Ranking Member of the Committee on the Budget, and the Director of the Congressional Budget Office, prepare additional guidelines for application of the definition of an emergency and shall issue a committee print from the Committee on the Budget for this purpose.

**SEC. 504. COMMITTEE NOTIFICATION OF EMERGENCY LEGISLATION.**

(a) **COMMITTEE NOTIFICATION.**—Whenever a committee of the House (including a committee of conference) reports any bill or joint resolution that includes a provision designated as an emergency pursuant to this title, the report accompanying that bill or joint resolution (or the joint explanatory

statement of managers in the case of a conference report on any such bill or joint resolution) shall identify all provisions that provide amounts designated as an emergency and shall provide an explanation of the manner in which the provision meets the criteria set forth in section 502.

(b) **CONGRESSIONAL RECORD.**—If such a measure is to be considered by the House without being reported by the committee of jurisdiction, then the committee shall cause the explanation to be published in the Congressional Record as soon as practicable.

**SEC. 505. UP-TO-DATE TABULATIONS.**

The Committee on the Budget of the House shall publish in the Congressional Record up-to-date tabulations of amounts remaining in the set aside fund set forth in section 501, or authorized in excess thereof, as soon as practicable after the enactment of such amounts designated as emergencies.

**TITLE VI—LEGISLATIVE LINE ITEM VETO AUTHORITY**

**SEC. 601. PRESIDENTIAL RECOMMENDATIONS.**

(a) **PROPOSED CANCELLATIONS.**—If, within 45 calendar days after the enactment of any bill or joint resolution providing any discretionary budget authority, item of direct spending, limited tariff benefit, or targeted tax benefit, the President proposes, in the manner provided in subsection (b), the cancellation of any dollar amount of such discretionary budget authority, item of direct spending, or targeted tax benefit, such recommendation shall be introduced as a free-standing measure consistent with the terms of this title and shall be eligible for the expedited procedures set forth herein. If the 45 calendar-day period expires during a period where either House of Congress stands adjourned sine die at the end of a Congress or for a period greater than 45 calendar days, the President may propose a cancellation under this section and transmit a special message under subsection (b) on the first calendar day of session following such a period of adjournment.

(b) **TRANSMITTAL OF SPECIAL MESSAGE.**—

(1) **SPECIAL MESSAGE.**—

(A) **CONTENTS OF SPECIAL MESSAGE.**—Each special message shall specify, with respect to the discretionary budget authority, items of direct spending proposed, limited tariff benefits, or targeted tax benefits to be canceled—

(i) the dollar amount of discretionary budget authority, the specific item of direct spending (that OMB, after consultation with CBO, estimates to increase budget authority or outlays as required by section 1017(9)), the limited tariff benefit, or the targeted tax benefit that the President proposes be canceled;

(ii) any account, department, or establishment of the Government to which such discretionary budget authority is available for obligation, and the specific project or governmental functions involved;

(iii) the reasons why such discretionary budget authority, item of direct spending, limited tariff benefit, or targeted tax benefit should be canceled;

(iv) to the maximum extent practicable, the estimated fiscal, economic, and budgetary effect (including the effect on outlays and receipts in each fiscal year) of the proposed cancellation;

(v) to the maximum extent practicable, all facts, circumstances, and considerations relating to or bearing upon the proposed cancellation and the decision to propose the cancellation, and the estimated effect of the proposed cancellation upon the objects, purposes, or programs for which the discretionary budget authority, item of direct spending, limited tariff benefit, or the targeted tax benefit is provided;

(vi) a numbered list of cancellations to be included in an approval bill that, if enacted,

would cancel discretionary budget authority, items of direct spending, limited tariff benefit, or targeted tax benefits proposed in that special message; and

(vii) if the special message is transmitted subsequent to or at the same time as another special message, a detailed explanation why the proposed cancellations are not substantially similar to any other proposed cancellation in such other message.

(C) **DUPLICATIVE PROPOSALS PROHIBITED.**—The President may not propose to cancel the same or substantially similar discretionary budget authority, item of direct spending, limited tariff benefit, or targeted tax benefit more than one time under this Act.

(D) **MAXIMUM NUMBER OF SPECIAL MESSAGES.**—The President may not transmit to the Congress more than 5 special messages under this subsection related to any bill or joint resolution described in subsection (a), but may transmit not more than 10 special messages for any omnibus budget reconciliation or appropriation measure.

(2) **ENACTMENT OF APPROVAL BILL.**—

(A) **DEFICIT REDUCTION.**—Amounts of budget authority, items of direct spending, limited tariff benefit, or targeted tax benefits which are canceled pursuant to enactment of a bill as provided under this section shall be dedicated only to reducing the deficit or increasing the surplus.

(B) **ADJUSTMENT OF LEVELS IN THE CONCURRENT RESOLUTION ON THE BUDGET.**—Not later than 5 days after the date of enactment of an approval bill as provided under this section, the chairs of the Committees on the Budget of the Senate and the House of Representatives shall revise allocations and aggregates and other appropriate levels under the appropriate concurrent resolution on the budget to reflect the cancellation, and the applicable committees shall report revised suballocations pursuant to section 302(b), as appropriate.

(C) **TRUST FUNDS AND SPECIAL FUNDS.**—Notwithstanding subparagraph (A), nothing in this title shall be construed to require or allow the deposit of amounts derived from a trust fund or special fund which are canceled pursuant to enactment of a bill as provided under this section to any other fund.

## **SEC. 602. PROCEDURES IN UNITED STATES CONGRESS.**

(a) **EXPEDITED CONSIDERATION.**—

(1) **IN GENERAL.**—The majority leader or minority leader of each House or his designee shall (by request) introduce an approval bill as defined in section 1017 not later than the third day of session of that House after the date of receipt of a special message transmitted to the Congress under section 1011(b). If the bill is not introduced as provided in the preceding sentence in either House, then, on the fourth day of session of that House after the date of receipt of the special message, any Member of that House may introduce the bill.

(2) **CONSIDERATION IN THE HOUSE OF REPRESENTATIVES.**—

(A) **REFERRAL AND REPORTING.**—Any committee of the House of Representatives to which an approval bill is referred shall report it to the House without amendment not later than the seventh legislative day after the date of its introduction. If a committee fails to report the bill within that period or the House has adopted a concurrent resolution providing for adjournment sine die at the end of a Congress, such committee shall be automatically discharged from further consideration of the bill and it shall be placed on the appropriate calendar.

(B) **PROCEEDING TO CONSIDERATION.**—After an approval bill is reported by or discharged from committee or the House has adopted a concurrent resolution providing for adjournment sine die at the end of a Congress, it

shall be in order to move to proceed to consider the approval bill in the House. Such a motion shall be in order only at a time designated by the Speaker in the legislative schedule within two legislative days after the day on which the proponent announces his intention to offer the motion. Such a motion shall not be in order after the House has disposed of a motion to proceed with respect to that special message. The previous question shall be considered as ordered on the motion to its adoption without intervening motion. A motion to reconsider the vote by which the motion is disposed of shall not be in order.

(C) **CONSIDERATION.**—The approval bill shall be considered as read. All points of order against an approval bill and against its consideration are waived. The previous question shall be considered as ordered on an approval bill to its passage without intervening motion except five hours of debate equally divided and controlled by the proponent and an opponent and one motion to limit debate on the bill. A motion to reconsider the vote on passage of the bill shall not be in order.

(D) **SENATE BILL.**—An approval bill received from the Senate shall not be referred to committee.

(3) **CONSIDERATION IN THE SENATE.**—

(A) **MOTION TO PROCEED TO CONSIDERATION.**—A motion to proceed to the consideration of a bill under this subsection in the Senate shall not be debatable. It shall not be in order to move to reconsider the vote by which the motion to proceed is agreed to or disagreed to.

(B) **LIMITS ON DEBATE.**—Debate in the Senate on a bill under this subsection, and all debatable motions and appeals in connection therewith (including debate pursuant to subparagraph (D)), shall not exceed 10 hours, equally divided and controlled in the usual form.

(C) **APPEALS.**—Debate in the Senate on any debatable motion or appeal in connection with a bill under this subsection shall be limited to not more than 1 hour, to be equally divided and controlled in the usual form.

(D) **MOTION TO LIMIT DEBATE.**—A motion in the Senate to further limit debate on a bill under this subsection is not debatable.

(E) **MOTION TO RECOMMIT.**—A motion to recommit a bill under this subsection is not in order.

(F) **CONSIDERATION OF THE HOUSE BILL.**—

(i) **IN GENERAL.**—If the Senate has received the House companion bill to the bill introduced in the Senate prior to the vote required under paragraph (1)(C), then the Senate may consider, and the vote under paragraph (1)(C) may occur on, the House companion bill.

(ii) **PROCEDURES AFTER VOTE ON SENATE BILL.**—If the Senate votes, pursuant to paragraph (1)(C), on the bill introduced in the Senate, then immediately following that vote, or upon receipt of the House companion bill, the House bill shall be deemed to be considered, read the third time, and the vote on passage of the Senate bill shall be considered to be the vote on the bill received from the House.

(b) **AMENDMENTS PROHIBITED.**—No amendment to, or motion to strike a provision from, a bill considered under this section shall be in order in either the Senate or the House of Representatives.

## **SEC. 603. IDENTIFICATION OF TARGETED TAX BENEFITS.**

(a) **STATEMENT.**—The chairman of the Committee on Ways and Means of the House of Representatives and the chairman of the Committee on Finance of the Senate acting jointly (hereafter in this subsection referred to as “the chairmen”) shall review any revenue or reconciliation bill or joint resolution which includes any amendment to the Inter-

nal Revenue Code of 1986 that is being prepared for filing by a committee of conference of the two Houses, and shall identify whether such bill or joint resolution contains any targeted tax benefits. The chairmen shall provide to the committee of conference a statement identifying any such targeted tax benefits or declaring that the bill or joint resolution does not contain any targeted tax benefits. Any such statement shall be made available to any Member of Congress by the chairmen immediately upon request.

(b) **STATEMENT INCLUDED IN LEGISLATION.**—

(1) **IN GENERAL.**—Notwithstanding any other rule of the House of Representatives or any rule or precedent of the Senate, any revenue or reconciliation bill or joint resolution which includes any amendment to the Internal Revenue Code of 1986 reported by a committee of conference of the two Houses may include, as a separate section of such bill or joint resolution, the information contained in the statement of the chairmen, but only in the manner set forth in paragraph (2).

(2) **APPLICABILITY.**—The separate section permitted under subparagraph (A) shall read as follows: “Section 1021 of the Congressional Budget and Impoundment Control Act of 1974 shall \_\_\_\_\_ apply to \_\_\_\_\_,000,000”, with the blank spaces being filled in with—

(A) in any case in which the chairmen identify targeted tax benefits in the statement required under subsection (a), the word “only” in the first blank space and a list of all of the specific provisions of the bill or joint resolution in the second blank space; or

(B) in any case in which the chairmen declare that there are no targeted tax benefits in the statement required under subsection (a), the word “not” in the first blank space and the phrase “any provision of this Act” in the second blank space.

(c) **IDENTIFICATION IN REVENUE ESTIMATE.**—With respect to any revenue or reconciliation bill or joint resolution with respect to which the chairmen provide a statement under subsection (a), the Joint Committee on Taxation shall—

(1) in the case of a statement described in subsection (b)(2)(A), list the targeted tax benefits in any revenue estimate prepared by the Joint Committee on Taxation for any conference report which accompanies such bill or joint resolution, or

(2) in the case of a statement described in section 13(b)(2)(B), indicate in such revenue estimate that no provision in such bill or joint resolution has been identified as a targeted tax benefit.

(d) **PRESIDENT’S AUTHORITY.**—If any revenue or reconciliation bill or joint resolution is signed into law—

(1) with a separate section described in subsection (b)(2), then the President may use the authority granted in this section only with respect to any targeted tax benefit in that law, if any, identified in such separate section; or

(2) without a separate section described in subsection (b)(2), then the President may use the authority granted in this section with respect to any targeted tax benefit in that law.

## **SEC. 604. ADDITIONAL MATTERS.**

(a) **DEFINITIONS.**—

(1) **APPROPRIATION LAW.**—The term “appropriation law” means an Act referred to in section 105 of title I, United States Code, including any general or special appropriation Act, or any Act making supplemental, deficiency, or continuing appropriations, that has been signed into law pursuant to Article I, section 7, of the Constitution of the United States.

(2) **APPROVAL BILL.**—The term “approval bill” means a bill or joint resolution which



only approves proposed cancellations of dollar amounts of discretionary budget authority, items of new direct spending, limited tariff benefits, or targeted tax benefits in a special message transmitted by the President under this part and—

(A) the title of which is as follows: “A bill approving the proposed cancellations transmitted by the President on \_\_\_\_\_”, the blank space being filled in with the date of transmission of the relevant special message and the public law number to which the message relates;

(B) which does not have a preamble; and

(C) which provides only the following after the enacting clause: That the Congress approves of proposed cancellations \_\_\_\_\_, the blank space being filled in with a list of the cancellations contained in the President’s special message, as transmitted by the President in a special message on \_\_\_\_\_, the blank space being filled in with the appropriate date, regarding \_\_\_\_\_, the blank space being filled in with the Public Law number to which the special message relates;

(D) which only includes proposed cancellations that are estimated by CBO to meet the definition of discretionary budgetary authority or items of direct spending, or limited tariff benefits, or that are identified as targeted tax benefits pursuant to section 1014;

(E) if any proposed cancellation other than discretionary budget authority or targeted tax benefits is estimated by CBO to not meet the definition of item of direct spending, then the approval bill shall include at the end: The President shall cease the suspension of the implementation of the following under section 1013 of the Legislative Line Item Veto Act of 2006: \_\_\_\_\_, the blank space being filled in with the list of such proposed cancellations; and

(F) if no CBO estimate is available, then the entire list of legislative provisions proposed by the President is inserted in the second blank space in subparagraph (C).

(3) CALENDAR DAY.—The term “calendar day” means a standard 24-hour period beginning at midnight.

(4) CANCEL OR CANCELLATION.—The terms “cancel” or “cancellation” means to prevent—

(A) budget authority from having legal force or effect;

(B) in the case of entitlement authority, to prevent the specific legal obligation of the United States from having legal force or effect;

(C) in the case of the food stamp program, to prevent the specific provision of law that provides such benefit from having legal force or effect; or

(D) a limited tariff benefit from having legal force or effect, and to make any necessary, conforming statutory change to ensure that such limited tariff benefit is not implemented; or

(E) a targeted tax benefit from having legal force or effect, and to make any necessary, conforming statutory change to ensure that such targeted tax benefit is not implemented and that any budgetary resources are appropriately canceled.

(5) CBO.—The term “CBO” means the Director of the Congressional Budget Office.

(6) DIRECT SPENDING.—The term “direct spending” means—

(A) budget authority provided by law (other than an appropriation law);

(B) entitlement authority; and

(C) the food stamp program.

(7) DOLLAR AMOUNT OF DISCRETIONARY BUDGET AUTHORITY.—(A) Except as provided in subparagraph (B), the term “dollar amount of discretionary budget authority” means the entire dollar amount of budget authority—

(i) specified in an appropriation law, or the entire dollar amount of budget authority or

obligation limitation required to be allocated by a specific proviso in an appropriation law for which a specific dollar figure was not included;

(ii) represented separately in any table, chart, or explanatory text included in the statement of managers or the governing committee report accompanying such law;

(iii) required to be allocated for a specific program, project, or activity in a law (other than an appropriation law) that mandates the expenditure of budget authority from accounts, programs, projects, or activities for which budget authority is provided in an appropriation law;

(iv) represented by the product of the estimated procurement cost and the total quantity of items specified in an appropriation law or included in the statement of managers or the governing committee report accompanying such law; or

(v) represented by the product of the estimated procurement cost and the total quantity of items required to be provided in a law (other than an appropriation law) that mandates the expenditure of budget authority from accounts, programs, projects, or activities for which budget authority is provided in an appropriation law.

(B) The term “dollar amount of discretionary budget authority” does not include—

(i) direct spending;

(ii) budget authority in an appropriation law which funds direct spending provided for in other law;

(iii) any existing budget authority canceled in an appropriation law; or

(iv) any restriction, condition, or limitation in an appropriation law or the accompanying statement of managers or committee reports on the expenditure of budget authority for an account, program, project, or activity, or on activities involving such expenditure.

(8) ITEM OF DIRECT SPENDING.—The term “item of direct spending” means any provision of law that results in an increase in budget authority or outlays for direct spending relative to the most recent levels calculated consistent with the methodology used to calculate a baseline under section 257 of the Balanced Budget and Emergency Deficit Control Act of 1985 and included with a budget submission under section 1105(a) of title 31, United States Code, in the first year or the 5-year period for which the item is effective. However, such item does not include an extension or reauthorization of existing direct spending, but instead only refers to provisions of law that increase such direct spending.

(9) LIMITED TARIFF BENEFIT.—The term “limited tariff benefit” means any provision of law that modifies the Harmonized Tariff Schedule of the United States in a manner that benefits 10 or fewer entities (as defined in paragraph (12)(B)).

(10) OMB.—The term “OMB” means the Director of the Office of Management and Budget.

(11) OMNIBUS RECONCILIATION OR APPROPRIATION MEASURE.—The term “omnibus reconciliation” or “appropriation measure” means—

(A) in the case of a reconciliation bill, any such bill that is reported to its House by the Committee on the Budget; or

(B) in the case of an appropriation measure, any such measure that provides appropriations for programs, projects, or activities falling within 2 or more section 302(b) suballocations.

(12) TARGETED TAX BENEFIT.—

(A) The “term targeted tax benefit” means any revenue-losing provision that provides a Federal tax deduction, credit, exclusion, or preference to ten or fewer beneficiaries (determined with respect to either present law or any provision of which the provision is a

part) under the Internal Revenue Code of 1986 in any year for which the provision is in effect;

(B) FOR PURPOSES OF SUBPARAGRAPH (A).—

(i) all businesses and associations that are members of the same controlled group of corporations (as defined in section 1563(a) of the Internal Revenue Code of 1986) shall be treated as a single beneficiary;

(ii) all shareholders, partners, members, or beneficiaries of a corporation, partnership, association, or trust or estate, respectively, shall be treated as a single beneficiary;

(iii) all employees of an employer shall be treated as a single beneficiary;

(iv) all qualified plans of an employer shall be treated as a single beneficiary;

(v) all beneficiaries of a qualified plan shall be treated as a single beneficiary;

(vi) all contributors to a charitable organization shall be treated as a single beneficiary;

(vii) all holders of the same bond issue shall be treated as a single beneficiary; and

(viii) if a corporation, partnership, association, trust or estate is the beneficiary of a provision, the shareholders of the corporation, the partners of the partnership, the members of the association, or the beneficiaries of the trust or estate shall not also be treated as beneficiaries of such provision;

(C) For the purpose of this paragraph, the term “revenue-losing provision” means any provision that is estimated to result in a reduction in federal tax revenues (determined with respect to either present law or any provision of which the provision is a part) for any one of the two following periods—

(i) the first fiscal year for which the provision is effective; or

(ii) the period of the 5 fiscal years beginning with the first fiscal year for which the provision is effective;

(D) the “term targeted tax benefit” does not include any provision which applies uniformly to an entire industry; and

(E) the terms used in this paragraph shall have the same meaning as those terms have generally in the Internal Revenue Code of 1986, unless otherwise expressly provided.

#### SEC. 605. EXPIRATION.

This title shall have no force or effect on or after October 1, 2012.

#### SEC. 606. SENSE OF CONGRESS ON DEFERRAL AUTHORITY.

It is the sense of Congress that legislation providing the authority to temporarily defer spending on proposed rescissions should be enacted.

#### SEC. 607. SENSE OF CONGRESS ON ABUSE OF PROPOSED CANCELLATIONS.

It is the sense of Congress that no President or any executive branch official should condition the inclusion or exclusion or threaten to condition the inclusion or exclusion of any proposed cancellation in any special message under this title upon any vote cast or to be cast by any Member of either House of Congress.

### TITLE VII—EARMARK TRANSPARENCY

#### SEC. 701. PROHIBITION ON OBLIGATION OF FUNDS FOR EARMARKS INCLUDED ONLY IN CONGRESSIONAL REPORTS.

(a) REQUIREMENT THAT EARMARKS MUST BE IN LEGISLATIVE TEXT.—Notwithstanding any other rule of the House, in addition to the requirements set forth in clause 9 of rule XXI of the Rules of the House of Representatives, it shall not be in order to consider any bill, joint resolution, amendment thereto, or conference report thereon, unless the list of congressional earmarks, limited tax benefits, and limited tariff benefits, required by clause 9(a) of rule XXI are also set forth in the text of such measure.

(b) AVAILABILITY ON THE INTERNET.—Notwithstanding any other rule of the House, in addition to the requirements set forth in



clause 9 of rule XXI of the Rules of the House of Representatives, it shall not be in order to consider any bill, joint resolution, or conference report thereon, unless the lists required by paragraphs (1), (2), and (4) of clause 9 of rule XXI are made available on the Internet in a searchable format to the general public for at least 48 hours before consideration.

#### SEC. 702. DEFINITIONS.

(a) CONGRESSIONAL EARMARK.—The term “congressional earmark” means a provision or report language included primarily at the request of a Member, Delegate, Resident Commissioner, or Senator providing, authorizing or recommending a specific amount of discretionary budget authority, credit authority, or other spending authority for a contract, loan, loan guarantee, grant, loan authority, or other expenditure with or to an entity, or targeted to a specific State, locality or Congressional district, other than through a statutory or administrative formula-driven or competitive award process.

#### (b) LIMITED BENEFITS.—

(1) LIMITED TARIFF BENEFIT.—The term “limited tariff benefit” means any provision of law that modifies the Harmonized Tariff Schedule of the United States in a manner that benefits 10 or fewer entities (as defined in paragraph (12)(B)).

(2) LIMITED TAX BENEFIT.—(A) The term “limited tax benefit” means any revenue-losing provision that provides a Federal tax deduction, credit, exclusion, or preference to ten or fewer beneficiaries (determined with respect to either present law or any provision of which the provision is a part) under the Internal Revenue Code of 1986 in any year for which the provision is in effect;

#### (B) For purposes of subparagraph (A)—

(i) all businesses and associations that are members of the same controlled group of corporations (as defined in section 1563(a) of the Internal Revenue Code of 1986) shall be treated as a single beneficiary;

(ii) all shareholders, partners, members, or beneficiaries of a corporation, partnership, association, or trust or estate, respectively, shall be treated as a single beneficiary;

(iii) all employees of an employer shall be treated as a single beneficiary;

(iv) all qualified plans of an employer shall be treated as a single beneficiary;

(v) all beneficiaries of a qualified plan shall be treated as a single beneficiary;

(vi) all contributors to a charitable organization shall be treated as a single beneficiary;

(vii) all holders of the same bond issue shall be treated as a single beneficiary; and

(viii) if a corporation, partnership, association, trust or estate is the beneficiary of a provision, the shareholders of the corporation, the partners of the partnership, the members of the association, or the beneficiaries of the trust or estate shall not also be treated as beneficiaries of such provision;

(C) For the purpose of this paragraph, the term “revenue-losing provision” means any provision that is estimated to result in a reduction in federal tax revenues (determined with respect to either present law or any provision of which the provision is a part) for any one of the two following periods—

(i) the first fiscal year for which the provision is effective; or

(ii) the period of the 5 fiscal years beginning with the first fiscal year for which the provision is effective;

(D) the term “limited tax benefit” does not include any provision which applies uniformly to an entire industry; and

(E) the terms used in this paragraph shall have the same meaning as those terms have generally in the Internal Revenue Code of 1986, unless otherwise expressly provided.

(c) SPECIAL RULE.—Notwithstanding any other provision of the Rules of the House,

the definitions set forth in this section shall apply for congressional earmarks, limited tariff benefits, and limited tax benefits.

### TITLE VIII—PAY-AS-YOU-GO.

#### SEC. 801. PAY-AS-YOU-GO POINT OF ORDER.

##### (a) POINT OF ORDER.—

(1) IN GENERAL.—It shall not be in order in the House or the Senate to consider any direct spending legislation, excluding the impact of any revenue provisions, that would increase the on-budget deficit or cause an on-budget deficit for any 1 of 4 applicable time periods as measured in paragraphs (5) and (6).

(2) APPLICABLE TIME PERIODS.—For purposes of this subsection, the term “applicable time period” means any 1 of the 4 following periods:

(A) The current fiscal year.

(B) The budget year.

(C) The period of the 5 fiscal years following the current fiscal year.

(D) The period of the 5 fiscal years following the 5 fiscal years referred to in subparagraph (C).

(3) DIRECT SPENDING LEGISLATION.—For purposes of this subsection and except as provided in paragraph (4), the term “direct spending legislation” means any bill, joint resolution, amendment, motion, or conference report that affects direct spending as that term is defined by, and interpreted for purposes of, the Balanced Budget and Emergency Deficit Control Act of 1985.

(4) BASELINE.—Estimates prepared pursuant to this subsection shall—

(A) use the most recent baseline estimates supplied by the Congressional Budget Office consistent with section 257 of the Balanced Budget and Emergency Deficit Control Act of 1985 used in considering a concurrent resolution on the budget; or

(B) after the beginning of a new calendar year and before consideration of a concurrent resolution on the budget, the most recent baseline estimates supplied by the Congressional Budget Office consistent with section 257 of the Balanced Budget and Emergency Deficit Control Act of 1985.

(5) PRIOR SURPLUS.—If direct spending or revenue legislation increases the on-budget deficit or causes an on-budget deficit when taken individually, it must also increase the on-budget deficit or cause an on-budget deficit when taken together with all direct spending and revenue legislation enacted since the beginning of the calendar year not accounted for in the baseline under paragraph (5)(A), except that direct spending or revenue effects resulting in net deficit reduction enacted in any bill pursuant to a reconciliation instruction since the beginning of that same calendar year shall never be made available on the pay-as-you-go ledger and shall be dedicated only for deficit reduction.

(b) DETERMINATION OF BUDGET LEVELS.—For purposes of this section, the levels of new budget authority, outlays, and revenues for a fiscal year shall be determined on the basis of estimates made by the Committees on the Budget.

(c) POINT OF ORDER PROTECTION IN THE HOUSE.—In the House, it shall not be in order to consider a rule or order that waives the application of subsection (a). As disposition of a point of order under this paragraph, the Chair shall put the question of consideration with respect to the rule or order that waives the application of subsection (a). The question of consideration shall be debatable for 10 minutes by the Member initiating the point of order and for 10 minutes by an opponent, but shall otherwise be decided without intervening motion except one that the House adjourn.

### TITLE IX—DISCRETIONARY SPENDING LIMITS.

#### SEC. 901. DISCRETIONARY SPENDING LIMITS IN THE HOUSE.

(a) POINT OF ORDER.—It shall not be in order in the House to consider any bill or joint resolution, or amendment thereto, that provides new budget authority that would cause the discretionary spending limits to be exceeded for any fiscal year.

(b) DISCRETIONARY SPENDING LIMITS.—In the House and as used in this section, the term “discretionary spending limit” means—

(1) with respect to fiscal year 2008, for the discretionary category: \$1,079,593,000,000 in new budget authority and \$1,127,623,000,000 in outlays;

(2) with respect to fiscal year 2009, for the discretionary category: \$1,004,865,000,000 in new budget authority and \$1,121,730,000,000 in outlays;

(3) with respect to fiscal year 2010, for the discretionary category: \$977,058,000,000 in new budget authority and \$1,050,106,000,000 in outlays;

as adjusted in conformance with subsection (c).

##### (c) ADJUSTMENTS.—

##### (1) IN GENERAL.—

(A) CHAIRMAN.—After the reporting of a bill or joint resolution, the offering of an amendment thereto, or the submission of a conference report thereon, the chairman of the Committee on the Budget may make the adjustments set forth in subparagraph (B) for the amount of new budget authority in that measure (if that measure meets the requirements set forth in paragraph (2)) and the outlays flowing from that budget authority. The chairman of the Committee on the Budget may also make appropriate adjustments for the reserve funds set forth in this resolution.

(B) MATTERS TO BE ADJUSTED.—The adjustments referred to in subparagraph (A) are to be made to—

(i) the discretionary spending limits, if any, set forth in the appropriate concurrent resolution on the budget;

(ii) the allocations made pursuant to the appropriate concurrent resolution on the budget pursuant to section 302(a) of the Congressional Budget Act of 1974; and

(iii) the budgetary aggregates as set forth in the appropriate concurrent resolution on the budget.

(2) AMOUNTS OF ADJUSTMENTS.—The adjustment referred to in paragraph (1) shall be an amount provided and designated as an emergency requirement;

(3) APPLICATION OF ADJUSTMENTS.—The adjustments made for legislation pursuant to paragraph (1) shall—

(A) apply while that legislation is under consideration;

(B) take effect upon the enactment of that legislation; and

(C) be published in the Congressional Record as soon as practicable.

(4) APPLICATION OF THIS SECTION.—The provisions of this section shall apply to legislation providing new budget authority for fiscal years 2008 through 2010.

(d) ENFORCEMENT IN THE HOUSE OF REPRESENTATIVES.—

(1) WAIVER PROTECTION.—It shall not be in order in the House of Representatives to consider a rule or order that waives the application of this section.

##### (2) CONSIDERATION IN THE HOUSE.—

(A) This subsection shall apply only to the House of Representatives.

(B) In order to be cognizable by the Chair, a point of order under this section must specify the precise language on which it is premised.

(C) As disposition of points of order under this section, the Chair shall put the question

of consideration with respect to the proposition that is the subject of the points of order.

(D) A question of consideration under this section shall be debatable for 10 minutes by each Member initiating a point of order and for 10 minutes by an opponent on each point of order, but shall otherwise be decided without intervening motion except one that the House adjourn or that the Committee of the Whole rise, as the case may be.

(E) The disposition of the question of consideration under this subsection with respect to a bill or joint resolution shall be considered also to determine the question of consideration under this subsection with respect to an amendment made in order as original text.

(3) EXTENSION OF SPENDING LIMITS.—It shall not be in order in the House of Representatives to consider a concurrent resolution on the budget as described in section 301 of the Congressional Budget Act of 1974 unless such resolution includes discretionary spending limits that are in the same amounts or less than those included in this section.

TITLE X—SENSES OF CONGRESS

SEC. 1001. SENSE OF THE HOUSE REGARDING THE IMPORTANCE OF CHILD SUPPORT ENFORCEMENT.

It is the Sense of the House that additional legislative action is needed to ensure that states have the necessary resources to collect all child support that is owed to families and to allow them to pass 100 percent of support on to families without financial penalty. It is further the Sense of the House that when 100 percent of child support payments are passed on to the child, rather than administrative expenses, program integrity is improved and child support participation increases.

SEC. 1002. SENSE OF THE HOUSE ON STATE VETERANS CEMETARIES.

It is the sense of the House that the Federal Government should pay the plot allowance for the internment in a State veterans cemetery of any spouse or eligible child of a veteran, consistent with the pay-as-you-go principle.

SEC. 1003. SENSE OF CONGRESS ON HEALTH INSURANCE REFORM.

It is the sense of the Congress that legislation should be considered that does the following:

(1) Amends the Internal Revenue Code to allow individual taxpayers a refundable tax credit for health insurance costs paid for the benefit of the taxpayer, the taxpayer's spouse, and dependents.

(2) Requires business taxpayers who receive payments for certain employee health insurance coverage to file informational returns.

(3) Directs the Secretary of the Treasury to make advance payments of health insurance tax credit amounts to health insurance providers.

(4) Limits the tax exclusion for employer-provided health care coverage.

SEC. 1004. SENSE OF THE HOUSE ON THE INTERNAL REVENUE CODE OF 1986.

(a) SENSE OF CONGRESS ON THE TERMINATION OF THE INTERNAL REVENUE CODE OF 1986.—No tax shall be imposed by the Internal Revenue Code of 1986—

(1) for any taxable year beginning after December 31, 2010; and

(2) in the case of any tax not imposed on the basis of a taxable year, on any taxable event or for any period after December 31, 2010.

(b) EXCEPTION.—It is further the sense of the House of Representatives that legislation enacted pursuant to subsection (a) shall not apply to taxes imposed by—

(1) chapter 2 of such Code (relating to tax on self-employment income);

(2) chapter 21 of such Code (relating to Federal Insurance Contributions Act); and

(3) chapter 22 of such Code (relating to Railroad Retirement Tax Act).

(c) STRUCTURE OF A NEW FEDERAL TAX SYSTEM.—Congress declares that any new Federal tax system should be a simple and fair system that—

(1) applies a low rate to all Americans;

(2) provides tax relief for working Americans;

(3) protects the rights of taxpayers and reduces tax collection abuses;

(4) eliminates the bias against savings and investment;

(5) promotes economic growth and job creation; and

(6) does not penalize marriage or families.

(d) TIMING OF IMPLEMENTATION.—In order to ensure an easy transition and effective implementation, the Congress hereby declares that any new Federal tax system should be approved by Congress in its final form no later than July 4, 2010.

It was decided in the { Yeas ..... 160 negative ..... } Nays ..... 268

48.9 [Roll No. 211] AYES—160

Table listing names of members and their corresponding votes (Yeas and Nays) for various bills.

NOES—268

Table listing names of members who voted 'No' on various bills.

Table listing names of members who did not vote on various bills.

NOT VOTING—10

Table listing names of members who did not vote on various bills.

So the amendment in the nature of a substitute was not agreed to.

The SPEAKER pro tempore, Mr. WEINER, assumed the Chair.

When Mr. THOMPSON of California, Acting Chairman, pursuant to House Resolution 275, reported the concurrent resolution back to the House.

The previous question having been ordered by section 305(a)(5) of the Congressional Budget Act of 1974.

The question being put, Will the House agree to said concurrent resolution?

The SPEAKER pro tempore, Mr. WEINER, announced that pursuant to clause 10 of rule XX, the yeas and nays were ordered, and the call was taken by electronic device.

It was decided in the affirmative { Yeas ..... 216 Nays ..... 210

48.10 [Roll No. 212]

YEAS—216

Abercrombie	Green, Gene	Oberstar
Ackerman	Grijalva	Obey
Allen	Gutierrez	Olver
Altmire	Hall (NY)	Ortiz
Andrews	Hare	Pallone
Arcuri	Harman	Pascrell
Baca	Hastings (FL)	Pastor
Baird	Hereth	Payne
Baldwin	Higgins	Perlmutter
Becerra	Hinchee	Peterson (MN)
Berkley	Hinojosa	Pomeroy
Berman	Hirono	Price (NC)
Berry	Hodes	Rahall
Bishop (GA)	Holden	Rangel
Bishop (NY)	Holt	Reyes
Blumenauer	Honda	Rodriguez
Boswell	Hooley	Ross
Boucher	Hoyer	Rothman
Boyd (FL)	Inslee	Roybal-Allard
Boyd (KS)	Israel	Ruppersberger
Brady (PA)	Jackson (IL)	Rush
Braley (IA)	Jackson-Lee	Ryan (OH)
Brown, Corrine	(TX)	Salazar
Butterfield	Jefferson	Sanchez, Linda
Capps	Johnson (GA)	T.
Capuano	Johnson, E. B.	Sanchez, Loretta
Cardoza	Jones (OH)	Sarbanes
Carnahan	Kagen	Schakowsky
Carney	Kaptur	Schiff
Carson	Kennedy	Schwartz
Castor	Kildee	Scott (GA)
Chandler	Kilpatrick	Scott (VA)
Clarke	Kind	Serrano
Clay	Klein (FL)	Sestak
Cleaver	Langevin	Shea-Porter
Clyburn	Lantos	Sherman
Cohen	Larsen (WA)	Sires
Conyers	Larson (CT)	Skelton
Cooper	Lee	Slaughter
Costa	Levin	Smith (WA)
Costello	Lewis (GA)	Snyder
Courtney	Lipinski	Solis
Cramer	Loeb sack	Space
Crowley	Lofgren, Zoe	Spratt
Cuellar	Lowe y	Stark
Cummings	Lynch	Stupak
Davis (AL)	Mahoney (FL)	Sutton
Davis (CA)	Maloney (NY)	Tanner
Davis (IL)	Markey	Tauscher
Davis, Lincoln	Matsui	Taylor
DeFazio	McCarthy (NY)	Thompson (CA)
DeGette	McCollum (MN)	Thompson (MS)
Delahunt	McDermott	Tierney
DeLauro	McGovern	Towns
Dicks	McIntyre	Udall (CO)
Dingell	McNerney	Udall (NM)
Doggett	McNulty	Van Hollen
Doyle	Meehan	Velázquez
Edwards	Meek (FL)	Visclosky
Ellison	Meeks (NY)	Walz (MN)
Emanuel	Melancon	Wasserman
Engel	Michaud	Schultz
Eshoo	Miller (NC)	Waters
Etheridge	Miller, George	Watson
Farr	Mollohan	Waxman
Fattah	Moore (KS)	Weiner
Filner	Moore (WI)	Welch (VT)
Frank (MA)	Moran (VA)	Wexler
Giffords	Murphy (CT)	Wilson (OH)
Gillibrand	Murtha	Woolsey
Gonzalez	Nadler	Wu
Gordon	Napolitano	Wynn
Green, Al	Neal (MA)	Yarmuth

NAYS—210

Aderholt	Bachus	Bartlett (MD)
Akin	Baker	Barton (TX)
Alexander	Barrett (SC)	Bean
Bachmann	Barrow	Biggart

Bilbray	Goode	Nunes
Bilirakis	Goodlatte	Paul
Bishop (UT)	Granger	Pearce
Blackburn	Graves	Pence
Blunt	Hall (TX)	Peterson (PA)
Boehner	Hastert	Petri
Bonner	Hastings (WA)	Pickering
Bono	Hayes	Pitts
Boozman	Heller	Platts
Boren	Hensarling	Poe
Boustany	Herger	Porter
Brady (TX)	Hill	Price (GA)
Brown (SC)	Hobson	Pryce (OH)
Brown-Waite,	Hoekstra	Putnam
Ginny	Hulshof	Radanovich
Buchanan	Hunter	Ramstad
Burgess	Inglis (SC)	Regula
Burton (IN)	Issa	Rehberg
Buyer	Jindal	Reichert
Calvert	Johnson (IL)	Renzi
Camp (MI)	Johnson, Sam	Reynolds
Campbell (CA)	Jones (NC)	Rogers (AL)
Cannon	Jordan	Rogers (KY)
Cantor	Keller	Rogers (MI)
Capito	King (IA)	Rohrabacher
Carter	King (NY)	Ros-Lehtinen
Castle	Kingston	Roskam
Chabot	Kirk	Royce
Coble	Kline (MN)	Ryan (WI)
Cole (OK)	Knollenberg	Sail
Conaway	Kucinich	Saxton
Crenshaw	Kuhl (NY)	Schmidt
Cubin	LaHood	Sensenbrenner
Culberson	Lamborn	Sessions
Davis (KY)	Latham	Shadegg
Davis, David	LaTourette	Shays
Davis, Tom	Lewis (KY)	Shimkus
Deal (GA)	Linder	Shuler
Dent	LoBiondo	Shuster
Diaz-Balart, L.	Lucas	Simpson
Diaz-Balart, M.	Lungren, Daniel	Smith (NE)
Donnelly	E.	Smith (NJ)
Doolittle	Mack	Smith (TX)
Drake	Manzullo	Souder
Dreier	Marchant	Stearns
Ehlers	Marshall	Sullivan
Ellsworth	Matheson	Tancredo
Emerson	McCarthy (CA)	Terry
English (PA)	McCauley (TX)	Thornberry
Everett	McCotter	Tiahrt
Fallin	McCrery	Tiberi
Feeney	McHenry	Turner
Ferguson	McHugh	Upton
Flake	McKeon	Walberg
Forbes	McMorris	Walden (OR)
Fortenberry	Rodgers	Walsh (NY)
Fossella	Mica	Wamp
Fox	Miller (FL)	Weldon (FL)
Franks (AZ)	Miller (MI)	Weller
Frelinghuysen	Miller, Gary	Westmoreland
Galleghy	Mitchell	Whitfield
Garrett (NJ)	Moran (KS)	Wicker
Gerlach	Murphy, Patrick	Wilson (NM)
Gilchrest	Murphy, Tim	Wilson (SC)
Gillmor	Musgrave	Wolf
Gingrey	Myrick	Young (AK)
Gohmert	Neugebauer	Young (FL)

NOT VOTING—7

Davis, Jo Ann	Lampson	Millender-
Duncan	Lewis (CA)	McDonald
Kanjorski		Watt

So the concurrent resolution was agreed to.

Ordered, That the Clerk request the concurrence of the Senate in said concurrent resolution.

48.11 ADJOURNMENT OF THE TWO HOUSES

Ms. SCHAKOWSKY, submitted the following privileged concurrent resolution (H. Con. Res. 103):

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

That when the House adjourns on the legislative day of Thursday, March 29, 2007, or Friday, March 30, 2007, on a motion offered pursuant to this concurrent resolution by its Majority Leader or his designee, it stand adjourned until 2 p.m. on Monday, April 16, 2007, or until the time of any reassembly pursuant to section 2 of this concurrent resolution, whichever occurs first; and that when the Senate recesses or adjourns on Thursday, March 29, 2007, on a motion offered pursuant

to this concurrent resolution by its Majority Leader or his designee, it stand recessed or adjourned until noon on Tuesday, April 10, 2007, or such other time on that day as may be specified by its Majority Leader or his designee in the motion to recess or adjourn, or until the time of any reassembly pursuant to section 2 of this concurrent resolution, whichever occurs first.

SEC. 2. The Speaker of the House and the Majority Leader of the Senate, or their respective designees, acting jointly after consultation with the Minority Leader of the House and the Minority Leader of the Senate, shall notify the Members of the House and the Senate, respectively, to reassemble at such place and time as they may designate if, in their opinion, the public interest shall warrant it.

The question being put, viva voce, Will the House agree to said concurrent resolution?

The SPEAKER pro tempore, Mr. WEINER, announced that the yeas had it.

Mr. BOEHNER demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The vote was taken by electronic device.

It was decided in the affirmative { Yeas ..... 214 Nays ..... 192

48.12 [Roll No. 213]

YEAS—214

Abercrombie	Edwards	Lee
Allen	Ehlers	Levin
Andrews	Ellison	Lewis (GA)
Arcuri	Emanuel	Lipinski
Baca	Engel	Loeb sack
Baird	Eshoo	Lofgren, Zoe
Baldwin	Etheridge	Lowe y
Barrow	Farr	Lynch
Bean	Fattah	Maloney (NY)
Becerra	Filner	Markey
Berkley	Frank (MA)	Marshall
Berry	Giffords	Matsui
Bishop (GA)	Gillibrand	McCarthy (NY)
Bishop (NY)	Gonzalez	McCollum (MN)
Blumenauer	Gordon	McDermott
Boren	Green, Al	McGovern
Boswell	Green, Gene	McIntyre
Boucher	Grijalva	Meehan
Boyd (FL)	Gutierrez	Meek (FL)
Boyd (KS)	Hall (NY)	Meeks (NY)
Brady (PA)	Hare	Melancon
Braley (IA)	Harman	Michaud
Brown, Corrine	Hastings (FL)	Miller (NC)
Butterfield	Hereth	Miller, George
Capps	Higgins	Mitchell
Capuano	Hill	Mollohan
Cardoza	Hinchee	Moore (KS)
Carnahan	Hinojosa	Moore (WI)
Carson	Hirono	Moran (VA)
Clarke	Hodes	Murphy (CT)
Clay	Holt	Murphy, Patrick
Cleaver	Honda	Murtha
Clyburn	Hooley	Nadler
Cohen	Hoyer	Napolitano
Conyers	Inslee	Neal (MA)
Cooper	Israel	Oberstar
Costa	Jackson (IL)	Obey
Costello	Jackson-Lee	Olver
Courtney	(TX)	Ortiz
Cramer	Jefferson	Pallone
Crowley	Johnson (GA)	Pascrell
Cuellar	Johnson (IL)	Pastor
Cummings	Jones (OH)	Paul
Davis (AL)	Kagen	Payne
Davis (CA)	Kaptur	Peterson (MN)
Davis (IL)	Kennedy	Pomeroy
Davis, Lincoln	Kildee	Price (NC)
DeFazio	Kilpatrick	Rahall
Delahunt	Kind	Reyes
DeLauro	Klein (FL)	Rodriguez
Dicks	Kucinich	Ross
Dingell	Langevin	Roybal-Allard
Doggett	Lantos	Ruppersberger
Donnelly	Larsen (WA)	Rush
Doyle	Larson (CT)	Ryan (OH)

Salazar Snyder  
 Sánchez, Linda Solis  
 T. Souder  
 Sanchez, Loretta Space  
 Sarbanes Spratt  
 Schakowsky Stark  
 Schiff Stupak  
 Schwartz Sutton  
 Scott (GA) Tanner  
 Scott (VA) Tauscher  
 Serrano Taylor  
 Sestak Thompson (CA)  
 Shea-Porter Thompson (MS)  
 Sherman Tierney  
 Sires Towns  
 Skelton Udall (CO)  
 Slaughter Udall (NM)  
 Smith (WA) Van Hollen

Velázquez  
 Visclosky  
 Walz (MN)  
 Wasserman  
 Schultz  
 Waters  
 Watson  
 Waxman  
 Weiner  
 Welch (VT)  
 Wexler  
 Wilson (OH)  
 Woolsey  
 Wu  
 Wynn  
 Yarmuth

NAYS—192

Akin Gallegly  
 Alexander Garrett (NJ)  
 Altmire Myrick  
 Bachmann Gilchrist  
 Bachus Gillmor  
 Baker Gingrey  
 Barrett (SC) Gohmert  
 Bartlett (MD) Goode  
 Barton (TX) Goodlatte  
 Biggert Granger  
 Bilbray Graves  
 Bilirakis Hall (TX)  
 Bishop (UT) Hastert  
 Blackburn Hastings (WA)  
 Blunt Hayes  
 Boehner Heller  
 Bonner Hensarling  
 Bono Herger  
 Boozman Hobson  
 Boustany Hoekstra  
 Brady (TX) Hulshof  
 Brown (SC) Hunter  
 Brown-Waite, Inglis (SC)  
 Ginny Issa  
 Buchanan Jindal  
 Burgess Johnson, Sam  
 Burton (IN) Jones (NC)  
 Buyer Jordan  
 Calvert Keller  
 Camp (MI) King (IA)  
 Campbell (CA) King (NY)  
 Cannon Kingston  
 Cantor Kirk  
 Capito Kline (MN)  
 Carney Knollenberg  
 Carter Kuhl (NY)  
 Castle LaHood  
 Chabot Lamborn  
 Chandler Latham  
 Coble LaTourette  
 Cole (OK) Lewis (KY)  
 Conaway LoBiondo  
 Cubin Lucas  
 Culberson Lungren, Daniel  
 Davis (KY) E.  
 Davis, David Mack  
 Davis, Tom Mahoney (FL)  
 Deal (GA) Manzullo  
 Dent Marchant  
 Diaz-Balart, L. Matheson  
 Diaz-Balart, M. McCarthy (CA)  
 Doolittle McCaul (TX)  
 Drake McCotter  
 Dreier McCreery  
 Ellsworth McHenry  
 Everett McHugh  
 Fallin McKeon  
 Feeney McMorris  
 Ferguson Rodgers  
 Forbes McNerney  
 Fortenberry Mica  
 Fossella Miller (FL)  
 Foxx Miller (MI)  
 Franks (AZ) Miller, Gary  
 Frelinghuysen Moran (KS)

Murphy, Tim  
 Musgrave  
 Myrick  
 Neugebauer  
 Nunes  
 Pearce  
 Pence  
 Perlmutter  
 Peterson (PA)  
 Petri  
 Pickering  
 Platts  
 Poe  
 Porter  
 Price (GA)  
 Pryce (OH)  
 Putnam  
 Radanovich  
 Ramstad  
 Regula  
 Rehberg  
 Reichert  
 Renzi  
 Reynolds  
 Rogers (AL)  
 Rogers (KY)  
 Rogers (MI)  
 Rohrabacher  
 Ros-Lehtinen  
 Roskam  
 Royce  
 Sali  
 Saxton  
 Schmidt  
 Sensenbrenner  
 Sessions  
 Shadegg  
 Shays  
 Shimkus  
 Shuler  
 Shuster  
 Simpson  
 Smith (NE)  
 Smith (NJ)  
 Smith (TX)  
 Stearns  
 Sullivan  
 Tancredo  
 Thornberry  
 Tiahrt  
 Tiberi  
 Upton  
 Walberg  
 Walden (OR)  
 Walsh (NY)  
 Wamp  
 Weldon (FL)  
 Weller  
 Westmoreland  
 Whitfield  
 Wicker  
 Wilson (NM)  
 Wilson (SC)  
 Young (AK)  
 Young (FL)

NOT VOTING—27

Ackerman Flake  
 Aderholt Holden  
 Berman Johnson, E. B.  
 Castor Kanjorski  
 Crenshaw Lampson  
 Davis, Jo Ann Lewis (CA)  
 DeGette Linder  
 Duncan McNulty  
 Emerson Millender-  
 English (PA) McDonald

So the concurrent resolution was agreed to.

A motion to reconsider the vote whereby said concurrent resolution was agreed to was, by unanimous consent, laid on the table.

*Ordered*, That the Clerk request the concurrence of the Senate in said concurrent resolution.

¶48.13 APPROVAL OF THE JOURNAL—UNFINISHED BUSINESS

The SPEAKER pro tempore, Mr. DOYLE, pursuant to clause 8, rule XX, announced the unfinished business to be the question on agreeing to the Chair's approval of the Journal of Wednesday, March 28, 2007.

The question being put, *viva voce*, Will the House agree to the Chair's approval of said Journal?

The SPEAKER pro tempore, Mr. DOYLE, announced that the yeas had it.

So the Journal was approved.

¶48.14 LEAVE OF ABSENCE

By unanimous consent, leave of absence was granted to Ms. MILLENDER-MCDONALD, for today.

And then,

¶48.15 ADJOURNMENT

On motion of Mr. BARTLETT of Maryland, at 5 o'clock and 24 minutes p.m., the House adjourned.

¶48.16 REPORTS OF COMMITTEES ON PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XIII, reports of committees were delivered to the Clerk for printing and reference to the proper calendar as follows:

Mr. DINGELL. Committee on Energy and Commerce. H.R. 493. A bill to prohibit discrimination on the basis of genetic information with respect to health insurance and employment; with an amendment (Rept. 110-28 Pt. 3). Referred to the Committee of the Whole House on the state of the Union.

Mr. OBERSTAR. Committee on Transportation and Infrastructure. H.R. 1495. A bill to provide for conservation and development of water and related resources, to authorize the Secretary of the Army to construct various projects for improvements to rivers and harbors of the United States, and for other purposes; with an amendment (Rept. 110-80). Referred to the Committee of the Whole House on the state of the Union.

Mr. DINGELL. Committee on Energy and Commerce. H.R. 518. A bill to amend the Solid Waste Disposal Act to authorize States to restrict receipt of foreign municipal solid waste and implement the Agreement concerning the Transboundary Movement of Hazardous Waste between the United States and Canada, and for other purposes; (Rept. 110-81). Referred to the Committee of the Whole House on the state of the Union.

¶48.17 PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XII, public bills and resolutions were introduced and severally referred, as follows:

By Mrs. BIGGERT (for herself, Mr. BACHUS, Ms. GINNY BROWN-WAITE of Florida, Mr. CAMPBELL of California, Mrs. CAPITO, Mr. DAVIS of Kentucky, Mr. FEENEY, Mr. GILLMOR, Mr. LATOURETTE, Mr. LUCAS, Mr. GARY G. MILLER of California, Mr.

NEUGEBAUER, Mr. PEARCE, Ms. PRYCE of Ohio, Mr. RENZI, Mr. SHAYS, and Mr. MARCHANT):

H.R. 1752. A bill to modernize and update the National Housing Act and enable the Federal Housing Administration to use risk-based pricing to more effectively reach underserved borrowers, and for other purposes; to the Committee on Financial Services.

By Mr. WELLER (for himself and Mr. BECERRA):

H.R. 1753. A bill to amend the Internal Revenue Code of 1986 to make the expensing of environmental remediation costs permanent law and to repeal the recapture of such expenses under section 1245 of such Code; to the Committee on Ways and Means.

By Mr. HILL (for himself, Mr. PATRICK MURPHY of Pennsylvania, Mr. MOORE of Kansas, Mr. MAHONEY of Florida, Mr. MCNERNEY, Mr. COHEN, Mr. VISCLOSKEY, Mr. ELLSWORTH, Ms. CASTOR, Mr. BRALEY of Iowa, and Mr. WALZ of Minnesota):

H.R. 1754. A bill to establish the House Ethics Commission, and for other purposes; to the Committee on House Administration, and in addition to the Committee on Rules, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. MCGOVERN (for himself, Ms. MCCOLLUM of Minnesota, and Mr. ISSA):

H.R. 1755. A bill to limit the use, sale, and transfer of cluster munitions; to the Committee on Foreign Affairs, and in addition to the Committee on Armed Services, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. HUNTER (for himself, Ms. KAPTUR, Mr. LATOURETTE, Mr. LIPINSKI, Mr. DUNCAN, Mr. POE, Mr. JONES of North Carolina, Mr. BOOZMAN, Mr. GARY G. MILLER of California, Mr. BERRY, Mr. BOYD of Florida, and Mr. HAYES):

H.R. 1756. A bill to prohibit Mexico-domiciled motor carriers from operating beyond United States municipalities and commercial zones on the United States-Mexico border until certain conditions are met to ensure the safety of such operations; to the Committee on Transportation and Infrastructure, and in addition to the Committees on Homeland Security, the Judiciary, and Ways and Means, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. BOREN (for himself and Ms. FALLIN):

H.R. 1757. A bill to adjust the weight limits of commercial motor vehicles; to the Committee on Transportation and Infrastructure.

By Mr. WU (for himself, Mr. TOM DAVIS of Virginia, and Mr. STARK):

H.R. 1758. A bill to amend the Immigration and Nationality Act to provide status in each of fiscal years 2008 through 2012 for 65,000 H-1B nonimmigrants who have a master's or Ph.D. degree and meet the requirements for such status and whose employers make scholarship payments to institutions of higher education for undergraduate and postgraduate education; to the Committee on the Judiciary.

By Mrs. BONO (for herself and Mr. SCHIFF):

H.R. 1759. A bill to establish guidelines and incentives for States to establish arsonist registries and to require the Attorney General to establish a national arsonist registry and notification program, and for other purposes; to the Committee on the Judiciary.

By Mr. KIND (for himself, Mr. OBEY, Mrs. BOYDA of Kansas, Ms. MOORE of Wisconsin, Mr. MARSHALL, and Ms. BALDWIN):

H.R. 1760. A bill to amend the Federal Meat Inspection Act and the Poultry Products Inspection Act to authorize the interstate distribution of State inspected meat and poultry if the Secretary of Agriculture determines that the State inspection requirements are at least equal to Federal inspection requirements and to require the Secretary to reimburse State agencies for part of the costs of such inspections; to the Committee on Agriculture.

By Mr. PRICE of Georgia (for himself, Mr. MCKEON, Mr. BOEHNER, Mr. CASTLE, Mr. SOUDER, Mr. WILSON of South Carolina, Mr. KLINE of Minnesota, Mr. MARCHANT, Mr. BOUSTANY, Mr. DAVID DAVIS of Tennessee, Mr. REGULA, Ms. NORTON, and Mr. DAVIS of Illinois):

H.R. 1761. A bill to amend the Elementary and Secondary Education Act of 1965 to establish the Teacher Incentive Fund Program, and for other purposes; to the Committee on Education and Labor.

By Mr. DAVIS of Alabama (for himself, Mr. DAVIS of Kentucky, Mr. LEWIS of Kentucky, Mr. ROGERS of Kentucky, and Mr. ENGLISH of Pennsylvania):

H.R. 1762. A bill to facilitate and expedite direct refunds to coal producers and exporters of the excise tax unconstitutionally imposed on coal exported from the United States; to the Committee on Ways and Means.

By Mr. GEORGE MILLER of California:

H.R. 1763. A bill to provide for labor recruiter accountability, and for other purposes; to the Committee on Education and Labor.

By Mr. STARK (for himself, Mr. CAMP of Michigan, Mr. VAN HOLLEN, Mr. MCNULTY, Mrs. MCCARTHY of New York, Mr. ENGLISH of Pennsylvania, Mr. KIRK, Mr. PASCRELL, Mr. MCDERMOTT, Mr. WILSON of South Carolina, Mr. HINCHEY, Mr. CRENSHAW, Mr. COOPER, Mrs. BLACKBURN, Mr. KIND, Ms. NORTON, and Mr. UPTON):

H.R. 1764. A bill to establish a congressional commemorative medal for organ donors and their families; to the Committee on Financial Services, and in addition to the Committee on Energy and Commerce, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. BAIRD:

H.R. 1765. A bill to provide for the establishment of two nationally distributed video programming channels providing language instruction; to the Committee on Energy and Commerce.

By Mr. VAN HOLLEN (for himself, Mr. SCOTT of Virginia, Mr. GILCHREST, Mr. TOM DAVIS of Virginia, Mr. HOYER, Mr. WYNN, Mrs. JO ANN DAVIS of Virginia, Mr. RUPPERSBERGER, Ms. NORTON, Mr. SARBANES, Mr. WOLF, Mr. MORAN of Virginia, Mrs. DRAKE, Mr. CUMMINGS, Mr. HINCHEY, Mr. PLATTS, Mr. CARNEY, and Mr. HALL of New York):

H.R. 1766. A bill to amend conservation and biofuels programs of the Department of Agriculture to promote the compatible goals of economically viable agricultural production and reducing nutrient loads in the Chesapeake Bay and its tributaries by assisting agricultural producers to make beneficial, cost-effective changes to cropping systems, grazing management, and nutrient management associated with livestock and poultry

production, crop production, bioenergy production, and other agricultural practices on agricultural land within the Chesapeake Bay watershed, and for other purposes; to the Committee on Agriculture.

By Mr. CLAY (for himself, Mr. JONES of North Carolina, Mrs. EMERSON, Mr. MEEKS of New York, and Mr. ROSS):

H.R. 1767. A bill to amend the Consumer Credit Protection Act to assure meaningful disclosures of the terms of rental-purchase agreements, including disclosures of all costs to consumers under such agreements, to provide certain substantive rights to consumers under such agreements, and for other purposes; to the Committee on Financial Services.

By Mr. GORDON:

H.R. 1768. A bill to provide for the demonstration and commercial application of innovative energy technologies derived from federally-sponsored research and development programs, by incorporating those technologies into Federal buildings and associated facilities, and for other purposes; to the Committee on Science and Technology.

By Mr. BAIRD (for himself, Mr. HASTINGS of Washington, Mr. DICKS, and Mr. WALDEN of Oregon):

H.R. 1769. A bill to amend the Marine Mammal Protection Act of 1972 to reduce predation on endangered Columbia River salmon, and for other purposes; to the Committee on Natural Resources.

By Mr. CONAWAY (for himself, Mrs. JONES of Ohio, Mr. CULBERSON, Mr. ROGERS of Michigan, and Mr. BARTLETT of Maryland):

H.R. 1770. A bill to amend the Internal Revenue Code of 1986 to encourage the use of corrosion prevention and mitigation measures in the construction and maintenance of business property; to the Committee on Ways and Means.

By Ms. BALDWIN (for herself, Ms. MCCOLLUM of Minnesota, Mr. KIND, Mr. OBERSTAR, Mr. SNYDER, and Mr. COHEN):

H.R. 1771. A bill to assist in the conservation of cranes by supporting and providing, through projects of persons and organizations with expertise in crane conservation, financial resources for the conservation programs of countries the activities of which directly or indirectly affect cranes and the ecosystems of cranes; to the Committee on Natural Resources.

By Mr. BLUMENAUER (for himself, Mr. COLE of Oklahoma, Mr. RENZI, Mr. HALL of New York, Mr. UDALL of Colorado, Mr. MCCOTTER, Mr. CONAWAY, Mrs. McMORRIS RODGERS, Mr. WAXMAN, Mr. LUCAS, Mr. MCDERMOTT, and Mr. GILLMOR):

H.R. 1772. A bill to amend the Internal Revenue Code of 1986 to provide credits for the installation of wind energy property, including by rural homeowners, farmers, ranchers, and small businesses, and for other purposes; to the Committee on Ways and Means.

By Mrs. BOYDA of Kansas (for herself, Mr. DEFAZIO, and Mr. OBERSTAR):

H.R. 1773. A bill to limit the authority of the Secretary of Transportation to grant authority to motor carriers domiciled in Mexico to operate beyond United States municipalities and commercial zones on the United States-Mexico border; to the Committee on Transportation and Infrastructure.

By Mr. BUTTERFIELD (for himself, Mr. INSLEE, Mrs. CAPPS, Mr. FERGUSON, and Ms. SCHWARTZ):

H.R. 1774. A bill to amend title XVIII of the Social Security Act to establish a separate definition of outpatient speech-language pathology services under the Medicare Program in order that direct payment to speech-language pathologists may be made under the Medicare Program; to the Committee on

Energy and Commerce, and in addition to the Committee on Ways and Means, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. CARDOZA:

H.R. 1775. A bill to amend section 552 of title 5, United States Code (popularly known as the Freedom of Information Act) to require the disclosure of certain information related to Federal contractors, and for other purposes; to the Committee on Oversight and Government Reform.

By Mr. ALTMIRE:

H.R. 1776. A bill to require employees at a call center who either initiate or receive telephone calls to disclose the physical location of such employees; to the Committee on Energy and Commerce.

By Mr. DELAHUNT (for himself and Mr. SMITH of Texas):

H.R. 1777. A bill to amend the Improving America's Schools Act of 1994 to make permanent the favorable treatment of need-based educational aid under the antitrust laws; to the Committee on the Judiciary.

By Mr. DELAHUNT (for himself, Mr. DUNCAN, and Mr. MEEHAN):

H.R. 1778. A bill to amend title 35, United States Code, to allow the Director of the United States Patent and Trademark Office to accept late filings in certain cases of unintentional delay; to the Committee on the Judiciary.

By Ms. DELAURO (for herself, Mr. DOGGETT, Ms. LEE, Mr. LANTOS, Mr. WYNN, Mr. GENE GREEN of Texas, Ms. LORETTA SANCHEZ of California, Ms. SUTTON, Ms. SHEA-PORTER, Mr. KENNEDY, Ms. WOOLSEY, and Ms. HIRONO):

H.R. 1779. A bill to amend the Higher Education Act of 1965 to extend loan forgiveness for certain loans to Head Start teachers; to the Committee on Education and Labor.

By Mr. KIRK (for himself, Mr. ISRAEL, Mr. SENSENBRENNER, and Mr. REGULA):

H.R. 1780. A bill to improve the implementation of section 404 of the Sarbanes-Oxley Act of 2002; to the Committee on Financial Services.

By Mr. DINGELL (for himself, Mr. SIMPSON, Mr. HOYER, Mr. PALLONE, Mr. WAXMAN, Mr. CUMMINGS, Mr. WYNN, Mrs. CAPPS, Mr. TOWNS, Mr. ROSS, Mr. ENGEL, Ms. ESHOO, Mr. ALLEN, Ms. DEGETTE, and Ms. SCHAKOWSKY):

H.R. 1781. A bill to provide disadvantaged children with access to primary dental care services; to the Committee on Energy and Commerce, and in addition to the Committee on Ways and Means, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mrs. DRAKE:

H.R. 1782. A bill to direct the Secretary of Transportation to waive the repayment of any Federal-aid highway funds expended on the construction of any high occupancy lanes on the Dwight D. Eisenhower National System of Interstate and Defense Highways in the Hampton Roads area of the Commonwealth of Virginia; to the Committee on Transportation and Infrastructure.

By Mr. EMANUEL (for himself and Mr. KING of New York):

H.R. 1783. A bill to amend the Social Security Act to enhance the social security of the Nation by ensuring adequate public-private infrastructure and to resolve to prevent, detect, treat, intervene in, and prosecute elder abuse, neglect, and exploitation, and for other purposes; to the Committee on Ways and Means, and in addition to the Committees on the Judiciary, Energy and Commerce, and Education and Labor, for a period

to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. ENGEL (for himself, Mrs. MCCARTHY of New York, Mr. KENNEDY, Mr. FARR, Ms. WATSON, Mr. BRADY of Pennsylvania, Mrs. MALONEY of New York, Mr. PALLONE, Mr. SHERMAN, Mrs. LOWEY, Ms. WOOLSEY, and Mr. MORAN of Virginia):

H.R. 1784. A bill to protect the Nation's law enforcement officers by banning the Five-seven Pistol and 5.7 x 28mm SS190 and SS192 cartridges, testing handguns and ammunition for capability to penetrate body armor, and prohibiting the manufacture, importation, sale, or purchase of such handguns or ammunition by civilians; to the Committee on the Judiciary.

By Mr. FALEOMAVAEGA:

H.R. 1785. A bill to direct the Secretary of the Interior to ensure that certain questions are placed on the ballot of the 2008 general election in American Samoa; to the Committee on Natural Resources.

By Mr. FALEOMAVAEGA:

H.R. 1786. A bill to amend title 5, United States Code, to provide that Federal employees stationed in American Samoa shall be paid the same nonforeign area cost-of-living allowance as if stationed in Guam or the Commonwealth of the Northern Mariana Islands; to the Committee on Oversight and Government Reform.

By Mr. FEENEY (for himself, Ms. WASSERMAN SCHULTZ, Mr. MARIO DIAZ-BALART of Florida, Mr. KELLER, Mr. MILLER of Florida, Ms. GINNY BROWN-WAITE of Florida, Mr. MACK, Mr. PAUL, Ms. ROS-LEHTINEN, and Mr. JONES of North Carolina):

H.R. 1787. A bill to amend the Internal Revenue Code of 1986 to create Catastrophe Savings Accounts; to the Committee on Ways and Means.

By Mr. FERGUSON:

H.R. 1788. A bill to rechannelize spectrum in the 700 megahertz band to promote the deployment of commercial broadband technologies to facilitate interoperable communications for public safety; to the Committee on Energy and Commerce.

By Mr. FLAKE (for himself, Mr. ADERHOLT, Mr. AKIN, Mr. BARTLETT of Maryland, Mr. BISHOP of Utah, Mrs. BLACKBURN, Mr. CAMPBELL of California, Mr. CHABOT, Mr. CONAWAY, Mrs. CUBIN, Mr. CULBERSON, Mr. DREIER, Mr. ENGLISH of Pennsylvania, Mr. FEENEY, Mr. FORTENBERRY, Mr. FORTUÑO, Mr. FOSSELLA, Mr. FRANKS of Arizona, Mr. GARRETT of New Jersey, Mr. GINGREY, Mr. HENSARLING, Mr. INGLIS of South Carolina, Mr. ISSA, Mr. KIRK, Mr. MACK, Mr. MARCHANT, Mr. MCHENRY, Mr. MILLER of Florida, Mr. TIM MURPHY of Pennsylvania, Mrs. MUSGRAVE, Mrs. MYRICK, Mr. NEUGEBAUER, Mr. PEARCE, Mr. PENCE, Mr. PITTS, Mr. PRICE of Georgia, Mr. PUTNAM, Mr. RADANOVICH, Mr. SALLI, Mr. SENSENBRENNER, Mr. SESSIONS, Mr. SHADEGG, Mr. SOUDER, Mr. TIAHRT, Mr. WALBERG, and Mr. WELDON of Florida):

H.R. 1789. A bill to require the Congressional Budget Office and the Joint Committee on Taxation to use dynamic economic modeling in addition to static economic modeling in the preparation of budgetary estimates of proposed changes in Federal revenue law; to the Committee on the Budget, and in addition to the Committees on Rules, and Ways and Means, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. FORTENBERRY (for himself and Mr. BERMAN):

H.R. 1790. A bill to amend the National Defense Authorization Act for Fiscal Year 2006 to expand the provision of special immigrant status for certain aliens, including translators or interpreters, serving with Federal agencies in Iraq and Afghanistan; to the Committee on the Judiciary.

By Mr. GINGREY (for himself, Mr. PAUL, Mr. MCCOTTER, Mrs. MUSGRAVE, Mr. SESSIONS, Mr. ROGERS of Alabama, Mr. BOOZMAN, Mr. JONES of North Carolina, and Mr. GOODE):

H.R. 1791. A bill to require the Bureau of Alcohol, Tobacco, Firearms, and Explosives to make video recordings of the examination and testing of firearms and ammunition, and for other purposes; to the Committee on the Judiciary, and in addition to the Committee on Ways and Means, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. GOODLATTE (for himself, Mr. BISHOP of Georgia, Mr. KINGSTON, Mrs. JO ANN DAVIS of Virginia, and Ms. FOX):

H.R. 1792. A bill to simplify the process for admitting temporary alien agricultural workers under section 101(a)(15)(H)(ii)(a) of the Immigration and Nationality Act, to increase access to such workers, and for other purposes; to the Committee on the Judiciary, and in addition to the Committee on Agriculture, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. GENE GREEN of Texas:

H.R. 1793. A bill to direct the head of a Federal department or agency that is carrying out a project involving the construction of a culvert or other enclosed flood or drainage system to ensure that certain child safety measures are included in the project; to the Committee on Oversight and Government Reform.

By Mr. GRIJALVA:

H.R. 1794. A bill to improve the literacy and English skills of limited English proficient individuals, and for other purposes; to the Committee on Education and Labor.

By Mr. GRIJALVA:

H.R. 1795. A bill to amend the Morris K. Udall Scholarship and Excellence in National Environmental and Native American Public Policy Act of 1992, and for other purposes; to the Committee on Education and Labor, and in addition to the Committee on Natural Resources, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. HASTINGS of Florida:

H.R. 1796. A bill to direct the Secretary of Homeland Security to establish national emergency centers on military installations; to the Committee on Transportation and Infrastructure, and in addition to the Committee on Armed Services, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. HERGER (for himself, Mr. BRADY of Texas, Mr. ENGLISH of Pennsylvania, and Mrs. MUSGRAVE):

H.R. 1797. A bill to amend the Internal Revenue Code of 1986 to expand expensing for small business; to the Committee on Ways and Means.

By Ms. HIRONO (for herself and Mr. ABERCROMBIE):

H.R. 1798. A bill to direct the Secretary of the Interior to study the suitability and fea-

sibility of designating the Ka'u Coast on the island of Hawaii as a unit of the National Park System; to the Committee on Natural Resources.

By Mr. HOBSON:

H.R. 1799. A bill to authorize and request the President to award the Medal of Honor posthumously to Private George D. Wilson of Company B, 2nd Ohio Volunteer Infantry Regiment for his acts of valor as one of Andrews Raiders during the Civil War on April 12, 1862; to the Committee on Armed Services.

By Mr. HOBSON:

H.R. 1800. A bill to authorize and request the President to award the Medal of Honor posthumously to Private Philip G. Shadrach of Company K, 2nd Ohio Volunteer Infantry Regiment for his acts of valor as one of Andrews Raiders during the Civil War on April 12, 1862; to the Committee on Armed Services.

By Mr. HOLT (for himself and Mr. CARTER):

H.R. 1801. A bill to award a Congressional Gold Medal to Dr. Muhammad Yunus, in recognition of his contributions to the fight against global poverty; to the Committee on Financial Services.

By Ms. HOOLEY:

H.R. 1802. A bill to amend the Internal Revenue Code of 1986 to provide a refundable tax credit to small businesses for the costs of qualified health insurance; to the Committee on Ways and Means.

By Mr. HUNTER (for himself and Mrs. DAVIS of California):

H.R. 1803. A bill to direct the Secretary of the Interior to conduct a feasibility study to design and construct a four reservoir intertie system for the purposes of improving the water storage opportunities, water supply reliability, and water yield of San Vicente, El Capitan, Murray, and Loveland Reservoirs in San Diego County, California in consultation and cooperation with the City of San Diego and the Sweetwater Authority, and for other purposes; to the Committee on Natural Resources.

By Mr. JEFFERSON:

H.R. 1804. A bill to provide for the certification of certain rehabilitation units of general acute care hospitals for purposes of payments under the Medicare prospective payment system for rehabilitation hospitals; to the Committee on Ways and Means.

By Mr. JEFFERSON:

H.R. 1805. A bill to amend the Robert T. Stafford Disaster Relief and Emergency Assistance Act to provide for the health and safety of certain volunteers and workers in disaster areas, and for other purposes; to the Committee on Transportation and Infrastructure, and in addition to the Committee on Energy and Commerce, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Ms. EDDIE BERNICE JOHNSON of Texas (for herself, Mrs. CHRISTENSEN, and Mr. RODRIGUEZ):

H.R. 1806. A bill to amend the Juvenile Justice and Delinquency Prevention Act of 1974 to provide quality prevention programs and accountability programs relating to juvenile delinquency, and for other purposes; to the Committee on Education and Labor.

By Ms. EDDIE BERNICE JOHNSON of Texas:

H.R. 1807. A bill to amend the Internal Revenue Code of 1986 to provide more help to Alzheimer's disease caregivers; to the Committee on Ways and Means.

By Mr. KINGSTON (for himself, Mr. DEAL of Georgia, Mr. WESTMORELAND, Mr. LEWIS of Georgia, Mr. SCOTT of Georgia, Mr. BISHOP of Georgia, Mr. PRICE of Georgia, Mr. LINDER, Mr.



JOHNSON of Georgia, Mr. GINGREY, Mr. BARROW, Mr. BARTON of Texas, Mr. YOUNG of Alaska, Mr. CONAWAY, Mr. BONNER, Mr. DOOLITTLE, Mr. TIM MURPHY of Pennsylvania, Mr. FRANKS of Arizona, Mr. LATHAM, Mr. BOSWELL, Mrs. MUSGRAVE, Mr. HAYES, Mr. WILSON of South Carolina, Mr. REHBERG, Mr. FOSSELLA, Mr. SESSIONS, Mr. LINCOLN DIAZ-BALART of Florida, Mr. DELAHUNT, Ms. FALLIN, Mr. MARIO DIAZ-BALART of Florida, Ms. FOXX, Mr. HALL of Texas, Mr. DAVID DAVIS of Tennessee, Mr. DINGELL, Mrs. MCMORRIS RODGERS, Mr. GARY G. MILLER of California, Mr. GOHMERT, Mr. WHITFIELD, Mr. BROWN of South Carolina, Mr. HASTINGS of Washington, Mrs. EMERSON, Mr. SMITH of Texas, Mr. WAMP, Mr. BUYER, Mr. GALLEGLY, Mr. HASTERT, Mr. GILLMOR, Mr. UPTON, Mr. ADERHOLT, Mr. ENGEL, Mr. WOLF, Mr. SHUSTER, Mr. WICKER, Mr. ENGLISH of Pennsylvania, Mr. LAHOOD, Mrs. DRAKE, Mr. GOODE, Mr. PITTS, Ms. GINNY BROWN-WAITE of Florida, Mr. COBLE, Mr. HOBSON, Mr. BURGESS, Ms. CARSON, Mr. PETRI, Mr. MCGOVERN, Mr. BACA, Mr. HENSARLING, Mr. BOOZMAN, Mr. REYNOLDS, Mr. DUNCAN, Mrs. WILSON of New Mexico, Mr. LAMBORN, Mr. WELDON of Florida, Mr. KING of Iowa, and Mr. BOUSTANY:

H.R. 1808. A bill to designate the Department of Veterans Affairs Medical Center in Augusta, Georgia, as the "Charlie Norwood Department of Veterans Affairs Medical Center"; to the Committee on Veterans' Affairs.

By Mr. LANGEVIN (for himself, Mr. RAMSTAD, Mr. TERRY, Mr. WELLER, Mr. VISCIOSKY, Mr. MCNULTY, Mrs. EMERSON, Mr. KENNEDY, Mr. FARR, Mr. MARKEY, Mr. GRIJALVA, and Mr. LEWIS of Kentucky):

H.R. 1809. A bill to amend title XVIII of the Social Security Act to eliminate the in the home restriction for Medicare coverage of mobility devices for individuals with expected long-term needs; to the Committee on Energy and Commerce, and in addition to the Committee on Ways and Means, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. LARSON of Connecticut (for himself, Mr. RAMSTAD, Mr. MCNULTY, Mr. LEWIS of Georgia, Mrs. JONES of Ohio, Mr. DAVIS of Alabama, Mr. POMEROY, Ms. SCHWARTZ, Mr. SAM JOHNSON of Texas, Mr. HULSHOF, Mr. ENGLISH of Pennsylvania, Mr. WELLER, Mr. LEWIS of Kentucky, Mr. HERGER, and Mr. BRADY of Texas):

H.R. 1810. A bill to amend the Internal Revenue Code of 1986 to permit the consolidation of life insurance companies with other companies; to the Committee on Ways and Means.

By Mr. LATOURETTE (for himself, Mr. LOBIONDO, and Mr. POE):

H.R. 1811. A bill to amend title 46, United States Code, to improve maritime law enforcement; to the Committee on Transportation and Infrastructure, and in addition to the Committee on the Judiciary, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Ms. LEE (for herself, Mr. PAYNE, Mr. RUSH, Ms. WOOLSEY, Mr. COHEN, Mr. GRIJALVA, and Mr. JEFFERSON):

H.R. 1812. A bill to provide for coverage of hormone replacement therapy for treatment of menopausal symptoms, and for coverage of an alternative therapy for hormone replacement therapy for such symptoms, under

the Medicare and Medicaid Programs, group health plans and individual health insurance coverage, and other Federal health insurance programs; to the Committee on Energy and Commerce, and in addition to the Committees on Ways and Means, Education and Labor, Oversight and Government Reform, and Veterans' Affairs, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. LEVIN (for himself, Mr. RYAN of Wisconsin, Mr. LEWIS of Georgia, Mr. HERGER, Mr. TANNER, Mr. CAMP of Michigan, Mr. EMANUEL, Mr. ENGLISH of Pennsylvania, Ms. BERKLEY, Mr. WELLER, Mr. CROWLEY, Mr. LEWIS of Kentucky, Ms. SCHWARTZ, and Mr. CANTOR):

H.R. 1813. A bill to amend the Internal Revenue Code of 1986 to make permanent the deduction for mortgage insurance premiums; to the Committee on Ways and Means.

By Mr. LEWIS of Kentucky (for himself, Mr. PAUL, Mr. DAVIS of Kentucky, Mr. ROGERS of Kentucky, Mr. GINGREY, Mr. SKELTON, Mrs. MCMORRIS RODGERS, Mr. MCCAUL of Texas, Mr. WHITFIELD, Mr. REHBERG, Mrs. CUBIN, Mr. MARSHALL, Mr. LATHAM, Mr. MCINTYRE, and Mr. SCOTT of Georgia):

H.R. 1814. A bill to amend the Internal Revenue Code of 1986 to provide a credit to certain agriculture-related businesses for the cost of protecting certain chemicals; to the Committee on Ways and Means.

By Mr. LOBIONDO (for himself, Mr. SAXTON, Mr. FRELINGHUYSEN, Mr. FERGUSON, Mr. PASCRELL, Mr. SMITH of New Jersey, Mr. GARRETT of New Jersey, Mr. ROTHMAN, Mr. PALLONE, Mr. PAYNE, Mr. HOLT, Mr. ANDREWS, and Mr. SIRES):

H.R. 1815. A bill to extend the authorization for the Coastal Heritage Trail in the State of New Jersey; to the Committee on Natural Resources.

By Mr. MACK (for himself, Mr. MARIO DIAZ-BALART of Florida, Mr. BUCHANAN, and Mr. MAHONEY of Florida):

H.R. 1816. A bill to amend the Water Resources Development Act of 2000; to the Committee on Transportation and Infrastructure.

By Mrs. MALONEY of New York (for herself, Mr. SHERMAN, and Mr. ROTHMAN):

H.R. 1817. A bill to amend the Internal Revenue Code of 1986 to deny all deductions for business expenses associated with the use of a club that discriminates on the basis of sex, race, or color; to the Committee on Ways and Means.

By Ms. MATSUI (for herself, Mr. ENGLISH of Pennsylvania, Mr. THOMPSON of California, Mr. KUHLMAN of New York, Mr. BOUCHER, Mr. MCINTYRE, Mr. CROWLEY, Mr. GILLMOR, Mr. KIND, Mr. SCHIFF, and Mrs. CUBIN):

H.R. 1818. A bill to amend the Internal Revenue Code of 1986 to provide for the expensing of broadband Internet access expenditures, and for other purposes; to the Committee on Ways and Means.

By Mr. McDERMOTT (for himself, Mr. SHAYS, Mr. FARR, Mr. WALSH of New York, Mr. KENNEDY, and Mr. VAN HOLLEN):

H.R. 1819. A bill to establish the Congressional Commission on Civic Service to study methods of improving and promoting volunteerism and national service, and for other purposes; to the Committee on Education and Labor.

By Mr. McDERMOTT:

H.R. 1820. A bill to amend the Internal Revenue Code of 1986 to extend the exclusion

from gross income for employer-provided health coverage for employees' spouses and dependent children to coverage provided to other eligible designated beneficiaries of employees; to the Committee on Ways and Means.

By Mr. McDERMOTT (for himself and Mr. RAMSTAD):

H.R. 1821. A bill to amend the Internal Revenue Code of 1986 to modify the rules relating to clean energy renewable bonds; to the Committee on Ways and Means.

By Mr. McKEON:

H.R. 1822. A bill to amend the National Labor Relations Act to require attestation and proof of citizenship or lawful residency from employees seeking labor representation by way of a process other than through a secret ballot election; to the Committee on Education and Labor.

By Mr. MEEK of Florida (for himself, Mr. HERGER, Mr. BISHOP of Georgia, Mr. HALL of Texas, Mr. SAM JOHNSON of Texas, Mr. MILLER of Florida, Mr. ORTIZ, Mr. PAUL, Mr. REYES, Mr. SESSIONS, Mr. SOUDER, Mr. MICHAUD, Mr. LATHAM, Mr. MARCHANT, Mr. LEWIS of Kentucky, and Ms. CORRINE BROWN of Florida):

H.R. 1823. A bill to amend title XVIII of the Social Security Act to modernize payments for ambulatory surgical centers under the Medicare Program; to the Committee on Energy and Commerce, and in addition to the Committee on Ways and Means, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. MICHAUD (for himself, Mr. MILLER of Florida, and Ms. HERSETH):

H.R. 1824. A bill to amend title 38, United States Code, to expand the scope of programs of education for which accelerated payments of educational assistance under the Montgomery GI Bill may be used, and for other purposes; to the Committee on Veterans' Affairs, and in addition to the Committee on Armed Services, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. NEUGEBAUER:

H.R. 1825. A bill to amend the Federal Crop Insurance Act to require the Federal Crop Insurance Corporation to offer farmers supplemental crop insurance based on an area yield and loss plan of insurance or an area revenue plan of insurance, and for other purposes; to the Committee on Agriculture.

By Ms. NORTON:

H.R. 1826. A bill to provide for nuclear disarmament and economic conversion in accordance with District of Columbia Initiative Measure Number 37 of 1992; to the Committee on Armed Services, and in addition to the Committee on Foreign Affairs, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. PETRI:

H.R. 1827. A bill to amend the Internal Revenue Code of 1986 to provide that reimbursements for costs of using passenger automobiles for charitable and other organizations are excluded from gross income; to the Committee on Ways and Means.

By Mr. PRICE of North Carolina (for himself, Mr. ETHERIDGE, Ms. CORRINE BROWN of Florida, Mr. HINOJOSA, Mr. MILLER of North Carolina, Mr. MCINTYRE, Mr. KLEIN of Florida, Mr. BUTTERFIELD, Mr. NADLER, Mr. WALZ of Minnesota, Mr. COHEN, Mr. WATT, Mr. GUTIERREZ, Mr. SCOTT of Georgia, and Mr. SHULER):

H.R. 1828. A bill to establish a national teaching fellowship program to encourage



individuals to enter and remain in the field of teaching at public schools; to the Committee on Education and Labor.

By Mr. PUTNAM:

H.R. 1829. A bill to develop a national system of oversight of States for sexual misconduct in the elementary and secondary school system; to the Committee on Education and Labor.

By Mr. RANGEL (for himself, Mr. LEVIN, Mr. BURTON of Indiana, and Mr. ENGEL):

H.R. 1830. A bill to extend the authorities of the Andean Trade Preference Act until September 30, 2009; to the Committee on Ways and Means.

By Mr. RENZI (for himself, Mr. KENNEDY, and Mr. RAMSTAD):

H.R. 1831. A bill to remove the frequency limitation on Medicare coverage for intermittent catheterization; to the Committee on Energy and Commerce, and in addition to the Committee on Ways and Means, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Ms. ROS-LEHTINEN (for herself, Mr. BOYD of Florida, Mr. BILLIRAKIS, Mr. MACK, Mr. BUCHANAN, Mr. KELLER, and Mr. LINCOLN DIAZ-BALART of Florida):

H.R. 1832. A bill to establish the National Hurricane Research Initiative to improve hurricane preparedness, and for other purposes; to the Committee on Science and Technology.

By Mr. SALAZAR:

H.R. 1833. A bill to authorize the Secretary of the Interior to engage in a feasibility study relating to long term water needs for the area served by the Fryingpan-Arkansas Project, Colorado, and for other purposes; to the Committee on Natural Resources.

By Mr. SAXTON (for himself, Mr. YOUNG of Alaska, Mr. MCINTYRE, Mr. PALLONE, Mr. FARR, Mr. WICKER, and Mr. ABERCROMBIE):

H.R. 1834. A bill to authorize the national ocean exploration program and the national undersea research program within the National Oceanic and Atmospheric Administration; to the Committee on Science and Technology, and in addition to the Committees on Natural Resources, and Armed Services, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. SCHIFF (for himself and Mr. SHERMAN):

H.R. 1835. A bill to provide for a resource study of the area known as the Rim of the Valley Corridor in the State of California to evaluate alternatives for protecting resources of the corridor, and for other purposes; to the Committee on Natural Resources.

By Mr. SHAYS:

H.R. 1836. A bill to amend the acquisition authority for land for the development of visitor and administrative facilities at Weir Farm National Historic Site in the State of Connecticut; to the Committee on Natural Resources.

By Mr. SHAYS:

H.R. 1837. A bill to require the President to develop a plan containing dates certain for the commencement and completion of a phased redeployment of United States Armed Forces from Iraq, and for other purposes; to the Committee on Armed Services, and in addition to the Committee on Foreign Affairs, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. SHERMAN (for himself, Mr. SHADEGG, Mr. ENGEL, Mr. ACKERMAN,

Mr. WAXMAN, Mr. RENZI, Ms. BERKLEY, Ms. SCHAKOWSKY, Mr. PALLONE, Mr. CROWLEY, Mr. McNULTY, Mr. BERMAN, Mr. BISHOP of Georgia, Mr. BLUMENAUER, Mrs. BONO, Mr. BOSWELL, Ms. CORRINE BROWN of Florida, Mr. BROWN of South Carolina, Mr. CARNAHAN, Mr. CHANDLER, Mr. COHEN, Mr. COURTNEY, Mr. DAVIS of Alabama, Mrs. DAVIS of California, Ms. DELAURO, Mr. DENT, Mr. DOYLE, Mr. FERGUSON, Mr. FRANKS of Arizona, Mr. GERLACH, Mr. GENE GREEN of Texas, Mr. GRIJALVA, Mr. HASTINGS of Florida, Mr. HIGGINS, Mr. HOLT, Mr. HONDA, Mr. ISRAEL, Mr. KIRK, Mr. KLEIN of Florida, Mr. LANGEVIN, Mr. LINDER, Mr. MARSHALL, Ms. MATSUI, Mrs. MCCARTHY of New York, Mr. MCCAUL of Texas, Mr. PATRICK MURPHY of Pennsylvania, Mr. NADLER, Mr. PENCE, Mr. ROGERS of Michigan, Mr. ROTHMAN, Mr. SCHIFF, Ms. SCHWARTZ, Mrs. TAUSCHER, Ms. WASSERMAN SCHULTZ, Ms. WATSON, Mr. WEINER, Mr. WEXLER, Mr. WYNN, and Mr. LANTOS):

H.R. 1838. A bill to authorize funding for eligible joint ventures between United States and Israeli businesses and academic persons, to establish the International Energy Advisory Board, and for other purposes; to the Committee on Energy and Commerce.

By Mr. SMITH of Nebraska (for himself, Mr. WELDON of Florida, Mr. ROSKAM, Mr. FRANKS of Arizona, Mr. FEENEY, Mrs. MUSGRAVE, Mr. BARTLETT of Maryland, Mr. MARCHANT, Mr. KUHL of New York, and Mr. CANTOR):

H.R. 1839. A bill to amend the Internal Revenue Code of 1986 to provide a 15-year recovery period for nonresidential real property in rural areas; to the Committee on Ways and Means.

By Mr. STARK (for himself, Mr. CAMP of Michigan, Mr. RANGEL, Mr. LEVIN, Mr. NEAL of Massachusetts, Mr. McNULTY, Mr. DOGGETT, Mr. RYAN of Wisconsin, Mr. CLAY, Mr. GORDON, Mr. CONYERS, Ms. JACKSON-LEE of Texas, Mr. KILDEE, and Mr. ROGERS of Michigan):

H.R. 1840. A bill to restore and make permanent the exclusion from gross income for amounts received under qualified group legal services plans and to increase the maximum amount of the exclusion; to the Committee on Ways and Means.

By Mr. STARK (for himself, Ms. SCHAKOWSKY, Mr. BECERRA, Ms. CORRINE BROWN of Florida, Ms. CARSON, Mrs. CHRISTENSEN, Mr. COHEN, Mr. CONYERS, Mr. FILNER, Mr. GRIJALVA, Mr. HINCHEY, Ms. NORTON, Mr. JACKSON of Illinois, Ms. KILPATRICK, Ms. LEE, Mr. LEWIS of Georgia, Mr. McNULTY, Mr. GEORGE MILLER of California, Mr. NADLER, Mr. PASTOR, Mr. RANGEL, Mr. THOMPSON of Mississippi, Mr. TOWNS, Mr. WAXMAN, and Ms. WOOLSEY):

H.R. 1841. A bill to amend the Social Security Act and the Internal Revenue Code of 1986 to provide for an AmeriCare that assures the provision of health insurance coverage to all residents, and for other purposes; to the Committee on Energy and Commerce, and in addition to the Committees on Ways and Means, and Education and Labor, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. STUPAK:

H.R. 1842. A bill to amend the Safe Drinking Water Act to prevent acid mine drainage into the Great Lakes; to the Committee on Energy and Commerce.

By Mr. STUPAK (for himself, Mr. GILCHREST, Mrs. MUSGRAVE, Mr. KIND, Mr. RYAN of Wisconsin, Mr. DELAHUNT, Mr. MOORE of Kansas, Mr. OLVER, Mr. FLAKE, Mr. WILSON of South Carolina, Mr. POMEROY, Mr. BOUSTANY, and Mr. ORTIZ):

H.R. 1843. A bill to extend the termination date for the exemption of returning workers from the numerical limitations for temporary workers; to the Committee on the Judiciary.

By Mr. STUPAK:

H.R. 1844. A bill to amend the Federal Water Pollution Control Act to prevent acid mine drainage into the Great Lakes; to the Committee on Transportation and Infrastructure.

By Mr. TANNER (for himself, Mr. HOBSON, and Mr. ROSS):

H.R. 1845. A bill to amend part B of title XVIII of the Social Security Act to assure access to durable medical equipment under the Medicare Program; to the Committee on Energy and Commerce, and in addition to the Committee on Ways and Means, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. TOWNS:

H.R. 1846. A bill to amend title XVIII of the Social Security Act to provide improved access to physical medicine and rehabilitation services under part B of the Medicare Program, and for other purposes; to the Committee on Energy and Commerce, and in addition to the Committee on Ways and Means, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. UDALL of Colorado (for himself, Mr. EHLERS, Mr. KILDEE, Mr. KIND, Ms. BALDWIN, Mr. LEVIN, and Mr. PETRI):

H.R. 1847. A bill to amend the National Trails System Act to clarify Federal authority relating to land acquisition from willing sellers for the majority of the trails in the System, and for other purposes; to the Committee on Natural Resources.

By Mr. VAN HOLLEN:

H.R. 1848. A bill to amend title 5, United States Code, to exempt certain individuals under the Civil Service Retirement System from the requirement to pay interest on the repayment of amounts received as refunds of retirement contributions as a condition of receiving credit under such System for the service covered by the refund; to the Committee on Oversight and Government Reform, and in addition to the Committee on House Administration, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Ms. VELÁZQUEZ:

H.R. 1849. A bill to amend the Federal Credit Union Act and the Small Business Act to improve small business lending, improve cooperation between the National Credit Union Administration and the Small Business Administration, and for other purposes; to the Committee on Financial Services, and in addition to the Committee on Small Business, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Ms. VELÁZQUEZ (for herself, Mr. RAMSTAD, Mr. GONZALEZ, Mr. BACA, Ms. MOORE of Wisconsin, Mr. REYES, Ms. LORETTA SANCHEZ of California, and Mr. TOWNS):

H.R. 1850. A bill to amend the Internal Revenue Code of 1986 to provide incentives for

employer-provided employee housing assistance, and for other purposes; to the Committee on Ways and Means, and in addition to the Committee on Financial Services, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Ms. WATERS (for herself, Mr. FRANK of Massachusetts, Mrs. BIGGERT, and Mr. SHAYS):

H.R. 1851. A bill to reform the housing choice voucher program under section 8 of the United States Housing Act of 1937; to the Committee on Financial Services.

By Ms. WATERS (for herself and Mr. FRANK of Massachusetts):

H.R. 1852. A bill to modernize and update the National Housing Act and enable the Federal Housing Administration to use risk-based pricing to more effectively reach underserved borrowers, and for other purposes; to the Committee on Financial Services.

By Ms. WATSON:

H.R. 1853. A bill to direct the Secretary of Veterans Affairs to ensure that Department of Veterans Affairs police officers receive training to interact with visitors and patients at Department medical facilities who are suffering from mental illness; to the Committee on Veterans' Affairs.

By Mr. RAHALL:

H.J. Res. 41. A joint resolution proposing an amendment to the Constitution of the United States to clarify that the Constitution neither prohibits voluntary prayer nor requires prayer in schools; to the Committee on the Judiciary.

By Ms. SCHAKOWSKY:

H. Con. Res. 103. Concurrent resolution providing for an adjournment or recess of the two Houses; considered and agreed to.

By Mr. CARNAHAN (for himself and Mr. KIRK):

H. Con. Res. 104. Concurrent resolution expressing the sense of Congress regarding the need for the United States to address global climate change through the negotiation of fair and effective international commitments; to the Committee on Foreign Affairs.

By Ms. BERKLEY (for herself, Mr.

ARCURI, Mr. BACA, Ms. BORDALLO, Mrs. CHRISTENSEN, Mr. CONYERS, Ms. DELAURO, Mr. ELLISON, Ms. HARMAN, Ms. HERSETH SANDLIN, Ms. EDDIE BERNICE JOHNSON of Texas, Mrs. MALONEY of New York, Mrs. MCCARTHY of New York, Ms. MCCOLLUM of Minnesota, Mr. MCDERMOTT, Mr. MOORE of Kansas, Ms. NORTON, Mrs. NAPOLITANO, Ms. ROYBAL-ALLARD, Ms. SLAUGHTER, Ms. WOOLSEY, Mrs. CAPPS, Ms. CORRINE BROWN of Florida, Ms. JACKSON-LEE of Texas, Ms. KAPTUR, Mr. HASTINGS of Florida, Mr. ISRAEL, Mr. GEORGE MILLER of California, Mr. SERRANO, Mr. BLUMENAUER, Mr. BERMAN, Ms. LINDA T. SANCHEZ of California, Ms. HIRONO, Ms. SOLIS, Mr. WAXMAN, Ms. CLARKE, Ms. BALDWIN, Mrs. DAVIS of California, Ms. WATSON, Ms. MATSUI, Ms. HOOLEY, Ms. BEAN, Ms. SHEA-PORTER, Mrs. TAUSCHER, Ms. SUTTON, Ms. LORETTA SANCHEZ of California, Ms. MILLENDER-MCDONALD, Ms. SCHWARTZ, Ms. DEGETTE, Ms. VELAZQUEZ, Ms. CASTOR, Ms. SCHAKOWSKY, Ms. ESHOO, Mr. FARR, Ms. WASSERMAN SCHULTZ, Mr. LEWIS of Georgia, Mr. GRIJALVA, Mrs. JONES of Ohio, Mr. KLEIN of Florida, Mr. PASTOR, Mr. COSTELLO, Mr. HARE, Mr. HOYER, Mr. McNULTY, Mr. CARNEY, Mr. ACKERMAN, Mr. HILL, Mr. KENNEDY, Mr. CLEAVER, Mr. LOEBSACK, Mr. KAGEN, Mr. PRICE of North Carolina, Mr. ALLEN, Mr. KILDEE, Mr. WALZ of Minnesota, Mr. DELAHUNT,

Mr. TOWNS, Mr. PERLMUTTER, Mr. LYNCH, Mr. NEAL of Massachusetts, Mr. MCGOVERN, Mr. BISHOP of Georgia, Mr. PAYNE, Mr. KUCINICH, Mr. OBEY, Mr. MICHAUD, Mr. DAVIS of Alabama, Mr. DOGGETT, Mr. CLYBURN, Mr. BUTTERFIELD, Mr. SCHIFF, Mr. LANGEVIN, Mr. SPRATT, Mr. FRANK of Massachusetts, Mr. COHEN, Mr. OBERSTAR, Mr. MEEKS of New York, Mr. UDALL of Colorado, Mr. AL GREEN of Texas, Mr. ETHERIDGE, Mr. CUELLAR, Mr. BRALEY of Iowa, Mr. MORAN of Virginia, Ms. GIFFORDS, and Mr. OLVER):

H. Con. Res. 105. Concurrent resolution supporting the goals and ideals of a National Suffragists Day to promote awareness of the importance of the women suffragists who worked for the right of women to vote in the United States; to the Committee on Oversight and Government Reform.

By Mrs. CAPITO (for herself, Mr. NEAL of Massachusetts, Mr. BAKER, Mr. VAN HOLLEN, Mr. DOYLE, Mr. PEARCE, Mr. SPRATT, and Mr. WELLER):

H. Con. Res. 106. Concurrent resolution expressing the sense of Congress that a site in Arlington National Cemetery should be provided for a memorial marker to honor the memory of the 40 members of the Armed Forces who lost their lives in the air crash at Bakers Creek, Australia, on June 14, 1943; to the Committee on Veterans' Affairs.

By Mrs. MALONEY of New York (for herself, Mr. SHERMAN, and Mr. ROTHMAN):

H. Con. Res. 107. Concurrent resolution expressing the sense of the Congress that neither the President, the Vice President, nor any Member of Congress, justice or judge of the United States, or political appointee in the executive branch of the Government should belong to a club that discriminates on the basis of sex or race; to the Committee on Oversight and Government Reform, and in addition to the Committees on House Administration, and the Judiciary, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. RUSH (for himself, Mr. BRALEY of Iowa, Mr. MEEK of Florida, Mr. HOLDEN, Mr. FATTAH, Ms. BERKLEY, Mr. BISHOP of Georgia, Mr. DINGELL, Mr. DOYLE, Mr. GRIJALVA, Mr. CARDOZA, Mrs. MALONEY of New York, Mr. GONZALEZ, Mr. BRADY of Pennsylvania, Mr. CUMMINGS, Mr. BERMAN, Mr. AL GREEN of Texas, Ms. CARSON, Mr. BOYD of Florida, Mr. GUTIERREZ, Ms. WOOLSEY, Mr. ORTIZ, Mr. BARTON of Texas, Mr. REYES, Mr. WYNN, Ms. MOORE of Wisconsin, Mr. RYAN of Ohio, Mr. JACKSON of Illinois, Mr. HASTINGS of Florida, Mr. SHAYS, Mr. RANGEL, Ms. ROSLEHTNEN, Mr. SHIMKUS, Mr. LANTOS, Ms. KILPATRICK, Mr. WOLF, Mr. LEWIS of Georgia, Mr. ABERCROMBIE, Mrs. CHRISTENSEN, Ms. CORINE BROWN of Florida, Mr. TOWNS, Ms. EDDIE BERNICE JOHNSON of Texas, Mr. COHEN, Mr. MCGOVERN, Ms. NORTON, Mr. SCOTT of Virginia, Mrs. LOWEY, Ms. LINDA T. SANCHEZ of California, Mr. SOUDER, Mr. WEXLER, Mr. SERRANO, Mr. MARIO DIAZ-BALART of Florida, Ms. SOLIS, Mr. UPTON, Mrs. MILLER of Michigan, Ms. BEAN, and Mr. KUHL of New York):

H. Con. Res. 108. Concurrent resolution expressing the sense of the Congress that a commemorative postage stamp should be issued honoring Rosa Louise McCauley Parks; to the Committee on Oversight and Government Reform.

By Mr. RYAN of Wisconsin:

H. Con. Res. 109. Concurrent resolution establishing the congressional budget for the United States Government for fiscal year 2008 and setting forth appropriate budgetary levels for fiscal years 2009 through 2012; to the Committee on the Budget.

By Mr. SHAYS:

H. Con. Res. 110. Concurrent resolution expressing the sense of Congress that Iraq should vote to approve or disapprove the continued deployment of United States Armed Forces to Iraq and, unless Iraq votes to approve such continued deployment, the President of the United States should commence the phased redeployment of United States Armed Forces from Iraq within 60 days of the Iraqi vote; to the Committee on Foreign Affairs, and in addition to the Committee on Armed Services, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. CHABOT (for himself, Mr. UDALL of Colorado, Mr. ISSA, Mr. SHADEGG, Mr. PENCE, Mr. SENSENBRENNER, Mr. MILLER of Florida, Mr. BARRETT of South Carolina, Mr. WALBERG, Mr. BURTON of Indiana, Mr. BRADY of Texas, Mrs. MUSGRAVE, Mr. BARTLETT of Maryland, Mr. PITTS, Mr. FRANKS of Arizona, and Mr. TERRY):

H. Res. 283. A resolution amending the Rules of the House of Representatives to prohibit the consideration of conference reports on omnibus appropriation bills; to the Committee on Rules.

By Mr. FLAKE (for himself, Mr. BILBRAY, Mr. LAMBORN, and Mr. PITTS):

H. Res. 284. A resolution amending the Rules of the House of Representatives to strengthen the point of order against the consideration of legislation that contains congressional earmarks; to the Committee on Rules.

By Mr. DENT:

H. Res. 285. A resolution condemning, in the strongest possible terms, the Iranian Government's seizure of 15 British sailors and marines in the Shatt al Arab waterway on March 23, 2007, and asking for the immediate repatriation of these sailors and marines to the United Kingdom; to the Committee on Foreign Affairs.

By Mr. CULBERSON (for himself and Mr. LAMPSON):

H. Res. 286. A resolution expressing that the House of Representatives supports the goals and ideals of the 1940 Air Terminal Museum and requests the President issue a proclamation recognizing the 1940 Air Terminal Museum as the "National Museum of Civil Aviation"; to the Committee on Transportation and Infrastructure.

By Mr. HASTINGS of Florida (for himself, Mrs. MALONEY of New York, Mr. HOYER, and Mr. WILSON of South Carolina):

H. Res. 287. A resolution to celebrate the 500th anniversary of the first use of the name "America", and for other purposes; to the Committee on Foreign Affairs.

By Mr. MEEKS of New York (for himself, Mr. BUTTERFIELD, Mr. PAYNE, Mr. CUMMINGS, Ms. WATERS, Mr. RUSH, Mr. AL GREEN of Texas, Mr. THOMPSON of Mississippi, Mr. CLAY, Ms. CLARKE, Mr. BISHOP of Georgia, Mr. WYNN, Mr. DAVIS of Illinois, Mr. ROTHMAN, Ms. BALDWIN, Mr. PASTOR, Mrs. JONES of Ohio, Mr. LEWIS of Georgia, Mr. MEEK of Florida, Mr. HONDA, Mr. RUPPERSBERGER, Mr. ENGEL, Mr. WU, Mr. SCOTT of Georgia, Ms. HOOLEY, Ms. WATSON, Mr. CLYBURN, Mr. LARSON of Connecticut,

Ms. LINDA T. SÁNCHEZ of California, Mr. PASCARELL, Mr. DOYLE, Mr. McNULTY, Mr. HASTINGS of Florida, Mr. ROSS, Ms. VELÁZQUEZ, Mr. DAVIS of Alabama, Ms. EDDIE BERNICE JOHNSON of Texas, Mr. ACKERMAN, Mr. BISHOP of New York, Mr. BACA, Mr. EMANUEL, Ms. SCHAKOWSKY, Mr. DOGGETT, Ms. LEE, Ms. KILPATRICK, Ms. MOORE of Wisconsin, Mr. WEINER, Mr. CROWLEY, Mr. CAPUANO, Mr. HINOJOSA, Mrs. MALONEY of New York, Mr. SCOTT of Virginia, Mr. ISRAEL, Mr. SERRANO, Mr. JEFFERSON, Mr. TOWNS, Mr. DELAHUNT, Mr. LYNCH, Mrs. MCCARTHY of New York, Mr. JOHNSON of Georgia, Mr. JACKSON of Illinois, Mr. CUELLAR, Mr. CONYERS, Mr. RANGEL, Mr. GONZALEZ, Mr. HOLT, Ms. BERKLEY, Ms. CORRINE BROWN of Florida, Mr. BECERRA, Mr. ELLISON, Mr. MORAN of Virginia, Mr. NADLER, Mr. CLEAVER, Mrs. CHRISTENSEN, Mr. FALCOMVAEGA, Ms. BORDALLO, Ms. NORTON, Mr. BAIRD, Ms. SLAUGHTER, Mr. HIGGINS, Mrs. LOWEY, Mr. ORTIZ, Mr. GENE GREEN of Texas, Ms. MCCOLLUM of Minnesota, Mr. FATTAH, Mr. KUCINICH, Mr. WATT, Ms. KAPTUR, Mr. KENNEDY, Mr. MOORE of Kansas, Ms. LORETTA SANCHEZ of California, Mr. BARROW, Mr. HALL of New York, Mr. CARNAHAN, Mr. SIREN, Mr. SNYDER, Mr. VAN HOLLEN, Ms. JACKSON-LEE of Texas, Mr. WEXLER, Mr. FRANK of Massachusetts, and Mr. ALLEN):

H. Res. 288. A resolution recognizing that the occurrence of prostate cancer in African-American men has reached epidemic proportions and urging Federal agencies to address that health crisis by designating additional funds for research, education, awareness outreach, and early detection; to the Committee on Energy and Commerce.

By Mr. MORAN of Virginia (for himself, Mr. FRANK of Massachusetts, Mrs. CAPPS, Ms. DELAURO, and Mr. MICHAUD):

H. Res. 289. A resolution expressing the sense of the House of Representatives with respect to raising awareness and encouraging prevention of sexual assault in the United States and supporting the goals and ideals of National Sexual Assault Awareness and Prevention Month; to the Committee on the Judiciary.

By Mrs. MUSGRAVE (for herself, Mr. PERLMUTTER, Mr. SALAZAR, Mr. TANCREDO, Mr. UDALL of Colorado, Mr. LAMBORN, and Ms. DEGETTE):

H. Res. 290. A resolution honoring the contributions of the Rocky Mountain Senior Games on its 30th anniversary for significantly improving the health and well-being of older Americans; to the Committee on Education and Labor.

By Mr. POE (for himself, Mr. HOLDEN, Mr. RUPPERSBERGER, Ms. GINNY BROWN-WAITE of Florida, Mr. LARSEN of Washington, Mr. KIND, Mr. ORTIZ, Mr. REICHERT, Mr. HOLT, Mr. RAMSTAD, Mr. GORDON, Mr. KING of New York, Mrs. MCCARTHY of New York, Mr. PASCARELL, Mr. WALZ of Minnesota, Mr. HINOJOSA, Ms. KILPATRICK, Mr. INSLEE, Mr. MORAN of Virginia, and Ms. KAPTUR):

H. Res. 291. A resolution supporting the goals and ideals of Peace Officers Memorial Day; to the Committee on Oversight and Government Reform.

By Ms. PRYCE of Ohio (for herself, Mrs. MCCARTHY of New York, Ms. FOX, and Mr. PRICE of Georgia):

H. Res. 292. A resolution expressing the sense of the House of Representatives that schools should celebrate National Garden Month through a curriculum that includes

outdoor learning; to the Committee on Education and Labor.

By Ms. SHEA-PORTER:

H. Res. 293. A resolution supporting the goals and ideals highlighted through National Volunteer Week; to the Committee on Education and Labor.

By Ms. WATSON (for herself, Ms. MCCOLLUM of Minnesota, and Ms. CLARKE):

H. Res. 294. A resolution commending the Kingdom of Lesotho, on the occasion of International Women's Day, for the enactment of a law to improve the status of married women and ensure the access of married women to property rights; to the Committee on Foreign Affairs.

48.18 PRIVATE BILLS AND RESOLUTIONS

Under clause 3 of rule XII,

Mr. LANTOS introduced a bill (H.R. 1854) for the relief of Maria Del Refugio Plascencia and Alfredo Plascencia-Lopez; which was referred to the Committee on the Judiciary.

48.19 ADDITIONAL SPONSORS

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

H.R. 23: Ms. LEE, Mr. MICA, Ms. DEGETTE, Mr. BOREN, Mr. UDALL of Colorado, Mr. BOYD of Florida, Ms. Velázquez, Ms. WATSON, Ms. MCCOLLUM of Minnesota, Mr. GENE GREEN of Texas, Ms. MATSUI, Mr. NADLER, and Mr. KLEIN of Florida.

H.R. 35: Mr. RUPPERSBERGER.

H.R. 82: Mr. BARROW, Mr. BILIRAKIS, Mr. BOOZMAN, Mr. CROWLEY, Mr. DEAL of Georgia, Mr. ELLSWORTH, Mr. GINGREY, Mr. HIGGINS, Mr. JACKSON of Illinois, Ms. KILPATRICK, Mr. LUCAS, Mr. MCCARTHY of California, Mr. MITCHELL, Mr. NEAL of Massachusetts, Mr. ROYCE, Mr. RYAN of Ohio, Mr. SARBANES, Mr. SHULER, Ms. WASSERMAN SCHULTZ, Mr. WU, Mr. WYNN, and Mr. CARNEY.

H.R. 87: Mr. TIM MURPHY of Pennsylvania and Ms. ROS-LEHTINEN.

H.R. 171: Ms. WOOLSEY.

H.R. 178: Ms. NORTON and Mr. MEEKS of New York.

H.R. 180: Mr. SHAYS.

H.R. 281: Mr. WYNN, Mr. ANDREWS, Mr. MCGOVERN, Mr. SMITH of Washington, Mr. HARE, Mr. BLUMENAUER, Mr. FRANK of Massachusetts, Mr. JACKSON of Illinois, Mr. FARR, and Mr. GEORGE MILLER of California.

H.R. 295: Ms. DEGETTE, Mr. SALAZAR, and Mr. PORTER.

H.R. 303: Mr. PETRI.

H.R. 333: Mr. PRICE of North Carolina, Ms. MCCOLLUM of Minnesota, Ms. SHEA-PORTER, and Mr. BOREN.

H.R. 346: Mr. BOREN.

H.R. 359: Mr. SARBANES, Mr. MCDERMOTT, Mr. HASTINGS of Florida, Mr. DEFAZIO, and Mr. HOLT.

H.R. 362: Mr. LAMPSON, Mr. EHLERS, Ms. HOOLEY, Mr. WU, Mr. ROSS, and Mr. CARNAHAN.

H.R. 364: Mr. ISRAEL, Mr. LIPINSKI, Mr. VAN HOLLEN, Ms. MATSUI, Mr. COHEN, Mr. REYES, Mr. LEVIN, Ms. SCHAKOWSKY, Mr. MCNERNEY, Mr. BARTLETT of Maryland, Ms. GIFFORDS, Ms. ESHOO, and Mr. SENSENBRENNER.

H.R. 380: Mr. ABERCROMBIE, Mr. BARTLETT of Maryland, and Mr. CARNEY.

H.R. 397: Mr. HERGER.

H.R. 405: Mr. UDALL of New Mexico and Ms. NORTON.

H.R. 418: Mrs. JO ANN DAVIS of Virginia.

H.R. 436: Mr. FERGUSON.

H.R. 468: Mr. CONYERS.

H.R. 503: Ms. LORETTA SANCHEZ of California and Mr. HALL of New York.

H.R. 507: Ms. PRYCE of Ohio.

H.R. 510: Mr. CHABOT.

H.R. 524: Mr. PRICE of North Carolina.

H.R. 543: Mr. HILL.

H.R. 550: Mr. FERGUSON, Mr. UDALL of Colorado, Mr. HERGER, Mr. MCGOVERN, Mr. BARTLETT of Maryland, Mr. GORDON, Mr. JINDAL, and Mr. BLUMENAUER.

H.R. 551: Mrs. CAPPS.

H.R. 552: Mr. FORBES.

H.R. 554: Mr. MORAN of Virginia and Mr. HINCHEY.

H.R. 562: Mr. TERRY.

H.R. 579: Mr. CARTER, Mrs. EMERSON, and Mrs. MUSGRAVE.

H.R. 583: Mr. SCOTT of Georgia, Mr. LINCOLN DAVIS of Tennessee, Mr. BUTTERFIELD, Mr. MCGOVERN, and Mr. BRADY of Pennsylvania.

H.R. 592: Mr. REYES and Ms. WATSON.

H.R. 601: Mr. BLUMENAUER, Mr. AL GREEN of Texas, Mr. STARK, Mr. COHEN, Mr. RUSH, Mr. YOUNG of Alaska, Mrs. CHRISTENSEN, Mr. MCDERMOTT, Mr. GRIJALVA, and Mr. ACKERMAN.

H.R. 608: Mr. PICKERING and Mrs. BLACKBURN.

H.R. 620: Mrs. CHRISTENSEN.

H.R. 621: Mr. FRELINGHUYSEN, Mr. BERRY, Mr. ISSA, Mr. JINDAL, and Mr. LATHAM.

H.R. 628: Mrs. MUSGRAVE, Mr. FEENEY, Mr. GILCHREST, and Mr. GOHMERT.

H.R. 631: Mr. INGLIS of South Carolina.

H.R. 632: Mr. GOODLATTE.

H.R. 636: Mr. GOODE.

H.R. 657: Mr. MCCOTTER and Mr. BISHOP of Utah.

H.R. 677: Mr. WALZ of Minnesota, Mr. JINDAL, and Ms. NORTON.

H.R. 690: Mr. PAUL.

H.R. 695: Mr. FRANK of Massachusetts, Mr. WOLF, and Ms. CORRINE BROWN of Florida.

H.R. 715: Ms. NORTON.

H.R. 718: Mrs. MILLER of Michigan, Mr. RAHALL, Mr. PENCE, and Mr. SPACE.

H.R. 721: Ms. FALLIN.

H.R. 743: Mr. FERGUSON and Ms. NORTON.

H.R. 757: Mr. STARK, Mr. GRIJALVA, Mrs. CUBIN, Ms. DELAURO, Mr. SAXTON, Mr. McNULTY, Mr. FARR, Mr. CAPUANO, Mr. PAYNE, and Mr. COHEN.

H.R. 760: Mr. VAN HOLLEN, Mr. SMITH of Washington, Mr. AL GREEN of Texas, Mr. SCHIFF, and Ms. CARSON.

H.R. 769: Mr. ROGERS of Alabama.

H.R. 784: Mr. WELDON of Florida.

H.R. 790: Mr. MCDERMOTT.

H.R. 813: Mr. CAMPBELL of California.

H.R. 861: Mr. BLUNT and Mr. SHUSTER.

H.R. 872: Ms. SUTTON.

H.R. 881: Mr. ROTHMAN and Mr. CHANDLER.

H.R. 885: Mr. HOBSON.

H.R. 890: Mr. FARR, Ms. SCHAKOWSKY, and Mr. NADLER.

H.R. 891: Mr. GILCHREST, Mr. BURTON of Indiana, and Mr. MCNERNEY.

H.R. 898: Mr. TIM MURPHY of Pennsylvania and Mrs. EMERSON.

H.R. 916: Mr. KIND.

H.R. 938: Mrs. MUSGRAVE.

H.R. 943: Mr. MCGOVERN, Mr. UDALL of Colorado, Mr. INSLEE, Mr. CLAY, and Ms. ESHOO.

H.R. 969: Mr. STARK, Ms. BEAN, Mr. ISRAEL, Ms. LORETTA SANCHEZ of California, Mr. COHEN, and Mr. WELCH of Vermont.

H.R. 971: Mr. GERLACH, Mr. BOOZMAN, Mr. HOEKSTRA, Mr. BUTTERFIELD, Mr. CARNEY, and Mr. BARTLETT of Maryland.

H.R. 980: Mr. BONNER, Ms. BEAN, Mr. CARNAHAN, Mrs. EMERSON, Ms. WASSERMAN SCHULTZ, Mr. LARSEN of Washington, Mr. DAVIS of Kentucky, Mrs. BIGGERT, Mr. MCGOVERN, Mr. TERRY, Mr. MICHAUD, Ms. GIFFORDS, Mr. HIGGINS, Mr. DICKS, Mr. ROGERS of Michigan, Mr. SMITH of New Jersey, Mr. ARCURI, Mr. MCNERNEY, Mr. REICHERT, and Mr. MCCOTTER.

H.R. 996: Ms. SCHAKOWSKY.

H.R. 998: Mr. BRADY of Pennsylvania, Mr. GONZALEZ, and Ms. WATSON.

- H.R. 1010: Mr. GONZALEZ, Ms. ZOE LOFGREN of California, and Mr. DEFazio.
- H.R. 1014: Mr. LAMPSON, Mr. ALLEN, Mrs. NAPOLITANO, and Mr. WEXLER.
- H.R. 1023: Mr. SENSENBRENNER, Mr. PORTER, Mr. WILSON of South Carolina, and Mr. CAMP of Michigan.
- H.R. 1026: Mr. EVERETT.
- H.R. 1030: Ms. NORTON.
- H.R. 1031: Mr. WEXLER and Ms. NORTON.
- H.R. 1032: Mr. WALZ of Minnesota and Mr. FILNER.
- H.R. 1038: Ms. WOOLSEY.
- H.R. 1072: Mr. HASTINGS of Florida and Mr. FRANK of Massachusetts.
- H.R. 1073: Mr. HARE, Mr. DOYLE, Mr. BARROW, Mr. SMITH of New Jersey, and Mr. SAXTON.
- H.R. 1076: Mr. LATHAM and Mr. SENSENBRENNER.
- H.R. 1078: Mr. FORBES and Mr. JINDAL.
- H.R. 1082: Ms. WOOLSEY.
- H.R. 1091: Mr. HASTINGS of Florida and Ms. GINNY BROWN-WAITE of Florida.
- H.R. 1093: Mr. BILIRAKIS.
- H.R. 1097: Mr. KAGEN.
- H.R. 1102: Ms. LINDA T. SANCHEZ of California, Mr. COHEN, and Mr. LANGEVIN.
- H.R. 1103: Mr. GONZALEZ and Ms. MOORE of Wisconsin.
- H.R. 1105: Mr. ROSS.
- H.R. 1110: Mr. RENZI, Mr. ANDREWS, Mr. BISHOP of Georgia, Mr. BOUSTANY, Mr. FERGUSON, Mr. CHANDLER, Mr. SMITH of New Jersey, Mr. HOLDEN, Mr. BARROW, Mrs. MALONEY of New York, Mr. GINGREY, Mr. FARR, Mr. JACKSON of Illinois, Mrs. BLACKBURN, Mr. MCNERNEY, and Mr. SNYDER.
- H.R. 1125: Mr. BISHOP of New York.
- H.R. 1142: Mr. POE, Mrs. DAVIS of California, Mr. GOODLATTE, Ms. HERSETH, Mrs. MILLER of Michigan, Mr. SARBANES, Mr. LARSEN of Washington, Mr. MCHUGH, Mr. ARCURI, Ms. CARSON, Mr. SAXTON, Mr. HOLT, and Mr. HIGGINS.
- H.R. 1154: Mr. ROHRABACHER, Mr. PEARCE, Mr. CANTOR, Mr. UPTON, Mr. HOEKSTRA, Mrs. BLACKBURN, Mr. NUNES, Mr. HAYES, Mr. PUTNAM, Mr. GOODLATTE, Mr. DELAHUNT, Mrs. CUBIN, Mr. SAXTON, Mr. BAKER, Mr. JINDAL, Mr. REHBERG, Mr. ALEXANDER, Mr. SHIMKUS, Mr. LINDER, Mr. HASTERT, Mr. PERLMUTTER, Mr. POMEROY, Mr. RYAN of Ohio, Mr. POE, Mr. BUTTERFIELD, Mr. MICHAUD, Mr. MEEKS of New York, Mr. SERRANO, and Mrs. JONES of Ohio.
- H.R. 1157: Mr. LANGEVIN, Mr. PASTOR, Ms. BERKLEY, Mr. BERMAN, Mr. MCINTYRE, Mr. DOYLE, Ms. DEGETTE, Mr. CARNEY, and Mrs. MCMORRIS RODGERS.
- H.R. 1188: Mr. ALLEN and Mr. PRICE of North Carolina.
- H.R. 1193: Mr. GILLMOR, Mr. CASTLE, and Mr. LATHAM.
- H.R. 1194: Mr. GRIJALVA, Mr. CONAWAY, Mr. MILLER of Florida, Mr. CULBERSON, Mrs. MUSGRAVE, Mr. CHABOT, Mrs. MCMORRIS RODGERS, Mr. PEARCE, Mr. WILSON of South Carolina, Mr. ROHRABACHER, Mr. SHUSTER, Mr. ROYCE, Mr. RADANOVICH, Mr. LEWIS of Kentucky, Mrs. BIGGERT, Mr. SESSIONS, Mr. TERRY, Mr. MACK, Mr. GARRETT of New Jersey, Mr. SENSENBRENNER, Mr. MCHUGH, Mr. REHBERG, Mr. GORDON, Mr. BISHOP of New York, Mr. HENSARLING, Mr. ISSA, Mr. GENE GREEN of Texas, Mr. SAXTON, Mr. CALVERT, Mr. TOWNS, Mr. COSTELLO, Mr. BUTTERFIELD, Mr. FLAKE, Mr. HUNTER, Mr. KLINE of Minnesota, Mrs. CUBIN, Mr. PALLONE, Mr. BISHOP of Georgia, Mr. BUCHANAN, Mr. GOODLATTE, Mr. BOSWELL, Mr. HASTERT, Mr. CONYERS, Mr. UPTON, Mrs. MYRICK, Mr. HOLDEN, Mr. DUNCAN, Mr. BRADY of Pennsylvania, Mr. HILL, Mr. PASCRELL, Mr. COSTA, Ms. CARSON, Mr. HERGER, Ms. DEGETTE, Mrs. JO ANN DAVIS of Virginia, Mr. ELLSWORTH, Mr. HOLT, Mr. CLAY, Mr. PENCE, Mr. CROWLEY, and Mr. BRALEY of Iowa.
- H.R. 1199: Mrs. CHRISTENSEN, Mr. WALZ of Minnesota, and Ms. SHEA-PORTER.
- H.R. 1229: Mr. COSTELLO, Mr. OBERSTAR, Mr. LARSON of Connecticut, Mr. ALTMIRE, and Mr. HARE.
- H.R. 1236: Mr. BRADY of Pennsylvania, Ms. EDDIE BERNICE JOHNSON of Texas, Ms. ZOE LOFGREN of California, Mr. HINOJOSA, Ms. LORETTA SANCHEZ of California, Mr. MCGOVERN, Ms. KAPTUR, Mr. BISHOP of Georgia, Mrs. CHRISTENSEN, Mr. MEEKS of New York, Mr. REYES, and Ms. BERKLEY.
- H.R. 1238: Mr. GRIJALVA.
- H.R. 1245: Mr. GORDON and Mr. PORTER.
- H.R. 1252: Mr. ISRAEL and Mr. DONNELLY.
- H.R. 1261: Mrs. JO ANN DAVIS of Virginia, Mr. ISSA, Mr. BROWN of South Carolina, Mr. CAMPBELL of California, Mr. BARTLETT of Maryland, Mr. KUHL of New York, Mr. BRADY of Texas, Mrs. BACHMANN, Mr. BARRETT of South Carolina, Mr. KLINE of Minnesota, Mr. Fortuño, Mr. LAMBORN, Mr. WELDON of Florida, Mr. ROSKAM, Mr. BURTON of Indiana, Mr. FEENEY, Mr. JINDAL, and Mr. SHADEGG.
- H.R. 1264: Mr. GILLMOR, Mr. WILSON of South Carolina, Mr. EHLERS, and Mr. LATHAM.
- H.R. 1266: Mr. CARNAHAN and Mr. CLEAVER.
- H.R. 1275: Mr. MARIO DIAZ-BALART of Florida, Mr. WU, Mr. CLEAVER, Mr. FARR, Ms. ZOE LOFGREN of California, Mr. FILNER, Ms. LEE, Mr. GRIJALVA, Mr. PASTOR, Mr. CROWLEY, Mr. REYES, Mrs. NAPOLITANO, Ms. DEGETTE, Mr. UDALL of Colorado, Mrs. LOWEY, and Ms. BERKLEY.
- H.R. 1278: Mr. STUPAK and Mrs. MILLER of Michigan.
- H.R. 1279: Mr. FORTENBERRY, Mr. ALLEN, Mr. GORDON, Mr. RAMSTAD, Mr. BOSWELL, and Mr. PLATTS.
- H.R. 1281: Mr. WATT.
- H.R. 1282: Mr. HOLDEN, Ms. MCCOLLUM of Minnesota, and Mr. GORDON.
- H.R. 1283: Mr. SCOTT of Georgia, Mr. ROGERS of Alabama, Mr. WALDEN of Oregon, Mr. CRAMER, and Mr. FILNER.
- H.R. 1287: Mr. MURTHA, Mrs. MCCARTHY of New York, and Mrs. MALONEY of New York.
- H.R. 1293: Mr. BOSWELL, Mr. FERGUSON, Ms. MCCOLLUM of Minnesota, Mr. GOODE, and Mr. PICKERING.
- H.R. 1302: Mr. PASTOR, Mr. LARSEN of Washington, Mr. HONDA, Mr. SCHIFF, and Ms. WOOLSEY.
- H.R. 1325: Mr. HINOJOSA, Mr. ALTMIRE, Mrs. TAUSCHER, Mr. CARDOZA, and Mr. YARMUTH.
- H.R. 1338: Mr. MEEKS of New York, Mr. PASTOR, Ms. BALDWIN, Mr. DAVIS of Illinois, Mr. FARR, Ms. JACKSON-LEE of Texas, Mrs. LOWEY, Ms. MATSUI, Mr. MCDERMOTT, Mr. MCNULTY, Mr. NADLER, Mr. STARK, Ms. EDDIE BERNICE JOHNSON of Texas, and Mr. WEXLER.
- H.R. 1343: Mr. KAGEN, Mr. NUNES, Mr. COOPER, Mr. MCNERNEY, Mr. OLVER, and Mr. COHEN.
- H.R. 1352: Mr. STARK.
- H.R. 1353: Mr. BOREN.
- H.R. 1355: Mr. MCKEON, Mr. SESSIONS, Mr. GINGREY, Mr. REHBERG, Mr. COBLE, Mr. GALLEGLY, and Mr. MCCAUL of Texas.
- H.R. 1366: Mr. PORTER.
- H.R. 1368: Mr. MORAN of Virginia.
- H.R. 1372: Mr. NADLER and Ms. WATSON.
- H.R. 1380: Mr. BRADY of Pennsylvania.
- H.R. 1384: Mr. CARDOZA, Mr. DOOLITTLE, Ms. ZOE LOFGREN of California, and Mrs. NAPOLITANO.
- H.R. 1385: Mr. SHAYS, Mr. KIND, Mr. BLUMENAUER, Mr. ENGLISH of Pennsylvania, and Mr. THOMPSON of California.
- H.R. 1391: Ms. CORRINE BROWN of Florida.
- H.R. 1398: Mr. PLATTS, Mr. KUHL of New York, Mrs. BLACKBURN, Mr. BOEHRER, Mr. TIAHRT, Mr. HINOJOSA, Mr. DAVID DAVIS of Tennessee, Mr. MCHENRY, Mr. LAHOOD, Mr. JOHNSON of Illinois, Mr. BONNER, Mr. AKIN, Mr. BOYD of Florida, and Mr. MCCOTTER.
- H.R. 1399: Mr. LAMPSON, Mrs. CAPITO, Mr. PETERSON of Minnesota, Mrs. DRAKE, Mr. FEENEY, Mrs. CUBIN, and Mr. DEFazio.
- H.R. 1414: Mrs. MCCARTHY of New York and Mr. SHAYS.
- H.R. 1415: Ms. DELAURO, Mr. PRICE of North Carolina, Mr. LARSON of Connecticut, Ms. BALDWIN, Mr. ALLEN, Mr. TIERNEY, and Mr. OLVER.
- H.R. 1416: Ms. DELAURO, Mr. PRICE of North Carolina, Ms. BALDWIN, Mr. ALLEN, and Mr. OLVER.
- H.R. 1419: Mr. SCHIFF, Mrs. MUSGRAVE, Mr. BOOZMAN, Mr. CANTOR, and Mr. PRICE of North Carolina.
- H.R. 1420: Ms. ZOE LOFGREN of California, Mr. MEEKS of New York, and Mr. CROWLEY.
- H.R. 1430: Mr. MILLER of Florida and Ms. GRANGER.
- H.R. 1434: Mr. HINCHEY, Mr. COHEN, Mr. STARK, Ms. LEE, Mr. NADLER, Mr. BARTLETT of Maryland, Ms. ZOE LOFGREN of California, and Mr. ALLEN.
- H.R. 1438: Mr. ALLEN.
- H.R. 1439: Mr. WOLF.
- H.R. 1440: Mr. MCNULTY.
- H.R. 1441: Mr. KLEIN of Florida, Mr. MANZULLO, and Mr. SPRATT.
- H.R. 1459: Mr. BOOZMAN, Mr. BRADY of Texas, Mr. CLEAVER, Mr. GILCREST, Mr. WALBERG, Mr. CONAWAY, Mr. WELCH of Vermont, Mr. MARSHALL, Ms. EDDIE BERNICE JOHNSON of Texas, Mr. DELAHUNT, Mr. KANJORSKI, and Mr. ROSS.
- H.R. 1461: Mr. FILNER and Mrs. JONES of Ohio.
- H.R. 1464: Mr. HINCHEY, Mr. GRIJALVA, Mr. GEORGE MILLER of California, Ms. MOORE of Wisconsin, and Mrs. TAUSCHER.
- H.R. 1474: Mr. BAIRD, Mr. TAYLOR, Mr. PAUL, Mr. STUPAK, Mr. HOLDEN, Mr. TIERNEY, Mrs. NAPOLITANO, Mr. SKELTON, Mr. GOODE, Mr. EDWARDS, Mr. GILLMOR, Mr. BOUCHER, Mr. PICKERING, Mrs. MCMORRIS RODGERS, and Mrs. DRAKE.
- H.R. 1475: Ms. BALDWIN and Mr. GRIJALVA.
- H.R. 1491: Mr. MICHAUD.
- H.R. 1495: Mr. MICA and Mr. BAKER.
- H.R. 1499: Ms. JACKSON-LEE of Texas and Mr. BISHOP of New York.
- H.R. 1501: Mr. BURGESS and Ms. BORDALLO.
- H.R. 1506: Mr. JOHNSON of Illinois, Mr. MICHAUD, Ms. HIRONO, Mr. THOMPSON of California, Mr. MCGOVERN, Mr. ALLEN, Mr. SHERMAN, Ms. NORTON, Ms. MATSUI, and Mr. DEFazio.
- H.R. 1512: Mr. WAXMAN, Mr. REYES, Mr. DOGGETT, Mr. CALVERT, Mr. HOLDEN, Mr. GENE GREEN of Texas, Ms. HOOLEY, and Mr. MCCAUL of Texas.
- H.R. 1518: Mrs. EMERSON, Mr. MCNULTY, Ms. GINNY BROWN-WAITE of Florida, Mr. MCHUGH, and Mr. GILLMOR.
- H.R. 1521: Mrs. CAPPS, Mr. WALZ of Minnesota, and Mr. BRADY of Pennsylvania.
- H.R. 1524: Mr. ENGLISH of Pennsylvania, Mr. THOMPSON of California, and Mr. MICHAUD.
- H.R. 1533: Mr. MICHAUD.
- H.R. 1539: Mr. DUNCAN.
- H.R. 1542: Mr. LEWIS of Georgia.
- H.R. 1543: Mr. ENGLISH of Pennsylvania.
- H.R. 1551: Mr. FRANK of Massachusetts and Mr. ARCURI.
- H.R. 1552: Mr. WEXLER, Mr. OBERSTAR, Mr. ROGERS of Kentucky, Mr. PUTNAM, Mr. WYNN, Mr. ROSS, Mr. OLVER, and Mr. LATHAM.
- H.R. 1560: Mr. KIND and Mr. PLATTS.
- H.R. 1566: Mrs. MILLER of Michigan.
- H.R. 1567: Mr. REICHERT.
- H.R. 1584: Mr. MOORE of Kansas and Mr. EHLERS.
- H.R. 1586: Ms. FALLIN, Mr. LAMBORN, Mr. RENZI, Mr. BOUSTANY, Mr. WALBERG, Mr. FORBES, Mr. SIMPSON, Mr. WELDON of Florida, Mr. TERRY, Mr. BARTON of Texas, Mr. BARRETT of South Carolina, Mrs. JO ANN DAVIS of Virginia, Mr. BROWN of South Carolina, and Mr. ROGERS of Kentucky.
- H.R. 1588: Mr. FARR and Mr. MORAN of Virginia.

H.R. 1590: Mr. KAGEN and Mrs. CHRISTENSEN.  
 H.R. 1594: Mr. CALVERT.  
 H.R. 1597: Mr. TOWNS and Mr. HILL.  
 H.R. 1605: Mr. MCCOTTER.  
 H.R. 1608: Ms. SCHAKOWSKY, Mr. ISRAEL, Mr. MEEKS of New York, and Mr. CLEAVER.  
 H.R. 1609: Mr. CARNAHAN and Mr. MCCOTTER.  
 H.R. 1613: Mr. MCCAUL of Texas.  
 H.R. 1616: Mr. CARNAHAN, Mr. RUPPERSBERGER, Mr. PASTOR, Mr. GONZALEZ, Mr. MARKEY, Mr. FRANK of Massachusetts, Mr. TIERNEY, Mr. CAPUANO, Mr. ARCURI, Mr. LOEBSACK, Mr. PERLMUTTER, Mr. BRADY of Pennsylvania, Mr. ABERCROMBIE, Mr. NEAL of Massachusetts, Mr. HASTINGS of Washington, Mr. BLUMENAUER, Mr. KENNEDY, Mr. LEVIN, Mr. MEEHAN, and Mr. LANGEVIN.  
 H.R. 1618: Mr. NUNES.  
 H.R. 1621: Mr. VISCOLOSKY and Ms. DEGETTE.  
 H.R. 1640: Mr. MCCAUL of Texas and Mr. SAXTON.  
 H.R. 1645: Ms. HARMAN, Mr. LANGEVIN, and Ms. LEE.  
 H.R. 1646: Mr. GRIJALVA and Mr. FRANK of Massachusetts.  
 H.R. 1647: Mr. BRALEY of Iowa.  
 H.R. 1655: Ms. SLAUGHTER, Mr. FOSSELLA, Mr. WEXLER, Mr. NADLER, Mr. GRIJALVA, and Mr. RUSH.  
 H.R. 1660: Ms. DEGETTE.  
 H.R. 1665: Mrs. BOYDA of Kansas.  
 H.R. 1667: Mr. FRANK of Massachusetts.  
 H.R. 1680: Mr. AL GREEN of Texas.  
 H.R. 1684: Ms. JACKSON-LEE of Texas and Mr. PERLMUTTER.  
 H.R. 1688: Mr. BUTTERFIELD.  
 H.R. 1705: Ms. EDDIE BERNICE JOHNSON of Texas, Mr. JACKSON of Illinois, Mrs. BOYDA of Kansas, and Ms. NORTON.  
 H.R. 1707: Mr. PALLONE.  
 H.R. 1716: Mrs. BIGGERT.  
 H.R. 1730: Mr. LINCOLN DAVIS of Tennessee, Mr. WELLER, and Mr. LEWIS of Kentucky.  
 H.R. 1741: Mrs. WILSON of New Mexico.  
 H.R. 1742: Mr. TOWNS and Mr. PALLONE.  
 H.R. 1747: Ms. ESHOO and Mrs. BONO.  
 H.J. Res. 40: Mr. LARSEN of Washington and Mr. YARMUTH.  
 H. Con. Res. 7: Mr. ISRAEL, Mr. MICHAUD, Mr. JACKSON of Illinois, Mr. FATTAH, Mr. HONDA, Mr. OLVER, Mr. HASTINGS of Florida, Ms. CARSON, Ms. MOORE of Wisconsin, Mr. CAPUANO, Mr. DAVIS of Alabama, Mr. ENGEL, Mr. HOLT, Ms. JACKSON-LEE of Texas, Mr. LEWIS of Georgia, Mr. PAYNE, Mr. SHERMAN, Ms. WATSON, Mr. SHAYS, Mr. ROTHMAN, Ms. NORTON, Ms. EDDIE BERNICE JOHNSON of Texas, Mr. TOWNS, Mr. WYNN, Mr. SIREs, Ms. WOOLSEY, Mr. SCOTT of Georgia, Mr. THOMPSON of Mississippi, Mr. RUPPERSBERGER, Mr. CUMMINGS, Mr. SERRANO, Ms. LORETTA SANCHEZ of California, Mr. CLEAVER, Mr. HOYER, Mr. MOORE of Kansas, Ms. MATSUI, Ms. SOLIS, Mr. ELLISON, Mr. SCOTT of Virginia, Ms. BERKLEY, Ms. WATERS, Mr. MCDERMOTT, Mr. DEFAZIO, Mr. RUSH, Mr. DAVIS of Illinois, Mr. CARDOZA, Mr. MEEKS of New York, Mr. PASCRELL, Mr. MEEK of Florida, Mr. EMANUEL, Mrs. NAPOLITANO, Ms. HARMAN, Mr. LOEBSACK, Mr. BRALEY of Iowa, Mr. BECERRA, Ms. CLARKE, and Mr. BARROW.  
 H. Con. Res. 25: Mr. SOUDER, Mr. SHUSTER, and Mr. BONNER.  
 H. Con. Res. 28: Ms. Norton.  
 H. Con. Res. 49: Mr. CARNEY.  
 H. Con. Res. 70: Mr. KUHL of New York.  
 H. Con. Res. 72: Mr. HOLT, Mr. MEEKS of New York, Mr. ALLEN, Mr. COHEN, Ms. ZOE LOFGREN of California, Mrs. CAPPS, Mr. HASTINGS of Florida, Mr. LEWIS of Georgia, Mr. LAMPSON, and Mr. LEVIN.  
 H. Con. Res. 76: Mr. MELANCON, Ms. MATSUI, Mr. MCDERMOTT, and Mr. LAMPSON.  
 H. Con. Res. 81: Ms. Norton.  
 H. Con. Res. 102: Mr. HASTINGS of Florida, Ms. LORETTA SANCHEZ of California, Ms. NORTON, Mr. HONDA, Mr. MORAN of Virginia, Mr.

ENGEL, Ms. ESHOO, Mr. LEWIS of Georgia, and Mr. SHAYS.  
 H. Res. 14: Mr. FEENEY, Mr. GOODE, Mrs. BLACKBURN, Mr. BARTLETT of Maryland, Mr. CARTER, Mr. CANTOR, Mr. BARRETT of South Carolina, Mr. FLAKE, Mr. FORTUÑO, Mr. PENCE, Mr. LAMBORN, Mr. WELDON of Florida, Mr. ROSKAM, Mr. WALBERG, Mr. ISSA, Mr. BURTON of Indiana, Mr. HENSARLING, and Mr. FRANKS of Arizona.  
 H. Res. 53: Mr. HARE, Mr. HENSARLING, Mr. WILSON of Ohio, Mr. MAHONEY of Florida, Mr. KLEIN of Florida, Mr. SIREs, Mr. LINCOLN DAVIS of Tennessee, and Ms. BEAN.  
 H. Res. 100: Mr. MANZULLO and Mr. CARNEY.  
 H. Res. 101: Mr. HOLT and Mr. WU.  
 H. Res. 106: Mr. PERLMUTTER, Ms. SUTTON, and Mr. GARY G. MILLER of California.  
 H. Res. 111: Mr. MILLER of Florida and Ms. MCCOLLUM of Minnesota.  
 H. Res. 118: Mr. ACKERMAN.  
 H. Res. 121: Ms. EDDIE BERNICE JOHNSON of Texas, Ms. LEE, Ms. ROYBAL-ALLARD, Mr. FRANK of Massachusetts, Mr. DEFAZIO, Ms. BERKLEY, Ms. KILPATRICK, Ms. NORTON, Mr. FILNER, Ms. KAPTUR, and Mr. MCCAUL of Texas.  
 H. Res. 137: Mr. LINDER.  
 H. Res. 143: Mr. MORAN of Virginia and Ms. BALDWIN.  
 H. Res. 146: Ms. DEGETTE.  
 H. Res. 189: Mr. RODRIGUEZ, Mr. BACA, Mr. KILDEE, Mrs. JONES of Ohio, and Mr. GRIJALVA.  
 H. Res. 227: Mr. FATTAH, Mr. GEORGE MILLER of California, and Mr. MORAN of Virginia.  
 H. Res. 234: Mr. WATT.  
 H. Res. 241: Mr. WYNN.  
 H. Res. 245: Mr. ROYCE.  
 H. Res. 255: Mr. SCOTT of Georgia.  
 H. Res. 257: Mr. SMITH of Washington, Mr. MCDERMOTT, Mr. WILSON of South Carolina, and Mr. KENNEDY.  
 H. Res. 258: Mr. MCDERMOTT.  
 H. Res. 264: Mrs. MCCARTHY of New York, Mr. REYES, Mr. MORAN of Virginia, Mr. MOORE of Kansas, Mr. GOODE, and Mr. FOSSELLA.  
 H. Res. 268: Mrs. MUSGRAVE, Mr. BROWN of South Carolina, Mr. BARTLETT of Maryland, Mr. CARTER, Mr. MARCHANT, Mr. KUHL of New York, Mrs. BACHMANN, Mr. WELDON of Florida, Mr. ROSKAM, Mr. DOOLITTLE, Mr. WALBERG, Mr. BURTON of Indiana, Mr. FEENEY, Mr. ISSA, Mr. BRADY of Texas, and Mr. WILSON of South Carolina.  
 H. Res. 272: Ms. WOOLSEY, Mr. HONDA, Mrs. CHRISTENSEN, and Ms. MOORE of Wisconsin.  
 H. Res. 273: Mr. COLE of Oklahoma.

### FRIDAY, MARCH 30, 2007 (49)

#### ¶49.1 APPOINTMENT OF SPEAKER PRO TEMPORE

The House was called to order by the SPEAKER pro tempore, Mr. RYAN of Ohio, who laid before the House the following communication:

WASHINGTON, DC,  
 March 30, 2007.

I hereby appoint the Honorable TIM RYAN to act as Speaker pro tempore on this day.

NANCY PELOSI,  
 Speaker of the House of Representatives.

#### ¶49.2 APPROVAL OF THE JOURNAL

The SPEAKER pro tempore, Mr. RYAN of Ohio, announced he had examined and approved the Journal of the proceedings of Thursday, March 29, 2007.

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

#### ¶49.3 COMMUNICATIONS

Executive and other communications, pursuant to clause 8, rule XII, were referred as follows:

1024. A letter from the Director, Regulations Policy and Mgmt. Staff, Department of Health and Human Services, transmitting the Department's final rule — Substances Approved for Use in the Preparation of Meat and Poultry Products; Announcement of Effective Date [Docket No. 1995N-0220 (formerly 95N-0220)] received March 14, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

1025. A letter from the Attorney, Office of Assistant General Counsel for Legislation and Regulatory Law, Department of Energy, transmitting the Department's final rule — Energy Efficiency Program for Certain Commercial and Industrial Equipment: Efficiency Standards for Commercial Heating, Air-Conditioning, and Water-Heating Equipment [Docket Nos. EE-RM/STD-03-100, EE-RM/STD-03-200, and EE-RM/STD-03-300] (RIN Nos. 1904-AB16, 1904-AB17, and 1904-AB44) received March 8, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

1026. A letter from the Director, Regulations Policy and Mgmt. Staff, Department of Health and Human Services, transmitting the Department's final rule — Medical Devices; Hematology and Pathology Devices; Classification of Cord Blood Processing System and Storage Container [Docket No. 2007N-0024] received March 14, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

1027. A letter from the Director, Regulations Policy and Mgmt. Staff, Department of Health and Human Services, transmitting the Department's final rule — Current Good Manufacturing Practice Regulation and Investigational New Drugs [Docket No. 2005N-0285] received March 14, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

1028. A letter from the Regulations Coordinator, Department of Health and Human Services, transmitting the Department's final rule — Organ Procurement and Transplantation Network (RIN: 0906AA62) received March 8, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

1029. A letter from the Director, Regulations Policy and Mgmt. Staff, Department of Health and Human Services, transmitting the Department's final rule — Current Good Manufacturing Practice Regulation and Investigational New Drugs; Withdrawal [Docket No. 2005N-0285] received March 14, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

1030. A letter from the Chief, Publications and Regulations Branch, Internal Revenue Service, transmitting the Service's final rule — LMSB Tier II Issue — Field Directive on the Examination of IRC Section 172(f) Specified Liability Losses #1 — received March 8, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

1031. A letter from the Chief, Publications and Regulations Branch, Internal Revenue Service, transmitting the Service's final rule — Computer Software Under Section 199(c)(5)(B) [TD 9317] (RIN: 1545-BF56) received March 22, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

1032. A letter from the Chief, Publications and Regulations Branch, Internal Revenue Service, transmitting the Service's final rule — Method of Assessment (Rev. Rul. 2007-21) received March 22, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

1033. A letter from the Chief, Publications and Regulations Branch, Internal Revenue Service, transmitting the Service's final rule — Examination of returns and claims for refund, credit, or abatement; determination of correct tax liability (Rev. Proc. 2007-25) received March 22, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

1034. A letter from the Chief, Publications and Regulations Branch, Internal Revenue Service, transmitting the Service's final rule — Certain Deduction Limits under the Pension Protection Act of 2006 [Notice 2007-28] received March 22, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

#### ¶49.4 MESSAGE FROM THE SENATE

A message from the Senate by Ms. Curtis, one of its clerks, announced that the Senate has passed with amendments in which the concurrence of the House is requested, bills of the House of the following titles:

H.R. 727. An Act to amend the Public Health Service Act to add requirements regarding trauma care, and for other purposes.

H.R. 1132. An Act to amend the Public Health Service Act to provide waivers relating to grants for preventive health measures with respect to breast and cervical cancers.

H. Con. Res. 103. A concurrent resolution providing for a conditional adjournment of the House of Representatives and a conditional recess or adjournment of the Senate.

The message also announced that the Senate had passed with an amendment in which the concurrence of the House is requested, a bill of the House of the following title:

H.R. 1591. An Act making emergency supplemental appropriations for the fiscal year ending September 30, 2007, and for other purposes.

The message also announced that the Senate has passed bills of the following titles in which the concurrence of the House is requested.

S. 682. An Act to award a congressional gold medal to Edward William Brooke III in recognition of his unprecedented and enduring service to our Nation.

S. 888. An Act to amend section 1091 of title 18, United States Code, to allow the prosecution of genocide in appropriate circumstances.

The message also announced that the Senate insists upon its amendment to the bill (H.R. 1591) "An Act making emergency supplemental appropriations for the fiscal year ending September 30, 2007, and for other purposes," requests a conference with the House on the disagreeing votes of the two Houses thereon, and appoints Messrs. BYRD, INOUE, LEAHY, HARKIN, Ms. MIKULSKI, Mr. KOHL, Mrs. MURRAY, Mr. DORGAN, Mrs. FEINSTEIN, Messrs. DURBIN, JOHNSON, Ms. LANDRIEU, Messrs. REED, LAUTENBERG, NELSON of Nebraska, COCHRAN, STEVENS, SPECTER, DOMENICI, BOND, SHELBY, GREGG, BENNETT, CRAIG, Mrs. HUTCHISON, Messrs. BROWNBACK, ALLARD, ALEXANDER, and GRASSLEY, be the conferees on the part of the Senate.

#### ¶49.5 BRITISH-AMERICAN INTERPARLIAMENTARY GROUP

The SPEAKER pro tempore, Mr. RYAN of Ohio, pursuant to 22 United

States Code 2761, and the order of the House of January 4, 2007, the Chair announced the Speaker appointed the following Member of the House to the British-American Interparliamentary Group: Mr. CHANDLER, Chairman.

*Ordered*, That the Clerk notify the Senate of the foregoing appointment.

#### ¶49.6 CANADA-UNITED STATES INTERPARLIAMENTARY GROUP

The SPEAKER pro tempore, Mr. RYAN of Ohio, pursuant to 22 United States Code 276d, and the order of the House of January 4, 2007, announced the Speaker appointed the following Members of the House to the Canada-United States Interparliamentary Group: Messrs. OBERSTAR, Chairman, SMITH of Washington, Vice Chairman, Ms. SLAUGHTER, Mr. STUPAK, Ms. KILPATRICK, Messrs. HODES, and WELCH of Vermont.

*Ordered*, That the Clerk notify the Senate of the foregoing appointments.

#### ¶49.7 APPOINTMENT OF SPEAKER PRO TEMPORE TO SIGN ENROLLMENTS

The SPEAKER laid before the House a communication, which was read as follows:

WASHINGTON, DC,  
March 29, 2007.

I hereby appoint the Honorable STENY H. HOYER and the Honorable CHRIS VAN HOLLEN to act as Speaker pro tempore to sign enrolled bills and joint resolutions through April 16, 2007.

NANCY PELOSI,  
*Speaker of the House of Representatives.*

By unanimous consent, the appointments were approved.

#### ¶49.8 SENATE BILLS REFERRED

Bills of the Senate of the following titles were taken from the Speaker's table and, under the rule, referred as follows:

S. 682. An Act to award a congressional gold medal to Edward William Brooke III in recognition of his unprecedented and enduring service to our Nation; to the Committee on Financial Services.

S. 888. An Act to amend section 1091 of title 18, United States Code, to allow the prosecution of genocide in appropriate circumstances; to the Committee on the Judiciary.

And then,

#### ¶49.9 ADJOURNMENT

Mr. COSTA moved that the House do now adjourn.

The question being put, *viva voce*,

Will the House now adjourn?

The SPEAKER pro tempore, Mr. RYAN of Ohio, announced that the yeas had it.

So the motion to adjourn was agreed to.

Accordingly,

Pursuant to House Concurrent Resolution 103, One Hundred Tenth Congress, at 10 o'clock and 8 minutes a.m., the House stands adjourned until 2 p.m. on Monday, April 16, 2007.

#### ¶49.10 REPORTS OF COMMITTEES ON PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XIII, reports of committees were delivered to the Clerk for printing and reference to the proper calendar, as follows:

Ms. VELÁZQUEZ: Committee on Small Business. H.R. 1361. A bill to improve the disaster relief programs of the Small Business Administration, and for other purposes; with an amendment (Rept. 110-82). Referred to the Committee of the Whole House on the state of the Union and ordered to be printed.

Mr. WAXMAN: Committee on Oversight and Government Reform. Report on Oversight Plans for All House Committees (Rept. 110-83). Referred to the Committee of the Whole House on the state of the Union and ordered to be printed.

#### ¶49.11 PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XII, public bills and resolutions were introduced and severally referred, as follows:

By Mr. RADANOVICH:

H.R. 1855. A bill to authorize the Secretary of the Interior, acting through the Bureau of Reclamation to enter into a cooperative agreement with the Madera Irrigation District for purposes of supporting the Madera Water Supply Enhancement Project; to the Committee on Natural Resources.

By Ms. ROS-LEHTINEN (for herself, Mr. CANTOR, Mr. CHABOT, Mr. PENCE, Mr. MCCAUL of Texas, and Mr. BURTON of Indiana):

H.R. 1856. A bill to amend the Foreign Assistance Act of 1961 and the Palestinian Anti-Terrorism Act of 2006 to further promote the development of democratic institutions in areas under the administrative control of the Palestinian Authority, and for other purposes; to the Committee on Foreign Affairs, and in addition to the Committees on the Judiciary, and Financial Services, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. KING of New York (for himself, Mr. ACKERMAN, Mr. FOSSELLA, Mr. GILLMOR, Mr. MCCOTTER, Mr. MARIO DIAZ-BALART of Florida, Mr. TOWNS, and Mr. BISHOP of New York):

H. Res. 295. A resolution recognizing the strong alliance between the Republic of Korea and the United States and expressing appreciation to the Republic of Korea for its efforts in the global war against terrorism; to the Committee on Foreign Affairs.

#### ¶49.12 ADDITIONAL SPONSORS

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

H.R. 900: Mr. CANNON, Mr. FOSSELLA, and Mr. STARK.

H.R. 989: Mr. HERGER.

H.R. 1176: Mr. FILNER, Mr. REYES, Mrs. NAPOLITANO, Mr. BACA, Ms. ROYBAL-ALLARD, Mr. BECERRA, Mr. CUELLAR, Mr. GONZALEZ, Mr. HINOJOSA, Mr. PASTOR, Mr. RODRIGUEZ, Mr. SALAZAR, Ms. CLARKE, and Ms. VELÁZQUEZ.

H.R. 1270: Mr. SHUSTER.

H.R. 1459: Mr. CARNEY.

H.R. 1469: Mr. KLEIN of Florida, Mr. MCGOVERN, and Mr. BOOZMAN.

H.R. 1595: Mr. SKELTON.

H.R. 1681: Mr. GORDON.

H. Con. Res. 94: Mr. GILCHREST, Mr. FARR, Mr. PALLONE, and Mr. ALLEN.



MONDAY, APRIL 16, 2007 (50)

150.1 APPOINTMENT OF SPEAKER PRO TEMPORE

The House was called to order by the SPEAKER pro tempore, Mr. ALTMIRE, who laid before the House the following communication:

WASHINGTON, DC,  
April 16, 2007.

I hereby appoint the Honorable JASON ALTMIRE to act as Speaker pro tempore on this day.

NANCY PELOSI,  
*Speaker of the House of Representatives.*

150.2 APPROVAL OF THE JOURNAL

The SPEAKER pro tempore, Mr. ALTMIRE, announced he had examined and approved the Journal of the proceedings of Friday, March 30, 2007.

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

150.3 COMMUNICATIONS

Executive and other communications, pursuant to clause 8, rule XII, were referred as follows:

1035. A letter from the Principal Deputy Under Secretary, Personnel and Readiness, Department of Defense, transmitting the Department's report on the Critical Skills Retention Bonus (CSR) program, pursuant to 37 U.S.C. 323 (h) Public Law 106-398, section 633 (a); to the Committee on Armed Services.

1036. A letter from the Secretary of the Army, Department of Defense, transmitting a determination that the Nunn-McCurdy Unit Cost thresholds for the enclosed programs' Program Acquisition Unit Cost and Average Procurement Unit Cost metrics have been breached, pursuant to 10 U.S.C. 2433(e)(1); to the Committee on Armed Services.

1037. A letter from the Under Secretary for Personnel and Readiness, Department of Defense, transmitting a letter on the approved retirement Vice Admiral James D. McArthur, Jr., United States Navy, and his advancement to the grade of vice admiral on the retired list; to the Committee on Armed Services.

1038. A letter from the Under Secretary for Personnel and Readiness, Department of Defense, transmitting authorization of the enclosed list of officers to wear the insignia of the grade of brigadier general accordance with title 10, United States Code, section 777; to the Committee on Armed Services.

1039. A letter from the Assistant Secretary for Legislative Affairs, Department of the Treasury, transmitting the Department's report for 2006 in accordance with Section 361(b) of the Uniting and Strengthening America by Providing Appropriate Tools Required to Intercept and Obstruct Terrorism Act of 2001, pursuant to 31 U.S.C. 5314; to the Committee on Financial Services.

1040. A letter from the Associate General Counsel for Legislation and Regulations, Department of Housing and Urban Development, transmitting the Department's final rule — Revisions to the Public Access to HUD Records Under the Freedom of Information Act (FOIA) Regulations [Docket No. FR-5069-F-02] (RIN: 2501-AD22) received March 26, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Financial Services.

1041. A letter from the Associate General Counsel for Legislation and Regulations, Department of Housing and Urban Development, transmitting the Department's final rule — Timeliness Expenditures Standards for the Insular Areas Program [Docket No.

FR-5012-F-02] (RIN: 2501-AD15) received March 26, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Financial Services.

1042. A letter from the Secretary, Federal Trade Commission, transmitting the Twenty-Ninth Annual Report to Congress consistent with Section 815 of the Fair Debt Collection Practices Act, pursuant to 15 U.S.C. 1692m; to the Committee on Financial Services.

1043. A letter from the Deputy Secretary, Securities and Exchange Commission, transmitting the Commission's final rule — Technical Amendments to Regulations S-T [Release No. 34-55502] received March 26, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Financial Services.

1044. A letter from the Attorney, Office of Assistant General Counsel for Legislation and Regulatory Law, Department of Energy, transmitting the Department's final rule — Alternative Fuel Transportation Program; Replacement Fuel Goal Modification (RIN: 1904-AB67) received March 15, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

1045. A letter from the Director, International Cooperation, Department of Defense, transmitting Pursuant to Section 27(f) of the Arms Export Control Act and Section 1(f) of Executive Order 11958, Transmittal No. 03-07 informing of an intent to sign the Project DIAMOND Memorandum of Understanding between the United States and the United Kingdom, pursuant to 22 U.S.C. 2767(f); to the Committee on Foreign Affairs.

1046. A letter from the Under Secretary for Policy, Department of Defense, transmitting the Department's FY 2008 Cooperative Threat Reduction Annual Report, pursuant to Public Law 106-398, section 1308; to the Committee on Foreign Affairs.

1047. A letter from the White House Liaison, Department of Education, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Oversight and Government Reform.

1048. A letter from the White House Liaison, Department of Education, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Oversight and Government Reform.

1049. A letter from the White House Liaison, Department of Education, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Oversight and Government Reform.

1050. A letter from the White House Liaison, Department of Education, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Oversight and Government Reform.

1051. A letter from the Presidential Appointments Officer, Department of State, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Oversight and Government Reform.

1052. A letter from the Presidential Appointments Officer, Department of State, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Oversight and Government Reform.

1053. A letter from the Presidential Appointments Officer, Department of State, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Oversight and Government Reform.

1054. A letter from the Presidential Appointments Officer, Department of State, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Oversight and Government Reform.

1055. A letter from the Presidential Appointments Officer, Department of State,

transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Oversight and Government Reform.

1056. A letter from the Assistant Administrator, Environmental Protection Agency, transmitting the Agency's report on the amount of the acquisitions made from entities that manufacture the articles, materials, or supplies outside of the United States in fiscal year 2006, pursuant to Public Law 109-115, section 837(a); to the Committee on Oversight and Government Reform.

1057. A letter from the EEO Director, Securities and Exchange Commission, transmitting a report about the Commission's activities in FY 2006 to ensure accountability for antidiscrimination and whistleblower laws related to employment, pursuant to Public Law 107-174, section 203 of Title II; to the Committee on Oversight and Government Reform.

1058. A letter from the Chairman, Federal Election Commission, transmitting the Commission's final rule — Best Efforts in Administrative Fines Challenges [Notice 2007-7] received March 26, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on House Administration.

1059. A letter from the Secretary, Department of Commerce, transmitting the Department's report entitled, "Chesapeake Bay Science, Service, and Stewardship: A Biennial Report to Congress," pursuant to Public Law 107-372 section 401(a)(307)(b)(7); to the Committee on Natural Resources.

1060. A letter from the Acting Assistant Secretary for Fish and Wildlife and Parks, Department of the Interior, transmitting the Department's final rule — Boating and Water Use Activities (RIN: 1024-AD07) received March 27, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Natural Resources.

1061. A letter from the Acting Assistant Secretary for Fish and Wildlife and Parks, Department of the Interior, transmitting the Department's final rule — Curecanti National Recreation Area, Personal Watercraft Use (RIN: 1024-AC99) received March 27, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Natural Resources.

1062. A letter from the Acting Assistant Secretary for Fish and Wildlife and Parks, Department of the Interior, transmitting the Department's final rule — Cape Lookout National Seashore, Personal Watercraft Use (RIN: 1024-AD44) received March 27, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Natural Resources.

1063. A letter from the Acting Assistant Secretary for Fish and Wildlife and Parks, Department of the Interior, transmitting the Department's final rule — Dry Tortugas National Park-Special Regulations (RIN: 1024-AD45) received March 27, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Natural Resources.

1064. A letter from the Acting Assistant Secretary for Fish and Wildlife and Parks, Department of the Interior, transmitting the Department's final rule — Glacier Bay National Park, Vessel Management Plan Regulations (RIN: 1024-AD25) received March 27, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Natural Resources.

1065. A letter from the Chief, Regulations and Administrative Law, Department of Homeland Security, transmitting the Department's final rule — Safety Zone; South Portland, Maine, Gulf Blasting Project [CGD01-07-012] (RIN: 1625-AA00) received March 29, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1066. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — IFR Altitudes; Miscellaneous Amendments [Docket No.

30538; Amdt. No. 466] received March 15, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1067. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Standard Instrument Approach Procedures, Weather Takeoff Minimums; Miscellaneous Amendments [Docket No. 30530 Amdt. No. 3200] received March 15, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1068. A letter from the Director of Regulations Management, Department of Veterans Affairs, transmitting the Department's final rule — Vocational Rehabilitation and Employment Program — Initial Evaluations (RIN: 2900-AM25) received March 26, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Veterans' Affairs.

1069. A letter from the Federal Register Liaison Officer, Alcohol and Tobacco Tax and Trade Bureau, transmitting the Bureau's final rule — Establishment of the Snake River Valley Viticultural Area (2005R-463P) [T.D. TTB-59; Re: Notice No. 60] (RIN: 1513-AB22) received March 16, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

1070. A letter from the Federal Register Liaison Officer, Alcohol and Tobacco Tax and Trade Bureau, transmitting the Bureau's final rule — Green Valley of Russian River Valley Viticultural Area (2005R-412P) [T.D. TTB-60; Re: Notice No. 58] (RIN: 1513-AB18) received March 27, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

1071. A letter from the Chief, Publications and Regulations Branch, Internal Revenue Service, transmitting the Service's final rule — Weighted Average Interest Rates Update (Notice 2007-27) received March 15, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

1072. A letter from the Chief, Publications and Regulations Branch, Internal Revenue Service, transmitting the Service's final rule — Bureau of Labor Statistics, Department Store Inventory Price Indexes By Department Groups — received March 15, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

1073. A letter from the Chief, Publications and Regulations Branch, Internal Revenue Service, transmitting the Service's final rule — Request for Comments and Interim Guidance Regarding Allocation of Costs under the Simplified Methods of Accounting under 263A (Notice 2007-29) received March 15, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

1074. A letter from the Regulations Coordinator, Department of Health and Human Services, transmitting the Department's final rule — Medicare Program; Hospital Conditions of Participation: Requirements for Approval and Re-approval of Transplant Centers to Perform Organ Transplants [CMS-3835-F] (RIN: 0938-AH17) received March 29, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); jointly to the Committees on Ways and Means and Energy and Commerce.

1075. A letter from the Regulations Coordinator, CMS, Department of Health and Human Services, transmitting the Department's "Major" final rule — Medicare Program; Competitive Acquisition for Certain Durable Medical Equipment, Prosthetics Orthotics, and Supplies (DMEPOS) and Other Issues [CMS-1270-F] (RIN: 0938-AN14) received April 10, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); jointly to the Committees on Ways and Means and Energy and Commerce.

¶50.4 COMMUNICATION FROM THE CLERK—MESSAGE FROM THE SENATE

The SPEAKER pro tempore, Mr. ALTMIRE, laid before the House a

communication, which was read as follows:

OFFICE OF THE CLERK,  
HOUSE OF REPRESENTATIVES,  
Washington, DC, April 11, 2007.

Hon. NANCY PELOSI,  
*The Speaker, House of Representatives,*  
Washington, DC.

DEAR MADAM SPEAKER: Pursuant to the permission granted in Clause 2(h) of Rule II of the Rules of the U.S. House of Representatives, the Clerk received the following message from the Secretary of the Senate on April 11, 2007, at 10:40 a.m.:

That the Senate passed S. 521.  
That the Senate passed S. 801.  
That the Senate passed without amendment H.R. 137.  
That the Senate passed without amendment H.R. 753.

With best wishes, I am,  
Sincerely,

LORRAINE C. MILLER,  
*Clerk of the House.*

¶50.5 COMMUNICATION FROM THE CLERK—MESSAGE FROM THE SENATE

The SPEAKER pro tempore, Mr. ALTMIRE, laid before the House a communication, which was read as follows:

OFFICE OF THE CLERK,  
HOUSE OF REPRESENTATIVES,  
Washington, DC, April 12, 2007.

Hon. NANCY PELOSI,  
*The Speaker, House of Representatives,*  
Washington, DC.

DEAR MADAM SPEAKER: Pursuant to the permission granted in Clause 2(h) of Rule II of the Rules of the U.S. House of Representatives, the Clerk received the following message from the Secretary of the Senate on April 12, 2007, at 9:56 am:

That the Senate passed S. 5.  
That the Senate passed S. 30.  
With best wishes, I am,  
Sincerely,

LORRAINE C. MILLER,  
*Clerk of House.*

¶50.6 COMMUNICATION FROM THE CLERK—MESSAGE FROM THE SENATE

The SPEAKER pro tempore, Mr. ALTMIRE, laid before the House a communication, which was read as follows:

OFFICE OF THE CLERK,  
HOUSE OF REPRESENTATIVES,  
Washington, DC, April 13, 2007.

Hon. NANCY PELOSI,  
*The Speaker, House of Representatives,*  
Washington, DC.

DEAR MADAM SPEAKER: Pursuant to the permission granted in Clause 2(h) of Rule II of the Rules of the U.S. House of Representatives, the Clerk received the following message from the Secretary of the Senate on April 13, 2007, at 11:00 am:

That the Senate passed S. 229.  
That the Senate passed S. 1104.  
With best wishes, I am,  
Sincerely,

LORRAINE C. MILLER,  
*Clerk of the House*

¶50.7 ENROLLED BILL SIGNED

The SPEAKER pro tempore, Mr. ALTMIRE, announced that pursuant to clause 4, rule I, the Speaker pro tempore, Mr. Chris VAN HOLLEN, signed the following enrolled bill on Wednesday, April 11, 2007.

S. 1002. An Act to amend the Older American Act of 1965 to reinstate certain provisions relating to the nutrition services incentive programs.

¶50.8 COMMUNICATION REGARDING SUBPOENA

The SPEAKER pro tempore, Mr. ALTMIRE, laid before the House the following communication from Mrs. MUSGRAVE:

HOUSE OF REPRESENTATIVES,  
Washington, DC, April 4, 2007.

Hon. NANCY PELOSI,  
*Speaker, House of Representatives,*  
Washington, DC.

DEAR MADAM SPEAKER: This is to notify you formally, pursuant to Rule VIII of the Rules of the House of Representatives, that I have received a subpoena, issued in the County Court for Weld County, Colorado, for testimony and documents in a criminal case.

After consultation with the Office of General Counsel, I have determined that compliance with the subpoenas is inconsistent with the precedents and privileges of the House.

Sincerely,  
MARILYN MUSGRAVE,  
*Member of Congress.*

¶50.9 COMMUNICATION REGARDING SUBPOENA

The SPEAKER pro tempore, Mr. ALTMIRE, laid before the House the following communication from Mr. ISSA:

HOUSE OF REPRESENTATIVES,  
Washington, DC, April 4, 2007.

Hon. NANCY PELOSI,  
*Speaker, House of Representatives,*  
Washington, DC.

DEAR MADAM SPEAKER: This is to formally notify you, pursuant to Rule VIII of the Rules of the House of Representatives, that I have been served with a judicial subpoena for documents issued by the United States District Court for the District of Columbia.

After consulting with the Office of General Counsel, I will make the determinations required by House Rule VIII.

Sincerely,  
DARRELL E. ISSA,  
*Member of Congress.*

¶50.10 COMMUNICATION REGARDING SUBPOENA

The SPEAKER pro tempore, Mr. ALTMIRE, laid before the House the following communication from Mr. HUNTER:

HOUSE OF REPRESENTATIVES,  
Washington, DC, April 4, 2007.

Hon. NANCY PELOSI,  
*Speaker, House of Representatives,*  
Washington, DC.

DEAR MADAM SPEAKER: This is to formally notify you, pursuant to Rule VIII of the Rules of the House of Representatives, that I have been served with a judicial subpoena for documents issued by the United States District Court for the District of Columbia.

After consulting with the Office of General Counsel, I will make the determinations required by House Rule VIII.

Sincerely,  
DUNCAN HUNTER,  
*Member of Congress.*

¶50.11 LIEUTENANT TODD JASON BRYANT POST OFFICE

Ms. WATSON moved to suspend the rules and pass the bill (H.R. 988) to designate the facility of the United States Postal Service located at 5757 Tilton Avenue in Riverside, California, as the "Lieutenant Todd Jason Bryant Post Office".

The SPEAKER pro tempore, Mr. ALTMIRE, recognized Ms. WATSON and Ms. FOXX, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and pass said bill?

The SPEAKER pro tempore, Mr. ALTMIRE, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill was passed was, by unanimous consent, laid on the table.

*Ordered*, That the Clerk request the concurrence of the Senate in said bill.

#### ¶50.12 FINANCIAL LITERACY MONTH

Ms. WATSON moved to suspend the rules and agree to the following resolution (H. Res. 273):

Whereas personal financial literacy is essential to ensure that individuals are prepared to manage money, credit, and debt, and become responsible workers, heads of households, investors, entrepreneurs, business leaders, and citizens;

Whereas personal financial management skills and lifelong habits develop during childhood;

Whereas a study completed in 2006 by the JumpStart Coalition for Personal Financial Literacy found that high school seniors know less about principles of basic personal finance than did high school seniors 7 years earlier, and the average scores in both years were failing grades;

Whereas in recent years, the Congress, State legislatures and Governors around the country have increasingly recognized the importance and effectiveness of financial education, and, as a result, an increasing number of States now require financial education during high school, including Alabama, Georgia, Idaho, Illinois, Kansas, Kentucky, Louisiana, Missouri, New York, North Carolina, Ohio, South Carolina, Texas, Utah, Virginia, and West Virginia;

Whereas 55 percent of college students acquire their first credit card during their first year in college, and 92 percent of college students acquire at least 1 credit card by their second year in college, yet only 26 percent of people between the ages of 13 and 21 reported that their parents actively taught them how to manage money;

Whereas United States consumer debt totaled \$2,400,000,000,000 in 2006, of which credit card debt alone exceeded \$825,000,000,000;

Whereas personal savings as a percentage of income dropped to negative 1 percent in 2006, the lowest since the Great Depression;

Whereas, although more than 42,000,000 people in the United States participate in qualified cash or deferred arrangements described in section 401(k) of the Internal Revenue Code of 1986 (commonly referred to as "401(k) plans"), a Retirement Confidence Survey conducted in 2004 found that only 42 percent of workers surveyed have calculated how much money they will need to save for retirement and 37 percent of workers say that they are not currently saving for retirement;

Whereas the average baby boomer has only \$50,000 in savings apart from equity in their homes;

Whereas a study by the American Institute of Certified Public Accountants found that 55 percent of people between the ages of 25 and

34 maintain an interest-bearing account or other savings instrument, a decrease of 10 percent since 1985;

Whereas studies show that as many as 10,000,000 households in the United States are "unbanked" or are without access to mainstream financial products and services;

Whereas expanding access to the mainstream financial system provides individuals with lower-cost and safer options for managing finances and building wealth and is likely to lead to increased economic activity and growth;

Whereas public, consumer, community-based, and private sector organizations throughout the United States are working to increase financial literacy rates for Americans of all ages and walks of life through a range of outreach efforts, including media campaigns, websites, and one-on-one counseling for individuals;

Whereas Members of the United States House of Representatives established the Financial and Economic Literacy Caucus (FELC) in February 2005 to (1) provide a forum for interested Members of Congress to review, discuss and recommend financial and economic literacy policies, legislation, and programs, (2) collaborate with the private sector, nonprofits, and community-based organizations, and (3) organize and promote financial literacy legislation, seminars, and events, such as "Financial Literacy Month" in April 2007 and the annual "Financial Literacy Day" fair on April 24, 2007; and

Whereas the National Council on Economic Education, its State Councils and Centers for Economic Education, the JumpStart Coalition for Personal Financial Literacy, its State affiliates, and its partner organizations, and JA Worldwide have designated April as Financial Literacy Month to educate the public about the need for increased financial literacy for youth and adults in the United States: Now, therefore, be it

*Resolved*, That the House of Representatives—

(1) supports the goals and ideals of Financial Literacy Month, including raising public awareness about the importance of financial education in the United States and the serious consequences that have resulted from a lack of understanding about personal finances; and

(2) requests that the President issue a proclamation calling on the Federal Government, States, localities, schools, nonprofit organizations, businesses, other entities, and the people of the United States to observe the month with appropriate programs and activities with the goal of increasing financial literacy rates for individuals of all ages and walks of life.

The SPEAKER pro tempore, Mr. ALTMIRE, recognized Ms. WATSON and Ms. FOXX, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and agree to said resolution?

The SPEAKER pro tempore, Mr. ALTMIRE, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said resolution was agreed to.

Ms. WATSON demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Mr. ALTMIRE, pursuant to clause 8, rule XX, announced that further pro-

ceedings on the question were postponed until Tuesday, April 17, 2007.

#### ¶50.13 MOMENT OF SILENCE IN MEMORY OF THOSE SLAIN AT VIRGINIA TECH UNIVERSITY

The SPEAKER pro tempore, Mr. ALTMIRE, announced that all Members stand and observe a moment of silence in memory of those slain at Virginia Tech University.

#### ¶50.14 AMERICAN HELLENIC EDUCATIONAL PROGRESSIVE ASSOCIATION

Ms. WATSON moved to suspend the rules and agree to the following concurrent resolution (H. Con. Res. 71):

Whereas the American Hellenic Educational Progressive Association (AHEPA) was founded July 26, 1922, in Atlanta, Georgia, by eight visionary Greek immigrants to help unify, organize, and protect against the bigotry, discrimination, and defamation faced by people of all ethnic, race, and religious backgrounds perpetrated predominantly by the Ku Klux Klan;

Whereas the mission of AHEPA is to promote the ideals of ancient Greece, which include philanthropy, education, civic responsibility, and family and individual excellence through community service and volunteerism;

Whereas since its inception, AHEPA has instilled in its members an understanding of their Hellenic heritage and an awareness of the contributions made to the development of democratic principles and governance in the United States and throughout the world;

Whereas AHEPA has done much throughout its history to foster American patriotism;

Whereas members of AHEPA served in the Armed Forces of the United States to protect American freedom and to preserve those democratic ideals that are part of the Hellenic legacy, and specifically in World War II, were parachuted behind enemy lines in Nazi-occupied Greece to help liberate it;

Whereas AHEPA raised more than \$253 million for United States War Bonds during World War II, for which AHEPA was named an official Issuing Agent for United States War Bonds by the Department of Treasury, an honor that no other civic organization was able to achieve at the time;

Whereas the members of AHEPA donated \$612,000 toward the restoration of the Statue of Liberty and Ellis Island, New York, for which AHEPA received special recognition by the Department of the Interior;

Whereas the AHEPA National Housing Program was awarded \$500 million by the Department of Housing and Urban Development for its Section 202 Program that has yielded 4,370 units in 80 properties across 21 states and 49 cities which has provided dignified, affordable housing to senior citizens;

Whereas AHEPA was recognized by the Department of State as an organization that has engaged in "Track Two Diplomacy" to foster reconciliation and rapprochement in the Eastern Mediterranean, which is in the best interest of the United States;

Whereas members of AHEPA raised \$110,000 for the creation of the George C. Marshall Statue erected on the grounds of the United States Embassy in Athens, Greece in celebration of the historic relationship between the United States and Greece, and in tribute to an outstanding Statesman and Philhellene, General Marshall;

Whereas AHEPA financially supports scholarships, educational chairs, medical research, and countless other charitable and philanthropic causes by contributing more

than \$2,000,000 annually from its national, district, and local levels collectively;

Whereas in the spirit of their Hellenic heritage and in commemoration of the Centennial Olympic Games held in Atlanta, Georgia, members of AHEPA raised \$775,000 for the "Tribute" to Olympism Sculpture, the "fan-like" structure of which helped to save lives during the Olympic Bombing at Centennial Olympic Park;

Whereas members of AHEPA have been Presidents and Vice Presidents of the United States, United States Senators and Representatives, and United States Ambassadors, and have served honorably as elected officials at the local and State levels throughout the United States; and

Whereas President George H.W. Bush cited AHEPA as one of America's "thousand points of light": Now, therefore, be it

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

(1) recognizes the significant contributions of American citizens of Hellenic heritage to the United States,

(2) commemorates the 85th Anniversary of the founding of the American Hellenic Educational Progressive Association (AHEPA), applauds its mission, and commends the many charitable contributions of its members to communities around the world, and

(3) requests the President of the United States to issue a proclamation acknowledging the 85th Anniversary of AHEPA and its many accomplishments.

The SPEAKER pro tempore, Mr. ALTMIRE, recognized Ms. WATSON and Ms. FOXX, each for 20 minutes.

After debate,

The question being put, *viva voce*,

Will the House suspend the rules and agree to said concurrent resolution?

The SPEAKER pro tempore, Mr. ALTMIRE, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said concurrent resolution was agreed to.

A motion to reconsider the vote whereby the rules were suspended and said concurrent resolution was agreed to was, by unanimous consent, laid on the table.

*Ordered*, That the Clerk request the concurrence of the Senate in said concurrent resolution.

#### ¶50.15 ERNEST GALLO

Ms. WATSON moved to suspend the rules and agree to the following concurrent resolution (H. Con. Res. 88):

Whereas Ernest Gallo was born March 18, 1909, in Jackson, California, the son of Italian immigrants, graduated from Modesto High School in 1927, earned a degree from Modesto Junior College, and married Amelia Franzia, daughter of the founders of Franzia Winery in 1931;

Whereas Ernest Gallo, with his brother Julio Gallo, founded E. & J. Gallo Winery at the end of the Prohibition Era in 1933, beginning with only \$5,900 in savings and a winemaking pamphlet from the Modesto Public Library to make their first batch, growing their small family-owned winery into the world's second largest by volume, and selling an estimated 75,000,000 cases a year worldwide under approximately 100 different labels;

Whereas Ernest Gallo began his illustrious career at a young age, working in his parents' vineyard while attending Modesto High School and demonstrating his entrepre-

neurial spirit early in life by traveling at the age of 17 to complete his first business deal;

Whereas Ernest Gallo, demonstrating great vision, anticipated the growth of the wine industry and developed the first-of-its kind vertically integrated company, with vineyards stretching across California, an on-site bottling plant, and an art department to design bottles and labels, changing the face of California's wine industry;

Whereas the Gallo Winery employs 4,600 people in the State of California, providing critical highly-skilled employment opportunities in the San Joaquin Valley and greatly contributing to the economic strength of the State;

Whereas Ernest Gallo and the Gallo Winery were bestowed countless awards for achievement in winemaking, including the American Society of Enologists Merit Award, the wine industry's highest honor, in 1964 for outstanding leadership in the wine industry, the Gold Vine Award from the Brotherhood of the Knights of the Vine wine fraternity, the 1983 Distinguished Service Award from The Wine Spectator, and the Winery of the Year Award in both 1996 and 1998 by the San Francisco International Wine Competition; and

Whereas Ernest Gallo was widely known for his generous philanthropic work in the City of Modesto and throughout the state of California, including an endowment for the Gallo Center for the Arts in Modesto, the establishment of the Ernest Gallo Clinic and Research Center at the University of California at San Francisco for research into genetic, biochemical, and neurobiological aspects of alcohol abuse, and countless other healthcare and educational endeavors: Now, therefore, be it

*Resolved by the House of Representatives (the Senate concurring), That Congress honors the life of Ernest Gallo, a pioneer in the field of winemaking, dedicated philanthropist, and community leader.*

The SPEAKER pro tempore, Mr. ALTMIRE, recognized Ms. WATSON and Ms. FOXX, each for 20 minutes.

After debate,

The question being put, *viva voce*,

Will the House suspend the rules and agree to said concurrent resolution?

The SPEAKER pro tempore, Mr. ALTMIRE, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said concurrent resolution was agreed to.

A motion to reconsider the vote whereby the rules were suspended and said concurrent resolution was agreed to was, by unanimous consent, laid on the table.

*Ordered*, That the Clerk request the concurrence of the Senate in said concurrent resolution.

#### ¶50.16 INTERNATIONAL GEOPHYSICAL YEAR

Mr. WILSON of Ohio, moved to suspend the rules and agree to the following concurrent resolution (H. Con. Res. 76):

Whereas the year 2007–2008 is the 50th anniversary of the International Geophysical Year (IGY) of 1957–1958;

Whereas the IGY initiated the Space Age with the successful launch of the first artificial satellites, Sputnik by the former Soviet Union, and Explorer I by the United States;

Whereas the interdisciplinary approach of IGY and the use of new space-based plat-

forms enabled fundamental changes in the conduct of research concerning the Earth and its surrounding space environment;

Whereas the interdisciplinary approach of IGY enabled coordinated, synchronous, global observations and measurements of the Earth, oceans, atmosphere, ice, and near-Earth space environment;

Whereas the IGY increased our understanding of the causes of magnetic storms, ionospheric disturbances, and the origins of cosmic rays;

Whereas the use of new space-based platforms enabled the discovery of the Van Allen radiation belts, which are trapped, charged particles in the Earth's upper atmosphere, showed that those particles form belts of energy around the Earth, and contributed to the understanding of the Northern Lights;

Whereas the IGY, involved thousands of scientists from 67 nations;

Whereas the IGY, which occurred during the height of Cold War tensions, facilitated international cooperation in science and helped lead to the Antarctic Treaty, which established the use of Antarctica for peaceful purposes and promoted continued, cooperative scientific investigations on the continent;

Whereas the IGY led to the creation of institutional structures that continue to promote and enable the international exchange of scientific research related to the Earth and space, including the International Council on Science's Committee on Space Research (COSPAR), Scientific Committee on Antarctic Research (SCAR), and Scientific Committee on Oceanic Research (SCOR); and

Whereas this 50th anniversary celebration offers as an opportunity to inspire our public and youth to build on the legacy of success of the IGY, recognizing that a coordinated, international approach to interdisciplinary scientific challenges such as climate change, high energy physics, and space exploration contributes to the advancement of knowledge and sustains the cooperative spirit and goodwill among nations set forth in the IGY: Now, therefore, be it

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

(1) honors the 50th anniversary of the International Geophysical Year (IGY) and its contributions to the scientific investigations of the Earth and outer space; and

(2) encourages the public, and especially American youth, to attend IGY celebrations and seminars, such as those being planned at locations around the United States by the National Academy of Sciences and other organizations, and participate in discussions about the future of space science and Earth science.

The SPEAKER pro tempore, Mr. ALTMIRE, recognized Mr. WILSON of Ohio, and Mr. SMITH of Nebraska, each for 20 minutes.

After debate,

The question being put, *viva voce*,

Will the House suspend the rules and agree to said concurrent resolution?

The SPEAKER pro tempore, Mr. ALTMIRE, announced that two-thirds of the Members present had voted in the affirmative.

Mr. WILSON of Ohio, demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Mr. ALTMIRE, pursuant to clause 8, rule XX, announced that further proceedings on the question were postponed until Tuesday, April 17, 2007.

¶50.17 SENATE BILLS REFERRED

Bills of the Senate of the following titles were taken from the Speaker's table and, under the rule, referred as follows:

S. 30. An Act to intensify research to derive human pluripotent stem cell lines; to the Committee on Energy and Commerce.

S. 229. An Act to redesignate a Federal building in Albuquerque, New Mexico, as the "Raymond G. Murphy Department of Veterans Affairs Medical Center"; to the Committee on Veterans' Affairs.

S. 801. An Act to designate a United States courthouse located in Fresno, California, as the "Robert E. Coyle United States Courthouse"; to the Committee on Transportation and Infrastructure.

S. 1104. An Act to increase the number of Iraqi and Afghani translators and interpreters who may be admitted to the United States as special immigrants; to the Committee on the Judiciary.

¶50.18 LEAVE OF ABSENCE

By unanimous consent, leave of absence was granted to Ms. MILLENDER-MCDONALD, for today through May 25, 2007.

And then,

¶50.19 ADJOURNMENT

On motion of Ms. FOXX, at 4 o'clock and 1 minute p.m., the House adjourned.

¶50.20 REPORTS OF COMMITTEES ON PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XIII, reports of committees were delivered to the Clerk for printing and reference to the proper calendar, as follows:

Mr. RANGEL: Committee on Ways and Means H.R. 1677. A bill to amend the Internal Revenue Code of 1986 to enhance taxpayer protections and outreach, with an amendment (Rept. 110-84). Referred to the Committee of the Whole House on the state of the Union.

Mr. GORDON of Tennessee: Committee on Science and Technology. H.R. 362. A bill to authorize science scholarships for educating mathematics and science teachers, and for other purposes, with an amendment (Rept. 110-85). Referred to the Committee of the Whole House on the state of the Union.

Mr. FRANK: Committee on Financial Services. H.R. 1515. A bill to amend the Housing and Community Development Act of 1974 to treat certain communities as metropolitan cities for purposes of the community development block grant program (Rept. 110-86). Referred to the Committee of the Whole House on the state of the Union.

Mr. LANTOS: Committee on Foreign Affairs. H.R. 1681. A bill to amend Congressional Charter of The American National Red Cross to modernize its governance structure, to enhance the ability of the board of governors of The American National Red Cross to support the critical mission of The American National Red Cross in the 21st century, and for other purposes, with an amendment (Rept. 110-87). Referred to the Committee of the Whole House on the state of the Union.

Mr. FRANK: Committee on Financial Services. H.R. 1257. A bill to amend the Securities Exchange Act of 1934 to provide shareholders with an advisory vote on executive compensation, with an amendment (Rept. 110-88). Referred to the Committee of the Whole House on the state of the Union.

¶50.21 PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XII, public bills and resolutions were introduced and severally referred, as follows:

By Mr. CULBERSON (for himself, Mr. BARTLETT of Maryland, Mr. GARRETT of New Jersey, Mr. HOEKSTRA, and Mr. PAUL):

H.R. 1857. A bill to restore State sovereignty over public elementary and secondary education; to the Committee on Education and Labor.

By Mr. GOHMERT (for himself, Mr. CULBERSON, and Mr. REGULA):

H.R. 1858. A bill to provide for the retrocession of the District of Columbia to the State of Maryland, and for other purposes; to the Committee on the Judiciary, and in addition to the Committee on Oversight and Government Reform, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mrs. MCCARTHY of New York:

H.R. 1859. A bill to reinstate the prohibition on the possession or transfer of large capacity ammunition feeding devices, and to strengthen that prohibition; to the Committee on the Judiciary.

By Mrs. MCCARTHY of New York:

H.R. 1860. A bill to amend the Internal Revenue Code of 1986 to provide a 100 percent deduction for expenses related to identity theft; to the Committee on Ways and Means.

By Ms. MCCOLLUM of Minnesota:

H.R. 1861. A bill to urge the Government of the Republic of Armenia to resolve the murder case of Joshua Haglund, a United States citizen, in Yerevan, Armenia, and to fund scholarships at the University of Minnesota in the memory of Joshua Haglund for study abroad and diversity training; to the Committee on Foreign Affairs, and in addition to the Committee on Education and Labor, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Ms. LORETTA SANCHEZ of California:

H.R. 1862. A bill to amend the Internal Revenue Code of 1986 to encourage new school construction through the creation of a new class of bond; to the Committee on Ways and Means.

By Mr. RANGEL:

H. Con. Res. 111. Concurrent resolution expressing the sense of Congress that Lionel Hampton should be honored for his contributions to American music; to the Committee on Education and Labor.

By Mr. LARSON of Connecticut:

H. Res. 296. A resolution supporting the goals and ideals of National Eosinophil Awareness Week, and for other purposes; to the Committee on Energy and Commerce.

By Mr. RANGEL:

H. Res. 297. A resolution expressing the sense of the House of Representatives that A. Philip Randolph should be recognized for his lifelong leadership and work end discrimination and secure equal employment and labor opportunities for all Americans; to the Committee on the Judiciary, and in addition to the Committee on Education and Labor, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. STEARNS (for himself, Ms. WASSERMAN SCHULTZ, Mr. BUCHANAN, Mr. MARIO DIAZ-BALART of Florida, Mr. LINCOLN DIAZ-BALART of Florida, Mr. MILLER of Florida, Mr. KELLER, Ms. ROS-LEHTINEN, Mr. BILLIRAKIS, Mr. MACK, Mr. YOUNG of Florida, Ms. CORRINE BROWN of Florida, Mr.

MAHONEY of Florida, Mr. PUTNAM, Ms. GINNY BROWN-WAITE of Florida, Mr. CRENSHAW, Mr. BOYD of Florida, Mr. WEXLER, Ms. CASTOR, Mr. FEENEY, Mr. MEEK of Florida, Mr. MICA, Mr. KLEIN of Florida, Mr. WELDON of Florida, and Mr. HASTINGS of Florida):

H. Res. 298. A resolution to commend the University of Florida Gators for their historic win in the 2007 National Collegiate Athletic Association Division I Men's Basketball Tournament; to the Committee on Education and Labor.

¶50.22 ADDITIONAL SPONSORS

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

H.R. 18: Mr. HARE.

H.R. 39: Ms. WATERS, Ms. ROYBAL-ALLARD, and Mr. DOYLE.

H.R. 74: Mr. WYNN and Mr. BOSWELL.

H.R. 82: Mr. WEINER.

H.R. 89: Mr. HAYES, Mr. ROSS, Mr. FILNER, and Mr. MARSHALL.

H.R. 96: Mr. SHERMAN.

H.R. 111: Mr. COBLE, Mr. FILNER, Mr. SIRES, Mr. MEEK of Florida, Mr. JACKSON of Illinois, Mr. BARRETT of South Carolina, Mr. WEXLER, Ms. WATSON, Mr. PERLMUTTER, Mr. COSTA, Mr. BOUSTANY, Mr. SHULER, Mr. PATRICK MURPHY of Pennsylvania, Mr. CARNEY, Mr. LEVIN, Mr. YARMUTH, Mr. WEINER, and Ms. LEE.

H.R. 145: Mr. GORDON.

H.R. 156: Ms. HOOLEY.

H.R. 171: Mr. WAXMAN and Mr. ETHERIDGE.

H.R. 176: Ms. CLARKE and Mr. FATTAH.

H.R. 197: Mr. WU, Mr. WALDEN of Oregon, Mr. RODRIGUEZ, and Mrs. CAPPS.

H.R. 211: Ms. MATSUI, Ms. SHEA-PORTER, Mr. HIGGINS, Mr. ISRAEL, and Mr. MORAN of Virginia.

H.R. 260: Mrs. CAPPS.

H.R. 297: Mr. SHERMAN.

H.R. 303: Mr. RAHALL, Mr. PASCRELL, Mrs. CUBIN, and Mr. ROSS.

H.R. 322: Mr. PICKERING.

H.R. 358: Mr. GINGREY, Mr. MURPHY of Connecticut, and Mr. COURTNEY.

H.R. 362: Ms. HERSETH SANDLIN, Ms. EDDIE BERNICE JOHNSON of Texas, Ms. WOOLSEY, Mr. UDALL of Colorado, Mr. BARTLETT of Maryland, Mr. SHAYS, and Mr. CHANDLER.

H.R. 442: Mr. BOOZMAN, Mr. ROSS, and Mr. SNYDER.

H.R. 473: Mr. MANZULLO.

H.R. 522: Mr. GUTIERREZ, Mr. FATTAH, Ms. CASTOR, and Mr. RANGEL.

H.R. 526: Mr. CARNEY.

H.R. 563: Ms. FALLIN.

H.R. 579: Mr. TIM MURPHY of Pennsylvania, Mr. HODES, Mr. HIGGINS, Mrs. MCMORRIS RODGERS, Mr. HILL, Mr. KAGEN, Mr. RODRIGUEZ, Mr. ELLSWORTH, Mr. PATRICK MURPHY of Pennsylvania, Mr. ADERHOLT, and Mr. BUTTERFIELD.

H.R. 621: Mr. KUHLMANN of New York and Mr. ADERHOLT.

H.R. 661: Ms. ESHOO, Mr. MARKEY, Mr. PRICE of North Carolina, and Ms. MOORE of Wisconsin.

H.R. 664: Mr. GARY G. MILLER of California.

H.R. 694: Ms. CORRINE BROWN of Florida, Mr. ROSS, and Mr. MEEKS of New York.

H.R. 699: Mr. CALVERT, Mr. GRAVES, Mr. TIBERI, and Mr. LINCOLN DAVIS of Tennessee.

H.R. 717: Mr. BLUMENAUER.

H.R. 725: Ms. FOXX.

H.R. 728: Mr. BOYD of Florida, Mr. KING of New York, Mr. MURTHA, Mr. WEINER, Mr. WU, Mr. BOOZMAN, Mr. ABERCROMBIE, Ms. BERKLEY, Mr. RAHALL, and Ms. CLARKE.

H.R. 768: Mr. DEAL of Georgia.

H.R. 776: Mr. PLATTS.

H.R. 782: Ms. CORRINE BROWN of Florida, Mr. HIGGINS, Mr. GRIJALVA, Mr. ISSA, Mr.

BROWN of South Carolina, Mr. DONNELLY, Mr. MCCAUL of Texas, Mr. CLAY, Mr. BONNER, Mr. DINGELL, Mr. WAMP, Mr. GOHMERT, Mr. PITTS, Mr. AL GREEN of Texas, Mr. BUTTERFIELD, Mr. KUCINICH, Mr. GEORGE MILLER of California, Mr. BOSWELL, and Mr. EDWARDS.

H.R. 783: Mr. UDALL of Colorado.

H.R. 840: Ms. WATSON, Mrs. MALONEY of New York, and Mr. SERRANO.

H.R. 853: Mr. TOWNS and Mr. MORAN of Virginia.

H.R. 861: Mr. CULBERSON, Mr. SAM JOHNSON of Texas, and Mr. BISHOP of Georgia.

H.R. 891: Ms. DELAULO, Mr. SERRANO, Mr. PALLONE, Mr. GONZALEZ, Mr. CLEAVER, Mr. EHLERS, and Mr. EMANUEL.

H.R. 899: Mr. THOMPSON of Mississippi.

H.R. 938: Mr. GOHMERT.

H.R. 943: Ms. MATSUI, Mr. LANTOS, Mrs. MYRICK, Mr. BRALEY of Iowa, Mr. POMEROY, Mr. MARSHALL, Mr. YARMUTH, Mr. ANDREWS, Mrs. LOWEY, Mr. ACKERMAN, Mr. OLVER, Mr. LOEBSACK, and Mr. DAVIS of Kentucky.

H.R. 951: Mr. MARSHALL.

H.R. 964: Mr. MCCAUL of Texas, Mr. MCCOTTER, and Mr. FARR.

H.R. 971: Mr. TIAHRT, Mr. GILCREST, Mr. HINCHEY, Mr. FORTENBERRY, Mrs. CUBIN, Mr. LARSEN of Washington, Mr. SNYDER, and Ms. BALDWIN.

H.R. 998: Mr. WYNN.

H.R. 1014: Mr. MARKEY, Mr. SULLIVAN, Ms. MOORE of Wisconsin, Mr. MOORE of Kansas, Mr. ARCURI, and Mr. STUPAK.

H.R. 1022: Mr. ABERCROMBIE, Mr. FARR, and Mr. WAXMAN.

H.R. 1023: Mr. BRALEY of Iowa, Mr. JINDAL, Mr. ALTMIRE, and Mr. FILNER.

H.R. 1029: Mr. WAMP, Mr. EHLERS, Mr. GILLMOR, and Mr. ALLEN.

H.R. 1071: Mr. PALLONE.

H.R. 1076: Mr. ENGLISH of Pennsylvania, Mr. ETHERIDGE, Mr. OBERSTAR, and Mr. ROTHMAN.

H.R. 1084: Mr. DAVIS of Kentucky and Mr. PATRICK MURPHY of Pennsylvania.

H.R. 1088: Mr. OBERSTAR.

H.R. 1108: Ms. HERSETH SANDLIN, Ms. CARSON, Mr. LAMPSON, Ms. SHEA-PORTER, Mr. MITCHELL, Mr. DEFAZIO, Mr. JOHNSON of Georgia, and Mr. COSTELLO.

H.R. 1110: Mr. KINGSTON, Ms. MCCOLLUM of Minnesota, Mr. DAVIS of Kentucky, Mr. WALBERG, Mr. JOHNSON of Georgia, Mr. ABERCROMBIE, Ms. MOORE of Wisconsin, Mrs. CAPITO, Mr. HERGER, Mr. MCCOTTER, Mr. WEINER, Mr. EDWARDS, Mr. COOPER, Mr. BOOZMAN, Ms. VELÁZQUEZ, Mr. RUSH, Mr. MELANCON, Mr. CLEAVER, Mr. RUPPERSBERGER, Mr. JOHNSON of Illinois, Mr. TERRY, Mr. BURTON of Indiana, Mr. DEFAZIO, Mr. PRICE of North Carolina, and Ms. ESHOO.

H.R. 1125: Ms. FOX, Mr. CALVERT, and Mr. FEENEY.

H.R. 1134: Mr. PITTS, Mr. BISHOP of Georgia, Mr. RAHALL, and Mr. JINDAL.

H.R. 1137: Ms. JACKSON-LEE of Texas and Ms. CARSON.

H.R. 1153: Mr. COLE of Oklahoma.

H.R. 1164: Mr. PAYNE.

H.R. 1170: Mr. FRANK of Massachusetts.

H.R. 1191: Mr. PASTOR.

H.R. 1192: Ms. SCHAKOWSKY, Mr. GOODE, Mr. PRICE of North Carolina, Mrs. MALONEY of New York, Mr. WEXLER, Mr. HARE, Mr. PLATTS, Mr. GORDON, and Ms. ESHOO.

H.R. 1199: Mr. WAMP, Mr. ABERCROMBIE, Ms. JACKSON-LEE of Texas, and Mr. HINOJOSA.

H.R. 1224: Mr. FILNER, Ms. JACKSON-LEE of Texas, Ms. NORTON, Ms. ZOE LOFGREN of California, Mr. ROTHMAN, and Mr. GORDON.

H.R. 1225: Mr. CARNAHAN, Mr. GEORGE MILLER of California, Mr. FILNER, Ms. ZOE LOFGREN of California, Mrs. DAVIS of California, Mr. ALLEN, Mr. COHEN, Mr. WAXMAN, Mr. ELLISON, and Mr. DEFAZIO.

H.R. 1236: Mr. KILDEE, Mr. GONZALEZ, Ms. SCHAKOWSKY, Mr. AL GREEN of Texas, Ms. BEAN, Mr. LOEBSACK, Mr. CONYERS, Ms.

MOORE of Wisconsin, Mr. DINGELL, Ms. SUTTON, Mr. SCOTT of Virginia, Ms. SHEA-PORTER, Ms. ROS-LEHTINEN, Mr. CUMMINGS, Mr. DELAHUNT, Mr. OBERSTAR, Mr. JEFFERSON, Mr. GUTIERREZ, Mr. LEWIS of Georgia, Mr. STARK, Mr. UDALL of Colorado, Ms. HARMAN, and Ms. KILPATRICK.

H.R. 1237: Mr. BURTON of Indiana and Mr. SHUSTER.

H.R. 1240: Mr. PATRICK MURPHY of Pennsylvania.

H.R. 1246: Mr. SIRES and Ms. CLARKE.

H.R. 1260: Mrs. BLACKBURN and Mr. COOPER.

H.R. 1261: Mr. BURGESS and Mr. TIAHRT.

H.R. 1279: Mr. LATHAM, Mr. ROTHMAN, and Mr. BRALEY of Iowa.

H.R. 1280: Mr. ROTHMAN, Ms. MCCOLLUM of Minnesota, Ms. ESHOO, Mr. INSLEE, Mr. COHEN, Mr. EMANUEL, Mr. PALLONE, Mr. FARR, and Ms. SHEA-PORTER.

H.R. 1281: Mr. WYNN.

H.R. 1283: Mr. ADERHOLT, Mr. ETHERIDGE, Mr. EVERETT, Mr. ISSA, Mr. JINDAL, Mr. KLEIN of Florida, Ms. ZOE LOFGREN of California, Mr. LYNCH, Ms. MOORE of Wisconsin, Mr. MORAN of Virginia, and Mr. NEAL of Massachusetts.

H.R. 1286: Mr. BISHOP of New York and Mr. EHLERS.

H.R. 1300: Mr. COURTNEY and Mr. HILL.

H.R. 1307: Mr. GINGREY.

H.R. 1330: Ms. SUTTON, Mr. BRADY of Pennsylvania, Mr. DOYLE, and Mr. MEEKS of New York.

H.R. 1332: Ms. LINDA T. SÁNCHEZ of California.

H.R. 1344: Mr. LEWIS of Kentucky, Ms. SUTTON, Ms. BALDWIN, Mr. THOMPSON of Mississippi, Mr. KAGEN, Mr. JACKSON of Illinois, Ms. KAPTUR, and Mr. JOHNSON of Georgia.

H.R. 1350: Ms. MOORE of Wisconsin.

H.R. 1354: Mr. SARBANES.

H.R. 1355: Mrs. DRAKE and Mr. FORBES.

H.R. 1380: Ms. HIRONO, Mr. FILNER, and Mr. FARR.

H.R. 1390: Mr. BROWN of South Carolina and Mr. INGLIS of South Carolina.

H.R. 1391: Mr. CONYERS, Ms. SCHAKOWSKY, Mr. NADLER, Ms. SUTTON, Mr. FILNER, Mr. MCDERMOTT, and Mrs. CAPPS.

H.R. 1400: Mr. LATHAM, Ms. DEGETTE, Mr. FEENEY, Mr. NUNES, Mr. SAM JOHNSON of Texas, Mr. MELANCON, Mr. SHAYS, Mr. BACA, Ms. ZOE LOFGREN of California, Mr. MCHENRY, Mr. CHANDLER, Mr. NEUGEBAUER, Ms. GIFFORDS, Mr. ROGERS of Alabama, Mr. PATRICK MURPHY of PENNSYLVANIA, Mr. SULLIVAN, Mr. MEK of Florida, Mr. SIMPSON, Mr. THOMPSON of Mississippi, and Mr. BILIRAKIS.

H.R. 1414: Mr. GRIJALVA and Mr. ISRAEL.

H.R. 1415: Mrs. CAPPS, Ms. ZOE LOFGREN of California, Ms. NORTON, Mr. HONDA, and Mr. ARCURI.

H.R. 1416: Mrs. CAPPS, Mr. FATTAH, Ms. ZOE LOFGREN of California, Ms. NORTON, and Mr. ARCURI.

H.R. 1431: Mr. MCCOTTER.

H.R. 1434: Ms. SCHAKOWSKY, Mr. BLUMENAUER, Mrs. CAPPS, and Mr. PAYNE.

H.R. 1436: Mrs. JO ANN DAVIS of Virginia and Mr. GOODE.

H.R. 1439: Mrs. LOWEY, Ms. SUTTON, Mr. WEINER, Ms. MOORE of Wisconsin, and Mr. GINGREY.

H.R. 1440: Mr. WOLF, Mr. HINCHEY, Mr. BURTON of Indiana, Mr. REYES, and Mr. HINOJOSA.

H.R. 1453: Mr. INSLEE.

H.R. 1465: Mr. NADLER.

H.R. 1467: Mr. LANGEVIN.

H.R. 1469: Mr. FILNER, Ms. SCHAKOWSKY, Mr. ABERCROMBIE, Ms. JACKSON-LEE of Texas, Ms. SLAUGHTER, and Mr. RAHALL.

H.R. 1474: Mr. FRANK of Massachusetts, Mr. ETHERIDGE, Mr. BRALEY of Iowa, Mr. BARTLETT of Maryland, Mr. HAYES, Mr. GILCREST, Mr. JINDAL, Ms. MCCOLLUM of Minnesota, and Mr. BRADY of Pennsylvania.

H.R. 1479: Mr. ABERCROMBIE.

H.R. 1506: Mrs. LOWEY, Ms. SCHAKOWSKY, Mr. CROWLEY, Mr. MEEHAN, Mr. BAIRD, Ms. MOORE of Wisconsin, Ms. MCCOLLUM of Minnesota, Mr. EMANUEL, Mr. ELLISON, Mr. SIRES, Mr. FILNER, Mr. ABERCROMBIE, Mr. JOHNSON of Georgia, and Mr. FATTAH.

H.R. 1512: Ms. GIFFORDS, Mr. WEINER, Mrs. CHRISTENSEN, and Mr. UDALL of Colorado.

H.R. 1522: Mr. LOBIONDO, Ms. WASSERMAN SCHULTZ, Mr. HOLDEN, Mr. SOUDER, Ms. HIRONO, Mr. GENE GREEN of Texas, Mr. BROWN of South Carolina, Mr. EDWARDS, and Mr. EHLERS.

H.R. 1537: Ms. LEE, Ms. WATSON, Mr. ROHR-ABACHER, Mr. MILLER of Florida, Mr. HINCHEY, Mr. FARR, Mr. KILDEE, Ms. SLAUGHTER, Mr. MCHUGH, Ms. KAPTUR, Mr. CONYERS, Mr. LEWIS of Georgia, Ms. EDDIE BERNICE JOHNSON of Texas, Ms. WOOLSEY, Mr. BISHOP of Georgia, Mr. MCCOTTER, Mr. HUNTER, Mr. GEORGE MILLER of California, Mr. UDALL of Colorado, Mr. PALLONE, Mr. RUPPERSBERGER, Mr. GRIJALVA, Mr. BARTLETT of Maryland, Mr. RYAN of Ohio, Mr. BILBRAY, Ms. SCHAKOWSKY, Mr. REYES, Mrs. LOWEY, Mr. KUHL of New York, Mr. BACA, Ms. CORRINE BROWN of Florida, Ms. BALDWIN, Mr. HARE, Mr. TANCREDO, and Mr. LANTOS.

H.R. 1554: Mr. LATHAM and Mr. LOEBSACK.

H.R. 1560: Mr. MORAN of Virginia.

H.R. 1565: Mr. VAN HOLLEN.

H.R. 1566: Mrs. LOWEY.

H.R. 1568: Mr. MCCOTTER.

H.R. 1582: Mr. COHEN.

H.R. 1589: Mrs. JO ANN DAVIS of Virginia, Mrs. DRAKE, Mr. ALLEN, Mr. GOODE, Ms. GINNY BROWN-WAITE of Florida, and Mr. MARSHALL.

H.R. 1590: Mr. PATRICK MURPHY of Pennsylvania and Mr. LARSEN of Washington.

H.R. 1593: Mr. CLAY, Mr. COHEN, Mr. ELLISON, Mr. GUTIERREZ, Ms. EDDIE BERNICE JOHNSON of Texas, Mrs. MYRICK, Mr. RAMSTAD, Mr. PAYNE, Mr. PENCE, Mr. SHIMKUS, Mr. STARK, Mr. THOMPSON of Mississippi, Mrs. SCHMIDT, Mr. DELAHUNT, Ms. MOORE of Wisconsin, Mr. VAN HOLLEN, Ms. CORRINE BROWN of Florida, Mr. FRANKS of Arizona, Mr. NADLER, Mr. BOUCHER, Mr. BERMAN, Ms. LEE, Ms. LORETTA SANCHEZ of California, Mr. EHLERS, Mr. JEFFERSON, Mr. MOORE of Kansas, Mr. REYES, Ms. DEGETTE, Mr. RUPPERSBERGER, Mr. MCDERMOTT, Mr. ROGERS of Alabama, Mr. BOSWELL, Mr. McNULTY, Mr. PASTOR, Mr. TOWNS, Ms. CARSON, Mr. SHAYS, Ms. MCCOLLUM of Minnesota, Mr. RANGEL, Mr. MEEKS of New York, Mr. JONES of North Carolina, Mr. LEWIS of Georgia, Mr. LANGEVIN, Ms. NORTON, Mr. MORAN of Virginia, Mr. KENNEDY, Mr. FRANK of Massachusetts, Mr. GRIJALVA, Ms. BERKLEY, Mr. PITTS, Mr. GERLACH, Mr. PRICE of North Carolina, Mr. CARNAHAN, Mr. TOM DAVIS of Virginia, and Mr. HASTINGS of Florida.

H.R. 1636: Mr. MURPHY of Connecticut.

H.R. 1653: Mr. ABERCROMBIE, Mr. LEVIN, Ms. HIRONO, Mr. PATRICK MURPHY of Pennsylvania, Mr. COHEN, Mr. PRICE of North Carolina, Ms. HARMAN, Mr. LARSEN of Washington, Mr. FRANK of Massachusetts, and Ms. SOLIS.

H.R. 1671: Mr. MELANCON and Mr. JOHNSON of Georgia.

H.R. 1678: Mr. MCNERNEY, Ms. ZOE LOFGREN of California, Mr. WALZ of Minnesota, Ms. JACKSON-LEE of Texas, and Mr. WAXMAN.

H.R. 1681: Mr. MCHUGH.

H.R. 1687: Mr. WU, Mr. HOLT, Mr. MORAN of Virginia, Mr. ANDREWS, and Mr. HINOJOSA.

H.R. 1731: Mr. WALDEN of Oregon, Mr. RENZI, Mr. MCCOTTER, Mr. DAVID DAVIS of Tennessee, Mr. EHLERS, Mr. UDALL of Colorado, Mr. WAXMAN, Mrs. NAPOLITANO, Mr. SNYDER, Mr. RAMSTAD, Mr. DEFAZIO, Mrs. CAPITO, Mr. THOMPSON of California, Mr. SHAYS, Mr. BROWN of South Carolina, Mr. MOORE of Kansas, Ms. MCCOLLUM of Minnesota, Mr. ABERCROMBIE, Mr. KILDEE, Mr.



TUESDAY, APRIL 17, 2007 (51)

ROTHMAN, Ms. SHEA-PORTER, Mr. COSTA, Mr. REICHERT, Mr. WYNN, and Ms. SCHAKOWSKY.

H.R. 1732: Ms. FOXX and Mr. BARTON of Texas.

H.R. 1738: Mr. KENNEDY.

H.R. 1742: Mr. HIGGINS, Mr. BISHOP of Georgia, Ms. SCHAKOWSKY, Mrs. MCCARTHY of New York, Mr. MILLER of North Carolina, Mr. MOORE of Kansas, and Mr. EMANUEL.

H.R. 1756: Mr. GARRETT of New Jersey, Mrs. CAPITO, Mr. MOLLOHAN, Mr. SAXTON, Mr. SOUDER, Mr. RYAN of Ohio, Mr. PLATTS, and Mr. WOLF.

H.R. 1760: Mr. KAGEN.

H.R. 1791: Mr. WAMP and Mr. FRANKS of Arizona.

H.R. 1810: Mr. CANTOR, Mr. EMANUEL, and Mr. MEEK of Florida.

H.R. 1823: Mr. LARSON of Connecticut.

H.R. 1833: Mrs. MUSGRAVE.

H.J. Res. 12: Mr. LINDER, Mr. LOBIONDO, Mr. BOYD of Florida, Mr. HAYES, Mr. GOODE, and Mr. BROWN of South Carolina.

H. Con. Res. 28: Mr. KING of New York.

H. Con. Res. 39: Mr. HINCHEY, Ms. HIRONO, Mr. INSLER, Mr. McDERMOTT, Ms. MILLENDER-MCDONALD, Mr. GEORGE MILLER of California, Ms. SCHAKOWSKY, Mr. SHAYS, and Mr. HARE.

H. Con. Res. 48: Mrs. MCCARTHY of New York, Mr. CLEAVER, Mr. HAYES, Mrs. CHRISTENSEN, Mr. BURGESS, Mr. SHAYS, and Mr. RYAN of Ohio.

H. Con. Res. 71: Mrs. CAPPS, Mr. RAHALL, Ms. DEGETTE, Ms. DELAURIO, and Ms. ROSLEHTINEN.

H. Con. Res. 72: Mr. GUTIERREZ, Mr. BISHOP of New York, Ms. SOLIS, and Mr. LANTOS.

H. Con. Res. 73: Mr. ANDREWS.

H. Con. Res. 75: Mr. STARK, Ms. MOORE of Wisconsin, Ms. CLARKE, and Mr. WAXMAN.

H. Con. Res. 92: Mr. HIGGINS, Mr. PATRICK MURPHY of Pennsylvania, and Mr. KIND.

H. Con. Res. 102: Mr. MANZULLO and Ms. CLARKE.

H. Con. Res. 108: Mr. NADLER, Mr. FERGUSON, and Mr. HARE.

H. Res. 106: Mr. SALAZAR, Mr. HUNTER, Mr. REICHERT, and Ms. CLARKE.

H. Res. 111: Mr. McNULTY, Mr. OBERSTAR, Mr. TANCREDO, and Mr. YARMUTH.

H. Res. 137: Mr. LANTOS, Mr. SHERMAN, Mr. DELAHUNT, Ms. LINDA T. SANCHEZ of California, Ms. JACKSON-LEE of Texas, Mr. KLEIN of Florida, Mr. VAN HOLLEN, and Mr. MCCOTTER.

H. Res. 146: Mr. HARE, Mr. JEFFERSON, Mr. HINOJOSA, Mr. HASTINGS of Florida, Mr. ABERCROMBIE, Mr. BUTTERFIELD, Mr. PAYNE, and Mr. WAXMAN.

H. Res. 154: Mr. KUHLMAN of New York and Mr. GRIJALVA.

H. Res. 179: Mr. FORBES, Mr. AKIN, Mr. SALAZAR, Ms. GIFFORDS, Mr. SCHIFF, and Mr. WOLF.

H. Res. 185: Mr. WAXMAN.

H. Res. 189: Mr. WOLF, Mr. ROSS, and Mr. MEEKS of New York.

H. Res. 194: Mr. SCOTT of Virginia and Mr. VAN HOLLEN.

H. Res. 231: Mr. TIAHRT.

H. Res. 263: Mr. SCHIFF.

H. Res. 264: Mr. WILSON of Ohio, Mr. McNULTY, and Mr. PAYNE.

H. Res. 272: Mr. CONYERS, Ms. JACKSON-LEE of Texas, Ms. CORRINE BROWN of Florida, Mr. AL GREEN of Texas, Mr. COHEN, Ms. WATSON, Mr. CUMMINGS, Mr. SCOTT of Virginia, Mr. DELAHUNT, Mr. MEEKS of New York, Ms. MCCOLLUM of Minnesota, and Mr. WEXLER.

H. Res. 273: Mr. WILSON of Ohio, Mr. LAMBORN, and Mr. CUMMINGS.

H. Res. 289: Mr. POE, Mrs. MALONEY of New York, Mr. BOUCHER, Mr. NADLER, Mr. COSTA, Ms. MATSUI, Mr. MOORE of Kansas, Ms. ZOE LOFGREN of California, and Mr. GRIJALVA.

H. Res. 292: Mr. REGULA.

H. Res. 295: Mr. SESSIONS, Mr. TIAHRT, Mrs. MYRICK, Mrs. MCCARTHY of New York, and Mr. GARRETT of New Jersey.

51.1 APPOINTMENT OF SPEAKER PRO TEMPORE

The House was called to order at 10:30 a.m. by the SPEAKER pro tempore, Mr. HOLDEN, who laid before the House the following communication:

WASHINGTON, DC, April 17, 2007.

I hereby appoint the Honorable TIM HOLDEN to act as Speaker pro tempore on this day.

NANCY PELOSI,

*Speaker of the House of Representatives.*

Whereupon, pursuant to the order of the House of January 4, 2007, Members were recognized for morning-hour debate.

51.2 RECESS—10:35 A.M.

The SPEAKER pro tempore, Mr. HOLDEN, pursuant to clause 12(a) of rule I, declared the House in recess at 10 o'clock and 35 minutes a.m., until noon.

51.3 AFTER RECESS—NOON

The SPEAKER called the House to order.

51.4 APPROVAL OF THE JOURNAL

The SPEAKER announced she had examined and approved the Journal of the proceedings of Monday, April 16, 2007.

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

51.5 COMMUNICATIONS

Executive and other communications, pursuant to clause 8, rule XII, were referred as follows:

1076. A letter from the Secretary, Department of the Treasury, transmitting a 6-month periodic report on the national emergency with respect to persons who commit, threaten to commit, or support terrorism that was declared in Executive Order 13224 of September 23, 2001, pursuant to 50 U.S.C. 1641(c); to the Committee on Foreign Affairs.

1077. A letter from the Secretary, Department of the Treasury, transmitting the semiannual report detailing payments made to Cuba as a result of the provision of telecommunications services pursuant to Department of the Treasury specific licenses, pursuant to 22 U.S.C. 6032; to the Committee on Foreign Affairs.

1078. A letter from the Assistant Legal Adviser for Treaty Affairs, Department of State, transmitting copies of international agreements, other than treaties, entered into by the United States, pursuant to 1 U.S.C. 112b; to the Committee on Foreign Affairs.

1079. A letter from the Assistant Legal Adviser for Treaty Affairs, Department of State, transmitting copies of international agreements, other than treaties, entered into by the United States, pursuant to 1 U.S.C. 112b; to the Committee on Foreign Affairs.

1080. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting a report entitled "Supporting Democracy and Human Rights: The U.S. Record 2006-2007," pursuant to Public Law 107-228, section 665; to the Committee on Foreign Affairs.

1081. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting pursuant to section 36(c) of the Arms Export Control Act, certification regarding the proposed license for the export of defense articles and services to the Government of Russia (Transmittal No. DDTC 036-07); to the Committee on Foreign Affairs.

1082. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting pursuant to section 36(c) of the Arms Export Control Act, certification regarding the proposed license for the export of defense articles and services to the Government of Vietnam (Transmittal No. DDTC 016-07); to the Committee on Foreign Affairs.

1083. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting pursuant to section 36(c) of the Arms Export Control Act, certification regarding the proposed license for the export of defense articles and services to the Government of Japan (Transmittal No. DDTC 037-07); to the Committee on Foreign Affairs.

1084. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting pursuant to section 36(c) of the Arms Export Control Act, certification regarding the proposed license for the export of defense articles and services to the Governments of Russia, Ukraine, and Norway (Transmittal No. DDTC 035-07); to the Committee on Foreign Affairs.

1085. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting a report mandated in the Participation of Taiwan in the World Health Organization Act, 2004 (Pub. L. 108-235), Section 1(c); to the Committee on Foreign Affairs.

1086. A letter from the Deputy CHCO/Director, OHCM, Department of Energy, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Oversight and Government Reform.

1087. A letter from the Deputy CHCO/Director, OHCM, Department of Energy, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Oversight and Government Reform.

1088. A letter from the Deputy CHCO/Director, OHCM, Department of Energy, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Oversight and Government Reform.

1089. A letter from the Deputy CHCO/Director, OHCM, Department of Energy, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Oversight and Government Reform.

1090. A letter from the Deputy CHCO/Director, HCM, Department of Energy, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Oversight and Government Reform.

1091. A letter from the Deputy CHCO/Director, HCM, Department of Energy, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Oversight and Government Reform.

1092. A letter from the Secretary, Department of Energy, transmitting the Department's determination and findings of the site at Yucca Mountain for the development of a geologic repository for spent nuclear fuel and high level radioactive waste, pursuant to 41 U.S.C. 253(c)(7); to the Committee on Oversight and Government Reform.

1093. A letter from the Director, Office of Civil Rights and Diversity, Department of Energy, transmitting the Department's annual report for Fiscal Year 2006, Fiscal Year 2005, and Fiscal Years 1999-2004 prepared in accordance with Section 203 of the Notification and Federal Employee Antidiscrimination and Retaliation Act of 2002 (No FEAR Act), Public Law 107-174; to the Committee on Oversight and Government Reform.

1094. A letter from the Assistant Administrator, OARM, Environmental Protection Agency, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Oversight and Government Reform.

1095. A letter from the Board Members, Railroad Retirement Board, transmitting the Board's annual report for FY 2006 prepared in accordance with Section 203 of the

Notification and Federal Employee Anti-discrimination and Retaliation Act of 2002 (No FEAR Act), Public Law 107-174; to the Committee on Oversight and Government Reform.

1096. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; McDonnell Douglas MD-11 and -11F Airplanes [Docket No. FAA-2006-25089; Directorate Identifier 2006-NM-091-AD; Amendment 39-14873; AD 2007-01-02] (RIN: 2120-AA64) received March 15, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1097. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Airbus Model A300 B2 and B4 Series Airplanes [Docket No. FAA-2006-25670; Directorate Identifier 2006-NM-027-AD; Amendment 39-14868; AD 2006-26-10] (RIN: 2120-AA64) received March 15, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1098. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Stemme GmbH & Co. KG Model S10-VT Gliders [FAA-2006-26518; Directorate Identifier 2006-CE-84-AD; Amendment 39-14874; AD 2007-01-03] (RIN: 2120-AA64) received March 15, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1099. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Sikorsky Aircraft Corporation Model S-61L, N, R, and NM Helicopters [Docket No. FAA-2006-25824; Directorate Identifier 2004-SW-23-AD; Amendment 39-14876; AD 2007-01-05] (RIN: 2120-AA64) received March 15, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1100. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Boeing Model 707-100 Long Body, -100B Long Body, -100B Short Body, -E3F, -300, -300B, and -300C Series Airplanes; Model 727-100 and -200 Series Airplanes; Model 737-200, -200C, -300, -400, and -500 Series Airplanes; Model 747-100B, 747-200B, 747-200C, 747-200F, 747-300, 747-400, 747-400D, 747SR, and 747SP Series Airplanes; Model 757-200 and 757-200PF Series Airplanes; and Model 767-200 and -300 Series Airplanes; Equipped with Observer or Attendant Seats [Docket No. FAA-2006-24948; Directorate Identifier 2005-NM-030-AD; Amendment 39-14871; AD 2006-26-13] (RIN: 2120-AA64) received March 15, to the Committee on Transportation and Infrastructure.

1101. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; BAE Systems (Operations) Limited Model BAe 146 and Avro 146-RJ Airplanes [Docket No. FAA-2006-25851; Directorate Identifier 2006-NM-133-AD; Amendment 39-14872; AD 2007-01-01] (RIN: 2120-AA64) received March 15, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1102. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Raytheon Aircraft Company Model 390 Airplanes [Docket No. FAA-2006-25745; Directorate Identifier 2006-CE-47-AD; Amendment 39-14866; AD 2006-26-08] (RIN: 2120-AA64) received March 15, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1103. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Airworthiness

Directives; PZL-Bielsko Model SZD-50-3 "Puchacz" Gliders [Docket No. FAA-2006-25810; Directorate Identifier 2006-CE-49-AD; Amendment 39-14838; AD 2006-24-09] (RIN: 2120-AA64) received March 15, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1104. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Air Tractor, Inc. Models AT-501, AT-502, AT-502A, AT-502B, and AT-503A Airplanes [Docket No. FAA-2004-19961; Directorate Identifier 2004-CE-48-AD; Amendment 39-14839; AD 2006-24-10] (RIN: 2120-AA64) received March 15, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1105. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; International Aero Engines AG (IAE) V2522-A5, V2524-A5, V2527-A5, V2527E-A5, V2527M-A5, V2530-A5, and V2533-A5 Turbofan Engines. [Docket No. FAA-2006-26013; Directorate Identifier 2003-NE-21-AD; Amendment 39-14841; AD 2006-25-01] (RIN: 2120-AA64) received March 15, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1106. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Raytheon Aircraft Company Models 1900, 1900C, and 1900D Airplanes [Docket No. FAA-2006-26258; Directorate Identifier 2006-CE-67-AD; Amendment 39-14840; AD 2006-24-11] (RIN: 2120-AA64) received March 15, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1107. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Airbus Model A330, A340-200, and A340-300 Series Airplanes [Docket No. FAA-2006-25389; Directorate Identifier 2006-NM-059-AD; Amendment 39-14870; AD 2006-26-12] (RIN: 2120-AA64) received March 15, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1108. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Turbomeca Model Arrius 2B1, 2B1A, 2B2, Turbohaft Engines [Docket No. FAA-2006-26138; Directorate Identifier 2006-NE-38-AD; Amendment 39-14865; AD 2006-26-07] (RIN: 2120-AA64) received March 15, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1109. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Boeing Model 737-200, -300, -400, and -500 Series Airplanes [Docket No. FAA-2005-22629; Directorate Identifier 2005-NM-089-AD; Amendment 39-14867; AD 2006-26-09] (RIN: 2120-AA64) received March 15, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1110. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Raytheon Aircraft Company Models C90A, B200, B200C, B300, and B300C Airplanes [Docket No. FAA-2006-25157; Directorate Identifier 2006-CE-34-AD; Amendment 39-14814; AD 2006-23-02] (RIN: 2120-AA64) received March 15, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1111. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Bombardier Model DHC-8-400 Series Airplanes [Docket No. FAA-2006-25723; Directorate Identifier 2006-NM-007-AD;

Amendment 39-14858; AD 2006-25-17] (RIN: 2120-AA64) received March 15, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1112. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Bombardier Model CL-600-1A11 (CL-600), CL-600-2A12 (CL-601), and CL-600-2B16 (CL-601-3A and CL-601-3R) Airplanes [Docket No. FAA-2006-25645; Directorate Identifier 2005-NM-201-AD; Amendment 39-14857; AD 2006-25-16] (RIN: 2120-AA64) received March 15, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1113. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Boeing Model 777 Airplanes [Docket No. FAA-2006-23817; Directorate Identifier 2005-NM-176-AD; Amendment 39-14846; AD 2006-25-05] (RIN: 2120-AA64) received March 15, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1114. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Columbia Aircraft Manufacturing Models LC41-550FG and LC42-550FG Airplanes [Docket No. FAA-2006-26400; Directorate Identifier 2006-CE-71-AD; Amendment 39-14948; AD 2006-25-08] (RIN: 2120-AA64) received March 15, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1115. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Airbus Model A300 Airplanes [Docket No. FAA-2006-25423; Directorate Identifier 2006-NM-029-AD; Amendment 39-14845; AD 2006-25-04] (RIN: 2120-AA64) received March 15, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1116. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Agusta S.p.A. Model AB139 Helicopters [Docket No. FAA-2006-25703; Directorate Identifier 2006-SW-20-AD; Amendment 39-14747; AD 2006-17-51] (RIN: 2120-AA64) received March 15, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

#### ¶151.6 WILD SKY WILDERNESS

Mr. GRIJALVA moved to suspend the rules and pass the bill (H.R. 886) to enhance ecosystem protection and the range of outdoor opportunities protected by statute in the Skykomish River valley of the State of Washington by designating certain lower-elevation Federal lands as wilderness, and for other purposes.

The SPEAKER pro tempore, Mr. ROSS, recognized Mr. GRIJALVA and Mr. PEARCE, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and pass said bill?

The SPEAKER pro tempore, Mr. ROSS, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill was passed.

A motion to reconsider the vote whereby the rules were suspended and

said bill was passed was, by unanimous consent, laid on the table.

*Ordered*, That the Clerk request the concurrence of the Senate in said bill.

¶51.7 CELILO FALLS

Mr. GRIJALVA moved to suspend the rules and agree to the following resolution (H. Res. 217):

Whereas Celilo Falls, located near The Dalles, Oregon, was a great fishing and trading location for Indian tribes and has been called the "Wall Street of the West" by historians;

Whereas artifacts suggest tribes as far as Alaska, the Great Plains and the Southwest United States came to trade and fish at Celilo for over 10,000 years;

Whereas the Umatilla, Nez Perce, Yakama and Warm Springs tribes reserved their fishing rights at their usual and accustomed places, including Celilo, when they signed treaties with the United States;

Whereas on March 10, 1957, to provide hydroelectricity and irrigation, The Dalles Dam was constructed;

Whereas the completion of the dam inundated Celilo in six hours, quickly changing the way of life for tribes that fished at Celilo; and

Whereas tribes still live and fish along the river, exercising their treaty rights agreed with the Congress of the United States: Now, therefore, be it

*Resolved*, That the House of Representatives recognizes the 50th anniversary of the flooding of Celilo Falls and the change of life it imposed upon tribal peoples.

The SPEAKER pro tempore, Mr. ROSS, recognized Mr. GRIJALVA and Mr. PEARCE, each for 20 minutes.

After debate,  
The question being put, *viva voce*,  
Will the House suspend the rules and agree to said resolution?

The SPEAKER pro tempore, Mr. ROSS, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said resolution was agreed to.

A motion to reconsider the vote whereby the rules were suspended and said resolution was agreed to was, by unanimous consent, laid on the table.

¶51.8 RECLAMATION WASTEWATER AND GROUNDWATER

Mr. GRIJALVA moved to suspend the rules and pass the bill (H.R. 609) to amend the Reclamation Wastewater and Groundwater Study and Facilities Act to authorize the Secretary of the Interior to participate in the Central Texas Water Recycling and Reuse Project, and for other purposes.

The SPEAKER pro tempore, Mr. ROSS, recognized Mr. GRIJALVA and Mr. PEARCE, each for 20 minutes.

After debate,  
The question being put, *viva voce*,  
Will the House suspend the rules and pass said bill?

The SPEAKER pro tempore, Mr. ROSS, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill was passed was, by unanimous consent, laid on the table.

*Ordered*, That the Clerk request the concurrence of the Senate in said bill.

¶51.9 WATER RECLAMATION

Mr. GRIJALVA moved to suspend the rules and pass the bill (H.R. 786) to amend the Reclamation Wastewater and Groundwater Study and Facilities Act to authorize the Secretary of the Interior to participate in the Los Angeles County Water Supply Augmentation Demonstration Project, and for other purposes.

The SPEAKER pro tempore, Mr. ROSS, recognized Mr. GRIJALVA and Mr. PEARCE, each for 20 minutes.

After debate,  
The question being put, *viva voce*,  
Will the House suspend the rules and pass said bill?

The SPEAKER pro tempore, Mr. ROSS, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill was passed was, by unanimous consent, laid on the table.

*Ordered*, That the Clerk request the concurrence of the Senate in said bill.

¶51.10 NATIONAL PARK SYSTEM RESTORATION

Mr. GRIJALVA moved to suspend the rules and pass the bill (H.R. 309) to direct the Secretary of the Interior to establish a demonstration program to facilitate landscape restoration programs within certain units of the National Park System established by law to preserve and interpret resources associated with American history, and for other purposes; as amended.

The SPEAKER pro tempore, Mr. ROSS, recognized Mr. GRIJALVA and Mr. PEARCE, each for 20 minutes.

After debate,  
The question being put, *viva voce*,  
Will the House suspend the rules and pass said bill, as amended?

The SPEAKER pro tempore, Mr. ROSS, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill, as amended, was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill, as amended, was passed was, by unanimous consent, laid on the table.

*Ordered*, That the Clerk request the concurrence of the Senate in said bill.

¶51.11 SOUTHERN NEVADA READINESS CENTER

Mr. GRIJALVA moved to suspend the rules and pass the bill (H.R. 815) to provide for the conveyance of certain land

in Clark County, Nevada, for use by the Nevada National Guard.

The SPEAKER pro tempore, Mr. ROSS, recognized Mr. GRIJALVA and Mr. PEARCE, each for 20 minutes.

After debate,  
The question being put, *viva voce*,  
Will the House suspend the rules and pass said bill?

The SPEAKER pro tempore, Mr. ROSS, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill was passed was, by unanimous consent, laid on the table.

*Ordered*, That the Clerk request the concurrence of the Senate in said bill.

¶51.12 COPPER VALLEY NATIVE ALLOTMENT RESOLUTION

Mr. GRIJALVA moved to suspend the rules and pass the bill (H.R. 865) to grant rights-of-way for electric transmission lines over certain Native allotments in the State of Alaska; as amended.

The SPEAKER pro tempore, Mr. ROSS, recognized Mr. GRIJALVA and Mr. PEARCE, each for 20 minutes.

After debate,  
The question being put, *viva voce*,  
Will the House suspend the rules and pass said bill, as amended?

The SPEAKER pro tempore, Mr. ROSS, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill, as amended, was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill, as amended, was passed was, by unanimous consent, laid on the table.

*Ordered*, That the Clerk request the concurrence of the Senate in said bill.

¶51.13 GRAND CANYON NATIONAL PARK SERVICES

Mr. GRIJALVA moved to suspend the rules and pass the bill (H.R. 1191) to authorize the National Park Service to pay for services rendered by subcontractors under a General Services Administration Indefinite Deliver/Indefinite Quality Contract issued for work to be completed at the Grand Canyon National Park; as amended.

The SPEAKER pro tempore, Mr. ROSS, recognized Mr. GRIJALVA and Mr. PEARCE, each for 20 minutes.

After debate,  
The question being put, *viva voce*,  
Will the House suspend the rules and pass said bill, as amended?

The SPEAKER pro tempore, Mr. ROSS, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof,

the rules were suspended and said bill, as amended, was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill, as amended, was passed was, by unanimous consent, laid on the table.

*Ordered*, That the Clerk request the concurrence of the Senate in said bill.

#### ¶51.14 TAXPAYER PROTECTION

Mr. LEWIS of Georgia, moved to suspend the rules and pass the bill (H.R. 1677) to amend the Internal Revenue Code of 1986 to enhance taxpayer protections and outreach; as amended.

The SPEAKER pro tempore, Mr. ROSS, recognized Mr. LEWIS of Georgia, and Mr. RAMSTAD, each for 20 minutes.

After debate,

The question being put, *viva voce*,

Will the House suspend the rules and pass said bill, as amended?

The SPEAKER pro tempore, Mrs. TAUSCHER, announced that two-thirds of the Members present had voted in the affirmative.

Mr. LEWIS of Georgia, demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Mrs. TAUSCHER, pursuant to clause 8, rule XX, announced that further proceedings on the question were postponed.

#### ¶51.15 WORLD WATER DAY

Mr. LANTOS moved to suspend the rules and agree to the following resolution (H. Res. 196):

Whereas the global celebration of World Water Day is an initiative that grew out of the 1992 United Nations Conference on Environment and Development in Rio de Janeiro;

Whereas the United Nations General Assembly, via resolution, designated March 22 of each year as World Water Day;

Whereas although water is the most widely occurring substance on earth, only 2.53 percent of all water is freshwater and the remainder is salt water;

Whereas freshwater resources are further impaired by various forms of industrial, chemical, human, and agricultural pollution;

Whereas climate change will increasingly pose a challenge for ensuring the availability of sufficient water supplies at the appropriate times;

Whereas approximately one in six people in the world lack access to safe drinking water and approximately two in every five people lack access to basic sanitation services;

Whereas water-related diseases are among the most common causes of illness and death, afflicting primarily the poor and very poor in developing countries;

Whereas up to five million people die each year from preventable water and sanitation related diseases, including one out of every five children in the poorest countries;

Whereas every \$1 invested in safe drinking water and sanitation yields an economic return of between \$3 and \$34, depending on the region;

Whereas increasing access to safe drinking water and sanitation advances efforts towards other United States development objectives including fighting poverty and hunger, promoting primary education and gender equality, reducing child mortality, pro-

moting environmental stability, improving the lives of slum dwellers, and strengthening national security;

Whereas the participants in the 2002 World Summit on Sustainable Development in Johannesburg, including the United States, agreed to the Plan of Implementation which included an agreement to work to reduce by one-half from the baseline year 1990 “the proportion of people who are unable to reach or to afford safe drinking water,” and “the proportion of people without access to basic sanitation” by 2015; and

Whereas Congress passed and the President signed into law the “Senator Paul Simon Water for the Poor Act of 2005” (Public Law 109-121) which was intended to “elevate the role of water and sanitation policy in the development of U.S. foreign policy and improve the effectiveness of U.S. official programs”: Now, therefore, be it

*Resolved*, That the House of Representatives—

(1) supports the goals and ideals of World Water Day;

(2) recognizes the importance of increasing access to safe drinking water and sanitation, as well as the conservation and sustainable management of water resources, to human health and quality of life across the globe;

(3) urges an increased effort and the investment of greater resources by the Department of State, the United States Agency for International Development, and all relevant Federal departments and agencies towards providing sustainable and equitable access to safe drinking water and sanitation for the poor and very poor; and

(4) encourages the people of the United States to observe World Water Day with appropriate recognition, ceremonies, activities, and programs to demonstrate the importance of water to humanity.

The SPEAKER pro tempore, Mrs. TAUSCHER, recognized Mr. LANTOS and Ms. ROS-LEHTINEN, each for 20 minutes.

After debate,

The question being put, *viva voce*,

Will the House suspend the rules and agree to said resolution?

The SPEAKER pro tempore, Mrs. TAUSCHER, announced that two-thirds of the Members present had voted in the affirmative.

Mr. LANTOS demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Mrs. TAUSCHER, pursuant to clause 8, rule XX, announced that further proceedings on the question were postponed.

#### ¶51.16 GOVERNMENT OF ZIMBABWE

Mr. LANTOS moved to suspend the rules and agree to the following concurrent resolution (H. Con. Res. 100); as amended:

Whereas in 2005 the Government of Zimbabwe launched Operation Murambatsvina (“Operation Throw Out the Trash”) against citizens in major cities and suburbs throughout Zimbabwe, depriving over 700,000 people of their homes, businesses, and livelihoods;

Whereas on March 11, 2007, opposition party activists and members of civil society attempted to hold a peaceful prayer meeting to protest the economic and political crisis engulfing Zimbabwe, where inflation is running over 3,000 percent and formal sector unemployment stands at 80 percent and in re-

sponse to President Robert Mugabe’s announcement that he intends to seek reelection in 2008;

Whereas opposition activist Gift Tandare died on March 11, 2007, as a result of being shot by police while attempting to attend the prayer meeting and Itai Manyeruke died on March 12, 2007, as a result of police beatings and was found in a morgue by his family on March 20, 2007;

Whereas under the direction of President Robert Mugabe and the Zimbabwe African National Union–Patriotic Front (ZANU–PF) government, police officers, security forces, and youth militia brutally assaulted the peaceful demonstrators and arrested opposition leaders and hundreds of civilians;

Whereas Movement for Democratic Change (MDC) leader Morgan Tsvangarai was brutally assaulted and suffered a fractured skull, lacerations, and major bruising; MDC member Sekai Holland, a 64-year old grandmother, suffered ruthless attacks at Highfield Police Station, which resulted in the breaking of her leg, knee, arm, and three ribs; fellow activist Grace Kwinje, age 33, also was brutally beaten, while part of one ear was ripped off; and Nelson Chamisa was badly injured by suspected state agents at Harare airport on March 18, 2007, when trying to board a plane for a meeting of Africa Caribbean Pacific (APC) lawmakers in Brussels, Belgium;

Whereas Zimbabwe’s foreign minister warned Western diplomats that the Government of Zimbabwe would expel them if they gave support to the opposition, and said Western diplomats had gone too far by offering food and water to jailed opposition activists;

Whereas victims of physical assault by the Government of Zimbabwe have been denied emergency medical transfer to hospitals in neighboring South Africa, where their wounds can be properly treated;

Whereas those incarcerated by the Government of Zimbabwe were denied access to legal representatives and lawyers appearing at the jails to meet with detained clients were themselves threatened and intimidated;

Whereas at the time of Zimbabwe’s independence, President Robert Mugabe was hailed as a liberator and Zimbabwe showed bright prospects for democracy, economic development, domestic reconciliation, and prosperity;

Whereas President Robert Mugabe and his ZANU–PF government continue to turn away from the promises of liberation and use state power to deny the people of Zimbabwe the freedom and prosperity they fought for and deserve;

Whereas the staggering suffering brought about by the misrule of Zimbabwe has created a large-scale humanitarian crisis in which 3,500 people die each week from a combination of disease, hunger, neglect, and despair;

Whereas the Chairman of the African Union, President Alpha Oumar Konare, expressed “great concern” about Zimbabwe’s crisis and called for the need for the scrupulous respect for human rights and democratic principles in Zimbabwe;

Whereas the Southern African Development Community (SADC) Council of Non-governmental Organizations stated that “We believe that the crisis has reached a point where Zimbabweans need to be strongly persuaded and directly assisted to find an urgent solution to the crisis that affects the entire region.”;

Whereas Zambian President Levy Mwanawasa has likened Zimbabwe to a “sinking Titanic” and has urged southern Africa to take a new approach to Zimbabwe, stating that “quiet diplomacy has failed to help solve the political chaos and economic meltdown in Zimbabwe”;

Whereas European Union and African, Caribbean, and Pacific lawmakers strongly condemned the latest attack on an opposition official in Zimbabwe and urged the government in Harare to cooperate with the political opposition to restore the rule of law; and

Whereas United States Ambassador to Zimbabwe, Christopher Dell, warned that opposition to President Robert Mugabe had reached a tipping point because the people no longer feared the regime and believed they had nothing left to lose: Now, therefore, be it

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

(1) it is the sense of Congress that—

(A) the state-sponsored violence taking place in Zimbabwe represents a serious violation of fundamental human rights and the rule of law and should be condemned by all responsible governments, civic organizations, religious leaders, and international bodies; and

(B) the Government of Zimbabwe has not lived up to its commitments as a signatory to the Constitutive Act of the African Union and African Charter of Human and Peoples Rights which enshrine commitment to human rights and good governance as foundational principles of African states; and

(2) Congress—

(A) condemns the Government of Zimbabwe's violent suppression of political and human rights through its police force, security forces, and youth militia that deliberately inflict gross physical harm, intimidation, and abuse on those legitimately protesting the failing policies of the government;

(B) holds those individual police, security force members, and militia involved in abuse and torture responsible for the acts that they have committed;

(C) condemns government harassment and intimidation of lawyers attempting to carry out their professional obligations to their clients and repeated failure by police to comply promptly with court decisions;

(D) condemns the harassment of foreign officials, journalists, human rights workers, and others, including threatening their expulsion from the country if they continue to provide food and water to victims detained in prison and in police custody while in the hospital;

(E) commends United States Ambassador Christopher Dell and other United States Government officials and foreign officials for their support to political detainees and victims of torture and abuse while in police custody or in medical care centers and encourages them to continue providing such support;

(F) calls on the Government of Zimbabwe to cease immediately its violent campaign against fundamental human rights, to respect the courts and members of the legal profession, and to restore the rule of law while adhering to the principles embodied in an accountable democracy, including freedom of association and freedom of expression;

(G) calls on the Government of Zimbabwe to cease illegitimate interference in travel abroad by its citizens, especially for humanitarian purposes; and

(H) calls on the leaders of the Southern African Development Community (SADC) and the African Union to consult urgently with all Zimbabwe stakeholders to intervene with the Government of Zimbabwe while applying appropriate pressures to resolve the economic and political crisis.

The SPEAKER pro tempore, Mrs. TAUSCHER, recognized Mr. LANTOS and Ms. ROS-LEHTINEN, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and agree to said concurrent resolution, as amended?

The SPEAKER pro tempore, Mrs. TAUSCHER, announced that two-thirds of the Members present had voted in the affirmative.

Mr. LANTOS demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Mrs. TAUSCHER, pursuant to clause 8, rule XX, announced that further proceedings on the question were postponed.

#### ¶51.17 AMERICAN NATIONAL RED CROSS

Mr. LANTOS moved to suspend the rules and pass the bill (H.R. 1681) to amend the Congressional Charter of The American National Red Cross to modernize its governance structure, to enhance the ability of the board of governors of The American National Red Cross to support critical mission of The American National Red Cross in the 21st century, and for other purposes; as amended.

The SPEAKER pro tempore, Mrs. TAUSCHER, recognized Mr. LANTOS and Ms. ROS-LEHTINEN, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and pass said bill, as amended?

The SPEAKER pro tempore, Mrs. TAUSCHER, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill, as amended, was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill, as amended, was passed was, by unanimous consent, laid on the table.

*Ordered*, That the Clerk request the concurrence of the Senate in said bill.

#### ¶51.18 NATIONAL VOLUNTEER WEEK

Ms. SHEA-PORTER moved to suspend the rules and agree to the following resolution (H. Res. 293):

Whereas National Volunteer Week will be observed during the week of April 15 through 21, 2007;

Whereas the National Volunteer Week theme, "Inspire By Example", truly reflects the power volunteers have to inspire the people they help and to inspire others to serve;

Whereas about 61.2 million people volunteered through or for an organization at least once between September 2005 and September 2006, according to a recent survey by the United States Bureau of Labor Statistics, and the proportion of people who volunteered was 26.7 percent, more than a quarter of the total United States population;

Whereas the estimated dollar value of volunteer time was \$18.04 in 2005, according to the latest information provided by Independent Sector, a nonpartisan leadership forum, and the coalition estimates the value of volunteer time for 2005 to be \$280 billion;

Whereas volunteers have contributed to the enhancement and improvement of com-

munities across the United States, especially with respect to the aftermath of the hurricanes on the Gulf Coast; and

Whereas National Volunteer Week will continue to build awareness of the role that volunteers play in local, national, and international communities, and their commitment and dedication to improving lives, strengthening communities, and fostering civic engagement through service and volunteering: Now, therefore, be it

*Resolved*, That the House of Representatives—

(1) supports the goals and ideals highlighted through National Volunteer Week;

(2) acknowledges the diligent efforts of our major federally funded community service and volunteer programs;

(3) recognizes with gratitude the contributions of the millions of dedicated and caring individuals who have chosen to serve others through volunteerism; and

(4) encourages all American people, of any age and background, to seek out opportunities to serve through volunteerism.

The SPEAKER pro tempore, Mrs. TAUSCHER, recognized Ms. SHEA-PORTER and Mr. PLATTS, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and agree to said resolution?

The SPEAKER pro tempore, Mrs. TAUSCHER, announced that two-thirds of the Members present had voted in the affirmative.

Ms. SHEA-PORTER demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Mrs. TAUSCHER, pursuant to clause 8, rule XX, announced that further proceedings on the question were postponed.

#### ¶51.19 HOUSING AND COMMUNITY DEVELOPMENT

Mr. FRANK of Massachusetts, moved to suspend the rules and pass the bill (H.R. 1515) to amend the Housing and Community Development Act of 1974 to treat certain communities as metropolitan cities for purposes of the community development block grant program.

The SPEAKER pro tempore, Mrs. TAUSCHER, recognized Mr. FRANK of Massachusetts, and Mr. SHIMKUS, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and pass said bill?

The SPEAKER pro tempore, Mrs. TAUSCHER, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill was passed was, by unanimous consent, laid on the table.

*Ordered*, That the Clerk request the concurrence of the Senate in said bill.

51.20 RECESS—3:23 P.M.

The SPEAKER pro tempore, Mrs. TAUSCHER, pursuant to clause 12(a) of rule I, declared the House in recess at 3 o'clock and 23 minutes p.m., subject to the call of the Chair.

51.21 AFTER RECESS—6:04 P.M.

The SPEAKER pro tempore, Mr. MEEKS of New York, called the House to order.

51.22 PROVIDING FOR CONSIDERATION OF H.R. 1257

Mr. ARCURI, by direction of the Committee on Rules, reported (Rept. No. 110-96) the resolution (H. Res. 301) providing for consideration of the bill (H.R. 1257) to amend the Securities Exchange Act of 1934 to provide shareholders with an advisory vote on executive compensation.

When said resolution and report were referred to the House Calendar and ordered printed.

51.23 PROVIDING FOR CONSIDERATION OF H.R. 1361

Mr. ARCURI, by direction of the Committee on Rules, reported (Rept. No. 110-97) the resolution (H. Res. 302) providing for consideration of the bill (H.R. 1361) to improve the disaster relief programs of the Small Business Administration, and for other purposes.

When said resolution and report were referred to the House Calendar and ordered printed.

51.24 H.R. 1677—UNFINISHED BUSINESS

The SPEAKER pro tempore, Mr. MEEKS of New York, pursuant to clause 8, rule XX, announced the unfinished business to be the motion to suspend the rules and pass the bill (H.R. 1677) to amend the Internal Revenue Code of 1986 to enhance taxpayer protections and outreach; as amended.

The question being put, Will the House suspend the rules and pass said bill, as amended?

The vote was taken by electronic device.

It was decided in the { Yeas ..... 407 affirmative ..... } Nays ..... 7

51.25 [Roll No. 214] YEAS—407

Abercrombie Bilbray Burgess  
Ackerman Bilirakis Burton (IN)  
Aderholt Bishop (GA) Butterfield  
Akin Bishop (NY) Buyer  
Alexander Bishop (UT) Calvert  
Allen Blumenauer Camp (MI)  
Altmire Blunt Campbell (CA)  
Andrews Boehner Cannon  
Arcuri Bonner Cantor  
Baca Bono Capito  
Bachus Boozman Capps  
Baird Boren Capuano  
Baker Boswell Cardoza  
Baldwin Boucher Carney  
Barrett (SC) Boustany Castle  
Barrow Boyd (FL) Castor  
Bartlett (MD) Boyda (KS) Chabot  
Barton (TX) Brady (TX) Chandler  
Bean Braley (IA) Clarke  
Becerra Brown (SC) Clay  
Berkley Brown, Corrine Cleaver  
Berman Brown-Waite, Clyburn  
Berry Ginny Coble  
Biggart Buchanan Cohen

Cole (OK)  
Conaway  
Conyers  
Cooper  
Costa  
Costello  
Courtney  
Cramer  
Crenshaw  
Crowley  
Cubin  
Cuellar  
Culberson  
Cummings  
Davis (AL)  
Davis (CA)  
Davis (IL)  
Davis (KY)  
Davis, David  
Davis, Jo Ann  
Davis, Lincoln  
Davis, Tom  
Deal (GA)  
DeFazio  
DeGette  
Delahunt  
DeLauro  
Dent  
Diaz-Balart, L.  
Diaz-Balart, M.  
Dicks  
Dingell  
Doggett  
Donnelly  
Doolittle  
Doyle  
Drake  
Dreier  
Duncan  
Edwards  
Ehlers  
Ellison  
Ellsworth  
Emanuel  
Emerson  
Engel  
English (PA)  
Eshoo  
Etheridge  
Everett  
Fallin  
Farr  
Feeney  
Filner  
Forbes  
Fortenberry  
Fossella  
Foxy  
Frank (MA)  
Franks (AZ)  
Frelinghuysen  
Gallegly  
Garrett (NJ)  
Gerlach  
Giffords  
Gilchrest  
Gillibrand  
Gillmor  
Gingrey  
Gohmert  
Gonzalez  
Goode  
Goodlatte  
Gordon  
Granger  
Graves  
Green, Al  
Green, Gene  
Grijalva  
Gutierrez  
Hall (NY)  
Hall (TX)  
Hall  
Hare  
Harman  
Hastert  
Hastings (FL)  
Hastings (WA)  
Hayes  
Heller  
Hensarling  
Hergert  
Herseth Sandlin  
Hinchey  
Hinojosa  
Hirono  
Hobson  
Hodes  
Hoeksstra  
Holden  
Holt

Honda  
Hooley  
Hoyer  
Hulshof  
Ingraham (SC)  
Inlee  
Israel  
Issa  
Jackson (IL)  
Jackson-Lee (TX)  
Jefferson  
Johnson (GA)  
Johnson (IL)  
Johnson, E. B.  
Johnson, Sam  
Jones (NC)  
Jones (OH)  
Jordan  
Kagen  
Kanjorski  
Kaptur  
Keller  
Kennedy  
Kildee  
Kilpatrick  
Kind  
King (IA)  
King (NY)  
Kingston  
Klein (FL)  
Kline (MN)  
Knollenberg  
Kucinich  
Kuhl (NY)  
LaHood  
Lamborn  
Langevin  
Lantos  
Larsen (WA)  
Larson (CT)  
Latham  
LaTourette  
Lee  
Levin  
Lewis (CA)  
Lewis (GA)  
Lewis (KY)  
Linder  
Lipinski  
LoBiondo  
Loeb  
Lofgren, Zoe  
Lowey  
Lucas  
Lungren, Daniel E.  
Lynch  
Mack  
Mahoney (FL)  
Maloney (NY)  
Manzullo  
Marchant  
Markey  
Marshall  
Matheson  
Matsui  
McCarthy (CA)  
McCarthy (NY)  
McCaul (TX)  
McCotter  
McCrery  
McDermott  
McGovern  
McHugh  
McIntyre  
McKeon  
McMorris  
Rodgers  
McNerney  
McNulty  
Meehan  
Meeke (FL)  
Meeke (NY)  
Melancon  
Mica  
Michaud  
Miller (FL)  
Miller (MI)  
Miller (NC)  
Miller, Gary  
Miller, George  
Mitchell  
Mollohan  
Moore (KS)  
Moore (WI)  
Moran (KS)  
Moran (VA)  
Murphy (CT)  
Murphy, Patrick

Murphy, Tim  
Murtha  
Musgrave  
Myrick  
Nadler  
Napolitano  
Neugebauer  
Issa  
Oberstar  
Obeyer  
Olver  
Ortiz  
Pallone  
Pascarella  
Pastor  
Payne  
Pearce  
Pence  
Perlmutter  
Peterson (MN)  
Peterson (PA)  
Petri  
Pickering  
Pitts  
Platts  
Pomeroy  
Porter  
Price (GA)  
Price (NC)  
Pryce (OH)  
Putnam  
Radanovich  
Rahall  
Ramstad  
Rangel  
Regula  
Rehberg  
Reichert  
Renzi  
Reyes  
Reynolds  
Rodriguez  
Rogers (AL)  
Rogers (KY)  
Rohrabacher  
Ros-Lehtinen  
Roskam  
Ross  
Rothman  
Roybal-Allard  
Royce  
Ruppersberger  
Ryan (OH)  
Ryan (WI)  
Salazar  
Sali  
Sanchez, Linda T.  
Sanchez, Loretta  
Sarbanes  
Saxton  
Schakowsky  
Schiff  
Schmidt  
Schwartz  
Scott (GA)  
Scott (VA)  
Sensenbrenner  
Serrano  
Sessions  
Sestak  
Shadegg  
Shays  
Shea-Porter  
Sherman  
Shimkus  
Shuler  
Shuster  
Simpson  
Sires  
Skelton  
Slaughter  
Smith (NE)  
Smith (NJ)  
Smith (TX)  
Smith (WA)  
Snyder  
Solis  
Souder  
Space  
Spratt  
Stark  
Stearns  
Stupak  
Sullivan  
Sutton  
Tanner  
Tauscher  
Taylor  
Terry

Thompson (CA)  
Thompson (MS)  
Thornberry  
Tiahrt  
Tiberi  
Tierney  
Towns  
Turner  
Udall (CO)  
Udall (NM)  
Upton  
Van Hollen  
Velázquez  
Viscosky

Walberg  
Walden (OR)  
Walz (MN)  
Wamp  
Wasserman  
Schultz  
Waters  
Watson  
Watt  
Waxman  
Weiner  
Welch (VT)  
Weldon (FL)  
Weller

Wexler  
Whitfield  
Wicker  
Wilson (NM)  
Wilson (OH)  
Wilson (SC)  
Wolf  
Woolsey  
Wu  
Wynn  
Yarmuth  
Young (AK)  
Young (FL)

NAYS—7

Bachmann  
Blackburn  
Flake  
McHenry  
Paul  
Tancredo  
Westmoreland

NOT VOTING—19

Brady (PA)  
Carnahan  
Carson  
Carter  
Fattah  
Ferguson  
Higgins  
Hill  
Hunter  
Jindal  
Kirk  
Lampson  
McCollum (MN)  
Millender-  
McDonald  
Neal (MA)  
Poe  
Rogers (MI)  
Rush  
Walsh (NY)

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill, as amended, was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill, as amended, was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said bill.

51.26 H. RES. 196—UNFINISHED BUSINESS

The SPEAKER pro tempore, Mr. MEEKS of New York, pursuant to clause 8, rule XX, announced the further unfinished business to be the motion to suspend the rules and agree to the resolution (H. Res. 196) supporting the goals and ideals of World Water Day.

The question being put, Will the House suspend the rules and agree to said resolution?

The vote was taken by electronic device.

It was decided in the { Yeas ..... 393 affirmative ..... } Nays ..... 22

51.27 [Roll No. 215] YEAS—393

Abercrombie Blunt Clarke  
Ackerman Boehner Clay  
Aderholt Bonner Cleaver  
Akin Bono Clyburn  
Alexander Boozman Coble  
Allen Boren Cohen  
Altmire Boswell Cole (OK)  
Andrews Boucher Conyers  
Arcuri Boustany Cooper  
Baca Boyd (FL) Costa  
Bachus Boyda (KS) Costello  
Baird Brady (TX) Courtney  
Baker Braley (IA) Cramer  
Baldwin Brown (SC) Crenshaw  
Barrett (SC) Buchanan Crowley  
Barrow Burgess Cuellar  
Bartlett (MD) Butterfield Culberson  
Barton (TX) Calvert Cummings  
Bean Camp (MI) Davis (AL)  
Becerra Campbell (CA) Davis (CA)  
Berkley Cantor Davis (IL)  
Berman Capito Davis (KY)  
Berry Capps Davis, David  
Biggart Capuano Davis, Jo Ann  
Bilirakis Cardoza Davis, Lincoln  
Bishop (GA) Carney Davis, Tom  
Bishop (NY) Castle DeFazio  
Blackburn Castor DeGette  
Blumenauer Chabot Delahunt  
Chandler



Dent  
Diaz-Balart, L.  
Diaz-Balart, M.  
Dicks  
Dingell  
Doggett  
Donnelly  
Doolittle  
Doyle  
Drake  
Dreier  
Duncan  
Edwards  
Ehlers  
Ellison  
Ellsworth  
Emanuel  
Emerson  
Engel  
English (PA)  
Eshoo  
Etheridge  
Everett  
Fallin  
Farr  
Feeney  
Filner  
Forbes  
Fortenberry  
Fossella  
Foxy  
Frank (MA)  
Frelinghuysen  
Gallegly  
Garrett (NJ)  
Gerlach  
Giffords  
Gilchrest  
Gillibrand  
Gillmor  
Gingrey  
Gohmert  
Gonzalez  
Goodlatte  
Gordon  
Granger  
Graves  
Green, Al  
Green, Gene  
Grijalva  
Gutierrez  
Hall (NY)  
Hall (TX)  
Hare  
Harman  
Hastert  
Hastings (FL)  
Hastings (WA)  
Hayes  
Heller  
Hensarling  
Herseth Sandlin  
Hinchoy  
Hinojosa  
Hirono  
Hobson  
Hodes  
Holden  
Holt  
Honda  
Hoolley  
Hoyer  
Hulshof  
Inglis (SC)  
Inslee  
Israel  
Issa  
Jackson (IL)  
Jackson-Lee  
(TX)  
Jefferson  
Johnson (GA)  
Johnson (IL)  
Johnson, E. B.  
Jones (NC)  
Jones (OH)  
Jordan  
Kagen  
Kanjorski  
Kaptur  
Keller  
Kennedy  
Kildee  
Kilpatrick  
Kind  
King (IA)  
King (NY)  
Kingston  
Kirk  
Klein (FL)

Kline (MN)  
Knollenberg  
Kucinich  
Kuhl (NY)  
LaHood  
Langevin  
Lantos  
Larsen (WA)  
Larson (CT)  
Latham  
LaTourette  
Lee  
Levin  
Lewis (CA)  
Lewis (GA)  
Lewis (KY)  
Linder  
Lipinski  
LoBiondo  
Loebsock  
Lofgren, Zoe  
Lowey  
Lucas  
Lungren, Daniel  
E.  
Lynch  
Mack  
Mahoney (FL)  
Maloney (NY)  
Manzullo  
Marchant  
Markey  
Marshall  
Matheson  
Matsui  
McCarthy (CA)  
McCarthy (NY)  
McCaul (TX)  
McCotter  
McCrery  
McDermott  
McGovern  
McHenry  
McHugh  
McIntyre  
McKeon  
McMorris  
Rodgers  
McNerney  
Meehan  
Meek (FL)  
Meeks (NY)  
Melancon  
Mica  
Michaud  
Miller (FL)  
Miller (MI)  
Miller (NC)  
Miller, Gary  
Miller, George  
Mitchell  
Mollohan  
Moore (KS)  
Moore (WI)  
Moran (KS)  
Moran (VA)  
Murphy (CT)  
Murphy, Patrick  
Murphy, Tim  
Murtha  
Musgrave  
Myrick  
Nadler  
Townes  
Turner  
Udall (CO)  
Udall (NM)  
Upton  
Van Hollen  
Velázquez  
Visclosky  
Walden (OR)  
Walz (MN)  
Wamp  
Wasserman  
Schultz  
Watson  
Watt  
Waxman  
Weiner  
Welch (VT)  
Weller  
Wexler  
Whitfield  
Wicker  
Wilson (NM)  
Wilson (OH)  
Wilson (SC)  
Wolf

Woolsey  
Wu

Bishop (UT)  
Burton (IN)  
Buyer  
Carter  
Conaway  
Deal (GA)  
Flake  
Franks (AZ)

Wynn  
Yarmuth

Young (AK)  
Young (FL)

NAYS—22

Sensenbrenner  
Shadegg  
Thornberry  
Walberg  
Weldon (FL)  
Westmoreland

NOT VOTING—18

Brady (PA)  
Brown-Waite,  
Ginny  
Cannon  
Carnahan  
Carson  
Fattah

Ferguson  
Higgins  
Hill  
Hunter  
Jindal  
Lampson  
McCollum (MN)

Millender-  
McDonald  
Neal (MA)  
Rush  
Walsh (NY)  
Waters

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said resolution was agreed to.

A motion to reconsider the vote whereby the rules were suspended and said resolution was agreed to was, by unanimous consent, laid on the table.

51.28 H. CON. RES. 100—UNFINISHED BUSINESS

THE SPEAKER pro tempore, Mr. MEEKS of New York, pursuant to clause 8, rule XX, announced the further unfinished business to be the motion to suspend the rules and agree to the concurrent resolution (H. Con. Res. 100) condemning the recent violent actions of the Government of Zimbabwe against peaceful opposition party activists and members of civil society; as amended.

The question being put, Will the House suspend the rules and agree to said concurrent resolution, as amended?

The vote was taken by electronic device.

It was decided in the affirmative .....	Yeas .....	414
	Nays .....	0
	Answered present	4

51.29 [Roll No. 216] YEAS—414

Abercrombie  
Ackerman  
Aderholt  
Akin  
Alexander  
Allen  
Altmire  
Andrews  
Arcuri  
Baca  
Bachmann  
Bachus  
Baird  
Baker  
Baldwin  
Barrett (SC)  
Barrow  
Barrow  
Bartlett (MD)  
Barton (TX)  
Bean  
Becerra  
Berkley  
Berman  
Berry  
Biggart  
Bilbray  
Bilirakis  
Bishop (GA)  
Bishop (NY)  
Bishop (UT)  
Blackburn  
Blumenauer  
Blunt

Boehner  
Chabot  
Chandler  
Bono  
Boozman  
Boren  
Boswell  
Boucher  
Boustany  
Boyd (FL)  
Boyd (KS)  
Brady (TX)  
Bralley (IA)  
Brown (SC)  
Brown-Waite,  
Ginny  
Buchanan  
Burgess  
Burton (IN)  
Butterfield  
Buyer  
Calvert  
Camp (MI)  
Campbell (CA)  
Cannon  
Cantor  
Capito  
Capps  
Capuano  
Cardoza  
Carnahan  
Carney  
Carter  
Castle

Castor  
Chabot  
Chandler  
Clarke  
Clay  
Cleaver  
Clyburn  
Coble  
Cohen  
Cole (OK)  
Conaway  
Conyers  
Cooper  
Costa  
Costello  
Courtney  
Cramer  
Crenshaw  
Crowley  
Cubin  
Cuellar  
Culberson  
Cummings  
Davis (AL)  
Davis (CA)  
Davis (IL)  
Davis (KY)  
Davis, David  
Davis, Jo Ann  
Davis, Lincoln  
Davis, Tom  
Deal (GA)  
DeFazio

DeGette  
DeLauro  
Delahunt  
Dent  
Diaz-Balart, L.  
Diaz-Balart, M.  
Dicks  
Dingell  
Doggett  
Donnelly  
Doolittle  
Doyle  
Drake  
Dreier  
Duncan  
Edwards  
Ehlers  
Ellison  
Ellsworth  
Emanuel  
Emerson  
Engel  
English (PA)  
Eshoo  
Etheridge  
Everett  
Fallin  
Farr  
Feeney  
Filner  
Flake  
Forbes  
Fortenberry  
Fossella  
Foxy  
Frank (MA)  
Franks (AZ)  
Frelinghuysen  
Gallegly  
Garrett (NJ)  
Gerlach  
Giffords  
Gilchrest  
Gillibrand  
Gillmor  
Gingrey  
Gohmert  
Gonzalez  
Goode  
Goodlatte  
Gordon  
Granger  
Graves  
Green, Al  
Green, Gene  
Grijalva  
Gutierrez  
Hall (NY)  
Hall (TX)  
Hare  
Harman  
Hastert  
Hastings (FL)  
Hastings (WA)  
Hayes  
Heller  
Hensarling  
Herger  
Herseth Sandlin  
Hinchoy  
Hinojosa  
Hirono  
Hobson  
Hodes  
Hoekstra  
Holden  
Holt  
Honda  
Hoolley  
Hoyer  
Hulshof  
Inglis (SC)  
Inslee  
Israel  
Issa  
Jackson (IL)  
Jackson-Lee  
(TX)  
Jefferson  
Johnson (GA)  
Johnson (IL)  
Jones (NC)  
Jones (OH)  
Jordan  
Kagen  
Kanjorski  
Kaptur  
Keller  
Kennedy  
Kildee

Kind  
King (IA)  
King (NY)  
Kingston  
Kirk  
Klein (FL)  
Kline (MN)  
Knollenberg  
Kucinich  
Kuhl (NY)  
LaHood  
Lamborn  
Langevin  
Lantos  
Larsen (WA)  
Larson (CT)  
Latham  
LaTourette  
Lee  
Levin  
Lewis (CA)  
Lewis (GA)  
Lewis (KY)  
Linder  
Lipinski  
LoBiondo  
Loebsock  
Lofgren, Zoe  
Lowey  
Lucas  
Lungren, Daniel  
E.  
Lynch  
Mack  
Mahoney (FL)  
Maloney (NY)  
Manzullo  
Marchant  
Markey  
Marshall  
Matheson  
Matsui  
McCarthy (CA)  
McCaul (TX)  
McCotter  
McCollum (MN)  
McCrery  
McDermott  
McGovern  
McHenry  
McHugh  
McIntyre  
McKeon  
McMorris  
Rodgers  
McNerney  
Meehan  
Meek (FL)  
Meeks (NY)  
Melancon  
Mica  
Michaud  
Miller (FL)  
Miller (MI)  
Miller (NC)  
Miller, Gary  
Miller, George  
Mitchell  
Mollohan  
Moore (KS)  
Moore (WI)  
Moran (KS)  
Moran (VA)  
Murphy (CT)  
Murphy, Patrick  
Murphy, Tim  
Murtha  
Musgrave  
Myrick  
Nadler  
Napolitano  
Neugebauer  
Nunes  
Oberstar  
Obey  
Oliver  
Ortiz  
Pallone  
Pascrell  
Payne  
Pearce  
Pence  
Perlmutter  
Peterson (MN)  
Peterson (PA)  
Petri  
Pickering  
Pitts  
Platts  
Pomeroy  
Porter  
Price (GA)  
Price (NC)  
Pryce (OH)  
Putnam

Platts  
Poe  
Pomeroy  
Porter  
Price (GA)  
Price (NC)  
Pryce (OH)  
Putnam  
Radanovich  
Rahall  
Ramstad  
Rangel  
Regula  
Rehberg  
Reichert  
Renzi  
Reyes  
Reynolds  
Rodriguez  
Rogers (AL)  
Rogers (KY)  
Rogers (MI)  
Rohrabacher  
Ros-Lehtinen  
Roskam  
Ross  
Rothman  
Roybal-Allard  
Royce  
Ruppersberger  
Ryan (OH)  
Ryan (WI)  
Salazar  
Sanchez, Loretta  
T.  
Sanchez, Loretta  
Sarbanes  
Saxton  
Schakowsky  
Schiff  
Schmidt  
Schwartz  
Scott (GA)  
Scott (VA)  
Serrano  
Sessions  
Sestak  
Shays  
Shea-Porter  
Sherman  
Shimkus  
Shuler  
Shuster  
Simpson  
Sires  
Skelton  
Slaughter  
Smith (NE)  
Smith (NJ)  
Smith (TX)  
Smith (WA)  
Snyder  
Solis  
Souder  
Space  
Spratt  
Stark  
Stearns  
Stupak  
Sullivan  
Sutton  
Tancredo  
Tanner  
Tauscher  
Taylor  
Terry  
Thompson (CA)  
Thompson (MS)  
Tiahrt  
Tiberi  
Tierney  
Townes  
Turner  
Udall (CO)  
Udall (NM)  
Upton  
Van Hollen  
Velázquez  
Visclosky  
Walberg  
Walden (OR)  
Walz (MN)  
Wamp  
Wasserman  
Schultz  
Waters

Watson Wexler Wu  
 Watt Whitfield Wynn  
 Waxman Wicker Yarmuth  
 Weiner Wilson (NM) Young (AK)  
 Welch (VT) Wilson (OH) Young (FL)  
 Weldon (FL) Wilson00000 (SC)  
 Weller Wolf  
 Westmoreland Woolsey

Doyle Lamborn Regula  
 Drake Langevin Rehberg  
 Dreier Lantos Reichert  
 Duncan Larsen (WA) Renzi  
 Ehlers Larson (CT) Reyes  
 Ellison Latham Reynolds  
 Ellsworth LaTourette Rodriguez  
 Emanuel Lee  
 Emerson Levin Rogers (KY)  
 Engel Lewis (CA) Rogers (MI)  
 English (PA) Lewis (GA) Rohrabacher  
 Eshoo Lewis (KY) Ros-Lehtinen  
 Etheridge Linder Roskam  
 Everett Lipinski Ross  
 Fallin LoBiondo Rothman  
 Farr Loeb sack Roybal-Allard  
 Feeney Lofgren, Zoe Royce  
 Filner Lowey Ruppertsberger  
 Forbes Lucas Ryan (OH)  
 Fortenberry Lungren, Daniel Ryan (WI)  
 Fossella E. Salazar  
 Foxx Lynch Sali  
 Frank (MA) Mack Sanchez, Linda  
 Franks (AZ) Mahoney (FL) T.  
 Frelinghuysen Maloney (NY) Sanchez, Loretta  
 Gallegly Manzullo Sarbanes  
 Garrett (NJ) Marchant Saxton  
 Gerlach Markey Schakowsky  
 Giffords Marshall Schiff  
 Gilchrest Matheson Schmidt  
 Gillibrand Matsui Schwartz  
 Gillmor McCarthy (CA) Scott (GA)  
 Gingrey McCaul (TX) Scott (VA)  
 Gohmert McCollum (MN) Sensenbrenner  
 Gonzalez McCotter Serrano  
 Goode McDermott Sessions  
 Goodlatte McGovern Sestak  
 Gordon McHenry Shadegg  
 Granger McHugh Sha ys  
 Graves McIntyre Shea-Porter  
 Green, Al McKeon Sherman  
 Green, Gene McMorris Shimkus  
 Grijalva Rodgers Shuler  
 Gutierrez McNerney Shuster  
 Hall (NY) McNulty Simpson  
 Hall (TX) Meehan Sires  
 Hare Meek (FL) Skelton  
 Harman Meeks (NY) Slaughter  
 Hastert Melancon Smith (NE)  
 Hastings (FL) Mica Smith (NJ)  
 Hastings (WA) Michaud Smith (TX)  
 Hayes Miller (FL) Smith (WA)  
 Heller Miller (MI) Snyder  
 Hensarling Miller (NC) Solis  
 Herger Miller, Gary Souder  
 Herseth Sandlin Miller, George Space  
 Hinchey Mitchell Spratt  
 Hinojosa Mollohan Stark  
 Hiron Moore (KS) Stearns  
 Hobson Moore (WI) Stupak  
 Hodes Moran (KS) Sullivan  
 Hoekstra Moran (VA) Sutton  
 Holden Murphy (CT) Tancred o  
 Holt Murphy, Patrick Tanner  
 Honda Murph y, Tim Tauscher  
 Hooley Murtha Taylor  
 Hoyer Musgrave Terry  
 Hulshof Myrick Thompson (CA)  
 Inglis (SC) Nader Thompson (MS)  
 Inslee Napolitano Thornberry  
 Israel Neugebauer Tiahrt  
 Issa Nunes Tiberi  
 Oberstar Tierney  
 Obey Towns  
 Olver Turner  
 Ortiz Udall (CO)  
 Pallone Udall (NM)  
 Pascrell Upton  
 Pastor Van Hollen  
 Payne Velazquez  
 Pearce Visclosky  
 Pence Walberg  
 Perlmutter Walden (OR)  
 Peterson (MN) Walz (MN)  
 Peterson (PA) Wamp  
 Petri Wasserman  
 Pickering Schultz  
 Pitts Waters  
 Platts Watson  
 Poe Watt  
 Pomeroy Waxman  
 Porter Weiner  
 Price (GA) Welch (VT)  
 Price (NC) Weldon (FL)  
 Pryce (OH) Weller  
 Putnam Westmoreland  
 Radanovich Wexler  
 Rahall Whitfield  
 Ramstad Wicker  
 Rangel Wilson (NM)

Wilson (OH) Woolsey Yarmuth  
 Wilson (SC) Wu Young (AK)  
 Wolf Wynn Young (FL)

NAYS—2

Flake

Paul

NOT VOTING—17

Brady (PA) Hill McCrery  
 Carson Hunter Millender  
 Edwards Jindal McDonald  
 Fattah Johnson, Sam Neal (MA)  
 Ferguson Lampson Rush  
 Higgins McCarthy (NY) Walsh (NY)

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said resolution was agreed to.

A motion to reconsider the vote whereby the rules were suspended and said resolution was agreed to was, by unanimous consent, laid on the table.

51.32 H. CON. RES. 76—UNFINISHED BUSINESS

The SPEAKER pro tempore, Mr. MEEKS of New York, pursuant to clause 8, rule XX, announced the further unfinished business to be the motion to suspend the rules and agree to the concurrent resolution (H. Con. Res. 76) honoring the 50th Anniversary of the International Geophysical Year (IGY) and its past contributions to space research, and looking forward to future accomplishments.

The question being put,

Will the House suspend the rules and agree to said concurrent resolution?

The vote was taken by electronic device.

It was decided in the { Yeas ..... 406  
 affirmative ..... } Nays ..... 0

51.33 [Roll No. 218]

YEAS—406

Abercrombie Braley (IA) Davis (AL)  
 Ackerman Brown (SC) Davis (CA)  
 Aderholt Brown, Corrine Davis (IL)  
 Akin Brown-Waite, Davis (KY)  
 Alexander Ginny Davis, David  
 Allen Buchanan Davis, Jo Ann  
 Altmire Burgess Davis, Lincoln  
 Andrews Burton (IN) Davis, Tom  
 Arcuri Butterfield Deal (GA)  
 Baca Buyer DeFazio  
 Bachmann Calvert DeGette  
 Bachus Camp (MI) Delahunt  
 Baird Campbell (CA) DeLauro  
 Baker Cannon Dent  
 Baldwin Capito Diaz-Balart, L.  
 Barrett (SC) Capps Diaz-Balart, M.  
 Barrow Capuano Dicks  
 Bartlett (MD) Cardoza Dingell  
 Barton (TX) Carnahan Doggett  
 Bean Carney Donnelly  
 Becerra Carter Doolittle  
 Berkley Castle Doyle  
 Berman Castor Drake  
 Berry Chabot Dreier  
 Biggert Chandler Duncan  
 Bilbray Clarke Ehlers  
 Bilirakis Bilirakis Clay Ellison  
 Bishop (GA) Cleaver Ellsworth  
 Bishop (NY) Clyburn Emanuel  
 Bishop (UT) Coble Emerson  
 Blackburn Cohen Engel  
 Blumenauer Cole (OK) English (PA)  
 Blunt Conaway Eshoo  
 Boehner Conyers Etheridge  
 Bonner Cooper Everett  
 Bono Costa Fallin  
 Boozman Courtney Farr  
 Boren Cramer Feeney  
 Boswell Crenshaw Filner  
 Boucher Crowley Flake  
 Boustany Cubin Forbes  
 Boyd (FL) Cuellar Fortenberry  
 Boyda (KS) Culberson Fossella  
 Brady (TX) Cummings Foxx

ANSWERED "PRESENT"—4

Brown, Corrine Kilpatrick  
 Johnson, E. B. Paul

NOT VOTING—15

Brady (PA) Hunter Millender-  
 Carson Jindal McDonald  
 Fattah Johnson, Sam Neal (MA)  
 Ferguson Lampson Rush  
 Higgins McCarthy (NY) Walsh (NY)  
 Hill

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said concurrent resolution, as amended, was agreed to.

A motion to reconsider the vote whereby the rules were suspended and said concurrent resolution, as amended, was agreed to was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said concurrent resolution.

51.30 H. RES. 273—UNFINISHED BUSINESS

The SPEAKER pro tempore, Mr. MEEKS of New York, pursuant to clause 8, rule XX, announced the further unfinished business to be the motion to suspend the rules and agree to the resolution (H. Res. 273) supporting the goals and ideals of Financial Literacy Month, and for other purposes.

The question being put,

Will the House suspend the rules and agree to said resolution?

The vote was taken by electronic device.

It was decided in the { Yeas ..... 414  
 affirmative ..... } Nays ..... 2

51.31 [Roll No. 217]

YEAS—414

Abercrombie Boren Coble  
 Ackerman Boswell Cohen  
 Aderholt Boucher Cole (OK)  
 Akin Boustany Conaway  
 Alexander Boyd (FL) Conyers  
 Allen Boyd (KS) Cooper  
 Altmire Brady (TX) Costa  
 Andrews Braley (IA) Costello  
 Arcuri Brown (SC) Courtney  
 Baca Brown, Corrine Cramer  
 Bachmann Brown-Waite, Crenshaw  
 Bachus Ginny Crowley  
 Baird Buchanan Cubin  
 Baker Burgess Cuellar  
 Baldwin Burton (IN) Culberson  
 Barrett (SC) Butterfield Cummings  
 Barrow Buyer Davis (AL)  
 Bartlett (MD) Calvert Davis (CA)  
 Barton (TX) Camp (MI) Davis (IL)  
 Bean Campbell (CA) Davis (KY)  
 Becerra Cannon Davis, David  
 Berkley Cantor Davis, Jo Ann  
 Berman Capito Davis, Lincoln  
 Berry Capps Davis, Tom  
 Biggert Capuano Deal (GA)  
 Bilbray Cardoza DeFazio  
 Bilirakis Carnahan DeGette  
 Bishop (GA) Carney Delahunt  
 Bishop (NY) Carter DeLauro  
 Bishop (UT) Castle Dent  
 Blackburn Castor Diaz-Balart, L.  
 Blumenauer Chabot Diaz-Balart, M.  
 Blunt Chandler Dicks  
 Boehner Clarke Dingell  
 Bonner Clay Doggett  
 Bono Cleaver Donnelly  
 Boozman Clyburn Doolittle

Frank (MA)	Lucas	Ruppersberger
Franks (AZ)	Lungren, Daniel	Ryan (OH)
Frelinghuysen	E.	Ryan (WI)
Galleghy	Mack	Salazar
Garrett (NJ)	Mahoney (FL)	Sali
Gerlach	Manzullo	Sánchez, Linda
Giffords	Marchant	T.
Gilchrest	Markey	Sanchez, Loretta
Gillibrand	Marshall	Sarbanes
Gillmor	Matheson	Saxton
Gingrey	Matsui	Schakowsky
Gohmert	McCarthy (CA)	Schiff
Gonzalez	McCaul (TX)	Schmidt
Goode	McCollum (MN)	Schwartz
Goodlatte	McCotter	Scott (GA)
Gordon	McDermott	Scott (VA)
Granger	McGovern	Sensenbrenner
Graves	McHenry	Serrano
Green, Al	McHugh	Sessions
Green, Gene	McIntyre	Sestak
Grijalva	McKeon	Shadegg
Gutiérrez	McMorris	Shays
Hall (NY)	Rodgers	Shea-Porter
Hall (TX)	McNerney	Sherman
Hare	McNulty	Shimkus
Harman	Meehan	Shuler
Hastert	Meek (FL)	Shuster
Hastings (FL)	Meeks (NY)	Simpson
Hastings (WA)	Melancon	Sires
Hayes	Mica	Skelton
Heller	Michaud	Slaughter
Hensarling	Miller (FL)	Smith (NE)
Hergert	Miller (MI)	Smith (NJ)
Herseeth Sandlin	Miller (NC)	Smith (TX)
Hinchee	Miller, Gary	Smith (WA)
Hinojosa	Miller, George	Snyder
Hirono	Mitchell	Solis
Hobson	Mollohan	Souder
Hodes	Moore (KS)	Space
Hoekstra	Moore (WI)	Spratt
Holden	Moran (KS)	Stark
Holt	Moran (VA)	Stearns
Honda	Murphy, Patrick	Stupak
Hooley	Murphy, Tim	Sullivan
Hoyer	Musgrave	Sutton
Hulshof	Myrick	Tancredo
Inglis (SC)	Nadler	Tanner
Inslee	Napolitano	Tauscher
Israel	Neugebauer	Taylor
Issa	Nunes	Terry
Jackson (IL)	Oberstar	Thompson (CA)
Jackson-Lee	Oliver	Thompson (MS)
(TX)	Ortiz	Thornberry
Jefferson	Pallone	Tiahrt
Johnson (GA)	Pascrell	Tiberi
Johnson (IL)	Pastor	Tierney
Johnson, E. B.	Paul	Towns
Jones (NC)	Payne	Turner
Jones (OH)	Pearce	Udall (CO)
Jordan	Pence	Udall (NM)
Kagen	Perlmutter	Upton
Kanjorski	Peterson (MN)	Van Hollen
Kaptur	Peterson (PA)	Velázquez
Keller	Petri	Visclosky
Kennedy	Pickering	Walberg
Kildee	Pitts	Walden (OR)
Kilpatrick	Platts	Walz (MN)
Kind	Poe	Wamp
King (IA)	Pomeroy	Wasserman
King (NY)	Porter	Schultz
Kingston	Price (GA)	Waters
Kirk	Price (NC)	Watson
Klein (FL)	Pryce (OH)	Watt
Kline (MN)	Putnam	Waxman
Knollenberg	Rahall	Weiner
Kucinich	Ramstad	Welch (VT)
Kuhl (NY)	Rangel	Weldon (FL)
LaHood	Regula	Weller
Lamborn	Rehberg	Westmoreland
Langevin	Reichert	Wexler
Lantos	Renzi	Whitfield
Larsen (WA)	Reyes	Wicker
Latham	Reynolds	Wilson (NM)
Lee	Rodriguez	Wilson (OH)
Levin	Rogers (AL)	Wilson (SC)
Lewis (CA)	Rogers (KY)	Wolf
Lewis (GA)	Rogers (MI)	Woolsey
Lewis (KY)	Rohrabacher	Wu
Linder	Ros-Lehtinen	Wynn
Lipinski	Roskam	Yarmuth
LoBiondo	Ross	Young (AK)
Loebsack	Rothman	Young (FL)
Lofgren, Zoe	Roybal-Allard	
Lowey	Royce	

NOT VOTING—27

Brady (PA)	Edwards	Hill
Cantor	Fattah	Hunter
Carson	Ferguson	Jindal
Costello	Higgins	Johnson, Sam

Lampson	McCrery	Obey
Larson (CT)	Millender-	Radanovich
LaTourette	McDonald	Rush
Lynch	Murphy (CT)	Walsh (NY)
Maloney (NY)	Murtha	
McCarthy (NY)	Neal (MA)	

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said concurrent resolution was agreed to.

A motion to reconsider the vote whereby the rules were suspended and said concurrent resolution was agreed to was, by unanimous consent, laid on the table.

*Ordered*, That the Clerk request the concurrence of the Senate in said concurrent resolution.

51.34 COMMITTEE ELECTION—MAJORITY

Mr. BECERRA, by direction of the Democratic Caucus, submitted the following privileged resolution (H. Res. 304):

*Resolved*, That the following named Member be, and is hereby, elected to the following standing committee of the House of Representatives:

COMMITTEE ON THE JUDICIARY.—Ms. Baldwin (to rank immediately after Mr. Sherman).

When said resolution was considered and agreed to.

A motion to reconsider the vote whereby said resolution was agreed to was, by unanimous consent, laid on the table.

51.35 LEAVE OF ABSENCE

By unanimous consent, leave of absence was granted—

To Mr. HIGGINS, for today and balance of the week;

To Mr. HILL, for today; and

To Mr. WALSH of New York, for today.

And then,

51.36 ADJOURNMENT

On motion of Mr. GINGREY, at midnight, the House adjourned.

51.37 REPORTS OF COMMITTEES ON PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XIII, reports of committees were delivered to the Clerk for printing and reference to the proper calendar, as follows:

Mr. RAHALL: Committee on Natural Resources. H.R. 886. A bill to enhance ecosystem protection and the range of outdoor opportunities protected by statute in the Skykomish River valley of the State of Washington by designating certain lower-elevation Federal lands as wilderness, and for other purposes (Rept. 110-89). Referred to the Committee of the Whole House on the state of the Union.

Mr. RAHALL: Committee on Natural Resources. H.R. 309. A bill to direct the Secretary of the Interior to establish a demonstration program to facilitate landscape restoration programs within certain units of the National Park System established by law to preserve and interpret resources associated with American history, and for other purposes; with an amendment (Rept. 110-90). Referred to the Committee of the Whole House on the state of the Union.

Mr. RAHALL: Committee on Natural Resources. H.R. 865. A bill to grant rights-of-way for electric transmission lines over cer-

tain Native allotments in the State of Alaska (Rept. 110-91). Referred to the Committee of the Whole House on the state of the Union.

Mr. RAHALL: Committee on Natural Resources. H.R. 285. A bill to establish the Steel Industry National Historic Site in the State of Pennsylvania; with an amendment (Rept. 110-92). Referred to the Committee of the Whole House on the state of the Union.

Mr. RAHALL: Committee on Natural Resources. H.R. 249. A bill to restore the prohibition on the commercial sale and slaughter of wild free-roaming horses and burros (Rept. 110-93). Referred to the Committee of the Whole House on the state of the Union.

Mr. RAHALL: Committee on Natural Resources. H.R. 162. A bill to adjust the boundary of the Barataria Preserve Unit of the Jean Lafitte National Historical Park and Preserve in the State of Louisiana, and for other purposes (Rept. 110-94). Referred to the Committee of the Whole House on the state of the Union.

Mr. RAHALL: Committee on Natural Resources. H.R. 319. A bill to establish the Journey Through Hallowed Ground National Heritage Area, and for other purposes; with an amendment (Rept. 110-95). Referred to the Committee of the Whole House on the state of the Union.

Mr. MCGOVERN: Committee on Rules. House Resolution 301. Resolution providing for consideration of the bill (H.R. 1257) to amend the Securities Exchange Act of 1934 to provide shareholders with an advisory vote on executive compensation (Rept. 110-96). Referred to the House Calendar.

Mr. HASTINGS of Florida: Committee on Rules. House Resolution 302. Resolution providing for consideration of the bill (H.R. 1361) to improve the disaster relief programs of the Small Business Administration, and for other purposes (Rept. 110-97). Referred to the House Calendar.

51.38 PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XII, public bills and resolutions were introduced and severally referred, as follows:

By Mr. LAMBORN (for himself and Mr. BUYER):

H.R. 1863. A bill to direct the Secretary of Veterans Affairs to conduct a two-year pilot program to use a mobile processing unit to perform certain services of the Department of Veterans Affairs; to the Committee on Veterans' Affairs.

By Mr. LAMBORN (for himself and Mr. BUYER):

H.R. 1864. A bill to amend title 38, United States Code, to direct the Secretary of Veterans Affairs to provide for the automated processing of veterans disability compensation claims; to the Committee on Veterans' Affairs.

By Mr. TOM DAVIS of Virginia (for himself, Mr. TURNER, Mr. TOWNS, Mr. MORAN of Virginia, and Mr. BILBRAY):

H.R. 1865. A bill to amend title 31, United States Code, to allow certain local tax debt to be collected through the reduction of Federal tax refunds; to the Committee on Oversight and Government Reform, and in addition to the Committee on Ways and Means, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. CUELLAR (for himself and Mr. AKIN):

H.R. 1866. A bill to amend title XVIII of the Social Security Act to provide payment under part A of the Medicare Program on a reasonable cost basis for anesthesia services furnished by an anesthesiologist in certain rural hospitals in the same manner as payments are provided for anesthesia services

furnished by anesthesiologist assistants and certified registered nurse anesthetists in such hospitals; to the Committee on Ways and Means.

By Mr. BAIRD (for himself, Mr. EHLERS, Mr. GORDON, Ms. HOOLEY, Mr. BILBRAY, Mr. MCNERNEY, and Mr. HILL):

H.R. 1867. A bill to authorize appropriations for fiscal years 2008, 2009, and 2010 for the National Science Foundation, and for other purposes; to the Committee on Science and Technology.

By Mr. WU (for himself, Mr. GINGREY, Mr. GORDON, Mr. HALL of Texas, Mr. MITCHELL, and Mr. EHLERS):

H.R. 1868. A bill to authorize appropriations for the National Institute of Standards and Technology for fiscal years 2008, 2009, and 2010, and for other purposes; to the Committee on Science and Technology.

By Ms. VELÁZQUEZ:

H.R. 1869. A bill to enhance the ability of community banks to foster economic growth and serve their communities, boost small businesses, increase individual savings, and for other purposes; to the Committee on Financial Services, and in addition to the Committees on Ways and Means, and Small Business, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. TOWNS (for himself, Mr. WAXMAN, Mrs. MALONEY of New York, Mr. KUCINICH, and Mr. MURPHY of Connecticut):

H.R. 1870. A bill to amend title 31, United States Code, to prohibit delinquent Federal debtors from being eligible to enter into Federal contracts, and for other purposes; to the Committee on Oversight and Government Reform, and in addition to the Committee on Ways and Means, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mrs. GILLIBRAND (for herself, Mrs. BONO, Mr. HIGGINS, Mr. MCNERNEY, Mrs. BOYDA of Kansas, Mr. RUPPERSBERGER, Mr. BISHOP of Georgia, Mr. BARROW, Mr. PETERSON of Minnesota, Mr. LINCOLN DAVIS of Tennessee, Mr. PATRICK MURPHY of Pennsylvania, Mr. ARCURI, Mr. BOSWELL, Mr. SHULER, Mr. ELLSWORTH, Mr. ALTMIRE, Mr. WILSON of Ohio, Mr. CARNEY, Mr. McNULTY, Ms. SHEAPORTER, Ms. SUTTON, Mr. MAHONEY of Florida, Ms. HARMAN, Ms. CASTOR, Mr. WALZ of Minnesota, Ms. CLARKE, Mr. HARE, Mr. ISRAEL, Mr. CROWLEY, Mr. HINCHEY, Mr. DONNELLY, Mr. YARMUTH, Mr. LOEBSACK, Ms. HIRONO, Mr. PERLMUTTER, Mr. COURTNEY, and Mr. JOHNSON of Georgia):

H.R. 1871. A bill to amend the Internal Revenue Code of 1986 to increase, expand the availability of, and repeal the sunset with respect to, the dependent care tax credit; to the Committee on Ways and Means.

By Mr. JOHNSON of Georgia:

H.R. 1872. A bill to amend title 18, United States Code, to give investigators and prosecutors the tools they need to combat public corruption; to the Committee on the Judiciary.

By Mr. BRALEY of Iowa (for himself, Mr. CHABOT, and Ms. VELÁZQUEZ):

H.R. 1873. A bill to reauthorize the programs and activities of the Small Business Administration relating to procurement, and for other purposes; to the Committee on Small Business.

By Mr. ANDREWS:

H.R. 1874. A bill to amend chapter 44 of title 18, United States Code, to require microstamping of all firearms manufactured

in or imported into the United States, and ballistics testing of all firearms in the custody of the Federal Government; to the Committee on the Judiciary.

By Mr. BOREN (for himself and Mr. SULLIVAN):

H.R. 1875. A bill to amend the Internal Revenue Code of 1986 to permanently extend the Indian employment credit and the depreciation rules for property used predominantly within an Indian reservation; to the Committee on Ways and Means.

By Mr. ANDREWS (for himself and Mr. LEWIS of Kentucky):

H.R. 1876. A bill to amend the Internal Revenue Code of 1986 to exclude from gross income of individual taxpayers discharges of indebtedness attributable to certain forgiven residential mortgage obligations; to the Committee on Ways and Means.

By Mr. BECERRA (for himself, Mr. GRIJALVA, Mr. EHLERS, and Mr. SHIMKUS):

H.R. 1877. A bill to authorize the cancellation of Perkins Loans for students who perform public service as librarians in low-income schools and public libraries; to the Committee on Education and Labor.

By Ms. CORRINE BROWN of Florida (for herself, Mr. CONYERS, and Mr. ETHERIDGE):

H.R. 1878. A bill to amend title XIX of the Social Security Act to permit States, at their option, to require certain individuals to present satisfactory documentary evidence of proof of citizenship or nationality for purposes of eligibility for Medicaid, and for other purposes; to the Committee on Energy and Commerce.

By Mr. CARTER:

H.R. 1879. A bill to direct the Secretary of Veterans Affairs to convey the Department of Veterans Affairs Medical Center located in Marlin, Texas, to the State of Texas; to the Committee on Veterans' Affairs.

By Ms. DELAURO (for herself, Ms. JACKSON-LEE of Texas, Mr. TOWNS, Mr. MCDERMOTT, Ms. MATSUI, Mr. SHAYS, Mr. HINOJOSA, Mr. HONDA, Mr. LARSON of Connecticut, and Mr. MURPHY of Connecticut):

H.R. 1880. A bill to amend the National and Community Service Act of 1990 to establish a Summer of Service State grant program, a Summer of Service national direct grant program, and related national activities, and for other purposes; to the Committee on Education and Labor.

By Mr. DOYLE (for himself, Mr. SMITH of New Jersey, Mr. ENGEL, and Mr. PICKERING):

H.R. 1881. A bill to improve support and services for individuals with autism and their families; to the Committee on Energy and Commerce.

By Mr. EVERETT (for himself, Mr. BONNER, Mr. ROGERS of Alabama, Mr. CRAMER, and Mr. BACHUS):

H.R. 1882. A bill to amend the Internal Revenue Code of 1986 to authorize agricultural producers to establish and contribute to tax-exempt farm risk management accounts in lieu of obtaining federally subsidized crop insurance or noninsured crop assistance, to provide for contributions to such accounts by the Secretary of Agriculture, to specify the situations in which amounts may be paid to producers from such accounts, and to limit the total amount of such distributions to a producer during a taxable year, and for other purposes; to the Committee on Ways and Means, and in addition to the Committee on Agriculture, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. FOSSELLA:

H.R. 1883. A bill to codify procedures regarding naturalization ceremonies conducted

by the Secretary of Homeland Security; to the Committee on the Judiciary.

By Mr. GORDON (for himself and Mr. PITTS):

H.R. 1884. A bill to amend the Public Health Service Act to provide for the participation of optometrists in the National Health Service Corps scholarship and loan repayment programs, and for other purposes; to the Committee on Energy and Commerce.

By Mr. GRIJALVA (for himself and Ms. GIFFORDS):

H.R. 1885. A bill to establish the Santa Cruz Valley National Heritage Area in the State of Arizona, and for other purposes; to the Committee on Natural Resources.

By Mr. HINCHEY:

H.R. 1886. A bill to prevent public financing of oil or gas field development projects, surveying or extraction activities, processing facilities, pipelines, or terminals, or other oil and gas production or distribution operations or facilities, and for other purposes; to the Committee on Financial Services, and in addition to the Committee on Foreign Affairs, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. HINCHEY:

H.R. 1887. A bill to amend the Internal Revenue Code of 1986 to extend the financing for Superfund for purposes of cleanup activities with respect to those Superfund sites for which removal and remedial action is estimated to cost more than \$50 million, and for other purposes; to the Committee on Ways and Means, and in addition to the Committees on Energy and Commerce, and Transportation and Infrastructure, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. HOEKSTRA (for himself, Mr. BAIRD, Mr. WALSH of New York, Mr. FRANKS of Arizona, Mr. AKIN, Ms. JACKSON-LEE of Texas, Mr. GRIJALVA, Mr. KNOLLENBERG, Mr. CLAY, Mr. MOORE of Kansas, Mr. CHABOT, Mr. ROGERS of Michigan, Mr. EHLERS, Mr. GARY G. MILLER of California, Mr. MCHUGH, Mr. UPTON, Mr. SOUDER, Mr. GILLMOR, Mr. MCCOTTER, Mr. DAVIS of Kentucky, Mr. GERLACH, Mr. DOYLE, Mr. KELLER, Mr. CALVERT, Mrs. MUSGRAVE, Mr. PLATTS, Mr. ENGLISH of Pennsylvania, Mr. GONZALEZ, and Mr. LARSON of Connecticut):

H.R. 1888. A bill to amend the Internal Revenue Code of 1986 to provide a shorter recovery period for the depreciation of certain systems installed in nonresidential buildings; to the Committee on Ways and Means.

By Mr. HOLDEN (for himself, Mr. LOBIONDO, Mr. ELLSWORTH, Mr. MURTHA, Mr. BRADY of Pennsylvania, Ms. KILPATRICK, Mrs. MCCARTHY of New York, Ms. JACKSON-LEE of Texas, Mr. MILLER of Florida, and Mr. LAHOOD):

H.R. 1889. A bill to require prisons and other correctional facilities holding Federal prisoners under a contract with the Federal Government to make the same information available to the public that Federal prisons and correctional facilities are required to do by law; to the Committee on the Judiciary.

By Mr. HOLDEN (for himself, Mr. LOBIONDO, Mr. ELLSWORTH, Mr. MURTHA, Mr. BRADY of Pennsylvania, Ms. KILPATRICK, Mrs. MCCARTHY of New York, Ms. JACKSON-LEE of Texas, Mr. MILLER of Florida, and Mr. LAHOOD):

H.R. 1890. A bill to ensure that the incarceration of inmates is not provided by private contractors or vendors and that persons charged with or convicted of an offense against the United States shall be housed in

facilities managed and maintained by Federal, State, or local governments; to the Committee on the Judiciary.

By Mr. KENNEDY (for himself, Mr. THOMPSON of Mississippi, Mr. LANGEVIN, Ms. JACKSON-LEE of Texas, Mr. BLUMENAUER, Mr. GRIJALVA, Ms. ZOE LOFGREN of California, Mr. GONZALEZ, and Mr. COHEN):

H.R. 1891. A bill to promote the development of disaster plans that will protect the maximum number of citizens; to foster public trust, confidence, and cooperation with these plans; and to encourage greater public participation in homeland security by allowing the American people to have a direct and influential role in developing and modifying community disaster preparedness, response, recovery, and mitigation plans in collaboration with government officials, emergency managers, health authorities, and professional responders, and for other purposes; to the Committee on Transportation and Infrastructure, and in addition to the Committees on Energy and Commerce, and Homeland Security, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. LIPINSKI (for himself, Mr. MCINTYRE, Mr. SHULER, Mr. ELLSWORTH, Mr. MELANCON, and Mr. DONNELLY):

H.R. 1892. A bill to direct the Secretary of Health and Human Services to provide for the establishment and maintenance of a National Amniotic and Placental Stem Cell Bank; to the Committee on Energy and Commerce.

By Mrs. LOWEY:

H.R. 1893. A bill to amend the Federal Hazardous Substances Act to require the inclusion of warning labels on Internet and catalogue advertising of certain toys and games; to the Committee on Energy and Commerce.

By Mrs. MCCARTHY of New York:

H.R. 1894. A bill to provide for the construction and renovation of child care facilities, and for other purposes; to the Committee on Financial Services.

By Mrs. MCCARTHY of New York:

H.R. 1895. A bill to improve the tracking of stolen firearms and firearms used in a crime, to allow more frequent inspections of gun dealers to ensure compliance with Federal gun law, to enhance the penalties for gun trafficking, and for other purposes; to the Committee on the Judiciary.

By Ms. MCCOLLUM of Minnesota (for herself, Mr. OBERSTAR, and Mr. ELLISON):

H.R. 1896. A bill to amend the Individuals with Disabilities Education Act to fully fund 40 percent of the average per pupil expenditure for programs under part B of that Act; to the Committee on Education and Labor.

By Mr. PAUL:

H.R. 1897. A bill to protect the second amendment rights of individuals to carry firearms in units of the National Park System, and for other purposes; to the Committee on Natural Resources.

By Mr. PAUL:

H.R. 1898. A bill to amend the Internal Revenue Code of 1986 to allow individuals a credit against income tax for medical expenses for dependents; to the Committee on Ways and Means.

By Mr. PAUL:

H.R. 1899. A bill to amend part A of title XVIII of the Social Security Act to clarify that facilities designated as critical access hospitals may use beds certified for such hospitals for assisted living; to the Committee on Ways and Means.

By Mr. RAHALL:

H.R. 1900. A bill to amend title 38, United States Code, to extend eligibility for pension benefits under laws administered by the Sec-

retary of Veterans Affairs to veterans who received an expeditionary medal during a period of military service other than a period of war; to the Committee on Veterans' Affairs.

By Mr. RAHALL:

H.R. 1901. A bill to amend title 38, United States Code, to extend eligibility for pension benefits under laws administered by the Secretary of Veterans Affairs to veterans who served during certain periods of time in specified locations; to the Committee on Veterans' Affairs.

By Mr. RUSH (for himself, Mr. WAXMAN, Mr. MARKEY, Mr. BUTTERFIELD, Mr. DOYLE, Ms. SCHAKOWSKY, and Mr. DINGELL):

H.R. 1902. A bill to prohibit brand name drug companies from compensating generic drug companies to delay the entry of a generic drug into the market, and for other purposes; to the Committee on Energy and Commerce, and in addition to the Committee on the Judiciary, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. TOWNS:

H.R. 1903. A bill to amend the Public Health Service Act and Employee Retirement Income Security Act of 1974 to require that group and individual health insurance coverage and group health plans provide coverage for reconstructive prosthetic urology surgery if they provide coverage for prostate cancer treatment; to the Committee on Energy and Commerce, and in addition to the Committee on Education and Labor, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mrs. WILSON of New Mexico (for herself and Mr. UDALL of New Mexico):

H.R. 1904. A bill to provide assistance to the State of New Mexico for the development of comprehensive State water plans, and for other purposes; to the Committee on Natural Resources.

By Mrs. MCCARTHY of New York (for herself, Mr. PLATTS, Mr. GEORGE MILLER of California, Mr. MICHAUD, and Mr. ELLISON):

H. Con. Res. 112. Concurrent resolution supporting the goals and ideas of a National Child Care Worthy Wage Day; to the Committee on Education and Labor.

By Mr. CARNEY (for himself, Mr. JONES of North Carolina, Mr. HOLDEN, Mr. REYES, Mr. MELANCON, Mr. MEEHAN, and Mr. DOYLE):

H. Con. Res. 113. Concurrent resolution recognizing the important contributions and tremendous potential of military ground robotics and expressing the support of the Congress for continued funding and development of Unmanned Ground Vehicles; to the Committee on Armed Services.

By Mr. CLEAVER (for himself, Mr. RANGEL, and Mr. BLUNT):

H. Con. Res. 114. Concurrent resolution encouraging recognition of February 13th of each year for the founding for the Negro Leagues in Kansas City, Missouri; to the Committee on Oversight and Government Reform.

By Mr. HASTINGS of Florida (for himself, Ms. KAPTUR, and Mr. LEVIN):

H. Con. Res. 115. Concurrent resolution urging all sides to the current political crisis in Ukraine to act responsibly and use dialogue to resolve the crisis and ensure a free and transparent democratic system in Ukraine based on the rule of law; to the Committee on Foreign Affairs.

By Mr. McDERMOTT (for himself and Mr. WELLER):

H. Res. 299. A resolution expressing the sense of the House of Representatives that Congress should increase public awareness of child abuse and neglect and should continue to work with the States to reduce the incidence of child abuse and neglect through such programs as the Child Welfare Services and Promoting Safe and Stable Families programs; to the Committee on Ways and Means.

By Mr. PALLONE (for himself, Ms. KILPATRICK, Mr. SIREs, Mr. HOLT, Mr. PASCRELL, Mr. PAYNE, Mr. ROTHMAN, Mr. GARRETT of New Jersey, Mr. FERGUSON, Mr. LOBIONDO, Mr. SAXTON, Mr. FRELINGHUYSEN, Mr. ANDREWS, Mr. SMITH of New Jersey, Ms. WATSON, Mr. McDERMOTT, Ms. LEE, Mr. HINCHEY, Mr. LEWIS of Georgia, Ms. CARSON, Mr. COHEN, Mrs. JONES of Ohio, Mr. AL GREEN of Texas, Mr. GEORGE MILLER of California, Mrs. CAPPS, Ms. CORRINE BROWN of Florida, Ms. SOLIS, Mr. HOYER, Mr. TOWNS, Mr. CONYERS, Mr. WYNN, Ms. EDDIE BERNICE JOHNSON of Texas, and Ms. SCHAKOWSKY):

H. Res. 300. A resolution commending the achievements of the Rutgers University women's basketball team and applauding the character and integrity of their student-athletes; to the Committee on Education and Labor.

By Mrs. GILLIBRAND:

H. Res. 303. A resolution expressing the sense of the House of Representatives that a day ought to be established to bring awareness to the issue of missing persons; to the Committee on Oversight and Government Reform.

By Mr. BECERRA:

H. Res. 304. A resolution electing a Member to a certain standing committee of the House of Representatives; considered and agreed to.

By Mrs. DRAKE (for herself, Mr. SMITH of Washington, Mr. THORNBERRY, Mr. HAYES, Mr. MCINTYRE, Mr. SKELTON, Mr. HUNTER, Ms. CASTOR, Mr. CONAWAY, Mr. SAXTON, Mr. KLINE of Minnesota, Mr. COOPER, Mr. ELLSWORTH, Mr. ORTIZ, Mr. TURNER, Mr. MILLER of Florida, Mr. CALVERT, Mr. MARSHALL, Mrs. GILLIBRAND, Mr. ANDREWS, Ms. SHEA-PORTER, and Mr. UDALL of Colorado):

H. Res. 305. A resolution honoring the 53,000 soldiers, sailors, airmen, Marines, and civilians that comprise the Nation's special operations forces community; to the Committee on Armed Services.

By Mr. BOUCHER (for himself, Mr. WOLF, Mr. MORAN of Virginia, Mr. GOODLATTE, Mr. SCOTT of Virginia, Mr. TOM DAVIS of Virginia, Mr. GOODE, Mr. CANTOR, Mrs. JO ANN DAVIS of Virginia, Mr. FORBES, and Mrs. DRAKE):

H. Res. 306. A resolution offering heartfelt condolences to the victims and their families regarding the horrific violence at Virginia Tech in Blacksburg, Virginia, and to the students, faculty, administration and staff and their families who have been deeply affected by the tragic events that occurred there; to the Committee on Education and Labor.

By Mr. DAVIS of Illinois (for himself, Mr. TOM DAVIS of Virginia, Mr. MARCHANT, Mr. CLAY, Mr. CUMMINGS, Ms. JACKSON-LEE of Texas, Mr. WAXMAN, Mr. WYNN, Mr. REYES, Mr. THOMPSON of Mississippi, Mr. FATTAH, Mr. MORAN of Virginia, Mr. SARBANES, Mr. HOYER, Mr. ORTIZ, Mr. BRADY of Pennsylvania, Mrs. MALONEY of New York, Mr. SMITH of Washington, Mr. HOLT, Ms. NORTON, Mr. McHUGH, Ms. DELAURO, Mr. VAN HOLLEN, Mr. CARNEY, Mr. RANGEL,

and Ms. LINDA T. SÁNCHEZ of California):

H. Res. 307. A resolution expressing the sense of the House of Representatives that public servants should be commended for their dedication and continued service to the Nation during Public Service Recognition Week, May 7 through 13, 2007; to the Committee on Oversight and Government Reform.

By Mr. DAVIS of Illinois:

H. Res. 308. A resolution remembering and honoring the life and achievements of Jackie Robinson on the 60th anniversary of integrated Major League Baseball; to the Committee on Oversight and Government Reform.

By Mr. ENGEL (for himself and Mr. KIRK):

H. Res. 309. A resolution expressing the sense of the House of Representatives that the United States should support independence for Kosovo; to the Committee on Foreign Affairs.

By Mr. HASTINGS of Florida (for himself, Mr. ROGERS of Michigan, Mr. LANTOS, Mr. REYES, Mr. HOEKSTRA, Ms. ESHOO, Mr. ISSA, Ms. SLAUGHTER, Mr. THOMPSON of Mississippi, Mr. FILNER, Mr. KENNEDY, Ms. SOLIS, Ms. KILPATRICK, Ms. LEE, Mr. PAYNE, Mr. BECERRA, Mr. RODRIGUEZ, Mr. SMITH of Washington, Mr. WEXLER, Ms. WASSERMAN SCHULTZ, Mr. TIERNEY, and Mr. BOYD of Florida):

H. Res. 310. A resolution condemning in the strongest terms the terrorist attacks that occurred in Casablanca, Morocco, on April 10 and 14, 2007, and in Algiers, Algeria, on April 11, 2007; to the Committee on Foreign Affairs.

By Mr. LATHAM:

H. Res. 311. A resolution congratulating Iowa State University for its efforts to refurbish and rededicate Morrill Hall; to the Committee on Education and Labor.

By Mr. LOEBSACK (for himself, Mr. BOSWELL, Mr. LATHAM, Mr. BRALEY of Iowa, and Mr. KING of Iowa):

H. Res. 312. A resolution congratulating Zach Johnson on his victory in the 2007 Masters golf tournament; to the Committee on Oversight and Government Reform.

By Mr. ORTIZ (for himself, Mr. TOM DAVIS of Virginia, Mr. BRADY of Pennsylvania, Mr. TAYLOR, Mrs. BOYDA of Kansas, Ms. LORETTA SANCHEZ of California, Mr. HARE, Ms. CLARKE, Mr. WOLF, Mr. RYAN of Ohio, Ms. BORDALLO, Mr. SHAYS, Ms. JACKSON-LEE of Texas, Mr. BOSWELL, Ms. EDDIE BERNICE JOHNSON of Texas, Mr. BARTLETT of Maryland, Mr. HINOJOSA, Mr. RUPPERSBERGER, Mr. BRALEY of Iowa, Mr. HAYES, Mr. ABERCROMBIE, Mr. UDALL of Colorado, Mr. LAMPSON, Mr. REYES, Mr. MCGOVERN, Ms. SHEA-PORTER, and Mr. MCNERNEY):

H. Res. 313. A resolution recognizing and commending all of the volunteers and supporters of Our Military Kids, Inc., for their efforts in awarding grants to over 1,100 school-aged children of deployed and severely injured National Guard and Reserve personnel in 49 states and the District of Columbia; to the Committee on Armed Services.

By Mr. WEXLER (for himself, Mr. FEENEY, Mr. BERMAN, Mr. COBLE, Mr. SCHIFF, Mr. GOODLATTE, Mr. SMITH of Texas, Mr. SMITH of Washington, Mrs. BONO, Ms. WATSON, and Mr. ISSA):

H. Res. 314. A resolution supporting the goals of World Intellectual Property Day, and for other purposes; to the Committee on the Judiciary.

#### 151.39 ADDITIONAL SPONSORS

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

H.R. 19: Mr. DEAL of Georgia.  
 H.R. 23: Ms. CARSON, Mr. LOBIONDO, Mr. OBERSTAR, Mr. RUPPERSBERGER, Mr. COSTELLO, Mr. WAXMAN, Mr. SALAZAR, Mr. LARSEN of Washington, Mr. MCCOTTER, Ms. SUTTON, Mr. MARCHANT, and Ms. DELAURO.  
 H.R. 25: Mr. BILBRAY.  
 H.R. 45: Mr. LANTOS.  
 H.R. 63: Mr. WHITFIELD and Mr. CHABOT.  
 H.R. 67: Mr. SOUDER.  
 H.R. 91: Mr. JONES of North Carolina and Mr. GORDON.  
 H.R. 154: Mr. ENGEL.  
 H.R. 156: Mr. RAHALL, Mr. BRADY of Pennsylvania, and Mr. CARNEY.  
 H.R. 174: Mr. COHEN and Mr. ABERCROMBIE.  
 H.R. 176: Mr. GRIJALVA, Mrs. CHRISTENSEN, Mr. RANGEL, Mr. MEEHAN, Mr. PAYNE, Mr. TOWNS, Mr. LANTOS, Mr. CONYERS, Ms. CORRINE BROWN of Florida, Mr. ENGEL, Mr. BURTON of Indiana, Mr. MCDERMOTT, Mr. DELAHUNT, and Mr. WATT.  
 H.R. 178: Mr. GRIJALVA, Mr. COHEN, Mr. WAXMAN, Ms. SCHAKOWSKY, Mr. RANGEL, Mr. BUTTERFIELD, Mr. CONYERS, and Ms. CARSON.  
 H.R. 180: Mr. NEAL of Massachusetts, Mr. ENGEL, Mr. NADLER, Mr. LAHOOD, and Ms. WASSERMAN SCHULTZ.  
 H.R. 192: Mr. SHAYS.  
 H.R. 219: Mr. TANCREDO and Mr. GERLACH.  
 H.R. 221: Mr. SALLI.  
 H.R. 241: Mr. SESSIONS and Mr. WAMP.  
 H.R. 255: Mr. ISSA.  
 H.R. 278: Mr. MOORE of Kansas and Mr. DOGGETT.  
 H.R. 281: Mr. WU, Mr. MCNERNEY, Mr. ABERCROMBIE, Ms. CLARKE, Ms. BERKLEY, Ms. LINDA T. SÁNCHEZ of California, and Ms. ZOE LOFGREN of California.  
 H.R. 303: Mrs. MCCARTHY of New York.  
 H.R. 346: Mr. BROWN of South Carolina, Mr. SHUSTER, and Mr. SCOTT of Georgia.  
 H.R. 359: Ms. MCCOLLUM of Minnesota and Mr. WAXMAN.  
 H.R. 367: Mrs. McMORRIS RODGERS.  
 H.R. 404: Mr. GOODLATTE.  
 H.R. 405: Mr. WAMP, Mr. ETHERIDGE, Mr. HINOJOSA, and Ms. HIRONO.  
 H.R. 406: Ms. SHEA-PORTER, Mr. MORAN of Virginia, Mr. SHERMAN, Mr. CONYERS, Mr. LANTOS, Mr. CUMMINGS, Ms. JACKSON-LEE of Texas, and Mr. KILDEE.  
 H.R. 418: Mrs. MCCARTHY of New York.  
 H.R. 436: Mr. SMITH of Nebraska, Mr. FOSSELLA, and Mr. PITTS.  
 H.R. 443: Mrs. EMERSON.  
 H.R. 445: Mrs. EMERSON.  
 H.R. 463: Mr. MCINTYRE.  
 H.R. 464: Mr. COHEN and Ms. MOORE of Wisconsin.  
 H.R. 468: Mr. HINOJOSA.  
 H.R. 503: Mr. EMANUEL, Ms. CLARKE, Mr. CONYERS, Mrs. LOWEY, Ms. NORTON, and Mr. PRICE of North Carolina.  
 H.R. 522: Ms. WASSERMAN SCHULTZ.  
 H.R. 526: Mr. RAHALL.  
 H.R. 549: Ms. SHEA-PORTER, Mr. MCNERNEY, Ms. SUTTON, and Mr. TIAHRT.  
 H.R. 583: Mr. CAPUANO, Mr. MCINTYRE, Mr. CHANDLER, Mr. EMANUEL, Mr. ISSA, Mr. HODES, Mr. JONES of North Carolina, Mr. HAYES, Mr. WU, Mr. CANNON, Mr. KILDEE, Mr. TAYLOR, Ms. SCHAKOWSKY, and Mrs. MCCARTHY of New York.  
 H.R. 592: Mr. HIGGINS and Mr. CUMMINGS.  
 H.R. 612: Ms. SHEA-PORTER.  
 H.R. 618: Mr. BURTON of Indiana.  
 H.R. 628: Mr. FORBES, Mr. GOODLATTE, and Mr. LINCOLN DAVIS of Tennessee.  
 H.R. 633: Mr. JOHNSON of Georgia.  
 H.R. 657: Mr. MARSHALL.  
 H.R. 667: Mr. LANTOS and Mr. WYNN.  
 H.R. 676: Ms. SCHAKOWSKY, Mr. KILDEE, and Ms. CORRINE BROWN of Florida.

H.R. 690: Mr. LINCOLN DIAZ-BALART of Florida, Mr. PRICE of North Carolina, Mr. ROSS, Mr. JINDAL, and Mrs. CAPPS.

H.R. 695: Mr. BECERRA, Mr. LARSON of Connecticut, Ms. MCCOLLUM of Minnesota, Mr. WEXLER, Mr. ABERCROMBIE, Mr. JOHNSON of Georgia, Mr. OLVER, Mr. CONAWAY, Mr. LOBIONDO, Mr. HOYER, Ms. DELAURO, Ms. LEE, Mr. CAPUANO, Mr. WYNN, Mrs. JONES of Ohio, and Ms. EDDIE BERNICE JOHNSON of Texas.

H.R. 711: Mr. BAKER.

H.R. 718: Mr. UDALL of Colorado, Mr. MILLER of North Carolina, Mr. OBERSTAR, Mr. JINDAL, Mrs. TAUSCHER, Mr. POE, and Mr. WAMP.

H.R. 728: Mr. PETERSON of Minnesota, Mr. CUMMINGS, and Mr. Carney.

H.R. 729: Mr. WAXMAN.

H.R. 734: Mr. COLE of Oklahoma, Mr. SHAYS, and Mr. ORTIZ.

H.R. 736: Mrs. CAPITO.

H.R. 741: Mr. MCCOTTER, Mr. SARBANES, Mr. HINCHEY, Mr. NADLER, Mr. HIGGINS, Mr. PETRI, Mr. MOORE of Kansas, Mr. BISHOP of New York, and Mr. KUHL of New York.

H.R. 743: Mr. SMITH of Nebraska.

H.R. 748: Mr. LEVIN, Mr. RAMSTAD, Mr. BERRY, Mr. RAHALL, Mr. BISHOP of Georgia, Mr. SNYDER, Mr. WHITFIELD, and Mr. MARSHALL.

H.R. 758: Mr. WAMP, Ms. KAPTUR, Mr. COHEN, and Ms. ROS-LEHTINEN.

H.R. 760: Mr. LYNCH, Ms. BALDWIN, Mr. HINCHEY, Mr. RUPPERSBERGER, Mr. WU, Mrs. MCCARTHY of New York, Mr. STARK, Mrs. MALONEY of New York, Mr. BRADY of Pennsylvania, Mrs. CAPPS, and Mr. RUSH.

H.R. 769: Mrs. MUSGRAVE.

H.R. 782: Mr. REYNOLDS.

H.R. 784: Mr. CANTOR, Mr. DAVIS of Kentucky, Mr. ROSS, Mr. TOM DAVIS of Virginia, Mr. BOYD of Florida, Ms. KILPATRICK, and Mr. ROGERS of Alabama.

H.R. 806: Mr. RAHALL.

H.R. 811: Mr. SAXTON, Ms. CARSON, Mr. SIREN, Ms. MOORE of Wisconsin, Mr. HILL, Mr. YARMUTH, Mr. BARROW, and Mr. SARBANES.

H.R. 821: Mrs. MALONEY of New York, Ms. NORTON, and Mr. MEEKS of New York.

H.R. 823: Mr. ISRAEL, Mr. BLUMENAUER, Ms. MATSUI, Mr. INSLEE, Mrs. DAVIS of California, Mr. ELLISON, and Mr. WYNN.

H.R. 829: Mr. CARNEY.

H.R. 878: Mr. LEVIN.

H.R. 882: Mr. HINOJOSA, Mr. JINDAL, and Mr. HINCHEY.

H.R. 891: Ms. ESHOO, Mr. KING of New York, Mr. OLVER, Mr. ARCURI, Mrs. TAUSCHER, and Mr. ENGEL.

H.R. 897: Mr. DAVIS of Illinois.

H.R. 916: Mr. ROTHMAN and Mr. MEEK of Florida.

H.R. 917: Mr. LATHAM.

H.R. 923: Mr. HINOJOSA and Mr. MCCOTTER.  
 H.R. 943: Mr. MOORE of Kansas, Mr. MAHONEY of Florida, and Mr. LINCOLN DAVIS of Tennessee.

H.R. 947: Ms. DELAURO.

H.R. 962: Mr. WAXMAN.

H.R. 970: Mr. EHLERS and Mrs. BONO.

H.R. 971: Mr. REHBERG, Mr. ARCURI, and Mr. BISHOP of New York.

H.R. 980: Mr. WEXLER, Mr. COOPER, Mr. GONZALEZ, Mr. KIRK, Mr. MILLER of North Carolina, Mr. LEWIS of Georgia, Mr. RYAN of Ohio, Mr. PAYNE, Mr. MEEK of Florida, Mr. DAVID DAVIS of Tennessee, Mr. RAHALL, Mrs. DAVIS of California, Mr. POMEROY, Ms. SOLIS, Mr. GORDON, Mr. MEEKS of New York, Mr. BISHOP of New York, Mr. COURTNEY, Mr. PETRI, and Mr. BRALEY of Iowa.

H.R. 989: Mr. LINCOLN DAVIS of Tennessee, Mr. JINDAL, and Mr. SESSIONS.

H.R. 997: Mr. REGULA, Mr. BILIRAKIS, Mr. INGLIS of South Carolina, Mr. GOHMERT, Mr. GRAVES, Mr. DEAL of Georgia, Mr. LINCOLN DAVIS of Tennessee, and Mr. SOUDER.



- H.R. 1017: Mrs. CAPPS and Ms. LORETTA SANCHEZ of California.  
H.R. 1023: Mr. HASTINGS of Florida.  
H.R. 1026: Mr. PAYNE, Mr. BOUSTANY, Mr. BONNER, Mr. PAUL, Mr. BERRY, Mr. BOSWELL, Mr. GORDON, and Mr. WALZ of Minnesota.  
H.R. 1028: Mr. PETERSON of Minnesota and Mr. HINOJOSA.  
H.R. 1031: Mr. FILNER.  
H.R. 1032: Mr. ALLEN.  
H.R. 1056: Mr. MILLER of Florida.  
H.R. 1057: Mr. MILLER of Florida.  
H.R. 1058: Mr. MILLER of Florida.  
H.R. 1061: Mr. SHAYS.  
H.R. 1064: Mr. MILLER of North Carolina, Mr. OLVER, Ms. LINDA T. SANCHEZ of California, Ms. WOOLSEY, Mr. PERLMUTTER, Mr. GONZALEZ, Ms. SUTTON, Mr. JOHNSON of Georgia, Mr. EMANUEL, Mr. DOYLE, Ms. BEAN, Ms. CORRINE BROWN of Florida, Mr. RUPPERSBERGER, Ms. CARSON, Mr. HIGGINS, Mrs. CAPPS, Ms. JACKSON-LEE of Texas, Mr. GORDON of Tennessee, Mr. WALZ of Minnesota, Ms. MATSUI, Mr. ROTHMAN, Mr. LANTOS, and Mr. HALL of New York.  
H.R. 1070: Mr. COHEN and Ms. JACKSON-LEE of Texas.  
H.R. 1072: Ms. ZOE LOFGREN of California and Mr. JACKSON of Illinois.  
H.R. 1073: Mr. LOBONDO, Ms. CORRINE BROWN of Florida, Mr. MCCOTTER, Mr. HIGGINS, Ms. SUTTON, and Mr. ROTHMAN.  
H.R. 1076: Mr. LARSEN of Washington, Mr. MANZULLO, and Mrs. GILLIBRAND.  
H.R. 1084: Mr. BERMAN.  
H.R. 1092: Mr. FERGUSON, Mrs. TAUSCHER, Mr. FILNER, Mr. FATTAH, Mr. LANTOS, Ms. JACKSON-LEE of Texas, Mr. GRIJALVA, Mrs. MCCARTHY of New York, Mr. ELLISON, Mr. PERLMUTTER, and Mr. HARE.  
H.R. 1093: Mr. BERRY.  
H.R. 1094: Mr. JONES of North Carolina.  
H.R. 1095: Mr. TERRY.  
H.R. 1098: Mr. CARNAHAN and Mr. ABERCROMBIE.  
H.R. 1102: Mr. TIBERI, Mr. HIGGINS, Ms. ZOE LOFGREN of California, and Mr. ENGLISH of Pennsylvania.  
H.R. 1103: Ms. DEGETTE, Mr. WAXMAN, Ms. SCHAKOWSKY, Mr. PAYNE, Mrs. CAPPS, and Mr. BLUMENAUER.  
H.R. 1108: Mr. BRALEY of Iowa.  
H.R. 1142: Mr. LANTOS, Mr. MCNERNEY, Mr. PORTER, Mr. BOREN, Mr. MILLER of North Carolina, Mr. PATRICK MURPHY of Pennsylvania, and Mr. RAHALL.  
H.R. 1157: Mr. MARSHALL, Mr. FRANKS of Arizona, Mr. REYNOLDS, Mr. HIGGINS, Mr. UDALL of Colorado, Mr. PATRICK MURPHY of Pennsylvania, and Mr. FOSSELLA.  
H.R. 1187: Mr. WAXMAN, Mrs. CAPPS, and Ms. ESHOO.  
H.R. 1190: Mr. BOREN, Mrs. MALONEY of New York, Mr. JEFFERSON, Mr. MARSHALL, Mrs. MCCARTHY of New York, Ms. NORTON, Mr. BURTON of Indiana, Ms. ROS-LEHTINEN, Mr. CLAY, and Mr. DOYLE.  
H.R. 1192: Mr. FILNER and Mr. GENE GREEN of Texas.  
H.R. 1194: Mr. MEEK of Florida, Mr. MANZULLO, Mr. RUPPERSBERGER, Mr. JEFFERSON, Mr. FATTAH, Mrs. CAPPS, Mr. BERRY, Ms. BALDWIN, Mr. STUPAK, Mr. SAM JOHNSON of Texas, and Mrs. JONES of Ohio.  
H.R. 1197: Mr. GORDON and Mr. MILLER of Florida.  
H.R. 1199: Ms. HIRONO.  
H.R. 1216: Ms. ZOE LOFGREN of California, Mr. SHAYS, Mr. GINGREY, Mr. HASTINGS of Florida, Mr. LANGEVIN, Mr. KENNEDY, Mr. BISHOP of New York, Mr. REHBERG, Mr. GONZALEZ, Mr. KLEIN of Florida, Ms. WASSERMAN SCHULTZ, Mr. MOORE of Kansas, and Mr. REYES.  
H.R. 1222: Mr. HIGGINS and Mr. GINGREY.  
H.R. 1225: Mr. BLUMENAUER and Mr. MICHAUD.  
H.R. 1228: Mr. ROGERS of Alabama and Mr. RAHALL.  
H.R. 1237: Mr. HINOJOSA, Mr. McNULTY, Mr. SHIMKUS, Mr. WELDON of Florida, and Mr. BOUSTANY.  
H.R. 1239: Mr. PITTS, Mr. LEVIN, Mr. MARSHALL, and Ms. KAPTUR.  
H.R. 1261: Mr. SOUDER, Mr. JOHNSON of Illinois, and Mr. SALI.  
H.R. 1264: Mr. HOLDEN, Mrs. EMERSON, and Mr. MANZULLO.  
H.R. 1280: Mr. WOLF.  
H.R. 1281: Mr. PRICE of North Carolina.  
H.R. 1283: Mr. CLEAVER, Ms. SUTTON, and Mr. CAPUANO.  
H.R. 1293: Mr. INGLIS of South Carolina, Mrs. MYRICK, Mr. SULLIVAN, Mr. LARSON of Connecticut, Mr. BARTLETT of Maryland, Mr. WAMP, Ms. BALDWIN, Mr. LATOURETTE, and Mr. KENNEDY.  
H.R. 1304: Mr. ISSA.  
H.R. 1308: Mrs. CAPPS.  
H.R. 1324: Mr. HAYES.  
H.R. 1333: Mr. BROWN of South Carolina.  
H.R. 1343: Mr. MATHESON, Mr. SIRES, Mr. MARKEY, Mr. EMANUEL, Ms. SCHAKOWSKY, Ms. MCCOLLUM of Minnesota, Mr. BUTTERFIELD, Mr. ABERCROMBIE, Mr. HINOJOSA, Mr. SMITH of New Jersey, Ms. BORDALLO, Ms. NORTON, Mr. LARSEN of Washington, Mr. MICHAUD, Mr. EHLERS, Mr. LANGEVIN, Mr. McNULTY, Mr. McDERMOTT, Mr. GOODE, Mr. STARK, Mr. FILNER, Mr. CLAY, Mr. HINCHEY, Mr. JOHNSON of Georgia, and Mr. SARBANES.  
H.R. 1344: Mr. BARROW, Mrs. NAPOLITANO, and Mr. SKELTON.  
H.R. 1346: Mr. ROTHMAN, Mr. AL GREEN of Texas, Ms. WATSON, Mr. JOHNSON of Georgia, Mr. PALLONE, and Mr. RAHALL.  
H.R. 1355: Mr. MILLER of Florida.  
H.R. 1363: Ms. BALDWIN, Ms. SCHAKOWSKY, and Mr. SIRES.  
H.R. 1368: Mr. CASTLE and Mr. PATRICK MURPHY of Pennsylvania.  
H.R. 1377: Mr. WALZ of Minnesota, Mr. ABERCROMBIE, Ms. LORETTA SANCHEZ of California, and Mr. MORAN of Virginia.  
H.R. 1379: Mr. NADLER.  
H.R. 1380: Mr. ENGLISH of Pennsylvania.  
H.R. 1385: Mr. WEXLER, Mrs. CAPPS, Ms. SHEA-PORTER, Mr. CLEAVER, Mr. KENNEDY, Ms. JACKSON-LEE of Texas, Mr. DOYLE, Mr. HONDA, and Mr. WAXMAN.  
H.R. 1386: Ms. MCCOLLUM of Minnesota, Mrs. CAPPS, and Mr. LATOURETTE.  
H.R. 1399: Mr. MURTHA, Mr. ALTMIRE, Mr. GORDON, Mr. GINGREY, Mr. BAKER, Mr. CARTER, Mr. RENZI, Mr. YOUNG of Alaska, Mr. CAMPBELL of California, Mr. SAM JOHNSON of Texas, Mr. CHANDLER, Mr. McCAUL of Texas, Mr. CRENSHAW, Mr. SULLIVAN, Mr. BROWN of South Carolina, Mrs. MUSGRAVE, Mr. PETERSON of Pennsylvania, Mr. BARROW, Mr. BOSWELL, Mr. GOODE, Mr. HALL of Texas, Mr. LAMBORN, and Mr. SHIMKUS.  
H.R. 1413: Mr. SCHIFF.  
H.R. 1420: Mrs. MALONEY of New York, Mr. JACKSON of Illinois, Mr. VAN HOLLEN, Mr. RUSH, Mr. FATTAH, Ms. WATERS, Ms. SUTTON, Mr. GUTIERREZ, Mr. HARE, Mr. HINOJOSA, and Mr. MARKEY.  
H.R. 1424: Mr. DENT and Mr. PATRICK MURPHY of Pennsylvania.  
H.R. 1428: Mr. Cohen and Mr. KLINE of Minnesota.  
H.R. 1440: Ms. BORDALLO, Mr. KING of New York, and Mr. MCCOTTER.  
H.R. 1453: Mr. HIGGINS.  
H.R. 1457: Mr. BURTON of Indiana.  
H.R. 1459: Mr. WILSON of South Carolina, Ms. CLARKE, Mr. NADLER, Mr. BOUCHER, Ms. SCHAKOWSKY, Mr. HALL of New York, Mr. KILDEE, and Mr. LANGEVIN.  
H.R. 1467: Mr. LATHAM.  
H.R. 1474: Mr. RAHALL, Mr. BISHOP of New York, Mr. CUMMINGS, Mr. HOEKSTRA, and Mr. KIRK.  
H.R. 1488: Mr. BLUMENAUER, Mr. PEARCE, and Mr. ENGLISH of Pennsylvania.  
H.R. 1494: Mr. RAMSTAD, Mrs. CAPPS, and Ms. ESHOO.  
H.R. 1497: Mr. WYNN, Mr. CUMMINGS, Mr. GEORGE MILLER of California, Ms. WATSON, Ms. MCCOLLUM of Minnesota, and Mr. HONDA.  
H.R. 1498: Ms. MCCOLLUM of Minnesota, Mr. MCCOTTER, Ms. SCHAKOWSKY, Mr. HINOJOSA, Mr. PRICE of North Carolina, Mr. WYNN, Ms. ZOE LOFGREN of California, and Ms. ESHOO.  
H.R. 1518: Mr. GOODE, Mr. WALZ of Minnesota, and Mr. HINCHEY.  
H.R. 1524: Mr. McDERMOTT, Mr. PAUL, Ms. ZOE LOFGREN of California, Mr. PRICE of Georgia, Ms. LEE, Mr. WELCH of Vermont, Mr. NADLER, and Mr. FILNER.  
H.R. 1527: Mr. HASTINGS of Washington.  
H.R. 1532: Mrs. CAPPS, Mr. FILNER, and Mr. RAHALL.  
H.R. 1540: Ms. SCHWARTZ.  
H.R. 1541: Mr. PETERSON of Minnesota, and Ms. JACKSON-LEE of Texas.  
H.R. 1551: Ms. MCCOLLUM of Minnesota, Ms. SCHAKOWSKY, Ms. SHEA-PORTER, Mr. PATRICK MURPHY of Pennsylvania, Mr. DOYLE, Mr. KAGEN, Ms. SCHWARTZ, Mr. PLATTS, Mr. FERGUSON, and Mr. WYNN.  
H.R. 1560: Mr. LARSON of Connecticut, Mr. THOMPSON of Mississippi, Ms. LINDA T. SANCHEZ of California, and Mr. DELAHUNT.  
H.R. 1567: Ms. MCCOLLUM of Minnesota, Ms. LEE, Mrs. CAPPS, Ms. ESHOO, Mr. CONYERS, Mr. MCCOTTER, and Mr. JOHNSON of Georgia.  
H.R. 1576: Mr. HIGGINS, Mr. WYNN, and Mr. McNULTY.  
H.R. 1582: Mr. UDALL of Colorado.  
H.R. 1586: Mr. BOREN, Mr. JONES of North Carolina, Mr. YOUNG of Alaska, and Mrs. CUBIN.  
H.R. 1588: Mrs. CAPPS, Mr. ABERCROMBIE, Mr. RAHALL, Mr. PRICE of North Carolina, and Mr. WESTMORELAND.  
H.R. 1589: Mr. KLINE of Minnesota.  
H.R. 1600: Mr. BUTTERFIELD, Mr. BISHOP of New York, Mr. CAMP of Michigan, Ms. WASSERMAN SCHULTZ, Mr. GEORGE MILLER of California, Mrs. DAVIS of California, Ms. ESHOO, and Mr. RAHALL.  
H.R. 1609: Mr. TOWNS, Mr. FOSSELLA, Mr. PAYNE, Mr. FILNER, Mr. CROWLEY, and Mr. KING of New York.  
H.R. 1611: Mr. RODRIGUEZ, Mr. MEEK of Florida, and Mr. BISHOP of New York.  
H.R. 1616: Mr. WALZ of Minnesota, Mr. FILNER, Mr. AL GREEN of Texas, and Mr. ALLEN.  
H.R. 1640: Mr. TIAHRT, Mr. KING of New York, and Mr. SIMPSON.  
H.R. 1645: Mr. FILNER, Mr. ABERCROMBIE, Mr. DAVIS of Alabama, Mr. FRANK of Massachusetts, Mr. MEEK of Florida, and Mr. PALLONE.  
H.R. 1646: Mr. LANTOS.  
H.R. 1647: Mr. LEWIS of Kentucky, Mr. SPACE, Mr. KING of New York, Mr. EMANUEL, Mr. SIMPSON, Mr. GONZALEZ, Mr. FARR, Mr. ROYCE, Ms. SCHAKOWSKY, Mr. PRICE of North Carolina, Mr. LARSON of Connecticut, Mr. MORAN of Virginia, Mr. WU, Mr. HINCHEY, Mr. ABERCROMBIE, Ms. LINDA T. SANCHEZ of California, Ms. ROS-LEHTINEN, Mr. RAHALL, Mr. LATHAM, and Mr. DAVIS of Alabama.  
H.R. 1653: Mrs. DAVIS of California, Mr. WAXMAN, and Mr. CAPUANO.  
H.R. 1655: Mr. CULBERSON, Ms. CARSON, Mrs. EMERSON, and Ms. BALDWIN.  
H.R. 1667: Ms. BERKLEY.  
H.R. 1673: Mr. HAYES, Mr. TIM MURPHY of Pennsylvania, Mr. MOORE of Kansas, Mr. AL GREEN of Texas, Mr. BACHUS, Mr. ALTMIRE, and Mr. ARCURI.  
H.R. 1678: Mr. KIRK.  
H.R. 1683: Mr. LEVIN.  
H.R. 1688: Mr. CONYERS, Mr. CLEAVER, Mr. JACKSON of Illinois, Ms. JACKSON-LEE of Texas, and Mr. SARBANES.  
H.R. 1691: Mr. SERRANO, Mr. FARR, and Mr. CLAY.  
H.R. 1692: Mr. PAYNE.  
H.R. 1700: Mr. PATRICK MURPHY of Pennsylvania.  
H.R. 1705: Mr. GUTIERREZ, Mrs. MCCARTHY of New York, Mr. MCNERNEY, Ms. SHEA-PORTER, Mr. PATRICK MURPHY of Pennsylvania,

Mr. FATTAH, Ms. MATSUI, Mr. PAYNE, Ms. SUTTON, and Mr. LANTOS.

H.R. 1707: Ms. LEE, Mr. ELLISON, Mr. SHAYS, Mr. MCNERNEY, and Mr. RYAN of Ohio.

H.R. 1709: Mr. DEFazio, Mr. BLUMENAUER, Mr. HOLT, Mr. ENGLISH of Pennsylvania, and Mr. MAHONEY of Florida.

H.R. 1713: Mr. LANTOS, Ms. CORRINE BROWN of Florida, Ms. ZOE LOFGREN of California, Mr. JEFFERSON, Mr. JACKSON of Illinois, Mr. MORAN of Virginia, Ms. WOOLSEY, Mr. COHEN, Mr. WAXMAN, Mr. HOLT, Ms. WATERS, Mr. ABERCROMBIE, Mr. CUMMINGS, Mr. FATTAH, Ms. MCCOLLUM of Minnesota, Mr. GEORGE MILLER of California, Mr. CAPUANO, Mr. BLUMENAUER, Mr. CARNAHAN, and Mr. ALLEN.

H.R. 1728: Ms. MATSUI, and Mr. ISRAEL.

H.R. 1729: Mr. GINGREY.

H.R. 1730: Mr. RAHALL, Mr. PETRI, Mr. GILCHREST, and Mr. ROGERS of Kentucky.

H.R. 1732: Mr. JONES of North Carolina.

H.R. 1740: Mr. ABERCROMBIE, Mr. COHEN, Mrs. EMERSON, Mr. JACKSON of Illinois, Mr. MCGOVERN, Ms. SCHAKOWSKY, Mr. WYNN, Mr. HOLT, and Mrs. MALONEY of New York.

H.R. 1747: Mr. DOGGETT, and Mrs. NAPOLITANO.

H.R. 1755: Mr. CLAY.

H.R. 1756: Mr. SHULER, Mr. ROSS, Mr. MILLER of Florida, Mrs. EMERSON, and Mr. GALLEGLY.

H.R. 1760: Mr. WALZ of Minnesota.

H.R. 1773: Mr. RYAN of Ohio, Mr. HOLDEN, Mr. WILSON of Ohio, Mr. LANTOS, Mr. ABERCROMBIE, Ms. HERSETH SANDLIN, Mr. CARNAHAN, and Mr. FERGUSON.

H.R. 1783: Mr. SESTAK, Ms. SCHWARTZ, Mr. KENNEDY, Mr. DELAHUNT, Mrs. DAVIS of California, Mr. BERMAN, Mr. ISRAEL, Mr. ALTMIRE, Ms. SUTTON, and Mr. RANGEL.

H.R. 1791: Mr. PETERSON of Minnesota.

H.R. 1801: Mr. REICHERT, Ms. MCCOLLUM of Minnesota, Mr. WYNN, Mr. ENGLISH of Pennsylvania, Mr. HASTINGS of Florida, Mr. MEEKS of New York, Mr. MCGOVERN, Mr. PALLONE, Ms. JACKSON-LEE of Texas, Mr. MCDERMOTT, Ms. EDDIE BERNICE JOHNSON of Texas, Mr. BERMAN, Mrs. MALONEY of New York, Mrs. CAPPS, Mr. CAPUANO, and Mr. BLUMENAUER.

H.R. 1809: Ms. SCHAKOWSKY, Mr. ROTHMAN, Mr. PRICE of North Carolina, and Ms. NORTON.

H.R. 1811: Mrs. MILLER of Michigan and Mr. BROWN of South Carolina.

H.R. 1813: Mr. SESSIONS.

H.R. 1819: Mr. MORAN of Virginia, Ms. JACKSON-LEE of Texas, Ms. MCCOLLUM of Minnesota, Ms. DELAURO, Mr. MARSHALL, Mr. ENGLISH of Pennsylvania, and Ms. HIRONO.

H.R. 1820: Ms. JACKSON-LEE of Texas.

H.R. 1821: Ms. MATSUI, Mr. GRIJALVA, Mr. UDALL of New Mexico, Mrs. MCCARTHY of New York, Mr. PERLMUTTER, and Mr. BLUMENAUER.

H.R. 1823: Mr. SMITH of Texas.

H.R. 1829: Mr. WILSON of South Carolina and Mr. BUCHANAN.

H.R. 1845: Mr. PRICE of Georgia and Mr. MURTHA.

H.J. Res. 3: Mr. KENNEDY and Mr. ROTHMAN.

H.J. Res. 12: Mr. PETERSON of Minnesota.

H.J. Res. 14: Mrs. CAPPS and Mr. HARE.

H.J. Res. 40: Mr. BOYD of Florida.

H. Con. Res. 7: Mr. LANTOS, Mr. COURTNEY, Mr. SCHIFF, Mr. JOHNSON of Georgia, Mr. BERMAN, Mr. COSTA, Mr. BUTTERFIELD, Mr. REICHERT, Mr. ABERCROMBIE, Mr. ALLEN, and Mr. LAHOOD.

H. Con. Res. 21: Mr. STARK and Mrs. JO ANN DAVIS of Virginia.

H. Con. Res. 33: Mr. ANDREWS, Mr. YARMUTH, and Mr. BRALEY of Iowa.

H. Con. Res. 48: Mr. CARDOZA, Mr. SESSIONS, Mr. PAUL, Mrs. NAPOLITANO, and Mr. CAPUANO.

H. Con. Res. 49: Mr. HARE.

H. Con. Res. 60: Mr. POE.

H. Con. Res. 81: Mr. WOLF and Ms. SUTTON.

H. Con. Res. 108: Mr. LAHOOD.

H. Res. 37: Mr. HARE.

H. Res. 49: Mr. WYNN, Mr. ISSA, and Mr. BOYD of Florida.

H. Res. 55: Ms. CLARKE.

H. Res. 100: Mr. REYES, Mr. ELLISON, Mr. SCHIFF, Mr. HINOJOSA, Mr. THOMPSON of California, Mr. RAHALL, and Mr. SRES.

H. Res. 101: Ms. LEE, Mr. HARE, Ms. CORRINE BROWN of Florida, Ms. KILPATRICK, Ms. MATSUI, Mr. ABERCROMBIE, and Ms. HOOLEY.

H. Res. 121: Mr. RUPPERSBERGER, Mr. WYNN, and Mr. WEINER.

H. Res. 146: Mr. JACKSON of Illinois.

H. Res. 158: Ms. JACKSON-LEE of Texas.

H. Res. 186: Mr. BLUMENAUER, Mr. LANTOS, Mr. YOUNG of Florida, Mrs. DAVIS of California, Ms. HARMAN, Mr. WAXMAN, Mr. BUCHANAN, Mr. LINCOLN DIAZ-BALART of Florida, Mr. ALLEN, Mr. ISRAEL, Mr. SERRANO, Mr. LEWIS of Georgia, Mr. ROTHMAN, Mr. NADLER, Ms. JACKSON-LEE of Texas, and Mr. KENNEDY.

H. Res. 194: Mr. NADLER, Ms. CLARKE, and Mr. WYNN.

H. Res. 208: Mr. ISSA.

H. Res. 209: Mr. NADLER, Mr. HIGGINS, and Ms. CLARKE.

H. Res. 216: Mr. PLATTS and Mr. DAVIS of Kentucky.

H. Res. 226: Mr. RANGEL.

H. Res. 227: Mr. SERRANO, Mr. HOLT, Mrs. NAPOLITANO, Ms. MOORE of Wisconsin, Mr. ABERCROMBIE, and Mr. LEWIS of Georgia.

H. Res. 241: Mr. FILNER and Ms. WOOLSEY.

H. Res. 243: Mr. WILSON of South Carolina, Mr. MARIO DIAZ-BALART of Florida, Mr. ENGEL, Mr. WAMP, Mr. MCHUGH, Mr. FRELINGHUYSEN, Mrs. MYRICK, Mr. LEWIS of Kentucky, Mr. BURGESS, Mr. STUPAK, Mrs. JO ANN DAVIS of Virginia, Mr. BURTON of Indiana, Mr. ROTHMAN, Mr. TOWNS, Mr. FRANKS of Arizona, Mr. CHABOT, Mr. FORTUNO, Mr. FORTENBERRY, and Mr. FORTENBERRY.

H. Res. 257: Mr. CONYERS, Mr. WOLF, Ms. NORTON, Mr. HINOJOSA, Mr. GRIJALVA, Mr. SHAYS, Mr. BURTON of Indiana, Mr. PAYNE, Ms. JACKSON-LEE of Texas, Mr. FRANK of Massachusetts, Mr. MCNULTY, Mr. RANGEL, Mr. GOODE, Mr. TANNER, Ms. BORDALLO, and Ms. SUTTON.

H. Res. 258: Mr. GRIJALVA, Ms. SCHAKOWSKY, Mr. PATRICK MURPHY of Pennsylvania, Mr. HINCHEY, and Mr. MCCOTTER.

H. Res. 259: Mr. HARE, Ms. SHEA-PORTER, and Mr. CUMMINGS.

H. Res. 272: Mr. LANTOS, Mr. WYNN, Mr. SCOTT of Georgia, Ms. CLARKE, Mr. JEFFERSON, and Ms. CARSON.

H. Res. 273: Ms. WASSERMAN SCHULTZ.

H. Res. 282: Mr. PASCRELL, Mr. LOBIONDO, Mr. ROTHMAN, Mr. PERLMUTTER, Mr. LANTOS, Mr. CARNAHAN, Mr. STARK, Mr. THOMPSON of Mississippi, Ms. WATSON, Mr. SALAZAR, Mr. MCDERMOTT, Mr. COHEN, Mr. BERMAN, and Mr. FILNER.

H. Res. 285: Mr. GERLACH, Ms. GINNY BROWN-WAITE of Florida, and Mr. MCCOTTER.

H. Res. 287: Mr. ENGEL, Mr. PUTNAM, Mr. ARCURI, Mr. WYNN, and Mr. BROWN of South Carolina.

H. Res. 292: Mr. ENGLISH of Pennsylvania.

H. Res. 293: Mrs. MCCARTHY of New York, Mr. KUCINICH, Mr. GRIJALVA, Mr. SARBANES, Mr. ALTMIRE, Mr. YARMUTH, Mr. PRICE of North Carolina, Ms. MATSUI, Mr. SHAYS, Ms. SUTTON, Mr. FATTAH, Ms. MCCOLLUM of Minnesota, Mr. HONDA, Ms. CLARKE, Mr. HOLT, Mr. CLAY, Mr. EHLERS, Mr. HINOJOSA, Mr. VAN HOLLEN, Mr. HARE, Ms. DELAURO, Mr. MEEKS of New York, and Mr. FORTUÑO.

WEDNESDAY, APRIL 18, 2007 (52)

#### 152.1 APPOINTMENT OF SPEAKER PRO TEMPORE

The House was called to order by the SPEAKER pro tempore, Ms. ESHOO, who laid before the House the following communication:

WASHINGTON, DC,  
April 18, 2007.

I hereby appoint the Honorable ANNA G. ESHOO to act as Speaker pro tempore on this day.

NANCY PELOSI,  
*Speaker of the House of Representatives.*

#### 152.2 APPROVAL OF THE JOURNAL

The SPEAKER pro tempore, Ms. ESHOO, announced she had examined and approved the Journal of the proceedings of Tuesday, April 17, 2007.

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

#### 152.3 COMMUNICATIONS

Executive and other communications, pursuant to clause 8, rule XII, were referred as follows:

1117. A letter from the Secretary, Department of Agriculture, transmitting the Department's report entitled, "Assessment of the Cattle and Hog Industries" for Calendar Year 2006, pursuant to Public Law 106-472; to the Committee on Agriculture.

1118. A letter from the Director, Pentagon Renovation and Construction Program Office, Department of Defense, transmitting the seventeenth annual report on the Pentagon Renovation and Construction Program, pursuant to 10 U.S.C. 2674; to the Committee on Armed Services.

1119. A letter from the Acting Assistant Attorney General, Department of Justice, transmitting the 2006 Annual Report regarding the Department's enforcement activities under the Equal Credit Opportunity Act, pursuant to 15 U.S.C. 1691f; to the Committee on Financial Services.

1120. A letter from the Chairman, Federal Financial Institutions Examination Council, transmitting the Council's 2006 Annual Report, pursuant to 12 U.S.C. 3305; to the Committee on Financial Services.

1121. A letter from the Secretary, Department of Transportation, transmitting the Department's Fiscal Year 2006 annual report as required by the Superfund Amendments and Reauthorization Act (SARA) of 1986, as amended, pursuant to 42 U.S.C. 9620; to the Committee on Energy and Commerce.

1122. A letter from the Electric Energy Market Competition Task Force, transmitting the Task Force's report to Congress on competition in wholesale and retail markets for electric energy, pursuant to Section 1815 of the Energy Policy Act of 2005; to the Committee on Energy and Commerce.

1123. A letter from the Secretary, Federal Trade Commission, transmitting the Commission's annual report for FY 2006 on the implementation of the National Do Not Call Registry, pursuant to The Do Not Call Implementation Act; to the Committee on Energy and Commerce.

1124. A letter from the Secretary, Department of Housing and Urban Development, transmitting the Inspector General's semi-annual report for the period April 1, 2006 through September 30, 2006, pursuant to 5 U.S.C. app. (Insp. Gen. Act) section 5(b); to the Committee on Oversight and Government Reform.

1125. A letter from the Chairman, Federal Deposit Insurance Corporation, transmitting the Corporation's report for FY 2006 and the

preceding four fiscal years on the activities to ensure accountability for antidiscrimination and whistleblower laws related to employment, pursuant to Public Law 107-174, section 203; to the Committee on Oversight and Government Reform.

1126. A letter from the Chairman, Federal Mine Safety and Health Review Commission, transmitting the Commission's FY 2006 Annual Report pursuant to Section 203, Title II of the No Fear Act, Pub. L. 107-174; to the Committee on Oversight and Government Reform.

1127. A letter from the Administrator, General Services Administration, transmitting the Administration's Notification and Federal Employee Antidiscrimination and Retaliation Act of 2002 Report for fiscal years 2002 through 2006; to the Committee on Oversight and Government Reform.

1128. A letter from the General Counsel, Government Accountability Office, transmitting the information required pursuant to the annual reporting requirement set forth in Section 203 of the "Notification and Federal Employee Antidiscrimination and Retaliation Act of 2002" (NoFear), Pub. L. 107-174; to the Committee on Oversight and Government Reform.

1129. A letter from the Chairman, Merit Systems Protection Board, transmitting the Board's annual report pursuant to the Notification and Federal Employee Antidiscrimination and Retaliation Act of 2002; to the Committee on Oversight and Government Reform.

1130. A letter from the Chairman, Merit Systems Protection Board, transmitting the Board's report entitled, "Accomplishing Our Mission: Results of the Merit Principles Survey 2005," pursuant to 5 U.S.C. 1204(a)(3); to the Committee on Oversight and Government Reform.

1131. A letter from the Director, Peace Corps, transmitting the Corps' report for fiscal year 2006, pursuant to the Notification and Federal Employee Antidiscrimination and Retaliation Act of 2002; to the Committee on Oversight and Government Reform.

1132. A letter from the Assistant Secretary for Policy, Management and Budget, Department of the Interior, transmitting a copy of a draft bill titled, "Range Improvement Fund Amendment Act of 2007"; to the Committee on Natural Resources.

1133. A letter from the Director, Administrative Office of the U.S. Courts, transmitting two reports on the 2006 Activities of the Administrative Office of the United States Courts and the 2006 Judicial Business of the United States Courts, pursuant to 28 U.S.C. 604(a)(4), (h)(2), and 2412(d)(5); to the Committee on the Judiciary.

1134. A letter from the Staff Director, Commission on Civil Rights, transmitting notification that the Commission recently appointed members to the Tennessee Advisory Committee; to the Committee on the Judiciary.

1135. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Bombardier Model DHC-8-102, -103, and -106 Airplanes; and Model DHC-8-200 and DHC-8-300 Series Airplanes [Docket No. FAA-2006-26558; Directorate Identifier 2006-NM-206-AD; Amendment 39-14954; AD 2007-04-22] (RIN: 2120-AA64) received April 10, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1136. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Raytheon Aircraft Company 65, 90, 99, 100, 200, and 1900 Series Airplanes, and Models 70 and 300 Airplanes [Docket No. 2003-CE-51-AD; Amendment 39-13857; AD 2004-23-02] (RIN: 2120-AA64) received April 10, 2007,

pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1137. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; CFM International CFM56-5 and -5B Series Turbofan Engines [Docket No. FAA-2007-27112; Directorate Identifier 2001-NE-49-AD; Amendment 39-14926; AD 2007-03-15] (RIN: 2120-AA64) received April 10, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1138. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; EADS SOCATA Model TBM 700 Airplanes [Docket No. FAA-2006-26191 Directorate Identifier 2006-CE-60-AD; Amendment 39-14927; AD 2007-03-16] (RIN: 2120-AA64) received April 10, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1139. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; EADS SOCATA Model TBM 700 Airplanes [Docket No. FAA-2006-26234 Directorate Identifier 2006-CE-64-AD; Amendment 39-14928; AD 2007-03-17] (RIN: 2120-AA64) received April 10, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1140. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; EXTRA Flugzeugproduktions- und Vertriebs- GmbH Models EA-300, EA-300S, EA-300L, and EA-300/200 Airplanes [Docket No. FAA-2006-26134; Directorate Identifier 2006-CE-56-AD; Amendment 39-14898; AD 2007-02-11] received April 10, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1141. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Empresa Brasileira de Aeronautica S.A. (EMBRAER) Model ERJ 170-100 LR, -100 STD, -100 SE, -100 SU, -200 LR, -200 STD, and -200 SU Airplanes and Model ERJ 190 Airplanes [Docket No. FAA-2006-26462; Directorate Identifier 2006-NM-221-AD; Amendment 39-14952; AD 2007-04-20] (RIN: 2120-AA64) received April 10, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1142. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Alpha Aviation Design Limited R2160 Airplanes [Docket No. FAA-2006-26496 Directorate Identifier 2006-CE-81-AD; Amendment 39-14958; AD 2007-04-25] (RIN: 2120-AA64) received April 10, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1143. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Bombardier Model CL-600-2B19 (Regional Jet Series 100 & 440) Airplanes [Docket No. FAA-2006-26647; Directorate Identifier 2006-NM-194-AD; Amendment 39-14957; AD 2007-04-24] (RIN: 2120-AA64) received April 10, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1144. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Fokker Model F.28 Mark 0070 and 0100 Airplanes [Docket No. FAA-2006-25391; Directorate Identifier 2006-NM-097-AD; Amendment 39-14956; AD 2007-04-23] (RIN: 2120-AA64) received April 10, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1145. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Fokker Model F.28 Mark 0070 and 0100 Airplanes [Docket No. FAA-2006-26355; Directorate Identifier 2006-NM-198-AD; Amendment 39-14953; AD 2007-04-21] (RIN: 2120-AA64) received April 10, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1146. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Construcciones Aeronauticas, S.A., (CASA) Model C-212 Airplanes [Docket No. FAA-2007-27335; Directorate Identifier 2006-NM-291-AD; Amendment 39-14962; AD 2007-05-01] (RIN: 2120-AA64) received April 10, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1147. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Airbus Model A300 B2 and B4 Series Airplanes [Docket No. FAA-2006-25890; Directorate Identifier 2006-NM-115-AD; Amendment 39-14943; AD 2007-04-11] (RIN: 2120-AA64) received April 10, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1148. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Airbus Model A300 Airplanes; A300 B4-600, B4-600R, and F4-600R Series Airplanes, and Model A300 C4-605R Variant F Airplanes (Collectively Called A300-600 Series Airplanes); and A310 Airplanes [Docket No. FAA-2006-24289; Directorate Identifier 2005-NM-186-AD; Amendment 39-14921; AD 2007-03-10] (RIN: 2120-AA64) received April 10, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1149. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Superior Air Parts, Inc. (SAP), Cast Cylinder Assemblies Part Numbers Series: SA47000L, SA47000S, SA52000, SA55000, SL32000W, SL32000WH, SL32006W, SL36000TW, SL36000W, and SL36006W [Docket No. FAA-2006-25948; Directorate Identifier 2006-NE-32-AD; Amendment 39-14951; AD 2007-04-19] (RIN: 2120-AA64) received April 10, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1150. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Boeing Model 747-400 Series Airplanes [Docket No. FAA-2006-25470; Directorate Identifier 2006-NM-090-AD; Amendment 39-14942; AD 2007-04-10] (RIN: 2120-AA64) received April 10, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1151. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; EADS SOCATA Model TBM 700 Airplanes [Docket No. FAA-2006-25637; Directorate Identifier 2006-CE-43-AD; Amendment 39-14939; AD 2007-04-08] (RIN: 2120-AA64) received April 10, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1152. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Short Brothers & Harland Ltd. Models SC-7 Series 2 and SC-7 Series 3 Airplanes [Docket No. FAA-2006-25926; Directorate Identifier 2000-CE-17-AD; Amendment 39-14946; AD 2003-17-05R1] (RIN: 2120-AA64) received April 10, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1153. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Sicma Aero Seat, Passenger Seat Assemblies [Docket No. FAA-2006-24036; Directorate Identifier 2006-NE-04-AD; Amendment 39-14947; AD 2007-04-15] received April 10, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1154. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; EADS SOCATA Model TBM 700 Airplanes [Docket No. FAA-2006-26235; Directorate Identifier 2006-CE-65-AD; Amendment 39-14945; AD 2007-04-13] (RIN: 2120-AA64) received April 10, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1155. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Learjet Model 23, 24, 24A, 24B, 24B-A, 24C, 24D, 24D-A, 24E, 24F, 24F-A, 25, 25A, 25B, 25C, 25D, 25F, 28, 29, 31, 31A, 35, 35A (C-21A), 36, 36A, 55, 55B, and 55C Airplanes [Docket No. FAA-2006-25563; Directorate Identifier 2006-NM-083-AD; Amendment 39-14950; AD 2007-04-18] (RIN: 2120-AA64) received April 10, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1156. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; McDonnell Douglas Model DC-10-10, DC-10-10F, DC-10-15, DC-10-30, and DC-10-30F (KC-10A and KDC-10) Airplanes; Model DC-10-40 and DC-10-40F Airplanes equipped with Pratt & Whitney JT9-20 or JT9-20J Engines; and Model MD-10-10F and MD-10-30F Airplanes [Docket No. FAA-2006-26049; Directorate Identifier 2006-NM-177-AD; Amendment 39-14949; AD 2007-04-17] (RIN: 2120-AA64) received April 10, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1157. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Boeing Model 767 Airplanes [Docket No. FAA-2005-20351; Directorate Identifier 2003-NM-269-AD; Amendment 39-14948; AD 2007-04-16] (RIN: 2120-AA64) received April 10, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1158. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Saab Model SAAB-Fairchild SF340A (SAAB/SF340A) and SAAB 340B Airplanes [Docket No. FAA-2006-25271; Directorate Identifier 2006-NM-067-AD; Amendment 39-14903; AD 2007-02-16] (RIN: 2120-AA64) received April 10, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1159. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Boeing Model 737-600, -700, -700C, -800, and -900 Series Airplanes [Docket No. FAA-2006-24691; Directorate Identifier 2006-NM-051-AD; Amendment 39-14901; AD 2007-02-14] (RIN: 2120-AA64) received April 10, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1160. A letter from the Secretary, Department of Labor, transmitting a copy of a draft bill entitled, "Black Lung Disability Trust Fund Debt Restructuring Act"; to the Committee on Ways and Means.

#### ¶52.4 CALENDAR WEDNESDAY BUSINESS

The SPEAKER pro tempore, Ms. ESHOO, directed that business under

clause 6, rule XV, the Calendar Wednesday rule, be called.

The committees were called and the call now rests with the Committee on Agriculture.

#### ¶52.5 CONDOLENCES FOR VIRGINIA TECH

Mr. SCOTT of Virginia, moved to suspend the rules and agree to the following resolution (H. Res. 306):

*Resolved*, That the House of Representatives—

(1) offers its heartfelt condolences to the victims and their families regarding the horrific violence at Virginia Tech in Blacksburg, Virginia, and to the students, faculty, administration and staff and their families who have been deeply affected by the tragic events that occurred there;

(2) expresses its hope that losses from the mass shooting will lead to a shared national commitment to take steps that will help our communities prevent such tragedies from occurring in the future; and

(3) recognizes that Virginia Tech has served as an exemplary institution of teaching, learning, and research for well over a century, and that the University's historic and proud traditions will carry on.

The SPEAKER pro tempore, Mr. ANDREWS, recognized Mr. SCOTT of Virginia, and Mr. MCKEON, each for 20 minutes.

After debate,

The question being put, *viva voce*,

Will the House suspend the rules and agree to said resolution?

The SPEAKER pro tempore, Mr. ANDREWS, announced that two-thirds of the Members present had voted in the affirmative.

Mr. SCOTT of Virginia, demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Mr. ANDREWS, pursuant to clause 8, rule XX, announced that further proceedings on the question were postponed.

#### ¶52.6 RUTGERS UNIVERSITY WOMEN'S BASKETBALL TEAM

Mr. PAYNE moved to suspend the rules and agree to the following resolution (H. Res. 300):

Whereas under head coach C. Vivian Stringer the Rutgers University Scarlet Knights women's basketball team finished their extraordinary 2006-2007 season with a 27-9 record;

Whereas after losing four of their first six games the Lady Knights refused to give up and spent their Winter Break in the gym honing their skills and working to become a better team for the rest the season;

Whereas on March 6, 2007, Rutgers upset top-seeded University of Connecticut for their first-ever Big East Championship title;

Whereas the young women displayed great talent in their run to the Final Four of the women's National Collegiate Athletic Association (NCAA) tournament;

Whereas five freshmen played an integral role in the team's march to the championship game;

Whereas the Lady Knights showed enormous composure with tournament wins against teams playing in their home States;

Whereas through hard work and determination this young team fought through improbable odds to reach the NCAA title game;

Whereas the team was just the 3d number 4 seed in history to reach the championship;

Whereas the Lady Knights made school history as the first athletic team from Rutgers to play for any national championship;

Whereas during those 3 weeks, the Scarlet Knights brought excitement to the NCAA tournament and captured the hearts of basketball fans throughout New Jersey and across the Nation;

Whereas Rutgers students, alumni, faculty, and staff, along with countless New Jerseyans are immensely proud of what the team accomplished this past season;

Whereas the members of the team are excellent representatives of Rutgers University and of the State of New Jersey;

Whereas these young women are outstanding individuals who are striving to reach lifetime goals both on and off the basketball court;

Whereas the Lady Knights epitomize the term student-athlete with a combined B+ grade point average;

Whereas by excelling in academics, music, and community service, Katie Adams, Matee Ajavon, Essence Carson, Dee Dee Jernigan, Rashidat Junaid, Myia McCurdy, Epiphanny Prince, Judith Brittany Ray, Kia Vaughn, and Heather Zurich are great role models for young women across the Nation; and

Whereas the Lady Knights embody integrity, leadership and class: Now therefore be it

*Resolved*, That the House of Representatives—

(1) commends the amazing performance of Rutgers University women's basketball team in the NCAA tournament; and

(2) expresses its admiration for the achievements and character of this team of remarkable young women;

The SPEAKER pro tempore, Mr. ANDREWS, recognized Mr. PAYNE and Mr. MCKEON, each for 20 minutes.

After debate,

The question being put, *viva voce*,

Will the House suspend the rules and agree to said resolution?

The SPEAKER pro tempore, Mr. ANDREWS, announced that two-thirds of the Members present had voted in the affirmative.

Mr. PAYNE demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Mr. ANDREWS, pursuant to clause 8, rule XX, announced that further proceedings on the question were postponed.

#### ¶52.7 SPECIAL OPERATIONS FORCES COMMUNITY

Mr. SMITH of Washington, moved to suspend the rules and agree to the following resolution (H. Res. 305):

Whereas the failure to organize, train, equip, and plan special operations forces (SOF) missions in a joint environment ultimately led to the aborted military operation Eagle Claw, more commonly referred to as Desert One, where eight servicemembers lost their lives attempting to rescue American hostages held in Tehran;

Whereas this failure led to Congressional passage of the Goldwater-Nichols Department of Defense Reorganization Act of 1986, which established the United States Special Operations Command and the principle legal authority for the United States military to organize, train, equip, and operate jointly;

Whereas April 16, 2007, marks the 20th year anniversary of the establishment of United

States Special Operations Command at MacDill Air Force Base, Florida;

Whereas United States Special Operations Command is comprised of—

(1) United States Army Special Operations Command at Ft. Bragg, North Carolina;

(2) Naval Special Warfare Command at Naval Amphibious Base, Coronado, California;

(3) Air Force Special Operations Command at Hurlburt Field, Florida;

(4) Marine Corps Forces Special Operations Command at Camp Lejeune, North Carolina; and

(5) Joint Special Operations Command at Ft. Bragg, North Carolina;

Whereas the most visible SOF mission is direct action, but SOF missions also extend across the vast operational spectrum to include unconventional warfare, counterterrorism, counterproliferation, counterinsurgency, strategic reconnaissance, civil-military operations, foreign internal defense, psychological and information operations, humanitarian assistance, and theater search and rescue;

Whereas the President, in the 2004 Unified Command Plan, expanded the role of United States Special Operations Command to serve as the “lead combatant commander for planning, synchronizing, and as directed, executing global operations against terrorist networks in coordination with other combatant commanders”;

Whereas special operations forces are ideally suited to meet the asymmetric threat posed by violent Islamists who promote intolerance, stifle freedom, and destroy peace;

Whereas the United States has called on the special operations community to promote freedom and democracy around the world in places such as—

(1) the Island of Basilan in the Philippines, where Army Special Forces teams and Navy SEALs continue to successfully develop partner nation capacity that has significantly improved Philippine security and has furthered America’s national security interests in the Pacific region;

(2) South America, where SOF personnel continue to train and cooperate with local forces to thwart illicit drug trafficking and terrorist activity;

(3) the Horn of Africa, where Marine special operations and other SOF personnel work closely with coalition partners to promote regional stability;

(4) Afghanistan, where Air Force combat controllers and other SOF personnel significantly contributed to the liberation of a nation from an oppressive regime and continue efforts to maintain the peace and promote democracy in that country; and

(5) Iraq, where SOF personnel have admirably served in support of coalition forces;

Whereas the SOF community consists of numerous individuals recognized for acts of distinction and valor, including 48 Congressional Medal of Honor recipients;

Whereas the 2005 Quadrennial Defense Review recognized the importance of SOF and the critical role that it plays in the War on Terror and called for an increase of 15 percent in SOF beginning in fiscal year 2007; and

Whereas the core principles of the special operations community, known as the SOF Truths, hold that—

(1) humans are more important than hardware;

(2) SOF cannot be mass produced;

(3) quality is better than quantity; and

(4) competent SOF cannot be created after emergencies occur: Now, therefore, be it

*Resolved*, That the House of Representatives—

(1) honors the sacrifices and commitment of the 53,000 soldiers, sailors, airmen, Marines, and civilians that comprise the Nation’s special operations forces community

and recognizes that it owes each and every one of them a debt of gratitude;

(2) honors the families of the Nation’s special operations forces warriors who are there day-in and day-out while their loved ones are deployed around the world; and

(3) recognizes that the United States military should seek to replicate the success that the special operations forces community has achieved throughout the War on Terror.

The SPEAKER pro tempore, Mr. ANDREWS, recognized Mr. SMITH of Washington, and Mrs. DRAKE, each for 20 minutes.

After debate, The question being put, viva voce,

Will the House suspend the rules and agree to said resolution?

The SPEAKER pro tempore, Mr. ENGEL, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said resolution was agreed to.

A motion to reconsider the vote whereby the rules were suspended and said resolution was agreed to was, by unanimous consent, laid on the table.

¶52.8 PROVIDING FOR CONSIDERATION OF H.R. 1257

Mr. MCGOVERN, by direction of the Committee on Rules, called up the following resolution (H. Res. 301):

*Resolved*, That at any time after the adoption of this resolution the Speaker may, pursuant to clause 2(b) of rule XVIII, declare the House resolved into the Committee of the Whole House on the state of the Union for consideration of the bill (H.R. 1257) to amend the Securities Exchange Act of 1934 to provide shareholders with an advisory vote on executive compensation. The first reading of the bill shall be dispensed with. All points of order against consideration of the bill are waived except those arising under clause 9 or 10 of rule XXI. General debate shall be confined to the bill and shall not exceed one hour equally divided and controlled by the chairman and ranking minority member of the Committee on Financial Services. After general debate the bill shall be considered for amendment under the five-minute rule. It shall be in order to consider as an original bill for the purpose of amendment under the five-minute rule the amendment in the nature of a substitute recommended by the Committee on Financial Services now printed in the bill. The committee amendment in the nature of a substitute shall be considered as read. Notwithstanding clause 11 of rule XVIII, no amendment to the committee amendment in the nature of a substitute shall be in order except those printed in the portion of the Congressional Record designated for that purpose in clause 8 of rule XVIII in a daily issue dated April 17, 2007, or earlier and except pro forma amendments for the purpose of debate. Each amendment so printed may be offered only by the Member who caused it to be printed or his designee and shall be considered as read. At the conclusion of consideration of the bill for amendment the Committee shall rise and report the bill to the House with such amendments as may have been adopted. Any Member may demand a separate vote in the House on any amendment adopted in the Committee of the Whole to the bill or to the committee amendment in the nature of a substitute. The previous question shall be considered as ordered on the bill and amend-

ments thereto to final passage without intervening motion except one motion to recommend with or without instructions.

SEC. 2. During consideration in the House of H.R. 1257 pursuant to this resolution, notwithstanding the operation of the previous question, the Chair may postpone further consideration of the bill to such time as may be designated by the Speaker.

When said resolution was considered. After debate,

Mr. MCGOVERN moved the previous question on the resolution to its adoption or rejection.

The question being put, viva voce, Will the House now order the previous question?

The SPEAKER pro tempore, Mr. ENGEL, announced that the yeas had it.

Mr. SESSIONS demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Mr. ENGEL, pursuant to clause 8, rule XX, announced that further proceedings on the question were postponed.

¶52.9 PROVIDING FOR CONSIDERATION OF H.R. 1361

Mr. HASTINGS of Florida, by direction of the Committee on Rules, called up the following resolution (H. Res. 302):

*Resolved*, That at any time after the adoption of this resolution the Speaker may, pursuant to clause 2(b) of rule XVIII, declare the House resolved into the Committee of the Whole House on the state of the Union for consideration of the bill (H.R. 1361) to improve the disaster relief programs of the Small Business Administration, and for other purposes. The first reading of the bill shall be dispensed with. All points of order against consideration of the bill are waived except those arising under clause 9 or 10 of rule XXI. General debate shall be confined to the bill and shall not exceed one hour equally divided and controlled by the chairman and ranking minority member of the Committee on Small Business. After general debate the bill shall be considered for amendment under the five-minute rule. The amendment in the nature of a substitute recommended by the Committee on Small Business now printed in the bill, modified by the amendment printed in part A of the report of the Committee on Rules accompanying this resolution, shall be considered as adopted in the House and in the Committee of the Whole. The bill, as amended, shall be considered as the original bill for the purpose of further amendment under the five-minute rule and shall be considered as read. All points of order against provisions in the bill, as amended, are waived. Notwithstanding clause 11 of rule XVIII, no further amendment to the bill, as amended, shall be in order except those printed in part B of the report of the Committee on Rules. Each such further amendment may be offered only in the order printed in the report, may be offered only by a Member designated in the report, shall be considered as read, shall be debatable for the time specified in the report equally divided and controlled by the proponent and an opponent, shall not be subject to amendment, and shall not be subject to a demand for division of the question in the House or in the Committee of the Whole. All points of order against such further amendments are waived except those arising under clause 9 or 10 of rule XXI. At the conclusion

of consideration of the bill for amendment the Committee shall rise and report the bill, as amended, to the House with such further amendments as may have been adopted. The previous question shall be considered as ordered on the bill and amendments thereto to final passage without intervening motion except one motion to recommit with or without instructions.

SEC. 2. During consideration in the House of H.R. 1361 pursuant to this resolution, notwithstanding the operation of the previous question, the Chair may postpone further consideration of the bill to such time as may be designated by the Speaker.

When said resolution was considered. After debate,

On motion of Mr. HASTINGS of Florida, the previous question was ordered on the resolution to its adoption or rejection.

The question being put, viva voce,

Will the House agree to said resolution?

The SPEAKER pro tempore, Mr. ENGEL, announced that the yeas had it.

So the resolution was agreed to.

A motion to reconsider the vote whereby said resolution was agreed to was, by unanimous consent, laid on the table.

52.10 H. RES. 301—UNFINISHED BUSINESS

The SPEAKER pro tempore, Mr. ENGEL, pursuant to clause 8, rule XX, announced the unfinished business to be the question on ordering the previous question on the resolution (H. Res. 301) providing for consideration of the bill (H.R. 1257) to amend the Securities Exchange Act of 1934 to provide shareholders with an advisory vote on executive compensation.

The question being put,

Will the House now order the previous question?

The vote was taken by electronic device.

It was decided in the { Yeas ..... 226  
affirmative ..... } Nays ..... 199

52.11 [Roll No. 219]

YEAS—226

Abercrombie	Chandler	Eshoo
Ackerman	Clarke	Etheridge
Allen	Clay	Farr
Altmire	Cleaver	Fattah
Andrews	Clyburn	Filner
Arcuri	Cohen	Frank (MA)
Baca	Conyers	Giffords
Baird	Cooper	Gillibrand
Baldwin	Costa	Gonzalez
Bean	Costello	Gordon
Becerra	Courtney	Green, Al
Berkley	Cramer	Green, Gene
Berman	Crowley	Grijalva
Berry	Cuellar	Gutierrez
Bishop (GA)	Cummings	Hall (NY)
Bishop (NY)	Davis (AL)	Hare
Blumenauer	Davis (CA)	Harman
Boren	Davis (IL)	Hastings (FL)
Boswell	Davis, Lincoln	Herseth Sandlin
Boucher	DeFazio	Hill
Boyd (FL)	DeGette	Hinchesy
Boyd (KS)	Delahunt	Hinojosa
Brady (PA)	DeLauro	Hirono
Brady (IA)	Dicks	Hodes
Brown, Corrine	Dingell	Holden
Butterfield	Doggett	Holt
Capps	Donnelly	Honda
Capuano	Doyle	Hooley
Cardoza	Edwards	Hoyer
Carnahan	Ellison	Inslie
Carney	Ellsworth	Israel
Carson	Emanuel	Israel
Castor	Engel	Jackson (IL)

Jackson-Lee (TX)	Jefferson	Johnson (GA)	Johnson, E. B.	Kagen	Kanjorski	Kaptur	Kennedy	Kildee	Kilpatrick	Kind	Klein (FL)	Kucinich	Langevin	Lantos	Larsen (WA)	Larsen (CT)	Lee	Levin	Lewis (GA)	Lipinski	Lipinski	Loebsack	Lofgren, Zoe	Lowey	Lynch	Mahoney (FL)	Maloney (NY)	Markey	Marshall	Matheson	Matsui	McCarthy (NY)	McCormack	McDermott	McGovern	McIntyre	McNerney	McNulty	Meehan	Meek (FL)	Meeks (NY)	Melancon	Michaud
Miller (NC)	Miller, George	Mitchell	Mollohan	Moore (KS)	Moore (WI)	Moran (VA)	Murphy (CT)	Murphy, Patrick	Murtha	Nadler	Napolitano	Neal (MA)	Oberstar	Obey	Oliver	Ortiz	Pallone	Pascrell	Pastor	Payne	Perlmutter	Peterson (MN)	Pomeroy	Price (NC)	Rahall	Rangel	Reyes	Rodriguez	Ross	Rothman	Roybal-Allard	Ruppersberger	Rush	Ryan (OH)	Salazar	Sanchez, Linda T.	Sanchez, Loretta	Sarbanes	Schakowsky	Schiff	Schwartz	Scott (GA)	
Scott (VA)	Serrano	Sestak	Shea-Porter	Sherman	Shuler	Sires	Skelton	Slaughter	Smith (WA)	Snyder	Solis	Space	Spratt	Stark	Sutton	Tanner	Tauscher	Taylor	Thompson (CA)	Thompson (MS)	Tierney	Towns	Udall (CO)	Udall (NM)	Van Hollen	Velázquez	Visclosky	Walz (MN)	Wasserman	Schultz	Waters	Watson	Watt	Waxman	Weiner	Welch (VT)	Wexler	Wilson (OH)	Woolsey	Wu	Wynn	Yarmuth	

NAYS—199

Aderholt	Duncan	LaTourette
Akin	Ehlers	Lewis (CA)
Alexander	Emerson	Lewis (KY)
Bachmann	English (PA)	Linder
Bachus	Everett	LoBiondo
Baker	Fallin	Lucas
Barrett (SC)	Feeney	Lungren, Daniel E.
Barrow	Flake	Mack
Bartlett (MD)	Forbes	Manzullo
Barton (TX)	Fortenberry	Marchant
Biggart	Fossella	McCarthy (CA)
Bilbray	Fox	McCaul (TX)
Bilirakis	Franks (AZ)	McCotter
Bishop (UT)	Frelinghuysen	McCrery
Blackburn	Gallegly	McHenry
Blunt	Garrett (NJ)	McHugh
Boehner	Gerlach	McKeon
Bonner	Gilchrest	McMorris
Bono	Gillmor	Rodgers
Boozman	Gingrey	Mica
Boustany	Gohmert	Miller (FL)
Brady (TX)	Goode	Miller (MI)
Brown (SC)	Goodlatte	Miller, Gary
Brown-Waite,	Granger	Moran (KS)
Ginny	Graves	Murphy, Tim
Buchanan	Hall (TX)	Musgrave
Burgess	Hastert	Myrick
Burton (IN)	Hastings (WA)	Neugebauer
Buyer	Hayes	Nunes
Calvert	Heller	Paul
Camp (MI)	Hensarling	Pearce
Campbell (CA)	Hergert	Pence
Cannon	Hobson	Peterson (PA)
Cantor	Hoekstra	Petri
Capito	Hulshof	Pickering
Carter	Hunter	Pitts
Castle	Inglis (SC)	Platts
Chabot	Issa	Poe
Coble	Jindal	Porter
Cole (OK)	Johnson (IL)	Price (GA)
Crenshaw	Johnson, Sam	Pryce (OH)
Cubin	Jones (NC)	Putnam
Culberson	Jordan	Radanovich
Davis (KY)	Keller	Ramstad
Davis, David	King (IA)	Regula
Davis, Jo Ann	King (NY)	Rehberg
Davis, Tom	Kingston	Reichert
Deal (GA)	Kirk	Renzi
Dent	Kline (MN)	Reynolds
Diaz-Balart, L.	Knollenberg	Rogers (AL)
Diaz-Balart, M.	Kuhl (NY)	Rogers (KY)
Doolittle	Lahood	Rogers (MI)
Drake	Lamborn	Rohrabacher
Dreier	Latham	

Ros-Lehtinen	Smith (NE)	Walden (OR)
Roskam	Smith (NJ)	Wamp
Royce	Smith (TX)	Weldon (FL)
Ryan (WI)	Souder	Weller
Sali	Stearns	Westmoreland
Saxton	Sullivan	Whitfield
Schmidt	Tancredo	Wicker
Sensenbrenner	Terry	Wilson (NM)
Sessions	Thornberry	Wilson (SC)
Shadegg	Tiahrt	Wolf
Shays	Tiberi	Young (AK)
Shimkus	Turner	Young (FL)
Shuster	Upton	
Simpson	Walberg	

NOT VOTING—8

Conaway	Lampson	Walsh (NY)
Ferguson	Millender-McDonald	
Higgins	Stupak	
Jones (OH)		

So the previous question on the resolution was ordered.

The question being put, viva voce,

Will the House agree to said resolution?

The SPEAKER pro tempore, Mr. ENGEL, announced that the yeas had it.

Mr. MCGOVERN demanded a recorded vote on agreeing to said resolution, which demand was supported by one-fifth of a quorum, so a recorded vote was ordered.

The vote was taken by electronic device.

It was decided in the { Yeas ..... 227  
affirmative ..... } Nays ..... 195

52.12 [Roll No. 220]

AYES—227

Abercrombie	Delahunt	Kildee
Ackerman	DeLauro	Kilpatrick
Allen	Dicks	Kind
Altmire	Dingell	Klein (FL)
Andrews	Doggett	Kucinich
Arcuri	Donnelly	Langevin
Baca	Doyle	Lantos
Baird	Edwards	Larsen (WA)
Baldwin	Ellison	Larsen (CT)
Barrow	Ellsworth	Lee
Bean	Emanuel	Levin
Becerra	Engel	Lewis (GA)
Berkley	Eshoo	Lipinski
Berman	Etheridge	Loebsack
Berry	Farr	Lofgren, Zoe
Bishop (GA)	Fattah	Lowey
Bishop (NY)	Filner	Lynch
Boren	Frank (MA)	Mahoney (FL)
Boswell	Giffords	Maloney (NY)
Boucher	Gillibrand	Markey
Boyd (FL)	Gonzalez	Marshall
Boyd (KS)	Gordon	Matheson
Brady (PA)	Green, Al	Matsui
Brady (IA)	Green, Gene	McCarthy (NY)
Brown, Corrine	Grijalva	McCormack
Butterfield	Gutierrez	McDermott
Capps	Hall (NY)	McGovern
Capuano	Hare	McIntyre
Cardoza	Harman	McNerney
Carnahan	Hastings (FL)	McNulty
Carney	Herseth Sandlin	Meehan
Carson	Hill	Meek (FL)
Castor	Hinchesy	Meeks (NY)
Chandler	Hinojosa	Melancon
Clarke	Hirono	Michaud
Clay	Hodes	Miller (NC)
Cleaver	Holden	Miller, George
Clyburn	Holt	Mitchell
Cohen	Honda	Mollohan
Conyers	Hooley	Moore (KS)
Cooper	Hoyer	Moore (WI)
Costa	Inslie	Moran (VA)
Costello	Israel	Murphy (CT)
Courtney	Jackson (IL)	Murphy, Patrick
Cramer	Jackson-Lee	Murtha
Crowley	(TX)	Nadler
Cuellar	Jefferson	Napolitano
Cummings	Johnson (GA)	Neal (MA)
Davis (AL)	Johnson, E. B.	Oberstar
Davis (CA)	Jones (NC)	Obey
Davis (IL)	Kagen	Oliver
Davis, Lincoln	Kanjorski	Ortiz
DeFazio	Kaptur	Pallone
DeGette	Kennedy	Pascrell



Pastor Schwartz
Payne Scott (GA)
Perlmutter Scott (VA)
Peterson (MN) Serrano
Pomeroy Sestak
Price (NC) Shea-Porter
Rahall Sherman
Rangel Shuler
Reyes Sires
Rodriguez Skelton
Ross Slaughter
Rothman Smith (WA)
Roybal-Allard Snyder
Ruppersberger Solis
Rush Space
Ryan (OH) Spratt
Salazar Stark
Sanchez, Linda Sutton
T. Tanner
Sanchez, Loretta Tauscher
Sarbanes Taylor
Schakowsky Thompson (CA)
Schiff Thompson (MS)

NOES—195

Aderholt Garrett (NJ)
Akin Gerlach
Alexander Gilchrist
Bachmann Gillmor
Bachus Gingrey
Baker Gohmert
Barrett (SC) Goode
Bartlett (MD) Goodlatte
Barton (TX) Granger
Biggart Graves
Bilbray Hall (TX)
Bilirakis Hastert
Bishop (UT) Hastings (WA)
Blackburn Hayes
Bonner Heller
Bono Hensarling
Boozman Herger
Boustany Hobson
Brady (TX) Hoekstra
Brown (SC) Hulshof
Brown-Waite, Hunter
Ginny Inglis (SC)
Buchanan Issa
Burgess Jindal
Burton (IN) Johnson (IL)
Buyer Johnson, Sam
Calvert Jordan
Camp (MI) Keller
Campbell (CA) King (IA)
Cannon King (NY)
Cantor Kingston
Capito Kirk
Carter Kline (MN)
Castle Knollenberg
Chabot Kuhl (NY)
Coble LaHood
Cole (OK) Lamborn
Crenshaw Latham
Cubin LaTourette
Culberson Lewis (CA)
Davis (KY) Lewis (KY)
Davis, David Linder
Davis, Jo Ann LoBiondo
Davis, Tom Lucas
Deal (GA) Lungren, Daniel
Dent E.
Diaz-Balart, L. Mack
Diaz-Balart, M. Manzullo
Doolittle Marchant
Drake McCarthy (CA)
Dreier McCaul (TX)
Duncan McCotter
Ehlers McCrery
Emerson McHenry
English (PA) McHugh
Everett McKeon
Fallin McMorris
Feeney Rodgers
Flake Mica
Forbes Miller (FL)
Fortenberry Miller (MI)
Fossella Miller, Gary
Foxy Moran (KS)
Franks (AZ) Murphy, Tim
Frelinghuysen Musgrave
Gallegly Myrick

NOT VOTING—11

Blumenauer Ferguson
Blunt Higgins
Boehner Jones (OH)
Conaway Lampson

A motion to reconsider the vote whereby said resolution was agreed to was, by unanimous consent, laid on the table.

52.13 H. RES. 306—UNFINISHED BUSINESS

The SPEAKER pro tempore, Mr. ENGEL, pursuant to clause 8, rule XX, announced the further unfinished business to be the motion to suspend the rules and agree to the resolution (H. Res. 306) offering heartfelt condolences to the victims and their families regarding the horrific violence at Virginia Tech in Blacksburg, Virginia, and to the students, faculty, administration and staff and their families who have been deeply affected by the tragic events that occurred there.

The question being put, Will the House suspend the rules and agree to said resolution?

The vote was taken by electronic device.

It was decided in the { Yeas ..... 421 affirmative ..... } Nays ..... 0

52.14 [Roll No. 221]

YEAS—421

Abercrombie Carney
Ackerman Carson
Aderholt Carter
Akin Castle
Alexander Castor
Allen Chabot
Altmire Chandler
Andrews Clarke
Arcuri Clay
Baca Cleaver
Bachmann Clyburn
Bachus Coble
Baird Cohen
Baker Cole (OK)
Baldwin Conyers
Barrett (SC) Cooper
Barrow Costa
Bartlett (MD) Costello
Barton (TX) Courtney
Bean Cramer
Becerra Crenshaw
Berkley Crowley
Berman Cubin
Berry Cuellar
Culberson Culberson
Cummings Cummings
Davis (AL) Davis (AL)
Bishop (GA) Davis (GA)
Bishop (NY) Davis (NY)
Bishop (UT) Davis (KY)
Blackburn Davis, David
Blumenauer Davis, Jo Ann
Bonner Davis, Lincoln
Boozman Davis, Tom
Deal (GA) Deal (GA)
Boren DeFazio
Boswell DeGette
Boucher Delahunt
Boustany DeLauro
Boyd (FL) Dent
Boya (KS) Diaz-Balart, M.
Brady (PA) Dicks
Brady (TX) Dingell
Brady (IA) Doggett
Brown (SC) Donnelly
Brown, Corrine Doolittle
Brown-Waite, Doyle
Ginny Drake
Buchanan Dreier
Burgess Duncan
Burton (IN) Edwards
Butterfield Ehlers
Buyer Ellison
Calvert Ellsworth
Camp (MI) Emanuel
Emerson Campbell (CA) Engel
Cannon English (PA)
Cantor Eshoo
Capito Capps
Capuano Etheridge
Cardoza Everett
Carnahan Fallin
Farr Jefferson

Jindal
Johnson (GA)
Johnson (IL)
Johnson, E. B.
Johnson, Sam
Jones (NC)
Jordan
Kagen
Kanjorski
Kaptur
Keller
Kennedy
Kildee
Kilpatrick
Kind
King (IA)
King (NY)
Kingston
Kirk
Klein (FL)
Kline (MN)
Knollenberg
Kucinich
Kuhl (NY)
LaHood
Lamborn
Langevin
Lantos
Larsen (WA)
Larson (CT)
Latham
LaTourette
Lee
Levin
Lewis (CA)
Lewis (GA)
Lewis (KY)
Linder
Lipinski
LoBiondo
Loeb sack
Lofgren, Zoe
Lowey
Lucas
Lungren, Daniel E.
Lynch
Mack
Mahoney (FL)
Maloney (NY)
Manzullo
Marchant
Markey
Marshall
Matheson
Matsui
McCarthy (CA)
McCarthy (NY)
McCaul (TX)
McCollum (MN)
McCotter
McCrary
McDermott
McGovern
McHenry
McHugh
McIntyre
McKeon
McMorris
Rodgers
McNerney
McNulty
Meehan
Meek (FL)
Meeks (NY)
Melancon
Mica
Michaud
Miller (FL)
Miller (MI)
Miller (NC)
Miller, Gary
Miller, George
Mitchell
Mollohan
Moore (KS)
Moore (WI)
Moran (KS)
Moran (VA)
Murphy (CT)
Murphy, Patrick
Murphy, Tim
Murtha
Musgrave
Myrick
Nadler
Napolitano
Neal (MA)
Neugebauer
Oberstar
Obey
Oliver
Ortiz
Pallone
Pascrell
Pastor
Paul
Payne
Pearce
Pence
Perlmutter
Peterson (MN)
Peterson (PA)
Petri
Pickering
Pitts
Platts
Poe
Pomeroy
Porter
Price (GA)
Price (NC)
Pryce (OH)
Putnam
Radanovich
Rahall
Ramstad
Rangel
Regula
Rehberg
Reichert
Renzi
Reyes
Reynolds
Rodriguez
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrabacher
Ros-Lehtinen
Roskam
Ross
Rothman
Roybal-Allard
Royce
Ruppersberger
Rush
Ryan (OH)
Ryan (WI)
Salazar
Sali
Sanchez, Linda T.
Sanchez, Loretta
Sarbanes
Saxton
Schakowsky
Schiff
Schmidt
Schwartz
Scott (GA)
Scott (VA)
Sensenbrenner
Serrano
Sessions
Sestak
Shadegg
Shays
Shea-Porter
Sherman
Shimkus
Shuler
Shuster
Simpson
Sires
Skelton
Slaughter
Smith (NJ)
Smith (TX)
Smith (WA)
Snyder
Solis
Souder
Space
Spratt
Stark
Stearns
Stupak
Sullivan
Sutton
Tancredo
Tanner
Tauscher
Taylor
Terry
Thompson (CA)
Thompson (MS)
Thornberry
Tiahrt
Tiberi
Tierney
Towns
Turner
Udall (CO)
Udall (NM)
Upton
Van Hollen
Velazquez
Visclosky
Walberg
Walden (OR)
Walz (MN)
Wamp
Wasserman
Schultz
Waters
Watson
Watt
Waxman
Weiner
Welch (VT)
Weldon (FL)
Weller
Westmoreland
Wexler
Whitfield
Wicker
Wilson (NM)
Wilson (OH)
Wilson (SC)
Wolf
Woolsey
Wu
Wynn
Yarmuth
Young (AK)
Young (FL)

NOT VOTING—12

Blunt Gohmert
Boehner Higgins
Conaway Jones (OH)
Diaz-Balart, L. Lampson
Ferguson

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said resolution was agreed to.

A motion to reconsider the vote whereby the rules were suspended and said resolution was agreed to was, by unanimous consent, laid on the table.

52.15 SMALL BUSINESS RELIEF

The SPEAKER pro tempore, Mr. ENGEL, pursuant to House Resolution 302 and rule XVIII, declared the House resolved into the Committee of the Whole House on the state of the Union for the consideration of the bill (H.R. 1361) to improve disaster relief programs of the Small Business Administration, and for other purposes.

The SPEAKER pro tempore, Mr. ENGEL, by unanimous consent, designated Mr. DAVIS of Alabama, as Chairman of the Committee of the Whole; and after some time spent therein,

52.16 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment numbered 1, printed in House Report 110-97, submitted by Mr. CHABOT:

Strike section 211.

It was decided in the { Yeas ..... 178  
negative ..... } Nays ..... 246

52.17 [Roll No. 222]

AYES—178

Aderholt	Garrett (NJ)	Musgrave
Akin	Gerlach	Myrick
Bachmann	Gillmor	Neugebauer
Bachus	Gingrey	Nunes
Barrett (SC)	Goode	Paul
Bartlett (MD)	Goodlatte	Pearce
Barton (TX)	Granger	Pence
Biggert	Graves	Peterson (PA)
Bilbray	Hall (TX)	Petri
Bilirakis	Hastert	Pickering
Bishop (UT)	Hastings (WA)	Pitts
Blackburn	Hayes	Platts
Blunt	Heller	Price (GA)
Boehner	Hensarling	Pryce (OH)
Bonner	Herger	Putnam
Bono	Hobson	Radanovich
Boozman	Hoekstra	Ramstad
Brown (SC)	Hulshof	Regula
Brown-Waite,	Hunter	Rehberg
Ginny	Inglis (SC)	Reichert
Buchanan	Issa	Reynolds
Burgess	Johnson (IL)	Rogers (AL)
Burton (IN)	Johnson, Sam	Rogers (KY)
Buyer	Jones (NC)	Rogers (MI)
Calvert	Jordan	Rohrabacher
Camp (MI)	Keller	Roskam
Campbell (CA)	King (IA)	Royce
Cannon	King (NY)	Saxton
Carter	Kingston	Schmidt
Castle	Kirk	Sensenbrenner
Chabot	Kline (MN)	Sessions
Coble	Knollenberg	Shadegg
Cole (OK)	Kuhl (NY)	Shimkus
Conaway	LaHood	Shuster
Crenshaw	Lamborn	Simpson
Culberson	Latham	Smith (NE)
Davis (KY)	LaTourette	Smith (NJ)
Davis, David	Lewis (CA)	Smith (TX)
Davis, Jo Ann	Lewis (KY)	Souder
Davis, Tom	Linder	Stearns
Deal (GA)	LoBiondo	Sullivan
Dent	Lucas	Tancredo
Doolittle	Lungren, Daniel	Terry
Drake	E.	Thornberry
Dreier	Mack	Tiahrt
Duncan	Manzullo	Turner
Ehlers	Marchant	Walsh (NY)
Emerson	McCarthy (CA)	Westmoreland
English (PA)	McCaul (TX)	Young (AK)
Everett	McCotter	
Fallin	McHenry	
Feeney	McHugh	
Flake	McKeon	
Forbes	McMorris	
Fortenberry	Rodgers	
Fortuno	Mica	
Fossella	Miller (FL)	
Fox	Miller (MI)	
Franks (AZ)	Miller, Gary	
Frelinghuysen	Moran (KS)	
Gallely	Murphy, Tim	

NOES—246

Abercrombie	Gillibrand	Napolitano
Ackerman	Gohmert	Neal (MA)
Alexander	Gonzalez	Norton
Allen	Gordon	Oberstar
Altmire	Green, Al	Obey
Andrews	Green, Gene	Olver
Arcuri	Grijalva	Ortiz
Baca	Gutierrez	Pallone
Baird	Hall (NY)	Pascrell
Baker	Hare	Pastor
Baldwin	Harman	Payne
Barrow	Hastings (FL)	Perlmutter
Bean	Herseht Sandlin	Peterson (MN)
Becerra	Hill	Poe
Berkley	Hinchev	Pomeroy
Berman	Hinojosa	Porter
Berry	Hirono	Price (NC)
Bishop (GA)	Hodes	Rahall
Bishop (NY)	Holden	Rangel
Blumenauer	Holt	Renzi
Bordallo	Honda	Reyes
Boren	Hooley	Rodriguez
Boswell	Hoyer	Ros-Lehtinen
Boucher	Insee	Ross
Boustany	Israel	Rothman
Boyd (FL)	Jackson (IL)	Roybal-Allard
Boyd (KS)	Jackson-Lee	Ruppersberger
Brady (TX)	(TX)	Rush
Braley (IA)	Jefferson	Ryan (OH)
Brown, Corrine	Jindal	Salazar
Butterfield	Johnson (GA)	Sanchez, Linda
Capito	Johnson, E. B.	T.
Capps	Kagen	Sanchez, Loretta
Cardoza	Kanjorski	Sarbanes
Carnahan	Kaptur	Schakowsky
Carney	Kennedy	Schiff
Carson	Kildee	Schwartz
Castor	Kilpatrick	Scott (GA)
Chandler	Kind	Scott (VA)
Christensen	Klein (FL)	Serrano
Clarke	Kucinich	Sestak
Clay	Langevin	Shea-Porter
Cleaver	Lantos	Sherman
Clyburn	Larson (WA)	Shuler
Cohen	Larson (CT)	Sires
Conyers	Lee	Skelton
Costa	Levin	Slaughter
Costello	Lewis (GA)	Smith (WA)
Courtney	Lipinski	Snyder
Cramer	Loebsack	Solis
Crowley	Lofgren, Zoe	Space
Cubin	Lowey	Spratt
Cuellar	Lynch	Stark
Cummings	Mahoney (FL)	Stupak
Davis (AL)	Maloney (NY)	Sutton
Davis (CA)	Markey	Tanner
Davis (IL)	Marshall	Tauscher
Davis, Lincoln	Matheson	Taylor
DeFazio	Matsui	Thompson (CA)
DeGette	McCarthy (NY)	Thompson (MS)
Delahunt	McCollum (MN)	Tierney
Dia	McCrery	Towns
Diaz-Balart, L.	McDermott	Udall (CO)
Diaz-Balart, M.	McGovern	Udall (NM)
Dicks	McIntyre	Van Hollen
Dingell	McNerney	Velázquez
Doggett	McNulty	Viscosky
Donnelly	Meehan	Walz (MN)
Doyle	Meeke (FL)	Wasserman
Edwards	Meeks (NY)	Schultz
Ellison	Melancon	Waters
Ellsworth	Michaud	Watson
Emanuel	Miller (NC)	Watt
Engel	Miller, George	Waxman
Eshoo	Mitchell	Weiner
Etheridge	Mollohan	Welch (VT)
Farr	Moore (KS)	Wexler
Fattah	Moore (WI)	Wilson (NM)
Filner	Moran (VA)	Wilson (OH)
Frank (MA)	Murphy (CT)	Woolsey
Giffords	Murphy, Patrick	Wu
Gilchrest	Murtha	Wynn
	Nadler	Yarmuth

NOT VOTING—14

Brady (PA)	Higgins	Sessions
Cantor	Jones (OH)	Turner
Cooper	Lampson	Walsh (NY)
Faleomavaega	Millender-	Westmoreland
Ferguson	McDonald	Young (AK)

So the amendment was not agreed to.

52.18 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment

numbered 2, printed in House Report 110-97, submitted by Mr. CHABOT:

Strike section 210.

It was decided in the { Yeas ..... 174  
negative ..... } Nays ..... 252

52.19 [Roll No. 223]

AYES—174

Aderholt	Frelinghuysen	Musgrave
Akin	Gallely	Myrick
Bachmann	Garrett (NJ)	Neugebauer
Bachus	Gerlach	Nunes
Barrett (SC)	Gingrey	Paul
Barton (TX)	Goode	Pearce
Biggert	Granger	Pence
Bilbray	Graves	Peterson (PA)
Bilirakis	Hall (TX)	Petri
Bishop (UT)	Hastert	Pitts
Blackburn	Hastings (WA)	Platts
Blunt	Hayes	Price (GA)
Boehner	Heller	Pryce (OH)
Bonner	Hensarling	Putnam
Bono	Herger	Radanovich
Boozman	Hobson	Ramstad
Brown (SC)	Hoekstra	Regula
Brown-Waite,	Hulshof	Rehberg
Ginny	Hunter	Reichert
Buchanan	Inglis (SC)	Reynolds
Burgess	Issa	Rogers (AL)
Burton (IN)	Johnson (IL)	Rogers (KY)
Buyer	Johnson, Sam	Rogers (MI)
Calvert	Jones (NC)	Rohrabacher
Camp (MI)	Jordan	Roskam
Campbell (CA)	Keller	Royce
Cannon	King (IA)	Ryan (WI)
Capito	King (NY)	Sali
Carson	Kingston	Saxton
Carter	Kirk	Schmidt
Castle	Kline (MN)	Sensenbrenner
Chabot	Knollenberg	Sessions
Coble	Kuhl (NY)	Shadegg
Cole (OK)	LaHood	Shimkus
Conaway	Lamborn	Shuster
Crenshaw	Latham	Simpson
Culberson	Lewis (CA)	Smith (NE)
Davis (KY)	Lewis (KY)	Smith (NJ)
Davis, David	LoBiondo	Smith (TX)
Davis, Jo Ann	Lucas	Stearns
Davis, Tom	Lungren, Daniel	Sullivan
Deal (GA)	E.	Tancredo
Dent	Mack	Terry
Doolittle	Manzullo	Thornberry
Drake	Marchant	Tiahrt
Dreier	McCarthy (CA)	Tiberi
Duncan	McCaul (TX)	Turner
Ehlers	McCotter	Upton
Emerson	McHenry	Walberg
English (PA)	McHugh	Walden (OR)
Everett	McKeon	Wamp
Fallin	McMorris	Weldon (FL)
Feeney	Rodgers	Weller
Flake	Mica	Whitfield
Forbes	Miller (FL)	Wicker
Fortenberry	Miller (MI)	Wilson (SC)
Fortuno	Miller, Gary	Wolf
Fossella	Moran (KS)	Young (FL)
Fox	Murphy, Tim	
Franks (AZ)		
Frelinghuysen		
Gallely		

NOES—252

Abercrombie	Braley (IA)	Davis, Lincoln
Ackerman	Brown, Corrine	DeFazio
Alexander	Butterfield	DeGette
Allen	Capps	Delahunt
Altmire	Capuano	DeLauro
Andrews	Cardoza	Dent
Arcuri	Carnahan	Diaz-Balart, L.
Baca	Carson	Diaz-Balart, M.
Baird	Castor	Dicks
Baker	Chandler	Dingell
Baldwin	Christensen	Doggett
Barrow	Clarke	Donnelly
Bean	Clay	Doyle
Becerra	Cleaver	Edwards
Berkley	Clyburn	Ellison
Berman	Cohen	Ellsworth
Berry	Conyers	Emanuel
Bishop (GA)	Cooper	Emerson
Bishop (NY)	Costa	Engel
Blumenauer	Costello	Eshoo
Bordallo	Courtney	Etheridge
Boren	Cramer	Farr
Boswell	Crowley	Fattah
Boucher	Cuellar	Filner
Boustany	Cummings	Frank (MA)
Boyd (FL)	Davis (AL)	Giffords
Boyd (KS)	Davis (CA)	Gilchrest
Brady (TX)	Davis (IL)	Gillibrand

Gillmor	Marshall	Salazar
Gonzalez	Matheson	Sánchez, Linda
Goodlatte	Matsui	T.
Gordon	McCarthy (NY)	Sanchez, Loretta
Green, Al	McCollum (MN)	Sarbanes
Green, Gene	McCrary	Schakowsky
Grijalva	McDermott	Schiff
Gutierrez	McGovern	Schwartz
Hall (NY)	McIntyre	Scott (GA)
Hare	McNerney	Scott (VA)
Harman	McNulty	Serrano
Hastings (FL)	Meehan	Sestak
Herseth Sandlin	Meek (FL)	Shays
Hill	Meeke (NY)	Shea-Porter
Hinchey	Melancon	Sherman
Hinojosa	Michaud	Shuler
Hirono	Miller (NC)	Sires
Hodes	Miller, George	Skelton
Holden	Mitchell	Slaughter
Holt	Mollohan	Smith (WA)
Honda	Moore (KS)	Snyder
Hooley	Moore (WI)	Solis
Hoyer	Moran (VA)	Souder
Inslee	Murphy (CT)	Space
Israel	Murphy, Patrick	Spratt
Jackson (IL)	Murtha	Stark
Jackson-Lee	Nadler	Stupak
(TX)	Napolitano	Sutton
Jefferson	Neal (MA)	Tanner
Jindal	Norton	Tauscher
Johnson (GA)	Oberstar	Taylor
Johnson, E. B.	Obey	Thompson (CA)
Kagen	Olver	Thompson (MS)
Kanjorski	Ortiz	Tierney
Kaptur	Pallone	Towns
Kennedy	Pascrell	Udall (CO)
Kildee	Pastor	Udall (NM)
Kilpatrick	Payne	Van Hollen
Kind	Perlmutter	Velázquez
Klein (FL)	Peterson (MN)	Visclosky
Kucinich	Pickering	Walz (MN)
Langevin	Poe	Wasserman
Lantos	Pomeroy	Schultz
Larsen (WA)	Porter	Waters
Larson (CT)	Price (NC)	Watson
LaTourette	Rahall	Watt
Lee	Rangel	Waxman
Levin	Renzi	Weiner
Lewis (GA)	Reyes	Welch (VT)
Lipinski	Rodriguez	Wexler
Loeback	Ros-Lehtinen	Wilson (NM)
Lofgren, Zoe	Ross	Wilson (OH)
Lowe	Rothman	Woolsey
Lynch	Roybal-Allard	Wu
Mahoney (FL)	Ruppersberger	Wynn
Maloney (NY)	Rush	Yarmuth
Markey	Ryan (OH)	Young (AK)

NOT VOTING—12

Bartlett (MD)	Gohmert	Millender-
Brady (PA)	Higgins	McDonald
Cantor	Jones (OH)	Walsh (NY)
Faleomavaega	Lampson	
Ferguson	Linder	

So the amendment was not agreed to. The SPEAKER pro tempore, Mr. WEINER, assumed the Chair.

When Mr. DAVIS of Alabama, Chairman, pursuant to House Resolution 302, reported the bill, as amended, back to the House with a further amendment adopted by the Committee.

The previous question having been ordered by said resolution.

The following amendment, reported from the Committee of the Whole House on the state of the Union, was agreed to:

Strike out all after the enacting clause and insert:

**SECTION 1. SHORT TITLE; TABLE OF CONTENTS.**

(a) **SHORT TITLE.**—This Act may be cited as the “Relief for Entrepreneurs: Coordination of Objectives and Values for Effective Recovery Act of 2007” or the “RECOVER Act”.

(b) **TABLE OF CONTENTS.**—The table of contents for this Act is as follows:

Sec. 1. Short title; table of contents.

**TITLE I—PLANNING**

Sec. 101. Comprehensive disaster response plan.

Sec. 102. Annual disaster simulation exercise.

Sec. 103. Disaster reserve corps.  
Sec. 104. Plans to secure additional office space.

Sec. 105. Coordination of disaster assistance programs with FEMA.

Sec. 106. Associate Administrator for Disaster Assistance.

**TITLE II—LENDING**

Sec. 201. Incidents of National Significance.  
Sec. 202. Information tracking and follow-up system.

Sec. 203. Immediate Disaster Assistance program.

Sec. 204. Increased deferment period.

Sec. 205. Revised repayment terms.

Sec. 206. Revised disbursement process.

Sec. 207. Revised collateral requirements.

Sec. 208. Enhanced lending authority for private lenders.

Sec. 209. Disaster processing redundancy.

Sec. 210. Grant program.

Sec. 211. Hurricane Assistance Replacement Grant program.

Sec. 212. Increase legislative limit.

Sec. 213. Net earnings clauses prohibited.

Sec. 214. Economic injury disaster loans to nonprofits.

Sec. 215. Applicants that will constitute a major source of employment due to changed economic circumstances.

Sec. 216. Preliminary application process for assistance for small business concerns with essential employees ordered to serve on active duty in the Armed Forces.

Sec. 217. Economic injury disaster loans in cases of ice storms and blizzards.

Sec. 218. Report regarding lack of snow fall.

Sec. 219. Gulf Coast Disaster Loan Refinancing program.

**TITLE III—OVERSIGHT**

Sec. 301. Reports on disaster assistance.

**TITLE I—PLANNING**

**SEC. 101. COMPREHENSIVE DISASTER RESPONSE PLAN.**

The Small Business Act is amended by redesignating section 37 as section 99 and by inserting after section 36 the following:

**“SEC. 37. COMPREHENSIVE DISASTER RESPONSE PLAN.**

“(a) **PLAN REQUIRED.**—The Administrator shall develop, implement, and maintain a comprehensive written disaster response plan. The plan shall include the following:

“(1) For each region of the Administration, a description of the disasters most likely to occur in that region.

“(2) For each disaster described under paragraph (1)—

“(A) an assessment of the disaster;

“(B) an assessment of the demand for Administration assistance most likely to occur in response to the disaster;

“(C) an assessment of the needs of the Administration, with respect to such resources as information technology, telecommunications, human resources, and office space, to meet the demand referred to in subparagraph (B); and

“(D) guidelines pursuant to which the Administration will coordinate with other Federal agencies and with State and local authorities to best respond to the demand referred to in subparagraph (B) and to best use the resources referred to in that subparagraph.

“(b) **COMPLETION; REVISION.**—The first plan required by subsection (a) shall be completed not later than 180 days after the date of the enactment of this section. Thereafter, the Administrator shall update the plan on an annual basis and following any incident of national significance (as declared by the President or his designee).

“(c) **KNOWLEDGE REQUIRED.**—The Administrator shall carry out subsections (a) and (b)

through an individual with substantial knowledge in the field of disaster readiness and emergency response.

“(d) **REPORT.**—The Administrator shall include a report on the plan whenever the Administrator submits the report required by section 47(a).”.

**SEC. 102. ANNUAL DISASTER SIMULATION EXERCISE.**

The Small Business Act is amended by inserting after section 37 (as added by section 101) the following:

**“SEC. 38. ANNUAL DISASTER SIMULATION EXERCISE.**

“(a) **EXERCISE REQUIRED.**—The Administrator shall conduct a disaster simulation exercise at least once each fiscal year. The exercise shall include the participation of, at a minimum, not less than half of the individuals in the disaster reserve corps and shall test, at maximum capacity, all of the information technology and telecommunications systems of the Administration that are vital to the activities of the Administration during such a disaster.

“(b) **REPORT.**—The Administrator shall include a report on the disaster simulation exercise whenever the Administration submits the report required by section 47(a).”.

**SEC. 103. DISASTER RESERVE CORPS.**

The Small Business Act is amended by inserting after section 38 (as added by section 102) the following:

**“SEC. 39. DISASTER RESERVE CORPS.**

“(a) **CORPS REQUIRED.**—The Administrator shall maintain within the Administration a disaster reserve corps, the purpose of which is to perform the functions of the Administration related to disaster response. The corps shall consist of at least 1,000 individuals, each of whom—

“(1) does not ordinarily have the duties of a full-time officer or employee of the Administration; but

“(2) is able to assume duties related to disaster response when the Administrator so requires.

“(b) **TRAINING.**—The Administrator shall ensure that each individual in the corps receives training each year in one or more functions relating to disaster response. To the maximum extent practicable, the function in which an individual is trained in one year shall be different from the function in which the individual was trained in prior years.

“(c) **GEOGRAPHIC DISTRIBUTION.**—The Administrator shall ensure that not more than 30 percent of the individuals in the corps reside in any one region of the Administration.

“(d) **REPORT.**—The Administrator shall include a report on the corps whenever the Administration submits the report required by section 47(a).”.

**SEC. 104. PLANS TO SECURE ADDITIONAL OFFICE SPACE.**

The Small Business Act is amended by inserting after section 39 (as added by section 103) the following:

**“SEC. 40. PLANS TO SECURE ADDITIONAL OFFICE SPACE.**

“(a) **PLANS REQUIRED.**—The Administrator shall develop long-term plans to secure additional office space to accommodate an expanded workforce in times of disaster.

“(b) **REPORT.**—The Administrator shall include a report on the plans whenever the Administration submits the report required by section 47(a).”.

**SEC. 105. COORDINATION OF DISASTER ASSISTANCE PROGRAMS WITH FEMA.**

The Small Business Act is amended by inserting after section 40 (as added by section 104) the following:

**“SEC. 41. COORDINATION OF DISASTER ASSISTANCE PROGRAMS WITH FEMA.**

“(a) **COORDINATION REQUIRED.**—The Administrator shall ensure that the disaster assistance programs of the Administration are coordinated, to the maximum extent practicable, with the disaster assistance programs of the Federal Emergency Management Agency.

“(b) **REGULATIONS REQUIRED.**—The Administrator, in consultation with the Director of the Federal Emergency Management Agency, shall establish regulations to ensure that each application for disaster assistance is submitted as quickly as practicable to the Administration or directed to the appropriate agency under the circumstances.

“(c) **COMPLETION; REVISION.**—The initial regulations shall be completed not later than 270 days after the date of the enactment of this section. Thereafter, the regulations shall be revised on an annual basis.

“(d) **REPORT.**—The Administrator shall include a report on the regulations whenever the Administration submits the report required by section 47(a).”

**SEC. 106. ASSOCIATE ADMINISTRATOR FOR DISASTER ASSISTANCE.**

The Small Business Act is amended by inserting after section 41 (as added by section 105) the following:

**“SEC. 42. ASSOCIATE ADMINISTRATOR FOR DISASTER ASSISTANCE.**

“(a) **IN GENERAL.**—There is established in the Administration an Associate Administrator for Disaster Assistance, appointed by the President by and with the advice and consent of the Senate, from among individuals who have—

“(1) proven management ability; and

“(2) substantial knowledge in the field of disaster readiness and emergency response.

“(b) **DIRECTOR OF DISASTER PLANNING.**—

“(1) **APPOINTMENT.**—There is established in the Administration a Director for Disaster Planning, appointed by the Administrator from among the personnel of the Administration.

“(2) **DUTIES.**—Subject to the authority, direction, and control of the Associate Administrator for Disaster Assistance, the Director shall—

“(A) develop and implement the Administration’s plans for responding to disasters; and

“(B) direct the Administration’s training exercises with respect to disasters.

“(3) **COORDINATION.**—In carrying out the duties under paragraph (2), the Director shall coordinate with—

“(A) the Associate Administrator for the Office of Disaster Assistance of the Administration;

“(B) the Director of the Federal Emergency Management Agency; and

“(C) other Federal, State, and local disaster planning offices, as necessary.

“(c) **DIRECTOR OF DISASTER LENDING.**—

“(1) **APPOINTMENT.**—There is established in the Administration a Director for Disaster Lending, appointed by the Administrator from among the personnel of the Administration.

“(2) **DUTIES.**—Subject to the authority, direction, and control of the Associate Administrator for Disaster Assistance, the Director shall direct all aspects of the disaster lending program under section 7(b).

“(d) **RESOURCES.**—The Administrator shall ensure that the Associate Administrator for Disaster Assistance, the Director of Disaster Planning, and the Director of Disaster Lending have adequate resources to carry out the duties under this section.”

**TITLE II—LENDING****SEC. 201. INCIDENTS OF NATIONAL SIGNIFICANCE.**

(a) **DISASTER LOANS TO PRIVATE NONPROFIT ORGANIZATIONS.**—Section 7(b)(2) of the Small

Business Act (15 U.S.C. 636(b)(2)) is amended—

(1) in subparagraph (D) by striking the period at the end and inserting “; or”; and

(2) by inserting after subparagraph (D) the following:

“(E) an incident of national significance, as declared by the President or his designee, in which case assistance under this paragraph may be provided, subject to the other applicable requirements of this paragraph, to a private nonprofit organization (as that term is defined in section 29(a)(2)) that is located in an area affected by the incident of national significance.”

(b) **MITIGATION LOANS TO SMALL BUSINESS CONCERNS.**—Section 7 of the Small Business Act (15 U.S.C. 636) is amended by inserting after subsection (d) the following:

“(e) **DISASTER MITIGATION LOANS.**—

“(1) **AUTHORITY.**—The Administrator may make or guarantee a mitigation loan to a small business concern that receives a loan under section 7(b)(1)(A) for the damage or destruction, by reason of an incident of national significance (as declared by the President or his designee), of property owned by the small business concern.

“(2) **AMOUNT OF LOAN.**—The amount of a loan under paragraph (1) shall not exceed 20 percent of the total amount of the cost of the damage or destruction referred to in paragraph (1). The total amount shall be calculated without regard for any costs for which the small business concern is reimbursed under any insurance policy or otherwise.”

(c) **APPLICABILITY FOR FISCAL YEAR 2006 TO HURRICANES KATRINA, RITA, AND WILMA.**—

(1) **IN GENERAL.**—For fiscal year 2006, the Administrator—

(A) may carry out subsection (e) of section 7 of the Small Business Act (as added by subsection (b) of this section) with respect to a private nonprofit organization that was located, as of August 28, 2005, in a hurricane-affected area; and

(B) may carry out such subsection (e) with respect to a small business concern that was located, as of August 28, 2005, in a hurricane-affected area, for damage or destruction by reason of Hurricane Katrina, Hurricane Rita, or Hurricane Wilma.

(2) **HURRICANE-AFFECTED AREA DEFINED.**—In this section, the term “hurricane-affected area” means a county or parish in the State of Alabama, Florida, Mississippi, Louisiana, or Texas, that has been designated by the Administrator of the Small Business Administration as a disaster area by reason of Hurricane Katrina, Hurricane Rita, or Hurricane Wilma under disaster declaration 10176, 10177, 10178, 10179, 10180, 10181, 10203, 10204, 10205, 10206, 10222, or 10223.

**SEC. 202. INFORMATION TRACKING AND FOLLOW-UP SYSTEM.**

The Small Business Act is amended by inserting after section 42 (as added by section 106) the following:

**“SEC. 43. INFORMATION TRACKING AND FOLLOW-UP SYSTEM FOR DISASTER ASSISTANCE.**

“(a) **SYSTEM REQUIRED.**—The Administrator shall develop, implement, and maintain a centralized information system to track communications between personnel of the Administration and applicants for disaster assistance. The system shall ensure that whenever an applicant for disaster assistance communicates with such personnel on a matter relating to the application, the following information is recorded:

“(1) The method of communication.

“(2) The date of communication.

“(3) The identity of the personnel.

“(4) A summary of the subject matter of the communication.

“(b) **FOLLOW-UP REQUIRED.**—The Administrator shall ensure that an applicant for dis-

aster assistance receives, by telephone, mail, or electronic mail, follow-up communications from the Administration at all critical stages of the application process, including the following:

“(1) When the Administration determines that additional information or documentation is required to process the application.

“(2) When the Administration determines whether to approve or deny the loan.

“(3) When the primary contact person managing the loan application has changed.”

**SEC. 203. IMMEDIATE DISASTER ASSISTANCE PROGRAM.**

The Small Business Act is amended by inserting after section 43 (as added by section 202) the following:

**“SEC. 44. IMMEDIATE DISASTER ASSISTANCE PROGRAM.**

“(a) **PROGRAM REQUIRED.**—The Administrator shall carry out a program, to be known as the Immediate Disaster Assistance program, under which the Administration participates on a deferred (guaranteed) basis in 85 percent of the balance of the financing outstanding at the time of disbursement of the loan if such balance is less than or equal to \$25,000 for businesses affected by a disaster.

“(b) **ELIGIBILITY REQUIREMENT.**—To receive a loan guaranteed under subsection (a), the applicant must also apply for, and meet basic eligibility standards for, a loan under section 7(b).

“(c) **USE OF PROCEEDS.**—A person who receives a loan under section 7(b) must use the proceeds of that loan to repay all loans guaranteed under subsection (a), if any, before using the proceeds for any other purpose.

“(d) **APPROVAL OR DISAPPROVAL.**—The Administrator shall ensure that each applicant for a loan under the program receives a decision approving or disapproving of the application within 36 hours after the Administration receives the application.”

**SEC. 204. INCREASED DEFERMENT PERIOD.**

Section 7 of the Small Business Act (15 U.S.C. 636) is amended by inserting after subsection (e) (as added by section 201(b)) the following:

“(f) **ADDITIONAL REQUIREMENTS FOR 7(b) LOANS.**—

“(1) **INCREASED DEFERMENT AUTHORIZED.**—

“(A) **IN GENERAL.**—In making loans under section 7(b), the Administrator may provide, to the person receiving the loan, an option to defer repayment on the loan.

“(B) **PERIOD.**—A deferment under subparagraph (A) may not exceed 4 years.”

**SEC. 205. REVISED REPAYMENT TERMS.**

Section 7 of the Small Business Act (15 U.S.C. 636) is amended in subsection (f) by adding after paragraph (1) (as added by section 204) the following:

“(2) **REVISED REPAYMENT TERMS.**—In making loans under section 7(b), the Administrator—

“(A) shall not require repayment to be made until 12 months after the date on which the final disbursement of approved amounts is made; and

“(B) shall calculate the amount of repayment based solely on the amounts disbursed.”

**SEC. 206. REVISED DISBURSEMENT PROCESS.**

Section 7 of the Small Business Act (15 U.S.C. 636) is amended in subsection (f) by adding after paragraph (2) (as added by section 205) the following:

“(3) **REVISED DISBURSEMENT PROCESS.**—In making loans under section 7(b), the Administrator shall disburse the loan amounts in stages as follows:

“(A) **LOANS UP TO \$150,000.**—If the total amount approved is less than or equal to \$150,000—

“(i) the first disbursement shall consist of 40 percent of the total loan amount, or a

lesser percentage of the total loan amount if the Administrator and the borrower agree on such a lesser percentage;

“(ii) the second disbursement shall consist of 50 percent of the amounts that remain after the first disbursement, and shall be made when the borrower has produced satisfactory receipts to demonstrate the proper use of the first half of the first disbursement; and

“(iii) the third disbursement shall consist of the amounts that remain after the preceding disbursements, and shall be made when the borrower has produced satisfactory receipts to demonstrate the proper use of the first disbursement and the first half of the second disbursement.

“(B) LOANS FROM \$150,000 TO \$500,000.—If the total amount approved is more than \$150,000 but less than or equal to \$500,000—

“(i) the first disbursement shall consist of 20 percent of the total loan amount, or a lesser percentage if the Administrator and the borrower agree on such a lesser percentage;

“(ii) the second disbursement shall consist of 30 percent of the total loan amount remaining after the first disbursement, and shall be made when the borrower has produced satisfactory receipts to demonstrate the proper use of the first half of the first disbursement;

“(iii) the third disbursement shall consist of 25 percent of the total loan amount remaining after the first and second disbursements, and shall be made when the borrower has produced satisfactory receipts to demonstrate the proper use of the first disbursement and the first half of the second disbursement; and

“(iv) the fourth disbursement shall consist of the amounts that remain after the preceding disbursements, and shall be made when the borrower has produced satisfactory receipts to demonstrate the proper use of the first and second disbursements and the first half of the third disbursement.

“(C) LOANS GREATER THAN \$500,000.—If the total amount approved is more than \$500,000—

“(i) the first disbursement shall consist of at least \$100,000, or a lesser amount if the Administrator and the borrower agree on such a lesser amount; and

“(ii) the number of disbursements after the first, and the amount of each such disbursement, shall be in the discretion of the Administrator, but the amount of each such disbursement shall be not less than \$100,000.”

**SEC. 207. REVISED COLLATERAL REQUIREMENTS.**

Section 7 of the Small Business Act is amended in subsection (f) by adding after paragraph (3) (as added by section 206) the following:

“(4) REVISED COLLATERAL REQUIREMENTS.—In making a business loan under section 7(b), the total approved amount of which is less than or equal to \$100,000, the Administrator shall not require the borrower to use the borrower’s home as collateral.”

**SEC. 208. ENHANCED LENDING AUTHORITY FOR PRIVATE LENDERS.**

The Small Business Act is amended by inserting after section 44 (as added by section 203) the following:

**“SEC. 45. ENHANCED LENDING AUTHORITY FOR PRIVATE LENDERS.**

“(a) PROGRAM AUTHORIZED.—The Administrator may, and during a period specified in subsection (b) shall, carry out a program under which the Administrator permits banks and other financial institutions to process, approve, close, and service disaster loans under section 7(b) for a fee not to exceed 2 percent of the total loan amount.

“(b) PERIODS DURING WHICH PROGRAM IS REQUIRED.—The program under subsection

(a) is required to be carried out during the following periods:

“(1) Any period of an incident of national significance (as declared by the President or his designee).

“(2) Any period during which the average time for the Administration to approve disaster loans in response to any single disaster is 30 days or more.

“(c) EXCLUSION OF LENDERS.—If the number or rate of defaults on loans processed, approved, and closed by a lender under the program under subsection (a) are inordinate, as determined by the Administrator, the Administrator may do any one or more of the following:

“(1) Exclude the lender from participating in the program under subsection (a).

“(2) Exclude the lender from participating in the Preferred Lenders Program under section 7(a)(2)(C)(ii).

“(d) FACTOR IN PREFERRED LENDERS PROGRAM.—In determining whether a lender is to be certified or recertified to participate in the Preferred Lenders Program under section 7(a)(2)(C)(ii), the Administrator may consider as a factor the following:

“(1) The loans processed, approved, and closed by the lender under the program under subsection (a).

“(2) The participation or non-participation of the lender in the program under subsection (a).”

**SEC. 209. DISASTER PROCESSING REDUNDANCY.**

The Small Business Act is amended by inserting after section 45 (as added by section 208) the following:

**“SEC. 46. DISASTER PROCESSING REDUNDANCY.**

“(a) IN GENERAL.—The Administrator shall ensure that the Administration has in place a facility for disaster loan processing that, whenever the Administration’s primary facility for disaster loan processing becomes unavailable, is able to take over all disaster loan processing from that primary facility within 2 days.

“(b) AUTHORIZATION OF APPROPRIATIONS.—There are authorized to be appropriated to carry out this section such sums as may be necessary.”

**SEC. 210. GRANT PROGRAM.**

Section 7(b) of the Small Business Act (15 U.S.C. 636(b)) is amended by inserting immediately after paragraph (3) the following:

“(4) GRANTS TO DISASTER-AFFECTED SMALL BUSINESSES.—

“(A) IN GENERAL.—The Administrator may make a grant of up to \$100,000 to a small business concern that—

“(i) was located in a designated disaster area affected by disaster declaration 10176, 10177, 10178, 10179, 10180, 10181, 10203, 10204, 10205, 10206, 10222, or 10233, and was located in a county or parish that, as a result of Hurricanes Katrina, Rita, or Wilma of 2005, experienced a loss of at least 100 housing units, experienced a loss of at least 1 percent of available housing stock, and required Federal infrastructure assistance of a least \$200,000;

“(ii) submits to the Administrator a certification by the owner of the concern of intent to reestablish the concern in the same county or parish in which the business was originally located, or in any other county or parish described in clause (i);

“(iii) has applied for, and was rejected for, a conventional disaster assistance loan under section 7(b); and

“(iv) was in existence for at least 2 years before the date on which the applicable disaster declaration was made.

“(B) PRIORITY.—In making grants under this paragraph, the Administrator shall give priority to a small business concern that the Administrator determines is economically viable but unable to meet short-term financial obligations.

“(C) DEFINITION.—In this paragraph, the term ‘disaster-affected area’ means an area

that has been designated by the Administrator as a disaster area.

“(D) AUTHORIZATION OF APPROPRIATIONS.—There are authorized to be appropriated for grants under this paragraph such funds as may be necessary.”

**SEC. 211. HURRICANE ASSISTANCE REPLACEMENT GRANT PROGRAM.**

(a) PROGRAM ESTABLISHED.—The Administrator may carry out a program under which the Administrator may, in the Administrator’s discretion, make grants to individuals who—

(1) are victims of a disaster under disaster declaration 10176, 10177, 10178, 10179, 10180, 10181, 10203, 10204, 10205, 10206, 10222, or 10223; and

(2) receive (whether before, on, or after the date of the enactment of this Act) 7(b) disaster assistance because of that disaster.

(b) AUTHORIZATION OF APPROPRIATIONS.—There are authorized to be appropriated such sums as may be necessary to carry out this section.

(c) ELIGIBILITY.—An individual is eligible to receive a grant under this section only if the individual—

(1) receives benefits (other than the 7(b) disaster assistance) because of the disaster; and

(2) is required to remit those benefits to the Small Business Administration because of a duplication of benefits.

(d) AMOUNT.—The amount of a grant under this section to an individual shall not exceed the amount of the benefits required to be remitted by the individual, as described in subsection (c).

(e) TIME.—The Administrator shall ensure that, to the maximum extent practicable, a grant made under this section is made—

(1) concurrent with the Administration’s receipt of the remittance, if the remittance is made after the date of the enactment of this Act; and

(2) as soon as possible after the Administration’s receipt of the remittance, in all other cases.

(f) TREATMENT OF GRANTS.—Grants made under this section shall not be considered a duplication of benefits by the Administrator.

(g) DEFINITIONS.—In this section:

(1) The term “Administrator” means the Administrator of the Small Business Administration.

(2) The term “7(b) disaster assistance” means assistance under paragraph (1) or (2) of section 7(b)(2) of the Small Business Act (15 U.S.C. 636(b)).

**SEC. 212. INCREASE LEGISLATIVE LIMIT.**

Section 7(b)(3)(E) of the Small Business Act (15 U.S.C. 636(b)(3)(E)) is amended by striking “\$1,500,000” and inserting “\$3,000,000” both places such term appears.

**SEC. 213. NET EARNINGS CLAUSES PROHIBITED.**

Section 7 of the Small Business Act is amended in subsection (f) by adding after paragraph (4) (as added by section 207) the following:

“(5) NET EARNINGS CLAUSES PROHIBITED.—In making loans under section 7(b), the Administrator shall not require the borrower to pay any non-amortized amount for the first 5 years after repayment begins.”

**SEC. 214. ECONOMIC INJURY DISASTER LOANS TO NONPROFITS.**

(a) IN GENERAL.—Section 7 of the Small Business Act (15 U.S.C. 636) is amended in subsection (b)(2)—

(1) in the matter preceding subparagraph (A)—

(A) by inserting after “small business concern” the following: “, private nonprofit organization,”; and

(B) by inserting after “the concern” the following: “, organization,”; and

(2) in subparagraph (D) by inserting after “small business concerns” the following: “, private nonprofit organizations,”.

(b) CONFORMING AMENDMENT.—Such section is further amended in subsection (c)(5)(C) by inserting after “business” the following: “, organization.”.

SEC. 215. APPLICANTS THAT WILL CONSTITUTE A MAJOR SOURCE OF EMPLOYMENT DUE TO CHANGED ECONOMIC CIRCUMSTANCES.

Section 7(b)(3)(E) of the Small Business Act (15 U.S.C. 636(b)(3)(E)) is amended by inserting after “constitutes” the following: “, or will due to changed economic circumstances constitute.”.

SEC. 216. PRELIMINARY APPLICATION PROCESS FOR ASSISTANCE FOR SMALL BUSINESS CONCERNS WITH ESSENTIAL EMPLOYEES ORDERED TO SERVE ON ACTIVE DUTY IN THE ARMED FORCES.

Section 7(b)(3) of the Small Business Act (15 U.S.C. 636(b)(3)) is amended—

(1) in subparagraph (C)— (A) by striking “90 days” and inserting “1 year”;

(B) by adding at the end the following: “The Administrator may, when appropriate (as determined by the Administrator), waive the ending date specified in the preceding sentence and provide a later ending date.”;

(2) by adding at the end the following new subparagraph:

“(G) The Administrator shall establish a process under which a small business concern described in subparagraph (B) may file a preliminary application for assistance under this paragraph, accompanied by supporting documentation, before the date on which the essential employee is ordered to active duty. The Administrator may not actively consider such an application or provide assistance to the small business concern based on such an application until the date on which the essential employee is ordered to active duty.”.

SEC. 217. ECONOMIC INJURY DISASTER LOANS IN CASES OF ICE STORMS AND BLIZZARDS.

Section 3(k)(2) of the Small Business Act (15 U.S.C. 632(k)(2)) is amended—

(1) in subparagraph (A) by striking “and”;

(2) in subparagraph (B) by striking the period at the end and inserting “; and”;

(3) by adding at the end the following: “(C) ice storms and blizzards.”.

SEC. 218. REPORT REGARDING LACK OF SNOW FALL.

Not later than 6 months after the date of enactment of this Act, the Administrator of the Small Business Administration shall conduct a study of, and submit a report to the Committee on Small Business of the House of Representatives and the Committee on Small Business and Entrepreneurship of the Senate that describes—

(1) the ability of the Administrator to provide loans under section 7(b)(2) of the Small Business Act (15 U.S.C. 636(b)(2)) to small business concerns that depend on high snow fall amounts and sustain economic injury (as described under that section) due to a lack of snow fall;

(2) the criteria the Administrator would use to determine whether to provide a loan under section 7(b)(2) of the Small Business Act (15 U.S.C. 636(b)(2)) to a small business concern that has been adversely affected by a lack of snow fall;

(3) other Federal assistance (including loans) available to small business concerns that are adversely affected by a lack of snow fall; and

(4) the history relating to providing loans under section 7(b)(2) of the Small Business Act (15 U.S.C. 636(b)(2)) to small business concerns that have been adversely affected by a lack of snow fall.

SEC. 219. GULF COAST DISASTER LOAN REFINANCING PROGRAM.

(a) IN GENERAL.—The Administrator of the Small Business Administration may carry out a program to refinance Gulf Coast disaster loans.

(b) TERMS.—The terms of a Gulf Coast disaster loan refinanced under the program shall be identical to the terms of the original loan, except that the Administrator may provide an option to defer repayment on the loan. Such a deferment may not exceed 4 years after the date on which the initial disbursement under the original loan was made.

(c) AMOUNT.—The amount of a Gulf Coast disaster loan refinanced under the program shall not exceed the amount of the original loan.

(d) DISCLOSURE OF ACCRUED INTEREST.—Whenever the Administrator provides an option to defer repayment under subsection (b), the Administrator shall disclose the accrued interest that must be paid under the option.

(e) DEFINITION.—In this section, the term “Gulf Coast disaster loan” means a loan—

(1) made under section 7(b) of the Small Business Act;

(2) in response to Hurricane Katrina, Hurricane Rita, or Hurricane Wilma of 2005; and

(3) for a small business located in a county or parish designated by the Administrator as a disaster area by reason of such Hurricane Katrina, Hurricane Rita, or Hurricane Wilma under disaster declaration 10176, 10177, 10178, 10179, 10180, 10181, 10203, 10204, 10205, 10206, 10222, or 10223.

(f) AUTHORIZATION OF APPROPRIATIONS.—There are authorized to be appropriated such sums as may be necessary to carry out this section.

TITLE III—OVERSIGHT

SEC. 301. REPORTS ON DISASTER ASSISTANCE.

The Small Business Act is amended by inserting after section 46 (as added by section 209) the following:

“SEC. 47. REPORTS ON DISASTER ASSISTANCE.

“(a) ANNUAL REPORT REQUIRED.—Not later than 45 days after the end of a fiscal year, the Administrator shall submit to the Committee on Small Business of the Senate and the Committee on Small Business of the House of Representatives a report on the disaster assistance operations of the Administration for that fiscal year. The report shall—

“(1) specify the number of Administration personnel involved in such operations;

“(2) describe any material changes to those operations, such as changes to technologies used or to personnel responsibilities;

“(3) describe and assess the effectiveness of the Administration in responding to disasters during that fiscal year, including a description of the number and amounts of loans made for damage and for economic injury; and

“(4) describe the plans of the Administration for preparing to respond to disasters during the next fiscal year.

“(b) INCIDENTS OF NATIONAL SIGNIFICANCE.—During the period of an incident of national significance (as declared by the President or his designee), the Administrator shall, on a monthly basis, submit to the committees specified in subsection (a) a report on the disaster assistance operations of the Administration with respect to that incident of national significance. The report shall specify—

“(1) the number of applications distributed;

“(2) the number of applications received;

“(3) the average time for the Administration to approve or disapprove an application;

“(4) the amount of disaster loans approved;

“(5) the average time for initial disbursement of loan proceeds; and

“(6) the amount of disaster loan proceeds disbursed.”.

The bill, as amended, was ordered to be engrossed and read a third time, was read a third time by title.

Mr. MCHENRY moved to recommit the bill to the Committee on Small Business with instructions to report the same back to the House promptly with the following amendment:

At the end of title II of the bill, insert the following:

SEC. 219. PROHIBITION ON ASSISTANCE.

A person or small business concern shall not receive assistance under this Act or section 7(b) of the Small Business Act, as amended by this Act, if the person or small business concern pleaded nolo contendere to, or is convicted of, a felony, including, but not limited to, murder, kidnapping, or sexual assault under Federal or State law.

After debate,

By unanimous consent, the previous question was ordered on the motion to recommit with instructions.

The question being put, viva voce,

Will the House recommit said bill with instructions?

The SPEAKER pro tempore, Mr. WEINER, announced that the nays had it.

Mr. MCHENRY demanded a recorded vote on agreeing to said motion, which demand was supported by one-fifth of a quorum, so a recorded vote was ordered.

The vote was taken by electronic device.

It was decided in the { Yeas ..... 204 negative ..... } Nays ..... 218

52.20

[Roll No. 224]

AYES—204

Table listing names of members of the House of Representatives, including Aderholt, Akin, Alexander, Bachmann, Bachus, Baker, Barrett (SC), Barrow, Bartlett (MD), Barton (TX), Biggart, Bilbray, Bilirakis, Bishop (UT), Blackburn, Blunt, Boehner, Bonner, Bono, Boozman, Boustany, Brady (TX), Brown (SC), Brown-Waite, Ginny, Buchanan, Burgess, Burton (IN), Buyer, Calvert, Camp (MI), Campbell (CA), Cannon, Capito, Carter, Castle, Chabot, Coble, Cole (OK), Conaway, Crenshaw, Cubin, Culberson, Davis (KY), Davis, David, Davis, Jo Ann, Davis, Tom, Deal (GA), Dent, Diaz-Balart, L., Diaz-Balart, M., Donnelly, Doolittle, Drake, Dreier, Duncan, Ehlers, Ellsworth, Emerson, English (PA), Everett, Fallin, Feeney, Flake, Forbes, Fortenberry, Fossella, Fox, Franks (AZ), Frelinghuysen, Gallegly, Garrett (NJ), Gerlach, Gilchrest, Gillmor, Gingrey, Gohmert, Goode, Goodlatte, Granger, Graves, Hall (TX), Hastert, Hastings (WA), Hayes, Heller, Hensarling, Herger, Hobson, Hoekstra, Hulshof, Hunter, Inglis (SC), Issa, Johnson (IL), Johnson, Sam, Jones (NC), Jordan, Keller, King (IA), King (NY), Kingston, Kirk, Kline (MN), Knollenberg, Kuhl (NY), LaHood, Lamborn, Latham, LaTourette, Lewis (CA), Lewis (KY), Linder, LoBiondo, Lucas, Lungren, Daniel E., Mack, Mahoney (FL), Manzullo, Marchant, Matheson, McCarthy (CA), McCaul (TX), McCotter, McCrery, McHenry, McHugh, McIntyre, McKeon, McMorris, Rodgers, McNerney, Mica, Miller (FL), Miller (MI), Miller, Gary, Moran (KS), Murphy, Tim, Musgrave, Myrick, Neugebauer, Nunes, Paul.



Pearce
Pence
Peterson (PA)
Petri
Pickering
Pitts
Platts
Poe
Porter
Price (GA)
Pryce (OH)
Putnam
Radanovich
Ramstad
Regula
Rehberg
Reichert
Renzi
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrabacher
Ros-Lehtinen
Roskam
Royce
Sali
Saxton
Schmidt
Sensenbrenner
Sessions
Shadegg
Shays
Shimkus
Shuler
Shuster
Simpson
Smith (NE)
Smith (NJ)
Smith (TX)
Souder
Stearns

NOT VOTING—11
Brady (PA)
Cantor
Ferguson
Higgins
Jones (OH)
Lampson
Marshall
Millender-
McDonald
Ryan (WI)
Space
Walsh (NY)

Ros-Lehtinen
Ross
Rothman
Roybal-Allard
Ruppersberger
Rush
Ryan (OH)
Salazar
Sanchez, Linda
T.
Sanchez, Loretta
Sarbanes
Saxton
Schakowsky
Schiff
Schwartz
Scott (GA)
Scott (VA)
Serrano
Sestak
Shays
Shea-Porter
Sherman
Shuler
Sires
Skelton
Slaughter
Smith (NJ)
Smith (WA)
Snyder
Solis
Souder
Space
Spratt
Stark
Stupak
Sutton
Tanner
Tauscher
Taylor
Thompson (CA)
Thompson (MS)
Tierney
Towns
Udall (CO)
Udall (NM)
Van Hollen
Velázquez
Visclosky
Walz (MN)
Wasserman
Schultz
Waters
Watson
Watt
Waxman
Weiner
Welch (VT)
Wexler
Wilson (NM)
Wilson (OH)
Wolf
Woolsey
Wu
Wynn
Yarmuth

So the motion to recommit with instructions was not agreed to.

The question being put, viva voce, Will the House pass said bill?

The SPEAKER pro tempore, Mr. WEINER, announced that the nays had it.

Ms. VELAZQUEZ demanded a recorded vote on passage of said bill, which demand was supported by one-fifth of a quorum, so a recorded vote was ordered.

The vote was taken by electronic device.

It was decided in the affirmative { Yeas ..... 267 Nays ..... 158

NOES—218

Abercrombie
Ackerman
Allen
Altmire
Andrews
Arcuri
Baca
Baird
Baldwin
Bean
Becerra
Berkley
Berman
Berry
Bishop (GA)
Bishop (NY)
Blumenauer
Boren
Boswell
Boucher
Boyd (FL)
Boyd (KS)
Bralley (IA)
Brown, Corrine
Butterfield
Capps
Capuano
Cardoza
Carnahan
Carney
Carson
Castor
Chandler
Clarke
Clay
Cleaver
Clyburn
Cohen
Conyers
Cooper
Costa
Costello
Courtney
Cramer
Crowley
Cuellar
Cummings
Davis (AL)
Davis (CA)
Davis (IL)
Davis, Lincoln
DeFazio
DeGette
Delahunt
DeLauro
Dicks
Dingell
Doggett
Doyle
Edwards
Ellison
Emanuel
Engel
Eshoo
Etheridge
Farr
Fattah
Filner
Frank (MA)
Giffords
Gillibrand
Gonzalez
Gordon
Green, Al
Green, Gene
Oberstar
Obey
Olver
Ortiz
Pallone
Pascrell
Pastor
Payne
Perlmutter
Peterson (MN)
Pomeroy
Price (NC)
Rahall
Rangel
Reyes
Rodriguez
Ross
Rothman
Roybal-Allard
Ruppersberger
Rush
Ryan (OH)
Salazar
Sanchez, Linda
T.
Sanchez, Loretta
Sarbanes
Schakowsky
Schiff
Schwartz
Scott (GA)
Scott (VA)
Serrano
Sestak
Shea-Porter
Sherman
Brown, Corrine
Butterfield
Capito
Capps
Capuano
Cardoza
Carnahan
Cramer
Crowley
Cuellar
Cummings
Davis (AL)
Davis (CA)
Davis (IL)
Davis, Jo Ann
Davis, Lincoln
DeFazio
DeGette
Delahunt
DeLauro
Dent
Diaz-Balart, L.
Diaz-Balart, M.
Dicks
Dingell

52.21 [Roll No. 225]

AYES—267

Abercrombie
Ackerman
Alexander
Allen
Altmire
Andrews
Arcuri
Baca
Baird
Baker
Baldwin
Barrow
Bean
Becerra
Berkley
Berman
Berry
Bishop (GA)
Bishop (NY)
Blumenauer
Bono
Boren
Boswell
Boucher
Boustany
Boyd (FL)
Boyd (KS)
Brady (TX)
Bralley (IA)
Brown, Corrine
Butterfield
Capito
Capps
Capuano
Cardoza
Carnahan
Cramer
Crowley
Cuellar
Cummings
Davis (AL)
Davis (CA)
Davis (IL)
Davis, Jo Ann
Davis, Lincoln
DeFazio
DeGette
Delahunt
DeLauro
Dent
Diaz-Balart, L.
Diaz-Balart, M.
Dicks
Dingell
Doggett
Donnelly
Doyle
Drake
Edwards
Ellison
Ellsworth
Emanuel
Emerson
Engel
Eshoo
Etheridge
Farr
Fattah
Filner
Fortenberry
Frank (MA)
Gerlach
Giffords
Gilchrest
Gillibrand
Gohmert
Gonzalez
Goodlatte
Gordon
Green, Al
Green, Gene
Grijalva
Gutierrez
Hall (NY)
Hare
Harman
Hastings (FL)
Herseth Sandlin
Hill
Hinchev
Hinojosa
Hirono
Hodes
Holden
Holt
Honda
Hooley
Hoyer
Inlee
Israel
Jackson (IL)
Jackson-Lee
Jindal
Johnson (GA)
Johnson, E. B.
Kagen
Kanjorski
Kaptur
Kennedy
Kildee
Kilpatrick
Kind
Kirk
Klein (FL)
Kucinich
Kuhl (NY)
Langevin
Lantos
Larsen (WA)
Larson (CT)
Lee
Levin
Lewis (GA)
Lipinski
Stark
Stupak
Sutton
Tanner
Tauscher
Taylor
Thompson (CA)
Thompson (MS)
Tierney
Towns
Udall (CO)
Udall (NM)
Van Hollen
Velázquez
Visclosky
Walz (MN)
Wasserman
Schultz
Waters
Watson
Watt
Waxman
Weiner
Welch (VT)
Wexler
Wilson (OH)
Woolsey
Wu
Wynn
Yarmuth

NOES—158

Aderholt
Akin
Bachmann
Bachus
Barrett (SC)
Bartlett (MD)
Barton (TX)
Biggart
Bilbray
Bilirakis
Bishop (UT)
Blackburn
Blunt
Boehner
Bonner
Boozman
Brown (SC)
Brown-Waite, Ginny
Buchanan
Burgess
Burton (IN)
Buyer
Calvert
Camp (MI)
Campbell (CA)
Cannon
Carter
Castle
Chabot
Coble
Cole (OK)
Conaway
Crenshaw
Cubin
Culberson
Davis (KY)
Davis, David
Davis, Tom
Deal (GA)
Doolittle
Dreier
Duncan
Ehlers
English (PA)
Everett
Fallin
Feeney
Flake
Forbes
Fossella
Foxy
Franks (AZ)
Frelinghuysen
Gallegly
Garrett (NJ)
Gillmor
Gingrey
Goode
Granger
Graves
Hall (TX)
Hastert
Hastings (WA)
Hayes
Heller
Hensarling
Herger
Hobson
Hoekstra
Hulshof
Hunter
Inglis (SC)
Issa
Johnson (IL)
Johnson, Sam
Jordan
Keller
King (IA)
King (NY)
Kingston
Kline (MN)
Knollenberg
LaHood
Lamborn
Latham
Lewis (CA)
Lewis (KY)
Linder
Lucas
Lungren, Daniel E.
Mack
Manzullo
Marchant
McCarthy (CA)
McCaul (TX)
McCotter
McHenry
McKeon
McMorris
Rodgers
Miller (FL)
Miller (MI)
Miller, Gary
Muggrave
Myrick
Neugebauer
Nunes
Paul
Pearce
Pence
Peterson (PA)
Petri
Pitts
Price (GA)
Pryce (OH)
Putnam
Radanovich
Ramstad
Regula
Rehberg
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrabacher
Roskam
Royce
Ryan (WI)
Sali
Schmidt
Sensenbrenner
Sessions
Shadegg
Shimkus
Shuster
Simpson
Smith (NE)
Smith (TX)
Stearns
Sullivan
Tancredo
Terry
Thornberry
Tiahrt
Tiberi
Turner
Upton
Walberg
Walden (OR)
Wamp
Weldon (FL)
Weller
Westmoreland
Whitfield
Wicker
Wilson (SC)
Young (AK)
Young (FL)

NOT VOTING—8

Brady (PA)
Cantor
Ferguson
Higgins
Jones (OH)
Lampson
Millender-
McDonald
Walsh (NY)

So the bill was passed.
A motion to reconsider the vote whereby said bill was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said bill.

52.22 MOMENT OF SILENCE IN MEMORY OF THE LATE HONORABLE JIM JONTZ

The SPEAKER pro tempore, Mr. WEINER, announced that all Members stand and observe a moment of silence

in memory of the late Honorable Jim Jontz.

52.23 H. RES. 300—UNFINISHED BUSINESS

The SPEAKER pro tempore, Mr. WEINER, pursuant to clause 8, rule XX, announced the unfinished business to be the motion to suspend the rules and agree to the resolution (H. Res. 300) commending the achievements of the Rutgers University women's basketball team and applauding the character and integrity of their student-athletes.

The question being put, Will the House suspend the rules and agree to said resolution?

The vote was taken by electronic device.

It was decided in the affirmative ... Yeas ..... 416 Nays ..... 0 Answered present 2

52.24 [Roll No. 226] YEAS—416

- Abercrombie, Ackerman, Aderholt, Akin, Alexander, Allen, Altmire, Andrews, Arcuri, Baca, Bachmann, Bachus, Baird, Baker, Baldwin, Barrett (SC), Barrow, Bartlett (MD), Barton (TX), Bean, Becerra, Berkley, Berman, Berry, Biggert, Bilbray, Bilirakis, Bishop (GA), Bishop (NY), Bishop (UT), Blackburn, Blumenauer, Blunt, Boehner, Bonner, Bono, Boozman, Boren, Boswell, Boucher, Boustany, Boyd (FL), Boyd (KS), Brady (TX), Braley (IA), Brown (SC), Brown, Corrine, Brown-Waite, Capito, Capps, Capuano, Cardoza, Carnahan, Carney, Carson, Carter, Castle, Castor, Chabot, Chandler, Clarke, Clay, Cleaver, Clyburn, Coble, Cohen, Cole (OK), Conaway, Cooper, Costa, Costello, Courtney, Cramer, Crenshaw, Crowley, Cubin, Cuellar, Culberson, Cummings, Davis (AL), Davis (CA), Davis (IL), Davis (KY), Davis, David, Davis, Jo Ann, Davis, Lincoln, Davis, Tom, Deal (GA), DeFazio, DeGette, Delahunt, DeLauro, Dent, Diaz-Balart, L., Dreier, Duncan, Edwards, Ehlers, Ellison, Ellsworth, Emanuel, Emerson, Engel, English (PA), Eshoo, Etheridge, Everett, Fallon, Farr, Fattah, Feeney, Filner, Flake, Forbes, Fortenberry, Fossella, Foxo, Frank (MA), Franks (AZ), Gallegly, Garrett (NJ), Gerlach, Giffords, Gilchrest, Gillibrand, Gillmor, Gingrey, Gohmert, Gonzalez, Goodlatte, Granger, Graves, Green, Al, Green, Gene, Grijalva, Gutierrez, Hall (TX), Hare, Harman, Hastert, Hastings (FL), Hastings (WA), Hayes, Heller, Hensarling, Herger, Herseth Sandlin, Hill, Hinchey, Hinojosa, Inslee, Israel, Issa, Jackson (IL), Jackson-Lee (TX), Jefferson, Jindal, Johnson (GA), Johnson (IL), Johnson, E. B., Johnson, Sam, Jones (NC), Jordan, Kagen, Kanjorski, Kaptur, Keller, Kennedy, Kildee, Klein (FL), Kline (MN), Knollenberg, Kucinich, Kuhl (NY), LaHood, Lamborn, Langevin, Lantos, Larsen (WA), Larson (CT), Latham, LaTourette, Lee, Levin, Lewis (CA), Lewis (GA), Lewis (KY), Lipinski, LoBiondo, Loeb sack, Lofgren, Zoe, Lowey, Lucas, Lungren, Daniel E., Lynch, Mack, Mahoney (FL), Maloney (NY), Manzullo, Marchant, Markey, Marshall, Matheson, Matsui, McCarthy (CA), McCarthy (NY), McCaul (TX), McCollum (MN), McCotter, McCreery, McGovern, McHenry, McHugh, McIntyre, McKeon, McMorris, Rodgers, McNeerney, McNulty, Meehan, Meek (FL), Meeks (NY), Melancon, Mica, Michaud, Miller (FL), Miller (NC), Miller, Gary, Miller, George, Mitchell, Mollohan, Moore (KS), Moore (WI), Moran (KS), Moran (VA), Murphy (CT), Murphy, Patrick, Price (GA), Price (NC), Pryce (OH), Putnam, Radanovich, Rahall, Ramstad, Rangel, Regula, Rehberg, Reichert, Renzi, Reyes, Reynolds, Rodriguez, Rogers (AL), Rogers (KY), Rogers (MI), Rohrabacher, Ros-Lehtinen, Roskam, Ross, Rothman, Roybal-Allard, Royce, Ruppertsberger, Rush, Ryan (OH), Ryan (WI), Salazar, Sali, Sanchez, Linda T., Sanchez, Loretta, Sarbanes, Saxton, Schakowsky, Schiff, Schmidt, Schwartz, Scott (GA), Scott (VA), Sensenbrenner, Serrano, Sessions, Sestak, Shadegg, Shays, Shea-Porter, Sherman, Shimkus, Shuler, Shuster, Simpson, Sires, Skelton, Slaughter, Smith (NE), Smith (NJ), Smith (TX), Smith (WA), Snyder, Solis, Souder, Space, Spratt, Stark, Stearns, Stupak, Sullivan, Sutton, Tancredo, Tanner, Tauscher, Taylor, Terry, Thompson (CA), Thompson (MS), Thornberry, Tiahrt, Tiberi, Tierney, Towns, Turner, Udall (CO), Udall (NM), Upton, Van Hollen, Velazquez, Visclosky, Walberg, Walden (OR), Walz (MN), Wamp, Wasserman, Schultz, Waters, Watson, Watt, Waxman, Weiner, Welch (VT), Welder (FL), Weller, Westmoreland, Wexler, Whitfield, Wicker, Wilson (NM), Wilson (OH), Wilson (SC), Woolsey, Wu, Wynn, Yarmuth, Young (AK), Young (FL)

- Kilpatrick, Kind, King (NY), Kingston, Kirk, Klein (FL), Kline (MN), Knollenberg, Kucinich, Kuhl (NY), LaHood, Lamborn, Langevin, Lantos, Larsen (WA), Larson (CT), Latham, LaTourette, Lee, Levin, Lewis (CA), Lewis (GA), Lewis (KY), Lipinski, LoBiondo, Loeb sack, Lofgren, Zoe, Lowey, Lucas, Lungren, Daniel E., Lynch, Mack, Mahoney (FL), Maloney (NY), Manzullo, Marchant, Markey, Marshall, Matheson, Matsui, McCarthy (CA), McCarthy (NY), McCaul (TX), McCollum (MN), McCotter, McCreery, McGovern, McHenry, McHugh, McIntyre, McKeon, McMorris, Rodgers, McNeerney, McNulty, Meehan, Meek (FL), Meeks (NY), Melancon, Mica, Michaud, Miller (FL), Miller (NC), Miller, Gary, Miller, George, Mitchell, Mollohan, Moore (KS), Moore (WI), Moran (KS), Moran (VA), Murphy (CT), Murphy, Patrick, Price (GA), Price (NC), Pryce (OH), Putnam, Radanovich, Rahall, Ramstad, Rangel, Regula, Rehberg, Reichert, Renzi, Reyes, Reynolds, Rodriguez, Rogers (AL), Rogers (KY), Rogers (MI), Rohrabacher, Ros-Lehtinen, Roskam, Ross, Rothman, Roybal-Allard, Royce, Ruppertsberger, Rush, Ryan (OH), Ryan (WI), Salazar, Sali, Sanchez, Linda T., Sanchez, Loretta, Sarbanes, Saxton, Schakowsky, Schiff, Schmidt, Schwartz, Scott (GA), Scott (VA), Sensenbrenner, Serrano, Sessions, Sestak, Shadegg, Shays, Shea-Porter, Sherman, Shimkus, Shuler, Shuster, Simpson, Sires, Skelton, Slaughter, Smith (NE), Smith (NJ), Smith (TX), Smith (WA), Snyder, Solis, Souder, Space, Spratt, Stark, Stearns, Stupak, Sullivan, Sutton, Tancredo, Tanner, Tauscher, Taylor, Terry, Thompson (CA), Thompson (MS), Thornberry, Tiahrt, Tiberi, Tierney, Towns, Turner, Udall (CO), Udall (NM), Upton, Van Hollen, Velazquez, Visclosky, Walberg, Walden (OR), Walz (MN), Wamp, Wasserman, Schultz, Waters, Watson, Watt, Waxman, Weiner, Welch (VT), Welder (FL), Weller, Westmoreland, Wexler, Whitfield, Wicker, Wilson (NM), Wilson (OH), Wilson (SC), Woolsey, Wu, Wynn, Yarmuth, Young (AK), Young (FL)

ANSWERED "PRESENT"—2

- King (IA) Linder

NOT VOTING—15

- Brady (PA) Higgins, Millender, Cantor, Hunter, McDonald, Conyers, Jones (OH), Miller (MI), Ferguson, Lampson, Walsh (NY), Gordon, McDermott, Wolf, Hall (NY)

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said resolution was agreed to.

A motion to reconsider the vote whereby the rules were suspended and said resolution was agreed to was by unanimous consent, laid on the table.

52.25 H. RES. 293—UNFINISHED BUSINESS

The SPEAKER pro tempore, Mr. WEINER, pursuant to clause 8, rule

XX, announced the further unfinished business to be the motion to suspend the rules and agree to the resolution (H. Res. 293) supporting the goals and ideals highlighted through National Volunteer Week.

The question being put, Will the House suspend the rules and agree to said resolution?

The vote was taken by electronic device.

It was decided in the affirmative ... Yeas ..... 411 Nays ..... 0

52.26 [Roll No. 227] YEAS—411

- Abercrombie, Ackerman, Aderholt, Akin, Alexander, Allen, Altmire, Andrews, Arcuri, Baca, Bachmann, Bachus, Baird, Baker, Baldwin, Barrett (SC), Barrow, Bartlett (MD), Barton (TX), Bean, Becerra, Berkley, Berman, Berry, Biggert, Bilbray, Bilirakis, Bishop (GA), Bishop (NY), Bishop (UT), Blackburn, Blumenauer, Blunt, Boehner, Bonner, Bono, Boozman, Boren, Boswell, Boucher, Boustany, Boyd (FL), Boyd (KS), Braley (IA), Brown (SC), Brown, Corrine, Brown-Waite, Fallon, Farr, Fattah, Filner, Flake, Forbes, Fortenberry, Fossella, Foxo, Frank (MA), Franks (AZ), Gallegly, Garrett (NJ), Gerlach, Giffords, Gilchrest, Gillibrand, Gillmor, Gingrey, Gohmert, Gonzalez, Goodlatte, Granger, Graves, Green, Al, Green, Gene, Grijalva, Gutierrez, Hall (NY), Hall (TX), Hare, Harman, Hastings (FL), Hastings (WA), Hayes, Heller, Hensarling, Herger, Herseth Sandlin, Hill, Hinchey, Hinojosa, Hirono, Hobson, Hodes, Hoekstra, Holden, Holt, Honda, Hooley, Hoyer, Hulshof, Inglis (SC), Inslee, Israel, Issa, Jackson (IL), Jackson-Lee (TX), Jefferson, Jindal, Johnson (GA), Johnson (IL), Johnson, Sam, Jones (NC), Jordan, Kagen, Kanjorski, Kaptur, Keller, Kennedy, Kildee, Klein (FL), Kline (MN), Knollenberg, Kucinich, Kuhl (NY), LaHood, Lamborn, Langevin, Lantos, Larsen (WA), Larson (CT), Latham, LaTourette, Lee, Levin, Lewis (CA), Lewis (GA), Lewis (KY), Linder, Lipinski, LoBiondo, Loeb sack, Lofgren, Zoe, Lowey, Lucas, Lungren, Daniel E., Lynch, Mack, Mahoney (FL), Maloney (NY), Manzullo, McCarthy (CA), McCarthy (NY), McCaul (TX), McCollum (MN), McCotter, McCreery, McGovern, McHenry, McHugh, McIntyre, McKeon, McMorris, Rodgers, McNeerney, McNulty, Meehan, Meek (FL), Meeks (NY), Melancon, Mica, Michaud, Miller (FL), Miller (NC), Miller, Gary, Miller, George, Mitchell, Mollohan, Moore (KS), Moore (WI), Moran (KS), Moran (VA), Murphy (CT), Murphy, Patrick, Price (GA), Price (NC), Pryce (OH), Putnam, Radanovich, Rahall, Ramstad, Rangel, Regula, Rehberg, Reichert, Renzi, Reyes, Reynolds, Rodriguez, Rogers (AL), Rogers (KY), Rogers (MI), Rohrabacher, Ros-Lehtinen, Roskam, Ross, Rothman, Roybal-Allard, Royce, Ruppertsberger, Rush, Ryan (OH), Ryan (WI), Salazar, Sali, Sanchez, Linda T., Sanchez, Loretta, Sarbanes, Saxton, Schakowsky, Schiff, Schmidt, Schwartz, Scott (GA), Scott (VA), Sensenbrenner, Serrano, Sessions, Sestak, Shadegg, Shays, Shea-Porter, Sherman, Shimkus, Shuler, Shuster, Simpson, Sires, Skelton, Slaughter, Smith (NE), Smith (NJ), Smith (TX), Smith (WA), Snyder, Solis, Souder, Space, Spratt, Stark, Stearns, Stupak, Sullivan, Sutton, Tancredo, Tanner, Tauscher, Taylor, Terry, Thompson (CA), Thompson (MS), Thornberry, Tiahrt, Tiberi, Tierney, Towns, Turner, Udall (CO), Udall (NM), Upton, Van Hollen, Velazquez, Visclosky, Walberg, Walden (OR), Walz (MN), Wamp, Wasserman, Schultz, Waters, Watson, Watt, Waxman, Weiner, Welch (VT), Welder (FL), Weller, Westmoreland, Wexler, Whitfield, Wicker, Wilson (NM), Wilson (OH), Wilson (SC), Woolsey, Wu, Wynn, Yarmuth, Young (AK), Young (FL)

Marchant	Pickering	Smith (NE)
Markey	Pitts	Smith (NJ)
Marshall	Platts	Smith (TX)
Matheson	Poe	Smith (WA)
Matsui	Pomeroy	Snyder
McCarthy (CA)	Porter	Solis
McCarthy (NY)	Price (GA)	Souder
McCaul (TX)	Pryce (OH)	Space
McCollum (MN)	Putnam	Spratt
McCotter	Radanovich	Stark
McCrery	Rahall	Stearns
McDermott	Ramstad	Stupak
McGovern	Regula	Sullivan
McHenry	Rehberg	Sutton
McHugh	Reichert	Tancredo
McIntyre	Renzi	Tanner
McKeon	Reyes	Tauscher
McMorris	Reynolds	Taylor
Rodgers	Rodriguez	Terry
McNerney	Rogers (AL)	Thompson (CA)
McNulty	Rogers (KY)	Thompson (MS)
Meehan	Rogers (MI)	Thornberry
Meeke (NY)	Rohrabacher	Tiahrt
Melancon	Ros-Lehtinen	Tiberi
Mica	Roskam	Tierney
Michaud	Ross	Towns
Miller (FL)	Rothman	Turner
Miller (NC)	Roybal-Allard	Udall (CO)
Miller, Gary	Royce	Udall (NM)
Miller, George	Ruppersberger	Upton
Mitchell	Rush	Van Hollen
Mollohan	Ryan (OH)	Velázquez
Moore (KS)	Ryan (WI)	Visclosky
Moore (WI)	Salazar	Walberg
Moran (KS)	Sali	Walden (OR)
Moran (VA)	Sánchez, Linda	Walz (MN)
Murphy (CT)	T.	Wamp
Murphy, Patrick	Sanchez, Loretta	Wasserman
Murphy, Tim	Sarbanes	Schultz
Musgrave	Saxton	Waters
Myrick	Schakowsky	Watson
Nadler	Schiff	Watt
Napolitano	Schmidt	Waxman
Neal (MA)	Schwartz	Weiner
Neugebauer	Scott (GA)	Welch (VT)
Nunes	Scott (VA)	Weldon (FL)
Oberstar	Sensenbrenner	Weller
Obey	Serrano	Westmoreland
Ortiz	Sessions	Wexler
Pallone	Sestak	Wicker
Pascarella	Shadegg	Wilson (NM)
Pastor	Shays	Wilson (OH)
Paul	Shea-Porter	Wilson (SC)
Payne	Sherman	Wolf
Pearce	Shimkus	Woolsey
Pence	Shuler	Wu
Perlmutter	Shuster	Wynn
Peterson (MN)	Simpson	Yarmuth
Peterson (PA)	Sires	Young (AK)
Petri	Slaughter	Young (FL)

NOT VOTING—22

Brady (PA)	Hunter	Murtha
Brady (TX)	Johnson, E. B.	Olver
Cantor	Jones (OH)	Price (NC)
Feeney	Lampson	Rangel
Ferguson	Meeke (FL)	Skelton
Goode	Millender-	Walsh (NY)
Gordon	McDonald	Whitfield
Higgins	Miller (MI)	

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said resolution was agreed to.

A motion to reconsider the vote whereby the rules were suspended and said resolution was agreed to was, by unanimous consent, laid on the table.

¶52.27 CLERK TO CORRECT  
ENGROSSMENT—H.R. 1361

On motion of Ms. VELAZQUEZ, by unanimous consent,

*Ordered*, That in the engrossment of the bill (H.R. 1361) to improve disaster relief programs of the Small Business Administration, and for other purposes, the Clerk be authorized to make technical, clerical, and conforming corrections in the engrossment of the bill.

¶52.28 PROVIDING FOR CONSIDERATION  
OF H.R. 317 AND H.R. 1906

Mr. CARDOZA, by direction of the Committee on Rules, reported (Rept. No. 110-98) the resolution (H. Res. 317) providing for consideration of the bill (H.R. 1905) to provide for the treatment of the District of Columbia as a Congressional district for purposes of representation in the House of Representatives, and for other purposes, and providing for consideration of the bill (H.R. 1906) to amend the Internal Revenue Code of 1986 to adjust the estimated tax payment safe harbor based on income for the preceding year in the case of individuals with adjusted gross income greater than \$5 million.

When said resolution and report were referred to the House Calendar and ordered printed.

¶52.29 PROVIDING FOR CONSIDERATION  
OF H.R. 363

Mr. CARDOZA, by direction of the Committee on Rules, reported (Rept. No. 110-99) the resolution (H. Res. 318) providing for consideration of the bill (H.R. 363) to authorize appropriations for basic research and research infrastructure in science and engineering, and for support of graduate fellowships, and for other purposes.

When said resolution and report were referred to the House Calendar and ordered printed.

¶52.30 PROVIDING FOR CONSIDERATION  
OF H.R. 1495

Mr. CARDOZA, by direction of the Committee on Rules, reported (Rept. No. 110-100) the resolution (H. Res. 319) providing for consideration of the bill (H.R. 1495) to provide for the conservation and development of water and related resources, to authorize the Secretary of the Army to construct various projects for improvements to rivers and harbors of the United States, and for other purposes.

When said resolution and report were referred to the House Calendar and ordered printed.

¶52.31 COMMUNICATION REGARDING  
SUBPOENA

The SPEAKER pro tempore, Mr. DOYLE, laid before the House the following communication from Robert Suetzel, District Director, office of the Honorable David Loeb sack:

CONGRESS OF THE UNITED STATES,  
HOUSE OF REPRESENTATIVES,  
Washington, DC, April 13, 2007.

Hon. NANCY PELOSI,  
Speaker, House of Representatives,  
Washington, DC.

DEAR MADAM SPEAKER: This is to notify you formally, pursuant to Rule VIII of the Rules of the House of Representatives that I have been served with a subpoena, issued by the District Court for Linn County, Iowa, for testimony in a criminal case.

After consultation with the Office of General Counsel, I have determined that compliance with the subpoena is consistent with the precedents and privileges of the House.

Sincerely,

ROBERT SUEPPEL,  
District Director,  
Congressman Dave Loebsack.

¶52.32 COMMUNICATION REGARDING  
SUBPOENA

The SPEAKER pro tempore, Mr. DOYLE, laid before the House the following communication from Stephanie Butler, District Director, office of the Honorable William J. Jefferson:

CONGRESS OF THE UNITED STATES,  
HOUSE OF REPRESENTATIVES,  
Washington, DC, April 13, 2007.

Hon. NANCY PELOSI,  
Speaker, House of Representatives,  
Washington, DC.

DEAR MADAM SPEAKER: This is to notify you formally, pursuant to Rule VIII of the Rules of the House of Representatives, that I have received a grand jury subpoena for testimony issued by the U.S. District Court for the Eastern District of Virginia.

After consultation with the Office of General Counsel, I have determined that compliance with the subpoena is consistent with the precedents and privileges of the House.

Sincerely,

STEPHANIE BUTLER,  
District Director.

¶52.33 CLERK TO CORRECT  
ENGROSSMENT—H.R. 1257

On motion of Mr. FRANK of Massachusetts, by unanimous consent,

*Ordered*, That in the engrossment of the bill (H.R. 1257) to amend the Securities Exchange Act of 1934 to provide shareholders with an advisory vote on executive compensation, the Clerk be authorized to make technical changes in the engrossing papers to conform page and line numbers of printed amendments to the Union Calendar print of the bill.

¶52.34 SHAREHOLDER VOTE ON  
EXECUTIVE COMPENSATION

The SPEAKER pro tempore, Mr. DOYLE, pursuant to House Resolution 301 and rule XVIII, declared the House resolved into the Committee of the Whole House on the state of the Union for the consideration of the bill (H.R. 1257) to amend the Securities Exchange Act of 1934 to provide shareholders with an advisory vote on executive compensation.

The SPEAKER pro tempore, Mr. DOYLE, by unanimous consent, designated Mr. WEINER as Chairman of the Committee of the Whole; and after some time spent therein,

The SPEAKER pro tempore, Mr. JOHNSON of Georgia, assumed the Chair.

When Mr. ETHRIDGE, Acting Chairman, reported that the Committee, having had under consideration said bill, had come to no resolution thereon.

¶52.35 LEAVE OF ABSENCE

By unanimous consent, leave of absence was granted—

To Mr. CANTOR, for today and balance of the week; and

To Mrs. JONES of Ohio, for today.

And then,

¶52.36 ADJOURNMENT

On motion of Mr. FRANKS of Arizona, at 9 o'clock and 15 minutes p.m., the House adjourned.

¶52.37 REPORTS OF COMMITTEES ON  
PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XIII, reports of committees were delivered to the Clerk for printing and reference to the proper calendar, as follows:

Mr. ARCURI: Committee on Rules. House Resolution 317. Resolution providing for consideration of the bill (H.R. 1905) to provide for the treatment of the District of Columbia as a Congressional district for purposes of representation in the House of Representatives, and for other purposes and providing for consideration of the bill (H.R. 1906) to amend the Internal Revenue Code of 1986 to adjust the estimated tax payment safe harbor based on income for the preceding year in the case of individuals with adjusted gross income greater than \$5 million (Rept. 110-98). Referred to the House Calendar.

Mr. CARDOZA: Committee on Rules. House Resolution 318. Resolution providing for consideration of the bill (H.R. 363) to authorize appropriations for basic research and research infrastructure in science and engineering, and for support of graduate fellowships, and for other purposes (Rept. 110-99). Referred to the House Calendar.

Ms. MATSUI: Committee on Rules. House Resolution 319. Resolution providing for consideration of the bill (H.R. 1495) to provide for the conservation and development of water and related resources, to authorize the Secretary of the Army to construct various projects for improvements to rivers and harbors of the United States, and for other purposes (Rept. 110-100). Referred to the House Calendar.

Mr. CONYERS: Committee on the Judiciary. H.R. 1281. A bill to amend title 18, United States Code, to prohibit certain deceptive practices in Federal elections, and for other purposes, with an amendment (Rept. 110-101). Referred to the Committee of the Whole House on the state of the Union, and ordered to be printed.

¶52.38 PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XII, public bills and resolutions were introduced and severally referred, as follows:

By Ms. NORTON (for herself and Mr. TOM DAVIS of Virginia):

H.R. 1905. A bill to provide for the treatment of the District of Columbia as a Congressional district for purposes of representation in the House of Representatives, and for other purposes; to the Committee on the Judiciary.

By Ms. NORTON:

H.R. 1906. A bill to amend the Internal Revenue Code of 1986 to adjust the estimated tax payment safe harbor based on income for the preceding year in the case of individuals with adjusted gross income greater than \$5 million; to the Committee on Ways and Means.

By Mr. SAXTON (for himself and Mrs. CAPPS):

H.R. 1907. A bill to authorize the acquisition of land and interests in land from willing sellers to improve the conservation of, and to enhance the ecological values and functions of, coastal and estuarine areas to benefit both the environment and the economies of coastal communities, and for other purposes; to the Committee on Natural Resources.

By Mr. BERMAN (for himself, Mr. SMITH of Texas, Mr. CONYERS, Mr. COBLE, Mr. BOUCHER, Mr. GOODLATTE, Ms. ZOE LOFGREN of California, Mr. ISSA, Mr. SCHIFF, Mr. CANNON, and Ms. JACKSON-LEE of Texas):

H.R. 1908. A bill to amend title 35, United States Code, to provide for patent reform; to the Committee on the Judiciary.

By Mr. CUELLAR (for himself, Mr. PASTOR, Mr. REYES, Mr. RODRIGUEZ, Mr. CARTER, and Mr. CONAWAY):

H.R. 1909. A bill to increase the number of Federal judgeships in certain judicial districts with heavy caseloads of criminal immigration cases; to the Committee on the Judiciary.

By Mr. MICHAUD (for himself and Mr. SMITH of New Jersey):

H.R. 1910. A bill to amend the Tariff Act of 1930 to prohibit the import, export, and sale of goods made with sweatshop labor, and for other purposes; to the Committee on Ways and Means, and in addition to the Committees on Armed Services, Oversight and Government Reform, Rules, Energy and Commerce, and Foreign Affairs, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. DONNELLY:

H.R. 1911. A bill to amend the Internal Revenue Code of 1986 to modify the credit for expenses for household and dependent care services necessary for gainful employment; to the Committee on Ways and Means.

By Mr. BILIRAKIS:

H.R. 1912. A bill to amend title XVIII of the Social Security Act to cover hearing aids and auditory rehabilitation services under the Medicare Program; to the Committee on Energy and Commerce, and in addition to the Committee on Ways and Means, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. BROWN of South Carolina (for himself, Mr. YOUNG of Alaska, and Mr. ROGERS of Kentucky):

H.R. 1913. A bill to assist in the conservation of great cats by supporting and providing financial resources for the conservation programs of nations within the range of great cats and projects of persons with demonstrated expertise in the conservation of great cats; to the Committee on Natural Resources.

By Mr. CARTER (for himself, Mr. FORBES, Mr. CHABOT, Mr. POE, Mr. BURTON of Indiana, Mr. LAMBORN, Mr. MILLER of Florida, Mr. BARRETT of South Carolina, Mr. HENSARLING, Mr. WAMP, Mr. SAM JOHNSON of Texas, Mr. BURGESS, Mr. PEARCE, Mr. REHBERG, Mrs. MUSGRAVE, Mr. NEUGEBAUER, Mrs. BLACKBURN, Mr. SESSIONS, Mr. BRADY of Texas, Mr. MCCAUL of Texas, Mr. BISHOP of Utah, Mr. GOHMERT, Mr. HAYES, Mr. MCHENRY, and Mr. CULBERSON):

H.R. 1914. A bill to amend title 18, United States Code, to ensure the death penalty for terrorists, and for other purposes; to the Committee on the Judiciary.

By Mr. CASTLE:

H.R. 1915. A bill to promote the future of the American automobile industry, and for other purposes; to the Committee on Science and Technology, and in addition to the Committees on Ways and Means, and Energy and Commerce, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. FALEOMAVAEGA:

H.R. 1916. A bill to amend the Internal Revenue Code of 1986 to expand, and extend for 10 years, the American Samoa economic development credit; to the Committee on Ways and Means.

By Mr. HERGER:

H.R. 1917. A bill to amend the Endangered Species Act of 1973 to enable Federal agencies responsible for the preservation of threatened species and endangered species to

rescue and relocate members of any of those species that would be taken in the course of certain reconstruction, maintenance, or repair of Federal or non-Federal manmade flood control levees; to the Committee on Natural Resources.

By Mr. HERGER:

H.R. 1918. A bill to amend the Forest Service use and occupancy permit program to restore the authority of the Secretary of Agriculture to utilize the special use permit fees collected by the Secretary in connection with the establishment and operation of marinas in units of the National Forest System derived from the public domain, and for other purposes; to the Committee on Agriculture, and in addition to the Committee on Natural Resources, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. HINCHEY (for himself, Mr. ACKERMAN, Mr. ALLEN, Mr. BAIRD,

Ms. BALDWIN, Ms. BERKLEY, Mr. BERMAN, Mrs. BIGGERT, Mr. BLUMENAUER, Ms. CORINE BROWN of Florida, Mrs. CAPPS, Mr. CAPUANO, Mrs. CHRISTENSEN, Mr. CLAY, Mr. CLEAVER, Mr. COHEN, Mr. CONYERS, Mr. COSTELLO, Mr. COURTNEY, Mr. CROWLEY, Mr. CUMMINGS, Mrs. DAVIS of California, Mr. DEFazio, Mr. DELAHUNT, Ms. DELAURIO, Mr. DOGGETT, Mr. DOYLE, Mr. ELLISON, Mr. EMANUEL, Mr. ENGEL, Ms. ESHOO, Mr. FARR, Mr. FRANK of Massachusetts, Mr. GONZALEZ, Mr. AL GREEN of Texas, Mr. GENE GREEN of Texas, Mr. GRIJALVA, Mr. GUTIERREZ, Mr. HALL of New York, Mr. HARE, Ms. HARMAN, Mr. HIGGINS, Ms. HIRONO, Mr. HASTINGS of Florida, Mr. HOLT, Mr. HONDA, Ms. HOOLEY, Mr. INSLIE, Mr. JACKSON of Illinois, Ms. JACKSON-LEE of Texas, Mr. JEFFERSON, Ms. EDDIE BERNICE JOHNSON of Texas, Mr. JOHNSON of Georgia, Ms. KAPTUR, Mr. KENNEDY, Mr. KILDEE, Mr. KIRK, Mr. KUCINICH, Mr. LAHOOD, Mr. LANGEVIN, Mr. LANTOS, Mr. LARSON of Connecticut, Ms. LEE, Mr. LEVIN, Mr. LEWIS of Georgia, Mr. LOBIONDO, Ms. ZOE LOFGREN of California, Mr. LYNCH, Mr. MCCARTHY of New York, Ms. MCCOLLUM of Minnesota, Mr. MCDERMOTT, Mr. MCGOVERN, Mr. MCNERNEY, Mr. McNULTY, Mrs. MALONEY of New York, Mr. MARKEY, Mr. MARSHALL, Mr. MEEKS of New York, Mr. GEORGE MILLER of California, Mr. MILLER of North Carolina, Ms. MOORE of Wisconsin, Mr. MORAN of Virginia, Mr. MURPHY of Connecticut, Mr. NADLER, Mrs. NAPOLITANO, Mr. NEAL of Massachusetts, Ms. NORTON, Mr. OLVER, Mr. PALLONE, Mr. PAYNE, Mr. PERLMUTTER, Mr. RANGEL, Ms. ROYBAL-ALLARD, Mr. RUSH, Ms. LINDA T. SANCHEZ of California, Ms. LORETTA SANCHEZ of California, Ms. SCHAKOWSKY, Mr. SCHIFF, Mr. SCOTT of Georgia, Mr. SERRANO, Mr. SHAYS, Mr. SHERMAN, Mr. SIREs, Ms. SLAUGHTER, Mr. SMITH of Washington, Mr. SMITH of New Jersey, Ms. SOLIS, Mr. SPRATT, Mr. STARK, Ms. SUTTON, Mrs. TAUSCHER, Mr. THOMPSON of California, Mr. TIERNEY, Mr. TOWNS, Mr. UDALL of Colorado, Mr. UDALL of New Mexico, Ms. WATERS, Mr. WAXMAN, Mr. WEINER, Mr. WEXLER, Ms. WOOLSEY, Mr. WU, Mr. WYNN, and Mr. YARMUTH):

H.R. 1919. A bill to designate as wilderness certain Federal portions of the red rock canyons of the Colorado Plateau and the Basin and Range Deserts in Utah for the benefit of

present and future generations of Americans; to the Committee on Natural Resources.

By Mr. INSLEE:

H.R. 1920. A bill to provide incentives to the auto industry to accelerate efforts to develop more energy-efficient vehicles to lessen dependence on oil; to the Committee on Ways and Means, and in addition to the Committee on Energy and Commerce, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. LEWIS of Georgia (for himself, Mr. CONYERS, Mr. MCGOVERN, Mr. FARR, Mr. McDERMOTT, Mr. PAUL, Ms. CARSON, Mr. CLAY, Mr. ELLISON, Mr. FATTAH, Mr. HINCHEY, Ms. EDDIE BERNICE JOHNSON of Texas, Mr. KUCINICH, Ms. NORTON, Mr. OBERSTAR, Mr. SERRANO, and Ms. WOOLSEY):

H.R. 1921. A bill to affirm the religious freedom of taxpayers who are conscientiously opposed to participation in war, to provide that the income, estate, or gift tax payments of such taxpayers be used for non-military purposes, to create the Religious Freedom Peace Tax Fund to receive such tax payments, to improve revenue collection, and for other purposes; to the Committee on Ways and Means.

By Mr. MAHONEY of Florida:

H.R. 1922. A bill to designate the Jupiter Inlet Lighthouse and the surrounding Federal land in the State of Florida as an Outstanding Natural Area and as a unit of the National Landscape System, and for other purposes; to the Committee on Natural Resources, and in addition to the Committee on Transportation and Infrastructure, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. MCCARTHY of California:

H.R. 1923. A bill to amend the Internal Revenue Code of 1986 to modify the exemption amount for the alternative minimum tax; to the Committee on Ways and Means.

By Mr. MEEK of Florida (for himself and Mr. HERGER):

H.R. 1924. A bill to amend the Internal Revenue Code of 1986 to provide credit rate parity for all renewable resources under the electricity production credit; to the Committee on Ways and Means.

By Mr. MILLER of Florida:

H.R. 1925. A bill to direct the Secretary of Veterans Affairs to establish a separate Veterans Integrated Service Network for the Gulf Coast region of the United States; to the Committee on Veterans' Affairs.

By Mr. NEAL of Massachusetts (for himself, Mr. ENGLISH of Pennsylvania, Mr. TOWNS, Mr. LATHAM, and Mrs. MCCARTHY of New York):

H.R. 1926. A bill to amend title XVIII of the Social Security Act to improve patient access to, and utilization of, the colorectal cancer screening benefit under the Medicare Program; to the Committee on Energy and Commerce, and in addition to the Committee on Ways and Means, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. ORTIZ (for himself, Mr. MORAN of Virginia, Mr. EDWARDS, Mr. HINOJOSA, Mr. FILNER, Mr. REYES, Ms. CORRINE BROWN of Florida, Mr. HARE, Mr. GORDON, Mrs. BOYDA of Kansas, Mr. PASTOR, Mr. MOORE of Kansas, Mr. BRADY of Pennsylvania, Mr. ROGERS of Alabama, Mr. RODRIGUEZ, Ms. SHEA-PORTER, Mr. ARCURI, Mr. BARTLETT of Maryland, Mr. LAMPSON, Mr. GRIJALVA, Mr. HIGGINS, Mr. MCGOVERN, Mr.

PERLMUTTER, Mr. MCNERNEY, Mr. MARSHALL, Mr. JACKSON of Illinois, and Ms. WOOLSEY):

H.R. 1927. A bill to repeal the requirement for reduction of survivor annuities under the Survivor Benefit Plan by veterans dependency and indemnity compensation, and for other purposes; to the Committee on Armed Services.

By Mr. REYES:

H.R. 1928. A bill to provide for a report by the National Academy of Sciences on underrepresentation of certain groups in science, technology, engineering, and mathematics fields; to the Committee on Science and Technology.

By Mr. SALAZAR (for himself, Mr. MAHONEY of Florida, and Mr. HILL):

H.R. 1929. A bill to amend the Internal Revenue Code of 1986 to exempt certain farmland from the estate tax; to the Committee on Ways and Means.

By Mr. SHADEGG:

H.R. 1930. A bill to amend the Immigration and Nationality Act to increase competitiveness in the United States, and for other purposes; to the Committee on the Judiciary.

By Mr. STARK:

H.R. 1931. A bill to amend the Federal Reserve Act to require the production of Federal reserve notes in a manner which enables an individual who is blind to determine the denomination of each such note, and for other purposes; to the Committee on Financial Services.

By Mr. STUPAK (for himself, Mr. BURGESS, Mr. ENGLISH of Pennsylvania, and Mr. POMEROY):

H.R. 1932. A bill to amend title XVIII of the Social Security Act to provide for improved payments under the Medicare Program for academic anesthesiology programs for resident physicians and for academic programs for student registered nurse anesthetists; to the Committee on Energy and Commerce, and in addition to the Committee on Ways and Means, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. UDALL of Colorado:

H.R. 1933. A bill to amend the Energy Policy Act of 2005 to reauthorize and improve the carbon capture and storage research, development, and demonstration program of the Department of Energy, and for other purposes; to the Committee on Science and Technology.

By Mr. WYNN:

H.R. 1934. A bill to amend title 31, United States Code, to require the provision of a written prompt payment policy to each subcontractor under a Federal contract and to require a clause in each subcontract under a Federal contract that outlines the provisions of the prompt payment statute and other related information; to the Committee on Oversight and Government Reform.

By Mr. WYNN:

H.R. 1935. A bill to amend the Small Business Act to provide a penalty for the failure by a Federal contractor to subcontract with small businesses as described in its subcontracting plan, and for other purposes; to the Committee on Small Business.

By Mr. WYNN:

H.R. 1936. A bill to amend the Small Business Act to increase the minimum Government-wide goal for procurement contracts awarded to small business concerns; to the Committee on Small Business.

By Mrs. CUBIN:

H. Con. Res. 116. Concurrent resolution expressing the sense of Congress that the National Museum of Wildlife Art, located in Jackson, Wyoming, shall be designated as the "National Museum of Wildlife Art of the United States"; to the Committee on Natural Resources.

By Mrs. JO ANN DAVIS of Virginia (for herself, Mr. CANTOR, Mr. WOLF, Mrs. DRAKE, Mr. TOM DAVIS of Virginia, Mr. MORAN of Virginia, Mr. SCOTT of Virginia, Mr. BOUCHER, Mr. GOODLATTE, Mr. FORBES, and Mr. GOODE):

H. Con. Res. 117. Concurrent resolution commemorating the 400th Anniversary of the settlement of Jamestown; to the Committee on Oversight and Government Reform.

By Mr. EMANUEL (for himself, Mr. RUSH, Mr. JACKSON of Illinois, Mr. LIPINSKI, Mr. GUTIERREZ, Mr. ROSKAM, Mr. DAVIS of Illinois, Ms. BEAN, Ms. SCHAKOWSKY, Mr. KIRK, Mr. WELLER, Mr. COSTELLO, Mrs. BIGGERT, Mr. HASTERT, Mr. JOHNSON of Illinois, Mr. MANZULLO, Mr. HARE, Mr. LAHOOD, and Mr. SHIMKUS):

H. Con. Res. 118. Concurrent resolution congratulating the City of Chicago for being chosen to represent the United States in the international competition to host the 2016 Olympic and Paralympic Games, and encouraging the International Olympic Committee to select Chicago as the site of the 2016 Olympic and Paralympic Games; to the Committee on Foreign Affairs.

By Mr. GOODE:

H. Con. Res. 119. Concurrent resolution expressing the sense of the Congress that the President should immediately and unequivocally call for the enforcement of existing immigration laws in order to reduce the threat of a terrorist attack and to reduce the massive influx of illegal aliens into the United States; to the Committee on the Judiciary, and in addition to the Committees on Homeland Security, and Foreign Affairs, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. GENE GREEN of Texas:

H. Res. 315. A resolution honoring the accomplishments and legacy of Juan Nepomuceno Seguin; to the Committee on Oversight and Government Reform.

By Mr. MCNERNEY:

H. Res. 316. A resolution recognizing the accomplishments of Roger D. Kornberg, Andrew Fire, Craig Mello, John C. Mather, and George F. Smoot for being awarded Nobel Prizes in the fields of chemistry, physiology or medicine, and physics; to the Committee on Science and Technology.

By Mr. DUNCAN (for himself, Mr. GORDON, Mr. TANNER, Mr. COOPER, Mr. WAMP, Mrs. BLACKBURN, Mr. LINCOLN DAVIS of Tennessee, Mr. DAVID DAVIS of Tennessee, and Mr. COHEN):

H. Res. 320. A resolution congratulating the University of Tennessee women's basketball team for winning the 2007 NCAA Division I Women's Basketball Championship; to the Committee on Education and Labor.

By Mr. RANGEL:

H. Res. 321. A resolution honoring Dick Brown: New York's greatest ambassador to Washington; to the Committee on Oversight and Government Reform.

§53.39 ADDITIONAL SPONSORS

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

H.R. 17: Mr. MCNERNEY, Mr. BRALEY of Iowa, Mr. HIGGINS, Mr. BONNER, and Mr. JEFFERSON.

H.R. 20: Ms. BORDALLO.

H.R. 35: Ms. JACKSON-LEE of Texas and Mr. WOLF.

H.R. 36: Mr. MCCOTTER.

H.R. 37: Mr. FORBES.

H.R. 74: Mr. BRALEY of Iowa.

H.R. 82: Mr. ARCURI, Ms. CORRINE BROWN of Florida, Ms. CLARKE, Mr. COHEN, Mr. EMANUEL, Mr. HILL, Mr. INSLEE, Mr. JONES of

North Carolina, Mrs. MILLER of Michigan, Ms. ROS-LEHTINEN, Mr. WALDEN of Oregon, and Mr. WELCH of Vermont.

H.R. 89: Mr. CHANDLER.  
 H.R. 91: Mr. GERLACH.  
 H.R. 178: Mr. JACKSON of Illinois.  
 H.R. 180: Mr. SIRES.  
 H.R. 196: Mr. DAVIS of Kentucky.  
 H.R. 197: Mr. KLINE of Minnesota, Mr. INS-LEE, Mr. KIND, and Mr. WALBERG.  
 H.R. 221: Mr. YOUNG of Alaska.  
 H.R. 279: Mr. WALBERG.  
 H.R. 303: Ms. WOOLSEY and Mr. EDWARDS.  
 H.R. 333: Mr. FILNER, Mr. BARROW, Mr. ABERCROMBIE, Mr. MICHAUD, Mr. BARTLETT of Maryland, and Mr. LEWIS of Kentucky.  
 H.R. 369: Mr. PASTOR.  
 H.R. 411: Mrs. SCHMIDT and Mrs. CUBIN.  
 H.R. 436: Mr. SENSENBRENNER.  
 H.R. 522: Ms. EDDIE BERNICE JOHNSON of Texas.  
 H.R. 549: Mr. HELLER and Mr. PRICE of North Carolina.  
 H.R. 567: Mr. HODES.  
 H.R. 579: Mr. GINGREY, Mr. BERMAN, Mr. SARBANES, Mrs. MCCARTHY of New York, Mr. BRADY of Pennsylvania, Mr. BOSWELL, Mr. LATOURETTE, and Mr. BISHOP of New York.  
 H.R. 583: Mr. WELLER, Mr. MELANCON, and Mr. LATHAM.  
 H.R. 620: Mr. SHULER and Mr. OBEY.  
 H.R. 624: Mr. OBERSTAR and Ms. DEGETTE.  
 H.R. 631: Mr. SAM JOHNSON of Texas.  
 H.R. 642: Mr. MILLER of North Carolina, Mr. PRICE of North Carolina, Mr. MCGOVERN, Mr. GERLACH, Mr. CARDOZA, Mr. HOLT, Mr. BUTTERFIELD, and Mr. PORTER.  
 H.R. 643: Mr. JOHNSON of Illinois, Mr. MCGOVERN, Mr. HOBSON, Mr. PORTER, Ms. HERSETH SANDLIN, Mr. CHABOT, Mr. PRICE of North Carolina, Mr. JOHNSON of Georgia, Mrs. CUBIN, Mr. WILSON of South Carolina, Mr. DAVIS of Kentucky, Mr. BONNER, Mr. CAMPBELL of California, Mr. WOLF, Mr. CLAY, Mr. MORAN of Kansas, Mr. WICKER, Mr. GERLACH, Mr. MILLER of Florida, Mr. KELLER, Mr. RAMSTAD, Mr. SESSIONS, Mr. PETERSON of Pennsylvania, Mr. CARDOZA, Mr. AKIN, Mr. SHADEGG, Mr. GINGREY, Mr. BROWN of South Carolina, Mr. RUPPERSBERGER, Mr. DUNCAN, Mr. BUTTERFIELD, Mr. HOLT, Ms. ROS-LEHTINEN, Mr. LAMBORN, Mr. TURNER, Mr. DICKS, and Mr. LATHAM.  
 H.R. 654: Mr. POMEROY, Mr. LEWIS of Georgia, Ms. KILPATRICK, Ms. DEGETTE, Mrs. CUBIN, Mr. OBERSTAR, Ms. VELÁZQUEZ, and Mr. BOUCHER.  
 H.R. 661: Mr. ARCURI.  
 H.R. 677: Mr. ISRAEL.  
 H.R. 698: Mr. ROSS, Mr. JINDAL, Ms. NORTON, Mr. THORNBERRY, Mrs. MCCARTHY of New York, Mr. LEWIS of Georgia, Ms. HARMAN, and Mr. RAHALL.  
 H.R. 729: Mr. RODRIGUEZ and Mr. KENNEDY.  
 H.R. 748: Mr. OLVER.  
 H.R. 752: Mr. MCGOVERN, Mr. MEEKS of New York, Mr. LANTOS, Mr. REYES, Ms. NORTON, Ms. BORDALLO, and Ms. CORRINE BROWN of Florida.  
 H.R. 757: Mr. ABERCROMBIE, Mr. WAXMAN, Mr. ALLEN, and Ms. SCHAKOWSKY.  
 H.R. 760: Mr. JOHNSON of Georgia.  
 H.R. 784: Mr. EDWARDS, Mr. BERRY, Mr. BRADY of Pennsylvania, Mr. BOSWELL, and Mr. BISHOP of New York.  
 H.R. 811: Mr. DONNELLY.  
 H.R. 819: Mr. HARE, Mr. BAIRD, Ms. CLARKE, Mr. LOEBSACK, and Mr. HALL of New York.  
 H.R. 821: Mr. DINGELL, Mr. CUMMINGS, and Ms. MATSUI.  
 H.R. 885: Mrs. TAUSCHER, Mr. BERMAN, and Mr. LINDER.  
 H.R. 943: Mrs. JONES of Ohio.  
 H.R. 963: Mr. BOREN.  
 H.R. 969: Mr. SHERMAN, Ms. MATSUI, Ms. ESHOO, Ms. KAPTUR, Ms. CARSON, Mr. WEINER, Mr. PETERSON of Minnesota, Mr. PATRICK MURPHY of Pennsylvania, Mrs. MALONEY of New York, and Mr. KIND.

H.R. 970: Mr. WALBERG.  
 H.R. 971: Mr. HODES.  
 H.R. 972: Ms. WOOLSEY.  
 H.R. 989: Mr. WAMP, Mr. GOHMERT, Mr. BOOZMAN, Mr. PENCE, Mr. RAMSTAD, Mr. FRANKS of Arizona, Mr. JACKSON of Illinois, Mr. COLE of Oklahoma, and Mr. LEWIS of Kentucky.  
 H.R. 1023: Mr. MCNERNEY.  
 H.R. 1028: Mr. CARNAHAN.  
 H.R. 1043: Mr. RAHALL and Mr. MEEK of Florida.  
 H.R. 1055: Mr. HASTINGS of Florida, Ms. ZOE LOFGREN of California, and Mr. OBEY.  
 H.R. 1063: Mr. RAHALL.  
 H.R. 1064: Mr. LINCOLN DAVIS of Tennessee.  
 H.R. 1069: Ms. MILLENDER-MCDONALD.  
 H.R. 1070: Ms. MILLENDER-MCDONALD.  
 H.R. 1076: Mr. BRALEY of Iowa and Mr. PRICE of North Carolina.  
 H.R. 1079: Mr. CLEAVER.  
 H.R. 1098: Mr. EHLERS.  
 H.R. 1101: Mr. BOOZMAN.  
 H.R. 1104: Mr. BECERRA.  
 H.R. 1108: Mrs. BONO.  
 H.R. 1110: Mr. DOYLE, Mr. BRALEY of Iowa, Mr. ALTMIRE, Mr. GRIJALVA, Mr. FRANKS of Arizona, Mr. BOYD of Florida, Mr. FILNER, Ms. ZOE LOFGREN of California, Mr. PASTOR, Mr. OBERSTAR, and Mr. FOSSELLA.  
 H.R. 1125: Mr. GOODLATTE and Mr. KELLER.  
 H.R. 1137: Mr. PETERSON of Minnesota and Mr. WOLF.  
 H.R. 1147: Mr. RAMSTAD.  
 H.R. 1192: Mr. SESSIONS, Mr. BERRY, Mr. BISHOP of Georgia, and Ms. MATSUI.  
 H.R. 1228: Mr. MCCOTTER and Mr. BERRY.  
 H.R. 1232: Mr. GOODE, Mr. CARNEY, Mr. RUSH, Mr. EDWARDS, Mr. GILCHREST, Mr. WAXMAN, Ms. MATSUI, Ms. ZOE LOFGREN of California, Mr. RUPPERSBERGER, Mr. PRICE of North Carolina, and Mr. PASTOR.  
 H.R. 1236: Mr. FATTAH, Mrs. GILLIBRAND, Mr. HASTINGS of Florida, Mr. KING of New York, Mr. COHEN, Ms. MATSUI, and Mr. OLVER.  
 H.R. 1252: Mrs. CAPPS, Ms. DEGETTE, and Mr. OBEY.  
 H.R. 1261: Mr. SMITH of Nebraska, Mrs. CUBIN, and Mrs. MCMORRIS RODGERS.  
 H.R. 1283: Mr. EDWARDS.  
 H.R. 1293: Mr. WALBERG, Mrs. GILLIBRAND, and Mr. RAHALL.  
 H.R. 1300: Mr. JACKSON of Illinois and Mr. OBEY.  
 H.R. 1302: Mr. STARK, Mr. NADLER, Mr. COURTNEY, Ms. ESHOO, Ms. BALDWIN, and Ms. WATERS.  
 H.R. 1322: Mr. BISHOP of New York, Ms. DELAURO, Mr. FILNER, Mr. GENE GREEN of Texas, Mr. HOLDEN, Ms. KAPTUR, Mr. MCNULTY, Mr. PAYNE, Ms. SCHAKOWSKY, Ms. SOLIS, Mr. WAXMAN, Mr. WEINER, and Ms. WOOLSEY.  
 H.R. 1330: Mr. MCCOTTER.  
 H.R. 1385: Ms. KAPTUR, Mr. MCHUGH, Mr. MCNERNEY, Mr. FRANK of Massachusetts, and Mr. HINOJOSA.  
 H.R. 1386: Ms. LINDA T. SÁNCHEZ of California and Mr. WAXMAN.  
 H.R. 1391: Mr. HODES and Mr. JACKSON of Illinois.  
 H.R. 1409: Mr. MCGOVERN.  
 H.R. 1439: Mr. GENE GREEN of Texas.  
 H.R. 1461: Mrs. NAPOLITANO.  
 H.R. 1464: Mr. STARK, Ms. SCHAKOWSKY, Mr. HIGGINS, Mr. CHANDLER, Ms. MCCOLLUM of Minnesota, Mr. FARR, Ms. ESHOO, Mr. ENGLISH of Pennsylvania, Mr. DELAHUNT, Mr. COHEN, and Mr. MCNULTY.  
 H.R. 1474: Mr. DAVID DAVIS of Tennessee, Mr. ARCURI, Mr. PLATTS, Mr. MCCOTTER, Mr. FARR, Ms. BALDWIN, and Mr. REYES.  
 H.R. 1475: Ms. ZOE LOFGREN of California.  
 H.R. 1483: Mr. CLYBURN.  
 H.R. 1497: Mr. OBEY.  
 H.R. 1506: Mr. JACKSON of Illinois, Ms. DELAURO, Ms. WOOLSEY, Mr. GUTIERREZ, Ms. SLAUGHTER, Mrs. TAUSCHER, and Mr. OBEY.  
 H.R. 1507: Mr. ALLEN, Ms. SUTTON, Ms. HIRONO, Ms. ZOE LOFGREN of California, Mr.

JOHNSON of Illinois, Mrs. CAPPS, Mr. PAYNE, Mr. WAXMAN, Mr. CUMMINGS, and Mr. MCNERNEY.

H.R. 1514: Mr. BECERRA, Mr. PLATTS, Mr. CLAY, Mr. HAYES, and Mr. COHEN.  
 H.R. 1534: Mr. WAXMAN.  
 H.R. 1537: Mr. KELLER, Mr. MEEKS of New York, Mr. CARNAHAN, Mr. MICHAUD, Mr. BERMAN, and Mr. SALAZAR.  
 H.R. 1541: Ms. MCCOLLUM of Minnesota.  
 H.R. 1543: Mr. MCCOTTER.  
 H.R. 1551: Mr. COOPER.  
 H.R. 1553: Mr. GENE GREEN of Texas, Mr. ROGERS of Kentucky, Mr. CAPUANO, Mr. GERLACH, Mr. MOORE of Kansas, Mr. FORTENBERRY, Mr. DOYLE, Mr. TERRY, Mr. WEXLER, Mr. KENNEDY, Mrs. BOYDA of Kansas, Mr. HOLDEN, Mr. PICKERING, Mr. MCCOTTER, Mr. MARSHALL, Mr. PATRICK MURPHY of Pennsylvania, Mr. WOLF, Mr. TOM DAVIS of Virginia, Mr. EDWARDS, Mr. ETHERIDGE, and Ms. SUTTON.  
 H.R. 1554: Mr. BOSWELL and Mr. ISRAEL.  
 H.R. 1559: Mr. MCCOTTER.  
 H.R. 1589: Mr. BRADY of Pennsylvania, Mr. LATOURETTE, Mr. BILIRAKIS, Ms. BEAN, Mr. BISHOP of New York, Mrs. BONO, Mr. DOYLE, Mr. CARNEY, and Mr. VAN HOLLEN.  
 H.R. 1590: Mr. OBEY.  
 H.R. 1617: Ms. BALDWIN, Ms. BEAN, Ms. BERKLEY, Mrs. BOYDA of Kansas, Ms. CORRINE BROWN of Florida, Mrs. CAPPS, Ms. CARSON, Ms. CASTOR, Mrs. CHRISTENSEN, Ms. CLARKE, Mrs. DAVIS of California, Ms. DEGETTE, Ms. DELAURO, Ms. ESHOO, Ms. GIFFORDS, Mrs. GILLIBRAND, Ms. HARMAN, Ms. HERSETH SANDLIN, Ms. HIRONO, Ms. HOOLEY, Ms. JACKSON-LEE of Texas, Ms. EDDIE BERNICE JOHNSON of Texas, Mrs. JONES of Ohio, Ms. KAPTUR, Ms. KILPATRICK, Ms. LEE, Mrs. LOWEY, Mrs. MALONEY of New York, Ms. MATSUI, Mrs. MCCARTHY of New York, Ms. MCCOLLUM of Minnesota, Ms. MOORE of Wisconsin, Mrs. NAPOLITANO, Ms. NORTON, Ms. ROYBAL-ALLARD, Ms. LINDA T. SÁNCHEZ of California, Ms. LORETTA SANCHEZ of California, Ms. SCHAKOWSKY, Ms. SCHWARTZ, Ms. SHEA-PORTER, Ms. SLAUGHTER, Ms. SOLIS, Ms. SUTTON, Mrs. TAUSCHER, Ms. VELÁZQUEZ, Ms. WASSERMAN SCHULTZ, Ms. WATERS, Ms. WATSON, Ms. WOOLSEY, Mrs. BIGBERT, Mrs. BLACKBURN, Mrs. BONO, Ms. GINNY BROWN-WAITE of Florida, Mrs. CAPITO, Mrs. CUBIN, Mrs. DRAKE, Mrs. EMERSON, Ms. FALLIN, Ms. FOXX, Ms. GRANGER, Mrs. MCMORRIS RODGERS, Mrs. MILLER of Michigan, Mrs. MUSGRAVE, Mrs. MYRICK, Ms. PRYCE of Ohio, Mrs. SCHMIDT, Mrs. WILSON of New Mexico, and Ms. ROS-LEHTINEN.  
 H.R. 1643: Mr. ALEXANDER and Mr. DAVIS of Kentucky.  
 H.R. 1645: Mr. ENGLISH of Pennsylvania, Mr. STARK, Ms. DEGETTE, and Mr. RUSH.  
 H.R. 1647: Mr. PLATTS, Mr. ISRAEL, Ms. ZOE LOFGREN of California, Ms. MCCOLLUM of Minnesota, Mr. GENE GREEN of Texas, Mr. GOODE, Mr. UDALL of New Mexico and Ms. BALDWIN.  
 H.R. 1649: Mr. SKELTON.  
 H.R. 1655: Mr. BOYD of Florida and Mr. CARDOZA.  
 H.R. 1674: Mr. WILSON of South Carolina.  
 H.R. 1678: Mr. JACKSON of Illinois.  
 H.R. 1693: Mr. FATTAH, Mr. MELANCON, Mr. JEFFERSON, Mr. BRADY of Pennsylvania, Mr. LEWIS of Georgia, Ms. CLARKE, and Mr. MEEKS of New York.  
 H.R. 1700: Mr. WILSON of Ohio, Mr. MARKEY, Ms. SUTTON, Ms. CORRINE BROWN of Florida, Mr. BRADY of Pennsylvania, Mrs. MCCARTHY of New York, Mrs. NAPOLITANO, Mr. HINOJOSA, Mr. RODRIGUEZ, and Mr. ORTIZ.  
 H.R. 1707: Ms. BEAN.  
 H.R. 1713: Mr. MCGOVERN and Ms. CARSON.  
 H.R. 1726: Mr. STARK and Mr. GEORGE MILLER of California.  
 H.R. 1727: Ms. SCHAKOWSKY, Mr. FRANK of Massachusetts, Mr. MARKEY, Mr. BUTTERFIELD, Mr. WAXMAN, Mr. MORAN of



Virginia, Mr. McNULTY, Mr. STARK, Ms. ESHOO, Mr. GENE GREEN of Texas, Mr. DELAHUNT, and Mr. HOLDEN.

H.R. 1728: Mr. FATTAH.  
H.R. 1730: Mr. ALTMIRE.  
H.R. 1731: Mr. LANTOS, Mr. WOLF, Mr. REGULA, and Mr. LAHOOD.

H.R. 1732: Mr. CARNEY and Mr. BISHOP of Utah.  
H.R. 1742: Mr. McCOTTER and Mr. ENGLISH of Pennsylvania.

H.R. 1761: Mr. BAKER and Mrs. MUSGRAVE.  
H.R. 1766: Mr. GERLACH.  
H.R. 1774: Mr. ALTMIRE, Mr. McCOTTER, and Ms. ESHOO.

H.R. 1796: Ms. WASSERMAN SCHULTZ.  
H.R. 1806: Ms. JACKSON-LEE of Texas.  
H.R. 1823: Mr. HASTINGS of Florida.  
H.R. 1828: Mr. WYNN.

H.R. 1847: Mr. ARCURI.  
H.R. 1858: Mr. DANIEL E. LUNGREN of California, Mr. PENCE, and Mr. FEENEY.

H.R. 1862: Mr. PAUL.  
H.R. 1880: Mr. BLUMENAUER, Mr. BOSWELL, and Mr. Courtney.

H.R. 1881: Mr. WAMP, Mr. TIERNEY, Mr. HOLT, Ms. DEGETTE, Mrs. BONO, Mr. SHAYS, and Ms. ROS-LEHTINEN.

H.J. Res. 18: Mr. TIERNEY.  
H. Con. Res. 7: Mr. MCGOVERN, and Ms. LINDA T. SANCHEZ of California.

H. Con. Res. 21: Mr. HELLER and Mr. GORDON.  
H. Con. Res. 104: Mr. LANTOS, Ms. MCCOLLUM of Minnesota, Mr. CLAY, and Mr. GILCHREST.

H. Con. Res. 108: Mr. WELLER.  
H. Con. Res. 113: Mrs. MALONEY of New York and Mr. BRADY of Pennsylvania.

H. Con. Res. 115: Mr. GERLACH.  
H. Res. 14: Mr. SALI and Mr. RYAN of Wisconsin.

H. Res. 71: Mr. BUTTERFIELD, Mr. RUSH, and Mr. BLUMENAUER.

H. Res. 119: Mr. McNULTY, Mr. MORAN of Virginia, Ms. LINDA T. SANCHEZ of California, Mrs. CAPITO, Ms. SHEA-PORTER, and Mr. SESTAK.

H. Res. 183: Mr. BISHOP of Georgia, Mr. THOMPSON of Mississippi, Ms. CORRINE BROWN of Florida, Mr. MEEKS of New York, Mr. RANGEL, Mr. MEEK of Florida, Mr. RYAN of Ohio, and Ms. CASTOR.

H. Res. 194: Mr. CUMMINGS, Mr. TOWNS, and Mr. RUSH.

H. Res. 231: Mr. GARRETT of New Jersey.  
H. Res. 243: Mr. LOBIONDO.

H. Res. 282: Mr. FARR, Mr. BOSWELL, Ms. ZOE LOFGREN of California, Mr. OBERSTAR, Ms. WOOLSEY, Mr. PASTOR, Mr. BAIRD, Mrs. CAPPS, Ms. ESHOO, Mr. CARDOZA, Ms. DEGETTE, Mr. BLUMENAUER, Mr. ROSS, Mrs. DAVIS of California, Mr. THOMPSON of California, Mr. DeFAZIO, Ms. LEE, and Mr. SCHIFF.

H. Res. 284: Mr. SALI.  
H. Res. 291: Mr. LEVIN, Ms. GRANGER, Mr. HIGGINS, Mr. BURTON of Indiana, Mrs. BOYDA of Kansas, Mr. FRANKS of Arizona, Mrs. MALONEY of New York, Mr. McCOTTER, Mr. PETERSON of Pennsylvania, Mrs. CAPITO, Mr. DELAHUNT, Mr. CARNEY, Ms. MCCOLLUM of Minnesota, Mr. DUNCAN, and Mr. VAN HOLLEN.

H. Res. 292: Mr. WOLF.  
H. Res. 300: Ms. SHEA-PORTER.

H. Res. 307: Mr. SCHIFF, Mr. HINOJOSA, Mr. MCGOVERN, Mr. CLEAVER, Mr. HASTINGS of Florida, Mr. AL GREEN of Texas, Ms. CARSON, and Mr. BUTTERFIELD.

H. Res. 309: Mr. WEXLER, Mr. ROHR-ABACHER, Mr. CROWLEY, Mr. KING of New York, Mr. POMEROY, Mr. NADLER, Ms. BERKLEY, Mr. FOSSELLA, Mrs. MALONEY of New York, Mr. OLVER and Mr. HALL of New York.

H. Res. 106: Mr. SCOTT of Georgia.

THURSDAY, APRIL 19, 2007 (53)

The House was called to order by the SPEAKER.

53.1 APPROVAL OF THE JOURNAL

The SPEAKER announced she had examined and approved the Journal of the proceedings of Wednesday, April 18, 2007.

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

53.2 COMMUNICATIONS

Executive and other communications, pursuant to clause 8, rule XII, were referred as follows:

1161. A letter from the Secretary, Department of Health and Human Services, transmitting a copy of a draft bill entitled, "Prescription Drug User Fee Amendments of 2007"; to the Committee on Energy and Commerce.

1162. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Empresa Brasileira de Aeronautica S.A. (EMBRAER) Model ERJ 170 Airplanes [Docket No. FAA-2006-25889; Directorate Identifier 2006-NM-168-AD; Amendment 39-14902; AD 2007-02-15] (RIN: 2120-AA64) received April 10, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1163. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Airbus Model A310 Airplanes [Docket No. FAA-2006-25966; Directorate Identifier 2006-NM-149-AD; Amendment 39-14909; AD 2007-02-22] (RIN: 2120-AA64) received April 10, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1164. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Fokker Model F27 Mark 050 and F.28 Mark 0070 and 0100 Airplanes [Docket No. FAA-2006-25219; Directorate Identifier 2005-NM-259-AD; Amendment 39-14907; AD 2007-02-20] (RIN: 2120-AA64) received April 10, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1165. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Boeing Model 777-200, -300, and -300ER Series Airplanes [Docket No. FAA-2006-24891; Directorate Identifier 2006-NM-080-AD; Amendment 39-14910; AD 2007-02-23] (RIN: 2120-AA64) received April 10, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1166. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Airbus Model A300 airplanes; and Model A300 B4-600, B4-600R, and F4-600R Series Airplanes, and Model C4-605R Variant F Airplanes (Collectively Called A300-600 Series Airplanes) [Docket No. FAA-2006-25891; Directorate Identifier 2006-NM-186-AD; Amendment 39-14908; AD 2007-02-21] received April 10, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1167. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Boeing Model 767-200 and -300 Series Airplanes [Docket No. FAA-2006-25205; Directorate Identifier 2006-NM-071-AD;

Amendment 39-14905; AD 2007-02-18] (RIN: 2120-AA64) received April 10, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1168. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Airbus Model A300 B4-605R Airplanes and Model A310-308, -324, and -325 Airplanes [Docket No. FAA-2006-26047; Directorate Identifier 2006-NM-146-AD; Amendment 39-14906; AD 2007-02-19] (RIN: 2120-AA64) received April 10, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1169. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Boeing Model 747 Airplanes [Docket No. FAA-2006-24410; Directorate Identifier 2005-NM-261-AD; Amendment 39-14911; AD 2007-02-24] (RIN: 2120-AA64) received April 10, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1170. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Boeing Model 757 Airplanes [Docket No. FAA-2006-25642; Directorate Identifier 2006-NM-121-AD; Amendment 39-14912; AD 2007-03-01] (RIN: 2120-AA64) received April 10, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1171. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Boeing Model 737-100, -200, -200C, -300, -400, and -500 Series Airplanes [Docket No. FAA-2006-24496; Directorate Identifier 2005-NM-141-AD; Amendment 39-14914; AD 2007-03-03] (RIN: 2120-AA64) received April 10, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1172. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Bombardier Model CL-600-2B19 (Regional Jet Series 100 & 440) Airplanes [Docket No. FAA-2006-26046; Directorate Identifier 2006-NM-172-AD; Amendment 39-14922; AD 2007-03-11] (RIN: 2120-AA64) received April 10, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1173. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Airbus Model A300 Airplanes; Model A300 B4-601, B4-603, B4-620, B4-622, B4-605R, B4-622R, F4-605R, F4-622R, and C4-605R Variant F Airplanes (Collectively Called A300-600 Series Airplanes); and Model A310 Airplanes [Docket No. 2003-NM-123-AD; Amendment 39-14920; AD 2007-03-09] (RIN: 2120-AA64) received April 10, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1174. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Turbomeca Arriel 2B1 Turboshaft Engines [Docket No. FAA-2007-27009; Directorate Identifier 2007-NE-02-AD; Amendment 39-14925; AD 2007-03-14] (RIN: 2120-AA64) received April 10, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1175. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Pilatus Aircraft Limited PC-12 and PC-12/45 Airplanes [Docket No. FAA-2006-26371 Directorate Identifier 2006-CE-70-AD; Amendment 39-14917; AD 2007-03-06] (RIN: 2120-AA64) received April 10, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

52.40 DELETIONS OF SPONSORS FROM PUBLIC BILLS AND RESOLUTIONS

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

1176. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Boeing Model 737 Airplanes [Docket No. FAA-2006-26323; Directorate Identifier 2006-NM-150-AD; Amendment 39-14918; AD 2007-03-07] (RIN: 2120-AA64) received April 10, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1177. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Gippsland Aeronautics Pty. Ltd. Model GA8 Airplanes [Docket No. FAA-2007-27174; Directorate Identifier 2007-CE-006-AD; Amendment 39-14944; AD 2007-04-12] (RIN: 2120-AA64) received April 10, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1178. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Turbomeca S.A. Makila 1A and 1A1 Turbohaft Engines [Docket No. FAA-2006-26570; Directorate Identifier 2006-NE-39-AD; Amendment 39-14931; AD 2007-03-20] (RIN: 2120-AA64) received April 10, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1179. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Bombardier Model CL-600-2B19 (Regional Jet Series 100 & 440) Airplanes [Docket No. FAA-2006-25192; Directorate Identifier 2006-NM-004-AD; Amendment 39-14930; AD 2007-03-19] (RIN: 2120-AA64) received April 10, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1180. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Pilatus Aircraft Ltd., PC-6 Series Airplanes [Docket No. FAA-2006-25929 Directorate Identifier 2006-CE-54-AD; Amendment 39-14919; AD 2007-03-08] (RIN: 2120-AA64) received April 10, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1181. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; EADS SOCATA TBM 700 Airplanes [Docket No. FAA-2006-26232 Directorate Identifier 2006-CE-62-AD; Amendment 39-14895; AD 2007-02-08] (RIN: 2120-AA64) received April 10, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1182. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Rolls Royce Deutschland Ltd & Co KG Tay 611-8, Tay 620-15, Tay 650-15, and Tay 651-54 Series Turbofan Engines. [Docket No. FAA-2006-24777; Directorate Identifier 2006-NE-19-AD; Amendment 39-14913; AD 2007-03-02] (RIN 2120-AA64) received April 10, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1183. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; DORNIER LUFTHART GmbH Model 228-212 Airplanes [Docket No. FAA-2006-26597; Directorate Identifier 2006-CE-86-AD; Amendment 39-14900; AD 2007-02-13] (RIN: 2120-AA64) received April 10, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1184. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Dassault Model Mystere-Falcon 900 and Falcon 900EX Airplanes [Docket No. FAA-2007-26920; Directorate Identifier 2006-

NM-244-AD; Amendment 39-14897; AD 2007-02-10] (RIN: 2120-AA64) received April 10, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1185. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Pratt & Whitney PW2000 Series Turbofan Engines. [Docket No. FAA-2006-24452; Directorate Identifier 2006-NE-11-AD; Amendment 39-14893; AD 2007-02-06] (RIN: 2120-AA64) received April 10, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1186. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Reims Aviation S.A. F406 Airplanes [Docket No. FAA-2006-26694; Directorate Identifier 2006-CE-91-AD; Amendment 39-14899; AD 2007-02-12] (RIN: 2120-AA64) received April 10, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1187. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Bombardier Model DHC-8-400 Series Airplanes [Docket No. FAA-2006-26050; Directorate Identifier 2006-NM-078-AD; Amendment 39-14890; AD 2007-02-03] (RIN: 2120-AA64) received April 10, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1188. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Bombardier Model DHC-8-100, -200, and -300 Series Airplanes [Docket No. FAA-2006-25904; Directorate Identifier 2006-NM-077-AD; Amendment 39-14883; AD 2007-01-11] (RIN: 2120-AA64) received April 10, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1189. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Boeing Model 747 Airplanes [Docket No. FAA-2006-25087; Directorate Identifier 2006-NM-053-AD; Amendment 39-14882; AD 2007-01-10] (RIN: 2120-AA64) received April 10, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1190. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Bombardier Model DHC-8-400 Series Airplanes [Docket No. FAA-2006-25328; Directorate Identifier 2006-NM-130-AD; Amendment 39-14880; AD 2007-01-08] (RIN: 2120-AA64) received April 10, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1191. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Boeing Model 747-100B SUD, 747-200B, 747-300, 747-400, 747-400D, and 747SP Series Airplanes [Docket No. FAA-2006-25518; Directorate Identifier 2006-NM-092-AD; Amendment 39-14881; AD 2007-01-09] (RIN: 2120-AA64) received April 10, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1192. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Airbus Model A310 Airplanes [Docket No. FAA-2007-26921; Directorate Identifier 2006-NM-247-AD; Amendment 39-14896; AD 2007-02-09] (RIN: 2120-AA64) received April 10, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1193. A letter from the Program Analyst, Department of Transportation, transmitting

the Department's final rule — Airworthiness Directives; Turbomeca Arriel 1 Series Turbohaft Engines. [Docket No. FAA-2006-26091; Directorate Identifier 2006-NE-28-AD; Amendment 39-14904; AD 2007-02-17] (RIN: 2120-AA64) received April 10, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1194. A letter from the Secretary, Department of Health and Human Services, transmitting the Department's FY 2004 Annual Report on the Child Support Enforcement Program in accordance with 452(a) of the Social Security Act; to the Committee on Ways and Means.

### ¶53.3 MESSAGE FROM THE SENATE

A message from the Senate by Ms. Curtis, one of its clerks, announced that the Senate has passed without amendment a bill and a concurrent resolution of the House of the following titles:

H.R. 1003. An Act to amend the Foreign Affairs Reform and Restructuring Act of 1998 to reauthorize the United States Advisory Commission on Public Diplomacy.

H. Con. Res. 88. A concurrent resolution honoring the life of Ernest Gallo.

The message also announced that the Senate has passed a concurrent resolution of the following title in which the concurrence of the House is requested:

S. Con. Res. 28. A concurrent resolution congratulating the City of Chicago for being chosen to represent the United States in the international competition to host the 2016 Olympic and Paralympic Games, and encouraging the International Olympic Committee to select Chicago as the site of the 2016 Olympic and Paralympic Games.

The message also announced that pursuant to Public Law 96-114, as amended, the Chair, on behalf of the Republican Leader, appoints the following individual to the Congressional Award Board: The Senator from Georgia [Mr. ISAKSON].

The message also announced that pursuant to section 154 of Public Law 108-199, the Chair, on behalf of the Majority Leader, appoints the following Senator as Chairman of the Senate Delegation to the United States-Russia Interparliamentary Group conference during the One Hundred Tenth Congress: The Senator from Nebraska [Mr. NELSON].

The message also announced that pursuant to section 154 of Public Law 108-199, the Chair, on behalf of the Republican Leader, appoints the following Senator as Vice Chairman of the Senate Delegation to the United States-Russia Interparliamentary Group conference during the One Hundred Tenth Congress: The Senator from Mississippi [Mr. LOTT].

### ¶53.4 HOUR OF MEETING

On motion of Mr. WILSON of Ohio, by unanimous consent,

*Ordered*, That when the House adjourns today, it adjourn to meet at 9 a.m. on Friday, April 20, 2007.

### ¶53.5 PROVIDING FOR CONSIDERATION OF H.R. 1495

Ms. MATSUI, by direction of the Committee on Rules, called up the following resolution (H. Res. 319):

*Resolved*, That at any time after the adoption of this resolution the Speaker may, pursuant to clause 2(b) of rule XVIII, declare the House resolved into the Committee of the Whole House on the state of the Union for consideration of the bill (H.R. 1495) to provide for the conservation and development of water and related resources, to authorize the Secretary of the Army to construct various projects for improvements to rivers and harbors of the United States, and for other purposes. The first reading of the bill shall be dispensed with. All points of order against consideration of the bill are waived except those arising under clause 9 or 10 of rule XXI. General debate shall be confined to the bill and shall not exceed one hour equally divided and controlled by the chairman and ranking minority member of the Committee on Transportation and Infrastructure. After general debate the bill shall be considered for amendment under the five-minute rule. It shall be in order to consider as an original bill for the purpose of amendment under the five-minute rule the amendment in the nature of a substitute recommended by the Committee on Transportation and Infrastructure now printed in the bill. The committee amendment in the nature of a substitute shall be considered as read. All points of order against the committee amendment in the nature of a substitute are waived except those arising under clause 9 or 10 of rule XXI. Notwithstanding clause 11 of rule XVIII, no amendment to the committee amendment in the nature of a substitute shall be in order except those printed in the report of the Committee on Rules accompanying this resolution. Each such amendment may be offered only in the order printed in the report, may be offered only by a Member designated in the report, shall be considered as read, shall be debatable for the time specified in the report equally divided and controlled by the proponent and an opponent, shall not be subject to amendment, and shall not be subject to a demand for division of the question in the House or in the Committee of the Whole. All points of order against such amendments are waived except those arising under clause 9 or 10 of rule XXI. At the conclusion of consideration of the bill for amendment the Committee shall rise and report the bill to the House with such amendments as may have been adopted. Any Member may demand a separate vote in the House on any amendment adopted in the Committee of the Whole to the bill or to the committee amendment in the nature of a substitute. The previous question shall be considered as ordered on the bill and amendments thereto to final passage without intervening motion except one motion to recommit with or without instructions.

SEC. 2. During consideration in the House of H.R. 1495 pursuant to this resolution, notwithstanding the operation of the previous question, the Chair may postpone further consideration of the bill to such time as may be designated by the Speaker.

When said resolution was considered. After debate,

On motion of Ms. MATSUI, the previous question was ordered on the resolution, to its adoption or rejection and, under the operation thereof, the resolution was agreed to.

A motion to reconsider the vote whereby said resolution, was agreed to was, by unanimous consent, laid on the table.

¶53.6 ORDER OF BUSINESS—  
CONSIDERATION OF H.R. 1495

On motion of Ms. MATSUI, by unanimous consent,

*Ordered*, That it may be in order during consideration of H.R. 1495, pursuant

to House Resolution 319, amendment numbered 1, printed in House Report 110-100, be modified by the modification placed at the desk.

¶53.7 PROVIDING FOR CONSIDERATION OF  
H.R. 1905 AND H.R. 1906

Mr. ARCURI, by direction of the Committee on Rules, called up the following resolution (H. Res. 317):

*Resolved*, That upon adoption of this resolution it shall be in order to consider in the House the bill (H.R. 1905) to provide for the treatment of the District of Columbia as a Congressional district for purposes of representation in the House of Representatives, and for other purposes. All points of order against the bill and against its consideration are waived except those arising under clause 9 of rule XXI. The bill shall be considered as read. The previous question shall be considered as ordered on the bill to final passage without intervening motion except: (1) one hour of debate equally divided and controlled by the chairman and ranking minority member of the Committee on the Judiciary; and (2) one motion to recommit.

SEC. 2. Upon adoption of this resolution it shall be in order to consider in the House the bill (H.R. 1906) to amend the Internal Revenue Code of 1986 to adjust the estimated tax payment safe harbor based on income for the preceding year in the case of individuals with adjusted gross income greater than \$5 million. All points of order against the bill and against its consideration are waived except those arising under clause 9 or 10 of rule XXI. The bill shall be considered as read. The previous question shall be considered as ordered on the bill to final passage without intervening motion except: (1) one hour of debate equally divided and controlled by the chairman and ranking minority member of the Committee on Ways and Means; and (2) one motion to recommit.

SEC. 3. (a) If either H.R. 1905 or H.R. 1906 fails of passage or fails to reach the question of passage by an order of recommitment, then both such bills, together with H.R. 1433, shall be laid on the table.

(b) In the engrossment of H.R. 1905, the Clerk shall—

(1) add the text of H.R. 1906, as passed by the House, as new matter at the end of H.R. 1905;

(2) conform the title of H.R. 1905 to reflect the addition of the text H.R. 1906 to the engrossment;

(3) assign appropriate designations to provisions within the engrossment; and

(4) conform provisions for short titles within the engrossment.

(c) Upon the addition of the text of H.R. 1906 to the engrossment of H.R. 1905, H.R. 1906 and H.R. 1433 shall be laid on the table.

SEC. 4. During consideration of H.R. 1905 or H.R. 1906 pursuant to this resolution, notwithstanding the operation of the previous question, the Chair may postpone further consideration of either bill to such time as may be designated by the Speaker.

When said resolution was considered. After debate,

Mr. ARCURI moved the previous question on the resolution to its adoption or rejection.

The question being put, *viva voce*, Will the House now order the previous question?

The SPEAKER pro tempore, Mr. SNYDER, announced that the nays had it.

Mr. ARCURI demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of

the Members present, so the yeas and nays were ordered.

The vote was taken by electronic device.

It was decided in the { Yeas ..... 219  
affirmative ..... } Nays ..... 196

¶53.8 [Roll No. 228]

YEAS—219

Abercrombie	Grijalva	Napolitano
Ackerman	Gutierrez	Neal (MA)
Allen	Hall (NY)	Ober
Andrews	Hare	Oliver
Arcuri	Harman	Ortiz
Baca	Hastings (FL)	Pallone
Baird	Herseth Sandlin	Pascrell
Baldwin	Hill	Pastor
Bean	Hinchey	Payne
Becerra	Hinojosa	Perlmutter
Berkley	Hirono	Peterson (MN)
Berman	Hodes	Pomeroy
Berry	Holden	Price (NC)
Bishop (GA)	Holt	Rahall
Bishop (NY)	Honda	Rangel
Blumenauer	Hooley	Reyes
Boren	Hoyer	Rodriguez
Boswell	Inslie	Ross
Boucher	Jackson (IL)	Rothman
Boyd (FL)	Jackson-Lee	Roybal-Allard
Boyd (KS)	(TX)	Ruppersberger
Brady (PA)	Jefferson	Rush
Braley (IA)	Johnson (GA)	Ryan (OH)
Butterfield	Johnson, E. B.	Salazar
Capps	Jones (OH)	Sánchez, Linda
Capuano	Kagen	T.
Cardoza	Kanjorski	Sanchez, Loretta
Carnahan	Kaptur	Sarbanes
Carney	Kennedy	Schakowsky
Carson	Kildee	Schiff
Castor	Kilpatrick	Schwartz
Chandler	Kind	Scott (GA)
Clarke	Klein (FL)	Scott (VA)
Clay	Kucinich	Serrano
Cleaver	Langevin	Sestak
Clyburn	Lantos	Shea-Porter
Cohen	Larsen (WA)	Sherman
Conyers	Larson (CT)	Sires
Cooper	Lee	Skelton
Costa	Levin	Slaughter
Costello	Lewis (GA)	Smith (WA)
Courtney	Lipinski	Snyder
Cramer	Loebsack	Solis
Crowley	Lofgren, Zoe	Space
Cuellar	Lowe	Spratt
Cummings	Lynch	Stupak
Davis (AL)	Mahoney (FL)	Sutton
Davis (CA)	Maloney (NY)	Tanner
Davis (IL)	Markey	Tauscher
Davis, Lincoln	Matheson	Taylor
DeFazio	Matsui	Thompson (CA)
DeGette	McCarthy (NY)	Thompson (MS)
Delahunt	McCollum (MN)	Tierney
DeLauro	McDermott	Towns
Dicks	McGovern	Udall (CO)
Dingell	McIntyre	Udall (NM)
Doggett	McNerney	Van Hollen
Donnelly	McNulty	Velázquez
Doyle	Meehan	Visclosky
Edwards	Meek (FL)	Walz (MN)
Ellison	Meeks (NY)	Wasserman
Ellsworth	Melancon	Schultz
Emanuel	Michaud	Waters
Eshoo	Miller (NC)	Watson
Etheridge	Miller, George	Watt
Farr	Mitchell	Waxman
Filner	Mollohan	Weiner
Frank (MA)	Moore (KS)	Welch (VT)
Giffords	Moore (WI)	Wexler
Gillibrand	Moran (VA)	Wilson (OH)
Gonzalez	Murphy (CT)	Woolsey
Gordon	Murphy, Patrick	Wu
Green, Al	Murtha	Wynn
Green, Gene	Nadler	Yarmuth

NAYS—196

Aderholt	Bilbray	Brown-Waite,
Akin	Bilirakis	Ginny
Alexander	Bishop (UT)	Buchanan
Altmire	Blackburn	Burgess
Bachmann	Blunt	Burton (IN)
Bachus	Bonner	Buyer
Baker	Bono	Calvert
Barrett (SC)	Boozman	Camp (MI)
Barrow	Boustany	Campbell (CA)
Bartlett (MD)	Brady (TX)	Cannon
Barton (TX)	Brown (SC)	Capito
Biggert		Carter

Castle  
Chabot  
Coble  
Cole (OK)  
Conaway  
Crenshaw  
Culberson  
Davis (KY)  
Davis, David  
Davis, Tom  
Deal (GA)  
Dent  
Diaz-Balart, L.  
Diaz-Balart, M.  
Doolittle  
Drake  
Dreier  
Duncan  
Ehlers  
Emerson  
English (PA)  
Everett  
Fallin  
Feehey  
Ferguson  
Flake  
Forbes  
Fortenberry  
Fossella  
Fox  
Franks (AZ)  
Frelinghuysen  
Gallegly  
Garrett (NJ)  
Gerlach  
Gilchrist  
Gillmor  
Gingrey  
Gohmert  
Goode  
Goodlatte  
Granger  
Graves  
Hall (TX)  
Hastert  
Hastings (WA)  
Hayes  
Heller  
Hensarling  
Herger  
Hobson  
Hoekstra  
Hulshof  
Hunter  
Inglis (SC)

NOT VOTING—18

Boehner  
Brown, Corrine  
Cantor  
Cubin  
Davis, Jo Ann  
Engel  
Fattah

Higgins  
Israel  
Lampson  
Marshall  
Millender-  
McDonald  
Oberstar

Carney  
Carson  
Castor  
Chandler  
Clarke  
Clay  
Clever  
Clyburn  
Cohen  
Conyers  
Cooper  
Costa  
Costello  
Courtney  
Cramer  
Crowley  
Cuellar  
Cummings  
Davis (AL)  
Davis (CA)  
Davis (IL)  
Davis, Lincoln  
DeFazio  
DeGette  
DeLahunt  
DeLauro  
Dicks  
Dingell  
Doggett  
Donnelly  
Doyle  
Edwards  
Ellison  
Elsworth  
Emanuel  
Eshoo  
Etheridge  
Farr  
Filner  
Frank (MA)  
Giffords  
Gillibrand  
Gonzalez  
Gordon  
Green, Al  
Green, Gene  
Grijalva  
Gutierrez  
Hall (NY)  
Hare  
Harman  
Hastings (FL)  
Herseht Sandlin  
Hill  
Hinchee  
Hinojosa  
Hirono  
Hodes  
Holden  
Holt  
Honda  
Hoolley  
Hoyer  
Inslee

NAYS—196

Aderholt  
Akin  
Alexander  
Altmire  
Bachmann  
Bachus  
Baker  
Barrett (SC)  
Bartlett (MD)  
Barton (TX)  
Biggert  
Bilbray  
Bilirakis  
Bishop (UT)  
Blackburn  
Blunt  
Bonner  
Bono  
Boozman  
Boustany  
Brady (TX)  
Brown (SC)  
Brown-Waite,  
Ginny  
Buchanan  
Burgess  
Burton (IN)  
Buyer  
Culvert  
Camp (MI)  
Campbell (CA)  
Cannon  
Capito  
Carter

Jackson (IL)  
Jackson-Lee  
(TX)  
Jefferson  
Johnson (GA)  
Johnson, E. B.  
Jones (OH)  
Kagen  
Kanjorski  
Kaptur  
Kennedy  
Kildee  
Kilpatrick  
Kind  
Klein (FL)  
Kucinich  
Langevin  
Lantos  
Larsen (WA)  
Larson (CT)  
Lee  
Levin  
Lewis (GA)  
Lipinski  
Loeb sack  
Lofgren, Zoe  
Lowey  
Lynch  
Mahoney (FL)  
Maloney (NY)  
Markey  
Marshall  
Matheson  
Matsui  
McCarthy (NY)  
McCollum (MN)  
McDermott  
McGovern  
McIntyre  
McNulty  
Meehan  
Meek (FL)  
Michaud  
Miller (NC)  
Miller, George  
Mitchell  
Mollohan  
Moore (KS)  
Moore (WI)  
Moran (VA)  
Murphy (CT)  
Murtha  
Nadler  
Napolitano  
Neal (MA)  
Oberstar  
Obey  
Olver  
Ortiz  
Pallone  
Pascrell  
Pastor  
Payne  
Perlmutter

NOT VOTING—18

Boehner  
Cantor  
Cubin  
Davis, Jo Ann  
Duncan  
Engel  
Fattah

Flake  
Higgins  
Israel  
Lampson  
Meeks (NY)  
Melancon

Shadegg  
Shays  
Shimkus  
Shuster  
Simpson  
Smith (NE)  
Smith (NJ)  
Smith (TX)  
Souder  
Stearns  
Sullivan  
Tancredo  
Taylor  
Terry  
Thornberry  
Tiahrt  
Tiberi  
Turner  
Upton  
Walberg  
Walden (OR)  
Wamp  
Weldon (FL)  
Weller  
Westmoreland  
Whitfield  
Wilson (NM)  
Wilson (SC)  
Wolf  
Young (AK)  
Young (FL)

Boehner  
Cantor  
Cubin  
Davis, Jo Ann  
Duncan  
Engel  
Fattah

53.10 DISTRICT OF COLUMBIA REPRESENTATION

Mr. CONYERS, pursuant to House Resolution 317, called up for consideration the bill (H.R. 1905) to provide for the treatment of the District of Columbia as a Congressional district for purposes of representation in the House of Representatives, and for other purposes.

When said bill was considered. After debate, Pursuant to House Resolution 317, the previous question was ordered on the bill.

The bill was ordered to be engrossed and read a third time, was read a third time by title.

Mr. SMITH of Texas, moved to recommit the bill to the Committee on the Judiciary with instructions to report the bill back to the House forthwith with the following amendment:

Add at the end the following new section: SEC. 5. EXPEDITED JUDICIAL REVIEW.

(a) SPECIAL RULES FOR ACTIONS BROUGHT ON CONSTITUTIONAL GROUNDS.—If any action is brought for declaratory or injunctive relief to challenge the constitutionality of any provision of this Act or any amendment made by this Act, the following rules shall apply:

(1) The action shall be filed in the United States District Court for the District of Columbia and shall be heard by a 3-judge court convened pursuant to section 2284 of title 28, United States Code.

(2) A copy of the complaint shall be delivered promptly to the Clerk of the House of Representatives and the Secretary of the Senate.

So the previous question on the resolution was ordered.

The question being put, viva voce, Will the House agree to said resolution?

The SPEAKER pro tempore, Mr. SNYDER, announced that the nays had it.

Mr. ARCURI demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The vote was taken by electronic device.

It was decided in the affirmative { Yeas ..... 219 Nays ..... 196

53.9 [Roll No. 229]

YEAS—219

Abercrombie  
Ackerman  
Allen  
Andrews  
Arcuri  
Baca  
Baird  
Baldwin  
Barrow  
Bean

Becerra  
Berkley  
Berman  
Berry  
Bishop (GA)  
Bishop (NY)  
Blumenauer  
Boren  
Boswell  
Boucher

Boyd (FL)  
Boyda (KS)  
Brady (PA)  
Braley (IA)  
Brown, Corrine  
Butterfield  
Capps  
Capuano  
Cardoza  
Carnahan

(3) A final decision in the action shall be reviewable only by appeal directly to the Supreme Court of the United States. Such appeal shall be taken by the filing of a notice of appeal within 10 days, and the filing of a jurisdictional statement within 30 days, of the entry of the final decision.

(4) It shall be the duty of the United States District Court for the District of Columbia and the Supreme Court of the United States to advance on the docket and to expedite to the greatest possible extent the disposition of the action and appeal.

(b) INTERVENTION BY MEMBERS OF CONGRESS.—In any action in which the constitutionality of any provision of this Act or any amendment made by this Act is raised (including but not limited to an action described in subsection (a)), any member of the House of Representatives (including a Delegate or Resident Commissioner to the Congress) or Senate shall have the right to intervene either in support of or opposition to the position of a party to the case regarding the constitutionality of the provision or amendment. To avoid duplication of efforts and reduce the burdens placed on the parties to the action, the court in any such action may make such orders as it considers necessary, including orders to require intervenors taking similar positions to file joint papers or to be represented by a single attorney at oral argument.

(c) CHALLENGE BY MEMBERS OF CONGRESS.—Any Member of Congress may bring an action, subject to the special rules described in subsection (a), for declaratory or injunctive relief to challenge the constitutionality of any provision of this Act or any amendment made by this Act.

After debate,

By unanimous consent, the previous question was ordered on the motion to recommit with instructions.

The question being put, viva voce,

Will the House recommit said bill with instructions?

The SPEAKER pro tempore, Mr. CARDOZA, announced that the nays had it.

Mr. SMITH of Texas, demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The vote was taken by electronic device.

It was decided in the { Yeas ..... 193 negative ..... } Nays ..... 227

¶53.11 [Roll No. 230]

YEAS—193

Aderholt Buyer Emerson
Akin Calvert English (PA)
Alexander Camp (MI) Everett
Bachmann Campbell (CA) Fallin
Bachus Cannon Feeney
Baker Capito Ferguson
Barrett (SC) Carter Flake
Bartlett (MD) Castle Forbes
Barton (TX) Chabot Fortenberry
Biggart Coble Fossella
Bilbray Cole (OK) Fox
Bilirakis Conaway Franks (AZ)
Bishop (UT) Crenshaw Frelinghuysen
Blackburn Culberson Gallegly
Blunt Davis (KY) Garrett (NJ)
Bonner Davis, David Gerlach
Bono Davis, Tom Gilchrest
Boozman Deal (GA) Gillmor
Boustany Dent Gingrey
Brady (TX) Diaz-Balart, L. Gohmert
Brown (SC) Diaz-Balart, M. Goode
Brown-Waite, Doolittle Goodlatte
Ginny Drake Granger
Buchanan Dreier Graves
Burgess Duncan Hall (TX)
Burton (IN) Ehlers Hastert

Hastings (WA) McCotter
Hayes McCreery
Heller McHenry
Hensarling McHugh
Herger McKeon
Hobson McMorris
Hoekstra Rodgers
Hulshof Hoyer
Hunter Miller (FL)
Inglis (SC) Miller (MI)
Issa Miller, Gary
Jindal Moran (KS)
Johnson (IL) Murphy, Tim
Johnson, Sam Musgrave
Jones (NC) Myrick
Jordan Neugebauer
Keller Nunes
King (IA) Paul
King (NY) Pearce
Kingston Pence
Kirk Peterson (PA)
Kline (MN) Petri
Knollenberg Pickering
Kuhl (NY) Pitts
LaHood Platts
Lamborn Poe
Latham Porter
LaTourette Price (GA)
Lewis (CA) Pryce (OH)
Lewis (KY) Putnam
Linder Radanovich
LoBiondo Ramstad
Lucas Regula
Lungren, Daniel Rehberg
E. Reichert
Mack Renzi
Manzullo Reynolds
Marchant Rogers (AL)
McCarthy (CA) Rogers (KY)
McCaul (TX) Rogers (MI)

NAYS—227

Abercrombie Dingell
Ackerman Doggett
Allen Donnelly
Altmire Doyle
Andrews Edwards
Arcuri Ellison
Baca Ellsworth
Baird Emanuel
Baldwin Engel
Barrow Eshoo
Bean Etheridge
Becerra Farr
Berkley Filner
Berman Frank (MA)
Berry Giffords
Bishop (GA) Gillibrand
Bishop (NY) Gonzalez
Blumenauer Gordon
Boren Green, Al
Boswell Green, Gene
Boucher Grijalva
Boyd (FL) Gutierrez
Boyd (KS) Hall (NY)
Brady (PA) Hare
Braley (IA) Harman
Brown, Corrine Hastings (FL)
Butterfield Herseth Sandlin
Capps Hill
Capuano Hinchey
Cardoza Hinojosa
Carnahan Hirono
Carney Hodes
Carson Holden
Castor Holt
Chandler Honda
Clarke Hooley
Clay Hoyer
Clever Inslee
Clyburn Jackson (IL)
Cohen Jackson-Lee
Conyers (TX)
Cooper Jefferson
Costa Johnson (GA)
Costello Johnson, E. B.
Courtney Jones (OH)
Cramer Kagen
Crowley Kanjorski
Cuellar Kaptur
Cummings Kennedy
Davis (AL) Kildee
Davis (CA) Kilpatrick
Davis (IL) Kind
Davis, Lincoln Klein (FL)
DeFazio Kucinich
DeGette Langevin
DeLahunt Lantos
DeLauro Larsen (WA)
Dicks Larson (CT)

Ros-Lehtinen
Roskam
Royce
Ryan (WI)
Sali
Saxton
Sensenbrenner
Sessions
Shadegg
Shays
Shimkus
Shuster
Simpson
Smith (NE)
Smith (NJ)
Smith (TX)
Souder
Stearns
Sullivan
Tancredo
Terry
Thornberry
Tiahrt
Tiberi
Turner
Porter
Upton
Walberg
Walden (OR)
Wamp
Weldon (FL)
Weller
Westmoreland
Whitfield
Wilson (NM)
Wilson (SC)
Wolf
Young (AK)
Young (FL)

Lee
Levin
Lewis (GA)
Lipinski
Loeb sack
Lofgren, Zoe
Lowey
Lynch
Mahoney (FL)
Maloney (NY)
Markey
Marshall
Matheson
Matsui
McCarthy (NY)
McCollum (MN)
McDermott
McGovern
McIntyre
McNerney
McNulty
Meehan
Meek (FL)
Meeks (NY)
Melancon
Michaud
Miller (NC)
Miller, George
Mitchell
Mollohan
Moore (KS)
Moore (WI)
Moran (VA)
Murphy (CT)
Murphy, Patrick
Murtha
Nadler
Napolitano
Neal (MA)
Oberstar
Obey
Olver
Ortiz
Pallone
Pascroll
Pastor
Payne
Perlmuter
Peterson (MN)
Pomeroy
Price (NC)
Rahall
Rangel
Reyes
Rodriguez
Ross
Rothman
Roybal-Allard

Ruppersberger
Rush
Ryan (OH)
Salazar
Sanchez, Linda
T.
Sanchez, Loretta
Sarbanes
Schakowsky
Schiff
Schwartz
Scott (GA)
Scott (VA)
Serrano
Sestak
Shea-Porter
Sherman
Shuler
Sires

NOT VOTING—13
Boehner
Cantor
Cubin
Davis, Jo Ann
Fattah
Higgins
Israel
Lampson
Miller
McDonald

So the motion to recommit with instructions was not agreed to.

The question being put, viva voce, Will the House pass said bill?

The SPEAKER pro tempore, Mr. ROSS, announced that the yeas had it.

Mr. PRICE of Georgia, demanded a recorded vote on passage of said bill, which demand was supported by one-fifth of a quorum, so a recorded vote was ordered.

The vote was taken by electronic device.

It was decided in the { Yeas ..... 241 affirmative ..... } Nays ..... 177

¶53.12 [Roll No. 231]

AYES—241

Abercrombie Davis (IL) Issa
Ackerman Davis, Lincoln Jackson (IL)
Allen Davis, Tom Jackson-Lee (TX)
Altmire DeFazio
Andrews DeGette
Arcuri Delahunt
Baca DeLauro
Baird Dent
Baldwin Dicks
Barrow Dingell
Bean Doggett
Becerra Donnelly
Berkley Doyle
Berry Edwards
Bishop (GA) Ellison
Bishop (NY) Ellsworth
Blumenauer Emanuel
Boswell Emerson
Boucher Engel
Boyd (FL) English (PA)
Brady (PA) Eshoo
Braley (IA) Etheridge
Brown, Corrine Farr
Burton (IN) Ferguson
Butterfield Filner
Cannon Frank (MA)
Capps Giffords
Capuano Gilchrest
Cardoza Gillibrand
Carnahan Gonzalez
Carson Gordon
Castle Green, Al
Caster Green, Gene
Chandler Grijalva
Clarke Gutierrez
Clay Hall (NY)
Clever Hare
Clyburn Harman
Cohen Hastings (FL)
Conyers Herseth Sandlin
Cooper Hill
Costa Hinchey
Costello Hinojosa
Courtney Hirono
Cramer Hodes
Crowley Holt
Cuellar Honda
Cummings Hooley
Davis (AL) Hoyer
Davis (CA) Inslee

Mitchell  
Mollohan  
Moore (KS)  
Moore (WI)  
Moran (VA)  
Murphy (CT)  
Murphy, Patrick  
Murtha  
Nadler  
Napolitano  
Neal (MA)  
Oberstar  
Obey  
Oliver  
Ortiz  
Pallone  
Pascrell  
Pastor  
Payne  
Pence  
Perlmutter  
Platts  
Pomeroy  
Porter  
Price (NC)  
Rahall  
Rangel  
Renzi  
Reyes  
Rodriguez  
Ross  
Rothman

Roybal-Allard  
Ruppersberger  
Rush  
Ryan (OH)  
Ryan (WI)  
Salazar  
Sánchez, Linda  
T.  
Sanchez, Loretta  
Sarbanes  
Saxton  
Schakowsky  
Schiff  
Schwartz  
Scott (GA)  
Scott (VA)  
Serrano  
Sestak  
Shays  
Shea-Porter  
Sherman  
Shuler  
Sires  
Skelton  
Slaughter  
Smith (NJ)  
Smith (WA)  
Snyder  
Solis  
Space  
Spratt  
Stark

Stupak  
Sutton  
Tanner  
Tauscher  
Thompson (CA)  
Thompson (MS)  
Tierney  
Townes  
Udall (CO)  
Udall (NM)  
Upton  
Van Hollen  
Velázquez  
Visclosky  
Walz (MN)  
Wasserman  
Schultz  
Waters  
Watson  
Watt  
Waxman  
Weiner  
Welch (VT)  
Wexler  
Wilson (OH)  
Wolf  
Woolsey  
Wu  
Wynn  
Yarmuth

NOT VOTING—14

Berman  
Boehner  
Cantor  
Cubin  
Davis, Jo Ann  
Fattah

Higgins  
Israel  
Lampson  
Millender-  
McDonald  
Peterson (MN)

Rohrabacher  
Walsh (NY)  
Wicker

So the bill was passed.  
A motion to reconsider the vote whereby said bill was passed was, by unanimous consent, laid on the table.  
*Ordered*, That the Clerk request the concurrence of the Senate in said bill.

53.13 ADJUST ESTIMATED TAX PAYMENTS

Mr. LEWIS of Georgia, pursuant to House Resolution 317, called up for consideration the bill (H.R. 1906) to amend the Internal Revenue Code of 1986 to adjust the estimated tax payment safe harbor based on income for the preceding year in the case of individuals with adjusted gross income greater than \$5 million.

When said bill was considered.  
After debate,  
Pursuant to House Resolution 317, the previous question was ordered on the bill.

The bill was ordered to be engrossed and read a third time, was read a third time by title.

The question being put, viva voce,  
Will the House pass said bill?

The SPEAKER pro tempore, Mr. ROSS, announced that the yeas had it.

Mr. ENGLISH of Pennsylvania, demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The vote was taken by electronic device.

It was decided in the { Yeas ..... 216  
affirmative ..... { Nays ..... 203

53.14 [Roll No. 232] YEAS—216

Abercrombie  
Ackerman  
Allen  
Altmire  
Andrews  
Arcuri  
Baca  
Baird  
Baldwin  
Barrow  
Bean  
Becerra  
Berkley  
Berman  
Berry  
Bishop (GA)  
Bishop (NY)  
Blumenauer  
Boswell  
Boucher  
Boyd (FL)  
Boyd (KS)  
Doggett  
Doyle  
Brady (PA)  
Braley (IA)  
Ellison  
Butterfield  
Capps  
Capuano  
Cardoza  
Carman  
Carson  
Castor  
Chandler  
Clarke  
Gordon  
Green, Al  
Clyburn

Cohen  
Conyers  
Cooper  
Costa  
Costello  
Courtney  
Cramer  
Crowley  
Cuellar  
Cummings  
Davis (AL)  
Davis (CA)  
Davis (IL)  
Davis, Lincoln  
DeFazio  
DeFazio  
DeGette  
DeLahunt  
DeLauro  
Dicks  
Dingell  
Doggett  
Edwards  
Ellison  
Emanuel  
Engel  
Eshoo  
Etheridge  
Farr  
Filner  
Frank (MA)  
Gonzalez  
Gordon  
Green, Al  
Lee

Grijalva  
Gutierrez  
Hall (NY)  
Hare  
Harman  
Hastings (FL)  
Herseth Sandlin  
Hill  
Hinchev  
Hinojosa  
Hirono  
Hodes  
Holt  
Honda  
Hooley  
Hoyer  
Inslee  
Jackson (IL)  
Jackson-Lee  
(TX)  
Jefferson  
Johnson (GA)  
Johnson, E. B.  
Jones (OH)  
Kagen  
Kaptur  
Kennedy  
Kildee  
Kilpatrick  
Kind  
Klein (FL)  
Kucinich  
Langevin  
Lantos  
Larsen (WA)  
Larson (CT)  
Lee

NOES—177

Aderholt  
Akin  
Alexander  
Bachmann  
Bachus  
Baker  
Barrett (SC)  
Bartlett (MD)  
Barton (TX)  
Biggart  
Bilbray  
Bilirakis  
Blackburn  
Blunt  
Bonner  
Bono  
Boozman  
Boren  
Boustany  
Boyd (KS)  
Brady (TX)  
Brown (SC)  
Brown-Waite,  
Ginny  
Buchanan  
Burgess  
Buyer  
Calvert  
Camp (MI)  
Campbell (CA)  
Capito  
Carney  
Carter  
Chabot  
Coble  
Cole (OK)  
Conaway  
Crenshaw  
Culberson  
Davis (KY)  
Davis, David  
Deal (GA)  
Diaz-Balart, L.  
Diaz-Balart, M.  
Doolittle  
Drake  
Dreier  
Duncan  
Ehlers  
Everett  
Fallin  
Feeney  
Flake  
Forbes  
Fortenberry  
Fossella  
Foxy  
Franks (AZ)  
Frelinghuysen  
Gallegly

Garrett (NJ)  
Gerlach  
Gillmor  
Gingrey  
Gohmert  
Goode  
Goodlatte  
Granger  
Graves  
Hall (TX)  
Hastert  
Hastings (WA)  
Hayes  
Heller  
Hensarling  
Herger  
Hobson  
Hoekstra  
Holden  
Hulshof  
Hunter  
Inglis (SC)  
Jindal  
Johnson (IL)  
Johnson, Sam  
Jones (NC)  
Jordan  
Kanjorski  
Keller  
King (IA)  
King (NY)  
Kingston  
Kirk  
Kline (MN)  
Knollenberg  
Kuhl (NY)  
Lamborn  
Latham  
Lewis (CA)  
Lewis (KY)  
Linder  
LoBiondo  
Lucas  
Lungren, Daniel  
E.  
Mack  
Manzullo  
Marchant  
McCarthy (CA)  
McCaul (TX)  
McCotter  
McCrery  
McHenry  
McHugh  
McKeon  
McMorris  
Rodgers  
Mica  
Miller (FL)  
Miller (MI)

Miller, Gary  
Moran (KS)  
Murphy, Tim  
Musgrave  
Myrick  
Neugebauer  
Nunes  
Paul  
Pearce  
Peterson (PA)  
Petri  
Pickering  
Pitts  
Poe  
Price (GA)  
Pryce (OH)  
Putnam  
Radanovich  
Ramstad  
Regula  
Rehberg  
Reichert  
Reynolds  
Rogers (AL)  
Rogers (KY)  
Rogers (MI)  
Ros-Lehtinen  
Roskam  
Royce  
Sali  
Schmidt  
Sensenbrenner  
Sessions  
Shadegg  
Shimkus  
Shuster  
Simpson  
Smith (NE)  
Smith (TX)  
Sullivan  
Tancredo  
Taylor  
Terry  
Thornberry  
Tiahrt  
Tiberti  
Turner  
Walberg  
Walden (OR)  
Wamp  
Weldon (FL)  
Weller  
Westmoreland  
Whitfield  
Wilson (NM)  
Wilson (SC)  
Young (AK)  
Young (FL)

Levin  
Lewis (GA)  
Lipinski  
Loeb sack  
Lofgren, Zoe  
Lowey  
Lynch  
Mahoney (FL)  
Maloney (NY)  
Markey  
Matsui  
McCarthy (NY)  
McCollum (MN)  
McDermott  
McGovern  
McIntyre  
McNulty  
Meehan  
Meek (FL)  
Meeks (NY)  
Melancon  
Michaud  
Miller (NC)  
Miller, George  
Mollohan  
Moore (KS)  
Moore (WI)  
Moran (VA)  
Murphy (CT)  
Murtha  
Nadler  
Napolitano  
Neal (MA)  
Oberstar  
Obey  
Oliver

Ortiz  
Pallone  
Pascrell  
Pastor  
Payne  
Perlmutter  
Peterson (MN)  
Platts  
Pomeroy  
Price (NC)  
Rahall  
Rangel  
Reyes  
Rodriguez  
Ross  
Rothman  
Roybal-Allard  
Ruppersberger  
Rush  
Ryan (OH)  
Salazar  
Sánchez, Linda  
T.  
Sanchez, Loretta  
Sarbanes  
Schakowsky  
Schiff  
Schwartz  
Scott (GA)  
Scott (VA)  
Serrano  
Sestak  
Shays  
Shea-Porter  
Sherman  
Shuler

Sires  
Skelton  
Slaughter  
Smith (WA)  
Snyder  
Solis  
Spratt  
Stark  
Stupak  
Sutton  
Tanner  
Tauscher  
Thompson (CA)  
Thompson (MS)  
Tierney  
Townes  
Udall (CO)  
Udall (NM)  
Van Hollen  
Velázquez  
Visclosky  
Walz (MN)  
Wasserman  
Schultz  
Waters  
Watson  
Watt  
Waxman  
Weiner  
Welch (VT)  
Wexler  
Wilson (OH)  
Woolsey  
Wu  
Wynn  
Yarmuth

NAYS—203

Aderholt  
Akin  
Alexander  
Bachmann  
Bachus  
Baker  
Barrett (SC)  
Bartlett (MD)  
Barton (TX)  
Biggart  
Bilbray  
Bilirakis  
Bishop (UT)  
Blackburn  
Blunt  
Bonner  
Bono  
Boozman  
Boren  
Boustany  
Brady (TX)  
Brown (SC)  
Brown-Waite,  
Ginny  
Buchanan  
Burgess  
Burton (IN)  
Buyer  
Calvert  
Camp (MI)  
Campbell (CA)  
Cannon  
Capito  
Carney  
Carter  
Castle  
Chabot  
Coble  
Cole (OK)  
Conaway  
Crenshaw  
Culberson  
Davis (KY)  
Davis, David  
Deal (GA)  
Dent  
Diaz-Balart, L.  
Diaz-Balart, M.  
Donnelly  
Doolittle  
Drake  
Dreier  
Duncan  
Ehlers  
Ellsworth  
Emerson  
English (PA)  
Everett  
Fallin  
Feeney  
Ferguson  
Flake

Forbes  
Fortenberry  
Fossella  
Foxy  
Franks (AZ)  
Frelinghuysen  
Gallegly  
Garrett (NJ)  
Gerlach  
Giffords  
Gilchrest  
Gillmor  
Gingrey  
Gohmert  
Goode  
Goodlatte  
Granger  
Graves  
Hall (TX)  
Hastert  
Hastings (WA)  
Hayes  
Heller  
Hensarling  
Herger  
Hobson  
Hoekstra  
Holden  
Hulshof  
Hunter  
Inglis (SC)  
Issa  
Jindal  
Johnson (IL)  
Johnson, Sam  
Jordan  
Kanjorski  
Keller  
King (IA)  
King (NY)  
Kingston  
Kirk  
Kline (MN)  
Knollenberg  
Kuhl (NY)  
LaHood  
Lamborn  
Latham  
LaTourette  
Lewis (CA)  
Lewis (KY)  
Linder  
LoBiondo  
Lucas  
Lungren, Daniel  
E.  
Mack  
Manzullo  
Marchant  
Marshall  
Matheson  
McCaul (TX)  
McCotter  
McCrery  
McHenry  
McHugh  
McKeon  
McMorris  
Rodgers  
Mica  
Miller (FL)  
Miller (MI)

McCaul (TX)  
McCotter  
McCrery  
McHenry  
McHugh  
McKeon  
McMorris  
Rodgers  
Gerlach  
Mica  
Miller (FL)  
Miller (MI)  
Murphy, Patrick  
Murphy, Tim  
Musgrave  
Myrick  
Neugebauer  
Nunes  
Paul  
Pearce  
Pence  
Peterson (PA)  
Petri  
Pickering  
Pitts  
Poe  
Porter  
Price (GA)  
Pryce (OH)  
Putnam  
Radanovich  
Ramstad  
Regula  
Rehberg  
Reichert  
Renzi  
Reynolds  
Rogers (AL)  
Rogers (KY)  
Rogers (MI)  
Ros-Lehtinen  
Roskam  
Royce  
Ryan (WI)  
Sali  
Saxton  
Schmidt  
Sensenbrenner  
Sessions  
Shadegg  
Shimkus  
Shuster  
Simpson  
Smith (NE)  
Smith (NJ)  
Smith (TX)  
Souder  
Space  
Stearns

ANSWERED "PRESENT"—1  
Bishop (UT)



Sullivan	Turner	Westmoreland
Tancredo	Upton	Wilson (NM)
Taylor	Walberg	Wilson (SC)
Terry	Walden (OR)	Wolf
Thornberry	Wamp	Young (AK)
Tiahrt	Weldon (FL)	Young (FL)
Tiberi	Weller	

NOT VOTING—14

Boehner	Israel	Walsh (NY)
Cantor	Jones (NC)	Whitfield
Cubin	Lampson	Wicker
Davis, Jo Ann	Millender-	
Fattah	McDonald	
Higgins	Rohrabacher	

So the bill was passed.

A motion to reconsider the vote whereby said bill was passed was, by unanimous consent, laid on the table.

Pursuant to section 3 of House Resolution 317, H.R. 1433 and H.R. 1906 were laid on the table.

53.15 COMMUNICATION REGARDING SUBPOENA

The SPEAKER pro tempore, Mr. WEINER, laid before the House the following communication from Esther Page, Caseworker, office of the Honorable Virgil H. Goode, Jr.:

HOUSE OF REPRESENTATIVES,  
Washington, DC, April 5, 2007.

Hon. NANCY PELOSI,  
Speaker, House of Representatives, Washington, DC.

DEAR MADAM SPEAKER: This is to notify you formally, pursuant to Rule VIII of the Rules of the House of Representatives, that I have been served with a subpoena, issued by the General District Court for Charlottesville, Virginia, for testimony in a criminal case.

After consultation with the Office of General Counsel, I have determined that compliance with the subpoena is consistent with the precedents and privileges of the House.

Sincerely,

ESTHER PAGE,  
Caseworker.

53.16 WATER RESOURCES DEVELOPMENT

The SPEAKER pro tempore, Mr. WEINER, pursuant to House Resolution 319 and rule XVIII, declared the House resolved into the Committee of the Whole House on the state of the Union for the consideration of the bill (H.R. 1495) to provide for the conservation and development of water and related resources, to authorize the Secretary of the Army to construct various projects for improvements to rivers and harbors of the United States, and for other purposes.

The SPEAKER pro tempore, Mr. WEINER, by unanimous consent, designated Mr. ROSS as Chairman of the Committee of the Whole; and after some time spent therein,

The SPEAKER pro tempore, Mr. WELCH of Vermont, assumed the Chair.

When Mr. ROSS, Chairman, pursuant to House Resolution 319, reported the bill back to the House with an amendment adopted by the Committee.

The previous question having been ordered by said resolution.

The following amendment, reported from the Committee of the Whole House on the state of the Union, was agreed to:

Strike out all after the enacting clause and insert:

SECTION 1. SHORT TITLE; TABLE OF CONTENTS.

(a) SHORT TITLE.—This Act may be cited as the “Water Resources Development Act of 2007”.

(b) TABLE OF CONTENTS.—This table of contents for this Act is as follows:

- Sec. 1. Short title; table of contents.
- Sec. 2. Definition of Secretary.

TITLE I—WATER RESOURCES PROJECTS

- Sec. 1001. Project authorizations.
- Sec. 1002. Small projects for flood damage reduction.
- Sec. 1003. Small projects for emergency streambank protection.
- Sec. 1004. Small projects for navigation.
- Sec. 1005. Small projects for improvement of the quality of the environment.
- Sec. 1006. Small projects for aquatic ecosystem restoration.
- Sec. 1007. Small projects for shoreline protection.
- Sec. 1008. Small projects for snagging and sediment removal.

TITLE II—GENERAL PROVISIONS

- Sec. 2001. Non-Federal contributions.
- Sec. 2002. Harbor cost sharing.
- Sec. 2003. Funding to process permits.
- Sec. 2004. National shoreline erosion control development and demonstration program.
- Sec. 2005. Small shore and beach restoration and protection projects.
- Sec. 2006. Aquatic ecosystem restoration.
- Sec. 2007. Small flood damage reduction projects.
- Sec. 2008. Modification of projects for improvement of the quality of the environment.
- Sec. 2009. Written agreement for water resources projects.
- Sec. 2010. Assistance for remediation, restoration, and reuse.
- Sec. 2011. Compilation of laws.
- Sec. 2012. Dredged material disposal.
- Sec. 2013. Wetlands mitigation.
- Sec. 2014. Mitigation for fish and wildlife losses.
- Sec. 2015. Remote and subsistence harbors.
- Sec. 2016. Beneficial uses of dredged material.
- Sec. 2017. Cost-sharing provisions for certain areas.
- Sec. 2018. Use of other Federal funds.
- Sec. 2019. Revision of project partnership agreement.
- Sec. 2020. Cost sharing.
- Sec. 2021. Expedited actions for emergency flood damage reduction.
- Sec. 2022. Watershed and river basin assessments.
- Sec. 2023. Tribal partnership program.
- Sec. 2024. Wildfire firefighting.
- Sec. 2025. Technical assistance.
- Sec. 2026. Lakes program.
- Sec. 2027. Coordination and scheduling of Federal, State, and local actions.
- Sec. 2028. Project streamlining.
- Sec. 2029. Cooperative agreements.
- Sec. 2030. Training funds.
- Sec. 2031. Access to water resource data.
- Sec. 2032. Shore protection projects.
- Sec. 2033. Ability to pay.
- Sec. 2034. Leasing authority.
- Sec. 2035. Cost estimates.
- Sec. 2036. Principles and guidelines.
- Sec. 2037. Independent peer review.
- Sec. 2038. Studies and reports for water resources projects.
- Sec. 2039. Offshore oil and gas fabrication port.
- Sec. 2040. Use of firms employing local residents.
- Sec. 2041. Support of Army Civil Works Program.
- Sec. 2042. Federal hopper dredges.

Sec. 2043. Criteria for operation and maintenance of harbor dredging projects.

TITLE III—PROJECT-RELATED PROVISIONS

- Sec. 3001. Cook Inlet, Alaska.
- Sec. 3002. King Cove Harbor, Alaska.
- Sec. 3003. Sitka, Alaska.
- Sec. 3004. Tatitlek, Alaska.
- Sec. 3005. Rio De Flag, Flagstaff, Arizona.
- Sec. 3006. Osceola Harbor, Arkansas.
- Sec. 3007. Pine Mountain Dam, Arkansas.
- Sec. 3008. American and Sacramento Rivers, California.
- Sec. 3009. Compton Creek, California.
- Sec. 3010. Grayson Creek/Murderer’s Creek, California.
- Sec. 3011. Hamilton Airfield, California.
- Sec. 3012. John F. Baldwin Ship Channel and Stockton Ship Channel, California.
- Sec. 3013. Kaweah River, California.
- Sec. 3014. Larkspur Ferry Channel, Larkspur, California.
- Sec. 3015. Llagas Creek, California.
- Sec. 3016. Magpie Creek, California.
- Sec. 3017. Pacific Flyway Center, Sacramento, California.
- Sec. 3018. Pinole Creek, California.
- Sec. 3019. Prado Dam, California.
- Sec. 3020. Sacramento and American Rivers Flood Control, California.
- Sec. 3021. Sacramento Deep Water Ship Channel, California.
- Sec. 3022. Santa Cruz Harbor, California.
- Sec. 3023. Seven Oaks Dam, California.
- Sec. 3024. Upper Guadalupe River, California.
- Sec. 3025. Walnut Creek Channel, California.
- Sec. 3026. Wildcat/San Pablo Creek Phase I, California.
- Sec. 3027. Wildcat/San Pablo Creek Phase II, California.
- Sec. 3028. Yuba River Basin project, California.
- Sec. 3029. South Platte River Basin, Colorado.
- Sec. 3030. Intracoastal Waterway, Delaware River to Chesapeake Bay, Delaware and Maryland.
- Sec. 3031. Brevard County, Florida.
- Sec. 3032. Broward County and Hillsboro Inlet, Florida.
- Sec. 3033. Canaveral Harbor, Florida.
- Sec. 3034. Gasparilla and Estero Islands, Florida.
- Sec. 3035. Jacksonville Harbor, Florida.
- Sec. 3036. Lido Key Beach, Sarasota, Florida.
- Sec. 3037. Miami Harbor, Florida.
- Sec. 3038. Peanut Island, Florida.
- Sec. 3039. Tampa Harbor-Big Bend Channel, Florida.
- Sec. 3040. Tampa Harbor Cut B, Florida.
- Sec. 3041. Allatoona Lake, Georgia.
- Sec. 3042. Latham River, Glynn County, Georgia.
- Sec. 3043. Dworshak Dam and Reservoir improvements, Idaho.
- Sec. 3044. Beardstown Community Boat Harbor, Beardstown, Illinois.
- Sec. 3045. Cache River Levee, Illinois.
- Sec. 3046. Chicago River, Illinois.
- Sec. 3047. Chicago Sanitary and Ship Canal dispersal barriers project, Illinois.
- Sec. 3048. Emiquon, Illinois.
- Sec. 3049. Lasalle, Illinois.
- Sec. 3050. Spunky Bottoms, Illinois.
- Sec. 3051. Fort Wayne and vicinity, Indiana.
- Sec. 3052. Koontz Lake, Indiana.
- Sec. 3053. White River, Indiana.
- Sec. 3054. Des Moines River and Greenbelt, Iowa.
- Sec. 3055. Rathbun Lake, Iowa.
- Sec. 3056. Prestonsburg, Kentucky.
- Sec. 3057. Amite River and tributaries, Louisiana, East Baton Rouge Parish Watershed.

- Sec. 3058. Atchafalaya Basin, Louisiana.  
 Sec. 3059. Atchafalaya Basin Floodway System, Louisiana.  
 Sec. 3060. Bayou Plaquemine, Louisiana.  
 Sec. 3061. J. Bennett Johnston Waterway, Mississippi River to Shreveport, Louisiana.  
 Sec. 3062. Melville, Louisiana.  
 Sec. 3063. Mississippi Delta Region, Louisiana.  
 Sec. 3064. New Orleans to Venice, Louisiana.  
 Sec. 3065. West bank of the Mississippi River (East of Harvey Canal), Louisiana.  
 Sec. 3066. Camp Ellis, Saco, Maine.  
 Sec. 3067. Detroit River Shoreline, Detroit, Michigan.  
 Sec. 3068. St. Clair River and Lake St. Clair, Michigan.  
 Sec. 3069. St. Joseph Harbor, Michigan.  
 Sec. 3070. Sault Sainte Marie, Michigan.  
 Sec. 3071. Ada, Minnesota.  
 Sec. 3072. Duluth Harbor, McQuade Road, Minnesota.  
 Sec. 3073. Grand Marais, Minnesota.  
 Sec. 3074. Grand Portage Harbor, Minnesota.  
 Sec. 3075. Granite Falls, Minnesota.  
 Sec. 3076. Knife River Harbor, Minnesota.  
 Sec. 3077. Red Lake River, Minnesota.  
 Sec. 3078. Silver Bay, Minnesota.  
 Sec. 3079. Taconite Harbor, Minnesota.  
 Sec. 3080. Two Harbors, Minnesota.  
 Sec. 3081. Deer Island, Harrison County, Mississippi.  
 Sec. 3082. Pearl River Basin, Mississippi.  
 Sec. 3083. Festus and Crystal City, Missouri.  
 Sec. 3084. L-15 levee, Missouri.  
 Sec. 3085. Monarch-Chesterfield, Missouri.  
 Sec. 3086. River Des Peres, Missouri.  
 Sec. 3087. Antelope Creek, Lincoln, Nebraska.  
 Sec. 3088. Sand Creek Watershed, Wahoo, Nebraska.  
 Sec. 3089. Western Sarpy and Clear Creek, Nebraska.  
 Sec. 3090. Lower Cape May Meadows, Cape May Point, New Jersey.  
 Sec. 3091. Passaic River Basin flood management, New Jersey.  
 Sec. 3092. Buffalo Harbor, New York.  
 Sec. 3093. Orchard Beach, Bronx, New York.  
 Sec. 3094. Port of New York and New Jersey, New York and New Jersey.  
 Sec. 3095. New York State Canal System.  
 Sec. 3096. Lower Girard Lake Dam, Ohio.  
 Sec. 3097. Mahoning River, Ohio.  
 Sec. 3098. Delaware River, Pennsylvania, New Jersey, and Delaware.  
 Sec. 3099. Raystown Lake, Pennsylvania.  
 Sec. 3100. Sheraden Park Stream and Chartiers Creek, Allegheny County, Pennsylvania.  
 Sec. 3101. Solomon's Creek, Wilkes-Barre, Pennsylvania.  
 Sec. 3102. South Central Pennsylvania.  
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**SEC. 2. DEFINITION OF SECRETARY.**  
 In this Act, the term "Secretary" means the Secretary of the Army.  
**TITLE I—WATER RESOURCES PROJECTS**  
**SEC. 1001. PROJECT AUTHORIZATIONS.**  
 Except as otherwise provided in this section, the following projects for water resources development and conservation and other purposes are authorized to be carried out by the Secretary substantially in accordance with the plans, and subject to the conditions, described in the respective reports designated in this section:  
 (1) HAINES, ALASKA.—The project for navigation, Haines, Alaska: Report of the Chief of Engineers dated December 20, 2004, at a total cost of \$14,040,000, with an estimated Federal cost of \$11,232,000 and an estimated non-Federal cost of \$2,808,000.  
 (2) PORT LIONS, ALASKA.—The project for navigation, Port Lions, Alaska: Report of the Chief of Engineers dated June 14, 2006, at a total cost of \$9,530,000, with an estimated Federal cost of \$7,624,000 and an estimated non-Federal cost of \$1,906,000.  
 (3) RIO SALADO OESTE, ARIZONA.—The project for environmental restoration, Rio Salado Oeste, Arizona: Report of the Chief of Engineers dated December 19, 2006, at a total cost of \$166,650,000, with an estimated Federal cost of \$106,629,000 and an estimated non-Federal cost of \$60,021,000.  
 (4) SANTA CRUZ RIVER, PASEO DE LAS IGLESIAS, ARIZONA.—The project for environmental restoration, Santa Cruz River, Pima County, Arizona: Report of the Chief of Engineers dated March 28, 2006, at a total cost of \$97,700,000, with an estimated Federal cost of \$63,300,000 and an estimated non-Federal cost of \$34,400,000.  
 (5) TANQUE VERDE CREEK, PIMA COUNTY, ARIZONA.—The project for environmental restoration, Tanque Verde Creek, Pima County, Arizona: Report of the Chief of Engineers dated July 22, 2003, at a total cost of \$5,906,000, with an estimated Federal cost of \$3,836,000 and an estimated non-Federal cost of \$2,070,000.  
 (6) SALT RIVER (VA SHLYAY' AKIMEL), MARICOPA COUNTY, ARIZONA.—The project for environmental restoration, Salt River (Va Shlyay' Akimel), Arizona: Report of the Chief of Engineers dated January 3, 2005, at a total cost of \$162,100,000, with an estimated Federal cost of \$105,200,000 and an estimated non-Federal cost of \$56,900,000.  
 (7) MAY BRANCH, FORT SMITH, ARKANSAS.—The project for flood damage reduction, May

Branch, Fort Smith, Arkansas, Report of the Chief of Engineers dated December 19, 2006, at a total cost of \$30,850,000, with an estimated Federal cost of \$15,010,000 and an estimated non-Federal cost of \$15,840,000.

(8) HAMILTON CITY, CALIFORNIA.—The project for flood damage reduction and environmental restoration, Hamilton City, California: Report of the Chief of Engineers dated December 22, 2004, at a total cost of \$52,400,000, with an estimated Federal cost of \$34,100,000 and estimated non-Federal cost of \$18,300,000.

(9) IMPERIAL BEACH, CALIFORNIA.—The project for storm damage reduction, Imperial Beach, California: Report of the Chief of Engineers dated December 30, 2003, at a total cost of \$13,700,000, with an estimated Federal cost of \$8,521,000 and an estimated non-Federal cost of \$5,179,000, and at an estimated total cost of \$42,500,000 for periodic beach nourishment over the 50-year life of the project, with an estimated Federal cost of \$21,250,000 and an estimated non-Federal cost of \$21,250,000.

(10) MATILILJA DAM, VENTURA COUNTY, CALIFORNIA.—The project for environmental restoration, Matilija Dam, Ventura County, California: Report of the Chief of Engineers dated December 20, 2004, at a total cost of \$144,500,000, with an estimated Federal cost of \$89,700,000 and an estimated non-Federal cost of \$54,800,000.

(11) MIDDLE CREEK, LAKE COUNTY, CALIFORNIA.—The project for flood damage reduction and environmental restoration, Middle Creek, Lake County, California: Report of the Chief of Engineers dated November 29, 2004, at a total cost of \$45,200,000, with an estimated Federal cost of \$29,500,000 and an estimated non-Federal cost of \$15,700,000.

(12) NAPA RIVER SALT MARSH RESTORATION, CALIFORNIA.—

(A) IN GENERAL.—The project for environmental restoration, Napa River Salt Marsh Restoration, Napa, California: Report of the Chief of Engineers dated December 22, 2004, at a total cost of \$134,500,000, with an estimated Federal cost of \$87,500,000 and an estimated non-Federal cost of \$47,000,000.

(B) ADMINISTRATION.—In carrying out the project authorized by this paragraph, the Secretary shall—

(i) construct a recycled water pipeline extending from the Sonoma Valley County Sanitation District Waste Water Treatment Plant and the Napa Sanitation District Waste Water Treatment Plant to the project; and

(ii) restore or enhance Salt Ponds 1, 1A, 2, and 3.

(13) DENVER COUNTY REACH, SOUTH PLATTE RIVER, DENVER, COLORADO.—The project for environmental restoration, Denver County Reach, South Platte River, Denver, Colorado: Report of the Chief of Engineers dated May 16, 2003, at a total cost of \$21,050,000, with an estimated Federal cost of \$13,680,000 and an estimated non-Federal cost of \$7,370,000.

(14) MIAMI HARBOR, MIAMI-DADE COUNTY, FLORIDA.—

(A) IN GENERAL.—The project for navigation, Miami Harbor, Miami-Dade County, Florida: Report of the Chief of Engineers dated April 25, 2005, at a total cost of \$125,270,000, with an estimated Federal cost of \$75,140,000 and an estimated non-Federal cost of \$50,130,000.

(B) GENERAL REEVALUATION REPORT.—The non-Federal share of the cost of the general reevaluation report that resulted in the report of the Chief of Engineers referred to in subparagraph (A) shall be the same percentage as the non-Federal share of cost of construction of the project.

(C) AGREEMENT.—The Secretary shall enter into a new partnership with the non-Federal

interest to reflect the cost sharing required by subparagraph (B).

(15) EAST ST. LOUIS AND VICINITY, ILLINOIS.—The project for environmental restoration and recreation, East St. Louis and Vicinity, Illinois: Report of the Chief of Engineers dated December 22, 2004, at a total cost of \$208,260,000, with an estimated Federal cost of \$134,910,000 and an estimated non-Federal cost of \$73,350,000.

(16) PEORIA RIVERFRONT DEVELOPMENT, ILLINOIS.—The project for environmental restoration, Peoria Riverfront Development, Illinois: Report of the Chief of Engineers dated July 28, 2003, at a total cost of \$18,220,000, with an estimated Federal cost of \$11,840,000 and an estimated non-Federal cost of \$6,380,000.

(17) WOOD RIVER LEVEE SYSTEM RECONSTRUCTION, MADISON COUNTY, ILLINOIS.—The project for flood damage reduction, Wood River Levee System Reconstruction, Madison County, Illinois: Report of the Chief of Engineers dated July 18, 2006, at a total cost of \$17,220,000, with an estimated Federal cost of \$11,193,000 and an estimated non-Federal cost of \$6,027,000.

(18) DES MOINES AND RACCOON RIVERS, DES MOINES, IOWA.—The project for flood damage reduction, Des Moines and Raccoon Rivers, Des Moines, Iowa: Report of the Chief of Engineers dated March 28, 2006, at a total cost of \$10,780,000, with an estimated Federal cost of \$6,967,000 and an estimated non-Federal cost of \$3,813,000.

(19) LICKING RIVER BASIN, CYNTHIANA, KENTUCKY.—The project for flood damage reduction, Licking River Basin, Cynthiana, Kentucky: Report of the Chief of Engineers dated October 24, 2006, at a total cost of \$18,200,000, with an estimated Federal cost of \$11,830,000 and an estimated non-Federal cost of \$6,370,000.

(20) BAYOU SORREL LOCK, LOUISIANA.—The project for navigation, Bayou Sorrel Lock, Louisiana: Report of the Chief of Engineers dated January 3, 2005, at a total cost of \$9,680,000. The costs of construction of the project are to be paid ½ from amounts appropriated from the general fund of the Treasury and ½ from amounts appropriated from the Inland Waterways Trust Fund.

(21) MORGANZA TO THE GULF OF MEXICO, LOUISIANA.—

(A) IN GENERAL.—The project for hurricane and storm damage reduction, Morganza to the Gulf of Mexico, Louisiana: Reports of the Chief of Engineers dated August 23, 2002, and July 22, 2003, at a total cost of \$886,700,000, with an estimated Federal cost of \$576,355,000 and an estimated non-Federal cost of \$310,345,000.

(B) CREDIT.—The Secretary shall credit toward the non-Federal share of the cost of the project the cost of design and construction work carried out by the non-Federal interest before the date of the partnership agreement for the project if the Secretary determines that the work is integral to the project.

(C) OPERATION AND MAINTENANCE.—The operation, maintenance, repair, rehabilitation, and replacement of the Houma Navigation Canal lock complex and the Gulf Intra-coastal Waterway floodgate features that provide for inland waterway transportation shall be a Federal responsibility in accordance with section 102 of the Water Resources Development Act of 1986 (33 U.S.C. 2212).

(22) PORT OF IBERIA, LOUISIANA.—The project for navigation, Port of Iberia, Louisiana, Report of the Chief of Engineers dated December 31, 2006, at a total cost of \$131,250,000, with an estimated Federal cost of \$105,315,000 and an estimated non-Federal cost of \$25,935,000.

(23) SMITH ISLAND, SOMERSET COUNTY, MARYLAND.—The project for environmental restoration, Smith Island, Somerset County, Maryland: Report of the Chief of Engineers

dated October 29, 2001, at a total cost of \$15,580,000, with an estimated Federal cost of \$10,127,000 and an estimated non-Federal cost of \$5,453,000.

(24) ROSEAU RIVER, ROSEAU, MINNESOTA.—The project for flood damage reduction, Roseau River, Roseau, Minnesota, Report of the Chief of Engineers dated December 19, 2006, at a total cost of \$25,100,000, with an estimated Federal cost of \$13,820,000 and an estimated non-Federal cost of \$11,280,000.

(25) MISSISSIPPI COASTAL, MISSISSIPPI.—The project for hurricane and storm damage reduction and environmental restoration, Mississippi Coastal, Mississippi, Report of the Chief of Engineers dated December 31, 2006, at a total cost of \$107,690,000, with an estimated Federal cost of \$70,000,000 and an estimated non-Federal cost of \$37,690,000.

(26) KANSAS CITYS LEVEES, MISSOURI AND KANSAS.—The project for flood damage reduction, Kansas Citys levees, Missouri and Kansas, Report of the Chief of Engineers dated December 19, 2006, at a total cost of \$65,430,000, with an estimated Federal cost of \$42,530,000 and an estimated non-Federal cost of \$22,900,000.

(27) SWOPE PARK INDUSTRIAL AREA, BLUE RIVER, KANSAS CITY, MISSOURI.—The project for flood damage reduction, Swope Park Industrial Area, Blue River, Kansas City, Missouri: Report of the Chief of Engineers dated December 30, 2003, at a total cost of \$16,980,000, with an estimated Federal cost of \$11,037,000 and an estimated non-Federal cost of \$5,943,000.

(28) GREAT EGG HARBOR INLET TO TOWNSENDS INLET, NEW JERSEY.—The project for hurricane and storm damage reduction, Great Egg Harbor Inlet to Townsends Inlet, New Jersey: Report of the Chief of Engineers dated October 24, 2006, at a total cost of \$54,360,000, with an estimated Federal cost of \$35,069,000 and an estimated non-Federal cost of \$19,291,000, and at an estimated total cost of \$202,500,000 for periodic nourishment over the 50-year life of the project, with an estimated Federal cost of \$101,250,000 and an estimated non-Federal cost of \$101,250,000.

(29) HUDSON RARITAN ESTUARY, LIBERTY STATE PARK, NEW JERSEY.—

(A) IN GENERAL.—The project for environmental restoration, Hudson Raritan Estuary, Liberty State Park, New Jersey: Report of the Chief of Engineers dated August 25, 2006, at a total cost of \$34,100,000, with an estimated Federal cost of \$22,200,000 and an estimated non-Federal cost of \$11,900,000.

(B) RESTORATION TEAMS.—In carrying out the project, the Secretary shall establish and utilize watershed restoration teams composed of estuary restoration experts from the Corps of Engineers, the New Jersey department of environmental protection, and the Port Authority of New York and New Jersey and other experts designated by the Secretary for the purpose of developing habitat restoration and water quality enhancement.

(30) MANASQUAN INLET TO BARNEGAT INLET, NEW JERSEY.—The project for hurricane and storm damage reduction, Manasquan Inlet to Barnegat Inlet, New Jersey: Report of the Chief of Engineers dated December 30, 2003, at a total cost of \$71,900,000, with an estimated Federal cost of \$46,735,000 and an estimated non-Federal cost of \$25,165,000, and at an estimated total cost of \$119,680,000 for periodic beach nourishment over the 50-year life of the project, with an estimated Federal cost of \$59,840,000 and an estimated non-Federal cost of \$59,840,000.

(31) RARITAN BAY AND SANDY HOOK BAY, UNION BEACH, NEW JERSEY.—The project for hurricane and storm damage reduction, Raritan Bay and Sandy Hook Bay, Union Beach, New Jersey: Report of the Chief of Engineers dated January 4, 2006, at a total cost of \$115,000,000, with an estimated Federal cost of \$74,800,000 and an estimated non-Federal

cost of \$40,200,000, and at an estimated total cost of \$6,500,000 for periodic nourishment over the 50-year life of the project, with an estimated Federal cost of \$3,250,000 and an estimated non-Federal cost of \$3,250,000.

(32) SOUTH RIVER, RARITAN RIVER BASIN, NEW JERSEY.—The project for hurricane and storm damage reduction and environmental restoration, South River, Raritan River Basin, New Jersey: Report of the Chief of Engineers dated July 22, 2003, at a total cost of \$122,300,000, with an estimated Federal cost of \$79,500,000 and an estimated non-Federal cost of \$42,800,000.

(33) SOUTHWEST VALLEY, BERNALILLO COUNTY, NEW MEXICO.—The project for flood damage reduction, Southwest Valley, Bernalillo County, New Mexico: Report of the Chief of Engineers dated November 29, 2004, at a total cost of \$24,840,000, with an estimated Federal cost of \$16,150,000 and an estimated non-Federal cost of \$8,690,000.

(34) MONTAUK POINT, NEW YORK.—The project for hurricane and storm damage reduction, Montauk Point, New York: Report of the Chief of Engineers dated March 31, 2006, at a total cost of \$14,600,000, with an estimated Federal cost of \$7,300,000 and an estimated non-Federal cost of \$7,300,000.

(35) HOCKING RIVER, MONDAY CREEK SUB-BASIN, OHIO.—The project for environmental restoration, Hocking River, Monday Creek Sub-basin, Ohio: Report of the Chief of Engineers dated August 24, 2006, at a total cost of \$20,980,000, with an estimated Federal cost of \$13,440,000 and an estimated non-Federal cost of \$7,540,000.

(36) TOWN OF BLOOMSBURG, COLUMBIA COUNTY, PENNSYLVANIA.—The project for flood damage reduction, town of Bloomsburg, Columbia County, Pennsylvania: Report of the Chief of Engineers dated January 25, 2006, at a total cost of \$44,500,000, with an estimated Federal cost of \$28,925,000 and an estimated non-Federal cost of \$15,575,000.

(37) PAWLEY'S ISLAND, SOUTH CAROLINA.—The project for hurricane and storm damage reduction, Pawley's Island, South Carolina, Report of the Chief of Engineers dated December 19, 2006, at a total cost of \$8,980,000, with an estimated Federal cost of \$5,840,000 and an estimated non-Federal cost of \$3,140,000, and at an estimated total cost of \$21,200,000 for periodic nourishment over the 50-year life of the project, with an estimated Federal cost of \$10,600,000 and an estimated non-Federal cost of \$10,600,000.

(38) CORPUS CHRISTI SHIP CHANNEL, CORPUS CHRISTI, TEXAS.—The project for navigation and ecosystem restoration, Corpus Christi Ship Channel, Texas: Report of the Chief of Engineers dated June 2, 2003, at a total cost of \$188,110,000, with an estimated Federal cost of \$87,810,000 and an estimated non-Federal cost of \$100,300,000.

(39) GULF INTRACOASTAL WATERWAY, MATAGORDA BAY RE-ROUTE, TEXAS.—The project for navigation, Gulf Intracoastal Waterway, Matagorda Bay Re-Route, Texas: Report of the Chief of Engineers dated December 24, 2002, at a total cost of \$17,280,000. The costs of construction of the project are to be paid ½ from amounts appropriated from the general fund of the Treasury and ½ from amounts appropriated from the Inland Waterways Trust Fund.

(40) GULF INTRACOASTAL WATERWAY, HIGH ISLAND TO BRAZOS RIVER, TEXAS.—The project for navigation, Gulf Intracoastal Waterway, High Island to Brazos River, Texas: Report of the Chief of Engineers dated April 16, 2004, at a total cost of \$14,450,000. The costs of construction of the project are to be paid ½ from amounts appropriated from the general fund of the Treasury and ½ from amounts appropriated from the Inland Waterways Trust Fund.

(41) LOWER COLORADO RIVER BASIN PHASE I, TEXAS.—The project for flood damage reduc-

tion and environmental restoration, Lower Colorado River Basin Phase I, Texas, Report of the Chief of Engineers dated December 31, 2006, at a total cost of \$110,730,000, with an estimated Federal cost of \$69,640,000 and an estimated non-Federal cost of \$41,090,000.

(42) RIVERSIDE OXBOW, TEXAS.—The project for environmental restoration, Riverside Oxbow, Texas: Report of the Chief of Engineers, dated May 29, 2003, at a total cost of \$27,110,000, with an estimated Federal cost of \$11,210,000 and an estimated non-Federal cost of \$15,900,000.

(43) ATLANTIC INTRACOASTAL WATERWAY BRIDGE REPLACEMENT, DEEP CREEK, CHESAPEAKE, VIRGINIA.—The project for Atlantic Intracoastal Waterway Bridge Replacement, Deep Creek, Chesapeake, Virginia: Report of the Chief of Engineers dated March 3, 2003, at a total cost of \$37,200,000.

(44) CRANEY ISLAND EASTWARD EXPANSION, NORFOLK HARBOR AND CHANNELS, VIRGINIA.—The project for navigation, Craney Island Eastward Expansion, Norfolk Harbor and Channels, Virginia: Report of Chief of Engineers dated October 24, 2006, at a total cost of \$712,103,000, with an estimated Federal cost of \$31,229,000 and an estimated non-Federal cost of \$680,874,000.

**SEC. 1002. SMALL PROJECTS FOR FLOOD DAMAGE REDUCTION.**

(a) IN GENERAL.—The Secretary shall conduct a study for each of the following projects and, if the Secretary determines that a project is feasible, may carry out the project under section 205 of the Flood Control Act of 1948 (33 U.S.C. 701s):

(1) HALEYVILLE, ALABAMA.—Project for flood damage reduction, Haleyville, Alabama.

(2) WEISS LAKE, ALABAMA.—Project for flood damage reduction, Weiss Lake, Alabama.

(3) LITTLE COLORADO RIVER LEVEE, ARIZONA.—Project for flood damage reduction, Little Colorado River Levee, Arizona.

(4) CACHE RIVER BASIN, GRUBBS, ARKANSAS.—Project for flood damage reduction, Cache River Basin, Grubbs, Arkansas.

(5) BARREL SPRINGS WASH, PALMDALE, CALIFORNIA.—Project for flood damage reduction, Barrel Springs Wash, Palmdale, California.

(6) BORREGO SPRINGS, CALIFORNIA.—Project for flood damage reduction, Borrego Springs, California.

(7) COLTON, CALIFORNIA.—Project for flood damage reduction, Colton, California.

(8) DUNLAP STREAM, YUCAIPA, CALIFORNIA.—Project for flood damage reduction, Dunlap Stream, Yucaipa, California.

(9) HUNTS CANYON WASH, PALMDALE, CALIFORNIA.—Project for flood damage reduction, Hunts Canyon Wash, Palmdale, California.

(10) ONTARIO AND CHINO, CALIFORNIA.—Project for flood damage reduction, Ontario and Chino, California.

(11) SANTA VENETIA, CALIFORNIA.—Project for flood damage reduction, Santa Venetia, California.

(12) WHITTIER, CALIFORNIA.—Project for flood damage reduction, Whittier, California.

(13) WILDWOOD CREEK, YUCAIPA, CALIFORNIA.—Project for flood damage reduction, Wildwood Creek, Yucaipa, California.

(14) ST. FRANCISVILLE, LOUISIANA.—Project for flood damage reduction, St. Francisville, Louisiana.

(15) SALEM, MASSACHUSETTS.—Project for flood damage reduction, Salem, Massachusetts.

(16) CASS RIVER, MICHIGAN.—Project for flood damage reduction, Cass River, Vassar and vicinity, Michigan.

(17) CROW RIVER, ROCKFORD, MINNESOTA.—Project for flood damage reduction, Crow River, Rockford, Minnesota.

(18) MARSH CREEK, MINNESOTA.—Project for flood damage reduction, Marsh Creek, Minnesota.

(19) SOUTH BRANCH OF THE WILD RICE RIVER, BORUP, MINNESOTA.—Project for flood damage reduction, South Branch of the Wild Rice River, Borup, Minnesota.

(20) BLACKSNAKE CREEK, ST. JOSEPH, MISSOURI.—Project for flood damage reduction, Blacksnake Creek, St. Joseph, Missouri.

(21) ACID BROOK, POMPTON LAKES, NEW JERSEY.—Project for flood damage reduction, Acid Brook, Pompton Lakes, New Jersey.

(22) CANNISTEO RIVER, ADDISON, NEW YORK.—Project for flood damage reduction, Cannisteco River, Addison, New York.

(23) COHOCTON RIVER, CAMPBELL, NEW YORK.—Project for flood damage reduction, Cohocton River, Campbell, New York.

(24) DRY AND OTTER CREEKS, CORTLAND, NEW YORK.—Project for flood damage reduction, Dry and Otter Creeks, Cortland, New York.

(25) EAST RIVER, SILVER BEACH, NEW YORK CITY, NEW YORK.—Project for flood damage reduction, East River, Silver Beach, New York City, New York.

(26) EAST VALLEY CREEK, ANDOVER, NEW YORK.—Project for flood damage reduction, East Valley Creek, Andover, New York.

(27) SUNNYSIDE BROOK, WESTCHESTER COUNTY, NEW YORK.—Project for flood damage reduction, Sunnyside Brook, Westchester County, New York.

(28) LITTLE YANKEE RUN, OHIO.—Project for flood damage reduction, Little Yankee Run, Ohio.

(29) LITTLE NESHAMINY CREEK, WARRENTON, PENNSYLVANIA.—Project for flood damage reduction, Little Neshaminy Creek, Warrenton, Pennsylvania.

(30) SOUTHAMPTON CREEK WATERSHED, SOUTHAMPTON, PENNSYLVANIA.—Project for flood damage reduction, Southampton Creek watershed, Southampton, Pennsylvania.

(31) SPRING CREEK, LOWER MACUNGIE TOWNSHIP, PENNSYLVANIA.—Project for flood damage reduction, Spring Creek, Lower Macungie Township, Pennsylvania.

(32) YARDLEY AQUEDUCT, SILVER AND BROCK CREEKS, YARDLEY, PENNSYLVANIA.—Project for flood damage reduction, Yardley Aqueduct, Silver and Brock Creeks, Yardley, Pennsylvania.

(33) SURFSIDE BEACH, SOUTH CAROLINA.—Project for flood damage reduction, Surfside Beach and vicinity, South Carolina.

(34) CONGELOSI DITCH, MISSOURI CITY, TEXAS.—Project for flood damage reduction, Congelosi Ditch, Missouri City, Texas.

(35) DILLEY, TEXAS.—Project for flood damage reduction, Dilley, Texas.

(b) SPECIAL RULES.—

(1) CACHE RIVER BASIN, GRUBBS, ARKANSAS.—The Secretary may proceed with the project for the Cache River Basin, Grubbs, Arkansas, referred to in subsection (a), notwithstanding that the project is located within the boundaries of the flood control project, Cache River Basin, Arkansas and Missouri, authorized by section 204 of the Flood Control Act of 1950, (64 Stat. 172) and modified by section 99 of the Water Resources Development Act of 1974 (88 Stat. 41).

(2) ONTARIO AND CHINO, CALIFORNIA.—The Secretary shall carry out the project for flood damage reduction, Ontario and Chino, California, referred to in subsection (a) if the Secretary determines that the project is feasible.

(3) SANTA VENETIA, CALIFORNIA.—The Secretary shall carry out the project for flood damage reduction, Santa Venetia, California, referred to in subsection (a) if the Secretary determines that the project is feasible and shall allow the non-Federal interest to participate in the financing of the project in accordance with section 903(c) of the Water Resources Development Act of 1986 (100 Stat. 4184) to the extent that the Secretary's evaluation indicates that applying such section is necessary to implement the project.

(4) WHITTIER, CALIFORNIA.—The Secretary shall carry out the project for flood damage reduction, Whittier, California, referred to in subsection (a) if the Secretary determines that the project is feasible.

(5) WILDWOOD CREEK, YUCAIPA, CALIFORNIA.—The Secretary shall review the locally prepared plan for the project for flood damage, Wildwood Creek, California, referred to in subsection (a) and, if the Secretary determines that the plan meets the evaluation and design standards of the Corps of Engineers and that the plan is feasible, the Secretary may use the plan to carry out the project and shall provide credit toward the non-Federal share of the cost of the project for the cost of work carried out by the non-Federal interest before the date of the partnership agreement for the project if the Secretary determines that the work is integral to the project.

(6) SOUTH BRANCH OF THE WILD RICE RIVER, BORUP, MINNESOTA.—In carrying out the project for flood damage reduction, South Branch of the Wild Rice River, Borup, Minnesota, referred to in subsection (a) the Secretary may consider national ecosystem restoration benefits in determining the Federal interest in the project and shall allow the non-Federal interest to participate in the financing of the project in accordance with section 903(c) of the Water Resources Development Act of 1986 (100 Stat. 4184) to the extent that the Secretary's evaluation indicates that applying such section is necessary to implement the project.

(7) ACID BROOK, POMPTON LAKES, NEW JERSEY.—The Secretary shall carry out the project for flood damage reduction, Acid Brook, Pompton Lakes, New Jersey, referred to in subsection (a) if the Secretary determines that the project is feasible.

(8) DILLEY, TEXAS.—The Secretary shall carry out the project for flood damage reduction, Dilley, Texas, referred to in subsection (a) if the Secretary determines that the project is feasible.

#### SEC. 1003. SMALL PROJECTS FOR EMERGENCY STREAMBANK PROTECTION.

The Secretary shall conduct a study for each of the following projects and, if the Secretary determines that a project is feasible, may carry out the project under section 14 of the Flood Control Act of 1946 (33 U.S.C. 701r):

(1) ALISO CREEK, CALIFORNIA.—Projects for emergency streambank protection, Aliso Creek, California.

(2) ST. JOHNS BLUFF TRAINING WALL, DUVAL COUNTY, FLORIDA.—Project for emergency streambank protection, St. Johns Bluff Training Wall, Duval County, Florida.

(3) GULF INTRACOASTAL WATERWAY, IBERVILLE PARISH, LOUISIANA.—Projects for emergency streambank restoration, Gulf Intracoastal Waterway, Iberville Parish, Louisiana.

(4) OUACHITA AND BLACK RIVERS, ARKANSAS AND LOUISIANA.—Projects for emergency streambank protection, Ouachita and Black Rivers, Arkansas and Louisiana.

(5) PINEY POINT LIGHTHOUSE, ST. MARY'S COUNTY, MARYLAND.—Project for emergency streambank protection, Piney Point Lighthouse, St. Mary's County, Maryland.

(6) PUG HOLE LAKE, MINNESOTA.—Project for emergency streambank protection, Pug Hole Lake, Minnesota.

(7) MIDDLE FORK GRAND RIVER, GENTRY COUNTY, MISSOURI.—Project for emergency streambank protection, Middle Fork Grand River, Gentry County, Missouri.

(8) PLATTE RIVER, PLATTE CITY, MISSOURI.—Project for emergency streambank protection, Platte River, Platte City, Missouri.

(9) RUSH CREEK, PARKVILLE, MISSOURI.—Project for emergency streambank protection, Rush Creek, Parkville, Missouri, including measures to address degradation of the creek bed.

(10) DRY AND OTTER CREEKS, CORTLAND COUNTY, NEW YORK.—Project for emergency streambank protection, Dry and Otter Creeks, Cortland County, New York.

(11) KEUKA LAKE, HAMMONDSPORT, NEW YORK.—Project for emergency streambank protection, Keuka Lake, Hammondsport, New York.

(12) KOWAWESE UNIQUE AREA AND HUDSON RIVER, NEW WINDSOR, NEW YORK.—Project for emergency streambank protection, Kowawese Unique Area and Hudson River, New Windsor, New York.

(13) OWEGO CREEK, TIOGA COUNTY, NEW YORK.—Project for emergency streambank protection, Owego Creek, Tioga County, New York.

(14) HOWARD ROAD OUTFALL, SHELBY COUNTY, TENNESSEE.—Project for emergency streambank protection, Howard Road outfall, Shelby County, Tennessee.

(15) MITCH FARM DITCH AND LATERAL D, SHELBY COUNTY, TENNESSEE.—Project for emergency streambank protection, Mitch Farm Ditch and Lateral D, Shelby County, Tennessee.

(16) WOLF RIVER TRIBUTARIES, SHELBY COUNTY, TENNESSEE.—Project for emergency streambank protection, Wolf River tributaries, Shelby County, Tennessee.

(17) JOHNSON CREEK, ARLINGTON, TEXAS.—Project for emergency streambank protection, Johnson Creek, Arlington, Texas.

(18) WELLS RIVER, NEWBURY, VERMONT.—Project for emergency streambank protection, Wells River, Newbury, Vermont.

#### SEC. 1004. SMALL PROJECTS FOR NAVIGATION.

(a) IN GENERAL.—The Secretary shall conduct a study for each of the following projects and, if the Secretary determines that a project is feasible, may carry out the project under section 107 of the River and Harbor Act of 1960 (33 U.S.C. 577):

(1) MISSISSIPPI RIVER SHIP CHANNEL, LOUISIANA.—Project for navigation, Mississippi River Ship Channel, Louisiana.

(2) EAST BASIN, CAPE COD CANAL, SANDWICH, MASSACHUSETTS.—Project for navigation, East Basin, Cape Cod Canal, Sandwich, Massachusetts.

(3) LYNN HARBOR, LYNN, MASSACHUSETTS.—Project for navigation, Lynn Harbor, Lynn, Massachusetts.

(4) MERRIMACK RIVER, HAVERHILL, MASSACHUSETTS.—Project for navigation, Merrimack River, Haverhill, Massachusetts.

(5) OAK BLUFFS HARBOR, OAK BLUFFS, MASSACHUSETTS.—Project for navigation, Oak Bluffs Harbor, Oak Bluffs, Massachusetts.

(6) WOODS HOLE GREAT HARBOR, FALMOUTH, MASSACHUSETTS.—Project for navigation, Woods Hole Great Harbor, Falmouth, Massachusetts.

(7) AU SABLE RIVER, MICHIGAN.—Project for navigation, Au Sable River in the vicinity of Oscoda, Michigan.

(8) TRAVERSE CITY HARBOR, TRAVERSE CITY, MICHIGAN.—Project for navigation, Traverse City Harbor, Traverse City, Michigan.

(9) TOWER HARBOR, TOWER, MINNESOTA.—Project for navigation, Tower Harbor, Tower, Minnesota.

(10) OLCOTT HARBOR, OLCOTT, NEW YORK.—Project for navigation, Olcott Harbor, Olcott, New York.

(b) SPECIAL RULES.—

(1) TRAVERSE CITY HARBOR, TRAVERSE CITY, MICHIGAN.—The Secretary shall review the locally prepared plan for the project for navigation, Traverse City Harbor, Michigan, referred to in subsection (a), and, if the Secretary determines that the plan meets the evaluation and design standards of the Corps of Engineers and that the plan is feasible, the Secretary may use the plan to carry out the project and shall provide credit toward the non-Federal share of the cost of the project for the cost of work carried out by

the non-Federal interest before the date of the partnership agreement for the project if the Secretary determines that the work is integral to the project.

(2) TOWER HARBOR, TOWER MINNESOTA.—The Secretary shall carry out the project for navigation, Tower Harbor, Tower, Minnesota, referred to in subsection (a) if the Secretary determines that the project is feasible.

#### SEC. 1005. SMALL PROJECTS FOR IMPROVEMENT OF THE QUALITY OF THE ENVIRONMENT.

The Secretary shall conduct a study for each of the following projects and, if the Secretary determines that a project is appropriate, may carry out the project under section 1135 of the Water Resources Development Act of 1986 (33 U.S.C. 2309a):

(1) BALLONA CREEK, LOS ANGELES COUNTY, CALIFORNIA.—Project for improvement of the quality of the environment, Ballona Creek, Los Angeles County, California.

(2) BALLONA LAGOON TIDE GATES, MARINA DEL REY, CALIFORNIA.—Project for improvement of the quality of the environment, Ballona Lagoon Tide Gates, Marina Del Rey, California.

(3) FT. GEORGE INLET, DUVAL COUNTY, FLORIDA.—Project for improvement of the quality of the environment, Ft. George Inlet, Duval County, Florida.

(4) RATHBUN LAKE, IOWA.—Project for improvement of the quality of the environment, Rathbun Lake, Iowa.

(5) SMITHVILLE LAKE, MISSOURI.—Project for improvement of the quality of the environment, Smithville Lake, Missouri.

(6) DELAWARE BAY, NEW JERSEY AND DELAWARE.—Project for improvement of the quality of the environment, Delaware Bay, New Jersey and Delaware, for the purpose of oyster restoration.

(7) TIOGA-HAMMOND LAKES, PENNSYLVANIA.—Project for improvement of the quality of the environment, Tioga-Hammond Lakes, Pennsylvania.

#### SEC. 1006. SMALL PROJECTS FOR AQUATIC ECOSYSTEM RESTORATION.

The Secretary shall conduct a study for each of the following projects and, if the Secretary determines that a project is appropriate, may carry out the project under section 206 of the Water Resources Development Act of 1996 (33 U.S.C. 2330):

(1) CYPRESS CREEK, MONTGOMERY, ALABAMA.—Project for aquatic ecosystem restoration, Cypress Creek, Montgomery, Alabama.

(2) BLACK LAKE, ALASKA.—Project for aquatic ecosystem restoration, Black Lake, Alaska, at the head of the Chignik watershed.

(3) ALISO CREEK, CALIFORNIA.—Project for aquatic ecosystem restoration, Aliso Creek, California.

(4) BEN LOMOND DAM, SANTA CRUZ, CALIFORNIA.—Project for aquatic ecosystem restoration, Ben Lomond Dam, Santa Cruz, California.

(5) DOCKWEILER BLUFFS, LOS ANGELES COUNTY, CALIFORNIA.—Project for aquatic ecosystem restoration, Dockweiler Bluffs, Los Angeles County, California.

(6) SALT RIVER, CALIFORNIA.—Project for aquatic ecosystem restoration, Salt River, California.

(7) SANTA ROSA CREEK, SANTA ROSA, CALIFORNIA.—Project for aquatic ecosystem restoration, Santa Rosa Creek in the vicinity of the Prince Memorial Greenway, Santa Rosa, California.

(8) STOCKTON DEEP WATER SHIP CHANNEL AND LOWER SAN JOAQUIN RIVER, CALIFORNIA.—Project for aquatic ecosystem restoration, Stockton Deep Water Ship Channel and lower San Joaquin River, California.

(9) SWEETWATER RESERVOIR, SAN DIEGO COUNTY, CALIFORNIA.—Project for aquatic



ecosystem restoration. Sweetwater Reservoir, San Diego County, California, including efforts to address aquatic nuisance species.

(10) BISCAYNE BAY, FLORIDA.—Project for aquatic ecosystem restoration, Biscayne Bay, Key Biscayne, Florida.

(11) CLAM BAYOU AND DINKINS BAYOU, SANIBEL ISLAND, FLORIDA.—Project for aquatic ecosystem restoration, Clam Bayou and Dinkins Bayou, Sanibel Island, Florida.

(12) CHATTAHOOCHEE FALL LINE, GEORGIA AND ALABAMA.—Project for aquatic ecosystem restoration, Chattahoochee Fall Line, Georgia and Alabama.

(13) LONGWOOD COVE, GAINESVILLE, GEORGIA.—Project for aquatic ecosystem restoration, Longwood Cove, Gainesville, Georgia.

(14) LAKE COUNTY, ILLINOIS.—Project for aquatic ecosystem restoration, Ryerson Forest Preserve Dam, Dam 1A, Dam 1B, and Dam 1C, Lake County, Illinois.

(15) CITY PARK, UNIVERSITY LAKES, LOUISIANA.—Project for aquatic ecosystem restoration, City Park, University Lakes, Louisiana.

(16) MILL POND, LITTLETON, MASSACHUSETTS.—Project for aquatic ecosystem restoration, Mill Pond, Littleton, Massachusetts.

(17) PINE TREE BROOK, MILTON, MASSACHUSETTS.—Project for aquatic ecosystem restoration, Pine Tree Brook, Milton, Massachusetts.

(18) KALAMAZOO RIVER WATERSHED, BATTLE CREEK, MICHIGAN.—Project for aquatic ecosystem restoration, Kalamazoo River watershed, Battle Creek, Michigan.

(19) RUSH LAKE, MINNESOTA.—Project for aquatic ecosystem restoration, Rush Lake, Minnesota.

(20) SOUTH FORK OF THE CROW RIVER, HUTCHINSON, MINNESOTA.—Project for aquatic ecosystem restoration, South Fork of the Crow River, Hutchinson, Minnesota.

(21) ST. LOUIS, MISSOURI.—Project for aquatic ecosystem restoration, St. Louis, Missouri.

(22) TRUCKEE RIVER, RENO, NEVADA.—Project for aquatic ecosystem restoration, Truckee River, Reno, Nevada, including features for fish passage for Washoe County.

(23) GROVER'S MILL POND, NEW JERSEY.—Project for aquatic ecosystem restoration, Grover's Mill Pond, New Jersey.

(24) DUGWAY CREEK, BRATENAH, OHIO.—Project for aquatic ecosystem restoration, Dugway Creek, Bratenahl, Ohio.

(25) JOHNSON CREEK, GRESHAM, OREGON.—Project for aquatic ecosystem restoration, Johnson Creek, Gresham, Oregon.

(26) BEAVER CREEK, BEAVER AND SALEM, PENNSYLVANIA.—Project for aquatic ecosystem restoration, Beaver Creek, Beaver and Salem, Pennsylvania.

(27) CEMENTON DAM, LEHIGH RIVER, PENNSYLVANIA.—Project for aquatic ecosystem restoration, Cementon Dam, Lehigh River, Pennsylvania.

(28) SAUCON CREEK, NORTHAMPTON COUNTY, PENNSYLVANIA.—Project for aquatic ecosystem restoration, Saucon Creek, Northampton County, Pennsylvania.

(29) BLACKSTONE RIVER, RHODE ISLAND.—Project for aquatic ecosystem restoration, Blackstone River, Rhode Island.

(30) WILSON BRANCH, CHERAW, SOUTH CAROLINA.—Project for aquatic ecosystem restoration, Wilson Branch, Cheraw, South Carolina.

(31) WHITE RIVER, BETHEL, VERMONT.—Project for aquatic ecosystem restoration, White River, Bethel, Vermont.

**SEC. 1007. SMALL PROJECTS FOR SHORELINE PROTECTION.**

The Secretary shall conduct a study for each of the following projects and, if the Secretary determines that a project is feasible,

may carry out the project under section 3 of the Act entitled "An Act authorizing Federal participation in the cost of protecting the shores of publicly owned property", approved August 13, 1946 (33 U.S.C. 426g):

(1) NELSON LAGOON, ALASKA.—Project for shoreline protection, Nelson Lagoon, Alaska.

(2) SANIBEL ISLAND, FLORIDA.—Project for shoreline protection, Sanibel Island, Florida.

(3) APR A HARBOR, GUAM.—Project for shoreline protection, Apra Harbor, Guam.

(4) PITI, CABRAS ISLAND, GUAM.—Project for shoreline protection, Piti, Cabras Island, Guam.

(5) NARROWS AND GRAVESEND BAY, UPPER NEW YORK BAY, BROOKLYN, NEW YORK.—Project for shoreline protection in the vicinity of the confluence of the Narrows and Gravesend Bay, Upper New York Bay, Shore Parkway Greenway, Brooklyn, New York.

(6) DELAWARE RIVER, PHILADELPHIA NAVAL SHIPYARD, PENNSYLVANIA.—Project for shoreline protection, Delaware River in the vicinity of the Philadelphia Naval Shipyard, Pennsylvania.

(7) PORT ARANSAS, TEXAS.—Project for shoreline protection, Port Aransas, Texas.

**SEC. 1008. SMALL PROJECTS FOR SNAGGING AND SEDIMENT REMOVAL.**

The Secretary shall conduct a study for the following project and, if the Secretary determines that the project is feasible, the Secretary may carry out the project under section 2 of the Flood Control Act of August 28, 1937 (33 U.S.C. 701g): Project for removal of snags and clearing and straightening of channels for flood control, Kowawese Unique Area and Hudson River, New Windsor, New York.

**TITLE II—GENERAL PROVISIONS**

**SEC. 2001. NON-FEDERAL CONTRIBUTIONS.**

Section 103 of the Water Resources Development Act of 1986 (33 U.S.C. 2213) is amended by adding at the end the following:

"(n) NON-FEDERAL CONTRIBUTIONS.—

"(1) PROHIBITION ON SOLICITATION OF EXCESS CONTRIBUTIONS.—The Secretary may not—

"(A) solicit contributions from non-Federal interests for costs of constructing authorized water resources projects or measures in excess of the non-Federal share assigned to the appropriate project purposes listed in subsections (a), (b), and (c); or

"(B) condition Federal participation in such projects or measures on the receipt of such contributions.

"(2) LIMITATION ON STATUTORY CONSTRUCTION.—Nothing in this subsection shall be construed to affect the Secretary's authority under section 903(c)."

**SEC. 2002. HARBOR COST SHARING.**

(a) PAYMENTS DURING CONSTRUCTION.—Section 101(a)(1) of the Water Resources Development Act of 1986 (33 U.S.C. 2211(a)(1); 100 Stat. 4082) is amended in each of subparagraphs (B) and (C) by striking "45 feet" and inserting "53 feet".

(b) OPERATION AND MAINTENANCE.—Section 101(b)(1) of such Act (33 U.S.C. 2211(b)(1)) is amended by striking "45 feet" and inserting "53 feet".

(c) DEFINITIONS.—Section 214 of such Act (33 U.S.C. 2241; 100 Stat. 4108) is amended in each of paragraphs (1) and (3) by striking "45 feet" and inserting "53 feet".

(d) APPLICABILITY.—The amendments made by subsections (a), (b), and (c) shall apply only to a project, or separable element of a project, on which a contract for physical construction has not been awarded before October 1, 2003.

(e) REVISION OF PARTNERSHIP AGREEMENT.—The Secretary shall revise any partnership agreement entered into after October 1, 2003, for any project to which the amendments made by subsections (a), (b), and (c) apply to take into account the change in non-Federal participation in the project as a result of such amendments.

**SEC. 2003. FUNDING TO PROCESS PERMITS.**

Section 214(c) of the Water Resources Development Act of 2000 (33 U.S.C. 2201 note; 114 Stat. 2594; 117 Stat. 1836; 119 Stat. 2169; 120 Stat. 318; 120 Stat. 3197) is amended by striking "2008" and inserting "2010".

**SEC. 2004. NATIONAL SHORELINE EROSION CONTROL DEVELOPMENT AND DEMONSTRATION PROGRAM.**

(a) EXTENSION OF PROGRAM.—Section 5(a) of the Act entitled "An Act authorizing Federal participation in the cost of protecting the shores of publicly owned property", approved August 13, 1946 (33 U.S.C. 426h(a)), is amended by striking "7 years" and inserting "10 years".

(b) EXTENSION OF PLANNING, DESIGN, AND CONSTRUCTION PHASE.—Section 5(b)(1)(A) of such Act (33 U.S.C. 426h(b)(1)(A)) is amended by striking "3 years" and inserting "6 years".

(c) COST SHARING; REMOVAL OF PROJECTS.—Section 5(b) of such Act (33 U.S.C. 426h(b)) is amended—

(1) by redesignating paragraphs (3) and (4) as paragraphs (5) and (6), respectively; and

(2) by inserting after paragraph (2) the following:

"(3) COST SHARING.—The Secretary may enter into a cost sharing agreement with a non-Federal interest to carry out a project, or a phase of a project, under the erosion control program in cooperation with the non-Federal interest.

"(4) REMOVAL OF PROJECTS.—The Secretary may pay all or a portion of the costs of removing a project, or an element of a project, constructed under the erosion control program if the Secretary determines during the term of the program that the project or element is detrimental to the environment, private property, or public safety."

(d) AUTHORIZATION OF APPROPRIATIONS.—Section 5(e)(2) of such Act (33 U.S.C. 426h(e)(2)) is amended by striking "\$25,000,000" and inserting "\$31,000,000".

**SEC. 2005. SMALL SHORE AND BEACH RESTORATION AND PROTECTION PROJECTS.**

Section 3 of the Act entitled "An Act authorizing Federal participation in the cost of protecting the shores of publicly owned property", approved August 13, 1946 (33 U.S.C. 426g), is amended by striking "\$3,000,000" and inserting "\$5,000,000".

**SEC. 2006. AQUATIC ECOSYSTEM RESTORATION.**

Section 206(e) of the Water Resources Development Act of 1996 (33 U.S.C. 2330) is amended by striking "\$25,000,000" and inserting "\$40,000,000".

**SEC. 2007. SMALL FLOOD DAMAGE REDUCTION PROJECTS.**

Section 205 of the Flood Control Act of 1948 (33 U.S.C. 701s) is amended by striking "\$50,000,000" and inserting "\$60,000,000".

**SEC. 2008. MODIFICATION OF PROJECTS FOR IMPROVEMENT OF THE QUALITY OF THE ENVIRONMENT.**

Section 1135(h) of the Water Resources Development Act of 1986 (33 U.S.C. 2309a(h)) is amended by striking "\$25,000,000" and inserting "\$30,000,000".

**SEC. 2009. WRITTEN AGREEMENT FOR WATER RESOURCES PROJECTS.**

(a) IN GENERAL.—Section 221 of the Flood Control Act of 1970 (42 U.S.C. 1962d-5b) is amended—

(1) by striking "SEC. 221" and inserting the following:

**"SEC. 221. WRITTEN AGREEMENT REQUIREMENT FOR WATER RESOURCES PROJECTS.;"**

(2) by striking subsection (a) and inserting the following:

"(a) COOPERATION OF NON-FEDERAL INTEREST.—

"(1) IN GENERAL.—After December 31, 1970, the construction of any water resources project, or an acceptable separable element

thereof, by the Secretary of the Army, acting through the Chief of Engineers, or by a non-Federal interest where such interest will be reimbursed for such construction under any provision of law, shall not be commenced until each non-Federal interest has entered into a written partnership agreement with the Secretary (or, where appropriate, the district engineer for the district in which the project will be carried out) under which each party agrees to carry out its responsibilities and requirements for implementation or construction of the project or the appropriate element of the project, as the case may be; except that no such agreement shall be required if the Secretary determines that the administrative costs associated with negotiating, executing, or administering the agreement would exceed the amount of the contribution required from the non-Federal interest and are less than \$25,000.

“(2) LIQUIDATED DAMAGES.—A partnership agreement described in paragraph (1) may include a provision for liquidated damages in the event of a failure of one or more parties to perform.

“(3) OBLIGATION OF FUTURE APPROPRIATIONS.—In any partnership agreement described in paragraph (1) and entered into by a State, or a body politic of the State which derives its powers from the State constitution, or a governmental entity created by the State legislature, the agreement may reflect that it does not obligate future appropriations for such performance and payment when obligating future appropriations would be inconsistent with constitutional or statutory limitations of the State or a political subdivision of the State.

“(4) CREDIT FOR IN-KIND CONTRIBUTIONS.—

“(A) IN GENERAL.—A partnership agreement described in paragraph (1) may provide with respect to a project that the Secretary shall credit toward the non-Federal share of the cost of the project, including a project implemented without specific authorization in law, the value of in-kind contributions made by the non-Federal interest, including—

“(i) the costs of planning (including data collection), design, management, mitigation, construction, and construction services that are provided by the non-Federal interest for implementation of the project;

“(ii) the value of materials or services provided before execution of the partnership agreement, including efforts on constructed elements incorporated into the project; and

“(iii) the value of materials and services provided after execution of the partnership agreement.

“(B) CONDITION.—The Secretary shall credit an in-kind contribution under subparagraph (A) if the Secretary determines that the material or service provided as an in-kind contribution is integral to the project.

“(C) WORK PERFORMED BEFORE PARTNERSHIP AGREEMENT.—In any case in which the non-Federal interest is to receive credit under subparagraph (A)(ii) for the cost of work carried out by the non-Federal interest and such work has not been carried out as of the date of enactment of this subparagraph, the Secretary and the non-Federal interest shall enter into an agreement under which the non-Federal interest shall carry out such work, and only work carried out following the execution of the agreement shall be eligible for credit.

“(D) LIMITATIONS.—Credit authorized under this paragraph for a project—

“(i) shall not exceed the non-Federal share of the cost of the project;

“(ii) shall not alter any other requirement that a non-Federal interest provide lands, easements or rights-of-way, or areas for disposal of dredged material for the project;

“(iii) shall not alter any requirement that a non-Federal interest pay a portion of the costs of construction of the project under sections 101 and 103 of the Water Resources Development Act of 1986 (33 U.S.C. 2211; 33 U.S.C. 2213); and

“(iv) shall not exceed the actual and reasonable costs of the materials, services, or other things provided by the non-Federal interest, as determined by the Secretary.

“(E) APPLICABILITY.—

“(i) IN GENERAL.—This paragraph shall apply to water resources projects authorized after November 16, 1986, including projects initiated after November 16, 1986, without specific authorization in law.

“(ii) LIMITATION.—In any case in which a specific provision of law provides for a non-Federal interest to receive credit toward the non-Federal share of the cost of a study for, or construction or operation and maintenance of, a water resources project, the specific provision of law shall apply instead of this paragraph.”

(b) NON-FEDERAL INTEREST.—Section 221(b) of such Act is amended to read as follows:

“(b) DEFINITION OF NON-FEDERAL INTEREST.—The term ‘non-Federal interest’ means a legally constituted public body (including a federally recognized Indian tribe), and a nonprofit entity with the consent of the affected local government, that has full authority and capability to perform the terms of its agreement and to pay damages, if necessary, in the event of failure to perform.”

(c) PROGRAM ADMINISTRATION.—Section 221 of such Act is further amended—

(1) by redesignating subsection (e) as subsection (h); and

(2) by inserting after subsection (d) the following:

“(e) DELEGATION OF AUTHORITY.—Not later than September 30, 2008, the Secretary shall issue policies and guidelines for partnership agreements that delegate to the district engineers, at a minimum—

“(1) the authority to approve any policy in a partnership agreement that has appeared in an agreement previously approved by the Secretary;

“(2) the authority to approve any policy in a partnership agreement the specific terms of which are dictated by law or by a final feasibility study, final environmental impact statement, or other final decision document for a water resources project;

“(3) the authority to approve any partnership agreement that complies with the policies and guidelines issued by the Secretary; and

“(4) the authority to sign any partnership agreement for any water resources project unless, within 30 days of the date of authorization of the project, the Secretary notifies the district engineer in which the project will be carried out that the Secretary wishes to retain the prerogative to sign the partnership agreement for that project.

“(f) REPORT TO CONGRESS.—Not later than 2 years after the date of enactment of this subsection, and every year thereafter, the Secretary shall submit to Congress a report detailing the following:

“(1) The number of partnership agreements signed by district engineers and the number of partnership agreements signed by the Secretary.

“(2) For any partnership agreement signed by the Secretary, an explanation of why delegation to the district engineer was not appropriate.

“(g) PUBLIC AVAILABILITY.—Not later than 120 days after the date of enactment of this subsection, the Chief of Engineers shall—

“(1) ensure that each district engineer has made available to the public, including on the Internet, all partnership agreements entered into under this section within the preceding 10 years and all partnership agree-

ments for water resources projects currently being carried out in that district; and

“(2) make each partnership agreement entered into after such date of enactment available to the public, including on the Internet, not later than 7 days after the date on which such agreement is entered into.”

(d) LOCAL COOPERATION.—Section 912(b) of the Water Resources Development Act of 1986 (101 Stat. 4190) is amended—

(1) in paragraph (2)—

(A) by striking “shall” the first place it appears and inserting “may”; and

(B) by striking the last sentence; and

(2) in paragraph (4)—

(A) by inserting after “injunction, for” the following: “payment of damages or, for”;

(B) by striking “to collect a civil penalty imposed under this section.”; and

(C) by striking “any civil penalty imposed under this section,” and inserting “any damages.”

(e) APPLICABILITY.—The amendments made by subsections (a), (b), and (d) only apply to partnership agreements entered into after the date of enactment of this Act; except that, at the request of a non-Federal interest for a project, the district engineer for the district in which the project is located may amend a project partnership agreement entered into on or before such date and under which construction on the project has not been initiated as of such date of enactment for the purpose of incorporating such amendments.

(f) PARTNERSHIP AND COOPERATIVE ARRANGEMENTS; REFERENCES.—

(1) IN GENERAL.—A goal of agreements entered into under section 221 of the Flood Control Act of 1970 (42 U.S.C. 1962d-5b) shall be to further partnership and cooperative arrangements, and the agreements shall be referred to as “partnership agreements”.

(2) REFERENCES TO COOPERATION AGREEMENTS.—Any reference in a law, regulation, document, or other paper of the United States to a “cooperation agreement” or “project cooperation agreement” shall be deemed to be a reference to a “partnership agreement” or a “project partnership agreement”, respectively.

(3) REFERENCES TO PARTNERSHIP AGREEMENTS.—Any reference to a “partnership agreement” or “project partnership agreement” in this Act (other than this section) shall be deemed to be a reference to a “cooperation agreement” or a “project cooperation agreement”, respectively.

**SEC. 2010. ASSISTANCE FOR REMEDIATION, RESTORATION, AND REUSE.**

(a) IN GENERAL.—The Secretary may provide to State and local governments assessment, planning, and design assistance for remediation, environmental restoration, or reuse of areas located within the boundaries of such State or local governments where such remediation, environmental restoration, or reuse will contribute to the improvement of water quality or the conservation of water and related resources of drainage basins and watersheds within the United States.

(b) NON-FEDERAL SHARE.—The non-Federal share of the cost of assistance provided under subsection (a) shall be 50 percent.

(c) AUTHORIZATION OF APPROPRIATIONS.—There is authorized to be appropriated to carry out this section \$30,000,000 for each of fiscal years 2008 through 2012.

**SEC. 2011. COMPILATION OF LAWS.**

(a) COMPILATION OF LAWS ENACTED AFTER NOVEMBER 8, 1966.—Not later than one year after the date of enactment of this Act, the Secretary and the Chief of Engineers shall prepare a compilation of the laws of the United States relating to the improvement of rivers and harbors, flood damage reduction, beach and shoreline erosion, hurricane

and storm damage reduction, ecosystem and environmental restoration, and other water resources development enacted after November 8, 1966, and before January 1, 2008, and have such compilation printed for the use of the Department of the Army, Congress, and the general public.

(b) REPRINT OF LAWS ENACTED BEFORE NOVEMBER 8, 1966.—The Secretary shall have the volumes containing the laws referred to in subsection (a) enacted before November 8, 1966, reprinted.

(c) INDEX.—The Secretary shall include an index in each volume compiled, and each volume reprinted, pursuant to this section.

(d) CONGRESSIONAL COPIES.—Not later than December 1, 2008, the Secretary shall transmit at least 25 copies of each volume compiled, and of each volume reprinted, pursuant to this section to each of the Committee on Transportation and Infrastructure of the House of Representatives and the Committee on Environment and Public Works of the Senate.

(e) AVAILABILITY.—The Secretary shall ensure that each volume compiled, and each volume reprinted, pursuant to this section are available through electronic means, including the Internet.

**SEC. 2012. DREDGED MATERIAL DISPOSAL.**

Section 217 of the Water Resources Development Act of 1996 (33 U.S.C. 2326a) is amended—

(1) by redesignating subsection (c) as subsection (d);

(2) by inserting after subsection (b) the following:

“(C) DREDGED MATERIAL FACILITY.—

“(1) IN GENERAL.—The Secretary may enter into a partnership agreement under section 221 of the Flood Control Act of 1970 (42 U.S.C. 1962d-5b) with one or more non-Federal interests with respect to a water resources project, or group of water resources projects within a geographic region, if appropriate, for the acquisition, design, construction, management, or operation of a dredged material processing, treatment, contaminant reduction, or disposal facility (including any facility used to demonstrate potential beneficial uses of dredged material, which may include effective sediment contaminant reduction technologies) using funds provided in whole or in part by the Federal Government.

“(2) PERFORMANCE.—One or more of the parties to a partnership agreement under this subsection may perform the acquisition, design, construction, management, or operation of a dredged material processing, treatment, contaminant reduction, or disposal facility.

“(3) MULTIPLE PROJECTS.—If a facility to which this subsection applies serves to manage dredged material from multiple water resources projects located in the geographic region of the facility, the Secretary may combine portions of such projects with appropriate combined costsharing between the various projects in a partnership agreement for the facility under this subsection.

“(4) SPECIFIED FEDERAL FUNDING SOURCES AND COST SHARING.—

“(A) SPECIFIED FEDERAL FUNDING.—A partnership agreement with respect to a facility under this subsection shall specify—

“(i) the Federal funding sources and combined cost-sharing when applicable to multiple water resources projects; and

“(ii) the responsibilities and risks of each of the parties relating to present and future dredged material managed by the facility.

“(B) MANAGEMENT OF SEDIMENTS.—

“(i) IN GENERAL.—A partnership agreement under this subsection may include the management of sediments from the maintenance dredging of Federal water resources projects that do not have partnership agreements.

“(ii) PAYMENTS.—A partnership agreement under this subsection may allow the non-

Federal interest to receive reimbursable payments from the Federal Government for commitments made by the non-Federal interest for disposal or placement capacity at dredged material processing, treatment, contaminant reduction, or disposal facilities.

“(C) CREDIT.—A partnership agreement under this subsection may allow costs incurred by the non-Federal interest before execution of the partnership agreement to be credited in accordance with section 221(a)(4) of the Flood Control Act of 1970 (42 U.S.C. 1962d-5b(a)(4)).

“(5) CREDIT.—

“(A) EFFECT ON EXISTING AGREEMENTS.—Nothing in this subsection supersedes or modifies an agreement in effect on the date of enactment of this paragraph between the Federal Government and any non-Federal interest for the cost-sharing, construction, and operation and maintenance of a water resources project.

“(B) CREDIT FOR FUNDS.—Subject to the approval of the Secretary and in accordance with law (including regulations and policies) in effect on the date of enactment of this paragraph, a non-Federal interest for a water resources project may receive credit for funds provided for the acquisition, design, construction, management, or operation of a dredged material processing, treatment, contaminant reduction, or disposal facility to the extent the facility is used to manage dredged material from the project.

“(C) NON-FEDERAL INTEREST RESPONSIBILITIES.—A non-Federal interest entering into a partnership agreement under this subsection for a facility shall—

“(i) be responsible for providing all necessary lands, easements, rights-of-way, and relocations associated with the facility; and

“(ii) receive credit toward the non-Federal share of the cost of the project with respect to which the agreement is being entered into for those items.”; and

(3) in paragraphs (1) and (2)(A) of subsection (d) (as redesignated by paragraph (1))—

(A) by inserting “and maintenance” after “operation” each place it appears; and

(B) by inserting “processing, treatment, contaminant reduction, or” after “dredged material” the first place it appears in each of those paragraphs.

**SEC. 2013. WETLANDS MITIGATION.**

In carrying out a water resources project that involves wetlands mitigation and that has impacts that occur within the same watershed of a mitigation bank, the Secretary, to the maximum extent practicable and where appropriate, shall first consider the use of the mitigation bank if the bank contains sufficient available credits to offset the impact and the bank is approved in accordance with the Federal Guidance for the Establishment, Use and Operation of Mitigation Banks (60 Fed. Reg. 58605) or other applicable Federal law (including regulations).

**SEC. 2014. MITIGATION FOR FISH AND WILDLIFE LOSSES.**

(a) MITIGATION PLAN CONTENTS.—Section 906(d) of the Water Resources Development Act of 1986 (33 U.S.C. 2283(d)) is amended by adding at the end the following:

“(3) CONTENTS.—A mitigation plan shall include—

“(A) a description of the physical action to be undertaken to achieve the mitigation objectives within the watershed in which such losses occur and, in any case in which mitigation must take place outside the watershed, a justification detailing the rationale for undertaking the mitigation outside of the watershed;

“(B) a description of the lands or interests in lands to be acquired for mitigation and the basis for a determination that such lands are available for acquisition;

“(C) the type, amount, and characteristics of the habitat being restored;

“(D) success criteria for mitigation based on replacement of lost functions and values of the habitat, including hydrologic and vegetative characteristics; and

“(E) a plan for any necessary monitoring to determine the success of the mitigation, including the cost and duration of any monitoring and, to the extent practicable, the entities responsible for any monitoring.

“(4) RESPONSIBILITY FOR MONITORING.—In any case in which it is not practicable to identify in a mitigation plan for a water resources project, the entity responsible for monitoring at the time of a final report of the Chief of Engineers or other final decision document for the project, such entity shall be identified in the partnership agreement entered into with the non-Federal interest.”.

(b) STATUS REPORT.—

(1) IN GENERAL.—Concurrent with the President’s submission to Congress of the President’s request for appropriations for the Civil Works Program for a fiscal year, the Secretary shall submit to the Committee on Transportation and Infrastructure of the House of Representatives and the Committee on Environment and Public Works of the Senate a report on the status of construction of projects that require mitigation under section 906 of the Water Resources Development Act of 1986 (33 U.S.C. 2283; 100 Stat. 4186) and the status of such mitigation.

(2) PROJECTS INCLUDED.—The status report shall include the status of all projects that are under construction, all projects for which the President requests funding for the next fiscal year, and all projects that have completed construction, but have not completed the mitigation required under section 906 of the Water Resources Development Act of 1986.

**SEC. 2015. REMOTE AND SUBSISTENCE HARBORS.**

(a) IN GENERAL.—In conducting a study of harbor and navigation improvements, the Secretary may recommend a project without the need to demonstrate that the project is justified solely by national economic development benefits if the Secretary determines that—

(1)(A) the community to be served by the project is at least 70 miles from the nearest surface accessible commercial port and has no direct rail or highway link to another community served by a surface accessible port or harbor; or

(B) the project would be located in the Commonwealth of Puerto Rico, Guam, the State of Hawaii, the Commonwealth of the Northern Mariana Islands, the United States Virgin Islands, or American Samoa;

(2) the harbor is economically critical such that over 80 percent of the goods transported through the harbor would be consumed within the community served by the harbor and navigation improvement; and

(3) the long-term viability of the community would be threatened without the harbor and navigation improvement.

(b) JUSTIFICATION.—In considering whether to recommend a project under subsection (a), the Secretary shall consider the benefits of the project to—

(1) public health and safety of the local community, including access to facilities designed to protect public health and safety;

(2) access to natural resources for subsistence purposes;

(3) local and regional economic opportunities;

(4) welfare of the local population; and

(5) social and cultural value to the community.

**SEC. 2016. BENEFICIAL USES OF DREDGED MATERIAL.**

(a) IN GENERAL.—Section 204 of the Water Resources Development Act of 1992 (33 U.S.C.

2326) is amended by striking subsections (c) through (g) and inserting the following:

“(c) **IN GENERAL.**—The Secretary may carry out projects to transport and place sediment obtained in connection with the construction, operation, or maintenance of an authorized water resources project at locations selected by a non-Federal entity for use in the construction, repair, or rehabilitation of projects determined by the Secretary to be in the public interest and associated with navigation, flood damage reduction, hydroelectric power, municipal and industrial water supply, agricultural water supply, recreation, hurricane and storm damage reduction, aquatic plant control, and environmental protection and restoration.

“(d) **COOPERATIVE AGREEMENT.**—Any project undertaken pursuant to this section shall be initiated only after non-Federal interests have entered into an agreement with the Secretary in which the non-Federal interests agree to pay the non-Federal share of the cost of construction of the project and 100 percent of the cost of operation, maintenance, replacement, and rehabilitation of the project in accordance with section 103 of the Water Resources Development Act of 1986 (33 U.S.C. 2213).

“(e) **SPECIAL RULE.**—Construction of a project under subsection (a) for one or more of the purposes of protection, restoration, or creation of aquatic and ecologically related habitat, the cost of which does not exceed \$750,000 and which will be located in a disadvantaged community as determined by the Secretary, may be carried out at Federal expense.

“(f) **DETERMINATION OF CONSTRUCTION COSTS.**—Costs associated with construction of a project under this section shall be limited solely to construction costs that are in excess of those costs necessary to carry out the dredging for construction, operation, or maintenance of the authorized water resources project in the most cost-effective way, consistent with economic, engineering, and environmental criteria.

“(g) **SELECTION OF SEDIMENT DISPOSAL METHOD.**—In developing and carrying out a water resources project involving the disposal of sediment, the Secretary may select, with the consent of the non-Federal interest, a disposal method that is not the least cost option if the Secretary determines that the incremental costs of such disposal method are reasonable in relation to the environmental benefits, including the benefits to the aquatic environment to be derived from the creation of wetlands and control of shoreline erosion. The Federal share of such incremental costs shall be determined in accordance with subsections (d) and (f).

“(h) **NONPROFIT ENTITIES.**—Notwithstanding section 221 of the Flood Control Act of 1970 (42 U.S.C. 1962d-5b), for any project carried out under this section, a non-Federal interest may include a nonprofit entity, with the consent of the affected local government.

“(i) **AUTHORIZATION OF APPROPRIATIONS.**—There is authorized to be appropriated \$30,000,000 annually for projects under this section of which not more than \$3,000,000 annually may be used for construction of projects described in subsection (e). Such sums shall remain available until expended.

“(j) **REGIONAL SEDIMENT MANAGEMENT PLANNING.**—In consultation with appropriate State and Federal agencies, the Secretary may develop, at Federal expense, plans for regional management of sediment obtained in conjunction with the construction, operation, or maintenance of water resources projects, including potential beneficial uses of sediment for construction, repair, or rehabilitation of public projects for navigation, flood damage reduction, hydroelectric power, municipal and industrial water supply, agricultural water supply, recreation, hurricane

and storm damage reduction, aquatic plant control, and environmental protection and restoration.

“(k) **USE OF FUNDS.**—

“(1) **NON-FEDERAL INTEREST.**—The non-Federal interest for a project described in this section may use, and the Secretary shall accept, funds provided under any other Federal program, to satisfy, in whole or in part, the non-Federal share of the cost of such project if such funds are authorized to be used to carry out such project.

“(2) **OTHER FEDERAL AGENCIES.**—The non-Federal share of the cost of construction of a project under this section may be met through contributions from a Federal agency made directly to the Secretary, with the consent of the affected local government, if such funds are authorized to be used to carry out such project. Before initiating a project to which this paragraph applies, the Secretary shall enter into an agreement with a non-Federal interest in which the non-Federal interest agrees to pay 100 percent of the cost of operation, maintenance, replacement, and rehabilitation of the project.”.

(b) **REPEAL.**—

(1) **IN GENERAL.**—Section 145 of the Water Resources Development Act of 1976 (33 U.S.C. 426j) is repealed.

(2) **HOLD HARMLESS.**—The repeal made by paragraph (1) shall not affect the authority of the Secretary to complete any project being carried out under such section 145 on the day before the date of enactment of this Act.

(c) **PRIORITY AREAS.**—In carrying out section 204 of the Water Resources Development Act of 1992 (33 U.S.C. 2326), the Secretary shall give priority to the following:

- (1) A project at Little Rock Slackwater Harbor, Arkansas.
- (2) A project at Egmont Key, Florida.
- (3) A project in the vicinity of Calcasieu Ship Channel, Louisiana.
- (4) A project in the vicinity of the Smith Point Park Pavilion and the TWA Flight 800 Memorial, Brookhaven, New York.
- (5) A project in the vicinity of Morehead City, North Carolina.
- (6) A project in the vicinity of Galveston Bay, Texas.
- (7) A project at Benson Beach, Washington.

**SEC. 2017. COST-SHARING PROVISIONS FOR CERTAIN AREAS.**

Section 1156 of the Water Resources Development Act of 1986 (33 U.S.C. 2310; 100 Stat. 4256) is amended to read as follows:

**“SEC. 1156. COST-SHARING PROVISIONS FOR CERTAIN AREAS.**

“The Secretary shall waive local cost-sharing requirements up to \$500,000 for all studies and projects—

“(1) in the Commonwealth of Puerto Rico, American Samoa, Guam, the Commonwealth of the Northern Mariana Islands, and the United States Virgin Islands;

“(2) in Indian country (as defined in section 1151 of title 18, United States Code, and including lands that are within the jurisdictional area of an Oklahoma Indian tribe, as determined by the Secretary of the Interior, and are recognized by the Secretary of the Interior as eligible for trust land status under part 151 of title 25, Code of Federal Regulations); or

“(3) on land in the State of Alaska owned by an Alaska Native Regional Corporation or an Alaska Native Village Corporation (as those terms are defined in the Alaska Native Claims Settlement Act (43 U.S.C. 1601 et seq.)) or the Metlakatla Indian community.”.

**SEC. 2018. USE OF OTHER FEDERAL FUNDS.**

The non-Federal interest for a water resources study or project may use, and the Secretary shall accept, funds provided by a Federal agency under any other Federal pro-

gram, to satisfy, in whole or in part, the non-Federal share of the cost of the study or project if such funds are authorized to be used to carry out the study or project.

**SEC. 2019. REVISION OF PROJECT PARTNERSHIP AGREEMENT.**

Upon authorization by law of an increase in the maximum amount of Federal funds that may be allocated for a water resources project or an increase in the total cost of a water resources project authorized to be carried out by the Secretary, the Secretary shall revise the partnership agreement for the project to take into account the change in Federal participation in the project.

**SEC. 2020. COST SHARING.**

An increase in the maximum amount of Federal funds that may be allocated for a water resources project, or an increase in the total cost of a water resources project, authorized to be carried out by the Secretary shall not affect any cost-sharing requirement applicable to the project.

**SEC. 2021. EXPEDITED ACTIONS FOR EMERGENCY FLOOD DAMAGE REDUCTION.**

The Secretary shall expedite any authorized planning, design, and construction of any project for flood damage reduction for an area that, within the preceding 5 years, has been subject to flooding that resulted in the loss of life and caused damage of sufficient severity and magnitude to warrant a declaration of a major disaster by the President under the Robert T. Stafford Disaster Relief and Emergency Assistance Act (42 U.S.C. 5121 et seq.).

**SEC. 2022. WATERSHED AND RIVER BASIN ASSESSMENTS.**

(a) **IN GENERAL.**—Section 729 of the Water Resources Development Act of 1986 (33 U.S.C. 2267a; 114 Stat. 2587-2588; 100 Stat. 4164) is amended—

- (1) in subsection (d)—
- (A) by striking “and” at the end of paragraph (4);
- (B) by striking the period at the end of paragraph (5) and inserting “;”; and
- (C) by adding at the end the following:
  - “(6) Tuscarawas River Basin, Ohio;
  - “(7) Sauk River Basin, Snohomish and Skagit Counties, Washington;
  - “(8) Niagara River Basin, New York;
  - “(9) Genesee River Basin, New York; and
  - “(10) White River Basin, Arkansas and Missouri.”;

(2) by striking paragraph (1) of subsection (f) and inserting the following:

“(1) **NON-FEDERAL SHARE.**—The non-Federal share of the costs of an assessment carried out under this section on or after December 11, 2000, shall be 25 percent.”; and

(3) by striking subsection (g).

(b) **REVISION OF PARTNERSHIP AGREEMENT.**—The Secretary shall revise the partnership agreement for any assessment being carried out under such section 729 to take into account the change in non-Federal participation in the assessment as a result of the amendments made by subsection (a).

**SEC. 2023. TRIBAL PARTNERSHIP PROGRAM.**

(a) **SCOPE.**—Section 203(b)(1)(B) of the Water Resources Development Act of 2000 (33 U.S.C. 2269(b)(1)(B); 114 Stat. 2589) is amended by inserting after “Code” the following: “, and including lands that are within the jurisdictional area of an Oklahoma Indian tribe, as determined by the Secretary of the Interior, and are recognized by the Secretary of the Interior as eligible for trust land status under part 151 of title 25, Code of Federal Regulations”.

(b) **AUTHORIZATION OF APPROPRIATIONS.**—Section 203(e) of such Act is amended by striking “2006” and inserting “2012”.

**SEC. 2024. WILDFIRE FIREFIGHTING.**

Section 309 of Public Law 102-154 (42 U.S.C. 1856a-1; 105 Stat. 1034) is amended by inserting “the Secretary of the Army,” after “the Secretary of Energy,”.

**SEC. 2025. TECHNICAL ASSISTANCE.**

Section 22 of the Water Resources Development Act of 1974 (42 U.S.C. 1962d-16) is amended—

(1) in subsection (a) by striking “(a) The Secretary” and inserting the following:

“(a) FEDERAL STATE COOPERATION.—

“(1) COMPREHENSIVE PLANS.—The Secretary”;

(2) by inserting after the last sentence in subsection (a) the following:

“(2) TECHNICAL ASSISTANCE.—

“(A) IN GENERAL.—At the request of a governmental agency or non-Federal interest, the Secretary may provide, at Federal expense, technical assistance to such agency or non-Federal interest in managing water resources.

“(B) TYPES OF ASSISTANCE.—Technical assistance under this paragraph may include provision and integration of hydrologic, economic, and environmental data and analyses.”;

(3) in subsection (b)(1) by striking “this section” each place it appears and inserting “subsection (a)(1)”;

(4) in subsection (b)(3) by striking “Up to ½ of the” and inserting “The”;

(5) in subsection (c) by striking “(c) There is” and inserting the following:

“(c) AUTHORIZATION OF APPROPRIATIONS.—

“(1) FEDERAL AND STATE COOPERATION.—There is”;

(6) in subsection (c)(1) (as designated by paragraph (5))—

(A) by striking “the provisions of this section” and inserting “subsection (a)(1)”;

(B) by striking “\$500,000” and inserting “\$1,000,000”;

(7) by inserting at the end of subsection (c) the following:

“(2) TECHNICAL ASSISTANCE.—There is authorized to be appropriated \$5,000,000 annually to carry out subsection (a)(2), of which not more than \$2,000,000 annually may be used by the Secretary to enter into cooperative agreements with nonprofit organizations to provide assistance to rural and small communities.”;

(8) by redesignating subsection (d) as subsection (e); and

(9) by inserting after subsection (c) the following:

“(d) ANNUAL SUBMISSION OF PROPOSED ACTIVITIES.—Concurrent with the President’s submission to Congress of the President’s request for appropriations for the Civil Works Program for a fiscal year, the Secretary shall submit to the Committee on Transportation and Infrastructure of the House of Representatives and the Committee on Environment and Public Works of the Senate a report describing the individual activities proposed for funding under subsection (a)(1) for that fiscal year.”.

**SEC. 2026. LAKES PROGRAM.**

Section 602(a) of the Water Resources Development Act of 1986 (100 Stat. 4148; 110 Stat. 3758; 113 Stat. 295) is amended—

(1) by striking “and” at end of paragraph (18);

(2) by striking the period at the end of paragraph (19) and inserting a semicolon; and

(3) by adding at the end the following:

“(20) Kinkaid Lake, Jackson County, Illinois, removal of silt and aquatic growth and measures to address excessive sedimentation;

“(21) McCarter Pond, Borough of Fairhaven, New Jersey, removal of silt and measures to address water quality;

“(22) Rogers Pond, Franklin Township, New Jersey, removal of silt and restoration of structural integrity;

“(23) Greenwood Lake, New York and New Jersey, removal of silt and aquatic growth;

“(24) Lake Rodgers, Creedmoor, North Carolina, removal of silt and excessive nutri-

ents and restoration of structural integrity; and

“(25) Lake Luxembourg, Pennsylvania.”.

**SEC. 2027. COORDINATION AND SCHEDULING OF FEDERAL, STATE, AND LOCAL ACTIONS.**

(a) NOTICE OF INTENT.—Upon request of the non-Federal interest in the form of a written notice of intent to construct or modify a non-Federal water supply, wastewater infrastructure, flood damage reduction, storm damage reduction, ecosystem restoration, or navigation project that requires the approval of the Secretary, the Secretary shall initiate, subject to subsection (g)(1), procedures to establish a schedule for consolidating Federal, State, and local agency and Indian tribe environmental assessments, project reviews, and issuance of all permits for the construction or modification of the project. The non-Federal interest shall submit to the Secretary, with the notice of intent, studies and documentation, including environmental reviews, that may be required by Federal law for decisionmaking on the proposed project. All States and Indian tribes having jurisdiction over the proposed project shall be invited by the Secretary, but shall not be required, to participate in carrying out this section with respect to the project.

(b) PROCEDURAL REQUIREMENTS.—Within 15 days after receipt of notice under subsection (a), the Secretary shall publish such notice in the Federal Register. The Secretary also shall provide written notification of the receipt of a notice under subsection (a) to all State and local agencies and Indian tribes that may be required to issue permits for the construction of the project or related activities. The Secretary shall solicit the cooperation of those agencies and request their entry into a memorandum of agreement described in subsection (c) with respect to the project. Within 30 days after publication of the notice in the Federal Register, State and local agencies and Indian tribes that intend to enter into the memorandum of agreement with respect to the project shall notify the Secretary of their intent in writing.

(c) SCHEDULING AGREEMENT.—Within 90 days after the date of receipt of notice under subsection (a) with respect to a project, the Secretary of the Interior, the Secretary of Commerce, and the Administrator of the Environmental Protection Agency, as necessary, and any State or local agencies that have notified the Secretary under subsection (b) shall enter into an agreement with the Secretary establishing a schedule of decisionmaking for approval of the project and permits associated with the project and with related activities.

(d) CONTENTS OF AGREEMENT.—An agreement entered into under subsection (c) with respect to a project, to the extent practicable, shall consolidate hearing and comment periods, procedures for data collection and report preparation, and the environmental review and permitting processes associated with the project and related activities. The agreement shall detail, to the extent possible, the non-Federal interest’s responsibilities for data development and information that may be necessary to process each permit required for the project, including a schedule when the information and data will be provided to the appropriate Federal, State, or local agency or Indian tribe.

(e) REVISION OF AGREEMENT.—The Secretary may revise an agreement entered into under subsection (c) with respect to a project once to extend the schedule to allow the non-Federal interest the minimum amount of additional time necessary to revise its original application to meet the objections of a Federal, State, or local agency or Indian tribe that is a party to the agreement.

(f) FINAL DECISION.—Not later than the final day of a schedule established by an

agreement entered into under subsection (c) with respect to a project, the Secretary shall notify the non-Federal interest of the final decision on the project and whether the permit or permits have been issued.

(g) COSTS OF COORDINATION.—The costs incurred by the Secretary to establish and carry out a schedule to consolidate Federal, State, and local agency and Indian tribe environmental assessments, project reviews, and permit issuance for a project under this section shall be paid by the non-Federal interest.

(h) REPORT ON TIMESAVINGS METHODS.—Not later than 3 years after the date of enactment of this section, the Secretary shall prepare and transmit to Congress a report estimating the time required for the issuance of all Federal, State, local, and tribal permits for the construction of non-Federal projects for water supply, wastewater infrastructure, flood damage reduction, storm damage reduction, ecosystem restoration, and navigation. The Secretary shall include in that report recommendations for further reducing the amount of time required for the issuance of those permits, including any proposed changes in existing law.

**SEC. 2028. PROJECT STREAMLINING.**

(a) POLICY.—The benefits of water resources projects are important to the Nation’s economy and environment, and recommendations to Congress regarding such projects should not be delayed due to uncoordinated or inefficient reviews or the failure to timely resolve disputes during the development of water resources projects.

(b) SCOPE.—This section shall apply to each study initiated after the date of enactment of this Act to develop a feasibility report under section 905 of the Water Resources Development Act of 1986 (33 U.S.C. 2282), or a reevaluation report, for a water resources project if the Secretary determines that such study requires an environmental impact statement under the National Environmental Policy Act of 1969 (42 U.S.C. 4321 et seq.).

(c) WATER RESOURCES PROJECT REVIEW PROCESS.—The Secretary shall develop and implement a coordinated review process for the development of water resources projects.

(d) COORDINATED REVIEWS.—

(1) IN GENERAL.—The coordinated review process under this section shall provide that all reviews, analyses, opinions, permits, licenses, and approvals that must be issued or made by a Federal, State, or local government agency or Indian tribe for the development of a water resources project described in subsection (b) will be conducted, to the maximum extent practicable, concurrently and completed within a time period established by the Secretary, in cooperation with the agencies identified under subsection (e) with respect to the project.

(2) AGENCY PARTICIPATION.—Each Federal agency identified under subsection (e) with respect to the development of a water resources project shall formulate and implement administrative policy and procedural mechanisms to enable the agency to ensure completion of reviews, analyses, opinions, permits, licenses, and approvals described in paragraph (1) for the project in a timely and environmentally responsible manner.

(e) IDENTIFICATION OF JURISDICTIONAL AGENCIES.—With respect to the development of each water resources project, the Secretary shall identify, as soon as practicable all Federal, State, and local government agencies and Indian tribes that may—

(1) have jurisdiction over the project;

(2) be required by law to conduct or issue a review, analysis, or opinion for the project; or

(3) be required to make a determination on issuing a permit, license, or approval for the project.

(f) STATE AUTHORITY.—If the coordinated review process is being implemented under this section by the Secretary with respect to the development of a water resources project described in subsection (b) within the boundaries of a State, the State, consistent with State law, may choose to participate in the process and to make subject to the process all State agencies that—

- (1) have jurisdiction over the project;
- (2) are required to conduct or issue a review, analysis, or opinion for the project; or
- (3) are required to make a determination on issuing a permit, license, or approval for the project.

(g) MEMORANDUM OF UNDERSTANDING.—The coordinated review process developed under this section may be incorporated into a memorandum of understanding for a water resources project between the Secretary, the heads of Federal, State, and local government agencies, Indian tribes identified under subsection (e), and the non-Federal interest for the project.

(h) EFFECT OF FAILURE TO MEET DEADLINE.—

(1) NOTIFICATION OF CONGRESS AND CEQ.—If the Secretary determines that a Federal, State, or local government agency, Indian tribe, or non-Federal interest that is participating in the coordinated review process under this section with respect to the development of a water resources project has not met a deadline established under subsection (d) for the project, the Secretary shall notify, within 30 days of the date of such determination, the Committee on Transportation and Infrastructure of the House of Representatives, the Committee on Environment and Public Works of the Senate, the Council on Environmental Quality, and the agency, Indian tribe, or non-Federal interest involved about the failure to meet the deadline.

(2) AGENCY REPORT.—Not later than 30 days after the date of receipt of a notice under paragraph (1), the Federal, State, or local government agency, Indian tribe, or non-Federal interest involved may submit a report to the Secretary, the Committee on Transportation and Infrastructure of the House of Representatives, the Committee on Environment and Public Works of the Senate, and the Council on Environmental Quality explaining why the agency, Indian tribe, or non-Federal interest did not meet the deadline and what actions it intends to take to complete or issue the required review, analysis, or opinion or determination on issuing a permit, license, or approval.

(i) PURPOSE AND NEED AND DETERMINATION OF REASONABLE ALTERNATIVES.—

(1) IN GENERAL.—The Secretary, as the Federal lead agency responsible for carrying out a study for a water resources project and the associated process for meeting the requirements of the National Environmental Policy Act of 1969, shall—

(A) define the project's purpose and need for purposes of any document which the Secretary is responsible for preparing for the project and shall determine the range of alternatives for consideration in any document which the Secretary is responsible for preparing for the project; and

(B) determine, in collaboration with participating agencies at appropriate times during the study process, the methodologies to be used and the level of detail required in the analysis of each alternative for the project.

(2) PREFERRED ALTERNATIVE.—At the discretion of the Secretary, the preferred alternative for a project, after being identified, may be developed to a higher level of detail than other alternatives.

(j) LIMITATIONS.—Nothing in this section shall preempt or interfere with—

(1) any statutory requirement for seeking public comment;

(2) any power, jurisdiction, or authority that a Federal, State, or local government agency, Indian tribe, or non-Federal interest has with respect to carrying out a water resources project; or

(3) any obligation to comply with the provisions of the National Environmental Policy Act of 1969 and the regulations issued by the Council on Environmental Quality to carry out such Act.

#### SEC. 2029. COOPERATIVE AGREEMENTS.

(a) IN GENERAL.—For the purpose of expediting the cost-effective design and construction of wetlands restoration that is part of an authorized water resources project, the Secretary may enter into cooperative agreements under section 6305 of title 31, United States Code, with nonprofit organizations with expertise in wetlands restoration to carry out such design and construction on behalf of the Secretary.

(b) LIMITATIONS.—

(1) PER PROJECT LIMIT.—A cooperative agreement under this section shall not obligate the Secretary to pay the nonprofit organization more than \$1,000,000 for any single wetlands restoration project.

(2) ANNUAL LIMIT.—The total value of work carried out under cooperative agreements under this section may not exceed \$5,000,000 in any fiscal year.

#### SEC. 2030. TRAINING FUNDS.

(a) IN GENERAL.—The Secretary may include individuals not employed by the Department of the Army in training classes and courses offered by the Corps of Engineers in any case in which the Secretary determines that it is in the best interest of the Federal Government to include those individuals as participants.

(b) EXPENSES.—

(1) IN GENERAL.—An individual not employed by the Department of the Army attending a training class or course described in subsection (a) shall pay the full cost of the training provided to the individual.

(2) PAYMENTS.—Payments made by an individual for training received under paragraph (1), up to the actual cost of the training—

- (A) may be retained by the Secretary;
- (B) shall be credited to an appropriations account used for paying training costs; and
- (C) shall be available for use by the Secretary, without further appropriation, for training purposes.

(3) EXCESS AMOUNTS.—Any payments received under paragraph (2) that are in excess of the actual cost of training provided shall be credited as miscellaneous receipts to the Treasury of the United States.

#### SEC. 2031. ACCESS TO WATER RESOURCE DATA.

(a) IN GENERAL.—The Secretary shall carry out a program to provide public access to water resources and related water quality data in the custody of the Corps of Engineers.

(b) DATA.—Public access under subsection (a) shall—

(1) include, at a minimum, access to data generated in water resources project development and regulation under section 404 of the Federal Water Pollution Control Act (33 U.S.C. 1344); and

(2) appropriately employ geographic information system technology and linkages to water resource models and analytical techniques.

(c) PARTNERSHIPS.—To the maximum extent practicable, in carrying out activities under this section, the Secretary shall develop partnerships, including cooperative agreements with State, tribal, and local governments and other Federal agencies.

(d) AUTHORIZATION OF APPROPRIATIONS.—There is authorized to be appropriated to carry out this section \$5,000,000 for each fiscal year.

#### SEC. 2032. SHORE PROTECTION PROJECTS.

(a) IN GENERAL.—In accordance with the Act of July 3, 1930 (33 U.S.C. 426), and notwithstanding administrative actions, it is the policy of the United States to promote beach nourishment for the purposes of flood damage reduction and hurricane and storm damage reduction and related research that encourage the protection, restoration, and enhancement of sandy beaches, including beach restoration and periodic beach renourishment for a period of 50 years, on a comprehensive and coordinated basis by the Federal Government, States, localities, and private enterprises.

(b) PREFERENCE.—In carrying out the policy under subsection (a), preference shall be given to—

(1) areas in which there has been a Federal investment of funds for the purposes described in subsection (a); and

(2) areas with respect to which the need for prevention or mitigation of damage to shores and beaches is attributable to Federal navigation projects or other Federal activities.

(c) APPLICABILITY.—The Secretary shall apply the policy under subsection (a) to each shore protection and beach renourishment project (including shore protection and beach renourishment projects constructed before the date of enactment of this Act).

#### SEC. 2033. ABILITY TO PAY.

(a) CRITERIA AND PROCEDURES.—Section 103(m)(2) of the Water Resources Development Act of 1986 (33 U.S.C. 2213(m)(2)) is amended by striking “180 days after such date of enactment” and inserting “September 30, 2007”.

(b) PROJECTS.—The Secretary shall apply the criteria and procedures referred to in section 103(m) of the Water Resources Development Act of 1986 (33 U.S.C. 2213(m)) to the following projects:

(1) ST. JOHNS BAYOU AND NEW MADRID FLOODWAY, MISSOURI.—The project for flood control, St. Johns Bayou and New Madrid Floodway, Missouri, authorized by section 401(a) of the Water Resources Development Act of 1986 (100 Stat. 4118).

(2) LOWER RIO GRANDE BASIN, TEXAS.—The project for flood control, Lower Rio Grande Basin, Texas, authorized by section 401(a) of the Water Resources Development Act of 1986 (100 Stat. 4125).

(3) WEST VIRGINIA AND PENNSYLVANIA PROJECTS.—The projects for flood control authorized by section 581 of the Water Resources Development Act of 1996 (110 Stat. 3790-3791).

#### SEC. 2034. LEASING AUTHORITY.

Section 4 of the Act entitled “An Act authorizing the construction of certain public works on rivers and harbors for flood control, and other purposes”, approved December 22, 1944 (16 U.S.C. 460d), is amended—

(1) by inserting “federally recognized Indian tribes and” before “Federal” the first place it appears;

(2) by inserting “Indian tribes or” after “considerations, to such”; and

(3) by inserting “federally recognized Indian tribe” after “That in any such lease or license to a”.

#### SEC. 2035. COST ESTIMATES.

The estimated Federal and non-Federal costs of projects authorized to be carried out by the Secretary before, on, or after the date of enactment of this Act are for informational purposes only and shall not be interpreted as affecting the cost sharing responsibilities established by law.

#### SEC. 2036. PRINCIPLES AND GUIDELINES.

(a) IN GENERAL.—The Secretary shall issue revised principles and guidelines for use in the formulation, evaluation, and implementation of water resources projects. Subject to the requirements of this section, the revised principles and guidelines shall apply to



water resources projects carried out by the Secretary instead of the principles and guidelines for such projects in effect on the date of enactment of this Act.

(b) **CONTENT.**—The principles and guidelines shall, among other things—

(1) provide for the consideration of environmental restoration costs and benefits under Corps of Engineers economic models;

(2) incorporate new techniques in risk and uncertainty analysis;

(3) eliminate biases and disincentives for nonstructural flood damage reduction projects as compared to structural flood damage reduction projects;

(4) incorporate new analytical techniques;

(5) encourage, to the maximum extent practicable, the restoration of aquatic ecosystems; and

(6) ensure that water resources projects are justified by benefits that accrue to the public at large.

(c) **PROPOSED PRINCIPLES AND GUIDELINES.**—

(1) **IN GENERAL.**—Not later than 270 days after the date of enactment of this Act, the Secretary shall publish in the Federal Register proposed principles and guidelines under subsection (a).

(2) **CONSULTATION.**—In developing the proposed principles and guidelines, the Secretary shall consult with the Secretary of the Interior, the Secretary of Agriculture, the Secretary of Commerce, the Secretary of Housing and Urban Development, the Secretary of Transportation, the Administrator of the Environmental Protection Agency, the Secretary of Energy, the Secretary of Homeland Security, the National Academy of Sciences, and the Council on Environmental Quality.

(3) **PUBLIC PARTICIPATION.**—The Secretary shall provide notice and an opportunity for the public to participate in the development of the proposed principles and guidelines.

(d) **PUBLIC COMMENT FOLLOWING ISSUANCE OF PROPOSED PRINCIPLES AND GUIDELINES.**—After publication of the proposed principles and guidelines, the Secretary shall provide an opportunity for the public to comment on the proposed principles and guidelines. The comment period shall not be fewer than 60 days.

(e) **FINAL PRINCIPLES AND GUIDELINES.**—

(1) **IN GENERAL.**—Not later than 90 days following the last day of the comment period under subsection (d), the Secretary shall issue final principles and guidelines under subsection (a).

(2) **APPLICABILITY.**—After the date of issuance of the final principles and guidelines, the final principles and guidelines shall apply—

(A) to all water resources projects carried out by the Secretary, other than projects for which the Secretary has commenced a feasibility report before the date of such issuance;

(B) at the request of a non-Federal interest, to a water resources project for which the Secretary has commenced a feasibility report before the date of such issuance; and

(C) to reevaluation or modification of a water resources project, other than a reevaluation or modification that has been commenced by the Secretary before the date of such issuance.

(f) **EXISTING STUDIES.**—Principles and guidelines issued under subsection (a) shall not affect the validity of any completed study of a water resources development project.

**SEC. 2037. INDEPENDENT PEER REVIEW.**

(a) **PROJECT STUDIES SUBJECT TO INDEPENDENT PEER REVIEW.**—

(1) **IN GENERAL.**—Project studies shall be subject to a peer review by an independent panel of experts as determined under this section.

(2) **SCOPE.**—The peer review may include a review of the economic and environmental assumptions and projections, project evaluation data, economic analyses, environmental analyses, engineering analyses, formulation of alternative plans, methods for integrating risk and uncertainty, models used in evaluation of economic or environmental impacts of proposed projects, and any biological opinions of the project study.

(3) **PROJECT STUDIES SUBJECT TO PEER REVIEW.**—

(A) **MANDATORY.**—A project study shall be subject to peer review under paragraph (1)—

(i) if the project has an estimated total cost of more than \$50,000,000, including mitigation costs, and is not determined by the Chief of Engineers to be exempt from peer review under paragraph (6); or

(ii) the Governor of an affected State requests a peer review by an independent panel of experts.

(B) **DISCRETIONARY.**—A project study may be subject to peer review if—

(i) the head of a Federal or State agency charged with reviewing the project study determines that the project is likely to have a significant adverse impact on environmental, cultural, or other resources under the jurisdiction of the agency after implementation of proposed mitigation plans and requests a peer review by an independent panel of experts; or

(ii) the Chief of Engineers determines that the project study is controversial.

(4) **CONTROVERSIAL PROJECTS.**—Upon receipt of a written request under paragraph (3)(B) or on the initiative of the Chief of Engineers, the Chief of Engineers shall determine whether a project study is controversial.

(5) **FACTORS TO CONSIDER.**—In determining whether a project study is controversial, the Chief of Engineers shall consider if—

(A) there is a significant public dispute as to the size, nature, or effects of the project; or

(B) there is a significant public dispute as to the economic or environmental costs or benefits of the project.

(6) **PROJECT STUDIES EXCLUDED FROM PEER REVIEW.**—Project studies that may be excluded from peer review under paragraph (1) are—

(A) a study for a project the Chief of Engineers determines—

(i) is not controversial;

(ii) has no more than negligible adverse impacts on scarce or unique cultural, historic, or tribal resources;

(iii) has no substantial adverse impacts on fish and wildlife species and their habitat prior to the implementation of mitigation measures; and

(iv) has, before implementation of mitigation measures, no more than a negligible adverse impact on a species listed as endangered or threatened species under the Endangered Species Act of 1973 (16 U.S.C. 1539 et seq.) or the critical habitat of such species designated under such Act; and

(B) a study for a project pursued under section 205 of the Flood Control Act of 1948 (33 U.S.C. 701s), section 2 of the Flood Control Act of August 28, 1937 (33 U.S.C. 701g), section 14 of the Flood Control Act of 1946 (33 U.S.C. 701r), section 107(a) of the River and Harbor Act of 1960 (33 U.S.C. 577(a)), section 3 of the Act entitled “An Act authorizing Federal participation in the cost of protecting the shores of publicly owned property”, approved August 13, 1946 (33 U.S.C. 426g), section 111 of the River and Harbor Act of 1968 (33 U.S.C. 426i), section 3 of the Act entitled “An Act authorizing the construction, repair, and preservation of certain public works on rivers and harbors, and for other purposes”, approved March 2, 1945 (33 U.S.C. 603a), section 1135 of the Water Resources Development

Act of 1986 (33 U.S.C. 2309a), section 206 of the Water Resources Development Act of 1996 (33 U.S.C. 2330), or section 204 of the Water Resources Development Act of 1992 (33 U.S.C. 2326).

(7) **APPEAL.**—The decision of the Chief of Engineers whether to peer review a project study shall be published in the Federal Register and shall be subject to appeal by a person referred to in paragraph (3)(B)(i) or (3)(B)(ii) to the Secretary of the Army if such appeal is made within the 30-day period following the date of such publication.

(8) **DETERMINATION OF PROJECT COST.**—For purposes of determining the estimated total cost of a project under paragraph (3)(A), the project cost shall be based upon the reasonable estimates of the Chief of Engineers at the completion of the reconnaissance study for the project. If the reasonable estimate of project costs is subsequently determined to be in excess of the amount in paragraph (3)(A), the Chief of Engineers shall make a determination whether a project study should be reviewed under this section.

(b) **TIMING OF PEER REVIEW.**—The Chief of Engineers shall determine the timing of a peer review of a project study under subsection (a). In all cases, the peer review shall occur during the period beginning on the date of the completion of the reconnaissance study for the project and ending on the date the draft report of the Chief of Engineers for the project is made available for public comment. Where the Chief of Engineers has not initiated a peer review of a project study, the Chief of Engineers shall consider, at a minimum, whether to initiate a peer review at the time that—

(1) the without-project conditions are identified;

(2) the array of alternatives to be considered are identified; and

(3) the preferred alternative is identified.

Nothing in this subsection shall be construed to require the Chief of Engineers to conduct multiple peer reviews for a project study.

(c) **ESTABLISHMENT OF PANELS.**—

(1) **IN GENERAL.**—For each project study subject to peer review under subsection (a), as soon as practicable after the Chief of Engineers determines that a project study will be subject to peer review, the Chief of Engineers shall contract with the National Academy of Sciences (or a similar independent scientific and technical advisory organization), or an eligible organization, to establish a panel of experts to peer review the project study for technical and scientific sufficiency.

(2) **MEMBERSHIP.**—A panel of experts established for a project study under this section shall be composed of independent experts who represent a balance of areas of expertise suitable for the review being conducted.

(3) **LIMITATION ON APPOINTMENTS.**—An individual may not be selected to serve on a panel of experts established for a project study under this section if the individual has a financial or close professional association with any organization or group with a strong financial or organizational interest in the project.

(4) **CONGRESSIONAL NOTIFICATION.**—Upon identification of a project study for peer review under this section, but prior to initiation of any review, the Chief of Engineers shall notify the Committee on Environment and Public Works of the Senate and the Committee on Transportation and Infrastructure of the House of Representatives of such review.

(d) **DUTIES OF PANELS.**—A panel of experts established for a peer review for a project study under this section shall, consistent with the scope of the referral for review—

(1) conduct a peer review for the project study submitted to the panel for review;

(2) assess the adequacy and acceptability of the economic and environmental methods, models, and analyses used by the Chief of Engineers;

(3) provide timely written and oral comments to the Chief of Engineers throughout the development of the project study, as requested; and

(4) submit to the Chief of Engineers a final report containing the panel's economic, engineering, and environmental analysis of the project study, including the panel's assessment of the adequacy and acceptability of the economic and environmental methods, models, and analyses used by the Chief of Engineers, to accompany the publication of the project study.

(e) DURATION OF PROJECT STUDY PEER REVIEWS.—

(1) DEADLINE.—A panel of experts shall—

(A) complete its peer review under this section for a project study and submit a report to the Chief of Engineers under subsection (d)(4) within 180 days after the date of establishment of the panel, or, if the Chief of Engineers determines that a longer period of time is necessary, such period of time established by the Chief of Engineers, but in no event later than 90 days after the date a draft project study is made available for public review; and

(B) terminate on the date of submission of the report.

(2) FAILURE TO MEET DEADLINE.—If a panel does not complete its peer review of a project study under this section and submit a report to the Chief of Engineers under subsection (d)(4) on or before the deadline established by paragraph (1) for the project study, the Chief of Engineers shall continue the project study for the project that is subject to peer review by the panel without delay.

(f) RECOMMENDATIONS OF PANEL.—

(1) CONSIDERATION BY THE CHIEF OF ENGINEERS.—After receiving a report on a project study from a panel of experts under this section and before entering a final record of decision for the project, the Chief of Engineers shall consider any recommendations contained in the report and prepare a written response for any recommendations adopted or not adopted.

(2) PUBLIC AVAILABILITY AND TRANSMITTAL TO CONGRESS.—After receiving a report on a project study from a panel of experts under this section, the Chief of Engineers shall—

(A) make a copy of the report and any written response of the Chief of Engineers on recommendations contained in the report available to the public; and

(B) transmit to Congress a copy of the report, together with any such written response, on the date of a final report of the Chief of Engineers or other final decision document for a project study that is subject to peer review by the panel.

(g) COSTS.—

(1) IN GENERAL.—The costs of a panel of experts established for a peer review under this section—

- (A) shall be a Federal expense; and
- (B) shall not exceed \$500,000.

(2) WAIVER.—The Chief of Engineers may waive the \$500,000 limitation contained in paragraph (1)(B) in cases that the Chief of Engineers determines appropriate.

(h) APPLICABILITY.—This section shall apply to—

(1) project studies initiated during the 2-year period preceding the date of enactment of this Act and for which the array of alternatives to be considered has not been identified; and

(2) project studies initiated during the period beginning on such date of enactment and ending 4 years after such date of enactment.

(i) REPORT.—Within 4½ years of the date of enactment of this section, the Chief of Engi-

neers shall submit a report to Congress on the implementation of this section.

(j) NONAPPLICABILITY OF FACA.—The Federal Advisory Committee Act (5 U.S.C. App.) shall not apply to any peer review panel established under this section.

(k) SAVINGS CLAUSE.—Nothing in this section shall be construed to affect any authority of the Chief of Engineers to cause or conduct a peer review of a water resources project existing on the date of enactment of this section.

(l) DEFINITIONS.—In this section, the following definitions apply:

(1) PROJECT STUDY.—The term "project study" means a feasibility study or reevaluation study for a project. The term also includes any other study associated with a modification or update of a project that includes an environmental impact statement, including the environmental impact statement.

(2) AFFECTED STATE.—The term "affected State", as used with respect to a project, means a State all or a portion of which is within the drainage basin in which the project is or would be located and would be economically or environmentally affected as a consequence of the project.

(3) ELIGIBLE ORGANIZATION.—The term "eligible organization" means an organization that—

(A) is described in section 501(c)(3), and exempt from Federal tax under section 501(a), of the Internal Revenue Code of 1986;

(B) is independent;

(C) is free from conflicts of interest;

(D) does not carry out or advocate for or against Federal water resources projects; and

(E) has experience in establishing and administering peer review panels.

#### SEC. 2038. STUDIES AND REPORTS FOR WATER RESOURCES PROJECTS.

(a) STUDIES.—

(1) COST-SHARING REQUIREMENTS.—Section 105(a) of the Water Resources Development Act of 1986 (33 U.S.C. 2215(a)) is amended by adding at the end the following:

"(3) DETAILED PROJECT REPORTS.—The requirements of this subsection that apply to a feasibility study also shall apply to a study that results in a detailed project report, except that—

"(A) the first \$100,000 of the costs of a study that results in a detailed project report shall be a Federal expense; and

"(B) paragraph (1)(C)(ii) shall not apply to such a study."

(2) PLANNING AND ENGINEERING.—Section 105(b) of such Act (33 U.S.C. 2215(b)) is amended by striking "authorized by this Act".

(3) DEFINITIONS.—Section 105 of such Act (33 U.S.C. 2215) is amended by adding at the end the following:

"(d) DEFINITIONS.—In this section, the following definitions apply:

"(1) DETAILED PROJECT REPORT.—The term 'detailed project report' means a report for a project not specifically authorized by Congress in law or otherwise that determines the feasibility of the project with a level of detail appropriate to the scope and complexity of the recommended solution and sufficient to proceed directly to the preparation of contract plans and specifications. The term includes any associated environmental impact statement and mitigation plan. For a project for which the Federal cost does not exceed \$1,000,000, the term includes a planning and design analysis document.

"(2) FEASIBILITY STUDY.—The term 'feasibility study' means a study that results in a feasibility report under section 905, and any associated environmental impact statement and mitigation plan, prepared by the Corps of Engineers for a water resources project.

The term includes a study that results in a project implementation report prepared under title VI of the Water Resources Development Act of 2000 (114 Stat. 2680-2694), a general reevaluation report, and a limited reevaluation report."

(b) REPORTS.—

(1) PREPARATION.—Section 905(a) of the Water Resources Development Act of 1986 (33 U.S.C. 2282(a)) is amended—

(A) by striking "(a) In the case of any" and inserting the following:

"(a) PREPARATION OF REPORTS.—

"(1) IN GENERAL.—In the case of any";

(B) by striking "the Secretary, the Secretary shall" and inserting "the Secretary that results in recommendations concerning a project or the operation of a project and that requires specific authorization by Congress in law or otherwise, the Secretary shall perform a reconnaissance study and";

(C) by striking "Such feasibility report" and inserting the following:

"(2) CONTENTS OF FEASIBILITY REPORTS.—A feasibility report";

(D) by striking "The feasibility report" and inserting "A feasibility report"; and

(E) by striking the last sentence and inserting the following:

"(3) APPLICABILITY.—This subsection shall not apply to—

"(A) any study with respect to which a report has been submitted to Congress before the date of enactment of this Act;

"(B) any study for a project, which project is authorized for construction by this Act and is not subject to section 903(b);

"(C) any study for a project which does not require specific authorization by Congress in law or otherwise; and

"(D) general studies not intended to lead to recommendation of a specific water resources project.

"(4) FEASIBILITY REPORT DEFINED.—In this subsection, the term 'feasibility report' means each feasibility report, and any associated environmental impact statement and mitigation plan, prepared by the Corps of Engineers for a water resources project. The term includes a project implementation report prepared under title VI of the Water Resources Development Act of 2000 (114 Stat. 2680-2694), a general reevaluation report, and a limited reevaluation report."

(2) PROJECTS NOT SPECIFICALLY AUTHORIZED BY CONGRESS.—Section 905 of such Act is further amended—

(A) in subsection (b) by inserting "RECONNAISSANCE STUDIES.—" before "Before initiating";

(B) by redesignating subsections (c), (d), and (e) as subsections (d), (e), and (f), respectively;

(C) by inserting after subsection (b) the following:

"(c) PROJECTS NOT SPECIFICALLY AUTHORIZED BY CONGRESS.—In the case of any water resources project-related study authorized to be undertaken by the Secretary without specific authorization by Congress in law or otherwise, the Secretary shall prepare a detailed project report."

(D) in subsection (d) (as so redesignated) by inserting "INDIAN TRIBES.—" before "For purposes of"; and

(E) in subsection (e) (as so redesignated) by inserting "STANDARD AND UNIFORM PROCEDURES AND PRACTICES.—" before "The Secretary shall".

#### SEC. 2039. OFFSHORE OIL AND GAS FABRICATION PORT.

(a) IN GENERAL.—In conducting a feasibility study for the project for navigation, Atchafalaya River, Bayou Chene, Boeuf, and Black, Louisiana, being conducted under section 430 of the Water Resources Development Act of 2000 (114 Stat. 2639), and for the project for navigation, Houma Navigation

Canal, Louisiana, being conducted pursuant to the Energy and Water Development Appropriations Act, 1995 (Public Law 103-316), the Secretary shall include in the calculation of national economic development benefits all economic benefits associated with contracts for new energy exploration and contracts for the fabrication of energy infrastructure that would result from carrying out the project.

(b) REPEAL.—Section 6009 of the Emergency Supplemental Appropriations Act for Defense, the Global War on Terror, and Tsunami Relief, 2005 (Public Law 109-13; 119 Stat. 282) is repealed.

**SEC. 2040. USE OF FIRMS EMPLOYING LOCAL RESIDENTS.**

(a) CONTRACTS OR AGREEMENTS WITH PRIVATE ENTITIES.—In carrying out construction of a water resources project, the Secretary may enter into a contract or agreement with a private entity only if the private entity provides assurances satisfactory to the Secretary that, to the maximum extent practicable—

(1) local residents in the area of the project will comprise not less than 50 percent of the workforce employed by the entity to perform the contract or agreement; and

(2) local residents in the area of the project will comprise not less than 50 percent of the workforce employed by each subcontractor at each tier in connection with the contract or agreement.

(b) EXEMPTIONS.—

(1) IN GENERAL.—The Secretary may waive the application of subsection (a) with respect to a contract or agreement if the Secretary determines that compliance with subsection (a) is not feasible due to—

(A) a lack of qualified local residents to permit satisfaction of the requirements of subsection (a);

(B) a lack of sufficient numbers of specialized workers necessary to carry out the project; or

(C) the need to comply with small business or minority contracting requirements under Federal law.

(2) DOCUMENTATION.—Any determination by the Secretary under paragraph (1) to waive the application of subsection (a) with respect to a contract or agreement shall be justified in writing.

(c) REGULATIONS.—The Secretary shall issue regulations establishing local residency and other requirements to facilitate compliance with this section.

(d) PRIOR CONTRACTS.—Nothing in this section shall be construed to affect any contract or agreement entered into before the effective date of this section.

(e) EFFECTIVE DATE.—This section shall become effective 180 days after the date of enactment of this Act.

**SEC. 2041. SUPPORT OF ARMY CIVIL WORKS PROGRAM.**

(a) IN GENERAL.—Notwithstanding section 2361 of title 10, United States Code, the Secretary is authorized to provide assistance through contracts, cooperative agreements, and grants to—

(1) the University of Tennessee, Knoxville, Tennessee, for establishment and operation of the Southeastern Water Resources Institute to study sustainable development and utilization of water resources in the southeastern United States;

(2) Lewis and Clark Community College, Illinois, for the Great Rivers National Research and Education Center (including facilities that have been or will be constructed at one or more locations in the vicinity of the confluence of the Illinois River, the Missouri River, and the Mississippi River), a collaborative effort of Lewis and Clark Community College, the University of Illinois, the Illinois Department of Natural Resources

and Environmental Sciences, and other entities, for the study of river ecology, developing watershed and river management strategies, and educating students and the public on river issues; and

(3) the University of Texas at Dallas for support and operation of the International Center for Decision and Risk Analysis to study risk analysis and control methods for transboundary water resources management in the southwestern United States and other international water resources management problems.

(b) AUTHORIZATION OF APPROPRIATIONS.—There are authorized to be appropriated to the Secretary to carry out subsection (a)(1) \$5,000,000, to carry out subsection (a)(2) \$5,000,000, and to carry out subsection (a)(3) \$5,000,000. Such sums shall remain available until expended.

**SEC. 2042. FEDERAL HOPPER DREDGES.**

Section 3(c) of the Act of August 11, 1888 (33 U.S.C. 622; 25 Stat. 423), is amended—

(1) in paragraph (7)(B) by adding at the end the following: “This subparagraph shall not apply to the Federal hopper dredges *Essayons* and *Yaquina* of the Corps of Engineers.”; and

(2) by adding at the end the following: “(9) READY RESERVE FOR THE HOPPER DREDGE MCFARLAND.—The Secretary shall place the Federal hopper dredge *McFarland* of the Corps of Engineers in ready reserve status not later than October 1, 2008.”.

**SEC. 2043. CRITERIA FOR OPERATION AND MAINTENANCE OF HARBOR DREDGING PROJECTS.**

The Secretary shall budget and request appropriations for operation and maintenance of harbor dredging projects based only upon criteria used for such projects in fiscal year 2004 and shall not use a budget standard for such projects based on the amount of tonnage a harbor handles.

**TITLE III—PROJECT-RELATED PROVISIONS**

**SEC. 3001. COOK INLET, ALASKA.**

Section 118(a)(3) of the Energy and Water Development Appropriations Act, 2005 (title I of division C of the Consolidated Appropriations Act, 2005; 118 Stat. 2945) is amended by inserting “as part of the operation and maintenance of such project modification” after “by the Secretary”.

**SEC. 3002. KING COVE HARBOR, ALASKA.**

The maximum amount of Federal funds that may be expended for the project for navigation, King Cove Harbor, Alaska, being carried out under section 107 of the River and Harbor Act of 1960 (33 U.S.C. 577), shall be \$8,000,000.

**SEC. 3003. SITKA, ALASKA.**

The Sitka, Alaska, element of the project for navigation, Southeast Alaska Harbors of Refuge, Alaska, authorized by section 101(1) of the Water Resources Development Act of 1992 (106 Stat. 4801), is modified to direct the Secretary to take such action as is necessary to correct design deficiencies in the Sitka Harbor Breakwater, at full Federal expense. The estimated cost is \$6,300,000.

**SEC. 3004. TATITLEK, ALASKA.**

The maximum amount of Federal funds that may be expended for the project for navigation, Tatitlek, Alaska, being carried out under section 107 of the River and Harbor Act of 1960 (33 U.S.C. 577), shall be \$10,000,000.

**SEC. 3005. RIO DE FLAG, FLAGSTAFF, ARIZONA.**

The project for flood damage reduction, Rio De Flag, Flagstaff, Arizona, authorized by section 101(b)(3) of the Water Resources Development Act of 2000 (114 Stat. 2576), is modified to authorize the Secretary to construct the project at a total cost of \$54,100,000, with an estimated Federal cost of \$35,000,000 and a non-Federal cost of \$19,100,000.

**SEC. 3006. OSCEOLA HARBOR, ARKANSAS.**

(a) IN GENERAL.—The project for navigation, Osceola Harbor, Arkansas, constructed under section 107 of the River and Harbor Act of 1960 (33 U.S.C. 577), is modified to allow non-Federal interests to construct a mooring facility within the existing authorized harbor channel, subject to all necessary permits, certifications, and other requirements.

(b) LIMITATION ON STATUTORY CONSTRUCTION.—Nothing in this section shall be construed as affecting the responsibility of the Secretary to maintain the general navigation features of the project at a bottom width of 250 feet.

**SEC. 3007. PINE MOUNTAIN DAM, ARKANSAS.**

The Pine Mountain Dam feature of the project for flood protection, Lee Creek, Arkansas and Oklahoma, authorized by section 204 of the Flood Control Act of 1965 (79 Stat. 1078), is modified—

(1) to add environmental restoration as a project purpose; and

(2) to direct the Secretary to finance the non-Federal share of the cost of the project over a 30-year period in accordance with section 103(k) of the Water Resources Development Act of 1986 (33 U.S.C. 2213(k)).

**SEC. 3008. AMERICAN AND SACRAMENTO RIVERS, CALIFORNIA.**

(a) IN GENERAL.—The project for flood control, American and Sacramento Rivers, California, authorized by section 101(a)(6)(A) of the Water Resources Development Act of 1999 (113 Stat. 274), as modified by section 128 of the Energy and Water Development Appropriations Act, 2006 (119 Stat. 2259), is further modified to authorize the Secretary to construct the auxiliary spillway generally in accordance with the Post Authorization Change Report, American River Watershed Project (Folsom Dam Modification and Folsom Dam Raise Projects), dated December 2006, at a total cost of \$683,000,000, with an estimated Federal cost of \$444,000,000 and an estimated non-Federal cost of \$239,000,000.

(b) DAM SAFETY ACTIVITIES.—Nothing in this section shall be construed to limit the authority of the Secretary of the Interior to carry out dam safety activities in connection with the auxiliary spillway in accordance with the Bureau of Reclamation Safety of Dams Program.

(c) TRANSFER OF FUNDS.—The Secretary and the Secretary of the Interior are authorized to transfer between their respective agencies appropriated amounts and other available funds (including funds contributed by non-Federal interests) for the purpose of planning, design, and construction of the auxiliary spillway. Any transfer made pursuant to this subsection shall be subject to such terms and conditions as agreed upon by the Secretary and the Secretary of the Interior.

**SEC. 3009. COMPTON CREEK, CALIFORNIA.**

The project for flood control, Los Angeles Drainage Area, California, authorized by section 101(b) of the Water Resources Development Act of 1990 (104 Stat. 4611), is modified to add environmental restoration and recreation as project purposes.

**SEC. 3010. GRAYSON CREEK/MURDERER'S CREEK, CALIFORNIA.**

The project for aquatic ecosystem restoration, Grayson Creek/Murderer's Creek, California, being carried out under section 206 of the Water Resources Development Act of 1996 (33 U.S.C. 2330), is modified—

(1) to direct the Secretary to credit toward the non-Federal share of the cost of the project the cost of work carried out by the non-Federal interest before the date of the partnership agreement for the project if the Secretary determines that the work is integral to the project; and

(2) to authorize the Secretary to consider national ecosystem restoration benefits in

determining the Federal interest in the project.

**SEC. 3011. HAMILTON AIRFIELD, CALIFORNIA.**

The project for environmental restoration, Hamilton Airfield, California, authorized by section 101(b)(3) of the Water Resources Development Act of 1999 (113 Stat. 279), is modified to direct the Secretary to construct the project substantially in accordance with the report of the Chief of Engineers dated July 19, 2004, at a total cost of \$228,100,000, with an estimated Federal cost of \$171,100,000 and an estimated non-Federal cost of \$57,000,000.

**SEC. 3012. JOHN F. BALDWIN SHIP CHANNEL AND STOCKTON SHIP CHANNEL, CALIFORNIA.**

The project for navigation, San Francisco to Stockton, California, authorized by section 301 of the River and Harbor Act of 1965 (79 Stat. 1091) is modified—

(1) to provide that the non-Federal share of the cost of the John F. Baldwin Ship Channel and Stockton Ship Channel element of the project may be provided in the form of in-kind services and materials; and

(2) to direct the Secretary to credit toward the non-Federal share of the cost of such element the cost of planning and design work carried out by the non-Federal interest before the date of an agreement for such planning and design if the Secretary determines that such work is integral to such element.

**SEC. 3013. KAWEAH RIVER, CALIFORNIA.**

The project for flood control, Terminus Dam, Kaweah River, California, authorized by section 101(b)(5) of the Water Resources Development Act of 1996 (110 Stat. 3658), is modified to direct the Secretary to credit toward the non-Federal share of the cost of the project, or provide reimbursement not to exceed \$800,000, for the costs of any work carried out by the non-Federal interest before, on, or after the date of the project partnership agreement if the Secretary determines that the work is integral to the project.

**SEC. 3014. LARKSPUR FERRY CHANNEL, LARKSPUR, CALIFORNIA.**

The project for navigation, Larkspur Ferry Channel, Larkspur, California, authorized by section 601(d) of the Water Resources Development Act of 1986 (100 Stat. 4148), is modified to direct the Secretary to determine whether maintenance of the project is feasible, and if the Secretary determines that maintenance of the project is feasible, to carry out such maintenance.

**SEC. 3015. LLAGAS CREEK, CALIFORNIA.**

(a) IN GENERAL.—The project for flood damage reduction, Llagas Creek, California, authorized by section 501(a) of the Water Resources Development Act of 1999 (113 Stat. 333), is modified to authorize the Secretary to carry out the project at a total cost of \$105,000,000, with an estimated Federal cost of \$65,000,000, and an estimated non-Federal cost of \$40,000,000.

(b) SPECIAL RULE.—In evaluating and implementing the project, the Secretary shall allow the non-Federal interest to participate in the financing of the project in accordance with section 903(c) of the Water Resources Development Act of 1986 (100 Stat. 4184) to the extent that the Secretary's evaluation indicates that applying such section is necessary to implement the project.

**SEC. 3016. MAGPIE CREEK, CALIFORNIA.**

(a) IN GENERAL.—The project for Magpie Creek, California, authorized under section 205 of the Flood Control Act of 1948 (33 U.S.C. 701s), is modified to direct the Secretary to apply the cost-sharing requirements of section 103(b) of the Water Resources Development Act of 1986 (100 Stat. 4085) for the portion of the project consisting of land acquisition to preserve and enhance existing flood-water storage.

(b) CREDIT.—The Secretary shall credit toward the non-Federal share of the cost of the

project the cost of planning and design work carried out by the non-Federal interest before the date of the partnership agreement for the project if the Secretary determines that the work is integral to the project.

**SEC. 3017. PACIFIC FLYWAY CENTER, SACRAMENTO, CALIFORNIA.**

The project for aquatic ecosystem restoration, Pacific Flyway Center, Sacramento, California, being carried out under section 206 of the Water Resources Development Act of 1996 (33 U.S.C. 2330), is modified to authorize the Secretary to expend \$2,000,000 to enhance public access to the project.

**SEC. 3018. PINOLE CREEK, CALIFORNIA.**

The project for improvement of the quality of the environment, Pinole Creek Phase I, California, being carried out under section 1135 of the Water Resources Development Act of 1986 (33 U.S.C. 2309a), is modified to direct the Secretary to credit toward the non-Federal share of the cost of the project the cost of work carried out by the non-Federal interest before the date of the partnership agreement for the project if the Secretary determines that the work is integral to the project.

**SEC. 3019. PRADO DAM, CALIFORNIA.**

Upon completion of the modifications to the Prado Dam element of the project for flood control, Santa Ana River Mainstem, California, authorized by section 401(a) of the Water Resources Development Act of 1986 (100 Stat. 4113), the Memorandum of Agreement for the Operation for Prado Dam for Seasonal Additional Water Conservation between the Department of the Army and the Orange County Water District (including all the conditions and stipulations in the memorandum) shall remain in effect for volumes of water made available prior to such modifications.

**SEC. 3020. SACRAMENTO AND AMERICAN RIVERS FLOOD CONTROL, CALIFORNIA.**

(a) IN GENERAL.—The Secretary shall provide credit to the Sacramento Area Flood Control Agency, in the amount of \$20,503,000, for the non-reimbursed Federal share of costs incurred by the Agency in connection with the project for flood control and recreation, Sacramento and American Rivers, California (Natomas Levee features), authorized by section 9159 of the Department of Defense Appropriations Act, 1993 (106 Stat. 1944).

(b) ALLOCATION OF CREDIT.—The Secretary shall allocate the amount to be credited under subsection (a) toward the non-Federal share of such projects as are requested by the Sacramento Area Flood Control Agency.

**SEC. 3021. SACRAMENTO DEEP WATER SHIP CHANNEL, CALIFORNIA.**

The project for navigation, Sacramento Deep Water Ship Channel, California, authorized by section 202(a) of the Water Resources Development Act of 1986 (100 Stat. 4092), is modified to direct the Secretary to credit toward the non-Federal share of the cost of the project the cost of planning and design work carried out by the non-Federal interest before the date of the partnership agreement for the project if the Secretary determines that the work is integral to the project.

**SEC. 3022. SANTA CRUZ HARBOR, CALIFORNIA.**

The project for navigation, Santa Cruz Harbor, California, authorized by section 101 of the River and Harbor Act of 1958 (72 Stat. 300) and modified by section 809 of the Water Resources Development Act of 1986 (100 Stat. 4168) and section 526 of the Water Resources Development Act of 1999 (113 Stat. 346), is modified to direct the Secretary—

(1) to renegotiate the memorandum of agreement with the non-Federal interest to increase the annual payment to reflect the updated cost of operation and maintenance that is the Federal and non-Federal share as

provided by law based on the project purpose; and

(2) to revise the memorandum of agreement to include terms that revise such payments for inflation.

**SEC. 3023. SEVEN OAKS DAM, CALIFORNIA.**

The project for flood control, Santa Ana Mainstem, authorized by section 401(a) of the Water Resources Development Act of 1986 (100 Stat. 4113) and modified by section 104 of the Energy and Water Development Appropriations Act, 1988 (101 Stat. 1329-11), section 102(e) of the Water Resources Development Act of 1990 (104 Stat. 4611), and section 311 of the Water Resources Development Act of 1996 (110 Stat. 3713), is further modified to direct the Secretary to conduct a study of water conservation and water quality at the Seven Oaks Dam, California, for water conservation.

**SEC. 3024. UPPER GUADALUPE RIVER, CALIFORNIA.**

The project for flood damage reduction and recreation, Upper Guadalupe River, California, authorized by section 101(a)(9) of the Water Resources Development Act of 1999 (113 Stat. 275), is modified to authorize the Secretary to construct the project generally in accordance with the Upper Guadalupe River Flood Damage Reduction, San Jose, California, Limited Reevaluation Report, dated March, 2004, at a total cost of \$244,500,000.

**SEC. 3025. WALNUT CREEK CHANNEL, CALIFORNIA.**

The project for aquatic ecosystem restoration, Walnut Creek Channel, California, being carried out under section 206 of the Water Resources Development Act of 1996 (33 U.S.C. 2330), is modified—

(1) to direct the Secretary to credit toward the non-Federal share of the cost of the project the cost of work carried out by the non-Federal interest before the date of the partnership agreement for the project if the Secretary determines that the work is integral to the project; and

(2) to authorize the Secretary to consider national ecosystem restoration benefits in determining the Federal interest in the project.

**SEC. 3026. WILDCAT/SAN PABLO CREEK PHASE I, CALIFORNIA.**

The project for improvement of the quality of the environment, Wildcat/San Pablo Creek Phase I, California, being carried out under section 1135 of the Water Resources Development Act of 1986 (33 U.S.C. 2309a), is modified to direct the Secretary to credit toward the non-Federal share of the cost of the project the cost of work carried out by the non-Federal interest before the date of the partnership agreement for the project if the Secretary determines that the work is integral to the project.

**SEC. 3027. WILDCAT/SAN PABLO CREEK PHASE II, CALIFORNIA.**

The project for aquatic ecosystem restoration, Wildcat/San Pablo Creek Phase II, California, being carried out under section 206 of the Water Resources Development Act of 1996 (33 U.S.C. 2330), is modified to direct the Secretary to credit toward the non-Federal share of the cost of the project the cost of work carried out by the non-Federal interest before the date of the partnership agreement for the project if the Secretary determines that the work is integral to the project and to authorize the Secretary to consider national ecosystem restoration benefits in determining the Federal interest in the project.

**SEC. 3028. YUBA RIVER BASIN PROJECT, CALIFORNIA.**

The project for flood damage reduction, Yuba River Basin, California, authorized by section 101(a)(10) of the Water Resources Development Act of 1999 (113 Stat. 275), is modified—

(1) to authorize the Secretary to construct the project at a total cost of \$107,700,000, with an estimated Federal cost of \$70,000,000 and an estimated non-Federal cost of \$37,700,000; and

(2) to direct the Secretary to credit toward the non-Federal share of the cost of the project the cost of work carried out by the non-Federal interest before the date of the partnership agreement for the project if the Secretary determines that the work is integral to the project.

**SEC. 3029. SOUTH PLATTE RIVER BASIN, COLORADO.**

Section 808 of the Water Resources Development Act of 1986 (100 Stat. 4168) is amended by striking "agriculture," and inserting "agriculture, environmental restoration,".

**SEC. 3030. INTRACOASTAL WATERWAY, DELAWARE RIVER TO CHESAPEAKE BAY, DELAWARE AND MARYLAND.**

The project for navigation, Intracoastal Waterway, Delaware River to Chesapeake Bay, Delaware and Maryland, authorized by the first section of the Rivers and Harbors Act of August 30, 1935 (49 Stat. 1030), and section 101 of the River and Harbor Act of 1954 (68 Stat. 1249), is modified to add recreation as a project purpose.

**SEC. 3031. BREVARD COUNTY, FLORIDA.**

(a) **SHORELINE.**—The project for shoreline protection, Brevard County, Florida, authorized by section 101(b)(7) of the Water Resources Development Act of 1996 (110 Stat. 3667), is modified—

(1) to direct the Secretary to establish the reach of the project as the reach between the Florida department of environmental protection monuments 75.4 to 118.3, a distance of 7.6 miles; and

(2) to direct the Secretary to expedite the general reevaluation report required by section 418 of the Water Resources Development Act of 2000 (114 Stat. 2637).

(b) **CREDIT.**—Section 310 of the Water Resources Development Act of 1999 (113 Stat. 301) is amended by adding at the end the following:

"(d) **CREDIT.**—After completion of the study, the Secretary shall credit toward the non-Federal share of the cost of the project for shore protection the cost of nourishment and renourishment associated with the project for shore protection incurred by the non-Federal interest to respond to damages to Brevard County beaches that are the result of a Federal navigation project, as determined in the final report for the study."

**SEC. 3032. BROWARD COUNTY AND HILLSBORO INLET, FLORIDA.**

The project for shore protection, Broward County and Hillsboro Inlet, Florida, authorized by section 301 of the River and Harbor Act of 1965 (79 Stat. 1090), and modified by section 311 of the Water Resources Development Act of 1999 (113 Stat. 301), is further modified to direct the Secretary to credit toward the non-Federal share of the cost of the project the cost of mitigation construction and derelict erosion control structure removal carried out by the non-Federal interest before the date of the partnership agreement for the project if the Secretary determines that the work is integral to the project.

**SEC. 3033. CANAVERAL HARBOR, FLORIDA.**

In carrying out the project for navigation, Canaveral Harbor, Florida, authorized by section 101 of the River and Harbor Act of 1962 (76 Stat. 1174), the Secretary shall construct a sediment trap.

**SEC. 3034. GASPARRILLA AND ESTERO ISLANDS, FLORIDA.**

The project for shore protection, Gasparilla and Estero Island segments, Lee County, Florida, authorized by section 201 of the Flood Control Act of 1965 (79 Stat. 1073), by Senate Resolution dated December 17,

1970, and by House Resolution dated December 15, 1970, and modified by section 309 of the Water Resources Development Act of 2000 (114 Stat. 2602), is further modified to direct the Secretary to credit toward the non-Federal share of the cost of the project the cost of work carried out by the non-Federal interest before the date of the partnership agreement for the project if the Secretary determines that the work is integral to the project.

**SEC. 3035. JACKSONVILLE HARBOR, FLORIDA.**

(a) **IN GENERAL.**—The project for navigation, Jacksonville Harbor, Florida, authorized by section 101(a)(17) of the Water Resources Development Act of 1999 (113 Stat. 276), is modified to authorize the Secretary to extend the navigation features in accordance with the Report of the Chief of Engineers, dated July 22, 2003, at a total cost of \$14,658,000, with an estimated Federal cost of \$9,636,000 and an estimated non-Federal cost of \$5,022,000.

(b) **GENERAL REEVALUATION REPORTS.**—The non-Federal share of the cost of the general reevaluation report that resulted in the report of the Chief of Engineers for the project and the non-Federal share of the cost of the general reevaluation report for Jacksonville Harbor, Florida, being conducted on June 1, 2005, shall each be the same percentage as the non-Federal share of the cost of construction of the project.

(c) **AGREEMENT.**—The Secretary shall enter into new partnership agreements with the non-Federal interest to reflect the cost sharing required by subsection (b).

**SEC. 3036. LIDO KEY BEACH, SARASOTA, FLORIDA.**

(a) **IN GENERAL.**—The project for shore protection, Lido Key Beach, Sarasota, Florida, authorized by section 101 of the River and Harbor Act of 1970 (84 Stat. 1819), deauthorized under section 1001(b) of the Water Resources Development Act of 1986 (33 U.S.C. 579a(b)), and reauthorized by section 364(2)(A) of the Water Resources Development Act of 1999 (113 Stat. 313), is modified to direct the Secretary to construct the project substantially in accordance with the report of the Chief of Engineers dated December 22, 2004, at a total cost of \$15,190,000, with an estimated Federal cost of \$9,320,000 and an estimated non-Federal cost of \$5,870,000, and at an estimated total cost of \$65,000,000 for periodic nourishment over the 50-year life of the project.

(b) **CONSTRUCTION OF SHORELINE PROTECTION PROJECTS BY NON-FEDERAL INTERESTS.**—The Secretary shall enter into a partnership agreement with the non-Federal interest in accordance with section 206 of the Water Resources Development Act of 1992 (33 U.S.C. 426i-1) for the modified project.

**SEC. 3037. MIAMI HARBOR, FLORIDA.**

The project for navigation, Miami Harbor Channel, Florida, authorized by section 101(a)(9) of the Water Resources Development Act of 1990 (104 Stat. 4606) and modified by section 315 of the Water Resources Development Act of 1999 (113 Stat. 302), is further modified—

(1) to include as a project purpose environmental mitigation required before July 18, 2003, by a Federal, State, or local environmental agency for unauthorized or unanticipated environmental impacts within, or in the vicinity of, the authorized project; and

(2) to direct the Secretary to reimburse the non-Federal interest for the Federal share of the costs the non-Federal interest has incurred in construction of the project (including environmental mitigation costs and costs incurred for incomplete usable increments of the project) in accordance with section 204 of the Water Resources Development Act of 1986 (33 U.S.C. 2232).

**SEC. 3038. PEANUT ISLAND, FLORIDA.**

The maximum amount of Federal funds that may be expended for the project for im-

provement of the quality of the environment, Peanut Island, Palm Beach County, Florida, being carried out under section 1135 of the Water Resources Development Act of 1986 (33 U.S.C. 2309a) shall be \$9,750,000.

**SEC. 3039. TAMPA HARBOR-BIG BEND CHANNEL, FLORIDA.**

The project for navigation, Tampa Harbor-Big Bend Channel, Florida, authorized by section 101(a)(18) of the Water Resources Development Act of 1999 (113 Stat. 276) is modified to direct the Secretary to credit toward the non-Federal share of the cost of the project the cost of planning, design, and construction work carried out by the non-Federal interest before the date of the partnership agreement for the project if the Secretary determines that the work is integral to the project.

**SEC. 3040. TAMPA HARBOR CUT B, FLORIDA.**

(a) **IN GENERAL.**—The project for navigation, Tampa Harbor, Florida, authorized by section 101 of the River and Harbor Act of 1970 (84 Stat. 1818), is modified to authorize the Secretary to construct passing lanes in an area approximately 3.5 miles long and centered on Tampa Harbor Cut B if the Secretary determines that such improvements are necessary for navigation safety.

(b) **GENERAL REEVALUATION REPORT.**—The non-Federal share of the cost of the general reevaluation report for Tampa Harbor, Florida, being conducted on June 1, 2005, shall be the same percentage as the non-Federal share of the cost of construction of the project.

(c) **AGREEMENT.**—The Secretary shall enter into a new partnership agreement with the non-Federal interest to reflect the cost sharing required by subsection (b).

**SEC. 3041. ALLATOONA LAKE, GEORGIA.**

(a) **LAND EXCHANGE.**—

(1) **IN GENERAL.**—The Secretary may exchange lands above 863 feet in elevation at Allatoona Lake, Georgia, identified in the Real Estate Design Memorandum prepared by the Mobile district engineer, April 5, 1996, and approved October 8, 1996, for lands on the north side of Allatoona Lake that are needed for wildlife management and for protection of the water quality and overall environment of Allatoona Lake.

(2) **TERMS AND CONDITIONS.**—The basis for all land exchanges under this subsection shall be a fair market appraisal so that lands exchanged are of equal value.

(b) **DISPOSAL AND ACQUISITION OF LANDS, ALLATOONA LAKE, GEORGIA.**—

(1) **IN GENERAL.**—The Secretary may also sell lands above 863 feet in elevation at Allatoona Lake, Georgia, identified in the memorandum referred to in subsection (a)(1) and may use the proceeds to pay costs associated with the purchase of lands needed for wildlife management and for protection of the water quality and overall environment of Allatoona Lake.

(2) **TERMS AND CONDITIONS.**—Land sales and purchases to be conducted under this subsection shall be subject to the following terms and conditions:

(A) Lands acquired under this subsection shall be by negotiated purchase from willing sellers only.

(B) The basis for all transactions under the program shall be a fair market appraisal acceptable to the Secretary.

(C) The purchasers shall share in the associated real estate costs, to include surveys and associated fees in accordance with the memorandum referred to in subsection (a)(1).

(D) Any other conditions that the Secretary may impose.

(c) **REPEAL.**—Section 325 of the Water Resources Development Act of 1992 (106 Stat. 4849) is repealed.

**SEC. 3042. LATHAM RIVER, GLYNN COUNTY, GEORGIA.**

The maximum amount of Federal funds that may be expended for the project for improvement of the quality of the environment, Latham River, Glynn County, Georgia, being carried out under section 1135 of the Water Resources Development Act of 1986 (33 U.S.C. 2309a) shall be \$6,175,000.

**SEC. 3043. DWORSHAK DAM AND RESERVOIR IMPROVEMENTS, IDAHO.**

The Secretary may carry out improvements to recreational facilities at the Dworshak Dam and Reservoir, North Fork, Clearwater River, Idaho, authorized by section 203 of the Flood Control Act of 1962 (76 Stat. 1193), to accommodate lower pool levels.

**SEC. 3044. BEARDSTOWN COMMUNITY BOAT HARBOR, BEARDSTOWN, ILLINOIS.**

(a) IN GENERAL.—The project for navigation, Muscooten Bay, Illinois River, Beardstown Community Boat Harbor, Beardstown, Illinois, constructed under section 107 of the River and Harbor Act of 1960 (33 U.S.C. 577), is modified—

(1) to include the channel between the harbor and the Illinois River; and

(2) to direct the Secretary to enter into a partnership agreement with the city of Beardstown to replace the local cooperation agreement dated August 18, 1983, with the Beardstown Community Park District.

(b) TERMS OF PARTNERSHIP AGREEMENT.—The partnership agreement referred to in subsection (a) shall include the same rights and responsibilities as the local cooperation agreement dated August 18, 1983, changing only the identity of the non-Federal sponsor.

(c) MAINTENANCE.—Following execution of the partnership agreement referred to in subsection (a), the Secretary may carry out maintenance of the project referred to in subsection (a) on an annual basis.

**SEC. 3045. CACHE RIVER LEVEE, ILLINOIS.**

The Cache River Levee constructed for flood control at the Cache River, Illinois, and authorized by the Act of June 28, 1938 (52 Stat. 1217), is modified to add environmental restoration as a project purpose.

**SEC. 3046. CHICAGO RIVER, ILLINOIS.**

The navigation channel for the North Branch Canal portion of the Chicago River, authorized by the first section of the Rivers and Harbors Appropriations Act of March 3, 1899 (30 Stat. 1129), extending from 100 feet downstream of the Halsted Street Bridge to 100 feet upstream of the Division Street Bridge is modified to be no wider than 66 feet.

**SEC. 3047. CHICAGO SANITARY AND SHIP CANAL DISPERSAL BARRIERS PROJECT, ILLINOIS.**

(a) TREATMENT AS SINGLE PROJECT.—The Chicago Sanitary and Ship Canal Dispersal Barrier Project (in this section referred to as “Barrier I”) (as in existence on the date of enactment of this Act), constructed as a demonstration project under section 1202(i)(3) of the Nonindigenous Aquatic Nuisance Prevention and Control Act of 1990 (16 U.S.C. 4722(i)(3)), and the project relating to the Chicago Sanitary and Ship Canal Dispersal Barrier, authorized by section 345 of the District of Columbia Appropriations Act, 2005 (Public Law 108-335; 118 Stat. 1352) (in this section referred to as “Barrier II”), shall be considered to constitute a single project.

(b) AUTHORIZATION.—

(1) IN GENERAL.—The Secretary, at Federal expense, shall—

(A) upgrade and make permanent Barrier I;

(B) construct Barrier II, notwithstanding the project cooperation agreement with the State of Illinois dated June 14, 2005;

(C) operate and maintain Barrier I and Barrier II as a system to optimize effectiveness;

(D) conduct, in consultation with appropriate Federal, State, local, and nongovernmental entities, a study of a range of options and technologies for reducing impacts of hazards that may reduce the efficacy of the Barriers; and

(E) provide to each State a credit in an amount equal to the amount of funds contributed by the State toward Barrier II.

(2) USE OF CREDIT.—A State may apply a credit provided to the State under paragraph (1)(E) to any cost sharing responsibility for an existing or future Federal project carried out by the Secretary in the State.

(c) CONFORMING AMENDMENT.—Section 345 of the District of Columbia Appropriations Act, 2005 (Public Law 108-335; 118 Stat. 1352), is amended to read as follows:

**“SEC. 345. CHICAGO SANITARY AND SHIP CANAL DISPERSAL BARRIER, ILLINOIS.**

“There are authorized to be appropriated such sums as may be necessary to carry out the Barrier II project of the project for the Chicago Sanitary and Ship Canal Dispersal Barrier, Illinois, initiated pursuant to section 1135 of the Water Resources Development Act of 1986 (33 U.S.C. 2294 note; 100 Stat. 4251).”

(d) FEASIBILITY STUDY.—The Secretary, in consultation with appropriate Federal, State, local, and nongovernmental entities, shall conduct, at Federal expense, a feasibility study of the range of options and technologies available to prevent the spread of aquatic nuisance species between the Great Lakes and Mississippi River Basins through the Chicago Sanitary and Ship Canal and other pathways.

**SEC. 3048. EMIQUON, ILLINOIS.**

(a) MAXIMUM AMOUNT.—The maximum amount of Federal funds that may be expended for the project for aquatic ecosystem restoration, Emiquon, Illinois, being carried out under section 206 of the Water Resources Development Act of 1996 (33 U.S.C. 2330), shall be \$7,500,000.

(b) LIMITATION.—Nothing in this section shall affect the eligibility of the project for emergency repair assistance under section 5(a) of the Act entitled “An Act authorizing the construction of certain public works on rivers and harbors for flood control, and for other purposes”, approved August 18, 1941 (33 U.S.C. 701n).

**SEC. 3049. LASALLE, ILLINOIS.**

In carrying out section 312 of the Water Resources Development Act of 1990 (104 Stat. 4639-4640), the Secretary shall give priority to work in the vicinity of LaSalle, Illinois, on the Illinois and Michigan Canal.

**SEC. 3050. SPUNKY BOTTOMS, ILLINOIS.**

(a) PROJECT PURPOSE.—The project for flood control, Spunky Bottoms, Illinois, authorized by section 5 of the Flood Control Act of June 22, 1936 (49 Stat. 1583), is modified to add environmental restoration as a project purpose.

(b) MAXIMUM AMOUNT.—The maximum amount of Federal funds that may be expended for the project for improvement of the quality of the environment, Spunky Bottoms, Illinois, being carried out under section 1135 of the Water Resources Development Act of 1986 (33 U.S.C. 2309a), shall be \$7,500,000.

(c) LIMITATION.—Nothing in this section shall affect the eligibility of the project for emergency repair assistance under section 5(a) of the Act entitled “An Act authorizing the construction of certain public works on rivers and harbors for flood control, and for other purposes”, approved August 18, 1941 (33 U.S.C. 701n).

**SEC. 3051. FORT WAYNE AND VICINITY, INDIANA.**

The project for flood control Fort Wayne, St. Mary’s and Maumee Rivers, Indiana, authorized by section 101(a)(11) of the Water

Resources Development Act of 1990 (104 Stat. 4604), is modified—

(1) to direct the Secretary to provide a 100-year level of flood protection at the Berry-Thieme, Park-Thompson, Woodhurst, and Tillman sites along the St. Mary’s River, Fort Wayne and vicinity, Indiana, at a total cost of \$5,300,000; and

(2) to allow the non-Federal interest to participate in the financing of the project in accordance with section 903(c) of the Water Resources Development Act of 1986 (100 Stat. 4184) to the extent that the Secretary’s evaluation indicates that applying such section is necessary to implement the project.

**SEC. 3052. KOONTZ LAKE, INDIANA.**

The project for aquatic ecosystem restoration, Koontz Lake, Indiana, being carried out under section 206 of the Water Resources Development Act of 1996 (33 U.S.C. 2330) and modified by section 520 of the Water Resources Development Act of 2000 (114 Stat. 2655), is further modified to direct the Secretary to seek to reduce the cost of the project by using innovative technologies and cost reduction measures determined from a review of non-Federal lake dredging projects in the vicinity of Koontz Lake.

**SEC. 3053. WHITE RIVER, INDIANA.**

The project for flood control, Indianapolis on West Fork of White River, Indiana, authorized by section 5 of the Act entitled “An Act authorizing the construction of certain public works on rivers and harbors for flood control, and for other purposes”, approved June 22, 1936 (49 Stat. 1586), and modified by section 323 of the Water Resources Development Act of 1996 (110 Stat. 3716) and section 322 of the Water Resources Development Act of 1999 (113 Stat. 303-304), is further modified—

(1) to authorize the Secretary to undertake the riverfront alterations described in the Central Indianapolis Waterfront Concept Plan, dated February 1994, for the Fall Creek Reach feature at a total cost of \$28,545,000; and

(2) to direct the Secretary to credit toward the non-Federal share of the cost of the project the cost of planning, design, and construction work carried out by the non-Federal interest before the date of the partnership agreement for the project if the Secretary determines that the work is integral to the project.

**SEC. 3054. DES MOINES RIVER AND GREENBELT, IOWA.**

The project for the Des Moines Recreational River and Greenbelt, Iowa, authorized by Public Law 99-88 and modified by section 604 of the Water Resources Development Act of 1986 (100 Stat. 4153), is modified to include enhanced public access and recreational enhancements, at a Federal cost of \$3,000,000.

**SEC. 3055. RATHBUN LAKE, IOWA.**

(a) RIGHT OF FIRST REFUSAL.—The Secretary shall provide, in accordance with the recommendations in the Rathbun Lake Reallocation Report approved by the Chief of Engineers on July 22, 1985, the Rathbun Regional Water Association with the right of first refusal to contract for or purchase any increment of the remaining allocation (8,320 acre-feet) of water supply storage in Rathbun Lake, Iowa.

(b) PAYMENT OF COST.—The Rathbun Regional Water Association shall pay the cost of any water supply storage allocation provided under subsection (a).

**SEC. 3056. PRESTONSBURG, KENTUCKY.**

The Prestonsburg, Kentucky, element of the project for flood control, Levisa and Tug Fork of the Big Sandy and Cumberland Rivers, West Virginia, Virginia, and Kentucky, authorized by section 202(a) of the Energy and Water Development Appropriations Act,



1981 (94 Stat. 1339), is modified to direct the Secretary to take measures to provide a 100-year level of flood protection for the city of Prestonsburg.

**SEC. 3057. AMITE RIVER AND TRIBUTARIES, LOUISIANA, EAST BATON ROUGE PARISH WATERSHED.**

The project for flood damage reduction and recreation, Amite River and Tributaries, Louisiana, East Baton Rouge Parish Watershed, authorized by section 101(a)(21) of the Water Resources Development Act of 1999 (113 Stat. 277) and modified by section 116 of division D of Public Law 108-7 (117 Stat. 140), is further modified—

(1) to direct the Secretary to carry out the project with the cost sharing for the project determined in accordance with section 103(a) of the Water Resources Development Act of 1986 (33 U.S.C. 2213(a)), as in effect on October 11, 1996;

(2) to authorize the Secretary to construct the project at a total cost of \$187,000,000; and

(3) to direct the Secretary to credit toward the non-Federal share of the cost of the project the cost of work carried out by the non-Federal interest before the date of the partnership agreement for the project if the Secretary determines that the work is integral to the project.

**SEC. 3058. ATCHAFALAYA BASIN, LOUISIANA.**

(a) IN GENERAL.—Section 315(a)(1) of the Water Resources Development Act of 2000 (114 Stat. 2603-2604) is amended to read as follows:

“(1) is authorized to study, design, construct, operate, and maintain, at Federal expense, a Type A Regional Visitor Center in the vicinity of Morgan City, Louisiana, in consultation with the State of Louisiana, to provide information to the public on the Atchafalaya River system and other associated waterways that have influenced surrounding communities, and national and local water resources development of the Army Corps of Engineers in South Central Louisiana; and”.

(b) TECHNICAL CORRECTION.—Section 315(b) of such Act is amended by striking “(a)” and inserting “(a)(2)”.

(c) DONATIONS.—Section 315 of such Act is amended by adding at the end the following:

“(c) DONATIONS.—In carrying out subsection (a)(1), the Mississippi River Commission is authorized to accept the donation of cash, funds, lands, materials, and services from non-Federal governmental entities and nonprofit corporations.”.

**SEC. 3059. ATCHAFALAYA BASIN FLOODWAY SYSTEM, LOUISIANA.**

The public access feature of the Atchafalaya Basin Floodway System project, Louisiana, authorized by section 601(a) of the Water Resources Development Act 1986 (100 Stat. 4142), is modified to authorize the Secretary to acquire from willing sellers the fee interest, exclusive of oil, gas, and minerals, of an additional 20,000 acres of land within the Lower Atchafalaya Basin Floodway for the public access feature of the Atchafalaya Basin Floodway System, to enhance fish and wildlife resources, at a total cost of \$4,000,000.

**SEC. 3060. BAYOU PLAQUEMINE, LOUISIANA.**

The project for the improvement of the quality of the environment, Bayou Plaquemine, Louisiana, being carried out under section 1135 of the Water Resources Development Act of 1986 (33 U.S.C. 2309a), is modified to direct the Secretary to credit toward the non-Federal share of the cost of the project the cost of work carried out by the non-Federal interest before the date of the partnership agreement for the project if the Secretary determines that the work is integral to the project.

**SEC. 3061. J. BENNETT JOHNSTON WATERWAY, MISSISSIPPI RIVER TO SHREVEPORT, LOUISIANA.**

The project for mitigation of fish and wildlife losses, J. Bennett Johnston Waterway, Mississippi River to Shreveport, Louisiana, authorized by section 601(a) of the Water Resources Development Act of 1986 (100 Stat. 4142) and modified by section 4(h) of the Water Resources Development Act of 1988 (102 Stat. 4016), section 102(p) of the Water Resources Development Act of 1990 (104 Stat. 4613), section 301(b)(7) of the Water Resources Development Act of 1996 (110 Stat. 3710), and section 316 of the Water Resources Development Act of 2000 (114 Stat. 2572), is further modified—

(1) to authorize the purchase and reforestation of lands that have been cleared or converted to agricultural uses; and

(2) to incorporate current wildlife and forestry management practices for the purpose of improving species diversity on mitigation lands that meet Federal and State of Louisiana habitat goals and objectives.

**SEC. 3062. MELVILLE, LOUISIANA.**

Section 315(a)(2) of the Water Resources Development Act of 2000 (114 Stat. 2603) is amended by inserting before the period at the end the following: “and may include the town of Melville, Louisiana, as one of the alternative sites”.

**SEC. 3063. MISSISSIPPI DELTA REGION, LOUISIANA.**

The Mississippi Delta Region project, Louisiana, authorized as part of the project for hurricane-flood protection on Lake Pontchartrain, Louisiana, by section 204 of the Flood Control Act of 1965 (79 Stat. 1077) and modified by section 365 of the Water Resources Development Act of 1996 (110 Stat. 3739), is further modified to direct the Secretary to credit toward the non-Federal share of the cost of the project the costs of relocating oyster beds in the Davis Pond project area if the Secretary determines that the work is integral to the Mississippi Delta Region project.

**SEC. 3064. NEW ORLEANS TO VENICE, LOUISIANA.**

The New Orleans to Venice, Louisiana, project for hurricane protection, authorized by section 203 of the Flood Control Act of 1962 (76 Stat. 1184), is modified to authorize the Secretary to carry out the work on the St. Jude to City Price, Upper Reach A back levee. The Federal share of the cost of such work shall be 70 percent.

**SEC. 3065. WEST BANK OF THE MISSISSIPPI RIVER (EAST OF HARVEY CANAL), LOUISIANA.**

Section 328 of the Water Resources Development Act of 1999 (113 Stat. 304-305) is amended—

(1) in subsection (a)—  
(A) by striking “operation and maintenance” and inserting “operation, maintenance, rehabilitation, repair, and replacement”; and

(B) by striking “Algiers Channel” and inserting “Algiers Canal Levees”; and  
(2) by adding at the end the following:

“(c) COST SHARING.—The non-Federal share of the cost of the project shall be 35 percent.”.

**SEC. 3066. CAMP ELLIS, SACO, MAINE.**

The maximum amount of Federal funds that may be expended for the project being carried out under section 111 of the River and Harbor Act of 1968 (33 U.S.C. 426i) for the mitigation of shore damages attributable to the project for navigation, Camp Ellis, Saco, Maine, shall be \$26,900,000.

**SEC. 3067. DETROIT RIVER SHORELINE, DETROIT, MICHIGAN.**

(a) IN GENERAL.—The project for emergency streambank and shoreline protection, Detroit River Shoreline, Detroit, Michigan, being carried out under section 14 of the

Flood Control Act of 1946 (33 U.S.C. 701r), is modified to include measures to enhance public access.

(b) MAXIMUM FEDERAL EXPENDITURE.—The maximum amount of Federal funds that may be expended for the project shall be \$3,000,000.

**SEC. 3068. ST. CLAIR RIVER AND LAKE ST. CLAIR, MICHIGAN.**

Section 426 of the Water Resources Development Act of 1999 (113 Stat. 326) is amended to read as follows:

**“SEC. 426. ST. CLAIR RIVER AND LAKE ST. CLAIR, MICHIGAN.**

“(a) DEFINITIONS.—In this section, the following definitions apply:

“(1) MANAGEMENT PLAN.—The term ‘management plan’ means the management plan for the St. Clair River and Lake St. Clair, Michigan, that is in effect as of the date of enactment of the Water Resources Development Act of 2006.

“(2) PARTNERSHIP.—The term ‘partnership’ means the partnership established by the Secretary under subsection (b)(1).

“(b) PARTNERSHIP.—

“(1) IN GENERAL.—The Secretary shall establish and lead a partnership of appropriate Federal agencies (including the Environmental Protection Agency) and the State of Michigan (including political subdivisions of the State)—

“(A) to promote cooperation among the Federal, State, and local governments and other involved parties in the management of the St. Clair River and Lake St. Clair watersheds; and

“(B) develop and implement projects consistent with the management plan.

“(2) COORDINATION WITH ACTIONS UNDER OTHER LAW.—

“(A) IN GENERAL.—Actions taken under this section by the partnership shall be coordinated with actions to restore and conserve the St. Clair River and Lake St. Clair and watersheds taken under other provisions of Federal and State law.

“(B) NO EFFECT ON OTHER LAW.—Nothing in this section alters, modifies, or affects any other provision of Federal or State law.

“(c) IMPLEMENTATION OF ST. CLAIR RIVER AND LAKE ST. CLAIR MANAGEMENT PLAN.—

“(1) IN GENERAL.—The Secretary shall—

“(A) develop a St. Clair River and Lake St. Clair strategic implementation plan in accordance with the management plan;

“(B) provide technical, planning, and engineering assistance to non-Federal interests for developing and implementing activities consistent with the management plan;

“(C) plan, design, and implement projects consistent with the management plan; and

“(D) provide, in coordination with the Administrator of the Environmental Protection Agency, financial and technical assistance, including grants, to the State of Michigan (including political subdivisions of the State) and interested nonprofit entities for the planning, design, and implementation of projects to restore, conserve, manage, and sustain the St. Clair River, Lake St. Clair, and associated watersheds.

“(2) SPECIFIC MEASURES.—Financial and technical assistance provided under subparagraphs (B) and (C) of paragraph (1) may be used in support of non-Federal activities consistent with the management plan.

“(d) SUPPLEMENTS TO MANAGEMENT PLAN AND STRATEGIC IMPLEMENTATION PLAN.—In consultation with the partnership and after providing an opportunity for public review and comment, the Secretary shall develop information to supplement—

“(1) the management plan; and

“(2) the strategic implementation plan developed under subsection (c)(1)(A).

“(e) COST SHARING.—

“(1) IN-KIND SERVICES.—The non-Federal share of the cost of technical assistance

under subsection (c), the cost of planning, design, and construction of a project under subsection (c), and the cost of development of supplementary information under subsection (d) may be provided through the provision of in-kind services.

“(2) CREDIT FOR LAND, EASEMENTS, AND RIGHTS-OF-WAY.—The Secretary shall credit the non-Federal sponsor for the value of any land, easements, rights-of-way, dredged material disposal areas, or relocations required in carrying out a project under subsection (c).

“(3) NONPROFIT ENTITIES.—Notwithstanding section 221 of the Flood Control Act of 1970 (42 U.S.C. 1962d-5b), a non-Federal interest for any project carried out under this section may include a nonprofit entity.

“(4) OPERATION AND MAINTENANCE.—The operation, maintenance, repair, rehabilitation, and replacement of projects carried out under this section shall be non-Federal responsibilities.

“(f) AUTHORIZATION OF APPROPRIATIONS.—There is authorized to be appropriated to carry out this section \$10,000,000 for each fiscal year.”

**SEC. 3069. ST. JOSEPH HARBOR, MICHIGAN.**

The Secretary shall expedite development of the dredged material management plan for the project for navigation, St. Joseph Harbor, Michigan, authorized by section 101 of the River and Harbor Act of 1958 (72 Stat. 299).

**SEC. 3070. SAULT SAINTE MARIE, MICHIGAN.**

(a) IN GENERAL.—The text of section 1149 of the Water Resources Development Act of 1986 (100 Stat. 4254) is amended to read as follows:

“The Secretary shall construct at Federal expense a second lock, of a width not less than 110 feet and a length not less than 1,200 feet, adjacent to the existing lock at Sault Sainte Marie, Michigan, generally in accordance with the report of the Board of Engineers for Rivers and Harbors, dated May 19, 1986, and the limited reevaluation report dated February 2004 at a total cost of \$341,714,000.”

(b) CONFORMING REPEALS.—The following provisions are repealed:

(1) Section 107(a)(8) of the Water Resources Development Act of 1990 (104 Stat. 4620).

(2) Section 330 of the Water Resources Development Act of 1996 (110 Stat. 3717-3718).

(3) Section 330 of the Water Resources Development Act of 1999 (113 Stat. 305).

**SEC. 3071. ADA, MINNESOTA.**

(a) IN GENERAL.—The project for flood damage reduction, Wild Rice River, Ada, Minnesota, being carried out under section 205 of the Flood Control Act of 1948 (33 U.S.C. 701s), is modified to authorize the Secretary to consider national ecosystem restoration benefits in determining the Federal interest in the project.

(b) EVALUATION OF BENEFITS AND COSTS.—In evaluating the economic benefits and costs for the project, the Secretary shall not consider the emergency levee adjacent to Judicial Ditch No. 51 in the determination of conditions existing prior to construction of the project.

(c) SPECIAL RULE.—In evaluating and implementing the project, the Secretary shall allow the non-Federal interest to participate in the financing of the project in accordance with section 903(c) of the Water Resources Development Act of 1986 (100 Stat. 4184) to the extent that the Secretary's evaluation indicates that applying such section is necessary to implement the project.

**SEC. 3072. DULUTH HARBOR, MCQUADE ROAD, MINNESOTA.**

(a) IN GENERAL.—The project for navigation, Duluth Harbor, McQuade Road, Minnesota, being carried out under section 107 of the River and Harbor Act of 1960 (33 U.S.C.

577) and modified by section 321 of the Water Resources Development Act of 2000 (114 Stat. 2605), is further modified to authorize the Secretary to provide public access and recreational facilities as generally described in the Detailed Project Report and Environmental Assessment, McQuade Road Harbor of Refuge, Duluth, Minnesota, dated August 1999.

(b) CREDIT.—The Secretary shall provide credit toward the non-Federal share of the cost of the project for the costs of design work carried out before the date of the partnership agreement for the project if the Secretary determines that the work is integral to the project.

(c) MAXIMUM FEDERAL EXPENDITURE.—The maximum amount of Federal funds that may be expended for the project shall be \$9,000,000.

**SEC. 3073. GRAND MARAIS, MINNESOTA.**

The project for navigation, Grand Marais, Minnesota, carried out under section 107 of the River and Harbor Act of 1960 (33 U.S.C. 577) is modified to direct the Secretary to provide credit toward the non-Federal share of the cost of the project the cost of design work carried out before the date of the partnership agreement for the project if the Secretary determines that the work is integral to the project.

**SEC. 3074. GRAND PORTAGE HARBOR, MINNESOTA.**

The Secretary shall provide credit toward the non-Federal share of the cost of the navigation project for Grand Portage Harbor, Minnesota, carried out under section 107 of the River and Harbor Act of 1960 (33 U.S.C. 577), for the costs of design work carried out before the date of the partnership agreement for the project if the Secretary determines that the work is integral to the project.

**SEC. 3075. GRANITE FALLS, MINNESOTA.**

(a) IN GENERAL.—The Secretary is directed to implement under section 205 of the Flood Control Act of 1948 (33 U.S.C. 701s) the locally preferred plan for flood damage reduction, Granite Falls, Minnesota, substantially in accordance with the detailed project report dated 2002, at a total cost of \$12,000,000, with an estimated Federal cost of \$8,000,000 and an estimated non-Federal cost of \$4,000,000.

(b) PROJECT FINANCING.—In evaluating and implementing the project under this section, the Secretary shall allow the non-Federal interests to participate in the financing of the project in accordance with section 903(c) of the Water Resources Development Act of 1986 (100 Stat. 4184), to the extent that the detailed project report evaluation indicates that applying such section is necessary to implement the project.

(c) CREDIT.—The Secretary shall credit toward the non-Federal share of the project the cost of design and construction work carried out by the non-Federal interest before the date of execution of a partnership agreement for the project if the Secretary determines that the work is integral to the project.

(d) MAXIMUM FUNDING.—The maximum amount of Federal funds that may be expended for the flood damage reduction shall be \$8,000,000.

**SEC. 3076. KNIFE RIVER HARBOR, MINNESOTA.**

The project for navigation, Harbor at Knife River, Minnesota, authorized by section 2 of the Rivers and Harbors Act of March 2, 1945 (59 Stat. 19), is modified to direct the Secretary to develop a final design and prepare plans and specifications to correct the harbor entrance and mooring conditions at the project.

**SEC. 3077. RED LAKE RIVER, MINNESOTA.**

The project for flood control, Red Lake River, Crookston, Minnesota, authorized by

section 101(a)(23) of the Water Resources Development Act of 1999 (113 Stat. 278), is modified to include flood protection for the adjacent and interconnected areas generally known as the Sampson and Chase/Loring neighborhoods, in accordance with the feasibility report supplement for local flood protection, Crookston, Minnesota, at a total cost of \$25,000,000, with an estimated Federal cost of \$16,250,000 and an estimated non-Federal cost of \$8,750,000.

**SEC. 3078. SILVER BAY, MINNESOTA.**

The project for navigation, Silver Bay, Minnesota, authorized by section 2 of the Rivers and Harbors Act of March 2, 1945 (59 Stat. 19), is modified to include operation and maintenance of the general navigation facilities as a Federal responsibility.

**SEC. 3079. TACONITE HARBOR, MINNESOTA.**

The project for navigation, Taconite Harbor, Minnesota, carried out under section 107 of the River and Harbor Act of 1960 (33 U.S.C. 577), is modified to include operation and maintenance of the general navigation facilities as a Federal responsibility.

**SEC. 3080. TWO HARBORS, MINNESOTA.**

(a) IN GENERAL.—The project for navigation, Two Harbors, Minnesota, being carried out under section 107 of the River and Harbor Act of 1960 (33 U.S.C. 577), is modified to include construction of a dredged material disposal facility, including actions required to clear the site.

(b) LANDS, EASEMENTS, AND RIGHTS-OF-WAY.—Non-Federal interests shall be responsible for providing all lands, easements, rights-of-way, and relocations necessary for the construction of the dredged material disposal facility.

(c) MAXIMUM FEDERAL EXPENDITURE.—The maximum amount of Federal funds that may be expended for the project shall be \$7,000,000.

**SEC. 3081. DEER ISLAND, HARRISON COUNTY, MISSISSIPPI.**

The project for ecosystem restoration, Deer Island, Harrison County, Mississippi, being carried out under section 204 of the Water Resources Development Act of 1992 (33 U.S.C. 2326), is modified to authorize the non-Federal interest to provide any portion of the non-Federal share of the cost of the project in the form of in-kind services and materials.

**SEC. 3082. PEARL RIVER BASIN, MISSISSIPPI.**

(a) IN GENERAL.—The Secretary shall complete a feasibility study for the project for flood damage reduction, Pearl River Watershed, Mississippi.

(b) COMPARISON OF ALTERNATIVES.—The feasibility study shall identify both the plan that maximizes national economic development benefits and the locally preferred plan and shall compare the level of flood damage reduction provided by each plan to that portion of Jackson, Mississippi, located below the Ross Barnett Reservoir Dam.

(c) RECOMMENDED PLAN.—If the Secretary determines that the locally preferred plan provides a level of flood damage reduction that is equal to or greater than the level of flood damage reduction provided by the national economic development plan and the locally preferred plan is technically feasible and environmentally protective, the Secretary shall recommend construction of the locally preferred plan.

(d) EVALUATION OF PROJECT COST.—For the purposes of determining compliance with the first section of the Flood Control Act of June 22, 1936 (33 U.S.C. 701a), the Secretary shall consider only the costs of the national economic development plan and shall exclude incremental costs associated with the locally preferred plan that are in excess of such costs if the non-Federal interest agrees to pay 100 percent of such incremental costs.

(e) NON-FEDERAL COST SHARE.—If the locally preferred plan is authorized for construction, the non-Federal share of the cost of the project shall be the same percentage as the non-Federal share of the cost of the national economic development plan plus all additional costs of construction associated with the locally preferred plan.

**SEC. 3083. FESTUS AND CRYSTAL CITY, MISSOURI.**

Section 102(b)(1) of the Water Resources Development Act of 1999 (113 Stat. 282) is amended by striking “\$10,000,000” and inserting “\$12,000,000”.

**SEC. 3084. L-15 LEVEE, MISSOURI.**

The portion of the L-15 levee system that is under the jurisdiction of the Consolidated North County Levee District and situated along the right descending bank of the Mississippi River from the confluence of that river with the Missouri River and running upstream approximately 14 miles shall be considered to be a Federal levee for purposes of cost sharing under section 5 of the Act of August 18, 1941 (33 U.S.C. 701n).

**SEC. 3085. MONARCH-CHESTERFIELD, MISSOURI.**

The project for flood damage reduction, Monarch-Chesterfield, Missouri, authorized by section 101(b)(18) of the Water Resources Development Act of 2000 (114 Stat. 2578), is modified to direct the Secretary to credit toward the non-Federal share of the cost of the project the cost of the planning, design, and construction work carried out by the non-Federal interest before the date of the partnership agreement for the project if the Secretary determines that the work is integral to the project.

**SEC. 3086. RIVER DES PERES, MISSOURI.**

The projects for flood control, River Des Peres, Missouri, authorized by section 101(a)(17) of the Water Resources Development Act of 1990 (104 Stat. 4607) and section 102(13) of the Water Resources Development Act of 1996 (110 Stat. 3668), are each modified to direct the Secretary to credit toward the non-Federal share of the cost of the project the cost of work carried out by the non-Federal interest before the date of the partnership agreement for the project if the Secretary determines that the work is integral to the project.

**SEC. 3087. ANTELOPE CREEK, LINCOLN, NEBRASKA.**

The project for flood damage reduction, Antelope Creek, Lincoln, Nebraska, authorized by section 101(b)(19) of the Water Resources Development Act of 2000 (114 Stat. 2578), is modified—

(1) to direct the Secretary to credit toward the non-Federal share of the cost of the project the cost of design and construction work carried out by the non-Federal interest before the date of the partnership agreement for the project if the Secretary determines that the work is integral to the project; and

(2) to allow the non-Federal interest for the project to use, and to direct the Secretary to accept, funds provided under any other Federal program, to satisfy, in whole or in part, the non-Federal share of the project if such funds are authorized to be used to carry out the project.

**SEC. 3088. SAND CREEK WATERSHED, WAHOO, NEBRASKA.**

The project for ecosystem restoration and flood damage reduction, Sand Creek watershed, Wahoo, Nebraska, authorized by section 101(b)(20) of the Water Resources Development Act of 2000 (114 Stat. 2578), is modified—

(1) to direct the Secretary to provide credit toward the non-Federal share of the cost of the project or reimbursement for the costs of any work that has been or will be performed by the non-Federal interest before, on, or after the approval of the project partnership agreement, including work performed by the

non-Federal interest in connection with the design and construction of 7 upstream detention storage structures, if the Secretary determines that the work is integral to the project;

(2) to require that in-kind work to be credited under paragraph (1) be subject to audit; and

(3) to direct the Secretary to accept advance funds from the non-Federal interest as needed to maintain the project schedule.

**SEC. 3089. WESTERN SARPY AND CLEAR CREEK, NEBRASKA.**

The project for ecosystem restoration and flood damage reduction, authorized by section 101(b)(21) of the Water Resources Development Act of 2000 (114 Stat. 2578), is modified to authorize the Secretary to construct the project at a total cost of \$21,664,000, with an estimated Federal cost of \$14,082,000 and an estimated non-Federal cost of \$7,582,000.

**SEC. 3090. LOWER CAPE MAY MEADOWS, CAPE MAY POINT, NEW JERSEY.**

The project for navigation mitigation, ecosystem restoration, shore protection, and hurricane and storm damage reduction, Lower Cape May Meadows, Cape May Point, New Jersey, authorized by section 101(a)(25) of the Water Resources Development Act of 1999 (113 Stat. 278), is modified to incorporate the project for shoreline erosion control, Cape May Point, New Jersey, carried out under section 5 of the Act entitled “An Act authorizing Federal participation in the cost of protecting the shores of publicly owned property”, approved August 13, 1946 (33 U.S.C. 426h), if the Secretary determines that such incorporation is feasible.

**SEC. 3091. PASSAIC RIVER BASIN FLOOD MANAGEMENT, NEW JERSEY.**

The project for flood control, Passaic River, New Jersey and New York, authorized by section 101(a)(18) of the Water Resources Development Act of 1990 (104 Stat. 4607) and modified by section 327 of the Water Resources Development Act of 2000 (114 Stat. 2607), is further modified to direct the Secretary to include the benefits and costs of preserving natural flood storage in any future economic analysis of the project.

**SEC. 3092. BUFFALO HARBOR, NEW YORK.**

The project for navigation, Buffalo Harbor, New York, authorized by section 101 of the River and Harbor Act of 1962 (76 Stat. 1176), is modified to include measures to enhance public access, at Federal cost of \$500,000.

**SEC. 3093. ORCHARD BEACH, BRONX, NEW YORK.**

Section 554 of the Water Resources Development Act of 1996 (110 Stat. 3781) is amended by striking “maximum Federal cost of \$5,200,000” and inserting “total cost of \$20,000,000”.

**SEC. 3094. PORT OF NEW YORK AND NEW JERSEY, NEW YORK AND NEW JERSEY.**

The navigation project, Port of New York and New Jersey, New York and New Jersey, authorized by section 101(a)(2) of the Water Resources Development Act of 2000 (114 Stat. 2576), is modified—

(1) to authorize the Secretary to allow the non-Federal interest to construct a temporary dredged material storage facility to receive dredged material from the project if—

(A) the non-Federal interest submits, in writing, a list of potential sites for the temporary storage facility to the Committee on Transportation and Infrastructure of the House of Representatives, the Committee on Environment and Public Works of the Senate, and the Secretary at least 180 days before the selection of the final site; and

(B) at least 70 percent of the dredged material generated in connection with the project suitable for beneficial reuse will be used at sites in the State of New Jersey to the extent that there are sufficient sites available; and

(2) to direct the Secretary to credit toward the non-Federal share of the cost of the project the cost of construction of the temporary storage facility if the Secretary determines that the work is integral to the project.

**SEC. 3095. NEW YORK STATE CANAL SYSTEM.**

Section 553(c) of the Water Resources Development Act of 1996 (110 Stat. 3781) is amended to read as follows:

“(c) NEW YORK STATE CANAL SYSTEM DEFINED.—In this section, the term ‘New York State Canal System’ means the 524 miles of navigable canal that comprise the New York State Canal System, including the Erie, Cayuga-Seneca, Oswego, and Champlain Canals and the historic alignments of these canals, including the cities of Albany, Rochester, and Buffalo.”.

**SEC. 3096. LOWER GIRARD LAKE DAM, OHIO.**

Section 507(1) of the Water Resources Development Act of 1996 (110 Stat. 3758) is amended by striking “\$2,500,000” and inserting “\$6,000,000”.

**SEC. 3097. MAHONING RIVER, OHIO.**

In carrying out the project for environmental dredging, authorized by section 312(f)(4) of the Water Resources Development Act of 1990 (33 U.S.C. 1272(f)(4)), the Secretary is directed to credit toward the non-Federal share of the cost of the project the cost of work carried out by the non-Federal interest before the date of the partnership agreement for the project if the Secretary determines that the work is integral to the project.

**SEC. 3098. DELAWARE RIVER, PENNSYLVANIA, NEW JERSEY, AND DELAWARE.**

The Secretary may remove debris from the project for navigation, Delaware River, Pennsylvania, New Jersey, and Delaware, Philadelphia to the Sea.

**SEC. 3099. RAYSTOWN LAKE, PENNSYLVANIA.**

The Secretary may take such action as may be necessary, including construction of a breakwater, to prevent shoreline erosion between .07 and 2.7 miles south of Pennsylvania State Route 994 on the east shore of Raystown Lake, Pennsylvania.

**SEC. 3100. SHERADEN PARK STREAM AND CHARTIERS CREEK, ALLEGHENY COUNTY, PENNSYLVANIA.**

The project for aquatic ecosystem restoration, Sheraden Park Stream and Chartiers Creek, Allegheny County, Pennsylvania, being carried out under section 206 of the Water Resources Development Act of 1996 (33 U.S.C. 2330), is modified to direct the Secretary to credit up to \$400,000 toward the non-Federal share of the cost of the project for planning and design work carried out by the non-Federal interest before the date of the partnership agreement for the project if the Secretary determines that the work is integral to the project.

**SEC. 3101. SOLOMON'S CREEK, WILKES-BARRE, PENNSYLVANIA.**

The project for flood control, Wyoming Valley, Pennsylvania, authorized by section 401(a) of the Water Resources Development Act of 1986 (100 Stat. 4124), is modified to include as a project element the project for flood control for Solomon's Creek, Wilkes-Barre, Pennsylvania.

**SEC. 3102. SOUTH CENTRAL PENNSYLVANIA.**

Section 313 of the Water Resources Development Act of 1992 (106 Stat. 4845; 109 Stat. 407; 110 Stat. 3723; 113 Stat. 310; 117 Stat. 142) is amended—

(1) in subsection (g)(1) by striking “\$180,000,000” and inserting “\$200,000,000”; and

(2) in subsection (h)(2) by striking “Allegheny, Armstrong, Bedford, Blair, Cambria, Clearfield, Fayette, Franklin, Fulton, Greene, Huntingdon, Indiana, Juniata, Mifflin, Somerset, Snyder, Washington, and

Westmoreland Counties” and inserting “Allegheny, Armstrong, Bedford, Blair, Cambria, Fayette, Franklin, Fulton, Greene, Huntingdon, Indiana, Juniata, Somerset, Washington, and Westmoreland Counties”.

**SEC. 3103. WYOMING VALLEY, PENNSYLVANIA.**

In carrying out the project for flood control, Wyoming Valley, Pennsylvania, authorized by section 401(a) of the Water Resources Development Act of 1986 (100 Stat. 4124), the Secretary shall coordinate with non-Federal interests to review opportunities for increased public access.

**SEC. 3104. CEDAR BAYOU, TEXAS.**

(a) CREDIT FOR PLANNING AND DESIGN.—The project for navigation, Cedar Bayou, Texas, reauthorized by section 349(a)(2) of the Water Resources Development Act of 2000 (114 Stat. 2632), is modified to direct the Secretary to credit toward the non-Federal share of the cost of the project the cost of planning and design work carried out by the non-Federal interest for the project if the Secretary determines that such work is integral to the project.

(b) COST SHARING.—Cost sharing for construction and operation and maintenance of the project shall be determined in accordance with section 101 of the Water Resources Development Act of 1986 (33 U.S.C. 2211).

**SEC. 3105. FREEPORT HARBOR, TEXAS.**

The project for navigation, Freeport Harbor, Texas, authorized by section 101 of the Rivers and Harbors Act of 1970 (84 Stat. 1818), is modified—

(1) to direct the Secretary to credit toward the non-Federal share of the cost of the project the cost of the planning, design, and construction work carried out by the non-Federal interest before the date of the partnership agreement for the project if the Secretary determines that the work is integral to the project; and

(2) to direct the Secretary to remove the sunken vessel “COMSTOCK” at Federal expense.

**SEC. 3106. LAKE KEMP, TEXAS.**

(a) IN GENERAL.—The Secretary may not take any legal or administrative action seeking to remove a Lake Kemp improvement before the earlier of January 1, 2020, or the date of any transfer of ownership of the improvement occurring after the date of enactment of this Act.

(b) LIMITATION ON LIABILITY.—The United States, or any of its officers, agents, or assignees, shall not be liable for any injury, loss, or damage accruing to the owners of a Lake Kemp improvement, their lessees, or occupants as a result of any flooding or inundation of such improvements by the waters of the Lake Kemp reservoir, or for such injury, loss, or damage as may occur through the operation and maintenance of the Lake Kemp dam and reservoir in any manner.

(c) LAKE KEMP IMPROVEMENT DEFINED.—In this section, the term “Lake Kemp improvement” means an improvement (including dwellings) located within the flowage easement of Lake Kemp, Texas, below elevation 1159 feet mean sea level.

**SEC. 3107. LOWER RIO GRANDE BASIN, TEXAS.**

The project for flood control, Lower Rio Grande Basin, Texas, authorized by section 401(a) of the Water Resources Development Act of 1986 (100 Stat. 4125), is modified—

(1) to include as part of the project flood protection works to reroute drainage to Raymondville Drain constructed by the non-Federal interests in Hidalgo County in the vicinity of Edinburg, Texas, if the Secretary determines that such work meets feasibility requirements;

(2) to direct the Secretary to credit toward the non-Federal share of the cost of the project the cost of planning, design, and construction work carried out by the non-Federal

interest before the date of the partnership agreement for the project if the Secretary determines that the work is integral to the project; and

(3) to direct the Secretary in calculating the non-Federal share of the cost of the project, to make a determination, within 180 days after the date of enactment of this Act, under section 103(m) of the Water Resources Development Act of 1986 (33 U.S.C. 2213(m)) on the non-Federal interest’s ability to pay.

**SEC. 3108. NORTH PADRE ISLAND, CORPUS CHRISTI BAY, TEXAS.**

The project for ecosystem restoration and storm damage reduction, North Padre Island, Corpus Christi Bay, Texas, authorized by section 556 of the Water Resources Development Act of 1999 (113 Stat. 353), is modified to include recreation as a project purpose.

**SEC. 3109. PAT MAYSE LAKE, TEXAS.**

The Secretary is directed to accept from the city of Paris, Texas, \$3,461,432 as payment in full of monies owed to the United States for water supply storage space in Pat Mayse Lake, Texas, under contract number DA-34-066-CIVENG-65-1272, including accrued interest.

**SEC. 3110. PROCTOR LAKE, TEXAS.**

The Secretary is authorized to purchase fee simple title to all properties located within the boundaries, and necessary for the operation, of the Proctor Lake project, Texas, authorized by section 203 of the Flood Control Act of 1954 (68 Stat. 1259).

**SEC. 3111. SAN ANTONIO CHANNEL, SAN ANTONIO, TEXAS.**

The project for flood control, San Antonio Channel, Texas, authorized by section 203 of the Flood Control Act of 1954 (68 Stat. 1259) as part of the comprehensive plan for flood protection on the Guadalupe and San Antonio Rivers in Texas and modified by section 103 of the Water Resources Development Act of 1976 (90 Stat. 2921) and section 335 of the Water Resources Development Act of 2000 (114 Stat. 2611), is further modified to authorize the Secretary to credit toward the non-Federal share of the cost of the project the cost of design and construction work carried out by the non-Federal interest for the project if the Secretary determines that the work is integral to the project.

**SEC. 3112. TANGIER ISLAND SEAWALL, VIRGINIA.**

Section 577(a) of the Water Resources Development Act of 1996 (110 Stat. 3789) is amended by striking “at a total cost of \$1,200,000, with an estimated Federal cost of \$900,000 and an estimated non-Federal cost of \$300,000.” and inserting “at a total cost of \$3,000,000, with an estimated Federal cost of \$2,500,000 and an estimated non-Federal cost of \$750,000.”

**SEC. 3113. DUWAMISH/GREEN, WASHINGTON.**

The project for ecosystem restoration, Duwamish/Green, Washington, authorized by section 101(b)(26) of the Water Resources Development Act of 2000 (114 Stat. 2579), is modified—

(1) to direct the Secretary to credit toward the non-Federal share of the cost of the project the cost of work carried out by the non-Federal interest before, on, or after the date of the partnership agreement for the project if the Secretary determines that the work is integral to the project; and

(2) to authorize the non-Federal interest to provide any portion of the non-Federal share of the cost of the project in the form of in-kind services and materials.

**SEC. 3114. YAKIMA RIVER, PORT OF SUNNYSIDE, WASHINGTON.**

The project for aquatic ecosystem restoration, Yakima River, Port of Sunnyside, Washington, being carried out under section 206 of the Water Resources Development Act of 1996 (33 U.S.C. 2330), is modified to direct the Secretary to credit toward the non-Federal

share of the cost of the project the cost of work carried out by the non-Federal interest before the date of the partnership agreement for the project if the Secretary determines that the work is integral to the project.

**SEC. 3115. BLUESTONE LAKE, OHIO RIVER BASIN, WEST VIRGINIA.**

Section 102(ff) of the Water Resources Development Act of 1992 (106 Stat. 4810, 110 Stat. 3726, 113 Stat. 312) is amended to read as follows:

“(ff) BLUESTONE LAKE, OHIO RIVER BASIN, WEST VIRGINIA.—

“(1) IN GENERAL.—The project for flood control, Bluestone Lake, Ohio River Basin, West Virginia, authorized by section 4 of the Flood Control Act of 1938 (52 Stat. 1217) is modified to direct the Secretary to implement Plan C/G, as defined in the Evaluation Report of the District Engineer dated December 1996, to prohibit the release of drift and debris into waters downstream of the project, except for that organic matter necessary to maintain and enhance the biological resources of such waters and such non-obtrusive items of debris as may not be economically feasible to prevent being released through such project, including measures to prevent the accumulation of drift and debris at the project, the collection and removal of drift and debris on the segment of the New River upstream of the project, and the removal (through use of temporary or permanent systems) and disposal of accumulated drift and debris at Bluestone Dam.

“(2) COOPERATIVE AGREEMENT.—In carrying out the downstream cleanup under the plan referred to in paragraph (1), the Secretary may enter into a cooperative agreement with the West Virginia Department of Environmental Protection for the department to carry out the cleanup, including contracting and procurement services, contract administration and management, transportation and disposal of collected materials, and disposal fees.

“(3) INITIAL CLEANUP.—The Secretary may provide the department up to \$150,000 from funds previously appropriated for this purpose for the Federal share of the costs of the initial cleanup under the plan.”

**SEC. 3116. GREENBRIER RIVER BASIN, WEST VIRGINIA.**

Section 579(c) of the Water Resources Development Act of 1996 (110 Stat. 3790; 113 Stat. 312) is amended by striking “\$47,000,000” and inserting “\$99,000,000”.

**SEC. 3117. LESAGE/GREENBOTTOM SWAMP, WEST VIRGINIA.**

Section 30(d) of the Water Resources Development Act of 1988 (102 Stat. 4030; 114 Stat. 2678) is amended to read as follows:

“(d) HISTORIC STRUCTURE.—The Secretary shall ensure the preservation and restoration of the structure known as the ‘Jenkins House’, and the reconstruction of associated buildings and landscape features of such structure located within the Lesage/Greenbottom Swamp in accordance with the Secretary of the Interior’s standards for the treatment of historic properties. Amounts made available for expenditure for the project authorized by section 301(a) of the Water Resources Development Act of 1986 (100 Stat. 4110) shall be available for the purposes of this subsection.”

**SEC. 3118. NORTHERN WEST VIRGINIA.**

Section 557 of the Water Resources Development Act of 1999 (113 Stat. 353) is amended—

(1) in the first sentence by striking “favorable”;

(2) by striking “\$8,400,000” and inserting “\$12,000,000”; and

(3) by striking “\$4,200,000” each place it appears and inserting “\$6,000,000”.

**SEC. 3119. MANITOWOC HARBOR, WISCONSIN.**

The project for navigation, Manitowoc Harbor, Wisconsin, authorized by the River and Harbor Act of August 30, 1852 (10 Stat. 58), is modified to direct the Secretary to deepen the upstream reach of the navigation channel from 12 feet to 18 feet, at a total cost of \$405,000.

**SEC. 3120. MISSISSIPPI RIVER HEADWATERS RESERVOIRS.**

Section 21 of the Water Resources Development Act of 1988 (102 Stat. 4027) is amended—

- (1) in subsection (a)—
- (A) by striking “1276.42” and inserting “1278.42”;
- (B) by striking “1218.31” and inserting “1221.31”;
- (C) by striking “1234.82” and inserting “1235.30”;
- (2) by striking subsection (b) and inserting the following:

“(b) EXCEPTION.—The Secretary may operate the headwaters reservoirs below the minimum or above the maximum water levels established in subsection (a) in accordance with water control regulation manuals (or revisions thereto) developed by the Secretary, after consultation with the Governor of Minnesota and affected tribal governments, landowners, and commercial and recreational users. The water control regulation manuals (and any revisions thereto) shall be effective when the Secretary transmits them to Congress. The Secretary shall report to Congress at least 14 days before operating any such headwaters reservoir below the minimum or above the maximum water level limits specified in subsection (a); except that notification is not required for operations necessary to prevent the loss of life or to ensure the safety of the dam or if the draw-down of lake levels is in anticipation of flood control operations.”

**SEC. 3121. CONTINUATION OF PROJECT AUTHORIZATIONS.**

(a) IN GENERAL.—Notwithstanding section 1001(b)(2) of the Water Resources Development Act of 1986 (33 U.S.C. 579a(b)(2)), the following projects shall remain authorized to be carried out by the Secretary:

- (1) The project for navigation, Sacramento Deep Water Ship Channel, California, authorized by section 202(a) of the Water Resources Development Act of 1986 (100 Stat. 4092).
- (2) The project for flood control, Agana River, Guam, authorized by section 401(a) of the Water Resources Development Act of 1986 (100 Stat. 4127).
- (3) The project for navigation, Baltimore Harbor and Channels, Maryland and Virginia, authorized by section 101 of the River and Harbor Act of 1970 (84 Stat. 1818).
- (4) The project for navigation, Fall River Harbor, Massachusetts, authorized by section 101 of the River and Harbor Act of 1968 (82 Stat. 731); except that the authorized depth of that portion of the project extending riverward of the Charles M. Braga, Jr. Memorial Bridge, Fall River and Somerset, Massachusetts, shall not exceed 35 feet.

(b) LIMITATION.—A project described in subsection (a) shall not be authorized for construction after the last day of the 5-year period beginning on the date of enactment of this Act, unless, during such period, funds have been obligated for the construction (including planning and design) of the project.

**SEC. 3122. PROJECT REAUTHORIZATIONS.**

Each of the following projects may be carried out by the Secretary and no construction on any such project may be initiated until the Secretary determines that the project is feasible:

- (1) MENOMINEE HARBOR AND RIVER, MICHIGAN AND WISCONSIN.—The project for navigation, Menominee Harbor and River, Michigan and Wisconsin, authorized by section 101 of the

River and Harbor Act of 1960 (74 Stat. 482) and deauthorized on April 15, 2002, in accordance with section 1001(b)(2) of the Water Resources Development Act of 1986 (33 U.S.C. 579a(b)(2)).

(2) MANITOWOC HARBOR, WISCONSIN.—That portion of the project for navigation, Manitowoc Harbor, Wisconsin, authorized by the first section of the River and Harbor Act of August 30, 1852 (10 Stat. 58), consisting of the channel in the south part of the outer harbor, deauthorized by section 101 of the River and Harbor Act of 1962 (76 Stat. 1176).

(3) HEARING ISLAND INLET, DULUTH HARBOR, MINNESOTA.—The project for dredging, Hearing Island Inlet, Duluth Harbor, Minnesota, authorized by section 22 of the Water Resources Development Act of 1988 (102 Stat. 4027).

**SEC. 3123. PROJECT DEAUTHORIZATIONS.**

(a) IN GENERAL.—The following projects are not authorized after the date of enactment of this Act:

(1) BRIDGEPORT HARBOR, CONNECTICUT.—The portion of the project for navigation, Bridgeport Harbor, Connecticut, authorized by the first section of the River and Harbor Act of July 3, 1930 (46 Stat. 919), consisting of an 18-foot channel in Yellow Mill River and described as follows: Beginning at a point along the eastern limit of the existing project, N123,649.75, E481,920.54, thence running northwesterly about 52.64 feet to a point N123,683.03, E481,879.75, thence running northeasterly about 1,442.21 feet to a point N125,030.08, E482,394.96, thence running northeasterly about 139.52 feet to a point along the eastern limit of the existing channel, N125,133.87, E482,488.19, thence running southwesterly about 1,588.98 feet to the point of origin.

(2) MYSTIC RIVER, CONNECTICUT.—The portion of the project for navigation, Mystic River, Connecticut, authorized by the first section of the River and Harbor Appropriations Act of September 19, 1890 (26 Stat. 436) consisting of a 12-foot-deep channel, approximately 7,554 square feet in area, starting at a point N193,086.51, E815,092.78, thence running north 59 degrees 21 minutes 46.63 seconds west about 138.05 feet to a point N193,156.86, E814,974.00, thence running north 51 degrees 04 minutes 39.00 seconds west about 166.57 feet to a point N193,261.51, E814,844.41, thence running north 43 degrees 01 minutes 34.90 seconds west about 86.23 feet to a point N193,324.55, E814,785.57, thence running north 06 degrees 42 minutes 03.86 seconds west about 156.57 feet to a point N193,480.05, E814,767.30, thence running south 21 degrees 21 minutes 17.94 seconds east about 231.42 feet to a point N193,264.52, E814,851.57, thence running south 53 degrees 34 minutes 23.28 seconds east about 299.78 feet to the point of origin.

(3) NEW LONDON HARBOR, CONNECTICUT.—The portion of the project for navigation, New London Harbor, Connecticut, authorized by the River and Harbor Appropriations Act of June 13, 1902 (32 Stat. 333), that consists of a 23-foot waterfront channel and that is further described as beginning at a point along the western limit of the existing project, N188,802.75, E779,462.81, thence running northeasterly about 1,373.88 feet to a point N189,554.87, E780,612.53, thence running southeasterly about 439.54 feet to a point N189,319.88, E780,983.98, thence running southwesterly about 831.58 feet to a point N188,864.63, E780,288.08, thence running southeasterly about 567.39 feet to a point N188,301.88, E780,360.49, thence running northwesterly about 1,027.96 feet to the point of origin.

(4) ROCKLAND HARBOR, MAINE.—The portion of the project for navigation, Rockland Harbor, Maine, authorized by the Act of June 3, 1896 (29 Stat. 202), consisting of a 14-foot

channel located in Lermond Cove and beginning at a point with coordinates N9977.37, E340290.02, thence running easterly about 200.00 feet to a point with coordinates N99978.49, E340490.02, thence running northerly about 138.00 feet to a point with coordinates N100116.49, E340289.25, thence running westerly about 200.00 feet to a point with coordinates N100115.37, E340289.25, thence running southerly about 138.00 feet to the point of origin.

(5) FALMOUTH HARBOR, MASSACHUSETTS.—The portion of the project for navigation, the Harbor, Massachusetts, authorized by section 101 of the River and Harbor Act of 1948 (62 Stat. 1172), beginning at a point along the eastern side of the inner harbor N200,415.05, E845,307.98, thence running north 25 degrees 48 minutes 54.3 seconds east 160.24 feet to a point N200,559.20, E845,377.76, thence running north 22 degrees 7 minutes 52.4 seconds east 596.82 feet to a point N201,112.15, E845,602.60, thence running north 60 degrees 1 minute 0.3 seconds east 83.18 feet to a point N201,153.72, E845,674.65, thence running south 24 degrees 56 minutes 43.4 seconds west 665.01 feet to a point N200,550.75, E845,394.18, thence running south 32 degrees 25 minutes 29.0 seconds west 160.76 feet to the point of origin.

(6) ISLAND END RIVER, MASSACHUSETTS.—The portion of the project for navigation, Island End River, Massachusetts, carried out under section 107 of the River and Harbor Act of 1960 (33 U.S.C. 577), described as follows: Beginning at a point along the eastern limit of the existing project, N507,348.98, E721,180.01, thence running northeast about 35 feet to a point N507,384.17, E721,183.36, thence running northeast about 324 feet to a point N507,590.51, E721,433.17, thence running northeast about 345 feet to a point along the northern limit of the existing project, N507,927.29, E721,510.29, thence running southeast about 25 feet to a point N507,921.71, E721,534.66, thence running southwest about 354 feet to a point N507,576.65, E721,455.64, thence running southwest about 357 feet to the point of origin.

(7) CITY WATERWAY, TACOMA, WASHINGTON.—The portion of the project for navigation, City Waterway, Tacoma, Washington, authorized by the first section of the River and Harbor Appropriations Act of June 13, 1902 (32 Stat. 347), consisting of the last 1,000 linear feet of the inner portion of the waterway beginning at station 70+00 and ending at station 80+00.

(8) AUNT LYDIA'S COVE, MASSACHUSETTS.—(A) IN GENERAL.—The portion of the project for navigation, Aunt Lydia's Cove, Massachusetts, constructed under section 107 of the River and Harbor Act of 1960 (33 U.S.C. 577), consisting of the 8-foot deep anchorage in the cove described in subparagraph (B).

(B) DESCRIPTION OF PORTION.—The portion of the project described in subparagraph (A) is more particularly described as the portion beginning at a point along the southern limit of the existing project, N254,332.00, E1,023,103.96, thence running northwesterly about 761.60 feet to a point along the western limit of the existing project N255,076.84, E1,022,945.07, thence running southwesterly about 38.11 feet to a point N255,038.99, E1,022,940.60, thence running southeasterly about 267.07 feet to a point N254,772.00, E1,022,947.00, thence running southeasterly about 462.41 feet to a point N254,320.06, E1,023,044.84, thence running northeasterly about 60.31 feet to the point of origin.

(b) SOUTHPORT HARBOR, FAIRFIELD, CONNECTICUT.—The project for navigation, Southport Harbor, Fairfield, Connecticut, authorized by section 2 of the River and Harbor Act of March 2, 1829, and by the first section of the River and Harbor Act of August 30, 1935 (49 Stat. 1029), and section 364 of the Water Resources Development Act of 1996

(110 Stat. 3733-3734), is further modified to redesignate a portion of the 9-foot-deep channel as an anchorage area, approximately 900 feet in length and 90,000 square feet in area, and lying generally north of a line with points at coordinates N108,043.45, E452,252.04 and N107,938.74, E452,265.74.

(c) SACO RIVER, MAINE.—The portion of the project for navigation, Saco River, Maine, authorized under section 107 of the River and Harbor Act of 1960 (33 U.S.C. 577) and described as a 6-foot deep, 10-acre turning basin located at the head of navigation, is redesignated as an anchorage area.

(d) UNION RIVER, MAINE.—The project for navigation, Union River, Maine, authorized by the first section of the Act of June 3, 1896 (29 Stat. 215), is modified by redesignating as an anchorage area that portion of the project consisting of a 6-foot turning basin and lying northerly of a line commencing at a point N315,975.13, E1,004,424.86, thence running north 61 degrees 27 minutes 20.71 seconds west about 132.34 feet to a point N316,038.37, E1,004,308.61.

(e) MYSTIC RIVER, MASSACHUSETTS.—The portion of the project for navigation, Mystic River, Massachusetts, authorized by the first section of the River and Harbor Appropriations Act of July 13, 1892 (27 Stat. 96), between a line starting at a point N515,683.77, E707,035.45 and ending at a point N515,721.28, E707,069.85 and a line starting at a point N514,595.15, E707,746.15 and ending at a point N514,732.94, E707,658.38 shall be relocated and reduced from a 100-foot wide channel to a 50-foot wide channel after the date of enactment of this Act described as follows: Beginning at a point N515,721.28, E707,069.85, thence running southeasterly about 840.50 feet to a point N515,070.16, E707,601.27, thence running southeasterly about 177.54 feet to a point N514,904.84, E707,665.98, thence running southeasterly about 319.90 feet to a point with coordinates N514,595.15, E707,746.15, thence running northwesterly about 163.37 feet to a point N514,732.94, E707,658.38, thence running northwesterly about 161.58 feet to a point N514,889.47, E707,618.30, thence running northwesterly about 166.61 feet to a point N515,044.62, E707,557.58, thence running northwesterly about 825.31 feet to a point N515,683.77, E707,035.45, thence running northwesterly about 50.90 feet returning to a point N515,721.28, E707,069.85.

(f) CONDITIONS.—The first sentence of section 1001(b)(2) of the Water Resources Development Act of 1986 (33 U.S.C. 579a(b)(2)) is amended—

(1) by striking “two years” and inserting “year”; and

(2) by striking “7” and inserting “5”.

#### SEC. 3124. LAND CONVEYANCES.

(a) ST. FRANCIS BASIN, ARKANSAS AND MISSOURI.—

(1) IN GENERAL.—The Secretary shall convey to the State of Arkansas, without monetary consideration and subject to paragraph (2), all right, title, and interest in and to real property within the State acquired by the Federal Government as mitigation land for the project for flood control, St. Francis Basin, Arkansas and Missouri Project, authorized by the Flood Control Act of May 15, 1928 (33 U.S.C. 702a et seq.).

(2) TERMS AND CONDITIONS.—

(A) IN GENERAL.—The conveyance by the United States under this subsection shall be subject to—

(i) the condition that the State of Arkansas agree to operate, maintain, and manage the real property for fish and wildlife, recreation, and environmental purposes at no cost or expense to the United States; and

(ii) such other terms and conditions as the Secretary determines to be in the interest of the United States.

(B) REVERSION.—If the Secretary determines that the real property conveyed under

paragraph (1) ceases to be held in public ownership or the State ceases to operate, maintain, and manage the real property in accordance with this subsection, all right, title, and interest in and to the property shall revert to the United States, at the option of the Secretary.

(3) MITIGATION.—Nothing in this subsection extinguishes the responsibility of the Federal Government or the non-Federal interest for the project referred to in paragraph (1) from the obligation to implement mitigation for such project that existed on the day prior to the transfer authorized by this subsection.

(b) MILFORD, KANSAS.—

(1) IN GENERAL.—The Secretary shall convey by quitclaim deed without consideration to the Geary County Fire Department, Milford, Kansas, all right, title, and interest of the United States in and to real property consisting of approximately 7.4 acres located in Geary County, Kansas, for construction, operation, and maintenance of a fire station.

(2) REVERSION.—If the Secretary determines that the real property conveyed under paragraph (1) ceases to be held in public ownership or ceases to be operated and maintained as a fire station, all right, title, and interest in and to the property shall revert to the United States, at the option of the United States.

(c) PIKE COUNTY, MISSOURI.—

(1) IN GENERAL.—At such time as S.S.S., Inc., conveys all right, title and interest in and to the real property described in paragraph (2)(A) to the United States, the Secretary shall convey all right, title, and interest of the United States in and to the real property described in paragraph (2)(B) to S.S.S., Inc.

(2) LAND DESCRIPTION.—The parcels of land referred to in paragraph (1) are the following:

(A) NON-FEDERAL LAND.—Approximately 42 acres, the exact legal description to be determined by mutual agreement of S.S.S., Inc., and the Secretary, subject to any existing flowage easements situated in Pike County, Missouri, upstream and northwest, about a 200-foot distance from Drake Island (also known as Grimes Island).

(B) FEDERAL LAND.—Approximately 42 acres, the exact legal description to be determined by mutual agreement of S.S.S., Inc., and the Secretary, situated in Pike County, Missouri, known as Government Tract Numbers MIs-7 and a portion of FM-46 (both tracts on Buffalo Island), administered by the Corps of Engineers.

(3) CONDITIONS.—The exchange of real property under paragraph (1) shall be subject to the following conditions:

(A) DEEDS.—

(i) NON-FEDERAL LAND.—The conveyance of the real property described in paragraph (2)(A) to the Secretary shall be by a warranty deed acceptable to the Secretary.

(ii) FEDERAL LAND.—The instrument of conveyance used to convey the real property described in paragraph (2)(B) to S.S.S., Inc., shall be by quitclaim deed and contain such reservations, terms, and conditions as the Secretary considers necessary to allow the United States to operate and maintain the Mississippi River 9-Foot Navigation Project.

(B) REMOVAL OF IMPROVEMENTS.—S.S.S., Inc., may remove, and the Secretary may require S.S.S., Inc., to remove, any improvements on the land described in paragraph (2)(A).

(C) TIME LIMIT FOR EXCHANGE.—The land exchange under paragraph (1) shall be completed not later than 2 years after the date of enactment of this Act.

(4) VALUE OF PROPERTIES.—If the appraised fair market value, as determined by the Secretary, of the real property conveyed to S.S.S., Inc., by the Secretary under paragraph (1) exceeds the appraised fair market value, as determined by the Secretary, of the

real property conveyed to the United States by S.S.S., Inc., under paragraph (1), S.S.S., Inc., shall make a payment to the United States equal to the excess in cash or a cash equivalent that is satisfactory to the Secretary.

(d) BOARDMAN, OREGON.—Section 501(g)(1) of the Water Resources Development Act of 1996 (110 Stat. 3751) is amended—

(1) by striking “city of Boardman,” and inserting “the Boardman Park and Recreation District, Boardman,”; and

(2) by striking “such city” and inserting “the city of Boardman”.

(e) LOWELL, OREGON.—

(1) IN GENERAL.—The Secretary may convey without consideration to Lowell School District, by quitclaim deed, all right, title, and interest of the United States in and to land and buildings thereon, known as Tract A-82, located in Lowell, Oregon, and described in paragraph (2).

(2) DESCRIPTION OF PROPERTY.—The parcel of land authorized to be conveyed under paragraph (1) is as follows: Commencing at the point of intersection of the west line of Pioneer Street with the westerly extension of the north line of Summit Street, in Meadows Addition to Lowell, as platted and recorded at page 56 of Volume 4, Lane County Oregon Plat Records; thence north on the west line of Pioneer Street a distance of 176.0 feet to the true point of beginning of this description; thence north on the west line of Pioneer Street a distance of 170.0 feet; thence west at right angles to the west line of Pioneer Street a distance of 250.0 feet; thence south and parallel to the west line of Pioneer Street a distance of 170.0 feet; thence east 250.0 feet to the true point of beginning of this description in Section 14, Township 19 South, Range 1 West of the Willamette Meridian, Lane County, Oregon.

(3) TERMS AND CONDITIONS.—Before conveying the parcel to the school district, the Secretary shall ensure that the conditions of buildings and facilities meet the requirements of applicable Federal law.

(4) REVERSION.—If the Secretary determines that the property conveyed under paragraph (1) ceases to be held in public ownership, all right, title, and interest in and to the property shall revert to the United States, at the option of the United States.

(f) LOWELL, OREGON.—

(1) RELEASE AND EXTINGUISHMENT OF DEED RESERVATIONS.—

(A) RELEASE AND EXTINGUISHMENT OF DEED RESERVATIONS.—The Secretary may release and extinguish the deed reservations for access and communication cables contained in the quitclaim deed, dated January 26, 1965, and recorded February 15, 1965, in the records of Lane County, Oregon; except that such reservations may only be released and extinguished for the lands owned by the city of Lowell as described in the quitclaim deed, dated April 11, 1991, in such records.

(B) ADDITIONAL RELEASE AND EXTINGUISHMENT OF DEED RESERVATIONS.—The Secretary may also release and extinguish the same deed reservations referred to in subparagraph (A) over land owned by Lane County, Oregon, within the city limits of Lowell, Oregon, to accommodate the development proposals of the city of Lowell/St. Vincent de Paul, Lane County, affordable housing project; except that the Secretary may require, at no cost to the United States—

(i) the alteration or relocation of any existing facilities, utilities, roads, or similar improvements on such lands; and

(ii) the right-of-way for such facilities, utilities, or improvements, as a pre-condition of any release or extinguishment of the deed reservations.

(2) CONVEYANCE.—The Secretary may convey to the city of Lowell, Oregon, at fair market value the parcel of land situated in



the city of Lowell, Oregon, at fair market value consisting of the strip of federally-owned lands located northeast of West Boundary Road between Hyland Lane and the city of Lowell's eastward city limits.

(3) ADMINISTRATIVE COST.—Notwithstanding paragraphs (1) and (2), the city of Lowell, Oregon, shall pay the administrative costs incurred by the United States to execute the release and extinguishment of the deed reservations under paragraph (1) and the conveyance under paragraph (2).

(g) RICHARD B. RUSSELL LAKE, SOUTH CAROLINA.—

(1) IN GENERAL.—The Secretary shall convey to the State of South Carolina, by quitclaim deed, at fair market value, all right, title, and interest of the United States in and to the real property described in paragraph (2) that is managed, as of the date of enactment of this Act, by the South Carolina department of commerce for public recreation purposes for the Richard B. Russell Dam and Lake, South Carolina, project authorized by section 203 of the Flood Control Act of 1966 (80 Stat. 1420).

(2) LAND DESCRIPTION.—Subject to paragraph (3), the real property referred to in paragraph (1) is the parcel contained in the portion of real property described in Army Lease Number DACW21-1-92-0500.

(3) RESERVATION OF INTERESTS.—The United States shall reserve—

(A) ownership of all real property included in the lease referred to in paragraph (2) that would have been acquired for operational purposes in accordance with the 1971 implementation of the 1962 Army/Interior Joint Acquisition Policy; and

(B) such other rights and interests in and to the real property to be conveyed as the Secretary considers necessary for authorized project purposes, including easement rights-of-way to remaining Federal land.

(4) NO EFFECT ON SHORE MANAGEMENT POLICY.—The Shoreline Management Policy (ER-1130-2-406) of the Corps of Engineers shall not be changed or altered for any proposed development of land conveyed under this subsection.

(5) COST SHARING.—In carrying out the conveyance under this subsection, the Secretary and the State shall comply with all obligations of any cost-sharing agreement between the Secretary and the State with respect to the real property described in paragraph (2) in effect as of the date of the conveyance.

(6) LAND NOT CONVEYED.—The State shall continue to manage the real property described in paragraph (3) not conveyed under this subsection in accordance with the terms and conditions of Army Lease Number DACW21-1-92-0500.

(h) DENISON, TEXAS.—

(1) IN GENERAL.—The Secretary shall offer to convey at fair market value to the city of Denison, Texas, all right, title, and interest of the United States in and to the approximately 900 acres of land located in Grayson County, Texas, which is currently subject to an application for lease for public park and recreational purposes made by the city of Denison, dated August 17, 2005.

(2) SURVEY TO OBTAIN LEGAL DESCRIPTION.—The exact acreage and description of the real property referred to in paragraph (1) shall be determined by a survey paid for by the city of Denison, Texas, that is satisfactory to the Secretary.

(3) CONVEYANCE.—On acceptance by the city of Denison, Texas, of an offer under paragraph (1), the Secretary may immediately convey the land surveyed under paragraph (2) by quitclaim deed to the city of Denison, Texas.

(i) GENERALLY APPLICABLE PROVISIONS.—

(1) SURVEY TO OBTAIN LEGAL DESCRIPTION.—The exact acreage and the legal description of any real property to be conveyed under

this section shall be determined by a survey that is satisfactory to the Secretary.

(2) APPLICABILITY OF PROPERTY SCREENING PROVISIONS.—Section 2696 of title 10, United States Code, shall not apply to any conveyance under this section.

(3) ADDITIONAL TERMS AND CONDITIONS.—The Secretary may require that any conveyance under this section be subject to such additional terms and conditions as the Secretary considers appropriate and necessary to protect the interests of the United States.

(4) COSTS OF CONVEYANCE.—An entity to which a conveyance is made under this section shall be responsible for all reasonable and necessary costs, including real estate transaction and environmental documentation costs, associated with the conveyance.

(5) LIABILITY.—An entity to which a conveyance is made under this section shall hold the United States harmless from any liability with respect to activities carried out, on or after the date of the conveyance, on the real property conveyed. The United States shall remain responsible for any liability with respect to activities carried out, before such date, on the real property conveyed.

**SEC. 3125. EXTINGUISHMENT OF REVERSIONARY INTERESTS AND USE RESTRICTIONS.**

(a) IDAHO.—

(1) IN GENERAL.—With respect to the property covered by each deed in paragraph (2)—

(A) the reversionary interests and use restrictions relating to port and industrial use purposes are extinguished;

(B) the restriction that no activity shall be permitted that will compete with services and facilities offered by public marinas is extinguished; and

(C) the human habitation or other building structure use restriction is extinguished if the elevation of the property is above the standard project flood elevation.

(2) AFFECTED DEEDS.—The deeds with the following county auditor's file numbers are referred to in paragraph (1):

(A) Auditor's Instrument No. 399218 of Nez Perce County, Idaho—2.07 acres.

(B) Auditor's Instrument No. 487437 of Nez Perce County, Idaho—7.32 acres.

(b) LAKE TEXOMA, OKLAHOMA.—

(1) RELEASE OF REVERSIONARY INTEREST.—Any reversionary interest relating to public parks and recreation on the land conveyed by the Secretary to the State of Oklahoma at Lake Texoma pursuant to the Act entitled "An Act to authorize the sale of certain lands to the State of Oklahoma", approved June 16, 1953 (67 Stat. 63), is terminated as of the date of enactment of this Act.

(2) INSTRUMENT OF RELEASE.—As soon as practicable after the date of enactment of this Act, the Secretary shall execute and file in the appropriate office a deed of release, an amended deed, or another appropriate instrument to release each reversionary interest described in subsection (a).

(3) PRESERVATION OF RESERVED RIGHTS.—Release of a reversionary interest in accordance with this section shall not be construed to affect any other right excepted or reserved for the United States in a deed of conveyance made pursuant to such Act of June 16, 1953.

(c) OLD HICKORY LOCK AND DAM, CUMBERLAND RIVER, TENNESSEE.—

(1) RELEASE OF RETAINED RIGHTS, INTERESTS, RESERVATIONS.—With respect to land conveyed by the Secretary to the Tennessee Society of Crippled Children and Adults, Incorporated (commonly known as "Easter Seals Tennessee") at Old Hickory Lock and Dam, Cumberland River, Tennessee, under section 211 of the Flood Control Act of 1965 (79 Stat. 1087), the reversionary interests and the use restrictions relating to recreation and camping purposes are extinguished.

(2) INSTRUMENT OF RELEASE.—As soon as practicable after the date of enactment of

this Act, the Secretary shall execute and file in the appropriate office a deed of release, amended deed, or other appropriate instrument effectuating the release of interests required by paragraph (1).

(d) PORT OF PASCO, WASHINGTON.—

(1) EXTINGUISHMENT OF USE RESTRICTIONS AND FLOWAGE EASEMENT.—With respect to the property covered by the deed in paragraph (3)(A)—

(A) the flowage easement and human habitation or other building structure use restriction is extinguished if the elevation of the property is above the standard project flood elevation; and

(B) the use of fill material to raise areas of the property above the standard project flood elevation is authorized, except in any area for which a permit under section 404 of the Federal Water Pollution Control Act (33 U.S.C. 1344) is required.

(2) EXTINGUISHMENT OF FLOWAGE EASEMENT.—With respect to the property covered by each deed in paragraph (3)(B), the flowage easement is extinguished if the elevation of the property is above the standard project flood elevation.

(3) AFFECTED DEEDS.—The deeds referred to in paragraphs (1) and (2) are as follows:

(A) Auditor's File Number 262980 of Franklin County, Washington.

(B) Auditor's File Numbers 263334 and 404398 of Franklin County, Washington.

(e) NO EFFECT ON OTHER RIGHTS.—Nothing in this section affects the remaining rights and interests of the Corps of Engineers for authorized project purposes.

**TITLE IV—STUDIES**

**SEC. 4001. JOHN GLENN GREAT LAKES BASIN PROGRAM.**

Section 455 of the Water Resources Development Act of 1999 (42 U.S.C. 1962d-21) is amended by adding at the end the following:

"(g) IN-KIND CONTRIBUTIONS FOR STUDY.—The non-Federal interest may provide up to 100 percent of the non-Federal share required under subsection (f) in the form of in-kind services and materials."

**SEC. 4002. LAKE ERIE DREDGED MATERIAL DISPOSAL SITES.**

The Secretary shall conduct a study to determine the nature and frequency of avian botulism problems in the vicinity of Lake Erie associated with dredged material disposal sites and shall make recommendations to eliminate the conditions that result in such problems.

**SEC. 4003. SOUTHWESTERN UNITED STATES DROUGHT STUDY.**

(a) IN GENERAL.—The Secretary, in coordination with the Secretary of the Interior, the Secretary of Agriculture, the Secretary of Commerce, and other appropriate agencies, shall conduct, at Federal expense, a comprehensive study of drought conditions in the southwestern United States, with particular emphasis on the Colorado River basin, the Rio Grande River basin, and the Great Basin.

(b) INVENTORY OF ACTIONS.—In conducting the study, the Secretary shall assemble an inventory of actions taken or planned to be taken to address drought-related situations in the southwestern United States.

(c) PURPOSE.—The purpose of the study shall be to develop recommendations to more effectively address current and future drought conditions in the southwestern United States.

(d) AUTHORIZATION OF APPROPRIATIONS.—There are authorized to be appropriated to the Secretary to carry out this section \$7,000,000. Such funds shall remain available until expended.

**SEC. 4004. DELAWARE RIVER.**

The Secretary shall review, in consultation with the Delaware River Basin Commission and the States of Delaware, Pennsylvania,

New Jersey, and New York, the report of the Chief of Engineers on the Delaware River, published as House Document Numbered 522, 87th Congress, Second Session, as it relates to the Mid-Delaware River Basin from Wilmington to Port Jervis, and any other pertinent reports (including the strategy for resolution of interstate flow management issues in the Delaware River Basin dated August 2004 and the National Park Service Lower Delaware River Management Plan (1997-1999)), with a view to determining whether any modifications or recommendations contained in the first report referred to are advisable at the present time, in the interest of flood damage reduction, ecosystem restoration, and other related problems.

**SEC. 4005. KNIK ARM, COOK INLET, ALASKA.**

The Secretary shall conduct, at Federal expense, a study to determine the potential impacts on navigation of construction of a bridge across Knik Arm, Cook Inlet, Alaska.

**SEC. 4006. KUSKOKWIM RIVER, ALASKA.**

The Secretary shall conduct a study to determine the feasibility of carrying out a project for navigation, Kuskokwim River, Alaska, in the vicinity of the village of Crooked Creek.

**SEC. 4007. ST. GEORGE HARBOR, ALASKA.**

The Secretary shall conduct, at Federal expense, a study to determine the feasibility of providing navigation improvements at St. George Harbor, Alaska.

**SEC. 4008. SUSITNA RIVER, ALASKA.**

The Secretary shall conduct a study to determine the feasibility of carrying out a project for hydropower, recreation, and related purposes on the Susitna River, Alaska.

**SEC. 4009. GILA BEND, MARICOPA, ARIZONA.**

(a) IN GENERAL.—The Secretary shall conduct a study to determine the feasibility of carrying out a project for flood damage reduction, Gila Bend, Maricopa, Arizona.

(b) REVIEW OF PLANS.—In conducting the study, the Secretary shall review plans and designs developed by non-Federal interests and shall incorporate such plans and designs into the Federal study if the Secretary determines that such plans and designs are consistent with Federal standards.

**SEC. 4010. SEARCY COUNTY, ARKANSAS.**

The Secretary shall conduct a study to determine the feasibility of using Greers Ferry Lake as a water supply source for Searcy County, Arkansas.

**SEC. 4011. ALISO CREEK, CALIFORNIA.**

The Secretary shall conduct a study to determine the feasibility of carrying out a project for streambank protection and environmental restoration along Aliso Creek, California.

**SEC. 4012. ELKHORN SLOUGH ESTUARY, CALIFORNIA.**

The Secretary shall conduct a study of the Elkhorn Slough estuary, California, to determine the feasibility of conserving, enhancing, and restoring estuarine habitats by developing strategies to address hydrological management issues.

**SEC. 4013. FRESNO, KINGS, AND KERN COUNTIES, CALIFORNIA.**

The Secretary shall conduct a study to determine the feasibility of carrying out a project for water supply for Fresno, Kings, and Kern Counties, California.

**SEC. 4014. LOS ANGELES RIVER REVITALIZATION STUDY, CALIFORNIA.**

(a) IN GENERAL.—The Secretary, in coordination with the city of Los Angeles, shall—

(1) prepare a feasibility study for environmental restoration, flood control, recreation, and other aspects of Los Angeles River revitalization that is consistent with the goals of the Los Angeles River Revitalization Master Plan published by the city of Los Angeles; and

(2) consider any locally-preferred project alternatives developed through a full and open evaluation process for inclusion in the study.

(b) USE OF EXISTING INFORMATION AND MEASURES.—In preparing the study under subsection (a), the Secretary shall use, to the maximum extent practicable—

(1) information obtained from the Los Angeles River Revitalization Master Plan; and

(2) the development process of that plan.

(c) DEMONSTRATION PROJECTS.—

(1) IN GENERAL.—The Secretary is authorized to construct demonstration projects in order to provide information to develop the study under subsection (a)(1).

(2) FEDERAL SHARE.—The Federal share of the cost of any project under this subsection shall be not more than 65 percent.

(3) AUTHORIZATION OF APPROPRIATIONS.—There is authorized to be appropriated to carry out this subsection \$20,000,000.

**SEC. 4015. LYTLE CREEK, RIALTO, CALIFORNIA.**

The Secretary shall conduct a study to determine the feasibility of carrying out a project for flood damage reduction and groundwater recharge, Lytle Creek, Rialto, California.

**SEC. 4016. MOKELUMNE RIVER, SAN JOAQUIN COUNTY, CALIFORNIA.**

(a) IN GENERAL.—The Secretary shall conduct a study to determine the feasibility of carrying out a project for water supply along the Mokelumne River, San Joaquin County, California.

(b) LIMITATION ON STATUTORY CONSTRUCTION.—Nothing in this section shall be construed to invalidate, preempt, or create any exception to State water law, State water rights, or Federal or State permitted activities or agreements.

**SEC. 4017. NAPA RIVER, ST. HELENA, CALIFORNIA.**

(a) IN GENERAL.—The Secretary shall conduct a comprehensive study of the Napa River in the vicinity of St. Helena, California, for the purposes of improving flood management through reconnecting the river to its floodplain; restoring habitat, including riparian and aquatic habitat; improving fish passage and water quality; and restoring native plant communities.

(b) PLANS AND DESIGNS.—In conducting the study, the Secretary shall review plans and designs developed by non-Federal interests and shall incorporate such plans and designs into the Federal study if the Secretary determines that such plans and designs are consistent with Federal standards.

**SEC. 4018. ORICK, CALIFORNIA.**

(a) IN GENERAL.—The Secretary shall conduct a study to determine the feasibility of carrying out a project for flood damage reduction and ecosystem restoration, Orick, California.

(b) FEASIBILITY OF RESTORING OR REHABILITATING REDWOOD CREEK LEVEES.—In conducting the study, the Secretary shall determine the feasibility of restoring or rehabilitating the Redwood Creek Levees, Humboldt County, California.

**SEC. 4019. RIALTO, FONTANA, AND COLTON, CALIFORNIA.**

The Secretary shall conduct a study to determine the feasibility of carrying out a project for water supply for Rialto, Fontana, and Colton, California.

**SEC. 4020. SACRAMENTO RIVER, CALIFORNIA.**

The Secretary shall conduct a comprehensive study to determine the feasibility of, and alternatives for, measures to protect water diversion facilities and fish protective screen facilities in the vicinity of river mile 178 on the Sacramento River, California.

**SEC. 4021. SAN DIEGO COUNTY, CALIFORNIA.**

The Secretary shall conduct a study to determine the feasibility of carrying out a

project for water supply, San Diego County, California, including a review of the feasibility of connecting 4 existing reservoirs to increase usable storage capacity.

**SEC. 4022. SAN FRANCISCO BAY, SACRAMENTO-SAN JOAQUIN DELTA, CALIFORNIA.**

(a) IN GENERAL.—The Secretary shall conduct a study to determine the feasibility of the beneficial use of dredged material from the San Francisco Bay in the Sacramento-San Joaquin Delta, California, including the benefits and impacts of salinity in the Delta and the benefits to navigation, flood damage reduction, ecosystem restoration, water quality, salinity control, water supply reliability, and recreation.

(b) COOPERATION.—In conducting the study, the Secretary shall cooperate with the California Department of Water Resources and appropriate Federal and State entities in developing options for the beneficial use of dredged material from San Francisco Bay for the Sacramento-San Joaquin Delta area.

(c) REVIEW.—The study shall include a review of the feasibility of using Sherman Island as a rehandling site for levee maintenance material, as well as for ecosystem restoration. The review may include monitoring a pilot project using up to 150,000 cubic yards of dredged material and being carried out at the Sherman Island site, examining larger scale use of dredged materials from the San Francisco Bay and Suisun Bay Channel, and analyzing the feasibility of the potential use of saline materials from the San Francisco Bay for both rehandling and ecosystem restoration purposes.

**SEC. 4023. SOUTH SAN FRANCISCO BAY SHORELINE STUDY, CALIFORNIA.**

(a) IN GENERAL.—In conducting the South San Francisco Bay shoreline study, the Secretary shall—

(1) review the planning, design, and land acquisition documents prepared by the California State Coastal Conservancy, the Santa Clara Valley Water District, and other local interests in developing recommendations for measures to provide flood protection of the South San Francisco Bay shoreline, restoration of the South San Francisco Bay salt ponds (including lands owned by the Department of the Interior), and other related purposes; and

(2) incorporate such planning, design, and land acquisition documents into the Federal study if the Secretary determines that such documents are consistent with Federal standards.

(b) REPORT.—Not later than December 31, 2008, the Secretary shall transmit a feasibility report for the South San Francisco Bay shoreline study to the Committee on Transportation and Infrastructure of the House of Representatives and the Committee on Environment and Public Works of the Senate.

(c) CREDIT.—

(1) IN GENERAL.—The Secretary shall credit toward the non-Federal share of the cost of any project authorized by law as a result of the South San Francisco Bay shoreline study the cost of work carried out by the non-Federal interest before the date of the partnership agreement for the project if the Secretary determines that the work is integral to the project.

(2) LIMITATION.—In no case may work that was carried out more than 5 years before the date of enactment of this Act be eligible for credit under this subsection.

**SEC. 4024. TWENTYNINE PALMS, CALIFORNIA.**

The Secretary shall conduct a study to determine the feasibility of carrying out a project for flood damage reduction, Pinto Cove Wash, in the vicinity of Twentynine Palms, California.

**SEC. 4025. YUCCA VALLEY, CALIFORNIA.**

The Secretary shall conduct a study to determine the feasibility of carrying out a

project for flood damage reduction, West Burnt Mountain basin, in the vicinity of Yucca Valley, California.

**SEC. 4026. ROARING FORK RIVER, BASALT, COLORADO.**

The Secretary shall conduct a study to determine the feasibility of carrying out a project for flood damage reduction and other purposes for the Roaring Fork River, Basalt, Colorado.

**SEC. 4027. DELAWARE AND CHRISTINA RIVERS AND SHELLPOT CREEK, WILMINGTON, DELAWARE.**

The Secretary shall conduct a study to determine the feasibility of carrying out a project for flood damage reduction and related purposes along the Delaware and Christina Rivers and Shellpot Creek, Wilmington, Delaware.

**SEC. 4028. COLLIER COUNTY BEACHES, FLORIDA.**

The Secretary shall conduct a study to determine the feasibility of carrying out a project for hurricane and storm damage reduction and flood damage reduction in the vicinity of Vanderbilt, Park Shore, and Naples beaches, Collier County, Florida.

**SEC. 4029. LOWER ST. JOHNS RIVER, FLORIDA.**

The Secretary shall conduct a study to determine the feasibility of carrying out a project for environmental protection and restoration, including improved water quality, and related purposes, Lower St. Johns River, Florida.

**SEC. 4030. VANDERBILT BEACH LAGOON, FLORIDA.**

The Secretary shall conduct a study to determine the feasibility of carrying out a project for environmental restoration, water supply, and improvement of water quality at Vanderbilt Beach Lagoon, Florida.

**SEC. 4031. MERIWETHER COUNTY, GEORGIA.**

The Secretary shall conduct a study to determine the feasibility of carrying out a project for water supply, Meriwether County, Georgia.

**SEC. 4032. TYBEE ISLAND, GEORGIA.**

The Secretary shall conduct a study to determine the feasibility of including the northern end of Tybee Island extending from the north terminal groin to the mouth of Lazaretto Creek as a part of the project for beach erosion control, Tybee Island, Georgia, carried out under section 201 of the Flood Control Act of 1965 (42 U.S.C. 1962d-5).

**SEC. 4033. BOISE RIVER, IDAHO.**

The study for flood control, Boise River, Idaho, authorized by section 414 of the Water Resources Development Act of 1999 (113 Stat. 324), is modified—

(1) to add ecosystem restoration and water supply as project purposes to be studied; and  
(2) to require the Secretary to credit toward the non-Federal share of the cost of the study the cost, not to exceed \$500,000, of work carried out by the non-Federal interest before the date of the partnership agreement for the project if the Secretary determines that the work is integral to the project.

**SEC. 4034. BALLARD'S ISLAND SIDE CHANNEL, ILLINOIS.**

The Secretary shall conduct a study to determine the feasibility of carrying out a project for ecosystem restoration, Ballard's Island, Illinois.

**SEC. 4035. SALEM, INDIANA.**

The Secretary shall conduct a study to determine the feasibility of carrying out a project to provide an additional water supply source for Salem, Indiana.

**SEC. 4036. BUCKHORN LAKE, KENTUCKY.**

(a) IN GENERAL.—The Secretary shall conduct a study to determine the feasibility of modifying the project for flood damage reduction, Buckhorn Lake, Kentucky, authorized by section 2 of the Flood Control Act of June 28, 1938 (52 Stat. 1217), to add ecosystem

restoration, recreation, and improved access as project purposes, including permanently raising the winter pool elevation of the project.

(b) IN-KIND CONTRIBUTIONS.—The non-Federal interest may provide the non-Federal share of the cost of the study in the form of in-kind services and materials.

**SEC. 4037. DEWEY LAKE, KENTUCKY.**

The Secretary shall conduct a study to determine the feasibility of modifying the project for Dewey Lake, Kentucky, to add water supply as a project purpose.

**SEC. 4038. LOUISVILLE, KENTUCKY.**

The Secretary shall conduct a study of the project for flood control, Louisville, Kentucky, authorized by section 4 of the Flood Control Act of June 28, 1938 (52 Stat. 1217), to investigate measures to address the rehabilitation of the project.

**SEC. 4039. CLINTON RIVER, MICHIGAN.**

The Secretary shall conduct a study to determine the feasibility of carrying out a project for environmental restoration, Clinton River, Michigan.

**SEC. 4040. HAMBURG AND GREEN OAK TOWNSHIPS, MICHIGAN.**

The Secretary shall conduct a study to determine the feasibility of carrying out a project for flood damage reduction on Ore Lake and the Huron River for Hamburg and Green Oak Townships, Michigan.

**SEC. 4041. DULUTH-SUPERIOR HARBOR, MINNESOTA AND WISCONSIN.**

(a) IN GENERAL.—The Secretary shall conduct a study and prepare a report to evaluate the integrity of the bulkhead system located on and in the vicinity of Duluth-Superior Harbor, Duluth, Minnesota, and Superior, Wisconsin.

(b) CONTENTS.—The report shall include—

- (1) a determination of causes of corrosion of the bulkhead system;
- (2) recommendations to reduce corrosion of the bulkhead system;
- (3) a description of the necessary repairs to the bulkhead system; and
- (4) an estimate of the cost of addressing the causes of the corrosion and carrying out necessary repairs.

**SEC. 4042. NORTHEAST MISSISSIPPI.**

The Secretary shall conduct a study to determine the feasibility of modifying the project for navigation, Tennessee-Tombigbee Waterway, Alabama and Mississippi, to provide water supply for northeast Mississippi.

**SEC. 4043. ST. LOUIS, MISSOURI.**

The Secretary shall conduct a study to determine the feasibility of carrying out a project for flood damage reduction, St. Louis, Missouri, to restore or rehabilitate the levee system feature of the project for flood protection, St. Louis, Missouri, authorized by the first section of the Act entitled "An Act authorizing construction of certain public works on the Mississippi River for the protection of Saint Louis, Missouri", approved August 9, 1955 (69 Stat. 540).

**SEC. 4044. DREDGED MATERIAL DISPOSAL, NEW JERSEY.**

The Secretary shall conduct a study to determine the feasibility of carrying out a project in the vicinity of the Atlantic Intra-coastal Waterway, New Jersey, for the construction of a dredged material disposal transfer facility to make dredged material available for beneficial reuse.

**SEC. 4045. BAYONNE, NEW JERSEY.**

The Secretary shall conduct a study to determine the feasibility of carrying out a project for environmental restoration, including improved water quality, enhanced public access, and recreation, on the Kill Van Kull, Bayonne, New Jersey.

**SEC. 4046. CARTERET, NEW JERSEY.**

The Secretary shall conduct a study to determine the feasibility of carrying out a

project for environmental restoration, including improved water quality, enhanced public access, and recreation, on the Raritan River, Carteret, New Jersey.

**SEC. 4047. GLOUCESTER COUNTY, NEW JERSEY.**

The Secretary shall conduct a study to determine the feasibility of carrying out a project for flood damage reduction, Gloucester County, New Jersey, including the feasibility of restoring the flood protection dikes in Gibbstown, New Jersey, and the associated tidegates in Gloucester County, New Jersey.

**SEC. 4048. PERTH AMBOY, NEW JERSEY.**

The Secretary shall conduct a study to determine the feasibility of carrying out a project for riverfront development, including enhanced public access, recreation, and environmental restoration, on the Arthur Kill, Perth Amboy, New Jersey.

**SEC. 4049. BATAVIA, NEW YORK.**

The Secretary shall conduct a study to determine the feasibility of carrying out a project for hydropower and related purposes in the vicinity of Batavia, New York.

**SEC. 4050. BIG SISTER CREEK, EVANS, NEW YORK.**

(a) IN GENERAL.—The Secretary shall conduct a study to determine the feasibility of carrying out a project for flood damage reduction, Big Sister Creek, Evans, New York.

(b) EVALUATION OF POTENTIAL SOLUTIONS.—In conducting the study, the Secretary shall evaluate potential solutions to flooding from all sources, including flooding that results from ice jams.

**SEC. 4051. FINGER LAKES, NEW YORK.**

The Secretary shall conduct a study to determine the feasibility of carrying out a project for aquatic ecosystem restoration and protection, Finger Lakes, New York, to address water quality and aquatic nuisance species.

**SEC. 4052. LAKE ERIE SHORELINE, BUFFALO, NEW YORK.**

The Secretary shall conduct a study to determine the feasibility of carrying out a project for storm damage reduction and shoreline protection in the vicinity of Gallagher Beach, Lake Erie Shoreline, Buffalo, New York.

**SEC. 4053. NEWTOWN CREEK, NEW YORK.**

The Secretary shall conduct a study to determine the feasibility of carrying out ecosystem restoration improvements on Newtown Creek, Brooklyn and Queens, New York.

**SEC. 4054. NIAGARA RIVER, NEW YORK.**

The Secretary shall conduct a study to determine the feasibility of carrying out a project for a low-head hydroelectric generating facility in the Niagara River, New York.

**SEC. 4055. SHORE PARKWAY GREENWAY, BROOKLYN, NEW YORK.**

The Secretary shall conduct a study of the feasibility of carrying out a project for shoreline protection in the vicinity of the confluence of the Narrows and Gravesend Bay, Upper New York Bay, Shore Parkway Greenway, Brooklyn, New York.

**SEC. 4056. UPPER DELAWARE RIVER WATERSHED, NEW YORK.**

Notwithstanding section 221 of the Flood Control Act of 1970 (42 U.S.C. 1962d-5b) and with the consent of the affected local government, a nonprofit organization may serve as the non-Federal interest for a study for the Upper Delaware River watershed, New York, being carried out under Committee Resolution 2495 of the Committee on Transportation and Infrastructure of the House of Representatives, adopted May 9, 1996.

**SEC. 4057. LINCOLN COUNTY, NORTH CAROLINA.**

The Secretary shall conduct a study of existing water and water quality-related infrastructure in Lincoln County, North Carolina,

to assist local interests in determining the most efficient and effective way to connect county infrastructure.

**SEC. 4058. WILKES COUNTY, NORTH CAROLINA.**

The Secretary shall conduct a study to determine the feasibility of carrying out a project for water supply, Wilkes County, North Carolina.

**SEC. 4059. YADKINVILLE, NORTH CAROLINA.**

The Secretary shall conduct a study to determine the feasibility of carrying out a project for water supply, Yadkinville, North Carolina.

**SEC. 4060. LAKE ERIE, OHIO.**

The Secretary shall conduct a study to determine the feasibility of carrying out projects for power generation at confined disposal facilities along Lake Erie, Ohio.

**SEC. 4061. OHIO RIVER, OHIO.**

The Secretary shall conduct a study to determine the feasibility of carrying out projects for flood damage reduction on the Ohio River in Mahoning, Columbiana, Jefferson, Belmont, Noble, Monroe, Washington, Athens, Meigs, Gallia, Lawrence, and Scioto Counties, Ohio.

**SEC. 4062. ECOSYSTEM RESTORATION AND FISH PASSAGE IMPROVEMENTS, OREGON.**

(a) STUDY.—The Secretary shall conduct a study to determine the feasibility of undertaking ecosystem restoration and fish passage improvements on rivers throughout the State of Oregon.

(b) REQUIREMENTS.—In carrying out the study, the Secretary shall—

(1) work in coordination with the State of Oregon, local governments, and other Federal agencies; and

(2) place emphasis on—

(A) fish passage and conservation and restoration strategies to benefit species that are listed or proposed for listing as threatened or endangered species under the Endangered Species Act of 1973 (16 U.S.C. 1531 et seq.); and

(B) other watershed restoration objectives.

(c) PILOT PROGRAM.—

(1) IN GENERAL.—In conjunction with conducting the study under subsection (a), the Secretary may carry out pilot projects to demonstrate the effectiveness of ecosystem restoration and fish passages.

(2) AUTHORIZATION OF APPROPRIATIONS.—There is authorized to be appropriated \$5,000,000 to carry out this subsection.

**SEC. 4063. WALLA WALLA RIVER BASIN, OREGON.**

In conducting the study to determine the feasibility of carrying out a project for ecosystem restoration, Walla Walla River Basin, Oregon, the Secretary shall—

(1) credit toward the non-Federal share of the cost of the study the cost of work carried out by the non-Federal interest before the date of the partnership agreement for the project if the Secretary determines that the work is integral to the project; and

(2) allow the non-Federal interest to provide the non-Federal share of the cost of the study in the form of in-kind services and materials.

**SEC. 4064. CHARTIERS CREEK WATERSHED, PENNSYLVANIA.**

The Secretary shall conduct a study to determine the feasibility of carrying out a project for flood damage reduction, Chartiers Creek watershed, Pennsylvania.

**SEC. 4065. KINZUA DAM AND ALLEGHENY RESERVOIR, PENNSYLVANIA.**

The Secretary shall conduct a study of the project for flood control, Kinzua Dam and Allegheny Reservoir, Warren, Pennsylvania, authorized by section 5 of the Flood Control Act of June 22, 1936 (49 Stat. 1570), and modified by section 2 of the Flood Control Act of June 28, 1938 (52 Stat. 1215), section 2 of the Flood Control Act of August 18, 1941 (55 Stat. 646), and section 4 of the Flood Control Act

of December 22, 1944 (58 Stat. 887), to review operations of and identify modifications to the project to expand recreational opportunities.

**SEC. 4066. WESTERN PENNSYLVANIA FLOOD DAMAGE REDUCTION, PENNSYLVANIA.**

(a) IN GENERAL.—The Secretary shall conduct a study of structural and nonstructural flood damage reduction, stream bank protection, storm water management, channel clearing and modification, and watershed coordination measures in the Mahoning River basin, Pennsylvania, the Allegheny River basin, Pennsylvania, and the Upper Ohio River basin, Pennsylvania, to provide a level of flood protection sufficient to prevent future losses to communities located in such basins from flooding such as occurred in September 2004, but not less than a 100-year level of flood protection.

(b) PRIORITY COMMUNITIES.—In carrying out this section, the Secretary shall give priority to the following Pennsylvania communities: Marshall Township, Ross Township, Shaler Township, Jackson Township, Harmony, Zelienople, Darlington Township, Houston Borough, Chartiers Township, Washington, Canton Township, Tarentum Borough, and East Deer Township.

**SEC. 4067. WILLIAMSPORT, PENNSYLVANIA.**

The Secretary shall conduct a study of the project for flood control, Williamsport, Pennsylvania, authorized by section 5 of the Flood Control Act of June 22, 1936 (49 Stat. 1570), to investigate measures to rehabilitate the project.

**SEC. 4068. YARDLEY BOROUGH, PENNSYLVANIA.**

The Secretary shall conduct a study to determine the feasibility of carrying out a project for flood damage reduction, at Yardley Borough, Pennsylvania, including the alternative of raising River Road.

**SEC. 4069. RIO VALENCIANO, JUNCOS, PUERTO RICO.**

(a) IN GENERAL.—The Secretary shall conduct a study to reevaluate the project for flood damage reduction and water supply, Rio Valenciano, Juncos, Puerto Rico, authorized by section 209 of the Flood Control Act of 1962 (76 Stat. 1197) and section 204 of the Flood Control Act of 1970 (84 Stat. 1828), to determine the feasibility of carrying out the project.

(b) CREDIT.—The Secretary shall credit toward the non-Federal share of the cost of the study the cost of work carried out by the non-Federal interest before the date of the partnership agreement for the project if the Secretary determines that the work is integral to the project.

**SEC. 4070. CROOKED CREEK, BENNETTSVILLE, SOUTH CAROLINA.**

The Secretary shall conduct a study to determine the feasibility of carrying out a project for water supply, Crooked Creek, Bennettsville, South Carolina.

**SEC. 4071. BROAD RIVER, YORK COUNTY, SOUTH CAROLINA.**

The Secretary shall conduct a study to determine the feasibility of carrying out a project for water supply, Broad River, York County, South Carolina.

**SEC. 4072. CHATTANOOGA, TENNESSEE.**

The Secretary shall conduct a study to determine the feasibility of carrying out a project for flood damage reduction, Chattanooga Creek, Dobbs Branch, Chattanooga, Tennessee.

**SEC. 4073. CLEVELAND, TENNESSEE.**

The Secretary shall conduct a study to determine the feasibility of carrying out a project for flood damage reduction, Cleveland, Tennessee.

**SEC. 4074. CUMBERLAND RIVER, NASHVILLE, TENNESSEE.**

The Secretary shall conduct a study to determine the feasibility of carrying out a

project for recreation on, riverbank protection for, and environmental protection of, the Cumberland River and riparian habitats in the city of Nashville and Davidson County, Tennessee.

**SEC. 4075. LEWIS, LAWRENCE, AND WAYNE COUNTIES, TENNESSEE.**

The Secretary shall conduct a study to determine the feasibility of carrying out a project for water supply for Lewis, Lawrence, and Wayne Counties, Tennessee.

**SEC. 4076. WOLF RIVER AND NONCONNAH CREEK, MEMPHIS TENNESSEE.**

The Secretary shall conduct a study to determine the feasibility of carrying out a project for flood damage reduction along Wolf River and Nonconnah Creek, in the vicinity of Memphis, Tennessee, to include the repair, replacement, rehabilitation, and restoration of the following pumping stations: Cypress Creek, Nonconnah Creek, Ensley, Marble Bayou, and Bayou Gayoso.

**SEC. 4077. ABILENE, TEXAS.**

The Secretary shall conduct a study to determine the feasibility of carrying out a project for water supply, Abilene, Texas.

**SEC. 4078. COASTAL TEXAS ECOSYSTEM PROTECTION AND RESTORATION, TEXAS.**

(a) IN GENERAL.—The Secretary shall develop a comprehensive plan to determine the feasibility of carrying out projects for flood damage reduction, hurricane and storm damage reduction, and ecosystem restoration in the coastal areas of the State of Texas.

(b) SCOPE.—The comprehensive plan shall provide for the protection, conservation, and restoration of wetlands, barrier islands, shorelines, and related lands and features that protect critical resources, habitat, and infrastructure from the impacts of coastal storms, hurricanes, erosion, and subsidence.

(c) DEFINITION.—For purposes of this section, the term “coastal areas in the State of Texas” means the coastal areas of the State of Texas from the Sabine River on the east to the Rio Grande River on the west and includes tidal waters, barrier islands, marshes, coastal wetlands, rivers and streams, and adjacent areas.

**SEC. 4079. PORT OF GALVESTON, TEXAS.**

The Secretary shall conduct a study of the feasibility of carrying out a project for dredged material disposal in the vicinity of the project for navigation and environmental restoration, Houston-Galveston Navigation Channels, Texas, authorized by section 101(a)(30) of the Water Resources Development Act of 1996 (110 Stat. 3666).

**SEC. 4080. GRAND COUNTY AND MOAB, UTAH.**

The Secretary shall conduct a study to determine the feasibility of carrying out a project for water supply for Grand County and the city of Moab, Utah, including a review of the impact of current and future demands on the Spanish Valley Aquifer.

**SEC. 4081. SOUTHWESTERN UTAH.**

The Secretary shall conduct a study to determine the feasibility of carrying out a project for flood damage reduction, Santa Clara River, Washington, Iron, and Kane Counties, Utah.

**SEC. 4082. CHOWAN RIVER BASIN, VIRGINIA AND NORTH CAROLINA.**

The Secretary shall conduct a study to determine the feasibility of carrying out a project for flood damage reduction, environmental restoration, navigation, and erosion control, Chowan River basin, Virginia and North Carolina.

**SEC. 4083. ELLIOTT BAY SEAWALL, SEATTLE, WASHINGTON.**

(a) IN GENERAL.—The study for rehabilitation of the Elliott Bay Seawall, Seattle, Washington, being carried out under Committee Resolution 2704 of the Committee on Transportation and Infrastructure of the House of Representatives adopted September

25, 2002, is modified to include a determination of the feasibility of reducing future damage to the seawall from seismic activity.

(b) ACCEPTANCE OF CONTRIBUTIONS.—In carrying out the study, the Secretary may accept contributions in excess of the non-Federal share of the cost of the study from the non-Federal interest to the extent that the Secretary determines that the contributions will facilitate completion of the study.

(c) CREDIT.—The Secretary shall credit toward the non-Federal share of the cost of any project authorized by law as a result of the study the value of contributions accepted by the Secretary under subsection (b).

**SEC. 4084. MONONGAHELA RIVER BASIN, NORTHERN WEST VIRGINIA.**

The Secretary shall conduct a study to determine the feasibility of carrying out aquatic ecosystem restoration and protection projects in the watersheds of the Monongahela River Basin lying within the counties of Hancock, Ohio, Marshall, Wetzel, Tyler, Pleasants, Wood, Doddridge, Monongalia, Marion, Harrison, Taylor, Barbour, Preston, Tucker, Mineral, Grant, Gilmer, Brooke, and Ritchie, West Virginia, particularly as related to abandoned mine drainage abatement.

**SEC. 4085. KENOSHA HARBOR, WISCONSIN.**

The Secretary shall conduct a study to determine the feasibility of carrying out a project for navigation, Kenosha Harbor, Wisconsin, including the extension of existing piers.

**SEC. 4086. WAUWATOSA, WISCONSIN.**

The Secretary shall conduct a study to determine the feasibility of carrying out a project for flood damage reduction and environmental restoration, Menomonee River and Underwood Creek, Wauwatosa, Wisconsin, and greater Milwaukee watersheds, Wisconsin.

**SEC. 4087. JOHNSONVILLE DAM, JOHNSONVILLE, WISCONSIN.**

The Secretary shall conduct a study of the Johnsonville Dam, Johnsonville, Wisconsin, to determine if the structure prevents ice jams on the Sheboygan River.

**TITLE V—MISCELLANEOUS**

**SEC. 5001. MAINTENANCE OF NAVIGATION CHANNELS.**

(a) IN GENERAL.—Upon request of a non-Federal interest, the Secretary shall be responsible for maintenance of the following navigation channels and breakwaters constructed or improved by the non-Federal interest if the Secretary determines that such maintenance is economically justified and environmentally acceptable and that the channel or breakwater was constructed in accordance with applicable permits and appropriate engineering and design standards:

- (1) Manatee Harbor basin, Florida.
- (2) West turning basin, Canaveral Harbor, Florida.
- (3) Bayou LaFourche Channel, Port Fourchon, Louisiana.
- (4) Calcasieu River at Devil's Elbow, Louisiana.
- (5) Pidgeon Industrial Harbor, Pidgeon Industrial Park, Memphis Harbor, Tennessee.
- (6) Pix Bayou Navigation Channel, Chambers County, Texas.
- (7) Racine Harbor, Wisconsin.

(b) COMPLETION OF ASSESSMENT.—Not later than 6 months after the date of receipt of a request from a non-Federal interest for Federal assumption of maintenance of a channel listed in subsection (a), the Secretary shall make a determination as provided in subsection (a) and advise the non-Federal interest of the Secretary's determination.

**SEC. 5002. WATERSHED MANAGEMENT.**

(a) IN GENERAL.—The Secretary may provide technical, planning, and design assistance to non-Federal interests for carrying

out watershed management, restoration, and development projects at the locations described in subsection (d).

(b) SPECIFIC MEASURES.—Assistance provided under subsection (a) may be in support of non-Federal projects for the following purposes:

- (1) Management and restoration of water quality.
- (2) Control and remediation of toxic sediments.
- (3) Restoration of degraded streams, rivers, wetlands, and other waterbodies to their natural condition as a means to control flooding, excessive erosion, and sedimentation.
- (4) Protection and restoration of watersheds, including urban watersheds.
- (5) Demonstration of technologies for non-structural measures to reduce destructive impacts of flooding.

(c) NON-FEDERAL SHARE.—The non-Federal share of the cost of assistance provided under subsection (a) shall be 50 percent.

(d) PROJECT LOCATIONS.—The locations referred to in subsection (a) are the following:

- (1) Charlotte Harbor watershed, Florida.
- (2) Big Creek watershed, Roswell, Georgia.
- (3) Those portions of the watersheds of the Chattahoochee, Etowah, Flint, Ocmulgee, and Oconee Rivers lying within the counties of Bartow, Cherokee, Clayton, Cobb, Coweta, DeKalb, Douglas, Fayette, Fulton, Forsyth, Gwinnett, Hall, Henry, Paulding, Rockdale, and Walton, Georgia.
- (4) Kinkaid Lake, Jackson County, Illinois.
- (5) Amite River basin, Louisiana.
- (6) East Atchafalaya River basin, Iberville Parish and Pointe Coupee Parish, Louisiana.
- (7) Red River watershed, Louisiana.
- (8) Lower Platte River watershed, Nebraska.
- (9) Rio Grande watershed, New Mexico.
- (10) Taunton River basin, Massachusetts.
- (11) Marlboro Township, New Jersey.
- (12) Esopus, Plattekill, and Rondout Creeks, Greene, Sullivan, and Ulster Counties, New York.
- (13) Greenwood Lake watershed, New York and New Jersey.
- (14) Long Island Sound watershed, New York.
- (15) Tuscarawas River basin, Ohio.
- (16) Ramapo River watershed, New York.
- (17) Western Lake Erie basin, Ohio.

(18) Those portions of the watersheds of the Beaver, Upper Ohio, Connoquenessing, Lower Allegheny, Kiskiminetas, Lower Monongahela, Youghiohony, Shenango, and Mahoning Rivers lying within the counties of Beaver, Butler, Lawrence, and Mercer, Pennsylvania.

- (19) Otter Creek watershed, Pennsylvania.
- (20) Unami Creek watershed, Milford Township, Pennsylvania.
- (21) Sauk River basin, Washington.

(e) AUTHORIZATION OF APPROPRIATIONS.—There is authorized to be appropriated to carry out this section \$15,000,000.

**SEC. 5003. DAM SAFETY.**

(a) ASSISTANCE.—The Secretary may provide assistance to enhance dam safety at the following locations:

- (1) Fish Creek Dam, Blaine County, Idaho.
- (2) Hamilton Dam, Flint River, Flint, Michigan.
- (3) State Dam, Auburn, New York.
- (4) Whaley Lake Dam, Pawling, New York.
- (5) Ingham Spring Dam, Solebury Township, Pennsylvania.
- (6) Leaser Lake Dam, Lehigh County, Pennsylvania.
- (7) Stillwater Dam, Monroe County, Pennsylvania.
- (8) Wissahickon Creek Dam, Montgomery County, Pennsylvania.

(b) SPECIAL RULE.—The assistance provided under subsection (a) for State Dam, Auburn, New York, shall be for a project for rehabili-

tation in accordance with the report on State Dam Rehabilitation, Owasco Lake Outlet, New York, dated March 1999, if the Secretary determines that the project is feasible.

(c) AUTHORIZATION OF APPROPRIATIONS.—There is authorized to be appropriated to carry out subsection (a) \$6,000,000.

**SEC. 5004. STRUCTURAL INTEGRITY EVALUATIONS.**

(a) IN GENERAL.—Upon request of a non-Federal interest, the Secretary shall evaluate the structural integrity and effectiveness of a project for flood damage reduction and, if the Secretary determines that the project does not meet such minimum standards as the Secretary may establish and, absent action by the Secretary, the project will fail, the Secretary may take such action as may be necessary to restore the integrity and effectiveness of the project.

(b) PRIORITY.—The Secretary shall evaluate under subsection (a) the following projects:

- (1) Project for flood damage reduction, Arkansas River Levees, Arkansas.
- (2) Project for flood damage reduction, Nonconnah Creek, Tennessee.

**SEC. 5005. FLOOD MITIGATION PRIORITY AREAS.**

(a) IN GENERAL.—Section 212(e) of the Water Resources Development Act of 1999 (33 U.S.C. 2332(e); 114 Stat. 2599) is amended—

- (1) by striking "and" at the end of paragraphs (23) and (27);
- (2) by striking the period at the end of paragraph (28) and inserting a semicolon; and
- (3) by adding at the end the following:
  - “(29) Ascension Parish, Louisiana;
  - “(30) East Baton Rouge Parish, Louisiana;
  - “(31) Iberville Parish, Louisiana;
  - “(32) Livingston Parish, Louisiana; and
  - “(33) Pointe Coupee Parish, Louisiana.”.

(b) AUTHORIZATION OF APPROPRIATIONS.—Section 212(i)(1) of such Act (33 U.S.C. 2332(i)(1)) is amended by striking "section—" and all that follows before the period at the end and inserting "section \$20,000,000".

**SEC. 5006. ADDITIONAL ASSISTANCE FOR AUTHORIZED PROJECTS.**

(a) IN GENERAL.—Section 219(e) of the Water Resources Development Act of 1992 (106 Stat. 4835; 110 Stat. 3757; 113 Stat. 334) is amended—

- (1) by striking "and" at the end of paragraph (7);
- (2) by striking the period at the end of paragraph (8) and inserting a semicolon; and
- (3) by adding at the end the following:
  - “(9) \$35,000,000 for the project described in subsection (c)(18);
  - “(10) \$27,000,000 for the project described in subsection (c)(19);
  - “(11) \$20,000,000 for the project described in subsection (c)(20);
  - “(12) \$35,000,000 for the project described in subsection (c)(23);
  - “(13) \$20,000,000 for the project described in subsection (c)(25);
  - “(14) \$20,000,000 for the project described in subsection (c)(26);
  - “(15) \$35,000,000 for the project described in subsection (c)(27);
  - “(16) \$20,000,000 for the project described in subsection (c)(28); and
  - “(17) \$30,000,000 for the project described in subsection (c)(40).”.

(b) EAST ARKANSAS ENTERPRISE COMMUNITY, ARKANSAS.—Federal assistance made available under the rural enterprise zone program of the Department of Agriculture may be used toward payment of the non-Federal share of the costs of the project described in section 219(c)(20) of the Water Resources Development Act of 1992 (114 Stat. 2763A–219) if such assistance is authorized to be used for such purposes.

**SEC. 5007. EXPEDITED COMPLETION OF REPORTS AND CONSTRUCTION FOR CERTAIN PROJECTS.**

The Secretary shall expedite completion of the reports and, if the Secretary determines that the project is feasible, shall expedite completion of construction for the following projects:

- (1) Daytona Beach shore protection project, Florida.
- (2) Flagler Beach shore protection project, Florida.
- (3) St. Johns County shore protection project, Florida.
- (4) False River, Louisiana, being carried out under section 206 of the Water Resources Development Act of 1996 (33 U.S.C. 2330).
- (5) Fulmer Creek, Village of Mohawk, New York, being carried out under section 205 of the Flood Control Act of 1948 (33 U.S.C. 701s).
- (6) Moyer Creek, Village of Frankfort, New York, being carried out under section 205 of the Flood Control Act of 1948 (33 U.S.C. 701s).
- (7) Steele Creek, Village of Iilon, New York, being carried out under section 205 of the Flood Control Act of 1948 (33 U.S.C. 701s).
- (8) Oriskany Wildlife Management Area, Rome, New York, being carried out under section 206 of the Water Resources Development Act of 1996 (33 U.S.C. 2330).
- (9) Whitney Point Lake, Otselic River, Whitney Point, New York, being carried out under section 1135 of the Water Resources Development Act of 1986 (33 U.S.C. 2309a).
- (10) North River, Peabody, Massachusetts, being carried out under section 205 of the Flood Control Act of 1948 (33 U.S.C. 701s).
- (11) Chenango Lake, Chenango County, New York, being carried out under section 206 of the Water Resources Development Act of 1996 (33 U.S.C. 2330).

**SEC. 5008. EXPEDITED COMPLETION OF REPORTS FOR CERTAIN PROJECTS.**

(a) IN GENERAL.—The Secretary shall expedite completion of the reports for the following projects and, if the Secretary determines that a project is justified in the completed report, proceed directly to project preconstruction, engineering, and design:

- (1) Project for water supply, Little Red River, Arkansas.
- (2) Project for shoreline stabilization at Egmont Key, Florida.
- (3) Project for ecosystem restoration, University Lake, Baton Rouge, Louisiana.
- (4) Project for navigation, Sabine-Neches Waterway, Texas and Louisiana.

(b) SPECIAL RULE FOR EGMONT KEY, FLORIDA.—In carrying out the project for shoreline stabilization at Egmont Key, Florida, referred to in subsection (a)(3), the Secretary shall waive any cost share to be provided by non-Federal interests for any portion of the project that benefits federally owned property.

**SEC. 5009. SOUTHEASTERN WATER RESOURCES ASSESSMENT.**

(a) IN GENERAL.—The Secretary shall conduct, at Federal expense, an assessment of the water resources needs of the river basins and watersheds of the southeastern United States.

(b) COOPERATIVE AGREEMENTS.—In carrying out the assessment, the Secretary may enter into cooperative agreements with State and local agencies, non-Federal and nonprofit entities, and regional researchers.

(c) AUTHORIZATION OF APPROPRIATIONS.—There is authorized to be appropriated \$7,000,000 to carry out this section.

**SEC. 5010. UPPER MISSISSIPPI RIVER ENVIRONMENTAL MANAGEMENT PROGRAM.**

Section 1103(e)(7) of the Water Resources Development Act of 1986 (33 U.S.C. 652(e)(7)) is amended—

- (1) by adding at the end of subparagraph (A) the following: “The non-Federal interest may provide the non-Federal share of the

cost of the project in the form of in-kind services and materials.”; and

(2) by inserting after subparagraph (B) the following:

“(C) Notwithstanding section 221 of the Flood Control Act of 1970 (42 U.S.C. 1962d–5b), a non-Federal interest may include for any project undertaken under this section, a non-profit entity with the consent of the affected local government.”.

**SEC. 5011. MISSOURI AND MIDDLE MISSISSIPPI RIVER ENHANCEMENT PROJECT.**

Section 514(g) of the Water Resources Development Act of 1999 (113 Stat. 343; 117 Stat. 142) is amended by striking “and 2004” and inserting “through 2015”.

**SEC. 5012. GREAT LAKES FISHERY AND ECOSYSTEM RESTORATION.**

Section 506(f)(3)(B) of the Water Resources Development Act of 2000 (42 U.S.C. 1962d–22; 114 Stat. 2646) is amended by striking “50 percent” and inserting “100 percent”.

**SEC. 5013. GREAT LAKES REMEDIAL ACTION PLANS AND SEDIMENT REMEDIATION.**

Section 401(c) of the Water Resources Development Act of 1990 (104 Stat. 4644; 33 U.S.C. 1268 note) is amended by striking “through 2006” and inserting “through 2012”.

**SEC. 5014. GREAT LAKES TRIBUTARY MODELS.**

Section 516(g)(2) of the Water Resources Development Act of 1996 (33 U.S.C. 2326b(g)(2)) is amended by striking “through 2006” and inserting “through 2012”.

**SEC. 5015. GREAT LAKES NAVIGATION.**

(a) IN GENERAL.—Using available funds, the Secretary shall expedite the operation and maintenance, including dredging, of the navigation features of the Great Lakes and Connecting Channels for the purpose of supporting commercial navigation to authorized project depths.

(b) GREAT LAKES AND CONNECTING CHANNELS DEFINED.—In this section, the term “Great Lakes and Connecting Channels” includes Lakes Superior, Huron, Michigan, Erie, and Ontario, all connecting waters between and among such lakes used for commercial navigation, any navigation features in such lakes or waters that are a Federal operation or maintenance responsibility, and areas of the Saint Lawrence River that are operated or maintained by the Federal government for commercial navigation.

**SEC. 5016. GREAT LAKES PILOT PROJECT.**

Using available funds, the Secretary, in coordination with the Administrator of the Environmental Protection Agency, the Commandant of the Coast Guard, the Director of the United States Fish and Wildlife Service, and the Director of the Animal and Plant Health Inspection Service, shall carry out a pilot project, on an emergency basis, to control and prevent further spreading of viral hemorrhagic septicemia in the Great Lakes and their connecting channels.

**SEC. 5017. SAINT LAWRENCE SEAWAY.**

(a) IN GENERAL.—The Secretary is authorized, using amounts contributed by the Saint Lawrence Seaway Development Corporation under subsection (b), to carry out projects for operations, maintenance, repair, and rehabilitation, including associated maintenance dredging, of the Eisenhower and Snell lock facilities and related navigational infrastructure for the Saint Lawrence Seaway, at a total cost of \$134,650,000.

(b) SOURCE OF FUNDS.—The Secretary is authorized to accept funds from the Saint Lawrence Seaway Development Corporation to carry out projects under this section. Such funds may include amounts made available to the Corporation from the Harbor Maintenance Trust Fund and the general fund of the Treasury of the United States pursuant to section 210 of the Water Resources Development Act of 1986 (33 U.S.C. 2238).

**SEC. 5018. UPPER MISSISSIPPI RIVER DISPERSAL BARRIER PROJECT.**

(a) IN GENERAL.—The Secretary, in consultation with appropriate Federal and State agencies, shall study, design, and carry out a project for preventing and reducing the dispersal of aquatic nuisance species through the Upper Mississippi River system. The Secretary shall complete the study, design, and construction of the project not later than 6 months after the date of enactment of this Act.

(b) DISPERSAL BARRIER.—The Secretary, at Federal expense, shall—

(1) investigate and identify environmentally sound methods for preventing and reducing the dispersal of aquatic nuisance species;

(2) study, design, and carry out a project for a dispersal barrier, using available technologies and measures, to be located in the lock portion of Lock and Dam 11 in the Upper Mississippi River basin;

(3) monitor and evaluate, in cooperation with the Director of the United States Fish and Wildlife Service, the effectiveness of the project in preventing and reducing the dispersal of aquatic nuisance species through the Upper Mississippi River system, and report to the Committee on Transportation and Infrastructure of the House of Representatives and the Committee on Environment and Public Works of the Senate on the results of the evaluation; and

(4) operate and maintain the project.

(c) AUTHORIZATION OF APPROPRIATIONS.—There is authorized to be appropriated \$4,000,000 to carry out this section.

**SEC. 5019. SUSQUEHANNA, DELAWARE, AND POTOMAC RIVER BASINS, DELAWARE, MARYLAND, PENNSYLVANIA, AND VIRGINIA.**

(a) EX OFFICIO MEMBER.—Notwithstanding section 3001(a) of the 1997 Emergency Supplemental Appropriations Act for Recovery From Natural Disasters, and for Overseas Peacekeeping Efforts, Including Those in Bosnia (Public Law 105–18; 111 Stat. 176), section 2.2 of the Susquehanna River Basin Compact (Public Law 91–575), and section 2.2 of the Delaware River Basin Compact (Public Law 87–328), beginning in fiscal year 2002, and each fiscal year thereafter, the Division Engineer, North Atlantic Division, Corps of Engineers—

(1) shall be the ex officio United States member under the Susquehanna River Basin Compact, the Delaware River Basin Compact, and the Potomac River Basin Compact;

(2) shall serve without additional compensation; and

(3) may designate an alternate member in accordance with the terms of those compacts.

(b) AUTHORIZATION TO ALLOCATE.—The Secretary shall allocate funds to the Susquehanna River Basin Commission, Delaware River Basin Commission, and the Interstate Commission on the Potomac River Basin (Potomac River Basin Compact (Public Law 91–407)) to fulfill the equitable funding requirements of the respective interstate compacts.

(c) WATER SUPPLY AND CONSERVATION STORAGE, DELAWARE RIVER BASIN.—

(1) IN GENERAL.—The Secretary shall enter into an agreement with the Delaware River Basin Commission to provide temporary water supply and conservation storage at the Francis E. Walter Dam, Pennsylvania, for any period during which the Commission has determined that a drought warning or drought emergency exists.

(2) LIMITATION.—The agreement shall provide that the cost for water supply and conservation storage under paragraph (1) shall not exceed the incremental operating costs associated with providing the storage.

(d) WATER SUPPLY AND CONSERVATION STORAGE, SUSQUEHANNA RIVER BASIN.—



(1) IN GENERAL.—The Secretary shall enter into an agreement with the Susquehanna River Basin Commission to provide temporary water supply and conservation storage at Federal facilities operated by the Corps of Engineers in the Susquehanna River Basin for any period for which the Commission has determined that a drought warning or drought emergency exists.

(2) LIMITATION.—The agreement shall provide that the cost for water supply and conservation storage under paragraph (1) shall not exceed the incremental operating costs associated with providing the storage.

(e) WATER SUPPLY AND CONSERVATION STORAGE, POTOMAC RIVER BASIN.—

(1) IN GENERAL.—The Secretary shall enter into an agreement with the Potomac River Basin Commission to provide temporary water supply and conservation storage at Federal facilities operated by the Corps of Engineers in the Potomac River Basin for any period for which the Commission has determined that a drought warning or drought emergency exists.

(2) LIMITATION.—The agreement shall provide that the cost for water supply and conservation storage under paragraph (1) shall not exceed the incremental operating costs associated with providing the storage.

**SEC. 5020. CHESAPEAKE BAY ENVIRONMENTAL RESTORATION AND PROTECTION PROGRAM.**

(a) FORM OF ASSISTANCE.—Section 510(a)(2) of the Water Resources Development Act of 1996 (110 Stat. 3759) is amended by striking “, and beneficial uses of dredged material” and inserting “, beneficial uses of dredged material, and restoration of submerged aquatic vegetation”.

(b) AUTHORIZATION OF APPROPRIATIONS.—Section 510(i) of such Act (110 Stat. 3761) is amended by striking “\$10,000,000” and inserting “\$50,000,000”.

**SEC. 5021. HYPOXIA ASSESSMENT.**

The Secretary may participate with Federal, State, and local agencies, non-Federal and nonprofit entities, regional researchers, and other interested parties to assess hypoxia in the Gulf of Mexico.

**SEC. 5022. POTOMAC RIVER WATERSHED ASSESSMENT AND TRIBUTARY STRATEGY EVALUATION AND MONITORING PROGRAM.**

The Secretary may participate in the Potomac River Watershed Assessment and Tributary Strategy Evaluation and Monitoring Program to identify a series of resource management indicators to accurately monitor the effectiveness of the implementation of the agreed upon tributary strategies and other public policies that pertain to natural resource protection of the Potomac River watershed.

**SEC. 5023. LOCK AND DAM SECURITY.**

(a) STANDARDS.—The Secretary, in consultation with the Federal Emergency Management Agency, the Tennessee Valley Authority, and the Coast Guard, shall develop standards for the security of locks and dams, including the testing and certification of vessel exclusion barriers.

(b) SITE SURVEYS.—At the request of a lock or dam owner, the Secretary shall provide technical assistance, on a reimbursable basis, to improve lock or dam security.

(c) COOPERATIVE AGREEMENT.—The Secretary may enter into a cooperative agreement with a nonprofit alliance of public and private organizations that has the mission of promoting safe waterways and seaports to carry out testing and certification activities, and to perform site surveys, under this section.

(d) AUTHORIZATION OF APPROPRIATIONS.—There is authorized to be appropriated \$3,000,000 to carry out this section.

**SEC. 5024. REHABILITATION.**

The Secretary, at Federal expense and not to exceed \$1,000,000, shall rehabilitate and

improve the water-related infrastructure and the transportation infrastructure for the historic property in the Anacostia River Watershed located in the District of Columbia, including measures to address wet weather conditions. To carry out this section, the Secretary shall accept funds provided for such project under any other Federal program.

**SEC. 5025. RESEARCH AND DEVELOPMENT PROGRAM FOR COLUMBIA AND SNAKE RIVER SALMON SURVIVAL.**

Section 511 of the Water Resources Development Act of 1996 (16 U.S.C. 3301 note; 110 Stat. 3761; 113 Stat. 375) is amended—

(1) in subsection (a)(6) by striking “\$10,000,000” and inserting “\$25,000,000”; and

(2) in subsection (c)(2) by striking “\$1,000,000” and inserting “\$10,000,000”.

**SEC. 5026. AUBURN, ALABAMA.**

The Secretary may provide technical assistance relating to water supply to the city of Auburn, Alabama. There is authorized to be appropriated \$5,000,000 to carry out this section.

**SEC. 5027. PINHOOK CREEK, HUNTSVILLE, ALABAMA.**

(a) PROJECT AUTHORIZATION.—The Secretary shall design and construct the locally preferred plan for flood protection at Pinhook Creek, Huntsville, Alabama. In carrying out the project, the Secretary shall utilize, to the extent practicable, the existing detailed project report for the project prepared under the authority of section 205 of the Flood Control Act of 1948 (33 U.S.C. 701s).

(b) PARTICIPATION BY NON-FEDERAL INTEREST.—The Secretary shall allow the non-Federal interest to participate in the financing of the project in accordance with section 903(c) of the Water Resources Development Act of 1986 (100 Stat. 4184) to the extent that the Secretary’s evaluation indicates that applying such section is necessary to implement the project.

(c) CREDIT.—The Secretary shall credit toward the non-Federal share of the cost of the project the cost of work carried out by the non-Federal interest before the date of the partnership agreement for the project if the Secretary determines that the work is integral to the project.

**SEC. 5028. ALASKA.**

Section 570 of the Water Resources Development Act of 1999 (113 Stat. 369) is amended—

(1) in subsection (c) by inserting “environmental restoration,” after “water supply and related facilities,”;

(2) in subsection (e)(3)(B) by striking the last sentence;

(3) in subsection (h) by striking “\$25,000,000” and inserting “\$45,000,000”; and

(4) by adding at the end the following:  
“(i) NONPROFIT ENTITIES.—Notwithstanding section 221(b) of the Flood Control Act of 1970 (42 U.S.C. 1962d-5b(b)), a non-Federal interest may include for any project undertaken under this section a nonprofit entity with the consent of the affected local government.

“(j) CORPS OF ENGINEERS EXPENSES.—Ten percent of the amounts appropriated to carry out this section may be used by the Corps of Engineers district offices to administer projects under this section at Federal expense.”.

**SEC. 5029. BARROW, ALASKA.**

The Secretary shall carry out, under section 117 of the Energy and Water Development Appropriations Act, 2005 (118 Stat. 2944), a nonstructural project for coastal erosion and storm damage prevention and reduction at Barrow, Alaska, including relocation of infrastructure.

**SEC. 5030. COFFMAN COVE, ALASKA.**

The Secretary is authorized to carry out a project for navigation, Coffman Cove, Alaska, at a total cost of \$3,000,000.

**SEC. 5031. FIRE ISLAND, ALASKA.**

(a) IN GENERAL.—The Secretary is authorized to provide planning, design, and construction assistance to the non-Federal interest for the construction of a barge landing facility on Fire Island, Alaska.

(b) AUTHORIZATION OF APPROPRIATIONS.—There is authorized to be appropriated \$5,000,000 to carry out this section.

**SEC. 5032. FORT YUKON, ALASKA.**

The Secretary shall make repairs to the dike at Fort Yukon, Alaska, so that the dike meets Corps of Engineers standards.

**SEC. 5033. KOTZEBUE HARBOR, ALASKA.**

The Secretary is authorized to carry out a project for navigation, Kotzebue Harbor, Kotzebue, Alaska, at total cost of \$2,200,000.

**SEC. 5034. LOWELL CREEK TUNNEL, SEWARD, ALASKA.**

(a) LONG-TERM MAINTENANCE AND REPAIR.—The Secretary shall assume responsibility for the long-term maintenance and repair of the Lowell Creek Tunnel.

(b) STUDY.—The Secretary shall conduct a study to determine whether alternative methods of flood diversion in Lowell Canyon are feasible.

**SEC. 5035. ST. HERMAN AND ST. PAUL HARBORS, KODIAK, ALASKA.**

The Secretary shall carry out, on an emergency basis, necessary removal of rubble, sediment, and rock impeding the entrance to the St. Herman and St. Paul Harbors, Kodiak, Alaska, at a Federal cost of \$2,000,000.

**SEC. 5036. TANANA RIVER, ALASKA.**

The Secretary shall carry out, on an emergency basis, the removal of the hazard to navigation on the Tanana River, Alaska, near the mouth of the Chena River, as described in the January 3, 2005, memorandum from the Commander, Seventeenth Coast Guard District, to the Corps of Engineers, Alaska District, Anchorage, Alaska.

**SEC. 5037. VALDEZ, ALASKA.**

The Secretary is authorized to construct a small boat harbor in Valdez, Alaska, at a total cost of \$20,000,000, with an estimated Federal cost of \$10,500,000 and an estimated non-Federal cost of \$9,500,000.

**SEC. 5038. WHITTIER, ALASKA.**

(a) STUDY.—The Secretary shall conduct, at Federal expense, a study to determine the feasibility of carrying out projects for navigation at Whittier, Alaska, to construct a new boat harbor at the head of Whittier Bay and to expand the existing harbor and, if the Secretary determines that a project is feasible, the Secretary may carry out the project.

(b) NON-FEDERAL COST SHARE.—The non-Federal interest for the project may use, and the Secretary shall accept, funds provided by a Federal agency under any other Federal program, to satisfy, in whole or in part, the non-Federal share of the cost of the project if such funds are authorized to be used to carry out the project.

(c) AUTHORIZATION OF APPROPRIATIONS.—There is authorized to be appropriated to carry out this section \$35,200,000.

**SEC. 5039. WRANGELL HARBOR, ALASKA.**

(a) GENERAL NAVIGATION FEATURES.—In carrying out the project for navigation, Wrangell Harbor, Alaska, authorized by section 101(b)(1) of the Water Resources Development Act of 1999 (113 Stat. 279), the Secretary shall consider the dredging of the mooring basin and construction of the inner harbor facilities to be general navigation features for purposes of estimating the non-Federal share of project costs.

(b) REVISION OF PARTNERSHIP AGREEMENT.—The Secretary shall revise the partnership agreement for the project to reflect the change required by subsection (a).

**SEC. 5040. AUGUSTA AND CLARENDON, ARKANSAS.**

(a) IN GENERAL.—The Secretary is authorized to perform operation, maintenance, and

rehabilitation of authorized and completed levees on the White River between Augusta and Clarendon, Arkansas.

(b) REIMBURSEMENT.—After performing the operation, maintenance, and rehabilitation under subsection (a), the Secretary shall seek reimbursement from the Secretary of the Interior of an amount equal to the costs allocated to benefits to a Federal wildlife refuge of such operation, maintenance, and rehabilitation.

**SEC. 5041. DES ARC LEVEE PROTECTION, ARKANSAS.**

The Secretary shall review the project for flood control, Des Arc, Arkansas, to determine whether bank and channel scour along the White River threaten the existing project and whether the scour is as a result of a design deficiency. If the Secretary determines that such conditions exist as a result of a deficiency, the Secretary shall carry out measures to eliminate the deficiency.

**SEC. 5042. LOOMIS LANDING, ARKANSAS.**

The Secretary shall conduct a study of shore damage in the vicinity of Loomis Landing, Arkansas, to determine if the damage is the result of a Federal navigation project, and, if the Secretary determines that the damage is the result of a Federal navigation project, the Secretary shall carry out a project to mitigate the damage under section 111 of the River and Harbor Act of 1968 (33 U.S.C. 4261).

**SEC. 5043. ST. FRANCIS RIVER BASIN, ARKANSAS AND MISSOURI.**

The Secretary shall conduct a study of increased siltation and streambank erosion in the St. Francis River Basin, Arkansas and Missouri, to determine if the siltation or erosion, or both, are the result of a Federal flood control project and, if the Secretary determines that the siltation or erosion, or both, are the result of a Federal flood control project, the Secretary shall carry out a project to mitigate the siltation or erosion, or both.

**SEC. 5044. CAMBRIA, CALIFORNIA.**

Section 219(f)(48) of the Water Resources Development Act of 1992 (114 Stat. 2763A-220) is amended—

(1) by striking “\$10,300,000” and inserting the following:

“(A) IN GENERAL.—\$10,300,000”;

(2) by adding at the end the following:

“(B) CREDIT.—The Secretary shall credit toward the non-Federal share of the cost of the project not to exceed \$3,000,000 for the cost of planning and design work carried out by the non-Federal interest before the date of the partnership agreement for the project if the Secretary determines that the work is integral to the project.”; and

(3) by aligning the remainder of the text of subparagraph (A) (as designated by paragraph (1) of this section) with subparagraph (B) (as added by paragraph (2) of this section).

**SEC. 5045. CONTRA COSTA CANAL, OAKLEY AND KNIGHTSEN, CALIFORNIA; MALLARD SLOUGH, PITTSBURG, CALIFORNIA.**

Sections 512 and 514 of the Water Resources Development Act of 2000 (114 Stat. 2650) are each amended by adding at the end the following: “All planning, study, design, and construction on the project shall be carried out by the office of the district engineer, San Francisco, California.”

**SEC. 5046. DANA POINT HARBOR, CALIFORNIA.**

The Secretary shall conduct a study of the causes of water quality degradation within Dana Point Harbor, California, to determine if the degradation is the result of a Federal navigation project, and, if the Secretary determines that the degradation is the result of a Federal navigation project, the Secretary shall carry out a project to mitigate the degradation at Federal expense.

**SEC. 5047. EAST SAN JOAQUIN COUNTY, CALIFORNIA.**

Section 219(f)(22) of the Water Resources Development Act of 1992 (113 Stat. 336) is amended—

(1) by striking “\$25,000,000” and inserting the following:

“(A) IN GENERAL.—\$25,000,000”;

(2) by adding at the end the following:

“(B) CREDIT.—The Secretary shall credit toward the non-Federal share of the cost of the project (i) the cost of design and construction work carried out by the non-Federal interest before, on, or after the date of the partnership agreement for the project if the Secretary determines that the work is integral to the project; and (ii) the cost of provided for the project by the non-Federal interest.

“(C) IN-KIND CONTRIBUTIONS.—The non-Federal interest may provide any portion of the non-Federal share of the cost of the project in the form of in-kind services and materials.”; and

(3) by aligning the remainder of the text of subparagraph (A) (as designated by paragraph (1) of this section) with subparagraph (B) (as added by paragraph (2) of this section).

**SEC. 5048. EASTERN SANTA CLARA BASIN, CALIFORNIA.**

Section 111(c) of the Miscellaneous Appropriations Act, 2001 (as enacted into law by Public Law 106-554; 114 Stat. 2763A-224) is amended—

(1) by striking “\$25,000,000” and inserting “\$28,000,000”;

(2) by striking “\$7,000,000” and inserting “\$10,000,000”.

**SEC. 5049. LANCASTER, CALIFORNIA.**

Section 219(f)(50) of the Water Resources Development Act of 1992 (114 Stat. 2763A-220) is amended—

(1) by inserting after “water” the following: “and wastewater”;

(2) by striking “\$14,500,000” and inserting “\$24,500,000”.

**SEC. 5050. LOS OSOS, CALIFORNIA.**

Section 219(c)(27) of the Water Resources Development Act of 1992 (106 Stat. 4835; 114 Stat. 2763A-219) is amended to read as follows:

“(27) LOS OSOS, CALIFORNIA.—Wastewater infrastructure, Los Osos, California.”

**SEC. 5051. PINE FLAT DAM AND RESERVOIR, CALIFORNIA.**

(a) IN GENERAL.—The Secretary shall review the Kings River Fisheries Management Program Framework Agreement, dated May 29, 1999, among the California Department of Fish and Game, the Kings River Water Association, and the Kings River Conservation District and, if the Secretary determines that the management program is feasible, the Secretary may participate in the management program.

(b) PROHIBITION.—Nothing in this section authorizes any project for the raising of, or the construction of, a multilevel intake structure at Pine Flat Dam, California.

(c) USE OF EXISTING STUDIES.—In carrying out this section, the Secretary shall use, to the maximum extent practicable, studies in existence on the date of enactment of this Act, including data and environmental documentation in the Report of the Chief of Engineers, Pine Flat Dam and Reservoir, Fresno County, California, dated July 19, 2002.

(d) CREDIT.—The Secretary shall credit toward the non-Federal share of the cost of the project the cost of planning, design, and construction work carried out by the non-Federal interest before the date of the partnership agreement for the project if the Secretary determines that the work is integral to the project.

(e) AUTHORIZATION OF APPROPRIATIONS.—There is authorized to be appropriated to \$20,000,000 to carry out this section.

**SEC. 5052. RAYMOND BASIN, SIX BASINS, CHINO BASIN, AND SAN GABRIEL BASIN, CALIFORNIA.**

(a) COMPREHENSIVE PLAN.—The Secretary, in consultation and coordination with appropriate Federal, State, and local entities, shall develop a comprehensive plan for the management of water resources in the Raymond Basin, Six Basins, Chino Basin, and San Gabriel Basin, California. The Secretary may carry out activities identified in the comprehensive plan to demonstrate practicable alternatives for water resources management.

(b) NON-FEDERAL SHARE.—

(1) IN GENERAL.—The non-Federal share of the cost of activities carried out under this section shall be 35 percent.

(2) CREDIT.—The Secretary shall credit toward the non-Federal share of the cost of activities carried out under this section the cost of planning, design, and construction work completed by or on behalf of the non-Federal interests for implementation of measures under this section. The amount of such credit shall not exceed the non-Federal share of the cost of such activities.

(3) OPERATION AND MAINTENANCE.—The non-Federal share of the cost of operation and maintenance of any measures constructed under this section shall be 100 percent.

(c) AUTHORIZATION OF APPROPRIATIONS.—There is authorized to be appropriated to carry out this section \$5,000,000.

**SEC. 5053. SAN FRANCISCO, CALIFORNIA.**

(a) IN GENERAL.—The Secretary, in cooperation with the Port of San Francisco, California, may carry out the project for repair and removal, as appropriate, of Piers 30-32, 35, 36, 70 (including Wharves 7 and 8), and 80 in San Francisco, California, substantially in accordance with the Port's redevelopment plan.

(b) AUTHORIZATION OF APPROPRIATION.—There is authorized to be appropriated \$25,000,000 to carry out this subsection.

**SEC. 5054. SAN FRANCISCO, CALIFORNIA, WATERFRONT AREA.**

(a) AREA TO BE DECLARED NONNAVIGABLE; PUBLIC INTEREST.—Unless the Secretary finds, after consultation with local and regional public officials (including local and regional public planning organizations), that the proposed projects to be undertaken within the boundaries of the portion of the San Francisco, California, waterfront area described in subsection (b) are not in the public interest, such portion is declared to be non-navigable waters of the United States.

(b) NORTHERN EMBARCADERO SOUTH OF BRYANT STREET.—The portion of the San Francisco, California, waterfront area referred to in subsection (a) is as follows: Beginning at the intersection of the northeasterly prolongation of that portion of the northwesterly line of Bryant Street lying between Beale Street and Main Street with the southwesterly line of Spear Street, which intersection lies on the line of jurisdiction of the San Francisco Port Commission; following thence southerly along said line of jurisdiction as described in the State of California Harbor and Navigation Code Section 1770, as amended in 1961, to its intersection with the easterly line of Townsend Street along a line that is parallel and distant 10 feet southerly from the existing southern boundary of Pier 40 produced to its point of intersection with the United States Government pier-head line; thence northerly along said pier-head line to its intersection with a line parallel with, and distant 10 feet easterly from, the existing easterly boundary line of Pier 30-32; thence northerly along said parallel line and its northerly prolongation, to a point of intersection with a line parallel with, and distant 10 feet northerly from, the existing northerly boundary of Pier 30-32, thence

westerly along last said parallel line to its intersection with the United States Government pier-head line; to the northwesterly line of Bryant Street produced northwesterly; thence southwesterly along said northwesterly line of Bryant Street produced to the point of beginning.

(c) REQUIREMENT THAT AREA BE IMPROVED.—The declaration of nonnavigability under subsection (a) applies only to those parts of the area described in subsection (b) that are or will be bulkheaded, filled, or otherwise occupied by permanent structures and does not affect the applicability of any Federal statute or regulation applicable to such parts the day before the date of enactment of this Act, including sections 9 and 10 of the Act of March 3, 1899 (33 U.S.C. 401 and 403; 30 Stat. 1151), commonly known as the Rivers and Harbors Appropriation Act of 1899, section 404 of the Federal Water Pollution Control Act (33 U.S.C. 1344), and the National Environmental Policy Act of 1969 (42 U.S.C. 4321 et seq.).

(d) EXPIRATION DATE.—If, 20 years from the date of enactment of this Act, any area or part thereof described in subsection (b) is not bulkheaded or filled or occupied by permanent structures, including marina facilities, in accordance with the requirements set out in subsection (c), or if work in connection with any activity permitted in subsection (c) is not commenced within 5 years after issuance of such permits, then the declaration of nonnavigability for such area or part thereof shall expire.

**SEC. 5055. SAN PABLO BAY, CALIFORNIA, WATERSHED AND SUISUN MARSH ECOSYSTEM RESTORATION.**

(a) SAN PABLO BAY WATERSHED, CALIFORNIA.—

(1) IN GENERAL.—The Secretary shall complete work, as expeditiously as possible, on the ongoing San Pablo Bay watershed, California, study to determine the feasibility of opportunities for restoring, preserving and protecting the San Pablo Bay watershed.

(2) REPORT.—Not later than March 31, 2008, the Secretary shall submit to Congress a report on the results of the study.

(b) SUISUN MARSH, CALIFORNIA.—The Secretary shall conduct a comprehensive study to determine the feasibility of opportunities for restoring, preserving and protecting the Suisun Marsh, California.

(c) SAN PABLO AND SUISUN BAY MARSH WATERSHED CRITICAL RESTORATION PROJECTS.—

(1) IN GENERAL.—The Secretary may participate in critical restoration projects that will produce, consistent with Federal programs, projects, and activities, immediate and substantial ecosystem restoration, preservation, and protection benefits in the following sub-watersheds of the San Pablo and Suisun Bay Marsh watersheds:

(A) The tidal areas of the Petaluma River, Napa-Sonoma Marsh.

(B) The shoreline of West Contra Costa County.

(C) Novato Creek.

(D) Suisun Marsh.

(E) Gallinas-Miller Creek.

(2) TYPES OF ASSISTANCE.—Participation in critical restoration projects under this subsection may include assistance for planning, design, or construction.

(d) NON-FEDERAL INTERESTS.—Notwithstanding section 221(b) of the Flood Control Act of 1970 (42 U.S.C. 1962d-5b(b)), a non-Federal interest may include for any project undertaken under this section a nonprofit entity with the consent of the affected local government.

(e) CREDIT.—The Secretary shall credit toward the non-Federal share of the cost of construction of a project under this section—

(1) the value of any lands, easements, rights-of-way, dredged material disposal areas, or relocations provided by the non-

Federal interest for carrying out the project, regardless of the date of acquisition;

(2) funds received from the CALFED Bay-Delta program; and

(3) the cost of the studies, design, and construction work carried out by the non-Federal interest before the date of execution of a partnership agreement for the project if the Secretary determines that the work is integral to the project.

(f) AUTHORIZATION OF APPROPRIATIONS.—There is authorized to be appropriated to carry out this section \$40,000,000.

**SEC. 5056. STOCKTON, CALIFORNIA.**

(a) REEVALUATION.—The Secretary shall reevaluate the feasibility of the Lower Mosher Slough element and the levee extensions on the Upper Calaveras River element of the project for flood control, Stockton Metropolitan Area, California, carried out under section 211(f)(3) of the Water Resources Development Act of 1996 (110 Stat. 3683), to determine the eligibility of such elements for reimbursement under section 211 of such Act (33 U.S.C. 701b-13).

(b) SPECIAL RULES FOR REEVALUATION.—In conducting the reevaluation under subsection (a), the Secretary shall not reject a feasibility determination based on one or more of the policies of the Corps of Engineers concerning the frequency of flooding, the drainage area, and the amount of runoff.

(c) REIMBURSEMENT.—If the Secretary determines that the elements referred to subsection (a) are feasible, the Secretary shall reimburse, subject to appropriations, the non-Federal interest under section 211 of the Water Resources Development Act of 1996 for the Federal share of the cost of such elements.

**SEC. 5057. CHARLES HERVEY TOWNSHEND BREAKWATER, NEW HAVEN HARBOR, CONNECTICUT.**

(a) DESIGNATION.—The western breakwater for the project for navigation, New Haven Harbor, Connecticut, authorized by the first section of the Act of September 19, 1890 (26 Stat. 426), shall be known and designated as the “Charles Hervey Townshend Breakwater”.

(b) REFERENCES.—Any reference in a law, map, regulation, document, paper, or other record of the United States to the breakwater referred to in subsection (a) shall be deemed to be a reference to the “Charles Hervey Townshend Breakwater”.

**SEC. 5058. FLORIDA KEYS WATER QUALITY IMPROVEMENTS.**

Section 109 of the Miscellaneous Appropriations Act, 2001 (enacted into law by Public Law 106-554) (114 Stat. 2763A-222) is amended—

(1) by adding at the end of subsection (e)(2) the following:

“(C) CREDIT FOR WORK PRIOR TO EXECUTION OF THE PARTNERSHIP AGREEMENT.—The Secretary shall credit toward the non-Federal share of the cost of the project—

“(i) the cost of construction work carried out by the non-Federal interest before the date of the partnership agreement for the project if the Secretary determines that the work is integral to the project; and

“(ii) the cost of land acquisition carried out by the non-Federal interest for projects to be carried out under this section.”; and

(2) in subsection (f) by striking “\$100,000,000” and inserting “\$100,000,000, of which not more than \$15,000,000 may be used to provide planning, design, and construction assistance to the Florida Keys Aqueduct Authority for a water treatment plant, Florida City, Florida”.

**SEC. 5059. LAKE WORTH, FLORIDA.**

The Secretary may carry out necessary repairs for the Lake Worth bulkhead replacement project, West Palm Beach, Florida, at an estimated total cost of \$9,000,000.

**SEC. 5060. EAST CENTRAL AND NORTHEAST FLORIDA.**

(a) EAST CENTRAL AND NORTHEAST FLORIDA REGION DEFINED.—In this section, the term “East Central and Northeast Florida Region” means Flagler County, St. Johns County, Putman County (east of the St. Johns River), Seminole County, Volusia County, the towns of Winter Park, Maitland, and Palatka, Florida.

(b) ESTABLISHMENT OF PROGRAM.—The Secretary may establish a program to provide environmental assistance to non-Federal interests in the East Central and Northeast Florida Region.

(c) FORM OF ASSISTANCE.—Assistance under this section may be in the form of design and construction assistance for water-related environmental infrastructure and resource protection and development projects in the East Central and Northeast Florida Region, including projects for wastewater treatment and related facilities, water supply and related facilities, environmental restoration, and surface water resource protection and development.

(d) OWNERSHIP REQUIREMENT.—The Secretary may provide assistance for a project under this section only if the project is publicly owned.

(e) PARTNERSHIP AGREEMENTS.—

(1) IN GENERAL.—Before providing assistance under this section, the Secretary shall enter into a partnership agreement with a non-Federal interest to provide for design and construction of the project to be carried out with the assistance.

(2) REQUIREMENTS.—Each partnership agreement for a project entered into under this subsection shall provide for the following:

(A) PLAN.—Development by the Secretary, in consultation with appropriate Federal and State officials, of a facilities or resource protection and development plan, including appropriate engineering plans and specifications.

(B) LEGAL AND INSTITUTIONAL STRUCTURES.—Establishment of such legal and institutional structures as are necessary to ensure the effective long-term operation of the project by the non-Federal interest.

(3) COST SHARING.—

(A) IN GENERAL.—The Federal share of the project costs under each partnership agreement entered into under this subsection shall be 75 percent. The Federal share may be provided in the form of grants or reimbursements of project costs.

(B) CREDIT FOR WORK.—The non-Federal interests shall receive credit for the reasonable cost of design work on a project completed by the non-Federal interest before entering into a partnership agreement with the Secretary for such project.

(C) CREDIT FOR INTEREST.—In case of a delay in the funding of the non-Federal share of a project that is the subject of an agreement under this section, the non-Federal interest shall receive credit for reasonable interest incurred in providing the non-Federal share of the project’s costs.

(D) LAND, EASEMENTS, AND RIGHTS-OF-WAY CREDIT.—The non-Federal interest shall receive credit for land, easements, rights-of-way, and relocations toward the non-Federal share of project costs (including all reasonable costs associated with obtaining permits necessary for the construction, operation, and maintenance of the project on publicly owned or controlled land), but such credit may not exceed 25 percent of total project costs.

(E) OPERATION AND MAINTENANCE.—The non-Federal share of operation and maintenance costs for projects constructed with assistance provided under this section shall be 100 percent.

(f) APPLICABILITY OF OTHER FEDERAL AND STATE LAWS.—Nothing in this section

waives, limits, or otherwise affects the applicability of any provision of Federal or State law that would otherwise apply to a project to be carried out with assistance provided under this section.

(g) **NONPROFIT ENTITIES.**—Notwithstanding section 221(b) of the Flood Control Act of 1970 (42 U.S.C. 1962d-5b(b)), for any project undertaken under this section, a non-Federal interest may include a nonprofit entity.

(h) **CORPS OF ENGINEERS EXPENSES.**—Ten percent of the amounts appropriated to carry out this section may be used by the Corps of Engineers district offices to administer projects under this section at Federal expense.

(i) **AUTHORIZATION OF APPROPRIATIONS.**—There is authorized to be appropriated to carry out this section \$40,000,000. Such sums shall remain available until expended.

**SEC. 5061. LAKE LANIER, GEORGIA.**

The Secretary may assist local interests with planning, design, and construction of facilities at the Lake Lanier Olympic Center, Georgia, at a total cost of \$5,300,000.

**SEC. 5062. RILEY CREEK RECREATION AREA, IDAHO.**

The Secretary is authorized to carry out the Riley Creek Recreation Area Operation Plan of the Albeni Falls Management Plan, dated October 2001, for the Riley Creek Recreation Area, Albeni Falls Dam, Bonner County, Idaho.

**SEC. 5063. RECONSTRUCTION OF ILLINOIS FLOOD PROTECTION PROJECTS.**

(a) **IN GENERAL.**—The Secretary may participate in the reconstruction of an eligible flood control project if the Secretary determines that such reconstruction is not required as a result of improper operation and maintenance of the project by the non-Federal interest.

(b) **COST SHARING.**—The non-Federal share of the costs for the reconstruction of a flood control project authorized by this section shall be the same non-Federal share that was applicable to construction of the project. The non-Federal interest shall be responsible for operation and maintenance and repair of a project for which reconstruction is undertaken under this section.

(c) **RECONSTRUCTION DEFINED.**—In this section, the term “reconstruction”, as used with respect to a project, means addressing major project deficiencies caused by long-term degradation of the foundation, construction materials, or engineering systems or components of the project, the results of which render the project at risk of not performing in compliance with its authorized project purposes. In addressing such deficiencies, the Secretary may incorporate current design standards and efficiency improvements, including the replacement of obsolete mechanical and electrical components at pumping stations, if such incorporation does not significantly change the scope, function, and purpose of the project as authorized.

(d) **ELIGIBLE PROJECTS.**—The following flood control projects are eligible for reconstruction under this section:

(1) Clear Creek Drainage and Levee District, Illinois.

(2) Fort Chartres and Ivy Landing Drainage District, Illinois.

(3) Cairo, Illinois Mainline Levee, Cairo, Illinois.

(4) Goose Pond Pump Station, Cairo, Illinois.

(5) Cottonwood Slough Pump Station, Alexander County, Illinois.

(6) 10th and 28th Street Pump Stations, Cairo, Illinois.

(7) Prairie Du Pont Levee and Sanitary District, including Fish Lake Drainage and Levee District, Illinois.

(8) Flood control levee projects in Brookport, Shawneetown, Old Shawneetown,

Golconda, Rosiclare, Harrisburg, and Reevesville, Illinois.

(e) **JUSTIFICATION.**—The reconstruction of a project authorized by this section shall not be considered a separable element of the project.

(f) **AUTHORIZATION OF APPROPRIATIONS.**—There is authorized to be appropriated—

(1) \$15,000,000 to carry out the projects described in paragraphs (1) through (7) of subsection (d); and

(2) \$15,000,000 to carry out the projects described in subsection (d)(8). Such sums shall remain available until expended.

**SEC. 5064. ILLINOIS RIVER BASIN RESTORATION.**

(a) **EXTENSION OF AUTHORIZATION.**—Section 519(c)(2) of the Water Resources Development Act of 2000 (114 Stat. 2654) is amended by striking “2004” and inserting “2010”.

(b) **IN-KIND SERVICES.**—Section 519(g)(3) of such Act (114 Stat. 2655) is amended by inserting before the period at the end of the first sentence “if such services are provided not more than 5 years before the date of initiation of the project or activity”.

(c) **NONPROFIT ENTITIES AND MONITORING.**—Section 519 of such Act (114 Stat. 2654) is amended by adding at the end the following:

“(h) **NONPROFIT ENTITIES.**—Notwithstanding section 221(b) of the Flood Control Act of 1970 (42 U.S.C. 1962d-5b(b)), a non-Federal interest may include for any project undertaken under this section a nonprofit entity, with the consent of the affected local government.

“(i) **MONITORING.**—The Secretary shall develop an Illinois river basin monitoring program to support the plan referred to in subsection (b). Data collected under the monitoring program shall incorporate data provided by the State of Illinois and shall be publicly accessible through electronic means.”.

**SEC. 5065. KASKASKIA RIVER BASIN, ILLINOIS, RESTORATION.**

(a) **KASKASKIA RIVER BASIN DEFINED.**—In this section, the term “Kaskaskia River Basin” means the Kaskaskia River, Illinois, its backwaters, its side channels, and all tributaries, including their watersheds, draining into the Kaskaskia River.

(b) **COMPREHENSIVE PLAN.**—

(1) **DEVELOPMENT.**—The Secretary shall develop, as expeditiously as practicable, a comprehensive plan for the purpose of restoring, preserving, and protecting the Kaskaskia River Basin.

(2) **TECHNOLOGIES AND INNOVATIVE APPROACHES.**—The comprehensive plan shall provide for the development of new technologies and innovative approaches—

(A) to enhance the Kaskaskia River as a transportation corridor;

(B) to improve water quality within the entire Kaskaskia River Basin;

(C) to restore, enhance, and preserve habitat for plants and wildlife;

(D) to ensure aquatic integrity of sidechannels and backwaters and their connectivity with the mainstem river;

(E) to increase economic opportunity for agriculture and business communities; and

(F) to reduce the impacts of flooding to communities and landowners.

(3) **SPECIFIC COMPONENTS.**—The comprehensive plan shall include such features as are necessary to provide for—

(A) the development and implementation of a program for sediment removal technology, sediment characterization, sediment transport, and beneficial uses of sediment;

(B) the development and implementation of a program for the planning, conservation, evaluation, and construction of measures for fish and wildlife habitat conservation and rehabilitation, and stabilization and enhancement of land and water resources in the basin;

(C) the development and implementation of a long-term resource monitoring program;

(D) a conveyance study of the Kaskaskia River floodplain from Vandalia, Illinois, to Carlyle Lake to determine the impacts of existing and future waterfowl improvements on flood stages, including detailed surveys and mapping information to ensure proper hydraulic and hydrological analysis;

(E) the development and implementation of a computerized inventory and analysis system; and

(F) the development and implementation of a systemic plan to reduce flood impacts by means of ecosystem restoration projects.

(4) **CONSULTATION.**—The comprehensive plan shall be developed by the Secretary in consultation with appropriate Federal agencies, the State of Illinois, and the Kaskaskia River Watershed Association.

(5) **REPORT TO CONGRESS.**—Not later than 2 years after the date of enactment of this Act, the Secretary shall transmit to Congress a report containing the comprehensive plan.

(6) **ADDITIONAL STUDIES AND ANALYSES.**—After transmission of a report under paragraph (5), the Secretary shall conduct studies and analyses of projects related to the comprehensive plan that are appropriate and consistent with this subsection.

(c) **GENERAL PROVISIONS.**—

(1) **WATER QUALITY.**—In carrying out activities under this section, the Secretary’s recommendations shall be consistent with applicable State water quality standards.

(2) **PUBLIC PARTICIPATION.**—In developing the comprehensive plan under subsection (b), the Secretary shall implement procedures to facilitate public participation, including providing advance notice of meetings, providing adequate opportunity for public input and comment, maintaining appropriate records, and making a record of the proceedings of meetings available for public inspection.

(d) **CRITICAL PROJECTS AND INITIATIVES.**—If the Secretary, in cooperation with appropriate Federal agencies and the State of Illinois, determines that a project or initiative for the Kaskaskia River Basin will produce independent, immediate, and substantial benefits, the Secretary may proceed expeditiously with the implementation of the project.

(e) **COORDINATION.**—The Secretary shall integrate activities carried out under this section with ongoing Federal and State programs, projects, and activities, including the following:

(1) Farm programs of the Department of Agriculture.

(2) Conservation Reserve Enhancement Program (State of Illinois) and Conservation 2000 Ecosystem Program of the Illinois Department of Natural Resources.

(3) Conservation 2000 Conservation Practices Program and the Livestock Management Facilities Act administered by the Illinois Department of Agriculture.

(4) National Buffer Initiative of the Natural Resources Conservation Service.

(5) Nonpoint source grant program administered by the Illinois Environmental Protection Agency.

(6) Other programs that may be developed by the State of Illinois or the Federal Government, or that are carried out by nonprofit organizations, to carry out the objectives of the Kaskaskia River Basin Comprehensive Plan.

(f) **IN-KIND SERVICES.**—The Secretary may credit the cost of in-kind services provided by the non-Federal interest for an activity carried out under this section toward not more than 80 percent of the non-Federal share of the cost of the activity. In-kind services shall include all State funds expended on programs that accomplish the goals of this section, as determined by the

Secretary. The programs may include the Kaskaskia River Conservation Reserve Program, the Illinois Conservation 2000 Program, the Open Lands Trust Fund, and other appropriate programs carried out in the Kaskaskia River Basin.

**SEC. 5066. FLOODPLAIN MAPPING, LITTLE CALUMET RIVER, CHICAGO, ILLINOIS.**

(a) IN GENERAL.—The Secretary shall provide assistance for a project to develop maps identifying 100- and 500-year flood inundation areas along the Little Calumet River, Chicago, Illinois.

(b) REQUIREMENTS.—Maps developed under the project shall include hydrologic and hydraulic information and shall accurately show the flood inundation of each property by flood risk in the floodplain. The maps shall be produced in a high resolution format and shall be made available to all flood prone areas along the Little Calumet River, Chicago, Illinois, in an electronic format.

(c) PARTICIPATION OF FEMA.—The Secretary and the non-Federal interests for the project shall work with the Director of the Federal Emergency Management Agency to ensure the validity of the maps developed under the project for flood insurance purposes.

(d) FORMS OF ASSISTANCE.—In carrying out the project, the Secretary may enter into contracts or cooperative agreements with the non-Federal interests or provide reimbursements of project costs.

(e) FEDERAL SHARE.—The Federal share of the cost of the project shall be 50 percent.

(f) AUTHORIZATION OF APPROPRIATIONS.—There is authorized to be appropriated to carry out this section \$2,000,000.

**SEC. 5067. PROMONTORY POINT, LAKE MICHIGAN, ILLINOIS.**

(a) REVIEW.—

(1) IN GENERAL.—The Secretary may carry out a third-party review of the Promontory Point project along the Chicago Shoreline, Chicago, Illinois, at a cost not to exceed \$450,000.

(2) JOINT REVIEW.—The Buffalo and Seattle districts of the Corps of Engineers shall jointly conduct the review.

(3) STANDARDS.—The review shall be based on the standards under part 68 of title 36, Code of Federal Regulations, for implementation by the non-Federal sponsor for the Chicago Shoreline, Chicago, Illinois, project.

(b) CONTRIBUTIONS.—The Secretary shall accept from a State or political subdivision of a State voluntarily contributed funds to initiate the third-party review under subsection (a).

(c) EFFECT OF SECTION.—Nothing in this section affects the authorization for the project for the Chicago Shoreline, Chicago, Illinois.

**SEC. 5068. SOUTHWEST ILLINOIS.**

(a) SOUTHWEST ILLINOIS DEFINED.—In this section, the term "Southwest Illinois" means the counties of Madison, St. Clair, Monroe, Randolph, Perry, Franklin, Jackson, Union, Alexander, Pulaski, and Williamson, Illinois.

(b) ESTABLISHMENT OF PROGRAM.—The Secretary may establish a program to provide environmental assistance to non-Federal interests in Southwest Illinois.

(c) FORM OF ASSISTANCE.—Assistance under this section may be in the form of design and construction assistance for water-related environmental infrastructure and resource protection and development projects in Southwest Illinois, including projects for wastewater treatment and related facilities, water supply and related facilities, and surface water resource protection and development.

(d) OWNERSHIP REQUIREMENT.—The Secretary may provide assistance for a project under this section only if the project is publicly owned.

(e) PARTNERSHIP AGREEMENTS.—

(1) IN GENERAL.—Before providing assistance under this section, the Secretary shall enter into a partnership agreement with a non-Federal interest to provide for design and construction of the project to be carried out with the assistance.

(2) REQUIREMENTS.—Each partnership agreement entered into under this subsection shall provide for the following:

(A) PLAN.—Development by the Secretary, in consultation with appropriate Federal and State officials, of a facilities or resource protection and development plan, including appropriate engineering plans and specifications.

(B) LEGAL AND INSTITUTIONAL STRUCTURES.—Establishment of such legal and institutional structures as are necessary to ensure the effective long-term operation of the project by the non-Federal interest.

(3) COST SHARING.—

(A) IN GENERAL.—The Federal share of the project costs under each partnership agreement entered into under this subsection shall be 75 percent. The Federal share may be in the form of grants or reimbursements of project costs.

(B) CREDIT FOR WORK.—The non-Federal interests shall receive credit for the reasonable cost of design work on a project completed by the non-Federal interest before entering into a partnership agreement with the Secretary for such project.

(C) CREDIT FOR INTEREST.—In case of a delay in the funding of the non-Federal share of a project that is the subject of an agreement under this section, the non-Federal interest shall receive credit for reasonable interest incurred in providing the non-Federal share of the project's costs.

(D) LAND, EASEMENTS, AND RIGHTS-OF-WAY CREDIT.—The non-Federal interest shall receive credit for land, easements, rights-of-way, and relocations toward the non-Federal share of project costs (including all reasonable costs associated with obtaining permits necessary for the construction, operation, and maintenance of the project on publicly owned or controlled land), but not to exceed 25 percent of total project costs.

(E) OPERATION AND MAINTENANCE.—The non-Federal share of operation and maintenance costs for projects constructed with assistance provided under this section shall be 100 percent.

(F) APPLICABILITY OF OTHER FEDERAL AND STATE LAWS.—Nothing in this section waives, limits, or otherwise affects the applicability of any provision of Federal or State law that would otherwise apply to a project to be carried out with assistance provided under this section.

(g) NONPROFIT ENTITIES.—Notwithstanding section 221(b) of the Flood Control Act of 1970 (42 U.S.C. 1962d-5b(b)), for any project undertaken under this section, a non-Federal interest may include a nonprofit entity.

(h) CORPS OF ENGINEERS EXPENSES.—Ten percent of the amounts appropriated to carry out this section may be used by the Corps of Engineers district offices to administer projects under this section at Federal expense.

(i) AUTHORIZATION OF APPROPRIATIONS.—There is authorized to be appropriated to carry out this section \$40,000,000. Such sums shall remain available until expended.

**SEC. 5069. BURNS WATERWAY HARBOR, INDIANA.**

The Secretary shall conduct a study of shoaling in the vicinity of Burns Waterway Harbor, Indiana, to determine if the shoaling is the result of a Federal navigation project, and, if the Secretary determines that the shoaling is the result of a Federal navigation project, the Secretary shall carry out a project to mitigate the shoaling under section 111 of the River and Harbor Act of 1968 (33 U.S.C. 426).

**SEC. 5070. CALUMET REGION, INDIANA.**

Section 219(f)(12) of the Water Resources Development Act of 1992 (113 Stat. 335; 117 Stat. 1843) is amended—

(1) by striking "\$30,000,000" and inserting the following:

"(A) IN GENERAL.—\$100,000,000";

(2) by adding at the end the following:

"(B) CREDIT.—The Secretary shall credit toward the non-Federal share of the cost of the project the cost of planning and design work carried out by the non-Federal interest before, on, or after the date of the partnership agreement for the project if the Secretary determines that the work is integral to the project."; and

(3) by aligning the remainder of the text of subparagraph (A) (as designated by paragraph (1) of this section) with subparagraph (B) (as added by paragraph (2) of this section).

**SEC. 5071. FLOODPLAIN MAPPING, MISSOURI RIVER, IOWA.**

(a) IN GENERAL.—The Secretary shall provide assistance for a project to develop maps identifying 100- and 500-year flood inundation areas in the State of Iowa, along the Missouri River.

(b) REQUIREMENTS.—Maps developed under the project shall include hydrologic and hydraulic information and shall accurately portray the flood hazard areas in the floodplain. The maps shall be produced in a high resolution format and shall be made available to the State of Iowa in an electronic format.

(c) PARTICIPATION OF FEMA.—The Secretary and the non-Federal interests for the project shall work with the Director of the Federal Emergency Management Agency to ensure the validity of the maps developed under the project for flood insurance purposes.

(d) FORMS OF ASSISTANCE.—In carrying out the project, the Secretary may enter into contracts or cooperative agreements with the non-Federal interests or provide reimbursements of project costs.

(e) FEDERAL SHARE.—The Federal share of the cost of the project shall be 50 percent.

(f) AUTHORIZATION OF APPROPRIATIONS.—There is authorized to be appropriated to carry out this section \$3,000,000.

**SEC. 5072. PADUCAH, KENTUCKY.**

The Secretary shall complete a feasibility report for rehabilitation of the project for flood damage reduction, Paducah, Kentucky, authorized by section 4 of the Flood Control Act of June 28, 1938 (52 Stat. 1217) and, if the Secretary determines that the project is feasible, the Secretary shall carry out the project at a total cost of \$3,000,000.

**SEC. 5073. SOUTHERN AND EASTERN KENTUCKY.**

Section 531 of the Water Resources Development Act of 1996 (110 Stat. 3773; 113 Stat. 348; 117 Stat. 142) is amended by adding the following:

"(i) CORPS OF ENGINEERS EXPENSES.—Ten percent of the amounts appropriated to carry out this section may be used by the Corps of Engineers district offices to administer projects under this section at Federal expense."

**SEC. 5074. WINCHESTER, KENTUCKY.**

Section 219(c) of the Water Resources Development Act of 1992 (106 Stat. 4835; 114 Stat. 2763A-219) is amended by adding at the end the following:

"(41) WINCHESTER, KENTUCKY.—Wastewater infrastructure, Winchester, Kentucky."

**SEC. 5075. BATON ROUGE, LOUISIANA.**

Section 219(f)(21) of the Water Resources Development Act of 1992 (113 Stat. 336; 114 Stat. 2763A-220) is amended by striking "\$20,000,000" and inserting "\$35,000,000".

**SEC. 5076. CALCASIEU SHIP CHANNEL, LOUISIANA.**

The Secretary shall expedite completion of a dredged material management plan for the

Calcasieu Ship Channel, Louisiana, and may take interim measures to increase the capacity of existing disposal areas, or to construct new confined or beneficial use disposal areas, for the channel.

**SEC. 5077. EAST ATCHAFALAYA BASIN AND AMITE RIVER BASIN REGION, LOUISIANA.**

(a) **EAST ATCHAFALAYA BASIN AND AMITE RIVER BASIN REGION DEFINED.**—In this section, the term “East Atchafalaya Basin and Amite River Basin Region” means the following parishes and municipalities in the State of Louisiana: Ascension, East Baton Rouge, East Feliciana, Iberville, Livingston, Pointe Coupee, St. Helena, West Baton Rouge, and West Feliciana.

(b) **ESTABLISHMENT OF PROGRAM.**—The Secretary may establish a program to provide environmental assistance to non-Federal interests in the East Atchafalaya Basin and Amite River Basin Region.

(c) **FORM OF ASSISTANCE.**—Assistance under this section may be in the form of design and construction assistance for water-related environmental infrastructure and resource protection and development projects in the East Atchafalaya Basin and Amite River Basin Region, including projects for wastewater treatment and related facilities, water supply and related facilities, environmental restoration, and surface water resource protection and development.

(d) **OWNERSHIP REQUIREMENT.**—The Secretary may provide assistance for a project under this section only if the project is publicly owned.

(e) **PARTNERSHIP AGREEMENTS.**—

(1) **IN GENERAL.**—Before providing assistance under this section, the Secretary shall enter into a partnership agreement with a non-Federal interest to provide for design and construction of the project to be carried out with the assistance.

(2) **REQUIREMENTS.**—Each partnership agreement of a project entered into under this subsection shall provide for the following:

(A) **PLAN.**—Development by the Secretary, in consultation with appropriate Federal and State officials, of a facilities or resource protection and development plan, including appropriate engineering plans and specifications.

(B) **LEGAL AND INSTITUTIONAL STRUCTURES.**—Establishment of such legal and institutional structures as are necessary to ensure the effective long-term operation of the project by the non-Federal interest.

(3) **COST SHARING.**—

(A) **IN GENERAL.**—The Federal share of the project costs under each partnership agreement entered into under this subsection shall be 75 percent. The Federal share may be provided in the form of grants or reimbursements of project costs.

(B) **CREDIT FOR WORK.**—The non-Federal interests shall receive credit for the reasonable cost of design work on a project completed by the non-Federal interest before entering into a partnership agreement with the Secretary for such project.

(C) **CREDIT FOR INTEREST.**—In case of a delay in the funding of the non-Federal share of a project that is the subject of an agreement under this section, the non-Federal interest shall receive credit for reasonable interest incurred in providing the non-Federal share of the project’s costs.

(D) **LAND, EASEMENTS, AND RIGHTS-OF-WAY CREDIT.**—The non-Federal interest shall receive credit for land, easements, rights-of-way, and relocations toward the non-Federal share of project costs (including all reasonable costs associated with obtaining permits necessary for the construction, operation, and maintenance of the project on publicly owned or controlled land), but such credit may not exceed 25 percent of total project costs.

(E) **OPERATION AND MAINTENANCE.**—The non-Federal share of operation and maintenance costs for projects constructed with assistance provided under this section shall be 100 percent.

(F) **APPLICABILITY OF OTHER FEDERAL AND STATE LAWS.**—Nothing in this section waives, limits, or otherwise affects the applicability of any provision of Federal or State law that would otherwise apply to a project to be carried out with assistance provided under this section.

(G) **NONPROFIT ENTITIES.**—Notwithstanding section 221(b) of the Flood Control Act of 1970 (42 U.S.C. 1962d-5b(b)), for any project undertaken under this section, a non-Federal interest may include a nonprofit entity.

(H) **CORPS OF ENGINEERS EXPENSES.**—Ten percent of the amounts appropriated to carry out this section may be used by the Corps of Engineers district offices to administer projects under this section at Federal expense.

(I) **AUTHORIZATION OF APPROPRIATIONS.**—There is authorized to be appropriated to carry out this section \$40,000,000. Such sums shall remain available until expended.

**SEC. 5078. WEST BATON ROUGE PARISH, LOUISIANA.**

(a) **MODIFICATION OF STUDY.**—The study for waterfront and riverine preservation, restoration, and enhancement, Mississippi River, West Baton Rouge Parish, Louisiana, being carried out under Committee Resolution 2570 of the Committee on Transportation and Infrastructure of the House of Representatives adopted July 23, 1998, is modified—

(1) to add West Feliciana Parish and East Baton Rouge Parish to the geographic scope of the study; and

(2) to direct the Secretary to credit toward the non-Federal share the cost of the study and the non-Federal share of the cost of any project authorized by law as a result of the study the cost of work carried out by the non-Federal interest before the date of the partnership agreement for the project if the Secretary determines that the work is integral to the study or project, as the case may be.

(b) **EXPEDITED CONSIDERATION.**—Section 517(5) of the Water Resources Development Act of 1999 (113 Stat. 345) is amended to read as follows:

“(5) Mississippi River, West Baton Rouge, West Feliciana, and East Baton Rouge Parishes, Louisiana, project for waterfront and riverine preservation, restoration, and enhancement modifications.”

**SEC. 5079. CHARLESTOWN, MARYLAND.**

(a) **IN GENERAL.**—The Secretary may carry out a project for nonstructural flood damage reduction and ecosystem restoration at Charlestown, Maryland.

(b) **LAND ACQUISITION.**—The flood damage reduction component of the project may include the acquisition of private property from willing sellers.

(c) **JUSTIFICATION.**—Any nonstructural flood damage reduction project to be carried out under this section that will result in the conversion of property to use for ecosystem restoration and wildlife habitat shall be justified based on national ecosystem restoration benefits.

(d) **USE OF ACQUIRED PROPERTY.**—Property acquired under this section shall be maintained in public ownership for ecosystem restoration and wildlife habitat.

(e) **ABILITY TO PAY.**—In determining the appropriate non-Federal cost share for the project, the Secretary shall determine the ability of Cecil County, Maryland, to participate as a cost-sharing non-Federal interest in accordance with section 103(m) of the Water Resources Development Act of 1986 (33 U.S.C. 2213(m)).

(F) **AUTHORIZATION OF APPROPRIATIONS.**—There is authorized to be appropriated \$2,000,000 to carry out this section.

**SEC. 5080. ANACOSTIA RIVER, DISTRICT OF COLUMBIA AND MARYLAND.**

(a) **COMPREHENSIVE ACTION PLAN.**—Not later than one year after the date of enactment of this Act, the Secretary, in coordination with the Mayor of the District of Columbia, the Governor of Maryland, the county executives of Montgomery County and Prince George’s County, Maryland, and other interested entities, shall develop and make available to the public a 10-year comprehensive action plan to provide for the restoration and protection of the ecological integrity of the Anacostia River and its tributaries.

(b) **PUBLIC AVAILABILITY.**—On completion of the comprehensive action plan under subsection (a), the Secretary shall make the plan available to the public, including on the Internet.

**SEC. 5081. DELMARVA CONSERVATION CORRIDOR, DELAWARE AND MARYLAND.**

(a) **ASSISTANCE.**—The Secretary may provide technical assistance to the Secretary of Agriculture for use in carrying out the Conservation Corridor Demonstration Program established under subtitle G of title II of the Farm Security and Rural Investment Act of 2002 (16 U.S.C. 3801 note; 116 Stat. 275).

(b) **COORDINATION AND INTEGRATION.**—In carrying out water resources projects in Delaware and Maryland on the Delmarva Peninsula, the Secretary shall coordinate and integrate those projects, to the maximum extent practicable, with any activities carried out to implement a conservation corridor plan approved by the Secretary of Agriculture under section 2602 of the Farm Security and Rural Investment Act of 2002 (16 U.S.C. 3801 note; 116 Stat. 275).

**SEC. 5082. MASSACHUSETTS DREDGED MATERIAL DISPOSAL SITES.**

The Secretary may cooperate with Massachusetts in the management and long-term monitoring of aquatic dredged material disposal sites within the State, and is authorized to accept funds from the State to carry out such activities.

**SEC. 5083. ONTONAGON HARBOR, MICHIGAN.**

The Secretary shall conduct a study of shore damage in the vicinity of the project for navigation, Ontonagon Harbor, Ontonagon County, Michigan, authorized by section 101 of the Rivers and Harbors Act of 1962 (76 Stat. 1176, 100 Stat. 4213, 110 Stat. 3730), to determine if the damage is the result of a Federal navigation project, and, if the Secretary determines that the damage is the result of a Federal navigation project, the Secretary shall carry out a project to mitigate the damage under section 111 of the River and Harbor Act of 1968 (33 U.S.C. 426i).

**SEC. 5084. CROOKSTON, MINNESOTA.**

The Secretary shall conduct a study for a project for emergency streambank protection along the Red Lake River in Crookston, Minnesota, and, if the Secretary determines that the project is feasible, the Secretary may carry out the project under section 14 of the Flood Control Act of 1946 (33 U.S.C. 701r); except that the maximum amount of Federal funds that may be expended for the project shall be \$6,500,000.

**SEC. 5085. GARRISON AND KATHIO TOWNSHIP, MINNESOTA.**

(a) **PROJECT DESCRIPTION.**—Section 219(f)(61) of the Water Resources Development Act of 1992 (114 Stat. 2763A-221) is amended—

(1) in the paragraph heading by striking “AND KATHIO TOWNSHIP” and inserting “, CROW WING COUNTY, MILLE LACS COUNTY, MILLE LACS INDIAN RESERVATION, AND KATHIO TOWNSHIP”;

(2) by striking “\$11,000,000” and inserting “\$17,000,000”;



(3) by inserting “, Crow Wing County, Mille Lacs County, Mille Lacs Indian Reservation (10 Stat. 1165),” after “Garrison”; and

(4) by adding at the end the following: “Such assistance shall be provided directly to the Garrison-Kathio-West Mille Lacs Lake Sanitary District, Minnesota, except for assistance provided directly to the Mille Lacs Band of Ojibwe at the discretion of the Secretary.”

(b) PROCEDURES.—In carrying out the project authorized by such section 219(f)(61), the Secretary may use the cost sharing and contracting procedures available to the Secretary under section 569 of the Water Resources Development Act of 1999 (113 Stat. 368).

**SEC. 5086. ITASCA COUNTY, MINNESOTA.**

The Secretary shall carry out a project for flood damage reduction, Trout Lake and Canisteo Pit, Itasca County, Minnesota, irrespective of normal policy considerations.

**SEC. 5087. MINNEAPOLIS, MINNESOTA.**

(a) CONVEYANCE.—The Secretary shall convey to the city of Minneapolis by quitclaim deed and without consideration all right, title, and interest of the United States to the property known as the War Department (Fort Snelling Interceptor) Tunnel in Minneapolis, Minnesota.

(b) APPLICABILITY OF PROPERTY SCREENING PROVISIONS.—Section 2696 of title 10, United States Code, shall not apply to the conveyance under this section.

**SEC. 5088. NORTHEASTERN MINNESOTA.**

(a) IN GENERAL.—Section 569 of the Water Resources Development Act of 1999 (113 Stat. 368) is amended—

(1) in subsection (a) by striking “Benton, Sherburne,” and inserting “Beltrami, Hubbard, Wadena,”;

(2) by striking the last sentence of subsection (e)(3)(B);

(3) by striking subsection (g) and inserting the following:

“(g) NONPROFIT ENTITIES.—Notwithstanding section 221(b) of the Flood Control Act of 1970 (42 U.S.C. 1962d-5(b)), a non-Federal interest may include for any project undertaken under this section a nonprofit entity.”;

(4) in subsection (h) by striking “\$40,000,000” and inserting “\$54,000,000”; and

(5) by adding at the end the following:

“(i) CORPS OF ENGINEERS EXPENSES.—Ten percent of the amounts appropriated to carry out this section may be used by the Corps of Engineers district offices to administer projects under this section at Federal expense.”

(b) BIWABIK, MINNESOTA.—The Secretary shall reimburse the non-Federal interest for the project for environmental infrastructure, Biwabik, Minnesota, carried out under section 569 of the Water Resources Development Act of 1999 (113 Stat. 368), for planning, design, and construction costs that were incurred by the non-Federal interest with respect to the project before the date of the partnership agreement for the project and that were in excess of the non-Federal share of the cost of the project if the Secretary determines that the costs are appropriate.

**SEC. 5089. WILD RICE RIVER, MINNESOTA.**

The Secretary shall expedite the completion of the general reevaluation report, authorized by section 438 of the Water Resources Development Act of 2000 (114 Stat. 2640), for the project for flood protection, Wild Rice River, Minnesota, authorized by section 201 of the Flood Control Act of 1970 (84 Stat. 1825), to develop alternatives to the Twin Valley Lake feature, and upon the completion of such report, shall construct the project at a total cost of \$20,000,000.

**SEC. 5090. HARRISON, HANCOCK, AND JACKSON COUNTIES, MISSISSIPPI.**

In carrying out projects for the protection, restoration, and creation of aquatic and eco-

logically related habitats located in Harrison, Hancock, and Jackson Counties, Mississippi, under section 204 of the Water Resources Development Act of 1992 (33 U.S.C. 2326), the Secretary shall accept any portion of the non-Federal share of the cost of the project in the form of in-kind services and materials.

**SEC. 5091. MISSISSIPPI RIVER, MISSOURI AND ILLINOIS.**

As a part of the operation and maintenance of the project for the Mississippi River (Regulating Works), between the Ohio and Missouri Rivers, Missouri and Illinois, authorized by the first section of an Act entitled “Making appropriations for the construction, repair, and preservation of certain public works on rivers and harbors, and for other purposes”, approved June 25, 1910, the Secretary may carry out activities necessary to restore and protect fish and wildlife habitat in the middle Mississippi River system. Such activities may include modification of navigation training structures, modification and creation of side channels, modification and creation of islands, and studies and analysis necessary to apply adaptive management principles in design of future work.

**SEC. 5092. ST. LOUIS, MISSOURI.**

Section 219(f)(32) of the Water Resources Development Act of 1992 (113 Stat. 337) is amended—

(1) by striking “project” and inserting “projects”;

(2) by striking “\$15,000,000” and inserting “\$35,000,000”; and

(3) by inserting “and St. Louis County” before “, Missouri”.

**SEC. 5093. HACKENSACK MEADOWLANDS AREA, NEW JERSEY.**

Section 324 of the Water Resources Development Act of 1992 (106 Stat. 4849; 110 Stat. 3779) is amended—

(1) in subsection (a)—

(A) by striking “design” and inserting “planning, design.”; and

(B) by striking “Hackensack Meadowlands Development” and all that follows through “Plan for” and inserting “New Jersey Meadowlands Commission for the development of an environmental improvement program for”;

(2) in subsection (b)—

(A) in the subsection heading by striking “REQUIRED”;

(B) by striking “shall” and inserting “may”;

(C) by striking paragraph (1) and inserting the following:

“(1) Restoration and acquisitions of significant wetlands and aquatic habitat that contribute to the Meadowlands ecosystem.”;

(D) in paragraph (2) by inserting “and aquatic habitat” before the period at the end; and

(E) by striking paragraph (7) and inserting the following:

“(7) Research, development, and implementation for a water quality improvement program, including restoration of hydrology and tidal flows and remediation of hot spots and other sources of contaminants that degrade existing or planned sites.”;

(3) in subsection (c) by inserting before the last sentence the following: “The non-Federal sponsor may also provide in-kind services, not to exceed the non-Federal share of the total project cost, and may also receive credit for reasonable cost of design work completed prior to entering into the partnership agreement with the Secretary for a project to be carried out under the program developed under subsection (a).”; and

(4) in subsection (d) by striking “\$5,000,000” and inserting “\$35,000,000”.

**SEC. 5094. ATLANTIC COAST OF NEW YORK.**

(a) DEVELOPMENT OF PROGRAM.—Section 404(a) of the Water Resources Development Act of 1992 (106 Stat. 4863) is amended—

(1) by striking “processes” and inserting “and related environmental processes”;

(2) by inserting after “Atlantic Coast” the following: “(and associated back bays)”;

(3) by inserting after “actions” the following: “, environmental restoration or conservation measures for coastal and back bays.”; and

(4) by adding at the end the following: “The plan for collecting data and monitoring information included in such annual report shall be fully coordinated with and agreed to by appropriate agencies of the State of New York.”.

(b) ANNUAL REPORTS.—Section 404(b) of such Act is amended—

(1) by striking “INITIAL PLAN.—Not later than 12 months after the date of the enactment of this Act, the” and inserting “ANNUAL REPORTS.—The”;

(2) by striking “initial plan for data collection and monitoring” and inserting “annual report of data collection and monitoring activities”;

(3) by striking the last sentence.

(c) AUTHORIZATION OF APPROPRIATIONS.—Section 404(c) of such Act (113 Stat. 341) is amended by striking “and an additional total of \$2,500,000 for fiscal years thereafter” and inserting “\$2,500,000 for fiscal years 2000 through 2004, and \$7,500,000 for fiscal years beginning after September 30, 2004.”.

(d) TSUNAMI WARNING SYSTEM.—Section 404 of the Water Resources Development Act of 1992 (106 Stat. 4863) is amended by adding at the end the following:

“(d) TSUNAMI WARNING SYSTEM.—There is authorized to be appropriated \$800,000 for the Secretary to carry out a project for a tsunami warning system, Atlantic Coast of New York.”.

**SEC. 5095. COLLEGE POINT, NEW YORK CITY, NEW YORK.**

In carrying out section 312 of the Water Resources Development Act of 1990 (104 Stat. 4639), the Secretary shall give priority to work in College Point, New York City, New York.

**SEC. 5096. FLUSHING BAY AND CREEK, NEW YORK CITY, NEW YORK.**

The Secretary shall credit toward the non-Federal share of the cost of the project for ecosystem restoration, Flushing Bay and Creek, New York City, New York, the cost of design and construction work carried out by the non-Federal interest before the date of the partnership agreement for the project if the Secretary determines that the work is integral to the project.

**SEC. 5097. HUDSON RIVER, NEW YORK.**

The Secretary may participate with the State of New York, New York City, and the Hudson River Park Trust in carrying out activities to restore critical marine habitat, improve safety, and protect and rehabilitate critical infrastructure. There is authorized to be appropriated \$5,000,000 to carry out this section.

**SEC. 5098. MOUNT MORRIS DAM, NEW YORK.**

As part of the operation and maintenance of the Mount Morris Dam, New York, the Secretary may make improvements to the access road for the dam to provide safe access to a Federal visitor’s center.

**SEC. 5099. JOHN H. KERR DAM AND RESERVOIR, NORTH CAROLINA.**

The Secretary shall expedite the completion of the calculations necessary to negotiate and execute a revised, permanent contract for water supply storage at John H. Kerr Dam and Reservoir, North Carolina, among the Secretary and the Kerr Lake Regional Water System and the city of Henderson, North Carolina.

**SEC. 5100. STANLY COUNTY, NORTH CAROLINA.**

Section 219(f)(64) of the Water Resources Development Act of 1992 (114 Stat. 2763A-221)

is amended by inserting "water and" before "wastewater".

**SEC. 5101. CINCINNATI, OHIO.**

(a) **IN GENERAL.**—The Secretary is authorized to undertake the ecosystem restoration and recreation components of the Central Riverfront Park Master Plan, dated December 1999, at a total cost of \$25,000,000.

(b) **CREDIT.**—The Secretary shall credit toward the non-Federal share of the cost of the project the cost of planning, design, and construction work carried out by the non-Federal interest before the date of the partnership agreement for the project if the Secretary determines that the work is integral to the project.

**SEC. 5102. TOUSSAINT RIVER, OHIO.**

(a) **IN GENERAL.**—The project for navigation, Toussaint River, Carroll Township, Ohio, authorized by section 107 of the River and Harbor Act of 1960 (33 U.S.C. 577), is modified to authorize the Secretary to enter into an agreement with the non-Federal interest under which the Secretary may—

(1) acquire, and transfer to the non-Federal interest, a dredge and associated equipment with the capacity to perform operation and maintenance of the project; and

(2) provide the non-Federal interest with a lump-sum payment to cover all future costs of operation and maintenance of the project.

(b) **AGREEMENT.**—The Secretary may carry out subsection (a)(1) by entering into an agreement with the non-Federal interest under which the non-Federal interest may acquire the dredge and associated equipment directly and be reimbursed by the Secretary.

(c) **AUTHORIZATION OF APPROPRIATIONS.**—There is authorized to be appropriated \$1,800,000 to carry out this section. Of such funds, \$500,000 may be used to carry out subsection (a)(1).

(d) **RELEASE.**—Upon the acquisition and transfer of a dredge and associated equipment under subsection (a)(1), and the payment of funds under subsection (a)(2), all future Federal responsibility for operation and maintenance of the project is extinguished.

**SEC. 5103. EUGENE, OREGON.**

(a) **IN GENERAL.**—The Secretary shall conduct a study to determine the feasibility of restoring the millrace in Eugene, Oregon, and, if the Secretary determines that the restoration is feasible, the Secretary shall carry out the restoration.

(b) **CONSIDERATION OF NONECONOMIC BENEFITS.**—In determining the feasibility of restoring the millrace, the Secretary shall include noneconomic benefits associated with the historical significance of the millrace and associated with preservation and enhancement of resources.

(c) **AUTHORIZATION OF APPROPRIATIONS.**—There is authorized to be appropriated to carry out this section \$20,000,000.

**SEC. 5104. FERN RIDGE DAM, OREGON.**

The Secretary may treat all work carried out for emergency corrective actions to repair the embankment dam at the Fern Ridge Lake project, Oregon, as a dam safety project. The cost of work carried out may be recovered in accordance with section 1203 of the Water Resources Development Act of 1986 (33 U.S.C. 467n; 100 Stat. 4263).

**SEC. 5105. ALLEGHENY COUNTY, PENNSYLVANIA.**

Section 219(f)(66) of the Water Resources Development Act of 1992 (114 Stat. 2763A-221) is amended—

(1) by striking "\$20,000,000" and inserting the following:

"(A) **IN GENERAL.**—\$20,000,000";

(2) by adding at the end the following:

"(B) **CREDIT.**—The Secretary shall credit toward the non-Federal share of the cost of the project the cost of work carried out by the non-Federal interest before the date of the partnership agreement for the project if

the Secretary determines that the work is integral to the project."; and

(3) by aligning the remainder of the text of subparagraph (A) (as designated by paragraph (1) of this section) with subparagraph (B) (as added by paragraph (2) of this section).

**SEC. 5106. CLINTON COUNTY, PENNSYLVANIA.**

Section 219(f)(13) of the Water Resources Development Act of 1992 (113 Stat. 335) is amended by striking "\$1,000,000" and inserting "\$2,000,000".

**SEC. 5107. KEHLY RUN DAMS, PENNSYLVANIA.**

Section 504(a)(2) of the Water Resources Development Act of 1999 (113 Stat. 338; 117 Stat. 1842) is amended by striking "Dams" and inserting "Dams No. 1-5".

**SEC. 5108. LEHIGH RIVER, LEHIGH COUNTY, PENNSYLVANIA.**

The Secretary shall use existing water quality data to model the effects of the Francis E. Walter Dam, at different water levels, to determine its impact on water and related resources in and along the Lehigh River in Lehigh County, Pennsylvania. There is authorized to be appropriated \$500,000 to carry out this section.

**SEC. 5109. NORTHEAST PENNSYLVANIA.**

Section 219(f)(11) of the Water Resources Development Act of 1992 (113 Stat. 335) is amended by striking "and Monroe" and inserting "Northumberland, Union, Snyder, Luzerne, and Monroe".

**SEC. 5110. UPPER SUSQUEHANNA RIVER BASIN, PENNSYLVANIA AND NEW YORK.**

(a) **STUDY AND STRATEGY DEVELOPMENT.**—Section 567(a) of the Water Resources Development Act of 1996 (110 Stat. 3787; 114 Stat. 2662) is amended—

(1) in the matter preceding paragraph (1) by inserting "and carry out" after "develop"; and

(2) in paragraph (2) by striking "\$10,000,000." and inserting "\$20,000,000, of which the Secretary may utilize not more than \$5,000,000 to design and construct feasible pilot projects during the development of the strategy to demonstrate alternative approaches for the strategy. The total cost for any single pilot project may not exceed \$500,000. The Secretary shall evaluate the results of the pilot projects and consider the results in the development of the strategy.".

(b) **COOPERATIVE AGREEMENTS.**—Section 567(c) of such Act (114 Stat. 2662) is amended—

(1) in the subsection heading by striking "COOPERATION" and inserting "COOPERATIVE"; and

(2) in the first sentence—

(A) by inserting "and carrying out" after "developing"; and

(B) by striking "cooperation" and inserting "cost-sharing and cooperative".

(c) **IMPLEMENTATION OF STRATEGY.**—Section 567(d) of such Act (114 Stat. 2663) is amended—

(1) by striking "The Secretary" and inserting the following:

"(1) **IN GENERAL.**—The Secretary";

(2) in the second sentence of paragraph (1) (as so designated)—

(A) by striking "implement" and inserting "carry out"; and

(B) by striking "implementing" and inserting "carrying out";

(3) by adding at the end the following:

"(2) **PRIORITY PROJECT.**—In carrying out projects to implement the strategy, the Secretary shall give priority to the project for ecosystem restoration, Cooperstown, New York, described in the Upper Susquehanna River Basin—Cooperstown Area Ecosystem Restoration Feasibility Study, dated December 2004, prepared by the Corps of Engineers and the New York State Department of Environmental Conservation."; and

(4) by aligning the remainder of the text of paragraph (1) (as designated by paragraph (1)

of this subsection) with paragraph (2) (as added by paragraph (3) of this subsection).

(d) **CREDIT.**—Section 567 of such Act (110 Stat. 3787; 114 Stat. 2662) is amended by adding at the end the following:

"(e) **CREDIT.**—The Secretary shall credit toward the non-Federal share of the cost of a project under this section—

"(1) the cost of design and construction work carried out by the non-Federal interest before the date of the partnership agreement for the project if the Secretary determines that the work is integral to the project; and

"(2) the cost of in-kind services and materials provided for the project by the non-Federal interest.".

**SEC. 5111. CANO MARTIN PENA, SAN JUAN, PUERTO RICO.**

The Secretary shall review a report prepared by the non-Federal interest concerning flood protection and environmental restoration for Cano Martin Pena, San Juan, Puerto Rico, and, if the Secretary determines that the report meets the evaluation and design standards of the Corps of Engineers and that the project is feasible, the Secretary may carry out the project at a total cost of \$130,000,000, with an estimated Federal cost of \$85,000,000 and an estimated non-Federal cost of \$45,000,000.

**SEC. 5112. CHEYENNE RIVER SIOUX TRIBE, LOWER BRULE SIOUX TRIBE, AND TERRESTRIAL WILDLIFE HABITAT RESTORATION, SOUTH DAKOTA.**

(a) **DISBURSEMENT PROVISIONS OF THE STATE OF SOUTH DAKOTA AND THE CHEYENNE RIVER SIOUX TRIBE AND THE LOWER BRULE SIOUX TRIBE TERRESTRIAL WILDLIFE HABITAT RESTORATION TRUST FUNDS.**—Section 602(a)(4) of the Water Resources Development Act of 1999 (113 Stat. 386) is amended—

(1) in subparagraph (A)—

(A) in clause (i) by inserting "and the Secretary of the Treasury" after "Secretary"; and

(B) by striking clause (ii) and inserting the following:

"(ii) **AVAILABILITY OF FUNDS.**—On notification in accordance with clause (i), the Secretary of the Treasury shall make available to the State of South Dakota funds from the State of South Dakota Terrestrial Wildlife Habitat Restoration Trust Fund established under section 603, to be used to carry out the plan for terrestrial wildlife habitat restoration submitted by the State of South Dakota after the State certifies to the Secretary of the Treasury that the funds to be disbursed will be used in accordance with section 603(d)(3) and only after the Trust Fund is fully capitalized."; and

(2) in subparagraph (B) by striking clause (ii) and inserting the following:

"(ii) **AVAILABILITY OF FUNDS.**—On notification in accordance with clause (i), the Secretary of the Treasury shall make available to the Cheyenne River Sioux Tribe and the Lower Brule Sioux Tribe funds from the Cheyenne River Sioux Terrestrial Wildlife Habitat Restoration Trust Fund and the Lower Brule Sioux Terrestrial Wildlife Habitat Restoration Trust Fund, respectively, established under section 604, to be used to carry out the plans for terrestrial wildlife habitat restoration submitted by the Cheyenne River Sioux Tribe and the Lower Brule Sioux Tribe, respectively, to after the respective tribe certifies to the Secretary of the Treasury that the funds to be disbursed will be used in accordance with section 604(d)(3) and only after the Trust Fund is fully capitalized.".

(b) **INVESTMENT PROVISIONS OF THE STATE OF SOUTH DAKOTA TERRESTRIAL WILDLIFE RESTORATION TRUST FUND.**—Section 603 of the Water Resources Development Act of 1999 (113 Stat. 388; 114 Stat. 2664) is amended—

(1) by striking subsection (c) and inserting the following:

## “(c) INVESTMENTS.—

“(1) ELIGIBLE OBLIGATIONS.—Notwithstanding any other provision of law, the Secretary of the Treasury shall invest the amounts deposited under subsection (b) and the interest earned on those amounts only in interest-bearing obligations of the United States issued directly to the Fund.

## “(2) INVESTMENT REQUIREMENTS.—

“(A) IN GENERAL.—The Secretary of the Treasury shall invest the amounts in the Fund in accordance with the requirements of this paragraph.

## “(B) SEPARATE INVESTMENTS OF PRINCIPAL AND INTEREST.—

“(i) PRINCIPAL ACCOUNT.—The amounts deposited in the Fund under subsection (b) shall be credited to an account within the Fund (referred to in this paragraph as the ‘principal account’) and invested as provided in subparagraph (C).

“(ii) INTEREST ACCOUNT.—The interest earned from investing amounts in the principal account of the Fund shall be transferred to a separate account within the Fund (referred to in this paragraph as the ‘interest account’) and invested as provided in subparagraph (D).

“(iii) CREDITING.—The interest earned from investing amounts in the interest account of the Fund shall be credited to the interest account.

## “(C) INVESTMENT OF PRINCIPAL ACCOUNT.—

“(i) INITIAL INVESTMENT.—Each amount deposited in the principal account of the Fund shall be invested initially in eligible obligations having the shortest maturity then available until the date on which the amount is divided into 3 substantially equal portions and those portions are invested in eligible obligations that are identical (except for transferability) to the next-issued publicly issued Treasury obligations having a 2-year maturity, a 5-year maturity, and a 10-year maturity, respectively.

“(ii) SUBSEQUENT INVESTMENT.—As each 2-year, 5-year, and 10-year eligible obligation matures, the principal of the maturing eligible obligation shall also be invested initially in the shortest-maturity eligible obligation then available until the principal is reinvested substantially equally in the eligible obligations that are identical (except for transferability) to the next-issued publicly issued Treasury obligations having 2-year, 5-year, and 10-year maturities.

“(iii) DISCONTINUANCE OF ISSUANCE OF OBLIGATIONS.—If the Department of the Treasury discontinues issuing to the public obligations having 2-year, 5-year, or 10-year maturities, the principal of any maturing eligible obligation shall be reinvested substantially equally in eligible obligations that are identical (except for transferability) to the next-issued publicly issued Treasury obligations of the maturities longer than 1 year then available.

## “(D) INVESTMENT OF INTEREST ACCOUNT.—

“(i) BEFORE FULL CAPITALIZATION.—Until the date on which the Fund is fully capitalized, amounts in the interest account of the Fund shall be invested in eligible obligations that are identical (except for transferability) to publicly issued Treasury obligations that have maturities that coincide, to the maximum extent practicable, with the date on which the Fund is expected to be fully capitalized.

“(ii) AFTER FULL CAPITALIZATION.—On and after the date on which the Fund is fully capitalized, amounts in the interest account of the Fund shall be invested and reinvested in eligible obligations having the shortest maturity then available until the amounts are withdrawn and transferred to fund the activities authorized under subsection (d)(3).

“(E) PAR PURCHASE PRICE.—The price to be paid for eligible obligations purchased as investments of the principal account shall not

exceed the par value of the obligations so that the amount of the principal account shall be preserved in perpetuity.

“(F) HIGHEST YIELD.—Among eligible obligations having the same maturity and purchase price, the obligation to be purchased shall be the obligation having the highest yield.

“(G) HOLDING TO MATURITY.—Eligible obligations purchased shall generally be held to their maturities.

“(3) ANNUAL REVIEW OF INVESTMENT ACTIVITIES.—Not less frequently than once each calendar year, the Secretary of the Treasury shall review with the State of South Dakota the results of the investment activities and financial status of the Fund during the preceding 12-month period.

## “(4) AUDITS.—

“(A) IN GENERAL.—The activities of the State of South Dakota (referred to in this subsection as the ‘State’) in carrying out the plan of the State for terrestrial wildlife habitat restoration under section 602(a) shall be audited as part of the annual audit that the State is required to prepare under the Office of Management and Budget Circular A-133 (or a successor circulation).

“(B) DETERMINATION BY AUDITORS.—An auditor that conducts an audit under subparagraph (A) shall—

“(i) determine whether funds received by the State under this section during the period covered by the audit were used to carry out the plan of the State in accordance with this section; and

“(ii) include the determination under clause (i) in the written findings of the audit.

## “(5) MODIFICATION OF INVESTMENT REQUIREMENTS.—

“(A) IN GENERAL.—If the Secretary of the Treasury determines that meeting the requirements under paragraph (2) with respect to the investment of a Fund is not practicable, or would result in adverse consequences for the Fund, the Secretary shall modify the requirements, as the Secretary determines to be necessary.

“(B) CONSULTATION.—Before modifying a requirement under subparagraph (A), the Secretary of the Treasury shall consult with the State regarding the proposed modification.”;

(2) in subsection (d)(2) by inserting “of the Treasury” after “Secretary”; and

(3) by striking subsection (f) and inserting the following:

“(f) ADMINISTRATIVE EXPENSES.—There are authorized to be appropriated to the Secretary of the Treasury to pay expenses associated with investing the Fund and auditing the uses of amounts withdrawn from the Fund—

“(1) \$500,000 for each of fiscal years 2006 and 2007; and

“(2) such sums as are necessary for each subsequent fiscal year.”.

(c) INVESTMENT PROVISIONS FOR THE CHEYENNE RIVER SIOUX TRIBE AND LOWER BRULE SIOUX TRIBE TRUST FUNDS.—Section 604 of the Water Resources Development Act of 1999 (113 Stat. 389; 114 Stat. 2665) is amended—

(1) by striking subsection (c) and inserting the following:

## “(c) INVESTMENTS.—

“(1) ELIGIBLE OBLIGATIONS.—Notwithstanding any other provision of law, the Secretary of the Treasury shall invest the amounts deposited under subsection (b) and the interest earned on those amounts only in interest-bearing obligations of the United States issued directly to the Funds.

## “(2) INVESTMENT REQUIREMENTS.—

“(A) IN GENERAL.—The Secretary of the Treasury shall invest the amounts in each of the Funds in accordance with the requirements of this paragraph.

## “(B) SEPARATE INVESTMENTS OF PRINCIPAL AND INTEREST.—

“(i) PRINCIPAL ACCOUNT.—The amounts deposited in each Fund under subsection (b) shall be credited to an account within the Fund (referred to in this paragraph as the ‘principal account’) and invested as provided in subparagraph (C).

“(ii) INTEREST ACCOUNT.—The interest earned from investing amounts in the principal account of each Fund shall be transferred to a separate account within the Fund (referred to in this paragraph as the ‘interest account’) and invested as provided in subparagraph (D).

“(iii) CREDITING.—The interest earned from investing amounts in the interest account of each Fund shall be credited to the interest account.

## “(C) INVESTMENT OF PRINCIPAL ACCOUNT.—

“(i) INITIAL INVESTMENT.—Each amount deposited in the principal account of each Fund shall be invested initially in eligible obligations having the shortest maturity then available until the date on which the amount is divided into 3 substantially equal portions and those portions are invested in eligible obligations that are identical (except for transferability) to the next-issued publicly issued Treasury obligations having a 2-year maturity, a 5-year maturity, and a 10-year maturity, respectively.

“(ii) SUBSEQUENT INVESTMENT.—As each 2-year, 5-year, and 10-year eligible obligation matures, the principal of the maturing eligible obligation shall also be invested initially in the shortest-maturity eligible obligation then available until the principal is reinvested substantially equally in the eligible obligations that are identical (except for transferability) to the next-issued publicly issued Treasury obligations having 2-year, 5-year, and 10-year maturities.

“(iii) DISCONTINUANCE OF ISSUANCE OF OBLIGATIONS.—If the Department of the Treasury discontinues issuing to the public obligations having 2-year, 5-year, or 10-year maturities, the principal of any maturing eligible obligation shall be reinvested substantially equally in eligible obligations that are identical (except for transferability) to the next-issued publicly issued Treasury obligations of the maturities longer than 1 year then available.

## “(D) INVESTMENT OF THE INTEREST ACCOUNT.—

“(i) BEFORE FULL CAPITALIZATION.—Until the date on which each Fund is fully capitalized, amounts in the interest account of the Fund shall be invested in eligible obligations that are identical (except for transferability) to publicly issued Treasury obligations that have maturities that coincide, to the maximum extent practicable, with the date on which the Fund is expected to be fully capitalized.

“(ii) AFTER FULL CAPITALIZATION.—On and after the date on which each Fund is fully capitalized, amounts in the interest account of the Fund shall be invested and reinvested in eligible obligations having the shortest maturity then available until the amounts are withdrawn and transferred to fund the activities authorized under subsection (d)(3).

“(E) PAR PURCHASE PRICE.—The price to be paid for eligible obligations purchased as investments of the principal account shall not exceed the par value of the obligations so that the amount of the principal account shall be preserved in perpetuity.

“(F) HIGHEST YIELD.—Among eligible obligations having the same maturity and purchase price, the obligation to be purchased shall be the obligation having the highest yield.

“(G) HOLDING TO MATURITY.—Eligible obligations purchased shall generally be held to their maturities.

“(3) ANNUAL REVIEW OF INVESTMENT ACTIVITIES.—Not less frequently than once each calendar year, the Secretary of the Treasury shall review with the Cheyenne River Sioux Tribe and the Lower Brule Sioux Tribe (referred to in this subsection as the ‘Tribes’) the results of the investment activities and financial status of the Funds during the preceding 12-month period.

“(4) AUDITS.—

“(A) IN GENERAL.—The activities of the Tribes in carrying out the plans of the Tribes for terrestrial wildlife habitat restoration under section 602(a) shall be audited as part of the annual audit that the Tribes are required to prepare under the Office of Management and Budget Circular A-133 (or a successor circulation).

“(B) DETERMINATION BY AUDITORS.—An auditor that conducts an audit under subparagraph (A) shall—

“(i) determine whether funds received by the Tribes under this section during the period covered by the audit were used to carry out the plan of the appropriate Tribe in accordance with this section; and

“(ii) include the determination under clause (i) in the written findings of the audit.

“(5) MODIFICATION OF INVESTMENT REQUIREMENTS.—

“(A) IN GENERAL.—If the Secretary of the Treasury determines that meeting the requirements under paragraph (2) with respect to the investment of a Fund is not practicable, or would result in adverse consequences for the Fund, the Secretary shall modify the requirements, as the Secretary determines to be necessary.

“(B) CONSULTATION.—Before modifying a requirement under subparagraph (A), the Secretary of the Treasury shall consult with the Tribes regarding the proposed modification.”; and

(2) by striking subsection (f) and inserting the following:

“(f) ADMINISTRATIVE EXPENSES.—There are authorized to be appropriated to the Secretary of the Treasury to pay expenses associated with investing the Funds and auditing the uses of amounts withdrawn from the Funds—

“(1) \$500,000 for each of fiscal years 2006 and 2007; and

“(2) such sums as are necessary for each subsequent fiscal year.”.

**SEC. 5113. EAST TENNESSEE.**

(a) EAST TENNESSEE DEFINED.—In this section, the term “East Tennessee” means the counties of Blount, Knox, Loudon, McMinn, Monroe, and Sevier, Tennessee.

(b) ESTABLISHMENT OF PROGRAM.—The Secretary may establish a program to provide environmental assistance to non-Federal interests in East Tennessee.

(c) FORM OF ASSISTANCE.—Assistance under this section may be in the form of design and construction assistance for water-related environmental infrastructure and resource protection and development projects in East Tennessee, including projects for wastewater treatment and related facilities, water supply and related facilities, environmental restoration, and surface water resource protection and development.

(d) OWNERSHIP REQUIREMENT.—The Secretary may provide assistance for a project under this section only if the project is publicly owned.

(e) PARTNERSHIP AGREEMENTS.—

(1) IN GENERAL.—Before providing assistance under this section, the Secretary shall enter into a partnership agreement with a non-Federal interest to provide for design and construction of the project to be carried out with the assistance.

(2) REQUIREMENTS.—Each partnership agreement entered into under this subsection shall provide for the following:

(A) PLAN.—Development by the Secretary, in consultation with appropriate Federal and State officials, of a facilities or resource protection and development plan, including appropriate engineering plans and specifications.

(B) LEGAL AND INSTITUTIONAL STRUCTURES.—Establishment of such legal and institutional structures as are necessary to ensure the effective long-term operation of the project by the non-Federal interest.

(3) COST SHARING.—

(A) IN GENERAL.—The Federal share of the project cost under each partnership agreement entered into under this subsection shall be 75 percent. The Federal share may be in the form of grants or reimbursements of project costs.

(B) CREDIT FOR WORK.—The non-Federal interests shall receive credit for the reasonable cost of design work on a project completed by the non-Federal interest before entering into a partnership agreement with the Secretary for such project.

(C) CREDIT FOR INTEREST.—In case of a delay in the funding of the non-Federal share of a project that is the subject of an agreement under this section, the non-Federal interest shall receive credit for reasonable interest incurred in providing the non-Federal share of the project cost.

(D) LAND, EASEMENTS, AND RIGHTS-OF-WAY CREDIT.—The non-Federal interest shall receive credit for land, easements, rights-of-way, and relocations toward the non-Federal share of project cost (including all reasonable costs associated with obtaining permits necessary for the construction, operation, and maintenance of the project on publicly owned or controlled land), but not to exceed 25 percent of total project cost.

(E) OPERATION AND MAINTENANCE.—The non-Federal share of operation and maintenance costs for projects constructed with assistance provided under this section shall be 100 percent.

(F) APPLICABILITY OF OTHER FEDERAL AND STATE LAWS.—Nothing in this section waives, limits, or otherwise affects the applicability of any provision of Federal or State law that would otherwise apply to a project to be carried out with assistance provided under this section.

(g) NONPROFIT ENTITIES.—Notwithstanding section 221(b) of the Flood Control Act of 1970 (42 U.S.C. 1962d-5b(b)), for any project undertaken under this section, a non-Federal interest may include a nonprofit entity with the consent of the affected local government.

(h) CORPS OF ENGINEERS EXPENSES.—Ten percent of the amounts appropriated to carry out this section may be used by the Corps of Engineers district offices to administer projects under this section at Federal expense.

(i) AUTHORIZATION OF APPROPRIATIONS.—There is authorized to be appropriated to carry out this section \$40,000,000. Such sums shall remain available until expended.

**SEC. 5114. FRITZ LANDING, TENNESSEE.**

The Secretary shall—

(1) conduct a study of the Fritz Landing Agricultural Spur Levee, Tennessee, to determine the extent of levee modifications that would be required to make the levee and associated drainage structures consistent with Federal standards;

(2) design and construct such modifications; and

(3) after completion of such modifications, incorporate the levee into the project for flood control, Mississippi River and Tributaries, authorized by the Act entitled “An Act for the control of floods on the Mississippi River and its tributaries, and for other purposes”, approved May 15, 1928 (45 Stat. 534-539), commonly known as the “Flood Control Act of 1928”.

**SEC. 5115. J. PERCY PRIEST DAM AND RESERVOIR, TENNESSEE.**

The Secretary shall plan, design, and construct a trail system at the J. Percy Priest Dam and Reservoir, Tennessee, authorized by section 4 of the Act entitled “An Act authorizing the construction of certain public works on rivers and harbors for flood control, and for other purposes”, approved June 28, 1938 (52 Stat. 1217), and adjacent public property, including design and construction of support facilities. In carrying out such improvements, the Secretary is authorized to use funds made available by the State of Tennessee from any Federal or State source, or both.

**SEC. 5116. TOWN CREEK, LENOIR CITY, TENNESSEE.**

The Secretary shall design and construct the project for flood damage reduction designated as Alternative 4 in the Town Creek, Lenoir City, Loudon County, Tennessee, feasibility report of the Nashville district engineer, dated November 2000, under the authority of section 205 of the Flood Control Act of 1948 (33 U.S.C. 701s), notwithstanding section 1 of the Flood Control Act of June 22, 1936 (33 U.S.C. 701a; 49 Stat. 1570). The non-Federal share of the cost of the project shall be subject to section 103(m) of the Water Resources Development Act of 1986 (33 U.S.C. 2213(m)).

**SEC. 5117. TENNESSEE RIVER PARTNERSHIP.**

(a) IN GENERAL.—As part of the operation and maintenance of the project for navigation, Tennessee River, Tennessee, Alabama, Mississippi, and Kentucky, authorized by the first section of the River and Harbor Act of July 3, 1930 (46 Stat. 927), the Secretary may enter into a partnership with a nonprofit entity to remove debris from the Tennessee River in the vicinity of Knoxville, Tennessee, by providing a vessel to such entity, at Federal expense, for such debris removal purposes.

(b) AUTHORIZATION OF APPROPRIATIONS.—There is authorized to be appropriated to carry out this section \$500,000.

**SEC. 5118. UPPER MISSISSIPPI EMBAYMENT, TENNESSEE, ARKANSAS, AND MISSISSIPPI.**

The Secretary may participate with non-Federal and nonprofit entities to address issues concerning managing groundwater as a sustainable resource through the Upper Mississippi Embayment, Tennessee, Arkansas, and Mississippi, and coordinating the protection of groundwater supply and groundwater quality with local surface water protection programs. There is authorized to be appropriated \$5,000,000 to carry out this section.

**SEC. 5119. BOSQUE RIVER WATERSHED, TEXAS.**

(a) COMPREHENSIVE PLAN.—The Secretary, in consultation with appropriate Federal, State, and local entities, shall develop, as expeditiously as practicable, a comprehensive plan for development of new technologies and innovative approaches for restoring, preserving, and protecting the Bosque River watershed within Bosque, Hamilton, McLennan, and Erath Counties, Texas. The Secretary, in cooperation with the Secretary of Agriculture, may carry out activities identified in the comprehensive plan to demonstrate practicable alternatives for stabilization and enhancement of land and water resources in the basin.

(b) SERVICES OF PUBLIC NON-PROFIT INSTITUTIONS AND OTHER ENTITIES.—In carrying out subsection (a), the Secretary may utilize, through contracts or other means, the services of public non-profit institutions and such other entities as the Secretary considers appropriate.

(c) NON-FEDERAL SHARE.—

(1) CREDIT.—The Secretary shall credit toward the non-Federal share of the cost of activities carried out under this section the

cost of planning, design, and construction work completed by or on behalf of the non-Federal interests for implementation of measures constructed with assistance provided under this section. The amount of such credit shall not exceed the non-Federal share of the cost of such activities.

(2) OPERATION AND MAINTENANCE.—The non-Federal share of the cost of operation and maintenance for measures constructed with assistance provided under this section shall be 100 percent.

(d) AUTHORIZATION OF APPROPRIATIONS.—There is authorized to be appropriated to carry out this section \$10,000,000.

**SEC. 5120. DALLAS COUNTY REGION, TEXAS.**

(a) DALLAS COUNTY REGION DEFINED.—In this section, the term “Dallas County region” means the city of Dallas, and the municipalities of DeSoto, Duncanville, Lancaster, Wilmer, Hutchins, Balch Springs, Cedar Hill, Glenn Heights, and Ferris, Texas.

(b) ESTABLISHMENT OF PROGRAM.—The Secretary may establish a program to provide environmental assistance to non-Federal interests in the Dallas County region.

(c) FORM OF ASSISTANCE.—Assistance under this section may be in the form of design and construction assistance for water-related environmental infrastructure and resource protection and development projects in the Dallas County region, including projects for wastewater treatment and related facilities, water supply and related facilities, environmental restoration, and surface water resource protection and development.

(d) OWNERSHIP REQUIREMENT.—The Secretary may provide assistance for a project under this section only if the project is publicly owned.

(e) PARTNERSHIP AGREEMENTS.—

(1) IN GENERAL.—Before providing assistance under this section, the Secretary shall enter into a partnership agreement with a non-Federal interest to provide for design and construction of the project to be carried out with the assistance.

(2) REQUIREMENTS.—Each partnership agreement entered into under this subsection shall provide for the following:

(A) PLAN.—Development by the Secretary, in consultation with appropriate Federal and State officials, of a facilities or resource protection and development plan, including appropriate engineering plans and specifications.

(B) LEGAL AND INSTITUTIONAL STRUCTURES.—Establishment of such legal and institutional structures as are necessary to ensure the effective long-term operation of the project by the non-Federal interest.

(3) COST SHARING.—

(A) IN GENERAL.—The Federal share of the project costs under each partnership agreement entered into under this subsection shall be 75 percent. The Federal share may be in the form of grants or reimbursements of project costs.

(B) CREDIT FOR WORK.—The non-Federal interests shall receive credit for the reasonable cost of design work on a project completed by the non-Federal interest before entering into a partnership agreement with the Secretary for such project.

(C) CREDIT FOR INTEREST.—In case of a delay in the funding of the non-Federal share of a project that is the subject of an agreement under this section, the non-Federal interest shall receive credit for reasonable interest incurred in providing the non-Federal share of the project’s costs.

(D) LAND, EASEMENTS, AND RIGHTS-OF-WAY CREDIT.—The non-Federal interest shall receive credit for land, easements, rights-of-way, and relocations toward the non-Federal share of project costs (including all reasonable costs associated with obtaining permits necessary for the construction, operation,

and maintenance of the project on publicly owned or controlled land), but such credit may not exceed 25 percent of total project costs.

(E) OPERATION AND MAINTENANCE.—The non-Federal share of operation and maintenance costs for projects constructed with assistance provided under this section shall be 100 percent.

(f) APPLICABILITY OF OTHER FEDERAL AND STATE LAWS.—Nothing in this section waives, limits, or otherwise affects the applicability of any provision of Federal or State law that would otherwise apply to a project to be carried out with assistance provided under this section.

(g) NONPROFIT ENTITIES.—Notwithstanding section 221(b) of the Flood Control Act of 1970 (42 U.S.C. 1962d-5b(b)), for any project undertaken under this section, a non-Federal interest may include a nonprofit entity.

(h) CORPS OF ENGINEERS EXPENSES.—Ten percent of the amounts appropriated to carry out this section may be used by the Corps of Engineers district offices to administer projects under this section at Federal expense.

(i) AUTHORIZATION OF APPROPRIATIONS.—There is authorized to be appropriated to carry out this section \$40,000,000. Such sums shall remain available until expended.

**SEC. 5121. DALLAS FLOODWAY, DALLAS TEXAS.**

(a) IN GENERAL.—The project for flood control, Trinity River and tributaries, Texas, authorized by section 2 of the Act entitled, “An Act authorizing the construction, repair, and preservation of certain public works on rivers and harbors, and for other purposes”, approved March 2, 1945 (59 Stat. 18), is modified to—

(1) direct the Secretary to review the Balanced Vision Plan for the Trinity River Corridor, Dallas, Texas, dated December 2003 and amended in March 2004, prepared by the non-Federal interest for the project;

(2) direct the Secretary to review the Interior Levee Drainage Study Phase-I report, Dallas, Texas, dated September 2006, prepared by the non-Federal interest; and

(3) if the Secretary determines that the project is technically sound and environmentally acceptable, authorize the Secretary to construct the project at a total cost of \$459,000,000, with an estimated Federal cost of \$298,000,000 and an estimated non-Federal cost of \$161,000,000.

(b) CREDIT.—

(1) IN-KIND CONTRIBUTIONS.—The Secretary shall credit toward the non-Federal share of the cost of the project the cost of planning, design, and construction work carried out by the non-Federal interest before the date of the partnership agreement for the project if the Secretary determines that the work is integral to the project.

(2) CASH CONTRIBUTIONS.—The Secretary shall accept funds provided by the non-Federal interest for use in carrying out planning, engineering, and design for the project. The Federal share of such planning, engineering, and design carried out with non-Federal contributions shall be credited against the non-Federal share of the cost of the project.

**SEC. 5122. HARRIS COUNTY, TEXAS.**

(a) IN GENERAL.—Section 575(a) of the Water Resources Development Act of 1996 (110 Stat. 3789; 113 Stat. 311) is amended by inserting before the period at the end the following: “, whether or not such works or actions are partially funded under the hazard mitigation grant program of the Federal Emergency Management Agency”.

(b) SPECIFIC PROJECTS.—Section 575(b) of such Act (110 Stat. 3789; 113 Stat. 311) is amended—

(1) in paragraph (3) by striking “and” at the end;

(2) in paragraph (4) by striking the period at the end and inserting “; and”; and

(3) by adding the following:

“(5) the project for flood control, Upper White Oak Bayou, Texas, authorized by section 401(a) of the Water Resources Development Act of 1986 (100 Stat. 4125).”.

**SEC. 5123. JOHNSON CREEK, ARLINGTON, TEXAS.**

(a) IN GENERAL.—The project for flood damage reduction, environmental restoration, and recreation, Johnson Creek, Arlington, Texas, authorized by section 101(b)(14) of the Water Resources Development Act of 1999 (113 Stat 280), is modified to authorize the Secretary to construct the project substantially in accordance with the report entitled “Johnson Creek: A Vision of Conservation”, dated March 30, 2006, at a total cost of \$80,000,000, with an estimated Federal cost of \$52,000,000 and an estimated non-Federal cost of \$28,000,000, if the Secretary determines that the project is feasible.

(b) NON-FEDERAL SHARE.—

(1) IN GENERAL.—The non-Federal share of the cost of the project may be provided in cash or in the form of in-kind services or materials.

(2) CREDIT.—The Secretary shall credit toward the non-Federal share of the cost of the project the cost of planning, design, and construction work carried out by the non-Federal interest for implementation of the project, if the Secretary determines that the work is integral to the project.

(c) SPECIAL RULE.—In evaluating and implementing the project, the Secretary shall allow the non-Federal interest to participate in the financing of the project in accordance with section 903(c) of the Water Resources Development Act of 1986 (100 Stat. 4184).

(d) CONFORMING AMENDMENT.—Section 134 of the Energy and Water Development Appropriations Act, 2006 (119 Stat. 2263) is repealed.

**SEC. 5124. UNION CREEK, TEXAS.**

In carrying out the study for the project for flood damage reduction, recreation, and ecosystem restoration, Union Creek, Texas, the Secretary shall include the costs and benefits associated with the relocation of flood-prone residences in the study area for the project in the period beginning 2 years before the date of initiation of the study and ending on the date of execution of the partnership agreement for construction of the project to the extent the Secretary determines such relocations are compatible with the project. The Secretary shall credit toward the non-Federal share of the cost of the project the cost of relocation of such flood-prone residences incurred by the non-Federal interest before the date of the partnership agreement for the project if the Secretary determines that the relocation of such residences is integral to the project.

**SEC. 5125. EASTERN SHORE AND SOUTHWEST VIRGINIA.**

Section 219(f)(10) of the Water Resources Development Act of 1992 (106 Stat. 4835; 113 Stat. 335) is amended—

(1) by striking “\$20,000,000 for water supply and wastewater infrastructure” and inserting the following:

“(A) IN GENERAL.—\$20,000,000 for water supply, wastewater infrastructure, and environmental restoration”;

(2) by adding at the end the following:

“(B) CREDIT.—The Secretary shall credit toward the non-Federal share of the cost of the project the cost of work carried out by the non-Federal interest before the date of the partnership agreement for the project if the Secretary determines that the work is integral to the project.”; and

(3) by aligning the remainder of the text of subparagraph (A) (as designated by paragraph (1) of this section) with subparagraph (B) (as added by paragraph (2) of this section).

**SEC. 5126. DYKE MARSH, FAIRFAX COUNTY, VIRGINIA.**

The Secretary shall accept funds from the National Park Service to restore Dyke Marsh, Fairfax County, Virginia.

**SEC. 5127. BAKER BAY AND ILWACO HARBOR, WASHINGTON.**

The Secretary shall conduct a study of increased siltation in Baker Bay and Ilwaco Harbor, Washington, to determine if the siltation is the result of a Federal navigation project (including diverted flows from the Columbia River) and, if the Secretary determines that the siltation is the result of a Federal navigation project, the Secretary shall carry out a project to mitigate the siltation as part of maintenance of the Federal navigation project.

**SEC. 5128. HAMILTON ISLAND CAMPGROUND, WASHINGTON.**

The Secretary is authorized to plan, design, and construct a campground for Bonneville Lock and Dam at Hamilton Island (also known as "Strawberry Island") in Skamania County, Washington.

**SEC. 5129. PUGET ISLAND, WASHINGTON.**

The Secretary is directed to place dredged and other suitable material along portions of the Columbia River shoreline of Puget Island, Washington, between river miles 38 to 47 in order to protect economic and environmental resources in the area from further erosion, at a Federal cost of \$1,000,000. This action shall be coordinated with appropriate resource agencies and comply with applicable Federal laws.

**SEC. 5130. WILLAPA BAY, WASHINGTON.**

Section 545 of the Water Resources Development Act of 2000 (114 Stat. 2675) is amended—

(1) in subsection (b)(1) by striking "may construct" and inserting "shall construct"; and

(2) by inserting "and ecosystem restoration" after "erosion protection" each place it appears.

**SEC. 5131. WEST VIRGINIA AND PENNSYLVANIA FLOOD CONTROL.**

(a) CHEAT AND TYGART RIVER BASINS, WEST VIRGINIA.—Section 581(a)(1) of the Water Resources Development Act of 1996 (110 Stat. 3790; 113 Stat. 313) is amended—

(1) by striking "flood control measures" and inserting "structural and nonstructural flood control, streambank protection, stormwater management, and channel clearing and modification measures"; and

(2) by inserting "with respect to measures that incorporate levees or floodwalls" before the semicolon.

(b) PRIORITY COMMUNITIES.—Section 581(b) of the Water Resources Development Act of 1996 (110 Stat. 3791) is amended—

(1) by striking "and" at the end of paragraph (5);

(2) by striking the period at the end of paragraph (6) and inserting a semicolon; and

(3) by adding at the end the following:

"(7) Etna, Pennsylvania, in the Pine Creek watershed; and

"(8) Millvale, Pennsylvania, in the Girty's Run River basin."

(c) AUTHORIZATION OF APPROPRIATIONS.—Section 581(c) of the Water Resources Development Act of 1996 (110 Stat. 3791) is amended by striking "\$12,000,000" and inserting "\$90,000,000".

**SEC. 5132. CENTRAL WEST VIRGINIA.**

Section 571 of the Water Resources Development Act of 1999 (113 Stat. 371) is amended—

(1) in subsection (a)—  
(A) by striking "Nicholas,"; and  
(B) by striking "Gilmer,";

(2) in subsection (h) by striking "\$10,000,000" and inserting "\$20,000,000"; and

(3) by adding at the end the following:

"(i) NONPROFIT ENTITIES.—Notwithstanding section 221(b) of the Flood Control

Act of 1970 (42 U.S.C. 1962d-5b(b)), a non-Federal interest may include for any project undertaken under this section a nonprofit entity with the consent of the affected local government.

"(j) CORPS OF ENGINEERS EXPENSES.—Ten percent of the amounts appropriated to carry out this section may be used by the Corps of Engineers district offices to administer projects under this section at Federal expense."

**SEC. 5133. SOUTHERN WEST VIRGINIA.**

(a) CORPS OF ENGINEERS.—Section 340 of the Water Resources Development Act of 1992 (106 Stat. 4856; 113 Stat. 320) is amended by adding at the end the following:

"(h) CORPS OF ENGINEERS.—Ten percent of the amounts appropriated to carry out this section may be used by the Corps of Engineers district offices to administer projects under this section at Federal expense."

(b) SOUTHERN WEST VIRGINIA DEFINED.—Section 340(f) of such Act is amended by inserting "Nicholas," after "Greenbrier."

(c) NONPROFIT ENTITIES.—Section 340 of the Water Resources Development Act of 1992 (106 Stat. 4856) is further amended by adding at the end the following:

"(i) NONPROFIT ENTITIES.—Notwithstanding section 221(b) of the Flood Control Act of 1970 (42 U.S.C. 1962d-5b(b)), a non-Federal interest may include for any project undertaken under this section a nonprofit entity with the consent of the affected local government."

**SEC. 5134. CONSTRUCTION OF FLOOD CONTROL PROJECTS BY NON-FEDERAL INTERESTS.**

Section 211(f) of the Water Resources Development Act of 1996 (33 U.S.C. 701b-13) is amended by adding at the end the following:

"(12) PERRIS, CALIFORNIA.—The project for flood control, Perris, California.

"(13) THORNTON RESERVOIR, COOK COUNTY, ILLINOIS.—An element of the project for flood control, Chicagoland Underflow Plan, Illinois.

"(14) LAROSE TO GOLDEN MEADOW, LOUISIANA.—The project for flood control, Larose to Golden Meadow, Louisiana.

"(15) BUFFALO BAYOU, TEXAS.—A project for flood control, Buffalo Bayou, Texas, to provide an alternative to the project authorized by the first section of the River and Harbor Act of June 20, 1938 (52 Stat. 804) and modified by section 3a of the Flood Control Act of August 11, 1939 (53 Stat. 1414).

"(16) HALLS BAYOU, TEXAS.—A project for flood control, Halls Bayou, Texas, to provide an alternative to the project for flood control, Buffalo Bayou and tributaries, Texas, authorized by section 101(a)(21) of the Water Resources Development Act of 1990 (104 Stat. 4610)."

**SEC. 5135. WAGE SURVEYS.**

Employees of the United States Army Corps of Engineers who are paid wages determined under the last undesignated paragraph under the heading "Administrative Provisions" of chapter V of the Supplemental Appropriations Act, 1982 (5 U.S.C. 5343 note; 96 Stat. 832) shall be allowed, through appropriate employee organization representatives, to participate in wage surveys under such paragraph to the same extent as are prevailing rate employees under subsection (c)(2) of section 5343 of title 5, United States Code. Nothing in such section 5343 shall be considered to affect which agencies are to be surveyed under such paragraph.

**SEC. 5136. ADDITIONAL ASSISTANCE FOR CRITICAL PROJECTS.**

Section 219(f) of the Water Resources Development Act of 1992 (106 Stat. 4835; 113 Stat. 335-337; 114 Stat. 2763A-220-221) is amended—

(1) by striking the undesignated paragraph relating to Charleston, South Carolina, and inserting the following:

"(72) CHARLESTON, SOUTH CAROLINA.—\$10,000,000 for wastewater infrastructure, including wastewater collection systems, and stormwater system improvements, Charleston, South Carolina.";

(2) by redesignating the paragraph (71) relating to Placer and El Dorado Counties, California, as paragraph (73);

(3) by redesignating the paragraph (72) relating to Lassen, Plumas, Butte, Sierra, and Nevada Counties, California, as paragraph (74);

(4) by striking the paragraph (71) relating to Indianapolis, Indiana, and inserting the following:

"(75) INDIANAPOLIS, INDIANA.—\$6,430,000 for environmental infrastructure for Indianapolis, Indiana.";

(5) by redesignating the paragraph (73) relating to St. Croix Falls, Wisconsin, as paragraph (76); and

(6) by adding at the end the following:

"(77) ST. CLAIR COUNTY, ALABAMA.—\$5,000,000 for water related infrastructure, St. Clair County, Alabama.

"(78) CRAWFORD COUNTY, ARKANSAS.—\$35,000,000 for water supply infrastructure, Crawford County, Arkansas.

"(79) ALAMEDA AND CONTRA COSTA COUNTIES, CALIFORNIA.—\$25,000,000 for recycled water treatment facilities within the East Bay Municipal Utility District service area, Alameda and Contra Costa Counties, California.

"(80) ARCADIA, SIERRA MADRE, AND UPLAND, CALIFORNIA.—\$33,000,000 for water and wastewater infrastructure, Arcadia, Sierra Madre, and Upland, California, including \$13,000,000 for stormwater infrastructure for Upland, California.

"(81) BIG BEAR AREA REGIONAL WASTEWATER AGENCY, CALIFORNIA.—\$15,000,000 for water reclamation and distribution, Big Bear Area Regional Wastewater Agency, California.

"(82) BRAWLEY COLONIA, IMPERIAL COUNTY, CALIFORNIA.—\$1,400,000 for water infrastructure to improve water quality in the Brawley Colonia Water District, Imperial County, California.

"(83) CONTRA COSTA WATER DISTRICT, CALIFORNIA.—\$23,000,000 for water and wastewater infrastructure for the Contra Costa Water District, California.

"(84) EAST BAY, SAN FRANCISCO, AND SANTA CLARA AREAS, CALIFORNIA.—\$4,000,000 for a desalination project to serve the East Bay, San Francisco, and Santa Clara areas, California.

"(85) IMPERIAL COUNTY, CALIFORNIA.—\$10,000,000 for wastewater infrastructure, including a wastewater disinfection facility and polishing system, to improve water quality in the vicinity of Calexico, California, on the southern New River, Imperial County, California.

"(86) LOS ANGELES COUNTY, CALIFORNIA.—\$3,000,000 for wastewater and water related infrastructure, Diamond Bar, La Habra Heights, and Rowland Heights, Los Angeles County, California.

"(87) NEW RIVER, CALIFORNIA.—\$10,000,000 for wastewater infrastructure to improve water quality in the New River, California.

"(88) ORANGE COUNTY, CALIFORNIA.—\$15,000,000 for wastewater and water related infrastructure, Anaheim, Brea, La Habra, Mission Viejo, Rancho Santa Margarita, and Yorba Linda, Orange County, California.

"(89) SAN BERNARDINO COUNTY, CALIFORNIA.—\$9,000,000 for wastewater and water related infrastructure, Chino and Chino Hills, San Bernardino County, California.

"(90) SANTA CLARA COUNTY, CALIFORNIA.—\$5,500,000 for an advanced recycling water treatment plant in Santa Clara County, California.

"(91) SOUTHERN LOS ANGELES COUNTY, CALIFORNIA.—\$15,000,000 for environmental infrastructure for the groundwater basin optimization pipeline, Southern Los Angeles County, California.



“(92) STOCKTON, CALIFORNIA.—\$33,000,000 for water treatment and distribution infrastructure, Stockton, California.

“(93) SWEETWATER RESERVOIR, SAN DIEGO COUNTY, CALIFORNIA.—\$375,000 to improve water quality, and remove nonnative aquatic species from the Sweetwater Reservoir, San Diego County, California.

“(94) WHITTIER, CALIFORNIA.—\$8,000,000 for water, wastewater, and water related infrastructure, Whittier, California.

“(95) MONTEZUMA AND LA PLATA COUNTIES, COLORADO.—\$1,000,000 for water and wastewater related infrastructure for the Ute Mountain project, Montezuma and La Plata Counties, Colorado.

“(96) OTERO, BENT, CROWLEY, KIOWA, AND PROWERS COUNTIES, COLORADO.—\$35,000,000 for water transmission infrastructure, Otero, Bent, Crowley, Kiowa, and Prowers Counties, Colorado.

“(97) PUEBLO AND OTERO COUNTIES, COLORADO.—\$34,000,000 for water transmission infrastructure, Pueblo and Otero Counties, Colorado.

“(98) LEDYARD AND MONTVILLE, CONNECTICUT.—\$7,113,000 for water infrastructure, Ledyard and Montville, Connecticut.

“(99) ANACOSTIA RIVER, DISTRICT OF COLUMBIA AND MARYLAND.—\$20,000,000 for environmental infrastructure and resource protection and development to enhance water quality and living resources in the Anacostia River watershed, District of Columbia and Maryland.

“(100) WASHINGTON, DISTRICT OF COLUMBIA.—\$35,000,000 for implementation of a combined sewer overflow long-term control plan, Washington, District of Columbia.

“(101) CHARLOTTE COUNTY, FLORIDA.—\$3,000,000 for water supply infrastructure, Charlotte County, Florida.

“(102) CHARLOTTE, LEE, AND COLLIER COUNTIES, FLORIDA.—\$20,000,000 for water supply interconnectivity infrastructure, Charlotte, Lee, and Collier Counties, Florida.

“(103) COLLIER COUNTY, FLORIDA.—\$5,000,000 for water infrastructure to improve water quality in the vicinity of the Gordon River, Collier County, Florida.

“(104) JACKSONVILLE, FLORIDA.—\$25,000,000 for wastewater related infrastructure, including septic tank replacements, Jacksonville, Florida.

“(105) SARASOTA COUNTY, FLORIDA.—\$10,000,000 for water and wastewater infrastructure in Sarasota County, Florida.

“(106) SOUTH SEMINOLE AND NORTH ORANGE COUNTY, FLORIDA.—\$30,000,000 for wastewater infrastructure for the South Seminole and North Orange Wastewater Transmission Authority, Florida.

“(107) FAYETTEVILLE, GRANTVILLE, LAGRANGE, PINE MOUNTAIN (HARRIS COUNTY), DOUGLASVILLE, AND CARROLLTON, GEORGIA.—\$24,500,000 for water and wastewater infrastructure, Fayetteville, Grantville, LaGrange, Pine Mountain (Harris County), Douglasville, and Carrollton, Georgia.

“(108) MERIWETHER AND SPALDING COUNTIES, GEORGIA.—\$7,000,000 for water and wastewater infrastructure, Meriwether and Spalding Counties, Georgia.

“(109) NORTH VERNON AND BUTLERVILLE, INDIANA.—\$1,700,000 for wastewater infrastructure, North Vernon and Butlerville, Indiana.

“(110) SALEM, WASHINGTON COUNTY, INDIANA.—\$3,200,000 for water supply infrastructure, Salem, Washington County, Indiana.

“(111) CENTRAL KENTUCKY.—\$10,000,000 for water related infrastructure and resource protection and development, Scott, Franklin, Woodford, Anderson, Fayette, Mercer, Jessamine, Boyle, Lincoln, Garrard, Madison, Estill, Powell, Clark, Montgomery, and Bourbon Counties, Kentucky.

“(112) PLAQUEMINE, LOUISIANA.—\$7,000,000 for sanitary sewer and wastewater infrastructure, Plaquemine, Louisiana.

“(113) SHREVEPORT, LOUISIANA.—\$20,000,000 for water supply infrastructure in Shreveport, Louisiana.

“(114) CENTRAL IRON RANGE SANITARY SEWER DISTRICT, MINNESOTA.—\$12,000,000 for wastewater infrastructure for the Central Iron Range Sanitary Sewer District to serve the cities of Hibbing, Chisholm, Buhl, and Kinney, and Balkan and Great Scott Townships, Minnesota.

“(115) GRAND RAPIDS, MINNESOTA.—\$5,000,000 for wastewater infrastructure, Grand Rapids, Minnesota.

“(116) CITY OF BILOXI, CITY OF GULFPORT, AND HARRISON COUNTY, MISSISSIPPI.—\$15,000,000 for water and wastewater related infrastructure, city of Biloxi, city of Gulfport, and Harrison County, Mississippi.

“(117) JACKSON, MISSISSIPPI.—\$25,000,000 for water and wastewater infrastructure, Jackson, Mississippi.

“(118) CLARK COUNTY, NEVADA.—\$30,000,000 for wastewater infrastructure, Clark County, Nevada.

“(119) HENDERSON, NEVADA.—\$5,000,000 for wastewater infrastructure, Henderson, Nevada.

“(120) PATERSON, NEW JERSEY.—\$35,000,000 for wastewater infrastructure, Paterson, New Jersey.

“(121) ELLICOTTVILLE, NEW YORK.—\$2,000,000 for water supply, water, and wastewater infrastructure in Ellicottville, New York.

“(122) SENNETT, NEW YORK.—\$1,500,000 for water infrastructure, Town of Sennett, New York.

“(123) WELLSVILLE, NEW YORK.—\$2,000,000 for water supply, water, and wastewater infrastructure in Wellsville, New York.

“(124) SPRINGPORT AND FLEMING, NEW YORK.—\$10,000,000 for water related infrastructure, including water mains, pump stations, and water storage tanks, Springport and Fleming, New York.

“(125) CABARRUS COUNTY, NORTH CAROLINA.—\$4,500,000 for water related infrastructure, Cabarrus County, North Carolina.

“(126) CHARLOTTE, NORTH CAROLINA.—\$11,000,000 for phase II of the Briar Creek wastewater project, Charlotte, North Carolina.

“(127) RICHMOND COUNTY, NORTH CAROLINA.—\$13,500,000 for water related infrastructure, Richmond County, North Carolina.

“(128) UNION COUNTY, NORTH CAROLINA.—\$6,000,000 for wastewater infrastructure, Union County, North Carolina.

“(129) SAIPAN, NORTHERN MARIANA ISLANDS.—\$20,000,000 for water related infrastructure, Saipan, Northern Mariana Islands.

“(130) LAKE COUNTY, OHIO.—\$1,500,000 for wastewater infrastructure, Lake County, Ohio.

“(131) MENTOR-ON-LAKE, OHIO.—\$625,000 for water and wastewater infrastructure, Mentor-on-Lake, Ohio.

“(132) WILLOWICK, OHIO.—\$665,000 for water and wastewater infrastructure, Willowick, Ohio.

“(133) ALBANY, OREGON.—\$35,000,000 for wastewater infrastructure to improve habitat restoration, Albany, Oregon.

“(134) BOROUGH OF STOCKERTON, BOROUGH OF TATAMY, AND PALMER TOWNSHIP, PENNSYLVANIA.—\$10,000,000 for stormwater control measures, particularly to address sinkholes, in the vicinity of the Borough of Stockerton, the Borough of Tatamy, and Palmer Township, Pennsylvania.

“(135) HATFIELD BOROUGH, PENNSYLVANIA.—\$310,000 for wastewater related infrastructure for Hatfield Borough, Pennsylvania.

“(136) LEHIGH COUNTY, PENNSYLVANIA.—\$5,000,000 for stormwater control measures and storm sewer improvements, Lehigh County, Pennsylvania.

“(137) NORTH WALES BOROUGH, PENNSYLVANIA.—\$1,516,584 for wastewater related in-

frastructure for North Wales Borough, Pennsylvania.

“(138) PEN ARGYL, PENNSYLVANIA.—\$5,250,000 for wastewater infrastructure, Pen Argyl, Pennsylvania.

“(139) PHILADELPHIA, PENNSYLVANIA.—\$1,600,000 for wastewater related infrastructure for Philadelphia, Pennsylvania.

“(140) VERA CRUZ, PENNSYLVANIA.—\$5,500,000 for wastewater infrastructure, Vera Cruz, Pennsylvania.

“(141) COMMONWEALTH OF PUERTO RICO.—\$35,000,000 for water and wastewater infrastructure in the Commonwealth of Puerto Rico.

“(142) CHARLESTON, SOUTH CAROLINA.—\$1,000,000 for stormwater control measures and storm sewer improvements, Spring Street/Fishburne Street drainage project, Charleston, South Carolina.

“(143) CROOKED CREEK, MARLBORO COUNTY, SOUTH CAROLINA.—\$25,000,000 for a project for water storage and water supply infrastructure on Crooked Creek, Marlboro County, South Carolina.

“(144) MYRTLE BEACH, SOUTH CAROLINA.—\$8,000,000 for environmental infrastructure, including ocean outfalls, Myrtle Beach, South Carolina.

“(145) NORTH MYRTLE BEACH, SOUTH CAROLINA.—\$8,000,000 for environmental infrastructure, including ocean outfalls, North Myrtle Beach, South Carolina.

“(146) SURFSIDE, SOUTH CAROLINA.—\$8,000,000 for environmental infrastructure, including stormwater system improvements and ocean outfalls, Surfside, South Carolina.

“(147) ATHENS, TENNESSEE.—\$16,000,000 for wastewater infrastructure, Athens, Tennessee.

“(148) CENTRAL TEXAS.—\$20,000,000 for water and wastewater infrastructure in Bosque, Brazos, Bursleson, Grimes, Hill, Hood, Johnson, Madison, McLennan, Limestone, Robertson, and Somervell Counties, Texas.

“(149) EL PASO COUNTY, TEXAS.—\$25,000,000 for water related infrastructure and resource protection, including stormwater management, and development, El Paso County, Texas.

“(150) FT. BEND COUNTY, TEXAS.—\$20,000,000 for water and wastewater infrastructure, Ft. Bend County, Texas.

“(151) DUCHESNE, IRON, AND Uintah COUNTIES, UTAH.—\$10,800,000 for water related infrastructure, Duchesne, Iron, and Uintah Counties, Utah.

“(152) NORTHERN WEST VIRGINIA.—\$20,000,000 for water and wastewater infrastructure in Hancock, Ohio, Marshall, Wetzel, Tyler, Pleasants, Wood, Doddridge, Monongalia, Marion, Harrison, Taylor, Barbour, Preston, Tucker, Mineral, Grant, Gilmer, Brooke, Ritchie Counties, West Virginia.

“(153) UNITED STATES VIRGIN ISLANDS.—\$25,000,000 for wastewater infrastructure for the St. Croix Anguilla wastewater treatment plant and the St. Thomas Charlotte Amalie wastewater treatment plant, United States Virgin Islands.

“(154) CHEYENNE RIVER SIOUX RESERVATION (DEWEY AND ZIEBACH COUNTIES) AND PERKINS AND MEADE COUNTIES, SOUTH DAKOTA.—\$25,000,000 for water supply infrastructure for the Cheyenne River Sioux Reservation in Dewey and Ziebach Counties, and for communities in Perkins and Meade Counties, South Dakota.”

**TITLE VI—FLORIDA EVERGLADES  
SEC. 6001. HILLSBORO AND OKEECHOBEE AQUIFER, FLORIDA.**

(a) MODIFICATION.—The project for Hillsboro and Okeechobee Aquifer, Florida, authorized by section 101(a)(16) of the Water Resources Development Act of 1999 (113 Stat. 276), is modified to authorize the Secretary to carry out the project at a total cost of \$42,500,000.

(b) TREATMENT.—Section 601(b)(2)(A) of the Water Resources Development Act of 2000 (114 Stat. 2681) is amended—

(1) in clause (i) by adding at the end the following: “The project for aquifer storage and recovery, Hillsboro and Okeechobee Aquifer, Florida, authorized by section 101(a)(16) of the Water Resources Development Act of 1999 (113 Stat. 276), shall be treated for purposes of this section as being in the Plan, except that operation and maintenance costs of the project shall remain a non-Federal responsibility.”; and

(2) in clause (iii) by inserting after “subparagraph (B)” the following: “and the project for aquifer storage and recovery, Hillsboro and Okeechobee Aquifer”.

#### SEC. 6002. PILOT PROJECTS.

Section 601(b)(2)(B) of the Water Resources Development Act of 2000 (114 Stat. 2681) is amended—

(1) in the matter preceding clause (i)—

(A) by striking “\$69,000,000” and inserting “\$71,200,000”; and

(B) by striking “\$34,500,000” each place it appears and inserting “\$35,600,000”; and

(2) in clause (i)—

(A) by striking “\$6,000,000” and inserting “\$8,200,000”; and

(B) by striking “\$3,000,000” each place it appears and inserting “\$4,100,000”.

#### SEC. 6003. INITIAL PROJECTS.

Section 601(b)(2)(C) of the Water Resources Development Act of 2000 (114 Stat. 2682) is amended—

(1) in the matter preceding clause (i) by striking “at a total cost of \$1,100,918,000” and all that follows before the colon;

(2) in clause (iv)—

(A) by striking “\$100,335,000” and inserting “\$162,630,000”; and

(B) by striking “\$50,167,500” each place it appears and inserting “\$81,315,000”; and

(3) in clause (v)—

(A) by striking “\$124,837,000” and inserting “\$385,010,000”; and

(B) by striking “\$62,418,500” each place it appears and inserting “\$192,505,000”; and

(4) in clause (vi)—

(A) by striking “\$89,146,000” and inserting “\$199,340,000”; and

(B) by striking “\$44,573,000” each place it appears and inserting “\$99,670,000”.

#### SEC. 6004. MAXIMUM COSTS.

(a) MAXIMUM COST OF PROJECTS.—Section 601(b)(2)(E) of the Water Resources Development Act of 2000 (114 Stat. 2683) is amended by inserting “and section (d)” before the period at the end.

(b) MAXIMUM COST OF PROGRAM AUTHORITY.—Section 601(c)(3) of such Act (114 Stat. 2684) is amended by adding at the end the following:

“(C) MAXIMUM COST OF PROGRAM AUTHORITY.—Section 902 of the Water Resources Development Act of 1986 (33 U.S.C. 2280) shall apply to the individual project funding limits in subparagraph (A) and the aggregate cost limits in subparagraph (B).”.

#### SEC. 6005. PROJECT AUTHORIZATION.

Section 601(d) of the Water Resources Development Act of 2000 (114 Stat. 2684) is amended by adding at the end the following:

“(3) PROJECT AUTHORIZATION.—The following project for water resources development and conservation and other purposes is authorized to be carried out by the Secretary substantially in accordance with the plans, and subject to the conditions, described in the report designated in this paragraph:

“(A) INDIAN RIVER LAGOON SOUTH, FLORIDA.—The project for ecosystem restoration, water supply, flood damage reduction, and protection of water quality, Indian River Lagoon South, Florida: Report of the Chief of Engineers dated August 6, 2004, at a total cost of \$1,365,000,000, with an estimated Federal cost of \$682,500,000 and an estimated non-Federal cost of \$682,500,000.

“(B) PICAYUNE STRAND, FLORIDA.—The project for environmental restoration, Picayune Strand, Florida: Report of the Chief of Engineers dated September 15, 2005, at a total cost of \$375,330,000, with an estimated Federal cost of \$187,665,000 and an estimated non-Federal cost of \$187,665,000.

“(C) SITE 1 IMPOUNDMENT, FLORIDA.—The project for environmental restoration, Site 1 Impoundment, Florida: Report of the Chief of Engineers dated December 19, 2006, at a total cost of \$80,840,000, with an estimated Federal cost of \$40,420,000 and an estimated non-Federal cost of \$40,420,000”.

#### SEC. 6006. CREDIT.

Section 601(e)(5)(B) of the Water Resources Development Act of 2000 (114 Stat. 2685) is amended—

(1) in clause (i)—

(A) by striking “or” at the end of subclause (I);

(B) by adding “or” at the end of subclause (II); and

(C) by adding at the end the following:

“(III) the credit is provided for work carried out before the date of the partnership agreement between the Secretary and the non-Federal sponsor, as defined in an agreement between the Secretary and the non-Federal sponsor providing for such credit;”;

(2) in clause (ii)—

(A) by striking “design agreement or the project cooperation”; and

(B) by inserting before the semicolon the following: “, including in the case of credit provided under clause (i)(III) conditions relating to design and construction”.

#### SEC. 6007. OUTREACH AND ASSISTANCE.

Section 601(k) of the Water Resources Development Act of 2000 (114 Stat. 2691) is amended by adding at the end the following:

“(3) MAXIMUM EXPENDITURES.—The Secretary may expend up to \$3,000,000 per fiscal year for fiscal years beginning after September 30, 2004, to carry out this subsection.”.

#### SEC. 6008. CRITICAL RESTORATION PROJECTS.

Section 528(b)(3)(C) of the Water Resources Development Act of 1996 (110 Stat. 3769; 113 Stat. 286) is amended—

(1) in clause (i) by striking “\$75,000,000” and all that follows through “2003” and inserting “\$95,000,000”; and

(2) in clause (ii) by striking “\$25,000,000” and inserting “\$30,000,000”.

#### SEC. 6009. MODIFIED WATER DELIVERIES.

(a) IN GENERAL.—The project, Modified Water Deliveries to Everglades National Park, authorized by section 104 of the Everglades National Park Protection and Expansion Act of 1989 (16 U.S.C. 410r-8), as described in the General Design Memorandum and Environmental Impact Statement for Modified Water Deliveries to Everglades National Park, June 1992, is modified to authorize the Secretary to construct the project substantially in accordance with the Revised General Reevaluation Report/Second Supplemental Environmental Impact Statement for the Tamiami Trail Modifications, Modified Water Deliveries to Everglades National Park, August 2005, at a total cost of \$144,131,000.

(b) USE OF FUNDS.—Funds made available under section 102(f) of the Everglades National Park Protection and Expansion Act of 1989 (16 U.S.C. 410r-6), may be used to carry out the project modification under subsection (a).

(c) SOURCE AND ALLOCATION OF FUNDS.—

(1) IN GENERAL.—Except as provided in paragraph (2), Federal costs incurred for construction of the project modification under subsection (a) on or after October 1, 2004, shall be shared equally between the Secretary and the Secretary of the Interior.

(2) ACCEPTANCE AND USE OF FUNDS.—The Secretary may accept and expend funds,

without further appropriation, provided from another Federal agency or from non-Federal interests for construction of the project modification under subsection (a) or for carrying out such other work that the Secretary determines to be appropriate and consistent with authorized purposes of the modified project.

#### SEC. 6010. DEAUTHORIZATIONS.

The following projects are not authorized after the date of enactment of this Act:

(1) The uncompleted portions of the project for the C-44 Basin Storage Reservoir of the Comprehensive Everglades Restoration Plan, authorized by section 601(b)(2)(C)(i) of the Water Resources Development Act of 2000 (114 Stat. 2682), at a total cost of \$147,800,000, with an estimated Federal cost of \$73,900,000 and an estimated non-Federal cost of \$73,900,000.

(2) The uncompleted portions of the Martin County, Florida, modifications to the project for Central and Southern Florida, authorized by section 203 of the Flood Control Act of 1968 (82 Stat. 740), at a total cost of \$15,471,000, with an estimated Federal cost of \$8,073,000 and an estimated non-Federal cost of \$7,398,000.

(3) The uncompleted portions of the East Coast Backpumping, St. Lucie—Martin County, Spillway Structure S-311 modifications to the project for Central and Southern Florida, authorized by section 203 of the Flood Control Act of 1968 (82 Stat. 740), at a total cost of \$77,118,000, with an estimated Federal cost of \$55,124,000 and an estimated non-Federal cost of \$21,994,000.

#### SEC. 6011. REGIONAL ENGINEERING MODEL FOR ENVIRONMENTAL RESTORATION.

(a) IN GENERAL.—The Secretary shall complete the development and testing of the regional engineering model for environmental restoration as expeditiously as practicable.

(b) USAGE.—The Secretary shall consider using, as appropriate, the regional engineering model for environmental restoration in the development of future water resource projects, including projects developed pursuant to section 601 of the Water Resources Development Act of 2000 (114 Stat. 2680).

(c) AUTHORIZATION OF APPROPRIATIONS.—There is authorized to be appropriated \$10,000,000 to carry out subsection (a).

### TITLE VII—LOUISIANA COASTAL AREA

#### SEC. 7001. DEFINITIONS.

In this title, the following definitions apply:

(1) COASTAL LOUISIANA ECOSYSTEM.—The term “coastal Louisiana ecosystem” means the coastal area of Louisiana from the Sabine River on the west to the Pearl River on the east, including those parts of the Deltaic Plain and the Chenier Plain included within the study area of the Plan.

(2) GOVERNOR.—The term “Governor” means the Governor of the State of Louisiana.

(3) PLAN.—The term “Plan” means the report of the Chief of Engineers for ecosystem restoration for the Louisiana Coastal Area dated January 31, 2005.

(4) TASK FORCE.—The term “Task Force” means the Coastal Louisiana Ecosystem Protection and Restoration Task Force established by section 7003.

#### SEC. 7002. COMPREHENSIVE PLAN.

(a) IN GENERAL.—The Secretary, in coordination with the Governor, shall develop a comprehensive plan for protecting, preserving, and restoring the coastal Louisiana ecosystem.

(b) INTEGRATION OF PLAN INTO COMPREHENSIVE HURRICANE PROTECTION STUDY.—In developing the comprehensive plan, the Secretary shall integrate the plan into the analysis and design of the comprehensive hurricane protection study authorized by title I of

the Energy and Water Development Appropriations Act, 2006 (Public Law 109-103; 119 Stat. 2247).

(c) **CONSISTENCY WITH COMPREHENSIVE COASTAL PROTECTION MASTER PLAN.**—In developing the comprehensive plan, the Secretary shall ensure that the plan is consistent with the goals, analysis, and design of the comprehensive coastal protection master plan authorized and defined pursuant to Act 8 of the First Extraordinary Session of the Louisiana State Legislature, 2005, including—

(1) investigation and study of the maximum effective use of the water and sediment of the Mississippi and Atchafalaya Rivers for coastal restoration purposes consistent with flood control and navigation;

(2) a schedule for the design and implementation of large-scale water and sediment re-introduction projects and an assessment of funding needs from any source; and

(3) an investigation and assessment of alterations in the operation of the Old River Control Structure, consistent with flood control and navigation purposes.

(d) **INCLUSIONS.**—The comprehensive plan shall include a description of—

(1) the framework of a long-term program integrated with hurricane and storm damage reduction, flood damage reduction, and navigation activities that provide for the comprehensive protection, conservation, and restoration of the wetlands, estuaries (including the Barataria-Terrebonne estuary), barrier islands, shorelines, and related land and features of the coastal Louisiana ecosystem, including protection of critical resources, habitat, and infrastructure from the effects of a coastal storm, a hurricane, erosion, or subsidence;

(2) the means by which a new technology, or an improved technique, can be integrated into the program referred to in paragraph (1);

(3) the role of other Federal and State agencies and programs in carrying out such program;

(4) specific, measurable ecological success criteria by which success of the plan will be measured; and

(5) proposed projects in order of priority as determined by their respective potential to contribute to—

(A) creation of coastal wetlands; and

(B) flood protection of communities ranked by population density and level of protection.

(e) **CONSIDERATIONS.**—In developing the comprehensive plan, the Secretary shall consider the advisability of integrating into the program referred to in subsection (d)(1)—

(1) any related Federal or State project being carried out on the date on which the plan is developed;

(2) any activity in the Plan; or

(3) any other project or activity identified in—

(A) the Mississippi River and Tributaries program;

(B) the Louisiana Coastal Wetlands Conservation Plan;

(C) the Louisiana Coastal Zone Management Plan; or

(D) the plan of the State of Louisiana entitled “Integrated Ecosystem Restoration and Hurricane Protection—Louisiana’s Comprehensive Master Plan for a Sustainable Coast”.

(f) **REPORTS TO CONGRESS.**—

(1) **INITIAL REPORT.**—Not later than 1 year after the date of enactment of this Act, the Secretary shall submit to Congress a report containing the comprehensive plan.

(2) **UPDATES.**—Not later than 5 years after the date of submission of a report under paragraph (1), and at least once every 5 years thereafter until implementation of the comprehensive plan is complete, the Secretary

shall submit to Congress a report containing an update of the plan and an assessment of the progress made in implementing the plan.

**SEC. 7003. LOUISIANA COASTAL AREA.**

(a) **IN GENERAL.**—The Secretary may carry out a program for ecosystem restoration, Louisiana Coastal Area, Louisiana, substantially in accordance with the report of the Chief of Engineers, dated January 31, 2005.

(b) **PRIORITIES.**—

(1) **IN GENERAL.**—In carrying out the program under subsection (a), the Secretary shall give priority to—

(A) any portion of the program identified in the report described in subsection (a) as a critical restoration feature;

(B) any Mississippi River diversion project that—

(i) will protect a major population area of the Pontchartrain, Pearl, Breton Sound, Barataria, or Terrebonne basins; and

(ii) will produce an environmental benefit to the coastal Louisiana ecosystem;

(C) any barrier island, or barrier shoreline, project that—

(i) will be carried out in conjunction with a Mississippi River diversion project; and

(ii) will protect a major population area;

(D) any project that will reduce storm surge and prevent or reduce the risk of loss of human life and the risk to public safety; and

(E) a project to physically modify the Mississippi River-Gulf outlet and to restore the areas affected by the Mississippi River-Gulf outlet in accordance with the comprehensive plan to be developed under section 7002(a), subject to the conditions and recommendations in a final report of the Chief of Engineers.

**SEC. 7004. COASTAL LOUISIANA ECOSYSTEM PROTECTION AND RESTORATION TASK FORCE.**

(a) **ESTABLISHMENT.**—There is established a task force to be known as the Coastal Louisiana Ecosystem Protection and Restoration Task Force (in this section referred to as the “Task Force”).

(b) **MEMBERSHIP.**—The Task Force shall consist of the following members (or, in the case of the head of a Federal agency, a designee at the level of Assistant Secretary or an equivalent level):

(1) The Secretary.

(2) The Secretary of the Interior.

(3) The Secretary of Commerce.

(4) The Administrator of the Environmental Protection Agency.

(5) The Secretary of Agriculture.

(6) The Secretary of Transportation.

(7) The Secretary of Energy.

(8) The Director of the Federal Emergency Management Agency.

(9) The Commandant of the Coast Guard.

(10) The Coastal Advisor to the Governor.

(11) The Secretary of the Louisiana Department of Natural Resources.

(12) A representative of the Governor’s Advisory Commission on Coastal Restoration and Conservation.

(c) **DUTIES.**—The Task Force shall make recommendations to the Secretary regarding—

(1) policies, strategies, plans, programs, projects, and activities for addressing conservation, protection, restoration, and maintenance of the coastal Louisiana ecosystem;

(2) financial participation by each agency represented on the Task Force in conserving, protecting, restoring, and maintaining the coastal Louisiana ecosystem, including recommendations—

(A) that identify funds from current agency missions and budgets; and

(B) for coordinating individual agency budget requests; and

(3) the comprehensive plan to be developed under section 7002(a).

(d) **REPORT.**—The Task Force shall submit to Congress a biennial report that summarizes the activities of the Task Force.

(e) **WORKING GROUPS.**—

(1) **GENERAL AUTHORITY.**—The Task Force may establish such working groups as the Task Force determines to be necessary to assist the Task Force in carrying out this section.

(2) **HURRICANES KATRINA AND RITA.**—

(A) **IN GENERAL.**—The Task Force may establish a working group for the purpose of advising the Task Force of opportunities to integrate the planning, engineering, design, implementation, and performance of Corps of Engineers projects for hurricane and storm damage reduction, flood damage reduction, ecosystem restoration, and navigation in those areas in Louisiana for which a major disaster has been declared by the President as a result of Hurricane Katrina or Rita.

(B) **EXPERTISE; REPRESENTATION.**—In establishing the working group under subparagraph (A), the Task Force shall ensure that the group—

(i) has expertise in coastal estuaries, diversions, coastal restoration and wetlands protection, ecosystem restoration, hurricane protection, storm damage reduction systems, navigation, and ports; and

(ii) represents the State of Louisiana and local governments in south Louisiana.

(f) **COMPENSATION.**—Members of the Task Force and members of a working group established by the Task Force may not receive compensation for their services as members of the Task Force or working group, as the case may be.

(g) **TRAVEL EXPENSES.**—Travel expenses incurred by members of the Task Force and members of a working group established by the Task Force, in the performance of their service on the Task Force or working group, as the case may be, shall be paid by the agency or entity that the member represents.

(h) **NONAPPLICABILITY OF FACAA.**—The Federal Advisory Committee Act (5 U.S.C. App.) shall not apply to the Task Force or any working group established by the Task Force.

**SEC. 7005. PROJECT MODIFICATIONS.**

(a) **REVIEW.**—The Secretary, in cooperation with the non-Federal interest of the project involved, shall review each Federally-authorized water resources project in the coastal Louisiana ecosystem being carried out or completed as of the date of enactment of this Act to determine whether the project needs to be modified—

(1) under the program authorized by section 7003; or

(2) to contribute to ecosystem restoration under section 7003.

(b) **MODIFICATIONS.**—Subject to subsections (c) and (d), the Secretary may carry out the modifications described in subsection (a).

(c) **PUBLIC NOTICE AND COMMENT.**—Before completing the report required under subsection (d), the Secretary shall provide an opportunity for public notice and comment.

(d) **REPORT.**—

(1) **IN GENERAL.**—Before modifying an operation or feature of a project under subsection (b), the Secretary shall submit to the Committee on Transportation and Infrastructure of the House of Representatives and the Committee on Environment and Public Works of the Senate a report describing the modification.

(2) **INCLUSION.**—A report describing a modification under paragraph (1) shall include such information relating to the timeline for and cost of the modification, as the Secretary determines to be relevant.

(e) **AUTHORIZATION OF APPROPRIATIONS.**—There is authorized to be appropriated to carry out this section \$10,000,000.

**SEC. 7006. CONSTRUCTION.****(a) SCIENCE AND TECHNOLOGY.—**

(1) **IN GENERAL.**—The Secretary shall carry out a coastal Louisiana ecosystem program substantially in accordance with the Plan, at a total cost of \$100,000,000.

(2) **PURPOSES.**—The purposes of the program under paragraph (1) shall be—

(A) to identify any uncertainty relating to the physical, chemical, geological, biological, and cultural baseline conditions in coastal Louisiana ecosystem;

(B) to improve knowledge of the physical, chemical, geological, biological, and cultural baseline conditions in coastal Louisiana ecosystem; and

(C) to identify and develop technologies, models, and methods to carry out this subsection.

(3) **WORKING GROUPS.**—The Secretary may establish such working groups as the Secretary determines to be necessary to assist the Secretary in carrying out this subsection.

(4) **CONTRACTS AND COOPERATIVE AGREEMENTS.**—In carrying out this subsection, the Secretary may enter into a contract or cooperative agreement with an individual or entity (including a consortium of academic institutions in Louisiana) with scientific or engineering expertise in the restoration of aquatic and marine ecosystems for coastal restoration and enhancement through science and technology.

(5) **APPLICABILITY OF THE FEDERAL ADVISORY COMMITTEE ACT.**—A working group established under this subsection shall not be considered to be an advisory committee under the Federal Advisory Committee Act (5 U.S.C. App.).

**(b) DEMONSTRATION PROJECTS.—**

(1) **IN GENERAL.**—Subject to paragraph (2), the Secretary may carry out demonstration projects substantially in accordance with the Plan and within the coastal Louisiana ecosystem for the purpose of resolving critical areas of scientific or technological uncertainty related to the implementation of the comprehensive plan to be developed under section 7002(a).

**(2) MAXIMUM COST.—**

(A) **TOTAL COST.**—The total cost for planning, design, and construction of all projects under this subsection shall not exceed \$100,000,000.

(B) **INDIVIDUAL PROJECT.**—The total cost of an individual project under this subsection shall not exceed \$25,000,000.

**(c) INITIAL PROJECTS.—**

(1) **IN GENERAL.**—The Secretary is authorized to carry out the following projects substantially in accordance with the Plan:

(A) Mississippi River Gulf Outlet environmental restoration at a total cost of \$105,300,000.

(B) Small diversion at Hope Canal at a total cost of \$68,600,000.

(C) Barataria basin barrier shoreline restoration at a total cost of \$242,600,000.

(D) Small Bayou Lafourche reintroduction at a total cost of \$133,500,000.

(E) Medium diversion at Myrtle Grove with dedicated dredging at a total cost of \$278,300,000.

**(2) MODIFICATIONS.—**

(A) **IN GENERAL.**—In carrying out each project under paragraph (1), the Secretary shall carry out such modifications as may be necessary to the ecosystem restoration features identified in the Plan to address the impacts of Hurricanes Katrina and Rita on the areas of the project.

(B) **INTEGRATION.**—The Secretary shall ensure that each modification under subparagraph (A) is taken into account in conducting the study of comprehensive hurricane protection authorized by title I of the Energy and Water Development Appropriations Act, 2006 (119 Stat. 2247).

(3) **CONSTRUCTION REPORTS.**—Before the Secretary may begin construction of any project under this subsection, the Secretary shall submit a report documenting any modifications to the project, including cost changes, to the Committee on Transportation and Infrastructure of the House of Representatives and the Committee on Environment and Public Works of the Senate.

(4) **APPLICABILITY OF OTHER PROVISIONS.**—Notwithstanding section 902 of the Water Resources Development Act of 1986 (33 U.S.C. 2280), the cost of a project described in paragraph (1) and any modifications to the project shall not exceed 150 percent of the cost of such project set forth in paragraph (1).

(d) **BENEFICIAL USE OF DREDGED MATERIAL.**—The Secretary, substantially in accordance with the Plan, shall implement in the coastal Louisiana ecosystem a program for the beneficial use of material dredged from federally maintained waterways at a total cost of \$100,000,000.

**(e) ADDITIONAL PROJECTS.—**

(1) **IN GENERAL.**—The Secretary is authorized to carry out a project for ecosystem restoration for the Chenier Plain, Louisiana, and the following projects referred to in the Plan if the Secretary determines such projects are feasible:

(A) Land Bridge between Cailou Lake and the Gulf of Mexico at a total cost of \$56,300,000.

(B) Gulf Shoreline at Point Au Fer Island at a total cost of \$43,400,000.

(C) Modification of Caernarvon Diversion at a total cost of \$20,700,000.

(D) Modification of Davis Pond Diversion at a total cost of \$64,200,000.

(2) **REPORTS.**—Not later than December 31, 2009, the Secretary shall submit feasibility reports on the projects described in paragraph (1) to the Committee on Transportation and Infrastructure of the House of Representatives and the Committee on Environment and Public Works of the Senate.

(3) **CONSTRUCTION.**—No appropriations shall be made to construct any project under this subsection if the report under paragraph (2) has not been approved by resolutions adopted by the Committee on Transportation and Infrastructure of the House of Representatives and the Committee on Environment and Public Works of the Senate.

**SEC. 7007. NON-FEDERAL COST SHARE.**

(a) **CREDIT.**—The Secretary shall credit toward the non-Federal share of the cost of a study or project under this title the cost of work carried out in the coastal Louisiana ecosystem by the non-Federal interest before the date of the execution of the partnership agreement for the study or project if the Secretary determines that the work is integral to the study or project.

(b) **SOURCES OF FUNDS.**—The non-Federal interest may use, and the Secretary shall accept, funds provided under any other Federal program to satisfy, in whole or in part, the non-Federal share of the construction of any project carried out under this title if such funds are authorized to be used to carry out such project.

(c) **TREATMENT OF CREDIT BETWEEN PROJECTS.**—Any credit provided under this section toward the non-Federal share of the cost of a study or project under this title may be applied toward the non-Federal share of the cost of any other study or project under this title.

**(d) PERIODIC MONITORING.—**

(1) **IN GENERAL.**—To ensure that the contributions of the non-Federal interest equal the non-Federal share of the cost of a study or project under this title during each 5-year period beginning after the date of commencement of the first study or project under this title, the Secretary shall—

(A) monitor for each study or project under this title the non-Federal provision of cash, in-kind services and materials, and land, easements, rights-of-way, relocations, and disposal areas; and

(B) manage the requirement of the non-Federal interest to provide for each such study or project cash, in-kind services and materials, and land, easements, rights-of-way, relocations, and disposal areas.

(2) **OTHER MONITORING.**—The Secretary shall conduct monitoring separately for the study phase, construction phase, preconstruction engineering and design phase, and planning phase for each project authorized on or after date of enactment of this Act for all or any portion of the coastal Louisiana ecosystem.

(e) **AUDITS.**—Credit for land, easements, rights-of-way, relocations, and disposal areas (including land value and incidental costs) provided under this section, and the cost of work provided under this section, shall be subject to audit by the Secretary.

**SEC. 7008. PROJECT JUSTIFICATION.**

(a) **IN GENERAL.**—Notwithstanding section 209 of the Flood Control Act of 1970 (42 U.S.C. 1962-2) or any other provision of law, in carrying out any project or activity under this title or any other provision of law to protect, conserve, and restore the coastal Louisiana ecosystem, the Secretary may determine that—

(1) the project or activity is justified by the environmental benefits derived by the coastal Louisiana ecosystem; and

(2) no further economic justification for the project or activity is required if the Secretary determines that the project or activity is cost effective.

(b) **LIMITATION ON APPLICABILITY.**—Subsection (a) shall not apply to any separable element of a project intended to produce benefits that are predominantly unrelated to the protection, preservation, and restoration of the coastal Louisiana ecosystem.

**SEC. 7009. INDEPENDENT REVIEW.**

The Secretary shall establish the Louisiana Water Resources Council which shall serve as the exclusive peer review panel for projects under this title as required by section 2037 of this Act.

**SEC. 7010. EXPEDITED REPORTS.**

The Secretary shall expedite completion of the reports for the following projects and, if the Secretary determines that a project is justified in the completed report, proceed directly to project preconstruction engineering and design:

(1) The projects identified in the study of comprehensive hurricane protection authorized by title I of the Energy and Water Development Appropriations Act, 2006 (119 Stat. 2447).

(2) A project for ecosystem restoration for the Chenier Plain, Louisiana.

(3) The project for Multipurpose Operation of Houma Navigation Lock.

(4) The project for Terrebonne Basin Barrier Shoreline Restoration.

(5) The project for Small Diversion at Convent/Blind River.

(6) The project for Amite River Diversion Canal Modification.

(7) The project for Medium Diversion at White's Ditch.

(8) The project to convey Atchafalaya River Water to Northern Terrebonne Marshes.

(9) The projects identified in the Southwest Coastal Louisiana hurricane and storm damage reduction study authorized by the Committee on Transportation and Infrastructure of the House of Representatives on December 7, 2005.

**SEC. 7011. REPORTING.**

(a) **IN GENERAL.**—Not later than 6 years after the date of enactment of this Act, the

Secretary shall submit to the Committee on Transportation and Infrastructure of the House of Representatives and the Committee on Environment and Public Works of the Senate a report including a description of—

- (1) the projects authorized and undertaken under this title;
- (2) the construction status of the projects;
- (3) the cost to date and the expected final cost of each project undertaken under this title; and
- (4) the benefits and environmental impacts of the projects.

(b) **EXTERNAL REVIEW.**—The Secretary shall enter into a contract with the National Academy of Sciences under which the National Academy of Sciences shall perform and submit to the Committee on Transportation and Infrastructure of the House of Representatives and the Committee on Environment and Public Works of the Senate an external review of the demonstration program authorized by subsection 7006(b).

**SEC. 7012. NEW ORLEANS AND VICINITY.**

(a) **IN GENERAL.**—The Secretary is authorized to—

(1) raise levee heights where necessary and otherwise enhance the Lake Pontchartrain and Vicinity Project and the West Bank and Vicinity Project to provide the levels of protection necessary to achieve the certification required for participation in the national flood insurance program under the National Flood Insurance Act of 1965 (42 U.S.C. 2001 et seq.);

(2) modify the 17th Street, Orleans Avenue, and London Avenue drainage canals and install pumps and closure structures at or near the lakefront at Lake Pontchartrain;

(3) armor critical elements of the New Orleans hurricane and storm damage reduction system;

(4) modify the Inner Harbor Navigation Canal to increase the reliability of the flood protection system for the city of New Orleans;

(5) replace or modify certain non-Federal levees in Plaquemines Parish to incorporate the levees into the New Orleans to Venice Hurricane Protection Project;

(6) reinforce or replace flood walls in the existing Lake Pontchartrain and Vicinity Project and the existing West Bank and Vicinity Project to improve performance of the flood and storm damage reduction systems;

(7) perform one time stormproofing of interior pump stations to ensure the operability of the stations during hurricanes, storms, and high water events;

(8) repair, replace, modify and improve non-Federal levees and associated protection measures in Terrebonne Parish; and

(9) reduce the risk of storm damage to the greater New Orleans metropolitan area by restoring the surrounding wetlands through measures to begin to reverse wetland losses in areas affected by navigation, oil and gas, and other channels and through modification of the Caernarvon Freshwater Diversion structure or its operations.

(b) **FUNDING AUTHORITY.**—Activities authorized by subsection (a) and section 7013 shall be carried out in a manner that is consistent with the cost-sharing requirements specified in the Emergency Supplemental Appropriations Act for Defense, the Global War on Terror, and Hurricane Recovery, 2006 (Public Law 109-234).

(c) **CONDITIONS.**—The Secretary shall notify the Committee on Transportation and Infrastructure of the House of Representatives and the Committee on Environment and Public Works of the Senate if estimates for the expenditure of funds on any single project or activity identified in subsection (a) exceeds the amount specified for that project or activity in the Emergency Supplemental Appropriations Act for Defense, the

Global War on Terror, and Hurricane Recovery, 2006 (Public Law 109-234). No appropriation in excess of 25 percent above the amount specified for a project or activity in such Act shall be made until an increase in the level of expenditure has been approved by resolutions adopted by the Committee on Transportation and Infrastructure of the House of Representatives and the Committee on Environment and Public Works of the Senate.

**SEC. 7013. MISSISSIPPI RIVER GULF OUTLET.**

(a) **DEAUTHORIZATION.**—

(1) **IN GENERAL.**—The navigation channel portion of the project for navigation, Mississippi River-Gulf outlet, authorized by the Act entitled, “An Act to authorize construction of the Mississippi River-Gulf outlet”, approved March 29, 1956 (70 Stat. 65), as modified by section 844 of the Water Resources Development Act of 1986 (100 Stat. 4177), and further modified by section 326 of the Water Resources Development Act of 1996 (110 Stat. 3717), which extends from the Gulf of Mexico to mile 60 at the southern bank of the Gulf Intracoastal Waterway is not authorized.

(2) **SCOPE.**—Paragraph (1) shall not be construed to modify or deauthorize the Inner Harbor Navigation Canal Replacement Project, authorized by the Act referred to in paragraph (1).

(b) **PLAN FOR CLOSURE AND RESTORATION.**—The Secretary shall carry out a study and implement a project to physically modify the Mississippi River-Gulf outlet and to restore the areas affected by the Mississippi River-Gulf outlet in accordance with the plan to be developed under section 7002(a), subject to the conditions and recommendations in a final report of the Chief of Engineers if a favorable report of the Chief is completed not later than 180 days after the date of enactment of this Act. The plan shall incorporate the recommendations of the Interim Mississippi River Gulf Outlet Deep-Draft De-Authorization Report submitted to Congress in December 2006.

(c) **REPORT TO CONGRESS.**—Not later than 180 days after the date of enactment of this Act, the Secretary shall submit to the Committee on Transportation and Infrastructure of the House of Representatives and the Committee on Environment and Public Works of the Senate a report on the project described in subsection (b).

(d) **AUTHORIZATION OF APPROPRIATIONS.**—There is authorized to be appropriated \$5,000,000 for the costs of carrying out the study and developing the report of the Chief of Engineers required by subsection (b). Such costs shall be a Federal expense.

**TITLE VIII—UPPER MISSISSIPPI RIVER AND ILLINOIS WATER-WAY SYSTEM**

**SEC. 8001. DEFINITIONS.**

In this title, the following definitions apply:

(1) **PLAN.**—The term “Plan” means the project for navigation and ecosystem improvements for the Upper Mississippi River and Illinois Waterway System: Report of the Chief of Engineers, dated December 15, 2004.

(2) **UPPER MISSISSIPPI RIVER AND ILLINOIS WATERWAY SYSTEM.**—The term “Upper Mississippi River and Illinois Waterway System” means the projects for navigation and ecosystem restoration authorized by Congress for—

(A) the segment of the Mississippi River from the confluence with the Ohio River, River Mile 0.0, to Upper St. Anthony Falls Lock in Minneapolis-St. Paul, Minnesota, River Mile 854.0; and

(B) the Illinois Waterway from its confluence with the Mississippi River at Grafton, Illinois, River Mile 0.0, to T.J. O'Brien Lock in Chicago, Illinois, River Mile 327.0.

**SEC. 8002. NAVIGATION IMPROVEMENTS AND RESTORATION.**

Except as modified by this title, the Secretary shall undertake navigation improvements and restoration of the ecosystem for the Upper Mississippi River and Illinois Water System substantially in accordance with the Plan and subject to the conditions described therein.

**SEC. 8003. AUTHORIZATION OF CONSTRUCTION OF NAVIGATION IMPROVEMENTS.**

(a) **SMALL SCALE AND NONSTRUCTURAL MEASURES.**—

(1) **IN GENERAL.**—The Secretary shall—

(A) construct mooring facilities at Locks 12, 14, 18, 20, 22, 24, and LaGrange Lock or other alternative locations that are economically and environmentally feasible;

(B) provide switchboats at Locks 20 through 25; and

(C) conduct development and testing of an appointment scheduling system.

(2) **AUTHORIZATION OF APPROPRIATIONS.**—The total cost of projects authorized under this subsection shall be \$235,000,000. Such costs are to be paid ½ from amounts appropriated from the general fund of the Treasury and ½ from amounts appropriated from the Inland Waterways Trust Fund. Such sums shall remain available until expended.

(b) **NEW LOCKS.**—

(1) **IN GENERAL.**—The Secretary shall construct new 1,200-foot locks at Locks 20, 21, 22, 24, and 25 on the Upper Mississippi River and at LaGrange Lock and Peoria Lock on the Illinois Waterway.

(2) **AUTHORIZATION OF APPROPRIATIONS.**—The total cost of projects authorized under this subsection shall be \$1,795,000,000. Such costs are to be paid ½ from amounts appropriated from the general fund of the Treasury and ½ from amounts appropriated from the Inland Waterways Trust Fund. Such sums shall remain available until expended.

(c) **CONCURRENCE.**—The mitigation required for the projects authorized under subsections (a) and (b), including any acquisition of lands or interests in lands, shall be undertaken or acquired concurrently with lands and interests in lands for the projects authorized under subsections (a) and (b), and physical construction required for the purposes of mitigation shall be undertaken concurrently with the physical construction of such projects.

**SEC. 8004. ECOSYSTEM RESTORATION AUTHORIZATION.**

(a) **OPERATION.**—To ensure the environmental sustainability of the existing Upper Mississippi River and Illinois Waterway System, the Secretary shall modify, consistent with requirements to avoid adverse effects on navigation, the operation of the Upper Mississippi River and Illinois Waterway System to address the cumulative environmental impacts of operation of the system and improve the ecological integrity of the Upper Mississippi River and Illinois River.

(b) **ECOSYSTEM RESTORATION PROJECTS.**—

(1) **IN GENERAL.**—The Secretary shall carry out, consistent with requirements to avoid adverse effects on navigation, ecosystem restoration projects to attain and maintain the sustainability of the ecosystem of the Upper Mississippi River and Illinois River in accordance with the general framework outlined in the Plan.

(2) **PROJECTS INCLUDED.**—Ecosystem restoration projects may include—

- (A) island building;
- (B) construction of fish passages;
- (C) floodplain restoration;
- (D) water level management (including water drawdown);
- (E) backwater restoration;
- (F) side channel restoration;
- (G) wing dam and dike restoration and modification;

- (H) island and shoreline protection;
- (I) topographical diversity;
- (J) dam point control;
- (K) use of dredged material for environmental purposes;
- (L) tributary confluence restoration;
- (M) spillway, dam, and levee modification to benefit the environment; and
- (N) land and easement acquisition.

(3) COST SHARING.—

(A) IN GENERAL.—Except as provided in subparagraphs (B) and (C), the Federal share of the cost of carrying out an ecosystem restoration project under this subsection shall be 65 percent.

(B) EXCEPTION FOR CERTAIN RESTORATION PROJECTS.—In the case of a project under this section for ecosystem restoration, the Federal share of the cost of carrying out the project shall be 100 percent if the project—

- (i) is located below the ordinary high water mark or in a connected backwater;
- (ii) modifies the operation of structures for navigation; or
- (iii) is located on federally owned land.

(C) SAVINGS CLAUSE.—Nothing in this subsection affects the applicability of section 906(e) of the Water Resources Development Act of 1986 (33 U.S.C. 2283(e)).

(D) NONGOVERNMENTAL ORGANIZATIONS.—Notwithstanding section 221 of the Flood Control Act of 1970 (42 U.S.C. 1962d-5b), for any project carried out under this title, a non-Federal sponsor may include a nonprofit entity, with the consent of the affected local government.

(4) LAND ACQUISITION.—The Secretary may acquire land or an interest in land for an ecosystem restoration project from a willing seller through conveyance of—

- (A) fee title to the land; or
- (B) a flood plain conservation easement.

(c) MONITORING.—The Secretary shall carry out a long term resource monitoring, computerized data inventory and analysis, and applied research program for the Upper Mississippi River and Illinois River to determine trends in ecosystem health, to understand systemic changes, and to help identify restoration needs. The program shall adopt and continue the monitoring program established under section 1103(e)(1)(A)(ii) of the Water Resources Development Act of 1986 (33 U.S.C. 652(e)(1)(A)(ii)).

(d) ECOSYSTEM RESTORATION PRECONSTRUCTION ENGINEERING AND DESIGN.—

(1) RESTORATION DESIGN.—Before initiating the construction of any individual ecosystem restoration project, the Secretary shall—

- (A) establish ecosystem restoration goals and identify specific performance measures designed to demonstrate ecosystem restoration;
- (B) establish the without-project condition or baseline for each performance indicator; and

(C) for each separable element of the ecosystem restoration, identify specific target goals for each performance indicator.

(2) OUTCOMES.—Performance measures identified under paragraph (1)(A) shall include specific measurable environmental outcomes, such as changes in water quality, hydrology, or the well-being of indicator species the population and distribution of which are representative of the abundance and diversity of ecosystem-dependent aquatic and terrestrial species.

(3) RESTORATION DESIGN.—Restoration design carried out as part of ecosystem restoration shall include a monitoring plan for the performance measures identified under paragraph (1)(A), including—

- (A) a timeline to achieve the identified target goals; and
- (B) a timeline for the demonstration of project completion.

(e) CONSULTATION AND FUNDING AGREEMENTS.—

(1) IN GENERAL.—In carrying out the environmental sustainability, ecosystem restoration, and monitoring activities authorized in this section, the Secretary shall consult with the Secretary of the Interior and the States of Illinois, Iowa, Minnesota, Missouri, and Wisconsin.

(2) FUNDING AGREEMENTS.—The Secretary is authorized to enter into agreements with the Secretary of the Interior, the Upper Mississippi River Basin Association, and natural resource and conservation agencies of the States of Illinois, Iowa, Minnesota, Missouri, and Wisconsin to provide for the direct participation of and transfer of funds to such entities for the planning, implementation, and evaluation of projects and programs established by this section.

(f) SPECIFIC PROJECTS AUTHORIZATION.—

(1) IN GENERAL.—There is authorized to be appropriated to carry out this subsection \$1,580,000,000, of which not more than \$226,000,000 shall be available for projects described in subsection (b)(2)(B) and not more than \$43,000,000 shall be available for projects described in subsection (b)(2)(J). Such sums shall remain available until expended.

(2) LIMITATION ON AVAILABLE FUNDS.—Of the amounts made available under paragraph (1), not more than \$35,000,000 in any fiscal year may be used for land acquisition under subsection (b)(4).

(3) INDIVIDUAL PROJECT LIMIT.—Other than for projects described in subparagraphs (B) and (J) of subsection (b)(2), the total cost of any single project carried out under this subsection shall not exceed \$25,000,000.

(4) MONITORING.—In addition to amounts authorized under paragraph (1), there are authorized \$10,420,000 per fiscal year to carry out the monitoring program under subsection (c) if such sums are not appropriated pursuant to section 1103(e)(4) the Water Resources Development Act of 1986 (33 U.S.C. 652(e)(4)).

(g) IMPLEMENTATION REPORTS.—

(1) IN GENERAL.—Not later than June 30, 2008, and every 4 years thereafter, the Secretary shall submit to the Committee on Environment and Public Works of the Senate and the Committee on Transportation and Infrastructure of the House of Representatives an implementation report that—

- (A) includes baselines, milestones, goals, and priorities for ecosystem restoration projects; and
- (B) measures the progress in meeting the goals.

(2) ADVISORY PANEL.—

(A) IN GENERAL.—The Secretary shall appoint and convene an advisory panel to provide independent guidance in the development of each implementation report under paragraph (1).

(B) PANEL MEMBERS.—Panel members shall include—

- (i) one representative of each of the State resource agencies (or a designee of the Governor of the State) from each of the States of Illinois, Iowa, Minnesota, Missouri, and Wisconsin;
- (ii) one representative of the Department of Agriculture;
- (iii) one representative of the Department of Transportation;
- (iv) one representative of the United States Geological Survey;
- (v) one representative of the United States Fish and Wildlife Service;
- (vi) one representative of the Environmental Protection Agency;
- (vii) one representative of affected landowners;
- (viii) two representatives of conservation and environmental advocacy groups; and
- (ix) two representatives of agriculture and industry advocacy groups.

(C) CHAIRPERSON.—The Secretary shall serve as chairperson of the advisory panel.

(D) APPLICATION OF FEDERAL ADVISORY COMMITTEE ACT.—The Advisory Panel and any working group established by the Advisory Panel shall not be considered an advisory committee under the Federal Advisory Committee Act (5 U.S.C. App.).

(h) RANKING SYSTEM.—

(1) IN GENERAL.—The Secretary, in consultation with the Advisory Panel, shall develop a system to rank proposed projects.

(2) PRIORITY.—The ranking system shall give greater weight to projects that restore natural river processes, including those projects listed in subsection (b)(2).

**SEC. 8005. COMPARABLE PROGRESS.**

(a) IN GENERAL.—As the Secretary conducts pre-engineering, design, and construction for projects authorized under this title, the Secretary shall—

- (1) select appropriate milestones;
- (2) determine, at the time of such selection, whether the projects are being carried out at comparable rates; and
- (3) make an annual report to Congress, beginning in fiscal year 2008, regarding whether the projects are being carried out at a comparable rate.

(b) NO COMPARABLE RATE.—If the Secretary or Congress determines under subsection (a)(2) that projects authorized under this title are not moving toward completion at a comparable rate, annual funding requests for the projects shall be adjusted to ensure that the projects move toward completion at a comparable rate in the future.

The bill, as amended, was ordered to be engrossed and read a third time, was read a third time by title.

Mr. WALDEN of Oregon, moved to recommit the bill to the Committee on Transportation and Infrastructure with instructions to report the bill back to the House forthwith with the following amendment:

**SEC. 5124. RENEWABLE HYDROELECTRIC POWER.**

(a) IN GENERAL.—The Secretary shall—

(1) inventory, and, to the maximum extent economically feasible, develop and maintain, all lands, properties, and projects under the jurisdiction of the Secretary for the potential of increasing hydroelectric power production or constructing new hydroelectric power facilities thereon;

(2) study the potential effects of proposals to remove Federal hydroelectric dams under the jurisdiction of the Secretary, including—

(A) the impacts on domestic energy costs to consumers;

(B) the need to import more energy to make up for lost production from such dams;

(C) the types of fossil-fuel based or other energy sources (including clean nuclear power) that are likely to be utilized to compensate for the lost energy associated with dam removal; and

(D) any impacts on existing or future agricultural production of biofuels or other alternative energy feedstocks as a result of the loss of water to America's family farmers; and

(3) to the maximum extent economically feasible, carry out projects under the jurisdiction of the Secretary in a manner that seeks to maintain lock systems where the systems are essential for maintaining navigable waterways used for commercial shipping and transport.

(b) REPORT.—

(1) INITIAL REPORT.—Not later than one year after the date of enactment of this Act, the Secretary shall submit to Congress a report containing the results of the inventory conducted under subsection (a)(1), the results of the study conducted under subsection (a)(2), and a description of actions taken by



the Secretary to increase hydroelectric power production.

(2) UPDATES.—The Secretary shall update the report at least once every 5 years and submit the updated reports to Congress.

(c) STATUTORY CONSTRUCTION.—Nothing in this section shall be construed to supersede, limit, or otherwise affect any provision of law in effect on the date of enactment of this Act.

After debate,

By unanimous consent, the previous question was ordered on the motion to recommit with instructions.

The question being put, *viva voce*,

Will the House recommit said bill with instructions?

The SPEAKER pro tempore, Mr. TIERNEY, announced that the nays had it.

Mr. WALDEN of Oregon, demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The vote was taken by electronic device.

It was decided in the { Yeas ..... 194  
negative ..... } Nays ..... 226

53.17 [Roll No. 233]

YEAS—194

Aderholt	Forbes	McHenry
Akin	Fortenberry	McHugh
Alexander	Fossella	McKeon
Bachmann	Fox	McMorris
Bachus	Franks (AZ)	Rodgers
Baker	Frelinghuysen	Mica
Barrett (SC)	Galleghy	Miller (FL)
Bartlett (MD)	Garrett (NJ)	Miller (MI)
Barton (TX)	Gerlach	Miller, Gary
Biggert	Gilchrest	Moran (KS)
Billbray	Gillmor	Murphy, Tim
Bilirakis	Gingrey	Musgrave
Bishop (UT)	Gohmert	Myrick
Blackburn	Goode	Neugebauer
Blunt	Goodlatte	Nunes
Boehner	Granger	Paul
Bonner	Graves	Pearce
Bono	Hall (TX)	Pence
Boozman	Hastert	Peterson (PA)
Boustany	Hastings (WA)	Petri
Brady (TX)	Hayes	Pickering
Brown (SC)	Heller	Pitts
Brown-Waite,	Hensarling	Platts
Ginny	Herger	Poe
Buchanan	Hobson	Porter
Burgess	Hoekstra	Price (GA)
Burton (IN)	Hulshof	Pryce (OH)
Buyer	Hunter	Putnam
Calvert	Inglis (SC)	Radanovich
Camp (MI)	Issa	Ramstad
Campbell (CA)	Jindal	Regula
Cannon	Johnson (IL)	Rehberg
Capito	Johnson, Sam	Reichert
Carter	Jordan	Renzi
Castle	Keller	Reynolds
Chabot	King (IA)	Rogers (AL)
Coble	King (NY)	Rogers (KY)
Cole (OK)	Kingston	Rogers (MI)
Conaway	Kirk	Ros-Lehtinen
Crenshaw	Kline (MN)	Roskam
Culberson	Knollenberg	Royce
Davis (KY)	Kuhl (NY)	Ryan (WI)
Davis, David	LaHood	Sali
Davis, Tom	Lamborn	Saxton
Deal (GA)	Latham	Schmidt
Dent	LaTourette	Sensenbrenner
Diaz-Balart, L.	Lewis (CA)	Sessions
Diaz-Balart, M.	Lewis (KY)	Shadegg
Doolittle	Linder	Shays
Drake	LoBiondo	Shimkus
Dreier	Lucas	Shuster
Duncan	Lungren, Daniel	Simpson
Ehlers	E.	Smith (NE)
Emerson	Mack	Smith (NJ)
English (PA)	Manzullo	Smith (TX)
Everett	Marchant	Souder
Fallin	McCarthy (CA)	Stearns
Feehey	McCaul (TX)	Sullivan
Ferguson	McCotter	Tancredo
Flake	McCrery	Terry

Thornberry  
Tiahrt  
Tiberi  
Turner  
Upton  
Walberg

NAYS—226

Abercrombie	Green, Gene
Ackerman	Grijalva
Allen	Gutierrez
Altmire	Hall (NY)
Andrews	Hare
Arcuri	Harman
Baca	Hastings (FL)
Baird	Hereth Sandlin
Baldwin	Hill
Barrow	Hinchev
Bean	Hinojosa
Becerra	Hirono
Berkley	Hodes
Berman	Holden
Berry	Holt
Bishop (GA)	Honda
Bishop (NY)	Hooley
Blumenauer	Hoyer
Boren	Inslee
Boswell	Jackson (IL)
Boucher	Jackson-Lee
Boyd (FL)	(TX)
Boyd (KS)	Jefferson
Brady (PA)	Johnson (GA)
Braley (IA)	Johnson, E. B.
Brown, Corrine	Jones (OH)
Butterfield	Kagen
Capps	Kanjorski
Capuano	Kaptur
Cardoza	Kennedy
Carnahan	Kildee
Carney	Kilpatrick
Carson	Kind
Castor	Klein (FL)
Chandler	Kucinich
Clarke	Langevin
Clay	Lantos
Cleaver	Larsen (WA)
Clyburn	Larson (CT)
Cohen	Lee
Conyers	Levin
Cooper	Lewis (GA)
Costa	Lipinski
Costello	Loebsack
Courtney	Lofgren, Zoe
Cramer	Lowey
Crowley	Lynch
Cuellar	Mahoney (FL)
Cummings	Maloney (NY)
Davis (AL)	Markey
Davis (CA)	Marshall
Davis (IL)	Matheson
Davis, Lincoln	Matsui
DeFazio	McCarthy (NY)
DeGette	McDermott
Delahunt	McGovern
DeLauro	McIntyre
Dicks	McNerney
Dingell	McNulty
Doggett	Meehan
Donnelly	Meeke (FL)
Doyle	Meeks (NY)
Edwards	Melancon
Ellison	Michaud
Ellsworth	Miller (NC)
Emmanuel	Miller, George
Eshoo	Mitchell
Etheridge	Mollohan
Farr	Moore (KS)
Filner	Moore (WI)
Frank (MA)	Moran (VA)
Giffords	Murphy (CT)
Gillibrand	Murphy, Patrick
Gonzalez	Murtha
Gordon	Nadler
Green, Al	Napolitano
	Neal (MA)

NOT VOTING—13

Cantor	Israel
Cubin	Jones (NC)
Davis, Jo Ann	Lampson
Fattah	McCollum (MN)
Higgins	

Wilson (NM)  
Wilson (SC)  
Wolf  
Young (AK)  
Young (FL)

Oberstar
Obey
Olver
Ortiz
Pallone
Pascarell
Pastor
Payne
Perlmutter
Peterson (MN)
Pomeroy
Price (NC)
Rahall
Rangel
Reyes
Rodriguez
Ross
Rothman
Roybal-Allard
Ruppersberger
Rush
Ryan (OH)
Salazar
Salchez, Linda
T.
Sanchez, Loretta
Sarbanes
Schakowsky
Schiff
Schwartz
Scott (GA)
Scott (VA)
Serrano
Sestak
Shea-Porter
Sherman
Shuler
Sires
Skelton
Slaughter
Smith (WA)
Snyder
Solis
Space
Spratt
Stark
Stupak
Sutton
Tanner
Tauscher
Taylor
Thompson (CA)
Thompson (MS)
Tierney
Towns
Udall (CO)
Udall (NM)
Van Hollen
Velázquez
Visclosky
Walz (MN)
Wasserman
Schultz
Waters
Watson
Watt
Waxman
Weiner
Welch (VT)
Wexler
Wilson (OH)
Woolsey
Wu
Wynn
Yarmuth

The SPEAKER pro tempore, Mr. TIERNEY, announced that the yeas had it.

Mr. OBERSTAR demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The vote was taken by electronic device.

It was decided in the { Yeas ..... 394  
affirmative ..... } Nays ..... 25

53.18 [Roll No. 234]

YEAS—394

Abercrombie	Crowley	Hodes
Ackerman	Cuellar	Hoekstra
Aderholt	Culberson	Holden
Akin	Cummings	Holt
Alexander	Davis (AL)	Honda
Allen	Davis (CA)	Hooley
Altmire	Davis (IL)	Hoyer
Andrews	Davis (KY)	Hulshof
Arcuri	Davis, David	Hunter
Baca	Davis, Lincoln	Inslee
Bachus	Davis, Tom	Issa
Baird	Deal (GA)	Jackson (IL)
Baker	DeFazio	Jackson-Lee
Baldwin	DeGette	(TX)
Barrett (SC)	Delahunt	Jefferson
Barrow	DeLauro	Jindal
Bartlett (MD)	Dent	Johnson (GA)
Barton (TX)	Diaz-Balart, L.	Johnson (IL)
Bean	Diaz-Balart, M.	Johnson, E. B.
Becerra	Dicks	Johnson, Sam
Berkley	Dingell	Jones (OH)
Berman	Doggett	Kagen
Berry	Donnelly	Kanjorski
Biggert	Doolittle	Kaptur
Bilirakis	Doyle	Keller
Bishop (GA)	Drake	Kennedy
Bishop (NY)	Dreier	Kildee
Bishop (UT)	Duncan	Kilpatrick
Blumenauer	Edwards	Kind
Blunt	Ehlers	King (IA)
Bonner	Ellison	King (NY)
Bono	Ellsworth	Kingston
Boozman	Emanuel	Kirk
Boren	Emerson	Klein (FL)
Boswell	Engel	Kline (MN)
Boucher	English (PA)	Knollenberg
Boustany	Eshoo	Kucinich
Boyd (FL)	Etheridge	Kuhl (NY)
Boyd (KS)	Everett	LaHood
Brady (PA)	Fallin	Langevin
Brady (TX)	Farr	Lantos
Braley (IA)	Ferguson	Larsen (WA)
Brown (SC)	Filner	Larson (CT)
Brown, Corrine	Forbes	Latham
Brown-Waite,	Fortenberry	LaTourette
Ginny	Fossella	Lee
Buchanan	Fox	Levin
Burgess	Frank (MA)	Lewis (CA)
Burgess	Frank (MA)	Lewis (CA)
Burton (IN)	Frelinghuysen	Lewis (GA)
Buyer	Galleghy	Lewis (KY)
Calvert	Garrett (NJ)	Linder
Camp (MI)	Gerlach	Lipinski
Campbell (CA)	Giffords	LoBiondo
Cannon	Gilchrest	Loebsack
Capito	Gillibrand	Lofgren, Zoe
Carter	Gillmor	Lowey
Castle	Gingrey	Lucas
Chabot	Gonzalez	Lungren, Daniel
Coble	Gordon	E.
Cole (OK)	Granger	Lynch
Conaway	Graves	Mack
Crenshaw	Green, Al	Mahoney (FL)
Culberson	Green, Gene	Maloney (NY)
Davis (KY)	Grijalva	Manzullo
Davis, David	Gutierrez	Marchant
Davis, Tom	Hall (NY)	Marchant
Deal (GA)	Hall (TX)	Markey
Dent	Hare	Marshall
Diaz-Balart, L.	Harman	Matheson
Diaz-Balart, M.	Hastert	Matsui
Doolittle	Hastings (FL)	McCarthy (CA)
Drake	Hastings (WA)	McCarthy (NY)
Dreier	Hayes	McCaul (TX)
Duncan	Heller	McCollum (MN)
Ehlers	Herger	McCotter
Emerson	Hereth Sandlin	McCrery
English (PA)	Hill	McDermott
Everett	Hinchev	McGovern
Fallin	Hinojosa	McHugh
Feehey	Hirono	McIntyre
Ferguson	Hobson	McKeon
Flake		

So the motion to recommit with instructions was not agreed to.

The question being put, *viva voce*,

Will the House pass said bill?

McMorris  
Rodgers  
McNerney  
McNulty  
Meehan  
Meek (FL)  
Meeks (NY)  
Melancon  
Mica  
Michaud  
Miller (MI)  
Miller (NC)  
Miller, Gary  
Miller, George  
Mitchell  
Mollohan  
Moore (KS)  
Moore (WI)  
Moran (KS)  
Moran (VA)  
Murphy (CT)  
Murphy, Patrick  
Murphy, Tim  
Murtha  
Musgrave  
Myrick  
Nadler  
Napolitano  
Neal (MA)  
Neugebauer  
Nunes  
Oberstar  
Obey  
Olver  
Ortiz  
Pallone  
Pascarell  
Pastor  
Payne  
Pearce  
Perlmutter  
Peterson (MN)  
Peterson (PA)  
Petri  
Pitts  
Platts  
Poe  
Pomeroy  
Porter  
Price (GA)  
Price (NC)  
Pryce (OH)  
Putnam

Radanovich  
Rahall  
Ramstad  
Rangel  
Regula  
Rehberg  
Reichert  
Roslancon  
Reyes  
Reynolds  
Rodriguez  
Rogers (AL)  
Rogers (KY)  
Rogers (MI)  
Ros-Lehtinen  
Roskam  
Ross  
Rothman  
Roybal-Allard  
Ruppersberger  
Rush  
Ryan (OH)  
Ryan (WI)  
Salazar  
Sali  
Sanchez, Linda  
T.  
Sanchez, Loretta  
Sarbanes  
Saxton  
Schakowsky  
Schiff  
Schmidt  
Schwartz  
Scott (GA)  
Scott (VA)  
Sensenbrenner  
Serrano  
Sessions  
Sestak  
Shays  
Shea-Porter  
Sherman  
Shimkus  
Shuler  
Shuster  
Simpson  
Sires  
Skelton  
Slaughter  
Smith (NE)  
Smith (NJ)  
Smith (TX)

Smith (WA)  
Snyder  
Solis  
Souder  
Space  
Spratt  
Stark  
Renzi  
Stupak  
Sullivan  
Sutton  
Tanner  
Tauscher  
Taylor  
Terry  
Thompson (CA)  
Thompson (MS)  
Thornberry  
Tiahrt  
Tierney  
Towns  
Turner  
Udall (CO)  
Udall (NM)  
Upton  
Van Hollen  
Velázquez  
Visclosky  
Walberg  
Walden (OR)  
Walz (MN)  
Wamp  
Wasserman  
Schultz  
Waters  
Watson  
Watt  
Waxman  
Weiner  
Welch (VT)  
Weldon (FL)  
Weller  
Wexler  
Whitfield  
Wilson (NM)  
Wilson (OH)  
Wolf  
Woolsey  
Wu  
Wynn  
Yarmuth  
Young (AK)  
Young (FL)

Senate on the disagreeing votes of the two Houses thereon.

Ordered, That the Clerk notify the Senate thereof.

53.20 MOTION TO INSTRUCT CONFEREES—H.R. 1591

Mr. LEWIS of California, moved that the managers on the part of the House at the conference on the disagreeing votes of the two Houses on the Senate amendment to the bill, H.R. 1591, be instructed to insist on subsections (c), (d), (e) and (f) of section 1904 of the House bill, relating to the redeployment of the Armed Forces from Iraq and restrictions on the Secretary of Defense's use of the Armed Forces in Iraq after such redeployment.

After debate, By unanimous consent, the previous question was ordered on the motion to instruct the managers on the part of the House.

The question being put, viva voce, Will the House agree to said motion? The SPEAKER pro tempore, Mr. TIERNEY, announced that the yeas had it.

Mr. LEWIS of California, objected to the vote on the ground that a quorum was not present and not voting.

A quorum not being present, The roll was called under clause 6, rule XX, and the call was taken by electronic device.

When there appeared ....	.....	Yeas	215
		Nays	199
		Answered present	1

53.21 [Roll No. 235]

YEAS—215

Bachmann  
Bilbray  
Blackburn  
Boehner  
Chabot  
Feeney  
Flake  
Franks (AZ)  
Gohmert

Goode  
Goodlatte  
Hensarling  
Inglis (SC)  
Jordan  
Lamborn  
McHenry  
Miller (FL)  
Pence

NOT VOTING—14

Cantor  
Cubin  
Davis, Jo Ann  
Fattah  
Higgins

Israel  
Jones (NC)  
Lampson  
Millender-  
McDonald

Paul  
Pickering  
Rohrabacher  
Walsh (NY)  
Wicker

So the bill was passed. A motion to reconsider the vote whereby said bill was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said bill.

53.19 EMERGENCY SUPPLEMENTAL APPROPRIATIONS FY 2007

On motion of Mr. OBEY, by direction of the Committee on Appropriations and pursuant to clause 1 of rule XXII, the bill (H.R. 1591) making emergency supplemental appropriations for the fiscal year ending September 30, 2007, and for other purposes; together with the amendment of the Senate thereto, was taken from the Speaker's table.

When on motion of Mr. OBEY, it was, Resolved, That the House disagree to the amendment of the Senate and agree to the conference asked by the

Abercrombie  
Ackerman  
Allen  
Altmire  
Andrews  
Arcuri  
Baca  
Baird  
Baldwin  
Bean  
Becerra  
Berkley  
Berkley  
Berman  
Berry  
Bishop (GA)  
Bishop (NY)  
Blumenauer  
Boswell  
Boucher  
Boyd (FL)  
Boyd (KS)  
Brady (PA)  
Brady (IA)  
Brown, Corrine  
Butterfield  
Capps  
Capuano  
Cardoza  
Carnahan  
Carson  
Castor  
Chandler  
Clarke  
Clay  
Cleaver  
Clyburn  
Cohen  
Conyers  
Cooper  
Costa  
Costello  
Courtney  
Cramer  
Crowley  
Cuellar

Cummings  
Davis (AL)  
Davis (CA)  
Davis (IL)  
DeFazio  
DeGette  
DeLahunt  
DeLauro  
Dicks  
Dingell  
Doggett  
Doyle  
Edwards  
Ellison  
Emanuel  
Engel  
Eshoo  
Etheridge  
Farr  
Filner  
Frank (MA)  
Giffords  
Gilchrest  
Gillibrand  
Gonzalez  
Gordon  
Green, Al  
Green, Gene  
Grijalva  
Gutierrez  
Hall (NY)  
Hare  
Harman  
Hastings (FL)  
Herseth Sandlin  
Hill  
Hinchev  
Hinojosa  
Hirono  
Hodes  
Holt  
Honda  
Hooley  
Hoyer  
Inslee

Jackson (IL)  
Jackson-Lee  
(TX)  
Jefferson  
Johnson (GA)  
Johnson, E. B.  
Jones (OH)  
Kagen  
Kanjorski  
Kaptur  
Kennedy  
Kildee  
Kilpatrick  
Kind  
Klein (FL)  
Langevin  
Lantos  
Larsen (WA)  
Larsen (CT)  
Lee  
Levin  
Lewis (GA)  
Lipinski  
Loeb sack  
Lofgren, Zoe  
Lowey  
Lynch  
Mahoney (FL)  
Maloney (NY)  
Markey  
Matsui  
McCarthy (NY)  
McCollum (MN)  
McDermott  
McGovern  
McIntyre  
McNerney  
McNulty  
Meehan  
Meek (FL)  
Meeks (NY)  
Melancon  
Michaud  
Miller (NC)  
Miller, George

Mitchell  
Mollohan  
Moore (KS)  
Moore (WI)  
Moran (VA)  
Murphy (CT)  
Murphy, Patrick  
Murtha  
Nadler  
Napolitano  
Neal (MA)  
Oberstar  
Obey  
Olver  
Ortiz  
Pallone  
Pascarell  
Pastor  
Payne  
Perlmutter  
Pomeroy  
Price (NC)  
Rahall  
Rangel  
Reyes  
Rodriguez  
Ross  
Rothman

Roybal-Allard  
Ruppersberger  
Rush  
Ryan (OH)  
Salazar  
Sanchez, Linda  
T.  
Sanchez, Loretta  
Sarbanes  
Schakowsky  
Schiff  
Schwartz  
Scott (GA)  
Scott (VA)  
Serrano  
Sestak  
Shea-Porter  
Sherman  
Shuler  
Sires  
Skelton  
Slaughter  
Smith (WA)  
Snyder  
Solis  
Space  
Spratt  
Stark

Stupak  
Sutton  
Tanner  
Tauscher  
Thompson (CA)  
Thompson (MS)  
Tierney  
Towns  
Udall (NM)  
Van Hollen  
Velázquez  
Visclosky  
Walz (MN)  
Wasserman  
Schultz  
Waters  
Watson  
Watt  
Waxman  
Weiner  
Welch (VT)  
Wexler  
Wilson (OH)  
Woolsey  
Wu  
Wynn  
Yarmuth

NAYS—199

Aderholt  
Akin  
Alexander  
Bachmann  
Bachus  
Baker  
Barrett (SC)  
Barrow  
Bartlett (MD)  
Barton (TX)  
Biggart  
Bilbray  
Bilirakis  
Bishop (UT)  
Blackburn  
Blunt  
Boehner  
Bonner  
Bono  
Boozman  
Boren  
Boustany  
Brady (TX)  
Brown (SC)  
Brown-Waite,  
Ginny  
Buchanan  
Burgess  
Burton (IN)  
Buyer  
Calvert  
Camp (MI)  
Campbell (CA)  
Capito  
Carney  
Carter  
Kind  
Castle  
Chabot  
Coble  
Cole (OK)  
Conaway  
Crenshaw  
Culberson  
Davis (KY)  
Davis, David  
Davis, Tom  
Deal (GA)  
Dent  
Diaz-Balart, L.  
Diaz-Balart, M.  
Doolittle  
Drake  
Dreier  
Duncan  
Ehlers  
Ellsworth  
Emerson  
English (PA)  
Everett  
Fallin  
Feeney  
Ferguson  
Flake  
Forbes  
Fortenberry  
Fossella  
Foxy  
Franks (AZ)

Frelinghuysen  
Gallegly  
Garrett (NJ)  
Gerlach  
Gillmor  
Gingrey  
Gohmert  
Goode  
Goodlatte  
Granger  
Graves  
Hall (TX)  
Hastert  
Hastings (WA)  
Hayes  
Heller  
Hensarling  
Herger  
Hobson  
Hoekstra  
Holden  
Hulshof  
Hunter  
Inglis (SC)  
Issa  
Jindal  
Johnson (IL)  
Johnson, Sam  
Jordan  
Keller  
King (IA)  
King (NY)  
Kingston  
Kirk  
Kline (MN)  
Knollenberg  
Kuhl (NY)  
LaHood  
Lamborn  
Latham  
LaTourette  
Lewis (CA)  
Lewis (KY)  
Linder  
LoBiondo  
Lucas  
Lungren, Daniel  
E.  
Mack  
Manullo  
Marchant  
Marshall  
Matheson  
McCarthy (CA)  
McCaul (TX)  
McCotter  
McCrery  
McHenry  
McHugh  
McKeon  
McMorris  
Rodgers  
Mica  
Miller (FL)  
Miller (MI)  
Miller, Gary  
Moran (KS)  
Murphy, Tim

Musgrave  
Myrick  
Neugebauer  
Nunes  
Pearce  
Pence  
Peterson (PA)  
Petri  
Pickering  
Pitts  
Platts  
Poe  
Porter  
Price (GA)  
Pryce (OH)  
Putnam  
Radanovich  
Ramstad  
Regula  
Rehberg  
Reichert  
Renzi  
Reynolds  
Rogers (AL)  
Rogers (KY)  
Rogers (MI)  
Ros-Lehtinen  
Roskam  
Royce  
Ryan (WI)  
Sali  
Saxton  
Schmidt  
Sensenbrenner  
Sessions  
Shays  
Shimkus  
Shuster  
Simpson  
Smith (NE)  
Smith (NJ)  
Smith (TX)  
Souder  
Stearns  
Sullivan  
Tancredo  
Taylor  
Terry  
Thornberry  
Tiahrt  
Tiberi  
Turner  
Udall (CO)  
Upton  
Walberg  
Walden (OR)  
Wamp  
Weldon (FL)  
Weller  
Westmoreland  
Whitfield  
Wilson (NM)  
Wilson (SC)  
Wolf  
Young (AK)  
Young (FL)

ANSWERED "PRESENT"—1

Kucinich  
NOT VOTING—18

Cannon	Higgins	Peterson (MN)
Cantor	Israel	Rohrabacher
Cubin	Jones (NC)	Shadegg
Davis, Jo Ann	Lampson	Walsh (NY)
Davis, Lincoln	Millender-	Wicker
Donnelly	McDonald	
Fattah	Paul	

So the motion to instruct the managers on the part of the House was agreed to.

A motion to reconsider the vote whereby said motion was agreed to was, by unanimous consent, laid on the table.

¶53.22 APPOINTMENT OF CONFEREES—  
H.R. 1591

Thereupon, the SPEAKER pro tempore, Mr. TIERNEY, by unanimous consent, appointed the following Members as managers on the part of the House at said conference: Mr. OBEY, Ms. DELAURO, Messrs. MURTHA, VISCLOSKEY, Mrs. LOWEY, Messrs. PRICE of North Carolina, DICKS, EDWARDS, MOLLOHAN, OLVER, SERRANO, Ms. WASSERMAN SCHULTZ, Messrs. CLYBURN, LEWIS of California, YOUNG of Florida, ROGERS of Kentucky, WOLF, WALSH, HOBSON, KNOLLENBERG, KINGSTON, FRELINGHUYSEN, and WICKER.

Ordered, That the Clerk notify the Senate of the foregoing appointments.

¶53.23 PERMISSION TO FILE REPORT

On motion of Mr. PALLONE, by unanimous consent, the Committee on Energy and Commerce was granted permission to file a supplemental report on the bill (H.R. 493) to prohibit discrimination on the basis of genetic information with respect to health insurance and employment.

¶53.24 COMMITTEE ELECTION—MAJORITY

Mr. LARSON of Connecticut, by direction of the Democratic Caucus, submitted the following privileged resolution (H. Res. 323):

Resolved, That the following named Members be, and are hereby, elected to the following standing committee of the House of Representatives:

(1) COMMITTEE ON FOREIGN AFFAIRS.—Mr. Gene Green of Texas (to rank immediately after Mr. Tanner), Mr. Crowley (to rank immediately after Mr. Hinojosa).

When said resolution was considered and agreed to.

A motion to reconsider the vote whereby said resolution was agreed to was, by unanimous consent, laid on the table.

¶53.25 SENATE CONCURRENT RESOLUTION REFERRED

A Concurrent Resolution of the Senate of the following title was taken from the Speaker's table and, under the rule, referred as follows:

S. Con. Res. 28. A concurrent resolution congratulating the City of Chicago for being chosen to represent the United States in the international competition to host the 2016 Olympic and Paralympic games, and encouraging the International Olympic Committee to select Chicago as the site of the 2016 Olympic and Paralympic Games; to the Committee on Foreign Affairs.

¶53.26 ENROLLED BILL SIGNED

Lorraine C. Miller, Clerk of the House, reported and found truly enrolled a bill of the House of the following title, which was thereupon signed by the Speaker:

H.R. 1132. An Act to amend the Public Health Service Act to provide waivers relating to grants for preventive health measures with respect to breast and cervical cancers.

¶53.27 LEAVE OF ABSENCE

By unanimous consent, leave of absence was granted—

To Mr. FATTAH, for today;  
To Mr. JONES of North Carolina, for today after 3 p.m. and April 20; and  
To Mr. ROHRBACHER, for today and balance of the week.

And then,

¶53.28 ADJOURNMENT

On motion of Mr. MEEK of Florida, pursuant to the previous order of the House, at 11 o'clock and 35 minutes p.m., the House adjourned until 9 a.m. on Friday, April 20, 2007.

¶53.29 REPORTS OF COMMITTEES ON PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XIII, reports of committees were delivered to the Clerk for printing and reference to the proper calendar, as follows:

Mr. DINGELL: Committee on Energy and Commerce. Supplemental report on H.R. 493. A bill to prohibit discrimination on the basis of genetic information with respect to health insurance and employment (Rept. 110-28, Pt. 4). Ordered to be printed.

¶53.30 PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XII, public bills and resolutions were introduced and severally referred, as follows:

By Mr. DAVIS of Alabama (for himself, Mr. BRADY of Texas, Mr. McDERMOTT, Mr. GINGREY, Mr. BONNER, Mr. CRENSHAW, Mr. BOYD of Florida, Mr. REICHERT, Mr. BAIRD, Mrs. McMORRIS RODGERS, Mr. SCOTT of Georgia, Mr. HASTINGS of Washington, Mr. JONES of North Carolina, and Mr. WALDEN of Oregon):

H.R. 1937. A bill to amend the Internal Revenue Code of 1986 to allow a deduction for qualified timber gains and to modernize certain provisions applicable to timber real estate investment trusts; to the Committee on Ways and Means.

By Mr. MCGOVERN (for himself and Mrs. EMERSON):

H.R. 1938. A bill to reduce hunger in the United States; to the Committee on Agriculture.

By Mr. McKEON (for himself and Mr. CASTLE):

H.R. 1939. A bill to amend the Elementary and Secondary Education Act of 1965 to improve the Reading First program; to the Committee on Education and Labor.

By Mr. DEAL of Georgia (for himself, Mr. BILBRAY, and Mr. DANIEL E. LUNGREN of California):

H.R. 1940. A bill to amend section 301 of the Immigration and Nationality Act to clarify those classes of individuals born in the United States who are nationals and citizens of the United States at birth; to the Committee on the Judiciary.

By Mr. KENNEDY (for himself, Mr. ELLISON, Mr. FRANK of Massachu-

setts, Mr. HASTINGS of Florida, Mr. JACKSON of Illinois, Mr. LANGEVIN, Mr. LYNCH, and Mr. WALBERG):

H.R. 1941. A bill to adjust the immigration status of certain Liberian nationals who were provided refuge in the United States; to the Committee on the Judiciary.

By Mr. GARRETT of New Jersey (for himself, Mr. MILLER of Florida, Mr. BURTON of Indiana, Mr. WOLF, Mr. CULBERSON, and Mr. SOUDER):

H.R. 1942. A bill to amend the Internal Revenue Code of 1986 to modify the alternative minimum tax on individuals by permitting the deduction for State and local taxes and to adjust the exemption amounts for inflation; to the Committee on Ways and Means.

By Ms. WATERS (for herself, Mr. CONYERS, Mr. SMITH of Texas, Mr. SCOTT of Virginia, Mr. FORBES, Ms. LEE, and Mrs. CHRISTENSEN):

H.R. 1943. A bill to provide for an effective HIV/AIDS program in Federal prisons; to the Committee on the Judiciary.

By Mr. ALTMIRE (for himself, Mr. FILLNER, Mr. MICHAUD, Mr. MILLER of Florida, Mr. BOSWELL, Mr. BROWN of South Carolina, Ms. HERSETH SANDLIN, Mr. SMITH of New Jersey, Mr. DONNELLY, Mr. JONES of North Carolina, Mr. RODRIGUEZ, Mr. RAMSTAD, Mr. ELLSWORTH, Mr. HARE, Mr. ARCURI, Mr. CARNEY, Mr. PATRICK MURPHY of Pennsylvania, Mr. SPACE, Mr. KAGEN, Ms. CORRINE BROWN of Florida, Mr. ALLEN, Ms. BERKLEY, Mr. McNERNEY, Mr. HALL of New York, Mr. KENNEDY, Ms. CASTOR, Ms. SCHWARTZ, Mr. MAHONEY of Florida, Mrs. NAPOLITANO, Mr. RYAN of Ohio, Mr. MEEK of Florida, Ms. LINDA T. SANCHEZ of California, Mr. COURTNEY, and Mr. MURPHY of Connecticut):

H.R. 1944. A bill to amend title 38, United States Code, to direct the Secretary of Veterans Affairs to screen certain veterans for symptoms of traumatic brain injury, and for other purposes; to the Committee on Veterans' Affairs.

By Mr. SHAYS (for himself and Mr. HINCHEY):

H.R. 1945. A bill to improve the energy efficiency of the United States; to the Committee on Energy and Commerce, and in addition to the Committees on Ways and Means, Natural Resources, Transportation and Infrastructure, and Science and Technology, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. BONNER:

H.R. 1946. A bill to extend Federal recognition to the Mowa Band of Choctaw Indians of Alabama, and for other purposes; to the Committee on Natural Resources.

By Mrs. BOYDA of Kansas (for herself, Mr. MOORE of Kansas, Mr. MORAN of Kansas, Mr. TIAHRT, Mr. BLUMENAUER, Mr. CLEAVER, Mr. GEORGE MILLER of California, Mr. MORAN of Virginia, Mr. VAN HOLLEN, Ms. SCHAKOWSKY, Ms. HIRONO, Mr. FRANK of Massachusetts, and Mr. STARK):

H.R. 1947. A bill to promote public safety and improve the welfare of captive big cats, and for other purposes; to the Committee on Agriculture.

By Mr. CAPUANO (for himself, Mr. TIERNEY, Mr. VAN HOLLEN, Mr. FRANK of Massachusetts, Mr. BERMAN, Mr. McDERMOTT, Mr. CONYERS, Mr. MORAN of Virginia, Mr. DELAHUNT, Mr. COHEN, Mr. HASTINGS of Florida, and Mr. KENNEDY):

H.R. 1948. A bill to amend title 5, United States Code, to increase the amount of additional compensation payable to an employee

who is disabled and requires the services of an attendant, and for other purposes; to the Committee on Education and Labor.

By Mr. COURTNEY (for himself and Mr. NEAL of Massachusetts):

H.R. 1949. A bill to amend the Quinebaug and Shetucket Rivers Valley National Heritage Corridor Act of 1994, to increase the authorization of appropriations and modify the date on which the authority of the Secretary of the Interior terminates under the Act; to the Committee on Natural Resources.

By Mrs. DAVIS of California (for herself, Mr. ISSA, Mr. HUNTER, Mr. BILBRAY, and Mr. FILNER):

H.R. 1950. A bill to amend title XIX of the Social Security Act to permit local public agencies to act as Medicaid enrollment brokers; to the Committee on Energy and Commerce.

By Mr. ELLSWORTH:

H.R. 1951. A bill to establish a mandatory system for employers to verify the employment eligibility of potential employees, and for other purposes; to the Committee on the Judiciary, and in addition to the Committees on Education and Labor, and Homeland Security, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. GONZALEZ (for himself, Mr. GINGREY, Ms. VELÁZQUEZ, and Mr. GENE GREEN of Texas):

H.R. 1952. A bill to amend title XI of the Social Security Act to achieve a national health information infrastructure, and to amend the Internal Revenue Code of 1986 to increase the deduction under section 179 for the purchase of qualified health care information technology by medical care providers; to the Committee on Energy and Commerce, and in addition to the Committee on Ways and Means, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. GONZALEZ (for himself and Mr. WEXLER):

H.R. 1953. A bill to require the establishment of a Consumer Price Index for Elderly Consumers to compute cost-of-living increases for Social Security benefits under title II of the Social Security Act; to the Committee on Ways and Means, and in addition to the Committee on Education and Labor, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. GRIJALVA:

H.R. 1954. A bill to amend the Internal Revenue Code of 1986 to allow Indian tribal governments to transfer the credit for electricity produced from renewable resources; to the Committee on Ways and Means.

By Ms. HARMAN (for herself and Mr. REICHERT):

H.R. 1955. A bill to prevent homegrown terrorism, and for other purposes; to the Committee on Homeland Security, and in addition to the Committee on the Judiciary, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. INSLEE (for himself, Mr. GENE GREEN of Texas, and Ms. BALDWIN):

H.R. 1956. A bill to amend the Public Health Service Act to provide for the approval of similar biological products, and for other purposes; to the Committee on Energy and Commerce.

By Mr. INSLEE (for himself, Mr. GILCHREST, and Mr. HINCHEY):

H.R. 1957. A bill to permanently prohibit oil and gas leasing in the North Aleutian Basin Planning Area, and for other purposes; to the Committee on Natural Resources.

By Ms. KAPTUR:

H.R. 1958. A bill to withdraw normal trade relations treatment from, and apply certain provisions of title IV of the Trade Act of 1974 to, the products of the People's Republic of China; to the Committee on Ways and Means.

By Mr. LEWIS of Kentucky:

H.R. 1959. A bill to amend the Internal Revenue Code of 1986 to permit interest on federally guaranteed water, wastewater, and essential community facilities loans to be tax exempt; to the Committee on Ways and Means.

By Mr. LYNCH (for himself and Mr. AL GREEN of Texas):

H.R. 1960. A bill to amend the Community Reinvestment Act of 1977 to allow community reinvestment credit for investments and other financial support to enable veterans to purchase residential homes or to assist organizations with the establishment of housing opportunities and assisted living facilities for veterans; to the Committee on Financial Services.

By Mr. MARKEY (for himself, Mr. BARTLETT of Maryland, Mr. LARSON of Connecticut, Ms. ESHOO, Ms. SOLIS, Mr. HALL of New York, Mr. MCDERMOTT, and Mr. OLVER):

H.R. 1961. A bill to address security risks posed by global climate change, and for other purposes; to the Committee on Intelligence (Permanent Select), and in addition to the Committees on Armed Services, and Foreign Affairs, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mrs. MCCARTHY of New York (for herself and Mr. BISHOP of New York):

H.R. 1962. A bill to authorize the Secretary of Homeland Security to award competitive grants to units of local government for innovative programs that address expenses incurred in responding to the needs of undocumented immigrants; to the Committee on the Judiciary, and in addition to the Committee on Energy and Commerce, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mrs. MUSGRAVE:

H.R. 1963. A bill to establish the Granada Relocation Center National Historic Site as an affiliated unit of the National Park System; to the Committee on Natural Resources.

By Mr. NADLER (for himself, Mr. ABERCROMBIE, Mr. ACKERMAN, Mr. ALLEN, Mr. ARCURI, Ms. BALDWIN, Ms. BERKLEY, Mr. BERMAN, Mr. BLUMENAUER, Mr. BOUCHER, Mrs. CAPPIS, Mr. COHEN, Mr. CONYERS, Mr. DAVIS of Illinois, Mrs. DAVIS of California, Mr. DEFAZIO, Mr. ELLISON, Mr. EMANUEL, Mr. FARR, Mr. FATTAH, Mr. FILNER, Mr. FRANK of Massachusetts, Mr. GRIJALVA, Ms. HARMAN, Ms. HIRONO, Mr. HOLT, Mr. HONDA, Mr. INSLEE, Ms. JACKSON-LEE of Texas, Mr. JACKSON of Illinois, Mr. KUCINICH, Mr. LANTOS, Mr. LARSEN of Washington, Ms. LEE, Mr. LOEBSACK, Mrs. LOWEY, Ms. MATSUI, Ms. MCCOLLUM of Minnesota, Mr. MCDERMOTT, Mrs. MALONEY of New York, Mr. MILLER of North Carolina, Mr. MORAN of Virginia, Mr. OLVER, Mr. PORTER, Ms. LINDA T. SÁNCHEZ of California, Ms. SCHAKOWSKY, Mr. SHAYS, Ms. SLAUGHTER, Ms. SOLIS, Mr. STARK, Ms. SUTTON, Mr. THOMPSON of California, Mr. TOWNS, Ms. WATSON, Mr. WAXMAN, Mr. WEINER, Mr. WEXLER, and Ms. WOOLSEY):

H.R. 1964. A bill to protect, consistent with *Roe v. Wade*, a woman's freedom to choose to

bear a child or terminate a pregnancy, and for other purposes; to the Committee on the Judiciary.

By Mr. POMEROY (for himself and Mr. LEWIS of Kentucky):

H.R. 1965. A bill to amend the Internal Revenue Code of 1986 to modify the credit to holders of clean renewable energy bonds; to the Committee on Ways and Means.

By Ms. PRYCE of Ohio:

H.R. 1966. A bill to fully exempt persons with disabilities from the prohibition against providing section 8 rental assistance to college students; to the Committee on Financial Services.

By Mr. ROSKAM (for himself and Mr. MARSHALL):

H.R. 1967. A bill to amend the Gramm-Leach-Bliley Act to provide an exception from the continuing requirement for annual privacy notices for financial institutions which do not share personal information with affiliates, and for other purposes; to the Committee on Financial Services.

By Ms. SOLIS (for herself and Mr. WYNN):

H.R. 1968. A bill to amend the Public Health Service Act to provide grants to promote positive health behaviors in women and children; to the Committee on Energy and Commerce.

By Mr. TERRY:

H.R. 1969. A bill to exempt from payment of individual contributions under the Montgomery GI Bill enlisted members of the Armed Forces in pay grade E-5 or below and to provide an opportunity for members of the Armed Forces serving on active duty to withdraw an election not to enroll in education benefits under the Montgomery GI Bill; to the Committee on Veterans' Affairs, and in addition to the Committee on Armed Services, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. UDALL of New Mexico:

H.R. 1970. A bill to amend the Colorado River Storage Project Act and Public Law 87-483 to authorize the construction and rehabilitation of water infrastructure in Northwestern New Mexico, to authorize the use of the reclamation fund to fund the Reclamation Water Settlements Fund, to authorize the conveyance of certain Reclamation land and infrastructure, to authorize the Commissioner of Reclamation to provide for the delivery of water, and for other purposes; to the Committee on Natural Resources.

By Mr. VAN HOLLEN (for himself, Mr. CASTLE, Ms. DELAURO, Mr. REGULA, and Mr. SARBANES):

H.R. 1971. A bill to provide for recruiting, selecting, training, and supporting a national teacher corps in underserved communities; to the Committee on Education and Labor.

By Ms. VELÁZQUEZ (for herself, Mr. HASTINGS of Florida, Ms. JACKSON-LEE of Texas, Mr. SERRANO, and Mrs. CHRISTENSEN):

H.R. 1972. A bill to amend the Public Health Service Act to prohibit discrimination regarding exposure to hazardous substances, and for other purposes; to the Committee on Energy and Commerce.

By Mr. WELDON of Florida (for himself, Mrs. MALONEY of New York, Mr. BURTON of Indiana, and Mr. SMITH of New Jersey):

H.R. 1973. A bill to improve vaccine safety research, and for other purposes; to the Committee on Energy and Commerce.

By Mr. WOLF (for himself, Mr. FORTENBERRY, Mr. MORAN of Virginia, Mr. MCGOVERN, Mr. UPTON, Mr. HAYES, Ms. JACKSON-LEE of Texas,

Mr. LINCOLN DIAZ-BALART of Florida, Mr. AKIN, Mr. BURTON of Indiana, Mr. ROGERS of Michigan, Mrs. MYRICK, Mr. GARRETT of New Jersey, Mrs. JO ANN DAVIS of Virginia, Mr. TOM DAVIS of Virginia, Ms. NORTON, Mr. VAN HOLLEN, and Mr. HOYER):

H.R. 1974. A bill to amend the Internal Revenue Code of 1986 to exclude from gross income certain combat zone compensation of civilian employees of the United States; to the Committee on Ways and Means.

By Mr. AKIN (for himself, Mr. CLAY, Mr. PASTOR, Mrs. CUBIN, Mr. GRAVES, and Mrs. EMERSON):

H. Con. Res. 120. Concurrent resolution expressing the sense of Congress that the Federal government and the people of the United States should honor the spirit of volunteerism and personal growth promoted by the Congressional Award Program; to the Committee on Education and Labor.

By Mr. COOPER (for himself and Mr. PORTER):

H. Con. Res. 121. Concurrent resolution recognizing the benefits and importance of school-based music education, and for other purposes; to the Committee on Education and Labor.

By Mrs. MCCARTHY of New York (for herself, Mrs. MYRICK, and Mrs. CAPPS):

H. Res. 322. A resolution supporting the goals of National Infertility Awareness Week to raise awareness about the disease of infertility and the challenges men and women face in building a family, including protecting fertility, and for other purposes; to the Committee on Energy and Commerce.

By Mr. EMANUEL:

H. Res. 323. A resolution electing Members to a certain standing committee of the House of Representatives; considered and agreed to.

By Ms. CARSON (for herself and Mr. LOEBSACK):

H. Res. 324. A resolution honoring the life and accomplishments of Kurt Vonnegut, Jr. and extending the condolences of the House of Representatives to his family on the occasion of his death; to the Committee on Oversight and Government Reform.

By Mr. STUPAK (for himself, Mr. ROGERS of Michigan, Mr. KILDEE, Mr. CONYERS, Mr. LEVIN, Ms. KILPATRICK, Mr. WALBERG, Mr. EHLERS, Mr. CAMP of Michigan, Mr. MCCOTTER, Mr. DINGELL, Mrs. MILLER of Michigan, Mr. HOEKSTRA, Mr. KNOLLENBERG, Mr. UPTON, Mr. WILSON of South Carolina, Mr. KANJORSKI, Mr. RAHALL, Mr. KAGEN, Mr. HOLDEN, Mr. CARNEY, Mr. DOYLE, Mr. KIND, Mr. BUTTERFIELD, Mr. DAVIS of Illinois, and Mrs. EMERSON):

H. Res. 325. A resolution commending the Michigan State University Spartans for their victory in the 2007 NCAA Hockey Championship; to the Committee on Education and Labor.

§53.31 MEMORIALS

Under clause 3 of rule XII, memorials were presented and referred as follows:

15. The SPEAKER presented a memorial of the Legislature of the State of Kansas, relative to Senate Concurrent Resolution No. 1604 urging the Congress of the United States to allow interstate marketing of state inspected meat; to the Committee on Agriculture.

16. Also, a memorial of the Legislature of the State of Idaho, relative to Senate Joint Memorial No. 103 supporting the Sportsmen for Fish and Wildlife and urging the Congress of the United States to grant the appropriation request; to the Committee on Appropriations.

17. Also, a memorial of the Senate of the State of West Virginia, relative to Senate Resolution No. 9 expressing full support for the United States troops participating in the War on Terror; to the Committee on Armed Services.

18. Also, a memorial of the Legislature of the State of West Virginia, relative to Senate Concurrent Resolution No. 32 requesting the Congress of the United States enact legislation to lower the retirement age for members of the National Guard to 55; to the Committee on Armed Services.

19. Also, a memorial of the House of Representatives of the State of Michigan, relative to House Resolution No. 40 memorializing the Congress of the United States to invest in Head Start and quality child care; to the Committee on Education and Labor.

20. Also, a memorial of the House of Representatives of the State of Kansas, relative to House Resolution No. 6011 urging the United States Department of Energy to double the current capacity of the Strategic Petroleum Reserve by using storage sites existing and created within the State of Kansas; to the Committee on Energy and Commerce.

21. Also, a memorial of the Legislature of the State of Idaho, relative to Senate Joint Memorial No. 105 commending the Republic of China (Taiwan) for its close economic and business ties with the State of Idaho and urging the President of the United States and the Congress of the United States to extend the benefits of free trade by negotiating a free trade agreement between the United States and Taiwan; to the Committee on Foreign Affairs.

22. Also, a memorial of the House of Representatives of the State of Iowa, relative to House Resolution No. 25 honoring the life and accomplishments of Gerald Rudolph Ford, thirty-eighth President of the United States; to the Committee on Oversight and Government Reform.

23. Also, a memorial of the Legislature of the State of West Virginia, relative to Senate Concurrent Resolution No. 43 requesting the Congress of the United States erect a national monument to motherhood to be located in West Virginia, with special emphasis place on mothers whose children have served in the armed forces of the United States and especially those mothers whose children have given their lives in service to their country; to the Committee on Natural Resources.

24. Also, a memorial of the House of Representatives of the State of Vermont, relative to House Resolution No. 14 requesting that the Congress of the United States enact assured funding for veterans' health care; to the Committee on Veterans' Affairs.

25. Also, a memorial of the Senate of the State of Michigan, relative to Senate Resolution No. 10 memorializing the President of the United States and the Congress of the United States to increase funding for the Low Income Home Energy Assistance Program and to facilitate the establishment of programs that provide information about responsible energy use; jointly to the Committees on Energy and Commerce and Education and Labor.

26. Also, a memorial of the Legislature of the State of Idaho, relative to Senate Joint Memorial No. 107 supporting the goals of the Global Nuclear Energy Partnership; jointly to the Committees on Agriculture, Natural Resources, and Appropriations.

§53.32 ADDITIONAL SPONSORS

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

H.R. 20: Mr. AL GREEN of Texas, Mr. FRANK of Massachusetts, Ms. SOLIS, Mrs. EMERSON, Mr. TOWNS, Mr. DAVIS of Alabama, Mr. CLAY,

Ms. CLARKE, Mr. CLEAVER, Mr. CLYBURN, Mr. GONZALEZ, Mr. LEWIS of Georgia, Mr. RAHALL, Mr. PASTOR, Mr. BECERRA, Ms. LORETTA SANCHEZ of California, Mr. BOSWELL, Ms. WATSON, Ms. EDDIE BERNICE JOHNSON of Texas, Mr. MEEKS of New York, Mr. WYNN, Ms. KILPATRICK, Ms. VELÁZQUEZ, Mr. SERRANO, Mr. JOHNSON of Georgia, Ms. WASSERMAN SCHULTZ, Mrs. MCCARTHY of New York, Mr. GUTIERREZ, Mr. GENE GREEN of Texas, Mr. ELLISON, Mr. REYES, Mr. DONNELLY, Mr. JEFFERSON, Mr. SKELTON, Ms. LEE, and Mr. THOMPSON of Mississippi.

H.R. 39: Mr. OBEY.

H.R. 65: Mr. MITCHELL.

H.R. 77: Mr. PAUL and Mr. HENSARLING.

H.R. 109: Mr. BURGESS.

H.R. 154: Mr. UPTON.

H.R. 174: Mr. MCDERMOTT and Mr. HINOJOSA.

H.R. 180: Mr. ETHERIDGE, Mr. MURPHY of Connecticut, and Ms. SUTTON.

H.R. 197: Mr. LATHAM and Mr. YOUNG of Alaska.

H.R. 297: Mr. BISHOP of New York and Mr. ENGEL.

H.R. 315: Mr. HELLER.

H.R. 322: Mr. WELDON of Florida, Mr. WALBERG, Mr. WAMP, Mr. ALEXANDER, Mr. PRICE of Georgia, Mr. KING of Iowa, Mr. WESTMORELAND, Mr. GOHMERT, Mr. SAM JOHNSON of Texas, Mr. GARRETT of New Jersey, Mr. WICKER, Mr. HENSARLING, Mr. TIAHRT, Mr. PEARCE, Mrs. MYRICK, Mr. HAYES, Mr. LEWIS of Kentucky, and Mr. BROWN of South Carolina.

H.R. 381: Mr. KIND and Ms. CARSON.

H.R. 402: Mr. RAHALL.

H.R. 465: Ms. BORDALLO.

H.R. 471: Mr. JOHNSON of Illinois, Mr. CANON, Ms. JACKSON-LEE of Texas, Mr. BAKER, Mr. WELLER, Mr. PORTER, Mr. EHLERS, Mr. DAVIS of Kentucky, Mr. JONES of North Carolina, Mr. SMITH of Texas, Mr. CARDOZA, and Mr. ORTIZ.

H.R. 500: Mr. BARRETT of South Carolina.

H.R. 507: Ms. BALDWIN, Mr. BUTTERFIELD, and Mr. LATOURETTE.

H.R. 553: Mr. WALBERG, Mr. ROTHMAN, Ms. BALDWIN, and Mr. JACKSON of Illinois.

H.R. 562: Mr. MELANCON and Mr. KILDEE.

H.R. 579: Mr. PERLMUTTER, Mr. GONZALEZ, Ms. DELAURO, and Mr. PORTER.

H.R. 612: Mr. BURTON of Indiana and Mrs. GILLIBRAND.

H.R. 618: Mrs. SCHMIDT.

H.R. 621: Ms. ZOE LOFGREN of California and Mr. BOUSTANY.

H.R. 627: Mr. SPACE.

H.R. 643: Mr. GOODE, Mr. BACHUS, Mr. LINCOLN DIAZ-BALART of Florida, Mr. LAHOOD, Mr. ENGEL, Mr. ABERCROMBIE, and Mr. MANZULLO.

H.R. 685: Mr. PRICE of North Carolina, Mr. FOSSELLA, Ms. ESHOO, Ms. SUTTON, Mr. LAMPSON, and Ms. NORTON.

H.R. 689: Mr. HALL of Texas.

H.R. 695: Mr. PASTOR.

H.R. 697: Mr. JORDAN, Mr. KING of Iowa, and Mr. BARTLETT of Maryland.

H.R. 719: Mr. REHBERG, Ms. GINNY BROWN-WAITE of Florida, Mr. SESSIONS, Mr. TAYLOR, Mr. MCINTYRE, Mr. TOWNS, Mr. KUHL of New York, Mr. MCNERNEY, and Mr. KAGEN.

H.R. 729: Mr. KILDEE.

H.R. 782: Mr. BRALEY of Iowa, Mr. CARNEY, Mr. TAYLOR, and Mr. BARRETT of South Carolina.

H.R. 840: Mr. JACKSON of Illinois and Mr. LEWIS of Kentucky.

H.R. 871: Mr. CUMMINGS.

H.R. 891: Mr. McNULTY, Mr. PASCRELL, Ms. CARSON, and Mr. UDALL of Colorado.

H.R. 901: Mr. WYNN.

H.R. 916: Mr. KENNEDY, Mr. WAMP, Mr. LANTOS, and Mr. YOUNG of Florida.

H.R. 964: Mr. MCHUGH and Mr. MCNERNEY.

H.R. 970: Mr. HALL of Texas.

H.R. 971: Mr. SPACE, and Mr. COURTNEY.

- H.R. 989: Mr. SHAYS and Mr. MARCHANT.  
H.R. 1022: Ms. HARMAN and Mr. HOLT.  
H.R. 1023: Mr. GERLACH, Mr. LINCOLN DAVIS of Tennessee, Mr. BARTLETT of Maryland, Mr. ISSA, Mr. DAVID DAVIS of Tennessee, and Mr. LINCOLN DIAZ-BALART of Florida.  
H.R. 1026: Mr. KIND.  
H.R. 1029: Mr. DUNCAN, Mr. BRALEY of Iowa, and Mr. DAVID DAVIS of Tennessee.  
H.R. 1034: Mr. ANDREWS.  
H.R. 1041: Mr. MCHUGH.  
H.R. 1071: Mr. LANTOS.  
H.R. 1073: Mr. PETERSON of Minnesota, Mr. BURTON of Indiana, Mr. ENGLISH of Pennsylvania, and Mr. HINOJOSA.  
H.R. 1092: Mr. CARNEY and Mr. KLEIN of Florida.  
H.R. 1103: Mr. McDERMOTT, Ms. CARSON, Ms. WATSON, Mr. NADLER, Ms. CORRINE BROWN of Florida, and Mr. JACKSON of Illinois.  
H.R. 1104: Mr. KUCINICH.  
H.R. 1108: Ms. SUTTON and Mr. FARR.  
H.R. 1115: Mr. PASTOR.  
H.R. 1121: Mr. GARRETT of New Jersey.  
H.R. 1154: Mr. NEUGEBAUER, Mr. CONYERS, and Mr. HENSARLING.  
H.R. 1177: Mr. GOODE.  
H.R. 1222: Ms. WOOLSEY, Mr. BILIRAKIS, Mr. MCCOTTER, and Mr. LAHOOD.  
H.R. 1223: Mr. BILIRAKIS and Mr. MCCOTTER.  
H.R. 1225: Mr. BERMAN.  
H.R. 1230: Mr. JONES of North Carolina, Mr. CARDOZA, Mr. JEFFERSON, Mr. LEWIS of Georgia, Mr. FRANK of Massachusetts, Ms. SLAUGHTER, Mrs. JONES of Ohio, Mrs. MCCARTHY of New York, and Mr. LINDER.  
H.R. 1236: Mr. PAYNE, Mr. BERMAN, Mr. WU, Mr. BOSWELL, and Mr. PRICE of North Carolina.  
H.R. 1239: Mr. BURTON of Indiana.  
H.R. 1245: Mr. CASTLE and Mr. ANDREWS.  
H.R. 1267: Mr. ENGEL and Mr. WHITFIELD.  
H.R. 1280: Mr. UDALL of Colorado and Ms. HIRONO.  
H.R. 1282: Mr. ABERCROMBIE and Mr. MORAN of Virginia.  
H.R. 1314: Mr. KING of New York and Mr. SHADEGG.  
H.R. 1325: Ms. BERKLEY and Mr. KAGEN.  
H.R. 1330: Ms. BERKLEY.  
H.R. 1331: Mr. ALLEN, Ms. BERKLEY, Mr. BOSWELL, Ms. DELAURIO, Mr. FATTAH, Mr. HINCHEY, Mr. HINOJOSA, Mr. JACKSON of Illinois, Mr. MARKEY, Mr. MCCOTTER, Mr. MEEKS of New York, Mr. BRADY of Pennsylvania, Mr. RUSH, and Mr. STARK.  
H.R. 1332: Mrs. MALONEY of New York and Mr. LIPINSKI.  
H.R. 1335: Mr. BROWN of South Carolina, Mr. CLYBURN, and Mr. SPRATT.  
H.R. 1343: Mr. BARROW, Mr. INSLER, Mr. BOSWELL, Mr. UPTON, Ms. BALDWIN, Ms. EDDIE BERNICE JOHNSON of Texas, Ms. WOOLSEY, Mrs. GILLIBRAND, Mr. MELANCON, Mr. LATHAM, Ms. GRANGER, and Mr. CANNON.  
H.R. 1350: Mr. SENSENBRENNER.  
H.R. 1366: Mr. TANCREDO, Mrs. BONO, and Mr. MCCARTHY of California.  
H.R. 1379: Ms. ESHOO.  
H.R. 1391: Mr. BERMAN.  
H.R. 1395: Mr. PAUL.  
H.R. 1399: Mr. BISHOP of Georgia.  
H.R. 1407: Mr. PAUL.  
H.R. 1419: Mrs. CAPITO, Mr. ABERCROMBIE, Mrs. CAPPS, Mr. KILDEE, Mr. BONNER, Mrs. TAUSCHER, and Mr. WALBERG.  
H.R. 1431: Mr. BOOZMAN.  
H.R. 1439: Ms. EDDIE BERNICE JOHNSON of Texas and Mr. BISHOP of Georgia.  
H.R. 1440: Mr. BOSWELL.  
H.R. 1441: Mr. ACKERMAN and Ms. CARSON.  
H.R. 1459: Mr. MANZULLO.  
H.R. 1464: Mr. UDALL of Colorado and Ms. BORDALLO.  
H.R. 1470: Mr. PAUL, Mr. BOSWELL, Mr. LOEBACK, and Mr. BILIRAKIS.  
H.R. 1471: Mr. PAUL.  
H.R. 1479: Mr. FARR and Ms. JACKSON-LEE of Texas.  
H.R. 1481: Mr. LEWIS of Kentucky, Mr. REYES, Mrs. JO ANN DAVIS of Virginia, and Mr. ETHERIDGE.  
H.R. 1501: Mr. HINOJOSA.  
H.R. 1522: Mr. MORAN of Virginia, Mr. MCCOTTER, and Mr. STARK.  
H.R. 1524: Mr. UDALL of New Mexico, Mr. WAXMAN, and Ms. MCCOLLUM of Minnesota.  
H.R. 1546: Mr. FILNER.  
H.R. 1553: Ms. MATSUI and Mr. UPTON.  
H.R. 1582: Mrs. NAPOLITANO.  
H.R. 1584: Mr. PLATTS, Mr. KILDEE, Mr. TIAHRT, Mr. BACHUS, Mr. TOM DAVIS of Virginia, Ms. HOOLEY, Ms. CARSON, Mr. MCCOTTER, Mr. WELCH of Vermont, Mr. BLUMENAUER, Mr. DEFAZIO, and Mr. SPACE.  
H.R. 1589: Mr. DEFAZIO, Ms. CARSON, Mr. BOOZMAN, Mr. EDWARDS, Mr. MILLER of Florida, Mr. CRENSHAW, and Mr. BURTON of Indiana.  
H.R. 1590: Mr. ANDREWS.  
H.R. 1593: Mr. BRADY of Pennsylvania, Mr. CAPUANO, Mrs. CHRISTENSEN, Mr. ENGLISH of Pennsylvania, Mr. FILNER, Mr. CONAWAY, Mr. KUCINICH, Ms. ZOE LOFGREN of California, Mr. MCCOTTER, Ms. MILLENDER-MCDONALD, Mr. PLATTS, Mr. SERRANO, Ms. SOLIS, Mr. WATT, Mr. ROGERS of Michigan, Mr. RUSH, Mr. WELCH of Vermont, Ms. SUTTON, and Mr. WOLF.  
H.R. 1594: Mr. KANJORSKI, Ms. SCHWARTZ, and Mr. BILIRAKIS.  
H.R. 1595: Mr. GALLEGLY.  
H.R. 1610: Mr. KILDEE.  
H.R. 1619: Mr. KNOLLENBERG and Mr. EHLERS.  
H.R. 1638: Mr. SMITH of New Jersey, Mr. BISHOP of New York, and Mr. SIRES.  
H.R. 1645: Mr. BISHOP of New York.  
H.R. 1649: Mrs. BOYDA of Kansas and Mrs. MUSGRAVE.  
H.R. 1653: Ms. BALDWIN, Mr. HOLT, and Mr. SMITH of Washington.  
H.R. 1665: Mr. LINCOLN DAVIS of Tennessee, Ms. MCCOLLUM of Minnesota, and Ms. BALDWIN.  
H.R. 1674: Mr. BROWN of South Carolina.  
H.R. 1689: Mr. MCKEON and Ms. WATSON.  
H.R. 1700: Ms. BERKLEY, Mr. NADLER, Mr. REYES, Mr. ELLISON, Mr. LATOURETTE, Mr. CONYERS, Mr. SCHIFF, Mr. RYAN of Ohio, Mr. ANDREWS, Mr. STUPAK, Mr. REICHERT, Mr. RAMSTAD, Mr. HIGGINS, and Ms. BORDALLO.  
H.R. 1702: Mr. FARR and Ms. MOORE of Wisconsin.  
H.R. 1709: Mr. KUHLE of New York and Ms. WOOLSEY.  
H.R. 1711: Mr. CONYERS.  
H.R. 1713: Ms. JACKSON-LEE of Texas, Mr. McNULTY, Mr. BERMAN, and Mr. OLVER.  
H.R. 1728: Ms. SOLIS and Mr. HINCHEY.  
H.R. 1741: Mr. DAVIS of Illinois.  
H.R. 1747: Ms. SLAUGHTER.  
H.R. 1756: Mrs. MYRICK, Mrs. JO ANN DAVIS of Virginia, Mr. CARNEY, Mr. FRANKS of Arizona, and Mr. DOOLITTLE.  
H.R. 1764: Mr. COSTA, Mr. WAMP, and Mr. RANGEL.  
H.R. 1766: Mr. FORBES and Mr. BARTLETT of Maryland.  
H.R. 1767: Ms. HOOLEY, Mr. HENSARLING, Mr. TOWNS, Mr. PRICE of North Carolina, Mr. SHERMAN, Mr. TERRY, Mr. GOODE, Mr. BURGESS, Mr. LAHOOD, Mr. HASTINGS of Florida, Mr. WAMP, Mr. MOORE of Kansas, Mr. HULSHOF, Mr. PUTNAM, and Ms. EDDIE BERNICE JOHNSON of Texas.  
H.R. 1773: Mr. LINCOLN DAVIS of Tennessee, Mrs. EMERSON, and Mrs. MILLER of Michigan.  
H.R. 1781: Mr. DAVIS of Alabama, Mr. DELAHUNT, and Ms. SHEA-PORTER.  
H.R. 1809: Mr. YOUNG of Florida.  
H.R. 1823: Mr. PLATTS.  
H.R. 1834: Ms. BORDALLO.  
H.R. 1840: Mr. LEWIS of Georgia, Mrs. MCCARTHY of New York, Ms. ZOE LOFGREN of California, and Mr. COLE of Oklahoma.  
H.R. 1841: Ms. BALDWIN.  
H.R. 1845: Mr. LATOURETTE and Mrs. TAUSCHER.  
H.R. 1871: Mr. MCGOVERN and Mr. POE.  
H.R. 1880: Mr. CONYERS.  
H.R. 1926: Mr. HIGGINS, Mr. SHIMKUS, Mr. SIRES, Mr. McNULTY, Mr. WILSON of South Carolina, Mrs. JO ANN DAVIS of Virginia, Mr. ROSS, Mr. ABERCROMBIE, Ms. JACKSON-LEE of Texas, and Mr. OBERSTAR.  
H.J. Res. 12: Mr. YOUNG of Florida.  
H. Con. Res. 7: Mr. ACKERMAN, Mr. BRADY of Pennsylvania, Ms. CORRINE BROWN of Florida, Mr. VAN HOLLEN, Mr. HIGGINS, Mrs. MALONEY of New York, Mr. HINCHEY, Mr. WEXLER, Mr. MURPHY of Connecticut, Mr. SHIMKUS, Mr. MANZULLO, and Ms. SUTTON.  
H. Con. Res. 40: Mr. LATOURETTE, Mr. MARSHALL, Mr. FRANKS of Arizona, and Mr. HUNTER.  
H. Con. Res. 55: Ms. WATSON.  
H. Con. Res. 81: Mr. WAXMAN and Mr. RANGEL.  
H. Con. Res. 83: Mr. MCCOTTER.  
H. Con. Res. 94: Mr. WAXMAN.  
H. Con. Res. 95: Mr. GORDON, Mr. GRIJALVA, Mr. HOLT, and Ms. SOLIS.  
H. Con. Res. 96: Mr. BAIRD, Ms. MCCOLLUM of Minnesota, and Ms. LINDA T. SANCHEZ of California.  
H. Con. Res. 114: Mr. SCOTT of Virginia, Mr. WATT, Ms. JACKSON-LEE of Texas, Ms. MOORE of Wisconsin, Mr. LEWIS of Georgia, Mr. RUSH, Mr. AL GREEN of Texas, Mr. BUTTERFIELD, Mr. ELLISON, Ms. LEE, Ms. CLARKE, Mr. PAYNE, Ms. WATSON, Ms. KILPATRICK, and Mr. CLAY.  
H. Con. Res. 117: Mr. BROWN of South Carolina, Mr. SKELTON, Mr. CULBERSON, Mr. TAYLOR, Mr. BARTLETT of Maryland, Mr. JONES of North Carolina, Mr. MCCOTTER, Mr. DUNCAN, Mr. LAHOOD, Mr. PLATTS, Mr. MCHUGH, Mr. SHAYS, and Mr. BILBRAY.  
H. Res. 18: Mr. CAMPBELL of California.  
H. Res. 55: Ms. ZOE LOFGREN of California.  
H. Res. 100: Mr. JACKSON of Illinois and Ms. BEAN.  
H. Res. 101: Ms. BERKLEY.  
H. Res. 106: Mr. BISHOP of New York, Mr. TANCREDO, and Mr. BRALEY of Iowa.  
H. Res. 111: Ms. GINNY BROWN-WAITE of Florida.  
H. Res. 118: Mr. GUTIERREZ.  
H. Res. 123: Mr. KELLER.  
H. Res. 132: Mr. GONZALEZ and Ms. NORTON.  
H. Res. 154: Mr. RAHALL.  
H. Res. 194: Ms. BORDALLO.  
H. Res. 227: Mr. BLUMENAUER.  
H. Res. 243: Mr. PITTS.  
H. Res. 245: Ms. JACKSON-LEE of Texas, Mr. AL GREEN of Texas, and Mr. STARK.  
H. Res. 264: Mr. ARCURI and Mr. RANGEL.  
H. Res. 272: Mr. WU, Mr. JOHNSON of Georgia, Ms. MILLENDER-MCDONALD, Ms. EDDIE BERNICE JOHNSON of Texas, Mr. TOWNS, Mr. CLYBURN, Mr. MEEK of Florida, and Ms. CASTOR.  
H. Res. 282: Ms. HIRONO, Ms. LORETTA SANCHEZ of California, Ms. BERKLEY, Mr. RYAN of Ohio, Ms. LINDA T. SANCHEZ of California, Mr. BACA, Mrs. TAUSCHER, Ms. CORRINE BROWN of Florida, Mr. HINCHEY, Mr. DINGELL, and Mr. BECERRA.  
H. Res. 287: Ms. JACKSON-LEE of Texas, Mr. LINCOLN DIAZ-BALART of Florida, and Mr. MEEK of Florida.  
H. Res. 292: Ms. BORDALLO.  
H. Res. 303: Mr. ORTIZ.  
H. Res. 307: Ms. MATSUI, Mr. RUSH, Mr. KUCINICH, Mr. PAYNE, Mr. DAVIS of Alabama, Mr. GUTIERREZ, Mrs. JONES of Ohio, Mr. HINCHEY, Ms. KILPATRICK, Mr. COSTELLO, Ms. EDDIE BERNICE JOHNSON of Texas, Mr. TOWNS, Ms. LORETTA SANCHEZ of California, Ms. MOORE of Wisconsin, Mr. McDERMOTT, Ms. WATSON, Mrs. JO ANN DAVIS of Virginia, and Mr. CONYERS.  
H. Res. 314: Mr. FERGUSON, Mr. GOHMERT, and Mr. TOWNS.



53.33 DELETIONS OF SPONSORS FROM PUBLIC BILLS AND RESOLUTIONS

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

H.R. 1593: Mr. JONES of North Carolina.

FRIDAY, APRIL 20, 2007 (54)

54.1 APPOINTMENT OF SPEAKER PRO TEMPORE

The House was called to order by the SPEAKER pro tempore, Mr. POMEROY, who laid before the House the following communication:

WASHINGTON, DC.  
April 20, 2007.

I hereby appoint the Honorable EARL POMEROY to act as Speaker pro tempore on this day.

NANCY PELOSI,  
Speaker of the House of Representatives.

54.2 APPROVAL OF THE JOURNAL

The SPEAKER pro tempore, Mr. POMEROY, announced he had examined and approved the Journal of the proceedings of Thursday, April 19, 2007.

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

54.3 COMMUNICATIONS

Executive and other communications, pursuant to clause 8, rule XII, were referred as follows:

1195. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — 6-Benzyladenine; Exemption from the Requirement of a Tolerance [EPA-HQ-OPP-2006-0325; FRL-8117-9] received March 18, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

1196. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Tetraconazole; Pesticide Tolerance [EPA-HQ-OPP-2006-0576; FRL-8121-3] received April 10, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

1197. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Tribenuron Methyl; Pesticide Tolerance [EPA-HQ-OPP-2006-0207; FRL-8117-2] received March 15, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

1198. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Thifensulfuron Methyl; Pesticide Tolerance [EPA-HQ-OPP-2006-0208; FRL-8117-1] received March 15, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

1199. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Spinosad; Pesticide Tolerance [EPA-HQ-OPP-2006-0579; FRL-8114-4] received March 15, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

1200. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Fluopicolide; Pesticide Tolerance [EPA-HQ-OPP-2006-481; FRL-8120-1] received March 27, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

1201. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Bacillus thuringiensis Vip3Aa20 Protein and the Genetic Material Necessary for its Production in Corn; Temporary Exemption From the Requirement of a Tolerance [EPA-HQ-OPP-2006-0783; FRL-8120-5] received April 3, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

1202. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Approval and Promulgation of Air Quality Implementation Plans; State of Utah; State Implementation Plan Corrections [EPA-R08-OR-2005-UT-0001; UT-001-0052a; EPA-R08-OAR-2006-0654; EPA-R08-OR-2005-UT-0006; FRL-8300-1] received April 12, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

1203. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Delegation of Authority to the States of Iowa, Missouri and Nebraska for New Source Performance Standards (NSPS), National Emission Standards for Hazardous Air Pollutants (NESHAP); and Maximum Achievable Control Technology (MACT) Standards [FRL-8269-6] received January 16, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

1204. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Treatment of Data Influenced by Exceptional Events [EPA-HQ-OAR-2005-0159; FRL-8289-5] received March 18, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

1205. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Protection of Stratospheric Ozone; Listing of Ozone Depleting Substitutes in Foam Blowing [EPA-HQ-OAR-2004-0507, FRL-8291-3] (RIN: 2060-AN11) received March 18, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

1206. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — New York; Incorporation by Reference of State Hazardous Waste Management Program [EPA-R02-RCRA-2006-0518; FRL-8278-2] received March 18, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

1207. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Approval and Promulgation of Air Quality Implementation Plans; Illinois [EPA-R05-OAR-2005-IL-0001; FRL-8290-5] received March 18, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

1208. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Approval and Promulgation of Air Quality Implementation Plans; Arkansas; Prevention of Significant Deterioration and New Source Review; Economic Development Zone for Crittenden County, Arkansas; and Stage I Vapor Recovery [EPA-R06-OAR-2005-AR-0001; FRL-8297-6] received April 10, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

1209. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Approval and Promulgation of Implementation Plans; Tennessee; Ap-

proval of Revisions to the Knox County Portion of the Tennessee State Implementation Plan [EPA-R04-OAR-2006-0787-20062 1(a); FRL-8297-4] received April 10, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

1210. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Approval and Promulgation of Air Quality Implementation Plans; Wisconsin; Prevention of Significant Deterioration [EPA-R05-OAR-2006-0779; FRL-8296-3] received April 10, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

1211. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Vermont: Final Authorization of State Hazardous Waste Management Program Revisions [EPA-R01-RCRA-2007-0135; FRL-8287-8] received March 15, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

1212. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Approval and Promulgation of Air Quality Implementation Plans; Wisconsin; Cook Composites and Polymers Company [EPA-R05-OAR-2006-0542; FRL-8285-3] received March 15, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

1213. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Significant New Use Rules on Certain Chemical Substances and Notification on Certain Substances for Which Significant New Use Rules are Not Being Issued [EPA-HQ-OPPT-2003-0063; FRL-7699-5] (RIN: 2070-AB27) received March 27, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

1214. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Approval and Promulgation of Implementation Plans; Ohio; Volatile Organic Compound Emission Control Measures for Cincinnati and Dayton [EPA-R05-OAR-2006-0545; FRL-8292-3] received March 27, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

1215. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Approval and Promulgation of Implementation Plans; Designation of Areas for Air Quality Planning Purposes; State of Arizona; Boundry Redesignation; Finding of Attainment for Miami Particulate Matter of 10 Microns or Less (PM10) Non-attainment Area; Determination Regarding Applicability of Certain Clean Air Act Requirements; Correction [EPA-R09-OAR-2006-AZ-0558; FRL-8292-6] received March 27, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

1216. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Approval and Promulgation of Implementation Plans; Arizona; Motor Vehicle Inspection and Maintenance Programs [EPA-R09-OAR-2005-AZ-0009; FRL-8284-2] received March 27, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

1217. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Approval and Promulgation of Air Quality Implementation Plans; Indiana [EPA-R05-OAR-2006-0774; FRL-8284-5] received March 27, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

1218. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Lead; Renovation, Repair, and Painting Program; Notice of Availability [EPA-HQ-OPPT-2005-0049; FRL-8116-6] (RIN: 2070-AC73) received March 15, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

1219. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Revised Model Administrative Settlement Agreement and Order on Consent for Removal Actions — received March 15, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

1220. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Regulation of Fuels and Fuel Additives: Renewable Fuel Standard Program [EPA-HQ-OAR-2005-0161; FRL-8299-9] (RIN: 2060-AN76) received April 12, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

1221. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Approval and Promulgation of State Plans for Designated Pollutants and Facilities; Rhode Island; Negative Declaration [EPA-R01-OAR-2007-0136; A-1-FRL-8295-6] received April 3, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

1222. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Department's "Major" final rule — Clean Air Fine Particle Implementation Rule [EPA-HQ-OAR-2003-0062; FRL-8295-2] (RIN: 2060-AK74) received April 3, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

1223. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting a copy a determination made pursuant to Section 1306 of the National Defense Authorization Act for FY 2003, Pub. L. 107-314; to the Committee on Foreign Affairs.

§54.4 MESSAGE FROM THE SENATE

A message from the Senate by Ms. Curtis, one of its clerks, announced that the Senate has passed without amendment a bill of the House of the following title.

H.R. 1130. An Act to amend the Ethics in Government Act of 1978 to extend the authority to withhold from public availability a financial disclosure report filed by an individual who is a judicial officer or judicial employee, to the extent necessary to protect the safety of that individual or a family member of that individual, and for other purposes.

The message also announced that the Senate has passed a bill of the following title in which the concurrence of the House is requested:

S. 378. An Act to amend title 18, United States Code, to protect judges, prosecutors, witnesses, victims, and their family members, and for other purposes.

The message also announced that pursuant to Public Law 106-286, the Chair, on behalf of the President of the Senate, and after consultation with the Republican Leader, appoints the following members to serve on the Congressional-Executive Commission on the People's Republic of China: The Senator from Nebraska [Mr. HAGEL],

The Senator from Kansas [Mr. BROWNBACK], The Senator from Oregon [Mr. SMITH], The Senator from Florida [Mr. MARTINEZ].

§54.5 SHAREHOLDER VOTE ON EXECUTIVE COMPENSATION

The SPEAKER pro tempore, Mr. PALLONE, pursuant to House Resolution 301 and rule XVIII, declared the House resolved into the Committee of the Whole House on the state of the Union for the further consideration of the bill (H.R. 1257) to amend the Securities Exchange Act of 1934 to provide shareholders with an advisory vote on executive compensation.

Mr. POMEROY, Acting Chairman, assumed the chair; and after some time spent therein,

§54.6 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment numbered 13, printed in House Report 110-96, submitted by Mr. SESSIONS:

Page 6, line 13, strike the close quotation marks and following period and after such line insert the following new paragraph:

“(3) DISCLOSURE OF ACTIVITIES TO INFLUENCE VOTE.—Notwithstanding paragraphs (1) or (2)(B), a shareholder's vote shall not be counted under such paragraphs if the shareholder has spent, directly or indirectly, more than a de minimis amount of money (as determined by the Commission) on activities to influence a vote of other shareholders unless such shareholder discloses to the Commission, in accordance with rules prescribed by the Commission—

“(A) the identity of all persons or entities engaged in such a campaign;

“(B) the activities engaged in to influence the vote; and

“(C) the amount of money expended on such a campaign.”.

It was decided in the { Yeas ..... 177 negative ..... } Nays ..... 222

§54.7 [Roll No. 236]

AYES—177

- Aderholt Conaway Hastert
Akin Crenshaw Hastings (WA)
Bachmann Davis (KY) Heller
Bachus Davis, David Hensarling
Baker Davis, Tom Herger
Barrett (SC) Deal (GA) Hobson
Bartlett (MD) Dent Hulshof
Barton (TX) Diaz-Balart, L. Inglis (SC)
Biggart Diaz-Balart, M. Issa
Bilbray Drake Jindal
Bilirakis Dreier Johnson, Sam
Blackburn Duncan Jordan
Blunt Ellsworth Keller
Boehner Emerson King (IA)
Bonner English (PA) King (NY)
Bono Everett Kingston
Boozman Fallin Kirk
Boustany Feeney Kline (MN)
Brady (TX) Flake Knollenberg
Brown (SC) Forbes Kuhl (NY)
Brown-Waite, Fortenberry LaHood
Ginny Fossella Lamborn
Buchanan Foxx Latham
Burgess Franks (AZ) LaTourette
Burton (IN) Frelinghuysen Lewis (CA)
Buyer Gallegly Lewis (KY)
Calvert Garrett (NJ) Linder
Camp (MI) Gilchrest LoBiondo
Campbell (CA) Gillmor Lucas
Cannon Gingrey Lungren, Daniel
Capito Gohmert E.
Carter Goode Mack
Castle Goodlatte Manzullo
Chabot Granger McCarthy (CA)
Coble Graves McCaul (TX)
Cole (OK) Hall (TX) McCotter

- McCrery Putnam Shuster
McHenry Radanovich Smith (NE)
McHugh Ramstad Smith (NJ)
McKeon Regula Smith (TX)
McMorris Rehberg Souder
Rodgers Reichert Stearns
Mica Renzi Sullivan
Miller (FL) Reynolds Tancred
Miller (MI) Rogers (AL) Terry
Miller, Gary Rogers (KY) Tiahrt
Moran (KS) Rogers (MI) Tiberi
Murphy, Tim Ros-Lehtinen Turner
Musgrave Roskam Upton
Neugebauer Royce Walberg
Nunes Ryan (WI) Walden (OR)
Pearce Sali Wamp
Pence Saxton Weldon (FL)
Peterson (PA) Schmidt Weller
Pickering Sensenbrenner Westmoreland
Pitts Sessions Whitfield
Poe Shadegg Wilson (NM)
Porter Shays Wilson (SC)
Price (GA) Shimkus Wolf
Pryce (OH) Shuler Young (FL)

NOES—222

- Abercrombie Gutierrez Norton
Ackerman Hall (NY) Oberstar
Allen Hare Obey
Altmire Harman Oliver
Andrews Hastings (FL) Ortiz
Arcuri Herseht Sandlin Pallone
Baca Hill Pascarell
Baird Hinchey Pastor
Barrow Hinojosa Paul
Bean Hirono Payne
Becerra Hodes Perlmutter
Berkley Holden Perlmutter
Berman Holt Peterson (MN)
Berry Honda Petri
Bishop (GA) Hooley Pomeroy
Bishop (NY) Hoyer Price (NC)
Blumenauer Insee Rahall
Boren Israel Rangel
Boswell Jackson (IL) Reyes
Boucher Jackson-Lee Rodriguez
Boyd (FL) (TX) Ross
Boyda (KS) Jefferson Rothman
Braley (IA) Johnson (GA) Roybal-Allard
Brown, Corrine Johnson (IL) Ruppertsberger
Butterfield Johnson, E. B. Rush
Capps Jones (OH) Ryan (OH)
Capuano Kagen Salazar
Cardoza Kanjorski Sanchez, Linda
Carnahan Kaptur T.
Carney Kennedy Sanchez, Loretta
Castor Kildee Sarbanes
Chandler Kilpatrick Schakowsky
Clarke Kind Schiff
Clay Klein (FL) Schwartz
Cleaver Kucinich Scott (GA)
Clyburn Langevin Scott (VA)
Cohen Lantos Serrano
Cooper Larsen (WA) Sestak
Costa Larson (CT) Shea-Porter
Costello Lee Sherman
Courtney Lewis (GA) Sires
Cramer Lipinski Skelton
Crowley Loeb sack Slaughter
Cuellar Lofgren, Zoe Smith (WA)
Cummings Lynch Snyder
Davis (AL) Mahoney (FL)
Davis (CA) Maloney (NY) Solis
Davis (IL) Markey Space
Davis, Lincoln Marshall Spratt
DeFazio Matheson Stark
DeGette Matsui Stupak
Delahunt McCarthy (NY) Sutton
DeLauro McColium (MN) Tanner
Dicks McDermott Tauscher
Dingell McGovern Taylor
Doggett McIntyre Thompson (CA)
Donnelly Mc Nerney Thompson (MS)
Doyle McNulty Tierney
Edwards Meehan Towns
Ellison Meek (FL) Udall (CO)
Emanuel Meeks (NY) Udall (NM)
Engel Michaud Van Hollen
Eshoo Miller (NC) Velazquez
Etheridge Miller, George Vislosky
Farr Mitchell Walz (MN)
Filner Moore (KS) Wasserman
Frank (MA) Moore (WI) Schultz
Giffords Moran (VA) Waters
Gillibrand Murphy (CT) Watson
Gonzalez Murphy, Patrick Watt
Gordon Murtha Waxman
Green, Al McCarthy (CA) Weiner
Green, Gene Nader Welch (VT)
Grijalva Napolitano
Neal (MA)

Wexler	Woolsey	Wynn
Wilson (OH)	Wu	Yarmuth
NOT VOTING—39		
Alexander	Faleomavaega	Melancon
Baldwin	Fattah	Millender-McDonald
Bishop (UT)	Ferguson	Mollohan
Bordallo	Fortuño	Moore (WI)
Brady (PA)	Gerlach	Myrick
Cantor	Hayes	Peterson (PA)
Carson	Higgins	Platts
Christensen	Hoekstra	Rohrabacher
Conyers	Hunter	Simpson
Cubin	Jones (NC)	Thornberry
Culberson	Lampson	Walsh (NY)
Davis, Jo Ann	Levin	Wicker
Doolittle	Lowey	Young (AK)
Ehlers	Marchant	

So the amendment was not agreed to.

54.8 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment numbered 5, printed in House Report 110-96, submitted by Mr. GARRETT of New Jersey:

Page 4, line 13, strike "Any proxy" and insert "Subject to paragraph (3), any proxy".

Page 5, line 6, strike "In any proxy" and insert, "Subject to paragraph (3), in any proxy".

Page 6, line 13, strike the close quotation marks and following period and after such line insert the following:

"(3) CONDITIONS TRIGGERING VOTE.—The shareholder vote requirements of this subsection shall only apply if the executive compensation (as disclosed pursuant to the Commission's compensation disclosure rules) exceeds by 10 percent or more the average compensation for comparable positions—

"(A) in companies within the issuer's industry; and

"(B) among companies with comparable total market capitalization, as determined in accordance with regulations issued by the Commission."

It was decided in the { Yeas ..... 155 negative ..... } Nays ..... 244

54.9 [Roll No. 237] AYES—155

Aderholt	Dent	King (IA)
Akin	Diaz-Balart, L.	King (NY)
Bachmann	Diaz-Balart, M.	Kingston
Bachus	Doolittle	Knollenberg
Baker	Drake	Kuhl (NY)
Barrett (SC)	Dreier	Lamborn
Bartlett (MD)	Emerson	LaTourette
Barton (TX)	English (PA)	Lewis (CA)
Biggart	Everett	Lewis (KY)
Bilbray	Fallin	Linder
Blackburn	Feeney	Lucas
Blunt	Flake	Lungren, Daniel E.
Bonner	Forbes	Manzullo
Bono	Fossella	Marchant
Boozman	Fox	McCarthy (CA)
Boustany	Franks (AZ)	McCaul (TX)
Brady (TX)	Frelinghuysen	McCotter
Brown-Waite,	Gallegly	McCrery
Ginny	Garrett (NJ)	McHugh
Buchanan	Gilchrest	McKeon
Burgess	Gingrey	McMorris
Burton (IN)	Gohmert	Rodgers
Calvert	Goode	Mica
Camp (MI)	Goodlatte	Miller (FL)
Campbell (CA)	Granger	Miller, Gary
Cannon	Graves	Moran (KS)
Capito	Hall (TX)	Murphy, Tim
Carter	Hastert	Musgrave
Castle	Hastings (WA)	Neugebauer
Chabot	Heller	Nunes
Coble	Hensarling	Paul
Cole (OK)	Herger	Pearce
Conaway	Hobson	Pence
Crenshaw	Hulshof	Pickering
Culberson	Inglis (SC)	Pitts
Davis (KY)	Issa	Porter
Davis, David	Johnson, Sam	Poe
Davis, Tom	Jordan	Porter
Deal (GA)	Keller	Price (GA)

Pryce (OH)	Sali
Putnam	Schmidt
Radanovich	Sessions
Regula	Shadegg
Rehberg	Shays
Reichert	Shimkus
Renzi	Shuster
Reynolds	Smith (NE)
Rogers (AL)	Smith (TX)
Rogers (MI)	Souder
Ros-Lehtinen	Stearns
Roskam	Sullivan
Royce	Tancredo
Ryan (WI)	Terry

NOES—244

Abercrombie	Gutierrez
Ackerman	Hall (NY)
Allen	Hare
Altmire	Harman
Andrews	Hastings (FL)
Arcuri	Herseth Sandlin
Baca	Hill
Baird	Hinchey
Barrow	Hinojosa
Bean	Hirono
Becerra	Hodes
Berkley	Holden
Berman	Holt
Berry	Honda
Bilirakis	Hooley
Bishop (GA)	Hoyer
Bishop (NY)	Inslee
Blumenauer	Israel
Boehner	Jackson (IL)
Boren	Jackson-Lee (TX)
Boswell	Jefferson
Boucher	Jindal
Boyd (FL)	Johnson (GA)
Boyda (KS)	Johnson (IL)
Bralley (IA)	Johnson, E. B.
Brown (SC)	Jones (OH)
Brown, Corrine	Kagen
Butterfield	Kanjorski
Capps	Kaptur
Capuano	Kennedy
Cardoza	Kildee
Carnahan	Kilpatrick
Carney	Kind
Carson	Kirk
Castor	Klein (FL)
Chandler	Kline (MN)
Christensen	Kucinich
Clarke	LaHood
Clay	Langevin
Cleaver	Lantos
Clyburn	Larsen (WA)
Cohen	Larson (CT)
Cooper	Latham
Costa	Lee
Costello	Lewis (GA)
Courtney	Lipinski
Cramer	LoBiondo
Crowley	Loebsock
Cuellar	Lofgren, Zoe
Cummings	Lynch
Davis (AL)	Mack
Davis (CA)	Mahoney (FL)
Davis (IL)	Maloney (NY)
Davis, Lincoln	Markey
DeFazio	Marshall
DeGette	Matheson
DeLahunt	Matsui
DeLauro	McCollum (MN)
Dicks	McDermott
Dingell	McGovern
Doggett	McIntyre
Donnelly	McNerney
Doyle	McNulty
Duncan	Meehan
Edwards	Meek (FL)
Ellison	Meeks (NY)
Ellsworth	Michaud
Emanuel	Miller (MI)
Engel	Miller (NC)
Eshoo	Miller, George
Etheridge	Mitchell
Farr	Moore (KS)
Filner	Moran (VA)
Fortenberry	Moran (CT)
Frank (MA)	Murphy, Patrick
Giffords	Murtha
Gillibrand	Nadler
Gillmor	Napolitano
Gonzalez	Neal (MA)
Gordon	Norton
Green, Al	Oberstar
Green, Gene	Obey
Grijalva	

Tiahrt	Tiberi
Turner	Turner
Upton	Upton
Walberg	Walberg
Wamp	Wamp
Weldon (FL)	Weldon (FL)
Westmoreland	Whitfield
Wilson (NM)	Wilson (NM)
Wilson (SC)	Wilson (SC)
Wolf	Wolf
Young (FL)	Young (FL)

NOT VOTING—39		
Alexander	Fortuño	Millender-McDonald
Baldwin	Gerlach	Mollohan
Bishop (UT)	Hayes	Moore (WI)
Bordallo	Higgins	Myrick
Brady (PA)	Hoekstra	Peterson (PA)
Buyer	Hunter	Platts
Cantor	Jones (NC)	Rohrabacher
Conyers	Lampson	Simpson
Cubin	Levin	Thornberry
Davis, Jo Ann	Lowey	Walsh (NY)
Ehlers	McCarthy (NY)	Wicker
Faleomavaega	McHenry	Young (AK)
Fattah	Melancon	
Ferguson		

So the amendment was not agreed to.

54.10 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment numbered 2, printed in House Report 110-96, submitted by Mr. CAMPBELL of California:

Page 4, line 13, strike "Any proxy" and insert "Subject to paragraph (3), any proxy".

Page 5, line 6, strike "In any proxy" and insert "Subject to paragraph (3), in any proxy".

Page 6, line 13, strike the close quotation marks and following period and after such line insert the following:

"(3) MAJORITY-ELECTED BOARD EXEMPTION.—The shareholder vote requirements of this subsection shall not apply with respect to any issuer that requires the members of its board of directors to be elected by a majority of the votes cast in a shareholder election of such board."

It was decided in the { Yeas ..... 161 negative ..... } Nays ..... 241

54.11 [Roll No. 238] AYES—161

Aderholt	Forbes	McCotter
Akin	Fortenberry	McCrery
Bachmann	Fossella	McHenry
Bachus	Fox	McHugh
Baker	Franks (AZ)	McKeon
Barrett (SC)	Frelinghuysen	McMorris
Bartlett (MD)	Gallegly	Rodgers
Barton (TX)	Garrett (NJ)	Mica
Biggart	Gilchrest	Miller (FL)
Bilbray	Gingrey	Miller (MI)
Bilirakis	Gohmert	Miller, Gary
Blackburn	Goode	Moran (KS)
Blunt	Goodlatte	Murphy, Tim
Boehner	Granger	Musgrave
Bonner	Graves	Neugebauer
Boozman	Hall (TX)	Nunes
Boustany	Harman	Paul
Brady (TX)	Hastert	Pearce
Brown (SC)	Hastings (WA)	Pence
Buchanan	Heller	Peterson (PA)
Burgess	Hensarling	Pickering
Burton (IN)	Herger	Pitts
Buyer	Hobson	Poe
Calvert	Hulshof	Price (GA)
Campbell (CA)	Inglis (SC)	Pryce (OH)
Cannon	Issa	Putnam
Capito	Johnson, Sam	Radanovich
Carter	Jordan	Regula
Castle	King (IA)	Rehberg
Chabot	King (NY)	Reichert
Coble	Kingston	Renzi
Cole (OK)	Kline (MN)	Reynolds
Conaway	Knollenberg	Rogers (AL)
Crenshaw	Kuhl (NY)	Rogers (KY)
Culberson	Lamborn	Rogers (MI)
Davis (KY)	Latham	Ros-Lehtinen
Davis, David	LaTourette	Roskam
Davis, Tom	Lewis (CA)	Royce
Deal (GA)	Lewis (KY)	Ryan (WI)
Diaz-Balart, L.	Linder	Sali
Diaz-Balart, M.	Lucas	Schmidt
Doolittle	Lungren, Daniel E.	Sessions
Drake	E.	Shadegg
Dreier	Mack	Shays
English (PA)	Manzullo	Shimkus
Fallin	Marchant	Shuler
Feeney	McCarthy (CA)	Shuster
Flake	McCaul (TX)	Smith (NE)

Smith (TX) Turner  
 Souder Upton  
 Sullivan Walberg  
 Tancredo Wamp  
 Terry Weldon (FL)  
 Tiahrt Weller  
 Tiberi Westmoreland

Jones (NC) Millender-  
 Lampson McDonald  
 Levin Miller, George  
 Lowey Mollohan  
 Melancon Myrick  
 Platts

Rohrabacher  
 Ruppertsberger  
 Simpson  
 Thornberry  
 Walsh (NY)  
 Wicker

Boucher  
 Boyd (FL)  
 Boyda (KS)  
 Braley (IA)  
 Brown, Corrine  
 Butterfield

Payne  
 Perlmutter  
 Peterson (MN)  
 Petri  
 Platts  
 Pomeroy

NOES—241

Abercrombie Green, Gene  
 Ackerman Grijalva  
 Allen Gutierrez  
 Altmire Hall (NY)  
 Andrews Hare  
 Arcuri Hastings (FL)  
 Baca Herseht Sandlin  
 Baird Hill  
 Baldwin Hinchey  
 Barrow Hinojosa  
 Bean Hirono  
 Becerra Hodes  
 Berkley Holden  
 Berman Holt  
 Berry Honda  
 Bishop (GA) Hooley  
 Bishop (NY) Hoyer  
 Blumenauer Insee  
 Bono Israel  
 Boren Jackson (IL)  
 Boswell Jackson-Lee  
 Boucher (TX)  
 Boyd (FL) Jefferson  
 Boyda (KS) Jindal  
 Braley (IA) Johnson (GA)  
 Brown, Corrine Johnson (IL)  
 Butterfield Johnson, E. B.  
 Camp (MI) Jones (OH)  
 Capps Kagen  
 Capuano Kanjorski  
 Cardoza Kaptur  
 Carnahan Keller  
 Carson Kennedy  
 Castor Kildee  
 Chandler Kilpatrick  
 Christensen Kind  
 Clarke Kirk  
 Clay Klein (FL)  
 Cleaver Kucinich  
 Clyburn LaHood  
 Cohen Langevin  
 Cooper Lantos  
 Costa Larsen (WA)  
 Costello Larson (CT)  
 Courtney Lee  
 Cramer Lewis (GA)  
 Crowley Lipinski  
 Cuellar LoBiondo  
 Cummings Loeb sack  
 Davis (AL) Lofgren, Zoe  
 Davis (CA) Lynch  
 Davis (IL) Mahoney (FL)  
 Davis, Lincoln Maloney (NY)  
 DeFazio Markey  
 DeGette Marshall  
 Delahunt Matheson  
 DeLauro Matsui  
 Dent McCarthy (NY)  
 Dicks McColium (MN)  
 Dingell McDermott  
 Doggett McGovern  
 Donnelly McIntyre  
 Doyle McNerney  
 Duncan McNulty  
 Edwards Meehan  
 Ellison Meek (FL)  
 Ellsworth Meeks (NY)  
 Emanuel Michaud  
 Emerson Miller (NC)  
 Engel Mitchell  
 Eshoo Moore (KS)  
 Etheridge Moore (WI)  
 Everett Moran (VA)  
 Farr Murphy (CT)  
 Filner Murphy, Patrick  
 Frank (MA) Murtha  
 Giffords Nadler  
 Gillibrand Napolitano  
 Gillmor Neal (MA)  
 Gonzalez Norton  
 Gordon Oberstar  
 Green, Al Obey

So the amendment was not agreed to.

54.12 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment numbered 7, printed in House Report 110-96, submitted by Mr. MCHENRY:

Page 3; line 18, strike the close quotation marks and following period and after such line insert the following new paragraph:

“(3) DISCLOSURE OF VOTE TO PENSION FUND BENEFICIARIES.—A shareholder who is casting the vote permitted under this subsection on behalf of the beneficiaries of a pension fund shall be required to disclose to such beneficiaries whether such vote was cast to approve or disapprove the compensation.”.

It was decided in the { Yeas ..... 164  
 negative ..... } Nays ..... 236

54.13 [Roll No. 239]

AYES—164

Aderholt Frelinghuysen Myrick  
 Akin Gallegly Neugebauer  
 Bachmann Garret (NJ) Nunes  
 Bachus Gillmor Pearce  
 Baker Gingrey Pence  
 Barrett (SC) Gohmert Peterson (PA)  
 Barton (TX) Goode Pickering  
 Biggart Goodlatte Pitts  
 Bilbray Granger Poe  
 Bilirakis Graves Porter  
 Blackburn Hall (TX) Price (GA)  
 Blunt Hastert Pryce (OH)  
 Boehner Hastings (WA) Putnam  
 Bonner Heller Radanovich  
 Boozman Hensarling Ramstad  
 Boustany Herger Regula  
 Brady (TX) Inglis (SC) Rehberg  
 Brown (SC) Issa Reichert  
 Brown-Waite, Jindal Renzi  
 Ginny Johnson, Sam  
 Buchanan Jordan  
 Burgess Keller  
 Burton (IN) King (IA)  
 Buyer King (NY)  
 Calvert Kingston  
 Camp (MI) Kline (MN)  
 Campbell (CA) Knollenberg  
 Cannon Kuhl (NY)  
 Capito Lamborn  
 Carter Latham  
 Castle LaTourrette  
 Chabot Lewis (CA)  
 Coble Lewis (KY)  
 Cole (OK) Linder  
 Conaway Lucas  
 Crenshaw Lungren, Daniel  
 Culberson E.  
 Davis (KY) Mack  
 Davis, David Manzullo  
 Deal (GA) Marchant  
 Dent McCarthy (CA)  
 Diaz-Balart, L. McCaul (TX)  
 Diaz-Balart, M. McCotter  
 Doolittle McCrery  
 Drake McHenry  
 Dreier McHugh  
 Duncan McKeon  
 English (PA) McMorris  
 Fallon Rodgers  
 Feeney Mica  
 Flake Miller (FL)  
 Forbes Miller (MI)  
 Fortenberry Miller, Gary  
 Fossella Moran (KS)  
 Foxx Murphy, Tim  
 Franks (AZ) Musgrave

Jackson (IL) Payne  
 Jackson-Lee Perlmutter  
 (TX) Peterson (MN)  
 Jefferson Petri  
 Johnson (GA) Pomeroy  
 Johnson (IL) Price (NC)  
 Johnson, E. B. Rahall  
 Jones (OH) Rangel  
 Kagen Reyes  
 Kanjorski Ruppertsberger  
 Kaptur Rush  
 Kennedy Ryan (OH)  
 Kildee Salazar  
 Kilpatrick Sanchez, Linda  
 Kind T.  
 Kirk Sanchez, Loretta  
 Costello Sarbanes  
 Courtney Kucinich  
 Cramer LaHood  
 Crowley Langevin  
 Cuellar Schiff  
 Cummings Lantos  
 Davis (AL) Larsen (WA)  
 Davis (CA) Larson (CT)  
 Davis (IL) Lee  
 Davis, Lincoln Lewis (GA)  
 Davis, Tom Lipinski  
 DeFazio LoBiondo  
 DeGette Loeb sack  
 Delahunt Lofgren, Zoe  
 DeLauro Lynch  
 Dicks Mahoney (FL)  
 Dingell Maloney (NY)  
 Doggett Markey  
 Donnelly Marshall  
 Doyle Matheson  
 Edwards Matsui  
 Ellison McCarthy (NY)  
 Ellsworth McColium (MN)  
 Emanuel McDermott  
 Emerson McGovern  
 Engel McIntyre  
 Eshoo McNerney  
 Etheridge McNulty  
 Everett Meehan  
 Farr Meek (FL)  
 Filner Meeks (NY)  
 Frank (MA) Michaud  
 Green, Al Miller (NC)  
 Green, Gene Miller, George  
 Grijalva Mitchell  
 Gutierrez Moore (KS)  
 Hall (NY) Moore (WI)  
 Hare Moran (VA)  
 Harman Murphy (CT)  
 Hastings (FL) Murphy, Patrick  
 Herseht Sandlin Nader  
 Hill Obey  
 Hinojosa Olver  
 Hirono Ortiz  
 Hodes Pallone  
 Holden Pastor  
 Holt Paul

NOT VOTING—38

Alexander Ferguson Melancon  
 Baldwin Fortuño Millender-  
 Bishop (UT) Gerlach McDonald  
 Bordallo Hayes Mollohan  
 Brady (PA) Higgins Murtha  
 Brown-Waite, Cantor Hinchey Rogers (MI)  
 Ginny Faleomavaega Rohrabacher  
 Cantor Fattah Sali Simpson  
 Davis, Jo Ann Jones (NC) Thornberry  
 Ehlers Lampson Walsh (NY)  
 Eshoo Levin Wicker  
 Fattah Lowey Young (FL)

So the amendment was not agreed to.

54.14 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment numbered 9, printed in House Report 110-96, submitted by Mr. PRICE of Georgia:

NOT VOTING—36

Alexander Carney Ferguson  
 Bishop (UT) Conyers Fortuño  
 Bordallo Cubin Gerlach  
 Brady (PA) Davis, Jo Ann Hayes  
 Brown-Waite, Ehlers Higgins  
 Ginny Faleomavaega Hoekstra  
 Cantor Fattah Hunter

NOES—236

Abercrombie Baird Berry  
 Ackerman Barrow Bishop (GA)  
 Allen Bartlett (MD) Bishop (NY)  
 Altmire Bean Blumenauer  
 Andrews Becerra Bono  
 Arcuri Berkley Boren  
 Baca Berman Boswell

Strike all after the enacting clause and insert the following:

**SEC. 1. DISCLOSURE OF EXECUTIVE COMPENSATION.**

Congress finds and declares that the shareholder disclosures relating to executive compensation required by the rules issued by the Securities and Exchange Commission on September 8, 2006 (71 Fed. Reg. 53158) provide an adequate and complete mechanism for shareholder approval of such compensation.

It was decided in the { Yeas ..... 148  
negative ..... } Nays ..... 257

54.15 [Roll No. 240]

AYES—148

Aderholt	Foxx	Miller (FL)
Akin	Franks (AZ)	Miller, Gary
Bachmann	Frelinghuysen	Musgrave
Bachus	Gallely	Myrick
Baker	Garrett (NJ)	Neugebauer
Barrett (SC)	Gilchrest	Nunes
Bartlett (MD)	Gingrey	Paul
Barton (TX)	Gohmert	Pearce
Biggert	Goode	Pence
Bilbray	Goodlatte	Peterson (PA)
Bilirakis	Granger	Pickering
Blackburn	Graves	Pitts
Blunt	Hall (TX)	Poe
Boehner	Hastert	Price (GA)
Bonner	Hastings (WA)	Pryce (OH)
Boozman	Heller	Putnam
Boustany	Hensarling	Radanovich
Brady (TX)	Hobson	Rehberg
Brown (SC)	Hulshof	Reichert
Buchanan	Inglis (SC)	Renzi
Burgess	Issa	Reynolds
Burton (IN)	Johnson, Sam	Rogers (AL)
Buyer	Jordan	Rogers (MI)
Calvert	King (IA)	Ros-Lehtinen
Campbell (CA)	King (NY)	Roskam
Cannon	Kingston	Royce
Capito	Kline (MN)	Sali
Carter	Knollenberg	Schmidt
Castle	Kuhl (NY)	Sessions
Chabot	Lamborn	Shadegg
Coble	Latham	Shays
Cole (OK)	Lewis (CA)	Shimkus
Conaway	Lewis (KY)	Shuster
Crenshaw	Linder	Smith (NE)
Culberson	Lucas	Smith (TX)
Davis (KY)	Lungren, Daniel	Souder
Davis, David	E.	Tancredo
Davis, Tom	Mack	Terry
Deal (GA)	Manzullo	Tiahrt
Diaz-Balart, L.	Marchant	Tiberi
Diaz-Balart, M.	McCarthy (CA)	Turner
Doolittle	McCaul (TX)	Upton
Drake	McCotter	Walberg
Dreier	McCrery	Wamp
English (PA)	McHenry	Weldon (FL)
Fallin	McHugh	Westmoreland
Feeney	McKeon	Wilson (NM)
Flake	McMorris	Wilson (SC)
Forbes	Rodgers	Young (AK)
Fossella	Mica	Young (FL)

NOES—257

Abercrombie	Camp (MI)	DeLauro
Ackerman	Capps	Dent
Allen	Capuano	Dicks
Altmire	Cardoza	Dingell
Andrews	Carnahan	Doggett
Arcuri	Carney	Donnelly
Baca	Carson	Doyle
Baird	Castor	Duncan
Baldwin	Chandler	Edwards
Barrow	Ellison	Ellison
Bean	Clay	Ellsworth
Becerra	Cleaver	Emanuel
Berkley	Clyburn	Emerson
Berman	Cohen	Engel
Berry	Cooper	Eshoo
Bishop (GA)	Costa	Etheridge
Bishop (NY)	Costello	Everett
Blumenauer	Courtney	Farr
Bono	Cramer	Filner
Boren	Crowley	Fortenberry
Boswell	Cuellar	Frank (MA)
Boucher	Cummings	Giffords
Boyd (FL)	Davis (AL)	Gillibrand
Boyd (KS)	Davis (CA)	Gillmor
Braley (IA)	Davis (IL)	Gonzalez
Brown, Corrine	Davis, Lincoln	Gordon
Brown-Waite,	DeFazio	Green, Al
Butterfield	DeGette	Green, Gene
	Delahunt	Grijalva

Gutierrez	McCollum (MN)	Sanchez, Loretta
Hall (NY)	McDermott	Sarbanes
Hare	McGovern	Saxton
Harman	McIntyre	Schakowsky
Hastings (FL)	McNerney	Schiff
Herseht Sandlin	McNulty	Schwartz
Hill	Meehan	Scott (GA)
Hinchev	Meek (FL)	Scott (VA)
Hinojosa	Meeke (NY)	Sensenbrenner
Hirono	Michaud	Serrano
Hodes	Miller (MI)	Sestak
Holden	Miller (NC)	Shea-Porter
Holt	Miller, George	Sherman
Honda	Mitchell	Shuler
Hooley	Moore (KS)	Sires
Hoyer	Moore (WI)	Skelton
Inslee	Moran (KS)	Slaughter
Israel	Moran (VA)	Smith (NJ)
Jackson (IL)	Murphy (CT)	Smith (WA)
Jackson-Lee	Murphy, Patrick	Snyder
(TX)	Murphy, Tim	Solis
Jefferson	Murtha	Space
Jindal	Nadler	Spratt
Johnson (GA)	Napolitano	Stark
Johnson (IL)	Neal (MA)	Stearns
Johnson, E. B.	Norton	Stupak
Jones (OH)	Oberstar	Sutton
Kagen	Obey	Tanner
Kanjorski	Oliver	Tauscher
Kaptur	Ortiz	Taylor
Keller	Pallone	Thompson (CA)
Kennedy	Pascarell	Thompson (MS)
Kildee	Pastor	Tierney
Kilpatrick	Payne	Towns
Kind	Perlmutter	Udall (CO)
Kirk	Peterson (MN)	Udall (NM)
Klein (FL)	Petri	Van Hollen
Kucinich	Platts	Velazquez
LaHood	Pomeroy	Visclosky
Langevin	Porter	Walden (OR)
Lantos	Price (NC)	Walz (MN)
Larsen (WA)	Rahall	Wasserman
Larson (CT)	Ramstad	Schultz
LaTourette	Rangel	Waters
Lee	Regula	Watson
Lewis (GA)	Reyes	Watt
Lipinski	Rodriguez	Waxman
LoBiondo	Rogers (KY)	Weiner
Loeback	Ross	Welch (VT)
Lofgren, Zoe	Rothman	Weller
Lynch	Roybal-Allard	Wexler
Mahoney (FL)	Ruppersberger	Whitfield
Maloney (NY)	Rush	Wilson (OH)
Markey	Ryan (OH)	Wolf
Marshall	Ryan (WI)	Woolsey
Matheson	Salazar	Wu
Matsui	Sánchez, Linda	Wynn
McCarthy (NY)	T.	Yarmuth

NOT VOTING—33

Alexander	Ferguson	Melancon
Bishop (UT)	Fortuño	Millender-
Bordallo	Gerlach	McDonald
Brady (PA)	Hayes	Mollohan
Cantor	Herger	Rohrabacher
Christensen	Higgins	Simpson
Conyers	Hoekstra	Sullivan
Cubin	Hunter	Thornberry
Davis, Jo Ann	Jones (NC)	Walsh (NY)
Ehlers	Lampson	Wicker
Faleomavaega	Levin	
Fattah	Lowe	

So the amendment was not agreed to.

54.16 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment numbered 11, printed in House Report 110-96, submitted by Mr. PUTNAM:

Page 4, line 13, strike "Any proxy" and insert "Subject to paragraph (3), any proxy".

Page 5, line 6, strike "In any proxy" and insert "Subject to paragraph (3), in any proxy".

Page 6, line 13, strike the close quotation marks and following period and after such line insert the following:

"(3) DEFERRED COMPENSATION EXEMPTION.—The shareholder vote requirements of this subsection shall not apply to an issuer if the compensation of executives as disclosed pursuant to the Commission's compensation disclosure rule indicates that the issuer provides the majority of the issuer's executive

compensation in the form of non-qualified deferred compensation."

It was decided in the { Yeas ..... 160  
negative ..... } Nays ..... 240

54.17 [Roll No. 241]

AYES—160

Aderholt	Frelinghuysen	Neugebauer
Akin	Gallely	Nunes
Bachmann	Garrett (NJ)	Paul
Bachus	Gingrey	Pearce
Baker	Gohmert	Pence
Barrett (SC)	Goode	Peterson (PA)
Bartlett (MD)	Goodlatte	Pickering
Barton (TX)	Granger	Pitts
Biggert	Graves	Poe
Bilbray	Hall (TX)	Price (GA)
Bilirakis	Hastert	Pryce (OH)
Blackburn	Hastings (WA)	Putnam
Blunt	Heller	Radanovich
Boehner	Hensarling	Regula
Bonner	Herger	Rehberg
Boozman	Hobson	Reichert
Boustany	Hulshof	Renzi
Brady (TX)	Inglis (SC)	Reynolds
Brown (SC)	Johnson, Sam	Rogers (AL)
Brown-Waite,	Jordan	Rogers (MI)
Buchanan	Keller	Rogers (MS)
Burgess	King (IA)	Roskam
Burton (IN)	King (NY)	Roskam
Buyer	Kingston	Ryan (WI)
Calvert	Kline (MN)	Sali
Campbell (CA)	Knollenberg	Schmitt
Cannon	Kuhl (NY)	Sensenbrenner
Capito	LaHood	Sessions
Carter	Lamborn	Shadegg
Castle	Latham	Shays
Chabot	LaTourette	Shimkus
Coble	Lewis (KY)	Shuster
Cole (OK)	Linder	Smith (NE)
Conaway	Cole (OK)	Smith (TX)
Crenshaw	Conaway	Souder
Culberson	Crenshaw	E.
Davis (KY)	Mack	Sullivan
Davis, David	Davis (KY)	Tancredo
Davis, Tom	Davis, David	Terry
Deal (GA)	Davis, Tom	Tiahrt
Diaz-Balart, L.	Deal (GA)	Tiberi
Diaz-Balart, M.	Diaz-Balart, L.	Turner
Doolittle	Diaz-Balart, M.	Upton
Drake	Doolittle	Walberg
Dreier	Drake	Walden (OR)
English (PA)	Dreier	Wamp
Fallin	Emerson	Weldon (FL)
Feeney	English (PA)	Weller
Flake	Fallin	Westmoreland
Forbes	Feeney	Whitfield
Fossella	Flake	Wilson (NM)
	Forbes	Wilson (SC)
	Fossella	Wolf
	Franks (AZ)	Young (AK)
		Young (FL)

NOES—240

Abercrombie	Castor	Eshoo
Ackerman	Chandler	Etheridge
Allen	Clarke	Everett
Altmire	Clay	Farr
Andrews	Cleaver	Filner
Arcuri	Clyburn	Fortenberry
Baca	Cohen	Frank (MA)
Baird	Cooper	Giffords
Baldwin	Costa	Gilchrest
Barrow	Costello	Gillibrand
Bean	Courtney	Gillmor
Becerra	Cramer	Gordon
Berkley	Crowley	Green, Al
Berman	Cuellar	Green, Gene
Berry	Cummings	Grijalva
Bishop (GA)	Davis (AL)	Gutierrez
Bishop (NY)	Davis (CA)	Hall (NY)
Blumenauer	Davis (IL)	Hare
Bono	Davis, Lincoln	Harman
Boren	DeFazio	Hastings (FL)
Boswell	DeGette	Herseht Sandlin
Boucher	Delahunt	Hill
Boyd (FL)	DeLauro	Hinchev
Boyd (KS)	Dent	Hinojosa
Braley (IA)	Dicks	Hirono
Brown, Corrine	Dingell	Hodes
Butterfield	Donnelly	Holden
Camp (MI)	Doyle	Holt
Capps	Duncan	Honda
Capuano	Edwards	Hooley
Cardoza	Ellison	Hoyer
Carnahan	Ellsworth	Inslee
Carney	Emanuel	Israel
Carson	Engel	Jackson (IL)

Jackson-Lee (TX)  
 Jefferson  
 Jindal  
 Johnson (GA)  
 Johnson (IL)  
 Johnson, E. B.  
 Jones (OH)  
 Kagen  
 Kanjorski  
 Kaptur  
 Kennedy  
 Kildee  
 Kilpatrick  
 Kind  
 Kirk  
 Klein (FL)  
 Kucinich  
 Langevin  
 Lantos  
 Larsen (WA)  
 Larson (CT)  
 Lee  
 Lewis (GA)  
 Lipinski  
 LoBiondo  
 Loeb sack  
 Lofgren, Zoe  
 Lynch  
 Mahoney (FL)  
 Maloney (NY)  
 Markey  
 Marshall  
 Matheson  
 Matsui  
 McCollum (MN)  
 McDermott  
 McGovern  
 McIntyre  
 McNeerney  
 McNulty  
 Meehan  
 Meek (FL)  
 Meeks (NY)  
 Michaud  
 Miller (NC)  
 Miller, George

NOT VOTING—38

Alexander  
 Bishop (UT)  
 Bordallo  
 Brady (PA)  
 Cantor  
 Christensen  
 Conyers  
 Cubin  
 Davis, Jo Ann  
 Doggett  
 Ehlers  
 Faleomavaega  
 Fattah

So the amendment was not agreed to.

54.18 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment numbered 8, printed in House Report 110-96, submitted by Mr. PRICE of Georgia:

Page 6, line 13, strike the close quotation marks and following period and after such line insert the following:

“(3) CONDITIONAL IMPLEMENTATION.—

“(A) CONDITIONAL EFFECTIVE DATE.—Subject to subparagraph (C), this subsection shall be effective with respect to any solicitation of a proxy, consent, or authorization for an annual or other shareholder meeting occurring on or after the date that is 90 days after the Commission transmits to Congress the report required under subparagraph (B).

“(B) STUDY ON RECRUITMENT AND RETENTION OF EXECUTIVES.—The Commission shall conduct a study to determine the effect of the separate vote requirements under this subsection on the ability of issuers to recruit and retain executives, and not later than 90 days after the date of enactment of this Act, shall transmit to Congress a report containing the findings of such study.

“(C) DETERMINATION BY COMMISSION.—This subsection shall not take effect if the Com-

mission determines, pursuant to the study required under subparagraph (B), that the requirements of this subsection would significantly hinder issuers’ recruitment and retention of executives.”.

It was decided in the { Yeas ..... 162 negative ..... } Nays ..... 242

54.19 [Roll No. 242]

AYES—162

Aderholt  
 Akin  
 Bachmann  
 Bachus  
 Baker  
 Barrett (SC)  
 Barton (TX)  
 Biggert  
 Bilirakis  
 Blackburn  
 Blunt  
 Boehner  
 Bonner  
 Bono  
 Boozman  
 Bustany  
 Brady (TX)  
 Brown (SC)  
 Brown-Waite,  
 Ginny  
 Buchanan  
 Burton (IN)  
 Buyer  
 Calvert  
 Camp (MI)  
 Campbell (CA)  
 Cannon  
 Capito  
 Carter  
 Castle  
 Chabot  
 Coble  
 Cole (OK)  
 Conaway  
 Crenshaw  
 Culberson  
 Davis (KY)  
 Davis, David  
 Davis, Tom  
 Deal (GA)  
 Dent  
 Diaz-Balart, L.  
 Diaz-Balart, M.  
 Doilittle  
 Drake  
 Dreier  
 English (PA)  
 Fallon  
 Feeney  
 Flake  
 Forbes  
 Fossella  
 Foxx  
 Franks (AZ)  
 Frelinghuysen

NOES—242

Abercrombie  
 Ackerman  
 Allen  
 Altmire  
 Andrews  
 Arcuri  
 Baca  
 Baird  
 Baldwin  
 Barrow  
 Bartlett (MD)  
 Bean  
 Becerra  
 Berkley  
 Berman  
 Berry  
 Bilbray  
 Bishop (GA)  
 Bishop (NY)  
 Blumenauer  
 Boren  
 Boswell  
 Boucher  
 Boyd (FL)  
 Boyda (KS)  
 Braley (IA)  
 Brown, Corrine  
 Burgess  
 Butterfield  
 Capps  
 Capuano

Hodes  
 Holden  
 Holt  
 Honda  
 Hooley  
 Hoyer  
 Inslee  
 Israel  
 Jackson (IL)  
 Jackson-Lee (TX)  
 Jefferson  
 Jindal  
 Johnson (GA)  
 Johnson (IL)  
 Johnson, E. B.  
 Jones (OH)  
 Kagen  
 Kanjorski  
 Kaptur  
 Keller  
 Kennedy  
 Kildee  
 Kilpatrick  
 Kind  
 Klein (FL)  
 Kucinich  
 Langevin  
 Lantos  
 Larsen (WA)  
 Larson (CT)  
 LaTourette  
 Lee  
 Lewis (GA)  
 Lipinski  
 LoBiondo  
 Loeb sack  
 Lofgren, Zoe  
 Lynch  
 Mahoney (FL)  
 Maloney (NY)  
 Markey  
 Marshall  
 Matheson  
 Matsui  
 McCarthy (NY)  
 McCollum (MN)  
 McDermott  
 McGovern  
 McIntyre  
 McNeerney

NOT VOTING—34

Alexander  
 Bishop (UT)  
 Bordallo  
 Brady (PA)  
 Cantor  
 Christensen  
 Cleaver  
 Conyers  
 Cubin  
 Davis, Jo Ann  
 DeLauro  
 Ehlers

So the amendment was not agreed to. The SPEAKER pro tempore, Mr. MCDERMOTT, assumed the Chair.

When Mr. POMEROY, Acting Chairman, pursuant to House Resolution 301, reported the bill back to the House with an amendment adopted by the Committee.

The previous question having been ordered by said resolution.

The following amendment, reported from the Committee of the Whole House on the state of the Union, was agreed to:

Strike out all after the enacting clause and insert:

SECTION 1. SHORT TITLE.

This Act may be cited as the “Shareholder Vote on Executive Compensation Act”.

SEC. 2. SHAREHOLDER VOTE ON EXECUTIVE COMPENSATION DISCLOSURES.

(a) AMENDMENT.—Section 14 of the Securities Exchange Act of 1934 (15 U.S.C. 78n) is amended by adding at the end the following new subsection:

“(i) ANNUAL SHAREHOLDER APPROVAL OF EXECUTIVE COMPENSATION.—

“(1) ANNUAL VOTE.—Any proxy or consent or authorization for an annual meeting of



the shareholders (or a special meeting in lieu of the annual meeting) occurring on or after January 1, 2009, shall provide for a separate shareholder vote to approve the compensation of executives as disclosed pursuant to the Commission's compensation disclosure rules (which disclosure shall include the compensation discussion and analysis, the compensation tables, and any related material). The shareholder vote shall not be binding on the corporation or the board of directors and shall not be construed as overruling a decision by such board, nor to create or imply any additional fiduciary duty by such board, nor shall such vote be construed to restrict or limit the ability of shareholders to make proposals for inclusion in such proxy materials related to executive compensation.

“(2) SHAREHOLDER APPROVAL OF GOLDEN PARACHUTE COMPENSATION.—

“(A) DISCLOSURE.—In any proxy solicitation material for an annual meeting of the shareholders (or a special meeting in lieu of the annual meeting) occurring on or after January 1, 2009, that concerns an acquisition, merger, consolidation, or proposed sale or other disposition of substantially all the assets of an issuer, the person making such solicitation shall disclose in the proxy solicitation material, in a clear and simple form in accordance with regulations of the Commission, any agreements or understandings that such person has with any principal executive officers of such issuer (or of the acquiring issuer, if such issuer is not the acquiring issuer) concerning any type of compensation (whether present, deferred, or contingent) that are based on or otherwise relate to the acquisition, merger, consolidation, sale, or other disposition, and that have not been subject to a shareholder vote under paragraph (1).

“(B) SHAREHOLDER APPROVAL.—The proxy solicitation material containing the disclosure required by subparagraph (A) shall provide for a separate shareholder vote to approve such agreements or understandings. A vote by the shareholders shall not be binding on the corporation or the board of directors and shall not be construed as overruling a decision by such board, nor to create or imply any additional fiduciary duty by such board, nor shall such vote be construed to restrict or limit the ability of shareholders to make proposals for inclusion in such proxy materials related to executive compensation.”

(b) DEADLINE FOR RULEMAKING.—Not later than 1 year after the date of the enactment of this Act, the Securities and Exchange Commission shall issue any final rules and regulations required by the amendments made by subsection (a).

The bill, as amended, was ordered to be engrossed and read a third time, was read a third time by title.

Mr. FEENEY moved to recommit the bill to the Committee on Financial Services with instructions to report the bill back to the House forthwith with the following amendment:

Page 6, line 15, strike the close quotation marks and following period and after such line insert the following new paragraph:

“(3) CLARIFICATION OF NON-BINDING NATURE OF THE VOTE.—A decision of the board of directors that is contrary to, or inconsistent with, the shareholder vote provided for in paragraphs (1) and (2)(B), shall not be construed to affect the determination of a breach of any duty or obligation owed by the board to the issuer or its shareholders.”

After debate,

By unanimous consent, the previous question was ordered on the motion to recommit with instructions.

The question being put, viva voce,

Will the House recommit said bill with instructions?

The SPEAKER pro tempore, Mr. McDERMOTT, announced that the yeas had it.

Mr. FEENEY demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The vote was taken by electronic device.

It was decided in the { Yeas ..... 184 negative ..... } Nays ..... 222

§54.20

[Roll No. 243]

YEAS—184

- Aderholt Gilchrest Paul
Akin Gillmor Pearce
Bachmann Gingrey Pence
Bachus Gohmert Peterson (PA)
Baker Goode Petri
Barrett (SC) Goodlatte Pickering
Bartlett (MD) Granger Pitts
Barton (TX) Graves Platts
Biggart Hall (TX) Poe
Bilbray Hastert Porter
Bilirakis Hastings (WA) Price (GA)
Blackburn Heller Pryce (OH)
Blunt Hensarling Putnam
Boehner Herger Radanovich
Bonner Hobson Ramstad
Bono Hulshof Regula
Boozman Inglis (SC) Renberg
Boustany Issa Reichert
Brad (TX) Jindal Renzi
Brown (SC) Johnson (IL) Reynolds
Brown-Waite, Johnson, Sam
Ginny Jordan Rogers (AL)
Buchanan Keller Rogers (KY)
Burgess King (IA) Rogers (MI)
Burton (IN) King (NY) Ros-Lehtinen
Buyer Kingston Roskam
Calvert Kirk Royce
Camp (MI) Kline (MN) Ryan (WI)
Campbell (CA) Knollenberg Sali
Cannon Kuhl (NY) Saxton
Capito LaHood Schmidt
Carter Lamborn Sensenbrenner
Castle Latham Sessions
Chabot LaTourette Shadegg
Coble Lewis (CA) Shays
Cole (OK) Lewis (KY) Shimkus
Conaway Linder Shuster
Crenshaw LoBiondo Simpson
Culberson Lucas Smith (NE)
Davis (KY) Lungren, Daniel Smith (NJ)
Davis, David E. Smith (TX)
Davis, Tom Mack
Deal (GA) Manzullo
Dent Marchant
Diaz-Balart, L. McCarthy (CA)
Diaz-Balart, M. McCaul (TX)
Doolittle McCotter
Drake McCrery
Dreier McHenry
Duncan McHugh
Emerson McKeon
English (PA) McMorris
Fallin Rodgers
Feeney Mica
Flake Miller (FL)
Forbes Miller (MI)
Fortenberry Miller, Gary
Fossella Moran (KS)
Foxy Murphy, Tim
Franks (AZ) Musgrave
Frelinghuysen Myrick
Gallegly Neugebauer
Garrett (NJ) Nunes

NAYS—222

- Abercrombie Berman Capps
Ackerman Berry Capuano
Allen Bishop (GA) Cardoza
Altmire Bishop (NY) Carnahan
Andrews Blumenauer Carney
Arcuri Boren Carson
Baca Boswell Castor
Baird Boucher Chandler
Baldwin Boyd (FL) Clarke
Barrow Boyda (KS) Clay
Bean Braley (IA) Cleaver
Becerra Brown, Corrine Clyburn
Berkley Butterfield Cohen

- Cooper Johnson, E. B. Rangel
Costa Jones (OH) Reyes
Costello Kagen Rodriguez
Courtney Kanjorski Ross
Cramer Kaptur Rothman
Crowley Kennedy Roybal-Allard
Cuellar Kildee Ruppertsberger
Cummings Kilpatrick Rush
Davis (AL) Kind Ryan (OH)
Davis (CA) Klein (FL) Salazar
Davis (IL) Kucinich Sanchez, Linda
Davis, Lincoln Langevin T.
DeFazio Lantos Sanchez, Loretta
DeGette Larsen (WA) Sarbanes
Delahunt Larson (CT) Schakowsky
DeLauro Lee Schiff
Dicks Lewis (GA) Schwartz
Dingell Lipinski Scott (GA)
Doggett Loebsack Scott (VA)
Donnelly Lofgren, Zoe Serrano
Doyle Lynch Sestak
Edwards Mahoney (FL) Shea-Porter
Ellison Maloney (NY) Sherman
Ellsworth Markey Shuler
Emanuel Marshall Sires
Engel Matheson Skelton
Eshoo Matsui Slaughter
Etheridge McCarthy (NY) Smith (WA)
Everett McCollum (MN) Snyder
Farr McDermott Solis
Filner McGovern Space
Frank (MA) McIntyre Spratt
Giffords McNerney Stark
Gillibrand McNulty Stupak
Gonzalez Meehan Sutton
Gordon Meek (FL) Tanner
Green, Al Meeks (NY) Tauscher
Green, Gene Michaud Taylor
Grijalva Miller (NC) Thompson (CA)
Gutierrez Miller, George Thompson (MS)
Hall (NY) Mitchell Tierney
Hare Moore (KS) Towns
Harman Moore (WI) Udall (CO)
Hastings (FL) Moran (VA) Udall (NM)
Herseth Sandlin Murphy (CT) Van Hollen
Hill Murphy, Patrick Velázquez
Hinchey Murtha Visclosky
Hinojosa Nadler Walz (MN)
Hirono Napolitano Wasserman
Hodes Neal (MA) Schultz
Holden Oberstar Waters
Holt Obey Watson
Honda Olver Watt
Hooley Ortiz Waxman
Hoyer Pallone Weiner
Inslie Pascrell Welch (VT)
Israel Pastor Wexler
Jackson (IL) Payne Wilson (OH)
Jackson-Lee Peterson (MN) Woolsey
(TX) Pomeroy Wu
Jefferson Price (NC) Wynn
Johnson (GA) Rahall Yarmuth

NOT VOTING—27

- Alexander Gerlach Millender-
Bishop (UT) Hayes McDonald
Brady (PA) Higgins Mollohan
Cantor Hoekstra Perlmutter
Conyers Hunter Rohrabacher
Cubin Jones (NC) Thornberry
Davis, Jo Ann Lampson Walsh (NY)
Ehlers Levin Wicker
Fattah Lowey
Ferguson Melancon

So the motion to recommit with instructions was not agreed to.

The question being put, viva voce,

Will the House pass said bill?

The SPEAKER pro tempore, Mr. McDERMOTT, announced that the yeas had it.

Mr. PRICE of Georgia, demanded a recorded vote on passage of said bill, which demand was supported by one-fifth of a quorum, so a recorded vote was ordered.

The vote was taken by electronic device.

It was decided in the { Yeas ..... 269  
affirmative ..... { Nays ..... 134

54.21 [Roll No. 244]

AYES—269

Abercrombie	Harman	Petri
Ackerman	Hastings (FL)	Pickering
Allen	Heller	Platts
Altmire	Hereth Sandlin	Pomeroy
Andrews	Hill	Porter
Arcuri	Hinchey	Price (NC)
Baca	Hinojosa	Pryce (OH)
Baird	Hirono	Rahall
Baldwin	Hobson	Ramstad
Barrow	Hodes	Rangel
Bartlett (MD)	Holden	Regula
Bean	Holt	Reyes
Becerra	Honda	Rodriguez
Berkley	Hooley	Rogers (KY)
Berman	Hoyer	Ros-Lehtinen
Berry	Insee	Ross
Bilirakis	Israel	Rothman
Bishop (GA)	Jackson (IL)	Roybal-Allard
Bishop (NY)	Jackson-Lee	Ruppersberger
Blumenauer	(TX)	Rush
Bono	Jefferson	Ryan (OH)
Boozman	Jindal	Ryan (WI)
Boren	Johnson (GA)	Salazar
Boswell	Johnson (IL)	Sánchez, Linda
Boucher	Johnson, E. B.	T.
Braley (IA)	Jones (OH)	Sanchez, Loretta
Brown, Corrine	Kagen	Sarbanes
Brown-Waite,	Kanjorski	Saxton
Ginny	Kaptur	Schakowsky
Burgess	Keller	Schiff
Butterfield	Kennedy	Schwartz
Camp (MI)	Kildee	Scott (GA)
Capito	Kilpatrick	Scott (VA)
Capps	Kind	Sensenbrenner
Capuano	Kirk	Serrano
Carnahan	Klein (FL)	Sestak
Carney	Knollenberg	Shea-Porter
Carson	Kucinich	Sherman
Castor	LaHood	Shimkus
Chabot	Langevin	Shuler
Chandler	Lantos	Shuster
Clarke	Larsen (WA)	Sires
Clay	Larson (CT)	Skelton
Cleaver	Lee	Slaughter
Clyburn	Lewis (GA)	Smith (NJ)
Cohen	Lipinski	Smith (WA)
Cooper	LoBiondo	Snyder
Costa	Loeb sack	Solis
Costello	Lofgren, Zoe	Souder
Courtney	Lynch	Space
Cramer	Mahoney (FL)	Spratt
Crowley	Maloney (NY)	Stark
Cummings	Markey	Stearns
Davis (AL)	Marshall	Stupak
Davis (CA)	Matheson	Sutton
Davis (IL)	Matsui	Tauscher
Davis, Lincoln	McCarthy (NY)	Taylor
DeFazio	McCollum (MN)	Thompson (CA)
DeGette	McDermott	Thompson (MS)
Delahunt	McGovern	Tiberi
DeLauro	McIntyre	Tierney
Dent	McMorris	Towns
Dicks	Rodgers	Turner
Dingell	McNerney	Udall (CO)
Doggett	McNulty	Udall (NM)
Donnelly	Meehan	Upton
Doyle	Meeke (NY)	Van Hollen
Duncan	Michaud	Velázquez
Edwards	Miller (MI)	Visclosky
Ellison	Miller (NC)	Walden (OR)
Ellsworth	Miller, George	Walz (MN)
Emanuel	Mitchell	Wasserman
Emerson	Moore (KS)	Schultz
Engel	Moore (WI)	Waters
Eshoo	Moran (KS)	Watson
Etheridge	Moran (VA)	Watt
Farr	Murphy (CT)	Waxman
Filner	Murphy, Patrick	Weiner
Fortenberry	Murphy, Tim	Welch (VT)
Frank (MA)	Murtha	Weldon (FL)
Giffords	Myrick	Weller
Gilchrest	Nadler	Wexler
Gillibrand	Napolitano	Whitfield
Gillmor	Neal (MA)	Wilson (OH)
Gonzalez	Oberstar	Wolf
Gordon	Obey	Woolsey
Green, Al	Olver	Wu
Green, Gene	Ortiz	Wynn
Grijalva	Pallone	Yarmuth
Gutierrez	Pastor	Young (FL)
Hall (NY)	Payne	
Hare	Peterson (MN)	

NOES—134

Aderholt	Feeney	McHenry
Akin	Flake	McHugh
Bachmann	Forbes	McKeon
Bachus	Fossella	Mica
Baker	Fox	Miller (FL)
Barrett (SC)	Franks (AZ)	Miller, Gary
Barton (TX)	Frelinghuysen	Musgrave
Bigert	Gallegly	Neugebauer
Billray	Garrett (NJ)	Nunes
Blackburn	Gingrey	Paul
Blunt	Goode	Pearce
Boehner	Goodlatte	Pence
Bonner	Granger	Peterson (PA)
Boustany	Graves	Pitts
Boyd (FL)	Hall (TX)	Poe
Boyd (KS)	Hastert	Price (GA)
Brady (TX)	Hastings (WA)	Putnam
Brown (SC)	Hensarling	Radanovich
Buchanan	Herger	Rehberg
Burton (IN)	Hulshof	Reichert
Buyer	Inglis (SC)	Renzi
Calvert	Issa	Reynolds
Campbell (CA)	Johnson, Sam	Rogers (AL)
Cannon	Jordan	Rogers (MI)
Cardoza	King (IA)	Roskam
Carter	King (NY)	Royce
Castle	Kingston	Sali
Coble	Kline (MN)	Schmidt
Cole (OK)	Kuhl (NY)	Sessions
Conaway	Lamborn	Shadegg
Crenshaw	Latham	Shays
Cuellar	LaTourette	Simpson
Culberson	Lewis (CA)	Smith (NE)
Davis (KY)	Lewis (KY)	Smith (TX)
Davis, David	Linder	Sullivan
Davis, Tom	Lucas	Tancred
Deal (GA)	Lungren, Daniel	Tanner
Diaz-Balart, L.	E.	Terry
Diaz-Balart, M.	Mack	Tiaht
Doolittle	Manzullo	Walberg
Drake	Marchant	Wamp
Dreier	McCarthy (CA)	Westmoreland
English (PA)	McCaul (TX)	Wilson (NM)
Everett	McCotter	Wilson (SC)
Fallin	McCrery	Young (AK)

NOT VOTING—30

Alexander	Gohmert	Millender
Bishop (UT)	Hayes	McDonald
Brady (PA)	Higgins	Mollohan
Cantor	Hoekstra	Pascarell
Conyers	Hunter	Perlmutter
Cubin	Jones (NC)	Rohrabacher
Davis, Jo Ann	Lampson	Thornberry
Ehlers	Levin	Walsh (NY)
Fattah	Lowe	Wicker
Ferguson	Meek (FL)	
Gerlach	Melancon	

So the bill was passed.

A motion to reconsider the vote whereby said bill was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said bill.

54.22 MOMENT OF SILENCE IN MEMORY OF THOSE SLAIN AT VIRGINIA TECH UNIVERSITY

The SPEAKER pro tempore, Mr. McDERMOTT, announced that all Members stand and observe a moment of silence in memory of those slain at Virginia Tech University.

54.23 CHANGE OF CONFEREE—H.R. 1591

The SPEAKER pro tempore, Mr. McDERMOTT, by unanimous consent and pursuant to clause 11 of rule I, appointed Ms. KILPATRICK of Michigan, as a conferee on the part of the House to the conference with the Senate on the disagreeing votes of the two Houses on the amendment of the Senate to the bill (H.R. 1591) making emergency supplemental appropriations for the fiscal year ending September 30, 2007, and for other purposes; vice Mr. PRICE of North Carolina, removed.

Ordered, That the Clerk notify the Senate thereof.

54.24 ADJOURNMENT OVER

On motion of Mr. HOYER, by unanimous consent,

Ordered, That when the House adjourns today, it adjourn to meet at 12:30 p.m. on Monday, April 23, 2007, for morning-hour debate.

54.25 CALENDAR WEDNESDAY BUSINESS DISPENSED WITH

On motion of Mr. HOYER, by unanimous consent,

Ordered, That business in order for consideration on Wednesday, April 25, 2007, under clause 6, rule XV, the Calendar Wednesday rule, be dispensed with.

54.26 CANADA-UNITED STATES INTERPARLIAMENTARY GROUP

The SPEAKER pro tempore, Mr. McDERMOTT, pursuant to 22 United States Code 276d, clause 10 of rule I, and the order of the House of January 4, 2007, the Chair announced the Speaker appointed the following Members of the House to the Canada-United States Interparliamentary Group: Messrs. MANZULLO, MCCOTTER, STEARNS, ENGLISH of Pennsylvania, and BROWN of South Carolina.

Ordered, That the Clerk notify the Senate of the foregoing appointments.

54.27 MEXICO-UNITED STATES INTERPARLIAMENTARY GROUP

The SPEAKER pro tempore, Mr. McDERMOTT, pursuant to 22 United States Code 276h, and the order of the House of January 4, 2007, announced the Speaker appointed the following Members of the House to the Mexico-United States Interparliamentary Group: Messrs. MCCAUL of Texas, WELLER, DREIER, MACK, and FORTUNO.

Ordered, That the Clerk notify the Senate of the foregoing appointments.

54.28 COMMUNICATION REGARDING SUBPOENA

The SPEAKER pro tempore, Mr. McDERMOTT, laid before the House the following communication from Luke Loeffler, Community Representative, office of the Honorable Rick Larsen of Washington:

HOUSE OF REPRESENTATIVES,  
Washington, DC, April 12, 2007.

Hon. NANCY PELOSI,  
Speaker, House of Representatives,  
Washington, DC.

DEAR MADAM SPEAKER: This is to notify you formally, pursuant to Rule VIII of the Rules of the House of Representatives, that I have been served with a subpoena, issued by the Municipal Court of the City of Beltingham, Whatcom County, Washington, for testimony in a criminal case.

After consultation with the Office of General Counsel, I have determined that compliance with the subpoena is consistent with the precedents and privileges of the House.

Sincerely,

LUKE LOEFFLER,  
Community Representative.

54.29 COMMUNICATION REGARDING SUBPOENA

The SPEAKER pro tempore, Mr. McDERMOTT, laid before the House

the following communication from Mr. BILBRAY:

HOUSE OF REPRESENTATIVES,  
Washington, DC, April 4, 2007.

Hon. NANCY PELOSI,  
Speaker, House of Representatives,  
Washington, DC.

DEAR MADAM SPEAKER: This is to formally notify you, pursuant to Rule VIII of the Rules of the House of Representatives that I have been served with a judicial subpoena for documents issued by the United States District Court for the District of Columbia.

After consulting with the Office of General Counsel, I will make the determinations required by House Rule VIII.

Sincerely,

BRIAN P. BILBRAY,  
Member of Congress.

#### ¶54.30 COMMITTEE RESIGNATION— MINORITY

The SPEAKER pro tempore, Mr. MCDERMOTT, laid before the House the following communication, which was read as follows:

HOUSE OF REPRESENTATIVES,  
Washington, DC, Apr. 19, 2007.

Hon. NANCY PELOSI,  
Speaker, the Capitol,  
Washington, DC.

DEAR SPEAKER PELOSI: I am writing to temporarily resign from my seat on the Committee on Appropriations, effective immediately.

I understand how the most recent circumstances may lead some to question my tenure on the Appropriations Committee. Therefore, I feel it may be in the best interest of the House that I temporarily resign from the Committee, until this matter can be resolved.

Sincerely,

JOHN T. DOOLITTLE,  
U.S. Representative.

By unanimous consent, the resignation was accepted.

#### ¶54.31 ENROLLED BILLS SIGNED

Lorraine C. Miller, Clerk of the House, reported and found truly enrolled bills of the House of the following titles, which were thereupon signed by the Speaker:

H.R. 137. An Act to amend title 18, United States Code, to strengthen prohibitions against animal fighting, and for other purposes.

H.R. 727. An Act to amend the Public Health Service Act to add requirements regarding trauma care, and for other purposes.

H.R. 753. An Act to redesignate the Federal building located at 167 North Main Street in Memphis, Tennessee, as the "Clifford Davis and Odell Horton Federal Building".

#### ¶54.32 BILL PRESENTED TO THE PRESIDENT

Lorraine C. Miller, Clerk of the House reported that on April 19, 2007 she presented to the President of the United States, for his approval, the following bill:

H.R. 1132. An Act to amend the Public Health Service Act to provide waivers relating to grants for preventive health measures with respect to breast and cervical cancers.

#### ¶54.33 LEAVE OF ABSENCE

By unanimous consent, leave of absence was granted—

To Mr. EHLERS, for today;  
To Mr. FERGUSON, for today;  
To Mr. LEVIN, for today;

To Mr. MELANCON, for today;  
To Mr. SIMPSON, for today until 11:30 a.m.; and  
To Mr. THORNBERRY, for today and April 23.  
And then,

#### ¶54.34 ADJOURNMENT

On motion of Mrs. JONES of Ohio, pursuant to the previous order of the House, at 1 o'clock and 10 minutes p.m., the House adjourned until 12:30 p.m. on Monday, April 23, 2007.

#### ¶54.35 REPORTS OF COMMITTEES ON PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XIII, reports of committees were delivered to the Clerk for printing and reference to the proper calendar, as follows:

Mr. FRANK: Committee on Financial Services. H.R. 1676. A bill to reauthorize the program of the Secretary of Housing and Urban Development for loan guarantees for Indian housing (Rept. 110-102). Referred to the Committee of the Whole House on the state of the Union.

Mr. LANTOS: Committee on Foreign Affairs. H.R. 1678. A bill to amend the Torture Victims Relief Act of 1998 to authorize appropriations to provide assistance for domestic and foreign programs and centers for the treatment of victims of torture, and for other purposes (Rept. 110-103, Pt. 1) Ordered to be printed.

Ms. VELAZQUEZ: Committee on Small Business. H.R. 1332. A bill to improve the access to capital programs of the Small Business Administration, and for other purposes; with an amendment (Rept. 110-104). Referred to the Committee of the Whole House on the state of the Union.

#### ¶54.36 COMMITTEE DISCHARGED

Pursuant to clause 2 of the rule XII, the Committee on Foreign Affairs discharged from further consideration. H.R. 1678 referred to the Committee of the Whole House on the state of the Union, and ordered to be printed.

#### ¶54.37 PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XII, public bills and resolutions were introduced and severally referred, as follows:

By Mrs. MALONEY of New York (for herself, Mr. SHAYS, Mr. ACKERMAN, Mr. ALLEN, Mr. ANDREWS, Mr. BAIRD, Mr. BERMAN, Mr. BLUMENAUER, Mr. BOSWELL, Ms. CORRINE BROWN of Florida, Mrs. CAPPs, Mr. CASTLE, Mr. CHANDLER, Mrs. CHRISTENSEN, Mr. CLAY, Mr. CLEAVER, Mr. CONYERS, Mr. COSTA, Mr. CROWLEY, Mr. CUMMINGS, Ms. DELAURO, Mr. DINGELL, Mr. DOYLE, Mr. ENGEL, Ms. ESHOO, Mr. FARR, Mr. FATTAH, Mr. FRANK of Massachusetts, Mr. GILCHREST, Mr. GONZALEZ, Mr. GRIJALVA, Ms. HARMAN, Mr. HASTINGS of Florida, Mr. HIGGINS, Mr. HINCHAY, Mr. HINOJOSA, Mr. HOLT, Ms. HOOLEY, Mr. INSLEE, Ms. EDDIE BERNICE JOHNSON of Texas, Mr. KENNEDY, Mr. KILDEE, Mr. KIND, Mr. KUCINICH, Mr. LANGEVIN, Mr. LANTOS, Mr. MARKEY, Mrs. MCCARTHY of New York, Ms. MCCOLLUM of Minnesota, Mr. MCDERMOTT, Mr. GEORGE MILLER of California, Mr. MOORE of Kansas, Mr. MORAN of Virginia, Mr. NADLER, Mrs.

NAPOLITANO, Mr. OLVER, Mr. PALLONE, Mr. RAHALL, Ms. ROYBAL-ALLARD, Mr. RUSH, Ms. SCHAKOWSKY, Mr. SERRANO, Ms. SLAUGHTER, Ms. SOLIS, Mr. STARK, Mr. TANNER, Mr. THOMPSON of California, Mr. TOWNS, Mr. VAN HOLLEN, Mr. WALSH of New York, Ms. WASSERMAN SCHULTZ, Ms. WATSON, Mr. WEXLER, and Mr. WU):

H.R. 1975. A bill to designate certain National Forest System lands and public lands under the jurisdiction of the Secretary of the Interior in the States of Idaho, Montana, Oregon, Washington, and Wyoming as wilderness, wild and scenic rivers, wildland recovery areas, and biological connecting corridors, and for other purposes; to the Committee on Natural Resources.

By Mr. DOYLE (for himself, Mr. TIM MURPHY of Pennsylvania, Mr. ENGLISH of Pennsylvania, Mrs. CAPITO, Mr. MOLLOHAN, Mr. DINGELL, Mr. RAHALL, Mr. HOLDEN, and Mr. CARNEY):

H.R. 1976. A bill to amend the Internal Revenue Code of 1986 to modify the refined coal credit to include qualified coal waste sludge recycling; to the Committee on Ways and Means.

By Ms. BERKLEY:

H.R. 1977. A bill to amend the Internal Revenue Code of 1986 to allow solar and geothermal investment credit for public utility property; to the Committee on Ways and Means.

By Mr. HALL of Texas (for himself, Mr. CONAWAY, Mr. MARCHANT, Mr. POE, Mr. NEUGEBAUER, Mr. MCCAUL of Texas, Mr. CULBERSON, Mr. HENSARLING, Mr. BURGESS, Mr. SAM JOHNSON of Texas, Mr. BARTON of Texas, Mr. THORNBERRY, Ms. GRANGER, Mr. HINOJOSA, Mr. EDWARDS, and Mr. ORTIZ):

H.R. 1978. A bill to designate the United States courthouse located at 101 East Pecan Street in Sherman, Texas, as the "Paul Brown United States Courthouse"; to the Committee on Transportation and Infrastructure.

By Mr. ADERHOLT (for himself, Mr. DAVIS of Alabama, and Mr. BRALEY of Iowa):

H.R. 1979. A bill to require any Federal or State court to recognize any notarization made by a notary public licensed by a State other than the State where the court is located when such notarization; to the Committee on the Judiciary.

By Mr. HINOJOSA (for himself, Mr. FRANK of Massachusetts, Ms. WATERS, and Mr. RENZI):

H.R. 1980. A bill to authorize appropriations for the Housing Assistance Council; to the Committee on Financial Services.

By Mr. LANGEVIN (for himself, Mr. THOMPSON of Mississippi, and Ms. JACKSON-LEE of Texas):

H.R. 1981. A bill to amend title 49, United States Code, to direct the Assistant Secretary of Homeland Security (Transportation Security Administration) to issue regulations establishing security standards for foreign repair stations performing maintenance for aircraft used to provide air transportation; to the Committee on Homeland Security.

By Mr. HINOJOSA (for himself, Mr. FRANK of Massachusetts, and Mr. RENZI):

H.R. 1982. A bill to authorize appropriations for the rural housing and economic development program of the Department of Housing and Urban Development; to the Committee on Financial Services.

By Ms. SCHAKOWSKY (for herself, Mrs. BONO, Mr. BOOZMAN, and Mr. WYNN):

H.R. 1983. A bill to amend title XIX of the Social Security Act to require Medicaid coverage of professional services of optometrists that are otherwise covered when furnished by a physician; to the Committee on Energy and Commerce.

By Mr. BAIRD (for himself, Mr. ALTMIRE, Mr. VISLOSKEY, Mr. BRADY of Pennsylvania, Mr. BERRY, Mr. MOLLOHAN, Ms. SUTTON, and Mr. DeFAZIO):

H.R. 1984. A bill to amend title 23, United States Code, to clarify that the Buy America provision applies to an entire bridge project; to the Committee on Transportation and Infrastructure.

By Mr. CUMMINGS:

H.R. 1985. A bill to foster the development of minority-owned small businesses; to the Committee on Small Business, and in addition to the Committee on Oversight and Government Reform, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. ELLSWORTH:

H.R. 1986. A bill to require potential Federal contractors to certify they owe no Federal tax debt; to the Committee on Oversight and Government Reform.

By Mr. JEFFERSON:

H.R. 1987. A bill to amend the Internal Revenue Code of 1986 to allow the small agri-biodiesel credit for biodiesel derived from waste vegetable oils; to the Committee on Ways and Means.

By Mr. JINDAL:

H.R. 1988. A bill to establish the Gulf Coast Disaster Loan Refinancing Program; to the Committee on Small Business.

By Mr. PEARCE:

H.R. 1989. A bill to establish the Fort Stanton-Snowy River Cave National Conservation Area, and for other purposes; to the Committee on Natural Resources.

By Mr. POMEROY (for himself, Mr. RAMSTAD, Mr. UDALL of Colorado, Mr. SALAZAR, Mr. CARTER, Mr. PERLMUTTER, and Mr. BRALEY of Iowa):

H.R. 1990. A bill to amend title XVIII of the Social Security Act to extend reasonable cost contracts under Medicare; to the Committee on Ways and Means, and in addition to the Committee on Energy and Commerce, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. TIAHRT:

H.R. 1991. A bill to amend title 37, United States Code, to authorize the payment of travel costs for members of the Selected Reserve occupying designated specialties when the members attend inactive duty training or a unit training assembly necessary for maintaining mission readiness when the training or assembly location is outside of the commuting limits of the members' duty stations; to the Committee on Armed Services.

By Mr. INSLEE (for himself, Mr. SHAYS, Mr. DICKS, Mr. MARKEY, Mr. GRIJALVA, Mr. ABERCROMBIE, Mr. McDERMOTT, Mr. WOLF, Ms. BEAN, Mr. HINCHEY, Mr. MORAN of Virginia, Mr. PALLONE, Mr. SERRANO, Ms. JACKSON-LEE of Texas, Mr. KILDEE, Mr. UDALL of Colorado, Ms. DELAURO, Mr. GORDON, Mr. GENE GREEN of Texas, Mr. HASTINGS of Florida, and Ms. LEE):

H. Con. Res. 122. Concurrent resolution supporting the goal and mission of America Recycles Day; to the Committee on Energy and Commerce.

By Ms. NORTON (for herself, Mr. GRAVES, Mr. HOYER, Mr. MORAN of

Virginia, Mr. VAN HOLLEN, Mr. CUMMINGS, Mr. WYNN, Mr. WOLF, and Mr. TOM DAVIS of Virginia):

H. Con. Res. 123. Concurrent resolution authorizing the use of the Capitol Grounds for the District of Columbia Special Olympics Law Enforcement Torch Run; to the Committee on Transportation and Infrastructure.

By Ms. NORTON (for herself, Mr. GRAVES, Mr. HOYER, Mr. MORAN of Virginia, Mr. VAN HOLLEN, Mr. CUMMINGS, Mr. WYNN, Mr. WOLF, and Mr. TOM DAVIS of Virginia):

H. Con. Res. 124. Concurrent resolution authorizing the use of the Capitol Grounds for the National Peace Officers' Memorial Service; to the Committee on Transportation and Infrastructure.

By Ms. HOOLEY (for herself, Mr. FILLNER, Mr. SKELTON, Mr. HOLDEN, Mr. PASTOR, Mr. ELLISON, Mr. GUTIERREZ, Mr. ARCURI, Ms. CORRINE BROWN of Florida, Mr. LEVIN, Mr. KIND, Mr. WU, Mr. WEINER, Ms. BALDWIN, Mr. ROTHMAN, Mr. VAN HOLLEN, Ms. KAPTUR, Mr. CAPUANO, Mr. KANJORSKI, Ms. BEAN, Ms. DEGETTE, Mr. LARSEN of Washington, Ms. HERSETH SANDLIN, Mr. RYAN of Ohio, Mr. BARROW, Mr. INSLEE, Mr. MATHESON, Mr. BOSWELL, Mr. McNERNEY, Mr. DOYLE, Mr. McNULTY, Mr. HINOJOSA, Mr. PEARCE, Mr. LINCOLN DAVIS of Tennessee, Ms. MCCARTHY of New York, Ms. CARSON, Mr. VISLOSKEY, Ms. SUTTON, Ms. LINDA T. SANCHEZ of California, Ms. JACKSON-LEE of Texas, Mr. UDALL of Colorado, Mrs. JONES of Ohio, Ms. LEE, Mr. HARE, Ms. ROYBAL-ALLARD, Mr. ALTMIRE, Mr. GEORGE MILLER of California, Mr. OLVER, Mr. COHEN, Ms. MATSUI, Mrs. NAPOLITANO, Ms. SLAUGHTER, Mr. RAHALL, Mr. BISHOP of New York, Mr. LOEBSACK, Mr. CARNAHAN, Mr. SHERMAN, Mr. ETHERIDGE, Mr. SHULER, Mr. CARNEY, Mr. CARDOZA, Mr. BERRY, Mr. ALLEN, Mr. MICHAUD, Mr. SNYDER, Mr. HILL, Mr. BOYD of Florida, Mr. BOREN, Mr. MITCHELL, Mr. WELLER, Mr. CLEAVER, Mr. AL GREEN of Texas, Mr. BAKER, Mr. BOEHNER, Mrs. BIGGERT, and Mr. BLUMENAUER):

H. Res. 326. A resolution commemorating the 25th anniversary of the Vietnam Veterans Memorial; to the Committee on Armed Services, and in addition to the Committee on Natural Resources, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

#### 154.38 ADDITIONAL SPONSORS

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

H.R. 23: Mr. HALL of Texas, Mr. NEAL of Massachusetts, Mr. EHLERS, Mr. RANGEL, Mrs. MALONEY of New York, Mr. WOLF, Mr. LANTOS, Mr. DOOLITTLE, and Mr. CALVERT.

H.R. 89: Mr. LEWIS of Kentucky.

H.R. 111: Mr. SMITH of Nebraska, Ms. ROYBAL-ALLARD, Mr. REICHERT, and Mr. WAMP.

H.R. 174: Ms. JACKSON-LEE of Texas.

H.R. 211: Mr. BOYD of Florida and Mr. YARMUTH.

H.R. 281: Mr. CUMMINGS, Mr. BECERRA, and Mr. HONDA.

H.R. 303: Mr. FARR.

H.R. 315: Mr. RAHALL.

H.R. 405: Mr. McNERNEY.

H.R. 473: Mr. BARRETT of South Carolina.

H.R. 503: Mr. ROGERS of Kentucky, Mr. TOWNS, Ms. SOLIS, Mr. RYAN of Ohio, and Mr. MILLER of North Carolina.

H.R. 522: Mr. DELAHUNT, and Mr. KENNEDY.

H.R. 552: Mr. ENGLISH of Pennsylvania, Mr. KING of New York, Mr. JOHNSON of Georgia, Mr. PRICE of North Carolina, Ms. SCHAKOWSKY, Ms. KAPTUR, Mr. SNYDER, Ms. NORTON, Mr. ENGEL, Mr. ALTMIRE, and Ms. BALDWIN.

H.R. 579: Mr. BURTON of Indiana, Mr. HINOJOSA, and Ms. ESHOO.

H.R. 601: Mr. WALBERG, Mr. SIRES, Mr. WYNN, Ms. WATSON, and Ms. LEE.

H.R. 648: Mr. ROTHMAN.

H.R. 692: Mrs. MUSGRAVE.

H.R. 699: Mr. YOUNG of Alaska.

H.R. 741: Mr. ISRAEL, Mr. PAYNE, and Mr. SHUSTER.

H.R. 760: Mr. FARR, Ms. SOLIS, and Ms. WOOLSEY.

H.R. 779: Mr. KUHL of New York.

H.R. 823: Mr. PERLMUTTER, Mr. COHEN, Ms. DEGETTE, Ms. WOOLSEY, Ms. NORTON, Mr. LANTOS, and Mr. STARK.

H.R. 864: Mrs. CAPPS, Mr. GRIJALVA, Mrs. MUSGRAVE, Mr. CAMP of Michigan, Ms. JACKSON-LEE of Texas, and Mr. PETERSON of Minnesota.

H.R. 890: Mr. PATRICK MURPHY of Pennsylvania, Mr. MARKEY, and Mr. SCHIFF.

H.R. 893: Mr. PLATTS.

H.R. 938: Mr. WELDON of Florida.

H.R. 980: Mr. SULLIVAN, Mr. WU, Mr. WAXMAN, Mr. PASTOR, and Mr. POE.

H.R. 998: Mr. PRICE of North Carolina.

H.R. 1010: Mr. LEVIN and Mr. EMANUEL.

H.R. 1014: Mr. SAXTON, Mrs. JONES of Ohio, Mr. HONDA, and Ms. DELAURO.

H.R. 1043: Mrs. MCCARTHY of New York.

H.R. 1112: Mr. BARTLETT of Maryland.

H.R. 1113: Mr. WEINER, Mr. WOLF, Mr. MORAN of Virginia, Mr. LATOURETTE, Ms. SCHAKOWSKY, Ms. LEE, Mr. GERLACH, Mr. DAVIS of Illinois, Mr. HARE, Ms. MOORE of Wisconsin, Mr. MARKEY, Mr. McNULTY, Ms. JACKSON-LEE of Texas, Mr. BARROW, Ms. NORTON, Mr. KILDEE, Mr. HINCHEY, and Mr. MCCOTTER.

H.R. 1148: Ms. ZOE LOFGREN of California.

H.R. 1176: Mr. CARDOZA, Mr. ORTIZ, Ms. SOLIS, and Mr. SIRES.

H.R. 1193: Mr. GOHMERT, Mr. PORTER, Mr. ENGLISH of Pennsylvania, Mr. HIGGINS, Mr. DICKS, Mr. ABERCROMBIE, Mr. ROTHMAN, Mr. PAYNE, Mr. PRICE of North Carolina, Ms. NORTON, Ms. WOOLSEY, and Mrs. DRAKE.

H.R. 1194: Mr. CARNEY, Mr. JACKSON of Illinois, Mr. MELANCON, Mr. ALLEN, Ms. BEAN, Mr. BARROW, Mr. ROSS, Ms. HARMAN, and Mr. FEENEY.

H.R. 1198: Mr. PORTER and Mr. FORBES.

H.R. 1252: Mr. KUHL of New York.

H.R. 1261: Mr. FORBES.

H.R. 1279: Ms. MCCOLLUM of Minnesota, Mr. RAHALL, Ms. ZOE LOFGREN of California, Mr. LEWIS of Kentucky, and Mr. LAHOOD.

H.R. 1282: Mr. DOYLE, Mr. BRADY of Pennsylvania, and Mr. KENNEDY.

H.R. 1325: Mr. HILL and Ms. SUTTON.

H.R. 1328: Mr. BERMAN, Ms. ZOE LOFGREN of California, Ms. LINDA T. SANCHEZ of California, and Mr. LARSON of Connecticut.

H.R. 1344: Mr. HOLT and Mr. KUCINICH.

H.R. 1360: Mr. WOLF.

H.R. 1381: Mr. AL GREEN of Texas, Ms. LEE, and Mr. ROTHMAN.

H.R. 1391: Ms. WOOLSEY.

H.R. 1398: Mr. MORAN of Kansas, Mr. DAVIS of Kentucky, Ms. FOXX, Mr. HASTINGS of Washington, Mr. ROGERS of Alabama, Mr. SESSIONS, Mr. PUTNAM, Mrs. McMORRIS RODGERS, Mr. SIMPSON, and Mr. ADERHOLT.

H.R. 1400: Mr. ROHRBACHER, Ms. HOOLEY, Mr. WAXMAN, Mr. SALL, Mr. KING of Iowa, Mrs. BLACKBURN, Mr. FRANKS of Arizona, Mr. YARMUTH, Mr. JOHNSON of Georgia, Mr. BARROW, Mr. GERLACH, Mr. MURPHY of Connecticut, Ms. FOXX, Mr. LEWIS of Kentucky, Mr. WELDON of Florida, Ms. BEAN, Ms. DELAURO, Mr. GARRETT of New Jersey, Mr. TERRY, Mr. WALDEN of Oregon, Mr. CAMPBELL of California, Mr. RUSH, Mr. GINGREY, and Mr. KILDEE.

H.R. 1415: Mrs. MALONEY of New York, Mr. CAPUANO, Mr. COURTNEY, Mr. WELCH of Vermont, Ms. WOOLSEY, and Mr. MEEHAN.  
 H.R. 1416: Mrs. MALONEY of New York, Mr. HONDA, Ms. WOOLSEY, and Ms. DEGETTE.  
 H.R. 1434: Mr. MCGOVERN, Mr. KUCINICH, and Ms. SUTTON.  
 H.R. 1459: Mr. ROTHMAN, Mr. SIRES, and Mr. WELDON of Florida.  
 H.R. 1469: Mr. ROSS, Mr. MOORE of Kansas, and Mr. YARMUTH.  
 H.R. 1474: Mr. DAVIS of Alabama and Mr. POMEROY.  
 H.R. 1537: Ms. SOLIS, Mr. HASTINGS of Florida, Ms. NORTON, and Mr. ALLEN.  
 H.R. 1552: Ms. MCCOLLUM of Minnesota, Mr. PLATTS, Mr. PRICE of North Carolina, Mr. MURTHA, Mr. LARSEN of Washington, and Mr. BISHOP of Georgia.  
 H.R. 1567: Mr. MILLER of North Carolina and Mr. SAXTON.  
 H.R. 1576: Mrs. CUBIN and Mr. BOSWELL.  
 H.R. 1583: Mr. HIGGINS, Mr. ARCURI, Mr. CROWLEY, Ms. CLARKE, and Mr. McNULTY.  
 H.R. 1588: Mr. GALLEGLEY.  
 H.R. 1590: Mr. ARCURI and Mr. BRALEY of Iowa.  
 H.R. 1608: Mr. MORAN of Virginia and Mr. SCHIFF.  
 H.R. 1618: Mr. MCCOTTER, Ms. JACKSON-LEE of Texas, and Mr. UPTON.  
 H.R. 1644: Mr. PRICE of North Carolina, Mr. LYNCH, Mr. YARMUTH, Ms. LINDA T. SANCHEZ of California, Mr. ALLEN, Mr. CUMMINGS, Mr. LEVIN, Mr. LANTOS, Mr. TIERNY, Mr. PATRICK MURPHY of Pennsylvania, and Ms. WATSON.  
 H.R. 1646: Mr. WYNN.  
 H.R. 1649: Mrs. EMERSON, Ms. KAPTUR, Mr. SALAZAR, and Mr. BARTLETT of Maryland.  
 H.R. 1675: Mr. HASTINGS of Florida.  
 H.R. 1709: Ms. JACKSON-LEE of Texas and Mr. JOHNSON of Illinois.  
 H.R. 1717: Mr. GINGREY, Mr. JOHNSON of Georgia, Mr. PRICE of North Carolina, Mr. SCOTT of Georgia, and Mr. WESTMORELAND.  
 H.R. 1738: Mr. ISSA, Mr. MCHUGH, Mr. BILIRAKIS, Mr. RANGEL, Mr. McNULTY, Mr. ALLEN, and Ms. JACKSON-LEE of Texas.  
 H.R. 1765: Mr. ACKERMAN, Mr. HINOJOSA, and Mr. ENGLISH of Pennsylvania.  
 H.R. 1769: Mrs. McMORRIS RODGERS.  
 H.R. 1772: Mr. REHBERG, Mr. RODRIGUEZ, Mr. FARR, Mr. CLEAVER, Mr. HASTINGS of Florida, and Mr. RANGEL.  
 H.R. 1773: Mr. CLEAVER and Mr. LOBIONDO.  
 H.R. 1797: Mr. GOODE and Mrs. McMORRIS RODGERS.  
 H.R. 1812: Mr. McNULTY.  
 H.R. 1873: Mr. BARTLETT of Maryland, Mr. JOHNSON of Georgia, Ms. MOORE of Wisconsin, Mr. BUCHANAN, and Mr. DAVID DAVIS of Tennessee.  
 H.R. 1892: Mr. LINCOLN DAVIS of Tennessee.  
 H.R. 1909: Mr. POE, Ms. JACKSON-LEE of Texas, Mrs. WILSON of New Mexico, and Mr. GONZALEZ.  
 H.R. 1943: Mr. CUMMINGS, Mr. WATT, Mr. TOWNS, Mr. LEWIS of Georgia, Mr. PAYNE, Mr. CLAY, Mr. GRIJALVA, Ms. CORRINE BROWN of Florida, Mr. COHEN, Ms. WOOLSEY, Mr. JOHNSON of Georgia, and Mr. WYNN.  
 H.R. 1945: Mr. DELAHUNT.  
 H.R. 1964: Mr. CLAY and Ms. NORTON.  
 H.J. Res. 12: Mr. BURTON of Indiana and Mr. PEARCE.  
 H. Con. Res. 25: Mr. JEFFERSON, Ms. KAPTUR, Mr. JOHNSON of Illinois, and Mr. SIMPSON.  
 H. Con. Res. 48: Mrs. DAVIS of California, Mr. LAHOOD, and Mr. CARNAHAN.  
 H. Con. Res. 75: Mrs. MUSGRAVE.  
 H. Con. Res. 80: Mr. BLUMENAUER and Ms. WATSON.  
 H. Res. 111: Ms. CARSON and Mr. JORDAN.  
 H. Res. 143: Mr. OLVER, Mr. ALTMIRE, and Mr. SMITH of Washington.  
 H. Res. 185: Ms. BERKLEY.  
 H. Res. 186: Mr. WILSON of South Carolina, Mr. BOREN, Mr. ENGLISH of Pennsylvania, and Mr. MEEKS of New York.

H. Res. 247: Ms. WASSERMAN SCHULTZ and Ms. JACKSON-LEE of Texas.  
 H. Res. 250: Mr. RADANOVICH, Mrs. MUSGRAVE, Mr. CHABOT, Mr. MCKEON, Mr. SESSIONS, Mr. GARRETT of New Jersey, Mrs. BLACKBURN, Mr. WESTMORELAND, Mr. ROYCE, Mr. FRANKS of Arizona, Mr. GOHMERT, Mr. DANIEL E. LUNGREN of California, Mr. SALLI, Mr. WALBERG, Mr. WILSON of South Carolina, and Mr. PEARCE.  
 H. Res. 282: Mr. CLEAVER, Ms. ROYBAL-ALLARD, Mr. WILSON of Ohio, Mr. DOYLE, Mr. WU, and Mr. PALLONE.  
 H. Res. 291: Ms. CARSON, Mr. MCHUGH, Mr. GENE GREEN of Texas, Mr. PEARCE, and Mr. CONAWAY.  
 H. Res. 320: Mr. MCKEON, Mr. NEAL of Massachusetts, Ms. KILPATRICK, Ms. EDDIE BERNICE JOHNSON of Texas, Mr. SHUSTER, Mrs. JO ANN DAVIS of Virginia, Mrs. CAPPs, Mr. SHULER, Ms. JACKSON-LEE of Texas, Mr. BROWN of South Carolina, Mr. LEWIS of Kentucky, Mr. MCCOTTER, Mr. LIPINSKI, Ms. FALLIN, Mrs. CAPITO, Mr. BOUSTANY, Mr. WESTMORELAND, Mr. MACK, Mr. MORAN of Kansas, Mr. KUHL of New York, Mrs. SCHMIDT, and Mr. DENT.

**MONDAY, APRIL 23, 2007 (55)**

**155.1 APPOINTMENT OF SPEAKER PRO TEMPORE**

The House was called to order at 12:30 p.m. by the SPEAKER pro tempore, Ms. HIRONO, who laid before the House the following communication:

WASHINGTON, DC,  
 April 23, 2007.

I hereby appoint the Honorable MAZIE K. HIRONO to act as Speaker pro tempore on this day.

NANCY PELOSI,  
 Speaker of the House of Representatives.

Whereupon, pursuant to the order of the House of January 4, 2007, Members were recognized for morning-hour debate.

**155.2 RECESS—12:31 P.M.**

The SPEAKER pro tempore, Ms. HIRONO, pursuant to clause 12(a) of rule I, declared the House in recess at 12 o'clock and 31 minutes p.m., until 2 p.m.

**155.3 AFTER RECESS—2 P.M.**

The SPEAKER pro tempore, Mrs. BOYDA of Kansas, called the House to order.

**155.4 APPROVAL OF THE JOURNAL**

The SPEAKER pro tempore, Mrs. BOYDA of Kansas, announced she had examined and approved the Journal of the proceedings of Friday, April 20, 2007.

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

**155.5 COMMUNICATIONS**

Executive and other communications, pursuant to clause 8, rule XII, were referred as follows:

1224. A letter from the Deputy Assistant Administrator for Regulatory Programs, NMFS, National Oceanic and Atmospheric Administration, transmitting the Administration's final rule — Fisheries Off West Coast States; Highly Migratory Species Fisheries [Docket No. 061113298-7046-02; I.D. 110106A] (RIN: 0648-AU91) received March 26, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Natural Resources.

1225. A letter from the Deputy Assistant Administrator for Regulatory Programs, NMFS, National Oceanic and Atmospheric Administration, transmitting the Administration's final rule — Fisheries of the Caribbean, Gulf of Mexico, and South Atlantic; Coastal Migratory Pelagic Resources of the Gulf of Mexico and South Atlantic; Trip Limit Reduction [Docket No. 001005281-0369-02; I.D. 022207A] received March 26, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Natural Resources.

1226. A letter from the Acting Director Office of Sustainable Fisheries, NMFS, National Oceanic and Atmospheric Administration, transmitting the Administration's final rule — Fisheries of the Exclusive Economic Zone Off Alaska; Reallocation of Pacific Cod in the Bering Sea and Aleutian Islands Management Area [Docket No. 070213033-7033-01; I.D. 030207A] received March 26, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Natural Resources.

1227. A letter from the Acting Director Office of Sustainable Fisheries, NMFS, National Oceanic and Atmospheric Administration, transmitting the Administration's final rule — Fisheries of the Caribbean, Gulf of Mexico, and South Atlantic; Coastal Migratory Pelagic Resources of the Gulf of Mexico and South Atlantic; Trip Limit Reduction [Docket No. 001005281-0369-02; I.D. 022207A] received March 26, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Natural Resources.

1228. A letter from the Director Office of Sustainable Fisheries, NMFS, National Oceanic and Atmospheric Administration, transmitting the Administration's final rule — Magnuson-Stevens Fishery Conservation and Management Act Provisions; Fisheries of the Northeastern United States; Northeast Multispecies Fishery; Modification of the Gear Restrictions and Georges Bank Yellowtail Flounder Trip Limits for the U.S./Canada Management Area [Docket No. 060606150-6240-02; I.D. 030107A] received March 26, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Natural Resources.

1229. A letter from the Acting Director Office of Sustainable Fisheries, NMFS, National Oceanic and Atmospheric Administration, transmitting the Administration's final rule — Fisheries of the Exclusive Economic Zone Off Alaska; Pollock in Statistical Area 630 of the Gulf of Alaska [Docket No. 070213032-7032-01; I.D. 030707A] received March 26, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Natural Resources.

1230. A letter from the Acting Director Office of Sustainable Fisheries, NMFS, National Oceanic and Atmospheric Administration, transmitting the Administration's final rule — Fisheries of the Exclusive Economic Zone Off Alaska; Pollock in Statistical Area 610 of the Gulf of Alaska [Docket No. 070213032-7032-01; I.D. 030707B] received March 26, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Natural Resources.

1231. A letter from the Acting Director Office of Sustainable Fisheries, NMFS, National Oceanic and Atmospheric Administration, transmitting the Administration's final rule — Fisheries of the Exclusive Economic Zone Off Alaska; Gulf of Alaska; Pollock in Statistical Area 630 of the Gulf of Alaska [Docket No. 070213032-7032-01; I.D. 022807A] received March 26, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Natural Resources.

1232. A letter from the Deputy Assistant Administrator for Regulatory Programs, NMFS, National Oceanic and Atmospheric Administration, transmitting the Administration's final rule — Fisheries of the Northeastern United States; Atlantic Herring Fishery; Amendment 1 [Docket No. 060901235-7027-02; I.D. 082406C] (RIN: 0648-AQ87) received March 26, 2007, pursuant to 5 U.S.C.

801(a)(1)(A); to the Committee on Natural Resources.

1233. A letter from the Assistant Administrator for Fisheries, NMFS, National Oceanic and Atmospheric Administration, transmitting the Administration's final rule — Magnuson-Stevens Act Provisions; Fisheries off West Coast States; Pacific Coast Groundfish Fishery; Biennial Specifications and Management Measures; Correction [Docket No. 060824226-7041-03; I.D. 082806B] (RIN: 0648-AU57) received April 10, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Natural Resources.

1234. A letter from the Director Office of Sustainable Fisheries, NMFS, National Oceanic and Atmospheric Administration, transmitting the Administration's final rule — Fisheries of the Exclusive Economic Zone Off Alaska; Pollock in Statistical Area 610 of the Gulf of Alaska [Docket No. 070213032-7032-01; I.D. 032007A] received April 10, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Natural Resources.

1235. A letter from the Assistant Secretary of the Army for Civil Works, Department of Defense, transmitting a copy of the Atlantic Intracoastal Waterway Bridge at Deep Creek, Chesapeake, Virginia Feasibility Study; to the Committee on Transportation and Infrastructure.

1236. A letter from the Administrator, FAA, Department of Defense, transmitting the Department's report on the foreign aviation authorities to which the Federal Aviation Administration provided services for Fiscal Year 2006, pursuant to Public Law 103-305, section 202; to the Committee on Transportation and Infrastructure.

1237. A letter from the Honors Attorney, Department of Transportation, transmitting the Department's final rule — Procedures for Reimbursement of General Aviation Operators and Service Providers in the Washington, D.C. Area [Docket OST-2006-25906] (RIN: 2105-AD61) received April 10, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1238. A letter from the Paralegal, Department of Transportation, transmitting the Department's final rule — Clean Fuels Grant Program [Docket No. FTA-2006-24708] (RIN: 2132-AA91) received April 10, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1239. A letter from the Secretary, Department of Transportation, transmitting the Department's final rule — Disadvantaged Business Enterprise Program [Docket OST-97-2550] (RIN: 2105-AD51) received April 10, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1240. A letter from the Senior Vice President, Communications, Tennessee Valley Authority, transmitting a copy of the Authority's statistical summary for Fiscal Year 2006, pursuant to 16 U.S.C. 831h(a); to the Committee on Transportation and Infrastructure.

1241. A letter from the Director of Regulations Management, Department of Veterans Affairs, transmitting the Department's final rule — Veterans and Dependents Education: Topping-Up Tuition Assistance; Licensing and Certification Tests; Duty to Assist Education Claimants (RIN: 2900-AK80) received April 10, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Veterans' Affairs.

1242. A letter from the Assistant Secretary, Office of Legislative and Intergovernmental Affairs, Department of Homeland Security, transmitting the Department's report on the Transportation Security Administration's Voluntary Provision of Emergency Services Program, pursuant to Public Law 109-295; to the Committee on Homeland Security.

1243. A letter from the Assistant Administrator, Bureau for Legislative and Public Affairs, U.S. Agency for International Development, transmitting the Agency's report on Multilateral Development bank loans likely to have substantial adverse impacts on environment, natural resources, public health and indigenous peoples, pursuant to Section 1303(c) of the International Financial Institutions Act; jointly to the Committees on Appropriations and Financial Services.

1244. A letter from the Chairman, Defense Nuclear Facilities Safety Board, transmitting the Seventeenth Annual Report describing the Board's health and safety activities relating to the Department of Energy's defense nuclear facilities during the calendar year 2006; jointly to the Committees on Armed Services and Energy and Commerce.

1245. A letter from the General Counsel, Department of Defense, transmitting a copy of legislative proposals as part of the National Defense Authorization Bill for Fiscal Year 2008; jointly to the Committees on Armed Services and Foreign Affairs.

1246. A letter from the Under Secretary for Acquisition, Technology and Logistics, Department of Defense, transmitting the Fiscal Year 2006 Defense Environmental Programs Annual Report, pursuant to 10 U.S.C. 2706; jointly to the Committees on Armed Services and Energy and Commerce.

1247. A letter from the Deputy Secretary of Veterans Affairs, Department of Veterans Affairs and Department of Defense Joint Executive Committee, transmitting a copy of the report for Fiscal Year 2006 regarding the activities and accomplishments of the Department of Veterans Affairs and Department of Defense Joint Executive Committee, pursuant to 38 U.S.C. 320; jointly to the Committees on Armed Services and Veterans' Affairs.

1248. A letter from the Secretary, Department of Health and Human Services, transmitting the Department's position on several reform proposals made concerning the Citizens' Health Care Working Group report and the report of the Medicaid Commission; jointly to the Committees on Energy and Commerce and Ways and Means.

1249. A letter from the Secretary, Department of Energy, transmitting the Department's report on issues related to the Clean Coal Power Initiative, as required by Section 401(b) of the Energy Policy Act of 2005; jointly to the Committees on Science and Technology, Appropriations, and Energy and Commerce.

#### ¶55.6 NATIONAL FOSTER PARENT DAY

Mr. DAVIS of Illinois, moved to suspend the rules and agree to the following resolution (H. Res. 179):

Whereas the family, serving as the primary source of love, identity, self-esteem, and support, is the very foundation of our communities, and our United States;

Whereas foster families, who open their homes and hearts to children whose families are in crisis, play a vital role in helping children heal and reconnect and in launching those children into successful adulthood;

Whereas over 500,000 youth are in foster care with at least 380,000 in a family-home setting;

Whereas numerous individuals and public and private organizations work to increase public awareness of the needs of children in foster care and leaving foster care as well as of the enduring and valuable contributions of foster parents; and

Whereas those families who are able to serve a role as foster parents should be wholeheartedly encouraged to do so: Now, therefore, be it

*Resolved*, That it is the sense of the House of Representatives that—

(1) a National Foster Parents Day should be established to recognize the contributions of foster parents across the Nation; and

(2) the President should issue a proclamation calling on the people of the United States and interested groups to conduct appropriate ceremonies, activities, and programs to demonstrate support for foster parents across the Nation.

The SPEAKER pro tempore, Ms. HIRONO, recognized Mr. DAVIS of Illinois, and Mr. WILSON of South Carolina, each for 20 minutes.

After debate,  
The question being put, viva voce,  
Will the House suspend the rules and agree to said resolution?

The SPEAKER pro tempore, Ms. HIRONO, announced that two-thirds of the Members present had voted in the affirmative.

Mrs. BOYDA of Kansas, demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Ms. HIRONO, pursuant to clause 8, rule XX, announced that further proceedings on the question were postponed.

#### ¶55.7 ATANACIO HARO-MARIN POST OFFICE

Mr. DAVIS of Illinois, moved to suspend the rules and pass the bill (H.R. 625) to designate the facility of the United States Postal Service located at 4230 Maine Avenue in Baldwin Park, California, as the "Atanacio Haro-Marin Post Office".

The SPEAKER pro tempore, Ms. HIRONO, recognized Mr. DAVIS of Illinois, and Mr. ISSA, each for 20 minutes.

After debate,  
The question being put, viva voce,  
Will the House suspend the rules and pass said bill?

The SPEAKER pro tempore, Mrs. BOYDA of Kansas, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill was passed was, by unanimous consent, laid on the table.

*Ordered*, That the Clerk request the concurrence of the Senate in said bill.

#### ¶55.8 SERGEANT DENNIS J. FLANAGAN LECANTO POST OFFICE BUILDING

Mr. DAVIS of Illinois, moved to suspend the rules and pass the bill (H.R. 1402) to designate the facility of the United States Postal Service located at 320 South Lecanto Highway in Lecanto, Florida, as the "Sergeant Dennis J. Flanagan Lecanto Post Office Building".

The SPEAKER pro tempore, Mrs. BOYDA of Kansas, recognized Mr. DAVIS of Illinois, and Mr. ISSA, each for 20 minutes.

After debate,  
The question being put, viva voce,  
Will the House suspend the rules and pass said bill?



The SPEAKER pro tempore, Mrs. BOYDA of Kansas, announced that two-thirds of the Members present had voted in the affirmative.

Mr. DAVIS of Illinois, demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Mrs. BOYDA of Kansas, pursuant to clause 8, rule XX, announced that further proceedings on the question were postponed.

#### ¶55.9 RACHEL CARSON POST OFFICE BUILDING

Mr. DAVIS of Illinois, moved to suspend the rules and pass the bill (H.R. 1434) to designate the facility of the United States Postal Service located at 896 Pittsburgh Street in Springdale, Pennsylvania, as the "Rachel Carson Post Office Building".

The SPEAKER pro tempore, Mrs. BOYDA of Kansas, recognized Mr. DAVIS of Illinois, and Mr. ISSA, each for 20 minutes.

After debate,

The question being put, *viva voce*,

Will the House suspend the rules and pass said bill?

The SPEAKER pro tempore, Mrs. BOYDA of Kansas, announced that two-thirds of the Members present had voted in the affirmative.

Mr. ISSA demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Mrs. BOYDA of Kansas, pursuant to clause 8, rule XX, announced that further proceedings on the question were postponed.

#### ¶55.10 NATIONAL SEXUAL ASSAULT AWARENESS AND PREVENTION MONTH

Mr. SCOTT of Virginia, moved to suspend the rules and agree to the following resolution (H. Res. 289):

Whereas, on average, a person is sexually assaulted in the United States every two-and-a-half minutes;

Whereas the Department of Justice reports that 191,670 people in the United States were sexually assaulted in 2005;

Whereas 1 in 6 women and 1 in 33 men have been victims of rape or attempted rape;

Whereas children and young adults are most at risk, as 44 percent of sexual assault victims are under the age of 18, and 80 percent are under the age of 30;

Whereas sexual assault affects women, men, and children of all racial, social, religious, age, ethnic, and economic groups in the United States;

Whereas only 41 percent of sexual assault victims pursue prosecution by reporting their attack to law enforcement agencies;

Whereas two-thirds of sexual crimes are committed by persons who are not strangers to the victims;

Whereas sexual assault survivors suffer emotional scars long after the physical scars have healed;

Whereas prevention education programs carried out by rape crisis and women's health centers have the potential to reduce the prevalence of sexual assault in their communities;

Whereas because of recent advances in DNA technology, law enforcement agencies have the potential to identify the rapists in tens of thousands of unsolved rape cases;

Whereas aggressive prosecution can incarcerate rapists and therefore prevent them from committing further crimes;

Whereas free, confidential help is available to all survivors of sexual assault through the National Sexual Assault Hotline, more than 1,000 rape crisis centers across the United States, and other organizations that provide services to assist survivors of sexual assault;

Whereas the rate of sexual assaults has decreased by half in the last decade; and

Whereas April is recognized as "National Sexual Assault Awareness and Prevention Month": Now, therefore, be it

*Resolved*, That—

(1) it is the sense of the House of Representatives that—

(A) National Sexual Assault Awareness and Prevention Month provides a special opportunity to educate the people of the United States about sexual violence and to encourage the prevention of sexual assault, the improved treatment of its survivors, and the prosecution of its perpetrators;

(B) it is appropriate to properly acknowledge the more than 20,000,000 men and women who have survived sexual assault in the United States and salute the efforts of survivors, volunteers, and professionals who combat sexual assault;

(C) national and community organizations and private sector supporters should be recognized and applauded for their work in promoting awareness about sexual assault, providing information and treatment to its survivors, and increasing the number of successful prosecutions of its perpetrators;

(D) public safety, law enforcement, and health professionals should be recognized and applauded for their hard work and innovative strategies to increase the percentage of sexual assault cases that result in the prosecution and incarceration of the offenders;

(2) the House of Representatives strongly recommends national and community organizations, businesses in the private sector, colleges and universities, and the media to promote, through National Sexual Assault Awareness and Prevention Month, awareness of sexual violence and strategies to decrease the incidence of sexual assault; and

(3) the House of Representatives supports the goals and ideals of National Sexual Assault Awareness and Prevention Month.

The SPEAKER pro tempore, Mrs. BOYDA of Kansas, recognized Mr. SCOTT of Virginia, and Mrs. CAPITO, each for 20 minutes.

After debate,

The question being put, *viva voce*,

Will the House suspend the rules and agree to said resolution?

The SPEAKER pro tempore, Mrs. BOYDA of Kansas, announced that two-thirds of the Members present had voted in the affirmative.

Mr. SCOTT of Virginia, demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Mrs. BOYDA of Kansas, pursuant to clause 8, rule XX, announced that further proceedings on the question were postponed until Tuesday, April 24, 2007.

#### ¶55.11 NATIONAL CRIME VICTIMS' RIGHTS WEEK

Mr. SCOTT of Virginia, moved to suspend the rules and agree to the following resolution (H. Res. 119):

Whereas currently in the United States, there are millions of victims and survivors of crime whose physical, financial, emotional, and spiritual needs are entitled to the attention and support of individuals and communities across the United States;

Whereas the collaborative efforts of criminal and juvenile justice professionals, victim service providers, public policy makers, allied professionals, and the Office for Victims of Crime and the Office on Violence Against Women within the Department of Justice have helped enhance public safety and victim awareness in various communities of all sizes across the United States;

Whereas since 1984, the Victims of Crime Act (VOCA) has collected \$8 billion in fines, fees, and assessments on individuals convicted of Federal crimes to support crime victim compensation and victim assistance programs nationwide;

Whereas there are over 10,000 system-based and community-based victim assistance programs that provide greatly needed interventions, support, and justice system advocacy to crime victims and survivors, including 4,400 programs that receive VOCA funding;

Whereas the theme of the 2007 National Crime Victims' Rights Week, called "Victims' Rights: Every Victim, Every Time", recognizes that all victims and survivors of crimes deserve to have victims' rights and access to victims' services, and recognizes the ongoing efforts of countless victim service providers, justice professionals, and allied professionals and volunteers who selflessly dedicate their lives to helping victims and survivors of crimes to exercise their victims rights and access important victim services;

Whereas, in 2007, the week of April 22 through April 28, is dedicated as the national observance during which crime victims' and survivors' rights, needs, and services will be recognized; and

Whereas during the 2007 National Crime Victims' Rights Week, the Congressional Victim's Rights Caucus will honor a victim or survivor of crime, a victim service provider, and an allied professional and innovators in public policy development whose efforts on behalf of crime victims and survivors are visionary and exemplary: Now, therefore, be it

*Resolved*, That the House of Representatives—

(1) supports the mission and goals of the 2007 National Crime Victims' Rights Week in order to increase public awareness of the impact of crime on victims and survivors of crime, and of the rights and needs of such victims and survivors; and

(2) directs the Clerk of the House of Representatives to transmit an enrolled copy of this resolution to the Office for Victims of Crime in the Department of Justice.

The SPEAKER pro tempore, Mrs. BOYDA of Kansas, recognized Mr. SCOTT of Virginia, and Mrs. CAPITO, each for 20 minutes.

After debate,

The question being put, *viva voce*,

Will the House suspend the rules and agree to said resolution?

The SPEAKER pro tempore, Ms. BOYDA of Kansas, announced that two-thirds of the Members present had voted in the affirmative.

Mr. SCOTT of Virginia, demanded that the vote be taken by the yeas and

nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Mrs. BOYDA of Kansas, pursuant to clause 8, rule XX, announced that further proceedings on the question were postponed until Tuesday, April 24, 2007.

§55.12 GERALD W. HEANEY FEDERAL BUILDING AND UNITED STATES COURTHOUSE AND CUSTOMHOUSE

Mr. MICHAUD moved to suspend the rules and pass the bill of the Senate (S. 521) to designate the Federal building and United States courthouse and customhouse located at 515 West First Street in Duluth, Minnesota, as the "Gerald W. Heaney Federal Building and United States Courthouse and Customhouse".

The SPEAKER pro tempore, Mrs. BOYDA of Kansas, recognized Mr. MICHAUD and Mrs. CAPITO, each for 20 minutes.

After debate,

The question being put, *viva voce*,

Will the House suspend the rules and pass said bill?

The SPEAKER pro tempore, Mrs. BOYDA of Kansas, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk notify the Senate thereof.

§55.13 COMMITTEE RESIGNATION—MINORITY

The SPEAKER pro tempore, Mrs. BOYDA of Kansas, laid before the House the following communication, which was read as follows:

HOUSE OF REPRESENTATIVES,  
April 20, 2007.

Hon. NANCY PELOSI,  
*Speaker of the House, Washington, DC.*

DEAR MADAM SPEAKER: It is my desire to resign from the House Select Committee on Intelligence immediately. I look forward to returning to the committee soon.

Thank you.

Sincerely,

RICK RENZI,  
*U.S. Congressman,  
First District of Arizona.*

By unanimous consent, the resignation was accepted.

§55.14 RECESS—3:46 P.M.

The SPEAKER pro tempore, Mrs. BOYDA of Kansas, pursuant to clause 12(a) of rule I, declared the House in recess at 3 o'clock and 46 minutes p.m., until approximately 6:30 p.m.

§55.15 AFTER RECESS—6:30 P.M.

The SPEAKER pro tempore, Ms. CLARKE, called the House to order.

§55.16 PROVIDING FOR CONSIDERATION OF H.R. 362

Mr. WELCH of Vermont, by direction of the Committee on Rules, reported

(Rept. No. 110-105) the resolution (H. Res. 327) providing for the consideration of the bill (H.R. 362) to authorize science scholarships for educating mathematics and science teachers, and for other purposes.

When said resolution and report were referred to the House Calendar and ordered printed.

§55.17 H. RES. 179—UNFINISHED BUSINESS

The SPEAKER pro tempore, Ms. CLARKE, pursuant to clause 8, rule XX, announced the unfinished business to be the motion to suspend the rules and agree to the resolution (H. Res. 179) expressing support for a National Foster Parents Day.

The question being put,

Will the House suspend the rules and agree to said resolution?

The vote was taken by electronic device.

It was decided in the { Yeas ..... 390  
affirmative ..... } Nays ..... 0

§55.18 [Roll No. 245]

YEAS—390

Abercrombie	Castor	Garrett (NJ)
Ackerman	Chabot	Gerlach
Aderholt	Chandler	Giffords
Akin	Clarke	Gilchrest
Allen	Clay	Gillibrand
Altmire	Cleaver	Gillmor
Andrews	Clyburn	Gingrey
Arcuri	Coble	Gohmert
Baca	Cohen	Gonzalez
Bachmann	Cole (OK)	Goode
Bachus	Conaway	Goodlatte
Baird	Conyers	Gordon
Baker	Cooper	Granger
Baldwin	Costa	Graves
Barrett (SC)	Courtney	Green, Al
Barrow	Cramer	Green, Gene
Bartlett (MD)	Crenshaw	Grijalva
Barton (TX)	Crowley	Hall (NY)
Bean	Cuellar	Hall (TX)
Becerra	Cummings	Hare
Berkley	Davis (AL)	Harman
Berman	Davis (CA)	Hastert
Berry	Davis (IL)	Hastings (WA)
Biggert	Davis (KY)	Hayes
Bilbray	Davis, David	Heller
Bilirakis	Davis, Lincoln	Hensarling
Bishop (GA)	DeFazio	Herger
Bishop (NY)	DeGette	Herseth Sandlin
Bishop (UT)	Delahunt	Higgins
Blackburn	DeLauro	Hill
Blumenauer	Dent	Hinchey
Blunt	Diaz-Balart, L.	Hinojosa
Boehner	Diaz-Balart, M.	Hirono
Bonner	Dicks	Hobson
Bono	Dingell	Hodes
Boren	Doggett	Hoekstra
Boswell	Donnelly	Holden
Boucher	Doolittle	Holt
Boustany	Doyle	Honda
Boyd (FL)	Drake	Hooley
Boyd (KS)	Dreier	Hoyer
Brady (TX)	Duncan	Hulshof
Braley (IA)	Edwards	Hunter
Brown (SC)	Ehlers	Inglis (SC)
Brown-Waite,	Ellison	Inslee
Ginny	Ellsworth	Israel
Buchanan	Emanuel	Issa
Burgess	Engel	Jackson (IL)
Burton (IN)	English (PA)	Jackson-Lee
Butterfield	Eshoo	(TX)
Calvert	Etheridge	Jefferson
Camp (MI)	Fallin	Jindal
Campbell (CA)	Farr	Johnson (GA)
Cannon	Feeney	Johnson, E. B.
Cantor	Ferguson	Johnson, Sam
Capito	Filner	Jones (NC)
Capps	Flake	Jones (OH)
Capuano	Forbes	Jordan
Cardoza	Fortenberry	Kagen
Carnahan	Fossella	Kanjorski
Carney	Foxx	Kaptur
Carson	Frank (MA)	Keller
Carter	Franks (AZ)	Kildee
Castle	Frelinghuysen	Kilpatrick

Kind	Murphy (CT)	Shadegg
King (IA)	Murphy, Patrick	Shea-Porter
King (NY)	Murtha	Sherman
Kingston	Musgrave	Shuler
Klein (FL)	Myrick	Shuster
Kline (MN)	Nader	Simpson
Knollenberg	Napolitano	Sires
Kucinich	Neugebauer	Skelton
Kuhl (NY)	Nunes	Slaughter
Lamborn	Oberstar	Smith (NE)
Langevin	Obey	Smith (NJ)
Larsen (WA)	Olver	Smith (TX)
Larson (CT)	Ortiz	Smith (WA)
Latham	Pallone	Snyder
LaTourette	Pascrell	Solis
Lee	Pastor	Souder
Levin	Paul	Space
Lewis (CA)	Payne	Spratt
Lewis (GA)	Pearce	Stark
Lewis (KY)	Pence	Stearns
Lipinski	Perlmutter	Stupak
LoBiondo	Peterson (MN)	Sullivan
Loeb sack	Petri	Sutton
Lofgren, Zoe	Pickering	Tancredo
Lowey	Pitts	Tanner
Lungren, Daniel	Pomeroy	Tauscher
E.	Porter	Taylor
Mack	Price (GA)	Thompson (CA)
Mahoney (FL)	Putnam	Thompson (MS)
Maloney (NY)	Rahall	Tiahrt
Manzullo	Ramstad	Tiberi
Marchant	Rangel	Tierney
Markey	Regula	Towns
Marshall	Rehberg	Turner
Matheson	Reichert	Udall (CO)
Matsui	Reyes	Udall (NM)
McCarthy (CA)	Reynolds	Upton
McCarthy (NY)	Rodriguez	Van Hollen
McCaul (TX)	Rogers (AL)	Velázquez
McCollum (MN)	Rogers (KY)	Visclosky
McCotter	Rogers (MI)	Walberg
McCrery	Rohrabacher	Walden (OR)
McDermott	Ros-Lehtinen	Walsh (NY)
McGovern	Roskam	Walz (MN)
McHenry	Ross	Wamp
McHugh	Rothman	Wasserman
McIntyre	Roybal-Allard	Schultz
McKeon	Royce	Waters
McMorris	Ruppersberger	Watson
Rodgers	Ryan (OH)	Watt
McNerney	Ryan (WI)	Waxman
McNulty	Salazar	Weiner
Meehan	Sali	Welch (VT)
Meek (FL)	Sánchez, Linda	Weldon (FL)
Melancon	T.	Weller
Mica	Sanchez, Loretta	Wexler
Michaud	Sarbanes	Whitfield
Miller (FL)	Saxton	Wicker
Miller (MI)	Schakowsky	Wilson (NM)
Miller (NC)	Schiff	Wilson (OH)
Miller, Gary	Schmidt	Wilson (SC)
Miller, George	Schwartz	Wolf
Mitchell	Scott (GA)	Woolsey
Mollohan	Scott (VA)	Wu
Moore (KS)	Sensenbrenner	Wynn
Moore (WI)	Serrano	Yarmuth
Moran (KS)	Sessions	Young (AK)
Moran (VA)	Sestak	Young (FL)

NOT VOTING—42

Alexander	Gallegly	Neal (MA)
Boozman	Gutierrez	Peterson (PA)
Brady (PA)	Hastings (FL)	Platts
Brown, Corrine	Johnson (IL)	Poe
Buyer	Kennedy	Price (NC)
Costello	Kirk	Pryce (OH)
Cubin	LaHood	Radanovich
Culberson	Lampson	Renzi
Davis, Jo Ann	Lantos	Rush
Davis, Tom	Linder	Shays
Deal (GA)	Lucas	Shimkus
Emerson	Lynch	Terry
Everett	Meeks (NY)	Thornberry
Fattah	Murphy, Tim	Westmoreland

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said resolution was agreed to.

A motion to reconsider the vote whereby the rules were suspended and said resolution was agreed to was, by unanimous consent, laid on the table.

155.19 MOMENT OF SILENCE IN MEMORY OF THE LATE HONORABLE JUANITA MILLENDER-MCDONALD

The SPEAKER pro tempore, Ms. CLARKE, announced that all Members stand and observe a moment of silence in memory of the late honorable Juanita Millender-McDonald.

155.20 WHOLE NUMBER OF THE HOUSE OF REPRESENTATIVES ADJUSTED

The SPEAKER pro tempore, Ms. CLARKE, announced under clause 5(d) of rule XX, that, in light of the passing of the gentlewoman from California, [Ms. MILLENDER-MCDONALD], the whole number of the House is adjusted to 433.

155.21 H.R. 1434—UNFINISHED BUSINESS

The SPEAKER pro tempore, Ms. CLARKE, pursuant to clause 8, rule XX, announced the further unfinished business to be the motion to suspend the rules and pass the bill (H.R. 1434) to designate the facility of the United States Postal Service located at 896 Pittsburgh Street in Springdale, Pennsylvania, as the "Rachel Carson Post Office Building".

The question being put, Will the House suspend the rules and pass said bill?

The vote was taken by electronic device.

Table with 2 columns: Yeas, Nays, Answered present. Values: 334, 53, 3.

155.22 [Roll No. 246]

YEAS—334

Table of names for YEAS—334, including Abercrombie, Ackerman, Aderholt, Allen, Altmire, etc.

Table of names for YEAS—334, including Hooley, Hoyer, Hulshof, Inglis, Inslee, etc.

NAYS—53

Table of names for NAYS—53, including Akin, Barrett, Barton, Blackburn, etc.

ANSWERED "PRESENT"—3

Table with 2 columns: Name, Answered Present. Values: Garrett (NJ), Gohmert, Rogers (MI).

NOT VOTING—42

Table of names for NOT VOTING—42, including Alexander, Boozman, Brady, etc.

Table of names for YEAS—334, including Linder, Lucas, Lynch, etc.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill was passed was by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said bill.

155.23 H.R. 1402—UNFINISHED BUSINESS

The SPEAKER pro tempore, Ms. CLARKE, pursuant to clause 8, rule XX, announced the further unfinished business to be the motion to suspend the rules and pass the bill (H.R. 1402) to designate the facility of the United States Postal Service located at 320 South Lecanto Highway in Lecanto, Florida, as the "Sergeant Dennis J. Flanagan Lecanto Post Office Building".

The question being put, Will the House suspend the rules and pass said bill?

The vote was taken by electronic device.

Table with 2 columns: Yeas, Nays. Values: 386, 0.

155.24 [Roll No. 247]

YEAS—386

Table of names for YEAS—386, including Abercrombie, Ackerman, Aderholt, etc.

Herger	McGovern	Sánchez, Linda
Herseth Sandlin	McHenry	T.
Higgins	McHugh	Sanchez, Loretta
Hill	McIntyre	Sarbanes
Hinchee	McKeon	Saxton
Hinojosa	McMorris	Schakowsky
Hirono	Rodgers	Schiff
Hobson	McNerney	Schmidt
Hodes	McNulty	Schwartz
Hoekstra	Meehan	Scott (GA)
Holden	Meek (FL)	Scott (VA)
Holt	Meeke (NY)	Sensenbrenner
Honda	Melancon	Serrano
Hooley	Mica	Sessions
Hoyer	Michaud	Sestak
Hulshof	Miller (FL)	Shadegg
Inglis (SC)	Miller (MI)	Shea-Porter
Inslee	Miller (NC)	Sherman
Israel	Miller, Gary	Shuler
Issa	Miller, George	Shuster
Jackson (IL)	Mitchell	Simpson
Jackson-Lee	Mollohan	Sires
(TX)	Moore (KS)	Skelton
Jefferson	Moore (WI)	Slaughter
Jindal	Moran (KS)	Smith (NE)
Johnson (GA)	Moran (VA)	Smith (NJ)
Johnson, E. B.	Murphy (CT)	Smith (TX)
Johnson, Sam	Murphy, Patrick	Smith (WA)
Jones (NC)	Musgrave	Snyder
Jones (OH)	Myrick	Solis
Jordan	Nadler	Souder
Kagen	Napolitano	Space
Kanjorski	Neugebauer	Spratt
Kaptur	Nunes	Stark
Keller	Oberstar	Stearns
Kildee	Obey	Stupak
Kilpatrick	Oliver	Sullivan
Kind	Ortiz	Sutton
King (IA)	Pallone	Tanner
King (NY)	Pascrell	Tauscher
Kingston	Pastor	Taylor
Klein (FL)	Paul	Thompson (CA)
Kline (MN)	Payne	Thompson (MS)
Knollenberg	Pearce	Tiahrt
Kucinich	Pence	Tiberi
Kuhl (NY)	Perlmutter	Tierney
Lamborn	Peterson (MN)	Towns
Langevin	Petri	Turner
Larsen (WA)	Pickering	Udall (CO)
Larson (CT)	Pitts	Udall (NM)
Latham	Platts	Upton
LaTourette	Pomeroy	Van Hollen
Lee	Porter	Velázquez
Levin	Price (GA)	Visclosky
Lewis (CA)	Putnam	Walberg
Lewis (GA)	Rahall	Walden (OR)
Lewis (KY)	Ramstad	Walsh (NY)
Lipinski	Rangel	Walz (MN)
LoBiondo	Regula	Wamp
Loebsack	Rehberg	Wasserman
Lofgren, Zoe	Reichert	Schultz
Lowe	Reyes	Waters
Lungren, Daniel	Reynolds	Watson
E.	Rodriguez	Watt
Mack	Rogers (AL)	Waxman
Mahoney (FL)	Rogers (KY)	Weiner
Maloney (NY)	Rogers (MI)	Welch (VT)
Manzullo	Rohrabacher	Weller
Marchant	Ros-Lehtinen	Wexler
Markey	Roskam	Whitfield
Marshall	Ross	Wicker
Matheson	Rothman	Wilson (NM)
Matsui	Roybal-Allard	Wilson (OH)
McCarthy (CA)	Royce	Wolf
McCarthy (NY)	Ruppersberger	Woolsey
McCaul (TX)	Ryan (OH)	Wu
McCollum (MN)	Ryan (WI)	Wynn
McCotter	Salazar	Yarmuth
McCrery	Sali	Young (AK)
McDermott		Young (FL)

## NOT VOTING—46

Alexander	Gutierrez	Poe
Boozman	Hastings (FL)	Hastings (NC)
Brady (PA)	Hunter	Price (OH)
Brown, Corrine	Johnson (IL)	Radanovich
Burgess	Kennedy	Renzi
Buyer	Kirk	Rush
Costello	LaHood	Shays
Cubin	Lampson	Shimkus
Culberson	Lantos	Tancredo
Davis, Jo Ann	Linder	Terry
Davis, Tom	Lucas	Thornberry
Deal (GA)	Lynch	Weldon (FL)
Emerson	Murphy, Tim	Westmoreland
Everett	Murtha	Wilson (SC)
Fattah	Neal (MA)	
Gallegly	Peterson (PA)	

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill was passed was, by unanimous consent, laid on the table.

*Ordered*, That the Clerk request the concurrence of the Senate in said bill.

## ¶55.25 THE LATE HONORABLE JUANITA MILLENDER-MCDONALD

Ms. WATSON, submitted the following privileged resolution (H. Res. 328):

*Resolved*, That the House has heard with profound sorrow of the death of the Honorable Juanita Millender-McDonald, a Representative from the State of California.

*Resolved*, That a committee of such Members of the House as the Speaker may designate, together with such Members of the Senate as may be joined, be appointed to attend the funeral.

*Resolved*, That the Sergeant-at-Arms of the House be authorized and directed to take such steps as may be necessary for carrying out the provisions of these resolutions and that the necessary expenses in connection therewith be paid out of applicable accounts of the House.

*Resolved*, That the Clerk communicate these resolutions to the Senate and transmit a copy thereof to the family of the deceased.

*Resolved*, That when the House adjourns today, it adjourn as a further mark of respect to the memory of the deceased.

When said resolution was considered. After debate,

By unanimous consent, the previous question was ordered on the resolution to its adoption or rejection and under the operation thereof, the resolution was agreed to.

A motion to reconsider the vote whereby said resolution was agreed to was, by unanimous consent, laid on the table.

## ¶55.26 ENROLLED BILLS SIGNED

Lorraine C. Miller, Clerk of the House, reported and found truly enrolled bills of the House of the following titles, which were thereupon signed by the Speaker:

H.R. 1003. An Act to amend the Foreign Affairs Reform and Restructuring Act of 1998 to reauthorize the United States Advisory Commission on Public Diplomacy.

H.R. 1130. An Act to amend the Ethics in Government Act of 1978 to extend the authority to withhold from public availability a financial disclosure report filed by an individual who is a judicial officer or judicial employee, to the extent necessary to protect the safety of that individual or a family member of that individual, and for other purposes.

## ¶55.27 LEAVE OF ABSENCE

By unanimous consent, leave of absence was granted—

To Mr. BUYER, for today;  
 To Mr. EVERETT, for today;  
 To Mr. LUCAS, for today;  
 To Mr. LINDER, for today;  
 To Mr. Patrick J. MURPHY of Pennsylvania, for today;  
 To Mr. POE, for today; and  
 To Mr. WICKER, for today.  
 And then,

## ¶55.28 ADJOURNMENT

On motion of Mr. CLEAVER, pursuant to House Resolution 328, at 11 o'clock and 40 minutes p.m., the House adjourned out of respect for the late Honorable Juanita Millender-McDonald.

## ¶55.29 REPORTS OF COMMITTEES ON PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XIII, reports of committees were delivered to the Clerk for printing and reference to the proper calendar, as follows:

Mr. WELCH: Committee on Rules. House Resolution 327. Resolution providing for consideration of the bill (H.R. 362) to authorize science scholarships for educating mathematics and science teachers, and for other purposes (Rept. 110-105). Referred to the House Calendar.

Mr. FRANK: Committee on Financial Services. H.R. 1675. A bill to suspend the requirements of the Department of Housing and Urban Development regarding electronic filing of previous participation certificates and regarding filing of such certificates with respect to certain low-income housing investors (Rept. 110-106). Referred to the Committee of the Whole House on the state of the Union.

## ¶55.30 PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XII, public bills and resolutions were introduced and severally referred, as follows:

By Mr. MICHAUD (for himself and Mr. SMITH of New Jersey):

H.R. 1992. A bill to amend the Tariff Act of 1930 to prohibit the import, export, and sale of goods made with sweatshop labor, and for other purposes; to the Committee on Ways and Means, and in addition to the Committees on Armed Services, Oversight and Government Reform, Rules, Energy and Commerce, and Foreign Affairs, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Ms. MOORE of Wisconsin (for herself, Mr. FRANK of Massachusetts, and Mr. SCOTT of Georgia):

H.R. 1993. A bill to improve the delivery of counterterrorism financing training and technical assistance by providing for greater interagency coordination and cooperation, and for other purposes; to the Committee on Financial Services, and in addition to the Committee on Foreign Affairs, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. MCKEON (for himself and Mr. KELLER):

H.R. 1994. A bill to provide more transparency in the financial aid process and to ensure that students are receiving the best information about financial aid opportunities; to the Committee on Education and Labor, and in addition to the Committee on Financial Services, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. CONYERS (for himself and Mr. NADLER):

H.R. 1995. A bill to provide a mechanism for a determination on the merits of the claims brought by survivors and descendants of the victims of the Tulsa, Oklahoma, Race

Riot of 1921 but who were denied that determination; to the Committee on the Judiciary.

By Mr. GUTIERREZ (for himself, Mr. PAUL, Ms. CARSON, Mr. CLAY, and Ms. LEE):

H.R. 1996. A bill to clarify the applicability of State law to national banks and Federal savings associations, and for other purposes; to the Committee on Financial Services.

By Mr. HIGGINS:

H.R. 1997. A bill to provide for reclassification of Chautauqua County, New York, for purposes of payment for inpatient hospital services under the Medicare Program; to the Committee on Ways and Means.

By Mr. RYAN of Wisconsin:

H.R. 1998. A bill to amend the Congressional Budget and Impoundment Control Act of 1974 to provide for the expedited consideration of certain proposed rescissions of budget authority; to the Committee on the Budget, and in addition to the Committee on Rules, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. HINOJOSA (for himself and Mr. RENZI):

H.R. 1999. A bill to authorize appropriations for assistance for the National Council of La Raza and the Raza Development Fund; to the Committee on Financial Services.

By Mr. DEAL of Georgia:

H.R. 2000. A bill to amend the Internal Revenue Code of 1986 to encourage private philanthropy; to the Committee on Ways and Means.

By Mr. INSLEE (for himself, Mr. TERRY, Mr. GILCREST, Mr. HIGGINS, Ms. MCCOLLUM of Minnesota, Ms. BERKLEY, Mr. DELAHUNT, Mr. PITTS, Mr. COHEN, Ms. SCHAKOWSKY, and Mr. MCDERMOTT):

H.R. 2001. A bill to amend the Internal Revenue Code of 1986 to apply the energy credit to combined heat and power system property; to the Committee on Ways and Means.

By Mr. SAM JOHNSON of Texas:

H.R. 2002. A bill to amend title II of the Social Security Act and the Internal Revenue Code of 1986 to provide for enhanced retirement security in the form of an Individual Social Security Investment Program; to the Committee on Ways and Means.

By Mr. PAYNE (for himself, Mr. HONDA, Mr. MORAN of Virginia, Ms. WATSON, and Mr. CLAY):

H.R. 2003. A bill to encourage and facilitate the consolidation of peace and security, respect for human rights, democracy, and economic freedom in Ethiopia; to the Committee on Foreign Affairs.

By Mr. PETRI:

H.R. 2004. A bill to establish and strengthen postsecondary programs and courses in the subjects of traditional American history, free institutions, and Western civilization, available to students preparing to teach these subjects, and to other students; to the Committee on Education and Labor.

By Mr. SALAZAR:

H.R. 2005. A bill to amend title 38, United States Code, to improve health care for veterans who live in rural areas, and for other purposes; to the Committee on Veterans' Affairs.

By Mr. THOMPSON of Mississippi:

H.R. 2006. A bill to improve the Nation's homeland security by strengthening the security of the visa waiver program under section 217 of the Immigration and Nationality Act, and for other purposes; to the Committee on the Judiciary, and in addition to the Committee on Homeland Security, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. TURNER (for himself, Mr. WOLF, Mr. HOBSON, Mr. MORAN of Virginia, and Mr. BOEHNER):

H.R. 2007. A bill to amend title 5, United States Code, to provide that the National Security Personnel System shall not apply with respect to certain laboratories within the Department of Defense; to the Committee on Oversight and Government Reform.

By Mr. UDALL of New Mexico:

H.R. 2008. A bill to direct the Secretary of Transportation to issue regulations that require air carriers to provide training for flight attendants and gate attendants regarding serving alcohol and dealing with disruptive passengers, and for other purposes; to the Committee on Transportation and Infrastructure.

By Mr. WEXLER:

H.R. 2009. A bill to repeal the Medicare cost containment provisions contained in subtitle A of title VIII of the Medicare Prescription Drug, Improvement, and Modernization Act of 2003; to the Committee on Ways and Means, and in addition to the Committee on Energy and Commerce, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. BROWN of South Carolina (for himself, Mr. YOUNG of Alaska, Mrs. DRAKE, Mr. BAIRD, Mr. THOMPSON of California, Mr. ALLEN, and Mr. JINDAL):

H. Con. Res. 125. Concurrent resolution recognizing the health benefits of eating seafood as part of a balanced diet, and supporting the goals and ideals of National Seafood Month; to the Committee on Energy and Commerce.

By Mr. ENGEL (for himself, Ms. BALDWIN, Mr. FARR, Mr. HOLT, Mr. STARK, Mr. PALLONE, Mr. MEEHAN, and Mr. McNULTY):

H. Con. Res. 126. Concurrent resolution supporting the goals and ideals of the Day of Silence with respect to discrimination and harassment faced by lesbian, gay, bisexual, and transgender individuals in schools; to the Committee on Education and Labor, and in addition to the Committee on the Judiciary, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Ms. WATSON:

H. Res. 328. A resolution expressing the condolences of the House of Representatives on the death of the Honorable JUANITA MILLENDER-MCDONALD, a Representative from the State of California; considered and agreed to.

By Mr. JONES of North Carolina (for himself and Mr. BUTTERFIELD):

H. Res. 329. A resolution congratulating the Barton College men's basketball team for winning the 2007 NCAA Division II Men's Basketball National Championship; to the Committee on Education and Labor.

§55.31 ADDITIONAL SPONSORS

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

H.R. 20: Mr. McNULTY, Mr. MICHAUD, Ms. JACKSON-LEE of Texas, Mr. KILDEE, Mr. PAYNE, Mr. STUPAK, Ms. SLAUGHTER, Mr. GORDON, Mr. BARTON of Texas, Mr. SHIMKUS, Mr. UPTON, Mrs. BONO, Mr. MACK, Ms. BALDWIN, Mr. HINCHEY, Mr. BOUCHER, Mr. SCOTT of Virginia, Mr. DEAL of Georgia, Ms. HARMAN, Ms. HERSETH SANDLIN, Mr. ROSS, Mr. ENGEL, Mr. BAIRD, Mr. BUTTERFIELD, Mr. MURPHY of Connecticut, Ms. MATSUI, Mr. WALZ of Minnesota, Mrs. JONES of Ohio, and Mr. COHEN.

H.R. 21: Mr. ORTIZ, Mr. BARROW, Ms. SOLIS, Ms. ESHOO, Mrs. NAPOLITANO, Mr. DEFazio, Mr. MARKEY, and Mr. HOLT.

H.R. 41: Mr. PAUL, Mrs. McMORRIS RODGERS, Ms. EDDIE BERNICE JOHNSON of Texas, and Mr. CUELLAR.

H.R. 42: Ms. NORTON.

H.R. 50: Ms. BORDALLO.

H.R. 98: Mr. DEAL of Georgia.

H.R. 140: Mr. RAHALL.

H.R. 171: Mr. TOWNS.

H.R. 174: Mr. GEORGE MILLER of California, Mr. ENGLISH of Pennsylvania, and Mr. GONZALEZ.

H.R. 176: Ms. JACKSON-LEE of Texas, Mr. HASTINGS of Florida, Mr. HONDA, Ms. EDDIE BERNICE JOHNSON of Texas, Mr. WYNN, Mr. RUSH, and Ms. KILPATRICK.

H.R. 180: Ms. BERKLEY.

H.R. 234: Mr. BLUMENAUER and Ms. LEE.

H.R. 254: Mr. JEFFERSON and Mr. COHEN.

H.R. 294: Mr. MICHAUD.

H.R. 315: Mr. SOUDER.

H.R. 322: Mr. GOODE, Mr. WILSON of South Carolina, Mr. BONNER, Mrs. BLACKBURN, Mr. SESSIONS, Mr. FORTENBERRY, Mr. SALI, Mr. MARIO DIAZ-BALART of Florida, Mr. DOOLITTLE, Mr. ADERHOLT, Mr. BLIRAKIS, Mr. FORBES, Mr. BRADY of Texas, Mr. CRENSHAW, Mr. PENCE, Mr. MCHENRY, Mr. MANZULLO, Ms. FOX, Mr. HALL of Texas, Mr. BURTON of Indiana, Mr. COLE of Oklahoma, Mr. ROGERS of Kentucky, Mr. DUNCAN, Mr. POE, Mr. SULLIVAN, Mrs. DRAKE, Mr. TANCREDO, Ms. ROSLEHTINEN, Mr. BARRETT of South Carolina, Mr. GARY G. MILLER of California, Mr. LAHOOD, Mr. LEWIS of California, Mrs. SCHMIDT, Mr. BACHUS, Mr. TURNER, Mr. BUYER, Mr. JINDAL, Mr. LUCAS, Mr. NEUGEBAUER, Mr. GALLEGLY, Mr. DEAL of Georgia, Mr. RENZI, Mr. KLEIN of Minnesota, Mr. AKIN, Mr. SOUDER, and Mr. SMITH of Nebraska.

H.R. 371: Ms. ZOE LOFGREN of California.

H.R. 412: Mr. DAVIS of Illinois.

H.R. 507: Mr. EMANUEL, Mr. ALLEN, Mrs. CAPPS, Mr. SCOTT of Virginia, and Mr. SCOTT of Georgia.

H.R. 551: Mrs. BONO, Mr. SHERMAN, and Ms. ESHOO.

H.R. 583: Mrs. MALONEY of New York, Mr. JACKSON of Illinois, Ms. BALDWIN, Mrs. CUBIN, Mr. PEARCE, Mr. UDALL of New Mexico, Mr. LYNCH, and Mr. RAMSTAD.

H.R. 612: Mr. CARNEY and Mr. ALTMIRE.

H.R. 621: Mr. CARNAHAN, Mr. GONZALEZ, and Ms. HERSETH Sandlin.

H.R. 631: Mr. BACHUS and Mr. RAMSTAD.

H.R. 636: Mr. PICKERING and Mr. BLIRAKIS.

H.R. 643: Ms. SUTTON.

H.R. 654: Mrs. DAVIS of California and Mr. DEFazio.

H.R. 661: Mr. ROTHMAN and Mr. DELAHUNT.

H.R. 676: Ms. LINDA T. SANCHEZ of California.

H.R. 687: Mr. HIGGINS, Mr. BECERRA, Mr. KING of New York, Mrs. EMERSON, and Ms. SCHAKOWSKY.

H.R. 690: Mr. BARRETT of South Carolina.

H.R. 694: Mr. CLAY, Ms. WATSON, and Mr. BISHOP of Georgia.

H.R. 724: Mrs. DRAKE.

H.R. 728: Mr. HOLT.

H.R. 729: Mr. VAN HOLLEN.

H.R. 752: Mr. SCOTT of Georgia, Mr. DAVIS of Illinois, and Mr. SMITH of Washington.

H.R. 784: Ms. ZOE LOFGREN of California, Mr. BURTON of Indiana, Mr. CRENSHAW, Ms. CARSON, and Mr. WELCH of Vermont.

H.R. 881: Ms. GRANGER.

H.R. 891: Mr. MILLER of North Carolina, Ms. HARMAN, Mr. SIRE, Mr. DOGGETT, Mr. PORTER, Mr. LANGEVIN, and Mr. KILDEE.

H.R. 916: Ms. JACKSON-LEE of Texas and Mr. DAVIS of Alabama.

H.R. 942: Mr. WYNN.

H.R. 943: Mr. ALEXANDER, Mr. PLATTS, Mr. SPRATT, Mr. OBERSTAR, and Mr. PETERSON of Minnesota.

H.R. 954: Mr. WATT.

H.R. 964: Mr. PRICE of North Carolina.

H.R. 971: Mr. BISHOP of Georgia, Mr. JORDAN, Mr. POMEROY, Ms. JACKSON-LEE of Texas, Mr. WESTMORELAND, and Mr. RAHALL.

- H.R. 980: Mr. CUMMINGS.  
H.R. 984: Mr. EMANUEL.  
H.R. 989: Mr. GILLMOR, Mr. LAHOOD, Mr. YOUNG of Alaska, and Mr. AKIN.  
H.R. 1023: Mr. EDWARDS, Mr. LAHOOD, Mr. JORDAN, and Mr. DUNCAN.  
H.R. 1028: Mr. ETHERIDGE and Mr. SHULER.  
H.R. 1038: Ms. MCCOLLUM of Minnesota.  
H.R. 1043: Mr. McNULTY.  
H.R. 1072: Mr. GRIJALVA.  
H.R. 1095: Mr. MILLER of Florida.  
H.R. 1098: Ms. SHEA-PORTER and Mr. MCGOVERN.  
H.R. 1102: Mr. HODES, Mr. ORTIZ, Mr. BURTON of Indiana, and Mrs. GILLIBRAND.  
H.R. 1103: Mr. CLAY, Ms. SLAUGHTER, and Ms. MATSUI.  
H.R. 1108: Mr. GONZALEZ, Mr. ARCURI, and Mr. KAGEN.  
H.R. 1133: Mr. SIRES, Mr. FILNER, Ms. HOOLEY, Ms. LORETTA SANCHEZ of California, Mr. DEFAZIO, Mr. ENGEL, Mr. ACKERMAN, Mr. LARSEN of Washington, Ms. KAPTUR, Mr. HINCHEY, Ms. LINDA T. SANCHEZ of California, Mr. LARSON of Connecticut, Ms. SCHAKOWSKY, Mr. HARE, Ms. WATSON, Mr. MCGOVERN, Mr. SERRANO, Mr. PASCRELL, Mr. NEAL of Massachusetts, Mr. MARKEY, Mr. HOLT, and Mr. GRIJALVA.  
H.R. 1147: Mr. LARSON of Connecticut and Mr. NEAL of Massachusetts.  
H.R. 1148: Mr. GENE GREEN of Texas.  
H.R. 1188: Mr. MARSHALL.  
H.R. 1222: Ms. DELAURO, Mr. MCDERMOTT, Ms. ROYBAL-ALLARD, Mr. HINOJOSA, Mr. GEORGE MILLER of California, and Mrs. MUSGRAVE.  
H.R. 1223: Ms. DELAURO, Mr. MCDERMOTT, Ms. ROYBAL-ALLARD, Mr. HINOJOSA, and Mr. GEORGE MILLER of California.  
H.R. 1238: Mr. HONDA.  
H.R. 1246: Mr. LOEBACK.  
H.R. 1253: Mr. ELLISON.  
H.R. 1275: Mrs. DAVIS of California, Mr. HASTINGS of Florida, Mr. MEEKS of New York, Mr. LANTOS, Mr. BACA, Mr. GENE GREEN of Texas, Ms. SOLIS, Ms. CLARKE, Mr. PRICE of North Carolina, Mr. SERRANO, and Mr. ANDREWS.  
H.R. 1283: Mr. CARNAHAN, Mr. KAGEN, Mr. POMEROY, Ms. HOOLEY, and Mr. RYAN of Wisconsin.  
H.R. 1287: Mr. INSLEE.  
H.R. 1293: Mr. INSLEE, Mr. PRICE of North Carolina, Mr. ENGEL, Mr. DENT, Mr. KUHL of New York, Mr. RENZI, and Mr. JINDAL.  
H.R. 1303: Mr. ACKERMAN.  
H.R. 1312: Mr. CONYERS.  
H.R. 1328: Mrs. CAPPS.  
H.R. 1338: Mr. LOEBACK, Ms. SUTTON, Mr. TIERNEY, Ms. LINDA T. SANCHEZ of California, Mr. ANDREWS, Mr. UDALL of New Mexico, Mr. AL GREEN of Texas, Mr. DICKS, Mr. MILLER of North Carolina, Mr. ABERCROMBIE, Mrs. TAUSCHER, Mr. ISRAEL, Ms. SHEA-PORTER, Ms. CLARKE, Mr. CROWLEY, Mr. HARE, Mr. RODRIGUEZ, Mr. SCHIFF, Mr. BISHOP of New York, and Mr. PAYNE.  
H.R. 1343: Mr. MITCHELL, Mr. LINCOLN DAVIS of Tennessee, Mr. WICKER, Mr. ROSS, Mr. ALLEN, Mr. ORTIZ, Mr. SCOTT of Virginia, Ms. SOLIS, Mr. DOOLITTLE, and Mr. BAIRD.  
H.R. 1344: Mr. ROSS, Ms. MCCOLLUM of Minnesota, and Mr. DOYLE.  
H.R. 1355: Mr. GARY G. MILLER of California.  
H.R. 1371: Ms. CARSON.  
H.R. 1385: Ms. MATSUI and Mr. GRIJALVA.  
H.R. 1386: Ms. BALDWIN and Mr. ABERCROMBIE.  
H.R. 1396: Mr. BRADY of Pennsylvania, Ms. JACKSON-LEE of Texas, Mr. DEFAZIO, Mr. FRANK of Massachusetts, Ms. CLARKE, and Mr. LANTOS.  
H.R. 1406: Mr. McNERNEY and Mrs. GILLIBRAND.  
H.R. 1408: Mr. BISHOP of Georgia.  
H.R. 1415: Mr. JACKSON of Illinois.  
H.R. 1416: Mr. MEEHAN, Mr. UDALL of Colorado, and Mr. WELCH of Vermont.  
H.R. 1422: Mr. GEORGE MILLER of California.  
H.R. 1439: Mr. SERRANO, Mr. SHADEGG, Mr. SCHIFF, Mr. SOUDER, Mr. DEFAZIO, and Mr. MCCAUL of Texas.  
H.R. 1440: Mr. LOBIONDO.  
H.R. 1441: Ms. HIRONO.  
H.R. 1470: Mr. LATHAM.  
H.R. 1475: Mr. CONYERS, Mr. STARK, Mrs. JONES of Ohio, and Ms. SUTTON.  
H.R. 1541: Mr. DOYLE and Mr. CARNEY.  
H.R. 1551: Mr. MURPHY of Connecticut.  
H.R. 1553: Mrs. JO ANN DAVIS of Virginia.  
H.R. 1582: Mr. ENGLISH of Pennsylvania.  
H.R. 1616: Ms. EDDIE BERNICE JOHNSON of Texas and Mr. JACKSON of Illinois.  
H.R. 1617: Mr. SKELTON, Mr. CLAY, and Mr. CLEAVER.  
H.R. 1619: Mrs. MILLER of Michigan.  
H.R. 1627: Mr. GOODE, Mr. BARTLETT of Maryland, and Mr. WOLF.  
H.R. 1655: Mr. HOLT, Mr. RANGEL, and Mr. CARNAHAN.  
H.R. 1660: Mrs. MUSGRAVE.  
H.R. 1663: Mr. ENGEL, Mr. MCDERMOTT, Mr. BECERRA, Mr. FARR, Mrs. CAPPS, Mr. GEORGE MILLER of California, Mr. McNULTY, Mr. HINCHEY, Ms. MCCOLLUM of Minnesota, Ms. SCHAKOWSKY, Ms. BALDWIN, and Mr. RANGEL.  
H.R. 1674: Mr. JOHNSON of Georgia, Ms. SUTTON, and Mr. SOUDER.  
H.R. 1700: Mr. MCGOVERN, Mr. JOHNSON of Georgia, Ms. WASSERMAN SCHULTZ, Mr. EMANUEL, Mr. PASCRELL, and Mr. DOYLE.  
H.R. 1702: Mr. WELCH of Vermont, Ms. NORTON, and Mr. FATTAH.  
H.R. 1705: Mr. GINGREY, Mr. DUNCAN, and Mr. EHLERS.  
H.R. 1707: Mr. JACKSON of Illinois and Mr. WELCH of Vermont.  
H.R. 1713: Mr. FILNER and Mr. WATT.  
H.R. 1721: Mr. HILL.  
H.R. 1728: Mrs. CAPPS and Mr. VAN HOLLEN.  
H.R. 1742: Mr. PAYNE.  
H.R. 1756: Mr. AKIN, Mr. ALEXANDER, Mrs. MUSGRAVE, and Mr. DONNELLY.  
H.R. 1757: Mr. LUCAS, Mr. COLE of Oklahoma, and Mr. SULLIVAN.  
H.R. 1773: Mrs. NAPOLITANO and Mr. HOEKSTRA.  
H.R. 1776: Mr. FARR, Mrs. BOYDA of Kansas, and Mr. MCGOVERN.  
H.R. 1778: Mr. REICHERT, Mr. ROTHMAN, and Mr. GALLEGLEY.  
H.R. 1783: Mr. GEORGE MILLER of California, Mr. MICHAUD, Ms. SCHAKOWSKY, Mr. McNULTY, Mr. MCHUGH and Ms. SLAUGHTER.  
H.R. 1784: Mr. SHAYS.  
H.R. 1819: Mr. RUPPERSBERGER and Mr. DELAHUNT.  
H.R. 1823: Mr. RUPPERSBERGER, Mr. BERRY, and Mr. LARSEN of Washington.  
H.R. 1873: Ms. FALLIN, Mr. FORTENBERRY, Mr. HELLER, Mrs. MUSGRAVE, Mr. WESTMORELAND, Mr. GRAVES, Mr. ELLSWORTH, Mr. SESTAK, Mr. SHULER, Mr. CUELLAR, Ms. CLARKE, Mr. JEFFERSON, Mr. ALTMIRE, Mr. GRIJALVA, and Mr. SHUSTER.  
H.R. 1877: Mr. LAHOOD, Ms. JACKSON-LEE of Texas, and Mr. ENGLISH of Pennsylvania.  
H.R. 1881: Mr. McNULTY and Mr. SNYDER.  
H.R. 1892: Mr. COSTELLO.  
H.R. 1927: Mr. FARR, Ms. ESHOO, Mr. GOODE, Ms. SCHWARTZ, Ms. SCHAKOWSKY, Ms. DELAURO, and Ms. SLAUGHTER.  
H.R. 1944: Ms. SUTTON, Mrs. BOYDA of Kansas, Mr. DOYLE, and Mr. BRADY of Pennsylvania.  
H.R. 1964: Mr. MCGOVERN, Ms. WASSERMAN SCHULTZ, Ms. MOORE of Wisconsin, Ms. CASTOR, Ms. SHEA-PORTER, Mrs. MCCARTHY of New York, Mr. WYNN, Mr. GENE GREEN of Texas, Mr. RANGEL, Mr. ISRAEL, Mr. WU, and Ms. CLARKE.  
H.R. 1973: Mr. MCCOTTER.  
H.R. 1975: Mr. WAXMAN, Ms. WOOLSEY, and Mr. TAYLOR.  
H.R. 1980: Mr. THOMPSON of Mississippi, Mr. CLEAVER, and Mr. PASTOR.  
H.R. 1982: Mr. THOMPSON of Mississippi and Mr. CLEAVER.  
H.J. Res. 14: Mr. MARKEY and Mr. HODES.  
H. Con. Res. 7: Mr. GRIJALVA, Ms. SHEA-PORTER, Mr. COHEN, Mr. McNULTY, Mr. HINOJOSA, Mr. CROWLEY, Mr. NADLER, Mr. TANCREDO, Ms. HOOLEY, Mr. LYNCH, Mr. SMITH of New Jersey, Ms. WASSERMAN SCHULTZ, and Ms. HIRONO.  
H. Con. Res. 101: Ms. CLARKE.  
H. Con. Res. 102: Ms. MOORE of Wisconsin, Mr. SHIMKUS, and Ms. CARSON.  
H. Con. Res. 113: Ms. JACKSON-LEE of Texas.  
H. Con. Res. 114: Mr. JEFFERSON, Mr. DAVIS of Illinois, Ms. CORRINE BROWN of Florida, Ms. CARSON, Mr. JOHNSON of Georgia, Mr. BISHOP of Georgia, Ms. EDDIE BERNICE JOHNSON of Texas, Mr. CONYERS, Mr. THOMPSON of Mississippi, Mrs. CHRISTENSEN, and Mr. FATTAH.  
H. Con. Res. 121: Mr. LINCOLN DAVIS of Tennessee, Mr. TANNER, Mr. MOORE of Kansas, Mr. VAN HOLLEN, Mr. MCGOVERN, Mr. HOLT, Mr. ETHERIDGE, Mr. SHULER, Mr. WILSON of South Carolina, Mr. NADLER, Mr. PAYNE, Mr. CONYERS, Mr. BERMAN, Ms. SLAUGHTER, Mr. SPRATT, Mr. KIND, Mr. KENNEDY, Ms. NORTON, Mr. GEORGE MILLER of California, Mrs. DAVIS of California, Ms. MCCOLLUM of Minnesota, Mr. MEEKS of New York, Mr. MCCOTTER, Mr. CROWLEY, Mr. HINOJOSA, Mr. MORAN of Virginia, Mr. HILL, Mr. COHEN, and Mr. DUNCAN.  
H. Res. 102: Mrs. NAPOLITANO and Mr. NUNES.  
H. Res. 117: Mr. STEARNS.  
H. Res. 119: Mr. CHANDLER, Mr. PALLONE, Mr. YARMUTH, Mr. WOLF, Mr. BECERRA, and Mr. SMITH of New Jersey.  
H. Res. 121: Ms. SOLIS, Mr. DAVIS of Alabama, and Mr. SHAYS.  
H. Res. 194: Mr. RUPPERSBERGER, Ms. SUTTON, Mr. HIGGINS, Mr. ENGLISH of Pennsylvania, Mr. DAVIS of Illinois, Mr. JACKSON of Illinois, and Mrs. JONES of Ohio.  
H. Res. 216: Mr. DUNCAN, Mr. HOLDEN, and Mr. WESTMORELAND.  
H. Res. 221: Mr. DAVIS of Illinois.  
H. Res. 231: Mr. BOHNER.  
H. Res. 257: Mr. PAUL.  
H. Res. 272: Mr. HOLT, Mr. CLEAVER, and Mr. MORAN of Virginia.  
H. Res. 281: Mr. JEFFERSON, Ms. JACKSON-LEE of Texas, Mr. ARCURI, and Mr. MARIO DIAZ-BALART of Florida.  
H. Res. 289: Mr. LEVIN and Ms. LINDA T. SANCHEZ of California.  
H. Res. 294: Mr. JACKSON of Illinois and Ms. JACKSON-LEE of Texas.  
H. Res. 296: Ms. DELAURO, Mr. WAMP, Mr. BAIRD, Mr. MCCOTTER, Mr. MICHAUD, Mr. SHERMAN, Mr. ISRAEL, Mr. FARR, and Mr. SHUSTER.  
H. Res. 299: Mr. STARK, Mr. McNULTY, Mr. MEEK of Florida, Mr. LEWIS of Georgia, Mr. HERGER, and Mr. PORTER.  
H. Res. 313: Mr. ISSA, Mr. OBERSTAR, Mrs. JONES of Ohio, Mr. MORAN of Virginia, Ms. KILPATRICK, Mrs. DRAKE, Mr. GOODE, Mr. FORBES, Mr. RODRIGUEZ, Mrs. JO ANN DAVIS of Virginia, Mr. CANTOR, Mr. AL GREEN of Texas, Mr. GENE GREEN of Texas, Mr. CARDOZA, and Mr. SPRATT.
- ¶55.32 DELETIONS OF SPONSORS FROM PUBLIC BILLS AND RESOLUTIONS  
Under clause 7 of rule XII, sponsors were deleted from public bills and resolutions as follows:  
H.R. 65: Mr. COLE of Oklahoma.  
H.R. 1964: Mr. PORTER.
- TUESDAY, APRIL 24, 2007 (56)**
- ¶56.1 APPOINTMENT OF SPEAKER PRO TEMPORE  
The House was called to order at 10:30 a.m. by the SPEAKER pro tempore,



Mr. ENGEL, who laid before the House the following communication:

WASHINGTON, DC.  
April 24, 2007.

I hereby appoint the Honorable ELIOT L. ENGEL to act as Speaker pro tempore on this day.

NANCY PELOSI,  
Speaker of the House of Representatives.

¶56.2 MESSAGE FROM THE SENATE

A message from the Senate by Ms. Curtis, one of its clerks, announced that the Senate agreed to the following resolution:

S. RES. 175

*Resolved*, That the Senate has heard with profound sorrow and deep regret the announcement of the death of the Honorable Juanita Millender-McDonald, late a Representative from the State of California.

*Resolved*, That the Secretary communicate these resolution to the House of Representatives and transmit an enrolled copy thereof to the family of the deceased.

*Resolved*, That when the Senate adjourns or recesses today, it stand adjourned or recessed as a further mark of respect to the memory of the late Representative.

The message also announced that the Senate has passed without amendment a bill of the House of the following title:

H.R. 1681. An Act to amend the Congressional Charter of The American National Red Cross to modernize its governance structure, to enhance the ability of the board of governors of The American National Red Cross to support the critical mission of The American National Red Cross in the 21st century, and for other purposes.

The message also announced that pursuant to Public Law 96-388, as amended by Public Law 97-84 and Public Law 106-292, the Chair, on behalf of the President pro tempore, appoints the following Senators to the United States Holocaust Memorial Council for the One Hundred and Tenth Congress: The Senator from Utah [Mr. HATCH], The Senator from Minnesota [Mr. COLEMAN],

The message also announced that pursuant to the provisions of S. Res. 105 (adopted April 13, 1989), as amended by S. Res. 149 (adopted October 5, 1993), as amended by Public Law 105-275, further amended by S. Res. 75 (adopted March 25, 1999), amended by S. Res. 383 (adopted October 27, 2000), and amended by S. Res. 355 (adopted November 13, 2002), and further amended by S. Res. 480 (adopted November 20, 2004), on behalf of the Republican Leader, the appointment of the following Senators to serve as members of the Senate National Security Working Group for the One Hundred and Tenth Congress: The Senator from Mississippi [Mr. COCHRAN], Co-Chairman, The Senator from Arizona [Mr. KYL], Administrative Co-Chairman, The Senator from Kentucky [Mr. McCONNELL], Co-Chairman, The Senator from Mississippi [Mr. LOTT], Co-Chairman.

¶56.3 MORNING-HOUR DEBATE

The SPEAKER pro tempore, Mr. ENGEL, pursuant to the order of the House of January 4, 2007, recognized Members for morning-hour debate.

¶56.4 RECESS—11:15 A.M.

The SPEAKER pro tempore, Mr. ENGEL, pursuant to clause 12(a) of rule I, declared the House in recess at 11 o'clock and 15 minutes a.m., until noon.

¶56.5 AFTER RECESS—NOON

The SPEAKER pro tempore, Ms. SOLIS, called the House to order.

¶56.6 APPROVAL OF THE JOURNAL

The SPEAKER pro tempore, Ms. SOLIS, announced she had examined and approved the Journal of the proceedings of Monday, April 23, 2007.

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

¶56.7 COMMUNICATIONS

Executive and other communications, pursuant to clause 8, rule XII, were referred as follows:

1250. A letter from the Chairman, Council of the District of Columbia, transmitting a copy of D.C. ACT 17-37, "Class Exclusion Standards Temporary Amendment Act of 2007," pursuant to D.C. Code section 1-233(c)(1); to the Committee on Oversight and Government Reform.

1251. A letter from the Chairman, Council of the District of Columbia, transmitting a copy of D.C. ACT 17-36, "Quality Teacher Incentive Clarification Temporary Act of 2007," pursuant to D.C. Code section 1-233(c)(1); to the Committee on Oversight and Government Reform.

1252. A letter from the Chairman, Council of the District of Columbia, transmitting a copy of D.C. ACT 17-35, "Retail Service Station Clarification Temporary Amendment Act of 2007," pursuant to D.C. Code section 1-233(c)(1); to the Committee on Oversight and Government Reform.

1253. A letter from the Chairman, Council of the District of Columbia, transmitting a copy of D.C. ACT 17-34, "Comprehensive Plan Response to NCPD Recommendations and Technical Corrections Act of 2007," pursuant to D.C. Code section 1-233(c)(1); to the Committee on Oversight and Government Reform.

1254. A letter from the Chairman, Council of the District of Columbia, transmitting a copy of D.C. ACT 17-33, "Nonprofit Organizations Oversight Improvement Amendment Act of 2007," pursuant to D.C. Code section 1-233(c)(1); to the Committee on Oversight and Government Reform.

1255. A letter from the Chairman, Council of the District of Columbia, transmitting a copy of D.C. ACT 17-38, "Public Education Reform Amendment Act of 2007," pursuant to D.C. Code section 1-233(c)(1); to the Committee on Oversight and Government Reform.

1256. A letter from the Acting Chief Counsel, Department of Transportation, transmitting the Department's final rule — Tariff of Tolls [Docket No. SLSDC 2006-26584] (RIN: 2135-AA25) received March 15, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1257. A letter from the FHWA Regulations Officer, Department of Transportation, transmitting the Department's final rule — Construction and Maintenance [FHWA Docket No. FHWA-2006-23552] (RIN: 2125-AF18) received March 15, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1258. A letter from the Acting Chief Counsel, Department of Transportation, transmitting the Department's final rule — Seaway Regulations and Rules: Periodic Update,

Various Categories [Docket No. SLSDC 2006-26397] (RIN: 2135-AA24) received March 15, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1259. A letter from the Secretary, Maritime Administration, Department of Transportation, transmitting the Department's final rule — Maintenance and Repair Reimbursement Pilot Program [Docket No. MARAD-2006-23804] (RIN 2133-AB68) received March 15, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1260. A letter from the Assistant General Counsel Aviation Enforcement and Proceedings, Department of Transportation, transmitting the Department's final rule — Domestic Baggage Liability [Docket OST-2007-27020] (RIN: 2105-AD62) received March 15, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1261. A letter from the FHWA Regulations Officer, Department of Transportation, transmitting the Department's final rule — Size and Weight Enforcement and Regulations [FHWA Docket No. FHWA-2006-24134] (RIN: 2125-AF17) received March 15, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1262. A letter from the Regulations Officer, FHWA, Department of Transportation, transmitting the Department's final rule — Statewide Transportation Planning; Metropolitan Transportation Planning [Docket No. FHWA-2005-22986] (RIN: 2125-AF09; FTA RIN 2132-AA82) received March 15, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1263. A letter from the FHWA Regulations Officer, Department of Transportation, transmitting the Department's final rule — Surface Transportation Project Delivery Pilot Program [FHWA Docket No. FHWA-05-22707] (RIN: 2125-AF13) received March 15, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1264. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Modification of Class E Airspace; Creston, IA. [Docket No. FAA-2006-25941; Airspace Docket No. 06-ACE-11] received March 15, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1265. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Establishment of Class E Airspace; Mineral Point, WI [Docket No. FAA-2006-24448; Airspace Docket No. 06-AGL-02] received March 15, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1266. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Establishment of Class E Airspace; Williamsburg, KY [Docket No. FAA-2006-26040; Airspace Docket No. 06-ASO-13] received March 15, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1267. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Standard Instrument Approach Procedures; Miscellaneous Amendments [Docket No. 30535; Amdt. No. 3205] received March 15, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1268. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Standard Instrument Approach Procedures; Miscellaneous Amendments [Docket No. 30537; Amdt.

No. 3207] received March 15, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

¶56.8 PREVENTION APPROVAL PROCESS  
IMPROVEMENT

Ms. BEAN moved to suspend the rules and pass the bill (H.R. 1675) to suspend the requirements of the Department of Housing and Urban Development regarding electronic filing of previous participation certificates and regarding filing of such certificates with respect to certain low-income housing investors.

The SPEAKER pro tempore, Ms. SOLIS, recognized Ms. BEAN and Mr. NEUGEBAUER, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and pass said bill?

The SPEAKER pro tempore, Ms. SOLIS, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said bill.

¶56.9 NATIVE AMERICAN HOME  
OWNERSHIP

Mr. BOREN moved to suspend the rules and pass the bill (H.R. 1676) to reauthorize the program of the Secretary of Housing and Urban Development for loan guarantees for Indian housing.

The SPEAKER pro tempore, Ms. SOLIS, recognized Mr. BOREN and Mr. NEUGEBAUER each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and pass said bill?

The SPEAKER pro tempore, Ms. SOLIS, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said bill.

¶56.10 SAFE AND STABLE FAMILIES  
PROGRAM

Mr. McDERMOTT moved to suspend the rules and agree to the following resolution (H. Res. 299):

Whereas child abuse and neglect continue to pose a serious threat to our Nation's children;

Whereas according to the most recent annual estimates, 3,600,000 children were the subject of child abuse and neglect investigations in 2005, an increase of 462,000 children from 2001;

Whereas more than 899,000 children were found to be the victims of abuse and neglect in 2005;

Whereas as of the end of 2005, approximately 513,000 children were unable to live safely with their families and instead were living in foster homes and institutions;

Whereas an estimated 1,460 children died because of abuse and neglect in 2005;

Whereas more than 75 percent of the children who died because of abuse and neglect in 2005 were under the age of 4;

Whereas studies have found that abused and neglected children tend to be at least 25 percent more likely than the general population of children to experience problems such as delinquency, teen pregnancy, low academic achievement, drug use, and mental illness;

Whereas a National Institute of Justice study indicated abuse or neglect during childhood increased the likelihood of arrest as a juvenile by 59 percent and adult criminal behavior by 28 percent;

Whereas studies have found that abusive parents often were themselves the victims of child abuse;

Whereas it is estimated that approximately 1/3 of abused and neglected children will eventually victimize their own children;

Whereas child abuse and neglect can have long-term economic and societal costs through the increased use of the juvenile and adult criminal justice systems, the increased health care costs resulting from mental illness, substance abuse, and domestic violence, and the loss of economic productivity due to unemployment and underemployment; and

Whereas it is appropriate to designate the month of April, 2007 as National Child Abuse Prevention Month: Now, therefore, be it

Resolved, That it is the sense of the House of Representatives that Congress should increase public awareness of child abuse and neglect and should continue to work with the States to reduce the incidence of child abuse and neglect through such programs as the Child Welfare Services and Promoting Safe and Stable Families programs.

The SPEAKER pro tempore, Ms. SOLIS, recognized Mr. McDERMOTT and Mr. WELLER, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and agree to said resolution?

The SPEAKER pro tempore, Ms. SOLIS, announced that two-thirds of the Members present had voted in the affirmative.

Mr. McDERMOTT demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Ms. SOLIS, pursuant to clause 8, rule XX, announced that further proceedings on the question were postponed.

¶56.11 INTERNATIONAL SOLID WASTE  
IMPORTATION AND MANAGEMENT

Mr. WYNN moved to suspend the rules and pass the bill (H.R. 518) to amend the Solid Waste Disposal Act to authorize States to restrict receipt of foreign municipal solid waste and implement the Agreement concerning the Transboundary Movement of Hazardous Waste between the United States and Canada, and for other purposes.

The SPEAKER pro tempore, Ms. SOLIS, recognized Mr. WYNN and Mr. ROGERS of Michigan, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and pass said bill?

The SPEAKER pro tempore, Ms. SOLIS, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said bill.

¶56.12 PROVIDING FOR CONSIDERATION  
OF H.R. 362

Mr. WELCH of Vermont, by direction of the Committee on Rules, called up the following resolution (H. Res. 327):

Resolved, That at any time after the adoption of this resolution the Speaker may, pursuant to clause 2(b) of rule XVIII, declare the House resolved into the Committee of the Whole House on the state of the Union for consideration of the bill (H.R. 362) to authorize science scholarships for educating mathematics and science teachers, and for other purposes. The first reading of the bill shall be dispensed with. All points of order against consideration of the bill are waived except those arising under clause 9 or 10 of rule XXI. General debate shall be confined to the bill and shall not exceed one hour equally divided and controlled by the chairman and ranking minority member of the Committee on Science and Technology. After general debate the bill shall be considered for amendment under the five-minute rule. It shall be in order to consider as an original bill for the purpose of amendment under the five-minute rule the amendment in the nature of a substitute recommended by the Committee on Science and Technology now printed in the bill. The committee amendment in the nature of a substitute shall be considered as read. All points of order against the committee amendment in the nature of a substitute are waived except those arising under clause 9 or 10 of rule XXI. Notwithstanding clause 11 of rule XVIII, no amendment to the committee amendment in the nature of a substitute shall be in order except those printed in the report of the Committee on Rules accompanying this resolution. Each such amendment may be offered only in the order printed in the report, may be offered only by a Member designated in the report, shall be considered as read, shall be debatable for the time specified in the report equally divided and controlled by the proponent and an opponent, shall not be subject to amendment, and shall not be subject to a demand for division of the question in the House or in the Committee of the Whole. All points of order against such amendments are waived except those arising under clause 9 or 10 of rule XXI. At the conclusion of consideration of the bill for amendment the Committee shall rise and report the bill to the House with such amendments as may have been adopted. Any Member may demand a separate vote in the House on any amendment adopted in the Committee of the Whole to the bill or to the committee amendment in the nature of a substitute. The previous question shall be considered as ordered on the bill and amendments thereto to final passage without intervening motion except one motion to recommit with or without instructions.

SEC. 2. During consideration in the House of H.R. 362 pursuant to this resolution, notwithstanding the operation of the previous question, the Chair may postpone further consideration of the bill to such time as may be designated by the Speaker.

When said resolution was considered. After debate,

On motion of Mr. WELCH of Vermont, the previous question was ordered on the resolution to its adoption or rejection.

The question being put, viva voce, Will the House agree to said resolution?

The SPEAKER pro tempore, Ms. SOLIS, announced that the yeas had it.

Mr. HASTINGS of Washington, demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Ms. SOLIS, pursuant to clause 8, rule XX, announced that further proceedings on the question were postponed.

156.13 PROVIDING FOR CONSIDERATION OF H.R. 363

Mr. CARDOZA, by direction of the Committee on Rules, called up the following resolution (H. Res. 318):

Resolved, That at any time after the adoption of this resolution the Speaker may, pursuant to clause 2(b) of rule XVIII, declare the House resolved into the Committee of the Whole House on the state of the Union for consideration of the bill (H.R. 363) to authorize appropriations for basic research and research infrastructure in science and engineering, and for support of graduate fellowships, and for other purposes. The first reading of the bill shall be dispensed with. All points of order against consideration of the bill are waived except those arising under clause 9 or 10 of rule XXI. General debate shall be confined to the bill and shall not exceed one hour equally divided and controlled by the chairman and ranking minority member of the Committee on Science and Technology. After general debate the bill shall be considered for amendment under the five-minute rule. It shall be in order to consider as an original bill for the purpose of amendment under the five-minute rule the amendment in the nature of a substitute recommended by the Committee on Science and Technology now printed in the bill. The committee amendment in the nature of a substitute shall be considered as read. All points of order against the committee amendment in the nature of a substitute are waived except those arising under clause 9 or 10 of rule XXI. Notwithstanding clause 11 of rule XVIII, no amendment to the committee amendment in the nature of a substitute shall be in order except those printed in the report of the Committee on Rules accompanying this resolution. Each such amendment may be offered only in the order printed in the report, may be offered only by a Member designated in the report, shall be considered as read, shall be debatable for the time specified in the report equally divided and controlled by the proponent and an opponent, shall not be subject to amendment, and shall not be subject to a demand for division of the question in the House or in the Committee of the Whole. All points of order against such amendments are waived except those arising under clause 9 or 10 of rule XXI. At the conclusion of consideration of the bill for amendment the Committee shall rise and report the bill to the House with such

amendments as may have been adopted. Any Member may demand a separate vote in the House on any amendment adopted in the Committee of the Whole to the bill or to the committee amendment in the nature of a substitute. The previous question shall be considered as ordered on the bill and amendments thereto to final passage without intervening motion except one motion to recommend with or without instructions.

SEC. 2. During consideration in the House of H.R. 363 pursuant to this resolution, notwithstanding the operation of the previous question, the Chair may postpone further consideration of the bill to such time as may be designated by the Speaker.

When said resolution was considered. After debate,

On motion of Mr. CARDOZA, the previous question was ordered on the resolution to its adoption or rejection.

The question being put, viva voce, Will the House agree to said resolution?

The SPEAKER pro tempore, Mr. SALAZAR, announced that the nays had it.

Mr. CARDOZA demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Mr. SALAZAR, pursuant to clause 8, rule XX, announced that further proceedings on the question were postponed.

156.14 H. RES. 327—UNFINISHED BUSINESS

The SPEAKER pro tempore, Mr. SALAZAR, pursuant to clause 8, rule XX, announced the unfinished business to be the question on agreeing to the resolution (H. Res. 327) providing for consideration of the bill (H.R. 362) to authorize science scholarships for educating mathematics and science teachers, and for other purposes.

The question being put, Will the House agree to said resolution?

The vote was taken by electronic device.

It was decided in the affirmative { Yeas ..... 220 Nays ..... 188

156.15 [Roll No. 248]

YEAS—220

- Abercrombie Capuano DeLauro
Ackerman Cardoza Dicks
Allen Carnahan Dingell
Altmire Carney Doggett
Andrews Carson Donnelly
Arcuri Castor Doyle
Baca Chandler Edwards
Baird Clarke Ellison
Baldwin Clay Ellsworth
Barrow Clyburn Emanuel
Bean Cohen Engel
Becerra Conyers Eshoo
Berkley Cooper Etheridge
Berman Costa Farr
Berry Costello Filner
Bishop (GA) Courtney Frank (MA)
Bishop (NY) Cramer Giffords
Blumenauer Crowley Gillibrand
Boren Cuellar Gohmert
Boswell Cummings Gonzalez
Boucher Davis (AL) Gordon
Boyd (FL) Davis (CA) Green, Al
Boyda (KS) Davis (IL) Green, Gene
Braley (IA) Davis, Lincoln Grijalva
Brown, Corrine DeFazio Gutierrez
Butterfield DeGette Hall (NY)
Capps Delahunt Hare

- Harman
Herseth Sandlin
Higgins
Hill
Hinchev
Hinojosa
Hirono
Hodes
Holden
Holt
Hooley
Hoyer
Inslee
Israel
Jackson (IL)
Jackson-Lee (TX)
Jefferson
Johnson (GA)
Johnson, E. B.
Jones (OH)
Kagen
Kanjorski
Kaptur
Kildee
Kilpatrick
Kind
Klein (FL)
Kucinich
Langevin
Lantos
Larsen (WA)
Larson (CT)
Lee
Levin
Lewis (GA)
Lipinski
Loeb sack
Lofgren, Zoe
Lowe y
Lynch
Mahoney (FL)
Maloney (NY)
Markey
Marshall
Matheson
Matsui
McCarthy (NY)

- McDermott
McGovern
McIntyre
McNerney
McNulty
Meehan
Meek (FL)
Meeks (NY)
Melancon
Michaud
Miller (NC)
Miller, George
Mitchell
Mollohan
Moore (KS)
Moore (WI)
Moran (VA)
Murphy (CT)
Murphy, Patrick
Murtha
Nadler
Napolitano
Neal (MA)
Oberstar
Obey
Olver
Ortiz
Pallone
Pascrell
Pastor
Payne
Perlmutter
Peterson (MN)
Pomeroy
Price (NC)
Rahall
Reyes
Rodriguez
Ross
Rothman
Roybal-Allard
Ruppersberger
Rush
Ryan (OH)
Salazar
Sanchez, Linda T.
Sanchez, Loretta

- Sarbanes
Schakowsky
Schiff
Schwartz
Scott (GA)
Scott (VA)
Serrano
Sestak
Shea-Porter
Sherman
Shuler
Sires
Skelton
Slaughter
Smith (WA)
Snyder
Solis
Space
Spratt
Stark
Stupak
Tanner
Tauscher
Taylor
Thompson (CA)
Thompson (MS)
Tierney
Towns
Udall (CO)
Udall (NM)
Van Hollen
Velázquez
Visclosky
Walz (MN)
Wasserman
Schultz
Waters
Watson
Watt
Weiner
Welch (VT)
Wexler
Wilson (OH)
Woolsey
Wu
Yarmuth

NAYS—188

- Aderholt
Akin
Alexander
Bachmann
Bachus
Barrett (SC)
Bartlett (MD)
Barton (TX)
Biggert
Bilbray
Bilirakis
Bishop (UT)
Blackburn
Blunt
Boehner
Bonner
Bono
Boozman
Boustany
Brady (TX)
Brown (SC)
Brown-Waite, Ginny
Buchanan
Burgess
Burton (IN)
Calvert
Camp (MI)
Campbell (CA)
Cannon
Cantor
Capito
Carter
Chabot
Coble
Cole (OK)
Conaway
Crenshaw
Culberson
Davis (KY)
Davis, David
Davis, Tom
Dent
Diaz-Balart, L.
Diaz-Balart, M.
Doolittle
Drake
Dreier
Duncan
Ehlers
Emerson
English (PA)
Everett
Fallin
Feeney
Ferguson
Flake
Forbes
Fortenberry
Fox
Franks (AZ)
Frelinghuysen
Gallegly
Garrett (NJ)
Gerlach
Gilchrest
Gillmor
Gingrey
Goode
Goodlatte
Granger
Graves
Hall (TX)
Hastert
Hastings (WA)
Hayes
Heller
Hensarling
Hergert
Hoekstra
Hulshof
Hunter
Inglis (SC)
Issa
Jindal
Johnson (IL)
Johnson, Sam
Jones (NC)
Jordan
Keller
King (IA)
Kingston
Kline (MN)
Knollenberg
Kuhl (NY)
LaHood
Lamborn
Latham
LaTourette
Lewis (CA)

- Lewis (KY)
Linder
LoBiondo
Lucas
Lungren, Daniel E.
Mack
Manzullo
Marchant
McCarthy (CA)
McCaul (TX)
McCotter
McCrery
McHenry
McHugh
McKeon
McMorris Rodgers
Mica
Miller (FL)
Miller (MI)
Miller, Gary
Moran (KS)
Murphy, Tim
Neugebauer
Nunes
Paul
Pearce
Pence
Peterson (PA)
Petri
Pickering
Pitts
Platts
Poe
Porter
Price (GA)
Pryce (OH)
Putnam
Radanovich
Ramstad
Regula
Rehberg
Reichert
Renzi
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)

Rohrabacher Simpson  
 Ros-Lehtinen Smith (NE)  
 Roskam Smith (NJ)  
 Royce Smith (TX)  
 Ryan (WI) Souder  
 Sali Stearns  
 Saxton Sullivan  
 Schmidt Tancredo  
 Sensenbrenner Terry  
 Sessions Thornberry  
 Shadegg Tiahrt  
 Shays Tiberi  
 Shimkus Turner  
 Shuster Upton

Walberg Walden (OR)  
 Walsh (NY)  
 Wamp  
 Weldon (FL)  
 Weller  
 Whitfield  
 Wicker Wilson (NM)  
 Wilson (SC)  
 Wolf  
 Young (AK)  
 Young (FL)  
 Loeb sack  
 Lofgren, Zoe  
 Lowey  
 Lynch  
 Mahoney (FL)  
 Maloney (NY)  
 Markey  
 Marshall  
 Matheson  
 Matsui  
 McCarthy (NY)  
 McDermott  
 McGovern  
 McIntyre  
 McNeerney  
 McNulty  
 Meehan  
 Meek (FL)  
 Meeks (NY)  
 Melancon  
 Michaud  
 Miller (NC)  
 Miller, George  
 Mitchell  
 Mollohan  
 Moore (KS)  
 Moore (WI)  
 Moran (VA)  
 Murphy (CT)  
 Murphy, Patrick  
 Murtha  
 Nadler  
 Napolitano  
 Neal (MA)  
 Oberstar

Obey  
 Oliver  
 Ortiz  
 Pallone  
 Pascrell  
 Pastor  
 Payne  
 Perlmutter  
 Peterson (MN)  
 Pomeroy  
 Price (NC)  
 Rahall  
 Reyes  
 Rodriguez  
 Ross  
 Rothman  
 Roybal-Allard  
 Ruppertsberger  
 Rush  
 Ryan (OH)  
 Salazar  
 Sanchez, Linda  
 T.  
 Sanchez, Loretta  
 Sarbanes  
 Schakowsky  
 Schiff  
 Schwartz  
 Scott (GA)  
 Scott (VA)  
 Serrano  
 Sestak  
 Shea-Porter  
 Sherman  
 Shuler

Sires  
 Skelton  
 Slaughter  
 Smith (WA)  
 Snyder  
 Solis  
 Space  
 Spratt  
 Stark  
 Stupak  
 Tanner  
 Tauscher  
 Taylor  
 Thompson (CA)  
 Thompson (MS)  
 Tierney  
 Towns  
 Udall (CO)  
 Udall (NM)  
 Van Hollen  
 Velázquez  
 Visclosky  
 Walz (MN)  
 Wasserman  
 Schultz  
 Waters  
 Watson  
 Watt  
 Weiner  
 Welch (VT)  
 Wexler  
 Wilson (OH)  
 Woolsey  
 Wu  
 Yarmuth  
 Wicker  
 Wilson (NM)  
 Wilson (SC)  
 Wolf  
 Young (AK)  
 Young (FL)

NOT VOTING—24

Baker  
 Brady (PA)  
 Buyer  
 Castle  
 Cleaver  
 Cubin  
 Davis, Jo Ann  
 Deal (GA)  
 Fattah  
 Fossella  
 Hastings (FL)  
 Hobson  
 Honda  
 Kennedy  
 King (NY)  
 Kirk  
 Lampson  
 McCollum (MN)  
 Myrick  
 Rangel  
 Sutton  
 Waxman  
 Westmoreland  
 Wynn

So the resolution was agreed to.  
 A motion to reconsider the vote whereby said resolution was agreed to was, by unanimous consent, laid on the table.

56.16 H. RES. 318—UNFINISHED BUSINESS

The SPEAKER pro tempore, Mr. SALAZAR, pursuant to clause 8, rule XX, announced the further unfinished business to be the question on agreeing to the resolution (H. Res. 318) providing for consideration of the bill (H.R. 363) to authorize appropriations for basic research and research infrastructure in science and engineering, and for support of graduate fellowships, and for other purposes.

The question being put,  
 Will the House agree to said resolution?

The vote was taken by electronic device.

It was decided in the { Yeas ..... 219  
 affirmative ..... } Nays ..... 187

56.17 [Roll No. 249]

YEAS—219

Abercrombie  
 Ackerman  
 Allen  
 Altmire  
 Andrews  
 Arcuri  
 Baca  
 Baird  
 Baldwin  
 Barrow  
 Bean  
 Becerra  
 Berkley  
 Berman  
 Berry  
 Bishop (GA)  
 Bishop (NY)  
 Blumenauer  
 Boren  
 Boswell  
 Boucher  
 Boyd (FL)  
 Boyda (KS)  
 Braley (IA)  
 Brown, Corrine  
 Butterfield  
 Capps  
 Capuano  
 Cardoza  
 Carnahan  
 Carney  
 Carson  
 Castor  
 Chandler  
 Clarke  
 Clay  
 Clyburn  
 Cohen  
 Conyers  
 Cooper  
 Costa  
 Costello  
 Courtney  
 Cramer  
 Crowley  
 Cuellar  
 Cummings  
 Davis (AL)  
 Davis (CA)  
 Davis (IL)  
 Davis, Lincoln  
 DeFazio  
 DeGette  
 Delahunt  
 DeLauro  
 Dicks  
 Dingell  
 Doggett  
 Donnelly  
 Doyle  
 Edwards  
 Ellison  
 Ellsworth  
 Emanuel  
 Engel  
 Eshoo  
 Etheridge  
 Farr  
 Filner  
 Frank (MA)  
 Giffords  
 Gillibrand  
 Gonzalez  
 Gordon  
 Green, Al  
 Green, Gene  
 Grijalva  
 Gutierrez  
 Hall (NY)  
 Hare  
 Harman  
 Herseth Sandlin  
 Higgins  
 Hill  
 Hinchey  
 Hinojosa  
 Hirono  
 Hodes  
 Holden  
 Holt  
 Hooley  
 Hoyer  
 Insee  
 Israel  
 Jackson (IL)  
 Jackson-Lee  
 (TX)  
 Jefferson  
 Johnson (GA)  
 Johnson, E. B.  
 Jones (OH)  
 Kagen  
 Kanjorski  
 Kaptur  
 Kildee  
 Kilpatrick  
 Kind  
 Klein (FL)  
 Kucinich  
 Langevin  
 Lantos  
 Larsen (WA)  
 Larson (CT)  
 Lee  
 Levin  
 Lewis (GA)  
 Lipinski

Lampson  
 McCollum (MN)  
 Myrick  
 Rangel  
 Sutton  
 Waxman  
 Westmoreland  
 Wynn  
 Aderholt  
 Akin  
 Alexander  
 Bachmann  
 Bachus  
 Barrett (SC)  
 Bartlett (MD)  
 Barton (TX)  
 Biggert  
 Bilbray  
 Bilirakis  
 Bishop (UT)  
 Blackburn  
 Blunt  
 Boehner  
 Bonner  
 Bono  
 Boozman  
 Boustany  
 Brady (TX)  
 Brown (SC)  
 Brown-Waite,  
 Ginny  
 Buchanan  
 Burgess  
 Burton (IN)  
 Calvert  
 Camp (MI)  
 Campbell (CA)  
 Cannon  
 Cantor  
 Capito  
 Carter  
 Castle  
 Chabot  
 Coble  
 Cole (OK)  
 Crenshaw  
 Culberson  
 Davis (KY)  
 Davis, David  
 Davis, Tom  
 Dent  
 Diaz-Balart, L.  
 Diaz-Balart, M.  
 Doolittle  
 Drake  
 Dreier  
 Duncan  
 Ehlers  
 Emerson  
 English (PA)  
 Everett  
 Fallon  
 Feeney  
 Flake  
 Forbes  
 Fortenberry  
 Foxo  
 Franks (AZ)  
 Frelinghuysen  
 Gallegly

NAYS—187

Garrett (NJ)  
 Gerlach  
 Gilchrest  
 Gillmor  
 Gingrey  
 Gohmert  
 Goode  
 Goodlatte  
 Granger  
 Graves  
 Hall (TX)  
 Hastert  
 Hastings (WA)  
 Hayes  
 Heller  
 Hensarling  
 Herger  
 Hoekstra  
 Hulshof  
 Hunter  
 Inglis (SC)  
 Issa  
 Jindal  
 Johnson (IL)  
 Johnson, Sam  
 Jones (NC)  
 Jordan  
 Keller  
 King (IA)  
 Kingston  
 Kline (MN)  
 Knollenberg  
 Kuhl (NY)  
 LaHood  
 Lamborn  
 Latham  
 LaTourette  
 Lewis (KY)  
 Linder  
 LoBiondo  
 Lucas  
 Lungren, Daniel  
 E.  
 Mack  
 Manullo  
 Marchant  
 McCarthy (CA)  
 McCaul (TX)  
 McCotter  
 McCreery  
 McHenry  
 McHugh  
 McKeon  
 McMorris  
 Rodgers  
 Mica  
 Miller (FL)  
 Miller (MI)  
 Moran (KS)  
 Murphy, Tim  
 Musgrave  
 Neugebauer  
 Nunes  
 Paul  
 Pearce  
 Pence  
 Peterson (PA)  
 Petri  
 Pickering  
 Pitts  
 Platts  
 Poe  
 Porter  
 Price (GA)  
 Pryce (OH)  
 Putnam  
 Radanovich  
 Ramstad  
 Regula  
 Rehberg  
 Reichert  
 Renzi  
 Reynolds  
 Rogers (AL)  
 Rogers (KY)  
 Rogers (MI)  
 Rohrabacher  
 Ros-Lehtinen  
 Roskam  
 Royce  
 Ryan (WI)  
 Sali  
 Saxton  
 Schmidt  
 Sensenbrenner  
 Sessions  
 Shadegg  
 Shays  
 Shimkus  
 Shuster  
 Simpson  
 Smith (NE)  
 Smith (NJ)  
 Smith (TX)  
 Souder  
 Stearns  
 Sullivan  
 Tancredo  
 Terry  
 Thornberry  
 Tiahrt  
 Tiberi  
 Turner  
 Upton  
 Walberg  
 Walden (OR)  
 Walsh (NY)  
 Wamp  
 Weldon (FL)  
 Weller  
 Whitfield

NOT VOTING—26  
 Baker  
 Brady (PA)  
 Buyer  
 Cleaver  
 Conaway  
 Cubin  
 Davis, Jo Ann  
 Deal (GA)  
 Fattah  
 Ferguson  
 Fossella  
 Hastings (FL)  
 Hobson  
 Honda  
 Kennedy  
 King (NY)  
 Kirk  
 Lampson  
 Lewis (CA)  
 McCollum (MN)  
 Myrick  
 Rangel  
 Sutton  
 Waxman  
 Westmoreland  
 Wynn

So the resolution was agreed to.  
 A motion to reconsider the vote whereby said resolution was agreed to was, by unanimous consent, laid on the table.

56.18 H. RES. 299—UNFINISHED BUSINESS

The SPEAKER pro tempore, Mr. SALAZAR, pursuant to clause 8, rule XX, announced the further unfinished business to be the motion to suspend the rules and agree to the resolution (H. Res. 299) expressing the sense of the House of Representatives that Congress should increase public awareness of child abuse and neglect and should continue to work with the States to reduce the incidence of child abuse and neglect through such programs as the Child Welfare Services and Promoting Safe and Stable Families programs.

The question being put,  
 Will the House suspend the rules and agree to said resolution?

The vote was taken by electronic device.

It was decided in the { Yeas ..... 411  
 affirmative ..... } Nays ..... 0

56.19 [Roll No. 250]

YEAS—411

Abercrombie  
 Ackerman  
 Aderholt  
 Akin  
 Alexander  
 Allen  
 Altmire  
 Andrews  
 Arcuri  
 Baca  
 Bachmann  
 Bachus  
 Baird  
 Baldwin  
 Barrett (SC)  
 Barrow  
 Bartlett (MD)  
 Barton (TX)  
 Bean  
 Becerra  
 Berkley  
 Berman  
 Berry  
 Biggert  
 Bilbray  
 Bilirakis  
 Bishop (GA)  
 Bishop (NY)  
 Bishop (UT)  
 Blackburn  
 Blumenauer  
 Blunt  
 Boehner  
 Bonner  
 Bono  
 Boozman  
 Boswell  
 Boucher  
 Boustany  
 Boyd (FL)  
 Boyda (KS)  
 Brady (TX)  
 Braley (IA)  
 Brown (SC)  
 Brown, Corrine  
 Brown-Waite,  
 Ginny  
 Buchanan  
 Buchanan  
 Burgess  
 Burton (IN)  
 Calvert  
 Camp (MI)  
 Campbell (CA)  
 Cannon  
 Cantor  
 Capito  
 Capps  
 Capuano  
 Cardoza  
 Carnahan  
 Carney  
 Carson  
 Carter  
 Castle  
 Castor  
 Chabot  
 Chandler  
 Clarke  
 Clay  
 Clyburn  
 Coble  
 Cohen  
 Cole (OK)  
 Conaway  
 Conyers  
 Cooper  
 Costa  
 Costello  
 Courtney  
 Cramer  
 Crenshaw  
 Crowley  
 Cuellar  
 Culberson  
 Cummings  
 Davis (AL)  
 Davis (CA)  
 Davis (IL)  
 Davis (KY)  
 Davis, David  
 Davis, Lincoln  
 Davis, Tom  
 DeFazio  
 DeGette  
 Delahunt  
 DeLauro  
 Dent  
 Diaz-Balart, L.  
 Diaz-Balart, M.  
 Dicks  
 Dingell  
 Doggett  
 Donnelly  
 Doolittle  
 Doyle  
 Drake  
 Dreier  
 Duncan  
 Edwards  
 Ehlers  
 Ellison  
 Chabot  
 Emanuel  
 Emerson  
 Engel  
 English (PA)  
 Eshoo  
 Etheridge  
 Everett  
 Fallon  
 Farr  
 Feeney  
 Ferguson  
 Filner  
 Flake  
 Forbes  
 Fortenberry  
 Foxo  
 Franks (AZ)  
 Frelinghuysen  
 Gallegly  
 Garrett (NJ)  
 Gerlach  
 Giffords  
 Gilchrest

Gillmor  
Gingrey  
Gohmert  
Gonzalez  
Goode  
Goodlatte  
Gordon  
Granger  
Graves  
Green, Al  
Green, Gene  
Grijalva  
Gutierrez  
Hall (NY)  
Hall (TX)  
Hare  
Harman  
Hastert  
Hastings (WA)  
Hayes  
Heller  
Hensarling  
Herger  
Herseth Sandlin  
Higgins  
Hill  
Hinchev  
Hinojosa  
Hirono  
Hodes  
Hoekstra  
Holden  
Holt  
Honda  
Hooley  
Hoyer  
Hulshof  
Hunter  
Inglis (SC)  
Inslee  
Israel  
Issa  
Jackson (IL)  
Jackson-Lee (TX)  
Jefferson  
Jindal  
Johnson (GA)  
Johnson (IL)  
Johnson, E. B.  
Johnson, Sam  
Jones (NC)  
Jones (OH)  
Jordan  
Kagen  
Kanjorski  
Kaptur  
Keller  
Kildee  
Kilpatrick  
Kind  
King (IA)  
Kingston  
Klein (FL)  
Kline (MN)  
Knollenberg  
Kucinich  
Kuhl (NY)  
LaHood  
Lamborn  
Langevin  
Lantos  
Larsen (WA)  
Larson (CT)  
Latham  
LaTourette  
Lee  
Levin  
Lewis (GA)  
Lewis (KY)  
Linder  
Lipinski  
LoBiondo  
Loeb sack  
Lofgren, Zoe  
Lowey  
Lucas  
Lungren, Daniel E.  
Lynch  
Mack  
Mahoney (FL)  
Maloney (NY)

NOT VOTING—21

Baker  
Brady (PA)  
Buyer  
Cleaver  
Cubin

Davis, Jo Ann  
Deal (GA)  
Fattah  
Fossella  
Gillibrand

Manzullo  
Marchant  
Markey  
Marshall  
Matheson  
Matsui  
McCarthy (CA)  
McCarthy (NY)  
McCaul (TX)  
McCollum (MN)  
McCotter  
McCrery  
McDermott  
McGovern  
McHenry  
McHugh  
McIntyre  
McKeon  
McMorris  
Rodgers  
McNerney  
Meehan  
Meehan  
Meek (FL)  
Meeks (NY)  
Melancon  
Mica  
Michaud  
Miller (FL)  
Miller (MI)  
Miller (NC)  
Miller, Gary  
Miller, George  
Mitchell  
Mollohan  
Moore (KS)  
Moore (WI)  
Moran (KS)  
Moran (VA)  
Murphy (CT)  
Murphy, Patrick  
Murphy, Tim  
Murtha  
Musgrave  
Nadler  
Napolitano  
Neal (MA)  
Neugebauer  
Nunes  
Oberstar  
Obey  
Oliver  
Ortiz  
Pallone  
Pascrell  
Pastor  
Paul  
Payne  
Pearce  
Pence  
Perlmutter  
Peterson (MN)  
Peterson (PA)  
Petri  
Radanovich  
Rahall  
Ramstad  
Regula  
Rehberg  
Reichert  
Renzi  
Reyes  
Reynolds  
Rodriguez  
Rogers (AL)  
Rogers (KY)  
Rogers (MI)  
Rohrabacher  
Ros-Lehtinen  
Roskam  
Ross  
Rothman  
Roybal-Allard

Hastings (FL)  
Hobson  
Kennedy  
King (NY)  
Kirk

Royce  
Ruppersberger  
Rush  
Ryan (OH)  
Ryan (WI)  
Salazar  
Sali  
Sánchez, Linda T.  
Sanchez, Loretta  
Sarbanes  
Saxton  
Schakowsky  
Schiff  
Schmidt  
Schwartz  
Scott (GA)  
Scott (VA)  
Sensenbrenner  
Serrano  
Sessions  
Sestak  
Shadegg  
Shays  
Shea-Porter  
Sherman  
Shimkus  
Shuler  
Shuster  
Simpson  
Sires  
Skelton  
Slaughter  
Smith (NE)  
Smith (NJ)  
Smith (TX)  
Smith (WA)  
Snyder  
Solis  
Souder  
Spratt  
Stark  
Stearns  
Stupak  
Sullivan  
Tancredo  
Tanner  
Tauscher  
Taylor  
Terry  
Thompson (CA)  
Thompson (MS)  
Thornberry  
Tiahrt  
Tiberi  
Tierney  
Towns  
Turner  
Udall (CO)  
Udall (NM)  
Upton  
Van Hollen  
Velázquez  
Visclosky  
Walberg  
Walden (OR)  
Walsh (NY)  
Walz (MN)  
Wamp  
Wasserman  
Schultz  
Waters  
Watson  
Watt  
Waxman  
Weiner  
Welch (VT)  
Weldon (FL)  
Weller  
Wexler  
Whitfield  
Wicker  
Wilson (NM)  
Wilson (OH)  
Wilson (SC)  
Wolf  
Woolsey  
Wu  
Wynn  
Yarmuth  
Young (AK)  
Young (FL)

Davis, Jo Ann  
Hobson  
Kennedy  
King (NY)  
Kirk

Lampson  
Lewis (CA)  
Myrick  
Rangel  
Sutton  
Westmoreland  
So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said resolution was agreed to.  
A motion to reconsider the vote whereby the rules were suspended and said resolution was agreed to was, by unanimous consent, laid on the table.  
¶56.20 H. RES. 289—UNFINISHED BUSINESS  
The SPEAKER pro tempore, Mr. SALAZAR, pursuant to clause 8, rule XX, announced the further unfinished business to be the motion to suspend the rules and agree to the resolution (H. Res. 289) expressing the sense of the House of Representatives with respect to raising awareness and encouraging prevention of sexual assault in the United States and supporting the goals and ideals of National Sexual Assault Awareness and Prevention Month.  
The question being put,  
Will the House suspend the rules and agree to said resolution?  
The vote was taken by electronic device.  
It was decided in the { Yeas ..... 410  
affirmative ..... } Nays ..... 0  
¶56.21 [Roll No. 251]  
YEAS—410  
Abercrombie  
Ackerman  
Aderholt  
Akin  
Alexander  
Allen  
Altmire  
Andrews  
Arcuri  
Baca  
Bachmann  
Bachus  
Baird  
Baldwin  
Barrett (SC)  
Barrow  
Bartlett (MD)  
Barton (TX)  
Bean  
Becerra  
Berkley  
Berman  
Berry  
Biggert  
Billbray  
Bilirakis  
Bishop (GA)  
Bishop (UT)  
Blackburn  
Blumenauer  
Blunt  
Boehner  
Bonner  
Boozman  
Boren  
Boswell  
Boucher  
Boustany  
Boyd (FL)  
Boyd (KS)  
Brady (TX)  
Bralley (IA)  
Brown (SC)  
Brown, Corrine  
Brown-Waite,  
Ginny  
Buchanan  
Burgess  
Burton (IN)  
Butterfield  
Calvert  
Camp (MI)  
Campbell (CA)  
Cannon  
Cantor

Davis, Jo Ann  
Hobson  
Kennedy  
King (NY)  
Kirk

Capito  
Capps  
Capuano  
Cardoza  
Carnahan  
Allen  
Carson  
Carter  
Castle  
Castor  
Chabot  
Chandler  
Clarke  
Clay  
Clyburn  
Coble  
Cohen  
Cole (OK)  
Conaway  
Conyers  
Cooper  
Costa  
Costello  
Courtney  
Cramer  
Crenshaw  
Crowley  
Cuellar  
Culberson  
Cummings  
Davis (AL)  
Davis (CA)  
Davis (IL)  
Davis (KY)  
Davis, David  
Davis, David  
Davis, Lincoln  
Davis, Tom  
DeFazio  
DeGette  
Delahunt  
DeLauro  
Dent  
Diaz-Balart, L.  
Diaz-Balart, M.  
Dicks  
Dingell  
Doggett  
Donnelly  
Doolittle  
Doyle  
Dreier  
Duncan  
Edwards  
Ehlers  
Ellison  
Ellsworth

Davis, Jo Ann  
Hobson  
Kennedy  
King (NY)  
Kirk

Holden  
Holt  
Honda  
Hooley  
Hoyer  
Hulshof  
Hunter  
Inglis (SC)  
Inslee  
Israel  
Issa  
Jackson (IL)  
Jackson-Lee (TX)  
Jefferson  
Jindal  
Johnson (GA)  
Johnson (IL)  
Johnson, E. B.  
Johnson, Sam  
Jones (NC)  
Jones (OH)  
Jordan  
Kagen  
Kanjorski  
Kaptur  
Keller  
Kildee  
Kilpatrick  
Kind  
King (IA)  
Kingston  
Klein (FL)  
Kline (MN)  
Knollenberg  
Kucinich  
Kuhl (NY)  
LaHood  
Lamborn  
Langevin  
Lantos  
Larsen (WA)  
Larson (CT)  
Latham  
LaTourette  
Lee  
Levin  
Lewis (CA)  
Lewis (GA)  
Lewis (KY)  
Linder  
Lipinski  
LoBiondo  
Loeb sack  
Lofgren, Zoe  
Lowey  
Lucas  
Lungren, Daniel E.  
Lynch  
Mack  
Mahoney (FL)  
Maloney (NY)

Davis, Jo Ann  
Hobson  
Kennedy  
King (NY)  
Kirk

McNerney  
McNulty  
Meehan  
Meek (FL)  
Meeks (NY)  
Melancon  
Mica  
Michaud  
Miller (FL)  
Miller (MI)  
Miller (NC)  
Miller, Gary  
Miller, George  
Mitchell  
Mollohan  
Moore (KS)  
Moran (KS)  
Moran (VA)  
Murphy (CT)  
Murphy, Patrick  
Murphy, Tim  
Murtha  
Musgrave  
Nadler  
Napolitano  
Neal (MA)  
Neugebauer  
Nunes  
Oberstar  
Obey  
Oliver  
Ortiz  
Pallone  
Pascrell  
Pastor  
Paul  
Payne  
Pearce  
Pence  
Perlmutter  
Peterson (MN)  
Peterson (PA)  
Petri  
Pickering  
Pitts  
Platts  
Poe  
Pomeroy  
Porter  
Price (GA)  
Price (NC)  
Pryce (OH)  
Putnam  
Radanovich  
Rahall  
Ramstad  
Regula  
Rehberg  
Reichert  
Renzi  
Reyes  
Reynolds  
Rodriguez  
Rogers (AL)  
Rogers (KY)  
Rogers (MI)  
Rohrabacher  
Ros-Lehtinen  
Roskam  
Ross  
Rothman  
Roybal-Allard  
Royce  
Ruppersberger  
Rush  
Ryan (OH)  
Ryan (WI)  
Salazar  
Sanchez, Loretta  
Sanchez, Linda T.  
Sarbanes

Davis, Jo Ann  
Hobson  
Kennedy  
King (NY)  
Kirk

Saxton  
Schakowsky  
Schiff  
Schmidt  
Schwartz  
Sestak  
Scott (GA)  
Scott (VA)  
Sensenbrenner  
Serrano  
Sessions  
Sestak  
Shadegg  
Shays  
Shea-Porter  
Sherman  
Shimkus  
Shuler  
Shuster  
Simpson  
Sires  
Skelton  
Slaughter  
Smith (NE)  
Smith (NJ)  
Smith (TX)  
Smith (WA)  
Snyder  
Solis  
Souder  
Space  
Spratt  
Stark  
Stearns  
Stupak  
Sullivan  
Tancredo  
Tanner  
Tauscher  
Taylor  
Terry  
Thompson (CA)  
Thompson (MS)  
Thornberry  
Tiahrt  
Tiberi  
Tierney  
Towns  
Turner  
Udall (CO)  
Udall (NM)  
Upton  
Van Hollen  
Velázquez  
Visclosky  
Walberg  
Walden (OR)  
Walsh (NY)  
Walz (MN)  
Wamp  
Wasserman  
Schultz  
Waters  
Watson  
Watt  
Waxman  
Weiner  
Welch (VT)  
Weldon (FL)  
Weller  
Wexler  
Whitfield  
Wicker  
Wilson (NM)  
Wilson (OH)  
Wilson (SC)  
Wolf  
Woolsey  
Wu  
Wynn  
Yarmuth  
Young (AK)  
Young (FL)

Davis, Jo Ann  
Hobson  
Kennedy  
King (NY)  
Kirk

NOT VOTING—22

Baker  
Bishop (NY)  
Brady (PA)  
Buyer  
Cleaver  
Cubin  
Davis, Jo Ann  
Deal (GA)

Drake  
Fattah  
Fossella  
Hastings (FL)  
Hobson  
Kennedy  
King (NY)  
Kirk

Lampson  
Moore (WI)  
Myrick  
Rangel  
Sutton  
Westmoreland

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said resolution was agreed to.

A motion to reconsider the vote whereby the rules were suspended and said resolution was agreed to was, by unanimous consent, laid on the table.

§56.22 H. RES. 119—UNFINISHED BUSINESS

The SPEAKER pro tempore, Mr. SALAZAR, pursuant to clause 8, rule XX, announced the further unfinished business to be the motion to suspend the rules and agree to the resolution (H. Res. 119) supporting the mission and goals of National Crime Victims' Rights Week in order to increase public awareness of the rights, needs, and concerns of victims and survivors of crime in the United States during such week and through the year.

The question being put, Will the House suspend the rules and agree to said resolution?

The vote was taken by electronic device.

It was decided in the affirmative ..... 407  
 Yeas ..... 407  
 Nays ..... 0

§56.23 [Roll No. 252]  
 YEAS—407

- Abercrombie
- Ackerman
- Aderholt
- Akin
- Alexander
- Allen
- Altmire
- Andrews
- Arcuri
- Baca
- Bachmann
- Bachus
- Baird
- Baldwin
- Barrett (SC)
- Barrow
- Bartlett (MD)
- Barton (TX)
- Bean
- Becerra
- Berkley
- Berman
- Berry
- Biggert
- Bilbray
- Bishop (GA)
- Bishop (NY)
- Bishop (UT)
- Blackburn
- Blumenauer
- Blunt
- Boehner
- Bonner
- Bono
- Boozman
- Boren
- Boswell
- Boucher
- Boustany
- Boyd (FL)
- Boyd (KS)
- Brady (TX)
- Braley (IA)
- Brown (SC)
- Brown, Corrine
- Brown-Waite, Ginny
- Buchanan
- Burgess
- Burton (IN)
- Butterfield
- Calvert
- Camp (MI)
- Campbell (CA)
- Cannon
- Cantor
- Capito
- Capps
- Capuano
- Cardoza
- Carnahan
- Carney
- Carson
- Carter
- Castle
- Castor
- Chabot
- Chandler
- Clarke
- Clay
- Clyburn
- Coble
- Cohen
- Cole (OK)
- Conaway
- Conyers
- Cooper
- Costa
- Costello
- Courtney
- Cramer
- Crenshaw
- Crowley
- Cuellar
- Culberson
- Cummings
- Davis (AL)
- Davis (CA)
- Davis (IL)
- Davis (KY)
- Davis, David
- Davis, Lincoln
- Davis, Tom
- DeFazio
- DeGette
- DeLauro
- Dent
- Diaz-Balart, L.
- Diaz-Balart, M.
- Dicks
- Dingell
- Doggett
- Donnelly
- Doolittle
- Doyle
- Drake
- Dreier
- Duncan
- Edwards
- Ehlers
- Ellison
- Ellsworth
- Emanuel
- Emerson
- Engel
- English (PA)
- Eshoo
- Etheridge
- Everett
- Fallin
- Farr
- Feeney
- Ferguson
- Filner
- Flake
- Forbes
- Fortenberry
- Fox
- Frank (MA)
- Franks (AZ)
- Frelinghuysen
- Gallely
- Garrett (NJ)
- Gerlach
- Giffords
- Gilchrest
- Gillibrand
- Gillmor
- Gingrey
- Gohmert
- Gonzalez
- Goode
- Goodlatte
- Gordon
- Granger
- Graves
- Green, Al
- Green, Gene
- Grijalva
- Gutierrez
- Hall (NY)
- Hall (TX)
- Hare
- Harman
- Hastert
- Hastings (WA)
- Hayes
- Heller
- Hensarling
- Herger
- Herseth Sandlin
- Higgins
- Hill
- Hinchey
- Hinojosa
- Hirono
- Hodes
- Hoekstra
- Holden
- Holt
- Honda
- Hooley
- Hoyer
- Hulshof
- Hunter
- Inglis (SC)
- Insee
- Israel
- Issa
- Jackson (IL)
- Jackson-Lee (TX)
- Jefferson
- Jindal
- Johnson (GA)
- Johnson (IL)
- Johnson, E. B.
- Johnson, Sam
- Jones (NC)
- Jones (OH)
- Jordan
- Kagen
- Kanjorski
- Kaptur
- Keller
- Kildee
- Kilpatrick
- Kind
- King (IA)
- Kingston
- Klein (FL)
- Kline (MN)
- Knollenberg
- Kucinich
- Kuhl (NY)
- LaHood
- Lamborn
- Langevin
- Lantos
- Larsen (WA)
- Larson (CT)
- Latham
- LaTourette
- Lee
- Levin
- Lewis (GA)
- Lewis (KY)
- Linder
- Lipinski
- LoBiondo
- Loeb
- Loeb
- Lofgren, Zoe
- Lowey
- Lucas
- Lungren, Daniel E.
- Lynch
- Mack
- Mahoney (FL)
- Maloney (NY)
- Manzullo
- Marchant
- Markey
- Marshall
- Matheson
- Matsui
- McCarthy (CA)
- McCarthy (NY)
- McCaul (TX)
- McCollum (MN)
- McCotter
- McCree
- McGovern
- McHenry
- McHugh
- McIntyre
- McKeon
- McMorris
- Rodgers
- McNerney
- McNulty
- Meehan
- Meek (FL)
- Meeks (NY)
- Melancon
- Mica
- Michaud
- Miller (FL)
- Miller (MI)
- Miller (NC)
- Miller, Gary
- Miller, George
- Mitchell
- Mollohan
- Moore (KS)
- Baker
- Bilirakis
- Brady (PA)
- Buyer
- Cleaver
- Cubin
- Davis, Jo Ann
- Deal (GA)
- Fattah
- Fossella
- Hastings (FL)
- Hobson
- Kennedy
- King (NY)
- Kirk
- Lampson
- Lewis (CA)
- McDermott
- Moore (WI)
- Myrick
- Rangel
- Sessions
- Sutton
- Waxman
- Westmoreland

- Moran (KS)
- Moran (VA)
- Murphy (CT)
- Murphy, Patrick
- Murphy, Tim
- Murtha
- Musgrave
- Nadler
- Napolitano
- Neal (MA)
- Neugebauer
- Nunes
- Oberstar
- Obey
- Olver
- Ortiz
- Pallone
- Pascrell
- Pastor
- Paul
- Payne
- Pearce
- Pence
- Perlmutter
- Peterson (MN)
- Peterson (PA)
- Petri
- Pickering
- Pitts
- Platts
- Poe
- Pomeroy
- Porter
- Price (GA)
- Price (NC)
- Pryce (OH)
- Putnam
- Radanovich
- Rahall
- Ramstad
- Regula
- Rehberg
- Reichert
- Renzi
- Reyes
- Reynolds
- Rodriguez
- Rogers (AL)
- Rogers (KY)
- Rogers (MI)
- Rohrabacher
- Ros-Lehtinen
- Roskam
- Ross
- Rothman
- Roybal-Allard
- Royce
- Ruppersberger
- Rush
- Ryan (OH)
- Ryan (WI)
- Salazar
- Sali
- Sánchez, Linda T.
- Sanchez, Loretta
- Sarbanes
- Saxton
- Schakowsky
- Schiff
- Schmidt
- Schwartz
- Scott (GA)
- Scott (VA)
- Sensenbrenner
- Serrano
- Sestak
- Shadegg
- Sha
- Shea-Porter
- Sherman
- Shuler
- Shuster
- Simpson
- Sires
- Skelton
- Slaughter
- Smith (NE)
- Smith (NJ)
- Smith (TX)
- Smith (WA)
- Snyder
- Solis
- Souder
- Space
- Spratt
- Stark
- Stearns
- Stupak
- Sullivan
- Tancredo
- Tanner
- Tauscher
- Terry
- Thompson (CA)
- Thompson (MS)
- Thornberry
- Tiahrt
- Tiberi
- Tierney
- Towns
- Turner
- Udall (CO)
- Udall (NM)
- Upton
- Van Hollen
- Velázquez
- Visclosky
- Walberg
- Walden (OR)
- Walsh (NY)
- Walz (MN)
- Wamp
- Wasserman
- Schultz
- Waters
- Watson
- Watt
- Weiner
- Welch (VT)
- Weldon (FL)
- Weller
- Wexler
- Whitfield
- Wicker
- Wilson (MN)
- Wilson (OH)
- Wilson (SC)
- Wolf
- Woolsey
- Wu
- Wynn
- Yarmuth
- Young (AK)
- Young (FL)

NOT VOTING—25

- Baker
- Bilirakis
- Brady (PA)
- Buyer
- Cleaver
- Cubin
- Davis, Jo Ann
- Deal (GA)
- Fattah
- Fossella
- Hastings (FL)
- Hobson
- Kennedy
- King (NY)
- Kirk
- Lampson
- Lewis (CA)
- McDermott
- Moore (WI)
- Myrick
- Rangel
- Sessions
- Sutton
- Waxman
- Westmoreland

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said resolution was agreed to.

A motion to reconsider the vote whereby the rules were suspended and said resolution was agreed to was, by unanimous consent, laid on the table.

§56.24 SCHOLARSHIPS FOR MATHEMATICS AND SCIENCE TEACHERS

The SPEAKER pro tempore, Mr. JOHNSON of Georgia, pursuant to House Resolution 327 and rule XVIII, declared the House resolved into the Committee of the Whole House on the state of the Union for the consideration of the bill (H.R. 362) to authorize science scholarships for educating mathematics and science teachers, and for other purposes.

The SPEAKER pro tempore, Mr. JOHNSON of Georgia, by unanimous consent, designated Mr. SALAZAR as Chairman of the Committee of the Whole; and after some time spent therein,

The SPEAKER pro tempore, Mrs. TAUSCHER, assumed the Chair.

When Mr. SALAZAR, Chairman, pursuant to House Resolution 327, reported the bill back to the House with an amendment adopted by the Committee.

The previous question having been ordered by said resolution.

The following amendment, reported from the Committee of the Whole House on the state of the Union, was agreed to:

Strike out all after the enacting clause and insert:

SECTION 1. TABLE OF CONTENTS.

The table of contents for this Act is as follows:

- Sec. 1. Table of contents.
- Sec. 2. Findings.
- Sec. 3. Definitions.

TITLE I—SCIENCE SCHOLARSHIPS

- Sec. 101. Short title.
- Sec. 102. Findings.
- Sec. 103. Policy objective.
- Sec. 104. Robert Noyce Teacher Scholarship Program.

TITLE II—MATHEMATICS AND SCIENCE EDUCATION IMPROVEMENT

- Sec. 201. Mathematics and science education partnerships amendments.
- Sec. 202. Teacher institutes.
- Sec. 203. Graduate degree program.
- Sec. 204. Curricula.
- Sec. 205. Science, Technology, Engineering, and Mathematics Talent Expansion Program.
- Sec. 206. High-need local educational agency definition.
- Sec. 207. Teacher leaders.
- Sec. 208. Laboratory science pilot program.
- Sec. 209. Study on laboratory equipment donations for schools.

SEC. 2. FINDINGS.

Congress finds the following:

- (1) The National Science Foundation has made significant and valuable contributions to the improvement of K-12 and undergraduate science, technology, engineering, and mathematics education throughout its 56 year history.
- (2) Under section 3 of the National Science Foundation Act of 1950 (42 U.S.C. 1862), the National Science Foundation is explicitly required to strengthen science, mathematics, and engineering research potential and education programs at all levels.

SEC. 3. DEFINITIONS.

In this Act:

- (1) The term "cost of attendance" has the meaning given that term in section 472 of the Higher Education Act of 1965 (20 U.S.C. 108711).
- (2) The term "Director" means the Director of the National Science Foundation.



(3) The term "institution of higher education" has the meaning given that term in section 101(a) of the Higher Education Act of 1965 (20 U.S.C. 1001(a)).

(4) The term "mathematics and science teacher" means a mathematics, science, or technology teacher at the elementary school or secondary school level.

**TITLE I—SCIENCE SCHOLARSHIPS**

**SEC. 101. SHORT TITLE.**

This title may be cited as the "10,000 Teachers, 10 Million Minds Science and Math Scholarship Act".

**SEC. 102. FINDINGS.**

Congress finds the following:

(1) The prosperity the United States enjoys today is due in no small part to investments the Nation has made in research and development over the past 50 years.

(2) Corporate, government, and national scientific and technical leaders have raised concerns that current trends affecting the science and technology enterprise of the Nation could result in erosion of this past success and jeopardize future prosperity.

(3) The National Academy of Sciences, the National Academy of Engineering, and the Institute of Medicine were tasked in a congressional request to recommend actions that the Federal Government could take to enhance the science and technology enterprise so that the United States can successfully compete, prosper, and be secure in the global community of the 21st century.

(4) The Academies' highest priority recommendation in its report, "Rising Above the Gathering Storm: Energizing and Employing America for a Brighter Economic Future", is to improve K-12 mathematics and science education, and the Academies' first recommended action item is to institute a major scholarship program to recruit and educate annually 10,000 mathematics and science teachers.

**SEC. 103. POLICY OBJECTIVE.**

In carrying out the program under section 104, the National Science Foundation shall seek to increase by up to 10,000 per year the number of elementary and secondary mathematics and science teachers in the Nation's schools having both exemplary subject knowledge and pedagogical skills.

**SEC. 104. ROBERT NOYCE TEACHER SCHOLARSHIP PROGRAM.**

(a) PROGRAM AMENDMENTS.—Section 10 of the National Science Foundation Authorization Act of 2002 (42 U.S.C. 1862n-1) is amended—

(1) by inserting "teacher" after "noyce" in the section heading;

(2) in subsection (a)(1)—

(A) by striking "to provide scholarships, stipends, and programming designed";

(B) by inserting "and to provide scholarships and stipends to students participating in the program" after "science teachers"; and

(C) by inserting "Teacher" after "Noyce";

(3) in subsection (a)(3)(A)—

(A) by striking "encourage top college juniors and seniors" and inserting "recruit and prepare undergraduate students"; and

(B) by inserting "qualified as" after "to become";

(4) in subsection (a)(3)(A)(ii)—

(A) by striking "programs to help scholarship recipients" and inserting "academic courses and early field teaching experiences designed to prepare students participating in the program";

(B) by striking "programs that will result in" and inserting "such preparation as is necessary to meet requirements for"; and

(C) by striking "licensing; and" and inserting "licensing";

(5) in subsection (a)(3)(A)(iii)—

(A) by striking "scholarship recipients" and inserting "students participating in the program";

(B) by striking "enable the recipients" and inserting "enable the students"; and

(C) by striking "; or" and inserting "; and";

(6) in subsection (a)(3)(A) by inserting at the end the following new clause:

"(iv) providing summer internships for freshman students participating in the program; or";

(7) in subsection (a)(3)(B)—

(A) by striking "encourage" and inserting "recruit and prepare"; and

(B) by inserting "qualified as" after "to become";

(8) by amending clause (ii) of subsection (a)(3)(B) to read as follows:

"(ii) offering academic courses and field teaching experiences designed to prepare stipend recipients to teach in elementary schools and secondary schools, including such preparation as is necessary to meet requirements for teacher certification or licensing; and";

(9) in subsection (a) by inserting at the end the following new paragraph:

"(4) ELIGIBILITY REQUIREMENT.—To be eligible for an award under this section, an institution of higher education (or consortia of such institutions) shall ensure that specific faculty members and staff from the institution's mathematics, science, or engineering departments and specific education faculty are designated to carry out the development and implementation of the program. An institution of higher education may also include teacher leaders to participate in developing the pedagogical content of the program and to supervise students participating in the program in their field teaching experiences. No institution of higher education shall be eligible for an award unless faculty from the institution's mathematics, science, or engineering departments are active participants in the program.

"(5) AWARDS.—In awarding grants under this section, the Director shall endeavor to ensure that the recipients are from a variety of types of institutions of higher education. In support of this goal, the Director shall broadly disseminate information about when and how to apply for grants under this section, including by conducting outreach to Historically Black Colleges and Universities that are part B institutions as defined in section 322(2) of the Higher Education Act of 1965 (20 U.S.C. 1061(2)) and minority institutions (as defined in section 365(3) of that Act (20 U.S.C. 1067k(3))).";

(10) in subsection (b)(1)(A)—

(A) by striking "scholarship or stipend";

(B) by inserting "and summer internships" after "number of scholarships"; and

(C) by inserting "the type of activities proposed for the recruitment of students to the program," after "intends to award,";

(11) in subsection (b)(1)(B)—

(A) by striking "scholarship or stipend"; and

(B) by striking "; and" and inserting ", which may include a description of any existing programs at the applicant's institution that are targeted to the education of mathematics and science teachers and the number of teachers graduated annually from such programs;";

(12) in subsection (b)(1), by striking subparagraph (C) and inserting the following:

"(C) a description of the academic courses and field teaching experiences required under subsection (a)(3)(A)(ii) and (B)(ii), including—

"(i) a description of the undergraduate program that will enable a student to graduate within 5 years with a major in mathematics, science, or engineering and to obtain teacher certification or licensing;

"(ii) a description of the field teaching experiences proposed; and

"(iii) evidence of agreements between the applicant and the schools or school districts that are identified as the locations at which field teaching experiences will occur;

"(D) a description of the programs required under subsection (a)(3)(A)(iii) and (B)(iii), including activities to assist new teachers in fulfilling their service requirements under this section; and

"(E) an identification of the applicant's mathematics, science, or engineering faculty and its education faculty who will carry out the development and implementation of the program as required under subsection (a)(4).";

(13) in subsection (b)(2)—

(A) by redesignating subparagraphs (B), (C), (D), and (E) as subparagraphs (C), (D), (E) and (F), respectively;

(B) by inserting after subparagraph (A) a new subparagraph as follows:

"(B) the extent to which the applicant's mathematics, science, or engineering faculty and its education faculty have worked or will work collaboratively to design new or revised curricula that recognizes the specialized pedagogy required to teach mathematics, science, and technology effectively in elementary and secondary schools;"; and

(C) by amending subparagraph (F), as so redesignated by subparagraph (A) of this paragraph, to read as follows:

"(F) the ability of the applicant to recruit students who are individuals identified in section 33 or 34 of the Science and Engineering Equal Opportunities Act (42 U.S.C. 1885a or 1885b).";

(14) in subsection (c)(1)(B), by striking "2 years" and inserting "3 years";

(15) in subsection (c)(3)—

(A) by striking "\$7,500" and inserting "\$10,000"; and

(B) by striking "2 years of scholarship support" and inserting "3 years of scholarship support, unless the Director establishes a policy by which part-time students may receive additional years of support";

(16) in subsection (c)(4)—

(A) by striking "6 years" and inserting "8 years";

(B) by inserting ", with a maximum service requirement of 6 years" after "was received"; and

(C) by striking "Service required under this paragraph shall be performed in a high-need local educational agency.";

(17) in subsection (c), by adding at the end a new paragraph as follows:

"(5) EXCEPTION.—The period of service obligation under paragraph (4) is reduced by 1 year for scholarship recipients whose service is performed in a high-need local educational agency. The Director shall establish and maintain a central clearinghouse of information on teaching opportunities available in high-need local educational agencies throughout the United States, which shall be made available to individuals having a service obligation under this section.";

(18) in subsection (d)(1), by striking "to receive certification or licensing to teach" and inserting "established under subsection (a)(3)(B)";

(19) in subsection (d)(2), by inserting "and professional achievement" after "academic merit";

(20) in subsection (d)(3), by striking "1 year" and inserting "16 months";

(21) in subsection (d)(4)—

(A) by striking "6 years" and inserting "4 years"; and

(B) by striking "for each year a stipend was received";

(22) in subsection (e)—

(A) by inserting "or section 10A" after "under this section"; and

(B) in paragraph (1) by inserting “or section 10A” after “subsection (d)”;

(23) in subsection (f)(1), by inserting “or section 10A” after “under this section”;

(24) in subsection (g)(2)(A)—

(A) by striking “Treasurer of the United States,” and inserting “Treasurer of the United States.”; and

(B) by striking “multiplied by 2.”;

(25) in subsection (h), by inserting “or section 10A” after “under this section”;

(26) in subsection (i)(3), by inserting “or had a career in” after “is working in”;

(27) in subsection (i)—

(A) by striking “and” at the end of paragraph (4);

(B) in paragraph (5), by inserting “or section 10A” after “subsection (d)”;

(C) by striking the period at the end of paragraph (5) and inserting “; and”;

(D) by adding at the end the following:

“(6) the term ‘teacher leader’ means a mathematics or science teacher who works to improve the instruction of mathematics or science in kindergarten through grade 12 through—

“(A) participating in the development or revision of science, mathematics, engineering, or technology curricula;

“(B) serving as a mentor to mathematics or science teachers;

“(C) coordinating and assisting teachers in the use of hands-on inquiry materials, equipment, and supplies, and when appropriate, supervising acquisition and repair of such materials;

“(D) providing in-classroom teaching assistance to mathematics or science teachers; and

“(E) providing professional development, for the purposes of training other teacher leaders, to mathematics and science teachers.”; and

(28) by adding at the end the following:

“(j) **MATHEMATICS AND SCIENCE SCHOLARSHIP GIFT FUND.**—In accordance with section 11(f) of the National Science Foundation Act of 1950, the Director is authorized to accept donations from the private sector to support scholarships, stipends, or internships associated with programs under this section.

“(k) **ASSESSMENT OF TEACHER SERVICE AND RETENTION.**—Not later than 4 years after the date of enactment of this subsection, the Director shall transmit to Congress a report on the effectiveness of the program carried out under this section. The report shall include the proportion of individuals receiving scholarships or stipends under the program who—

“(1) fulfill their service obligation required under this section in a high-need local educational agency;

“(2) elect to fulfill their service obligation in a high-need local educational agency but fail to complete it, as defined in subsection (g);

“(3) remain in the teaching profession beyond their service obligation; and

“(4) remain in the teaching profession in a high-need local educational agency beyond their service obligation.

“(l) **AUTHORIZATION OF APPROPRIATIONS.**—There are authorized to be appropriated to the Director for the Robert Noyce Teacher Scholarship Program—

“(1) \$70,000,000 for fiscal year 2008;

“(2) \$101,000,000 for fiscal year 2009;

“(3) \$133,000,000 for fiscal year 2010;

“(4) \$164,000,000 for fiscal year 2011; and

“(5) \$196,000,000 for fiscal year 2012.”.

(b) **SPECIAL PARTNERSHIP PROGRAM FOR STIPENDS.**—The National Science Foundation Authorization Act of 2002 is amended by inserting after section 10 the following new section:

**“SEC. 10A. SPECIAL PARTNERSHIP PROGRAM FOR STIPENDS.**

“(a) **IN GENERAL.**—As part of the Robert Noyce Teacher Scholarship Program established under section 10, the Director shall establish a separate type of award for eligible entities described in subsection (b). Stipends under this section shall be available only to mathematics, science, and engineering professionals who, while receiving the stipend, are enrolled in a program to receive certification or licensing to teach.

“(b) **ELIGIBILITY.**—In order to be eligible to receive a grant under this section, an institution of higher education (or consortia of such institutions) shall enter into a partnership with one or more private sector non-profit organizations, local or State government organizations, and businesses. The members of the partnership shall provide the teaching supplements described in subsection (f).

“(c) **USE OF GRANTS.**—Grants provided under this section shall be used by institutions of higher education or consortia to develop and implement a program to encourage science, mathematics, or engineering professionals to become qualified as mathematics and science teachers, through—

“(1) administering stipends in accordance with this section;

“(2) offering academic courses and field teaching experiences designed to prepare stipend recipients to teach in elementary and secondary schools, including such preparation as is necessary to meet the requirements for certification or licensing; and

“(3) offering programs to stipend recipients, both during and after matriculation in the program for which the stipend is received, to enable recipients to become better mathematics and science teachers, to fulfill the service requirements of this section, and to exchange ideas with others in their fields.

“(d) **SELECTION PROCESS.**—

“(1) **MERIT REVIEW.**—Grants shall be provided under this section on a competitive, merit-reviewed basis.

“(2) **APPLICATIONS.**—An eligible institution of higher education or consortium seeking funding under this section shall submit an application to the Director at such time, in such manner, and containing such information as the Director may require. The application shall include, at a minimum—

“(A) a description of the program that the applicant intends to operate, including the number of stipends the applicant intends to award, the type of activities proposed for the recruitment of students to the program, and the amount of the teaching supplements to be provided in accordance with subsection (f);

“(B) a description of the selection process that will be used in awarding stipends, including a description of the rigorous, nationally recognized test that will be administered during the selection process in order to determine whether individuals applying for stipends have advanced content knowledge of science or mathematics;

“(C) evidence that the applicant has the capability to administer the program in accordance with the provisions of this section, which may include a description of any existing programs at the applicant’s institution that are targeted to the education of mathematics and science teachers and the number of teachers graduated annually from such programs;

“(D) a description of the academic courses and field teaching experiences described in subsection (c)(2), including—

“(i) a description of an educational program that will enable a student to obtain teacher certification or licensing within 16 months; and

“(ii) evidence of agreements between the applicant and the schools or school districts

that are identified as the locations at which field teaching experiences will occur;

“(E) a description of the programs described in subsection (c)(3), including activities to assist new teachers in fulfilling their service requirements under this section; and

“(F) evidence that the partnership will provide the teaching supplements required under subsection (f).

“(3) **CRITERIA.**—In evaluating the applications submitted under paragraph (2), the Director shall consider, at a minimum—

“(A) the ability of the applicant to effectively carry out the program and to meet the requirement of subsection (f);

“(B) the extent to which the applicant’s mathematics, science, or engineering faculty and its education faculty have worked or will work collaboratively to design new or revised curricula that recognizes the specialized pedagogy required to teach mathematics and science effectively in elementary and secondary schools;

“(C) the extent to which the applicant is committed to making the program a central organizational focus;

“(D) the degree to which the proposed programming will enable stipend recipients to become successful mathematics and science teachers;

“(E) the number and quality of the students that will be served by the program; and

“(F) the ability of the applicant to recruit students who would otherwise not pursue a career in teaching.

“(e) **STIPENDS.**—Individuals shall be selected to receive stipends under this section primarily on the basis of their content knowledge of science or mathematics as demonstrated by their performance on a test designated in accordance with subsection (d)(2)(B). Among individuals demonstrating equivalent content knowledge, consideration may be given to financial need and to the goal of promoting the participation of individuals identified in section 33 or 34 of the Science and Engineering Equal Opportunities Act (42 U.S.C. 1885a or 1885b).

“(f) **TEACHING SUPPLEMENTS.**—The members of a partnership shall identify a source of non-Federal funding to provide salary supplements to individuals who participate in the program under this section during the period of their service obligation under subsection (h).

“(g) **AMOUNT AND DURATION.**—Stipends under this section shall be not less than \$10,000 per year, except that no individual shall receive for any year more than the cost of attendance at that individual’s institution. Individuals may receive a maximum of 16 months of stipend support.

“(h) **SERVICE OBLIGATION.**—If an individual receives a stipend under this section, that individual shall be required to complete, within 6 years after completion of the educational program for which the stipend was awarded, 4 years of service as a mathematics or science teacher in a public secondary school.”.

(c) **CONFORMING AMENDMENT.**—Section 8(6) of the National Science Foundation Authorization Act of 2002 is amended—

(1) in the paragraph heading by inserting “TEACHER” after “NOYCE”; and

(2) by inserting “Teacher” after “Noyce”.

**TITLE II—MATHEMATICS AND SCIENCE EDUCATION IMPROVEMENT**

**SEC. 201. MATHEMATICS AND SCIENCE EDUCATION PARTNERSHIPS AMENDMENTS.**

Section 9 of the National Science Foundation Authorization Act of 2002 (42 U.S.C. 1862n) is amended—

(1) in subsection (a)(2)—

(A) by striking “(A)”;

(B) by striking subparagraph (B);  
 (C) by inserting “, through 1 or more of its departments in science, mathematics, or engineering,” after “institution of higher education”; and

(D) by striking “a State educational agency” and inserting “education faculty from the participating institution or institutions of higher education, a State educational agency.”;

(2) in subsection (a)(3)(B)—

(A) by inserting “content-specific” before “professional development programs”;

(B) by inserting “which are” before “designed”; and

(C) by inserting “and which may include teacher training activities to prepare mathematics and science teachers to teach challenging mathematics, science, and technology college-preparatory courses, including Advanced Placement and International Baccalaureate courses” after “and science teachers”;

(3) in subsection (a)(3)(C)—

(A) by inserting “and laboratory experiences” after “technology”; and

(B) by inserting “and laboratory” after “provide technical”;

(4) in subsection (a)(3)(I) by inserting “including model induction programs for teachers in their first 2 years of teaching,” after “and science.”;

(5) in subsection (a)(3)(K) by striking “developing and offering mathematics or science enrichment programs for students, including after-school and summer programs;” and inserting “developing educational programs and materials and conducting mathematics, science, and technology enrichment programs for students, including after-school programs and summer camps for students described in subsection (b)(2)(G);”;

(6) in subsection (a) by inserting at the end the following:

“(8) MASTER’S DEGREE PROGRAMS.—Activities carried out in accordance with paragraph (3)(B) shall include the development and offering of master’s degree programs for in-service mathematics and science teachers that will strengthen their subject area knowledge and pedagogical skills, as described in section 203 of the Act enacting this paragraph. Grants provided under this section may be used to develop and implement courses of instruction for the master’s degree programs, which may involve online learning, and develop related educational materials.

“(9) MENTORS FOR TEACHERS AND STUDENTS OF CHALLENGING COURSES.—Partnerships carrying out activities to prepare mathematics and science teachers to teach challenging mathematics, science, and technology college-preparatory courses, including Advanced Placement and International Baccalaureate courses, in accordance with paragraph (3)(B) shall encourage companies employing scientists, mathematicians, or engineers to provide mentors to teachers and students and provide for the coordination of such mentoring activities.

“(10) INVENTIVENESS.—Activities carried out in accordance with paragraph (3)(H) may include the development and dissemination of curriculum tools that will help foster inventiveness and innovation.”;

(7) in subsection (b)(2) by redesignating subparagraphs (E) and (F) as subparagraphs (F) and (G), respectively, and inserting after subparagraph (D) the following new subparagraph:

“(E) the extent to which the evaluation described in paragraph (1)(E) will be independent and based on objective measures;”;

(8) in subsection (b) by inserting at the end the following:

“(4) MINIMUM AND MAXIMUM GRANT SIZE.—A grant awarded under this section shall be

not less than \$75,000 or greater than \$2,000,000 for any fiscal year.”;

(9) in subsection (c)—

(A) by striking paragraph (2);

(B) by redesignating paragraphs (3), (4), and (5) as paragraphs (4), (5), and (6), respectively; and

(C) by inserting after paragraph (1) the following new paragraphs:

“(2) REPORT ON MODEL PROJECTS.—The Director shall determine which completed projects funded through the program under this section should be seen as models to be replicated on a more expansive basis at the State or national levels. Not later than 1 year after the date of enactment of this paragraph, the Director shall transmit a report describing the results of this study to the Committee on Science and Technology and the Committee on Education and Labor of the House of Representatives and to the Committee on Commerce, Science, and Transportation and the Committee on Health, Education, Labor, and Pensions of the Senate.

“(3) REPORT ON EVALUATIONS.—Not later than 4 years after the date of enactment of this paragraph, the Director shall transmit a report summarizing the evaluations required under subsection (b)(1)(E) of grants received under this program and describing any changes to the program recommended as a result of these evaluations to the Committee on Science and Technology and the Committee on Education and Labor of the House of Representatives and to the Committee on Commerce, Science, and Transportation and the Committee on Health, Education, Labor, and Pensions of the Senate. Such report shall be made widely available to the public.”; and

(10) by adding at the end the following new subsection:

“(d) DEFINITIONS.—In this section—

“(1) the term ‘mathematics and science teacher’ means a mathematics, science, or technology teacher at the elementary school or secondary school level; and

“(2) the term ‘science’, in the context of elementary and secondary education, includes technology and pre-engineering.”.

#### SEC. 202. TEACHER INSTITUTES.

(a) NATIONAL SCIENCE FOUNDATION INSTITUTES.—

(1) IN GENERAL.—The Director shall establish a grant program to provide for summer or academic year teacher institutes or workshops authorized by section 9(a)(3)(B) of the National Science Foundation Authorization Act of 2002 (42 U.S.C. 1862n(a)(3)(B)) and shall allow grantees under the Teacher Institutes for the 21st Century program to operate 1 to 2 week summer teacher institutes with the goal of reaching the maximum number of in-service mathematics and science teachers, particularly elementary and middle school teachers, to improve their content knowledge and pedagogical skills.

(2) PREPARATION TO TEACH CHALLENGING COURSES.—The Director shall ensure that activities supported for awards under paragraph (1) include the development and implementation of teacher training activities to prepare mathematics and science teachers to teach challenging mathematics, science, and technology college-preparatory courses, including Advanced Placement and International Baccalaureate courses.

(3) AWARDS.—In awarding grants under this section, the Director shall give priority to applications that propose programs that will attract mathematics and science teachers from local educational agencies that—

(A) are receiving grants under title I of the Elementary and Secondary Education Act of 1965 (20 U.S.C. 6301 et seq) as a result of having within their jurisdictions concentrations of children from low income families; and

(B) are experiencing a shortage of highly qualified teachers, as defined in section 9101 of the Elementary and Secondary Education Act of 1965 (20 U.S.C. 7801), in the fields of science, mathematics, or technology.

(4) AUTHORIZATION OF APPROPRIATIONS.—There are authorized to be appropriated to the National Science Foundation for the purposes of this section, \$32,000,000 for fiscal year 2008, \$35,200,000 for fiscal year 2009, \$38,700,000 for fiscal year 2010, \$42,600,000 for fiscal year 2011, and \$46,800,000 for fiscal year 2012.

(b) LABORATORY SCIENCE TEACHER PROFESSIONAL DEVELOPMENT.—There are authorized to be appropriated to the Secretary of Energy for the Laboratory Science Teacher Professional Development program, \$3,000,000 for fiscal year 2008, \$8,000,000 for fiscal year 2009, \$10,000,000 for fiscal year 2010, \$10,000,000 for fiscal year 2011, and \$10,000,000 for fiscal year 2012.

#### SEC. 203. GRADUATE DEGREE PROGRAM.

(a) IN GENERAL.—The Director shall ensure that master’s degree programs for in-service mathematics and science teachers that will strengthen their subject area knowledge and pedagogical skills are instituted in accordance with section 9(a)(8) of the National Science Foundation Authorization Act of 2002 (42 U.S.C. 1862n(a)(8)). The degree programs shall be designed for current teachers, who will enroll as part-time students, and to allow participants to obtain master’s degrees within a period of 3 years.

(b) DISTRIBUTION OF AWARDS.—The Director shall, in awarding grants to carry out subsection (a), consider the distribution of awards among institutions of higher education of different sizes and geographic locations.

(c) PROGRAM ACTIVITIES.—Activities supported through master’s degree programs established under subsection (a) may include—

(1) development of courses of instruction and related educational materials;

(2) stipends to defray the cost of attendance for students in the degree program; and

(3) acquisition of computer and networking equipment needed for online instruction under the degree program.

(d) AUTHORIZATION OF APPROPRIATIONS.—There are authorized to be appropriated to the National Science Foundation for the purposes of this section \$46,000,000 for fiscal year 2008, \$50,600,000 for fiscal year 2009, \$55,700,000 for fiscal year 2010, \$61,200,000 for fiscal year 2011, and \$67,300,000 for fiscal year 2012.

#### SEC. 205. SCIENCE, TECHNOLOGY, ENGINEERING, AND MATHEMATICS TALENT EXPANSION PROGRAM.

(a) AMENDMENTS.—Section 8(7) of the National Science Foundation Authorization Act of 2002 is amended—

(1) in subparagraph (A) by striking “competitive, merit-based” and all that follows through “in recent years.” and inserting “competitive, merit-reviewed multiyear grants for eligible applicants to improve undergraduate education in science, mathematics, engineering, and technology through—

“(i) the creation of programs to increase the number of students studying toward and completing associate’s or bachelor’s degrees in science, technology, engineering, and mathematics, particularly in fields that have faced declining enrollment in recent years; and

“(ii) the creation of centers (in this paragraph referred to as ‘Centers’) to develop undergraduate curriculum, teaching methods for undergraduate courses, and methods to better train professors and teaching assistants who teach undergraduate courses to increase the number of students completing

undergraduate courses in science, technology, engineering, and mathematics, including the number of nonmajors, and to improve student academic achievement in those courses.

Grants made under clause (ii) shall be awarded jointly through the Education and Human Resources Directorate and at least 1 research directorate of the Foundation.”;

(2) by amending subparagraph (B) to read as follows:

“(B) In selecting projects under subparagraph (A)(1), the Director shall strive to increase the number of students studying toward and completing baccalaureate degrees, concentrations, or certificates in science, mathematics, engineering, or technology who are—

“(i) individuals identified in section 33 or 34 of the Science and Engineering Equal Opportunities Act (42 U.S.C. 1885a or 1885b); or

“(ii) graduates of a secondary school that is administered by a local educational agency that is receiving grants under title I of the Elementary and Secondary Education Act of 1965 (20 U.S.C. 6301 et seq) as a result of having within its jurisdiction concentrations of children from low income families.”;

(3) in subparagraph (C)—

(A) by inserting “(i)” before “The types of”;

(B) by redesignating clauses (i) through (vi) as subclauses (I) through (VI), respectively;

(C) by striking “under this paragraph” and inserting “under subparagraph (A)(i)”;

(D) by adding at the end the following new clause:

“(ii) The types of activities the Foundation may support under subparagraph (A)(ii) include—

“(I) creating model curricula and laboratory programs;

“(II) developing and demonstrating research-based instructional methods and technologies;

“(III) developing methods to train graduate students and faculty to be more effective teachers of undergraduates;

“(IV) conducting programs to disseminate curricula, instructional methods, or training methods to faculty at the grantee institutions and at other institutions;

“(V) conducting assessments of the effectiveness of the Center at accomplishing the goals described in subparagraph (A)(ii); and

“(VI) conducting any other activities the Director determines will accomplish the goals described in subparagraph (A)(ii).”;

(4) in subparagraph (D)(i), by striking “under this paragraph” and inserting “under subparagraph (A)(i)”;

(5) in subparagraph (D)(ii), by striking “under this paragraph” and inserting “under subparagraph (A)(i)”;

(6) after subparagraph (D)(iii), by adding at the end the following new clause:

“(iv) A grant under subparagraph (A)(ii) shall be awarded for 5 years, and the Director may extend such a grant for up to 2 additional 3 year periods.”;

(7) in subparagraph (E), by striking “under this paragraph” both places it appears and inserting “under subparagraph (A)(i)”;

(8) by redesignating subparagraph (F) as subparagraph (J); and

(9) by inserting after subparagraph (E) the following new subparagraphs:

“(F) Grants awarded under subparagraph (A)(ii) shall be carried out by a department or departments of science, mathematics, or engineering at institutions of higher education (or a consortia thereof), which may partner with education faculty. Applications for awards under subparagraph (A)(ii) shall be submitted to the Director at such time, in such manner, and containing such informa-

tion as the Director may require. At a minimum, the application shall include—

“(i) a description of the activities to be carried out by the Center;

“(ii) a plan for disseminating programs related to the activities carried out by the Center to faculty at the grantee institution and at other institutions;

“(iii) an estimate of the number of faculty, graduate students (if any), and undergraduate students who will be affected by the activities carried out by the Center; and

“(iv) a plan for assessing the effectiveness of the Center at accomplishing the goals described in subparagraph (A)(ii).

“(G) In evaluating the applications submitted under subparagraph (F), the Director shall consider, at a minimum—

“(i) the ability of the applicant to effectively carry out the proposed activities, including the dissemination activities described in subparagraph (C)(ii)(IV); and

“(ii) the extent to which the faculty, staff, and administrators of the applicant institution are committed to improving undergraduate science, mathematics, and engineering education.

“(H) In awarding grants under subparagraph (A)(ii), the Director shall endeavor to ensure that a wide variety of science, technology, engineering, and mathematics fields and types of institutions of higher education, including 2-year colleges and minority-serving institutions, are covered, and that—

“(i) at least 1 Center is housed at a Doctoral/Research University as defined by the Carnegie Foundation for the Advancement of Teaching; and

“(ii) at least 1 Center is focused on improving undergraduate education in an interdisciplinary area.

“(I) The Director shall convene an annual meeting of the awardees under this paragraph to foster collaboration and to disseminate the results of the Centers and the other activities funded under this paragraph.”.

(b) REPORT ON DATA COLLECTION.—Not later than 180 days after the date of enactment of this Act, the Director shall transmit to Congress a report on how the Director is determining whether current grant recipients in the Science, Technology, Engineering, and Mathematics Talent Expansion Program are making satisfactory progress as required by section 8(7)(D)(ii) of the National Science Foundation Authorization Act of 2002 and what funding actions have been taken as a result of the Director’s determinations.

(c) AUTHORIZATION OF APPROPRIATIONS.—There are authorized to be appropriated to the National Science Foundation for the program described in paragraph (7) of section 8 of the National Science Foundation Authorization Act of 2002—

(1) \$44,000,000 for fiscal year 2008, of which \$4,000,000 shall be for the grants described in subparagraph (A)(ii) of that paragraph;

(2) \$55,000,000 for fiscal year 2009, of which \$10,000,000 shall be for the grants described in subparagraph (A)(ii) of that paragraph;

(3) \$60,000,000 for fiscal year 2010, of which \$10,000,000 shall be for the grants described in subparagraph (A)(ii) of that paragraph;

(4) \$60,000,000 for fiscal year 2011, of which \$10,000,000 shall be for the grants described in subparagraph (A)(ii) of that paragraph; and

(5) \$60,000,000 for fiscal year 2012, of which \$10,000,000 shall be for the grants described in subparagraph (A)(ii) of that paragraph.

**SEC. 206. HIGH-NEED LOCAL EDUCATIONAL AGENCY DEFINITION.**

Section 4(8) of the National Science Foundation Authorization Act of 2002 (42 U.S.C. 1862n note) is amended to read as follows:

“(8) HIGH-NEED LOCAL EDUCATIONAL AGENCY.—The term ‘high-need local educational

agency’ means a local educational agency that—

“(A) is receiving grants under title I of the Elementary and Secondary Education Act of 1965 (20 U.S.C. 6301 et seq) as a result of having within its jurisdiction concentrations of children from low income families; and

“(B) is experiencing a shortage of highly qualified teachers, as defined in section 9101 of the Elementary and Secondary Education Act of 1965 (20 U.S.C. 7801), in the fields of science, mathematics, or engineering.”.

**SEC. 207. TEACHER LEADERS.**

The National Science Foundation Authorization Act of 2002 is amended—

(1) in section 4(11)—

(A) by striking “MASTER TEACHER” and inserting “TEACHER LEADER”;

(B) by striking “master teacher” and inserting “teacher leader”;

(C) in subparagraph (E), by striking “master teachers” and inserting “teacher leaders”;

(2) in section 9—

(A) in subsection (a)(3)(E), by striking “master teachers” and inserting “teacher leaders”;

(B) in subsection (a)(4)—

(i) by striking “MASTER TEACHERS” and inserting “TEACHER LEADERS”;

(ii) by striking “master teachers” each place it appears and inserting “teacher leaders”.

**SEC. 208. LABORATORY SCIENCE PILOT PROGRAM.**

(a) FINDINGS.—The Congress finds the following:

(1) To remain competitive in science and technology in the global economy, the United States must increase the number of students graduating from high school prepared to pursue postsecondary education in science, technology, engineering, and mathematics.

(2) There is broad agreement in the scientific community that learning science requires direct involvement by students in scientific inquiry and that laboratory experience is so integral to the nature of science that it must be included in every science program for every science student.

(3) In America’s Lab Report, the National Research Council concluded that the current quality of laboratory experiences is poor for most students and that educators and researchers do not agree on how to define high school science laboratories or on their purpose, hampering the accumulation of research on how to improve labs.

(4) The National Research Council found that schools with higher concentrations of non-Asian minorities and schools with higher concentrations of poor students are less likely to have adequate laboratory facilities than other schools.

(5) The Government Accountability Office reported that 49.1 percent of schools where the minority student population is greater than 50.5 percent reported not meeting functional requirements for laboratory science well or at all.

(6) 40 percent of those college students who left the science fields reported some problems related to high school science preparation, including lack of laboratory experience and no introduction to theoretical or to analytical modes of thought.

(7) It is in the national interest for the Federal Government to invest in research and demonstration projects to improve the teaching of laboratory science in the Nation’s high schools.

(b) GRANT PROGRAM.—Section 8(8) of the National Science Foundation Authorization Act of 2002 is amended—

(1) by redesignating subparagraphs (A) through (F) as clauses (i) through (vi), respectively;

(2) by inserting "(A)" before "A program of competitive"; and

(3) by inserting at the end the following new subparagraphs:

"(B) In accordance with subparagraph (A)(v), the Director shall establish a research pilot program designated as 'Partnerships for Access to Laboratory Science' to award grants to partnerships to improve laboratories and provide instrumentation as part of a comprehensive program to enhance the quality of mathematics, science, engineering, and technology instruction at the secondary school level. Grants under this subparagraph may be used for—

"(i) purchase, rental, or leasing of equipment, instrumentation, and other scientific educational materials;

"(ii) maintenance, renovation, and improvement of laboratory facilities;

"(iii) development of instructional programs designed to integrate the laboratory experience with classroom instruction and to be consistent with State mathematics and science academic achievement standards;

"(iv) training in laboratory safety for school personnel;

"(v) design and implementation of hands-on laboratory experiences to encourage the interest of individuals identified in section 33 or 34 of the Science and Engineering Equal Opportunities Act (42 U.S.C. 1885a or 1885b) in mathematics, science, engineering, and technology and help prepare such individuals to pursue postsecondary studies in these fields; and

"(vi) assessment of the activities funded under this subparagraph.

"(C) Grants may be made under subparagraph (B) only to a partnership—

"(i) for a project that includes significant teacher training and professional development components; or

"(ii) that establishes that appropriate teacher training and professional development is being addressed, or has been addressed, through other means.

"(D) Grants awarded under subparagraph (B) shall be to a partnership that—

"(i) includes an institution of higher education or a community college;

"(ii) includes a high-need local educational agency;

"(iii) includes a business or eligible non-profit organization; and

"(iv) may include a State educational agency, other public agency, National Laboratory, or community-based organization.

"(E) The Federal share of the cost of activities carried out using amounts from a grant under subparagraph (B) shall not exceed 50 percent.

"(F) The Director shall require grant recipients to submit a report to the Director on the results of the project supported by the grant."

(c) REPORT.—The Director shall evaluate the effectiveness of activities carried out under the research pilot projects funded by the grant program established pursuant to the amendment made by subsection (b) in improving student performance in mathematics, science, engineering, and technology. A report documenting the results of that evaluation shall be submitted to the Committee on Science and Technology of the House of Representatives and the Committees on Commerce, Science, and Transportation and on Health, Education, Labor, and Pensions of the Senate not later than 5 years after the date of enactment of this Act. The report shall identify best practices and materials developed and demonstrated by grant awardees.

(d) AUTHORIZATION OF APPROPRIATIONS.—There are authorized to be appropriated to the National Science Foundation to carry out this section and the amendments made by this section \$5,000,000 for fiscal year 2008,

and such sums as may be necessary for each of the 3 succeeding fiscal years.

SEC. 209. STUDY ON LABORATORY EQUIPMENT DONATIONS FOR SCHOOLS.

Not later than 2 years after the date of enactment of this Act, the Director shall transmit a report to the Congress examining the extent to which institutions of higher education are donating used laboratory equipment to elementary and secondary schools. The Director, in consultation with the Secretary of Education, shall survey institutions of higher education to determine—

(1) how often, how much, and what type of equipment is donated;

(2) what criteria or guidelines the institutions are using to determine what types of equipment can be donated, what condition the equipment should be in, and which schools receive the equipment;

(3) whether the institutions provide any support to, or follow-up with the schools; and

(4) how appropriate donations can be encouraged.

The bill, as amended, was ordered to be engrossed and read a third time, was read a third time by title.

Mr. HOEKSTRA moved to recommit the bill to the Committee on Science and Technology with instructions to report the bill back to the House forthwith with the following amendment:

Amend section 204 to read as follows:

SEC. 204. CURRICULA.

Nothing in this Act, or the amendments made by this Act, shall be construed to limit the authority of State governments or local school boards to determine the curricula of their students.

After debate,

By unanimous consent, the previous question was ordered on the motion to recommit with instructions.

The question being put, viva voce,

Will the House recommit said bill with instructions?

The SPEAKER pro tempore, Mrs. TAUSCHER, announced that the yeas had it.

Mr. HOEKSTRA objected to the vote on the ground that a quorum was not present and not voting.

A quorum not being present,

The roll was called under clause 6, rule XX, and the call was taken by electronic device.

When there appeared { Yeas ..... 408 Nays ..... 4

156.25

[Roll No. 253]

YEAS—408

Table listing names of members of the House of Representatives, including Ackerman, Aderholt, Akin, Alexander, Allen, Altmire, Andrews, Arcuri, Baca, Bachmann, Bachus, Baird, Baker, Baldwin, Barrett (SC), Barrow, Bartlett (MD), Barton (TX), Bean, Becerra, Berkley, Berman, Berry, Biggart, Bilbray, Bishop (GA), Bishop (NY), Bishop (UT), Blackburn, Blumenauer, Blunt, Boehner, Bonner, Bono, Boozman, Boren, Boswell, Boustany, Boyd (FL), Boyd (KS), Brady (TX), Braley (IA), Brown (SC), Brown, Corrine, Brown-Waite, Ginny, Buchanan, Burgess, Burton (IN), Butterfield, Calvert, Camp (MI), Campbell (CA), Cannon, Cantor, Capito, Capps, Capuano, Cardoza, Carnahan, Carney, Carson, Carter, Castle, Castor, Chabot, Chandler, Clarke, Clay, Cleaver, Clyburn, Coble, Conaway, Conyers, Cooper, Costa, Costello, Courtney, Cramer, Crenshaw, Cuellar, Culberson, Cummings, Davis (AL), Davis (CA), Davis (IL), Davis (KY), Davis, David, Davis, Lincoln, Davis, Tom, Deal (GA), DeFazio, DeGette, Delahunt, DeLauro, Dent, Diaz-Balart, L., Diaz-Balart, M., Dicks, Dingell, Doggett, Donnelly, Doolittle, Doyle, Drake, Dreier, Duncan, Edwards, Ehlers, Ellison, Ellsworth, Emanuel, Emerson, Engel, English (PA), Eshoo, Etheridge, Everett, Fallin, Farr, Feeney, Ferguson, Filner, Flake, Forbes, Fortenberry, Foxx, Frank (MA), Franks (AZ), Frelinghuysen, Gallegly, Garrett (NJ), Gerlach, Giffords, Gilchrest, Gillibrand, Gillmor, Gingrey, Gohmert, Gonzalez, Goode, Goodlatte, Gordon, Granger, Graves, Green, Al, Green, Gene, Grijalva, Gutierrez, Hall (NY), Hall (TX), Hare, Harman, Hastings (WA), Hayes, Heller, Hensarling, Hergert, Herseth Sandlin, Higgins, Hill, Hinchey, Hinojosa, Hirono, Hobson, Hodes, Hoekstra, Holden, Holt, Honda, Hooley, Hoyer, Hulshof, Hunter, Inglis (SC), Inslee, Israel, Issa, Jackson (IL), Jackson-Lee (TX), Jefferson, Jindal, Johnson (GA), Johnson (IL), Johnson, E. B., Johnson, Sam, Jones (NC), Jones (OH), Jordan, Kagen, Kanjorski, Kaptur, Keller, Kildee, Kilpatrick, Kind, King (IA), Kingston, Klein (FL), Kline (MN), Knollenberg, Kucinich, Kuhl (NY), LaHood, Lamborn, Langevin, Lantos, Larsen (WA), Larson (CT), Latham, LaTourette, Lee, Levin, Lewis (CA), Lewis (GA), Lewis (KY), Linder, Lipinski, LoBiondo, Loeb sack, Lofgren, Zoe, Lowey, Lucas, Lungren, Daniel E., Lynch, Mack, Mahoney (FL), Maloney (NY), Manzullo, Marchant, Markey, Marshall, Matheson, Matsui, McCarthy (CA), McCarthy (NY), McCaul (TX), McCollum (MN), McCotter, McCrery, McDermott, McGovern, McHenry, McHugh, McIntyre, McKeon, McMorris, Rodgers, McNeerney, McNulty, Meehan, Meek (FL), Meeks (NY), Melancon, Mica, Michaud, Miller (FL), Miller (MI), Miller (NC), Miller, Gary, Miller, George, Mitchell, Mollohan, Moore (KS), Moore (WI), Moran (KS), Moran (VA), Murphy (CT), Murphy, Patrick, Murphy, Tim, Murtha, Musgrave, Nadler, Napolitano, Neal (MA), Neugebauer, Nunes, Oberstar, Obey, Ortiz, Pallone, Pastor, Paul, Payne, Pearce, Pence, Perlmutter, Peterson (MN), Peterson (PA), Petri, Pickering, Pitts, Platts, Pomeroy, Porter, Price (GA), Price (NC), Pryce (OH), Putnam, Radanovich, Rahall, Ramstad, Regula, Rehberg, Reichert, Renzi, Reyes, Reynolds, Rodriguez, Rogers (AL), Rogers (KY), Rogers (MI), Rohrabacher, Ros-Lehtinen, Roskam, Ross, Rothman, Roybal-Allard, Royce, Ruppertsberger, Rush, Ryan (OH), Ryan (WI), Salazar, Sali, Sanchez, Linda T., Sanchez, Loretta, Sarbanes, Saxton, Schakowsky, Schiff, Schmidt, Schwartz, Scott (GA), Scott (VA), Sensenbrenner, Serrano, Sessions, Sestak, Shadegg, Shays, Shea-Porter, Sherman, Shimkus, Shuler, Shuster, Simpson, Sires, Skelton, Smith (NE), Smith (NJ), Smith (TX), Smith (WA), Snyder, Solis, Souder, Space, Spratt, Stark, Stearns, Stupak, Sullivan, Tancredo, Tanner

Table listing names of representatives and their states, including Tauscher, Taylor, Terry, Thompson (CA), etc.

NAYS—4

Table listing names of representatives who voted 'NAYS', including Abercrombie, Crowley, Bilirakis, etc.

NOT VOTING—20

Table listing names of representatives who did not vote, including Fossella, Hastert, Brady (PA), etc.

So the motion to recommit with instructions was agreed to.

Mr. GORDON of Tennessee, by direction of the Committee on Science and Technology and pursuant to the foregoing order of the House reported the bill back to the House with said amendment.

The question being put, viva voce, Will the House agree to said amendment?

The SPEAKER pro tempore, Mrs. TAUSCHER, announced that the yeas had it.

So the amendment was agreed to. The bill, as amended, was ordered to be engrossed and read a third time, was read a third time by title.

The question being put, viva voce, Will the House pass said bill?

The SPEAKER pro tempore, Mrs. TAUSCHER, announced that the yeas had it.

Mr. GORDON of Tennessee, demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The vote was taken by electronic device.

It was decided in the affirmative { Yeas ..... 389 Nays ..... 22

56.26 [Roll No. 254]

YEAS—389

Table listing names of representatives who voted 'YEAS', including Abercrombie, Ackerman, Aderholt, etc.

NAYS—22

Table listing names of representatives who voted 'NAYS', including Barrett (SC), Blackburn, Campbell (CA), etc.

NOT VOTING—21

Table listing names of representatives who did not vote, including Bilirakis, Boucher, Brady (PA), etc.

So the bill was passed.

A motion to reconsider the vote whereby said bill was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said bill.

56.27 SUBMISSION OF CONFERENCE REPORT—H.R. 1591

Mr. OBEY submitted a conference report (Rept. No. 110-107) on the bill (H.R. 1591) making emergency supplemental appropriations for the fiscal year ending September 30, 2007, and for other purposes; together with a statement thereon, for printing in the CONGRESSIONAL RECORD under the rule.

56.28 BASIC RESEARCH AND RESEARCH INFRASTRUCTURE IN SCIENCE AND ENGINEERING

The SPEAKER pro tempore, Mrs. TAUSCHER, pursuant to House Resolution 318 and rule XVIII, declared the House resolved into the Committee of the Whole House on the state of the Union for the consideration of the bill (H.R. 363) to authorize appropriations for basic research and research infrastructure in science and engineering, and for support of graduate fellowships, and for other purposes.

The SPEAKER pro tempore, Mrs. TAUSCHER, by unanimous consent, designated Mr. WATT as Chairman of the Committee of the Whole; and after some time spent therein,

56.29 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment numbered 3, printed in House Report 110-39, submitted by Mrs. GILLIBRAND:

At the end of the bill, add the following new section:

SEC. 10. UNDERGRADUATE SCHOLARSHIPS FOR SCIENCE, TECHNOLOGY, ENGINEERING, AND MATHEMATICS.

(a) ESTABLISHMENT.—The National Science Foundation shall establish a program, to be known as the Undergraduate Scholarships for Science, Technology, Engineering, and Mathematics, or US-STEM, program, for awarding scholarships to undergraduate scholars in science, technology, engineering, and mathematics.



(b) ELIGIBILITY.—A student is eligible for a scholarship under this section only if the student—

(1) is enrolled at a public, 4-year college or university;

(2) will have completed at least one-half of the credit requirements for an undergraduate degree before beginning studies to be funded by the scholarship;

(3) has maintained a grade point average in undergraduate studies of at least 3.0 on a scale of 4.0, or an equivalent level as calculated by the National Science Foundation, except that if the student's institution appears this criterion on the basis of undue hardship on the student, the National Science Foundation may waive this paragraph;

(4) has a total family income of less than \$75,000 per year, with such amount to be adjusted annually by the National Science Foundation for inflation;

(5) has not been convicted of a felony; and

(6) is a citizen or permanent resident alien of the United States.

(c) SELECTION CRITERIA.—Scholarship recipients shall be selected on the basis of merit and such other criteria as the National Science Foundation shall establish.

(d) AWARDS.—The National Science Foundation shall announce awards before April 1 for each upcoming academic year, and may make up to 2,500 awards per year. Awards may be made for a maximum of 2 academic years for each student, and scholarship amounts shall be paid to the institution.

(e) ADVISORY BOARD.—The Director of the National Science Foundation shall establish an advisory board, which shall make recommendations to the Director for selection criteria for scholarship recipients, and provide guidance and oversight for the program.

(f) AUTHORIZATION OF APPROPRIATIONS.—There are authorized to be appropriated to the National Science Foundation for carrying out this section—

- (1) \$30,000,000 for fiscal year 2009;
(2) \$60,000,000 for fiscal year 2010;
(3) \$61,800,000 for fiscal year 2011;
(4) \$63,600,000 for fiscal year 2012; and
(5) \$65,500,000 for fiscal year 2013.

It was decided in the { Yeas ..... 254 affirmative ..... Nays ..... 165

156.30

[Roll No. 255]

AYES—254

Table with 3 columns: Name, State, and Party. Includes names like Abercrombie, Ackerman, Allen, Altmore, Andrews, Arcuri, Baca, Baird, Baldwin, Barrow, Bean, Becerra, Berkley, Berman, Berry, Bishop (GA), Bishop (NY), Blumenauer, Bono, Bordallo, Boren, Boswell, Boucher, Boyd (FL), Boyd (KS), Braley (IA), Brown, Corrine, Butterfield, Capito, Capps, Capuano, Cardoza, Carnahan, Carney, Carson, Castor, Chandler, Clay, Cleaver, Clyburn, Cohen, Conyers, Cooper, Costa, Costello, Courtney, Cramer, Crowley, Cuellar, Cummings, Davis (AL), Davis (CA), Davis (IL), Davis, Lincoln, Davis, Tom, DeGette, Delahunt, DeLauro, Dent, Dicks, Dingell, Doggett, Donnelly, Doyle, Edwards, Ellison, Ellsworth, Emanuel, Engel, Eshoo, Etheridge, Faleomavaega, Farr, Ferguson, Filner, Frank (MA), Gerlach, Giffords, Gillibrand, Gonzalez, Gordon, Green, Al, Green, Gene, Grijalva, Gutierrez, Hall (NY), Hare, Harman, Hastings (FL), Herstein Sandlin, Higgins, Hill, Hinchey, Hinojosa, Hirono, Hobson, Hodes, Holden, Holt, Honda, Hooley, Hoyer, Insee, Israel, Jackson (IL),...

Table with 3 columns: Name, State, and Party. Includes names like Jackson-Lee, Jefferson, Jindal, Johnson (GA), Johnson (IL), Johnson, E. B., Jones (OH), Kagen, Kanjorski, Kaptur, Kennedy, Kildee, Kilpatrick, Kind, Kirk, Klein (FL), Knollenberg, Kucinich, Langevin, Lantos, Larsen (WA), Larson (CT), Lee, Levin, Lewis (GA), Lipinski, LoBiondo, Loeb sack, Lofgren, Zoe, Lowey, Lynch, Mahoney (FL), Maloney (NY), Markey, Marshall, Matheson, Matsui, McCarthy (NY), McCollum (MN), McDermott, McGovern, McHugh, McIntyre, McNerney, McNulty, Meehan, Meek (FL), Meeks (NY), Melancon, Michaud, Miller (NC), Miller, George, Mitchell, Mollohan, Moore (KS), Moore (WI), Moran (VA), Murphy (CT), Murphy, Patrick, Murtha, Nadler, Napolitano, Neal (MA), Norton, Oberstar, Obey, Oliver, Ortiz, Pallone, Pascrell, Pastor, Payne, Perlmutter, Peterson (MN), Platts, Pomeroy, Porter, Price (NC), Pryce (OH), Rahall, Ramstad, Rangel, Renzi, Reyes, Rodriguez, Ross, Rothman, Roybal-Allard, Ruppersberger, Rush, Ryan (OH), Salazar, Sanchez, Linda T., Sanchez, Loretta, Sarbanes, Saxton, Schakowsky, Schiff, Schwartz, Scott (GA), Scott (VA), Serrano, Sestak, Shays, Shea-Porter, Sherman, Shuler, Sires, Skelton, Slaughter, Smith (NJ), Smith (WA), Snyder, Solis, Space, Spratt, Stark, Stupak, Tanner, Tauscher, Taylor, Thompson (CA), Thompson (MS), Tierney, Towns, Udall (CO), Udall (NM), Van Hollen, Velázquez, Visclosky, Walden (OR), Walz (MN), Wasserman, Schultz, Waters, Watson, Watt, Waxman, Weiner, Welch (VT), Weller, Wexler, Whitfield, Wilson (NM), Wilson (OH), Wolf, Woolsey, Wu, Wynn, Yarmuth,...

NOES—165

Table with 3 columns: Name, State, and Party. Includes names like Aderholt, Akin, Alexander, Bachmann, Bachus, Baker, Barrett (SC), Bartlett (MD), Barton (TX), Biggert, Bilirakis, Bishop (UT), Blackburn, Blunt, Bonner, Boozman, Boustany, Brady (TX), Brown (SC), Brown-Waite, Burgess, Buchanan, Castle, Chabot, Coble, Cole (OK), Conaway, Crenshaw, Culberson, Davis (KY), Davis, David, Deal (GA), Diaz-Balart, L., Diaz-Balart, M., Doolittle, Drake, Dreier, Duncan, Ehlers, Emerson, English (PA), Everrett, Fallin, Feeney, Flake, Forbes, Fortenberry, Fortuño, Foxx, Franks (AZ), Frelinghuysen, Gallegly, Garrett (NJ), Gilchrest, Gillmor, Gingrey, Gohmert, Goode, Goodlatte, Granger, Graves, Hall (TX), Hastert, Hastings (WA), Hayes, Heller, Hensarling, Herger, Hoekstra, Hulshof, Inglis (SC), Issa, Johnson, Sam, Jordan, Keller, King (IA), Kingston, Kline (MN), Kuhl (NY), LaHood, Lamborn, LaTourette, Lewis (CA), Lewis (KY), Linder, Lucas, Lungren, Daniel E., Mack, Manzullo, Marchant, McCarthy (CA), McCaul (TX), McCotter, McCrery, McHenry, McKeon, McMorris, Rodgers, Mica, Miller (FL), Miller (MI), Miller, Gary, Moran (KS), Murphy, Tim, Musgrave, Myrick, Neugebauer, Nunes, Paul, Pearce, Pence, Peterson (PA), Petri, Pickering, Pitts, Poe, Price (GA), Putnam, Radanovich, Regula, Rehberg, Reichert, Reynolds, Rogers (AL), Rogers (KY), Rogers (MI), Rohrabacher, Ros-Lehtinen, Roskam, Royce, Ryan (WI), Sali,...

Table with 3 columns: Name, State, and Party. Includes names like Schmidt, Sensenbrenner, Sessions, Shadeg, Shimkus, Shuster, Simpson, Smith (NE), Smith (TX), Souder, Stearns, Sullivan, Tancredo, Terry, Thornberry, Tiahrt, Tiberi, Turner, Upton, Walberg, Walsh (NY), Wamp, Weldon (FL), Wicker, Wilson (SC), Young (AK), Young (FL),...

NOT VOTING—18

Table with 3 columns: Name, State, and Party. Includes names like Bilbray, Boehner, Brady (PA), Buyer, Christensen, Clarke, Cubin, Davis, Jo Ann, DeFazio, Fattah, Fossella, Hunter, Jones (NC), King (NY), Lampson, Latham, Sutton, Westmoreland,...

So the amendment was agreed to. The SPEAKER pro tempore, Mr. SNYDER, assumed the Chair.

When Mr. WATT, Chairman, pursuant to House Resolution 318, reported the bill back to the House with an amendment adopted by the Committee.

The previous question having been ordered by said resolution.

The following amendment, reported from the Committee of the Whole House on the state of the Union, was agreed to:

Strike out all after the enacting clause and insert:

SECTION 1. SHORT TITLE.

This Act may be cited as the "Sowing the Seeds Through Science and Engineering Research Act".

SEC. 2. NATIONAL SCIENCE FOUNDATION EARLY CAREER AWARDS FOR SCIENCE AND ENGINEERING RESEARCHERS.

(a) IN GENERAL.—The Director of the National Science Foundation shall carry out a program to award grants to scientists and engineers at the early stage of their careers at institutions of higher education and organizations described in subsection (c)(2) to conduct research in fields relevant to the mission of the Foundation. The existing Faculty Early Career Development (CAREER) Program may be designated as the mechanism for awarding such grants.

(b) SIZE AND DURATION OF AWARD.—The duration of awards under this section shall be 5 years, and the amount per year shall be at least \$80,000.

(c) ELIGIBILITY.—Award recipients shall be individuals who are employed in a tenure-track position as an assistant professor or equivalent title, or who hold an equivalent position, at—

(1) an institution of higher education in the United States; or

(2) an organization in the United States that is a nonprofit, nondegree-granting research organization such as a museum, observatory, or research laboratory.

(d) SELECTION.—Award recipients shall be selected on a competitive, merit-reviewed basis.

(e) SELECTION PROCESS AND CRITERIA FOR AWARDS.—An applicant seeking funding under this section shall submit a proposal to the Director at such time, in such manner, and containing such information as the Director may require. In evaluating the proposals submitted under this section, the Director shall consider, at a minimum—

(1) the intellectual merit of the proposed work;

(2) the innovative or transformative nature of the proposed research;

(3) the extent to which the proposal integrates research and education, including undergraduate education in science and engineering disciplines; and

(4) the potential of the applicant for leadership at the frontiers of knowledge.

(f) AWARDS.—In awarding grants under this section, the Director shall endeavor to

ensure that the recipients are from a variety of types of institutions of higher education and nonprofit, nondegree-granting research organizations. In support of this goal, the Director shall broadly disseminate information about when and how to apply for grants under this section, including by conducting outreach to Historically Black Colleges and Universities that are part B institutions as defined in section 322(2) of the Higher Education Act of 1965 (20 U.S.C. 1061(2)) and minority institutions (as defined in section 365(3) of that Act (20 U.S.C. 1067k(3))). In awarding grants under this section, the Director shall give special consideration to eligible early-career researchers who have followed alternative career paths such as working part-time or in nonacademic settings, or who have taken a significant career break or other leave of absence.

(g) **AUTHORIZATION OF APPROPRIATION.**—For each of the fiscal years 2008 through 2012, the Director shall allocate at least 3.5 percent of funds appropriated to the National Science Foundation for Research and Related Activities to the grants program under this section, except to the extent that a sufficient number of meritorious grant applications have not been received for a fiscal year.

(h) **REPORT.**—Not later than 6 months after the date of enactment of this Act, the Director shall transmit to the Committee on Science and Technology of the House of Representatives and to the Committee on Commerce, Science, and Transportation of the Senate a report describing the distribution of the institutions from which individuals have participated in the Faculty Early Career Development Program since fiscal year 2001 among each of the categories of institutions of higher education defined by the Carnegie Foundation for the Advancement of Teaching and the organizations in subsection (c)(2).

(i) **EVALUATION.**—Not later than 2 years after the date of enactment of this Act, the Director shall transmit to the Committee on Science and Technology of the House of Representatives and to the Committee on Commerce, Science, and Transportation of the Senate a report evaluating the impact of the program carried out under this section on the ability of young faculty to compete for National Science Foundation research grants.

**SEC. 3. DEPARTMENT OF ENERGY EARLY CAREER AWARDS FOR SCIENCE AND ENGINEERING RESEARCHERS.**

(a) **IN GENERAL.**—The Director of the Office of Science of the Department of Energy shall carry out a program to award grants to scientists and engineers at the early stage of their careers at institutions of higher education and organizations described in subsection (c)(2) to conduct research in fields relevant to the mission of the Department.

(b) **SIZE AND DURATION OF AWARD.**—The duration of awards under this section shall be up to 5 years, and the amount per year shall be at least \$80,000.

(c) **ELIGIBILITY.**—Award recipients shall be individuals who are employed in a tenure-track position as an assistant professor or equivalent title, or who hold an equivalent position, at—

(1) an institution of higher education in the United States; or

(2) an organization in the United States that is a nonprofit, nondegree-granting research organization such as a museum, observatory, or research laboratory.

(d) **SELECTION.**—Award recipients shall be selected on a competitive, merit-reviewed basis.

(e) **SELECTION PROCESS AND CRITERIA FOR AWARDS.**—An applicant seeking funding under this section shall submit a proposal to the Director of the Office of Science at such time, in such manner, and containing such

information as the Director may require. In evaluating the proposals submitted under this section, the Director shall consider, at a minimum—

(1) the intellectual merit of the proposed work;

(2) the innovative or transformative nature of the proposed research;

(3) the extent to which the proposal integrates research and education, including undergraduate education in science and engineering disciplines; and

(4) the potential of the applicant for leadership at the frontiers of knowledge.

(f) **COLLABORATION WITH NATIONAL LABORATORIES.**—In awarding grants under this section, the Director shall give priority to proposals in which the proposed work includes collaboration with the Department of Energy National Laboratories.

(g) **AWARDS.**—In awarding grants under this section, the Director shall endeavor to ensure that the recipients are from a variety of types of institutions of higher education and nonprofit, nondegree-granting research organizations. In support of this goal, the Director shall broadly disseminate information about when and how to apply for grants under this section, including by conducting outreach to Historically Black Colleges and Universities that are part B institutions as defined in section 322(2) of the Higher Education Act of 1965 (20 U.S.C. 1061(2)) and minority institutions (as defined in section 365(3) of that Act (20 U.S.C. 1067k(3))).

(h) **AUTHORIZATION OF APPROPRIATIONS.**—There are authorized to be appropriated to the Secretary of Energy to carry out the Director's responsibilities under this section \$25,000,000 for each of the fiscal years 2008 through 2012.

(i) **REPORT ON RECRUITING AND RETAINING EARLY CAREER SCIENCE AND ENGINEERING RESEARCHERS AT THE NATIONAL LABORATORIES.**—Not later than 3 months after the date of enactment of this Act, the Director of the Office of Science shall transmit to the Committee on Science and Technology of the House of Representatives and to the Committee on Energy and Natural Resources of the Senate a report on efforts to recruit and retain young scientists and engineers at the early stages of their careers at the Department of Energy National Laboratories. The report shall include—

(1) a description of Department of Energy and National Laboratory policies and procedures, including financial incentives, awards, promotions, time set aside for independent research, access to equipment or facilities, and other forms of recognition, designed to attract and retain young scientists and engineers;

(2) an evaluation of the impact of these incentives on the careers of young scientists and engineers at Department of Energy National Laboratories, and also on the quality of the research at the National Laboratories and in Department of Energy programs;

(3) a description of what barriers, if any, exist to efforts to recruit and retain young scientists and engineers, including limited availability of full time equivalent positions, legal and procedural requirements, and pay grading systems; and

(4) the amount of funding devoted to efforts to recruit and retain young researchers and the source of such funds.

**SEC. 4. INTEGRATIVE GRADUATE EDUCATION AND RESEARCH TRAINEESHIP PROGRAM.**

(a) **FUNDING.**—For each of the fiscal years 2008 through 2012, the Director of the National Science Foundation shall allocate at least 1.5 percent of funds appropriated for Research and Related Activities to the Integrative Graduate Education and Research Traineeship program.

(b) **COORDINATION.**—The Director shall coordinate with Federal departments and agencies, as appropriate, to expand the interdisciplinary nature of the Integrative Graduate Education and Research Traineeship program.

(c) **AUTHORITY TO ACCEPT FUNDS FROM OTHER AGENCIES.**—The Director is authorized to accept funds from other Federal departments and agencies to carry out the Integrative Graduate Education and Research Traineeship program.

**SEC. 5. PRESIDENTIAL INNOVATION AWARD.**

(a) **ESTABLISHMENT.**—The President shall periodically present the Presidential Innovation Award, on the basis of recommendations received from the Director of the Office of Science and Technology Policy or on the basis of such other information as the President considers appropriate, to individuals who develop one or more unique scientific or engineering ideas in the national interest at the time the innovation occurs.

(b) **PURPOSE.**—The awards under this section shall be made to—

(1) stimulate scientific and engineering advances in the national interest;

(2) illustrate the linkage between science and engineering and national needs;

(3) show the potential of such innovation to substantively enhance the economic competitiveness of the United States through development of commercializable intellectual property; and

(4) provide an example to students of the contribution they could make to society by entering the science and engineering profession.

(c) **CITIZENSHIP.**—An individual is not eligible to receive the award under this section unless at the time such award is made the individual—

(1) is a citizen or other national of the United States; or

(2) is an alien lawfully admitted to the United States for permanent residence who—

(A) has filed an application for naturalization in the manner prescribed by section 334 of the Immigration and Nationality Act (8 U.S.C. 1445); and

(B) is not permanently ineligible to become a citizen of the United States.

(d) **PRESENTATION.**—The presentation of the award shall be made by the President with such ceremonies as he may deem proper, including attendance by appropriate Members of Congress.

**SEC. 6. NATIONAL COORDINATION OFFICE FOR RESEARCH INFRASTRUCTURE.**

(a) **IN GENERAL.**—The Office of Science and Technology Policy shall establish a National Coordination Office for Research Infrastructure. Such Office shall—

(1) identify and prioritize the deficiencies in research facilities and major instrumentation located at academic institutions and at national laboratories that are available for use by academic researchers; and

(2) institute and coordinate the planning by Federal agencies for the acquisition, refurbishment, and maintenance of research facilities and major instrumentation required to address the deficiencies identified under paragraph (1).

In prioritizing the deficiencies identified under paragraph (1), the Office shall consider research needs in areas relevant to the Nation's economic competitiveness.

(b) **STAFFING.**—The Director of the Office of Science and Technology Policy shall appoint individuals to serve in the Office established under subsection (a) from among the principal Federal agencies that support research in the sciences, mathematics, and engineering, and shall at a minimum include individuals from the National Science Foundation and the Department of Energy.

(c) **REPORT.**—The Director of the Office of Science and Technology Policy shall provide

annually a report to Congress at the time of the President's budget proposal—

(1) describing the research infrastructure needs identified in accordance with subsection (a);

(2) listing research facilities projects and budget proposals, by agency, for major instrumentation acquisitions that are included in the President's budget proposal; and

(3) explaining how these facilities projects and instrumentation acquisitions relate to the deficiencies and priorities arrived at in accordance with subsection (a).

**SEC. 7. RESEARCH ON INNOVATION AND INVENTIVENESS.**

In carrying out its research programs on science policy and on the science of learning, the National Science Foundation may support research on the process of innovation and the teaching of inventiveness.

**SEC. 8. REPORT ON NATIONAL INSTITUTE OF STANDARDS AND TECHNOLOGY EFFORTS TO RECRUIT AND RETAIN EARLY CAREER SCIENCE AND ENGINEERING RESEARCHERS.**

Not later than 3 months after the date of enactment of this Act, the Director of the National Institute of Standards and Technology shall transmit to the Committee on Science and Technology of the House of Representatives and to the Committee on Commerce, Science, and Transportation of the Senate a report on efforts to recruit and retain young scientists and engineers at the early stages of their careers at the National Institute of Standards and Technology laboratories and joint institutes. The report shall include—

(1) a description of National Institute of Standards and Technology policies and procedures, including financial incentives, awards, promotions, time set aside for independent research, access to equipment or facilities, and other forms of recognition, designed to attract and retain young scientists and engineers;

(2) an evaluation of the impact of these incentives on the careers of young scientists and engineers at the National Institute of Standards and Technology, and also on the quality of the research at the National Institute of Standards and Technology's laboratories and in the National Institute of Standards and Technology's programs;

(3) a description of what barriers, if any, exist to efforts to recruit and retain young scientists and engineers, including limited availability of full time equivalent positions, legal and procedural requirements, and pay grading systems; and

(4) the amount of funding devoted to efforts to recruit and retain young researchers and the source of such funds.

**SEC. 9. NASA'S CONTRIBUTION TO INNOVATION.**

(a) SENSE OF THE CONGRESS.—It is the sense of the Congress that—

(1) a balanced science program as authorized by section 101(d) of the National Aeronautics and Space Administration Authorization Act of 2005 (Public Law 109-155) contributes significantly to innovation in and the economic competitiveness of the United States; and

(2) a robust National Aeronautics and Space Administration, funded at the levels authorized under sections 202 and 203 of that Act, would offer a balance among science, aeronautics, exploration, and human space flight programs, all of which can attract and employ scientists, engineers, and technicians across a broad range of fields in science, technology, mathematics, and engineering.

(b) PARTICIPATION IN INNOVATION AND COMPETITIVENESS PROGRAMS.—The Administrator of the National Aeronautics and Space Administration shall fully participate in any interagency efforts to promote innovation and economic competitiveness through sci-

entific research and development within the spending levels cited in subsection (a).

**SEC. 10. UNDERGRADUATE SCHOLARSHIPS FOR SCIENCE, TECHNOLOGY, ENGINEERING, AND MATHEMATICS.**

(a) ESTABLISHMENT.—The National Science Foundation shall establish a program, to be known as the Undergraduate Scholarships for Science, Technology, Engineering, and Mathematics, or US-STEM, program, for awarding scholarships to undergraduate scholars in science, technology, engineering, and mathematics.

(b) ELIGIBILITY.—A student is eligible for a scholarship under this section only if the student—

(1) is enrolled at a public, 4-year college or university;

(2) will have completed at least one-half of the credit requirements for an undergraduate degree before beginning studies to be funded by the scholarship;

(3) has maintained a grade point average in undergraduate studies of at least 3.0 on a scale of 4.0, or an equivalent level as calculated by the National Science Foundation, except that if the student's institution appears this criterion on the basis of undue hardship on the student, the National Science Foundation may waive this paragraph;

(4) has a total family income of less than \$75,000 per year, with such amount to be adjusted annually by the National Science Foundation for inflation;

(5) has not been convicted of a felony; and

(6) is a citizen or permanent resident alien of the United States.

(c) SELECTION CRITERIA.—Scholarship recipients shall be selected on the basis of merit and such other criteria as the National Science Foundation shall establish.

(d) AWARDS.—The National Science Foundation shall announce awards before April 1 for each upcoming academic year, and may make up to 2,500 awards per year. Awards may be made for a maximum of 2 academic years for each student, and scholarship amounts shall be paid to the institution.

(e) ADVISORY BOARD.—The Director of the National Science Foundation shall establish an advisory board, which shall make recommendations to the Director for selection criteria for scholarship recipients, and provide guidance and oversight for the program.

(f) AUTHORIZATION OF APPROPRIATIONS.—There are authorized to be appropriated to the National Science Foundation for carrying out this section—

- (1) \$30,000,000 for fiscal year 2009;
- (2) \$60,000,000 for fiscal year 2010;
- (3) \$61,800,000 for fiscal year 2011;
- (4) \$63,600,000 for fiscal year 2012; and
- (5) \$65,500,000 for fiscal year 2013.

The bill, as amended, was ordered to be engrossed and read a third time, was read a third time by title.

Mr. SULLIVAN moved to recommit the bill to the Committee on Science and Technology, with instructions to report the bill back to the House forthwith with the following amendment:

Page 5, line 19, insert “, giving priority to grants to expand domestic energy production and use through coal-to-liquids technology and advanced nuclear reprocessing” after “mission of the Department”.

After debate,

By unanimous consent, the previous question was ordered on the motion to recommit with instructions.

The question being put, viva voce,

Will the House recommit said bill with instructions?

The SPEAKER pro tempore, Mr. SNYDER, announced that the yeas had it.

Mr. SULLIVAN demanded a recorded vote on agreeing to said motion, which demand was supported by one-fifth of a quorum, so a recorded vote was ordered.

The vote was taken by electronic device.

It was decided in the { Yeas ..... 264  
affirmative ..... } Nays ..... 154

¶56.31 [Roll No. 256]

AYES—264

Aderholt	Eshoo	McCrery
Akin	Etheridge	McHenry
Alexander	Everett	McHugh
Altmire	Fallin	McIntyre
Bachmann	Feeney	McKeon
Bachus	Ferguson	McMorris
Baker	Flake	Rodgers
Barrett (SC)	Forbes	Melancon
Barrow	Fortenberry	Mica
Bartlett (MD)	Fox	Miller (FL)
Barton (TX)	Franks (AZ)	Miller (MI)
Bean	Frelinghuysen	Miller, Gary
Biggart	Gallely	Mollohan
Bilirakis	Garrett (NJ)	Moran (KS)
Bishop (GA)	Gerlach	Murphy, Tim
Bishop (UT)	Gillmor	Murtha
Blackburn	Gingrey	Musgrave
Blunt	Gohmert	Myrick
Boehner	Gonzalez	Neugebauer
Bonner	Goode	Nunes
Bono	Goodlatte	Oberstar
Boozman	Gordon	Ortiz
Boren	Granger	Pastor
Boswell	Graves	Paul
Boucher	Green, Gene	Pearce
Boustany	Hall (TX)	Pence
Boyd (FL)	Hare	Peterson (MN)
Brady (TX)	Hastings (WA)	Peterson (PA)
Brown (SC)	Hayes	Petri
Brown, Corrine	Heller	Pickering
Brown-Waite,	Hensarling	Pitts
Ginny	Herger	Platts
Buchanan	Herse	Platts
Burgess	Herse	Poe
Burton (IN)	Higgins	Pomeroy
Butterfield	Hill	Porter
Buyer	Hobson	Price (GA)
Calvert	Hoekstra	Pryce (OH)
Camp (MI)	Holden	Putnam
Campbell (CA)	Hooley	Radanovich
Cannon	Hulshof	Rahall
Cantor	Hunter	Ramstad
Capito	Inglis (SC)	Regula
Carney	Issa	Rehberg
Carter	Jindal	Renzi
Castle	Johnson (IL)	Reyes
Chabot	Johnson, Sam	Reynolds
Chandler	Jones (NC)	Rodriguez
Coble	Jordan	Rogers (AL)
Cohen	Kanjorski	Rogers (KY)
Cole (OK)	Kaptur	Rogers (MI)
Conaway	Keller	Rohrabacher
Costa	Kind	Ros-Lehtinen
Costello	King (IA)	Roskam
Courtney	Kingston	Ross
Cramer	Kirk	Royce
Crenshaw	Kline (MN)	Ruppersberger
Cuellar	Knollenberg	Rush
Culberson	Kuhl (NY)	Ryan (OH)
Cummings	LaHood	Ryan (WI)
Davis (AL)	Lamborn	Saili
Davis (CA)	Lantos	Saxton
Davis (IL)	Larsen (WA)	Schmidt
Davis (KY)	Latham	Sensenbrenner
Davis, David	LaTourette	Sessions
Davis, Lincoln	Lewis (CA)	Shadegg
Davis, Tom	Lewis (KY)	Shimkus
Deal (GA)	Linder	Shuster
Dent	Lipinski	Simpson
Diaz-Balart, L.	LoBiondo	Skelton
Diaz-Balart, M.	Lucas	Smith (NE)
Donnelly	Lungren, Daniel	Smith (NJ)
Doolittle	E.	Smith (TX)
Doyle	Mack	Snyder
Drake	Manzullo	Souder
Dreier	Marchant	Space
Duncan	Marshall	Stearns
Edwards	Matheson	Stupak
Ellsworth	McCarthy (CA)	Sullivan
Emerson	McCarthy (NY)	Tancredo
English (PA)	McCaul (TX)	Tanner
	McCotter	Tauscher

Taylor  
Terry  
Thompson (CA)  
Thornberry  
Tiahrt  
Tiberi  
Turner  
Udall (CO)

Upton  
Walberg  
Walden (OR)  
Walz (MN)  
Wamp  
Weldon (FL)  
Weller  
Whitfield

Wicker  
Wilson (NM)  
Wilson (OH)  
Wilson (SC)  
Wolf  
Yarmuth  
Young (AK)  
Young (FL)

NOES—154

Abercrombie  
Ackerman  
Allen  
Andrews  
Arcuri  
Baca  
Baird  
Baldwin  
Becerra  
Berkley  
Berman  
Berry  
Bishop (NY)  
Blumenauer  
Boyd (KS)  
Braley (IA)  
Capps  
Capuano  
Cardoza  
Carnahan  
Carson  
Castor  
Clay  
Cleaver  
Clyburn  
Conyers  
Cooper  
Crowley  
DeFazio  
DeGette  
DeLahunt  
DeLauro  
Dicks  
Dingell  
Doggett  
Ehlers  
Ellison  
Emanuel  
Engel  
Farr  
Filner  
Frank (MA)  
Giffords  
Gilchrist  
Gillibrand  
Green, Al  
Grijalva  
Gutierrez  
Hall (NY)  
Harman  
Hastings (FL)  
Hinchev  
Hinojosa

Hirono  
Hodes  
Holt  
Honda  
Hoyer  
Inslee  
Israel  
Jackson (IL)  
Jackson-Lee (TX)  
Jefferson  
Johnson (GA)  
Johnson, E. B.  
Jones (OH)  
Kagen  
Kennedy  
Kildee  
Kilpatrick  
Klein (FL)  
Kucinich  
Langevin  
Larson (CT)  
Lee  
Levin  
Lewis (GA)  
Loebsack  
Lofgren, Zoe  
Lowey  
Lynch  
Mahoney (FL)  
Maloney (NY)  
Markey  
Matsui  
McCollum (MN)  
McDermott  
McGovern  
McNerney  
McNulty  
Meehan  
Meek (FL)  
Meeks (NY)  
Michaud  
Miller, George  
Mitchell  
Moore (KS)  
Moore (WI)  
Moran (VA)  
Murphy (CT)  
Murphy, Patrick  
Nadler  
Napolitano  
Neal (MA)  
Obey

Olver  
Pallone  
Pascarell  
Payne  
Perlmutter  
Price (NC)  
Rangel  
Reichert  
Rothman  
Roybal-Allard  
Salazar  
Sanchez, Linda  
T.  
Sanchez, Loretta  
Sarbanes  
Schakowsky  
Schiff  
Schwartz  
Scott (GA)  
Scott (VA)  
Serrano  
Sestak  
Shays  
Shea-Porter  
Sherman  
Shuler  
Sires  
Slaughter  
Smith (WA)  
Solis  
Spratt  
Stark  
Thompson (MS)  
Tierney  
Towns  
Udall (NM)  
Van Hollen  
Velázquez  
Visclosky  
Walsh (NY)  
Wasserman  
Schultz  
Waters  
Watson  
Watt  
Waxman  
Weiner  
Welch (VT)  
Wexler  
Woolsey  
Wu

NOT VOTING—14

Bilbray  
Brady (PA)  
Clarke  
Cubin  
Davis, Jo Ann

Fattah  
Fossella  
Hastert  
King (NY)  
Lampson

Miller (NC)  
Sutton  
Westmoreland  
Wynn

So the motion to recommit with instructions was agreed to.

Mr. GORDON of Tennessee, by direction of the Committee on Science and Technology and pursuant to the foregoing order of the House reported the bill back to the House with said amendment.

The question being put, viva voce, Will the House agree to said amendment?

The SPEAKER pro tempore, Mr. SNYDER, announced that the yeas had it.

So the amendment was agreed to. The bill, as amended, was ordered to be engrossed and read a third time, was read a third time by title.

The question being put, viva voce, Will the House pass said bill?

The SPEAKER pro tempore, Mr. SNYDER, announced that the yeas had it.

Mr. GORDON of Tennessee, demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The vote was taken by electronic device.

It was decided in the affirmative { Yeas ..... 397  
Nays ..... 20

56.32

[Roll No. 257]

YEAS—397

Abercrombie  
Ackerman  
Aderholt  
Alexander  
Allen  
Altmire  
Andrews  
Arcuri  
Baca  
Bachmann  
Bachus  
Baird  
Baker  
Baldwin  
Barrow  
Bartlett (MD)  
Barton (TX)  
Bean  
Becerra  
Berkley  
Berman  
Berry  
Biggert  
Bilirakis  
Bishop (GA)  
Bishop (NY)  
Bishop (UT)  
Blumenauer  
Blunt  
Boehner  
Bonner  
Bono  
Boozman  
Boren  
Boswell  
Boucher  
Boustany  
Boyd (FL)  
Boyd (KS)  
Brady (TX)  
Fortenberry  
Brown (SC)  
Brown, Corrine  
Brown-Waite,  
Ginny  
Buchanan  
Burgess  
Burton (IN)  
Butterfield  
Buyer  
Calvert  
Camp (MI)  
Cannon  
Cantor  
Capito  
Capps  
Capuano  
Cardoza  
Carnahan  
Carney  
Carson  
Carter  
Castle  
Castor  
Chabot  
Chandler  
Clay  
Cleaver  
Clyburn  
Coble  
Cohen  
Cole (OK)  
Conaway  
Conyers  
Cooper  
Costa  
Costello  
Courtney  
Cramer  
Crenshaw  
Crowley  
Cuellar  
Culberson

Cummings  
Davis (AL)  
Davis (CA)  
Davis (IL)  
Davis (KY)  
Davis, David  
Davis, Lincoln  
Davis, Tom  
Deal (GA)  
DeFazio  
DeGette  
DeLahunt  
DeLauro  
Dent  
Diaz-Balart, L.  
Diaz-Balart, M.  
Dicks  
Dingell  
Doggett  
Donnelly  
Doolittle  
Doyle  
Drake  
Dreier  
Edwards  
Ehlers  
Ellison  
Ellsworth  
Emanuel  
Emerson  
Engel  
English (PA)  
Eshoo  
Etheridge  
Everett  
Fallin  
Farr  
Ferguson  
Filner  
Forbes  
Latham  
Fortenberry  
Foxy  
Frank (MA)  
Frelinghuysen  
Ginny  
Gerlach  
Giffords  
Linder  
Gillibrand  
Gillmor  
Gingrey  
Gohmert  
Gonzalez  
Goode  
Goodlatte  
Gordon  
Granger  
Graves  
Green, Al  
Green, Gene  
Grijalva  
Gutierrez  
Hall (NY)  
Hall (TX)  
Hare  
Harman  
Hastings (FL)  
Hastings (WA)  
Hayes  
Heller  
Herger  
Herseht Sandlin  
Higgins  
Hill  
Hinchev  
Hinojosa  
Hirono  
Hobson  
Hodes  
Hoekstra  
Holden  
Holt  
Honda  
Hooley

Hoyer  
Hulshof  
Hunter  
Inglis (SC)  
Inslee  
Israel  
Issa  
Jackson (IL)  
Jackson-Lee (TX)  
Jefferson  
Jindal  
Johnson (GA)  
Johnson (IL)  
Johnson, E. B.  
Jones (NC)  
Jones (OH)  
Jordan  
Kagen  
Kanjorski  
Kaptur  
Keller  
Kennedy  
Kildee  
Kilpatrick  
Kind  
King (IA)  
Kingston  
Kirk  
Klein (FL)  
Kline (MN)  
Knollenberg  
Kucinich  
Kuhl (NY)  
LaHood  
Langevin  
Lantos  
Larsen (WA)  
Larson (CT)  
Latham  
LaTourette  
Lee  
Levin  
Lewis (CA)  
Lewis (GA)  
Lewis (KY)  
Lipinski  
LoBiondo  
Loebsack  
Lofgren, Zoe  
Lowey  
Lucas  
Lungren, Daniel  
E.  
Lynch  
Mack  
Mahoney (FL)  
Maloney (NY)  
Marchant  
Markey  
Marshall  
Matheson  
Matsui  
McCarthy (CA)  
McCarthy (NY)  
McCaul (TX)  
McCollum (MN)  
McCotter  
McCrery  
McDermott  
McGovern  
McHenry  
McHugh  
McIntyre  
McKeon  
McMorris  
Rodgers  
McNerney  
McNulty  
Meehan  
Meek (FL)  
Meeks (NY)

Melancon  
Mica  
Michaud  
Miller (FL)  
Miller (MI)  
Miller (NC)  
Miller, Gary  
Miller, George  
Mitchell  
Mollohan  
Moore (KS)  
Moore (WI)  
Moran (KS)  
Moran (VA)  
Murphy (CT)  
Murphy, Patrick  
Murphy, Tim  
Murtha  
Musgrave  
Myrick  
Nadler  
Napolitano  
Neal (MA)  
Neugebauer  
Nunes  
Oberstar  
Obey  
Olver  
Ortiz  
Pallone  
Pascarell  
Pastor  
Payne  
Pearce  
Perlmutter  
Peterson (MN)  
Peterson (PA)  
Petri  
Pickering  
Pitts  
Platts  
Poe  
Pomeroy  
Porter  
Price (GA)  
Price (NC)  
Pryce (OH)  
Putnam  
Radanovich  
Rahall  
Ramstad  
Rangel

Regula  
Rehberg  
Reichert  
Renzi  
Reyes  
Reynolds  
Rodriguez  
Rogers (AL)  
Rogers (KY)  
Rogers (MI)  
Ros-Lehtinen  
Roskam  
Ross  
Rothman  
Roybal-Allard  
Ruppersberger  
Rush  
Ryan (OH)  
Ryan (WI)  
Salazar  
Sanchez, Linda  
T.  
Sanchez, Loretta  
Sarbanes  
Saxton  
Schakowsky  
Schiff  
Schmidt  
Schwartz  
Scott (GA)  
Scott (VA)  
Sensenbrenner  
Serrano  
Sessions  
Sestak  
Shays  
Shea-Porter  
Sherman  
Shimkus  
Shuler  
Shuster  
Simpson  
Sires  
Skelton  
Slaughter  
Smith (NE)  
Smith (NJ)  
Smith (TX)  
Smith (WA)  
Snyder  
Solis  
Souder

Space  
Spratt  
Stark  
Stearns  
Stupak  
Tanner  
Tauscher  
Taylor  
Terry  
Thompson (CA)  
Thompson (MS)  
Thornberry  
Tiahrt  
Tiberi  
Tierney  
Towns  
Turner  
Udall (CO)  
Udall (NM)  
Upton  
Van Hollen  
Velázquez  
Visclosky  
Walberg  
Walden (OR)  
Walsh (NY)  
Walz (MN)  
Wamp  
Wasserman  
Schultz  
Waters  
Watson  
Watt  
Waxman  
Weiner  
Welch (VT)  
Weldon (FL)  
Weller  
Wexler  
Whitfield  
Wicker  
Wilson (NM)  
Wilson (OH)  
Wilson (SC)  
Wolf  
Woolsey  
Wu  
Yarmuth  
Young (AK)  
Young (FL)

NAYS—20

Akin  
Barrett (SC)  
Blackburn  
Campbell (CA)  
Duncan  
Feeoney  
Flake

Franks (AZ)  
Garrett (NJ)  
Hensarling  
Johnson, Sam  
Lamborn  
Manzullo  
Paul

Pence  
Rohrabacher  
Royce  
Sali  
Shadegg  
Tancredo

NOT VOTING—15

Bilbray  
Brady (PA)  
Clarke  
Cubin  
Davis, Jo Ann

Fattah  
Fossella  
Gilchrist  
Hastert  
King (NY)

Lampson  
Sullivan  
Sutton  
Westmoreland  
Wynn

So the bill was passed.

By unanimous consent, the title was amended so as to read: "An Act to authorize programs for support of the early career development of science and engineering researchers, and for support of graduate fellowships, and for other purposes."

A motion to reconsider the votes whereby said bill was passed and the title was amended was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said bill.

56.33 CLERK TO CORRECT ENGROSSMENT

On motion of Mr. LIPINSKI, by unanimous consent,

Ordered, That in the engrossment of the bill (H.R. 362) to authorize science scholarships for educating mathematics and science teachers, and for other purposes, the Clerk be authorized to conform the table of contents to the text of said bill.

¶56.34 PROVIDING FOR CONSIDERATION OF H.R. 1332

Ms. SLAUGHTER, by direction of the Committee on Rules, reported (Rept. No. 110-108) the resolution (H. Res. 330) providing for the consideration of the bill (H.R. 1332) to improve the access to capital programs of the Small Business Administration, and for other purposes.

When said resolution and report were referred to the House Calendar and ordered printed.

¶56.35 PROVIDING FOR CONSIDERATION OF H.R. 249

Ms. SLAUGHTER, by direction of the Committee on Rules, reported (Rept. No. 110-109) the resolution (H. Res. 331) providing for the consideration of the bill (H.R. 249) to restore the prohibition on the commercial sale and slaughter of wild free-roaming horses and burros.

When said resolution and report were referred to the House Calendar and ordered printed.

¶56.36 PROVIDING FOR CONSIDERATION OF THE CONFERENCE REPORT TO H.R. 1591

Ms. SLAUGHTER, by direction of the Committee on Rules, reported (Rept. No. 110-110) the resolution (H. Res. 332) providing for the consideration of the conference report to the bill (H.R. 1591) making emergency supplemental appropriations for the fiscal year ending September 30, 2007, and for other purposes.

When said resolution and report were referred to the House Calendar and ordered printed.

¶56.37 LEAVE OF ABSENCE

By unanimous consent, leave of absence was granted—

To Mr. BUYER, for today; and  
To Ms. CLARKE, for today after 6 p.m.  
And then,

¶56.38 ADJOURNMENT

On motion of Ms. BALDWIN, at 10 o'clock and 46 minutes p.m., the House adjourned.

¶56.39 REPORTS OF COMMITTEES ON PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XIII, reports of committees were delivered to the Clerk for printing and reference to the proper calendar, as follows:

Mr. OBEY: Committee of Conference. Conference report on H.R. 1591. A bill making emergency supplemental appropriations for the fiscal year ending September 30, 2007, and for other purposes (Rept. 110-107). Ordered to be printed.

Mr. ARCURI: Committee on Rules. House Resolution 330. Resolution providing for consideration of the bill (H.R. 1332) to improve the access to capital programs of the Small Business Administration, and for other purposes (Rept. 110-108). Referred to the House Calendar.

Mr. SUTTON: Committee on Rules. House Resolution 331. Resolution providing for consideration of the bill (H.R. 249) to restore the

prohibition on the commercial sale and slaughter of wild free-roaming horses and burros (Rept. 110-109). Referred to the House Calendar.

Ms. SLAUGHTER: Committed on Rules. House Resolution 332. Resolution providing for consideration of the conference report to accompany the bill (H.R. 1591) making emergency supplemental appropriations for the fiscal year ending September 30, 2007, and for other purposes (Rept. 110-110). Referred to the House Calendar.

¶56.40 PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XII, public bills and resolutions were introduced and severally referred, as follows:

By Mr. RAHALL (for himself and Ms. BORDALLO) (both by request):

H.R. 2010. A bill to provide the necessary authority to the Secretary of Commerce for the establishment and implementation of a regulatory system for offshore aquaculture in the United States Exclusive Economic Zone, and for other purposes; to the Committee on Natural Resources, and in addition to the Committees on Ways and Means, and Foreign Affairs, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. ROSS (for himself, Mr. BERRY, Mr. SNYDER, and Mr. BOOZMAN):

H.R. 2011. A bill to designate the Federal building and United States courthouse located at 100 East 8th Avenue in Pine Bluff, Arkansas, as the "George Howard, Jr. Federal Building and United States Courthouse"; to the Committee on Transportation and Infrastructure.

By Mr. ROSS (for himself, Mr. WHITFIELD, Mr. BOOZMAN, Mr. HALL of Texas, Mrs. DRAKE, and Mr. ALLEN):

H.R. 2012. A bill to amend the Fairness to Contact Lens Consumers Act to require contact lens sellers to provide a toll-free telephone number and a dedicated email address for the purpose of receiving communications from prescribers; to the Committee on Energy and Commerce.

By Mrs. BLACKBURN (for herself, Mr. GORDON, Mr. LINCOLN DAVIS of Tennessee, Mr. DAVID DAVIS of Tennessee, and Mr. GONZALEZ):

H.R. 2013. A bill to provide a technical correction to the Federal preemption of State or local laws concerning the markings and identification of imitation or toy firearms entering into interstate commerce; to the Committee on Energy and Commerce.

By Mr. CROWLEY (for himself and Mr. WELLS):

H.R. 2014. A bill to amend the Internal Revenue Code of 1986 to permanently extend the 15-year recovery period for the depreciation of certain leasehold improvements and to modify the depreciation rules relating to such leasehold improvements for purposes of computing earnings and profits; to the Committee on Ways and Means.

By Mr. FRANK of Massachusetts (for himself, Ms. PRYCE of Ohio, Ms. BALDWIN, Mr. SHAYS, Mr. CROWLEY, Ms. KILPATRICK, Mrs. CAPPS, Mr. WYNN, Mr. CLAY, Mrs. MALONEY of New York, Mr. ACKERMAN, Mr. HONDA, Mr. PALLONE, Mr. LANGEVIN, Mr. PASTOR, Mr. WAXMAN, Ms. LINDA T. SANCHEZ of California, Mr. GONZALEZ, Mr. MEEHAN, Mr. ALLEN, Mr. FARR, Ms. MCCOLLUM of Minnesota, Mr. McDERMOTT, Mr. EMANUEL, Mr. HINOJOSA, Mr. MORAN of Virginia, Mr. MOORE of Kansas, Mr. ABERCROMBIE, Mr. LEVIN, Mr. JOHNSON of Georgia, Mr. DOYLE, Ms. ZOE LOFGREN of Cali-

fornia, Mr. CUMMINGS, Mr. LOEBSACK, Mr. DINGELL, Ms. EDDIE BERNICE JOHNSON of Texas, Mr. BERMAN, Mr. WEXLER, Mr. RANGEL, Ms. JACKSON-LEE of Texas, Mr. SCHIFF, Mr. WU, Mr. VAN HOLLEN, Ms. ROS-LEHTINEN, Mr. CLEAVER, Mr. DOGGETT, Mr. HINCHEY, Ms. HIRONO, Mr. MATHESON, Mr. ANDREWS, Mr. PASCRELL, Mr. HOLT, Mr. HASTINGS of Florida, Mr. FILNER, Mr. MICHAUD, Mr. NADLER, Mr. MCGOVERN, Mr. CAPUANO, Mr. ENGEL, Mr. DELAHUNT, Mr. MARKEY, Mr. OLVER, Mr. NEAL of Massachusetts, Mr. DEFAZIO, Ms. NORTON, Mr. SIRES, Mr. ELLISON, and Mrs. DAVIS of California):

H.R. 2015. A bill to prohibit employment discrimination on the basis of sexual orientation or gender identity; to the Committee on Education and Labor, and in addition to the Committees on House Administration, Oversight and Government Reform, and the Judiciary, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. GRIJALVA (for himself, Mr. MORAN of Virginia, Mrs. BONO, Mr. RENZI, Mr. UDALL of New Mexico, Mr. HINCHEY, Mr. INSLEE, Mr. PALLONE, Mrs. MALONEY of New York, Ms. BERKLEY, Mrs. CAPPS, Ms. LEE, Mrs. WILSON of New Mexico, Mr. UDALL of Colorado, Mr. DOGGETT, Mr. GILCHREST, and Mr. KIRK):

H.R. 2016. A bill to establish the National Landscape Conservation System, and for other purposes; to the Committee on Natural Resources.

By Mr. HOLT (for himself, Mr. GEORGE MILLER of California, Mr. PAYNE, Mrs. MCCARTHY of New York, Mr. DAVIS of Illinois, Mr. HARE, Mr. SIRES, Mr. CONYERS, Ms. WATSON, Mr. ISRAEL, Ms. LEE, Ms. ZOE LOFGREN of California, Ms. CORRINE BROWN of Florida, Mrs. TAUSCHER, Mr. JEFFERSON, Mr. GENE GREEN of Texas, Mr. RUSH, Mrs. NAPOLITANO, Mr. HONDA, Mr. DELAHUNT, Mr. McNULTY, Mr. McDERMOTT, Mrs. MALONEY of New York, Mr. AL GREEN of Texas, Mr. HOLDEN, Ms. SCHAKOWSKY, Mr. GONZALEZ, and Mr. MCGOVERN):

H.R. 2017. A bill to provide access and assistance to increase college attendance and completion by part-time students; to the Committee on Education and Labor.

By Mr. JEFFERSON:

H.R. 2018. A bill to provide additional authority to the Administrator of the Small Business Administration with respect to disaster surety bonds; to the Committee on Small Business.

By Ms. NORTON:

H.R. 2019. A bill to amend the Fair Labor Standards Act of 1938 to prohibit discrimination in the payment of wages on account of sex, race, or national origin, and for other purposes; to the Committee on Education and Labor.

By Mr. PLATTS (for himself, Mr. SHAYS, Ms. MATSUI, and Mr. PRICE of North Carolina):

H.R. 2020. A bill to amend the Internal Revenue Code of 1986 to increase the standard mileage rate for charitable purposes to the standard mileage rate established by the Secretary of the Treasury for business purposes; to the Committee on Ways and Means.

By Mr. RUPPERSBERGER (for himself, Mr. RANGEL, Mr. McDERMOTT, Mr. GILCHREST, Mr. LEWIS of Georgia, Mr. SHAYS, Mr. VAN HOLLEN, Mr. YOUNG of Alaska, Mrs. MALONEY of New York, Mr. KENNEDY, Mr. CUMMINGS, Mr. WYNN, Ms. NORTON,

Mr. BUTTERFIELD, Ms. WATSON, Mr. DAVIS of Illinois, Mrs. GILLIBRAND, Mr. SARBANES, Mr. CUELLAR, Ms. SCHAKOWSKY, Ms. WASSERMAN SCHULTZ, Ms. MCCOLLUM of Minnesota, Mr. COHEN, and Ms. KILPATRICK):

H.R. 2021. A bill to amend the Internal Revenue Code of 1986 to increase the credit for employers establishing workplace child care facilities, to increase the child care credit to encourage greater use of quality child care services, and to provide incentives for students to earn child care-related degrees and to work in child care facilities; to the Committee on Ways and Means.

By Mr. SHULER (for himself, Mr. MCHENRY, Mr. JONES of North Carolina, Ms. FOX, and Mr. BOREN):

H.R. 2022. A bill to provide for the consideration of a petition for Federal Recognition of the Lumbee Indians of Robeson and adjoining counties, and for other purposes; to the Committee on Natural Resources.

By Mr. TANCREDO (for himself, Mr. HOLT, Mr. BISHOP of Georgia, and Mr. WOLF):

H.R. 2023. A bill to establish a student loan forgiveness program for members of the Sudanese Diaspora to enable them to return to southern Sudan and contribute to the reconstruction effort of southern Sudan; to the Committee on Education and Labor.

By Mr. TANNER (for himself and Mr. CASTLE):

H.R. 2024. A bill to establish the Comprehensive Entitlement Reform Commission; to the Committee on Ways and Means, and in addition to the Committee on Energy and Commerce, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. CUMMINGS:

H. Con. Res. 127. Concurrent resolution supporting home ownership and responsible lending; to the Committee on Financial Services.

By Mr. KUCINICH:

H. Res. 333. A resolution impeaching Richard B. Cheney, Vice President of the United States, for high crimes and misdemeanors; to the Committee on the Judiciary.

By Mr. MILLER of North Carolina (for himself, Mr. GEORGE MILLER of California, Mr. WU, Mr. WICKER, Mr. CASTLE, Mr. MCKEON, Mr. VAN HOLLEN, Mr. HOLDEN, Mr. SPRATT, and Mr. CUELLAR):

H. Res. 334. A resolution supporting the goals and ideals of National Community College Month; to the Committee on Education and Labor.

By Mrs. CAPPS (for herself, Mr. WHITFIELD, and Mrs. CHRISTENSEN):

H. Res. 335. A resolution expressing the sense of the House of Representatives that the President should declare lung cancer a public health priority and should implement a comprehensive interagency program to reduce the lung cancer mortality rate by at least 50 percent by 2015; to the Committee on Energy and Commerce.

By Ms. KAPTUR:

H. Res. 336. A resolution expressing the sense of the United States House of Representatives that the United States should adhere to moral and ethical principles of economic justice and fairness in developing and advancing United States international trade treaties, agreements, and investment policies; to the Committee on Ways and Means, and in addition to the Committee on Foreign Affairs, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

#### ¶56.41 MEMORIALS

Under clause 3 of rule XII, memorials were presented and referred as follows:

27. The SPEAKER presented a memorial of the House of Representatives of the Commonwealth of Kentucky, relative to House Resolution No. 169 urging the Congress of the United States to enact the Employee Free Choice Act; to the Committee on Education and Labor.

28. Also, a memorial of the Legislature of the State of California, relative to a resolution relating to the Medicare reimbursement rates and access to a life saving therapy called Intravenous Immune Globulin Therapy (IVIG); jointly to the Committees on Ways and Means and Energy and Commerce.

#### ¶56.42 ADDITIONAL SPONSORS

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

H.R. 39: Mr. LOEBSACK.  
 H.R. 65: Mr. FORTUÑO, Mrs. CHRISTENSEN, and Mr. ALTMIRE.  
 H.R. 176: Mr. LEWIS of Georgia and Mr. MORAN of Virginia.  
 H.R. 197: Mr. WAXMAN, Mr. MCCARTHY of California, Mr. SMITH of Washington, and Ms. KAPTUR.  
 H.R. 223: Ms. FOX.  
 H.R. 255: Mr. GONZALEZ.  
 H.R. 322: Ms. FALLIN and Mr. CARTER.  
 H.R. 359: Mr. COHEN.  
 H.R. 369: Mr. FILNER.  
 H.R. 436: Mr. MCCAUL of Texas.  
 H.R. 464: Mrs. MCCARTHY of New York.  
 H.R. 508: Mr. MORAN of Virginia.  
 H.R. 524: Mr. UDALL of Colorado and Ms. SCHAKOWSKY.  
 H.R. 549: Mr. SIMPSON.  
 H.R. 550: Mr. RAMSTAD, Mr. WELCH of Vermont, Mr. GRIJALVA, Mrs. CAPPS, Mr. FRANK of Massachusetts, Ms. BALDWIN, Mr. KLINE of Minnesota, Mr. PRICE of North Carolina, Ms. DELAURO, Mr. VAN HOLLEN, Mr. KNOLLENBERG, Mr. SESTAK, Mr. ROSKAM, Mr. OLVER, and Mr. TIERNEY.  
 H.R. 570: Mr. GILLMOR.  
 H.R. 661: Mr. COURTNEY.  
 H.R. 690: Mr. PICKERING, Mr. PAYNE, and Mr. OBERSTAR.  
 H.R. 692: Ms. HOOLEY.  
 H.R. 698: Mr. MCNERNEY, Mr. FILNER, Mr. PEARCE, Mr. ABERCROMBIE, Mr. ADERHOLT, Mr. BLUMENAUER, Mr. MORAN of Kansas, Mr. BARTLETT of Maryland, Mr. HAYES, Mr. GERLACH, and Ms. GIFFORDS.  
 H.R. 711: Mr. FORBES.  
 H.R. 718: Mr. PLATTS, Mr. DONNELLY, Mrs. MYRICK, Mr. LINCOLN DAVIS of Tennessee, and Mr. HODES.  
 H.R. 726: Mr. CROWLEY and Mr. MARSHALL.  
 H.R. 736: Mr. DEAL of Georgia.  
 H.R. 741: Mr. CARNEY, Mr. LARSON of Connecticut, Mrs. MCCARTHY of New York, Mrs. MALONEY of New York, and Mr. SERRANO.  
 H.R. 770: Mr. DAVIS of Illinois and Mr. MARKEY.  
 H.R. 784: Mr. BLUNT and Mr. MORAN of Kansas.  
 H.R. 811: Mrs. BONO.  
 H.R. 821: Mr. HOLDEN, Mr. ELLISON, Mr. MICHAUD, Ms. WATSON, and Mr. GRIJALVA.  
 H.R. 840: Mr. ROTHMAN.  
 H.R. 869: Mrs. MYRICK, Mr. BURTON of Indiana, and Mr. UDALL of Colorado.  
 H.R. 871: Ms. WATSON.  
 H.R. 879: Mr. AKIN.  
 H.R. 891: Mr. MCHUGH.  
 H.R. 933: Ms. JACKSON-LEE of Texas.  
 H.R. 962: Mr. HONDA and Mr. ALLEN.  
 H.R. 980: Ms. WOOLSEY, Ms. BALDWIN, and Mr. WALSH of New York.  
 H.R. 1029: Mr. BOSWELL and Mr. GONZALEZ.

H.R. 1043: Mr. MURPHY of Connecticut, Mr. LAHOOD, Mr. WALBERG, Mr. FOSSELLA, and Mr. MANZULLO.

H.R. 1064: Ms. HERSETH SANDLIN, Ms. SCHAKOWSKY, Mr. MCGOVERN, Mr. ROSS, Mr. CAPUANO, and Mr. ALTMIRE.

H.R. 1070: Mr. KIND.

H.R. 1076: Mr. JACKSON of Illinois, Mr. KING of Iowa, and Mr. RYAN of Wisconsin.

H.R. 1098: Mr. GONZALEZ.

H.R. 1103: Mr. AL GREEN of Texas.

H.R. 1115: Mr. TURNER.

H.R. 1120: Mr. FORTENBERRY, Mr. GILCHREST, Mr. KINGSTON, Ms. PRYCE of Ohio, Mr. WOLF, Mr. MCCOTTER, Mr. BURGESS, Mr. ENGLISH of Pennsylvania, Mr. FRELINGHUYSEN, Mr. GOODLATTE, Mr. RAMSTAD, Mr. WALSH of New York, and Mrs. CAPITO.

H.R. 1134: Ms. ZOE LOFGREN of California.

H.R. 1153: Mr. NEUGEBAUER.

H.R. 1192: Mr. CLAY and Mr. MCDERMOTT.

H.R. 1198: Mr. ALLEN and Mr. CHANDLER.

H.R. 1225: Ms. SLAUGHTER.

H.R. 1228: Mr. DAVIS of Illinois.

H.R. 1237: Mr. GONZALEZ, Mr. BOSWELL, Mr. SULLIVAN, Ms. BALDWIN, Mr. DOYLE, and Mr. LATHAM.

H.R. 1239: Mr. HIGGINS.

H.R. 1261: Mr. KNOLLENBERG, Mr. RYAN of Wisconsin, and Mr. BISHOP of Utah.

H.R. 1264: Mr. MCCOTTER, Mr. CHANDLER, and Mr. ROSS.

H.R. 1278: Mr. KNOLLENBERG.

H.R. 1291: Mr. MCDERMOTT and Mr. REHBERG.

H.R. 1320: Mr. COOPER, Mrs. MALONEY of New York, and Ms. BERKLEY.

H.R. 1330: Mr. GONZALEZ.

H.R. 1331: Mr. CONYERS, Mr. ROSS, Mr. DELAHUNT, Mr. LARSEN of Washington, Mr. SMITH of Washington, Mr. LARSON of Connecticut, and Mr. HARE.

H.R. 1350: Ms. BEAN and Ms. BALDWIN.

H.R. 1359: Mr. FEENEY and Mr. BOOZMAN.

H.R. 1379: Mr. MORAN of Virginia.

H.R. 1399: Mr. COSTELLO and Mr. NEUGEBAUER.

H.R. 1413: Mr. GONZALEZ.

H.R. 1414: Mr. WEXLER.

H.R. 1424: Mrs. BOYDA of Kansas.

H.R. 1430: Mr. INGLIS of South Carolina, Mr. GORDON, and Mr. DEAL of Georgia.

H.R. 1435: Mr. FILNER.

H.R. 1439: Mr. CARTER and Mr. LOBIONDO.

H.R. 1440: Mr. HOLDEN.

H.R. 1441: Mr. CRENSHAW.

H.R. 1458: Mr. CARNEY.

H.R. 1474: Mr. WEXLER, Mr. MCHENRY, Mr. PRICE of North Carolina, Mr. JORDAN, Mr. CARNEY, Mr. KANJORSKI, and Mr. LOBIONDO.

H.R. 1481: Mr. ENGLISH of Pennsylvania.

H.R. 1514: Ms. DELAURO, Mr. ROGERS of Kentucky, Mr. MCHUGH, Mr. GERLACH, Mr. GONZALEZ, and Mr. JONES of North Carolina.

H.R. 1527: Mr. PETERSON of Pennsylvania and Mr. MARSHALL.

H.R. 1536: Ms. BALDWIN.

H.R. 1543: Mr. ABERCROMBIE and Mr. LIPINSKI.

H.R. 1551: Mr. LEWIS of Georgia and Ms. SOLIS.

H.R. 1553: Mr. WAXMAN and Mr. MARKEY.

H.R. 1561: Mr. FILNER.

H.R. 1567: Mr. GENE GREEN of Texas and Ms. WATSON.

H.R. 1576: Mr. NUNES.

H.R. 1611: Mr. HOLT.

H.R. 1617: Mr. BLUNT, Mr. HULSHOF, and Mr. GRAVES.

H.R. 1618: Mrs. MILLER of Michigan and Mr. MCCAUL of Texas.

H.R. 1627: Mrs. EMERSON.

H.R. 1645: Mr. OLVER and Mr. MORAN of Virginia.

H.R. 1647: Mr. RANGEL, Mr. FORBES, Mr. YOUNG of Florida, Mr. ENGLISH of Pennsylvania, Mr. SMITH of Nebraska, and Mr. HOLDEN.



H.R. 1653: Mr. TIERNEY, Mr. ELLISON, Ms. NORTON, Mr. DEFAZIO, Mr. OLVER, Mr. DELAHUNT, and Ms. KILPATRICK.  
 H.R. 1660: Ms. JACKSON-LEE of Texas.  
 H.R. 1687: Mrs. DRAKE, Mr. KILDEE, Mr. LAHOOD, and Mr. DAVIS of Illinois.  
 H.R. 1700: Mr. MAHONEY of Florida, Mr. HARE, Mr. GRIJALVA, Mr. ETHERIDGE, Mr. FILNER, and Mr. VISCLOSKY.  
 H.R. 1707: Mr. MARKEY and Mr. LANTOS.  
 H.R. 1709: Ms. SLAUGHTER and Ms. HERSETH SANDLIN.  
 H.R. 1713: Ms. NORTON and Ms. HARMAN.  
 H.R. 1718: Mr. CONYERS and Mr. MORAN of Virginia.  
 H.R. 1738: Mrs. EMERSON, Mr. WOLF, Mr. MCCOTTER, Mr. HIGGINS, and Mr. DAVIS of Alabama.  
 H.R. 1742: Mr. MCCAUL of Texas.  
 H.R. 1760: Mr. GINGREY.  
 H.R. 1761: Mr. BARRETT of South Carolina.  
 H.R. 1772: Mr. FORTENBERRY, Mr. MCCAUL of Texas, Mr. LANTOS, Ms. BALDWIN, and Mr. MCHUGH.  
 H.R. 1773: Mr. UDALL of Colorado, Mr. ALTMIRE, Ms. MCCOLLUM of Minnesota, Mr. RAHALL, and Mr. SKELTON.  
 H.R. 1783: Mr. CHANDLER, Ms. WASSERMAN SCHULTZ, and Mr. DAVIS of Illinois.  
 H.R. 1787: Mr. HENSARLING, and Mr. LINCOLN DIAZ-BALART of Florida.  
 H.R. 1792: Mr. LEWIS of Kentucky.  
 H.R. 1801: Mr. MCCAUL of Texas and Ms. WOOLSEY.  
 H.R. 1865: Mr. PLATTS.  
 H.R. 1873: Mr. MICHAUD and Mr. LIPINSKI.  
 H.R. 1880: Mr. ETHERIDGE and Ms. NORTON.  
 H.R. 1884: Ms. JACKSON-LEE of Texas and Mr. MCHUGH.  
 H.R. 1926: Mr. ALLEN, Mr. YARMUTH, Mrs. EMERSON, Mr. MCCOTTER, Mrs. SESSIONS, Mr. WALZ of Minnesota, Ms. ROS-LEHTINEN, Mr. WOLF, Mr. BOUSTANY, Mr. UPTON, and Mr. CAPUANO.  
 H.R. 1930: Mr. CARTER.  
 H.R. 1940: Mr. GOODLATTE.  
 H.R. 1954: Mr. PASTOR.  
 H.R. 1964: Mr. PAYNE.  
 H.R. 1971: Mr. ETHERIDGE, Mrs. TAUSCHER, Mr. HINOJOSA, Mr. SHAYS, Mr. MOORE of Kansas, Mr. SIRES, Mr. GRIJALVA, Ms. MATSUI, Mr. EHLERS, Mr. HASTINGS of Florida, and Mr. WATT.  
 H.R. 1992: Mr. DEFAZIO and Mr. VISCLOSKY.  
 H.R. 2005: Mr. RODRIGUEZ, Ms. HOOLEY, and Ms. JACKSON-LEE of Texas.  
 H. Con. Res. 7: Mrs. CAPPS, Mr. MATHESON, Mr. GUTIERREZ, Mr. MCCOTTER, and Mr. AKIN.  
 H. Con. Res. 48: Mr. HULSHOF, Mr. WALDEN of Oregon, Mr. DAVIS of Illinois, Mrs. BONO, Mr. HENSARLING, Mr. HALL of Texas, and Mrs. MYRICK.  
 H. Con. Res. 75: Mr. MARKEY.  
 H. Con. Res. 80: Mr. FATTAH, Ms. WOOLSEY, Mr. SCOTT of Georgia, Mr. MCGOVERN, and Mr. CHABOT.  
 H. Con. Res. 108: Ms. BALDWIN.  
 H. Con. Res. 112: Ms. SCHWARTZ.  
 H. Con. Res. 115: Mr. WEXLER and Ms. SLAUGHTER.  
 H. Con. Res. 117: Mr. LAMBORN, Mr. GINGREY, Mr. ENGLISH of Pennsylvania, Mr. LEWIS of California, Mr. SESSIONS, Mr. CALVERT, Mr. BAKER, Mr. ADERHOLT, Mr. GILLMOR, Mrs. MYRICK, Mr. GARY G. MILLER of California, Mr. NUNES, Mr. SMITH of Nebraska, Mr. PITTS, Mr. NEUGEBAUER, Mr. SHUSTER, Mr. COBLE, Mr. SAXTON, Mr. SOUDER, Mr. ROHRBACHER, Mr. CAMP of Michigan, Mr. WAMP, Mrs. SCHMIDT, Mrs. BIGGETT, Mr. ROYCE, Mr. BISHOP of Utah, Mr. PUTNAM, Mr. HASTERT, Mr. CARTER, Mr. WALSH of New York, Mr. TIBERI, Mr. WHITFIELD, Mr. KING of Iowa, Mr. MILLER of Florida, Mr. WILSON of South Carolina, Mr. SHADEGG, Mr. LINCOLN DIAZ-BALART of Florida, Mr. TIAHRT, Mr. SAM JOHNSON of Texas, Mrs. BLACKBURN, Mr. HUNTER, Mr. HAYES,

Mr. CANNON, Mr. YOUNG of Florida, Mr. RAMSTAD, Mr. BARRETT of South Carolina, Mr. MENT, Mr. PETRI, Mr. BILIRAKIS, and Mr. PICKERING.  
 H. Con. Res. 121: Mr. CAPUANO, Ms. WOOLSEY, Mr. PAUL, Mrs. CAPPS, and Mr. HULSHOF.  
 H. Con. Res. 126: Mrs. LOWEY and Mr. NADLER.  
 H. Res. 37: Mrs. EMERSON, Ms. VELÁZQUEZ, Mr. GILCHREST, and Mr. FARR.  
 H. Res. 49: Mr. LOBIONDO.  
 H. Res. 68: Mr. HOLT and Mr. MARKEY.  
 H. Res. 71: Mr. DAVIS of Illinois.  
 H. Res. 100: Mr. VAN HOLLEN and Mr. BLUNT.  
 H. Res. 101: Mr. ACKERMAN.  
 H. Res. 111: Mrs. MCCARTHY of New York and Mr. BERRY.  
 H. Res. 121: Mrs. JONES of Ohio, Mr. ROSKAM, Mr. HINCHEY, Mr. BERMAN, Mr. BRADY OF PENNSYLVANIA, Mr. CALVERT, and Mr. MARKEY.  
 H. Res. 146: Mr. MARKEY.  
 H. Res. 164: Mr. ISRAEL.  
 H. Res. 169: Mr. RYAN of Wisconsin.  
 H. Res. 208: Mr. LANTOS.  
 H. Res. 223: Mr. ROTHMAN.  
 H. Res. 227: Mr. MARKEY.  
 H. Res. 232: Mr. BACHUS.  
 H. Res. 258: Mr. VAN HOLLEN, Mr. BOSWELL, and Mr. HOLDEN.  
 H. Res. 282: Ms. HOOLEY, Mr. SARBANES, Mr. INSLEE, Mr. HOLT, Mr. HIGGINS, Mr. MCNERNEY, Mr. HASTINGS of Florida, Ms. CARSON, Mr. FRANK of Massachusetts, Ms. HARMAN, Mr. LOEBACK, and Mr. GOODE.  
 H. Res. 283: Mr. JONES of North Carolina.  
 H. Res. 287: Mr. LAMBORN and Ms. WOOLSEY.  
 H. Res. 291: Ms. FOXX, Mr. ELLISON, Mr. GARRETT of New Jersey, Mr. WYNN, Mr. REYES, Mr. MCCAUL of Texas, Mrs. MYRICK, Ms. JACKSON-LEE of Texas, Mrs. DRAKE, Mr. GOODE, Mr. GONZALEZ, Mr. BRADY of Pennsylvania, Mr. DOYLE, Mr. ELLSWORTH, Mr. CANTOR, Mr. FOSSELLA, Mr. LOBIONDO, and Mr. SHAYS.  
 H. Res. 294: Mr. GRIJALVA, and Mr. MORAN of Virginia.  
 H. Res. 309: Mr. BERMAN, and Ms. SCHWARTZ.  
 H. Res. 316: Mr. BAIRD, Mr. HONDA, Mr. MCGOVERN, Ms. ESHOO, Ms. JACKSON-LEE of Texas, Mr. EHLERS, and Mr. ROTHMAN.  
 H. Res. 320: Mr. ADERHOLT.

¶56.43 PETITIONS

Under clause 3 of rule XII, petitions and papers were laid on the clerk's desk and referred as follows:  
 9. The SPEAKER presented a petition of Deborah J. Glick, Assemblymember of the State of New York, relative to petitioning the Congress of the United States to stop the implementation of a proposed rule published by the Centers for Medicare and Medicaid Services (CMS) entitled, "Medicaid Program: Cost Limits for Providers Operated by Units of Government and Provisions to Ensure the Integrity of Federal-State Financial Partnership"; to the Committee on Energy and Commerce.  
 10. Also, a petition of Michael Benjamin, Assemblymember of the State of New York, relative to petitioning the Congress of the United States to stop the implementation of a proposed rule published by the Centers for Medicare and Medicaid Services (CMS) entitled, "Medicaid Program: Cost Limits for Providers Operated by Units of Government and Provisions to Ensure the Integrity of Federal-State Financial Partnership"; to the Committee on Energy and Commerce.  
 11. Also, a petition of Rory I. Lancman, Assemblymember of the State of New York, relative to petitioning the Congress of the

a proposed rule published by the Centers for Medicare and Medicaid Services (CMS) entitled, "Medicaid Program: Cost Limits for Providers Operated by Units of Government and Provisions to Ensure the Integrity of Federal-State Financial Partnership"; to the Committee on Energy and Commerce.

12. Also, a petition of the Yukon Tribe, California, relative to Resolution No. 07-20 supporting the Johnson O'Malley Program and opposing the elimination or reduction of funding for the Johnson O'Malley Program; to the Committee on Natural Resources.

13. Also, a petition of the San Francisco Board of Supervisors, California, relative to Resolution No. 53-07 urging the Congress of the United States to pass Comprehensive Immigration Reform; to the Committee on the Judiciary.

14. Also, a petition of the Town of Woodbury, Vermont, relative to a resolution requesting an investigation of President George W. Bush and Vice President Richard B. Cheney and supporting the men and women serving in all branches of the United States Armed Forces in Iraq; to the Committee on the Judiciary.

15. Also, a petition of the Town of Warren, Vermont, relative to a resolution requesting that the Congress of the United States investigate the outlined charges and initiate the process of impeachment of President George W. Bush and Vice President Richard B. Cheney; to the Committee on the Judiciary.

16. Also, a petition of the Town of Shaftsbury, Vermont, relative to a Town Meeting Resolution calling for the immediate and orderly withdrawal of American military forces from Iraq; jointly to the Committees on Armed Services and Veterans' Affairs.

17. Also, a petition of the Major County Sheriffs' Association, relative to a resolution urging all levels of the federal government to take immediate action to adequately fund the operations of the United States Immigration and Customs Enforcement (ICE) Agency; jointly to the Committees on the Judiciary and Homeland Security.

WEDNESDAY, APRIL 25, 2007 (57)

The House was called to order by the SPEAKER.

¶57.1 APPROVAL OF THE JOURNAL

The SPEAKER announced she had examined and approved the Journal of the proceedings of Tuesday, April 24, 2007.

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

¶57.2 COMMUNICATIONS

Executive and other communications, pursuant to clause 8, rule XII, were referred as follows:

1269. A letter from the Deputy Director, Defense Security Cooperation Agency, transmitting Pursuant to the reporting requirements of Section 36(b)(1) of the Arms Export Control Act, as amended, Transmittal No. 07-16, concerning the Department of the Air Force's proposed Letter(s) of Offer and Acceptance to Norway for defense articles and services, pursuant to 22 U.S.C. 2776(a); to the Committee on Foreign Affairs.

1270. A letter from the Deputy Director, Defense Security Cooperation Agency, transmitting Pursuant to the reporting requirements of Section 36(b)(1) of the Arms Export Control Act, as amended, Transmittal No. 07-12, concerning the Department of the Navy's proposed Letter(s) of Offer and Acceptance to Korea for defense articles and services, pursuant to 22 U.S.C. 2776(a); to the Committee on Foreign Affairs.

1271. A letter from the Deputy Director, Defense Security Cooperation Agency, transmitting Pursuant to the reporting requirements of Section 36(b)(1) of the Arms Export Control Act, as amended, Transmittal No. 07-21, concerning the Department of the Air Force's proposed Letter(s) of Offer and Acceptance to Israel for defense articles and services, pursuant to 22 U.S.C. 2776(a); to the Committee on Foreign Affairs.

1273. A letter from the Deputy Director, Defense Security Cooperation Agency, transmitting Pursuant to the reporting requirements of Section 36(b)(1) of the Arms Export Control Act, as amended, Transmittal No. 07-11, concerning the Department of the Navy's proposed Letter(s) of Offer and Acceptance to Korea for defense articles and services, pursuant to 22 U.S.C. 2776(a); to the Committee on Foreign Affairs.

1274. A letter from the Assistant Legal Adviser for Treaty Affairs, Department of State, transmitting Copies of international agreements, other than treaties, entered into by the United States, pursuant to 1 U.S.C. 112b(a); to the Committee on Foreign Affairs.

1275. A letter from the U.S. Global AIDS Coordinator, Department of State, transmitting a certification related to the Global Fund to Fight AIDS, Tuberculosis and Malaria, pursuant to Public Law 109-102, section 525; to the Committee on Foreign Affairs.

1276. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting a Report on Denial of Visas to Confiscators of American Property for the period of April 1, 2006 through March 31, 2007, pursuant to 8 U.S.C. 1182d; to the Committee on Foreign Affairs.

1277. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting a copy of Presidential Determination No. 2007-16, pursuant to Section 534(d) of the Foreign Operations, Export Financing and Related Program Appropriations Act of 2006, Pub. L. 109-102; to the Committee on Foreign Affairs.

1278. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting a proposed removal from the United States Munitions List of the Commercial Primary Instrument Systems, pursuant to Section 38(f) of the Arms Export Control Act; to the Committee on Foreign Affairs.

1279. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting a report pursuant to the Cooperative Threat Reduction Act of 1993 and the FREEDOM Support Act; to the Committee on Foreign Affairs.

1280. A letter from the Chairman, Federal Communications Commission, transmitting the Commission's FY 2006 Annual Report required by Section 203 of the Notification and Federal Antidiscrimination and Retaliation Act of 2002, Pub. L. 107-174; to the Committee on Oversight and Government Reform.

1281. A letter from the Secretary, Federal Maritime Commission, transmitting the Commission's report on the amount of acquisitions made by the commission from entities that manufacture articles, materials or supplies outside the United States, pursuant to Section 641 of the Consolidated Appropriations Act of 2005; to the Committee on Oversight and Government Reform.

1282. A letter from the Director, National Science Foundation, transmitting the Foundation's annual report for FY 2006 prepared in accordance with Title II of the Notification and Federal Employee Antidiscrimination and Retaliation Act of 2002 (No FEAR Act), Public Law 107-174; to the Committee on Oversight and Government Reform.

1283. A letter from the Director, Office of Personnel Management, transmitting the Office's "Major" final rule — Examining System and Programs for Specific Positions and

Examinations (Miscellaneous) (RIN: 3206-AK86) received March 22, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Oversight and Government Reform.

1284. A letter from the District of Columbia Auditor, Office of the District of Columbia Auditor, transmitting a report entitled, "Letter Report: Sufficiency Review of the Water and Sewer Authority's Fiscal Year 2007 Revenue Estimate in Support of \$50,000,000 in Commercial Paper Notes"; to the Committee on Oversight and Government Reform.

1285. A letter from the President & CEO, Overseas Private Investment Corporation, transmitting the Corporation's FY 2006 Annual Report required by Section 203 of the Notification and Federal Antidiscrimination and Retaliation Act of 2002, Pub. L. 107-174; to the Committee on Oversight and Government Reform.

1286. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Standard Instrument Approach Procedures; Miscellaneous Amendments [Docket No. 30533 ; Amdt. No. 3203] received March 15, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1287. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Standard Instrument Approach Procedures; Miscellaneous Amendments [Docket No. 30531 ; Amdt. No. 3201] received March 15, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1288. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; SOCATA — Groupe Aerospaciale TB 20 and TB 21 Airplanes [Docket No. FAA-2006-26236 Directorate Identifier 2006-CE-66-AD; Amendment 39-14891; AD 2007-02-04] (RIN: 2120-AA64) received March 15, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1289. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Rolls-Royce Deutschland Ltd & Co KG Dart 528, 529, 532, 535, 542, and 555 Series Turbo Prop Engines. [Docket No. FAA-2006-24825; Directorate Identifier 2006-NE-17-AD; Amendment 39-14894; AD 2007-02-07] (RIN: 2120-AA64) received March 15, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1290. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Empresa Brasileira de Aeronautica S.A. (EMBRAER) Model ERJ 170 and ERJ 190 Airplanes [Docket No. FAA-2007-26797; Directorate Identifier 2006-NM-195-AD; Amendment 39-14878; AD 2006-20-14] (RIN: 2120-AA64) received March 15, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1291. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Dassault Model F2000EX Airplanes [Docket No. FAA-2007-26855; Directorate Identifier 2006-NM-264-AD; Amendment 39-14888; AD 2007-02-01] (RIN 2120-AA64) received March 15, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1292. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Empresa Brasileira de Aeronautica S.A. (EMBRAER) Model ERJ 170 and ERJ 190 Airplanes [Docket No. FAA-2006-25643; Directorate Identifier 2006-NM-135-AD; Amendment 39-14869; AD 2006-26-11] (RIN:

2120-AA64) received March 15, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1293. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Rolls-Royce Corporation AE 2100D3 Turbo Prop Engines. [Docket No. FAA-2006-26414; Directorate Identifier 2006-NE-42-AD; Amendment 39-14854; AD 2006-25-13] (RIN: 2120-AA64) received March 15, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1294. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Rolls Royce plc RB211 Trent 700 Series Turbofan Engines. [Docket No. FAA-2005-19559; Directorate Identifier 2004-NE-03-AD; Amendment 39-14892; AD 2007-02-05] (RIN: 2120-AA64) received March 15, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1295. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Boeing Model 747-100, 747-100B, 747-100B SUD, 747-200B, 747-200C, 747-200F, 747-300, 747SR, and 747SP Series Airplanes Equipped with General Electric CF6-45 or -50 Series Engines, or Equipped with Pratt & Whitney JT9D-3 or -7 (Excluding -70) Series Engines [Docket No. FAA-2007-26811; Directorate Identifier 2006-NM-262-AD; Amendment 39-14887; AD 2007-01-15] (RIN: 2120-AA64) received March 15, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1296. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Bombardier Model CL-600-2B19 (Regional Jet Series 100 & 440) Airplanes [Docket No. FAA-2005-22559; Directorate Identifier 2005-NM-076-AD; Amendment 39-14879; AD 2007-01-07] (RIN: 2120-AA64) received March 15, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1297. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Bell Helicopter Textron Canada Model 206A, B, L, L-1, L-3, and L-4 Helicopters [Docket No. FAA-2005-22696; Directorate Identifier 2005-SW-22-AD; Amendment 39-14877; AD 2007-01-06] (RIN: 2120-AA64) received March 15, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1298. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Sicma Aero Seat; Third Occupant Seat Assemblies, 133 Series [Docket No. FAA-2005-22959; Directorate Identifier 2005-NE-40-AD; Amendment 39-14856; AD 2006-25-15] (RIN: 2120-AA64) received March 15, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1299. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; CFM International, S.A. CFM56 Series Turbofan Engines [Docket No. FAA-2006-26502; Directorate Identifier 2006-NE-37-AD; Amendment 39-14859; AD 2006-26-01] (RIN: 2120-AA64) received March 15, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1300. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Rolls-Royce plc RB211-524 Series Turbofan Engines; Correction [Docket No. 2004-NE-19-AD; Amendment 39-13197; AD 2004-26-05] (RIN: 2120-AA64) received March 15, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the

Committee on Transportation and Infrastructure.

1301. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Schempp-Hirth Flugzeugbau GmbH Model Duo Discus T Gliders [FAA-2006-26437; Directorate Identifier 2006-CE-73-AD; Amendment 39-14855; AD 06-25-14] (RIN: 2120-AA64) received March 15, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1302. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Fokker Model F27 Mark 100, 200, 300, 400, 500, 600, and 700 Airplanes [Docket No. FAA-2006-23659; Directorate Identifier 2005-NM-236-AD; Amendment 39-14863; AD 2006-26-05] (RIN: 2120-AA64) received March 15, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1303. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Stemme GmbH & Co. KG Model S10, S10-V, and S10-VT Gliders [FAA-2006-26557; Directorate Identifier 2006-CE-85-AD; Amendment 39-14860; AD 2006-26-02] (RIN: 2120-AA64) received March 15, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1304. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Empresa Brasileira de Aeronautica S.A. (EMBRAER) Model EMB-145XR Airplanes [Docket No. FAA-2006-24440; Directorate Identifier 2006-NM-058-AD; Amendment 39-14862; AD 2006-26-04] (RIN: 2120-AA64) received March 15, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1305. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Pratt & Whitney Canada (P&WC) PW535A Turbofan Engines [Docket No. FAA-2006-26112; Directorate Identifier 2006-NE-35-AD; Amendment 39-14837; AD 2006-24-08] (RIN: 2120-AA64) received March 15, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1306. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Alpha Aviation Design Limited (Type Certificate No. A48EU formerly held by APEX Aircraft and AVIONS PIERRE ROBIN), Model R2160 Airplanes. [Docket No. FAA-2006-26492; Directorate Identifier 2006-CE-77-AD; Amendment 39-14861; AD 2006-26-03] (RIN: 2120-AA64) received March 15, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1307. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Boeing Model 777-200 and -300 Series Airplanes Equipped with Rolls-Royce Engines [Docket No. FAA-2006-26675; Directorate Identifier 2006-NM-203-AD; Amendment 39-14864; AD 2006-26-06] (RIN: 2120-AA64) received March 15, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1308. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; B-N Group Ltd. BN-2, BN-2A, BN-2B, BN-2T, and BN-2T-4R Series (all individual models included in Type Certificate Data Sheet (TCDS) A17EU, Revision 16, dated December 9, 2002) Airplanes [Docket No. FAA-2006-25668; Directorate Identifier 2006-CE-44-AD; Amendment 39-14815; AD 2006-23-03] (RIN: 2120-AA64) received March 15,

2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1309. A letter from the Chemical Security Compliance Division, Office of Infrastructure Protection, Department of Homeland Security, transmitting the Department's "Major" final rule — Chemical Facility Anti-Terrorism Standards (RIN: 1601-AA41) received April 3, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Homeland Security.

¶57.3 COMMITTEE RESIGNATION—  
MINORITY

The SPEAKER pro tempore, Mrs. TAUSCHER, laid before the House the following communication, which was read as follows:

HOUSE OF REPRESENTATIVES,  
April 24, 2007.

Hon. NANCY PELOSI,  
*Speaker of the House, Office of the Speaker,  
U.S. Capitol, Washington, DC.*

DEAR MADAME SPEAKER: It is my desire to resign from the House Committee on Natural Resources immediately. I look forward to returning to the committee soon.

Thank you.  
Sincerely,

RICK RENZI,  
*U.S. Congressman,  
First District of Arizona.*

By unanimous consent, the resignation was accepted.

¶57.4 COMMITTEE RESIGNATION—  
MINORITY

The SPEAKER pro tempore, Mrs. TAUSCHER, laid before the House the following communication, which was read as follows:

HOUSE OF REPRESENTATIVES,  
April 24, 2007.

Hon. NANCY PELOSI,  
*Speaker of the House, Office of the Speaker,  
U.S. Capitol, Washington, DC.*

DEAR MADAME SPEAKER: It is my desire to resign from the House Committee on Financial Services immediately. I look forward to returning to the committee soon.

Thank you.  
Sincerely,

RICK RENZI,  
*U.S. Congressman,  
First District of Arizona.*

By unanimous consent, the resignation was accepted.

¶57.5 DARFUR GENOCIDE

Mr. ACKERMAN moved to suspend the rules and agree to the following concurrent resolution (H. Con. Res. 7); as amended:

Whereas in July 2004, the House of Representatives and the Senate declared that the atrocities in the Darfur region of Sudan constitute genocide, and the Bush administration reached the same conclusion in September 2004, when then Secretary of State Colin Powell stated that "the evidence leads us to the conclusion that genocide has occurred and may still be occurring in Darfur";

Whereas estimates indicate that 400,000 people may have been killed by the Government of Sudan and its Janjaweed allies since the crisis began in 2003, more than 2,000,000 people have been displaced from their homes, and more than 250,000 people from Darfur remain in refugee camps in Chad;

Whereas the former United Nations Under-Secretary-General for Humanitarian Affairs, Jan Egeland, in late August 2006 stated that "[i]nsecurity is at its highest level since 2004, access at its lowest levels since that

date, and we may well be on the brink of a return to all-out war";

Whereas despite the signing of the Darfur Peace Agreement in May 2006, violence against civilians, peacekeepers, and humanitarian workers continues unabated, including the killing of an estimated 12 humanitarian workers and 16 African Union Mission in Sudan peacekeepers;

Whereas in August 2006, the Government of Sudan began to deploy thousands of government troops for a major offensive in Darfur, once again threatening a major humanitarian catastrophe and risking the safety and security of millions of civilians;

Whereas, according to the Government of Sudan's plan, in a document submitted to the United Nations Secretary-General, Kofi Annan, the Government of Sudan planned to deploy approximately 26,500 additional troops and 7,050 additional police to Darfur;

Whereas the objectives of this deployment were "to deal with the threats posed by the activities of groups that have rejected the Darfur Peace Agreement and to gain control over the security situation and achieve stability in Darfur";

Whereas on August 31, 2006, the United Nations Security Council passed Resolution 1706, expanding the mandate of the United Nations Mission in Sudan (UNMIS) for the additional deployment of 17,300 peacekeeping troops and 3,300 civilian police personnel as well as 16 formed police units to Darfur;

Whereas implementation of the Comprehensive Peace Agreement (CPA) between the Government of Sudan and the Sudan People's Liberation Movement (SPLM) is slow, raising serious concern about the commitment of the Government of Sudan to fulfill its responsibilities;

Whereas President Omar Hassan El-Bashir of Sudan rejected the deployment of a United Nations peacekeeping force to Darfur, even as First Vice President Salva Kiir publicly stated his support for the deployment of a United Nations peacekeeping mission to Darfur;

Whereas in March 2006, at the Khartoum summit, Arab leaders worked against a plan to transform the African Union Mission in Sudan (AMIS) into a United Nations protection force with a mandate to protect civilians;

Whereas on August 20, 2006, in Cairo, Egypt, the League of Arab States met and backed Sudan's refusal of a United Nations peacekeeping force in the war-ravaged Darfur region;

Whereas in September 2006, a resolution passed by the League of Arab States Council of Foreign Ministers called for the United Nations Security Council to give the Sudanese Government more time to implement its "plan to improve conditions and preserve security" in Darfur;

Whereas on November 30, 2006, the Peace and Security Council of the African Union approved a decision to extend the mandate of AMIS in Darfur through July 2007;

Whereas, although the United Nations was authorized and prepared to send peacekeeping forces to Darfur under United Nations Security Council Resolution 1706 (2006), the League of Arab States worked to obstruct the deployment of such forces or had sought to reduce their mandate;

Whereas the November 30, 2006, Abuja Communique of the Peace and Security Council of the African Union endorsed the deployment of a hybrid United Nations-African Union peacekeeping force and stated the following:

(1) The Special Representative shall be jointly appointed by the Chairperson of the Commission of the African Union and the Secretary-General of the United Nations, after appropriate consultations as per the practice.

(2) The Force Commander, who should be an African, shall be appointed by the Chairperson of the Commission in consultation with the Secretary-General of the United Nations.

(3) The Mission shall benefit from United Nations backstopping and command and control structures and systems.

(4) The size of the force shall be determined by the African Union and the United Nations, taking into account all relevant factors and the situation on the ground, as well as the requirements for it to effectively discharge its mandate.

Whereas in March 2007, ongoing negotiations between the United Nations Secretary-General, Ban Ki-moon, and President Omar Hassan El-Bashir of Sudan took place under the auspices of the League of Arab States Summit in Riyadh, Saudi Arabia, and with the encouragement of Saudi Arabia, Egypt and the Secretary General of the League of Arab States;

Whereas on April 16, 2007, Sudanese Foreign Minister Lam Akol announced that Sudan fully accepts a "heavy support" package from the United Nations, including significant additional logistical and military support, which represents the second phase of a three-step plan to create a hybrid United Nations-African Union peacekeeping force of approximately 17,000 troops and 3,000 police; and

Whereas the support of the League of Arab States and each Member State individually will be critical to end the genocide in Darfur: Now, therefore, be it

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

(1) strongly urges the League of Arab States and each Member State individually to declare the systematic torture, rape, and displacement of Darfurians a genocide;

(2) strongly urges the League of Arab States and each Member State individually to agree and pass a resolution at their next meeting to support and accept a robust hybrid United Nations-African Union peacekeeping force, as agreed to by all parties to the Abuja Communiqué on November 30, 2006, to enforce the ceasefire, protect civilians, and ensure access to humanitarian assistance in Darfur; and

(3) strongly urges the League of Arab States to continue to work with the United Nations, the African Union and the United States Presidential Special Envoy for Sudan, Andrew Natsios, to bring about real and lasting peace and stability in Darfur, the refugee camps, and along the Chadian border.

The SPEAKER pro tempore, Mrs. TAUSCHER, recognized Mr. ACKERMAN and Mr. SMITH of New Jersey, each for 20 minutes.

After debate,

The question being put, *viva voce*,

Will the House suspend the rules and agree to said concurrent resolution, as amended?

The SPEAKER pro tempore, Mrs. TAUSCHER, announced that two-thirds of the Members present had voted in the affirmative.

Mr. ACKERMAN demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Mrs. TAUSCHER, pursuant to clause 8, rule XX, announced that further proceedings on the question were postponed.

#### ¶57.6 TORTURE VICTIMS RELIEF

Mr. ACKERMAN moved to suspend the rules and pass the bill (H.R. 1678) to amend the Torture Victims Relief Act of 1998 to authorize appropriations to provide assistance for domestic and foreign programs and centers for the treatment of victims of torture, and for other purposes.

The SPEAKER pro tempore, Mrs. TAUSCHER, recognized Mr. ACKERMAN and Mr. SMITH of New Jersey, each for 20 minutes.

After debate,

The question being put, *viva voce*,

Will the House suspend the rules and pass said bill?

The SPEAKER pro tempore, Mrs. TAUSCHER, announced that two-thirds of the Members present had voted in the affirmative.

Mr. ACKERMAN demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Mrs. TAUSCHER, pursuant to clause 8, rule XX, announced that further proceedings on the question were postponed.

#### ¶57.7 CIVILIANS AS HUMAN SHIELDS

Mr. ACKERMAN moved to suspend the rules and agree to the following resolution (H. Res. 125); as amended:

Whereas the term "human shields" refers to the use of civilians, prisoners of war, or other noncombatants whose mere presence is designed to protect combatants and objects from attack;

Whereas the use of human shields violates international humanitarian law (also referred to as the Law of War or Law of Armed Conflict);

Whereas throughout the summer of 2006 conflict with the State of Israel, Hezbollah forces utilized human shields to protect themselves from counterattacks by Israeli forces;

Whereas the majority of civilian casualties of that conflict might have been avoided and civilian lives saved had Hezbollah not employed this tactic;

Whereas the news media made constant mention of civilian casualties but rarely pointed to the culpability, under international law, of Hezbollah for their endangerment of such civilians;

Whereas United States and international leaders attempted to call the use of human shields to the world's attention;

Whereas on August 11, 2006, Secretary of State Condoleezza Rice stated, "Hezbollah and its sponsors have brought devastation upon the people of Lebanon, dragging them into a war that they did not choose, and exploiting them as human shields . . .";

Whereas on August 14, 2006, President George W. Bush stated, "Hezbollah terrorists targeted Israeli civilians with daily rocket attacks. Hezbollah terrorists used Lebanese civilians as human shields, sacrificing the innocent in an effort to protect themselves from Israeli response . . .";

Whereas Jan Egeland, United Nations Undersecretary-General for Humanitarian Affairs and Emergency Relief Coordinator, accused Hezbollah of "cowardly blending . . . among women and children";

Whereas for states parties to Additional Protocol I, such as Lebanon, Article 50(1) to the Geneva Convention defines civilian as,

"[a]ny person who does not belong to one of the categories of persons referred to in Article 4(A)(1), (2), (3), and (6) of the Third Convention and in Article 43 of this Protocol. In the case of doubt whether a person is a civilian, that person shall be considered a civilian.";

Whereas for states parties to Additional Protocol I, such as Lebanon, Article 51(7) to the Geneva Convention states, "[T]he presence or movement of the civilian population or individual civilians shall not be used to render certain points or areas immune from military operations, in particular in attempts to shield military objectives from attacks or to shield, favour or impede military operations. The Parties to the conflict shall not direct the movement of the civilian population or individual civilians in order to attempt to shield military objectives from attacks or to shield military operations."; and

Whereas Convention IV, Article 28, Relative to the Protection of Civilian Persons in Time of War of the Geneva Convention states, "The presence of a protected person may not be used to render certain points or areas immune from military operations."; Now, therefore, be it

*Resolved*, That the House of Representatives—

(1) strongly condemns the use of innocent civilians as human shields, including Hezbollah's use of this brutal and illegal tactic during the summer of 2006 conflict with Israel;

(2) calls on responsible nations to condemn the use of civilians as human shields as a violation of international humanitarian law; and

(3) calls on responsible nations and experts in the area of international humanitarian law to focus particular attention on the use of human shields in violation of international humanitarian law and make further recommendations on the prevention of such violation in the future.

The SPEAKER pro tempore, Mrs. TAUSCHER, recognized Mr. ACKERMAN and Mr. BOOZMAN, each for 20 minutes.

After debate,

The question being put, *viva voce*,

Will the House suspend the rules and agree to said resolution, as amended?

The SPEAKER pro tempore, Mr. McNULTY, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said resolution, as amended, was agreed to.

By unanimous consent, the title was amended so as to read: "A resolution expressing deep concern over the use of civilians as 'human shields' in violation of international humanitarian law, including Hezbollah's tactic of embedding its forces among civilians to use them as human shields during the summer of 2006 conflict between Hezbollah and the State of Israel.".

A motion to reconsider the votes whereby the rules were suspended and said resolution, as amended, was agreed to and the title was amended was, by unanimous consent, laid on the table.

#### ¶57.8 1955 BONN ACCORDS TREATY

Mr. ACKERMAN moved to suspend the rules and agree to the following resolution (H. Res. 240):

Whereas the International Tracing Service (ITS) archives located in Bad Arolsen, Germany, which are administered by the International Committee of the Red Cross, contain an estimated 50,000,000 records on the fates of some 17,500,000 individual victims of Nazi war crimes;

Whereas the ITS archives at Bad Arolsen remain the largest closed Holocaust-era archives in the world; while access to individual records can be requested by Holocaust survivors and their descendants, many who have requested information in the past have reported facing significant delays and even unresponsiveness; furthermore, the records remain inaccessible to researchers and research institutions;

Whereas the 1955 Bonn Accords, the treaty governing the administration of the ITS, established an International Commission of 11 member countries (Belgium, France, Germany, Greece, Israel, Italy, Luxembourg, the Netherlands, Poland, the United Kingdom, and the United States) charged with overseeing the administration of the ITS Holocaust archives;

Whereas following years of delay, in May 2006 in Luxembourg, the International Commission of the ITS agreed upon amendments to the Bonn Accords which would allow researchers to use the archives and would allow each Commission member country to receive digitized copies of archive materials and make the records available to researchers under the respective national laws relating to archives and privacy;

Whereas the May 2006 Amendments to the Bonn Accords require each of the 11 members of the International Commission to ratify the amendments before open access to the Holocaust archives is permitted;

Whereas although the final signature was affixed to the amendments in October 2006, only 4 out of the 11 Commission member countries (the United States, Israel, Poland, and the Netherlands) have ratified the amendments to date;

Whereas the United States Holocaust Memorial Museum has for years been working tirelessly to provide public access to the materials in the Bad Arolsen archives;

Whereas on March 8, 2007, representatives from the 11 member countries of the International Commission of the ITS met in the Netherlands and reviewed the current ratification status of each country and the ratification process in its entirety;

Whereas it is a moral and humanitarian imperative to permit public access to the millions of Holocaust records housed at Bad Arolsen;

Whereas it is essential that Holocaust researchers obtain access now, while survivors are living, so that the researchers can benefit in their scholarly work from the insights of eyewitnesses;

Whereas in the Holocaust's aftermath, there have been far too many instances of survivors and heirs of Holocaust victims being refused their moral and legal right to information—for restitution purposes, slave labor compensation, and personal closure;

Whereas opening the historic records is a vital contribution to the world's collective memory and understanding of the Holocaust and efforts to ensure that the anti-Semitism that made such horrors possible is never again permitted to take hold;

Whereas anti-Semitism has seen a resurgence in recent years; as recently as December 2006, the President of Iran, Mahmoud Ahmadinejad, held the second Holocaust denial conference in Tehran in one year; and

Whereas in light of this conference, President Ahmadinejad's anti-Semitic rhetoric, and a resurgence of anti-Semitism in part of the world, the opening of the archives at Bad Arolsen could not be more urgent: Now, therefore, be it

*Resolved*, That the House of Representatives—

(1) commends in the strongest terms all countries that have to date ratified the amendments to the Bonn Accords to allow for open access to the Holocaust archives of the International Tracing Service (ITS) located at Bad Arolsen, Germany;

(2) commends those countries that have committed to expedite the process of releasing the archives and expects those countries to abide by their commitments;

(3) strongly urges all countries that have to yet to ratify the amendments to abide by their treaty obligations made in May 2006 and to expedite the ratification of these amendments;

(4) strongly urges all Commission members to consider the short time left to Holocaust survivors and unanimously consent to open the ITS archives should all countries not ratify the amendments by May 2007;

(5) expresses the hope that bureaucratic and diplomatic processes will not further delay this process; and

(6) refuses to forget the murder of 6,000,000 Jews and more than 5,000,000 other victims during the Holocaust by Nazi perpetrators and their collaborators.

The SPEAKER pro tempore, Mr. McNULTY, recognized Mr. ACKERMAN and Mr. BOOZMAN, each for 20 minutes.

After debate,

The question being put, *viva voce*,

Will the House suspend the rules and agree to said resolution?

The SPEAKER pro tempore, Mr. McNULTY, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said resolution was agreed to.

A motion to reconsider the vote whereby the rules were suspended and said resolution was agreed to was, by unanimous consent, laid on the table.

#### ¶57.9 HONORING GIAN CARLO MENOTTI

Ms. CLARKE moved to suspend the rules and agree to the following concurrent resolution (H. Con. Res. 68):

Whereas Gian Carlo Menotti was born on July 7, 1911, in Cadegliano-Viconago, Italy;

Whereas Mr. Menotti began writing songs at age 7, and at age 11 wrote both the libretto and music for his first opera, *The Death of Pierrot*;

Whereas Mr. Menotti began his formal musical training in 1923 at Milan's Verdi Conservatory;

Whereas after the death of his father, Mr. Menotti and his mother emigrated to the United States, and he enrolled at Philadelphia's Curtis Institute of Music;

Whereas Mr. Menotti's first full-length opera, *The Consul*, premiered in 1950, and it won both the Pulitzer Prize for Music and, in 1954, the New York Drama Circle Critics' Award for Musical Play of the Year;

Whereas in 1951, Mr. Menotti wrote his beloved Christmas opera, *Amahl and the Night Visitors*, for the Hallmark Hall of Fame;

Whereas *Amahl and the Night Visitors* was the first opera ever written for television in the United States and was first aired on Christmas Eve in 1951;

Whereas *Amahl and the Night Visitors* was such a success that it became an annual Christmas tradition and remains Mr. Menotti's most popular work to this day;

Whereas in 1955, Mr. Menotti won a second Pulitzer Prize for his opera, *The Saint of Bleecker Street*;

Whereas in 1958, Mr. Menotti founded the Festival dei Due Mondi (Festival of the Two Worlds) in Spoleto, Italy, as a forum for young American artists in Europe;

Whereas when the organizers of the Festival of Two Worlds decided to plan a companion festival in the United States, they searched for a city that would offer the charm of Spoleto, Italy;

Whereas Mr. Menotti and the Spoleto USA organizers decided that Charleston, South Carolina, was the perfect counterpart to Spoleto, Italy, because Charleston is small enough to be dominated by nonstop arts events during the 17-day festival, but also large and sophisticated enough to provide a knowledgeable audience and appropriate theaters;

Whereas the Spoleto USA organizers also observed that Charleston has an extensive history of involvement with the arts, from housing the Nation's first theater and ballet companies to housing the Nation's oldest musical organization;

Whereas Mr. Menotti founded the Spoleto Festival USA in 1977, and the festival quickly became a haven for a large group of artists, both traditional and experimental, who were attracted to the mix of dance, theater, opera, music, and visual arts;

Whereas the Spoleto Festival USA has maintained traditions of the Festival of Two Worlds, such as a dedication to young artists, an enthusiasm for providing unusual performance opportunities to recognized masters in their fields, and a commitment to all forms of the performing arts, including classical ballet, modern and post-modern dance, opera, chamber, symphonic, and choral music, jazz, theater, and visual arts;

Whereas the Spoleto Festival USA currently claims an audience of between 70,000 and 80,000 attendees each year; and

Whereas Gian Carlo Menotti died on February 1, 2007, in a hospital in Monte Carlo: Now, therefore, be it

*Resolved by the House of Representatives (the Senate concurring)*, That Congress honors the life and accomplishments of Gian Carlo Menotti and recognizes the success of the Spoleto Festival USA in Charleston, South Carolina, which he founded.

The SPEAKER pro tempore, Mr. McNULTY, recognized Ms. CLARKE and Mr. WILSON of South Carolina, each for 20 minutes.

After debate,

The question being put, *viva voce*,

Will the House suspend the rules and agree to said concurrent resolution?

The SPEAKER pro tempore, Mr. McNULTY, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said concurrent resolution was agreed to.

A motion to reconsider the vote whereby the rules were suspended and said concurrent resolution was agreed to was by unanimous consent, laid on the table.

*Ordered*, That the Clerk request the concurrence of the Senate in said concurrent resolution.

#### ¶57.10 NATIONAL GARDEN MONTH

Ms. CLARKE moved to suspend the rules and agree to the following resolution (H. Res. 292):

Whereas individuals in the United States desire a healthy environment for the future;

Whereas teaching children to appreciate, respect, and protect the environment will

have long-term benefits because children are the next generation of environmental stewards;

Whereas greater exposure to nature through outdoor learning and play is recognized as essential to the physical, emotional, and mental development and health of children;

Whereas gardening exposes children to the outdoors while increasing their knowledge of plant cultivation and soil ecosystems;

Whereas research has shown that gardening positively impacts not only environmental attitudes, but also nutritional attitudes, interpersonal skills, and self-esteem; and

Whereas the National Gardening Association recognizes April as National Garden Month: Now, therefore, be it

*Resolved*, That it is the sense of the House of Representatives that schools throughout the United States should celebrate National Garden Month through a curriculum that includes outdoor learning through gardening.

The SPEAKER pro tempore, Mr. McNULTY, recognized Ms. CLARKE and Mr. WILSON of South Carolina, each for 20 minutes.

After debate,

The question being put, *viva voce*,

Will the House suspend the rules and agree to said resolution?

The SPEAKER pro tempore, Mr. McNULTY, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said resolution was agreed to.

A motion to reconsider the vote whereby the rules were suspended and said resolution was agreed to was, by unanimous consent, laid on the table.

#### §57.11 UNIVERSITY OF TENNESSEE WOMEN'S BASKETBALL TEAM

Ms. CLARKE moved to suspend the rules and agree to the following resolution (H. Res. 320):

Whereas, on April 3, 2007, before a crowd of over 20,000 fans, the University of Tennessee women's basketball team (the "Lady Vols") defeated the Scarlet Knights of Rutgers by a score of 59-46 to win the 2007 National Collegiate Athletic Association (NCAA) Division I Women's Basketball Championship;

Whereas this championship was the first national title for the Lady Vols since their 3-year championship run in 1996-98, and their 7th national title in the last 20 years;

Whereas the Lady Vols were successful due to the leadership of Coach Pat Summitt, the Nation's all-time winningest NCAA basketball coach (men's or women's) with 947 wins over 33 seasons at the University of Tennessee;

Whereas Joan Cronan, the Women's Athletics Director, has shown vision and leadership throughout her 24-year career at the University of Tennessee and created one of the most visible and respected athletic programs in the country;

Whereas the Lady Vols were undefeated in conference games during the 2006-2007 season and compiled an impressive overall record of 34 wins and 3 losses;

Whereas Candace Parker tallied 17 points, 7 rebounds, and 3 assists and was selected the Most Outstanding Player for the 2007 tournament, becoming the 5th Lady Volunteer to be so honored, following in the footsteps of Chamique Holdsclaw (1998, 1997), Michelle Marciniak (1996), Bridgette Gordon (1989), and Tonya Edwards (1987);

Whereas Shannon Bobbitt, who at only 5 feet, 2 inches, is the smallest player ever at the University of Tennessee, scored 3 decisive 3-pointers in the 2nd half, finished the game with 13 points, and was named to the 2007 All-Tournament Team;

Whereas Nicky Anosike had a career high of 16 rebounds and was named to the 2007 All-Tournament team;

Whereas senior Sidney Spencer scored 11 points and Alberta Auguste scored 10 points, with both players achieving a combined 6 for 6 from the free throw line;

Whereas Alexis Hornbuckle played outstanding defense and created energy on the court;

Whereas Dominique Redding and Alex Fuller also contributed to the team's victory;

Whereas the 2006-2007 team has an average GPA above 3.0; and

Whereas Coach Pat Summitt's Lady Vols continue their remarkable graduation rate, with every student athlete who has completed her eligibility at the University of Tennessee either graduating or working toward all of the requirements for graduation: Now, therefore, be it

*Resolved*, That the House of Representatives—

(1) congratulates the University of Tennessee women's basketball team for being champions on and off the court and for their victory in the 2007 NCAA Division I Women's Basketball Championship;

(2) recognizes the significant achievements of the players, coaches, students, alumni, and support staff whose dedication and hard work helped the University of Tennessee Lady Vols win the NCAA championship; and

(3) respectfully requests the Clerk of the House of Representatives to transmit copies of this resolution to the following for appropriate display—

(A) Dr. John D. Petersen, President of the University of Tennessee;

(B) Dr. Loren Crabtree, Chancellor of the University of Tennessee, Knoxville;

(C) Joan Cronan, Women's Athletics Director; and

(D) Pat Summitt, Women's Basketball Head Coach.

The SPEAKER pro tempore, Mr. McNULTY, recognized Ms. CLARKE and Mr. WILSON of South Carolina, each for 20 minutes.

After debate,

The question being put, *viva voce*,

Will the House suspend the rules and agree to said resolution?

The SPEAKER pro tempore, Mr. McNULTY, announced that two-thirds of the Members present had voted in the affirmative.

Ms. CLARKE demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Mr. McNULTY, pursuant to clause 8, rule XX, announced that further proceedings on the question were postponed.

#### §57.12 SCHOOL-BASED MUSIC EDUCATION

Ms. CLARKE moved to suspend the rules and agree to the following concurrent resolution (H. Con. Res. 121):

Whereas school music programs enhance intellectual development and enrich the academic environment for students of all ages;

Whereas students who participate in school music programs are less likely to be involved with drugs, gangs, or alcohol and have better attendance in school;

Whereas the skills gained through sequential music instruction, including discipline and the ability to analyze, solve problems, communicate, and work cooperatively, are vital for success in the 21st century workplace;

Whereas the majority of students attending public schools in inner city neighborhoods have virtually no access to music education, which places them at a disadvantage compared to their peers in other communities;

Whereas the arts are a core academic subject, and music is an essential element of the arts; and

Whereas every student in the United States should have an opportunity to reap the benefits of music education: Now, therefore, be it

*Resolved by the House of Representatives (the Senate concurring)*, That it is the sense of the Congress that music education grounded in rigorous instruction is an important component of a well-rounded academic curriculum and should be available to every student in every school.

The SPEAKER pro tempore, Mr. McNULTY, recognized Ms. CLARKE and Mr. WILSON of South Carolina, each for 20 minutes.

After debate,

The question being put, *viva voce*,

Will the House suspend the rules and agree to said concurrent resolution?

The SPEAKER pro tempore, Mr. McNULTY, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said concurrent resolution was agreed to.

A motion to reconsider the vote whereby the rules were suspended and said concurrent resolution was agreed to was, by unanimous consent, laid on the table.

*Ordered*, That the Clerk request the concurrence of the Senate in said concurrent resolution.

#### §57.13 GENETIC INFORMATION NONDISCRIMINATION

Mr. George MILLER of California, moved to suspend the rules and pass the bill (H.R. 493) to prohibit discrimination on the basis of genetic information with respect to health insurance and employment; as amended.

The SPEAKER pro tempore, Mr. McNULTY, recognized Mr. George MILLER of California, and Mrs. BIGGERT, each for 20 minutes.

After debate,

The question being put, *viva voce*,

Will the House suspend the rules and pass said bill, as amended?

The SPEAKER pro tempore, Ms. DEGETTE, announced that two-thirds of the Members present had voted in the affirmative.

Mr. George MILLER of California, demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Ms. DEGETTE, pursuant to clause 8, rule XX, announced that further proceedings on the question were postponed.



57.14 COMMUNICATION REGARDING SUBPOENA

The SPEAKER pro tempore, Ms. DEGETTE, laid before the House the following communication from Mr. PETERSON of Pennsylvania:

CONGRESS OF THE UNITED STATES, HOUSE OF REPRESENTATIVES, Washington, DC, April 25, 2007. Hon. NANCY PELOSI, Speaker, of the House of Representatives, Washington, DC.

DEAR MADAM SPEAKER: This is to formally notify you, pursuant to Rule VIII of the Rules of the House of Representatives, I have been served with a judicial subpoena for documents issued by the United States District Court for the Middle District of Pennsylvania.

After consulting with the Office of General Counsel, I have determined that compliance with the subpoena is consistent with the privileges and rights of the House.

Sincerely,

JOHN E. PETERSON, Member of Congress.

57.15 PROVIDING FOR CONSIDERATION OF H.R. 1332

Mr. ARCURI, by direction of the Committee on Rules, called up the following resolution (H. Res. 330):

Resolved, That at any time after the adoption of this resolution the Speaker may, pursuant to clause 2(b) of rule XVIII, declare the House resolved into the Committee of the Whole House on the state of the Union for consideration of the bill (H.R. 1332) to improve the access to capital programs of the Small Business Administration, and for other purposes. The first reading of the bill shall be dispensed with. All points of order against consideration of the bill are waived except those arising under clause 9 or 10 of rule XXI. General debate shall be confined to the bill and shall not exceed one hour equally divided and controlled by the chairman and ranking minority member of the Committee on Small Business. After general debate the bill shall be considered for amendment under the five-minute rule. It shall be in order to consider as an original bill for the purpose of amendment under the five-minute rule the amendment in the nature of a substitute recommended by the Committee on Small Business now printed in the bill. The committee amendment in the nature of a substitute shall be considered as read. All points of order against the committee amendment in the nature of a substitute are waived except those arising under clause 9 or 10 of rule XXI. Notwithstanding clause 11 of rule XVIII, no amendment to the committee amendment in the nature of a substitute shall be in order except those printed in the report of the Committee on Rules accompanying this resolution. Each such amendment may be offered only in the order printed in the report, may be offered only by a Member designated in the report, shall be considered as read, shall be debatable for the time specified in the report equally divided and controlled by the proponent and an opponent, shall not be subject to amendment, and shall not be subject to a demand for division of the question in the House or in the Committee of the Whole. All points of order against such amendments are waived except those arising under clause 9 or 10 of rule XXI. At the conclusion of consideration of the bill for amendment the Committee shall rise and report the bill to the House with such amendments as may have been adopted. Any Member may demand a separate vote in the House on any amendment adopted in the Committee of the Whole to the bill or to the

committee amendment in the nature of a substitute. The previous question shall be considered as ordered on the bill and amendments thereto to final passage without intervening motion except one motion to recommend with or without instructions.

SEC. 2. During consideration in the House of H.R. 1332 pursuant to this resolution, notwithstanding the operation of the previous question, the Chair may postpone further consideration of the bill to such time as may be designated by the Speaker.

When said resolution was considered.

After debate,

Mr. MCGOVERN moved the previous question on the resolution to its adoption or rejection.

The question being put, viva voce,

Will the House now order the previous question?

The SPEAKER pro tempore, Ms. DEGETTE, announced that the yeas had it.

Mr. HASTINGS of Washington, demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Ms. DEGETTE, pursuant to clause 8, rule XX, announced that further proceedings on the question were postponed.

57.16 RECESS—2:56 P.M.

The SPEAKER pro tempore, Ms. DEGETTE, pursuant to clause 12(a) of rule I, declared the House in recess at 2 o'clock and 56 minutes p.m., until 3:30 p.m.

57.17 AFTER RECESS—3:45 P.M.

The SPEAKER pro tempore, Ms. DEGETTE, called the House to order.

57.18 H. RES. 330—UNFINISHED BUSINESS

The SPEAKER pro tempore, Ms. DEGETTE, pursuant to clause 8, rule XX, announced the unfinished business to be the question on ordering the previous question on the resolution (H. Res. 330) providing for the consideration of the bill (H.R. 1332) to improve the access to capital programs of the Small Business Administration, and for other purposes.

The question being put,

Will the House now order the previous question?

The vote was taken by electronic device.

It was decided in the affirmative { Yeas ..... 226 Nays ..... 196

57.19 [Roll No. 258]

YEAS—226

Abercrombie Bishop (NY) Carney Ackerman Blumenauer Carson Allen Boren Castor Altmire Boswell Chandler Andrews Boucher Clarke Arcuri Boyd (FL) Clay Baca Boyda (KS) Cleaver Baird Brady (PA) Clyburn Baldwin Braley (IA) Cohen Bean Brown, Corrine Conyers Becerra Butterfield Cooper Berkley Capps Costa Berman Capuano Costello Berry Cardoza Courtney Bishop (GA) Carnahan Cramer

Crowley Kaptur Rahall Cuellar Kennedy Rangel Cummings Kildee Reyes Davis (AL) Kilpatrick Rodriguez Davis (CA) Kind Ross Davis (IL) Klein (FL) Rothman Davis, Lincoln Kucinich Roybal-Allard DeFazio Langevin Ruppberger DeGette Lantos Rush Delahunt Larsen (WA) Ryan (OH) DeLauro Larson (CT) Salazar Dicks Lee Sanchez, Linda Dingell Levin T. Doggett Lewis (GA) Sanchez, Loretta Donnelly Lipinski Sarbanes Doyle Loeb sack Schakowsky Edwards Ellison Lofgren, Zoe Schiff Ellsworth Lowey Schwartz Emanuel Mahoney (FL) Scott (GA) Engel Maloney (NY) Scott (VA) Eshoo Markey Sestak Etheridge Marshall Shea-Porter Farr Matheson Sherman Fattah Matsui Shuler Filner McCarthy (NY) Sires Frank (MA) McCollum (MN) Skelton Giffords McDermott Slaughter Gillibrand McGovern Smith (WA) Gonzalez McIntyre Snyder Gordon McNeerney Solis Green, Al McNulty Space Green, Gene Meehan Spratt Grijalva Meek (FL) Stark Gutierrez Meeks (NY) Stupak Hall (NY) Melancon Sutton Hare Michael Tanner Harman Miller (NC) Tauscher Hastings (FL) Miller, George Taylor Herseth Sandlin Mitchell Thompson (CA) Higgins Mollohan Moore (KS) Thompson (MS) Hill Moore (WI) Tierney Hinchey Moran (VA) Towns Hinojosa Murphy (CT) Udall (CO) Hirono Hodes Murphy, Patrick Udall (NM) Holden Murtha Van Hollen Holt Nadler Visclosky Honda Napolitano Walz (MN) Hooley Neal (MA) Wasserman Hoyer Oberstar Schultz Inslee Obey Waters Israel Oliver Watson Jackson (IL) Ortiz Watt Jackson-Lee (TX) Pallone Weiner Jackson-Lee (TX) Pascrell Welch (VT) Jefferson Pastor Wexler Johnson (GA) Payne Wilson (OH) Johnson, E. B. Perlmutter Woolsey Jones (OH) Peterson (MN) Wu Kagen Pomeroy Wynn Kanjorski Price (NC) Yarmuth

NAYS—196

Aderholt Chabot Gingrey Akin Coble Gohmert Alexander Cole (OK) Goode Bachmann Conaway Goodlatte Bachus Crenshaw Granger Baker Culberson Graves Barrett (SC) Davis (KY) Hall (TX) Barrow Davis, David Hastert Bartlett (MD) Davis, Tom Hastings (WA) Barton (TX) Deal (GA) Hayes Biggart Dent Heller Bilbray Diaz-Balart, L. Hensarling Bilirakis Diaz-Balart, M. Herger Bishop (UT) Doolittle Hobson Blackburn Drake Hoekstra Blunt Dreier Hulshof Bonner Duncan Inglis (SC) Bono Ehlers Issa Boozman Emerson Jindal Boustany English (PA) Johnson (IL) Brady (TX) Everett Johnson, Sam Brown (SC) Fallin Jones (NC) Brown-Waite, Feeney Jordan Ginny Ferguson Keller Buchanan Flake King (NY) Burgess Forbes Kingston Burton (IN) Fortenberry Kirk Buyer Fossella Kline (MN) Calvert Foxx Knollenberg Camp (MI) Franks (AZ) Kuhl (NY) Campbell (CA) Frelinghuysen LaHood Cannon Gallegly Lamborn Cantor Garrett (NJ) Latham Carlach LaTourette Carter Gilchrest Lewis (CA) Castle Gillmor Lewis (KY)

Linder Petri Shimkus  
LoBiando Pickering Shuster  
Lucas Pitts Simpson  
Lungren, Daniel Platts Smith (NE)  
E. Poe Smith (NJ)  
Mack Porter Smith (TX)  
Manzullo Price (GA)  
Marchant Pryce (OH)  
McCarthy (CA) Putnam  
McCaul (TX) Radanovich  
McCotter Ramstad  
McCrery Terry  
McHenry Regula  
McHugh Rehberg  
McKeon Reichert  
McMorris Renzi  
Rodgers Reynolds  
Mica Rogers (AL)  
Miller (FL) Rogers (KY)  
Miller (MI) Rogers (MI)  
Miller, Gary Rohrabacher  
Moran (KS) Ros-Lehtinen  
Murphy, Tim Roskam  
Musgrave Royce  
Myrick Ryan (WI)  
Neugebauer Sali  
Nunes Saxton  
Paul Schmidt  
Pearce Sensenbrenner  
Pence Sessions  
Peterson (PA) Shadegg  
Shays

Boyd (KS) Gerlach Mack  
Brady (PA) Giffords Mahoney (FL)  
Brady (TX) Gilchrest Maloney (NY)  
Braley (IA) Gillibrand Manzullo  
Brown (SC) Gillmor Marchant  
Brown, Corrine Gingrey Markey  
Brown-Waite, Gohmert Marshall  
Ginny Gonzalez Matheson  
Buchanan Goode Matsui  
Burgess Goodlatte McCarthy (CA)  
Burton (IN) Gordon McCarthy (NY)  
Butterfield Granger McCaul (TX)  
Buyer Graves McCollum (MN)  
Camp (MI) Green, Al McCotter  
Campbell (CA) Green, Gene McCrery  
Cannon Grijalva McDermott  
Clay Gutierrez McGovern  
Cleaver Hain (NY) McHenry  
Clyburn Hall (TX) McHugh  
Coble Hare McIntyre  
Cohen Harman McKeon  
Cole (OK) Hastert McMorris  
Conaway Carnahan Rodgers  
Conyers Carney McNulty  
Cooper Carson Meehan  
Costa Carter Heller Meek (FL)  
Costello Courtney Cramer  
Courtney Crenshaw  
Cramer Crowley  
Crenshaw Cuellar  
Crowley Culberson  
Cuellar Cummings  
Culberson Davis (AL)  
Cummings Jackson (IL)  
Davis (AL) Jackson-Lee  
Davis (CA) (TX)  
Davis (IL) Jefferson  
Davis (KY) Jindal  
Davis, David Johnson (GA)  
Davis, Lincoln Johnson (IL)  
Davis, Tom Johnson, E. B.  
Deal (GA) Johnson, Sam  
DeFazio Jones (NC)  
DeGette Jones (OH)  
Delahunt Jordan  
DeLauro Kagen  
Dent Kanjorski  
Diaz-Balart, L. Kaptur  
Diaz-Balart, M. Keller  
Dicks Kennedy  
Dingell Kildee  
Doggett Kilpatrick  
Donnelly Kind  
Doolittle King (IA)  
Doyle King (NY)  
Drake Kingston  
Dreier Kirk  
Duncan Klein (FL)  
Edwards Kline (MN)  
Ehlers Knollenberg  
Ellison Kucinich  
Ellsworth Kuhl (NY)  
Emanuel LaHood  
Emerson Lamborn  
Engel Langevin  
English (PA) Lantos  
Eshoo Larsen (WA)  
Etheridge Larson (CT)  
Everett Latham  
Fallin LaTourrette  
Farr Lee  
Fattah Levin  
Feeney Lewis (CA)  
Ferguson Lewis (GA)  
Filner Lewis (KY)  
Flake Linder  
Forbes Lipinski  
Fortenberry LoBiando  
Fossella Loeb sack  
Foxy Lofgren, Zoe  
Frank (MA) Lowey  
Franks (AZ) Lucas  
Frelinghuysen Lungren, Daniel  
Gallegly E.  
Garrett (NJ) Lynch

Ryan (WI) Smith (NJ)  
Salazar Smith (TX)  
Sali Smith (WA)  
Sanchez, Linda Snyder  
T. Solis  
Sanchez, Loretta Souder  
Sarbanes Space  
Saxton Spratt  
Schakowsky Stark  
Schiff Stearns  
Schmidt Stupak  
Schwartz Sullivan  
Scott (GA) Sutto  
Scott (VA) Tancredo  
Sensenbrenner Tanner  
Serrano Tauscher  
Sessions Taylor  
Sestak Terry  
Shadegg Thompson (CA)  
Shays Thompson (MS)  
Shea-Porter Thornberry  
Sherman Tiahrt  
Shimkus Tiberi  
Shuler Tierney  
Shuster Towns  
Simpson Turner  
Sires Udall (CO)  
Skelton Udall (NM)  
Slaughter Upton  
Smith (NE) Van Hollen

Velázquez  
Visclosky  
Walberg  
Walden (OR)  
Walsh (NY)  
Wamp  
Wasserman  
Schultz  
Waters  
Watson  
Watt  
Waxman  
Weiner  
Welch (VT)  
Weldon (FL)  
Weller  
Wexler  
Whitfield  
Wicker  
Wilson (NH)  
Wilson (OH)  
Wilson (SC)  
Wolf  
Woolsey  
Wu  
Wynn  
Yarmuth  
Young (AK)  
Young (FL)

NAYS—1

NOT VOTING—10  
Boehner King (IA) Waxman  
Cubin Lampson Westmoreland  
Davis, Jo Ann Serrano  
Hunter Velázquez

Paul  
Cubin Lampson Walz (MN)  
Davis, Jo Ann Mc Nerney Westmoreland

NOT VOTING—6

So the previous question on the resolution was ordered.

The question being put, viva voce,

Will the House agree to said resolution?

The SPEAKER pro tempore, Ms. DEGETTE, announced that the yeas had it.

So the resolution was agreed to.

A motion to reconsider the vote whereby said resolution was agreed to was, by unanimous consent, laid on the table.

57.20 H. CON. RES. 7—UNFINISHED BUSINESS

The SPEAKER pro tempore, Ms. DEGETTE, pursuant to clause 8, rule XX, announced the further unfinished business to be the motion to suspend the rules and agree to said concurrent resolution (H. Con. Res. 7) calling on the League of Arab States to acknowledge the genocide in the Darfur region of Sudan and to step up their efforts to stop genocide in Darfur; as amended.

The question being put,

Will the House suspend the rules and agree to said concurrent resolution, as amended?

The vote was taken by electronic device.

It was decided in the { Yeas ..... 425  
affirmative ..... } Nays ..... 1

57.21 [Roll No. 259] YEAS—425

Abercrombie Baldwin Bishop (NY)  
Ackerman Barrett (SC) Bishop (UT)  
Aderholt Barrow Blackburn  
Akin Bartlett (MD) Blumenauer  
Alexander Barton (TX) Blunt  
Allen Bean Boehner  
Altmire Becerra Bonner  
Andrews Berkley Bono  
Arcuri Bertran Boozman  
Baca Berry Boren  
Bachmann Biggart Boswell  
Bachus Bilbray Boucher  
Baird Billirakis Boustany  
Baker Bishop (GA) Boyd (FL)

Boehner King (IA) Waxman  
Cubin Lampson Westmoreland  
Davis, Jo Ann Serrano  
Hunter Velázquez  
Cole (OK)  
Conaway  
Conyers  
Cooper  
Costa  
Costello  
Courtney  
Cramer  
Crenshaw  
Crowley  
Cuellar  
Culberson  
Cummings  
Davis (AL)  
Davis (CA)  
Davis (IL)  
Davis (KY)  
Davis, David  
Davis, Lincoln  
Davis, Tom  
Deal (GA)  
DeFazio  
DeGette  
Delahunt  
DeLauro  
Dent  
Diaz-Balart, L.  
Diaz-Balart, M.  
Dicks  
Dingell  
Doggett  
Donnelly  
Doolittle  
Doyle  
Drake  
Dreier  
Duncan  
Edwards  
Ehlers  
Ellison  
Ellsworth  
Emanuel  
Emerson  
Engel  
English (PA)  
Eshoo  
Etheridge  
Everett  
Fallin  
Farr  
Fattah  
Feeney  
Ferguson  
Filner  
Flake  
Forbes  
Fortenberry  
Fossella  
Foxy  
Frank (MA)  
Franks (AZ)  
Frelinghuysen  
Gallegly  
Garrett (NJ)

Miller (FL)  
Miller (MI)  
Miller (NC)  
Miller, Gary  
Miller, George  
Mitchell  
Mollohan  
Moore (KS)  
Moore (WI)  
Moran (KS)  
Moran (VA)  
Murphy (CT)  
Murphy, Patrick  
Murphy, Tim  
Murtha  
Musgrave  
Myrick  
Nadler  
Napolitano  
Neal (MA)  
Neal (KS)  
Neugebauer  
Nunes  
Oberstar  
Obey  
Oliver  
Ortiz  
Pallone  
Pascrell  
Pastor  
Payne  
Pearce  
Pearce  
Pence  
Perlmutter  
Peterson (MN)  
Peterson (PA)  
Petri  
Pickering  
Pitts  
Platts  
Poe  
Pomeroy  
Porter  
Price (GA)  
Price (NC)  
Pryce (OH)  
Putnam  
Radanovich  
Rahall  
Ramstad  
Rangel  
Regula  
Rehberg  
Reichert  
Renzi  
Reyes  
Reynolds  
Lee  
Rodriguez  
Rogers (AL)  
Rogers (KY)  
Rogers (MI)  
Rohrabacher  
Ros-Lehtinen  
Roskam  
Ross  
Rothman  
Roybal-Allard  
Ruyce  
Roppersberger  
Rush  
Ryan (OH)

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said concurrent resolution, as amended, was agreed to.

By unanimous consent, the title was amended so as to read: "A concurrent resolution calling on the League of Arab States and each Member State individually to acknowledge the genocide in the Darfur region of Sudan and to step up their efforts to stop the genocide in Darfur."

A motion to reconsider the votes whereby the rules were suspended and said concurrent resolution, as amended, was agreed to and the title was amended was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said concurrent resolution.

57.22 H.R. 1678—UNFINISHED BUSINESS

The SPEAKER pro tempore, Ms. DEGETTE, pursuant to clause 8, rule XX, announced the further unfinished business to be the motion to suspend the rules and pass the bill (H.R. 1678) to amend the Torture Victims Relief Act of 1998 to authorize appropriations to provide assistance for domestic and foreign programs and centers for the treatment of victims of torture, and for other purposes.

The question being put,

Will the House suspend the rules and pass said bill?

The vote was taken by electronic device.

It was decided in the { Yeas ..... 418  
affirmative ..... } Nays ..... 7

57.23 [Roll No. 260] YEAS—418

Abercrombie  
Ackerman  
Aderholt

Akin  
Alexander  
Allen  
Altmire  
Andrews  
Arcuri

Baca Doyle Kline (MN) Price (NC) Sensenbrenner Tierney  
 Bachmann Drake Knollenberg Pryce (OH) Serrano Towns  
 Bachus Dreier Knocinich Putnam Sessions Blunt  
 Baird Edwards Kuhl (NY) Radanovich Sestak Udall (CO)  
 Baker Ehlers LaHood Rahall Shadegg Udall (NM)  
 Baldwin Ellison Lamborn Ramstad Shays Upton  
 Barrett (SC) Ellsworth Langevin Rangel Shea-Porter Van Hollen  
 Barrow Emanuel Lantos Regula Sherman Shuler Velázquez  
 Bartlett (MD) Emerson Larsen (WA) Rehberg Reichert Shuster  
 Barton (TX) Engel Larson (CT) Renzi Shuster Walden (OR)  
 Bean English (PA) Latham Lee Reynolds Simpson Walsh (NY)  
 Becerra Eshoo LaTourette Lee Rodriguez Skelton Waiz (MN)  
 Berkley Etheridge Lee Rogers (AL) Slaughte Wamp  
 Berman Everett Levin Rodriguez (KY) Smith (NE) Wasserman  
 Berry Fallin Lewis (GA) Rogers (MI) Smith (NJ) Schultz  
 Biggert Farr Lewis (KY) Rogers (TX) Smith (TX) Waters  
 Bilbray Fattah Linder Lipinski Roskam Smith (WA) Watson  
 Billrakis Feeney Filner LoBiondo Ross Snyder Watt  
 Bishop (GA) Ferguson Finler LoBiondo Roskam Smith (WA) Waxman  
 Bishop (NY) Filner LoBiondo Ross Snyder Watt Weiner  
 Bishop (UT) Forbes Lofgren, Zoe Rothman Roybal-Allard Space  
 Blackburn Fortenberry Lowey Lucas Royce Welch (VT)  
 Blumenauer Fossella Lungren, Daniel E. Ruff Ruppertsberger  
 Blunt Fossella Lungren, Daniel E. Ryan (OH) Stark  
 Boehner Franks (MA) Lynch Mack Mahoney (FL) Stupak  
 Bonner Franks (AZ) Lynch Mack Mahoney (FL) Stupak  
 Bono Frelinghuysen Gallegly Maloney (NY) Sanchez, Linda  
 Boozman Gallegly Garrett (NJ) Manzullo Marchant T. Sanchez, Loretta  
 Boren Garrett (NJ) Manzullo Marchant T. Sanchez, Loretta  
 Boswell Gerlach Giffords Markey Sarbanes Tauscher  
 Boucher Gerlach Giffords Markey Sarbanes Tauscher  
 Boustany Gilchrest Gillibrand Matheson Saxton Taylor  
 Boyd (FL) Gillibrand Matheson Saxton Taylor Terry  
 Boyd (KS) Gillmor Matsui McCarthy (CA) Schmidt  
 Brady (PA) Greigrey Gohmert McCarthy (NY) Schwartz  
 Brady (TX) Gohmert McCarthy (NY) Schwartz  
 Braley (IA) Goodlatte McCaul (TX) Scott (GA)  
 Brown (SC) Goodlatte McCaul (TX) Scott (VA)  
 Brown, Corrine Gordon  
 Brown-Waite, Granger  
 Ginny Graves  
 Buchanan Green, Al  
 Burgess Grijalva  
 Butterfield Gutierrez  
 Buyer Hall (NY)  
 Calvert Hall (TX)  
 Camp (MI) Hare  
 Campbell (CA) Harman  
 Cannon Hastert  
 Cantor Hastings (FL)  
 Capito Hastings (WA)  
 Capps Hayes  
 Capuano Heller  
 Cardoza Hensarling  
 Carnahan Hergert  
 Carney Herseth Sandlin  
 Carson Higgins  
 Castle Hill  
 Castor Hinchey  
 Chabot Hinojosa  
 Chandler Hirono  
 Clarke Hobson  
 Clay Hodes  
 Cleaver Hoekstra  
 Clyburn Holden  
 Coble Holt  
 Cohen Honda  
 Cole (OK) Hooley  
 Conaway Hoyer  
 Conyers Hulshof  
 Cooper Hunter  
 Costa Inglis (SC)  
 Costello Inslee  
 Courtney Israel  
 Cramer Issa  
 Crenshaw Jackson (IL)  
 Crowley Jackson-Lee  
 Cuellar (TX)  
 Culberson Jefferson  
 Cummings Jindal  
 Davis (AL) Johnson (GA)  
 Davis (CA) Johnson (IL)  
 Davis (IL) Johnson, E. B.  
 Davis (KY) Johnson, Sam  
 Davis, David Jones (NC)  
 Davis, Lincoln Jones (OH)  
 Davis, Tom Jordan  
 Deal (GA) Kagan  
 DeFazio Kanjorski  
 DeGette Kaptur  
 Delahunt Keller  
 DeLauro Kennedy  
 Dent Kildee  
 Diaz-Balart, L. Kilpatrick  
 Diaz-Balart, M. Kind  
 Dicks King (IA)  
 Dingell King (NY)  
 Doggett Kingston  
 Donnelly Kirk  
 Doolittle Klein (FL)

Price (NC) Sensenbrenner Tierney  
 Pryce (OH) Serrano Towns  
 Putnam Sessions Blunt  
 Radanovich Sestak Udall (CO)  
 Rahall Shadegg Udall (NM)  
 Ramstad Shays Upton  
 Rangel Shea-Porter Van Hollen  
 Regula Sherman Shuler Velázquez  
 Rehberg Reichert Shuster  
 Renzi Shuster Walden (OR)  
 Reyes Reynolds Simpson Walsh (NY)  
 Lee Rodriguez Skelton Waiz (MN)  
 Levin Rodriguez (KY) Smith (NE) Wamp  
 Lewis (GA) Slaughte Wamp  
 Lewis (KY) Smith (NE) Wasserman  
 Linder Lipinski Roskam Smith (NJ) Schultz  
 Lipinski Roskam Smith (TX) Waters  
 LoBiondo Ross Snyder Watt  
 LoBiondo Roskam Smith (WA) Waxman  
 Ross Snyder Watt Weiner  
 Rothman Roybal-Allard Space  
 Royce Welch (VT)  
 Ruff Ruppertsberger  
 Stark  
 Ryan (OH) Stearns  
 Ryan (WI) Stupak  
 Salazar Sullivan  
 Sanchez, Linda T. Sanchez, Loretta  
 Sanchez, Loretta T. Sanchez, Loretta  
 Sarbanes Tauscher  
 Saxton Taylor Terry  
 Schakowsky Thompson (CA)  
 Schiff Thompson (MS)  
 Schmidt Thornberry  
 Schwartz Tiahrt  
 Scott (GA) Tiberi  
 Scott (VA) Tiberi

NAYS—7

Burton (IN) Goode Sali  
 Duncan Paul  
 Flake Rohrabacher

NOT VOTING—7

Carter Green, Gene Westmoreland  
 Cubin Lampson  
 Davis, Jo Ann Lewis (CA)

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill was passed was, by unanimous consent, laid on the table.

*Ordered*, That the Clerk request the concurrence of the Senate in said bill.

57.24 H.R. 493—UNFINISHED BUSINESS

The SPEAKER pro tempore, Ms. DEGETTE, pursuant to clause 8, rule XX, announced the further unfinished business to be the motion to suspend the rules and pass the bill (H.R. 493) to prohibit discrimination on the basis of genetic information with respect to health insurance and employment; as amended.

The question being put,  
 Will the House suspend the rules and pass said bill, as amended?  
 The vote was taken by electronic device.

It was decided in the { Yeas ..... 420  
 affirmative ..... } Nays ..... 3

57.25 [Roll No. 261]  
 YEAS—420

Abercrombie Bachmann Becerra  
 Ackerman Bachus Berkeley  
 Aderholt Baird Berman  
 Akin Baker Berry  
 Alexander Baldwin Biggert  
 Allen Barrett (SC) Bilbray  
 Altmire Barrow Billrakis  
 Andrews Bartlett (MD) Bishop (GA)  
 Arcuri Barton (TX) Bishop (NY)  
 Baca Bean Bishop (UT)

Blackburn Forbes LoBiondo  
 Blumenauer Fortenberry Loeback  
 Blunt Fossella Lofgren, Zoe  
 Boehner Fossella Lowey  
 Bonner Frank (MA) Lucas  
 Bono Franks (AZ) Lungren, Daniel  
 Boozman Frelinghuysen E.  
 Boren Gallegly Lynch  
 Boswell Garrett (NJ) Mack  
 Boucher Gerlach Mahoney (FL)  
 Boustany Giffords Maloney (NY)  
 Boyd (FL) Gilchrest Manzullo  
 Boyd (KS) Gillibrand Marchant  
 Brady (PA) Gillmor Markey  
 Brady (TX) Greigrey Marshall  
 Braley (IA) Gohmert Matheson  
 Brown (SC) Goodlatte Gonzalez  
 Brown, Corrine Gordon Matsu  
 Brown-Waite, Granger McCarty (CA)  
 Ginny Graves McCarty (NY)  
 Buchanan Green, Al McCaul (TX)  
 Burgess Green, Gene McGovern  
 Burton (IN) Grijalva Gutierrez  
 Butterfield Hare  
 Buyer Grijalva Harman  
 Calvert Gutierrez Hastings (FL)  
 Camp (MI) Hall (NY) Hastings (WA)  
 Campbell (CA) Hall (TX) Hayes  
 Cannon Hare Heller  
 Cantor Harman Hensarling  
 Capito Harman Hergert  
 Capps Hastert Herseth Sandlin  
 Capuano Hastings (FL) Higgins  
 Cardoza Hastings (WA) Hill  
 Carnahan Hines Miller (FL)  
 Carney Hinojosa Miller (MI)  
 Carson Hobson Miller (NC)  
 Castle Hodes Miller, Gary  
 Castor Hoekstra Mitchell  
 Chabot Holden Mollohan  
 Chandler Hodes Moore (KS)  
 Clarke Hodes Moore (WI)  
 Clay Hirono Moran (KS)  
 Cleaver Hobson Moran (VA)  
 Clyburn Hodes Murphy (CT)  
 Coble Hoekstra Murph, Patrick  
 Cohen Holden Murph, Tim  
 Cole (OK) Holt Murtha  
 Conaway Honda Myrick  
 Conyers Hooley Nadler  
 Cooper Hoyer Napolitano  
 Conyers Hulshof Neal (MA)  
 Costa Hunter Neugebauer  
 Costello Hunter Inglis (SC) Nunes  
 Courtney Inslee Oberstar  
 Cramer Israel Obey  
 Crenshaw Issa Olver  
 Crowley Jackson (IL) Ortiz  
 Crowley Jackson-Lee Johnson, E. B.  
 Cuellar (TX) Johnson, Sam  
 Culberson Jindal Jones (NC)  
 Cummings Johnson (GA) Jones (OH)  
 Davis (AL) Johnson (IL) Jordan  
 Davis (CA) Johnson, E. B. Kagan  
 Davis (IL) Johnson, Sam Kanjorski  
 Davis (KY) Jones (NC) Kaptur  
 Davis, David Jones (NC) Keller  
 Davis, Lincoln Jones (OH) Kennedy  
 Davis, Tom Jordan Kildee  
 Deal (GA) Kagan Kilpatrick  
 DeFazio Kanjorski Kind  
 DeGette Kaptur King (IA)  
 Delahunt Keller King (NY)  
 DeLauro Kennedy Kingston  
 Dent Kildee Kirk  
 Diaz-Balart, L. Kilpatrick Klein (FL)  
 Diaz-Balart, M. Kind  
 Dicks King (IA) Kline (FL)  
 Dingell King (NY) Kline (MN)  
 Doggett Kingston Knollenberg  
 Donnelly Kirk Kucinich  
 Doolittle Klein (FL) Kuhl (NY)  
 Ehlert Lamborn  
 Ellison Lantos  
 Ellsworth Emerson  
 Emanuel Emerson  
 Emerson English (PA)  
 Engel English (PA)  
 Eshoo Eshoo  
 Etheridge Etheridge  
 Everett Everett  
 Fallon Fallon  
 Farr Farr  
 Fattah Fattah  
 Ferguson Ferguson  
 Filner Filner  
 Lipinski Lipinski

Roskam	Sires	Upton
Ross	Skelton	Van Hollen
Rothman	Slaughter	Velázquez
Roybal-Allard	Smith (NE)	Visclosky
Ruppersberger	Smith (NJ)	Walberg
Rush	Smith (TX)	Walden (OR)
Ryan (OH)	Smith (WA)	Walsh (NY)
Ryan (WI)	Snyder	Walz (MN)
Salazar	Solis	Wamp
Sali	Souder	Wasserman
Sánchez, Linda T.	Space	Schultz
	Spratt	Waters
Sanchez, Loretta	Stark	Watson
Sarbanes	Stearns	Watt
Saxton	Stupak	Waxman
Schakowsky	Sullivan	Weiner
Schiff	Sutton	Welch (VT)
Schmidt	Tancredo	Weldon (FL)
Schwartz	Tanner	Weller
Scott (GA)	Tauscher	Wexler
Scott (VA)	Taylor	Whitfield
Sensenbrenner	Terry	Wicker
Serrano	Thompson (CA)	Wilson (NM)
Sessions	Thompson (MS)	Wilson (OH)
Sestak	Thornberry	Wilson (SC)
Shadegg	Tiahrt	Wolf
Shays	Tiberi	Woolsey
Sherman	Tierney	Wu
Shimkus	Towns	Wynn
Shuler	Turner	Yarmuth
Shuster	Udall (CO)	Young (AK)
Simpson	Udall (NM)	Young (FL)

## NAYS—3

Flake	Paul	Royce
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NOT VOTING—9

Cannon	Feeney	Musgrave
Cubin	Jones (NC)	Shea-Porter
Davis, Jo Ann	Lampson	Westmoreland

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill, as amended, was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill, as amended, was passed was, by unanimous consent, laid on the table.

*Ordered*, That the Clerk request the concurrence of the Senate in said bill.

#### 157.26 SMALL BUSINESS ADMINISTRATION CAPITAL PROGRAMS ACCESS IMPROVEMENT

The SPEAKER pro tempore, Ms. DEGETTE, pursuant to House Resolution 330 and rule XVIII, declared the House resolved into the Committee of the Whole House on the state of the Union for the consideration of the bill (H.R. 1332) to improve the access to capital programs of the Small Business Administration, and for other purposes.

The SPEAKER pro tempore, Ms. DEGETTE, by unanimous consent, designated Mr. PASTOR as Chairman of the Committee of the Whole; and after some time spent therein,

The SPEAKER pro tempore, Ms. DEGETTE, assumed the Chair.

When Mr. PASTOR, Chairman, pursuant to House Resolution 330, reported the bill back to the House with an amendment adopted by the Committee.

The previous question having been ordered by said resolution.

The following amendment, reported from the Committee of the Whole House on the state of the Union, was agreed to:

Strike out all after the enacting clause and insert:

#### SECTION 1. SHORT TITLE; TABLE OF CONTENTS.

(a) SHORT TITLE.—This Act may be cited as the “Small Business Lending Improvements Act of 2007”.

(b) TABLE OF CONTENTS.—The table of contents for this Act is as follows:

#### Sec. 1. Short title; table of contents.

#### TITLE I—7(A) PROGRAM

Sec. 101. Authority for fee contributions.

Sec. 102. Rural Lending Outreach Program.

Sec. 103. Community Express program made permanent.

Sec. 104. Medical Professionals in Designated Shortage Areas Program.

Sec. 105. Increased Veteran Participation Program.

Sec. 106. Alternative size standard.

Sec. 107. Support to regional offices.

#### TITLE II—CERTIFIED DEVELOPMENT COMPANY ECONOMIC DEVELOPMENT LOAN PROGRAM

Sec. 201. Certified Development Company Economic Development Loan Program.

Sec. 202. Definitions.

Sec. 203. Eligibility of development companies to be designated as certified development companies.

Sec. 204. Definition of rural areas.

Sec. 205. Businesses in low-income areas.

Sec. 206. Combinations of certain goals.

Sec. 207. Refinancing.

Sec. 208. Additional equity injections.

Sec. 209. Loan liquidations.

Sec. 210. Closing costs.

Sec. 211. Maximum Certified Development Company and 7(a) loan eligibility.

Sec. 212. Eligibility for energy efficiency projects.

Sec. 213. Loans for plant projects used for energy-efficient purposes.

Sec. 214. Extension of period during which loss reserves of premier certified lenders determined on the basis of outstanding balance of debentures.

Sec. 215. Extension of alternative loss reserve pilot program for certain premier certified lenders.

#### TITLE I—7(A) PROGRAM

#### SEC. 101. AUTHORITY FOR FEE CONTRIBUTIONS.

Section 7(a) of the Small Business Act (15 U.S.C. 636(a)) is amended—

(1) in paragraph (18)(A) by striking “shall collect” and inserting “shall assess and collect”;

(2) in paragraph (18) by adding at the end the following:

“(C) OFFSET.—The Administrator may, as provided in paragraph (32), offset fees assessed and collected under subparagraph (A).”;

(3) in paragraph (23) by striking subparagraph (C) and adding at the end the following:

“(C) OFFSET.—The Administrator may, as provided in paragraph (32), offset fees assessed and collected under subparagraph (A).”;

(4) by adding at the end the following:

“(32) FEE CONTRIBUTIONS.—

“(A) IN GENERAL.—To the extent that amounts are made available to the Administrator for the purpose of fee contributions, the Administrator shall—

“(i) first consider contributing to fees paid by small business borrowers under clauses (i) through (iii) of paragraph (18)(A), to the maximum extent possible; and

“(ii) then consider contributing to fees paid by small business lenders under paragraph (23)(A).

“(B) QUARTERLY ADJUSTMENT.—Each fee contribution under subparagraph (A) shall be effective for one fiscal quarter and shall be adjusted as necessary for each fiscal quarter thereafter to ensure that the amounts under subparagraph (A) are fully used. The fee con-

tribution for a fiscal quarter shall be based on the loans that the Administrator projects will be made during that fiscal quarter, given the program level authorized by law for that fiscal year and any other factors that the Administrator considers appropriate.”.

#### SEC. 102. RURAL LENDING OUTREACH PROGRAM.

Section 7(a) of the Small Business Act (15 U.S.C. 636(a)) is amended—

(1) by striking paragraph (25)(C); and

(2) by adding at the end the following:

“(33) RURAL LENDING OUTREACH PROGRAM.—The Administrator shall carry out a rural lending outreach program to provide up to an 85 percent guaranty for loans of \$250,000 or less. The program shall be carried out only through lenders located in rural areas (as ‘rural’ is defined in section 501(f) of the Small Business Investment Act of 1958) or, in the case of a small business concern located in a rural area that does not have a lender located within 30 miles of the principal place of business, through any lender that is enrolled in, and administers, the 7(a) loan program that the small business concern chooses. For a loan made through the program, the following shall apply:

“(A) The Administrator shall approve or disapprove the loan within 36 hours.

“(B) The program shall use abbreviated application and documentation requirements.

“(C) Minimum credit standards, as the Administrator considers necessary to limit the rate of default on loans made under the program, shall apply.”.

#### SEC. 103. COMMUNITY EXPRESS PROGRAM MADE PERMANENT.

(a) IN GENERAL.—Section 7(a) of the Small Business Act (15 U.S.C. 636(a)) is amended by adding at the end the following:

“(34) COMMUNITY EXPRESS PROGRAM.—The Administrator shall carry out a Community Express Program for loans of \$250,000 or less. For a loan made under this paragraph, the following shall apply:

“(A) The loan shall be made to a business concern—

“(i) the majority ownership interest of which is directly held by individuals who are women, members of qualified Indian tribes, socially or economically disadvantaged individuals (as defined by the Administrator), or veterans of the Armed Forces or members of the reserve components of the Armed Forces; or

“(ii) that is located in a low- or moderate-income area, as defined by the Administrator.

“(B) The loan shall comply with the collateral policy of the Administration, except that, if the amount of the loan is less than or equal to \$25,000, the Administration shall not require the lender to take collateral.

“(C) The loan shall include terms requiring the lender to ensure that technical assistance is provided to the borrower, through the lender or a third-party provider.

“(D) The Administration shall approve or disapprove the loan within 36 hours.”.

(b) NOTICE AND COMMENT.—The program required by section 7(a)(34) of the Small Business Act, as added by subsection (a), shall be established after the opportunity for notice and comment and not later than 180 days after the date of the enactment of this Act.

#### SEC. 104. MEDICAL PROFESSIONALS IN DESIGNATED SHORTAGE AREAS PROGRAM.

(a) IN GENERAL.—Section 7(a) of the Small Business Act (15 U.S.C. 636(a)) is amended by adding at the end the following:

“(35) MEDICAL PROFESSIONALS IN DESIGNATED SHORTAGE AREAS PROGRAM.—The Administrator shall carry out a Medical Professionals in Designated Shortage Areas Program. For a loan made under this paragraph, the following shall apply:

“(A) The loan shall be made to a business concern that provides properly licensed medical, dental, or psychiatric services to the public.

“(B) The loan shall be for the purpose of opening a business concern in a health professional shortage area (as defined in section 332 of the Public Health Service Act (42 U.S.C. 254e)).

“(C) The loan shall include the participation by the Administration equal to 90 percent of the balance of the financing outstanding at the time of disbursement.

“(D) The fees on the loan under paragraphs (18) and (23) shall be reduced by half.”.

(b) NOTICE AND COMMENT.—The program required by section 7(a)(35) of the Small Business Act, as added by subsection (a), shall be established after the opportunity for notice and comment and not later than 180 days after the date of the enactment of this Act.

#### SEC. 105. INCREASED VETERAN PARTICIPATION PROGRAM.

(a) IN GENERAL.—Section 7(a) of the Small Business Act (15 U.S.C. 636(a)) is amended by adding at the end the following:

“(36) INCREASED VETERAN PARTICIPATION PROGRAM.—The Administrator shall carry out an Increased Veteran Participation Program. For a loan made under this paragraph, the following shall apply:

“(A) The loan shall be made to a business concern the majority ownership interest of which is directly held by individuals who are veterans of the Armed Forces or members of the reserve components of the Armed Forces.

“(B) The loan shall include the participation by the Administration equal to 90 percent of the balance of the financing outstanding at the time of disbursement.

“(C) The fees on the loan under paragraphs (18) and (23) shall not apply.”.

(b) NOTICE AND COMMENT.—The program required by section 7(a)(36) of the Small Business Act, as added by subsection (a), shall be established after the opportunity for notice and comment and not later than 180 days after the date of the enactment of this Act.

#### SEC. 106. ALTERNATIVE SIZE STANDARD.

(a) IN GENERAL.—Section 3(a) of the Small Business Act (15 U.S.C. 632(a)) is amended by adding at the end the following:

“(5) In addition to any other size standard under this subsection, the Administrator shall establish, and permit a lender making a loan under section 7(a) and a lender making a loan under the development company loan program to use, an alternative size standard. The alternative size standard shall be based on factors including maximum tangible net worth and average net income.”.

(b) APPLICABILITY.—Until the Administrator establishes, under section 3(a)(5) of the Small Business Act (as added by subsection (a)), an alternative size standard in the case of a lender making a loan under section 7(a) of that Act, the alternative size standard in section 121.301(b) of title 13, Code of Federal Regulations, shall apply to such a case.

#### SEC. 107. SUPPORT TO REGIONAL OFFICES.

Section 7(a) of the Small Business Act (15 U.S.C. 636(a)) is amended by adding at the end the following:

“(37) SUPPORT TO REGIONAL OFFICES.—The Administrator shall carry out a program, within an element of the Administration already in existence as of the date of the enactment of the Small Business Lending Im-

provements Act of 2007, to provide support to regional offices of the Administration in assisting small lenders who do not participate in the preferred lender program to participate in the 7(a) program.”.

### TITLE II—CERTIFIED DEVELOPMENT COMPANY ECONOMIC DEVELOPMENT LOAN PROGRAM

#### SEC. 201. CERTIFIED DEVELOPMENT COMPANY ECONOMIC DEVELOPMENT LOAN PROGRAM.

Section 504 of the Small Business Investment Act of 1958 (15 U.S.C. 697a) is amended—

(1) by redesignating subsections (a) and (b) as subsections (b) and (c); and

(2) by inserting before subsection (b) (as so redesignated) the following:

“(a) The program to provide financing to small businesses by guarantees of loans under this Act which are funded by debentures guaranteed by the Administration may be known as the ‘Certified Development Company Economic Development Loan Program’.”.

#### SEC. 202. DEFINITIONS.

Section 103(6) of the Small Business Investment Act of 1958 (15 U.S.C. 662(6)) is amended to read as follows:

“(6) the term ‘development company’ means an entity incorporated under State law with the authority to promote and assist the growth and development of small-business concerns in the areas in which it is authorized to operate by the Administration, and the term ‘certified development company’ means a development company which the Administration has determined meets the criteria of section 506;”.

#### SEC. 203. ELIGIBILITY OF DEVELOPMENT COMPANIES TO BE DESIGNATED AS CERTIFIED DEVELOPMENT COMPANIES.

Section 506 of the Small Business Investment Act of 1958 (15 U.S.C. 697c) is amended to read as follows:

#### “SEC. 506. CERTIFIED DEVELOPMENT COMPANIES.

“(a) AUTHORITY TO ISSUE DEBENTURES.—A development company may issue debentures pursuant to this Act if the Administration certifies that the company meets the following criteria:

“(1) SIZE.—The development company is required to be a small concern with fewer than 500 employees and not under the control of any entity which does not meet the Administration’s size standards as a small business, except that any development company which was certified by the Administration prior to December 31, 2005 may continue to issue debentures.

“(2) PURPOSE.—The primary purpose of the development company is to benefit the community by fostering economic development to create and preserve jobs and stimulate private investment.

“(3) PRIMARY FUNCTION.—The primary function of the development company is to accomplish its purpose by providing long term financing to small businesses by the utilization of the Certified Development Company Economic Development Loan Program. It may also provide or support such other local economic development activities to assist the community.

“(4) NON-PROFIT STATUS.—The development company is a non-profit corporation, except that a development company certified by the Administration prior to January 1, 1987, may retain its status as a for-profit corporation.

“(5) GOOD STANDING.—The development company is in good standing in its State of incorporation and in any other State in which it conducts business, and is in compliance with all laws, including taxation requirements, in its State of incorporation and in any other State in which it conducts business.

“(6) MEMBERSHIP.—The development company has at least 25 members (or stockholders if the corporation is a for-profit entity), none of whom may own or control more than 10 percent of the company’s voting membership, consisting of representation from each of the following groups (none of which are in a position to control the development company):

“(A) Government organizations that are responsible for economic development.

“(B) Financial institutions that provide commercial long term fixed asset financing.

“(C) Community organizations that are dedicated to economic development.

“(D) Businesses.

“(7) BOARD OF DIRECTORS.—The development company has a board of directors that—

“(A) is elected from the membership by the members;

“(B) represents at least three of the four groups enumerated in subsection (a)(6) and no group is in a position to control the company; and

“(C) meets on a regular basis to make policy decisions for such company.

“(8) PROFESSIONAL MANAGEMENT AND STAFF.—The development company has full-time professional management, including a chief executive officer to manage daily operations, and a full-time professional staff qualified to market the Certified Development Company Economic Development Loan Program and handle all aspects of loan approval and servicing, including liquidation, if appropriate. The development company is required to be independently managed and operated to pursue its economic development mission and to employ its chief executive officer directly, with the following exceptions:

“(A) A development company may be an affiliate of another local non-profit service corporation (specifically excluding another development company) whose mission is to support economic development in the area in which the development company operates. In such a case:

“(i) The development company may satisfy the requirement for full-time professional staff by contracting with a local non-profit service corporation (or one of its non-profit affiliates), or a governmental or quasi-governmental agency, to provide the required staffing.

“(ii) The development company and the local non-profit service corporation may have partially common boards of directors.

“(B) A development company in a rural area (as defined in section 501(f)) shall be deemed to have satisfied the requirements of a full-time professional staff and professional management ability if it contracts with another certified development company which has such staff and management ability and which is located in the same general area to provide such services.

“(C) A development company that has been certified by the Administration as of December 31, 2005, and that has contracted with a for-profit company to provide services as of such date may continue to do so.

“(b) AREA OF OPERATIONS.—The Administration shall specify the area in which an applicant is certified to provide assistance to small businesses under this title, which may not initially exceed its State of incorporation unless it proposes to operate in a local economic area which is required to include part of its State of incorporation and may include adjacent areas within several States. After a development company has demonstrated its ability to provide assistance in its area of operations, it may request the Administration to be allowed to operate in one or more additional States as a multi-state certified development company if it satisfies the following criteria:

“(1) Each additional State is contiguous to the State of incorporation, except the States of Alaska and Hawaii shall be deemed to be contiguous to any State abutting the Pacific ocean.

“(2) It demonstrates its proficiency in making and servicing loans under the Certified Development Company Economic Development Loan Program by—

“(A) requesting and receiving designation as an accredited lender under section 507 or a premier certified lender under section 508; and

“(B) meeting or exceeding performance standards established by the Administration.

“(3) The development company adds to the membership of its State of incorporation additional membership from each additional State and the added membership meets the requirements of subsection (a)(6).

“(4) The development company adds at least one member to its board of directors in the State of incorporation, providing that added member was selected by the membership of the development company.

“(5) The company meets such other criteria or complies with such conditions as the Administration deems appropriate.

“(c) PROCESSING OF EXPANSION APPLICATIONS.—The Administration shall respond to the request of a certified development company for certification as a multi-state company on an expedited basis within 30 days of receipt of a completed application if the application demonstrates that the development company meets the requirements of subsection (b)(1) through (b)(4).

“(d) USE OF FUNDS LIMITED TO STATE WHERE GENERATED.—Any funds generated by a development company from making loans under the Certified Development Company Economic Development Loan Program which remain after payment of staff, operating and overhead expenses shall be retained by the development company as a reserve for future operations, for expanding its area of operations in a local economic area as authorized by the Administration, or for investment in other local economic development activity in the State from which the funds were generated.

“(e) ETHICAL REQUIREMENTS.—

“(1) IN GENERAL.—Certified development companies, their officers, employees and other staff, shall at all times act ethically and avoid activities which constitute a conflict of interest or appear to constitute a conflict of interest. No one may serve as an officer, director or chief executive officer of more than one certified development company.

“(2) PROHIBITED CONFLICT IN PROJECT LOANS.—As part of a project under the Certified Development Company Economic Development Loan Program, no certified development company may recommend or approve a guarantee of a debenture by the Administration that is collateralized by a second lien position on the property being constructed or acquired and also provide, or be affiliated with a corporation or other entity, for-profit or non-profit, which provides, financing collateralized by a first lien on the same property. A business development company that was participating as a first mortgage lender, either directly or through an affiliate, for the Certified Development Company Economic Development Loan Program in either fiscal years 2004 or 2005 may continue to do so.

“(3) OTHER ECONOMIC DEVELOPMENT ACTIVITIES.—Operation of multiple programs to assist small business concerns in order for a certified development company to carry out its economic development mission shall not be deemed a conflict of interest, but notwithstanding any other provision of law, no development company may accept funding from any source, including but not limited

to any department or agency of the United States Government—

“(A) if such funding includes any conditions, priorities or restrictions upon the types of small businesses to which they may provide financial assistance under this title; or

“(B) if it includes any conditions or imposes any requirements, directly or indirectly, upon any recipient of assistance under this title unless the department or agency also provides all of the financial assistance to be delivered by the development company to the small business and such conditions, priorities or restrictions are limited solely to the financial assistance so provided.”.

#### SEC. 204. DEFINITION OF RURAL AREAS.

Section 501 of the Small Business Investment Act of 1958 (15 U.S.C. 695) is amended by adding at the end the following new subsection:

“(f) As used in subsection (d)(3)(D), the term ‘rural’ shall include any area other than—

“(1) a city or town that has a population greater than 50,000 inhabitants; and

“(2) the urbanized area contiguous and adjacent to such a city or town.”.

#### SEC. 205. BUSINESSES IN LOW-INCOME AREAS.

Section 501(d)(3) of the Small Business Investment Act of 1958 (15 U.S.C. 695(d)(3)) is amended by inserting after “business district revitalization” the following: “or expansion of businesses in low-income communities that would be eligible for new market tax credit investments under section 45D of the Internal Revenue Code of 1986 (26 U.S.C. 45D)”.

#### SEC. 206. COMBINATIONS OF CERTAIN GOALS.

Section 501(e) of the Small Business Investment Act of 1958 (15 U.S.C. 695(e)) is amended by adding at the end the following:

“(7) A small business concern that is unconditionally owned by more than one individual, or a corporation whose stock is owned by more than one individual, is deemed to achieve a public policy goal under subsection (d)(3) if a combined ownership share of at least 51 percent is held by individuals who are in one of the groups listed as public policy goals specified in subsection (d)(3)(C) or (d)(3)(E).”.

#### SEC. 207. REFINANCING.

Section 502 of the Small Business Investment Act of 1958 (15 U.S.C. 696) is amended by adding at the end the following:

“(7) PERMISSIBLE DEBT REFINANCING.—Any financing approved under this title may also include a limited amount of debt refinancing for debt that was not previously guaranteed by the Administration. If the project involves expansion of a small business which has existing indebtedness collateralized by fixed assets, any amount of existing indebtedness that does not exceed one-half of the project cost of the expansion may be refinanced and added to the expansion cost, providing—

“(A) the proceeds of the indebtedness were used to acquire land, including a building situated thereon, to construct a building thereon or to purchase equipment;

“(B) the borrower has been current on all payments due on the existing debt for at least the past year; and

“(C) the financing under the Certified Development Company Economic Development Loan Program will provide better terms or rate of interest than now exists on the debt.”.

#### SEC. 208. ADDITIONAL EQUITY INJECTIONS.

Clause (ii) of section 502(3)(B) of the Small Business Investment Act of 1958 (15 U.S.C. 696(3)(B)) is amended to read as follows:

“(ii) FUNDING FROM INSTITUTIONS.—

“(I) If a small business concern provides the minimum contribution required under paragraph (C), not less than 50 percent of the total cost of any project financed pursuant to clauses (i), (ii), or (iii) of subparagraph (C) shall come from the institutions described in subclauses (I), (II), and (III) of clause (i).

“(II) If a small business concern provides more than the minimum contribution required under paragraph (C), any excess contribution may be used to reduce the amount required from the institutions described in subclauses (I), (II), and (III) of clause (i) except that the amount from such institutions may not be reduced to an amount less than the amount of the loan made by the Administration.”.

#### SEC. 209. LOAN LIQUIDATIONS.

Section 510 of the Small Business Investment Act of 1958 (15 U.S.C. 697g) is amended—

(1) by redesignating subsection (e) as subsection (g); and

(2) by inserting after subsection (d) the following:

“(e) PARTICIPATION.—

“(1) MANDATORY.—Any certified development company which elects not to apply for authority to foreclose and liquidate defaulted loans under this section or which the Administration determines to be ineligible for such authority shall contract with a qualified third-party to perform foreclosure and liquidation of defaulted loans in its portfolio. The contract shall be contingent upon approval by the Administration with respect to the qualifications of the contractor and the terms and conditions of liquidation activities.

“(2) COMMENCEMENT.—The provisions of this subsection shall not require any development company to liquidate defaulted loans until the Administration has adopted and implemented a program to compensate and reimburse development companies as provided under subsection (f).

“(f) COMPENSATION AND REIMBURSEMENT.—

“(1) REIMBURSEMENT OF EXPENSES.—The Administration shall reimburse each certified development company for all expenses paid by such company as part of the foreclosure and liquidation activities if the expenses—

“(A) were approved in advance by the Administration either specifically or generally; or

“(B) were incurred by the company on an emergency basis without Administration prior approval but which were reasonable and appropriate.

“(2) COMPENSATION FOR RESULTS.—The Administration shall develop a schedule to compensate and provide an incentive to qualified State or local development companies which foreclose and liquidate defaulted loans. The schedule shall be based on a percentage of the net amount recovered but shall not exceed a maximum amount. The schedule shall not apply to any foreclosure which is conducted pursuant to a contract between a development company and a qualified third-party to perform the foreclosure and liquidation.”.

#### SEC. 210. CLOSING COSTS.

Paragraph (4) of section 503(b) of the Small Business Investment Act of 1958 (15 U.S.C. 697(b)) is amended to read as follows:

“(4) the aggregate amount of such debenture does not exceed the amount of loans to be made from the proceeds of such debenture plus, at the election of the borrower under the Certified Development Company Economic Development Loan Program, other amounts attributable to the administrative and closing costs of such loans, except for the borrower’s attorney fees;”.



SEC. 211. MAXIMUM CERTIFIED DEVELOPMENT COMPANY AND 7(A) LOAN ELIGIBILITY.

Section 502(2) of the Small Business Investment Act of 1958 (15 U.S.C. 696(2)) is amended by adding at the end the following:

“(C) COMBINATION FINANCING.—Financing under this title may be provided to a borrower in the maximum amount provided in this subsection, plus a loan guarantee under section 7(a) of the Small Business Act may also be provided to the same borrower in the maximum provided in section 7(a)(3)(A) of such Act.”.

SEC. 212. ELIGIBILITY FOR ENERGY EFFICIENCY PROJECTS.

Section 501(d)(3) of the Small Business Investment Act of 1958 (15 U.S.C. 695(d)(3)) is amended—

(1) in subparagraph (G) by striking “or” at the end;

(2) in subparagraph (H) by striking the period at the end and inserting a comma; and

(3) by inserting after subparagraph (H) the following:

“(I) reduction of energy consumption by at least 10 percent, or

“(J) increased use of sustainable design or low-impact design to produce buildings that reduce the use of non-renewable resources, minimize environmental impact, and relate people with the natural environment.”.

SEC. 213. LOANS FOR PLANT PROJECTS USED FOR ENERGY-EFFICIENT PURPOSES.

Section 502(2)(A) of the Small Business Investment Act of 1958 (15 U.S.C. 696(2)(A)) is amended—

(1) in clause (ii) by striking “and” at the end;

(2) in clause (iii) by striking the period at the end and inserting “; and”; and

(3) by adding at the end the following:

“(iv) \$4,000,000 for each project that reduces the borrower’s energy consumption by at least 10 percent.”.

SEC. 214. EXTENSION OF PERIOD DURING WHICH LOSS RESERVES OF PREMIER CERTIFIED LENDERS DETERMINED ON THE BASIS OF OUTSTANDING BALANCE OF DEBENTURES.

Section 508(c)(6)(B) of the Small Business Investment Act of 1958 (15 U.S.C. 697e(c)(6)(B)) is amended by striking “during the 2-year period beginning on the date that is 90 days after the date of the enactment of this subparagraph,” and inserting “through the end of fiscal year 2008.”.

SEC. 215. EXTENSION OF ALTERNATIVE LOSS RESERVE PILOT PROGRAM FOR CERTAIN PREMIER CERTIFIED LENDERS.

Section 508(c)(7)(J) of the Small Business Investment Act of 1958 (15 U.S.C. 697e(c)(7)(J)) is amended by striking “means” and all that follows through the period at the end and inserting “means each calendar quarter through the end of fiscal year 2008.”.

The bill, as amended, was ordered to be engrossed and read a third time, was read a third time by title.

Mr. MCCRERY moved to recommit the bill to the Committee on Small Business with instructions to report the bill back to the House forthwith with the following amendments:

Page 6, after line 7, insert the following:

“(B) For purposes of subparagraph (A)(i), the Administrator shall consider any small business concern that can demonstrate it is adversely affected by a raise in the Federal minimum wage to be economically disadvantaged.”.

Page 6, line 8, strike “(B)” and insert “(C)”.

Page 6, line 13, strike “(C)” and insert “(D)”.

Page 6, line 17, strike “(D)” and insert “(E)”.

After debate,

By unanimous consent, the previous question was ordered on the motion to recommit with instructions.

The question being put, viva voce,

Will the House recommit said bill with instructions?

The SPEAKER pro tempore, Ms. DEGETTE, announced that the nays had it.

Mr. MCCRERY demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The vote was taken by electronic device.

It was decided in the { Yeas ..... 197 negative ..... Nays ..... 224

57.27

[Roll No. 262]

YEAS—197

- Aderholt Gallegly Neugebauer
Akin Garrett (NJ) Nunes
Alexander Gerlach Paul
Bachmann Gilchrest Pearce
Bachus Gillmor Peterson (PA)
Baker Gohmert Petri
Barrett (SC) Goode Pickering
Barton (TX) Goodlatte Pitts
Biggart Granger Platt
Bilbray Graves Poe
Bilirakis Bishop (UT) Hall (TX) Porter
Blackburn Hastert Price (GA)
Blunt Hastings (WA) Pryce (OH)
Boehner Hayes Putnam
Bonner Heller Radanovich
Bono Hensarling Ramstad
Boozman Herger Regula
Boustany Hobson Rehberg
Brady (TX) Hoekstra Reichert
Brown (SC) Hulshof Renzi
Brown-Waite, Inglis (SC) Reynolds
Ginny Issa Rogers (AL)
Buchanan Jindal Rogers (KY)
Burgess Johnson (IL) Rogers (MI)
Burton (IN) Johnson, Sam Rohrabacher
Buyer Jones (NC) Ros-Lehtinen
Calvert Jordan Roskam
Camp (MI) Keller Royce
Campbell (CA) King (IA) Ryan (WI)
Cannon King (NY) Sali
Cantor Kingston Saxton
Capito Kirk Schmidt
Carney Kline (MN) Sensenbrenner
Carter Knollenberg Sessions
Castle Kuhl (NY) Shadegg
Chabot LaHood Shaub
Coble Lamborn Shimkus
Cole (OK) Latham Shuster
Conaway LaTourrette Simpson
Crenshaw Lewis (CA) Smith (NE)
Culberson Lewis (KY) Smith (NJ)
Davis (KY) Linder Smith (TX)
Davis, David LoBiondo Souder
Davis, Tom Lucas Space
Deal (GA) Lungren, Daniel
Dent E.
Diaz-Balart, L. Mack
Diaz-Balart, M. Manzullo
Doolittle Marchant
Drake McCarthy (CA) Thornberry
Dreier McCaul (TX) Tiahrt
Duncan McCotter Tiberi
Ehlers McCrery Turner
Emerson McHenry Upton
English (PA) McHugh Walberg
Everett McKeon Walden (OR)
Fallin McMorris Walsh (NY)
Feeney Rodgers Wamp
Ferguson Mica Weldon (FL)
Flake Miller (FL) Weller
Forbes Miller (MI) Wicker
Fortenberry Miller, Gary Wilson (NM)
Fossella Moran (KS) Wilson (SC)
Foxy Murphy, Tim Wolf
Franks (AZ) Musgrave Young (AK)
Frelinghuysen Myrick Young (FL)

NAYS—224

- Abercrombie Grijalva Neal (MA)
Ackerman Gutierrez Oberstar
Allen Hall (NY) Obey
Altmire Hare Olver
Andrews Harman Ortiz
Arcuri Hastings (FL) Pallone
Baca Hersth Sandlin Pascrell
Baird Higgins Pastor
Baldwin Hill Payne
Barrow Hinchey Perlmutter
Bean Hinojosa Peterson (MN)
Becerra Hirono Pomeroy
Berkley Hodes Price (NC)
Berman Holden Rahall
Berry Holt Rangel
Bishop (NY) Honda Reyes
Blumenauer Hooley Rodriguez
Boren Hoyer Ross
Boswell Inslee Rothman
Boucher Israel Roybal-Allard
Boyda (KS) Jackson (IL) Ruppertsberger
Brady (PA) Jackson-Lee Rush
Braley (IA) (TX) Ryan (OH)
Brown, Corrine Jefferson Salazar
Butterfield Johnson (GA) Sanchez, Linda
Capps Johnson, E. B. T.
Capuano Jones (OH) Sanchez, Loretta
Cardoza Kagen Sarbanes
Carnahan Kanjorski Schakowsky
Carson Kennedy Schiff
Castor Kildee Schwartz
Chandler Kilpatrick Scott (GA)
Clarke Kind Scott (VA)
Clay Klein (FL) Serrano
Cleaver Kucinich Sestak
Clyburn Langevin Shea-Porter
Cohen Lantos Sherman
Conyers Larsen (WA) Shuler
Cooper Larson (CT) Sires
Costa Lee Skelton
Costello Levins Slaughter
Courtney Lewis (GA) Smith (WA)
Cramer Lipinski Snyder
Crowley Loeb sack Solis
Cuellar Lofgren, Zoe Spratt
Cummings Lowey Stark
Davis (AL) Lynch Stupak
Davis (CA) Mahoney (FL) Sutton
Davis (IL) Maloney (NY) Tanner
Davis, Lincoln Markey Tauscher
DeFazio Marshall Taylor
DeGette Matheson Thompson (CA)
Delahunt Matsui McCarthy (NY) Thompson (MS)
DeLauro McCarthy (MN) Tierney
Dicks McColmum (MN) Towns
Dingell McDermott Udall (CO)
Doggett McGovern Udall (NM)
Donnelly McNerney Van Hollen
Doyle McNulty Velázquez
Edwards Meehan Visclosky
Ellison Meek (FL) Walz (MN)
Ellsworth Meeks (NY) Wasserman
Emanuel Melancon Schultz
Engel Michaud Waters
Eshoo Miller (NC) Watson
Etheridge Miller, George Watt
Farr Mitchell Waxman
Fattah Mollohan Weiner
Filner Moore (KS) Welch (VT)
Frank (MA) Moore (WI) Wexler
Giffords Moran (VA) Wilson (OH)
Gillibrand Murphy (CT) Woolsey
Gonzalez Murphy, Patrick Wu
Gordon Murtha Wynn
Green, Al Nadler Yarmuth
Green, Gene Napolitano

NOT VOTING—11

- Bartlett (MD) Davis, Jo Ann McIntyre
Bishop (GA) Hunter Westmoreland
Boyd (FL) Kaptur Whitfield
Cubin Lampson

So the motion to recommit with instructions was not agreed to.

The question being put, viva voce,

Will the House pass said bill?

The SPEAKER pro tempore, Ms. DEGETTE, announced that the yeas had it.

Ms. VELAZQUEZ demanded a recorded vote on passage of said bill, which demand was supported by one-fifth of a quorum, so a recorded vote was ordered.

The vote was taken by electronic device.

It was decided in the affirmative { Yeas ..... 380  
Nays ..... 45

¶57.28 [Roll No. 263]  
AYES—380

Abercrombie	DeLauro	Kind
Ackerman	Dent	King (NY)
Aderholt	Diaz-Balart, L.	Kirk
Akin	Diaz-Balart, M.	Klein (FL)
Alexander	Dicks	Kline (MN)
Allen	Dingell	Knollenberg
Altmire	Doggett	Kucinich
Andrews	Donnelly	Kuhl (NY)
Arcuri	Doyle	LaHood
Baca	Drake	Langevin
Bachus	Dreier	Lantos
Baird	Edwards	Larsen (WA)
Baker	Ehlers	Larson (CT)
Baldwin	Ellison	Latham
Barrow	Ellsworth	LaTourette
Bartlett (MD)	Emanuel	Lee
Barton (TX)	Emerson	Levin
Bean	Engel	Lewis (CA)
Becerra	English (PA)	Lewis (GA)
Berkley	Eshoo	Lewis (KY)
Berman	Etheridge	Lipinski
Berry	Everett	LoBiondo
Bilbray	Fallin	Loeb
Bilirakis	Farr	Lofgren, Zoe
Bishop (GA)	Fattah	Lowe
Bishop (NY)	Ferguson	Lucas
Bishop (UT)	Filner	Lungren, Daniel
Blackburn	Forbes	E. Lynch
Blumenauer	Fortenberry	Mahoney (FL)
Blunt	Fossella	Maloney (NY)
Boehner	Frank (MA)	Marchant
Bonner	Frelinghuysen	Markey
Bono	Galleghy	Marshall
Boozman	Gerlach	Matheson
Boren	Giffords	Matsui
Boswell	Gilchrist	McCarthy (CA)
Boucher	Gillibrand	McCarthy (NY)
Boustany	Gillmor	McCaul (TX)
Boyd (FL)	Gohmert	McCollum (MN)
Boyd (KS)	Gonzalez	McCotter
Brady (PA)	Goodlatte	McCrery
Bralley (IA)	Gordon	McDermott
Brown (SC)	Granger	McGovern
Brown, Corrine	Graves	McHugh
Brown-Waite,	Green, Al	McIntyre
Ginny	Green, Gene	McKeon
Buchanan	Grijalva	McMorris
Burgess	Gutierrez	Rodgers
Burton (IN)	Hall (NY)	McNerney
Butterfield	Hall (TX)	McNulty
Calvert	Hare	Meehan
Camp (MI)	Harman	Meek (FL)
Cannon	Hastings (FL)	Meeks (NY)
Capito	Hastings (WA)	Melancon
Capps	Heller	Mica
Capuano	Herger	Michaud
Cardoza	Herseth Sandlin	Miller (MI)
Carnahan	Higgins	Miller (NC)
Carney	Hill	Miller, George
Carson	Hinchev	Mitchell
Castle	Hinojosa	Mollohan
Castor	Hirono	Moore (KS)
Chabot	Hobson	Moore (WI)
Chandler	Hodes	Moran (KS)
Clarke	Hoekstra	Moran (VA)
Clay	Holden	Murphy (CT)
Cleaver	Holt	Murphy, Patrick
Clyburn	Honda	Murphy, Tim
Coble	Hooley	Murtha
Cohen	Hoyer	Musgrave
Cole (OK)	Hulshof	Nadler
Conaway	Inslee	Napolitano
Conyers	Israel	Neal (MA)
Cooper	Issa	Nunes
Costa	Jackson (IL)	Oberstar
Costello	Jackson-Lee	Obey
Courtney	(TX)	Olver
Cramer	Jefferson	Ortiz
Crenshaw	Jindal	Pallone
Crowley	Johnson (GA)	Pascrell
Cuellar	Johnson (IL)	Pastor
Cummings	Johnson, E. B.	Payne
Davis (AL)	Jones (OH)	Pearce
Davis (CA)	Jordan	Perlmutter
Davis (IL)	Kagen	Peterson (MN)
Davis, David	Kanjorski	Peterson (PA)
Davis, Lincoln	Kaptur	Petri
Davis, Tom	Keller	Pickering
DeFazio	Kennedy	Pitts
DeGette	Kildee	Platts
Delahunt	Kilpatrick	

Poe	Scott (GA)	Tierney
Pomeroy	Scott (VA)	Towns
Porter	Sensenbrenner	Turner
Price (NC)	Serrano	Udall (CO)
Pryce (OH)	Sessions	Udall (NM)
Putnam	Sestak	Upton
Rahall	Shays	Van Hollen
Ramstad	Shea-Porter	Velázquez
Rangel	Sherman	Visclosky
Regula	Shimkus	Walberg
Rehberg	Shuler	Walden (OR)
Reichert	Shuster	Walsh (NY)
Renzi	Simpson	Walz (MN)
Reyes	Sires	Wamp
Reynolds	Skelton	Wasserman
Rodriguez	Slaughter	Schultz
Rogers (AL)	Smith (NE)	Waters
Rogers (KY)	Smith (NJ)	Watson
Rogers (MI)	Smith (TX)	Watt
Ros-Lehtinen	Smith (WA)	Waxman
Roskam	Snyder	Weiner
Ross	Souder	Welch (VT)
Rothman	Space	Weldon (FL)
Roybal-Allard	Spratt	Weller
Ruppersberger	Stark	Wexler
Rush	Stearns	Whitfield
Ryan (OH)	Stupak	Wicker
Ryan (WI)	Sullivan	Wilson (NM)
Salazar	Sutton	Wilson (OH)
Sanchez, Linda	Tanner	Wilson (SC)
T.	Tauscher	Wolf
Sanchez, Loretta	Taylor	Woolsey
Sarbanes	Terry	Wu
Saxton	Thompson (CA)	Wynn
Schakowsky	Thompson (MS)	Yarmuth
Schiff	Thornberry	Young (AK)
Schmidt	Tiahrt	Young (FL)
Schwartz	Tiberi	

NOES—45

Bachmann	Franks (AZ)	Manzullo
Barrett (SC)	Garrett (NJ)	McHenry
Biggart	Gingrey	Miller (FL)
Brady (TX)	Goode	Miller, Gary
Campbell (CA)	Hastert	Myrick
Cantor	Hayes	Neugebauer
Carter	Hensarling	Paul
Culberson	Inglis (SC)	Pence
Davis (KY)	Johnson, Sam	Price (GA)
Deal (GA)	Jones (NC)	Radanovich
Doolittle	King (IA)	Rohrabacher
Duncan	Kingston	Royce
Feeney	Lamborn	Sali
Flake	Linder	Shadegg
Foxx	Mack	Tancredo

NOT VOTING—7

Buyer	Hunter	Westmoreland
Cubin	Lampson	
Davis, Jo Ann	Solis	

So the bill was passed.  
A motion to reconsider the vote whereby said bill was passed was, by unanimous consent, laid on the table.

*Ordered*, That the Clerk request the concurrence of the Senate in said bill.

¶57.29 CLERK TO CORRECT ENGROSSMENT

On motion of Ms. VELAZQUEZ, by unanimous consent,

*Ordered*, That in the engrossment of the foregoing bill the Clerk be authorized to correct section numbers, punctuation, and cross references, and to make such other necessary technical and conforming corrections in the engrossment of said bill.

¶57.30 PROVIDING FOR CONSIDERATION OF THE CONFERENCE REPORT TO H.R. 1591

Ms. SLAUGHTER, by direction of the Committee on Rules, called up the following resolution (H. Res. 332):

*Resolved*, That upon adoption of this resolution it shall be in order to consider the conference report to accompany the bill (H.R. 1591) making emergency supplemental appropriations for the fiscal year ending September 30, 2007, and for other purposes. All points of order against the conference report and against its consideration are

waived. The conference report shall be considered as read.

When said resolution was considered. After debate,

On motion of Ms. SLAUGHTER, the previous question was ordered on the resolution to its adoption or rejection.

The question being put, viva voce, Will the House agree to said resolution?

The SPEAKER pro tempore, Mr. TIERNEY, announced that the yeas had it.

Mr. DREIER demanded a recorded vote on agreeing to said resolution, which demand was supported by one-fifth of a quorum, so a recorded vote was ordered.

The vote was taken by electronic device.

It was decided in the affirmative { Yeas ..... 226  
Nays ..... 195

¶57.31 [Roll No. 264]  
AYES—226

Abercrombie	Etheridge	McIntyre
Ackerman	Farr	McNerney
Allen	Fattah	McNulty
Altmire	Filner	Meehan
Andrews	Frank (MA)	Meek (FL)
Arcuri	Giffords	Meeks (NY)
Baca	Gillibrand	Melancon
Baird	Gonzalez	Michaud
Baldwin	Gordon	Miller (NC)
Barrow	Green, Al	Miller, George
Bean	Green, Gene	Mitchell
Becerra	Grijalva	Mollohan
Berkley	Gutierrez	Moore (KS)
Berman	Hall (NY)	Moore (WI)
Berry	Hare	Moran (VA)
Bishop (GA)	Harman	Murphy (CT)
Bishop (NY)	Hastings (FL)	Murphy, Patrick
Blumenauer	Herseth Sandlin	Murtha
Boren	Higgins	Nadler
Boswell	Hill	Napolitano
Boucher	Hinchev	Neal (MA)
Boyd (FL)	Hinojosa	Oberstar
Boyd (KS)	Hirono	Obey
Brady (PA)	Hodes	Olver
Bralley (IA)	Holden	Ortiz
Brown, Corrine	Holt	Pallone
Butterfield	Honda	Pascrell
Capps	Hooley	Pastor
Capuano	Hoyer	Payne
Cardoza	Inslee	Perlmutter
Carnahan	Israel	Peterson (MN)
Carney	Jackson (IL)	Pomeroy
Carson	Jackson-Lee	Price (NC)
Castor	(TX)	Rahall
Chandler	Jefferson	Rangel
Clarke	Johnson (GA)	Reyes
Clay	Johnson, E. B.	Rodriguez
Cleaver	Jones (NC)	Ross
Clyburn	Jones (OH)	Rothman
Cohen	Kagen	Roybal-Allard
Conyers	Kanjorski	Ruppersberger
Cooper	Kaptur	Rush
Costa	Kennedy	Ryan (OH)
Costello	Kildee	Salazar
Courtney	Kilpatrick	Sanchez, Linda
Cramer	Kind	T.
Crowley	Klein (FL)	Sanchez, Loretta
Cuellar	Langevin	Sarbanes
Cummings	Lantos	Schakowsky
Davis (AL)	Larsen (WA)	Schiff
Davis (CA)	Larson (CT)	Schwartz
Davis (IL)	Lee	Scott (GA)
Davis, Lincoln	Levin	Scott (VA)
DeFazio	Lewis (GA)	Serrano
DeGette	Lipinski	Sestak
Delahunt	Loeb	Shea-Porter
DeLauro	Loeb	Sherman
Dicks	Lofgren, Zoe	Shuler
Dingell	Lynch	Sires
Doggett	Mahoney (FL)	Skelton
Donnelly	Maloney (NY)	Slaughter
Doyle	Markey	Smith (WA)
Edwards	Matheson	Snyder
Ellison	Matsui	Solis
Ellsworth	McCarthy (NY)	Space
Emanuel	McCollum (MN)	Spratt
Engel	McDermott	Stark
Eshoo	McGovern	Stupak

Sutton  
Tanner  
Tauscher  
Thompson (CA)  
Thompson (MS)  
Tierney  
Towns  
Udall (CO)  
Udall (NM)

Van Hollen  
Velázquez  
Visclosky  
Walz (MN)  
Wasserman  
Schultz  
Waters  
Watt  
Weiner

Welch (VT)  
Wexler  
Wilson (OH)  
Woolsey  
Wu  
Wynn  
Yarmuth

NOES—195

Aderholt  
Akin  
Alexander  
Bachmann  
Bachus  
Baker  
Barrett (SC)  
Bartlett (MD)  
Barton (TX)  
Biggert  
Bilbray  
Bilirakis  
Bishop (UT)  
Blackburn  
Boehner  
Bonner  
Bono  
Boozman  
Boustany  
Brady (TX)  
Brown (SC)  
Brown-Waite,  
Ginny  
Buchanan  
Burgess  
Burton (IN)  
Buyer  
Calvert  
Camp (MI)  
Campbell (CA)  
Cannon  
Cantor  
Capito  
Carter  
Castle  
Chabot  
Coble  
Cole (OK)  
Conaway  
Crenshaw  
Culberson  
Davis (KY)  
Davis, David  
Davis, Tom  
Deal (GA)  
Dent  
Diaz-Balart, L.  
Diaz-Balart, M.  
Doolittle  
Drake  
Dreier  
Duncan  
Ehlers  
Emerson  
English (PA)  
Everett  
Fallin  
Feeney  
Ferguson  
Flake  
Forbes  
Fortenberry  
Fossella  
Fox  
Franks (AZ)  
Frelinghuysen

NOT VOTING—11

Blunt  
Cubin  
Davis, Jo Ann  
Gilchrest

Goode  
Lampson  
Radanovich  
Reynolds

Myrick  
Neugebauer  
Nunes  
Paul  
Pearce  
Pence  
Peterson (PA)  
Petri  
Pickering  
Pitts  
Platts  
Poe  
Porter  
Price (GA)  
Pryce (OH)  
Putnam  
Ramstad  
Regula  
Rehberg  
Reichert  
Renzi  
Rogers (AL)  
Rogers (KY)  
Rogers (MI)  
Rohrabacher  
Ros-Lehtinen  
Roskam  
Royce  
Ryan (WI)  
Sali  
Saxton  
Schmidt  
Sensenbrenner  
Sessions  
Shadegg  
Shays  
Shimkus  
Shuster  
Simpson  
Smith (NE)  
Smith (NJ)  
Smith (TX)  
Souder  
Stearns  
Sullivan  
Tancredo  
Taylor  
Terry  
Thornberry  
Tiahrt  
Tiberi  
Turner  
Upton  
Walberg  
Walden (OR)  
Walsh (NY)  
Wamp  
Weldon (FL)  
Weller  
Whitfield  
Wicker  
Wilson (NM)  
Wilson (SC)  
Wolf  
Young (AK)  
Young (FL)

amendment of the Senate to the bill (H.R. 1591), “making emergency supplemental appropriations for the fiscal year ending September 30, 2007, and for other purposes”, having met, after full and free conference, have agreed to recommend and do recommend to their respective Houses as follows:

That the House recede from its disagreement to the amendment of the Senate, and agree to the same with an amendment, as follows:

In lieu of the matter proposed to be inserted by the Senate amendment, insert:

*That the following sums are appropriated, out of any money in the Treasury not otherwise appropriated, for the fiscal year ending September 30, 2007, and for other purposes, namely:*

TITLE I

GLOBAL WAR ON TERROR SUPPLEMENTAL APPROPRIATIONS

CHAPTER 1

DEPARTMENT OF AGRICULTURE

FOREIGN AGRICULTURAL SERVICE

PUBLIC LAW 480 TITLE II GRANTS

*For an additional amount for “Public Law 480 Title II Grants”, during the current fiscal year, not otherwise recoverable, and unrecovered prior years’ costs, including interest thereon, under the Agricultural Trade Development and Assistance Act of 1954, for commodities supplied in connection with dispositions abroad under title II of said Act, \$460,000,000, to remain available until expended.*

GENERAL PROVISION—THIS CHAPTER

*SEC. 1101. There is hereby appropriated \$40,000,000 to reimburse the Commodity Credit Corporation for the release of eligible commodities under section 302(f)(2)(A) of the Bill Emerson Humanitarian Trust Act (7 U.S.C. 1736f-1): Provided, That any such funds made available to reimburse the Commodity Credit Corporation shall only be used to replenish the Bill Emerson Humanitarian Trust.*

CHAPTER 2

DEPARTMENT OF JUSTICE

LEGAL ACTIVITIES

SALARIES AND EXPENSES, GENERAL LEGAL ACTIVITIES

*For an additional amount for “Salaries and Expenses, General Legal Activities”, \$1,648,000, to remain available until September 30, 2008.*

SALARIES AND EXPENSES, UNITED STATES ATTORNEYS

*For an additional amount for “Salaries and Expenses, United States Attorneys”, \$5,000,000, to remain available until September 30, 2008.*

UNITED STATES MARSHALS SERVICE

SALARIES AND EXPENSES

*For an additional amount for “Salaries and Expenses”, \$6,450,000, to remain available until September 30, 2008.*

NATIONAL SECURITY DIVISION

SALARIES AND EXPENSES

*For an additional amount for “Salaries and Expenses”, \$1,736,000, to remain available until September 30, 2008.*

FEDERAL BUREAU OF INVESTIGATION

SALARIES AND EXPENSES

*For an additional amount for “Salaries and Expenses”, \$268,000,000, of which \$258,000,000 is to remain available until September 30, 2008 and \$10,000,000 is to remain available until expended to implement corrective actions in response to the findings and recommendations in the Department of Justice Office of Inspector General report entitled, “A Review of the Federal Bureau of Investigation’s Use of National Security Letters”, of which \$500,000 shall be transferred to and merged with “Department of Justice, Office of the Inspector General”.*

DRUG ENFORCEMENT ADMINISTRATION

SALARIES AND EXPENSES

*For an additional amount for “Salaries and Expenses”, \$12,166,000, to remain available until September 30, 2008.*

BUREAU OF ALCOHOL, TOBACCO, FIREARMS AND EXPLOSIVES

SALARIES AND EXPENSES

*For an additional amount for “Salaries and Expenses”, \$4,000,000, to remain available until September 30, 2008.*

FEDERAL PRISON SYSTEM

SALARIES AND EXPENSES

*For an additional amount for “Salaries and Expenses”, \$17,000,000, to remain available until September 30, 2008.*

CHAPTER 3

DEPARTMENT OF DEFENSE—MILITARY

MILITARY PERSONNEL

MILITARY PERSONNEL, ARMY

*For an additional amount for “Military Personnel, Army”, \$8,853,350,000.*

MILITARY PERSONNEL, NAVY

*For an additional amount for “Military Personnel, Navy”, \$1,100,410,000.*

MILITARY PERSONNEL, MARINE CORPS

*For an additional amount for “Military Personnel, Marine Corps”, \$1,495,827,000.*

MILITARY PERSONNEL, AIR FORCE

*For an additional amount for “Military Personnel, Air Force”, \$1,218,587,000.*

RESERVE PERSONNEL, ARMY

*For an additional amount for “Reserve Personnel, Army”, \$147,244,000.*

RESERVE PERSONNEL, NAVY

*For an additional amount for “Reserve Personnel, Navy”, \$86,023,000.*

RESERVE PERSONNEL, MARINE CORPS

*For an additional amount for “Reserve Personnel, Marine Corps”, \$5,660,000.*

RESERVE PERSONNEL, AIR FORCE

*For an additional amount for “Reserve Personnel, Air Force”, \$11,573,000.*

NATIONAL GUARD PERSONNEL, ARMY

*For an additional amount for “National Guard Personnel, Army”, \$545,286,000.*

NATIONAL GUARD PERSONNEL, AIR FORCE

*For an additional amount for “National Guard Personnel, Air Force”, \$44,033,000.*

OPERATION AND MAINTENANCE

OPERATION AND MAINTENANCE, ARMY

*For an additional amount for “Operation and Maintenance, Army”, \$20,373,379,000.*

OPERATION AND MAINTENANCE, NAVY

(INCLUDING TRANSFER OF FUNDS)

*For an additional amount for “Operation and Maintenance, Navy”, \$4,676,670,000, of which up to \$120,293,000 shall be transferred to Coast Guard, “Operating Expenses”, for reimbursement for activities which support activities requested by the Navy.*

OPERATION AND MAINTENANCE, MARINE CORPS

*For an additional amount for “Operation and Maintenance, Marine Corps”, \$1,146,594,000.*

OPERATION AND MAINTENANCE, AIR FORCE

*For an additional amount for “Operation and Maintenance, Air Force”, \$6,650,881,000.*

OPERATION AND MAINTENANCE, DEFENSE-WIDE

*For an additional amount for “Operation and Maintenance, Defense-Wide”, \$2,714,487,000, of which—*

*(1) not to exceed \$25,000,000 may be used for the Combatant Commander Initiative Fund, to be used in support of Operation Iraqi Freedom and Operation Enduring Freedom; and*

*(2) not to exceed \$200,000,000, to remain available until expended, may be used for payments to reimburse Pakistan, Jordan, and other key cooperating nations, for logistical, military, and other support provided to United States military operations, notwithstanding any other provision of law: Provided, That such payments may be made in such amounts as the Secretary of Defense, with the concurrence of the Secretary of*

So the resolution was agreed to.  
A motion to reconsider the vote whereby said resolution was agreed to was, by unanimous consent, laid on the table.

157.32 EMERGENCY SUPPLEMENTAL APPROPRIATIONS FY 2007

Mr. OBEY, pursuant to House Resolution 332, called up the following conference report (Rept. No. 110-107):

The committee of conference on the disagreeing votes of the two Houses on the

State, and in consultation with the Director of the Office of Management and Budget, may determine, in his discretion, based on documentation determined by the Secretary of Defense to adequately account for the support provided, and such determination is final and conclusive upon the accounting officers of the United States, and 15 days following notification to the appropriate congressional committees: Provided further, That the Secretary of Defense shall provide quarterly reports to the congressional defense committees on the use of funds provided in this paragraph.

**OPERATION AND MAINTENANCE, ARMY RESERVE**

For an additional amount for "Operation and Maintenance, Army Reserve", \$74,049,000.

**OPERATION AND MAINTENANCE, NAVY RESERVE**

For an additional amount for "Operation and Maintenance, Navy Reserve", \$111,066,000.

**OPERATION AND MAINTENANCE, MARINE CORPS RESERVE**

For an additional amount for "Operation and Maintenance, Marine Corps Reserve", \$13,591,000.

**OPERATION AND MAINTENANCE, AIR FORCE RESERVE**

For an additional amount for "Operation and Maintenance, Air Force Reserve", \$10,160,000.

**OPERATION AND MAINTENANCE, ARMY NATIONAL GUARD**

For an additional amount for "Operation and Maintenance, Army National Guard", \$83,569,000.

**OPERATION AND MAINTENANCE, AIR NATIONAL GUARD**

For an additional amount for "Operation and Maintenance, Air National Guard", \$38,429,000.

**AFGHANISTAN SECURITY FORCES FUND**

For an additional amount for "Afghanistan Security Forces Fund", \$5,906,400,000, to remain available until September 30, 2008.

**IRAQ SECURITY FORCES FUND**

For an additional amount for "Iraq Security Forces Fund", \$3,842,300,000, to remain available until September 30, 2008.

**IRAQ FREEDOM FUND**

**(INCLUDING TRANSFER OF FUNDS)**

For an additional amount for "Iraq Freedom Fund", \$355,600,000, to remain available for transfer until September 30, 2008: Provided, That up to \$50,000,000 may be obligated and expended for purposes of the Task Force to Improve Business and Stability Operations in Iraq.

**JOINT IMPROVISED EXPLOSIVE DEVICE DEFEAT FUND**

For an additional amount for "Joint Improvised Explosive Device Defeat Fund", \$2,432,800,000, to remain available until September 30, 2009.

**STRATEGIC RESERVE READINESS FUND**

**(INCLUDING TRANSFER OF FUNDS)**

In addition to amounts provided in this or any other Act, for training, operations, repair of equipment, purchases of equipment, and other expenses related to improving the readiness of non-deployed United States military forces, \$2,000,000,000, to remain available until September 30, 2009; of which \$1,000,000,000 shall be transferred to "National Guard and Reserve Equipment" for the purchase of equipment for the Army National Guard; and of which \$1,000,000,000 shall be transferred by the Secretary of Defense only to appropriations for military personnel, operation and maintenance, procurement, and defense working capital funds to accomplish the purposes provided herein: Provided, That the funds transferred shall be merged with and shall be available for the same purposes and for the same time period as the appropriation to which transferred: Provided further, That the Secretary of Defense shall, not fewer than thirty days prior to making transfers under this authority, notify the congressional

defense committees in writing of the details of any such transfers made pursuant to this authority: Provided further, That funds shall be transferred to the appropriation accounts not later than 120 days after the enactment of this Act: Provided further, That the transfer authority provided in this paragraph is in addition to any other transfer authority available to the Department of Defense: Provided further, That upon a determination that all or part of the funds transferred from this appropriation are not necessary for the purposes provided herein, such amounts may be transferred back to this appropriation.

**PROCUREMENT**

**AIRCRAFT PROCUREMENT, ARMY**

For an additional amount for "Aircraft Procurement, Army", \$619,750,000, to remain available until September 30, 2009.

**MISSILE PROCUREMENT, ARMY**

For an additional amount for "Missile Procurement, Army", \$111,473,000, to remain available until September 30, 2009.

**PROCUREMENT OF WEAPONS AND TRACKED**

**COMBAT VEHICLES, ARMY**

For an additional amount for "Procurement of Weapons and Tracked Combat Vehicles, Army", \$3,404,315,000, to remain available until September 30, 2009.

**PROCUREMENT OF AMMUNITION, ARMY**

For an additional amount for "Procurement of Ammunition, Army", \$681,500,000, to remain available until September 30, 2009.

**OTHER PROCUREMENT, ARMY**

For an additional amount for "Other Procurement, Army", \$11,076,137,000, to remain available until September 30, 2009.

**AIRCRAFT PROCUREMENT, NAVY**

For an additional amount for "Aircraft Procurement, Navy", \$1,090,287,000, to remain available until September 30, 2009.

**WEAPONS PROCUREMENT, NAVY**

For an additional amount for "Weapons Procurement, Navy", \$163,813,000, to remain available until September 30, 2009.

**PROCUREMENT OF AMMUNITION, NAVY AND MARINE CORPS**

For an additional amount for "Procurement of Ammunition, Navy and Marine Corps", \$159,833,000, to remain available until September 30, 2009.

**OTHER PROCUREMENT, NAVY**

For an additional amount for "Other Procurement, Navy", \$748,749,000, to remain available until September 30, 2009.

**PROCUREMENT, MARINE CORPS**

For an additional amount for "Procurement, Marine Corps", \$2,252,749,000, to remain available until September 30, 2009.

**AIRCRAFT PROCUREMENT, AIR FORCE**

For an additional amount for "Aircraft Procurement, Air Force", \$2,106,468,000, to remain available until September 30, 2009.

**MISSILE PROCUREMENT, AIR FORCE**

For an additional amount for "Missile Procurement, Air Force", \$94,900,000, to remain available until September 30, 2009.

**PROCUREMENT OF AMMUNITION, AIR FORCE**

For an additional amount for "Procurement of Ammunition, Air Force", \$6,000,000, to remain available until September 30, 2009.

**OTHER PROCUREMENT, AIR FORCE**

For an additional amount for "Other Procurement, Air Force", \$2,096,200,000, to remain available until September 30, 2009.

**PROCUREMENT, DEFENSE-WIDE**

For an additional amount for "Procurement, Defense-Wide", \$980,050,000, to remain available until September 30, 2009.

**RESEARCH, DEVELOPMENT, TEST AND EVALUATION**

**RESEARCH, DEVELOPMENT, TEST AND EVALUATION, ARMY**

For an additional amount for "Research, Development, Test and Evaluation, Army", \$100,006,000, to remain available until September 30, 2008.

**RESEARCH, DEVELOPMENT, TEST AND EVALUATION, NAVY**

For an additional amount for "Research, Development, Test and Evaluation, Navy", \$298,722,000, to remain available until September 30, 2008.

**RESEARCH, DEVELOPMENT, TEST AND EVALUATION, AIR FORCE**

For an additional amount for "Research, Development, Test and Evaluation, Air Force", \$187,176,000, to remain available until September 30, 2008.

**RESEARCH, DEVELOPMENT, TEST AND EVALUATION, DEFENSE-WIDE**

For an additional amount for "Research, Development, Test and Evaluation, Defense-Wide", \$512,804,000, to remain available until September 30, 2008.

**REVOLVING AND MANAGEMENT FUNDS**

**DEFENSE WORKING CAPITAL FUNDS**

For an additional amount for "Defense Working Capital Funds", \$1,315,526,000.

**NATIONAL DEFENSE SEALIFT FUND**

For an additional amount for "National Defense Sealift Fund", \$5,000,000.

**OTHER DEPARTMENT OF DEFENSE PROGRAMS**

**DEFENSE HEALTH PROGRAM**

For an additional amount for "Defense Health Program", \$3,251,853,000; of which \$2,802,153,000 shall be for operation and maintenance, including \$600,000,000 which shall be available for the treatment of Traumatic Brain Injury and Post Traumatic Stress Disorder and remain available until September 30, 2008; of which \$118,000,000 shall be for procurement, to remain available until September 30, 2009; and of which \$331,700,000 shall be for research, development, test and evaluation, to remain available until September 30, 2008: Provided, That if the Secretary of Defense determines that funds made available herein for the treatment of Traumatic Brain Injury and Post Traumatic Stress Disorder are in excess to the requirements of the Department of Defense he may transfer amounts in excess of that requirement to the Department of Veterans Affairs to be available only for the same purpose.

**DRUG INTERDICTION AND COUNTER-DRUG ACTIVITIES, DEFENSE**

For an additional amount for "Drug Interdiction and Counter-Drug Activities, Defense", \$254,665,000, to remain available until expended.

**RELATED AGENCIES**

**INTELLIGENCE COMMUNITY MANAGEMENT ACCOUNT**

For an additional amount for "Intelligence Community Management Account", \$71,726,000.

**GENERAL PROVISIONS—THIS CHAPTER**

SEC. 1301. Appropriations provided in this chapter are available for obligation until September 30, 2007, unless otherwise provided in this chapter.

**(TRANSFER OF FUNDS)**

SEC. 1302. Upon his determination that such action is necessary in the national interest, the Secretary of Defense may transfer between appropriations up to \$3,500,000,000 of the funds made available to the Department of Defense in this chapter: Provided, That the Secretary shall notify the Congress promptly of each transfer made pursuant to the authority in this section: Provided further, That the authority provided in this section is in addition to any other transfer authority available to the Department of Defense and is subject to the same terms and conditions as the authority provided in section 8005

of the Department of Defense Appropriations Act, 2007 (Public Law 109-289; 120 Stat. 1257), except for the fourth proviso: Provided further, That funds previously transferred to the "Joint Improvised Explosive Device Defeat Fund" and the "Iraq Security Forces Fund" under the authority of section 8005 of Public Law 109-289 and transferred back to their source appropriations accounts shall not be taken into account for purposes of the limitation on the amount of funds that may be transferred under section 8005.

SEC. 1303. Funds appropriated in this chapter, or made available by the transfer of funds in or pursuant to this chapter, for intelligence activities are deemed to be specifically authorized by the Congress for purposes of section 504(a)(1) of the National Security Act of 1947 (50 U.S.C. 414(a)(1)).

SEC. 1304. None of the funds provided in this chapter may be used to finance programs or activities denied by Congress in fiscal years 2006 or 2007 appropriations to the Department of Defense or to initiate a procurement or research, development, test and evaluation new start program without prior written notification to the congressional defense committees.

(TRANSFER OF FUNDS)

SEC. 1305. During fiscal year 2007, the Secretary of Defense may transfer not to exceed \$6,300,000 of the amounts in or credited to the Defense Cooperation Account, pursuant to 10 U.S.C. 2608, to such appropriations or funds of the Department of Defense as he shall determine for use consistent with the purposes for which such funds were contributed and accepted: Provided, That such amounts shall be available for the same time period as the appropriation to which transferred: Provided further, That the Secretary shall report to the Congress all transfers made pursuant to this authority.

SEC. 1306. (a) AUTHORITY TO PROVIDE SUPPORT.—Of the amount appropriated by this chapter under the heading, "Drug Interdiction and Counter-Drug Activities, Defense", not to exceed \$60,000,000 may be used for support for counter-drug activities of the Governments of Afghanistan and Pakistan: Provided, That such support shall be in addition to support provided for the counter-drug activities of such Governments under any other provision of the law.

(b) TYPES OF SUPPORT.—

(1) Except as specified in subsection (b)(2) of this section, the support that may be provided under the authority in this section shall be limited to the types of support specified in section 1033(c)(1) of the National Defense Authorization Act for Fiscal Year 1998 (Public Law 105-85, as amended by Public Laws 106-398, 108-136, and 109-364) and conditions on the provision of support as contained in section 1033 shall apply for fiscal year 2007.

(2) The Secretary of Defense may transfer vehicles, aircraft, and detection, interception, monitoring and testing equipment to said Governments for counter-drug activities.

SEC. 1307. (a) From funds made available for operation and maintenance in this chapter to the Department of Defense, not to exceed \$456,400,000 may be used, notwithstanding any other provision of law, to fund the Commanders' Emergency Response Program, for the purpose of enabling military commanders in Iraq and Afghanistan to respond to urgent humanitarian relief and reconstruction requirements within their areas of responsibility by carrying out programs that will immediately assist the Iraqi and Afghan people.

(b) QUARTERLY REPORTS.—Not later than 15 days after the end of each fiscal year quarter, the Secretary of Defense shall submit to the congressional defense committees a report regarding the source of funds and the allocation and use of funds during that quarter that were made available pursuant to the authority provided in this section or under any other provision of law for the purposes of the programs under subsection (a).

SEC. 1308. Section 9010 of division A of Public Law 109-289 is amended by striking "2007" each place it appears and inserting "2008".

SEC. 1309. During fiscal year 2007, supervision and administration costs associated with projects carried out with funds appropriated to "Afghanistan Security Forces Fund" or "Iraq Security Forces Fund" in this chapter may be obligated at the time a construction contract is awarded: Provided, That for the purpose of this section, supervision and administration costs include all in-house Government costs.

SEC. 1310. Section 1005(c)(2) of the National Defense Authorization Act, Fiscal Year 2007 (Public Law 109-364) is amended by striking "\$310,277,000" and inserting "\$376,446,000".

SEC. 1311. None of the funds appropriated or otherwise made available by this or any other Act shall be obligated or expended by the United States Government for a purpose as follows:

(1) To establish any military installation or base for the purpose of providing for the permanent stationing of United States Armed Forces in Iraq.

(2) To exercise United States control over any oil resource of Iraq.

SEC. 1312. None of the funds made available in this Act may be used in contravention of the following laws enacted or regulations promulgated to implement the United Nations Convention Against Torture and Other Cruel, Inhuman or Degrading Treatment or Punishment (done at New York on December 10, 1984):

(1) Section 2340A of title 18, United States Code;

(2) Section 2242 of the Foreign Affairs Reform and Restructuring Act of 1998 (division G of Public Law 105-277; 112 Stat. 2681-822; 8 U.S.C. 1231 note) and regulations prescribed thereto, including regulations under part 208 of title 8, Code of Federal Regulations, and part 95 of title 22, Code of Federal Regulations; and

(3) Sections 1002 and 1003 of the Department of Defense, Emergency Supplemental Appropriations to Address Hurricanes in the Gulf of Mexico, and Pandemic Influenza Act, 2006 (Public Law 109-148).

SEC. 1313. (a) REPORT BY SECRETARY OF DEFENSE.—Not later than 30 days after the date of the enactment of this Act, the Secretary of Defense shall submit to the congressional defense committees a report that contains individual transition readiness assessments by unit of Iraq and Afghan security forces. The Secretary of Defense shall submit to the congressional defense committees updates of the report required by this subsection every 90 days after the date of the submission of the report until October 1, 2008. The report and updates of the report required by this subsection shall be submitted in classified form.

(b) REPORT BY OMB.—

(1) The Director of the Office of Management and Budget, in consultation with the Secretary of Defense; the Commander, Multi-National Security Transition Command—Iraq; and the Commander, Combined Security Transition Command—Afghanistan, shall submit to the congressional defense committees not later than 120 days after the date of the enactment of this Act and every 90 days thereafter a report on the proposed use of all funds under each of the headings "Iraq Security Forces Fund" and "Afghanistan Security Forces Fund" on a project-by-project basis, for which the obligation of funds is anticipated during the three-month period from such date, including estimates by the commanders referred to in this paragraph of the costs required to complete each such project.

(2) The report required by this subsection shall include the following:

(A) The use of all funds on a project-by-project basis for which funds appropriated under the headings referred to in paragraph (1) were obligated prior to the submission of the report, including estimates by the commanders referred to in paragraph (1) of the costs to complete each project.

(B) The use of all funds on a project-by-project basis for which funds were appropriated

under the headings referred to in paragraph (1) in prior appropriations Acts, or for which funds were made available by transfer, reprogramming, or allocation from other headings in prior appropriations Acts, including estimates by the commanders referred to in paragraph (1) of the costs to complete each project.

(C) An estimated total cost to train and equip the Iraq and Afghan security forces, disaggregated by major program and sub-elements by force, arrayed by fiscal year.

(c) NOTIFICATION.—The Secretary of Defense shall notify the congressional defense committees of any proposed new projects or transfers of funds between sub-activity groups in excess of \$15,000,000 using funds appropriated by this Act under the headings "Iraq Security Forces Fund" and "Afghanistan Security Forces Fund".

SEC. 1314. None of the funds appropriated or otherwise made available by this chapter may be obligated or expended to provide award fees to any defense contractor contrary to the provisions of section 814 of the National Defense Authorization Act, Fiscal Year 2007 (Public Law 109-364).

SEC. 1315. Not more than 85 percent of the funds appropriated in this chapter for operation and maintenance shall be available for obligation unless and until the Secretary of Defense submits to the congressional defense committees a report detailing the use of Department of Defense funded service contracts conducted in the theater of operations in support of United States military and reconstruction activities in Iraq and Afghanistan: Provided, That the report shall provide detailed information specifying the number of contracts and contract costs used to provide services in fiscal year 2006, with sub-allocations by major service categories: Provided further, That the report also shall include estimates of the number of contracts to be executed in fiscal year 2007: Provided further, That the report shall include the number of contractor personnel in Iraq and Afghanistan funded by the Department of Defense: Provided further, That the report shall be submitted to the congressional defense committees not later than August 1, 2007.

SEC. 1316. Section 1477 of title 10, United States Code, is amended—

(1) in subsection (a), by striking "A death gratuity" and inserting "Subject to subsection (d), a death gratuity";

(2) by redesignating subsection (d) as subsection (e) and, in such subsection, by striking "If an eligible survivor dies before he" and inserting "If a person entitled to all or a portion of a death gratuity under subsection (a) or (d) dies before the person"; and

(3) by inserting after subsection (c) the following new subsection (d):

"(d) During the period beginning on the date of the enactment of this subsection and ending on September 30, 2007, a person covered by section 1475 or 1476 of this title may designate another person to receive not more than 50 percent of the amount payable under section 1478 of this title. The designation shall indicate the percentage of the amount, to be specified only in 10 percent increments up to the maximum of 50 percent, that the designated person may receive. The balance of the amount of the death gratuity shall be paid to or for the living survivors of the person concerned in accordance with paragraphs (1) through (5) of subsection (a)."

SEC. 1317. Section 9007 of Public Law 109-289 is amended by striking "20" and inserting "287".

SEC. 1318. INSPECTION OF MILITARY MEDICAL TREATMENT FACILITIES, MILITARY QUARTERS HOUSING MEDICAL HOLD PERSONNEL, AND MILITARY QUARTERS HOUSING MEDICAL HOLDOVER PERSONNEL. (a) PERIODIC INSPECTION REQUIRED.—

(1) IN GENERAL.—Not later than 180 days after the date of the enactment of this Act, and annually thereafter, the Secretary of Defense shall inspect each facility of the Department of Defense as follows:

(A) Each military medical treatment facility.

(B) Each military quarters housing medical holdover personnel.

(C) Each military quarters housing medical holdover personnel.

(2) PURPOSE.—The purpose of an inspection under this subsection is to ensure that the facility or quarters concerned meets acceptable standards for the maintenance and operation of medical facilities, quarters housing medical holdover personnel, or quarters housing medical holdover personnel, as applicable.

(b) ACCEPTABLE STANDARDS.—For purposes of this section, acceptable standards for the operation and maintenance of military medical treatment facilities, military quarters housing medical holdover personnel, or military quarters housing medical holdover personnel are each of the following:

(1) Generally accepted standards for the accreditation of medical facilities, or for facilities used to quarter individuals with medical conditions that may require medical supervision, as applicable, in the United States.

(2) Where appropriate, standards under the Americans with Disabilities Act of 1990 (42 U.S.C. 12101 et seq.).

(c) ADDITIONAL INSPECTIONS ON IDENTIFIED DEFICIENCIES.—

(1) IN GENERAL.—In the event a deficiency is identified pursuant to subsection (a) at a facility or quarters described in paragraph (1) of that subsection—

(A) the commander of such facility or quarters, as applicable, shall submit to the Secretary a detailed plan to correct the deficiency; and

(B) the Secretary shall reinspect such facility or quarters, as applicable, not less often than once every 180 days until the deficiency is corrected.

(2) CONSTRUCTION WITH OTHER INSPECTIONS.—An inspection of a facility or quarters under this subsection is in addition to any inspection of such facility or quarters under subsection (a).

(d) REPORTS ON INSPECTIONS.—A complete copy of the report on each inspection conducted under subsections (a) and (c) shall be submitted in unclassified form to the applicable military medical command and to the congressional defense committees.

(e) REPORT ON STANDARDS.—In the event no standards for the maintenance and operation of military medical treatment facilities, military quarters housing medical holdover personnel, or military quarters housing medical holdover personnel exist as of the date of the enactment of this Act, or such standards as do exist do not meet acceptable standards for the maintenance and operation of such facilities or quarters, as the case may be, the Secretary shall, not later than 30 days after that date, submit to the congressional defense committees a report setting forth the plan of the Secretary to ensure—

(1) the adoption by the Department of standards for the maintenance and operation of military medical facilities, military quarters housing medical holdover personnel, or military quarters housing medical holdover personnel, as applicable, that meet—

(A) acceptable standards for the maintenance and operation of such facilities or quarters, as the case may be; and

(B) where appropriate, standards under the Americans with Disabilities Act of 1990; and

(2) the comprehensive implementation of the standards adopted under paragraph (1) at the earliest date practicable.

SEC. 1319. From funds made available for the “Iraq Security Forces Fund” for fiscal year 2007, up to \$155,500,000 may be used, notwithstanding any other provision of law, to provide assistance, with the concurrence of the Secretary of State, to the Government of Iraq to support the disarmament, demobilization, and reintegration of militias and illegal armed groups.

SEC. 1320. INDEPENDENT ASSESSMENT OF CAPABILITIES OF IRAQI SECURITY FORCES. (a) IN GENERAL.—Of the amount appropriated or otherwise

made available for the Department of Defense, \$750,000 is provided to commission an independent, private-sector entity, which operates as a 501(c)(3) with recognized credentials and expertise in military affairs, to prepare an independent report assessing the following:

(1) The readiness of the Iraqi Security Forces (ISF) to assume responsibility for maintaining the territorial integrity of Iraq, denying international terrorists a safe haven, and bringing greater security to Iraq’s 18 provinces in the next 12–18 months, and bringing an end to sectarian violence to achieve national reconciliation.

(2) The training; equipping; command, control and intelligence capabilities; and logistics capacity of the ISF.

(3) The likelihood that, given the ISF’s record of preparedness to date, following years of training and equipping by U.S. forces, the continued support of U.S. troops will contribute to the readiness of the ISF to fulfill the missions outlined in subparagraph (1).

(b) REPORT.—Not later than 120 days after passage of this Act, the designated private sector entity shall provide an unclassified report, with a classified annex, containing its findings, to the House and Senate Committees on Armed Services, Appropriations, Foreign Relations, and Intelligence.

SEC. 1321. AWARD OF MEDAL OF HONOR TO WOODROW W. KEEBLE FOR VALOR DURING KOREAN WAR. (a) WAIVER OF TIME LIMITATIONS.—Notwithstanding any applicable time limitation under section 3744 of title 10, United States Code, or any other time limitation with respect to the award of certain medals to individuals who served in the Armed Forces, the President may award to Woodrow W. Keeble the Medal of Honor under section 3741 of that title for the acts of valor described in subsection (b).

(b) ACTS OF VALOR.—The acts of valor referred to in subsection (a) are the acts of Woodrow W. Keeble, then-acting platoon leader, carried out on October 20, 1951, during the Korean War.

(TRANSFER OF FUNDS)

SEC. 1322. Of the amount appropriated under the heading “Other Procurement, Army”, in title III of division A of Public Law 109–148, \$6,250,000 shall be transferred to “Military Construction, Army”.

(TRANSFER OF FUNDS)

SEC. 1323. Notwithstanding any other provision of law, not to exceed \$110,000,000 may be transferred to the “Economic Support Fund”, Department of State, for use in programs in Pakistan from amounts appropriated by this Act as follows:

“Military Personnel, Army”, \$70,000,000;  
 “National Guard Personnel, Army”, \$13,183,000; and  
 “Defense Health Program”, \$26,817,000.

#### CHAPTER 4

#### DEPARTMENT OF ENERGY

#### ATOMIC ENERGY DEFENSE ACTIVITIES

#### NATIONAL NUCLEAR SECURITY ADMINISTRATION

#### DEFENSE NUCLEAR NONPROLIFERATION

For an additional amount for “Defense Nuclear Nonproliferation”, \$150,000,000, to remain available until expended.

#### GENERAL PROVISION—THIS CHAPTER

(TRANSFER OF FUNDS)

SEC. 1401. The Administrator of the National Nuclear Security Administration is authorized to transfer up to \$1,000,000 from Defense Nuclear Nonproliferation to the Office of the Administrator during fiscal year 2007 supporting nuclear nonproliferation activities.

#### CHAPTER 5

#### DEPARTMENT OF HOMELAND SECURITY

#### ANALYSIS AND OPERATIONS

For an additional amount for “Analysis and Operations”, \$15,000,000, to remain available until September 30, 2008, to be used for support of the State and Local Fusion Center program.

#### UNITED STATES CUSTOMS AND BORDER

#### PROTECTION

#### SALARIES AND EXPENSES

(INCLUDING TRANSFER OF FUNDS)

For an additional amount for “Salaries and Expenses”, \$115,000,000, to remain available until September 30, 2008, to be used to increase the number of officers, intelligence analysts and support staff responsible for container security inspections, and for other efforts to improve supply chain security: Provided, That up to \$5,000,000 shall be transferred to Federal Law Enforcement Training Center “Salaries and Expenses”, for basic training costs.

#### AIR AND MARINE INTERDICTION, OPERATIONS, MAINTENANCE, AND PROCUREMENT

For an additional amount for “Air and Marine Interdiction, Operations, Maintenance, and Procurement”, for air and marine operations on the Northern Border, including the final Northern Border air wing, \$120,000,000, to remain available until September 30, 2008.

#### UNITED STATES IMMIGRATION AND CUSTOMS ENFORCEMENT

#### SALARIES AND EXPENSES

For an additional amount for “Salaries and Expenses”, \$10,000,000, to remain available until September 30, 2008.

#### TRANSPORTATION SECURITY ADMINISTRATION

#### AVIATION SECURITY

For an additional amount for “Aviation Security”, \$970,000,000; of which \$815,000,000 shall be for procurement and installation of checked baggage explosives detection systems, to remain available until expended; of which \$45,000,000 shall be for expansion of checkpoint explosives detection pilot systems, to remain available until expended; and of which \$110,000,000 shall be for air cargo security, to remain available until September 30, 2009.

#### FEDERAL AIR MARSHALS

For an additional amount for “Federal Air Marshals”, \$8,000,000, to remain available until September 30, 2008.

#### NATIONAL PROTECTION AND PROGRAMS

#### INFRASTRUCTURE PROTECTION AND INFORMATION SECURITY

For an additional amount for “Infrastructure Protection and Information Security”, \$37,000,000, to remain available until September 30, 2008.

#### OFFICE OF HEALTH AFFAIRS

For an additional amount for “Office of Health Affairs” for nuclear event public health assessment and planning and other activities, \$15,000,000, to remain available until September 30, 2008.

#### FEDERAL EMERGENCY MANAGEMENT AGENCY

#### MANAGEMENT AND ADMINISTRATION

For expenses for management and administration of the Federal Emergency Management Agency, \$25,000,000, to remain available until September 30, 2008: Provided, That none of such funds made available under this heading may be obligated until the Committees on Appropriations receive and approve a plan for expenditure: Provided further, That unobligated amounts in the “Administrative and Regional Operations” and “Readiness, Mitigation, Response, and Recovery” accounts shall be transferred to “Management and Administration” and may be used for any purpose authorized for such amounts and subject to limitation on the use of such amounts.

#### STATE AND LOCAL PROGRAMS

For an additional amount for “State and Local Programs”, \$552,500,000; of which \$190,000,000 shall be for port security grants pursuant to section 70107(l) of title 46 United States Code; of which \$325,000,000 shall be for intercity rail passenger transportation, freight rail, and transit security grants; of which \$35,000,000 shall be for regional grants and regional technical assistance to high risk urban



areas for catastrophic event planning and preparedness; and of which \$2,500,000 shall be for technical assistance: Provided, That none of the funds made available under this heading may be obligated for such regional grants and regional technical assistance until the Committees on Appropriations of the Senate and the House of Representatives receive and approve a plan for expenditure: Provided further, That funds for such regional grants and regional technical assistance shall remain available until September 30, 2008.

#### EMERGENCY MANAGEMENT PERFORMANCE GRANTS

For an additional amount for "Emergency Management Performance Grants", \$100,000,000.

#### UNITED STATES CITIZENSHIP AND IMMIGRATION SERVICES

For an additional amount for expenses of "United States Citizenship and Immigration Services" to address backlogs of security checks associated with pending applications and petitions, \$10,000,000, to remain available until September 30, 2008: Provided, That none of the funds made available under this heading shall be available for obligation until the Secretary of Homeland Security, in consultation with the United States Attorney General, submits to the Committees on Appropriations of the Senate and the House of Representatives a plan to eliminate the backlog of security checks that establishes information sharing protocols to ensure United States Citizenship and Immigration Services has the information it needs to carry out its mission.

#### SCIENCE AND TECHNOLOGY

##### RESEARCH, DEVELOPMENT, ACQUISITION, AND OPERATIONS

For an additional amount for "Research, Development, Acquisition, and Operations" for air cargo security research, \$10,000,000, to remain available until expended.

##### DOMESTIC NUCLEAR DETECTION OFFICE

##### RESEARCH, DEVELOPMENT, AND OPERATIONS

For an additional amount for "Research, Development, and Operations" for non-container, rail, aviation and intermodal radiation detection activities, \$39,000,000, to remain available until expended.

##### SYSTEMS ACQUISITION

For an additional amount for "Systems Acquisition", \$223,500,000, to remain available until expended: Provided, That none of the funds appropriated under this heading shall be obligated for full scale procurement of Advanced Spectroscopic Portal Monitors until the Secretary of Homeland Security has certified through a report to the Committees on Appropriations of the Senate and the House of Representatives that a significant increase in operational effectiveness will be achieved.

#### GENERAL PROVISIONS—THIS CHAPTER

SEC. 1501. (a) AMENDMENTS.—Section 550 of the Department of Homeland Security Appropriations Act, 2007 (6 U.S.C. 121 note) is amended by:

(1) in subsection (c), by striking "consistent with similar" and inserting "identical to the protections given";

(2) in subsection (c), by striking ", site security plans, and other information submitted to or obtained by the Secretary under this section, and related vulnerability or security information, shall be treated as if the information were classified material" and inserting "and site security plans shall be treated as sensitive security information (as that term is used in section 1520.5 of title 49, Code of Federal Regulations, or any subsequent regulations relating to the same matter)"; and

(3) by adding at the end of the section the following:

"(h) This section shall not preclude or deny any right of any State or political subdivision thereof to adopt or enforce any regulation, requirement, or standard of performance with respect to chemical facility security that is more stringent than a regulation, requirement, or

standard of performance issued under this section, or otherwise impair any right or jurisdiction of any State with respect to chemical facilities within that State."

(b) REGULATORY CLARIFICATION.—Not later than 60 days after the date of the enactment of this Act, the Secretary of Homeland Security shall update the regulations administered by the Secretary that govern sensitive security information, including 49 CFR 1520, to ensure the protection of all information required to be protected under section 550(c) of the Department of Homeland Security Appropriations Act, 2007 (6 U.S.C. 121 note), as amended by paragraph (a).

SEC. 1502. None of the funds provided in this Act, or Public Law 109-295, shall be available to carry out section 872 of Public Law 107-296.

SEC. 1503. LINKING OF AWARD FEES UNDER DEPARTMENT OF HOMELAND SECURITY CONTRACTS TO SUCCESSFUL ACQUISITION OUTCOMES. The Secretary of Homeland Security shall require that all contracts of the Department of Homeland Security that provide award fees link such fees to successful acquisition outcomes (which outcomes shall be specified in terms of cost, schedule, and performance).

#### CHAPTER 6

##### LEGISLATIVE BRANCH HOUSE OF REPRESENTATIVES

##### SALARIES AND EXPENSES

For an additional amount for "Salaries and Expenses", \$6,437,000, as follows:

##### ALLOWANCES AND EXPENSES

For an additional amount for allowances and expenses as authorized by House resolution or law, \$6,437,000 for business continuity and disaster recovery, to remain available until expended.

##### GOVERNMENT ACCOUNTABILITY OFFICE

##### SALARIES AND EXPENSES

For an additional amount for "Salaries and Expenses" of the Government Accountability Office, \$374,000, to remain available until September 30, 2008.

#### CHAPTER 7

##### DEPARTMENT OF DEFENSE MILITARY CONSTRUCTION, ARMY

For an additional amount for "Military Construction, Army", \$1,255,890,000, to remain available until September 30, 2008: Provided, That notwithstanding any other provision of law, such funds may be obligated and expended to carry out planning and design and military construction projects not otherwise authorized by law: Provided further, That of the funds provided under this heading, not to exceed \$173,700,000 shall be available for study, planning, design, and architect and engineer services: Provided further, That of the funds made available under this heading, \$369,690,000 shall not be obligated or expended until the Secretary of Defense submits a detailed report explaining how military road construction is coordinated with NATO and coalition nations: Provided further, That of the funds made available under this heading, \$401,700,000 shall not be obligated or expended until the Secretary of Defense submits a detailed stationing plan to support Army end-strength growth to the Committees on Appropriations of the House of Representatives and Senate: Provided further, That of the funds provided under this heading, \$274,800,000 shall not be obligated or expended until the Secretary of Defense certifies that none of the funds are to be used for the purpose of providing facilities for the permanent basing of U.S. military personnel in Iraq.

##### MILITARY CONSTRUCTION, NAVY AND MARINE CORPS

For an additional amount for "Military Construction, Navy and Marine Corps", \$370,990,000, to remain available until September 30, 2008: Provided, That notwithstanding any other provision of law, such funds may be obligated and expended to carry out planning and

design and military construction projects not otherwise authorized by law: Provided further, That of the funds provided under this heading, not to exceed \$49,600,000 shall be available for study, planning, design, and architect and engineer services: Provided further, That of the funds made available under this heading, \$324,270,000 shall not be obligated or expended until the Secretary of Defense submits a detailed stationing plan to support Marine Corps end-strength growth to the Committees on Appropriations of the House of Representatives and Senate.

##### MILITARY CONSTRUCTION, AIR FORCE

For an additional amount for "Military Construction, Air Force", \$43,300,000, to remain available until September 30, 2008: Provided, That notwithstanding any other provision of law, such funds may be obligated and expended to carry out planning and design and military construction projects not otherwise authorized by law: Provided further, That of the funds provided under this heading, not to exceed \$3,000,000 shall be available for study, planning, design, and architect and engineer services.

##### DEPARTMENT OF DEFENSE BASE CLOSURE ACCOUNT 2005

For deposit into the Department of Defense Base Closure Account 2005, established by section 2906A(a)(1) of the Defense Base Closure and Realignment Act of 1990 (10 U.S.C. 2687 note), \$3,136,802,000, to remain available until expended: Provided, That within 30 days of the enactment of this Act, the Secretary of Defense shall submit a detailed spending plan to the Committees on Appropriations of the House of Representatives and Senate.

#### GENERAL PROVISIONS—THIS CHAPTER

SEC. 1701. Notwithstanding any other provision of law, none of the funds in this or any other Act may be used to close Walter Reed Army Medical Center until equivalent medical facilities at the Walter Reed National Military Medical Center at Naval Medical Center, Bethesda, Maryland, and/or the Fort Belvoir, Virginia, Community Hospital have been constructed and equipped: Provided, That to ensure that the quality of care provided by the Military Health System is not diminished during this transition, the Walter Reed Army Medical Center shall be adequately funded, to include necessary renovation and maintenance of existing facilities, to maintain the maximum level of inpatient and outpatient services.

SEC. 1702. Notwithstanding any other provision of law, none of the funds in this or any other Act shall be used to reorganize or relocate the functions of the Armed Forces Institute of Pathology (AFIP) until the Secretary of Defense has submitted, not later than December 31, 2007, a detailed plan and timetable for the proposed reorganization and relocation to the Committees on Appropriations and Armed Services of the Senate and House of Representatives. The plan shall take into consideration the recommendations of a study being prepared by the Government Accountability Office (GAO), provided that such study is available not later than 45 days before the date specified in this section, on the impact of dispersing selected functions of AFIP among several locations, and the possibility of consolidating those functions at one location. The plan shall include an analysis of the options for the location and operation of the Program Management Office for second opinion consults that are consistent with the recommendations of the Base Realignment and Closure Commission, together with the rationale for the option selected by the Secretary.

## CHAPTER 8

## DEPARTMENT OF STATE AND RELATED AGENCY

## DEPARTMENT OF STATE

## ADMINISTRATION OF FOREIGN AFFAIRS

## DIPLOMATIC AND CONSULAR PROGRAMS

## (INCLUDING TRANSFER OF FUNDS)

For an additional amount for "Diplomatic and Consular Programs", \$870,658,000, to remain available until September 30, 2008, of which \$96,500,000 for World Wide Security Upgrades is available until expended: Provided, That of the funds appropriated under this heading, not more than \$20,000,000 shall be made available for public diplomacy programs: Provided further, That prior to the obligation of funds pursuant to the previous proviso, the Secretary of State shall submit a report to the Committees on Appropriations describing a comprehensive public diplomacy strategy, with goals and expected results, for fiscal years 2007 and 2008: Provided further, That of the amount available under this heading, \$258,000 shall be transferred to, and merged with, funds available in fiscal year 2007 for expenses for the United States Commission on International Religious Freedom: Provided further, That 20 percent of the amount available for Iraq operations shall not be obligated until the Committees on Appropriations receive and approve a detailed plan for expenditure, prepared by the Secretary of State, and submitted within 60 days after the date of enactment of this Act: Provided further, That within 15 days of enactment of this Act, the Office of Management and Budget shall apportion \$15,000,000 from amounts appropriated or otherwise made available by chapter 8 of title II of division B of Public Law 109-148 under the heading "Emergencies in the Diplomatic and Consular Service" for emergency evacuations: Provided further, That of the amount made available under this heading for Iraq, not to exceed \$20,000,000 may be transferred to, and merged with, funds in the "Emergencies in the Diplomatic and Consular Service" appropriations account, to be available only for terrorism rewards.

## OFFICE OF THE INSPECTOR GENERAL

## (INCLUDING TRANSFER OF FUNDS)

For an additional amount for "Office of Inspector General", \$36,500,000, to remain available until December 31, 2008: Provided, That \$35,000,000 shall be transferred to the Special Inspector General for Iraq Reconstruction for reconstruction oversight.

## EDUCATIONAL AND CULTURAL EXCHANGE PROGRAMS

For an additional amount for "Educational and Cultural Exchange Programs", \$20,000,000, to remain available until expended.

## INTERNATIONAL ORGANIZATIONS

## CONTRIBUTIONS TO INTERNATIONAL ORGANIZATIONS

For an additional amount for "Contributions to International Organizations", \$50,000,000, to remain available until September 30, 2008.

## CONTRIBUTIONS FOR INTERNATIONAL PEACEKEEPING ACTIVITIES

For an additional amount for "Contributions for International Peacekeeping Activities", \$288,000,000, to remain available until September 30, 2008.

## RELATED AGENCY

## BROADCASTING BOARD OF GOVERNORS

## INTERNATIONAL BROADCASTING OPERATIONS

For an additional amount for "International Broadcasting Operations" for activities related to broadcasting to the Middle East, \$10,000,000, to remain available until September 30, 2008.

## BILATERAL ECONOMIC ASSISTANCE

## FUNDS APPROPRIATED TO THE PRESIDENT

## UNITED STATES AGENCY FOR INTERNATIONAL DEVELOPMENT

## CHILD SURVIVAL AND HEALTH PROGRAMS FUND (INCLUDING TRANSFER OF FUNDS)

For an additional amount for "Child Survival and Health Programs Fund", \$161,000,000, to remain available until September 30, 2008: Provided, That notwithstanding any other provision of law, if the President determines and reports to the Committees on Appropriations that the human-to-human transmission of the avian influenza virus is efficient and sustained, and is spreading internationally, funds made available under the heading "Millennium Challenge Corporation" and "Global HIV/AIDS Initiative" in prior Acts making appropriations for foreign operations, export financing, and related programs may be transferred to, and merged with, funds made available under this heading to combat avian influenza: Provided further, That funds made available pursuant to the authority of the previous proviso shall be subject to the regular notification procedures of the Committees on Appropriations.

## INTERNATIONAL DISASTER AND FAMINE ASSISTANCE

For an additional amount for "International Disaster and Famine Assistance", \$165,000,000, to remain available until expended.

## OPERATING EXPENSES OF THE UNITED STATES AGENCY FOR INTERNATIONAL DEVELOPMENT

For an additional amount for "Operating Expenses of the United States Agency for International Development", \$8,700,000, to remain available until September 30, 2008.

## OPERATING EXPENSES OF THE UNITED STATES AGENCY FOR INTERNATIONAL DEVELOPMENT OFFICE OF INSPECTOR GENERAL

For an additional amount for "Operating Expenses of the United States Agency for International Development Office of Inspector General", \$3,500,000, to remain available until September 30, 2008.

## OTHER BILATERAL ECONOMIC ASSISTANCE

## ECONOMIC SUPPORT FUND

For an additional amount for "Economic Support Fund", \$2,649,300,000, to remain available until September 30, 2008: Provided, That of the funds appropriated under this heading, \$57,400,000 shall be made available to non-governmental organizations in Iraq for economic and social development programs and activities in areas of conflict: Provided further, That the responsibility for policy decisions and justifications for the use of funds appropriated by the previous proviso shall be the responsibility of the United States Chief of Mission in Iraq: Provided further, That none of the funds appropriated under this heading in this Act or in prior Acts making appropriations for foreign operations, export financing, and related programs may be made available for the Political Participation Fund and the National Institutions Fund: Provided further, That of the funds made available under the heading "Economic Support Fund" in Public Law 109-234 for Iraq to promote democracy, rule of law and reconciliation, \$2,000,000 should be made available for the United States Institute of Peace for programs and activities in Afghanistan to remain available until September 30, 2008.

## ASSISTANCE FOR EASTERN EUROPE AND THE BALTIC STATES

For an additional amount for "Assistance for Eastern Europe and the Baltic States", \$229,000,000, to remain available until September 30, 2008, for assistance for Kosovo.

## DEPARTMENT OF STATE

## DEMOCRACY FUND

For an additional amount for "Democracy Fund", \$260,000,000, to remain available until September 30, 2008: Provided, That of the funds appropriated under this heading, not less than

\$190,000,000 shall be made available for the Human Rights and Democracy Fund of the Bureau of Democracy, Human Rights, and Labor, Department of State, and not less than \$60,000,000 shall be made available for the United States Agency for International Development, for democracy, human rights and rule of law programs in Iraq: Provided further, That not later than 60 days after enactment of this Act, the Secretary of State shall submit a report to the Committees on Appropriations describing a comprehensive, long-term strategy, with goals and expected results, for strengthening and advancing democracy in Iraq.

## INTERNATIONAL NARCOTICS CONTROL AND LAW ENFORCEMENT

## (INCLUDING RESCISSION OF FUNDS)

For an additional amount for "International Narcotics Control and Law Enforcement", \$257,000,000, to remain available until September 30, 2008.

Of the amounts made available for procurement of a maritime patrol aircraft for the Colombian Navy under this heading in Public Law 109-234, \$13,000,000 are rescinded.

## MIGRATION AND REFUGEE ASSISTANCE

For an additional amount for "Migration and Refugee Assistance", \$130,500,000, to remain available until September 30, 2008, of which not less than \$5,000,000 shall be made available to rescue Iraqi scholars.

## UNITED STATES EMERGENCY REFUGEE AND MIGRATION ASSISTANCE FUND

For an additional amount for "United States Emergency Refugee and Migration Assistance Fund", \$55,000,000, to remain available until expended.

## NONPROLIFERATION, ANTI-TERRORISM, DEMINING AND RELATED PROGRAMS

For an additional amount for "Nonproliferation, Anti-Terrorism, Demining and Related Programs", \$57,500,000, to remain available until September 30, 2008.

## DEPARTMENT OF THE TREASURY

## INTERNATIONAL AFFAIRS TECHNICAL ASSISTANCE

For an additional amount for "International Affairs Technical Assistance", \$2,750,000, to remain available until September 30, 2008.

## MILITARY ASSISTANCE

## FUNDS APPROPRIATED TO THE PRESIDENT

## FOREIGN MILITARY FINANCING PROGRAM

For an additional amount for "Foreign Military Financing Program", \$265,000,000, to remain available until September 30, 2008.

## PEACEKEEPING OPERATIONS

For an additional amount for "Peacekeeping Operations", \$230,000,000, to remain available until September 30, 2008: Provided, That of the funds appropriated under this heading, not less than \$40,000,000 shall be made available, notwithstanding section 660 of the Foreign Assistance Act of 1961, for assistance for Liberia for security sector reform: Provided further, That not later than 30 days after enactment of this Act and every 30 days thereafter until September 30, 2008, the Secretary of State shall submit a report to the Committees on Appropriations detailing the obligation and expenditure of funds made available under this heading in this Act and in prior Acts making appropriations for foreign operations, export financing, and related programs.

## GENERAL PROVISIONS—THIS CHAPTER

## AUTHORIZATION OF FUNDS

SEC. 1801. Funds appropriated by this title may be obligated and expended notwithstanding section 10 of Public Law 91-672 (22 U.S.C. 2412), section 15 of the State Department Basic Authorities Act of 1956 (22 U.S.C. 2680), section 313 of the Foreign Relations Authorization Act, Fiscal Years 1994 and 1995 (22 U.S.C. 6212), and section 504(a)(1) of the National Security Act of 1947 (50 U.S.C. 414(a)(1)).

## EXTENSION OF OVERSIGHT AUTHORITY

SEC. 1802. Section 3001(o)(1)(B) of the Emergency Supplemental Appropriations Act for Defense and for the Reconstruction of Iraq and Afghanistan, 2004 (Public Law 108-106; 117 Stat. 1238; 5 U.S.C. App., note to section 8G of Public Law 95-452), as amended by section 1054(b) of the John Warner National Defense Authorization Act for Fiscal Year 2007 (Public Law 109-364; 120 Stat. 2397) and section 2 of the Iraq Reconstruction Accountability Act of 2006 (Public Law 109-440), is amended by inserting "or fiscal year 2007" after "fiscal year 2006".

## LEBANON

SEC. 1803. (a) LIMITATION ON ECONOMIC SUPPORT FUND ASSISTANCE FOR LEBANON.—None of the funds made available in this Act under the heading "Economic Support Fund" for cash transfer assistance for the Government of Lebanon may be made available for obligation until the Secretary of State reports to the Committees on Appropriations on Lebanon's economic reform plan and on the specific conditions and verifiable benchmarks that have been agreed upon by the United States and the Government of Lebanon pursuant to the Memorandum of Understanding on cash transfer assistance for Lebanon.

(b) LIMITATION ON FOREIGN MILITARY FINANCING PROGRAM AND INTERNATIONAL NARCOTICS CONTROL AND LAW ENFORCEMENT ASSISTANCE FOR LEBANON.—None of the funds made available in this Act under the heading "Foreign Military Financing Program" or "International Narcotics Control and Law Enforcement" for military or police assistance to Lebanon may be made available for obligation until the Secretary of State submits to the Committees on Appropriations a report on procedures established to determine eligibility of members and units of the armed forces and police forces of Lebanon to participate in United States training and assistance programs and on the end use monitoring of all equipment provided under such programs to the Lebanese armed forces and police forces.

(c) CERTIFICATION REQUIRED.—Prior to the initial obligation of funds made available in this Act for assistance for Lebanon under the headings "Foreign Military Financing Program" and "Nonproliferation, Anti-Terrorism, Demining and Related Programs", the Secretary of State shall certify to the Committees on Appropriations that all practicable efforts have been made to ensure that such assistance is not provided to or through any individual, or private or government entity, that advocates, plans, sponsors, engages in, or has engaged in, terrorist activity.

(d) REPORT REQUIRED.—Not later than 45 days after the date of the enactment of this Act, the Secretary of State shall submit to the Committees on Appropriations a report on the Government of Lebanon's actions to implement section 14 of United Nations Security Council Resolution 1701 (August 11, 2006).

(e) SPECIAL AUTHORITY.—This section shall be effective notwithstanding section 534(a) of Public Law 109-102, which is made applicable to funds appropriated for fiscal year 2007 by the Continuing Appropriations Resolution, 2007 (division B of Public Law 109-289, as amended by Public Law 110-5).

## DEBT RESTRUCTURING

SEC. 1804. Amounts appropriated for fiscal year 2007 for "Bilateral Economic Assistance—Department of the Treasury—Debt Restructuring" may be used to assist Liberia in retiring its debt arrearages to the International Monetary Fund, the International Bank for Reconstruction and Development, and the African Development Bank.

## GOVERNMENT ACCOUNTABILITY OFFICE

SEC. 1805. To facilitate effective oversight of programs and activities in Iraq by the Government Accountability Office (GAO), the Department of State shall provide GAO staff members the country clearances, life support, and logistical and security support necessary for

GAO personnel to establish a presence in Iraq for periods of not less than 45 days.

## HUMAN RIGHTS AND DEMOCRACY FUND

SEC. 1806. The Assistant Secretary of State for Democracy, Human Rights, and Labor shall be responsible for all policy, funding, and programming decisions regarding funds made available under this Act and prior Acts making appropriations for foreign operations, export financing and related programs for the Human Rights and Democracy Fund of the Bureau of Democracy, Human Rights, and Labor.

## INSPECTOR GENERAL OVERSIGHT OF IRAQ AND AFGHANISTAN

SEC. 1807. (a) IN GENERAL.—Subject to paragraph (2), the Inspector General of the Department of State and the Broadcasting Board of Governors (referred to in this section as the "Inspector General") may use personal services contracts to engage citizens of the United States to facilitate and support the Office of the Inspector General's oversight of programs and operations related to Iraq and Afghanistan. Individuals engaged by contract to perform such services shall not, by virtue of such contract, be considered to be employees of the United States Government for purposes of any law administered by the Office of Personnel Management. The Secretary of State may determine the applicability to such individuals of any law administered by the Secretary concerning the performance of such services by such individuals.

(b) CONDITIONS.—The authority under paragraph (1) is subject to the following conditions:

(1) The Inspector General determines that existing personnel resources are insufficient.

(2) The contract length for a personal services contractor, including options, may not exceed 1 year, unless the Inspector General makes a finding that exceptional circumstances justify an extension of up to 1 additional year.

(3) Not more than 10 individuals may be employed at any time as personal services contractors under the program.

(c) TERMINATION OF AUTHORITY.—The authority to award personal services contracts under this section shall terminate on December 31, 2007. A contract entered into prior to the termination date under this paragraph may remain in effect until not later than December 31, 2009.

(d) OTHER AUTHORITIES NOT AFFECTED.—The authority under this section is in addition to any other authority of the Inspector General to hire personal services contractors.

## FUNDING TABLES

SEC. 1808. (a) Funds provided in this Act for the following accounts shall be made available for programs and countries in the amounts contained in the respective tables included in the report accompanying this Act:

"Diplomatic and Consular Programs".

"Economic Support Fund".

"Democracy Fund".

"International Narcotics Control and Law Enforcement".

"Migration and Refugee Assistance".

(b) Any proposed increases or decreases to the amounts contained in the tables in the accompanying report shall be subject to the regular notification procedures of the Committees on Appropriations and section 634A of the Foreign Assistance Act of 1961.

## SPENDING PLAN AND NOTIFICATION PROCEDURES

SEC. 1809. Not later than 45 days after enactment of this Act the Secretary of State shall submit to the Committees on Appropriations a report detailing planned expenditures for funds appropriated under the headings in this chapter, except for funds appropriated under the heading "International Disaster and Famine Assistance": Provided, That funds appropriated under the headings in this chapter, except for funds appropriated under the heading named in this section, shall be subject to the regular notification procedures of the Committees on Appropriations.

## CONDITIONS ON ASSISTANCE FOR PAKISTAN

SEC. 1810. None of the funds made available for assistance for the central Government of

Pakistan under the heading "Economic Support Fund" in this title may be made available for non-project assistance until the Secretary of State submits to the Committees on Appropriations a report on the oversight mechanisms, performance benchmarks, and implementation processes for such funds: Provided, That notwithstanding any other provision of law, funds made available for non-project assistance pursuant to the previous proviso shall be subject to the regular notification procedures of the Committees on Appropriations: Provided further, That of the funds made available for assistance for Pakistan under the heading "Economic Support Fund" in this title, \$5,000,000 shall be made available for the Human Rights and Democracy Fund of the Bureau of Democracy, Human Rights, and Labor, Department of State, for political party development and election observation programs.

## CIVILIAN RESERVE CORPS

SEC. 1811. Of the funds appropriated by this Act under the heading "Diplomatic and Consular Programs", up to \$50,000,000 may be made available to support and maintain a civilian reserve corps: Provided, That none of the funds for a civilian reserve corps may be obligated without specific authorization in a subsequent Act of Congress: Provided further, That funds made available under this section shall be subject to the regular notification procedures of the Committees on Appropriations.

## COORDINATOR FOR IRAQ ASSISTANCE

SEC. 1812. (a) COORDINATOR FOR IRAQ ASSISTANCE.—Not later than 30 days after the date of the enactment of this Act, the President shall appoint a Coordinator for Iraq Assistance (hereinafter in this section referred to as the "Coordinator"), by and with the advice and consent of the Senate, who shall report directly to the President.

(b) DUTIES.—The Coordinator shall be responsible for—

(1) Developing and implementing an overall strategy for political, economic, and military assistance for Iraq;

(2) Coordinating and ensuring coherence of Iraq assistance programs and policy among all departments and agencies of the Government of the United States that are implementing assistance programs in Iraq, including the Department of State, the United States Agency for International Development, the Department of Defense, the Department of the Treasury, and the Department of Justice;

(3) Working with the Government of Iraq in meeting the benchmarks described in section 1904(a) of this Act in order to ensure Iraq continues to be eligible to receive United States assistance described in such section;

(4) Coordinating with other donors and international organizations that are providing assistance for Iraq;

(5) Ensuring adequate management and accountability of United States assistance programs for Iraq;

(6) Resolving policy and program disputes among departments and agencies of the United States Government that are implementing assistance programs in Iraq; and

(7) Coordinating United States assistance programs with the reconstruction programs funded and implemented by the Government of Iraq.

(c) RANK AND STATUS.—The Coordinator shall have the rank and status of ambassador.

## CHAPTER 9

## GENERAL PROVISIONS—THIS TITLE

SEC. 1901. (a) Congress finds that it is Defense Department policy that units should not be deployed for combat unless they are rated "fully mission capable".

(b) None of the funds appropriated or otherwise made available in this or any other Act may be used to deploy any unit of the Armed Forces to Iraq unless the chief of the military department concerned has certified in writing to

the Committees on Appropriations and the Committees on Armed Services at least 15 days in advance of the deployment that the unit is fully mission capable.

(c) For purposes of subsection (b), the term “fully mission capable” means capable of performing assigned mission essential tasks to prescribed standards under the conditions expected in the theater of operations, consistent with the guidelines set forth in the Department of Defense readiness reporting system.

(d) The President, by certifying in writing to the Committees on Appropriations and the Committees on Armed Services that the deployment to Iraq of a unit that is not assessed fully mission capable is required for reasons of national security and by submitting along with the certification a report in classified and unclassified form detailing the particular reason or reasons why the unit's deployment is necessary despite the chief of the military department's assessment that the unit is not fully mission capable, may waive the limitation prescribed in subsection (b) on a unit-by-unit basis.

SEC. 1902. (a) Congress finds that it is Defense Department policy that Army, Army Reserve, and National Guard units should not be deployed for combat beyond 365 days or that Marine Corps and Marine Corps Reserve units should not be deployed for combat beyond 210 days.

(b) None of the funds appropriated or otherwise made available in this or any other Act may be obligated or expended to initiate the development of, continue the development of, or execute any order that has the effect of extending the deployment for Operation Iraqi Freedom of—

(1) any unit of the Army, Army Reserve or Army National Guard beyond 365 days; or

(2) any unit of the Marine Corps or Marine Corps Reserve beyond 210 days.

(c) The limitation prescribed in subsection (b) shall not be construed to require force levels in Iraq to be decreased below the total United States force levels in Iraq prior to January 10, 2007.

(d) The President, by certifying in writing to the Committees on Appropriations and the Committees on Armed Services that the extension of a unit's deployment in Iraq beyond the periods specified in subsection (b) is required for reasons of national security and by submitting along with the certification a report in classified and unclassified form detailing the particular reason or reasons why the unit's extended deployment is necessary, may waive the limitations prescribed in subsection (b) on a unit-by-unit basis.

SEC. 1903. (a) Congress finds that it is Defense Department policy that Army, Army Reserve, and National Guard units should not be redeployed for combat if the unit has been deployed within the previous 365 consecutive days or that Marine Corps and Marine Corps Reserve units should not be redeployed for combat if the unit has been deployed within the previous 210 days.

(b) None of the funds appropriated or otherwise made available in this or any other Act may be obligated or expended to initiate the development of, continue the development of, or execute any order that has the effect of deploying for Operation Iraqi Freedom of—

(1) any unit of the Army, Army Reserve or Army National Guard if such unit has been deployed within the previous 365 consecutive days; or

(2) any unit of the Marine Corps or Marine Corps Reserve if such unit has been deployed within the previous 210 consecutive days.

(c) The limitation prescribed in subsection (b) shall not be construed to require force levels in Iraq to be decreased below the total United States force levels in Iraq prior to January 10, 2007.

(d) The President, by certifying in writing to the Committees on Appropriations and the Committees on Armed Services that the redeployment of a unit to Iraq in advance of the periods specified in subsection (b) is required for reasons of

national security and by submitting along with the certification a report in classified and unclassified form detailing the particular reason or reasons why the unit's redeployment is necessary, may waive the limitations prescribed in subsection (b) on a unit-by-unit basis.

SEC. 1904. (a) The President shall make and transmit to Congress the following determinations, along with reports in classified and unclassified form detailing the basis for each determination, on or before July 1, 2007:

(1) whether the Government of Iraq has given United States Armed Forces and Iraqi Security Forces the authority to pursue all extremists, including Sunni insurgents and Shiite militias, and is making substantial progress in delivering necessary Iraqi Security Forces for Baghdad and protecting such Forces from political interference; intensifying efforts to build balanced security forces throughout Iraq that provide even-handed security for all Iraqis; ensuring that Iraq's political authorities are not undermining or making false accusations against members of the Iraqi Security Forces; eliminating militia control of local security; establishing a strong militia disarmament program; ensuring fair and just enforcement of laws; establishing political, media, economic, and service committees in support of the Baghdad Security Plan; and eradicating safe havens;

(2) whether the Government of Iraq is making substantial progress in meeting its commitment to pursue reconciliation initiatives, including enactment of a hydro-carbon law; adoption of legislation necessary for the conduct of provincial and local elections; reform of current laws governing the de-Baathification process; amendment of the Constitution of Iraq; and allocation of Iraqi revenues for reconstruction projects;

(3) whether the Government of Iraq and United States Armed Forces are making substantial progress in reducing the level of sectarian violence in Iraq; and

(4) whether the Government of Iraq is ensuring the rights of minority political parties in the Iraqi Parliament are protected.

(b) If the President fails to make any of the determinations specified in subsection (a), the Secretary of Defense shall commence the redeployment of the Armed Forces from Iraq no later than July 1, 2007, with a goal of completing such redeployment within 180 days.

(c) If the President makes the determinations specified in subsection (a), the Secretary of Defense shall commence the redeployment of the Armed Forces from Iraq not later than October 1, 2007, with a goal of completing such redeployment within 180 days.

(d) Notwithstanding any other provision of law, funds appropriated or otherwise made available in this or any other Act are immediately available for obligation and expenditure to plan and execute a safe and orderly redeployment of the Armed Forces from Iraq, as specified in subsections (b) and (c).

(e) After the conclusion of the redeployment specified in subsections (b) and (c), the Secretary of Defense may not deploy or maintain members of the Armed Forces in Iraq for any purpose other than the following:

(1) Protecting American diplomatic facilities and American citizens, including members of the U.S. armed forces;

(2) Serving in roles consistent with customary diplomatic positions;

(3) Engaging in targeted special actions limited in duration and scope to killing or capturing members of al-Qaeda and other terrorist organizations with global reach; and

(4) Training and equipping members of the Iraqi Security Forces.

(f) Notwithstanding any other provision of law, 50 percent of the funds appropriated by title I of this Act for assistance to Iraq under each of the headings “Economic Support Fund” and “International Narcotics Control and Law Enforcement” shall be withheld from obligation until the President has made a certification to Congress that the Government of Iraq has en-

acted a broadly accepted hydro-carbon law that equitably shares oil revenues among all Iraqis; adopted legislation necessary for the conduct of provincial and local elections, taken steps to implement such legislation, and set a schedule to conduct provincial and local elections; reformed current laws governing the de-Baathification process to allow for more equitable treatment of individuals affected by such laws; amended the Constitution of Iraq consistent with the principles contained in Article 137 of such constitution; and allocated and begun expenditure of \$10,000,000,000 in Iraqi revenues for reconstruction projects, including delivery of essential services, on an equitable basis.

(g) The requirement to withhold funds from obligation pursuant to subsection (f) shall not apply with respect to funds made available under the heading “Economic Support Fund” for continued support for the Community Action Program and Community Stabilization Program in Iraq administered by the United States Agency for International Development or for programs and activities to promote democracy in Iraq.

(h) Beginning on September 1, 2007, and every 60 days thereafter, the Commander, Multi-National Forces—Iraq and the United States Ambassador to Iraq shall jointly submit to Congress a report describing and assessing in detail the current progress being made by the Government of Iraq regarding the criteria set forth in subsection (a).

## TITLE II

### ADDITIONAL HURRICANE DISASTER RELIEF AND RECOVERY

#### CHAPTER 1

##### DEPARTMENT OF AGRICULTURE

##### GENERAL PROVISION—THIS CHAPTER

SEC. 2101. Section 1231(k)(2) of the Food Security Act of 1985 (16 U.S.C. 3831(k)(2)) is amended by striking “During calendar year 2006, the” and inserting “The”.

#### CHAPTER 2

##### DEPARTMENT OF JUSTICE

##### OFFICE OF JUSTICE PROGRAMS

##### STATE AND LOCAL LAW ENFORCEMENT ASSISTANCE

For an additional amount for “State and Local Law Enforcement Assistance”, for discretionary grants authorized by subpart 2 of part E, of title I of the Omnibus Crime Control and Safe Streets Act of 1968 as in effect on September 30, 2006, notwithstanding the provisions of section 511 of said Act, \$50,000,000, to remain available until expended: Provided, That the amount made available under this heading shall be for local law enforcement initiatives in the Gulf Coast region related to the aftermath of Hurricanes Katrina and Rita: Provided further, That these funds shall be apportioned among the States in quotient to their level of violent crime as estimated by the Federal Bureau of Investigation's Uniform Crime Report for the year 2005.

##### DEPARTMENT OF COMMERCE

##### NATIONAL OCEANIC AND ATMOSPHERIC ADMINISTRATION

##### OPERATIONS, RESEARCH, AND FACILITIES

For an additional amount for “Operations, Research, and Facilities”, for necessary expenses related to the consequences of Hurricanes Katrina and Rita on the shrimp and fishing industries, \$110,000,000, to remain available until September 30, 2008.

##### NATIONAL AERONAUTICS AND SPACE

##### ADMINISTRATION

##### EXPLORATION CAPABILITIES

For an additional amount for “Exploration Capabilities” for necessary expenses related to the consequences of Hurricane Katrina, \$35,000,000, to remain available until September 30, 2009.

##### GENERAL PROVISION—THIS CHAPTER

SEC. 2201. Up to \$48,000,000 of amounts made available to the National Aeronautics and Space

Administration in Public Law 109-148 and Public Law 109-234 for emergency hurricane and other natural disaster-related expenses may be used to reimburse hurricane-related costs incurred by NASA in fiscal year 2005.

#### CHAPTER 3

### DEPARTMENT OF DEFENSE—CIVIL

#### DEPARTMENT OF THE ARMY

##### CORPS OF ENGINEERS—CIVIL

##### CONSTRUCTION

For an additional amount for "Construction" for necessary expenses related to the consequences of Hurricane Katrina and other hurricanes of the 2005 season, \$25,300,000, to remain available until expended, which may be used to continue construction of projects related to interior drainage for the greater New Orleans metropolitan area.

##### FLOOD CONTROL AND COASTAL EMERGENCIES

For an additional amount for "Flood Control and Coastal Emergencies", as authorized by section 5 of the Act of August 18, 1941 (33 U.S.C. 701n), for necessary expenses relating to the consequences of Hurricanes Katrina and Rita and for other purposes, \$1,407,700,000, to remain available until expended: Provided, That \$1,300,000,000 of the amount provided may be used by the Secretary of the Army to carry out projects and measures for the West Bank and Vicinity and Lake Ponchartrain and Vicinity, Louisiana, projects, as described under the heading "Flood Control and Coastal Emergencies", in chapter 3 of Public Law 109-148: Provided further, That \$107,700,000 of the amount provided may be used to implement the projects for hurricane storm damage reduction, flood damage reduction, and ecosystem restoration within Hancock, Harrison, and Jackson Counties, Mississippi substantially in accordance with the Report of the Chief of Engineers dated December 31, 2006, and entitled "Mississippi, Coastal Improvements Program Interim Report, Hancock, Harrison, and Jackson Counties, Mississippi": Provided further, That projects authorized for implementation under this Chief's report shall be carried out at full Federal expense, except that the non-Federal interests shall be responsible for providing for all costs associated with operation and maintenance of the project: Provided further, That any project using funds appropriated under this heading shall be initiated only after non-Federal interests have entered into binding agreements with the Secretary requiring the non-Federal interests to pay 100 percent of the operation, maintenance, repair, replacement, and rehabilitation costs of the project and to hold and save the United States free from damages due to the construction or operation and maintenance of the project, except for damages due to the fault or negligence of the United States or its contractors: Provided further, That the Chief of Engineers, acting through the Assistant Secretary of the Army for Civil Works, shall provide a monthly report to the House and Senate Committees on Appropriations detailing the allocation and obligation of these funds, beginning not later than 60 days after enactment of the Act.

##### GENERAL PROVISIONS—THIS CHAPTER

SEC. 2301. The Secretary is authorized and directed to determine the value of eligible reimbursable expenses incurred by local governments in storm-proofing pumping stations, constructing safe houses for operators, and other interim flood control measures in and around the New Orleans metropolitan area that the Secretary determines to be integral to the overall plan to ensure operability of the stations during hurricanes, storms and high water events and the flood control plan for the area.

SEC. 2302. (a) The Secretary of the Army is authorized and directed to utilize funds remaining available for obligation from the amounts appropriated in chapter 3 of Public Law 109-234 under the heading "Flood Control and Coastal

Emergencies" for projects in the greater New Orleans metropolitan area to prosecute these projects in a manner which promotes the goal of continuing work at an optimal pace, while maximizing, to the greatest extent practicable, levels of protection to reduce the risk of storm damage to people and property.

(b) The expenditure of funds as provided in subsection (a) may be made without regard to individual amounts or purposes specified in chapter 3 of Public Law 109-234.

(c) Any reallocation of funds that are necessary to accomplish the goal established in subsection (a) are authorized, subject to the approval of the House and Senate Committees on Appropriation.

SEC. 2303. The Chief of Engineers shall investigate the overall technical advantages, disadvantages and operational effectiveness of operating the new pumping stations at the mouths of the 17th Street, Orleans Avenue and London Avenue canals in the New Orleans area directed for construction in Public Law 109-234 concurrently or in series with existing pumping stations serving these canals and the advantages, disadvantages and technical operational effectiveness of removing the existing pumping stations and configuring the new pumping stations and associated canals to handle all needed discharges; and the advantages, disadvantages and technical operational effectiveness of replacing or improving the floodwalls and levees adjacent to the three outfall canals: Provided, That the analysis should be conducted at Federal expense: Provided further, That the analysis shall be completed and furnished to the Congress not later than three months after enactment of this Act.

SEC. 2304. Using funds made available in Chapter 3 under title II of Public Law 109-234, under the heading "Investigations", the Secretary of the Army, in consultation with other agencies and the State of Louisiana shall accelerate completion as practicable the final report of the Chief of Engineers recommending a comprehensive plan to deauthorize deep draft navigation on the Mississippi River Gulf Outlet: Provided, That the plan shall incorporate and build upon the Interim Mississippi River Gulf Outlet Deep-Draft De-Authorization Report submitted to Congress in December 2006 pursuant to Public Law 109-234.

#### CHAPTER 4

### SMALL BUSINESS ADMINISTRATION

#### DISASTER LOANS PROGRAM ACCOUNT

##### (INCLUDING TRANSFER OF FUNDS)

Of the unobligated balances under the heading "Small Business Administration, Disaster Loans Program Account", \$25,069,000, to remain available until expended, shall be used for administrative expenses to carry out the disaster loan program, which may be transferred to and merged with "Small Business Administration, Salaries and Expenses".

Of the unobligated balances under the heading "Small Business Administration, Disaster Loans Program Account", \$25,000,000 shall be used for loans under section 7(b)(2) of the Small Business Act for businesses located in an area for which the President declared a major disaster because of the hurricanes in the Gulf of Mexico in calendar year 2005, of which not to exceed \$8,750,000 is for direct administrative expenses and may be transferred to and merged with "Small Business Administration, Salaries and Expenses" to carry out the disaster loan program of the Small Business Administration.

#### CHAPTER 5

### DEPARTMENT OF HOMELAND SECURITY

#### FEDERAL EMERGENCY MANAGEMENT AGENCY

##### DISASTER RELIEF

##### (INCLUDING TRANSFER OF FUNDS)

For an additional amount for "Disaster Relief", \$4,610,000,000, to remain available until expended: Provided, That \$4,000,000 shall be transferred to "Office of Inspector General".

##### GENERAL PROVISIONS—THIS CHAPTER

SEC. 2501. (a) IN GENERAL.—Notwithstanding any other provision of law, including any agreement, the Federal share of assistance, including direct Federal assistance, provided for the States of Louisiana, Mississippi, Florida, Alabama, and Texas in connection with Hurricanes Katrina, Wilma, Dennis, and Rita under sections 403, 406, 407, and 408 of the Robert T. Stafford Disaster Relief and Emergency Assistance Act (42 U.S.C. 5170b, 5172, 5173, and 5174) shall be 100 percent of the eligible costs under such sections.

(b) APPLICABILITY.—The Federal share provided by subsection (a) shall apply to disaster assistance applied for before the date of enactment of this Act.

SEC. 2502. (a) COMMUNITY DISASTER LOAN ACT.—

(1) IN GENERAL.—Section 2(a) of the Community Disaster Loan Act of 2005 (Public Law 109-88) is amended by striking "Provided further, That notwithstanding section 417(c)(1) of the Stafford Act, such loans may not be canceled."

(2) EFFECTIVE DATE.—The amendment made by paragraph (1) shall be effective on the date of enactment of the Community Disaster Loan Act of 2005 (Public Law 109-88).

(b) EMERGENCY SUPPLEMENTAL APPROPRIATIONS ACT.—

(1) IN GENERAL.—Chapter 4 of title II of the Emergency Supplemental Appropriations Act for Defense, the Global War on Terror, and Hurricane Recovery, 2006 (Public Law 109-234) is amended under Federal Emergency Management Agency, "Disaster Assistance Direct Loan Program Account" by striking "Provided further, That notwithstanding section 417(c)(1) of such Act, such loans may not be canceled."

(2) EFFECTIVE DATE.—The amendment made by paragraph (1) shall be effective on the date of enactment of the Emergency Supplemental Appropriations Act for Defense, the Global War on Terror, and Hurricane Recovery, 2006 (Public Law 109-234).

SEC. 2503. (a) IN GENERAL.—Section 2401 of the Emergency Supplemental Appropriations Act for Defense, the Global War on Terror, and Hurricane Recovery, 2006 (Public Law 109-234) is amended by striking "12 months" and inserting "24 months".

(b) EFFECTIVE DATE.—The amendment made by this section shall be effective on the date of enactment of the Emergency Supplemental Appropriations Act for Defense, the Global War on Terror, and Hurricane Recovery, 2006 (Public Law 109-234).

#### CHAPTER 6

### DEPARTMENT OF THE INTERIOR

#### NATIONAL PARK SERVICE

##### HISTORIC PRESERVATION FUND

For an additional amount for the "Historic Preservation Fund" for necessary expenses related to the consequences of Hurricane Katrina and other hurricanes of the 2005 season, \$10,000,000, to remain available until September 30, 2008: Provided, That the funds provided under this heading shall be provided to the State Historic Preservation Officer, after consultation with the National Park Service, for grants for disaster relief in areas of Louisiana impacted by Hurricanes Katrina or Rita: Provided further, That grants shall be for the preservation, stabilization, rehabilitation, and repair of historic properties listed in or eligible for the National Register of Historic Places, for planning and technical assistance: Provided further, That grants shall only be available for areas that the President determines to be a major disaster under section 102(2) of the Robert T. Stafford Disaster Relief and Emergency Assistance Act (42 U.S.C. 5122(2)) due to Hurricanes Katrina or Rita: Provided further, That individual grants shall not be subject to a non-Federal matching requirement: Provided further, That no more than 5 percent of funds provided under this heading for disaster relief grants may be used for administrative expenses.

GENERAL PROVISION—THIS CHAPTER  
(INCLUDING TRANSFER OF FUNDS)

SEC. 2601. Of the disaster relief funds from Public Law 109-234, 120 Stat. 418, 461, (June 30, 2006), chapter 5, "National Park Service—Historic Preservation Fund", for necessary expenses related to the consequences of Hurricane Katrina and other hurricanes of the 2005 season that were allocated to the State of Mississippi by the National Park Service, \$500,000 is hereby transferred to the "National Park Service—National Recreation and Preservation" appropriation: Provided, That these funds may be used to reconstruct destroyed properties that at the time of destruction were listed in the National Register of Historic Places and are otherwise qualified to receive these funds: Provided further, That the State Historic Preservation Officer certifies that, for the community where that destroyed property was located, the property is iconic to or essential to illustrating that community's historic identity, that no other property in that community with the same associative historic value has survived, and that sufficient historical documentation exists to ensure an accurate reproduction.

CHAPTER 7  
DEPARTMENT OF EDUCATION  
HIGHER EDUCATION

For an additional amount under part B of title VII of the Higher Education Act of 1965 ("HEA") for institutions of higher education (as defined in section 101 or section 102(c) of that Act) that are located in an area in which a major disaster was declared in accordance with section 401 of the Robert T. Stafford Disaster Relief and Emergency Assistance Act related to Hurricanes Katrina or Rita, \$30,000,000: Provided, That such funds shall be available to the Secretary of Education only for payments to help defray the expenses (which may include lost revenue, reimbursement for expenses already incurred, and construction) incurred by such institutions of higher education that were forced to close, relocate or significantly curtail their activities as a result of damage directly caused by such hurricanes and for payments to enable such institutions to provide grants to students who attend such institutions for academic years beginning on or after July 1, 2006: Provided further, That such payments shall be made in accordance with criteria established by the Secretary and made publicly available without regard to section 437 of the General Education Provisions Act, section 553 of title 5, United States Code, or part B of title VII of the HEA.

HURRICANE EDUCATION RECOVERY

For carrying out activities authorized by subpart 1 of part D of title V of the Elementary and Secondary Education Act of 1965, \$30,000,000, to remain available until expended, for use by the States of Louisiana, Mississippi, and Alabama primarily for recruiting, retaining, and compensating new and current teachers, school principals, assistant principals, principal resident directors, assistant directors, and other educators, who commit to work for at least three years in school-based positions in public elementary and secondary schools located in an area with respect to which a major disaster was declared under section 401 of the Robert T. Stafford Disaster Relief and Emergency Assistance Act (42 U.S.C. 5170) by reason of Hurricane Katrina or Hurricane Rita, including through such mechanisms as paying salary premiums, performance bonuses, housing subsidies, signing bonuses, and relocation costs and providing loan forgiveness, with priority given to teachers and school-based school principals, assistant principals, principal resident directors, assistant directors, and other educators who previously worked or lived in one of the affected areas, are currently employed (or become employed) in such a school in any of the affected areas after those disasters, and commit to continue that employment for at least 3 years, Provided, That

funds available under this heading to such States may also be used for 1 or more of the following activities: (1) to build the capacity, knowledge, and skill of teachers and school-based school principals, assistant principals, principal resident directors, assistant principals, and other educators in such public elementary and secondary schools to provide an effective education, including the design, adaptation, and implementation of high-quality formative assessments; (2) the establishment of partnerships with nonprofit entities with a demonstrated track record in recruiting and retaining outstanding teachers and other school-based school principals, assistant principals, principal resident directors, and assistant directors; and (3) paid release time for teachers and principals to identify and replicate successful practices from the fastest-improving and highest-performing schools: Provided further, That the Secretary of Education shall allocate amounts available under this heading among such States that submit applications; that such allocation shall be based on the number of public elementary and secondary schools in each State that were closed for 19 days or more during the period beginning on August 29, 2005, and ending on December 31, 2005, due to Hurricane Katrina or Hurricane Rita; and that such States shall in turn allocate funds to local educational agencies, with priority given first to such agencies with the highest percentages of public elementary and secondary schools that are closed as a result of such hurricanes as of the date of enactment of this Act and then to such agencies with the highest percentages of public elementary and secondary schools with a student-teacher ratio of at least 25 to 1, and with any remaining amounts to be distributed to such agencies with demonstrated need, as determined by the State Superintendent of Education: Provided further, That, in the case of any State that chooses to use amounts available under this heading for performance bonuses, not later than 60 days after the date of enactment of this Act, and in collaboration with local educational agencies, teachers' unions, local principals' organizations, local parents' organizations, local business organizations, and local charter schools organizations, the State educational agency shall develop a plan for a rating system for performance bonuses, and if no agreement has been reached that is satisfactory to all consulting entities by such deadline, the State educational agency shall immediately send a letter notifying Congress and shall, not later than 30 days after such notification, establish and implement a rating system that shall be based on classroom observation and feedback more than once annually, conducted by multiple sources (including, but not limited to, principals and master teachers), and evaluated against research-based rubrics that use planning, instructional, and learning environment standards to measure teacher performance, except that the requirements of this proviso shall not apply to a State that has enacted a State law in 2006 authorizing performance pay for teachers.

PROGRAMS TO RESTART SCHOOL OPERATIONS

Funds made available under section 102 of the Hurricane Education Recovery Act (title IV of division B of Public Law 109-148) may be used by the States of Louisiana, Mississippi, Alabama, and Texas, in addition to the uses of funds described in section 102(e), for the following costs: (1) recruiting, retaining, and compensating new and current teachers, school principals, assistant principals, principal resident directors, assistant directors, and other educators for school-based positions in public elementary and secondary schools impacted by Hurricane Katrina or Hurricane Rita, including through such mechanisms as paying salary premiums, performance bonuses, housing subsidies, signing bonuses, and relocation costs and providing loan forgiveness; (2) activities to build the capacity, knowledge, and skills of teachers and school-based school principals, assistant

principals, principal resident directors, assistant directors, and other educators in such public elementary and secondary schools to provide an effective education, including the design, adaptation, and implementation of high-quality formative assessments; (3) the establishment of partnerships with nonprofit entities with a demonstrated track record in recruiting and retaining outstanding teachers and school-based school principals, assistant principals, principal resident directors, and assistant directors; and (4) paid release time for teachers and principals to identify and replicate successful practices from the fastest-improving and highest-performing schools.

GENERAL PROVISIONS—THIS CHAPTER

SEC. 2 701. Section 105(b) of title IV of division B of Public Law 109-148 is amended by adding at the end the following new sentence: "With respect to the program authorized by section 102 of this Act, the waiver authority in subsection (a) of this section shall be available until the end of fiscal year 2008."

SEC. 2 702. Notwithstanding section 2002(c) of the Social Security Act (42 U.S.C. 1397a(c)), funds made available under the heading "Social Services Block Grant" in division B of Public Law 109-148 shall be available for expenditure by the States through the end of fiscal year 2009.

SEC. 2 703. (a) In the event that Louisiana, Mississippi, Alabama, or Texas fails to meet its match requirement with funds appropriated in fiscal years 2006 or 2007, for fiscal years 2008 and 2009, the Secretary of Health and Human Services may waive the application of section 2617(d)(4) of the Public Health Service Act for Louisiana, Mississippi, Alabama, and Texas.

(b) The Secretary may not exercise the waiver authority available under subsection (a) to allow a grantee to provide less than a 25 percent matching grant.

(c) For grant years beginning in 2008, Louisiana, Mississippi, Alabama, and Texas and any eligible metropolitan area in Louisiana, Mississippi, Alabama, and Texas shall comply with each of the applicable requirements under title XXVI of the Public Health Service Act (42 U.S.C. 300ff-11 et seq.).

CHAPTER 8

DEPARTMENT OF TRANSPORTATION

FEDERAL HIGHWAY ADMINISTRATION

FEDERAL-AID HIGHWAYS

EMERGENCY RELIEF PROGRAM

(INCLUDING RESCISSION OF FUNDS)

For an additional amount for the Emergency Relief Program as authorized under section 125 of title 23, United States Code, \$682,942,000, to remain available until expended: Provided, That section 125(d)(1) of title 23, United States Code, shall not apply to emergency relief projects that respond to damage caused by the 2005-2006 winter storms in the State of California: Provided further, That of the unobligated balances of funds apportioned to each State under chapter 1 of title 23, United States Code, \$682,942,000 are rescinded: Provided further, That such rescission shall not apply to the funds distributed in accordance with sections 130(f) and 104(b)(5) of title 23, United States Code; sections 133(d)(1) and 163 of such title, as in effect on the day before the date of enactment of Public Law 109-59; and the first sentence of section 133(d)(3)(A) of such title.

FEDERAL TRANSIT ADMINISTRATION

FORMULA GRANTS

For an additional amount to be allocated by the Secretary to recipients of assistance under chapter 53 of title 49, United States Code, directly affected by Hurricanes Katrina and Rita, \$35,000,000, for the operating and capital costs of transit services, to remain available until expended: Provided, That the Federal share for any project funded from this amount shall be 100 percent.



DEPARTMENT OF HOUSING AND URBAN  
DEVELOPMENT

OFFICE OF INSPECTOR GENERAL

For an additional amount for the Office of Inspector General, for the necessary costs related to the consequences of Hurricanes Katrina and Rita, \$7,000,000, to remain available until expended.

GENERAL PROVISIONS—THIS CHAPTER

SEC. 2801. The third proviso under the heading “Department of Housing and Urban Development—Public and Indian Housing—Tenant-Based Rental Assistance” in chapter 9 of title 1 of division B of Public Law 109-148 (119 Stat. 2779) is amended by striking “for up to 18 months” and inserting “until December 31, 2007”.

SEC. 2802. Section 21033 of the Continuing Appropriations Resolution, 2007 (division B of Public Law 109-289, as amended by Public Law 110-5) is amended by adding after the third proviso: “: Provided further, That notwithstanding the previous proviso, except for applying the 2007 Annual Adjustment Factor and making any other specified adjustments, public housing agencies specified in category 1 below shall receive funding for calendar year 2007 based on the higher of the amounts the agencies would receive under the previous proviso or the amounts the agencies received in calendar year 2006, and public housing agencies specified in categories 2 and 3 below shall receive funding for calendar year 2007 equal to the amounts the agencies received in calendar year 2006, except that public housing agencies specified in categories 1 and 2 below shall receive funding under this proviso only if, and to the extent that, any such public housing agency submits a plan, approved by the Secretary, that demonstrates that the agency can effectively use within 12 months the funding that the agency would receive under this proviso that is in addition to the funding that the agency would receive under the previous proviso: (1) public housing agencies that are eligible for assistance under section 901 in Public Law 109-148 (119 Stat. 2781) or are located in the same counties as those eligible under section 901 and operate voucher programs under section 8(o) of the U.S. Housing Act of 1937 but do not operate public housing under section 9 of such Act, and any public housing agency that otherwise qualifies under this category must demonstrate that they have experienced a loss of rental housing stock as a result of the 2005 hurricanes; (2) public housing agencies that would receive less funding under the previous proviso than they would receive under this proviso and that have been placed in receivership or the Secretary has declared to be in breach of an Annual Contributions Contract by June 1, 2007; and (3) public housing agencies that spent more in calendar year 2006 than the total of the amounts of any such public housing agency’s allocation amount for calendar year 2006 and the amount of any such public housing agency’s available housing assistance payments undesignated funds balance from calendar year 2005 and the amount of any such public housing agency’s available administrative fees undesignated funds balance through calendar year 2006”.

SEC. 2803. Section 901 of Public Law 109-148 is amended by deleting “calendar year 2006” and inserting “calendar years 2006 and 2007”.

TITLE III

OTHER EMERGENCY APPROPRIATIONS

CHAPTER 1

DEPARTMENT OF COMMERCE

NATIONAL OCEANIC AND ATMOSPHERIC  
ADMINISTRATION

OPERATIONS, RESEARCH, AND FACILITIES

For an additional amount for “Operations, Research, and Facilities”, \$60,400,000, to remain available until September 30, 2008: Provided, That the National Marine Fisheries Service shall cause such amounts to be distributed

among eligible recipients of assistance for the commercial fishery failure designated under section 312(a) of the Magnuson-Stevens Fishery Conservation and Management Act (16 U.S.C. 1861a(a)) and declared by the Secretary of Commerce on August 10, 2006.

CHAPTER 2

DEPARTMENT OF DEFENSE—CIVIL

DEPARTMENT OF THE ARMY

CORPS OF ENGINEERS—CIVIL

OPERATION AND MAINTENANCE

For an additional amount for “Operation and Maintenance” to dredge navigation channels related to the consequences of hurricanes of the 2005 season, \$3,000,000, to remain available until expended.

FLOOD CONTROL AND COASTAL EMERGENCIES

For an additional amount for “Flood Control and Coastal Emergencies”, as authorized by section 5 of the Act of August 18, 1941 (33 U.S.C. 701n), to support emergency operations, repairs and other activities in response to flood, drought and earthquake emergencies as authorized by law, \$150,000,000, to remain available until expended: Provided, That the Chief of Engineers, acting through the Assistant Secretary of the Army for Civil Works, shall provide a monthly report to the House and Senate Committees on Appropriations detailing the allocation and obligation of these funds, beginning not later than 60 days after enactment of the Act.

DEPARTMENT OF THE INTERIOR

BUREAU OF RECLAMATION

WATER AND RELATED RESOURCES

For an additional amount for “Water and Related Resources”, \$18,000,000, to remain available until expended for drought assistance: Provided, That drought assistance may be provided under the Reclamation States Drought Emergency Act or other applicable Reclamation authorities to assist drought plagued areas of the West.

CHAPTER 3

DEPARTMENT OF THE INTERIOR

BUREAU OF LAND MANAGEMENT

WILDLAND FIRE MANAGEMENT

(INCLUDING TRANSFER OF FUNDS)

For an additional amount for “Wildland Fire Management”, \$100,000,000, to remain available until expended, for urgent wildland fire suppression activities: Provided, That such funds shall only become available if funds previously provided for wildland fire suppression will be exhausted imminently and the Secretary of the Interior notifies the House and Senate Committees on Appropriations in writing of the need for these additional funds: Provided further, That such funds are also available for repayment to other appropriations accounts from which funds were transferred for wildfire suppression.

UNITED STATES FISH AND WILDLIFE SERVICE

RESOURCE MANAGEMENT

For an additional amount for “Resource Management” for the detection of highly pathogenic avian influenza in wild birds, including the investigation of morbidity and mortality events, targeted surveillance in live wild birds, and targeted surveillance in hunter-taken birds, \$7,398,000, to remain available until September 30, 2008.

NATIONAL PARK SERVICE

OPERATION OF THE NATIONAL PARK SYSTEM

For an additional amount for “Operation of the National Park System” for the detection of highly pathogenic avian influenza in wild birds, including the investigation of morbidity and mortality events, \$525,000, to remain available until September 30, 2008.

UNITED STATES GEOLOGICAL SURVEY

SURVEYS, INVESTIGATIONS, AND RESEARCH

For an additional amount for “Surveys, Investigations, and Research” for the detection of

highly pathogenic avian influenza in wild birds, including the investigation of morbidity and mortality events, targeted surveillance in live wild birds, and targeted surveillance in hunter-taken birds, \$5,270,000, to remain available until September 30, 2008.

DEPARTMENT OF AGRICULTURE

FOREST SERVICE

NATIONAL FOREST SYSTEM

For an additional amount for “National Forest System” for the implementation of a nationwide initiative to increase protection of national forest lands from drug-trafficking organizations, including funding for additional law enforcement personnel, training, equipment and cooperative agreements, \$12,000,000, to remain available until expended.

WILDLAND FIRE MANAGEMENT

(INCLUDING TRANSFER OF FUNDS)

For an additional amount for “Wildland Fire Management”, \$400,000,000, to remain available until expended, for urgent wildland fire suppression activities: Provided, That such funds shall only become available if funds provided previously for wildland fire suppression will be exhausted imminently and the Secretary of Agriculture notifies the House and Senate Committees on Appropriations in writing of the need for these additional funds: Provided further, That such funds are also available for repayment to other appropriation accounts from which funds were transferred for wildfire suppression.

GENERAL PROVISION—THIS CHAPTER

SEC. 3301. (a) For fiscal year 2007, payments shall be made from any revenues, fees, penalties, or miscellaneous receipts described in sections 102(b)(3) and 103(b)(2) of the Secure Rural Schools and Community Self-Determination Act of 2000 (Public Law 106-393; 16 U.S.C. 500 note), not to exceed \$100,000,000, and the payments shall be made, to the maximum extent practicable, in the same amounts, for the same purposes, and in the same manner as were made to States and counties in 2006 under that Act.

(b) There is appropriated \$425,000,000, to remain available until December 31, 2007, to be used to cover any shortfall for payments made under this section from funds not otherwise appropriated.

(c) Titles II and III of Public Law 106-393 are amended, effective September 30, 2006, by striking “2006” and “2007” each place they appear and inserting “2007” and “2008”, respectively.

CHAPTER 4

DEPARTMENT OF HEALTH AND HUMAN  
SERVICES

CENTERS FOR DISEASE CONTROL AND  
PREVENTION

DISEASE CONTROL, RESEARCH AND TRAINING

For an additional amount for “Department of Health and Human Services, Centers for Disease Control and Prevention, Disease Control, Research and Training”, to carry out section 501 of the Federal Mine Safety and Health Act of 1977 and section 6 of the Mine Improvement and New Emergency Response Act of 2006, \$13,000,000 for research to develop mine safety technology, including necessary repairs and improvements to leased laboratories: Provided, That progress reports on technology development shall be submitted to the House and Senate Committees on Appropriations and the Committee on Health, Education, Labor and Pensions of the Senate and the Committee on Education and Labor of the House of Representatives on a quarterly basis: Provided further, That the amount provided under this heading shall remain available until September 30, 2008.

For an additional amount for “Department of Health and Human Services, Centers for Disease Control and Prevention, Disease Control, Research and Training”, to carry out activities under section 5011(b) of the Emergency Supplemental Appropriations Act to Address Hurricanes in the Gulf of Mexico and Pandemic Influenza, 2006 (Public Law 109-148), \$50,000,000, to remain available until expended.

ADMINISTRATION FOR CHILDREN AND FAMILIES  
LOW-INCOME HOME ENERGY ASSISTANCE

For an additional amount for “Low-Income Home Energy Assistance” under section 2604(a) through (d) of the Low-Income Home Energy Assistance Act of 1981 (42 U.S.C. 8623(a) through (d)), \$200,000,000.

For an additional amount for “Low-Income Home Energy Assistance” under section 2604(e) of the Low-Income Home Energy Assistance Act of 1981 (42 U.S.C. 8623(e)), \$200,000,000.

OFFICE OF THE SECRETARY  
PUBLIC HEALTH AND SOCIAL SERVICES EMERGENCY FUND

(INCLUDING TRANSFER OF FUNDS)

For an additional amount for “Public Health and Social Services Emergency Fund” to prepare for and respond to an influenza pandemic, \$625,000,000, to remain available until expended: Provided, That this amount shall be for activities including the development and purchase of vaccine, antivirals, necessary medical supplies, diagnostics, and other surveillance tools: Provided further, That products purchased with these funds may, at the discretion of the Secretary of Health and Human Services, be deposited in the Strategic National Stockpile: Provided further, That notwithstanding section 496(b) of the Public Health Service Act, funds may be used for the construction or renovation of privately owned facilities for the production of pandemic vaccine and other biologicals, where the Secretary finds such a contract necessary to secure sufficient supplies of such vaccines or biologicals: Provided further, That funds appropriated herein may be transferred to other appropriation accounts of the Department of Health and Human Services, as determined by the Secretary to be appropriate, to be used for the purposes specified in this sentence.

COVERED COUNTERMEASURE PROCESS FUND

For carrying out section 319F-4 of the Public Health Service Act (42 U.S.C. 247d-6e) to compensate individuals for injuries caused by H5N1 vaccine, in accordance with the declaration regarding avian influenza viruses issued by the Secretary of Health and Human Services on January 26, 2007, pursuant to section 319F-3(b) of such Act (42 U.S.C. 247d-6d(b)), \$25,000,000, to remain available until expended.

GENERAL PROVISIONS—THIS CHAPTER

(INCLUDING RESCISSIONS)

SEC. 3401. (a). From unexpended balances available for the Training and Employment Services account under the Department of Labor, the following amounts are hereby rescinded:

(1) \$3,589,000 transferred pursuant to the 2001 Emergency Supplemental Appropriations Act for Recovery from and Response to Terrorist Attacks on the United States (Public Law 107-38);

(2) \$834,000 transferred pursuant to the Emergency Supplemental Appropriations Act of 1994 (Public Law 103-211); and

(3) \$71,000 for the Consortium for Worker Education pursuant to the Emergency Supplemental Act, 2002 (Public Law 107-117).

(b) From unexpended balances available for the State Unemployment Insurance and Employment Service Operations account under the Department of Labor pursuant to the Emergency Supplemental Act, 2002 (Public Law 107-117), \$4,100,000 are hereby rescinded.

SEC. 3402. (a) For an additional amount under “Department of Education, Safe Schools and Citizenship Education”, \$8,594,000 shall be available for Safe and Drug-Free Schools National Programs for competitive grants to local educational agencies to address youth violence and related issues.

(b) The competition under subsection (a) shall be limited to local educational agencies that operate schools currently identified as persistently dangerous under section 9532 of the Elementary and Secondary Education Act of 1965.

CHAPTER 5  
LEGISLATIVE BRANCH  
ARCHITECT OF THE CAPITOL  
CAPITOL POWER PLANT

For an additional amount for “Capitol Power Plant”, \$50,000,000, for utility tunnel repairs and asbestos abatement, to remain available until September 30, 2011: Provided, That the Architect of the Capitol may not obligate any of the funds appropriated under this heading without approval of an obligation plan by the Committees on Appropriations of the Senate and House of Representatives.

CHAPTER 6

DEPARTMENT OF VETERANS AFFAIRS  
VETERANS HEALTH ADMINISTRATION  
MEDICAL SERVICES

For an additional amount for “Medical Services”, \$466,778,000, to remain available until expended, of which \$30,000,000 shall be for the establishment of at least one new Level I comprehensive polytrauma center; \$9,440,000 shall be for the establishment of polytrauma residential transitional rehabilitation programs; \$10,000,000 shall be for additional transition caseworkers; \$20,000,000 shall be for substance abuse treatment programs; \$20,000,000 shall be for readjustment counseling; \$10,000,000 shall be for blind rehabilitation services; \$100,000,000 shall be for enhancements to mental health services; \$8,000,000 shall be for polytrauma support clinic teams; \$5,356,000 shall be for additional polytrauma points of contact; \$228,982,000 shall be for treatment of Operation Enduring Freedom and Operation Iraqi Freedom veterans; and \$25,000,000 shall be for prosthetics.

MEDICAL ADMINISTRATION

For an additional amount for “Medical Administration”, \$250,000,000, to remain available until expended.

MEDICAL FACILITIES

For an additional amount for “Medical Facilities”, \$595,000,000, to remain available until expended, of which \$45,000,000 shall be used for facility and equipment upgrades at the Department of Veterans Affairs polytrauma network sites; and \$550,000,000 shall be for non-recurring maintenance as identified in the Department of Veterans Affairs Facility Condition Assessment report: Provided, That the amount provided under this heading for non-recurring maintenance shall be allocated in a manner not subject to the Veterans Equitable Resource Allocation: Provided further, That within 30 days of enactment of this Act the Secretary shall submit to the Committees on Appropriations of both Houses of Congress an expenditure plan, by project, for non-recurring maintenance prior to obligation: Provided further, That semi-annually, on October 1 and April 1, the Secretary shall submit to the Committees on Appropriations of both Houses of Congress a report on the status of funding for non-recurring maintenance, including obligations and unobligated balances for each project identified in the expenditure plan.

MEDICAL AND PROSTHETIC RESEARCH

For an additional amount for “Medical and Prosthetic Research”, \$32,500,000, to remain available until expended, which shall be used for research related to the unique medical needs of returning Operation Enduring Freedom and Operation Iraqi Freedom veterans.

DEPARTMENTAL ADMINISTRATION

GENERAL OPERATING EXPENSES

(INCLUDING TRANSFER OF FUNDS)

For an additional amount for “General Operating Expenses”, \$83,200,000, to remain available until expended, of which \$1,250,000 shall be for digitization of military records; \$60,750,000 shall be for expenses related to hiring and training new claims processing personnel; up to \$1,200,000 for an independent study of the organizational structure, management and coordination processes, including seamless transition,

utilized by the Department of Veterans Affairs to provide health care and benefits to active duty personnel and veterans, including those returning Operation Enduring Freedom and Operation Iraqi Freedom veterans; and \$20,000,000 shall be for disability examinations: Provided, That not to exceed \$1,250,000 of the amount appropriated under this heading may be transferred to the Department of Defense for the digitization of military records used to verify stressors for benefits claims.

INFORMATION TECHNOLOGY SYSTEMS

For an additional amount for “Information Technology Systems”, \$35,100,000, to remain available until expended, of which \$20,000,000 shall be for information technology support and improvements for processing of Operation Enduring Freedom and Operation Iraqi Freedom veterans benefits claims, including making electronic Department of Defense medical records available for claims processing and enabling electronic benefits applications by veterans; and \$15,100,000 shall be for electronic data breach remediation and prevention.

CONSTRUCTION, MINOR PROJECTS

For an additional amount for “Construction, Minor Projects”, \$326,000,000, to remain available until expended, of which up to \$36,000,000 shall be for construction costs associated with the establishment of polytrauma residential transitional rehabilitation programs.

GENERAL PROVISIONS—THIS CHAPTER

SEC. 3601. The Director of the Congressional Budget Office shall, not later than November 15, 2007, submit to the Committees on Appropriations of the House of Representatives and the Senate a report projecting appropriations necessary for the Departments of Defense and Veterans Affairs to continue providing necessary health care to veterans of the conflicts in Iraq and Afghanistan. The projections should span several scenarios for the duration and number of forces deployed in Iraq and Afghanistan, and more generally, for the long-term health care needs of deployed troops engaged in the global war on terrorism over the next ten years.

SEC. 3602. Notwithstanding any other provision of law, appropriations made by Public Law 110-5, which the Secretary of Veterans Affairs contributes to the Department of Defense/Department of Veterans Affairs Health Care Sharing Incentive Fund under the authority of section 8111(d) of title 38, United States Code, shall remain available until expended for any purpose authorized by section 8111 of title 38, United States Code.

SEC. 3603. (a)(1) Notwithstanding any other provision of law, the Secretary of Veterans Affairs (referred to in this section as the “Secretary”) may convey to the State of Texas, without consideration, all right, title, and interest of the United States in and to the parcel of real property comprising the location of the Marlin, Texas, Department of Veterans Affairs Medical Center.

(2) The property conveyed under paragraph (1) shall be used by the State of Texas for the purposes of a prison.

(b) In carrying out the conveyance under subsection (a), the Secretary—

(1) shall not be required to comply with, and shall not be held liable under, any Federal law (including a regulation) relating to the environment or historic preservation; but

(2) may, at the discretion of the Secretary, conduct environmental cleanup on the parcel to be conveyed, at a cost not to exceed \$500,000, using amounts made available for environmental cleanup of sites under the jurisdiction of the Secretary.

TITLE IV

OTHER MATTERS

CHAPTER 1

DEPARTMENT OF AGRICULTURE

FARM SERVICE AGENCY

SALARIES AND EXPENSES

For an additional amount for “Salaries and Expenses” of the Farm Service Agency,

\$37,500,000, to remain available until September 30, 2008: Provided, That this amount shall only be available for network and database/application stabilization.

#### GENERAL PROVISIONS—THIS CHAPTER

SEC. 4101. Of the funds made available through appropriations to the Food and Drug Administration for fiscal year 2007, not less than \$4,000,000 shall be for the Office of Women's Health of such Administration.

SEC. 4102. None of the funds made available to the Department of Agriculture for fiscal year 2007 may be used to implement the risk-based inspection program in the 30 prototype locations announced on February 22, 2007, by the Under Secretary for Food Safety, or at any other locations, until the USDA Office of Inspector General has provided its findings to the Food Safety and Inspection Service and the Committees on Appropriations of the House of Representatives and the Senate on the data used in support of the development and design of the risk-based inspection program and FSIS has addressed and resolved issues identified by OIG.

#### CHAPTER 2

#### GENERAL PROVISIONS—THIS CHAPTER

SEC. 4201. Hereafter, federal employees at the National Energy Technology Laboratory shall be classified as inherently governmental for the purpose of the Federal Activities Inventory Reform Act of 1998 (31 U.S.C. 501 note).

SEC. 4202. PROHIBITION ON CERTAIN USES OF FUNDS BY BPA. None of the funds made available under this or any other Act shall be used during fiscal year 2007 to make, or plan or prepare to make, any payment on bonds issued by the Administrator of the Bonneville Power Administration (referred in this section as the "Administrator") or for an appropriated Federal Columbia River Power System investment, if the payment is both—

(1) greater, during any fiscal year, than the payments calculated in the rate hearing of the Administrator to be made during that fiscal year using the repayment method used to establish the rates of the Administrator as in effect on October 1, 2006; and

(2) based or conditioned on the actual or expected net secondary power sales receipts of the Administrator.

#### CHAPTER 3

#### GENERAL PROVISIONS—THIS CHAPTER

SEC. 4301. (a) Section 102(a)(3)(B) of the Help America Vote Act of 2002 (42 U.S.C. 15302(a)(3)(B)) is amended by striking "January 1, 2006" and inserting "March 1, 2008".

(b) The amendment made by subsection (a) shall take effect as if included in the enactment of the Help America Vote Act of 2002.

SEC. 4302. The structure of any of the offices or components within the Office of National Drug Control Policy shall remain as they were on October 1, 2006. None of the funds appropriated or otherwise made available in the Continuing Appropriations Resolution, 2007 (Public Law 110-5) may be used to implement a reorganization of offices within the Office of National Drug Control Policy without the explicit approval of the Committees on Appropriations of the House of Representatives and the Senate.

SEC. 4303. From the amount provided by section 21067 of the Continuing Appropriations Resolution, 2007 (Public Law 110-5), the National Archives and Records Administration may obligate monies necessary to carry out the activities of the Public Interest Declassification Board.

SEC. 4304. Notwithstanding the notice requirement of the Transportation, Treasury, Housing and Urban Development, the Judiciary, the District of Columbia, and Independent Agencies Appropriations Act, 2006, 119 Stat. 2509 (Public Law 109-115), as continued in section 104 of the Continuing Appropriations Resolution, 2007 (Public Law 110-5), the District of Columbia Courts may reallocate not more than \$1,000,000 of the funds provided for fiscal year 2007 under

the Federal Payment to the District of Columbia Courts for facilities among the items and entities funded under that heading for operations.

SEC. 4305. (a) Not later than 90 days after the date of enactment of this Act, the Secretary of the Treasury, in coordination with the Securities and Exchange Commission and in consultation with the Departments of State and Energy, shall prepare and submit to the Senate Committee on Appropriations, the House Committee on Appropriations, the Senate Committee on Banking, Housing, and Urban Affairs, the House Committee on Financial Services, the Senate Foreign Relations Committee, and the House Foreign Affairs Committee a written report, which may include a classified annex, containing the names of companies which either directly or through a parent or subsidiary company, including partly-owned subsidiaries, are known to conduct significant business operations in Sudan relating to natural resource extraction, including oil-related activities and mining of minerals. The reporting provision shall not apply to companies operating under licenses from the Office of Foreign Assets Control or otherwise expressly exempted under United States law from having to obtain such licenses in order to operate in Sudan.

(b) Not later than 45 days following the submission to Congress of the list of companies conducting business operations in Sudan relating to natural resource extraction as required above, the General Services Administration shall determine whether the United States Government has an active contract for the procurement of goods or services with any of the identified companies, and provide notification to the appropriate committees of Congress which may include a classified annex, regarding the companies, nature of the contract, and dollar amounts involved.

#### (INCLUDING RESCISSION)

SEC. 4306. (a) Of the funds provided for the General Services Administration, "Office of Inspector General" in section 21061 of the Continuing Appropriations Resolution, 2007 (division B of Public Law 109-289, as amended by Public Law 110-5), \$4,500,000 are rescinded.

(b) For an additional amount for the General Services Administration, "Office of Inspector General", \$4,500,000, to remain available until September 30, 2008.

SEC. 4307. Section 21073 of the Continuing Appropriations Resolution, 2007 (Public Law 110-5) is amended by adding a new subsection (j) as follows:

"(j) Notwithstanding section 101, any appropriation or funds made available to the District of Columbia pursuant to this division for 'Federal Payment for Foster Care Improvement in the District of Columbia' shall be available in accordance with an expenditure plan submitted by the Mayor of the District of Columbia not later than 60 days after the enactment of this section which details the activities to be carried out with such Federal Payment."

#### CHAPTER 4

#### DEPARTMENT OF HOMELAND SECURITY GENERAL PROVISIONS—THIS CHAPTER

SEC. 4401. Not to exceed \$30,000,000 from unobligated balances remaining from prior appropriations for United States Coast Guard, "Retired Pay", shall remain available until expended in the account and for the purposes for which the appropriations were provided, including the payment of obligations otherwise chargeable to lapsed or current appropriations for this purpose.

SEC. 4402. (a) IN GENERAL.—Any contract, subcontract, task or delivery order described in subsection (b) shall contain the following:

(1) A requirement for a technical review of all designs, design changes, and engineering change proposals, and a requirement to specifically address all engineering concerns identified in the review before the obligation of further funds may occur.

(2) A requirement that the Coast Guard maintain technical warrant holder authority, or the equivalent, for major assets.

(3) A requirement that no procurement subject to subsection (b) for lead asset production or the implementation of a major design change shall be entered into unless an independent third party with no financial interest in the development, construction, or modification of any component of the asset, selected by the Commandant, determines that such action is advisable.

(4) A requirement for independent life-cycle cost estimates of lead assets and major design and engineering changes.

(5) A requirement for the measurement of contractor and subcontractor performance based on the status of all work performed. For contracts under the Integrated Deepwater Systems program, such requirement shall include a provision that links award fees to successful acquisition outcomes (which shall be defined in terms of cost, schedule, and performance).

(6) A requirement that the Commandant of the Coast Guard assign an appropriate officer or employee of the Coast Guard to act as chair of each integrated product team and higher-level team assigned to the oversight of each integrated product team.

(7) A requirement that the Commandant of the Coast Guard may not award or issue any contract, task or delivery order, letter contract modification thereof, or other similar contract, for the acquisition or modification of an asset under a procurement subject to subsection (b) unless the Coast Guard and the contractor concerned have formally agreed to all terms and conditions or the head of contracting activity for the Coast Guard determines that a compelling need exists for the award or issue of such instrument.

(b) CONTRACTS, SUBCONTRACTS, TASK AND DELIVERY ORDERS COVERED.—Subsection (a) applies to—

(1) any major procurement contract, first-tier subcontract, delivery or task order entered into by the Coast Guard;

(2) any first-tier subcontract entered into under such a contract;

(3) any task or delivery order issued pursuant to such a contract or subcontract.

(c) EXPENDITURE OF DEEPWATER FUNDS.—Of the funds available for the Integrated Deepwater Systems program, \$650,000,000 may not be obligated until the Committees on Appropriations of the Senate and the House of Representatives receive an expenditure plan directly from the Coast Guard that—

(1) defines activities, milestones, yearly costs, and life-cycle costs for each procurement of a major asset, including an independent cost estimate for each;

(2) identifies life-cycle staffing and training needs of Coast Guard project managers and of procurement and contract staff;

(3) identifies competition to be conducted in each procurement;

(4) describes procurement plans that do not rely on a single industry entity or contract;

(5) contains very limited indefinite delivery/indefinite quantity contracts and explains the need for any indefinite delivery/indefinite quantity contracts;

(6) complies with all applicable acquisition rules, requirements, and guidelines, and incorporates the best systems acquisition management practices of the Federal Government;

(7) complies with the capital planning and investment control requirements established by the Office of Management and Budget, including circular A-11, part 7;

(8) includes a certification by the head of contracting activity for the Coast Guard and the Chief Procurement Officer of the Department of Homeland Security that the Coast Guard has established sufficient controls and procedures and has sufficient staffing to comply with all contracting requirements, and that any conflicts of interest have been sufficiently addressed;

(9) includes a description of the process used to act upon deviations from the contractually specified performance requirements and clearly explains the actions taken on such deviations;

(10) includes a certification that the Assistant Commandant of the Coast Guard for Engineering and Logistics is designated as the technical authority for all engineering, design, and logistics decisions pertaining to the Integrated Deepwater Systems program; and

(11) identifies progress in complying with the requirements of subsection (a).

(d) REPORTS.—(1) Not later than 30 days after the date of enactment of this Act, the Commandant of the Coast Guard shall submit to the Committees on Appropriations of the Senate and the House of Representatives; the Committee on Commerce, Science and Transportation of the Senate; and the Committee on Transportation and Infrastructure of the House of Representatives: (i) a report on the resources (including training, staff, and expertise) required by the Coast Guard to provide appropriate management and oversight of the Integrated Deepwater Systems program; and (ii) a report on how the Coast Guard will utilize full and open competition for any contract that provides for the acquisition or modification of assets under, or in support of, the Integrated Deepwater Systems program, entered into after the date of enactment of this Act; and (2) within 30 days following the submission of the expenditure plan required under subsection (c), the Government Accountability Office shall review the plan and brief the Committees on Appropriations of the Senate and the House of Representatives on its findings.

SEC. 4403. None of the funds provided in this Act or any other Act may be used to alter or reduce operations within the Civil Engineering Program of the Coast Guard nationwide, including the civil engineering units, facilities, design and construction centers, maintenance and logistics command centers, the Coast Guard Academy and the Coast Guard Research and Development Center, except as specifically authorized by a statute enacted after the date of enactment of this Act.

(INCLUDING RESCISSIONS OF FUNDS)

SEC. 4404. (a) RESCISSIONS.—The following unobligated balances made available pursuant to section 505 of Public Law 109-90 are rescinded: \$1,200,962 from the “Office of the Secretary and Executive Management”; \$512,855 from the “Office of the Under Secretary for Management”; \$461,874 from the “Office of the Chief Information Officer”; \$45,080 from the “Office of the Chief Financial Officer”; \$968,211 from Preparedness “Management and Administration”; \$1,215,486 from Science and Technology “Management and Administration”; \$450,000 from United States Secret Service “Salaries and Expenses”; \$450,000 from Federal Emergency Management Agency “Administrative and Regional Operations”; and \$25,595,532 from United States Coast Guard “Operating Expenses”.

(b) ADDITIONAL APPROPRIATIONS.—

(1) For an additional amount for United States Coast Guard “Acquisition, Construction, and Improvements”, \$30,000,000, to remain available until September 30, 2009, to mitigate the Service’s patrol boat operational gap; and

(2) For an additional amount for the “Office of the Under Secretary for Management”, \$900,000, for an independent study to compare the Department of Homeland Security senior career and political staffing levels and senior career training programs with those of similarly structured cabinet-level agencies.

SEC. 4405. (a) IN GENERAL.—With respect to contracts entered into after June 1, 2007, and except as provided in subsection (b), no entity performing lead system integrator functions in the acquisition of a major system by the Department of Homeland Security may have any direct financial interest in the development or construction of any individual system or element of any system of systems.

(b) EXCEPTION.—An entity described in subsection (a) may have a direct financial interest in the development or construction of an individual system or element of a system of systems if—

(1) the Secretary of Homeland Security certifies to the Committees on Appropriations of the Senate and the House of Representatives, the Committee on Homeland Security of the House of Representatives, the Committee on Transportation and Infrastructure of the House of Representatives, the Committee on Homeland Security and Governmental Affairs of the Senate, and the Committee on Commerce, Science and Transportation of the Senate that—

(A) the entity was selected by the Department of Homeland Security as a contractor to develop or construct the system or element concerned through the use of competitive procedures; and

(B) the Department took appropriate steps to prevent any organizational conflict of interest in the selection process; or

(2) the entity was selected by a subcontractor to serve as a lower-tier subcontractor, through a process over which the entity exercised no control.

(c) CONSTRUCTION.—Nothing in this section shall be construed to preclude an entity described in subsection (a) from performing work necessary to integrate two or more individual systems or elements of a system of systems with each other.

(d) REGULATIONS UPDATE.—Not later than June 1, 2007, the Secretary of Homeland Security shall update the acquisition regulations of the Department of Homeland Security in order to specify fully in such regulations the matters with respect to lead system integrators set forth in this section. Included in such regulations shall be (1) a precise and comprehensive definition of the term “lead system integrator”, modeled after that used by the Department of Defense, and (2) a specification of various types of contracts and fee structures that are appropriate for use by lead system integrators in the production, fielding, and sustainment of complex systems.

CHAPTER 5

GENERAL PROVISIONS—THIS CHAPTER

SEC. 4501. Section 20515 of the Continuing Appropriations Resolution, 2007 (division B of Public Law 109-289, as amended by Public Law 110-5) is amended by inserting before the period: “; and of which, not to exceed \$143,628,000 shall be available for contract support costs under the terms and conditions contained in Public Law 109-54”.

SEC. 4502. Section 20512 of the Continuing Appropriations Resolution, 2007 (division B of Public Law 109-289, as amended by Public Law 110-5) is amended by inserting after the first dollar amount: “, of which not to exceed \$7,300,000 shall be transferred to the ‘Indian Health Facilities’ account; the amount in the second proviso shall be \$18,000,000; the amount in the third proviso shall be \$525,099,000; the amount in the ninth proviso shall be \$269,730,000; and the \$15,000,000 allocation of funding under the eleventh proviso shall not be required”.

SEC. 4503. Section 20501 of the Continuing Appropriations Resolution, 2007 (division B of Public Law 109-289, as amended by Public Law 110-5) is amended by inserting after “\$55,663,000” the following: “of which \$13,000,000 shall be for Save America’s Treasures”.

SEC. 4504. Funds made available to the United States Fish and Wildlife Service for fiscal year 2007 under the heading “Land Acquisition” may be used for land conservation partnerships authorized by the Highlands Conservation Act of 2004.

CHAPTER 6

DEPARTMENT OF HEALTH AND HUMAN SERVICES

NATIONAL INSTITUTES OF HEALTH  
NATIONAL INSTITUTE OF ALLERGY AND  
INFECTIOUS DISEASES  
(TRANSFER OF FUNDS)

Of the amount provided by the Continuing Appropriations Resolution, 2007 (division B of Public Law 109-289, as amended by Public Law

110-5) for “National Institute of Allergy and Infectious Diseases”, \$49,500,000 shall be transferred to “Public Health and Social Services Emergency Fund” to carry out activities relating to advanced research and development as provided by section 319L of the Public Health Service Act.

OFFICE OF THE DIRECTOR

(TRANSFER OF FUNDS)

Of the amount provided by the Continuing Appropriations Resolution, 2007 (division B of Public Law 109-289, as amended by Public Law 110-5) for “Office of the Director”, \$49,500,000 shall be transferred to “Public Health and Social Services Emergency Fund” to carry out activities relating to advanced research and development as provided by section 319L of the Public Health Service Act.

NATIONAL COUNCIL ON DISABILITY

SALARIES AND EXPENSES

For an additional amount for “Salaries and Expenses”, \$300,000, to remain available until expended, for necessary expenses related to the requirements of the Post-Katrina Emergency Management Reform Act of 2006, as enacted by the Department of Homeland Security Appropriations Act, 2007 (Public Law 109-295).

GENERAL PROVISIONS—THIS CHAPTER

(INCLUDING TRANSFERS OF FUNDS AND  
RESCISSION)

SEC. 4601. Section 20602 of the Continuing Appropriations Resolution, 2007 (division B of Public Law 109-289, as amended by Public Law 110-5) is amended by inserting the following after “\$5,000,000”: “(together with an additional \$7,000,000 which shall be transferred by the Pension Benefit Guaranty Corporation as an authorized administrative cost), to remain available through September 30, 2008,”.

SEC. 4602. Section 20607 of the Continuing Appropriations Resolution, 2007 (division B of Public Law 109-289, as amended by Public Law 110-5) is amended by inserting “of which \$9,666,000 shall be for the Women’s Bureau,” after “for child labor activities,”.

SEC. 4603. Of the amount provided for “Department of Health and Human Services, Health Resources and Services Administration, Health Resources and Services” in the Continuing Appropriations Resolution, 2007 (division B of Public Law 109-289, as amended by Public Law 110-5), \$23,000,000 shall be for Poison Control Centers.

SEC. 4604. From the amounts made available by the Continuing Appropriations Resolution, 2007 (division B of Public Law 109-289, as amended by Public Law 110-5) for the Office of the Secretary, General Departmental Management under the Department of Health and Human Services, \$1,000,000 are rescinded.

SEC. 4605. Section 20625(b)(1) of the Continuing Appropriations Resolution, 2007 (division B of Public Law 109-289, as amended by Public Law 110-5) is amended by—

(1) striking “\$7,172,994,000” and inserting “\$7,176,431,000”;

(2) amending subparagraph (A) to read as follows: “(A) \$5,454,824,000 shall be for basic grants under section 1124 of the Elementary and Secondary Education Act of 1965 (ESEA), of which up to \$3,437,000 shall be available to the Secretary of Education on October 1, 2006, to obtain annually updated educational-agency-level census poverty data from the Bureau of the Census;”; and

(3) amending subparagraph (C) to read as follows: “(C) not to exceed \$2,352,000 may be available for section 1608 of the ESEA and for a clearinghouse on comprehensive school reform under part D of title V of the ESEA;”.

SEC. 4606. The provision in the first proviso under the heading “Rehabilitation Services and Disability Research” in the Department of Education Appropriations Act, 2006, relating to alternative financing programs under section 4(b)(2)(D) of the Assistive Technology Act of 1998 shall not apply to funds appropriated by the Continuing Appropriations Resolution, 2007.

SEC. 4607. Notwithstanding sections 20639 and 20640 of the Continuing Appropriations Resolution, 2007, as amended by section 2 of the Revised Continuing Appropriations Resolution, 2007 (Public Law 110-5), the Chief Executive Officer of the Corporation for National and Community Service may transfer an amount of not more than \$1,360,000 from the account under the heading "National and Community Service Programs, Operating Expenses" under the heading "Corporation for National and Community Service", to the account under the heading "Salaries and Expenses" under the heading "Corporation for National and Community Service".

SEC. 4608. (a) Section 1310.12(a) of title 45, Code of Federal Regulations, shall take effect 30 days after the date of enactment of this Act.

(b)(1) Notwithstanding subsection (a), any vehicle used to transport children for a Head Start program as of January 1, 2007, shall not be subject to a requirement under such section (including a requirement based on the definitions set forth or referenced in section 1310.3 or any other provision set forth or referenced in part 1310 of such title, or any corresponding similar regulation or ruling) regarding rear emergency exit doors, for 1 year after that date of enactment.

(2) Not later than 60 days after the National Highway Traffic Safety Administration of the Department of Transportation submits its study on occupant protection on Head Start transit vehicles (related to Government Accountability Office report GAO-06-767R), the Secretary of Health and Human Services shall review and shall revise as necessary the allowable alternate vehicle standards described in that part 1310 (or any corresponding similar regulation or ruling) relating to allowable alternate vehicles used to transport children for a Head Start program. In making any such revision, the Secretary shall revise the standards to be consistent with the findings contained in such study, including making a determination on the exemption of such a vehicle from Federal seat spacing requirements, and Federal supporting seating requirements related to compartmentalization, if such vehicle meets all other applicable Federal motor vehicle safety standards, including standards for seating systems, occupant crash protection, seat belt assemblies, and child restraint anchorage systems consistent with that part 1310 (or any corresponding similar regulation or ruling).

(3) Notwithstanding subsection (a), until such date as the Secretary of Health and Human Services completes the review and any necessary revision specified in paragraph (2), the provisions of section 1310.12(a) relating to Federal seat spacing requirements, and Federal supporting seating requirements related to compartmentalization, for allowable alternate vehicles used to transport children for a Head Start program, shall not apply to such a vehicle if such vehicle meets all other applicable Federal motor vehicle safety standards, as described in paragraph (2).

CHAPTER 7

LEGISLATIVE BRANCH

HOUSE OF REPRESENTATIVES

PAYMENT TO WIDOWS AND HEIRS OF DECEASED MEMBERS OF CONGRESS

For payment to Gloria W. Norwood, widow of Charles W. Norwood, Jr., late a Representative from the State of Georgia, \$165,200.

CHAPTER 8

GENERAL PROVISIONS—THIS CHAPTER

TECHNICAL AMENDMENT

SEC. 4801. (a) Notwithstanding any other provision of law, subsection (c) under the heading "Assistance for the Independent States of the Former Soviet Union" in Public Law 109-102, shall not apply to funds appropriated by the Continuing Appropriations Resolution, 2007 (Public Law 109-289, division B) as amended by Public Laws 109-369, 109-383, and 110-5.

(b) Section 534(k) of the Foreign Operations, Export Financing, and Related Programs Appropriations Act, 2006 (Public Law 109-102) is amended, in the second proviso, by inserting after "subsection (b) of that section" the following: "and the requirement that a majority of the members of the board of directors be United States citizens provided in subsection (d)(3)(B) of that section".

(c) Subject to section 101(c)(2) of the Continuing Appropriations Resolution, 2007 (division B of Public Law 109-289, as amended by Public Law 110-5), the amount of funds appropriated for "Foreign Military Financing Program" pursuant to such Resolution shall be construed to be the total of the amount appropriated for such program by section 591 of the Foreign Operations, Export Financing, and Related Programs Appropriations Act, 2006 (Public Law 109-102) which is made applicable to the fiscal year 2007 by the provisions of such Resolution.

SEC. 4802. Notwithstanding any provision of title I of division B of the Continuing Appropriations Resolution, 2007 (division B of Public Law 109-289, as amended by Public Laws 109-369, 109-383, and 110-5), the dollar amount limitation of the first proviso under the heading, "Administration of Foreign Affairs, Diplomatic and Consular Programs", in title IV of the Science, State, Justice, Commerce, and Related Agencies Appropriations Act, 2006 (Public Law 109-108; 119 Stat. 2319) shall not apply to funds appropriated under such heading for fiscal year 2007.

CHAPTER 9

DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT

OFFICE OF FEDERAL HOUSING ENTERPRISE OVERSIGHT

SALARIES AND EXPENSES

(INCLUDING TRANSFER OF FUNDS)

For an additional amount to carry out the Federal Housing Enterprises Financial Safety and Soundness Act of 1992, \$6,150,000, to remain available until expended, to be derived from the Federal Housing Enterprises Oversight Fund and to be subject to the same terms and conditions pertaining to funds provided under this heading in Public Law 109-115: Provided, That not to exceed the total amount provided for these activities for fiscal year 2007 shall be available from the general fund of the Treasury to the extent necessary to incur obligations and make expenditures pending the receipt of collections to the Fund: Provided further, That the general fund amount shall be reduced as collections are received during the fiscal year so as to result in a final appropriation from the general fund estimated at not more than \$0.

GENERAL PROVISIONS—THIS CHAPTER

SEC. 4901. Hereafter, funds limited or appropriated for the Department of Transportation may be obligated or expended to grant authority to a Mexican motor carrier to operate beyond United States municipalities and commercial zones on the United States-Mexico border only to the extent that—

(1) granting such authority is first tested as part of a pilot program;

(2) such pilot program complies with the requirements of section 350 of Public Law 107-87 and the requirements of section 31315(c) of title 49, United States Code, related to pilot programs; and

(3) simultaneous and comparable authority to operate within Mexico is made available to motor carriers domiciled in the United States.

SEC. 4902. Funds provided for the "National Transportation Safety Board, Salaries and Expenses" in section 21031 of the Continuing Appropriations Resolution, 2007 (division B of Public Law 109-289, as amended by Public Law 110-5) include amounts necessary to make lease payments due in fiscal year 2007 only, on an obligation incurred in 2001 under a capital lease.

SEC. 4903. Section 21033 of the Continuing Appropriations Resolution, 2007 (division B of Public Law 109-289, as amended by Public Law 110-5) is amended by adding after the second proviso: "": Provided further, That paragraph (2) under such heading in Public Law 109-115 (119 Stat. 2441) shall be funded at \$149,300,000, but additional section 8 tenant protection rental assistance costs may be funded in 2007 by using unobligated balances, notwithstanding the purposes for which such amounts were appropriated, including recaptures and carryover, remaining from funds appropriated to the Department of Housing and Urban Development under this heading, the heading "Annual Contributions for Assisted Housing", the heading "Housing Certificate Fund", and the heading "Project-Based Rental Assistance" for fiscal year 2006 and prior fiscal years: Provided further, That paragraph (3) under such heading in Public Law 109-115 (119 Stat. 2441) shall be funded at \$47,500,000: Provided further, That paragraph (4) under such heading in Public Law 109-115 (119 Stat. 2441) shall be funded at \$5,900,000: Provided further, That paragraph (5) under such heading in Public Law 109-115 (119 Stat. 2441) shall be funded at \$1,281,100,000, of which \$1,251,100,000 shall be allocated for the calendar year 2007 funding cycle on a pro rata basis to public housing agencies based on the amount public housing agencies were eligible to receive in calendar year 2006, and of which up to \$30,000,000 shall be available to the Secretary to allocate to public housing agencies that need additional funds to administer their section 8 programs, with up to \$20,000,000 to be for fees associated with section 8 tenant protection rental assistance".

SEC. 4904. Section 232(b) of the Departments of Veterans Affairs and Housing and Urban Development, and Independent Agencies Appropriations Act, 2001 (Public Law 106-377) is amended to read as follows:

"(b) APPLICABILITY.—In the case of any dwelling unit that, upon the date of the enactment of this Act, is assisted under a housing assistance payment contract under section 8(o)(13) as in effect before such enactment, or under section 8(d)(2) of the United States Housing Act of 1937 (42 U.S.C. 1437f(d)(2)) as in effect before the enactment of the Quality Housing and Work Responsibility Act of 1998 (title V of Public Law 105-276), assistance may be renewed or extended under such section 8(o)(13), as amended by subsection (a), provided that the initial contract term and rent of such renewed or extended assistance shall be determined pursuant to subparagraphs (F) and (H), and subparagraphs (C) and (D) of such section shall not apply to such extensions or renewals."

CHAPTER 10

GENERAL PROVISIONS—THIS ACT

AVAILABILITY OF FUNDS

SEC. 4950. No part of any appropriation contained in this Act shall remain available for obligation beyond the current fiscal year unless expressly so provided herein.

DESIGNATION FOR TITLE I

SEC. 4951. Amounts in title I are designated as emergency requirements pursuant to section 402 of H. Con. Res. 95 (109th Congress), and as making appropriations for contingency operations directly related to the global war on terrorism and other unanticipated defense-related operations pursuant to section 402 of H. Con. Res. 376 (109th Congress) as made applicable to the House of Representatives by section 511(a)(4) of H. Res. 6 (110th Congress).

EMERGENCY DESIGNATION FOR OTHER TITLES

SEC. 4952. Amounts in titles II, III, V, and VI are designated as emergency requirements pursuant to section 402 of H. Con. Res. 95 (109th Congress), and pursuant to section 501 of H. Con. Res. 376 (109th Congress) as made applicable to the House of Representatives by section 511(a)(4) of H. Res. 6 (110th Congress).



## TITLE V

## AGRICULTURAL ASSISTANCE

## SEC. 5101. CROP DISASTER ASSISTANCE.

(a) ASSISTANCE AVAILABLE.—There are hereby appropriated to the Secretary of Agriculture such sums as are necessary, to remain available until expended, to make emergency financial assistance available to producers on a farm that incurred qualifying quantity or quality losses for the 2005 or 2006 crop, or that part of the 2007 crop year before February 28, 2007, due to damaging weather or any related condition (including losses due to crop diseases, insects, and delayed planting), as determined by the Secretary. However, to be eligible for assistance, the crop subject to the loss must have been planted before February 28, 2007 or, in the case of prevented planting or other total loss, would have been planted before February 28, 2007 in the absence of the damaging weather or any related condition.

(b) ELECTION OF CROP YEAR.—If a producer incurred qualifying crop losses in more than one of the 2005, 2006, or 2007 crop years, the producer shall elect to receive assistance under this section for losses incurred in only one of such crop years. The producer may not receive assistance under this section for more than one crop year.

(c) ADMINISTRATION.—

(1) IN GENERAL.—Except as provided in paragraph (2), the Secretary of Agriculture shall make assistance available under this section in the same manner as provided under section 815 of the Agriculture, Rural Development, Food and Drug Administration and Related Agencies Appropriations Act, 2001 (Public Law 106-387; 114 Stat. 1549A-55), including using the same loss thresholds for quantity and economic losses as were used in administering that section, except that the payment rate shall be 50 percent of the established price, instead of 65 percent.

(2) LOSS THRESHOLDS FOR QUALITY LOSSES.—In the case of a payment for quality loss for a crop under subsection (a), the loss thresholds for quality loss for the crop shall be determined under subsection (d).

(d) QUALITY LOSSES.—

(1) IN GENERAL.—Subject to paragraph (3), the amount of a payment made to producers on a farm for a quality loss for a crop under subsection (a) shall be equal to the amount obtained by multiplying—

(A) 65 percent of the payment quantity determined under paragraph (2); by

(B) 50 percent of the payment rate determined under paragraph (3).

(2) PAYMENT QUANTITY.—For the purpose of paragraph (1)(A), the payment quantity for quality losses for a crop of a commodity on a farm shall equal the lesser of—

(A) the actual production of the crop affected by a quality loss of the commodity on the farm; or

(B) the quantity of expected production of the crop affected by a quality loss of the commodity on the farm, using the formula used by the Secretary of Agriculture to determine quantity losses for the crop of the commodity under subsection (a).

(3) PAYMENT RATE.—For the purpose of paragraph (1)(B) and in accordance with paragraphs (5) and (6), the payment rate for quality losses for a crop of a commodity on a farm shall be equal to the difference between—

(A) the per unit market value that the units of the crop affected by the quality loss would have had if the crop had not suffered a quality loss; and

(B) the per unit market value of the units of the crop affected by the quality loss.

(4) ELIGIBILITY.—For producers on a farm to be eligible to obtain a payment for a quality loss for a crop under subsection (a), the amount obtained by multiplying the per unit loss determined under paragraph (1) by the number of units affected by the quality loss shall be at least 25 percent of the value that all affected

production of the crop would have had if the crop had not suffered a quality loss.

(5) MARKETING CONTRACTS.—In the case of any production of a commodity that is sold pursuant to one or more marketing contracts (regardless of whether the contract is entered into by the producers on the farm before or after harvest) and for which appropriate documentation exists, the quantity designated in the contracts shall be eligible for quality loss assistance based on the one or more prices specified in the contracts.

(6) OTHER PRODUCTION.—For any additional production of a commodity for which a marketing contract does not exist or for which production continues to be owned by the producer, quality losses shall be based on the average local market discounts for reduced quality, as determined by the appropriate State committee of the Farm Service Agency.

(7) QUALITY ADJUSTMENTS AND DISCOUNTS.—The appropriate State committee of the Farm Service Agency shall identify the appropriate quality adjustment and discount factors to be considered in carrying out this subsection, including—

(A) the average local discounts actually applied to a crop; and

(B) the discount schedules applied to loans made by the Farm Service Agency or crop insurance coverage under the Federal Crop Insurance Act (7 U.S.C. 1501 et seq.).

(8) ELIGIBLE PRODUCTION.—The Secretary of Agriculture shall carry out this subsection in a fair and equitable manner for all eligible production, including the production of fruits and vegetables, other specialty crops, and field crops.

(e) PAYMENT LIMITATIONS.—

(1) LIMIT ON AMOUNT OF ASSISTANCE.—Assistance provided under this section to a producer for losses to a crop, together with the amounts specified in paragraph (2) applicable to the same crop, may not exceed 95 percent of what the value of the crop would have been in the absence of the losses, as estimated by the Secretary of Agriculture.

(2) OTHER PAYMENTS.—In applying the limitation in paragraph (1), the Secretary shall include the following:

(A) Any crop insurance payment made under the Federal Crop Insurance Act (7 U.S.C. 1501 et seq.) or payment under section 196 of the Federal Agriculture Improvement and Reform Act of 1996 (7 U.S.C. 7333) that the producer receives for losses to the same crop.

(B) The value of the crop that was not lost (if any), as estimated by the Secretary.

(f) ELIGIBILITY REQUIREMENTS AND LIMITATIONS.—The producers on a farm shall not be eligible for assistance under this section with respect to losses to an insurable commodity or noninsurable commodity if the producers on the farm—

(1) in the case of an insurable commodity, did not obtain a policy or plan of insurance for the insurable commodity under the Federal Crop Insurance Act (7 U.S.C. 1501 et seq.) for the crop incurring the losses;

(2) in the case of a noninsurable commodity, did not file the required paperwork, and pay the administrative fee by the applicable State filing deadline, for the noninsurable commodity under section 196 of the Federal Agriculture Improvement and Reform Act of 1996 (7 U.S.C. 7333) for the crop incurring the losses; or

(3) were not in compliance with highly erodible land conservation and wetland conservation provisions.

(g) TIMING.—

(1) IN GENERAL.—Subject to paragraph (2), the Secretary of Agriculture shall make payments to producers on a farm for a crop under this section not later than 60 days after the date the producers on the farm submit to the Secretary a completed application for the payments.

(2) INTEREST.—If the Secretary does not make payments to the producers on a farm by the date described in paragraph (1), the Secretary shall

pay to the producers on a farm interest on the payments at a rate equal to the current (as of the sign-up deadline established by the Secretary) market yield on outstanding, marketable obligations of the United States with maturities of 30 years.

(h) DEFINITIONS.—In this section:

(1) INSURABLE COMMODITY.—The term “insurable commodity” means an agricultural commodity (excluding livestock) for which the producers on a farm are eligible to obtain a policy or plan of insurance under the Federal Crop Insurance Act (7 U.S.C. 1501 et seq.).

(2) NONINSURABLE COMMODITY.—The term “noninsurable commodity” means a crop for which the producers on a farm are eligible to obtain assistance under section 196 of the Federal Agriculture Improvement and Reform Act of 1996 (7 U.S.C. 7333).

## SEC. 5102. LIVESTOCK ASSISTANCE.

(a) LIVESTOCK COMPENSATION PROGRAM.—

(1) AVAILABILITY OF ASSISTANCE.—There are hereby appropriated to the Secretary of Agriculture such sums as are necessary, to remain available until expended, to carry out the livestock compensation program established under subpart B of part 1416 of title 7, Code of Federal Regulations, as announced by the Secretary on February 12, 2007 (72 Fed. Reg. 6443), to provide compensation for livestock losses between January 1, 2005 and February 28, 2007, due to a disaster, as determined by the Secretary (including losses due to blizzards that started in 2006 and continued into January 2007). However, the payment rate for compensation under this subsection shall be 70 percent of the payment rate otherwise applicable under such program. In addition, section 1416.102(b)(2)(ii) of title 7, Code of Federal Regulations (72 Fed. Reg. 6444) shall not apply.

(2) ELIGIBLE APPLICANTS.—In carrying out the program described in paragraph (1), the Secretary shall provide assistance to any applicant that—

(A) conducts a livestock operation that is located in a disaster county with eligible livestock specified in paragraph (1) of section 1416.102(a) of title 7, Code of Federal Regulations (72 Fed. Reg. 6444), an animal described in section 10806(a)(1) of the Farm Security and Rural Investment Act of 2002 (21 U.S.C. 321d(a)(1)), or other animals designated by the Secretary as livestock for purposes of this subsection; and

(B) meets the requirements of paragraphs (3) and (4) of section 1416.102(a) of title 7, Code of Federal Regulations, and all other eligibility requirements established by the Secretary for the program.

(3) ELECTION OF LOSSES.—

(A) If a producer incurred eligible livestock losses in more than one of the 2005, 2006, or 2007 calendar years, the producer shall elect to receive payments under this subsection for losses incurred in only one of such calendar years, and such losses must have been incurred in a county declared or designated as a disaster county in that same calendar year.

(B) Producers may elect to receive compensation for losses in the calendar year 2007 grazing season that are attributable to wildfires occurring during the applicable period, as determined by the Secretary.

(4) MITIGATION.—In determining the eligibility for or amount of payments for which a producer is eligible under the livestock compensation program, the Secretary shall not penalize a producer that takes actions (recognizing disaster conditions) that reduce the average number of livestock the producer owned for grazing during the production year for which assistance is being provided.

(5) DEFINITIONS.—In this subsection:

(A) DISASTER COUNTY.—The term “disaster county” means—

(i) a county included in the geographic area covered by a natural disaster declaration; and

(ii) each county contiguous to a county described in clause (i).



(B) **NATURAL DISASTER DECLARATION.**—The term “natural disaster declaration” means—

(i) a natural disaster declared by the Secretary between January 1, 2005 and February 28, 2007 under section 321(a) of the Consolidated Farm and Rural Development Act (7 U.S.C. 1961(a));

(ii) a major disaster or emergency designated by the President between January 1, 2005 and February 28, 2007 under the Robert T. Stafford Disaster Relief and Emergency Assistance Act (42 U.S.C. 5121 et seq.); or

(iii) a determination of a Farm Service Agency Administrator’s Physical Loss Notice if such notice applies to a county included under (ii).

(b) **LIVESTOCK INDEMNITY PAYMENTS.**—

(1) **AVAILABILITY OF ASSISTANCE.**—There are hereby appropriated to the Secretary of Agriculture such sums as are necessary, to remain available until expended, to make livestock indemnity payments to producers on farms that have incurred livestock losses between January 1, 2005 and February 28, 2007, due to a disaster, as determined by the Secretary (including losses due to blizzards that started in 2006 and continued into January 2007) in a disaster county. To be eligible for assistance, applicants must meet all eligibility requirements established by the Secretary for the program.

(2) **ELECTION OF LOSSES.**—If a producer incurred eligible livestock losses in more than one of the 2005, 2006, or 2007 calendar years, the producer shall elect to receive payments under this subsection for losses incurred in only one of such calendar years. The producer may not receive payments under this subsection for more than one calendar year.

(3) **PAYMENT RATES.**—Indemnity payments to a producer on a farm under paragraph (1) shall be made at a rate of not less than 30 percent of the market value of the applicable livestock on the day before the date of death of the livestock, as determined by the Secretary.

(4) **LIVESTOCK DEFINED.**—In this subsection, the term “livestock” means an animal that—

(A) is specified in clause (i) of section 1416.203(a)(2) of title 7, Code of Federal Regulations (72 Fed. Reg. 6445), or is designated by the Secretary as livestock for purposes of this subsection; and

(B) meets the requirements of clauses (iii) and (iv) of such section.

(5) **DEFINITIONS.**—In this subsection:

(A) **DISASTER COUNTY.**—The term “disaster county” means—

(i) a county included in the geographic area covered by a natural disaster declaration; and

(ii) each county contiguous to a county described in clause (i).

(B) **NATURAL DISASTER DECLARATION.**—The term “natural disaster declaration” means—

(i) a natural disaster declared by the Secretary between January 1, 2005 and February 28, 2007 under section 321(a) of the Consolidated Farm and Rural Development Act (7 U.S.C. 1961(a));

(ii) a major disaster or emergency designated by the President between January 1, 2005 and February 28, 2007 under the Robert T. Stafford Disaster Relief and Emergency Assistance Act (42 U.S.C. 5121 et seq.); or

(iii) a determination of a Farm Service Agency Administrator’s Physical Loss Notice if such notice applies to a county included under (ii).

**SEC. 5103. EMERGENCY CONSERVATION PROGRAM.**

There is hereby appropriated to the Secretary of Agriculture \$20,000,000, to remain available until expended, to provide assistance under the Emergency Conservation Program under title IV of the Agriculture Credit Act of 1978 (16 U.S.C. 2201 et seq.) for the cleanup and restoration of farm and agricultural production lands.

**SEC. 5104. PAYMENT LIMITATIONS.**

(a) **REDUCTION IN PAYMENTS TO REFLECT PAYMENTS FOR SAME OR SIMILAR LOSSES.**—The amount of any payment for which a producer is eligible under sections 5101 and 5102 shall be re-

duced by any amount received by the producer for the same loss or any similar loss under—

(1) the Department of Defense, Emergency Supplemental Appropriations to Address Hurricanes in the Gulf of Mexico, and Pandemic Influenza Act, 2006 (Public Law 109–148; 119 Stat. 2680);

(2) an agricultural disaster assistance provision contained in the announcement of the Secretary on January 26, 2006, or August 29, 2006; or

(3) the Emergency Supplemental Appropriations Act for Defense, the Global War on Terror, and Hurricane Recovery, 2006 (Public Law 109–234; 120 Stat. 418).

(b) **ADJUSTED GROSS INCOME LIMITATION.**—Section 1001D of the Food Security Act of 1985 (7 U.S.C. 1308–3a) shall apply with respect to assistance provided under sections 5101, 5102, and 5103.

**SEC. 5105. ADMINISTRATION.**

(a) **REGULATIONS.**—The Secretary of Agriculture may promulgate such regulations as are necessary to implement sections 5101 and 5102.

(b) **PROCEDURE.**—The promulgation of the implementing regulations and the administration of sections 5101 and 5102 shall be made without regard to—

(1) the notice and comment provisions of section 553 of title 5, United States Code;

(2) the Statement of Policy of the Secretary of Agriculture effective July 24, 1971 (36 Fed. Reg. 13804), relating to notices of proposed rulemaking and public participation in rulemaking; and

(3) chapter 35 of title 44, United States Code (commonly known as the “Paperwork Reduction Act”).

(c) **CONGRESSIONAL REVIEW OF AGENCY RULEMAKING.**—In carrying out this section, the Secretary of Agriculture shall use the authority provided under section 808 of title 5, United States Code.

(d) **USE OF COMMODITY CREDIT CORPORATION; LIMITATION.**—In implementing sections 5101 and 5102, the Secretary of Agriculture may use the facilities, services, and authorities of the Commodity Credit Corporation. The Corporation shall not make any expenditures to carry out sections 5101 and 5102 unless funds have been specifically appropriated for such purpose.

**SEC. 5106. MILK INCOME LOSS CONTRACT PROGRAM.**

Section 1502(c)(3) of the Farm Security and Rural Investment Act of 2002 (7 U.S.C. 7982(c)(3)) is amended—

(1) in subparagraph (A), by adding “and” at the end;

(2) in subparagraph (B), by striking “August” and all that follows through the end and inserting “September 30, 2007, 34 percent.”; and

(3) by striking subparagraph (C).

**SEC. 5107. DAIRY ASSISTANCE.**

There is hereby appropriated \$20,000,000 to make payments to dairy producers for dairy production losses in disaster counties, as defined in section 5102 of this title, to remain available until expended.

**SEC. 5108. NONINSURED CROP ASSISTANCE PROGRAM.**

For states in which there is a shortage of claims adjusters, as determined by the Secretary, the Secretary shall permit the use of one claims adjuster certified by the Secretary in carrying out 7 CFR 1437.401.

**SEC. 5109. EMERGENCY GRANTS TO ASSIST LOW-INCOME MIGRANT AND SEASONAL FARMWORKERS.**

There is hereby appropriated \$21,000,000 to carry out section 2281 of the Food, Agriculture, Conservation and Trade Act of 1990 (42 U.S.C. 5177a), to remain available until expended.

**SEC. 5110. CONSERVATION SECURITY PROGRAM.**

Section 20115 of Public Law 110–5 is amended by striking “section 726” and inserting in lieu thereof “section 726; section 741”.

**SEC. 5111. ADMINISTRATIVE EXPENSES.**

There is hereby appropriated \$30,000,000 for the ‘Farm Service Agency, Salaries and Ex-

penses’, to remain available until September 30, 2008.

**SEC. 5112. CONTRACT WAIVER.**

In carrying out crop disaster and livestock assistance in this title, the Secretary shall require forage producers to have participated in a crop insurance pilot program or the Non-Insured Crop Disaster Assistance Program during the crop year for which compensation is received.

TITLE VI

ELIMINATION OF SCHIP SHORTFALL AND OTHER MATTERS

DEPARTMENT OF HEALTH AND HUMAN SERVICES

CENTERS FOR MEDICARE AND MEDICAID SERVICES  
STATE CHILDREN’S HEALTH INSURANCE FUND

For an additional amount to provide additional allotments to remaining shortfall States under section 2104(h)(4) of the Social Security Act, as inserted by section 6001, such sums as may be necessary, but not to exceed \$650,000,000 for fiscal year 2007, to remain available until expended.

**SEC. 6001. ELIMINATION OF REMAINDER OF SCHIP FUNDING SHORTFALLS FOR FISCAL YEAR 2007.**

(a) **ELIMINATION OF REMAINDER OF FUNDING SHORTFALLS, TIERED MATCH, AND OTHER LIMITATION ON EXPENDITURES.**—Section 2104(h) of the Social Security Act (42 U.S.C. 1397dd(h)), as added by section 201(a) of the National Institutes of Health Reform Act of 2006 (Public Law 109–482), is amended—

(1) in the heading for paragraph (2), by striking “REMAINDER OF REDUCTION” and inserting “PART”; and

(2) by striking paragraph (4) and inserting the following:

“(4) **ADDITIONAL AMOUNTS TO ELIMINATE REMAINDER OF FISCAL YEAR 2007 FUNDING SHORTFALLS.**—

“(A) **IN GENERAL.**—From the amounts provided in advance in appropriations Acts, the Secretary shall allot to each remaining shortfall State described in subparagraph (B) such amount as the Secretary determines will eliminate the estimated shortfall described in such subparagraph for the State for fiscal year 2007.

“(B) **REMAINING SHORTFALL STATE DESCRIBED.**—For purposes of subparagraph (A), a remaining shortfall State is a State with a State child health plan approved under this title for which the Secretary estimates, on the basis of the most recent data available to the Secretary as of the date of the enactment of this paragraph, that the projected Federal expenditures under such plan for the State for fiscal year 2007 will exceed the sum of—

“(i) the amount of the State’s allotments for each of fiscal years 2005 and 2006 that will not be expended by the end of fiscal year 2006;

“(ii) the amount of the State’s allotment for fiscal year 2007; and

“(iii) the amounts, if any, that are to be redistributed to the State during fiscal year 2007 in accordance with paragraphs (1) and (2).”.

(b) **CONFORMING AMENDMENTS.**—Section 2104(h) of such Act (42 U.S.C. 1397dd(h)) (as so added), is amended—

(1) in paragraph (1)(B), by striking “subject to paragraph (4)(B) and”;

(2) in paragraph (2)(B), by striking “subject to paragraph (4)(B) and”;

(3) in paragraph (5)(A), by striking “and (3)” and inserting “(3), and (4)”;

(4) in paragraph (6)—

(A) in the first sentence—

(i) by inserting “or allotted” after “redistributed”; and

(ii) by inserting “or allotments” after “redistributions”; and

(B) by striking “and (3)” and inserting “(3), and (4)”.

**SEC. 6002. (a) PROHIBITION.**—

(1) **LIMITATION ON SECRETARIAL AUTHORITY.**—Notwithstanding any other provision of law, the Secretary of Health and Human Services shall

not, prior to the date that is 1 year after the date of enactment of this Act, take any action (through promulgation of regulation, issuance of regulatory guidance, or other administrative action) to—

(A) finalize or otherwise implement provisions contained in the proposed rule published on January 18, 2007, on pages 2236 through 2248 of volume 72, Federal Register (relating to parts 433, 447, and 457 of title 42, Code of Federal Regulations);

(B) promulgate or implement any rule or provisions similar to the provisions described in subparagraph (A) pertaining to the Medicaid program established under title XIX of the Social Security Act or the State Children's Health Insurance Program established under title XXI of such Act; or

(C) promulgate or implement any rule or provisions restricting payments for graduate medical education under the Medicaid program.

(2) CONTINUATION OF OTHER SECRETARIAL AUTHORITY.—The Secretary of Health and Human Services shall not be prohibited during the period described in paragraph (1) from taking any action (through promulgation of regulation, issuance of regulatory guidance, or other administrative action) to enforce a provision of law in effect as of the date of enactment of this Act with respect to the Medicaid program or the State Children's Health Insurance Program, or to promulgate or implement a new rule or provision during such period with respect to such programs, other than a rule or provision described in paragraph (1) and subject to the prohibition set forth in that paragraph.

(b) REQUIREMENT FOR USE OF TAMPER-RESISTANT PRESCRIPTION PADS UNDER THE MEDICAID PROGRAM.—

(1) IN GENERAL.—Section 1903(i) of the Social Security Act (42 U.S.C. 1396b(i)) is amended—

(A) by striking “or” at the end of paragraph (2);

(B) by striking the period at the end of paragraph (2) and inserting “; or”; and

(C) by inserting after paragraph (2) the following new paragraph:

“(23) with respect to amounts expended for medical assistance for covered outpatient drugs (as defined in section 1927(k)(2)) for which the prescription was executed in written (and non-electronic) form unless the prescription was executed on a tamper-resistant pad.”

(2) EFFECTIVE DATE.—The amendments made by paragraph (1) shall apply to prescriptions executed after September 30, 2007.

(c) EXTENSION OF CERTAIN PHARMACY PLUS WAIVERS.—

(1) AUTHORITY TO CONTINUE TO OPERATE WAIVERS.—Notwithstanding any other provision of law, any State that is operating a Pharmacy Plus waiver described in paragraph (2) which would otherwise expire on June 30, 2007, may elect to continue to operate the waiver through December 31, 2009.

(2) PHARMACY PLUS WAIVER DESCRIBED.—For purposes of paragraph (1), a Pharmacy Plus waiver described in this paragraph is a waiver approved by the Secretary of Health and Human Services under the authority of section 1115 of the Social Security Act (42 U.S.C. 1315) that provides coverage for prescription drugs for individuals who have attained age 65 and whose family income does not exceed 200 percent of the poverty line (as defined in section 2110(c)(5) of such Act (42 U.S.C. 1397j(c)(5))).

## TITLE VII

### FAIR MINIMUM WAGE AND TAX RELIEF

#### Subtitle A—Fair Minimum Wage

##### SEC. 7000. SHORT TITLE.

This subtitle may be cited as the “Fair Minimum Wage Act of 2007”.

##### SEC. 7001. MINIMUM WAGE.

(a) IN GENERAL.—Section 6(a)(1) of the Fair Labor Standards Act of 1938 (29 U.S.C. 206(a)(1)) is amended to read as follows:

“(1) except as otherwise provided in this section, not less than—

“(A) \$5.85 an hour, beginning on the 60th day after the date of enactment of the Fair Minimum Wage Act of 2007;

“(B) \$6.55 an hour, beginning 12 months after that 60th day; and

“(C) \$7.25 an hour, beginning 24 months after that 60th day;”.

(b) EFFECTIVE DATE.—The amendment made by subsection (a) shall take effect 60 days after the date of enactment of this Act.

##### SEC. 7002. APPLICABILITY OF MINIMUM WAGE TO AMERICAN SAMOA AND THE COMMONWEALTH OF THE NORTHERN MARIANA ISLANDS.

(a) IN GENERAL.—Section 6 of the Fair Labor Standards Act of 1938 (29 U.S.C. 206) shall apply to American Samoa and the Commonwealth of the Northern Mariana Islands.

(b) TRANSITION.—Notwithstanding subsection (a)—

(1) the minimum wage applicable to the Commonwealth of the Northern Mariana Islands under section 6(a)(1) of the Fair Labor Standards Act of 1938 (29 U.S.C. 206(a)(1)) shall be—

(A) \$3.55 an hour, beginning on the 60th day after the date of enactment of this Act; and

(B) increased by \$0.50 an hour (or such lesser amount as may be necessary to equal the minimum wage under section 6(a)(1) of such Act), beginning 1 year after the date of enactment of this Act and each year thereafter until the minimum wage applicable to the Commonwealth of the Northern Mariana Islands under this paragraph is equal to the minimum wage set forth in such section; and

(2) the minimum wage applicable to American Samoa under section 6(a)(1) of the Fair Labor Standards Act of 1938 (29 U.S.C. 206(a)(1)) shall be—

(A) the applicable wage rate in effect for each industry and classification under section 697 of title 29, Code of Federal Regulations, on the date of enactment of this Act;

(B) increased by \$0.50 an hour, beginning on the 60th day after the date of enactment of this Act; and

(C) increased by \$0.50 an hour (or such lesser amount as may be necessary to equal the minimum wage under section 6(a)(1) of such Act), beginning 1 year after the date of enactment of this Act and each year thereafter until the minimum wage applicable to American Samoa under this paragraph is equal to the minimum wage set forth in such section.

(c) CONFORMING AMENDMENTS.—

(1) IN GENERAL.—The Fair Labor Standards Act of 1938 is amended—

(A) by striking sections 5 and 8; and

(B) in section 6(a), by striking paragraph (3) and redesignating paragraphs (4) and (5) as paragraphs (3) and (4), respectively.

(2) EFFECTIVE DATE.—The amendments made by this subsection shall take effect 60 days after the date of enactment of this Act.

##### SEC. 7003. STUDY ON PROJECTED IMPACT.

(a) STUDY.—Beginning on the date that is 26 months after the date of enactment of this Act, the Secretary of Labor shall, through the Bureau of Labor Statistics, conduct a study to—

(1) assess the impact of the wage increases required by this Act through such date; and

(2) to project the impact of any further wage increase, on living standards and rates of employment in American Samoa and the Commonwealth of the Northern Mariana Islands.

(b) REPORT.—Not later than the date that is 32 months after the date of enactment of this Act, the Secretary of Labor shall transmit to Congress a report on the findings of the study required by subsection (a).

#### Subtitle B—Small Business Incentives

##### SEC. 7004. SHORT TITLE.

This subtitle may be cited as the “Small Business and Work Opportunity Act of 2007”.

##### SEC. 7005. ENHANCED COMPLIANCE ASSISTANCE FOR SMALL BUSINESSES.

(a) IN GENERAL.—Section 212 of the Small Business Regulatory Enforcement Fairness Act

of 1996 (5 U.S.C. 601 note) is amended by striking subsection (a) and inserting the following:

“(a) COMPLIANCE GUIDE.—

“(1) IN GENERAL.—For each rule or group of related rules for which an agency is required to prepare a final regulatory flexibility analysis under section 605(b) of title 5, United States Code, the agency shall publish 1 or more guides to assist small entities in complying with the rule and shall entitle such publications ‘small entity compliance guides’.

“(2) PUBLICATION OF GUIDES.—The publication of each guide under this subsection shall include—

“(A) the posting of the guide in an easily identified location on the website of the agency; and

“(B) distribution of the guide to known industry contacts, such as small entities, associations, or industry leaders affected by the rule.

“(3) PUBLICATION DATE.—An agency shall publish each guide (including the posting and distribution of the guide as described under paragraph (2))—

“(A) on the same date as the date of publication of the final rule (or as soon as possible after that date); and

“(B) not later than the date on which the requirements of that rule become effective.

“(4) COMPLIANCE ACTIONS.—

“(A) IN GENERAL.—Each guide shall explain the actions a small entity is required to take to comply with a rule.

“(B) EXPLANATION.—The explanation under subparagraph (A)—

“(i) shall include a description of actions needed to meet the requirements of a rule, to enable a small entity to know when such requirements are met; and

“(ii) if determined appropriate by the agency, may include a description of possible procedures, such as conducting tests, that may assist a small entity in meeting such requirements, except that, compliance with any procedures described pursuant to this section does not establish compliance with the rule, or establish a presumption or inference of such compliance.

“(C) PROCEDURES.—Procedures described under subparagraph (B)(ii)—

“(i) shall be suggestions to assist small entities; and

“(ii) shall not be additional requirements, or diminish requirements, relating to the rule.

“(5) AGENCY PREPARATION OF GUIDES.—The agency shall, in its sole discretion, taking into account the subject matter of the rule and the language of relevant statutes, ensure that the guide is written using sufficiently plain language likely to be understood by affected small entities. Agencies may prepare separate guides covering groups or classes of similarly affected small entities and may cooperate with associations of small entities to develop and distribute such guides. An agency may prepare guides and apply this section with respect to a rule or a group of related rules.

“(6) REPORTING.—Not later than 1 year after the date of enactment of the Fair Minimum Wage Act of 2007, and annually thereafter, the head of each agency shall submit a report to the Committee on Small Business and Entrepreneurship of the Senate, the Committee on Small Business of the House of Representatives, and any other committee of relevant jurisdiction describing the status of the agency's compliance with paragraphs (1) through (5).”

(b) TECHNICAL AND CONFORMING AMENDMENT.—Section 211(3) of the Small Business Regulatory Enforcement Fairness Act of 1996 (5 U.S.C. 601 note) is amended by inserting “and entitled” after “designated”.

##### SEC. 7006. SMALL BUSINESS CHILD CARE GRANT PROGRAM.

(a) ESTABLISHMENT.—The Secretary of Health and Human Services (referred to in this section as the “Secretary”) shall establish a program to award grants to States, on a competitive basis, to assist States in providing funds to encourage

the establishment and operation of employer-operated child care programs.

(b) APPLICATION.—To be eligible to receive a grant under this section, a State shall prepare and submit to the Secretary an application at such time, in such manner, and containing such information as the Secretary may require, including an assurance that the funds required under subsection (e) will be provided.

(c) AMOUNT AND PERIOD OF GRANT.—The Secretary shall determine the amount of a grant to a State under this section based on the population of the State as compared to the population of all States receiving grants under this section. The Secretary shall make the grant for a period of 3 years.

(d) USE OF FUNDS.—

(1) IN GENERAL.—A State shall use amounts provided under a grant awarded under this section to provide assistance to small businesses (or consortia formed in accordance with paragraph (3)) located in the State to enable the small businesses (or consortia) to establish and operate child care programs. Such assistance may include—

(A) technical assistance in the establishment of a child care program;

(B) assistance for the startup costs related to a child care program;

(C) assistance for the training of child care providers;

(D) scholarships for low-income wage earners;

(E) the provision of services to care for sick children or to provide care to school-aged children;

(F) the entering into of contracts with local resource and referral organizations or local health departments;

(G) assistance for care for children with disabilities;

(H) payment of expenses for renovation or operation of a child care facility; or

(I) assistance for any other activity determined appropriate by the State.

(2) APPLICATION.—In order for a small business or consortium to be eligible to receive assistance from a State under this section, the small business involved shall prepare and submit to the State an application at such time, in such manner, and containing such information as the State may require.

(3) PREFERENCE.—

(A) IN GENERAL.—In providing assistance under this section, a State shall give priority to an applicant that desires to form a consortium to provide child care in a geographic area within the State where such care is not generally available or accessible.

(B) CONSORTIUM.—For purposes of subparagraph (A), a consortium shall be made up of 2 or more entities that shall include small businesses and that may include large businesses, nonprofit agencies or organizations, local governments, or other appropriate entities.

(4) LIMITATIONS.—With respect to grant funds received under this section, a State may not provide in excess of \$500,000 in assistance from such funds to any single applicant.

(e) MATCHING REQUIREMENT.—To be eligible to receive a grant under this section, a State shall provide assurances to the Secretary that, with respect to the costs to be incurred by a covered entity receiving assistance in carrying out activities under this section, the covered entity will make available (directly or through donations from public or private entities) non-Federal contributions to such costs in an amount equal to—

(1) for the first fiscal year in which the covered entity receives such assistance, not less than 50 percent of such costs (\$1 for each \$1 of assistance provided to the covered entity under the grant);

(2) for the second fiscal year in which the covered entity receives such assistance, not less than 66⅔ percent of such costs (\$2 for each \$1 of assistance provided to the covered entity under the grant); and

(3) for the third fiscal year in which the covered entity receives such assistance, not less

than 75 percent of such costs (\$3 for each \$1 of assistance provided to the covered entity under the grant).

(f) REQUIREMENTS OF PROVIDERS.—To be eligible to receive assistance under a grant awarded under this section, a child care provider—

(1) who receives assistance from a State shall comply with all applicable State and local licensing and regulatory requirements and all applicable health and safety standards in effect in the State; and

(2) who receives assistance from an Indian tribe or tribal organization shall comply with all applicable regulatory standards.

(g) STATE-LEVEL ACTIVITIES.—A State may not retain more than 3 percent of the amount described in subsection (c) for State administration and other State-level activities.

(h) ADMINISTRATION.—

(1) STATE RESPONSIBILITY.—A State shall have responsibility for administering a grant awarded for the State under this section and for monitoring covered entities that receive assistance under such grant.

(2) AUDITS.—A State shall require each covered entity receiving assistance under the grant awarded under this section to conduct an annual audit with respect to the activities of the covered entity. Such audits shall be submitted to the State.

(3) MISUSE OF FUNDS.—

(A) REPAYMENT.—If the State determines, through an audit or otherwise, that a covered entity receiving assistance under a grant awarded under this section has misused the assistance, the State shall notify the Secretary of the misuse. The Secretary, upon such a notification, may seek from such a covered entity the repayment of an amount equal to the amount of any such misused assistance plus interest.

(B) APPEALS PROCESS.—The Secretary shall by regulation provide for an appeals process with respect to repayments under this paragraph.

(i) REPORTING REQUIREMENTS.—

(1) 2-YEAR STUDY.—

(A) IN GENERAL.—Not later than 2 years after the date on which the Secretary first awards grants under this section, the Secretary shall conduct a study to determine—

(i) the capacity of covered entities to meet the child care needs of communities within States;

(ii) the kinds of consortia that are being formed with respect to child care at the local level to carry out programs funded under this section; and

(iii) who is using the programs funded under this section and the income levels of such individuals.

(B) REPORT.—Not later than 28 months after the date on which the Secretary first awards grants under this section, the Secretary shall prepare and submit to the appropriate committees of Congress a report on the results of the study conducted in accordance with subparagraph (A).

(2) 4-YEAR STUDY.—

(A) IN GENERAL.—Not later than 4 years after the date on which the Secretary first awards grants under this section, the Secretary shall conduct a study to determine the number of child care facilities that are funded through covered entities that received assistance through a grant awarded under this section and that remain in operation, and the extent to which such facilities are meeting the child care needs of the individuals served by such facilities.

(B) REPORT.—Not later than 52 months after the date on which the Secretary first awards grants under this section, the Secretary shall prepare and submit to the appropriate committees of Congress a report on the results of the study conducted in accordance with subparagraph (A).

(j) DEFINITIONS.—In this section:

(1) COVERED ENTITY.—The term “covered entity” means a small business or a consortium formed in accordance with subsection (d)(3).

(2) INDIAN COMMUNITY.—The term “Indian community” means a community served by an Indian tribe or tribal organization.

(3) INDIAN TRIBE; TRIBAL ORGANIZATION.—The terms “Indian tribe” and “tribal organization” have the meanings given the terms in section 658P of the Child Care and Development Block Grant Act of 1990 (42 U.S.C. 9858n).

(4) SMALL BUSINESS.—The term “small business” means an employer who employed an average of at least 2 but not more than 50 employees on the business days during the preceding calendar year.

(5) STATE.—The term “State” has the meaning given the term in section 658P of the Child Care and Development Block Grant Act of 1990 (42 U.S.C. 9858n).

(k) APPLICATION TO INDIAN TRIBES AND TRIBAL ORGANIZATIONS.—In this section:

(1) IN GENERAL.—Except as provided in subsection (f)(1), and in paragraphs (2) and (3), the term “State” includes an Indian tribe or tribal organization.

(2) GEOGRAPHIC REFERENCES.—The term “State” includes an Indian community in subsections (c) (the second and third place the term appears), (d)(1) (the second place the term appears), (d)(3)(A) (the second place the term appears), and (i)(1)(A)(i).

(3) STATE-LEVEL ACTIVITIES.—The term “State-level activities” includes activities at the tribal level.

(l) AUTHORIZATION OF APPROPRIATIONS.—

(1) IN GENERAL.—There is authorized to be appropriated to carry out this section, \$50,000,000 for the period of fiscal years 2008 through 2012.

(2) STUDIES AND ADMINISTRATION.—With respect to the total amount appropriated for such period in accordance with this subsection, not more than \$2,500,000 of that amount may be used for expenditures related to conducting studies required under, and the administration of, this section.

(m) TERMINATION OF PROGRAM.—The program established under subsection (a) shall terminate on September 30, 2012.

**SEC. 7007. STUDY OF UNIVERSAL USE OF ADVANCE PAYMENT OF EARNED INCOME CREDIT.**

Not later than 180 days after the date of the enactment of this Act, the Secretary of the Treasury shall report to Congress on a study of the benefits, costs, risks, and barriers to workers and to businesses (with a special emphasis on small businesses) if the advance earned income tax credit program (under section 3507 of the Internal Revenue Code of 1986) included all recipients of the earned income tax credit (under section 32 of such Code) and what steps would be necessary to implement such inclusion.

**SEC. 7008. RENEWAL GRANTS FOR WOMEN'S BUSINESS CENTERS.**

(a) IN GENERAL.—Section 29 of the Small Business Act (15 U.S.C. 656) is amended by adding at the end the following:

“(m) CONTINUED FUNDING FOR CENTERS.—

“(1) IN GENERAL.—A nonprofit organization described in paragraph (2) shall be eligible to receive, subject to paragraph (3), a 3-year grant under this subsection.

“(2) APPLICABILITY.—A nonprofit organization described in this paragraph is a nonprofit organization that has received funding under subsection (b) or (l).

“(3) APPLICATION AND APPROVAL CRITERIA.—

“(A) CRITERIA.—Subject to subparagraph (B), the Administrator shall develop and publish criteria for the consideration and approval of applications by nonprofit organizations under this subsection.

“(B) CONTENTS.—Except as otherwise provided in this subsection, the conditions for participation in the grant program under this subsection shall be the same as the conditions for participation in the program under subsection (l), as in effect on the date of enactment of this Act.

“(C) NOTIFICATION.—Not later than 60 days after the date of the deadline to submit applications for each fiscal year, the Administrator shall approve or deny any application under

this subsection and notify the applicant for each such application.

“(4) AWARD OF GRANTS.—

“(A) IN GENERAL.—Subject to the availability of appropriations, the Administrator shall make a grant for the Federal share of the cost of activities described in the application to each applicant approved under this subsection.

“(B) AMOUNT.—A grant under this subsection shall be for not more than \$150,000, for each year of that grant.

“(C) FEDERAL SHARE.—The Federal share under this subsection shall be not more than 50 percent.

“(D) PRIORITY.—In allocating funds made available for grants under this section, the Administrator shall give applications under this subsection or subsection (l) priority over first-time applications under subsection (b).

“(5) RENEWAL.—

“(A) IN GENERAL.—The Administrator may renew a grant under this subsection for additional 3-year periods, if the nonprofit organization submits an application for such renewal at such time, in such manner, and accompanied by such information as the Administrator may establish.

“(B) UNLIMITED RENEWALS.—There shall be no limitation on the number of times a grant may be renewed under subparagraph (A).

“(n) PRIVACY REQUIREMENTS.—

“(1) IN GENERAL.—A women’s business center may not disclose the name, address, or telephone number of any individual or small business concern receiving assistance under this section without the consent of such individual or small business concern, unless—

“(A) the Administrator is ordered to make such a disclosure by a court in any civil or criminal enforcement action initiated by a Federal or State agency; or

“(B) the Administrator considers such a disclosure to be necessary for the purpose of conducting a financial audit of a women’s business center, but a disclosure under this subparagraph shall be limited to the information necessary for such audit.

“(2) ADMINISTRATION USE OF INFORMATION.—

This subsection shall not—

“(A) restrict Administration access to program activity data; or

“(B) prevent the Administration from using client information (other than the information described in subparagraph (A)) to conduct client surveys.

“(3) REGULATIONS.—The Administrator shall issue regulations to establish standards for requiring disclosures during a financial audit under paragraph (1)(B).”

(b) REPEAL.—Section 29(l) of the Small Business Act (15 U.S.C. 656(l)) is repealed effective October 1 of the first full fiscal year after the date of enactment of this Act.

(c) TRANSITIONAL RULE.—Notwithstanding any other provision of law, a grant or cooperative agreement that was awarded under subsection (l) of section 29 of the Small Business Act (15 U.S.C. 656), on or before the day before the date described in subsection (b) of this section, shall remain in full force and effect under the terms, and for the duration, of such grant or agreement.

**SEC. 7009. REPORTS ON ACQUISITIONS OF ARTICLES, MATERIALS, AND SUPPLIES MANUFACTURED OUTSIDE THE UNITED STATES.**

Section 2 of the Buy American Act (41 U.S.C. 10a) is amended—

(1) by striking “Notwithstanding” and inserting the following:

“(a) IN GENERAL.—Notwithstanding”; and

(2) by adding at the end the following:

“(b) REPORTS.—

“(1) IN GENERAL.—Not later than 180 days after the end of each of fiscal years 2007 through 2011, the head of each Federal agency shall submit to the Committee on Homeland Security and Governmental Affairs of the Senate and the Committee on Oversight and Govern-

ment Reform of the House of Representatives a report on the amount of the acquisitions made by the agency in that fiscal year of articles, materials, or supplies purchased from entities that manufacture the articles, materials, or supplies outside of the United States.

“(2) CONTENTS OF REPORT.—The report required by paragraph (1) shall separately include, for the fiscal year covered by such report—

“(A) the dollar value of any articles, materials, or supplies that were manufactured outside the United States;

“(B) an itemized list of all waivers granted with respect to such articles, materials, or supplies under this Act, and a citation to the treaty, international agreement, or other law under which each waiver was granted;

“(C) if any articles, materials, or supplies were acquired from entities that manufacture articles, materials, or supplies outside the United States, the specific exception under this section that was used to purchase such articles, materials, or supplies; and

“(D) a summary of—

“(i) the total procurement funds expended on articles, materials, and supplies manufactured inside the United States; and

“(ii) the total procurement funds expended on articles, materials, and supplies manufactured outside the United States.

“(3) PUBLIC AVAILABILITY.—The head of each Federal agency submitting a report under paragraph (1) shall make the report publicly available to the maximum extent practicable.

“(4) EXCEPTION FOR INTELLIGENCE COMMUNITY.—This subsection shall not apply to acquisitions made by an agency, or component thereof, that is an element of the intelligence community as specified in, or designated under, section 3(4) of the National Security Act of 1947 (50 U.S.C. 401a(4)).”

**Subtitle C—Small Business Tax Incentives**  
**SEC. 7510. SHORT TITLE; AMENDMENT OF CODE; TABLE OF CONTENTS.**

(a) SHORT TITLE.—This subtitle may be cited as the “Small Business and Work Opportunity Tax Act of 2007”.

(b) AMENDMENT OF 1986 CODE.—Except as otherwise expressly provided, whenever in this subtitle an amendment or repeal is expressed in terms of an amendment to, or repeal of, a section or other provision, the reference shall be considered to be made to a section or other provision of the Internal Revenue Code of 1986.

(c) TABLE OF CONTENTS.—The table of contents of this subtitle is as follows:

Subtitle C—Small Business Tax Incentives  
Sec. 7510. Short title; amendment of Code; table of contents.

**PART I—SMALL BUSINESS TAX RELIEF PROVISIONS**

**SUBPART A—GENERAL PROVISIONS**

Sec. 7511. Extension and modification of work opportunity tax credit.

Sec. 7512. Extension and increase of expensing for small business.

Sec. 7513. Determination of credit for certain taxes paid with respect to employee cash tips.

Sec. 7514. Waiver of individual and corporate alternative minimum tax limits on work opportunity credit and credit for taxes paid with respect to employee cash tips.

Sec. 7515. Family business tax simplification.

**SUBPART B—GULF OPPORTUNITY ZONE TAX INCENTIVES**

Sec. 7521. Extension of increased expensing for qualified section 179 Gulf Opportunity Zone property.

Sec. 7522. Extension and expansion of low-income housing credit rules for buildings in the GO Zones.

Sec. 7523. Special tax-exempt bond financing rule for repairs and reconstructions of residences in the GO Zones.

Sec. 7524. GAO study of practices employed by State and local governments in allocating and utilizing tax incentives provided pursuant to the Gulf Opportunity Zone Act of 2005.

**SUBPART C—SUBCHAPTER S PROVISIONS**

Sec. 7531. Capital gain of S corporation not treated as passive investment income.

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**PART I—SMALL BUSINESS TAX RELIEF PROVISIONS**

**Subpart A—General Provisions**

**SEC. 7511. EXTENSION AND MODIFICATION OF WORK OPPORTUNITY TAX CREDIT.**

(a) EXTENSION.—Section 51(c)(4)(B) (relating to termination) is amended by striking “December 31, 2007” and inserting “August 31, 2011”.

(b) INCREASE IN MAXIMUM AGE FOR DESIGNATED COMMUNITY RESIDENTS.—

(1) IN GENERAL.—Paragraph (5) of section 51(d) is amended to read as follows:

“(5) DESIGNATED COMMUNITY RESIDENTS.—

“(A) IN GENERAL.—The term ‘designated community resident’ means any individual who is certified by the designated local agency—

“(i) as having attained age 18 but not age 40 on the hiring date, and

“(ii) as having his principal place of abode within an empowerment zone, enterprise community, renewal community, or rural renewal county.

“(B) INDIVIDUAL MUST CONTINUE TO RESIDE IN ZONE, COMMUNITY, OR COUNTY.—In the case of a designated community resident, the term ‘qualified wages’ shall not include wages paid or incurred for services performed while the individual’s principal place of abode is outside an empowerment zone, enterprise community, renewal community, or rural renewal county.

“(C) RURAL RENEWAL COUNTY.—For purposes of this paragraph, the term ‘rural renewal county’ means any county which—

“(i) is outside a metropolitan statistical area (defined as such by the Office of Management and Budget), and

“(ii) during the 5-year periods 1990 through 1994 and 1995 through 1999 had a net population loss.”

(2) CONFORMING AMENDMENT.—Subparagraph (D) of section 51(d)(1) is amended to read as follows:

“(D) a designated community resident.”

(c) CLARIFICATION OF TREATMENT OF INDIVIDUALS UNDER INDIVIDUAL WORK PLANS.—Subparagraph (B) of section 51(d)(6) (relating to vocational rehabilitation referral) is amended by

striking “or” at the end of clause (i), by striking the period at the end of clause (ii) and inserting “; or”, and by adding at the end the following new clause:

“(iii) an individual work plan developed and implemented by an employment network pursuant to subsection (g) of section 1148 of the Social Security Act with respect to which the requirements of such subsection are met.”.

(d) TREATMENT OF DISABLED VETERANS UNDER THE WORK OPPORTUNITY TAX CREDIT.—

(1) DISABLED VETERANS TREATED AS MEMBERS OF TARGETED GROUP.—

(A) IN GENERAL.—Subparagraph (A) of section 51(d)(3) (relating to qualified veteran) is amended by striking “agency as being a member of a family” and all that follows and inserting “agency as—

“(i) being a member of a family receiving assistance under a food stamp program under the Food Stamp Act of 1977 for at least a 3-month period ending during the 12-month period ending on the hiring date, or

“(ii) entitled to compensation for a service-connected disability, and—

“(I) having a hiring date which is not more than 1 year after having been discharged or released from active duty in the Armed Forces of the United States, or

“(II) having aggregate periods of unemployment during the 1-year period ending on the hiring date which equal or exceed 6 months.”.

(B) DEFINITIONS.—Paragraph (3) of section 51(d) is amended by adding at the end the following new subparagraph:

“(C) OTHER DEFINITIONS.—For purposes of subparagraph (A), the terms ‘compensation’ and ‘service-connected’ have the meanings given such terms under section 101 of title 38, United States Code.”.

(2) INCREASE IN AMOUNT OF WAGES TAKEN INTO ACCOUNT FOR DISABLED VETERANS.—Paragraph (3) of section 51(b) is amended—

(A) by inserting “(\$12,000 per year in the case of any individual who is a qualified veteran by reason of subsection (d)(3)(A)(ii))” before the period at the end, and

(B) by striking “ONLY FIRST \$6,000 OF” in the heading and inserting “LIMITATION ON”.

(e) EFFECTIVE DATE.—The amendments made by this section shall apply to individuals who begin work for the employer after the date of the enactment of this Act.

**SEC. 7512. EXTENSION AND INCREASE OF EXPENSING FOR SMALL BUSINESS.**

(a) EXTENSION.—Subsections (b)(1), (b)(2), (b)(5), (c)(2), and (d)(1)(A)(ii) of section 179 (relating to election to expense certain depreciable business assets) are each amended by striking “2010” and inserting “2011”.

(b) INCREASE IN LIMITATIONS.—Subsection (b) of section 179 is amended—

(1) by striking “\$100,000 in the case of taxable years beginning after 2002” in paragraph (1) and inserting “\$125,000 in the case of taxable years beginning after 2006”, and

(2) by striking “\$400,000 in the case of taxable years beginning after 2002” in paragraph (2) and inserting “\$500,000 in the case of taxable years beginning after 2006”.

(c) INFLATION ADJUSTMENT.—Subparagraph (A) of section 179(b)(5) is amended—

(1) by striking “2003” and inserting “2007”,

(2) by striking “\$100,000 and \$400,000” and inserting “\$125,000 and \$500,000”, and

(3) by striking “2002” in clause (ii) and inserting “2006”.

(d) EFFECTIVE DATE.—The amendments made by this section shall apply to taxable years beginning after December 31, 2006.

**SEC. 7513. DETERMINATION OF CREDIT FOR CERTAIN TAXES PAID WITH RESPECT TO EMPLOYEE CASH TIPS.**

(a) IN GENERAL.—Subparagraph (B) of section 45B(b)(1) is amended by inserting “as in effect on January 1, 2007, and” before “determined without regard to”.

(b) EFFECTIVE DATE.—The amendment made by this section shall apply to tips received for services performed after December 31, 2006.

**SEC. 7514. WAIVER OF INDIVIDUAL AND CORPORATE ALTERNATIVE MINIMUM TAX LIMITS ON WORK OPPORTUNITY CREDIT AND CREDIT FOR TAXES PAID WITH RESPECT TO EMPLOYEE CASH TIPS.**

(a) ALLOWANCE AGAINST ALTERNATIVE MINIMUM TAX.—Subparagraph (B) of section 38(c)(4) is amended by striking “and” at the end of clause (i), by inserting a comma at the end of clause (ii), and by adding at the end the following new clauses:

“(iii) the credit determined under section 45B, and

“(iv) the credit determined under section 51.”.

(b) EFFECTIVE DATE.—The amendments made by this section shall apply to credits determined under sections 45B and 51 of the Internal Revenue Code of 1986 in taxable years beginning after December 31, 2006, and to carrybacks of such credits.

**SEC. 7515. FAMILY BUSINESS TAX SIMPLIFICATION.**

(a) IN GENERAL.—Section 761 (defining terms for purposes of partnerships) is amended by redesignating subsection (f) as subsection (g) and by inserting after subsection (e) the following new subsection:

“(f) QUALIFIED JOINT VENTURE.—

“(1) IN GENERAL.—In the case of a qualified joint venture conducted by a husband and wife who file a joint return for the taxable year, for purposes of this title—

“(A) such joint venture shall not be treated as a partnership,

“(B) all items of income, gain, loss, deduction, and credit shall be divided between the spouses in accordance with their respective interests in the venture, and

“(C) each spouse shall take into account such spouse’s respective share of such items as if they were attributable to a trade or business conducted by such spouse as a sole proprietor.

“(2) QUALIFIED JOINT VENTURE.—For purposes of paragraph (1), the term ‘qualified joint venture’ means any joint venture involving the conduct of a trade or business if—

“(A) the only members of such joint venture are a husband and wife,

“(B) both spouses materially participate (within the meaning of section 469(h) without regard to paragraph (5) thereof) in such trade or business, and

“(C) both spouses elect the application of this subsection.”.

(b) NET EARNINGS FROM SELF-EMPLOYMENT.—

(1) Subsection (a) of section 1402 (defining net earnings from self-employment) is amended by striking “, and” at the end of paragraph (15) and inserting a semicolon, by striking the period at the end of paragraph (16) and inserting “; and”, and by inserting after paragraph (16) the following new paragraph:

“(17) notwithstanding the preceding provisions of this subsection, each spouse’s share of income or loss from a qualified joint venture shall be taken into account as provided in section 761(f) in determining net earnings from self-employment of such spouse.”.

(2) Subsection (a) of section 211 of the Social Security Act (defining net earnings from self-employment) is amended by striking “and” at the end of paragraph (14), by striking the period at the end of paragraph (15) and inserting “; and”, and by inserting after paragraph (15) the following new paragraph:

“(16) Notwithstanding the preceding provisions of this subsection, each spouse’s share of income or loss from a qualified joint venture shall be taken into account as provided in section 761(f) of the Internal Revenue Code of 1986 in determining net earnings from self-employment of such spouse.”.

(c) EFFECTIVE DATE.—The amendments made by this section shall apply to taxable years beginning after December 31, 2006.

**Subpart B—Gulf Opportunity Zone Tax Incentives**

**SEC. 7521. EXTENSION OF INCREASED EXPENSING FOR QUALIFIED SECTION 179 GULF OPPORTUNITY ZONE PROPERTY.**

Paragraph (2) of section 1400N(e) (relating to qualified section 179 Gulf Opportunity Zone property) is amended—

(1) by striking “this subsection, the term” and inserting “this subsection—

“(A) IN GENERAL.—The term”, and

(2) by adding at the end the following new subparagraph:

“(B) EXTENSION FOR CERTAIN PROPERTY.—In the case of property substantially all of the use of which is in one or more specified portions of the GO Zone (as defined by subsection (d)(6)), such term shall include section 179 property (as so defined) which is described in subsection (d)(2), determined—

“(i) without regard to subsection (d)(6), and

“(ii) by substituting ‘2008’ for ‘2007’ in subparagraph (A)(v) thereof.”.

**SEC. 7522. EXTENSION AND EXPANSION OF LOW-INCOME HOUSING CREDIT RULES FOR BUILDINGS IN THE GO ZONES.**

(a) TIME FOR MAKING LOW-INCOME HOUSING CREDIT ALLOCATIONS.—Subsection (c) of section 1400N (relating to low-income housing credit) is amended by redesignating paragraph (5) as paragraph (6) and by inserting after paragraph (4) the following new paragraph:

“(5) TIME FOR MAKING LOW-INCOME HOUSING CREDIT ALLOCATIONS.—Section 42(h)(1)(B) shall not apply to an allocation of housing credit dollar amount to a building located in the Gulf Opportunity Zone, the Rita GO Zone, or the Wilma GO Zone, if such allocation is made in 2006, 2007, or 2008, and such building is placed in service before January 1, 2011.”.

(b) EXTENSION OF PERIOD FOR TREATING GO ZONES AS DIFFICULT DEVELOPMENT AREAS.—

(1) IN GENERAL.—Subparagraph (A) of section 1400N(c)(3) is amended by striking “2006, 2007, or 2008” and inserting “the period beginning on January 1, 2006, and ending on December 31, 2010”.

(2) CONFORMING AMENDMENT.—Clause (ii) of section 1400N(c)(3)(B) is amended by striking “such period” and inserting “the period described in subparagraph (A)”.

(c) COMMUNITY DEVELOPMENT BLOCK GRANTS NOT TAKEN INTO ACCOUNT IN DETERMINING IF BUILDINGS ARE FEDERALLY SUBSIDIZED.—Subsection (c) of section 1400N (relating to low-income housing credit), as amended by this Act, is amended by redesignating paragraph (6) as paragraph (7) and by inserting after paragraph (5) the following new paragraph:

“(6) COMMUNITY DEVELOPMENT BLOCK GRANTS NOT TAKEN INTO ACCOUNT IN DETERMINING IF BUILDINGS ARE FEDERALLY SUBSIDIZED.—For purpose of applying section 42(i)(2)(D) to any building which is placed in service in the Gulf Opportunity Zone, the Rita GO Zone, or the Wilma GO Zone during the period beginning on January 1, 2006, and ending on December 31, 2010, a loan shall not be treated as a below market Federal loan solely by reason of any assistance provided under section 106, 107, or 108 of the Housing and Community Development Act of 1974 by reason of section 122 of such Act or any provision of the Department of Defense Appropriations Act, 2006, or the Emergency Supplemental Appropriations Act for Defense, the Global War on Terror, and Hurricane Recovery, 2006.”.

**SEC. 7523. SPECIAL TAX-EXEMPT BOND FINANCING RULE FOR REPAIRS AND RECONSTRUCTIONS OF RESIDENCES IN THE GO ZONES.**

Subsection (a) of section 1400N (relating to tax-exempt bond financing) is amended by adding at the end the following new paragraph:

“(7) SPECIAL RULE FOR REPAIRS AND RECONSTRUCTIONS.—

“(A) IN GENERAL.—For purposes of section 143 and this subsection, any qualified GO Zone repair or reconstruction shall be treated as a qualified rehabilitation.



“(B) QUALIFIED GO ZONE REPAIR OR RECONSTRUCTION.—For purposes of subparagraph (A), the term ‘qualified GO Zone repair or reconstruction’ means any repair of damage caused by Hurricane Katrina, Hurricane Rita, or Hurricane Wilma to a building located in the Gulf Opportunity Zone, the Rita GO Zone, or the Wilma GO Zone (or reconstruction of such building in the case of damage constituting destruction) if the expenditures for such repair or reconstruction are 25 percent or more of the mortgagor’s adjusted basis in the residence. For purposes of the preceding sentence, the mortgagor’s adjusted basis shall be determined as of the completion of the repair or reconstruction or, if later, the date on which the mortgagor acquires the residence.

“(C) TERMINATION.—This paragraph shall apply only to owner-financing provided after the date of the enactment of this paragraph and before January 1, 2011.”

**SEC. 7524. GAO STUDY OF PRACTICES EMPLOYED BY STATE AND LOCAL GOVERNMENTS IN ALLOCATING AND UTILIZING TAX INCENTIVES PROVIDED PURSUANT TO THE GULF OPPORTUNITY ZONE ACT OF 2005.**

(a) IN GENERAL.—The Comptroller General of the United States shall conduct a study of the practices employed by State and local governments, and subdivisions thereof, in allocating and utilizing tax incentives provided pursuant to the Gulf Opportunity Zone Act of 2005 and this Act.

(b) SUBMISSION OF REPORT.—Not later than one year after the date of the enactment of this Act, the Comptroller General shall submit a report on the findings of the study conducted under subsection (a) and shall include therein recommendations (if any) relating to such findings. The report shall be submitted to the Committee on Ways and Means of the House of Representatives and the Committee on Finance of the Senate.

(c) CONGRESSIONAL HEARINGS.—In the case that the report submitted under this section includes findings of significant fraud, waste or abuse, each Committee specified in subsection (b) shall, within 60 days after the date the report is submitted under subsection (b), hold a public hearing to review such findings.

**Subpart C—Subchapter S Provisions**

**SEC. 7531. CAPITAL GAIN OF S CORPORATION NOT TREATED AS PASSIVE INVESTMENT INCOME.**

(a) IN GENERAL.—Section 1362(d)(3) is amended by striking subparagraphs (B), (C), (D), (E), and (F) and inserting the following new subparagraph:

“(B) PASSIVE INVESTMENT INCOME DEFINED.—

“(i) IN GENERAL.—Except as otherwise provided in this subparagraph, the term ‘passive investment income’ means gross receipts derived from royalties, rents, dividends, interest, and annuities.

“(ii) EXCEPTION FOR INTEREST ON NOTES FROM SALES OF INVENTORY.—The term ‘passive investment income’ shall not include interest on any obligation acquired in the ordinary course of the corporation’s trade or business from its sale of property described in section 1221(a)(1).

“(iii) TREATMENT OF CERTAIN LENDING OR FINANCE COMPANIES.—If the S corporation meets the requirements of section 542(c)(6) for the taxable year, the term ‘passive investment income’ shall not include gross receipts for the taxable year which are derived directly from the active and regular conduct of a lending or finance business (as defined in section 542(d)(1)).

“(iv) TREATMENT OF CERTAIN DIVIDENDS.—If an S corporation holds stock in a C corporation meeting the requirements of section 1504(a)(2), the term ‘passive investment income’ shall not include dividends from such C corporation to the extent such dividends are attributable to the earnings and profits of such C corporation derived from the active conduct of a trade or business.

“(v) EXCEPTION FOR BANKS, ETC.—In the case of a bank (as defined in section 581) or a deposi-

tory institution holding company (as defined in section 3(w)(1) of the Federal Deposit Insurance Act (12 U.S.C. 1813(w)(1)), the term ‘passive investment income’ shall not include—

“(I) interest income earned by such bank or company, or

“(II) dividends on assets required to be held by such bank or company, including stock in the Federal Reserve Bank, the Federal Home Loan Bank, or the Federal Agricultural Mortgage Bank or participation certificates issued by a Federal Intermediate Credit Bank.”

(b) CONFORMING AMENDMENT.—Clause (i) of section 1042(c)(4)(A) is amended by striking “section 1362(d)(3)(C)” and inserting “section 1362(d)(3)(B)”.

(c) EFFECTIVE DATE.—The amendments made by this section shall apply to taxable years beginning after the date of the enactment of this Act.

**SEC. 7532. TREATMENT OF BANK DIRECTOR SHARES.**

(a) IN GENERAL.—Section 1361 (defining S corporation) is amended by adding at the end the following new subsection:

“(f) RESTRICTED BANK DIRECTOR STOCK.—

“(1) IN GENERAL.—Restricted bank director stock shall not be taken into account as outstanding stock of the S corporation in applying this subchapter (other than section 1368(f)).

“(2) RESTRICTED BANK DIRECTOR STOCK.—For purposes of this subsection, the term ‘restricted bank director stock’ means stock in a bank (as defined in section 581) or a depository institution holding company (as defined in section 3(w)(1) of the Federal Deposit Insurance Act (12 U.S.C. 1813(w)(1)), if such stock—

“(A) is required to be held by an individual under applicable Federal or State law in order to permit such individual to serve as a director, and

“(B) is subject to an agreement with such bank or company (or a corporation which controls (within the meaning of section 368(c)) such bank or company) pursuant to which the holder is required to sell back such stock (at the same price as the individual acquired such stock) upon ceasing to hold the office of director.

“(3) CROSS REFERENCE.—

“For treatment of certain distributions with respect to restricted bank director stock, see section 1368(f)”.

(b) DISTRIBUTIONS.—Section 1368 (relating to distributions) is amended by adding at the end the following new subsection:

“(f) RESTRICTED BANK DIRECTOR STOCK.—If a director receives a distribution (not in part or full payment in exchange for stock) from an S corporation with respect to any restricted bank director stock (as defined in section 1361(f)), the amount of such distribution—

“(1) shall be includible in gross income of the director, and

“(2) shall be deductible by the corporation for the taxable year of such corporation in which or with which ends the taxable year in which such amount is included in the gross income of the director.”

(c) EFFECTIVE DATES.—

(1) IN GENERAL.—The amendments made by this section shall apply to taxable years beginning after December 31, 2006.

(2) SPECIAL RULE FOR TREATMENT AS SECOND CLASS OF STOCK.—In the case of any taxable year beginning after December 31, 1996, restricted bank director stock (as defined in section 1361(f) of the Internal Revenue Code of 1986, as added by this section) shall not be taken into account in determining whether an S corporation has more than 1 class of stock.

**SEC. 7533. SPECIAL RULE FOR BANK REQUIRED TO CHANGE FROM THE RESERVE METHOD OF ACCOUNTING ON BECOMING S CORPORATION.**

(a) IN GENERAL.—Section 1361, as amended by this Act, is amended by adding at the end the following new subsection:

“(g) SPECIAL RULE FOR BANK REQUIRED TO CHANGE FROM THE RESERVE METHOD OF AC-

COUNTING ON BECOMING S CORPORATION.—In the case of a bank which changes from the reserve method of accounting for bad debts described in section 585 or 593 for its first taxable year for which an election under section 1362(a) is in effect, the bank may elect to take into account any adjustments under section 481 by reason of such change for the taxable year immediately preceding such first taxable year.”

(b) EFFECTIVE DATE.—The amendments made by this section shall apply to taxable years beginning after December 31, 2006.

**SEC. 7534. TREATMENT OF THE SALE OF INTEREST IN A QUALIFIED SUBCHAPTER S SUBSIDIARY.**

(a) IN GENERAL.—Subparagraph (C) of section 1361(b)(3) (relating to treatment of terminations of qualified subchapter S subsidiary status) is amended—

(1) by striking “For purposes of this title,” and inserting the following:

“(i) IN GENERAL.—For purposes of this title,” and

(2) by inserting at the end the following new clause:

“(ii) TERMINATION BY REASON OF SALE OF STOCK.—If the failure to meet the requirements of subparagraph (B) is by reason of the sale of stock of a corporation which is a qualified subchapter S subsidiary, the sale of such stock shall be treated as if—

“(I) the sale were a sale of an undivided interest in the assets of such corporation (based on the percentage of the corporation’s stock sold), and

“(II) the sale were followed by an acquisition by such corporation of all of its assets (and the assumption by such corporation of all of its liabilities) in a transaction to which section 351 applies.”

(b) EFFECTIVE DATE.—The amendments made by this section shall apply to taxable years beginning after December 31, 2006.

**SEC. 7535. ELIMINATION OF ALL EARNINGS AND PROFITS ATTRIBUTABLE TO PRE-1983 YEARS FOR CERTAIN CORPORATIONS.**

In the case of a corporation which is—

(1) described in section 1311(a)(1) of the Small Business Job Protection Act of 1996, and

(2) not described in section 1311(a)(2) of such Act,

the amount of such corporation’s accumulated earnings and profits (for the first taxable year beginning after the date of the enactment of this Act) shall be reduced by an amount equal to the portion (if any) of such accumulated earnings and profits which were accumulated in any taxable year beginning before January 1, 1983, for which such corporation was an electing small business corporation under subchapter S of the Internal Revenue Code of 1986.

**SEC. 7536. DEDUCTIBILITY OF INTEREST EXPENSE ON INDEBTEDNESS INCURRED BY AN ELECTING SMALL BUSINESS TRUST TO ACQUIRE S CORPORATION STOCK.**

(a) IN GENERAL.—Subparagraph (C) of section 641(c)(2) (relating to modifications) is amended by inserting after clause (iii) the following new clause:

“(iv) Any interest expense paid or accrued on indebtedness incurred to acquire stock in an S corporation.”

(b) EFFECTIVE DATE.—The amendment made by this section shall apply to taxable years beginning after December 31, 2006.

**PART II—REVENUE PROVISIONS**

**SEC. 7541. INCREASE IN AGE OF MINOR CHILDREN WHOSE UNEARNED INCOME IS TAXED AS IF PARENT’S INCOME.**

(a) IN GENERAL.—Subparagraph (A) of section 1(g)(2) (relating to child to whom subsection applies) is amended to read as follows:

“(A) such child—

“(i) has not attained age 18 before the close of the taxable year, or

“(ii) has attained age 18 before the close of the taxable year and meets the age requirements



of section 152(c)(3) (determined without regard to subparagraph (B) thereof), and

“(II) whose earned income (as defined in section 911(d)(2)) for such taxable year does not exceed one-half of the amount of the individual’s support (within the meaning of section 152(c)(1)(D) after the application of section 152(f)(5) (without regard to subparagraph (A) thereof)) for such taxable year.”.

(b) **EFFECTIVE DATE.**—The amendment made by this section shall apply to taxable years beginning after the date of the enactment of this Act.

**SEC. 7542. SUSPENSION OF CERTAIN PENALTIES AND INTEREST.**

(a) **IN GENERAL.**—Paragraphs (1)(A) and (3)(A) of section 6404(g) are each amended by striking “18-month period” and inserting “36-month period”.

(b) **EFFECTIVE DATE.**—The amendments made by this section shall apply to notices provided by the Secretary of the Treasury, or his delegate, after the date which is 6 months after the date of the enactment of this Act.

**SEC. 7543. MODIFICATION OF COLLECTION DUE PROCESS PROCEDURES FOR EMPLOYMENT TAX LIABILITIES.**

(a) **IN GENERAL.**—Section 6330(f) (relating to jeopardy and State refund collection) is amended—

(1) by striking “; or” at the end of paragraph (1) and inserting a comma,

(2) by adding “or” at the end of paragraph (2), and

(3) by inserting after paragraph (2) the following new paragraph:

“(3) The Secretary has served a disqualified employment tax levy.”.

(b) **DISQUALIFIED EMPLOYMENT TAX LEVY.**—Section 6330 of such Code (relating to notice and opportunity for hearing before levy) is amended by adding at the end the following new subsection:

“(h) **DISQUALIFIED EMPLOYMENT TAX LEVY.**—For purposes of subsection (f), a disqualified employment tax levy is any levy in connection with the collection of employment taxes for any taxable period if the person subject to the levy (or any predecessor thereof) requested a hearing under this section with respect to unpaid employment taxes arising in the most recent 2-year period before the beginning of the taxable period with respect to which the levy is served. For purposes of the preceding sentence, the term ‘employment taxes’ means any taxes under chapter 21, 22, 23, or 24.”.

(c) **EFFECTIVE DATE.**—The amendments made by this section shall apply to levies served on or after the date that is 120 days after the date of the enactment of this Act.

**SEC. 7544. PERMANENT EXTENSION OF IRS USER FEES.**

Section 7528 (relating to Internal Revenue Service user fees) is amended by striking subsection (c).

**SEC. 7545. INCREASE IN PENALTY FOR BAD CHECKS AND MONEY ORDERS.**

(a) **IN GENERAL.**—Section 6657 (relating to bad checks) is amended—

(1) by striking “\$750” and inserting “\$1,250”, and

(2) by striking “\$15” and inserting “\$25”.

(b) **EFFECTIVE DATE.**—The amendments made by this section apply to checks or money orders received after the date of the enactment of this Act.

**SEC. 7546. UNDERSTATEMENT OF TAXPAYER LIABILITY BY RETURN PREPARERS.**

(a) **APPLICATION OF RETURN PREPARER PENALTIES TO ALL TAX RETURNS.**—

(1) **DEFINITION OF TAX RETURN PREPARER.**—Paragraph (36) of section 7701(a) (relating to income tax preparer) is amended—

(A) by striking “income” each place it appears in the heading and the text, and

(B) in subparagraph (A), by striking “subtitle A” each place it appears and inserting “this title”.

(2) **CONFORMING AMENDMENTS.**—

(A)(i) Section 6060 is amended by striking “**INCOME TAX RETURN PREPARERS**” in the heading and inserting “**TAX RETURN PREPARERS**”.

(ii) Section 6060(a) is amended—

(I) by striking “an income tax return preparer” each place it appears and inserting “a tax return preparer”,

(II) by striking “each income tax return preparer” and inserting “each tax return preparer”, and

(III) by striking “another income tax return preparer” and inserting “another tax return preparer”.

(iii) The item relating to section 6060 in the table of sections for subpart F of part III of subchapter A of chapter 61 is amended by striking “income tax return preparers” and inserting “tax return preparers”.

(iv) Subpart F of part III of subchapter A of chapter 61 is amended by striking “**Income Tax Return Preparers**” in the heading and inserting “**Tax Return Preparers**”.

(v) The item relating to subpart F in the table of subparts for part III of subchapter A of chapter 61 is amended by striking “income tax return preparers” and inserting “tax return preparers”.

(B) Section 6103(k)(5) is amended—

(i) by striking “income tax return preparer” each place it appears and inserting “tax return preparer”, and

(ii) by striking “income tax return preparers” each place it appears and inserting “tax return preparers”.

(C)(i) Section 6107 is amended—

(I) by striking “**INCOME TAX RETURN PREPARER**” in the heading and inserting “**TAX RETURN PREPARER**”,

(II) by striking “an income tax return preparer” each place it appears in subsections (a) and (b) and inserting “a tax return preparer”,

(III) by striking “**INCOME TAX RETURN PREPARER**” in the heading for subsection (b) and inserting “**TAX RETURN PREPARER**”, and

(IV) in subsection (c), by striking “income tax return preparers” and inserting “tax return preparers”.

(ii) The item relating to section 6107 in the table of sections for subchapter B of chapter 61 is amended by striking “Income tax return preparer” and inserting “Tax return preparer”.

(D) Section 6109(a)(4) is amended—

(i) by striking “an income tax return preparer” and inserting “a tax return preparer”, and

(ii) by striking “**INCOME RETURN PREPARER**” in the heading and inserting “**TAX RETURN PREPARER**”.

(E) Section 6503(k)(4) is amended by striking “Income tax return preparers” and inserting “Tax return preparers”.

(F)(i) Section 6694 is amended—

(I) by striking “**INCOME TAX RETURN PREPARER**” in the heading and inserting “**TAX RETURN PREPARER**”,

(II) by striking “an income tax return preparer” each place it appears and inserting “a tax return preparer”,

(III) in subsection (c)(2), by striking “the income tax return preparer” and inserting “the tax return preparer”,

(IV) in subsection (e), by striking “subtitle A” and inserting “this title”, and

(V) in subsection (f), by striking “income tax return preparer” and inserting “tax return preparer”.

(ii) The item relating to section 6694 in the table of sections for part I of subchapter B of chapter 68 is amended by striking “income tax return preparer” and inserting “tax return preparer”.

(G)(i) Section 6695 is amended—

(I) by striking “**INCOME**” in the heading, and

(II) by striking “an income tax return preparer” each place it appears and inserting “a tax return preparer”.

(ii) Section 6695(f) is amended—

(I) by striking “subtitle A” and inserting “this title”, and

(II) by striking “the income tax return preparer” and inserting “the tax return preparer”.

(iii) The item relating to section 6695 in the table of sections for part I of subchapter B of chapter 68 is amended by striking “income”.

(H) Section 6696(e) is amended by striking “subtitle A” each place it appears and inserting “this title”.

(I)(i) Section 7407 is amended—

(I) by striking “**INCOME TAX RETURN PREPARERS**” in the heading and inserting “**TAX RETURN PREPARERS**”,

(II) by striking “an income tax return preparer” each place it appears and inserting “a tax return preparer”,

(III) by striking “income tax preparer” both places it appears in subsection (a) and inserting “tax return preparer”, and

(IV) by striking “income tax return” in subsection (a) and inserting “tax return”.

(ii) The item relating to section 7407 in the table of sections for subchapter A of chapter 76 is amended by striking “income tax return preparers” and inserting “tax return preparers”.

(J)(i) Section 7427 is amended—

(I) by striking “**INCOME TAX RETURN PREPARERS**” in the heading and inserting “**TAX RETURN PREPARERS**”, and

(II) by striking “an income tax return preparer” and inserting “a tax return preparer”.

(ii) The item relating to section 7427 in the table of sections for subchapter B of chapter 76 is amended to read as follows:

“Sec. 7427. Tax return preparers.”.

(b) **MODIFICATION OF PENALTY FOR UNDERSTATEMENT OF TAXPAYER’S LIABILITY BY TAX RETURN PREPARER.**—Subsections (a) and (b) of section 6694 are amended to read as follows:

“(a) **UNDERSTATEMENT DUE TO UNREASONABLE POSITIONS.**—

“(1) **IN GENERAL.**—Any tax return preparer who prepares any return or claim for refund with respect to which any part of an understatement of liability is due to a position described in paragraph (2) shall pay a penalty with respect to each such return or claim in an amount equal to the greater of—

“(A) \$1,000, or

“(B) 50 percent of the income derived (or to be derived) by the tax return preparer with respect to the return or claim.

“(2) **UNREASONABLE POSITION.**—A position is described in this paragraph if—

“(A) the tax return preparer knew (or reasonably should have known) of the position,

“(B) there was not a reasonable belief that the position would more likely than not be sustained on its merits, and

“(C)(i) the position was not disclosed as provided in section 6662(d)(2)(B)(ii), or

“(ii) there was no reasonable basis for the position.

“(3) **REASONABLE CAUSE EXCEPTION.**—No penalty shall be imposed under this subsection if it is shown that there is reasonable cause for the understatement and the tax return preparer acted in good faith.

“(b) **UNDERSTATEMENT DUE TO WILLFUL OR RECKLESS CONDUCT.**—

“(1) **IN GENERAL.**—Any tax return preparer who prepares any return or claim for refund with respect to which any part of an understatement of liability is due to a conduct described in paragraph (2) shall pay a penalty with respect to each such return or claim in an amount equal to the greater of—

“(A) \$5,000, or

“(B) 50 percent of the income derived (or to be derived) by the tax return preparer with respect to the return or claim.

“(2) **WILLFUL OR RECKLESS CONDUCT.**—Conduct described in this paragraph is conduct by the tax return preparer which is—

“(A) a willful attempt in any manner to understate the liability for tax on the return or claim, or

“(B) a reckless or intentional disregard of rules or regulations.

“(3) REDUCTION IN PENALTY.—The amount of any penalty payable by any person by reason of this subsection for any return or claim for refund shall be reduced by the amount of the penalty paid by such person by reason of subsection (a).”.

(c) EFFECTIVE DATE.—The amendments made by this section shall apply to returns prepared after the date of the enactment of this Act.

**SEC. 7547. PENALTY FOR FILING ERRONEOUS REFUND CLAIMS.**

(a) IN GENERAL.—Part I of subchapter B of chapter 68 (relating to assessable penalties) is amended by inserting after section 6675 the following new section:

**“SEC. 6676. ERRONEOUS CLAIM FOR REFUND OR CREDIT.**

“(a) CIVIL PENALTY.—If a claim for refund or credit with respect to income tax (other than a claim for a refund or credit relating to the earned income credit under section 32) is made for an excessive amount, unless it is shown that the claim for such excessive amount has a reasonable basis, the person making such claim shall be liable for a penalty in an amount equal to 20 percent of the excessive amount.

“(b) EXCESSIVE AMOUNT.—For purposes of this section, the term ‘excessive amount’ means in the case of any person the amount by which the amount of the claim for refund or credit for any taxable year exceeds the amount of such claim allowable under this title for such taxable year.”.

(c) COORDINATION WITH OTHER PENALTIES.—This section shall not apply to any portion of the excessive amount of a claim for refund or credit which is subject to a penalty imposed under part II of subchapter A of chapter 68.”.

(b) CONFORMING AMENDMENT.—The table of sections for part I of subchapter B of chapter 68 is amended by inserting after the item relating to section 6675 the following new item:

“Sec. 6676. Erroneous claim for refund or credit.”.

(c) EFFECTIVE DATE.—The amendments made by this section shall apply to any claim filed or submitted after the date of the enactment of this Act.

**SEC. 7548. TIME FOR PAYMENT OF CORPORATE ESTIMATED TAXES.**

Subparagraph (B) of section 401(1) of the Tax Increase Prevention and Reconciliation Act of 2005 is amended by striking “106.25 percent” and inserting “114.25 percent”.

This Act may be cited as the “U.S. Troop Readiness, Veterans’ Care, Katrina Recovery, and Iraq Accountability Appropriations Act, 2007”.

And the Senate agree to the same.

DAVID R. OBEY,  
ROSA L. DELAURO,  
JOHN P. MURTHA,  
PETER J. VISCIOSKY,  
NITA LOWEY,  
CAROLYN KILPATRICK,  
NORMAN D. DICKS,  
CHET EDWARDS,  
Cummings  
ALAN B. MOLLOHAN,  
JOHN OLVER,  
JOSÉ E. SERRANO,  
DEBBIE WASSERMAN  
SCHULTZ,  
JAMES E. CLYBURN,  
*Managers on the Part of the House.*

ROBERT C. BYRD  
DANIEL K. INOUE,  
PATRICK J. LEAHY,  
TOM HARKIN,  
BARBARA A. MIKULSKI,  
HERB KOHL,  
PATTY MURRAY,  
BYRON L. DORGAN,  
DIANNE FEINSTEIN,  
RICHARD J. DURBIN,  
TIM JOHNSON,

MARY L. LANDRIEU,  
JACK REED,  
FRANK R. LAUTENBERG,  
BEN NELSON,  
*Managers on the Part of the Senate.*

When said conference report was considered.

After debate,

By unanimous consent, the previous question was ordered on the conference report to its adoption or rejection

The question being put, viva voce,

Will the House agree to said conference report?

The SPEAKER pro tempore, Mr. TIERNEY, announced that pursuant to clause 10 of rule XX the yeas and nays were ordered, and the call was taken by electronic device.

It was decided in the affirmative .....	Yeas .....	218
	Nays .....	208
	Answered present	2

¶57.33

[Roll No. 265]

YEAS—218

Abercrombie	Filner	Meeks (NY)
Ackerman	Frank (MA)	Melancon
Allen	Giffords	Miller (NC)
Altmire	Gilchrest	Miller, George
Andrews	Gillibrand	Mitchell
Arcuri	Gonzalez	Mollohan
Baca	Gordon	Moore (KS)
Baird	Green, Al	Moore (WI)
Baldwin	Green, Gene	Moran (VA)
Bean	Grijalva	Murphy (CT)
Becerra	Gutierrez	Murphy, Patrick
Berkley	Hall (NY)	Murtha
Berman	Hare	Nadler
Berry	Harman	Napolitano
Bishop (GA)	Hastings (FL)	Neal (MA)
Bishop (NY)	Herseth Sandlin	Neal (MA)
Blumenauer	Higgins	Oberstar
Boswell	Hill	Obey
Boucher	Hinchev	Olver
Boyd (FL)	Hinojosa	Ortiz
Boyd (KS)	Hirono	Pallone
Brady (PA)	Hodes	Pascrell
Braley (IA)	Holden	Pastor
Brown, Corrine	Holt	Payne
Butterfield	Honda	Pelosi
Capps	Hooley	Perlmutter
Capuano	Hoyer	Peterson (MN)
Cardoza	Inslee	Pomeroy
Carnahan	Israel	Price (NC)
Carney	Jackson (IL)	Rahall
Carson	Jackson-Lee	Rangel
Castor	(TX)	Reyes
Chandler	Jefferson	Rodriguez
Clarke	Johnson (GA)	Ross
Clay	Johnson, E. B.	Rothman
Cleaver	Jones (NC)	Roybal-Allard
Clyburn	Jones (OH)	Ruppersberger
Cohen	Kagen	Rush
Conyers	Kanjorski	Ryan (OH)
Cooper	Kaptur	Salazar
Costello	Kennedy	Sánchez, Linda
Courtney	Kildee	T.
Cramer	Kilpatrick	Sanchez, Loretta
Crowley	Kind	Sarbanes
Cuellar	Klein (FL)	Schakowsky
Cummings	Langevin	Schiff
Davis (AL)	Lantos	Schwartz
Davis (CA)	Larsen (WA)	Scott (GA)
Davis (IL)	Larson (CT)	Scott (VA)
DeFazio	Levin	Serrano
DeGette	Lipinski	Sestak
Delahunt	Loebsack	Shea-Porter
DeLauro	Lofgren, Zoe	Sherman
Dicks	Lowe	Shuler
Dingell	Lynch	Sires
Doggett	Mahoney (FL)	Skelton
Donnelly	Maloney (NY)	Slaughter
Doyle	Markey	Smith (WA)
Edwards	Matsui	Snyder
Ellison	McCarthy (NY)	Solis
Ellsworth	McCollum (MN)	Space
Emanuel	McDermott	Spratt
Engel	McGovern	Stupak
Eshoo	McIntyre	Sutton
Etheridge	McNerney	Tanner
Farr	Meehan	Tauscher
Fattah	Meek (FL)	Thompson (CA)
		Thompson (MS)

Tierney  
Towns  
Udall (CO)  
Udall (NM)  
Van Hollen  
Velázquez  
Visclosky

Walz (MN)  
Wasserman  
Schultz  
Watson  
Watt  
Waxman  
Weiner

Welch (VT)  
Wexler  
Wilson (OH)  
Wu  
Wynn  
Yarmuth

NAYS—208

Aderholt	Gerlach	Neugebauer
Akin	Gillmor	Nunes
Alexander	Gingrey	Paul
Bachmann	Gohmert	Pearce
Bachus	Goode	Pence
Baker	Goodlatte	Peterson (PA)
Barrett (SC)	Granger	Petri
Barrow	Graves	Pickering
Bartlett (MD)	Hall (TX)	Pitts
Barton (TX)	Hastert	Platts
Biggart	Hastings (WA)	Poe
Bilbray	Hayes	Porter
Bilirakis	Heller	Price (GA)
Bishop (UT)	Hensarling	Pryce (OH)
Blackburn	Herger	Putnam
Blunt	Hobson	Radanovich
Boehner	Hoekstra	Ramstad
Bonner	Hulshof	Regula
Bono	Hunter	Rehberg
Boozman	Inglis (SC)	Reichert
Boren	Issa	Renzi
Boustany	Jindal	Reynolds
Brady (TX)	Johnson (IL)	Rogers (AL)
Brown (SC)	Johnson, Sam	Rogers (KY)
Brown-Waite,	Jordan	Rogers (MI)
Ginny	Keller	Rohrabacher
Buchanan	King (IA)	Ros-Lehtinen
Burgess	King (NY)	Roskam
Burton (IN)	Kingston	Royce
Buyer	Kirk	Ryan (WI)
Calvert	Kline (MN)	Sali
Camp (MI)	Knollenberg	Saxton
Campbell (CA)	Kucinich	Schmidt
Cannon	Kuhl (NY)	Sensenbrenner
Cantor	LaHood	Sessions
Capito	Lamborn	Shadegg
Carter	Latham	Shays
Castle	LaTourrette	Shimkus
Chabot	Lee	Shuster
Coble	Lewis (CA)	Simpson
Cole (OK)	Lewis (GA)	Smith (NE)
Conaway	Lewis (KY)	Smith (NJ)
Crenshaw	Linder	Smith (TX)
Culberson	LoBiondo	Souder
Davis (KY)	Lucas	Stearns
Davis, David	Lungren, Daniel	Sullivan
Davis, Lincoln	E.	Tancred
Davis, Tom	Mack	Taylor
Deal (GA)	Manzullo	Terry
Dent	Marchant	Thornberry
Diaz-Balart, L.	Marshall	Tiahrt
Diaz-Balart, M.	Matheson	Tiberi
Doolittle	McCarthy (CA)	Turner
Drake	McCaul (TX)	Upton
Dreier	McCotter	Walberg
Duncan	McCrery	Walden (OR)
Ehlers	McHenry	Walsh (NY)
English (PA)	McHugh	Wamp
Everett	McKeon	Waters
Fallin	McMorris	Weld (FL)
Feehey	Rodgers	Weller
Ferguson	McNulty	Whitfield
Flake	Mica	Wicker
Forbes	Michaud	Wilson (NM)
Fortenberry	Miller (FL)	Wilson (SC)
Fossella	Miller (MI)	Wolf
Fox	Miller, Gary	Woolsey
Franks (AZ)	Moran (KS)	Young (AK)
Frelinghuysen	Murphy, Tim	Young (FL)
Gallegly	Musgrave	
Garrett (NJ)	Myrick	

ANSWERED “PRESENT”—2

Emerson           Stark

NOT VOTING—5

Costa           Davis, Jo Ann   Westmoreland  
Cubin           Lampson

So the conference report was agreed to.

A motion to reconsider the vote whereby said conference report was agreed to was, by unanimous consent, laid on the table.

Ordered, That the Clerk notify the Senate thereof.

57.34 H. RES. 320—UNFINISHED BUSINESS

The SPEAKER, pursuant to clause 8, rule XX, announced the unfinished business to be the motion to suspend the rules and agree to said resolution (H. Res. 320) congratulating the Universtiy of Tennessee women's basketball team for winning the 2007 NCAA Division I Women's Basketball Championship.

The question being put, Will the House suspend the rules and agree to said resolution?

The vote was taken by electronic device.

It was decided in the affirmative { Yeas ..... 415 Nays ..... 0

57.35 [Roll No. 266] YEAS—415

- Abercrombie Ackerman Aderholt Akin Alexander Allen Altmire Andrews Arcuri Baca Bachmann Bachus Baird Baldwin Barrett (SC) Barrow Bartlett (MD) Barton (TX) Bean Becerra Berkley Berman Berry Biggart Bilbray Bilirakis Bishop (GA) Bishop (NY) Bishop (UT) Blackburn Blumenauer Blunt Boehner Bonner Bono Boozman Boren Boswell Boucher Boustany Boyd (FL) Boyda (KS) Brady (PA) Brady (TX) Braley (IA) Brown (SC) Brown, Corrine Brown-Waite, Ginny Buchanan Burgess Burton (IN) Butterfield Buyer Calvert Camp (MI) Campbell (CA) Cannon Cantor Capito Capps Capuano Cardoza Carnahan Carney Carson Carter Castle Castor Chabot Chandler Clarke Clay Cleaver Clyburn Coble Cohen Cole (OK) Conaway Conyers Cooper Costa Costello Courtney Crenshaw Crowley Cuellar Cummings Davis (AL) Davis (CA) Davis (IL) Davis (KY) Davis, David Davis, Lincoln Davis, Tom Deal (GA) DeFazio DeGette Delahunt DeLauro Dent Diaz-Balart, L. Diaz-Balart, M. Dicks Dingell Doggett Donnelly Doolittle Doyle Drake Dreier Duncan Edwards Ehlers Ellison Ellsworth Emanuel Emerson Engel English (PA) Eshoo Etheridge Everett Fallin Farr Fattah Ferguson Filner Flake Forbes Fortenberry Fossella Foxx Frank (MA) Franks (AZ) Frelinghuysen Gallegly Garrett (NJ) Gerlach Giffords Gilchrest Gillibrand Gillmor Gingrey Gonzalez Goode Goodlatte Gordon

- Levin Lewis (CA) Lewis (GA) Lewis (KY) Lipinski LoBiondo Loeb sack Lofgren, Zoe Lowey Lucas Lungren, Daniel E. Lynch Mack Mahoney (FL) Maloney (NY) Manzullo Marchant Markey Marshall Matheson Matsui McCarthy (CA) McCarthy (NY) McCaul (TX) McCollum (MN) McCotter McDermott McGovern McHenry McHugh McIntyre McMorris Rodgers McNeerney McNulty Meehan Meek (FL) Meeks (NY) Melancon Mica Michaud Miller (FL) Miller (MI) Miller (NC) Miller, Gary Miller, George Mitchell Mollohan Moore (KS) Moore (WI) Moran (KS) Moran (VA) Murphy (CT) Murphy, Patrick Murphy, Tim Murtha Musgrave Myrick Nadler Napolitano Neal (MA) Neugebauer Nunes Oberstar Obey Oliver Ortiz Pallone Pascrell Pastor Paul Payne Pearce Pence Perlmutter Peterson (MN) Peterson (PA) Petri Pickering Pitts Platts Poe Pomeroy Porter Price (GA) Price (NC) Pryce (OH) Putnam Rahall Ramstad Rangel Regula Rehberg Reichert Renzi Reyes Reynolds Rodriguez Rogers (AL) Rogers (KY) Rogers (MI) Rohrabacher Ros-Lehtinen Roskam Ross Rothman Roybal-Allard Royce Ruppertsberger Rush Ryan (OH) Ryan (WI) Salazar Sali Sanchez, Linda T. Sanchez, Loretta Sarbanes Saxton Schakowsky Schiff Schmidt Schwartz Scott (GA) Scott (VA) Sensenbrenner Serrano Sessions Sestak Shadegg Shays Shea-Porter Sherman Shinkus Shuler Shuster Simpson Sires Skelton Slaughter Smith (NE) Smith (NJ) Smith (TX) Smith (WA) Snyder Solis Souder Space Spratt Stearns Porter Stupak Sullivan Sutton Tancredo Tanner Tauscher Taylor Terry Thompson (CA) Thompson (MS) Thornberry Tiahrt Tiberi Tierney Towns Turner Udall (CO) Udall (NM) Upton Van Hollen Velázquez Visclosky Walberg Walden (OR) Walsh (NY) Walz (MN) Wamp Wasserman Schultz Watson Watt Waxman Weiner Welch (VT) Weller Wexler Whitfield Wicker Wilson (NM) Wilson (OH) Wilson (SC) Wolf Woolsey Wu Wynn Yarmuth Young (AK) Young (FL)

NOT VOTING—17

- Baker Cramer Cubin Culberson Davis, Jo Ann Feeney Gohmert Hunter Lampson Linder McCrery McKeon Radanovich Stark Waters Weldon (FL) Westmoreland

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said resolution, was agreed to.

A motion to reconsider the vote whereby the rules were suspended and said resolution was agreed to was, by unanimous consent, laid on the table.

57.36 SENATE ENROLLED BILL SIGNED

The SPEAKER announced her signature to an enrolled bill of the Senate of the following title:

S. 521. An Act to designate the Federal building and United States courthouse and customhouse located at 515 West First Street in Duluth, Minnesota, as the "Gerald W. Heaney Federal Building and United States Courthouse and Customhouse".

57.37 BILLS PRESENTED TO THE PRESIDENT

Lorraine C. Miller, Clerk of the House, reported that on April 24, 2007, she presented to the President of the United States, for his approval, the following bills.

H.R. 137. An Act to amend title 18, United States Code, to strengthen prohibitions against animal fighting, and for other purposes.

H.R. 727. An Act to amend the Public Health Service Act to add requirements regarding trauma care, and for other purposes.

H.R. 753. An Act to redesignate the Federal building located at 167 North Main Street in Memphis, Tennessee, as the "Clifford Davis and Odell Horton Federal Building".

H.R. 1003. An Act to amend the Foreign Affairs Reform and Restructuring Act of 1998 to reauthorize the United States Advisory Commission on Public Diplomacy.

H.R. 1130. An Act to amend the Ethics in Government Act of 1978 to extend the authority to withhold from public availability a financial disclosure report filed by an individual who is a judicial officer or judicial employee, to the extent necessary to protect the safety of that individual or a family member of that individual, and for other purposes.

And then,

57.38 ADJOURNMENT

On motion of Mr. BURGESS, at 11 o'clock and 53 minutes p.m., the House adjourned.

57.39 PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XII, public bills and resolutions were introduced and severally referred, as follows:

By Mr. JACKSON of Illinois (for himself, Mr. RUSH, Mr. LIPINSKI, Mr. GUTIERREZ, Mr. EMANUEL, Mr. ROSKAM, Mr. DAVIS of Illinois, Ms. BEAN, Ms. SCHAKOWSKY, Mr. KIRK, Mr. WELLER, Mr. COSTELLO, Mrs. BIGGERT, Mr. HASTERT, Mr. JOHNSON of Illinois, Mr. MANZULLO, Mr. HARE, Mr. LAHOOD, and Mr. SHIMKUS):

H.R. 2025. A bill to designate the facility of the United States Postal Service located at 11033 South State Street in Chicago, Illinois, as the "Willye B. White Post Office Building"; to the Committee on Oversight and Government Reform.

By Mr. JONES of North Carolina (for himself and Mr. GOODE):

H.R. 2026. A bill to amend section 1922A of title 38, United States Code, to increase the amount of supplemental insurance available for totally disabled veterans; to the Committee on Veterans' Affairs.

By Mr. BILIRAKIS:

H.R. 2027. A bill to provide an additional 0.5 percent increase in the rates of military basic pay for members of the uniformed services above the pay increase proposed by the Department of Defense so as to ensure at least a minimum pay increase of 3.5 percent for members and to further narrow the "pay gap" that exists between the military and private sector pay scales; to the Committee on Armed Services.

By Mr. BOYD of Florida (for himself and Mr. MILLER of Florida):

H.R. 2028. A bill to extend Federal recognition to the Muscogee Nation of Florida; to the Committee on Natural Resources.

By Mrs. CAPPS:

H.R. 2029. A bill to facilitate the restoration of the native ecosystem on Santa Rosa

Island within Channel Islands National Park, and for other purposes; to the Committee on Natural Resources.

By Mr. CLAY (for himself, Mrs. CHRISTENSEN, Mr. CLEAVER, Ms. JACKSON-LEE of Texas, Ms. KILPATRICK, Ms. LEE, Mr. PAYNE, and Mr. RANGEL):

H.R. 2030. A bill to establish a commission to investigate the expulsion of African-American residents of the Missouri cities of Aurora, Monett, Newburg, Pierce City, Cassville, and Webb City from their homes that occurred between August 1894 and August 1901, and make recommendations regarding the feasibility and appropriateness of providing reparations to such residents; to the Committee on the Judiciary.

By Mr. DEFAZIO:

H.R. 2031. A bill to safely redeploy United States troops from Iraq; to the Committee on Armed Services, and in addition to the Committee on Foreign Affairs, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. DEFAZIO (for himself and Ms. GINNY BROWN-WAITE of Florida):

H.R. 2032. A bill to require the establishment of a Consumer Price Index for Elderly Consumers to compute cost-of-living increases for Social Security and Medicare benefits under titles II and XVIII of the Social Security Act; to the Committee on Ways and Means, and in addition to the Committees on Energy and Commerce, and Education and Labor, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. DELAHUNT (for himself, Mr. GOODLATTE, Mrs. MALONEY of New York, and Mrs. BONO):

H.R. 2033. A bill to amend title 17, United States Code, to provide protection for fashion design; to the Committee on the Judiciary.

By Mr. DINGELL (for himself, Mr. RANGEL, Mr. WAXMAN, Mr. STARK, Ms. SCHAKOWSKY, Mr. MARKEY, Mr. WYNN, Ms. BALDWIN, Mr. TOWNS, Ms. SOLIS, Mr. ENGEL, Mr. GENE GREEN of Texas, and Mr. DOYLE):

H.R. 2034. A bill to provide quality, affordable health care for all Americans; to the Committee on Ways and Means, and in addition to the Committees on Energy and Commerce, and Oversight and Government Reform, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Ms. HERSETH SANDLIN (for herself, Mr. SALAZAR, Mr. MORAN of Kansas, Mr. SMITH of Nebraska, and Mr. POMEROY):

H.R. 2035. A bill to tailor the rural broadband program to better serve those living in rural areas; to the Committee on Agriculture, and in addition to the Committee on Energy and Commerce, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. INSLEE (for himself, Mr. HOLT, Mr. HALL of New York, Ms. BORDALLO, Mr. DELAHUNT, and Mr. BLUMENAUER):

H.R. 2036. A bill to promote the development and use of marine and hydrokinetic renewable energy technologies, and for other purposes; to the Committee on Energy and Commerce, and in addition to the Committees on Science and Technology, Ways and Means, and Natural Resources, for a period to be subsequently determined by the Speak-

er, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Ms. KAPTUR:

H.R. 2037. A bill to amend the Energy Policy and Conservation Act of 1992 to require States to meet certain goals for the use of renewable fuels, and for other purposes; to the Committee on Energy and Commerce, and in addition to the Committee on Agriculture, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. KIND (for himself and Mr. NUNES):

H.R. 2038. A bill to promote biogas production, and for other purposes; to the Committee on Ways and Means, and in addition to the Committee on Agriculture, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. LEVIN:

H.R. 2039. A bill to amend the Internal Revenue Code of 1986 to modify the alternative fuel vehicle refueling property credit; to the Committee on Ways and Means.

By Mr. LEWIS of Georgia (for himself and Ms. PRYCE of Ohio):

H.R. 2040. A bill to require the Secretary of the Treasury to mint coins in commemoration of the semicentennial of the enactment of the Civil Rights Act of 1964; to the Committee on Financial Services.

By Mrs. MILLER of Michigan:

H.R. 2041. A bill to amend the Miscellaneous Trade and Technical Corrections Act of 2004 to authorize the establishment of Integrated Border Inspection Areas at the Blue Water Bridge connecting Port Huron, Michigan, and Point Edward, Ontario, Canada; to the Committee on Ways and Means, and in addition to the Committee on Homeland Security, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. RUPPERSBERGER (for himself, Mr. CUMMINGS, Mr. SARBANES, and Mr. KENNEDY):

H.R. 2042. A bill to amend the Natural Gas Act to modify a provision relating to the siting, construction, expansion, and operation of liquefied natural gas terminals, and for other purposes; to the Committee on Energy and Commerce.

By Mr. SMITH of Washington (for himself and Mrs. McMORRIS RODGERS):

H.R. 2043. A bill to provide for a Medicaid demonstration project for chronic disease management; to the Committee on Energy and Commerce.

By Mr. STUPAK:

H.R. 2044. A bill to amend title 10, United States Code, to extend eligibility for disability retired pay and separation pay to former cadets and midshipmen with prior enlisted service who incurred physical disabilities after January 1, 2000; to the Committee on Armed Services.

By Mr. UDALL of Colorado (for himself, Ms. GRANGER, Mr. BOSWELL, Mr. MCINTYRE, and Mr. CUMMINGS):

H.R. 2045. A bill to help promote the national recommendation of physical activity to kids, families, and communities across the United States; to the Committee on Energy and Commerce.

By Mr. EHLERS:

H. Con. Res. 128. Concurrent resolution authorizing the printing of a commemorative document in memory of the late President of the United States, Gerald Rudolph Ford; to the Committee on House Administration.

By Ms. EDDIE BERNICE JOHNSON of Texas:

H. Con. Res. 129. Concurrent resolution recognizing Susan G. Komen for the Cure on its leadership in the breast cancer movement on the occasion of its 25th anniversary; to the Committee on Energy and Commerce.

By Mrs. NAPOLITANO (for herself and Mr. TIM MURPHY of Pennsylvania):

H. Con. Res. 130. Concurrent resolution supporting the goals and ideals of Mental Health Month, and for other purposes; to the Committee on Energy and Commerce.

By Mr. WILSON of South Carolina (for himself and Mr. PENCE):

H. Con. Res. 131. Concurrent resolution commemorating the 40th anniversary of the reunification of Jerusalem; to the Committee on Foreign Affairs.

By Mr. SMITH of New Jersey (for himself, Mr. STUPAK, Mr. HOLDEN, and Mr. SHAYS):

H. Res. 337. A resolution supporting the goals and ideals of a Lyme Disease Awareness Month; to the Committee on Energy and Commerce.

By Mr. WEXLER (for himself, Mr. KIND, Mr. GALLEGLEY, Mr. LANTOS, Mr. ENGEL, Mr. ENGLISH of Pennsylvania, and Mr. ISSA):

H. Res. 338. A resolution encouraging increased cooperation between the United States and the European Union to strengthen the transatlantic market; to the Committee on Foreign Affairs.

#### §57.40 ADDITIONAL SPONSORS

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

H.R. 20: Ms. WOOLSEY, Mr. HASTINGS of Florida, Mr. MCGOVERN, Mr. BISHOP of Georgia, Ms. WATERS, Mr. DINGELL, Mr. SCOTT of Georgia, Mr. MEEK of Florida, Mr. WATT, and Mr. RANGEL.

H.R. 23: Mr. HODES and Mr. KING of Iowa.

H.R. 73: Mr. HASTINGS of Washington.

H.R. 135: Mr. PRICE of Georgia, Mr. GINGREY, Mr. KUHL of New York, Mrs. MUSGRAVE, Mr. MARCHANT, and Mr. WELDON of Florida.

H.R. 177: Mr. LEWIS of Georgia.

H.R. 219: Mr. MARSHALL.

H.R. 255: Mr. TIM MURPHY of Pennsylvania.

H.R. 297: Mr. BOUCHER, Mrs. CAPPS, Mr. EMANUEL, Mrs. LOWEY, Mr. PASCRELL, and Ms. WOOLSEY.

H.R. 303: Mrs. MUSGRAVE, Mr. JINDAL, and Mr. PICKERING.

H.R. 322: Mr. PITTS, Mr. CAMPBELL of California, Mr. SHADEGG, Mr. YOUNG of Alaska, Mr. ROSKAM, Ms. GRANGER, Mr. HOEKSTRA, Mr. REYNOLDS, Mr. EHLERS, Mr. EVERETT, Mr. SHUSTER, Mr. CANTOR, and Mr. MCCAUL of Texas.

H.R. 370: Mr. RUSH.

H.R. 405: Mr. LARSEN of Washington.

H.R. 436: Mr. MCKEON.

H.R. 464: Mr. LOEBSACK.

H.R. 471: Mr. LINCOLN DAVIS of Tennessee, Mrs. CUBIN, Mr. HIGGINS, Mr. WALZ of Minnesota, Mr. KNOLLENBERG, Ms. HERSETH SANDLIN, and Mr. SKELTON.

H.R. 522: Mr. PAYNE and Mr. TOWNS.

H.R. 531: Mr. COHEN, Ms. JACKSON-LEE of Texas, and Mr. GRIJALVA.

H.R. 543: Mr. SMITH of Washington.

H.R. 551: Mr. GONZALEZ, Mr. MCCARTHY of California, Mr. NUNES, and Mr. ROHR-ABACHER.

H.R. 563: Mr. NUNES.

H.R. 579: Ms. WASSERMAN SCHULTZ and Mr. LOEBSACK.

H.R. 583: Mrs. BONO, Mr. CALVERT, Mr. WALZ of Minnesota, Ms. NORTON, and Mr. LANTOS.

H.R. 612: Mr. LATHAM.

H.R. 690: Mr. CUMMINGS.

- H.R. 691: Mr. MILLER of North Carolina and Ms. SLAUGHTER.  
H.R. 692: Mr. NADLER.  
H.R. 695: Mr. SCHIFF.  
H.R. 697: Mr. SMITH of Texas, Mr. SHADEGG, Mr. JINDAL, and Mr. DUNCAN.  
H.R. 698: Mr. EDWARDS, Ms. SCHWARTZ, and Mr. MANZULLO.  
H.R. 718: Mr. ABERCROMBIE, Mr. MURTHA, and Mr. CARNEY.  
H.R. 728: Mr. CROWLEY.  
H.R. 734: Ms. FALLIN and Mr. BONNER.  
H.R. 741: Mr. RANGEL, Mr. SAXTON, Ms. SLAUGHTER, Mr. COURTNEY, Mr. ENGEL, Mr. REYNOLDS, Mr. HALL of New York, Mr. FOSSELLA, Mrs. GILLIBRAND, and Mr. HOYER.  
H.R. 758: Mr. LOEBSACK.  
H.R. 760: Mrs. CAPITO.  
H.R. 772: Mr. KAGEN.  
H.R. 782: Mr. INGLIS of South Carolina, Mr. BISHOP of Utah, Mr. ROGERS of Alabama, and Mr. ETHERIDGE.  
H.R. 801: Mr. PORTER.  
H.R. 804: Ms. SUTTON, Mr. HARE, and Mr. JOHNSON of Georgia.  
H.R. 853: Mr. MCGOVERN.  
H.R. 869: Mr. HAYES.  
H.R. 898: Mr. MCINTYRE and Mr. DELAHUNT.  
H.R. 923: Mr. FARR.  
H.R. 927: Mr. FOSSELLA.  
H.R. 971: Mr. NEUGEBAUER and Mr. MELANCON.  
H.R. 980: Mr. BOSWELL, Mr. TIAHRT, Mr. SPACE, Mr. WILSON of Ohio, Mr. HOLDEN, Mr. TIERNEY, Mr. LARSON of Connecticut, and Mr. DONNELLY.  
H.R. 983: Mr. HASTINGS of Washington, Mr. HULSHOF, and Mr. WICKER.  
H.R. 997: Mr. WELDON of Florida, Mr. MORAN of Kansas, and Mr. WALDEN of Oregon.  
H.R. 1014: Mr. ETHERIDGE, Mrs. MALONEY of New York, Ms. JACKSON-LEE of Texas, Mr. ROTHMAN, Mr. WYNN, Ms. WOOLSEY, Mr. OBERSTAR, Ms. CORRINE BROWN of Florida, Mrs. BONO, Mr. REHBERG, Mr. ORTIZ, Ms. CARSON, Mr. GOODE, Ms. MATSUI, Ms. DEGETTE, Mr. FARR, Mr. ABERCROMBIE, Mr. FERGUSON, Mrs. SCHMIDT, Ms. CASTOR, Ms. GRANGER, Mrs. SCHWARTZ, Ms. HARMAN, Mrs. GILLIBRAND, Ms. EDDIE BERNICE JOHNSON of Texas, Ms. KAPTUR, Ms. CLARKE, Mr. LOEBSACK, Mr. PERLMUTTER, and Mr. MURTHA.  
H.R. 1023: Mr. TOWNS and Mr. HASTINGS of Washington.  
H.R. 1031: Mr. LANTOS.  
H.R. 1032: Mr. RAHALL and Mr. MCINTYRE.  
H.R. 1034: Mr. MCCREY.  
H.R. 1038: Ms. SLAUGHTER, Mr. LOEBSACK, and Mrs. MCCARTHY of New York.  
H.R. 1061: Mr. MCCAUL of Texas, Mrs. GILLIBRAND, and Mrs. DAVIS of California.  
H.R. 1063: Mr. TURNER.  
H.R. 1071: Ms. CLARKE.  
H.R. 1072: Mr. PRICE of North Carolina.  
H.R. 1073: Mr. UDALL of New Mexico, Mr. JACKSON of Illinois, Mr. SHULER, and Mrs. DAVIS of California.  
H.R. 1084: Ms. WATSON, Ms. MATSUI, and Ms. BORDALLO.  
H.R. 1092: Mr. LINCOLN DAVIS of Tennessee, Mr. DINGELL, Mrs. DAVIS of California, Mr. GONZALEZ, Mr. McNULTY, Ms. SCHWARTZ, Mr. WEXLER, Mr. RODRIGUEZ, and Ms. BERKLEY.  
H.R. 1098: Ms. SCHWARTZ.  
H.R. 1102: Mr. PETERSON of Minnesota and Mr. JINDAL.  
H.R. 1117: Mr. HOLT, Mr. GEORGE MILLER of California, Mr. KIND, Mr. RUPPERSBERGER, Mr. FILNER, and Mr. ROTHMAN.  
H.R. 1147: Mr. CAMP of Michigan.  
H.R. 1148: Ms. SCHAKOWSKY.  
H.R. 1157: Mr. BRADY of Pennsylvania, Mrs. GILLIBRAND, Mr. NUNES, Mr. ENGLISH of Pennsylvania, Mr. KUHLMAN of New York, Ms. LINDA T. SANCHEZ of California, Mr. LOBIONDO, Mr. ELLISON, Mr. VAN HOLLEN, Mr. McHUGH, and Mr. MILLER of North Carolina.  
H.R. 1188: Mr. RAHALL.  
H.R. 1192: Mr. BOSWELL.  
H.R. 1222: Mr. JINDAL and Mr. LARSON of Connecticut.  
H.R. 1224: Mr. MORAN of Virginia, Mr. HOLDEN, and Mr. FORTUÑO.  
H.R. 1225: Mr. SMITH of Washington.  
H.R. 1228: Mr. WALZ of Minnesota and Mr. MCINTYRE.  
H.R. 1250: Mr. GILLMOR.  
H.R. 1260: Mr. DUNCAN and Mr. LINCOLN DAVIS of Tennessee.  
H.R. 1280: Mr. GONZALEZ.  
H.R. 1293: Mrs. CUBIN and Mr. GILLMOR.  
H.R. 1302: Mr. JACKSON of Illinois, Ms. MOORE of Wisconsin, Mr. COHEN, Ms. SCHWARTZ, and Mr. MCCAUL of Texas.  
H.R. 1330: Mr. LOEBSACK.  
H.R. 1333: Mr. JINDAL, Mr. CAMPBELL of California, and Mr. CUELLAR.  
H.R. 1336: Mr. MORAN of Kansas and Mr. WALDEN of Oregon.  
H.R. 1352: Ms. ZOE LOFGREN of California.  
H.R. 1355: Mr. CALVERT.  
H.R. 1384: Mr. HERGER, Mr. LANTOS, and Ms. ROYBAL-ALLARD.  
H.R. 1394: Mr. CHANDLER and Mr. KIND.  
H.R. 1399: Mr. PRICE of Georgia, Mr. WESTMORELAND, Mr. KLINE of Minnesota, Mr. PLATTS, Mr. PICKERING, Mr. CALVERT, and Mr. KING of Iowa.  
H.R. 1422: Mr. SAXTON and Mr. RUSH.  
H.R. 1427: Mr. TERRY.  
H.R. 1431: Mr. AKIN.  
H.R. 1440: Mr. MCINTYRE.  
H.R. 1459: Mr. EDWARDS, Mr. MEEKS of New York, Mr. EMANUEL, Mr. ELLSWORTH, Mr. YOUNG of Florida, Ms. WASSERMAN SCHULTZ, and Mr. PATRICK MURPHY of Pennsylvania.  
H.R. 1461: Mr. GUTIERREZ, Ms. CARSON, and Mr. CLAY.  
H.R. 1466: Mr. REICHERT.  
H.R. 1481: Mr. NEUGEBAUER and Mrs. EMERSON.  
H.R. 1498: Mr. LAHOOD, Mr. ROSKAM, Mr. PAUL, and Ms. SCHWARTZ.  
H.R. 1499: Mr. BAIRD.  
H.R. 1524: Mr. JINDAL, Mr. McCOTTER, Ms. EDDIE BERNICE JOHNSON of Texas, Mr. COHEN, Mr. PRICE of North Carolina, and Mr. SENBRENNER.  
H.R. 1527: Mr. MILLER of Florida.  
H.R. 1533: Mr. FORTENBERRY.  
H.R. 1537: Mr. RADANOVICH, Ms. ZOE LOFGREN of California, Ms. LORETTA SANCHEZ of California, and Mr. PORTER.  
H.R. 1540: Mr. McDERMOTT.  
H.R. 1541: Mrs. DAVIS of California.  
H.R. 1583: Mr. NADLER, Mr. HINCHEY, Mr. HALL of New York, Mr. MEEKS of New York, Mrs. LOWEY, and Mr. PASCRELL.  
H.R. 1593: Mr. GILCHREST, Mr. COSTELLO, and Mr. AL GREEN of Texas.  
H.R. 1600: Mr. ANDREWS.  
H.R. 1638: Mr. PASCRELL, Mrs. MCCARTHY of New York, Mr. FERGUSON, and Mr. KING of New York.  
H.R. 1641: Mr. PICKERING.  
H.R. 1655: Mr. GERLACH.  
H.R. 1662: Mr. COSTA and Mr. RADANOVICH.  
H.R. 1665: Mr. CHANDLER and Mr. NEUGEBAUER.  
H.R. 1673: Mr. PICKERING, Mr. GERLACH, and Mr. CHANDLER.  
H.R. 1674: Mrs. MYRICK and Mr. CLYBURN.  
H.R. 1709: Ms. HIRONO.  
H.R. 1730: Mr. CARNEY.  
H.R. 1731: Mr. ENGLISH of Pennsylvania, Mr. NEAL of Massachusetts, Ms. BORDALLO, Mr. DUNCAN, Mr. OBERSTAR, Mr. LEWIS of Georgia, and Mr. McNULTY.  
H.R. 1742: Mr. CARNEY.  
H.R. 1756: Mr. HILL and Mr. REHBERG.  
H.R. 1767: Mrs. DRAKE, Mr. SKELTON, Mr. CLEAVER, Mr. CALVERT, Mr. BONNER, and Mr. ORTIZ.  
H.R. 1823: Mr. CLEAVER, Mr. WU, and Mr. HASTINGS of Washington.  
H.R. 1827: Mr. ENGLISH of Pennsylvania.  
H.R. 1845: Mr. ROGERS of Alabama, Mr. BOUSTANY, Mr. COLE of Oklahoma, and Mr. ETHERIDGE.  
H.R. 1871: Mrs. MALONEY of New York.  
H.R. 1873: Mr. REYES, Mr. LARSEN of Washington, Mr. GONZALEZ, Mr. JORDAN, and Ms. BEAN.  
H.R. 1881: Mr. PASCRELL, Mr. JOHNSON of Georgia, and Mr. McCOTTER.  
H.R. 1889: Mr. PETERSON of Minnesota.  
H.R. 1890: Mr. PETERSON of Minnesota.  
H.R. 1902: Mr. MARSHALL.  
H.R. 1907: Mr. PAYNE and Mr. ALLEN.  
H.R. 1909: Mr. NEUGEBAUER, Mr. AL GREEN of Texas, and Mr. MCCAUL of Texas.  
H.R. 1929: Mrs. BOYDA of Kansas, Mr. EVERETT, Mrs. CUBIN, Mr. PETERSON of Minnesota, Mr. LINCOLN DAVIS of Tennessee, Mr. BOSWELL, and Mr. DONNELLY.  
H.R. 1930: Mr. REICHERT.  
H.R. 1932: Mr. McCOTTER, Mrs. EMERSON, and Mr. LATOURETTE.  
H.R. 1940: Mr. DAVID DAVIS of Tennessee, Mr. GINGREY, Mr. PRICE of Georgia, Mr. CARTER, Mr. CULBERSON, Mr. McKEON, Mr. SULLIVAN, Mr. WESTMORELAND, Mr. TANCREDO, Mrs. DRAKE, and Mr. HUNTER.  
H.R. 1945: Mrs. MALONEY of New York.  
H.R. 1960: Mr. FATTAH and Ms. CARSON.  
H.R. 1971: Ms. SCHWARTZ.  
H.R. 1974: Ms. SCHWARTZ and Mr. SESSIONS.  
H.R. 1975: Mr. NEAL of Massachusetts.  
H.R. 1980: Ms. MATSUI.  
H.R. 1986: Mr. ROSS, Mr. MOORE of Kansas, and Ms. HERSETH SANDLIN.  
H.R. 2005: Mr. WALZ of Minnesota, Mr. KAGEN, Mr. ELLISON, Mr. PETERSON of Minnesota, and Mr. ENGLISH of Pennsylvania.  
H.R. 2016: Mr. HOLT.  
H.R. 2017: Mr. REYES and Ms. HIRONO.  
H.J. Res. 9: Mr. LATHAM, Mr. BURTON of Indiana, Mr. HENSARLING, and Mr. PICKERING.  
H.J. Res. 30: Mr. STARK.  
H. Con. Res. 21: Mr. CANTOR.  
H. Con. Res. 70: Mr. GOODE, Mr. SHAYS, and Mr. UDALL of Colorado.  
H. Con. Res. 95: Mr. ROTHMAN.  
H. Con. Res. 102: Mr. McCOTTER.  
H. Con. Res. 104: Ms. CARSON, Mr. ENGLISH of Pennsylvania, Mr. CLEAVER, Mr. DELAHUNT, Mr. WEXLER, Mr. SMITH of Washington, and Mr. SRES.  
H. Con. Res. 105: Ms. ROS-LEHTINEN, Ms. GINNY BROWN-WAITE of Florida, Ms. FALLIN, Mr. LUCAS, Mrs. BONO, Mrs. CAPITO, Mrs. BIGGERT, Mrs. WILSON of New Mexico, and Ms. PRYCE of Ohio.  
H. Con. Res. 108: Mr. LOEBSACK.  
H. Con. Res. 112: Ms. DELAURO, Mr. KILDEE, and Ms. SHEA-PORTER.  
H. Con. Res. 122: Ms. CASTOR, Ms. MCCOLLUM of Minnesota, Mr. FARR, and Ms. SCHAKOWSKY.  
H. Res. 87: Mr. PICKERING.  
H. Res. 128: Mr. RUPPERSBERGER and Mr. FERGUSON.  
H. Res. 145: Mr. BECERRA, Ms. ROYBAL-ALLARD, Ms. SOLIS, Mr. HINOJOSA, Mr. REYES, Mr. WU, and Mr. BISHOP of New York.  
H. Res. 194: Mr. SCHIFF, Mr. BERMAN, Mr. HOLT, and Mr. WAXMAN.  
H. Res. 197: Mr. LOEBSACK.  
H. Res. 216: Mr. CONAWAY, Mr. GERLACH, and Mr. ENGLISH of Pennsylvania.  
H. Res. 223: Mr. McNULTY, Mr. KUHLMAN of New York, Mrs. MUSGRAVE, Mr. LAMBORN, Mr. MARCHANT, and Mr. CARTER.  
H. Res. 231: Mr. WAMP and Mr. LAMBORN.  
H. Res. 272: Mr. RUSH.  
H. Res. 282: Mr. CARNEY, Mr. SKELTON, Ms. WASSERMAN SCHULTZ, Mr. SAXTON, Mr. UDALL of Colorado, Mr. ISRAEL, Mr. GRIJALVA, Mr. DONNELLY, and Mr. PAYNE.  
H. Res. 287: Mr. WOLF.  
H. Res. 291: Mr. THOMPSON of Mississippi, Mr. MOORE of Kansas, Mr. KUHLMAN of New York, and Mr. WOLF.  
H. Res. 296: Mr. HIGGINS, Mr. BOYD of Florida, and Mr. TOM DAVIS of Virginia.

H. Res. 308: Ms. CLARKE, Mr. HASTINGS of Florida, Mr. SHAYS, Mr. FOSSELLA, Mr. HARE, Mr. JOHNSON of Illinois, Mr. COHEN, Mr. MCDERMOTT, Mr. MCCOTTER, Mr. CROWLEY, Mr. KING of New York, Ms. LEE, Ms. JACKSON-LEE of Texas, Mr. HINCHAY, Mr. HOLDEN, and Mr. NEAL of Massachusetts.

H. Res. 313: Ms. LINDA T. SÁNCHEZ of California, Mr. LOBIONDO, Mr. SESSIONS, Mr. SHERMAN, Mr. BOUCHER, Ms. KAPTUR, Mr. GUTIERREZ, Mr. PETERSON of Minnesota, Mr. GRIJALVA, and Mr. YOUNG of Alaska.

H. Res. 326: Ms. BORDALLO, Mr. BURTON of Indiana, Mrs. MALONEY of New York, Ms. SHEA-PORTER, Mr. TIM MURPHY of Pennsylvania, Mr. LAMPSON, Mr. MORAN of Virginia, Ms. EDDIE BERNICE JOHNSON of Texas, Mr. CROWLEY, Mr. STUPAK, Mr. HIGGINS, Mr. WILSON of Ohio, Mr. JOHNSON of Georgia, Ms. WOOLSEY, Mr. MCGOVERN, and Mr. UDALL of New Mexico.

#### ¶57.41 DELETIONS OF SPONSORS FROM PUBLIC BILLS AND RESOLUTIONS

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

H.R. 65: Ms. HERSETH SANDLIN.

### THURSDAY, APRIL 26, 2007 (58)

#### ¶58.1 APPOINTMENT OF SPEAKER PRO TEMPORE

The House was called to order by the SPEAKER pro tempore, Mr. Lincoln DAVIS of Tennessee, who laid before the House the following communication:

WASHINGTON, DC,  
April 26, 2007.

I hereby appoint the Honorable LINCOLN DAVIS to act as Speaker pro tempore on this day.

NANCY PELOSI,  
*Speaker of the House of Representatives.*

#### ¶58.2 APPROVAL OF THE JOURNAL

The SPEAKER pro tempore, Mr. Lincoln DAVIS of Tennessee, announced he had examined and approved the Journal of the proceedings of Wednesday, April 25, 2007.

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

#### ¶58.3 COMMUNICATIONS

Executive and other communications, pursuant to clause 8, rule XII, were referred as follows:

1310. A letter from the Comptroller, Department of Defense, transmitting a report of a violation of the Antideficiency Act by the Department of the Army, Case Number 04-07, pursuant to 31 U.S.C. 1351; to the Committee on Appropriations.

1311. A letter from the Comptroller, Department of Defense, transmitting a report of a violation of the Antideficiency Act by the Department of the Army, Case Number 05-07, pursuant to 31 U.S.C. 1517(b); to the Committee on Appropriations.

1312. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting a report on U.S. military personnel and U.S. individual civilians retained as contractors involved in supporting Plan Colombia, pursuant to Public Law 106-246, section 3204 (f); to the Committee on Armed Services.

1313. A letter from the Secretary of the Air Force, Department of Defense, transmitting a report of a critical breach in Average Procurement Unit Cost (APUC) for the Joint Air-to-Surface Standoff Missile, pursuant to

10 U.S.C. 2433; to the Committee on Armed Services.

1314. A letter from the Directors, Congressional Budget Office and Office of Management and Budget, transmitting a joint report on the technical assumptions to be used in preparing estimates of National Defense Function (050) fiscal year 2008 outlay rates and prior year outlays, pursuant to 10 U.S.C. 226; to the Committee on Armed Services.

1315. A letter from the Acting Secretary of the Army, Department of Defense, transmitting the Department's Interim Report on the Recruiter Incentive Pay Pilot Program, pursuant to Section 681 of the National Defense Authorization Act for 2006; to the Committee on Armed Services.

1316. A letter from the Under Secretary for Acquisition, Technology and Logistics, Department of Defense, transmitting the Department's report on the specific amounts of staff years of technical effort to be allocated for each Federally Funded Research and Development Center during FY 2008, as required by section 8023(e) of the Department of Defense Appropriations Act, Pub. L. 109-289; to the Committee on Armed Services.

1317. A letter from the Assistant Secretary for the Army for Installations and Environment, Department of Defense, transmitting the Department's report on the Adaptive Re-Use Study for the GSA Warehouse Area, Springfield, Virginia, as required by Section 2868 of the John Warner National Defense Authorization Act for Fiscal Year 2007; to the Committee on Armed Services.

1318. A letter from the Acting Director, Defense Security Cooperation Agency, transmitting the FY 2006 annual report on Military Assistance, Military Exports, and Military Imports, as required by Section 655 of the Foreign Assistance Act of 1961 (FAA); to the Committee on Foreign Affairs.

1319. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting a report for 2006 on the International Atomic Energy Agency (IAEA) Activities in countries described in Section 307 (a) of the Foreign Assistance Act, pursuant to Public Law 105-277, section 2809(c)(2); to the Committee on Foreign Affairs.

1320. A letter from the President & CEO, Overseas Private Investment Corporation, transmitting the Corporation's Report on the Development and U.S. Effects of the Corporation's FY 2006 projects, in accordance with Section 240A of the Foreign Assistance Act of 1961; to the Committee on Foreign Affairs.

1321. A letter from the Chairman, Commodity Futures Trading Commission, transmitting a copy of the Commission's Fiscal Year 2006 Notification and Federal Employee Anti-Discrimination and Retaliation (No FEAR) Act Annual Report; to the Committee on Oversight and Government Reform.

1322. A letter from the Chairman, Federal Housing Finance Board, transmitting the Board's FY 2006 Annual Report required by Section 203 of the Notification and Federal Antidiscrimination and Retaliation Act of 2002, Pub. L. 107-174; to the Committee on Oversight and Government Reform.

1323. A letter from the Secretary, Federal Maritime Commission, transmitting the Commission's FY 2006 Annual Report on EEO Complaints Activity, in compliance with Section 203 of the No FEAR Act; to the Committee on Oversight and Government Reform.

1324. A letter from the Chief Administrative Officer, Patent and Trademark Office, transmitting the Office's FY 2006 Annual Report required by Section 203 of the Notification and Federal Antidiscrimination and Retaliation Act of 2002, Pub. L. 107-174; to the Committee on Oversight and Government Reform.

1325. A letter from the Administrator, Small Business Administration, transmitting a copy of the Administration's Fiscal Year 2006 Notification and Federal Employee Anti-Discrimination and Retaliation (No FEAR) Act Annual Report, pursuant to Public Law 107-174, section 203; to the Committee on Oversight and Government Reform.

1326. A letter from the Senior Vice President, Tennessee Valley Authority, transmitting the Authority's FY 2006 Annual Report required by Section 203 of the Notification and Federal Antidiscrimination and Retaliation Act of 2002, Pub. L. 107-174; to the Committee on Oversight and Government Reform.

1327. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Rolls-Royce Corporation 501-D Series Turboprop Engines [Docket No. FAA-2006-26193; Directorate Identifier 2001-NE-01-AD; Amendment 39-14853; AD 2006-25-12] (RIN: 2120-AA64) received April 23, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1328. A letter from the Program Analyst, Department of Transportation, transmitting Airworthiness Directives; Pratt & Whitney PW4077D, PW4084D, PW4090, and PW4090-3 Turbofan Engines [Docket No. FAA-2006-24034; Directorate Identifier 2006-NE-05-AD; Amendment 39-14959; AD 2007-04-26] (RIN: 2120-AA64) received April 23, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1329. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Airbus Model A318, A319, A320 and A321 Airplanes [Docket No. FAA-2007-27360; Directorate Identifier 2007-NM-026-AD; Amendment 39-14986; AD 2007-06-05] (RIN: 2120-AA64) received April 23, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1330. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Raytheon Aircraft Company Beech Models 45 (YT-34), A45 (T-34A, B-45), and D45 (T-34B) Airplanes [Docket No. FAA-2006-25105; Directorate Identifier 2006-CE-33-AD; Amendment 39-14982; AD 2007-06-01] (RIN: 2120-AA64) received April 23, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1331. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; EADS SOCATA Model TBM 700 Airplanes [Docket No. FAA-2006-26231; Directorate Identifier 2006-CE-61-AD; Amendment 39-14985; AD 2007-06-04] (RIN: 2120-AA64) received April 23, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1332. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Airbus Model A330 Airplanes [Docket No. FAA-2007-26834; Directorate Identifier 2006-NM-235-AD; Amendment 39-14984; AD 2007-06-03] (RIN: 2120-AA64) received April 23, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1333. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Airbus Model A318, A319, A320, and A321 Airplanes [Docket No. FAA-2006-26516; Directorate Identifier 2006-NM-173-AD; Amendment 39-14983; AD 2007-06-02] (RIN: 2120-AA64) received April 23, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1334. A letter from the Program Analyst, Department of Transportation, transmitting



the Department's final rule — Airworthiness Directives; Microturbo Saphir 20 Models 095 Auxiliary Power Units (APU) [Docket No. FAA-2006-24846; Directorate Identifier 2006-NE-21-AD; Amendment 39-14981; AD 2007-05-20] (RIN: 2120-AA64) received April 23, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1335. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Eurocopter Deutschland GmbH Model MBB-BK 117 C-2 Helicopters [Docket No. FAA-2006-26721; Directorate Identifier 2006-SW-28-AD; Amendment 39-14961; AD 2006-26-51] (RIN: 2120-AA64) received April 23, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1336. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; General Electric Company (GE) CF6-80C2 Turbofan Engines [Docket No. FAA-2006-23871; Directorate Identifier 2006-NE-01-AD; Amendment 39-14975; AD 2007-05-14] (RIN: 2120-AA64) received April 23, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1337. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Teledyne Continental Motors GTSIO-520 Series Reciprocating Engines [Docket No. FAA-2005-20850; Directorate Identifier 2005-NE-05-AD; Amendment 39-14976; AD 2007-05-15] (RIN: 2120-AA64) received April 23, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1338. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Airbus Model A330 Airplanes and Model A340-200 and -300 Series Airplanes [Docket No. FAA-2006-26707; Directorate Identifier 2006-NM-157-AD; Amendment 39-14973; AD 2007-05-12] (RIN: 2120-AA64) received April 23, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1339. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Airbus Model A319, A320, and A321 Airplanes [Docket No. FAA-2006-26706; Directorate Identifier 2006-NM-216-AD; Amendment 39-14974; AD 2007-05-13] (RIN: 2120-AA64) received April 23, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1340. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; General Electric Aircraft Engines (GE) CF34-3A1/-3B/-3B1 Turbofan Engines [Docket No. FAA-2007-27308; Directorate Identifier 2007-NE-06-AD; Amendment 39-14977; AD 2007-05-16] (RIN: 2120-AA64) received April 23, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1341. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Glasflugel Models H 301 "Libelle," H301B "Libelle," Standard "Libelle," and Standard Libelle-201B Sailplanes [Docket No. FAA-2006-24709; Directorate Identifier 2006-CE-28-AD; Amendment 39-14980; AD 2007-05-19] (RIN: 2120-AA64) received April 23, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1342. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule—Airworthiness

Directives; Pratt & Whitney JT9D Series Turbofan Engines [Docket No. FAA-2007-27023; Directorate Identifier 98-ANE-47-AD; Amendment 39-14978; AD 2007-05-17] (RIN: 2120-AA64) received April 23, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1343. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule—Airworthiness Directives; Alpha Aviation Design Limited (Type Certificate No. A48EU previously held by APEX Aircraft and AVIONS PIERRE ROBIN) Model R2160 Airplanes [Docket No. FAA-2006-26493; Directorate Identifier 2006-CE-78-AD; Amendment 39-14964; AD 2007-05-03] (RIN: 2120-AA64) received April 23, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1344. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule—Airworthiness Directives; Mooney Airplane Company, Inc., (Mooney) Models M20M and M20R Airplanes [Docket No. FAA-2006-6071; Directorate Identifier 2006-CE-51-AD; Amendment 39-14965; AD 2007-05-04] (RIN: 2120-AA64) received April 23, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1345. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule—Airworthiness Directives; SOCATA—Groupe AEROSPATIALE Models M.S. 760, M.S. 760A, and M.S. 760B Airplanes [Docket No. FAA-2006-26489; Directorate Identifier 2006-CE-74-AD; Amendment 39-14966; AD 2007-05-05] (RIN: 2120-AA64) received April 23, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1346. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule—Airworthiness Directives; Cessna Aircraft Company Models 172R, 172S, 182S, 182T, T182T, 206H, and T206H Airplanes [Docket No. FAA-2006-25261; Directorate Identifier 2006-CE-38-AD; Amendment 39-14971; AD 2007-05-10] (RIN: 2120-AA64) received April 23, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1347. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule—Airworthiness Directives; Boeing Model 737-600, -700, -700C, and -800 Series Airplanes [Docket No. FAA-2006-25000; Directorate Identifier 2006-NM-096-AD; Amendment 39-14955; AD 2005-24-03 R1] (RIN: 2120-AA64) received April 23, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1348. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule—Modification of Class E Airspace; Fremont, MI [Docket No. FAA-2006-23902; Airspace Docket No. 06-AGL-01] (RIN: 2120-AA66) received April 23, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1349. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule—Establishment of Class D and E Airspace, Amendment of Class E Airspace; Leesburg, FL [Docket No. FAA-2006-23866; Airspace Docket No. 06-ASO-3] (RIN: 2120-AA66) received April 23, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1350. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule—Revocation of Class E2 Surface Area; Elko, NV [Docket No. FAA-2006-25252; Airspace Docket No. 06-AWP-12] (RIN: 2120-AA66) received April 23,

2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1351. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule—Establishment of Class E Airspace; Mooresville, NC [Docket No. FAA-2006-24858; Airspace Docket No. 06-ASO-8] (RIN: 2120-AA66) received April 23, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1352. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule—Revision of Class E Airspace; Pinedale, WY [Docket No. FAA-2005-23361; Airspace Docket No. 05-ANM-17] (RIN: 2120-AA66) received April 23, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1353. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule—Revision of Class E Airspace; Eagle, CO [Docket No. FAA-2006-24467; Airspace Docket No. 06-ANM-2] (RIN: 2120-AA66) received April 23, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1354. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule—Amendment to Class E Airspace; Kalispell, MT [Docket No. FAA-2005-23157; Airspace Docket No. 05-ANM-15] (RIN: 2120-AA66) received April 23, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1355. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule—Amendment to Class E Airspace; Provo, UT [Docket No. FAA-2006-24234; Airspace Docket No. 06-AWP-5] (RIN: 2120-AA66) received April 23, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1356. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule—Revocation of Class D Airspace; Elko, NV [Docket No. FAA-2006-24243; Airspace Docket No. 06-AWP-11] (RIN: 2120-AA66) received April 23, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1357. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule—Establishment of Offshore Airspace Area 1485L and Revision of Control 1485H; Barrow, AK [Docket No. FAA-2006-23872; Airspace Docket No. 06-AAL-9] (RIN: 2120-AA66) received April 23, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1358. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule—Establishment of Class E Airspace; Willow, AK [Docket No. FAA-2006-23709; Airspace Docket No. 06-AAL-02] (RIN: 2120-AA66) received April 23, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1359. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule—Modification of Class E Airspace; Kaiser/Lake Ozark, MO [Docket No. FAA-2006-25008; Airspace Docket No. 06-ACE-6] (RIN: 2120-AA66) received April 23, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1360. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule—Modification of Class E Airspace; Wellington Municipal Airport, KS [Docket No. FAA-2006-24869; Airspace Docket No. 06-ACE-4] (RIN: 2120-AA66)

received April 23, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1361. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule—Amendment to Class D Airspace; Broomfield, CO [Docket No. FAA-2006-25153; Airspace Docket No. 06-AWP-10] (RIN: 2120-AA66) received April 23, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1362. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule—Revision of Class E Airspace; Adak, AK [Docket No. FAA-2006-24003; Airspace Docket No. 06-AAL-12] (RIN: 2120-AA66) received April 23, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1363. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule—Establishment of Class E5 Airspace; Potosi, MO [Docket No. FAA-2006-25944; Airspace Docket No. 06-ACE-14] received April 23, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1364. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule—Modification of the Norton Sound Low Offshore Airspace Area; AK [Docket No. FAA12006-23926; Airspace Docket No. 06-AAL-10] (RIN: 2120-AA66) received April 23, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1365. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule—Revocation of Low Altitude Reporting Point; AK [Docket No. FAA-2005-225010; Airspace Docket No. 06-AAL-17] (RIN: 2120-AA66) received April 23, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1366. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule—Revision of Class E Airspace; Huslia, AK [Docket No. FAA-2006-24004; Airspace Docket No. 06-AAL-13] (RIN: 2120-AA66) received April 23, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1367. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule—Modification of Legal Description of Class D and E Airspace; Fairbanks, Fort Wainwright Army Airfield, AK [Docket No. FAA-2006-24813; Airspace Docket No. 06-AAL-16] (RIN: 2120-AA66) received April 23, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1368. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule—Licensing and Safety Requirements for Launch [Docket No. FAA-2000-7953; Amendment Nos. 401-4, 406-3, 413-7, 415-4, 417-0] (RIN: 2120-AG37) received April 13, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1369. A letter from the Senior Attorney, Department of Transportation, transmitting the Department's final rule—Review of Data Filed by Certified or Commuter Air Carriers To Support Continuing Fitness Determinations Involving Citizenship Issues [Docket No. OST-2003-15759] (RIN: 2105-AD25) received April 13, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1370. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule—Human Space Flight Requirements for Crew and Space

Flight Participants [Docket No. FAA-2005-23449] (RIN: 2120-AI57) received April 13, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

¶58.4 ADJOURNMENT OVER

On motion of Ms. SUTTON, by unanimous consent.

Ordered, That when the House adjourns today, it adjourn to meet on Monday, April 30, 2007, at noon.

¶58.5 PROVIDING FOR CONSIDERATION OF H.R. 249

Ms. SUTTON, by direction of the Committee on Rules, called up the following resolution (H. Res. 331):

Resolved, That at any time after the adoption of this resolution the Speaker may, pursuant to clause 2(b) of rule XVIII, declare the House resolved into the Committee of the Whole House on the state of the Union for consideration of the bill (H.R. 249) to restore the prohibition on the commercial sale and slaughter of wild free-roaming horses and burros. The first reading of the bill shall be dispensed with. All points of order against consideration of the bill are waived except those arising under clause 9 or 10 of rule XXI. General debate shall be confined to the bill and shall not exceed one hour equally divided and controlled by the chairman and ranking minority member of the Committee on Natural Resources. After general debate the bill shall be considered for amendment under the five-minute rule. The bill shall be considered as read. Notwithstanding clause 11 of rule XVIII, no amendment to the bill shall be in order except those printed in the portion of the Congressional Record designated for that purpose in clause 8 of rule XVIII and except pro forma amendments for the purpose of debate. Each amendment so printed may be offered only by the Member who caused it to be printed or his designee and shall be considered as read. At the conclusion of consideration of the bill for amendment the Committee shall rise and report the bill to the House with such amendments as may have been adopted. The previous question shall be considered as ordered on the bill and amendments thereto to final passage without intervening motion except one motion to recommit with or without instructions.

SEC. 2. During consideration in the House of H.R. 249 pursuant to this resolution, notwithstanding the operation of the previous question, the Chair may postpone further consideration of the bill to such time as may be designated by the Speaker.

When said resolution was considered. After debate,

On motion of Ms. SUTTON, the previous question was ordered on the resolution to its adoption or rejection.

The question being put, viva voce, Will the House agree to said resolution?

The SPEAKER pro tempore, Mr. Lincoln DAVIS of Tennessee, announced that the yeas had it.

So the resolution was agreed to.

A motion to reconsider the vote whereby said resolution was agreed to was, by unanimous consent, laid on the table.

¶58.6 WILD FREE-ROAMING HORSES AND BURROS

The SPEAKER pro tempore, Ms. SUTTON, pursuant to House Resolution 331 and rule XVIII, declared the

House resolved into the Committee of the Whole House on the state of the Union for the consideration of the bill (H.R. 249) to restore the prohibition on the commercial sale and slaughter of wild free-roaming horses and burros.

The SPEAKER pro tempore, Ms. SUTTON, by unanimous consent, designated Mr. Lincoln DAVIS of Tennessee, as Chairman of the Committee of the Whole; and after some time spent therein,

¶58.7 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment numbered 2, submitted by Mr. PRICE of Georgia:

At the end of the bill, add the following new section:

SEC. 2. REQUIREMENT OF OFFSETS.

(a) IN GENERAL.—No authorization of appropriations made by this Act or other provision of this Act that results in costs to the Federal Government shall be effective except to the extent that this Act provides for offsetting decreases in spending of the Federal Government, such that the net effect of this Act does not either increase the Federal deficit or reduce the Federal surplus.

(b) DEFINITIONS.—In this section, the terms “deficit” and “surplus” have the meanings given such terms in the Congressional Budget and Impoundment Control Act of 1974 (2 U.S.C. 621 et seq.).

It was decided in the { Yeas ..... 186  
negative ..... } Nays ..... 238

¶58.8 [Roll No. 267]

AYES—186

Aderholt	Doolittle	Kuhl (NY)
Akin	Drake	LaHood
Alexander	Dreier	Lamborn
Altmire	Duncan	Latham
Bachmann	Ehlers	Lewis (CA)
Bachus	Emerson	Lewis (KY)
Baker	English (PA)	Linder
Barrett (SC)	Falin	Lucas
Bartlett (MD)	Flake	Lungren, Daniel
Barton (TX)	Forbes	E.
Bilbray	Portenberry	Mack
Bilirakis	Fortuño	Manzullo
Bishop (UT)	Fossella	Marchant
Blackburn	Fox	Marshall
Blunt	Franks (AZ)	Matheson
Boehner	Gallely	McCarthy (CA)
Bonner	Garrett (NJ)	McCaul (TX)
Bono	Gilchrest	McCotter
Boozman	Gillmor	McCreery
Boren	Gingrey	McHenry
Boustany	Gohmert	McKeon
Brady (TX)	Goode	McMorris
Brown (SC)	Goodlatte	Rodgers
Brown-Waite,	Granger	Mica
Ginny	Graves	Miller (FL)
Buchanan	Hall (TX)	Miller (MI)
Burgess	Hastert	Miller, Gary
Burton (IN)	Hastings (WA)	Moran (KS)
Buyer	Hayes	Murphy, Tim
Calvert	Heller	Musgrave
Camp (MI)	Hensarling	Myrick
Campbell (CA)	Herger	Neugebauer
Cantor	Hobson	Nunes
Capito	Hoekstra	Paul
Carney	Hulshof	Pearce
Carter	Hunter	Pence
Castle	Inglis (SC)	Peterson (PA)
Chabot	Issa	Petri
Coble	Jindal	Pickering
Cole (OK)	Johnson, Sam	Pitts
Conaway	Jones (NC)	Poe
Crenshaw	Jordan	Porter
Culberson	Keller	Price (GA)
Davis (KY)	King (IA)	Pryce (OH)
Davis, David	King (NY)	Putnam
Deal (GA)	Kingston	Radanovich
Dent	Kirk	Ramstad
Diaz-Balart, L.	Kline (MN)	Regula
Diaz-Balart, M.	Knollenberg	Rehberg

Reichert Sessions Tiberi
Renzi Shadegg Turner
Reynolds Shimkus Upton
Rogers (AL) Shuster Walberg
Rogers (MI) Simpson Walden (OR)
Rohrabacher Smith (NE) Walsh (NY)
Ros-Lehtinen Smith (TX) Wamp
Roskam Souder Weldon (FL)
Royce Stearns Weller
Ryan (WI) Sullivan Wicker
Salazar Tancredo Wilson (NM)
Sali Terry Wilson (SC)
Schmidt Thornberry Young (AK)
Sensenbrenner Tiahrt Young (FL)

NOT VOTING—13
Cannon Etheridge Rodriguez
Clyburn Fattah Spratt
Cubin Feeney Westmoreland
Davis, Jo Ann Johnson, E. B.
Engel Lampson

Lewis (KY) Myrick Sali
Linder Neugebauer Schmidt
Lucas Nunes Sensenbrenner
Lungren, Daniel Paul Sessions
E. Pearce Shadegg
Mack Pence Shimkus
Mahoney (FL) Peterson (MN) Shuster
Manzullo Peterson (PA) Simpson
Marchant Petri Smith (NE)
Marshall Pickering Smith (TX)
Matheson Pitts Souder
McCarthy (CA) Poe Space
McCaul (TX) Pomeroy Stearns
McCotter Price (GA) Tancredo
McCrery Pryce (OH) Terry
McHenry Putnam Thornberry
McKeon Radanovich Tiahrt
McMorris Regula Tiberi
Rodgers Rehberg Turner
Melancon Melancon Walberg
Mica Mica Walden (OR)
Miller (FL) Miller (MI) Walz (MN)
Miller, Gary Wamp
Mollohan Moran (KS) Weldon (FL)
Murphy (CT) Murphy (CT) Weller
Murphy, Tim Roskam Wicker
Musgrave Ryan (WI) Wilson (SC)
Salazar Salazar Young (AK)

NOES—238

Abercrombie Grijalva Oberstar
Ackerman Gutierrez Obey
Allen Hall (NY) Olver
Andrews Hare Ortiz
Arcuri Harman Pallone
Baca Hastings (FL) Pascarell
Baird Herseth Sandlin Pastor
Baldwin Higgins Payne
Barrow Hill Perlmutter
Bean Hinchey Peterson (MN)
Becerra Hinojosa Platts
Berkley Hirono Pomeroy
Berman Hodes Price (NC)
Berry Holdren Rahall
Biggart Holt Rangel
Bishop (GA) Bishop (NY) Reyes
Bishop (NY) Hooley Rogers (KY)
Blumenauer Hoyer Ross
Bordallo Inslee Rothman
Boswell Israel Roybal-Allard
Boucher Jackson (IL) Ruppertsberger
Boyd (FL) Jackson-Lee (TX) Rush
Boyda (KS) Jefferson Ryan (OH)
Brady (PA) Johnson (GA) Sanchez, Linda
Braley (IA) Johnson (IL) T.
Brown, Corrine Jones (OH) Sanchez, Loretta
Butterfield Jones (OH) Sarbanes
Capps Kagen Saxton
Capuano Kanjorski Schakowsky
Cardoza Kaptur Schiff
Carnahan Kennedy Schwartz
Carson Kildee Scott (GA)
Castor Kilpatrick Scott (VA)
Chandler Kind Serrano
Christensen Klein (FL) Sestak
Clarke Kucinich Shays
Clay Langevin Shea-Porter
Cleaver Lantos Sherman
Cohen Larsen (WA) Shuler
Conyers Larson (CT) Sires
Cooper LaTourette Skelton
Costa Lee Slaughter
Costello Levin Smith (NJ)
Courtney Lewis (GA) Smith (WA)
Cramer Lipinski Snyder
Crowley LoBiondo Solis
Cuellar Loeb sack Space
Cummings Lofgren, Zoe Stark
Davis (AL) Davis (CA) Lynch
Davis (IL) Mahoney (FL) Stupak
Davis, Lincoln Maloney (NY) Sutton
Davis, Tom Markey Tanner
DeFazio Matsui Tauscher
DeGette McCarthy (NY) Taylor
Delahunt McCollum (MN) Thompson (CA)
DeLauro McDermott Thompson (MS)
Dicks McGovern Tierney
Dingell McHugh Towns
Doggett McHugh Udall (CO)
Donnelly McIntyre Udall (NM)
Doyle McNeerney Van Hollen
Edwards Meehan Velazquez
Ellison Meek (FL) Visclosky
Ellsworth Meeks (NY) Walz (MN)
Emanuel Melancon Wasserman
Eshoo Michaud Schultz
Everett Miller (NC) Waters
Faleomavaega Miller, George Watson
Farr Mitchell Watt
Ferguson Mollohan Waxman
Filner Moore (KS) Weiner
Frank (MA) Moore (WI) Welch (VT)
Frelinghuysen Moran (VA) Wexler
Gerlach Murphy (CT) Whitfield
Giffords Murphy, Patrick Wilson (OH)
Gillibrand Murtha Wolf
Gonzalez Nadler Woolsey
Gordon Napolitano Wu
Green, Al Neal (MA) Wynn
Green, Gene Norton Yarmuth

So the amendment was not agreed to.
The SPEAKER pro tempore, Mr. Lincoln DAVIS of Tennessee, assumed the Chair.

When Mr. Lincoln DAVIS of Tennessee, Chairman, pursuant to House Resolution 331, reported the bill back to the House.

The previous question having been ordered by said resolution.

The bill, as amended, was ordered to be engrossed and read a third time, was read a third time by title.

Mr. PRICE of Georgia, moved to recommit the bill to the Committee on Natural Resources with instructions to report the bill back to the House forthwith with the following amendment:

Page 2, after line 13, insert the following:
(c) EFFECTIVE DATE.—This legislation shall not take effect until 60 days after the date on which the Secretary certifies to Congress that the long-term care of all animals not sold as a result of this Act does not exceed \$500,000 annually.

After debate,
By unanimous consent, the previous question was ordered on the motion to recommit with instructions.

The question being put, viva voce,
Will the House recommit said bill with instructions?

The SPEAKER pro tempore, Mr. PASTOR, announced that the nays had it.

Mr. PRICE of Georgia, demanded a recorded vote on agreeing to said motion, which demand was supported by one-fifth of a quorum, so a recorded vote was ordered.

The vote was taken by electronic device.

It was decided in the { Yeas ..... 182
negative ..... } Nays ..... 234

158.9 [Roll No. 268]

AYES—182

Akin Cantor Giffords
Alexander Gillibrand Gillibrand
Altmire Carter Gillmor
Bachmann Chabot Gingrey
Bachus Coble Gohmert
Baker Cole (OK) Goodlatte
Barrett (SC) Conaway Granger
Barrow Cramer Graves
Barton (TX) Crenshaw Hall (TX)
Bean Cuellar Hastert
Bilbray Culberson Hastings (WA)
Bilirakis Davis (KY) Hayes
Bishop (UT) Davis, David Hensarling
Blackburn Deal (GA) Heger
Blunt Diaz-Balart, L. Herseth Sandlin
Boehner Diaz-Balart, M. Herbstein
Bonner Dingell Hoekstra
Boozman Donnelly Hulshof
Boren Doolittle Hunter
Boswell Drake Inglis (SC)
Boustany Dreier Issa
Boyda (KS) Duncan Jindal
Brady (TX) Edwards Johnson, Sam
Brown (SC) Ehlers Jordan
Brown-Waite, Ellsworth King (IA)
Ginny English (PA) Kingston
Buchanan Fallin Kline (MN)
Burgess Flake Knollenberg
Burton (IN) Forbes Kuhl (NY)
Buyer Fortenberry LaHood
Calvert Poxx Lamborn
Camp (MI) Franks (AZ) Latham
Campbell (CA) Garrett (NJ) Lewis (CA)

NOES—234

Abercrombie Gallegly McIntyre
Ackerman Gerlach McNerney
Aderholt Gilchrest McNulty
Allen Gonzalez Meek (FL)
Andrews Goode Meeks (NY)
Arcuri Gordon Michaud
Baca Green, Al Miller (NC)
Baird Green, Gene Miller, George
Baldwin Grijalva Mitchell
Bartlett (MD) Gutierrez Moore (KS)
Becerra Hall (NY) Moore (WI)
Berkley Hare Moran (VA)
Berman Hastings (FL) Murphy, Patrick
Berry Heller Murtha
Biggart Higgins Nadler
Bishop (GA) Hill Napolitano
Bishop (NY) Hinchey Neal (MA)
Blumenauer Hinojosa Oberstar
Bono Hirono Obey
Boucher Hodes Olver
Boyd (FL) Holdren Ortiz
Brady (PA) Holt Pallone
Braley (IA) Honda Pascrell
Brown, Corrine Hooley Pastor
Butterfield Hoyer Payne
Capps Inslee Perlmutter
Capuano Israel Platts
Cardoza Jackson (IL) Porter
Carnahan Jackson-Lee Price (NC)
Carney (TX) Rahall
Carson Jefferson Ramstad
Castle Johnson (GA) Rangel
Castor Johnson (IL) Reyes
Chandler Jones (NC) Reynolds
Clarke Jones (OH) Ross
Clay Kagen Rothman
Cleaver Kanjorski Roybal-Allard
Cohen Kaptur Royce
Conyers Keller Ruppertsberger
Cooper Kennedy Rush
Costa Kildee Ryan (OH)
Costello Kilpatrick Sanchez, Linda
Courtney Kind T.
Crowley King (NY) Sanchez, Loretta
Cummings Kirk Sarbanes
Davis (AL) Klein (FL) Saxton
Davis (CA) Kucinich Schakowsky
Davis (IL) Langevin Schiff
Davis, Lincoln Lantos Schwartz
Davis, Tom Scott (GA)
DeFazio Larson (CT) Scott (VA)
DeGette Serrano
Delahunt Lee
DeLauro Levin Shays
Dicks Lewis (GA) Shea-Porter
Dingell Lipinski Sherman
Doggett LoBiondo Shuler
Donnelly Loeb sack Sires
Doyle Lofgren, Zoe Skelton
Edwards Emanuel Lowey Slaughter
Emerson Lynch Smith (NJ)
Eshoo Maloney (NY) Smith (WA)
Everett Markey Snyder
Farr Matsui Solis
Ferguson McCarthy (NY) Stark
Filner McCollum (MN) Stupak
Fossella McDermott Sutton
Frank (MA) McGovern Tanner
Frelinghuysen McHugh Tauscher

Taylor  
Thompson (CA)  
Thompson (MS)  
Tierney  
Towns  
Udall (CO)  
Udall (NM)  
Upton  
Van Hollen  
Velázquez

Visclosky  
Walsh (NY)  
Wasserman  
Schultz  
Waters  
Watson  
Watt  
Waxman  
Weiner  
Welch (VT)

Wexler  
Whitfield  
Wilson (NM)  
Wilson (OH)  
Wolf  
Woolsey  
Wu  
Wynn  
Yarmuth  
Young (FL)

NOT VOTING—16

Cannon  
Clyburn  
Cubin  
Davis, Jo Ann  
Engel  
Etheridge

Fattah  
Feeney  
Harman  
Johnson, E. B.  
Lampson  
Meehan

Rodriguez  
Spratt  
Sullivan  
Westmoreland

So the motion to recommit with instructions was not agreed to.

The question being put, viva voce, Will the House pass said bill?

The SPEAKER pro tempore, Mr. PASTOR, announced that the yeas had it.

Mr. WICKER demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The vote was taken by electronic device.

It was decided in the { Yeas ..... 277  
affirmative ..... } Nays ..... 137

58.10 [Roll No. 269]

YEAS—277

Abercrombie  
Ackerman  
Aderholt  
Allen  
Altmire  
Andrews  
Arcuri  
Baca  
Baird  
Baldwin  
Barrett (SC)  
Bartlett (MD)  
Bean  
Becerra  
Berkley  
Berman  
Berry  
Biggart  
Bilbray  
Bilirakis  
Bishop (NY)  
Blumenauer  
Bono  
Boozman  
Boucher  
Brady (PA)  
Braley (IA)  
Brown, Corrine  
Buchanan  
Burgess  
Butterfield  
Calvert  
Campbell (CA)  
Capito  
Capps  
Capuano  
Carnahan  
Carney  
Carson  
Castle  
Castor  
Chabot  
Chandler  
Clarke  
Clay  
Cleaver  
Cohen  
Conyers  
Cooper  
Costello  
Courtney  
Crenshaw  
Crowley  
Cummings  
Davis (AL)  
Davis (CA)  
Davis (IL)

Davis (KY)  
Davis, Lincoln  
Davis, Tom  
DeFazio  
DeGette  
Delahunt  
DeLauro  
Dent  
Diaz-Balart, L.  
Diaz-Balart, M.  
Dicks  
Doggett  
Donnelly  
Doyle  
Dreier  
Duncan  
Edwards  
Ehlers  
Ellison  
Emanuel  
English (PA)  
Eshoo  
Everett  
Farr  
Ferguson  
Filner  
Forbes  
Fossella  
Fox  
Frank (MA)  
Frelinghuysen  
Gallegly  
Gerlach  
Giffords  
Gilchrest  
Gillibrand  
Goode  
Gordon  
Green, Al  
Green, Gene  
Grijalva  
Gutierrez  
Hall (NY)  
Hall (TX)  
Hare  
Hastings (FL)  
Heller  
Hereth Sandlin  
Higgins  
Hill  
Hinchev  
Hirono  
Hobson  
Hodes  
Holden  
Holt  
Honda

Hooley  
Hoyer  
Inslee  
Israel  
Issa  
Jackson (IL)  
Jackson-Lee  
(TX)  
Jefferson  
Jindal  
Johnson (GA)  
Johnson (IL)  
Jones (NC)  
Jones (OH)  
Kagen  
Kanjorski  
Kaptur  
Keller  
Kennedy  
Kildee  
Kilpatrick  
King (NY)  
Kirk  
Klein (FL)  
Kucinich  
Kuhl (NY)  
Langevin  
Lantos  
Larsen (WA)  
Larson (CT)  
LaTourette  
Lee  
Levin  
Lewis (GA)  
Linder  
Lipinski  
LoBiondo  
Loebsock  
Lofgren, Zoe  
Lowey  
Lynch  
Maloney (NY)  
Marchant  
Markey  
Matsui  
McCarthy (NY)  
McCollum (MN)  
McCotter  
McDermott  
McGovern  
McHugh  
McIntyre  
McNerney  
Meehan  
Meek (FL)  
Meeke (NY)  
Mica

Michaud  
Miller (NC)  
Miller, George  
Mitchell  
Mollohan  
Moore (KS)  
Moore (WI)  
Moran (VA)  
Murphy (CT)  
Murphy, Patrick  
Murphy, Tim  
Murtha  
Myrick  
Nadler  
Napolitano  
Neal (MA)  
Obey  
Oliver  
Ortiz  
Pallone  
Pascrell  
Pastor  
Payne  
Perlmutter  
Pitts  
Platts  
Porter  
Price (NC)  
Pryce (OH)  
Rahall  
Ramstad  
Rangel  
Reichert  
Reyes  
Reynolds  
Rogers (KY)  
Rogers (MI)

Ros-Lehtinen  
Roskam  
Ross  
Rothman  
Roybal-Allard  
Royce  
Ruppersberger  
Ryan (OH)  
Sánchez, Linda  
T.  
Sanchez, Loretta  
Sarbanes  
Saxton  
Schakowsky  
Schiff  
Schmidt  
Schwartz  
Scott (GA)  
Scott (VA)  
Serrano  
Sestak  
Saxton  
Shays  
Shea-Porter  
Sherman  
Shuler  
Sires  
Skelton  
Slaughter  
Smith (NJ)  
Smith (WA)  
Snyder  
Solis  
Stark  
Stupak  
Sutton  
Tanner  
Tauscher

NAYS—137

Akin  
Alexander  
Bachmann  
Bachus  
Baker  
Barrow  
Barton (TX)  
Bishop (GA)  
Bishop (UT)  
Blackburn  
Blunt  
Boehner  
Bonner  
Boren  
Boswell  
Boustany  
Boyd (FL)  
Boyda (KS)  
Brady (TX)  
Brown (SC)  
Brown-Waite,  
Ginny  
Burton (IN)  
Buyer  
Camp (MI)  
Cantor  
Cardoza  
Carter  
Coble  
Cole (OK)  
Conaway  
Costa  
Cramer  
Cuellar  
Culberson  
Davis, David  
Deal (GA)  
Dingell  
Doolittle  
Drake  
Ellsworth  
Emerson  
Fallin  
Flake  
Fortenberry  
Franks (AZ)  
Garrett (NJ)

Gillmor  
Gingrey  
Gohmert  
Goodlatte  
Granger  
Graves  
Hastert  
Hastings (WA)  
Hayes  
Hensarling  
Herger  
Hinojosa  
Hoekstra  
Hulshof  
Hunter  
Inglis (SC)  
Johnson, Sam  
Jordan  
Kind  
King (IA)  
Kingston  
Kline (MN)  
Knollenberg  
LaHood  
Lamborn  
Latham  
Lewis (CA)  
Lewis (KY)  
Lucas  
Lungren, Daniel  
E.  
Mack  
Mahoney (FL)  
Manullo  
Marshall  
Matheson  
McCarthy (CA)  
McCaul (TX)  
McCrery  
McHenry  
McKeon  
McMorris  
Rodgers  
Melancon  
Miller (FL)  
Miller (MI)  
Miller, Gary

NOT VOTING—18

Cannon  
Clyburn  
Cubin  
Davis, Jo Ann  
Engel  
Etheridge

Fattah  
Feeney  
Gonzalez  
Harman  
Johnson, E. B.  
Lampson

McNulty  
Rodriguez  
Rush  
Spratt  
Sullivan  
Westmoreland

So the bill was passed.

A motion to reconsider the vote whereby said bill was passed was, by unanimous consent, laid on the table.

Taylor  
Thompson (CA)  
Thompson (MS)  
Tiberi  
Tierney  
Towns  
Turner  
Udall (CO)  
Udall (NM)  
Upton  
Van Hollen  
Velázquez  
Visclosky  
Walsh (NY)  
Wamp  
Wasserman  
Schultz  
Waters  
Watson  
Watt  
Waxman  
Weiner  
Welch (VT)  
Weller  
Wexler  
Whitfield  
Wilson (NM)  
Wilson (OH)  
Wilson (SC)  
Wolf  
Woolsey  
Wu  
Wynn  
Yarmuth  
Young (FL)

Ordered, That the Clerk request the concurrence of the Senate in said bill.

58.11 CALENDAR WEDNESDAY BUSINESS DISPENSED WITH

On motion of Mr. HOYER, by unanimous consent,

Ordered, That business in order for consideration on Wednesday, May 2, 2007, under clause 6, rule XV, the Calendar Wednesday rule, be dispensed with.

58.12 ENROLLED BILL SIGNED

Lorraine C. Miller, Clerk of the House, reported and found truly enrolled a bill of the House of the following title, which was thereupon signed by the Speaker:

H.R. 1681. An Act to amend the Congressional Charter of The American National Red Cross to modernize its governance structure, to enhance the ability of the board of governors of The American National Red Cross to support the critical mission of The American National Red Cross in the 21st century, and for other purposes.

58.13 LEAVE OF ABSENCE

By unanimous consent, leave of absence was granted—

To Mr. ENGEL, for today;  
To Mr. ETHERIDGE, for today;  
To Ms. Eddie Bernice JOHNSON of Texas, for today;  
To Mr. RODRIGUEZ, for today;  
To Mr. SPRATT, for today.  
And then,

58.14 ADJOURNMENT

On motion of Ms. LEE, pursuant to the previous order of the House, at 1 o'clock and 15 minutes p.m., the House adjourned until noon on Monday, April 30, 2007.

58.15 REPORTED BILL SEQUENTIALLY REFERRED

Under clause 2 of rule XII, bills and reports were delivered to the Clerk for printing, and bills referred as follows:

Ms. VELÁZQUEZ: Committee on Small Business. H.R. 1873. A bill to reauthorize the programs and activities of the Small Business Administration relating to procurement, and for other purposes, with an amendment; referred to the Committee on Oversight and Government Reform for a period ending not later than May 4, 2007, for consideration of such provisions of the bill and amendment as fall within the jurisdiction of that committee pursuant to clause 1(m), rule X (Rept. 110–111, Pt. 1). Ordered to be printed.

58.16 PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XII, public bills and resolutions were introduced and severally referred, as follows:

By Mr. FRANK of Massachusetts (for himself, Mr. PAUL, Mr. WEXLER, Mr. ACKERMAN, Mr. CLAY, Mr. GUTIERREZ, Mr. CAPUANO, Mr. WATT, Ms. BERKLEY, Ms. CARSON, Mr. KING of New York, and Mr. ISRAEL):

H.R. 2046. A bill to amend title 31, United States Code, to provide for the licensing of Internet gambling facilities by the Director

of the Financial Crimes Enforcement Network, and for other purposes; to the Committee on Financial Services, and in addition to the Committee on Energy and Commerce, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. DENT (for himself, Mr. KIRK, Mr. GERLACH, Ms. ROS-LEHTINEN, Mr. MARCHANT, Mr. MCCAUL of Texas, Mr. COLE of Oklahoma, Mr. MARIO DIAZ-BALART of Florida, Mr. PORTER, Mr. SHAYS, Mr. ROSKAM, Mr. KING of Iowa, Mr. SESSIONS, Mr. REICHERT, Mrs. BIGGERT, and Mr. PRICE of Georgia):

H.R. 2047. A bill to remove the 18 or 36 month limitation on the period of COBRA continuation coverage; to the Committee on Education and Labor, and in addition to the Committees on Energy and Commerce, Ways and Means, and Oversight and Government Reform, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. DONNELLY (for himself, Mr. PASCRELL, Mr. PLATTS, Mr. ELLSWORTH, Mr. UPTON, and Mr. HILL):

H.R. 2048. A bill to facilitate the provision of care and services for members of the Armed Forces for traumatic brain injury, and for other purposes; to the Committee on Armed Services.

By Ms. WOOLSEY (for herself, Mr. GEORGE MILLER of California, Mr. KILDEE, Mr. PAYNE, Mr. TIERNEY, Mr. HOLT, Ms. LINDA T. SÁNCHEZ of California, Mr. LOEBSACK, Mr. HARE, Ms. SHEA-PORTER, Mr. ENGEL, Mr. MCDERMOTT, and Mr. DOYLE):

H.R. 2049. A bill to amend the Occupational Safety and Health Act of 1970 to expand coverage under the Act, to increase protections for whistleblowers, to increase penalties for certain violators, and for other purposes; to the Committee on Education and Labor.

By Mr. ALLEN (for himself and Mrs. CUBIN):

H.R. 2050. A bill to amend title XIX of the Social Security Act to permit States to obtain reimbursement under the Medicaid Program for care or services required under the Emergency Medical Treatment and Active Labor Act that are provided in a nonpublicly owned or operated institution for mental diseases; to the Committee on Energy and Commerce.

By Mrs. CAPPS (for herself, Mr. ISSA, Mr. FARR, Mr. CALVERT, Mr. CARDOZA, Mr. GALLEGLY, Mr. FILNER, Mr. MCCARTHY of California, Ms. LORETTA SANCHEZ of California, and Mr. HUNTER):

H.R. 2051. A bill to amend the Agricultural Marketing Act of 1946 to provide for the application of mandatory minimum maturity standards applicable to all domestic and imported Hass avocados; to the Committee on Agriculture.

By Mrs. LOWEY:

H.R. 2052. A bill to enhance Federal efforts focused on public awareness and education about the risks and dangers associated with Shaken Baby Syndrome; to the Committee on Energy and Commerce.

By Mr. BECERRA (for himself, Mr. RAMSTAD, Ms. HOOLEY, and Mr. SESSIONS):

H.R. 2053. A bill to amend title XVIII of the Social Security Act to restore financial stability to Medicare anesthesiology teaching programs for resident physicians; to the Committee on Energy and Commerce, and in addition to the Committee on Ways and Means, for a period to be subsequently determined by the Speaker, in each case for con-

sideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. BOUCHER (for himself, Mr. TERRY, Mr. FILNER, Mrs. CAPITO, Mr. GRAVES, Mrs. CUBIN, Mr. FORTENBERRY, Mr. MANZULLO, Mr. KING of Iowa, and Mr. RADANOVICH):

H.R. 2054. A bill to reform the universal service provisions of the Communications Act of 1934, and for other purposes; to the Committee on Energy and Commerce.

By Ms. CASTOR:

H.R. 2055. A bill to improve children's access to health care coverage under the Medicaid Program and the State Children's Health Insurance Program (SCHIP); to the Committee on Energy and Commerce.

By Mr. COURTNEY (for himself and Mr. MURPHY of Connecticut):

H.R. 2056. A bill to amend part D of title XVIII of the Social Security Act to improve the Medicare part D prescription drug program; to the Committee on Energy and Commerce, and in addition to the Committee on Ways and Means, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. GRIJALVA:

H.R. 2057. A bill to amend the Energy Policy Act of 2005 to repeal a rebuttable presumption that the use of a categorical exclusion under the National Environmental Policy Act of 1969 would apply with respect to actions by the Secretary of the Interior and the Secretary of Agriculture with respect to certain activities for the purpose of exploration or development of oil or gas; to the Committee on Natural Resources.

By Mr. HOLT (for himself, Mr. FERGUSON, Mr. FRELINGHUYSEN, Mr. GRIJALVA, Mr. BOSWELL, Mr. MCNULTY, Ms. NORTON, Mr. CUMMINGS, Ms. WOOLSEY, Mr. JOHNSON of Georgia, Mr. ELLISON, Ms. HIRONO, Mr. CONYERS, Ms. CORRINE BROWN of Florida, Ms. JACKSON-LEE of Texas, Mr. COHEN, and Mr. WYNN):

H.R. 2058. A bill to include costs incurred by the Indian Health Service, a federally qualified health center, an AIDS drug assistance program, certain hospitals, or a pharmaceutical manufacturer patient assistance program in providing prescription drugs toward the annual out of pocket threshold under part D of title XVIII of the Social Security Act and to provide a safe harbor for assistance provided under a pharmaceutical manufacturer patient assistance program; to the Committee on Energy and Commerce, and in addition to the Committee on Ways and Means, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Ms. HOOLEY:

H.R. 2059. A bill to amend title 32, United States Code, to provide members of the National Guard additional time to transition to civilian life when they return from active duty in support of contingency operations or homeland defense missions; to the Committee on Armed Services.

By Mr. INSLLEE:

H.R. 2060. A bill to nullify the March 2, 2007, determination of the Copyright Royalty Judges with respect to webcasting, to modify the basis for making such a determination, and for other purposes; to the Committee on the Judiciary, and in addition to the Committee on Energy and Commerce, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mrs. JONES of Ohio:

H.R. 2061. A bill to protect home buyers from predatory lending practices; to the Committee on Financial Services.

By Mr. LANGEVIN:

H.R. 2062. A bill to set forth limitations on the United States military presence in Iraq and on United States aid to Iraq for security and reconstruction, and for other purposes; to the Committee on Foreign Affairs, and in addition to the Committees on Rules, and Armed Services, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mrs. LOWEY (for herself, Mr. EMANUEL, Mr. MCDERMOTT, and Mr. KENNEDY):

H.R. 2063. A bill to direct the Secretary of Health and Human Services, in consultation with the Secretary of Education, to develop a voluntary policy for managing the risk of food allergy and anaphylaxis in schools, to establish school-based food allergy management grants, and for other purposes; to the Committee on Energy and Commerce, and in addition to the Committee on Education and Labor, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. MICHAUD (for himself, Mr. RYAN of Ohio, Mrs. DAVIS of California, Ms. HARMAN, Ms. LORETTA SANCHEZ of California, and Mr. SHAYS):

H.R. 2064. A bill to amend title 10, United States Code, to require emergency contraception to be available at all military health care treatment facilities; to the Committee on Armed Services.

By Mr. MURPHY of Connecticut (for himself and Mr. COURTNEY):

H.R. 2065. A bill to amend title XVIII of the Social Security Act to provide for a Medicare operated prescription drug plan option to deliver a meaningful drug benefit and lower prescription drug prices under the Medicare Program; to the Committee on Energy and Commerce, and in addition to the Committee on Ways and Means, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. OLVER (for himself, Mr. BARROW, Mr. BOUCHER, Mrs. CAPPS, Ms. HERSETH SANDLIN, Mr. HINCHEY, Mr. KILDEE, Mr. MARKEY, Mr. MCDERMOTT, Mr. POMEROY, Mr. TOWNS, Mr. VAN HOLLEN, Mr. WAXMAN, Mr. SHAYS, Mr. LATOURETTE, Mr. ENGLISH of Pennsylvania, Mr. AL GREEN of Texas, and Ms. BALDWIN):

H.R. 2066. A bill to amend title XIX of the Social Security Act to improve access to advanced practice nurses and physician assistants under the Medicaid Program; to the Committee on Energy and Commerce.

By Mr. REICHERT (for himself, Mr. MATHESON, Mr. GARY G. MILLER of California, Ms. VELÁZQUEZ, Mr. SHAYS, and Mr. DANIEL E. LUNGREN of California):

H.R. 2067. A bill to provide construction, architectural, and engineering entities with qualified immunity from liability for negligence when providing services or equipment on a volunteer basis in response to a declared emergency or disaster; to the Committee on the Judiciary.

By Mr. REYES (for himself, Mr. HINOJOSA, Mr. FILNER, Mr. ORTIZ, Mr. CUELLAR, Mr. RODRIGUEZ, Ms. GIFFORDS, Mr. GRIJALVA, and Mrs. DAVIS of California):

H.R. 2068. A bill to establish the Southwest Regional Border Authority; to the Committee on Transportation and Infrastructure, and in addition to the Committee on

Financial Services, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. STARK (for himself and Mr. McDERMOTT):

H.R. 2069. A bill to amend the Internal Revenue Code of 1986 to reduce emissions of carbon dioxide by imposing a tax on primary fossil fuels based on their carbon content; to the Committee on Ways and Means.

By Mr. UDALL of Colorado:

H.R. 2070. A bill to amend part A of title I of the Elementary and Secondary Education Act of 1965 regarding adequate yearly progress and assessments; to the Committee on Education and Labor.

By Mrs. WILSON of New Mexico:

H.R. 2071. A bill to direct the Secretary of the Interior to conduct a study of water resources in the State of New Mexico; to the Committee on Natural Resources.

By Ms. MCCOLLUM of Minnesota (for herself, Mr. ELLISON, and Ms. JACKSON-LEE of Texas):

H.J. Res. 42. A joint resolution proposing an amendment to the Constitution of the United States regarding health care; to the Committee on the Judiciary.

By Mr. BACA (for himself, Ms. EDDIE BERNICE JOHNSON of Texas, Mr. CARDOZA, Mr. HINOJOSA, Mr. SERRANO, Mr. GENE GREEN of Texas, Ms. LEE, Mr. LANTOS, Mr. COSTA, Mr. RUSH, Ms. JACKSON-LEE of Texas, Mr. CROWLEY, and Mr. AL GREEN of Texas):

H. Con. Res. 132. Concurrent resolution recognizing the historical significance of the Mexican holiday of Cinco de Mayo; to the Committee on Foreign Affairs.

By Ms. HERSETH SANDLIN (for herself, Mr. BOUSTANY, Mr. ALLEN, Mr. FERGUSON, Mr. HINCHEY, Ms. GINNY BROWN-WAITE of Florida, and Mr. BURGESS):

H. Con. Res. 133. Concurrent resolution supporting the goals and ideals of a Long-Term Care Awareness Week; to the Committee on Energy and Commerce.

By Mr. BURGESS (for himself and Ms. GIFFORDS):

H. Res. 339. A resolution supporting the goals of Motorcycle Safety Awareness Month; to the Committee on Transportation and Infrastructure.

By Mr. CHABOT (for himself, Mr. LAMPSON, Mr. POE, and Mr. RAMSTAD):

H. Res. 340. A resolution expressing the sense of the House of Representatives of the importance of providing a voice for the many victims (and families of victims) involved in missing persons cases and unidentified human remains cases; to the Committee on the Judiciary.

By Mr. DAVID DAVIS of Tennessee (for himself, Mr. DUNCAN, and Mr. TANNER):

H. Res. 341. A resolution supporting the goals and ideals of "American Eagle Day", and celebrating the recovery and restoration of the American bald eagle, the national symbol of the United States; to the Committee on Natural Resources.

By Mr. PASCRELL (for himself, Mr. GARRETT of New Jersey, Mrs. MALONEY of New York, and Mr. SRES):

H. Res. 342. A resolution congratulating Berkeley College on the occasion of its 75th anniversary; to the Committee on Education and Labor.

By Mr. ROGERS of Kentucky:

H. Res. 343. A resolution commemorating the marinas of the United States, expressing support for the designation of the sixth annual National Marina Day, and for other pur-

poses; to the Committee on Transportation and Infrastructure.

#### ¶58.17 PRIVATE BILLS AND RESOLUTIONS Under clause 3 of rule XII,

Mr. PATRICK MURPHY of Pennsylvania introduced a bill (H.R. 2072) to authorize and request the President to award the Medal of Honor to Richard Gresko, of Newtown, Pennsylvania, for acts of valor in the Republic of Vietnam on March 11 and 12, 1970, while serving as a lance corporal in the Marine Corps during the Vietnam War; which was referred to the Committee on Armed Services.

#### ¶58.18 ADDITIONAL SPONSORS

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

H.R. 20: Ms. CARSON, Mr. STARK, Mr. BIGGERT, Mr. RODRIGUEZ, and Ms. HOOLEY.

H.R. 111: Mr. KAGEN, Ms. LORETTA SANCHEZ of California, Mr. WESTMORELAND, Ms. SCHWARTZ, and Mr. JOHNSON of Georgia.

H.R. 154: Ms. HIRONO and Mr. RAHALL.

H.R. 176: Mr. BISHOP of Georgia, Mr. CUMMINGS, and Ms. ZOE LOFGREN of California.

H.R. 284: Mr. LEWIS of Kentucky.

H.R. 297: Mr. MORAN of Virginia.

H.R. 505: Mr. COLE of Oklahoma.

H.R. 507: Mr. PERLMUTTER, Mr. WU, Ms. MATSUI, Mr. HINCHEY, Mr. GRAVES, Ms. HIRONO, Mr. LINCOLN DIAZ-BALART of Florida, and Mr. MICHAUD.

H.R. 531: Ms. NORTON and Ms. WATSON.

H.R. 549: Mr. LOEBSACK.

H.R. 553: Mr. DONNELLY.

H.R. 562: Mr. BRADY of Texas.

H.R. 592: Mr. ENGEL and Mr. CONYERS.

H.R. 601: Mr. FILNER and Mr. BAIRD.

H.R. 631: Mr. PLATTS.

H.R. 638: Mr. MCCARTHY of California.

H.R. 642: Mr. ENGEL, Mr. AL GREEN of Texas, and Mr. SHUSTER.

H.R. 643: Mr. ROGERS of Michigan, Mr. DENT, Ms. MATSUI, Mr. CAPUANO, Mr. SMITH of Nebraska, Mr. SCOTT of Virginia, Mr. WALSH of New York, Mr. GONZALEZ, Mr. COOPER, Mr. NEUGEBAUER, and Mrs. BLACKBURN.

H.R. 677: Mr. LANTOS and Mr. LOEBSACK.

H.R. 721: Mr. PRICE of North Carolina.

H.R. 741: Mr. ETHERIDGE, Mr. WEINER, and Mr. MURPHY of Connecticut.

H.R. 748: Ms. BALDWIN, Ms. HOOLEY, Mr. SMITH of New Jersey, Mr. LOEBSACK, and Mr. WAXMAN.

H.R. 757: Mr. LEWIS of Georgia.

H.R. 758: Mr. PASTOR.

H.R. 805: Mr. LARSON of Connecticut.

H.R. 819: Mr. BUTTERFIELD and Mr. LEVIN.

H.R. 894: Mr. WAXMAN, Mr. OLVER, Mr. ABERCROMBIE, and Mr. EMANUEL.

H.R. 989: Mr. WESTMORELAND, Mr. BISHOP of Utah, and Mr. TIAHRT.

H.R. 1022: Mr. EMANUEL, Ms. WATSON, and Ms. WOOLSEY.

H.R. 1023: Mr. ANDREWS.

H.R. 1092: Mr. HASTINGS of Florida.

H.R. 1123: Mr. COSTELLO.

H.R. 1125: Mr. LATOURETTE.

H.R. 1142: Mr. ALTMIRE, Mr. RUPPERSBERGER, Mr. MCCOTTER, Mr. PRICE of North Carolina, Mr. MCGOVERN, Mr. CUMMINGS, Mr. BACA, Mr. MARKEY, and Ms. BEAN.

H.R. 1147: Ms. SCHWARTZ.

H.R. 1229: Mr. MOLLOHAN, Mr. PATRICK MURPHY of Pennsylvania, Mrs. MYRICK, Mr. GILLMOR, Mr. ROGERS of Alabama, Mr. PITTS, and Mr. LATOURETTE.

H.R. 1236: Ms. LEE, Mr. BISHOP of New York, Mr. LANTOS, Mr. WOLF, Mr. HIGGINS, Mr. HONDA, Mr. CAPUANO, and Ms. HIRONO.

H.R. 1282: Mr. RUPPERSBERGER, Mr. CAPUANO, Mrs. DAVIS of California, and Ms. SCHWARTZ.

H.R. 1330: Mrs. LOWEY.

H.R. 1331: Ms. LEE and Mr. WEXLER.

H.R. 1343: Mr. WHITFIELD, Mr. SMITH of Texas, Mr. MCINTYRE, Mr. RANGEL, Mr. PLATTS, Mr. BLUMENAUER, Mr. THOMPSON of California, Mr. GONZALEZ, Mr. LANTOS, Mrs. JO ANN DAVIS of Virginia, Mr. DICKS, Mr. BOUSTANY, Mr. BISHOP of New York, and Mrs. DRAKE.

H.R. 1344: Ms. CARSON, Mr. BACA, and Mr. FILNER.

H.R. 1346: Mrs. JONES of Ohio and Mr. HODES.

H.R. 1365: Mr. BARTLETT of Maryland.

H.R. 1366: Mr. BURTON of Indiana.

H.R. 1377: Mr. DAVIS of Illinois.

H.R. 1381: Mr. ABERCROMBIE, Ms. JACKSON-LEE of Texas, Ms. SCHAKOWSKY, and Mr. FARR.

H.R. 1398: Mrs. CUBIN, Mr. CARTER, Mr. BARTLETT of Maryland, Mrs. SCHMIDT, Mr. GOODE, Ms. GINNY BROWN-WAITE of Florida, Mr. WALDEN of Oregon, Mrs. DRAKE, and Mr. CANNON.

H.R. 1407: Mr. LINCOLN DIAZ-BALART of Florida.

H.R. 1419: Ms. SCHWARTZ and Mr. MORAN of Virginia.

H.R. 1474: Mr. THOMPSON of California, Mr. LARSEN of Washington, Mr. SHULER, Mr. BARROW, Mr. PERLMUTTER, Mr. RAMSTAD, Mr. COBLE, and Mr. CRAMER.

H.R. 1506: Mr. PRICE of North Carolina, Ms. SCHWARTZ, Mr. MURPHY of Connecticut, Mr. TIERNEY, Mr. CARNEY, Mr. SARBANES, and Mr. SCOTT of Georgia.

H.R. 1510: Mr. BRADY of Pennsylvania, Ms. WOOLSEY, Ms. SCHAKOWSKY, and Ms. JACKSON-LEE of Texas.

H.R. 1514: Ms. MATSUI, Mr. WYNN, and Mr. HINOJOSA.

H.R. 1532: Mrs. DAVIS of California, Ms. MOORE of Wisconsin, and Ms. ZOE LOFGREN of California.

H.R. 1537: Mr. WELDON of Florida and Ms. DELAURO.

H.R. 1576: Mr. GOODLATTE.

H.R. 1584: Mr. WU, Mr. PICKERING, Mr. MCNERNEY, Mr. NUNES, and Mr. CRENSHAW.

H.R. 1609: Ms. WATSON, Mr. LANTOS, and Mrs. LOWEY.

H.R. 1610: Mr. MEEKS of New York, Mr. HIGGINS, Mr. BUCHANAN, Mr. BAKER, Mr. CULBERSON, Mr. MCHUGH, Mr. SENSENBRENNER, Mr. WALZ of Minnesota, Mr. SHUSTER, Mr. HULSHOF, Mrs. CUBIN, Mr. GARY G. MILLER of California, Mr. HENSARLING, Mr. RYAN of Wisconsin, Mrs. BONO, Mr. HOLDEN, Mr. KELLER, Mr. DOYLE, Mr. CAMPBELL of California, Mr. BROWN of South Carolina, Mr. FILNER, and Mr. VISCLOSKEY.

H.R. 1647: Mr. MCINTYRE and Mr. KING of Iowa.

H.R. 1649: Mr. CHANDLER, Mr. BISHOP of Georgia, and Mr. MCINTYRE.

H.R. 1688: Mr. JEFFERSON, Mr. WYNN, and Mrs. CHRISTENSEN.

H.R. 1693: Mr. HOLT, Mr. LANTOS, Mr. MEEK of Florida, Mr. SNYDER, and Mr. DAVIS of Illinois.

H.R. 1728: Mr. BLUMENAUER.

H.R. 1735: Mrs. MYRICK.

H.R. 1740: Mr. MCHUGH, Mr. DAVIS of Illinois, Mr. ELLISON, Mr. KUCINICH, Mr. KUHL of New York, Mr. LANTOS, Mr. WALSH of New York, Mr. FARR, and Ms. WOOLSEY.

H.R. 1762: Mr. MELANCON.

H.R. 1770: Mr. BOUSTANY.

H.R. 1773: Mr. DAVIS of Kentucky and Mr. Shuler.

H.R. 1783: Ms. KAPTUR, Mr. FILNER, Mr. BLUMENAUER, and Mr. DOGGETT.

H.R. 1789: Mr. BARRETT of South Carolina.

H.R. 1810: Mr. TIBERI.

H.R. 1835: Mr. BERMAN.

H.R. 1870: Mr. GORDON, Mr. ELLSWORTH, and Mr. PLATTS.

H.R. 1875: Mr. COLE of Oklahoma.

H.R. 1878: Ms. ZOE LOFGREN of California, Ms. BORDALLO, Ms. HIRONO, and Mr. ELLISON.



H.R. 1902: Mr. GORDON.  
 H.R. 1907: Mr. FARR and Mr. GILCREST.  
 H.R. 1909: Mr. FILNER.  
 H.R. 1930: Mr. PENCE and Mr. CONAWAY.  
 H.R. 1937: Mr. GOHMERT, Mr. SENSEN-BRENNER, Mr. GOODE, Mr. DICKS, Mr. INSLEE, Mr. SMITH of Washington, Mr. NEUGEBAUER, Mr. ETHERIDGE, Mr. LEWIS of Kentucky, and Mr. SIMPSON.  
 H.R. 1940: Mr. HAYES, Mr. DAVIS of Kentucky, Mr. ISSA, and Mr. GALLEGLY.  
 H.R. 1961: Mr. SMITH of Washington.  
 H.R. 1992: Mr. MOLLOHAN and Ms. KAPTUR.  
 H.R. 2015: Mr. McNULTY, Mr. UDALL of Colorado, Ms. LEE, Mr. BISHOP of New York, Mr. MURPHY of Connecticut, Mr. LYNCH, Mr. KENNEDY, Mrs. LOWEY, and Mr. PAYNE.  
 H.S. 2032: Ms. SCHAKOWSKY, Mr. OBERSTAR, Mr. BUTTERFIELD, and Ms. MATSUI.  
 H.J. Res. 16: Mr. LINDER.  
 H. Con. Res. 25: Mr. PALLONE and Mr. LOEBSACK.  
 H. Con. Res. 72: Mr. ALTMIRE, Ms. HIRONO, Mr. CONYERS, Mr. HINCHAY, Ms. NORTON, Mrs. MALONEY of New York, Mr. DINGELL, and Mrs. DAVIS of California.  
 H. Res. 95: Mr. MCGOVERN.  
 H. Res. 100: Mr. YARMUTH.  
 H. Res. 102: Ms. LINDA T. SANCHEZ of California and Mr. ISSA.  
 H. Res. 121: Mrs. LOWEY, Mrs. DAVIS of California, and Ms. DELAURO.  
 H. Res. 146: Mrs. LOWEY.  
 H. Res. 171: Mr. HINCHAY, Ms. MCCOLLUM of Minnesota, Mr. ENGLISH of Pennsylvania, Mr. CROWLEY, Mr. KILDEE, Mr. BROWN of South Carolina, and Mr. BURTON of Indiana.  
 H. Res. 189: Mr. BOSWELL, Mr. CARNEY, Mr. ORTIZ, Ms. MCCOLLUM of Minnesota, Ms. WOOLSEY, Mr. COURTNEY, and Mr. HINCHAY.  
 H. Res. 223: Mr. SHAYS.  
 H. Res. 250: Mr. AKIN, Mr. ISSA, Mr. BARRETT of South Carolina, and Mr. ROSKAM.  
 H. Res. 257: Mrs. MYRICK, Mr. HOLDEN, Mr. GERLACH, Mr. MOORE of Kansas, Mrs. DRAKE, Mr. DELAHUNT, Mr. KNOLLENBERG, Mr. OBERSTAR, Mr. EDWARDS, Mr. CLAY, Mr. TIAHRT, and Mr. BARRETT of South Carolina.  
 H. Res. 259: Ms. KAPTUR, Mr. McNULTY, and Mr. SKELTON.  
 H. Res. 264: Mrs. NAPOLITANO.  
 H. Res. 272: Mr. BISHOP of Georgia.  
 H. Res. 282: Mr. WALZ of Minnesota, Mr. GEORGE MILLER of California, Mr. LAHOOD, and Mr. RUSH.

**MONDAY, APRIL 30, 2007 (59)**

¶59.1 APPOINTMENT OF SPEAKER PRO TEMPORE

The House was called to order by the SPEAKER pro tempore, Mrs. TAUSCHER, who laid before the House the following communication:

WASHINGTON, DC,  
 April 30, 2007.

I hereby appoint the Honorable ELLEN O. TAUSCHER to act as Speaker pro tempore on this day.

NANCY PELOSI,  
 Speaker of the House of Representatives.

¶59.2 APPROVAL OF THE JOURNAL

The SPEAKER pro tempore, Mrs. TAUSCHER, announced she had examined and approved the Journal of the proceedings of Thursday, April 26, 2007.

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

¶59.3 COMMUNICATIONS

Executive and other communications, pursuant to clause 8, rule XII, were referred as follows:

1371. A letter from the Under Secretary for Acquisition, Technology, and Logistics, De-

partment of Defense, transmitting a report identifying, for each of the armed forces (other than the Coast Guard) and each Defense Agency, the percentage of funds that were expended during the preceding two fiscal years for performance of depot-level maintenance and repair workloads by the public and private sectors, pursuant to 10 U.S.C. 2466(d)(1); to the Committee on Armed Services.

1372. A letter from the Chairman, Federal Deposit Insurance Corporation, transmitting a report entitled, "Merger Decisions 2006," in accordance with Section 18(c)(9) of the Federal Deposit Insurance Act; to the Committee on Financial Services.

1373. A letter from the Administrator, Energy Information Administration, Department of Energy, transmitting a copy of a report entitled "Emissions of Greenhouse Gases in the United States 2005," pursuant to Public Law 102-486 section 1605(a); to the Committee on Energy and Commerce.

1374. A letter from the Chief Justice, Supreme Court of the United States, transmitting amendment to the Federal Rules of Appellate Procedure that has been adopted by the Supreme Court, pursuant to 28 U.S.C. 2074; (H. Doc. No. 110-24); to the Committee on the Judiciary and ordered to be printed.

1375. A letter from the Chief Justice, Supreme Court of the United States, transmitting amendment to the Federal Rules of Bankruptcy Procedure that have been adopted by the Supreme Court, pursuant to 28 U.S.C. 2075; (H. Doc. No. 110-25); to the Committee on the Judiciary and ordered to be printed.

1376. A letter from the Chief Justice, Supreme Court of the United States, transmitting amendments to the Federal Rules of Criminal Procedure that have been adopted by the Supreme Court, pursuant to 28 U.S.C. 2074; (H. Doc. No. 110-26); to the Committee on the Judiciary and ordered to be printed.

1377. A letter from the Chief Justice, Supreme Court of the United States, transmitting amendments to the Federal Rules of Civil Procedure that have been adopted by the Supreme Court, pursuant to 28 U.S.C. 2072; (H. Doc. No. 110-27); to the Committee on the Judiciary and ordered to be printed.

1378. A letter from the Secretary, Judicial Conference of the United States, transmitting a copy of a draft bill entitled, "Criminal Judicial Procedure, Administration, and Technical Amendments Act of 2007"; to the Committee on the Judiciary.

1379. A letter from the Assistant Secretary of the Army for Civil Works, Department of Defense, transmitting the Department's Ecosystem Restoration Feasibility Study for the Matilija Dam, California; to the Committee on Transportation and Infrastructure.

1380. A letter from the Assistant Secretary of the Army for Civil Works, Department of Defense, transmitting a copy of the Comprehensive Everglades Restoration Plan, Picayune Strand Restoration Project, Collier County, Florida; to the Committee on Transportation and Infrastructure.

1381. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Bombardier Model DHC-8-400 Series Airplanes [Docket No. FAA-2006-26241; Directorate Identifier 2006-NM-155-AD; Amendment 39-14938; AD 2007-04-07] (RIN: 2120-AA64) received April 13, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1382. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Pacific Aerospace Corporation Ltd Model 750XL Airplanes [Docket No. FAA-2006-26285; Directorate Identifier 2006-CE-69-AD; Amendment 39-14932; AD 2007-04-01] (RIN: 2120-AA64) received April 13, 2007,

pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1383. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Empresa Brasileira de Aeronautica S.A. (EMBRAER) Model EMB-135BJ, -135ER, -135KE, -135KL, and -135LR Airplanes; and Model EMB-145, -145ER, -145MR, -145LR, -145XR, -145MP, and -145EP Airplanes [Docket No. FAA-2006-25892; Directorate Identifier 2006-NM-120-AD; Amendment 39-14941; AD 2007-04-09] (RIN: 2120-AA64) received April 13, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1384. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Empresa Brasileira de Aeronautica S.A. (EMBRAER) Model EMB-135 Airplanes and Model EMB-145, -145ER, -145MR, -145LR, -145XR, -145MP, and -145EP Airplanes [Docket No. FAA-2006-25925; Directorate Identifier 2006-NM-167-AD; Amendment 39-14934; AD 2007-04-03] (RIN: 2120-AA64) received April 13, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1385. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; BAE Systems (Operations) Limited Model BAe 146 and Avro 146-RJ Airplanes [Docket No. FAA-2006-25232; Directorate Identifier 2006-NM-106-AD; Amendment 39-14935; AD 2007-04-04] (RIN: 2120-AA64) received April 13, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1386. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Airbus Model A300 Airplanes [Docket No. FAA-2006-26045; Directorate Identifier 2006-NM-145-AD; Amendment 39-14936; ad 2007-04-05] (RIN: 2120-AA64) received April 13, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1387. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; McDonnell Douglas Model DC-8-62, DC-8-63, DC-8-62F, and DC-8-63F Airplanes [Docket No. FAA-2006-26084; Directorate Identifier 2006-NM-063-AD; Amendment 39-14937; AD 2007-04-06] (RIN: 2120-AA64) received April 13, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1388. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Turbomeca S.A. Arrius 2F Turbo-shaft Engines [Docket No. FAA-2005-22039; Directorate Identifier 2005-NE-33-AD; Amendment 39-14940; AD 2005-17-17R1] (RIN: 2120-AA64) received April 13, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1389. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Empresa Brasileira de Aeronautica S.A. (EMBRAER) Model ERJ 170 and ERJ 190 Airplanes [Docket No. FAA-2006-26356; Directorate Identifier 2006-NM-166-AD; Amendment 39-14963; AD 2007-05-02] (RIN: 2120-AA64) received April 13, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1390. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Pilatus Aircraft Ltd. Models PC-6, PC-6-H1, PC-6-H2, PC-6/350, PC-6/350-H1, PC-6/350-H2, PC-6/A, PC-6/A-H1, PC-6/A-H2,

PC-6/B-H2, PC-6/B1-H2, PC-6/B2-H2, PC-6/B2-H4, PC-6/C-H2, and PC-6/C1-H2 Airplanes [Docket No. FAA-2006-24093; Directorate Identifier 2006-CE-19-AD; Amendment 39-14683; AD 2006-15-03] (RIN: 2120-AA64) received April 13, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1391. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Miscellaneous Changes to Commercial Space Transportation Regulations [Docket No. FAA-2005-21234, Amendment Nos. 404-3, 413-8, and 420-2] (RIN: 2120-A145) received April 13, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1392. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Safety Approvals [Docket No. FAA--2005-21332; Amendment Nos. 413-6 and 414-1] (RIN: 2120-A150) received April 13, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1393. A letter from the Chairman, Department of Transportation, transmitting the Department's final rule — Surface Transportation Board Decision Rail Fuel Surcharges (RIN: STB Ex Parte No. 661) received March 18, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1394. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Modification of Class E Airspace; Alliance, NE. [Docket No. FAA-2006-25945; Airspace Docket No. 06-ACE-15] received April 13, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1395. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Extended Operations (ETOPS) of Multi-engine Airplanes [Docket No. FAA-2002-6717; Amendment Nos. 1-55, 21-89, 25-120, 33-21, 121-329, 135-108] (RIN: 2120-A103) received April 13, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1396. A letter from the Secretary, Federal Maritime Commission, transmitting the 45th Annual Report of the activities of the Commission for fiscal year 2006, which ended September 30, 2006, pursuant to 46 U.S.C. app. 1118; to the Committee on Transportation and Infrastructure.

1397. A letter from the Chief, Publications and Regulations Branch, Internal Revenue Service, transmitting the Service's final rule — Tier 1—Transfer of Intangibles Offshore/482 Cost Sharing Buy-in Payment Issue Directive #1 (RIN: LMSB Control No: LMSB-04-0307-027) received April 10, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

1398. A letter from the Chief, Publications and Regulations Branch, Internal Revenue Service, transmitting the Service's final rule — Nonconventional Source Fuel Credit, Section 45K Inflation Adjustment Factor, and Section 45K Reference Price [Notice 2007-38] received April 10, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

1399. A letter from the Chief, Publications and Regulations Branch, Internal Revenue Service, transmitting the Service's final rule — Tier 1 Issue Research & Experimentation (R&E) Credit Claims Directive #1 (RIN: LMSB Control No: LMSB-04-0307-025) received April 10, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

1400. A letter from the Chief, Publications and Regulations Branch, Internal Revenue Service, transmitting the Service's final rule — Corporate Reorganizations; Guidance on

the Measurement of Continuity of Interest [TD 9316] (RIN: 1545-BG14) received March 22, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

1401. A letter from the Chief, Publications and Regulations Branch, Internal Revenue Service, transmitting the Service's final rule — Super Completed Contracted Method (RIN: LMSB-04-0207-012) received March 22, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

1402. A letter from the Chief, Publications and Regulations Branch, Internal Revenue Service, transmitting the Service's final rule — Applicable Federal Rates — April 2007 — received March 22, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

1403. A letter from the Chief, Publications and Regulations Branch, Internal Revenue Service, transmitting the Service's final rule — Dual Consolidated Loss Regulations [TD 9315] (RIN: 1545-BD10) received March 22, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

1404. A letter from the Administrator, Environmental Protection Agency, transmitting the Agency's FY 2005 report entitled, "Implementation of the Waste Isolation Pilot Plant Land Withdrawal Act" required under Section 23(a)(2) of the Act; jointly to the Committees on Energy and Commerce and Armed Services.

1405. A letter from the Deputy Director, Defense Security Cooperation Agency, transmitting pursuant to Section 634A of the Foreign Assistance Act of 1961, notification for countries listed as approved for funding for the FY 2007 International Military Education and Training (IMET) program; jointly to the Committees on Foreign Affairs and Appropriations.

1406. A letter from the Director, Financial Management and Assurance, Government Accountability Office, transmitting the Office's opinion on the financial statements of the Capitol Preservation Fund for the fiscal years ended September 30, 2005 and 2004; jointly to the Committees on House Administration and Oversight and Government Reform.

1407. A letter from the Director, National Film Preservation Foundation, transmitting the Foundation's Report to the U.S. Congress for the Year Ending December 31, 2006, pursuant to 36 U.S.C. 5706; jointly to the Committees on the Judiciary and House Administration.

#### ¶59.4 MESSAGE FROM THE SENATE

A message from the Senate by Ms. Curtis, one of its clerks, announced that the Senate has passed a bill of the following title in which the concurrence of the House is requested:

S. 761. An Act to invest in innovation and education to improve the competitiveness of the United States in the global economy.

#### ¶59.5 COMMUNICATION FROM THE CLERK—MESSAGE FROM THE SENATE

The SPEAKER pro tempore, Mrs. TAUSCHER, laid before the House a communication, which was read as follows:

OFFICE OF THE CLERK,  
HOUSE OF REPRESENTATIVES,  
Washington, DC, April 25, 2007.

Hon. NANCY PELOSI,  
Speaker, House of Representatives,  
Washington, DC.

DEAR MADAM SPEAKER: Pursuant to the permission granted in Clause 2(h) of rule II of the Rules of the U.S. House of Representatives, the Clerk received the following message from the Secretary of the Senate on April 25, 2007, at 3:00 p.m.:

That the Senate agreed to Conference Report accompanying the bill H.R. 1591.

Appointments:

Canada-United States Parliamentary Group (2)

Advisory Committee on the Records of Congress (1)

With best wishes, I am,

Sincerely,

LORRAINE C. MILLER,  
Clerk of the House.

And then,

#### ¶59.6 ADJOURNMENT

On motion of the SPEAKER pro tempore, Mrs. TAUSCHER, by unanimous consent and pursuant to the special order of the House agreed to on Thursday, April 26, 2007, at 12 o'clock and 4 minutes p.m., declared the House adjourned until 10:30 a.m. on Tuesday, May 1, 2007.

#### ¶59.7 REPORTS OF COMMITTEES ON PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XIII, reports of committees were delivered to the Clerk for printing and reference to the proper calendar, as follows:

Mr. WAXMAN: Committee on Oversight and Government Reform. H.R. 1124. A bill to extend the District of Columbia College Access Act of 1999 (Rept. 110-112). Referred to the Committee of the Whole House on the state of the Union.

Mr. CONYERS: Committee on the Judiciary. H.R. 1592. A bill to provide Federal assistance to States, local jurisdictions, and Indian tribes to prosecute hate crimes, and for other purposes; with an amendment (Rept. 110-113). Referred to the Committee of the Whole House on the state of the Union.

Mr. GORDON of Tennessee: Committee on Science and Technology. H.R. 1867. A bill to authorize appropriations for fiscal years 2008, 2009, and 2010 for the National Science Foundation, and for other purposes; with an amendment (Rept. 110-114). Referred to the Committee of the Whole House on the state of the Union.

Mr. GORDON: Committee on Science and Technology. H.R. 1868. A bill to authorize appropriations for the National Institute of Standards and Technology for fiscal years 2008, 2009, and 2010, and for other purposes; with an amendment (Rept. 110-115). Referred to the Committee of the Whole House on the state of the Union.

#### ¶59.8 PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XII, public bills and resolutions were introduced and severally referred, as follows:

By Mr. KENNEDY (for himself and Ms. ROS-LEHTINEN):

H.R. 2073. A bill to increase the number of well-trained mental health service professionals (including those based in schools) providing clinical mental health care to children and adolescents, and for other purposes; to the Committee on Energy and Commerce, and in addition to the Committee on Ways and Means, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. KING of New York:

H.R. 2074. A bill to increase public safety by permitting the Attorney General to deny the transfer of a firearm or the issuance of firearms or explosives licenses to a known or

suspected dangerous terrorist; to the Committee on the Judiciary.

By Mr. NEAL of Massachusetts (for himself, Mr. LEWIS of Kentucky, Mr. McDERMOTT, Mr. ENGLISH of Pennsylvania, Mrs. JONES of Ohio, Mr. RAMSTAD, Mr. BLUMENAUER, Ms. PRYCE of Ohio, Mr. JEFFERSON, Mr. BISHOP of Georgia, and Mr. LUCAS):

H.R. 2075. A bill to amend the Internal Revenue Code of 1986 to extend the new markets tax credit through 2013, and for other purposes; to the Committee on Ways and Means.

By Ms. NORTON (for herself and Mr. WAXMAN):

H.R. 2076. A bill to amend the Safe Drinking Water Act to ensure that the District of Columbia and States are provided a safe, lead-free supply of drinking water; to the Committee on Energy and Commerce.

By Mrs. SCHMIDT (for herself, Mr. CHABOT, Mr. TURNER, Mr. JORDAN, Mr. GILLMOR, Mr. WILSON of Ohio, Mr. HOBSON, Ms. KAPTUR, Mr. KUCINICH, Mrs. JONES of Ohio, Mr. TIBERI, Ms. SUTTON, Mr. LATOURETTE, Ms. PRYCE of Ohio, Mr. RYAN of Ohio, and Mr. SPACE):

H.R. 2077. A bill to designate the facility of the United States Postal Service located at 20805 State Route 125 in Blue Creek, Ohio, as the "George B. Lewis Post Office Building"; to the Committee on Oversight and Government Reform.

By Mrs. SCHMIDT (for herself, Mr. CHABOT, Mr. TURNER, Mr. JORDAN, Mr. GILLMOR, Mr. WILSON of Ohio, Mr. HOBSON, Ms. KAPTUR, Mr. KUCINICH, Mrs. JONES of Ohio, Mr. TIBERI, Ms. SUTTON, Mr. LATOURETTE, Ms. PRYCE of Ohio, Mr. RYAN of Ohio, and Mr. SPACE):

H.R. 2078. A bill to designate the facility of the United States Postal Service located at 14536 State Route 136 in Cherry Fork, Ohio, as the "Staff Sergeant Omer T. 'O.T.' Hawkins Post Office"; to the Committee on Oversight and Government Reform.

By Mr. SMITH of Texas (for himself, Mrs. BIGGERT, Mr. EHLERS, Mr. DOGGETT, Mr. MCCAUL of Texas, and Ms. MCCOLLUM of Minnesota):

H.R. 2079. A bill to reduce the Nation's dependence on foreign sources of oil and reduce carbon emissions by promoting plug-in hybrid electric vehicles and related advanced vehicle technologies; to the Committee on Science and Technology.

By Mr. WYNN (for himself and Ms. WATSON):

H. Con. Res. 134. Concurrent resolution expressing the sense of the Congress that there should be established a Bebe Moore Campbell National Minority Mental Health Awareness Month to enhance public awareness of mental illness, especially within minority communities; to the Committee on Energy and Commerce.

By Mr. BOUSTANY (for himself, Mr. McKEON, Mr. HOEKSTRA, Mr. CASTLE, and Mr. PORTER):

H. Res. 344. A resolution congratulating charter schools and their students, parents, teachers, and administrators across the United States for their ongoing contributions to education, and for other purposes; to the Committee on Education and Labor.

By Mr. FOSSELLA (for himself, Ms. BORDALLO, Mr. SERRANO, Mr. KUHL of New York, Mr. WOLF, Mr. McNULTY, Mr. HIGGINS, Mr. HINCHEY, Mr. McHUGH, and Mrs. MALONEY of New York):

H. Res. 345. A resolution commemorating the 200th anniversary of the Archdiocese of New York; to the Committee on Oversight and Government Reform.

¶59.9 ADDITIONAL SPONSORS

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

H.R. 174: Ms. WOOLSEY, Mr. ELLISON, Mr. RUSH, and Mr. DAVIS of Illinois.

H.R. 322: Mr. REHBERG, Mr. TERRY, Mr. BISHOP of Utah, Mr. FEENEY, Mr. HASTERT, Mr. JORDAN, Mr. PUTNAM, Mr. KELLER, Mr. ENGLISH of Pennsylvania, Mr. HULSHOF, Mr. ROGERS of Alabama, Mr. ROGERS of Michigan, and Mr. MILLER of Florida.

H.R. 634: Mr. EVERETT, Mr. LOEBBACH, and Ms. WOOLSEY.

H.R. 676: Mr. HARE.

H.R. 698: Mr. BURGESS, Mr. LATHAM, Mrs. WILSON of New Mexico, and Mr. BAIRD.

H.R. 811: Mr. AL GREEN of Texas.

H.R. 821: Mr. STARK.

H.R. 881: Mr. WAMP.

H.R. 1028: Mr. DAVIS of Illinois and Mr. PEARCE.

H.R. 1065: Mr. CHANDLER.

H.R. 1108: Mr. BERRY and Mr. THOMPSON of Mississippi.

H.R. 1222: Mrs. LOWEY and Mr. PLATTS.

H.R. 1223: Mrs. LOWEY, Mr. JINDAL, and Mr. LARSON of Connecticut.

H.R. 1246: Mr. ANDREWS.

H.R. 1382: Mr. MCCOTTER.

H.R. 1399: Mr. GALLEGLY and Mr. DAVID DAVIS of Tennessee.

H.R. 1413: Mr. WELDON of Florida.

H.R. 1439: Mr. McNULTY and Mr. WILSON of South Carolina.

H.R. 1518: Mr. BOUSTANY, Mr. FRANK of Massachusetts, Mr. DELAHUNT, and Mr. DOYLE.

H.R. 1525: Mr. FORBES.

H.R. 1592: Mr. DAVIS of Alabama, Mr. JACKSON of Illinois, Mr. YARMUTH, Ms. CLARKE, Mr. BISHOP of Georgia, Ms. ESHOO, Ms. KAPTUR, Ms. BEAN, Mr. RUSH, Ms. VELÁZQUEZ, Mr. SNYDER, Mr. PERLMUTTER, Mr. JOHNSON of Georgia, Ms. SOLIS, Mr. RUPPERSBERGER, Mr. LARSEN of Washington, Mr. GUTIERREZ, Mr. WALSH of New York, Mr. CLEAVER, Mr. PRICE of North Carolina, Mr. GILCHREST, Ms. CASTOR, Mr. PLATTS, Mr. CLAY, Mr. MATHESON, Mr. SARBANES, Mr. NEAL of Massachusetts, Mr. MEEKS of New York, Mrs. MCCARTHY of New York, Mr. AL GREEN of Texas, Mr. OBERSTAR, Ms. HARMAN, Ms. KILPATRICK, and Mr. LANTOS.

H.R. 1653: Ms. ZOE LOFGREN of California, Mr. MARKEY, and Mr. PASTOR.

H.R. 1732: Mr. DOYLE.

H.R. 1867: Mr. LIPINSKI, Mr. UDALL of Colorado, Mr. HALL of Texas, Mr. ROTHMAN, Mr. SMITH of Washington, Mr. HOLT, Ms. SCHAKOWSKY, Mr. MORAN of Virginia, Mr. HONDA, Mr. PRICE of North Carolina, Mr. WU, Ms. WOOLSEY, Mr. CHANDLER, Mr. REICHERT, and Mr. LAMPSON.

H.R. 1868: Mr. HONDA, Mr. UDALL of Colorado, Mr. ROTHMAN, Mr. SMITH of Washington, Mr. MORAN of Virginia, Ms. SCHAKOWSKY, Mr. HOLT, Ms. HOOLEY, Ms. WOOLSEY, Mr. CHANDLER, Mr. REICHERT, and Mr. LAMPSON.

H.R. 1929: Mr. PERLMUTTER and Mr. KAGEN.  
H.R. 1964: Mr. CAPUANO, Mr. ROTHMAN, and Mr. MURPHY of Connecticut.

H.R. 1971: Mr. STARK.

H.R. 2005: Mrs. EMERSON and Mr. UDALL of New Mexico.

H.R. 2060: Mr. MANZULLO, Mr. PAUL, Ms. CORRINE BROWN of Florida, Mrs. CUBIN, Mr. PRICE of North Carolina, Mr. HILL, and Mr. FORTUÑO.

H.J. Res. 12: Mr. HASTINGS of Washington.  
H.J. Res. 23: Mr. BARTLETT of Maryland.

H. Con. Res. 48: Mr. LANTOS.

H. Con. Res. 75: Mr. PAYNE and Mr. JEFFERSON.

H. Res. 137: Mrs. LOWEY.

H. Res. 194: Mr. BISHOP of Georgia and Ms. HIRONO.

H. Res. 213: Ms. SUTTON.

H. Res. 264: Mr. DAVIS of Illinois.

H. Res. 281: Mr. HOLT, Mr. MARSHALL, Mr. GERLACH, and Mr. BURTON of Indiana.

H. Res. 308: Mr. DOYLE, Mr. KUHL of New York, Ms. NORTON, Mrs. EMERSON, Mr. MOORE of Kansas, and Mr. HERGER.

H. Res. 334: Ms. JACKSON-LEE of Texas, Mr. SIRES, Mr. GENE GREEN of Texas,

TUESDAY, MAY 1, 2007 (60)

¶60.1 APPOINTMENT OF SPEAKER PRO TEMPORE

The House was called to order at 10:30 a.m. by the SPEAKER pro tempore, Mr. WELCH of Vermont, who laid before the House the following communication:

WASHINGTON, DC,  
May 1, 2007.

I hereby appoint the Honorable PETER WELCH to act as Speaker pro tempore on this day.

NANCY PELOSI,  
*Speaker of the House of Representatives.*

Whereupon, pursuant to the order of the House of January 4, 2007, Members were recognized for morning-hour debate.

¶60.2 RECESS—10:44 A.M.

The SPEAKER pro tempore, Mr. WELCH of Vermont, pursuant to clause 12(a) of rule I, declared the House in recess at 10 o'clock and 44 minutes a.m., until noon.

¶60.3 AFTER RECESS—NOON

The SPEAKER pro tempore, Ms. JACKSON-LEE of Texas, called the House to order.

¶60.4 APPROVAL OF THE JOURNAL

The SPEAKER pro tempore, Ms. JACKSON-LEE of Texas, announced she had examined and approved the Journal of the proceedings of Monday, April 30, 2007.

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

¶60.5 COMMUNICATIONS

Executive and other communications, pursuant to clause 8, rule XII, were referred as follows:

1408. A letter from the Chief Administrative Officer, United States Capitol Police, transmitting the semiannual report of receipts and expenditures of appropriations and other funds for the period October 1, 2006 through March 31, 2007 as compiled by the Chief Administrative Officer, pursuant to Public Law 109-55, section 1005; (H. Doc. No. 110-28); to the Committee on House Administration and ordered to be printed.

1409. A letter from the Acting Assistant Secretary for Fish and Wildlife and Parks, Department of the Interior, transmitting the Department's final rule — Native American Graves Protection and Repatriation Act Regulations — Future Applicability (RIN: 1024-AC84) received March 27, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Natural Resources.

1410. A letter from the Acting Assistant Secretary for Fish and Wildlife and Parks, Department of the Interior, transmitting the Department's final rule — Glacier Bay National Park, Vessel Management Plan Regulations (RIN: 1024-AD25) received March 27, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Natural Resources.

1411. A letter from the Assistant Secretary, Land and Minerals Management, Department of the Interior, transmitting the Department's final rule — Oil, Gas, and Sulfur Operations in the Outer Continental Shelf (OCS) — Plans and Information — Protection of Marine Mammals and Threatened and Endangered Species (RIN: 1010-AD10) received April 13, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Natural Resources.

1412. A letter from the Director, Fish and Wildlife Service, Department of the Interior, transmitting the Department's final rule — Endangered and Threatened Wildlife and Plants; Final Rule Designating the Western Great Lakes Populations of Gray Wolves as a Distinct Population Segment; Removing the Western Great Lakes Distinct Population Segment of the Gray Wolf From the List of Endangered and Threatened Wildlife (RIN: 1018-AU54) received February 27, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Natural Resources.

1413. A letter from the Director, Office of Sustainable Fisheries, NMFS, National Oceanic and Atmospheric Administration, transmitting the Administration's final rule — Fisheries of the Exclusive Economic Zone Off Alaska; Pacific Cod by Vessels Catching Pacific Cod for Processing by the Inshore Component in the Western Regulatory Area of the Gulf of Alaska [Docket No. 070213032-7032-01; I.D. 030607F] received March 26, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Natural Resources.

1414. A letter from the Director, Office of Sustainable Fisheries, NMFS, National Oceanic and Atmospheric Administration, transmitting the Administration's final rule — Fisheries of the Northeastern United States; Atlantic Bluefish Fishery; Quota Transfer [Docket No. 061109296-7009-02; I.D. 030607B] received March 26, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Natural Resources.

1415. A letter from the Acting Director, Office of Sustainable Fisheries, NMFS, National Oceanic and Atmospheric Administration, transmitting the Administration's final rule — Fisheries of the Exclusive Economic Zone Off Alaska; Pollock in Statistical Area 620 of the Gulf of Alaska [Docket No. 070213032-7032-01; I.D. 032607F] received April 16, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Natural Resources.

1416. A letter from the Director, Office of Sustainable Fisheries, NMFS, National Oceanic and Atmospheric Administration, transmitting the Administration's final rule — Fisheries of the Exclusive Economic Zone Off Alaska; Pollock in Statistical Area 610 of the Gulf of Alaska [Docket No. 070213032-7032-01; I.D. 031507E] received April 16, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Natural Resources.

1417. A letter from the Acting Director, Office of Sustainable Fisheries, NMFS, National Oceanic and Atmospheric Administration, transmitting the Administration's final rule — Fisheries of the Exclusive Economic Zone Off Alaska; Pacific Cod by Catcher Vessels Less Than 60 ft (18.3 m) LOA Using Pot or Hook-and-Line Gear in the Bering Sea and Aleutian Islands Management Area [Docket No. 070213033-7033-01; I.D. 032807A] received April 17, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Natural Resources.

1418. A letter from the Deputy Assistant Administrator for Regulatory Programs, NMFS, National Oceanic and Atmospheric Administration, transmitting the Administration's final rule — Fisheries of the Caribbean, Gulf of Mexico, and South Atlantic; Reef Fish Fishery of the Gulf of Mexico; Gulf Red Snapper Management Measures [Docket No. 061121304-7053-01; I.D. 112006B] (RIN: 0648-AY87) received April 17, 2007, pursuant to 5

U.S.C. 801(a)(1)(A); to the Committee on Natural Resources.

1419. A letter from the Director, Office of Sustainable Fisheries, NMFS, National Oceanic and Atmospheric Administration, transmitting the Administration's final rule — Atlantic Highly Migratory Species; Atlantic Bluefin Tuna Fisheries [I.D. 032107B] received April 17, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Natural Resources.

1420. A letter from the Director, Office of Sustainable Fisheries, NMFS, National Oceanic and Atmospheric Administration, transmitting the Administration's final rule — Fisheries of the Exclusive Economic Zone Off Alaska; Pacific Cod by Catcher Vessels Using Trawl Gear in the Bering Sea and Aleutian Islands Management Area [Docket No. 070213033-7033-01; I.D. 040607B] received April 25, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Natural Resources.

1421. A letter from the Acting Director, Office of Sustainable Fisheries, NMFS, National Oceanic and Atmospheric Administration, transmitting the Administration's final rule — Fisheries of the Northeastern United States; Atlantic Mackerel, Squid, and Butterfish Fisheries; Closure of the Trimester I Fishery for Loligo Squid [Docket No. 061124307-7013-02; I.D. 112106A] received April 25, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Natural Resources.

1422. A letter from the Director, Office of Sustainable Fisheries, NMFS, National Oceanic and Atmospheric Administration, transmitting the Administration's final rule — Fisheries of the Exclusive Economic Zone Off Alaska; Reallocation of Pacific Cod in the Bering Sea and Aleutian Islands Management Area [Docket No. 070213033-7033-01; I.D. 040607A] received April 25, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Natural Resources.

1423. A letter from the Acting Director, Office of Sustainable Fisheries, NMFS, National Oceanic and Atmospheric Administration, transmitting the Administration's final rule — Fisheries of the Caribbean, Gulf of Mexico, and South Atlantic; Reef Fish Fishery of the Gulf of Mexico; Closure of the 2007 Gulf of Mexico Commercial Fishery of Tilefishes [Docket No. 040205043-4043-01; I.D. 040607F] received April 25, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Natural Resources.

1424. A letter from the Deputy Assistant Administrator for Regulatory Programs, NMFS, National Oceanic and Atmospheric Administration, transmitting the Administration's final rule — Fish and Seafood Promotion Act Provisions; Seafood Marketing Councils [Docket No. 040720212-6238-02; I.D. 040204A] received April 25, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Natural Resources.

1425. A letter from the Deputy Assistant Administrator for Regulatory Programs, NMFS, National Oceanic and Atmospheric Administration, transmitting the Administration's final rule — Magnuson-Stevens Fishery Conservation and Management Act Provisions; Fisheries of the Northeastern United States; Extension of Emergency Fishery Closure Due to the Presence of the Toxin That Causes Paralytic Shellfish Poisoning [Docket No. 050613158-5262-02; I.D. 090105A] (RIN: 0648-AT48) received April 12, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Natural Resources.

1426. A letter from the Deputy Assistant Administrator for Regulatory Programs, NMFS, National Oceanic and Atmospheric Administration, transmitting the Administration's final rule — Fisheries of the Exclusive Economic Zone Off Alaska; Gulf of Alaska; 2007 and 2008 Final Harvest Specifica-

tions for Groundfish [Docket No. 070213032-7032-01; I.D. 112206B] received April 1, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Natural Resources.

1427. A letter from the Assistant Chief Counsel, Department of Transportation, transmitting the Department's final rule — Hazardous Materials: Revision and Reformulating of Requirements for the Authorization to Use International Transport Standards and Regulations [Docket No. PHMSA-2005-23141 (HM-215F)] (RIN: 2137-AE01) received April 23, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1428. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Inspection Authorization 2-year Renewal [Docket No. FAA-2007-27108; Amendment No. 65-50] (RIN: 2120-AI83) received April 23, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1429. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — IFR Altitudes; Miscellaneous Amendments [Docket No. 30547 ; Amdt. No. 467] received April 23, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1430. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Standard Instrument Approach Procedures, Weather Takeoff Minimums; Miscellaneous Amendments [Docket No. 30543 Amdt. No. 3212] received April 23, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1431. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Standard Instrument Approach Procedures; Miscellaneous Amendments [Docket No. 30540; Amdt. No. 3209] received April 23, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1432. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Standard Instrument Approach Procedures, Weather Takeoff Minimums; Miscellaneous Amendments [Docket No. 30539 Amdt. No. 3208] received April 23, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1433. A letter from the Deputy Director for Regulations, Office of Pipeline Safety, Department of Transportation, transmitting the Department's final rule — Pipeline Safety: Design and Construction Standards to Reduce Internal Corrosion in Gas Transmission Pipelines [Docket No. PHMSA-2005-22642] (RIN: 2137-AE09) received April 23, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1434. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Standard Instrument Approach Procedures; Miscellaneous Amendments [Docket No. 30542 ; Amdt. No. 3211] received April 23, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1435. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Standard Instrument Approach Procedures, Weather Takeoff Minimums; Miscellaneous Amendments [Docket No. 30541 Amdt. No. 3210] received April 23, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1436. A letter from the Chief, Publications and Regulations Branch, Internal Revenue Service, transmitting the Service's final rule — Coordinated Issue All Industries Distressed Asset/Debt Tax Shelters UIL: 9300.99-

05 [LMSB-04-0407-031] received April 20, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

1437. A letter from the Chief, Publications and Regulations Branch, Internal Revenue Service, transmitting the Service's final rule — Concise General Statement Appeals Settlement Guidelines [Notice 2004-30] (RIN: ULL NO.: 9300.36-00) received April 20, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

1438. A letter from the Chief, Publications and Regulations Branch, Internal Revenue Service, transmitting the Service's final rule — Concise General Statement Applicable Federal Rates — May 2007 — received April 20, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

1439. A letter from the Chief, Publications and Regulations Branch, Internal Revenue Service, transmitting the Service's final rule — Clean Renewable Energy Bonds [Notice 2007-06] received March 22, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

1440. A letter from the Chief, Publications and Regulations Branch, Internal Revenue Service, transmitting the Service's final rule — [26 CFR 601.201]: Rulings and determination letters (Also: Part 1, 25, 103, 143) [Rev. Proc 2007-26] received March 22, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

1441. A letter from the Board of Trustees, Federal Old-Age And Survivors Insurance And Disability Insurance Trust Funds, transmitting the 2007 Annual Report of the Board of Trustees of the Federal Old-Age and Survivors Insurance and the Federal Disability Insurance Trust Funds, pursuant to 42 U.S.C. 401(c)(2), 1395i(b)(2), and 1395t(b)(2); (H. Doc. No. 110-30); to the Committee on Ways and Means and ordered to be printed.

1442. A letter from the Board of Trustees, Federal Hospital Insurance and Federal Supplementary Medical Insurance Trust Funds, transmitting the 2007 Annual Report of the Board of Trustees of the Federal Hospital Insurance Trust Fund And Federal Supplementary Medical Insurance Trust Fund, pursuant to 42 U.S.C. 401(c)(2), 1395i(b)(2), and 1395t(b)(2); (H. Doc. No. 110-29); jointly to the Committees on Ways and Means and Energy and Commerce, and ordered to be printed.

#### ¶60.6 APPOINTMENT OF FUNERAL COMMITTEE OF THE LATE HONORABLE JUANITA MILLENDER-MCDONALD

The SPEAKER pro tempore, Ms. JACKSON-LEE of Texas, announced, pursuant to House Resolution 328, and the order of the House of January 4, 2007, the Speaker appointed the following Members of the House to the committee to attend the funeral of the late Honorable Juanita Millender-McDonald: the gentleman from California, Mr. STARK, the gentlewoman from California, Ms. PELOSI, the Members of the California delegation: Messrs. George MILLER, WAXMAN, LEWIS, DREIER, HUNTER, LANTOS, BERMAN, GALLEGLY, HERGER, ROHRABACHER, DOOLITTLE, Ms. WATERS, Messrs. BECERRA, CALVERT, Ms. ESHOO, Messrs. FILNER, MCKEON, Ms. ROYBAL-ALLARD, Mr. ROYCE, Ms. WOOLSEY, Mr. FARR, Ms. LOFGREN, Messrs. RADANOVICH, SHERMAN, Ms. Loretta SANCHEZ, Mmes. TAUSCHER, CAPPS, BONO, Ms. LEE, Mr. Gary G. MILLER, Mrs. NAPOLITANO, Messrs. THOMPSON, BACA, Ms. HARMAN, Mrs. DAVIS, Messrs. HONDA, ISSA, SCHIFF, MILES. SOLIS, WATSON, Messrs. CARDOZA, NUNES, Ms.

Linda T. SANCHEZ, Messrs. LUNGREN, COSTA, Ms. MATSUI, Messrs. CAMPBELL, BILBRAY, MCCARTHY, MCNERNEY, CONYERS of Michigan, LEWIS of Georgia, FALEOMAVAEGA of American Samoa, MCDERMOTT of Washington, Ms. NORTON of the District of Columbia, Messrs. JEFFERSON of Louisiana, BISHOP of Georgia, MILES. Corrine BROWN of Florida, Eddie Bernice JOHNSON of Texas, Messrs. SCOTT of Virginia, WATT of North Carolina, THOMPSON of Mississippi, Ms. JACKSON-LEE of Texas, Messrs. CUMMINGS of Maryland, HINOJOSA of Texas, Ms. KILPATRICK of Michigan, Messrs. KUCINICH, of Ohio, MEEKS of New York, Ms. BERKLEY of Nevada, Messrs. GONZALEZ of Texas, HOLT of New Jersey, Mrs. JONES of Ohio, Messrs. DAVIS of Alabama, MEEK of Florida, SCOTT of Georgia, BUTTERFIELD of North Carolina, CLEAVER of Missouri, Al GREEN of Texas, MILES. MOORE of Wisconsin, CLARKE of New York, Messrs. ELLISON of Minnesota, and JOHNSON of Georgia.

#### ¶60.7 A.M. TURING AWARD GIVEN TO FRANCES E. ALLEN

Ms. WOOLSEY moved to suspend the rules and agree to the concurrent resolution (H. Con. Res. 95); as amended:

Whereas Frances Allen joined IBM in 1957 early in the history of the computer industry and just after an IBM team developed Fortran, one of the first high-level programming languages;

Whereas Frances Allen during her 45 year career at IBM rose from being a teacher of Fortran to highest level of IBM technologists;

Whereas in 1989 Frances Allen was the first woman to be named an IBM Fellow and in 1995 became President of the IBM Academy of Technology, a global organization of IBM technical leaders charged with providing technical advice to the company;

Whereas Frances Allen made fundamental contributions to the theory and practice of program optimization, which translates the users' problem-solving language statements;

Whereas Frances Allen's work led to remarkable advances in compiler design and machine architecture that are at the foundation of modern high-performance computing;

Whereas Frances Allen's unique dedication to meeting the needs of her customers led to IBM's innovation model;

Whereas Frances Allen is nationally renowned for her work in encouraging women to study computer science;

Whereas the Association for Computing Machinery, an international organization of computing professionals, gives the A.M. Turing Award annually to individuals whose contributions in the field of computing are long-lasting and are of major technical importance; and

Whereas Frances Allen has now been honored as the first woman recipient of the Turing Award, computer science's most prestigious award, which is equated by some to the Nobel Prizes: Now, therefore, be it

*Resolved by the House of Representatives (the Senate concurring),* That the Congress honors the pioneering life work of Frances Allen in computer research and development and salutes the Turing Award Committee for recognizing, through the selection of Frances Allen, that creative women have contributed mightily to the development of this important field.

The SPEAKER pro tempore, Ms. JACKSON-LEE of Texas, recognized

Ms. WOOLSEY and Mr. SMITH of Nebraska, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and agree to said concurrent resolution, as amended?

The SPEAKER pro tempore, Ms. JACKSON-LEE of Texas, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said concurrent resolution, as amended, was agreed to.

A motion to reconsider the vote whereby the rules were suspended and said concurrent resolution, as amended, was agreed to was, by unanimous consent, laid on the table.

*Ordered,* That the Clerk request the concurrence of the Senate in said concurrent resolution.

#### ¶60.8 NOBEL PRIZE IN SCIENCE

Mr. MCNERNEY moved to suspend the rules and agree to the resolution (H. Res. 316):

Whereas, according to the National Academies landmark report "Rising Above the Gathering Storm", the United States is in peril of losing its global competitive edge unless we make substantial investments in science, math, research, and innovation;

Whereas breakthroughs in scientific research are the building blocks of a productive, competitive, and healthy society;

Whereas the Nobel Prize is a prestigious international award administered annually by the Nobel Foundation in Stockholm, Sweden, and has since 1901 recognized the world's most outstanding achievements in physics, chemistry, physiology or medicine, literature, and peace;

Whereas on December 10, 2006, in Stockholm, Sweden, the following five American scientists were awarded the three Nobel Prizes for science. The Nobel Prize in Chemistry was awarded to Roger D. Kornberg from Stanford University in Palo Alto, California, for his studies of the molecular basis of eukaryotic transcription. The Nobel Prize in Physiology or Medicine was awarded to Andrew Fire from the Stanford University School of Medicine in Palo Alto, California, and Craig Mello from the University of Massachusetts Medical School in Worcester, Massachusetts, for their discovery of RNA interference through gene silencing by double-stranded RNA. The Nobel Prize in Physics was awarded to John C. Mather from the National Aeronautics and Space Administration Goddard Space Flight Center in Greenbelt, Maryland, and the University of Maryland and George F. Smoot, a National Science Foundation grantee from the University of California at Berkeley for their discovery of the blackbody form and anisotropy of the cosmic microwave background radiation;

Whereas American scientists have not swept the Nobel Prize science awards since 1983;

Whereas Roger D. Kornberg, Andrew Fire, Craig Mello, John C. Mather, and George F. Smoot have represented the United States and have served as unofficial ambassadors of science overseas; and

Whereas the accomplishments of these scientists are significant achievements in the field of scientific research and further promote the United States among the world leaders in science: Now, therefore, be it

*Resolved,* That the House of Representatives—

(1) recognizes Roger D. Kornberg, Andrew Fire, Craig Mello, John C. Mather, and George F. Smoot for advancing scientific discovery and dedicating their careers to scientific research;

(2) recognizes the National Science Foundation and the National Aeronautics and Space Administration for their support of the physics Nobel Prize winners; and

(3) congratulates the achievement of Roger D. Kornberg, Andrew Fire, Craig Mello, John C. Mather, and George F. Smoot for being awarded Nobel Prizes in science.

The SPEAKER pro tempore, Ms. JACKSON-LEE of Texas, recognized Mr. MCNERNEY and Mr. SMITH of Nebraska, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and agree to said resolution?

The SPEAKER pro tempore, Ms. JACKSON-LEE of Texas, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said resolution was agreed to.

A motion to reconsider the vote whereby the rules were suspended and said resolution was agreed to was, by unanimous consent, laid on the table.

#### ¶60.9 JOHN HERSHEL GLENN, JR.

Mr. WILSON of Ohio, moved to suspend the rules and agree to the resolution (H. Res. 252):

Whereas John Herschel Glenn, Jr. was born on July 18, 1921, in Cambridge, Ohio, and grew up in New Concord, a small college town a few miles from the larger city of Zanesville, Ohio;

Whereas John Glenn attended New Concord High School and earned a Bachelor of Science degree in engineering from Muskingum College, which also awarded him an honorary Doctor of Science degree in engineering;

Whereas John Glenn enlisted in the Naval Aviation Cadet Program shortly after the attack on Pearl Harbor and was commissioned in the United States Marine Corps in 1943;

Whereas John Glenn served in combat in the South Pacific and also requested combat duty during the Korean conflict;

Whereas John Glenn was a dedicated military officer, flying 149 missions during 2 wars;

Whereas John Glenn received many honors for his military service, among them the Distinguished Flying Cross on 6 occasions, the Air Medal with 18 Clusters, the Asiatic-Pacific Campaign Medal, the American Campaign Medal, the World War II Victory Medal, the China Service Medal, the National Defense Service Medal, and the Korean Service Medal;

Whereas John Glenn served several years as a test pilot on Navy and Marine Corps jet fighters and attack aircraft;

Whereas, as a test pilot, John Glenn set a transcontinental speed record in 1957 by completing the first flight to average supersonic speeds from Los Angeles to New York;

Whereas John Glenn was a pioneer in the realm of space exploration and was selected in 1959 as one of the original 7 astronauts in the United States space program, entering the National Aeronautics and Space Administration's (NASA) Project Mercury;

Whereas John Glenn was assigned to the NASA Space Task Group at Langley Research Center in Hampton, Virginia;

Whereas, in 1962, the Space Task Group was moved to Houston, Texas, and became part of the NASA Manned Spacecraft Center;

Whereas, on February 20, 1962, John Glenn piloted the Mercury-Atlas 6 "Friendship 7" spacecraft on the first manned orbital mission of the United States;

Whereas, after launching from the Kennedy Space Center in Florida, John Glenn completed a 3-orbit mission around the planet, reaching an approximate maximum altitude of 162 statute miles and an approximate orbital velocity of 17,500 miles per hour;

Whereas John Glenn landed Friendship 7 approximately 5 hours later, 800 miles southeast of the Kennedy Space Center near Grand Turk Island;

Whereas, with that pioneering flight, John Glenn joined his colleagues Alan Shepard and Virgil Grissom in realizing the dream of space exploration and engaging the minds and imaginations of his and future generations in the vast potential of space exploration;

Whereas, after retiring from the space program, John Glenn continued his public service as a distinguished member of the Senate, in which he served for 24 years;

Whereas John Glenn has continued his public service through his work at the John Glenn Institute at Ohio State University, which was established to foster public involvement in the policy-making process, raise public awareness about key policy issues, and encourage continuous improvement in the management of public enterprise;

Whereas, in March 1999, Secretary of Education Richard W. Riley appointed John Glenn as Chair of the newly formed National Commission on Mathematics and Science Teaching for the 21st Century;

Whereas the Commission played a pivotal role in improving the quality of teaching in mathematics and science in the United States;

Whereas, in 1998, John Glenn returned to space after 36 years as a member of the crew of the space shuttle Discovery, serving as a payload specialist and as a subject for basic research on how weightlessness affects the body of an older person; and

Whereas, combined with his previous missions, John Glenn logged over 218 hours in space: Now, therefore, be it

*Resolved*, That the House of Representatives—

(1) honors the 45th anniversary of John Herschel Glenn, Jr.'s landmark mission piloting the first manned orbital mission of the United States; and

(2) recognizes the profound importance of John Glenn's achievement as a catalyst to space exploration and scientific advancement in the United States.

The SPEAKER pro tempore, Ms. JACKSON-LEE of Texas, recognized Mr. WILSON of Ohio, and Mr. SMITH of Nebraska, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and agree to said resolution?

The SPEAKER pro tempore, Ms. JACKSON-LEE of Texas, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said resolution was agreed to.

A motion to reconsider the vote whereby the rules were suspended and said resolution was agreed to was, by unanimous consent, laid on the table.

#### ¶60.10 NATIONAL COMMUNITY COLLEGE MONTH

Mrs. MCCARTHY of New York, moved to suspend the rules and agree to the resolution (H. Res. 334):

Whereas there are more than 1,200 community colleges in the United States;

Whereas there are more than 11 million students enrolled in for-credit and not-for-credit programs at community colleges nationwide;

Whereas in 2007, community colleges in the United States will award more than 500,000 associate's degrees and 270,000 associate's certificates;

Whereas community colleges have educated more than 100,000,000 people in the United States since the first community college was founded in 1901;

Whereas community college students are a more diverse group in terms of age, income, race, and ethnicity than students attending traditional colleges and universities, making community colleges essential to providing access to postsecondary education;

Whereas community colleges enrich and enhance communities across the country, socially, culturally, and politically;

Whereas community colleges are affordable and close to home for most people in the United States;

Whereas community colleges allow many older students to take courses part-time while working full-time, creating opportunities that otherwise would not be available;

Whereas community colleges provide job training for workers who have lost their jobs or are hoping to find better jobs, helping millions of people in the United States support themselves and their families;

Whereas community colleges contribute more than \$31,000,000,000 annually to the Nation's economic growth and, by helping to provide a skilled workforce, are critical to our Nation's continued success and prosperity in the global economy of the 21st century; and

Whereas the American Association of Community Colleges, the Association of Community College Trustees, and more than 1,200 community colleges nationwide recognize April as National Community College Month: Now, therefore, be it

*Resolved*, That the House of Representatives—

(1) supports the goals and ideals of National Community College Month; and

(2) congratulates the Nation's community colleges, and their students, governing boards, faculty, and staff, for their contributions to education and workforce development, and for their vital role in ensuring a brighter, stronger future for the Nation.

The SPEAKER pro tempore, Ms. JACKSON-LEE of Texas, recognized Mrs. MCCARTHY of New York, and Mr. PLATTS, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and agree to said resolution?

The SPEAKER pro tempore, Ms. JACKSON-LEE of Texas, announced that two-thirds of the Members present had voted in the affirmative.

Mrs. MCCARTHY of New York, demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Mrs. JACKSON-LEE of Texas, pursuant to



clause 8, rule XX, announced that further proceedings on the question were postponed.

¶60.11 NATIONAL CHILD CARE WORTHY WAGE DAY

Mrs. MCCARTHY of New York, moved to suspend the rules and agree to the concurrent resolution (H. Con. Res. 112):

Whereas approximately 63 percent of the Nation's children under 5 are in nonparental care during part or all of the day while their parents work;

Whereas the early care and education industry employs more than 2,300,000 workers;

Whereas the average salary of early care and education workers is \$18,180 per year, and only 1/3 have health insurance and even fewer have a pension plan;

Whereas the quality of early care and education programs is directly linked to the quality of early childhood educators;

Whereas the turnover rate of early childhood program staff is roughly 30 percent per year, and low wages and lack of benefits, among other factors, make it difficult to retain high quality educators who have the consistent, caring relationships with young children that are important to children's development;

Whereas the compensation of early childhood program staff should be commensurate with the importance of the job of helping the young children of the Nation develop their social, emotional, physical, and cognitive skills, and to help them be ready for school;

Whereas providing adequate compensation to early childhood program staff should be a priority, and resources may be allocated to improve the compensation of early childhood educators to ensure that quality care and education are accessible for all families;

Whereas additional training and education for the early care and education workforce is critical to ensuring high-quality early learning environments;

Whereas child care workers should receive compensation commensurate with such training and experience; and

Whereas the Center for the Child Care Workforce, a project of the American Federation of Teachers Educational Foundation, with support by the National Association for the Education of Young Children and other early childhood organizations, recognizes May 1 as National Child Care Worthy Wage Day; Now, therefore, be it

*Resolved by the House of Representatives (the Senate concurring),* That the Congress supports the goals and ideas of National Child Care Worthy Wage Day, and urges public officials and the general public to honor early childhood care and education staff and programs in their communities and to work together to resolve the early childhood care and education staff compensation crisis.

The SPEAKER pro tempore, Ms. JACKSON-LEE of Texas, recognized Mrs. MCCARTHY of New York, and Mr. PLATTS, each for 20 minutes.

After debate,

The question being put, *viva voce*,

Will the House suspend the rules and agree to said concurrent resolution?

The SPEAKER pro tempore, Ms. JACKSON-LEE of Texas, announced that two-thirds of the Members present had voted in the affirmative.

Mrs. MCCARTHY of New York, demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Ms. JACKSON-LEE of Texas, pursuant to clause 8, rule XX, announced that further proceedings on the question were postponed.

¶60.12 UNIVERSITY OF FLORIDA GATORS

Mrs. MCCARTHY of New York, moved to suspend the rules and agree to the resolution (H. Res. 298):

Whereas, on April 2, 2007, the University of Florida Gators defeated the Ohio State Buckeyes 84-75 in the final game of the NCAA Division I Men's Basketball Tournament in Atlanta, Georgia;

Whereas the Gators' became the first team since 1991-92 to win back-to-back national titles and just the 7th school ever to be repeat champions;

Whereas the Gators became the first team ever to repeat as champions with the same starting lineup;

Whereas Florida's overall athletic program has proven to be one of the best in the Nation, now having won 21 national champions in all sports combined;

Whereas the University of Florida remains the only program to hold both football and men's basketball championships at the same time and the first school in NCAA history to hold both the basketball and football championship titles in the same calendar year;

Whereas the Gators' head basketball coach Billy Donovan became the 12th coach to win multiple men's basketball championships and one of four active coaches to win multiple titles;

Whereas Donovan became the third youngest coach to win more than one NCAA title;

Whereas the Gators finished their season with an impressive record of 35-5, including winning the final 10 games of the season, and have an 18-game win streak in the post-season, including sweeps at the Southeastern Conference tournaments the last two years and 12-0 in the NCAA Tournament;

Whereas the Gators contributed Corey Brewer, Al Horford, and Lee Humphrey to the All Tournament Team, joining Greg Oden and Mike Conley, Jr., of Ohio State;

Whereas each player, coach, trainer, manager, and staff member of the University of Florida Gators dedicated this season and their efforts to the common goal of repeating as NCAA men's basketball champions;

Whereas the Gators' players, coaches, and everyone associated with the men's basketball team represent the University and the State of Florida with exemplary sportsmanship and competitiveness; and

Whereas residents of Florida and Gator fans worldwide are to be commended for their longstanding support, perseverance, and pride in the team; Now, therefore, be it

*Resolved,* That the House of Representatives—

(1) commends the University of Florida Gators for their historic win in the 2007 National Collegiate Athletic Association Division I Men's Basketball Tournament;

(2) recognizes the achievements of the players, coaches, students, and support staff who were instrumental in the Gators' victory; and

(3) directs the Clerk of the House of Representatives to transmit a copy of this resolution to University of Florida President J. Bernard Machen and head coach Billy Donovan for appropriate display.

The SPEAKER pro tempore, Ms. JACKSON-LEE of Texas, recognized Mrs. MCCARTHY of New York, and Mr. PLATTS, each for 20 minutes.

After debate,

The question being put, *viva voce*,

Will the House suspend the rules and agree to said resolution?

The SPEAKER pro tempore, Ms. HARMAN, announced that two-thirds of the Members present had voted in the affirmative.

Mr. PLATTS demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Ms. HARMAN, pursuant to clause 8, rule XX, announced that further proceedings on the question were postponed.

¶60.13 CHARTER SCHOOLS

Mrs. MCCARTHY of New York, moved to suspend the rules and agree to the following resolution (H. Res. 344):

Whereas charter schools deliver high-quality education and challenge our students to reach their potential;

Whereas charter schools provide thousands of families with diverse and innovative educational options for their children;

Whereas charter schools are public schools authorized by a designated public entity that are responding to the needs of our communities, families, and students and promoting the principles of quality, choice, and innovation;

Whereas in exchange for the flexibility and autonomy given to charter schools, they are held accountable by their sponsors for improving student achievement and for their financial and other operations;

Whereas 40 States and the District of Columbia have passed laws authorizing charter schools;

Whereas charter schools improve their students' achievement and stimulate improvement in traditional public schools;

Whereas charter schools must meet the student achievement accountability requirements under the Elementary and Secondary Education Act of 1965 in the same manner as traditional public schools, and often set higher and additional individual goals to ensure that they are of high quality and truly accountable to the public;

Whereas charter schools give parents new freedom to choose their public school, routinely measure parental satisfaction levels, and must prove their ongoing success to parents, policymakers, and their communities;

Whereas charter schools nationwide serve a higher percentage of low-income and minority students than the traditional public system;

Whereas charter schools have enjoyed broad bipartisan support from the Administration, Congress, State Governors and legislatures, educators, and parents across the United States; and

Whereas the eighth annual National Charter Schools Week, to be held April 29 through May 5, 2007, is an event sponsored by charter schools and grassroots charter school organizations across the United States to recognize the significant impacts, achievements, and innovations of charter schools; Now, therefore, be it

*Resolved,* That the House of Representatives—

(1) acknowledges and commends charter schools and their students, parents, teachers, and administrators across the United States for their ongoing contributions to education and improving and strengthening our public school system;

(2) supports the eighth annual National Charter Schools Week; and

(3) joins the President in calling on the people of the United States to conduct appropriate programs, ceremonies, and activities to demonstrate support for charter

schools during this weeklong celebration in communities throughout the United States.

The SPEAKER pro tempore, Ms. HARMAN, recognized Mrs. MCCARTHY of New York, and Mr. PLATTS, each for 20 minutes.

After debate,

The question being put, *viva voce*,

Will the House suspend the rules and agree to said resolution?

The SPEAKER pro tempore, Ms. HARMAN, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said resolution was agreed to.

A motion to reconsider the vote whereby the rules were suspended and said resolution was agreed to was, by unanimous consent, laid on the table.

#### ¶60.14 PERMANENT SELECT COMMITTEE ON INTELLIGENCE

The SPEAKER pro tempore, Ms. HARMAN, announced, pursuant to clause 11 of rule X, clause 11 of rule I, and the order of the House of January 4, 2007, the Speaker appointed the following Member of the House to the Permanent Select Committee on Intelligence to fill the existing vacancy thereon: Mr. GALLEGLY.

#### ¶60.15 200TH ANNIVERSARY OF ABOLITION OF TRANSATLANTIC SLAVE TRADE

Mr. PAYNE moved to suspend the rules and agree to the resolution (H. Res. 272); as amended:

Whereas the United Kingdom outlawed the African slave trade in 1807 by passing the Slave Trade Abolition Act which recognized that “the African Slave Trade, and all manner of dealing and trading in the Purchase, Sale, Barter, or Transfer of Slaves, or of Persons intended to be sold, transferred, used, or dealt with as Slaves, practiced or carried on, in, at, to or from any Part of the Coast or Countries of Africa, shall be, and the same is hereby utterly abolished, prohibited, and declared to be unlawful”;

Whereas the transatlantic slave trade entailed the kidnapping, purchase and commercial export of Africans, mostly from West and Central Africa, to the European colonies and new nations in the Americas, including the United States, where they were enslaved in forced labor between the 15th and late 19th centuries;

Whereas the term “Middle Passage” refers to the horrific part of the transatlantic slave trade when millions of Africans were chained together and stowed by the hundreds in overcrowded ships where they were forced into small spaces for months without relief as they were transported across the Atlantic Ocean to the Americas;

Whereas historians claim that it is not possible to give an accurate number of slaves imported to the Americas from Africa, but scholars estimate that, at minimum, between 10,000,000 and 15,000,000 Africans survived the Middle Passage, were imported as chattel through customs houses and ports across the Americas, and were sold into slavery;

Whereas historians agree that many slaves arrived in the Americas ill with infections and diseases, disabled from the iron chains that bound them or from the physical abuse they endured, or traumatized by rape;

Whereas historians estimate that 10 to 50 percent of the Africans who were shipped

from the continent perished during the Middle Passage as a result of physical abuses, torture, malnutrition, disease, infection, suicide or repercussions from their resistance to their bondage;

Whereas Africans’ resistance to the transatlantic slave trade culminated in revolts—collective acts of rebellion—against slave ships and their crews during the Middle Passage, and rebellions against slavery occurred frequently on colonial and post-colonial plantations throughout the Americas;

Whereas historians estimate that 1,200,000 men, women, and children were later separated from their families and displaced from their communities by being sold to slaveholders in other regions, colonies, States, and nations in the inter-American and domestic slave trade that took place through much of the 19th century;

Whereas the transatlantic slave trade is commonly recognized by historians as the largest forced migration in world history;

Whereas, as a result of the slave trade, an estimated 80,000,000 to 150,000,000 persons of African descent live in Latin America and the Caribbean, making them the largest population of persons of African descent outside of Africa;

Whereas the institution of slavery, which enslaved Africans, their progeny and later generations for life, was legally sanctioned by the colonial governments and later the nations and States engaged in slavery, including the Government of the United States, through most of the 19th century;

Whereas slavery in the United States, during and after British colonial rule, included the sale and acquisition of Africans and African Americans as chattel property in interstate and intrastate commerce;

Whereas enslaved Africans and African Americans were defined as property that passed to heirs under inheritance laws of the British colonial rule and later under the laws of the various States;

Whereas enslaved Africans adapted to their environment and created a new, rich culture that marked the development of the African American community and continues to strongly impact culture and society in the United States today;

Whereas the slavery that flourished in the United States constituted an immoral and inhumane dispossession of human life, liberty, and citizenship rights and denied Africans and African Americans the fruits of their own labor;

Whereas the treatment of enslaved Africans and African Americans in the colonies and the United States included the deprivation of their freedom, exploitation of their labor, psychological and physical abuse, separation of families, and the targeted efforts to repress their culture, language, and religion through legal and social restrictive measures;

Whereas enslavement has been defined as a crime against humanity pursuant to the Nuremberg Charter (Agreement for the Prosecution and Punishment of the Major War Criminals of the European Axis, entered into force on August 8, 1945 (82 U.N.T.S. 279)), and subsequent international tribunals for war crimes;

Whereas the United Nations has adopted various treaties, declarations, and conventions and hosted conferences that condemn slavery and the slave trade, including the transatlantic slave trade, and has acknowledged that such acts were barbaric in their nature and were appalling tragedies;

Whereas the slave trade and the legacy of slavery continue to have a profound impact on social and economic disparity, hatred, bias, racism, and discrimination, and continue to affect people of African descent throughout the Americas today; and

Whereas March 25, 2007, marked the 200th anniversary of the Slave Trade Abolition Act enacted by the British Parliament: Now, therefore, be it

*Resolved*, That the House of Representatives—

(1) recognizes the historical significance of the 200th anniversary of the abolition of the transatlantic slave trade to the people of the United States and to the world;

(2) respects the memory of those who died as a result of slavery, including through exposure to the horrors of the Middle Passage and in revolt against, and resistance to, enslavement;

(3) supports the preservation of historical records and documents in private collections, local and State governments, shipping ports, and corporations in the United States and throughout the Americas relating to the transatlantic slave trade and the centuries of slavery that followed; and

(4) urges increased education of current and future generations about slavery and its vestiges by honoring their significance in United States history and the history of other nations of the Americas with appropriate research, scholarship, curriculum, textbooks, museum exhibits and programs, library resources and programs, and cultural programs and activities.

The SPEAKER pro tempore, Ms. HARMAN, recognized Mr. PAYNE and Ms. ROS-LEHTINEN, each for 20 minutes.

After debate,

The question being put, *viva voce*,

Will the House suspend the rules and agree to said resolution, as amended?

The SPEAKER pro tempore, Ms. HARMAN, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said resolution, as amended, was agreed to.

A motion to reconsider the vote whereby the rules were suspended and said resolution, as amended, was agreed to was, by unanimous consent, laid on the table.

#### ¶60.16 WILLIAM WILBERFORCE’S WORK ON ABOLITION OF SLAVERY

Mr. PAYNE moved to suspend the rules and agree to the resolution (H. Res. 158); as amended:

Whereas in 1780, William Wilberforce was elected at the age of 21 years to the British House of Commons;

Whereas Mr. Wilberforce and his friends were active in at least 69 different projects focusing on issues such as prison reform, education, child labor conditions, animal cruelty, and the reformation of the culture;

Whereas Mr. Wilberforce was mentored and counseled by former slave trader and author of the hymn “Amazing Grace”, John Newton, on the horrors of the slave trade;

Whereas at the time, 11 million human beings had been captured and taken from Africa to the Western hemisphere and forced into slavery and bondage;

Whereas at the time, the British Empire controlled the largest portion of the slave trade;

Whereas Mr. Wilberforce devoted his life to the suppression and abolition of the institution of slavery;

Whereas a dedicated group of like-minded reformers, the Clapham group, assisted, supported, and encouraged Mr. Wilberforce in his fight against the slave trade;

Whereas Mr. Wilberforce fought for 20 years in the House of Commons to pass legislation banning the slave trade;

Whereas on February 23, 1807, Britain passed a bill banning the slave trade;

Whereas Mr. Wilberforce helped inspire and encourage those who fought against slavery in the United States, including political leaders like John Quincy Adams, spreading a message of hope and freedom throughout America and the promise of the future;

Whereas Mr. Wilberforce labored 46 years to abolish the institution of slavery in the British Empire, ceaselessly defending those without a voice within society;

Whereas in 1833, Mr. Wilberforce was informed on his death bed that the House of Commons had voted to abolish slavery;

Whereas in 2006, the United States Department of State estimated that between 600,000 and 800,000 men, women, and children were trafficked across international borders;

Whereas the International Labour Organization estimates that there are more than 12 million people in forced labor, bonded labor, forced child labor, and sexual servitude around the world; and

Whereas the people of the United States, particularly the youth of the United States, are called upon to form clubs and groups dedicated to working against the modern slave trade, human trafficking, and the degradation of human dignity: Now, therefore, be it

*Resolved*, That the House of Representatives—

(1) commends to the people of the United States the example of William Wilberforce and his commitment to each and every person's human dignity, value, and freedom in observation of the 200th anniversary of the abolition of the British slave trade;

(2) encourages the people of the United States, particularly the youth of the United States, to—

(A) observe the anniversary of the abolition of the British slave trade;

(B) reflect on Mr. Wilberforce's selfless dedication to the fight against slavery and his commitment to the neediest in society;

(C) commit themselves to recognize the value of every person and to work actively against slavery in all its forms;

(D) work to educate themselves and others to recognize that individuals who are subject to slavery and human trafficking are victims of those who traffic such individuals; and

(E) form high school clubs and groups working against modern day slavery and the trafficking of persons; and

(3) condemns to the highest degree all forms of human trafficking and slavery which are an assault on human dignity and of which Mr. Wilberforce would steadfastly resist.

The SPEAKER pro tempore, Ms. HARMAN, recognized Mr. PAYNE and Ms. ROS-LEHTINEN, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and agree to said resolution, as amended?

The SPEAKER pro tempore, Ms. HARMAN, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said resolution, as amended, was agreed to.

By unanimous consent, the title was amended so as to read: "A resolution encouraging the people of the United States, particularly the youth of the United States, to observe the 200th an-

niversary of the abolition of the British slave trade and remember the life and legacy of William Wilberforce, a member of the British House of Commons who devoted his life to the suppression and abolition of the institution of slavery, and to work for the protection of human rights throughout the world."

A motion to reconsider the votes whereby the rules were suspended and said resolution, as amended was agreed to and the title was amended was, by unanimous consent, laid on the table.

#### ¶60.17 SYMPATHY TO FAMILIES OF WOMEN AND GIRLS MURDERED IN GUATEMALA

Mr. SIREG moved to suspend the rules and agree to the resolution (H. Res. 100):

Whereas Guatemalan women were among the victims during the 36-year Guatemalan internal armed conflict which ended with the signing of the 1996 Peace Accords and ushered in the process of reconciliation;

Whereas since 2001, more than 2,000 women and girls have been murdered in Guatemala often preceded by abduction, sexual assault, or brutal mutilation;

Whereas from 2001 to 2006, the rate at which women and girls have been murdered in Guatemala has increased sharply, at a higher rate than the murder rate of men in Guatemala during the same period;

Whereas the number of murders of Guatemalan women and girls has increased significantly from 303 in 2001 to more than 500 in 2006;

Whereas, according to reports from Guatemalan officials, most of the victims are women ranging in age from 18 to 30 and many were abducted in broad daylight in well-populated areas;

Whereas the manner and rate of murders of Guatemalan women and girls suggests an increase in gender based killings, an extreme form of violence against women that can include torture, mutilation, and sexual violence;

Whereas, according to data from Guatemala's Public Prosecutors Office, few arrests and fewer convictions have taken place, leading to accusations that police, prosecutors, forensics experts, and other state justice officials have not brought the perpetrators to justice;

Whereas inadequate financial, human, and technical resources, as well as a lack of forensic and technical expertise, has complicated the arrest and prosecution of suspects;

Whereas the Guatemalan Human Rights Ombudsman reports that on ten separate occasions police officers have been implicated in the murder of Guatemalan women and girls and recommends that such officers and other officials be held accountable for their acts;

Whereas the Guatemalan Special Prosecutor for Crimes Against Women, in her statements regarding the Guatemalan murder cases, reported that her office has reviewed approximately 800 reports of domestic violence per month, with some of those cases ending in murder;

Whereas the Government of Guatemala has undertaken efforts to prevent violence against women, as evidenced by its ratification of the United Nations Convention Against Torture and Other Cruel, Inhuman or Degrading Treatment or Punishment, the United Nations Convention on the Elimination of All Forms of Discrimination Against Women, the Convention of Belem do Para, and other international human rights

treaties, and the enactment of laws and the creation of state institutions to promote and protect the rights of women;

Whereas, in June 2006, the Government of Guatemala successfully abolished the "Rape Law" which had absolved perpetrators of criminal responsibility for rape and certain other crimes of violence upon the perpetrator's marriage with the victim;

Whereas the Government of Guatemala has created special police and prosecutorial units to address the brutal murders of Guatemalan women and girls;

Whereas Guatemalan legislators from various parties have joined lawmakers from Mexico and Spain to form the Inter-parliamentary Network against "Femicide";

Whereas the Government of Guatemala and the United Nations recently signed an agreement to establish the International Commission Against Impunity in Guatemala (CICIG), which has a mandate to investigate and promote prosecution of illegal security groups and clandestine security organizations that function with impunity and are suspected of attacking human rights defenders, and other crimes that have undermined overall security in Guatemala;

Whereas murders of Guatemalan women and girls have brought pain to the families and friends of the victims as they struggle to cope with the loss of their loved ones and the fact that the perpetrators of these heinous acts remain unknown to the proper authorities; and

Whereas continuing impunity for the crime of murder is a threat to the rule of law, democracy, and stability in Guatemala: Now, therefore, be it

*Resolved*, That the House of Representatives—

(1) expresses its sincerest condolences and deepest sympathy to the families of women and girls murdered in Guatemala;

(2) expresses the solidarity of the people of the United States with the people of Guatemala in the face of these tragic and senseless acts;

(3) condemns the ongoing abductions and murders of women and girls in Guatemala which have been occurring with increasing brutality and frequency;

(4) recognizes the courageous struggle of the victims' families in seeking justice for the victims;

(5) urges the Government of Guatemala to recognize domestic violence and sexual harassment as criminal acts;

(6) encourages the Government of Guatemala to act with due diligence in order to investigate promptly the killings of women and girls, prosecute those responsible, and eliminate the tolerance of violence against women;

(7) supports efforts to identify perpetrators and unknown victims through forensic analysis, including DNA testing, such as the National Institute for Forensic Science in Guatemala (INACIF) and encourages such efforts to be conducted by independent, impartial experts;

(8) urges the President and Secretary of State to continue to express support for the efforts of the victims' families and loved ones to seek justice for the victims, to express concern relating to the continued harassment of these families and the human rights defenders with whom they work, and to express concern with respect to impediments in the ability of the families to receive prompt and accurate information in their cases;

(9) encourages the Secretary of State to urge the Government of Guatemala to honor and dignify the victims of the brutal murders and to continue to include in the Department of State's annual Country Reports on Human Rights Practices all instances of improper investigatory methods, threats

against human rights activists, and the use of torture with respect to cases involving the murder and abduction of women and girls in Guatemala;

(10) encourages the Secretary of State to urge the Government of Guatemala to hold accountable those law enforcement and judicial officials whose failure to investigate and prosecute the murders adequately, whether through negligence, omission, or abuse, has led to impunity for these crimes;

(11) encourages the Secretary of State to support and urge the Government of Guatemala to take measures to ensure that the special Guatemalan police and prosecutorial units have an adequate number of appropriately trained personnel with sufficient resources to conduct thorough and proper investigations and prosecutions that reflect the gravity and magnitude of this national security crisis;

(12) recommends that the United States Ambassador to Guatemala continue to meet with the families of the victims, women's rights organizations, and Guatemalan officials responsible for investigating these crimes and preventing such future crimes; and

(13) recommends that the Secretary of State develop a comprehensive plan to address and combat the growing problem of violence against women in Latin America.

The SPEAKER pro tempore, Ms. HARMAN, recognized Mr. SIREs and Mr. BURTON of Indiana, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and agree to said resolution?

The SPEAKER pro tempore, Mr. LYNCH, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said resolution was agreed to.

A motion to reconsider the vote whereby the rules were suspended and said resolution was agreed to was, by unanimous consent, laid on the table.

#### ¶60.18 POLITICAL PRISONERS RELEASE IN VIETNAM

Mr. SIREs moved to suspend the rules and agree to the resolution (H. Res. 243); as amended:

Whereas, on February 18, 2007, Vietnamese police raided the parish house of Father Nguyen Van Ly and confiscated computers, telephones, more than 100 mobile phone cards, and more than 200 kilograms of documents;

Whereas the police moved Father Ly to the remote location of Ben Cui in central Vietnam, where he is under house arrest;

Whereas Father Ly is a former prisoner of conscience, having spent a total of over 13 years in prison since 1983 for his advocacy of religious freedom and democracy in Vietnam;

Whereas Father Ly is an advisor of "Block 8406", a democracy movement that started in April 2006 when hundreds of people throughout Vietnam signed public petitions calling for democracy and human rights;

Whereas Father Ly is also an advisor of a new political party, the Vietnam Progression Party, and one of the primary editors of "Freedom of Speech" magazine;

Whereas, on March 6, 2007, Vietnamese police arrested one of Vietnam's few practicing human rights lawyers, Nguyen Van Dai, who has defended individuals arrested for their

human rights and religious activities, is the co-founder of the Committee for Human Rights in Vietnam, and is one of the principal organizers of the Block 8406 democracy movement;

Whereas, on March 6, 2007, Vietnamese police also arrested Le Thi Cong Nhan, a human rights lawyer, a member of "Block 8406", the principal spokesperson for the Progression Party, and a founder of the Vietnamese Labor Movement;

Whereas Father Ly, Nguyen Van Dai, and Le Thi Cong Nhan have been charged with disseminating propaganda against the Socialist Republic of Vietnam under article 88 of the Penal Code of Vietnam;

Whereas Father Ly was tried and convicted on March 30, 2007, and sentenced to 8 years in prison;

Whereas if convicted, Nguyen Van Dai and Le Thi Cong each could be sentenced to up to 20 years in prison;

Whereas Le Quoc Quan is a lawyer who traveled to the United States in September 2006 to research civil society development as a Reagan-Fascell Fellow at the National Endowment for Democracy;

Whereas Le Quoc Quan returned to Vietnam in early March 2007 and was arrested by Hanoi police on March 8, 2007;

Whereas Le Quoc Quan has been charged under Article 79 of the Penal Code of Vietnam which prohibits activities aimed at overthrowing the Government and carries extremely severe prison terms and even the death penalty;

Whereas in none of their activities have Father Ly, Nguyen Van Dai, Le Thi Cong Nhan, or Le Quoc Quan advocated or engaged in violence;

Whereas the arrest of and charges against Father Ly, Nguyen Van Dai, Le Thi Cong Nhan, and Le Quoc Quan violate Article 69 of the Vietnamese Constitution, which states that "The citizen shall enjoy freedom of opinion and speech, freedom of the press, the right to be informed and the right to assemble, form associations and hold demonstrations in accordance with the provisions of the law";

Whereas Father Ly, Nguyen Van Dai, Le Thi Cong Nhan, and Le Quoc Quan have been arrested and charged in contravention of the rights enshrined in the International Covenant on Civil and Political Rights (ICCPR) to which Vietnam is a state party, specifically Article 18 (freedom of religion), Article 19 (freedom of expression) and Article 22 (freedom of association);

Whereas Vietnam recently has imprisoned, detained, placed under house arrest, or otherwise restricted numerous other peaceful democratic and religious activists for reasons related to their political or religious views, including Nguyen Binh Thanh, Nguyen Phong, Nguyen Ngoc Quang, Nguyen Vu Binh, Huynh Trung Dao, Nguyen Tan Hoanh, Tran Thi Le Hang, Doang Huy Chuong, Doan Van Dien, Le Ba Triet, Nguyen Tuan, Bui Kim Thanh and Tran Quoc Hien;

Whereas the United States Congress agreed to Vietnam becoming an official member of the World Trade Organization (WTO) in 2006, amidst assurances that the Vietnamese Government was steadily improving its human rights record and would continue to do so;

Whereas the group of Asian countries at the United Nations have nominated Vietnam as the sole regional candidate for a non-permanent seat on the United Nations Security Council for the 2008-2009 biennium, and pursuant to the United Nations Charter, Vietnam would be required to discharge its duties in accordance with the purposes of the United Nations, including the promotion and encouragement of respect for human rights and fundamental freedoms for all; and

Whereas the arbitrary imprisonment and the violation of the human rights of citizens of Vietnam are sources of continuing, grave concern to Congress, and the arrests of Father Ly, Nguyen Van Dai, Le Thi Cong Nhan, and Le Quoc Quan are part of a trend toward increasing oppression of human rights advocates in Vietnam: Now, therefore, be it

*Resolved*, That—

(1) the House of Representatives—

(A) condemns and deplores the arbitrary arrests of Father Nguyen Van Ly, Nguyen Van Dai, Le Thi Cong Nhan, and Le Quoc Quan by the Government of the Socialist Republic of Vietnam and calls for their immediate and unconditional release and the dropping of all criminal charges, and for the immediate and unconditional release of all other political and religious prisoners;

(B) condemns and deplores the violations of the freedoms of speech, religion, movement, association, and the lack of due process afforded to individuals in Vietnam;

(C) challenges the qualifications of Vietnam to be a member of the United Nations Security Council, unless the Government of Vietnam begins immediately to respect human rights and fundamental freedoms for all within its own borders; and

(D) strongly urges the Government of Vietnam to consider the implications of its actions for the broader relationship between the United States and Vietnam; and

(2) it is the sense of the House of Representatives that the United States should—

(A) make a top concern the immediate release, legal status, and humanitarian needs of Father Nguyen Van Ly, Nguyen Van Dai, Le Thi Cong Nhan, and Le Quoc Quan;

(B) use funds from the newly created Human Rights Defenders Fund of the Department of State to assist with the legal defense and the needs of the families and dependents of Father Ly, Nguyen Van Dai, Le Thi Cong Nhan, and Le Quoc Quan;

(C) continue to urge the Government of Vietnam to comply with internationally recognized standards for basic freedoms and human rights;

(D) make clear to the Government of Vietnam that it must adhere to the rule of law and respect the freedom of religion and expression in order to broaden its relations with the United States;

(E) make clear to the Government of Vietnam that the detention of Father Ly, Nguyen Van Dai, Le Thi Cong Nhan, Le Quoc Quan, and other political prisoners and prisoners of conscience and other human rights violations are not in the best interest of Vietnam because they create obstacles to improved bilateral relations and cooperation with the United States;

(F) examine current human rights violations by the Vietnamese Government and consider re-imposing on Vietnam the "country of particular concern" (CPC) designation, which was removed on November 13, 2006, pursuant to the International Religious Freedom Act of 1998; and

(G) in order to advance these freedoms and rights, and to strengthen the long-term relationship between the United States and Vietnam, initiate new foreign assistance programs to advance the capacity and networking abilities of Vietnamese civil society, including—

(i) rule of law programs to train Vietnamese human rights lawyers, judges, academics, and students about international human rights law;

(ii) public diplomacy initiatives to inform and teach Vietnamese citizens about international human rights norms and responsibilities; and

(iii) projects that support organizations and associations that promote the freedom of religion, speech, assembly, and association.

The SPEAKER pro tempore, Mr. LYNCH, recognized Mr. SIRES and Mr. SMITH of New Jersey, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and agree to said resolution, as amended?

The SPEAKER pro tempore, Mr. LYNCH, announced that two-thirds of the Members present had voted in the affirmative.

Mr. SMITH of New Jersey, demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Mr. LYNCH, pursuant to clause 8, rule XX, announced that further proceedings on the question were postponed until Wednesday, May 2, 2007.

#### ¶60.19 HISTORICAL SIGNIFICANCE OF CINCO DE MAYO

Mr. SIRES moved to suspend the rules and agree to the resolution (H. Res. 347):

Whereas May 5, or Cinco de Mayo in Spanish, is celebrated each year as a date of great importance by the Mexican and Mexican-American communities;

Whereas the Cinco de Mayo holiday commemorates May 5, 1862, the date on which the Battle of Puebla was fought by Mexicans who were struggling for their independence and freedom;

Whereas Cinco de Mayo has become one of Mexico's most famous national holidays and is celebrated annually by nearly all Mexicans and Mexican-Americans, north and south of the United States-Mexico border;

Whereas the Battle of Puebla was but one of the many battles that the courageous Mexican people won in their long and brave struggle for independence and freedom;

Whereas the French, confident that their battle-seasoned troops were far superior to the almost amateurish Mexican forces, expected little or no opposition from the Mexican army;

Whereas the French army, which had not experienced defeat against any of Europe's finest troops in over half a century, sustained a disastrous loss at the hands of an outnumbered, ill-equipped, and ragged, but highly spirited and courageous, Mexican force;

Whereas after three bloody assaults upon Puebla in which over a thousand gallant Frenchmen lost their lives, the French troops were finally defeated and driven back by the outnumbered Mexican troops;

Whereas the courageous and heroic spirit that Mexican General Zaragoza and his men displayed during this historic battle can never be forgotten;

Whereas many brave Mexicans willingly gave their lives for the causes of justice and freedom in the Battle of Puebla on Cinco de Mayo;

Whereas the sacrifice of the Mexican fighters was instrumental in keeping Mexico from falling under European domination;

Whereas the Cinco de Mayo holiday is not only the commemoration of the rout of the French troops at the town of Puebla in Mexico, but is also a celebration of the virtues of individual courage and patriotism of all Mexicans and Mexican-Americans who have fought for freedom and independence against foreign aggressors;

Whereas Cinco de Mayo serves as a reminder that the foundation of the United States is built by people from many nations

and diverse cultures who are willing to fight and die for freedom;

Whereas Cinco de Mayo also serves as a reminder of the close spiritual and economic ties between the people of Mexico and the people of the United States, and is especially important for the people of the southwestern States where millions of Mexicans and Mexican-Americans make their homes;

Whereas in a larger sense Cinco de Mayo symbolizes the right of a free people to self-determination, just as Benito Juarez once said, "El respeto al derecho ajeno es la paz" ("The respect of other people's rights is peace"); and

Whereas many people celebrate during the entire week in which Cinco de Mayo falls: Now, therefore, be it

*Resolved*, That the House of Representatives recognizes the historical struggle for independence and freedom of the Mexican people and requests the President to issue a proclamation recognizing that struggle and calling upon the people of the United States to observe Cinco de Mayo with appropriate ceremonies and activities.

The SPEAKER pro tempore, Mr. LYNCH, recognized Mr. SIRES and Mr. BURTON of Indiana, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and agree to said resolution?

The SPEAKER pro tempore, Mr. LYNCH, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said resolution was agreed to.

A motion to reconsider the vote whereby the rules were suspended and said resolution was agreed to was, by unanimous consent, laid on the table.

#### ¶60.20 CHICAGO OLYMPIC BID

Mr. SIRES moved to suspend the rules and agree to the concurrent resolution (H. Con. Res. 118):

Whereas the City of Chicago has been selected by the United States Olympic Committee to represent the United States in its bid to host the 2016 Summer Olympic and Paralympic Games;

Whereas, by 2016, 20 years will have passed since the Summer Olympics were held in a city in the United States;

Whereas Chicago is a world-class city with remarkable diversity, culture, history, and people;

Whereas the citizens of Chicago take great pride in all aspects of their city and have a deep love for sports;

Whereas Chicago already holds a place in the international community as a city of immigrants from around the world, who are eager to be ambassadors to visiting Olympic athletes;

Whereas the Olympic and Paralympic Games will be played in the heart of Chicago so that athletes and visitors can appreciate the beauty of the downtown parks and lake-front;

Whereas Chicago is one of the transportation hubs of the world and can provide accessible transportation to international visitors through extensive rail, transit, and motorways infrastructure, combined with the world-class O'Hare and Midway International Airports;

Whereas the motto of the 2016 Olympic and Paralympic Games in Chicago would be "Stir the Soul," and the games would inspire

citizens around the world, both young and old;

Whereas a Midwestern city has not hosted the Olympic Games since the 1904 games in St. Louis, Missouri, and the opportunity to host the Olympics would be an achievement not only for Chicago and for the State of Illinois, but also for the entire Midwest;

Whereas hosting the 2016 Olympic and Paralympic Games would provide substantial local, regional, and national economic benefits and growth;

Whereas Mayor Richard M. Daley, Patrick Ryan, and members of the Chicago 2016 Committee have campaigned tirelessly to secure Chicago's bid to host the Olympic and Paralympic Games;

Whereas, through the campaign to be selected by the United States Olympic Committee, Chicago's citizens, officials, workers, community groups, and businesses have demonstrated their ability to come together to exemplify the true spirit of the Olympic Games and the City of Chicago; and

Whereas the Olympic and Paralympic Games represent the best of the human spirit and there is no better fit for hosting this event than one of the world's truly great cities: Now, therefore, be it

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

(1) congratulates the City of Chicago on securing the bid to represent United States in the international competition to host the 2016 Olympic and Paralympic Games; and

(2) encourages the International Olympic Committee to select Chicago as the site of the 2016 Olympic and Paralympic Games.

The SPEAKER pro tempore, Mr. LYNCH, recognized Mr. SIRES and Ms. ROS-LEHTINEN, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and agree to said concurrent resolution?

The SPEAKER pro tempore, Mr. LYNCH, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said concurrent resolution was agreed to.

A motion to reconsider the vote whereby the rules were suspended and said concurrent resolution was agreed to was, by unanimous consent, laid on the table.

*Ordered*, That the Clerk request the concurrence of the Senate in said concurrent resolution.

#### ¶60.21 H. RES. 334—UNFINISHED BUSINESS

The SPEAKER pro tempore, Mr. LYNCH, pursuant to clause 8, rule XX, announced the unfinished business to be the motion to suspend the rules and agree to said resolution (H. Res. 334) supporting the goals and ideals of National Community College Month.

The question being put,

Will the House suspend the rules and agree to said resolution?

The vote was taken by electronic device.

It was decided in the { Yeas ..... 420  
affirmative ..... } Nays ..... 0

#### ¶60.22 [Roll No. 270]

YEAS—420

Abercrombie	Aderholt	Alexander
Ackerman	Akin	Allen

Altmire  
Andrews  
Arcuri  
Baca  
Bachmann  
Bachus  
Baird  
Baker  
Baldwin  
Barrett (SC)  
Barrow  
Bartlett (MD)  
Barton (TX)  
Bean  
Becerra  
Berkley  
Berman  
Berry  
Biggett  
Bilbray  
Bilirakis  
Bishop (GA)  
Bishop (NY)  
Bishop (UT)  
Blackburn  
Blumenauer  
Blunt  
Boehner  
Bonner  
Bono  
Boozman  
Boren  
Boswell  
Boucher  
Boustany  
Boyd (FL)  
Boyd (KS)  
Brady (TX)  
Braley (IA)  
Brown (SC)  
Brown, Corrine  
Buchanan  
Burgess  
Burton (IN)  
Butterfield  
Buyer  
Calvert  
Camp (MI)  
Campbell (CA)  
Cannon  
Cantor  
Capito  
Capps  
Capuano  
Cardoza  
Carnahan  
Carney  
Carson  
Carter  
Castle  
Castor  
Chabot  
Chandler  
Clarke  
Clay  
Cleaver  
Clyburn  
Coble  
Cohen  
Cole (OK)  
Conaway  
Conyers  
Cooper  
Costa  
Costello  
Courtney  
Cramer  
Crenshaw  
Crowley  
Cuellar  
Culberson  
Cummings  
Davis (AL)  
Davis (CA)  
Davis (IL)  
Davis (KY)  
Davis, David  
Davis, Lincoln  
Davis, Tom  
Deal (GA)  
DeFazio  
DeGette  
Delahunt  
DeLauro  
Dent  
Diaz-Balart, L.  
Diaz-Balart, M.  
Dicks  
Dingell  
Doggett

Donnelly  
Doolittle  
Doyle  
Drake  
Dreier  
Duncan  
Edwards  
Ehlers  
Ellison  
Ellsworth  
Emanuel  
Emerson  
English (PA)  
Eshoo  
Etheridge  
Everett  
Fallin  
Farr  
Feeney  
Ferguson  
Filner  
Flake  
Forbes  
Fortenberry  
Fossella  
Fox  
Frank (MA)  
Franks (AZ)  
Frelinghuysen  
Gallegly  
Garrett (NJ)  
Gerlach  
Giffords  
Gillibrand  
Gillmor  
Gingrey  
Gohmert  
Gonzalez  
Goode  
Goodlatte  
Gordon  
Granger  
Graves  
Green, Al  
Green, Gene  
Grijalva  
Gutierrez  
Hall (NY)  
Hall (TX)  
Hare  
Harman  
Hastert  
Hastings (FL)  
Hastings (WA)  
Hayes  
Heller  
Hensarling  
Herger  
Herseth Sandlin  
Higgins  
Hill  
Hinchee  
Hinojosa  
Hirono  
Hobson  
Hodes  
Hoekstra  
Holden  
Holt  
Honda  
Hooley  
Hunter  
Inslée  
Israel  
Issa  
Jackson (IL)  
Jackson-Lee (TX)  
Jefferson  
Jindal  
Johnson (GA)  
Johnson (IL)  
Johnson, E. B.  
Johnson, Sam  
Jones (NC)  
Jones (OH)  
Jordan  
Kagen  
Kanjorski  
Kaptur  
Keller  
Kildee  
Kilpatrick  
Kind  
King (IA)  
King (NY)  
Kingston

Kirk  
Klein (FL)  
Kline (MN)  
Knollenberg  
Kucinich  
Kuhl (NY)  
LaHood  
Lamborn  
Langevin  
Lantos  
Larsen (WA)  
Larson (CT)  
Latham  
LaTourette  
Lee  
Levin  
Lewis (CA)  
Lewis (GA)  
Lewis (KY)  
Linder  
Lipinski  
LoBiondo  
Loebsack  
Lofgren, Zoe  
Lowey  
Lucas  
Lungren, Daniel E.  
Lynch  
Mack  
Mahoney (FL)  
Maloney (NY)  
Manzullo  
Marchant  
Markey  
Marshall  
Matheson  
Matsui  
McCarthy (CA)  
McCarthy (NY)  
McCaul (TX)  
McCollum (MN)  
McCotter  
McCrery  
McDermott  
McGovern  
McHenry  
McHugh  
McIntyre  
McKeon  
McNerney  
McNulty  
Meehan  
Meek (FL)  
Meeks (NY)  
Melancon  
Mica  
Michaud  
Miller (FL)  
Miller (MI)  
Miller (NC)  
Miller, Gary  
Miller, George  
Mitchell  
Mollohan  
Moore (KS)  
Moore (WI)  
Moran (KS)  
Moran (VA)  
Murphy (CT)  
Murphy, Patrick  
Murphy, Tim  
Murtha  
Musgrave  
Myrick  
Nadler  
Napolitano  
Neal (MA)  
Neugebauer  
Nunes  
Oberstar  
Obey  
Olver  
Pallone  
Pascrell  
Pastor  
Paul  
Payne  
Pearce  
Pence  
Perlmutter  
Peterson (MN)  
Peterson (PA)  
Petri  
Pickering  
Pitts  
Platts  
Poe  
Pomeroy  
Porter

Price (GA)  
Price (NC)  
Pryce (OH)  
Putnam  
Radanovich  
Rahall  
Ramstad  
Rangel  
Regula  
Rehberg  
Reichert  
Renzi  
Reyes  
Reynolds  
Rodriguez  
Rogers (AL)  
Rogers (KY)  
Rogers (MI)  
Rohrabacher  
Ros-Lehtinen  
Roskam  
Ross  
Rothman  
Roybal-Allard  
Royce  
Ruppersberger  
Rush  
Ryan (OH)  
Ryan (WI)  
Salazar  
Sali  
Sanchez, Linda T.  
Sanchez, Loretta  
Sarbanes  
Saxton  
Schakowsky  
Schiff  
Schmidt  
Schwartz

Scott (GA)  
Scott (VA)  
Sensenbrenner  
Serrano  
Sessions  
Shadegg  
Shays  
Shea-Porter  
Sherman  
Shimkus  
Shuler  
Shuster  
Simpson  
Sires  
Skelton  
Slaughter  
Smith (NE)  
Smith (NJ)  
Smith (TX)  
Smith (WA)  
Snyder  
Solis  
Souder  
Space  
Spratt  
Stark  
Stearns  
Stupak  
Sullivan  
Sutton  
Tanner  
Tauscher  
Taylor  
Terry  
Thompson (CA)  
Thompson (MS)  
Thornberry  
Tiahrt  
Tiberi

Tierney  
Towns  
Turner  
Udall (CO)  
Udall (NM)  
Upton  
Van Hollen  
Velázquez  
Visclosky  
Walberg  
Walden (OR)  
Walsh (NY)  
Walz (MN)  
Wamp  
Wasserman  
Schultz  
Waters  
Watson  
Watt  
Waxman  
Weiner  
Welch (VT)  
Weldon (FL)  
Weller  
Westmoreland  
Wexler  
Whitfield  
Wicker  
Wilson (NM)  
Wilson (OH)  
Wilson (SC)  
Wolf  
Woolsey  
Wu  
Wynn  
Yarmuth  
Young (AK)  
Young (FL)

Buchanan  
Butterfield  
Buyer  
Calvert  
Capito  
Capps  
Capuano  
Cardoza  
Carnahan  
Carney  
Carson  
Castle  
Castor  
Chabot  
Chandler  
Clarke  
Clay  
Cleaver  
Clyburn  
Coble  
Cohen  
Cole (OK)  
Conyers  
Cooper  
Costa  
Chabot  
Chandler  
Clarke  
Clay  
Cleaver  
Clyburn  
Coble  
Cohen  
Cole (OK)  
Conyers  
Cooper  
Costa  
Costello  
Courtney  
Cramer  
Crowley  
Cuellar  
Culberson  
Cummings  
Davis (AL)  
Davis (CA)  
Davis (IL)  
Davis, Lincoln  
Davis, Tom  
DeFazio  
DeGette  
Delahunt  
DeLauro  
Dent  
Diaz-Balart, L.  
Diaz-Balart, M.  
Dicks  
Doggett  
Donnelly  
Doolittle  
Doyle  
Drake  
Dreier  
Duncan  
Edwards  
Ehlers  
Ellison  
Ellsworth  
Emanuel  
Emerson  
English (PA)  
Eshoo  
Etheridge  
Farr  
Feeney  
Ferguson  
Filner  
Forbes  
Fortenberry  
Fossella  
Fox  
Frank (MA)  
Frelinghuysen  
Gallegly  
Garrett (NJ)  
Gerlach  
Giffords  
Gillibrand  
Gillmor  
Gonzalez  
Goodlatte  
Gordon  
Graves  
Green, Al  
Green, Gene  
Grijalva  
Gutierrez  
Hall (NY)  
Hall (TX)  
Hare  
Harman  
Hastert  
Hastings (FL)  
Hastings (WA)  
Hayes  
Heller  
Herseth Sandlin  
Higgins  
Hill  
Hinchee  
Hinojosa

Hirono  
Hobson  
Hodes  
Holden  
Holt  
Honda  
Hooley  
Hunter  
Inslée  
Israel  
Issa  
Jackson (IL)  
Jackson-Lee (TX)  
Jefferson  
Jindal  
Johnson (GA)  
Johnson (IL)  
Johnson, E. B.  
Jones (NC)  
Jones (OH)  
Jordan  
Kagen  
Kanjorski  
Kaptur  
Keller  
Kennedy  
Kildee  
Kilpatrick  
King (IL)  
King (NY)  
Kingston

Pastor  
Payne  
Pearce  
Perlmutter  
Peterson (MN)  
Peterson (PA)  
Petri  
Pickering  
Platts  
Pomeroy  
Porter  
Price (NC)  
Pryce (OH)  
Putnam  
Radanovich  
Rahall  
Ramstad  
Rangel  
Regula  
Rehberg  
Reichert  
Renzi  
Reyes  
Reynolds  
Rodriguez  
Rogers (KY)  
Rogers (MI)  
Ros-Lehtinen  
Roskam  
Ross  
Rothman  
Roybal-Allard  
Royce  
Ruppersberger  
Rush  
Ryan (OH)  
Ryan (WI)  
Salazar  
Sanchez, Linda T.  
Sanchez, Loretta  
Sarbanes  
Saxton  
Schakowsky  
Schiff  
Schmidt  
Schwartz  
Scott (GA)  
Scott (VA)  
Serrano  
Shays  
Shea-Porter  
Sherman  
Shimkus  
Shuler  
Shuster  
Simpson  
Sires  
Skelton  
Slaughter  
Smith (NJ)  
Smith (TX)  
Smith (WA)  
Snyder  
Solis  
Souder  
Space  
Spratt  
Stark  
Stupak  
Sullivan  
Sutton  
Tanner  
Tauscher  
Taylor  
Thompson (CA)  
Thompson (MS)  
Tiberi  
Tierney  
Towns  
Turner  
Udall (CO)  
Udall (NM)  
Upton  
Van Hollen  
Velázquez  
Visclosky  
Walden (OR)  
Walsh (NY)  
Walz (MN)  
Wasserman  
Schultz  
Waters  
Watson  
Watt  
Waxman  
Weiner  
Welch (VT)  
Weldon (FL)  
Weller

NOT VOTING—12

Brady (PA)  
Brown-Waite, Ginny  
Cubin  
Davis, Jo Ann

Engel  
Fattah  
Hoyer  
Kennedy  
Lampson

McMorris  
Rodgers  
Ortiz  
Sestak

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said resolution was agreed to.

A motion to reconsider the vote whereby the rules were suspended and said resolution was agreed to was, by unanimous consent, laid on the table.

¶60.23 H. CON. RES. 112—UNFINISHED BUSINESS

The SPEAKER pro tempore, Mr. LYNCH, pursuant to clause 8, rule XX, announced the further unfinished business to be the motion to suspend the rules and agree to said concurrent resolution (H. Con. Res. 112) supporting the goals and ideas of a National Child Care Worthy Wage Day.

The question being put, Will the House suspend the rules and agree to said concurrent resolution?

The vote was taken by electronic device.

It was decided in the affirmative .....	Yeas .....	345
	Nays .....	73
	Answered present	1

¶60.24 [Roll No. 271]

YEAS—345

Abercrombie  
Ackerman  
Alexander  
Allen  
Altmire  
Andrews  
Berman  
Baca  
Bachmann  
Bachus  
Baird  
Baker

Baldwin  
Barrow  
Barton (TX)  
Bean  
Becerra  
Berkley  
Boren  
Boswell  
Boucher  
Boustany  
Boyd (FL)  
Boyd (KS)  
Braley (IA)  
Bishop (NY)

Bishop (UT)  
Blumenauer  
Bono  
Boozman  
Bostman (PA)  
Boswell  
Boucher  
Boustany  
Boyd (FL)  
Boyd (KS)  
Braley (IA)  
Brown, Corrine



Wexler Wilson (OH) Wynn  
 Whitfield Wolf Yarmuth  
 Wicker Woolsey Young (AK)  
 Wilson (NM) Wu Young (FL)

NAYS—73

Aderholt Flake Miller, Gary  
 Akin Franks (AZ) Myrick  
 Barrett (SC) Gingrey Neugebauer  
 Bartlett (MD) Goode Paul  
 Bilbray Granger Pence  
 Blackburn Hensarling Pitts  
 Blunt Herger Poe  
 Boehner Hoekstra Price (GA)  
 Bonner Hulshof Rogers (AL)  
 Brady (TX) Inglis (SC) Rohrabacher  
 Brown (SC) Johnson, Sam Sali  
 Burgess Jordan Sensenbrenner  
 Burton (IN) King (IA) Sessions  
 Camp (MI) Kingston Shadegg  
 Campbell (CA) Kline (MN) Smith (NE)  
 Cannon Knollenberg Stearns  
 Cantor Lamborn Tancredo  
 Carter Lewis (KY) Terry  
 Conaway Linder Thornberry  
 Crenshaw Lungren, Daniel  
 Davis (KY) E. Tiahrt  
 Davis, David Mack Walberg  
 Deal (GA) McHenry Wamp  
 Everett Miller (FL) Westmoreland  
 Fallin Miller (MI) Wilson (SC)

ANSWERED "PRESENT"—1

Gohmert

NOT VOTING—13

Brady (PA) Dingell Marchant  
 Brown-Waite, Engel McMorris  
 Ginny Fattah Rodgers  
 Cubin Hoyer Ortiz  
 Davis, Jo Ann Lampson Sestak

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said concurrent resolution was agreed to.

A motion to reconsider the vote whereby the rules were suspended and said concurrent resolution was agreed to was, by unanimous consent, laid on the table.

*Ordered.* That the Clerk request the concurrence of the Senate in said concurrent resolution.

¶60.25 H. RES. 298—UNFINISHED BUSINESS

The SPEAKER pro tempore, Mr. LYNCH, pursuant to clause 8, rule XX, announced the further unfinished business to be the motion to suspend the rules and agree to said resolution (H. Res. 298) to commend the University of Florida Gators for their historic win in the 2007 National Collegiate Athletic Association Division I Men's Basketball Tournament.

The question being put,

Will the House suspend the rules and agree to said resolution?

The vote was taken by electronic device.

It was decided in the affirmative .....	<table border="0"> <tr> <td>Yeas .....</td> <td>415</td> </tr> <tr> <td>Nays .....</td> <td>0</td> </tr> <tr> <td>Answered present</td> <td>4</td> </tr> </table>	Yeas .....	415	Nays .....	0	Answered present	4
		Yeas .....	415				
		Nays .....	0				
Answered present	4						

¶60.26 [Roll No. 272]

YEAS—415

Abercrombie Baird Bilbray  
 Ackerman Baker Bilirakis  
 Aderholt Baldwin Bishop (GA)  
 Akin Barrett (SC) Bishop (NY)  
 Alexander Bartlett (MD) Bishop (UT)  
 Allen Barton (TX) Blackburn  
 Altmire Bean Blumenauer  
 Andrews Becerra Blunt  
 Arcuri Berkley Boehner  
 Baca Berman Bonner  
 Bachmann Berry Bono  
 Bachus Biggert Boozman

Boren Giffords  
 Boswell Gilchrest  
 Boucher Gillibrand  
 Boustany Gillmor  
 Boyd (FL) Gingrey  
 Boyda (KS) Gohmert  
 Brady (TX) Gonzalez  
 Braley (IA) Goode  
 Brown (SC) Goodlatte  
 Brown, Corrine Gordon  
 Buchanan Granger  
 Burgess Graves  
 Burton (IN) Green, Al  
 Butterfield Green, Gene  
 Buyer Grijalva  
 Camp (MI) Gutierrez  
 Campbell (CA) Hall (NY)  
 Cannon Hall (TX)  
 Cantor Hare  
 Capito Harman  
 Capps Hastert  
 Capuano Hastings (FL)  
 Carboza Hastings (WA)  
 Carnahan Hayes  
 Heller  
 Carson Hensarling  
 Carter Herger  
 Castle Herseht Sandlin  
 Castor Higgins  
 Chabot Hill  
 Chandler Hinchey  
 Clarke Hinojosa  
 Clay Hirono  
 Cleaver Hobson  
 Clyburn Hodes  
 Coble Hoekstra  
 Cohen Holden  
 Cole (OK) Holt  
 Conaway Honda  
 Coyers Hoyle  
 Cooper Hoyer  
 Costa Hulshof  
 Costello Hunter  
 Courtney Inglis (SC)  
 Cramer Inslee  
 Crenshaw Israel  
 Crowley Issa  
 Cuellar Jackson (IL)  
 Culberson Jackson-Lee  
 Cummings (TX)  
 Davis (AL) Jefferson  
 Davis (CA) Jindal  
 Davis (IL) Johnson (GA)  
 Davis (KY) Johnson (IL)  
 Davis, David Johnson, E. B.  
 Davis, Lincoln Johnson, Sam  
 Davis, Tom Jones (NC)  
 Deal (GA) Jones (OH)  
 DeFazio Jordan  
 DeGette Kagen  
 Delahunt Kanjorski  
 DeLauro Kaptur  
 Dent Keller  
 Diaz-Balart, L. Kennedy  
 Diaz-Balart, M. Kildee  
 Dicks Kilpatrick  
 Dingell Kind  
 Doggett King (IA)  
 Donnelly King (NY)  
 Doolittle Kirk  
 Doyle Klein (FL)  
 Drake Kline (MN)  
 Dreier Knollenberg  
 Duncan Kucinich  
 Edwards Kuhl (NY)  
 Ehlers LaHood  
 Ellison Lamborn  
 Ellsworth Langevin  
 Emanuel Lantos  
 Emerson Larsen (WA)  
 English (PA) Larson (CT)  
 Eshoo Latham  
 Etheridge LaTourette  
 Everett Lee  
 Fallin Levin  
 Farr Lewis (CA)  
 Feeney Lewis (GA)  
 Ferguson Lewis (KY)  
 Filner Lipinski  
 Flake LoBiondo  
 Forbes Loeb sack  
 Fortenberry Lofgren, Zoe  
 Fossella Lowey  
 Foxx Lucas  
 Frank (MA) Lungren, Daniel  
 Franks (AZ) E.  
 Frelinghuysen Lynch  
 Gallegly Mack  
 Garrett (NJ) Mahoney (FL)  
 Gerlach Maloney (NY)

Sanchez, Loretta Solis  
 Sarbanes Souder  
 Saxton Spratt  
 Schakowsky Stark  
 Schiff Stearns  
 Schmidt Stupak  
 Schwartz Sullivan  
 Scott (GA) Sutton  
 Scott (VA) Tancredo  
 Sensenbrenner Tanner  
 Serrano Tauscher  
 Sessions Taylor  
 Shadegg Terry  
 Shays Thompson (CA)  
 Shea-Porter Thompson (MS)  
 Sherman Thornberry  
 Shimkus Tiahrt  
 Shuler Tiberi  
 Shuster Tierney  
 Simpson Towns  
 Sires Turner  
 Skelton Udall (CO)  
 Slaughter Udall (NM)  
 Smith (NE) Upton  
 Smith (NJ) Van Hollen  
 Smith (TX) Velázquez  
 Smith (WA) Visclosky  
 Snyder Walberg

Walden (OR)  
 Walsh (NY)  
 Walz (MN)  
 Wamp  
 Wasserman  
 Schultz  
 Waters  
 Watson  
 Watt  
 Waxman  
 Weiner  
 Welch (VT)  
 Terry Weldon (FL)  
 Westmoreland  
 Wexler  
 Whitfield  
 Wicker  
 Wilson (NM)  
 Wilson (OH)  
 Wilson (SC)  
 Wolf  
 Woolsey  
 Wu  
 Wynn  
 Yarmuth  
 Young (AK)  
 Young (FL)

ANSWERED "PRESENT"—4

Barrow Linder  
 Kingston Space

NOT VOTING—13

Brady (PA) Davis, Jo Ann McMorris  
 Brown-Waite, Engel Rodgers  
 Ginny Fattah Ortiz  
 Calvert Lampson Sestak  
 Cubin Marchant Weller

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said resolution was agreed to.

A motion to reconsider the vote whereby the rules were suspended and said resolution was agreed to was, by unanimous consent, laid on the table.

¶60.27 PROVIDING FOR CONSIDERATION OF H.R. 1429

Ms. SUTTON, by direction of the Committee on Rules, reported (Rept. No. 110-116) the resolution (H. Res. 348) providing for consideration of the bill (H.R. 1429) to reauthorize the Head Start Act, to improve program quality, to expand access, and for other purposes.

When said resolution and report were referred to the House Calendar and ordered printed.

¶60.28 PROVIDING FOR CONSIDERATION OF H.R. 1867

Ms. SUTTON, by direction of the Committee on Rules, reported (Rept. No. 110-117) the resolution (H. Res. 349) providing for consideration of the bill (H.R. 1867) to authorize appropriations for fiscal year 2008, 2009, and 2010 for the National Science Foundation, and for other purposes.

When said resolution and report were referred to the House Calendar and ordered printed.

¶60.29 PROVIDING FOR CONSIDERATION OF H.R. 1868

Ms. SUTTON, by direction of the Committee on Rules, reported (Rept. No. 110-118) the resolution (H. Res. 350) providing for consideration of the bill (H.R. 1868) to authorize appropriations for the National Institute of Standards and Technology for fiscal years 2008, 2009, and 2010, and for other purposes.

When said resolution and report were referred to the House Calendar and ordered printed.

#### ¶60.30 ENROLLED BILL SIGNED

Lorraine C. Miller, Clerk of the House, reported and found truly enrolled a bill of the House of the following title, which was thereupon signed by the Speaker:

H.R. 1591. An Act making emergency supplemental appropriations for the fiscal year ending September 30, 2007, and for other purposes.

#### ¶60.31 LEAVE OF ABSENCE

By unanimous consent, leave of absence was granted—

To Mr. ENGEL, for today and balance of the week;

To Mr. ORTIZ, for today and May 2; and

To Mr. SESTAK for today.

And then,

#### ¶60.32 ADJOURNMENT

On motion of Mr. ROHRABACHER, at 10 o'clock and 37 minutes p.m., the House adjourned.

#### ¶60.33 REPORTS OF COMMITTEES ON BILLS AND RESOLUTIONS

Under clause 2 of rule XIII, reports of committees were delivered to the Clerk for printing and reference to the proper calendar, as follows:

Ms. CASTOR: Committee on Rules. House Resolution 348. Resolution providing for consideration of the bill (H.R. 1429) to reauthorize the Head Start Act, to improve program quality, to expand access, and for other purposes (Rept. 110-116). Referred to the House Calendar.

Ms. MATSUI: Committee on Rules. House Resolution 349. Resolution providing for consideration of the bill (H.R. 1867) to authorize appropriations for fiscal years 2008, 2009, and 2010 for the National Science Foundation, and for other purposes (Rept. 110-117). Referred to the House Calendar.

Ms. SUTTON: Committee on Rules. House Resolution 350. Resolution providing for consideration of the bill (H.R. 1868) to authorize appropriations for the National Institute of Standards and Technology for fiscal years 2008, 2009, and 2010, and for other purposes (Rept. 110-118). Referred to the House Calendar.

#### ¶60.34 PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XII, public bills and resolutions were introduced and severally referred, as follows:

By Ms. NORTON (for herself and Mr. TOM DAVIS of Virginia) (both by request):

H.R. 2080. A bill to amend the District of Columbia Home Rule Act to conform the District charter to revisions made by the Council of the District of Columbia relating to public education; to the Committee on Oversight and Government Reform.

By Ms. NORTON (by request):

H.R. 2081. A bill to amend the District of Columbia Home Rule Act to increase the salary of the Chief Financial Officer of the District of Columbia; to the Committee on Oversight and Government Reform.

By Mr. REYES:

H.R. 2082. A bill to authorize appropriations for fiscal year 2008 for intelligence and

intelligence-related activities of the United States Government, the Community Management Account, and the Central Intelligence Agency Retirement and Disability System, and for other purposes; to the Committee on Intelligence (Permanent Select).

By Mr. GORDON (for himself and Mr. PICKERING):

H.R. 2083. A bill to amend the Energy Policy and Conservation Act to improve energy standards for home appliances, and for other purposes; to the Committee on Energy and Commerce.

By Mr. HENSARLING (for himself, Mr. RYAN of Wisconsin, Mr. CAMPBELL of California, Mr. HERGER, Mr. BARTON of Texas, Mr. BILBRAY, Mr. SHADEGG, Mr. LAMBORN, Mr. BURTON of Indiana, Mr. CANTOR, Mr. GOODE, Mr. AKIN, Mr. GINGREY, Mr. POE, Mr. PITTS, Mr. PRICE of Georgia, Mrs. BLACKBURN, Mr. GARRETT of New Jersey, Mr. MACK, Mr. ROHRABACHER, Mr. BRADY of Texas, Mr. RADANOVICH, Mr. MARIO DIAZ-BALART of Florida, Mr. COLE of Oklahoma, Mr. KING of Iowa, Mr. FEENEY, Ms. FOXX, and Mr. BARRETT of South Carolina):

H.R. 2084. A bill to reform Federal budget procedures, to impose spending safeguards, to combat waste, fraud, and abuse, to account for accurate Government agency costs, and for other purposes; to the Committee on the Budget, and in addition to the Committees on Rules, Ways and Means, Appropriations, and Oversight and Government Reform, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Ms. FALLIN (for herself and Mr. BOREN):

H.R. 2085. A bill to authorize the Secretary of the Interior to convey to the McGee Creek Authority certain facilities of the McGee Creek Project, Oklahoma, and for other purposes; to the Committee on Natural Resources.

By Mr. DAVID DAVIS of Tennessee (for himself and Mr. CARNEY):

H.R. 2086. A bill to enhance the integrity of the United States against the threat of terrorism; to the Committee on Homeland Security, and in addition to the Committee on the Judiciary, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Ms. DELAURO (for herself, Mr. MCGOVERN, Mrs. NAPOLITANO, Mrs. CHRISTENSEN, Mr. HIGGINS, Mrs. LOWEY, Mr. MORAN of Virginia, Mr. CONYERS, and Mr. COHEN):

H.R. 2087. A bill to improve the No Child Left Behind Act of 2001, and for other purposes; to the Committee on Education and Labor.

By Mr. EVERETT (for himself, Mr. BONNER, Mr. ROGERS of Alabama, Mr. ADERHOLT, and Mr. MARSHALL):

H.R. 2088. A bill to require the Secretary of Agriculture to provide cost-share payments in support of on-farm water conservation projects to enhance regional water availability and quality; to the Committee on Agriculture.

By Mr. JEFFERSON (for himself, Mr. ALEXANDER, Mr. BAKER, Mr. BOUSTANY, Mr. JINDAL, Mr. MCCREY, and Mr. MELANCON):

H.R. 2089. A bill to designate the facility of the United States Postal Service located at 701 Loyola Avenue in New Orleans, Louisiana, as the "Louisiana Armed Services Veterans Post Office"; to the Committee on Oversight and Government Reform.

By Mr. KLINE of Minnesota (for himself, Mr. HAYES, Mr. RAMSTAD, Mrs.

BACHMANN, Mr. JONES of North Carolina, Mr. ABERCROMBIE, Mr. PETERSON of Minnesota, Mr. LOBIONDO, Mr. WALZ of Minnesota, Mr. ELLISON, Mrs. BOYDA of Kansas, Mrs. GILLIBRAND, Mr. OBERSTAR, and Mr. WILSON of South Carolina):

H.R. 2090. A bill to establish the National Guard Yellow Ribbon Reintegration Program; to the Committee on Armed Services.

By Mr. LEVIN (for himself, Mr. ENGLISH of Pennsylvania, Mr. KANJORSKI, and Ms. PRYCE of Ohio):

H.R. 2091. A bill to amend the Internal Revenue Code of 1986 to allow bonds guaranteed by the Federal home loan banks to be treated as tax exempt bonds; to the Committee on Ways and Means.

By Mrs. LOWEY (for herself and Mr. BACHUS):

H.R. 2092. A bill to amend the Foreign Assistance Act of 1961 to provide assistance for developing countries to promote quality basic education and to establish the achievement of universal basic education in all developing countries as an objective of United States foreign assistance policy, and for other purposes; to the Committee on Foreign Affairs.

By Mr. MEEHAN (for himself and Mr. SHAYS):

H.R. 2093. A bill to amend the Lobbying Disclosure Act of 1995 to provide for additional reporting by lobbying firms; to the Committee on the Judiciary.

By Mr. MOORE of Kansas (for himself, Mr. MORAN of Kansas, Mr. THORBERRY, Mr. BOSWELL, Mr. TIAHRT, and Mrs. BOYDA of Kansas):

H.R. 2094. A bill to provide for certain administrative and support services for the Dwight D. Eisenhower Memorial Commission, and for other purposes; to the Committee on Natural Resources.

By Mr. OBERSTAR (for himself and Ms. CORRINE BROWN of Florida):

H.R. 2095. A bill to amend title 49, United States Code, to prevent railroad fatalities, injuries, and hazardous materials releases, to authorize the Federal Railroad Safety Administration, and for other purposes; to the Committee on Transportation and Infrastructure.

By Mr. PAUL:

H.R. 2096. A bill to sunset Federal laws and regulations which treat the American people like children by denying them the opportunity to make their own decision regarding control of their bank accounts and what type of information they wish to receive from their banks, and for other purposes; to the Committee on Financial Services.

By Mr. ROTHMAN:

H.R. 2097. A bill to authorize grants to carry out projects to provide education on preventing teen pregnancies, and for other purposes; to the Committee on Energy and Commerce, and in addition to the Committee on Education and Labor, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. SARBANES:

H.R. 2098. A bill to provide for the disposition of the Federal property located in Anne Arundel County, Maryland, a portion of which is currently used by the District of Columbia as the Oak Hill juvenile detention facility; to the Committee on Oversight and Government Reform.

By Ms. SUTTON:

H.R. 2099. A bill to authorize the Secretary of Health and Human Services to order a mandatory recall of any product that is regulated by the Food and Drug Administration, and for other purposes; to the Committee on Energy and Commerce.

By Mr. TANCREDO:

H.R. 2100. A bill to provide for equal protection of the law and to prohibit discrimination and preferential treatment on the basis of race, color, national origin, or sex in Federal actions, and for other purposes; to the Committee on the Judiciary, and in addition to the Committees on Oversight and Government Reform, Education and Labor, and House Administration, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Ms. WATSON (for herself and Mr. BURTON of Indiana):

H.R. 2101. A bill to prohibit after 2008 the introduction into interstate commerce of mercury intended for use in a dental filling, and for other purposes; to the Committee on Energy and Commerce.

By Mr. CARNEY (for himself, Mr. DENT, Mr. GERLACH, Mr. HOLDEN, Mr. MURTHA, Mr. PATRICK MURPHY of Pennsylvania, Mr. ALTMIRE, Mr. SHUSTER, and Mr. KANJORSKI):

H. Con. Res. 135. Concurrent resolution recognizing Pennsylvania hunters for their continued commitment to safety and for setting a new State safety record in 2006; to the Committee on Oversight and Government Reform.

By Mr. CHABOT (for himself, Ms. BERKLEY, Ms. BORDALLO, Mr. ANDREWS, Mr. McNULTY, Mr. BURTON of Indiana, Mrs. SCHMIDT, Mr. FRANKS of Arizona, Mr. ROHRBACHER, Mr. GARRETT of New Jersey, Mr. MCCOTTER, Mr. SESSIONS, Mr. TANCREDO, Mr. BOYD of Florida, Mr. GRAVES, and Mr. TOWNS):

H. Con. Res. 136. Concurrent resolution expressing the sense of Congress regarding high level visits to the United States by democratically-elected officials of Taiwan; to the Committee on Foreign Affairs.

By Ms. BERKLEY (for herself, Mr. RAMSTAD, Mr. WEXLER, Mr. CHABOT, and Mr. ROHRBACHER):

H. Con. Res. 137. Concurrent resolution expressing the sense of Congress relating to a free trade agreement between the United States and Taiwan; to the Committee on Ways and Means.

By Mr. CUMMINGS:

H. Con. Res. 138. Concurrent resolution supporting National Men's Health Week; to the Committee on Oversight and Government Reform.

By Mr. FRANKS of Arizona (for himself, Ms. KILPATRICK, Ms. NORTON, Mr. SCOTT of Virginia, Mr. AKIN, Mr. BURTON of Indiana, Mr. SALI, Mr. PAYNE, Mr. RUSH, Mr. KUCINICH, Mr. CHABOT, Mr. MCGOVERN, Mr. LEWIS of Georgia, and Ms. CLARKE):

H. Con. Res. 139. Concurrent resolution expressing the sense of the Congress that the United States should address the ongoing problem of untouchability in India; to the Committee on Foreign Affairs.

By Mr. ISSA (for himself and Ms. WATSON):

H. Res. 346. A resolution expressing the sense of the House of Representatives that Jack Valenti should be recognized for his contributions to public service and public entertainment; to the Committee on Oversight and Government Reform.

By Mr. BACA (for himself, Ms. EDDIE BERNICE JOHNSON of Texas, Mr. CARDOZA, Mr. HINOJOSA, Mr. SERRANO, Mr. GENE GREEN of Texas, Ms. LEE, Mr. LANTOS, Mr. COSTA, Mr. RUSH, Ms. JACKSON-LEE of Texas, Mr. CROWLEY, Mr. AL GREEN of Texas, Mr. SIRES, Mr. FORTUÑO, Mr. ORTIZ, Mr. GRIJALVA, Ms. LINDA T. SANCHEZ of California, Mr. BERMAN, Ms. ROS-

LEHTINEN, Ms. SOLIS, Mrs. NAPOLITANO, Mr. BECERRA, Mr. MEEKS of New York, Mr. REYES, Mr. GUTIERREZ, Mr. CUELLAR, Mr. GONZALEZ, Ms. ROYBAL-ALLARD, Ms. VELÁZQUEZ, Mr. FARR, Mr. RODRIGUEZ, Mr. PASTOR, Mr. SALAZAR, and Mr. BURTON of Indiana):

H. Res. 347. A resolution recognizing the historical significance of the Mexican holiday of Cinco de Mayo; to the Committee on Foreign Affairs, considered and agreed to.

By Mr. SULLIVAN:

H. Res. 351. A resolution expressing the sense of the House of Representatives that Federal authorities should strengthen and vigorously enforce all existing immigration laws; to the Committee on the Judiciary.

By Mr. OBERSTAR (for himself, Mr. MICA, Mr. RAHALL, Mr. PETRI, Mr. COSTELLO, Mr. COBLE, Ms. EDDIE BERNICE JOHNSON of Texas, Mr. DUNCAN, Mr. CUMMINGS, Mr. BAKER, Mrs. TAUSCHER, Mr. BROWN of South Carolina, Mr. BOSWELL, Mrs. CAPITO, Mr. HIGGINS, Mrs. MILLER of Michigan, Mr. CARNAHAN, Mr. BUCHANAN, Mr. LIPINSKI, Ms. MATSUI, and Mr. ALTMIRE):

H. Res. 352. A resolution supporting the goals and ideals of National Public Works Week; to the Committee on Transportation and Infrastructure.

By Mr. CUMMINGS (for himself, Mr. ISSA, Mrs. CAPPS, Mr. CAPUANO, Mr. TOWNS, Mr. MICHAUD, Mr. BOSWELL, Mr. GRIJALVA, and Mr. BURTON of Indiana):

H. Res. 353. A resolution expressing the sense of the House of Representatives that there should be an increased Federal commitment supporting the development of innovative advanced imaging technologies for prostate cancer detection and treatment; to the Committee on Energy and Commerce.

By Mr. DEAL of Georgia:

H. Res. 354. A resolution to recognize the year 2007 as the official 50th anniversary celebration of the beginnings of marinas, power production, recreation, and boating on Lake Sidney Lanier, Georgia; to the Committee on Transportation and Infrastructure.

By Mr. FALDOMAEGA (for himself, Mr. LANTOS, Mr. RAHALL, Mr. ABERCROMBIE, Mr. ACKERMAN, Ms. BERKLEY, Ms. BORDALLO, Mr. BURTON of Indiana, Mr. CANNON, Mrs. CHRISTENSEN, Mr. CONYERS, Mr. CROWLEY, Mr. DELAHUNT, Mr. ENGEL, Mr. GALLEGLY, Ms. HIRONO, Mr. HONDA, Mr. MANZULLO, Mr. MCKEON, Mr. MEEKS of New York, Mr. PAYNE, Mr. SHERMAN, Mr. SIRES, Ms. WATSON, and Mr. WEXLER):

H. Res. 355. A resolution recognizing and welcoming the leaders of the Pacific Islands to Washington, D.C., and commending the East-West Center for hosting the Pacific Islands Conference of Leaders; to the Committee on Foreign Affairs.

By Mrs. MALONEY of New York (for herself, Mr. WEXLER, Mr. GALLEGLY, and Mr. BILIRAKIS):

H. Res. 356. A resolution expressing the sense of the House of Representatives that the Former Yugoslav Republic of Macedonia (FYROM) should stop the utilization of materials that violate provisions of the United Nations-brokered Interim Agreement between the FYROM and Greece regarding "hostile activities or propaganda" and should work with the United Nations and Greece to achieve longstanding United States and United Nations policy goals of finding a mutually-acceptable official name for the FYROM; to the Committee on Foreign Affairs.

By Mr. MCCARTHY of California:

H. Res. 357. A resolution supporting the goals and ideals of the Intermediate Space Challenge in Mojave, California; to the Committee on Education and Labor.

By Mr. RADANOVICH (for himself, Mr. NUNES, Mr. COSTA, and Mr. CARDOZA):

H. Res. 358. A resolution recognizing the significance of the contribution of the Brotherhood of the Badge to the Global War on Terror through its provision of surplus law enforcement equipment to Iraqi police forces; to the Committee on Foreign Affairs.

By Mr. RANGEL:

H. Res. 359. A resolution expressing the sense of the House of Representatives that Sugar Ray Robinson should be recognized for his athletic achievements and commitment to young people; to the Committee on Oversight and Government Reform.

By Mr. SIMPSON (for himself and Mr. SALI):

H. Res. 360. A resolution recognizing the 70th anniversary of the Idaho Potato Commission and expressing the sense of the House of Representatives that an Idaho Potato Month should be established; to the Committee on Oversight and Government Reform.

By Ms. WATSON (for herself, Mr. ISSA, Ms. KILPATRICK, Mr. MARKEY, Mr. LAMPSON, Ms. EDDIE BERNICE JOHNSON of Texas, Mr. TOWNS, Mr. DINGELL, Ms. LORETTA SANCHEZ of California, Mr. SCHIFF, Mr. FERGUSON, Mr. PAYNE, Mr. RANGEL, Mr. COBLE, Mr. LANTOS, and Mr. WEXLER):

H. Res. 361. A resolution recognizing and honoring Jack Valenti and expressing the condolences of the House of Representatives to his family on his death; to the Committee on Oversight and Government Reform.

#### ¶60.35 ADDITIONAL SPONSORS

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

H.R. 20: Ms. DEGETTE, Mr. WEINER, Mr. MATHESON, Mr. BRALEY of Iowa, Mr. PALLONE, Mr. PERLMUTTER, and Mr. HINOJOSA.

H.R. 23: Mr. DENT, Ms. HOOLEY, Mr. HIGGINS, Mr. PICKERING, Mr. HINCHEY, Mr. PERLMUTTER, Mr. FATTAH, Mr. WILSON of Ohio, Mr. RYAN of Ohio, Mr. WU, Mrs. WILSON of New Mexico, and Mr. PAYNE.

H.R. 24: Mr. MCNERNEY.

H.R. 46: Mr. SCOTT of Georgia and Mr. TOWNS.

H.R. 50: Mr. MARSHALL.

H.R. 65: Mr. HILL and Mr. ADERHOLT.

H.R. 67: Ms. JACKSON-LEE of Texas and Mr. FILNER.

H.R. 82: Mrs. BLACKBURN, Mr. CARNAHAN, Mr. HODES, Mr. LOEBSACK, Mr. MAHONEY of Florida, Mrs. MUSGRAVE, Ms. SHEA-PORTER, and Mr. TURNER.

H.R. 102: Mr. MEEKS of New York.

H.R. 135: Mr. COSTA.

H.R. 171: Mr. MORAN of Virginia and Ms. DELAURO.

H.R. 174: Mr. MORAN of Virginia.

H.R. 196: Mr. LIPINSKI and Mr. LARSON of Connecticut.

H.R. 197: Mr. MARKEY, Mr. FRANK of Massachusetts, Mrs. DRAKE, Ms. HERSETH SANDLIN, Mr. DELAHUNT, Ms. WOOLSEY, Mr. PAUL, Mr. BERMAN, Mr. LARSON of Connecticut, Mrs. TAUSCHER, and Mr. HIGGINS.

H.R. 233: Ms. ZOE LOFGREN of California.

H.R. 241: Mr. MACK.

H.R. 281: Mr. BRALEY of Iowa, Mr. SPACE, and Mr. LEVIN.

H.R. 287: Ms. GINNY BROWN-WAITE of Florida.

H.R. 288: Ms. GINNY BROWN-WAITE of Florida.

- H.R. 297: Ms. HARMAN.  
H.R. 343: Mr. PLATTS.  
H.R. 359: Ms. NORTON.  
H.R. 368: Mr. BONNER, Mr. DAVID DAVIS of Tennessee, Mr. TIM MURPHY of Pennsylvania, Ms. BORDALLO, Mr. HASTINGS of Florida, Mr. GALLEGLY, Mr. BARTLETT of Maryland, Mr. PORTER, Ms. GINNY BROWN-WAITE of Florida, Mr. WALZ of Minnesota, Ms. WOOLSEY, and Mr. BOREN.  
H.R. 402: Mr. PEARCE.  
H.R. 406: Mr. CARNAHAN, Mr. LOEBSACK, Mr. RYAN of Ohio, Ms. WASSERMAN SCHULTZ, and Ms. KILPATRICK.  
H.R. 457: Mr. POE.  
H.R. 505: Mr. YOUNG of Alaska and Mr. GRIJALVA.  
H.R. 506: Mr. ENGLISH of Pennsylvania, Mrs. EMERSON, Mr. HINOJOSA, Mr. HIGGINS, and Mr. MORAN of Virginia.  
H.R. 507: Mr. SIRES, Mr. HASTINGS of Florida, Mr. BOUCHER, Mrs. MALONEY of New York, Ms. ZOE LOFGREN of California, Mr. CAPUANO, Mr. TERRY, Mr. BOREN, and Mr. DEFazio.  
H.R. 552: Ms. HERSETH SANDLIN, Mrs. LOWEY, Mr. TAYLOR, Mr. SMITH of New Jersey, Mr. BERRY, and Mr. REHBERG.  
H.R. 566: Mr. HINCHEY.  
H.R. 579: Mr. SPACE, Mr. LAMPSON, and Ms. HOOLEY.  
H.R. 583: Ms. HOOLEY and Mr. RYAN of Wisconsin.  
H.R. 618: Mr. MILLER of Florida.  
H.R. 621: Mr. MICHAUD, Ms. BALDWIN, and Ms. SHEA-PORTER.  
H.R. 624: Mr. NADLER, Mr. LEWIS of Georgia, Mr. HONDA, and Mr. WEINER.  
H.R. 628: Mr. WILSON of South Carolina.  
H.R. 654: Mr. NADLER and Mr. WEINER.  
H.R. 661: Mr. FRELINGHUYSEN.  
H.R. 670: Mr. FORTUÑO.  
H.R. 678: Mr. HONDA.  
H.R. 690: Mr. OLVER and Mr. RAHALL.  
H.R. 695: Mr. BAIRD, Mr. SPACE, Mr. HINOJOSA, Mr. MEEK of Florida, and Mr. MEEHAN.  
H.R. 698: Mr. LATOURETTE, Mr. PLATTS, Mr. RENZI, Mr. HARE, Mr. BARROW, and Mr. BLUNT.  
H.R. 711: Mr. GONZALEZ and Mr. DAVIS of Kentucky.  
H.R. 718: Mr. SIMPSON and Mr. GORDON.  
H.R. 728: Mr. ALLEN, Mr. SPACE, Mr. GOHMERT, and Mr. TERRY.  
H.R. 729: Ms. MATSUI and Mr. BLUMENAUER.  
H.R. 748: Mr. BLUMENAUER and Mr. PLATTS.  
H.R. 751: Mr. MILLER of Florida.  
H.R. 758: Mr. MICHAUD.  
H.R. 760: Ms. KILPATRICK, Mr. JACKSON of Illinois, Mr. FATTAH, and Mr. MILLER of Florida.  
H.R. 768: Mr. BOOZMAN.  
H.R. 769: Mr. BOOZMAN.  
H.R. 771: Mr. MCKEON and Mr. CALVERT.  
H.R. 776: Mr. CUMMINGS.  
H.R. 782: Mr. SHUSTER, Mr. MCHENRY, and Mr. SPRATT.  
H.R. 784: Mr. TURNER, Mr. RAHALL, and Mr. TERRY.  
H.R. 805: Mr. KENNEDY and Ms. LORETTA SANCHEZ of California.  
H.R. 808: Mr. HINCHEY.  
H.R. 811: Mr. CARNEY.  
H.R. 840: Mr. MEEK of Florida and Ms. NORTON.  
H.R. 869: Mr. HOLDEN, and Mr. CARNEY.  
H.R. 881: Mr. GORDON.  
H.R. 882: Mr. DELAHUNT, Mr. CAMP of Michigan, and Mr. BOREN.  
H.R. 891: Ms. HOOLEY, Mr. HONDA, Mr. FRANKS of Arizona, Mr. HIGGINS, and Mr. LIPINSKI.  
H.R. 916: Mr. EMANUEL, Mr. GALLEGLY, and Mr. BOREN.  
H.R. 938: Mr. ADERHOLT and Mr. GERLACH.  
H.R. 940: Mr. MATHESON.  
H.R. 943: Mr. BOREN, Mr. HINCHEY, Mr. TURNER, Mr. HONDA, Mrs. GILLIBRAND, and Mr. MOLLOHAN.  
H.R. 947: Mr. FILNER.  
H.R. 964: Ms. WATSON.  
H.R. 971: Mr. CAPUANO, Ms. HOOLEY, Mr. HALL of Texas, and Mr. DAVIS of Kentucky.  
H.R. 980: Mr. MURPHY of Connecticut, Mr. INSLER, Mr. LINCOLN DIAZ-BALART of Florida, Ms. HIRONO, Mr. SHULER, Mr. HINOJOSA, and Mr. KUCINICH.  
H.R. 982: Mr. BLUMENAUER, Ms. BORDALLO, Mr. HOLT, Mr. BOOZMAN, Mr. RUSH, and Ms. SCHWARTZ.  
H.R. 989: Ms. FOXX and Mr. LATOURETTE.  
H.R. 1014: Ms. ROS-LEHTINEN, Mrs. CHRISTENSEN, Mr. THOMPSON of Mississippi, Mr. PASTOR, Ms. BALDWIN, Mr. ALTMIRE, Mr. BONNER, Mr. MCGOVERN, Ms. WATSON, Mr. WAMP, Ms. SHEA-PORTER, Mr. SESSIONS, Mr. BISHOP of Utah, Mr. SOUDER, Ms. LEE, Ms. WASSERMAN SCHULTZ, Mr. ENGEL, Mrs. MYRICK, Mr. TOWNS, Mrs. BLACKBURN, Ms. PRYCE of Ohio, Mr. NEAL of Massachusetts and Mr. MICHAUD.  
H.R. 1023: Ms. WASSERMAN SCHULTZ and Mr. PASCARELL.  
H.R. 1026: Mr. LAMPSON.  
H.R. 1029: Mr. LOEBSACK, Mr. AKIN, Mr. GOODE, and Mr. MICA.  
H.R. 1064: Ms. MOORE of Wisconsin, Mr. WYNN, Ms. ZOE LOFGREN of California, Mr. MEEKS of New York, Mr. LOEBSACK, Mr. MCCOTTER, Mr. SCOTT of Virginia, Ms. ROS-LEHTINEN, Mr. CUMMINGS, Mr. KIND, Mr. ALLEN, and Mr. CARNEY.  
H.R. 1069: Mr. DAVIS of Illinois and Mr. TOWNS.  
H.R. 1072: Ms. BALDWIN.  
H.R. 1073: Mrs. CAPPS and Ms. SCHWARTZ.  
H.R. 1074: Mr. STUPAK.  
H.R. 1076: Mrs. BIGGERT.  
H.R. 1081: Mr. BRALEY of Iowa.  
H.R. 1082: Ms. HIRONO, Mr. LANTOS, and Mr. ABERCROMBIE.  
H.R. 1088: Mrs. JO ANN DAVIS of Virginia.  
H.R. 1092: Mr. LEWIS of Georgia, Mr. NADLER, Mr. BURTON of Indiana, and Ms. WASSERMAN SCHULTZ.  
H.R. 1098: Mr. CARNEY, Mrs. CAPITO, and Mr. DENT.  
H.R. 1103: Ms. LORETTA SANCHEZ of California and Mr. HINOJOSA.  
H.R. 1108: Mr. COSTA, Mr. HOLDEN, Mr. HINOJOSA, Mr. SMITH of Washington, and Mr. WALZ of Minnesota.  
H.R. 1110: Mr. BISHOP of Utah and Ms. MATSUI.  
H.R. 1113: Mr. JINDAL and Mr. GORDON.  
H.R. 1115: Mr. LINCOLN DIAZ-BALART of Florida, Mr. PEARCE, and Mr. TERRY.  
H.R. 1137: Mr. BISHOP of New York.  
H.R. 1147: Mr. SAM JOHNSON of Texas and Mr. HULSHOF.  
H.R. 1188: Mrs. CAPPS and Mr. WAXMAN.  
H.R. 1190: Mr. MCNULTY, Mr. ENGLISH of Pennsylvania, Mr. LOBIONDO, Mrs. CAPPS, Mr. HOLDEN, Mr. BERRY, Mr. HASTINGS of Florida, Mr. GERLACH, Mr. MEEKS of New York, Mr. WAMP, Mr. AL GREEN of Texas, Mr. MCCAUL of Texas, and Mr. MEEK of Florida.  
H.R. 1192: Ms. ZOE LOFGREN of California, Ms. HOOLEY, and Mr. HASTINGS of Florida.  
H.R. 1193: Mr. JACKSON of Illinois, Mr. THOMPSON of Mississippi, Mr. REYNOLDS, Mr. HASTINGS of Florida, and Mr. EHLERS.  
H.R. 1194: Mr. ROGERS of Kentucky, Mr. WHITFIELD, Mr. JORDAN, Mr. NEUGEBAUER, and Mr. CUMMINGS.  
H.R. 1222: Mrs. DAVIS of California.  
H.R. 1223: Mr. PLATTS.  
H.R. 1232: Mr. YOUNG of Florida and Mr. DAVIS of Illinois.  
H.R. 1239: Mr. WATT, Mr. KIRK, Mr. ROTHMAN, and Mr. BARROW.  
H.R. 1248: Mr. SMITH of New Jersey.  
H.R. 1261: Mr. WAMP, Mr. CONAWAY, and Mr. SESSIONS.  
H.R. 1270: Mr. FRANKS of Arizona.  
H.R. 1272: Mr. MCINTYRE.  
H.R. 1280: Mr. SERRANO.  
H.R. 1283: Mr. MITCHELL, Mrs. JONES of Ohio, Mr. LOEBSACK, Mr. MEEHAN, and Mr. MARSHALL.  
H.R. 1293: Mr. TERRY, Ms. NORTON, Mr. HERGER, Mr. BOUSTANY, Mr. MOORE of Kansas, and Mr. BOREN.  
H.R. 1300: Mr. COSTA and Ms. ROYBAL-ALLARD.  
H.R. 1303: Mr. GOHMERT, and Mr. BRALEY of Iowa.  
H.R. 1304: Mr. PASTOR, Mr. MOORE of Kansas, Mr. MCHENRY, Mr. MCHUGH, and Mr. FEENEY.  
H.R. 1314: Mr. NEUGEBAUER and Mr. MILLER of Florida.  
H.R. 1324: Mr. POE.  
H.R. 1338: Ms. HIRONO, Mr. COURTNEY, Mr. COHEN, Mr. BRADY of Pennsylvania, Mr. JOHNSON of Georgia, Mr. SMITH of Washington, Mr. ENGEL, Ms. ROYBAL-ALLARD, Mr. DELAHUNT, Mrs. NAPOLITANO, Mrs. JONES of Ohio, Ms. WATSON, Mr. LANGEVIN, and Mr. ROTHMAN.  
H.R. 1343: Mr. BOREN, Mr. DOYLE, Mrs. CAPITO, Mr. DAVIS of Illinois, Mr. THORNBERRY, Ms. VELÁZQUEZ, Mr. GEORGE MILLER of California, Mr. REHBERG, Mr. MURPHY of Connecticut, and Mr. SMITH of Washington.  
H.R. 1344: Mr. LARSON of Connecticut, Mr. BOUCHER, Mr. VAN HOLLEN, Ms. DELAURO, and Mr. ALLEN.  
H.R. 1350: Mr. JACKSON of Illinois.  
H.R. 1352: Mr. MILLER of North Carolina.  
H.R. 1353: Mr. COSTA.  
H.R. 1359: Mr. WELDON of Florida.  
H.R. 1391: Mr. PASTOR, Mr. ALLEN, and Mr. HIGGINS.  
H.R. 1400: Mr. FORBES, Mrs. JONES of Ohio, Ms. LINDA T. SÁNCHEZ of California, Mr. ISRAEL, Mr. LUCAS, Mr. BISHOP of Georgia, Mr. HOYER, Mr. GONZALEZ, Mr. AL GREEN of Texas, Mr. WALSH of New York, Mr. RYAN of Wisconsin, Mrs. LOWEY, Mr. LATOURETTE, Mr. SARBANES, Mr. LINCOLN DAVIS of Tennessee, Mr. BARTLETT of Maryland, Mr. BISHOP of Utah, Mrs. BACHMANN, Mr. WYNN, Mr. REHBERG, Mr. LAMPSON, Mr. COOPER, Mr. FOSSELLA, Mr. CAMP of Michigan, Mr. WILSON of Ohio, Mr. COURTNEY, Mr. JINDAL, and Mr. POE.  
H.R. 1409: Mr. ETHERIDGE.  
H.R. 1414: Ms. SCHAKOWSKY and Ms. NORTON.  
H.R. 1421: Mr. ROGERS of Kentucky, Mr. MANZULLO, and Mrs. CUBIN.  
H.R. 1422: Mr. MCDERMOTT.  
H.R. 1439: Mr. MCGOVERN, Mr. RAHALL, Mr. EDWARDS, and Mr. CROWLEY.  
H.R. 1461: Mr. WYNN, Ms. SCHAKOWSKY, Mr. GRIJALVA, Mr. FATTAH, Mr. WAXMAN, and Mr. MEEK of Florida.  
H.R. 1469: Ms. HERSETH SANDLIN, Mr. GONZALEZ, and Mr. DOYLE.  
H.R. 1474: Mr. EVERETT, Mr. TERRY, Mr. BUTTERFIELD, Mr. HINOJOSA, Mr. MORAN, of Virginia, Mr. LUCAS, and Mr. DAVIS of Kentucky.  
H.R. 1481: Mrs. DRAKE, Ms. BORDALLO, and Mr. DAVIS of Illinois.  
H.R. 1498: Mr. ALLEN.  
H.R. 1509: Ms. BERKLEY.  
H.R. 1519: Ms. JACKSON-LEE of Texas and Mr. GENE GREEN of Texas.  
H.R. 1527: Mr. ENGLISH of Pennsylvania.  
H.R. 1534: Mr. FARR.  
H.R. 1535: Ms. JACKSON-LEE of Texas.  
H.R. 1537: Mr. KAGEN, Mr. STUPAK, Ms. HERSETH SANDLIN, Mr. POE, and Mr. HONDA  
H.R. 1542: Mr. HONDA, Mr. WEXLER, and Mr. CARNAHAN.  
H.R. 1551: Mr. SESTAK, Ms. KILPATRICK, Mr. JEFFERSON, Ms. CORRINE BROWN of FLORIDA, and Ms. NORTON.  
H.R. 1554: Mr. GOODE and Mrs. DRAKE.  
H.R. 1556: Mrs. CUBIN, Mr. PENCE, Mr. INGALLIS of South Carolina, and Mr. WELDON of Florida.  
H.R. 1560: Ms. KAPTUR.  
H.R. 1576: Mr. COSTA, Mr. VAN HOLLEN, and Mr. ENGLISH of Pennsylvania.  
H.R. 1586: Mr. HASTINGS of Washington.  
H.R. 1589: Mr. MORAN of KANSAS, Mr. TIM MURPHY of Pennsylvania, Mr. WELCH of

Vermont, Mr. KINGSTON, Mr. KANJORSKI, Mr. TERRY, Mrs. DAVIS of California, Mr. BOSWELL, and Mr. OBERSTAR.  
 H.R. 1627: Mr. CONAWAY.  
 H.R. 1636: Mr. RAHALL.  
 H.R. 1644: Mr. HIGGINS, Mr. CAPUANO, and Mr. MORAN of Virginia.  
 H.R. 1645: Mr. JOHNSON of Georgia and Mr. VAN HOLLEN.  
 H.R. 1647: Ms. HOOLEY, Mr. GILLMOR, Mr. BISHOP of Utah, Mr. HINOJOSA, Mr. BOREN, Mr. DAVIS of Kentucky, and Mr. WILSON of Ohio.  
 H.R. 1653: Mr. JACKSON of Illinois.  
 H.R. 1655: Mr. CAPUANO.  
 H.R. 1660: Mr. LAMBORN.  
 H.R. 1687: Mr. WAMP, Mr. VAN HOLLEN, Ms. ESHOO, and Mr. SIMPSON.  
 H.R. 1692: Mr. DAVIS of Illinois.  
 H.R. 1700: Ms. JACKSON-LEE of Texas, Mr. COHEN, Mr. LARSON of Connecticut, Mr. RAHALL, Mr. WU, Mr. DELAHUNT, Ms. WATSON, Mr. SIREN, Mr. MORAN of Virginia, Mr. SESTAK, Mr. HOLDEN, Mr. SHULER, Ms. HIRONO, Mr. CUELLAR, Mr. LAMPSON, Mr. ELLSWORTH, Mr. MOORE of Kansas, Mrs. CAPPS, Mr. HILL, and Mr. DONNELLY.  
 H.R. 1702: Mr. COHEN.  
 H.R. 1707: Mr. FILNER, Ms. EDDIE BERNICE JOHNSON of Texas, Mr. ALLEN, and Mr. DAVIS of Illinois.  
 H.R. 1709: Ms. SCHAKOWSKY, Mr. HIGGINS, and Mr. PUTNAM.  
 H.R. 1716: Ms. GRANGER and Mr. GILCREST.  
 H.R. 1727: Mr. MCHUGH, Mrs. EMERSON, Mr. RANGEL, Mr. MEEHAN, Mr. RAMSTAD, Mr. CAPUANO, Mr. DENT, Mr. TERRY, Mr. TIERNEY, and Mr. WALZ of Minnesota.  
 H.R. 1728: Mr. PALLONE and Ms. SCHAKOWSKY.  
 H.R. 1731: Mr. BOOZMAN, Mrs. DAVIS of California, Mr. INSLEE, and Mr. PLATTS.  
 H.R. 1732: Mr. CUMMINGS.  
 H.R. 1746: Mr. KLEIN of Florida, Mr. MEEK of Florida, Mr. COHEN, Ms. WATSON and Mr. SMITH of New Jersey.  
 H.R. 1747: Mr. BUTTERFIELD.  
 H.R. 1755: Mr. KUCINICH.  
 H.R. 1756: Mr. MITCHELL and Mr. ADERHOLT.  
 H.R. 1761: Mr. WOLF.  
 H.R. 1767: Ms. HERSETH SANDLIN, Mr. BOREN, Mr. MCCAUL of Texas, Mr. SAM JOHNSON of Texas, and Mrs. MYRICK.  
 H.R. 1772: Ms. HERSETH SANDLIN, Mr. LARSON of Connecticut, Mr. PAUL, Mr. KUHL of New York, Mr. PLATTS, Mr. HIGGINS, Mr. HINOJOSA, and Mr. FILNER.  
 H.R. 1773: Mr. CARNEY, Mr. KAGEN, Ms. CORRINE BROWN of Florida, Mr. MICHAUD, Mr. BAIRD, Mr. COSTELLO, Mr. BOSWELL, Mr. LATOURETTE, Mr. MITCHELL, Mr. LIPINSKI, Mr. HIGGINS, and Mr. MURTHA.  
 H.R. 1776: Mr. POE and Mr. MICHAUD.  
 H.R. 1779: Mr. ALTMIRE, Ms. SCHAKOWSKY, Mr. FILNER, Mr. COURTNEY, Mr. STARK, and Mr. MCINTYRE.  
 H.R. 1781: Mr. SARBANES, Mr. MICHAUD, and Mr. ALEXANDER.  
 H.R. 1797: Mr. MCHUGH.  
 H.R. 1824: Mr. BOOZMAN.  
 H.R. 1827: Mr. BLUMENAUER.  
 H.R. 1843: Ms. BALDWIN, Mr. CAPUANO, Mr. BISHOP of New York, Mr. RUPPERSBERGER, Mr. LARSON of Connecticut, Mr. BARTLETT of Maryland, Mr. LATOURETTE, Ms. DELAURO, and Mr. BONNER.  
 H.R. 1857: Mr. BISHOP of Utah.  
 H.R. 1869: Mr. SIREN, Mr. CANNON, Mr. EDWARDS, and Mr. SCOTT of Georgia.  
 H.R. 1877: Mr. McNULTY, Mr. DINGELL, Ms. HIRONO, and Mr. MCCOTTER.  
 H.R. 1881: Mr. GENE GREEN of Texas, Mr. FRANK of Massachusetts, Mr. GORDON, Mrs. GILLIBRAND, and Mr. PLATTS.  
 H.R. 1884: Mr. GENE GREEN of Texas, Mr. MICHAUD, Ms. HIRONO, Mr. BOUCHER, Ms. ZOE LOFGREN of California, Mr. SOUDER, and Mr. DEFAZIO.  
 H.R. 1900: Ms. EDDIE BERNICE JOHNSON of Texas.

H.R. 1901: Ms. EDDIE BERNICE JOHNSON of Texas.  
 H.R. 1902: Mr. GONZALEZ.  
 H.R. 1909: Mr. GRIJALVA.  
 H.R. 1915: Mr. KNOLLENBERG.  
 H.R. 1930: Mr. CAMPBELL of California.  
 H.R. 1932: Mr. MEEKS of New York, Mr. SHIMKUS, Mr. THOMPSON of Mississippi, Mr. BONNER, and Ms. ROS-LEHTINEN.  
 H.R. 1940: Mr. WAMP, Mr. BAKER, Mr. HERGER, Mr. CONAWAY, Mr. WILSON of South Carolina, Mr. SESSIONS, Mr. BRADY of Texas, and Mrs. MYRICK.  
 H.R. 1941: Mr. MARIO DIAZ-BALART of Florida, Mr. ENGLISH of Pennsylvania, Mr. EHLERS, Mr. KLINE of Minnesota, Ms. MCCOLLUM of Minnesota, Mr. PAYNE, Mr. PENCE, and Mr. WOLF.  
 H.R. 1942: Mr. WELDON of Florida, Mr. HENSARLING, Mr. HOEKSTRA, Mr. PEARCE, Mr. POE, Mr. BILBRAY, Mr. FORTENBERRY, Mr. KUHL of New York, Mr. CARTER, Mr. MARCHANT, Mr. LUCAS, Mr. BARTLETT of Maryland, Mrs. MUSGRAVE, Mr. NEUGEBAUER, Mrs. BLACKBURN, Mr. BARRETT of South Carolina, Mr. PRICE of Georgia, Mr. PITTS, Mr. FLAKE, Mr. GINGREY, and Mr. BARTON of Texas.  
 H.R. 1944: Mrs. CAPPS, Ms. WOOLSEY, Ms. JACKSON-LEE of Texas, Mr. HOLT, Mr. ELLISON, Mr. PETERSON of Minnesota, Mr. MCGOVERN, Mr. PERLMUTTER, Mr. SOUDER, Mr. LEVIN, Mr. HINCHEY, Mr. MCDERMOTT, Mr. FATTAH, Mr. ADERHOLT, Mr. WELCH of Vermont, Mrs. MALONEY of New York, Ms. CARSON, Ms. KILPATRICK, and Mr. EMANUEL.  
 H.R. 1945: Mr. STARK and Mr. EHLERS.  
 H.R. 1952: Ms. HIRONO.  
 H.R. 1953: Mr. DOYLE and Ms. BERKLEY.  
 H.R. 1956: Mr. TOWNS.  
 H.R. 1961: Mr. MILLER of North Carolina.  
 H.R. 1965: Mr. LARSON of Connecticut.  
 H.R. 1975: Ms. ZOE LOFGREN of California, Mr. UDALL of Colorado, Ms. BALDWIN, and Mr. SCHIFF.  
 H.R. 1976: Mr. ALTMIRE.  
 H.R. 1992: Mr. GEORGE MILLER of California, Mr. FATTAH, Ms. SUTTON, Mr. BAIRD, Mr. KILDEE, Mr. GENE GREEN of Texas, Mr. ELLISON, Ms. LINDA T. SANCHEZ of California, and Mr. LYNCH.  
 H.R. 2005: Mr. BOSWELL.  
 H.R. 2015: Mr. ROTHMAN, Mr. WEINER, Ms. Velázquez, Mr. GRIJALVA, Mr. KIRK, Ms. SCHAKOWSKY, Mr. HOLDEN, Mr. HODES, Mr. SESTAK, Mrs. JONES of Ohio, and Mrs. NAPOLITANO.  
 H.R. 2017: Ms. JACKSON-LEE of Texas, Mr. MORAN of Virginia, and Mr. FILNER.  
 H.R. 2019: Mr. BISHOP of Georgia, Ms. WATSON, Ms. LEE, and Mr. JEFFERSON.  
 H.R. 2032: Mrs. MALONEY of New York, Mr. GEORGE MILLER of California, Ms. JACKSON-LEE of Texas, Mr. FILNER, Ms. LORETTA SANCHEZ of California, Mr. OLVER, and Mr. LaTourette.  
 H.R. 2034: Mr. BOUCHER, Mr. McNULTY, Mr. GRIJALVA, and Mr. HIGGINS.  
 H.R. 2039: Mr. MCDERMOTT.  
 H.R. 2060: Mr. BOUCHER, Mr. MCDERMOTT, Mr. ELLISON, Mr. BARTLETT of Maryland, Mr. GRIJALVA, Mr. REICHERT, Ms. SHEA-PORTER, Ms. BALDWIN, Mr. FILNER, Mr. HONDA, Mr. COURTNEY, Ms. WOOLSEY, Mr. CAPUANO, Mr. BLUMENAUER, Mr. MORAN of Virginia, Mr. DEFAZIO, Mr. KILDEE, and Mr. JACKSON of Illinois.  
 H.R. 2065: Ms. DELAURO, Mr. BUTTERFIELD, and Mr. ELLISON.  
 H.R. 2066: Mr. KIND and Mr. ALLEN.  
 H.R. 2075: Mr. DAVIS of Alabama and Mr. SHAYS.  
 H.R. 2077: Mr. REGULA.  
 H.R. 2078: Mr. REGULA.  
 H.J. Res. 30: Ms. MCCOLLUM of Minnesota.  
 H. Con. Res. 21: Ms. LINDA T. SANCHEZ of California.  
 H. Con. Res. 75: Mr. JONES of North Carolina and Mr. MORAN of Virginia.

H. Con. Res. 80: Ms. SCHWARTZ, Mr. GRIJALVA, Ms. SCHAKOWSKY, and Mr. SMITH of Washington.  
 H. Con. Res. 94: Mrs. CAPPS.  
 H. Con. Res. 112: Mr. STARK and Ms. JACKSON-LEE of Texas.  
 H. Con. Res. 115: Mr. MCINTYRE.  
 H. Con. Res. 129: Mr. MCDERMOTT, Mr. HIGGINS, Mr. WALZ of Minnesota, Mr. BERMAN, Mr. ARCURI, and Mr. KLEIN of Florida.  
 H. Con. Res. 133: Mr. POMEROY and Mr. MELANCON.  
 H. Res. 100: Mr. UDALL of Colorado, Mr. LYNCH, Mr. SMITH of Washington, and Mr. MEEK of Florida.  
 H. Res. 101: Ms. ROYBAL-ALLARD.  
 H. Res. 111: Mr. PLATTS and Mrs. BACHMANN.  
 H. Res. 121: Mr. ELLISON, Mr. CUMMINGS, Ms. CARSON, Mr. PLATTS, and Mr. NADLER.  
 H. Res. 146: Mr. MORAN of Virginia and Ms. ROYBAL-ALLARD.  
 H. Res. 158: Mr. SALLI.  
 H. Res. 164: Mr. POE.  
 H. Res. 171: Mr. ACKERMAN, Mr. WILSON of South Carolina, Mr. COBLE, and Mr. GUTIERREZ.  
 H. Res. 183: Ms. NORTON and Ms. SCHAKOWSKY.  
 H. Res. 186: Mr. MARIO DIAZ-BALART of Florida, Ms. LORETTA SANCHEZ of California, and Ms. LEE.  
 H. Res. 194: Ms. LINDA T. SANCHEZ of California, Mr. MEEKS of New York, Mr. PRICE of North Carolina, and Mr. SERRANO.  
 H. Res. 216: Mr. COLE of Oklahoma, Mrs. BLACKBURN, Mr. MCHENRY, Mr. ALTMIRE, Mrs. MYRICK, Ms. GRANGER, Mr. CANTOR, Mr. DENT, Mr. KUHL of New York, Mr. CARNEY, and Mr. CAMP of Michigan.  
 H. Res. 223: Mr. GRIJALVA, Mr. PLATTS, Mr. RENZI, Mr. ROYCE, Ms. NORTON, Mr. FEENEY, Mr. HOEKSTRA, Mr. GONZALEZ, Mr. PRICE of Georgia, Mr. WOLF, Mr. CARNEY, Mr. BARTON of Texas, and Mr. RAMSTAD.  
 H. Res. 227: Mr. PRICE of North Carolina.  
 H. Res. 231: Mr. JORDAN, Mr. GOHMERT, Mr. CARTER, and Mr. BARTON of Texas.  
 H. Res. 247: Mr. NADLER, Mr. WEINER, Mr. CLAY, Mr. HARE, Ms. VELÁZQUEZ, Mr. GUTIERREZ, Mr. DOGGETT, Mr. PERLMUTTER, Ms. MOORE of Wisconsin, Ms. WATSON, Mr. BUTTERFIELD, Mr. CLEAVER, Mr. AL GREEN of Texas, Mr. DAVIS of Illinois, Mr. COURTNEY, Ms. MCCOLLUM of Minnesota, Mr. PALLONE, Mr. BERMAN, Mr. JACKSON of Illinois, Mr. SCHIFF, Mr. HODES, Ms. BALDWIN, Mr. DELAHUNT, Mr. WEXLER, Mr. SCOTT of Georgia, Mr. CLYBURN, Mr. THOMPSON of Mississippi, Mr. HASTINGS of Florida, Mr. SHERMAN, Mr. BRALEY of Iowa, and Ms. LEE.  
 H. Res. 250: Mrs. JO ANN DAVIS of Virginia, Mr. FEENEY, Ms. FOX, Mr. MCCAUL of Texas, Mr. KING of Iowa, Mr. BRADY of Texas, Mr. MACK, Mr. FORTUÑO, Ms. FALLIN, Mr. BARTON of Texas, Mr. DOOLITTLE, Mr. FORBES, Mr. TANCREDO, Mr. FLAKE, Mrs. CUBIN, Mr. HERGER, Mr. BOOZMAN, Mr. WELDON of Florida, Mr. HUNTER, Mr. REYNOLDS, and Mr. LAMBORN.  
 H. Res. 257: Mr. CALVERT, Ms. DELAURO, Mr. GORDON, Mr. BUCHANAN, Mr. MORAN of Virginia and Mr. FORBES.  
 H. Res. 258: Mr. SIREN, Mr. MITCHELL, and Mr. MORAN of Virginia.  
 H. Res. 272: Mr. NADLER, Mrs. JONES of Ohio, and Ms. MATSUI.  
 H. Res. 281: Ms. SCHWARTZ, Mr. CONAWAY, Mr. MEEKS of New York, Mr. TERRY, Mr. EMANUEL, Mr. GILLMOR, Mr. ENGEL, Mr. MELANCON, and Mr. MCCAUL of Texas.  
 H. Res. 282: Mr. GUTIERREZ, Mr. HARE, Mr. ANDREWS, Mr. COSTELLO, Mr. GENE GREEN of Texas, Mr. UDALL of New Mexico, Mr. ARCURI, Mr. CHANDLER, Ms. SUTTON, Ms. SCHAKOWSKY, Mr. VISLOSKEY, Mr. MOORE of Kansas, Mr. FATTAH, Mr. RAHALL, Mr. ABERCROMBIE, Ms. BALDWIN, Mr. COURTNEY, Mr. SMITH of New Jersey, Mr. ALLEN, Mr.

ALTMIRE, Mr. CLAY, and Mr. SCOTT of Georgia.

H. Res. 287: Ms. ESHOO.

H. Res. 291: Mr. HINCHEY, Mr. ROYCE, Mr. BAIRD, Mr. SCHIFF, Ms. SUTTON, Mr. SHULER, Mr. SOUDER, Mr. DANIEL E. LUNGREN of California, Mr. TERRY, Mr. MEEKS of New York, and Mr. MILLER of Florida.

H. Res. 295: Ms. WATSON, Mr. BURTON of Indiana, Mr. FLAKE, and Ms. ROS-LEHTINEN.

H. Res. 296: Mr. SHAYS and Mr. JOHNSON of Georgia.

H. Res. 316: Mr. CALVERT and Mr. ENGLISH of Pennsylvania.

H. Res. 325: Mr. TERRY.

H. Res. 326: Mr. PETERSON of Minnesota and Mr. ROSKAM.

H. Res. 333: Mr. CLAY and Ms. SCHAKOWSKY.

H. Res. 334: Ms. MCCOLLUM of Minnesota, Mr. BLUMENAUER, Ms. WATSON, Mr. KELLER, Mr. DENT, Mr. JOHNSON of Illinois, Ms. BORDALLO, Mr. FILNER, and Mr. SHULER.

H. Res. 338: Mr. BURTON of Indiana, Mr. GILLMOR, Mr. CROWLEY, Mr. FALCOMA, Mr. HINOJOSA, Mr. VAN HOLLEN, Mr. WU, and Mr. TANNER.

H. Res. 340: Mr. TERRY.

H. Res. 345: Mr. HALL of New York and Mr. RANGEL.

### WEDNESDAY, MAY 2, 2007 (61)

The House was called to order by the SPEAKER.

#### ¶61.1 APPROVAL OF THE JOURNAL

The SPEAKER announced she had examined and approved the Journal of the proceedings of Tuesday, May 1, 2007.

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

#### ¶61.2 COMMUNICATIONS

Executive and other communications, pursuant to clause 8, rule XII, were referred as follows:

1443. A letter from the Congressional Review Coordinator, Department of Agriculture, transmitting the Department's final rule — Emerald Ash Border; Quarantined Areas; Michigan [APHIS-2006-0131] received February 27, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

1444. A letter from the Congressional Review Coordinator, Department of Agriculture, transmitting the Department's final rule — Viruses, Serums, Toxins, and Analogous Products; Suspension, Revocation, or Termination of Biological Licenses or Permits; Inspections [APHIS Docket No. 02-107-2] (RIN: No. 0579-AC29) received April 11, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

1445. A letter from the Regulatory Contact, Department of Agriculture, transmitting the Department's final rule — Rules of Practice Governing Proceedings under the Packers and Stockyards Act (RIN: 0580-AA97) received April 11, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

1446. A letter from the Administrator, Department of Agriculture, transmitting the Department's final rule — Soybean Promotion and Research: Qualified State Soybean Boards; Correction [Docket No. LS-06-06] received March 26, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

1447. A letter from the Administrator, Department of Agriculture, transmitting the Department's final rule — Processed Fruits and Vegetables [Docket # AMS-FV-07-0025; FV-05-379] (RIN: 0581-AC56) received March

26, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

1448. A letter from the Administrator, Department of Agriculture, transmitting the Department's final rule — Tomatoes Grown in Florida; Change in Handling Requirements [Docket No. AMS-FV-06-0208; FV07-966-1 IFR] received March 26, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

1449. A letter from the Administrator, Department of Agriculture, transmitting the Department's final rule — Hazelnuts Grown in Oregon and Washington; Establishment of Final Free and Restricted Percentages for the 2006-2007 Marketing Year [Docket No. AMS-FV-06-0175; FV07-982-1 IFR] received March 26, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

1450. A letter from the Administrator, Department of Agriculture, transmitting the Department's final rule — Cut Flowers From Countries With Chrysanthemum White Rust [Docket No. 03-016-3] (RIN: 0579-AC18) received April 10, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

1451. A letter from the Under Secretary for Personnel and Readiness, Department of Defense, transmitting a letter on the approved retirement Vice Admiral Albert M. Calland III, United States Navy, and his advancement to the grade of vice admiral on the retired list; to the Committee on Armed Services.

1452. A letter from the Under Secretary for Personnel and Readiness, Department of Defense, transmitting a letter on the approved retirement of Lieutenant General Donald J. Wetekam, United States Air Force, and his advancement to the grade of lieutenant general on the retired list; to the Committee on Armed Services.

1453. A letter from the Under Secretary for Acquisitions, Technology and Logistics, Department of Defense, transmitting a copy of the Department of Defense (DoD) Chemical and Biological Defense Program (CBDP) Annual Report to Congress, pursuant to 50 U.S.C. 1523; to the Committee on Armed Services.

1454. A letter from the General Counsel, Department of Commerce, transmitting a copy of draft legislation to amend the Communications Act of 1934 to terminate the Telecommunications Development Fund; to the Committee on Energy and Commerce.

1455. A letter from the Assistant Legal Adviser for Treaty Affairs, Department of State, transmitting Copies of international agreements, other than treaties, entered into by the United States, pursuant to 1 U.S.C. 112b; to the Committee on Foreign Affairs.

1456. A letter from the President, Overseas Private Investment Corporation, transmitting a copy of a draft bill entitled, "To amend the Foreign Assistance Act of 1961 with respect to the activities of the Overseas Private Investment Corporation"; to the Committee on Foreign Affairs.

1457. A letter from the Chief Administrative Officer, transmitting the quarterly report of receipts and expenditures of appropriations and other funds for the period January 1, 2007 through March 31, 2007 as compiled by the Chief Administrative Officer, pursuant to 2 U.S.C. 104a; (H. Doc. No. 110-32); to the Committee on House Administration and ordered to be printed.

1458. A letter from the Secretary, Department of Interior, transmitting a copy of a draft bill entitled, "Reclamation Water Management Improvement Act"; to the Committee on Natural Resources.

1459. A letter from the Assistant Secretary, Land and Minerals Management, Department of the Interior, transmitting a copy of a draft bill entitled, "to repeal certain oil

and gas incentives contained in the Energy Policy Act of 2005 and for other purposes"; to the Committee on Natural Resources.

1460. A letter from the Chairman — Surface Transportation Board, Department of Transportation, transmitting the Department's final rule — REGULATIONS GOVERNING FEES FOR SERVICES PERFORMED IN CONNECTION WITH LICENSING AND RELATED SERVICES-2007 UPDATE [STB Ex Parte No. 542 (Sub-No. 14)] received April 20, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1461. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Modification of Class E Airspace; Phillipsburg, KS. [Docket No. FAA-2006-25943; Airspace Docket No. 06-ACE-13] received April 13, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1462. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Modification of Class E Airspace; Thedford, NE. [Docket No. FAA-2006-25942; Airspace Docket No. 06-ACE-12] received April 13, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1463. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Pilatus Aircraft Ltd. Model PC-7 Airplanes [Docket No. FAA-2006-25582; Directorate Identifier 2006-CE-42-AD; Amendment 39-14813; AD 2006-23-01] (RIN: 2120-AA64) received April 10, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1464. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Pratt & Whitney PW4074, PW4074D, PW4077, PW4077D, PW4084D, PW4090, PW4090-3, and PW4098 Turbofan Engines [Docket No. FAA-2006-24487; Directorate Identifier 2006-NE-13-AD; Amendment 39-14810; AD 2006-22-13] (RIN: 2120-AA64) received April 10, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1465. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Airbus Model A300 Airplanes [Docket No. FAA-2006-25634; Directorate Identifier 2006-NM-143-AD; Amendment 39-14844; AD 2006-25-03] (RIN: 2120-AA64) received April 10, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1466. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Gulfstream Model G-159 Airplanes [Docket No. 96-NM-143-AD; Amendment 39-14843; AD 2006-25-02] (RIN: 2120-AA64) received April 10, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1467. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Boeing Model 767 Airplanes [Docket No. FAA-2006-24814; Directorate Identifier 2006-NM-093-AD; Amendment 39-14833; AD 2006-24-04] (RIN: 2120-AA64) received April 10, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1468. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Empresa Brasileira de Aeronautica S.A. (EMBRAER) Model EMB-135BJ and EMB-145XR Airplanes [Docket No. 2004-NM-36-AD; Amendment 39-14788; AD 2006-21-04] (RIN: 2120-AA64) received April 10,



2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1469. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Cirrus Design Corporation Models SR20 and SR22 Airplanes [Docket No. FAA-2006-24010; Directorate Identifier 2006-CE-14-AD; Amendment 39-14787; AD 2006-21-03] (RIN: 2120-AA64) received April 10, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1470. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; McDonnell Douglas Model DC-9-10 Series Airplanes; DC-9-20 Series Airplanes; DC-9-30 Series Airplanes; DC-9-40 Series Airplanes; and DC-9-50 Airplanes [Docket No. FAA-2005-21779; Directorate Identifier 2002-NM-349-AD; Amendment 39-14790; AD 2006-21-06] (RIN: 2120-AA64) received April 10, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1471. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Hartzell Propeller Inc. Propellers and McCauley Propeller Systems Controllable Propellers. [Docket No. FAA-2005-20141; Directorate Identifier 2005-NE-01-AD; Amendment 39-14836; AD 2006-24-07] (RIN: 2120-AA64) received April 10, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1472. A letter from the Chief, Publications and Regulations Branch, Internal Revenue Service, transmitting the Service's final rule — Application of Section 409A to Non-qualified Deferred Compensation Plans [TD 9321] (RIN: 1545-BE79) received April 13, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

1473. A letter from the Chief, Publications and Regulations, Internal Revenue Service, transmitting the Service's final rule — Disallowance of Certain Entertainment, Etc., Expenses — received April 10, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

1474. A letter from the Secretary, Department of Labor, transmitting a copy of a draft bill entitled, "Child Labor Protection Act of 2007"; jointly to the Committees on Education and Labor and the Judiciary.

1475. A letter from the Chairman, Federal Election Commission, transmitting 5 recommendations for legislative action, pursuant to 2 U.S.C. 438(a)(9); jointly to the Committees on House Administration and the Judiciary.

#### ¶61.3 MESSAGE FROM THE PRESIDENT

A message in writing from the President of the United States was communicated to the House by Mr. G. Timothy Saunders, one of his secretaries.

#### ¶61.4 COMMUNICATION FROM THE MINORITY LEADER—APPOINTMENTS—COMMITTEE ON STANDARDS OF OFFICIAL CONDUCT

The SPEAKER pro tempore, Mr. McNULTY, laid before the House the following communication, which was read as follows:

HOUSE OF REPRESENTATIVES,  
May 1, 2007.

Hon. NANCY PELOSI,  
Speaker, U.S. Capitol,  
Washington, DC.

DEAR SPEAKER PELOSI: Pursuant to clause 5(a)(4)(A) of rule X of the Rules of the House of Representatives, I designate the following

Members to be available for service on investigative subcommittees of the Committee on Standards of Official Conduct during the 110th Congress:

The Honorable ROB BISHOP  
The Honorable MARSHA BLACKBURN  
The Honorable ANDER CRENSHAW  
The Honorable LINCOLN DIAZ-BALART  
The Honorable PHIL ENGLISH  
The Honorable TOM LATHAM  
The Honorable FRANK LUCAS  
The Honorable SUE MYRICK  
The Honorable MIKE SIMPSON  
The Honorable GREG WALDEN

Sincerely,

JOHN A. BOEHNER,  
Republican Leader.

Ordered, That the Clerk notify the Senate of the foregoing appointments.

#### ¶61.5 PROVIDING FOR CONSIDERATION OF H.R. 1867

Ms. MATSUI, by direction of the Committee on Rules, called up the following resolution (H. Res. 349):

*Resolved*, That at any time after the adoption of this resolution the Speaker may, pursuant to clause 2(b) of rule XVIII, declare the House resolved into the Committee of the Whole House on the state of the Union for consideration of the bill (H.R. 1867) to authorize appropriations for fiscal years 2008, 2009, and 2010 for the National Science Foundation, and for other purposes. The first reading of the bill shall be dispensed with. All points of order against consideration of the bill are waived except those arising under clause 9 or 10 of rule XXI. General debate shall be confined to the bill and shall not exceed one hour equally divided and controlled by the chairman and ranking minority member of the Committee on Science and Technology. After general debate the bill shall be considered for amendment under the five-minute rule. It shall be in order to consider as an original bill for the purpose of amendment under the five-minute rule the amendment in the nature of a substitute recommended by the Committee on Science and Technology now printed in the bill. All points of order against the committee amendment in the nature of a substitute are waived except those arising under clause 9 or 10 of rule XXI. Notwithstanding clause 11 of rule XVIII, no amendment to the committee amendment in the nature of a substitute shall be in order except those printed in the portion of the Congressional Record designated for that purpose in clause 8 of rule XVIII and except pro forma amendments for the purpose of debate. Each amendment so printed may be offered only by the Member who caused it to be printed or his designee and shall be considered as read. At the conclusion of consideration of the bill for amendment the Committee shall rise and report the bill to the House with such amendments as may have been adopted. Any Member may demand a separate vote in the House on any amendment adopted in the Committee of the Whole to the bill or to the committee amendment in the nature of a substitute. The previous question shall be considered as ordered on the bill and amendments thereto to final passage without intervening motion except one motion to recommit with or without instructions.

SEC. 2. During consideration in the House of H.R. 1867 pursuant to this resolution, notwithstanding the operation of the previous question, the Chair may postpone further consideration of the bill to such time as may be designated by the Speaker.

When said resolution was considered. After debate,

On motion of Ms. MATSUI, the previous question was ordered on the resolution to its adoption or rejection.

The question being put, viva voce,

Will the House agree to said resolution?

the SPEAKER pro tempore, Mr. McNULTY, announced that the yeas had it.

So the resolution was agreed to.

A motion to reconsider the vote whereby said resolution was agreed to was, by unanimous consent, laid on the table.

#### ¶61.6 PROVIDING FOR CONSIDERATION OF H.R. 1868

Ms. SUTTON, by direction of the Committee on Rules, called up the following resolution (H. Res. 350):

*Resolved*, That at any time after the adoption of this resolution the Speaker may, pursuant to clause 2(b) of rule XVIII, declare the House resolved into the Committee of the Whole House on the state of the Union for consideration of the bill (H.R. 1868) to authorize appropriations for the National Institute of Standards and Technology for fiscal years 2008, 2009, and 2010, and for other purposes. The first reading of the bill shall be dispensed with. All points of order against consideration of the bill are waived except those arising under clause 9 or 10 of rule XXI. General debate shall be confined to the bill and shall not exceed one hour equally divided and controlled by the chairman and ranking minority member of the Committee on Science and Technology. After general debate the bill shall be considered for amendment under the five-minute rule. It shall be in order to consider as an original bill for the purpose of amendment under the five-minute rule the amendment in the nature of a substitute recommended by the Committee on Science and Technology now printed in the bill. The committee amendment in the nature of a substitute shall be considered as read. All points of order against the committee amendment in the nature of a substitute are waived except those arising under clause 9 or 10 of rule XXI. Notwithstanding clause 11 of rule XVIII, no amendment to the committee amendment in the nature of a substitute shall be in order except those printed in the report of the Committee on Rules accompanying this resolution. Each such amendment may be offered only in the order printed in the report, may be offered only by a Member designated in the report, shall be considered as read, shall be debatable for the time specified in the report equally divided and controlled by the proponent and an opponent, shall not be subject to amendment, and shall not be subject to a demand for division of the question in the House or in the Committee of the Whole. All points of order against such amendments are waived except those arising under clause 9 or 10 of rule XXI. At the conclusion of consideration of the bill for amendment the Committee shall rise and report the bill to the House with such amendments as may have been adopted. Any Member may demand a separate vote in the House on any amendment adopted in the Committee of the Whole to the bill or to the committee amendment in the nature of a substitute. The previous question shall be considered as ordered on the bill and amendments thereto to final passage without intervening motion except one motion to recommit with or without instructions.

SEC. 2. During consideration in the House of H.R. 1868 pursuant to this resolution, notwithstanding the operation of the previous question, the Chair may postpone further consideration of the bill to such time as may be designated by the Speaker.

When said resolution was considered.

After debate,  
On motion of Ms. SUTTON, the previous question was ordered on the resolution to its adoption or rejection.

The question being put, viva voce,  
Will the House agree to said resolution?

The SPEAKER pro tempore, Mr. McNULTY, announced that the yeas had it.

Mr. SESSIONS demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Mr. McNULTY, pursuant to clause 8, rule XX, announced that further proceedings on the question were postponed.

¶61.7 PROVIDING FOR CONSIDERATION OF H.R. 1429

Ms. CASTOR, by direction of the Committee on Rules, called up the following resolution (H. Res. 348):

*Resolved*, That at any time after the adoption of this resolution the Speaker may, pursuant to clause 2(b) of rule XVIII, declare the House resolved into the Committee of the Whole House on the state of the Union for consideration of the bill (H.R. 1429) to reauthorize the Head Start Act, to improve program quality, to expand access, and for other purposes. The first reading of the bill shall be dispensed with. All points of order against consideration of the bill are waived except those arising under clause 9 or 10 of rule XXI. General debate shall be confined to the bill and shall not exceed one hour equally divided and controlled by the chairman and ranking minority member of the Committee on Education and Labor. After general debate the bill shall be considered for amendment under the five-minute rule. It shall be in order to consider as an original bill for the purpose of amendment under the five-minute rule the amendment in the nature of a substitute recommended by the Committee on Education and Labor now printed in the bill. The committee amendment in the nature of a substitute shall be considered as read. All points of order against the committee amendment in the nature of a substitute are waived except those arising under clause 9 or 10 of rule XXI. Notwithstanding clause 11 of rule XVIII, no amendment to the committee amendment in the nature of a substitute shall be in order except those printed in the report of the Committee on Rules accompanying this resolution. Each such amendment may be offered only in the order printed in the report, may be offered only by a Member designated in the report, shall be considered as read, shall be debatable for the time specified in the report equally divided and controlled by the proponent and an opponent, shall not be subject to amendment, and shall not be subject to a demand for division of the question in the House or in the Committee of the Whole. All points of order against such amendments are waived except those arising under clause 9 or 10 of rule XXI. At the conclusion of consideration of the bill for amendment the Committee shall rise and report the bill to the House with such amendments as may have been adopted. Any Member may demand a separate vote in the House on any amendment adopted in the Committee of the Whole to the bill or to the committee amendment in the nature of a substitute. The previous question shall be considered as ordered on the bill and amendments thereto to final passage without intervening motion except one motion to recommend with or without instructions.

SEC. 2. During consideration in the House of H.R. 1429 pursuant to this resolution, notwithstanding the operation of the previous question, the Chair may postpone further consideration of the bill to such time as may be designated by the Speaker.

When said resolution was considered. After debate,

Ms. CASTOR moved the previous question on the resolution to its adoption or rejection.

The question being put, viva voce,  
Will the House now order the previous question?

The SPEAKER pro tempore, Mr. PASTOR, announced that the yeas had it.

Mr. Lincoln DIAZ-BALART of Florida, objected to the vote on the ground that a quorum was not present and not voting.

A quorum not being present,  
The roll was called under clause 6, rule XX, and the call was taken by electronic device.

When there appeared { Yeas ..... 226  
Nays ..... 194

¶61.8 [Roll No. 273] YEAS—226

Abercrombie  
Ackerman  
Allen  
Altmire  
Andrews  
Arcuri  
Baca  
Baird  
Baldwin  
Bean  
Becerra  
Berkley  
Berman  
Berry  
Bishop (GA)  
Bishop (NY)  
Blumenauer  
Boren  
Boswell  
Boucher  
Boyd (FL)  
Boyda (KS)  
Brady (PA)  
Braley (IA)  
Brown, Corrine  
Butterfield  
Capps  
Capuano  
Cardoza  
Carnahan  
Carney  
Carson  
Castor  
Chabot  
Chandler  
Clarke  
Clay  
Cleaver  
Clyburn  
Cohen  
Conyers  
Cooper  
Costa  
Costello  
Courtney  
Cramer  
Crowley  
Cuellar  
Cummings  
Davis (AL)  
Davis (CA)  
Davis (IL)  
Davis, Lincoln  
DeFazio  
DeGette  
Delahunt  
DeLauro  
Dicks  
Dingell  
Doggett  
Donnelly  
Doyle

Edwards  
Ellison  
Ellsworth  
Emanuel  
Eshoo  
Etheridge  
Farr  
Filner  
Frank (MA)  
Giffords  
Gonzalez  
Gordon  
Green, Al  
Green, Gene  
Grijalva  
Gutierrez  
Hall (NY)  
Hare  
Harman  
Hastings (FL)  
Herseht Sandlin  
Higgins  
Hill  
Hinchev  
Hinojosa  
Hirono  
Hodes  
Holden  
Holt  
Honda  
Hooley  
Hoyer  
Insee  
Israel  
Jackson (IL)  
Jackson-Lee  
(TX)  
Jefferson  
Johnson (GA)  
Johnson, E. B.  
Jones (OH)  
Kagen  
Kanjorski  
Kaptur  
Kennedy  
Kildee  
Kilpatrick  
Kind  
Klein (FL)  
Kucinich  
Langevin  
Lantos  
Larsen (WA)  
Larson (CT)  
Lee  
Levin  
Lewis (GA)  
Lipinski  
Loebsack  
Lofgren, Zoe  
Lowey  
Lynch

Mahoney (FL)  
Maloney (NY)  
Markey  
Marshall  
Matheson  
Matsui  
McCarthy (NY)  
McCollum (MN)  
McDermott  
McGovern  
McIntyre  
McNerney  
McNulty  
Meehan  
Meek (FL)  
Meeks (NY)  
Melancon  
Michaud  
Miller (NC)  
Miller, George  
Mitchell  
Mollohan  
Moore (KS)  
Moore (WI)  
Moran (VA)  
Murphy (CT)  
Murphy, Patrick  
Murtha  
Nadler  
Napolitano  
Neal (MA)  
Oberstar  
Obey  
Olver  
Pallone  
Pascarell  
Pastor  
Payne  
Perlmutter  
Peterson (MN)  
Pomeroy  
Price (NC)  
Rahall  
Rangel  
Reyes  
Rodriguez  
Ross  
Rothman  
Roybal-Allard  
Ruppersberger  
Rush  
Ryan (OH)  
Salazar  
Sánchez, Linda  
T.  
Sanchez, Loretta  
Sarbanes  
Schakowsky  
Schiff  
Schwartz  
Scott (GA)  
Scott (VA)

Serrano  
Sestak  
Shea-Porter  
Sherman  
Shuler  
Sires  
Skelton  
Slaughter  
Smith (WA)  
Snyder  
Solis  
Space  
Spratt  
Stark  
Stupak

Sutton  
Tanner  
Tauscher  
Taylor  
Thompson (CA)  
Thompson (MS)  
Tierney  
Towns  
Udall (CO)  
Udall (NM)  
Van Hollen  
Velázquez  
Visclosky  
Walz (MN)

NAYS—194

Aderholt  
Akin  
Alexander  
Bachmann  
Bachus  
Baker  
Barrett (SC)  
Barrow  
Bartlett (MD)  
Barton (TX)  
Biggart  
Bilbray  
Bilirakis  
Bishop (UT)  
Blackburn  
Blunt  
Boehner  
Bonner  
Bono  
Boozman  
Boustany  
Brady (TX)  
Brown (SC)  
Brown-Waite,  
Ginny  
Buchanan  
Burgess  
Burton (IN)  
Buyer  
Calvert  
Camp (MI)  
Campbell (CA)  
Cannon  
Cantor  
Capito  
Carter  
Castle  
Coble  
Cole (OK)  
Conaway  
Crenshaw  
Culberson  
Davis (KY)  
Davis, David  
Davis, Tom  
Deal (GA)  
Dent  
Diaz-Balart, L.  
Diaz-Balart, M.  
Doolittle  
Drake  
Dreier  
Duncan  
Ehlers  
Obey  
Emerson  
English (PA)  
Everett  
Fallin  
Feeney  
Flake  
Forbes  
Fortenberry  
Fossella  
Foxy  
Franks (AZ)  
Frelinghuysen

Gallegly  
Garrett (NJ)  
Gerlach  
Gilchrest  
Gillmor  
Gingrey  
Gohmert  
Goode  
Goodlatte  
Granger  
Graves  
Hall (TX)  
Hastert  
Hastings (WA)  
Hayes  
Heller  
Hensarling  
Herger  
Hobson  
Hoekstra  
Hulshof  
Hunter  
Inglis (SC)  
Issa  
Jindal  
Johnson (IL)  
Johnson, Sam  
Jones (NC)  
Jordan  
Keller  
King (IA)  
King (NY)  
Kingston  
Kirk  
Kline (MN)  
Knollenberg  
Kuhl (NY)  
LaHood  
Lamborn  
Latham  
LaTourette  
Lewis (CA)  
Lewis (KY)  
Linder  
LoBiondo  
Lucas  
Lungren, Daniel  
E.  
Mack  
Manzullo  
Marchant  
McCarthy (CA)  
McCaul (TX)  
McCotter  
McCrery  
McHenry  
McHugh  
McKeon  
Mica  
Miller (FL)  
Miller (MI)  
Miller, Gary  
Moran (KS)  
Murphy, Tim  
Musergrave  
Myrick

NOT VOTING—12

Cubin  
Davis, Jo Ann  
Engel  
Fattah  
Ferguson

Gillibrand  
Lampson  
McMorris  
Rodgers  
Ortiz

Wasserman  
Schultz  
Waters  
Watson  
Watt  
Waxman  
Weiner  
Welch (VT)  
Wexler  
Wilson (OH)  
Woolsey  
Wu  
Wynn  
Yarmuth

Neugebauer  
Nunes  
Paul  
Pearce  
Pence  
Peterson (PA)  
Petri  
Pickering  
Platts  
Poe  
Porter  
Price (GA)  
Pryce (OH)  
Putnam  
Radanovich  
Ramstad  
Regula  
Rehberg  
Reichert  
Renzi  
Reynolds  
Rogers (AL)  
Rogers (KY)  
Rogers (MI)  
Rohrabacher  
Ros-Lehtinen  
Roskam  
Royce  
Ryan (WI)  
Sali  
Saxton  
Sensenbrenner  
Sessions  
Shadegg  
Shaivs  
Shimkus  
Shuster  
Simpson  
Smith (NE)  
Smith (NJ)  
Smith (TX)  
Souder  
Stearns  
Tancredo  
Terry  
Thornberry  
Tiahrt  
Tiberi  
Turner  
Upton  
Walberg  
Walden (OR)  
Walsh (NY)  
Wamp  
Weldon (FL)  
Weller  
Westmoreland  
Whitfield  
Wicker  
Wilson (NM)  
Wilson (SC)  
Wolf  
Young (AK)  
Young (FL)

So the previous question on the resolution was ordered.

The question being put, viva voce,  
Will the House agree to said resolution?

The SPEAKER pro tempore, Mr. PASTOR, announced that the yeas had it.

Mr. Lincoln DIAZ-BALART of Florida, demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The vote was taken by electronic device.

It was decided in the { Yeas ..... 226 affirmative ..... Nays ..... 196

¶61.9 [Roll No. 274] YEAS—226

- Abercrombie Gutierrez Neal (MA)
Ackerman Hall (NY) Oberstar
Allen Hare Obey
Altmire Harman Olver
Andrews Hastings (FL) Pallone
Arcuri Herseht Sandlin Pascrell
Baca Higgins Pastor
Baird Hill Payne
Baldwin Hinchey Perlmutter
Barrow Hinojosa Peterson (MN)
Bean Hirono Pomeroy
Becerra Hodes Price (NC)
Berkley Holden Rahall
Berman Holt Rangel
Berry Honda Reyes
Bishop (GA) Hooley Rodriguez
Bishop (NY) Hoyer Inslee
Blumenauer Blumenauer Israel
Boren Boren Jackson (IL)
Boswell Jackson (IL) Roybal-Allard
Boucher Jackson-Lee Ruppertsberger
Boyd (FL) (TX) Rush
Boyd (KS) Jefferson Ryan (OH)
Brady (PA) Johnson (GA) Salazar
Braley (IA) Johnson, E. B. Sanchez, Linda
Brown, Corrine Jones (OH) T.
Butterfield Kagen Sanchez, Loretta
Capps Kanjorski Sarbanes
Capuano Kaptur Schakowsky
Cardoza Kennedy Schiff
Carnahan Kildee Schwartz
Carney Kilpatrick Scott (GA)
Carson Kind Scott (VA)
Castor Klein (FL) Serrano
Chandler Kucinich Sestak
Clarke Langevin Shea-Porter
Clay Sherman Sherman
Cleaver Larsen (WA) Shuler
Clyburn Larson (CT) Sires
Cohen Lee Skelton
Conyers Levin Slaughter
Cooper Lewis (GA) Smith (WA)
Costa Lipinski Snyder
Costello Loeb sack Solis
Courtney Lofgren, Zoe Space
Cramer Lowey Spratt
Crowley Lynch Stark
Cuellar Mahoney (FL) Stupak
Cummings Maloney (NY) Sutton
Davis (AL) Markey Tanner
Davis (CA) Marshall Tauscher
Davis (IL) Matheson Taylor
Davis, Lincoln Matsui Thompson (CA)
DeFazio McCarthy (NY) Thompson (MS)
DeGette McCollum (MN) Tierney
Delahunt McDermott Towns
DeLauro McGovern Udall (CO)
Dicks McIntyre Udall (NM)
Dingell McNerney Van Hollen
Doggett McNulty Velázquez
Donnelly Meehan Visclosky
Doyle Meek (FL) Walz (MN)
Edwards Meeks (NY) Wasserman
Ellison Melancon Schultz
Ellsworth Michaud Waters
Emanuel Miller (NC) Watson
Eshoo Miller, George Watt
Etheridge Mitchell Waxman
Farr Mollohan Weiner
Filner Moore (KS) Welch (VT)
Frank (MA) Moore (WI) Wexler
Giffords Moran (VA) Wilson (OH)
Gonzalez Murphy (CT) Woolsey
Gordon Murphy, Patrick Wu
Green, Al Murtha Wynn
Green, Gene Nadler Yarmuth
Grijalva Napolitano

NAYS—196

- Aderholt Bachus Barton (TX)
Akin Baker Biggert
Alexander Barrett (SC) Bilbray
Bachmann Bartlett (MD) Bilirakis

- Bishop (UT) Goode Pearce
Blackburn Goodlatte Pence
Blunt Granger Peterson (PA)
Boehner Graves Petri
Bonner Hall (TX) Pickering
Bono Hastert Platts
Boozman Hastings (WA) Poe
Boustany Hayes Porter
Brady (TX) Heller Price (GA)
Brown (SC) Hensarling Pryce (OH)
Brown-Waite, Herger Putnam
Ginny Hobson Radanovich
Buchanan Hoekstra Ramstad
Burgess Hulshof Regula
Burton (IN) Hunter Rehberg
Buyer Inglis (SC) Reichert
Calvert Issa Renzi
Camp (MI) Jindal Reynolds
Campbell (CA) Johnson (IL) Rogers (AL)
Cannon Johnson, Sam Rogers (KY)
Cantor Jones (NC) Rogers (MI)
Capito Jordan Rohrabacher
Carter Keller Ros-Lehtinen
Castle King (IA) Roskam
Chabot King (NY) Royce
Coble Kingston Ryan (WI)
Cole (OK) Kirk Sali
Conaway Kline (MN) Saxton
Crenshaw Knollenberg Schmidt
Cubin Kuhl (NY) Sensenbrenner
Culberson LaHood Sessions
Davis (KY) Lamborn Shadegg
Davis, David Latham Shays
Davis, Tom LaTourette Shimkus
Deal (GA) Lewis (CA) Shuster
Dent Lewis (KY) Simpson
Diaz-Balart, L. Linder Smith (NE)
Diaz-Balart, M. LoBiondo Smith (NJ)
Doolittle Lucas Smith (TX)
Drake Lungren, Daniel Souder
Dreier E. Stearns
Duncan Mack Tancredo
Ehlers Manullo Terry
Emerson Marchant Thornberry
English (PA) McCarthy (CA) Tiahrt
Everett McCaul (TX) Tiberi
Fallin McCotter Turner
Feehey McCrery Upton
Flake McHenry Walberg
Forbes McHugh Walden (OR)
Fortenberry McKeon Walsh (NY)
Fossella Mica Wamp
Foxy Miller (FL) Weldon (FL)
Franks (AZ) Miller (MI) Weller
Frelinghuysen Miller, Gary Westmoreland
Gallegly Moran (KS) Whitfield
Garrett (NJ) Murphy, Tim Wicker
Gerlach Musgrave Wilson (NM)
Gilchrist Myrick Wilson (SC)
Gillmor Neugebauer Wolf
Gingrey Nunes Young (AK)
Gohmert Paul Young (FL)

NOT VOTING—10

- Davis, Jo Ann Gillibrand Ortiz
Engel Lammson Pitts
Fattah McMorris Sullivan
Ferguson Rodgers

So the resolution was agreed to.

A motion to reconsider the vote whereby said resolution was agreed to was, by unanimous consent, laid on the table.

¶61.10 H. RES. 350—UNFINISHED BUSINESS

The SPEAKER pro tempore, Mr. PASTOR, pursuant to clause 8, rule XX, announced the unfinished business to be the question on agreeing to the resolution (H. Res. 350) providing for consideration of the bill (H.R. 1868) to authorize appropriations for the National Institute of Standards and Technology for fiscal years 2008, 2009, and 2010, and for other purposes.

The question being put,

Will the House agree to said resolution?

The vote was taken by electronic device.

It was decided in the { Yeas ..... 226 affirmative ..... Nays ..... 189

¶61.11 [Roll No. 275] YEAS—226

- Abercrombie Hall (NY) Oberstar
Ackerman Hare Obey
Allen Harman Olver
Altmire Hastings (FL) Pallone
Andrews Herseht Sandlin Pascrell
Arcuri Higgins Pastor
Baca Hill Payne
Baird Hinchey Perlmutter
Baldwin Hinojosa Peterson (MN)
Barrow Hodes Hirono
Bean Hodes Holden Petri
Becerra Berkley Holt Pomeroy
Berkley Berman Honda Price (NC)
Berman Berry Honda Rangel
Berry Hoyer Hooley Reyes
Bishop (GA) Bishop (NY) Inslee Rodriguez
Bishop (NY) Blumenauer Israel
Blumenauer Boren Jackson (IL) Rothman
Boren Boswell Roybal-Allard
Boswell Boucher Jackson-Lee Ruppertsberger
Boyd (FL) Jefferson Rush
Boyd (KS) Boyd (KS) Johnson (GA) Ryan (OH)
Brady (PA) Brady (PA) Johnson, E. B. Salazar
Braley (IA) Braley (IA) Jones (NC) Sanchez, Linda
Brown, Corrine Jones (OH) T.
Butterfield Butterfield Kagen Sanchez, Loretta
Capps Kanjorski Sarbanes
Capuano Kaptur Schakowsky
Cardoza Kennedy Schiff
Carnahan Kildee Schwartz
Carney Kilpatrick Scott (GA)
Carson Kind Scott (VA)
Castor Klein (FL) Serrano
Chandler Kucinich Sestak
Clarke Langevin Shea-Porter
Clay Sherman Sherman
Cleaver Larsen (WA) Shuler
Clyburn Larson (CT) Sires
Cohen Lee Skelton
Conyers Levin Slaughter
Cooper Lewis (GA) Smith (WA)
Costa Lipinski Snyder
Costello Loeb sack Solis
Courtney Lofgren, Zoe Space
Cramer Lowey Spratt
Crowley Lynch Stark
Cuellar Mahoney (FL) Stupak
Cummings Maloney (NY) Sutton
Davis (AL) Markey Tanner
Davis (CA) Marshall Tauscher
Davis (IL) Matheson Taylor
Davis, Lincoln Matsui Thompson (CA)
DeFazio McCarthy (NY) Thompson (MS)
DeGette McCollum (MN) Tierney
Delahunt McDermott Towns
DeLauro McGovern Udall (CO)
Dicks McIntyre Udall (NM)
Dingell McNerney Van Hollen
Doggett McNulty Velázquez
Donnelly Meehan Visclosky
Doyle Meek (FL) Walz (MN)
Edwards Meeks (NY) Wasserman
Ellison Melancon Schultz
Ellsworth Michaud Waters
Emanuel Miller (NC) Watson
Eshoo Miller, George Watt
Etheridge Mitchell Waxman
Farr Mollohan Weiner
Filner Moore (KS) Welch (VT)
Frank (MA) Moore (WI) Wexler
Giffords Moran (VA) Wilson (OH)
Gonzalez Murphy (CT) Woolsey
Gordon Murphy, Patrick Wu
Green, Al Murtha Wynn
Green, Gene Nadler Yarmuth
Grijalva Napolitano

NAYS—189

- Aderholt Boehner Campbell (CA)
Akin Bonner Cannon
Bachmann Bono Cantor
Bachus Boozman Capito
Baker Boustany Carter
Barrett (SC) Brown (SC) Castle
Bartlett (MD) Brown-Waite, Chabot
Barton (TX) Ginny Coble
Biggert Buchanan Cole (OK)
Bilbray Burgess Conaway
Bilirakis Burton (IN) Crenshaw
Bishop (UT) Buyer Cubin
Blackburn Calvert Culberson
Blunt Camp (MI) Davis (KY)

Davis, David	Jordan	Radanovich
Davis, Tom	Keller	Ramstad
Deal (GA)	King (IA)	Regula
Dent	King (NY)	Rehberg
Diaz-Balart, L.	Kingston	Reichert
Diaz-Balart, M.	Kirk	Renzi
Doolittle	Kline (MN)	Reynolds
Drake	Knollenberg	Rogers (AL)
Dreier	Kuhl (NY)	Rogers (KY)
Duncan	LaHood	Rogers (MI)
Ehlers	Lamborn	Rohrabacher
Emerson	Latham	Roskam
English (PA)	LaTourette	Royce
Everett	Lewis (KY)	Ryan (WI)
Fallin	Linder	Saili
Feeney	LoBiondo	Saxton
Flake	Lucas	Schmidt
Forbes	Lungren, Daniel	Sensenbrenner
Fortenberry	E.	Sessions
Fossella	Mack	Shadegg
Fox	Manzullo	Shays
Franks (AZ)	Marchant	Shimkus
Frelinghuysen	McCarthy (CA)	Shuster
Gallely	McCaul (TX)	Simpson
Garrett (NJ)	McCotter	Smith (NE)
Gerlach	McCrery	Smith (NJ)
Gilchrest	McHenry	Smith (TX)
Gillmor	McHugh	Souder
Gingrey	McKeon	Stearns
Gohmert	Mica	Tancredo
Goode	Miller (FL)	Terry
Goodlatte	Miller (MI)	Thornberry
Granger	Miller, Gary	Tiberi
Graves	Moran (KS)	Turner
Hall (TX)	Murphy, Tim	Upton
Hastert	Musgrave	Walberg
Hastings (WA)	Myrick	Walden (OR)
Hayes	Neugebauer	Walsh (NY)
Heller	Nunes	Wamp
Hensarling	Paul	Weldon (FL)
Herger	Pearce	Weller
Hobson	Pence	Westmoreland
Hoekstra	Peterson (PA)	Whitfield
Hulshof	Pickering	Wicker
Hunter	Platts	Wilson (NM)
Inglis (SC)	Poe	Wilson (SC)
Issa	Porter	Wolf
Jindal	Price (GA)	Young (AK)
Johnson (IL)	Pryce (OH)	Young (FL)
Johnson, Sam	Putnam	

NOT VOTING—17

Alexander	Ferguson	Napolitano
Brady (TX)	Gillibrand	Ortiz
Davis, Jo Ann	Lampson	Pitts
Engel	Lewis (CA)	Ros-Lehtinen
Farr	McMorris	Sullivan
Fattah	Rodgers	Tiahrt

So the resolution was agreed to.

A motion to reconsider the vote whereby said resolution was agreed to was, by unanimous consent, laid on the table.

¶61.12 MESSAGE FROM THE PRESIDENT—  
VETO OF H.R. 1591

The SPEAKER pro tempore, Mr. TIERNEY, laid before the House a message from the President, which was read as follows:

*To the House of Representatives:*

I am returning herewith without my approval H.R. 1591, the ‘‘U.S. Troop Readiness, Veterans’ Care, Katrina Recovery, and Iraq Accountability Appropriations Act, 2007.’’

This legislation is objectionable because it would set an arbitrary date for beginning the withdrawal of American troops without regard to conditions on the ground; it would micromanage the commanders in the field by restricting their ability to direct the fight in Iraq; and it contains billions of dollars of spending and other provisions completely unrelated to the war.

Precipitous withdrawal from Iraq is not a plan to bring peace to the region or to make our people safer here at home. The mandated withdrawal in this bill could embolden our enemies—

and confirm their belief that America will not stand behind its commitments. It could lead to a safe haven in Iraq for terrorism that could be used to attack America and freedom-loving people around the world, and is likely to unleash chaos in Iraq that could spread across the region. Ultimately, a precipitous withdrawal could increase the probability that American troops would have to one day return to Iraq—to confront an even more dangerous enemy.

The micromanagement in this legislation is unacceptable because it would create a series of requirements that do not provide the flexibility needed to conduct the war. It would constrict how and where our Armed Forces could engage the enemy and defend the national interest, and would provide confusing guidance on which of our enemies the military could engage. The result would be a marked advantage for our enemies and greater danger for our troops, as well as an unprecedented interference with the judgments of those who are charged with commanding the military.

Beyond its direction of the operation of the war, the legislation is also unacceptable for including billions of dollars in spending and other provisions that are unrelated to the war, are not an emergency, or are not justified. The Congress should not use an emergency war supplemental to add billions in spending to avoid its own rules for budget discipline and the normal budget process. War supplemental funding bills should remain focused on the war and the needs of our men and women in uniform who are risking their lives to defend our freedoms and preserve our Nation’s security.

Finally, this legislation is unconstitutional because it purports to direct the conduct of the operations of the war in a way that infringes upon the powers vested in the Presidency by the Constitution, including as Commander in Chief of the Armed Forces. For these reasons, I must veto this bill.

GEORGE W. BUSH,  
THE WHITE HOUSE, May 1, 2007.

The message, together with the accompanying bill, was ordered to be printed (H. Doc. 110-31).

The SPEAKER pro tempore, Mr. TIERNEY, announced that the objections of the President would be spread upon the pages of the Journal.

The question being on passage of the bill, the objections of the President to the contrary notwithstanding.

After debate,

By unanimous consent, the previous question was ordered on the bill.

The question being put,

Will the House, upon reconsideration, agree to pass the bill, the objections of the President to the contrary notwithstanding?

It was decided in the  
negative .....  
Yeas ..... 222  
Nays ..... 203  
Answered  
present 1

¶61.13 [Roll No. 276]

YEAS—222

Abercrombie	Grijalva	Neal (MA)
Ackerman	Gutierrez	Neerstar
Allen	Hall (NY)	Obey
Altmire	Hare	Olver
Andrews	Harman	Pallone
Arcuri	Hastings (FL)	Pascrell
Baca	Herseth Sandlin	Pastor
Baird	Higgins	Payne
Baldwin	Hill	Pelosi
Bean	Hinchey	Perlmutter
Becerra	Hinojosa	Peterson (MN)
Berkley	Hirono	Pomeroy
Berman	Hodes	Price (NC)
Berry	Holden	Rahall
Bishop (GA)	Holt	Rangel
Bishop (NY)	Honda	Reyes
Blumenauer	Hooley	Rodriguez
Boswell	Hoyer	Ross
Boucher	Inslie	Rothman
Boyd (FL)	Israel	Roybal-Allard
Boyd (KS)	Jackson (IL)	Ruppersberger
Brady (PA)	Jackson-Lee	Rush
Bralley (IA)	(TX)	Ryan (OH)
Brown, Corrine	Jefferson	Salazar
Butterfield	Johnson (GA)	Sánchez, Linda
Capps	Johnson, E. B.	T.
Capuano	Jones (NC)	Sanchez, Loretta
Cardoza	Jones (OH)	Sarbanes
Carnahan	Kagen	Schakowsky
Carney	Kanjorski	Schiff
Carson	Kaptur	Schwartz
Castor	Kennedy	Scott (GA)
Chandler	Kildee	Scott (VA)
Clarke	Kilpatrick	Serrano
Clay	Kind	Sestak
Cleaver	Klein (FL)	Shea-Porter
Clyburn	Langevin	Sherman
Cohen	Lantos	Shuler
Conyers	Larsen (WA)	Sires
Cooper	Larson (CT)	Skelton
Costa	Lee	Slaughter
Costello	Levin	Smith (WA)
Courtney	Lewis (GA)	Snyder
Cramer	Lipinski	Solis
Crowley	Loebsack	Space
Cuellar	Lofgren, Zoe	Spratt
Cummings	Lowey	Stark
Davis (AL)	Lynch	Stupak
Davis (CA)	Mahoney (FL)	Sutton
Davis (IL)	Maloney (NY)	Tanner
DeFazio	Markey	Tauscher
DeGette	Matsui	Thompson (CA)
Delahunt	McCarthy (NY)	Thompson (MS)
DeLauro	McCollum (MN)	Tierney
Dicks	McDermott	Towns
Dingell	McGovern	Udall (CO)
Doggett	McIntyre	Udall (NM)
Donnelly	McNerney	Van Hollen
Doyle	Meehan	Velázquez
Edwards	Meek (FL)	Viscosky
Ellison	Meeke (NY)	Walz (MN)
Ellsworth	Melancon	Wasserman
Emanuel	Michaud	Schultz
Eshoo	Miller (NC)	Waters
Etheridge	Miller, George	Watson
Farr	Mitchell	Watt
Fattah	Mollohan	Waxman
Filner	Moore (KS)	Weiner
Frank (MA)	Moore (WI)	Welch (VT)
Giffords	Moran (VA)	Wexler
Gilchrest	Murphy (CT)	Wilson (OH)
Gonzalez	Murphy, Patrick	Woolsey
Gordon	Murtha	Wu
Green, Al	Nadler	Wynn
Green, Gene	Napolitano	Yarmuth

NAYS—203

Aderholt	Blackburn	Burton (IN)
Akin	Blunt	Buyer
Alexander	Boehner	Calvert
Bachmann	Bonner	Camp (MI)
Bachus	Bono	Campbell (CA)
Baker	Boozman	Cannon
Barrett (SC)	Boren	Cantor
Barrow	Boustany	Capito
Bartlett (MD)	Brady (TX)	Carter
Barton (TX)	Brown (SC)	Castle
Biggart	Brown-Waite,	Chabot
Bilbray	Ginny	Coble
Bilirakis	Buchanan	Cole (OK)
Bishop (UT)	Burgess	Conaway

Crenshaw	Jordan	Putnam
Cubin	Keller	Radanovich
Culberson	King (IA)	Ramstad
Davis (KY)	King (NY)	Regula
Davis, David	Kingston	Rehberg
Davis, Lincoln	Kirk	Reichert
Davis, Tom	Kline (MN)	Renzi
Deal (GA)	Knollenberg	Reynolds
Dent	Kuhl (NY)	Rogers (AL)
Diaz-Balart, L.	LaHood	Rogers (KY)
Diaz-Balart, M.	Lamborn	Rogers (MI)
Doollittle	Latham	Rohrabacher
Drake	LaTourette	Ros-Lehtinen
Dreier	Lewis (CA)	Roskam
Duncan	Lewis (KY)	Royce
Ehlers	Linder	Ryan (WI)
Emerson	LoBiondo	Sali
English (PA)	Lucas	Saxton
Everett	Lungren, Daniel	Schmidt
Fallin	E.	Sensenbrenner
Feeney	Mack	Sessions
Ferguson	Manzullo	Shadegg
Flake	Marchant	Shays
Forbes	Marshall	Shimkus
Fortenberry	Matheson	Shuster
Fossella	McCarthy (CA)	Simpson
Fox	McCaul (TX)	Smith (NE)
Franks (AZ)	McCotter	Smith (NJ)
Frelinghuysen	McCrery	Smith (TX)
Galleghy	McHenry	Souder
Garrett (NJ)	McHugh	Stearns
Gerlach	McKeon	Sullivan
Gillmor	McNulty	Tancredo
Gingrey	Mica	Taylor
Gohmert	Miller (FL)	Terry
Goode	Miller (MI)	Thornberry
Goodlatte	Miller, Gary	Tiahrt
Granger	Moran (KS)	Tiberi
Graves	Murphy, Tim	Turner
Hall (TX)	Musgrave	Upton
Hastert	Myrick	Walberg
Hastings (WA)	Neugebauer	Walden (OR)
Hayes	Nunes	Walsh (NY)
Heller	Paul	Wamp
Hensarling	Pearce	Weldon (FL)
Hergert	Pence	Weller
Hobson	Peterson (PA)	Whitfield
Hoekstra	Petri	Wicker
Hulshof	Pickering	Wilson (NM)
Hunter	Pitts	Wilson (SC)
Inglis (SC)	Platts	Wolf
Issa	Poe	Young (AK)
Jindal	Porter	Young (FL)
Johnson (IL)	Price (GA)	
Johnson, Sam	Pryce (OH)	

ANSWERED "PRESENT"—1

Kucinich  
NOT VOTING—7

Davis, Jo Ann	Lampson	Ortiz
Engel	McMorris	Westmoreland
Gillibrand	Rodgers	

The SPEAKER pro tempore, Mr. TIERNEY, announced that 222 Members had voted in the affirmative and 203 Members had voted in the negative with 1 voting present.

So, two-thirds of the Members present not having voted in favor thereof, the bill was not passed.

The message and the bill, together with the accompanying papers, were referred to the Committee on Appropriations.

Ordered, That the Clerk notify the Senate thereof.

¶61.14 IMPROVING HEAD START PROGRAMS

The SPEAKER pro tempore, Mr. TIERNEY, pursuant to House Resolution 348 and rule XVIII, declared the House resolved into the Committee of the Whole House on the state of the Union for the consideration of the bill (H.R. 1429) to reauthorize the Head Start Act, to improve program quality, to expand access, and for other purposes.

The SPEAKER pro tempore, Mr. TIERNEY, by unanimous consent, des-

ignated Mr. SCHIFF, as Chairman of the Committee of the Whole; and after some time spent therein,

¶61.15 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment numbered 2, printed in House Report 110-116, submitted by Mr. PRICE of Georgia:

At the end, add the following (and make such technical and conforming changes as may be appropriate):

TITLE II—STATE DEMONSTRATION PROGRAM

SEC. 201. STATE DEMONSTRATION PROGRAM.

The Head Start Act is amended by inserting after section 643 the following new section:

"SEC. 643A. STATE DEMONSTRATION PROGRAM.

"(a) GRANTS.—  
 "(1) IN GENERAL.—  
 "(A) ELIGIBLE STATES.—In the case of each eligible State that submits to the Secretary an application that fulfills the requirements of this section, the Secretary, from amounts appropriated under section 639(a), shall make a grant to the State to carry out a State demonstration program under this section, except that the Secretary shall not make such grants to more than 8 eligible States.  
 "(B) DETERMINATION.—The Secretary shall make awards to those States that demonstrate—  
 "(i) that the State standards generally meet or exceed the standards that ensure the quality and effectiveness of programs operated by Head Start agencies;  
 "(ii) the capacity to deliver high quality early childhood education services to prepare children, including low-income children, for school; and  
 "(iii) success in improving the school readiness of children.  
 "(2) STATE ELIGIBILITY.—A State shall be eligible to participate in the program under this section if it meets each of the following criteria:

"(A) The State has an existing State supported system providing public prekindergarten to children prior to entry into kindergarten.  
 "(B) The State has implemented standards as of fiscal year 2007 for school readiness that include standards for language, prereading and premathematics development for prekindergarten that are aligned with State kindergarten through twelfth grade academic content standards and which shall apply to all programs receiving funds under this part or provides an assurance that such standards will be aligned by the end of the second fiscal year of participation.  
 "(C) State and locally appropriated funds for prekindergarten services and Head Start services in the base year under this section shall not be less than 50 percent of the Federal funds that the grantees in the State received under this Act in the base year for services to Head Start eligible children, excluding amounts for services provided under section 645A.  
 "(D) The State has established a means for inter-agency coordination and collaboration in the development of the plan under subsection (h).  
 "(b) LEAD AGENCY.—A program under this section shall be administered by a State governmental entity designated by the Chief Executive Officer of the State as the lead State agency.  
 "(c) STATE OPERATION OF PROGRAM.—The State may conduct all or any part of the program under this section (including the activities specified in subsection (g)) directly

or by grant, contract, or cooperative agreement.

"(d) TRANSITION.—  
 "(1) IN GENERAL.—For 60 months after the effective date of this section, the State shall continue to provide funds to each local grantee who—  
 "(A) was receiving funds under this subchapter, as in effect prior to the date of enactment of this section, and  
 "(B) is serving the geographic area covered by the plan in section 643A(h)."  
 Such continuing grants shall be made in accordance with the terms of the grant made to the local grantee immediately prior to such date of enactment. This paragraph shall not apply to a grant applicant who has experienced substantial uncorrected deficiencies on Department of Health and Human Services monitoring reports during any year of the most recent 5-year period, or to a grantee that, as determined by the State, does not comply with the State plan described in subsection 643A(h) submitted to the Secretary.  
 "(e) FEDERAL FINANCIAL ASSISTANCE.—  
 "(1) ALLOCATION OF FEDERAL ALLOTMENTS TO STATE PROGRAMS.—From each total amount described in paragraph (2) allotted to a State for a fiscal year, the Secretary shall pay to a State with a program approved under this section for such fiscal year an amount equal to—  
 "(A) if the State program is statewide, 100 percent of such total amount; and  
 "(B) if the State program is limited to a geographic area or areas, the sum of—  
 "(i) an amount equal to the amount received by grantees in such geographic area or areas for the Federal fiscal year preceding the first fiscal year of the State program under this section; plus  
 "(ii) an amount bearing the same ratio to the excess (if any) above the total amount for such preceding fiscal year as the number of children less than 5 years of age from families whose income is below the poverty line in the geographic area or areas included in the program bears to the total number of such children in the State (as determined using the same data used pursuant to section 640(a)(4)(B)).  
 "(2) FUNDS ALLOCATED.—For purposes of paragraph (1), amounts described in this paragraph are:  
 "(A) BASIC STATE ALLOTMENTS.—Amounts allotted to States pursuant to section 640(a)(4), including amounts reserved pursuant to section 640(a)(5), excluding amounts for services provided under section 645A.  
 "(B) STATE ALLOTMENTS OF EXPANSION FUNDS.—Amounts allotted to States pursuant to section 640(a)(3)(D)(i)(I) for program expansion.  
 "(C) QUALITY IMPROVEMENT FUNDS.—Quality improvement funds (if any) reserved pursuant to section 640(a)(3).  
 "(D) TRAINING AND TECHNICAL ASSISTANCE FUNDS.—An amount bearing the same ratio to the amount set aside for training and technical assistance activities pursuant to section 640(a)(2)(C)(i) and (ii) as the State's share of amounts allotted under section 640(a)(4)(B) bears to the total amount so allotted (and for purposes of subparagraph (A), such amount shall be considered an amount allotted to the State for the fiscal year).  
 "(3) NON-FEDERAL MATCH.—(A) In determining the amount of Federal and non-Federal contributions for purposes of this section, the amounts required to be expended by the State under subsection (h)(14)(B) (relating to maintenance of effort) shall be excluded.  
 "(B) Financial assistance made available to a State under this subchapter shall be in an amount equal to 95 percent of the total amount expended for such programs. The Secretary shall require non-Federal contributions in an amount equal to 5 percent of

the total amount expended under this subchapter for such programs.

“(C) Non-Federal contributions may be made in cash or in kind, fairly evaluated, including plant, equipment, or services.

“(4) COMBINED OPERATIONS WITH OTHER EARLY CHILDHOOD EDUCATION PROGRAMS.—A State may combine funds for a program under this section with funds for other early childhood programs serving children in the same age group, as long as all applicable requirements of this subchapter are met with respect to either—

“(A) the entire combined program; or

“(B) each child served in such combined program for whom the services provided are funded from appropriations under this subchapter or non-Federal matching contributions under this subchapter.

“(5) USE OF FUNDS WITHOUT REGARD TO ALLOTMENT PURPOSES.—A State may use funds received pursuant to this section for any program purpose set forth in section 636, without regard to the purposes for such funds specified in section 640.

“(6) OTHER FUNDS.—Funds received under this section shall not supplant any non-Federal, State or local funds that would otherwise be used for activities authorized under this section or similar activities carried out in the State.

“(f) COORDINATION AND CHOICE.—

“(1) IN GENERAL.—A State demonstration Program shall be coordinated with the education programs of local educational agencies in the State to ensure that the program is effectively designed to develop in children in the program the knowledge and behaviors necessary to transition successfully to kindergarten and to succeed in school.

“(2) PROGRAMS CONCERNED.—

“(A) REQUIRED PROGRAMS.—Such coordination shall occur regarding the implementation of the following:

“(i) The Early Reading First and Even Start programs under title I, part B, subparts 2 and 3 of the Elementary and Secondary Education Act of 1965, and other preschool programs carried out under title I of that Act.

“(ii) State prekindergarten programs.

“(iii) The Ready-to-Learn Television Program under subpart 3 of part D of title II of the Elementary and Secondary Education Act.

“(B) OPTIONAL PROGRAMS.—Such coordination may occur regarding the implementation of the following:

“(i) Programs under the Child Care and Development Block Grant Act.

“(ii) Other publicly funded early childhood education programs.

“(3) PARENTAL CHOICE.—The program shall allow parents to choose the preschool program for their child.

“(g) REQUIRED SERVICES.—With funds under this section, the State shall provide services described in section 641A at least as extensive as were provided, and to at least as many low-income children and families in each fiscal year as were provided such services, with such funds in the base year in the State (or, if applicable, in the geographic area included in the State program). A program under this section shall include the following comprehensive activities designed to promote school readiness and success in school:

“(1) CHILD DEVELOPMENT AND EDUCATION.—Activities with enrolled children that promote—

“(A) cognitive development, language development, prereading, and premathematics knowledge and skills;

“(B) physical development, health, and nutrition (including through coordination with, and referral of children and families to local health service entities; and

“(C) social development important for environments constructive for child development, early learning, and school success.

“(2) PARENT EDUCATION AND INVOLVEMENT.—Activities with the parents of enrolled children directed at enhancing and encouraging—

“(A) involvement in, and ability to support, their children’s educational development;

“(B) parenting skills and understanding of child development; and

“(C) ability to participate effectively in decisions relating to the education of their children.

“(3) SOCIAL AND FAMILY SUPPORT SERVICES.—Activities directed at securing appropriate social and family support services for enrolled children and their families, primarily through referral and coordination with local, State, and Federal entities that provide such services.

“(4) HEAD START SERVICES.—For purposes of paragraph (1) Head Start services furnished in a State program under this section shall include all Head Start services, other than—

“(A) Indian Head Start programs and migrant and seasonal Head Start programs supported with funds reserved under section 640(a)(2)(A); and

“(B) Early Head Start services provided under section 645A.

“(h) STATE PLAN.—A State proposing to administer a program under this section shall submit a State plan to the Secretary. The State plan shall include the following:

“(1) LEAD STATE AGENCY.—The plan shall identify the entity designated by the Chief Executive Officer of the State as the lead State agency.

“(2) GEOGRAPHIC AREA.—The plan shall specify whether the program is statewide, and, if it is not, identify the geographic area or areas covered by the plan. A geographic area may be a city, county, standard metropolitan statistical area, or such other geographic area in the State.

“(3) PROGRAM PERIOD.—A State program under this section shall be in effect for 5 Federal fiscal years.

“(4) PROGRAM DESCRIPTION.—The plan shall describe the services under subsection (f) to be provided in the program and arrangements the State proposes to use to provide the services specified in subsection (g), including how the State will leverage existing delivery systems for such services.

“(5) NEEDS ASSESSMENT.—The plan shall describe the results of a State needs assessment and shall provide an assurance that the State will use the results to identify the needs for early childhood education services within a State or geographic area to be served and is targeting services to those areas of greatest need and to expand and improve services to disadvantaged children in the State.

“(6) ASSURANCE OF COMPLIANCE.—The plan shall provide an assurance that the State program will comply with the requirements of this section, including each of the following:

“(A) PRIORITY FOR LOW-INCOME CHILDREN.—Requirements established pursuant to section 645(a) concerning the eligibility and priority of individuals for participation in Head Start programs.

“(B) CONTINUATION FOR EXISTING PROVIDERS.—An applicant who received funds under this subchapter in prior fiscal years and has not corrected any substantial deficiencies identified in the past 5 years shall not be eligible to receive any grants, contract, or cooperative agreements under this section.

“(C) PARTICIPATION OF CHILDREN WITH DISABILITIES.—Requirements pursuant to section 640(d) concerning Head Start enrollment

opportunities and services for children with disabilities.

“(D) PROVISIONS CONCERNING FEES AND CO-PAYMENTS.—The provisions of section 645(b) concerning the charging of fees and the circumstances under which copayments are permissible.

“(E) FEDERAL SHARE; STATE AND LOCAL MATCHING.—The provisions of section 640(b) limiting Federal financial assistance for Head Start programs, and providing for non-Federal contributions.

“(F) ADMINISTRATIVE COSTS.—The provisions of section 644(b) limiting the share of program funds that may be used for developing and administering a program.

“(G) FEDERAL PROPERTY INTEREST.—Applicable provisions of this subchapter regarding the Federal Government interest in property (including real property) purchased, leased, or renovated with Federal funds.

“(7) IDENTIFICATION OF BARRIERS.—The plan shall identify barriers in the State to the effective use of Federal, State, and local public funds, and private funds, for early education and care that are available to the State on the date on which the application is submitted.

“(8) STATE GUIDELINES FOR SCHOOL READINESS.—The plan shall include—

“(A) a State definition of school readiness;

“(B) a description of the State’s general goals for school readiness, including how the State intends to—

“(i) promote and maintain ongoing communication and collaboration between providers of early care and education and local educational agencies in the State;

“(ii) align early childhood and kindergarten curricula to ensure program continuity; and

“(iii) ensure that children successfully transition to kindergarten.

“(9) TEACHER QUALIFICATIONS.—The plan shall assure that the qualifications and credentials for early childhood teachers meet or exceed the standards in section 648A(a)(2)(A), (B), and (C).

“(10) PROFESSIONAL DEVELOPMENT.—The plan shall provide a description of the State plan for assuring the ongoing professional development of early childhood educators and administrators including how the State intends to—

“(A) improve the competencies of early childhood educators in meeting the cognitive and other developmental needs of young children through effective instructional strategies, methods, and skills;

“(B) develop and implement initiatives to effectively recruit and promote the retention of well-qualified early childhood educators;

“(C) encourage institutions of higher education, providers of community-based training, and other qualified providers to develop high-quality programs to prepare students to be early childhood education professionals; and

“(D) improve the quality of professional development available to meet the needs of teachers that serve preschool children.

“(11) QUALITY STANDARDS.—The State shall describe the State’s standards, applicable to all agencies, programs, and projects that receive funds under this subchapter, including a description of—

“(A) standards with respect to services required to be provided, including health, parental involvement, nutritional, social, transition activities described in section 642(d) of this subchapter, and other services;

“(B)(i) education standards to promote the school readiness of children participating in a State program under title II of this subchapter; and

“(ii) additional education standards to ensure that the children participating in the program, at a minimum develop and demonstrate—



“(I) language skills;

“(II) prereading knowledge and skills, including interest in and appreciation of books, reading and writing either alone or with others;

“(III) premathematics knowledge and skills, including aspects of classification, seriation, number, spatial relations, and time;

“(IV) cognitive abilities related to academic achievement;

“(V) social development important for environments constructive for child development, early learning, and school success; and

“(VI) in the case of limited-English proficient children, progress toward acquisition of the English language;

“(C) the State’s minimum standards for early childhood teacher credentials and qualifications;

“(D) the student-teacher ratio for each age-group served;

“(E) administrative and financial management standards;

“(F) standards relating to the condition and location of facilities for such agencies, programs, and projects; and

“(G) such other standards as the State finds to be appropriate.

“(12) STATE ACCOUNTABILITY SYSTEM.—

“(A) IN GENERAL.—The State plan shall—

“(i) ensure that individual providers are achieving results in advancing the knowledge and behaviors identified by the State as prerequisites for kindergarten success; and

“(ii) specify the measures the State will use to evaluate the progress toward achieving such results and the effectiveness of the State program under this section, and of individual providers in such program.

“(B) PUBLICATION OF RESULTS.—

“(i) IN GENERAL.—Subject to clause (ii), the results shall be made publicly available in the communities served by the program.

“(ii) CONFIDENTIALITY SAFEGUARDS.—The system shall have in effect privacy safeguards ensuring that information on children included in data and results made public in accordance with clause (i) shall be in aggregated form, and shall not include information allowing identification of individual children.

“(13) TRANSITION PLAN.—The initial State plan shall make provision for transition from the direct Federal program under section 640 to the demonstration program.

“(14) COOPERATION WITH RESEARCH STUDIES.—The plan shall provide assurances that the State will cooperate with research activities described in section 649.

“(15) MAINTENANCE OF EFFORT.—The State plan shall—

“(A) contain a commitment to provide data, at such times and in such format as the Secretary requires, concerning non-Federal expenditures and numbers of children and families served in preschool and Head Start programs during the base year and each fiscal year covered under the State plan, sufficient to satisfy the Secretary that the State program will meet its obligation with respect to the maintenance of effort requirement under subparagraph (B); and

“(B) assure that the resources (which may be cash or in-kind) contributed by the State government to child care for preschool-aged children and other preschool programs, including Head Start, in the State (or, if applicable, in the geographic area included in the State program) for each fiscal year in which the program under this section is in effect shall be in an amount at least equal to the total amount of such State governmental resources contributed to support such programs in the State (or geographic area) for the base year.

“(16) TRAINING AND TECHNICAL ASSISTANCE.—The State plan shall describe the training and technical assistance activities that shall provide high quality, sustained,

intensive, and classroom-focused training and technical assistance in order to have a positive and lasting impact on classroom instruction.

“(i) RECORDS, REPORTS AND AUDITS.—The State agency administering the State program, and each entity participating as a Head Start service provider, shall maintain such records, make such reports, and cooperate with such audits as the Secretary may require for oversight of program activities and expenditures.

“(j) INAPPLICABILITY OF PROVISIONS CONCERNING PRIORITY IN AGENCY DESIGNATION.—The provisions of subsections (c) and (d) of section 641 (concerning priority in designation of Head Start agencies, successor agencies, and delegate agencies) shall not apply to a State program under this section.

“(k) CONSULTATION.—A State proposing to administer a program under this section shall submit, with the plan under this section, assurances that the plan was developed through timely and meaningful consultation with appropriate public and private sector entities, including—

“(1) representatives of agencies responsible for administering early education and care programs in the State, including Head Start providers;

“(2) parents;

“(3) the State educational agency and local educational agencies;

“(4) early childhood education professionals;

“(5) kindergarten teachers and teachers in grades 1 through 4;

“(6) child welfare agencies;

“(7) child care resource and referral agencies;

“(8) child care providers; and

“(9) a wide array of persons interested in and involved with early care and early education issues in the State, such as representatives of—

“(A) health care professionals;

“(B) the State agency with responsibility for the special supplemental nutrition program for women, infants, and children established by section 17 of the Child Nutrition Act of 1966;

“(C) institutions of higher education;

“(D) community-based and faith-based organizations;

“(E) the business community;

“(F) State legislators and local officials;

“(G) museums and libraries;

“(H) other relevant entities in the State; and

“(I) other agencies that provide resources for young children.

“(l) STATE PLAN SUBMISSION.—An application shall be submitted by a State pursuant to this section to the Secretary, in consultation with the Secretary of Education, and shall be deemed to be approved by the Secretary unless the Secretary makes a written determination, prior to the expiration of a reasonable time beginning on the date on which the Secretary received the application, that the application is not in compliance with this section.

“(m) TREATMENT OF FUNDS.—If a State or local government contributes its own funds to supplement activities carried out under the applicable programs, the State or local government has the option to separate out the Federal funds or commingle them. If the funds are commingled, the provisions of this subchapter shall apply to all of the commingled funds in the same manner, and to the same extent, as the provisions apply to the Federal funds.

“(n) FEDERAL OVERSIGHT AUTHORITY; CORRECTIVE ACTION; WITHDRAWAL OF APPROVAL.—

“(1) FEDERAL OVERSIGHT.—The Secretary shall retain the authority to oversee the operation of the State program under this section,

including through review of records and reports, audits, and onsite inspection of records and facilities and monitoring of program activities and operations.

“(2) CORRECTION OF DEFICIENCIES.—If the Secretary determines that a State program under this section substantially fails to meet the requirements of this section, the Secretary shall notify the State of the deficiencies identified and require corrective action as follows:

“(A) DEFICIENCIES CAUSING IMMEDIATE JEOPARDY.—The Secretary shall require immediate corrective action to eliminate a deficiency that the Secretary finds threatens the health or safety of staff or program participants or poses a threat to the integrity of Federal funds.

“(B) OTHER DEFICIENCIES.—The Secretary, taking into consideration the nature and magnitude of a deficiency not described in subparagraph (A), and the time reasonably required for correction, may—

“(i) require the State to correct the deficiency within 90 days after notification under this paragraph; or

“(ii) require the State to implement a quality improvement plan designed to correct the deficiency within one year from identification of the deficiency.

“(3) WITHDRAWAL OF APPROVAL.—If the deficiencies identified under paragraph (2) are not corrected by the deadlines established by the Secretary, the Secretary shall initiate proceedings to withdraw approval of the State program under this section.

“(4) PROCEDURAL RIGHTS.—A State subject to adverse action under this subsection shall have the same procedural rights as a Head Start agency subject to adverse action under section 641A.

“(o) INDEPENDENT EVALUATION.—

“(1) IN GENERAL.—The Secretary shall contract with an independent organization outside of the Department to design and conduct a multi-year, rigorous, scientifically valid, quantitative evaluation of the State demonstration program.

“(2) PROCESS.—The Secretary shall award a contract within 180 days of the date of enactment of the Improving Head Start Act of 2007, to an organization that is capable of designing and carrying out an independent evaluation described in this subsection.

“(3) ANALYSIS.—The evaluation shall include an analysis of each State participating in the State demonstration program, including—

“(A) A quantitative description of the State prekindergarten program and Head Start programs within such State, as such programs existed prior to participation in the State demonstration program, including:

“(i) data on the characteristics of the children served, including the overall number and percentages of children served disaggregated by socioeconomic status, race and ethnicity of those served;

“(ii) the quality and characteristics of the services provided to such children; and

“(iii) the education attainment of instructional staff.

“(B) A quantitative and qualitative description of the State program after each year of participation in the State demonstration, which shall include each of the following:

“(i) A description of changes in the administration of the State program, including the Head Start program, within such State.

“(ii) The rate of progress of the State in improving the school readiness of disadvantaged children in the key domains of development.

“(iii) Data as described in subparagraph (A), as updated annually.

“(iv) The extent to which each State has met the goals established by such State with

respect to annual goals as described under section 643(h)(10).

“(4) REPORT.—(A) The Secretary shall provide an interim report on the progress of such evaluation and of the progress of States participating in the State demonstration in increasing the availability of high quality prekindergarten services for low-income children not later than October 1, 2010 to the Committee on Education and the Workforce in the House of Representatives and the Committee on Health, Education, Labor, and Pensions in the Senate.

“(B) The Secretary shall provide a final report to the Committee on Education and the Workforce in the House of Representatives and the Committee on Health, Education, Labor, and Pensions in the Senate, not later than October 1, 2011, which shall include an overall evaluation of the State demonstration program, including an assessment of its success in increasing the overall availability of high quality prekindergarten services for low income children in each of the participating States as compared to a representative sample of non-participating States.

“(p) STATE PARTICIPATION AGREEMENT.—Following the submission of an application fulfilling all requirements of this section, a State that meets all eligibility requirements set forth in section 643A(a)(2) and is selected by the Secretary to participate in the demonstration program under this section shall:

“(1) maintain or increase fiscal year 2007 State funding levels for early childhood education;

“(2) provide an additional contribution of non-federal funds equal to 5 percent of the State’s Federal Head Start allotment;

“(3) use Head Start funding only for the purposes of Head Start as described in section 636;

“(4) provide all comprehensive social services currently available to Head Start children, including health and nutrition;

“(5) develop a strategy to maximize parental involvement to enable parents to become full partners in the education of their children;

“(6) demonstrate that the qualifications and credentials for early childhood teachers meet or exceed the standards in section 648A(a)(2)(A), (B), and (C);

“(7) enforce quality standards for school readiness that are aligned with K–12 educational standards and generally meet or exceed the Federal Head Start performance standards;

“(8) continue funding, for a period of 60 months, all current Head Start grantees as described in section 643A(d);

“(9) provide services described in section 641A that are at least as extensive as were provided, and to at least as many low-income children and families in the State, in each fiscal year as were provided such services in the base year;

“(10) establish a comprehensive collaboration effort to integrate Head Start, state-funded pre-kindergarten programs, Even Start, Title I preschool, and Early Reading First;

“(11) participate in independent evaluations of the demonstration program authorized under this subchapter; and

“(12) submit to Federal oversight by the Secretary.

“(q) DEFINITION.—For purposes of this section, the term ‘base year’ means the fiscal year 2007.”

It was decided in the { Yeas ..... 165  
negative ..... } Nays ..... 254

¶61.16

[Roll No. 277]

AYES—165

Aderholt Alexander Bachus  
Akin Bachmann Baker

Barrett (SC) Garrett (NJ)  
Bartlett (MD) Gilchrest  
Barton (TX) Gillmor  
Biggart Gingrey  
Bilbray Gohmert  
Bilirakis Goode  
Bishop (UT) Goodlatte  
Blackburn Granger  
Blunt Hall (TX)  
Bonner Hastert  
Bono Hastings (WA)  
Boozman Hayes  
Boustany Heller  
Brady (TX) Hensarling  
Brown (SC) Herger  
Brown-Waite, Hobson  
Ginny Hoekstra  
Buchanan Hulshof  
Burgess Inglis (SC)  
Burton (IN) Issa  
Buyer Johnson, Sam  
Calvert Jones (NC)  
Camp (MI) Jordan  
Campbell (CA) Keller  
Cannon King (IA)  
Cantor King (NY)  
Carter Kingston  
Castle Kirk  
Chabot Kline (MN)  
Coble Knollenberg  
Cole (OK) LaHood  
Conaway Lamborn  
Crenshaw LaTourrette  
Culberson Lewis (CA)  
Davis, David Linder  
Davis, Tom Lungren, Daniel  
Deal (GA) E.  
Diaz-Balart, L. Mack  
Diaz-Balart, M. Manullo  
Doolittle Marchant  
Drake McCarthy (CA)  
Dreier McCaul (TX)  
Duncan McCotter  
Ehlers McCrery  
Emerson McHenry  
Everett McKeon  
Fallin Mica  
Forbes Miller (FL)  
Fortenberry Miller (MI)  
Fortuño Miller, Gary  
Fossella Musgrave  
Foxy Myrick  
Franks (AZ) Neugebauer  
Gallegly Nunes

NOES—254

Abercrombie Costa  
Ackerman Costello  
Allen Courtney  
Altmire Cramer  
Andrews Crowley  
Arcuri Cuellar  
Baca Cummings  
Baird Davis (AL)  
Baldwin Davis (CA)  
Barrow Davis (IL)  
Bean Davis (KY)  
Becerra Davis, Lincoln  
Berkley DeFazio  
Berman DeGette  
Berry Delahunt  
Bishop (GA) DeLauro  
Bishop (NY) Dent  
Blumenauer Dicks  
Bordallo Dingell  
Boren Doggett  
Boswell Donnelly  
Boucher Doyle  
Boyd (FL) Edwards  
Boya (KS) Ellison  
Braley (IA) Ellsworth  
Brown, Corrine Emanuel  
Butterfield English (PA)  
Capito Eshoo  
Capps Etheridge  
Capuano Farr  
Cardoza Ferguson  
Carnahan Filner  
Carney Flake  
Carson Frank (MA)  
Castor Frelinghuysen  
Chandler Gerlach  
Christensen Giffords  
Clarke Gonzalez  
Clay Gordon  
Cleaver Graves  
Clyburn Green, Al  
Cohen Green, Gene  
Conyers Grijalva  
Cooper Gutierrez

Pearce  
Pence  
Peterson (PA)  
Petri  
Pickering  
Pitts  
Poe  
Porter  
Price (GA)  
Pryce (OH)  
Putnam  
Radanovich  
Regula  
Rehberg  
Reichert  
Renzi  
Reynolds  
Rohrabacher  
Rogers (AL)  
Rogers (MI)  
Rohrabacher  
Ros-Lehtinen  
Roskam  
Royce  
Ryan (WI)  
Sali  
Schmidt  
Sensenbrenner  
Sessions  
Shadegg  
Shimkus  
Shuster  
Smith (NE)  
Smith (TX)  
Stearns  
Sullivan  
Terry  
Thornberry  
Tiahrt  
Tiberi  
Turner  
Upton  
Walberg  
Walden (OR)  
Wamp  
Weldon (FL)  
Weller  
Westmoreland  
Wicker  
Wilson (NM)  
Wilson (SC)  
Wolf  
Young (AK)  
Young (FL)

Lewis (KY)  
Lipinski  
Loblondo  
Loeb sack  
Lofgren, Zoe  
Lowey  
Lucas  
Lynch  
Mahoney (FL)  
Maloney (NY)  
Markey  
Marshall  
Matheson  
Matsui  
McCarthy (NY)  
McCollum (MN)  
McDermott  
McGovern  
McHugh  
McIntyre  
McNerney  
McNulty  
Meehan  
Meek (FL)  
Meeks (NY)  
Melancon  
Michaud  
Miller (NC)  
Miller, George  
Mitchell  
Mollohan  
Moore (KS)  
Moore (WI)  
Moran (KS)  
Moran (VA)  
Murphy (CT)  
Murphy, Patrick  
Murphy, Tim  
Murtha  
Nadler  
Napolitano  
Neal (MA)

NOT VOTING—18

Boehner Feeney Ortiz  
Brady (PA) Gillibrand Paul  
Cubin Hunter Rogers (KY)  
Davis, Jo Ann Johnson, E. B. Simpson  
Engel Lampson Tancredo  
Faleomavaega McMorris  
Fattah Rodgers

So the amendment was not agreed to.

¶61.17 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment numbered 3, printed in House Report 110-116, submitted by Mr. SESTAK:

Page 159, after line 12, insert the following (and make such technical and conforming changes as may be appropriate):

“(g) INCENTIVES FOR HEAD START TEACHERS AND EARLY HEAD START TEACHERS.—

“(1) STATEMENT OF PURPOSE.—It is the purpose of this subsection to encourage individuals to begin and continue teaching in Head Start programs and Early Head Start programs.

“(2) PROGRAM AUTHORIZED.—

“(A) IN GENERAL.—From the sums appropriated pursuant to paragraph (9), the Secretary of Education, in consultation with the Secretary of Health and Human Services, is authorized carry out a program to forgive, in accordance with this subsection, the student loan debt of any borrower who has one or more loans described under subparagraph (B) made on or after October 1, 1998, and who—

“(i) commits to working as a Head Start teacher or an Early Head Start teacher for at least 3 consecutive complete program years;

“(ii) has a bachelor’s degree in a field related to early childhood education; and

“(iii) is not in default on a loan for which the borrower seeks forgiveness.

“(B) METHOD OF LOAN FORGIVENESS.—To provide the loan forgiveness authorized in subparagraph (A), the Secretary of Education, in consultation with the Secretary of Health and Human Services, shall, subject to subparagraph (C), carry out a program—

“(i) through the holder of the loan, to assume the obligation to repay a qualified loan amount for a loan made under section 428 or 428H of the Higher Education Act of 1965 (20 U.S.C. 1078, 1078-8); and

“(ii) to cancel a qualified loan amount for a Federal Direct Stafford Loan or a Federal Direct Unsubsidized Stafford Loan made under part D of title IV of such Act (20 U.S.C. 1087a et seq.).

“(C) TREATMENT OF CONSOLIDATION LOANS.—A loan amount for a loan made under section 428C or section 455(g) of such Act (20 U.S.C. 1078-3, 1087e(g)) may be a qualified loan amount for the purposes of subparagraph (B) only to the extent that such loan amount was used to repay a loan made under section 428 or 428H, a Federal Direct Stafford Loan, or a Federal Direct Unsubsidized Stafford Loan for a borrower who meets the requirements of subparagraph (A), as determined in accordance with regulations prescribed by the Secretary of Education, in consultation with the Secretary of Health and Human Services.

“(3) QUALIFIED LOAN AMOUNT.—After the beginning of the qualifying employment described in paragraph (2)(A)(I) and upon approval of a borrower’s application under paragraph (5), the Secretary of Education, in consultation with the Secretary of Health and Human Services, shall forgive under this subsection not more than \$10,000 of the student loan obligation of a borrower that is outstanding at the beginning of such employment.

“(4) AWARD BASIS.—Loan forgiveness under this subsection shall be on a first-come, first-served basis and subject to the availability of appropriations.

“(5) APPLICATION FOR FORGIVENESS.—“(A) IN GENERAL.—Each borrower desiring loan forgiveness under this subsection shall submit a complete and accurate application to the Secretary of Education at such time, in such manner, and containing such information as the Secretary of Education, in consultation with the Secretary of Health and Human Services, may require.

“(B) SERVICE AGREEMENT.—Each such application shall contain an agreement by the borrower—

“(i) to complete the commitment described in paragraph (2)(A)(I) within 6 years after receiving loan forgiveness under this subsection; or

“(ii) to repay the portion required by the regulations under paragraph (6)(A) if the borrower does not complete such commitment.

“(6) REPAYMENT FOR FAILURE TO COMPLETE SERVICE.—

“(A) IN GENERAL.—In the event that any recipient of loan forgiveness under this subsection fails or refuses to complete a portion of the recipient’s service obligation under the agreement required by paragraph (5)(B), the same portion of the amounts of loans forgiven under this subsection for such recipient shall be subject to repayment in accordance with terms and conditions, and in the amounts, specified by the Secretary of Education, in consultation with the Secretary of Health and Human Services, in regulations under this subsection.

“(B) FORGIVENESS IF DECEASED OR DISABLED.—Such regulations shall provide that, subject to the availability of appropriations, an individual shall be excused from repayment of any amount required under paragraph (1) if the individual dies or becomes permanently and totally disabled (as determined in accordance with such regulations).

“(7) REGULATIONS.—The Secretary of Education, in consultation with the Secretary of Health and Human Services, is authorized to issue such regulations as may be necessary to carry out the provisions of this subsection.

“(8) CONSTRUCTION.—Nothing in this subsection shall be construed to authorize any refunding of any repayment of a loan.

“(9) AUTHORIZATION OF APPROPRIATIONS.—There are authorized to be appropriated to carry out this subsection such sums as may be necessary for fiscal year 2008 and each of the 4 succeeding fiscal years.

“(10) DEFINITIONS.—In this subsection:

“(A) HEAD START TEACHER.—The term ‘Head Start teacher’ means an individual who—

“(i) is employed by a Head Start agency or an entity that carries out an Early Head Start program, to provide for the education and care of children who have not reached the age of compulsory school attendance who are enrolled in a Head Start program or an Early Head Start program receiving funds under the Head Start Act (42 U.S.C. 9831 et. seq.); and

“(ii) who has, at a minimum, an associate’s degree in early childhood education or a related field.

“(B) PROGRAM YEAR.—The term ‘program year’, where applied to service as a Head Start teacher or an Early Head Start teacher, means a program year as defined by the Secretary of Health and Human Services.’.

It was decided in the { Yeas ..... 312 affirmative ..... } Nays ..... 107

¶61.18

[Roll No. 278]

AYES—312

- Abercrombie Cummings Holden
Ackerman Davis (AL) Holt
Aderholt Davis (CA) Honda
Alexander Davis (IL) Hooley
Allen Davis (KY) Hoyer
Altmire Davis, Lincoln Hulshof
Andrews Davis, Tom Insole
Arcuri DeFazio Israel
Baca DeGette Jackson (IL)
Baird Delahunt Jackson-Lee
Baldwin DeLauro (TX)
Barrow Dent Jefferson
Bartlett (MD) Diaz-Balart, L. Jindal
Bean Diaz-Balart, M. Johnson (GA)
Becerra Dicks Johnson (IL)
Berman Dingell Jones (NC)
Berry Doggett Jones (OH)
Billbray Donnelly Kagen
Bilirakis Doyle Kanjorski
Bishop (GA) Drake Kaptur
Bishop (NY) Edwards Keller
Bishop (UT) Ellison Kennedy
Blumenauer Ellsworth Kildee
Boozman Emanuel Kilpatrick
Bordallo Emerson Kind
Boren English (PA) King (NY)
Boswell Eshoo Kirk
Boucher Etheridge Klein (FL)
Boustany Farr Knollenberg
Boyd (FL) Ferguson Kucinich
Boyd (KS) Filner Kuhl (NY)
Braley (IA) Fortenberry LaHood
Brown, Corrine Fortuño Langevin
Buchanan Fossella Lantos
Burgess Frank (MA) Larsen (WA)
Butterfield Frelinghuysen Larson (CT)
Capito Gerlach LaTourette
Capps Giffords Lee
Capuano Gilchrest Levin
Cardoza Gillmor Lewis (GA)
Carnahan Gingrey Lewis (KY)
Carney Gohmert Lipinski
Carson Gonzalez LoBiondo
Castor Gordon Loeb sack
Chabot Green, Al Lotgren, Zoe
Chandler Green, Gene Lowey
Christensen Grijalva Lucas
Clarke Gutierrez Lynch
Clay Hall (NY) Mahoney (FL)
Cleaver Hare Maloney (NY)
Clyburn Harman Markey
Cohen Hastings (FL) Marshall
Conyers Hersheth Sandlin Matheson
Cooper Higgins Matsui
Costa Hill McCarthy (NY)
Costello Hinchey McCaul (TX)
Courtney Hinojosa McCollum (MN)
Cramer Hirano McCotter
Crowley Hobson McCrery
Cuellar Hodes McDermott

- McGovern Radanovich Smith (WA)
McHugh Rahall Snyder
McIntyre Ramstad Solis
McNerney Rangel Space
McNulty Regula Spratt
Meehan Rehberg Stark
Meek (FL) Reichert Stupak
Meeks (NY) Renzi Sutton
Melancon Reyes Tanner
Mica Reynolds Tauscher
Michaud Rodriguez Taylor
Miller (NC) Rogers (AL) Thompson (CA)
Miller, George Rogers (KY) Thompson (MS)
Mitchell Rogers (MI) Tiberi
Mollohan Ros-Lehtinen Tierney
Moore (KS) Ross Towns
Moore (WI) Rothman Turner
Moran (KS) Roybal-Allard Udall (CO)
Moran (VA) Ruppersberger Udall (NM)
Murphy (CT) Rush Van Hollen
Murphy, Patrick Ryan (OH) Velazquez
Murphy, Tim Salazar Visclosky
Murtha Sanchez, Linda Walden (OR)
Nadler T. Walsh (NY)
Napolitano Sanchez, Loretta Walz (MN)
Neal (MA) Sarbanes Wasserman
Norton Saxton Schultz
Oberstar Schakowsky Waters
Obey Schiff Watson
Oliver Schmidt Watt
Pallone Schwartz Waxman
Pascrell Scott (GA) Weiner
Pastor Scott (VA) Welch (VT)
Payne Sestak Weller
Pearce Shays Wexler
Perlmutter Shea-Porter Whitfield
Peterson (MN) Sherman Wilson (NM)
Peterson (PA) Shimkus Wilson (OH)
Pickering Shuler Wolf
Pitts Shuster Woolsey
Platts Simpson Wu
Pomeroy Sires Wynn
Porter Skelton Yarmuth
Price (NC) Slaughter Young (AK)
Pryce (OH) Smith (NJ) Young (FL)

NOES—107

- Akin Flake Miller (FL)
Bachmann Forbes Miller (MI)
Bachus Foxx Miller, Gary
Baker Franks (AZ) Musgrave
Barrett (SC) Gallegly Myrick
Barton (TX) Garrett (NJ) Neugebauer
Biggert Goode Nunes
Blackburn Goodlatte Pence
Blunt Granger Petri
Boehner Graves Poe
Bonner Hall (TX) Price (GA)
Bono Hastert Putnam
Brady (TX) Hastings (WA) Rohrabacher
Brown (SC) Hayes Roskam
Brown-Waite, Heller Royce
Ginny Hensarling Ryan (WI)
Burton (IN) Herger Sali
Buyer Hoekstra Sensenbrenner
Calvert Inglis (SC) Sessions
Camp (MI) Issa Shadegg
Campbell (CA) Johnson, Sam Smith (NE)
Cantor Jordan Smith (TX)
Carter King (IA) Kingston Souder
Castle Kingston Stearns
Coble Kline (MN) Lamborn Sullivan
Conaway Lamborn Terry
Crenshaw Latham Thornberry
Culberson Lewis (CA) Linder Tiahrt
Davis, David Linder Upton
Deal (GA) Lungren, Daniel
Doolittle E. Walberg
Dreier Mack Wamp
Duncan Manullo Weldon (FL)
Ehlers Marchant Westmoreland
Everett McCarthy (CA) Wicker
Fallin McHenry Wilson (SC)
Feeney McKeon

NOT VOTING—18

- Berkley Faleomavaega McMorris
Brady (PA) Fattah Rodgers
Cannon Gillibrand Ortiz
Cole (OK) Hunter Paul
Cubin Johnson, E. B. Serrano
Davis, Jo Ann Lampson Tancredo
Engel

So the amendment was agreed to.

¶61.19 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the

Whole on the following amendment numbered 4, printed in House Report 110-116, submitted by Ms. HIRONO:

Beginning on page 124, strike line 8 and all that follows through line 9 on page 126, and insert the following:

“(g) MONITORING, TRAINING, TECHNICAL ASSISTANCE, AND EVALUATION.—

“(1) REQUIREMENT.—To ensure the successful operation of programs assisted under this section, the Secretary shall use funds from the portion specified in section 640(a)(6) to monitor the operation of such programs, evaluate their effectiveness, and provide training and technical assistance tailored to the particular needs of such programs.

“(2) TRAINING AND TECHNICAL ASSISTANCE ACCOUNT.—

“(A) IN GENERAL.—Of the amount made available to carry out this section for any fiscal year, not less than 5 percent, and not more than 10 percent, shall be reserved to fund a training and technical assistance account. In determining the amount so reserved, the Secretary shall consider the number of new programs serving pregnant women, infants, toddlers, and their families, recognizing their need for more intensive training and technical assistance services during program expansion.

“(B) ACTIVITIES.—Of the funds in the account described in subparagraph (A)

“(I) not less than 50 percent shall be available to local entities that carry out Early Head Start programs for training and technical assistance activities in order to make program improvements identified by such entities;

“(ii) not less than 30 percent shall be available to the Secretary to support a State-based system of early childhood education training and technical assistance to local entities that carry out Early Head Start programs that shall meet the requirements of subparagraph (C), including the creation, management, and support of a national network of the State-based infant-toddler specialists specified in such subparagraph; and

“(iii) the remainder of such amount shall be available to the Secretary to assist local entities that carry out Early Head Start programs in meeting and exceeding the standards described in section 641A(a)(1), including—

“(I) making grants to, and entering into contracts with, organizations with specialized expertise relating to infants, toddlers, and families and the capacity needed to provide direction and support to a national training and technical assistance system, in order to provide such direction and support;

“(II) providing ongoing training and technical assistance on Early Head Start program development and improvement for regional staff charged with monitoring and overseeing the administration of the program carried out under this section;

“(III) developing training and technical assistance materials and resources to support program development and improvement and best practices in providing services to children and families served by Early Head Start programs;

“(IV) creating special training and technical assistance initiatives targeted to serving high risk populations, such as children in the child welfare system and homeless children;

“(V) providing ongoing training and technical assistance to Early Head Start grantees, and support and program planning and implementation assistance for new recipients of such grants, including the conversion of Head Start grants to Early Head Start grants; and

“(VI) providing professional development designed to increase program participation

for underserved populations of eligible children.

“(C) CONTRACTS.—For the purposes of delivering a State-based training and technical assistance system, as described in subparagraph (B)(ii), that will meet the needs of local grantees and provide high quality, sustained, and intensive training and technical assistance on programming for infants and toddlers to Early Head Start programs and in order to help such programs meet or exceed the program performance standards described in section 641A(a)(1), the Secretary shall—

“(i) enter into contracts in each State with 1 or more entities that have a demonstrated expertise in supporting the delivery of high quality programs for pregnant women and children less than 3 years of age, except that bi-State or multi-State contracts may be entered into if the demographics of proximal States make such a system more appropriate;

“(ii) ensure that contracts awarded under clause (I) are in an amount sufficient to provide for each state a minimum of one full-time specialist with expertise in the development of children under age three and programming for pregnant women and such children;

“(iii) to the maximum extent practicable, ensure that the contracts awarded Under clause (I) and the services provided therein are integrated with and augment the contract or contracts awarded and services provided under section 648 (n); and

“(iv) ensure that the entities described in clause (I) determine the types of services to be provided through consultation with—

“(I) local entities that carry out Early Head Start programs;

“(II) the State Head Start collaboration office; and

“(III) the State Head Start Association.”.

It was decided in the { Yeas ..... 372 affirmative ..... } Nays ..... 50

61.20

[Roll No. 279]

AYES—372

Abercrombie	Brown-Waite,	Davis, Lincoln
Ackerman	Ginny	Davis, Tom
Aderholt	Buchanan	Deal (GA)
Akin	Burgess	DeFazio
Alexander	Butterfield	DeGette
Allen	Buyer	Delahunt
Altmire	Calvert	DeLauro
Andrews	Camp (MI)	Dent
Arcuri	Campbell (CA)	Diaz-Balart, L.
Baca	Cannon	Diaz-Balart, M.
Bachus	Capito	Dicks
Baird	Capps	Dingell
Baldwin	Capuano	Doggett
Barrow	Cardoza	Donnelly
Bartlett (MD)	Carnahan	Doolittle
Barton (TX)	Carney	Doyle
Bean	Carson	Drake
Becerra	Castle	Dreier
Berkley	Castor	Duncan
Berman	Chabot	Edwards
Berry	Chandler	Ehlers
Biggert	Christensen	Ellison
Bilbray	Clarke	Ellsworth
Bilirakis	Clay	Emanuel
Bishop (GA)	Cleaver	Emerson
Bishop (NY)	Clyburn	English (PA)
Blumenauer	Cohen	Eshoo
Blunt	Cole (OK)	Etheridge
Boehner	Conaway	Everett
Bonner	Conyers	Fallin
Bono	Cooper	Farr
Boozman	Costa	Ferguson
Bordallo	Costello	Filner
Boren	Courtney	Forbes
Boswell	Cramer	Fortenberry
Boucher	Crenshaw	Fortuño
Boustany	Crowley	Fossella
Boyd (FL)	Cuellar	Frank (MA)
Boyd (KS)	Culberson	Frelinghuysen
Brady (TX)	Cummings	Galleghy
Braley (IA)	Davis (AL)	Gerlach
Brown (SC)	Davis (CA)	Giffords
Brown, Corrine	Davis (IL)	Gilchrest

Gillmor	Mahoney (FL)	Royce
Gohmert	Maloney (NY)	Ruppersberger
Gonzalez	Markey	Rush
Gordon	Marshall	Ryan (OH)
Granger	Matheson	Ryan (WI)
Graves	Matsui	Salazar
Green, Al	McCarthy (CA)	Sánchez, Linda
Green, Gene	McCarthy (NY)	T.
Grijalva	McCaul (TX)	Sanchez, Loretta
Hall (NY)	McCollum (MN)	Sarbanes
Hall (TX)	McCotter	Saxton
Hare	McDermott	Schakowsky
Harman	McGovern	Schiff
Hastert	McHenry	Schmidt
Hastings (FL)	McHugh	Schwartz
Hastings (WA)	McIntyre	Scott (GA)
Hayes	McKeon	Scott (VA)
Heller	McNerney	Sensenbrenner
Herseth Sandlin	McNulty	Serrano
Higgins	Meehan	Sestak
Hill	Meek (FL)	Shays
Hinchev	Meeks (NY)	Shea-Porter
Hinojosa	Melancon	Sherman
Hirono	Mica	Shimkus
Hobson	Michaud	Shuler
Hodes	Miller (FL)	Shuster
Holden	Miller (MI)	Simpson
Holt	Miller (NC)	Sires
Honda	Miller, George	Skelton
Hooley	Mitchell	Slaughter
Hoyer	Mollohan	Smith (NJ)
Hulshof	Moore (KS)	Smith (WA)
Inslee	Moore (WI)	Snyder
Israel	Moran (KS)	Solis
Issa	Moran (VA)	Space
Jackson (IL)	Murphy (CT)	Spratt
Jackson-Lee	Murphy, Patrick	Stark
(TX)	Murphy, Tim	Stupak
Jefferson	Murtha	Sutton
Jindal	Nadler	Tanner
Johnson (GA)	Napolitano	Tauscher
Johnson (IL)	Neal (MA)	Taylor
Jones (NC)	Norton	Thompson (CA)
Jones (OH)	Nunes	Thompson (MS)
Jordan	Oberstar	Tiaht
Kagen	Obey	Tiberi
Kanjorski	Oliver	Tierney
Kaptur	Pallone	Towns
Keller	Pascrell	Turner
Kennedy	Pastor	Udall (CO)
Kildee	Payne	Udall (NM)
Kilpatrick	Pearce	Upton
Kind	Perlmutter	Van Hollen
King (NY)	Peterson (MN)	Velázquez
Kirk	Peterson (PA)	Viscosky
Klein (FL)	Petri	Walberg
Kline (MN)	Pickering	Walden (OR)
Knollenberg	Pitts	Walsh (NY)
Kucinich	Platts	Walz (MN)
Kuhl (NY)	Pomeroy	Wamp
LaHood	Porter	Wasserman
Lamborn	Price (NC)	Schultz
Langevin	Pryce (OH)	Waters
Lantos	Putnam	Watson
Larsen (WA)	Rahall	Watt
Larson (CT)	Ramstad	Waxman
Latham	Rangel	Weiner
LaTourette	Regula	Welch (VT)
Lee	Rehberg	Weller
Levin	Reichert	Wexler
Lewis (CA)	Renzi	Whitfield
Lewis (GA)	Reyes	Wicker
Lewis (KY)	Reynolds	Wilson (NH)
Lipinski	Rodriguez	Wilson (OH)
LoBiondo	Rogers (AL)	Wilson (SC)
Loeb sack	Rogers (KY)	Wolf
Lofgren, Zoe	Rogers (MI)	Woolsey
Lowey	Rohrabacher	Wu
Lucas	Ros-Lehtinen	Wynn
Lungren, Daniel	Roskam	Yarmuth
E.	Ross	Young (AK)
Lynch	Rothman	Young (FL)
Mack	Roybal-Allard	

NOES—50

Bachmann	Garrett (NJ)	Miller, Gary
Baker	Gingrey	Musgrave
Barrett (SC)	Goode	Myrick
Bishop (UT)	Goodlatte	Neugebauer
Blackburn	Hensarling	Pence
Burton (IN)	Herger	Poe
Cantor	Hoekstra	Price (GA)
Carter	Inglis (SC)	Radanovich
Coble	Johnson, Sam	Sall
Davis (KY)	King (IA)	Sessions
Davis, David	Kingston	Shadegg
Feeney	Linder	Smith (NE)
Flake	Manzullo	Smith (TX)
Foxx	Marchant	Souder
Franks (AZ)	McCreary	

Table with 3 columns: Name, State, Name. Includes Stearns, Sullivan, Terry, Thornberry, Weldon (FL), Westmoreland.

NOT VOTING—15

Table with 3 columns: Name, State, Name. Includes Brady (PA), Cubin, Davis, Jo Ann, Engel, Faleomavaega, Fattah, Gillibrand, Gutierrez, Hunter, Johnson, E. B., Lampson, McMorris, Rodgers, Ortiz, Paul, Tancredo.

So the amendment was agreed to.

61.21 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment numbered 5, printed in House Report 110-116, submitted by Mr. MICA:

Page 154, line 9, strike "2013" and insert "2011".

It was decided in the Yeas ..... 137 negative ..... Nays ..... 286

61.22 [Roll No. 280]

AYES—137

Table with 3 columns: Name, State, Name. Includes Aderholt, Bachus, Baker, Barrett (SC), Barton (TX), Bilbray, Bilirakis, Blackburn, Blunt, Boehner, Bonner, Bono, Boozman, Brady (TX), Brown (SC), Brown-Waite, Ginny, Buchanan, Burgess, Burton (IN), Buyer, Calvert, Camp (MI), Campbell (CA), Cantor, Capito, Carter, Chabot, Coble, Cole (OK), Conaway, Crenshaw, Culberson, Davis (KY), Davis, David, Deal (GA), Diaz-Balart, L., Diaz-Balart, M., Dreier, Duncan, Everett, Fallon, Feeney, Forbes, Fortuño, Fossella, Fox, Franks (AZ), Frelinghuysen, Gallegly, Garrett (NJ), Gillmor, Gingrey, Gohmert, Granger, Graves, Hastings (WA), Hayes, Heller, Hensarling, Herger, Hobson, Hulshof, Inglis (SC), Issa, Johnson, Sam, Jones (NC), Jordan, Keller, King (IA), Kirk, Kline (MN), Knollenberg, Lamborn, Latham, LaTourrette, Lewis (CA), Linder, Lowey, Lungren, Daniel, Mack, Marchant, McCarthy (CA), McCaul (TX), McCrery, McHenry, McKeon, Mica, Miller (FL), Miller (MI), Miller, Gary, Musgrave, Myrick, Neugebauer, Nunes, Pearce, Pence, Peterson (PA), Pickering, Poe, Price (GA), Pryce (OH), Putnam, Radanovich, Regula, Rehberg, Reichert, Rogers (KY), Rogers (MI), Ros-Lehtinen, Roskam, Royce, Ryan (WI), Schmidt, Sensenbrenner, Sessions, Shuster, Simpson, Smith (NE), Smith (TX), Stearns, Sullivan, Thornberry, Tiahrt, Tiberi, Turner, Upton, Walberg, Walsh (NY), Wamp, Weldon (FL), Weller, Westmoreland, Whitfield, Wicker, Wilson (SC), Young (AK), Young (FL).

NOES—286

Table with 3 columns: Name, State, Name. Includes Abercrombie, Ackerman, Akin, Alexander, Allen, Altmire, Andrews, Arcuri, Baca, Bachmann, Baird, Baldwin, Barrow, Bartlett (MD), Bean, Becerra, Berkley, Berman, Berry, Biggert, Bishop (GA), Bishop (NY), Bishop (UT), Blumenauer, Bordallo, Boren, Boswell, Boucher, Boustany, Boyd (FL), Boyda (KS), Braley (IA), Brown, Corrine, Butterfield, Cannon, Capps, Capuano, Berman, Berry, Biggert, Carson, Castle, Castor, Chandler, Christensen, Clarke, Clay, Cleaver, Clyburn, Cohen, Conyers, Cooper, Costa, Costello, Courtney, Cramer, Crowley, Cuellar, Cummings, Davis (AL), Carson, Castle, Castor, Chandler, Christensen, Clarke, Clay, Cleaver, Dent, Dicks.

Table with 3 columns: Name, State, Name. Includes Davis (CA), Davis (IL), Davis, Lincoln, Davis, Tom, DeFazio, DeGette, Delahunt, DeLauro, Dent, Dicks, Dingell, Doggett, Donnelly, Doolittle, Doyle, Drake, Edwards, Ehlers, Ellison, Ellsworth, Emanuel, Emerson, English (PA), Eshoo, Etheridge, Farr, Ferguson, Filner, Flake, Fortenberry, Frank (MA), Gerlach, Giffords, Gilchrist, Gonzalez, Goode, Goodlatte, Gordon, Green, Al, Green, Gene, Grijalva, Gutierrez, Hall (NY), Hall (TX), Hare, Harman, Hastert, Hastings (FL), Herse, Sandlin, Higgins, Hill, Hinojosa, Hirono, Hodes, Hoekstra, Holden, Holt, Honda, Hooley, Hoyer, Inslee, Israel, Jackson (IL), Jackson-Lee (TX), Jefferson, Jindal, Johnson (GA), Johnson (IL), Jones (OH), Kagen, Kanjorski, Kaptur, Kennedy, Kildee, Kilpatrick, Kind, King (NY), Kingston, Kleinfelder, Kucinich, Kuhl (NY), LaHood, Langevin, Lantos, Larsen (WA), Larson (CT), Lee, Levin, Lewis (GA), Lewis (KY), Lipinski, LoBiondo, Loebsack, Lofgren, Zoe, Lucas, Lynch, Mahoney (FL), Maloney (NY), Manzullo, Markey, Marshall, Matheson, Matsui, McCarthy (NY), McCollum (MN), McCotter, McDermott, McGovern, McHugh, McIntyre, McNeerney, McNulty, Meehan, Meek (FL), Meeke (NY), Melancon, Michaud, Miller (NC), Miller, George, Mitchell, Mollohan, Moore (KS), Moore (WI), Moran (KS), Moran (VA), Murphy (CT), Murphy, Patrick, Murphy, Tim, Murtha, Nadler, Napolitano, Neal (MA), Norton, Oberstar, Obey, Oliver, Pallone, Pascrell, Pastor, Payne, Perlmutter, Peterson (MN), Petri, Pitts, Platts, Pomeroy, Porter, Price (NC), Rahall, Ramstad, Rangel, Renzi, Reynolds, Rodriguez, Rogers (AL), Rohrabacher, Ross, Rothman, Roybal-Allard, Ruppertsberger, Rush, Ryan (OH), Salazar, Sali, Sanchez, Linda T., Sanchez, Loretta, Sarbanes, Saxton, Schakowsky, Schiff, Schwartz, Scott (GA), Scott (VA), Serrano, Sestak, Shadegg, Sha's, Shea-Porter, Sherman, Shimkus, Shuler, Sires, Skelton, Slaughter, Smith (NJ), Smith (WA), Snyder, Solis, Souder, Space, Spratt, Stark, Stupak, Sutton, Tanner, Tauscher, Taylor, Terry, Thompson (CA), Thompson (MS), Tierney, Towns, Udall (CO), Udall (NM), Van Hollen, Velázquez, Visclosky, Walden (OR), Walz (MN), Wasserman, Schultz, Waters, Watson, Watt, Waxman, Weiner, Welch (VT), Wexler, Wilson (NM), Wilson (OH), Wolf, Woolsey, Wu, Wynn, Yarmuth.

NOT VOTING—14

Table with 3 columns: Name, State, Name. Includes Brady (PA), Cubin, Davis, Jo Ann, Engel, Faleomavaega, Fattah, Gillibrand, Hunter, Johnson, E. B., Lampson, McMorris, Rodgers, Ortiz, Paul, Tancredo.

So the amendment was not agreed to.

61.23 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment numbered 7, printed in House Report 110-116, submitted by Mr. PUTNAM:

Page 37, beginning on line 10, strike "subsections (a), (b), and (c) of".

Beginning on page 39, line 21, strike " , except" and all that follows through line 3 on page 40, and insert as period.

Beginning on page 40, strike line 7 and all that follows through line 10 on page 45, insert the following:

"(c) DESIGNATION ON COMPETITIVE BASIS.— (1) SELECTION.—From among entities that submit plans under subsection (b), the Secretary shall, after".

Beginning on page 52, strike line 20 and all that follows through line 2 on page 53.

Page 53, line 3, strike "(g)" and insert "(d)".

Page 53, line 7, strike "(h)" and insert "(e)".

It was decided in the Yeas ..... 161 negative ..... Nays ..... 262

61.24 [Roll No. 281]

AYES—161

Table with 3 columns: Name, State, Name. Includes Aderholt, Akin, Alexander, Bachmann, Bachus, Baker, Barrett (SC), Barton (TX), Bilbray, Bishop (UT), Blackburn, Blunt, Boehner, Bonner, Bono, Boozman, Boustany, Brady (TX), Brown (SC), Brown-Waite, Ginny, Buchanan, Burgess, Burton (IN), Buyer, Calvert, Camp (MI), Campbell (CA), Cannon, Cantor, Capito, Carter, Chabot, Coble, Cole (OK), Conaway, Crenshaw, Culberson, Davis (KY), Davis, David, Deal (GA), Diaz-Balart, L., Diaz-Balart, M., Doolittle, Drake, Dreier, Duncan, Everrett, Fallon, Feeney, Forbes, Fortenberry, Fortuño, Fossella, Fox, Franks (AZ), Gallegly, Garrett (NJ), Gillmor, Gingrey, Gohmert, Granger, Hall (TX), Hastert, Hastings (WA), Hayes, Heller, Hensarling, Herger, Hobson, Hoekstra, Hulshof, Inglis (SC), Issa, Jindal, Johnson, Sam, Jordan, Keller, King (IA), Kingston, Kirk, Kline (MN), Knollenberg, Lamborn, Latham, Lewis (CA), Lewis (KY), Linder, Lungren, Daniel, E., Mack, Mahoney (FL), Manzullo, Marchant, McCarthy (CA), McCaul (TX), McCotter, McCrery, McHenry, McKeon, Mica, Miller (FL), Miller (MI), Miller, Gary, Musgrave, Myrick, Neugebauer, Nunes, Pearce, Pence, Peterson (PA), Pickering, Pitts, Poe, Price (GA), Pryce (OH), Putnam, Radanovich, Regula, Rehberg, Reichert, Renzi, Reynolds, Rogers (AL), Rogers (KY), Rogers (MI), Rohrabacher, Ros-Lehtinen, Roskam, Royce, Ryan (WI), Sali, Schmidt, Sensenbrenner, Sessions, Shadegg, Shimkus, Shuster, Simpson, Smith (NE), Smith (TX), Souder, Stearns, Sullivan, Terry, Thornberry, Tiahrt, Tiberi, Turner, Upton, Walberg, Walsh (NY), Wamp, Weldon (FL), Weller, Westmoreland, Whitfield, Wilson (SC), Wolf, Young (AK), Young (FL).

NOES—262

Table with 3 columns: Name, State, Name. Includes Abercrombie, Ackerman, Allen, Altmire, Andrews, Arcuri, Baca, Baird, Baldwin, Barrow, Bartlett (MD), Bean, Becerra, Berkley, Berman, Berry, Biggert, Bishop (GA), Bishop (NY), Blumenauer, Bordallo, Boren, Boswell, Boucher, Boyd (FL), Boyda (KS), Braley (IA), Brown, Corrine, Butterfield, Capps, Capuano, Cardoza, Carnahan, Carney, Carson, Castle, Castor, Chandler, Christensen, Clarke, Clay, Cleaver, Clyburn, Cohen, Conyers, Cooper, Costa, Costello, Courtney, Cramer, Crowley, Cuellar, Cummings, Davis (AL), Davis (CA), Davis (IL), Davis, Lincoln, Davis, Tom, DeFazio, DeGette, Delahunt, DeLauro, Dent, Dicks.

Dingell  
Doggett  
Donnelly  
Doyle  
Edwards  
Ehlers  
Ellison  
Ellsworth  
Emanuel  
Emerson  
English (PA)  
Eshoo  
Etheridge  
Faleomavaega  
Farr  
Ferguson  
Filner  
Frank (MA)  
Frelinghuysen  
Gerlach  
Giffords  
Gilchrest  
Gonzalez  
Goode  
Goodlatte  
Gordon  
Graves  
Green, Al  
Green, Gene  
Grijalva  
Gutierrez  
Hall (NY)  
Hare  
Harman  
Hastings (FL)  
Herseht Sandlin  
Higgins  
Hill  
Hinchev  
Hinojosa  
Hirono  
Hodes  
Holden  
Holt  
Honda  
Hooley  
Hoyer  
Insee  
Israel  
Jackson (IL)  
Jackson-Lee  
(TX)  
Jefferson  
Johnson (GA)  
Johnson (IL)  
Jones (NC)  
Jones (OH)  
Kagen  
Kanjorski  
Kaptur  
Kennedy  
Kildee  
Kilpatrick  
Kind  
King (NY)  
Klein (FL)  
Kucinich  
Kuhl (NY)

LaHood  
Langevin  
Lantos  
Larsen (WA)  
Larson (CT)  
LaTourette  
Lee  
Levin  
Lewis (GA)  
Lipinski  
LoBiondo  
Loebsack  
Lofgren, Zoe  
Lowe  
Lucas  
Lynch  
Maloney (NY)  
Markey  
Marshall  
Matheson  
Matsui  
McCarthy (NY)  
McCollum (MN)  
McDermott  
McGovern  
McHugh  
McIntyre  
McNerney  
McNulty  
Meehan  
Meek (FL)  
Meeks (NY)  
Melancon  
Michaud  
Miller (NC)  
Miller, George  
Mitchell  
Mollohan  
Moore (KS)  
Moore (WI)  
Moran (KS)  
Moran (VA)  
Murphy (CT)  
Murphy, Patrick  
Murphy, Tim  
Murtha  
Nadler  
Napolitano  
Neal (MA)  
Norton  
Oberstar  
Obey  
Oliver  
Pallone  
Pascrell  
Pastor  
Payne  
Perlmutter  
Peterson (MN)  
Petri  
Platts  
Pomeroy  
Porter  
Price (NC)  
Rahall  
Ramstad  
Rangel  
Reyes

Rodriguez  
Ross  
Rothman  
Roybal-Allard  
Ruppersberger  
Rush  
Ryan (OH)  
Salazar  
Sanchez, Linda  
T.  
Sanchez, Loretta  
Sarbanes  
Saxton  
Schakowsky  
Schiff  
Schwartz  
Scott (GA)  
Scott (VA)  
Serrano  
Sestak  
Shays  
Shea-Porter  
Sherman  
Shuler  
Sires  
Skelton  
Slaughter  
Smith (NJ)  
Smith (WA)  
Snyder  
Solis  
Space  
Spratt  
Stark  
Sutton  
Tanner  
Taylor  
Thompson (CA)  
Thompson (MS)  
Tierney  
Towns  
Udall (CO)  
Udall (NM)  
Van Hollen  
Velázquez  
Visclosky  
Walden (OR)  
Walz (MN)  
Wasserman  
Schultz  
Waters  
Watt  
Waxman  
Wray  
Wynne  
Yarmuth

All Urban Consumers, as published by the Bureau of Labor Statistics, Head Start grantees may negotiate with the Secretary a reduced funded enrollment level without a reduction in the grant amount if such grantee can demonstrate that such reduction is necessary to maintain the quality of services.

“(A) In accordance with this paragraph, the Secretary shall set up a process for grantees to negotiate the above-mentioned reduced funded enrollment level.

“(B) Under the conditions detailed in this paragraph, the Secretary shall be required to notify grantees of their right to negotiate a reduced funded enrollment level if such grantee can demonstrate that such reduction is necessary to maintain the quality of services.”.

It was decided in the { Yeas ..... 253  
affirmative ..... } Nays ..... 171

61.26 [Roll No. 282]

AYES—253

Abercrombie  
Ackerman  
Akin  
Alexander  
Allen  
Altmire  
Andrews  
Arcuri  
Baca  
Baird  
Baldwin  
Barrow  
Beane  
Becerra  
Berkley  
Berman  
Berry  
Bishop (GA)  
Bishop (NY)  
Blumenauer  
Bordallo  
Boren  
Boswell  
Boucher  
Boyd (FL)  
Boyd (KS)  
Braley (IA)  
Brown, Corrine  
Butterfield  
Capito  
Capps  
Capuano  
Cardoza  
Carnahan  
Carney  
Carson  
Castor  
Chandler  
Christensen  
Clarke  
Clay  
Cleaver  
Clyburn  
Cohen  
Conyers  
Cooper  
Costa  
Costello  
Courtney  
Cramer  
Crowley  
Cuellar  
Cummings  
Davis (AL)  
Davis (CA)  
Davis (IL)  
Davis, Lincoln  
DeFazio  
DeGette  
DeLahunt  
DeLauro  
Dent  
Dicks  
Dingell  
Doggett  
Donnelly  
Doyle  
Edwards  
Ellison  
Ellsworth  
Emanuel

Sherman  
Shuler  
Sires  
Skelton  
Slaughter  
Smith (NJ)  
Smith (WA)  
Snyder  
Solis  
Space  
Spratt  
Stark  
Stupak  
Sutton  
Tanner

NOES—171

Aderholt  
Bachmann  
Bachus  
Baker  
Barrett (SC)  
Bartlett (MD)  
Barton (TX)  
Biggart  
Billray  
Bilirakis  
Bishop (UT)  
Blackburn  
Blunt  
Boehner  
Bonner  
Bono  
Boozman  
Boustany  
Brady (TX)  
Brown (SC)  
Brown-Waite,  
Ginny  
Buchanan  
Burgess  
Burton (IN)  
Buyer  
Calvert  
Camp (MI)  
Campbell (CA)  
Cannon  
Cantor  
Carter  
Castle  
Chabot  
Coble  
Cole (OK)  
Conaway  
Crenshaw  
Culberson  
Davis (KY)  
Davis, David  
Davis, Tom  
Deal (GA)  
Diaz-Balart, L.  
Diaz-Balart, M.  
Doolittle  
Drake  
Dreier  
Duncan  
Ehlers  
English (PA)  
Everett  
Fallin  
Feeoney  
Flake  
Forbes  
Fortenberry  
Fortuño

NOT VOTING—13

Brady (PA)  
Cubin  
Davis, Jo Ann  
Engel  
Fattah

Bilirakis  
Brady (PA)  
Cubin  
Davis, Jo Ann  
Engel

Fattah  
Gillibrand  
Hunter  
Johnson, E. B.  
Lampson

McMorris  
Rodgers  
Ortiz  
Paul  
Tancredo

So the amendment was not agreed to.

61.25 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment numbered 9, printed in House Report 110-116, submitted by Mr. CARNAHAN:

Page 35, after line 10, insert the following (and make such technical and conforming changes as may be appropriate):

(d) ENROLLMENT.—Section 640(g) of the Head Start Act (42 U.S.C. 9835(g)) is amended by adding at the end the following:

“(5) In the event that the amounts appropriated to carry out the program under this subchapter do not exceed the amount appropriated in the prior fiscal year, or exceed the amount appropriated in the prior fiscal year by an amount equal to less than the percentage change in the Consumer Price Index For

So the amendment was agreed to.

61.27 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment numbered 11, printed in House Report 110-116, submitted by Mr. SHULER:

Page 2, line 4, insert “(a) SHORT TITLE. \_\_\_”.

Page 2, after line 5, insert the following:

(b) SENSE OF THE CONGRESS.—The Congress—

(1) finds that—



(A) while the steady economic growth and low inflation in the United States has yielded unprecedented prosperity, many children and families in this country have not benefited from this prosperity and continue to be socioeconomically disadvantaged.

(B) many community- and faith-based organizations have expertise in moving individuals and families from dependency to self-sufficiency by providing families with the tools and skills they need to participate in the community and contribute to our economy.

(C) the Head Start Act was established to help prepare low-income young children to succeed in school and in life by addressing the needs of the whole child and providing comprehensive services such as health and nutrition.

(D) research confirms that children who attend Head Start programs enter school better prepared than low-income children who do not attend the program, are less likely to need special education services, to repeat a grade, or commit crimes in adolescence, and are more likely to graduate from high school.

(E) community- and faith-based organizations have participated in Head Start programs since the enactment of the Head Start Act in 1965 and continue to serve more than 90,000 children and their families.

(F) parents have an integral role in the development and implementation of Head Start programs, community- and faith-based providers of Head Start services employ parents and encourage parents to volunteer in the programs because parents are children's most important and influential teachers.

(G) community- and faith-based providers of Head Start services not only serve the needs of low-income children and their families but enrich, strengthen and reflect the diversity of the communities wherein they reside, and

(H) the Head Start Act is a critical component of America's civil rights platform, and community and faith-based organizations have been leaders in the civil rights movement in the United States.

(2) supports the continued role of community and faith-based organizations in Head Start programs as providers of comprehensive services to children, families, and communities, and

(3) extends its gratitude to community- and faith-based organizations that provide Head Start services, and to the employees and volunteers for their commitment to the education, health, and economic well-being of low-income children and families.

Page 52, after line 19, insert the following:

“(3) CONTINUED ELIGIBILITY.—Faith-based and community-based organizations continue to be eligible, on the same basis as other organizations, to participate in any program under this subchapter for which they are otherwise eligible.”.

Page 120, at the end of line 15, add the following:

Faith-based and community-based organizations continue to be eligible, on the same basis as other organizations, to participate in any program under this section for which they are otherwise eligible.

It was decided in the { Yeas ..... 229 affirmative ..... } Nays ..... 195

61.28

[Roll No. 283]

AYES—229

- Abercrombie, Ackerman, Allen, Altmire, Andrews, Arcuri, Baca, Baird, Baldwin, Barrow, Bean, Becerra, Berkley, Berman, Berry, Bishop (GA), Bishop (NY), Blumenauer, Bordallo, Boren, Boswell, Buyer, Calvert, Camp (MI), Campbell (CA), Cannon, Cantor, Capito, Carter, Castle, Chabot, Coble, Cole (OK), Conaway, Crenshaw, Culberson, Davis (KY), Davis, David, Davis, Tom, Deal (GA), Dent, Diaz-Balart, L., Diaz-Balart, M., Doolittle, Drake, Dreier, Duncan, Ehlers, Emerson, English (PA), Everett, Fallon, Feeney, Ferguson, Flake, Forbes, Fortenberry, Fortuño, Fossella, Foxx, Franks (AZ), Frelinghuysen, Gallegly, Garrett (NJ), Gerlach, Gilchrest, Gillmor, Gingrey, Gohmert, Goode, Goodlatte, Granger, Graves, Hall (TX), Hastert

- Boucher, Boyd (FL), Boyd (KS), Braley (IA), Brown, Corrine, Butterfield, Capps, Capuano, Cardoza, Carnahan, Carney, Carson, Castor, Chandler, Christensen, Clarke, Clay, Cleaver, Clyburn, Cohen, Conyers, Cooper, Costa, Costello, Courtney, Cramer, Crowley, Cuellar, Cummings, Davis (AL), Davis (CA), Davis (IL), Davis, Lincoln, DeFazio, DeGette, Delahunt, DeLauro, Dicks, Dingell, Doggett, Donnelly, Doyle, Edwards, Ellison, Ellsworth, Emanuel, Eshoo, Etheridge, Faleomavaega, Farr, Filner, Frank (MA), Giffords, Gonzalez, Gordon, Green, Al, Green, Gene, Grijalva, Gutierrez, Hall (NY), Hare, Harman, Hastings (FL), Herseth Sandlin, Higgins, Hill, Hinchey, Hinojosa, Hirono, Hodes, Holden, Holt, Honda, Hooley, Hoyer, Insee, Israel, Jackson (IL), Jackson-Lee (TX), Jefferson, Johnson (GA), Jones (OH), Kagen, Kanjorski, Kaptur, Kennedy, Kildee, Kilpatrick, Kind, Kirk, Klein (FL), Kucinich, LaHood, Langevin, Lantos, Larsen (WA), Larson (CT), Lee, Levin, Lewis (GA), Lipinski, Loebsack, Lofgren, Zoe, Lowey, Lynch, Mahoney (FL), Maloney (NY), Markey, Marshall, Matheson, Matsui, McCarthy (NY), McCollum (MN), McDermott, McGovern, McNerney, McNulty, Meehan, Meek (FL), Meeks (NY), Melancon, Michaud, Miller (NC), Miller, George, Mitchell, Mollohan, Moore (KS), Moore (WI), Moran (VA), Murphy (CT), Murphy, Patrick, Nadler, Napolitano, Neal (MA), Norton, Oberstar, Obey, Oliver, Pallone, Pascrell, Pastor, Payne, Perlmutter, Peterson (MN), Pomeroy, Price (NC), Rahall, Rangel, Reyes, Rodriguez, Ross, Rothman, Roybal-Allard, Ruybersberger, Rush, Ryan (OH), Salazar, Sanchez, Linda T., Sanchez, Loretta, Sarbanes, Schakowsky, Schiff, Schwartz, Scott (GA), Scott (VA), Serrano, Sestak, Shays, Shea-Porter, Sherman, Shuler, Sires, Slaughter, Smith (WA), Snyder, Solis, Space, Spratt, Stark, Stupak, Sutton, Tanner, Tauscher, Taylor, Thompson (CA), Thompson (MS), Tierney, Towns, Udall (CO), Udall (NM), Van Hollen, Velázquez, Visclosky, Walz (MN), Wasserman, Schultz, Waters, Watson, Watt, Waxman, Weiner, Welch (VT), Wexler, Wilson (OH), Woolsey, Wu, Wynn, Yarmuth

NOES—195

- Aderholt, Akin, Alexander, Bachmann, Bachus, Baker, Barrett (SC), Bartlett (MD), Barton (TX), Biggart, Bilbray, Bilirakis, Bishop (UT), Blackburn, Blunt, Boehner, Bonner, Bono, Boozman, Boustany, Brady (TX), Brown (SC), Brown-Waite, Ginny, Buchanan, Burgess, Burton (IN), Hastings (WA), Hayes, Heller, Hensarling, Herger, Hobson, Hoekstra, Hulshof, Inglis (SC), Issa, Jindal, Johnson (IL), Johnson, Sam, Jones (NC), Jordan, Keller, King (IA), King (NY), Kingston, Kline (MN), Knollenberg, Kuhl (NY), Lamborn, Latham, LaTourrette, Lewis (CA), Lewis (KY), Linder, LoBiondo, Lucas, Lungren, Daniel E., Mack, Manzullo, Marchant, McCarthy (CA), McCaul (TX), McCotter, McCrery, McHenry, McHugh, McIntyre, McKeon, Mica, Miller (FL), Miller (MI), Miller, Gary, Moran (KS), Murphy, Tim, Musgrave, Myrick, Neugebauer, Nunes, Pearce, Pence, Peterson (PA), Petri, Pickering, Pitts, Platts, Poe, Porter, Price (GA), Pryce (OH), Putnam, Radanovich, Ramstad, Regula, Rehberg, Reichert, Renzi, Reynolds, Rogers (AL), Rogers (KY), Rogers (MI), Rohrabacher, Ros-Lehtinen, Roskam, Royce, Ryan (WI), Sali, Saxton, Schmidt, Sensenbrenner, Sessions, Shadegg, Shimkus, Shuster, Simpson, Skelton, Smith (NE), Smith (NJ), Smith (TX), Souder, Stearns, Sullivan, Terry, Thornberry, Tiahrt, Tiberi, Turner, Upton, Walberg, Walden (OR), Walsh (NY), Wamp, Weldon (FL), Weller, Westmoreland, Whitfield, Wicker, Wilson (NM), Wilson (SC), Wolf, Young (AK), Young (FL)

NOT VOTING—13

- Brady (PA), Cubin, Davis, Jo Ann, Engel, Fattah, Gillibrand, Hunter, Johnson, E. B., Lampson, McMorris, Rodgers, Ortiz, Paul, Tancredo

So the amendment was agreed to. The SPEAKER pro tempore, Mr. WEINER, assumed the Chair.

When Mr. KIND, Acting Chairman, pursuant to House Resolution 348, reported the bill back to the House with an amendment adopted by the Committee.

The previous question having been ordered by said resolution.

The following amendment, reported from the Committee of the Whole House on the state of the Union, was agreed to:

Strike out all after the enacting clause and insert:

SECTION 1. SHORT TITLE.

(a) SHORT TITLE.—This Act may be cited as the “Improving Head Start Act of 2007”.

(b) SENSE OF THE CONGRESS.—The Congress—

(1) finds that—

(A) while the steady economic growth and low inflation in the United States has yielded unprecedented prosperity, many children and families in this country have not benefited from this prosperity and continue to be socioeconomically disadvantaged,

(B) many community- and faith-based organizations have expertise in moving individuals and families from dependency to self-sufficiency by providing families with the tools and skills they need to participate in the community and contribute to our economy.

(C) the Head Start Act was established to help prepare low-income young children to succeed in school and in life by addressing the needs of the whole child and providing comprehensive services such as health and nutrition.

(D) research confirms that children who attend Head Start programs enter school better prepared than low-income children

who do not attend the program, are less likely to need special education services, to repeat a grade, or commit crimes in adolescence, and are more likely to graduate from high school.

(E) community- and faith-based organizations have participated in Head Start programs since the enactment of the Head Start Act in 1965 and continue to serve more than 90,000 children and their families.

(F) parents have an integral role in the development and implementation of Head Start programs, community- and faith-based providers of Head Start services employ parents and encourage parents to volunteer in the programs because parents are children's most important and influential teachers.

(G) community- and faith-based providers of Head Start services not only serve the needs of low-income children and their families but enrich, strengthen and reflect the diversity of the communities wherein they reside, and

(H) the Head Start Act is a critical component of America's civil rights platform, and community and faith-based organizations have been leaders in the civil rights movement in the United States.

(2) supports the continued role of community and faith-based organizations in Head Start programs as providers of comprehensive services to children, families, and communities, and

(3) extends its gratitude to community- and faith-based organizations that provide Head Start services, and to the employees and volunteers for their commitment to the education, health, and economic well-being of low-income children and families.

#### SEC. 2. STATEMENT OF PURPOSE.

Section 636 of the Head Start Act (42 U.S.C. 9831) is amended to read as follows:

##### “SEC. 636. STATEMENT OF PURPOSE.

“It is the purpose of this subchapter to promote the school readiness of low-income children—

“(1) by enhancing their cognitive, social, and emotional development in a learning environment that supports children's growth in language, literacy, mathematics, science, social and emotional functioning, physical skills, and approaches to learning; and

“(2) through the provision to low-income children and their families of health, educational, nutritional, social, and other services that are determined, based on family needs assessments, to be necessary.”.

#### SEC. 3. DEFINITIONS.

Section 637 of the Head Start Act (42 U.S.C. 9832) is amended—

(1) by redesignating paragraphs (16) and (17) as paragraphs (23) and (24), respectively,

(2) by redesignating paragraph (15) as paragraph (21), respectively,

(3) by redesignating paragraphs (11) through (14) as paragraphs (16) through (19), respectively,

(4) by redesignating paragraph (10) as paragraph (14),

(5) by redesignating paragraphs (2) through (9) as paragraphs (3) through (10), respectively,

(6) by inserting after paragraph (1) the following:

“(2) The term ‘deficiency’ means—

“(A) systemic or significant material failure of a Head Start agency in an area of performance that the Secretary determines involves—

“(i) a threat to the health, safety, or civil rights of children or staff;

“(ii) a denial to parents of the exercise of their full roles and responsibilities related to program governance;

“(iii) a failure to perform the requirements of section 641A(a), as determined by the Secretary;

“(iv) the misuse of funds received under this subchapter;

“(v) loss of legal status (as determined by the Secretary) or financial viability, loss of permits, debarment from receiving Federal grants or contracts, or the improper use of Federal funds; or

“(vi) failure to meet any other of Federal or State requirement; or

“(B) material failure of the board of directors of a Head Start agency to meet its legal and fiduciary responsibilities.”.

(7) by inserting after paragraph (10), as so redesignated the following:

“(11) The term ‘homeless children’ has the meaning given such term in section 725(2) of the McKinney-Vento Homeless Assistance Act (42 U.S.C. 11434a(2)).

“(12) The term ‘homeless family’ means the family of a homeless child.

“(13) The term ‘inclusive classroom’ means a Head Start classroom that contains both children with disabilities and children without disabilities.”.

(8) by inserting after paragraph (13), as so redesignated the following:

“(14) The terms ‘limited English proficient’ and ‘limited English proficiency’ mean with respect to an individual, that such individual—

“(A)(i) was not born in the United States or has a native language that is not English;

“(ii)(I) is a Native American, an Alaska Native, or a native resident of a territory or possession of the United States; and

“(II) comes from an environment in which a language that is not English has had a significant impact on such individual's level of English language proficiency; or

“(iii) is migratory, has a native language that is not English, and comes from an environment in which a language that is not English is dominant; and

“(B) has difficulty in speaking or understanding the English language to an extent that may be sufficient to prevent such individual from—

“(i) successful achievement in classrooms in which the language of instruction is English; or

“(ii) fully participating in society.”.

(9) by inserting after paragraph (18), as so redesignated the following:

“(19) The term ‘professional development’ means high quality activities that will improve the knowledge and skills of Head Start teachers and staff, as relevant to their roles and functions, in program administration and the provision of services and instruction, as appropriate, in a manner that improves service delivery to eligible children and families, including activities that—

“(A) are part of a sustained effort to improve overall program quality and outcomes for eligible children and families;

“(B) are developed or selected with extensive participation of administrators and teachers from Head Start programs;

“(C) are developmentally appropriate for the children being served;

“(D) include instruction in ways that Head Start personnel may work more effectively with parents, as appropriate;

“(E) are designed to give teachers and staff the knowledge and skills to provide instruction and appropriate support services to children of diverse backgrounds, as appropriate;

“(F) if a 1-day or short-term workshop or conference, must be as part of the professional development plan defined in section 648A(f) and be delivered by an institution of higher education or other entity with expertise in delivering training in early childhood development, family support, and other assistance designed to improve the delivery of Head Start services;

“(G) assist teachers with—

“(i) the acquisition of the content knowledge and teaching strategies needed to provide effective instruction and other school

readiness services in early language and literacy, early mathematics, early science, cognitive skills, approaches to learning, creative arts, science, physical health and development, and social and emotional development linked to school readiness;

“(ii) meeting the requirements in paragraphs (1) and (2) of section 648A(a), as appropriate;

“(iii) improving classroom management skills, as appropriate;

“(iv) advancing understanding of effective instructional strategies that are—

“(I) based on scientifically based research; and

“(II) aligned with—

“(aa) the Head Start Child Outcomes Framework developed by the Secretary and State early learning standards, as appropriate; and

“(bb) the curricula, ongoing assessments, and other instruction and services designed to help meet the standards described in section 641A(a)(1);

“(v) acquiring the knowledge and skills to provide instruction and appropriate language and support services to increase the English language skills of limited English proficient children, as appropriate; or

“(vi) methods of teaching children with disabilities, as appropriate.”.

(10) by inserting after paragraph (20), as so redesignated, the following:

“(21) The term ‘scientifically based research’—

“(A) means research that involves the application of rigorous, systematic and objective procedures to obtain reliable and valid knowledge relevant to education activities and programs; and

“(B) includes research that—

“(i) employs systematic, empirical methods that draw on observation or experiment; “(ii) involves rigorous data analyses that are adequate to test the stated hypotheses and justify the general conclusions drawn;

“(iii) relies on measurements or observational methods that provide reliable and valid data across evaluators and observers, across multiple measurements and observations, and across studies by the same or different investigators;

“(iv) is evaluated using experimental or quasi-experimental designs in which individuals, entities, programs or activities are assigned to different conditions and with appropriate controls to evaluate the effects of the condition of interest, with a preference for random assignment experiments, or other designs to the extent that those designs contain within-condition or across-condition controls;

“(v) ensures that experimental studies are presented in sufficient detail and clarity to allow for replication or, at a minimum, offer the opportunity to build systematically on their findings; and

“(vi) has been accepted by a peer-reviewed journal or approved by a panel of independent experts through a comparably rigorous, objective, and scientific review.”.

(11) by amending paragraph (23), as so redesignated, to read as follows:

“(23) The term ‘State’ means a State, the Commonwealth of Puerto Rico, the District of Columbia, Guam, American Samoa, the Virgin Islands of the United States, the Commonwealth of the Northern Mariana Islands, and the Republic of Palau.”.

#### SEC. 4. AUTHORIZATION OF APPROPRIATIONS.

Section 639 of the Head Start Act (42 U.S.C. 9834) is amended to read as follows:

##### “SEC. 639. AUTHORIZATION OF APPROPRIATIONS.

“(a) IN GENERAL.—There are authorized to be appropriated to carry out this subchapter \$7,350,000,000 for fiscal year 2008 and such sums as may be necessary for fiscal years 2009 through 2012.

“(b) SPECIFIC PROGRAMS.—From the amount appropriated under subsection (a), the Secretary shall make available to carry out research, demonstration, and evaluation activities (including longitudinal studies under section 649) not more than \$20,000,000 for fiscal year 2008 and such sums as may be necessary for each of the fiscal years 2009 through 2012, of which not more than \$7,000,000 for each of the fiscal years 2008 through 2012 shall be available to carry out impact studies under section 649(g).”

**SEC. 5. ALLOTMENT OF FUNDS; LIMITATION ON ASSISTANCE.**

(a) ALLOTMENT OF FUNDS.—Section 640(a) of the Head Start Act (42 U.S.C. 9835(a)) is amended to read as follows:

“(a) ALLOTMENT OF FUNDS.—

“(1) IN GENERAL.—Of the funds appropriated under section 639, the Secretary shall allot such amounts in accordance with paragraphs (2) through (4), and subject to paragraphs (5) and (6).

“(2) THIRTEEN PERCENT SET-ASIDE.—The Secretary shall reserve 13 percent of the amount appropriated for each fiscal year for use in accordance with the following order of priorities:

“(A) SPECIAL POPULATIONS.—For Indian Head Start programs, services for children with disabilities, and migrant and seasonal Head Start programs, except that—

“(i) there shall be made available for each fiscal year for use by Indian Head Start programs and by migrant and seasonal Head Start programs, on a nationwide basis, not less than the amount that was obligated for use by Indian Head Start programs and by migrant and seasonal Head Start programs for fiscal year 2007;

“(ii) migrant and seasonal Head Start programs shall receive not less than 5 percent of the amount appropriated for each fiscal year until such time as the Secretary can make funding decisions to ensure access to funding for eligible children of migrant and seasonal farmworkers is comparable to access to funding for other eligible children based on the data collected and reported pursuant to section 648(l), except that no future reduction in funding shall result in the termination of Head Start services provided to any eligible child 3 years of age or older who is participating in any such program on the date a reduction in funding occurs, and shall, to the extent possible, continue participation for children less than 3 years of age receiving services before such reduction in funding; and

“(iii) Indian Head Start programs shall receive not less than 3.5 percent of the amount appropriated for each fiscal year until such time as the Secretary can make funding decisions to ensure access to funding for eligible Indian children is comparable to access to funding for other eligible children based on the data collected in accordance with the requirements of section 648(k), except that no future reduction in funding shall result in the termination of Head Start services provided to any eligible child 3 years of age or older who is participating in any such program on the date a reduction in funding occurs, and shall, to the extent possible, continue participation for children less than 3 years of age receiving services before such reduction in funding.

“(B) PAYMENTS TO TERRITORIES AND FREELY ASSOCIATED STATES.—Subject to paragraph (7), for payments to Guam, American Samoa, the Commonwealth of the Northern Mariana Islands, the Virgin Islands of the United States, and the Republic of Palau, except that payments to the Republic of Palau shall not be made after fiscal year 2009.

“(C) TRAINING AND TECHNICAL ASSISTANCE.—Not less than 2 percent of the amount appropriated for such fiscal year for training

and technical assistance activities to foster program quality and management improvement as described in section 648, of which—

“(i) not less than 50 percent shall be available to local Head Start agencies to make program improvements identified by such agencies to use for the training and technical assistance activities described in section 648(j);

“(ii) not less than 30 percent shall be available to the Secretary to support a State-based system or a national system, in the case of migrant and seasonal Head Start and Indian Head Start programs, of early childhood education training and technical assistance to local Head Start agencies as described in section 648(n); and

“(iii) the remainder of such amount shall be available to the Secretary to assist local Head Start agencies in meeting and exceeding the standards described in section 641A(a)(1), including financial assistance to help Head Start programs address weaknesses identified by monitoring activities conducted by the Secretary under section 641A(c), except that—

“(I) not less than \$3,000,000 shall be available to carry out the activities described in section 648(c)(4); and

“(II) no more than \$5,000,000 shall be reserved to carry out the activities described in section 642B(b).

“(D) MONITORING AND TERMINATIONS.—For discretionary payments made by the Secretary, including payments for all costs (other than compensation of Federal employees) of reviews of Head Start agencies, programs under section 641A(c), and of activities carried out under paragraph (1), (2), or (3) of section 641A(d) related to correcting deficiencies and conducting proceedings to terminate the designation of Head Start agencies.

“(E) RESEARCH.—For payments for research, demonstration, and evaluation activities under section 649.

No funds reserved under this paragraph or paragraph (3) may be combined with funds appropriated under any other Act if the purpose of combining funds is to make a single discretionary grant or a single discretionary payment, unless such funds appropriated under this subchapter are separately identified in such grant or payment and are used for the purposes of this subchapter.

“(3) QUALITY IMPROVEMENT FUNDS.—

“(A) DETERMINATION OF FUNDS.—

“(i) For each of the fiscal years 2008 through 2012, to provide assistance for activities specified in subparagraph (B), the Secretary shall reserve, from the amount (if any) by which the funds appropriated under section 639(a) for a fiscal year exceed the adjusted prior year appropriation, a share equal to the sum of—

“(I) 60 percent of such excess amount; and

“(II) any additional part of such excess amount the Secretary may find necessary to address a demonstrated need for such activities.

“(ii) As used in clause (i), the term ‘adjusted prior year appropriation’ means, with respect to a fiscal year, the amount appropriated under section 639(a) for the preceding fiscal year, adjusted to reflect the percentage change in the Consumer Price Index for All Urban Consumers (issued by the Bureau of Labor Statistics) during such preceding fiscal year.

“(B) QUALITY IMPROVEMENT ACTIVITIES.—Funds reserved under this paragraph shall be used to carry out the following activities:

“(i) Not less than one-fourth of the amount reserved under this paragraph, to improve the compensation, salary scales, and benefit standards of educational staff, family service workers, and child counselors, as described in sections 644(a) and 653, to ensure

that salary levels and benefits are adequate to attract and retain qualified staff for such programs.

“(ii) Providing on-going professional development to teachers that improves their understanding of child development, content knowledge, and appropriate teaching strategies needed to provide effective instruction and other school readiness services in the areas of early language and literacy, early mathematics, cognitive skills, approaches to learning, creative arts, science, physical health and development, and social and emotional development.

“(iii) Improving the qualifications and skills of educational personnel to meet the professional standards established under section 648A(a)(1), including providing assistance to complete postsecondary course work, subject to section 648A(a)(2)(D).

“(iv) Ensuring that the physical environments of Head Start programs are conducive to providing effective program services to children and families, and are accessible to children with disabilities and other individuals with disabilities.

“(v) Employing additional qualified classroom staff necessary to reduce the child to teacher ratio in the classroom and family to staff ratio for family services workers.

“(vi) Ensuring that such programs have qualified staff that can promote language skills and literacy growth of children and that can provide children with a variety of skills that have been identified, through scientifically based reading research, as predictive of later reading achievement.

“(vii) Increasing hours of program operation, including—

“(I) conversion of part-day to full-day; and

“(II) number of weeks operated in a calendar year.

“(viii) Improving the compensation and benefits of staff of Head Start agencies in order to improve the quality of Head Start programs.

“(ix) Transportation costs associated with transporting Head Start children safely, except that—

“(I) no more than ten percent of funds under this paragraph may be used for such purposes;

“(II) a Head Start agency shall demonstrate efforts to leverage the costs of transportation through collaboration with other entities; and

“(III) a Head Start agency shall submit information to the Secretary describing how such use of funds is necessary to prevent reduction or termination of transportation services or, in the case of a Head Start agency serving a rural community, how such use of funds is necessary to improve services to such community.

“(C) ALLOCATION.—

“(i) Funds reserved under subparagraph (A) shall be allotted by the Secretary as follows:

“(I) 80 percent of such funds shall be allotted among the States in the same proportion as the Secretary allots funds among the States under paragraph (4) for the respective fiscal year.

“(II) 20 percent of such funds shall be allotted among the States, geographical areas specified in subsection (a)(2)(B) and Indian Head Start programs and migrant and seasonal Head Start programs, and used to make grants to Head Start agencies, at the discretion of the Secretary.

“(ii) Funds allotted under clause (i) shall be used by the Secretary to make grants to Head Start agencies that receive grants from funds allotted under paragraph (4) for such fiscal year, in such amounts as the Secretary considers to be appropriate, for expenditure for activities specified in subparagraph (B).

“(iii) Funds received under this subparagraph shall be used to supplement, not to supplant, funds received under paragraph (2) or (4).

“(4) GRANT DISTRIBUTION.—Subject to section 639(b), the Secretary shall allot the remaining amounts appropriated in each fiscal year among the States, in accordance with latest satisfactory data so that—

“(A) each State receives an amount which is equal to the amount the State received for fiscal year 2007; and

“(B) any amount available after all allotments are made under subparagraph (A) for such fiscal year shall be distributed proportionately on the basis of the number of children less than 5 years of age from families whose income is below the poverty line.

For purposes of this paragraph, for each fiscal year the Secretary shall use the most recent data available on the number of children less than 5 years of age from families whose income is below the poverty line, as published by the Department of Commerce, unless the Secretary and the Secretary of Commerce determine that use of the most recent data available would be inappropriate or unreliable. If the Secretary and the Secretary of Commerce determine that some or all of the data referred to in this paragraph are inappropriate or unreliable, the Secretaries shall issue a report setting forth their reasons in detail.

“(5) COLLABORATION GRANTS.—

“(A) From amounts reserved and allotted under paragraph (4), the Secretary shall award the collaboration grants described in subparagraphs (B), (C), and (D).

“(B)(i) From the reserved sums, the Secretary shall award upon submission of a written request, a collaboration grant to each State and to each national administrative office serving Indian Head Start programs and migrant and seasonal Head Start programs to facilitate collaboration between Head Start agencies and entities (including the State or national administrative office) that carry out other activities designed to benefit low-income families and children from birth to school entry. The national administrative offices shall use the funds made available through the grants to carry out the authorities and responsibilities described in subparagraphs (B) and (C).

“(ii) Grants described in clause (i) shall be used to—

“(I) assist Head Start agencies to collaborate with entities involved in State and local planning processes to better meet the needs of low-income families and children from birth to school entry;

“(II) assist Head Start agencies to coordinate activities with the State agency responsible for administering the State program carried out under the Child Care and Development Block Grant Act of 1990 (42 U.S.C. 9858 et seq.) and entities providing resource and referral services in the State, to make full-working-day and full calendar year services available to children;

“(III) promote alignment of Head Start curricula and continuity of services with the Head Start Child Outcomes Framework and State early learning standards, as appropriate;

“(IV) promote better linkages between Head Start agencies and other child and family agencies, including agencies that provide health, mental health, or family services, or other child or family supportive services, such as services provided under section 619 or part C of the Individuals with Disabilities Education Act (20 U.S.C. 1419, 1431 et seq.); and

“(V) carry out the activities of the State Director of Head Start Collaboration authorized in subparagraph (D).

“(C) In order to improve coordination and delivery of early education services to

children in the State, a State that receives a collaboration grant under subparagraph (B) shall—

“(i) appoint or designate an individual to serve as, or carry out the responsibilities of, the State Director of Head Start Collaboration;

“(ii) ensure that the State Director of Head Start Collaboration holds a position with sufficient authority and access to ensure that the collaboration described in subparagraph (B) is effective and involves a range of State agencies; and

“(iii) involve the State Head Start Association in the selection of the Director and involve the Association in determinations relating to the ongoing direction of the collaboration office.

“(D) The State Director of Head Start Collaboration shall—

“(i) not later than 1 year after the State receives a collaboration grant under subparagraph (B), conduct an assessment that—

“(I) addresses the needs of Head Start agencies in the State with respect to collaboration, coordination, and alignment of services, and alignment of curricula and assessments with the Head Start Child Outcomes Framework, and with State early learning standards, as appropriate;

“(II) shall be updated on an annual basis; and

“(III) shall be made available to the general public within the State;

“(ii) develop a strategic plan that is based on the assessment described in clause (i) that will—

“(I) enhance collaboration and coordination of Head Start services with other entities providing early childhood programs and services (such as child care or services offered by museums), health care, mental health care, welfare, child protective services, education and community service activities, family literacy services, reading readiness programs (including such programs offered by public and school libraries), services relating to children with disabilities, other early childhood programs and services for limited English proficient children and homeless children, and services provided for children in foster care and children referred to Head Start programs by child welfare agencies, including agencies and State officials responsible for such services;

“(II) assist Head Start agencies to develop a plan for the provision of full-working-day, full calendar year services for children enrolled in Head Start programs who need such care;

“(III) assist Head Start agencies to align curricula and assessments with the Head Start Child Outcomes Framework and to the State early learning standards, as appropriate; and

“(IV) enable Head Start agencies in the State to better access professional development opportunities for Head Start staff, such as by—

“(aa) working with local Head Start agencies to meet the degree requirements described in section 648A(a)(2)(A), including providing distance learning opportunities for Head Start staff, where needed to make higher education more accessible to Head Start staff; and

“(bb) enabling the State Head Start agencies to better conduct outreach to eligible families;

“(iii) promote partnerships between Head Start agencies, State and local governments, and the private sector to help ensure that children, who are in Head Start programs, are receiving comprehensive services to prepare the children to enter school ready to succeed;

“(iv) consult with the chief State school officer, local educational agencies, and providers of early childhood education and care,

regarding early care and education services at both the State and local levels;

“(v) promote partnerships between Head Start agencies, schools, law enforcement, relevant community-based organizations, and substance abuse and mental health treatment agencies to strengthen family and community environments and to reduce the impact on child development of substance abuse, child abuse, domestic violence, and other high risk behaviors that compromise healthy development;

“(vi) promote partnerships between Head Start agencies and other organizations in order to enhance Head Start program quality, including partnerships to promote inclusion of more books in Head Start classrooms;

“(vii) identify other resources and organizations (both public and private) for the provision of in-kind services to Head Start agencies in the State; and

“(viii) work with the State Early Learning Council in order to assist the efforts of Head Start agencies to engage in effective coordination and collaboration.

“(6) EARLY HEAD START.—

“(A) AMOUNTS RESERVED.—From amounts reserved and allotted pursuant to paragraphs (2) and (4), the Secretary shall use, for grants for programs described in section 645A(a), a portion of the combined total of such amounts that is not less than 12 percent for fiscal year 2008, not less than 14 percent for fiscal year 2009, not less than 16 percent for fiscal year 2010, not less than 18 percent for fiscal year 2011, and not less than 20 percent for fiscal year 2012 of the amount appropriated pursuant to section 639(a).

“(B) LIMITATIONS.—

“(i) For any fiscal year for which the Secretary determines that the amount appropriated under section 639(a) is not sufficient to permit the Secretary to reserve the portion described in subparagraph (A) without reducing the number of children served by Head Start programs or adversely affecting the quality of Head Start services, relative to the number of children served and the quality of the services during the preceding fiscal year, the Secretary may reduce the percentage of funds required to be reserved for the portion described in subparagraph (A) for the fiscal year for which the determination is made, but not below the percentage required to be so reserved for the preceding fiscal year.

“(ii) For any fiscal year for which the amount appropriated under section 639(a) is reduced to a level that requires a lower amount to be made available under this subchapter to Head Start agencies and entities described in section 645A, relative to the amount made available to such agencies and entities for the preceding fiscal year, adjusted as described in paragraph (3)(A)(ii), the Secretary shall proportionately reduce—

“(I) the amounts made available to such entities for programs carried out under section 645A; and

“(II) the amounts made available to such Head Start agencies for Head Start programs.

“(7) For purposes of this subsection, the term ‘State’ does not include Guam, American Samoa, the Virgin Islands, the Commonwealth of the Northern Mariana Islands, the Federated States of Micronesia, the Republic of the Marshall Islands, and the Republic of Palau.”

(b) SERVICE DELIVERY MODELS.—Section 640(f) of the Head Start Act (42 U.S.C. 9835(f)) is amended to read as follows:

“(f) SERVICE DELIVERY MODELS.—

“(1) Not later than 1 year after the date of the enactment of the Improving Head Start Act of 2007, the Secretary shall establish procedures to enable Head Start agencies to develop locally designed or specialized service delivery models to address local

community needs, including models that leverage the existing capacity and capabilities of the delivery system of early childhood education and child care.

“(2) In establishing the procedures, the Secretary shall establish procedures to provide for—

“(A) the conversion of part-day programs to full-day programs or part-day slots to full-day slots; and

“(B) serving additional infants and toddlers pursuant to section 645(a)(4).”.

(C) EXPANSION OF HEAD START PROGRAMS.—Section 640(g) of the Head Start Act (42 U.S.C. 9835(g)) is amended in paragraph (2)—

(1) by striking “For the purpose of expanding Head Start programs, in” and inserting “In”, and

(2) by amending subparagraphs (C) through (H) to read as follows:

“(C) the extent to which the applicant has undertaken community-wide strategic planning and needs assessments involving other community organizations and local public agencies serving children and families with Federal, State, or local funds (including organizations and agencies providing family support services, child abuse prevention services, protective services, and foster care, and organizations serving families in whose homes English is not the language customarily spoken), and individuals, organizations, and public entities serving children with disabilities or homeless children, including the local educational agency liaison designated under section 722(g)(1)(J)(ii) of the McKinney-Vento Homeless Assistance Act (42 U.S.C. 11432(g)(1)(J)(ii));

“(D) the extent to which the family and community needs assessment of the applicant reflects a need to provide full working-day or full calendar year services and the extent to which, and manner in which, the applicant demonstrates the ability to collaborate and participate with the State and local community providers of child care or preschool services to provide full working-day full calendar year services;

“(E) the number of eligible children in each community who are not participating in a Head Start program or any other early childhood program;

“(F) the concentration of low-income families in each community;

“(G) the extent to which the applicant proposes to foster partnerships with other service providers in a manner that will leverage the existing delivery systems of such services and enhance the resource capacity of the applicant;

“(H) the extent to which the applicant, in providing services, successfully coordinated its activities with the local educational agency serving the community involved, (including the local educational agency liaison designated under section 722(g)(1)(J)(ii) of the McKinney-Vento Homeless Assistance Act (42 U.S.C. 11432(g)(1)(J)(ii))) and with schools in which children participating in a Head Start program operated by such agency will enroll following such program, regarding such services and the education services provided by such local educational agency; and

“(I) the amount of funds used by such agency to pay administrative expenses and the amount of available funds received by such agency under this section to service each enrolled child.”.

(d) ENROLLMENT.—Section 640(g) of the Head Start Act (42 U.S.C. 9835(g)) is amended by adding at the end the following:

“(5) In the event that the amounts appropriated to carry out the program under this subchapter do not exceed the amount appropriated in the prior fiscal year, or exceed the amount appropriated in the prior fiscal year by an amount equal to less than the percent-

age change in the Consumer Price Index For All Urban Consumers, as published by the Bureau of Labor Statistics, Head Start grantees may negotiate with the Secretary a reduced funded enrollment level without a reduction in the grant amount if such grantee can demonstrate that such reduction is necessary to maintain the quality of services.

“(A) In accordance with this paragraph, the Secretary shall set up a process for grantees to negotiate the above-mentioned reduced funded enrollment level.

“(B) Under the conditions detailed in this paragraph, the Secretary shall be required to notify grantees of their right to negotiate a reduced funded enrollment level if such grantee can demonstrate that such reduction is necessary to maintain the quality of services.”.

(e) TRANSPORTATION SAFETY.—

(1) REGULATIONS.—The Secretary shall issue regulations establishing requirements for the safety features, and the safe operation, of vehicles used by Head Start agencies to transport children participating in Head Start programs.

(2) GOOD CAUSE WAIVER AUTHORITY.—The Secretary shall allow Head Start agencies to annually request a good cause exception to the requirements of regulations promulgated under paragraph (1) for one or more vehicles used by the agency or its designee in transporting children enrolled in a Head Start program or an Early Head Start program if—

(A) such requirements would create a safety hazard in the circumstances faced by such agency; or

(B) such requirements pertain to child restraint systems (45 CFR 1310.11, 1310.15(a)) or bus monitors (45 CFR 1310.15(c));

(C) the agency demonstrates that compliance with such requirements will result in a significant disruption to the Head Start program or the Early Head Start program; and

(D) the waiver is in the best interest of the children involved.

(f) MIGRANT AND SEASONAL HEAD START PROGRAMS.—Section 640(1) of the Head Start Act (42 U.S.C. 9835(1)) is amended—

(1) by amending paragraph (3) to read as follows:

“(3) In carrying out this subchapter, the Secretary shall continue the administrative arrangement at the national level for meeting the needs of Indian children and children of migrant and seasonal farmworkers and shall ensure that appropriate funding is provided to meet such needs, including training and technical assistance and the appointment of a national migrant and seasonal Head Start collaboration director and a national Indian Head Start collaboration director.”, and

(2) by adding at the end the following:

“(4)(A) For the purposes of paragraph (3), the Secretary shall conduct an annual consultation in each affected Head Start region, with tribal governments operating Head Start programs and Early Head Start programs.

“(B) The consultations shall be for the purpose of better meeting the needs of Indian children and children of Alaskan Natives, and their families, in accordance with subsections (a), (b), and (c) of section 641, taking into consideration funding allocations, distribution formulas, and other issues affecting the delivery of Head Start services in their geographic locations.

“(C) The Secretary shall publish a notification of the consultations in the Federal Register before conducting the consultations.

“(D) A detailed report of each consultation shall be prepared and made available within 90 days of the annual consultation to all Indian tribes that receive assistance under this subchapter.”.

(g) ENROLLMENT OF HOMELESS CHILDREN; RULE OF CONSTRUCTION; MATERIALS.—Section 640 of the Head Start Act (42 U.S.C. 9835) is amended by adding at the end the following:

“(m) ENROLLMENT OF HOMELESS CHILDREN.—The Secretary shall issue rules to establish policies and procedures to remove barriers to the enrollment and participation of homeless children in Head Start programs. Such rules shall require Head Start agencies—

“(1) to implement policies and procedures to ensure that homeless children are identified and prioritized for enrollment;

“(2) to allow homeless families to apply to, enroll in and attend Head Start programs while required documents, such as proof of residency, immunization and other medical records, birth certificates and other documents, are obtained within a reasonable time frame; and

“(3) coordinate individual Head Start programs with efforts to implement subtitle B of title VII of the McKinney-Vento Homeless Assistance Act (42 U.S.C. 11431-11435).

“(n) RULE OF CONSTRUCTION.—Nothing in this subchapter shall be construed to require a State to establish a program of early education for children in the State, to require any child to participate in a program of early education, to attend school, or to participate in any initial screening before participating in such program, except as provided under sections 612(a)(3) and 635(a)(5) of the Individuals with Disabilities Education Act.

“(o) MATERIALS.—All curricula and instructional materials funded under this subchapter shall be based on scientifically based research, age and developmentally appropriate, and focused on all areas of development (cognitive, social, emotional, and physical), learning (language and literacy, mathematics, science, and creative arts) and approaches to learning. Parents shall be permitted to inspect, upon request, any curricula or instructional materials used to carry out this subchapter.”.

**SEC. 6. DESIGNATION OF HEAD START AGENCIES.**

Section 641 of the Head Start Act (42 U.S.C. 9836) is amended to read as follows:

**“SEC. 641. DESIGNATION OF HEAD START AGENCIES.**

“(a) AUTHORITY TO DESIGNATE.—The Secretary is authorized to designate as a Head Start agency any local public or private nonprofit agency, including community-based and faith-based organizations, or for-profit agency, within a community, pursuant to the requirements of this section, except that until such time that the Secretary develops and implements the system of application review under this section, the Secretary is authorized to designate as a Head Start agency, any local public or private nonprofit agency, including community-based and faith-based organizations, or for-profit agency, within a community, in the manner and process utilized by the Secretary prior to the enactment of the Improving Head Start Act of 2007.

“(b) APPLICATION FOR GRANTS.—Each entity shall submit a plan to the Secretary, at such time and in such manner as the Secretary may require.

“(c) DEVELOPMENT OF APPLICATION REVIEW SYSTEM.—

“(1) IN GENERAL.—The Secretary shall develop a system that integrates the recommendations of the expert panel convened under paragraph (3) to determine if a Head Start agency is providing a quality comprehensive early learning program that meets the educational, health, and nutritional needs of the children and families it serves, and meets program and financial management requirements and performance standards described in section 641A(a)(1), based on—

“(A) annual budget data;

“(B) program reviews conducted under section 641A(c);

“(C) annual audits required under section 647;

“(D) classroom quality as measured under section 641A(c)(2)(H); and

“(E) Program Information Report.

“(2) EXPERT PANEL.—No later than six months after the enactment of the Improving Head Start Act of 2007, the Secretary shall convene an expert panel of 7 members to make recommendations to the Secretary on the development of a transparent, reliable, and valid system for evaluating grant renewal applications.

“(3) COMPOSITION OF EXPERT PANEL.—The Secretary, in convening such panel, shall appoint the following:

“(A) Five members, who are competent, by virtue of their training, expertise, and experience, in each of at least one of the following areas:

“(i) Early childhood program accreditation or quality assessment.

“(ii) Research on early childhood development.

“(iii) Governance and finance of non-profit organizations.

“(iv) Delivery of services to children and families with limited English proficiency.

“(v) Delivery of services to children with disabilities.

“(B) An employee from the Office of Head Start.

“(C) An executive director of a Head Start agency.

“(4) EXPERT PANEL REPORT.—Within 12 months of being convened by the Secretary, the expert panel shall issue a report to the Secretary that provides recommendations on a proposed system of application review that takes into account the criteria in paragraph (1) to evaluate whether a Head Start grantee is meeting its mission to provide a high quality comprehensive early education program, including adequately meeting its governance and financial management requirements.

“(5) PUBLIC COMMENT; REPORT TO CONGRESS.—No later than 6 months after receiving the report described in paragraph (4), the Secretary shall publish a proposed system of application review in the Federal Register, providing at least 90 days for public comment and shall provide a report to the Committee on Education and Labor of the House of Representatives and the Committee on Health, Education, Labor, and Pensions of the Senate that provides a detailed description of such proposed system, including clear rationale for any differences between the proposed system and the recommendations of the expert panel, if any such differences exist.

“(6) IMPLEMENTATION OF APPLICATION REVIEW SYSTEM.—After the Secretary has reviewed all public comments and finalized the system of application review, the Secretary will use this system to determine which grantees are successfully delivering a high quality comprehensive early education program. Grantees who are determined under such system to be—

“(A) successfully delivering a high quality comprehensive early education program shall be designated a Head Start agency for a period of 5 years;

“(B) under-performing and may enter into an open competition as described in subsection (e); and

“(C) notwithstanding paragraph (B), if an Indian Head Start agency is determined to be under-performing, the Secretary shall engage in government-to-government consultation with the appropriate tribal government or governments for the purpose of establishing a performance enhancement plan for that agency. Such plan is to be developed and implemented within 6 months of the Sec-

retary's determination. Not more than 6 months after implementation of that plan, the Secretary shall reevaluate the performance of the Indian Head Start agency. If the Indian Head Start agency remains under-performing, the Secretary shall conduct an open competition as described in subsection (e), subject to the following limitations:

“(i) Except as provided in paragraph (ii), a non-Indian Head Start agency may not receive a grant to carry out an Indian Head Start program.

“(ii) In a community in which there is no Indian Head Start agency available for designation to carry out an Indian Head Start program, a non-Indian Head Start agency, on an interim basis, may receive a grant to carry out an Indian Head Start program, but only until such time as an Indian Head Start agency in such community becomes available.

“(d) TRANSPARENCY, RELIABILITY, AND VALIDITY.—The Secretary shall ensure the system of application evaluation is fair, consistent, and transparent and is applied in a manner that designates, in a timely manner grantees as Head Start agencies for a period of 5 years if such grantees are providing a high quality comprehensive early education program. The Secretary shall periodically evaluate whether the criteria are being applied in a manner that is transparent, reliable, and valid.

“(e) DESIGNATION WHEN NO ENTITY HAS PRIORITY.—

“(1) IN GENERAL.—If no entity in a community is determined to be successfully delivering a high quality comprehensive early education program, as specified in subsection (c), the Secretary shall, after conducting an open competition, designate for a 5-year period a Head Start agency from among qualified applicants in such community.

“(2) CONSIDERATIONS IN DESIGNATION.—In selecting from among qualified applicants for designation as a Head Start agency, the Secretary shall consider the effectiveness of each such applicant to provide Head Start services, based on—

“(A) any past performance of such applicant in providing services comparable to Head Start services, including how effectively such applicant provided such comparable services;

“(B) the plan of such applicant to provide comprehensive health (including mental and behavioral health), educational, nutritional, social, and other services needed to prepare children to succeed in school and in life;

“(C) the plan of such applicant to attract and retain qualified staff capable of delivering a high quality comprehensive early education program, including demonstrating the ability to provide adequate salary and benefits to maintain a high quality staff;

“(D) the ability of such applicant to maintain child-teacher ratios and family service worker caseloads that reflect best practices and are tied to high quality service delivery;

“(E) the capacity of such applicant to serve eligible children with curriculum and teaching practices that are based on scientifically based research, are developmentally appropriate, and that promote the school readiness of children participating in the program;

“(F) the plan of such applicant to meet standards set forth in section 641A(a)(1), with particular attention to the standards set forth in subparagraphs (A) and (B) of such section;

“(G) the proposed budget and plan of such applicant to maintain strong fiscal controls and cost effective fiscal management;

“(H) the plan of such applicant to coordinate the Head Start program the applicant proposes to carry out, with other local early

learning programs for young children, including—

“(i) programs implementing grants under the Early Reading First and Even Start programs under subparts 2 and 3 of part B of title I of the Elementary and Secondary Education Act of 1965 (20 U.S.C. 6371 et seq., 6381 et seq.);

“(ii) and programs under section 619 and part C of the Individuals with Disabilities Education Act (20 U.S.C. 1419, 1431 et seq.);

“(iii) State prekindergarten programs;

“(iv) child care programs; and

“(v) the educational programs that the children participating in the Head Start program will enter at the age of compulsory school attendance;

“(I) the plan of such applicant to coordinate the Head Start program that the applicant proposes to carry out, with public and private entities that are willing to commit resources to assist the Head Start program in meeting its program needs;

“(J) the plan of such applicant—

“(i) to seek the involvement of parents (including grandparents and kinship caregivers, as appropriate) of children participating in the proposed Head Start program, in activities (at home and, if practicable, at the location of the Head Start program) designed to help such parents become full partners in the education of their children;

“(ii) to afford such parents the opportunity to participate in the development and overall conduct of the program at the local level;

“(iii) to offer (directly or through referral to local entities, such as entities carrying out Even Start programs under subchapter 3 of part B of title I of the Elementary and Secondary Education Act of 1965 (20 U.S.C. 6381 et seq.), public and school libraries, and entities carrying out family support programs) to such parents—

“(I) family literacy services; and

“(II) parenting skills training;

“(iv) to offer to parents of participating children, mental health services (either directly or through referral to local entities), including substance abuse counseling and information on maternal depression and on the effect of drug-exposure on infants and fetal alcohol syndrome;

“(v) at the option of such applicant, to offer (directly or through referral to local entities) to such parents—

“(I) training in basic child development (including cognitive, social, and emotional development);

“(II) assistance in developing literacy and communication skills;

“(III) opportunities to share experiences with other parents (including parent mentor relationships);

“(IV) regular in-home visitation;

“(V) mental and behavioral health services; or

“(VI) any other activity designed to help such parents become full partners in the education of their children;

“(vi) to provide, with respect to each participating family, a family needs assessment that includes consultation with such parents, in a manner and language that such parents can understand, about the benefits of parent involvement and about the activities described in subparagraph (H) in which such parents may choose to become involved (taking into consideration their specific family needs, work schedules, and other responsibilities); and

“(vii) to extend outreach to fathers, in appropriate cases, in order to strengthen the role of fathers in families, in the education of their young children, and in the Head Start program, by working directly with fathers and father figures through activities such as—



“(I) in appropriate cases, including fathers in home visits and providing culturally appropriate opportunities for direct father-child interactions; and

“(II) targeting increased male participation in the conduct of the program;

“(K) the plan of such applicant to meet the needs of limited English proficient children and their families, including procedures to identify such children, plans to provide trained personnel, and plans to provide services to assist the children in making progress toward the acquisition of the English language, while making meaningful progress in attaining the knowledge, skills, abilities, and development described in section 641A(a)(1)(B);

“(L) the plan of such applicant to meet the diverse cultural needs of the population served;

“(M) the plan of such applicant to meet the needs of children with disabilities;

“(N) the plan of such applicant who chooses to assist younger siblings of children who will participate in the Head Start program to obtain health, including mental health, services from other sources;

“(O) the plan of such applicant to collaborate with other entities carrying out public or private early childhood education and child care programs in the community;

“(P) the plan of such applicant to meet the needs of homeless children, including transportation needs, and children in foster care and children and families experiencing toxic stress;

“(Q) the plan of such applicant to maintain a qualified staff, including a teaching staff qualified to implement research-based curricula aligned with the Head Start Child Outcomes Framework developed by the Secretary and to the early learning standards in State in which such program would operate;

“(R) the plan of such applicant to enter into memoranda of understanding with local educational agencies within the service area, as described in section 642B(a); and

“(S) other factors related to the requirements of this subchapter.

“(3) CONTINUED ELIGIBILITY.—Faith-based and community-based organizations continue to be eligible, on the same basis as other organizations, to participate in any program under this subchapter for which they are otherwise eligible.

“(f) INTERIM PROVIDER.—If no agency in the community receives priority designation under subsection (c), and there is no qualified applicant in the community, the Secretary shall designate a qualified agency to carry out the Head Start program in the community on an interim basis until a qualified applicant from the community is so designated.

“(g) PARENT AND COMMUNITY PARTICIPATION.—The Secretary shall require that the practice of significantly involving parents and area residents affected by the program in the selection of Head Start agencies be continued.

“(h) COMMUNITY.—For purposes of this subchapter, a community may be a city, county, or multicity or multicounty unit within a State, an Indian reservation (including Indians in any off-reservation area designated by an appropriate tribal government in consultation with the Secretary) or a neighborhood or other area (irrespective of boundaries or political subdivisions) which provides a suitable organizational base and possesses the commonality of interest needed to operate a Head Start program.”

**SEC. 7. QUALITY STANDARDS; MONITORING OF HEAD START AGENCIES AND PROGRAMS.**

Section 641A of the Head Start Act (42 U.S.C. 9836a) is amended to read as follows:

**“SEC. 641A. QUALITY STANDARDS; MONITORING OF HEAD START AGENCIES AND PROGRAMS.**

“(a) QUALITY STANDARDS.—

“(1) ESTABLISHMENT OF STANDARDS.—The Secretary shall modify, as necessary, program performance standards by regulation applicable to Head Start agencies, programs, and projects under this subchapter, including—

“(A) performance standards with respect to services required to be provided, including health, parental involvement, nutritional, social, transition activities described in section 642(d), and other services;

“(B) scientifically based and developmentally appropriate early learning standards related to school readiness that are based on the Head Start Child Outcomes Framework to ensure that the children participating in the program, at a minimum develop and demonstrate—

“(i) language knowledge and skills, including oral language and listening comprehension;

“(ii) prereading knowledge and skills that prepare children for early literacy in schools including phonological awareness, print awareness and print skills, and alphabetic knowledge;

“(iii) mathematics knowledge and skills, including aspects of classification, seriation, number, spatial relations, and time;

“(iv) science knowledge and skills, including measurement;

“(v) cognitive abilities related to academic achievement and general knowledge;

“(vi) social and emotional development related to early learning, school success, social problem-solving, and overall well-being;

“(vii) approaches to learning related to child development and early learning;

“(viii) creative arts; and

“(ix) in the case of limited-English proficient children, progress toward acquisition of the English language while making meaningful progress in attaining the knowledge, skills, abilities, and development described in clauses (i) through (viii), including progress made through the use of culturally and linguistically appropriate instructional services;

“(C) administrative and financial management standards;

“(D) standards relating to the condition and location of facilities for such agencies, programs, and projects; and

“(E) such other standards as the Secretary finds to be appropriate.

“(2) CONSIDERATIONS IN DEVELOPING STANDARDS.—In developing the standards required under paragraph (1), the Secretary shall—

“(A) consult with experts in the fields of child development, early childhood education, child health care, family services (including linguistically and culturally appropriate services to limited English proficient children and their families), administration, and financial management, and with persons with experience in the operation of Head Start programs;

“(B) take into consideration—

“(i) past experience with use of the standards in effect under this subchapter on October 27, 1998;

“(ii) changes over the period since October 27, 1998, in the circumstances and problems typically facing children and families served by Head Start agencies;

“(iii) recommendations from the report on Developmental Outcomes and Assessments for Young Children by the National Academy of Sciences, when it becomes available;

“(iv) developments concerning research-based practices with respect to early childhood education and development, children

with disabilities, family services, program administration, and financial management;

“(v) projected needs of an expanding Head Start program;

“(vi) guidelines and standards currently in effect or under consideration that promote child health services and physical development, including outdoor activity that supports children’s motor development and overall health and nutrition;

“(vii) changes in the population of children who are eligible to participate in Head Start programs, including the language and cultural background and family structure of such children;

“(viii) mechanisms to ensure that children participating in Head Start programs make a successful transition to the schools that the children will be attending; and

“(ix) the unique challenges faced by individual programs, including those that are seasonal or short term, and those that serve rural populations; and

“(C)(i) review and revise as necessary the performance standards in effect under this subsection; and

“(ii) ensure that any such revisions in the performance standards will not result in the elimination of or any reduction in quality, scope or types of health, education, parental involvement, nutritional, social, or other services required to be provided under such standards as in effect on October 27, 1998.

“(3) STANDARDS RELATING TO OBLIGATIONS TO DELEGATE AGENCIES.—In developing standards under this subsection, the Secretary shall describe the obligations of a Head Start agency to a delegate agency to which the Head Start agency has delegated responsibility for providing services under this subchapter and determine whether the Head Start agency complies with the standards. The Secretary shall consider such compliance during the review described in subsection (c)(1)(A) and in determining whether to renew financial assistance to the Head Start agency under this subchapter.

“(b) MEASURES.—

“(1) IN GENERAL.—The Secretary, in consultation with representatives of Head Start agencies and with experts in the fields of early childhood education and development, shall use the study on Developmental Outcomes and Assessments for Young Children by the National Academy of Sciences to provide guidance to Head Start agencies for utilizing scientifically-based measures that support, as appropriate—

“(A) classroom instructional practices;

“(B) identification of special needs; and

“(C) program evaluation.

“(2) CHARACTERISTICS OF MEASURES.—The measures under this subsection shall—

“(A) be developmentally, linguistically, and culturally appropriate for the population served;

“(B) be reviewed not less than every 4 years, based on advances in the science of early childhood development;

“(C) be consistent with relevant, nationally recognized professional and technical standards related to the assessment of young children;

“(D) be valid and reliable (in English, Spanish, and any other language, as appropriate);

“(E) be administered by staff with appropriate training for such administration;

“(F) provide appropriate accommodations for children with disabilities and children who are limited English proficient; and

“(G) be high-quality research-based measures that have been demonstrated to assist with the purposes for which they were devised.

“(3) USE OF MEASURES; LIMITATIONS ON USE.—

“(A) Measures shall be designed for the purpose of—

“(i) promoting the skills, knowledge, and competencies of children participating in Head Start programs specified in subsection (a)(1)(B)(ii), with an emphasis on measuring skills that scientifically-based research has demonstrated are related to children’s school readiness and later success in school;

“(ii) improving classroom practices, including reviewing children’s strengths and weaknesses;

“(iii) identifying special needs; and

“(iv) improving overall program performance in order to help programs identify problem areas that may require additional training and technical assistance resources.

“(B) Such measures shall not be used to exclude children from Head Start programs.

“(4) SUSPENDED IMPLEMENTATION OF NATIONAL REPORTING SYSTEM.—The Secretary shall—

“(A) suspend implementation and terminate further development and use of the National Reporting System; and

“(B) incorporate, as appropriate, recommendations from the study on Developmental Outcomes and Assessments for Young Children by the National Academy of Sciences into any assessment used in the Head Start programs, in accordance with paragraphs (2) and (3).

“(5) SPECIAL RULE.—The use of assessment items and data on any assessment authorized under this subchapter by an agent or agents of the Federal Government to provide rewards or sanctions for individual children or teachers is prohibited. The Secretary shall not use the results of a single assessment as the sole or primary method for assessing program effectiveness or making grantee funding determinations at the national, regional, or local level.

“(6) CONFIDENTIALITY.—

“(A) The Secretary, through regulation, shall ensure the confidentiality of any personally identifiable data, information and records collected or maintained by the Secretary and any Head Start agency. Such regulations shall provide the policies, protections, and rights equivalent to those provided a parent, student, or educational agency or institution under section 444 of the General Education Provisions Act.

“(B) Nothing in this subsection shall be construed to authorize the development of a nationwide database of personally identifiable information on children participating in measures under this subsection.

“(C) MONITORING OF LOCAL AGENCIES AND PROGRAMS.—

“(1) IN GENERAL.—To determine whether Head Start agencies meet standards established under this subchapter with respect to program, administrative, financial management, and other requirements and in order to help programs identify areas for improvement and areas of strengths as part of an ongoing self-assessment process, the Secretary shall develop and use a risk-based assessment system to conduct the following reviews of Head Start agencies, and of the Head Start programs operated by such agencies:

“(A) A full review of each such agency at least once during each 3-year period.

“(B) A review of each newly designated Head Start agency immediately after the completion of the first year such agency carries out a Head Start program.

“(C) Followup reviews, including unannounced reviews as appropriate, of programs with 1 or more findings of deficiencies not later than 12 months after the date of such finding.

“(D) other reviews, including unannounced site inspections of Head Start centers, as appropriate.

“(2) CONDUCT OF REVIEWS.—The Secretary shall ensure that reviews described in subparagraphs (A) through (C) of paragraph (1)—

“(A) are conducted by review teams that—

“(i) include individuals who are knowledgeable about Head Start programs and, to the maximum extent practicable, the diverse (including linguistic and cultural) needs of eligible children (including children with disabilities) and limited-English proficient children and their families; and

“(ii) include, to the maximum extent practicable, current or former employees of the Department of Health and Human Services who are knowledgeable about Head Start programs;

“(B) include as part of the reviews of the programs, a review and assessment of program strengths and areas in need of improvement;

“(C) include as part of the reviews of the programs, a review and assessment of whether programs have adequately addressed the population and community needs (including populations of children with limited English proficiency and children of migrant and seasonal farm-working families);

“(D) include as part of the review the extent to which the program addresses the community needs and strategic plan identified in section 640(g)(2)(C);

“(E) include as part of the review the implementation by qualified individuals with demonstrated reliability, of a valid and reliable research-based observational instrument that assesses classroom quality, including multiple dimensions of teacher-child interactions that are linked to positive child development and later achievement;

“(F) are conducted in a manner that evaluates program performance, quality, and overall operations with consistency and objectivity, and based on a transparent and reliable system of review;

“(G) in the case of Early Head Start programs, are conducted by a review team that includes individuals who are knowledgeable about the development of infants and toddlers; and

“(H) include as part of the review a protocol for fiscal management that shall be used to assess the compliance with program requirements for—

“(i) using Federal funds appropriately;

“(ii) using Federal funds specifically to purchase property and to compensate personnel;

“(iii) securing and using qualified fiscal officer support; and

“(iv) reporting financial information and implementing appropriate internal controls to safeguard Federal funds.

“(3) USE OF REVIEW FINDINGS.—The findings of the review shall, at a minimum—

“(A) be presented to an agency in a timely, transparent, and uniform manner that conveys information of program strengths and weaknesses and assists with program improvement; and

“(B) be used by the Head Start agencies to inform the development and implementation of their plan for training and technical assistance.

“(d) EVALUATIONS AND CORRECTIVE ACTIONS FOR DELEGATE AGENCIES.—

“(1) PROCEDURES.—The Head Start agency shall establish procedures relating to its delegate agencies, including—

“(A) procedures for evaluating delegate agencies;

“(B) procedures for defunding delegate agencies; and

“(C) procedures for appealing a defunding decision relating to a delegate agency.

“(2) EVALUATIONS.—Each Head Start agency—

“(A) shall evaluate its delegate agencies using the procedures established under this section; and

“(B) shall inform the delegate agencies of the deficiencies identified through the evaluation that are required to be corrected.

“(3) REMEDIES TO ENSURE CORRECTIVE ACTIONS.—If the Head Start agency identifies a deficiency of a delegate agency through the evaluation, the Head Start agency may—

“(A) initiate procedures to terminate the designation of the delegate agency unless such agency corrects the deficiency; and

“(B) conduct monthly monitoring visits to such delegate agency until all deficiencies are corrected or the Head Start agency decides to defund such delegate agency.

“(4) RULE OF CONSTRUCTION.—Nothing in this subsection shall be construed to modify, supersede, or affect the powers, duties, or functions of the Secretary with respect to Head Start agencies or delegate agencies that receive financial assistance under this subchapter.

“(e) CORRECTIVE ACTION; TERMINATION.—

“(1) DETERMINATION.—If the Secretary determines, on the basis of a review pursuant to subsection (c), that a Head Start agency designated pursuant to section 641 fails to meet the standards described in subsection (a) or fails to adequately address the community needs and strategic plan identified in section 640(g)(2)(C), the Secretary shall—

“(A) inform the agency of the deficiencies that shall be corrected;

“(B) with respect to each identified deficiency, require the agency—

“(i) to correct the deficiency immediately, if the Secretary finds that the deficiency threatens the health or safety of staff or program participants or poses a threat to the integrity of Federal funds;

“(ii) to correct the deficiency not later than 90 days after the identification of the deficiency if the Secretary finds, in the discretion of the Secretary, that such a 90-day period is reasonable, in light of the nature and magnitude of the deficiency; or

“(iii) in the discretion of the Secretary (taking into consideration the seriousness of the deficiency and the time reasonably required to correct the deficiency), to comply with the requirements of paragraph (2) concerning a quality improvement plan; and

“(C) initiate proceedings to terminate the designation of the agency unless the agency corrects the deficiency.

“(2) QUALITY IMPROVEMENT PLAN.—

“(A) AGENCY AND PROGRAM RESPONSIBILITIES.—To retain a designation as a Head Start agency under this subchapter, or in the case of a Head Start program to continue to receive funds from such agency, a Head Start agency, or Head Start program that is the subject of a determination described in paragraph (1) (excluding an agency or program required to correct a deficiency immediately or during a 90-day period under clause (i) or (ii) of paragraph (1)(B)) shall—

“(i) develop in a timely manner, a quality improvement plan that shall be subject to the approval of the secretary, or in the case of a program, the sponsoring agency, and which shall specify—

“(I) the deficiencies to be corrected;

“(II) the actions to be taken to correct such deficiencies; and

“(III) the timetable for accomplishment of the corrective actions specified; and

“(ii) eliminate each deficiency identified, not later than the date for elimination of such deficiency specified in such plan (which shall not be later than 10 months after the date the agency or program obtains approval of its quality improvement plan).

“(B) SECRETARIAL RESPONSIBILITY.—Not later than 30 days after receiving from a Head Start agency a proposed quality improvement plan pursuant to subparagraph

(A), the Secretary shall either approve such proposed plan or specify the reasons why the proposed plan cannot be approved.

“(C) AGENCY RESPONSIBILITY FOR PROGRAM IMPROVEMENT.—Not later than 30 days after receiving from a Head Start program, a proposed quality improvement plan pursuant to subparagraph (A), the Head Start agency shall either approve such proposed plan or specify the reasons why the proposed plan cannot be approved.

“(3) TRAINING AND TECHNICAL ASSISTANCE.—The Secretary shall provide training and technical assistance to Head Start agencies and programs with respect to the development or implementation of such quality improvement plans to the extent the Secretary finds such provision to be feasible and appropriate given available funding and other statutory responsibilities.

“(f) SUMMARIES OF MONITORING OUTCOMES.—Not later than 120 days after the end of each fiscal year, the Secretary shall publish a summary report on the findings of reviews conducted under subsection (c) and on the outcomes of quality improvement plans implemented under subsection (e), during such fiscal year. Such report shall be made available to all parents with children receiving assistance under this subchapter in an understandable and uniform format, and to the extent practicable, provided in a language that the parents can understand, and in addition, make the information widely available through public means such as distribution through public agencies, and at a minimum posting such information on the Internet immediately upon publication. Such reports shall contain detailed data on compliance with specific performance standards and measures sufficient to allow individual Head Start agencies to use such data to improve the quality of their program.

“(g) SELF-ASSESSMENTS.—

“(1) IN GENERAL.—Not less frequently than once each program year, with the consultation and participation of policy councils, and as applicable, policy committees, and as appropriate, other community members, each Head Start agency and each delegate agency that receives financial assistance under this subchapter shall conduct a comprehensive self-assessment of its effectiveness and progress in meeting program goals and objectives (including professional development plans) and in implementing and complying with Head Start program performance standards.

“(2) REPORT AND IMPROVEMENT PLANS.—

“(A) REPORT.—An agency conducting a self-assessment shall report the findings of the self-assessment to the relevant policy council, policy committee, governing body, and Secretary. Each self-assessment shall identify areas of strength and weakness.

“(B) IMPROVEMENT PLAN.—The agency shall develop and report to the Secretary an improvement plan approved by the governing body of the agency to strengthen any areas identified in the self-assessment as weaknesses or in need of improvement.

“(3) ONGOING MONITORING.—Each Head Start agency, delegate Head Start agency, and entity that carries out an Early Head Start program shall establish and implement procedures for the ongoing monitoring of their respective programs, to ensure that the operations of the programs work toward meeting program goals and objectives and Head Start performance standards.

“(h) ENROLLMENT REPORTING REQUIREMENT.—

“(1) Head Start agencies shall report on a regular basis to the Secretary—

“(A) the actual enrollment in such program; and

“(B) if such actual enrollment is less than the funded enrollment, any apparent reason for such enrollment shortfall.

“(2) The Secretary shall determine on a regular basis which Head Start agencies are operating with an actual enrollment that is less than the funded enrollment and shall provide appropriate and timely training and technical assistance to increase actual enrollment, as appropriate.

“(3) In this subsection:

“(A) The term ‘actual enrollment’ means, with respect to a Head Start program, the actual number of children enrolled in such program in a given month.

“(B) The term ‘base grant’ means, with respect to Head Start agency for a fiscal year, that portion of the grant derived from—

“(i) amounts reserved for use in accordance with section 640(a)(2)(A), for a Head Start agency administering an Indian Head Start program or migrant and seasonal Head Start program;

“(ii) amounts reserved for payments under section 640(a)(2)(B); or

“(iii) amounts available under section 640(a)(2)(D) or allotted among States under section 640(a)(4).

“(C) The term ‘funded enrollment’ means, with respect to the program of a Head Start agency in a fiscal year, the number of children that the agency is funded to serve through a grant for the program during such fiscal year, as indicated in the grant award.

“(i) REDISTRIBUTION OF FUNDS.—Funds held by the Secretary as a result of recapturing, withholding, or reducing a base grant, except when such action is the result of an open competition 641(d) or termination 646(d) shall be redistributed in such fiscal year as follows:

“(1) If such funds are derived from an Indian Head Start program, then such funds shall be redistributed to increase enrollment in such fiscal year in 1 or more Indian Head Start programs.

“(2) If such funds are derived from the operation of a migrant and seasonal Head Start program, then such funds shall be redistributed to increase enrollment in such fiscal year in 1 or more migrant and seasonal Head Start programs.

“(3) If such funds are derived from the operation of a Head Start program in a State (excluding Indian Head Start program and migrant and seasonal Head Start programs), then such funds shall be redistributed to increase enrollment in such fiscal year in 1 or more Head Start programs (excluding Indian Head Start programs and migrant and seasonal Head Start programs) that are carried out in such State, except that—

“(A) not less than 50 percent of the funds shall be prioritized to increase the program participation of children and families served under Early Head Start; and

“(B) not less than 25 percent of the funds shall be prioritized to increase program participation of underserved populations of eligible children.”

#### SEC. 8. POWERS AND FUNCTIONS OF HEAD START AGENCIES.

Section 642 of the Head Start Act (42 U.S.C. 9837) is amended to read as follows:

#### “SEC. 642. POWERS AND FUNCTIONS OF HEAD START AGENCIES.

“(a) LEGAL AUTHORITY.—To be designated as a Head Start agency under this subchapter, an agency must have authority under its charter or applicable law to receive and administer funds under this subchapter, funds and contributions from private or local public sources which may be used in support of a Head Start program, and funds under any Federal or State assistance program pursuant to which a public or private nonprofit or for-profit agency (as the case may be) organized in accordance with this subchapter, could act as grantee, contractor, or

sponsor of projects appropriate for inclusion in a Head Start program. Such an agency must also be empowered to transfer funds so received, and to delegate powers to other agencies, subject to the powers of its governing board and its overall program responsibilities. The power to transfer funds and delegate powers must include the power to make transfers and delegations covering component projects in all cases where this will contribute to efficiency and effectiveness or otherwise further program objectives.

“(b) FAMILY AND COMMUNITY INVOLVEMENT; FAMILY SERVICES.—To be so designated, a Head Start agency shall, at a minimum, do all the following to involve and serve families and communities:

“(1) Establish effective procedures by which parents and area residents concerned will be enabled to directly participate in decisions that influence the character of programs affecting their interests.

“(2) Seek the involvement of parents, area residents, and local business in the design and implementation of the program.

“(3) Establish effective procedures to facilitate and seek the involvement of parents of participating children in activities designed to help such parents become full partners in the education of their children, and to afford such parents the opportunity to participate in the development and overall conduct of the program at the local level, including a process through which parents of children currently participating in a Head Start program or an Early Head Start program select the parent representatives to serve on the council under section 642(b)(4)(B)(ii).

“(4) Offer (directly or through referral to local entities, such as entities carrying out Even Start programs under subpart 3 of part B of title I of the Elementary and Secondary Education Act of 1965 (20 U.S.C. 2741 et seq.)), to parents of participating children, family literacy services and parenting skills training.

“(5) Offer to parents of participating children mental health services (either directly or through referral to local entities), including substance abuse counseling, and including information on maternal depression and on drug-exposed infants and fetal alcohol syndrome.

“(6) At the option of such agency, offer (directly or through referral to local entities) to such parents—

“(A) training in basic child development (including cognitive, social, and emotional development);

“(B) assistance in developing literacy and communication skills;

“(C) opportunities to share experiences with other parents (including parent-mentor relationships);

“(D) mental and behavioral health services;

“(E) regular in-home visitation; or

“(F) any other activity designed to help such parents become full partners in the education of their children.

“(7) Provide, with respect to each participating family, a family needs assessment that includes consultation with such parents, in a manner and language that such parents can understand, about the benefits of parent involvement and about the activities described in paragraphs (5) through (8) in which such parents may choose to be involved (taking into consideration their specific family needs, work schedules, and other responsibilities).

“(8) Consider providing services to assist younger siblings of children participating in its Head Start program to obtain health, including mental health, services from other sources.

“(9) Perform community outreach to encourage individuals previously unaffiliated with Head Start programs to participate in its Head Start program as volunteers.

“(10)(A) Inform custodial parents in single-parent families that participate in programs, activities, or services carried out or provided under this subchapter about the availability of child support services for purposes of establishing paternity and acquiring child support; and

“(B) Refer eligible parents to the child support offices of State and local governments.

“(11) Provide parents of limited English proficient children outreach and services under this subchapter, in an understandable and uniform format and, to the extent practicable, in a language that such parents can understand.

“(12) Provide technical and other support needed to enable parents and area residents to secure on their own behalf available assistance from public and private sources.

“(13) Promote the continued involvement of the parents (including grandparents and kinship caregivers, as appropriate) of children that participate in Head Start programs in the education of their children upon transition to school, the Head Start agency shall work with the local educational agency—

“(A) to provide training to the parents;

“(i) to inform the parents about their rights and responsibilities concerning the education of their children; and

“(ii) to enable the parents—

“(I) to understand and work with schools in order to communicate with teachers and other school personnel;

“(II) to support the schoolwork of their children; and

“(III) to participate as appropriate in decisions relating to the education of their children; and

“(B) to take other actions, as appropriate and feasible, to support the active involvement of the parents with schools, school personnel, and school-related organizations.

“(14) Provide parents of a child suspected of having a disability information about services available under section 619 or part C of the Individuals With Disabilities Education Act (20 U.S.C. 1419, 1431 et seq.) and refer such child to the appropriate agency for an evaluation of eligibility under such Act.

“(c) PROGRAM GOVERNANCE.—Head Start agencies must establish and maintain a formal structure of shared governance through which an independent governing body with legal and fiscal responsibility for administering and overseeing programs under this subchapter and a parent policy council and parent policy committee, as appropriate, shall ensure that such agency operates a high quality Head Start program in compliance with all applicable Federal, State, and local laws.

“(1) GOVERNING BODY.—

“(A) COMPOSITION.—The governing body shall be composed as follows:

“(i) Not less than 1 member with significant financial management or accounting experience.

“(ii) Not less than 1 member shall have a background and expertise in early childhood development.

“(iii) Not less than 1 member shall be a licensed attorney familiar with issues that come before the governing body.

“(iv) Additional members shall be selected for their expertise in education, business administration, and community affairs and shall reflect the community served.

“(v) Exceptions shall be made when members of the governing body oversee a public entity and are selected by public election or are political appointments.

“(B) CONFLICT OF INTEREST.—Members of the governing body shall—

“(i) not have a conflict of interest with the Head Start agency or delegate agencies, exceptions shall be made when a board member of a public entity is selected by election or politically appointed;

“(ii) not receive compensation for the purposes of serving on the governing body or for providing services to the Head Start agency, exceptions shall be made when a board member of a public entity is selected by election or politically appointed;

“(iii) not be employed nor shall members of their immediate family be employed by the Head Start agency or one of its delegate agencies, exceptions shall be made when a board member of a public entity is selected by election or politically appointed; and

“(iv) operate as an entity independent of staff employed by the Head Start agency entity or applicant, exceptions shall be made when a board member of a public entity is selected by election or politically appointed.

“(C) CONSULTANTS.—In the case that persons described in subparagraph (A) are not available to serve as members, the governing body shall make use of consultants in the areas described in subparagraph (A) to work directly with the governing body.

“(D) TRAINING.—All members of the governing body shall receive training in management responsibilities and obligations, ethics, and financial literacy management.

“(E) RESPONSIBILITIES OF GOVERNING BODY.—The governing body shall be responsible for—

“(i) adoption of practices that assure active, independent and informed governance of the Head Start agency;

“(ii) oversight to ensure that the Head Start agency under the direction of the executive director is delivering high quality services to children and families in compliance with all applicable standards in effect under this subchapter and with the applicable performance measures established by the Secretary under section 644;

“(iii) establish an audit and finance committee whose primary responsibility shall be—

“(I) to approve annually the operating budget of the Head Start agency;

“(II) to review and recommend to the governing body the selection of independent auditors who shall report all critical accounting policies and practices to the finance and audit committee, except when the auditor is assigned by the State under State law;

“(III) to review and recommend to the governing body the termination or extension of the existing audit firm at least once every 5 years;

“(IV) to review and advise the governing body of the audit management letter provided pursuant to the chapter 75 of title 31, United States Code, and of any audit findings; and

“(V) to monitor agency actions to correct any such audit findings or other actions necessary to comply with applicable laws (including regulations) governing financial statements and accounting practices;

“(iv) approve all major policies of the agency, including the mission of the agency and policies addressing accounting, financial management, procurement, record confidentiality, and personnel (including specific standards governing salaries, salary adjustments, travel and per diem allowances, and other employee benefits);

“(v) approve all major financial expenditures of the agency;

“(vi) approve the selection or dismissal of the Head Start Director or the equivalent position within the Head Start agency;

“(vii) approve or disapprove all policies, applications, and decisions of the Policy

Council made under the authority of paragraph (2);

“(viii) to oversee the program planning of the Head Start agency, including adoption of policies for setting long- and short-range goals and objectives;

“(ix) oversee and approve the agency’s applications to receive funds made available under this subchapter; and

“(x) to establish, adopt and periodically update written standards of conduct that establish standards and formal procedures for disclosing, addressing, and resolving—

“(I) any conflict of interest, and any appearance of a conflict of interest, by members of the governing body, officers, employees, consultants and agents who provide services or furnish goods to the Head Start agency; and

“(II) complaints, including investigations, when appropriate.

“(2) POLICY COUNCIL.—

“(A) COMPOSITION.—The Policy Council or Policy Committee, as appropriate, shall be composed as follows:

“(i) Members of the Policy Council shall be either parents of children currently enrolled in the Head Start agency’s (or delegate’s) Head Start or Early Head Start program or that are parents of children who were enrolled in the program in the previous year (Parent Members) or shall be members of the community served by the Head Start agency or delegate (Community Members).

“(ii) Parent members of the Policy Council shall constitute a majority of the members of the Policy Council and shall be elected by parents of currently enrolled children.

“(iii) Parent members shall represent, proportionately, all program options and settings operated by the Head Start agency or delegate.

“(iv) The term of a Policy Council member shall be no more than 2 years and no Policy Council member shall serve longer than 6 years.

“(B) RESPONSIBILITIES OF POLICY COUNCIL.—In order to be designated as a Head Start agency, an entity or delegate of such an entity shall have a Policy Council which shall approve and submit to the governing body decisions about the following activities:

“(i) The strategic direction of the program, including long and short-term planning goals and objectives (such planning and goals shall take into account the annual community assessment and self-assessment).

“(ii) Selection of delegate agencies and their service areas.

“(iii) Recruitment, selection and enrollment priorities.

“(iv) Funding applications and amendments to funding applications for Head Start or Early Head Start prior to submission of such applications.

“(v) Budget planning for program expenditures.

“(vi) Bylaws for the operation of the Policy Council including procedures by which Policy Council members are chosen.

“(vii) Program personnel policies, including standards of conduct for program staff, contractors and volunteers.

“(viii) Decisions regarding employment of Head Start staff other than the director and executive director.

“(ix) Activities to support the active involvement of parents in supporting program operations.

“(x) Program responsiveness to community and parent needs.

“(C) TRAINING.—Appropriate training and technical assistance shall be provided to the members of the Policy Council to ensure that the members understand the information the members receive and effectively oversee and participate in the programs of the Head Start agency or delegate.

“(3) IMPASSE POLICY.—The Secretary shall develop policies and procedures describing how Head Start agencies will implement shared decision-making, including a process for resolving any impasse between the Governing Body and the Policy Council.

“(d) COLLABORATION AND COORDINATION.—To be so designated, a Head Start agency must collaborate and coordinate with public and private entities to improve the available services to Head Start children and families, including the following activities:

“(1) Conduct outreach to schools in which children participating in Head Start programs enroll, local educational agencies, the local business community, community-based organizations, faith-based organizations, museums, and libraries to generate support and leverage the resources of the entire local community in order to improve school readiness.

“(2) In communities where both public prekindergarten programs and Head Start programs operate, a Head Start agency shall collaborate and coordinate activities with the local educational agency or other public agency responsible for the operation of the prekindergarten program and providers of prekindergarten, including outreach activities to identify eligible children, as possible.

“(3) Head Start agency staff shall, with the permission of the parents of children enrolled in Head Start programs, regularly communicate with the elementary schools such children will be attending—

“(A) to share information about such children; and

“(B) to ensure a smooth transition to elementary school for such children.

“(4) Each Head Start agency shall collaborate, as appropriate, with providers of social and community services available to children and families participating in Head Start programs, and may support such partnerships with financial agreements, when applicable, for the provision of such services.

“(5) A Head Start agency shall take steps to coordinate activities with the local educational agency serving the community involved and with schools in which children participating in a Head Start program operated by such agency will enroll following such program, including—

“(A) collaborating on the shared use of transportation and facilities;

“(B) collaborating to enhance the efficiency of services while increasing the program participation of underserved populations of eligible children; and

“(C) exchanging information on the provision of noneducational services to such children.

“(6) The Secretary, in consultation with the Secretary of Education, shall—

“(A) evaluate the effectiveness of the projects and activities funded under section 642A;

“(B) disseminate to Head Start agencies information (including information from the evaluation required by subparagraph (A)) on effective policies and activities relating to the transition of children from Head Start programs to public schools; and

“(C) provide technical assistance to such agencies to promote and assist such agencies to adopt and implement such effective policies and activities.

“(e) QUALITY STANDARDS, CURRICULA AND ASSESSMENT.—To be so designated, each Head Start agency shall—

“(1) take steps to ensure, to the maximum extent possible, that children maintain the developmental and educational gains achieved in Head Start programs and build upon such gains in further schooling;

“(2) establish a program with standards set forth in section 641A(a)(1), with particular attention to the standards set forth in subparagraphs (A) and (B) of such section;

“(3) implement a research-based early childhood curriculum that promotes young children’s school readiness in the areas of language and cognitive development, early reading and premathematics skills, socio-emotional development, physical development, and approaches to learning. Such curricula shall be—

“(A) based on scientifically based research and have standardized training procedures and curriculum materials to support implementation;

“(B) comprehensive, linked to ongoing assessment, with developmental and learning goals and measurable objectives; and focused on improving the learning environment, teaching practices, family involvement, and child outcomes across all areas of development; and

“(C) aligned to the Head Start Child Outcomes Framework developed by the Secretary and to State early learning standards, as appropriate;

“(4) use ongoing, research-based assessment methods that are developmentally appropriate, culturally and linguistically responsive, and tied to children’s daily activities in order to support the educational instruction of children in the program, including language skills, prereading knowledge and premathematics knowledge. Assessment instruments shall be those designed and validated for making decisions about teaching and learning and aligned with the programs curricula and section 641A(a)(1);

“(5) use high-quality research-based developmental screening tools that have been demonstrated to be standardized, reliable, valid, and accurate for children from a range of racial, ethnic, linguistic, and cultural backgrounds, for the purpose of meeting the relevant performance standards;

“(6) adopt, in consultation with experts in child development and with classroom teachers, an assessment to be used when hiring or evaluating any classroom teacher in a center-based Head Start program. Such assessment shall measure whether such teacher has mastered the functions described in section 648A(a)(1) and attained a level of literacy appropriate to implement Head Start curricula;

“(7) use the information provided from the assessment conducted under section 640A(c)(2)(H) to adopt a professional development plan that leads to improved teacher effectiveness;

“(8) establish measurable objectives for the provision of health, educational, nutritional, and social services related to the program mission and to school readiness and provided under this subchapter; and

“(9) develop procedures for identifying children as limited English proficient, and inform the parents of such children as to the instructional services used to help children make progress towards acquiring the knowledge and skills described in section 641A(a)(1)(B) and acquisition of the English language.

“(f) FUNDED ENROLLMENT; WAITING LIST.—Each Head Start agency shall enroll 100 percent of its funded enrollment and maintain an active waiting list at all times with ongoing outreach to the community and activities to identify underserved populations.

“(g) TECHNICAL ASSISTANCE AND TRAINING PLAN.—In order to receive funds under this subchapter, a Head Start agency shall develop an annual technical assistance and training plan. Such plan shall be based on the agency’s self-assessment, the community-wide needs assessment, the needs of parents and children to be serviced by such agency, and the results of the reviews conducted under section 641A(c).

“(h) FINANCIAL MANAGEMENT.—In order to receive funds under this subchapter, a

Head Start agency shall document strong fiscal controls, including the employment of well-qualified fiscal staff with a history of successful management of a public or private organization.”

**SEC. 9. HEAD START TRANSITION AND ALIGNMENT WITH K-12 EDUCATION.**

Section 642A of the Head Start Act (42 U.S.C. 9837a) is amended to read as follows:

**“SEC. 642A. HEAD START TRANSITION AND ALIGNMENT WITH K-12 EDUCATION.**

“Each Head Start agency shall take steps to coordinate with the local educational agency serving the community involved and with schools in which children participating in a Head Start program operated by such agency will enroll following such program to promote continuity of services and effective transitions, including—

“(1) developing and implementing a systematic procedure for transferring, with parental consent, Head Start program records for each participating child to the school in which such child will enroll;

“(2) establishing ongoing channels of communication between Head Start staff and their counterparts in the schools (including teachers, social workers, McKinney-Vento liaisons as established under section 722(g)(1)(J)(ii) of the McKinney-Vento Homeless Assistance Act (42 U.S.C. 11432(g)(1)(J)(ii)), and health staff) to facilitate coordination of programs;

“(3) establish on-going communication for developing continuity of developmentally appropriate curricula between Head Start and local educational agencies to ensure an effective transition and appropriate shared expectations for children’s learning and development as they make such transition to school;

“(4) organizing and participating in joint training, including transition-related training for school staff and Head Start staff;

“(5) conducting meetings involving parents, kindergarten or elementary school teachers, and Head Start program teachers to discuss the educational, developmental, and other needs of individual children;

“(6) helping parents of limited English Proficient children understand the method of instruction and other services provided by the school in which such child will enroll after participation in Head Start and as appropriate, information provided to parents of limited English proficient children under section 3302 of title III of the Elementary and Secondary Education Act of 1965 (20 U.S.C. 7012);

“(7) developing and implementing a family outreach and support program in cooperation with entities carrying out parental involvement efforts under title I of the Elementary and Secondary Education Act of 1965 (20 U.S.C. 6301 et seq.) and family outreach and support efforts under subtitle B of title VII of the McKinney-Vento Homeless Assistance Act (42 U.S.C. 11431-11435);

“(8) assisting families, administrators, and teachers in enhancing educational and developmental continuity and continuity in parental involvement activities between Head Start services and elementary school classes;

“(9) linking the services provided in such Head Start program with the education services, including services relating to language, literacy, and numeracy, provided by such local educational agency;

“(10) helping parents (including grandparents and kinship caregivers, as appropriate) to understand the importance of parental involvement in a child’s academic success while teaching them strategies for maintaining parental involvement as their child moves from Head Start to elementary school;

“(1) developing and implementing a system to increase program participation of underserved populations of eligible children; and

“(12) coordinating activities and collaborating to ensure that curricula used in the Head Start program are aligned with—

“(A) the Head Start Child Outcomes Framework as developed by the Secretary; and

“(B) State early learning standards, as appropriate, with regard to cognitive, social, emotional, and physical competencies that children entering kindergarten are expected to demonstrate.”.

**SEC. 10. LOCAL AND STATE INTEGRATION OF EARLY CHILDHOOD EDUCATION.**

The Head Start Act (42 U.S.C. 9831) is amended by inserting after section 642A the following:

**“SEC. 642B. LOCAL AND STATE INTEGRATION OF EARLY CHILDHOOD EDUCATION.**

“(a) LOCAL INTEGRATION.—In general, Head Start agencies shall enter into ongoing partnerships with local educational agencies and with State-funded preschool and other early childhood programs.

“(1) MEMORANDA OF UNDERSTANDING.—Each Head Start agency shall enter into a memorandum of understanding with any local educational agencies or local councils, responsible for managing publicly funded prekindergarten programs in the service area of the Head Start agency (or if such agencies and such councils are not applicable in the service area, with the largest provider of publicly funded prekindergarten in the service area), that shall include plans to coordinate the following activities:

“(A) Educational activities, curricula, and instruction.

“(B) Public information dissemination and access to programs for families contacting any of the early childhood programs.

“(C) Selection priorities for eligible children to be served by programs.

“(D) Service delivery areas.

“(E) Staff training, including opportunities for joint staff training on topics such as academic content standards, instructional methods, and social and emotional development.

“(F) Program technical assistance.

“(G) Provision of additional services to meet the needs of working parents.

“(H) Planning and parent education for smooth transitions to kindergarten as required in section 642A(3) and 642A(6).

“(I) Provision and use of facilities, transportation, and other program elements.

“(J) Other elements mutually agreed to by the parties to such memorandum.

“(2) TIMING OF MEMORANDA.—Each Head Start agency shall enter into a memorandum of understanding under paragraph (1) not later than 1 year after the effective date of this section.

“(3) SECRETARIAL REVIEW.—Each memorandum of understanding entered into under paragraph (1) shall be submitted to the Secretary not later than 30 days after entering into such memorandum.

“(A) If a Head Start agency is unable to comply with the requirement in paragraph (1) the Head Start agency shall notify the Secretary and the chief executive officer of the State not later than 30 days after determining that they are unable to enter into such memorandum. The Secretary, in cooperation with the State Early Learning Council and the State Director of Head Start Collaboration, shall evaluate the causes of failure to enter into a memorandum of understanding under paragraph (1). With the assistance of the State Early Learning Council and the State Director of Head Start Collaboration, all parties shall again attempt to enter into a memorandum of understanding

under paragraph (1). Then if no such memorandum of understanding is entered into, the Secretary shall make 1 of the following determinations:

“(i) The local educational agency, local council, or other appropriate entity is unable or unwilling to enter into such a memorandum despite reasonable efforts on the part of the Head Start agency.

“(ii) The Head Start agency has not engaged in reasonable efforts to successfully negotiate and enter into a memorandum of understanding pursuant to paragraph (1).

“(iii) There is an absence of publicly funded prekindergarten in the service area of the Head Start agency.

“(B) If the Secretary determines the Head Start agency is not making reasonable efforts to enter into a memorandum of understanding pursuant to paragraph (1), the Head Start agency shall be found to be non-compliant with program performance standards.

“(C) If the Secretary concludes that the local educational agency, local council, or other appropriate entity is not making reasonable efforts to reach such a memorandum of understanding, the Head Start agency shall not be found out of compliance with paragraph (1).

“(4) REVISION OF MEMORANDA.—Each memorandum of understanding shall be revised and renewed annually by the parties to such memorandum, in alignment with the beginning of the school year.

“(5) ABSENCE OF PREKINDERGARTEN.—In the absence of publicly funded prekindergarten in the service area of a Head Start agency, the Head Start agency shall submit notice to the Secretary and the chief executive officer of the State and shall work with the State Early Learning Council and the State Director of Head Start Collaboration to improve coordination in their service area.

“(b) STATE EARLY LEARNING COUNCILS.—From the amounts reserved under section 640(a)(2)(C)(iii), the Secretary shall award, upon submission of a written request and pursuant to the requirements of paragraph (2), an early learning collaboration grant to each State for the purposes of supporting a State Early Learning Council responsible for advancing the development of a coordinated early childhood services delivery system in the State. A State that receives a grant under this subparagraph shall—

“(1) establish a State Early Learning Council, which shall include—

“(A) the State Director of Head Start Collaboration;

“(B) representatives from the State preschool programs;

“(C) representatives of local educational agencies;

“(D) the State official who oversees child care programs;

“(E) the State official who oversees section 619 and part C of the Individuals with Disabilities Education Act (20 U.S.C. 1419, 1431 et seq.);

“(F) the State official who oversees the State educational agency;

“(G) representatives from Head Start agencies located in the State, including migrant and seasonal Head Start programs and Indian Head Start programs;

“(H) representatives of local child care programs or organizations; and

“(I) a representative of the State agency responsible for health and mental health care; except that the chief executive officer of the State may designate an existing entity to serve as the Early Learning Council if such entity includes representatives described in this paragraph;

“(2) ensure that allotted funds distributed to a State for a fiscal year to carry out

this subsection may be used by the State to pay not more than 50 percent of the cost of carrying out this subsection;

“(3) direct the early learning council to improve the coordination and quality of early childhood services within the State, including—

“(A) to increase coordination and collaboration among State preschool, Head Start programs, child care programs, early childhood special education, and other early childhood programs, including in the areas of outcomes and standards, technical assistance, coordination of services, cross-sector professional development and training, community outreach, communication, and better serving the needs of working families through provision of full-day and full-year early education services;

“(B) to work with State agencies responsible for education, child care, and early intervention to provide leadership and assistance to local Head Start programs, local education agencies, and State and locally funded preschool and child care programs to increase integration among early childhood programs through adoption of local memoranda of understanding described in subparagraph (A) and other means;

“(C) to work with State agencies responsible for education, child care, and early intervention to provide leadership and assistance to develop developmentally appropriate standards for children birth through the early elementary grades to effect a smooth transition to and success in the early elementary grades;

“(D) to develop or conduct periodic Statewide needs assessments concerning early care and education programs for children from birth to school entry;

“(E) to work to identify and address barriers to and opportunities for integration between entities carrying out Federal and State child development, child care, and early childhood education programs;

“(F) to develop recommendations regarding means of establishing a unified data collection system for early care and education programs operating throughout the State;

“(G) to address coordination of early learning programs with health care (including mental and behavioral health care), welfare, family literacy and services for homeless children;

“(H) to support a State system of early childhood education, and training and technical assistance that improves the quality of early learning programs and the capacity of such programs to deliver services pursuant to section 648(b);

“(I) to develop a plan for increasing the participation of children underrepresented in State early childhood education and child care programs, including Head Start, State preschool programs, and programs carried out under the Child Care and Development Block Grant Act of 1990 (42 U.S.C. 9858 et seq.);

“(J) developing a Statewide professional development and career ladder plan for early care and education in the State; and

“(K) assisting 2- and 4-year public and private institutions of higher education to develop articulation agreements concerning degrees in early childhood and related fields.

“(4) Nothing in this subsection shall be construed to provide the Early Learning Council with authority to modify, supersede, or affect the operation of this subchapter.

“(5) Funds made available under this section shall be used to supplement, and not supplant, other Federal, State, and local funds that would otherwise be expended to carry out the purposes of this section.”.

**SEC. 11. ADMINISTRATIVE REQUIREMENTS AND STANDARDS.**

Section 644 of the Head Start Act (42 U.S.C. 9839) is amended—



(1) by amending subsection (a) to read as follows:

“(a) IN GENERAL.—

“(1) STANDARDS.—Each Head Start agency shall observe standards of organization, management, and administration which will ensure, so far as reasonably possible, that all program activities are conducted in a manner consistent with the purposes of this subchapter and the objective of providing assistance effectively, efficiently, and free of any taint of partisan political bias or personal or family favoritism. Each such agency shall establish or adopt rules to carry out this section, which shall include rules to assure full staff accountability in matters governed by law, regulations, or agency policy. Each agency shall also provide for reasonable public access to information, including public hearings at the request of appropriate community groups and reasonable public access to books and records of the agency or other agencies engaged in program activities or operations involving the use of authority or funds for which it is responsible.

“(2) ANNUAL REPORT.—Each Head Start agency shall make available to the public a report published at least once in each fiscal year that discloses the following information from the then most recently concluded fiscal year, except that reporting such information shall not reveal personally identifiable information about an individual child or parent:

“(A) The total amount of public and private funds received and the amount from each source.

“(B) An explanation of budgetary expenditures and proposed budget for the following fiscal year.

“(C) The total number of children and families served and percent of average monthly enrollment, including the percent of eligible children served.

“(D) The results of the most recent review by the Secretary and the financial audit.

“(E) The percentage of enrolled children that received medical and dental exams.

“(F) Information about parent involvement activities.

“(G) The agency’s efforts to prepare children for kindergarten.

“(H) Any other information required by the Secretary.

“(3) PROCEDURAL CONDUCT.—Each such agency shall adopt for itself and other agencies using funds or exercising authority for which it is responsible, rules designed to—

“(A) establish specific standards governing salaries, salary increases, travel and per diem allowances, and other employee benefits;

“(B) assure that only persons capable of discharging their duties with competence and integrity are employed and that employees are promoted or advanced under impartial procedures calculated to improve agency performance and effectiveness;

“(C) guard against personal or financial conflicts of interest; and

“(D) define employee duties in an appropriate manner which will in any case preclude employees from participating, in connection with the performance of their duties, in any form of picketing, protest, or other direct action which is in violation of law.”, and

(2) by amending subsection (f) to read as follows:

“(f) FACILITIES.—

“(1) The Secretary shall establish uniform procedures for Head Start agencies to request approval to purchase facilities, or to request approval of the purchase (after December 31, 1986) of facilities, to be used to carry out Head Start programs. The Secretary shall suspend any proceedings pending against any Head Start agency to claim costs incurred in purchasing such facilities

until the agency has been afforded an opportunity to apply for approval of the purchase and the Secretary has determined whether the purchase will be approved. The Secretary shall not be required to repay claims previously satisfied by Head Start agencies for costs incurred in the purchase of such facilities.

“(2) Financial assistance provided under this subchapter may not be used by a Head Start agency to purchase a facility (including paying the cost of amortizing the principal and paying interest on loans) to be used to carry out a Head Start program unless the Secretary approves a request that is submitted by such agency and contains—

“(A) a description of the consultation conducted by the Head Start agency with the providers in the community demonstrating capacity and capability to provide services under this subchapter, and of the potential for collaboration with such providers and the cost effectiveness of such collaboration as opposed to the cost effectiveness of the purchase of a facility;

“(B) a description of the site of the facility proposed to be purchased or that was previously purchased;

“(C) the plans and specifications of such facility;

“(D) information demonstrating that—

“(i) the proposed purchase will result, or the previous purchase has resulted, in savings when compared to the costs that would be incurred to acquire the use of an alternative facility to carry out such program; or

“(ii) the lack of alternative facilities will prevent, or would have prevented, the operation of such program;

“(E) in the case of a request regarding a previously purchased facility, information demonstrating that the facility will be used principally as a Head Start center, or a direct support facility for a Head Start program; and

“(F) such other information and assurances as the Secretary may require.

“(3) Upon a determination by the Secretary that suitable facilities are not otherwise available to Indian tribes to carry out Head Start programs, and that the lack of suitable facilities will inhibit the operation of such programs, the Secretary may authorize the use of financial assistance, from the amount reserved under section 640(a)(2)(A), to make payments for the purchase of facilities owned by such tribes. The amount of such a payment for such a facility shall not exceed the fair market value of the facility.”.

**SEC. 12. PARTICIPATION IN HEAD START PROGRAMS.**

Section 645 of the Head Start Act (42 U.S.C. 9840) is amended—

(1) in subsection (a)—

(A) by amending paragraph (1)(B)(i) to read as follows:

“(i) programs assisted under this subchapter may include, to a reasonable extent, participation of children in the area served who would benefit from such programs, including children referred by child welfare services, but whose families do not meet the low-income criteria prescribed pursuant to subparagraph (A) (A homeless child shall be deemed to meet the low-income criteria.); and”, and

(B) by adding at the end the following:

“(3) The amount of a basic allowance provided under section 403 of title 37, United States Code, on behalf of an individual who is a member of the uniformed services for housing that is acquired or constructed under the authority of subchapter IV of chapter 169 of title 10, United States Code, or any other related provision of law, shall not be considered to be income for purposes of determining the eligibility of a child of the

individual for programs assisted under this subchapter.

“(4)(A) Upon written request and pursuant to the requirements of this paragraph, a Head Start agency may use funds under section 640(a) to serve infants and toddlers if the agency submits an application to the Secretary containing the following information, as specified in rules issued by the Secretary—

“(i) the amount of funds under section 640(a) that are proposed to be used in accordance with section 645A(b);

“(ii) a community-wide needs assessment demonstrating how the use of such funds would best meet the needs of the community;

“(iii) a description of how the needs of pregnant women, and of infants and toddlers, will be addressed in accordance with section 645A(b), and with regulations prescribed by the Secretary pursuant to section 641A in areas including the agency’s approach to child development and provision of health services, approach to family and community partnerships, and approach to program design and management;

“(iv) a description of how the needs of eligible Head Start children will be met in the community;

“(v) assurances that the agency will participate in technical assistance activities (including a planning period, start-up site visits, and national training activities) in the same manner as recipients of grants under section 645A; and

“(vi) evidence that the agency meets the same eligibility criteria as recipients of grants under section 645A.

“(B) An application that satisfies the requirements specified in subparagraph (A) shall be approved by the Secretary unless the Secretary finds that—

“(i) the agency lacks adequate capacity and capability to carry out an effective Early Head Start program; or

“(ii) the information provided under subparagraph (A) is inadequate.

“(C) Any Head Start agency approved under subparagraph (B) shall be considered to be an entity that receives assistance under section 645A, and such funds under (i) shall be subject to the same rules, regulations, and conditions as apply to recipients of grants under section 645A.

“(5)(A) Upon written request and pursuant to the requirements of this paragraph, a Head Start agency may consider children from low-income families to be eligible for participation in programs assisted under this subchapter if their family income is at or above the poverty line but below 130 percent of the poverty line, if the agency submits an application to the Secretary containing the following information, as specified in rules issued by the Secretary—

“(i) a description of how the needs of eligible Head Start children, as described in paragraph (1)(A) are being adequately met in the agency’s service area;

“(ii) a description of outreach efforts to the community to reach full enrollment under the eligibility guidelines under paragraph (1), including using outreach efforts that are linguistically and culturally appropriate;

“(iii) assurance that the agency will prioritize serving children currently eligible under the guidelines under paragraph (1); and

“(iv) a description of why increasing the number of infants and toddlers being served, as described in paragraph (4), is not appropriate based upon the communitywide needs assessment or the agency’s capability.

“(B) In approving such applications, the Secretary shall take into account the—

“(i) cost of living for families living in the area served by the Head Start agency;

“(ii) the efforts the Head Start agency has undertaken to be fully enrolled under the eligibility criteria in paragraph (1); and

“(iii) the policies and procedures the Head Start agency will implement to ensure that children currently eligible under the criteria described under paragraph (1) will be prioritized.

“(C) No more than 20 percent of children served by such Head Start agency may be from families above the poverty line.”

(2) in subsection (c) by striking “(age 3 to compulsory school attendance)”, and

(3) in subsection (d) by adding at the end the following:

“(4) Notwithstanding any other provision of this Act, an Indian tribe that operates both a Head Start program and an Early Head Start program under section 645A may, at its discretion, at any time during the grant period involved, reallocate funds between the Head Start program and the Early Head Start program in order to address fluctuations in client population, including pregnant women and children birth to compulsory school age. The reallocation of such funds between programs by an Indian tribe shall not serve as the basis for the Secretary to reduce a base grant (as defined in section 641A(g)(1)) for either program in succeeding years.”

### SEC. 13. EARLY HEAD START PROGRAMS.

Section 645A of the Head Start Act (42 U.S.C. 9840a) is amended to read as follows:

#### “SEC. 645A. EARLY HEAD START PROGRAMS FOR FAMILIES WITH CHILDREN UNDER 3 YEARS OF AGE.

“(a) IN GENERAL.—The Secretary shall make grants, in accordance with this section for programs (to be known as ‘Early Head Start programs’) that provide family-centered services for low-income families with very young children designed to promote the development of the children, and to enable their parents to fulfill their roles as parents and to move toward self-sufficiency. Faith-based and community-based organizations continue to be eligible, on the same basis as other organizations, to participate in any program under this section for which they are otherwise eligible.

“(b) SCOPE AND DESIGN OF PROGRAMS.—In carrying out a program described in subsection (a), an entity receiving assistance under this section shall—

“(1) provide, either directly or through referral, early, continuous, intensive, and comprehensive child development and family support services that will enhance the physical, social, emotional, and intellectual development of participating children;

“(2) ensure that the level of services provided to families responds to their needs and circumstances;

“(3) promote positive parent-child interactions;

“(4) provide services to parents to support their role as parents (including parenting skills training and training in basic child development) and to help the families move toward self-sufficiency (including educational and employment services as appropriate);

“(5) coordinate services with services provided by programs in the State (including home-based services) and programs in the community (including programs for infants and toddlers with disabilities and programs for homeless infants and toddlers) to ensure a comprehensive array of services (such as health and mental health services and family support services);

“(6) ensure formal linkages with local Head Start programs in order to provide for continuity of services for children and families;

“(7) in the case of a Head Start agency that operates a program and that also pro-

vides Head Start services through the age of mandatory school attendance, ensure that children and families participating in the program receive such services through such age;

“(8) ensure formal linkages with the agencies and entities described in section 644(b) of the Individuals with Disabilities Education Act (20 U.S.C. 1444(b)) and providers of early intervention services for infants and toddlers with disabilities under the Individuals with Disabilities Education Act (20 U.S.C. 1400 et seq.) and the agency responsible for administering section 106 of the Child Abuse Prevention and Treatment Act (42 U.S.C. 5106a);

“(9) develop and implement a systematic procedure for transitioning children and parents from an Early Head Start program under this section into a Head Start program or other local early childhood education program;

“(10) establish channels of communication between staff of Early Head Start programs under this section and staff of Head Start programs or other local early childhood education programs, to facilitate the coordination of programs; and

“(11) meet such other requirements concerning design and operation of the program described in subsection (a) as the Secretary may establish.

“(c) PERSONS ELIGIBLE TO PARTICIPATE.—Persons who may participate in programs described in subsection (a) include—

“(1) pregnant women; and

“(2) families with children under age 3; who meet the income criteria specified for families in section 645(a)(1).

“(d) ELIGIBLE SERVICE PROVIDERS.—To be eligible to receive assistance under this section, an entity shall submit an application to the Secretary at such time, in such manner, and containing such information as the Secretary may require. Entities that may apply to carry out activities under this section include—

“(1) entities operating Head Start programs under this subpart;

“(2) Indian Head Start programs; and

“(3) other public entities, and nonprofit or for-profit private entities, including community-based and faith-based organizations, capable of providing child and family services that meet the standards for participation in programs under this subchapter and meet such other appropriate requirements relating to the activities under this section as the Secretary may establish.

“(e) SELECTION OF GRANT RECIPIENTS.—From the portion specified in section 640(a)(6), the Secretary shall award grants under this subsection on a competitive basis to applicants meeting the criteria specified in subsection (d) (giving priority to entities with a record of providing early, continuous, and comprehensive childhood development and family services).

“(f) DISTRIBUTION.—In awarding grants to eligible applicants under this section, the Secretary shall—

“(1) ensure an equitable national geographic distribution of the grants; and

“(2) award grants to applicants proposing to serve communities in rural areas and to applicants proposing to serve communities in urban areas.

“(g) MONITORING, TRAINING, TECHNICAL ASSISTANCE, AND EVALUATION.—

“(1) REQUIREMENT.—To ensure the successful operation of programs assisted under this section, the Secretary shall use funds from the portion specified in section 640(a)(6) to monitor the operation of such programs, evaluate their effectiveness, and provide training and technical assistance tailored to the particular needs of such programs.

“(2) TRAINING AND TECHNICAL ASSISTANCE ACCOUNT.—

“(A) IN GENERAL.—Of the amount made available to carry out this section for any fiscal year, not less than 5 percent, and not more than 10 percent, shall be reserved to fund a training and technical assistance account. In determining the amount so reserved, the Secretary shall consider the number of new programs serving pregnant women, infants, toddlers, and their families, recognizing their need for more intensive training and technical assistance services during program expansion.

“(B) ACTIVITIES.—Of the funds in the account described in subparagraph (A)—

“(i) not less than 50 percent shall be available to local entities that carry out Early Head Start programs for training and technical assistance activities in order to make program improvements identified by such entities;

“(ii) not less than 30 percent shall be available to the Secretary to support a State-based system of early childhood education training and technical assistance to local entities that carry out Early Head Start programs that shall meet the requirements of subparagraph (C), including the creation, management, and support of a national network of the State-based infant-toddler specialists specified in such subparagraph; and

“(iii) the remainder of such amount shall be available to the Secretary to assist local entities that carry out Early Head Start programs in meeting and exceeding the standards described in section 641A(a)(1), including—

“(I) making grants to, and entering into contracts with, organizations with specialized expertise relating to infants, toddlers, and families and the capacity needed to provide direction and support to a national training and technical assistance system, in order to provide such direction and support;

“(II) providing ongoing training and technical assistance on Early Head Start program development and improvement for regional staff charged with monitoring and overseeing the administration of the program carried out under this section;

“(III) developing training and technical assistance materials and resources to support program development and improvement and best practices in providing services to children and families served by Early Head Start programs;

“(IV) creating special training and technical assistance initiatives targeted to serving high risk populations, such as children in the child welfare system and homeless children;

“(V) providing ongoing training and technical assistance to Early Head Start grantees, and support and program planning and implementation assistance for new recipients of such grants, including the conversion of Head Start grants to Early Head Start grants; and

“(VI) providing professional development designed to increase program participation for underserved populations of eligible children.

“(C) CONTRACTS.—For the purposes of delivering a State-based training and technical assistance system, as described in subparagraph (B)(ii), that will meet the needs of local grantees and provide high quality, sustained, and intensive training and technical assistance on programming for infants and toddlers to Early Head Start programs and in order to help such programs meet or exceed the program performance standards described in section 641A(a)(1), the Secretary shall—

“(i) enter into contracts in each State with 1 or more entities that have a demonstrated expertise in supporting the delivery of high quality programs for pregnant women and children less than 3 years of age,

except that bi-State or multi-State contracts may be entered into if the demographics of proximal States make such a system more appropriate;

“(i) ensure that contracts awarded under clause (I) are in an amount sufficient to provide for each state a minimum of one full-time specialist with expertise in the development of children under age three and programming for pregnant women and such children;

“(iii) to the maximum extent practicable, ensure that the contracts awarded Under clause (I) and the services provided therein are integrated with and augment the contract or contracts awarded and services provided under section 648 (n); and

“(iv) ensure that the entities described in clause (I) determine the types of services to be provided through consultation with—

“(I) local entities that carry out Early Head Start programs;

“(II) the State Head Start collaboration office; and

“(III) the State Head Start Association.

“(h) CENTER-BASED STAFF.—The Secretary shall ensure that, not later than September 30, 2009, all teachers providing direct services to children and families participating in early Head Start programs located in early Head Start centers have a minimum of a child development associate credential, and have been trained (or have equivalent course work) in early childhood development.

“(i) STAFF QUALIFICATIONS AND DEVELOPMENT.—

“(1) HOME VISITOR STAFF STANDARDS.—In order to further enhance the quality of home visiting services provided to families of children participating in home-based, center-based, or combination program options under this subchapter, the Secretary shall establish standards for training, qualifications, and the conduct of home visits for home visitor staff in Early Head Start programs.

“(2) CONTENTS OF STANDARDS.—The standards for training, qualifications, and the conduct of home visits shall include content related to—

“(A) structured child-focused home visiting that promotes parents’ ability to support the child’s cognitive, social, emotional, and physical development;

“(B) effective strengths-based parent education, including methods to encourage parents as their child’s first teachers;

“(C) early childhood development with respect to children from birth through age 3;

“(D) methods to help parents promote emergent literacy in their children from birth through age 3;

“(E) ascertaining what health and developmental services the family receives and working with these providers to eliminate gaps in service by offering annual health, vision, hearing, and developmental screening for children from birth to entry into kindergarten, when needed;

“(F) strategies for helping families coping with crisis; and

“(G) the relationship of health and well-being of pregnant women to prenatal and early child development.”

**SEC. 14. PARENTAL CONSENT REQUIREMENT FOR HEALTH CARE SERVICES.**

The Head Start Act (42 U.S.C. 9831) is amended by inserting after section 645A the following:

**“SEC. 645B. PARENTAL CONSENT REQUIREMENT FOR HEALTH CARE SERVICES.**

“(a) DEFINITIONS.—For purposes of this section:

“(1) The term ‘health care service’ includes—

“(A) any nonemergency intrusive physical examination; and

“(B) any screening, including but not limited to, a medical, dental, developmental, mental health, social, or behavioral screening.

“(2) The term ‘nonemergency intrusive physical examination’ means, with respect to a child, a physical examination that—

“(A) is not immediately necessary to protect the health or safety of such child, or the health or safety of another individual; and

“(B) includes incision or is otherwise invasive, or includes exposure of private body parts.

“(b) REQUIREMENT.—Before administering any health care service to a child (or referring a child to obtain such service) in connection with participation in a program under this subchapter, a Head Start agency and an entity that receives assistance under section 645A shall obtain the written consent of a parent of such child indicating consent for each specific health care service to be performed.

“(c) RULE OF CONSTRUCTION.—

“(1) Nothing in this section shall be construed to prohibit a Head Start agency or an entity that receives assistance under section 645A from using established methods for handling cases of suspected or known child abuse and neglect, that are in compliance with applicable Federal, State, or tribal law.

“(2) Nothing in this subchapter shall be construed to permit a Head Start agency, an entity that receives assistance under section 645A, or the personnel of such agency or entity to administer any health care service to a child (or to refer a child to obtain such service) without the informed written consent of a parent of such child indicating consent for each specific health care service to be performed.

“(3) Nothing in this section shall be construed to require a Head Start agency or an entity that receives assistance under section 645A to provide separate consent forms for each specific health care service.”

**SEC. 15. APPEALS, NOTICE, AND HEARING.**

Section 646(a)(3) of the Head Start Act (42 U.S.C. 9841(a)(3)) is amended to read as follows:

“(3) if financial assistance under this subchapter is terminated or reduced, an application for a noncompeting continuation award is denied based on a previous failure to comply with terms applicable to financial assistance previously provided under this subchapter, or suspension of financial assistance is continued for more than 30 days, the recipient with respect to whom such action is taken shall have the opportunity to appeal such action in accordance with such procedures, except that no funds made available under this subchapter may be used to reimburse any such recipient for legal fees and other costs incurred in pursuing such an appeal; and”

**SEC. 16. RECORDS AND AUDITS.**

Section 647 of the Head Start Act (42 U.S.C. 9842) is amended by adding at the end the following:

“(c) Each recipient of financial assistance under this subchapter shall—

“(1) maintain, and annually submit to the Secretary, a complete accounting of its administrative expenses (including a detailed statement identifying the amount of financial assistance provided under this subchapter used to pay expenses for salaries and compensation and the amount (if any) of other funds used to pay such expenses);

“(2) within 30 days after the completion of an audit conducted in the manner and to the extent provided in chapter 75 of title 31, United States Code (commonly known as the ‘Single Audit Act Amendments of 1996’), submit to the Secretary a copy of the audit management letter and of any audit findings as it relates to the Head Start program; and

“(3) provide such additional documentation as the Secretary may require.”

**SEC. 17. TECHNICAL ASSISTANCE AND TRAINING.**

Section 648 of the Head Start Act (42 U.S.C. 9843) is amended to read as follows:

**“SEC. 648. TECHNICAL ASSISTANCE AND TRAINING.**

“(a) The Secretary shall provide, directly or through grants or other arrangements—

“(1) technical assistance to communities in developing, conducting, and administering programs under this subchapter; and

“(2) training for specialized or other personnel needed in connection with Head Start programs, in accordance with the process, and the provisions for allocating resources, set forth in subsections (b) and (c).

“(b) The process for determining the technical assistance and training activities to be carried out under this section shall—

“(1) ensure that the needs of local Head Start agencies and programs relating to improving program quality and to program expansion are addressed to the maximum extent feasible;

“(2) incorporate mechanisms to ensure responsiveness to local needs, including an ongoing procedure for obtaining input from the individuals and agencies carrying out Head Start programs; and

“(3) ensure the provision of technical assistance to assist Head Start agencies, entities carrying out other child care and early childhood programs, communities, and States in collaborative efforts to provide quality full-working-day, full calendar year services, including technical assistance related to identifying and assisting in resolving barriers to collaboration.

“(c) In allocating resources for technical assistance and training under this section, the Secretary shall—

“(1) give priority consideration to—

“(A) activities to correct program and management deficiencies identified through reviews carried out pursuant to section 641A(c) (including the provision of assistance to local programs in the development of quality improvement plans under section 641A(d)(2)); and

“(B) assisting Head Start agencies in—

“(i) ensuring the school readiness of children; and

“(ii) meeting the educational performance measures described in section 641A(b)(4);

“(2) supplement amounts provided under section 640(a)(3)(C)(ii) in order to address the training and career development needs of classroom staff (including instruction for providing services to children with disabilities), and nonclassroom staff, including home visitors and other staff working directly with families, including training relating to increasing parent involvement and services designed to increase family literacy and improve parenting skills;

“(3) assist Head Start agencies in the development of collaborative initiatives with States and other entities within the States, to foster effective early childhood professional development systems;

“(4) provide technical assistance and training, either directly or through a grant, contract, or cooperative agreement with an entity that has experience in the development and operation of successful family literacy services programs, for the purpose of—

“(A) assisting Head Start agencies providing family literacy services, in order to improve the quality of such family literacy services; and

“(B) enabling those Head Start agencies that demonstrate effective provision of family literacy services, based on improved outcomes for children and their parents, to provide technical assistance and training to

other Head Start agencies and to service providers that work in collaboration with such agencies to provide family literacy services;

“(5) assist Head Start agencies and programs in conducting and participating in community-wide strategic planning and needs assessment, including the needs of homeless children and their families;

“(6) assist Head Start agencies and programs in developing and implementing full-working-day and full-calendar-year programs where community need is clearly identified and making the transition to such programs, with particular attention to involving parents and programming for children throughout the day, and assist the agencies and programs in expediting the sharing of information about innovative models for providing full-working-day, full calendar year services for children;

“(7) assist Head Start agencies in better serving the needs of families with very young children;

“(8) assist Head Start agencies and programs in the development of sound management practices, including financial management procedures;

“(9) assist in efforts to secure and maintain adequate facilities for Head Start programs;

“(10) assist Head Start agencies in developing innovative program models, including mobile and home-based programs;

“(11) provide support for Head Start agencies (including policy councils and policy committees) that meet the standards described in section 641A(a) but that have, as documented by the Secretary through reviews conducted pursuant to section 641A(c), significant programmatic, quality, and fiscal issues to address;

“(12) assist Head Start agencies and programs in increasing program participation of homeless children;

“(13) assist Head Start agencies and Head Start programs in improving outreach to, and the quality of services available to, limited English proficient children and their families, particularly in communities that have experienced a large percentage increase in the population of limited English proficient individuals, as measured by the Bureau of the Census;

“(14) assist Head Start agencies in developing appropriate methods and approaches for identifying and working with children and families experiencing toxic stress;

“(15) assist programs in improving outreach to serve additional children with disabilities, if such program's enrollment opportunities or funded enrollment for children with disabilities is less than 10 percent;

“(16) provide assistance to address the unique needs of programs located in rural communities, including—

“(A) removing barriers related to the recruitment and retention of Head Start teachers in rural communities;

“(B) developing innovative and effective models of professional development for improving staff qualifications and skills for staff living in rural communities;

“(C) removing barriers related to outreach efforts to eligible families in rural communities;

“(D) removing barriers to parent involvement in Head Start programs in rural communities;

“(E) removing barriers to providing home visiting services in rural communities; and

“(F) removing barriers to obtaining health screenings for Head Start participants in rural communities; and

“(17) assist Head Start agencies and programs to increase the capacity of classroom staff to meet the needs of eligible children in inclusive classrooms.

“(d) The Secretary may provide, either directly or through grants to public or private nonprofit entities, training for Head Start personnel in the use of the performing and visual arts and interactive programs using electronic media to enhance the learning experience of Head Start children. Special consideration shall be given to entities that have demonstrated effectiveness in educational programming for preschool children that includes components for parental involvement, care provider training, and developmentally appropriate related activities.

“(e) The Secretary shall provide, either directly or through grants or other arrangements, funds from programs authorized under this subchapter to support an organization to administer a centralized child development and national assessment program leading to recognized credentials for personnel working in early childhood development and child care programs, training for personnel providing services to limited English proficient children (including services to promote the acquisition of the English language), training for personnel providing services to children determined to be abused or neglected, training for personnel providing services to children referred by or receiving child welfare services, training for personnel in helping children cope with community violence, resource access projects for personnel working with disabled children, and training for appropriate personnel to recognize common health, including mental health, problems in children for appropriate referral.

“(f) The Secretary shall provide, either directly or through grants, or other arrangements, funds for training of Head Start personnel in addressing the unique needs of migrant and seasonal working families, families with 1 or more children with disabilities, families with a limited English proficiency, homeless families, and children and families experiencing toxic stress.

“(g) More than 50 percent of funds expended under this section shall be used to provide high quality, sustained, intensive, and classroom-focused training and technical assistance in order to have a positive and lasting impact on classroom instruction. Funds shall be used to carry out activities related to any or all of the following:

“(1) Education and early childhood development.

“(2) Child health, nutrition, and safety.

“(3) Family and community partnerships and services.

“(4) Other areas that impact the quality or overall effectiveness of Head Start programs.

“(h) The Secretary shall develop and implement a program of outreach to recruit and train minority men to become Head Start teachers in order to reflect the communities in which Head Start children live and to increase the provision of quality services and instruction to children with diverse backgrounds.

“(i) Funds under this subchapter used for training shall be used for needs identified annually by a grant applicant or delegate agency in their program improvement plan, except that funds shall not be used for long-distance travel expenses for training activities available locally or regionally or for training activities substantially similar to locally or regionally available training activities.

“(j) Funds made available under section 640(a)(2)(C)(i) shall be used by a Head Start agency for any of the following:

“(1) Activities that ensure that Head Start programs meet or exceed the program performance standards described in section 641A(a)(1).

“(2) Activities that ensure that Head Start programs have adequate numbers of trained, qualified staff who have skills in

working with children and families, including children and families who are limited English proficient and children with disabilities.

“(3) Activities to pay expenses, including direct training for expert consultants working with any staff, to improve the management and implementation of Head Start services and systems.

“(4) Activities that help ensure that Head Start programs have qualified staff who can promote language skills and literacy growth of children and who can provide children with a variety of skills that have been identified as predictive of later reading achievement, school success, and the skills, knowledge, abilities, development, and progress described in section 641A(a)(1)(B)(ii).

“(5) Activities to improve staff qualifications and to assist with the implementation of career development programs and to encourage the staff to continually improve their skills and expertise, including developing partnerships with programs that recruit, train, place, and support college students in Head Start centers to deliver an innovative early learning program to preschool children.

“(6) Activities that help local programs ensure that the arrangement, condition, and implementation of the learning environments in Head Start programs are conducive to providing effective program services to children and families.

“(7) Activities to provide training necessary to improve the qualifications of Head Start staff and to support staff training, child counseling, health services, and other services necessary to address the needs of children enrolled in Head Start programs, including children from families in crises, children who experience chronic violence or homelessness, children who experience substance abuse in their families, and children under 3 years of age, where applicable.

“(8) Activities to provide classes or in-service-type programs to improve or enhance parenting skills, job skills, adult and family literacy, including financial literacy, or training to become a classroom aide or bus driver in a Head Start program.

“(9) Additional activities deemed appropriate to the improvement of Head Start agencies' programs, as determined by the agencies' technical assistance and training plans.

“(10) Any other activities regarding the use of funds as determined by the Secretary.

“(k) The Secretary shall—

“(1) work in collaboration with the Head Start agencies that carry out Indian Head Start programs, the Indian Head Start collaboration director, and other appropriate entities, including tribal governments and the National Indian Head Start Directors Association—

“(A) to undertake a study or set of studies designed to focus on the American Indian and Alaska Native Head Start-eligible population, with a focus on issues such as curriculum development, availability and need for services, appropriate research methodologies and measures for these populations, and best practices for teaching and educating American Indian and Alaska Native Head Start Children;

“(B) to accurately determine the number of children nationwide who are eligible to participate in Indian Head Start programs each year;

“(C) to document how many of these children are receiving Head Start services each year;

“(D) to the extent practicable, to ensure that access to Indian Head Start programs for eligible children is comparable to access to other Head Start programs for other eligible children; and

“(E) to make the funding decisions required in section 640(a)(2)(A)(iii), after completion of the studies required in that section, taking into account:

“(i) the Federal government’s unique trust responsibility to American Indians and Alaska Natives;

“(ii) limitations faced by tribal communities in accessing non-Federal sources of funding to supplement Federal funding for early childhood programs; and

“(iii) other factors that uniquely and adversely impact children in American Indian and Alaska Native communities such as highly elevated poverty, unemployment and violent crime rates, as well as depressed levels of educational achievement and limited access to non-Federal health, social and educational resources;

“(2) in carrying out paragraph (1), consult with the Secretary of Education about the Department of Education’s systems for collecting and reporting data about, and maintaining records on, American Indian and Alaska Native students;

“(3) not later than 9 months after the effective date of this subsection, publish in the Federal Register a notice of how the Secretary plans to carry out paragraph (1) and shall provide a period for public comment. To the extent practicable, the Secretary shall consider comments received before submitting a report to the Congress;

“(4) not later than 1 year after the effective date of this subsection, submit a report to the Committee on Education and Labor of the House of Representatives and the Committee on Health, Education, Labor, and Pensions of the Senate, detailing how the Department of Health and Human Services plans to carry out paragraph (1);

“(5) through regulation, ensure the confidentiality of any personally identifiable data, information, and records collected or maintained by the Secretary, by Head Start agencies that carry out Indian Head Start programs, and by State Directors of Head Start Collaboration, by the Indian Head Start Collaboration Project Director and by other appropriate entities pursuant to this subsection (Such regulations shall provide the policies, protections, and rights equivalent to those provided a parent, student, or educational agency or institution under section 444 of the General Education Provisions Act.); and

“(6) ensure that nothing in this subsection shall be construed to authorize the development of a nationwide database of personally identifiable information on individuals involved in studies or other collections of data under this subsection.

“(1) The Secretary shall—

“(1) in order to increase access to Head Start services for eligible migrant and seasonal children, work in collaboration with migrant and seasonal Head Start providers, the Department of Agriculture (land grant universities), the Department of Labor, the Bureau of Migrant Health, and the Department of Education to—

“(A) establish a system for collecting and reporting data on farm workers and their families in order to adequately account for the number of seasonal and migrant children that are eligible for Head Start and determine how many of these eligible children receive services;

“(B) identify barriers that prevent eligible migrant and seasonal children from accessing Head Start services and develop a plan for eliminating barriers and increasing enrollment; and

“(C) develop a system through which migrant and seasonal Head Start programs can effectively track health records and educational documents as a child moves from State to State;

“(2) not later than 6 months after the effective date of this subsection, publish in the Federal Register a notice on how the Secretary plans to carry out the activities identified in paragraph (1) and shall provide a period for public comment. To the extent practicable, the Secretary shall consider comments received before implementing any of the activities identified in paragraph (1);

“(3) not later than 1 year after the effective date of this subsection, submit a report to the Committee on Education and Labor of the House of Representatives and the Health, Education, Labor and Pensions Committee of the Senate detailing how the Secretary plans to carry out the activities identified in (1);

“(4) submit a report to Congress annually on the migrant and seasonal Head Start program including a report on the progress made in carrying out the activities identified in paragraph (1), the progress made in reaching out to and serving eligible migrant and seasonal children, and information on states where migrant and seasonal children are still underserved;

“(5) through regulation, ensure the protection of the confidentiality of any personally identifiable data, information, and records collected or maintained by the Secretary, by Head Start agencies that carry out migrant and seasonal Head Start programs, by the State director of Head Start Collaboration, by the Migrant and Seasonal Farmworker Collaboration project Director (Such regulations shall provide the policies, protections, and rights equivalent to those provided a parent, student, or educational agency or institution under section 444 of the General Education Provisions Act.); and

“(6) ensure that nothing in this subsection shall be construed to authorize the development of a nationwide database of personally identifiable information on individuals involved in studies or other collections of data under this subsection.

“(m) For purposes of this section, the term ‘eligible entities’ means an institution of higher education or other entity with expertise in delivering training in early childhood development, family support, and other assistance designed to improve the delivery of Head Start services.

“(n) For the purposes of delivering a State-based training and technical assistance system, as described in section 640(a)(C)(ii), that will meet the needs of local grantees and provide high quality, sustained, and intensive training and technical assistance to Head Start programs in order to help them meet or exceed the program performance standards described in section 641A(a)(1), the Secretary shall—

“(1) enter into contracts in each State with 1 or more entities who have a demonstrated expertise in supporting the delivery of high quality early education programs, except that bi-State contracts may be entered in to if the demographics of proximal States make such a system more appropriate;

“(2) ensure that the entities described in subparagraph (1) determine the types of services to be provided through consultation with—

“(A) local Head Start agencies;

“(B) the State Head Start collaboration office; and

“(C) the State Head Start Association;

“(3) provide a report, to the Committee on Education and Labor of the House of Representatives and the Committee on Health, Education, Labor, and Pensions of the Senate. No later than 90 days after the end of the fiscal year, summarizing the funding for such contracts and the activities carried out thereunder.

“(4) periodically evaluate the usefulness of the delivery of services in each State and

their effectiveness in promoting program quality; and

“(5) ensure that in entering into such contracts as described in paragraph (1), such entities will address the needs of grantees in both urban and rural communities.

“(o) To support enhanced early language and preliteracy development of children in Head Start programs, and to provide the children with high-quality oral language skills, and environments that are rich in literature, in which to acquire language and preliteracy skills, each Head Start agency shall ensure that—

“(1) all of the agency’s Head Start teachers receive ongoing training in language and emergent literacy (referred to in this subsection as ‘literacy training’), and including appropriate curricula and assessment to improve instruction and learning;

“(2) such literacy training shall include training in methods to promote vocabulary development and phonological awareness (including phonemic awareness) in a developmentally, culturally, and linguistically appropriate manner and support children’s development in their home language;

“(3) the literacy training shall include training in how to work with parents to enhance positive language and early literacy development at home;

“(4) the literacy training shall include specific methods to best address the needs of children who are limited English proficient; and

“(5) the literacy training shall include training on how to best address the language and literacy needs of children with disabilities, including training on how to work with specialists in language development.

“(p) The Secretary is encouraged to contract, on a competitive basis, with an institution of higher education (as defined in section 102 of the Higher Education Act of 1965) to develop an on-line graduate-level professional development program with the goal of improving the leadership of those working in Head Start programs and improving teacher quality and the capacity of effective Head Start teachers.

“(q) INDOOR AIR QUALITY.—The Secretary shall consult with experts on issues of air quality related to children’s health and inform Head Start agencies of existing programs or combination of programs that provide methods for improving indoor air quality.

“(r) DEMONSTRATION FOR CAREER LADDER PARTNERSHIPS WITH TRIBAL COLLEGES AND HISPANIC-SERVING INSTITUTIONS.—

“(1) TRIBAL COLLEGE CAREER LADDER DEMONSTRATION PROGRAM.—The Secretary is authorized to award demonstration grants, for periods of not less than 5 years, to tribal colleges and universities to—

“(A) implement education programs that include education concerning tribal culture and language and increase the number of associate, baccalaureate, and graduate degrees in early childhood and related fields that are earned by Indian Head Start agency staff members, parents of children served by such an agency, and members of the tribal community involved;

“(B) develop and implement the programs under subparagraph (A) in technology-mediated formats, including providing the programs through such means as distance learning and use of advanced technology, as appropriate; and

“(C) provide technology literacy programs for Indian Head Start agency staff members and children and families of children served by such an agency.

“(2) HISPANIC-SERVING INSTITUTIONS CAREER LADDER DEMONSTRATION PROGRAM.—The Secretary is authorized to award demonstration grants, for periods of not less than 5 years, to Hispanic-serving institutions to—

“(A) provide assistance for stipends and costs related to tuition, fees, and books for enrolling Head Start agency staff members and parents of children served by such an agency in courses required to complete the degree and certification requirements to become bilingual teachers in early childhood education and related fields;

“(B) develop career ladder program curricula to increase the number of associate’s, bachelor’s, and graduate degrees earned by Head Start agency staff who have the linguistic skills and expertise to teach in programs serving a large number of limited English proficient children and parents of children served by such an agency; and

“(C) other activities to upgrade the skills and qualifications of noncertified educational personnel to meet the professional standards in section 648A(a)(1), including certification and licensure as bilingual education teachers and other educational personnel who serve limited English proficient children.

“(3) REQUIREMENT.—Individuals who receive assistance under paragraphs (1) and (2) shall subsequently teach in a Head Start center for a period of time equivalent to the period for which they received assistance or repay the amount of funds.

“(s) HISTORICALLY BLACK COLLEGES AND UNIVERSITIES HEAD START PARTNERSHIPS.—In order to promote quality services and instruction to children with diverse backgrounds, the Secretary shall work in collaboration with Historically Black Colleges and Universities to—

“(1) implement education programs that include education to increase the number of associate, baccalaureate, and advanced degrees in early childhood education and related fields that are earned by Head Start agency staff members, and parents of children served by such an agency; and

“(2) carry out other activities to upgrade the skills and qualifications of noncertified educational personnel to meet the professional standards in section 648A(a).

Individuals who receive assistance under this paragraph shall subsequently teach in a center-based Head Start program for a period of time equivalent to the period for which they received assistance or shall repay such assistance.”.

#### SEC. 18. STAFF QUALIFICATIONS AND DEVELOPMENT.

Section 648A of the Head Start Act (42 U.S.C. 9843a) is amended—

(1) in subsection (a)—  
(A) by striking “(a)” and all that follows through paragraph (2), and inserting the following:

“(a) CLASSROOM TEACHERS.—

“(1) PROFESSIONAL REQUIREMENTS.—The Secretary shall ensure that each Head Start classroom in a center-based program is assigned 1 teacher who has demonstrated competency to perform functions that include—

“(A) planning and implementing learning experiences that advance the intellectual and physical development of children, including improving the readiness of children for school by developing their literacy, phonemic, and print awareness, their understanding and use of language, their understanding and use of increasingly complex and varied vocabulary, their appreciation of books, their understanding of early math and early science, their problem solving abilities, and their approaches to learning;

“(B) establishing and maintaining a safe, healthy learning environment;

“(C) supporting the social and emotional development of children; and

“(D) encouraging the involvement of the families of the children in a Head Start program and supporting the development of relationships between children and their families.

“(2) DEGREE REQUIREMENTS.—

“(A) IN GENERAL.—The Secretary shall ensure that not later than September 30, 2013, at least 50 percent of all Head Start teachers nationwide in center-based programs have—

“(i) a baccalaureate, or advanced degree in early childhood education;

“(ii) a baccalaureate or advanced degree in a field related to early childhood education, with experience in teaching preschool children; or

“(iii) except that teachers providing services in migrant and seasonal Head Start classrooms that serve children under age 3 shall be required to meet the teacher requirements described in section 645A(h).

“(B) PROGRESS REPORT.—

“(i) On an annual basis, each Head Start agency shall provide to the Secretary a report indicating the number and percentage of classroom instructors with child development/early childhood education associate credentials and associate, baccalaureate, or advanced degrees, and number of classroom instructors who successfully transferred associate credit and completed a baccalaureate degree disaggregated by race, ethnicity, and proficiency in a language other than English, with a description of those languages.

“(ii) Not later than September 30, 2008 the Secretary shall compile and transmit reports received under (i) to the Committee on Education and Labor of the House of Representatives and the Committee on Health, Education, Labor, and Pensions of the Senate.

“(C) PROGRESS.—Each Head Start agency shall provide to the Secretary a report indicating the number and percentage of teachers and teacher’s aides with child development associate credentials and associate, baccalaureate, or advanced degrees. The Secretary shall compile all program reports and make them available to the Committee on Education and Labor of the House of Representatives and the Committee on Health, Education, Labor, and Pensions of the Senate.

“(D) REQUIREMENT FOR NEW HEAD START TEACHERS.—In accordance with rules issued by the Secretary and made effective 2 years after the effective date of this subparagraph, all Head Start agencies shall require that all Head Start teachers hired after such rules take effect to provide Head Start services in center-based programs—

“(i) have an associate, baccalaureate, or advanced degree in early childhood education or a related field; or

“(ii) be currently enrolled in a program of study leading to an associate degree in early childhood education or a related field, and agree to complete degree requirements not later than 3 years after the date of hire.

“(E) SERVICE REQUIREMENTS.—The Secretary shall establish requirements to ensure that individuals who receive financial assistance under this subchapter in order to comply with the requirements under section 648A(a)(2) shall subsequently teach in a Head Start center for a period of time equivalent to the period for which they received assistance or repay the amount of the funds.

“(F) LIMITATION.—The Secretary shall require that any Federal funds provided directly or indirectly to comply with subparagraph (A) shall be used toward degrees awarded by an institution of higher education, as defined by section 101 or 102 of the Higher Education Act (20 U.S.C. 1001, 1002).”, and

(B) in paragraph (3)—

(i) in subparagraph (B) by striking “or” at the end,

(ii) in subparagraph (C) by striking the period at the end and inserting “; or”, and

(iii) by adding at the end, the following:

“(D) a baccalaureate and has been admitted into the Teach For America program, passed a rigorous early childhood content exam, such as the Praxis II, participated in a Teach For America summer training institute that includes teaching preschool children, and is receiving ongoing professional development and support from Teach For America’s professional staff.”, and

(2) by amending subsection (c) to read as follows:

“(c) FAMILY SERVICE WORKERS.—To improve the quality and effectiveness of staff providing in-home and other services (including needs assessment, development of service plans, family advocacy, and coordination of service delivery) to families of children participating in Head Start programs, the Secretary, in coordination with concerned public and private agencies and organizations examining the issues of standards and training for family service workers, shall—

“(1) review and, as necessary, revise or develop new qualification standards for Head Start staff providing such services;

“(2) review, and as necessary, revise or develop maximum caseload requirements, as suggested by best practices;

“(3) promote the development of model curricula (on subjects including parenting training and family literacy) designed to ensure the attainment of appropriate competencies by individuals working or planning to work in the field of early childhood and family services; and

“(4) promote the establishment of a credential that indicates attainment of the competencies and that is accepted nationwide.”, and

(3) is amended by adding at the end the following:

“(f) PROFESSIONAL DEVELOPMENT PLANS.—Each Head Start agency and program shall create, in consultation with an employee, a professional development plan for all full-time Head Start employees who provide direct services to children and shall ensure that such plans are regularly evaluated for their impact on teacher and staff effectiveness.

“(g) STAFF RECRUITMENT AND SELECTION PROCEDURES.—Before a Head Start agency employs an individual, such agency shall—

“(1) conduct an interview of such individual;

“(2) verify the personal and employment references provided by such individual; and

“(3) obtain—

“(A) a State, tribal, or Federal criminal record check covering all jurisdictions where the grantee provides Head Start services to children;

“(B) a State, tribal, or Federal criminal record check as required by the law of the jurisdiction where the grantee provides Head Start services; or

“(C) a criminal record check as otherwise required by Federal law.

“(h) INCENTIVES FOR HEAD START TEACHERS AND EARLY HEAD START TEACHERS.—

“(1) STATEMENT OF PURPOSE.—It is the purpose of this subsection to encourage individuals to begin and continue teaching in Head Start programs and Early Head Start programs.

“(2) PROGRAM AUTHORIZED.—

“(A) IN GENERAL.—From the sums appropriated pursuant to paragraph (9), the Secretary of Education, in consultation with the Secretary of Health and Human Services, is authorized carry out a program to forgive, in accordance with this subsection, the student loan debt of any borrower who has one or more loans described under subparagraph (B) made on or after October 1, 1998, and who—

“(i) commits to working as a Head Start teacher or an Early Head Start teacher for



at least 3 consecutive complete program years;

“(ii) has a bachelor’s degree in a field related to early childhood education; and

“(iii) is not in default on a loan for which the borrower seeks forgiveness.

“(B) METHOD OF LOAN FORGIVENESS.—To provide the loan forgiveness authorized in subclause (A), the Secretary of Education, in consultation with the Secretary of Health and Human Services, shall, subject to subclause (C), carry out a program—

“(1) through the holder of the loan, to assume the obligation to repay a qualified loan amount for a loan made under section 428 or 428H of the Higher Education Act of 1965 (20 U.S.C. 1078, 1078–8); and

“(ii) to cancel a qualified loan amount for a Federal Direct Stafford Loan or a Federal Direct Unsubsidized Stafford Loan made under part D of title IV of such Act (20 U.S.C. 1087a et seq.).

“(C) TREATMENT OF CONSOLIDATION LOANS.—A loan amount for a loan made under section 428C or section 455(g) of such Act (20 U.S.C. 1078–3, 1087e(g)) may be a qualified loan amount for the purposes of subclause (B) only to the extent that such loan amount was used to repay a loan made under section 428 or 428H, a Federal Direct Stafford Loan, or a Federal Direct Unsubsidized Stafford Loan for a borrower who meets the requirements of subclause (A), as determined in accordance with regulations prescribed by the Secretary of Education, in consultation with the Secretary of Health and Human Services.

“(3) QUALIFIED LOAN AMOUNT.—After the beginning of the qualifying employment described in subparagraph (2)(A)(i) and upon approval of a borrower’s application under subparagraph (5), the Secretary of Education, in consultation with the Secretary of Health and Human Services, shall forgive under this subsection not more than \$10,000 of the student loan obligation of a borrower that is outstanding at the beginning of such employment.

“(4) AWARD BASIS.—Loan forgiveness under this subsection shall be on a first-come, first-served basis and subject to the availability of appropriations.

“(5) APPLICATION FOR FORGIVENESS.—

“(A) IN GENERAL.—Each borrower desiring loan forgiveness under this subsection shall submit a complete and accurate application to the Secretary of Education at such time, in such manner, and containing such information as the Secretary of Education, in consultation with the Secretary of Health and Human Services, may require.

“(B) SERVICE AGREEMENT.—Each such application shall contain an agreement by the borrower—

“(i) to complete the commitment described in subclause (2)(A)(i) within 6 years after receiving loan forgiveness under this subsection; or

“(ii) to repay the portion required by the regulations under subclause (6)(A) if the borrower does not complete such commitment.

“(6) REPAYMENT FOR FAILURE TO COMPLETE SERVICE.—

“(A) IN GENERAL.—In the event that any recipient of loan forgiveness under this subsection fails or refuses to complete a portion of the recipient’s service obligation under the agreement required by clause (5)(B), the same portion of the amounts of loans forgiven under this subsection for such recipient shall be subject to repayment in accordance with terms and conditions, and in the amounts, specified by the Secretary of Education, in consultation with the Secretary of Health and Human Services, in regulations under this subsection.

“(B) FORGIVENESS IF DECEASED OR DISABLED.—Such regulations shall provide that, subject to the availability of appropriations,

an individual shall be excused from repayment of any amount required under subclause (A) if the individual dies or becomes permanently and totally disabled (as determined in accordance with such regulations).

“(7) REGULATIONS.—The Secretary of Education, in consultation with the Secretary of Health and Human Services, is authorized to issue such regulations as may be necessary to carry out the provisions of this subsection.

“(8) CONSTRUCTION.—Nothing in this subsection shall be construed to authorize any refunding of any repayment of a loan.

“(9) AUTHORIZATION OF APPROPRIATIONS.—There are authorized to be appropriated to carry out this subsection such sums as may be necessary for fiscal year 2008 and each of the 4 succeeding fiscal years.

“(10) DEFINITIONS.—In this subsection:

“(A) HEAD START TEACHER.—The term ‘Head Start teacher’ means an individual who—

“(i) is employed by a Head Start agency or an entity that carries out an Early Head Start program, to provide for the education and care of children who have not reached the age of compulsory school attendance who are enrolled in a Head Start program or an Early Head Start program receiving funds under the Head Start Act (42 U.S.C. 9831 et seq.); and

“(ii) who has, at a minimum, an associate’s degree in early childhood education or a related field.

“(B) PROGRAM YEAR.—The term ‘program year’, where applied to service as a Head Start teacher or an Early Head Start teacher, means a program year as defined by the Secretary of Health and Human Services.”.

**SEC. 19. RESEARCH, DEMONSTRATIONS, AND EVALUATION.**

Section 649 of the Head Start Act (42 U.S.C. 9844) is amended—

(1) by amending subsection (a)(1)(B) to read as follows:

“(B) use the Head Start programs to develop, test, and disseminate new ideas and based on existing scientifically based research, for addressing the needs of low-income preschool children (including children with disabilities, homeless children, children who have been abused or neglected, and children in foster care) and their families and communities (including demonstrations of innovative non-center-based program models such as home-based and mobile programs), and otherwise to further the purposes of this subchapter.”.

(2) in subsection (d)—

(A) in paragraph (8) by adding “and” at the end,

(B) by striking paragraphs (9) and (10) and insert the following:

“(9) contribute to understanding the impact of Head Start services delivered in inclusive classrooms on both children with disabilities and children without disabilities, and develop practices for increasing the availability and quality of inclusive classrooms.”.

(3) in subsection (g)—

(A) in paragraph(1)(A)—

(i) by striking clause (i), and

(ii) by redesignating clauses (ii) and (iii) as clauses (i) and (ii), respectively, and

(B) by amending paragraph (7)(C) to read as follows:

“(C) TRANSMITTAL OF REPORT TO CONGRESS.—Not later than September 30, 2009, the Secretary shall transmit the final report to the Committee on Education and Labor of the House of Representatives and the Committee on Health, Education, Labor, and Pensions of the Senate.”, and

(4) by amending subsection (h) to read as follows:

“(h) LIMITED ENGLISH PROFICIENT CHILDREN.—

“(1) STUDY.—Not later than 1 year after the date of enactment of the Improving Head Start Act of 2007, the Secretary shall conduct a study on the status of limited English proficient children and their families participating Head Start programs and Early Head Start programs.

“(2) REPORT.—The Secretary shall prepare and submit to Congress, not later than September 2008, a report containing the results of such study, including information on—

“(A)(i) the demographics of limited English proficient children less than 5 years of age and the geographical distribution of such children; and

“(ii) the number of such children receiving Head Start services and the number of such children receiving Early Head Start services, and the geographical distribution of such children receiving such services;

“(B) the nature of the Head Start services and of the Early Head Start services provided to limited English proficient children and their families, including the types, content, duration, intensity, and costs of family services, language assistance, and educational services;

“(C) procedures in Head Start programs for assessing language needs and for making the transition of limited English proficient children to kindergarten, including the extent to which Head Start programs meet the requirements of section 642A for limited English proficient children;

“(D) the qualifications and training provided to Head Start teachers and Early Head Start teachers who serve limited English proficient children and their families;

“(E) the home languages of Head Start and Early Head Start teachers;

“(F) the rate of progress made by limited English proficient children and their families in Head Start programs and in Early Head Start programs, including—

“(i) the rate of progress made by limited English proficient children toward meeting the additional educational standards described in section 641A(a)(1)(B)(ii) while enrolled in Head Start programs;

“(ii) a description of the type of assessment or assessments used to determine the rate of progress made by limited English proficient children;

“(iii) the correlation between such progress and the type and quality of instruction and educational programs provided to limited English proficient children; and

“(iv) the correlation between such progress and the health and family services provided by Head Start programs to limited English proficient children and their families; and

“(G) the extent to which Head Start programs make use of funds under section 640(a)(3) to improve the quality of Head Start services provided to limited English proficient children and their families.

“(i) CHILDREN, FAMILIES, AND PROGRAMS AFFECTED BY HURRICANES KATRINA AND RITA.—

“(1) PURPOSE.—The purpose of this subsection is to evaluate the status of Head Start and Early Head Start programs affected by Hurricanes Katrina and Rita as well as the challenges those programs have faced in reestablishing themselves and re-enrolling eligible children and families, with the ultimate goal of providing all Head Start and Early Head Start programs with recommendations for developing and implementing disaster plans.

“(2) DEFINITION.—The term ‘areas affected by Hurricanes Katrina and Rita’ means any parish or county for which it was determined that assistance was warranted

from the Federal Government under the Robert T. Stafford Disaster Relief and Emergency Assistance Act (42 U.S.C. 5121 et seq.) as a result of Hurricanes Katrina and Rita.

“(3) STUDY.—The Secretary shall conduct a study on the status of children and families participating in Head Start and Early Head Start programs in areas affected by Hurricanes Katrina and Rita.

“(4) REPORT.—Not later than 1 year after the date of the enactment of the Improving Head Start Act of 2007, the Secretary shall prepare and submit to Congress a report containing the results of such study, including—

“(A) information on the population served, including—

“(i) the number of children and families participating in Head Start and Early Head Start programs in areas affected by Hurricanes Katrina and Rita before and after Hurricanes Katrina and Rita;

“(ii) the demographics of such children and families; and

“(iii) the geographical distribution of such children and families;

“(B) information on staff and programs, including—

“(i) the number and geographic distribution of staff serving Head Start and Early Head Start children and families from areas affected by Hurricanes Katrina and Rita;

“(ii) the current status, including employment status and geographic location, of Head Start and Early Head Start staff serving in areas affected by Hurricanes Katrina and Rita prior to Hurricanes Katrina and Rita; and

“(iii) the response and recovery efforts of Head Start and Early Head Start staff serving in areas affected by Hurricanes Katrina and Rita.

“(C) information on facilities, including—

“(i) the number of Head Start and Early Head Start facilities operating prior to Hurricanes Katrina and Rita in areas affected by Hurricanes Katrina and Rita;

“(ii) the current status of each such facility; and

“(iii) information on any new Head Start or Early Head Start facility that has opened in areas affected by Hurricanes Katrina and Rita or that serves children and families who lived in areas affected by Hurricanes Katrina and Rita at the time of Hurricanes Katrina and Rita;

“(D) information on coordination with the Federal Emergency Management Agency (FEMA) in areas affected by Hurricanes Katrina and Rita, including—

“(i) areas of success that Head Start agencies and programs had in working with FEMA;

“(ii) challenges that Head Start agencies and programs had in working with FEMA; and

“(iii) the number of Head Start families that received individualized assistance (as defined under the Robert T. Stafford Disaster Relief and Emergency Act) and the types of assistance received by such families.

“(E) challenges that were faced by Head Start and Early Head Start programs and families in areas affected by Hurricanes Katrina and Rita including—

“(i) the availability of Head Start services for families displaced during the period of transition;

“(ii) identification of and outreach to families displaced by the Hurricanes Katrina and Rita; and

“(iii) the extent to which non-Federal disaster assistance was available to Head Start agencies and programs, and coordination of such services with non-Federal disaster assistance resources.

“(5) DISASTER PLAN PREPAREDNESS.—Not later than 1 year after the date of the enactment of Improving Head Start Act of 2007,

the Secretary shall prepare and submit to Congress, Head Start disaster plan recommendations based upon the report initiated in paragraph (4), including recommendations for prevention, preparedness, response, and recovery, that can be used to advise Head Start and Early Head Start programs in the development and implementation of disaster plans.”.

#### SEC. 20. REPORTS.

Section 650 of the Head Start Act (42 U.S.C. 9846) is amended—

(1) in subsection (a)—

(A) by striking “Committee on Education and the Workforce of the House of Representatives and the Committee on Labor and Human Resources of the Senate” each place it appears and inserting “Committee on Education and Labor of the House of Representatives and the Committee on Health, Education, Labor, and Pensions of the Senate”;

(B) by striking “and non-English language background children” and inserting “children, homeless children, children in foster care, and limited English proficient children”, and

(C) in paragraph (8) by inserting “homelessness, whether the child is in foster care or was referred by a child welfare agency,” after “background,” and

(2) by adding at the end the following:

“(c) SET-ASIDE ACTIVITIES.—Not later than 60 days after the end of each fiscal year, the Secretary shall submit to the Committee on Education and Labor of the House of Representatives and the Committee on Health, Education, Labor, and Pensions of the Senate, a report detailing the different amounts of expenditures under section 640(a)(2) and the activities carried out thereunder.

“(d) FISCAL PROTOCOL.—The Secretary shall conduct an annual review to assess whether the design and implementation of the triennial reviews described in section 641A(c) include compliance procedures that provide reasonable assurance that Head Start agencies are complying with applicable fiscal laws and regulations. The Secretary shall report the findings and conclusions of the annual review to the House Committee on Education and Labor, and the Senate Committee on Health, Education, Labor and Pensions within 30 days of completing the review.

“(e) USE OF INDIVIDUALIZED EDUCATION PLANS.—The Secretary shall track the use of Head Start Individualized Education Plans by Head Start agencies in order to evaluate the reasons why Head Start agencies are opting not to use Individualized Education Plans for children with disabilities (as specified in the Individuals With Disabilities Education Act (20 U.S.C. 1414(d)), whether Head Start Individualized Education Plans are used to provide services prior to the development of an Individualized Education Plan, as required under the Individuals With Disabilities Education Act, and the length of time programs use Head Start Individualized Education Plans before an Individualized Education Plan as required under Individuals With Disabilities Education Act is developed. The Secretary shall provide a report to the Committee on Education and Labor of the House of Representatives and the Committee on Health, Education, Labor, and Pensions of the Senate, not later than 1 year after the date of the enactment of the Improving Head Start Act of 2007.

“(f) EVALUATION AND RECOMMENDATIONS REGARDING OBESITY PREVENTION.—The Secretary shall evaluate and publish regulations on the issue of and concerns related to preventing and reducing obesity in children who participate in Head Start programs and shall consult, at a minimum, with experts in child and maternal health, child development,

child and family nutrition and physical education, to determine the effective methods by which Head Start agencies can help address childhood obesity. The regulations should include guidance on how Head Start agencies can incorporate, at a minimum, more physical activity and nutrition education into such programs related to preventing and reducing obesity. Not later than 1 year after the effective date of this subsection, the Secretary shall submit to the House Committee on Education and Labor and the Senate Committee on Health, Education, Labor and Pensions, a report containing such recommendations and the results of such evaluation.”.

#### SEC. 21. WAGES AND COMPENSATION.

Section 653 of the Head Start Act (42 U.S.C. 9848) is amended to read as follows:

#### “SEC. 653. WAGES AND COMPENSATION.

“(a) COMPARABILITY OF WAGES.—The Secretary shall take such action as may be necessary to assure that persons employed in carrying out programs financed under this subchapter shall not receive compensation at a rate which is: (1) in excess of the average rate of compensation paid in the area where the program is carried out to a substantial number of the persons providing substantially comparable services, or in excess of the average rate of compensation paid to a substantial number of the persons providing substantially comparable services in the area of the person’s immediately preceding employment, whichever is higher; or (2) less than the minimum wage rate prescribed in section 6(a)(1) of the Fair Labor Standards Act of 1938. The Secretary shall encourage Head Start agencies to provide compensation according to salary scales that are based on training and experience.

“(b) FEDERAL RATE LIMITATION.—Notwithstanding any other provision of law, no Federal funds shall be used to pay all or any part of the compensation of an individual employed by a Head Start agency in carrying out programs under this subchapter, either as direct or indirect costs of any proration thereof, at a rate in excess of the rate then payable for level II of the Executive Schedule under section 5313 of title 5, United States Code.”.

#### SEC. 22. LIMITATION ON CERTAIN USES OF FUNDS.

The Head Start Act (42 U.S.C. 9858 et seq.) is amended by adding at the end the following:

#### “SEC. 656A. LIMITATION ON CERTAIN USES OF FUNDS.

“No funds made available to carry out this subchapter may be used—

“(1) for publicity or propaganda purposes not heretofore authorized by the Congress; or

“(2) unless authorized by law in effect on the effective date of this section, to produce any pre-packaged news story intended for broadcast or distribution unless such story includes a clear notification contained within the text or audio of such story stating that the prepackaged news story was prepared or funded by the Department of Health and Human Services.”.

The bill, as amended, was ordered to be engrossed and read a third time, was read a third time by title.

Mr. MCKEON moved to recommit the bill to the Committee on Education and the Workforce with instructions to report the bill back to the House forthwith with the following amendment:

Page 172, after line 8, insert the following (and make such technical and conforming changes as may be appropriate):

#### SEC. 22. OPERATIONAL RULE.

The Head Start Act (42 U.S.C. 9831 et seq.) is amended by inserting after section 654 the following:

“SEC. 654A. OPERATIONAL RULE.

“(a) RELIGIOUS ORGANIZATIONS INCLUDED AS NONGOVERNMENTAL PROVIDERS.—For any program carried out under this subchapter, the Federal Government shall consider, on the same basis as other nongovernmental organizations, religious organizations to provide the assistance under the program, so long as the program is implemented in a manner consistent with the Establishment Clause of the first amendment to the Constitution. The Federal Government shall not discriminate in the administration of this subchapter against an organization that provides assistance under, or applies to provide assistance under, this subchapter, on the basis that the organization has a religious character.

“(b) RELIGIOUS CHARACTER AND INDEPENDENCE.—

“(1) IN GENERAL.—A religious organization that provides assistance under a program described in subsection (a) shall retain its religious character and control over the definition, development, practice, and expression of its religious beliefs.

“(2) ADDITIONAL SAFEGUARDS.—The Federal Government shall not require a religious organization—

“(A) to alter its form of internal governance; or

“(B) to remove religious art, icons, scripture, or other symbols;

in order to be eligible to provide assistance under a program described in subsection (a).

“(3) EMPLOYMENT PRACTICES.—Section 654 shall not apply to a recipient of financial assistance under this subchapter that is a religious corporation, association, educational institution, or society, with respect to the employment of individuals of a particular religion to perform work connected with the carrying on by such corporation, association, educational institution, or society of its activities. Such recipients shall comply with the other requirements contained in section 654.

“(c) LIMITATIONS ON USE OF FUNDS FOR CERTAIN PURPOSES.—No funds provided directly to a religious organization to provide assistance under any program described in subsection (a) shall be expended for sectarian worship, instruction, or proselytization.

“(d) FISCAL ACCOUNTABILITY.—

“(1) IN GENERAL.—Except as provided in paragraph (2), any religious organization providing assistance under any program described in subsection (a) shall be subject to the same regulations as other nongovernmental organizations to account in accord with generally accepted accounting principles for the use of such funds provided under such program.

“(2) LIMITED AUDIT.—Such organization shall segregate government funds provided under such program into a separate account. Only the government funds shall be subject to audit by the government.”.

After debate,

By unanimous consent, the previous question was ordered on the motion to recommit with instructions.

The question being put, viva voce,

Will the House recommit said bill with instructions?

The SPEAKER pro tempore, Mr. WEINER, announced that the nays had it.

Mr. McKEON demanded a recorded vote on agreeing to said motion, which demand was supported by one-fifth of a quorum, so a recorded vote was ordered.

The vote was taken by electronic device.

It was decided in the { Yeas ..... 195 negative ..... } Nays ..... 222

¶61.29 [Roll No. 284]

AYES—195

- Aderholt Franks (AZ) Myrick
Akin Frelinghuysen Neugebauer
Alexander Gallegly Nunes
Bachmann Garrett (NJ) Pearce
Bachus Gerlach Pence
Baker Gilchrist Peterson (PA)
Barrett (SC) Gillmor Petri
Bartlett (MD) Gingrey
Barton (TX) Gohmert Pitts
Biggart Goode Platts
Billray Goodlatte Poe
Bilirakis Granger Porter
Bishop (UT) Hall (TX) Price (GA)
Blackburn Hastert Pryce (OH)
Blunt Hastings (WA) Putnam
Boehner Hayes Radanovich
Bonner Heller Ramstad
Bono Hensarling Regula
Boozman Herger Rehberg
Boustany Hobson Reichert
Brady (TX) Hoekstra Renzi
Brown (SC) Hulshof Reynolds
Brown-Waite, Inglis (SC) Rogers (AL)
Ginny Issa Rogers (KY)
Buchanan Jindal Rogers (MI)
Burgess Johnson (IL) Rohrabacher
Burton (IN) Johnson, Sam Ros-Lehtinen
Buyer Jones (NC) Roskam
Calvert Jordan Royce
Camp (MI) Keller Ryan (WI)
Campbell (CA) King (IA) Sali
Cannon King (NY) Saxton
Cantor Kingston Schmidt
Capito Kline (MN) Sensenbrenner
Carter Knollenberg Sessions
Castle Kuhl (NY) Shadegg
Chabot LaHood Shimkus
Coble Lamborn Shuler
Cole (OK) Latham Shuster
Conaway LaTourette Smith (NE)
Crenshaw Lewis (CA) Smith (NJ)
Culberson Lewis (KY) Smith (TX)
Davis (KY) Linder Souder
Davis, David LoBiondo Stearns
Davis, Lincoln Lucas Sullivan
Davis, Tom Deal (GA) E. Terry
Dent Mack Thornberry
Diaz-Balart, L. Manullo Tiahrt
Diaz-Balart, M. Marchant Tiberi
Doolittle Marshall Turner
Drake McCarthy (CA) Upton
Dreier McCaul (TX) Walberg
Duncan McCotter Walden (OR)
Ehlers McCrery Walsh (NY)
Emerson McHenry Wamp
English (PA) McHugh Weldon (FL)
Everett McIntyre Weller
Fallin McKeon Westmoreland
Feeney Mica Whitfield
Ferguson Miller (FL) Wicker
Flake Miller (MI) Wilson (NM)
Forbes Miller, Gary Wilson (SC)
Fortenberry Moran (KS) Wolf
Fossella Murphy, Tim Young (AK)
Fox Fox Musgrave Young (FL)

NOES—222

- Abercrombie Butterfield DeFazio
Ackerman Capps DeGette
Allen Cardoza Delahunt
Altmire Carnahan DeLauro
Andrews Carney Dicks
Arcuri Carson Dingell
Baca Castor Doggett
Baird Chandler Donnelly
Baldwin Clarke Doyle
Barrow Clay Edwards
Bean Cleaver Ellison
Becerra Clyburn Ellsworth
Berkley Cohen Emanuel
Berman Conyers Eshoo
Berry Cooper Etheridge
Bishop (GA) Costa Farr
Bishop (NY) Costello Filner
Blumenauer Courtney Frank (MA)
Boren Cramer Giffords
Boswell Crowley Gillibrand
Boucher Cuellar Gonzalez
Boyd (FL) Cummings Gordon
Boyda (KS) Davis (AL) Green, Al
Braley (IA) Davis (CA) Green, Gene
Brown, Corrine Davis (IL) Grijalva

- Gutierrez Matsui Sarbanes
Hall (NY) McCarthy (NY) Schakowsky
Hare McCollum (MN) Schiff
Harman McDermott Schwartz
Hastings (FL) McGovern Scott (GA)
Herseth Sandlin McNerney Scott (VA)
Higgins McNulty Serrano
Hill Meehan Sestak
Hincey Meek (FL) Shays
Hinojosa Meeks (NY) Shea-Porter
Hirono Melancon Sherman
Hodes Michaud Sires
Holden Miller (NC) Skelton
Holt Miller, George Slaughter
Honda Mitchell Smith (WA)
Hooley Molohan Snyder
Hoyer Moore (KS) Solis
Inslee Moore (WI) Space
Israel Moran (VA) Spratt
Jackson (IL) Murphy (CT) Stark
Jackson-Lee (TX) Murphy, Patrick Stupak
Jefferson Murtha Nadler Sutton
Johnson (GA) Napolitano Tanner
Jones (OH) Neal (MA) Tauscher
Kagen Oberstar Taylor
Kanjorski Obey Thompson (CA)
Kaptur Olver Thompson (MS)
Kennedy Pallone Tierney
Kildee Pascrell Towns
Kilpatrick Pastor Udall (NM)
Kind Payne Van Hollen
Kirk Pelosi Velazquez
Klein (FL) Perlmutter Visclosky
Kucinich Peterson (MN) Walz (MN)
Langevin Pomeroy Wasserman
Lantos Price (NC) Schultz
Larsen (WA) Rahall Waters
Larson (CT) Rangel Watson
Lee Reyes Watt
Levin Schmidt Rodriguez
Lewis (GA) Ross Waxman
Lipinski Rothman Weiner
Loeb sack Roybal-Allard Welch (VT)
Lofgren, Zoe Ruppersberger Wexler
Lowey Rush Wilson (OH)
Lynch Ryan (OH) Woolsey
Mahoney (FL) Salazar Wu
Maloney (NY) Sanchez, Linda Wynn
Markey T. Yarmuth
Matheson Sanchez, Loretta

NOT VOTING—16

- Brady (PA) Graves Ortiz
Capuano Hunter Paul
Cubin Johnson, E. B. Simpson
Davis, Jo Ann Lampson Tancredo
Engel McMorris Udall (CO)
Fattah Rodgers

So the motion to recommit with instructions was not agreed to.

The question being put, viva voce, Will the House pass said bill?

The SPEAKER pro tempore, Mr. WEINER, announced that the yeas had it.

Mr. George MILLER of California, demanded a recorded vote on passage of said bill, which demand was supported by one-fifth of a quorum, so a recorded vote was ordered.

The vote was taken by electronic device.

It was decided in the { Yeas ..... 365 affirmative ..... } Nays ..... 48

¶61.30 [Roll No. 285]

AYES—365

- Abercrombie Becerra Boozman
Ackerman Berkley Boren
Allen Berman Boswell
Altmire Berry Boucher
Andrews Biggart Boustany
Arcuri Bilbray Boyd (FL)
Baca Bilirakis Boyda (KS)
Bachus Bishop (GA) Brady (TX)
Baird Bishop (NY) Braley (IA)
Baldwin Bishop (UT) Brown (SC)
Barrow Blackburn Brown, Corrine
Bartlett (MD) Blumenauer Brown-Waite,
Barton (TX) Blunt Ginny
Bean Bono Boehner Buchanan
Bonner Burgess
Bono

Buyer  
Calvert  
Camp (MI)  
Cannon  
Caputo  
Capps  
Capuano  
Cardoza  
Carmahan  
Carney  
Carson  
Castle  
Castor  
Chabot  
Chandler  
Clarke  
Clay  
Cleaver  
Clyburn  
Cohen  
Cole (OK)  
Conaway  
Conyers  
Cooper  
Costa  
Costello  
Courtney  
Cramer  
Crenshaw  
Crowley  
Cuellar  
Cummings  
Davis (AL)  
Davis (CA)  
Davis (IL)  
Davis (KY)  
Davis, David  
Davis, Lincoln  
Davis, Tom  
DeFazio  
DeGette  
DeLauro  
Dent  
Diaz-Balart, L.  
Diaz-Balart, M.  
Dicks  
Dingell  
Doggett  
Donnelly  
Doyle  
Drake  
Dreier  
Edwards  
Ehlers  
Ellison  
Ellsworth  
Emanuel  
Emerson  
English (PA)  
Eshoo  
Etheridge  
Fallin  
Farr  
Ferguson  
Filner  
Forbes  
Fortenberry  
Fossella  
Frank (MA)  
Frelinghuysen  
Gallegly  
Gerlach  
Giffords  
Gilchrest  
Gillibrand  
Gillmor  
Gohmert  
Gonzalez  
Goode  
Goodlatte  
Gordon  
Granger  
Green, Al  
Green, Gene  
Grijalva  
Gutierrez  
Hall (NY)  
Hall (TX)  
Hare  
Harman  
Hastert  
Hastings (FL)  
Hastings (WA)  
Hayes  
Heller  
Herger  
Herseth Sandlin  
Higgins  
Hill  
Hinchey

Hinojosa  
Hirono  
Hobson  
Hodes  
Holden  
Holt  
Honda  
Hooley  
Hoyer  
Hulshof  
Insee  
Israel  
Issa  
Jackson (IL)  
Jackson-Lee (TX)  
Jefferson  
Jindal  
Johnson (GA)  
Johnson (IL)  
Jones (NC)  
Jones (OH)  
Kagen  
Kanjorski  
Kaptur  
Keller  
Kennedy  
Kildee  
Kilpatrick  
Kind  
King (NY)  
Kingston  
Kirk  
Klein (FL)  
Knollenberg  
Kucinich  
Kuhl (NY)  
LaHood  
Langevin  
Lantos  
Larsen (WA)  
Larson (CT)  
Latham  
LaTourette  
Lee  
Levin  
Lewis (CA)  
Lewis (GA)  
Lewis (KY)  
Lipinski  
LoBiondo  
Loeb sack  
Lofgren, Zoe  
Lowey  
Lucas  
Lynch  
Mahoney (FL)  
Maloney (NY)  
Marchant  
Markey  
Matheson  
Matsui  
McCarthy (CA)  
McCarthy (NY)  
McCaul (TX)  
McCotter  
McCollum (MN)  
McCotter  
McDermott  
McGovern  
McHugh  
McIntyre  
McKeon  
McNerney  
McNulty  
Meehan  
Meek (FL)  
Meeke (NY)  
Melancon  
Mica  
Michaud  
Miller (MI)  
Miller (NC)  
Miller, George  
Mitchell  
Mollohan  
Moore (KS)  
Moore (WI)  
Moran (KS)  
Moran (VA)  
Murphy (CT)  
Murphy, Patrick  
Murphy, Tim  
Murtha  
Musgrave  
Myrick  
Nadler  
Napolitano  
Neal (MA)  
Nunes  
Oberstar

Obey  
Oliver  
Pallone  
Pascarell  
Pastor  
Payne  
Pearce  
Perlmutter  
Peterson (MN)  
Peterson (PA)  
Petri  
Pickering  
Platts  
Pomeroy  
Porter  
Price (NC)  
Pryce (OH)  
Putnam  
Rahall  
Ramstad  
Rangel  
Regula  
Rehberg  
Reichert  
Renzi  
Reyes  
Reynolds  
Rodriguez  
Rogers (AL)  
Rogers (KY)  
Rogers (MI)  
Ros-Lehtinen  
Roskam  
Ross  
Rothman  
Roybal-Allard  
Ruppersberger  
Rush  
Ryan (OH)  
Ryan (WI)  
Salazar  
Sanchez, Linda  
T.  
Sanchez, Loretta  
Sarbanes  
Saxton  
Schakowsky  
Schiff  
Schmidt  
Schwartz  
Scott (GA)  
Scott (VA)  
Serrano  
Sessions  
Sestak  
Shays  
Shea-Porter  
Sherman  
Shimkus  
Shuler  
Shuster  
Sires  
Skelton  
Slaughter  
Smith (NE)  
Smith (NJ)  
Smith (TX)  
Smith (WA)  
Snyder  
Solis  
Souder  
Space  
Spratt  
Stark  
Stupak  
Sullivan  
Sutton  
Tanner  
Tauscher  
Taylor  
Terry  
Thompson (CA)  
Thompson (MS)  
Thornberry  
Tiahrt  
Tiberi  
Tierney  
Towns  
Turner  
Udall (CO)  
Udall (NM)  
Upton  
Van Hollen  
Velázquez  
Visclosky  
Walden (OR)  
Walsh (NY)  
Walz (MN)  
Wamp

Wasserman  
Schultz  
Waters  
Watson  
Watt  
Waxman  
Weiner  
Welch (VT)  
Weller  
Wexler  
Whitfield  
Wicker  
Wilson (NM)  
Wilson (OH)  
Wilson (SC)  
Wolf  
Woolsey  
Wu  
Wynn  
Yarmuth  
Young (AK)  
Young (FL)  
Carter  
Castle  
Castor  
Chabot  
Chandler  
Clarke  
Clay  
Cleaver  
Clyburn  
Coble  
Cohen  
Cole (OK)  
Conyers  
Cooper  
Costa  
Costello  
Courtney  
Cramer  
Crenshaw  
Crowley  
Cuellar  
Cummings  
Davis (AL)  
Davis (CA)  
Davis (IL)  
Davis (KY)  
Davis, David  
Davis, Lincoln  
Davis, Tom  
Deal (GA)  
DeFazio  
DeGette  
DeLauro  
Dent  
Diaz-Balart, L.  
Diaz-Balart, M.  
Dicks  
Dingell  
Doggett  
Donnelly  
Doolittle  
Doyle  
Drake  
Dreier  
Duncan  
Edwards  
Ehlers  
Ellison  
Ellsworth  
Emanuel  
Emerson  
English (PA)  
Eshoo  
Etheridge  
Fallin  
Farr  
Ferguson  
Filner  
Flake  
Forbes  
Fortenberry  
Fossella  
Foxy  
Frank (MA)  
Franks (AZ)  
Frelinghuysen  
Gallegly  
Garrett (NJ)  
Gerlach  
Giffords  
Gilchrest  
Gillibrand  
Gillmor  
Gingrey  
Gonzalez  
Goode  
Goodlatte  
Gordon  
Granger  
Green, Al  
Green, Gene  
Grijalva  
Gutierrez  
Hall (NY)  
Hall (TX)  
Hare  
Harman  
Hastert  
Hastings (FL)  
Hastings (WA)  
Hayes  
Heller  
Hensarling  
Herger  
Herseth Sandlin  
Higgins  
Hill

NOES—48

NOT VOTING—19

So the bill was passed.  
A motion to reconsider the vote whereby said bill was passed was, by unanimous consent, laid on the table.  
*Ordered*, That the Clerk request the concurrence of the Senate in said bill.

61.31 H. RES. 243—UNFINISHED BUSINESS

The SPEAKER pro tempore, Mr. WEINER, pursuant to clause 8, rule XX, announced the unfinished business to be the motion to suspend the rules and agree to said resolution (H. Res. 243) calling on the Government of the Socialist Republic of Vietnam to immediately and unconditionally release Father Nguyen, Nguyen Van Dai, Le Thi Cong Nhan, and other political prisoners and prisoners of conscience, and for other purposes; as amended.

The question being put,  
Will the House suspend the rules and agree to said resolution, as amended?

The vote was taken by electronic device.

It was decided in the affirmative .....	Yeas .....	404	Nays .....	0	Answered present	3		

61.32 [Roll No. 286] YEAS—404

Abercrombie  
Ackerman  
Aderholt  
Akin  
Alexander  
Allen  
Altmire  
Andrews  
Arcuri  
Baca  
Bachmann  
Bachus  
Baird  
Baker  
Baldwin  
Barrett (SC)  
Barrow  
Bartlett (MD)  
Barton (TX)  
Bean  
Becerra  
Berkley  
Berman  
Berry  
Biggart  
Bilbray  
Bilirakis  
Bishop (GA)  
Bishop (NY)  
Bishop (UT)  
Blackburn  
Blumenauer  
Blunt  
Boehner  
Bonner  
Bono  
Boozman  
Boren  
Boswell  
Boucher  
Boustany  
Boyd (FL)  
Boyd (KS)  
Brady (TX)

Braley (IA)  
Brown (SC)  
Brown, Corrine  
Brown-Waite,  
Ginny  
Buchanan  
Burgess  
Burton (IN)  
Butterfield  
Buyer  
Calvert  
Camp (MI)  
Campbell (CA)  
Cannon  
Cantor  
Capito  
Capps  
Capuano  
Cardoza  
Carmahan  
Carney  
Carson  
Carter  
Castle  
Castor  
Chabot  
Chandler  
Clarke  
Clay  
Cleaver  
Clyburn  
Coble  
Cohen  
Cole (OK)  
Conyers  
Cooper  
Costa  
Costello  
Courtney  
Cramer  
Crenshaw  
Crowley  
Cuellar  
Culberson  
Cummings  
Davis (AL)  
Davis (CA)  
Davis (IL)  
Davis (KY)  
Davis, David  
Davis, Lincoln  
Davis, Tom  
Deal (GA)  
DeFazio  
DeGette  
DeLauro  
Dent  
Diaz-Balart, L.  
Diaz-Balart, M.  
Dicks  
Dingell  
Doggett  
Donnelly  
Doolittle  
Doyle  
Drake  
Dreier  
Duncan  
Edwards  
Ehlers  
Ellison  
Ellsworth  
Emanuel  
Emerson  
English (PA)  
Eshoo  
Etheridge  
Fallin  
Farr  
Ferguson  
Filner  
Flake  
Forbes  
Fortenberry  
Fossella  
Foxy  
Frank (MA)  
Franks (AZ)  
Frelinghuysen  
Gallegly  
Garrett (NJ)  
Gerlach  
Giffords  
Gilchrest  
Gillibrand  
Gillmor  
Gingrey  
Gonzalez  
Goode  
Goodlatte  
Gordon  
Granger  
Green, Al  
Green, Gene  
Grijalva  
Gutierrez  
Hall (NY)  
Hall (TX)  
Hare  
Harman  
Hastert  
Hastings (FL)  
Hastings (WA)  
Hayes  
Heller  
Hensarling  
Herger  
Herseth Sandlin  
Higgins  
Hill

Taylor	Walberg	Westmoreland
Terry	Walden (OR)	Wexler
Thompson (CA)	Walsh (NY)	Whitfield
Thompson (MS)	Walz (MN)	Wicker
Thornberry	Wamp	Wilson (NM)
Tiahrt	Wasserman	Wilson (OH)
Tiberi	Schultz	Wilson (SC)
Tierney	Waters	Wolf
Turner	Watson	Woolsey
Udall (CO)	Watt	Wu
Udall (NM)	Waxman	Wynn
Upton	Weiner	Yarmuth
Van Hollen	Welch (VT)	Young (FL)
Velázquez	Weldon (FL)	
Visclosky	Weller	

ANSWERED "PRESENT"—3

Conaway	Gohmert	Poe
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NOT VOTING—25

Brady (PA)	Lampson	Ortiz
Cubin	Lantos	Paul
Davis, Jo Ann	Linder	Roskam
Engel	McCrery	Rush
Everett	McDermott	Skelton
Fattah	McMorris	Tancredo
Graves	Rodgers	Towns
Hunter	Murtha	Young (AK)
Johnson, E. B.	Napolitano	

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said resolution, as amended, was agreed to.

By unanimous consent, the title was amended so as to read: "A resolution calling on the Government of the Socialist Republic of Vietnam to immediately and unconditionally release Father Nguyen Van Ly, Nguyen Van Dai, Le Thi Cong Nhan, Le Quoc Quan, and other political prisoners and prisoners of conscience, and for other purposes."

A motion to reconsider the votes whereby the rules were suspended and said resolution, as amended, was agreed to and the title was amended was, by unanimous consent, laid on the table.

¶61.33 CLERK TO CORRECT ENGROSSMENT

On motion of Mr. George MILLER of California, by unanimous consent,

*Ordered*, That in the engrossment of the bill (H.R. 1429) to reauthorize the Head Start Act, to improve program quality, to expand access, and for other purposes, the Clerk be authorized to correct section numbers, punctuation, citations, and cross references and to make such other technical and conforming changes as may be appropriate to reflect the actions of the House.

¶61.34 PROVIDING FOR CONSIDERATION OF H.R. 1592

Mr. HASTINGS of Florida, by direction of the Committee on Rules, reported (Rept. No. 110-120) the resolution (H. Res. 364) providing for consideration of the bill (H.R. 1592) to provide Federal assistance to States, local jurisdictions, and Indian tribes to prosecute hate crimes, and for other purposes.

When said resolution and report were referred to the House Calendar and ordered printed.

¶61.35 ORDER OF BUSINESS—PROCEEDINGS ON VOTES

On motion of Mr. HOYER, by unanimous consent,

*Ordered*, That during consideration of the bill (H.R. 1867) to authorize appro-

priations for fiscal year 2008, 2009, and 2010 for the National Science Foundation, and for other purposes, pursuant to House Resolution 349, the Chair may reduce to two minutes the minimum time for electronic voting under clause 6 of rule XVIII and clauses 8 and 9 of rule XX.

¶61.36 NATIONAL SCIENCE FOUNDATION

The SPEAKER pro tempore, Mr. WEINER, pursuant to House Resolution 349 and rule XVIII, declared the House resolved into the Committee of the Whole House on the state of the Union for the consideration of the bill (H.R. 1867) to authorize appropriations for fiscal year 2008, 2009, and 2010 for the National Science Foundation, and for other purposes.

The SPEAKER pro tempore, Mr. WEINER, by unanimous consent, designated Mr. ALTMIRE as Chairman of the Committee of the Whole; and after some time spent therein,

¶61.37 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment submitted by Mr. SULLIVAN to the amendment numbered 1, submitted by Mr. HONDA:

At the end of paragraph (1), insert the following: "Such materials, exhibits, and multimedia presentations shall reflect the diversity of scientific opinion, including the diversity of opinion regarding the impact of human activities on climate change, and shall also reflect the impact of greenhouse gas reduction strategies on developing nations, United States energy security, United States energy costs, the global and United States economy, low income and middle class individuals, and those on fixed incomes."

At the end of paragraph (2), insert the following: "Such materials, exhibits, and multimedia presentations shall reflect the diversity of scientific opinion, including the diversity of opinion regarding the impact of human activities on climate change, and shall also reflect the impact of greenhouse gas reduction strategies on developing nations, United States energy security, United States energy costs, the global and United States economy, low income and middle class individuals, and those on fixed incomes."

Amendment numbered 1, submitted by Mr. HONDA:

At the end of section 3, add the following new subsection:

(h) GLOBAL WARMING EDUCATION.—  
 (1) INFORMAL EDUCATION.—As part of Informal Science Education activities, the Director shall support activities to create informal educational materials, exhibits, and multimedia presentations relevant to global warming, climate science, and greenhouse gas reduction strategies.

(2) K-12 INSTRUCTIONAL MATERIALS.—As part of Discovery Research K-12 activities, the Director shall support the development of K-12 educational materials relevant to global warming, climate science, and greenhouse gas reduction strategies.

It was decided in the { Yeas ..... 166  
 negative ..... } Nays ..... 250

¶61.38 [Roll No. 287]

AYES—166

Aderholt	Franks (AZ)	Nunes
Akin	Frelinghuysen	Pearce
Alexander	Gallegly	Pence
Bachmann	Garrett (NJ)	Peterson (PA)
Bachus	Gingrey	Petri
Baker	Gohmert	Pickering
Barrett (SC)	Goode	Pitts
Barton (TX)	Goodlatte	Poe
Bilbray	Granger	Price (GA)
Bilirakis	Hall (TX)	Pryce (OH)
Bishop (UT)	Hastert	Putnam
Blackburn	Hastings (WA)	Regula
Blunt	Hayes	Rehberg
Boehner	Heller	Reichert
Bonner	Hensarling	Renzi
Bono	Herger	Reynolds
Boozman	Hobson	Rogers (AL)
Boustany	Hoekstra	Rogers (KY)
Brady (TX)	Hulshof	Rogers (MI)
Brown (SC)	Inglis (SC)	Rohrabacher
Brown-Waite,	Issa	Ros-Lehtinen
Ginny	Jindal	Roskam
Buchanan	Jones (NC)	Royce
Burton (IN)	Jordan	Ryan (WI)
Buyer	Keller	Sali
Calvert	King (IA)	Schmidt
Camp (MI)	King (NY)	Sensenbrenner
Campbell (CA)	Kingston	Sessions
Cantor	Kline (MN)	Shadegg
Capito	Knollenberg	Shimkus
Carter	Lamborn	Shuster
Chabot	Latham	Simpson
Cole (OK)	Lewis (CA)	Smith (NE)
Conaway	Lewis (KY)	Smith (TX)
Costello	Linder	Souder
Crenshaw	Lucas	Stearns
Culberson	Lungren, Daniel	Sullivan
Davis (KY)	E.	Taylor
Davis, David	Mack	Terry
Deal (GA)	Manzullo	Thornberry
Diaz-Balart, L.	Marchant	Tiahrt
Diaz-Balart, M.	McCarthy (CA)	Tiberi
Doolittle	McCaul (TX)	Turner
Drake	McCotter	Upton
Dreier	McCrery	Walberg
Duncan	McHenry	Walden (OR)
Ellsworth	McKeon	Wamp
Emerson	Mica	Weldon (FL)
English (PA)	Miller (FL)	Weller
Everett	Miller (MI)	Westmoreland
Fallin	Miller, Gary	Whitfield
Flake	Moran (KS)	Wicker
Forbes	Murphy, Tim	Wilson (NM)
Fortenberry	Muschgrave	Wilson (SC)
Fossella	Myrick	Young (AK)
Fox	Neugebauer	Young (FL)

NOES—250

Abercrombie	Carson	Ehlers
Ackerman	Castle	Ellison
Allen	Castor	Emanuel
Altmire	Chandler	Eshoo
Andrews	Christensen	Etheridge
Arcuri	Clarke	Farr
Baca	Clay	Ferguson
Baird	Cleaver	Filner
Baldwin	Clyburn	Frank (MA)
Barrow	Coble	Gerlach
Bartlett (MD)	Cohen	Giffords
Bean	Conyers	Gilchrest
Becerra	Cooper	Gillibrand
Berkley	Costa	Gillmor
Berman	Courtney	Gonzalez
Berry	Cramer	Gordon
Biggert	Crowley	Green, Al
Bishop (GA)	Cuellar	Green, Gene
Bishop (NY)	Cummings	Grijalva
Blumenauer	Davis (AL)	Gutierrez
Bordallo	Davis (CA)	Hall (NY)
Boren	Davis (IL)	Hare
Boswell	Davis, Lincoln	Harman
Boucher	Davis, Tom	Hastings (FL)
Boyd (FL)	DeFazio	Herseth Sandlin
Boyda (KS)	DeGette	Higgins
Braley (IA)	DeLauro	Hill
Brown, Corrine	Delahunt	Hinchee
Burgess	Dent	Hinojosa
Butterfield	Dicks	Hirono
Capps	Dingell	Hodes
Capuano	Doggett	Holden
Cardoza	Donnelly	Holt
Carnahan	Doyle	Honda
Carney	Edwards	Hooley

Hoyer Meehan Scott (GA)  
 Inslee Meek (FL) Scott (VA)  
 Israel Meeks (NY) Serrano  
 Jackson (IL) Melancon Sestak  
 Jackson-Lee Michaud Shays  
 (TX) Miller (NC) Shea-Porter  
 Jefferson Miller, George Sherman  
 Johnson (GA) Mitchell Shuler  
 Johnson (IL) Mollohan Sires  
 Johnson, Sam Moore (KS) Skelton  
 Jones (OH) Moore (WI) Slaughter  
 Kagen Moran (VA) Smith (NJ)  
 Kanjorski Murphy (CT) Smith (WA)  
 Kaptur Murphy, Patrick Snyder  
 Kildee Murtha Solis  
 Kilpatrick Nadler Space  
 Kind Napolitano Spratt  
 Kirk Oberstar Stark  
 Klein (FL) Obey Olver  
 Kucinich Pallone Sutton  
 Kuhl (NY) Pallone Tanner  
 LaHood Pascrell Tauscher  
 Langevin Pastor Thompson (CA)  
 Lantos Payne Thompson (MS)  
 Larsen (WA) Perlmutter Tierney  
 Larson (CT) Peterson (MN) Towns  
 LaTourette Platts Udall (CO)  
 Lee Pomeroy Udall (NM)  
 Levin Porter Price (NC)  
 Lewis (GA) Rahall Van Hollen  
 Lipinski Rahall Velázquez  
 LoBiondo Ramstad Visclosky  
 Loeb sack Rangel Walsh (NY)  
 Lofgren, Zoe Reyes Walz (MN)  
 Lowey Rodriguez Wasserman  
 Lynch Ross Schultz  
 Mahoney (FL) Rothman Waters  
 Maloney (NY) Roybal-Allard Watson  
 Markey Ruppertsberger Watt  
 Marshall Rush Waxman  
 Matheson Ryan (OH) Weiner  
 Matsui Salazar Welch (VT)  
 McCarthy (NY) Sánchez, Linda Wexler  
 McCollum (MN) T. Sanchez, Loretta Wilson (OH)  
 McDermott Sarbanes Wolf  
 McGovern Saxton Schakowsky Woolsey  
 McHugh McIntyre Schiff Wu  
 McInerney McNulty Schiff Wynn  
 McNulty Schwartz Yarmuth

NOT VOTING—21

Brady (PA) Fortuño Neal (MA)  
 Cannon Graves Norton  
 Cubin Hunter Ortiz  
 Davis, Jo Ann Johnson, E. B. Paul  
 Engel Kennedy Radanovich  
 Faleomavaega Lampson Tancredo  
 Fattah McMorrison  
 Feeney Rodgers

So the amendment to the amendment numbered 1 was not agreed to.

¶61.39 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the foregoing amendment numbered 1, submitted by Mr. HONDA.

It was decided in the { Yeas ..... 252 affirmative ..... } Nays ..... 155

¶61.40 [Roll No. 288] AYES—252

Abercrombie Boswell Conyers  
 Ackerman Boucher Cooper  
 Allen Boustany Costa  
 Altmire Boyd (FL) Costello  
 Andrews Boyda (KS) Courtney  
 Arcuri Braley (IA) Cramer  
 Baca Brown, Corrine Crowley  
 Baird Butterfield Cuellar  
 Baldwin Capps Cummings  
 Barrow Capuano Davis (AL)  
 Bartlett (MD) Cardoza Davis (CA)  
 Bean Carnahan Davis (IL)  
 Becerra Carney Davis, Lincoln  
 Berkley Carson Davis, Tom  
 Berman Castor DeFazio  
 Berry Chandler DeGette  
 Bilirakis Christensen Delahunt  
 Bishop (GA) Clarke DeLauro  
 Bishop (NY) Clay Dicks  
 Blumenauer Cleaver Dingell  
 Bordallo Clyburn Doggett  
 Boren Cohen Donnelly

Doyle Levin Ruppertsberger  
 Edwards Lewis (GA) Rush  
 Ehlers Lipinski Ryan (OH)  
 Ellison LoBiondo Salazar  
 Ellsworth Loeb sack Sánchez, Linda  
 Emanuel Lofgren, Zoe T.  
 Eshoo Sanchez, Loretta  
 Etheridge Sarbanes  
 Farr Mahoney (FL) Saxton  
 Ferguson Maloney (NY) Schakowsky  
 Filner Markey Schiff  
 Fortenberry Marshall Schwartz  
 Frank (MA) Matheson Scott (GA)  
 Giffords Matsui Scott (VA)  
 Gilchrist McCarthy (NY) Serrano  
 Gillibrand McCollum (MN) Sestak  
 Gonzalez McDermott Shays  
 Gordon McGovern Shea-Porter  
 Green, Al McHugh Sherman  
 Green, Gene McIntyre Shuler  
 Grijalva McNerney Sires  
 Gutierrez McNulty Skelton  
 Hall (NY) Meehan Slaughter  
 Hare Meek (FL) Smith (NJ)  
 Harman Meeks (NY) Smith (WA)  
 Hastings (FL) Melancon Snyder  
 Herse th Sandlin Michaud Solis  
 Higgins Miller (MI) Space  
 Hill Miller (NC) Spratt  
 Hinchey Miller, George Stark  
 Hinojosa Mitchell Stupak  
 Hirono Moore (KS) Sutton  
 Hodes Moore (WI) Tanner  
 Holden Moran (VA) Tauscher  
 Hoit Murphy (CT) Taylor  
 Honda Murphy, Patrick Thompson (CA)  
 Hooley Murtha Thompson (MS)  
 Hoyer Nadler Tierney  
 Inslee Napolitano Towns  
 Israel Neal (MA) Udall (CO)  
 Jackson (IL) Jackson-Lee Udall (NM)  
 Jackson-Lee Obey Upton  
 (TX) Oliver Van Hollen  
 Jefferson Pallone Velázquez  
 Jindal Pascrell Visclosky  
 Johnson (GA) Pastor Walsh (NY)  
 Johnson (IL) Payne Walz (MN)  
 Jones (NC) Perlmutter Wasserman  
 Jones (OH) Peterson (MN) Schultz  
 Kagen Pomeroy Waters  
 Kanjorski Porter Watson  
 Kaptur Price (NC) Watt  
 Kildee Pryce (OH) Waxman  
 Kilpatrick Rahall Weiner  
 Kind Ramstad Welch (VT)  
 Klein (FL) Rangel Wexler  
 Kucinich Reichert Wilson (NM)  
 LaHood Reyes Wilson (OH)  
 Langevin Rodriguez Wolf  
 Lantos Ros-Lehtinen Woolsey  
 Larsen (WA) Ross Wu  
 Larson (CT) Rothman Wynn  
 Lee Roybal-Allard Yarmuth

NOES—165

Aderholt Conaway Hastings (WA)  
 Akin Crenshaw Hayes  
 Alexander Culberson Heller  
 Bachmann Davis (KY) Hensarling  
 Bachus Davis, David Herger  
 Baker Deal (GA) Hobson  
 Barrett (SC) Dent Hoekstra  
 Barton (TX) Diaz-Balart, L. Hulshof  
 Biggart Inglis (SC) Diaz-Balart, M.  
 Bilbray Doolittle Issa  
 Bishop (UT) Drake Johnson, Sam  
 Blackburn Dreier Jordan  
 Blunt Duncan Keller  
 Boehner Emerson King (IA)  
 Bonner English (PA) King (NY)  
 Bono Everett Kingston  
 Boozman Fallin Kirk  
 Brady (TX) Feeney Kline (MN)  
 Brown (SC) Flake Knollenberg  
 Brown-Waite, Forbes Kuhl (NY)  
 Ginny Fossella Lamborn  
 Buchanan Foxx Latham  
 Burgess Franks (AZ) LaTourette  
 Frelinghuysen Lewis (CA) Lewis (KY)  
 Buyer Gallegly Galtrey  
 Calvert Calvert (NJ) Linder  
 Camp (MI) Gerlach Lucas  
 Campbell (CA) Gillmor Lungren, Daniel  
 Cantor Gingrey E.  
 Capito Gohmert Mack  
 Carter Goode Manzullo  
 Castle Goodlatte Marchant  
 Chabot Granger McCarthy (CA)  
 Coble Hall (TX) McCaul (TX)  
 Cole (OK) Hastert McCotter

McCrery Putnam Smith (TX)  
 McHenry Regula Souder  
 McKeon Rehberg Stearns  
 Mica Renzi Sullivan  
 Miller (FL) Reynolds Terry  
 Miller, Gary Rogers (AL)  
 Moran (KS) Rogers (KY)  
 Murphy, Tim Rogers (MI)  
 Musgrave Rohrabacher  
 Myrick Roskam  
 Neugebauer Royce  
 Nunes Ryan (WI)  
 Pearce Sali  
 Pence Schmidt  
 Peterson (PA) Sensenbrenner  
 Petri Sessions  
 Pickering Shadegg  
 Pitts Shimkus  
 Platts Shuster  
 Poe Simpson  
 Price (GA) Smith (NE)

NOT VOTING—20

Brady (PA) Graves Norton  
 Cannon Hunter Ortiz  
 Cubin Johnson, E. B. Paul  
 Davis, Jo Ann Kennedy Radanovich  
 Engel Lampson Tancredo  
 Faleomavaega McMorrison  
 Fattah Rodgers  
 Fortuño Mollohan

So the amendment was agreed to.

¶61.41 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment numbered 5, submitted by Mr. CAMP-BELL of California:

At the end of section 3, insert the following new subsection:

(h) LIMITATION.—None of the funds authorized under this section may be used for research related to—

- (1) archives of Andean Knotted-String Records;
- (2) the accuracy in the cross-cultural understanding of others' emotions;
- (3) bison hunting on the late prehistoric Great Plains;
- (4) team versus individual play;
- (5) sexual politics of waste in Dakar, Senegal;
- (6) social relationships and reproductive strategies of Phayre's Leaf Monkeys; and
- (7) cognitive model of superstitious belief.

It was decided in the { Yeas ..... 195 negative ..... } Nays ..... 222

¶61.42 [Roll No. 289] AYES—195

Aderholt Burton (IN) Everett  
 Akin Buyer Fallin  
 Alexander Calvert Feeney  
 Altmire Camp (MI) Ferguson  
 Bachmann Campbell (CA) Flake  
 Bachus Cantor Forbes  
 Baker Capito Fortenberry  
 Barrett (SC) Carney Fossella  
 Barrow Carter Foxx  
 Barton (TX) Chabot Franks (AZ)  
 Bean Chandler Frelinghuysen  
 Berkley Cole (OK) Gallegly  
 Biggart Conaway Garrett (NJ)  
 Bilbray Cramer Gerlach  
 Bilirakis Crenshaw Gillibrand  
 Bishop (UT) Cuellar Gillmor  
 Blackburn Culberson Gingrey  
 Blunt Davis (KY) Gohmert  
 Boehner Davis, David Goode  
 Bonner Davis, Tom Goodlatte  
 Bono Deal (GA) Granger  
 Boozman Dent Green, Gene  
 Boren Diaz-Balart, L. Hastert  
 Boustany Diaz-Balart, M. Hastings (WA)  
 Boyda (KS) Donnelly Hayes  
 Brady (TX) Doolittle Heller  
 Brown (SC) Drake Hensarling  
 Brown-Waite, Dreier Herger  
 Duncan Granger Hobson  
 Buchanan Emerson Hoekstra  
 Burgess English (PA) Inglis (SC)



Issa
Jindal
Johnson, Sam
Jordan
Keller
King (IA)
King (NY)
Kingston
Kline (MN)
Knollenberg
Kuhl (NY)
LaHood
Lamborn
Latham
LaTourette
Lewis (CA)
Lewis (KY)
Linder
LoBiundo
Lucas
Lungren, Daniel E.
Manzullo
Marchant
Marshall
Matheson
McCarthy (CA)
McCaul (TX)
McCotter
McCrery
McHenry
McHugh
McIntyre
McKeon
McNulty

NOES—222

Abercrombie
Ackerman
Allen
Andrews
Arcuri
Baca
Baird
Baldwin
Bartlett (MD)
Becerra
Berman
Berry
Bishop (GA)
Bishop (NY)
Blumenauer
Bordallo
Boswell
Boucher
Boyd (FL)
Braley (IA)
Brown, Corrine
Butterfield
Capps
Capuano
Cardoza
Carnahan
Carson
Castle
Castor
Christensen
Clarke
Clay
Cleaver
Clyburn
Coble
Cohen
Conyers
Cooper
Costa
Costello
Courtney
Crowley
Cummings
Davis (AL)
Davis (CA)
Davis (IL)
Davis, Lincoln
DeFazio
DeGette
Delahunt
DeLauro
Dicks
Dingell
Doggett
Doyle
Edwards
Ehlers
Ellison
Ellsworth
Emanuel
Etheridge
Farr

Smith (TX)
Smith (WA)
Snyder
Solis
Spratt
Stark
Stupak
Sutton
Tanner
Tauscher
Thompson (CA)
Thompson (MS)
Tiberi
Tierney
Towns
Udall (CO)
Udall (NM)
Van Hollen
Velázquez
Visclosky
Walz (MN)
Wasserman
Schultz
Waters
Watson
Watt
Waxman
Weiner
Welch (VT)
Wexler
Wilson (NM)
Wilson (OH)
Woolsey
Wu
Wynn
Yarmuth

NOT VOTING—20

Brady (PA)
Cannon
Cubin
Davis, Jo Ann
Engel
Faleomavaega
Fattah
Fortuño
Graves
Hunter
Johnson, E. B.
Kennedy
Lampson
McMorris
Rodgers
Mollohan
Norton
Ortiz
Paul
Radanovich
Tancredo

So the amendment was not agreed to.

61.43 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment numbered 4, submitted by Mr. CAMP-BELL of California:

At the end of section 3, add the following new subsection:

(h) REDUCTION.—Each of the amounts authorized to be appropriated or made available under this section shall be reduced by 1 percent.

It was decided in the { Yeas ..... 115
negative ..... } Nays ..... 301

61.44 [Roll No. 290]

AYES—115

Aderholt
Akin
Alexander
Bachmann
Bachus
Baker
Barrett (SC)
Barton (TX)
Bean
Bibray
Bilirakis
Blackburn
Blunt
Boehner
Boozman
Brady (TX)
Brown (SC)
Brown-Waite, Ginny
Burgess
Burton (IN)
Buyer
Calvert
Camp (MI)
Campbell (CA)
Cantor
Carter
Chabot
Coble
Conaway
Crenshaw
Davis (KY)
Davis, David
Deal (GA)
Doolittle
Drake
Duncan
Ellsworth
Feeney
Flake
Forbes
Fossella
Foxo
Franks (AZ)
Garrett (NJ)
Gohmert
Goode
Goodlatte
Granger
Hastert
Hastings (WA)
Heller
Hensarling
Hergert
Hoekstra
Issa
Johnson, Sam
Jordan
Keller
Kingsenbrenner
King (IA)
Kingston
Kline (MN)
Knollenberg
Lamborn
Lewis (CA)
Lewis (KY)
Linder
Mack
Manzullo
Marchant
McCarthy (CA)
McCotter
McCrery
McHenry
McKeon
Mica
Miller (FL)
Miller, Gary

NOES—301

Abercrombie
Ackerman
Allen
Altmire
Andrews
Arcuri
Baca
Baird
Baldwin
Barrow
Bartlett (MD)
Becerra
Berkley
Berman
Berry
Biggart
Bishop (GA)
Bishop (NY)
Bishop (UT)
Buchanan
Butterfield
Bono
Bordallo
Boren
Boswell
Boucher
Boustany
Boyd (FL)
Boyd (KS)
Braley (IA)
Brown, Corrine
Buchanan
Butterfield
Capito
Capps
Capuano

Cardoza
Carnahan
Carney
Carson
Castle
Castor
Chandler
Christensen
Clarke
Clay
Cleaver
Clyburn
Cohen
Cole (OK)
Conyers
Cooper
Costa
Costello
Courtney
Cramer
Crowley
Cuellar
Culberson
Cummings
Davis (AL)
Davis (CA)
Davis (IL)
Davis, Lincoln
Davis, Tom
DeFazio
DeGette
Delahunt
DeLauro
Dent
Diaz-Balart, L.
Diaz-Balart, M.
Dicks
Dingell
Doggett
Donnelly
Dreier
Edwards
Ehlers
Ellison
Emanuel
Emerson
English (PA)
Eshoo
Etheridge
Everett
Fallin
Farr
Ferguson
Filner
Fortenberry
Frank (MA)
Frelinghuysen
Gallegly
Gerlach
Giffords
Gilchrest
Gillibrand
Gillmor
Gingrey
Gonzalez
Gordon
Green, Al
Green, Gene
Grijalva
Gutierrez
Hall (NY)
Hall (TX)
Hare
Harman
Hastings (FL)
Hayes
Herseth Sandlin
Higgins
Hill
Hinchev
Hinojosa
Hirono
Hobson
Hodes
Holden
Holt
Honda
Hooley
Hoyer
Hulshof
Inglis (SC)
Inslie
Israel
Jackson (IL)
Jackson-Lee (TX)
Jefferson
Jindal
Johnson (GA)
Johnson (IL)
Jones (NC)
Jones (OH)
Kagen
Kanjorski
Kildee
Kilpatrick
Kind
King (NY)
Kirk
Klein (FL)
Kucinich
Kuhl (NY)
LaHood
Langevin
Lantos
Larsen (WA)
Larsen (CT)
Latham
LaTourette
Lee
Levin
Lewis (GA)
Lipinski
LoBiundo
Loebsack
Lofgren, Zoe
Lowey
Lucas
Lungren, Daniel E.
Lynch
Mahoney (FL)
Maloney (NY)
Markey
Marshall
Matheson
Matsui
McCarthy (NY)
McCaul (TX)
McCollum (MN)
McDermott
McGovern
McHugh
McIntyre
McNerney
McNulty
Meehan
Meek (FL)
Meeks (NY)
Melancon
Michaud
Miller (MI)
Miller (NC)
Miller, George
Mitchell
Mollohan
Moore (KS)
Moore (WI)
Moran (VA)
Murphy (CT)
Murphy, Patrick
Murphy, Tim
Murtha
Nadler
Napolitano
Neal (MA)
Oberstar
Obey
Oliver
Pallone
Pascrell
Pastor
Payne
Perlmutter
Pomeroy
Price (NC)
Pryce (OH)
Rahall
Rangel
Reichert
Reyes
Rodriguez
Rogers (AL)
Rothman
Roybal-Allard
Ruppersberger
Rush
Ryan (OH)
Salazar
Sanchez, Linda T.
Sanchez, Loretta
Sarbanes
Schakowsky
Schiff
Schwartz
Scott (GA)
Scott (VA)
Serrano
Sestak
Shays
Shea-Porter
Sherman
Simpson
Sires
Skelton
Slaughter

NOT VOTING—21

Fortuño
McMorris
Rodgers
Norton
Ortiz
Paul
Radanovich
Tancredo

So the amendment was not agreed to.

61.45 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment numbered 11, submitted by Mr. GARRETT of New Jersey:

At the end of section 3, add the following new subsection:

(h) REDUCTION.—Each of the amounts authorized to be appropriated or made available under this section shall be reduced by 0.5 percent.

It was decided in the { Yeas ..... 126 negative ..... } Nays ..... 292

61.46 [Roll No. 291] AYES—126

- Aderholt, Akin, Alexander, Bachmann, Bachus, Baker, Barrett (SC), Barton (TX), Bean, Bilbray, Bilirakis, Bishop (UT), Blackburn, Blunt, Boehner, Bonner, Boozman, Brady (TX), Brown-Waite, Ginny, Burgess, Burton (IN), Buyer, Calvert, Camp (MD), Campbell (CA), Cantor, Carter, Chabot, Coble, Cole (OK), Conway, Crenshaw, Davis (KY), Davis, David, Deal (GA), Diaz-Balart, L., Diaz-Balart, M., Doolittle, Drake, Duncan, Ellsworth, English (PA), Fallon, Feeney, Flake, Forbes, Fossella, Foy, Franks (AZ), Garrett (NJ), Gillmor, Gingrey, Gohmert, Goode, Goodlatte, Granger, Hastert, Hastings (WA), Heller, Hensarling, Herger, Hoeckstra, Issa, Johnson, Sam, Jordan, Keller, King (IA), Kingston, Kline (MN), Lamborn, Lewis (CA), Lewis (KY), Linder, Conaway, Crenshaw, Davis (KY), Davis, David, Deal (GA), Diaz-Balart, L., Diaz-Balart, M., Doolittle, Drake, Duncan, Ellsworth, English (PA), Fallin, Feeney, Flake, Forbes, Fossella, Foy, Franks (AZ), Garrett (NJ), Gillmor, Gingrey, Gohmert, Goode, Goodlatte, Granger, Hastert, Hastings (WA), Heller, Hensarling, Herger, Hoeckstra, Issa, Johnson, Sam, Jordan, Keller, King (IA), Kingston, Kline (MN), Lamborn, Lewis (CA), Lewis (KY), Linder, Conaway, Crenshaw, Davis (KY), Davis, David, Deal (GA), Diaz-Balart, L., Diaz-Balart, M., Doolittle, Drake, Duncan, Ellsworth, English (PA), Murphy, Patrick, Musgrave, Myrick, Neugebauer, Nunes, Pearce, Pence, Petri, Pitts, Putnam, Ramstad, Rehberg, Rogers (KY), Rohrabacher, Roskam, Royce, Ryan (WI), Sali, Schmidt, Sensenbrenner, Shadegg, Shimkus, Shuler, Shuster, Smith (NE), Souder, Stearns, Sullivan, Taylor, Thornberry, Tiahrt, Tiberi, Walberg, Wamp, Weldon (FL), Westmoreland, Whitfield, Wilson (OH), Wilson (SC), Young (FL)

NOES—292

- Abercrombie, Ackerman, Allen, Altmire, Andrews, Arcuri, Baca, Baird, Baldwin, Barrow, Bartlett (MD), Becerra, Berkley, Berman, Berry, Biggart, Bishop (GA), Bishop (NY), Blumenauer, Bono, Bordallo, Boren, Boswell, Boucher, Boustany, Boyd (FL), Boyda (KS), Braley (IA), Brown (SC), Brown, Corrine, Buchanan, Butterfield, Capito, Capps, Capuano, Cardoza, Carnahan, Carney, Carson, Castle, Castor, Chandler, Christensen, Clarke, Clay, Cleaver, Clyburn, Cohen, Conyers, Cooper, Costa, Costello, Courtney, Cramer, Crowley, Cuellar, Culberson, Boyd (FL), Boyda (KS), Braley (IA), Brown (SC), Brown, Corrine, Buchanan, Davis, Tom, DeFazio, DeGette, Delahunt, DeLauro, Dent, Dicks, Dingell, Doggett, Donnelly, Doyle, Dreier, Edwards, Ehlers, Ellison, Emanuel, Emerson, Eshoo, Etheridge, Everett, Farr, Ferguson, Filner, Fortenberry, Frank (MA), Frelinghuysen, Gallegly, Gerlach, Giffords, Gilchrest, Gillibrand

- Gonzalez, Gordon, Green, Al, Green, Gene, Grijalva, Gutierrez, Hall (NY), Hall (TX), Hare, Harman, Hastings (FL), Hayes, Herseth Sandlin, Higgins, Hill, Hinchey, Hinojosa, Hirono, Hobson, Hodes, Holden, Holt, Honda, Hooley, Hoyer, Hulshof, Inglis (SC), Inslee, Israel, Jackson (IL), Jackson-Lee (TX), Jefferson, Jindal, Johnson (GA), Johnson (IL), Jones (NC), Jones (OH), Kagen, Kanjorski, Kaptur, Kildee, Kilpatrick, Kind, King (NY), Kirk, Klein (FL), Knollenberg, Kucinich, Kuhl (NY), LaHood, Langevin, Lantors, Larsen (WA), Larson (CT), Latham, LaTourette, Lee, Levin, Lewis (GA), Lipinski, LoBiondo, Loeb sack, Lofgren, Zoe, Lowey, Lucas, Lungren, Daniel E., Lynch, Mahoney (FL), Maloney (NY), Markey, Marshall, Matheson, Matsui, McCarthy (NY), McCaul (TX), McCollum (MN), McDermott, McGovern, McHugh, McIntyre, McNerney, McNulty, Meehan, Meek (FL), Meeks (NY), Melancon, Michaud, Miller (MI), Miller (NC), Miller, George, Mitchell, Mollohan, Moore (KS), Moore (WI), Moran (VA), Murphy (CT), Murphy, Tim, Murtha, Nadler, Napolitano, Neal (MA), Oberstar, Obey, Olver, Pallone, Pascarell, Pastor, Payne, Perlmutter, Peterson (MN), Peterson (PA), Pickering, Platts, Pomeroy, Porter, Price (GA), Price (NC), Pryce (OH), Rahall, Rangel, Regula, Reichert, Renzi, Reyes, Reynolds, Rodriguez, Rogers (AL), Rogers (MD), Ros-Lehtinen, Ross, Rothman, Roybal-Allard, Ruppertsberger, Rush, Ryan (OH), Salazar, Sanchez, Linda T., Sanchez, Loretta, Sarbanes, Saxton, Schakowsky, Schiff, Schwartz, Scott (GA), Scott (VA), Serrano, Sessions, Sestak, Shays, Shea-Porter, Sherman, Simpson, Sires, Skelton, Slaughter, Smith (NJ), Smith (TX), Smith (WA), Snyder, Solis, Space, Spratt, Stark, Stupak, Sutton, Tanner, Tauscher, Terry, Thompson (CA), Thompson (MS), Tierney, Towns, Turner, Udall (CO), Udall (NM), Upton, Van Hollen, Velazquez, Visclosky, Walden (OR), Walsh (NY), Walz (MN), Wasserman, Schultz, Waters, Watson, Watt, Waxman, Weiner, Welch (VT), Weller, Wexler, Wicker, Wilson (NM), Wolf, Woolsey, Wu, Wynn, Yarmuth, Young (AK)

NOT VOTING—19

- Brady (PA), Cannon, Cubin, Davis, Jo Ann, Engel, Faleomavaega, Fattah, Fortuño, Graves, Hunter, Johnson, E. B., Kennedy, Lampson, McMorris, Rodgers, Norton, Ortiz, Paul, Radanovich, Tancredo

So the amendment was not agreed to.

61.47 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment numbered 7, submitted by Mr. FLAKE:

Strike section 6.

It was decided in the { Yeas ..... 128 negative ..... } Nays ..... 298

61.48 [Roll No. 292] AYES—128

- Aderholt, Akin, Altmire, Bachmann, Bachus, Barrett (SC), Barton (TX), Bean, Bilbray, Bishop (UT), Blackburn, Blunt, Boehner, Bono, Brady (TX), Cummings, Davis (AL), Davis (CA), Davis (IL), Davis, Lincoln

- Brown (SC), Brown-Waite, Ginny, Burgess, Burton (IN), Buyer, Camp (MD), Campbell (CA), Cantor, Carney, Carter, Chabot, Cole (OK), Conaway, Crenshaw, Culberson, Davis (KY), Davis, David, Deal (GA), Donnelly, Doolittle, Duncan, Everett, Fallon, Feeney, Flake, Fossella, Foy, Franks (AZ), Frelinghuysen, Gallegly, Garrett (NJ), Gillibrand, Gillmor, Gohmert, Goode, Goodlatte, Granger, Hall (TX), Hastert, Hastings (WA), Heller, Hensarling, Herger, Hoeckstra, Issa, Johnson, Sam, Jordan, Keller, King (IA), Kingston, Kirk, Kline (MN), Kuhl (NY), Lamborn, Lewis (KY), Linder, Lungren, Daniel E., Mack, Manullo, McCarthy (CA), McCaul (TX), McCotter, McCreary, McHenry, McKeon, Mica, Miller (FL), Miller, Gary, Murphy, Patrick, Musgrave, Myrick, Neugebauer, Nunes, Pearce, Pence, Petri

NOES—290

- Abercrombie, Ackerman, Alexander, Allen, Andrews, Arcuri, Baca, Baird, Baldwin, Baker, Baldwin, Barrow, Bartlett (MD), Becerra, Berkley, Berman, Berry, Biggart, Bilirakis, Bishop (GA), Bishop (NY), Blumenauer, Bonner, Boozman, Bordallo, Boren, Boswell, Boucher, Boustany, Boyd (FL), Boyda (KS), Braley (IA), Brown, Corrine, Buchanan, Butterfield, Calvert, Capito, Capps, Capuano, Cardoza, Carnahan, Carson, Castle, Castor, Chandler, Christensen, Clarke, Clay, Cleaver, Clyburn, Cohen, Conyers, Cooper, Costa, Costello, Courtney, Cramer, Crowley, Cuellar, Culberson, Boyd (FL), Boyda (KS), Braley (IA), Brown (SC), Brown, Corrine, Buchanan, Cummings, Davis (AL), Davis (CA), Davis (IL), Davis, Lincoln, Delahunt, DeLauro, Dent, Jefferson, Jindal, Johnson (GA), Johnson (IL), Jones (NC), Jones (OH), Kagen, Kanjorski, Kaptur, Kildee, Kilpatrick, Kind, King (NY), Kirk, Klein (FL), Knollenberg, Kucinich, Kuhl (NY), LaHood, Langevin, Lantors, Larsen (WA), Larson (CT), Latham, LaTourette, Lee, Levin, Lewis (CA), Lewis (GA), Lipinski, LoBiondo, Loeb sack, Lofgren, Zoe, Lowey, Lucas, Lynch, Mahoney (FL), Maloney (NY), Marchant, Markey, Marshall, Matheson, Matsui, McCarthy (NY), McCollum (MN), McDermott, McGovern, McHugh, McIntyre, McNerney, McNulty, Honda, Hooley, Hoyer, Hulshof, Inglis (SC), Inslee, Israel, Jackson (IL), Jackson-Lee (TX), Jefferson, Jindal, Johnson (GA), Johnson (IL), Jones (NC), Jones (OH), Kagen, Kanjorski, Kaptur, Kildee, Kilpatrick, Kind, King (NY), Klein (FL), Knollenberg, Kucinich, LaHood, Langevin, Lantors, Larsen (WA), Larson (CT), Latham, LaTourette, Lee, Levin, Lewis (CA), Lewis (GA), Lipinski, LoBiondo, Loeb sack, Lofgren, Zoe, Lowey, Lucas, Lynch, Mahoney (FL), Maloney (NY), Marchant, Markey, Marshall, Matheson, Matsui, McCarthy (NY), McCollum (MN), McDermott, McGovern, McHugh, McIntyre, McNerney, McNulty

Meehan Reynolds Sutton
Meek (FL) Rodriguez Tanner
Meeks (NY) Rogers (AL) Tauscher
Melancon Rogers (MI) Taylor
Michaud Ros-Lehtinen Thompson (CA)
Miller (MI) Ross Thompson (MS)
Miller (NC) Rothman
Miller, George Roybal-Allard
Mitchell Ruppertsberger
Mollohan Rush
Moore (KS) Ryan (OH)
Moore (WI) Salazar
Moran (KS) Sanchez, Linda
Moran (VA) T.
Murphy (CT) Sanchez, Loretta
Murphy, Tim Sarbanes
Murtha Saxton
Nadler Schakowsky
Napolitano Schiff
Neal (MA) Schwartz
Oberstar Scott (GA)
Obey Scott (VA)
Oliver Serrano
Pallone Sessions
Pascarell Sestak
Pastor Shays
Payne Shea-Porter
Perlmutter Sherman
Peterson (MN) Sires
Peterson (PA) Skelton
Platts Slaughter
Pomeroy Smith (NJ)
Porter Smith (WA)
Price (NC) Snyder
Rahall Solis
Rangel Space
Reichert Spratt
Renzi Stark
Reyes Stupak

It was decided in the { Yeas ..... 232
affirmative ..... { Nays ..... 186

¶61.50 [Roll No. 293]

AYES—232

Abercrombie Hall (NY) Oberstar
Ackerman Hare Obey
Allen Harman Oliver
Andrews Hastings (FL) Pallone
Arcuri Herseht Sandlin Pascrell
Baca Higgins Pastor
Baird Hill Payne
Baldwin Hinchey Perlmutter
Barrow Hinojosa Peterson (MN)
Bartlett (MD) Hirono Pomeroy
Barton (TX) Hodes Price (NC)
Becerra Holden Rahall
Berman Holt Rangel
Berry Honda Reyes
Bishop (GA) Hooley Rodriguez
Bishop (NY) Hoyer Ross
Blumenauer Inslee Rothman
Bordallo Israel Roybal-Allard
Boren Jackson (IL) Ruppertsberger
Boswell Jackson-Lee Rush
Boucher (TX) Ryan (OH)
Boyd (FL) Jefferson Salazar
Boyda (KS) Jindal Sanchez, Linda
Brady (TX) Johnson (GA) T.
Braley (IA) Jones (NC) Sanchez, Loretta
Brown, Corrine Jones (OH) Sarbanes
Butterfield Kagen Schakowsky
Capps Kanjorski Schiff
Capuano Kaptur Schwartz
Caroza Kildee Scott (GA)
Carmahan Kilpatrick Scott (VA)
Carson Kind Sensenbrenner
Castor Klein (FL) Serrano
Chandler Kucinich Sestak
Christensen LaHood Shays
Clarke Langevin Shea-Porter
Clay Lantos Sherman
Cleaver Larsen (WA) Shuler
Clyburn Larson (CT) Sires
Cohen Lee Skelton
Conyers Levin Slaughter
Cooper Lewis (GA) Snyder
Costa Linder Solis
Costello Lipinski Space
Courtney Loeb sack Spratt
Cramer Lofgren, Zoe Stark
Crowley Lowey Stupak
Cuellar Lynch Sutton
Cummings Mahoney (FL) Tanner
Davis (AL) Maloney (NY) Tauscher
Davis (CA) Markey Taylor
Davis (IL) Marshall Terry
Davis, Lincoln Matheson Thompson (CA)
DeFazio Matsui Thompson (MS)
DeGette McCarthy (NY) Tierney
Delahunt McCollum (MN) Towns
DeLauro McDermott Udall (CO)
Dicks McGovern Udall (NM)
Dingell McIntyre Van Hollen
Doggett McNerney Velázquez
Doyle McNulty Visclosky
Edwards Meehan Walz (MN)
Ellison Meeke (FL) Wasserman
Ellsworth Meeks (NY) Schultz
Emanuel Melancon Waters
Eshoo Michael Miller (NC)
Etheridge Miller, George Watson
Farr Mitchell Waxman
Filner Mollohan Weiner
Frank (MA) Moore (KS) Welch (VT)
Giffords Moore (WI) Wexler
Gilchrist Moran (VA) Wilson (NM)
Gillibrand Murphy (CT) Wilson (OH)
Gonzalez Gordon Murtha Woolsey
Green, Al Green, Gene Wu
Grijalva Nadler Wynn
Gutierrez Napolitano Yarmuth
Neal (MA)

NOES—186

Aderholt Buchanan
Akin Burgess
Alexander Blackburn
Altmire Blunt
Bachmann Boehner
Bachus Bonner
Baker Bono
Barrett (SC) Boozman
Bean Boustany
Berkley Brown (SC)
Biggart Brown-Waite,
Bilbray Ginny

Chabot Inglis (SC) Price (GA)
Coble Issa Pryce (OH)
Cole (OK) Johnson (IL) Putnam
Conaway Johnson, Sam Ramstad
Crenshaw Jordan Regula
Culberson Keller Rehberg
Davis (KY) King (IA) Reichert
Davis, David King (NY) Renzi
Davis, Tom Kingston Reynolds
Deal (GA) Kirk Rogers (AL)
Dent Kline (MN) Rogers (KY)
Diaz-Balart, L. Knollenberg Rogers (MI)
Diaz-Balart, M. Kuhl (NY) Rohrabacher
Donnelly Lamborn Ros-Lehtinen
Doolittle Latham Roskam
Drake LaTourette Royce
Dreier Lewis (CA) Ryan (WI)
Duncan Lewis (KY) Sali
Ehlers LoBiondo Saxton
Emerson Lucas Schmidt
English (PA) Lungren, Daniel
Everett E. Sessions
Fallin Mack Shadegg
Feeney Manzullo Shimkus
Ferguson Marchant Shuster
Flake McCarthy (CA) Simpson
Forbes McCaul (TX) Smith (NE)
Fortenberry McCotter Smith (NJ)
Fossella McCrery Smith (TX)
Fox McHenry Smith (WA)
Franks (AZ) McHugh Souder
Frelinghuysen McKeon Stearns
Gallegly Mica Sullivan
Garrett (NJ) Miller (FL) Thornberry
Gerlach Miller (MI) Tiahrt
Gillmor Moran (KS) Tiberi
Gingrey Murphy, Tim Turner
Gohmert Goode Upton
Goode Musgrave Walberg
Goodlatte Myrick Walden (OR)
Granger Neugebauer Walsh (NY)
Hall (TX) Nunes Wamp
Hastert Pearce Weldon (FL)
Hastings (WA) Pence Weller
Hayes Peterson (PA) Westmoreland
Heller Petri Whitfield
Hensarling Pickering Wicker
Herger Pitts Wilson (SC)
Hobson Platts Wolf
Hoekstra Poe Young (AK)
Hulshof Porter Young (FL)

NOT VOTING—19

Brady (PA) Fortuño McMorris
Cannon Graves Rodgers
Cubin Hunter Norton
Davis, Jo Ann Johnson, E. B. Ortiz
Engel Kennedy Paul
Faleomavaega Lampson Radanovich
Fattah Tancredo

So the amendment was agreed to.

¶61.51 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment numbered 2, submitted by Mr. PRICE of Georgia:

At the end of the bill, add the following new section:

SEC. 19. REQUIREMENT OF OFFSETS.

(a) IN GENERAL.—No authorization of appropriations made by this Act or other provision of this Act that results in costs to the Federal Government shall be effective except to the extent that this Act provides for offsetting decreases in spending of the Federal Government, such that the net effect of this Act does not either increase the Federal deficit or reduce the Federal surplus.

(b) DEFINITIONS.—In this section, the terms "deficit" and "surplus" have the meanings given such terms in the Congressional Budget and Impoundment Control Act of 1974 (2 U.S.C. 621 et seq.).

It was decided in the { Yeas ..... 183
negative ..... { Nays ..... 235

¶61.52 [Roll No. 294]

AYES—183

Aderholt Alexander Bachus
Akin Bachmann Baker

NOT VOTING—19

Brady (PA) Fortuño McMorris
Cannon Graves Rodgers
Cubin Hunter Norton
Davis, Jo Ann Johnson, E. B. Ortiz
Engel Kennedy Paul
Faleomavaega Lampson Radanovich
Fattah Tancredo

So the amendment was not agreed to.

¶61.49 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment numbered 8, submitted by Ms. MAT-SUI:

At the end of the bill, insert the following new section:

SEC. 19. COMMUNICATIONS TRAINING FOR SCIENTISTS.

(a) GRANT SUPPLEMENTS FOR COMMUNICATIONS TRAINING.—The Director shall provide grant supplements, on a competitive, merit-reviewed basis, to institutions receiving awards under the Integrative Graduate Education and Research Traineeship program. The grant supplements shall be used to train graduate students in the communication of the substance and importance of their research to nonscientist audiences, including policymakers.

(b) REPORT TO CONGRESS.—Not later than 3 years after the date of enactment of this Act, the Director shall transmit a report to the Committee on Science and Technology of the House of Representatives, and to the Committee on Commerce, Science, and Transportation and the Committee on Health, Education, Labor, and Pensions of the Senate, describing how the activities required under subsection (a) have been implemented. The report shall include data on the number of graduate students trained and the number and size of grant supplements awarded, and a description of the types of activities funded through the grant supplements.

Barrett (SC) Gillmor  
 Bartlett (MD) Gingrey  
 Barton (TX) Gohmert  
 Bilbray Goode  
 Bilirakis Goodlatte  
 Bishop (UT) Granger  
 Blackburn Hall (TX)  
 Blunt Hastert  
 Boehner Hastings (WA)  
 Bonner Hayes  
 Bono Heller  
 Boozman Hensarling  
 Boustany Herger  
 Brady (TX) Hobson  
 Brown (SC) Hoekstra  
 Brown-Waite, Hulshof  
 Ginny Inglis (SC)  
 Buchanan Issa  
 Burgess Jindal  
 Burton (IN) Johnson (IL)  
 Buyer Johnson, Sam  
 Calvert Jones (NC)  
 Camp (MI) Jordan  
 Campbell (CA) Keller  
 Cannon King (IA)  
 Cantor Kingston  
 Capito Kirk  
 Carter Kline (MN)  
 Castle Knollenberg  
 Chabot Kuhl (NY)  
 Coble LaHood  
 Cole (OK) Lamborn  
 Conaway Laatham  
 Crenshaw Lewis (CA)  
 Culberson Lewis (KY)  
 Davis (KY) Linder  
 Davis, David LoBiondo  
 Deal (GA) Lucas  
 Dent Lungren, Daniel  
 Diaz-Balart, L. E.  
 Diaz-Balart, M. Mack  
 Doolittle Manzullo  
 Drake Marchant  
 Dreier McCarthy (CA)  
 Duncan McCaul (TX)  
 Emerson McCotter  
 English (PA) McCrery  
 Everett McHenry  
 Fallin McHugh  
 Feeney Mica  
 Flake Miller (FL)  
 Forbes Miller (MI)  
 Fortenberry Miller, Gary  
 Fossella Moran (KS)  
 Foxx Murphy, Tim  
 Franks (AZ) Musgrave  
 Frelinghuysen Myrick  
 Gallegly Neugebauer  
 Garrett (NJ) Nunes  
 Gerlach Pearce

## NOES—235

Abercrombie Clay  
 Ackerman Cleaver  
 Allen Clyburn  
 Altmire Cohen  
 Andrews Conyers  
 Arcuri Cooper  
 Baca Costa  
 Baird Costello  
 Baldwin Courtney  
 Barrow Cramer  
 Bean Crowley  
 Becerra Cuellar  
 Berkley Cummings  
 Berman Davis (AL)  
 Berry Davis (CA)  
 Biggert Davis (IL)  
 Bishop (GA) Davis, Lincoln  
 Bishop (NY) Davis, Tom  
 Blumenauer DeFazio  
 Bordallo DeGette  
 Boren Delahunt  
 Boswell DeLauro  
 Boucher Dicks  
 Boyd (FL) Dingell  
 Boyda (KS) Doggett  
 Braley (IA) Donnelly  
 Brown, Corrine Doyle  
 Butterfield Edwards  
 Capps Ehlers  
 Capuano Ellison  
 Cardoza Ellsworth  
 Carnahan Emanuel  
 Carney Eshoo  
 Carson Etheridge  
 Castor Farr  
 Chandler Ferguson  
 Christensen Filner  
 Clarke Frank (MA)

Pence  
 Peterson (PA)  
 Petri  
 Pickering  
 Pitts  
 Platts  
 Poe  
 Porter  
 Price (GA)  
 Pryce (OH)  
 Putnam  
 Ramstad  
 Regula  
 Rehberg  
 Reichert  
 Renzi  
 Reynolds  
 Rogers (AL)  
 Rogers (KY)  
 Rogers (MI)  
 Rohrabacher  
 Ros-Lehtinen  
 Roskam  
 Royce  
 Ryan (WI)  
 Sali  
 Saxton  
 Schmidt  
 Sensenbrenner  
 Sessions  
 Shadegg  
 Shimkus  
 Shuster  
 Simpson  
 Smith (NE)  
 Smith (NJ)  
 Smith (TX)  
 Souder  
 Stearns  
 Sullivan  
 Terry  
 Thornberry  
 Tiahrt  
 Tiberi  
 Turner  
 Upton  
 Walberg  
 Walden (OR)  
 Walsh (NY)  
 Wamp  
 Weldon (FL)  
 Weller  
 Westmoreland  
 Whitfield  
 Wicker  
 Wilson (NM)  
 Wilson (SC)  
 Young (AK)  
 Young (FL)

Kind  
 King (NY)  
 Klein (FL)  
 Kucinich  
 Langevin  
 Lantos  
 Larsen (WA)  
 Larson (CT)  
 LaTourette  
 Lee  
 Levin  
 Lewis (GA)  
 Lipinski  
 Loeb sack  
 Lofgren, Zoe  
 Loney  
 Lynch  
 Mahoney (FL)  
 Maloney (NY)  
 Markey  
 Marshall  
 Matheson  
 Matsui  
 McCarthy (NY)  
 McCollum (MN)  
 McDermott  
 McGovern  
 McIntyre  
 McNeerney  
 McNulty  
 Meehan  
 Meek (FL)  
 Meeks (NY)  
 Melancon  
 Michaud  
 Miller (NC)  
 Miller, George  
 Mitchell  
 Mollohan  
 Moore (KS)  
 Moore (WI)  
 Moran (VA)

Brady (PA)  
 Cubin  
 Davis, Jo Ann  
 Engel  
 Faleomavaega  
 Fattah  
 Fortuño

Murphy (CT)  
 Murphy, Patrick  
 Murtha  
 Nadler  
 Napolitano  
 Neal (MA)  
 Oberstar  
 Obey  
 Olver  
 Pallone  
 Pascrell  
 Pastor  
 Payne  
 Perlmutter  
 Peterson (MN)  
 Pomeroy  
 Price (NC)  
 Rahall  
 Rangel  
 Reyes  
 Rodriguez  
 Ross  
 Rothman  
 Roybal-Allard  
 Ruppberger  
 Rush  
 Ryan (OH)  
 Salazar  
 Sanchez, Linda  
 T.  
 Sanchez, Loretta  
 Sarbanes  
 Schakowsky  
 Schiff  
 Schwartz  
 Scott (GA)  
 Scott (VA)  
 Serrano  
 Sestak  
 Shays  
 Shea-Porter  
 Sherman

## NOT VOTING—19

Graves  
 Hunter  
 Johnson, E. B.  
 Kennedy  
 Lampson  
 McKeon

Shuler  
 Sires  
 Skelton  
 Slaughter  
 Smith (WA)  
 Snyder  
 Solis  
 Space  
 Spratt  
 Stark  
 Stupak  
 Sutton  
 Tanner  
 Tauscher  
 Taylor  
 Thompson (CA)  
 Thompson (MS)  
 Tierney  
 Towns  
 Udall (CO)  
 Udall (NM)  
 Van Hollen  
 Velázquez  
 Visclosky  
 Walz (MN)  
 Wasserman  
 Schultz  
 Waters  
 Watson  
 Watt  
 Waxman  
 Weiner  
 Welch (VT)  
 Wexler  
 Wilson (OH)  
 Wolf  
 Woolsey  
 Wu  
 Wynn  
 Yarmuth

So the amendment was not agreed to. After some further time, The SPEAKER pro tempore, Mrs. BOYDA of Kansas, assumed the Chair. When Mr. LYNCH, Acting Chairman, pursuant to House Resolution 349, reported the bill back to the House with an amendment adopted by the Committee.

The previous question having been ordered by said resolution.

The following amendment, reported from the Committee of the Whole House on the state of the Union, was agreed to:

Strike out all after the enacting clause and insert:

**SECTION 1. SHORT TITLE.**

This Act may be cited as the “National Science Foundation Authorization Act of 2007”.

**SEC. 2. DEFINITIONS.**

In this Act:

(1) **BOARD.**—The term “Board” means the National Science Board established under section 2 of the National Science Foundation Act of 1950 (42 U.S.C. 1861).

(2) **DIRECTOR.**—The term “Director” means the Director of the Foundation.

(3) **ELEMENTARY SCHOOL.**—The term “elementary school” has the meaning given that term by section 9101(18) of the Elementary and Secondary Education Act of 1965 (20 U.S.C. 7801(18)).

(4) **FOUNDATION.**—The term “Foundation” means the National Science Foundation.

(5) **INSTITUTION OF HIGHER EDUCATION.**—The term “institution of higher education” has the meaning given such term in section 101(a) of the Higher Education Act of 1965 (20 U.S.C. 1001(a)).

(6) **SECONDARY SCHOOL.**—The term “secondary school” has the meaning given that term by section 9101(38) of the Elementary and Secondary Education Act of 1965 (20 U.S.C. 7801(38)).

**SEC. 3. AUTHORIZATION OF APPROPRIATIONS.**

(a) **FISCAL YEAR 2008.**—

(1) **IN GENERAL.**—There are authorized to be appropriated to the Foundation \$6,500,000,000 for fiscal year 2008.

(2) **SPECIFIC ALLOCATIONS.**—Of the amount authorized under paragraph (1)—

(A) \$5,080,000,000 shall be made available for research and related activities, of which \$115,000,000 shall be made available for the Major Research Instrumentation program;

(B) \$873,000,000 shall be made available for education and human resources, of which—

(i) \$94,000,000 shall be for Mathematics and Science Education Partnerships established under section 9 of the National Science Foundation Authorization Act of 2002 (42 U.S.C. 1862n);

(ii) \$70,000,000 shall be for the Robert Noyce Scholarship Program established under section 10 of the National Science Foundation Authorization Act of 2002 (42 U.S.C. 1862n-1);

(iii) \$44,000,000 shall be for the Science, Mathematics, Engineering, and Technology Talent Expansion Program established under section 8(7) of the National Science Foundation Authorization Act of 2002 (Public Law 107-368); and

(iv) \$51,620,000 shall be for the Advanced Technological Education program established by section 3(a) of the Scientific and Advanced-Technology Act of 1992 (Public Law 102-476);

(C) \$245,000,000 shall be made available for major research equipment and facilities construction;

(D) \$285,600,000 shall be made available for agency operations and award management;

(E) \$4,050,000 shall be made available for the Office of the National Science Board; and

(F) \$12,350,000 shall be made available for the Office of Inspector General.

(b) **FISCAL YEAR 2009.**—

(1) **IN GENERAL.**—There are authorized to be appropriated to the Foundation \$6,980,000,000 for fiscal year 2009.

(2) **SPECIFIC ALLOCATIONS.**—Of the amount authorized under paragraph (1)—

(A) \$5,457,400,000 shall be made available for research and related activities, of which \$123,100,000 shall be made available for the Major Research Instrumentation program;

(B) \$934,000,000 shall be made available for education and human resources, of which—

(i) \$100,600,000 shall be for Mathematics and Science Education Partnerships established under section 9 of the National Science Foundation Authorization Act of 2002 (42 U.S.C. 1862n);

(ii) \$101,000,000 shall be for the Robert Noyce Scholarship Program established under section 10 of the National Science Foundation Authorization Act of 2002 (42 U.S.C. 1862n-1);

(iii) \$55,000,000 shall be for the Science, Mathematics, Engineering, and Technology Talent Expansion Program established under section 8(7) of the National Science Foundation Authorization Act of 2002 (Public Law 107-368); and

(iv) \$55,200,000 shall be for the Advanced Technological Education program as established by section 3(a) of the Scientific and Advanced-Technology Act of 1992 (Public Law 102-476);

(C) \$262,000,000 shall be made available for major research equipment and facilities construction;

(D) \$309,760,000 shall be made available for agency operations and award management;

(E) \$4,120,000 shall be made available for the Office of the National Science Board; and  
 (F) \$12,720,000 shall be made available for the Office of Inspector General.

(c) FISCAL YEAR 2010.—

(1) IN GENERAL.—There are authorized to be appropriated to the Foundation \$7,493,000,000 for fiscal year 2010.

(2) SPECIFIC ALLOCATIONS.—Of the amount authorized under paragraph (1)—

(A) \$5,863,200,000 shall be made available for research and related activities, of which \$131,700,000 shall be made available for the Major Research Instrumentation program;

(B) \$1,003,000,000 shall be made available for education and human resources, of which—

(i) \$107,600,000 shall be for Mathematics and Science Education Partnerships established under section 9 of the National Science Foundation Authorization Act of 2002 (42 U.S.C. 1862n);

(ii) \$133,000,000 shall be for the Robert Noyce Scholarship Program established under section 10 of the National Science Foundation Authorization Act of 2002 (42 U.S.C. 1862n-1);

(iii) \$60,000,000 shall be for the Science, Mathematics, Engineering, and Technology Talent Expansion Program established under section 8(7) of the National Science Foundation Authorization Act of 2002 (Public Law 107-368); and

(iv) \$59,100,000 shall be for the Advanced Technological Education program as established by section 3(a) of the Scientific and Advanced-Technology Act of 1992 (Public Law 102-476);

(C) \$280,000,000 shall be made available for major research equipment and facilities construction;

(D) \$329,450,000 shall be made available for agency operations and award management;

(E) \$4,250,000 shall be made available for the Office of the National Science Board; and  
 (F) \$13,100,000 shall be made available for the Office of Inspector General.

(d) MAJOR RESEARCH INSTRUMENTATION.—

(1) AWARD AMOUNT.—The minimum amount of an award under the Major Research Instrumentation program shall be \$100,000. The maximum amount of an award under the program shall be \$4,000,000, except if the total amount appropriated for the program for a fiscal year exceeds \$125,000,000, in which case the maximum amount of an award shall be \$6,000,000.

(2) USE OF FUNDS.—In addition to the acquisition of instrumentation and equipment, funds made available by awards under the Major Research Instrumentation program may be used to support the operations and maintenance of such instrumentation and equipment.

(3) COST SHARING.—

(A) IN GENERAL.—An institution of higher education receiving an award shall provide at least 30 percent of the cost from private or non-Federal sources.

(B) EXCEPTIONS.—Institutions of higher education that are not Ph.D.-granting institutions are exempt from the cost sharing requirement in subparagraph (A), and the Director may reduce or waive the cost sharing requirement for—

(i) institutions—

(I) which are not ranked among the top 100 institutions receiving Federal research and development funding, as documented by the statistical data published by the Foundation; and

(II) for which the proposed project will make a substantial improvement in the institution's capabilities to conduct leading edge research, to provide research experi-

ences for undergraduate students using leading edge facilities, and to broaden the participation in science and engineering research by individuals identified in section 33 or 34 of the Science and Engineering Equal Opportunities Act (42 U.S.C. 1885a or 1885b); and

(ii) consortia of institutions of higher education that include at least one institution that is not a Ph.D.-granting institution.

(e) UNDERGRADUATE EDUCATION PROGRAMS.—The Director shall continue to carry out programs in support of undergraduate education, including those authorized in section 17 of the National Science Foundation Authorization Act of 2002 (42 U.S.C. 1862n-6). Funding for these programs shall increase in proportion to the increase in the total amount appropriated to the Foundation in any year for which appropriations are authorized by this Act.

(f) LIMIT ON PROPOSALS.—

(1) POLICY.—For programs that require as part of the selection process for awards the submission of preproposals and that also limit the number of preproposals that may be submitted by an institution, the Director shall allow the subsequent submission of a full proposal based on each preproposal that is determined to have merit following the Foundation's merit review process.

(2) REVIEW AND ASSESSMENT OF POLICIES.—The Board shall review and assess the effects on institutions of higher education of the policies of the Foundation regarding the imposition of limitations on the number of proposals that may be submitted by a single institution for programs supported by the Foundation. The Board shall determine whether current policies are well justified and appropriate for the types of programs that limit the number of proposal submissions. Not later than 1 year after the date of enactment of this Act, the Board shall summarize its findings and any recommendations regarding changes to the current policy on the restriction of proposal submissions in a report to the Committee on Science and Technology of the House of Representatives and to the Committee on Commerce, Science, and Transportation and the Committee on Health, Education, Labor, and Pensions of the Senate.

(g) RESEARCH EXPERIENCES FOR UNDERGRADUATES.—The Director shall increase funding for the Research Experiences for Undergraduates program in proportion to the increase in the total amount appropriated to the Foundation for research and related activities in any year for which appropriations are authorized by this Act.

(h) GLOBAL WARMING EDUCATION.—

(1) INFORMAL EDUCATION.—As part of Informal Science Education activities, the Director shall support activities to create informal educational materials, exhibits, and multimedia presentations relevant to global warming, climate science, and greenhouse gas reduction strategies.

(2) K-12 INSTRUCTIONAL MATERIALS.—As part of Discovery Research K-12 activities, the Director shall support the development of K-12 educational materials relevant to global warming, climate science, and greenhouse gas reduction strategies.

**SEC. 4. CENTERS FOR RESEARCH ON LEARNING AND EDUCATION IMPROVEMENT.**

(a) FUNDING FOR CENTERS.—The Director shall continue to carry out the Program of Centers for Research on Learning and Education Improvement as established in section 11 of the National Science Foundation Authorization Act of 2002 (42 U.S.C. 1862n-2).

(b) ELIGIBILITY FOR CENTERS.—Section 11 of the National Science Foundation Authorization Act of 2002 (42 U.S.C. 1862n-2) is amended—

(1) in subsection (a)(1), by inserting “or eligible nonprofit organizations” after “institutions of higher education”;

(2) in subsection (b)(1) by inserting “or an eligible nonprofit organization” after “institution of higher education”; and

(3) in subsection (b)(1) by striking “of such institutions” and inserting “thereof”.

**SEC. 5. INTERDISCIPLINARY RESEARCH.**

(a) IN GENERAL.—The Board shall evaluate the role of the Foundation in supporting interdisciplinary research, including through the Major Research Instrumentation program, the effectiveness of the Foundation's efforts in providing information to the scientific community about opportunities for funding of interdisciplinary research proposals, and the process through which interdisciplinary proposals are selected for support. The Board shall also evaluate the effectiveness of the Foundation's efforts to engage undergraduate students in research experiences in interdisciplinary settings, including through the Research in Undergraduate Institutions program and the Research Experiences for Undergraduates program.

(b) REPORT.—Not later than 1 year after the date of enactment of this Act, the Board shall provide the results of its evaluation under subsection (a), including a recommendation for the proportion of the Foundation's research and related activities funding that should be allocated for interdisciplinary research, to the Committee on Science and Technology of the House of Representatives and the Committee on Commerce, Science, and Transportation and the Committee on Health, Education, Labor, and Pensions of the Senate.

**SEC. 6. PILOT PROGRAM OF GRANTS FOR NEW INVESTIGATORS.**

(a) IN GENERAL.—The Director shall carry out a pilot program to award one-year grants to individuals to assist them in improving research proposals that were previously submitted to the Foundation but not selected for funding.

(b) USE OF FUNDS.—Grants awarded under this section shall be used to enable an individual to resubmit an updated research proposal for review by the Foundation through the agency's competitive merit review process. Uses of funds made available under this section may include the generation of new data and the performance of additional analysis.

(c) ELIGIBILITY.—To be eligible to receive a grant under this section, an individual shall—

(1) not have previously received funding as the principal investigator of a research grant from the Foundation; and

(2) have submitted a proposal to the Foundation, which may include a proposal submitted to the Research in Undergraduate Institutions program, that was rated very good or excellent under the Foundation's competitive merit review process.

(d) SELECTION PROCESS.—The Director shall make awards under this section based on the advice of the program officers of the Foundation.

(e) PROGRAM ADMINISTRATION.—The Director may carry out this section through the Small Grants for Exploratory Research program.

(f) NATIONAL SCIENCE BOARD REVIEW.—The Board shall conduct a review and assessment of the pilot program under this section, including the number of new investigators funded, the distribution of awards by type of institution of higher education, and the success rate upon resubmission of proposals by new investigators funded through this pilot program. Not later than 3 years after the date of enactment of this Act, the Board shall summarize its findings and any recommendations regarding changes to or the continuation of the pilot program in a report to the Committee on Science and Technology of the House of Representatives and

the Committee on Commerce, Science, and Transportation and the Committee on Health, Education, Labor, and Pensions of the Senate.

**SEC. 7. BROADER IMPACTS MERIT REVIEW CRITERION.**

(a) **IN GENERAL.**—In evaluating research proposals under the Foundation's broader impacts criterion, the Director shall give special consideration to proposals that involve partnerships between academic researchers and industrial scientists and engineers that address research areas that have been identified as having high importance for future national economic competitiveness, such as nanotechnology.

(b) **PARTNERSHIPS WITH INDUSTRY.**—The Director shall encourage research proposals from institutions of higher education that involve partnerships with businesses and organizations representing businesses in fields that have been identified as having high importance for future national economic competitiveness and that include input on the research agenda from and cost-sharing by the industry partners.

(c) **REPORT ON BROADER IMPACTS CRITERION.**—Not later than 1 year after the date of enactment of this Act, the Director shall transmit to Congress a report on the impact of the broader impacts grant criterion used by the Foundation. The report shall—

(1) identify the criteria that each division and directorate of the Foundation uses to evaluate the broader impacts aspects of research proposals;

(2) provide a breakdown of the types of activities by division that awardees have proposed to carry out to meet the broader impacts criterion;

(3) provide any evaluations performed by the Foundation to assess the degree to which the broader impacts aspects of research proposals were carried out and how effective they have been at meeting the goals described in the research proposals;

(4) describe what national goals, such as improving undergraduate science, mathematics, and engineering education, improving K–12 science and mathematics education, promoting university-industry collaboration and technology transfer, and broadening participation of underrepresented groups, the broader impacts criterion is best suited to promote; and

(5) describe what steps the Foundation is taking and should take to use the broader impacts criterion to improve undergraduate science, mathematics, and engineering education.

**SEC. 8. POSTDOCTORAL RESEARCH FELLOWS.**

(a) **MENTORING.**—The Director shall require that all grant applications that include funding to support postdoctoral researchers include a description of the mentoring activities that will be provided for such individuals, and shall ensure that this part of the application is evaluated under the Foundation's broader impacts merit review criterion. Mentoring activities may include career counseling, training in preparing grant applications, guidance on ways to improve teaching skills, and training in research ethics.

(b) **REPORTS.**—The Director shall require that annual reports and the final report for research grants that include funding to support postdoctoral researchers include a description of the mentoring activities provided to such researchers.

**SEC. 9. RESPONSIBLE CONDUCT OF RESEARCH.**

The Director shall require that each institution that applies for financial assistance from the Foundation for science and engineering research or education describe in its grant proposal a plan to provide appropriate training and oversight in the responsible and ethical conduct of research to undergraduate

students, graduate students, and postdoctoral researchers participating in the proposed research project.

**SEC. 10. REPORTING OF RESEARCH RESULTS.**

The Director shall ensure that all final project reports and citations of published research documents resulting from research funded, in whole or in part, by the Foundation, are made available to the public in a timely manner and in electronic form through the Foundation's Web site.

**SEC. 11. SHARING RESEARCH RESULTS.**

An investigator supported under a Foundation award, whom the Director determines has failed to comply with the provisions of section 734 of the Foundation Grant Policy Manual, shall be ineligible for a future award under any Foundation supported program or activity. The Director may restore the eligibility of such an investigator on the basis of the investigator's subsequent compliance with the provisions of section 734 of the Foundation Grant Policy Manual and with such other terms and conditions as the Director may impose.

**SEC. 12. FUNDING FOR SUCCESSFUL STEM EDUCATION PROGRAMS.**

(a) **EVALUATION OF PROGRAMS.**—The Director shall, on an annual basis, evaluate all of the Foundation's grants that are scheduled to expire within one year and—

(1) that have the primary purpose of meeting the objectives of the Science and Engineering Equal Opportunity Act (42 U.S.C. 1885 et seq.); or

(2) that have the primary purpose of providing teacher professional development.

(b) **CONTINUATION OF FUNDING.**—For grants that are identified under subsection (a) and that are deemed by the Director to be successful in meeting the objectives of the initial grant solicitation, the Director may extend the duration of those grants for up to 3 additional years beyond their scheduled expiration without the requirement for a re-competition. The Director may extend such grants for an additional 3 years following a second review within 1 year before the extended completion date, in accordance with subsection (a), and the determination by the Director that the objectives of the grant are being achieved.

(c) **REPORT TO CONGRESS.**—Not later than 2 years after the date of enactment of this Act, the Director shall submit a report to the Committee on Science and Technology of the House of Representatives and to the Committee on Commerce, Science, and Transportation and the Committee on Health, Education, Labor, and Pensions of the Senate that—

(1) lists the grants which have been extended in duration by the authority provided under this section; and

(2) provides any recommendations the Director may have regarding the extension of the authority provided under this section to programs other than those specified in subsection (a).

**SEC. 13. COST SHARING.**

(a) **IN GENERAL.**—The Board shall evaluate the impact of its policy to eliminate cost sharing for research grants and cooperative agreements for existing programs that were developed around industry partnerships and historically required industry cost sharing, such as the Engineering Research Centers and Industry/University Cooperative Research Centers. The Board shall also consider the impact that the cost sharing policy has on initiating new programs for which industry interest and participation are sought.

(b) **REPORT.**—Not later than 6 months after the date of enactment of this Act, the Board shall report to the Committee on Science and Technology and the Committee on Appropriations of the House of Representatives, and the Committee on Commerce,

Science, and Transportation, the Committee on Health, Education, Labor, and Pensions, and the Committee on Appropriations of the Senate, on the results of the evaluation under subsection (a).

**SEC. 14. DONATIONS.**

Section 11(f) of the National Science Foundation Act of 1950 (42 U.S.C. 1870(f)) is amended by inserting at the end before the semicolon “, except that funds may be donated for specific prize competitions”.

**SEC. 15. ADDITIONAL REPORTS.**

(a) **REPORT ON FUNDING FOR MAJOR FACILITIES.**—

(1) **PRECONSTRUCTION FUNDING.**—The Board shall evaluate the appropriateness of the requirement that funding for detailed design work and other preconstruction activities for major research equipment and facilities come exclusively from the sponsoring research division rather than being available, at least in part, from the Major Research Equipment and Facilities Construction account.

(2) **MAINTENANCE AND OPERATION COSTS.**—The Board shall evaluate the appropriateness of the Foundation's policies for allocation of costs for, and oversight of, maintenance and operation of major research equipment and facilities.

(3) **REPORT.**—Not later than 6 months after the date of enactment of this Act, the Board shall report on the results of the evaluations under paragraphs (1) and (2) and on any recommendations for modifying the current policies related to allocation of funding for major research equipment and facilities to the Committee on Science and Technology and the Committee on Appropriations of the House of Representatives, and to the Committee on Commerce, Science, and Transportation, the Committee on Health, Education, Labor, and Pensions, and the Committee on Appropriations of the Senate.

(b) **INCLUSION OF POLAR FACILITIES UPGRADES IN MAJOR RESEARCH EQUIPMENT AND FACILITIES CONSTRUCTION PLAN.**—Section 201(a)(2)(D) of the National Science Foundation Authorization Act of 1998 (42 U.S.C. 1862l(a)(2)(D)) is amended by inserting “and for major upgrades of facilities in support of Antarctic research programs” after “facilities construction account”.

(c) **REPORT ON EDUCATION PROGRAMS WITHIN THE RESEARCH DIRECTORATES.**—Not later than 6 months after the date of enactment of this Act, the Director shall transmit to the Committee on Science and Technology of the House of Representatives and the Committee on Commerce, Science, and Transportation and the Committee on Health, Education, Labor, and Pensions of the Senate a report cataloging all elementary and secondary school, informal, and undergraduate educational programs and activities supported through appropriations for Research and Related Activities. The report shall display the programs and activities by directorate, along with estimated funding levels for the fiscal years 2006, 2007, and 2008, and shall provide a description of the goals of each program and activity. The report shall also describe how the programs and activities relate to or are coordinated with the programs supported by the Education and Human Resources Directorate.

(d) **REPORT ON RESEARCH IN UNDERGRADUATE INSTITUTIONS PROGRAM.**—The Director shall transmit to Congress along with the fiscal year 2011 budget request a report listing the funding success rates and distribution of awards for the Research in Undergraduate Institutions program, by type of institution based on the highest academic degree conferred by the institution, for fiscal years 2008, 2009, and 2010.

(e) **ANNUAL PLAN FOR ALLOCATION OF EDUCATION AND HUMAN RESOURCES FUNDING.**—



(1) IN GENERAL.—Not later than 60 days after the date of enactment of legislation providing for the annual appropriation of funds for the Foundation, the Director shall submit to the Committee on Science and Technology and the Committee on Appropriations of the House of Representatives, and to the Committee on Commerce, Science, and Transportation, the Committee on Health, Education, Labor, and Pensions, and the Committee on Appropriations of the Senate, a plan for the allocation of education and human resources funds authorized by this Act for the corresponding fiscal year, including any funds from within the research and related activities account used to support activities that have the primary purpose of improving education or broadening participation.

(2) SPECIFIC REQUIREMENTS.—The plan shall include a description of how the allocation of funding—

(A) will affect the average size and duration of education and human resources grants supported by the Foundation;

(B) will affect trends in research support for the effective instruction of mathematics, science, engineering, and technology;

(C) will affect the K–20 pipeline for the study of mathematics, science, engineering, and technology; and

(D) will encourage the interest of individuals identified in section 33 or 34 of the Science and Engineering Equal Opportunities Act (42 U.S.C. 1885a or 1885b) in mathematics, science, engineering, and technology, and help prepare such individuals to pursue postsecondary studies in these fields.

**SEC. 16. ADMINISTRATIVE AMENDMENTS.**

(a) TRIANNUAL AUDIT OF THE OFFICE OF THE NATIONAL SCIENCE BOARD.—Section 15(a) of the National Science Foundation Authorization Act of 2002 (42 U.S.C. 4862n–5) is amended—

(1) in paragraph (3), by striking “an annual audit” and inserting “an audit every three years”;

(2) in paragraph (4), by striking “each year” and inserting “every third year”;

(3) by inserting after paragraph (4) the following new paragraph:

“(5) MATERIALS RELATING TO CLOSED PORTIONS OF MEETINGS.—To facilitate the audit required under paragraph (3) of this subsection, the Office of the National Science Board shall maintain the General Counsel’s certificate, the presiding officer’s statement, and a transcript or recording of any closed meeting, for at least 3 years after such meeting.”

(b) LIMITED TERM PERSONNEL FOR THE NATIONAL SCIENCE BOARD.—Subsection (g) of section 4 of the National Science Foundation Act of 1950 (42 U.S.C. 1863(g)) is amended to read as follows:

“(g) The Board may, with the concurrence of a majority of its members, permit the appointment of a staff consisting of not more than 5 professional staff members, technical and professional personnel on leave of absence from academic, industrial, or research institutions for a limited term and such operations and support staff members as may be necessary. Such staff shall be appointed by the Chairman and assigned at the direction of the Board. The professional members and limited term technical and professional personnel of such staff may be appointed without regard to the provisions of title 5, United States Code, governing appointments in the competitive service, and the provisions of chapter 51 of such title relating to classification, and shall be compensated at a rate not exceeding the maximum rate payable under section 5376 of such title, as may be necessary to provide for the performance of such duties as may be prescribed by the Board in connection with the

exercise of its powers and functions under this Act. Section 14(a)(3) shall apply to each limited term appointment of technical and professional personnel under this subsection. Each appointment under this subsection shall be subject to the same security requirements as those required for personnel of the Foundation appointed under section 14(a).”

(c) INCREASE IN NUMBER OF WATERMAN AWARDS TO THREE.—Section 6(c) of the National Science Foundation Authorization Act of 1975 (42 U.S.C. 1881a) is amended to read as follows:

“(c) Up to three awards may be made under this section in any one fiscal year.”

**SEC. 17. NATIONAL SCIENCE BOARD REPORTS.**

Paragraphs (1) and (2) of section 4(j) of the National Science Foundation Act of 1950 (42 U.S.C. 1863(j)(1) and (2)) are amended by striking “, for submission to” and “for submission to”, respectively, and inserting “and”.

**SEC. 18. NATIONAL ACADEMY OF SCIENCE REPORT ON DIVERSITY IN STEM FIELDS.**

(a) IN GENERAL.—The Foundation shall enter into an arrangement with the National Academy of Sciences for a report, to be transmitted to the Congress not later than 1 year after the date of enactment of this Act, about barriers to increasing the number of underrepresented minorities in science, technology, engineering, and mathematics fields and to identify strategies for bringing more underrepresented minorities into the science, technology, engineering, and mathematics workforce.

(b) SPECIFIC REQUIREMENTS.—The Director shall ensure that the study described in subsection (a) addresses—

(1) social and institutional factors that shape the decisions of minority students to commit to education and careers in the science, technology, engineering, and mathematics fields;

(2) specific barriers preventing greater minority student participation in the science, technology, engineering, and mathematics fields;

(3) primary focus points for policy intervention to increase the recruitment and retention of underrepresented minorities in America’s future workforce;

(4) programs already underway to increase diversity in the science, technology, engineering, and mathematics fields, and their level of effectiveness;

(5) factors that make such programs effective, and how to expand and improve upon existing programs;

(6) the role of minority-serving institutions in the diversification of America’s workforce in these fields and how that role can be supported and strengthened; and

(7) how the public and private sectors can better assist minority students in their efforts to join America’s workforce in these fields.

**SEC. 19. SENSE OF THE CONGRESS REGARDING THE MATHEMATICS AND SCIENCE PARTNERSHIP PROGRAMS OF THE DEPARTMENT OF EDUCATION AND THE NATIONAL SCIENCE FOUNDATION.**

It is the sense of the Congress that—

(1) although the mathematics and science education partnership program at the National Science Foundation and the mathematics and science partnership program at the Department of Education practically share the same name, the 2 programs are intended to be complementary, not duplicative;

(2) the National Science Foundation partnership programs are innovative, model reform initiatives that move promising ideas in education from research into practice to improve teacher quality, develop challenging curricula, and increase student achievement

in mathematics and science, and Congress intends that the National Science Foundation peer-reviewed partnership programs found to be effective should be put into wider practice by dissemination through the Department of Education partnership programs; and

(3) the Director of the National Science Foundation and the Secretary of Education should have ongoing collaboration to ensure that the 2 components of this priority effort for mathematics and science education continue to work in concert for the benefit of States and local practitioners nationwide.

**SEC. 20. HISPANIC-SERVING INSTITUTIONS UNDERGRADUATE PROGRAM.**

(a) IN GENERAL.—The Director is authorized to establish a new program to award grants on a competitive, merit-reviewed basis to Hispanic-serving institutions to enhance the quality of undergraduate science, mathematics, engineering, and technology education at such institutions and to increase the retention and graduation rates of students pursuing associate’s or baccalaureate degrees in science, mathematics, engineering, or technology.

(b) PROGRAM COMPONENTS.—Grants awarded under this section shall support—

(1) activities to improve courses and curriculum in science, mathematics, engineering, and technology;

(2) faculty development;

(3) stipends for undergraduate students participating in research; and

(4) other activities consistent with subsection (a), as determined by the Director.

(c) INSTRUMENTATION.—Funding for instrumentation is an allowed use of grants awarded under this section.

**SEC. 21. COMMUNICATIONS TRAINING FOR SCIENTISTS.**

(a) GRANT SUPPLEMENTS FOR COMMUNICATIONS TRAINING.—The Director shall provide grant supplements, on a competitive, merit-reviewed basis, to institutions receiving awards under the Integrative Graduate Education and Research Traineeship program. The grant supplements shall be used to train graduate students in the communication of the substance and importance of their research to nonscientist audiences, including policymakers.

(b) REPORT TO CONGRESS.—Not later than 3 years after the date of enactment of this Act, the Director shall transmit a report to the Committee on Science and Technology of the House of Representatives, and to the Committee on Commerce, Science, and Transportation and the Committee on Health, Education, Labor, and Pensions of the Senate, describing how the activities required under subsection (a) have been implemented. The report shall include data on the number of graduate students trained and the number and size of grant supplements awarded, and a description of the types of activities funded through the grant supplements.

The bill, as amended, was ordered to be engrossed and read a third time, was read a third time by title.

The question being put, *viva voce*,

Will the House pass said bill?

The SPEAKER pro tempore, Mrs. BOYDA of Kansas, announced that the yeas had it.

Mr. HALL of Texas, demanded a recorded vote on passage of said bill, which demand was supported by one-fifth of a quorum, so a recorded vote was ordered.

The vote was taken by electronic device.

It was decided in the affirmative { Yeas ..... 399 Nays ..... 17

61.53 [Roll No. 295] AYES—399

Abercrombie DeFazio Keller Ackerman DeGette Kildee Aderholt Delahunt Kilpatrick Akin DeLauro Kind Alexander Dent King (IA) Allen Diaz-Balart, L. King (NY) Altmire Diaz-Balart, M. Kirk Andrews Dicks Klein (FL) Arcuri Dingell Kline (MN) Baca Doggett Knollenberg Bachmann Donnelly Kucinich Bachus Doolittle Kuhl (NY) Baird Doyle LaHood Baker Drake Lamborn Baldwin Dreier Langevin Barrow Edwards Lantos Bartlett (MD) Ehlers Larsen (WA) Barton (TX) Ellison Larson (CT) Bean Ellsworth Latham Becerra Emanuel LaTourette Berkeley Emerson Lee Berman English (PA) Levin Berry Eshoo Lewis (CA) Biggert Etheridge Lewis (GA) Bilbray Everrett Lewis (KY) Bilirakis Fallin Lipinski Bishop (GA) Farr LoBiondo Bishop (NY) Feeney Loebsock Bishop (UT) Ferguson Lofgren, Zoe Blackburn Filner Lowey Blumenauer Forbes Lucas Blunt Fortenberry Lungren, Daniel Boehner Fossella E. Lynch Bonner Foss Lynch Bono Frank (MA) Mack Boozman Frelinghuysen Mahoney (FL) Boren Gallegly Maloney (NY) Boswell Garrett (NJ) Manzullo Boucher Gerlach Marchant Boustany Giffords Markey Boyd (FL) Gilchrist Marshall Boyd (KS) Gillibrand Matheson Brady (TX) Gillmor Matsui Braley (IA) Gingrey McCarthy (CA) Brown (SC) Gohmert McCarthy (NY) Brown, Corrine Gonzalez McCaul (TX) Brown-Waite, Goode McCollum (MN) Ginny Goodlatte McCotter Buchanan Gordon McCrery Burgess Granger McDermott Burton (IN) Green, Al McGovern Butterfield Green, Gene McHenry Buyer Grijalva McHugh Calvert Gutierrez McIntyre Camp (MI) Hall (NY) McKeon Cantor Hall (TX) McNerney Capito Hare McNulty Capps Harman Meehan Capuano Hastert Meek (FL) Cardoza Hastings (FL) Meeks (NY) Carnahan Hastings (WA) Melancon Carney Hayes Mica Carson Heller Michaud Carter Herger Miller (FL) Castle Herseht Sandlin Miller (MI) Castor Higgins Miller (NC) Chabot Hill Miller, Gary Chandler Hinchey Miller, George Clarke Hinojosa Mitchell Clay Hirono Mollohan Cleaver Hobson Moore (KS) Clyburn Hodes Moore (WI) Coble Holden Moran (KS) Cohen Holt Moran (VA) Cole (OK) Honda Murphy (CT) Conaway Hooley Murphy, Patrick Conyers Hoyer Murphy, Tim Cooper Hulshof Murtha Costa Inglis (SC) Musgrave Costello Inslee Myrick Courtney Israel Nadler Cramer Issa Napolitano Crenshaw Jackson (IL) Neal (MA) Crowley Jackson-Lee Neugebauer Cuellar (TX) Nunes Culberson Jefferson Oberstar Cummings Jindal Obey Davis (AL) Johnson (GA) Olver Davis (CA) Johnson (IL) Pallone Davis (IL) Jones (NC) Pascrell Davis (KY) Jones (OH) Pastor Davis, David Kagen Payne Davis, Lincoln Kanjorski Pearce Davis, Tom Kaptur Pence

Perlmutter Saxton Tiahrt Peterson (MN) Schakowsky Tiberi Peterson (PA) Schiff Tierney Petri Schmidt Towns Pickering Schwartz Turner Platts Scott (GA) Udall (CO) Poe Scott (VA) Udall (NM) Pomeroy Sensenbrenner Upton Porter Serrano Van Hollen Price (GA) Sessions Velázquez Price (NC) Sestak Visclosky Pryce (OH) Shays Walberg Putnam Shea-Porter Walden (OR) Rahall Sherman Walsh (NY) Ramstad Shirkus Walz (MN) Rangel Shuler Wamp Regula Shuster Wasserman Rehberg Simpson Schultz Reichert Sires Waters Renzi Skelton Watson Reyes Slaughter Watt Reynolds Smith (NE) Waxman Rodriguez Smith (NJ) Weiner Rogers (AL) Smith (TX) Welch (VT) Rogers (KY) Smith (WA) Weldon (FL) Rogers (MI) Snyder Weller Rohrabacher Solis Westmoreland Ros-Lehtinen Souder Wexler Roskam Space Whitfield Ross Spratt Wicker Rothman Stark Wilson (NM) Roybal-Allard Stearns Stupak Wilson (OH) Ruffers Stutpan Wilson (SC) Ryan (OH) Tanner Wolf Ryan (WI) Tauscher Woolsey Salazar Taylor Wu Sanchez, Linda Terry Wynn T. Thompson (CA) Yarmuth Sanchez, Loretta Thompson (MS) Young (AK) Sarbanes Thornberry Young (FL)

NOES—17

Barrett (SC) Franks (AZ) Linder Campbell (CA) Hensarling Pitts Cannon Hoekstra Royce Deal (GA) Johnson, Sam Sali Duncan Jordan Shadegg Flake Kingston

NOT VOTING—16

Brady (PA) Hunter Ortiz Cubin Johnson, E. B. Paul Davis, Jo Ann Kennedy Radanovich Engel Lampson Sullivan Fattah McMorris Tancredo Graves Rodgers

So the bill was passed. A motion to reconsider the vote whereby said bill was passed was, by unanimous consent, laid on the table. Ordered, That the Clerk request the concurrence of the Senate in said bill.

61.54 RULES OF THE HOUSE

On motion of Mrs. JONES of Ohio, by unanimous consent, the Committee on Standards of Official Conduct was discharged from further consideration of the following resolution (H. Res. 363):

Resolved, That clause 15 of rule XXIII of the Rules of the House of Representatives is amended to read as follows:

“15. (a) Except as provided in paragraph (b), a Member, Delegate, or Resident Commissioner may not use personal funds, official funds, or campaign funds for a flight on an aircraft.

“(b) Paragraph (a) does not apply if— “(1) the aircraft is operated by an air carrier or commercial operator certificated by the Federal Aviation Administration and the flight is required to be conducted under air carrier safety rules, or, in the case of travel which is abroad, by an air carrier or commercial operator certificated by an appropriate foreign civil aviation authority and the flight is required to be conducted under air carrier safety rules;

“(2) the aircraft is owned or leased by a Member, Delegate, Resident Commissioner or his or her family member (including an aircraft owned by an entity that is not a

public corporation in which the Member, Delegate, Resident Commissioner or his or her family member has an ownership interest, provided that such Member, Delegate, or Resident Commissioner does not use the aircraft any more than the Member, Delegate, Resident Commissioner, or family member’s proportionate share of ownership allows);

“(3) the flight consists of the personal use of an aircraft by a Member, Delegate, or Resident Commissioner that is supplied by an individual on the basis of personal friendship; or

“(4) the aircraft is operated by an entity of the Federal government or an entity of the government of any State.

“(c) In this clause—

“(1) the term ‘campaign funds’ includes funds of any political committee under the Federal Election Campaign Act of 1971, without regard to whether the committee is an authorized committee of the Member, Delegate, or Resident Commissioner involved under such Act;

“(2) the term ‘family member’ means an individual who is related to the Member, Delegate, or Resident Commissioner, as father, mother, son, daughter, brother, sister, husband, wife, father-in-law, or mother-in-law; and

“(3) the term ‘on the basis of personal friendship’ has the same meaning as in clause 5 of rule XXV and shall be determined as under clause 5(a)(3)(D)(ii) of rule XXV.”

When said resolution was considered and agreed to.

A motion to reconsider the vote whereby said resolution was agreed to was, by unanimous consent, laid on the table.

61.55 BILLS PRESENTED TO THE PRESIDENT

Lorraine C. Miller, Clerk of the House reported that on May 1, 2007, she presented to the President of the United States, for his approval, the following bills.

H.R. 1591. An Act making emergency supplemental appropriations for the fiscal year ending September 30, 2007, and for other purposes.

H.R. 1681. An Act to amend the Congressional Charter of The American National Red Cross to modernize its governance structure, to enhance the ability of the board of governors of The American National Red Cross in the 21st century, and for other purposes.

61.56 LEAVE OF ABSENCE

By unanimous consent, leave of absence was granted—

To Mrs. McMORRIS ROGERS, for week of April 30 and the week of May 7; and

To Mr. GRAVES, for today after 6:30 p.m. and balance of the week.

And then,

61.57 ADJOURNMENT

On motion of Mr. PALLONE, at midnight, the House adjourned.

61.58 REPORTS OF COMMITTEES ON PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XIII, reports of committees were delivered to the Clerk for printing and reference to the proper calendar, as follows:

Mr. LANTOS: Committee on Foreign Affairs. H.R. 982. A bill to promote democratic

values and enhance democracy, and for other purposes (Rept. 110-119). Referred to the Committee of the Whole House on the state of the Union.

Mr. MCGOVERN: Committee on Rules, House Resolution 364. Resolution providing for consideration of the bill (H.R. 1592) to provide Federal assistance to States, local jurisdictions, and Indian tribes to prosecute hate crimes, and for other purposes (Rept. 110-120). Referred to the House Calendar.

#### ¶61.59 PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XII, public bills and resolutions were introduced and severally referred, as follows:

By Mr. BOUCHER (for himself, Mr. PENCE, Mr. CONYERS, Mr. COBLE, Mr. YARMUTH, and Mr. WALDEN of Oregon):

H.R. 2102. A bill to maintain the free flow of information to the public by providing conditions for the federally compelled disclosure of information by certain persons connected with the news media; to the Committee on the Judiciary.

By Mr. GEORGE MILLER of California (for himself, Mr. KILDEE, Mr. ALLEN, Mrs. TAUSCHER, Mr. HASTINGS of Florida, Mr. SARBANES, Ms. SHEAPORTER, Mr. KUCINICH, Mr. BISHOP of New York, Mr. LOEBBACH, Mr. PRICE of North Carolina, Ms. SCHAKOWSKY, and Mrs. MCCARTHY of New York):

H.R. 2103. A bill to amend title IV of the Employee Retirement Income Security Act of 1974 to require the Pension Benefit Guaranty Corporation, in the case of airline pilots who are required by regulation to retire at age 60, to compute the actuarial value of monthly benefits in the form of a life annuity commencing at age 60; to the Committee on Education and Labor.

By Mr. BARRETT of South Carolina (for himself, Mr. KUHL of New York, Mr. ALEXANDER, Mr. LAMBORN, Mr. LUCAS, Mr. MARCHANT, Mr. GARRETT of New Jersey, Mr. WELDON of Florida, Mr. HOEKSTRA, Mr. PEARCE, Mr. CAMPBELL of California, Mr. GOHMERT, Mr. GINGREY, Mr. BILBRAY, Mr. PITTS, Mr. AKIN, Mr. GOODE, Mrs. BLACKBURN, Mr. CANTOR, Mr. RYAN of Wisconsin, Mr. BISHOP of Utah, Mr. BURTON of Indiana, Mr. WALBERG, Mr. SHADEGG, Mrs. MUSGRAVE, Ms. FOX, Mr. CONAWAY, Mr. FRANKS of Arizona, Mr. WILSON of South Carolina, Mr. HUNTER, Mr. ROGERS of Alabama, Mr. WICKER, Mrs. EMERSON, Mr. EVERETT, Mr. BROWN of South Carolina, and Mr. CARTER):

H.R. 2104. A bill to protect the right of elected and appointed officials to express their religious beliefs through public prayer; to the Committee on the Judiciary.

By Mr. CHANDLER:

H.R. 2105. A bill to prevent the abuse and exploitation of older individuals; to the Committee on the Judiciary.

By Mr. CHANDLER:

H.R. 2106. A bill to ensure that sex offenders and sexually violent predators are not eligible for parole; to the Committee on the Judiciary.

By Mrs. CHRISTENSEN:

H.R. 2107. A bill to create the Office of Chief Financial Officer of the Government of the Virgin Islands, and for other purposes; to the Committee on Natural Resources.

By Ms. DELAURO (for herself, Ms. DEGETTE, Mr. MORAN of Virginia, Mr. GENE GREEN of Texas, Ms. SCHAKOWSKY, Ms. MATSUI, and Mrs. DAVIS of California):

H.R. 2108. A bill to amend the Federal Food, Drug, and Cosmetic Act with respect

to the safety of food for humans and pets; to the Committee on Energy and Commerce.

By Mrs. DRAKE:

H.R. 2109. A bill to amend title 18, United States Code, to provide Federal penalties for certain killings by illegal aliens, and for other purposes; to the Committee on the Judiciary.

By Mr. FORTENBERRY (for himself, Mr. PETERSON of Minnesota, Mr. TERRY, and Mr. SMITH of Nebraska):

H.R. 2110. A bill to amend the Internal Revenue Code of 1986 to provide for tax exempt qualified small issue bonds to finance agricultural processing property; to the Committee on Ways and Means.

By Mr. HOLT (for himself, Mr. HINOJOSA, Mrs. MCCARTHY of New York, Mr. WU, and Mr. REYES):

H.R. 2111. A bill to amend the Elementary and Secondary Education Act of 1965 to establish a partnership program in foreign languages; to the Committee on Education and Labor.

By Mr. ISRAEL:

H.R. 2112. A bill to amend the Energy Policy Act of 1992 to require the Federal Government to acquire not fewer than 50,000 plug-in hybrid electric vehicles; to the Committee on Oversight and Government Reform.

By Mr. MAHONEY of Florida:

H.R. 2113. A bill to grant a right of first refusal to the Town of Jupiter Island, Florida, with respect to Coast Guard property on Jupiter Island, and for other purposes; to the Committee on Transportation and Infrastructure.

By Mrs. MALONEY of New York (for herself, Mr. SHAYS, Ms. LEE, Mr. CROWLEY, Mr. HONDA, Ms. MCCOLLUM of Minnesota, Mr. CASTLE, Mr. MICHAUD, Mr. JACKSON of Illinois, Mr. MEEKS of New York, Mr. LANTOS, Mr. ALLEN, Mr. GRIJALVA, Mr. McNULTY, Ms. WOOLSEY, Mr. CARNAHAN, Ms. SCHAKOWSKY, and Ms. WATSON):

H.R. 2114. A bill to provide a United States voluntary contribution to the United Nations Population Fund only for the prevention, treatment, and repair of obstetric fistula; to the Committee on Foreign Affairs.

By Mr. MARSHALL:

H.R. 2115. A bill to amend the Public Health Service Act and title XIX of the Social Security Act to provide for a screening and treatment program for prostate cancer in the same manner as is provided for breast and cervical cancer; to the Committee on Energy and Commerce.

By Mr. MEEK of Florida (for himself and Mr. CANTOR):

H.R. 2116. A bill to amend the Internal Revenue Code of 1986 to provide incentives to encourage investment in the expansion of freight rail infrastructure capacity and to enhance modal tax equity; to the Committee on Ways and Means.

By Mr. PAUL (for himself, Mr. BURTON of Indiana, Mr. SHAYS, Mr. BARTLETT of Maryland, and Mr. DUNCAN):

H.R. 2117. A bill to amend the Federal Food, Drug, and Cosmetic Act concerning foods and dietary supplements, to amend the Federal Trade Commission Act concerning the burden of proof in false advertising cases, and for other purposes; to the Committee on Energy and Commerce.

By Mr. PETERSON of Minnesota (for himself, Mr. BOUSTANY, Mr. MARSHALL, Mr. GRAVES, Mr. PUTNAM, Mr. THOMPSON of Mississippi, and Mr. AKIN):

H.R. 2118. A bill to establish the National Institute of Food and Agriculture, to provide funding for the support of fundamental agricultural research of the highest quality, and for other purposes; to the Committee on Agriculture.

By Mr. POMEROY (for himself, Mr.

COLE of Oklahoma, and Mr. KILDEE):  
H.R. 2119. A bill to amend titles I and IV of the Employee Retirement Income Security Act of 1974 to modify the definition of governmental plan with respect to Indian tribal governments; to the Committee on Education and Labor, and in addition to the Committee on Ways and Means, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. STUPAK:

H.R. 2120. A bill to direct the Secretary of the Interior to proclaim as reservation for the benefit of the Sault Ste. Marie Tribe of Chippewa Indians a parcel of land now held in trust by the United States for that Indian tribe; to the Committee on Natural Resources.

By Mr. STUPAK (for himself and Mr. CAMP of Michigan):

H.R. 2121. A bill to modify a land grant patent issued by the Secretary of the Interior; to the Committee on Natural Resources.

By Mr. ALEXANDER:

H. Res. 362. A resolution honoring the life of Coach Edward "Eddie" Robinson; to the Committee on Education and Labor.

By Mr. PETERSON of Minnesota (for himself and Mr. GRAVES):

H. Res. 363. A resolution amending the Rules of the House of Representatives to clarify certain matters relating to official conduct; to the Committee on Standards of Official Conduct, considered and agreed to.

By Mr. HONDA (for himself, Ms. ZOE LOFGREN of California, Ms. ESHOO, Mr. FARR, and Mr. MCNERNEY):

H. Res. 365. A resolution honoring San Jose State University for its 150 years of commitment to public higher education; to the Committee on Education and Labor.

By Mr. HONDA (for himself, Mr. TOWNS, and Mr. DENT):

H. Res. 366. A resolution supporting the goals and ideals of National Hepatitis B Awareness Week; to the Committee on Energy and Commerce.

By Mr. SALI:

H. Res. 367. A resolution commemorating the 25th anniversary of the construction and dedication of the Vietnam Veterans Memorial; to the Committee on Armed Services, and in addition to the Committees on Natural Resources, and Veterans' Affairs, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

#### ¶61.60 MEMORIALS

Under clause 3 of rule XII, memorials were presented and referred as follows:

29. The SPEAKER presented a memorial of the General Assembly of the State of North Dakota, relative to Senate Concurrent Resolution No. 4016 urging the Congress of the United States to direct the United States Army Corps of Engineers to address and rectify the problems caused by the accumulation of sediment in the Missouri River main stem reservoirs; to the Committee on Transportation and Infrastructure.

#### ¶61.61 ADDITIONAL SPONSORS

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

H.R. 45: Mr. DAVIS of Alabama.

H.R. 71: Mr. SENSENBRENNER, Mr. MARCHANT, Mr. CARTER, Mr. WELDON of Florida, Mr. MILLER of Florida, and Mr. GARRETT of New Jersey.

H.R. 174: Ms. BERKLEY, Ms. ROYBAL-AL-LARD, and Mr. SCHIFF.

- H.R. 241: Mr. RYAN of Wisconsin.  
H.R. 243: Mr. GORDON.  
H.R. 254: Ms. SCHAKOWSKY.  
H.R. 321: Mr. TURNER.  
H.R. 333: Mr. DEFAZIO and Mr. MCCOTTER.  
H.R. 369: Mrs. DAVIS of California.  
H.R. 371: Mr. SHIMKUS.  
H.R. 468: Mr. SCOTT of Virginia.  
H.R. 538: Mr. HARE.  
H.R. 539: Mr. JOHNSON of Georgia.  
H.R. 562: Mr. WILSON of Ohio.  
H.R. 566: Mr. ACKERMAN.  
H.R. 579: Mr. ALTMIRE and Mr. SMITH of Texas.  
H.R. 601: Mr. KELLER, Mr. PETRI, Mrs. MCMORRIS RODGERS, Ms. FOX, Mr. KUHL of New York, Mr. CASTLE, Mr. SOUDER, Mr. EHLERS, and Ms. GINNY BROWN-WAITE of Florida.  
H.R. 620: Mr. DOGGETT.  
H.R. 642: Ms. HOOLEY, Mr. PETERSON of Minnesota, and Mr. LAMPSON.  
H.R. 643: Mr. LARSEN of Washington, Mr. MCNERNEY, Ms. HOOLEY, Mr. MARSHALL, Ms. WATSON, Mr. TERRY, Mr. BOUCHER, Mr. PENCE, and Mr. CONAWAY.  
H.R. 690: Mr. PETERSON of Minnesota.  
H.R. 692: Ms. ZOE LOFGREN of California.  
H.R. 698: Mr. SIRES, Mrs. CAPPS, and Mr. ALTMIRE.  
H.R. 699: Mr. TURNER.  
H.R. 715: Mr. LOEBSACK.  
H.R. 725: Mr. FORTENBERRY.  
H.R. 726: Mr. RAHALL.  
H.R. 729: Mr. OLVER and Mr. LEVIN.  
H.R. 736: Mr. BILIRAKIS.  
H.R. 741: Mr. ARCURI, Mr. GORDON, Mr. LYNCH, Mr. ROTHMAN, Mr. PASCRELL, Mr. LOBONDO, Mr. HOLT, Mr. KING of New York, Mr. SIRES, Mr. PITTS, and Mr. BRADY of Pennsylvania.  
H.R. 750: Ms. MOORE of Wisconsin, Ms. CLARKE, Mrs. CHRISTENSEN, Ms. WATSON, Mr. CUMMINGS, Mr. JEFFERSON, Mr. LEWIS of Georgia, Ms. SOLIS, Mr. RANGEL, and Ms. LEE.  
H.R. 758: Mr. ALTMIRE.  
H.R. 770: Mr. WATT.  
H.R. 782: Mr. JACKSON of Illinois, Mr. BERRY, and Mr. AKIN.  
H.R. 784: Ms. HOOLEY.  
H.R. 808: Mr. McNULTY.  
H.R. 821: Ms. SCHAKOWSKY and Mr. MCCOTTER.  
H.R. 864: Mrs. EMERSON and Mr. HINOJOSA.  
H.R. 871: Mr. FILNER and Mr. PAYNE.  
H.R. 882: Mr. MCCOTTER and Mr. CUELLAR.  
H.R. 906: Ms. GIFFORDS.  
H.R. 909: Mr. FARR and Mr. MCCOTTER.  
H.R. 916: Mr. WATT.  
H.R. 938: Mrs. BOYDA OF KANSAS.  
H.R. 943: Mr. DICKS.  
H.R. 964: Mr. MOORE of Kansas.  
H.R. 969: Mr. LIPINSKI, Ms. DELAURO, Mr. KANJORSKI, Mr. OLVER, Mr. ENGEL, Mr. SERRANO, and Mr. SESTAK.  
H.R. 970: Mr. MATHESON.  
H.R. 971: Mr. CUELLAR.  
H.R. 980: Mrs. CAPITO, Mr. GALLEGLY, Mr. WATT, Mrs. MCCARTHY of New York, and Ms. HOOLEY.  
H.R. 1008: Mr. POMEROY.  
H.R. 1023: Mr. MEEKS of New York.  
H.R. 1032: Ms. NORTON and Mr. RUSH.  
H.R. 1039: Mr. WATT.  
H.R. 1063: Mr. MELANCON.  
H.R. 1072: Mr. MORAN of Virginia.  
H.R. 1078: Ms. NORTON and Mr. KING of New York.  
H.R. 1084: Ms. WOOLSEY.  
H.R. 1092: Mr. MICHAUD.  
H.R. 1107: Ms. NORTON, Mr. FARR, and Mr. ISSA.  
H.R. 1108: Mr. LOEBSACK, Mr. NEAL of Massachusetts, Mr. AL GREEN of Texas, and Mr. RODRIGUEZ.  
H.R. 1115: Mr. DANIEL E. LUNGREN of California.  
H.R. 1125: Mr. THORNBERRY, Mr. WAMP, Mr. FLAKE, Ms. EDDIE BERNICE JOHNSON of Texas, Mrs. CUBIN, and Mr. CARNAHAN.  
H.R. 1127: Mr. MORAN of Virginia, Ms. GRANGER, and Mr. LATOURETTE.  
H.R. 1131: Mrs. CAPITO, Mrs. JO ANN DAVIS of Virginia, and Mr. WEXLER.  
H.R. 1157: Mr. BISHOP of Georgia, Mr. JOHNSON of Georgia, Mrs. MALONEY of New York, Mr. CLAY, Mr. KIRK, Ms. VELÁZQUEZ, Ms. ROS-LEHTINEN, Mr. HOLT, Mr. SHERMAN, Ms. SHEA-PORTER, Mr. HASTINGS of Florida, Mr. GARRETT of New Jersey, Mr. WALZ of Minnesota, Mr. DEFAZIO, Mr. JINDAL, Ms. BALDWIN, Mr. DAVIS of Illinois, Mr. FILNER, Mr. THOMPSON of California, Mr. RANGEL, Ms. MOORE of Wisconsin, Ms. WATERS, Mr. WELER, Mr. SALAZAR, Mr. STARK, Mr. SCOTT of Georgia, Mr. SIRES, Mr. ALTMIRE, Mr. BOSWELL, Mr. ACKERMAN, Mr. McDERMOTT, Mr. FARR, and Ms. JACKSON-LEE of Texas.  
H.R. 1179: Mr. GORDON.  
H.R. 1189: Mr. MARKEY.  
H.R. 1216: Mr. WAXMAN and Mr. MARKEY.  
H.R. 1225: Mr. WYNN, Mr. HONDA, Ms. CLARKE, and Mr. MORAN of Virginia.  
H.R. 1237: Mr. RYAN of Wisconsin and Mr. BONNER.  
H.R. 1239: Mr. MORAN of Virginia.  
H.R. 1246: Mr. MEEK of Florida and Mr. MURPHY of Connecticut.  
H.R. 1259: Mr. VAN HOLLEN.  
H.R. 1264: Mr. PETRI.  
H.R. 1275: Ms. SCHAKOWSKY.  
H.R. 1304: Mr. MCCOTTER, Mr. ROSKAM, and Mr. CRENSHAW.  
H.R. 1307: Mr. MILLER of Florida.  
H.R. 1342: Mr. MILLER of Florida.  
H.R. 1344: Mr. HIGGINS.  
H.R. 1363: Mr. ROTHMAN and Mr. DAVIS of Illinois.  
H.R. 1365: Mr. HERGER.  
H.R. 1366: Mr. HERGER, Mr. RAMSTAD, and Mr. SMITH of Nebraska.  
H.R. 1381: Mr. BAIRD.  
H.R. 1385: Mrs. JONES of Ohio, Ms. Sutton, Mr. TIBERI, Mr. LANTOS, Ms. SCHAKOWSKY, and Mr. HIGGINS.  
H.R. 1393: Mrs. SCHMIDT.  
H.R. 1406: Mr. SHULER and Ms. JACKSON-LEE of Texas.  
H.R. 1415: Mr. GUTIERREZ, Mr. MORAN of Virginia, Mr. DAVIS of Illinois, Mr. CUMMINGS, Mrs. GILLIBRAND, Mr. DEFAZIO, and Mr. FARR.  
H.R. 1416: Mr. CUMMINGS, Mr. GUTIERREZ, Mr. MORAN of Virginia, Mr. DAVIS of Illinois, Mrs. GILLIBRAND, Mr. DEFAZIO, Mr. HODES, Mr. FARR, and Mr. JACKSON of Illinois.  
H.R. 1418: Mr. CROWLEY.  
H.R. 1422: Mrs. TAUSCHER and Mr. PALLONE.  
H.R. 1428: Mr. GORDON.  
H.R. 1430: Mr. HELLER, Mrs. BOYDA of Kansas, and Mr. MCCOTTER.  
H.R. 1441: Mrs. LOWEY.  
H.R. 1448: Mr. WATT.  
H.R. 1461: Mr. ELLISON.  
H.R. 1464: Mr. CLAY, Mr. ROTHMAN, Mr. KILDEE, Mr. PAYNE, Mr. FRANK of Massachusetts, Mrs. MALONEY of New York, Ms. DELAURO, Mr. INSLEE, Ms. HIRONO, and Mr. LEVIN.  
H.R. 1473: Mr. BRALEY of Iowa and Mr. BUTTERFIELD.  
H.R. 1477: Mr. PLATTS.  
H.R. 1507: Mr. SIRES, Ms. ESHOO, Mr. KILDEE, and Mr. LEWIS of Georgia.  
H.R. 1509: Mr. THOMPSON of California.  
H.R. 1514: Mr. DENT, Mr. EHLERS, Mr. BOREN, Mr. MARSHALL, Mr. WOLF, and Mr. RUSH.  
H.R. 1524: Ms. SCHWARTZ.  
H.R. 1537: Mr. MEEK of Florida, Mr. LIPINSKI, Ms. ESHOO, and Mr. SCHIFF.  
H.R. 1539: Mr. HERGER.  
H.R. 1540: Mr. MEEKS of New York, Mr. SENSENBRENNER, and Mr. VAN HOLLEN.  
H.R. 1551: Mr. RUSH, Mr. CLAY, Ms. BERKLEY, and Mr. BRADY of Pennsylvania.  
H.R. 1560: Mr. DAVIS of Illinois.  
H.R. 1565: Mr. PETRI.  
H.R. 1567: Mr. LEWIS of Georgia, Mr. MCCAUL of Texas, and Mr. STARK.  
H.R. 1576: Mr. RYAN of Wisconsin and Mr. BACHUS.  
H.R. 1586: Mr. SMITH of Nebraska.  
H.R. 1600: Ms. BERKLEY, Mr. MICA, Mr. CRENSHAW, Mr. KAGEN, and Mr. PRICE of North Carolina.  
H.R. 1614: Ms. SCHAKOWSKY, Mr. FRANK of Massachusetts, Mr. FARR, Mr. VAN HOLLEN, Mr. OLVER, Mr. COHEN, Mr. GEORGE MILLER of California, Mr. WAXMAN, Mr. KIND, Ms. WOOLSEY, Mr. GUTIERREZ, Mrs. MALONEY of New York, Mr. DAVIS of Illinois, Mr. KUCINICH, Ms. ESHOO, Mr. MCGOVERN, Mr. HONDA, and Mr. FATTAH.  
H.R. 1616: Mr. HIGGINS and Ms. WATERS.  
H.R. 1645: Mr. NEAL of Massachusetts, Mr. FALEOMAVAEGA, and Mr. KUCINICH.  
H.R. 1649: Mr. MORAN of Virginia.  
H.R. 1653: Mr. SCOTT of Georgia.  
H.R. 1687: Mr. JACKSON of Illinois and Mr. CHABOT.  
H.R. 1698: Mr. DAVIS of Illinois.  
H.R. 1700: Mr. HALL of New York, Mr. CLEAVER, Mr. MICHAUD, Mrs. JONES of Ohio, Mr. COURTNEY, and Mr. ARCURI.  
H.R. 1709: Mrs. GILLIBRAND.  
H.R. 1730: Mr. KAGEN.  
H.R. 1738: Ms. ZOE LOFGREN of California, Mr. BOREN, Mr. RAHALL, Mr. HINOJOSA, Mr. MORAN of Virginia, Mr. BILBRAY, and Ms. ROS-LEHTINEN.  
H.R. 1742: Mr. DOYLE and Mr. CARNAHAN.  
H.R. 1745: Mr. PASTOR.  
H.R. 1747: Mr. FARR.  
H.R. 1752: Mr. TERRY.  
H.R. 1755: Mr. ELLISON.  
H.R. 1756: Mr. MCINTYRE and Ms. FOX.  
H.R. 1773: Mr. WALZ of Minnesota, Mr. ARCURI, Mr. PATRICK MURPHY of Pennsylvania, and Ms. KAPTUR.  
H.R. 1778: Mr. ANDREWS, Mr. HASTINGS of Washington, Mr. FLAKE, Mr. PAYNE, Mrs. JONES of Ohio, and Mr. HENSARLING.  
H.R. 1781: Mr. RAMSTAD, Mr. ELLISON, Mr. HASTINGS of Florida, Ms. MCCOLLUM of Minnesota, Mr. RANGEL, Mr. DUNCAN, and Mr. Yarmuth.  
H.R. 1801: Ms. SCHAKOWSKY.  
H.R. 1808: Mr. CALVERT, Mr. MCCOTTER, Mr. FEENEY, Mr. JONES of North Carolina, Mr. YOUNG of Florida, and Mr. MILLER of Florida.  
H.R. 1809: Mr. CARNAHAN, Mr. HOLT, and Mr. LARSEN of Washington.  
H.R. 1811: Mrs. CAPITO.  
H.R. 1813: Mr. GRIJALVA and Mr. MOORE of Kansas.  
H.R. 1819: Ms. MATSUI, Mr. HINCHEY, Mr. BOSWELL, Mr. HONDA, and Mr. SCHIFF.  
H.R. 1820: Mr. BLUMENAUER and Mr. MCGOVERN.  
H.R. 1821: Mr. McNULTY, Mr. INSLEE, Mr. WU, Mr. SCHIFF, and Ms. LORETTA SANCHEZ of California.  
H.R. 1884: Mr. WICKER.  
H.R. 1907: Mr. SMITH of New Jersey, Mr. GERLACH, and Mr. PALLONE.  
H.R. 1927: Mrs. CAPPS, Mr. DEFAZIO, Mrs. JO ANN DAVIS of Virginia, Mr. WALZ of Minnesota, Ms. WASSERMAN SCHULTZ, Mr. MCINTYRE, Ms. BERKLEY, Mr. LIPINSKI, Mr. FATTAH, Mr. DOGGETT, and Ms. KAPTUR.  
H.R. 1930: Mr. DOOLITTLE.  
H.R. 1943: Ms. SOLIS.  
H.R. 1948: Mr. PRICE of North Carolina.  
H.R. 1951: Mr. SHULER.  
H.R. 1960: Ms. JACKSON-LEE of Texas, Ms. NORTON, Mr. JONES of North Carolina, Mr. ELLISON, and Ms. BERKLEY.  
H.R. 1964: Ms. DEGETTE, Mr. HASTINGS of Florida, Mr. GEORGE MILLER of California, and Mr. VAN HOLLEN.  
H.R. 1971: Ms. HARMAN and Ms. BERKLEY.  
H.R. 1974: Mr. JONES of North Carolina and Mr. FERGUSON.  
H.R. 1981: Mr. BOREN.  
H.R. 1986: Mr. MARSHALL.  
H.R. 1992: Mr. GRIJALVA and Mr. WALZ of Minnesota.  
H.R. 2015: Ms. SHEA-PORTER, Mr. BRADY of Pennsylvania, Mr. FATTAH, Mr. KILDEE, Ms. DEGETTE, and Mr. COHEN.

H.R. 2035: Mr. PETERSON of Pennsylvania.

H.R. 2060: Mr. ARCURI, Mr. ELLSWORTH, Mrs. DAVIS of California, Mr. SPRATT, Mr. BUCHANAN, Mr. KIRK, Mr. COHEN, and Mr. TERRY.

H.R. 2061: Ms. CARSON.

H.R. 2063: Mr. KELLER, Mrs. MALONEY of New York, Mr. KIRK, Mr. GRIJALVA, Mr. DAVIS of Illinois, Mr. ISRAEL, Ms. MCCOLLUM of Minnesota, Mr. McNULTY, and Mr. UPTON.

H.R. 2074: Mr. MCCAUL of Texas and Mr. RANGEL.

H.R. 2075: Mr. LEWIS of Georgia, Mr. MICHAUD, and Mr. WELLER.

H.R. 2091: Ms. SCHWARTZ.

H.R. 2095: Mr. YOUNG of Alaska.

H.J. Res. 6: Mr. TURNER.

H.J. Res. 42: Mr. GRIJALVA, and Mr. JACKSON of Illinois.

H. Con. Res. 25: Mr. WELCH of Vermont.

H. Con. Res. 48: Mr. PAYNE and Mr. POE.

H. Con. Res. 70: Mr. FRANK of Massachusetts, Mr. ARCURI, Mr. WAXMAN, and Mr. GORDON.

H. Con. Res. 91: Ms. WOOLSEY.

H. Con. Res. 102: Ms. SCHAKOWSKY.

H. Con. Res. 104: Ms. BEAN, Mr. HINOJOSA, Mr. ELLISON, and Mr. STARK.

H. Con. Res. 125: Mr. FRANK of Massachusetts.

H. Con. Res. 126: Ms. SCHAKOWSKY.

H. Con. Res. 133: Mr. GRIJALVA.

H. Con. Res. 138: Mr. BURTON of Indiana.

H. Res. 121: Mr. FARR, Mr. LEWIS of Georgia, Mr. FERGUSON, and Mr. ANDREWS.

H. Res. 137: Ms. BERKLEY.

H. Res. 194: Mr. CLYBURN, Ms. MCCOLLUM of Minnesota, Mr. SCOTT of Georgia, and Mr. BOUCHER.

H. Res. 223: Mr. ROSKAM.

H. Res. 231: Mr. MANZULLO, Ms. FALLIN, Mr. GOODE, Mrs. MYRICK, Mr. MCHENRY, Mr. CHABOT, Mr. CANTOR, Mr. KLINE of Minnesota, Mrs. MUSGRAVE, Mr. CULBERSON, Mr. HERGER, Mr. WELDON of Florida, Mr. CAMPBELL of California, and Mr. GINGREY.

H. Res. 241: Mr. DOYLE and Mr. SIREN.

H. Res. 282: Mr. LIPINSKI, Mr. KIND, Mrs. MCCARTHY of New York, Mr. PLATTIS, Mr. MURTHA, Mr. HOLDEN, Ms. MCCOLLUM of Minnesota, Ms. SCHWARTZ, Mr. SHERMAN, Mr. HONDA, Mr. FERGUSON, Mr. ENGLISH of Pennsylvania, Mr. Shimkus, and Mrs. NAPOLITANO.

H. Res. 295: Mr. CONAWAY and Mr. MANZULLO.

H. Res. 296: Mr. KLEIN of Florida.

H. Res. 307: Mr. JOHNSON of Georgia and Ms. SCHAKOWSKY.

H. Res. 313: Mr. BISHOP of Georgia, Mr. BACA, Mr. SCOTT of Virginia, Ms. SUTTON, Mr. POE, and Mr. GOODLATTE.

H. Res. 345: Mr. WEINER.

#### ¶61.62 PETITIONS

Under clause 3 of rule XII, petitions and papers were laid on the clerk's desk and referred as follows:

18. The SPEAKER presented a petition of the Miami-Dade County Board of County Commissioners, Florida, relative to Resolution No. R-355-07 designating the Magic City Children's Zone and urging the Florida Legislature to provide for creation of the Magic City Children's Zone Pilot Project; to the Committee on Education and Labor.

19. Also, a petition of the Miami-Dade County Board of County Commissioners, Florida, relative to Resolution No. R-353-07 urging the Florida Legislature to require Florida schools to provide information to 11- and 12-year old girls and their parents about Human Papillomavirus (HPV); to the Committee on Energy and Commerce.

20. Also, a petition of the City Council of Berkeley, California, relative to Resolution No. 63,611 — N.S. opposing United States

military intervention or use of force in Iran; to the Committee on Foreign Affairs.

21. Also, a petition of the City Council of Berkeley, California, relative to Resolution No. 63,606 — N.S. commending Barbara Lee for introducing H.R. 351, "The Haiti Truth Act"; to the Committee on Foreign Affairs.

22. Also, a petition of the Miami-Dade County Board of County Commissioners, Florida, relative to Resolution No. R-350-07 urging the Florida Legislature to designate Biscayne Boulevard from N.E. 54th Street to N.E. 95th Street as "M. Athalie Range Boulevard"; to the Committee on Oversight and Government Reform.

23. Also, a petition of the City Council of Huron, California, relative to Resolution No. 1551 objecting to Immigration and Customs Enforcement (I.C.E.) Raids Under Operation Return to Sender; to the Committee on the Judiciary.

24. Also, a petition of the Miami-Dade County Board of County Commissioners, Florida, relative to Resolution No. R-351-07 urging the Congress of the United States to fully fund the local mandates included in the Adam Walsh Child Protection and Safety Act of 2006; to the Committee on the Judiciary.

25. Also, a petition of the City Council of the City of Mendota, California, relative to Resolution No. 07-10 objecting to Immigration and Customs Enforcement (I.C.E.) Raids under Operation Return to Sender; to the Committee on the Judiciary.

26. Also, a petition of the City Council of Berkeley, California, relative to Resolution No. 63,587 — N.S. opposing the war in Iraq; jointly to the Committees on Foreign Affairs and Armed Services.

#### ¶61.63 DELETIONS

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

H. Res. 106: Mr. BOREN.

### THURSDAY, MAY 3, 2007 (62)

The House was called to order by the SPEAKER.

#### ¶62.1 APPROVAL OF THE JOURNAL

The SPEAKER announced she had examined and approved the Journal of the proceedings of Wednesday, May 2, 2007.

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

#### ¶62.2 COMMUNICATIONS

Executive and other communications, pursuant to clause 8, rule XII, were referred as follows:

1476. A letter from the Administrator, Department of Agriculture, transmitting the Department's final rule — Irish Potatoes Grown in Washington; Modification of Administrative Rules Governing Committee Representation [Docket No. AMS-FV-06-0182; FV06-946-1 FR] received May 2, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

1477. A letter from the Administrator, Department of Agriculture, transmitting the Department's final rule — Olives Grown in California; Increased Assessment Rate [Docket No. AMS-FV-06-0225; FV07-932-1 PR] received May 2, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

1478. A letter from the Administrator, Department of Agriculture, transmitting the Department's final rule — Raisins Produced From Grapes Grown in California; Final Free and Reserve Percentages for 2006-07 Crop

Natural (sun-dried) Seedless Raisins [Docket No. AMS-FV-07-0027; FV07-989-1 IFR] received May 2, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

1479. A letter from the Administrator, Department of Agriculture, transmitting the Department's final rule — Apricots Grown in Designated Counties in Washington; Suspension of Container Regulations [Docket No. AMS-FV-07-0031; FV07-922-1 IFR] received May 2, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

1480. A letter from the Administrator, Department of Agriculture, transmitting the Department's final rule — Changes in Hourly Fee Rates for Science and Technology Laboratory Services-Fiscal Years 2007-2009 [Docket No. AMS-ST-07-0045; ST-05-01] (RIN: 0581-AC48) received May 2, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

1481. A letter from the Administrator, Department of Agriculture, transmitting the Department's final rule — Olives Grown in California; Increased Assessment Rate [Docket No. AMS-FV-06-0225; FV07-932-1 FR] received May 2, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

1482. A letter from the Administrator, Department of Agriculture, transmitting the Department's final rule — Onions Grown in South Texas; Exemption of Onions for Export [Docket No. AMS-FV-07-0043; FV07-959-2 IFR] received May 2, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

1483. A letter from the Administrator, Department of Agriculture, transmitting the Department's final rule — Almonds Grown in California; Outgoing Quality Control Requirements [Docket No. FV06-981-1 FR] received May 2, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

1484. A letter from the Comptroller, Department of Defense, transmitting a report of a violation of the Antideficiency Act by the Department of the Army, Case Number 05-09, pursuant to 31 U.S.C. 1351; to the Committee on Appropriations.

1485. A letter from the Chair, Equal Employment Opportunity Commission, transmitting report of a violation of the Antideficiency Act by the Equal Employment Opportunity Commission, pursuant to 31 U.S.C. 1517(b); to the Committee on Appropriations.

1486. A letter from the Under Secretary for Personnel and Readiness, Department of Defense, transmitting a report to Congress on the use of Aviation Continuation Pay (ACP) for Fiscal Year 2006, pursuant to 37 U.S.C. 301b(i); to the Committee on Armed Services.

1487. A letter from the Under Secretary for Personnel and Readiness, Department of Defense, transmitting the Department's report for improving the recruitment, placement, and retention within the Department of individuals who receive scholarships and fellowships under the National Security Education Act of 1951, pursuant to Public Law 109-364, section 945(c); to the Committee on Armed Services.

1488. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Extension of Temporary Exhaust Emission Test Procedure Option for All Terrain Vehicles [EPA-HQ-OAR-2006-0858; FRL-8305-8] (RIN: 2060-A035) received April 23, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

1489. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Prevention of Significant Deterioration, Nonattainment New Source

Review, and Title V: Treatment of Certain Ethanol Production Facilities Under the "Major Emitting Facility" Definition [EPA-HQ-OAR-2006-0089; FRL-8301-4] (RIN: 2060-AN77) received April 23, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

1490. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Regulation of Fuels and Fuel Additives: Extension of the Reformulated Gasoline Program to Illinois portion of the St. Louis, Illinois portion of the St. Louis, Illinois-Missouri Ozone Nonattainment Area [EPA-HQ-OAR-2006-0841 FRL-8304-1] (RIN: 2060-A034) received April 23, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

1491. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — National Air Emission Standards for Hazardous Air Pollutants: Halogenated Solvent Cleaning [EPA-HQ-OAR-2002-0009; FRL-8303-6] (RIN: 2060-AK22) received April 23, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

1492. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — National Emission Standards for Hazardous Air Pollutants: Surface Coating of Automobiles and Light-Duty Trucks; National Emission Standards for Hazardous Air Pollutants for Surface Coating of Plastic Parts and Products [EPA-HQ-OAR-2002-0093; FRL-8304-2] (RIN: 2060-AN10) received April 23, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

1493. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Approval and Promulgation of Air Quality Implementation Plans; Ohio; Approval of Revision to Rescind Portions of the Ohio Transportation Conformity Regulations [EPA-R05-OAR-2007-0155; FRL-8305-3] received April 23, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

1494. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Approval and Promulgation of Air Quality Implementation Plans; New Mexico; Albuquerque/Bernalillo County; Prevention of Significant Deterioration (PSD) and New Source Review [EPA-R06-OAR-2006-0568; FRL-8305-1] received April 23, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

1495. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — State Operating Permit Programs; Maryland; Revisions to the Acid Rain Regulations [EPA-R03-OAR-2007-0254; FRL-8304-8] received April 23, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

1496. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Standards of Performance for Fossil-Fuel-Fired Steam Generators for Which Construction is Commenced After August 17, 1971; Standards of Performance for Electric Utility Steam Generating Units for Which Construction is Commenced After September 18, 1978; Standards of Performance for Industrial-Commercial-Institutional Steam Generating Units; and Standards of Performance for Small Industrial-Commercial-Institutional Steam Generating Units [EPA-HQ-OAR-2005-0031; FRL-8302-3] (RIN: 2060-AN97) Received April 23, 2007, pursuant

to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

1497. A letter from the Acting Inspector General, Department of Defense, transmitting the resultant review report, "Inter-agency Review of U.S. Export Controls for China," pursuant to Public Law 106-65; to the Committee on Foreign Affairs.

1498. A letter from the Under Secretary for Policy, Department of Defense, transmitting the Department's notification of its intention to obligate up to \$5.0 million of FY 2006 funds for the Cooperative Treat Reduction (CTR) Program, pursuant to Public Law 109-163, section 1302; to the Committee on Foreign Affairs.

1499. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting consistent with the Authorization for Use of Military Force Against Iraq Resolution of 2002 (Pub. L. 107-243), the Authorization for the Use of Force Against Iraq Resolution (Pub. L. 102-1), and in order to keep the Congress fully informed, a report prepared by the Department of State for the February 28, 2007 — April 24, 2007 reporting period including matters relating to post-liberation Iraq under Section 7 of the Iraq Liberation Act of 1998 (Pub. L. 105-338); to the Committee on Foreign Affairs.

1500. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting the Department's final version of "Report on U.S. Government Assistance to and Cooperative Activities with Eurasia," pursuant to Public Law 102-511, section 104; to the Committee on Foreign Affairs.

1501. A letter from the Secretary, Department of the Treasury, transmitting as required by section 401(c) of the National Emergencies Act, 50 U.S.C. 1641(c), and section 204(c) of the International Emergency Economic Powers Act, 50 U.S.C. 1703(c), and pursuant to Executive Order 13313 of July 31, 2003, a six-month periodic report on the national emergency with respect to significant narcotics traffickers centered in Colombia that was declared in Executive Order 12978 of October 21, 1995; to the Committee on Foreign Affairs.

1502. A letter from the Associate General Counsel for General Law, Department of Homeland Security, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Oversight and Government Reform.

1503. A letter from the Director, Office of Personnel Management, transmitting the Office's report entitled, "Federal Student Loan Repayment Program FY 2006," pursuant to 5 U.S.C. 5379(a)(1)(B) Public Law 106-398, section 1122; to the Committee on Oversight and Government Reform.

1504. A letter from the Secretary, Department of the Interior, transmitting the biennial report on the quality of water in the Colorado River Basin (Progress Report No. 22), pursuant to 43 U.S.C. 1596; to the Committee on Natural Resources.

1505. A letter from the Director, Minerals Management Service, Department of the Interior, transmitting the Proposed Final 5-Year Outer Continental Shelf (OCS) Oil and Gas Leasing Program for 2007-2012; to the Committee on Natural Resources.

1506. A letter from the Secretary, Judicial Conference of the United States, transmitting the Conference's report on the adequacy of those rules to protect privacy and security, pursuant to Public Law 107-347 section 205(g); to the Committee on the Judiciary.

1507. A letter from the Director, Judicial Conference of the United States, transmitting the Office's fiscal year 2007 update to the Long Range Plan for Information Technology in the Federal Judiciary and the Judiciary Information Technology Fund Annual Report for Fiscal Year 2006, pursuant to 28 U.S.C. 612; to the Committee on the Judiciary.

1508. A letter from the Chairman, Inland Waterway Users Board, transmitting the Board's 21st annual report of its activities; recommendations regarding construction, rehabilitation priorities and spending levels on the commercial navigational features and components of inland waterways and harbors, pursuant to Public Law 99-662, section 302(b); to the Committee on Transportation and Infrastructure.

1509. A letter from the Administrator, Department of Agriculture, transmitting the Department's final rule — Market Order Regulating the Handling of Spearmint Oil Produced in the Far West; Revision of the Salable Quantity and Allotment Percentage for Class 1 (Scotch) and Class 3 (Native) Spearmint Oil for the 2006-2007 Marketing Year [Docket Nos. AMS-FV-07-0039; FV07-985-2 IFR] received May 2, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1510. A letter from the Administrator, FAA, Department of Transportation, transmitting the Federal Aviation Administration's report required by Section 757 of Public Law 106-181, the Wendell H. Ford Aviation Investment and Reform Act for the 21st Century; to the Committee on Transportation and Infrastructure.

### ¶62.3 COMMITTEE ELECTION—MAJORITY

Mr. MCGOVERN, by direction of the Democratic Caucus, submitted the following privileged resolution (H. Res. 368):

*Resolved*, That the following named Member be, and is hereby, elected to the following standing committee of the House of Representatives:

(1) COMMITTEE ON HOUSE ADMINISTRATION.—Mr. Davis of Alabama.

When said resolution was considered and agreed to.

A motion to reconsider the vote whereby said resolution was agreed to was, by unanimous consent, laid on the table.

### ¶62.4 PROVIDING FOR CONSIDERATION OF H.R. 1592

Mr. MCGOVERN, by direction of the Committee on Rules, called up the following resolution (H. Res. 364):

*Resolved*, That upon the adoption of this resolution it shall be in order to consider in the House the bill (H.R. 1592) to provide Federal assistance to States, local jurisdictions, and Indian tribes to prosecute hate crimes, and for other purposes. All points of order against consideration of the bill are waived except those arising under clause 9 or 10 of rule XXI. The amendment in the nature of a substitute recommended by the Committee on the Judiciary now printed in the bill, modified by the amendment printed in the report of the Committee on Rules accompanying this resolution, shall be considered as adopted. The bill, as amended, shall be considered as read. All points of order against the bill, as amended, are waived. The previous question shall be considered as ordered on the bill, as amended, to final passage without intervening motion except: (1) one hour of debate equally divided and controlled by the chairman and ranking minority member of the Committee on the Judiciary; and (2) one motion to recommit with or without instructions.

SEC. 2. During consideration of H.R. 1592 pursuant to this resolution, notwithstanding the operation of the previous question, the Chair may postpone further consideration of the bill to such time as may be designated by the Speaker.



When said resolution was considered. After debate, Mr. MCGOVERN, moved the previous question on the resolution to its adoption or rejection.

The question being put, viva voce, Will the House now order the previous question?

The SPEAKER pro tempore, Mr. McNULTY, announced that the yeas had it.

Mr. HASTINGS of Washington, objected to the vote on the ground that a quorum was not present and not voting.

A quorum not being present, The roll was called under clause 6, rule XX, and the call was taken by electronic device.

When there appeared { Yeas ..... 217 Nays ..... 196

¶62.5 [Roll No. 296]

YEAS—217

- Abercrombie, Ackerman, Allen, Altmire, Andrews, Arcuri, Baca, Baird, Baldwin, Bean, Becerra, Berkley, Berman, Bishop (GA), Bishop (NY), Blumenauer, Boren, Boswell, Boucher, Boyda (KS), Brady (PA), Braley (IA), Brown, Corrine, Butterfield, Capps, Capuano, Cardoza, Carnahan, Carney, Carson, Castor, Chandler, Clarke, Clay, Cleaver, Clyburn, Cohen, Conyers, Cooper, Costa, Costello, Courtney, Cramer, Crowley, Cuellar, Cummings, Davis (AL), Davis (CA), Davis (IL), Davis, Lincoln, DeFazio, DeGette, Delahunt, DeLauro, Dicks, Dingell, Doggett, Donnelly, Doyle, Edwards, Ellison, Ellsworth, Emanuel, Etheridge, Farr, Filner, Frank (MA), Giffords, Gillibrand, Gonzalez, Gordon, Green, Al, Green, Gene, Grijalva, Gutierrez, Hall (NY), Hare, Harman, Hastings (FL), Herseth Sandlin, Higgins, Hill, Hinchey, Hirono, Hooley, Hoyer, Insee, Israel, Jackson (IL), Jackson-Lee (TX), Jefferson, Johnson (GA), Kagen, Kanjorski, Kaptur, Kennedy, Kildee, Kilpatrick, Kind, Klein (FL), Kucinich, Langevin, Lantos, Larsen (WA), Larson (CT), Lee, Levin, Lewis (GA), Lipinski, Loeb sack, Lofgren, Zoe, Lowey, Lynch, Mahoney (FL), Maloney (NY), Markey, Marshall, Matheson, Matsui, McCarthy (NY), McCollum (MN), McDermott, McGovern, McIntyre, McNerney, McNulty, Meehan, Meek (FL), Meeke (NY), Melancon, Michaud, Miller (NC), Miller, George, Mitchell, Mollohan, Moore (KS), Moore (WI), Murphy (CT), Murphy, Patrick, Murtha, Nadler, Napolitano, Neal (MA), Oberstar, Obey, Oliver, Pallone, Pascrell, Pastor, Payne, Perlmutter, Peterson (MN), Pomeroy, Price (NC), Rahall, Rangel, Reyes, Rodriguez, Rothman, Roybal-Allard, Ruppertsberger, Ryan (OH), Salazar, Sanchez, Linda T., Sanchez, Loretta, Sarbanes, Schakowsky, Schiff, Schwartz, Scott (GA), Scott (VA), Serrano, Sestak, Shea-Porter, Sherman, Sires, Skelton, Slaughter, Smith (WA), Snyder, Solis, Space, Spratt, Stark, Stupak, Sutton, Tauscher, Thompson (CA), Thompson (MS), Tierney, Towns, Udall (CO), Udall (NM), Van Hollen, Velázquez, Visclosky, Walz (MN)

- Wasserman, Schultz, Waters, Watson, Watt, Waxman, Weiner, Welch (VT), Wexler, Wilson (OH)

NAYS—196

- Aderholt, Akin, Alexander, Bachmann, Bachus, Baker, Barrett (SC), Barrow, Bartlett (MD), Barton (TX), Berry, Biggert, Bilbray, Bilirakis, Bishop (UT), Blackburn, Blunt, Boehner, Bonner, Bono, Boozman, Boustany, Boyd (FL), Brady (TX), Brown (SC), Brown-Waite, Ginny, Buchanan, Burgess, Burton (IN), Buyer, Calvert, Camp (MI), Campbell (CA), Cannon, Cantor, Oberstar, Capito, Carter, Castle, Chabot, Coble, Cole (OK), Conaway, Crenshaw, Davis (KY), Davis, David, Davis, Tom, Deal (GA), Dent, Diaz-Balart, L., Diaz-Balart, M., Doolittle, Drake, Dreier, Duncan, Ehlers, Emerson, English (PA), Everrett, Fallin, Feeney, Ferguson, Flake, Forbes, Fortenberry, Fossella, Cubin, Culberson, Davis, Jo Ann, Engel, Fattah, Greigey, Graves, Fox, Franks (AZ), Frelinghuysen, Gallegly, Garrett (NJ), Gerlach, Gilchrest, Gillmor, Gohmert, Goode, Goodlatte, Granger, Hall (TX), Hastert, Hastings (WA), Hayes, Heller, Hensarling, Herger, Hobson, Hoeckstra, Hulshof, Inglis (SC), Issa, Jindal, Johnson (IL), Johnson, Sam, Jones (NC), Jordan, Keller, King (IA), King (NY), Kingston, Kirk, Kline (MN), Knollenberg, Kuhl (NY), LaHood, Lamborn, Latham, LaTourette, Lewis (CA), Lewis (KY), Linder, LoBiondo, Lucas, Lungren, Daniel E., Mack, Manzullo, Marchant, McCarthy (CA), McCaul (TX), McCotter, McCrery, McHenry, McHugh, McKeon, Miller (FL), Miller (MI), Miller, Gary, Moran (KS), Murphy, Tim, Musgrave, Myrick, Hirono, Hunter, Johnson, E. B., Jones (OH), Lampson, McMorris, Rodgers, Neugebauer, Nunes, Pearce, Pence, Peterson (PA), Petri, Pickering, Pitts, Platts, Poe, Porter, Price (GA), Pryce (OH), Putnam, Ramstad, Regula, Rehberg, Reichert, Renzi, Reynolds, Rogers (AL), Rogers (KY), Rogers (MI), Rohrabacher, Ros-Lehtinen, Roskam, Ross, Royce, Ryan (WI), Sali, Saxton, Schmidt, Sensenbrenner, Sessions, Shadegg, Shays, Shimkus, Shuster, Simpson, Smith (NE), Smith (NJ), Smith (TX), Souder, Stearns, Sullivan, Taylor, Terry, Thornberry, Tiahrt, Tiberi, Turner, Upton, Walberg, Walden (OR), Walsh (NY), Wamp, Weldon (FL), Weller, Westmoreland, Whitfield, Wicker, Wilson (NM), Wilson (SC), Wolf, Young (AK), Young (FL)

NOT VOTING—19

- Moran (VA), Ortiz, Paul, Radanovich, Tancredo, Tanner

So the previous question on the resolution was ordered.

The question being put, viva voce, Will the House agree to said resolution?

The SPEAKER pro tempore, Mr. McNULTY, announced that the yeas had it.

Mr. HASTINGS of Washington, demanded a recorded vote on agreeing to said resolution, which demand was supported by one-fifth of a quorum, so a recorded vote was ordered.

The vote was taken by electronic device.

It was decided in the { Yeas ..... 213 affirmative ..... Nays ..... 199

¶62.6 [Roll No. 297]

AYES—213

- Abercrombie, Ackerman, Allen, Altmire, Andrews, Arcuri, Baca, Baird, Baldwin, Barrow, Bean, Becerra, Berkley, Berman, Bishop (GA), Bishop (NY), Blumenauer, Boren, Boswell, Boyda (KS), Brady (PA), Braley (IA), Brown, Corrine, Butterfield, Capps, Capuano, Cardoza, Carnahan, Carson, Castor, Chandler, Clarke, Clay, Cleaver, Clyburn, Cohen, Conyers, Cooper, Costa, Costello, Courtney, Cramer, Crowley, Cuellar, Cummings, Davis (AL), Davis (CA), Davis (IL), Davis, Lincoln, DeFazio, DeGette, Delahunt, DeLauro, Dicks, Dingell, Doggett, Donnelly, Doyle, Edwards, Ellison, Emanuel, Eshoo, Etheridge, Farr, Filner, Frank (MA), Giffords, Gillibrand, Gonzalez, Gordon, Green, Al, Green, Gene, Grijalva, Gutierrez, Hall (NY), Hare, Harman, Hastings (FL), Herseth Sandlin, Higgins, Hill, Hinchey, Hirono, Hodes, Holden, Holt, Honda, Hooley, Hoyer, Insee, Israel, Jackson (IL), Jackson-Lee (TX), Jefferson, Johnson (GA), Kagen, Kanjorski, Kaptur, Kennedy, Kildee, Kilpatrick, Kind, Klein (FL), Kucinich, Langevin, Lantos, Larsen (WA), Larson (CT), Lee, Levin, Lewis (GA), Lipinski, Loeb sack, Lofgren, Zoe, Lowey, Lynch, Maloney (NY), Markey, Marshall, Matheson, Matsui, McCarthy (NY), McCollum (MN), McDermott, McGovern, McNerney, McNulty, Meehan, Meek (FL), Meeke (NY), Melancon, Michaud, Miller (NC), Miller, George, Mitchell, Mollohan, Moore (KS), Moore (WI), Murphy (CT), Murphy, Patrick, Murtha, Nadler, Napolitano, Neal (MA), Oberstar, Obey, Oliver, Pallone, Pascrell, Pastor, Payne, Perlmutter, Peterson (MN), Pomeroy, Price (NC), Rahall, Rangel, Reyes, Rodriguez, Rothman, Roybal-Allard, Ruppertsberger, Ryan (OH), Salazar, Sanchez, Linda T., Sanchez, Loretta, Sarbanes, Schakowsky, Schiff, Schwartz, Scott (GA), Scott (VA), Serrano, Sestak, Shea-Porter, Sherman, Sires, Skelton, Slaughter, Smith (WA), Snyder, Solis, Space, Spratt, Stark, Stupak, Sutton, Tauscher, Thompson (CA), Thompson (MS), Tierney, Towns, Udall (CO), Udall (NM), Van Hollen, Velázquez, Visclosky, Walz (MN)

NOES—199

- Bonner, Bono, Boozman, Boustany, Boyd (FL), Brady (TX), Brown (SC), Brown-Waite, Ginny, Buchanan, Burgess, Burton (IN), Buyer, Calvert, Camp (MI), Campbell (CA), Cannon, Cantor, Capito, Carney, Carter, Castle, Chabot, Coble, Cole (OK), Conaway, Crenshaw, Davis (KY), Davis, David, Davis, Tom, Deal (GA), Dent, Diaz-Balart, L., Diaz-Balart, M.

Doolittle	Knollenberg	Reichert
Drake	Kuhl (NY)	Renzi
Dreier	LaHood	Reynolds
Duncan	Lamborn	Rogers (AL)
Ehlers	Latham	Rogers (KY)
Ellsworth	LaTourette	Rogers (MI)
Emerson	Lewis (CA)	Rohrabacher
English (PA)	Lewis (KY)	Ros-Lehtinen
Everett	Linder	Roskam
Fallin	LoBiondo	Ross
Feeney	Lucas	Royce
Ferguson	Lungren, Daniel	Ryan (WI)
Flake	E.	Sali
Forbes	Mack	Saxton
Fortenberry	Mahoney (FL)	Schmidt
Fossella	Manzullo	Sensenbrenner
Fox	Marchant	Sessions
Franks (AZ)	McCarthy (CA)	Shadegg
Frelinghuysen	McCaul (TX)	Shays
Gallely	McCotter	Shimkus
Garrett (NJ)	McCrery	Shuler
Gerlach	McHenry	Shuster
Gilchrest	McHugh	Simpson
Gillmor	McIntyre	Smith (NE)
Gohmert	McKeon	Smith (NJ)
Goode	Mica	Smith (TX)
Goodlatte	Miller (FL)	Souder
Granger	Miller (MI)	Stearns
Hall (TX)	Miller, Gary	Sullivan
Hastert	Moran (KS)	Taylor
Hastings (WA)	Murphy, Tim	Terry
Hayes	Musgrave	Thornberry
Hensarling	Myrick	Tiahrt
Herger	Neugebauer	Tiberti
Hobson	Nunes	Turner
Hoekstra	Pearce	Upton
Hulshof	Pence	Walberg
Inglis (SC)	Peterson (PA)	Walden (OR)
Issa	Petri	Walsh (NY)
Jindal	Pickering	Wamp
Johnson (IL)	Pitts	Weldon (FL)
Johnson, Sam	Platts	Weller
Jones (NC)	Poe	Westmoreland
Jordan	Porter	Whitfield
Keller	Price (GA)	Wicker
King (LA)	Pryce (OH)	Wilson (NM)
King (NY)	Putnam	Wilson (SC)
Kingston	Ramstad	Wolf
Kirk	Regula	Young (AK)
Kline (MN)	Rehberg	Young (FL)

## NOT VOTING—20

Boucher	Heller	Ortiz
Cubin	Hunter	Paul
Culberson	Johnson, E. B.	Radanovich
Davis, Jo Ann	Jones (OH)	Tancredo
Engel	Lampson	Tanner
Fattah	McMorris	
Gingrey	Rodgers	
Graves	Moran (VA)	

So the resolution was agreed to.

A motion to reconsider the vote whereby said resolution was agreed to was, by unanimous consent, laid on the table.

## ¶62.7 HATE CRIMES

Mr. CONYERS, pursuant to House Resolution 364, called up for consideration the bill (H.R. 1592) to provide Federal assistance to States, local jurisdictions, and Indian tribes to prosecute hate crimes, and for other purposes.

Pending consideration of said bill.

Pursuant to House Resolution 364, the following amendment in the nature of a substitute recommended by the Committee on the Judiciary printed in the bill, modified by the amendment printed in House Report 110-120, was considered as agreed to:

Strike out all after the enacting clause and insert:

**SECTION 1. SHORT TITLE.**

This Act may be cited as the “Local Law Enforcement Hate Crimes Prevention Act of 2007”.

**SEC. 2. DEFINITION OF HATE CRIME.**

In this Act—

(1) the term “crime of violence” has the meaning given that term in section 16, title 18, United States Code;

(2) the term “hate crime” has the meaning given such term in section 280003(a) of the Violent Crime Control and Law Enforcement Act of 1994 (28 U.S.C. 994 note); and

(3) the term “local” means a county, city, town, township, parish, village, or other general purpose political subdivision of a State.

**SEC. 3. SUPPORT FOR CRIMINAL INVESTIGATIONS AND PROSECUTIONS BY STATE, LOCAL, AND TRIBAL LAW ENFORCEMENT OFFICIALS.**

(a) ASSISTANCE OTHER THAN FINANCIAL ASSISTANCE.—

(1) IN GENERAL.—At the request of State, local, or Tribal law enforcement agency, the Attorney General may provide technical, forensic, prosecutorial, or any other form of assistance in the criminal investigation or prosecution of any crime that—

(A) constitutes a crime of violence;

(B) constitutes a felony under the State, local, or Tribal laws; and

(C) is motivated by prejudice based on the actual or perceived race, color, religion, national origin, gender, sexual orientation, gender identity, or disability of the victim, or is a violation of the State, local, or Tribal hate crime laws.

(2) PRIORITY.—In providing assistance under paragraph (1), the Attorney General shall give priority to crimes committed by offenders who have committed crimes in more than one State and to rural jurisdictions that have difficulty covering the extraordinary expenses relating to the investigation or prosecution of the crime.

(b) GRANTS.—

(1) IN GENERAL.—The Attorney General may award grants to State, local, and Indian law enforcement agencies for extraordinary expenses associated with the investigation and prosecution of hate crimes.

(2) OFFICE OF JUSTICE PROGRAMS.—In implementing the grant program under this subsection, the Office of Justice Programs shall work closely with grantees to ensure that the concerns and needs of all affected parties, including community groups and schools, colleges, and universities, are addressed through the local infrastructure developed under the grants.

(3) APPLICATION.—

(A) IN GENERAL.—Each State, local, and Indian law enforcement agency that desires a grant under this subsection shall submit an application to the Attorney General at such time, in such manner, and accompanied by or containing such information as the Attorney General shall reasonably require.

(B) DATE FOR SUBMISSION.—Applications submitted pursuant to subparagraph (A) shall be submitted during the 60-day period beginning on a date that the Attorney General shall prescribe.

(C) REQUIREMENTS.—A State, local, and Indian law enforcement agency applying for a grant under this subsection shall—

(i) describe the extraordinary purposes for which the grant is needed;

(ii) certify that the State, local government, or Indian tribe lacks the resources necessary to investigate or prosecute the hate crime;

(iii) demonstrate that, in developing a plan to implement the grant, the State, local, and Indian law enforcement agency has consulted and coordinated with non-profit, nongovernmental violence recovery service programs that have experience in providing services to victims of hate crimes; and

(iv) certify that any Federal funds received under this subsection will be used to supplement, not supplant, non-Federal funds

that would otherwise be available for activities funded under this subsection.

(4) DEADLINE.—An application for a grant under this subsection shall be approved or denied by the Attorney General not later than 30 business days after the date on which the Attorney General receives the application.

(5) GRANT AMOUNT.—A grant under this subsection shall not exceed \$100,000 for any single jurisdiction in any 1-year period.

(6) REPORT.—Not later than December 31, 2008, the Attorney General shall submit to Congress a report describing the applications submitted for grants under this subsection, the award of such grants, and the purposes for which the grant amounts were expended.

(7) AUTHORIZATION OF APPROPRIATIONS.—There is authorized to be appropriated to carry out this subsection \$5,000,000 for each of fiscal years 2008 and 2009.

**SEC. 4. GRANT PROGRAM.**

(a) AUTHORITY TO AWARD GRANTS.—The Office of Justice Programs of the Department of Justice may award grants, in accordance with such regulations as the Attorney General may prescribe, to State, local, or Tribal programs designed to combat hate crimes committed by juveniles, including programs to train local law enforcement officers in identifying, investigating, prosecuting, and preventing hate crimes.

(b) AUTHORIZATION OF APPROPRIATIONS.—There are authorized to be appropriated such sums as may be necessary to carry out this section.

**SEC. 5. AUTHORIZATION FOR ADDITIONAL PERSONNEL TO ASSIST STATE, LOCAL, AND TRIBAL LAW ENFORCEMENT.**

There are authorized to be appropriated to the Department of Justice, including the Community Relations Service, for fiscal years 2008, 2009, and 2010 such sums as are necessary to increase the number of personnel to prevent and respond to alleged violations of section 249 of title 18, United States Code, as added by section 7 of this Act.

**SEC. 6. PROHIBITION OF CERTAIN HATE CRIME ACTS.**

(a) IN GENERAL.—Chapter 13 of title 18, United States Code, is amended by adding at the end the following:

**“§ 249. Hate crime acts**

“(a) IN GENERAL.—

“(1) OFFENSES INVOLVING ACTUAL OR PERCEIVED RACE, COLOR, RELIGION, OR NATIONAL ORIGIN.—Whoever, whether or not acting under color of law, willfully causes bodily injury to any person or, through the use of fire, a firearm, or an explosive or incendiary device, attempts to cause bodily injury to any person, because of the actual or perceived race, color, religion, or national origin of any person—

“(A) shall be imprisoned not more than 10 years, fined in accordance with this title, or both; and

“(B) shall be imprisoned for any term of years or for life, fined in accordance with this title, or both, if—

“(i) death results from the offense; or

“(ii) the offense includes kidnaping or an attempt to kidnap, aggravated sexual abuse or an attempt to commit aggravated sexual abuse, or an attempt to kill.

“(2) OFFENSES INVOLVING ACTUAL OR PERCEIVED RELIGION, NATIONAL ORIGIN, GENDER, SEXUAL ORIENTATION, GENDER IDENTITY, OR DISABILITY.—

“(A) IN GENERAL.—Whoever, whether or not acting under color of law, in any circumstance described in subparagraph (B), willfully causes bodily injury to any person or, through the use of fire, a firearm, or an explosive or incendiary device, attempts to cause bodily injury to any person, because of

the actual or perceived religion, national origin, gender, sexual orientation, gender identity or disability of any person—

“(i) shall be imprisoned not more than 10 years, fined in accordance with this title, or both; and

“(ii) shall be imprisoned for any term of years or for life, fined in accordance with this title, or both, if—

“(I) death results from the offense; or

“(II) the offense includes kidnaping or an attempt to kidnap, aggravated sexual abuse or an attempt to commit aggravated sexual abuse, or an attempt to kill.

“(B) CIRCUMSTANCES DESCRIBED.—For purposes of subparagraph (A), the circumstances described in this subparagraph are that—

“(i) the conduct described in subparagraph (A) occurs during the course of, or as the result of, the travel of the defendant or the victim—

“(I) across a State line or national border; or

“(II) using a channel, facility, or instrumentality of interstate or foreign commerce;

“(ii) the defendant uses a channel, facility, or instrumentality of interstate or foreign commerce in connection with the conduct described in subparagraph (A);

“(iii) in connection with the conduct described in subparagraph (A), the defendant employs a firearm, explosive or incendiary device, or other weapon that has traveled in interstate or foreign commerce; or

“(iv) the conduct described in subparagraph (A)—

“(I) interferes with commercial or other economic activity in which the victim is engaged at the time of the conduct; or

“(II) otherwise affects interstate or foreign commerce.

“(b) CERTIFICATION REQUIREMENT.—No prosecution of any offense described in this subsection may be undertaken by the United States, except under the certification in writing of the Attorney General, the Deputy Attorney General, the Associate Attorney General, or any Assistant Attorney General specially designated by the Attorney General that—

“(1) such certifying individual has reasonable cause to believe that the actual or perceived race, color, religion, national origin, gender, sexual orientation, gender identity, or disability of any person was a motivating factor underlying the alleged conduct of the defendant; and

“(2) such certifying individual has consulted with State or local law enforcement officials regarding the prosecution and determined that—

“(A) the State does not have jurisdiction or does not intend to exercise jurisdiction;

“(B) the State has requested that the Federal Government assume jurisdiction;

“(C) the State does not object to the Federal Government assuming jurisdiction; or

“(D) the verdict or sentence obtained pursuant to State charges left demonstratively unvindicated the Federal interest in eradicating bias-motivated violence.

“(c) DEFINITIONS.—In this section—

“(1) the term ‘explosive or incendiary device’ has the meaning given such term in section 232 of this title;

“(2) the term ‘firearm’ has the meaning given such term in section 921(a) of this title; and

“(3) the term ‘gender identity’ for the purposes of this chapter means actual or perceived gender-related characteristics.

“(d) RULE OF EVIDENCE.—In a prosecution for an offense under this section, evidence of expression or associations of the defendant may not be introduced as substantive evidence at trial, unless the evidence specifically relates to that offense. However, nothing in this section affects the rules of evidence governing impeachment of a witness.”.

ing in this section affects the rules of evidence governing impeachment of a witness.”.

(b) TECHNICAL AND CONFORMING AMENDMENT.—The table of sections at the beginning of chapter 13 of title 18, United States Code, is amended by adding at the end the following new item:

“249. Hate crime acts.”.

SEC. 7. SEVERABILITY.

If any provision of this Act, an amendment made by this Act, or the application of such provision or amendment to any person or circumstance is held to be unconstitutional, the remainder of this Act, the amendments made by this Act, and the application of the provisions of such to any person or circumstance shall not be affected thereby.

SEC. 8. RULE OF CONSTRUCTION.

Nothing in this Act, or the amendments made by this Act, shall be construed to prohibit any expressive conduct protected from legal prohibition by, or any activities protected by the free speech or free exercise clauses of, the First Amendment to the Constitution.

When said bill was considered.

After debate,

Pursuant to House Resolution 364, the previous question was ordered on the bill, as amended.

The bill, as amended, was ordered to be engrossed and read a third time, was read a third time by title.

Mr. SMITH of Texas, moved to recommit the bill to the Committee on the Judiciary with instructions to report the bill back to the House promptly with the following amendments:

Page 12, line 5, after “orientation,” insert “status as a senior citizen who has attained the age of 65 years, status as a current or former member of the Armed Forces,”.

After debate,

By unanimous consent, the previous question was ordered on the motion to recommit with instructions.

The question being put, viva voce,

Will the House recommit said bill with instructions?

The SPEAKER pro tempore, Mr. SNYDER, announced that the nays had it.

Mr. SMITH of Texas, demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The vote was taken by electronic device.

When there appeared { Yeas ..... 189 Nays ..... 227

¶62.8

[Roll No. 298]

YEAS—189

- Aderholt Boustany Crenshaw
Akin Brady (TX) Culberson
Alexander Brown (SC) Davis (KY)
Altmire Brown-Waite, Davis, David
Bachmann Ginny Davis, Tom
Bachus Buchanan Deal (GA)
Baker Burgess Dent
Barrett (SC) Burton (IN) Diaz-Balart, L.
Barrow Buyer Diaz-Balart, M.
Bartlett (MD) Calvert Doolittle
Barton (TX) Camp (MI) Drake
Biggart Campbell (CA) Dreier
Bilbray Cannon Duncan
Billrakis Cantor Ehlers
Bishop (UT) Capito Emerson
Blackburn Carter English (PA)
Blunt Chabot Everett
Boehner Coble Fallon
Bonner Cole (OK) Feeney
Boozman Conaway Ferguson

- Flake
Forbes
Fortenberry
Fossella
Foxy
Franks (AZ)
Frelinghuysen
Gallegly
Garrett (NJ)
Gerlach
Gilchrest
Gillmor
Gohmert
Goode
Goodlatte
Granger
Hall (TX)
Hastings (WA)
Hayes
Heller
Hensarling
Herger
Hill
Hobson
Hoekstra
Holden
Hulshof
Inglis (SC)
Issa
Jindal
Johnson (IL)
Johnson, Sam
Jones (NC)
Jordan
Keller
King (IA)
King (NY)
Kingston
Kline (MN)
Knollenberg
Kuhl (NY)
LaHood
Lamborn
Latham
LaTourette
Lewis (CA)
Lewis (KY)
Linder
LoBiondo
Lucas
Lungren, Daniel E.
Mack
Mahoney (FL)
Manzullo
Marchant
Marshall
McCarthy (CA)
McCaul (TX)
McCotter
McCrery
McHenry
McHugh
McKeon
Melancon
Mica
Miller (FL)
Miller (MI)
Miller, Gary
Mitchell
Moran (KS)
Murphy, Tim
Musgrave
Myrick
Neugebauer
Nunes
Pearce
Pence
Peterson (PA)
Petri
Pickering
Pitts
Poe
Porter
Putnam
Regula
Rehberg
Reichert
Renzi
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrabacher
Roskam
Royce
Ryan (WI)
Sali
Saxton
Schmidt
Sensenbrenner
Sessions
Shadegg
Shimkus
Shuster
Simpson
Smith (NE)
Smith (NJ)
Smith (TX)
Souder
Stearns
Sullivan
Taylor
Terry
Thornberry
Tiahrt
Tiberi
Turner
Walberg
Walden (OR)
Walsh (NY)
Wamp
Weldon (FL)
Weller
Westmoreland
Whitfield
Wicker
Wilson (NM)
Wilson (SC)
Wolf
Young (AK)
Young (FL)

NAYS—227

- Abercrombie
Ackerman
Allen
Andrews
Arcuri
Baca
Baird
Baldwin
Bean
Becerra
Berkley
Berman
Berry
Bishop (GA)
Bishop (NY)
Blumenauer
Bono
Boren
Boswell
Boucher
Boyd (FL)
Boyda (KS)
Brady (PA)
Braley (IA)
Brown, Corrine
Butterfield
Capps
Capuano
Cardoza
Carnahan
Carney
Carson
Castle
Castor
Chandler
Clarke
Clay
Cleaver
Clyburn
Cohen
Conyers
Cooper
Costa
Costello
Courtney
Cramer
Crowley
Cuellar
Cummings
Davis (AL)
Davis (CA)
Davis (IL)
Davis, Lincoln
DeFazio
DeGette
Delahunt
DeLauro
Dicks
Dingell
Doggett
Donnelly
Doyle
Edwards
Ellison
Ellsworth
Emanuel
Eshoo
Etheridge
Farr
Filner
Frank (MA)
Giffords
Gillibrand
Gonzalez
Gordon
Green, Al
Green, Gene
Grijalva
Gutierrez
Hall (NY)
Hare
Harman
Hastings (FL)
Herseht Sandlin
Higgins
Hinchev
Hinojosa
Hirono
Hodes
Holt
Honda
Hooley
Hoyer
Insee
Israel
Jackson (IL)
Jackson-Lee
Jefferson
Johnson (GA)
Jones (OH)
Kagen
Kanjorski
Kaptur
Kennedy
Kildee
Kilpatrick
Kind
Kirk
Klein (FL)
Kucinich
Langevin
Lantos
Larsen (WA)
Larson (CT)
Lee
Levin
Lewis (GA)
Lipinski
Loeb sack
Lofgren, Zoe
Lowey
Lynch
Maloney (NY)
Markey
Matheson
Matsui
McCarthy (NY)
McCollum (MN)
McDermott
McGovern
McNerney
McNulty
Meehan
Meek (FL)
Meeks (NY)
Michaud
Miller (NC)
Miller, George
Mollohan
Moore (KS)
Moore (WI)
Moran (VA)
Murphy (CT)
Murphy, Patrick
Murtha
Nadler
Napolitano
Neal (MA)
Oberstar
Obey
Olver
Pallone
Pascrell
Pastor
Payne
Pelosi
Perlmutter
Peterson (MN)
Platts
Pomeroy
Price (GA)

Price (NC) Scott (GA) Towns  
 Pryce (OH) Scott (VA) Udall (CO)  
 Rahall Serrano Udall (NM)  
 Ramstad Sestak Upton  
 Rangel Shays Van Hollen  
 Reyes Shea-Porter Velázquez  
 Reynolds Sherman Visclosky  
 Rodriguez Shuler Walz (MN)  
 Ros-Lehtinen Sires Wasserman  
 Ross Skelton Schultz  
 Rothman Slaughter Waters  
 Roybal-Allard Smith (WA) Watson  
 Ruppelberger Snyder Watt  
 Rush Solis Waxman  
 Ryan (OH) Space Weiner  
 Salazar Spratt Welch (VT)  
 Sánchez, Linda Stark Wexler  
 T. Stupak Wilson (OH)  
 Sanchez, Loretta Sutton Woolsey  
 Sarbanes Tauscher Wu  
 Schakowsky Thompson (CA) Wynn  
 Schiff Thompson (MS) Tierney  
 Schwartz Tierney

NOT VOTING—17

Cubin Hunter Paul  
 Davis, Jo Ann Johnson, E. B. Radanovich  
 Engel Lampson Tancredo  
 Fattah McIntyre Tanner  
 Gingrey McMorris  
 Graves Rodgers  
 Hastert Ortiz

So the motion to recommit with instructions was not agreed to.

The question being put, viva voce, Will the House pass said bill?

The SPEAKER pro tempore, Mr. FRANK of Massachusetts, announced that the yeas had it.

Mr. GOHMERT demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The vote was taken by electronic device.

When there appeared { Yeas ..... 237  
 Nays ..... 180

¶62.9 [Roll No. 299] YEAS—237

Abercrombie Costello Herseth Sandlin  
 Ackerman Courtney Higgins  
 Allen Crowley Hill  
 Altmire Cuellar Hinchey  
 Andrews Cummings Hinojosa  
 Arcuri Davis (AL) Hirono  
 Baca Davis (CA) Hodes  
 Baird Davis (IL) Holden  
 Baldwin DeFazio Holt  
 Barrow DeGette Honda  
 Bean Delahunt Hooley  
 Becerra DeLauro Hoyer  
 Berkeley Dent Inslee  
 Berman Diaz-Balart, L. Israel  
 Biggert Diaz-Balart, M. Jackson (IL)  
 Bishop (GA) Dicks Jackson-Lee  
 Bishop (NY) Dingell (TX)  
 Blumenauer Doggett Jefferson  
 Bono Doyle Johnson (GA)  
 Boswell Edwards Jones (OH)  
 Boucher Ellison Kagen  
 Boyd (FL) Emanuel Kanjorski  
 Boyda (KS) English (PA) Kaptur  
 Brady (PA) Eshoo Kennedy  
 Braley (IA) Etheridge Kildee  
 Brown, Corrine Farr Kilpatrick  
 Butterfield Ferguson Kind  
 Capps Filner Kirk  
 Capuano Frank (MA) Klein (FL)  
 Cardoza Frelinghuysen Kucinich  
 Carnahan Gerlach Kuhl (NY)  
 Carson Giffords LaHood  
 Castle Gilchrest Langevin  
 Castor Gillibrand Lantos  
 Chandler Gonzalez Larsen (WA)  
 Clarke Green, Al Larson (CT)  
 Clay Green, Gene Lee  
 Cleaver Grijalva Levin  
 Clyburn Gutierrez Lewis (GA)  
 Cohen Hall (NY) Lipinski  
 Conyers Hare LoBiondo  
 Cooper Harman Loeb sack  
 Costa Hastings (FL) Lofgren, Zoe

Lowey Pastor  
 Lynch Payne  
 Mahoney (FL) Pelosi  
 Maloney (NY) Perlmutter  
 Markey Platts  
 Marshall Pomeroy  
 Matheson Porter  
 Matsui Price (NC)  
 McCarthy (NY) Pryce (OH)  
 McCollum (MN) Rahall  
 McCrery Rangel  
 McDermott Reichert  
 McGovern Reyes  
 McNeerney Rodriguez  
 McNulty Ros-Lehtinen  
 Meehan Rothman  
 Meek (FL) Roybal-Allard  
 Meeks (NY) Ruppelberger  
 Michaud Rush  
 Miller (NC) Ryan (OH)  
 Miller, George Salazar  
 Mitchell Sánchez, Linda  
 Mollohan T.  
 Moore (KS) Sanchez, Loretta  
 Moore (WI) Sarbanes  
 Moran (VA) Saxton  
 Murphy (CT) Schakowsky  
 Murphy, Patrick Schiff  
 Murtha Schwartz  
 Nadler Scott (GA)  
 Napolitano Scott (VA)  
 Neal (MA) Serrano  
 Oberstar Sestak  
 Obey Shays  
 Oliver Shea-Porter  
 Pallone Sherman  
 Pascarell Sires

NAYS—180

Aderholt Fortenberry Myrick  
 Akin Fossella Neugebauer  
 Alexander Poxx Nunes  
 Bachmann Franks (AZ) Pearce  
 Bachus Gallegly Pence  
 Baker Garrett (NJ) Peterson (MN)  
 Barrett (SC) Gillmor Peterson (PA)  
 Bartlett (MD) Gohmert Petri  
 Barton (TX) Goode Pickering  
 Berry Goodlatte Pitts  
 Bilbray Gordon Poe  
 Bilirakis Granger Price (GA)  
 Bishop (UT) Hall (TX) Putnam  
 Blackburn Hastings (WA) Ramstad  
 Blunt Hayes Regula  
 Boehner Heller Rehberg  
 Bonner Hensarling Renzi  
 Boozman Herger Reynolds  
 Boren Hobson Rogers (AL)  
 Boustany Hoekstra Rogers (KY)  
 Brady (TX) Hulshof Rogers (MI)  
 Brown (SC) Inglis (SC) Rohrabacher  
 Brown-Waite, Issa Roskam  
 Ginny Jindal Ross  
 Buchanan Johnson (IL) Royce  
 Burgess Johnson, Sam Ryan (WI)  
 Burton (IN) Jones (NC) Sali  
 Buyer Jordan Schmidt  
 Calvert Keller Sensenbrenner  
 Camp (MI) King (IA) Sessions  
 King (NY) King (NY) Shadegg  
 Campbell (CA) Kingston Shimkus  
 Cantor Kline (MN) Shuler  
 Capito Knollenberg Shuster  
 Carney Lamborn Simpson  
 Carter Latham Smith (NE)  
 Chabot LaTourette Smith (NJ)  
 Coble Lewis (CA) Smith (TX)  
 Cole (OK) Lewis (KY) Souder  
 Conaway Linder Stearns  
 Cramer Lucas Sullivan  
 Crenshaw Lungren, Daniel  
 Culberson E. Taylor  
 Davis (KY) Mack Terry  
 Davis, David Manzullo Thornberry  
 Davis, Lincoln Marchant Tiahrt  
 Davis, Tom McCarthy (CA) Tiberi  
 Deal (GA) McCaul (TX) Turner  
 Donnelly McCotter Upton  
 Doolittle McHenry Walberg  
 Drake McHugh Wamp  
 Dreier McIntyre Weldon (FL)  
 Duncan McKeon Weller  
 Ehlers Melancon Westmoreland  
 Ellsworth Mica Whitfield  
 Emerson Miller (FL) Wicker  
 Everett Miller (MI) Wilson (NM)  
 Fallin Miller, Gary Wilson (SC)  
 Feeney Moran (KS) Wolf  
 Flake Murphy, Tim Young (AK)  
 Forbes Musgrave Young (FL)

NOT VOTING—16

Cubin Hastert Ortiz  
 Davis, Jo Ann Hunter Paul  
 Engel Johnson, E. B. Radanovich  
 Fattah Lampson Tancredo  
 Gingrey McMorris Tanner  
 Graves Rodgers

So the bill was passed.

A motion to reconsider the vote whereby said bill was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said bill.

¶62.10 TECHNOLOGY INNOVATION AND MANUFACTURING STIMULATION

The SPEAKER pro tempore, Mr. FRANK of Massachusetts, pursuant to House Resolution 350 and rule XVIII, declared the House resolved into the Committee of the Whole House on the state of the Union for the consideration of the bill (H.R. 1868) to authorize appropriations for the National Institute of Standards and Technology for fiscal years 2008, 2009, and 2010, and for other purposes.

The SPEAKER pro tempore, Mr. FRANK of Massachusetts, by unanimous consent, designated Mr. SNYDER as Chairman of the Committee of the Whole; and after some time spent therein,

The SPEAKER pro tempore, Mr. SCOTT of Virginia, assumed the Chair.

When Mrs. TAUSCHER, Acting Chairman, reported that the Committee, having had under consideration said bill, had come to no resolution thereon.

¶62.11 ORDER OF BUSINESS—CONSIDERATION OF H.R. 1868

On motion of Mr. WYNN, by unanimous consent,

Ordered, That during further consideration of H.R. 1868 in the Committee of the Whole House on the state of the Union, pursuant to House Resolution 350, amendment numbered 2 may be offered out of order.

¶62.12 TECHNOLOGY INNOVATION AND MANUFACTURING STIMULATION

The SPEAKER pro tempore, Mr. SCOTT of Virginia, pursuant to House Resolution 350 and rule XVIII, declared the House resolved into the Committee of the Whole House on the state of the Union for the further consideration of the bill (H.R. 1868) to authorize appropriations for the National Institute of Standards and Technology for fiscal years 2008, 2009, and 2010, and for other purposes.

Mrs. TAUSCHER, Acting Chairman, assumed the chair; and after some time spent therein,

The SPEAKER pro tempore, Mr. SCOTT of Virginia, assumed the Chair.

When Mrs. TAUSCHER, Acting Chairman, pursuant to House Resolution 350, reported the bill back to the House with an amendment adopted by the Committee.

The previous question having been ordered by said resolution.

The following amendment reported from the Committee of the Whole

House on the state of the Union was agreed to:

Strike out all after the enacting clause and insert:

**SECTION 1. SHORT TITLE; TABLE OF CONTENTS.**

(a) **SHORT TITLE.**—This Act may be cited as the “Technology Innovation and Manufacturing Stimulation Act of 2007”.

(b) **TABLE OF CONTENTS.**—The table of contents for this Act is as follows:

Sec. 1. Short title; table of contents.

**TITLE I—AUTHORIZATION OF APPROPRIATIONS**

Sec. 101. Scientific and technical research and services.

Sec. 102. Industrial technology services.

**TITLE II—INNOVATION AND TECHNOLOGY POLICY REFORMS**

Sec. 201. Institute-wide planning report.

Sec. 202. Report by Visiting Committee.

Sec. 203. Manufacturing extension partnership.

Sec. 204. Technology Innovation Program.

Sec. 205. Research fellowships.

Sec. 206. Collaborative manufacturing research pilot grants.

Sec. 207. Manufacturing fellowship program.

Sec. 208. Meetings of Visiting Committee on Advanced Technology.

Sec. 209. Manufacturing research database.

**TITLE III—MISCELLANEOUS**

Sec. 301. Post-doctoral fellows.

Sec. 302. Financial agreements clarification.

Sec. 303. Working capital fund transfers.

Sec. 304. Retention of depreciation surcharge.

Sec. 305. Non-Energy Inventions Program.

Sec. 306. Redefinition of the metric system.

Sec. 307. Repeal of redundant and obsolete authority.

Sec. 308. Clarification of standard time and time zones.

Sec. 309. Procurement of temporary and intermittent services.

Sec. 310. Malcolm Baldrige awards.

**TITLE I—AUTHORIZATION OF APPROPRIATIONS**

**SEC. 101. SCIENTIFIC AND TECHNICAL RESEARCH AND SERVICES.**

(a) **LABORATORY ACTIVITIES.**—There are authorized to be appropriated to the Secretary of Commerce for the scientific and technical research and services laboratory activities of the National Institute of Standards and Technology—

- (1) \$470,879,000 for fiscal year 2008;
- (2) \$497,750,000 for fiscal year 2009; and
- (3) \$537,569,000 for fiscal year 2010.

(b) **MALCOLM BALDRIGE NATIONAL QUALITY AWARD PROGRAM.**—There are authorized to be appropriated to the Secretary of Commerce for the Malcolm Baldrige National Quality Award program under section 17 of the Stevenson-Wylder Technology Innovation Act of 1980 (15 U.S.C. 3711a)—

- (1) \$7,860,000 for fiscal year 2008;
- (2) \$8,096,000 for fiscal year 2009; and
- (3) \$8,339,000 for fiscal year 2010.

(c) **CONSTRUCTION AND MAINTENANCE.**—There are authorized to be appropriated to the Secretary of Commerce for construction and maintenance of facilities of the National Institute of Standards and Technology—

- (1) \$93,865,000 for fiscal year 2008;
- (2) \$86,371,000 for fiscal year 2009; and
- (3) \$49,719,000 for fiscal year 2010.

**SEC. 102. INDUSTRIAL TECHNOLOGY SERVICES.**

There are authorized to be appropriated to the Secretary of Commerce for Industrial Technology Services activities of the National Institute of Standards and Technology—

(1) \$222,968,000 for fiscal year 2008, of which—

(A) \$110,000,000 shall be for the Technology Innovation Program under section 28

of the National Institute of Standards and Technology Act (15 U.S.C. 278n), of which at least \$45,000,000 shall be for new awards; and

(B) \$112,968,000 shall be for the Manufacturing Extension Partnership program under sections 25 and 26 of the National Institute of Standards and Technology Act (15 U.S.C. 278k and 278l), of which not more than \$1,000,000 shall be for the competitive grant program under section 25(f) of such Act;

(2) \$263,505,000 for fiscal year 2009, of which—

(A) \$141,500,000 shall be for the Technology Innovation Program under section 28 of the National Institute of Standards and Technology Act (15 U.S.C. 278n), of which at least \$45,000,000 shall be for new awards; and

(B) \$122,005,000 shall be for the Manufacturing Extension Partnership Program under sections 25 and 26 of the National Institute of Standards and Technology Act (15 U.S.C. 278k and 278l), of which not more than \$4,000,000 shall be for the competitive grant program under section 25(f) of such Act; and

(3) \$282,266,000 for fiscal year 2010, of which—

(A) \$150,500,000 shall be for the Technology Innovation Program under section 28 of the National Institute of Standards and Technology Act (15 U.S.C. 278n), of which at least \$45,000,000 shall be for new awards; and

(B) \$131,766,000 shall be for the Manufacturing Extension Partnership Program under sections 25 and 26 of the National Institute of Standards and Technology Act (15 U.S.C. 278k and 278l), of which not more than \$4,000,000 shall be for the competitive grant program under section 25(f) of such Act.

**TITLE II—INNOVATION AND TECHNOLOGY POLICY REFORMS**

**SEC. 201. INSTITUTE-WIDE PLANNING REPORT.**

Section 23 of the National Institute of Standards and Technology Act (15 U.S.C. 278i) is amended by adding at the end the following new subsections:

“(c) Concurrent with the submission to Congress of the President’s annual budget request in the first year after the date of enactment of the Technology Innovation and Manufacturing Stimulation Act of 2007, the Director shall transmit to the Congress a 3-year programmatic planning document for the Institute, including programs under the Scientific and Technical Research and Services, Industrial Technology Services, and Construction of Research Facilities functions.

“(d) Concurrent with the submission to the Congress of the President’s annual budget request in each year after the date of enactment of the Technology Innovation and Manufacturing Stimulation Act of 2007, the Director shall transmit to the Congress an update to the 3-year programmatic planning document transmitted under subsection (c), revised to cover the first 3 fiscal years after the date of that update.”

**SEC. 202. REPORT BY VISITING COMMITTEE.**

Section 10(h)(1) of the National Institute of Standards and Technology Act (15 U.S.C. 278(h)(1)) is amended—

(1) by striking “on or before January 31 in each year” and inserting “within 30 days after the submission to Congress of the President’s annual budget request in each year”; and

(2) by adding to the end the following: “Such report also shall comment on the programmatic planning document and updates thereto transmitted to the Congress by the Director under section 23(c) and (d).”

**SEC. 203. MANUFACTURING EXTENSION PARTNERSHIP.**

(a) **MEP ADVISORY BOARD.**—Section 25 of the National Institute of Standards and Technology Act (15 U.S.C. 278k) is amended by adding at the end the following new subsection:

“(e) **MEP ADVISORY BOARD.**—(1) There is established within the Institute a Manufacturing Extension Partnership Advisory Board (in this Act referred to as the ‘MEP Advisory Board’). The MEP Advisory Board shall consist of 10 members broadly representative of stakeholders, to be appointed by the Director. At least 2 members shall be employed by or on an advisory board for the Centers, and at least 5 other members shall be from United States small businesses in the manufacturing sector. No member shall be an employee of the Federal Government.

“(2)(A) Except as provided in subparagraph (B) or (C), the term of office of each member of the MEP Advisory Board shall be 3 years.

“(B) The original members of the MEP Advisory Board shall be appointed to 3 classes. One class of 3 members shall have an initial term of 1 year, one class of 3 members shall have an initial term of 2 years, and one class of 4 members shall have an initial term of 3 years.

“(C) Any member appointed to fill a vacancy occurring prior to the expiration of the term for which his predecessor was appointed shall be appointed for the remainder of such term.

“(D) Any person who has completed two consecutive full terms of service on the MEP Advisory Board shall thereafter be ineligible for appointment during the one-year period following the expiration of the second such term.

“(3) The MEP Advisory Board shall meet no less than 2 times annually, and provide to the Director—

“(A) advice on Manufacturing Extension Partnership programs, plans, and policies;

“(B) assessments of the soundness of Manufacturing Extension Partnership plans and strategies; and

“(C) assessments of current performance against Manufacturing Extension Partnership program plans.

“(4) In discharging its duties under this subsection, the MEP Advisory Board shall function solely in an advisory capacity, in accordance with the Federal Advisory Committee Act.

“(5) The MEP Advisory Board shall transmit an annual report to the Secretary for transmittal to the Congress within 30 days after the submission to the Congress of the President’s annual budget request in each year. Such report shall address the status of the Manufacturing Extension Partnership program and comment on the relevant sections of the programmatic planning document and updates thereto transmitted to the Congress by the Director under section 23(c) and (d).”

(b) **ACCEPTANCE OF FUNDS.**—Section 25(d) of the National Institute of Standards and Technology Act (15 U.S.C. 278k(d)) is amended to read as follows:

“(d) **ACCEPTANCE OF FUNDS.**—In addition to such sums as may be appropriated to the Secretary and Director to operate the Centers program, the Secretary and Director also may accept funds from other Federal departments and agencies and under section 2(c)(7) from the private sector for the purpose of strengthening United States manufacturing. Such funds, if allocated to a Center or Centers, shall not be considered in the calculation of the Federal share of capital and annual operating and maintenance costs under subsection (c).”

(c) **MANUFACTURING EXTENSION CENTER COMPETITIVE GRANT PROGRAM.**—Section 25 of the National Institute of Standards and Technology Act (15 U.S.C. 278k), as amended by subsection (a) of this section, is further amended by adding at the end the following new subsection:

“(f) **COMPETITIVE GRANT PROGRAM.**—

“(1) **ESTABLISHMENT.**—The Director shall establish, within the Manufacturing Extension Partnership program under this section

and section 26 of this Act, a program of competitive awards among participants described in paragraph (2) for the purposes described in paragraph (3).

“(2) PARTICIPANTS.—Participants receiving awards under this subsection shall be the Centers, or a consortium of such Centers.

“(3) PURPOSE.—The purpose of the program under this subsection is to develop projects to solve new or emerging manufacturing problems as determined by the Director, in consultation with the Director of the Manufacturing Extension Partnership program, the Manufacturing Extension Partnership Advisory Board, and small and medium-sized manufacturers. One or more themes for the competition may be identified, which may vary from year to year, depending on the needs of manufacturers and the success of previous competitions. These themes shall be related to projects associated with manufacturing extension activities, including supply chain integration and quality management, and including the transfer of technology based on the technological needs of manufacturers and available technologies from institutions of higher education, laboratories, and other technology producing entities, or extend beyond these traditional areas.

“(4) APPLICATIONS.—Applications for awards under this subsection shall be submitted in such manner, at such time, and containing such information as the Director shall require, in consultation with the Manufacturing Extension Partnership Advisory Board.

“(5) SELECTION.—Awards under this subsection shall be peer reviewed and competitively awarded. The Director shall select proposals to receive awards—

“(A) that utilize innovative or collaborative approaches to solving the problem described in the competition;

“(B) that will improve the competitiveness of industries in the region in which the Center or Centers are located; and

“(C) that will contribute to the long-term economic stability of that region.

“(6) PROGRAM CONTRIBUTION.—Recipients of awards under this subsection shall not be required to provide a matching contribution.”.

#### SEC. 204. TECHNOLOGY INNOVATION PROGRAM.

Section 28 of the National Institute of Standards and Technology Act (15 U.S.C. 278n) is amended to read as follows:

##### “TECHNOLOGY INNOVATION PROGRAM

“SEC. 28. (a) ESTABLISHMENT.—There is established in the Institute a Technology Innovation Program for the purpose of assisting United States businesses and institutions of higher education or other organizations, such as national laboratories and nonprofit research institutes, to accelerate the research and development and application of challenging, high-risk, high-reward technologies in areas of critical national need that promise widespread economic benefits for the Nation.

“(b) GRANTS.—

“(1) IN GENERAL.—The Director shall make grants under this section for research and development on high-risk, high-reward emerging and enabling technologies (including any technological application that uses biological systems, living organisms, or derivatives thereof, to make or modify products or processes for specific use) that address critical national needs and have a wide breadth of potential application, and form an important technical basis for future innovations. Such grants shall be made to—

“(A) eligible companies that are small- or medium-sized businesses that are substantially involved in the research and development, including having a leadership role in programmatically steering the project and defining the research agenda; or

“(B) joint ventures.

“(2) SINGLE COMPANY GRANTS.—No grant made under paragraph (1)(A) shall exceed \$3,000,000 over 3 years. The Federal share of a project funded by such a grant shall not be more than 50 percent of total project costs. An award under paragraph (1)(A) may be extended beyond 3 years only if the Director transmits to the Committee on Science and Technology of the House of Representatives and the Committee on Commerce, Science, and Transportation of the Senate a full and complete explanation of such award, including reasons for exceeding 3 years. Federal funds granted under paragraph (1)(A) may be used only for direct costs and not for indirect costs, profits, or management fees of a contractor.

“(3) JOINT VENTURE GRANTS.—No grant made under paragraph (1)(B) shall exceed \$9,000,000 over 5 years. The Federal share of a project funded by such a grant shall not be more than 50 percent of total project costs.

“(c) AWARD CRITERIA.—The Director shall award grants under this section only to an eligible company—

“(1) whose proposal has scientific and technological merit;

“(2) whose application establishes that the proposed technology has strong potential to generate substantial benefits to the Nation that extend significantly beyond the direct return to the applicant;

“(3) whose application establishes that the research has strong potential for advancing the state-of-the-art and contributing significantly to the United States scientific and technical knowledge base;

“(4) whose application establishes that the research is aimed at overcoming a scientific or technological barrier;

“(5) who has provided a technical plan that clearly identifies the core innovation, the technical approach, major technical hurdles, and the attendant risks, and that clearly establishes the feasibility of the technology through adequately detailed plans linked to major technical barriers;

“(6) whose application establishes that the team proposed to carry out the work has a high level of scientific and technical expertise to conduct research and development, has a high level of commitment to the project, and has access to appropriate research facilities;

“(7) whose proposal explains why Technology Innovation Program support is necessary;

“(8) whose application includes a plan for advancing the technology into commercial use; and

“(9) whose application assesses the project's organizational structure and management plan.

“(d) EXTERNAL REVIEW OF PROPOSALS.—In order to analyze the need for or the value of any proposal made by a joint venture or company requesting the Director's assistance under this section, or to monitor the progress of any project which receives funds under this section, the Director shall consult with industry or other expert sources that do not have a proprietary or financial interest in the proposal or project.

“(e) INTELLECTUAL PROPERTY RIGHTS OWNERSHIP.—

“(1) IN GENERAL.—Title to any intellectual property developed by a joint venture from assistance provided under this section may vest in any participant in the joint venture, as agreed by the members of the joint venture, notwithstanding section 202(a) and (b) of title 35, United States Code. The United States may reserve a nonexclusive, nontransferable, irrevocable paid-up license, to have practiced for or on behalf of the United States in connection with any such intellectual property, but shall not in the exercise of such license publicly disclose pro-

prietary information related to the license. Title to any such intellectual property shall not be transferred or passed, except to a participant in the joint venture, until the expiration of the first patent obtained in connection with such intellectual property.

“(2) LICENSING.—Nothing in this subsection shall be construed to prohibit the licensing to any company of intellectual property rights arising from assistance provided under this section.

“(3) DEFINITION.—For purposes of this subsection, the term ‘intellectual property’ means an invention patentable under title 35, United States Code, or any patent on such an invention, or any work for which copyright protection is available under title 17, United States Code.

“(f) PROGRAM OPERATION.—Not later than 9 months after the date of enactment of the Technology Innovation and Manufacturing Stimulation Act of 2007, the Director shall issue regulations—

“(1) establishing criteria for the selection of recipients of assistance under this section;

“(2) establishing procedures regarding financial reporting and auditing to ensure that contracts and awards are used for the purposes specified in this section, are in accordance with sound accounting practices, and are not funding existing or planned research programs that would be conducted in the same time period in the absence of financial assistance under this section; and

“(3) providing for appropriate dissemination of Technology Innovation Program research results.

“(g) CONTINUATION OF ATP GRANTS.—The Director shall, through the Technology Innovation Program, continue to provide support originally awarded under the Advanced Technology Program, in accordance with the terms of the original award.

“(h) COORDINATION WITH OTHER STATE AND FEDERAL TECHNOLOGY PROGRAMS.—In carrying out this section, the Director shall, as appropriate, coordinate with other senior State and Federal officials to ensure cooperation and coordination in State and Federal technology programs and to avoid unnecessary duplication of efforts.

“(i) ACCEPTANCE OF FUNDS FROM OTHER FEDERAL AGENCIES.—In addition to amounts appropriated to carry out this section, the Secretary and the Director may accept funds from other Federal agencies to support awards under the Technology Innovation Program. Any award under this section which is supported with funds from other Federal agencies shall be selected and carried out according to the provisions of this section.

“(j) TIP ADVISORY BOARD.—

“(1) ESTABLISHMENT.—There is established within the Institute a Technology Innovation Program Advisory Board. The TIP Advisory Board shall consist of 10 members appointed by the Director, at least 7 of which shall be from United States industry, chosen to reflect the wide diversity of technical disciplines and industrial sectors represented in Technology Innovation Program projects. No member shall be an employee of the Federal Government.

“(2) TERMS OF OFFICE.—(A) Except as provided in subparagraph (B) or (C), the term of office of each member of the TIP Advisory Board shall be 3 years.

“(B) The original members of the TIP Advisory Board shall be appointed to 3 classes. One class of 3 members shall have an initial term of 1 year, one class of 3 members shall have an initial term of 2 years, and one class of 4 members shall have an initial term of 3 years.

“(C) Any member appointed to fill a vacancy occurring prior to the expiration of



the term for which his predecessor was appointed shall be appointed for the remainder of such term.

“(D) Any person who has completed two consecutive full terms of service on the TIP Advisory Board shall thereafter be ineligible for appointment during the one-year period following the expiration of the second such term.

“(3) PURPOSE.—The TIP Advisory Board shall meet no less than 2 times annually, and provide to the Director—

“(A) advice on programs, plans, and policies of the Technology Innovation Program;

“(B) reviews of the Technology Innovation Program’s efforts to assess its economic impact;

“(C) reports on the general health of the program and its effectiveness in achieving its legislatively mandated mission;

“(D) guidance on areas of technology that are appropriate for Technology Innovation Program funding; and

“(E) recommendations as to whether, in order to better assess whether specific innovations to be pursued are being adequately supported by the private sector, the Director could benefit from advice and information from additional industry and other expert sources without a proprietary or financial interest in proposals being evaluated.

“(4) ADVISORY CAPACITY.—In discharging its duties under this subsection, the TIP Advisory Board shall function solely in an advisory capacity, in accordance with the Federal Advisory Committee Act.

“(5) ANNUAL REPORT.—The TIP Advisory Board shall transmit an annual report to the Secretary for transmittal to the Congress within 30 days after the submission to Congress of the President’s annual budget request in each year. Such report shall address the status of the Technology Innovation Program and comment on the relevant sections of the programmatic planning document and updates thereto transmitted to the Congress by the Director under section 23(c) and (d).

“(k) DEFINITIONS.—For purposes of this section—

“(1) the term ‘eligible company’ means a company that is incorporated in the United States and does a majority of its business in the United States, and that either—

“(A) is majority owned by citizens of the United States; or

“(B) is owned by a parent company incorporated in another country and the Director finds that—

“(i) the company’s participation in the Technology Innovation Program would be in the economic interest of the United States, as evidenced by—

“(I) investments in the United States in research and manufacturing (including the manufacture of major components or sub-assemblies in the United States);

“(II) significant contributions to employment in the United States; and

“(III) agreement with respect to any technology arising from assistance provided under this section to promote the manufacture within the United States of products resulting from that technology (taking into account the goals of promoting the competitiveness of United States industry); and

“(ii) the company is incorporated in a country which—

“(I) affords to United States-owned companies opportunities, comparable to those afforded to any other company, to participate in any joint venture similar to those receiving funding under this section;

“(II) affords to United States-owned companies local investment opportunities comparable to those afforded any other company; and

“(III) affords adequate and effective protection for the intellectual property rights of United States-owned companies;

“(2) the term ‘high-risk, high-reward research’ means research that—

“(A) has the potential for yielding results with far-ranging or wide-ranging implications;

“(B) addresses critical national needs related to technology and measurement standards; and

“(C) is too novel or spans too diverse a range of disciplines to fare well in the traditional peer review process.

“(3) the term ‘institution of higher education’ has the meaning given that term in section 101 of the Higher Education Act of 1965 (20 U.S.C. 1001);

“(4) the term ‘joint venture’ means a joint venture that—

“(A) includes either—

“(i) at least 2 separately owned for-profit companies that are both substantially involved in the project and both of which are contributing to the cost-sharing required under this section, with the lead entity of the joint venture being one of those companies that is a small or medium-sized business; or

“(ii) at least one small or medium-sized business and one institution of higher education or other organization, such as a national laboratory or nonprofit research institute, that are both substantially involved in the project and both of which are contributing to the cost-sharing required under this section, with the lead entity of the joint venture being either that small or medium-sized business or that institution of higher education; and

“(B) may include additional for-profit companies, institutions of higher education, and other organizations, such as national laboratories and nonprofit research institutes, that may or may not contribute non-Federal funds to the project; and

“(5) the term ‘TIP Advisory Board’ means the advisory board established under subsection (j).”

#### SEC. 205. RESEARCH FELLOWSHIPS.

Section 18 of the National Institute of Standards and Technology Act (15 U.S.C. 278g-1) is amended by striking “up to 1 percent of the” and inserting “up to 1.5 percent of the”.

#### SEC. 206. COLLABORATIVE MANUFACTURING RESEARCH PILOT GRANTS.

The National Institute of Standards and Technology Act is amended—

(1) by redesignating the first section 32 (15 U.S.C. 271 note) as section 34 and moving it to the end of the Act; and

(2) by inserting before the section moved by paragraph (1) the following new section:

#### “SEC. 33. COLLABORATIVE MANUFACTURING RESEARCH PILOT GRANTS.

“(a) AUTHORITY.—

“(1) ESTABLISHMENT.—The Director shall establish a pilot program of awards to partnerships among participants described in paragraph (2) for the purposes described in paragraph (3). Awards shall be made on a peer-reviewed, competitive basis.

“(2) PARTICIPANTS.—Such partnerships shall include at least—

“(A) 1 manufacturing industry partner; and

“(B) 1 nonindustry partner.

“(3) PURPOSE.—The purpose of the program under this section is to foster cost-shared collaborations among firms, educational institutions, research institutions, State agencies, and nonprofit organizations to encourage the development of innovative, multidisciplinary manufacturing technologies. Partnerships receiving awards under this section shall conduct applied research to develop new manufacturing processes, techniques, or materials that would contribute to improved performance, productivity, and competitiveness of United States

manufacturing, and build lasting alliances among collaborators.

“(b) PROGRAM CONTRIBUTION.—Awards under this section shall provide for not more than one-third of the costs of a partnership. Not more than an additional one-third of such costs may be obtained directly or indirectly from other Federal sources.

“(c) APPLICATIONS.—Applications for awards under this section shall be submitted in such manner, at such time, and containing such information as the Director shall require. Such applications shall describe at a minimum—

“(1) how each partner will participate in developing and carrying out the research agenda of the partnership;

“(2) the research that the grant would fund; and

“(3) how the research to be funded with the award would contribute to improved performance, productivity, and competitiveness of the United States manufacturing industry.

“(d) SELECTION CRITERIA.—In selecting applications for awards under this section, the Director shall consider at a minimum—

“(1) the degree to which projects will have a broad impact on manufacturing;

“(2) the novelty and scientific and technical merit of the proposed projects; and

“(3) the demonstrated capabilities of the applicants to successfully carry out the proposed research.

“(e) DISTRIBUTION.—In selecting applications under this section the Director shall ensure, to the extent practicable, a distribution of overall awards among a variety of manufacturing industry sectors and a range of firm sizes.

“(f) DURATION.—In carrying out this section, the Director shall run a single pilot competition to solicit and make awards. Each award shall be for a 3-year period.”

#### SEC. 207. MANUFACTURING FELLOWSHIP PROGRAM.

Section 18 of the National Institute of Standards and Technology Act (15 U.S.C. 278g-1) is amended—

(1) by inserting “(a) IN GENERAL.—” before “The Director is authorized”; and

(2) by adding at the end the following new subsection:

“(b) MANUFACTURING FELLOWSHIP PROGRAM.—

“(1) ESTABLISHMENT.—To promote the development of a robust research community working at the leading edge of manufacturing sciences, the Director shall establish a program to award—

“(A) postdoctoral research fellowships at the Institute for research activities related to manufacturing sciences; and

“(B) senior research fellowships to established researchers in industry or at institutions of higher education who wish to pursue studies related to the manufacturing sciences at the Institute.

“(2) APPLICATIONS.—To be eligible for an award under this subsection, an individual shall submit an application to the Director at such time, in such manner, and containing such information as the Director may require.

“(3) STIPEND LEVELS.—Under this subsection, the Director shall provide stipends for postdoctoral research fellowships at a level consistent with the National Institute of Standards and Technology Postdoctoral Research Fellowship Program, and senior research fellowships at levels consistent with support for a faculty member in a sabbatical position.”

#### SEC. 208. MEETINGS OF VISITING COMMITTEE ON ADVANCED TECHNOLOGY.

Section 10(d) of the National Institute of Standards and Technology Act (15 U.S.C. 278(d)) is amended by striking “quarterly” and inserting “twice each year”.

**SEC. 209. MANUFACTURING RESEARCH DATABASE.**

(a) ESTABLISHMENT.—The National Institute of Standards and Technology shall provide for the establishment of a manufacturing research database to enable private sector individuals and Federal officials to access a broad range of information on manufacturing research carried out with funding support from the Federal Government.

(b) CONTENTS.—The database established under subsection (a) shall contain—

(1) all publicly available information maintained by a Federal agency relating to manufacturing research projects funded in whole or in part by the Federal Government; and

(2) information about all Federal programs that may be of interest to manufacturers.

(c) ACCESSIBILITY.—Information contained in the database shall be accessible in a manner to enable users of the database to easily retrieve information of specific interest to them.

(d) FEES.—The National Institute of Standards and Technology may authorize charging a nominal fee for using the database to access information described in subsection (b)(1) as necessary to recover the costs of maintaining the database.

(e) AUTHORIZATION OF APPROPRIATIONS.—There are authorized to be appropriated to the National Institute of Standards and Technology \$2,000,000 for carrying out this section.

**TITLE III—MISCELLANEOUS**

**SEC. 301. POST-DOCTORAL FELLOWS.**

Section 19 of the National Institute of Standards and Technology Act (15 U.S.C. 278g-2) is amended by striking “nor more than 60 new fellows” and inserting “nor more than 120 new fellows”.

**SEC. 302. FINANCIAL AGREEMENTS CLARIFICATION.**

Section 2(b)(4) of the National Institute of Standards and Technology Act (15 U.S.C. 272(b)(4)) is amended by inserting “and grants and cooperative agreements,” after “arrangements.”

**SEC. 303. WORKING CAPITAL FUND TRANSFERS.**

Section 12 of the National Institute of Standards and Technology Act (15 U.S.C. 278b) is amended by adding at the end the following:

“(g) AMOUNT AND SOURCE OF TRANSFERS.—Not more than one-quarter of one percent of the amounts appropriated to the Institute for any fiscal year may be transferred to the fund, in addition to any other transfer authority. In addition, funds provided to the Institute from other Federal agencies for the purpose of production of Standard Reference Materials may be transferred to the fund.”

**SEC. 304. RETENTION OF DEPRECIATION SURCHARGE.**

Section 14 of the National Institute of Standards and Technology Act (15 U.S.C. 278d) is amended—

(1) by inserting “(a) IN GENERAL.—” before “Within”; and

(2) by adding at the end the following:

“(b) RETENTION OF FEES.—The Director is authorized to retain all building use and depreciation surcharge fees collected pursuant to OMB Circular A-25. Such fees shall be collected and credited to the Construction of Research Facilities Appropriation Account for use in maintenance and repair of the Institute’s existing facilities.”

**SEC. 305. NON-ENERGY INVENTIONS PROGRAM.**

Section 27 of the National Institute of Standards and Technology Act (15 U.S.C. 278m) is repealed.

**SEC. 306. REDEFINITION OF THE METRIC SYSTEM.**

Section 3570 of the Revised Statutes of the United States (derived from section 2 of the

Act of July 28, 1866, entitled “An Act to authorize the Use of the Metric System of Weights and Measures” (15 U.S.C. 205; 14 Stat. 339)) is amended to read as follows:

**“SEC. 3570. METRIC SYSTEM DEFINED.**

“The metric system of measurement shall be defined as the International System of Units as established in 1960, and subsequently maintained, by the General Conference of Weights and Measures, and as interpreted or modified for the United States by the Secretary of Commerce.”

**SEC. 307. REPEAL OF REDUNDANT AND OBSOLETE AUTHORITY.**

The Act of July 21, 1950, entitled “An Act To redefine the units and establish the standards of electrical and photometric measurements” (15 U.S.C. 223 and 224) is repealed.

**SEC. 308. CLARIFICATION OF STANDARD TIME AND TIME ZONES.**

(a) Section 1 of the Act of March 19, 1918, (commonly known as the “Calder Act”) (15 U.S.C. 261) is amended—

(1) by striking the second sentence and the extra period after it and inserting “Except as provided in section 3(a) of the Uniform Time Act of 1966 (15 U.S.C. 260a), the standard time of the first zone shall be Coordinated Universal Time retarded by 4 hours; that of the second zone retarded by 5 hours; that of the third zone retarded by 6 hours; that of the fourth zone retarded by 7 hours; that of the fifth zone retarded by 8 hours; that of the sixth zone retarded by 9 hours; that of the seventh zone retarded by 10 hours; that of the eighth zone retarded by 11 hours; and that of the ninth zone shall be Coordinated Universal Time advanced by 10 hours.”; and

(2) by adding at the end the following: “In this section, the term ‘Coordinated Universal Time’ means the time scale maintained through the General Conference of Weights and Measures and interpreted or modified for the United States by the Secretary of Commerce in coordination with the Secretary of the Navy.”

(b) Section 3 of the Act of March 19, 1918, (commonly known as the “Calder Act”) (15 U.S.C. 264) is amended by striking “third zone” and inserting “fourth zone”.

**SEC. 309. PROCUREMENT OF TEMPORARY AND INTERMITTENT SERVICES.**

(a) IN GENERAL.—The Director of the National Institute of Standards and Technology may procure the temporary or intermittent services of experts or consultants (or organizations thereof) in accordance with section 3109(b) of title 5, United States Code to assist on urgent or short-term research projects.

(b) EXTENT OF AUTHORITY.—A procurement under this section may not exceed 1 year in duration, and the Director shall procure no more than 200 experts and consultants per year.

(c) SUNSET.—This section shall cease to be effective after September 30, 2010.

(d) REPORT TO CONGRESS.—Not later than 2 years after the date of enactment of this Act, the Comptroller General shall report to the Committee on Science and Technology of the House of Representatives and the Committee on Commerce, Science, and Transportation of the Senate on whether additional safeguards would be needed with respect to the use of authorities granted under this section if such authorities were to be made permanent.

**SEC. 310. MALCOLM BALDRIGE AWARDS.**

Section 17(c)(3) of the Stevenson-Wydler Technology Innovation Act of 1980 (15 U.S.C. 3711a(c)(3)) is amended to read as follows:

“(3) In any year, not more than 18 awards may be made under this section to recipients who have not previously received an award under this section, and no award shall be made within any category described in para-

graph (1) if there are no qualifying enterprises in that category.”

The bill, as amended, was ordered to be engrossed and read a third time, was read a third time by title.

Mr. ENGLISH of Pennsylvania, moved to recommit the bill with instructions to the Committee on Science and Technology:

In section 204, insert “(a) AMENDMENT.—” before “Section 28 of”.

In section 204, add at the end the following new subsection:

(b) LIMITING AUTHORIZATIONS IN ANY YEAR FOLLOWING A YEAR WITH AN ON-BUDGET (EXCLUDING SOCIAL SECURITY) DEFICIT AND AN OFF-BUDGET (SOCIAL SECURITY) SURPLUS.—

(1) LIMITATION.—Notwithstanding any other provision of this Act, for any fiscal year for which funds are authorized to be appropriated under this Act that immediately follows a fiscal year in which the Government has an actual on-budget deficit and an actual off-budget surplus, the amount of money authorized to be appropriated under this Act for the Technology Innovation Program under section 28 of the National Institute of Standards and Technology Act, as amended by subsection (a) of this section, shall not exceed the amount appropriated for that Program, or the predecessor Advanced Technology Program, for the preceding fiscal year.

(2) DEFINITIONS.—For purposes of this subsection—

(A) the term “actual on-budget deficit” means a fiscal year during which total outlays of the Government excluding outlays from Social Security programs exceeds total receipts of the Government excluding receipts from Social Security programs;

(B) the term “actual off-budget surplus” means a fiscal year in which receipts from Social Security programs exceeds outlays from Social Security programs; and

(C) the term “Social Security programs” means the Federal Old-Age and Survivors Insurance Trust Fund and the Federal Disability Insurance Trust Fund.

After debate,

By unanimous consent, the previous question was ordered on the motion to recommit.

The question being put, viva voce,

Will the House recommit said bill?

The SPEAKER pro tempore, Mr. SCOTT of Virginia, announced that the nays had it.

Mr. ENGLISH of Pennsylvania, demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The vote was taken by electronic device.

It was decided in the { Yeas ..... 190  
negative ..... } Nays ..... 216

¶62.13

[Roll No. 300]

**YEAS—190**

Aderholt	Blunt	Calvert
Akin	Boehner	Camp (MI)
Alexander	Bonner	Campbell (CA)
Bachmann	Bono	Cannon
Bachus	Boozman	Cantor
Baker	Boustany	Capito
Barrett (SC)	Brady (TX)	Carter
Bartlett (MD)	Brown (SC)	Castle
Barton (TX)	Brown-Waite,	Chabot
Biggert	Ginny	Coble
Billbray	Buchanan	Cole (OK)
Billirakis	Burgess	Conaway
Bishop (UT)	Burton (IN)	Crenshaw
Blackburn	Buyer	Culberson

Davis (KY) Keller
Davis, David King (IA)
Davis, Tom King (NY)
Deal (GA) Kingston
Dent Kirk
Diaz-Balart, L. Kline (MN)
Diaz-Balart, M. Knollenberg
Donnelly Kuhl (NY)
Doolittle LaHood
Drake Lamborn
Dreier Latham
Duncan LaTourrette
Ellsworth Lewis (CA)
Emerson Lewis (KY)
English (PA) Linder
Everett LoBiondo
Fallin Lucas
Feeney Lungren, Daniel
Ferguson E.
Flake Mack
Forbes Manzullo
Fortenberry Marchant
Fossella McCarthy (CA)
Foxy McCaul (TX)
Frelinghuysen McCotter
Gallegly McCrery
Garrett (NJ) McKeon
Gerlach Mica
Gilchrist Miller (FL)
Gillmor Miller (MI)
Gohmert Miller, Gary
Goode Moran (KS)
Goodlatte Murphy, Tim
Granger Musgrave
Hall (TX) Myrick
Hastings (WA) Neugebauer
Hayes Nunes
Heller Pence
Hensarling Peterson (PA)
Herger Petri
Hill Pickering
Hobson Pitts
Hoekstra Platts
Hulshof Whitfield
Inglis (SC) Porter
Issa Price (GA)
Johnson (IL) Pryce (OH)
Johnson, Sam Putnam
Jones (NC) Ramstad
Jordan Regula

NAYS—216

Abercrombie Davis, Lincoln
Ackerman DeFazio
Allen DeGette
Altmire Delahunt
Andrews DeLauro
Arcuri Dicks
Baca Dingell
Baird Doggett
Baldwin Doyle
Barrow Edwards
Bean Ehlers
Becerra Ellison
Berkley Emanuel
Berman Eshoo
Berry Etheridge
Bishop (GA) Farr
Bishop (NY) Filner
Blumenauer Frank (MA)
Boren Giffords
Boswell Gillibrand
Boucher Gonzalez
Boyd (FL) Gordon
Boyd (KS) Green, Al
Braley (IA) Green, Gene
Brown, Corrine Grijalva
Capps Gutierrez
Capuano Hall (NY)
Cardoza Hare
Carnahan Harman
Carney Hastings (FL)
Castor Herseth Sandlin
Chandler Higgins
Clarke Hinchey
Clay Hinojosa
Cleaver Hirono
Clyburn Hodes
Cohen Holden
Conyers Holt
Cooper Honda
Costello Hooley
Courtney Hoyer
Cramer Inslie
Crowley Israel
Cuellar Jackson (IL)
Cummings Jackson-Lee
Davis (AL) (TX)
Davis (CA) Jefferson
Davis (IL) Johnson (GA)

Murphy, Patrick Salazar
Murtha Sánchez, Linda
Nadler T.
Napolitano Sanchez, Loretta
Neal (MA) Sarbanes
Oberstar Schakowsky
Obey Schiff
Oliver Schwartz
Pallone Scott (GA)
Pascrell Scott (VA)
Pastor Serrano
Payne Sestak
Perlmutter Shea-Porter
Peterson (MN) Sherman
Pomeroy Sires
Price (NC) Skelton
Rahall Slaughter
Rangel Smith (WA)
Reyes Snyder
Rodriguez Solis
Ross Space
Spratt Roybal-Allard
Ruppersberger Stark
Rush Stupak
Ryan (OH) Sutton

NOT VOTING—26

Brady (PA) Gingrey
Butterfield Graves
Carson Hastert
Costa Hunter
Cubin Jindal
Davis, Jo Ann Johnson, E. B.
Engel Lampson
Fattah McHenry
Franks (AZ) McHugh

So the motion to recommit with instructions was not agreed to.

The question being put, viva voce, Will the House pass said bill?

The SPEAKER pro tempore, Mr. SCOTT of Virginia, announced that the yeas had it.

Mr. WU demanded a recorded vote on passage of said bill, as amended, which demand was supported by one-fifth of a quorum, so a recorded vote was ordered.

The vote was taken by electronic device.

It was decided in the affirmative { Yeas ..... 385 Nays ..... 23

62.14 [Roll No. 301]

AYES—385

Abercrombie Boyd (FL)
Ackerman Boyd (KS)
Aderholt Brady (TX)
Alexander Braley (IA)
Allen Brown (SC)
Altmire Brown, Corrine
Andrews Brown-Waite,
Arcuri Ginny
Baca Buchanan
Bachmann Burgess
Bachus Buyer
Baird Calvert
Baker Camp (MI)
Baldwin Cannon
Barrow Capito
Bartlett (MD) Capps
Barton (TX) Capuano
Bean Cardoza
Becerra Carnahan
Berkley Carney
Berman Carson
Berry Castle
Biggart Castor
Bilbray Chabot
Bilirakis Chandler
Bishop (GA) Clarke
Bishop (NY) Clay
Bishop (UT) Cleaver
Blackburn Clyburn
Blumenauer Cohen
Blunt Cole (OK)
Boehner Conaway
Bonner Boner
Bono Cooper
Boozman Costello
Boren Courtney
Boswell Cramer
Boucher Crenshaw
Boustany Crowley

Filner
Forbes
Fortenberry
Fossella
Frank (MA)
Frelinghuysen
Gallegly
Garrett (NJ)
Gerlach
Giffords
Gilchrist
Gillibrand
Gillmor
Gingrey
Gohmert
Gonzalez
Goode
Goodlatte
Gordon
Granger
Green, Al
Green, Gene
Grijalva
Gutierrez
Hall (NY)
Hall (TX)
Hare
Harman
Hastings (FL)
Hastings (WA)
Hayes
Heller
Herger
Herseth Sandlin
Higgins
Hill
Hinchey
Hinojosa
Hirono
Hobson
Hodes
Hoekstra
Holden
Holt
Honda
Hooley
Hoyer
Hulshof
Inglis (SC)
Inslie
Israel
Issa
Jackson (IL)
Jackson-Lee (TX)
Jefferson
Johnson (GA)
Johnson (IL)
Jones (NC)
Jones (OH)
Jordan
Kagen
Kanjorski
Kaptur
Kennedy
Keller
Kennedy
Kildee
Kilpatrick
Kind
King (NY)
Kirk
Kline (FL)
Kline (MN)
Knollenberg
Kucinich
Kuhl (NY)
LaHood
Langevin
Lantos
Larsen (WA)
Larson (CT)
Latham
Lee
Levin
Lewis (CA)
Lewis (GA)
Lewis (KY)
Linder
Lipinski
LoBiondo

Loeb sack
Lofgren, Zoe
Lowey
Lucas
Lungren, Daniel E.
Lynch
Mahoney (FL)
Maloney (NY)
Manzullo
Marchant
Markey
Marshall
Matheson
Matsui
McCarthy (CA)
McCarthy (NY)
McCaul (TX)
McCollum (MN)
McCotter
McCrery
McDermott
McGovern
McIntyre
McKeon
McNerney
McNulty
Meehan
Meek (FL)
Meeks (NY)
Melancon
Mica
Michaud
Miller (MI)
Miller (NC)
Miller, Gary
Miller, George
Mitchell
Mollohan
Moore (KS)
Moore (WI)
Moran (KS)
Moran (VA)
Murphy (CT)
Murphy, Patrick
Murphy, Tim
Murtha
Musgrave
Myrick
Nadler
Napolitano
Neal (MA)
Neugebauer
Nunes
Oberstar
Obey
Oliver
Pallone
Pascrell
Pastor
Payne
Perlmutter
Peterson (MN)
Peterson (PA)
Petri
Pickering
Pitts
Platts
Poe
Pomeroy
Porter
Price (GA)
Price (NC)
Pryce (OH)
Putnam
Rahall
Ramstad
Rangel
Regula
Rehberg
Reichert
Renzi
Reynolds
Rodriguez
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrabacher
Ros-Lehtinen
Roskam

Ross
Roybal-Allard
Ruppersberger
Rush
Ryan (OH)
Ryan (WI)
Salazar
Sánchez, Linda T.
Sanchez, Loretta
Sarbanes
Saxton
Schakowsky
Schiff
Schmidt
Schwartz
Scott (GA)
Scott (VA)
Serrano
Sessions
Sestak
Shays
Shea-Porter
Sherman
Shimkus
Shuler
Shuster
Simpson
Sires
Skelton
Slaughter
Smith (NE)
Smith (NJ)
Smith (TX)
Smith (WA)
Snyder
Solis
Souder
Space
Spratt
Stark
Stearns
Stupak
Sullivan
Sutton
Tanner
Tauscher
Taylor
Terry
Thompson (CA)
Thompson (MS)
Thornberry
Tiahrt
Tiberi
Tierney
Towns
Turner
Udall (CO)
Udall (NM)
Upton
Van Hollen
Pastor
Velázquez
Visclosky
Walberg
Walsh (OR)
Walsh (NY)
Walz (MN)
Wamp
Wasserman
Schultz
Waters
Watson
Watt
Waxman
Weiner
Welch (VT)
Weldon (FL)
Weller
Westmoreland
Wexler
Whitfield
Wicker
Wilson (NM)
Wilson (OH)
Wilson (SC)
Wolf
Woolsey
Wu
Wynn
Yarmuth
Young (AK)
Young (FL)

NOES—23

Akin
Barrett (SC)
Burton (IN)
Campbell (CA)
Cantor
Carter
Coble
Duncan
English (PA)
Flake
Foxy
Franks (AZ)
Hensarling
Johnson, Sam
King (IA)
Kingston
Lamborn

Mack Pence	Royce Sali	Sensenbrenner Shadegg
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## NOT VOTING—24

Brady (PA)	Hunter	Ortiz
Butterfield	Jindal	Paul
Costa	Johnson, E. B.	Pearce
Cubin	Lampson	Radanovich
Davis, Jo Ann	McHenry	Rothman
Engel	McHugh	Tancredo
Fattah	McMorris	Tanner
Graves	Rodgers	
Hastert	Miller (FL)	

So the bill was passed.

A motion to reconsider the vote whereby said bill was passed was, by unanimous consent, laid on the table.

*Ordered*, That the Clerk request the concurrence of the Senate in said bill.

## ¶62.15 CLERK TO CORRECT

ENGROSSMENT—H.R. 1867 AND H.R. 1868

On motion of Mr. WU, by unanimous consent,

*Ordered*, That in the engrossment of H.R. 1867 to authorize appropriations for the National Institute of Standards and Technology for fiscal years 2008, 2009, and 2010, and for other purposes, and H.R. 1868 to authorize appropriations for the National Institute of Standards and Technology for fiscal years 2008, 2009, and 2010, and for other purposes, the Clerk be authorized to make technical corrections, including corrections in spelling, punctuation, section numbering and cross-referencing, and the insertion of appropriate headings.

## ¶62.16 ADJOURNMENT OVER

On motion of Mr. HOYER, by unanimous consent,

*Ordered*, That when the House adjourns today, it adjourn to meet at 12:30 p.m. on Monday, May 7, 2007, for morning-hour debate.

¶62.17 CALENDAR WEDNESDAY BUSINESS  
DISPENSED WITH

On motion of Mr. HOYER, by unanimous consent,

*Ordered*, That business in order for consideration on Wednesday, May 9, 2007, under clause 6, rule XV, the Calendar Wednesday rule, be dispensed with.

## ¶62.18 HOUR OF MEETING

On motion of Mr. HOYER, by unanimous consent,

*Ordered*, That when the House adjourns on Wednesday, May 9, 2007, it adjourn to meet at 9 a.m. on Thursday, May 10, 2007.

¶62.19 RECEIVING FORMER MEMBERS OF  
CONGRESS

On motion of Mr. HOYER, by unanimous consent,

*Ordered*, That it may be in order on Thursday, May 10, 2007, for the Speaker to declare a recess subject to the call of the Chair for the purpose of receiving in this Chamber former Members of Congress.

## ¶62.20 HOUR OF MEETING

On motion of Mr. HOYER, by unanimous consent,

*Ordered*, That it may be in order that when the House adjourns on Thursday,

May 10, 2007, it adjourn to meet at 9 a.m. on Friday, May 11, 2007.

¶62.21 PROVIDING FOR CONSIDERATION  
OF S. CON. RES. 21

Ms. CASTOR, by direction of the Committee on Rules, reported (Rept. No. 110-121) the resolution (H. Res. 370) providing for consideration of the concurrent resolution (S. Con. Res. 21) setting forth the congressional budget for the United States Government for fiscal year 2008 and including the appropriate budgetary levels for fiscal years 2007 and 2009 and 2012.

When said resolution and report were referred to the House Calendar and ordered printed.

## ¶62.22 LEAVE OF ABSENCE

By unanimous consent, leave of absence was granted—

To Mr. COSTA, for today after 2 p.m.;

To Mr. GINGREY, for today;

To Mrs. Eddie Bernice JOHNSON of Texas, for today through May 9;

To Mr. ORTIZ, for today;

To Mr. PEARCE, for today after 2:30 p.m.; and

To Mr. TANNER, for today.

And then,

## ¶62.23 ADJOURNMENT

On motion of Mr. SCHIFF, pursuant to the previous order of the House, at 6 o'clock and 3 minutes p.m., the House adjourned until 12:30 p.m. on Monday, May 7, 2007.

¶62.24 REPORTS OF COMMITTEES ON  
BILLS AND RESOLUTIONS

Under clause 2 of rule XIII, reports of committees were delivered to the Clerk for printing and reference to the proper calendar, as follows:

Mr. WAXMAN: Committee on Oversight and Government Reform. H.R. 1873. A bill to reauthorize the programs and activities of the Small Business Administration relating to procurement, and for other purposes; with an amendment (Rept. 110-111, Pt. 2). Referred to the Committee of the Whole House on the state of the Union.

Ms. SLAUGHTER: Committee on Rules. H. Res. 370. A resolution providing for consideration of the concurrent resolution (S. Con. Res. 21) setting forth the congressional budget for the United States Government for fiscal year 2008 and including the appropriate budgetary levels for fiscal years 2007 and 2009 through 2012 (Rept. 110-121). Referred to the House Calendar.

## ¶62.25 PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XII, public bills and resolutions were introduced and severally referred, as follows:

By Mr. STARK (for himself, Mr. LATOURETTE, and Ms. SCHAKOWSKY):

H.R. 2122. A bill to amend title XVIII of the Social Security Act to provide for patient protection by limiting the number of mandatory overtime hours a nurse may be required to work in certain providers of services to which payments are made under the Medicare Program; to the Committee on Energy and Commerce, and in addition to the Committee on Ways and Means, for a period to be subsequently determined by the Speaker, in

each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Ms. SCHAKOWSKY (for herself, Mr. STARK, Mr. GRIJALVA, Mr. KUCINICH, Mrs. MCCARTHY of New York, Mr. NADLER, Mr. OBERSTAR, Mr. RANGEL, Ms. SCHWARTZ, and Mr. TOWNS):

H.R. 2123. A bill to amend the Public Health Service Act to establish direct care registered nurse-to-patient staffing ratio requirements in hospitals, and for other purposes; to the Committee on Energy and Commerce, and in addition to the Committee on Ways and Means, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. TOM DAVIS of Virginia:

H.R. 2124. A bill to amend title 44, United States Code, to strengthen requirements related to security breaches of data involving the disclosure of sensitive personal information; to the Committee on Oversight and Government Reform.

By Mr. OBERSTAR (for himself, Mr. BAKER, Mr. BERRY, Mr. WALZ of Minnesota, Mr. FRANKS of Arizona, Mr. KIND, Mr. ALEXANDER, Mr. BOUSTANY, Ms. HIRONO, Mr. SIMPSON, Ms. HERSETH SANDLIN, and Mr. POMEROY):

H.R. 2125. A bill to amend title 49, United States Code, to ensure competition in the rail industry, enable rail customers to obtain reliable rail service, and provide those customers with a reasonable process for challenging rate and service disputes; to the Committee on Transportation and Infrastructure.

By Mr. CARNEY (for himself and Mr. PLATTS):

H.R. 2126. A bill to amend the Internal Revenue Code of 1986 to modify the income threshold used to calculate the refundable portion of the child tax credit; to the Committee on Ways and Means.

By Mr. BOREN:

H.R. 2127. A bill to designate the facility of the United States Postal Service located at 408 West 6th Street in Chelsea, Oklahoma, as the "Clem Rogers McSpadden Post Office Building"; to the Committee on Oversight and Government Reform.

By Mr. CHABOT (for himself and Mr. DELAHUNT):

H.R. 2128. A bill to provide for media coverage of Federal court proceedings; to the Committee on the Judiciary.

By Mr. MCGOVERN (for himself and Mrs. EMERSON):

H.R. 2129. A bill to strengthen the Food Stamp Act of 1977; to the Committee on Agriculture, and in addition to the Committee on Foreign Affairs, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. FATTAH:

H.R. 2130. A bill to require a study and comprehensive analytical report on transforming America by reforming the Federal tax code through elimination of all Federal taxes on individuals and corporations and replacing the Federal tax code with a transaction fee-based system; to the Committee on Ways and Means.

By Mr. MARSHALL (for himself, Mr. KING of New York, Mr. TOWNS, Mr. FOSSELLA, Mr. ACKERMAN, Mr. ARCURI, Mr. BISHOP of New York, Ms. CLARKE, Mr. CROWLEY, Mr. ENGEL, Mrs. GILLIBRAND, Mr. HALL of New York, Mr. HIGGINS, Mr. HINCHAY, Mr. ISRAEL, Mr. KUHL of New York, Mrs. LOWEY, Mrs. MCCARTHY of New York, Mr. MCHUGH, Mr. McNULTY, Mrs. MALONEY of New York, Mr. MEEKS of

New York, Mr. NADLER, Mr. RANGEL, Mr. REYNOLDS, Mr. SERRANO, Ms. VELÁZQUEZ, Ms. SLAUGHTER, Mr. WALSH of New York, and Mr. WEINER):

H.R. 2131. A bill to amend the Public Health Service Act and title XIX of the Social Security Act to provide for a screening and treatment program for prostate cancer in the same manner as is provided for breast and cervical cancer; to the Committee on Energy and Commerce.

By Mr. ALLEN (for himself, Mrs. CAPPS, Mr. CARNAHAN, Mr. DOGGETT, Ms. SCHAKOWSKY, Mr. WAXMAN, Ms. BALDWIN, Mr. EMANUEL, Mr. GENE GREEN of Texas, Ms. MCCOLLUM of Minnesota, and Ms. DELAURO):

H.R. 2132. A bill to amend the Public Health Service Act to establish a small business health benefits program; to the Committee on Energy and Commerce, and in addition to the Committee on Education and Labor, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. ALLEN (for himself, Mr. MCHUGH, Mr. PATRICK MURPHY of Pennsylvania, and Ms. EDDIE BERNICE JOHNSON of Texas):

H.R. 2133. A bill to provide support for small business concerns, and for other purposes; to the Committee on Ways and Means, and in addition to the Committees on Small Business, and Science and Technology, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. AKIN (for himself, Mr. MCINTYRE, Mr. JEFFERSON, Mr. POE, Mr. GARRETT of New Jersey, Mr. BARTLETT of Maryland, Mr. TERRY, Mr. BURTON of Indiana, Mr. HUNTER, Mr. MILLER of Florida, Mr. LAMBORN, Mr. SMITH of New Jersey, Mr. MCCAUL of Texas, Mr. SALLI, Mr. JONES of North Carolina, Mr. FORTENBERRY, Mr. PITTS, Mr. GINGREY, Mr. CAMPBELL of California, Mr. PEARCE, Mr. WELDON of Florida, Mr. NEUGEBAUER, Mr. CARTER, Mr. MARCHANT, Mrs. MUSGRAVE, Mr. BILBRAY, Mr. BARRETT of South Carolina, Mr. BISHOP of Utah, Mr. ROGERS of Alabama, Mr. CONAWAY, Mr. HOEKSTRA, Mr. ADERHOLT, Mrs. JO ANN DAVIS of Virginia, Mr. WICKER, Mr. EVERETT, Mrs. DRAKE, Mr. ROGERS of Kentucky, and Mr. WAMP):

H.R. 2134. A bill to establish certain requirements relating to the provision of services to minors by family planning projects under title X of the Public Health Service Act; to the Committee on Energy and Commerce.

By Mr. BOSWELL (for himself, Mrs. CUBIN, Ms. KAPTUR, Mr. BRALEY of Iowa, and Mr. LOEBSACK):

H.R. 2135. A bill to enhance fair and open competition in the production and sale of agricultural commodities; to the Committee on Agriculture.

By Mr. DOGGETT (for himself, Mr. EMANUEL, Mr. LEVIN, Ms. DELAURO, Ms. LEE, Mr. MCGOVERN, Mr. PASCRELL, Ms. SCHAKOWSKY, Mr. STARK, Ms. SUTTON, Mr. VAN HOLLEN, Mr. GRIJALVA, Mr. LYNCH, Mr. NADLER, Mr. LEWIS of Georgia, Mr. FATTAH, Mr. STUPAK, Ms. KAPTUR, Mr. RUSH, Mr. McNULTY, Mr. GEORGE MILLER of California, Mr. ANDREWS, Ms. SOLIS, Ms. WATSON, Mr. PAYNE, Mr. COSTELLO, Mr. CONYERS, Ms. SLAUGHTER, Mr. FARR, Mr. FILNER, Mr. HINCHEY, Mr. CLEAVER, Mr. JOHNSON of Georgia, Mr. WELCH of

Vermont, Mr. ELLISON, Mr. BISHOP of New York, Mr. NEAL of Massachusetts, Mr. TIERNEY, Mr. DEFAZIO, Mr. ABERCROMBIE, and Ms. CLARKE):

H.R. 2136. A bill to restrict the use of offshore tax havens and abusive tax shelters to inappropriately avoid Federal taxation, and for other purposes; to the Committee on Ways and Means, and in addition to the Committees on Financial Services, and the Judiciary, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. LEVIN (for himself, Mr. BLUMENAUER, and Ms. SCHWARTZ):

H.R. 2137. A bill to amend the Internal Revenue Code of 1986 to modify the energy efficient appliance credit for appliances produced after 2007; to the Committee on Ways and Means.

By Mr. LEVIN (for himself, Mr. CAMP of Michigan, Mr. MCDERMOTT, Mr. HERGER, Mr. LEWIS of Georgia, Mr. RAMSTAD, Mr. NEAL of Massachusetts, Mr. SAM JOHNSON of Texas, Mr. POMEROY, Mr. ENGLISH of Pennsylvania, Mrs. JONES of Ohio, Mr. WELLER, Mr. LARSON of Connecticut, Mr. HULSHOF, Mr. EMANUEL, Mr. LEWIS of Kentucky, Mr. BLUMENAUER, Mr. BRADY of Texas, Mr. KIND, Mr. REYNOLDS, Mr. PASCRELL, Mr. CANTOR, Ms. BERKLEY, Mr. NUNES, Mr. CROWLEY, Mr. TIBERI, Mr. VAN HOLLEN, Mr. PORTER, Ms. SCHWARTZ, and Mr. DAVIS of Alabama):

H.R. 2138. A bill to amend the Internal Revenue Code of 1986 to permanently extend the research credit and strengthen the alternative simplified credit for qualified research expenses; to the Committee on Ways and Means.

By Mr. DONNELLY (for himself, Mr. FRANK of Massachusetts, Mr. FEENEY, and Mr. TIBERI):

H.R. 2139. A bill to modernize the manufactured housing loan insurance program under title I of the National Housing Act; to the Committee on Financial Services.

By Ms. BERKLEY (for herself, Mr. PORTER, Mr. THOMPSON of Mississippi, Mr. CROWLEY, Mr. LOBIONDO, Mr. HELLER, Mr. WALZ of Minnesota, Mr. COHEN, Mr. MEEKS of New York, Mr. AL GREEN of Texas, Mr. BERMAN, Mr. FRANK of Massachusetts, Mr. RUPPERSBERGER, Mr. YARMUTH, Mr. SERRANO, Mr. MCGOVERN, Mr. TOWNS, Mr. PASCRELL, Ms. JACKSON-LEE of Texas, Mr. PAYNE, Mr. CLAY, Mr. CAPUANO, Mr. LARSON of Connecticut, Mr. RYAN of Ohio, Ms. LINDA T. SANCHEZ of California, Mr. WEINER, Mr. ACKERMAN, Mrs. MALONEY of New York, Mr. WEXLER, Mr. MEEK of Florida, Mrs. NAPOLITANO, Mr. PETERSON of Minnesota, Mr. MELANCON, Mr. ABERCROMBIE, Mr. HILL, Mr. TAYLOR, Mr. THOMPSON of California, Ms. WATSON, Mr. LEWIS of Georgia, Mr. CONYERS, Ms. KILPATRICK, Mr. GUTIERREZ, Mr. COSTELLO, Ms. LORETTA SANCHEZ of California, Mr. MOORE of Kansas, Ms. CORRINE BROWN of Florida, Mrs. JONES of Ohio, Mr. NADLER, Mr. RANGEL, Mr. HONDA, Mr. HASTINGS of Florida, Mr. DAVIS of Illinois, Mr. LANGEVIN, Mr. FALDOMA VAEGA, Mr. HINCHEY, Ms. SCHAKOWSKY, Mr. GONZALEZ, Mr. GRIJALVA, Mr. ISRAEL, Mr. COSTA, and Mr. CLYBURN):

H.R. 2140. A bill to provide for a study by the National Academy of Sciences to identify the proper response of the United States to the growth of Internet gambling; to the Committee on the Judiciary, and in addition to the Committees on Financial Services,

and Ways and Means, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. CONAWAY (for himself, Mr. FLAKE, and Mr. SIMPSON):

H.R. 2141. A bill to allow small public water systems to request an exemption from the requirements of any national primary drinking water regulation for a naturally occurring contaminant, and for other purposes; to the Committee on Energy and Commerce.

By Mrs. DAVIS of California:

H.R. 2142. A bill to amend title 39, United States Code, to allow absentee ballots in Federal elections to be mailed by voters free of postage; to the Committee on Oversight and Government Reform.

By Mr. DAVIS of Kentucky:

H.R. 2143. A bill to require the Secretary of Defense to enter into an agreement with the Center for the Study of the Presidency to study reforms of the national security inter-agency system; to the Committee on Armed Services.

By Ms. DELAURO (for herself, Mr. GILCREST, Mr. MURPHY of Connecticut, Ms. WOOLSEY, Mr. ROTHMAN, Mr. GERLACH, Mr. RUPPERSBERGER, Mr. SHAYS, Mr. ALLEN, Mr. HINCHEY, Mr. COURTNEY, Ms. KAPTUR, Mr. LARSON of Connecticut, Ms. SCHAKOWSKY, Mr. HODES, Mr. CASTLE, Mr. ARCURI, Mr. FARR, Mr. WELCH of Vermont, Mr. MCHUGH, Mr. REYNOLDS, Ms. SHEA-PORTER, and Mr. OLVER):

H.R. 2144. A bill to extend and enhance farm, nutrition, and community development programs of the Department of Agriculture, and for other purposes; to the Committee on Agriculture, and in addition to the Committees on Energy and Commerce, Education and Labor, and Ways and Means, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. MARIO DIAZ-BALART of Florida:

H.R. 2145. A bill to establish a pilot program in the Department of State for improvement of government-to-government relations with the Miccosukee Tribe of Indians of Florida; to the Committee on Natural Resources.

By Mr. ELLISON (for himself, Ms. CORRINE BROWN of Florida, Mr. CLAY, Mr. CLEAVER, Mr. AL GREEN of Texas, Mr. HODES, Mr. HONDA, Ms. MCCOLLUM of Minnesota, Mr. OBERSTAR, Mr. PERLMUTTER, Mr. WALZ of Minnesota, Ms. WATERS, and Ms. WOOLSEY):

H.R. 2146. A bill to amend the Truth in Lending Act to prohibit universal defaults on credit card accounts, and for other purposes; to the Committee on Financial Services.

By Mr. EMANUEL (for himself, Mr. RAMSTAD, Mr. LAHOOD, Mr. ROSS, Ms. SCHWARTZ, Ms. SHEA-PORTER, Mrs. EMERSON, Mr. KENNEDY, Mr. COURTNEY, Mr. PLATTS, Mr. SCHIFF, Mrs. MCCARTHY of New York, Mr. McNULTY, Mr. ALEXANDER, Ms. HIRONO, Ms. BERKLEY, Mr. SARBANES, Mr. COHEN, Mr. MORAN of Virginia, Ms. NORTON, Mr. JACKSON of Illinois, Mr. DAVIS of Alabama, Mr. SMITH of Washington, Mr. KIND, Mrs. TAUSCHER, Mr. CROWLEY, Mr. RUSH, Mr. HARE, Mr. HIGGINS, Mr. BRALEY of Iowa, Mr. SNYDER, Mr. MEEKS of New York, and Mr. CLEAVER):

H.R. 2147. A bill to amend titles XXI and XIX of the Social Security Act to extend the State Children's Health Insurance Program (CHIP) and streamline enrollment under

SCHIP and Medicaid and to amend the Internal Revenue Code of 1986 to provide for a healthy savings tax credit for purchase of children's health coverage; to the Committee on Energy and Commerce, and in addition to the Committee on Ways and Means, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. ENGLISH of Pennsylvania:

H.R. 2148. A bill to amend the Internal Revenue Code of 1986 to provide a 15-year recovery period for property used in the transmission or distribution of electricity for sale; to the Committee on Ways and Means.

By Mr. ENGLISH of Pennsylvania:

H.R. 2149. A bill to amend title XVIII of the Social Security Act to waive the late enrollment penalty under the Medicare part D benefit for certain months for individuals who are first eligible to enroll for such benefit for 2006 or 2007 and who enroll by the end of the first annual, coordinated election period following their initial enrollment period, to limit the amount of such penalty, and to require the Secretary of Health and Human Services to conduct a study on such penalty; to the Committee on Energy and Commerce, and in addition to the Committee on Ways and Means, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. FALEOMAVAEGA:

H.R. 2150. A bill to authorize appropriations to provide for South Pacific exchanges; to the Committee on Foreign Affairs.

By Mr. FALEOMAVAEGA:

H.R. 2151. A bill to provide technical and other assistance to countries in the Pacific region through the United States Agency for International Development; to the Committee on Foreign Affairs.

By Mr. FALEOMAVAEGA:

H.R. 2152. A bill to authorize appropriations to provide Fulbright Scholarships for Pacific Island students; to the Committee on Foreign Affairs.

By Mr. GORDON:

H.R. 2153. A bill to recognize and enhance the contributions of the National Aeronautics and Space Administration to the Nation's competitiveness in the 21st Century, and for other purposes; to the Committee on Science and Technology.

By Ms. HERSETH SANDLIN (for herself, Mr. FORTENBERRY, and Ms. KAPTUR):

H.R. 2154. A bill to enhance and improve the energy security of the United States, expand economic development, increase agricultural income, and improve environmental quality by reauthorizing and improving the renewable energy systems and energy efficiency improvements program of the Department of Agriculture through fiscal year 2012, and for other purposes; to the Committee on Agriculture.

By Ms. HIRONO (for herself and Mr. ABERCROMBIE):

H.R. 2155. A bill to provide for the conversion of a temporary judgeship for the district of Hawaii to a permanent judgeship; to the Committee on the Judiciary.

By Mr. ISRAEL (for himself, Mr. CARNEY, Mr. RYAN of Ohio, Mr. HODES, Mr. BISHOP of New York, Mr. MOORE of Kansas, and Mr. PERLMUTTER):

H.R. 2156. A bill to require a clear accounting of the combat proficiency of the security forces of Iraq; to the Committee on Foreign Affairs, and in addition to the Committee on Armed Services, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. JOHNSON of Illinois:

H.R. 2157. A bill to amend title XVIII of the Social Security Act to provide that certain facilities located in areas designated as rural areas before January 1, 2000, qualify as rural health clinics regardless of whether or not such areas remain so designated; to the Committee on Energy and Commerce, and in addition to the Committee on Ways and Means, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. SAM JOHNSON of Texas (for himself, Mr. HERGER, Mr. ENGLISH of Pennsylvania, Mr. BRADY of Texas, Mr. REYNOLDS, Mr. CANTOR, Mr. GRAVES, and Mr. BUCHANAN):

H.R. 2158. A bill to amend the Internal Revenue Code of 1986 to repeal the 1993 income tax increase on Social Security benefits; to the Committee on Ways and Means.

By Mr. KIND (for himself and Mrs. McMORRIS RODGERS):

H.R. 2159. A bill to amend part C of title XVIII of the Social Security Act to provide for a minimum payment rate by Medicare Advantage organizations for services furnished by a critical access hospital and a rural health clinic under the Medicare Program; to the Committee on Ways and Means, and in addition to the Committee on Energy and Commerce, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. KING of New York (for himself, Mr. PASCRELL, and Mr. GOODE):

H.R. 2160. A bill to amend the Internal Revenue Code of 1986 to provide recruitment and retention incentives for volunteer emergency service workers; to the Committee on Ways and Means, and in addition to the Committee on Education and Labor, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. LEVIN:

H.R. 2161. A bill to waive time limitations specified by law in order to allow the Medal of Honor to be awarded to Gary Lee McKiddy, of Miamisburg, Ohio, for acts of valor while a helicopter crew chief and door gunner with the 1st Cavalry Division during the Vietnam War; to the Committee on Armed Services.

By Mrs. LOWEY (for herself, Mr. HALL of New York, and Mr. HINCHEY):

H.R. 2162. A bill to provide certain requirements for the licensing of commercial nuclear facilities; to the Committee on Energy and Commerce.

By Mr. MACK (for himself, Mr. MILLER of Florida, Mr. MARIO DIAZ-BALART of Florida, Mr. BUCHANAN, Mr. ALEXANDER, Mr. BONNER, Mr. CRENSHAW, Mr. WESTMORELAND, Mr. FEENEY, Mrs. BONO, Mr. ENGLISH of Pennsylvania, Mr. SESSIONS, and Mr. CAMPBELL of California):

H.R. 2163. A bill to amend the Internal Revenue Code of 1986 to expand incentives for saving; to the Committee on Ways and Means.

By Mr. MCNULTY (for himself, Mr. REYNOLDS, Mr. ALLEN, Mr. PICKERING, and Mr. ENGLISH of Pennsylvania):

H.R. 2164. A bill to amend title XVIII of the Social Security Act to provide for an extension of increased payments for ground ambulance services under the Medicare Program; to the Committee on Energy and Commerce, and in addition to the Committee on Ways and Means, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall with-

in the jurisdiction of the committee concerned.

By Mr. MOORE of Kansas (for himself, Mrs. MCCARTHY of New York, Ms. SHEA-PORTER, Mr. HARE, Mr. MANZULLO, Mr. POE, and Mr. RAMSTAD):

H.R. 2165. A bill to establish a grant program to assist in the provision of safety measures to protect social workers and other professionals who work with at-risk populations; to the Committee on Education and Labor.

By Mr. MORAN of Kansas (for himself, Mr. STUPAK, and Mr. MOORE of Kansas):

H.R. 2166. A bill to amend the Elementary and Secondary Education Act of 1965 to improve the method of determining adequate yearly progress, and for other purposes; to the Committee on Education and Labor.

By Mr. NEAL of Massachusetts (for himself, Mr. ENGLISH of Pennsylvania, Mr. EMANUEL, Mr. LARSON of Connecticut, and Ms. SCHWARTZ):

H.R. 2167. A bill to amend the Internal Revenue Code of 1986 to allow employees not covered by qualified retirement plans to save for retirement through automatic payroll deposit IRAs, to facilitate similar saving by the self-employed, and for other purposes; to the Committee on Ways and Means, and in addition to the Committee on Education and Labor, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Ms. NORTON:

H.R. 2168. A bill to authorize the Secretary of Health and Human Services to establish a dental education loan repayment program to encourage dentists to serve at facilities with a critical shortage of dentists in areas with a high incidence of HIV/AIDS; to the Committee on Energy and Commerce.

By Mr. PALLONE (for himself, Mr. SHAYS, Mr. BLUMENAUER, Mrs. CAPPS, Mr. FRANK of Massachusetts, Mr. MORAN of Virginia, Mr. CHANDLER, Ms. MCCOLLUM of Minnesota, Mr. FARR, Mr. LANGEVIN, Mr. SIREN, Mr. GRIJALVA, Mr. PAYNE, Mr. HINCHEY, Mr. GUTIERREZ, Ms. ZOE LOFGREN of California, Ms. SCHWARTZ, Mr. DELAHUNT, Mr. BERMAN, Mr. GEORGE MILLER of California, Mr. HONDA, Mr. SMITH of Washington, Mr. CONYERS, Mr. MILLER of North Carolina, Mr. HARE, Ms. SCHAKOWSKY, Ms. WOOLSEY, Mr. SCHIFF, Mr. KUCINICH, Mr. SERRANO, Mr. MCHUGH, Mr. MCGOVERN, Mr. MEEHAN, Mr. STARK, Mr. COOPER, Mr. GILCREST, Mr. MCNERNEY, Mr. INSLEE, Mr. DEFAZIO, Mr. KENNEDY, Mr. MCNULTY, Mr. VAN HOLLEN, Mr. WAXMAN, Mr. ROTHMAN, Mr. TIERNEY, Mr. McDERMOTT, Mr. YARMUTH, Mr. RUSH, Mr. CUMMINGS, Mr. PLATTS, Mr. CLAY, Mr. HODES, Mr. RANGEL, Mr. LEWIS of Georgia, Mr. FATTAH, Mr. ALLEN, Mr. HASTINGS of Florida, Mrs. TAUSCHER, Mr. KILDEE, Ms. LEE, Ms. DELAURO, Mr. SHULER, and Mr. SPRATT):

H.R. 2169. A bill to amend the Federal Water Pollution Control Act to clarify that fill material cannot be comprised of waste; to the Committee on Transportation and Infrastructure.

By Mr. PEARCE (for himself and Mr. RADANOVICH):

H.R. 2170. A bill to prevent any individual who has been convicted of a sexual offense involving a minor from serving in the Department of the Interior or the Department of Agriculture; to the Committee on Oversight and Government Reform.

By Mr. REYES:

H.R. 2171. A bill to amend the Public Utility Regulatory Policies Act of 1978 to provide



for disclosure to consumers of the fuels and sources of electric energy purchased from electric utilities, and for other purposes; to the Committee on Energy and Commerce.

By Mr. REYES:

H.R. 2172. A bill to amend title 38, United States Code, to require that all Department of Veterans Affairs orthotic-prosthetic laboratories, clinics, and prosthetists are certified by either the American Board for Certification in Orthotics and Prosthetics or the Board of Orthotics and Prosthetic Certification, and for other purposes; to the Committee on Veterans' Affairs.

By Mr. RODRIGUEZ (for himself and Mrs. NAPOLITANO):

H.R. 2173. A bill to amend title 38, United States Code, to authorize additional funding for the Department of Veterans Affairs to increase the capacity for provision of mental health services through contracts with community mental health centers, and for other purposes; to the Committee on Veterans' Affairs.

By Mr. SALAZAR:

H.R. 2174. A bill to amend the Rural Electrification Act of 1936 to establish an Office of Rural Broadband Initiatives in the Department of Agriculture, and for other purposes; to the Committee on Agriculture, and in addition to the Committee on Energy and Commerce, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. STUPAK (for himself and Mr. WHITFIELD):

H.R. 2175. A bill to amend the Interstate Horseracing Act of 1978 to require, as a condition to the consent for off-track wagering, that horsemen's groups and host racing commissions offer insurance coverage for professional jockeys and other horseracing personnel, and for other purposes; to the Committee on Energy and Commerce.

By Mr. STUPAK (for himself and Mrs. MILLER of Michigan):

H.R. 2176. A bill to provide for and approve the settlement of certain land claims of the Bay Mills Indian Community; to the Committee on Natural Resources.

By Mr. STUPAK:

H.R. 2177. A bill to establish certain requirements relating to area mail processing studies; to the Committee on Oversight and Government Reform.

By Mr. WALBERG (for himself and Mr. GINGREY):

H.R. 2178. A bill to amend the Clean Air Act to require that, after 5 years, all diesel fuel sold to consumers in the United States for motor vehicles contain not less than 2 percent bio-fuel, and for other purposes; to the Committee on Energy and Commerce.

By Mr. WALZ of Minnesota:

H.R. 2179. A bill to amend title 38, United States Code, to direct the Secretary of Veterans Affairs to establish traumatic brain injury centers; to the Committee on Veterans' Affairs.

By Mr. MEEKS of New York (for himself, Ms. CORRINE BROWN of Florida, Ms. LORETTA SANCHEZ of California, Mr. JEFFERSON, Ms. MOORE of Wisconsin, Mrs. NAPOLITANO, Mr. HINOJOSA, Mrs. MALONEY of New York, Mrs. JONES of Ohio, Mr. CUELLAR, Mr. FRANK of Massachusetts, Ms. KILPATRICK, Mr. BISHOP of Georgia, Mr. WEINER, Mr. MEEK of Florida, Ms. EDDIE BERNICE JOHNSON of Texas, Mrs. MCCARTHY of New York, Ms. MCCOLLUM of Minnesota, Mr. AL GREEN of Texas, Mr. WYNN, Mr. HASTINGS of Florida, Mr. DAVIS of Alabama, Ms. LEE, Mr. THOMPSON of Mississippi, Mr. RUSH, Mr. FATTAH, Mr. RANGEL, Mr. DAVIS of Illinois,

Mr. SCOTT of Georgia, Mr. KUCINICH, Ms. WATSON, Mr. PAYNE, Mrs. CHRISTENSEN, Mr. TOWNS, Mr. CLEAV-ER, Mr. BUTTERFIELD, Mr. ACKERMAN, Mr. JOHNSON of Georgia, Mr. JACKSON of Illinois, Mr. CLYBURN, Mr. BACA, Mr. CROWLEY, Mr. CONYERS, Mr. SERRANO, Mr. LEWIS of Georgia, Ms. CARSON, Mr. ELLISON, Mr. GUTIERREZ, Ms. WATERS, Mr. WATT, Mrs. LOWEY, Ms. VELÁZQUEZ, Ms. JACKSON-LEE of Texas, Mr. LYNCH, Mr. ROTHMAN, Mr. DELAHUNT, Mr. WEXLER, Mr. GRIJALVA, Mr. SIREs, Mr. CLAY, Mr. CUMMINGS, Mr. SCOTT of Virginia, Ms. CLARKE, and Ms. NORTON):

H. Con. Res. 140. Concurrent resolution recognizing the low presence of minorities in the financial services industry and minorities and women in upper level positions of management, and expressing the sense of the Congress that active measures should be taken to increase the demographic diversity of the financial services industry; to the Committee on Financial Services, and in addition to the Committee on Education and Labor, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. RANGEL:

H. Con. Res. 141. Concurrent resolution honoring the life of Betty Shabazz; to the Committee on Oversight and Government Reform.

By Mr. SHAYS (for himself, Mr. LANTOS, Ms. ZOE LOFGREN of California, Mr. DEFAZIO, Mr. MOORE of Kansas, and Mr. KIRK):

H. Con. Res. 142. Concurrent resolution expressing the sense of the Congress that there should be established a National Pet Week; to the Committee on Oversight and Government Reform.

By Mr. EMANUEL:

H. Res. 368. A resolution electing a Member to a certain standing committee of the House of Representatives; considered and agreed to.

By Ms. BERKLEY:

H. Res. 369. A resolution supporting the goals and ideals of National Osteoporosis Awareness and Prevention Month; to the Committee on Energy and Commerce.

By Mr. ALTMIRE (for himself, Mrs. MCCARTHY of New York, Mr. KUCINICH, Ms. SHEA-PORTER, and Mr. HOLDEN):

H. Res. 371. A resolution in observance of National Physical Education and Sports Week; to the Committee on Education and Labor.

By Mr. FEENEY (for himself, Mr. GOODLATTE, Mr. SESSIONS, Mr. JONES of North Carolina, Mr. HERGER, Mr. PENCE, Mr. KING of Iowa, Mr. DOOLITTLE, Mr. SAM JOHNSON of Texas, Mr. ISSA, Mr. FRANKS of Arizona, Mr. GARRETT of New Jersey, Ms. FOX, Mrs. MYRICK, Mr. BISHOP of Utah, Mr. CONAWAY, Mr. PAUL, Mrs. MUSGRAVE, Ms. FALLIN, Mr. CAMPBELL of California, Mr. AKIN, Mr. GOHMERT, Mr. LAMBORN, Mr. MILLER of Florida, Mr. CHABOT, Mr. FORBES, Mr. CANNON, Mrs. BLACKBURN, Mrs. JO ANN DAVIS of Virginia, Mr. WESTMORELAND, Ms. GINNY BROWN-WATTE of Florida, Mr. SMITH of Texas, Mr. SENSENBRENNER, Mr. BOOZMAN, Mr. TERRY, Mr. WILSON of South Carolina, Mr. CANTOR, Mr. FORTUÑO, Mr. MACK, Mr. BLUNT, Mr. SULLIVAN, Mr. GALLEGLY, Mr. GOODE, Mr. TIAHRT, Mr. PITTS, Mr. WELDON of Florida, Mr. CARTER, Mr. POE, and Mr. INGLIS of South Carolina):

H. Res. 372. A resolution expressing the sense of the House of Representatives that judicial determinations regarding the mean-

ing of the Constitution of the United States should not be based on judgments, laws, or pronouncements of foreign institutions unless such foreign judgments, laws, or pronouncements inform an understanding of the original meaning of the Constitution of the United States; to the Committee on the Judiciary.

By Mrs. MALONEY of New York (for herself, Mr. BILIRAKIS, Mr. PALLONE, Mr. MCGOVERN, Ms. WATSON, Mr. BROWN of South Carolina, Mr. SARBANES, Mr. MCNULTY, and Mr. SPACE):

H. Res. 373. A resolution urging Turkey to respect the rights and religious freedoms of the Ecumenical Patriarchate; to the Committee on Foreign Affairs.

By Mr. RUPPERSBERGER (for himself and Mr. FARR):

H. Res. 374. A resolution congratulating and commending Free Comic Book Day as an enjoyable and creative approach to promoting literacy and celebrating a unique American art form; to the Committee on Oversight and Government Reform.

By Mr. WESTMORELAND (for himself, Mr. KINGSTON, Mr. BISHOP of Georgia, Mr. JOHNSON of Georgia, Mr. LEWIS of Georgia, Mr. PRICE of Georgia, Mr. LINDER, Mr. DEAL of Georgia, Mr. GINGREY, Mr. BARROW, and Mr. SCOTT of Georgia):

H. Res. 375. A resolution honoring United Parcel Service and its 100 years of commitment and leadership in the United States; to the Committee on Transportation and Infrastructure.

## ¶62.26 PRIVATE BILLS AND RESOLUTIONS

Under clause 3 of rule XII, private bills and resolutions of the following titles were introduced and severally referred, as follows:

By Ms. CARSON:

H.R. 2180. A bill for the relief of Adela and Darryl Bailor; to the Committee on the Judiciary.

By Mr. McDERMOTT:

H.R. 2181. A bill for the relief of Mohiddin A. K. M. Ahmed; to the Committee on the Judiciary.

By Mr. RUSH:

H.R. 2182. A bill for the relief of Elvira Arellano, Juan Carlos Arreguin, Martin Guerrero Barrios, Maria I. Benitez, Francisco J. Castro, Jaime Cruz, Martha Davalos, Herminio Davalos, Disifredo Adan Delvalle, Angel Espinoza, Veronica Lopez, Francisca Lino, Maria A. Martin, Juan Jose Mesa, Maria Natividad Loza, Blanca E. Nolte, Domenico Papaiani, Romina Perea, Juan Jose Rangel Sr., Dayron S. Rios Arenas, Araceli Contreras-Del Toro, Doris Oneida Ulloa, Bladimir I. Caballero, Arnulfo Alfaro, Consuelo and Juan Manuel Castellanos, Eliseo Pulido, Gilberto Romero, Maria Lilliana Rua-Saenz, Aurelia and Tomas F. Martinez-Garcia, Flor Crisostomo; Fatuma Karuma, Stanislaw Rychtarczyk, Slobodan Radanovich, and Agustin Sanchez-Dominguez; to the Committee on the Judiciary.

## ¶62.27 ADDITIONAL SPONSORS

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

H.R. 20: Mr. GEORGE MILLER of California and Mr. HARE.

H.R. 89: Mr. MICHAUD.

H.R. 111: Mr. FATTAH, Mr. THOMPSON of Mississippi, Mr. KLEIN of Florida, Mr. CARNAHAN, Mr. LAMPSON, Mr. DOGGETT, and Mr. MORAN of Virginia.

H.R. 157: Mr. LANTOS.

- H.R. 178: Ms. WATERS and Ms. SOLIS.  
H.R. 180: Ms. SOLIS and Mr. MCINTYRE.  
H.R. 197: Mr. ARCURI, Mr. COHEN, Mr. COURTNEY, Mr. GILCHREST, Mr. TIERNEY, and Mr. WEXLER.  
H.R. 204: Mr. GRIJALVA.  
H.R. 269: Mr. LOBIONDO, Mr. COLE of Oklahoma, Mr. MARSHALL, and Mr. ORTIZ.  
H.R. 274: Mrs. DRAKE.  
H.R. 281: Mr. DAVIS of Alabama.  
H.R. 297: Ms. ESHOO.  
H.R. 303: Mr. CHANDLER.  
H.R. 346: Mr. TURNER.  
H.R. 451: Ms. ZOE LOFGREN of California, Mr. KUCINICH, Mr. GENE GREEN of Texas, Ms. ROS-LEHTINEN, and Mr. FILNER.  
H.R. 463: Mr. RYAN of Ohio.  
H.R. 549: Mr. TURNER.  
H.R. 550: Mr. MORAN of Virginia, Mr. CAPUANO, Mr. SCHIFF, Ms. MCCOLLUM of Minnesota, Mr. POMEROY, Mr. MARSHALL, Mr. SMITH of Washington, Mr. PERLMUTTER, Mr. LEE, Mr. HOEKSTRA, and Mr. THOMPSON of California.  
H.R. 551: Mr. DOOLITTLE, Mr. LAMPSON, Ms. WATSON, Mr. DREIER, Mr. BRADY of Texas, Mr. EDWARDS, and Mr. ISSA.  
H.R. 563: Mr. CALVERT and Mr. SPACE.  
H.R. 619: Ms. WOOLSEY, Mr. ISRAEL, Mr. ABERCROMBIE, Ms. SLAUGHTER, Mr. OLVER, and Mr. DEFAZIO.  
H.R. 636: Mr. TURNER.  
H.R. 657: Ms. FOXX, Mr. SPRATT, Mr. KLINE of Minnesota, Mr. SOUDER, Mr. BAIRD, and Mr. HELLER.  
H.R. 662: Ms. BORDALLO and Mr. ISSA.  
H.R. 676: Mr. WELCH of Vermont.  
H.R. 677: Ms. KAPTUR.  
H.R. 687: Mr. WAXMAN, Mr. EMANUEL, Mr. MORAN of Virginia, and Mr. MCCOTTER.  
H.R. 691: Mr. GRIJALVA and Mr. TIM MURPHY of Pennsylvania.  
H.R. 692: Ms. KAPTUR.  
H.R. 695: Mr. TIERNEY and Ms. DEGETTE.  
H.R. 718: Mr. KING of New York.  
H.R. 725: Mr. WAMP.  
H.R. 728: Mr. HARE.  
H.R. 743: Mr. BURTON of Indiana.  
H.R. 758: Mr. UPTON and Mr. FORTUÑO.  
H.R. 779: Mr. MILLER of Florida.  
H.R. 784: Mr. WELLER and Mr. PEARCE.  
H.R. 809: Mr. MURTHA and Mr. PLATTS.  
H.R. 881: Mr. DOOLITTLE.  
H.R. 887: Mr. PAYNE.  
H.R. 901: Mr. McNULTY.  
H.R. 906: Mr. LANTOS, Mr. GILCHREST, Mr. INSLEE, and Mr. JONES of North Carolina.  
H.R. 916: Mr. POE.  
H.R. 939: Mr. DEAL of Georgia.  
H.R. 943: Mr. DELAHUNT, Mr. HASTINGS of Florida, and Mr. AL GREEN of Texas.  
H.R. 964: Mr. BUYER.  
H.R. 971: Mr. HARE.  
H.R. 992: Ms. SCHAKOWSKY and Mr. FARR.  
H.R. 1011: Mrs. NAPOLITANO.  
H.R. 1014: Mr. WELLER, Mr. ISRAEL, Mr. KIND, Mr. LANGEVIN, Mr. HARE, Mr. BURGESS, Mr. TIERNEY, and Ms. WATERS.  
H.R. 1022: Mr. LANGEVIN and Mr. OLVER.  
H.R. 1023: Mr. ROTHMAN, Mr. AKIN, Mr. MCCOTTER, Mr. CRENSHAW, Mr. REHBERG, Mr. TERRY, Mr. ROSKAM, Mr. YOUNG of Alaska, Mr. MARIO DIAZ-BALART of Florida, and Ms. ROS-LEHTINEN.  
H.R. 1028: Mr. MICHAUD.  
H.R. 1049: Mr. PENCE.  
H.R. 1061: Mr. STUPAK and Mrs. McMORRIS RODGERS.  
H.R. 1076: Mr. CONAWAY.  
H.R. 1091: Mr. HIGGINS, Mr. YOUNG of Florida, Mr. KELLER, and Mr. KLINE of Minnesota.  
H.R. 1102: Mr. LAMPSON, Mr. WALZ of Minnesota, and Mr. RYAN of Ohio.  
H.R. 1105: Mr. ALLEN.  
H.R. 1108: Mr. KIND, Mr. CARNEY, Mrs. CAPITO, and Mr. UDALL of Colorado.  
H.R. 1110: Mr. OLVER, Ms. HOOLEY, Mr. ROGERS of Alabama, Mr. HIGGINS, Mr. CARNAHAN, Ms. PRYCE of Ohio, Mrs. CUBIN, Mr. INGLIS of South Carolina, Mr. CAPUANO, Mr. SMITH of Texas, Mr. BOUCHER, Mr. WALDEN of Oregon, Mr. SOUDER, Mr. CLAY, Mr. MARSHALL, Mr. KING of New York, Mrs. WILSON of New Mexico, Mr. STEARNS, Mr. CROWLEY, Mr. SARBANES, Mr. GARY G. MILLER of California, Mr. DEAL of Georgia, Mr. POMEROY, and Mr. CARTER.  
H.R. 1112: Mr. FORTENBERRY and Mr. MILLER of Florida.  
H.R. 1113: Mr. WAXMAN, Mr. SESSIONS, Mr. MCDERMOTT, Mr. KENNEDY, Mr. BRADY of Pennsylvania, Mrs. MALONEY of New York, Ms. KAPTUR, Mr. NEAL of Massachusetts, Mr. TAYLOR, and Mr. GRIJALVA.  
H.R. 1119: Ms. ROYBAL-ALLARD.  
H.R. 1139: Mrs. BONO.  
H.R. 1142: Mr. INSLEE, Mr. CARNEY, Mr. BLUMENAUER, Mr. RYBES, Mr. CLEAVER, Mr. TERRY, and Mr. COSTELLO.  
H.R. 1147: Mr. WELLER.  
H.R. 1157: Ms. KAPTUR, Mr. LATOURETTE, Mr. SCOTT of Virginia, and Mr. ARCURI.  
H.R. 1177: Mr. MCINTYRE, Mr. HINCHEY, and Mrs. EMERSON.  
H.R. 1192: Mr. BILIRAKIS, Mr. YARMUTH, Mr. KIRK, and Mr. YOUNG of Florida.  
H.R. 1199: Mr. TERRY.  
H.R. 1232: Mr. JOHNSON of Illinois.  
H.R. 1239: Mr. MORAN of Kansas.  
H.R. 1248: Mr. SIRES.  
H.R. 1252: Ms. SHEA-PORTER, Mr. INSLEE, Mr. BRALEY of Iowa, and Mr. COURTNEY.  
H.R. 1267: Mr. LEVIN, Mr. WILSON of Ohio, Mr. COSTA, Mrs. CUBIN, and Mr. KIND.  
H.R. 1280: Ms. BEKLEY.  
H.R. 1283: Mrs. DRAKE and Mr. HAYES.  
H.R. 1293: Mr. BOOZMAN.  
H.R. 1302: Mr. PRICE of North Carolina and Mr. MEEK of Florida.  
H.R. 1303: Mr. MOORE of Kansas.  
H.R. 1328: Mrs. WILSON of New Mexico.  
H.R. 1350: Mr. ROGERS of Michigan.  
H.R. 1398: Mr. FLAKE, Mr. REYNOLDS, Mr. SHUSTER, and Mr. NUNES.  
H.R. 1399: Mr. BOREN and Mr. WELLER.  
H.R. 1409: Mr. PAYNE.  
H.R. 1415: Mr. GRIJALVA and Mr. MARKEY.  
H.R. 1416: Mr. GRIJALVA and Mr. MARKEY.  
H.R. 1419: Mr. HINOJOSA, Mr. CONAWAY, Mr. LINCOLN DIAZ-BALART of Florida, Mr. BACHUS, Mr. HOLT, Mr. MILLER of Florida, Ms. MATSUI, Mr. ROHRBACHER, Mr. SKELTON, Mr. PETRI, Mr. WILSON of South Carolina, Mr. REHBERG, Mr. FEENEY, Mr. STUPAK.  
H.R. 1424: Mr. MITCHELL and Mrs. CAPITO.  
H.R. 1439: Mr. ROGERS of Kentucky, Mr. TIERNEY, Mr. HULSHOF, and Mr. ISSA.  
H.R. 1459: Mr. HINOJOSA, Mr. BOREN, Mr. MILLER of Florida, Mr. BUCHANAN, Mr. PAUL, and Mr. TOWNS.  
H.R. 1461: Mr. HODES.  
H.R. 1474: Mr. COSTELLO, Mr. MICHAUD, Mr. THOMPSON of Mississippi, and Ms. MATSUI.  
H.R. 1475: Mr. HARE.  
H.R. 1481: Mr. TERRY and Mr. POE.  
H.R. 1494: Mr. GRIJALVA.  
H.R. 1506: Mr. OBERSTAR, Ms. ROYBAL-ALLARD and Mr. WEXLER.  
H.R. 1509: Mr. KIND and Mr. BLUMENAUER.  
H.R. 1527: Mr. CUELLAR and Mr. GILLMOR.  
H.R. 1543: Mr. MARIO DIAZ-BALART of Florida and Mr. LINCOLN DIAZ-BALART of Florida.  
H.R. 1560: Mr. RUSH.  
H.R. 1567: Mr. CROWLEY, Mr. RUSH, Mr. JEFFERSON, and Mr. McNULTY.  
H.R. 1584: Mr. ALLEN, Mr. SHUSTER, Mr. ALTMIRE, Mrs. MILLER of Michigan, Mr. KIRK, Mr. MILLER of Florida, Mr. DUNCAN, Mr. MICHAUD, and Mr. LATHAM.  
H.R. 1588: Mr. MORAN of Kansas.  
H.R. 1589: Mr. WELLER and Mr. PEARCE.  
H.R. 1618: Ms. KAPTUR and Mr. KUHL of New York.  
H.R. 1619: Mr. WALBERG and Ms. KAPTUR.  
H.R. 1623: Ms. CORRINE BROWN of Florida, Ms. SUTTON, and Mr. HARE.  
H.R. 1645: Mr. JACKSON of Illinois, Ms. MCCOLLUM of Minnesota, and Mrs. CAPPS.  
H.R. 1647: Mr. DENT, Mr. CALVERT, Mr. ROGERS of Kentucky, Mr. YARMUTH, Mr. WHITFIELD, Ms. HERSETH SANDLIN, and Mr. LANGEVIN.  
H.R. 1649: Mrs. CUBIN.  
H.R. 1653: Mr. RUSH.  
H.R. 1660: Mr. HARE.  
H.R. 1663: Mr. GRIJALVA, Mr. HIGGINS, Mr. DAVIS of Alabama, Mr. LEWIS of Georgia, Mr. PASTOR, and Ms. KAPTUR.  
H.R. 1688: Ms. MCCOLLUM of Minnesota, Mr. LEWIS of Georgia, and Ms. WATERS.  
H.R. 1700: Mr. SPACE, Ms. LORETTA SANCHEZ of California, Ms. DEGETTE and Mr. DAVIS of Illinois.  
H.R. 1702: Mr. HARE, Ms. CLARKE, Mr. CLAY, Mr. CLEAVER, Mr. CUMMINGS, Mr. JACKSON of Illinois, Mrs. JONES of Ohio, Mr. LEWIS of Georgia, Mr. PAYNE, Mr. THOMPSON of Mississippi, Ms. VELAZQUEZ, Mr. WATT, Mr. MEEKS of New York, Mr. WYNN, and Mr. OLVER.  
H.R. 1707: Mr. PASTOR.  
H.R. 1713: Mr. PASTOR, Mr. TIERNEY, and Mr. WEXLER.  
H.R. 1721: Mr. BARROW, Mr. CARTER, Mrs. MCCARTHY of New York, and Ms. JACKSON-LEE of Texas.  
H.R. 1727: Mr. KENNEDY, Mr. YARMUTH, Mr. GRIJALVA, Mr. GILCHREST, and Mr. WEXLER.  
H.R. 1738: Mrs. MYRICK and Ms. SCHAKOWSKY.  
H.R. 1745: Mr. GRIJALVA.  
H.R. 1747: Mr. MCGOVERN, Ms. BALDWIN, Mr. ELLISON, and Ms. LEE.  
H.R. 1758: Mr. CROWLEY.  
H.R. 1764: Mr. ALLEN.  
H.R. 1766: Mr. CASTLE.  
H.R. 1768: Mr. LINCOLN DAVIS of Tennessee and Mr. LAMPSON.  
H.R. 1773: Ms. WOOLSEY, Mr. HARE, Mr. POE, Mr. ENGLISH of Pennsylvania, and Mr. MOLLOHAN.  
H.R. 1774: Mr. PLATTS and Mr. LEWIS of Kentucky.  
H.R. 1783: Mr. BISHOP of New York, Mr. GRIJALVA, Mrs. MALONEY of New York, Mr. HARE, Mr. WILSON of Ohio, Mr. ELLSWORTH, Mrs. GILLIBRAND, and Mr. HALL of New York.  
H.R. 1801: Mr. ROTHMAN.  
H.R. 1810: Mr. REYNOLDS and Mr. CAMP of Michigan.  
H.R. 1818: Mr. HONDA, Ms. WATSON, and Mr. HINCHEY.  
H.R. 1823: Mr. CLAY.  
H.R. 1829: Mr. MARIO DIAZ-BALART of Florida and Mr. MILLER of Florida.  
H.R. 1840: Mr. BECERRA.  
H.R. 1841: Mr. LANTOS and Mr. WELCH of Vermont.  
H.R. 1845: Mr. MCCOTTER, Mr. GOODE, and Mr. PRICE of North Carolina.  
H.R. 1852: Mr. SIRES, Mr. SCHIFF, Mr. JEFFERSON, and Mr. RUSH.  
H.R. 1853: Mr. BRADY of Pennsylvania and Mr. PETERSON of Minnesota.  
H.R. 1858: Mr. FLAKE.  
H.R. 1889: Ms. HERSETH SANDLIN.  
H.R. 1890: Mr. MCCOTTER.  
H.R. 1892: Mr. SHIMKUS, Mr. BRADY of Texas, Mr. BURGESS, Mr. WELDON of Florida, and Mr. GINGREY.  
H.R. 1907: Mr. GRIJALVA.  
H.R. 1909: Mrs. BOYDA of Kansas.  
H.R. 1927: Mr. TERRY.  
H.R. 1932: Mr. KIND, Mr. HINCHEY, Mr. LANGEVIN, and Mr. GOHMERT.  
H.R. 1933: Mr. SALAZAR.  
H.R. 1940: Mr. MARCHANT, Mr. BILIRAKIS, Mr. GOODE, Mrs. JO ANN DAVIS of Virginia, and Mr. SHAYS.  
H.R. 1941: Mr. CASTLE, Mr. LINCOLN DIAZ-BALART of Florida, Mr. FLAKE, Mr. KIRK, Mr. PITTS, and Mr. SMITH of New Jersey.  
H.R. 1945: Mr. MORAN of Virginia and Ms. LEE.  
H.R. 1947: Mr. WAXMAN.  
H.R. 1957: Mr. WAXMAN, Mr. OLVER, Ms. WOOLSEY, Mrs. MALONEY of New York, and Mr. PAYNE.

H.R. 1964: Mr. SHERMAN, Ms. ZOE LOFGREN of California, Mr. LEWIS of Georgia, and Mr. TIERNEY.

H.R. 1971: Ms. CARSON.

H.R. 1975: Mr. DELAHUNT.

H.R. 2005: Mr. KIND and Mr. CUELLAR.

H.R. 2017: Mr. RYAN of Ohio and Mr. WILSON of Ohio.

H.R. 2036: Mr. HOOLEY and Mr. KLEIN of Florida.

H.R. 2048: Mr. SHULER.

H.R. 2060: Mr. HIGGINS, Ms. FOXX, Mr. GUTIERREZ, Mr. HINCHEY, Mr. LEWIS of Georgia, Mrs. MCMORRIS RODGERS, Mr. MICHAUD, Mr. FARR, and Mr. RYAN of Ohio.

H.R. 2074: Mr. SHAYS and Mr. FOSSELLA.

H.R. 2075: Mr. MCHUGH.

H.R. 2086: Mr. PRICE of Georgia, Mr. FRANKS of Arizona, Mr. SALI, Mr. WALBERG, Mr. MCHENRY, Mr. BILBRAY, and Mrs. BLACKBURN.

H.R. 2090: Ms. MCCOLLUM of Minnesota, Mr. BARRETT of South Carolina, Mr. PITTS, Mr. AKIN, Mr. DOOLITTLE, Mr. CHABOT, Mr. WESTMORELAND, Mr. GARRETT of New Jersey, Mr. MCHENRY, Mrs. MYRICK, Mr. GOODE, Ms. FALLIN, Mr. MARCHANT, Mr. SESSIONS, Mr. FEENEY, Mr. CAMPBELL of California, Mr. RYAN of Wisconsin, Mr. GINGREY, Mr. WELDON of Florida, Mr. BRADY of Texas, Mr. HERGER, Mr. LAMBORN, Mrs. BLACKBURN, Mrs. MUSGRAVE, and Mr. CARTER.

H.R. 2111: Mr. LATOURETTE.

H.J. Res. 9: Mr. MILLER of Florida and Mrs. CUBIN.

H.J. Res. 12: Mrs. CUBIN.

H.J. Res. 14: Mr. BRALEY of Iowa.

H. Con. Res. 49: Mr. FEENEY, Mr. FRELINGHUYSEN, and Mrs. LOWEY.

H. Con. Res. 70: Mr. TANNER and Mr. PRICE of North Carolina.

H. Con. Res. 85: Mr. McDERMOTT.

H. Con. Res. 117: Ms. BORDALLO, Mr. WAXMAN, Mr. FOSSELLA, and Mr. DOYLE.

H. Con. Res. 131: Mr. TANCREDO, Mr. CANTOR, Mr. FRANKS of Arizona, Mr. GOHMERT, Mr. CARTER, Mr. GINGREY, Mr. CHABOT, Mr. BARTLETT of Maryland, Mr. KING of Iowa, Mr. LINDER, Mr. CONAWAY, Mr. FEENEY, Mr. HAYES, Mr. MCHENRY, Mr. RENZI, Mr. SMITH of Nebraska, Ms. FOXX, Ms. FALLIN, Mr. GOODE, Mrs. MYRICK, Mr. DOOLITTLE, Mr. JORDAN, Mr. PITTS, Mr. KLINE of Minnesota, Mrs. MUSGRAVE, Mr. LAMBORN, Mr. HERGER, Mr. BRADY of Texas, Mr. WELDON of Florida, Mr. RYAN of Wisconsin, Mr. CAMPBELL of California, Mr. CULBERSON, Mr. LUCAS, Mr. AKIN, Mr. BARRETT of South Carolina, Mr. FERGUSON, Mr. SESSIONS, Mr. SHUSTER, Mr. TIAHRT, Mr. WESTMORELAND, and Mrs. BLACKBURN.

H. Con. Res. 133: Mr. TERRY.

H. Res. 49: Mr. WALBERG.

H. Res. 101: Mrs. LOWEY, and Ms. CARSON.

H. Res. 143: Mr. VAN HOLLEN.

H. Res. 151: Mr. FORTENBERR, Mr. TOWNS, Ms. JACKSON-LEE of Texas, Mr. WATT, Ms. LEE, Mr. SNYDER, Mr. RANGEL, Mr. RUSH, Mr. BISHOP of Georgia, Mr. HINCHEY, Mr. MEEK of Florida, Mr. MCCOTTER, Ms. MATSUI, Mr. AL GREEN of Texas, Ms. KILPATRICK, and Ms. SHEA-PORTER.

H. Res. 189: Mr. ELLISON, Mrs. DAVIS of California, Mr. SKELTON, Mr. LEWIS of Georgia, and Mr. HARE.

H. Res. 223: Mr. NEUGEBAUER.

H. Res. 227: Mr. RUSH.

H. Res. 245: Ms. ZOE LOFGREN of California.

H. Res. 258: Mr. LEVIN.

H. Res. 259: Mr. CLEAVER.

H. Res. 264: Mr. BRALEY of Iowa.

H. Res. 281: Mr. HUNTER, Ms. BERKLEY, and Mr. WOLF.

H. Res. 282: Mr. BRADY of Pennsylvania, Mr. WELCH of Vermont, Mr. WEXLER, Mr. GERLACH, and Mr. BISHOP of New York.

H. Res. 290: Mr. EHLERS, Mr. HERGER, Mr. TIM MURPHY of Pennsylvania, Mr. SAXTON, Mr. BARTON of Texas, Mrs. MILLER of Michi-

gan, Ms. GINNY BROWN-WAITE of Florida, Mrs. BLACKBURN, Ms. FOXX, Mr. GOODE, Mr. GILCREST, Mr. DAVID DAVIS of Tennessee, and Mr. MCCAUL of Texas.

H. Res. 296: Mr. WEXLER, Mr. GRIJALVA, Mr. LAMPSON, Mrs. BOYDA of Kansas, Mr. LOBONDO, Mr. BRADY of Pennsylvania, Mr. GERLACH, and Mr. KENNEDY.

H. Res. 313: Mr. WALZ of Minnesota and Mr. SPACE.

H. Res. 361: Ms. LEE, Mr. ENGEL, Mr. MCGOVERN, Mr. BERMAN, Ms. PELOSI, Mr. FRANK of Massachusetts, Ms. HARMAN, Mr. WAXMAN, Mr. GORDON, Ms. SLAUGHTER, Ms. MCCOLLUM of Minnesota, Mr. NEAL of Massachusetts, Mr. MURTHA, Mr. LEWIS of Georgia, Mr. CONYERS, Ms. MATSUI, Mr. HOYER, Mr. BUYER, Mr. ALTMIRE, Mr. FARR, Ms. ESHOO, Mr. CLYBURN, Mrs. TAUSCHER, and Mr. MOORE of Kansas.

## MONDAY, MAY 7, 2007 (63)

### ¶63.1 APPOINTMENT OF SPEAKER PRO TEMPORE

The House was called to order at 12:30 p.m. by the SPEAKER pro tempore, Mr. FILLNER, who laid before the House the following communication:

WASHINGTON, DC,

May 7, 2007.

I hereby appoint the Honorable BOB FILLNER to act as Speaker pro tempore on this day.

NANCY PELOSI,

*Speaker of the House of Representatives.*

Whereupon, pursuant to the order of the House of January 4, 2007, Members were recognized for morning-hour debate.

### ¶63.2 RECESS—12:31 P.M.

The SPEAKER pro tempore, Mr. FILLNER, pursuant to clause 12(a) of rule I, declared the House in recess at 12 o'clock and 31 minutes p.m., until 2 p.m.

### ¶63.3 AFTER RECESS—2 P.M.

The SPEAKER pro tempore, Mr. ALTMIRE, called the House to order.

### ¶63.4 APPROVAL OF THE JOURNAL

The SPEAKER pro tempore, Mr. ALTMIRE, announced he had examined and approved the Journal of the proceedings of Thursday, May 3, 2007.

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

### ¶63.5 COMMUNICATIONS

Executive and other communications, pursuant to clause 8, rule XII, were referred as follows:

1511. A letter from the Comptroller, Department of Defense, transmitting a report of a violation of the Antideficiency Act by the Department of the Army, Case Number 04-12, pursuant to 31 U.S.C. 1351; to the Committee on Appropriations.

1512. A letter from the Comptroller, Department of Defense, transmitting a report of a violation of the Antideficiency Act by the Department of the Army, Case Number 06-01, pursuant to 31 U.S.C. 1351; to the Committee on Appropriations.

1513. A letter from the Under Secretary for Acquisitions, Technology and Logistics, Department of Defense, transmitting a review of the Guided Multiple Launch Rocket System (GMLRS) program, pursuant to 10 U.S.C. 2433; to the Committee on Armed Services.

1514. A letter from the Secretary, Department of Defense, transmitting a letter on the

approved retirement of Lieutenant General Dell L. Dailey, United States Army, and his advancement to the grade of lieutenant general on the retired list; to the Committee on Armed Services.

1515. A letter from the Secretary, Department of Defense, transmitting a letter on the approved retirement of Lieutenant General William G. Boykin, United States Army, and his advancement to the grade of lieutenant general on the retired list; to the Committee on Armed Services.

1516. A letter from the Under Secretary for Personnel and Readiness, Department of Defense, transmitting a letter on the approved retirement of General Bryan D. Brown, United States Army, and his advancement to the grade of general on the retired list; to the Committee on Armed Services.

1517. A letter from the Under Secretary for Personnel and Readiness, Department of Defense, transmitting a letter on the approved retirement Vice Admiral Stanley R. Szemborski, United States Navy, and his advancement to the grade of vice admiral on the retired list; to the Committee on Armed Services.

1518. A letter from the Under Secretary for Personnel and Readiness, Department of Defense, transmitting authorization of the enclosed list of officers to wear the insignia of the grade of brigadier general accordance with title 10, United States Code, section 777; to the Committee on Armed Services.

1519. A letter from the Director of Defense Research and Engineering, Department of Defense, transmitting the Department's report on the management and adequacy of biometrics programs pursuant to Conference Report 109-702, that accompanies the John Warner National Defense Authorization Act for Fiscal Year 2007; to the Committee on Armed Services.

1520. A letter from the EEO Programs Director, Board of Governors of the Federal Reserve System, transmitting the third annual report pursuant to Section 203(a) of the No Fear Act, Pub. L. 107-174, for fiscal year 2006; to the Committee on Oversight and Government Reform.

1521. A letter from the Under Secretary for Acquisition, Technology and Logistics, Department of Defense, transmitting in accordance with Section 647(b) of Division F of the Consolidated Appropriations Act, FY 2004, Pub. L. 108-199, the Department's report on competitive sourcing efforts for FY 2006; to the Committee on Oversight and Government Reform.

1522. A letter from the White House Liaison, Department of Health and Human Services, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Oversight and Government Reform.

1523. A letter from the Acting General Counsel, Department of Housing and Urban Development, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Oversight and Government Reform.

1524. A letter from the Assistant Secretary for Administration and Management, Department of Labor, transmitting the Department's annual report for FY 2006, summarizing data and analysis of complaints filed for the past five fiscal years and how the Department is working to fulfill the requirements of the Act; to the Committee on Oversight and Government Reform.

1525. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting the Department's Annual No Fear Report to Congress for FY 2006, pursuant to Section 203 of the Notification and Federal Employee Antidiscrimination and Retaliation Act of 2003, Pub. L. 107-174; to the Committee on Oversight and Government Reform.

1526. A letter from the Chairman of the Board, National Credit Union Administration, transmitting the Administration's first Notification and Federal Employee Anti-discrimination and Retaliation Act of 2002 annual report covering fiscal years 2002 through 2006; to the Committee on Oversight and Government Reform.

1527. A letter from the Director, Equal Employment Opportunity, National Endowment for the Humanities, transmitting the Endowment's report on incidences of discrimination, pursuant to Public Law 107-174, section 201; to the Committee on Oversight and Government Reform.

1528. A letter from the Chairman, Occupational Safety and Health Review Commission, transmitting the Commission's Fiscal Year 2006 annual report prepared in accordance with Section 203 of the Notification and Retaliation Act of 2002, Pub. L. 107-174; to the Committee on Oversight and Government Reform.

1529. A letter from the Office of the District of Columbia Auditor, transmitting a report entitled, "Letter Report: Sufficiency Review of the Water and Sewer Authority's Fiscal Year 2007 Revenue Estimate in Support of the Issuance of \$300,000,000 in Public Utility Subordinated Lien Revenue Bonds (Series 2007)"; to the Committee on Oversight and Government Reform.

1530. A letter from the President and Chief Executive Officer, Tennessee Valley Authority, transmitting the Authority's Annual Performance Report for FY 2006, in accordance with the requirements of the Government Performance and Results Act of 1993; to the Committee on Oversight and Government Reform.

1531. A letter from the Assistant Secretary — Land and Minerals Management, Department of the Interior, transmitting the Department's final rule — Outer Continental Shelf Regulations-Technical Corrections (RIN: 1010-AD42) received May 3, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Natural Resources.

1532. A letter from the Acting Director, Office of Surface Mining, Department of the Interior, transmitting the Department's final rule — Ohio Regulatory Program [OH-251-FOR] received May 4, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Natural Resources.

1533. A letter from the Assistant Secretary for Fish and Wildlife and Parks, Department of the Interior, transmitting the Department's final rule — Migratory Bird Subsistence Harvest in Alaska; Harvest Regulations for Migratory Birds in Alaska During the 2007 Season (RIN: 1018-AU59) received April 12, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Natural Resources.

1534. A letter from the Acting Director, Office of Surface Mining, Department of the Interior, transmitting the Department's final rule — Missouri Regulatory Program [Docket No. MO-039-FOR] received April 13, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Natural Resources.

1535. A letter from the Deputy Assistant Secretary for Land and Minerals Management, Department of the Interior, transmitting the Department's final rule — Geothermal Royalty Payments, Direct Use Fees, and Royalty Valuation (RIN: 1010-AD32) received April 26, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Natural Resources.

1536. A letter from the Acting Director Office of Sustainable Fisheries, NMFS, National Oceanic and Atmospheric Administration, transmitting the Administration's final rule — Magnuson-Stevens Fishery Conservation and Management Act Provisions; Fisheries of the Northeastern United States; Northeast (NE) Multispecies Fishery; Modi-

fication of the Yellowtail Flounder Landing Limit for the U.S./Canada Management Area [Docket No. 04011-2010-4114-02; I.D. 040407D] received April 17, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Natural Resources.

1537. A letter from the Deputy Assistant Administrator for Regulatory Programs, NMFS, National Oceanic and Atmospheric Administration, transmitting the Administration's final rule — Pacific Albacore Tuna Fisheries; Vessel List to Establish Eligibility to Fish for Albacore Tuna in Canadian Waters Under the U.S. Canada Albacore Tuna Treaty [Docket No. 070119012-7077-02; I.D. 031307B] (RIN: 0648-AU78) received April 30, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Natural Resources.

1538. A letter from the Assistant Administrator for Fisheries, NMFS, National Oceanic and Atmospheric Administration, transmitting the Administration's final rule — Pacific Halibut Fisheries; Catch Sharing Plan [Docket No. 061229343-7050-02; I.D. 121406A] (RIN: 0648-AV03) received April 30, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Natural Resources.

1539. A letter from the Deputy Assistant Administrator for Operations, NMFS, National Oceanic and Atmospheric Administration, transmitting the Administration's final rule — Fisheries of the Northeastern United States; Atlantic Herring Fishery; 2007-2009 Specifications [Docket No. 061228342-7068-02; I.D. 122206A] (RIN: 0648-AT66) received April 20, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Natural Resources.

1540. A letter from the Director Office of Sustainable Fisheries, NMFS, National Oceanic and Atmospheric Administration, transmitting the Administration's final rule — Fisheries of the Exclusive Economic Zone Off Alaska; Rock Sole, Flathead Sole, and "Other Flatfish" by Vessels Using Trawl Gear in Bering Sea and Aleutian Islands Management Area [Docket No. 070213033-7033-01; I.D. 040607E] received May 2, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Natural Resources.

1541. A letter from the Director Office of Sustainable Fisheries, NMFS, National Oceanic and Atmospheric Administration, transmitting the Administration's final rule — Fisheries of the Exclusive Economic Zone Off Alaska; Pollock in Statistical Area 610 of the Gulf of Alaska [Docket No. 070213032-7032-01; I.D. 031507E] received April 16, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Natural Resources.

1542. A letter from the Deputy Assistant Administrator for Regulatory Programs, NMFS, National Oceanic and Atmospheric Administration, transmitting the Administration's final rule — Magnuson-Stevens Act Provisions; Fisheries Off West Coast States; Pacific Coast Groundfish Fishery; Biennial Specifications and Management Measures; Inseason Adjustments [Docket No. 070404078-7078-01; I.D. 082806B] (RIN: 0648-AV52) received April 27, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Natural Resources.

1543. A letter from the Acting Director Office of Sustainable Fisheries, NMFS, National Oceanic and Atmospheric Administration, transmitting the Administration's final rule — Fisheries of the Economic Exclusive Zone Off Alaska; Pacific Cod in the Bering Sea and Aleutian Islands [Docket No. 070213033-7033-01; I.D. 040907D] received April 27, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Natural Resources.

1544. A letter from the Deputy Assistant Administrator for Regulatory Programs, NMFS, National Oceanic and Atmospheric Administration, transmitting the Administration's final rule — Fisheries in the Western Pacific; Optional Use of Electronic Logbook Forms [Docket No. 070207026-7079-02;

I.D. 012207A] (RIN: 0648-AS29) received April 27, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Natural Resources.

1545. A letter from the Director Office of Sustainable Fisheries, NMFS, National Oceanic and Atmospheric Administration, transmitting the Administration's final rule — Fisheries of the Caribbean, Gulf of Mexico, and South Atlantic; Coastal Migratory Pelagic Resources of the Gulf of Mexico and South Atlantic; Closure [Docket No. 001005281-0369-02; I.D. 040407C] received April 26, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Natural Resources.

1546. A letter from the Chief, Regulations and Administrative Law, Department of Homeland Security, transmitting the Department's final rule — Drawbridge Operation Regulation; Detroit River (Trenton Channel), Grosse Ile, MI [CGD09-07-004] (RIN: 1625-AA09) received March 29, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1547. A letter from the Chief, Regulations and Administrative Law, Department of Homeland Security, transmitting the Department's final rule — Drawbridge Operation Regulations; Youngs Bay and Lewis and Clark River, OR. [CGD13-06-048] (RIN: 1625-AA09) received March 29, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1548. A letter from the Chief, Regulations and Administrative Law, Department of Homeland Security, transmitting the Department's final rule — Safety Zones; Fireworks Displays within the Fifth Coast [CGD05-06-091] (RIN: 1625-AA00) received March 29, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1549. A letter from the Chief, Regulations and Administrative Law, Department of Homeland Security, transmitting the Department's final rule — Special Local Regulations for Marine Events; St. Mary's River, St. Mary's City, MD [CGD05-07-004] (RIN: 1625-AA08) received March 29, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1550. A letter from the Chief, Border Security Regulations Branch, Department of Homeland Security, transmitting the Department's final rule — Advance Electronic Presentation of Cargo Information for Truck Carriers Required to be Transmitted Through ACE Truck Manifest at Ports in the States of Idaho and Montana [CBP Dec. 07-25] received May 2, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Homeland Security.

¶163.6 COMMUNICATION FROM THE CLERK—MESSAGE FROM THE SENATE

The SPEAKER pro tempore, Mr. ALTMIRE, laid before the House a communication, which was read as follows:

HOUSE OF REPRESENTATIVES,  
Washington, DC, May 4, 2007.

Hon. NANCY PELOSI,  
Speaker, House of Representatives,  
Washington, DC.

DEAR MADAM SPEAKER: Pursuant to the permission granted in Clause 2(h) of Rule II of the Rules of the U.S. House of Representatives, the Clerk received the following message from the Secretary of the Senate on May 4, 2007, at 10:48 a.m.:

Reappointments:  
President's Export Council (1)

Appointments:  
President's Export Council (2)

With best wishes, I am,

Sincerely,

LORRAINE C. MILLER,  
Clerk of the House.

## ¶63.7 COMMUNICATION FROM THE CLERK

The SPEAKER pro tempore, Mr. ALTMIRE, laid before the House a communication, which was read as follows:

OFFICE OF THE CLERK,  
HOUSE OF REPRESENTATIVES,  
Washington, DC, May 7, 2007.

Hon. NANCY PELOSI,  
Speaker, House of Representatives,  
Washington, DC.

DEAR MADAM SPEAKER: Under Clause 2(g) of Rule II of the Rules of the U.S. House of Representatives, I herewith designate Ms. Deborah M. Spriggs, Deputy Clerk, and Mr. Jorge E. Sorensen, Deputy Clerk, to Sign any and all papers and do all other acts for me under the name of the Clerk of the House which they would be authorized to do by virtue of this designation, except such as are provided by statute, in case of my temporary absence or disability.

These designations shall remain in effect for the 110th Congress or until modified by me.

With best wishes, I am,  
Sincerely,

LORRAINE C. MILLER,  
Clerk of the House.

¶63.8 COMMUNICATION REGARDING  
SUBPOENA

The SPEAKER pro tempore, Mr. ALTMIRE, laid before the House the following communication from Dave Russell, District Liaison, office of the Honorable David Price:

HOUSE OF REPRESENTATIVES,  
Washington, DC, May 2, 2007.

Hon. NANCY PELOSI,  
Speaker, House of Representatives,  
Washington, DC.

DEAR MADAM SPEAKER: This is to formally notify you, pursuant to Rule VIII of the Rules of the House of Representatives, that I have been served with a judicial subpoena for trial testimony issued by the Orange County, North Carolina District Court.

After consulting with the Office of General Counsel, I have determined that compliance with the subpoena is consistent with the privileges and rights of the House.

Sincerely,

DAVE RUSSELL,  
District Liaison.

¶63.9 PACIFIC ISLANDS CONFERENCE OF  
LEADERS

Mr. FALEOMAVAEGA moved to suspend the rules and agree to the following resolution (H. Res. 355):

Whereas the United States is a Pacific nation;

Whereas the East-West Center, as established by the United States Congress in 1960, contributes to a peaceful, prosperous, and just Asia Pacific community by conducting cooperative research, education, and dialogue programs on critical issues of common concern to the Asia Pacific region and the United States;

Whereas the Pacific Islands Conference of Leaders was created in 1980 at the East-West Center, which sponsors and supports this regional institution through its Pacific Islands Development Program;

Whereas the Pacific Islands Conference of Leaders is the most broadly-based regional cooperation institution in the Pacific, including 20 leaders from both independent Pacific island nations and other Pacific governments;

Whereas for the first the time in its history, through the cooperation of the East-West Center, the Department of State, and

Congress, the Pacific Islands Conference of Leaders is convening May 7, 2007, through May 9, 2007, in Washington, D.C.;

Whereas the United States has maintained deep and enduring relations with the peoples of the Pacific islands during times of peace and war and is linked to the Pacific not only through geography but also through common interest and values;

Whereas the governments of the Pacific Islands Region are key partners with the United States in combating terrorism in all its forms;

Whereas the United States and the Pacific island nations can enhance their cooperation in many other areas, including mutually beneficial trade and economic relationships, tourism, environmental protection, maintenance of fisheries, and other maritime resources, addressing climate change, democracy and good governance, and combating the spread of infectious diseases; and

Whereas there are increasing numbers of Americans of Pacific islander ancestry making myriad contributions to America's dynamism and diversity: Now, therefore, be it

Resolved, That the House of Representatives—

(1) recognizes and welcomes the leaders of the Pacific Islands to Washington, D.C.; and  
(2) commends the East-West Center for hosting the Pacific Islands Conference of Leaders.

The SPEAKER pro tempore, Mr. ALTMIRE, recognized Mr. FALEOMAVAEGA and Mr. POE, each for 20 minutes.

After debate,

The question being put, *viva voce*,

Will the House suspend the rules and agree to said resolution?

The SPEAKER pro tempore, Mr. ALTMIRE, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said resolution was agreed to.

A motion to reconsider the vote whereby the rules were suspended and said resolution was agreed to was, by unanimous consent, laid on the table.

¶63.10 NATIONAL PEACE OFFICERS'  
MEMORIAL SERVICE

Mr. MICHAUD moved to suspend the rules and agree to the following concurrent resolution (H. Con. Res. 124):

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

**SECTION 1. USE OF CAPITOL GROUNDS FOR NATIONAL PEACE OFFICERS' MEMORIAL SERVICE.**

(a) IN GENERAL.—The Grand Lodge of the Fraternal Order of Police and its auxiliary (in this resolution referred to as the "sponsor") shall be permitted to sponsor a public event, the 26th annual National Peace Officers' Memorial Service (in this resolution referred to as the "event"), on the Capitol Grounds, in order to honor the law enforcement officers who died in the line of duty during 2006.

(b) DATE OF EVENT.—The event shall be held on May 15, 2007, or on such other date as the Speaker of the House of Representatives and the Committee on Rules and Administration of the Senate jointly designate.

**SEC. 2. TERMS AND CONDITIONS.**

(a) IN GENERAL.—Under conditions to be prescribed by the Architect of the Capitol and the Capitol Police Board, the event shall be—

(1) free of admission charge and open to the public; and

(2) arranged not to interfere with the needs of Congress.

(b) EXPENSES AND LIABILITIES.—The sponsor shall assume full responsibility for all expenses and liabilities incident to all activities associated with the event.

**SEC. 3. EVENT PREPARATIONS.**

Subject to the approval of the Architect of the Capitol, the sponsor is authorized to erect upon the Capitol Grounds such stage, sound amplification devices, and other related structures and equipment, as may be required for the event.

**SEC. 4. ENFORCEMENT OF RESTRICTIONS.**

The Capitol Police Board shall provide for enforcement of the restrictions contained in section 5104(c) of title 40, United States Code, concerning sales, advertisements, displays, and solicitations on the Capitol Grounds, as well as other restrictions applicable to the Capitol Grounds, in connection with the event.

**SEC. 3. EVENT PREPARATIONS.**

Subject to the approval of the Architect of the Capitol, the sponsor is authorized to erect upon the Capitol Grounds such stage, sound amplification devices, and other related structures and equipment, as may be required for the event.

**SEC. 4. ENFORCEMENT OF RESTRICTIONS.**

The Capitol Police Board shall provide for enforcement of the restrictions contained in section 5104(c) of title 40, United States Code, concerning sales, advertisements, displays, and solicitations on the Capitol Grounds, as well as other restrictions applicable to the Capitol Grounds, in connection with the event.

The SPEAKER pro tempore, Mr. ALTMIRE, recognized Mr. MICHAUD and Mrs. CAPITO, each for 20 minutes.

After debate,

The question being put, *viva voce*,

Will the House suspend the rules and agree to said concurrent resolution?

The SPEAKER pro tempore, Mr. ALTMIRE, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said concurrent resolution was agreed to.

A motion to reconsider the vote whereby the rules were suspended and said concurrent resolution was agreed to was, by unanimous consent, laid on the table.

*Ordered*, That the Clerk request the concurrence of the Senate in said concurrent resolution.

¶63.11 GUAM WAR CLAIMS REVIEW  
COMMISSION

Ms. BORDALLO moved to suspend the rules and pass the bill (H.R. 1595) to implement the recommendations of the Guam War Claims Review Commission; as amended.

The SPEAKER pro tempore, Mr. ALTMIRE, recognized Ms. BORDALLO and Mr. LAMBORN, each for 20 minutes.

After debate,

The question being put, *viva voce*,

Will the House suspend the rules and pass said bill, as amended?

The SPEAKER pro tempore, Mr. ALTMIRE, announced that two-thirds of the Members present had voted in the affirmative.

Mr. PRICE of Georgia, demanded that the vote be taken by the yeas and

nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Mr. ALTMIRE, pursuant to clause 8, rule XX, announced that further proceedings on the question were postponed until Tuesday, May 8, 2007.

¶63.12 COLUMBIA-PACIFIC NATIONAL HERITAGE AREA

Mr. GRIJALVA moved to suspend the rules and pass the bill (H.R. 407) to direct the Secretary of the Interior to conduct a study to determine the feasibility of establishing the Columbia-Pacific National Heritage Area in the States of Washington and Oregon, and for other purposes; as amended.

The SPEAKER pro tempore, Mr. ALTMIRE, recognized Mr. GRIJALVA and Mr. LAMBORN, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and pass said bill, as amended?

The SPEAKER pro tempore, Mr. ALTMIRE, announced that two-thirds of the Members present had voted in the affirmative.

Mr. RYAN of Wisconsin, demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Mr. ALTMIRE, pursuant to clause 8, rule XX, announced that further proceedings on the question were postponed.

¶63.13 GRAND TETON NATIONAL PARK EXTENSION

Mr. GRIJALVA moved to suspend the rules and pass the bill (H.R. 1080) to modify the boundaries of Grand Teton National Park to include certain land within the GT Park Subdivision, and for other purposes.

The SPEAKER pro tempore, Mr. ALTMIRE, recognized Mr. GRIJALVA and Mr. LAMBORN, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and pass said bill?

The SPEAKER pro tempore, Mr. ALTMIRE, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate said bill.

¶63.14 CHEYENNE RIVER SIOUX TRIBE EQUITABLE COMPENSATION

Mrs. NAPOLITANO moved to suspend the rules and pass the bill (H.R. 487) to amend the Cheyenne River Sioux Tribe Equitable Compensation

Act to provide compensation to members of the Cheyenne River Sioux Tribe for damage resulting from the Oahe Dam and Reservoir Project, and for other purposes.

The SPEAKER pro tempore, Mr. ALTMIRE, recognized Mrs. NAPOLITANO and Mr. LAMBORN, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and pass said bill?

The SPEAKER pro tempore, Mr. ALTMIRE, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said bill.

¶63.15 OXNARD WATER RECYCLING AND DESALINATION

Mrs. NAPOLITANO moved to suspend the rules and pass the bill (H.R. 1737) to amend the Reclamation Wastewater and Groundwater Study and Facilities Act to authorize the Secretary of the Interior to participate in the design, planning, and construction of permanent facilities for the GREAT project to reclaim, reuse, and treat impaired waters in the area of Oxnard, California.

The SPEAKER pro tempore, Mr. ALTMIRE, recognized Mrs. NAPOLITANO and Mr. LAMBORN, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and pass said bill?

The SPEAKER pro tempore, Mr. ALTMIRE, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said bill.

¶63.16 EASTERN MUNICIPAL WATER DISTRICT

Mrs. NAPOLITANO moved to suspend the rules and pass the bill (H.R. 30) to amend the Reclamation Wastewater and Groundwater Study and Facilities Act to authorize the Secretary of the Interior to participate in the Eastern Municipal Water District Recycled Water System Pressurization and Expansion Project.

The SPEAKER pro tempore, Mr. ALTMIRE, recognized Mrs. NAPOLITANO and Mr. LAMBORN, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and pass said bill?

The SPEAKER pro tempore, Mr. ALTMIRE, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said bill.

¶63.17 LOWER REPUBLICAN RIVER BASIN

Mrs. NAPOLITANO moved to suspend the rules and pass the bill (H.R. 1025) to authorize the Secretary of the Interior to conduct a study to determine the feasibility of implementing a water supply and conservation project to improve water supply reliability, increase the capacity of water storage, and improve water management efficiency in the Republican River Basin between Harlan County Lake in Nebraska and Milford Lake in Kansas.

The SPEAKER pro tempore, Mr. ALTMIRE, recognized Mrs. NAPOLITANO and Mr. LAMBORN, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and pass said bill?

The SPEAKER pro tempore, Mr. ALTMIRE, announced that two-thirds of the Members present had voted in the affirmative.

Mrs. NAPOLITANO demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Mr. ALTMIRE, pursuant to clause 8, rule XX, announced that further proceedings on the question were postponed.

¶63.18 ALASKA WATER RESOURCES

Mrs. NAPOLITANO moved to suspend the rules and pass the bill (H.R. 1114) to require the Secretary of the Interior, acting through the Bureau of Reclamation and the United States Geological Survey, to conduct a study on groundwater resources in the State of Alaska, and for other purposes.

The SPEAKER pro tempore, Mr. ALTMIRE, recognized Mrs. NAPOLITANO and Mr. LAMBORN, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and pass said bill?

The SPEAKER pro tempore, Mr. ALTMIRE, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill was passed.



A motion to reconsider the vote whereby the rules were suspended and said bill was passed was, by unanimous consent, laid on the table.

*Ordered*, That the Clerk request the concurrence of the Senate in said bill.

#### ¶63.19 SOUTH ORANGE COUNTY RECYCLED WATER

Mrs. NAPOLITANO moved to suspend the rules and pass the bill (H.R. 1140) to authorize the Secretary, in cooperation with the City of San Juan Capistrano, California, to participate in the design, planning, and construction of an advanced water treatment plant facility and recycled water system, and for other purposes.

The SPEAKER pro tempore, Mr. ALTMIRE, recognized Mrs. NAPOLITANO and Mr. LAMBORN, each for 20 minutes.

After debate,

The question being put, *viva voce*,

Will the House suspend the rules and pass said bill?

The SPEAKER pro tempore, Mr. ALTMIRE, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill was passed was, by unanimous consent, laid on the table.

*Ordered*, That the Clerk request the concurrence of the Senate in said bill.

#### ¶63.20 PROVIDING FOR CONSIDERATION OF S. CON. RES. 21

Mr. MCGOVERN, by direction of the Committee on Rules, called up the following resolution (H. Res. 370):

*Resolved*, That upon the adoption of this resolution it shall be in order without intervention of any point of order to consider in the House the concurrent resolution (S. Con. Res. 21) setting forth the congressional budget for the United States Government for fiscal year 2008 and including the appropriate budgetary levels for fiscal years 2007 and 2009 through 2012. The concurrent resolution shall be considered as read. An amendment in the nature of a substitute consisting of the text of House Concurrent Resolution 99, as adopted by the House, shall be considered as adopted. All points of order against the concurrent resolution, as amended, are waived. The previous question shall be considered as ordered on the concurrent resolution, as amended, to final adoption without intervening motion or demand for division of the question. If the Senate concurrent resolution, as amended, is adopted, then it shall be in order to move that the House insist on its amendment to the concurrent resolution and request a conference with the Senate thereon. The previous question shall be considered as ordered on that motion to adoption without intervening motion.

When said resolution was considered.

After debate,

On motion of Mr. MCGOVERN, the previous question was ordered on the resolution to its adoption or rejection.

The question being put, *viva voce*,

Will the House agree to said resolution?

The SPEAKER pro tempore, Mr. ALTMIRE announced two-thirds of the

Members present had voted in the affirmative.

Mr. SESSIONS demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Mr. ALTMIRE, pursuant to clause 8, rule XX, announced that further proceedings on the question were postponed until Tuesday, May 8, 2007.

#### ¶63.21 HOMELESS VETERANS HOUSING

Mr. FILNER moved to suspend the rules and pass the bill (H.R. 1642) to direct the Secretary of Veterans Affairs to ensure that, to the extent possible, an enhanced-use lease for a homeless housing project at the Department of Veterans Affairs facility known as the Sepulveda Ambulatory Care Center, located in North Hills, California, shall provide that such housing project shall be maintained as a sober living facility for veterans only, and for other purposes.

The SPEAKER pro tempore, Mr. BAIRD, recognized Mr. FILNER and Ms. Ginny BROWN-WAITE of Florida, each for 20 minutes.

After debate,

The question being put, *viva voce*,

Will the House suspend the rules and pass said bill?

The SPEAKER pro tempore, Mr. BAIRD, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill was passed was, by unanimous consent, laid on the table.

*Ordered*, That the Clerk request the concurrence of the Senate in said bill.

#### ¶63.22 MICHIGAN STATE UNIVERSITY SPARTANS

Mr. ALTMIRE moved to suspend the rules and agree to the following resolution (H. Res. 325); as amended:

Whereas Michigan State University is one of the premier academic institutions in the nation;

Whereas on April 9, 2007, the Michigan State University Spartans won their first National Collegiate Athletic Association Hockey Championship in 21 years;

Whereas the members of the Michigan State University 2007 hockey team include Jeff Lerg, Chris Snavelly, Ethan Graham, Brandon Gentile, Brandon Warner, Justin Abdelkader, Tim Kennedy, Bryan Lerg, Ryan Turek, Zak McClellan, Jeff Dunne, Tyler Howells, Jay Sprague, Chris Mueller, Chris Lawrence, Nick Sucharski, Matt Schepke, Jim McKenzie, Kurt Kivisto, Daniel Sturges, Daniel Vukovic, Steve Mnich, Bobby Jarosz, Tim Crowder, Justin Johnston, and Michael Ratchuk;

Whereas Head Coach Rick Comley and Assistant Coaches Tom Newton, Brian Renfrew, and Rob Woodward are to be commended for outstanding coaching throughout the 2007 season;

Whereas the Spartans won the championship game by coming from behind to score 3 goals in a stunning third-period upset;

Whereas the Spartans succeeded not only because of the skills of talented individual players but because those players worked so well together as a team;

Whereas in the championship game, the Spartans beat Boston College, a team that had won 13 straight games, featured 12 National Hockey League draft picks, and had played in the 2006 NCAA championship game as well;

Whereas Spartan head coach Rick Comley has now won 3 national hockey championships (one with the NAIA and 2 with the NCAA) with 3 different Michigan universities: Lake Superior State University, Northern Michigan University, and Michigan State University;

Whereas when the Spartans last won a national hockey championship, they were coached by Ron Mason, who continues to serve Michigan State University as the school's Athletic Director and who in fact hired Coach Comley as his replacement;

Whereas Michigan State University and the East Lansing community honored the Spartans upon their return in a manner befitting of champions; and

Whereas Michigan State University students, faculty, alumni, and all Michigan State fans are deeply committed to bringing pride to Michigan State University and to the entire state of Michigan: Now, therefore, be it

*Resolved*, That the House of Representatives—

(1) commends the Michigan State University Spartans for their victory in the 2007 NCAA Hockey Championship;

(2) recognizes the achievements of the players, coaches, students, and staff whose hard work and dedication helped Michigan State University win the championship; and

(3) directs the Clerk of the House of Representatives to transmit a copy of this resolution to Michigan State University President Lou Anna Simon, hockey Head Coach Rick Comley, and Athletic Director Ron Mason for appropriate display.

The SPEAKER pro tempore, Mr. BAIRD, recognized Mr. ALTMIRE and Mr. David DAVIS of Tennessee, each for 20 minutes.

After debate,

The question being put, *viva voce*,

Will the House suspend the rules and agree to said resolution, as amended?

The SPEAKER pro tempore, Mr. BAIRD, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said resolution, as amended, was agreed to.

A motion to reconsider the vote whereby the rules were suspended and said resolution, as amended, was agreed to was, by unanimous consent, laid on the table.

#### ¶63.23 ROCKY MOUNTAIN SENIOR GAMES 30TH ANNIVERSARY

Mr. ALTMIRE moved to suspend the rules and agree to the following resolution (H. Res. 290):

Whereas in 1978 the Colorado Senior Sports Development Council (CSSDC) began hosting athletic competitions for individuals 50 years of age and older;

Whereas the city of Greeley, Colorado, worked with CSSDC to bring this popular athletic competition and social opportunity to the Rocky Mountain region;

Whereas the Rocky Mountain Senior Games originated as a 1-day event featuring swimming, basketball, and track and field;

Whereas the Rocky Mountain Senior Games now features a variety of sports and recreational activities during the week-long competition, including archery, badminton, basketball, billiards, bowling, cycling, golf, horseshoes, dancing, pickleball, race walking, racquetball, running, shuffleboard, swimming, table tennis, tennis, track and field, triathlon, trap and skeet shooting, and weight lifting;

Whereas the Rocky Mountain Senior Games encourages athletes of all abilities to participate in the competition by creating age categories with 5-year increments;

Whereas the competition is also divided into male and female divisions, as well as mixed divisions in several doubles events;

Whereas athletes who qualify at the State level are eligible to compete at the biennial National Senior Games;

Whereas Colorado is always well represented at the National Senior Games by athletes who pay their own expenses to attend and compete, such as the 640 Colorado athletes who have already qualified for the 2007 National Senior Games in Louisville, Kentucky;

Whereas participants in the Rocky Mountain Senior Games experience the friendly fellowship, comradery, and exhilaration of competition, as well as the enjoyment of associated social events;

Whereas participants in the Rocky Mountain Senior Games experience highly beneficial effects on both their physical and mental health, leading to the ultimate goal of the Games of promoting "Fitness as a Lifestyle";

Whereas volunteers and event coordinators of all ages make the week's events possible; and

Whereas the 30th annual Rocky Mountain Senior Games will be held from June 6-10, 2007; Now, therefore, be it

*Resolved*, That the House of Representatives honors the contributions of the Rocky Mountain Senior Games on its 30th anniversary for significantly improving the health and well-being of older Americans.

The SPEAKER pro tempore, Mr. BAIRD, recognized Mr. ALTMIRE and Mr. David DAVIS of Tennessee, each for 20 minutes.

After debate,

The question being put, *viva voce*, Will the House suspend the rules and agree to said resolution?

The SPEAKER pro tempore, Mr. BAIRD, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said resolution was agreed to.

A motion to reconsider the vote whereby the rules were suspended and said resolution was agreed to was, by unanimous consent, laid on the table.

#### ¶63.24 NATIONAL PHYSICAL EDUCATION AND SPORTS WEEK

Mr. ALTMIRE moved to suspend the rules and agree to the following resolution (H. Res. 371):

Whereas May 1 through 7, 2007, is observed as National Physical Education and Sports Week;

Whereas physical inactivity of both youth and adults is a major health risk factor in this country today;

Whereas the percentage of overweight young people has more than tripled since 1980;

Whereas nationally, 1 out of 4 children does not attend any school physical edu-

cation classes and fewer than 1 in 4 children get 20 minutes of vigorous activity every day;

Whereas physical activity is necessary to support the normal growth in children, and is essential to the continuing health and well-being of youth and adults;

Whereas children and youth with low fitness levels tend to have low fitness levels during adulthood and healthy weight management programs suggest that approximately 300 minutes of exercise are required per week for an adult to maintain his or her weight over the course of a single year;

Whereas low-income high risk communities have the highest obesity rates due to factors including lack of access to healthful foods, a lack of safe, available venues for physical activity, and a lack of education about proper nutrition and the benefits of physical activity;

Whereas minority children are at greatest risk for obesity, especially African Americans, Hispanics, American Indians, and Asians/Pacific Islanders living in low-income communities;

Whereas physical activity reduces the risks of heart disease, high blood pressure, diabetes, chronic low back pain, and certain types of cancers and Type II diabetes can no longer be called "late in life" or "adult onset" diabetes because we are seeing Type II diabetes (and other chronic illnesses) in children as young as 10;

Whereas youth who are physically active show less severe symptoms of anxiety;

Whereas participation in sports and physical activity improves self-esteem and body image in children and adults;

Whereas children and youth who partake in physical activity and sports programs have increased motor skills, healthy lifestyles, social skills, a sense of fair play, strong teamwork skills, self-discipline, and avoid risky behaviors;

Whereas the 60 million school-aged children and youth in America have the potential to acquire the knowledge, skills, and values that can lead to a lifetime of physical activity and healthy living;

Whereas the social and environmental factors affecting children are in the control of the adults and the communities in which they live, and therefore this Nation shares a collective responsibility in reversing the childhood obesity trend; and

Whereas Congress strongly supports efforts to increase the physical activity and participation of youth in sports: Now, therefore, be it

*Resolved*, That the House of Representatives—

(1) recognizes National Physical Education and Sports Week and the central role of physical activity and sports in creating a healthy lifestyle for all children and youth;

(2) calls on communities to work with schools, in concert with key stakeholders of the community, to craft and implement a local wellness plan as required by the Child Nutrition and WIC Reauthorization Act of 2004 that includes goals for physical activity, nutrition education, and other school-based activities to promote physical education and wellness as well as nutrition guidelines for foods sold in schools, implementation plans, and measures to determine effectiveness; and

(3) encourages schools to offer physical education classes to students and work with community partners to provide opportunities and safe spaces for physical activities before and after school and during the summer for all children and youth.

The SPEAKER pro tempore, Mr. BAIRD, recognized Mr. ALTMIRE and Mr. David DAVIS of Tennessee, each for 20 minutes.

After debate,

The question being put, *viva voce*,

Will the House suspend the rules and agree to said resolution?

The SPEAKER pro tempore, Mr. BAIRD, announced that two-thirds of the Members present had voted in the affirmative.

Mr. ALTMIRE demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Mr. BAIRD, pursuant to clause 8, rule XX, announced that further proceedings on the question were postponed.

#### ¶63.25 NATIONAL CLASSIFIED SCHOOL EMPLOYEE OF THE YEAR

Ms. WOOLSEY moved to suspend the rules and agree to the following resolution (H. Res. 376):

Whereas classified school employees provide valuable service to America's public schools and community colleges;

Whereas classified school employees contribute to the establishment and promotion of a positive instructional environment as paraeducators and library aides;

Whereas classified school employees provide other essential educational services such as transportation, facilities maintenance and operations, food and support services, and health care;

Whereas classified school employees play a vital role in providing for the welfare and safety of America's school children and students;

Whereas classified school employees strive for excellence in all areas relative to the education community; and

Whereas in order that classified school employees are acknowledged for their outstanding contribution to quality education across America, the National Classified School Employee of the Year is recognized: Now, therefore, be it

*Resolved*, That The House of Representatives—

(1) supports the recognition of the National Classified School Employee of the Year and urges the United States Department of Education, all States, State education agencies, local education agencies, community colleges, and members of the public to join in this observance;

(2) congratulates the National Classified School Employee of the Year; and

(3) congratulates all classified school employees across the Nation for their ongoing contributions to education, and for the key role they play in promoting and ensuring student achievement, student safety and well-being.

The SPEAKER pro tempore, Mr. BAIRD, recognized Ms. WOOLSEY and Mr. David DAVIS of Tennessee, each for 20 minutes.

After debate,

The question being put, *viva voce*,

Will the House suspend the rules and agree to said resolution?

The SPEAKER pro tempore, Mr. BAIRD, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said resolution was agreed to.

A motion to reconsider the vote whereby the rules were suspended and said resolution was agreed to was, by unanimous consent, laid on the table.

63.26 NATIONAL CORRECTIONAL OFFICERS AND EMPLOYEES WEEK

Mr. SCOTT of Virginia, moved to suspend the rules and agree to the following resolution (H. Res. 264):

Whereas the operation of correctional facilities represents a crucial component of the criminal justice system of the United States;

Whereas correctional personnel play a vital role in protecting the right of the public to be safeguarded from criminal activity;

Whereas correctional personnel are responsible for the care, custody, and dignity of the human beings charged to their care;

Whereas correctional personnel work under demanding circumstances and face danger in their daily work lives; and

Whereas the first week of May is recognized as National Correctional Officers and Employees Week: Now, therefore, be it

Resolved, That the House of Representatives—

(1) supports the goals and ideals of "National Correctional Officers and Employees Week"; and

(2) honors all correctional officers and employees for their service to their communities and States, and to the Nation.

The SPEAKER pro tempore, Mr. BAIRD, recognized Mr. SCOTT of Virginia, and Mr. GOODLATTE, each for 20 minutes.

After debate, The question being put, viva voce, Will the House suspend the rules and agree to said resolution?

The SPEAKER pro tempore, Mr. BAIRD, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said resolution was agreed to.

A motion to reconsider the vote whereby the rules were suspended and said resolution was agreed to was, by unanimous consent, laid on the table.

63.27 RECESS—6:02 P.M.

The SPEAKER pro tempore, Mr. BAIRD, pursuant to clause 12(a) of rule I, declared the House in recess at 6 o'clock and 2 minutes p.m., until approximately 6:30 p.m.

63.28 AFTER RECESS—6:30 P.M.

The SPEAKER pro tempore, Mr. ALTMIRE, called the House to order.

63.29 COMMUNICATION REGARDING SUBPOENA

The SPEAKER pro tempore, Mr. ALTMIRE, laid before the House the following communication from Eric Elk, Chief of Staff, office of the Honorable Mark Steven Kirk:

HOUSE OF REPRESENTATIVES, Washington, DC, April 27, 2007.

Hon. NANCY PELOSI, Speaker, U.S. House of Representatives, Washington, DC.

DEAR MADAM SPEAKER: This is to notify you formally, pursuant to Rule VIII of the Rules of the House of Representatives, that I have been served with a subpoena, issued by the Circuit Court for Cook County, Illinois, for testimony in a criminal case.

After consultation with the Office of General Counsel, I have determined that compli-

ance with the subpoena is consistent with the precedents and privileges of the House.

Sincerely,

ERIC ELK, Chief of Staff.

63.30 PROVIDING FOR CONSIDERATION OF H.R. 1294

Mr. HASTINGS of Florida, by direction of the Committee on Rules, reported (Rept. No. 110-130) the resolution (H. Res. 377) providing for consideration of the bill (H.R. 1294) to extend Federal recognition to the Chickahominy Indian Tribe, the Chickahominy Indian Tribe-Eastern Division, the Upper Mattaponi Tribe, the Rappahannock Tribe, the Monacan Indian Nation, and the Nansemond Indian Tribe.

When said resolution and report were referred to the House Calendar and ordered printed.

63.31 H.R. 407—UNFINISHED BUSINESS

The SPEAKER pro tempore, Mr. ALTMIRE, pursuant to clause 8, rule XX, announced the unfinished business to be the motion to suspend the rules and pass the bill (H.R. 407) to direct the Secretary of the Interior to conduct a study to determine the feasibility of establishing the Columbia-Pacific National Heritage Area in the States of Washington and Oregon, and for other purposes; as amended.

The question being put, Will the House suspend the rules and pass said bill, as amended?

The vote was taken by electronic device.

It was decided in the { Yeas ..... 294 affirmative ..... } Nays ..... 80

63.32 [Roll No. 302] YEAS—294

- Abercrombie, Carnahan, Eshoo, Ackerman, Carney, Etheridge, Aderholt, Castle, Fallin, Alexander, Castor, Farr, Allen, Chandler, Ferguson, Altmire, Clarke, Filner, Andrews, Clay, Forbes, Arcuri, Cleaver, Fossella, Baca, Clyburn, Frelinghuysen, Bachus, Coble, Gerlach, Baird, Cohen, Giffords, Baker, Cole (OK), Gillibrand, Baldwin, Conyers, Gillmor, Barrow, Cooper, Gingrey, Bean, Costa, Gonzalez, Becerra, Courtney, Gordon, Berkley, Cramer, Granger, Berman, Crenshaw, Green, Al, Berry, Cuellar, Green, Gene, Biggert, Davis (AL), Grijalva, Bilirakis, Davis (CA), Gutierrez, Bishop (GA), Davis (IL), Hall (NY), Bishop (NY), Davis, David, Hall (TX), Blumenauer, Davis, Lincoln, Hare, Blunt, Davis, Tom, Harman, Bono, DeFazio, Hastert, Boozman, Delahunt, Hastings (FL), Boren, DeLauro, Hayes, Boswell, Dent, Herseth Sandlin, Boucher, Diaz-Balart, L., Higgins, Boustany, Diaz-Balart, M., Hill, Boyd (FL), Dingell, Hinojosa, Brady (TX), Doggett, Hirono, Braley (IA), Donnelly, Hobson, Brown (SC), Edwards, Hodes, Burgess, Ehlers, Holt, Butterfield, Ellison, Honda, Calvert, Ellsworth, Hooley, Caputo, Emanuel, Hoyer, Capps, Emerson, Inglis (SC), Cardoza, English (PA), Jackson (IL)

- Jackson-Lee (TX), Mica, Schwartz, Johnson (GA), Michaud, Scott (GA), Jones (NC), Miller (FL), Scott (VA), Jones (OH), Miller (MI), Serrano, Kagen, Miller (NC), Sestak, Kanjorski, Mitchell, Shaah, Kaptur, Mollohan, Sherman, Keller, Moore (KS), Shuster, Kennedy, Moore (WI), Simpson, Kildee, Moran (VA), Sires, Kind, Murphy (CT), Skelton, King (NY), Murphy, Patrick, Smith (NJ), Kirk, Murphy, Tim, Smith (TX), Klein (FL), Musgrave, Smith (WA), Knollenberg, Nadler, Snyder, Kucinich, Napolitano, Solis, Kuhl (NY), Oberstar, Space, LaHood, Obey, Spratt, Lampson, Olver, Stark, Langevin, Ortiz, Stupak, Larsen (WA), Pallone, Sutton, Larson (CT), Pascrell, Tanner, Latham, Pastor, Tauscher, LaTourette, Payne, Taylor, Lee, Pearce, Terry, Levin, Perlmutter, Thompson (CA), Lewis (GA), Peterson (MN), Thompson (MS), Lipinski, Petri, Pickering, LoBiondo, Pickering, Turner, Loeb sack, Platts, Pomeroy, Udall (CO), Lofgren, Zoe, Porter, Udall (NM), Lowey, Rahall, Upton, Lucas, Ramstad, Van Hollen, Lungren, Daniel E., Rangel, Velázquez, Lynch, Regula, Visclosky, Mahoney (FL), Rehberg, Walden (OR), Manzullo, Renzi, Walsh (NY), Markey, Reyes, Walz (MN), Marshall, Reynolds, Wasserman, Matheson, Rodriguez, Schultz, Matsui, Rogers (KY), Watson, McCarthy (NY), Rogers (MI), Watt, McCaul (TX), Ros-Lehtinen, Waxman, McCollum (MN), Roskam, Welch (VT), McCotter, Ross, Weldon (FL), McCrery, Rothman, Weller, McDermott, Roybal-Allard, Wexler, McGovern, Ruppertsberger, Whitfield, McHugh, Rush, Wilson (NM), McIntyre, Ryan (OH), Wilson (OH), McKeon, Salazar, Wilson (SC), McNeerney, Sánchez, Linda Wolf, McNulty, T., Woolsey, Meehan, Sanchez, Loretta Wu, Meek (FL), Sarbanes, Wynn, Meeks (NY), Saxton, Yarmuth, Melancon, Schakowsky

NAYS—80

- Bachmann, Gallegly, Paul, Barrett (SC), Garrett (NJ), Pence, Bartlett (MD), Gohmert, Poe, Barton (TX), Goodlatte, Price (GA), Bilbray, Hastings (WA), Putnam, Bishop (UT), Heller, Radanovich, Blackburn, Hensarling, Rogers (AL), Bonner, Herger, Rohrabacher, Brown-Waite, Hoekstra, Royce, Ginny, Issa, Ryan (WI), Buchanan, Jindal, Sali, Burton (IN), Johnson, Sam, Schmidt, Campbell (CA), Jordan, Sensenbrenner, Cannon, King (IA), Sessions, Cantor, Kingston, Shadegg, Carter, Kline (MN), Smith (NE), Chabot, Lamborn, Stearns, Conaway, Lewis (CA), Sullivan, Davis (KY), Lewis (KY), Tancredo, Deal (GA), Linder, Thornberry, Drake, Mack, Tiberi, Duncan, McCarthy (CA), Walberg, Everett, McHenry, Wamp, Feeney, Miller, Gary, Westmoreland, Flake, Myrick, Wicker, Foxx, Neugebauer, Young (AK), Franks (AZ), Nunes, Young (FL)

NOT VOTING—58

- Akin, Crowley, Engel, Boehner, Cubin, Fattah, Boyda (KS), Culberson, Fortenberry, Brady (PA), Cummings, Frank (MA), Brown, Corrine, Davis, Jo Ann, Gilchrist, Buyer, DeGette, Goode, Camp (MI), Dicks, Graves, Capuano, Doolittle, Hinchey, Carson, Doyle, Holden, Costello, Dreier, Hulshof

Hunter  
Inslee  
Israel  
Jefferson  
Johnson (IL)  
Johnson, E. B.  
Kilpatrick  
Lantos  
Maloney (NY)  
Marchant

McMorris  
Rodgers  
Moran (KS)  
Murtha  
Neal (MA)  
Peterson (PA)  
Pitts  
Price (NC)  
Pryce (OH)  
Reichert

Schiff  
Shimkus  
Shuler  
Slaughter  
Souder  
Tiahrt  
Towns  
Waters  
Weiner

Gingrey  
Gohmert  
Gonzalez  
Goodlatte  
Gordon  
Granger  
Green, Al  
Price, Gene  
Grijalva  
Gutierrez  
Hall (NY)  
Hall (TX)  
Hare  
Harman  
Hastert  
Hastings (FL)  
Hastings (WA)  
Hayes  
Heller  
Hensarling  
Herger  
Herseht Sandlin  
Higgins  
Hill  
Hinojosa  
Hirono  
Hobson  
Hodes  
Hoekstra  
Holt  
Honda  
Hooley  
Hoyer  
Inglis (SC)  
Issa  
Jackson (IL)  
Jackson-Lee  
(TX)  
Jindal  
Johnson (GA)  
Johnson, Sam  
Jones (NC)  
Jones (OH)  
Jordan  
Kagen  
Kanjorski  
Kaptur  
Keller  
Kennedy  
Kildee  
Kind  
King (IA)  
King (NY)  
Kingston  
Kirk  
Klein (FL)  
Kline (MN)  
Knollenberg  
Kucinich  
Kuhl (NY)  
LaHood  
Lamborn  
Lampson  
Langevin  
Larsen (WA)  
Larson (CT)  
Latham  
LaTourette  
Lee  
Levin  
Lewis (CA)  
Lewis (GA)  
Lewis (KY)  
Linder  
Lipinski  
LoBiondo  
Loeb sack  
Lofgren, Zoe  
Lowe y  
Lucas  
Lungren, Daniel  
E.  
Lynch  
Mack

Manzullo  
Markey  
Matheson  
Matsui  
McCarthy (CA)  
McCarthy (NY)  
McCauley (TX)  
McCollum (MN)  
McCotter  
McCrery  
McDermott  
McGovern  
McHenry  
McHugh  
McIntyre  
McKeon  
McNerney  
McNulty  
Meehan  
Meek (FL)  
Meeks (NY)  
Melancon  
Mica  
Michaud  
Miller (FL)  
Miller (MI)  
Miller (NC)  
Miller, Gary  
Miller, George  
Mitchell  
Mollohan  
Moore (KS)  
Moore (WI)  
Moran (VA)  
Murphy, Patrick  
Murphy, Tim  
Musgrave  
Myrick  
Nadler  
Napolitano  
Neugebauer  
Nunes  
Oberstar  
Obey  
Olver  
Ortiz  
Pallone  
Pascarell  
Pastor  
Payne  
Pearce  
Pence  
Perlmutter  
Peterson (MN)  
Petri  
Pickering  
Platts  
Poe  
Pomeroy  
Porter  
Price (GA)  
Putnam  
Radanovich  
Rahall  
Ramstad  
Rangel  
Regula  
Rehberg  
Renzi  
Reyes  
Reynolds  
Rodriguez  
Rogers (AL)  
Rogers (KY)  
Rogers (MI)  
Rohrabacher  
Ros-Lehtinen  
Roskam  
Ross  
Rothman  
Roybal-Allard  
Royce  
Ruppersberger

Rush  
Ryan (OH)  
Ryan (WI)  
Salazar  
Sali  
Sanchez, Linda  
T.  
Sanchez, Loretta  
Sarbanes  
Saxton  
Schakowsky  
Schmidt  
Schwartz  
Scott (GA)  
Scott (VA)  
Sensenbrenner  
Serrano  
Sessions  
Sestak  
Shadegg  
Sha ys  
Shea-Porter  
Sherman  
Shuster  
Simpson  
Sires  
Skelton  
Smith (NE)  
Smith (NJ)  
Smith (TX)  
Smith (WA)  
Snyder  
Solis  
Space  
Spratt  
Stark  
Stearns  
Stupak  
Sullivan  
Sutton  
Tancredo  
Tanner  
Tauscher  
Taylor  
Terry  
Thompson (CA)  
Thompson (MS)  
Thornberry  
Tiberi  
Tierney  
Turner  
Udall (CO)  
Udall (NM)  
Upton  
Van Hollen  
Velázquez  
Visclosky  
Walberg  
Walden (OR)  
Walsh (NY)  
Walz (MN)  
Wamp  
Wasserman  
Schultz  
Watson  
Watt  
Waxman  
Welch (VT)  
Weldon (FL)  
Weller  
Westmoreland  
Wexler  
Whitfield  
Wicker  
Wilson (NM)  
Wilson (OH)  
Wilson (SC)  
Wolf  
Woolsey  
Wu  
Wynn  
Yarmuth  
Young (AK)  
Young (FL)

Israel  
Jefferson  
Johnson (IL)  
Johnson, E. B.  
Kilpatrick  
Lantos  
Maloney (NY)  
Marchant  
Marshall

McMorris  
Rodgers  
Moran (KS)  
Murphy (CT)  
Murtha  
Neal (MA)  
Peterson (PA)  
Pitts  
Price (NC)  
Pryce (OH)

Reichert  
Schiff  
Shimkus  
Shuler  
Slaughter  
Souder  
Tiahrt  
Towns  
Waters  
Weiner

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill, as amended, was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill, as amended, was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said bill.

63.33 H.R. 1025—UNFINISHED BUSINESS

The SPEAKER pro tempore, Mr. ALTMIRE, pursuant to clause 8, rule XX, announced the further unfinished business to be the motion to suspend the rules and pass the bill (H.R. 1025) to authorize the Secretary of the Interior to conduct a study to determine the feasibility of implementing a water supply and conservation project to improve water supply reliability, increase the capacity of water storage, and improve water management efficiency in the Republican River Basin between Harlan County Lake in Nebraska and Milford Lake in Kansas.

The question being put, Will the House suspend the rules and pass said bill?

The vote was taken by electronic device.

It was decided in the { Yeas ..... 370  
affirmative ..... } Nays ..... 1

63.34 [Roll No. 303] YEAS—370

Abercrombie  
Ackerman  
Aderholt  
Alexander  
Allen  
Altmire  
Andrews  
Arcuri  
Baca  
Bachmann  
Bachus  
Baird  
Baker  
Baldwin  
Barrett (SC)  
Barrow  
Bartlett (MD)  
Barton (TX)  
Bean  
Becerra  
Berkley  
Berman  
Berry  
Biggert  
Bilbray  
Bilirakis  
Bishop (GA)  
Bishop (NY)  
Bishop (UT)  
Blackburn  
Blumenauer  
Blunt  
Bonner  
Boon  
Boozman  
Boren  
Boswell  
Boucher  
Boustany  
Boyd (FL)  
Brady (TX)

Braley (IA)  
Brown (SC)  
Brown-Waite,  
Ginny  
Buchanan  
Burgess  
Burton (IN)  
Butterfield  
Calvert  
Campbell (CA)  
Cannon  
Cantor  
Capito  
Capps  
Cardoza  
Carnahan  
Carney  
Carter  
Castle  
Castor  
Chabot  
Chandler  
Clarke  
Clay  
Cleaver  
Clyburn  
Coble  
Cohen  
Cole (OK)  
Conaway  
Conyers  
Cooper  
Costa  
Courtney  
Cramer  
Crenshaw  
Cuellar  
Davis (AL)  
Davis (CA)  
Davis (IL)  
Davis (KY)

Davis, David  
Davis, Lincoln  
Davis, Tom  
Deal (GA)  
DeFazio  
Delahunt  
DeLauro  
Dent  
Diaz-Balart, L.  
Diaz-Balart, M.  
Dingell  
Doggett  
Donnelly  
Drake  
Duncan  
Ehlers  
Ellison  
Ellsworth  
Emanuel  
Emerson  
English (PA)  
Eshoo  
Etheridge  
Everett  
Fallin  
Farr  
Feeney  
Ferguson  
Filner  
Flake  
Forbes  
Fossella  
Fox  
Franks (AZ)  
Frelinghuysen  
Gallegly  
Garrett (NJ)  
Gerlach  
Giffords  
Gillibrand  
Gillmor

Gingrey  
Gohmert  
Gonzalez  
Goodlatte  
Gordon  
Granger  
Green, Al  
Price, Gene  
Grijalva  
Gutierrez  
Hall (NY)  
Hall (TX)  
Hare  
Harman  
Hastert  
Hastings (FL)  
Hastings (WA)  
Hayes  
Heller  
Hensarling  
Herger  
Herseht Sandlin  
Higgins  
Hill  
Hinojosa  
Hirono  
Hobson  
Hodes  
Hoekstra  
Holt  
Honda  
Hooley  
Hoyer  
Inglis (SC)  
Issa  
Jackson (IL)  
Jackson-Lee  
(TX)  
Jindal  
Johnson (GA)  
Johnson, Sam  
Jones (NC)  
Jones (OH)  
Jordan  
Kagen  
Kanjorski  
Kaptur  
Keller  
Kennedy  
Kildee  
Kind  
King (IA)  
King (NY)  
Kingston  
Kirk  
Klein (FL)  
Kline (MN)  
Knollenberg  
Kucinich  
Kuhl (NY)  
LaHood  
Lamborn  
Lampson  
Langevin  
Larsen (WA)  
Larson (CT)  
Latham  
LaTourette  
Lee  
Levin  
Lewis (CA)  
Lewis (GA)  
Lewis (KY)  
Linder  
Lipinski  
LoBiondo  
Loeb sack  
Lofgren, Zoe  
Lowe y  
Lucas  
Lungren, Daniel  
E.  
Lynch  
Mack

Manzullo  
Markey  
Matheson  
Matsui  
McCarthy (CA)  
McCarthy (NY)  
McCauley (TX)  
McCollum (MN)  
McCotter  
McCrery  
McDermott  
McGovern  
McHenry  
McHugh  
McIntyre  
McKeon  
McNerney  
McNulty  
Meehan  
Meek (FL)  
Meeks (NY)  
Melancon  
Mica  
Michaud  
Miller (FL)  
Miller (MI)  
Miller (NC)  
Miller, Gary  
Miller, George  
Mitchell  
Mollohan  
Moore (KS)  
Moore (WI)  
Moran (VA)  
Murphy, Patrick  
Murphy, Tim  
Musgrave  
Myrick  
Nadler  
Napolitano  
Neugebauer  
Nunes  
Oberstar  
Obey  
Olver  
Ortiz  
Pallone  
Pascarell  
Pastor  
Payne  
Pearce  
Pence  
Perlmutter  
Peterson (MN)  
Petri  
Pickering  
Platts  
Poe  
Pomeroy  
Porter  
Price (GA)  
Putnam  
Radanovich  
Rahall  
Ramstad  
Rangel  
Regula  
Rehberg  
Renzi  
Reyes  
Reynolds  
Rodriguez  
Rogers (AL)  
Rogers (KY)  
Rogers (MI)  
Rohrabacher  
Ros-Lehtinen  
Roskam  
Ross  
Rothman  
Roybal-Allard  
Royce  
Ruppersberger

Rush  
Ryan (OH)  
Ryan (WI)  
Salazar  
Sali  
Sanchez, Linda  
T.  
Sanchez, Loretta  
Sarbanes  
Saxton  
Schakowsky  
Schmidt  
Schwartz  
Scott (GA)  
Scott (VA)  
Sensenbrenner  
Serrano  
Sessions  
Sestak  
Shadegg  
Sha ys  
Shea-Porter  
Sherman  
Shuster  
Simpson  
Sires  
Skelton  
Smith (NE)  
Smith (NJ)  
Smith (TX)  
Smith (WA)  
Snyder  
Solis  
Space  
Spratt  
Stark  
Stearns  
Stupak  
Sullivan  
Sutton  
Tancredo  
Tanner  
Tauscher  
Taylor  
Terry  
Thompson (CA)  
Thompson (MS)  
Thornberry  
Tiberi  
Tierney  
Turner  
Udall (CO)  
Udall (NM)  
Upton  
Van Hollen  
Velázquez  
Visclosky  
Walberg  
Walden (OR)  
Walsh (NY)  
Walz (MN)  
Wamp  
Wasserman  
Schultz  
Watson  
Watt  
Waxman  
Welch (VT)  
Weldon (FL)  
Weller  
Westmoreland  
Wexler  
Whitfield  
Wicker  
Wilson (NM)  
Wilson (OH)  
Wilson (SC)  
Wolf  
Woolsey  
Wu  
Wynn  
Yarmuth  
Young (AK)  
Young (FL)

NAYS—1

Paul  
NOT VOTING—61

Akin  
Boehner  
Boyd (KS)  
Brady (PA)  
Brown, Corrine  
Bryer  
Camp (MI)  
Capuano  
Carson  
Costello  
Crowley

Cubin  
Culberson  
Cummings  
Davis, Jo Ann  
DeGette  
Dicks  
Doolittle  
Doyle  
Dreier  
Edwards  
Engel

Fattah  
Fortenberry  
Frank (MA)  
Gilchrist  
Goode  
Graves  
Hinche y  
Holden  
Hulshof  
Hunter  
Inslee

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said bill.

63.35 H. RES. 371—UNFINISHED BUSINESS

The SPEAKER pro tempore, Mr. ALTMIRE, pursuant to clause 8, rule XX, announced the further unfinished business to be the question on agreeing to the resolution (H. Res. 371) in observance of National Physical Education and Sports Week.

The question being put, viva voce, Will the House agree to said resolution?

The vote was taken by electronic device.

It was decided in the { Yeas ..... 373  
affirmative ..... } Nays ..... 0

63.36 [Roll No. 304] YEAS—373

Abercrombie  
Ackerman  
Aderholt  
Alexander  
Allen  
Altmire  
Andrews  
Arcuri  
Baca  
Bachmann  
Bachus  
Baird  
Baker  
Baldwin  
Barrett (SC)  
Barrow  
Bartlett (MD)  
Barton (TX)  
Bean  
Becerra  
Berkley  
Berman  
Berry  
Biggert  
Bilbray  
Bilirakis  
Bishop (GA)  
Bishop (NY)  
Bishop (UT)  
Blackburn  
Blumenauer  
Blunt  
Bonner  
Bono  
Boozman  
Boren  
Boswell  
Boucher  
Boustany  
Boyd (FL)  
Brady (TX)  
Braley (IA)  
Brown (SC)  
Brown-Waite,  
Ginny  
Buchanan  
Burgess  
Burton (IN)  
Butterfield  
Calvert  
Campbell (CA)  
Cannon

Cantor  
Capito  
Capps  
Cardoza  
Carnahan  
Carney  
Carter  
Castle  
Castor  
Chabot  
Chandler  
Clarke  
Clay  
Cleaver  
Clyburn  
Coble  
Cohen  
Cole (OK)  
Conaway  
Conyers  
Cooper  
Costa  
Courtney  
Cramer  
Crenshaw  
Cuellar  
Culberson  
Davis (AL)  
Davis (CA)  
Davis (IL)  
Davis (KY)  
Davis, David  
Davis, Lincoln  
Davis, Tom  
Deal (GA)  
DeFazio  
Delahunt  
DeLauro  
Dent  
Diaz-Balart, L.  
Diaz-Balart, M.  
Dingell  
Doggett  
Donnelly  
Drake  
Duncan  
Ehlers  
Ellison  
Ellsworth  
Emanuel  
Emerson  
English (PA)

Eshoo  
Etheridge  
Everett  
Fallin  
Farr  
Feeney  
Ferguson  
Filner  
Flake  
Forbes  
Fossella  
Fox  
Franks (AZ)  
Frelinghuysen  
Gallegly  
Garrett (NJ)  
Gerlach  
Giffords  
Gillibrand  
Gillmor

Hoyer	Melancon	Schakowsky
Inglis (SC)	Mica	Schmidt
Issa	Michaud	Schwartz
Jackson (IL)	Miller (FL)	Scott (GA)
Jackson-Lee (TX)	Miller (MI)	Scott (VA)
Jindal	Miller (NC)	Sensenbrenner
Johnson (GA)	Miller, Gary	Serrano
Johnson, Sam	Miller, George	Sessions
Jones (NC)	Mitchell	Sestak
Jones (OH)	Mollohan	Shadegg
Jordan	Moore (KS)	Shays
Kagen	Moore (WI)	Shea-Porter
Kanjorski	Moran (VA)	Sherman
Kaptur	Murphy (CT)	Shuster
Keller	Murphy, Patrick	Simpson
Kennedy	Murphy, Tim	Sires
Kildee	Musgrave	Skelton
Kind	Myrick	Smith (NE)
King (IA)	Nadler	Smith (NJ)
King (NY)	Napolitano	Smith (TX)
Kingston	Neugebauer	Smith (WA)
Kirk	Nunes	Snyder
Klein (FL)	Oberstar	Solis
Kline (MN)	Obey	Space
Knollenberg	Olver	Spratt
Kucinich	Ortiz	Stark
Kuhl (NY)	Pallone	Stearns
LaHood	Pascrell	Stupak
Lamborn	Pastor	Sullivan
Lampson	Paul	Sutton
Langevin	Payne	Tancredo
Larsen (WA)	Pearce	Tanner
Larson (CT)	Pence	Tauscher
Latham	Perlmutter	Taylor
LaTourette	Peterson (MN)	Terry
Lee	Petri	Thompson (CA)
Levin	Pickering	Thompson (MS)
Lewis (CA)	Platts	Thornberry
Lewis (GA)	Poe	Tiberi
Lewis (KY)	Pomeroy	Tierney
Linder	Porter	Turner
Lipinski	Price (GA)	Udall (CO)
LoBiondo	Putnam	Udall (NM)
Loeback	Radanovich	Upton
Lofgren, Zoe	Rahall	Van Hollen
Lowe	Ramstad	Velazquez
Lucas	Rangel	Viscosky
Lungren, Daniel E.	Regula	Walberg
Lynch	Rehberg	Walden (OR)
Mack	Renzi	Walsh (NY)
Mahoney (FL)	Reyes	Walz (MN)
Manzullo	Reynolds	Wamp
Markey	Rodriguez	Wasserman
Marshall	Rogers (AL)	Schultz
Matheson	Rogers (KY)	Watson
Matsui	Rogers (MI)	Watt
McCarthy (CA)	Rohrabacher	Waxman
McCarthy (NY)	Ros-Lehtinen	Welch (VT)
McCaul (TX)	Roskam	Weldon (FL)
McCollum (MN)	Ross	Weller
McCrery	Rothman	Westmoreland
McDermott	Roybal-Allard	Wexler
McGovern	Royce	Whitfield
McHenry	Ruppersberger	Wicker
McHugh	Rush	Wilson (NM)
McIntyre	Ryan (OH)	Wilson (OH)
McKeon	Ryan (WI)	Wilson (SC)
McNerney	Salazar	Wolf
McNulty	Sali	Woolsey
Meehan	Sánchez, Linda T.	Wu
Meek (FL)	Sanchez, Loretta	Wynn
Meeks (NY)	Sarbanes	Yarmuth
	Saxton	Young (AK)
		Young (FL)

NOT VOTING—59

Akin	Engel	McCotter
Boehner	Fattah	McMorris
Boyd (KS)	Fortenberry	Rodgers
Brady (PA)	Frank (MA)	Moran (KS)
Brown, Corrine	Gilchrest	Murtha
Buyer	Goode	Neal (MA)
Camp (MI)	Graves	Peterson (PA)
Capuano	Hinchev	Pitts
Carson	Holden	Price (NC)
Costello	Hulshof	Pryce (OH)
Crowley	Hunter	Reichert
Cubin	Inslee	Schiff
Cummings	Israel	Shimkus
Davis, Jo Ann	Jefferson	Shuler
DeGette	Johnson (IL)	Slaughter
Dicks	Johnson, E. B.	Souder
Doolittle	Kilpatrick	Tiahrt
Doyle	Lantos	Towns
Dreier	Maloney (NY)	Waters
Edwards	Marchant	Weiner

So, two-thirds of the Members present having voted in favor thereof,

the rules were suspended and said resolution was agreed to.

A motion to reconsider the vote whereby said resolution was agreed to was, by unanimous consent, laid on the table.

¶63.37 LEAVE OF ABSENCE

By unanimous consent, leave of absence was granted—

To Mr. CUMMINGS, for today;  
To Mr. HULSHOF, for today and May 8;

To Mr. ISRAEL, for today;  
To Ms. KILPATRICK, for today;  
To Mr. MORAN of Kansas, for today; and  
To Mr. TIAHRT, for today and May 9. And then,

¶63.38 ADJOURNMENT

On motion of Mr. BURGESS, at 10 o'clock and 34 minutes p.m., the House adjourned.

¶63.39 REPORTS OF COMMITTEES ON PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XIII, reports of committees were delivered to the Clerk for printing and reference to the proper calendar, as follows:

[Filed on May 4, 2007]

Mr. THOMPSON of Mississippi: Committee on Homeland Security, H.R. 1684. A bill to authorize appropriations for the Department of Homeland Security for fiscal year 2008, and for other purposes; with an amendment (Rept. 110-122). Referred to the Committee of the Whole House on the state of the Union.

[Filed on May 7, 2007]

Mr. OBERSTAR: Committee on Transportation and Infrastructure. House Concurrent Resolution 124. Resolution authorizing the use of the Capitol Grounds for the National Peace Officers' Memorial Service (Rept. 110-123). Referred to the House Calendar.

Mr. RAHALL: Committee on Natural Resources. H.R. 1294. A bill to extend Federal recognition to the Chickahominy Indian Tribe, the Chickahominy Indian Tribe—Eastern Division, the Upper Mattaponi Tribe, the Rappahannock Tribe, Inc., the Monacan Indian Nation, and the Nansemond Indian Tribe; with an amendment (Rept. 110-124). Referred to the Committee of the Whole House on the state of the Union.

Mr. RAHALL: Committee on Natural Resources. H.R. 1140. A bill to authorize the Secretary, in cooperation with the City of San Juan Capistrano, California, to participate in the design, planning, and construction of an advanced water treatment plant facility and recycled water system, and for other purposes. (Rept. 110-125). Referred to the Committee of the Whole House on the state of the Union.

Mr. RAHALL: Committee on Natural Resources. H.R. 1114. A bill to require the Secretary of the Interior, acting through the Bureau of Reclamation and the United States Geological Survey, to conduct a study on groundwater resources in the State of Alaska, and for other purposes (Rept. 110-126). Referred to the Committee of the Whole House on the state of the Union.

Mr. RAHALL: Committee on Natural Resources. H.R. 1080. A bill to modify the boundaries of Grand Teton National Park to include certain land within the GT Park Subdivision, and for other purposes (Rept 110-127). Referred to the Committee of the Whole House on the state of the Union.

Mr. RAHALL: Committee on Natural Resources. H.R. 487. A bill to amend the Cheyenne River Sioux Tribe Equitable Compensation Act to provide compensation to members of the Cheyenne River Sioux Tribe for damage resulting from the Oahe Dam and Reservoir Project, and for other purposes (Rept. 120-128). Referred to the Committee of the Whole House on the state of the Union.

Mr. RAHALL: Committee on Natural Resources. H.R. 1595. A bill to implement the recommendations of the Guam War Claims Review Commission, with an amendment (Rept. 110-129). Referred to the Committee of the Whole House on the state of the Union.

Mr. HASTINGS of Florida: Committee on Rules. House Resolution 377. Resolution providing for consideration of the bill (H.R. 1294) to extend Federal recognition to the Chickahominy Indian Tribe, the Chickahominy Indian Tribe—Eastern Division, the Upper Mattaponi Tribe, the Rappahannock Tribe, Inc., the Monacan Indian Nation, and the Nansemond Indian Tribe (Rept. 110-130). Referred to the House Calendar.

Mr. REYES: Permanent Select Committee on Intelligence. H.R. 2082. A bill to authorize appropriations for fiscal year 2008 for intelligence and intelligence-related activities of the United States Government, the Community Management Account, and the Central Intelligence Agency Retirement and Disability System, and for other purposes; with an amendment (Rept. 110-131). Referred to the Committee of the Whole House on the state of the Union and ordered to be printed.

¶63.40 PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XII, public bills and resolutions were introduced and severally referred, as follows:

By Mr. BOREN (for himself and Mr. KELLER):

H.R. 2183. A bill to prevent legislative and regulatory functions from being usurped by civil liability actions brought or continued against food manufacturers, marketers, distributors, advertisers, sellers, and trade associations for claims of injury relating to a person's weight gain, obesity, or any health condition associated with weight gain or obesity; to the Committee on the Judiciary.

By Mr. ALLEN (for himself and Mrs. EMERSON):

H.R. 2184. A bill to amend the Medicare Prescription Drug, Improvement, and Modernization Act of 2003 to expand comparative effectiveness research and to increase funding for such research to improve the value of health care; to the Committee on Ways and Means, and in addition to the Committee on Energy and Commerce, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. KIRK (for himself, Mr. HASTINGS of Florida, Mr. EHLERS, Mr. CARNAHAN, Mr. HINCHEY, Ms. WOOLSEY, Mr. MORAN of Virginia, Mr. ROYCE, Ms. JACKSON-LEE of Texas, Mr. BLUMENAUER, Mr. SHAYS, Mr. MEEK of Florida, Mr. SOUDER, Ms. MCCOLLUM of Minnesota, Mr. FORTENBERRY, Mr. GONZALEZ, Mr. BERMAN, Mr. ACKERMAN, and Mr. FARR):

H.R. 2185. A bill to amend the Tropical Forest Conservation Act of 1998 to provide debt relief to developing countries that take action to protect forests and coral reefs and associated coastal marine ecosystems, to reauthorize such Act through fiscal year 2010, and for other purposes; to the Committee on Foreign Affairs.

By Mr. ALEXANDER:

H.R. 2186. A bill to provide for the conveyance of National Forest System land in the

State of Louisiana; to the Committee on Agriculture.

By Mr. ALEXANDER:

H.R. 2187. A bill to make emergency supplemental appropriations for Katrina recovery for the fiscal year ending September 30, 2007, and for other purposes; to the Committee on Appropriations, and in addition to the Committee on the Budget, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. DAVIS of Illinois (for himself and Mr. JOHNSON of Illinois):

H.R. 2188. A bill to establish kinship navigator programs, to establish kinship guardianship assistance payments for children, and for other purposes; to the Committee on Ways and Means, and in addition to the Committee on Education and Labor, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Ms. DELAURO (for herself, Mr. FATTAH, Mr. MCDERMOTT, Mr. DOGGETT, Mr. PASTOR, Mrs. MALONEY of New York, Ms. CASTOR, Mrs. CAPPS, Ms. WOOLSEY, Mr. STARK, Ms. MCCOLLUM of Minnesota, Ms. SCHAKOWSKY, Mr. MCGOVERN, Mr. PAYNE, Mr. COURTNEY, Ms. CARSON, Mr. BISHOP of New York, Ms. KILPATRICK, Mr. GRIJALVA, Mr. ELLISON, Mr. ALLEN, Mr. TOWNS, Ms. SUTTON, Mr. KENNEDY, Mrs. CHRISTENSEN, Mr. BISHOP of Georgia, Mr. TIERNEY, Ms. BORDALLO, Mr. SCOTT of Virginia, and Mrs. JONES of Ohio):

H.R. 2189. A bill to require pre- and post-deployment mental health screenings for members of the Armed Forces, and for other purposes; to the Committee on Armed Services, and in addition to the Committee on Veterans' Affairs, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. DONNELLY:

H.R. 2190. A bill to amend title 38, United States Code, to direct the Secretary of Veterans Affairs to establish the Advisory Committee on Rural Veterans; to the Committee on Veterans' Affairs.

By Mrs. DRAKE (for herself, Mr. BURGESS, Mr. EHLERS, Mr. HAYES, Mr. MCCOTTER, Mr. TAYLOR, Mr. CALVERT, Mr. LARSEN of Washington, Mr. FORBES, and Mr. GOODLATTE):

H.R. 2191. A bill to provide liability protection to nonprofit volunteer pilot organizations flying for public benefit and to the pilots and staff of such organizations; to the Committee on the Judiciary.

By Mr. HODES:

H.R. 2192. A bill to amend title 38, United States Code, to establish an Ombudsman within the Department of Veterans Affairs; to the Committee on Veterans' Affairs.

By Mr. ISRAEL (for himself and Mr. KIRK):

H.R. 2193. A bill to amend the Animal Welfare Act to increase the penalties for violations of such Act, to prohibit the use of animals for marketing medical devices, and for other purposes; to the Committee on Agriculture.

By Mr. PATRICK MURPHY of Pennsylvania:

H.R. 2194. A bill to amend title 10, United States Code, to authorize an allowance for civilian clothing for members of the Armed Forces traveling in connection with medical evacuation; to the Committee on Armed Services.

By Mr. PATRICK MURPHY of Pennsylvania (for himself and Mr. WALZ of Minnesota):

H.R. 2195. A bill to amend title 10, United States Code, to expand the education loan repayment program for members of the Selected Reserve; to the Committee on Armed Services.

By Mr. REYES (for himself, Mr. MARKEY, Mr. INSLEE, Ms. HERSETH SANDLIN, and Ms. SCHAKOWSKY):

H.R. 2196. A bill to amend the Public Utility Regulatory Policies Act of 1978 to provide for disclosure to consumers of the fuels and sources of electric energy purchased from electric utilities, and for other purposes; to the Committee on Energy and Commerce.

By Mr. SPACE:

H.R. 2197. A bill to modify the boundary of the Hopewell Culture National Historical Park in the State of Ohio, and for other purposes; to the Committee on Natural Resources.

By Ms. SUTTON:

H.R. 2198. A bill to require an annual report on contract oversight by Federal departments and agencies; to the Committee on Oversight and Government Reform.

By Ms. SUTTON (for herself, Mr. CHABOT, Mrs. SCHMIDT, Mr. TURNER, Mr. JORDAN, Mr. GILLMOR, Mr. WILSON of Ohio, Mr. HOBSON, Ms. KAPTUR, Mr. KUCINICH, Mrs. JONES of Ohio, Mr. TIBERI, Mr. LATOURETTE, Ms. PRYCE of Ohio, Mr. REGULA, Mr. RYAN of Ohio, and Mr. SPACE):

H. Con. Res. 143. Concurrent resolution honoring the 50th anniversary of Stan Hywet Hall & Gardens; to the Committee on Oversight and Government Reform.

By Ms. WOOLSEY (for herself, Mr. GEORGE MILLER of California, and Mr. HARE):

H. Res. 376. A resolution recognizing annually a National Classified School Employee of the Year and honoring the valuable contributions of Classified School Employees in the United States; to the Committee on Education and Labor, considered and agreed to.

By Mr. FORTUÑO (for himself and Mr. LANTOS):

H. Res. 378. A resolution honoring World Red Cross Red Crescent Day; to the Committee on Foreign Affairs.

By Mr. POE:

H. Res. 379. A resolution congratulating Nicolas Sarkozy on his election to the presidency of France; to the Committee on Foreign Affairs.

By Mr. SALI (for himself and Mr. SIMPSON):

H. Res. 380. A resolution commending Idaho on winning the bid to host the 2009 Special Olympics World Winter Games; to the Committee on Foreign Affairs.

#### ¶63.41 PRIVATE BILLS AND RESOLUTIONS

Under clause 3 of rule XII,

Ms. CARSON introduced a resolution (H. Res. 381) referring the bill (H.R. 2124), entitled "A bill for the relief of Adela and Darryl Bailor", to the chief judge of the United States Court of Federal Claims for a report thereon; which was referred to the Committee on the Judiciary.

#### ¶63.42 ADDITIONAL SPONSORS

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

H.R. 11: Ms. HIRONO.  
 H.R. 23: Mr. CARNEY.  
 H.R. 25: Mr. ISSA.  
 H.R. 67: Mr. RODRIGUEZ, Mr. HARE, Mr. HALL of New York, Mr. FATTAH, Mrs. JONES of Ohio, Mr. COHEN, and Ms. BERKLEY.  
 H.R. 73: Mr. PLATTS.  
 H.R. 135: Mr. HASTINGS of Florida.  
 H.R. 140: Mr. PAYNE.  
 H.R. 176: Ms. WATERS, Mr. HINOJOSA, Mr. GUTIERREZ, and Mr. JEFFERSON.

H.R. 180: Ms. SHEA-PORTER.

H.R. 260: Mr. PUTNAM.

H.R. 410: Mr. KAGEN.

H.R. 443: Mr. PAUL.

H.R. 445: Mr. PAUL.

H.R. 454: Ms. WASSERMAN SCHULTZ.

H.R. 503: Mr. PAYNE, Ms. WATERS, and Ms. GIFFORDS.

H.R. 507: Mr. SIMPSON, Mr. SHAYS, Mr. ABERCROMBIE, Mr. RODRIGUEZ, Mr. LUCAS, Mr. DAVIS of Alabama, Mr. OBERSTAR, and Mr. OLVER.

H.R. 539: Mr. RAMSTAD.

H.R. 563: Mr. KELLER.

H.R. 593: Mr. PAYNE.

H.R. 618: Mr. TIM MURPHY of Pennsylvania.

H.R. 620: Mr. BLUMENAUER.

H.R. 695: Mr. BISHOP of Georgia and Mr. NEAL of Massachusetts.

H.R. 718: Mr. BOUCHER, Mr. COBLE, Mr. MATHESON, and Mr. GARRETT of New Jersey.

H.R. 722: Mr. PAYNE.

H.R. 731: Mr. ELLSWORTH.

H.R. 743: Mr. ROGERS of Michigan, Mr. FRANKS of Arizona, and Mr. WALDEN of Oregon.

H.R. 758: Mr. EDWARDS.

H.R. 823: Mr. MARKEY, Ms. LINDA T. SANCHEZ of California, Mr. BISHOP of New York, Mr. BRALEY of Iowa, Mr. HODES, and Mr. GRIJALVA.

H.R. 869: Ms. SHEA-PORTER.

H.R. 882: Mr. WU, Mr. LATOURETTE, Mr. WILSON of South Carolina, Mr. RENZI, Mr. TOWNS, Mr. RAMSTAD, Mr. LANGEVIN, Mr. JACKSON of Illinois, and Mr. PERLMUTTER.

H.R. 897: Mr. ELLSWORTH.

H.R. 916: Mr. BRALEY of Iowa and Mr. GRIJALVA.

H.R. 938: Mr. MARCHANT.

H.R. 943: Mr. PAUL and Mr. JOHNSON of Georgia.

H.R. 980: Mr. LINCOLN DAVIS of Tennessee, Ms. ROS-LEHTINEN, Mr. TIBERI, Ms. GINNY BROWN-WAITE of Florida, Mr. DEFAZIO, Mr. COHEN, Mr. HASTINGS of Florida, Mr. BLUMENAUER, and Mr. MARIO DIAZ-BALART of Florida.

H.R. 989: Mrs. MCMORRIS RODGERS, Mrs. MYRICK, and Mr. BUYER.

H.R. 1017: Mr. RUSH.

H.R. 1023: Mr. WU, Mr. SHULER, Mr. BISHOP of New York, Mr. SIMPSON, and Mrs. BACHMANN.

H.R. 1038: Mr. PLATTS.

H.R. 1076: Mr. SIMPSON.

H.R. 1093: Mr. BOREN, Mr. WAMP, Mr. ALLEN, and Mr. HINCHEY.

H.R. 1108: Mr. PATRICK MURPHY of Pennsylvania, Mr. WELCH of Vermont, Ms. SLAUGHTER, Mr. SCHIFF, and Mr. RUPPERSBERGER.

H.R. 1125: Ms. WASSERMAN SCHULTZ, Mr. GEORGE MILLER of California, Mr. PLATTS, and Mr. BLUNT.

H.R. 1147: Mr. BLUMENAUER.

H.R. 1157: Mr. ETHERIDGE, Mr. PAYNE, Ms. LORETTA SANCHEZ of California, Mrs. NAPOLITANO, Mr. CALVERT, Mr. CHABOT, Mr. BUTTERFIELD, Mr. TOWNS, Mr. PRICE of North Carolina, Mr. SENSENBRENNER, Mr. MEEKS of New York, Mrs. BLACKBURN, Mr. DOGGETT, Mr. MOORE of Kansas, Mr. KAGEN, Mr. WOLF, Mr. LEWIS of Georgia, Mr. PORTER, Mr. YOUNG of Alaska, Mr. HALL of New York, Mr. HINOJOSA, Mr. SESTAK, and Mr. MEEK of Florida.

H.R. 1188: Mr. SCHIFF.

H.R. 1192: Mr. ETHERIDGE and Mr. ALLEN.

H.R. 1229: Mr. HIGGINS and Mr. ROSS.

H.R. 1237: Mr. NEAL of Massachusetts, Mrs. CUBIN, Mr. COBLE, and Mr. PAUL.

H.R. 1239: Ms. BALDWIN.

H.R. 1293: Mr. ALTMIRE and Mr. WILSON of South Carolina.

H.R. 1294, Mr. GRIJALVA.

H.R. 1320: Mr. KIRK and Mr. JACKSON of Illinois.

H.R. 1343: Mr. CARTER, Mr. MEEK of Florida, Mrs. DAVIS of California, Mr. BISHOP of



Utah, Mr. REYES, Ms. HERSETH SANDLIN, Ms. CLARKE, Mr. STUPAK, Mr. CUELLAR, Mr. TOWNS, Ms. ROS-LEHTINEN, Mr. GUTIERREZ, Mr. COSTELLO, Mrs. CUBIN, Mr. ISSA, Mr. RODRIGUEZ, Mr. HALL of Texas, Mr. BRADY of Texas, Mr. AL GREEN of Texas, Mr. MCCAUL of Texas, Mr. EDWARDS, Ms. JACKSON-LEE of Texas, Mr. DOGGETT, Mr. MARCHANT, Mr. RUSH, Mr. WYNN, Ms. DEGETTE, Mr. SHIMKUS, Mr. LOBIONDO, Mr. ETHERIDGE, Mr. UDALL of Colorado, Mr. WELCH of VERMONT, and Mr. RAHALL.

H.R. 1344: Mr. PAYNE.  
H.R. 1346: Mr. BOUCHER and Mr. LYNCH.  
H.R. 1391, Ms. WATERS, Ms. HARMAN, Mr. MCCOTTER, and Mr. PAYNE.

H.R. 1413: Mr. LANGEVIN.  
H.R. 1420: Mr. MORAN of Virginia, Ms. BALDWIN, Mr. BAIRD, Mr. WAXMAN, Mr. SMITH of Washington, Mr. LEWIS of Georgia, Mr. SCHIFF, and Mr. KENNEDY.

H.R. 1459: Mr. CRENSHAW, Mr. MARKEY, Mr. WEINER, Mr. DAVIS of Kentucky, and Mr. SMITH of Nebraska.

H.R. 1461: Mrs. CHRISTENSEN and Mr. SERRANO.

H.R. 1491: Ms. CLARKE.  
H.R. 1498: Ms. WOOLSEY, Mr. PERLMUTTER, and Mr. RENZI.

H.R. 1528: Mr. TIERNEY.  
H.R. 1532: Mr. RUSH and Mr. SMITH of Washington.

H.R. 1535: Mr. HARE, Mr. RAHALL, and Mr. LAMPSON.

H.R. 1554: Mr. BRALEY of Iowa.  
H.R. 1561: Mr. MCGOVERN.

H.R. 1567: Mr. LANTOS, Ms. BALDWIN, Mr. EMANUEL, Mr. GEORGE MILLER of California, Ms. JACKSON-LEE of Texas, Mr. EDWARDS, and Mr. MATHESON.

H.R. 1582: Ms. ROS-LEHTINEN and Mr. CARDOZA.

H.R. 1586: Mr. BRADY of Texas.  
H.R. 1589: Mr. WEXLER and Mr. ROTHMAN.  
H.R. 1590: Mr. SHULER.  
H.R. 1593: Mr. MELANCON.

H.R. 1595: Mr. RANGEL, Mr. ORTIZ, Mr. TOWNS, Ms. KAPTUR, Mr. MCDERMOTT, Mr. PALLONE, Ms. NORTON, Mr. BARTLETT of Maryland, Mr. CLYBURN, Mr. FARR, Mr. FILNER, Mr. HINCHAY, Ms. WOOLSEY, Mr. ENGLISH of Pennsylvania, Mr. JONES of North Carolina, Ms. JACKSON-LEE of Texas, Mr. DAVIS of Illinois, Mr. KIND, Mrs. TAUSCHER, Mr. BOOZMAN, Ms. SOLIS, Mr. WILSON of South Carolina, Mr. GINGREY, Ms. LINDA T. SANCHEZ of California, Mr. SCOTT of Georgia, Mr. AL GREEN of Texas, Ms. WASSERMAN SCHULTZ, Ms. HIRONO, Mr. LOESACK, Mr. HOLDEN, Ms. WATSON, Mr. KUCINICH, Ms. MATSUI, and Ms. LEE.

H.R. 1628: Mr. CROWLEY.  
H.R. 1647: Ms. SUTTON, Mr. ADERHOLT, Mr. BISHOP of Georgia, Ms. MOORE of Wisconsin, and Mr. PORTER.

H.R. 1649: Mr. MCHUGH and Mr. KAGEN.  
H.R. 1653: Mr. WELCH of Vermont.  
H.R. 1673: Ms. DEGETTE.  
H.R. 1687: Mr. HARE, Mr. RAHALL, and Mrs. MUSGRAVE.

H.R. 1700: Mr. WELCH of Vermont, Mr. BISHOP of Georgia, Ms. SHEA-PORTER, Mr. ALTMIRE, Mr. CAPUANO, Mr. YARMUTH, Ms. HOOLEY, Mr. MURPHY of Connecticut, Mrs. LOWEY, Mr. WALZ of Minnesota, Mr. SARBANES, Ms. EDDIE BERNICE JOHNSON of Texas, Mr. THOMPSON of Mississippi, Mr. VAN HOLLEN, Mr. UDALL of New Mexico, and Mr. MURTHA.

H.R. 1705: Ms. HOOLEY, Mr. BAIRD, Mr. COSTELLO, Mr. MEEHAN, Mr. OLVER, Mr. JOHNSON of Georgia, Mr. DOOLITTLE, Mr. MICHAUD, Mr. PLATTS, and Mr. WEINER.  
H.R. 1707: Ms. SLAUGHTER, Mr. TIERNEY, Mr. WEINER, and Mr. MICHAUD.

H.R. 1709: Ms. MATSUI.  
H.R. 1713: Mr. HONDA.  
H.R. 1756: Mr. ELLSWORTH and Mr. GILLMOR.

H.R. 1760: Mr. PETRI.

H.R. 1771: Mr. GRIJALVA.

H.R. 1772: Mr. GORDON, Mr. WALZ of Minnesota, Mr. GRIJALVA, and Ms. KAPTUR.

H.R. 1781: Mr. LEWIS of Georgia, Mr. FARR, Mr. GENE GREEN of Texas, Ms. SUTTON, Mr. RAHALL, Mr. MCCOTTER, and Ms. JACKSON-LEE of Texas.

H.R. 1783: Ms. SHEA-PORTER, Mrs. BOYDA of Kansas, Mr. SPACE, Mr. BRALEY of Iowa, Mr. KLEIN of Florida, and Mr. DONNELLY.

H.R. 1791: Mr. CARTER.

H.R. 1806: Ms. ROS-LEHTINEN and Mr. KUCINICH.

H.R. 1813: Ms. GINNY BROWN-WAITE of Florida and Mr. TOWNS.

H.R. 1823: Mr. GOHMERT, Mr. FORTUÑO, and Mr. PAYNE.

H.R. 1845: Mr. EDWARDS and Mr. OLVER.

H.R. 1866: Mr. RUPPERSBERGER, Ms. JACKSON-LEE of Texas, Mr. REYES, and Mr. RENZI.

H.R. 1884: Mr. BARROW, Mr. WEXLER, Mr. ROGERS of Alabama, and Mr. BISHOP of Utah.

H.R. 1889: Mr. GONZALEZ.

H.R. 1892: Mr. WILSON of Ohio.

H.R. 1907: Mr. DINGELL.

H.R. 1927: Mr. BRALEY of Iowa, Mr. COSTELLO, and Mr. GENE GREEN of Texas.

H.R. 1937: Mr. HERGER, Mrs. CUBIN, Mr. LARSEN of Washington, Mr. HALL of Texas, Mr. PETERSON of Pennsylvania, Mr. ISSA, and Mr. BARTON of Texas.

H.R. 1945: Mr. INSLEE and Mr. GRIJALVA.

H.R. 1947: Mr. DOYLE.

H.R. 1952: Mr. JINDAL and Mr. CUELLAR.

H.R. 1983: Ms. HIRONO, Mr. MICHAUD, Mr. BOUCHER, Mrs. EMERSON, Ms. ZOE LOFGREN of California, Mr. MILLER of Florida, Mr. SOUDER, and Mr. ABERCROMBIE.

H.R. 1992: Ms. MOORE of Wisconsin, Mr. RYAN of Ohio, and Mr. AL GREEN of Texas.

H.R. 2019: Ms. JACKSON-LEE of Texas, Mrs. MALONEY of New York, Ms. MATSUI, and Mr. GONZALEZ.

H.R. 2060: Mr. CHANDLER, Mr. AKIN, Mr. OLVER, Mr. THOMPSON of California, Mr. WALZ of Minnesota, Ms. ESHOO, Mr. SALAZAR, Mr. CUMMINGS, and Mr. AL GREEN of Texas.

H.R. 2063: Mr. LOBIONDO and Mr. VAN HOLLEN.

H.R. 2079: Mr. GILCREST.

H.R. 2108: Mr. STARK and Mr. COHEN.

H.R. 2111: Mr. CHANDLER.

H.R. 2116: Mr. CRENSHAW.

H.R. 2127: Mr. LUCAS, Mr. COLE of Oklahoma, Mr. SULLIVAN, and Ms. FALLIN.

H.R. 2135: Mr. KAGEN and Mr. POMEROY.

H.R. 2138: Mr. HOLDEN and Ms. SUTTON.

H.R. 2147: Ms. WASSERMAN SCHULTZ, Mr. PAYNE, and Ms. CARSON.

H.R. 2161: Mr. KNOLLENBERG, Ms. KAPTUR, Mr. WYNN, Mr. TURNER, and Mr. FILNER.

H. Con. Res. 21: Mr. FERGUSON and Mr. KAGEN.

H. Con. Res. 48: Ms. KAPTUR and Mr. CONAWAY.

H. Con. Res. 70: Mr. BLUMENAUER.

H. Con. Res. 80: Mrs. CAPPS and Ms. WATERS.

H. Con. Res. 87: Mr. ARCURI, Mr. BAKER, Mr. BISHOP of Georgia, Ms. CORRINE BROWN of Florida, Ms. CARSON, Mr. COHEN, Mrs. DRAKE, Mr. DUNCAN, Mr. AL GREEN of Texas, Mr. HOEKSTRA, Mr. ISRAEL, Ms. JACKSON-LEE of Texas, Mr. KUHL of New York, Mr. LOESACK, Mr. MCGOVERN, Mr. MARKEY, Mr. MURPHY of Connecticut, Mr. OBERSTAR, Mr. OLVER, Mr. SCOTT of Virginia, Mr. SHAYS, and Mr. TOWNS.

H. Con. Res. 102: Mr. FARR.

H. Con. Res. 104: Mr. HONDA, Mr. GRIJALVA, and Mr. FARR.

H. Con. Res. 120: Mr. BLUNT, Mr. HOLT, Mr. VAN HOLLEN, and Ms. JACKSON-LEE of Texas.

H. Con. Res. 130: Mr. KENNEDY, Ms. KAPTUR, Mr. HINCHAY, Mrs. MYRICK, Mr. JEFFERSON, Mr. MCDERMOTT, Mr. CLEAVER, and Mr. RAMSTAD.

H. Con. Res. 133: Mr. RAMSTAD.

H. Con. Res. 138: Mr. MARSHALL.

H. Con. Res. 142: Mr. GRIJALVA, Mrs. DAVIS of California, Mr. SHERMAN, Mr. COHEN, Mr. VAN HOLLEN, and Mr. GEORGE MILLER of California.

H. Res. 68: Mr. SERRANO.

H. Res. 97: Mr. GRIJALVA.

H. Res. 101: Mr. BISHOP of Georgia.

H. Res. 121: Mr. CLAY, Ms. WATERS, Mr. CONYERS, Mr. BACA, and Mr. BISHOP of Georgia.

H. Res. 221: Mr. HONDA.

H. Res. 227: Mr. FILNER.

H. Res. 231: Mr. HASTINGS of Washington.

H. Res. 282: Mr. MCGOVERN, Mr. BRALEY of Iowa, Ms. BEAN, Ms. SOLIS, Ms. MATSUI, Mr. COSTA, Ms. SHEA-PORTER, Mr. TIM MURPHY of Pennsylvania, Mr. MICHAUD, Mr. ELLISON, and Mr. GARRETT of New Jersey.

H. Res. 291: Mr. BRALEY of Iowa, Mr. BISHOP of Georgia, Mr. HARE, and Mr. COSTELLO.

H. Res. 296: Mr. CAMP of Michigan, Mr. WILSON of Ohio, Mr. NADLER, Mr. MOORE of Kansas, Mr. MITCHELL, and Mr. VAN HOLLEN.

H. Res. 313: Mr. HUNTER.

H. Res. 322: Mr. MARSHALL.

H. Res. 351: Mr. MCHENRY, Mr. FEENEY, Mr. GINGREY, and Mr. HUNTER.

H. Res. 352: Mr. GRIJALVA and Mrs. NAPOLITANO.

H. Res. 353: Mr. MARSHALL.

H. Res. 354: Mr. WESTMORELAND.

H. Res. 369: Ms. LEE and Mr. MCDERMOTT.

H. Res. 371: Mr. KIND, Mr. BLUMENAUER, Ms. SUTTON, and Ms. BORDALLO.

## TUESDAY, MAY 8, 2007 (64)

### ¶64.1 APPOINTMENT OF SPEAKER PRO TEMPORE

The House was called to order at 10:30 a.m. by the SPEAKER pro tempore, Ms. SOLIS, who laid before the House the following communication:

WASHINGTON, DC,  
May 8, 2007.

I hereby appoint the Honorable HILDA L. SOLIS to act as Speaker pro tempore on this day.

NANCY PELOSI,

*Speaker of the House of Representatives.*

Whereupon, pursuant to the order of the House of January 4, 2007, Members were recognized for morning-hour debate.

### ¶64.2 RECESS—10:51 A.M.

The SPEAKER pro tempore, Ms. SOLIS, pursuant to clause 12(a) of rule I, declared the House in recess at 10 o'clock and 51 minutes a.m., until noon.

### ¶64.3 AFTER RECESS—NOON

The SPEAKER pro tempore, Mr. HOLDEN, called the House to order.

### ¶64.4 APPROVAL OF THE JOURNAL

The SPEAKER pro tempore, Mr. HOLDEN, announced he had examined and approved the Journal of the proceedings of Monday, May 7, 2007.

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

### ¶64.5 COMMUNICATIONS

Executive and other communications, pursuant to clause 8, rule XII, were referred as follows:

1551. A letter from the Secretary, Department of Energy, transmitting a copy of the Department's Energy Fleet Alternative Fuel

Vehicle Acquisition Report, Compliance with EPA Act and E.O. 13149 in Fiscal Year 2006, pursuant to Public Law 109-58, section 701; to the Committee on Energy and Commerce.

1552. A letter from the Secretary, Department of Energy, transmitting the Department's report to Congress on the actions Federal Agencies are taking to incorporate and implement the May 2002 Interagency Agreement, pursuant to Public Law 107-58, section 372(b); to the Committee on Energy and Commerce.

1553. A letter from the Secretary, Federal Trade Commission, transmitting the Commission's Report to Congress on Marketing Violent Entertainment to Children: A Fifth Follow-up Review of Industry Practices In the Motion Picture, Music Recording & Electronic Game Industries; to the Committee on Energy and Commerce.

1554. A letter from the Deputy Director, Defense Security Cooperation Agency, transmitting pursuant to the reporting requirements of Section 36(b)(1) of the Arms Export Control Act, as amended, Transmittal No. 07-20, concerning the Department of the Army's proposed Letter(s) of Offer and Acceptance to Iraq for defense articles and services, pursuant to 22 U.S.C. 2776(a); to the Committee on Foreign Affairs.

1555. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting the annual report relating to the prevention of nuclear proliferation from January 1 to December 31, 2006, pursuant to 22 U.S.C. 3281(a); to the Committee on Foreign Affairs.

1556. A letter from the Chair, Commission on International Religious Freedom, transmitting the Commission's 2007 Annual Report, pursuant to 22 U.S.C. 6412 Public Law 105-292 section 102; to the Committee on Foreign Affairs.

1557. A letter from the Under Secretary, Department of the Air Force, Department of Defense, transmitting a memorandum of transmittal for the Agreement between the Government of the United States of America and the Government of the Republic of Korea concerning the Korean Seismic Research Stations, Wonju, Republic of Korea, pursuant to 10 U.S.C. 2565; to the Committee on Foreign Affairs.

1558. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting the Department's report to Congress on the Millennium Challenge Corporation's activities for fiscal year 2006, pursuant to Public Law 108-199, section 613; to the Committee on Foreign Affairs.

1559. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting the 2006 Annual Report on United Nations voting practices, pursuant to 22 U.S.C. 2414a; to the Committee on Foreign Affairs.

1560. A letter from the Secretary, Department of State, transmitting a request for the prompt consideration and passage of H.R. 6060, the Department of State Authorities Act of 2006; to the Committee on Foreign Affairs.

1561. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting a copy of Presidential Determination No. 2007-15 on the Eligibility of the Republic of Montenegro and the Republic of Serbia to Receive Defense Articles and Defense Services; to the Committee on Foreign Affairs.

1562. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting pursuant to section 36(c) of the Arms Export Control Act, certification regarding the proposed license for the export of defense articles and services to the Governments of Korea, United Kingdom, and the Netherlands (Transmittal No. DDTC 014-07); to the Committee on Foreign Affairs.

1563. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting pursuant to section 36(c) and (d) of the Arms Export Control Act, certification regarding the proposed manufacturing license agreement for the manufacture of major defense articles to the Government of Japan (Transmittal No. DDTC 013-07); to the Committee on Foreign Affairs.

1564. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting pursuant to section 36(d) of the Arms Export Control Act, certification regarding the proposed manufacturing license agreement for the manufacture of significant military equipment in the Government of Germany (Transmittal No. DDTC 001-07); to the Committee on Foreign Affairs.

1565. A letter from the Secretary, Department of State, transmitting the Department's report covering current military, diplomatic, political, and economic measures that are being or have been undertaken to complete out mission in Iraq successfully, pursuant to Public Law 109-163, section 1227; to the Committee on Foreign Affairs.

1566. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting pursuant to Section 620C(c) of the Foreign Assistance Act of 1961, as amended, and in accordance with section 1(a)(6) of Executive Order 13313, a report prepared by the Department of State and the National Security Council on the progress toward a negotiated solution of the Cyprus question covering the period February 1, 2007 through March 31, 2007; to the Committee on Foreign Affairs.

1567. A letter from the Chair, Antitrust Modernization Commission, transmitting the Commission's report and recommendations, pursuant to Public Law 107-273, section 11058; to the Committee on the Judiciary.

1568. A letter from the Acting Assistant Attorney General, Department of Justice, transmitting the annual report of the Office of Justice Programs for Fiscal Years 2005, pursuant to 42 U.S.C. 3712(b); to the Committee on the Judiciary.

1569. A letter from the Acting Assistant Attorney General, Department of Justice, transmitting the Department's report providing an estimate of the dollar amount of claims (together with related fees and expenses of witnesses) that, by reason of the acts or omissions of free clinic health professionals will be paid for 2008, pursuant to 42 U.S.C. 233(o); to the Committee on the Judiciary.

1570. A letter from the Chief, Regulations and Administrative Law, Department of Homeland Security, transmitting the Department's final rule — Security Zone; Chesapeake Bay, between Sandy Point and Kent Island, MD [CGD05-06-104] (RIN: 1625-AA87) received March 29, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1571. A letter from the Chief, Regulations and Administrative Law, Department of Homeland Security, transmitting the Department's final rule — Anchorage Regulations; Falmouth Maine, Casco Bay [CGD01-06-026] (RIN: 1625-AA01) received April 1, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1572. A letter from the Chief, Regulations and Administrative Law, Department of Homeland Security, transmitting the Department's final rule — Safety Zone: Fireworks Display, Trent River, New Bern, North Carolina [CGD05-06-092] (RIN: 1625-AA00) received April 3, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1573. A letter from the Chief, Regulations and Administrative Law, Department of Homeland Security, transmitting the De-

partment's final rule — Special Local Regulations; ChampBoat Grand Prix of Savannah; Savannah, Georgia [CGD07-06-191] (RIN: 1625-AA08) received April 1, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1574. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Establishment, Modification and Revocation of VOR Federal Airways; East Central United States. [Docket No. FAA-2006-24926; Airspace Docket No. 06-ASW-1] (RIN: 2120-AA66) received March 30, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1575. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Change to Time of Designation of Restricted Area 6320; Matagorda, TX [Docket No. FAA-2006-26646; Airspace Docket No. 06-ASW-12] (RIN: 2120-AA66) received March 30, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1576. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Modification of VOR Federal Airway V-2; East Central United States. [Docket No. FAA-2006-25673; Airspace Docket No. 06-ASW-13] (RIN: 2120-AA66) received March 30, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1577. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Gulfstream Aerospace LP Model Gulfstream 100 Airplanes, and Model Astra SPX and 1125 Westwind Astra Airplanes [Docket No. FAA-2007-27077; Directorate Identifier 2006-NM-286-AD; Amendment 39-14916; AD 2007-03-05] (RIN: 2120-AA64) received March 30, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1578. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Airbus Model A330-200, A330-300, A340-200, A-340-300, A340-500, and A340-600 Airplanes [Docket No. FAA-2007-27064; Directorate Identifier 2006-NM-274-AD; Amendment 39-14915; AD 2007-03-04] (RIN: 2120-AA64) received March 30, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1579. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Bombardier Model DHC-8-400 Series Airplanes [Docket No. FAA-2006-26217; Directorate Identifier 2006-NM-209-AD; Amendment 39-14886; AD 2007-01-14] (RIN: 2120-AA64) received March 30, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1580. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Dassault Model Mystere-Falcon 50 and 900, and Falcon 900EX Airplanes; and Model Falcon 2000 and Falcon 2000EX Airplanes [Docket No. FAA-2006-25988; Directorate Identifier 2006-NM-113-AD; Amendment 39-14884; AD 2007-01-12] (RIN: 2120-AA64) received March 30, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1581. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Airbus Model A310-300 Airplanes [Docket No. FAA-2006-25079; Directorate Identifier 2006-NM-065-AD; Amendment 39-14885; AD 2007-01-13] (RIN: 2120-AA64) received March 30, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1582. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; McDonnell Douglas Model DC-8-55, DC-8F-54, and DC-8F-55 Airplanes; and Model DC-8-60, DC-8-70, DC-8-60F, and DC-8-70F Series Airplanes [Docket No. 2001-NM-183-AD; Amendment 39-14889; AD 2007-02-02] (RIN: 2120-AA64) received March 30, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1583. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Airbus Model A300 and A300-600 airplanes [Docket No. FAA-2007-27150; Directorate Identifier 2006-NM-288-AD; Amendment 39-14929; AD 2007-03-18] (RIN: 2120-AA64) received March 30, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1584. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Establishment of Class E Airspace; Santa Cruz, CA. [Docket No. FAA-2006-25922; Airspace Docket No. 06-AWP-17] (RIN: 2120-AA66) received March 30, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1585. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Change to Controlling Agency of Restricted Area 2312; Fort Huachuca, AZ [Docket No. FAA-2006-26599; Airspace Docket No. 06-ASW-11] (RIN: 2120-AA66) received March 30, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1586. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Revocation of Low Altitude Reporting Point; AK [Docket No. FAA-2006-25905; Airspace Docket No. 06-AAL-30] (RIN: 2120-AA66) received March 30, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1587. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Revision of Class D/E Airspace; Big Delta, Allen Army Airfield, Fort Greely, AK [Docket No. FAA-2006-25947; Airspace Docket No. 06-AAL-31] (RIN: 2120-AA66) received March 30, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1588. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Establishment, Modification and Revocation of VOR Federal Airways; East Central United States [Docket No. FAA-2006-24926; Airspace Docket No. 06-ASW-1] (RIN: 2120-AA66) received March 30, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1589. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Establishment of Class E Airspace; Newton Field, ME [Docket No. FAA-2006-26032; Airspace Docket No. 06-ANE-01] (RIN: 2120-AA66) received March 30, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1590. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Establishment of Class E Airspace; Bethel Regional Airport, ME [Docket No. FAA-2006-26031; Airspace Docket No. 06-ANE-02] (RIN: 2120-AA66) received March 30, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1591. A letter from the Program Analyst, Department of Transportation, transmitting

the Department's final rule — Establishment of Class D Airspace; Griffiss Airfield, Rome, NY. [Docket No. FAA-2006-26095; Airspace Docket No. 06-AEA-014] (RIN: 2120-AA66) received March 30, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1592. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Establishment of Class E Airspace; Ridgway, PA [Docket No. FAA-2006-23907; Airspace Docket No. 06-AEA-03] (RIN: 2120-AA66) received March 30, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1593. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Establishment of Class E-2 Airspace; Griffiss Airfield, Rome, NY. [Docket No. FAA-2006-26116; Airspace Docket No. 06-AEA-015] (RIN: 2120-AA66) received March 30, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1594. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Establishment of Class E-2 Airspace; Griffiss Airfield, Rome, NY. [Docket No. FAA-2006-26116; Airspace Docket No. 06-AEA-015] (RIN: 2120-AA66) received March 30, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1595. A letter from the Chief, Regulations and Administrative Law, Department of Transportation, transmitting the Department's final rule — Drawbridge Operation Regulations; Connecticut River, East Haddam, CT [CGD01-06-128] (RIN: 1625-AA09) received April 1, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1596. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Standard Instrument Approach Procedures, Weather Takeoff Minimums; Miscellaneous Amendments [Docket No. 30534 Amdt. No. 3204] (RIN: 2120-AA65) received March 30, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1597. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Standard Instrument Approach Procedures, Weather Takeoff Minimums; Miscellaneous Amendments [Docket No. 30532 Amdt. No. 3202] (RIN: 2120-AA65) received March 30, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1598. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Standard Instrument Approach Procedures, Weather Takeoff Minimums; Miscellaneous Amendments [Docket No. 30536 Amdt. No. 3206] (RIN: 2120-AA65) received March 30, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1599. A letter from the Assistant Secretary, Office of Legislative Affairs, TSA, Department of Homeland Security, transmitting the Administration's report on Security Plan for Essential Air Service and Small Community Service Airports, pursuant to Public Law 109-347, section 701; to the Committee on Homeland Security.

¶64.6 PROVIDING FOR CONSIDERATION OF H.R. 1294

Mr. HASTINGS of Florida, by direction of the Committee on Rules, called up the following resolution (H. Res. 377):

*Resolved*, That upon the adoption of this resolution it shall be in order to consider in the House the bill (H.R. 1294) to extend Federal recognition to the Chickahominy Indian Tribe, the Chickahominy Indian Tribe—Eastern Division, the Upper Mattaponi Tribe, the Rappahannock Tribe, Inc., the Monacan Indian Nation, and the Nansemond Indian Tribe. All points of order against consideration of the bill are waived except those arising under clause 9 or 10 of rule XXI. The amendment in the nature of a substitute recommended by the Committee on Natural Resources now printed in the bill, modified by the amendments printed in the report of the Committee on Rules to accompany this resolution, shall be considered as adopted. The bill, as amended, shall be considered as read. All points of order against the bill, as amended, are waived. The previous question shall be considered as ordered on the bill, as amended, to final passage without intervening motion except: (1) one hour of debate on the bill, as amended, equally divided and controlled by the chairman and ranking minority member of the Committee on Natural Resources; and (2) one motion to recommit with or without instructions.

SEC. 2. During consideration of H.R. 1294 pursuant to this resolution, notwithstanding the operation of the previous question, the Chair may postpone further consideration of the bill to such time as may be designated by the Speaker.

When said resolution was considered.

After debate,

On motion of Mr. HASTINGS of Florida, the previous question was ordered on the resolution to its adoption or rejection.

The question being put, *viva voce*,

Will the House agree to said resolution?

The SPEAKER pro tempore, Mr. HOLDEN, announced that the yeas had it.

Mr. HASTINGS of Washington, objected to the vote on the ground that a quorum was not present and not voting.

A quorum not being present,

The roll was called under clause 6, rule XX, and the call was taken by electronic device.

When there appeared { Yeas ..... 228  
Nays ..... 186

¶64.7 [Roll No. 305]

YEAS—228

Abercrombie	Cardoza	DeLauro
Ackerman	Carnahan	Dicks
Aderholt	Carney	Dingell
Allen	Carson	Doggett
Altmire	Castor	Donnelly
Andrews	Chandler	Edwards
Arcuri	Clarke	Ellison
Baca	Clay	Ellsworth
Baird	Cleaver	Emanuel
Baldwin	Clyburn	Eshoo
Barrow	Cohen	Etheridge
Bean	Conyers	Farr
Becerra	Cooper	Filner
Berkley	Costa	Frank (MA)
Berman	Costello	Giffords
Berry	Courtney	Gillibrand
Bishop (GA)	Cramer	Gonzalez
Bishop (NY)	Crowley	Gordon
Blumenauer	Cuellar	Green, Al
Boren	Cummings	Green, Gene
Boswell	Davis (AL)	Grijalva
Boucher	Davis (CA)	Gutierrez
Boyd (FL)	Davis (IL)	Hall (NY)
Boyd (KS)	Davis, Jo Ann	Hare
Brady (PA)	Davis, Lincoln	Hastings (FL)
Bralley (IA)	Davis, Tom	Herseth Sandlin
Butterfield	DeFazio	Higgins
Capps	DeGette	Hill
Capuano	Delahunt	Hinchev

Hinojosa  
Hirono  
Hodes  
Holden  
Holt  
Honda  
Hooley  
Hoyer  
Insee  
Israel  
Jackson (IL)  
Jackson-Lee (TX)  
Jefferson  
Johnson (GA)  
Jones (OH)  
Kagen  
Kanjorski  
Kaptur  
Kennedy  
Kildee  
Kilpatrick  
Kind  
Klein (FL)  
Kucinich  
Lampson  
Langevin  
Lantos  
Larsen (WA)  
Larsen (CT)  
Lee  
Levin  
Lewis (GA)  
Lipinski  
Loebsack  
Lofgren, Zoe  
Lowey  
Lynch  
Mahoney (FL)  
Maloney (NY)  
Marshall  
Matheson  
Matsui  
McCarthy (NY)  
McCollum (MN)  
McDermott  
McGovern  
McIntyre  
McNerney  
McNulty  
Meehan  
Meek (FL)  
Melancon  
Michaud  
Miller (NC)  
Miller, George  
Mitchell  
Mollohan  
Moore (KS)  
Moore (WI)  
Moran (VA)  
Murphy (CT)  
Murphy, Patrick  
Murtha  
Nadler  
Napolitano  
Neal (MA)  
Oberstar  
Obey  
Oliver  
Ortiz  
Pallone  
Pascrell  
Pascarella  
Payne  
Perlmutter  
Peterson (MN)  
Pomeroy  
Price (NC)  
Rahall  
Rangel  
Reyes  
Rodriguez  
Ross  
Rothman  
Roybal-Allard  
Ruppersberger  
Rush  
Ryan (OH)  
Salazar  
Sanchez, Linda T.  
Sanchez, Loretta  
Sarbanes  
Schakowsky

NAYS—186

Akin  
Alexander  
Bachmann  
Bachus  
Baker  
Barrett (SC)  
Bartlett (MD)  
Barton (TX)  
Biggart  
Bilbray  
Bilirakis  
Bishop (UT)  
Blackburn  
Blunt  
Boehner  
Bonner  
Bono  
Boozman  
Boustany  
Brady (TX)  
Brown (SC)  
Brown-Waite, Ginny  
Buchanan  
Burgess  
Burton (IN)  
Buyer  
Calvert  
Camp (MI)  
Campbell (CA)  
Cannon  
Cantor  
Capito  
Carter  
Castle  
Chabot  
Coble  
Cole (OK)  
Conaway  
Crenshaw  
Cubin  
Culberson  
Davis (KY)  
Davis, David  
Deal (GA)  
Dent  
Diaz-Balart, L.  
Diaz-Balart, M.  
Doolittle  
Drake  
Dreier  
Duncan  
Ehlers  
Emerson  
English (PA)  
Everett  
Fallin  
Feeney  
Ferguson  
Flake  
Forbes  
Fortenberry  
Fossella  
Fox  
Franks (AZ)  
Frelinghuysen  
Gerlach  
Gillmor  
Gingrey  
Gohmert  
Goodlatte  
Granger  
Graves  
Hall (TX)  
Hall (TX)  
Hastert  
Hastings (WA)  
Hayes  
Heller  
Hensarling  
Herger  
Hobson  
Hoyer  
Hunter  
Inglis (SC)  
Issa  
Jindal  
Johnson, Sam  
Jones (NC)  
Jordan  
Keller  
King (IA)  
King (NY)  
Kingston  
Kirk  
Kline (MN)  
Knollenberg  
Kuhl (NY)  
LaHood  
Lamborn  
Latham  
LaTourette  
Lewis (CA)  
Lewis (KY)  
Linder  
LoBiondo  
Lucas  
Lungren, Daniel E.  
Mack  
Manzullo  
McCarthy (CA)  
McCaul (TX)  
McCrery  
McHenry  
McHugh  
McKeon  
Mica  
Miller (FL)  
Miller (MI)  
Miller, Gary  
Moran (KS)  
Murphy, Tim  
Musgrave  
Myrick  
Neugebauer  
Nunes  
Paul  
Pearce  
Pence  
Peterson (PA)  
Petri  
Pickering  
Platts  
Poe  
Porter  
Price (GA)  
Pryce (OH)  
Putnam  
Radanovich  
Ramstad  
Regula  
Rehberg  
Reichert  
Renzi  
Reynolds  
Rogers (AL)  
Rogers (KY)

Rogers (MI)  
Rohrabacher  
Roskam  
Scott (GA)  
Scott (VA)  
Serrano  
Sestak  
Shea-Porter  
Sherman  
Sires  
Skelton  
Slaughter  
Smith (WA)  
Snyder  
Solis  
Space  
Spratt  
Stark  
Stupak  
Sutton  
Tanner  
Tauscher  
Taylor  
Thompson (CA)  
Thompson (MS)  
Tierney  
Towns  
Udall (CO)  
Udall (NM)  
Van Hollen  
Velazquez  
Viscosky  
Walz (MN)  
Wasserman  
Schultz  
Waters  
Watson  
Watt  
Waxman  
Weiner  
Welch (VT)  
Weldon (FL)  
Wexler  
Wilson (OH)  
Woolsey  
Wu  
Wynn  
Yarmuth  
Young (AK)

NOT VOTING—18

Brown, Corrine  
Doyle  
Engel  
Fattah  
Gilchrest  
Goode  
Harman  
Hulshof  
Johnson (IL)  
Johnson, E. B.  
Marchant  
Markey  
McCotter

Shuler  
Shuster  
Simpson  
Smith (NE)  
Smith (NJ)  
Smith (TX)  
Stearns  
Tancredo  
Terry  
Thornberry  
Tiberi  
Turner  
Upton  
Walberg  
Walden (OR)  
Walsh (NY)  
Wamp  
Weller  
Westmoreland  
Whitfield  
Wicker  
Wilson (NM)  
Wilson (SC)  
Wolf  
Young (FL)

McMorris  
Rodgers  
Ros-Lehtinen  
Souder  
Sullivan  
Tiahrt

¶64.8 H. RES. 370—UNFINISHED BUSINESS

The SPEAKER pro tempore, Mr. HOLDEN, pursuant to clause 8, rule XX, announced the unfinished business to be the question on agreeing to the resolution (H. Res. 370) providing for consideration of the concurrent resolution of the Senate (S. Con. Res. 21) setting forth the congressional budget for the United States Government for fiscal year 2008 and including budgetary levels for fiscal years 2007 and 2009 through 2012.

The question being put,  
Will the House agree to said resolution?

The vote was taken by electronic device.

It was decided in the { Yeas ..... 221  
affirmative ..... } Nays ..... 197

¶64.9 [Roll No. 306] YEAS—221

Abercrombie  
Ackerman  
Allen  
Altmire  
Andrews  
Arcuri  
Baca  
Baird  
Baldwin  
Barrow  
Bean  
Becerra  
Berkley  
Berman  
Berry  
Bishop (GA)  
Bishop (NY)  
Blumenauer  
Dingell  
Doggett  
Edwards  
Ellison  
Ellsworth  
Emanuel  
Eshoo  
Etheridge  
Farr  
Filner  
Frank (MA)  
Giffords  
Gillibrand  
Gonzalez  
Gordon  
Green, Al  
Green, Gene  
Grijalva  
Hall (NY)  
Hare  
Harman  
Hastings (FL)  
Cohen  
Conyers  
Cooper  
Costa  
Costello  
Courtney  
Cramer  
Crowley  
Cueellar  
Cummings  
Davis (AL)  
Davis (CA)  
Davis (IL)  
Davis, Lincoln  
DeFazio  
DeGrange  
DeLauro  
Dicks  
Dingell  
Doggett  
Edwards  
Ellison  
Ellsworth  
Emanuel  
Eshoo  
Etheridge  
Farr  
Filner  
Frank (MA)  
Giffords  
Gillibrand  
Gonzalez  
Gordon  
Green, Al  
Green, Gene  
Grijalva  
Hall (NY)  
Hare  
Harman  
Hastings (FL)  
Hersteth Sandlin  
Higgins  
Hinchev  
Hinojosa  
Hirono  
Hodes  
Hoyer  
Insee  
Israel  
Jackson (IL)  
Jackson-Lee (TX)  
Jefferson  
Johnson (GA)  
Jones (OH)  
Kagen  
Kanjorski  
Kaptur  
Kennedy  
Kildee  
Kilpatrick  
Kind  
Klein (FL)  
Kucinich  
Lampson  
Langevin  
Lantos  
Larsen (WA)  
Larson (CT)  
Lee  
Levin  
Lewis (GA)  
Lipinski  
Loebsack  
Lofgren, Zoe  
Lowey  
Mahoney (FL)

Maloney (NY)  
Markey  
Marshall  
Matheson  
Matsui  
McCarthy (NY)  
McCollum (MN)  
McDermott  
McGovern  
McIntyre  
McNerney  
McNulty  
Meehan  
Meek (FL)  
Meeks (NY)  
Melancon  
Michaud  
Miller (NC)  
Miller, George  
Mitchell  
Mollohan  
Moore (KS)  
Moore (WI)  
Moran (VA)  
Murphy (CT)  
Murphy, Patrick  
Murtha  
Nadler  
Napolitano  
Neal (MA)  
Oberstar  
Obey  
Oliver  
Ortiz  
Pallone  
Pascrell  
Pastor  
Payne  
Perlmutter  
Peterson (MN)  
Pomeroy  
Price (NC)  
Rahall  
Rangel  
Reyes  
Rodriguez  
Ross  
Rothman  
Roybal-Allard  
Rush  
Ryan (OH)  
Salazar  
Sanchez, Linda T.  
Sanchez, Loretta  
Sarbanes  
Schakowsky  
Schiff  
Schwartz  
Scott (GA)  
Scott (VA)  
Serrano  
Sestak  
Shea-Porter  
Sherman  
Shuler  
Sires  
Skelton  
Slaughter  
Smith (WA)  
Snyder  
Solis  
Space  
Spratt  
Stark  
Stupak  
Sutton  
Tanner  
Tauscher  
Taylor  
Thompson (CA)  
Thompson (MS)  
Tierney  
Towns  
Udall (CO)  
Udall (NM)  
Van Hollen  
Velazquez  
Viscosky  
Walz (MN)  
Wasserman  
Schultz  
Waters  
Watson  
Watt  
Waxman  
Weiner  
Welch (VT)  
Wexler  
Wilson (OH)  
Woolsey  
Wu  
Wynn  
Yarmuth

NAYS—197

Aderholt  
Akin  
Alexander  
Bachmann  
Bachus  
Baker  
Barrett (SC)  
Bartlett (MD)  
Barton (TX)  
Biggart  
Bilbray  
Bilirakis  
Bishop (UT)  
Blackburn  
Blunt  
Boehner  
Bonner  
Bono  
Boozman  
Boustany  
Brady (TX)  
Brown (SC)  
Brown-Waite, Ginny  
Buchanan  
Burgess  
Burton (IN)  
Buyer  
Calvert  
Camp (MI)  
Campbell (CA)  
Cannon  
Cantor  
Capito  
Carter  
Castle  
Chabot  
Coble  
Cole (OK)  
Conaway  
Crenshaw  
Cubin  
Culberson  
Davis (KY)  
Davis, David  
Davis, Jo Ann  
Davis, Tom  
Deal (GA)  
Dent  
Diaz-Balart, L.  
Diaz-Balart, M.  
Donnelly  
Doolittle  
Drake  
Dreier  
Duncan  
Ehlers  
Emerson  
English (PA)  
Everett  
Fallin  
Feeney  
Ferguson  
Flake  
Forbes  
Fortenberry  
Fossella  
Foxy  
Franks (AZ)  
Frelinghuysen  
Gallegly  
Garrett (NJ)  
Gerlach  
Gillmor  
Gingrey  
Gohmert  
Goode  
Goodlatte  
Granger  
Graves  
Hall (TX)  
Hastert  
Hastings (WA)  
Hayes  
Heller  
Hensarling  
Herger  
Hobson  
Hobson  
Hoekstra  
Hunter  
Inglis (SC)  
Issa  
Jindal  
Johnson, Sam  
Jones (NC)  
Jordan  
Keller  
King (IA)  
King (NY)  
Kingston  
Kirk  
Kline (MN)  
Knollenberg  
Kuhl (NY)  
LaHood  
Lamborn  
Latham  
LaTourette  
Lewis (CA)  
Lewis (KY)  
Linder  
LoBiondo  
Lucas  
Lungren, Daniel E.  
Mack  
Manzullo  
Marchant  
McCarthy (CA)  
McCaul (TX)  
McCotter  
McCrery  
McHenry  
McHugh  
McKeon  
Mica  
Miller (FL)  
Miller (MI)  
Miller, Gary  
Moran (KS)  
Murphy, Tim  
Musgrave  
Myrick  
Neugebauer  
Nunes  
Paul  
Pearce  
Pence  
Peterson (PA)  
Petri  
Pickering  
Platts  
Poe  
Porter  
Price (GA)  
Pryce (OH)  
Putnam  
Radanovich  
Ramstad  
Regula  
Rehberg  
Reichert  
Renzi  
Reynolds  
Rogers (AL)  
Rogers (KY)

Weldon (FL)	Wicker	Young (AK)
Weller	Wilson (NM)	Young (FL)
Westmoreland	Wilson (SC)	
Whitfield	Wolf	

NOT VOTING—14

Brown, Corrine	Gutierrez	McMorris
Doyle	Hulshof	Rodgers
Engel	Johnson (IL)	Ruppersberger
Fattah	Johnson, E. B.	Souder
Gilchrest	Lynch	Tiahrt

So the resolution was agreed to.

A motion to reconsider the vote whereby said resolution was agreed to was, by unanimous consent, laid on the table.

¶64.10 CONGRESSIONAL BUDGET FY 2008

On motion of Mr. SPRATT, pursuant to House Resolution 370, the following concurrent resolution of the Senate (S. Con. Res. 21), was taken from the Speaker's table:

**SECTION 1. CONCURRENT RESOLUTION ON THE BUDGET FOR FISCAL YEAR 2008.**

(a) **DECLARATION.**—The Congress declares that this resolution is the concurrent resolution on the budget for fiscal year 2008 and that the appropriate budgetary levels for fiscal years 2007 and 2009 through 2012 are set forth.

(b) **TABLE OF CONTENTS.**—The table of contents for this concurrent resolution is as follows:

Sec. 1. Concurrent Resolution on the Budget for Fiscal Year 2008.

**TITLE I—RECOMMENDED LEVELS AND AMOUNTS**

Sec. 101. Recommended levels and amounts.

Sec. 102. Social Security.

Sec. 103. Major functional categories.

**TITLE II—BUDGET PROCESS**

Sec. 201. Pay-as-you-go point of order in the Senate.

Sec. 202. Point of order against reconciliation legislation that would increase the deficit or reduce a surplus.. Extension of enforcement of budgetary points of order.

Sec. 206. Point of order against advance appropriations.

Sec. 207. Discretionary spending limits.

Sec. 208. Application of previous allocations in the Senate.

Sec. 209. Point of order to Save Social Security First.

Sec. 210. Point of order against legislation that raises income tax rates.

Sec. 211. Circuit breaker to protect Social Security.

Sec. 212. Point of order—20% limit on new direct spending in reconciliation legislation.

Sec. 213. Point of order against legislation that raises income tax rates for small businesses, family farms, or family ranches.

Sec. 214. Point of order against provisions of appropriations legislation that constitutes changes in mandatory programs with net costs.

Sec. 215. Disclosure of interest costs.

**TITLE III—RESERVE FUNDS AND ADJUSTMENTS**

Sec. 301. Deficit-neutral reserve fund for SCHIP legislation.

Sec. 302. Deficit-neutral reserve fund for care of wounded service members.

Sec. 303. Deficit-neutral reserve fund for tax relief.

Sec. 304. Deficit-neutral reserve fund for comparative effectiveness research.

Sec. 305. Deficit-neutral reserve fund for higher education.

Sec. 306. Deficit-neutral reserve fund for the Farm Bill.

Sec. 307. Deficit-neutral reserve fund for energy legislation.

Sec. 308. Deficit-neutral reserve fund for Medicare.

Sec. 309. Deficit-neutral reserve fund for small business health insurance.

Sec. 310. Deficit-neutral reserve fund for county payments for Secure Rural Schools and Community Self-Determination Act of 2000 reauthorization.

Sec. 311. Deficit-neutral reserve fund for terrorism risk insurance reauthorization.

Sec. 312. Deficit-neutral reserve fund for affordable housing.

Sec. 313. Deficit-neutral reserve fund for receipts from Bonneville Power Administration.

Sec. 314. Deficit-neutral reserve fund for Indian claims settlement.

Sec. 315. Deficit-neutral reserve fund for Food and Drug Administration.

Sec. 316. Deficit-neutral reserve fund for health care reform.

Sec. 317. Deficit-neutral reserve fund for enhancement of veterans' benefits.

Sec. 318. Deficit-neutral reserve fund for long-term care.

Sec. 319. Deficit-neutral reserve fund for health information technology.

Sec. 320. Deficit-neutral reserve fund for child care.

Sec. 321. Deficit-neutral reserve fund for comprehensive immigration reform.

Sec. 322. Deficit-neutral reserve fund for mental health parity.

Sec. 323. Deficit-neutral reserve fund for preschool opportunities.

Sec. 324. Deficit-neutral reserve fund for the safe importation of FDA-approved prescription drugs.

Sec. 325. Application and effect of changes in allocations and aggregates.

Sec. 326. Adjustments to reflect changes in concepts and definitions.

Sec. 327. Exercise of rulemaking powers.

Sec. 328. Deficit-neutral reserve fund for expansion of above-the-line deduction for teacher classroom supplies.

Sec. 329. Adjustment for Smithsonian Institution salaries and expenses.

Sec. 330. Deficit-reduction reserve fund for reduction of improper payments.

Sec. 331. Deficit-neutral reserve fund for extension of the deduction for State and local sales taxes.

Sec. 332. Deficit-neutral reserve fund for extension of certain energy tax incentives.

Sec. 333. Reserve fund to provide additional training for physicians and attract more physicians in States that face a shortage of physicians in training.

Sec. 334. Deficit-neutral reserve fund for repeal of the 1993 increase in the income tax on Social Security Benefits.

Sec. 335. Sense of Congress on the State Criminal Alien Assistance Program.

Sec. 336. Deficit-neutral reserve fund for eliminating military retirement and disability offset.

Sec. 337. Deficit-neutral reserve for asbestos reform legislation.

Sec. 338. Deficit-neutral reserve fund for manufacturing initiatives.

Sec. 339. Deficit-reduction reserve fund for increased use of recovery audits.

Sec. 340. Deficit-neutral reserve fund for a delay in the implementation of a proposed rule relating to the Federal-State Financial Partnerships under Medicaid and SCHIP.

Sec. 341. Reserve fund to improve the health care system.

Sec. 342. Reserve fund to improve Medicare hospital payment accuracy.

Sec. 343. Deficit-neutral reserve fund to improve health insurance.

**TITLE I—RECOMMENDED LEVELS AND AMOUNTS**

**SEC. 101. RECOMMENDED LEVELS AND AMOUNTS.**

The following budgetary levels are appropriate for each of fiscal years 2007 through 2012:

(1) **FEDERAL REVENUES.**—For purposes of the enforcement of this resolution:

(A) The recommended levels of Federal revenues are as follows:

Fiscal year 2007: \$1,900,706,000,000.

Fiscal year 2008: \$2,008,975,000,000.

Fiscal year 2009: \$2,122,544,000,000.

Fiscal year 2010: \$2,221,229,000,000.

Fiscal year 2011: \$2,357,776,000,000.

Fiscal year 2012: \$2,426,691,000,000.

(B) The amounts by which the aggregate levels of Federal revenues should be changed are as follows:

Fiscal year 2007: -\$4,000,000,000.

Fiscal year 2008: -\$41,821,000,000.

Fiscal year 2009: \$15,618,000,000.

Fiscal year 2010: \$57,508,000,000.

Fiscal year 2011: -\$36,774,000,000.

Fiscal year 2012: -\$170,405,000,000.

(2) **NEW BUDGET AUTHORITY.**—For purposes of the enforcement of this resolution, the appropriate levels of total new budget authority are as follows:

Fiscal year 2007: \$2,364,566,000,000.

Fiscal year 2008: \$2,490,185,000,000.

Fiscal year 2009: \$2,506,314,000,000.

Fiscal year 2010: \$2,555,623,000,000.

Fiscal year 2011: \$2,669,264,000,000.

Fiscal year 2012: \$2,696,288,000,000.

(3) **BUDGET OUTLAYS.**—For purposes of the enforcement of this resolution, the appropriate levels of total budget outlays are as follows:

Fiscal year 2007: \$2,298,846,000,000.

Fiscal year 2008: \$2,460,251,000,000.

Fiscal year 2009: \$2,555,575,000,000.

Fiscal year 2010: \$2,587,173,000,000.

Fiscal year 2011: \$2,675,133,000,000.

Fiscal year 2012: \$2,682,375,000,000.

(4) **DEFICITS.**—For purposes of the enforcement of this resolution, the amounts of the deficits are as follows:

Fiscal year 2007: \$398,140,000,000.

Fiscal year 2008: \$451,276,000,000.

Fiscal year 2009: \$433,031,000,000.

Fiscal year 2010: \$365,944,000,000.

Fiscal year 2011: \$317,357,000,000.

Fiscal year 2012: \$255,684,000,000.

(5) **PUBLIC DEBT.**—The appropriate levels of the public debt are as follows:

Fiscal year 2007: \$8,960,830,000,000.

Fiscal year 2008: \$9,529,811,000,000.

Fiscal year 2009: \$10,079,488,000,000.

Fiscal year 2010: \$10,562,973,000,000.

Fiscal year 2011: \$10,993,669,000,000.

Fiscal year 2012: \$11,375,583,000,000.

(6) **DEBT HELD BY THE PUBLIC.**—The appropriate levels of debt held by the public are as follows:

Fiscal year 2007: \$5,045,226,000,000.

Fiscal year 2008: \$5,308,213,000,000.

Fiscal year 2009: \$5,537,687,000,000.

Fiscal year 2010: \$5,686,479,000,000.

Fiscal year 2011: \$5,769,579,000,000.

Fiscal year 2012: \$5,779,399,000,000.

**SEC. 102. SOCIAL SECURITY.**

(a) **SOCIAL SECURITY REVENUES.**—The amounts of revenues of the Federal Old-Age and Survivors Insurance Trust Fund and the Federal Disability Insurance Trust Fund are as follows:

Fiscal year 2007: \$637,586,000,000.

Fiscal year 2008: \$668,998,000,000.

Fiscal year 2009: \$702,851,000,000.

Fiscal year 2010: \$737,589,000,000.

Fiscal year 2011: \$772,605,000,000.

Fiscal year 2012: \$807,928,000,000.

(b) **SOCIAL SECURITY OUTLAYS.**—The amounts of outlays of the Federal Old-Age and Survivors Insurance Trust Fund and the Federal Disability Insurance Trust Fund are as follows:

Fiscal year 2007: \$441,676,000,000.

Fiscal year 2008: \$460,224,000,000.

Fiscal year 2009: \$478,578,000,000.

Fiscal year 2010: \$499,655,000,000.  
 Fiscal year 2011: \$520,743,000,000.  
 Fiscal year 2012: \$546,082,000,000.

(c) SOCIAL SECURITY ADMINISTRATIVE EXPENSES.—In the Senate, the amounts of new budget authority and budget outlays of the Federal Old-Age and Survivors Insurance Trust Fund and the Federal Disability Insurance Trust Fund for administrative expenses are as follows:

Fiscal year 2007:  
 (A) New budget authority, \$4,692,000,000.  
 (B) Outlays, \$4,727,000,000.  
 Fiscal year 2008:  
 (A) New budget authority, \$5,130,000,000.  
 (B) Outlays, \$5,105,000,000.  
 Fiscal year 2009:  
 (A) New budget authority, \$5,284,000,000.  
 (B) Outlays, \$5,244,000,000.  
 Fiscal year 2010:  
 (A) New budget authority, \$5,444,000,000.  
 (B) Outlays, \$5,417,000,000.  
 Fiscal year 2011:  
 (A) New budget authority, \$5,612,000,000.  
 (B) Outlays, \$5,583,000,000.  
 Fiscal year 2012:  
 (A) New budget authority, \$5,783,000,000.  
 (B) Outlays, \$5,753,000,000.

#### SEC. 103. MAJOR FUNCTIONAL CATEGORIES.

The Congress determines and declares that the appropriate levels of new budget authority and outlays for fiscal years 2007 through 2012 for each major functional category are:

(1) National Defense (050):  
 Fiscal year 2007:  
 (A) New budget authority, \$619,363,000,000.  
 (B) Outlays, \$560,462,000,000.  
 Fiscal year 2008:  
 (A) New budget authority, \$648,820,000,000.  
 (B) Outlays, \$617,842,000,000.  
 Fiscal year 2009:  
 (A) New budget authority, \$584,775,000,000.  
 (B) Outlays, \$626,962,000,000.  
 Fiscal year 2010:  
 (A) New budget authority, \$545,251,000,000.  
 (B) Outlays, \$572,856,000,000.  
 Fiscal year 2011:  
 (A) New budget authority, \$551,054,000,000.  
 (B) Outlays, \$558,381,000,000.  
 Fiscal year 2012:  
 (A) New budget authority, \$559,899,000,000.  
 (B) Outlays, \$551,763,000,000.  
 (2) International Affairs (150):  
 Fiscal year 2007:  
 (A) New budget authority, \$34,790,000,000.  
 (B) Outlays, \$32,015,000,000.  
 Fiscal year 2008:  
 (A) New budget authority, \$39,214,000,000.  
 (B) Outlays, \$36,944,400,000.  
 Fiscal year 2009:  
 (A) New budget authority, \$34,555,000,000.  
 (B) Outlays, \$35,101,600,000.  
 Fiscal year 2010:  
 (A) New budget authority, \$34,859,000,000.  
 (B) Outlays, \$33,497,400,000.  
 Fiscal year 2011:  
 (A) New budget authority, \$35,432,000,000.  
 (B) Outlays, \$33,376,600,000.  
 Fiscal year 2012:  
 (A) New budget authority, \$35,984,000,000.  
 (B) Outlays, \$33,335,000,000.  
 (3) General Science, Space, and Technology (250):  
 Fiscal year 2007:  
 (A) New budget authority, \$25,079,000,000.  
 (B) Outlays, \$24,516,000,000.  
 Fiscal year 2008:  
 (A) New budget authority, \$27,583,000,000.  
 (B) Outlays, \$26,353,000,000.  
 Fiscal year 2009:  
 (A) New budget authority, \$26,925,000,000.  
 (B) Outlays, \$27,529,000,000.  
 Fiscal year 2010:  
 (A) New budget authority, \$27,289,000,000.  
 (B) Outlays, \$27,651,000,000.  
 Fiscal year 2011:  
 (A) New budget authority, \$27,654,000,000.  
 (B) Outlays, \$27,267,000,000.

Fiscal year 2012:

(A) New budget authority, \$28,020,000,000.  
 (B) Outlays, \$27,593,000,000.  
 (4) Energy (270):  
 Fiscal year 2007:  
 (A) New budget authority, \$2,958,000,000.  
 (B) Outlays, \$1,384,000,000.  
 Fiscal year 2008:  
 (A) New budget authority, \$3,662,000,000.  
 (B) Outlays, \$1,256,000,000.  
 Fiscal year 2009:  
 (A) New budget authority, \$3,142,000,000.  
 (B) Outlays, \$1,659,000,000.  
 Fiscal year 2010:  
 (A) New budget authority, \$3,198,000,000.  
 (B) Outlays, \$1,778,000,000.  
 Fiscal year 2011:  
 (A) New budget authority, \$3,258,000,000.  
 (B) Outlays, \$1,766,000,000.  
 Fiscal year 2012:  
 (A) New budget authority, \$3,306,000,000.  
 (B) Outlays, \$2,032,000,000.  
 (5) Natural Resources and Environment (300):  
 Fiscal year 2007:  
 (A) New budget authority, \$31,332,000,000.  
 (B) Outlays, \$32,905,000,000.  
 Fiscal year 2008:  
 (A) New budget authority, \$32,933,000,000.  
 (B) Outlays, \$34,927,000,000.  
 Fiscal year 2009:  
 (A) New budget authority, \$33,331,000,000.  
 (B) Outlays, \$35,250,000,000.  
 Fiscal year 2010:  
 (A) New budget authority, \$33,999,000,000.  
 (B) Outlays, \$35,264,000,000.  
 Fiscal year 2011:  
 (A) New budget authority, \$34,365,000,000.  
 (B) Outlays, \$35,337,000,000.  
 Fiscal year 2012:  
 (A) New budget authority, \$35,098,000,000.  
 (B) Outlays, \$35,624,000,000.  
 (6) Agriculture (350):  
 Fiscal year 2007:  
 (A) New budget authority, \$26,207,000,000.  
 (B) Outlays, \$22,580,000,000.  
 Fiscal year 2008:  
 (A) New budget authority, \$20,481,000,000.  
 (B) Outlays, \$21,497,000,000.  
 Fiscal year 2009:  
 (A) New budget authority, \$20,984,000,000.  
 (B) Outlays, \$20,108,000,000.  
 Fiscal year 2010:  
 (A) New budget authority, \$21,137,000,000.  
 (B) Outlays, \$20,118,000,000.  
 Fiscal year 2011:  
 (A) New budget authority, \$21,099,000,000.  
 (B) Outlays, \$20,390,000,000.  
 Fiscal year 2012:  
 (A) New budget authority, \$21,288,000,000.  
 (B) Outlays, \$20,763,000,000.  
 (7) Commerce and Housing Credit (370):  
 Fiscal year 2007:  
 (A) New budget authority, \$5,515,000,000.  
 (B) Outlays, -\$3,522,000,000.  
 Fiscal year 2008:  
 (A) New budget authority, \$8,915,000,000.  
 (B) Outlays, \$1,882,000,000.  
 Fiscal year 2009:  
 (A) New budget authority, \$8,602,000,000.  
 (B) Outlays, \$159,000,000.  
 Fiscal year 2010:  
 (A) New budget authority, \$8,566,000,000.  
 (B) Outlays, \$178,000,000.  
 Fiscal year 2011:  
 (A) New budget authority, \$8,591,000,000.  
 (B) Outlays, -\$27,000,000.  
 Fiscal year 2012:  
 (A) New budget authority, \$8,772,000,000.  
 (B) Outlays, \$507,000,000.  
 (8) Transportation (400):  
 Fiscal year 2007:  
 (A) New budget authority, \$81,282,000,000.  
 (B) Outlays, \$74,739,000,000.  
 Fiscal year 2008:  
 (A) New budget authority, \$83,872,000,000.  
 (B) Outlays, \$81,383,000,000.  
 Fiscal year 2009:  
 (A) New budget authority, \$75,700,000,000.  
 (B) Outlays, \$84,032,000,000.

Fiscal year 2010:

(A) New budget authority, \$76,253,000,000.  
 (B) Outlays, \$85,893,000,000.  
 Fiscal year 2011:  
 (A) New budget authority, \$76,887,000,000.  
 (B) Outlays, \$86,307,000,000.  
 Fiscal year 2012:  
 (A) New budget authority, \$77,476,000,000.  
 (B) Outlays, \$87,721,000,000.  
 (9) Community and Regional Development (450):  
 Fiscal year 2007:  
 (A) New budget authority, \$19,117,000,000.  
 (B) Outlays, \$28,281,000,000.  
 Fiscal year 2008:  
 (A) New budget authority, \$15,415,000,000.  
 (B) Outlays, \$22,461,500,000.  
 Fiscal year 2009:  
 (A) New budget authority, \$13,561,000,000.  
 (B) Outlays, \$21,264,000,000.  
 Fiscal year 2010:  
 (A) New budget authority, \$13,742,000,000.  
 (B) Outlays, \$20,059,000,000.  
 Fiscal year 2011:  
 (A) New budget authority, \$13,921,000,000.  
 (B) Outlays, \$18,076,000,000.  
 Fiscal year 2012:  
 (A) New budget authority, \$14,098,000,000.  
 (B) Outlays, \$15,084,000,000.  
 (10) Education, Training, Employment, and Social Services (500):  
 Fiscal year 2007:  
 (A) New budget authority, \$92,780,000,000.  
 (B) Outlays, \$92,224,000,000.  
 Fiscal year 2008:  
 (A) New budget authority, \$93,889,000,000.  
 (B) Outlays, \$90,399,000,000.  
 Fiscal year 2009:  
 (A) New budget authority, \$97,592,000,000.  
 (B) Outlays, \$93,948,000,000.  
 Fiscal year 2010:  
 (A) New budget authority, \$99,366,000,000.  
 (B) Outlays, \$96,896,000,000.  
 Fiscal year 2011:  
 (A) New budget authority, \$99,650,000,000.  
 (B) Outlays, \$98,473,000,000.  
 Fiscal year 2012:  
 (A) New budget authority, \$100,104,000,000.  
 (B) Outlays, \$98,307,000,000.  
 (11) Health (550):  
 Fiscal year 2007:  
 (A) New budget authority, \$268,340,000,000.  
 (B) Outlays, \$268,645,000,000.  
 Fiscal year 2008:  
 (A) New budget authority, \$291,266,000,000.  
 (B) Outlays, \$290,234,000,000.  
 Fiscal year 2009:  
 (A) New budget authority, \$310,068,000,000.  
 (B) Outlays, \$308,329,000,000.  
 Fiscal year 2010:  
 (A) New budget authority, \$333,219,000,000.  
 (B) Outlays, \$333,355,000,000.  
 Fiscal year 2011:  
 (A) New budget authority, \$356,057,000,000.  
 (B) Outlays, \$355,356,000,000.  
 Fiscal year 2012:  
 (A) New budget authority, \$379,814,000,000.  
 (B) Outlays, \$379,151,000,000.  
 (12) Medicare (570):  
 Fiscal year 2007:  
 (A) New budget authority, \$365,152,000,000.  
 (B) Outlays, \$370,180,000,000.  
 Fiscal year 2008:  
 (A) New budget authority, \$389,969,000,000.  
 (B) Outlays, \$390,035,000,000.  
 Fiscal year 2009:  
 (A) New budget authority, \$414,779,000,000.  
 (B) Outlays, \$414,440,000,000.  
 Fiscal year 2010:  
 (A) New budget authority, \$439,862,000,000.  
 (B) Outlays, \$440,092,000,000.  
 Fiscal year 2011:  
 (A) New budget authority, \$484,792,000,000.  
 (B) Outlays, \$484,811,000,000.  
 Fiscal year 2012:  
 (A) New budget authority, \$481,008,000,000.  
 (B) Outlays, \$480,632,000,000.  
 (13) Income Security (600):  
 Fiscal year 2007:



(A) New budget authority, \$360,365,000,000.  
 (B) Outlays, \$364,204,000,000.  
 Fiscal year 2008:  
 (A) New budget authority, \$379,759,000,000.  
 (B) Outlays, \$383,609,000,000.  
 Fiscal year 2009:  
 (A) New budget authority, \$390,801,000,000.  
 (B) Outlays, \$393,118,000,000.  
 Fiscal year 2010:  
 (A) New budget authority, \$400,706,000,000.  
 (B) Outlays, \$401,774,000,000.  
 Fiscal year 2011:  
 (A) New budget authority, \$415,851,000,000.  
 (B) Outlays, \$415,874,000,000.  
 Fiscal year 2012:  
 (A) New budget authority, \$401,275,000,000.  
 (B) Outlays, \$400,684,000,000.  
 (14) Social Security (650):  
 Fiscal year 2007:  
 (A) New budget authority, \$19,089,000,000.  
 (B) Outlays, \$19,089,000,000.  
 Fiscal year 2008:  
 (A) New budget authority, \$19,644,000,000.  
 (B) Outlays, \$19,644,000,000.  
 Fiscal year 2009:  
 (A) New budget authority, \$21,518,000,000.  
 (B) Outlays, \$21,518,000,000.  
 Fiscal year 2010:  
 (A) New budget authority, \$23,701,000,000.  
 (B) Outlays, \$23,701,000,000.  
 Fiscal year 2011:  
 (A) New budget authority, \$27,009,000,000.  
 (B) Outlays, \$27,009,000,000.  
 Fiscal year 2012:  
 (A) New budget authority, \$29,898,000,000.  
 (B) Outlays, \$29,898,000,000.  
 (15) Veterans Benefits and Services (700):  
 Fiscal year 2007:  
 (A) New budget authority, \$73,896,000,000.  
 (B) Outlays, \$72,342,000,000.  
 Fiscal year 2008:  
 (A) New budget authority, \$85,262,000,000.  
 (B) Outlays, \$84,424,000,000.  
 Fiscal year 2009:  
 (A) New budget authority, \$87,372,000,000.  
 (B) Outlays, \$87,943,000,000.  
 Fiscal year 2010:  
 (A) New budget authority, \$89,559,000,000.  
 (B) Outlays, \$89,210,000,000.  
 Fiscal year 2011:  
 (A) New budget authority, \$94,707,000,000.  
 (B) Outlays, \$94,314,000,000.  
 Fiscal year 2012:  
 (A) New budget authority, \$91,513,000,000.  
 (B) Outlays, \$90,957,000,000.  
 (16) Administration of Justice (750):  
 Fiscal year 2007:  
 (A) New budget authority, \$45,559,000,000.  
 (B) Outlays, \$44,709,000,000.  
 Fiscal year 2008:  
 (A) New budget authority, \$48,796,000,000.  
 (B) Outlays, \$47,090,500,000.  
 Fiscal year 2009:  
 (A) New budget authority, \$47,333,000,000.  
 (B) Outlays, \$48,622,900,000.  
 Fiscal year 2010:  
 (A) New budget authority, \$48,106,000,000.  
 (B) Outlays, \$48,669,000,000.  
 Fiscal year 2011:  
 (A) New budget authority, \$48,895,000,000.  
 (B) Outlays, \$48,976,000,000.  
 Fiscal year 2012:  
 (A) New budget authority, \$49,686,000,000.  
 (B) Outlays, \$49,583,000,000.  
 (17) General Government (800):  
 Fiscal year 2007:  
 (A) New budget authority, \$18,196,000,000.  
 (B) Outlays, \$18,577,000,000.  
 Fiscal year 2008:  
 (A) New budget authority, \$18,758,000,000.  
 (B) Outlays, \$19,118,000,000.  
 Fiscal year 2009:  
 (A) New budget authority, \$19,214,000,000.  
 (B) Outlays, \$19,313,000,000.  
 Fiscal year 2010:  
 (A) New budget authority, \$19,657,000,000.  
 (B) Outlays, \$19,573,000,000.  
 Fiscal year 2011:  
 (A) New budget authority, \$20,222,000,000.

(B) Outlays, \$19,987,000,000.  
 Fiscal year 2012:  
 (A) New budget authority, \$20,725,000,000.  
 (B) Outlays, \$20,606,000,000.  
 (18) Net Interest (900):  
 Fiscal year 2007:  
 (A) New budget authority, \$344,475,000,000.  
 (B) Outlays, \$344,475,000,000.  
 Fiscal year 2008:  
 (A) New budget authority, \$370,425,000,000.  
 (B) Outlays, \$370,425,000,000.  
 Fiscal year 2009:  
 (A) New budget authority, \$390,393,000,000.  
 (B) Outlays, \$390,393,000,000.  
 Fiscal year 2010:  
 (A) New budget authority, \$412,002,000,000.  
 (B) Outlays, \$412,002,000,000.  
 Fiscal year 2011:  
 (A) New budget authority, \$427,476,000,000.  
 (B) Outlays, \$427,476,000,000.  
 Fiscal year 2012:  
 (A) New budget authority, \$438,455,000,000.  
 (B) Outlays, \$438,455,000,000.  
 (19) Allowances (920):  
 Fiscal year 2007:  
 (A) New budget authority, \$785,000,000.  
 (B) Outlays, \$755,000,000.  
 Fiscal year 2008:  
 (A) New budget authority, \$-16,724,000,000.  
 (B) Outlays, \$-7,519,400,000.  
 Fiscal year 2009:  
 (A) New budget authority, \$-7,296,000,000.  
 (B) Outlays, \$-7,068,500,000.  
 Fiscal year 2010:  
 (A) New budget authority, \$-7,390,000,000.  
 (B) Outlays, \$-7,935,400,000.  
 Fiscal year 2011:  
 (A) New budget authority, \$-7,481,000,000.  
 (B) Outlays, \$-7,823,600,000.  
 Fiscal year 2012:  
 (A) New budget authority, \$-7,574,000,000.  
 (B) Outlays, \$-7,761,000,000.  
 (20) Undistributed Offsetting Receipts (950):  
 Fiscal year 2007:  
 (A) New budget authority, \$-69,714,000,000.  
 (B) Outlays, \$-69,714,000,000.  
 Fiscal year 2008:  
 (A) New budget authority, \$-71,754,000,000.  
 (B) Outlays, \$-71,754,000,000.  
 Fiscal year 2009:  
 (A) New budget authority, \$-67,035,000,000.  
 (B) Outlays, \$-67,044,000,000.  
 Fiscal year 2010:  
 (A) New budget authority, \$-67,458,000,000.  
 (B) Outlays, \$-67,458,000,000.  
 Fiscal year 2011:  
 (A) New budget authority, \$-70,175,000,000.  
 (B) Outlays, \$-70,195,000,000.  
 Fiscal year 2012:  
 (A) New budget authority, \$-72,557,000,000.  
 (B) Outlays, \$-72,560,000,000.

**TITLE II—BUDGET PROCESS**

**SEC. 201. PAY-AS-YOU-GO POINT OF ORDER IN THE SENATE.**

(a) POINT OF ORDER.—  
 (1) IN GENERAL.—It shall not be in order in the Senate to consider any direct spending or revenue legislation that would increase the on-budget deficit or cause an on-budget deficit for any 1 of 4 applicable time periods as measured in paragraphs (5) and (6).  
 (2) APPLICABLE TIME PERIODS.—For purposes of this subsection, the term “applicable time period” means any 1 of the 4 following periods:  
 (A) The current fiscal year.  
 (B) The budget year.  
 (C) The period of the 5 fiscal years following the current fiscal year.

(D) The period of the 5 fiscal years following the 5 fiscal years referred to in subparagraph (C).

(3) DIRECT SPENDING LEGISLATION.—For purposes of this subsection and except as provided in paragraph (4), the term “direct spending legislation” means any bill, joint resolution, amendment, motion, or conference report that affects direct spending as that term is defined by, and interpreted for purposes of, the Balanced Budget and Emergency Deficit Control Act of 1985.

(4) EXCLUSION.—For purposes of this subsection, the terms “direct spending legislation” and “revenue legislation” do not include—

(A) any concurrent resolution on the budget; or

(B) any provision of legislation that affects the full funding of, and continuation of, the deposit insurance guarantee commitment in effect on the date of enactment of the Budget Enforcement Act of 1990.

(5) BASELINE.—Estimates prepared pursuant to this subsection shall—

(A) use the baseline surplus or deficit used for the most recently adopted concurrent resolution on the budget; and

(B) be calculated under the requirements of subsections (b) through (d) of section 257 of the Balanced Budget and Emergency Deficit Control Act of 1985 for fiscal years beyond those covered by that concurrent resolution on the budget.

(6) PRIOR SURPLUS.—If direct spending or revenue legislation increases the on-budget deficit or causes an on-budget deficit when taken individually, it must also increase the on-budget deficit or cause an on-budget deficit when taken together with all direct spending and revenue legislation enacted since the beginning of the calendar year not accounted for in the baseline under paragraph (5)(A), except that direct spending or revenue effects resulting in net deficit reduction enacted in any bill pursuant to a reconciliation instruction since the beginning of that same calendar year shall never be made available on the pay-as-you-go ledger and shall be dedicated only for deficit reduction.

(b) SUPERMAJORITY WAIVER AND APPEALS.—

(1) WAIVER.—This section may be waived or suspended in the Senate only by the affirmative vote of three-fifths of the Members, duly chosen and sworn.

(2) APPEALS.—Appeals in the Senate from the decisions of the Chair relating to any provision of this section shall be limited to 1 hour, to be equally divided between, and controlled by, the appellant and the manager of the bill or joint resolution, as the case may be. An affirmative vote of three-fifths of the Members of the Senate, duly chosen and sworn, shall be required to sustain an appeal of the ruling of the Chair on a point of order raised under this section.

(c) DETERMINATION OF BUDGET LEVELS.—For purposes of this section, the levels of new budget authority, outlays, and revenues for a fiscal year shall be determined on the basis of estimates made by the Senate Committee on the Budget.

(d) SUNSET.—This section shall expire on September 30, 2017.

(e) REPEAL.—In the Senate, section 505 of H. Con. Res. 95 (108th Congress), the fiscal year 2004 concurrent resolution on the budget, shall no longer apply.

**SEC. 202. POINT OF ORDER AGAINST RECONCILIATION LEGISLATION THAT WOULD INCREASE THE DEFICIT OR REDUCE A SURPLUS.**

(a) IN GENERAL.—It shall not be in order in the Senate to consider any reconciliation bill, resolution, amendment, amendment between Houses, motion, or conference report pursuant to section 310 of the Congressional Budget Act of 1974 that would cause or increase a deficit or reduce a surplus in the current fiscal year, the budget year, the period of the first 5 fiscal years following the current fiscal year, or the period of the second 5 fiscal years following the current fiscal year.

**(b) SUPERMAJORITY WAIVER AND APPEAL.—**

(1) **WAIVER.**—This section may be waived or suspended in the Senate only by an affirmative vote of three-fifths of the Members, duly chosen and sworn.

(2) **APPEAL.**—An affirmative vote of three-fifths of the Members of the Senate, duly chosen and sworn, shall be required in the Senate to sustain an appeal of the ruling of the Chair on a point of order raised under this section.

**SEC. 203. POINT OF ORDER AGAINST LEGISLATION INCREASING LONG-TERM DEFICITS.**

(a) **CONGRESSIONAL BUDGET OFFICE ANALYSIS OF PROPOSALS.**—The Director of the Congressional Budget Office shall, to the extent practicable, prepare for each bill and joint resolution reported from committee (except measures within the jurisdiction of the Committee on Appropriations), and amendments thereto and conference reports thereon, an estimate of whether the measure would cause, relative to current law, a net increase in deficits in excess of \$5,000,000,000 in any of the four 10-year periods beginning in fiscal year 2018 through fiscal year 2057.

(b) **POINT OF ORDER.**—In the Senate, it shall not be in order to consider any bill, joint resolution, amendment, motion, or conference report that would cause a net increase in deficits in excess of \$5,000,000,000 in any of the four 10-year periods beginning in 2018 through 2057.

**(c) SUPERMAJORITY WAIVER AND APPEAL.—**

(1) **WAIVER.**—This section may be waived or suspended only by the affirmative vote of three-fifths of the Members, duly chosen and sworn.

(2) **APPEAL.**—An affirmative vote of three-fifths of the Members, duly chosen and sworn, shall be required to sustain an appeal of the ruling of the Chair on a point of order raised under this section.

(d) **DETERMINATIONS OF BUDGET LEVELS.**—For purposes of this section, the levels of net deficit increases shall be determined on the basis of estimates provided by the Committee on the Budget of the Senate.

(e) **REPEAL.**—In the Senate, section 407 of H. Con. Res. 95 (109th Congress), the concurrent resolution on the budget for fiscal year 2006, shall no longer apply.

(f) **SUNSET.**—This section shall expire on September 30, 2017.

**SEC. 204. EMERGENCY LEGISLATION.**

(a) **AUTHORITY TO DESIGNATE.**—With respect to a provision of direct spending or receipts legislation or appropriations for discretionary accounts that the Congress designates as an emergency requirement in such measure, the amounts of new budget authority, outlays, and receipts in all fiscal years resulting from that provision shall be treated as an emergency requirement for the purpose of this section, except that the authority to designate shall not apply to funding for spinach producers on a supplemental appropriations bill pursuant to subsection (f)(1) that is designated to supplement funding for ongoing combat operations.

(b) **EXEMPTION OF EMERGENCY PROVISIONS.**—Any new budget authority, outlays, and receipts resulting from any provision designated as an emergency requirement, pursuant to this section, in any bill, joint resolution, amendment, or conference report shall not count for purposes of sections 302 and 311 of the Congressional Budget Act of 1974 and sections 201 and 207 of this resolution (relating to pay-as-you-go in the Senate and discretionary spending limits).

(c) **DESIGNATIONS.**—If a provision of legislation is designated as an emergency requirement under this section, the committee report and any statement of managers accompanying that legislation shall include an explanation of the manner in which the provision meets the criteria in subsection (f).

(d) **DEFINITIONS.**—In this section, the terms “direct spending”, “receipts”, and “appropriations for discretionary accounts” means any provision of a bill, joint resolution, amendment, motion, or conference report that affects direct

spending, receipts, or appropriations as those terms have been defined and interpreted for purposes of the Balanced Budget and Emergency Deficit Control Act of 1985.

**(e) POINT OF ORDER.—**

(1) **IN GENERAL.**—When the Senate is considering a bill, resolution, amendment, motion, or conference report, if a point of order is made by a Senator against an emergency designation in that measure, that provision making such a designation shall be stricken from the measure and may not be offered as an amendment from the floor.

**(2) SUPERMAJORITY WAIVER AND APPEALS.—**

(A) **WAIVER.**—Paragraph (1) may be waived or suspended in the Senate only by an affirmative vote of three-fifths of the Members, duly chosen and sworn.

(B) **APPEALS.**—Appeals in the Senate from the decisions of the Chair relating to any provision of this subsection shall be limited to 1 hour, to be equally divided between, and controlled by, the appellant and the manager of the bill or joint resolution, as the case may be. An affirmative vote of three-fifths of the Members of the Senate, duly chosen and sworn, shall be required to sustain an appeal of the ruling of the Chair on a point of order raised under this subsection.

(3) **DEFINITION OF AN EMERGENCY DESIGNATION.**—For purposes of paragraph (1), a provision shall be considered an emergency designation if it designates any item as an emergency requirement pursuant to this subsection.

(4) **FORM OF THE POINT OF ORDER.**—A point of order under paragraph (1) may be raised by a Senator as provided in section 313(e) of the Congressional Budget Act of 1974.

(5) **CONFERENCE REPORTS.**—When the Senate is considering a conference report on, or an amendment between the Houses in relation to, a bill, upon a point of order being made by any Senator pursuant to this section, and such point of order being sustained, such material contained in such conference report shall be deemed stricken, and the Senate shall proceed to consider the question of whether the Senate shall recede from its amendment and concur with a further amendment, or concur in the House amendment with a further amendment, as the case may be, which further amendment shall consist of only that portion of the conference report or House amendment, as the case may be, not so stricken. Any such motion in the Senate shall be debatable. In any case in which such point of order is sustained against a conference report (or Senate amendment derived from such conference report by operation of this subsection), no further amendment shall be in order.

**(f) CRITERIA.—**

(1) **IN GENERAL.**—For purposes of this section, any provision is an emergency requirement if the situation addressed by such provision is—

(A) necessary, essential, or vital (not merely useful or beneficial);

(B) sudden, quickly coming into being, and not building up over time;

(C) an urgent, pressing, and compelling need requiring immediate action;

(D) subject to paragraph (2), unforeseen, unpredictable, and unanticipated; and

(E) not permanent, temporary in nature.

(2) **UNFORESEEN.**—An emergency that is part of an aggregate level of anticipated emergencies, particularly when normally estimated in advance, is not unforeseen.

(g) **REPEAL.**—In the Senate, section 402 of H. Con. Res. 95 (109th Congress), the concurrent resolution on the budget for fiscal year 2006, shall no longer apply.

**SEC. 205. EXTENSION OF ENFORCEMENT OF BUDGETARY POINTS OF ORDER.**

Notwithstanding any provision of the Congressional Budget Act of 1974 and section 403 of H. Con. Res. 95 (109th Congress), the concurrent resolution on the budget for fiscal year 2006, subsections (c)(2) and (d)(3) of section 904 of the

Congressional Budget Act of 1974 and section 403 of H. Con. Res. 95 (109th Congress) shall remain in effect for purposes of Senate enforcement through September 30, 2017.

**SEC. 206. POINT OF ORDER AGAINST ADVANCE APPROPRIATIONS.****(a) IN GENERAL.—**

(1) **POINT OF ORDER.**—Except as provided in subsection (b), it shall not be in order in the Senate to consider any bill, joint resolution, motion, amendment, or conference report that would provide an advance appropriation.

(2) **DEFINITION.**—In this section, the term “advance appropriation” means any new budget authority provided in a bill or joint resolution making general appropriations or continuing appropriations for fiscal year 2008 that first becomes available for any fiscal year after 2008, or any new budget authority provided in a bill or joint resolution making general appropriations or continuing appropriations for fiscal year 2009, that first becomes available for any fiscal year after 2009.

(b) **EXCEPTIONS.**—Advance appropriations may be provided—

(1) for fiscal years 2009 and 2010 for programs, projects, activities, or accounts identified in the joint explanatory statement of managers accompanying this resolution under the heading “Accounts Identified for Advance Appropriations” in an aggregate amount not to exceed \$25,158,000,000 in new budget authority in each year; and

(2) for the Corporation for Public Broadcasting.

**(c) SUPERMAJORITY WAIVER AND APPEAL.—**

(1) **WAIVER.**—In the Senate, subsection (a) may be waived or suspended only by an affirmative vote of three-fifths of the Members, duly chosen and sworn.

(2) **APPEAL.**—An affirmative vote of three-fifths of the Members of the Senate, duly chosen and sworn, shall be required to sustain an appeal of the ruling of the Chair on a point of order raised under paragraph (a).

(d) **FORM OF POINT OF ORDER.**—A point of order under subsection (a) may be raised by a Senator as provided in section 313(e) of the Congressional Budget Act of 1974.

(e) **CONFERENCE REPORTS.**—When the Senate is considering a conference report on, or an amendment between the Houses in relation to, a bill, upon a point of order being made by any Senator pursuant to this section, and such point of order being sustained, such material contained in such conference report shall be deemed stricken, and the Senate shall proceed to consider the question of whether the Senate shall recede from its amendment and concur with a further amendment, or concur in the House amendment with a further amendment, as the case may be, which further amendment shall consist of only that portion of the conference report or House amendment, as the case may be, not so stricken. Any such motion in the Senate shall be debatable. In any case in which such point of order is sustained against a conference report (or Senate amendment derived from such conference report by operation of this subsection), no further amendment shall be in order.

(f) **REPEAL.**—In the Senate, section 401 of H. Con. Res. 95 (109th Congress), the concurrent resolution on the budget for fiscal year 2006, shall no longer apply.

**SEC. 207. DISCRETIONARY SPENDING LIMITS.****(a) POINT OF ORDER.—**

(1) **IN GENERAL.**—Except as otherwise provided in this section, it shall not be in order in the Senate to consider any bill or joint resolution (or amendment, motion, or conference report on that bill or joint resolution) that would cause the discretionary spending limits in this section to be exceeded.

**(2) SUPERMAJORITY WAIVER AND APPEALS.—**

(A) **WAIVER.**—This subsection may be waived or suspended in the Senate only by the affirmative vote of three-fifths of the Members, duly chosen and sworn.

(B) APPEALS.—Appeals in the Senate from the decisions of the Chair relating to any provision of this subsection shall be limited to 1 hour, to be equally divided between, and controlled by, the appellant and the manager of the bill or joint resolution. An affirmative vote of three-fifths of the Members of the Senate, duly chosen and sworn, shall be required to sustain an appeal of the ruling of the Chair on a point of order raised under this subsection.

(b) DISCRETIONARY SPENDING LIMITS.—In the Senate and as used in this section, the term “discretionary spending limit” means—

(1) for fiscal year 2007, \$951,140,000,000 in new budget authority and \$1,029,456,000,000 in outlays; and

(2) for fiscal year 2008, \$942,295,000,000 in new budget authority and \$1,021,392,000,000 in outlays;

as adjusted in conformance with the adjustment procedures in subsection (c).

(c) ADJUSTMENTS.—

(1) IN GENERAL.—After the reporting of a bill or joint resolution relating to any matter described in paragraph (2), or the offering of an amendment thereto or the submission of a conference report thereon—

(A) the chairman of the Senate Committee on the Budget may adjust the discretionary spending limits, budgetary aggregates, and allocations pursuant to section 302(a) of the Congressional Budget Act of 1974, by the amount of new budget authority in that measure for that purpose and the outlays flowing therefrom; and

(B) following any adjustment under subparagraph (A), the Senate Committee on Appropriations may report appropriately revised suballocations pursuant to section 302(b) of the Congressional Budget Act of 1974 to carry out this subsection.

(2) MATTERS DESCRIBED.—Matters referred to in paragraph (1) are as follows:

(A) CONTINUING DISABILITY REVIEWS AND SSI REDETERMINATIONS.—If a bill or joint resolution is reported making appropriations for fiscal year 2008 that appropriates \$264,000,000 for continuing disability reviews and Supplemental Security Income redeterminations for the Social Security Administration, and provides an additional appropriation of up to \$213,000,000 for continuing disability reviews and Supplemental Security Income redeterminations for the Social Security Administration, then the discretionary spending limits, allocation to the Senate Committee on Appropriations, and aggregates may be adjusted by the amounts provided in such legislation for that purpose, but not to exceed \$213,000,000 in budget authority and outlays flowing therefrom for fiscal year 2008.

(B) INTERNAL REVENUE SERVICE TAX ENFORCEMENT.—If a bill or joint resolution is reported making appropriations for fiscal year 2008 that appropriates \$6,822,000,000 for the Internal Revenue Service for enhanced tax enforcement to address the Federal tax gap (taxes owed but not paid) and provides an additional appropriation of up to \$406,000,000 for the Internal Revenue Service for enhanced tax enforcement to address the Federal tax gap, then the discretionary spending limits, allocation to the Senate Committee on Appropriations, and aggregates may be adjusted by the amounts provided in such legislation for that purpose, but not to exceed \$406,000,000 in budget authority and outlays flowing therefrom for fiscal year 2008.

(C) HEALTH CARE FRAUD AND ABUSE CONTROL.—If a bill or joint resolution is reported making appropriations for fiscal year 2008 that appropriates up to \$383,000,000 to the health care fraud and abuse control program at the Department of Health and Human Services, then the discretionary spending limits, allocation to the Senate Committee on Appropriations, and aggregates may be adjusted by the amounts provided in such legislation for that purpose, but not to exceed \$383,000,000 in budget authority and outlays flowing therefrom for fiscal year 2008.

(D) UNEMPLOYMENT INSURANCE IMPROPER PAYMENTS REVIEWS.—If a bill or joint resolution is reported making appropriations for fiscal year 2008 that appropriates \$10,000,000 for unemployment insurance improper payments reviews for the Department of Labor, and provides an additional appropriation of up to \$40,000,000 for unemployment insurance improper payments reviews for the Department of Labor, then the discretionary spending limits, allocation to the Senate Committee on Appropriations, and aggregates may be adjusted by the amounts provided in such legislation for that purpose, but not to exceed \$40,000,000 in budget authority and outlays flowing therefrom for fiscal year 2008.

(E) WILDLAND FIRE SUPPRESSION.—

(i) DEFINITION.—For this subparagraph, the term “base amount” refers to the average of the obligations of the preceding 10 years for wildfire suppression in the Forest Service and the Department of the Interior, calculated as of the date of the applicable year’s budget request is submitted by the President to Congress.

(ii) ADJUSTMENTS FOR FISCAL YEAR 2008.—If the amount appropriated for Wildland Fire Suppression in fiscal year 2008 is not less than the base amount, then the chairman of the Senate Committee on the Budget may adjust the appropriate allocations, aggregates, discretionary spending limits, and other budgetary levels in this resolution for any bill, joint resolution, amendment, motion, or conference report that provides additional funding for wildland fire suppression, by the amounts provided in such legislation for such purpose, but not to exceed the following amounts in budget authority and the outlays flowing therefrom:

(I) for the Forest Service, for fiscal year 2008, \$400,000,000; and

(II) for the Department of the Interior, for fiscal year 2008, \$100,000,000.

(F) COSTS OF GLOBAL WAR ON TERROR.—The Chairman of the Senate Committee on the Budget may revise the allocations, aggregates, and discretionary spending limits for one or more bills, joint resolutions, motions, amendments, or conference reports that make discretionary appropriations for fiscal year 2008 or 2009 in excess of the levels assumed in this resolution for expenses related to the global war on terror, but not to exceed the following amounts:

(i) For fiscal year 2008, \$145,162,000,000 in budget authority and the outlays flowing therefrom.

(ii) For fiscal year 2009, \$50,000,000,000 in budget authority and the outlays flowing therefrom.

(G) ADJUSTMENT FOR UNITED STATES FORCES IN THE GLOBAL WAR ON TERRORISM.—The Chairman of the Senate Committee on the Budget may revise the allocations, aggregates, and discretionary spending limits for one or more bills, joint resolutions, motions, amendments, or conference reports that make discretionary appropriations for fiscal year 2008 for an amount appropriated, but not to exceed \$5,000,000,000 in budgetary authority and outlays flowing therefrom, to—

(i) address training, equipment, force protection, logistics, or other matters necessary for the protection of United States forces; or

(ii) address deficiencies at Walter Reed Army Medical Center and other facilities within the military medical system providing treatment to service members injured while performing their duties in the Global War on Terrorism.

**SEC. 208. APPLICATION OF PREVIOUS ALLOCATIONS IN THE SENATE.**

Section 7035 of Public Law 109-234 shall no longer apply in the Senate.

**SEC. 209. POINT OF ORDER TO SAVE SOCIAL SECURITY FIRST.**

(a) POINT OF ORDER IN THE SENATE.—It shall not be in order in the Senate to consider any legislation that would increase the on-budget deficit in any fiscal year until the President submits legislation to Congress and Congress enacts legislation which would restore 75-year sol-

vency to the Old-Age, Survivors, and Disability Insurance Trust Funds as certified by the Social Security Administration actuaries.

(b) SUPERMAJORITY WAIVER AND APPEAL.—This section may be waived or suspended in the Senate only by an affirmative vote of three-fifths of the Members, duly chosen and sworn. An affirmative vote of three-fifths of the Members of the Senate, duly chosen and sworn, shall be required in the Senate to sustain an appeal of the ruling of the Chair on a point of order raised under this section.

**SEC. 210. POINT OF ORDER AGAINST LEGISLATION THAT RAISES INCOME TAX RATES.**

(a) IN GENERAL.—It shall not be in order in the Senate to consider any bill, resolution, amendment, amendment between Houses, motion, or conference report that includes a Federal income tax rate increase. In this subsection, the term “Federal income tax rate increase” means any amendment to subsection (a), (b), (c), (d), or (e) of section 1, or to section 11(b) or 55(b), of the Internal Revenue Code of 1986, that imposes a new percentage as a rate of tax and thereby increases the amount of tax imposed by any such section.

(b) SUPERMAJORITY WAIVER AND APPEAL.—

(1) WAIVER.—This section may be waived or suspended in the Senate only by an affirmative vote of three-fifths of the Members, duly chosen and sworn.

(2) APPEAL.—An affirmative vote of three-fifths of the Members of the Senate, duly chosen and sworn, shall be required in the Senate to sustain an appeal of the ruling of the Chair on a point of order raised under this section.

**SEC. 211. CIRCUIT BREAKER TO PROTECT SOCIAL SECURITY.**

(a) CIRCUIT BREAKER.—If in any year the Congressional Budget Office, in its report pursuant to section 202(e)(1) of the Congressional Budget Act of 1974 projects an on-budget deficit (excluding Social Security) for the budget year or any subsequent fiscal year covered by those projections, then the concurrent resolution on the budget for the budget year shall reduce on-budget deficits relative to the projections of Congressional Budget Office and put the budget on a path to achieve on-budget balance within 5 years, and shall include such provisions as are necessary to protect Social Security and facilitate deficit reduction, except it shall not contain any reduction in Social Security benefits.

(b) POINT OF ORDER.—If in any year the Congressional Budget Office, in its report pursuant to section 202(e)(1) of the Congressional Budget Act of 1974 projects an on-budget deficit for the budget year or any subsequent fiscal year covered by those projections, it shall not be in order in the Senate to consider a concurrent resolution on the budget for the budget year or any conference report thereon that fails to reduce on-budget deficits relative to the projections of Congressional Budget Office and put the budget on a path to achieve on-budget balance within 5 years.

(c) AMENDMENTS TO BUDGET RESOLUTION.—If in any year the Congressional Budget Office, in its report pursuant to section 202(e)(1) of the Congressional Budget Act of 1974 projects an on-budget deficit for the budget year or any subsequent fiscal year covered by those projections, it shall not be in order in the Senate to consider an amendment to a concurrent resolution on the budget that would increase on-budget deficits relative to the concurrent resolution on the budget in any fiscal year covered by that concurrent resolution on the budget or cause the budget to fail to achieve on-budget balance within 5 years.

(d) SUSPENSION OF REQUIREMENT DURING WAR OR LOW ECONOMIC GROWTH.—

(1) LOW GROWTH.—If the most recent of the Department of Commerce’s advance, preliminary, or final reports of actual real economic growth indicate that the rate of real economic growth (as measured by real GDP) for each of

the most recently reported quarter and the immediately preceding quarter is less than 1 percent, this section is suspended.

(2) WAR.—If a declaration of war is in effect, this section is suspended.

(e) SUPERMAJORITY WAIVER AND APPEALS.—

(1) WAIVER.—Subsections (b) and (c) may be waived or suspended in the Senate only by an affirmative vote of three-fifths of the Members, duly chosen and sworn.

(2) APPEALS.—Appeals in the Senate from the decisions of the Chair relating to any provision of this subsection shall be limited to 1 hour, to be equally divided between, and controlled by, the appellant and the manager of the bill or joint resolution, as the case may be. An affirmative vote of three-fifths of the Members of the Senate, duly chosen and sworn, shall be required to sustain an appeal of the ruling of the Chair on a point of order raised under this subsection.

(f) BUDGET YEAR.—In this section, the term “budget year” shall have the same meaning as in section 250(c)(12) of the Balanced Budget and Emergency Deficit Control Act of 1985.

**SEC. 212. POINT OF ORDER—20% LIMIT ON NEW DIRECT SPENDING IN RECONCILIATION LEGISLATION.**

(1) IN THE SENATE.—It shall not be in order to consider any reconciliation bill, joint resolution, motion, amendment, or any conference report on, or an amendment between the Houses in relation to a reconciliation bill pursuant to section 310 of the Congressional Budget Act of 1974 that produces an increase in outlays, if—

(A) the effect of all the provisions in the jurisdiction of any committee is to create gross new direct spending that exceeds 20% of the total savings instruction to the committee; or

(B) the effect of the adoption of an amendment would result in gross new direct spending that exceeds 20% of the total savings instruction to the committee.

(2)(A) A point of order under paragraph (1) may be raised by a Senator as provided in section 313(e) of the Congressional Budget Act of 1974.

(B) Paragraph (1) may be waived or suspended only by an affirmative vote of three-fifths of the Members, duly chosen and sworn. An affirmative vote of three-fifths of the Members of the Senate, duly chosen and sworn, shall be required to sustain an appeal of the ruling of the Chair on a point of order raised under paragraph (1).

(C) If a point of order is sustained under paragraph (1) against a conference report in the Senate, the report shall be disposed of as provided in section 313(d) of the Congressional Budget Act of 1974.

**SEC. 213. POINT OF ORDER AGAINST LEGISLATION THAT RAISES INCOME TAX RATES FOR SMALL BUSINESSES, FAMILY FARMS, OR FAMILY RANCHES.**

(a) IN GENERAL.—It shall not be in order in the Senate to consider any bill, resolution, amendment, amendment between Houses, motion, or conference report that includes a Federal income tax rate increase on incomes generated by small businesses (within the meaning of section 474(c) of the Internal Revenue Code of 1986) or family farms or family ranches (within the meaning of section 2032A of such Code) (regardless of the manner by which such businesses, farms and ranches are organized). In this subsection, the term “Federal income tax rate increase” means any amendment to subsection (a), (b), (c), (d), or (e) of section 1, or to section 11(b) or 55(b), of the Internal Revenue Code of 1986, that imposes a new percentage as a rate of tax and thereby increases the amount of tax imposed by any such section.

(b) SUPERMAJORITY WAIVER AND APPEAL.—

(1) WAIVER.—This section may be waived or suspended in the Senate only by an affirmative vote of three-fifths of the Members, duly chosen and sworn.

(2) APPEAL.—An affirmative vote of three-fifths of the Members of the Senate, duly chosen

and sworn, shall be required in the Senate to sustain an appeal of the ruling of the Chair on a point of order raised under this section.

**SEC. 214. POINT OF ORDER AGAINST PROVISIONS OF APPROPRIATIONS LEGISLATION THAT CONSTITUTES CHANGES IN MANDATORY PROGRAMS WITH NET COSTS.**

(a) IN GENERAL.—It shall not be in order in the Senate to consider any appropriations legislation, including any amendment thereto, motion in relation thereto, or conference report thereon, which includes one or more provisions that would have been estimated as affecting direct spending or receipts under section 252 of the Balanced Budget and Emergency Deficit Control Act of 1985 (as in effect prior to September 30, 2002) were they included in legislation other than appropriations legislation, if such provision has a net cost over the total of the period of the current year, the budget year, and all fiscal years covered under the most recently adopted concurrent resolution on the budget.

(b) DETERMINATION.—For purposes of this section, the determination of whether a provision violates paragraph (a) shall be made by the Committee on the Budget of the Senate.

(c) SUPERMAJORITY WAIVER AND APPEAL.—This section may be waived or suspended only by an affirmative vote of three-fifths of the Members, duly chosen and sworn. An affirmative vote of three-fifths of the Members of the Senate, duly chosen and sworn, shall be required to sustain an appeal of the ruling of the Chair on a point of order raised under this section.

(d) GENERAL POINT OF ORDER.—It shall be in order for a Senator to raise a single point of order that several provisions of a bill, resolution, amendment, motion, or conference report violate this section. The Presiding Officer may sustain the point of order as to some or all of the provisions against which the Senator raised the point of order. If the Presiding Officer so sustains the point of order as to some of the provisions (including provisions of an amendment, motion, or conference report) against which the Senator raised the point of order, then only those provisions (including provision of an amendment, motion, or conference report) against which the Presiding Officer sustains the point of order shall be deemed stricken pursuant to this section. Before the Presiding Officer rules on such a point of order, any Senator may move to waive such a point of order as it applies to some or all of the provisions against which the point of order was raised. Such a motion to waive is amendable in accordance with rules and precedents of the Senate. After the Presiding Officer rules on such a point of order, any Senator may appeal the ruling of the Presiding Officer on such a point of order as it applies to some or all of the provisions on which the Presiding Officer ruled.

(e) FORM OF THE POINT OF ORDER.—When the Senate is considering a conference report on, or an amendment between the Houses in relation to, a bill, upon a point of order being made by any Senator pursuant to this section, and such point of order being sustained, such material contained in such conference report or amendment shall be deemed stricken, and the Senate shall proceed to consider the question of whether the Senate shall recede from its amendment and concur with a further amendment, or concur in the House amendment with a further amendment, as the case may be, which further amendment shall consist of only that portion of the conference report or House amendment, as the case may be, not so stricken. Any such motion shall be debatable. In any case in which such point of order is sustained against a conference report (or Senate amendment derived from such conference report by operation of this subsection), no further amendment shall be in order.

**SEC. 215. DISCLOSURE OF INTEREST COSTS.**

(a) POINT OF ORDER.—It shall not be in order in the Senate to consider any direct spending or

revenue legislation that is required to contain the statement described in section 308(a) of the Congressional Budget Act of 1974, unless such statement contains a projection by the Congressional Budget Office of the cost of the debt servicing that would be caused by such legislation for such fiscal year (or fiscal years) and each of the 4 ensuing fiscal years.

(b) SUPERMAJORITY WAIVER AND APPEAL.—

(1) WAIVER.—In the Senate, subsection (a) may be waived or suspended only by an affirmative vote of three-fifths of the Members, duly chosen and sworn.

(2) APPEAL.—An affirmative vote of three-fifths of the Members of the Senate, duly chosen and sworn, shall be required to sustain an appeal of the ruling of the Chair on a point of order raised under subsection (a).

**TITLE III—RESERVE FUNDS AND ADJUSTMENTS**

**SEC. 301. DEFICIT-NEUTRAL RESERVE FUND FOR SCHIP LEGISLATION.**

(a) PRIORITY.—The Senate establishes the following priorities and makes the following findings:

(1) The Senate shall make the enactment of legislation to reauthorize the State Children’s Health Insurance Program (SCHIP) a top priority for the remainder of fiscal year 2007, during the first session of the 110th Congress.

(2) Extending health care coverage to the Nation’s vulnerable uninsured children is an urgent priority for the Senate.

(3) SCHIP has proven itself a successful program for covering previously uninsured children.

(4) More than 6 million children are enrolled in this landmark program, which has enjoyed broad bipartisan support in Congress, among our Nation’s governors, and within state and local governments.

(5) SCHIP reduces the percentage of children with unmet health care needs.

(6) Since SCHIP was created, enormous progress has been made in reducing disparities in children’s coverage rates.

(7) Uninsured children who gain coverage through SCHIP receive more preventive care and their parents report better access to providers and improved communications with their children’s doctors.

(8) Congress has a responsibility to reauthorize SCHIP before the expiration of its current authorization.

(b) RESERVE FUND.—The Chairman of the Senate Committee on the Budget may revise the allocations, aggregates, and other appropriate levels in this resolution for a bill, joint resolution, amendment, motion, or conference report that provides up to \$50,000,000,000 for reauthorization of the State Children’s Health Insurance Program (SCHIP), if such legislation maintains coverage for those currently enrolled in SCHIP, continues efforts to reach uninsured children who are already eligible for SCHIP or Medicaid but are not enrolled, and supports States in their efforts to move forward in covering more children, by the amounts provided in that legislation for those purposes up to \$20,000,000,000 over the total of fiscal years 2007 through 2012, provided that such legislation would not increase the deficit over the total of the period of fiscal years 2007 through 2012. Among the policy changes that could be considered to achieve off-sets to the cost of reauthorizing the State Children’s Health Insurance Program and expanding coverage for children is an increase in the tobacco products user fee rate with all revenue generated by such increase dedicated to such reauthorization and expansion.

**SEC. 302. DEFICIT-NEUTRAL RESERVE FUND FOR CARE OF WOUNDED SERVICE MEMBERS.**

The Chairman of the Senate Committee on the Budget may revise the allocations, aggregates, and other appropriate levels in this resolution for a bill, joint resolution, amendment, motion, or conference report which improves the medical

care of or disability benefits for wounded or disabled military personnel or veterans (including the elimination of the offset between Survivor Benefit Plan annuities and veterans' dependency and indemnity compensation) or improves the disability evaluations of military personnel or veterans to expedite the claims process, by the amounts provided in that legislation for that purpose, provided that such legislation would not increase the deficit over the total of the period of fiscal years 2007 through 2012.

**SEC. 303. DEFICIT-NEUTRAL RESERVE FUND FOR TAX RELIEF.**

The Chairman of the Senate Committee on the Budget may revise the aggregates, allocations, and other appropriate levels in this resolution for one or more bills, joint resolutions, amendments, motions, or conference reports that would provide tax relief, including extensions of expiring tax relief, such as enhanced charitable giving from individual retirement accounts, and refundable tax relief and including the reauthorization of the new markets tax credit under section 45D of the Internal Revenue Code of 1986 for an additional 5 years, by the amounts provided in that legislation for those purposes, provided that such legislation would not increase the deficit over the total of the period of fiscal years 2007 through 2012.

**SEC. 304. DEFICIT-NEUTRAL RESERVE FUND FOR COMPARATIVE EFFECTIVENESS RESEARCH.**

The Chairman of the Senate Committee on the Budget may revise the aggregates, allocations, and other appropriate levels in this resolution for a bill, joint resolution, amendment, motion, or conference report that establishes a new federal or public-private initiative for comparative effectiveness research, by the amounts provided in such legislation for that purpose, provided that such legislation would not increase the deficit over the total of fiscal years 2007 through 2012.

**SEC. 305. DEFICIT-NEUTRAL RESERVE FUND FOR HIGHER EDUCATION.**

The Chairman of the Senate Committee on the Budget may revise the aggregates, allocations, and other appropriate levels in this resolution for a bill, joint resolution, amendment, motion, or conference report, including tax legislation, that would make higher education more accessible and more affordable, by the amounts provided in such legislation for that purpose, provided that such legislation would not increase the deficit over the total of the period of fiscal years 2007 through 2012.

**SEC. 306. DEFICIT-NEUTRAL RESERVE FUND FOR THE FARM BILL.**

The Chairman of the Senate Committee on the Budget may revise the allocations, aggregates, and other appropriate levels and limits in this resolution for a bill, joint resolution, amendment, motion, or conference report that—

- (1) reauthorizes the Food Security and Rural Investment Act of 2002;
- (2) strengthens our agriculture and rural economies and critical nutrition programs;
- (3) provides agriculture-related tax relief;
- (4) improves our environment by reducing our Nation's dependence on foreign sources of energy through expanded production and use of alternative fuels; or
- (5) combines any of the purposes provided in paragraphs (1) through (4);

by the amounts provided in that legislation for those purposes up to \$15,000,000,000 over the total of fiscal years 2007 through 2012, provided that such legislation would not increase the deficit over the total of the period of fiscal years 2007 through 2012.

**SEC. 307. DEFICIT-NEUTRAL RESERVE FUND FOR ENERGY LEGISLATION.**

The Chairman of the Senate Committee on the Budget may revise the allocations, aggregates, and other appropriate levels and limits in this resolution for one or more bills, joint resolutions, amendments, motions, or conference reports, including tax legislation, that would re-

duce our Nation's dependence on foreign sources of energy, expand production and use of alternative fuels and alternative fuel vehicles, promote renewable energy development, improve electricity transmission, encourage responsible development of domestic oil and natural gas resources, or reward conservation and efficiency, by the amounts provided in that legislation for those purposes, provided that such legislation would not increase the deficit over the total of the period of fiscal years 2007 through 2012.

**SEC. 308. DEFICIT-NEUTRAL RESERVE FUND FOR MEDICARE.**

(a) **PRESCRIPTION DRUGS.**—The Chairman of the Senate Committee on the Budget may revise the aggregates, allocations, and other appropriate levels in this resolution for a bill, joint resolution, amendment, motion, or conference report that repeals the prohibition in section 1860D-11(i)(1) of the Social Security Act (42 U.S.C. 1395w-111(i)(1)) while preserving access to prescription drugs and price competition without requiring a particular formulary or instituting a price structure for reimbursement of covered Part D drugs, provided that such legislation would not increase the deficit over the total of fiscal years 2007 through 2012 and provided further that any savings from the measure are to be used either to improve the Medicare Part D benefit or for deficit reduction.

(b) **PHYSICIAN PAYMENTS.**—The Chairman of the Senate Budget Committee may revise the aggregates, allocations, and other appropriate levels in this resolution for a bill, joint resolution, amendment, motion, or conference report that increases the reimbursement rate for physician services under section 1848(d) of the Social Security Act and that includes financial incentives for physicians to improve the quality and efficiency of items and services furnished to Medicare beneficiaries through the use of consensus-based quality measures, by the amounts provided in such legislation for that purpose, provided that the legislation would not increase the deficit over the total of fiscal years 2007 through 2012.

(c) **IMPROVEMENTS TO MEDICARE PART D.**—The Chairman of the Senate Budget Committee may revise the aggregates, allocations, and other appropriate levels in this resolution for a bill, joint resolution, amendment, motion, or conference report that makes improvements to the prescription drug benefit under Medicare Part D, by the amounts provided in such legislation for that purpose up to \$5,000,000,000, provided that the legislation would not increase the deficit over the total of fiscal years 2007 through 2012.

**SEC. 309. DEFICIT-NEUTRAL RESERVE FUND FOR SMALL BUSINESS HEALTH INSURANCE.**

The Chairman of the Senate Committee on the Budget may revise the allocations, aggregates, and other appropriate levels in this resolution for a bill, joint resolution, amendment, motion, or conference report that makes health insurance coverage more affordable or available to small businesses and their employees without weakening rating rules or reducing covered benefits, by the amounts provided in such legislation for that purpose, provided that the legislation would not increase the deficit over the total of fiscal years 2007 through 2012.

**SEC. 310. DEFICIT-NEUTRAL RESERVE FUND FOR COUNTY PAYMENTS FOR SECURE RURAL SCHOOLS AND COMMUNITY SELF-DETERMINATION ACT OF 2000 REAUTHORIZATION.**

The Chairman of the Senate Committee on the Budget may revise the allocations, aggregates, and other appropriate levels in this resolution for a bill, joint resolution, amendment, motion, or conference report that provides for the reauthorization of the Secure Rural Schools and Community Self-Determination Act of 2000 (Public Law 106-393), by the amounts provided by that legislation for that purpose, but not to exceed \$440,000,000 in new budget authority for fiscal year 2008 and the outlays flowing from

that budget authority and \$2,240,000,000 in new budget authority for the period of fiscal years 2008 through 2012 and the outlays flowing from that budget authority, provided that such legislation would not increase the deficit over the total of the period of fiscal years 2007 through 2012.

**SEC. 311. DEFICIT-NEUTRAL RESERVE FUND FOR TERRORISM RISK INSURANCE REAUTHORIZATION.**

The Chairman of the Senate Budget Committee may revise the aggregates, allocations, and other levels in this resolution for a bill, joint resolution, motion, amendment, or conference report that provides for a continued Federal role in ensuring the availability of terrorism insurance after the expiration of the Terrorism Risk Insurance Extension Act, by the amounts provided in such legislation for that purpose, provided that such legislation is deficit-neutral over the total of fiscal years 2007 through 2012.

**SEC. 312. DEFICIT-NEUTRAL RESERVE FUND FOR AFFORDABLE HOUSING.**

The Chairman of the Senate Budget Committee may revise the aggregates, allocations, and other levels in this resolution for a bill, joint resolution, motion, amendment, or conference report that would establish an affordable housing fund financed by the housing government-sponsored enterprises, by the amounts provided in such legislation for that purpose, provided that the legislation is deficit-neutral over the total of fiscal years 2007 through 2012.

**SEC. 313. DEFICIT-NEUTRAL RESERVE FUND FOR RECEIPTS FROM BONNEVILLE POWER ADMINISTRATION.**

The Chairman of the Senate Committee on the Budget may adjust the allocations, aggregates, and other appropriate levels in this resolution for a bill, joint resolution, motion, amendment, or conference report that prohibits the Bonneville Power Administration from making early payments on its Federal Bond Debt to the United States Treasury, by the amounts provided by that legislation for that purpose, provided that such legislation would not increase the deficit over the total of the period of fiscal years 2007 through 2012.

**SEC. 314. DEFICIT-NEUTRAL RESERVE FUND FOR INDIAN CLAIMS SETTLEMENT.**

The Chairman of the Senate Committee on the Budget may revise the aggregates, allocations, and other appropriate levels in this resolution for a bill, joint resolution, amendment, motion, or conference report that—

- (1) creates an Indian claims settlement fund for trust accounting and management deficiencies related to Individual Indian Moneys and assets; and
- (2) extinguishes all claims arising before the date of enactment for losses resulting from accounting errors, mismanagement of assets, or interest owed in connection with Individual Indian Moneys accounts;

by the amounts provided in such legislation for those purposes up to \$8,000,000,000, provided that such legislation does not increase the deficit over the total of the period of fiscal years 2007 through 2012.

**SEC. 315. DEFICIT-NEUTRAL RESERVE FUND FOR FOOD AND DRUG ADMINISTRATION.**

The Chairman of the Senate Committee on the Budget may revise the allocations, aggregates, and other appropriate levels and limits in this resolution for a bill, joint resolution, motion, amendment, or conference report that authorizes the Food and Drug Administration to regulate tobacco products and assess user fees on tobacco manufacturers and importers to cover the cost of the Food and Drug Administration's regulatory activities, by the amounts provided in that legislation for that purpose, provided that such legislation is deficit-neutral over the total of fiscal years 2007 through 2012.

**SEC. 316. DEFICIT-NEUTRAL RESERVE FUND FOR HEALTH CARE REFORM.**

If an SCHIP reauthorization bill is enacted, then the Chairman of the Senate Committee on

the Budget may revise the allocations, aggregates, and other appropriate levels in this resolution for a bill, joint resolution, motion, amendment, or conference report to improve health care, and provide quality health insurance for the uninsured and underinsured, and protect individuals with current health coverage, by the amounts provided in that legislation for that purpose, provided that such legislation would not increase the deficit over the total of the period of fiscal years 2007 through 2012.

**SEC. 317. DEFICIT-NEUTRAL RESERVE FUND FOR ENHANCEMENT OF VETERANS' BENEFITS.**

The Chairman of the Senate Budget Committee may revise the aggregates, allocations, and other levels in this resolution for a bill, joint resolution, motion, amendment, or conference report that would enhance benefits for veterans, including services for low-vision and blinded veterans, including GI educational benefits, by the amounts provided in such legislation for that purpose, provided that such legislation is deficit-neutral over the total of fiscal years 2007 through 2012.

**SEC. 318. DEFICIT-NEUTRAL RESERVE FUND FOR LONG-TERM CARE.**

The Chairman of the Senate Budget Committee may revise the allocations, aggregates, and other levels in this resolution for a bill, joint resolution, motion, amendment, or conference report that would improve long-term care, enhance the safety and dignity of patients, encourage appropriate use of institutional and non-institutional care, promote quality care, and provide for the cost-effective use of public resources, by the amounts provided in such legislation for that purpose, provided that the legislation would not increase the deficit over the total of fiscal years 2007 through 2012.

**SEC. 319. DEFICIT-NEUTRAL RESERVE FUND FOR HEALTH INFORMATION TECHNOLOGY.**

(a) The Chairman of the Senate Budget Committee may revise the aggregates, allocations, and other appropriate levels in this resolution for a bill, joint resolution, amendment, motion, or conference report that provides incentives or other support for adoption of modern information technology to improve quality and protect privacy in health care, by the amounts provided in such legislation for that purpose, provided that the legislation would not increase the deficit over the total of fiscal years 2007 through 2012.

(b) The Chairman of the Senate Budget Committee may revise the aggregates, allocations, and other appropriate levels in this resolution for a bill, joint resolution, amendment, motion, or conference report that provides for payments that are based on adherence to accepted clinical protocols identified as best practices, by the amounts provided in such legislation for that purpose, provided that the legislation would not increase the deficit over the total of fiscal years 2007 through 2012.

**SEC. 320. DEFICIT-NEUTRAL RESERVE FUND FOR CHILD CARE.**

The Chairman of the Senate Committee on the Budget may revise the allocations, aggregates, and other levels in this resolution for a bill, joint resolution, amendment, motion, or conference report that provides up to \$5,000,000,000 for the child care entitlement to States, by the amounts provided by such legislation for that purpose, provided that the legislation would not increase the deficit over the total of fiscal years 2007 through 2012.

**SEC. 321. DEFICIT-NEUTRAL RESERVE FUND FOR COMPREHENSIVE IMMIGRATION REFORM.**

The Chairman of the Senate Committee on the Budget may revise the allocations, aggregates, and other appropriate levels in this resolution for a bill, joint resolution, amendment, motion or conference report that—

(1) provides for comprehensive immigration reform;

(2) provides for increased interior enforcement, through an effective electronic employment verification system which accurately establishes the employment authorization of individuals; and

(3) provides for increased border security and enhanced information technology systems; provided that such legislation would not increase the deficit for the fiscal year 2008 and for the period of fiscal years 2008 through 2012.

**SEC. 322. DEFICIT-NEUTRAL RESERVE FUND FOR MENTAL HEALTH PARITY.**

If the Senate Committee on Health, Education, Labor, and Pensions reports a bill or joint resolution, or an amendment is offered thereto, or a conference report is submitted thereon, that provides parity between health insurance coverage of mental health benefits and benefits for medical and surgical services, the chairman of the Committee on the Budget of the Senate may make the appropriate adjustments in allocations and aggregates to the extent that such legislation would not increase the deficit for fiscal year 2008 and for the period of fiscal years 2008 through 2012.

**SEC. 323. DEFICIT-NEUTRAL RESERVE FUND FOR PRESCHOOL OPPORTUNITIES.**

If the Committee on Health, Education, Labor, and Pensions of the Senate, reports a bill or a joint resolution, or an amendment is offered in the Senate to such a bill or joint resolution, or a conference report is submitted to the Senate on a such a bill or joint resolution, that augments or establishes a Federal program that provides assistance to States that offer or expand preschool to children of low-income families, the Chairman of the Committee on the Budget of the Senate may revisit the aggregates, allocations, and other appropriate levels in this resolution by amounts provided in such measure for that purpose, provided that such legislation would not increase the deficit for the total of the period of fiscal years 2007 through 2012.

**SEC. 324. DEFICIT-NEUTRAL RESERVE FUND FOR THE SAFE IMPORTATION OF FDA-APPROVED PRESCRIPTION DRUGS.**

The Chairman of the Senate Committee on the Budget may revise the aggregates, allocations, and other levels in this resolution for a bill, joint resolution, motion, amendment, or conference report that permits the safe importation of prescription drugs approved by the Food and Drug Administration from a specified list of countries, by the amounts provided in such legislation for that purpose, provided that such legislation would not increase the deficit over the total of the period of fiscal years 2007 through 2012.

**SEC. 325. APPLICATION AND EFFECT OF CHANGES IN ALLOCATIONS AND AGGREGATES.**

(a) APPLICATION.—Any adjustments of allocations and aggregates made pursuant to this resolution shall—

(1) apply while that measure is under consideration;

(2) take effect upon the enactment of that measure; and

(3) be published in the Congressional Record as soon as practicable.

(b) EFFECT OF CHANGED ALLOCATIONS AND AGGREGATES.—Revised allocations and aggregates resulting from these adjustments shall be considered for the purposes of the Congressional Budget Act of 1974 as allocations and aggregates contained in this resolution.

(c) BUDGET COMMITTEE DETERMINATIONS.—For purposes of this resolution the levels of new budget authority, outlays, direct spending, new entitlement authority, revenues, deficits, and surpluses for a fiscal year or period of fiscal years shall be determined on the basis of estimates made by the Senate Committee on the Budget.

**SEC. 326. ADJUSTMENTS TO REFLECT CHANGES IN CONCEPTS AND DEFINITIONS.**

Upon the enactment of a bill or joint resolution providing for a change in concepts or definitions, the chairman of the Senate Committee

on the Budget may make adjustments to the levels and allocations in this resolution in accordance with section 251(b) of the Balanced Budget and Emergency Deficit Control Act of 1985 (as in effect prior to September 30, 2002).

**SEC. 327. EXERCISE OF RULEMAKING POWERS.**

Congress adopts the provisions of this title—

(1) as an exercise of the rulemaking power of the Senate, and as such they shall be considered as part of the rules of the Senate and such rules shall supersede other rules only to the extent that they are inconsistent with such other rules; and

(2) with full recognition of the constitutional right of the Senate to change those rules (so far as they relate to that house) at any time, in the same manner, and to the same extent as is the case of any other rule of the Senate.

**SEC. 328. DEFICIT-NEUTRAL RESERVE FUND FOR EXPANSION OF ABOVE-THE-LINE DEDUCTION FOR TEACHER CLASSROOM SUPPLIES.**

The Chairman of the Senate Committee on the Budget may revise the allocations, aggregates, and other levels in this resolution by the amounts provided by a bill, joint resolution, amendment, motion, or conference report that would permanently extend and increase to \$400 the above-the-line deduction for teacher classroom supplies and expand such deduction to include qualified professional development expenses, provided that such legislation would not increase the deficit over the total of the period of fiscal years 2007 through 2012.

**SEC. 329. ADJUSTMENT FOR SMITHSONIAN INSTITUTION SALARIES AND EXPENSES.**

(a) IN GENERAL.—The Chairman of the Senate Committee on the Budget may revise the allocations, aggregates, and discretionary spending limits for one or more bills, joint resolutions, motions, amendments, or conference reports that make discretionary appropriations for fiscal year 2008 for an amount appropriated, but not to exceed \$17,000,000 in budgetary authority and outlays flowing therefrom, once the Comptroller General of the United States has submitted a certification to Congress that since April 1, 2007—

(1) the Smithsonian Institution does not provide total annual compensation for any officer or employee of the Smithsonian Institution greater than the total annual compensation of the President of the United States;

(2) the Smithsonian Institution does not provide deferred compensation for any such officer or employee greater than the deferred compensation of the President of the United States;

(3) all Smithsonian Institution travel expenditures conform with Federal Government guidelines and limitations applicable to the Smithsonian Institution; and,

(4) all Smithsonian Institution officers and employees are subject to ethics rules similar to the ethics rules widely applicable to Federal Government employees.

(b) CRITERIA FOR CERTIFICATION.—In making the certification described in subsection (a), the Comptroller General of the United States should take into account the following:

(1) The Smithsonian Institution is a premier educational, historical, artistic, research, and cultural organization for the American people.

(2) The Inspector General for the Smithsonian Institution recently issued a report regarding an investigation of unauthorized and excessive authorized compensation, benefits, and expenditures by the Secretary of the Smithsonian Institution.

(3) The Inspector General's findings indicate that the actions of the Secretary of the Smithsonian Institution are not in keeping with the public trust of the office of the Secretary of the Smithsonian Institution.

(4) Priority should be given to funding for necessary repairs to maintain and repair Smithsonian Institution buildings and infrastructure and protect America's treasures.

(5) Priority should be given to full funding for the Office of the Inspector General for the



Smithsonian Institution so that the American people and Congress have renewed confidence that tax-preferred donations and Federal funds are being spent appropriately and in keeping with the best practices of the charitable sector.

**SEC. 330. DEFICIT-REDUCTION RESERVE FUND FOR REDUCTION OF IMPROPER PAYMENTS.**

The Chairman of the Senate Committee on the Budget may revise the aggregates, allocations, functional totals, and other appropriate levels and limits in this resolution upon enactment of legislation that achieves savings by eliminating or reducing improper payments made by agencies reporting improper payments estimates under the Improper Payments Information Act of 2002 and uses such savings to reduce the deficit, provided that the legislation would not increase the deficit over the total of fiscal years 2007 through 2012.

**SEC. 331. DEFICIT-NEUTRAL RESERVE FUND FOR EXTENSION OF THE DEDUCTION FOR STATE AND LOCAL SALES TAXES.**

The Chairman of the Senate Budget Committee may revise the aggregates, allocations, and other levels in this resolution for a bill, joint resolution, motion, amendment, or conference report that would provide for extension of the deduction for State and local sales taxes, provided that such legislation would not increase the deficit over the total of fiscal years 2007 through 2012.

**SEC. 332. DEFICIT-NEUTRAL RESERVE FUND FOR EXTENSION OF CERTAIN ENERGY TAX INCENTIVES.**

The Chairman of the Senate Committee on the Budget may revise the aggregates, allocations, and other levels in this resolution for a bill, joint resolution, motion, amendment, or conference report that would extend through 2015 energy tax incentives, including the production tax credit for electricity produced from renewable resources, the Clean Renewable Energy Bond program, and the provisions to encourage energy efficient buildings, products and power plants, provided that such legislation would not increase the deficit over the total of fiscal years 2007 through 2012.

**SEC. 333. RESERVE FUND TO PROVIDE ADDITIONAL TRAINING FOR PHYSICIANS AND ATTRACT MORE PHYSICIANS IN STATES THAT FACE A SHORTAGE OF PHYSICIANS IN TRAINING.**

The Chairman of the Senate Budget Committee may revise the aggregates, allocations, and other appropriate levels in this resolution for a bill, joint resolution, amendment, motion, or conference report that provides additional training for physicians and attracts more physicians in States that face a shortage of physicians in training, provided that the legislation would not increase the deficit over the total of fiscal years 2007 through 2012.

**SEC. 334. DEFICIT-NEUTRAL RESERVE FUND FOR REPEAL OF THE 1993 INCREASE IN THE INCOME TAX ON SOCIAL SECURITY BENEFITS.**

The Chairman of the Senate Committee on the Budget may revise the allocations, aggregates, and other levels in this resolution by the amounts provided by a bill, joint resolution, amendment, motion, or conference report that would repeal the 1993 increase in the income tax on Social Security benefits, provided that such legislation would not increase the deficit over the total of the period of fiscal years 2007 through 2012.

**SEC. 335. SENSE OF CONGRESS ON THE STATE CRIMINAL ALIEN ASSISTANCE PROGRAM.**

(a) FINDINGS.—Congress makes the following findings:

(1) Control of illegal immigration is a Federal responsibility.

(2) The State Criminal Alien Assistance Program (referred to in this section as "SCAAP") carried out pursuant to section 241(i) of the Immigration and Nationality Act (8 U.S.C. 1231(i)) provides critical funding to States and localities

for reimbursement of costs incurred as a result of housing undocumented criminal aliens.

(3) Congress appropriated \$300,000,000 for SCAAP to reimburse State and local governments for those costs in fiscal year 2004.

(4) Congress appropriated \$305,000,000 for SCAAP to reimburse State and local governments for those costs in fiscal year 2005.

(5) Congress appropriated \$405,000,000 for SCAAP to reimburse State and local governments for those costs in fiscal year 2006.

(6) Congress appropriated \$399,000,000 for SCAAP to reimburse State and local governments for those costs in fiscal year 2007.

(7) Congress has authorized to be appropriated \$950,000,000 to carry out SCAAP for each of the fiscal years 2008 through 2011.

(b) SENSE OF CONGRESS.—It is the sense of Congress that the budgetary totals in this resolution assume that \$950,000,000 should be made available for SCAAP for fiscal year 2008.

**SEC. 336. DEFICIT-NEUTRAL RESERVE FUND FOR ELIMINATING MILITARY RETIREMENT AND DISABILITY OFFSET.**

The Chairman of the Senate Committee on the Budget may revise the allocations, aggregates, and other levels in this resolution for a bill, joint resolution, amendment, motion, or conference report that would expand eligibility for Combat-Related Special Compensation to permit additional disabled retirees to receive both disability compensation and retired pay, by the amounts provided by such legislation for that purpose, provided that the legislation would not increase the deficit over the total of fiscal years 2007 through 2012.

**SEC. 337. DEFICIT-NEUTRAL RESERVE FOR ASBESTOS REFORM LEGISLATION.**

The Chairman of the Senate Committee on the Budget may revise the aggregates, allocations, and other appropriate levels in this resolution for a bill, joint resolution, amendment, motion, or conference report regarding asbestos reform, that—

(i) either provides monetary compensation to impaired victims of mesothelioma or provides monetary compensation to impaired victims of asbestos-related disease who can establish that asbestos exposure is a substantial contributing factor in causing their condition,

(ii) does not provide monetary compensation to unimpaired claimants or those suffering from a disease who cannot establish that asbestos exposure was a substantial contributing factor in causing their condition, and

(iii) is estimated to remain funded from non-taxpayer sources for the life of the fund, by the amounts provided in such legislation for that purpose, provided that such legislation would not increase the deficit over the total of the period of fiscal years 2007 through 2012.

**SEC. 338. DEFICIT-NEUTRAL RESERVE FUND FOR MANUFACTURING INITIATIVES.**

The Chairman of the Senate Committee on the Budget may revise the allocations, aggregates, and other appropriate levels in this resolution for one or more bills, joint resolutions, amendments, motions, or conference reports, including tax legislation, that would revitalize the United States domestic manufacturing sector by increasing Federal research and development, by expanding the scope and effectiveness of manufacturing programs across the Federal government, by increasing support for development of alternative fuels and leap-ahead automotive and energy technologies, and by establishing tax incentives to encourage the continued production in the United States of advanced technologies and the infrastructure to support such technologies, by the amounts provided in that legislation for those purposes, provided that such legislation would not increase the deficit over the total of the period of fiscal years 2007 through 2012.

**SEC. 339. DEFICIT-REDUCTION RESERVE FUND FOR INCREASED USE OF RECOVERY AUDITS.**

The Chairman of the Senate Committee on the Budget may revise the aggregates, allocations,

functional totals, and other appropriate levels and limits in this resolution upon enactment of legislation that achieves savings by requiring that agencies increase their use of the recovery audits authorized by the Erroneous Payments Recovery Act of 2001 (section 831 of the National Defense Authorization Act for fiscal year 2002) and uses such savings to reduce the deficit, provided that the legislation would not increase the deficit over the total of fiscal years 2007 through 2012.

**SEC. 340. DEFICIT-NEUTRAL RESERVE FUND FOR A DELAY IN THE IMPLEMENTATION OF A PROPOSED RULE RELATING TO THE FEDERAL-STATE FINANCIAL PARTNERSHIPS UNDER MEDICAID AND SCHIP.**

The Chairman of the Senate Committee on the Budget may revise the allocations, aggregates, and other appropriate levels in this resolution for a bill, joint resolution, amendment, motion, or conference report that provides for a delay in the implementation of the proposed rule published on January 18, 2007, on pages 2236 through 2248 of volume 72, Federal Register (relating to parts 433, 447, and 457 of title 42, Code of Federal Regulations) or any other rule that would affect the Medicaid program and SCHIP in a similar manner, by the amounts provided in that legislation for that purpose, provided that such legislation would not increase the deficit over the total of the period of fiscal years 2007 through 2012.

**SEC. 341. RESERVE FUND TO IMPROVE THE HEALTH CARE SYSTEM.**

If the Senate Committee on Finance—

(1) reports a bill, or if an amendment is offered thereto, or if a conference report is submitted thereon, that—

(A) creates a framework and parameters for the use of Medicare data for the purpose of conducting research, public reporting, and other activities to evaluate health care safety, effectiveness, efficiency, quality, and resource utilization in Federal programs and the private health care system; and

(B) includes provisions to protect beneficiary privacy and to prevent disclosure of proprietary or trade secret information with respect to the transfer and use of such data; and

(2) is within its allocation as provided under section 302(a) of the Congressional Budget Act of 1974,

the Chairman of the Senate Committee on the Budget may revise allocations of new budget authority and outlays, the revenue aggregates, and other appropriate measures to reflect such legislation provided that such legislation would not increase the deficit for fiscal year 2008, and for the period of fiscal years 2008 through 2012.

**SEC. 342. RESERVE FUND TO IMPROVE MEDICARE HOSPITAL PAYMENT ACCURACY.**

If the Senate Committee on Finance—

(1) reports a bill, or if an amendment is offered thereto, or if a conference report is submitted thereon, that—

(A) addresses the wide and inequitable disparity in the reimbursement of hospitals under the Medicare program;

(B) includes provisions to reform the area wage index used to adjust payments to hospitals under the Medicare hospital inpatient prospective payment system under section 1886(d) of the Social Security Act (42 U.S.C. 1395ww(d)); and

(C) includes a transition to the reform described in subparagraph (B); and

(2) is within its allocation as provided under section 302(a) of the Congressional Budget Act of 1974,

the Chairman of the Senate Committee on the Budget may revise allocations of new budget authority and outlays, the revenue aggregates, and other appropriate measures to reflect such legislation provided that such legislation would not increase the deficit for the period of fiscal years 2008 through 2012.

**SEC. 343. DEFICIT-NEUTRAL RESERVE FUND TO IMPROVE HEALTH INSURANCE.**

If a Senate committee reports a bill or joint resolution, or if an amendment is offered there-to, or if a conference report is submitted there-on, that, with appropriate protections for consumers, reduces growth in the number of uninsured Americans, improves access to affordable and meaningful health insurance coverage, improves health care quality, or reduces growth in the cost of private health insurance by facilitating market-based pooling, including across State lines, and a bill or joint resolution, or if an amendment is offered thereto, or if a conference report is submitted thereon, that, with appropriate protections for consumers, provides funding for State high risk pools or financial assistance, whether directly, or through grants to States to enhance the effectiveness of such pooling or to provide other assistance to small businesses or individuals, including financial assistance, for the purchase of private insurance coverage, the Chairman of the Committee on the Budget may make appropriate adjustments in allocations and aggregates for fiscal year 2007 and for the period of fiscal years 2008 through 2012, provided that such legislation would not increase the deficit over the total of the period of fiscal years 2007 through 2012.

Pending consideration of said concurrent resolution.

Pursuant to House Resolution 370, the following amendment in the nature of a substitute, consisting of the text of House Concurrent Resolution 99, as agreed to in the House, as agreed to in the House, was considered as agreed to:

Strike out all after the enacting clause and insert:

**SECTION 1. CONCURRENT RESOLUTION ON THE BUDGET FOR FISCAL YEAR 2008.**

(a) DECLARATION.—The Congress determines and declares that the concurrent resolution on the budget for fiscal year 2007 is revised and replaced and that this is the concurrent resolution on the budget for fiscal year 2008, including appropriate budgetary levels for fiscal years 2009 through 2012.

(b) TABLE OF CONTENTS.—The table of contents for this resolution is as follows:

Sec. 1. Concurrent resolution on the budget for fiscal year 2008.

**TITLE I—RECOMMENDED LEVELS AND AMOUNTS**

Sec. 101. Recommended levels and amounts.  
Sec. 102. Major functional categories.

**TITLE II—RESERVE FUNDS**

Sec. 201. Reserve fund for the State Children's Health Insurance Program.  
Sec. 202. Reserve fund for reform of the alternative minimum tax.  
Sec. 203. Reserve fund to provide for middle-income tax relief and economic equity.  
Sec. 204. Reserve fund for agriculture.  
Sec. 205. Reserve fund for higher education.  
Sec. 206. Reserve fund for improvements in medicare.  
Sec. 207. Reserve fund for creating long-term energy alternatives.  
Sec. 208. Reserve fund for affordable housing.  
Sec. 209. Reserve fund for equitable benefits for Filipino veterans of World War II.  
Sec. 210. Reserve fund for Secure Rural Schools and Community Self-Determination Act reauthorization.  
Sec. 211. Reserve fund for receipts from the Bonneville Power Administration.  
Sec. 212. Reserve fund for Transitional Medical Assistance.

**TITLE III—BUDGET ENFORCEMENT**

Sec. 301. Program integrity initiatives.

Sec. 302. Advance appropriations.  
Sec. 303. Overseas deployments and emergency needs.  
Sec. 304. Application and effect of changes in allocations and aggregates.  
Sec. 305. Adjustments to reflect changes in concepts and definitions.  
Sec. 306. Compliance with section 13301 of the Budget Enforcement Act of 1990.  
Sec. 307. Exercise of rulemaking powers.

**TITLE IV—POLICY**

Sec. 401. Policy on middle-income tax relief.  
Sec. 402. Policy on defense priorities.  
Sec. 403. Policy on college affordability.

**TITLE V—SENSE OF THE HOUSE**

Sec. 501. Sense of the House on servicemembers' and veterans' health care and other priorities.  
Sec. 502. Sense of the House on the Innovation Agenda: A commitment to competitiveness to keep America #1.  
Sec. 503. Sense of the House on homeland security.  
Sec. 504. Sense of the House regarding the ongoing need to respond to Hurricanes Katrina and Rita.  
Sec. 505. Sense of the House regarding long-term sustainability of entitlements.  
Sec. 506. Sense of the House regarding the need to maintain and build upon efforts to fight hunger.  
Sec. 507. Sense of the House regarding affordable health coverage.  
Sec. 508. Sense of the House regarding extension of the statutory pay-as-you-go rule.  
Sec. 509. Sense of the House on long-term budgeting.  
Sec. 510. Sense of the House regarding pay parity.  
Sec. 511. Sense of the House regarding waste, fraud, and abuse.  
Sec. 512. Sense of the House regarding the importance of child support enforcement.  
Sec. 513. Sense of the House on State veterans cemeteries.

**TITLE VI—RECONCILIATION**

Sec. 601. Reconciliation.

**TITLE I—RECOMMENDED LEVELS AND AMOUNTS****SEC. 101. RECOMMENDED LEVELS AND AMOUNTS.**

The following budgetary levels are appropriate for each of fiscal years 2007 through 2012:

(1) FEDERAL REVENUES.—For purposes of the enforcement of this resolution:

(A) The recommended levels of Federal revenues are as follows:

Fiscal year 2007: \$1,904,706,000,000.  
Fiscal year 2008: \$2,050,797,000,000.  
Fiscal year 2009: \$2,106,926,000,000.  
Fiscal year 2010: \$2,163,721,000,000.  
Fiscal year 2011: \$2,394,551,000,000.  
Fiscal year 2012: \$2,597,096,000,000.

(B) The amounts by which the aggregate levels of Federal revenues should be adjusted are as follows:

Fiscal year 2007: \$0.  
Fiscal year 2008: \$0.  
Fiscal year 2009: \$0.  
Fiscal year 2010: \$0.  
Fiscal year 2011: \$0.  
Fiscal year 2012: \$0.

(2) NEW BUDGET AUTHORITY.—For purposes of the enforcement of this resolution, the appropriate levels of total new budget authority are as follows:

Fiscal year 2007: \$2,380,614,000,000.  
Fiscal year 2008: \$2,495,291,000,000.  
Fiscal year 2009: \$2,516,301,000,000.  
Fiscal year 2010: \$2,569,952,000,000.

Fiscal year 2011: \$2,684,936,000,000.

Fiscal year 2012: \$2,716,188,000,000.

(3) BUDGET OUTLAYS.—For purposes of the enforcement of this resolution, the appropriate levels of total budget outlays are as follows:

Fiscal year 2007: \$2,300,065,000,000.  
Fiscal year 2008: \$2,465,888,000,000.  
Fiscal year 2009: \$2,565,305,000,000.  
Fiscal year 2010: \$2,600,718,000,000.  
Fiscal year 2011: \$2,691,358,000,000.  
Fiscal year 2012: \$2,700,809,000,000.

(4) DEFICITS (ON-BUDGET).—For purposes of the enforcement of this resolution, the amounts of the deficits (on-budget) are as follows:

Fiscal year 2007: \$395,359,000,000.  
Fiscal year 2008: \$415,091,000,000.  
Fiscal year 2009: \$458,379,000,000.  
Fiscal year 2010: \$436,997,000,000.  
Fiscal year 2011: \$296,807,000,000.  
Fiscal year 2012: \$103,713,000,000.

(5) DEBT SUBJECT TO LIMIT.—Pursuant to section 301(a)(5) of the Congressional Budget Act of 1974, the appropriate levels of the debt subject to limit are as follows:

Fiscal year 2007: \$8,927,000,000,000.  
Fiscal year 2008: \$9,461,000,000,000.  
Fiscal year 2009: \$10,036,000,000,000.  
Fiscal year 2010: \$10,591,000,000,000.  
Fiscal year 2011: \$11,001,000,000,000.  
Fiscal year 2012: \$11,231,000,000,000.

(6) DEBT HELD BY THE PUBLIC.—The appropriate levels of debt held by the public are as follows:

Fiscal year 2007: \$5,042,000,000,000.  
Fiscal year 2008: \$5,269,000,000,000.  
Fiscal year 2009: \$5,524,000,000,000.  
Fiscal year 2010: \$5,743,000,000,000.  
Fiscal year 2011: \$5,805,000,000,000.  
Fiscal year 2012: \$5,663,000,000,000.

**SEC. 102. MAJOR FUNCTIONAL CATEGORIES.**

The Congress determines and declares that the appropriate levels of new budget authority and outlays for fiscal years 2007 through 2012 for each major functional category are:

(1) National Defense (050):

Fiscal year 2007:

(A) New budget authority, \$525,797,000,000.  
(B) Outlays, \$534,270,000,000.

Fiscal year 2008:

(A) New budget authority, \$506,995,000,000.  
(B) Outlays, \$514,401,000,000.

Fiscal year 2009:

(A) New budget authority, \$534,705,000,000.  
(B) Outlays, \$524,384,000,000.

Fiscal year 2010:

(A) New budget authority, \$545,171,000,000.  
(B) Outlays, \$536,433,000,000.

Fiscal year 2011:

(A) New budget authority, \$550,944,000,000.  
(B) Outlays, \$547,624,000,000.

Fiscal year 2012:

(A) New budget authority, \$559,799,000,000.  
(B) Outlays, \$548,169,000,000.

(2) International Affairs (150):

Fiscal year 2007:

(A) New budget authority, \$28,795,000,000.  
(B) Outlays, \$31,308,000,000.

Fiscal year 2008:

(A) New budget authority, \$34,675,000,000.  
(B) Outlays, \$33,096,000,000.

Fiscal year 2009:

(A) New budget authority, \$35,428,000,000.  
(B) Outlays, \$32,557,000,000.

Fiscal year 2010:

(A) New budget authority, \$35,623,000,000.  
(B) Outlays, \$32,687,000,000.

Fiscal year 2011:

(A) New budget authority, \$36,083,000,000.  
(B) Outlays, \$33,006,000,000.

Fiscal year 2012:

(A) New budget authority, \$36,530,000,000.  
(B) Outlays, \$33,613,000,000.

(3) General Science, Space, and Technology (250):

Fiscal year 2007:

(A) New budget authority, \$25,079,000,000.

- (B) Outlays, \$24,516,000,000.  
Fiscal year 2008:  
(A) New budget authority, \$27,611,000,000.  
(B) Outlays, \$26,472,000,000.  
Fiscal year 2009:  
(A) New budget authority, \$28,641,000,000.  
(B) Outlays, \$28,411,000,000.  
Fiscal year 2010:  
(A) New budget authority, \$29,844,000,000.  
(B) Outlays, \$29,485,000,000.  
Fiscal year 2011:  
(A) New budget authority, \$31,103,00,000.  
(B) Outlays, \$30,089,000,000.  
Fiscal year 2012:  
(A) New budget authority, \$32,438,000,000.  
(B) Outlays, \$31,367,000,000.  
(4) Energy (270):  
Fiscal year 2007:  
(A) New budget authority, \$2,943,000,000.  
(B) Outlays, \$1,369,000,000.  
Fiscal year 2008:  
(A) New budget authority, \$3,240,000,000.  
(B) Outlays, \$1,092,000,000.  
Fiscal year 2009:  
(A) New budget authority, \$3,051,000,000.  
(B) Outlays, \$1,454,000,000.  
Fiscal year 2010:  
(A) New budget authority, \$3,136,000,000.  
(B) Outlays, \$1,641,000,000.  
Fiscal year 2011:  
(A) New budget authority, \$3,228,000,000.  
(B) Outlays, \$1,697,000,000.  
Fiscal year 2012:  
(A) New budget authority, \$3,307,000,000.  
(B) Outlays, \$1,997,000,000.  
(5) Natural Resources and Environment (300):  
Fiscal year 2007:  
(A) New budget authority, \$31,332,000,000.  
(B) Outlays, \$32,919,000,000.  
Fiscal year 2008:  
(A) New budget authority, \$32,813,000,000.  
(B) Outlays, \$34,864,000,000.  
Fiscal year 2009:  
(A) New budget authority, \$33,529,000,000.  
(B) Outlays, \$35,332,000,000.  
Fiscal year 2010:  
(A) New budget authority, \$34,483,000,000.  
(B) Outlays, \$35,574,000,000.  
Fiscal year 2011:  
(A) New budget authority, \$35,152,000,000.  
(B) Outlays, \$35,952,000,000.  
Fiscal year 2012:  
(A) New budget authority, \$36,194,000,000.  
(B) Outlays, \$36,543,000,000.  
(6) Agriculture (350):  
Fiscal year 2007:  
(A) New budget authority, \$21,471,000,000.  
(B) Outlays, \$19,738,000,000.  
Fiscal year 2008:  
(A) New budget authority, \$20,381,000,000.  
(B) Outlays, \$19,549,000,000.  
Fiscal year 2009:  
(A) New budget authority, \$20,933,000,000.  
(B) Outlays, \$20,059,000,000.  
Fiscal year 2010:  
(A) New budget authority, \$21,138,000,000.  
(B) Outlays, \$20,112,000,000.  
Fiscal year 2011:  
(A) New budget authority, \$21,156,000,000.  
(B) Outlays, \$20,436,000,000.  
Fiscal year 2012:  
(A) New budget authority, \$21,402,000,000.  
(B) Outlays, \$20,863,000,000.  
(7) Commerce and Housing Credit (370):  
Fiscal year 2007:  
(A) New budget authority, \$5,515,000,000.  
(B) Outlays, \$3,522,000,000.  
Fiscal year 2008:  
(A) New budget authority, \$9,158,000,000.  
(B) Outlays, \$1,985,000,000.  
Fiscal year 2009:  
(A) New budget authority, \$9,973,000,000.  
(B) Outlays, \$996,000,000.  
Fiscal year 2010:  
(A) New budget authority, \$13,775,000,000.  
(B) Outlays, \$3,460,000,000.  
Fiscal year 2011:  
(A) New budget authority, \$8,822,000,000.  
(B) Outlays, \$1,931,000,000.  
Fiscal year 2012:  
(A) New budget authority, \$8,822,000,000.  
(B) Outlays, \$1,097,000,000.  
(8) Transportation (400):  
Fiscal year 2007:  
(A) New budget authority, \$81,282,000,000.  
(B) Outlays, \$74,739,000,000.  
Fiscal year 2008:  
(A) New budget authority, \$82,657,000,000.  
(B) Outlays, \$80,802,000,000.  
Fiscal year 2009:  
(A) New budget authority, \$76,343,000,000.  
(B) Outlays, \$83,948,000,000.  
Fiscal year 2010:  
(A) New budget authority, \$77,261,000,000.  
(B) Outlays, \$86,127,000,000.  
Fiscal year 2011:  
(A) New budget authority, \$78,289,000,000.  
(B) Outlays, \$87,018,000,000.  
Fiscal year 2012:  
(A) New budget authority, \$79,169,000,000.  
(B) Outlays, \$88,761,000,000.  
(9) Community and Regional Development (450):  
Fiscal year 2007:  
(A) New budget authority, \$15,717,000,000.  
(B) Outlays, \$28,281,000,000.  
Fiscal year 2008:  
(A) New budget authority, \$15,032,000,000.  
(B) Outlays, \$22,017,000,000.  
Fiscal year 2009:  
(A) New budget authority, \$13,928,000,000.  
(B) Outlays, \$20,474,000,000.  
Fiscal year 2010:  
(A) New budget authority, \$14,129,000,000.  
(B) Outlays, \$19,220,000,000.  
Fiscal year 2011:  
(A) New budget authority, \$14,328,000,000.  
(B) Outlays, \$17,649,000,000.  
Fiscal year 2012:  
(A) New budget authority, \$14,528,000,000.  
(B) Outlays, \$15,131,000,000.  
(10) Education, Training, Employment, and Social Services (500):  
Fiscal year 2007:  
(A) New budget authority, \$92,780,000,000.  
(B) Outlays, \$92,224,000,000.  
Fiscal year 2008:  
(A) New budget authority, \$92,461,000,000.  
(B) Outlays, \$91,119,000,000.  
Fiscal year 2009:  
(A) New budget authority, \$96,810,000,000.  
(B) Outlays, \$93,978,000,000.  
Fiscal year 2010:  
(A) New budget authority, \$98,333,000,000.  
(B) Outlays, \$96,041,000,000.  
Fiscal year 2011:  
(A) New budget authority, \$98,409,000,000.  
(B) Outlays, \$97,276,000,000.  
Fiscal year 2012:  
(A) New budget authority, \$98,654,000,000.  
(B) Outlays, \$96,909,000,000.  
(11) Health (550):  
Fiscal year 2007:  
(A) New budget authority, \$267,892,000,000.  
(B) Outlays, \$268,197,000,000.  
Fiscal year 2008:  
(A) New budget authority, \$286,767,000,000.  
(B) Outlays, \$286,261,000,000.  
Fiscal year 2009:  
(A) New budget authority, \$307,842,000,000.  
(B) Outlays, \$305,984,000,000.  
Fiscal year 2010:  
(A) New budget authority, \$325,885,000,000.  
(B) Outlays, \$325,716,000,000.  
Fiscal year 2011:  
(A) New budget authority, \$347,621,000,000.  
(B) Outlays, \$346,553,000,000.  
Fiscal year 2012:  
(A) New budget authority, \$370,780,000,000.  
(B) Outlays, \$369,739,000,000.  
(12) Medicare (570):  
Fiscal year 2007:  
(A) New budget authority, \$365,152,000,000.  
(B) Outlays, \$370,180,000,000.  
Fiscal year 2008:  
(A) New budget authority, \$389,586,000,000.  
(B) Outlays, \$389,696,000,000.  
Fiscal year 2009:  
(A) New budget authority, \$416,731,000,000.  
(B) Outlays, \$416,382,000,000.  
Fiscal year 2010:  
(A) New budget authority, \$442,369,000,000.  
(B) Outlays, \$442,589,000,000.  
Fiscal year 2011:  
(A) New budget authority, \$489,100,000,000.  
(B) Outlays, \$489,109,000,000.  
Fiscal year 2012:  
(A) New budget authority, \$468,828,000,000.  
(B) Outlays, \$486,440,000,000.  
(13) Income Security (600):  
Fiscal year 2007:  
(A) New budget authority, \$360,365,000,000.  
(B) Outlays, \$364,204,000,000.  
Fiscal year 2008:  
(A) New budget authority, \$379,927,000,000.  
(B) Outlays, \$383,546,000,000.  
Fiscal year 2009:  
(A) New budget authority, \$391,073,000,000.  
(B) Outlays, \$393,458,000,000.  
Fiscal year 2010:  
(A) New budget authority, \$401,429,000,000.  
(B) Outlays, \$402,422,000,000.  
Fiscal year 2011:  
(A) New budget authority, \$417,016,000,000.  
(B) Outlays, \$416,907,000,000.  
Fiscal year 2012:  
(A) New budget authority, \$402,874,000,000.  
(B) Outlays, \$402,130,000,000.  
(14) Social Security (650):  
Fiscal year 2007:  
(A) New budget authority, \$19,089,000,000.  
(B) Outlays, \$19,089,000,000.  
Fiscal year 2008:  
(A) New budget authority, \$19,644,000,000.  
(B) Outlays, \$19,644,000,000.  
Fiscal year 2009:  
(A) New budget authority, \$21,518,000,000.  
(B) Outlays, \$21,518,000,000.  
Fiscal year 2010:  
(A) New budget authority, \$23,701,000,000.  
(B) Outlays, \$23,701,000,000.  
Fiscal year 2011:  
(A) New budget authority, \$27,009,000,000.  
(B) Outlays, \$27,009,000,000.  
Fiscal year 2012:  
(A) New budget authority, \$29,898,000,000.  
(B) Outlays, \$29,898,000,000.  
(15) Veterans Benefits and Services (700):  
Fiscal year 2007:  
(A) New budget authority, \$73,896,000,000.  
(B) Outlays, \$72,342,000,000.  
Fiscal year 2008:  
(A) New budget authority, \$85,192,000,000.  
(B) Outlays, \$82,772,000,000.  
Fiscal year 2009:  
(A) New budget authority, \$87,787,000,000.  
(B) Outlays, \$87,681,000,000.  
Fiscal year 2010:  
(A) New budget authority, \$90,414,000,000.  
(B) Outlays, \$89,710,000,000.  
Fiscal year 2011:  
(A) New budget authority, \$96,033,000,000.  
(B) Outlays, \$95,410,000,000.  
Fiscal year 2012:  
(A) New budget authority, \$93,325,000,000.  
(B) Outlays, \$92,599,000,000.  
(16) Administration of Justice (750):  
Fiscal year 2007:  
(A) New budget authority, \$45,504,000,000.  
(B) Outlays, \$44,659,000,000.  
Fiscal year 2008:  
(A) New budget authority, \$46,940,000,000.  
(B) Outlays, \$46,155,000,000.  
Fiscal year 2009:  
(A) New budget authority, \$46,111,000,000.  
(B) Outlays, \$47,311,000,000.  
Fiscal year 2010:  
(A) New budget authority, \$47,168,000,000.  
(B) Outlays, \$47,504,000,000.  
Fiscal year 2011:  
(A) New budget authority, \$48,379,000,000.  
(B) Outlays, \$48,164,000,000.  
Fiscal year 2012:  
(A) New budget authority, \$49,610,000,000.  
(B) Outlays, \$49,207,000,000.  
(17) General Government (800):

Fiscal year 2007:

- (A) New budget authority, \$18,193,000,000.  
(B) Outlays, \$18,574,000,000.

Fiscal year 2008:

- (A) New budget authority, \$18,614,000,000.  
(B) Outlays, \$18,998,000,000.

Fiscal year 2009:

- (A) New budget authority, \$19,264,000,000.  
(B) Outlays, \$19,328,000,000.

Fiscal year 2010:

- (A) New budget authority, \$19,886,000,000.  
(B) Outlays, \$19,765,000,000.

Fiscal year 2011:

- (A) New budget authority, \$20,647,000,000.  
(B) Outlays, \$20,370,000,000.

Fiscal year 2012:

- (A) New budget authority, \$21,359,000,000.  
(B) Outlays, \$21,193,000,000.

(18) Net Interest (900):

Fiscal year 2007:

- (A) New budget authority, \$344,431,000,000.  
(B) Outlays, \$344,431,000,000.

Fiscal year 2008:

- (A) New budget authority, \$369,454,000,000.  
(B) Outlays, \$369,454,000,000.

Fiscal year 2009:

- (A) New budget authority, \$389,194,000,000.  
(B) Outlays, \$389,194,000,000.

Fiscal year 2010:

- (A) New budget authority, \$413,140,000,000.  
(B) Outlays, \$413,140,000,000.

Fiscal year 2011:

- (A) New budget authority, \$431,192,000,000.  
(B) Outlays, \$431,192,000,000.

Fiscal year 2012:

- (A) New budget authority, \$442,528,000,000.  
(B) Outlays, \$442,528,000,000.

(19) Allowances (920):

Fiscal year 2007:

- (A) New budget authority, \$785,000,000.  
(B) Outlays, \$755,000,000.

Fiscal year 2008:

- (A) New budget authority, \$0.  
(B) Outlays, \$30,000,000.

Fiscal year 2009:

- (A) New budget authority, \$0.  
(B) Outlays, \$0.

Fiscal year 2010:

- (A) New budget authority, \$0.  
(B) Outlays, \$0.

Fiscal year 2011:

- (A) New budget authority, \$0.  
(B) Outlays, \$0.

Fiscal year 2012:

- (A) New budget authority, \$0.  
(B) Outlays, \$0.

(20) Undistributed Offsetting Receipts (950):

Fiscal year 2007:

- (A) New budget authority, \$69,714,000,000.  
(B) Outlays, \$69,714,000,000.

Fiscal year 2008:

- (A) New budget authority, \$70,979,000,000.  
(B) Outlays, \$70,979,000,000.

Fiscal year 2009:

- (A) New budget authority, \$66,560,000,000.  
(B) Outlays, \$66,569,000,000.

Fiscal year 2010:

- (A) New budget authority, \$66,933,000,000.  
(B) Outlays, \$66,933,000,000.

Fiscal year 2011:

- (A) New budget authority, \$69,575,000,000.  
(B) Outlays, \$69,595,000,000.

Fiscal year 2012:

- (A) New budget authority, \$71,857,000,000.  
(B) Outlays, \$71,860,000,000.

(21) Overseas Deployments and Other Activities (970):

Fiscal year 2007:

- (A) New budget authority, \$124,310,000,000.  
(B) Outlays, \$31,506,000,000.

Fiscal year 2008:

- (A) New budget authority, \$145,163,000,000.  
(B) Outlays, \$114,914,000,000.

Fiscal year 2009:

- (A) New budget authority, \$50,000,000,000.  
(B) Outlays, \$109,425,000,000.

Fiscal year 2010:

- (A) New budget authority, \$0.  
(B) Outlays, \$42,324,000,000.

Fiscal year 2011:

- (A) New budget authority, \$0.  
(B) Outlays, \$13,561,000,000.

Fiscal year 2012:

- (A) New budget authority, \$0.  
(B) Outlays, \$4,485,000,000.

## TITLE II—RESERVE FUNDS

### SEC. 201. RESERVE FUND FOR THE STATE CHILDREN'S HEALTH INSURANCE PROGRAM.

In the House, with respect to a bill or a joint resolution (or an amendment to or a conference report submitted on such a bill or joint resolution) reported from the Committee on Energy and Commerce that increases new budget authority that would result in no more than \$50,000,000,000 in outlays for fiscal years 2008 through 2012 for expanding coverage and improving children's health through the State Children's Health Insurance Program (SCHIP) under title XXI of the Social Security Act and the program under title XIX of such Act (commonly known as medicaid), the chairman of the Committee on Budget may make the appropriate adjustments in allocations of the Committee on Energy and Commerce, and in budget authority and outlays of other committees as may be necessary pursuant to such adjustment for the Committee on Energy and Commerce, and budgetary aggregates, but only to the extent that such bill or joint resolution (as amended, in the case of an amendment) in the form placed before the House by the Committee on Rules would not increase the deficit or decrease the surplus for the period of fiscal years 2007 through 2012 and the period of fiscal years 2007 through 2017. The adjustments may be made whenever a rule providing for consideration of such a bill or joint resolution is filed, such a bill or joint resolution is placed on any calendar, or an amendment is offered or considered as adopted or a conference report is submitted on such a bill or joint resolution.

### SEC. 202. RESERVE FUND FOR REFORM OF THE ALTERNATIVE MINIMUM TAX.

In the House, with respect to any bill or joint resolution (or an amendment thereto or conference report thereon) that provides for reform of the Internal Revenue Code of 1986 by reducing the tax burden of the alternative minimum tax on middle-income families, the chairman of the Committee on the Budget may make the appropriate adjustments in allocations of a committee or committees and budgetary aggregates, but only to the extent that such bills or joint resolutions (as amended, in the case of an amendment) in the form placed before the House by the Committee on Rules would not increase the deficit or decrease the surplus for the period of fiscal years 2007 through 2012 and the period of fiscal years 2007 through 2017. The adjustments may be made whenever a rule providing for consideration of such bills or joint resolutions is filed, such bills or joint resolutions are placed on any calendar, or an amendment is offered or considered as adopted or a conference report is submitted on such bills or joint resolutions.

### SEC. 203. RESERVE FUND TO PROVIDE FOR MIDDLE-INCOME TAX RELIEF AND ECONOMIC EQUITY.

In the House, with respect to any bill or joint resolution (or an amendment thereto or conference report thereon) that provides for tax relief for middle-income families and taxpayers and enhanced economic equity, such as extension of the child tax credit, extension of marriage penalty relief, extension of the 10 percent individual income tax bracket, modification of the Alternative Minimum Tax, elimination of estate taxes on all but a minute fraction of estates by reforming and substantially increasing the unified credit, extension of the research and experimentation tax credit, extension of the

deduction for State and local sales taxes, and a tax credit for school construction bonds, the chairman of the Committee on the Budget may make the appropriate adjustments in allocations of a committee or committees and budgetary aggregates, but only to the extent that such bills or joint resolutions (as amended, in the case of an amendment) in the form placed before the House by the Committee on Rules would not increase the deficit or decrease the surplus for the period of fiscal years 2007 through 2012 and the period of fiscal years 2007 through 2017. The adjustments may be made whenever a rule providing for consideration of such bills or joint resolutions are filed, such bills or joint resolutions are placed on any calendar, or an amendment is offered or considered as adopted or a conference report is submitted on such bills or joint resolutions.

### SEC. 204. RESERVE FUND FOR AGRICULTURE.

In the House, with respect to a bill or a joint resolution (or an amendment thereto or conference report thereon) that provides for the reauthorization of the programs of the Food Security and Rural Investment Act of 2002 or prior Acts, authorizes similar programs, or both, that increases new budget authority by no more than \$20,000,000,000 for the period of fiscal years 2007 through 2012, the chairman of the Committee on the Budget may make the appropriate adjustments in allocations of a committee or committees and budgetary aggregates, but only to the extent that such bill or joint resolution (as amended, in the case of an amendment) in the form placed before the House by the Committee on Rules would not increase the deficit or decrease the surplus for the period of fiscal years 2007 through 2012 and the period of fiscal years 2007 through 2017. The adjustments may be made whenever a rule providing for consideration of such a bill or joint resolution is filed, such a bill or joint resolution is placed on any calendar, or an amendment is offered or considered as adopted or a conference report is submitted on such a bill or joint resolution.

### SEC. 205. RESERVE FUND FOR HIGHER EDUCATION.

In the House, with respect to a bill or a joint resolution (or an amendment thereto or conference report thereon) that makes college more affordable through reforms to the Higher Education Act of 1965, the chairman of the Committee on the Budget may make the appropriate adjustments in allocations of a committee or committees and budgetary aggregates, but only to the extent that such bill or joint resolution (as amended, in the case of an amendment) in the form placed before the House by the Committee on Rules would not increase the deficit or decrease the surplus for the period of fiscal years 2007 through 2012 and the period of fiscal years 2007 through 2017. The adjustments may be made whenever a rule providing for consideration of such a bill or joint resolution is filed, such a bill or joint resolution is placed on any calendar, or an amendment is offered or considered as adopted or a conference report is submitted on such a bill or joint resolution.

### SEC. 206. RESERVE FUND FOR IMPROVEMENTS IN MEDICARE.

In the House, with respect to a bill or a joint resolution (or an amendment thereto or conference report thereon) that improves the medicare program for beneficiaries and protects access to care, through measures such as increasing the reimbursement rate for physicians while protecting beneficiaries from associated premium increases and making improvements to the prescription drug program under part D, the chairman of the Committee on the Budget may make the appropriate adjustments in allocations of a committee or committees and budgetary aggregates, but only to the extent that such

bill or joint resolution (as amended, in the case of an amendment) in the form placed before the House by the Committee on Rules would not increase the deficit or decrease the surplus for the period of fiscal years 2007 through 2012 and the period of fiscal years 2007 through 2017. The adjustments may be made whenever a rule providing for consideration of such a bill or joint resolution is filed, such a bill or joint resolution is placed on any calendar, or an amendment is offered or considered as adopted or a conference report is submitted on such a bill or joint resolution.

**SEC. 207. RESERVE FUND FOR CREATING LONG-TERM ENERGY ALTERNATIVES.**

In the House, with respect to a bill or a joint resolution (or an amendment thereto or conference report thereon) that fulfills the purposes of section 301(a) of H.R. 6, the Clean Energy Act of 2007:

(1) The chairman of the Committee on Budget may make the appropriate adjustments in allocations of a committee or committees and budgetary aggregates, but only to the extent that such bill or joint resolution (as amended, in the case of an amendment) would not increase the deficit or decrease the surplus for the period of fiscal years 2007 through 2012 and the period of fiscal years 2007 through 2017. The adjustments made under this paragraph may be made whenever a rule is filed for a bill or joint resolution that attributes the offsets included in H.R. 6 to the bill or joint resolution.

(2) The chairman of the Committee on the Budget may make appropriate adjustments to the allocations provided for under section 302(a) of the Congressional Budget Act of 1974 to the Committee on Appropriations to the extent a bill or joint resolution in the form placed before the House by the Committee on Rules provides budget authority for purposes set forth in section 301(a) of H.R. 6 in excess of the amounts provided for those purposes in fiscal year 2007. Any adjustments made under this paragraph shall not include revenues attributable to changes in the Internal Revenue Code of 1986 and shall not exceed the receipts estimated by the Congressional Budget Office that are attributable to H.R. 6 for the year in which the adjustments are made.

**SEC. 208. RESERVE FUND FOR AFFORDABLE HOUSING.**

In the House, with respect to a bill or a joint resolution (or an amendment thereto or conference report thereon) that provides for an affordable housing fund, offset by reforming the regulation of certain government-sponsored enterprises, the chairman of the Committee on the Budget may make the appropriate adjustments in allocations of a committee or committees and budgetary aggregates, but only to the extent that such bill or joint resolution (as amended, in the case of an amendment) in the form placed before the House by the Committee on Rules would not increase the deficit or decrease the surplus for the period of fiscal years 2007 through 2012 and the period of fiscal years 2007 through 2017. The adjustments may be made whenever a rule providing for consideration of such a bill or joint resolution is filed, such a bill or joint resolution is placed on any calendar, or an amendment is offered or considered as adopted or a conference report is submitted on such a bill or joint resolution.

**SEC. 209. RESERVE FUND FOR EQUITABLE BENEFITS FOR FILIPINO VETERANS OF WORLD WAR II.**

In the House, with respect to a bill or a joint resolution (or an amendment thereto or conference report thereon) that would provide for or increase benefits to Filipino veterans of World War II, their survivors and dependents, the chairman of the Committee on

the Budget may make the appropriate adjustments in allocations of a committee or committees and budgetary aggregates, but only to the extent that such bill or joint resolution (as amended, in the case of an amendment) in the form placed before the House by the Committee on Rules would not increase the deficit or decrease the surplus for the period of fiscal years 2007 through 2012 and the period of fiscal years 2007 through 2017. The adjustments may be made whenever a rule providing for consideration of such a bill or joint resolution is filed, such a bill or joint resolution is placed on any calendar, or an amendment is offered or considered as adopted or a conference report is submitted on such a bill or joint resolution.

**SEC. 210. RESERVE FUND FOR SECURE RURAL SCHOOLS AND COMMUNITY SELF-DETERMINATION ACT REAUTHORIZATION.**

In the House, with respect to a bill or a joint resolution (or an amendment thereto or conference report thereon) that provides for the reauthorization of the Secure Rural Schools and Community Self-Determination Act (Public Law 106-393), the chairman of the Committee on the Budget may make the appropriate adjustments in allocations of a committee or committees and budgetary aggregates, but only to the extent that such bill or joint resolution (as amended, in the case of an amendment) in the form placed before the House by the Committee on Rules would not increase the deficit or decrease the surplus for the period of fiscal years 2007 through 2012 and the period of fiscal years 2007 through 2017. The adjustments may be made whenever a rule providing for consideration of such a bill or joint resolution is filed, such a bill or joint resolution is placed on any calendar, or an amendment is offered or considered as adopted or a conference report is submitted on such a bill or joint resolution.

**SEC. 211. RESERVE FUND FOR RECEIPTS FROM THE BONNEVILLE POWER ADMINISTRATION.**

In the House, with respect to a bill or a joint resolution (or an amendment thereto or conference report thereon) that prohibits the Bonneville Power Administration from making early payments on its Federal Bond Debt to the Department of the Treasury, the chairman of the Committee on Budget may make the appropriate adjustments in allocations of a committee or committees and budgetary aggregates, but only to the extent that such bill or joint resolution (as amended, in the case of an amendment) in the form placed before the House by the Committee on Rules would not increase the deficit or decrease the surplus for the period of fiscal years 2007 through 2012 and the period of fiscal years 2007 through 2017. The adjustments may be made whenever a rule providing for consideration of such a bill or joint resolution is filed, such a bill or joint resolution is placed on any calendar, or an amendment is offered or considered as adopted or a conference report is submitted on such a bill or joint resolution.

**SEC. 212. RESERVE FUND FOR TRANSITIONAL MEDICAL ASSISTANCE.**

In the House, with respect to a bill or a joint resolution (or an amendment thereto or conference report thereon) that extends the Transitional Medical Assistance program, included in title 19 of the Social Security Act, through fiscal year 2008, the chairman of the Committee on Budget may make the appropriate adjustments in allocations of a committee or committees and budgetary aggregates, but only to the extent that such bill or joint resolution (as amended, in the case of an amendment) in the form placed before the House by the Committee on Rules would not increase the deficit or decrease the surplus for the period of fiscal years 2007

through 2012 and the period of fiscal years 2007 through 2017. The adjustments may be made whenever a rule providing for consideration of such a bill or joint resolution is filed, such a bill or joint resolution is placed on any calendar, or an amendment is offered or considered as adopted or a conference report is submitted on such a bill or joint resolution.

**TITLE III—BUDGET ENFORCEMENT**

**SEC. 301. PROGRAM INTEGRITY INITIATIVES.**

(a) ADJUSTMENTS TO DISCRETIONARY SPENDING LIMITS.—

(1) CONTINUING DISABILITY REVIEWS AND SUPPLEMENTAL SECURITY INCOME REDETERMINATIONS.—If a bill or joint resolution is reported making appropriations for fiscal year 2008 that appropriates \$264,000,000 for continuing disability reviews and Supplemental Security Income redeterminations for the Social Security Administration, and provides an additional appropriation of up to \$213,000,000 and the amount is designated for continuing disability reviews and Supplemental Security Income redeterminations for the Social Security Administration, then the allocation to the House Committee on Appropriations shall be increased by the amount of the additional budget authority and outlays flowing from that budget authority for fiscal year 2008.

(2) INTERNAL REVENUE SERVICE TAX COMPLIANCE.—If a bill or joint resolution is reported making appropriations for fiscal year 2008 that appropriates up to \$6,822,000,000 to the Internal Revenue Service and the amount is designated to improve compliance with the provisions of the Internal Revenue Code of 1986 and provides an additional appropriation of up to \$406,000,000, and the amount is designated to improve compliance with the provisions of the Internal Revenue Code of 1986, then the allocation to the House Committee on Appropriations shall be increased by the amount of the additional budget authority and outlays flowing from that budget authority for fiscal year 2008.

(3) HEALTHCARE FRAUD AND ABUSE CONTROL PROGRAM.—If a bill or joint resolution is reported making appropriations for fiscal year 2008 that appropriates up to \$183,000,000 and the amount is designated to the healthcare fraud and abuse control program at the Department of Health and Human Services, then the allocation to the House Committee on Appropriations shall be increased by the amount of additional budget authority and outlays flowing from that budget authority for fiscal year 2008.

(4) UNEMPLOYMENT INSURANCE IMPROPER PAYMENTS.—If a bill or joint resolution is reported making appropriations for fiscal year 2008 that appropriates \$10,000,000 for unemployment insurance improper payment reviews for the Department of Labor, and provides an additional appropriation of up to \$40,000,000 and the amount is designated for unemployment insurance improper payment reviews for the Department of Labor, then the allocation to the House Committee on Appropriations shall be increased by the amount of the additional budget authority and outlays flowing from that budget authority for fiscal year 2008.

(b) PROCEDURE FOR ADJUSTMENTS.—

(1) IN GENERAL.—

(A) CHAIRMAN.—After the reporting of a bill or joint resolution, or the offering of an amendment thereto or the submission of a conference report thereon, the chairman of the Committee on the Budget shall make the adjustments set forth in subparagraph (B) for the incremental new budget authority in that measure (if that measure meets the requirements set forth in paragraph (2)) and the outlays flowing from that budget authority.

(B) MATTERS TO BE ADJUSTED.—The adjustments referred to in subparagraph (A) are to be made to—

(i) the allocations made pursuant to the appropriate concurrent resolution on the budget pursuant to section 302(a) of the Congressional Budget Act of 1974; and

(ii) the budgetary aggregates as set forth in this resolution.

(C) OVERSIGHT OF GOVERNMENT PERFORMANCE.—In the House, all committees are directed to review programs within their jurisdiction to root out waste, fraud, and abuse in program spending, giving particular scrutiny to issues raised by Government Accountability Office reports. Based on these oversight efforts and committee performance reviews of programs within their jurisdiction, committees are directed to include recommendations for improved governmental performance in their annual views and estimates reports required under section 301(d) of the Congressional Budget Act of 1974 to the Committee on the Budget.

**SEC. 302. ADVANCE APPROPRIATIONS.**

(a) IN GENERAL.—In the House, except as provided in subsection (b), a bill or joint resolution making a general appropriation or continuing appropriation, or an amendment thereto may not provide for advance appropriations.

(b) ADVANCE APPROPRIATION.—In the House, an advance appropriation may be provided for fiscal year 2009 or 2010 for programs, projects, activities, or accounts identified in the joint explanatory statement of managers accompanying this resolution under the heading “Accounts Identified for Advance Appropriations” in an aggregate amount not to exceed \$25,558,000,000 in new budget authority.

(c) DEFINITION.—In this section, the term “advance appropriation” means any new discretionary budget authority provided in a bill or joint resolution making general appropriations or any new discretionary budget authority provided in a bill or joint resolution continuing appropriations for fiscal year 2008 that first becomes available for any fiscal year after 2008.

**SEC. 303. OVERSEAS DEPLOYMENTS AND EMERGENCY NEEDS.**

(a) OVERSEAS DEPLOYMENTS AND RELATED ACTIVITIES.—In the House, any bill or joint resolution or amendment offered or considered as adopted or a conference report thereon, that makes appropriations for fiscal year 2008 or fiscal year 2009 for overseas deployments and related activities, and such amounts are so designated pursuant to this subsection, then new budget authority, outlays or receipts resulting therefrom shall not count for the purposes of titles III and IV of the Congressional Budget Act of 1974.

(b) EMERGENCY NEEDS.—In the House, any bill or joint resolution, or amendment offered or considered as adopted or conference report thereon, that makes appropriations for nondefense discretionary amounts, and such amounts are designated as necessary to meet emergency needs, then the new budget authority, outlays, or receipts resulting therefrom shall not be counted for the purposes of titles III and IV of the Congressional Budget Act of 1974.

**SEC. 304. APPLICATION AND EFFECT OF CHANGES IN ALLOCATIONS AND AGGREGATES.**

(a) APPLICATION.—Any adjustments of allocations and aggregates made pursuant to this resolution shall—

(1) apply while that measure is under consideration;

(2) take effect upon the enactment of that measure; and

(3) be published in the Congressional Record as soon as practicable.

(b) EFFECT OF CHANGED ALLOCATIONS AND AGGREGATES.—Revised allocations and ag-

gregates resulting from these adjustments shall be considered for the purposes of the Congressional Budget Act of 1974 as allocations and aggregates contained in this resolution.

(c) COMMITTEE ON THE BUDGET DETERMINATIONS.—For purposes of this resolution, the levels of new budget authority, outlays, direct spending, new entitlement authority, revenues, deficits, and surpluses for a fiscal year or period of fiscal years shall be determined on the basis of estimates made by the Committee on the Budget.

**SEC. 305. ADJUSTMENTS TO REFLECT CHANGES IN CONCEPTS AND DEFINITIONS.**

Upon the enactment of a bill or joint resolution providing for a change in concepts or definitions, the chairman of the Committee on the Budget shall make adjustments to the levels and allocations in this resolution in accordance with section 251(b) of the Balanced Budget and Emergency Deficit Control Act of 1985 (as in effect on September 30, 2002).

**SEC. 306. COMPLIANCE WITH SECTION 13301 OF THE BUDGET ENFORCEMENT ACT OF 1990.**

(a) IN GENERAL.—In the House and the Senate, notwithstanding section 302(a)(1) of the Congressional Budget Act of 1974 and section 13301 of the Budget Enforcement Act of 1990, the joint explanatory statement accompanying the conference report on any concurrent resolution on the budget shall include in its allocation under section 302(a) of the Congressional Budget Act of 1974 to the Committee on Appropriations amounts for the discretionary administrative expenses of the Social Security Administration.

(b) SPECIAL RULE.—In the House, for purposes of applying section 302(f) of the Congressional Budget Act of 1974, estimates of the level of total new budget authority and total outlays provided by a measure shall include any discretionary amounts provided for the Social Security Administration.

**SEC. 307. EXERCISE OF RULEMAKING POWERS.**

Congress adopts the provisions of this title—

(1) as an exercise of the rulemaking power of the House and as such they shall be considered as part of the rules of the House, and such rules shall supersede other rules only to the extent that they are inconsistent therewith; and

(2) with full recognition of the constitutional right of the House to change those rules at any time, in the same manner, and to the same extent as in the case of any other rule of the House.

**TITLE IV—POLICY**

**SEC. 401. POLICY ON MIDDLE-INCOME TAX RELIEF.**

It is the policy of this resolution to minimize fiscal burdens on middle-income families and their children and grandchildren. It is the policy of this resolution to provide immediate relief for the tens of millions of middle-income households who would otherwise be subject to the Alternative Minimum Tax (AMT) under current law in the context of permanent, revenue-neutral AMT reform. Furthermore, it is the policy of this resolution to support extension of middle-income tax relief and enhanced economic equity through policies such as—

(1) extension of the child tax credit;

(2) extension of marriage penalty relief;

(3) extension of the 10 percent individual income tax bracket;

(4) elimination of estate taxes on all but a minute fraction of estates by reforming and substantially increasing the unified tax credit;

(5) extension of the research and experimentation tax credit;

(6) extension of the deduction for State and local sales taxes;

(7) extension of the deduction for small business expensing; and

(8) enactment of a tax credit for school construction bonds.

This resolution assumes the cost of enacting such policies is offset by reforms within the Internal Revenue Code of 1986 that promote a fairer distribution of taxes across families and generations, economic efficiency, higher rates of tax compliance to close the “tax gap”, and reduced taxpayer burdens through tax simplification.

**SEC. 402. POLICY ON DEFENSE PRIORITIES.**

It is the policy of this resolution that—

(1) recommendations of the National Commission on Terrorist Attacks Upon the United States (commonly referred to as the 9/11 Commission) to fund cooperative threat reduction and nuclear nonproliferation programs at a level commensurate with the risk is a high priority, and the President’s budget should have requested sufficient funding for these programs;

(2) ensuring that the TRICARE fees for military retirees under the age of 65 remain at current levels;

(3) funds be provided for increasing pay to ensure retention of experienced personnel and for improving military benefits in general;

(4) the Missile Defense Agency should be funded at an adequate but lower level and the elimination of space-based interceptor development will ensure a more prudent acquisition strategy, yet still support a robust ballistic missile defense program;

(5) satellite research, development, and procurement be funded at a level below the amount requested for fiscal year 2008, which amounts to a 26 percent increase above the current level, but at a level sufficient to develop new satellite technologies while ensuring a more prudent acquisition strategy;

(6) sufficient resources be provided to implement Government Accountability Office (GAO) recommendations, such as improving financial management and contracting practices at the Department of Defense (DOD), and that substantial savings should result from the identification of billions of dollars of obligations and disbursements and Government overcharges for which the Department of Defense cannot account;

(7) that the Department of Defense should do a more careful job of addressing the 1,378 Government Accountability Office recommendations made to the Department of Defense and its components over the last six years that have yet to be implemented, which could produce billions of dollars in savings; and

(8) accruing all savings from the actions recommended in paragraphs (4) through (7) should be used to fund higher priorities within Function 050 (Defense), and especially those high priorities identified in paragraphs (1) through (3) and to help fund recommendations of the bipartisan “Walter Reed Commission” (the President’s Commission on Care for America’s Returning Wounded Warriors) and other United States Government investigations into military healthcare facilities and services.

**SEC. 403. POLICY ON COLLEGE AFFORDABILITY.**

It is the policy of this resolution that the reconciliation directive to the Committee on Education and Labor shall not be construed to reduce any assistance that makes college more affordable for students, including but not limited to assistance to student aid programs run by nonprofit state agencies.

**TITLE V—SENSE OF THE HOUSE**

**SEC. 501. SENSE OF THE HOUSE ON SERVICEMEMBERS’ AND VETERANS’ HEALTH CARE AND OTHER PRIORITIES.**

It is the sense of the House that—

(1) the House supports excellent health care for current and former members of the



United States Armed Services, who have served well and honorably and have made significant sacrifices for this Nation;

(2) this resolution provides \$43,055,000,000 in discretionary budget authority for 2008 for Function 700 (Veterans Benefits and Services), including veterans' health care, which is \$6,598,000,000 more than the 2007 level, \$5,404,000,000 more than the Congressional Budget Office's baseline level for 2008, and \$3,506,000,000 more than the President's budget for 2008;

(3) this resolution provides funding to implement, in part, recommendations of the bipartisan "Walter Reed Commission" (the President's Commission on Care for America's Returning Wounded Warriors) and other United States Government investigations into military and veterans health care facilities and services;

(4) this resolution assumes the rejection of the enrollment fees and co-payment increases in the President's budget;

(5) this resolution provides additional funding above the President's inadequate budget levels for the Department of Veterans Affairs to research and treat veterans' mental health, post-traumatic stress disorder, and traumatic brain and spinal cord injuries; and

(6) this resolution provides additional funding above the President's inadequate budget levels for the Department of Veterans Affairs to improve the speed and accuracy of its processing of disability compensation claims, including funding to hire additional personnel above the President's requested level.

**SEC. 502. SENSE OF THE HOUSE ON THE INNOVATION AGENDA: A COMMITMENT TO COMPETITIVENESS TO KEEP AMERICA #1.**

(a) It is the sense of the House to provide sufficient funding that our Nation may continue to be the world leader in education, innovation and economic growth. This resolution provides \$450,000,000 above the President's requested level for 2008, and additional amounts in subsequent years in Function 250 (General Science, Space and Technology) and Function 270 (Energy). Additional increases for scientific research and education are included in Function 500 (Education, Employment, Training, and Social Services), Function 550 (Health), Function 300 (Environment and Natural Resources), Function 350 (Agriculture), Function 400 (Transportation), and Function 370 (Commerce and Housing Credit), all of which receive more funding than the President requested.

(b) America's greatest resource for innovation resides within classrooms across the country. The increased funding provided in this resolution will support important initiatives to educate 100,000 new scientists, engineers, and mathematicians, and place highly qualified teachers in math and science K-12 classrooms.

(c) Independent scientific research provides the foundation for innovation and future technologies. This resolution will put us on the path toward doubling funding for the National Science Foundation, basic research in the physical sciences across all agencies, and collaborative research partnerships; and toward achieving energy independence through the development of clean and sustainable alternative energy technologies.

**SEC. 503. SENSE OF THE HOUSE ON HOMELAND SECURITY.**

It is the sense of the House that—

(1) this resolution assumes additional homeland security funding above the President's requested level for 2008 and every subsequent year;

(2) this resolution assumes funding above the President's requested level for 2008, and additional amounts in subsequent years, in the four budget functions: Function 400 (Transportation), Function 450 (Community

and Regional Development), Function 550 (Health), and Function 750 (Administration of Justice) that fund most nondefense homeland security activities; and

(3) the homeland security funding provided in this resolution will help to strengthen the security of our Nation's transportation system, particularly our ports where significant security shortfalls still exist and foreign ports, by expanding efforts to identify and scan all high-risk United States-bound cargo, equip first responders, strengthen border patrol, and increase the preparedness of the public health system.

**SEC. 504. SENSE OF THE HOUSE REGARDING THE ONGOING NEED TO RESPOND TO HURRICANES KATRINA AND RITA.**

It is the sense of the House that:

(1) Critical needs in the Gulf Coast region should be addressed without further delay. The budget resolution creates a reserve fund that would allow for affordable housing that may be used to focus on areas devastated by Hurricanes Katrina and Rita, as well as new funding for additional recovery priorities.

(2) Additional oversight and investigation is needed to ensure that recovery efforts are on track, develop legislation to reform the contracting process, and better prepare for future disasters. Those efforts should be made in close consultation with residents of affected areas. The budget resolution provides additional 2007 funding for the Federal Emergency Management Agency, some of which may be used for this purpose.

**SEC. 505. SENSE OF THE HOUSE REGARDING LONG-TERM SUSTAINABILITY OF ENTITLEMENTS.**

(a) FINDINGS.—The House finds the following:

(1) The aging of the United States population is going to put unprecedented pressure on the Nation's retirement and health care systems.

(2) The long-term strength of social security would be improved through a fiscally responsible policy of reducing the deficit and paying down the debt that has accumulated since 2001, thus reducing debt service payments and freeing up billions of dollars that can be dedicated to meeting social security's obligations.

(3) A policy of reducing and eventually eliminating the deficit and paying down the debt is a key factor in improving the long-term strength of the economy as a whole, because a lower debt burden frees up resources for productive investments that will result in higher economic growth, provide a higher standard of living for future generations, and enhance the Nation's ability to meet its commitments to its senior citizens.

(4) The most significant factor affecting the Nation's entitlement programs is the rapid increase in health care costs. The projected increasing costs of medicare and medicaid are not unique to these programs but rather are part of a pattern of rising costs for the health sector as a whole.

(b) SENSE OF THE HOUSE.—It is the sense of the House that the growing cost of entitlements should be addressed in a way that is fiscally responsible and promotes economic growth, that addresses the causes of cost growth in the broader health care system, and that protects beneficiaries without leaving a legacy of debt to future generations.

**SEC. 506. SENSE OF THE HOUSE REGARDING THE NEED TO MAINTAIN AND BUILD UPON EFFORTS TO FIGHT HUNGER.**

(a) FINDINGS.—The House finds the following:

(1) More than 35 million individuals (12.4 million of them children) are food insecure, uncertain of having, or unable to acquire enough food. 10.8 million Americans are hungry because of lack of food.

(2) Despite the critical contributions of the Department of Agriculture nutrition pro-

grams and particularly the food stamp program that significantly reduced payment error rates while increasing enrollment to partially mitigate the impact of recent increases in the poverty rate, significant need remains.

(3) Nearly 25 million people, including nine million children and three million seniors, sought emergency food assistance from food pantries, soup kitchens, shelters, and local charities last year.

(b) SENSE OF THE HOUSE.—It is the sense of the House that the Department of Agriculture programs that help fight hunger should be maintained and that the House should seize opportunities to enhance those programs to reach people in need and to fight hunger.

**SEC. 507. SENSE OF THE HOUSE REGARDING AFFORDABLE HEALTH COVERAGE.**

(a) FINDINGS.—The House finds the following:

(1) More than 46 million Americans, including nine million children, lack health insurance. People without health insurance are more likely to experience problems getting medical care and to be hospitalized for avoidable health problems.

(2) Most Americans receive health coverage through their employers. A major issue facing all employers is the rising cost of health insurance. Small businesses, which have generated most of the new jobs annually over the last decade, have an especially difficult time affording health coverage, due to higher administrative costs and fewer people over whom to spread the risk of catastrophic costs. Because it is especially costly for small businesses to provide health coverage, their employees make up a large proportion of the nation's uninsured individuals.

(b) SENSE OF THE HOUSE.—It is the sense of the House that legislation consistent with the pay-as-you-go principle should be adopted that makes health insurance more affordable and accessible, with attention to the special needs of small businesses, and that lowers costs and improves the quality of health care by encouraging integration of health information technology tools into the practice of medicine, and promoting improvements in disease management and disease prevention.

**SEC. 508. SENSE OF THE HOUSE REGARDING EXTENSION OF THE STATUTORY PAY-AS-YOU-GO RULE.**

It is the sense of the House that in order to reduce the deficit Congress should extend PAYGO in its original form in the Budget Enforcement Act of 1990.

**SEC. 509. SENSE OF THE HOUSE ON LONG-TERM BUDGETING.**

It is the sense of Congress that the determination of the congressional budget for the United States Government and the President's budget request should include consideration of the Financial Report of the United States Government, especially its information regarding the Government's net operating cost, financial position, and long-term liabilities.

**SEC. 510. SENSE OF THE HOUSE REGARDING PAY PARITY.**

It is the sense of the House that rates of compensation for civilian employees of the United States should be adjusted at the same time, and in the same proportion, as are rates of compensation for members of the uniformed services.

**SEC. 511. SENSE OF THE HOUSE REGARDING WASTE, FRAUD, AND ABUSE.**

It is the sense of the House that all committees should examine programs within their jurisdiction to identify wasteful and fraudulent spending. To this end, section 301 of this resolution includes cap adjustments to provide appropriations for three programs

that accounted for a significant share of improper payments reported by Federal agencies in 2006: Social Security Administration Continuing Disability Reviews, the Medicare/Medicaid Health Care Fraud and Abuse Control Program, and Unemployment Insurance. Section 301 also includes a cap adjustment for the Internal Revenue Services for tax compliance efforts to close the \$300,000,000,000 tax gap. In addition, the resolution's deficit-neutral reserve funds require authorizing committees to cut lower priority and wasteful spending to accommodate new high-priority entitlement benefits. Finally, section 301 of the resolution directs all committees to review the performance of programs within their jurisdiction and report recommendations annually to the Committee on the Budget as part of the views and estimates process required by section 301(d) of the Congressional Budget Act.

**SEC. 512. SENSE OF THE HOUSE REGARDING THE IMPORTANCE OF CHILD SUPPORT ENFORCEMENT.**

It is the sense of the House that—

(1) additional legislative action is needed to ensure that States have the necessary resources to collect all child support that is owed to families and to allow them to pass 100 percent of support on to families without financial penalty; and

(2) when 100 percent of child support payments are passed to the child, rather than administrative expenses, program integrity is improved and child support participation increases.

**SEC. 513. SENSE OF THE HOUSE ON STATE VETERANS CEMETERIES.**

It is the sense of the House that the Federal Government should pay the plot allowance for the interment in a State veterans cemetery of any spouse or eligible child of a veteran, consistent with the pay-as-you-go principle.

**TITLE VI—RECONCILIATION**

**SEC. 601. RECONCILIATION.**

(a) INSTRUCTIONS.—The House Committee on Education and Labor shall report changes in laws to reduce the deficit by \$75,000,000 for the period of fiscal years 2007 through 2012.

(b) MANDATORY SAVINGS.—Not later than September 10, 2007, the House Committee on Education and Labor shall submit its recommendations to the House of Representatives.

(c) SUBMISSION OF REVISED ALLOCATIONS.—Upon the submission to the House of a reconciliation bill or conference report thereon, that complies with this reconciliation instruction, the chairman of the Committee on the Budget may file with the House appropriately revised allocations and budgetary aggregates. Such revisions shall be considered to be the allocations and aggregates established by the concurrent resolution on the budget pursuant to section 301 of the Congressional Budget Act of 1974.

Pursuant to House Resolution 370, the previous question was ordered on the concurrent resolution, as amended.

The question being put,

Will the House agree to said concurrent resolution, as amended?

The SPEAKER pro tempore, Mr. HOLDEN, announced that pursuant to clause 10 of rule XX the yeas and nays were ordered, and the call was taken by electronic device.

It was decided in the { Yeas ..... 212  
affirmative ..... } Nays ..... 207

¶64.11 [Roll No. 307]

YEAS—212

Abercrombie	Allen	Andrews
Ackerman	Altmire	Arcuri

Baca	Higgins
Baird	Hinchey
Baldwin	Hinojosa
Becerra	Hirono
Berkley	Hodes
Berman	Holden
Berry	Holt
Bishop (GA)	Honda
Bishop (NY)	Hooley
Blumenauer	Hoyer
Boswell	Inslie
Boucher	Israel
Boyd (FL)	Jackson (IL)
Boyd (KS)	Jackson-Lee
Brady (PA)	(TX)
Braley (IA)	Jefferson
Capps	Johnson (GA)
Capuano	Jones (OH)
Cardoza	Kagen
Carmahan	Kanjorski
Carney	Kaptur
Carson	Kennedy
Castor	Kildee
Chandler	Kilpatrick
Clarke	Kind
Clay	Klein (FL)
Cleaver	Lampson
Clyburn	Langevin
Cohen	Lantos
Conyers	Larsen (WA)
Cooper	Larson (CT)
Costa	Lee
Costello	Levin
Courtney	Lewis (GA)
Cramer	Lipinski
Crowley	Loebsack
Cuellar	Lofgren, Zoe
Cummings	Lowe
Davis (AL)	Lynch
Davis (CA)	Mahoney (FL)
Davis (IL)	Maloney (NY)
Davis, Lincoln	Markey
DeFazio	Matsui
DeGette	McCarthy (NY)
Delahunt	McCollum (MN)
DeLauro	McDermott
Dicks	McGovern
Dingell	McIntyre
Doggett	McNerney
Edwards	McNulty
Ellison	Meehan
Emanuel	Meeke (FL)
Eshoo	Meeke (NY)
Etheridge	Melancon
Farr	Michaud
Filner	Miller (NC)
Frank (MA)	Miller, George
Giffords	Mollohan
Gillibrand	Moore (KS)
Gonzalez	Moore (WI)
Gordon	Moran (VA)
Green, Al	Murphy (CT)
Green, Gene	Murtha
Grijalva	Nadler
Gutierrez	Napolitano
Hall (NY)	Neal (MA)
Hare	Oberstar
Harman	Obey
Hastings (FL)	Olver
Herseth Sandlin	Ortiz

NAYS—207

Aderholt	Burgess
Akin	Burton (IN)
Alexander	Buyer
Bachmann	Calvert
Bachus	Camp (MI)
Baker	Campbell (CA)
Barrett (SC)	Cannon
Barrow	Cantor
Bartlett (MD)	Capito
Barton (TX)	Carter
Bean	Castle
Biggert	Chabot
Bilbray	Coble
Bilirakis	Cole (OK)
Bishop (UT)	Conaway
Blackburn	Crenshaw
Blunt	Cubin
Boehner	Culberson
Bonner	Davis (KY)
Bono	Davis, David
Boozman	Davis, Jo Ann
Boren	Davis, Tom
Boustany	Deal (GA)
Brady (TX)	Dent
Brown (SC)	Diaz-Balart, L.
Brown-Waite,	Diaz-Balart, M.
Ginny	Donnelly
Buchanan	Doolittle

Pallone	Hastert
Pascarella	Hastings (WA)
Pastor	Hayes
Payne	Heller
Perlmutter	Hensarling
Peterson (MN)	Herger
Pomeroy	Hill
Price (NC)	Hobson
Rahall	Hoekstra
Rangel	Hunter
Reyes	Inglis (SC)
Rodriguez	Issa
Ross	Jindal
Rothman	Johnson (IL)
Roybal-Allard	Johnson, Sam
Rush	Jones (NC)
Ryan (OH)	Jordan
Salazar	Keller
Sánchez, Linda	King (IA)
T.	King (NY)
Sanchez, Loretta	Kingston
Sarbanes	Kirk
Schakowsky	Kline (MN)
Schiff	Knollenberg
Schwartz	Kucinich
Scott (GA)	Kuhl (NY)
Scott (VA)	LaHood
Serrano	Lamborn
Sestak	Latham
Shea-Porter	LaTourette
Sherman	Lewis (CA)
Sires	Lewis (KY)
Skelton	Linder
Slaughter	LoBiondo
Smith (WA)	Lucas
Snyder	Lungren, Daniel
Solis	E.
Space	Mack
Spratt	Manzullo
Stark	Marchant
Stupak	Marshall
Sutton	Matheson
Tanner	
Tauscher	Brown, Corrine
Taylor	Butterfield
Thompson (CA)	Doyle
Thompson (MS)	Engel
Tierney	Fattah
Towns	
Udall (CO)	
Udall (NM)	
Van Hollen	
Velázquez	
Viscosky	
Walz (MN)	
Wasserman	
Schultz	
Waters	
Watson	
Watt	
Waxman	
Weiner	
Welch (VT)	
Wexler	
Wilson (OH)	
Woolsey	
Wu	
Wynn	
Yarmuth	

McCarthy (CA)	Rohrabacher
McCaul (TX)	Ros-Lehtinen
McCotter	Roskam
McCrery	Royce
McHenry	Ryan (WI)
McHugh	Sali
McKeon	Saxton
Mica	Schmidt
Miller (FL)	Sensenbrenner
Miller (MI)	Sessions
Miller, Gary	Shadegg
Mitchell	Shays
Moran (KS)	Shimkus
Murphy, Patrick	Shuler
Murphy, Tim	Shuster
Musgrave	Simpson
Myrick	Smith (NE)
Neugebauer	Smith (NJ)
Nunes	Smith (TX)
Paul	Stearns
Pearce	Sullivan
Pence	Tancredo
Peterson (PA)	Terry
Petri	Thornberry
Pickering	Tiberi
Pitts	Turner
Platts	Upton
Poe	Walberg
Porter	Walden (OR)
Price (GA)	Walsh (NY)
Pryce (OH)	Wamp
Putnam	Weldon (FL)
Radanovich	Weller
Ramstad	Westmoreland
Regula	Whitfield
Rehberg	Wicker
Reichert	Wilson (NM)
Renzi	Wilson (SC)
Reynolds	Wolf
Rogers (AL)	Young (AK)
Rogers (KY)	Young (FL)
Rogers (MI)	

NOT VOTING—13

Brown, Corrine	Feeney	McMorris
Butterfield	Gilchrest	Rodgers
Doyle	Hulshof	Ruppersberger
Engel	Johnson, E. B.	Souder
Fattah		Tiahrt

So the concurrent resolution, as amended, was agreed to.

Ordered, That the Clerk requests the concurrence of the Senate in said amendment.

¶64.12 CONGRESSIONAL BUDGET FY 2008

Pursuant to House Resolution 370, the concurrent resolution of the Senate (S. Con. Res. 21) setting forth the congressional budget for the United States Government for fiscal year 2008 and including the appropriate budgetary levels for fiscal years 2007 and 2009 through 2012; together with the amendment of the House thereto, was taken from the Speaker's table.

When on motion of Mr. SPRATT, it was,

Resolved, That the House insist upon its amendment and request a conference with the Senate on the disagreeing votes of the two Houses thereon.

Ordered, That the Clerk notify the Senate thereof.

¶64.13 MOTION TO INSTRUCT CONFEREES—S. CON. RES. 21

Mr. RYAN of Wisconsin, moved that the managers on the part of the House at the conference on the disagreeing votes of the two Houses on the House amendment to the concurrent resolution of the Senate, S. Con. Res. 21, as amended, be instructed as follows:

(A) Recede from the revenue levels set forth in the House amendment; insist on the policy statement in section 401 of the House amendment to support the extension of such

tax provisions as the child tax credit, extension of marriage penalty relief, extension of the 10 percent individual income tax bracket, extension of the research and experimentation tax credit, extension of the deduction for State and local sales taxes; and recede to section 210 of the Senate resolution which prohibits consideration of an increase in Federal income tax rates;

(B) Insist on the lowest possible levels of revenue within the scope of the conference in fiscal years 2011 and 2012; and make any commensurate adjustments in outlay levels; and

(C) Set forth a unified surplus of at least \$96 billion in fiscal year 2012 in resolving the differences between section 101(4) of the House amendment and section 101(4) of the Senate resolution.

After debate,

By unanimous consent, the previous question was ordered on the motion to instruct the managers on the part of the House.

The question being put, *viva voce*,

Will the House agree to said motion?

The SPEAKER pro tempore, Mr. POMEROY, announced that the yeas had it.

Mr. RYAN of Wisconsin, demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Mr. POMEROY, pursuant to clause 8, rule XX, announced that further proceedings on the question were postponed.

#### ¶64.14 COMMUNICATION REGARDING SUBPOENA

The SPEAKER pro tempore, Mr. POMEROY, laid before the House the following communication from Mr. ANDREWS:

CONGRESS OF THE UNITED STATES,  
HOUSE OF REPRESENTATIVES,  
*Washington, DC, May 3, 2007.*

Hon. NANCY PELOSI,  
*Speaker, House of Representatives,*  
*Washington, DC.*

DEAR MADAM SPEAKER: This is to notify you formally, pursuant to Rule VIII of the Rules of the House of Representatives, that I have received a subpoena for documents issued by the Superior Court of New Jersey, Gloucester County.

After consultation with the Office of General Counsel, I have determined that compliance with the subpoena is consistent with the precedents and privileges of the House.

Sincerely,

ROBERT E. ANDREWS,  
*Member of Congress.*

#### ¶64.15 COMMUNICATION REGARDING SUBPOENA

The SPEAKER pro tempore, Mr. POMEROY, laid before the House the following communication from Rose Auman, District Director, office of the Honorable David Price of North Carolina:

MAY 4, 2007.

Hon. NANCY PELOSI,  
*Speaker, House of Representatives,*  
*Washington, DC.*

DEAR MADAM SPEAKER: This is to formally notify you, pursuant to Rule VIII of the Rules of the House of Representatives, that I have been served with a judicial subpoena for trial testimony issued by the Orange County, North Carolina District Court.

After consulting with the Office of General Counsel, I have determined that compliance

with the subpoena is consistent with the privileges and rights of the House.

Sincerely,

ROSE AUMAN,  
*District Director.*

#### ¶64.16 THOMAS E. JORDAN INDIAN TRIBES OF VIRGINIA FEDERAL RECOGNITION

Mr. RAHALL, pursuant to House Resolution 377, called up for consideration the bill (H.R. 1294) to extend Federal recognition to the Chickahominy Indian Tribe, the Chickahominy Indian Tribe-Eastern Division, the Upper Mattaponi Tribe, the Rappahannock Tribe, Inc., the Monacan Indian Nation, and the Nansemond Indian Tribe.

Pending consideration of said bill,

Pursuant to House Report 377, the following amendment in the nature of a substitute recommended by the Committee on Natural Resources printed in the bill, modified by the amendments printed in House Report 110-130 of the Committee on Rules, was considered as agreed to:

Strike out all after the enacting clause and insert:

##### SECTION 1. SHORT TITLE; TABLE OF CONTENTS.

(a) SHORT TITLE.—This Act may be cited as the “Thomasina E. Jordan Indian Tribes of Virginia Federal Recognition Act of 2007”.

(b) TABLE OF CONTENTS.—The table of contents of this Act is as follows:

Sec. 1. Short title; table of contents.

##### TITLE I—CHICKAHOMINY INDIAN TRIBE

Sec. 101. Findings.

Sec. 102. Definitions.

Sec. 103. Federal recognition.

Sec. 104. Membership; governing documents.

Sec. 105. Governing body.

Sec. 106. Reservation of the Tribe.

Sec. 107. Hunting, fishing, trapping, gathering, and water rights.

##### TITLE II—CHICKAHOMINY INDIAN TRIBE—EASTERN DIVISION

Sec. 201. Findings.

Sec. 202. Definitions.

Sec. 203. Federal recognition.

Sec. 204. Membership; governing documents.

Sec. 205. Governing body.

Sec. 206. Reservation of the Tribe.

Sec. 207. Hunting, fishing, trapping, gathering, and water rights.

##### TITLE III—UPPER MATTAPONI TRIBE

Sec. 301. Findings.

Sec. 302. Definitions.

Sec. 303. Federal recognition.

Sec. 304. Membership; governing documents.

Sec. 305. Governing body.

Sec. 306. Reservation of the Tribe.

Sec. 307. Hunting, fishing, trapping, gathering, and water rights.

##### TITLE IV—RAPPAHANNOCK TRIBE, INC.

Sec. 401. Findings.

Sec. 402. Definitions.

Sec. 403. Federal recognition.

Sec. 404. Membership; governing documents.

Sec. 405. Governing body.

Sec. 406. Reservation of the Tribe.

Sec. 407. Hunting, fishing, trapping, gathering, and water rights.

##### TITLE V—MONACAN INDIAN NATION

Sec. 501. Findings.

Sec. 502. Definitions.

Sec. 503. Federal recognition.

Sec. 504. Membership; governing documents.

Sec. 505. Governing body.

Sec. 506. Reservation of the Tribe.

Sec. 507. Hunting, fishing, trapping, gathering, and water rights.

#### TITLE VI—NANSEMOND INDIAN TRIBE

Sec. 601. Findings.

Sec. 602. Definitions.

Sec. 603. Federal recognition.

Sec. 604. Membership; governing documents.

Sec. 605. Governing body.

Sec. 606. Reservation of the Tribe.

Sec. 607. Hunting, fishing, trapping, gathering, and water rights.

#### TITLE I—CHICKAHOMINY INDIAN TRIBE

##### SEC. 101. FINDINGS.

Congress finds that—

(1) in 1607, when the English settlers set shore along the Virginia coastline, the Chickahominy Indian Tribe was 1 of about 30 tribes that received them;

(2) in 1614, the Chickahominy Indian Tribe entered into a treaty with Sir Thomas Dale, Governor of the Jamestown Colony, under which—

(A) the Chickahominy Indian Tribe agreed to provide 2 bushels of corn per man and send warriors to protect the English; and

(B) Sir Thomas Dale agreed in return to allow the Tribe to continue to practice its own tribal governance;

(3) in 1646, a treaty was signed which forced the Chickahominy from their homeland to the area around the York Mattaponi River in present-day King William County, leading to the formation of a reservation;

(4) in 1677, following Bacon's Rebellion, the Queen of Pamunkey signed the Treaty of Middle Plantation on behalf of the Chickahominy;

(5) in 1702, the Chickahominy were forced from their reservation, which caused the loss of a land base;

(6) in 1711, the College of William and Mary in Williamsburg established a grammar school for Indians called Brafferton College;

(7) a Chickahominy child was 1 of the first Indians to attend Brafferton College;

(8) in 1750, the Chickahominy Indian Tribe began to migrate from King William County back to the area around the Chickahominy River in New Kent and Charles City Counties;

(9) in 1793, a Baptist missionary named Bradby took refuge with the Chickahominy and took a Chickahominy woman as his wife;

(10) in 1831, the names of the ancestors of the modern-day Chickahominy Indian Tribe began to appear in the Charles City County census records;

(11) in 1901, the Chickahominy Indian Tribe formed Samaria Baptist Church;

(12) from 1901 to 1935, Chickahominy men were assessed a tribal tax so that their children could receive an education;

(13) the Tribe used the proceeds from the tax to build the first Samaria Indian School, buy supplies, and pay a teacher's salary;

(14) in 1919, C. Lee Moore, Auditor of Public Accounts for Virginia, told Chickahominy Chief O.W. Adkins that he had instructed the Commissioner of Revenue for Charles City County to record Chickahominy tribal members on the county tax rolls as Indian, and not as white or colored;

(15) during the period of 1920 through 1930, various Governors of the Commonwealth of Virginia wrote letters of introduction for Chickahominy Chiefs who had official business with Federal agencies in Washington, DC;

(16) in 1934, Chickahominy Chief O.O. Adkins wrote to John Collier, Commissioner of Indian Affairs, requesting money to acquire land for the Chickahominy Indian Tribe's use, to build school, medical, and library facilities and to buy tractors, implements, and seed;

(17) in 1934, John Collier, Commissioner of Indian Affairs, wrote to Chickahominy Chief O.O. Adkins, informing him that Congress had passed the Act of June 18, 1934 (commonly known as the “Indian Reorganization

Act") (25 U.S.C. 461 et seq.), but had not made the appropriation to fund the Act;

(18) in 1942, Chickahominy Chief O.O. Adkins wrote to John Collier, Commissioner of Indian Affairs, asking for help in getting the proper racial designation on Selective Service records for Chickahominy soldiers;

(19) in 1943, John Collier, Commissioner of Indian Affairs, asked Douglas S. Freeman, editor of the Richmond News-Leader newspaper of Richmond, Virginia, to help Virginia Indians obtain proper racial designation on birth records;

(20) Collier stated that his office could not officially intervene because it had no responsibility for the Virginia Indians, "as a matter largely of historical accident", but was "interested in them as descendants of the original inhabitants of the region";

(21) in 1948, the Veterans' Education Committee of the Virginia State Board of Education approved Samaria Indian School to provide training to veterans;

(22) that school was established and run by the Chickahominy Indian Tribe;

(23) in 1950, the Chickahominy Indian Tribe purchased and donated to the Charles City County School Board land to be used to build a modern school for students of the Chickahominy and other Virginia Indian tribes;

(24) the Samaria Indian School included students in grades 1 through 8;

(25) In 1961, Senator Sam Ervin, Chairman of the Subcommittee on Constitutional Rights of the Committee on the Judiciary of the Senate, requested Chickahominy Chief O.O. Adkins to provide assistance in analyzing the status of the constitutional rights of Indians "in your area";

(26) in 1967, the Charles City County school board closed Samaria Indian School and converted the school to a countywide primary school as a step toward full school integration of Indian and non-Indian students;

(27) in 1972, the Charles City County school board began receiving funds under the Indian Self-Determination and Education Assistance Act (25 U.S.C. 458aa et seq.) on behalf of Chickahominy students, which funding is provided as of the date of enactment of this Act under title V of the Indian Self-Determination and Education Assistance Act (25 U.S.C. 458aaa et seq.);

(28) in 1974, the Chickahominy Indian Tribe bought land and built a tribal center using monthly pledges from tribal members to finance the transactions;

(29) in 1983, the Chickahominy Indian Tribe was granted recognition as an Indian tribe by the Commonwealth of Virginia, along with 5 other Indian tribes; and

(30) in 1985, Governor Gerald Baliles was the special guest at an intertribal Thanksgiving Day dinner hosted by the Chickahominy Indian Tribe.

#### SEC. 102. DEFINITIONS.

In this title:

(1) SECRETARY.—The term "Secretary" means the Secretary of the Interior.

(2) TRIBAL MEMBER.—The term "tribal member" means—

(A) an individual who is an enrolled member of the Tribe as of the date of enactment of this Act; and

(B) an individual who has been placed on the membership rolls of the Tribe in accordance with this title.

(3) TRIBE.—The term "Tribe" means the Chickahominy Indian Tribe.

#### SEC. 103. FEDERAL RECOGNITION.

(a) FEDERAL RECOGNITION.—

(1) IN GENERAL.—Federal recognition is extended to the Tribe.

(2) APPLICABILITY OF LAWS.—All laws (including regulations) of the United States of general applicability to Indians or nations, Indian tribes, or bands of Indians (including the Act of June 18, 1934 (25 U.S.C. 461 et seq.))

that are not inconsistent with this title shall be applicable to the Tribe and tribal members.

(b) FEDERAL SERVICES AND BENEFITS.—

(1) IN GENERAL.—On and after the date of enactment of this Act, the Tribe and tribal members shall be eligible for all services and benefits provided by the Federal Government to federally recognized Indian tribes without regard to—

(A) the existence of a reservation for the Tribe; or

(B) the location of the residence of any tribal member on or near any Indian reservation.

(2) SERVICE AREA.—For the purpose of the delivery of Federal services to tribal members, the service area of the Tribe shall be considered to be the area comprised of New Kent County, James City County, Charles City County, and Henrico County, Virginia.

#### SEC. 104. MEMBERSHIP; GOVERNING DOCUMENTS.

The membership roll and governing documents of the Tribe shall be the most recent membership roll and governing documents, respectively, submitted by the Tribe to the Secretary before the date of enactment of this Act.

#### SEC. 105. GOVERNING BODY.

The governing body of the Tribe shall be—

(1) the governing body of the Tribe in place as of the date of enactment of this Act; or

(2) any subsequent governing body elected in accordance with the election procedures specified in the governing documents of the Tribe.

#### SEC. 106. RESERVATION OF THE TRIBE.

(a) IN GENERAL.—Fee lands which the Tribe seeks to convey to the United States to be held in trust shall be considered by the Secretary of the Interior under part 151 of title 25 of the Code of Federal Regulations (or a successor regulation) if such lands are located within the boundaries of New Kent County, James City County, Charles City County, or Henrico County, Virginia. The Secretary shall make a final determination within three years of the date which the tribe submits a request for land to be taken into trust. Any land taken into trust for the benefit of the Tribe pursuant to this paragraph shall be considered part of the reservation of the Tribe.

(b) GAMING.—The Tribe may not conduct gaming activities as a matter of claimed inherent authority or under the authority of any Federal law, including the Indian Gaming Regulatory Act (25 U.S.C. 2701 et seq.) or under any regulations thereunder promulgated by the Secretary or the National Indian Gaming Commission.

#### SEC. 107. HUNTING, FISHING, TRAPPING, GATHERING, AND WATER RIGHTS.

Nothing in this title expands, reduces, or affects in any manner any hunting, fishing, trapping, gathering, or water rights of the Tribe and members of the Tribe.

#### SEC. 108. JURISDICTION OF STATE OF VIRGINIA.

(a) IN GENERAL.—The State of Virginia shall exercise jurisdiction over—

(1) all criminal offenses that are committed on; and

(2) all civil actions that arise on,

lands located within the State of Virginia that are owned by, or held in trust by the United States for, the Tribe.

(b) ACCEPTANCE OF STATE JURISDICTION BY SECRETARY.—The Secretary of the Interior is authorized to accept on behalf of the United States, after consulting with the Attorney General of the United States, all or any portion of the jurisdiction of the State of Virginia described in subsection (a) upon verification by the Secretary of a certification by a tribe that it possesses the capacity to reassume such jurisdiction.

## TITLE II—CHICKAHOMINY INDIAN TRIBE—EASTERN DIVISION

### SEC. 201. FINDINGS.

Congress finds that—

(1) in 1607, when the English settlers set shore along the Virginia coastline, the Chickahominy Indian Tribe was 1 of about 30 tribes that received them;

(2) in 1614, the Chickahominy Indian Tribe entered into a treaty with Sir Thomas Dale, Governor of the Jamestown Colony, under which—

(A) the Chickahominy Indian Tribe agreed to provide 2 bushels of corn per man and send warriors to protect the English; and

(B) Sir Thomas Dale agreed in return to allow the Tribe to continue to practice its own tribal governance;

(3) in 1646, a treaty was signed which forced the Chickahominy from their homeland to the area around the York River in present-day King William County, leading to the formation of a reservation;

(4) in 1677, following Bacon's Rebellion, the Queen of Pamunkey signed the Treaty of Middle Plantation on behalf of the Chickahominy;

(5) in 1702, the Chickahominy were forced from their reservation, which caused the loss of a land base;

(6) in 1711, the College of William and Mary in Williamsburg established a grammar school for Indians called Brafferton College;

(7) a Chickahominy child was 1 of the first Indians to attend Brafferton College;

(8) in 1750, the Chickahominy Indian Tribe began to migrate from King William County back to the area around the Chickahominy River in New Kent and Charles City Counties;

(9) in 1793, a Baptist missionary named Bradby took refuge with the Chickahominy and took a Chickahominy woman as his wife;

(10) in 1831, the names of the ancestors of the modern-day Chickahominy Indian Tribe began to appear in the Charles City County census records;

(11) in 1870, a census revealed an enclave of Indians in New Kent County that is believed to be the beginning of the Chickahominy Indian Tribe—Eastern Division;

(12) other records were destroyed when the New Kent County courthouse was burned, leaving a State census as the only record covering that period;

(13) in 1901, the Chickahominy Indian Tribe formed Samaria Baptist Church;

(14) from 1901 to 1935, Chickahominy men were assessed a tribal tax so that their children could receive an education;

(15) the Tribe used the proceeds from the tax to build the first Samaria Indian School, buy supplies, and pay a teacher's salary;

(16) in 1910, a 1-room school covering grades 1 through 8 was established in New Kent County for the Chickahominy Indian Tribe—Eastern Division;

(17) during the period of 1920 through 1921, the Chickahominy Indian Tribe—Eastern Division began forming a tribal government;

(18) E.P. Bradby, the founder of the Tribe, was elected to be Chief;

(19) in 1922, Tsena Commocko Baptist Church was organized;

(20) in 1925, a certificate of incorporation was issued to the Chickahominy Indian Tribe—Eastern Division;

(21) in 1950, the 1-room Indian school in New Kent County was closed and students were bused to Samaria Indian School in Charles City County;

(22) in 1967, the Chickahominy Indian Tribe and the Chickahominy Indian Tribe—Eastern Division lost their schools as a result of the required integration of students;

(23) during the period of 1982 through 1984, Tsena Commocko Baptist Church built a new sanctuary to accommodate church growth;

(24) in 1983 the Chickahominy Indian Tribe—Eastern Division was granted State recognition along with 5 other Virginia Indian tribes;

(25) in 1985—

(A) the Virginia Council on Indians was organized as a State agency; and

(B) the Chickahominy Indian Tribe—Eastern Division was granted a seat on the Council;

(26) in 1988, a nonprofit organization known as the “United Indians of Virginia” was formed; and

(27) Chief Marvin “Strongoak” Bradby of the Eastern Band of the Chickahominy presently chairs the organization.

**SEC. 202. DEFINITIONS.**

In this title:

(1) SECRETARY.—The term “Secretary” means the Secretary of the Interior.

(2) TRIBAL MEMBER.—The term “tribal member” means—

(A) an individual who is an enrolled member of the Tribe as of the date of enactment of this Act; and

(B) an individual who has been placed on the membership rolls of the Tribe in accordance with this title.

(3) TRIBE.—The term “Tribe” means the Chickahominy Indian Tribe—Eastern Division.

**SEC. 203. FEDERAL RECOGNITION.**

(a) FEDERAL RECOGNITION.—

(1) IN GENERAL.—Federal recognition is extended to the Tribe.

(2) APPLICABILITY OF LAWS.—All laws (including regulations) of the United States of general applicability to Indians or nations, Indian tribes, or bands of Indians (including the Act of June 18, 1934 (25 U.S.C. 461 et seq.)) that are not inconsistent with this title shall be applicable to the Tribe and tribal members.

(b) FEDERAL SERVICES AND BENEFITS.—

(1) IN GENERAL.—On and after the date of enactment of this Act, the Tribe and tribal members shall be eligible for all future services and benefits provided by the Federal Government to federally recognized Indian tribes without regard to—

(A) the existence of a reservation for the Tribe; or

(B) the location of the residence of any tribal member on or near any Indian reservation.

(2) SERVICE AREA.—For the purpose of the delivery of Federal services to tribal members, the service area of the Tribe shall be considered to be the area comprised of New Kent County, James City County, Charles City County, and Henrico County, Virginia.

**SEC. 204. MEMBERSHIP; GOVERNING DOCUMENTS.**

The membership roll and governing documents of the Tribe shall be the most recent membership roll and governing documents, respectively, submitted by the Tribe to the Secretary before the date of enactment of this Act.

**SEC. 205. GOVERNING BODY.**

The governing body of the Tribe shall be—

(1) the governing body of the Tribe in place as of the date of enactment of this Act; or

(2) any subsequent governing body elected in accordance with the election procedures specified in the governing documents of the Tribe.

**SEC. 206. RESERVATION OF THE TRIBE.**

(a) IN GENERAL.—Fee lands which the Tribe seeks to convey to the United States to be held in trust shall be considered by the Secretary of the Interior under part 151 of title 25 of the Code of Federal Regulations (or a successor regulation) if such lands are located within the boundaries of New Kent County, James City County, Charles City County, or Henrico County, Virginia. The

Secretary shall make a final determination within three years of the date which the tribe submits a request for land to be taken into trust. Any land taken into trust for the benefit of the Tribe pursuant to this paragraph shall be considered part of the reservation of the Tribe.

(b) GAMING.—The Tribe may not conduct gaming activities as a matter of claimed inherent authority or under the authority of any Federal law, including the Indian Gaming Regulatory Act (25 U.S.C. 2701 et seq.) or under any regulations thereunder promulgated by the Secretary or the National Indian Gaming Commission.

**SEC. 207. HUNTING, FISHING, TRAPPING, GATHERING, AND WATER RIGHTS.**

Nothing in this title expands, reduces, or affects in any manner any hunting, fishing, trapping, gathering, or water rights of the Tribe and members of the Tribe.

**SEC. 208. JURISDICTION OF STATE OF VIRGINIA.**

(a) IN GENERAL.—The State of Virginia shall exercise jurisdiction over—

(1) all criminal offenses that are committed on; and

(2) all civil actions that arise on, lands located within the State of Virginia that are owned by, or held in trust by the United States for, the Tribe.

(b) ACCEPTANCE OF STATE JURISDICTION BY SECRETARY.—The Secretary of the Interior is authorized to accept on behalf of the United States, after consulting with the Attorney General of the United States, all or any portion of the jurisdiction of the State of Virginia described in subsection (a) upon verification by the Secretary of a certification by a tribe that it possesses the capacity to reassume such jurisdiction.

**TITLE III—UPPER MATTAPONI TRIBE**

**SEC. 301. FINDINGS.**

Congress finds that—

(1) during the period of 1607 through 1646, the Chickahominy Indian Tribes—

(A) lived approximately 20 miles from Jamestown; and

(B) were significantly involved in English-Indian affairs;

(2) Mattaponi Indians, who later joined the Chickahominy Indians, lived a greater distance from Jamestown;

(3) in 1646, the Chickahominy Indians moved to Mattaponi River basin, away from the English;

(4) in 1661, the Chickahominy Indians sold land at a place known as “the cliffs” on the Mattaponi River;

(5) in 1669, the Chickahominy Indians—

(A) appeared in the Virginia Colony’s census of Indian bowmen; and

(B) lived in “New Kent” County, which included the Mattaponi River basin at that time;

(6) in 1677, the Chickahominy and Mattaponi Indians were subjects of the Queen of Pamunkey, who was a signatory to the Treaty of 1677 with the King of England;

(7) in 1683, after a Mattaponi town was attacked by Seneca Indians, the Mattaponi Indians took refuge with the Chickahominy Indians, and the history of the 2 groups was intertwined for many years thereafter;

(8) in 1695, the Chickahominy and Mattaponi Indians—

(A) were assigned a reservation by the Virginia Colony; and

(B) traded land of the reservation for land at the place known as “the cliffs” (which, as of the date of enactment of this Act, is the Mattaponi Indian Reservation), which had been owned by the Mattaponi Indians before 1661;

(9) in 1711, a Chickahominy boy attended the Indian School at the College of William and Mary;

(10) in 1726, the Virginia Colony discontinued funding of interpreters for the Chickahominy and Mattaponi Indian Tribes;

(11) James Adams, who served as an interpreter to the Indian tribes known as the “Upper Mattaponi Indian Tribe” and “Chickahominy Indian Tribe”, elected to stay with the Upper Mattaponi Indians;

(12) today, a majority of the Upper Mattaponi Indians have “Adams” as their surname;

(13) in 1787, Thomas Jefferson, in Notes on the Commonwealth of Virginia, mentioned the Mattaponi Indians on a reservation in King William County and said that Chickahominy Indians were “blended” with the Mattaponi Indians and nearby Pamunkey Indians;

(14) in 1850, the census of the United States revealed a nucleus of approximately 10 families, all ancestral to modern Upper Mattaponi Indians, living in central King William County, Virginia, approximately 10 miles from the reservation;

(15) during the period of 1853 through 1884, King William County marriage records listed Upper Mattaponis as “Indians” in marrying people residing on the reservation;

(16) during the period of 1884 through the present, county marriage records usually refer to Upper Mattaponis as “Indians”;

(17) in 1901, Smithsonian anthropologist James Mooney heard about the Upper Mattaponi Indians but did not visit them;

(18) in 1928, University of Pennsylvania anthropologist Frank Speck published a book on modern Virginia Indians with a section on the Upper Mattaponis;

(19) from 1929 until 1930, the leadership of the Upper Mattaponi Indians opposed the use of a “colored” designation in the 1930 United States census and won a compromise in which the Indian ancestry of the Upper Mattaponis was recorded but questioned;

(20) during the period of 1942 through 1945—

(A) the leadership of the Upper Mattaponi Indians, with the help of Frank Speck and others, fought against the induction of young men of the Tribe into “colored” units in the Armed Forces of the United States; and

(B) a tribal roll for the Upper Mattaponi Indians was compiled;

(21) from 1945 to 1946, negotiations took place to admit some of the young people of the Upper Mattaponi to high schools for Federal Indians (especially at Cherokee) because no high school coursework was available for Indians in Virginia schools; and

(22) in 1983, the Upper Mattaponi Indians applied for and won State recognition as an Indian tribe.

**SEC. 302. DEFINITIONS.**

In this title:

(1) SECRETARY.—The term “Secretary” means the Secretary of the Interior.

(2) TRIBAL MEMBER.—The term “tribal member” means—

(A) an individual who is an enrolled member of the Tribe as of the date of enactment of this Act; and

(B) an individual who has been placed on the membership rolls of the Tribe in accordance with this title.

(3) TRIBE.—The term “Tribe” means the Upper Mattaponi Tribe.

**SEC. 303. FEDERAL RECOGNITION.**

(a) FEDERAL RECOGNITION.—

(1) IN GENERAL.—Federal recognition is extended to the Tribe.

(2) APPLICABILITY OF LAWS.—All laws (including regulations) of the United States of general applicability to Indians or nations, Indian tribes, or bands of Indians (including the Act of June 18, 1934 (25 U.S.C. 461 et seq.)) that are not inconsistent with this title shall be applicable to the Tribe and tribal members.

(b) FEDERAL SERVICES AND BENEFITS.—

(1) IN GENERAL.—On and after the date of enactment of this Act, the Tribe and tribal

members shall be eligible for all services and benefits provided by the Federal Government to federally recognized Indian tribes without regard to—

(A) the existence of a reservation for the Tribe; or

(B) the location of the residence of any tribal member on or near any Indian reservation.

(2) SERVICE AREA.—For the purpose of the delivery of Federal services to tribal members, the service area of the Tribe shall be considered to be the area within 25 miles of the Sharon Indian School at 13383 King William Road, King William County, Virginia.

**SEC. 304. MEMBERSHIP; GOVERNING DOCUMENTS.**

The membership roll and governing documents of the Tribe shall be the most recent membership roll and governing documents, respectively, submitted by the Tribe to the Secretary before the date of enactment of this Act.

**SEC. 305. GOVERNING BODY.**

The governing body of the Tribe shall be—

(1) the governing body of the Tribe in place as of the date of enactment of this Act; or

(2) any subsequent governing body elected in accordance with the election procedures specified in the governing documents of the Tribe.

**SEC. 306. RESERVATION OF THE TRIBE.**

(a) IN GENERAL.—Fee lands which the Tribe seeks to convey to the United States to be held in trust shall be considered by the Secretary of the Interior under part 151 of title 25 of the Code of Federal Regulations (or a successor regulation) if such lands are located within the boundaries of King William County, Caroline County, Hanover County, King and queen County, and New Kent County, Virginia. The Secretary shall make a final determination within three years of the date which the tribe submits a request for land to be taken into trust. Any land taken into trust for the benefit of the Tribe pursuant to this paragraph shall be considered part of the reservation of the Tribe.

(b) GAMING.—The Tribe may not conduct gaming activities as a matter of claimed inherent authority or under the authority of any Federal law, including the Indian Gaming Regulatory Act (25 U.S.C. 2701 et seq.) or under any regulations thereunder promulgated by the Secretary or the National Indian Gaming Commission.

**SEC. 307. HUNTING, FISHING, TRAPPING, GATHERING, AND WATER RIGHTS.**

Nothing in this title expands, reduces, or affects in any manner any hunting, fishing, trapping, gathering, or water rights of the Tribe and members of the Tribe.

**SEC. 08. JURISDICTION OF STATE OF VIRGINIA.**

(a) IN GENERAL.—The State of Virginia shall exercise jurisdiction over—

(1) all criminal offenses that are committed on; and

(2) all civil actions that arise on, lands located within the State of Virginia that are owned by, or held in trust by the United States for, the Tribe.

(b) ACCEPTANCE OF STATE JURISDICTION BY SECRETARY.—The Secretary of the Interior is authorized to accept on behalf of the United States, after consulting with the Attorney General of the United States, all or any portion of the jurisdiction of the State of Virginia described in subsection (a) upon verification by the Secretary of a certification by a tribe that it possesses the capacity to reassume such jurisdiction.

**TITLE IV—RAPPAHANNOCK TRIBE, INC.**

**SEC. 401. FINDINGS.**

Congress finds that—

(1) during the initial months after Virginia was settled, the Rappahannock Indians had 3 encounters with Captain John Smith;

(2) the first encounter occurred when the Rappahannock weroance (headman)—

(A) traveled to Quiyocohannock (a principal town across the James River from Jamestown), where he met with Smith to determine whether Smith had been the “great man” who had previously sailed into the Rappahannock River, killed a Rappahannock weroance, and kidnapped Rappahannock people; and

(B) determined that Smith was too short to be that “great man”;

(3) on a second meeting, during John Smith’s captivity (December 16, 1607 to January 8, 1608), Smith was taken to the Rappahannock principal village to show the people that Smith was not the “great man”;

(4) a third meeting took place during Smith’s exploration of the Chesapeake Bay (July to September 1608), when, after the Moraughtacund Indians had stolen 3 women from the Rappahannock King, Smith was prevailed upon to facilitate a peaceful truce between the Rappahannock and the Moraughtacund Indians;

(5) in the settlement, Smith had the 2 Indian tribes meet on the spot of their first fight;

(6) when it was established that both groups wanted peace, Smith told the Rappahannock King to select which of the 3 stolen women he wanted;

(7) the Moraughtacund King was given second choice among the 2 remaining women, and Mosco, a Wighcocomoco (on the Potomac River) guide, was given the third woman;

(8) in 1645, Captain William Claiborne tried unsuccessfully to establish treaty relations with the Rappahannocks, as the Rappahannocks had not participated in the Pamunkey-led uprising in 1644, and the English wanted to “treat with the Rappahannocks or any other Indians not in amity with Opechancanough, concerning serving the county against the Pamunkeys”;

(9) in April 1651, the Rappahannocks conveyed a tract of land to an English settler, Colonel Morre Fauntleroy;

(10) the deed for the conveyance was signed by Acopatowah, weroance of the Rappahannock Indians;

(11) in September 1653, Lancaster County signed a treaty with Rappahannock Indians, the terms of which treaty—

(A) gave Rappahannocks the rights of Englishmen in the county court; and

(B) attempted to make the Rappahannocks more accountable under English law;

(12) in September 1653, Lancaster County defined and marked the bounds of its Indian settlements;

(13) according to the Lancaster clerk of court, “the tribe called the great Rappahannocks lived on the Rappahannock Creek just across the river above Tappahannock”;

(14) in September 1656, (Old) Rappahannock County (which, as of the date of enactment of this Act, is comprised of Richmond and Essex Counties, Virginia) signed a treaty with Rappahannock Indians that—

(A) mirrored the Lancaster County treaty from 1653; and

(B) stated that—

(i) Rappahannocks were to be rewarded, in Roanoke, for returning English fugitives; and

(ii) the English encouraged the Rappahannocks to send their children to live among the English as servants, who the English promised would be well-treated;

(15) in 1658, the Virginia Assembly revised a 1652 Act stating that “there be no grants of land to any Englishman whatsoever de futuro until the Indians be first served with the proportion of 50 acres of land for each bowman”;

(16) in 1669, the colony conducted a census of Virginia Indians;

(17) as of the date of that census—

(A) the majority of the Rappahannocks were residing at their hunting village on the north side of the Mattaponi River; and

(B) at the time of the visit, census-takers were counting only the Indian tribes along the rivers, which explains why only 30 Rappahannock bowmen were counted on that river;

(18) the Rappahannocks used the hunting village on the north side of the Mattaponi River as their primary residence until the Rappahannocks were removed in 1684;

(19) in May 1677, the Treaty of Middle Plantation was signed with England;

(20) the Pamunkey Queen Cockacoeske signed on behalf of the Rappahannocks, “who were supposed to be her tributaries”, but before the treaty could be ratified, the Queen of Pamunkey complained to the Virginia Colonial Council “that she was having trouble with Rappahannocks and Chickahominies, supposedly tributaries of hers”;

(21) in November 1682, the Virginia Colonial Council established a reservation for the Rappahannock Indians of 3,474 acres “about the town where they dwelt”;

(22) the Rappahannock “town” was the hunting village on the north side of the Mattaponi River, where the Rappahannocks had lived throughout the 1670s;

(23) the acreage allotment of the reservation was based on the 1658 Indian land act, which translates into a bowman population of 70, or an approximate total Rappahannock population of 350;

(24) in 1683, following raids by Iroquoian warriors on both Indian and English settlements, the Virginia Colonial Council ordered the Rappahannocks to leave their reservation and unite with the Nanzatico Indians at Nanzatico Indian Town, which was located across and up the Rappahannock River some 30 miles;

(25) between 1687 and 1699, the Rappahannocks migrated out of Nanzatico, returning to the south side of the Rappahannock River at Portobacco Indian Town;

(26) in 1706, by order of Essex County, Lieutenant Richard Covington “escorted” the Portobaccos and Rappahannocks out of Portobacco Indian Town, out of Essex County, and into King and Queen County where they settled along the ridgeline between the Rappahannock and Mattaponi Rivers, the site of their ancient hunting village and 1682 reservation;

(27) during the 1700s, 3 Rappahannock girls were raised on Thomas Nelson’s Bleak Hill Plantation in King William County;

(28) of those girls—

(A) 1 married a Saunders man;

(B) 1 married a Johnson man; and

(C) 1 had 2 children, Edmund and Carter Nelson, fathered by Thomas Cary Nelson;

(29) in the 19th century, those Saunders, Johnson, and Nelson families are among the core Rappahannock families from which the modern Tribe traces its descent;

(30) in 1819 and 1820, Edward Bird, John Bird (and his wife), Carter Nelson, Edmund Nelson, and Carter Spurlock (all Rappahannock ancestors) were listed on the tax roles of King and Queen County and taxed at the county poor rate;

(31) Edmund Bird was added to the tax roles in 1821;

(32) those tax records are significant documentation because the great majority of pre-1864 records for King and Queen County were destroyed by fire;

(33) beginning in 1819, and continuing through the 1880s, there was a solid Rappahannock presence in the membership at Upper Essex Baptist Church;



(34) that was the first instance of conversion to Christianity by at least some Rappahannock Indians;

(35) while 26 identifiable and traceable Rappahannock surnames appear on the pre-1863 membership list, and 28 were listed on the 1863 membership roster, the number of surnames listed had declined to 12 in 1878 and had risen only slightly to 14 by 1888;

(36) a reason for the decline is that in 1870, a Methodist circuit rider, Joseph Mastin, secured funds to purchase land and construct St. Stephens Baptist Church for the Rappahannocks living nearby in Caroline County;

(37) Mastin referred to the Rappahannocks during the period of 1850 to 1870 as "Indians, having a great need for moral and Christian guidance";

(38) St. Stephens was the dominant tribal church until the Rappahannock Indian Baptist Church was established in 1964;

(39) at both churches, the core Rappahannock family names of Bird, Clarke, Fortune, Johnson, Nelson, Parker, and Richardson predominate;

(40) during the early 1900's, James Mooney, noted anthropologist, maintained correspondence with the Rappahannocks, surveying them and instructing them on how to formalize their tribal government;

(41) in November 1920, Speck visited the Rappahannocks and assisted them in organizing the fight for their sovereign rights;

(42) in 1921, the Rappahannocks were granted a charter from the Commonwealth of Virginia formalizing their tribal government;

(43) Speck began a professional relationship with the Tribe that would last more than 30 years and document Rappahannock history and traditions as never before;

(44) in April 1921, Rappahannock Chief George Nelson asked the Governor of Virginia, Westmoreland Davis, to forward a proclamation to the President of the United States, along with an appended list of tribal members and a handwritten copy of the proclamation itself;

(45) the letter concerned Indian freedom of speech and assembly nationwide;

(46) in 1922, the Rappahannocks established a formal school at Lloyds, Essex County, Virginia;

(47) prior to establishment of the school, Rappahannock children were taught by a tribal member in Central Point, Caroline County, Virginia;

(48) in December 1923, Rappahannock Chief George Nelson testified before Congress appealing for a \$50,000 appropriation to establish an Indian school in Virginia;

(49) in 1930, the Rappahannocks were engaged in an ongoing dispute with the Commonwealth of Virginia and the United States Census Bureau about their classification in the 1930 Federal census;

(50) in January 1930, Rappahannock Chief Otho S. Nelson wrote to Leon Truesdell, Chief Statistician of the United States Census Bureau, asking that the 218 enrolled Rappahannocks be listed as Indians;

(51) in February 1930, Truesdell replied to Nelson saying that "special instructions" were being given about classifying Indians;

(52) in April 1930, Nelson wrote to William M. Stuart at the Census Bureau asking about the enumerators' failure to classify his people as Indians, saying that enumerators had not asked the question about race when they interviewed his people;

(53) in a followup letter to Truesdell, Nelson reported that the enumerators were "flatly denying" his people's request to be listed as Indians and that the race question was completely avoided during interviews;

(54) the Rappahannocks had spoken with Caroline and Essex County enumerators, and with John M.W. Green at that point, without success;

(55) Nelson asked Truesdell to list people as Indians if he sent a list of members;

(56) the matter was settled by William Stuart, who concluded that the Bureau's rule was that people of Indian descent could be classified as "Indian" only if Indian "blood" predominated and "Indian" identity was accepted in the local community;

(57) the Virginia Vital Statistics Bureau classed all nonreservation Indians as "Negro", and it failed to see why "an exception should be made" for the Rappahannocks;

(58) therefore, in 1925, the Indian Rights Association took on the Rappahannock case to assist the Rappahannocks in fighting for their recognition and rights as an Indian tribe;

(59) during the Second World War, the Pamunkeys, Mattaponis, Chickahominies, and Rappahannocks had to fight the draft boards with respect to their racial identities;

(60) the Virginia Vital Statistics Bureau insisted that certain Indian draftees be inducted into Negro units;

(61) finally, 3 Rappahannocks were convicted of violating the Federal draft laws and, after spending time in a Federal prison, were granted conscientious objector status and served out the remainder of the war working in military hospitals;

(62) in 1943, Frank Speck noted that there were approximately 25 communities of Indians left in the Eastern United States that were entitled to Indian classification, including the Rappahannocks;

(63) in the 1940s, Leon Truesdell, Chief Statistician, of the United States Census Bureau, listed 118 members in the Rappahannock Tribe in the Indian population of Virginia;

(64) on April 25, 1940, the Office of Indian Affairs of the Department of the Interior included the Rappahannocks on a list of Indian tribes classified by State and by agency;

(65) in 1948, the Smithsonian Institution Annual Report included an article by William Harlen Gilbert entitled, "Surviving Indian Groups of the Eastern United States", which included and described the Rappahannock Tribe;

(66) in the late 1940s and early 1950s, the Rappahannocks operated a school at Indian Neck;

(67) the State agreed to pay a tribal teacher to teach 10 students bused by King and Queen County to Sharon Indian School in King William County, Virginia;

(68) in 1965, Rappahannock students entered Marriott High School (a white public school) by executive order of the Governor of Virginia;

(69) in 1972, the Rappahannocks worked with the Coalition of Eastern Native Americans to fight for Federal recognition;

(70) in 1979, the Coalition established a pottery and artisans company, operating with other Virginia tribes;

(71) in 1980, the Rappahannocks received funding through the Administration for Native Americans of the Department of Health and Human Services to develop an economic program for the Tribe; and

(72) in 1983, the Rappahannocks received State recognition as an Indian tribe.

#### SEC. 402. DEFINITIONS.

In this title:

(1) SECRETARY.—The term "Secretary" means the Secretary of the Interior.

(2) TRIBAL MEMBER.—The term "tribal member" means—

(A) an individual who is an enrolled member of the Tribe as of the date of enactment of this Act; and

(B) an individual who has been placed on the membership rolls of the Tribe in accordance with this title.

(3) TRIBE.—

(A) IN GENERAL.—The term "Tribe" means the organization possessing the legal name Rappahannock Tribe, Inc.

(B) EXCLUSIONS.—The term "Tribe" does not include any other Indian tribe, subtribe, band, or splinter group the members of which represent themselves as Rappahannock Indians.

#### SEC. 403. FEDERAL RECOGNITION.

(a) FEDERAL RECOGNITION.—

(1) IN GENERAL.—Federal recognition is extended to the Tribe.

(2) APPLICABILITY OF LAWS.—All laws (including regulations) of the United States of general applicability to Indians or nations, Indian tribes, or bands of Indians (including the Act of June 18, 1934 (25 U.S.C. 461 et seq.)) that are not inconsistent with this title shall be applicable to the Tribe and tribal members.

(b) FEDERAL SERVICES AND BENEFITS.—

(1) IN GENERAL.—On and after the date of enactment of this Act, the Tribe and tribal members shall be eligible for all services and benefits provided by the Federal Government to federally recognized Indian tribes without regard to—

(A) the existence of a reservation for the Tribe; or

(B) the location of the residence of any tribal member on or near any Indian reservation.

(2) SERVICE AREA.—For the purpose of the delivery of Federal services to tribal members, the service area of the Tribe shall be considered to be the area comprised of King and Queen County, Caroline County, Essex County, Spotsylvania County, Stafford County, and Richmond County, Virginia.

#### SEC. 404. MEMBERSHIP; GOVERNING DOCUMENTS.

The membership roll and governing documents of the Tribe shall be the most recent membership roll and governing documents, respectively, submitted by the Tribe to the Secretary before the date of enactment of this Act.

#### SEC. 405. GOVERNING BODY.

The governing body of the Tribe shall be—

(1) the governing body of the Tribe in place as of the date of enactment of this Act; or

(2) any subsequent governing body elected in accordance with the election procedures specified in the governing documents of the Tribe.

#### SEC. 406. RESERVATION OF THE TRIBE.

(a) IN GENERAL.—Fee lands which the Tribe seeks to convey to the United States to be held in trust shall be considered by the Secretary of the Interior under part 151 of title 25 of the Code of Federal Regulations (or a successor regulation) if such lands are located within the boundaries of King and Queen County, Stafford County, Spotsylvania County, Richmond County, Essex County, and Caroline County, Virginia. The Secretary shall make a final determination within three years of the date which the tribe submits a request for land to be taken into trust. Any land taken into trust for the benefit of the Tribe pursuant to this paragraph shall be considered part of the reservation of the Tribe.

(b) GAMING.—The Tribe may not conduct gaming activities as a matter of claimed inherent authority or under the authority of any Federal law, including the Indian Gaming Regulatory Act (25 U.S.C. 2701 et seq.) or under any regulations thereunder promulgated by the Secretary or the National Indian Gaming Commission.

#### SEC. 407. HUNTING, FISHING, TRAPPING, GATHERING, AND WATER RIGHTS.

Nothing in this title expands, reduces, or affects in any manner any hunting, fishing, trapping, gathering, or water rights of the Tribe and members of the Tribe.

**SEC. 08. JURISDICTION OF STATE OF VIRGINIA.**

(a) IN GENERAL.—The State of Virginia shall exercise jurisdiction over—

(1) all criminal offenses that are committed on; and

(2) all civil actions that arise on, lands located within the State of Virginia that are owned by, or held in trust by the United States for, the Tribe.

(b) ACCEPTANCE OF STATE JURISDICTION BY SECRETARY.—The Secretary of the Interior is authorized to accept on behalf of the United States, after consulting with the Attorney General of the United States, all or any portion of the jurisdiction of the State of Virginia described in subsection (a) upon verification by the Secretary of a certification by a tribe that it possesses the capacity to reassume such jurisdiction.

**TITLE V—MONACAN INDIAN NATION****SEC. 501. FINDINGS.**

Congress finds that—

(1) In 1677, the Monacan Tribe signed the Treaty of Middle Plantation between Charles II of England and 12 Indian “Kings and Chief Men”;

(2) in 1722, in the Treaty of Albany, Governor Spotswood negotiated to save the Virginia Indians from extinction at the hands of the Iroquois;

(3) specifically mentioned in the negotiations were the Monacan tribes of the Toteroto (Tutelo), Saponi, Ocheneches (Occaneechi), Stengenocks, and Meipontskys;

(4) in 1790, the first national census recorded Benjamin Evans and Robert Johns, both ancestors of the present Monacan community, listed as “white” with mulatto children;

(5) in 1782, tax records also began for those families;

(6) in 1850, the United States census recorded 29 families, mostly large, with Monacan surnames, the members of which are genealogically related to the present community;

(7) in 1870, a log structure was built at the Bear Mountain Indian Mission;

(8) in 1908, the structure became an Episcopal Mission and, as of the date of enactment of this Act, the structure is listed as a landmark on the National Register of Historic Places;

(9) in 1920, 304 Amherst Indians were identified in the United States census;

(10) from 1930 through 1931, numerous letters from Monacans to the Bureau of the Census resulted from the decision of Dr. Walter Plecker, former head of the Bureau of Vital Statistics of the State of Virginia, not to allow Indians to register as Indians for the 1930 census;

(11) the Monacans eventually succeeded in being allowed to claim their race, albeit with an asterisk attached to a note from Dr. Plecker stating that there were no Indians in Virginia;

(12) in 1947, D’Arcy McNickle, a Salish Indian, saw some of the children at the Amherst Mission and requested that the Cherokee Agency visit them because they appeared to be Indian;

(13) that letter was forwarded to the Department of the Interior, Office of Indian Affairs, Chicago, Illinois;

(14) Chief Jarrett Blythe of the Eastern Band of Cherokee did visit the Mission and wrote that he “would be willing to accept these children in the Cherokee school”;

(15) in 1979, a Federal Coalition of Eastern Native Americans established the entity known as “Monacan Co-operative Pottery” at the Amherst Mission;

(16) some important pieces were produced at Monacan Co-operative Pottery, including a piece that was sold to the Smithsonian Institution;

(17) the Mattaponi-Pamunkey-Monacan Consortium, established in 1981, has since

been organized as a nonprofit corporation that serves as a vehicle to obtain funds for those Indian tribes from the Department of Labor under Native American programs;

(18) in 1989, the Monacan Tribe was recognized by the State of Virginia, which enabled the Tribe to apply for grants and participate in other programs; and

(19) in 1993, the Monacan Tribe received tax-exempt status as a nonprofit corporation from the Internal Revenue Service.

**SEC. 502. DEFINITIONS.**

In this title:

(1) SECRETARY.—The term “Secretary” means the Secretary of the Interior.

(2) TRIBAL MEMBER.—The term “tribal member” means—

(A) an individual who is an enrolled member of the Tribe as of the date of enactment of this Act; and

(B) an individual who has been placed on the membership rolls of the Tribe in accordance with this title.

(3) TRIBE.—The term “Tribe” means the Monacan Indian Nation.

**SEC. 503. FEDERAL RECOGNITION.**

(a) FEDERAL RECOGNITION.—

(1) IN GENERAL.—Federal recognition is extended to the Tribe.

(2) APPLICABILITY OF LAWS.—All laws (including regulations) of the United States of general applicability to Indians or nations, Indian tribes, or bands of Indians (including the Act of June 18, 1934 (25 U.S.C. 461 et seq.)) that are not inconsistent with this title shall be applicable to the Tribe and tribal members.

(b) FEDERAL SERVICES AND BENEFITS.—

(1) IN GENERAL.—On and after the date of enactment of this Act, the Tribe and tribal members shall be eligible for all services and benefits provided by the Federal Government to federally recognized Indian tribes without regard to—

(A) the existence of a reservation for the Tribe; or

(B) the location of the residence of any tribal member on or near any Indian reservation.

(2) SERVICE AREA.—For the purpose of the delivery of Federal services to tribal members, the service area of the Tribe shall be considered to be the area comprised of all land within 25 miles from the center of Amherst, Virginia.

**SEC. 504. MEMBERSHIP; GOVERNING DOCUMENTS.**

The membership roll and governing documents of the Tribe shall be the most recent membership roll and governing documents, respectively, submitted by the Tribe to the Secretary before the date of enactment of this Act.

**SEC. 505. GOVERNING BODY.**

The governing body of the Tribe shall be—

(1) the governing body of the Tribe in place as of the date of enactment of this Act; or

(2) any subsequent governing body elected in accordance with the election procedures specified in the governing documents of the Tribe.

**SEC. 506. RESERVATION OF THE TRIBE.**

(a) IN GENERAL.—Fee lands which the Tribe seeks to convey to the United States to be held in trust shall be considered by the Secretary of the Interior under part 151 of title 25 of the Code of Federal Regulations (or a successor regulation) if such lands are located within the boundaries of Amherst County, Virginia. The Secretary shall make a final determination within three years of the date which the tribe submits a request for land to be taken into trust. Any land taken into trust for the benefit of the Tribe pursuant to this paragraph shall be considered part of the reservation of the Tribe.

(b) GAMING.—The Tribe may not conduct gaming activities as a matter of claimed in-

herent authority or under the authority of any Federal law, including the Indian Gaming Regulatory Act (25 U.S.C. 2701 et seq.) or under any regulations thereunder promulgated by the Secretary or the National Indian Gaming Commission.

**SEC. 507. HUNTING, FISHING, TRAPPING, GATHERING, AND WATER RIGHTS.**

Nothing in this title expands, reduces, or affects in any manner any hunting, fishing, trapping, gathering, or water rights of the Tribe and members of the Tribe.

**SEC. 08. JURISDICTION OF STATE OF VIRGINIA.**

(a) IN GENERAL.—The State of Virginia shall exercise jurisdiction over—

(1) all criminal offenses that are committed on; and

(2) all civil actions that arise on, lands located within the State of Virginia that are owned by, or held in trust by the United States for, the Tribe.

(b) ACCEPTANCE OF STATE JURISDICTION BY SECRETARY.—The Secretary of the Interior is authorized to accept on behalf of the United States, after consulting with the Attorney General of the United States, all or any portion of the jurisdiction of the State of Virginia described in subsection (a) upon verification by the Secretary of a certification by a tribe that it possesses the capacity to reassume such jurisdiction.

**TITLE VI—NANSEMOND INDIAN TRIBE****SEC. 601. FINDINGS.**

Congress finds that—

(1) from 1607 until 1646, Nansemond Indians—

(A) lived approximately 30 miles from Jamestown; and

(B) were significantly involved in English-Indian affairs;

(2) after 1646, there were 2 sections of Nansemonds in communication with each other, the Christianized Nansemonds in Norfolk County, who lived as citizens, and the traditionalist Nansemonds, who lived further west;

(3) in 1638, according to an entry in a 17th century sermon book still owned by the Chief’s family, a Norfolk County Englishman married a Nansemond woman;

(4) that man and woman are lineal ancestors of all of members of the Nansemond Indian tribe alive as of the date of enactment of this Act, as are some of the traditionalist Nansemonds;

(5) in 1669, the 2 Nansemond sections appeared in Virginia Colony’s census of Indian bowmen;

(6) in 1677, Nansemond Indians were signatories to the Treaty of 1677 with the King of England;

(7) in 1700 and 1704, the Nansemonds and other Virginia Indian tribes were prevented by Virginia Colony from making a separate peace with the Iroquois;

(8) Virginia represented those Indian tribes in the final Treaty of Albany, 1722;

(9) in 1711, a Nansemond boy attended the Indian School at the College of William and Mary;

(10) in 1727, Norfolk County granted William Bass and his kinsmen the “Indian privileges” of clearing swamp land and bearing arms (which privileges were forbidden to other nonwhites) because of their Nansemond ancestry, which meant that Bass and his kinsmen were original inhabitants of that land;

(11) in 1742, Norfolk County issued a certificate of Nansemond descent to William Bass;

(12) from the 1740s to the 1790s, the traditionalist section of the Nansemond tribe, 40 miles west of the Christianized Nansemonds, was dealing with reservation land;

(13) the last surviving members of that section sold out in 1792 with the permission of the State of Virginia;

(14) in 1797, Norfolk County issued a certificate stating that William Bass was of Indian and English descent, and that his Indian line of ancestry ran directly back to the early 18th century elder in a traditionalist section of Nansemonds on the reservation;

(15) in 1833, Virginia enacted a law enabling people of European and Indian descent to obtain a special certificate of ancestry;

(16) the law originated from the county in which Nansemonds lived, and mostly Nansemonds, with a few people from other counties, took advantage of the new law;

(17) a Methodist mission established around 1850 for Nansemonds is currently a standard Methodist congregation with Nansemond members;

(18) in 1901, Smithsonian anthropologist James Mooney—

(A) visited the Nansemonds; and

(B) completed a tribal census that counted 61 households and was later published;

(19) in 1922, Nansemonds were given a special Indian school in the segregated school system of Norfolk County;

(20) the school survived only a few years;

(21) in 1928, University of Pennsylvania anthropologist Frank Speck published a book on modern Virginia Indians that included a section on the Nansemonds; and

(22) the Nansemonds were organized formally, with elected officers, in 1984, and later applied for and received State recognition.

**SEC. 602. DEFINITIONS.**

In this title:

(1) SECRETARY.—The term “Secretary” means the Secretary of the Interior.

(2) TRIBAL MEMBER.—The term “tribal member” means—

(A) an individual who is an enrolled member of the Tribe as of the date of enactment of this Act; and

(B) an individual who has been placed on the membership rolls of the Tribe in accordance with this title.

(3) TRIBE.—The term “Tribe” means the Nansemond Indian Tribe.

**SEC. 603. FEDERAL RECOGNITION.**

(a) FEDERAL RECOGNITION.—

(1) IN GENERAL.—Federal recognition is extended to the Tribe.

(2) APPLICABILITY OF LAWS.—All laws (including regulations) of the United States of general applicability to Indians or nations, Indian tribes, or bands of Indians (including the Act of June 18, 1934 (25 U.S.C. 461 et seq.)) that are not inconsistent with this title shall be applicable to the Tribe and tribal members.

(b) FEDERAL SERVICES AND BENEFITS.—

(1) IN GENERAL.—On and after the date of enactment of this Act, the Tribe and tribal members shall be eligible for all services and benefits provided by the Federal Government to federally recognized Indian tribes without regard to—

(A) the existence of a reservation for the Tribe; or

(B) the location of the residence of any tribal member on or near any Indian reservation.

(2) SERVICE AREA.—For the purpose of the delivery of Federal services to tribal members, the service area of the Tribe shall be considered to be the area comprised of the cities of Chesapeake, Hampton, Newport News, Norfolk, Portsmouth, Suffolk, and Virginia Beach, Virginia.

**SEC. 604. MEMBERSHIP; GOVERNING DOCUMENTS.**

The membership roll and governing documents of the Tribe shall be the most recent membership roll and governing documents, respectively, submitted by the Tribe to the Secretary before the date of enactment of this Act.

**SEC. 605. GOVERNING BODY.**

The governing body of the Tribe shall be—

(1) the governing body of the Tribe in place as of the date of enactment of this Act; or

(2) any subsequent governing body elected in accordance with the election procedures specified in the governing documents of the Tribe.

**SEC. 606. RESERVATION OF THE TRIBE.**

(a) IN GENERAL.—Fee lands which the Tribe seeks to convey to the United States to be held in trust shall be considered by the Secretary of the Interior under part 151 of title 25 of the Code of Federal Regulations (or a successor regulation) if such lands are located within the boundaries of the city of Suffolk, the city of Chesapeake, or Isle of Wight County, Virginia. The Secretary shall make a final determination within three years of the date which the tribe submits a request for land to be taken into trust. Any land taken into trust for the benefit of the Tribe pursuant to this paragraph shall be considered part of the reservation of the Tribe.

(b) GAMING.—The Tribe may not conduct gaming activities as a matter of claimed inherent authority or under the authority of any Federal law, including the Indian Gaming Regulatory Act (25 U.S.C. 2701 et seq.) or under any regulations thereunder promulgated by the Secretary or the National Indian Gaming Commission.

**SEC. 607. HUNTING, FISHING, TRAPPING, GATHERING, AND WATER RIGHTS.**

Nothing in this title expands, reduces, or affects in any manner any hunting, fishing, trapping, gathering, or water rights of the Tribe and members of the Tribe.

**SEC. 08. JURISDICTION OF STATE OF VIRGINIA.**

(a) IN GENERAL.—The State of Virginia shall exercise jurisdiction over—

(1) all criminal offenses that are committed on;

(2) all civil actions that arise on, lands located within the State of Virginia that are owned by, or held in trust by the United States for, the Tribe.

(b) ACCEPTANCE OF STATE JURISDICTION BY SECRETARY.—The Secretary of the Interior is authorized to accept on behalf of the United States, after consulting with the Attorney General of the United States, all or any portion of the jurisdiction of the State of Virginia described in subsection (a) upon verification by the Secretary of a certification by a tribe that it possesses the capacity to reassume such jurisdiction.

When said bill, as amended, was considered.

After debate,

Pursuant to House Resolution 377, the previous question was ordered on the bill, as amended.

The bill, as amended, was ordered to be engrossed and read a third time, was read a third time by title.

The question being put, *viva voce*,

Will the House pass said bill?

The SPEAKER pro tempore, Mr. POMEROY, announced that the yeas had it.

So the bill was passed.

A motion to reconsider the vote whereby said bill was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said bill.

¶64.17 MOTION TO INSTRUCT CONFEREES ON S. CON. RES. 21—UNFINISHED BUSINESS

The SPEAKER pro tempore, Mr. POMEROY, pursuant to clause 8, rule XX, announced the unfinished business

is to be the question on the motion, by Mr. RYAN of Wisconsin, to instruct the managers on the part of the House at the conference on the disagreeing votes of the two Houses on the House amendment to the concurrent resolution of the Senate (S. Con. Res. 21) setting forth the congressional budget for the United States Government for fiscal year 2008 and including the appropriate budgetary levels for fiscal years 2007 and 2009 through 2012, as amended.

The question being put,

Will the House agree to said motion?

The vote was taken by electronic device.

It was decided in the { Yeas ..... 364 affirmative ..... } Nays ..... 57

¶64.18 [Roll No. 308] YEAS—364

Abercrombie	Costa	Hastings (WA)
Ackerman	Courtney	Hayes
Aderholt	Cramer	Heller
Akin	Crenshaw	Hensarling
Alexander	Crowley	Herger
Allen	Cubin	Herseth Sandlin
Altmire	Cuellar	Higgins
Andrews	Culberson	Hill
Arcuri	Cummings	Hinojosa
Baca	Davis (AL)	Hirono
Bachmann	Davis (CA)	Hobson
Bachus	Davis (IL)	Hodes
Baird	Davis (KY)	Hoekstra
Baker	Davis, David	Holden
Barrett (SC)	Davis, Jo Ann	Holt
Barrow	Davis, Lincoln	Honda
Bartlett (MD)	Davis, Tom	Hooley
Barton (TX)	Deal (GA)	Hunter
Becerra	DeFazio	Inglis (SC)
Berkley	DeGette	Inslee
Berman	Delahunt	Israel
Berry	Dent	Issa
Biggert	Diaz-Balart, L.	Jackson (IL)
Bilbray	Diaz-Balart, M.	Jindal
Bilirakis	Dicks	Johnson (IL)
Bishop (GA)	Doggett	Johnson, Sam
Bishop (NY)	Donnelly	Jones (NC)
Bishop (UT)	Doolittle	Jordan
Blackburn	Drake	Kagen
Blumenauer	Dreier	Kanjorski
Blunt	Duncan	Kaptur
Boehner	Edwards	Keller
Bonner	Ehlers	Kennedy
Bono	Ellsworth	Kildee
Boozman	Emanuel	Kind
Boren	Emerson	King (IA)
Boswell	English (PA)	King (NY)
Boucher	Eshoo	Kingston
Boustany	Etheridge	Kirk
Boyd (FL)	Everett	Klein (FL)
Boyda (KS)	Fallin	Kline (MN)
Brady (PA)	Feeney	Knollenberg
Brady (TX)	Ferguson	Kuhl (NY)
Braley (IA)	Flake	LaHood
Brown (SC)	Forbes	Lamborn
Brown-Waite,	Fortenberry	Lampson
Ginny	Fossella	Langevin
Buchanan	Fox	Lantos
Burgess	Franks (AZ)	Larsen (WA)
Burton (IN)	Frelinghuysen	Larson (CT)
Butterfield	Gallely	Latham
Buyer	Garrett (NJ)	LaTourette
Calvert	Gerlach	Levin
Camp (MI)	Giffords	Lewis (CA)
Campbell (CA)	Gilchrest	Lewis (GA)
Cannon	Gillibrand	Lewis (KY)
Cantor	Gillmor	Linder
Capito	Gingrey	Lipinski
Cardoza	Gohmert	LoBiondo
Carnahan	Gonzalez	Loeb
Carney	Goode	Lofgren, Zoe
Carter	Goodlatte	Lowey
Castle	Gordon	Lucas
Castor	Granger	Lungren, Daniel
Chabot	Graves	E.
Chandler	Green, Al	Lynch
Clay	Green, Gene	Mack
Cleaver	Gutierrez	Mahoney (FL)
Clyburn	Hall (NY)	Maloney (NY)
Coble	Hall (TX)	Manzullo
Cole (OK)	Hare	Marchant
Conaway	Harman	Marshall
Cooper	Hasert	Matheson

Matsui  
McCarthy (CA)  
McCarthy (NY)  
McCaul (TX)  
McCotter  
McCrery  
McHenry  
McHugh  
McIntyre  
McKeon  
McNerney  
McNulty  
Meehan  
Meek (FL)  
Meeks (NY)  
Melancon  
Mica  
Michaud  
Miller (FL)  
Miller (MI)  
Miller (NC)  
Miller, Gary  
Mitchell  
Moore (KS)  
Moran (KS)  
Murphy (CT)  
Murphy, Patrick  
Murphy, Tim  
Musgrave  
Myrick  
Nadler  
Napolitano  
Neal (MA)  
Neugebauer  
Nunes  
Oberstar  
Ortiz  
Pallone  
Pascarell  
Paul  
Pearce  
Pence  
Perlmutter  
Peterson (MN)  
Peterson (PA)  
Petri  
Pickering  
Pitts  
Platts

Poe  
Pomeroy  
Porter  
Price (GA)  
Price (NC)  
Pryce (OH)  
Putnam  
Radanovich  
Ramstad  
Regula  
Rehberg  
Reichert  
Renzi  
Reyes  
Reynolds  
Rodriguez  
Rogers (AL)  
Rogers (KY)  
Rogers (MI)  
Rohrabacher  
Ros-Lehtinen  
Roskam  
Ross  
Rothman  
Roybal-Allard  
Royce  
Rush  
Ryan (OH)  
Ryan (WI)  
Salazar  
Sali  
Sanchez, Loretta  
Sarbanes  
Saxton  
Schiff  
Schmidt  
Schwartz  
Scott (GA)  
Sensenbrenner  
Serrano  
Sessions  
Sestak  
Shadegg  
Shays  
Shea-Porter  
Shimkus  
Shuler  
Shuster  
Simpson

Sires  
Skelton  
Smith (NE)  
Smith (NJ)  
Smith (TX)  
Smith (WA)  
Snyder  
Solis  
Space  
Spratt  
Stearns  
Sullivan  
Sutton  
Tancredo  
Tanner  
Tauscher  
Taylor  
Terry  
Thompson (CA)  
Thornberry  
Tiberi  
Tierney  
Turner  
Udall (CO)  
Upton  
Van Hollen  
Walberg  
Walden (OR)  
Walsh (NY)  
Walz (MN)  
Wamp  
Waxman  
Weiner  
Welch (VT)  
Weldon (FL)  
Weller  
Westmoreland  
Whitfield  
Wicker  
Wilson (NM)  
Wilson (OH)  
Wilson (SC)  
Wolf  
Woolsey  
Wynn  
Yarmuth  
Young (AK)  
Young (FL)

NAYS—57

Baldwin  
Capps  
Capuano  
Carson  
Clarke  
Cohen  
Conyers  
Costello  
DeLauro  
Dingell  
Ellison  
Farr  
Filner  
Frank (MA)  
Grijalva  
Hastings (FL)  
Hinchey  
Hoyer  
Jackson-Lee  
(TX)

Jefferson  
Johnson (GA)  
Jones (OH)  
Kilpatrick  
Kucinich  
Lee  
Markey  
McCollum (MN)  
McDermott  
McGovern  
Miller, George  
Mollohan  
Moore (WI)  
Moran (VA)  
Murtha  
Obey  
Olver  
Pastor  
Payne  
Rahall

Rangel  
Sánchez, Linda  
T.  
Schakowsky  
Scott (VA)  
Sherman  
Slaughter  
Stark  
Stupak  
Thompson (MS)  
Towns  
Udall (NM)  
Velázquez  
Visclosky  
Wasserman  
Schultz  
Waters  
Watson  
Watt  
Wexler

NOT VOTING—11

Bean  
Brown, Corrine  
Doyle  
Engel  
Fattah

Hulshof  
Johnson, E. B.  
McMorris  
Rodgers  
Ruppersberger

Souder  
Tiahrt

So the motion to instruct the managers on the part of the House was agreed to.

A motion to reconsider the vote whereby said motion was agreed to was, by unanimous consent, laid on the table.

¶64.19 H.R. 1595—UNFINISHED BUSINESS

The SPEAKER pro tempore, Mr. POMEROY, pursuant to clause 8, rule XX, announced the further unfinished business to be the motion to suspend the rules and pass the bill (H.R. 1595) to implement the recommendations of the Guam War Claims Review Commission; as amended.

The question being put,  
Will the House suspend the rules and pass said bill, as amended?

The vote was taken by electronic device.

It was decided in the affirmative { Yeas ..... 288  
Nays ..... 133

¶64.20 [Roll No. 309]

Abercrombie  
Ackerman  
Allen  
Andrews  
Arcuri  
Baca  
Bachus  
Baird  
Baldwin  
Barrow  
Becerra  
Berkley  
Berman  
Berry  
Bilirakis  
Bishop (GA)  
Bishop (NY)  
Blumenauer  
Boozman  
Boren  
Boswell  
Boucher  
Boyd (FL)  
Boyda (KS)  
Brady (PA)  
Braley (IA)  
Brown (SC)  
Burgess  
Burton (IN)  
Butterfield  
Buyer  
Capito  
Capps  
Capuano  
Cardoza  
Carnahan  
Carney  
Carson  
Castor  
Chandler  
Clarke  
Clay  
Cleaver  
Clyburn  
Cohen  
Cole (OK)  
Conaway  
Conyers  
Cooper  
Costa  
Costello  
Courtney  
Cramer  
Crenshaw  
Crowley  
Cubin  
Cuellar  
Cummings  
Davis (AL)  
Davis (CA)  
Davis (IL)  
Davis, Lincoln  
DeFazio  
DeGette  
Delahunt  
DeLauro  
Dent  
Diaz-Balart, L.  
Dicks  
Dingell  
Doggett  
Donnelly  
Dreier  
Edwards  
Ehlers  
Ellison  
Ellsworth  
Emanuel  
English (PA)  
Eshoo  
Etheridge  
Farr  
Ferguson  
Filner  
Forbes  
Frank (MA)  
Frelinghuysen  
Gallegly

Gerlach  
Giffords  
Gilchrest  
Gillibrand  
Gillmor  
Gingrey  
Gohmert  
Gonzalez  
Gordon  
Granger  
Green, Al  
Green, Gene  
Grijalva  
Gutiérrez  
Hall (NY)  
Hare  
Harman  
Hastings (FL)  
Hayes  
Hersteth Sandlin  
Higgins  
Hill  
Hinchey  
Hinojosa  
Hirono  
Hodes  
Holden  
Holt  
Honda  
Hooley  
Hoyer  
Inslae  
Israel  
Issa  
Jackson (IL)  
Jackson-Lee  
(TX)  
Jefferson  
Johnson (GA)  
Jones (NC)  
Jones (OH)  
Kagen  
Kanjorski  
Kaptur  
Kennedy  
Kildee  
Kilpatrick  
Kind  
King (NY)  
Klein (FL)  
Kline (MN)  
Kucinich  
LaHood  
Lampson  
Langevin  
Lantos  
Larsen (WA)  
Larson (CT)  
Lee  
Levin  
Lewis (GA)  
Lipinski  
LoBiondo  
Loeb sack  
Lofgren, Zoe  
Lowe y  
Lucas  
Lungren, Daniel  
E.  
Lynch  
Mahoney (FL)  
Maloney (NY)  
Manzullo  
Markey  
Marshall  
Matheson  
Matsui  
McCarthy (CA)  
McCarthy (NY)  
McCaul (TX)  
McCollum (MN)  
McCotter  
McDermott  
McGovern  
McHugh  
McIntyre  
McNerney  
McNulty

Meehan  
Meek (FL)  
Meeks (NY)  
Melancon  
Michaud  
Miller (FL)  
Miller (NC)  
Miller, George  
Mitchell  
Mollohan  
Moore (KS)  
Moore (WI)  
Moran (KS)  
Moran (VA)  
Murphy (CT)  
Murphy, Patrick  
Murphy, Tim  
Murtha  
Nadler  
Napolitano  
Neal (MA)  
Oberstar  
Obey  
Olver  
Ortiz  
Pallone  
Pascarell  
Pastor  
Payne  
Perlmutter  
Peterson (MN)  
Petri  
Pomeroy  
Porter  
Price (NC)  
Rahall  
Rangel  
Rehberg  
Reichert  
Renzi  
Reyes  
Rodriguez  
Rogers (AL)  
Rogers (MI)  
Rohrabacher  
Ros-Lehtinen  
Ross  
Rothman  
Roybal-Allard  
Rush  
Ryan (OH)  
Ryan (WI)  
Salazar  
Sánchez, Linda  
T.  
Sanchez, Loretta  
Sarbanes  
Saxton  
Schakowsky  
Schiff  
Schwartz  
Scott (GA)  
Scott (VA)  
Sensenbrenner  
Serrano  
Sestak  
Shays  
Shea-Porter  
Sherman  
Shimkus  
Shuler  
Simpson  
Sires  
Skelton  
Slaughter  
Smith (NJ)  
Smith (WA)  
Snyder  
Solis  
Space  
Spratt  
Stark  
Stupak  
Sutton  
Tanner  
Tauscher  
Thompson (CA)  
Thompson (MS)

Tierney  
Towns  
Udall (CO)  
Udall (NM)  
Van Hollen  
Velázquez  
Visclosky  
Walden (OR)  
Walz (MN)

Wasserman  
Schultz  
Waters  
Watson  
Watt  
Waxman  
Weiner  
Welch (VT)  
Weldon (FL)  
Weller

Wexler  
Wilson (NM)  
Wilson (OH)  
Wilson (SC)  
Woolsey  
Wu  
Wynn  
Yarmuth  
Young (AK)

NAYS—133

Aderholt  
Akin  
Alexander  
Altmire  
Bachmann  
Baker  
Barrett (SC)  
Bartlett (MD)  
Barton (TX)  
Biggart  
Bilbray  
Bishop (UT)  
Blackburn  
Blunt  
Boehner  
Bonner  
Bono  
Boustany  
Brady (TX)  
Brown-Waite,  
Ginny  
Buchanan  
Calvert  
Camp (MI)  
Campbell (CA)  
Cannon  
Cantor  
Carter  
Knollenberg  
Castle  
Chabot  
Coble  
Culberson  
Davis (KY)  
Davis, David  
Davis, Jo Ann  
Davis, Tom  
Deal (GA)  
Diaz-Balart, M.  
Doolittle  
Drake  
Duncan  
Emerson  
Everett  
Fallin  
Feeney

Flake  
Fortenberry  
Fossella  
Fox x  
Franks (AZ)  
Garrett (NJ)  
Goode  
Goodlatte  
Graves  
Hall (TX)  
Hastert  
Hastings (WA)  
Heller  
Hensarling  
Herger  
Hobson  
Hoekstra  
Hunter  
Inglis (SC)  
Jindal  
Johnson (IL)  
Johnson, Sam  
Jordan  
Keller  
King (IA)  
Kingston  
Kirk  
Knollenberg  
Kuhl (NY)  
Lamborn  
Latham  
LaTourette  
Lewis (CA)  
Lewis (KY)  
Linder  
Mack  
Marchant  
McCrery  
McHenry  
McKeon  
Mica  
Miller (MI)  
Miller, Gary  
Musgrave  
Myrick

Neugebauer  
Nunes  
Paul  
Pearce  
Pence  
Peterson (PA)  
Pickering  
Pitts  
Platts  
Poe  
Price (GA)  
Pryce (OH)  
Putnam  
Radanovich  
Ramstad  
Regula  
Reynolds  
Rogers (KY)  
Roskam  
Royce  
Schmidt  
Sessions  
Shadegg  
Shuster  
Smith (NE)  
Smith (TX)  
Stearns  
Sullivan  
Tancredo  
Taylor  
Terry  
Thornberry  
Tiberi  
Turner  
Upton  
Walberg  
Walsh (NY)  
Wamp  
Westmoreland  
Whitfield  
Wicker  
Wolf  
Young (FL)

NOT VOTING—11

Bean  
Brown, Corrine  
Doyle  
Engel  
Fattah

Hulshof  
Johnson, E. B.  
McMorris  
Rodgers  
Ruppersberger

Souder  
Tiahrt

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill, as amended, was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill, as amended, was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said bill.

¶64.21 APPOINTMENT OF CONFEREES—S.  
CON. RES. 21

The SPEAKER pro tempore, Mr. POMEROY, appointed the following Members as managers on the part of the House to the conference with the Senate on the disagreeing votes of the two Houses on the House amendment to the concurrent resolution of the Senate (S. Con. Res. 21) setting forth the congressional budget for the United States Government for fiscal year 2008 and including the appropriate budgetary levels for fiscal years 2007 and 2009 through 2012, as amended: Mr.

SPRATT, Ms. DELAURO, Messrs. EDWARDS, RYAN of Wisconsin, and BARRETT of South Carolina.

*Ordered*, That the Clerk notify the Senate of the foregoing appointments.

¶64.22 CLERK TO CORRECT  
ENGROSSMENT—H.R. 1294

On motion of Mr. RAHALL, by unanimous consent,

*Ordered*, That in the engrossment of the bill (H.R. 1294) to extend Federal recognition to the Chickahominy Indian Tribe, the Chickahominy Indian Tribe-Eastern Division, the Upper Mattaponi Tribe, the Rappahannock Tribe, Inc., the Monacan Indian Nation, and the Nansemond Indian Tribe, the Clerk be authorized to make technical corrections, including corrections in spelling, punctuation, section numbering, and cross-referencing, the table of contents, and the insertion of appropriate headings.

¶64.23 PERMISSION TO FILE A  
SUPPLEMENTAL REPORT ON H.R. 1873

On motion of Mr. DAVIS of Illinois, by unanimous consent, the Committee on Oversight and Government Reform was granted permission to file a supplemental report (Rept. No. 110-111, Part III) on the bill (H.R. 1873) to reauthorize the programs and activities of the Small Business Administration relating to procurement, and for other purposes.

¶64.24 400TH ANNIVERSARY OF  
JAMESTOWN SETTLEMENT

Mr. DAVIS of Illinois, moved to suspend the rules and agree to the following concurrent resolution (H. Con. Res. 117):

Whereas the founding of the colony at Jamestown, Virginia, in 1607, the first permanent English colony in America, and the capital of Virginia for 92 years, has major significance in the history of the United States;

Whereas the Jamestown Settlement owed its survival in large measure to the compassion and aid of the Native people in its vicinity;

Whereas Native Virginia people substantially aided the Jamestown colonists with food and supplies at times that were crucial to their survival;

Whereas the Native people served as guides to geography and natural resources, crucial assistance in the Virginia colonists' exploration of the Chesapeake Region;

Whereas the Jamestown Settlement brought people from throughout the Atlantic Basin together to form a society that drew upon the strengths and characteristics of English, European, African, and Native American cultures;

Whereas the economic, political, religious, and social institutions that developed during the first 9 decades of the existence of Jamestown continue to have profound effects on the United States, particularly in English common law and language, cross cultural relationships, manufacturing, and economic structure and status;

Whereas the National Park Service, the Association for the Preservation of Virginia Antiquities, and the Jamestown-Yorktown Foundation of the Commonwealth of Virginia collectively own and operate significant resources related to the early history of Jamestown;

Whereas, in 2000, Congress established the Jamestown 400th Commemoration Commission to ensure a suitable national observance of the Jamestown 2007 anniversary, and Congress commends the Commission's hard work and dedication;

Whereas Congress reminds all Americans of the importance of their country's history and founding at Jamestown; and

Whereas the 2007 observance of the founding of Jamestown commemorates the 400th anniversary of the first permanent English colony in America: Now, therefore, be it

*Resolved by the House of Representatives (the Senate concurring)*, That Congress commemorates the 400th Anniversary of the founding of the colony Jamestown in 1607 and urges all Americans to honor this seminal event in our Nation's history.

The SPEAKER pro tempore, Mr. POMEROY, recognized Mr. DAVIS of Illinois, and Ms. FOXX, each for 20 minutes.

After debate,

The question being put, *viva voce*,

Will the House suspend the rules and agree to said concurrent resolution?

The SPEAKER pro tempore, Mr. POMEROY, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said concurrent resolution was agreed to.

A motion to reconsider the vote whereby the rules were suspended and said resolution was agreed to was, by unanimous consent, laid on the table.

*Ordered*, That the Clerk request the concurrence of the Senate in said concurrent resolution.

¶64.25 PUBLIC SERVICE RECOGNITION  
WEEK

Mr. DAVIS of Illinois, moved to suspend the rules and agree to the following resolution (H. Res. 307):

Whereas Public Service Recognition Week provides an opportunity to recognize the important contributions of public servants and honor the diverse men and women who meet the needs of the Nation through work at all levels of government;

Whereas millions of individuals work in government service in every city, county, and State across America and in hundreds of cities abroad;

Whereas public service is a noble calling involving a variety of challenging and rewarding professions;

Whereas Federal, State, and local governments are responsive, innovative, and effective because of the outstanding work of public servants;

Whereas the United States of America is a great and prosperous Nation, and public service employees contribute significantly to that greatness and prosperity;

Whereas the Nation benefits daily from the knowledge and skills of these highly trained individuals;

Whereas public servants—

(1) provide vital strategic support functions to our military and serve in the National Guard and Reserves;

(2) fight crime and fire;

(3) ensure equal access to secure, efficient, and affordable mail service;

(4) deliver social security and medicare benefits;

(5) fight disease and promote better health;

(6) protect the environment and the Nation's parks;

(7) enforce laws guaranteeing equal employment opportunities and healthy working conditions;

(8) defend and secure critical infrastructure;

(9) help the Nation recover from natural disasters and terrorist attacks;

(10) teach and work in our schools and libraries;

(11) develop new technologies and explore the earth, moon, and space to help improve our understanding of how our world changes;

(12) improve and secure our transportation systems;

(13) keep the Nation's economy stable; and

(14) defend our freedom and advance United States interests around the world;

Whereas members of the uniformed services and civilian employees at all levels of government make significant contributions to the general welfare of the United States, and are on the front lines in the fight against terrorism and in maintaining homeland security;

Whereas public servants work in a professional manner to build relationships with other countries and cultures in order to better represent America's interests and promote American ideals;

Whereas public servants alert Congress and the public to government waste, fraud, abuse, and dangers to public health;

Whereas the men and women serving in the Armed Forces of the United States, as well as those skilled trade and craft Federal employees who provide support to their efforts, are committed to doing their jobs regardless of the circumstances, and contribute greatly to the security of the Nation and the world;

Whereas public servants have bravely fought in armed conflict in defense of this Nation and its ideals and deserve the care and benefits they have earned through their honorable service;

Whereas government workers have much to offer, as demonstrated by their expertise and innovative ideas, and serve as examples by passing on institutional knowledge to train the next generation of public servants;

Whereas May 7 through 13, 2007, has been designated Public Service Recognition Week to honor America's Federal, State, and local government employees; and

Whereas Public Service Recognition Week is celebrating its 23rd anniversary through job fairs, student activities, and agency exhibits: Now, therefore, be it

*Resolved*, That the House of Representatives—

(1) commends public servants for their outstanding contributions to this great Nation during Public Service Recognition Week and throughout the year;

(2) salutes their unyielding dedication and spirit for public service;

(3) honors those government employees who have given their lives in service to their country;

(4) calls upon a new generation to consider a career in public service as an honorable profession; and

(5) encourages efforts to promote public service careers at all levels of government.

The SPEAKER pro tempore, Mr. POMEROY, recognized Mr. DAVIS of Illinois, and Ms. FOXX, each for 20 minutes.

After debate,

The question being put, *viva voce*,

Will the House suspend the rules and agree to said resolution?

The SPEAKER pro tempore, Mr. POMEROY, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said resolution was agreed to.

A motion to reconsider the vote whereby the rules were suspended and

said resolution was agreed to was, by unanimous consent, laid on the table.

#### ¶64.26 PEACE OFFICERS MEMORIAL DAY

Mr. DAVIS of Illinois, moved to suspend the rules and agree to the following resolution (H. Res. 291):

Whereas there are more than 870,000 sworn law enforcement officers throughout the United States;

Whereas law enforcement officers are dedicated to serving this country, and protecting this country and its citizens from harm;

Whereas law enforcement officers face dangers and threats to their personal safety each day;

Whereas more than 56,000 law enforcement officers are assaulted every year;

Whereas every 53 hours, a law enforcement officer in the United States is killed in the line of duty;

Whereas 143 law enforcement officers were killed in the line of duty in 2006, 12 fewer than the 155 officers killed in 2005;

Whereas Public Law 87-726 requests that the President issue proclamations designating May 15th of each year as National Peace Officers Memorial Day; and

Whereas section 7(m) of title 4, United States Code, requires that the flag of the United States be flown at half-staff on Peace Officers Memorial Day: Now, therefore, be it

*Resolved*, That the House of Representatives—

(1) supports the goals and ideals of Peace Officers Memorial Day to honor Federal, State, and local peace officers killed or disabled in the line of duty; and

(2) calls upon the people of the United States to observe such a day with appropriate ceremonies and respect.

The SPEAKER pro tempore, Mr. POMEROY, recognized Mr. DAVIS of Illinois, and Ms. FOXX, each for 20 minutes.

After debate,

The question being put, *viva voce*,

Will the House suspend the rules and agree to said resolution?

The SPEAKER pro tempore, Mr. POMEROY, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said resolution was agreed to.

A motion to reconsider the vote whereby the rules were suspended and said resolution was agreed to was, by unanimous consent, laid on the table.

#### ¶64.27 NATIONAL SUFFRAGISTS DAY

Mr. DAVIS of Illinois, moved to suspend the rules and agree to the following concurrent resolution (H. Con. Res. 105):

Whereas one of the first public appeals for women's suffrage came in 1848 when Lucretia Mott and Elizabeth Cady Stanton called a women's rights convention in Seneca Falls, New York, on July 19, 1848;

Whereas Sojourner Truth gave her famous speech titled "Ain't I a Woman?" at the 1851 Women's Rights Convention, in Akron, Ohio;

Whereas, in 1869, women suffragists formed the National Woman Suffrage Association and the American Woman Suffrage Association, which were national organizations designed to work for the right of women to vote;

Whereas these organizations united in 1890 to form the National American Woman Suffrage Association;

Whereas, in 1872, Susan B. Anthony and a group of women voted in the Presidential election, in Rochester, New York;

Whereas Susan B. Anthony was arrested and fined for voting illegally;

Whereas at her trial, which attracted nationwide attention, Susan B. Anthony made a speech that ended with the following slogan: "Resistance to tyranny is obedience to God";

Whereas, on January 25, 1887, the United States Senate voted on women's suffrage for the first time;

Whereas, during the early 1900s, a new generation of leaders joined the women's suffrage movement, including Carrie Chapman Catt, Maud Wood Park, Lucy Burns, Alice Paul, and Harriot E. Blatch;

Whereas women's suffrage leaders devoted most of their efforts to marches, picketing, and other active forms of protest;

Whereas Alice Paul and others chained themselves to the White House fence;

Whereas women suffragists were often arrested and sent to jail, where many of them went on hunger strikes;

Whereas almost 5,000 people paraded for women's suffrage up Pennsylvania Avenue, in Washington, DC;

Whereas, on August 18, 1920, ratification of the 19th amendment to the Constitution was completed, thus guaranteeing women in the United States the right to vote;

Whereas July 19th is the anniversary of the first women's rights convention; and

Whereas designating July 19th as National Suffragists Day would raise awareness of the importance of women suffragists who fought for and won the right of women to vote in the United States: Now, therefore, be it

*Resolved by the House of Representatives (the Senate concurring)*, That Congress supports the goals and ideals of a National Suffragists Day to promote awareness of the importance of the women suffragists who worked for the right of women to vote in the United States.

The SPEAKER pro tempore, Mr. POMEROY, recognized Mr. DAVIS of Illinois, and Ms. FOXX, each for 20 minutes.

After debate,

The question being put, *viva voce*,

Will the House suspend the rules and agree to said concurrent resolution?

The SPEAKER pro tempore, Mr. POMEROY, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said concurrent resolution was agreed to.

A motion to reconsider the vote whereby the rules were suspended and said concurrent resolution was agreed to was, by unanimous consent, laid on the table.

*Ordered*, That the Clerk request the concurrence of the Senate in said concurrent resolution.

#### ¶64.28 DISTRICT OF COLUMBIA PUBLIC EDUCATION

Mr. DAVIS of Illinois, moved to suspend the rules and pass the bill (H.R. 2080) to amend the District of Columbia Home Rule Act to conform the District charter to revisions made by the Council of the District of Columbia relating to public education.

The SPEAKER pro tempore, Mr. POMEROY, recognized Mr. DAVIS of Illinois, and Ms. FOXX, each for 20 minutes.

After debate,

The question being put, *viva voce*,

Will the House suspend the rules and pass said bill?

The SPEAKER pro tempore, Mr. POMEROY, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill was passed was, by unanimous consent, laid on the table.

*Ordered*, That the Clerk request the concurrence of the Senate in said bill.

#### ¶64.29 RECESS—6:20 P.M.

The SPEAKER pro tempore, Mr. JOHNSON of Georgia, pursuant to clause 12(a) of rule I, declared the House in recess at 6 o'clock and 20 minutes p.m., subject to the call of the Chair.

#### ¶64.30 AFTER RECESS—6:50 P.M.

The SPEAKER pro tempore, Mr. JOHNSON of Georgia, called the House to order.

#### ¶64.31 PROVIDING FOR CONSIDERATION OF H.R. 1684

Mr. CARDOZA, by direction of the Committee on Rules, reported (Rept. No. 110-136) the resolution (H. Res. 382) providing for consideration of the bill (H.R. 1684) to authorize appropriations for the Department of Homeland Security for fiscal year 2008, and for other purposes.

When said resolution and report were referred to the House Calendar and ordered printed.

#### ¶64.32 PROVIDING FOR CONSIDERATION OF H.R. 1873

Mr. CARDOZA, by direction of the Committee on Rules, reported (Rept. No. 110-137) the resolution (H. Res. 383) providing for consideration of the bill (H.R. 1873) to reauthorize the programs and activities of the Small Business Administration relating to procurement, and for other purposes.

When said resolution and report were referred to the House Calendar and ordered printed.

#### ¶64.33 RECESS—6:51 P.M.

The SPEAKER pro tempore, Mr. JOHNSON of Georgia, pursuant to clause 12(a) of rule I, declared the House in recess at 6 o'clock and 51 minutes p.m., subject to the call of the Chair.

#### ¶64.34 AFTER RECESS—8:13 P.M.

The SPEAKER pro tempore, Mr. MURPHY of Connecticut, called the House to order.

#### ¶64.35 LEAVE OF ABSENCE

By unanimous consent, leave of absence was granted—

To Ms. Corrine BROWN of Florida, for May 7 and the balance of the week;

To Mr. ENGEL, for May 7 and the balance of the week; and



To Mr. RUPPERSBERGER, for today after 1:30 p.m.

And then,

## ¶64.36 ADJOURNMENT

On motion of Mr. OBEY, at 8 o'clock and 14 minutes p.m., the House adjourned.

## ¶64.37 REPORTS OF COMMITTEES ON PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XIII, reports of committees were delivered to the Clerk for printing and reference to the proper calendar, as follows:

Mr. WAXMAN: Committee on Oversight and Government Reform. Supplemental report on H.R. 1873. A bill to reauthorize the programs and activities of the Small Business Administration relating to procurement, and for other purposes (Rept. 110-111, Pt. 3).

Mr. OBERSTAR: Committee on Transportation and Infrastructure. H.R. 1505. A bill to designate the Federal building located at 131 East 4th Street in Davenport, Iowa, as the "James A. Leach Federal Building"; with amendments (Rept. 110-132). Referred to the House Calendar.

Mr. OBERSTAR: Committee on Transportation and Infrastructure. House Concurrent Resolution 79. A resolution authorizing the use of the Capitol Grounds for the Greater Washington Soap Box Derby (Rept. 110-133). Referred to the House Calendar.

Mr. OBERSTAR: Committee on Transportation and Infrastructure. House Concurrent Resolution 123. A resolution authorizing the use of the Capitol Grounds for the District of Columbia Special Olympics Law Enforcement Torch Run (Rept. 110-134). Referred to the House Calendar.

Mr. OBERSTAR: Committee on Transportation and Infrastructure. House Concurrent Resolution 352. A resolution supporting the goals and ideals of National Public Works Week (Rept. 110-135). Referred to the House Calendar.

Ms. MATSUI: Committee on Rules. House Resolution 382. A resolution providing for consideration of the bill (H.R. 1684) to authorize appropriations for the Department of Homeland Security for fiscal year 2008, and for other purposes (Rept. 110-136). Referred to the House Calendar.

Mr. CARDOZA: Committee on Rules. House Resolution 383. A resolution providing for consideration of the bill (H.R. 1873) to reauthorize the programs and activities of the Small Business Administration relating to procurement, and for other purposes (Rept. 110-137). Referred to the House Calendar.

## ¶64.38 PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XII, public bills and resolutions were introduced and severally referred, as follows:

By Mr. MICHAUD:

H.R. 2199. A bill to amend title 38, United States Code, to direct the Secretary of Veterans Affairs to provide certain improvements in the treatment of individuals with traumatic brain injuries, and for other purposes; to the Committee on Veterans' Affairs.

By Mr. JONES of North Carolina:

H.R. 2200. A bill to amend title 5, United States Code, relating to the use of the leave transfer program by wounded veterans who are Federal employees; to the Committee on Oversight and Government Reform.

By Mr. MCNERNEY (for himself and Mr. BOOZMAN):

H.R. 2201. A bill to amend title 38, United States Code, to direct the Secretary of Veterans Affairs to establish the Committee on Care of Veterans with Traumatic Brain Injury; to the Committee on Veterans' Affairs.

By Mr. McDERMOTT:

H.R. 2202. A bill to amend the Social Security Act to provide for wage insurance for dislocated workers; to the Committee on Ways and Means.

By Mr. MCKEON (for himself, Mr. HOEKSTRA, Mr. BISHOP of Utah, Mr. WALBERG, Mr. FORTUÑO, Mr. BOEHNER, Mr. WILSON of South Carolina, Mr. BOUSTANY, and Mr. MARCHANT):

H.R. 2203. A bill to amend the Elementary and Secondary Education Act of 1965 to increase student access and participation in supplemental educational services, and for other purposes; to the Committee on Education and Labor.

By Mr. GEORGE MILLER of California (for himself, Mr. KILDEE, Mr. PAYNE, Mr. SCOTT of Virginia, Ms. WOOLSEY, Mr. HINOJOSA, Mrs. MCCARTHY of New York, Mr. TIERNNEY, Mr. HOLT, Mr. DAVIS of Illinois, Mr. GRIJALVA, Mr. BISHOP of New York, Mr. SARBANES, Ms. HIRONO, Mr. HARE, Mr. COURTNEY, Mr. VAN HOLLEN, Ms. DELAURO, Mr. DELAHUNT, Mr. MCINTYRE, Mr. CLEAVER, Mr. HIGGINS, Ms. WATSON, Ms. MATSUI, Mr. HONDA, Mr. NADLER, Mrs. TAUSCHER, Mr. MORAN of Virginia, Mr. CAPUANO, Mr. FARR, Mr. JEFFERSON, Mr. ELLISON, Ms. CORRINE BROWN of Florida, Mr. EMANUEL, Mr. STARK, Ms. MCCOLLUM of Minnesota, Mr. ETHERIDGE, Ms. BALDWIN, Mr. SHERMAN, Mr. MCNERNEY, Mr. MCGOVERN, Ms. SLAUGHTER, Ms. KILPATRICK, and Mr. SCHIFF):

H.R. 2204. A bill to amend the Elementary and Secondary Education Act of 1965, the Higher Education Act of 1965, and the Internal Revenue Code of 1986 to improve recruitment, preparation, distribution, and retention of public elementary and secondary school teachers and principals, and for other purposes; to the Committee on Education and Labor, and in addition to the Committee on Ways and Means, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mrs. JONES of Ohio (for herself, Mr. ENGLISH of Pennsylvania, Mr. GORDON, Mrs. CAPITO, Mr. CROWLEY, Mr. RAMSTAD, Mr. LEWIS of Kentucky, Mr. SHAYS, Mr. TERRY, Ms. ROS-LEHTINEN, Mr. ANDREWS, Ms. BERKLEY, Mr. COLE of Oklahoma, Ms. SCHWARTZ, Mr. MURPHY of Connecticut, Ms. PRYCE of Ohio, Mrs. BIGBERT, Ms. GINNY BROWN-WAITE of Florida, Mr. BURTON of Indiana, Mr. DAVIS of Alabama, Mr. PORTER, Ms. DELAURO, Mr. PENCE, Mr. SAM JOHNSON of Texas, Mr. EMANUEL, Mr. COURTNEY, Mr. PAUL, Mr. CANTOR, Mr. GERLACH, and Mr. LARSON of Connecticut):

H.R. 2205. A bill to amend the Internal Revenue Code of 1986 to encourage guaranteed lifetime income payments from annuities and similar payments of life insurance proceeds at dates later than death by excluding from income a portion of such payments; to the Committee on Ways and Means.

By Mr. OBEY:

H.R. 2206. A bill making emergency supplemental appropriations for the fiscal year ending September 30, 2007, and for other purposes; to the Committee on Appropriations, and in addition to the Committee on the Budget, for a period to be subsequently determined by the Speaker, in each case for

consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. OBEY:

H.R. 2207. A bill making supplemental appropriations for agricultural and other emergency assistance for the fiscal year ending September 30, 2007, and for other purposes; to the Committee on Appropriations, and in addition to the Committee on the Budget, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. BOUCHER (for himself, Mr. SHIMKUS, Mr. MATHESON, Mr. HASTERT, Mr. DOYLE, Mr. PICKERING, Mr. HILL, Mr. UPTON, Mr. ROSS, and Mr. WHITFIELD):

H.R. 2208. A bill to provide for a standby loan program for certain coal-to-liquid projects; to the Committee on Energy and Commerce, and in addition to the Committee on Science and Technology, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. CARDOZA (for himself, Mr. NUNES, Mr. MCCARTHY of California, and Mr. COSTA):

H.R. 2209. A bill to amend the Agricultural Adjustment Act to add clementines to the list of fruits and vegetables subject to minimum quality import requirements issued by the Secretary of Agriculture; to the Committee on Agriculture, and in addition to the Committee on Ways and Means, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Ms. DEGETTE (for herself, Mr. CAS-  
TLE, Mr. BECERRA, and Mr. KIRK):

H.R. 2210. A bill to amend the Public Health Service Act to prevent and cure diabetes and to promote and improve the care of individuals with diabetes for the reduction of health disparities within racial and ethnic minority groups, including the African-American, Hispanic American, Asian American and Pacific Islander, and American Indian and Alaskan Native communities; to the Committee on Energy and Commerce.

By Mr. FLAKE (for himself, Mr. DELAHUNT, Mr. PAUL, and Mr. SCHIFF):

H.R. 2211. A bill to require the President to transmit to Congress a report on every program of the Federal Government that authorizes or requires the gathering of information on United States persons in the United States, established whether in whole or in part pursuant to the "all necessary and appropriate force" clause contained in the Authorization for Use of Military Force (Public Law 107-40); to the Committee on Foreign Affairs.

By Ms. HARMAN (for herself and Mr. ABERCROMBIE):

H.R. 2212. A bill to require the President to close the Department of Defense detention facility at Guantanamo Bay, Cuba, and for other purposes; to the Committee on Armed Services.

By Ms. HERSETH SANDLIN (for herself and Mrs. CUBIN):

H.R. 2213. A bill to amend the Packers and Stockyards Act, 1921, to prohibit the use of certain anti-competitive forward contracts; to the Committee on Agriculture.

By Mr. HINOJOSA (for himself, Mr. PASTOR, Mr. GRIJALVA, Mr. GONZALEZ, Ms. CORRINE BROWN of Florida, Mr. RANGEL, Mr. ORTIZ, Mr. REYES, Ms. SOLIS, and Mr. GUTIERREZ):

H.R. 2214. A bill to amend the Adult Education and Family Literacy Act to establish

integrated English literacy and civics education programs, and for other purposes; to the Committee on Education and Labor, and in addition to the Committees on Ways and Means, and the Judiciary, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. INSLEE (for himself, Mr. FARR, Ms. HIRONO, Mr. HONDA, Ms. LEE, Mr. MARKEY, Mr. GEORGE MILLER of California, Mr. PALLONE, and Mr. VAN HOLLEN):

H.R. 2215. A bill to provide a reduction in the aggregate greenhouse gas emissions per unit of energy consumed by vehicles and aircraft, and for other purposes; to the Committee on Energy and Commerce.

By Ms. EDDIE BERNICE JOHNSON of Texas (for herself, Mr. LEWIS of Georgia, Mr. WEXLER, Mr. KUCINICH, and Ms. JACKSON-LEE of Texas):

H.R. 2216. A bill to amend the Hate Crime Statistics Act to include crimes against the homeless; to the Committee on the Judiciary.

By Ms. EDDIE BERNICE JOHNSON of Texas (for herself, Mr. LEWIS of Georgia, Mr. WEXLER, Mr. KUCINICH, and Mr. JEFFERSON):

H.R. 2217. A bill to amend the Violent Crime Control and Law Enforcement Act of 1994 to include homeless status in the definition of "hate crime" for the purposes of Federal sentencing provisions; to the Committee on the Judiciary.

By Ms. KAPTUR:

H.R. 2218. A bill to provide for a Biofuels Feedstocks Energy Reserve, and to authorize the Secretary of Agriculture to make and guarantee loans for the production, distribution, development, and storage of biofuels; to the Committee on Agriculture.

By Mr. MORAN of Virginia (for himself, Mr. RAMSTAD, Mr. SIREs, Mr. LOEBACK, Mr. HILL, Mr. MICHAUD, Mr. BRALEY of Iowa, and Mr. GILCHREST):

H.R. 2219. A bill to direct the Secretary of Veterans Affairs to award a grant to a private, nonprofit entity to establish, publicize, and operate a national toll-free suicide prevention telephone hotline targeted to and staffed by veterans of the Armed Forces; to the Committee on Veterans' Affairs.

By Mr. TIM MURPHY of Pennsylvania (for himself, Mrs. NAPOLITANO, Mr. BOUCHER, Mr. REYES, Mr. BACA, Mr. RODRIGUEZ, Mr. BONNER, Mr. GARRETT of New Jersey, Mr. ROGERS of Alabama, Mr. HASTERT, Mr. DANIEL E. LUNGREN of California, Mr. KUHL of New York, Mr. GINGREY, Mr. MCCOTTER, Mrs. SCHMIDT, Mr. HAYES, Mr. CONAWAY, and Ms. FALLIN):

H.R. 2220. A bill to permit educational agencies and institutions to disclose certain information to parents of students who may pose a significant risk to their own safety or well-being, or to the safety or well-being of others; to the Committee on Education and Labor.

By Mr. NADLER (for himself, Mr. CONYERS, Mr. BERMAN, Mr. DELAHUNT, Mr. WEXLER, Ms. LINDA T. SANCHEZ of California, Mr. GUTIERREZ, Mr. WEINER, Mr. SCHIFF, Ms. BALDWIN, Ms. WASSERMAN SCHULTZ, Mr. ELLISON, Mr. GRIJALVA, Mrs. DAVIS of California, Mr. GEORGE MILLER of California, Mr. DOYLE, Ms. SCHAKOWSKY, Mr. MCGOVERN, Ms. LEE, Mr. MCDERMOTT, Mr. CROWLEY, Ms. HIRONO, Ms. BERKLEY, Ms. MATSUI, Mr. MORAN of Virginia, Mr. FARR, Mr. FATTAH, Mrs. CAPPS, Ms. CLARKE, Mr. ABERCROMBIE, Mr. McNULTY, Mr. LANGEVIN, Ms. NOR-

TON, Mr. LANTOS, Mr. WAXMAN, Mr. CLAY, Mr. JACKSON of Illinois, Mr. ALLEN, Mr. CAPUANO, Mrs. MALONEY of New York, Mr. FILNER, Mr. PALLONE, Mr. HONDA, Mr. OLVER, Mr. ENGEL, Ms. WOOLSEY, Ms. DEGETTE, Mr. LEWIS of Georgia, Mr. WU, Mr. ACKERMAN, Mr. KUCINICH, Mr. TIERNEY, Mr. INSLEE, Ms. ESHOO, Mr. MEEHAN, Mr. FRANK of Massachusetts, Mrs. NAPOLITANO, Mr. ROTHMAN, Mr. NEAL of Massachusetts, Mr. STARK, Mr. SERRANO, Mr. SHAYS, Mr. CUMMINGS, Ms. SOLIS, Mr. BECERRA, Mr. KENNEDY, Mr. HINCHEY, Mr. PAYNE, and Mr. MARKEY):

H.R. 2221. A bill to amend the Immigration and Nationality Act to eliminate discrimination in the immigration laws by permitting permanent partners of United States citizens and lawful permanent residents to obtain lawful permanent resident status in the same manner as spouses of citizens and lawful permanent residents and to penalize immigration fraud in connection with permanent partnerships; to the Committee on the Judiciary.

By Mr. PASCRELL:

H.R. 2222. A bill to amend the Internal Revenue Code of 1986 to strengthen the earned income tax credit; to the Committee on Ways and Means.

By Mr. PORTER (for himself and Mr. HELLER):

H.R. 2223. A bill to direct the Director of the Office of National Drug Control Policy, in consultation with the Attorney General and the Secretary of Health and Human Services, to conduct a study on prescription drug take-back programs, and for other purposes; to the Committee on Energy and Commerce.

By Mr. SESTAK:

H.R. 2224. A bill to amend the Omnibus Crime Control and Safe Streets Act of 1968 to expand the definition of firefighter to include apprentices and trainees, regardless of age or duty limitations; to the Committee on the Judiciary.

By Mr. WAXMAN:

H.R. 2225. A bill to direct the Secretary of Veterans Affairs to submit a report to Congress providing a master plan for the use of the West Los Angeles Department of Veterans Affairs Medical Center, California, and for other purposes; to the Committee on Veterans' Affairs.

By Mr. WELCH of Vermont:

H.R. 2226. A bill to amend title 38, United States Code, to direct the Secretary of Veterans Affairs to carry out a pilot program to provide readjustment counseling and related mental health services to veterans through the use of mobile centers; to the Committee on Veterans' Affairs.

By Mr. HINCHEY (for himself, Mrs. CAPPS, and Mrs. BONO):

H. Con. Res. 144. Concurrent resolution supporting the goals and ideals of National Women's Health Week, and for other purposes; to the Committee on Energy and Commerce.

By Mr. REHBERG:

H. Con. Res. 145. Concurrent resolution recognizing the 125th anniversary of the city of Billings, Montana; to the Committee on Oversight and Government Reform.

By Mrs. CUBIN:

H. Res. 384. A resolution congratulating the University of Wyoming Cowgirls for winning the Women's National Invitational Tournament for the first time and for their most successful season in school history; to the Committee on Education and Labor.

#### ¶64.39 PRIVATE BILLS AND RESOLUTIONS

Under clause 3 of rule XII,

Mr. FRANK of Massachusetts introduced a bill (H.R. 2227) for the relief of Paul Green;

which was referred to the Committee on the Judiciary.

#### ¶64.40 ADDITIONAL SPONSORS

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

H.R. 20: Mr. BOOZMAN, Ms. SHEA-PORTER, Mrs. NAPOLITANO, and Mr. FARR.

H.R. 39: Mr. PASCRELL.

H.R. 44: Mrs. MALONEY of New York.

H.R. 60: Mr. SMITH of Texas.

H.R. 78: Mr. SAM JOHNSON of Texas.

H.R. 87: Mr. MCCOTTER.

H.R. 89: Ms. ROYBAL-ALLARD, Mr. PORTER, and Mr. ABERCROMBIE.

H.R. 176: Mr. BERMAN.

H.R. 197: Mr. GORDON, Ms. HARMAN, Mrs. EMERSON, Mr. DONNELLY, Ms. LORETTA SANCHEZ of California, and Mr. DOYLE.

H.R. 225: Mr. POE.

H.R. 237: Mr. PETERSON of Minnesota, Mr. RAHALL, Mr. ROSS, Mr. SALAZAR, Mr. BERRY, Mr. BOOZMAN, Mr. CARDOZA, Mr. CRAMER, Mr. HIGGINS, Mr. MURTHA, Mr. PETERSON of Pennsylvania, Mr. TANNER, Mr. TAYLOR, and Mr. UDALL of New Mexico.

H.R. 278: Mrs. MCMORRIS RODGERS, Ms. HARMAN, Mr. HARE, Mr. SPACE, Mr. UDALL of New Mexico, and Mr. RAHALL.

H.R. 297: Ms. WASSERMAN SCHULTZ.

H.R. 303: Mr. HALL of Texas and Mr. RODRIGUEZ.

H.R. 380: Mr. BARROW.

H.R. 381: Mr. PAYNE.

H.R. 406: Mr. HASTINGS of Florida, Ms. SUTTON, Ms. NORTON, Ms. EDDIE BERNICE JOHNSON of Texas, and Mr. TOWNS.

H.R. 443: Mr. BOOZMAN.

H.R. 445: Mr. BOOZMAN.

H.R. 457: Mr. BURTON of Indiana.

H.R. 464: Mr. GONZALEZ and Mr. KIND.

H.R. 508: Mr. RUSH.

H.R. 522: Ms. NORTON and Mr. HONDA.

H.R. 526: Mr. SHIMKUS.

H.R. 549: Mr. SPACE.

H.R. 551: Mr. ORTIZ and Mr. POE.

H.R. 552: Mr. DAVIS of Alabama, Mr. KIND, Mr. DEFAZIO, Mr. SMITH of Nebraska, Mr. WELCH of Vermont, and Mr. CAMP of Michigan.

H.R. 604: Mr. GILLMOR.

H.R. 621: Mr. SMITH of Nebraska, Mr. BRALEY of Iowa, and Mr. WELCH of Vermont.

H.R. 629: Ms. LEE.

H.R. 676: Mr. RYAN of Ohio.

H.R. 698: Mr. MORAN of Virginia and Ms. VELÁZQUEZ.

H.R. 711: Mr. PORTER.

H.R. 728: Mr. KAGEN.

H.R. 734: Mrs. MUSGRAVE.

H.R. 736: Mr. WELDON of Florida.

H.R. 741: Mr. SOUDER and Mr. DENT.

H.R. 743: Mr. PENCE.

H.R. 748: Mr. GENE GREEN of Texas, Mr. HARE, Mr. EMANUEL, and Mr. TIM MURPHY of Pennsylvania.

H.R. 760: Mr. RODRIGUEZ.

H.R. 820: Mr. ENGLISH of Pennsylvania, Mr. LEWIS of Georgia, Mr. CLAY, and Mrs. TAUSCHER.

H.R. 821: Ms. HARMAN and Mrs. DAVIS of California.

H.R. 840: Mr. ELLISON.

H.R. 890: Mr. CLEAVER, Mrs. MCCARTHY of New York, Mr. EMANUEL, Mr. WAXMAN, Mr. SESTAK, Mr. ANDREWS, Mr. HASTINGS of Florida, Mr. MCCOTTER, and Mr. BLUMENAUER.

H.R. 919: Mr. PAUL and Mr. CONAWAY.

H.R. 926: Mr. PAYNE.

H.R. 989: Mrs. SCHMIDT.

H.R. 996: Ms. LEE.

H.R. 1009: Ms. SCHAKOWSKY.

H.R. 1010: Mr. JEFFERSON, Ms. MOORE of Wisconsin, and Mr. WAXMAN.

H.R. 1022: Mr. BLUMENAUER, Mr. NADLER, Ms. NORTON, and Mr. WATT.

H.R. 1023: Mr. JOHNSON of Georgia.  
 H.R. 1051: Mr. PAYNE.  
 H.R. 1064: Mr. LANGEVIN, Mr. CROWLEY, Ms. GIFFORDS, Mr. HARE, Mr. GUTIERREZ, and Mr. MCNERNEY.  
 H.R. 1069: Mr. BURTON of Indiana.  
 H.R. 1073: Mr. HONDA, Mr. DAVIS of Illinois, and Mr. WELCH of Vermont.  
 H.R. 1074: Mr. FARR.  
 H.R. 1107: Mr. WELDON of Florida.  
 H.R. 1115: Mr. WALZ of Minnesota.  
 H.R. 1125: Mr. WOLF, Mr. MORAN of Virginia, and Mr. BAKER.  
 H.R. 1176: Mr. HONDA.  
 H.R. 1186: Mr. MCCOTTER.  
 H.R. 1188: Mr. MCNERNEY.  
 H.R. 1193: Ms. HERSETH SANDLIN, Mr. SOUDER, Mr. FRANK of Massachusetts, Mr. NEAL of Massachusetts, Mr. RODRIGUEZ, Mr. GOODE, Mr. RAMSTAD, and Mr. BAIRD.  
 H.R. 1194: Mr. HARE and Ms. SOLIS.  
 H.R. 1197: Mr. WALZ of Minnesota.  
 H.R. 1224: Mr. WICKER, Mr. PAYNE, Mr. RYAN of Ohio, and Mr. ABERCROMBIE.  
 H.R. 1225: Ms. BALDWIN.  
 H.R. 1230: Mr. NEAL of Massachusetts, Mr. DAVIS of Illinois, and Mr. SCOTT of Virginia.  
 H.R. 1232: Mr. LANTOS and Mr. PUTNAM.  
 H.R. 1236: Mr. RUSH, Mr. JOHNSON of Georgia, Mr. MEEK of Florida, Mr. LINCOLN DAVIS of Tennessee, Mr. LEVIN, and Mrs. BOYDA of Kansas.  
 H.R. 1239: Mrs. BOYDA of Kansas.  
 H.R. 1293: Mr. PORTER and Mr. FILNER.  
 H.R. 1304: Mrs. BIGGERT, Mr. GILLMOR, and Mrs. BOYDA of Kansas.  
 H.R. 1306: Mr. GERLACH and Mr. ENGEL.  
 H.R. 1329: Mr. PAYNE.  
 H.R. 1394: Mr. MCCOTTER, Mr. FATTAH, Mr. HOEKSTRA, and Mr. RAHALL.  
 H.R. 1395: Mr. ELLSWORTH.  
 H.R. 1400: Mr. MOORE of Kansas, Mr. VAN HOLLEN, Mr. RAMSTAD, Mr. SALAZAR, Mr. SMITH of Nebraska, Ms. WATSON, Mr. ALEXANDER, Mr. RANGEL, Mr. ARCURI, Mr. RADANOVICH, Mrs. MCCARTHY of New York, Ms. GINNY BROWN-WAITE of Florida, Mr. NADLER, Mr. BAKER, Mr. HASTINGS of Washington, Mr. HARE, Ms. FALLIN, Mr. EMANUEL, Mr. MICHAUD, Mr. ENGLISH of Pennsylvania, and Mr. Heller.  
 H.R. 1414: Mr. SERRANO.  
 H.R. 1426: Mr. PAYNE.  
 H.R. 1430: Mr. PRICE of Georgia and Ms. FOXF.  
 H.R. 1457: Mr. TIM MURPHY of Pennsylvania.  
 H.R. 1469: Mr. CONYERS, Mrs. EMERSON, Mr. THOMPSON of Mississippi, Mr. MCCOTTER, Mr. WAXMAN, Mr. ELLISON, and Mr. MORAN of Kansas.  
 H.R. 1470: Mr. MORAN of Kansas and Mr. BRALEY of Iowa.  
 H.R. 1474: Mr. GOHMERT, Mr. KINGSTON, Ms. FOXF, Mr. KAGEN, Mr. HIGGINS, Mr. HILL, and Mr. BOOZMAN.  
 H.R. 1483: Mr. BARRETT of South Carolina.  
 H.R. 1522: Mr. MOORE of Kansas and Ms. ROYBAL-ALLARD.  
 H.R. 1537: Mr. SIRES, Mr. ALTMIRE, Mr. HIGGINS, Mr. HOLDEN, Mr. YOUNG of Alaska, Mrs. DAVIS of California, Ms. KILPATRICK, and Mr. HOEKSTRA.  
 H.R. 1539: Mr. KLINE of Minnesota.  
 H.R. 1551: Mr. ALTMIRE.  
 H.R. 1553: Mr. ROTHMAN, Mr. WILSON of South Carolina, Mr. WICKER, Mr. MORAN of Kansas, and Mr. MCGOVERN.  
 H.R. 1560: Mr. RAHALL, Ms. JACKSON-LEE of Texas, and Mr. ENGEL.  
 H.R. 1567: Mr. INSLEE, Mr. MCGOVERN and Mr. WEXLER.  
 H.R. 1576: Ms. SCHWARTZ.  
 H.R. 1600: Mr. UPTON, Ms. HARMAN, Mr. BILIRAKIS, and Ms. ROYBAL-ALLARD.  
 H.R. 1608: Mr. MOORE of Kansas and Mr. DEFAZIO.  
 H.R. 1616: Mr. EMANUEL.  
 H.R. 1619: Mr. GONZALEZ.

H.R. 1653: Mr. BLUMENAUER.  
 H.R. 1687: Mrs. WILSON of New Mexico and Ms. ZOE LOFGREN of California.  
 H.R. 1688: Mr. THOMPSON of Mississippi, Mr. OBERSTAR, and Mr. RUSH.  
 H.R. 1700: Mr. MCNERNEY, Mr. LOEBACK, Ms. MCCOLLUM of Minnesota, and Mr. WEXLER.  
 H.R. 1709: Mr. LANTOS.  
 H.R. 1717: Mr. PRICE of Georgia.  
 H.R. 1727: Ms. DEGETTE, Mr. MCGOVERN, Ms. SUTTON, Mr. PAYNE, and Mr. WELCH of Vermont.  
 H.R. 1738: Ms. SUTTON and Mr. TERRY.  
 H.R. 1740: Mr. GORDON, Mr. PAYNE, Mr. BISHOP of New York, Mr. STARK, and Mr. ALLEN.  
 H.R. 1742: Mrs. CUBIN, Mr. PAUL, Mr. HASTINGS of Florida, and Mr. NUNES.  
 H.R. 1748: Mr. BLUMENAUER.  
 H.R. 1756: Mrs. BLACKBURN.  
 H.R. 1759: Mr. ENGLISH of Pennsylvania.  
 H.R. 1767: Mr. COBLE, Mrs. CAPITO, Mr. SCOTT of Georgia, and Mr. TIAHRT.  
 H.R. 1776: Ms. MCCOLLUM of Minnesota.  
 H.R. 1783: Mr. MURPHY of Connecticut, Mr. YARMUTH, Mr. ARCURI, Mr. RAMSTAD, and Mr. MCNERNEY.  
 H.R. 1801: Mr. GONZALEZ.  
 H.R. 1813: Mr. GILLMOR.  
 H.R. 1870: Mr. MEEK of Florida.  
 H.R. 1877: Mrs. MALONEY of New York and Mr. HARE.  
 H.R. 1903: Mr. HARE.  
 H.R. 1908: Mr. SIMPSON, Ms. WASSERMAN SCHULTZ, Mr. EMANUEL, Ms. ESHOO, Mr. WEXLER, Mr. MATHESON, and Mr. CROWLEY.  
 H.R. 1911: Ms. CARSON and Mr. CARDOZA.  
 H.R. 1921: Mr. HOLT and Mr. DAVIS of Illinois.  
 H.R. 1941: Mr. GEORGE MILLER of California, Mrs. MYRICK, Mr. RUSH, Ms. WATSON, and Ms. WOOLSEY.  
 H.R. 1945: Ms. GINNY BROWN-WAITE of Florida and Mr. GILCHRIST.  
 H.R. 1957: Ms. MCCOLLUM of Minnesota, Ms. LEE, Ms. LORETTA SANCHEZ of California, and Mr. STARK.  
 H.R. 1961: Mr. CARNAHAN.  
 H.R. 1965: Mr. UDALL of Colorado, Mr. CHANDLER, Mr. CUELLAR, Mrs. CUBIN, Mr. CARNAHAN, Mr. PETERSON of Minnesota, Mr. WALDEN of Oregon, and Ms. HERSETH SANDLIN.  
 H.R. 1971: Mr. ARCURI and Mr. KENNEDY.  
 H.R. 1984: Mr. KAGEN.  
 H.R. 1992: Mr. STUPAK.  
 H.R. 2015: Ms. CARSON, Ms. SUTTON, Mr. SCOTT of Virginia, Mr. SHERMAN, and Mr. DICKS.  
 H.R. 2017: Mr. BERMAN.  
 H.R. 2022: Mrs. MYRICK.  
 H.R. 2027: Mr. PASTOR.  
 H.R. 2032: Mr. STARK, Mr. HARE, Ms. NOR-TON, and Mr. MCNERNEY.  
 H.R. 2035: Mr. TERRY.  
 H.R. 2053: Mr. PAUL, Mr. BARRETT of South Carolina, Mr. ENGEL, Mr. REYES, Mr. FRANKS of Arizona, Ms. CASTOR, Mrs. MYRICK, Mr. BURGESS, and Mr. CUELLAR.  
 H.R. 2111: Mr. PAYNE.  
 H.R. 2137: Mr. FATTAH.  
 H.R. 2138: Mr. HOLT, Ms. ESHOO, Mr. EHLERS, Mr. ROSKAM, Mr. SIMPSON, and Mr. KNOLLENBERG.  
 H.R. 2147: Mr. CARNEY.  
 H.R. 2183: Mr. SCOTT of Georgia.  
 H.R. 2193: Mr. ACKERMAN, Mr. KUCINICH, and Mr. SHAYS.  
 H. Con. Res. 48: Mrs. MCMORRIS RODGERS, and Mrs. BOYDA of Kansas.  
 H. Con. Res. 72: Mr. SERRANO, Mr. PRICE of North Carolina, and Ms. SCHAKOWSKY.  
 H. Con. Res. 85: Mr. KENNEDY.  
 H. Con. Res. 105: Ms. KILPATRICK.  
 H. Con. Res. 106: Mr. BILBRAY.  
 H. Con. Res. 131: Mrs. MCMORRIS RODGERS, Mr. ENGLISH of Pennsylvania, Mr. SOUDER, and Mr. GARRETT of New Jersey.

H. Con. Res. 133: Mrs. DRAKE.  
 H. Con. Res. 136: Mr. WU.  
 H. Con. Res. 137: Mr. BURTON of Indiana.  
 H. Con. Res. 142: Ms. MCCOLLUM of Minnesota, Ms. WOOLSEY, Mr. TURNER, and Mr. BURTON of Indiana.  
 H. Res. 121: Mrs. GILLIBRAND, Mr. SMITH of Washington, and Mr. LANGEVIN.  
 H. Res. 135: Mr. PAYNE.  
 H. Res. 143: Mr. WALZ of Minnesota, Mr. HONDA, and Mr. DINGELL.  
 H. Res. 189: Mr. SPRATT, Mr. BISHOP of Georgia, Mr. ENGLISH of Pennsylvania, and Mr. GONZALEZ.  
 H. Res. 194: Mr. WATT, Ms. MOORE of Wisconsin, Mr. MEEK of Florida, Ms. WATERS, and Mr. THOMPSON of Mississippi.  
 H. Res. 231: Mr. SMITH of Texas.  
 H. Res. 251: Mr. MCDERMOTT, Mr. BOUSTANY, Mr. TOWNS, Mr. MOORE of Kansas, Ms. MCCOLLUM of Minnesota, Mr. ALEXANDER, Mr. TAYLOR, Mr. SALAZAR, Mr. JEFFERSON, Mr. COSTA, Mr. MATHESON, Mr. TANNER, Mrs. CHRISTENSEN, Mr. HILL, Mr. FILNER, Ms. LEE, Mr. MICHAUD, and Mr. ROSS.  
 H. Res. 257: Ms. GRANGER, Mr. PRICE of North Carolina, Mr. MELANCON, and Mr. WEXLER.  
 H. Res. 258: Mr. KNOLLENBERG, Mr. DOGGETT, Ms. KILPATRICK, and Mr. WALBERG.  
 H. Res. 281: Mr. PUTNAM, Mr. MCNERNEY, and Mr. MCCOTTER.  
 H. Res. 282: Mr. KLEIN of Florida, Mr. TIERNEY, Mr. ELLSWORTH, Mr. KAGEN, and Mr. MURPHY of Connecticut.  
 H. Res. 291: Ms. LORETTA SANCHEZ of California, and Mr. CALVERT.  
 H. Res. 296: Ms. BERKLEY, Mr. PORTER, Mr. DONNELLY, Mr. ORTIZ, and Mr. KNOLLENBERG.  
 H. Res. 339: Mr. WOLF, Mrs. MYRICK, and Mr. GONZALEZ.  
 H. Res. 345: Mr. TOWNS, Mr. SHUSTER, Mr. GERLACH, Mr. DENT, Mr. RAMSTAD, Mr. CRENSHAW, Mr. SMITH of New Jersey, Mr. LINCOLN DIAZ-BALART of Florida, Mr. LOBIONDO, Mr. SAXTON, Mr. FRELINGHUYSEN, Mr. YOUNG of Florida, Mr. FERGUSON, Mr. WELER, Mr. LAHOOD, Mr. UPTON, Mrs. CUBIN, Mr. BAKER, Mr. SHIMKUS, Mr. NEAL of Massachusetts, Mr. MEEHAN, Mr. NUNES, Mr. MCCREERY, Mr. COSTELLO, Ms. PRYCE of Ohio, Ms. ROS-LEHTINEN, Mr. DANIEL E. LUNGREN of California, Mr. REYNOLDS, Mr. CARTER, Mr. KING of New York, Mr. WHITFIELD, Mr. BUYER, Ms. FOXF, Mr. MARIO DIAZ-BALART of Florida, Mr. KINGSTON, Mr. TIBERI, and Mr. BOUSTANY.  
 H. Res. 351: Mr. WAMP, Mr. MARCHANT, Ms. FOXF, Mr. GOODE, Mr. CARTER, Mr. SAM JOHNSON of Texas, and Mr. BARTON of Texas.  
 H. Res. 352: Mr. FILNER.  
 H. Res. 366: Mr. WU and Ms. JACKSON-LEE of Texas.

### WEDNESDAY, MAY 9, 2007 (65)

#### ¶65.1 APPOINTMENT OF SPEAKER PRO TEMPORE

The House was called to order by the SPEAKER pro tempore, Mr. McNULTY, who laid before the House the following communication:

WASHINGTON, DC,  
 May 9, 2007.

I hereby appoint the Honorable MICHAEL R. McNULTY to act as Speaker pro tempore on this day.

NANCY PELOSI,  
 Speaker of the House of Representatives.

#### ¶65.2 APPROVAL OF THE JOURNAL

The SPEAKER pro tempore, Mr. McNULTY, announced he had examined and approved the Journal of the proceedings of Tuesday, May 8, 2007.

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

## 165.3 COMMUNICATIONS

Executive and other communications, pursuant to clause 8, rule XII, were referred as follows:

1600. A letter from the Administrator, Risk Management Agency, Department of Agriculture, transmitting the Department's final rule — Common Crop Insurance Regulations; Walnut Crop Insurance Provisions; Almond Crop Insurance Provisions (RIN: 0563-AC08) received April 10, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

1601. A letter from the Administrator, Department of Agriculture, transmitting the Department's final rule — Mushroom Promotion, Research, and Consumer Information Order; Reallocation of Mushroom Council Membership [Docket No.: AMS-FV-07-0019; FV-06-704 IFR] received March 30, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

1602. A letter from the Administrator, Department of Agriculture, transmitting the Department's final rule — Marketing Order Regulating the Handling of Spearmint Oil Produced in the Far West; Salable Quantities and Allotment Percentages for the 2007-2008 Marketing Year [Docket Nos. AMS-FV-06-0188; FV07-985-1 FR] received March 30, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

1603. A letter from the Administrator, Department of Agriculture, transmitting the Department's final rule — Tart Cherries Grown in the States of Michigan, et al.; Final Free and Restricted Percentages for the 2006-2007 Crop Year for Tart Cherries [Docket No. AMS-FV-06-0187; FV07-930-1 FR] received March 30, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

1604. A letter from the Administrator, Department of Agriculture, transmitting the Department's final rule — Cranberries Grown in the States of Massachusetts, et al.; Increased Assessment Rate [Docket No. AMS-FV-06-0174; FV06-929-1 FR] received March 30, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

1605. A letter from the Director, Defense Procurement and Acquisition Policy, Department of Defense, transmitting the Department's final rule — Defense Federal Acquisition Regulation Supplement; Prohibition on Acquisition from Communist Chinese Military Companies (DFARS Case 2006-D007) received April 10, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Armed Services.

1606. A letter from the Director, Defense Procurement and Acquisition Policy, Department of Defense, transmitting the Department's final rule — Defense Federal Acquisition Regulation Supplement; New Designated Countries (DFARS Case 2006-D062) (RIN: 0750-AF57) received April 10, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Armed Services.

1607. A letter from the Director, Defense Procurement and Acquisition Policy, Department of Defense, transmitting the Department's final rule — Defense Federal Acquisition Regulation Supplement; Free Trade Agreements — Guatemala and Bahrain (DFARS Case 2006-D028) (RIN: 0750-AF49) received April 10, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Armed Services.

1608. A letter from the Director, Child Nutrition Programs, Department of Agriculture, transmitting the Department's final rule — Disclosure of Children's Free and Reduced Price Meals and Free Milk Eligibility Information in the Child Nutrition Programs (RIN: 0584-AC95) received April 10, 2007, pur-

suant to 5 U.S.C. 801(a)(1)(A); to the Committee on Education and Labor.

1609. A letter from the Director, Regulations Policy and Mgmt. Staff, Department of Health and Human Services, transmitting the Department's final rule — Microbiology Devices; Reclassification of Herpes Simplex Virus Types 1 and 2 Serological Assays [Docket No. 2005N-0471] received May 2, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

1610. A letter from the Deputy Assistant Administrator, Office of Diversion Control, Department of Justice, transmitting the Department's final rule — Exemption of Chemical Mixtures [Docket No. DEA-137F3] (RIN: 1117-AA31) received April 17, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

1611. A letter from the Assistant Secretary for Export Administration, Department of Commerce, transmitting the Department's final rule — Revisions to the Export Administration Regulations based on the 2006 Missile Technology Control Regime Plenary Agreements [Docket No. 070411084-7087-02] (RIN: 0694-AD96) received May 4, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Foreign Affairs.

1612. A letter from the Assistant Secretary for Export Administration, Department of Commerce, transmitting the Department's final rule — Updated Office Names, Office Addresses, Statements of Legal Authority and Statute Name and Citation [Docket No. [070411085-7088-01]] (RIN: 0694-AE01) received May 4, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Foreign Affairs.

1613. A letter from the Executive Director, Christopher Columbus Fellowship Foundation, transmitting pursuant to the Accountability of Tax Dollars Act, the Foundation's Form and Content Reports for the second quarter of FY 2007 as prepared by the U.S. General Services Administration; to the Committee on Oversight and Government Reform.

1614. A letter from the Deputy CHCO/Director, HCM, Department of Energy, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Oversight and Government Reform.

1615. A letter from the Acting General Counsel, Department of Housing and Urban Development, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Oversight and Government Reform.

1616. A letter from the Chair, Equal Employment Opportunity Commission, transmitting the Commission's annual reports for FY 2006 prepared in accordance with Section 203 of the Notification and Federal Employee Antidiscrimination and Retaliation Act of 2002 (No FEAR Act), Public Law 107-174; to the Committee on Oversight and Government Reform.

1617. A letter from the Equal Employment Opportunity Coordinator, Farm Credit Administration, transmitting the Administration's annual report pursuant to the Notification and Federal Employee Antidiscrimination and Retaliation Act of 2002 for Fiscal Year 2006; to the Committee on Oversight and Government Reform.

1618. A letter from the Secretary, Federal Trade Commission, transmitting the Commission's annual report for Fiscal Year 2006 on the Notification and Federal Employee Antidiscrimination and Retaliation Act of 2002; to the Committee on Oversight and Government Reform.

1619. A letter from the Administrator, General Services Administration, transmitting the Administration's intent to adjust the dollar thresholds for submission of construction, alteration, lease, and lease alteration prospectuses, pursuant to 40 U.S.C. 3307(g); to the Committee on Oversight and Government Reform.

1620. A letter from the Chairman, International Trade Commission, transmitting the semiannual report on the activities of the Office of Inspector General for the period October 1, 2006 through March 31, 2007, pursuant to 5 U.S.C. app. (Insp. Gen. Act) section 8G(h)(2); to the Committee on Oversight and Government Reform.

1621. A letter from the Acting Co-Executive Director, National Council on Disability, transmitting the Council's Annual Performance Report to the President and Congress Fiscal Year 2006, as required by the Government Performance and Results Act, pursuant to 31 U.S.C. 1116; to the Committee on Oversight and Government Reform.

1622. A letter from the Chairman, National Endowment for the Arts, transmitting in accordance with Section 647(b) of Division F of the Consolidated Appropriations Act, FY 2004, Pub. L. 108-199, the Endowment's report on competitive sourcing efforts for Fiscal Years 2003 through 2006; to the Committee on Oversight and Government Reform.

1623. A letter from the Director, National Science Foundation, transmitting in accordance with Section 647(b) of Division F of the Consolidated Appropriations Act, FY 2004, Pub. L. 108-199, the Foundation's report on competitive sourcing efforts for FY 2006; to the Committee on Oversight and Government Reform.

1624. A letter from the Administrator, Office of Management and Budget, transmitting the Office's report on competitive sourcing activities for FY 2006, in accordance with Section 647(b) of Division F of the Consolidated Appropriations Act, Fiscal Year 2004, Pub. L. 108-199; to the Committee on Oversight and Government Reform.

1625. A letter from the Director, Office of Personnel Management, transmitting the Office's Fiscal Year 2006 annual report on statistical data relating to Federal sector equal employment opportunity complaints filed with the Office; to the Committee on Oversight and Government Reform.

1626. A letter from the Chairman, Postal Regulatory Commission, transmitting a copy of the annual report in compliance with the Government in the Sunshine Act for calendar year 2006, pursuant to 5 U.S.C. 552b(j); to the Committee on Oversight and Government Reform.

1627. A letter from the Deputy Director, U.S. Trade and Development Agency, transmitting the Agency's Fiscal Year 2007 annual report prepared in accordance with Section 203 of the Notification and Federal Employee Antidiscrimination and Retaliation Act of 2002, Pub. L. 107-174; to the Committee on Oversight and Government Reform.

1628. A letter from the Executive Director, United States Access Board, transmitting the Board's FY 2006 report, pursuant the requirements of section 203(a) of the Notification and Federal Employee Antidiscrimination and Retaliation Act of 2002 (No Fear Act); to the Committee on Oversight and Government Reform.

1629. A letter from the Acting Director, Office of Surface Mining, Department of the Interior, transmitting the Department's final rule — Pennsylvania Regulatory Program [PA-147-F0R] received April 25, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Natural Resources.

1630. A letter from the Federal Liaison Officer, Department of Commerce, transmitting the Department's final rule — Revisions and Technical Corrections Affecting Requirements for Ex Parte and Inter Partes Reexamination [Docket No. PTO-P-2005-0016] (RIN: 0651-AB77) received April 17, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on the Judiciary.

1631. A letter from the Chief, Regulations and Administrative Law, Department of

Homeland Security, transmitting the Department's final rule — Drawbridge Operation Regulation; Gulf Intracoastal Waterway, Belle Chasse, LA [CGD08-06-036] (RIN: 1625-AA09) received April 1, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1632. A letter from the Chief, Regulations and Administrative Law, Department of Homeland Security, transmitting the Department's final rule — Anchorage Regulations; Mississippi River Below Baton Rouge, LA, Including South and Southwest Passes [CGD08-05-016] (RIN: 1625-AA01) received April 1, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1633. A letter from the Chief, Publications and Regulations Branch, Internal Revenue Service, transmitting the Service's final rule — General Rule for Taxable Year of Inclusion (Rev. Rul. 2007-32) received May 4, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

1634. A letter from the Branch Chief, Publications and Regulations, Internal Revenue Service, transmitting the Service's final rule — Credit for Alternative Fuel Vehicle Refueling Property [Notice 2007-43] received May 4, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

1635. A letter from the Chief, Publications and Regulations Branch, Internal Revenue Service, transmitting the Service's final rule — Certain exchanges of insurance policies. (Rev. Rul. [XXXX-XX]) received May 4, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

1636. A letter from the Director, Regulations and Disclosure Law Division, Department of Homeland Security, transmitting the Department's final rule — Advance Electronic Presentation of Cargo Information for Truck Carriers Required to be Transmitted through ACE Truck Manifest at Ports in the States of Vermont, North Dakota and New Hampshire — received April 13, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Homeland Security.

#### ¶65.4 MESSAGE FROM THE SENATE

A message from the Senate by Ms. Curtis, one of its clerks, announced that the Senate has passed without amendment a concurrent resolution of the House of the following title:

H. Con. Res. 124. A concurrent resolution authorizing the use of the Capitol Grounds for the National Peace Officers' Memorial Service.

The message also announced that pursuant to Public Law 106-54, the Chair, on behalf of the President pro tempore and upon the recommendation of the Republican Leader, appoints the Senator from Louisiana (Mr. VITTER) to the Board of Directors of the Vietnam Education Foundation.

#### ¶65.5 STUDENT LOAN SUNSHINE

Mr. George MILLER of California, moved to suspend the rules and pass the bill (H.R. 890) to establish requirements for lenders and institutions of higher education in order to protect students and other borrowers receiving educational loans; as amended.

The SPEAKER pro tempore, Mr. McNULTY, recognized Mr. George MILLER of California, and Mr. MCKEON, each for 20 minutes.

After debate,

By unanimous consent, the time for debate was extended by 3 minutes to be

equally divided and controlled by Mr. George MILLER of California, and Mr. MCKEON.

After further debate,

The question being put, *viva voce*,

Will the House suspend the rules and pass said bill, as amended?

The SPEAKER pro tempore, Mr. McNULTY, announced that two-thirds of the Members present had voted in the affirmative.

Mr. George MILLER of California, demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Mr. McNULTY, pursuant to clause 8, rule XX, announced that further proceedings on the question were postponed.

#### ¶65.6 PROVIDING FOR CONSIDERATION OF H.R. 1873

Mr. CARDOZA, by direction of the Committee on Rules, called up the following resolution (H. Res. 383):

*Resolved*, That at any time after the adoption of this resolution the Speaker may, pursuant to clause 2(b) of rule XVIII, declare the House resolved into the Committee of the Whole House on the state of the Union for consideration of the bill (H.R. 1873) to reauthorize the programs and activities of the Small Business Administration relating to procurement, and for other purposes. The first reading of the bill shall be dispensed with. All points of order against consideration of the bill are waived except those arising under clause 9 or 10 of rule XXI. General debate shall be confined to the bill and shall not exceed one hour equally divided and controlled by the chairman and ranking minority member of the Committee on Small Business. After general debate the bill shall be considered for amendment under the five-minute rule. It shall be in order to consider as an original bill for the purpose of amendment under the five-minute rule the amendment in the nature of a substitute recommended by the Committee on Oversight and Government Reform now printed in the bill. The committee amendment in the nature of a substitute shall be considered as read. All points of order against the committee amendment in the nature of a substitute are waived except those arising under clause 9 or 10 of rule XXI. Notwithstanding clause 11 of rule XVIII, no amendment to the committee amendment in the nature of a substitute shall be in order except those printed in the report of the Committee on Rules accompanying this resolution. Each such amendment may be offered only in the order printed in the report, may be offered only by a Member designated in the report, shall be considered as read, shall be debatable for the time specified in the report equally divided and controlled by the proponent and an opponent, shall not be subject to amendment, and shall not be subject to a demand for division of the question in the House or in the Committee of the Whole. All points of order against such amendments are waived except those arising under clause 9 or 10 of rule XXI. At the conclusion of consideration of the bill for amendment the Committee shall rise and report the bill to the House with such amendments as may have been adopted. Any Member may demand a separate vote in the House on any amendment adopted in the Committee of the Whole to the bill or to the committee amendment in the nature of a substitute. The previous

question shall be considered as ordered on the bill and amendments thereto to final passage without intervening motion except one motion to recommitt with or without instructions.

SEC. 2. During consideration in the House of H.R. 1873 pursuant to this resolution, notwithstanding the operation of the previous question, the Chair may postpone further consideration of the bill to such time as may be designated by the Speaker.

When said resolution was considered. After debate,

On motion of Mr. CARDOZA, the previous question was ordered on the resolution to its adoption or rejection

The question being put, *viva voce*,

Will the House agree to said resolution?

The SPEAKER pro tempore, Mr. McNULTY, announced that the yeas had it.

Mr. Lincoln DIAZ-BALART of Florida, demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Mr. McNULTY, pursuant to clause 8, rule XX, announced that further proceedings on the question were postponed.

#### ¶65.7 PROVIDING FOR CONSIDERATION OF H.R. 1684

Ms. MATSUI, by direction of the Committee on Rules, called up the following resolution (H. Res. 382):

*Resolved*, That at any time after the adoption of this resolution the Speaker may, pursuant to clause 2(b) of rule XVIII, declare the House resolved into the Committee of the Whole House on the state of the Union for consideration of the bill (H.R. 1684) to authorize appropriations for the Department of Homeland Security for fiscal year 2008, and for other purposes. The first reading of the bill shall be dispensed with. All points of order against consideration of the bill are waived except those arising under clause 9 or 10 of rule XXI. General debate shall be confined to the bill and shall not exceed one hour equally divided and controlled by the chairman and ranking minority member of the Committee on Homeland Security. After general debate the bill shall be considered for amendment under the five-minute rule. It shall be in order to consider as an original bill for the purpose of amendment under the five-minute rule the amendment in the nature of a substitute recommended by the Committee on Homeland Security now printed in the bill. The committee amendment in the nature of a substitute shall be considered as read. All points of order against the committee amendment in the nature of a substitute are waived except those arising under clause 9 or 10 of rule XXI. Notwithstanding clause 11 of rule XVIII, no amendment to the committee amendment in the nature of a substitute shall be in order except those printed in the report of the Committee on Rules accompanying this resolution. Each such amendment may be offered only in the order printed in the report, may be offered only by a Member designated in the report, shall be considered as read, shall be debatable for the time specified in the report equally divided and controlled by the proponent and an opponent, shall not be subject to amendment, and shall not be subject to a demand for division of the question in the House or in the Committee of the Whole. All points of order against such amendments are

waived except those arising under clause 9 or 10 of rule XXI. At the conclusion of consideration of the bill for amendment the Committee shall rise and report the bill to the House with such amendments as may have been adopted. Any Member may demand a separate vote in the House on any amendment adopted in the Committee of the Whole to the bill or to the committee amendment in the nature of a substitute. The previous question shall be considered as ordered on the bill and amendments thereto to final passage without intervening motion except one motion to recommit with or without instructions.

SEC. 2. During consideration in the House of H.R. 1684 pursuant to this resolution, notwithstanding the operation of the previous question, the Chair may postpone further consideration of the bill to such time as may be designated by the Speaker.

When said resolution was considered. After debate,

Ms. MATSUI moved the previous question on the resolution to its adoption or rejection.

The question being put, viva voce,

Will the House now order the previous question?

The SPEAKER pro tempore, Mr. McNULTY, announced that the yeas had it.

Ms. MATSUI demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The vote was taken by electronic device.

It was decided in the { Yeas ..... 217 affirmative ..... Nays ..... 199

¶65.8 [Roll No. 310] YEAS—217

- Abercrombie Davis (IL) Jackson (IL)
Ackerman Davis, Lincoln Jackson-Lee (TX)
Allen DeFazio
Altmire DeGette
Andrews Delahunt Johnson (GA)
Arcuri DeLauro Jones (OH)
Baca Dicks Kagen
Baird Dingell Kanjorski
Baldwin Doggett Kaptur
Bean Donnelly Kennedy
Becerra Doyle Kildee
Berkley Edwards Kilpatrick
Berman Ellison Kind
Berry Ellsworth Klein (FL)
Bishop (GA) Emanuel Kucinich
Bishop (NY) Eshoo Lampson
Blumenauer Etheridge Langevin
Boren Farr Lantos
Boswell Filner Larsen (WA)
Boucher Frank (MA) Lee
Boyda (KS) Giffords Levin
Braley (IA) Gillibrand Lewis (GA)
Butterfield Gonzalez Lipinski
Capps Gordon Loeb sack
Capuano Green, Al Lofgren, Zoe
Cardoza Green, Gene Lynch
Carnahan Grijalva Mahoney (FL)
Carney Gutierrez Maloney (NY)
Carson Hall (NY) Markey
Castor Hare Marshall
Chandler Harman Matheson
Clarke Hastings (FL) Matsui
Clay Hersheth Sandlin McCarthy (NY)
Cleaver Higgins McCollum (MN)
Clyburn Hill McDermott
Cohen Hinchey McGovern
Conyers Hinojosa McIntyre
Cooper Hirono McNerney
Costa Hodes McNulty
Costello Holden Meehan
Courtney Holt Meek (FL)
Crowley Honda Meeks (NY)
Cuellar Hooley Michaud
Cummings Hoyer Miller, George
Davis (AL) Inslee Mitchell
Davis (CA) Israel Mollohan

- Moore (KS) Ryan (OH)
Moore (WI) Salazar
Moran (VA) Sanchez, Linda
Murphy (CT) T.
Murphy, Patrick Sanchez, Loretta
Murtha Sarbanes
Nadler Schakowsky
Napolitano Schiff
Neal (MA) Schwartz
Oberstar Scott (GA)
Obey Scott (VA)
Oliver Serrano
Ortiz Sestak
Pallone Shea-Porter
Pascarell Sherman
Pastor Shuler
Payne Sires
Perlmutter Skelton
Peterson (MN) Slaughter
Price (NC) Smith (WA)
Rahall Snyder
Reyes Solis
Rodriguez Space
Ross Spratt
Rothman Stark
Roybal-Allard Stupak
Ruppersberger Sutton
Rush Tanner

NAYS—199

- Aderholt Fossella
Akin Foxx
Alexander Franks (AZ)
Bachmann Frelinghuysen
Bachus Gallegly
Baker Garrett (NJ)
Barrett (SC) Gerlach
Barrow Gilchrest
Bartlett (MD) Gillmor
Barton (TX) Gingrey
Biggart Gohmert
Bilbray Goode
Bilirakis Goodlatte
Bishop (UT) Granger
Blackburn Graves
Blunt Hall (TX)
Boehner Hastert
Bonner Hastings (WA)
Bono Hayes
Boozman Heller
Boustany Hensarling
Brady (TX) Herger
Brown (SC) Hobson
Brown-Waite, Hoekstra
Ginny Hulshof
Buchanan Hunter
Burgess Inglis (SC)
Burton (IN) Issa
Buyer Jindal
Calvert Johnson (IL)
Camp (MI) Johnson, Sam
Campbell (CA) Jones (NC)
Cannon Jordan
Cantor Keller
Capito King (IA)
Carter King (NY)
Castle Kingston
Chabot Kirk
Coble Kline (MN)
Cole (OK) Knollenberg
Conaway Kuhl (NY)
Cramer LaHood
Crenshaw Lamborn
Cubin Latham
Culberson LaTourette
Davis (KY) Lewis (CA)
Davis, David Lewis (KY)
Davis, Jo Ann Linder
Davis, Tom LoBiondo
Deal (GA) Lucas
Dent Lungren, Daniel
Diaz-Balart, L. E.
Diaz-Balart, M. Mack
Doolittle Manzano
Drake Marchant
Dreier McCarthy (CA)
Duncan McCaul (TX)
Ehlers McCotter
Emerson McCrery
English (PA) McHenry
Everett McHugh
Fallin McKeon
Feeney Mica
Ferguson Miller (FL)
Flake Miller (MI)
Forbes Miller (NC)
Fortenberry Miller, Gary

- Tauscher
Taylor
Thompson (CA)
Thompson (MS)
Tierney
Towns
Udall (CO)
Udall (NM)
Van Hollen
Velazquez
Visclosky
Walz (MN)
Wasserman
Schultz
Waters
Watson
Watt
Waxman
Weiner
Welch (VT)
Wexler
Wilson (OH)
Woolsey
Wu
Wynn
Yarmuth

NOT VOTING—16

- Boyd (FL) Larson (CT) Pomeroy
Brady (PA) Lowey Rangel
Brown, Corrine McMorris Smith (NE)
Engel Rodgers Souder
Fattah Melancon Tiahrt
Johnson, E. B. Moran (KS)

So the previous question on the resolution was ordered.

The question being put, viva voce,

Will the House agree to said resolution?

The SPEAKER pro tempore, Mr. McNULTY, announced that the yeas had it.

Mr. Lincoln DIAZ-BALART of Florida, demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The vote was taken by electronic device.

It was decided in the { Yeas ..... 222 affirmative ..... Nays ..... 197

¶65.9 [Roll No. 311] YEAS—222

- Abercrombie Farr McGovern
Ackerman Filner McIntyre
Allen Frank (MA) McNerney
Altmire Giffords McNulty
Andrews Gillibrand Meehan
Arcuri Gonzalez Meek (FL)
Baca Gordon Meeks (NY)
Baird Green, Al Melancon
Baldwin Green, Gene Michaud
Barrow Grijalva Miller, George
Bean Gutierrez Mitchell
Becerra Hall (NY) Mollohan
Berkley Hare Moore (KS)
Berman Harman Moore (WI)
Berry Hastings (FL) Moran (VA)
Bishop (GA) Hersheth Sandlin Murphy (CT)
Bishop (NY) Higgins Murphy, Patrick
Blumenauer Hill Murtha
Boren Hinchey Nadler
Boswell Hinojosa Napolitano
Boucher Hirono Neal (MA)
Hodes Boyda (KS) Oberstar
Braley (IA) Holden Obey
Butterfield Butterfield Holt Oliver
Capps Honda Ortiz
Capuano Hooley Pallone
Cardoza Hoyer Pascarell
Carnahan Inslee Pastor
Carney Israel Payne
Carson Jackson (IL) Perlmutter
Castor Jackson-Lee (TX) Peterson (MN)
Chandler (TX) Pomeroy
Clarke Jefferson Price (NC)
Clay Johnson (GA) Rahall
Cleaver Jones (OH) Reyes
Clyburn Kagen Rodriguez
Cohen Kanjorski Ross
Conyers Kaptur Rothman
Cooper Kennedy Roybal-Allard
Costa Kildee Ruppersberger
Costello Kilpatrick Rush
Courtney Kind Ryan (OH)
Cramer Klein (FL) Salazar
Crowley Kucinich Sanchez, Linda
Cuellar Lampson T.
Cummings Langevin Sanchez, Loretta
Davis (AL) Lantos Sarbanes
Davis (CA) Larsen (WA) Schakowsky
Davis (IL) Lee Schiff
Davis, Lincoln Levin Schwartz
DeFazio Lewis (GA) Scott (GA)
DeGette Lipinski Scott (VA)
Delahunt Loeb sack Serrano
DeLauro Lofgren, Zoe Sestak
Dicks Lowey Shea-Porter
Dingell Lynch Sherman
Doggett Mahoney (FL) Shuler
Donnelly Maloney (NY) Sires
Doyle Markey Skelton
Edwards Marshall Slaughter
Ellison Matheson Smith (WA)
Ellsworth Matsui Snyder
Emanuel McCarthy (NY) Solis
Eshoo McCollum (MN) Space
Etheridge McDermott Spratt



Stark  
Stupak  
Sutton  
Tanner  
Tauscher  
Taylor  
Thompson (CA)  
Thompson (MS)  
Tierney  
Towns

Udall (CO)  
Udall (NM)  
Van Hollen  
Velázquez  
Visclosky  
Walz (MN)  
Wasserman  
Schultz  
Waters  
Watson

Watt  
Waxman  
Weiner  
Welch (VT)  
Wexler  
Wilson (OH)  
Woolsey  
Wu  
Wynn  
Yarmuth

NAYS—197

Aderholt  
Akin  
Alexander  
Bachmann  
Bachus  
Baker  
Barrett (SC)  
Bartlett (MD)  
Barton (TX)  
Biggart  
Bilbray  
Bilirakis  
Bishop (UT)  
Blackburn  
Blunt  
Boehner  
Bonner  
Bono  
Boozman  
Boustany  
Brady (TX)  
Brown (SC)  
Brown-Waite,  
Ginny  
Buchanan  
Burgess  
Burton (IN)  
Buyer  
Calvert  
Camp (MI)  
Campbell (CA)  
Cannon  
Cantor  
Capito  
Carter  
Castle  
Chabot  
Coble  
Cole (OK)  
Conaway  
Crenshaw  
Cubin  
Culberson  
Davis (KY)  
Davis, David  
Davis, Jo Ann  
Davis, Tom  
Deal (GA)  
Dent  
Diaz-Balart, L.  
Diaz-Balart, M.  
Doolittle  
Drake  
Dreier  
Duncan  
Ehlers  
Emerson  
English (PA)  
Everett  
Fallin  
Feeoney  
Ferguson  
Flake  
Forbes  
Fortenberry  
Fossella  
Foxy

NOT VOTING—13

Boyd (FL)  
Brady (PA)  
Brown, Corrine  
Engel  
Fattah

Johnson, E. B.  
Larson (CT)  
McMorris  
Rodgers  
Moran (KS)

So the resolution was agreed to.  
A motion to reconsider the vote whereby said resolution was agreed to was, by unanimous consent, laid on the table.

¶65.10 H. RES. 383—UNFINISHED BUSINESS

The SPEAKER pro tempore, Mr. McNULTY, pursuant to clause 8, rule XX, announced the unfinished business to be the question on agreeing to the

resolution (H. Res. 383) providing for consideration of the bill (H.R. 1684) to authorize appropriations for the Department of Homeland Security for fiscal year 2008, and for other purposes.

The question being put,  
Will the House agree to said resolution?

The vote was taken by electronic device.

It was decided in the { Yeas ..... 223  
affirmative ..... } Nays ..... 197

¶65.11 [Roll No. 312]

YEAS—223

Abercrombie  
Ackerman  
Allen  
Altmire  
Andrews  
Arcuri  
Baca  
Baird  
Baldwin  
Barrow  
Bean  
Becerra  
Berkley  
Berman  
Berry  
Bishop (GA)  
Bishop (NY)  
Blumenauer  
Boren  
Boswell  
Boucher  
Boyd (KS)  
Braley (IA)  
Butterfield  
Capps  
Capuano  
Cardoza  
Carnahan  
Carney  
Carson  
Castor  
Chandler  
Clarke  
Clay  
Cleaver  
Clyburn  
Cohen  
Conyers  
Cooper  
Costa  
Costello  
Courtney  
Cramer  
Crowley  
Cuellar  
Cummings  
Davis (AL)  
Davis (CA)  
Davis (IL)  
Davis, Lincoln  
DeFazio  
DeGette  
Delahunt  
DeLauro  
Dicks  
Dingell  
Doggett  
Donnelly  
Doyle  
Edwards  
Ellison  
Ellsworth  
Emanuel  
Eshoo  
Etheridge  
Farr  
Filner  
Frank (MA)  
Giffords  
Gillibrand  
Gonzalez  
Gordon  
Green, Al  
Green, Gene  
Grijalva  
Gutierrez

NAYS—197

Aderholt  
Akin

Barrett (SC)  
Bartlett (MD)  
Barton (TX)  
Biggart  
Bilbray  
Bilirakis  
Bishop (UT)  
Blackburn  
Blunt  
Boehner  
Bonner  
Bono  
Boozman  
Boustany  
Brady (TX)  
Brown (SC)  
Brown-Waite,  
Ginny  
Buchanan  
Burgess  
Burton (IN)  
Buyer  
Calvert  
Camp (MI)  
Campbell (CA)  
Cannon  
Cantor  
Capito  
Carter  
Castle  
Chabot  
Coble  
Cole (OK)  
Conaway  
Crenshaw  
Cubin  
Culberson  
Davis (KY)  
Davis, David  
Davis, Jo Ann  
Davis, Tom  
Deal (GA)  
Dent  
Diaz-Balart, L.  
Diaz-Balart, M.  
Doolittle  
Drake  
Dreier  
Duncan  
Ehlers  
Emerson  
English (PA)  
Everett  
Fallin  
Feeoney  
Ferguson  
Flake  
Forbes  
Fortenberry  
Fossella  
Foxy

NOT VOTING—12

Boyd (FL)  
Brady (PA)  
Brown, Corrine  
Engel  
Fattah

Johnson, E. B.  
Larson (CT)  
McMorris  
Rodgers  
Moran (KS)

So the resolution was agreed to.  
A motion to reconsider the vote whereby said resolution was agreed to was, by unanimous consent, laid on the table.

¶65.12 H.R. 890—UNFINISHED BUSINESS

The SPEAKER pro tempore, Mr. McNULTY, pursuant to clause 8, rule XX, announced the further unfinished business to be the motion to suspend the rules and pass the bill (H.R. 890) to establish requirements for lenders and institutions of higher education in order to protect students and other borrowers receiving educational loans; as amended.

The question being put,  
Will the House suspend the rules and pass said bill, as amended?

The vote was taken by electronic device.

It was decided in the { Yeas ..... 414  
affirmative ..... { Nays ..... 3

¶65.13

[Roll No. 313]

## YEAS—414

Abercrombie	Davis, Jo Ann	Jefferson
Ackerman	Davis, Lincoln	Jindal
Aderholt	Davis, Tom	Johnson (IL)
Akin	Deal (GA)	Johnson, Sam
Alexander	DeFazio	Jones (NC)
Allen	DeGette	Jones (OH)
Altmire	Delahunt	Jordan
Andrews	DeLauro	Kagen
Arcuri	Dent	Kanjorski
Baca	Diaz-Balart, L.	Kaptur
Bachmann	Diaz-Balart, M.	Keller
Bachus	Dicks	Kennedy
Baird	Dingell	Kildee
Baker	Doggett	Kilpatrick
Baldwin	Donnelly	Kind
Barrett (SC)	Doolittle	King (IA)
Barrow	Doyle	King (NY)
Bartlett (MD)	Drake	Kingston
Barton (TX)	Dreier	Kirk
Bean	Duncan	Klein (FL)
Becerra	Edwards	Kline (MN)
Berkley	Ehlers	Knollenberg
Berman	Ellison	Kucinich
Berry	Ellsworth	Kuhl (NY)
Biggert	Emanuel	LaHood
Billbray	Emerson	Lamborn
Bilirakis	English (PA)	Lampson
Bishop (GA)	Eshoo	Langevin
Bishop (NY)	Etheridge	Lantos
Bishop (UT)	Everett	Larsen (WA)
Blackburn	Fallin	Latham
Blumenauer	Farr	LaTourette
Blunt	Feeney	Lee
Boehner	Ferguson	Levin
Bonner	Filner	Lewis (CA)
Bono	Forbes	Lewis (KY)
Boozman	Fortenberry	Linder
Boren	Fossella	Lipinski
Boswell	Fox	LoBiondo
Boucher	Frank (MA)	Loeb
Boustany	Franks (AZ)	Lofgren, Zoe
Boyd (KS)	Frelinghuysen	Lowey
Brady (TX)	Gallegly	Lucas
Braley (IA)	Garrett (NJ)	Lungren, Daniel
Brown (SC)	Gerlach	E.
Brown-Waite,	Giffords	Lynch
Ginny	Gilchrest	Mack
Buchanan	Gillibrand	Mahoney (FL)
Burgess	Gillmor	Maloney (NY)
Burton (IN)	Gingrey	Manzullo
Butterfield	Gohmert	Marchant
Buyer	Goode	Markey
Calvert	Goodlatte	Marshall
Camp (MI)	Gordon	Matheson
Campbell (CA)	Granger	Matsui
Cannon	Graves	McCarthy (CA)
Cantor	Green, Al	McCarthy (NY)
Capito	Green, Gene	McCaul (TX)
Capps	Grijalva	McCollum (MN)
Capuano	Gutierrez	McCotter
Cardoza	Hall (NY)	McCreery
Carnahan	Hall (TX)	McDermott
Carney	Hare	McGovern
Carson	Harman	McHenry
Carter	Hastert	McHugh
Castle	Hastings (FL)	McIntyre
Castor	Hastings (WA)	McKeon
Chabot	Hayes	McNerney
Chandler	Heller	McNulty
Clarke	Hensarling	Meehan
Clay	Herger	Meek (FL)
Cleaver	Herseth Sandlin	Meeks (NY)
Clyburn	Higgins	Melancon
Coble	Hill	Mica
Cohen	Hinche	Michaud
Cole (OK)	Hinojosa	Miller (FL)
Conaway	Hirono	Miller (MI)
Conyers	Hobson	Miller (NC)
Cooper	Hodes	Miller, Gary
Costa	Hoekstra	Miller, George
Costello	Holden	Mitchell
Courtney	Holt	Mollohan
Cramer	Honda	Moore (KS)
Crenshaw	Hooley	Moore (WI)
Crowley	Hoyer	Moran (VA)
Cubin	Hulshof	Murphy (CT)
Cuellar	Hunter	Murphy, Patrick
Culberson	Inglis (SC)	Murphy, Tim
Cummings	Inslee	Murtha
Davis (AL)	Israel	Musgrave
Davis (CA)	Issa	Myrick
Davis (IL)	Jackson (IL)	Nadler
Davis (KY)	Jackson-Lee	Napolitano
Davis, David	(TX)	Neal (MA)

Neugebauer	Ruppersberger	Tanner
Nunes	Rush	Tauscher
Oberstar	Ryan (OH)	Taylor
Obey	Ryan (WI)	Terry
Oliver	Salazar	Thompson (CA)
Ortiz	Sali	Thompson (MS)
Pallone	Sánchez, Linda	Thornberry
Pascarella	T.	Tiberi
Pastor	Sanchez, Loretta	Tierney
Payne	Sarbanes	Towns
Pearce	Saxton	Turner
Pence	Schakowsky	Udall (CO)
Perlmutter	Schiff	Udall (NM)
Peterson (MN)	Schmidt	Upton
Peterson (PA)	Schwartz	Van Hollen
Petri	Scott (GA)	Velázquez
Pickering	Scott (VA)	Visclosky
Pitts	Sensenbrenner	Walberg
Platts	Serrano	Walden (OR)
Poe	Sessions	Walsh (NY)
Pomeroy	Sestak	Walz (MN)
Porter	Shadegg	Wamp
Price (GA)	Shays	Wasserman
Price (NC)	Shea-Porter	Schultz
Pryce (OH)	Sherman	Waters
Putnam	Shimkus	Watson
Radanovich	Shuler	Watt
Rahall	Shuster	Waxman
Ramstad	Simpson	Weiner
Regula	Sires	Welch (VT)
Rehberg	Skelton	Weldon (FL)
Reichert	Slaughter	Weller
Renzi	Smith (NE)	Wexler
Reyes	Smith (NJ)	Whitfield
Reynolds	Smith (TX)	Wicker
Rodriguez	Smith (WA)	Wilson (NM)
Rogers (AL)	Snyder	Wilson (OH)
Rogers (KY)	Solis	Wilson (SC)
Rogers (MI)	Space	Wolf
Rohrabacher	Spratt	Woolsey
Ros-Lehtinen	Stark	Wu
Roskam	Stearns	Wynn
Ross	Stupak	Yarmuth
Rothman	Sullivan	Young (AK)
Roybal-Allard	Sutton	Young (FL)
Royce	Tancredo	

## NAYS—3

Flake	Paul	Westmoreland
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## NOT VOTING—15

Boyd (FL)	Johnson (GA)	Moran (KS)
Brady (PA)	Johnson, E. B.	Rangel
Brown, Corrine	Larson (CT)	Souder
Engel	Lewis (GA)	Tiahrt
Fattah	McMorris	
Gonzalez	Rodgers	

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill, as amended, was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill, as amended, was passed was, by unanimous consent, laid on the table.

*Ordered*, That the Clerk request the concurrence of the Senate in said bill.

## ¶65.14 MESSAGE FROM THE PRESIDENT

A message in writing from the President of the United States was communicated to the House by Ms. Wanda Evans, one of his secretaries.

## ¶65.15 RESIGNATION AS MEMBER OF HOUSE OF REPRESENTATIVES

The SPEAKER pro tempore, Mr. McNULTY, laid before the House the following communication, which was read as follows:

*Washington, DC, May 9, 2007.*

Hon. NANCY PELOSI,  
*Speaker of the U.S. House of Representatives,*  
*Washington, DC.*

DEAR MADAM SPEAKER: This letter is to inform you that I have sent a letter to Massachusetts Governor Deval Patrick dated today, May 9, 2007, informing him that I am resigning my position as the United States Representative for the 5th Congressional District of Massachusetts, effective at the close of business July 1, 2007.

In March, the Board of Trustees of the University of Massachusetts voted to offer me the opportunity to serve as the next Chancellor of the University of Massachusetts Lowell. After deep personal reflection and lengthy discussions with my family, close friends and colleagues, I have decided to accept the Board's offer.

Serving in Congress for the past fifteen years has been one of the greatest honors of my life. I would like to thank the people of the Fifth District for this wonderful opportunity and for their confidence in me.

Sincerely,

MARTY MEEHAN,  
*Member of Congress.*

## ¶65.16 DEPARTMENT OF HOMELAND SECURITY AUTHORIZATION FY 2008

The SPEAKER pro tempore, Mr. McNULTY, pursuant to House Resolution 382 and rule XVIII, declared the House resolved into the Committee of the Whole House on the state of the Union for the consideration of the bill (H.R. 1684) to authorize appropriations for the Department of Homeland Security for fiscal year 2008, and for other purposes.

The SPEAKER pro tempore, Mr. McNULTY, by unanimous consent, designated Mr. CARDOZA as Chairman of the Committee of the Whole; and after some time spent therein,

## ¶65.17 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment numbered 1, printed in House Report 110-136, submitted by Mr. THOMPSON of Mississippi:

In the proposed section 401(b)(3)(B), as proposed to be added by section 201 of the bill, insert before the period at the end the following: “, excluding each agency that is a distinct entity within the Department”.

In the proposed section 401(b)(3)(E), as proposed to be added by section 201 of the bill, insert before the period at the end the following: “, consistent with this section”.

Strike subsection (b) of the proposed section 707, as proposed to be added by section 202 of the bill, and insert the following:

“(b) COORDINATION.—The Secretary shall direct the Chief Operating Officer of each component agency to coordinate with that Officer's respective Chief Operating Officer of the Department to ensure that the component agency adheres to Government-wide laws, rules, regulations, and policies to which the Department is subject and which the Chief Operating Officer is responsible for implementing.”.

In the proposed section 707(c), strike “reporting to” and insert “coordinating with”.

In the proposed section 402(d), as proposed to be added by section 203 of the bill, insert after “submit to the Committee on Homeland Security” the following: “and the Committee on Transportation and Infrastructure”.

Strike the proposed subsection (d), as proposed to be added by section 208 of the bill, and insert the following:

“(d) AUTHORITY OF ASSISTANT SECRETARY FOR LEGISLATIVE AFFAIRS OVER DEPARTMENTAL COUNTERPARTS.—The Secretary for the Department shall ensure that the Assistant Secretary for Legislative Affairs has adequate authority or the Assistant Secretary's respective counterparts in component agencies of the Department to ensure that such component agencies adhere to the laws,

rules, and regulations to which the Department is subject and the departmental policies that the Assistant Secretary for Legislative Affairs is responsible for implementing.”

In section 301(c), after “submit to the Committee on Homeland Security” the following: “and the Committee on Oversight and Government Reform”.

In the proposed subsection (d)(1), as proposed to be added by section 302 of the bill, strike “and the Committee on Homeland Security and Governmental Affairs of the Senate” and insert “, the Committee on Homeland Security and Governmental Affairs of the Senate, and other appropriate congressional committees”.

In the proposed subsection (d)(2), as proposed to be added by section 302 of the bill, strike “and the Committee on Homeland Security and Governmental Affairs of the Senate” and insert “, the Committee on Homeland Security and Governmental Affairs of the Senate, and other appropriate congressional committees”.

In the proposed section 104(a), as proposed to be added by section 304 of the bill, insert after “congressional homeland security committees” the following: “and other appropriate congressional committees”.

Strike section 305 and conform the table of contents accordingly.

In section 402, strike subsection (b) and insert the following:

(b) APPOINTMENT AUTHORITY.—The Secretary (acting through the Chief Procurement Officer) may, for the purpose of supporting the Department’s acquisition capabilities and enhancing contract management throughout the Department, appoint annuitants to positions in procurement offices in accordance with succeeding provisions of this section, except that no authority under this subsection shall be available unless the Secretary provides to Congress a certification that—

(1) the Secretary has submitted a request under section 8344(i) or 8468(f) of title 5, United States Code, on or after the date of the enactment of this Act, with respect to positions in procurement offices;

(2) the request described in paragraph (1) was properly filed; and

(3) the Office of Personnel Management has not responded to the request described in paragraph (1), by either approving, denying, or seeking more information regarding such request, within 90 days after the date on which such request was filed.

In section 402, strike subsection (f) and insert the following:

(f) TERMINATION OF AUTHORITY.—Effective 2 years after the date of the enactment of this Act—

(1) all authority to make appointments under subsection (b) shall cease to be available; and

(2) all exemptions under subsection (c) shall cease to be effective.

In the proposed section 837(b), as proposed to be added by section 403 of the bill, after “require the contractor to submit” insert the following: “past performance”.

In section 406, strike subsection (c) and redesignate subsection (d) as subsection (c).

In the proposed section 839(b), as proposed to be added by section 407 of the bill, strike paragraph (4).

In the proposed section 839(d), strike “the micro-purchase threshold (as defined in section 32 of the Office of Federal Procurement Policy Act (41 U.S.C. 428))” and insert “the simplified acquisition threshold (as defined in section 4 of the Office of Federal Procurement Policy Act (41 U.S.C. 403))”.

In the proposed section 839, as proposed to be added by section 407 of the bill, strike subsection (f).

In section 408(c), strike “the Department of Homeland Security shall consider” and in-

sert “The Secretary of Homeland Security shall consider, among the other factors the Secretary deems relevant.”.

Strike section 409, redesignate section 410 as section 409, and conform the table of contents accordingly.

In section 409, as so redesignated, strike “The Secretary” and insert “Consistent with any applicable law, the Secretary”.

In section 501, redesignate subsections (g) and (h) as subsections (h) and (i), respectively, and insert after subsection (f), the following new subsection (g):

(g) COMPTROLLER GENERAL REPORT.—The Comptroller General shall conduct a comprehensive review of the retirement system for law enforcement officers employed by the Federal Government. The review shall include all employees categorized as law enforcement officers for purposes of retirement and any other Federal employee performing law enforcement officer duties not so categorized. In carrying out the review, the Comptroller General shall review legislative proposals introduced over the 10 years preceding the date of the enactment of this Act that are relevant to the issue law enforcement retirement and consult with law enforcement agencies and law enforcement employee representatives. Not later than August 1, 2007, the Comptroller General shall submit to Congress a report on the findings of such review. The report shall include each of the following:

(1) An assessment of the reasons and goals for the establishment of the separate retirement system for law enforcement officers, as defined in section 8331 of title 5, United States Code, including the need for young and vigorous law enforcement officers, and whether such reasons and goals are currently appropriate.

(2) An assessment of the more recent reasons given for including additional groups of employees in such system, including recruitment and retention, and whether such reasons and goals are currently appropriate.

(3) A determination as to whether the system is achieving the goals in (1) and (2).

(4) A summary of potential alternatives to the system, including increased use of bonuses, increased pay, and raising the mandatory retirement age, and a recommendation as to which alternatives would best meet each goal defined in (1) and (2), including legislative recommendations if necessary.

(5) A recommendation for the definition of law enforcement officer.

(6) An detailed review of the current system including its mandatory retirement age and benefit accrual.

(7) A recommendation as to whether the law enforcement officer category should be made at the employee, function and duty, job classification, agency or other level, and by whom.

(8) Any other relevant information.

In section 502(a) by inserting after “transmit to the Committee on Homeland Security” the following: “and the Committee on Oversight and Government Reform”.

In section 504, strike subsection (b) and insert the following:

(b) APPOINTMENT AUTHORITY.—The Secretary (acting through the Commissioner of the United States Customs and Border Protection) may, for the purpose of accelerating the ability of the CBP to secure the borders of the United States, appoint annuitants to positions in the CBP in accordance with succeeding provisions of this section, except that no authority under this subsection shall be available unless the Secretary provides to Congress a certification that—

(1) the Secretary has submitted a request under section 8344(i) or 8468(f) of title 5, United States Code, on or after the date of the enactment of this Act, with respect to positions in the CBP;

(2) the request described in paragraph (1) was properly filed; and

(3) the Office of Personnel Management has not responded to the request described in paragraph (1), by either approving, denying, or seeking more information regarding such request, within 90 days after the date on which such request was filed.

In section 504, strike subsection (f) and insert the following:

(f) TERMINATION OF AUTHORITY.—Effective 2 years after the date of the enactment of this Act—

(1) all authority to make appointments under subsection (b) shall cease to be available; and

(2) all exemptions under subsection (c) shall cease to be effective.

In section 505(a), insert after “statutes” the following: “and Office of Personnel Management Regulations and Guidelines”.

Strike section 507, redesignate sections 508 through 513 as sections 507 through 512, respectively, and conform the table of contents accordingly.

In the proposed section 708, as proposed to be added by section 508 of the bill, as so redesignated, strike subsection (b)(1) and insert the following:

“(1) have responsibility for overall Department-wide security activities, including issuing and confiscating credentials, controlling access to and disposing of classified and sensitive but unclassified materials, controlling access to sensitive areas and Secured Compartmentalized Intelligence Facilities, and communicating with other government agencies on the status of security clearances and security clearance applications;”.

Strike section 606 and conform the table of contents accordingly.

In the proposed section 226(c)(1)(A), as proposed to be added by section 701 of the bill, strike “to monitor critical information infrastructure” and insert “for ongoing activities to identify threats to critical information infrastructure”.

In section 702(c)(2), insert after “Standards and Technology,” the following: “the Department of Commerce.”.

Insert after section 702 the following (and conform the table of contents accordingly):

#### SEC. 703. COLLABORATION.

In carrying out this title, the Assistant Secretary of Homeland Security for Cybersecurity and Communications shall collaborate with any Federal entity that, under law, has authority over the activities set forth in this title.

In section 804(b)(1), strike “maximum”.

In the proposed section 319(e), as proposed to be added by section 805 of the bill, after “the project may” insert the following: “, subject to the availability of appropriations for such purpose,”.

Insert at the end of title VIII the following (and conform the table of contents accordingly):

#### SEC. 806. AVAILABILITY OF TESTING FACILITIES AND EQUIPMENT.

(a) AUTHORITY.—The Under Secretary for Science and Technology or his designee may make available to any person or entity, for an appropriate fee, the services of any Department of Homeland Security owned and operated center, or other testing facility for the testing of materials, equipment, models, computer software, and other items designed to advance the homeland security mission.

(b) INTERFERENCE WITH FEDERAL PROGRAMS.—The Under Secretary for Science and Technology shall ensure that the testing of materiel and other items not owned by the Government shall not cause government personnel or other government resources to be diverted from scheduled tests of Government materiel or otherwise interfere with Government mission requirements.

(c) CONFIDENTIALITY OF TEST RESULTS.—The results of tests performed with services made available under subsection (a) and any associated data provided by the person or entity for the conduct of such tests are trade secrets or commercial or financial information that is privileged or confidential within the meaning of section 552b(4) of title 5, United States Code, and may not be disclosed outside the Federal Government without the consent of the person or entity for whom the tests are performed.

(d) FEES.—The fees for exercising the authorities under subsection (a) may not exceed the amount necessary to recoup the direct and indirect costs involved, such as direct costs of utilities, contractor support, and salaries of personnel that are incurred by the United States to provide for the testing.

(e) USE OF FEES.—The fees for exercising the authorities under subsection (a) shall be credited to the appropriations or other funds of the Directorate of Science and Technology.

(f) OPERATIONAL PLAN.—Not later than 90 days after the date of the enactment of this Act, the Under Secretary for Science and Technology shall submit to Congress a report detailing a plan for operating a program that would allow any person or entity, for an appropriate fee, to use any center or testing facility owned and operated by the Department of Homeland Security for testing of materials, equipment, models, computer software, and other items designed to advance the homeland security mission. The plan shall include—

(1) a list of the facilities and equipment that could be made available to such persons or entities;

(2) a five-year budget plan, including the costs for facility construction, staff training, contract and legal fees, equipment maintenance and operation, and any incidental costs associated with the program;

(3) A five-year estimate of the number of users and fees to be collected;

(4) a list of criteria for selecting private-sector users from a pool of applicants, including any special requirements for foreign applicants; and

(5) an assessment of the effect the program would have on the ability of a center or testing facility to meet its obligations under other Federal programs.

(g) REPORT TO CONGRESS.—The Under Secretary for Science and Technology shall submit to Congress an annual report containing a list of the centers and testing facilities that have collected fees under this section, the amount of fees collected, a brief description of each partnership formed under this section, and the purpose for which the testing was conducted.

(h) GAO.—Not later than two years after the date of the enactment of this Act, the Comptroller General shall submit to Congress an assessment of the implementation of this section.

Strike section 904 and insert the following (and conform the table of contents accordingly):

**SEC. 904. REPORT ON IMPLEMENTATION OF THE STUDENT AND EXCHANGE VISITOR PROGRAM.**

Not later than 180 days after the date of the enactment of this Act, the Comptroller General shall submit to the appropriate congressional committees a report to update the Government Accountability Office report of June 18, 2004, GAO-04-690, on the Student and Exchange Visitor Program (referred to in this section as “SEVP”) and specifically the Student and Exchange Visitor Information System (referred to in this section as “SEVIS”). The report shall include the following information:

(1) The rate of compliance with the current SEVIS requirements by program sponsors

and educational institutions, including non-academic institutions authorized to admit students under SEVIS.

(2) Whether there are differences in compliance rates among different types and sizes of institutions participating in SEVIS.

(3) Whether SEVIS adequately ensures that each covered foreign student or exchange visitor in nonimmigrant status is, in fact, actively participating in the program for which admission to the United States was granted.

(4) Whether SEVIS includes data fields to ensure that each covered foreign student or exchange visitor in nonimmigrant status is meeting minimum academic or program standards and that major courses of study are recorded, especially those that may be of national security concern.

(5) Whether the Secretary of Homeland Security provides adequate access, training, and technical support to authorized users from the sponsoring programs and educational institutions in which covered foreign students and exchange visitors in a non-immigrant status are enrolled.

(6) Whether each sponsoring program or educational institution participating in SEVP has designated enough authorized users to comply with SEVIS requirements.

(7) Whether authorized users at program sponsors or educational institutions are adequately vetted and trained.

(8) Whether the fees collected are adequate to support SEVIS.

(9) Whether there are any new authorities, capabilities, or resources needed for SEVP and SEVIS to fully perform.

Strike section 906, redesignate section 907 as section 906, and conform the table of contents accordingly.

In section 1003, strike subsection (b) and insert the following:

(b) APPOINTMENT AUTHORITY.—The Secretary (acting through the Assistant Secretary for Information Analysis) may, for the purpose of accelerating the ability of the IA to perform its statutory duties under the Homeland Security Act of 2002, appoint annuitants to positions in the IA in accordance with succeeding provisions of this section, except that no authority under this subsection shall be available unless the Secretary provides to Congress a certification that—

(1) the Secretary has submitted a request under section 8344(i) or 8468(f) of title 5, United States Code, on or after the date of the enactment of this Act, with respect to positions in the IA;

(2) the request described in paragraph (1) was properly filed; and

(3) the Office of Personnel Management has not responded to the request described in paragraph (1), by either approving, denying, or seeking more information regarding such request, within 90 days after the date on which such request was filed.

In section 1003, strike subsection (f) and insert the following:

(f) TERMINATION OF AUTHORITY.—Effective 2 years after the date of the enactment of this Act—

(1) all authority to make appointments under subsection (b) shall cease to be available; and

(2) all exemptions under subsection (c) shall cease to be effective.

Strike section 1101, redesignate sections 1102 through 1108 as sections 1101 through 1107, respectively, and conform the table of contents accordingly.

Strike sections 1109, 1110, 1111, redesignate sections 1112 through 1119 as sections 1108 through 1115, respectively, and amend the table of contents accordingly.

Strike section 1120, redesignate section 1121 as section 1116, and amend the table of contents accordingly.

Strike section 1102, as so redesignated, and insert the following:

**SEC. 1102. CRITICAL INFRASTRUCTURE STUDY.**

The Secretary of Homeland Security shall work with the Center for Risk and Economic Analysis of Terrorism Events (CREATE), led by the University of Southern California, to evaluate the feasibility and practicality of creating further incentives for private sector stakeholders to share protected critical infrastructure information with the Department for homeland security and other purposes.

In section 1103, as so redesignated, strike “and immigration status databases”.

In the heading for section 1103, as so redesignated, strike “AND IMMIGRATION REVIEW”.

In the proposed section 890A(a), as proposed to be added by section 1106 of the bill, as so redesignated, insert after paragraph (2) the following:

“(3) EXCLUDED PROGRAMS.—This section shall not apply to or otherwise affect any grant issued under the Robert T. Stafford Disaster Relief and Emergency Assistance Act (42 U.S.C. 5121 et seq.) or the Federal Fire Prevention and Control Act of 1974 (15 U.S.C. 2201 et seq.).”

Add at the end of title XI the following (and conform the table of contents accordingly):

**SEC. 1117. COMPTROLLER GENERAL REPORT ON CRITICAL INFRASTRUCTURE.**

(a) REQUIREMENT.—The Comptroller General of the United States shall conduct a study to—

(1) determine the extent to which architecture, engineering, surveying, and mapping activities related to the critical infrastructure of the United States are being sent to offshore locations;

(2) assess whether any vulnerabilities or threats exist with respect to terrorism; and

(3) recommend policies, regulations, or legislation, as appropriate, that may be necessary to protect the national and homeland security interests of the United States.

(b) CONSULTATION.—In carrying out the study authorized by this section, the Comptroller General shall consult with—

(1) such other agencies of the Government of the United States as are appropriate; and

(2) national organizations representing the architecture, engineering, surveying, and mapping professions.

(c) REPORT.—The Comptroller General shall submit to the Committees on Transportation and Infrastructure, Energy and Commerce, and Homeland Security of the House of Representatives, and to the Senate, by not later than 6 months after the date of the enactment of this Act a report on the findings, conclusions, and recommendations of the study under this section.

(d) DEFINITIONS.—As used in this section—

(1) each of the terms “architectural”, “engineering”, “surveying”, and “mapping”—

(A) subject to subparagraph (B), has the same meaning such term has under section 1102 of title 40, United States Code; and

(B) includes services performed by professionals such as surveyors, photogrammetrists, hydrographers, geodesists, or cartographers in the collection, storage, retrieval, or dissemination of graphical or digital data to depict natural or man-made physical features, phenomena, or boundaries of the earth and any information related to such data, including any such data that comprises the processing of a survey, map, chart, geographic information system, remotely sensed image or data, or aerial photograph; and

(2) the term “critical infrastructure”—

(A) means systems and assets, whether physical or virtual, so vital to the United States that the incapacity or destruction of such systems and assets would have a debilitating impact on security, national economic security, national public health or

safety, or any combination of those matters; and

(B) includes the basic facilities, structures, and installations needed for the functioning of a community or society, including transportation and communications systems, water and power lines, power plants, and the built environment of private and public institutions of the United States.

Add at the end of title XI the following (and conform the table of contents accordingly):

SEC. 1118. IMPROVING THE NEXUS AND FAST REGISTERED TRAVELER PROGRAMS.

(a) MERGING REQUIREMENTS OF NEXUS AND FAST.—

(1) IN GENERAL.—The Secretary of Homeland Security shall merge the procedures for the programs described in subsection (j) into a single procedure, with common eligibility and security screening requirements, enrollment processes, and sanctions regimes.

(2) SPECIFIC REQUIREMENTS.—In carrying out paragraph (1), the Secretary shall ensure that the procedures for the programs known as “NEXUS Highway”, “NEXUS Marine”, and “NEXUS Air” are integrated into such a single procedure.

(b) INTEGRATING NEXUS AND FAST INFORMATION SYSTEMS.—The Secretary of Homeland Security shall integrate all databases and information systems for the programs described in subsection (j) in a manner that will permit any identification card issued to a participant to operate in all locations where a program described in such subsection is operating.

(c) CREATION OF NEXUS CONVERTIBLE LANES.—In order to expand the NEXUS program described in subsection (j)(2) to major northern border crossings, the Secretary of Homeland Security, in consultation with appropriate representatives of the Government of Canada, shall equip not fewer than six new northern border crossings with NEXUS technology.

(d) CREATION OF REMOTE ENROLLMENT CENTERS.—The Secretary of Homeland Security, in consultation with appropriate representatives of the Government of Canada, shall create a minimum of two remote enrollment centers for the programs described in subsection (j). Such a remote enrollment center shall be established at each of the border crossings described in subsection (c).

(e) CREATION OF MOBILE ENROLLMENT CENTERS.—The Secretary of Homeland Security, in consultation with appropriate representatives of the Government of Canada, shall create a minimum of two mobile enrollment centers for the programs described in subsection (j). Such mobile enrollment centers shall be used to accept and process applications in areas currently underserved by such programs. The Secretary shall work with State and local authorities in determining the locations of such mobile enrollment centers.

(f) ON-LINE APPLICATION PROCESS.—The Secretary of Homeland Security shall design an on-line application process for the programs described in subsection (j). Such process shall permit individuals to securely submit their applications on-line and schedule a security interview at the nearest enrollment center.

(g) PROMOTING ENROLLMENT.—

(1) CREATING INCENTIVES FOR ENROLLMENT.—In order to encourage applications for the programs described in subsection (j), the Secretary of Homeland Security shall develop a plan to admit participants in an amount that is as inexpensive as possible per card issued for each of such programs.

(2) CUSTOMER SERVICE PHONE NUMBER.—In order to provide potential applicants with timely information for the programs described in subsection (j), the Secretary of

Homeland Security shall create a customer service telephone number for such programs.

(3) PUBLICITY CAMPAIGN.—The Secretary shall carry out a program to educate the public regarding the benefits of the programs described in subsection (j).

(h) TRAVEL DOCUMENT FOR TRAVEL INTO UNITED STATES.—For purposes of the plan required under section 7209(b) of the Intelligence Reform and Terrorism Prevention Act of 2004, an identification card issued to a participant in a program described in subsection (j) shall be considered a document sufficient on its own when produced to denote identity and citizenship for travel into the United States by United States citizens and by categories of individuals for whom documentation requirements have previously been waived under section 212(d)(4)(B) of the Immigration and Nationality Act (8 U.S.C. 1182(d)(4)(B)).

(i) REPORT.—Not later than 120 days after the date of the enactment of this Act, the Secretary of Homeland Security shall submit to the appropriate congressional committees (as defined in section 2 of the Homeland Security Act of 2002 (6 U.S.C. 101)) a report on the implementation of subsections (a) through (g).

(j) PROGRAMS.—The programs described in this subsection are the following:

(1) The FAST program authorized under subpart B of title IV of the Tariff Act of 1930 (19 U.S.C. 1411 et seq.).

(2) The NEXUS program authorized under section 286(q) of the Immigration and Nationality Act (U.S.C. 1356(q)).

SEC. 1119. TRAVEL DOCUMENTS.

(a) TRAVEL TO CANADA AND MEXICO.—Section 7209(b) of the Intelligence Reform and Terrorism Prevention Act of 2004 is amended by adding at the end the following new paragraphs:

“(3) PASS CARD INFRASTRUCTURE.—The Secretary of Homeland Security shall conduct not less than one trial on the usability, reliability, and effectiveness of the technology that the Secretary determines appropriate to implement the documentary requirements of this subsection. The Secretary may not issue a final rule implementing the requirements of this subsection until such time as the Secretary has submitted to the appropriate congressional committees (as defined in section 2 of the Homeland Security Act of 2002 (6 U.S.C. 101)) a report on the results and outcome of such trial or trials. The report shall include data and evidence that demonstrates that the technology utilized in such trial or trials is operationally superior to other alternative technology infrastructures.

“(4) FLEXIBLE IMPLEMENTATION PERIOD.—In order to provide flexibility upon implementation of the plan developed under paragraph (1), the Secretary of Homeland Security shall establish a special procedure to permit an individual who does not possess a passport or other document, or combination of documents, as required under paragraph (1), but who the Secretary determines to be a citizen of the United States, to re-enter the United States at an international land or maritime border of the United States. The special procedure referred to in this paragraph shall terminate on the date that is 180 days after the date of the implementation of the plan described in paragraph (1)(A).

“(5) SPECIAL RULE FOR CERTAIN MINORS.—Except as provided in paragraph (6), citizens of the United States or Canada who are less than 16 years of age shall not be required to present to an immigration officer a passport or other document, or combination of documents, as required under paragraph (1), when returning or traveling to the United States from Canada, Mexico, Bermuda, or the Caribbean at any port of entry along the international land or maritime border of the United States.

“(6) SPECIAL RULE FOR CERTAIN STUDENT MINORS TRAVELING AS PART OF AN AUTHORIZED AND SUPERVISED SCHOOL TRIP.—Notwithstanding the special rule described in paragraph (5), the Secretary of Homeland Security is authorized to consider expanding the special rule for certain minors described in such paragraph to a citizen of the United States or Canada who is less than 19 years of age but is 16 years of age or older and who is traveling between the United States and Canada at any port of entry along the international or maritime border between the two countries if such citizen is so traveling as a student as part of an authorized and supervised school trip.

“(7) PUBLIC OUTREACH.—To promote travel and trade across the United States border, the Secretary of Homeland Security shall develop a public communications plan to promote to United States citizens, representatives of the travel and trade industries, and local government officials information relating to the implementation of this subsection. The Secretary of Homeland Security shall coordinate with representatives of the travel and trade industries in the development of such public communications plan.

“(8) COST-BENEFIT ANALYSIS.—The Secretary of Homeland Security shall prepare an extensive regulatory impact analysis that is fully compliant with Executive Order 12866 and Office of Management and Budget Circular A-4 for an economically significant regulatory action before publishing a rule with respect to the implementation of the requirements of this subsection.”.

(b) REPORT.—Not later than 120 days after the date of the enactment of this Act and every 120 days thereafter, the Secretary of Homeland Security shall submit to the appropriate congressional committees (as defined in section 2 of the Homeland Security Act of 2002 (6 U.S.C. 101)) a report on the implementation of paragraphs (3) through (8) of section 7209(b) of the Intelligence Reform and Terrorism Prevention Act of 2004.

Strike title XII and conform the table of contents accordingly.

It was decided in the { Yeas ..... 216 affirmative ..... } Nays ..... 209

¶65.18

[Roll No. 314]

AYES—216

Abercrombie	Cooper	Harman
Ackerman	Costa	Hastings (FL)
Allen	Costello	Herseth Sandlin
Andrews	Courtney	Higgins
Arcuri	Crowley	Hinches
Baca	Cuellar	Hinojosa
Baird	Cummings	Hirono
Baldwin	Davis (AL)	Hodes
Barton (TX)	Davis (CA)	Holden
Becerra	Davis (IL)	Holt
Berkley	Davis, Lincoln	Honda
Berman	DeFazio	Hooley
Berry	DeGette	Hoyer
Bishop (GA)	Delahunt	Insee
Bishop (NY)	DeLauro	Israel
Blumenauer	Dicks	Jackson (IL)
Boucher	Dingell	Jackson-Lee
Boyd (FL)	Doggett	(TX)
Boyd (KS)	Doyle	Jefferson
Braley (IA)	Edwards	Johnson (GA)
Brown, Corrine	Ellison	Jones (OH)
Butterfield	Emanuel	Kagen
Capps	Eshoo	Kanjorski
Capuano	Etheridge	Kaptur
Cardoza	Faleomavaega	Kennedy
Carnahan	Farr	Kildee
Carney	Filner	Kilpatrick
Carson	Frank (MA)	Kind
Castor	Gillibrand	Klein (FL)
Chandler	Gonzalez	Kucinich
Christensen	Gordon	Lampson
Clarke	Green, Al	Langevin
Clay	Green, Gene	Lantos
Cleaver	Grijalva	Larsen (WA)
Clyburn	Gutierrez	Lee
Cohen	Hall (NY)	Levin
Conyers	Hare	Lewis (GA)

Lipinski  
Loebsock  
Lofgren, Zoe  
Lowe  
Lynch  
Mahoney (FL)  
Maloney (NY)  
Markey  
Matsui  
McCarthy (NY)  
McCollum (MN)  
McDermott  
McGovern  
McHugh  
McIntyre  
McNerney  
McNulty  
Meehan  
Meek (FL)  
Meeks (NY)  
Melancon  
Michaud  
Miller (NC)  
Miller, George  
Mollohan  
Moore (KS)  
Moore (WI)  
Moran (VA)  
Murphy (CT)  
Murtha  
Nadler  
Napolitano  
Neal (MA)  
Norton  
Oberstar  
Obey

Olver  
Ortiz  
Pallone  
Pascrell  
Pastor  
Paul  
Payne  
Perlmutter  
Peterson (MN)  
Pomeroy  
Price (NC)  
Rahall  
Rangel  
Reyes  
Rodriguez  
Ross  
Rothman  
Roybal-Allard  
Ruppersberger  
Rush  
Ryan (OH)  
Salazar  
Sanchez, Linda  
T.  
Sanchez, Loretta  
Sarbanes  
Schakowsky  
Schiff  
Schwartz  
Scott (GA)  
Scott (VA)  
Serrano  
Sestak  
Shea-Porter  
Sherman  
Sires

Skelton  
Slaughter  
Smith (TX)  
Smith (WA)  
Snyder  
Solis  
Spratt  
Stark  
Stupak  
Sutton  
Tauscher  
Taylor  
Thompson (CA)  
Thompson (MS)  
Tierney  
Towns  
Udall (CO)  
Udall (NM)  
Van Hollen  
Velázquez  
Visclosky  
Walz (MN)  
Wasserman  
Schultz  
Waters  
Watson  
Watt  
Waxman  
Weiner  
Welch (VT)  
Wexler  
Wilson (OH)  
Woolsey  
Wu  
Wynn  
Yarmuth

NOES—209

Aderholt  
Akin  
Alexander  
Altmire  
Bachmann  
Bachus  
Baker  
Barrett (SC)  
Barrow  
Bartlett (MD)  
Bean  
Biggett  
Bilbray  
Bilirakis  
Bishop (UT)  
Blackburn  
Blunt  
Boehner  
Bonner  
Bono  
Boozman  
Boren  
Boswell  
Boustany  
Brady (TX)  
Brown (SC)  
Brown-Waite,  
Ginny  
Buchanan  
Burgess  
Burton (IN)  
Buyer  
Calvert  
Camp (MI)  
Campbell (CA)  
Cannon  
Cantor  
Capito  
Carter  
Castle  
Chabot  
Coble  
Cole (OK)  
Conaway  
Cramer  
Crenshaw  
Cubin  
Culberson  
Davis (KY)  
Davis, David  
Davis, Jo Ann  
Davis, Tom  
Deal (GA)  
Deal (MA)  
Dent  
Diaz-Balart, L.  
Diaz-Balart, M.  
Donnelly  
Drake  
Dreier  
Duncan  
Ehlers  
Ellsworth

Emerson  
English (PA)  
Everett  
Fallin  
Feeney  
Ferguson  
Flake  
Forbes  
Fortenberry  
Fortuño  
Fossella  
Fox  
Franks (AZ)  
Frelinghuysen  
Gallegly  
Garrett (NJ)  
Gerlach  
Giffords  
Gilchrist  
Gillmor  
Gingrey  
Gohmert  
Goode  
Goodlatte  
Granger  
Graves  
Hall (TX)  
Hastert  
Hastings (WA)  
Hayes  
Heller  
Hensarling  
Herger  
Hill  
Hobson  
Hoekstra  
Hulshof  
Hunter  
Inglis (SC)  
Issa  
Jindal  
Johnson (IL)  
Johnson, Sam  
Jones (NC)  
Jordan  
Keller  
King (IA)  
King (NY)  
Kingston  
Kirk  
Kline (MN)  
Knollenberg  
Kuhl (NY)  
LaHood  
Lamborn  
Latham  
LaTourette  
Lewis (CA)  
Lewis (KY)  
Linder  
LoBiondo  
Lucas

Lungren, Daniel  
E.  
Mack  
Manzullo  
Marchant  
Marshall  
Matheson  
McCarthy (CA)  
McCaul (TX)  
McCotter  
McCrery  
McHenry  
McKeon  
Mica  
Miller (FL)  
Miller (MI)  
Miller, Gary  
Mitchell  
Murphy, Patrick  
Murphy, Tim  
Musgrave  
Myrick  
Neugebauer  
Nunes  
Pearce  
Pence  
Peterson (PA)  
Petri  
Pickering  
Pitts  
Platts  
Poe  
Porter  
Price (GA)  
Pryce (OH)  
Putnam  
Radanovich  
Ramstad  
Regula  
Rehberg  
Reichert  
Reynolds  
Rogers (AL)  
Rogers (KY)  
Rogers (MI)  
Rohrabacher  
Ros-Lehtinen  
Roskam  
Royce  
Ryan (WI)  
Sali  
Saxton  
Schmidt  
Sensenbrenner  
Sessions  
Shadegg  
Shays  
Shimkus  
Shuler  
Shuster  
Simpson  
Smith (NE)

Smith (NJ)  
Space  
Stearns  
Sullivan  
Tancredo  
Tanner  
Terry  
Thornberry  
Tiberi

Turner  
Upton  
Walberg  
Walden (OR)  
Walsh (NY)  
Wamp  
Weldon (FL)  
Weller  
Westmoreland

NOT VOTING—12

Bordallo  
Brady (PA)  
Doolittle  
Engel  
Fattah

Johnson, E. B.  
Larson (CT)  
McMorris  
Rodgers  
Moran (KS)

Renzi  
Souder  
Tiahrt

So the amendment was agreed to.

65.19 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment numbered 2, printed in House Report 110-136, submitted by Mr. Tom DAVIS of Virginia:

Strike section 407.

It was decided in the { Yeas ..... 36  
negative ..... } Nays ..... 390

65.20 [Roll No. 315]

AYES—36

Bachmann  
Bachus  
Barton (TX)  
Berman  
Biggett  
Brady (TX)  
Cannon  
Cantor  
Chabot  
Davis, Tom  
Dreier  
Feeney  
Flake

Fossella  
Franks (AZ)  
Hall (TX)  
Hensarling  
Hoekstra  
Kingston  
Kline (MN)  
Lewis (CA)  
Lungren, Daniel  
E.  
Matheson  
McKeon  
Moran (VA)

Neugebauer  
Paul  
Ramstad  
Rohrabacher  
Ryan (WI)  
Sensenbrenner  
Sessions  
Shadegg  
Shays  
Thornberry  
Waxman

NOES—390

Abercrombie  
Ackerman  
Aderholt  
Akin  
Alexander  
Allen  
Altmire  
Andrews  
Arcuri  
Baca  
Baird  
Baker  
Baldwin  
Barrett (SC)  
Barrow  
Bartlett (MD)  
Bean  
Becerra  
Berkley  
Berry  
Bilbray  
Bilirakis  
Bishop (GA)  
Bishop (NY)  
Bishop (UT)  
Blackburn  
Blumenauer  
Blunt  
Boehner  
Bonner  
Bono  
Boozman  
Bordallo  
Boren  
Boswell  
Boucher  
Boustany  
Boyd (FL)  
Boyd (KS)  
Braley (IA)  
Brown (SC)  
Brown, Corrine  
Brown-Waite,  
Ginny  
Buchanan  
Burgess  
Burton (IN)  
Butterfield  
Buyer

Calvert  
Camp (MI)  
Campbell (CA)  
Capito  
Capps  
Capuano  
Cardoza  
Carnahan  
Carney  
Carson  
Carter  
Castle  
Castor  
Chandler  
Christensen  
Clarke  
Clay  
Cleaver  
Clyburn  
Coble  
Cohen  
Cole (OK)  
Conaway  
Conyers  
Cooper  
Costa  
Costello  
Courtney  
Cramer  
Crenshaw  
Crowley  
Cubin  
Cuellar  
Culberson  
Cummings  
Davis (AL)  
Davis (CA)  
Davis (IL)  
Davis (KY)  
Davis, David  
Davis, Jo Ann  
Davis, Lincoln  
Deal (GA)  
DeFazio  
DeGette  
DeLauro  
Dent  
Diaz-Balart, L.

Diaz-Balart, M.  
Dicks  
Dingell  
Doggett  
Donnelly  
Doyle  
Drake  
Duncan  
Edwards  
Ehlers  
Ellsworth  
Emanuel  
Emerson  
English (PA)  
Eshoo  
Etheridge  
Everett  
Faleomavaega  
Fallin  
Farr  
Ferguson  
Filner  
Forbes  
Fortenberry  
Fortuño  
Fox  
Frank (MA)  
Frelinghuysen  
Garrett (NJ)  
Gerlach  
Giffords  
Gilchrist  
Gillibrand  
Gillmor  
Gingrey  
Gohmert  
Gonzalez  
Goode  
Goodlatte  
Gordon  
Granger  
Graves  
Green, Al  
Green, Gene  
Grijalva  
Gutierrez  
Hall (NY)

Hare  
Harman  
Hastert  
Hastings (FL)  
Hastings (WA)  
Hayes  
Heller  
Herger  
Hersteth Sandlin  
Higgins  
Hill  
Hincheey  
Hinojosa  
Hirono  
Hobson  
Hodes  
Holden  
Holt  
Honda  
Hooley  
Hoyer  
Hulshof  
Hunter  
Inglis (SC)  
Inslee  
Israel  
Issa  
Jackson (IL)  
Jackson-Lee  
(TX)  
Jefferson  
Jindal  
Johnson (GA)  
Johnson (IL)  
Johnson, Sam  
Jones (NC)  
Jones (OH)  
Jordan  
Kagen  
Kanjorski  
Kaptur  
Keller  
Kennedy  
Kildee  
Kilpatrick  
Kind  
King (IA)  
King (NY)  
Kirk  
Klein (FL)  
Knollenberg  
Kucinich  
Kuhl (NY)  
LaHood  
Lamborn  
Lampson  
Langevin  
Lantos  
Larsen (WA)  
Latham  
LaTourette  
Lee  
Levin  
Lewis (GA)  
Lewis (KY)  
Rehberg  
Linder  
Lipinski  
LoBiondo  
Loebsock  
Lofgren, Zoe  
Lowe  
Lucas  
Lynch  
Mack  
Mahoney (FL)  
Maloney (NY)  
Manzullo  
Marchant  
Markey  
Marshall  
Matsui  
McCarthy (CA)  
McCarthy (NY)

McCaul (TX)  
McCollum (MN)  
McCotter  
McCrery  
McDermott  
McGovern  
McHenry  
McHugh  
McIntyre  
McNerney  
McNulty  
Meehan  
Meek (FL)  
Meeks (NY)  
Melancon  
Mica  
Michaud  
Miller (FL)  
Miller (MI)  
Miller (NC)  
Miller, Gary  
Miller, George  
Mollohan  
Moore (KS)  
Moore (WI)  
Murphy (CT)  
Murphy, Patrick  
Murphy, Tim  
Murtha  
Musgrave  
Myrick  
Nadler  
Napolitano  
Neal (MA)  
Norton  
Nunes  
Oberstar  
Obey  
Olver  
Ortiz  
Pallone  
Pascrell  
Pastor  
Payne  
Pearce  
Pence  
Perlmutter  
Peterson (MN)  
Peterson (PA)  
Petri  
Pickering  
Pitts  
Platts  
Poe  
Pomeroy  
Porter  
Price (GA)  
Price (NC)  
Pryce (OH)  
Putnam  
Radanovich  
Rahall  
Rangel  
Regula  
Rehberg  
Reichert  
Reyes  
Reynolds  
Rodriguez  
Rogers (AL)  
Rogers (KY)  
Rogers (MI)  
Ros-Lehtinen  
Roskam  
Ross  
Rothman  
Roybal-Allard  
Royce  
Ruppersberger  
Rush  
Ryan (OH)  
Salazar

Sali  
Sanchez, Linda  
T.  
Sanchez, Loretta  
Sarbanes  
Saxton  
Schakowsky  
Schiff  
Schmidt  
Schwartz  
Scott (GA)  
Scott (VA)  
Serrano  
Sestak  
Shea-Porter  
Sherman  
Shimkus  
Shuler  
Shuster  
Simpson  
Sires  
Skelton  
Slaughter  
Smith (NE)  
Smith (NJ)  
Smith (TX)  
Smith (WA)  
Snyder  
Solis  
Space  
Spratt  
Stark  
Stearns  
Stupak  
Sullivan  
Sutton  
Tancredo  
Tanner  
Tauscher  
Taylor  
Terry  
Thompson (CA)  
Thompson (MS)  
Tierney  
Towns  
Turner  
Udall (CO)  
Udall (NM)  
Upton  
Van Hollen  
Velázquez  
Visclosky  
Walberg  
Walden (OR)  
Walsh (NY)  
Wamp  
Wasserman  
Schultz  
Waters  
Watson  
Watt  
Waxman  
Weiner  
Welch (VT)  
Wexler  
Wilson (OH)  
Woolsey  
Wu  
Wynn  
Yarmuth

NOT VOTING—11

Brady (PA)  
Doolittle  
Engel  
Fattah

Johnson, E. B.  
Larson (CT)  
McMorris  
Rodgers

Moran (KS)  
Renzi  
Souder  
Tiahrt

So the amendment was not agreed to.

The SPEAKER pro tempore, Mr. CLEAVER, assumed the Chair.

When Mrs. JONES of Ohio, Acting Chairman, reported that the Committee, having had under consideration said bill, had come to no resolution thereon.



¶65.21 DEPARTMENT OF HOMELAND SECURITY AUTHORIZATION FY 2008

The SPEAKER pro tempore, Mr. CLEAVER, pursuant to House Resolution 382 and rule XVIII, declared the House resolved into the Committee of the Whole House on the state of the Union for the further consideration of the bill (H.R. 1684) to authorize appropriations for the Department of Homeland Security for fiscal year 2008, and for other purposes.

Mrs. JONES of Ohio, Acting Chairman, assumed the chair; and after some time spent therein,

The SPEAKER pro tempore, Mr. RAHALL, assumed the Chair.

When Mrs. JONES of Ohio, Acting Chairman, pursuant to House Resolution 382, reported the bill back to the House with an amendment adopted by the Committee.

The previous question having been ordered by said resolution.

Mr. PRICE of Georgia, demanded a separate vote on the THOMPSON of Mississippi amendment numbered 1, printed in House Report 110-136.

The question being put, viva voce,

Will the House agree to the following amendment (THOMPSON of Mississippi, amendment numbered 1), on which a separate vote had been demanded?

In the proposed section 401(b)(3)(B), as proposed to be added by section 201 of the bill, insert before the period at the end the following: “, excluding each agency that is a distinct entity within the Department”.

In the proposed section 401(b)(3)(E), as proposed to be added by section 201 of the bill, insert before the period at the end the following: “, consistent with this section”.

Strike subsection (b) of the proposed section 707, as proposed to be added by section 202 of the bill, and insert the following:

“(b) COORDINATION.—The Secretary shall direct the Chief Operating Officer of each component agency to coordinate with that Officer’s respective Chief Operating Officer of the Department to ensure that the component agency adheres to Government-wide laws, rules, regulations, and policies to which the Department is subject and which the Chief Operating Officer is responsible for implementing.”.

In the proposed section 707(c), strike “reporting to” and insert “coordinating with”.

In the proposed section 402(d), as proposed to be added by section 203 of the bill, insert after “submit to the Committee on Homeland Security” the following: “and the Committee on Transportation and Infrastructure”.

Strike the proposed subsection (d), as proposed to be added by section 208 of the bill, and insert the following:

“(d) AUTHORITY OF ASSISTANT SECRETARY FOR LEGISLATIVE AFFAIRS OVER DEPARTMENTAL COUNTERPARTS.—The Secretary for the Department shall ensure that the Assistant Secretary for Legislative Affairs has adequate authority or the Assistant Secretary’s respective counterparts in component agencies of the Department to ensure that such component agencies adhere to the laws, rules, and regulations to which the Department is subject and the departmental policies that the Assistant Secretary for Legislative Affairs is responsible for implementing.”.

In section 301(c), after “submit to the Committee on Homeland Security” the following: “and the Committee on Oversight and Government Reform”.

In the proposed subsection (d)(1), as proposed to be added by section 302 of the bill, strike “and the Committee on Homeland Security and Governmental Affairs of the Senate” and insert “, the Committee on Homeland Security and Governmental Affairs of the Senate, and other appropriate congressional committees”.

In the proposed subsection (d)(2), as proposed to be added by section 302 of the bill, strike “and the Committee on Homeland Security and Governmental Affairs of the Senate” and insert “, the Committee on Homeland Security and Governmental Affairs of the Senate, and other appropriate congressional committees”.

In the proposed section 104(a), as proposed to be added by section 304 of the bill, insert after “congressional homeland security committees” the following: “and other appropriate congressional committees”.

Strike section 305 and conform the table of contents accordingly.

In section 402, strike subsection (b) and insert the following:

(b) APPOINTMENT AUTHORITY.—The Secretary (acting through the Chief Procurement Officer) may, for the purpose of supporting the Department’s acquisition capabilities and enhancing contract management throughout the Department, appoint annuitants to positions in procurement offices in accordance with succeeding provisions of this section, except that no authority under this subsection shall be available unless the Secretary provides to Congress a certification that—

(1) the Secretary has submitted a request under section 8344(i) or 8468(f) of title 5, United States Code, on or after the date of the enactment of this Act, with respect to positions in procurement offices;

(2) the request described in paragraph (1) was properly filed; and

(3) the Office of Personnel Management has not responded to the request described in paragraph (1), by either approving, denying, or seeking more information regarding such request, within 90 days after the date on which such request was filed.

In section 402, strike subsection (f) and insert the following:

(f) TERMINATION OF AUTHORITY.—Effective 2 years after the date of the enactment of this Act—

(1) all authority to make appointments under subsection (b) shall cease to be available; and

(2) all exemptions under subsection (c) shall cease to be effective.

In the proposed section 837(b), as proposed to be added by section 403 of the bill, after “require the contractor to submit” insert the following: “past performance”.

In section 406, strike subsection (c) and redesignate subsection (d) as subsection (c).

In the proposed section 839(b), as proposed to be added by section 407 of the bill, strike paragraph (4).

In the proposed section 839(d), strike “the micro-purchase threshold (as defined in section 32 of the Office of Federal Procurement Policy Act (41 U.S.C. 428))” and insert “the simplified acquisition threshold (as defined in section 4 of the Office of Federal Procurement Policy Act (41 U.S.C. 403))”.

In the proposed section 839, as proposed to be added by section 407 of the bill, strike subsection (f).

In section 408(c), strike “the Department of Homeland Security shall consider” and insert “The Secretary of Homeland Security shall consider, among the other factors the Secretary deems relevant.”.

Strike section 409, redesignate section 410 as section 409, and conform the table of contents accordingly.

In section 409, as so redesignated, strike “The Secretary” and insert “Consistent with any applicable law, the Secretary”.

In section 501, redesignate subsections (g) and (h) as subsections (h) and (i), respectively, and insert after subsection (f), the following new subsection (g):

(g) COMPTROLLER GENERAL REPORT.—The Comptroller General shall conduct a comprehensive review of the retirement system for law enforcement officers employed by the Federal Government. The review shall include all employees categorized as law enforcement officers for purposes of retirement and any other Federal employee performing law enforcement officer duties not so categorized. In carrying out the review, the Comptroller General shall review legislative proposals introduced over the 10 years preceding the date of the enactment of this Act that are relevant to the issue law enforcement retirement and consult with law enforcement agencies and law enforcement employee representatives. Not later than August 1, 2007, the Comptroller General shall submit to Congress a report on the findings of such review. The report shall include each of the following:

(1) An assessment of the reasons and goals for the establishment of the separate retirement system for law enforcement officers, as defined in section 8331 of title 5, United States Code, including the need for young and vigorous law enforcement officers, and whether such reasons and goals are currently appropriate.

(2) An assessment of the more recent reasons given for including additional groups of employees in such system, including recruitment and retention, and whether such reasons and goals are currently appropriate.

(3) A determination as to whether the system is achieving the goals in (1) and (2).

(4) A summary of potential alternatives to the system, including increased use of bonuses, increased pay, and raising the mandatory retirement age, and a recommendation as to which alternatives would best meet each goal defined in (1) and (2), including legislative recommendations if necessary.

(5) A recommendation for the definition of law enforcement officer.

(6) An detailed review of the current system including its mandatory retirement age and benefit accrual.

(7) A recommendation as to whether the law enforcement officer category should be made at the employee, function and duty, job classification, agency or other level, and by whom.

(8) Any other relevant information.

In section 502(a) by inserting after “transmit to the Committee on Homeland Security” the following: “and the Committee on Oversight and Government Reform”.

In section 504, strike subsection (b) and insert the following:

(b) APPOINTMENT AUTHORITY.—The Secretary (acting through the Commissioner of the United States Customs and Border Protection) may, for the purpose of accelerating the ability of the CBP to secure the borders of the United States, appoint annuitants to positions in the CBP in accordance with succeeding provisions of this section, except that no authority under this subsection shall be available unless the Secretary provides to Congress a certification that—

(1) the Secretary has submitted a request under section 8344(i) or 8468(f) of title 5, United States Code, on or after the date of the enactment of this Act, with respect to positions in the CBP;

(2) the request described in paragraph (1) was properly filed; and

(3) the Office of Personnel Management has not responded to the request described in paragraph (1), by either approving, denying, or seeking more information regarding such request, within 90 days after the date on which such request was filed.

In section 504, strike subsection (f) and insert the following:

(f) **TERMINATION OF AUTHORITY.**—Effective 2 years after the date of the enactment of this Act—

(1) all authority to make appointments under subsection (b) shall cease to be available; and

(2) all exemptions under subsection (c) shall cease to be effective.

In section 505(a), insert after “statutes” the following: “ and Office of Personnel Management Regulations and Guidelines”.

Strike section 507, redesignate sections 508 through 513 as sections 507 through 512, respectively, and conform the table of contents accordingly.

In the proposed section 708, as proposed to be added by section 508 of the bill, as so redesignated, strike subsection (b)(1) and insert the following:

“(1) have responsibility for overall Department-wide security activities, including issuing and confiscating credentials, controlling access to and disposing of classified and sensitive but unclassified materials, controlling access to sensitive areas and Secured Compartmentalized Intelligence Facilities, and communicating with other government agencies on the status of security clearances and security clearance applications;”.

Strike section 606 and conform the table of contents accordingly.

In the proposed section 226(c)(1)(A), as proposed to be added by section 701 of the bill, strike “to monitor critical information infrastructure” and insert “for ongoing activities to identify threats to critical information infrastructure”.

In section 702(c)(2), insert after “Standards and Technology,” the following: “the Department of Commerce,”.

Insert after section 702 the following (and conform the table of contents accordingly):

**SEC. 703. COLLABORATION.**

In carrying out this title, the Assistant Secretary of Homeland Security for Cybersecurity and Communications shall collaborate with any Federal entity that, under law, has authority over the activities set forth in this title.

In section 804(b)(1), strike “maximum”.

In the proposed section 319(e), as proposed to be added by section 805 of the bill, after “the project may” insert the following: “, subject to the availability of appropriations for such purpose.”.

Insert at the end of title VIII the following (and conform the table of contents accordingly):

**SEC. 806. AVAILABILITY OF TESTING FACILITIES AND EQUIPMENT.**

(a) **AUTHORITY.**—The Under Secretary for Science and Technology or his designee may make available to any person or entity, for an appropriate fee, the services of any Department of Homeland Security owned and operated center, or other testing facility for the testing of materials, equipment, models, computer software, and other items designed to advance the homeland security mission.

(b) **INTERFERENCE WITH FEDERAL PROGRAMS.**—The Under Secretary for Science and Technology shall ensure that the testing of materiel and other items not owned by the Government shall not cause government personnel or other government resources to be diverted from scheduled tests of Government materiel or otherwise interfere with Government mission requirements.

(c) **CONFIDENTIALITY OF TEST RESULTS.**—The results of tests performed with services made available under subsection (a) and any associated data provided by the person or entity for the conduct of such tests are trade secrets or commercial or financial information that is privileged or confidential within the meaning of section 552b(4) of title 5, United States Code, and may not be disclosed outside the Federal Government with-

out the consent of the person or entity for whom the tests are performed.

(d) **FEES.**—The fees for exercising the authorities under subsection (a) may not exceed the amount necessary to recoup the direct and indirect costs involved, such as direct costs of utilities, contractor support, and salaries of personnel that are incurred by the United States to provide for the testing.

(e) **USE OF FEES.**—The fees for exercising the authorities under subsection (a) shall be credited to the appropriations or other funds of the Directorate of Science and Technology.

(f) **OPERATIONAL PLAN.**—Not later than 90 days after the date of the enactment of this Act, the Under Secretary for Science and Technology shall submit to Congress a report detailing a plan for operating a program that would allow any person or entity, for an appropriate fee, to use any center or testing facility owned and operated by the Department of Homeland Security for testing of materials, equipment, models, computer software, and other items designed to advance the homeland security mission. The plan shall include—

(1) a list of the facilities and equipment that could be made available to such persons or entities;

(2) a five-year budget plan, including the costs for facility construction, staff training, contract and legal fees, equipment maintenance and operation, and any incidental costs associated with the program;

(3) A five-year estimate of the number of users and fees to be collected;

(4) a list of criteria for selecting private-sector users from a pool of applicants, including any special requirements for foreign applicants; and

(5) an assessment of the effect the program would have on the ability of a center or testing facility to meet its obligations under other Federal programs.

(g) **REPORT TO CONGRESS.**—The Under Secretary for Science and Technology shall submit to Congress an annual report containing a list of the centers and testing facilities that have collected fees under this section, the amount of fees collected, a brief description of each partnership formed under this section, and the purpose for which the testing was conducted.

(h) **GAO.**—Not later than two years after the date of the enactment of this Act, the Comptroller General shall submit to Congress an assessment of the implementation of this section.

Strike section 904 and insert the following (and conform the table of contents accordingly):

**SEC. 904. REPORT ON IMPLEMENTATION OF THE STUDENT AND EXCHANGE VISITOR PROGRAM.**

Not later than 180 days after the date of the enactment of this Act, the Comptroller General shall submit to the appropriate congressional committees a report to update the Government Accountability Office report of June 18, 2004, GAO-04-690, on the Student and Exchange Visitor Program (referred to in this section as “SEVP”) and specifically the Student and Exchange Visitor Information System (referred to in this section as “SEVIS”). The report shall include the following information:

(1) The rate of compliance with the current SEVIS requirements by program sponsors and educational institutions, including non-academic institutions authorized to admit students under SEVIS.

(2) Whether there are differences in compliance rates among different types and sizes of institutions participating in SEVIS.

(3) Whether SEVIS adequately ensures that each covered foreign student or exchange visitor in nonimmigrant status is, in fact,

actively participating in the program for which admission to the United States was granted.

(4) Whether SEVIS includes data fields to ensure that each covered foreign student or exchange visitor in nonimmigrant status is meeting minimum academic or program standards and that major courses of study are recorded, especially those that may be of national security concern.

(5) Whether the Secretary of Homeland Security provides adequate access, training, and technical support to authorized users from the sponsoring programs and educational institutions in which covered foreign students and exchange visitors in a non-immigrant status are enrolled.

(6) Whether each sponsoring program or educational institution participating in SEVP has designated enough authorized users to comply with SEVIS requirements.

(7) Whether authorized users at program sponsors or educational institutions are adequately vetted and trained.

(8) Whether the fees collected are adequate to support SEVIS.

(9) Whether there are any new authorities, capabilities, or resources needed for SEVP and SEVIS to fully perform.

Strike section 906, redesignate section 907 as section 906, and conform the table of contents accordingly.

In section 1003, strike subsection (b) and insert the following:

(b) **APPOINTMENT AUTHORITY.**—The Secretary (acting through the Assistant Secretary for Information Analysis) may, for the purpose of accelerating the ability of the IA to perform its statutory duties under the Homeland Security Act of 2002, appoint annuitants to positions in the IA in accordance with succeeding provisions of this section, except that no authority under this subsection shall be available unless the Secretary provides to Congress a certification that—

(1) the Secretary has submitted a request under section 8344(i) or 8468(f) of title 5, United States Code, on or after the date of the enactment of this Act, with respect to positions in the IA;

(2) the request described in paragraph (1) was properly filed; and

(3) the Office of Personnel Management has not responded to the request described in paragraph (1), by either approving, denying, or seeking more information regarding such request, within 90 days after the date on which such request was filed.

In section 1003, strike subsection (f) and insert the following:

(f) **TERMINATION OF AUTHORITY.**—Effective 2 years after the date of the enactment of this Act—

(1) all authority to make appointments under subsection (b) shall cease to be available; and

(2) all exemptions under subsection (c) shall cease to be effective.

Strike section 1101, redesignate sections 1102 through 1108 as sections 1101 through 1107, respectively, and conform the table of contents accordingly.

Strike sections 1109, 1110, 1111, redesignate sections 1112 through 1119 as sections 1108 through 1115, respectively, and amend the table of contents accordingly.

Strike section 1120, redesignate section 1121 as section 1116, and amend the table of contents accordingly.

Strike section 1102, as so redesignated, and insert the following:

**SEC. 1102. CRITICAL INFRASTRUCTURE STUDY.**

The Secretary of Homeland Security shall work with the Center for Risk and Economic Analysis of Terrorism Events (CREATE), led by the University of Southern California, to evaluate the feasibility and practicality of

creating further incentives for private sector stakeholders to share protected critical infrastructure information with the Department for homeland security and other purposes.

In section 1103, as so redesignated, strike “and immigration status databases”.

In the heading for section 1103, as so redesignated, strike “AND IMMIGRATION REVIEW”.

In the proposed section 890A(a), as proposed to be added by section 1106 of the bill, as so redesignated, insert after paragraph (2) the following:

“(3) EXCLUDED PROGRAMS.—This section shall not apply to or otherwise affect any grant issued under the Robert T. Stafford Disaster Relief and Emergency Assistance Act (42 U.S.C. 5121 et seq.) or the Federal Fire Prevention and Control Act of 1974 (15 U.S.C. 2201 et seq.).”

Add at the end of title XI the following (and conform the table of contents accordingly):

**SEC. 1117. COMPTROLLER GENERAL REPORT ON CRITICAL INFRASTRUCTURE.**

(a) REQUIREMENT.—The Comptroller General of the United States shall conduct a study to—

(1) determine the extent to which architecture, engineering, surveying, and mapping activities related to the critical infrastructure of the United States are being sent to offshore locations;

(2) assess whether any vulnerabilities or threats exist with respect to terrorism; and

(3) recommend policies, regulations, or legislation, as appropriate, that may be necessary to protect the national and homeland security interests of the United States.

(b) CONSULTATION.—In carrying out the study authorized by this section, the Comptroller General shall consult with—

(1) such other agencies of the Government of the United States as are appropriate; and

(2) national organizations representing the architecture, engineering, surveying, and mapping professions.

(c) REPORT.—The Comptroller General shall submit to the Committees on Transportation and Infrastructure, Energy and Commerce, and Homeland Security of the House of Representatives, and to the Senate, by not later than 6 months after the date of the enactment of this Act a report on the findings, conclusions, and recommendations of the study under this section.

(d) DEFINITIONS.—As used in this section—

(1) each of the terms “architectural”, “engineering”, “surveying”, and “mapping”—

(A) subject to subparagraph (B), has the same meaning such term has under section 1102 of title 40, United States Code; and

(B) includes services performed by professionals such as surveyors, photogrammetrists, hydrographers, geodesists, or cartographers in the collection, storage, retrieval, or dissemination of graphical or digital data to depict natural or man-made physical features, phenomena, or boundaries of the earth and any information related to such data, including any such data that comprises the processing of a survey, map, chart, geographic information system, remotely sensed image or data, or aerial photograph; and

(2) the term “critical infrastructure”—

(A) means systems and assets, whether physical or virtual, so vital to the United States that the incapacity or destruction of such systems and assets would have a debilitating impact on security, national economic security, national public health or safety, or any combination of those matters; and

(B) includes the basic facilities, structures, and installations needed for the functioning of a community or society, including transportation and communications systems,

water and power lines, power plants, and the built environment of private and public institutions of the United States.

Add at the end of title XI the following (and conform the table of contents accordingly):

**SEC. 1118. IMPROVING THE NEXUS AND FAST REGISTERED TRAVELER PROGRAMS.**

(a) MERGING REQUIREMENTS OF NEXUS AND FAST.—

(1) IN GENERAL.—The Secretary of Homeland Security shall merge the procedures for the programs described in subsection (j) into a single procedure, with common eligibility and security screening requirements, enrollment processes, and sanctions regimes.

(2) SPECIFIC REQUIREMENTS.—In carrying out paragraph (1), the Secretary shall ensure that the procedures for the programs known as “NEXUS Highway”, “NEXUS Marine”, and “NEXUS Air” are integrated into such a single procedure.

(b) INTEGRATING NEXUS AND FAST INFORMATION SYSTEMS.—The Secretary of Homeland Security shall integrate all databases and information systems for the programs described in subsection (j) in a manner that will permit any identification card issued to a participant to operate in all locations where a program described in such subsection is operating.

(c) CREATION OF NEXUS CONVERTIBLE LANES.—In order to expand the NEXUS program described in subsection (j)(2) to major northern border crossings, the Secretary of Homeland Security, in consultation with appropriate representatives of the Government of Canada, shall equip not fewer than six new northern border crossings with NEXUS technology.

(d) CREATION OF REMOTE ENROLLMENT CENTERS.—The Secretary of Homeland Security, in consultation with appropriate representatives of the Government of Canada, shall create a minimum of two remote enrollment centers for the programs described in subsection (j). Such a remote enrollment center shall be established at each of the border crossings described in subsection (c).

(e) CREATION OF MOBILE ENROLLMENT CENTERS.—The Secretary of Homeland Security, in consultation with appropriate representatives of the Government of Canada, shall create a minimum of two mobile enrollment centers for the programs described in subsection (j). Such mobile enrollment centers shall be used to accept and process applications in areas currently underserved by such programs. The Secretary shall work with State and local authorities in determining the locations of such mobile enrollment centers.

(f) ON-LINE APPLICATION PROCESS.—The Secretary of Homeland Security shall design an on-line application process for the programs described in subsection (j). Such process shall permit individuals to securely submit their applications on-line and schedule a security interview at the nearest enrollment center.

(g) PROMOTING ENROLLMENT.—

(1) CREATING INCENTIVES FOR ENROLLMENT.—In order to encourage applications for the programs described in subsection (j), the Secretary of Homeland Security shall develop a plan to admit participants in an amount that is as inexpensive as possible per card issued for each of such programs.

(2) CUSTOMER SERVICE PHONE NUMBER.—In order to provide potential applicants with timely information for the programs described in subsection (j), the Secretary of Homeland Security shall create a customer service telephone number for such programs.

(3) PUBLICITY CAMPAIGN.—The Secretary shall carry out a program to educate the public regarding the benefits of the programs described in subsection (j).

(h) TRAVEL DOCUMENT FOR TRAVEL INTO UNITED STATES.—For purposes of the plan required under section 7209(b) of the Intelligence Reform and Terrorism Prevention Act of 2004, an identification card issued to a participant in a program described in subsection (j) shall be considered a document sufficient on its own when produced to denote identity and citizenship for travel into the United States by United States citizens and by categories of individuals for whom documentation requirements have previously been waived under section 212(d)(4)(B) of the Immigration and Nationality Act (8 U.S.C. 1182(d)(4)(B)).

(i) REPORT.—Not later than 120 days after the date of the enactment of this Act, the Secretary of Homeland Security shall submit to the appropriate congressional committees (as defined in section 2 of the Homeland Security Act of 2002 (6 U.S.C. 101)) a report on the implementation of subsections (a) through (g).

(j) PROGRAMS.—The programs described in this subsection are the following:

(1) The FAST program authorized under subpart B of title IV of the Tariff Act of 1930 (19 U.S.C. 1411 et seq.).

(2) The NEXUS program authorized under section 286(q) of the Immigration and Nationality Act (U.S.C. 1356(q)).

**SEC. 1119. TRAVEL DOCUMENTS.**

(a) TRAVEL TO CANADA AND MEXICO.—Section 7209(b) of the Intelligence Reform and Terrorism Prevention Act of 2004 is amended by adding at the end the following new paragraphs:

“(3) PASS CARD INFRASTRUCTURE.—The Secretary of Homeland Security shall conduct not less than one trial on the usability, reliability, and effectiveness of the technology that the Secretary determines appropriate to implement the documentary requirements of this subsection. The Secretary may not issue a final rule implementing the requirements of this subsection until such time as the Secretary has submitted to the appropriate congressional committees (as defined in section 2 of the Homeland Security Act of 2002 (6 U.S.C. 101)) a report on the results and outcome of such trial or trials. The report shall include data and evidence that demonstrates that the technology utilized in such trial or trials is operationally superior to other alternative technology infrastructures.

“(4) FLEXIBLE IMPLEMENTATION PERIOD.—In order to provide flexibility upon implementation of the plan developed under paragraph (1), the Secretary of Homeland Security shall establish a special procedure to permit an individual who does not possess a passport or other document, or combination of documents, as required under paragraph (1), but who the Secretary determines to be a citizen of the United States, to re-enter the United States at an international land or maritime border of the United States. The special procedure referred to in this paragraph shall terminate on the date that is 180 days after the date of the implementation of the plan described in paragraph (1)(A).

“(5) SPECIAL RULE FOR CERTAIN MINORS.—Except as provided in paragraph (6), citizens of the United States or Canada who are less than 16 years of age shall not be required to present to an immigration officer a passport or other document, or combination of documents, as required under paragraph (1), when returning or traveling to the United States from Canada, Mexico, Bermuda, or the Caribbean at any port of entry along the international land or maritime border of the United States.

“(6) SPECIAL RULE FOR CERTAIN STUDENT MINORS TRAVELING AS PART OF AN AUTHORIZED AND SUPERVISED SCHOOL TRIP.—Notwithstanding the special rule described in paragraph (5), the Secretary of Homeland Security is authorized to consider expanding the

special rule for certain minors described in such paragraph to a citizen of the United States or Canada who is less than 19 years of age but is 16 years of age or older and who is traveling between the United States and Canada at any port of entry along the international or maritime border between the two countries if such citizen is so traveling as a student as part of an authorized and supervised school trip.

“(7) PUBLIC OUTREACH.—To promote travel and trade across the United States border, the Secretary of Homeland Security shall develop a public communications plan to promote to United States citizens, representatives of the travel and trade industries, and local government officials information relating to the implementation of this subsection. The Secretary of Homeland Security shall coordinate with representatives of the travel and trade industries in the development of such public communications plan.

“(8) COST-BENEFIT ANALYSIS.—The Secretary of Homeland Security shall prepare an extensive regulatory impact analysis that is fully compliant with Executive Order 12866 and Office of Management and Budget Circular A-4 for an economically significant regulatory action before publishing a rule with respect to the implementation of the requirements of this subsection.”

(b) REPORT.—Not later than 120 days after the date of the enactment of this Act and every 120 days thereafter, the Secretary of Homeland Security shall submit to the appropriate congressional committees (as defined in section 2 of the Homeland Security Act of 2002 (6 U.S.C. 101)) a report on the implementation of paragraphs (3) through (8) of section 7209(b) of the Intelligence Reform and Terrorism Prevention Act of 2004.

Strike title XII and conform the table of contents accordingly.

The SPEAKER pro tempore, Mr. RAHALL, announced that the yeas had it.

Mr. PRICE of Georgia, demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The vote was taken by electronic device.

It was decided in the { Yeas ..... 212  
affirmative ..... } Nays ..... 209

65.22

[Roll No. 316]

YEAS—212

Abercrombie	Cohen	Grijalva
Ackerman	Conyers	Gutierrez
Allen	Cooper	Hall (NY)
Andrews	Costa	Hare
Arcuri	Costello	Harman
Baca	Courtney	Hastings (FL)
Baird	Crowley	Herseth Sandlin
Baldwin	Cuellar	Higgins
Becerra	Cummings	Hill
Berkley	Davis (AL)	Hinchev
Berman	Davis (CA)	Hinojosa
Berry	Davis (IL)	Hirono
Bishop (GA)	Davis, Lincoln	Hodes
Bishop (NY)	DeFazio	Holden
Blumenauer	DeGette	Holt
Boucher	Delahunt	Honda
Boyd (FL)	DeLauro	Hooley
Boyd (KS)	Dicks	Hoyer
Braleigh (IA)	Dingell	Inslie
Brown, Corrine	Doggett	Israel
Butterfield	Doyle	Jackson (IL)
Capps	Edwards	Jackson-Lee
Capuano	Ellison	(TX)
Cardoza	Emanuel	Jefferson
Carnahan	Eshoo	Johnson (GA)
Carney	Etheridge	Jones (OH)
Carson	Farr	Kagen
Castor	Frank (MA)	Kanjorski
Chandler	Gillibrand	Kaptur
Clarke	Gonzalez	Kennedy
Clay	Gordon	Kildee
Cleaver	Green, Al	Kilpatrick
Clyburn	Green, Gene	Kind

Klein (FL)	Nadler	Shea-Porter
Kucinich	Napolitano	Sherman
Lampson	Neal (MA)	Sires
Langevin	Oberstar	Skelton
Lantos	Obey	Slaughter
Larsen (WA)	Oliver	Smith (TX)
Lee	Ortiz	Smith (WA)
Levin	Pallone	Snyder
Lewis (GA)	Pascrell	Solis
Lipinski	Pastor	Spratt
Loeb	Paul	Stark
Loefgren, Zoe	Payne	Stupak
Lowe	Pelosi	Sutton
Lynch	Perlmutter	Tauscher
Mahoney (FL)	Peterson (MN)	Taylor
Maloney (NY)	Pomeroy	Thompson (CA)
Markey	Price (NC)	Thompson (MS)
Matsui	Rahall	Thierney
McCarthy (NY)	Rangel	Towns
McCollum (MN)	Reyes	Udall (CO)
McDermott	Rodriguez	Udall (NM)
McGovern	Ross	Van Hollen
McHugh	Rothman	Velázquez
McIntyre	Roybal-Allard	Visclosky
McNerney	Ruppersberger	Walz (MN)
McNulty	Rush	Wasserman
Meehan	Ryan (OH)	Schultz
Meek (FL)	Salazar	Waters
Meeks (NY)	Sánchez, Linda	Watson
Melancon	T.	Watt
Michaud	Sanchez, Loretta	Weiner
Miller (NC)	Sarbanes	Welch (VT)
Miller, George	Schakowsky	Wexler
Mollohan	Schiff	Wilson (OH)
Moore (KS)	Schwartz	Woolsey
Moore (WI)	Scott (GA)	Wu
Moran (VA)	Scott (VA)	Wynn
Murphy (CT)	Serrano	Yarmuth
Murtha	Sestak	

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Aderholt	Drake	LaTourette
Akin	Dreier	Lewis (CA)
Alexander	Duncan	Lewis (KY)
Altman	Ehlers	Linder
Bachmann	Ellsworth	LoBiondo
Bachus	Emerson	Lucas
Baker	English (PA)	Lungren, Daniel
Barrett (SC)	Everett	E.
Barrow	Fallin	Mack
Bartlett (MD)	Feeney	Manzullo
Barton (TX)	Ferguson	Marchant
Bean	Flake	Marshall
Biggert	Forbes	Matheson
Bilbray	Fortenberry	McCarthy (CA)
Bilirakis	Fossella	McCaul (TX)
Bishop (UT)	Fox	McCotter
Blackburn	Franks (AZ)	McCrery
Blunt	Frelinghuysen	McHenry
Boehner	Galleghy	McKeon
Bonner	Garrett (NJ)	Mica
Bono	Gerlach	Miller (FL)
Boozman	Giffords	Miller (MI)
Boren	Gilchrest	Miller, Gary
Boswell	Gillmor	Mitchell
Boustany	Gingrey	Murphy, Patrick
Brady (TX)	Gohmert	Murphy, Tim
Brown (SC)	Goode	Musgrave
Brown-Waite,	Goodlatte	Myrick
Ginny	Granger	Neugebauer
Buchanan	Graves	Nunes
Burgess	Hall (TX)	Pearce
Burton (IN)	Hastert	Pence
Buyer	Hastings (WA)	Peterson (PA)
Calvert	Hayes	Petri
Camp (MI)	Heller	Pickering
Campbell (CA)	Hensarling	Pitts
Cannon	Herger	Platts
Cantor	Hobson	Poe
Capito	Hoekstra	Porter
Carter	Hulshof	Price (GA)
Castle	Hunter	Pryce (OH)
Chabot	Inglis (SC)	Putnam
Coble	Issa	Radanovich
Cole (OK)	Jindal	Ramstad
Conaway	Johnson (IL)	Regula
Cramer	Johnson, Sam	Rehberg
Crenshaw	Jones (NC)	Reichert
Cubin	Jordan	Reynolds
Culberson	Keller	Rogers (AL)
Davis (KY)	King (IA)	Rogers (KY)
Davis, David	King (NY)	Rogers (MI)
Davis, Jo Ann	Kingston	Rohrabacher
Davis, Tom	Kirk	Ros-Lehtinen
Deal (GA)	Kline (MN)	Roskam
Dent	Knollenberg	Royce
Diaz-Balart, L.	Kuhl (NY)	Ryan (WI)
Diaz-Balart, M.	LaHood	Sali
Donnelly	Lamborn	Saxton
Doolittle	Latham	Schmidt

Sensenbrenner	Sullivan	Weldon (FL)
Sessions	Tancredo	Weller
Shadegg	Tanner	Westmoreland
Shays	Terry	Whitfield
Shimkus	Thornberry	Wicker
Shuler	Tiberi	Wilson (NM)
Shuster	Turner	Wilson (SC)
Simpson	Upton	Wolf
Smith (NE)	Walberg	Young (AK)
Smith (NJ)	Walden (OR)	Young (FL)
Space	Walsh (NY)	
Stearns	Wamp	

NOT VOTING—12

Brady (PA)	Larson (CT)	Souder
Engel	McMorris	Tiahrt
Fattah	Rodgers	Waxman
Filner	Moran (KS)	
Johnson, E. B.	Renzi	

So the amendment was agreed to.

The following amendment, as amended, was then agreed to:

Strike out all after the enacting clause and insert:

**SECTION 1. SHORT TITLE.**

This Act may be cited as the “Department of Homeland Security Authorization Act for Fiscal Year 2008”.

**SEC. 2. TABLE OF CONTENTS.**

The table of contents for this Act is as follows:

- Sec. 1. Short title.
- Sec. 2. Table of contents.

**TITLE I—AUTHORIZATION OF APPROPRIATIONS**

Sec. 101. Department of Homeland Security.

**TITLE II—POLICY AND MANAGEMENT IMPROVEMENTS**

- Sec. 201. Establishment of Directorate for Policy.
- Sec. 202. Direct line authority for Chief Operating Officers.
- Sec. 203. Comprehensive Homeland Security Review.
- Sec. 204. Qualifications for the Under Secretary for Management.
- Sec. 205. Sense of Congress regarding consolidation of Department headquarters.
- Sec. 206. Required budget line item for office of counternarcotics enforcement.
- Sec. 207. Designation of Office of Counternarcotics Enforcement as primary Department counternarcotics enforcement representative.
- Sec. 208. Granting line authority to the Assistant Secretary for Legislative Affairs.

**TITLE III—OVERSIGHT IMPROVEMENTS**

- Sec. 301. Secure border initiative financial accountability.
- Sec. 302. Authorization Liaison Officer.
- Sec. 303. Office of the Inspector General.
- Sec. 304. Congressional notification requirement.

**TITLE IV—PROCUREMENT POLICY AND RESOURCES IMPROVEMENTS**

- Sec. 401. Homeland security procurement training.
- Sec. 402. Authority to appoint and maintain a cadre of Federal annuitants for procurement offices.
- Sec. 403. Additional requirement to review past performance of contractors.
- Sec. 404. Requirement to disclose foreign ownership or control of contractors and subcontractors.
- Sec. 405. Integrity in contracting.
- Sec. 406. Small business utilization report.
- Sec. 407. Requirement that uniforms, protective gear, badges, and identification cards of Homeland Security personnel be manufactured in the United States.

- Sec. 408. Department of Homeland Security Mentor-Protégé Program.
- Sec. 409. Report on source of shortfalls at Federal Protective Service.

**TITLE V—WORKFORCE AND TRAINING IMPROVEMENTS**

- Sec. 501. Customs and Border Protection Officer pay equity.
- Sec. 502. Plan to improve representation of minorities in various categories of employment.
- Sec. 503. Continuation of authority for Federal law enforcement training center to appoint and maintain a cadre of Federal annuitants.
- Sec. 504. Authority to appoint and maintain a cadre of Federal annuitants for Customs and Border Protection.
- Sec. 505. Strengthening Border Patrol recruitment and retention.
- Sec. 506. Limitation on reimbursements relating to certain detailees.
- Sec. 507. Increased security screening of Homeland Security Officials.
- Sec. 508. Authorities of Chief Security Officer.
- Sec. 509. Departmental culture improvement.
- Sec. 510. Homeland security education program enhancements.
- Sec. 511. Repeal of chapter 97 of title 5, United States Code.
- Sec. 512. Utilization of non-law enforcement Federal employees as instructors for non-law enforcement classes at the Border Patrol Training Academy.
- Sec. 513. Termination of Employment of Volunteer Firefighters and Emergency Medical Personnel Prohibited.

**TITLE VI—BIOPREPAREDNESS IMPROVEMENTS**

- Sec. 601. Chief Medical Officer and Office of Health Affairs.
- Sec. 602. Improving the material threats process.
- Sec. 603. Study on national biodefense training.
- Sec. 604. National Biosurveillance Integration Center.
- Sec. 605. Risk analysis process and integrated CBRN risk assessment.

**TITLE VII—HOMELAND SECURITY CYBERSECURITY IMPROVEMENTS**

- Sec. 701. Cybersecurity and Communications.
- Sec. 702. Cybersecurity research and development.
- Sec. 703. Collaboration.

**TITLE VIII—SCIENCE AND TECHNOLOGY IMPROVEMENTS**

- Sec. 801. Report to Congress on strategic plan.
- Sec. 802. Centers of Excellence Program.
- Sec. 803. National research council study of university programs.
- Sec. 804. Streamlining of SAFETY Act and antiterrorism technology procurement processes.
- Sec. 805. Promoting antiterrorism through International Cooperation Act.
- Sec. 806. Availability of testing facilities and equipment.

**TITLE IX—BORDER SECURITY IMPROVEMENTS**

- Sec. 901. US-VISIT.
- Sec. 902. Shadow Wolves program.
- Sec. 903. Cost-effective training for border patrol agents.
- Sec. 904. Report on implementation of the student and exchange visitor program.
- Sec. 905. Assessment of resources necessary to reduce crossing times at land ports of entry.

- Sec. 906. Report by Government Accountability Office regarding policies and procedures of the Border Patrol.

- Sec. 907. Report on Integrated Border Enforcement Team initiative.

- Sec. 908. Stolen and Lost Travel Document database.

**TITLE X—INFORMATION SHARING IMPROVEMENTS**

- Sec. 1001. State and local fusion center program.
- Sec. 1002. Fusion Center Privacy and Civil Liberties Training Program.
- Sec. 1003. Authority to appoint and maintain a cadre of Federal annuitants for the Office of Information Analysis.

**TITLE XI—MISCELLANEOUS PROVISIONS**

- Sec. 1101. Rural homeland security training initiative.
- Sec. 1102. Critical infrastructure study.
- Sec. 1103. Terrorist watch list at high-risk critical infrastructure.
- Sec. 1104. Authorized use of surplus military vehicles.
- Sec. 1105. Computer capabilities to support real-time incident management.
- Sec. 1106. Expenditure reports as a condition of homeland security grants.
- Sec. 1107. Encouraging use of computerized training aids.
- Sec. 1108. Metropolitan Medical Response System Program.
- Sec. 1109. Identity fraud prevention grant program.
- Sec. 1110. Technical corrections.
- Sec. 1111. Citizen Corps.
- Sec. 1112. Report regarding Department of Homeland Security implementation of Comptroller General and Inspector General recommendations regarding protection of agriculture.
- Sec. 1113. Report regarding levee system.
- Sec. 1114. Report on Force Multiplier Program.
- Sec. 1115. Eligibility of State judicial facilities for State homeland security grants.
- Sec. 1116. Data sharing.
- Sec. 1117. Cooperative agreement with National Organization on Disability to carry out Emergency Preparedness Initiative.
- Sec. 1118. Consideration of tourism in awarding Urban Area Security Initiative grants.
- Sec. 1119. Study of foreign rail security practices.
- Sec. 1120. FEMA recovery office in Florida.
- Sec. 1121. Requirement to consult States regarding grant awards.
- Sec. 1122. Comptroller General report on critical infrastructure.
- Sec. 1123. Improving the nexus and fast registered traveler programs.
- Sec. 1124. Travel documents.
- Sec. 1125. Sense of the Congress on Interoperability.
- Sec. 1126. Travelers Redress Inquiry Program.
- Sec. 1127. Transportation Worker Identification Credential program.

**TITLE I—AUTHORIZATION OF APPROPRIATIONS**

**SEC. 101. DEPARTMENT OF HOMELAND SECURITY.**

There is authorized to be appropriated to the Secretary of Homeland Security for the necessary expenses of the Department of Homeland Security for fiscal year 2008, \$39,863,000,000.

**TITLE II—POLICY AND MANAGEMENT IMPROVEMENTS**

**SEC. 201. ESTABLISHMENT OF DIRECTORATE FOR POLICY.**

(a) IN GENERAL.—The Homeland Security Act of 2002 (6 U.S.C. 101 et seq.) is amended

by striking sections 401 through 403 and inserting the following:

**“SEC. 401. DIRECTORATE FOR POLICY.**

“(a) ESTABLISHMENT.—There is in the Department a Directorate for Policy. The Directorate for Policy shall contain each of the following:

“(1) The Office of the Private Sector, which shall be administered by an Assistant Secretary for the Private Sector.

“(2) The Victim Assistance Officer.

“(3) The Tribal Security Officer.

“(4) The Border Community Liaison Officer.

“(5) Such other offices as considered necessary by the Under Secretary for Policy.

**“(b) UNDER SECRETARY FOR POLICY.—**

“(1) IN GENERAL.—The head of the Directorate is the Under Secretary for Policy, who shall be appointed by the President, with the advice and consent of the Senate.

“(2) QUALIFICATIONS.—No individual shall be appointed to the position of Under Secretary for Policy under paragraph (1) unless the individual has, by education and experience, demonstrated knowledge, ability, and skill in the fields of policy and strategic planning.

“(3) RESPONSIBILITIES.—Subject to the direction and control of the Secretary, the responsibilities of the Under Secretary for Policy shall be as follows:

“(A) To serve as the principal policy advisor to the Secretary.

“(B) To provide overall direction and supervision of policy development for the programs, offices, and activities of the Department, excluding each agency that is a distinct entity within the Department.

“(C) To ensure that the budget of the Department (including the development of future year budgets and interaction with the Office of Management and Budget and with Congress) is compatible with the statutory and regulatory responsibilities of the Department and with the Secretary’s priorities, strategic plans, and policies.

“(D) To conduct long-range, strategic planning for the Department, including overseeing the Comprehensive Homeland Security Review established in section 203.

“(E) To carry out such other responsibilities as the Secretary may determine are appropriate, consistent with this section.”

**(b) ENSURING CONSIDERATION OF THE NEEDS OF CHILDREN.—**

(1) IN GENERAL.—The Under Secretary for Policy of the Department of Homeland Security, acting through the Assistant Secretary for the Office of Policy and Development, shall ensure that all departmental policies, programs, and activities appropriately consider the needs of and impact upon children.

(2) SPECIFIC FUNCTIONS.—The Under Secretary for Policy shall—

(A) coordinate with other Federal Departments and agencies to ensure that the needs of children, schools, and other child-centered facilities are sufficiently understood and incorporated into Federal, State, local, and tribal preparedness, response, and recovery plans and activities for terrorist attacks, major disasters, and other emergencies (including those involving chemical, biological, radiological, nuclear, or other explosive weapons), or other manmade disasters;

(B) coordinate with the Office of Grants within the Federal Emergency Management Agency to monitor the use of homeland security grants by State, local, or tribal agencies to support emergency preparedness activities for children, schools, and other child-centered facilities, and make recommendations to improve the effectiveness of such funding;

(C) review public awareness programs and screening policies by departmental entities, including security screening at airports, and

ensure that such policies consider the needs and well-being of children; and

(D) ensure that all other departmental activities that affect children include consideration of the needs of children and that relevant agencies of the Department coordinate on this matter where appropriate.

(3) REPORT TO CONGRESS.—One year after the date of the enactment of this subsection and on an annual basis thereafter, the Under Secretary for Policy shall report to the Committee on Homeland Security of the House of Representatives and to the Committee on Homeland Security and Governmental Affairs of the Senate on activities undertaken pursuant to this subsection and the resulting improvement in security for children, schools, and other child-centered facilities.

(c) CONFORMING AMENDMENTS.—Such Act is further amended—

(1) by striking the heading for title IV and inserting the following:

**“TITLE IV—DIRECTORATE FOR POLICY”;**

(2) by striking the heading for subtitle A of title IV and inserting the following:

**“Subtitle A—Under Secretary for Policy”;**

(3) in section 103(a)(3), by striking “for Border and Transportation Security” and inserting “for Policy”;

(4) in section 102(f)(9), by striking “the Directorate of Border and Transportation Security” and inserting “United States Customs and Border Protection”;

(5) in section 411(a), by striking “under the authority of the Under Secretary for Border and Transportation Security.”;

(6) in section 430—

(A) in subsection (a)—

(i) by striking “The” and inserting “There is in the Department an”; and

(ii) by striking “shall be” and all that follows through “Security”;

(B) in subsection (b), by striking the second sentence; and

(C) by striking subsection (d).

(7) in section 441, by striking “Under Secretary for Border and Transportation Security” and inserting “Secretary”;

(8) in section 442(a)—

(A) “who—” in paragraph (2), by striking and all that follows through “(B) shall” and inserting “who shall”; and

(B) in paragraph (3)—

(i) in subparagraph (A), by striking “Under Secretary for Border and Transportation Security” each place it appears and inserting “Secretary”; and

(ii) in subparagraph (C), by striking “Border and Transportation Security” and inserting “Policy”;

(9) in section 443, by striking “The Under Secretary for Border and Transportation Security” and inserting “Subject to the direction and control of the Secretary, the Deputy Secretary”;

(10) in section 444, by striking “The Under Secretary for Border and Transportation Security” and inserting “Subject to the direction and control of the Secretary, the Deputy Secretary”;

(11) in section 472(e), by striking “or the Under Secretary for Border and Transportation Security”; and

(12) in section 878(e), by striking “the Directorate of Border and Transportation Security” and inserting “United States Customs and Border Protection, Immigration and Customs Enforcement”.

(d) CLERICAL AMENDMENTS.—The table of contents in section 1(b) of such Act is amended—

(1) by striking the item relating to title IV and inserting the following:

**“TITLE IV—DIRECTORATE FOR POLICY”;** and

(2) by striking the items relating to subtitle A of title IV and inserting the following:

“Subtitle A—Under Secretary for Policy  
“Sec. 401. Directorate for Policy.”.

**SEC. 202. DIRECT LINE AUTHORITY FOR CHIEF OPERATING OFFICERS.**

(a) IN GENERAL.—Title VII of the Homeland Security Act of 2002 (6 U.S.C. 341 et seq.) is amended by adding at the end the following new section:

**“SEC. 707. CHIEF OPERATING OFFICERS.**

“(a) IN GENERAL.—The Chief Operating Officers of the Department include the following officials of the Department:

“(1) The Chief Financial Officer.

“(2) The Chief Procurement Officer.

“(3) The Chief Information Officer.

“(4) The Chief Human Capital Officer.

“(5) The Chief Administrative Officer.

“(6) The Chief Security Officer.

“(b) COORDINATION.—The Secretary shall direct the Chief Operating Officer of each component agency to coordinate with that Officer’s respective Chief Operating Officer of the Department to ensure that the component agency adheres to Government-wide laws, rules, regulations, and policies to which the Department is subject and which the Chief Operating Officer is responsible for implementing.

“(c) COORDINATION WITH HEADS OF COMPONENT AGENCIES.—In coordinating with a Chief Operating Officer of the Department as required under subsection (b), a Chief Operating Officer of a component agency shall coordinate with the head of that component agency.”.

(b) CLERICAL AMENDMENT.—The table of contents in section 1(b) of such Act is amended by inserting after the item relating to section 706 the following:

“Sec. 707. Chief Operating Officers.”.

**SEC. 203. COMPREHENSIVE HOMELAND SECURITY REVIEW.**

(a) COMPREHENSIVE HOMELAND SECURITY REVIEW.—Subtitle A of title IV of the Homeland Security Act of 2002 is further amended by adding at the end the following:

**“SEC. 402. COMPREHENSIVE HOMELAND SECURITY REVIEW.**

“(a) REQUIREMENT TO CONDUCT REVIEWS.—The Secretary, acting through the Under Secretary for Policy, shall conduct a comprehensive examination of the Department, to be known as the Comprehensive Homeland Security Review. The Secretary shall conduct the first such review in fiscal year 2009, and shall conduct a subsequent review in the first presidential term of a new presidential administration.

“(b) PURPOSE OF REVIEW.—In each Comprehensive Homeland Security Review, the Secretary shall—

“(1) include a Department of Homeland Security Strategy that is consistent with the most recent National Strategy for Homeland Security prescribed by the President;

“(2) define sufficient personnel and appropriate organizational structure and other requirements necessary for the successful execution of the full range of missions called for in the Department of Homeland Security Strategy; and

“(3) identify a budget plan, acquisition strategy, procurement process, and any other resources, that are necessary to provide sufficient resources for the successful execution of the full range of missions called for in the Department of Homeland Security Strategy.

“(c) CONDUCT OF REVIEW.—

“(1) CONSULTATION REQUIRED.—The Secretary shall conduct each review required under subsection (a) in consultation with key officials of the Department, including the Assistant Secretary of the Transportation Security Administration, the Com-

missioner of United States Customs and Border Protection, the Director of United States Citizenship and Immigration Services, the Assistant Secretary for Immigration and Customs Enforcement, the Director of the United States Secret Service, the Administrator of the Federal Emergency Management Agency, the Director of the Federal Law Enforcement Training Center, and the Commandant of the Coast Guard.

“(2) RELATIONSHIP WITH FUTURE YEARS HOMELAND SECURITY PROGRAM.—The Secretary shall ensure that each review conducted under this section is consistent with the Future Years Homeland Security Program required under section 874.

“(d) REPORT TO CONGRESS AND THE PRESIDENT.—

“(1) REPORT.—The Secretary shall submit to the Committee on Homeland Security and the Committee on Transportation and Infrastructure of the House of Representatives, to the Committee on Homeland Security and Governmental Affairs of the Senate, and to the President a report on each Comprehensive Homeland Security Review. Each such report shall be submitted during the fiscal year following the fiscal year in which the review is conducted, but not later than the date on which the President submits to Congress the budget under section 1105(a) of title 31, United States Code, for the fiscal year following the fiscal year in which the report is to be submitted.

“(2) CONTENTS.—Each such report shall include the following, with a focus on reducing and managing risk and in preparing for, mitigating against, responding to, and recovering from terrorist attacks, major disasters, and other emergencies:

“(A) A comprehensive assessment of the level of alignment between the Department of Homeland Security Strategy and the human resources, infrastructure, assets, and organizational structure of the Department.

“(B) An explanation of any and all underlying assumptions used in conducting the Review.

“(C) The human resources requirements and response capabilities of the Department as they relate to the risks of terrorist attacks, major disasters, and other emergencies.

“(D) The strategic and tactical air, border sea, and land capabilities and requirements to support the Department of Homeland Security Strategy.

“(E) The nature and appropriateness of homeland security operational capabilities, including operational scientific and technical resources and capabilities and the anticipated effects on the human resources capabilities, costs, efficiencies, resources, and planning of the Department of any technology or operational capabilities anticipated to be available during the years subsequent to the Review.

“(F) Any other matter the Secretary considers appropriate to include in the Review.

“(3) DEADLINE FOR INITIAL REPORT.—Notwithstanding paragraph (1), the Secretary shall submit the first Report required under subsection (a) not later than September 30, 2010.

“(e) PREPARATIONS FOR FISCAL YEAR 2008 REVIEW.—In fiscal year 2008, the Under Secretary for Policy shall make all preparations for the conduct of the first Comprehensive Homeland Security Review in fiscal year 2009, including—

“(1) determining the tasks to be performed;

“(2) estimating the human, financial, and other resources required to perform each task;

“(3) establishing the schedule for the execution of all project tasks;

“(4) ensuring that these resources will be available as needed; and



“(5) all other preparations considered necessary by the Under Secretary.”.

(b) CLERICAL AMENDMENT.—The table of contents in section 1(b) of such Act is amended by inserting after the item relating to section 401 the following:

“Sec. 402. Comprehensive Homeland Security Review.”.

**SEC. 204. QUALIFICATIONS FOR THE UNDER SECRETARY FOR MANAGEMENT.**

(a) QUALIFICATIONS.—Section 701 of the Homeland Security Act of 2002 (6 U.S.C. 341) is amended by adding at the end the following:

“(c) QUALIFICATIONS.—The Under Secretary for Management shall have all of the following qualifications:

“(1) Extensive executive level leadership and management experience in the public or private sector.

“(2) Strong leadership skills.

“(3) A demonstrated ability to manage large and complex organizations.

“(4) A proven record of achieving positive operational results.”.

(b) DEADLINE FOR APPOINTMENT; INCUMBENT.—Not later than 90 days after the date of the enactment of this Act, the Secretary of Homeland Security shall name an individual who meets the qualifications of section 701 of the Homeland Security Act (6 U.S.C. 341), as amended by subsection (a), to serve as the Under Secretary for Management. The Secretary may submit the name of the individual who serves in the position of Under Secretary for Management of the Department of Homeland Security on the date of enactment of this Act together with a statement that informs the Congress that the individual meets the qualifications of such section as so amended.

**SEC. 205. SENSE OF CONGRESS REGARDING CONSOLIDATION OF DEPARTMENT HEADQUARTERS.**

(a) FINDINGS.—Congress finds that—

(1) the Department of Homeland Security and its component headquarters facilities are currently scattered widely throughout the National Capital Region (NCR);

(2) this geographic dispersal disrupts the Department's ability to operate in an efficient manner, and could impair its ability to prevent, deter, prepare for, and respond to a terrorist attack, major disaster, or other emergencies;

(3) the Government Accountability Office continues to list “Implementing and Transforming the Department of Homeland Security” on its “High Risk list”;

(4) consolidating the Department's headquarters and component facilities, to the greatest extent practicable, would be an important step in facilitating the transformation and integration of the Department; and

(5) the President has provided funding for Department consolidation in the fiscal year 2008 budget, and has determined that the only site under the control of the Federal Government and in the NCR with the size, capacity, and security features to meet the Department of Homeland Security's minimum consolidation needs as identified in the Department of Homeland Security NCR Housing Master Plan submitted to Congress on October 24, 2006, is the West Campus of St. Elizabeths Hospital in the District of Columbia.

(b) SENSE OF CONGRESS.—It is the sense of Congress that the consolidation of the Department and its key component headquarters on the West Campus of St. Elizabeths Hospital, to the maximum extent practicable consistent with the Department's Housing Plan as submitted to Congress in October 2006, should move forward as expeditiously as possible with all the agencies in-

involved in this effort bearing those costs for which they are responsible.

**SEC. 206. REQUIRED BUDGET LINE ITEM FOR OFFICE OF COUNTERNARCOTICS ENFORCEMENT.**

In each fiscal year budget request for the Department of Homeland Security, the Secretary of Homeland Security shall include a separate line item for the fiscal year for expenditures by the Office of Counternarcotics Enforcement of the Department of Homeland Security.

**SEC. 207. DESIGNATION OF OFFICE OF COUNTERNARCOTICS ENFORCEMENT AS PRIMARY DEPARTMENT COUNTERNARCOTICS ENFORCEMENT REPRESENTATIVE.**

Section 878(d)(5) of the Homeland Security Act of 2002 (6 U.S.C. 458(d)(5)) is amended by striking “to be a representative” and inserting “to be the primary representative”.

**SEC. 208. GRANTING LINE AUTHORITY TO THE ASSISTANT SECRETARY FOR LEGISLATIVE AFFAIRS.**

Section 701 of the Homeland Security Act of 2002 (6 U.S.C. 341) is further amended by adding at the end the following:

“(d) AUTHORITY OF ASSISTANT SECRETARY FOR LEGISLATIVE AFFAIRS OVER DEPARTMENTAL COUNTERPARTS.—The Secretary for the Department shall ensure that the Assistant Secretary for Legislative Affairs has adequate authority or the Assistant Secretary's respective counterparts in component agencies of the Department to ensure that such component agencies adhere to the laws, rules, and regulations to which the Department is subject and the departmental policies that the Assistant Secretary for Legislative Affairs is responsible for implementing.”.

**TITLE III—OVERSIGHT IMPROVEMENTS**

**SEC. 301. SECURE BORDER INITIATIVE FINANCIAL ACCOUNTABILITY.**

(a) IN GENERAL.—The Inspector General of the Department of Homeland Security shall review each contract action related to the Department's Secure Border Initiative having a value greater than \$20,000,000, to determine whether each such action fully complies with applicable cost requirements, performance objectives, program milestones, inclusion of small, minority, and women-owned business, and timelines. The Inspector General shall complete a review under this subsection with respect to a contract action—

(1) not later than 60 days after the date of the initiation of the action; and

(2) upon the conclusion of the performance of the contract.

(b) REPORT BY INSPECTOR GENERAL.—Upon completion of each review required under subsection (a), the Inspector General shall submit to the Secretary of Homeland Security a report containing the findings of the review, including findings regarding any cost overruns, significant delays in contract execution, lack of rigorous departmental contract management, insufficient departmental financial oversight, bundling that limits the ability of small business to compete, or other high risk business practices.

(c) REPORT BY SECRETARY.—Not later than 30 days after the receipt of each report required under subsection (b), the Secretary of Homeland Security shall submit to the Committee on Oversight and Government Reform of the House of Representatives and the Committee on Homeland Security and Governmental Affairs of the Senate a report on the findings of the report by the Inspector General and the steps the Secretary has taken, or plans to take, to address the findings in such report.

(d) AUTHORIZATION OF APPROPRIATIONS.—There are authorized to be appropriated for

the Office of the Inspector General of the Department of Homeland Security to carry out enhanced oversight of the Secure Border Initiative—

(1) for fiscal year 2008, of the amount authorized by section 101 and in addition to the amount authorized by section 303, \$5,500,000;

(2) for fiscal year 2009, at least 6 percent of the overall budget of the Office for that fiscal year; and

(3) for fiscal year 2010, at least 7 percent of the overall budget of the Office for that fiscal year.

(e) ACTION BY INSPECTOR GENERAL.—In the event the Inspector General becomes aware of any improper conduct or wrongdoing in accordance with the contract review required under subsection (a), the Inspector General shall, as expeditiously as practicable, refer to the Secretary of Homeland Security or other appropriate official in the Department of Homeland Security information related to such improper conduct or wrongdoing for purposes of evaluating whether to suspend or debar the contractor.

**SEC. 302. AUTHORIZATION LIAISON OFFICER.**

Section 702 of the Homeland Security Act of 2002 (6 U.S.C. 342) is amended by adding at the end the following:

“(d) AUTHORIZATION LIAISON OFFICER.—

“(1) IN GENERAL.—The Chief Financial Officer shall establish the position of Authorization Liaison Officer to provide timely budget and other financial information to the Committee on Homeland Security of the House of Representatives, the Committee on Homeland Security and Governmental Affairs of the Senate, and other appropriate congressional committees. The Authorization Liaison Officer shall report directly to the Chief Financial Officer.

“(2) SUBMISSION OF REPORTS TO CONGRESS.—The Authorization Liaison Officer shall coordinate with the Appropriations Liaison Officer within the Office of the Chief Financial Officer to ensure, to the greatest extent possible, that all reports prepared for the Committees on Appropriations of the House of Representatives and the Senate are submitted concurrently to the Committee on Homeland Security of the House of Representatives, the Committee on Homeland Security and Governmental Affairs of the Senate, and other appropriate congressional committees.”.

**SEC. 303. OFFICE OF THE INSPECTOR GENERAL.**

(a) AUTHORIZATION OF APPROPRIATIONS.—Of the amount authorized by section 101, there is authorized to be appropriated to the Secretary of Homeland Security \$108,500,000 for fiscal year 2008 for operations of the Office of the Inspector General of the Department of Homeland Security.

(b) ASSISTING THE NATIONAL CENTER FOR MISSING AND EXPLOITED CHILDREN.—

(1) IN GENERAL.—An Inspector General of the Department of Homeland Security appointed under section 3 or 8G of the Inspector General Act of 1978 (5 U.S.C. App.) may authorize staff to use funds authorized under subsection (a) to assist the National Center for Missing and Exploited Children, upon request by the Center—

(A) by conducting reviews of inactive case files that the Inspector General has reason to believe involve a child or possible offender located outside the United States, and to develop recommendations for further investigations; and

(B) by engaging in similar activities.

(2) LIMITATIONS.—

(A) PRIORITY.—An Inspector General may not permit staff to engage in activities described in paragraph (1) if such activities will interfere with the duties of the Inspector General under the Inspector General Act of 1978 (5 U.S.C. App.).

(B) FUNDING.—No additional funds are authorized to be appropriated to carry out this paragraph.

**SEC. 304. CONGRESSIONAL NOTIFICATION REQUIREMENT.**

(a) IN GENERAL.—Title I of the Homeland Security Act of 2002 (6 U.S.C. 111 et seq.) is amended by adding at the end the following:

**“SEC. 104. CONGRESSIONAL NOTIFICATION.**

“(a) IN GENERAL.—The Secretary shall actively consult with the congressional homeland security committees and other appropriate congressional committees, and shall keep such committees fully and currently informed with respect to all activities and responsibilities within the jurisdictions of these committees.

“(b) RELATIONSHIP TO OTHER LAW.—Nothing in this section affects the requirements of section 872. The requirements of this section supplement, and do not replace, the requirements of that section.

“(c) CLASSIFIED NOTIFICATION.—The Secretary may submit any information required by this section in classified form if the information is classified pursuant to applicable national security standards.

“(d) SAVINGS CLAUSE.—This section shall not be construed to limit or otherwise affect the congressional notification requirements of title V of the National Security Act of 1947 (50 U.S.C. 413 et seq.), insofar as they apply to the Department.

“(e) DEFINITION.—As used in this section, the term ‘congressional homeland security committees’ means the Committee on Homeland Security and the Committee on Appropriations of the House of Representatives and the Committee on Homeland Security and Governmental Affairs and the Committee on Appropriations of the Senate.”.

(b) CONFORMING AMENDMENT.—The table of contents in section 1(b) of such Act is amended by adding at the end of the items relating to such title the following:

“Sec. 104. Congressional notification.”.

(c) COAST GUARD MISSION REVIEW REPORT.—Section 888(f)(2) of the Homeland Security Act of 2002 (6 U.S.C. 468(f)(2)) is amended—

(1) by redesignating subparagraphs (B) through (E) as subparagraphs (C) through (F) respectively; and

(2) by striking subparagraph (A) and inserting the following:

“(A) the Committee on Homeland Security and Governmental Affairs of the Senate;

“(B) the Committee on Homeland Security of the House of Representatives;”.

**TITLE IV—PROCUREMENT POLICY AND RESOURCES IMPROVEMENTS**

**SEC. 401. HOMELAND SECURITY PROCUREMENT TRAINING.**

(a) IN GENERAL.—Subtitle D of title VIII of the Homeland Security Act of 2002 is amended by adding at the end the following new section:

**“SEC. 836. HOMELAND SECURITY PROCUREMENT TRAINING.**

“(a) PROVISION OF TRAINING.—The Chief Procurement Officer shall provide homeland security procurement training to acquisition employees.

“(b) RESPONSIBILITIES OF CHIEF PROCUREMENT OFFICER.—The Chief Procurement Officer shall carry out the following responsibilities:

“(1) Establish objectives to achieve the efficient and effective use of available acquisition resources by coordinating the acquisition education and training programs of the Department and tailoring them to support the careers of acquisition employees.

“(2) Develop, in consultation with the Council on Procurement Training established under subsection (d), the curriculum

of the homeland security procurement training to be provided.

“(3) Establish, in consultation with the Council on Procurement Training, training standards, requirements, and courses to be required for acquisition employees.

“(4) Establish an appropriate centralized mechanism to control the allocation of resources for conducting such required courses and other training and education.

“(5) Select course providers and certify courses to ensure that the procurement training curriculum supports a coherent framework for the educational development of acquisition employees, including the provision of basic, intermediate, and advanced courses.

“(6) Publish an annual catalog that includes a list of the acquisition education and training courses.

“(7) Develop a system of maintaining records of student enrollment, and other data related to students and courses conducted pursuant to this section.

“(c) ELIGIBILITY FOR TRAINING.—An acquisition employee of any entity under subsection (d)(3) may receive training provided under this section. The appropriate member of the Council on Procurement Training may direct such an employee to receive procurement training.

“(d) COUNCIL ON PROCUREMENT TRAINING.—

“(1) ESTABLISHMENT.—The Secretary shall establish a Council on Procurement Training to advise and make policy and curriculum recommendations to the Chief Procurement Officer.

“(2) CHAIR OF COUNCIL.—The chair of the Council on Procurement Training shall be the Deputy Chief Procurement Officer.

“(3) MEMBERS.—The members of the Council on Procurement Training are the chief procurement officers of each of the following:

“(A) United States Customs and Border Protection.

“(B) The Transportation Security Administration.

“(C) The Office of Procurement Operations.

“(D) The Bureau of Immigration and Customs Enforcement.

“(E) The Federal Emergency Management Agency.

“(F) The Coast Guard.

“(G) The Federal Law Enforcement Training Center.

“(H) The United States Secret Service.

“(I) Such other entity as the Secretary determines appropriate.

“(e) ACQUISITION EMPLOYEE DEFINED.—For purposes of this section, the term ‘acquisition employee’ means an employee serving under a career or career-conditional appointment in the competitive service or appointment of equivalent tenure in the excepted service of the Federal Government, at least 50 percent of whose assigned duties include acquisitions, procurement-related program management, or procurement-related oversight functions.

“(f) REPORT REQUIRED.—Not later than March 1 of each year, the Chief Procurement Officer shall submit to the Secretary a report on the procurement training provided under this section, which shall include information about student enrollment, students who enroll but do not attend courses, graduates, certifications, and other relevant information.”.

(b) CLERICAL AMENDMENT.—The table of contents in section 1(b) of such Act is amended by adding at the end of the items relating to such subtitle the following:

“Sec. 836. Homeland security procurement training.”.

**SEC. 402. AUTHORITY TO APPOINT AND MAINTAIN A CADRE OF FEDERAL ANNUITANTS FOR PROCUREMENT OFFICES.**

(a) DEFINITIONS.—For purposes of this section—

(1) the term “procurement office” means the Office of Procurement Operations and any other procurement office within any agency or other component of the Department;

(2) the term “annuitant” means an annuitant under a Government retirement system;

(3) the term “Government retirement system” has the meaning given such term by section 501(a); and

(4) the term “employee” has the meaning given such term by section 2105 of title 5, United States Code.

(b) APPOINTMENT AUTHORITY.—The Secretary (acting through the Chief Procurement Officer) may, for the purpose of supporting the Department’s acquisition capabilities and enhancing contract management throughout the Department, appoint annuitants to positions in procurement offices in accordance with succeeding provisions of this section, except that no authority under this subsection shall be available unless the Secretary provides to Congress a certification that—

(1) the Secretary has submitted a request under section 8344(i) or 8468(f) of title 5, United States Code, on or after the date of the enactment of this Act, with respect to positions in procurement offices;

(2) the request described in paragraph (1) was properly filed; and

(3) the Office of Personnel Management has not responded to the request described in paragraph (1), by either approving, denying, or seeking more information regarding such request, within 90 days after the date on which such request was filed.

(c) NONCOMPETITIVE PROCEDURES; EXEMPTION FROM OFFSET.—An appointment made under subsection (b) shall not be subject to the provisions of title 5, United States Code, governing appointments in the competitive service, and any annuitant serving pursuant to such an appointment shall be exempt from sections 8344 and 8468 of such title 5 (relating to annuities and pay on reemployment) and any other similar provision of law under a Government retirement system.

(d) LIMITATIONS.—No appointment under subsection (b) may be made if such appointment would result in the displacement of any employee or would cause the total number of positions filled by annuitants appointed under such subsection to exceed 250 as of any time (determined on a full-time equivalent basis).

(e) RULE OF CONSTRUCTION.—An annuitant as to whom an exemption under subsection (c) is in effect shall not be considered an employee for purposes of any Government retirement system.

(f) TERMINATION OF AUTHORITY.—Effective 2 years after the date of the enactment of this Act—

(1) all authority to make appointments under subsection (b) shall cease to be available; and

(2) all exemptions under subsection (c) shall cease to be effective.

**SEC. 403. ADDITIONAL REQUIREMENT TO REVIEW PAST PERFORMANCE OF CONTRACTORS.**

(a) IN GENERAL.—Such subtitle is further amended by adding at the end the following new section:

**“SEC. 837. REVIEW OF CONTRACTOR PAST PERFORMANCE.**

“(a) CONSIDERATION OF CONTRACTOR PAST PERFORMANCE.—In awarding a contract to a contractor, the Secretary shall consider the past performance of that contractor based on the review conducted under subsection (b).

“(b) REVIEW REQUIRED.—Before awarding to a contractor (including a contractor that has previously provided goods or services to the Department) a contract to provide goods or services to the Department, the Secretary, acting through the appropriate contracting officer of the Department, shall require the contractor to submit past performance information regarding the contractor’s performance of Federal, State, and local government and private sector contracts.

“(c) CONTACT OF RELEVANT OFFICIALS.—As part of any review of a contractor conducted under subsection (b), the Secretary, acting through an appropriate contracting officer of the Department, shall contact the relevant official who administered or oversaw each contract performed by that contractor during the five-year period preceding the date on which the review begins.”

(b) CLERICAL AMENDMENT.—The table of contents in section 1(b) of such Act is amended by adding at the end of the items relating to such subtitle the following:

“Sec. 837. Review of contractor past performance.”

**SEC. 404. REQUIREMENT TO DISCLOSE FOREIGN OWNERSHIP OR CONTROL OF CONTRACTORS AND SUBCONTRACTORS.**

(a) COMPLIANCE WITH BUY AMERICAN ACT.—With respect to any procurement of goods or services by the Department of Homeland Security, the Chief Procurement Officer of the Department shall conduct an independent review of the procurement to ensure that it complies with all relevant provisions of the Buy American Act (41 U.S.C. 10a et seq.).

(b) FOREIGN OWNERSHIP OR CONTROL OF CONTRACTORS AND SUBCONTRACTORS.—

(1) DISCLOSURE OF INFORMATION.—With respect to any procurement of goods or services by the Department of Homeland Security, the Secretary of Homeland Security shall require an offeror or prospective offeror to disclose whether the offeror or any prospective subcontractor (at any tier) is owned or controlled by a foreign person. The Secretary shall require all offerors, prospective offerors, and contractors to update the disclosure at any time before award of the contract or during performance of the contract, if the information provided becomes incorrect because of a change of ownership, a change in subcontractors, or for any other reason.

(2) FOREIGN OWNERSHIP OR CONTROL.—In this subsection:

(A) The term “owned or controlled by a foreign person”, with respect to an offeror, contractor, or subcontractor, means that a foreign person owns or controls, directly or indirectly, 50 percent or more of the voting stock or other ownership interest in the offeror, contractor, or subcontractor.

(B) The term “foreign person” means any of the following:

- (i) A foreign government.
- (ii) A corporation organized under the laws of a foreign country.
- (iii) An individual who is not a citizen of the United States.

(3) REGULATIONS.—Not later than 180 days after the date of the enactment of this Act, the Secretary of Homeland Security shall promulgate regulations to carry out this subsection.

**SEC. 405. INTEGRITY IN CONTRACTING.**

(a) IN GENERAL.—Subtitle D of title VIII of the Homeland Security Act of 2002 (6 U.S.C. 391 et seq.) is further amended by adding at the end the following:

**“SEC. 838. INTEGRITY IN CONTRACTING.**

“(a) ATTESTATION REQUIRED.—The Secretary shall require any offeror for any contract to provide goods or services to the Department to submit as part of the offeror’s bid for such contract an attestation that af-

firmatively discloses any substantial role the offeror, the employees of the offeror, or any corporate parent or subsidiary of the offeror may have played in creating a solicitation, request for proposal, statement of work, or statement of objectives (as those terms are defined in the Federal Acquisition Regulation) for the Department.

“(b) ADDITIONAL REQUIREMENTS FOR CERTAIN OFFERORS.—If an offeror submits an attestation under subsection (a) that discloses that the offeror, an employee of the offeror, or any corporate parent or subsidiary of the offeror played a substantial role in creating a solicitation, request for proposal, statement of work, or statement of objectives for the Department, the Secretary shall require the offeror to submit to the Secretary a description of the safeguards used to ensure that precautions were in place to prevent the offeror from receiving information through such role that could be used to provide the offeror an undue advantage in submitting an offer for a contract.

“(c) CERTIFICATION REQUIREMENTS.—

“(1) IN GENERAL.—The Secretary shall require any offeror for any contract to provide goods or services to the Department to submit to the Secretary as part of the offeror’s bid for such contract a certification in writing whether, as of the date on which the certification is submitted, the offeror—

“(A) is in default on any payment of any tax to the Federal Government; or

“(B) owes the Federal Government for any payment of any delinquent tax.

“(2) FAILURE OF CERTIFICATION.—Nothing in this section shall prevent the Department from awarding a contract to an offeror based solely on the offeror’s certification.”

(b) CLERICAL AMENDMENT.—The table of contents in section 1(b) of such Act is further amended by adding at the end of the items relating to such subtitle the following:

“Sec. 838. Integrity in contracting.”

**SEC. 406. SMALL BUSINESS UTILIZATION REPORT.**

(a) REPORT.—Not later than 360 days after the date of the enactment of this Act, the Chief Procurement Officer of the Department of Homeland Security shall submit to the Secretary of Homeland Security, the Committee on Homeland Security of the House of Representatives, and the Committee on Homeland Security and Governmental Affairs of the Senate a report that—

(1) identifies each component of the Department for which the aggregate value of contracts awarded in fiscal year 2006 by the component to qualified HUBZone small business concerns and small business concerns owned and controlled by service-disabled veterans was less than 3 percent of the total value of all contracts awarded under the component for that fiscal year; and

(2) identifies each component of the Department for which the aggregate value of contracts awarded in fiscal year 2006 by the component to socially or economically disadvantaged small business concerns, including 8(a) small business concerns, and small business concerns owned and controlled by women was less than 5 percent of the total value of all contracts awarded by the component for that fiscal year.

(b) ACTION PLAN.—

(1) ACTION PLAN REQUIRED.—Not later than 90 days after the date of the submission of the report required under subsection (a), the Chief Procurement Officer, in consultation with Office of Small and Disadvantaged Businesses Utilization of the Department, shall for each component identified under subsection (a)(1) and (a)(2), develop, submit to the Committees referred to in subsection (a), and begin implementing an action plan for achieving the objective described in sub-

section (b)(2). An action plan is not required if the component meets or exceeds the objective described in subsection (b)(2).

(2) IDENTIFICATION OF BARRIERS.—Each action plan shall identify and describe any barriers to achieving the objectives of awarding by the component, for a fiscal year, contracts having an aggregate value of at least 3 percent of the total value of all contracts awarded by the component for the fiscal year to small business concerns identified under subsection (a)(1) and 5 percent of the total value of all contracts awarded by the component for the fiscal year to small business concerns identified under subsection (a)(2).

(3) PERFORMANCE MEASURES AND TIMETABLE.—Each action plan submitted under paragraph (1) shall include performance measures and a timetable for compliance and achievement of the objectives described in paragraph (2).

(c) DEFINITIONS.—For purposes of this section, the terms “small business concern”, “socially or economically disadvantaged small business concern”, “women owned small business concern”, “small business concern owned and controlled by service-disabled veterans”, “8(a) small business concerns”, and “qualified HUBZone small business concern” have the meanings given such terms under the Small Business Act (15 U.S.C. 631 et seq.).

**SEC. 407. REQUIREMENT THAT UNIFORMS, PROTECTIVE GEAR, BADGES, AND IDENTIFICATION CARDS OF HOMELAND SECURITY PERSONNEL BE MANUFACTURED IN THE UNITED STATES.**

(a) IN GENERAL.—Subtitle D of title VIII of the Homeland Security Act of 2002 (6 U.S.C. 391 et seq.) is further amended by adding at the end the following new section:

**“SEC. 839. REQUIREMENT THAT CERTAIN ARTICLES PROCURED FOR DEPARTMENT PERSONNEL BE MANUFACTURED IN THE UNITED STATES.**

“(a) REQUIREMENT.—Except as provided in section (c), funds appropriated or otherwise available to the Department may not be used for the procurement of an article described in section (b) if the item is not manufactured in the United States.

“(b) COVERED ARTICLES.—An article referred to in subsection (a) is any of the following articles procured for personnel of the Department:

- “(1) Uniforms.
- “(2) Protective gear.
- “(3) Badges or other insignia indicating the rank, office, or position of personnel.

“(c) AVAILABILITY EXCEPTION.—Subsection (a) does not apply to the extent that the Secretary determines that satisfactory quality and sufficient quantity of the article cannot be procured as and when needed at United States market prices. If such a determination is made with respect to an article, the Secretary shall—

“(1) notify the Committee on Homeland Security of the House of Representatives and the Committee on Homeland Security and Governmental Affairs of the Senate within 7 days after making the determination; and

“(2) include in that notification a certification that manufacturing the article outside the United States does not pose a risk to the national security of the United States, as well as a detailed explanation of the steps any facility outside the United States that is manufacturing the article will be required to take to ensure that the materials, patterns, logos, designs, or any other element used in or for the article are not misappropriated.

“(d) OTHER EXCEPTIONS.—Subsection (a) does not apply—

“(1) to acquisitions at or below the simplified acquisition threshold (as defined in section 4 of the Office of Federal Procurement Policy Act (41 U.S.C. 403)); and

“(2) to acquisitions outside the United States for use outside of the United States.

“(e) USE OF DOMESTIC TEXTILES.—For fiscal year 2008 and each subsequent fiscal year, the Secretary shall take all available steps to ensure that, to the maximum extent practicable, the items described in subsection (b) procured by the Department are manufactured using domestic textiles.”.

(b) CONFORMING AMENDMENT.—The table of contents in section 1(b) of the Homeland Security Act of 2002 is amended by adding at the end of the items relating to such subtitle the following new item:

“Sec. 839. Requirement that certain articles procured for Department personnel be manufactured in the United States.”.

(c) APPLICABILITY.—The amendments made by this section take effect 120 days after the date of the enactment of this Act and apply to any contract entered into on or after that date for the procurement of items to which such amendments apply.

**SEC. 408. DEPARTMENT OF HOMELAND SECURITY MENTOR-PROTÉGÉ PROGRAM.**

(a) ESTABLISHMENT.—The Secretary of Homeland Security shall establish within the Department of Homeland Security’s Office of Small and Disadvantaged Business Utilization a Mentor-Protégé Program, which shall motivate and encourage prime contractors that are large businesses to provide developmental assistance to small business concerns, small business concerns owned and controlled by veterans, small business concerns owned and controlled by service-disabled veterans, HUBZone small business concerns, small business concerns owned by socially and economically disadvantaged individuals, and small business concerns owned and controlled by women.

(b) PARTICIPATION BY CONTRACTORS AND OFFERORS.—The Secretary shall take affirmative steps to publicize and to ensure that Department contractors and offerors are fully aware of and are participating in the Mentor-Protégé Program, including that their efforts to seek and develop a formal Mentor-Protégé relationship will be a factor in the evaluation of bids or offers for Department contracts.

(c) FACTOR IN EVALUATION OF OFFERS.—When evaluating the offer of a contractor, the Secretary of Homeland Security shall consider, among the other factors the Secretary deems relevant, that offeror’s efforts to seek and develop a formal Mentor-Protégé relationship under the Mentor-Protégé Program.

(d) REVIEW BY INSPECTOR GENERAL.—The Inspector General of the Department of Homeland Security shall conduct a review of the Mentor-Protégé Program. Such review shall include—

- (1) an assessment of the program’s effectiveness;
- (2) identification of any barriers that restrict contractors from participating in the program;
- (3) a comparison of the program with the Department of Defense Mentor-Protégé Program; and
- (4) development of recommendations to strengthen the program to include the maximum number of contractors as possible.

**SEC. 409. REPORT ON SOURCE OF SHORTFALLS AT FEDERAL PROTECTIVE SERVICE.**

Consistent with any applicable law, the Secretary of Homeland Security may not conduct a reduction in force or furlough of the workforce of the Federal Protective Service until—

(1) the Comptroller General of the United States submits to the Committees on Homeland Security and Transportation and Infrastructure of the House of Representatives and the Committee on Homeland Security and Governmental Affairs of the Senate the

report on the source of shortfalls at the Federal Protective Service that was requested by the Committee on Homeland Security and Governmental Affairs of the Senate; and

(2) the Committee on Homeland Security and Governmental Affairs of the Senate and the Committees on Homeland Security and Transportation and Infrastructure of the House of Representatives have conducted hearings on such report.

**TITLE V—WORKFORCE AND TRAINING IMPROVEMENTS**

**SEC. 501. CUSTOMS AND BORDER PROTECTION OFFICER PAY EQUITY.**

(a) DEFINITIONS.—For purposes of this section:

(1) The term “Government retirement system” means a retirement system established by law for employees of the Government of the United States.

(2) The term “Customs and Border Protection Officer position” refers to any Customs and Border Protection Officer position—

(A) which is within the Department of Homeland Security, and

(B) the primary duties of which consist of enforcing the border, customs, or agriculture laws of the United States;

such term includes a supervisory or administrative position within the Department of Homeland Security to which an individual transfers directly from a position described in the preceding provisions of this paragraph in which such individual served for at least three years.

(3) The term “law enforcement officer” has the meaning given such term under the Government retirement system involved.

(4) The term “Executive agency” or “agency” has the meaning given under section 105 of title 5, United States Code.

(5) The term “prior qualified service” means service as a Customs and Border Protection Officer within the Department of Homeland Security, since its establishment in March 2003.

(b) TREATMENT AS A LAW ENFORCEMENT OFFICER.—In the administration of any Government retirement system, service in a Customs and Border Protection Officer position shall be treated in the same way as service performed in a law enforcement officer position, subject to succeeding provisions of this section.

(c) APPLICABILITY.—Subsection (b) shall apply in the case of—

(1) any individual first appointed to a Customs and Border Protection Officer position on or after the date of the enactment of this Act; and

(2) any individual who—  
(A) holds a Customs and Border Protection Officer position on the date of the enactment of this Act pursuant to an appointment made before such date; and

(B) who submits to the agency administering the retirement system involved an appropriate election under this section, not later than five years after the date of the enactment of this Act or before separation from Government service, whichever is earlier.

(d) INDIVIDUAL CONTRIBUTIONS FOR PRIOR QUALIFIED SERVICE.—

(1) IN GENERAL.—An individual described in subsection (c)(2)(B) may, with respect to prior qualified service performed by such individual, contribute to the Government retirement system by which such individual is covered (for deposit in the appropriate fund within the Treasury) the difference between the individual contributions that were actually made for such service and the individual contributions that should have been made for such service if subsection (b) had then been in effect (with interest).

(2) EFFECT OF NOT CONTRIBUTING.—If less than the full contribution under paragraph

(1) is made, all prior qualified service of the individual shall remain fully creditable as law enforcement officer service, but the resulting annuity (before cost-of-living adjustments) shall be reduced in a manner such that, when combined with the unpaid amount, would result in the present value of the total being actuarially equivalent to the present value of the annuity that would otherwise have been payable if the full contribution had been made.

(e) GOVERNMENT CONTRIBUTIONS FOR PRIOR QUALIFIED SERVICE.—

(1) IN GENERAL.—If an individual makes an election under subsection (c)(2)(B), the Department of Homeland Security shall remit, with respect to any prior qualified service, the total amount of additional Government contributions that would have been required for such service under the retirement system involved if subsection (b) had then been in effect (with interest).

(2) CONTRIBUTIONS TO BE MADE RATABLY.—Government contributions under this subsection on behalf of an individual shall be made ratably (on at least an annual basis) over the ten-year period beginning on the date an individual’s retirement deductions begin to be made.

(f) EXEMPTION FROM MANDATORY SEPARATION.—Effective during the three-year period beginning on the date of the enactment of this Act, nothing in this section shall result in any individual being involuntarily separated on account of the provisions of any retirement system relating to the mandatory separation of a law enforcement officer on account of age or age and service combined.

(g) COMPTROLLER GENERAL REPORT.—The Comptroller General shall conduct a comprehensive review of the retirement system for law enforcement officers employed by the Federal Government. The review shall include all employees categorized as law enforcement officers for purposes of retirement and any other Federal employee performing law enforcement officer duties not so categorized. In carrying out the review, the Comptroller General shall review legislative proposals introduced over the 10 years preceding the date of the enactment of this Act that are relevant to the issue law enforcement retirement and consult with law enforcement agencies and law enforcement employee representatives. Not later than August 1, 2007, the Comptroller General shall submit to Congress a report on the findings of such review. The report shall include each of the following:

(1) An assessment of the reasons and goals for the establishment of the separate retirement system for law enforcement officers, as defined in section 8331 of title 5, United States Code, including the need for young and vigorous law enforcement officers, and whether such reasons and goals are currently appropriate.

(2) An assessment of the more recent reasons given for including additional groups of employees in such system, including recruitment and retention, and whether such reasons and goals are currently appropriate.

(3) A determination as to whether the system is achieving the goals in (1) and (2).

(4) A summary of potential alternatives to the system, including increased use of bonuses, increased pay, and raising the mandatory retirement age, and a recommendation as to which alternatives would best meet each goal defined in (1) and (2), including legislative recommendations if necessary.

(5) A recommendation for the definition of law enforcement officer.

(6) An detailed review of the current system including its mandatory retirement age and benefit accrual.

(7) A recommendation as to whether the law enforcement officer category should be made at the employee, function and duty,

job classification, agency or other level, and by whom.

(8) Any other relevant information.

(h) **RULE OF CONSTRUCTION.**—Nothing in this section shall be considered to apply in the case of a reemployed annuitant.

(i) **REGULATIONS.**—Any regulations necessary to carry out this section shall be prescribed in consultation with the Secretary of Homeland Security.

**SEC. 502. PLAN TO IMPROVE REPRESENTATION OF MINORITIES IN VARIOUS CATEGORIES OF EMPLOYMENT.**

(a) **PLAN FOR IMPROVING REPRESENTATION OF MINORITIES.**—Not later than 90 days after the date of the enactment of this Act, the Chief Human Capital Officer of the Department of Homeland Security shall prepare and transmit to the Committee on Homeland Security and the Committee on Oversight and Government Reform of the House of Representatives, the Committee on Homeland Security and Governmental Affairs of the Senate, and the Comptroller General of the United States a plan to achieve the objective of addressing any under representation of minorities in the various categories of civil service employment within such Department. Such plan shall identify and describe any barriers to achieving the objective described in the preceding sentence and the strategies and measures included in the plan to overcome them.

(b) **ASSESSMENTS.**—Not later than 1 year after receiving the plan, the Comptroller General of the United States shall assess—

(1) any programs and other measures currently being implemented to achieve the objective described in the first sentence of subsection (a); and

(2) the likelihood that the plan will allow the Department to achieve such objective.

(c) **DEFINITIONS.**—For purposes of this section—

(1) the term “under representation” means when the members of a minority group within a category of Federal civil service employment constitute a lower percentage of the total number of employees within the employment category than the percentage that the minority constitutes within the labor force of the Federal Government, according to statistics issued by the Office of Personnel Management;

(2) the term “minority groups” or “minorities” means—

(A) racial and ethnic minorities;

(B) women; and

(C) individuals with disabilities; and

(3) the term “category of civil service employment” means—

(A) each pay grade, pay band, or other classification of every pay schedule and all other levels of pay applicable to the Department of Homeland Security; and

(B) such occupational, professional, or other groupings (including occupational series) as the Chief Human Capital Officer of the Department of Homeland Security may specify, in the plan described in subsection (a), in order to carry out the purposes of this section.

**SEC. 503. CONTINUATION OF AUTHORITY FOR FEDERAL LAW ENFORCEMENT TRAINING CENTER TO APPOINT AND MAINTAIN A CADRE OF FEDERAL ANNUITANTS.**

Section 1202(a) of the 2002 Supplemental Appropriations Act for Further Recovery From and Response To Terrorist Attacks on the United States (42 U.S.C. 3771 note) is amended in the first sentence by striking “December 31, 2007” and inserting “December 31, 2008”.

**SEC. 504. AUTHORITY TO APPOINT AND MAINTAIN A CADRE OF FEDERAL ANNUITANTS FOR CUSTOMS AND BORDER PROTECTION.**

(a) **DEFINITIONS.**—For purposes of this section—

(1) the term “CBP” means the United States Customs and Border Protection;

(2) the term “annuitant” means an annuitant under a Government retirement system;

(3) the term “Government retirement system” has the meaning given such term by section 501(a); and

(4) the term “employee” has the meaning given such term by section 2105 of title 5, United States Code.

(b) **APPOINTMENT AUTHORITY.**—The Secretary (acting through the Commissioner of the United States Customs and Border Protection) may, for the purpose of accelerating the ability of the CBP to secure the borders of the United States, appoint annuitants to positions in the CBP in accordance with succeeding provisions of this section, except that no authority under this subsection shall be available unless the Secretary provides to Congress a certification that—

(1) the Secretary has submitted a request under section 8344(i) or 8468(f) of title 5, United States Code, on or after the date of the enactment of this Act, with respect to positions in the CBP;

(2) the request described in paragraph (1) was properly filed; and

(3) the Office of Personnel Management has not responded to the request described in paragraph (1), by either approving, denying, or seeking more information regarding such request, within 90 days after the date on which such request was filed.

(c) **NONCOMPETITIVE PROCEDURES; EXEMPTION FROM OFFSET.**—An appointment made under subsection (b) shall not be subject to the provisions of title 5, United States Code, governing appointments in the competitive service, and any annuitant serving pursuant to such an appointment shall be exempt from sections 8344 and 8468 of such title 5 (relating to annuities and pay on reemployment) and any other similar provision of law under a Government retirement system.

(d) **LIMITATIONS.**—No appointment under subsection (b) may be made if such appointment would result in the displacement of any employee or would cause the total number of positions filled by annuitants appointed under such subsection to exceed 500 as of any time (determined on a full-time equivalent basis).

(e) **RULE OF CONSTRUCTION.**—An annuitant as to whom an exemption under subsection (c) is in effect shall not be considered an employee for purposes of any Government retirement system.

(f) **TERMINATION OF AUTHORITY.**—Effective 2 years after the date of the enactment of this Act—

(1) all authority to make appointments under subsection (b) shall cease to be available; and

(2) all exemptions under subsection (c) shall cease to be effective.

**SEC. 505. STRENGTHENING BORDER PATROL RECRUITMENT AND RETENTION.**

(a) **IN GENERAL.**—In order to address the recruitment and retention challenges faced by United States Customs and Border Protection, the Secretary of Homeland Security shall establish a plan, consistent with existing Federal statutes and Office of Personnel Management Regulations and Guidelines applicable to pay, recruitment, relocation, and retention of Federal law enforcement officers. Such plan shall include the following components:

(1) The establishment of a recruitment incentive for Border Patrol agents, including the establishment of a foreign language incentive award.

(2) The establishment of a retention plan, including the payment of bonuses to Border Patrol agents for every year of service after the first two years of service.

(3) An increase in the pay percentage differentials to Border Patrol agents in certain high-cost areas, as determined by the Secretary, consistent with entry-level pay to other Federal, State, and local law enforcement agencies.

(4) The establishment of a mechanism whereby Border Patrol agents can transfer from one location to another after the first two years of service in their initial duty location.

(5) The establishment of quarterly goals for the recruitment of new Border Patrol agents, including goals for the number of recruits entering Border Patrol training, and the number of recruits who successfully complete such training and become Border Patrol agents.

(b) **REPORT.**—

(1) **IN GENERAL.**—Not later than the first calendar quarter after the date of the enactment of this Act and every calendar quarter thereafter, the Secretary of Homeland Security shall submit to the Committee on Homeland Security of the House of Representatives and the Committee on Homeland Security and Governmental Affairs of the Senate a report identifying whether the quarterly goals for the recruitment of new Border Patrol agents established under subsection (a)(5) were met, and an update on the status of recruitment efforts and attrition rates among Border Patrol agents.

(2) **CONTENTS OF REPORT.**—The report required under paragraph (1) shall contain, at a minimum, the following with respect to each calendar quarter:

(A) The number of recruits who enter Border Patrol training.

(B) The number of recruits who successfully complete such training and become Border Patrol agents.

(C) The number of Border Patrol agents who are lost to attrition.

**SEC. 506. LIMITATION ON REIMBURSEMENTS RELATING TO CERTAIN DETAILEES.**

In the case of an individual assigned to the Department of Homeland Security as a detailee under an arrangement described in subchapter VI of chapter 33 of title 5, United States Code, the maximum reimbursement by the Department of Homeland Security which may be made under section 3374(c) of such title with respect to such individual for the period of the assignment (including for any employee benefits) may not exceed the total amount of basic pay that would have been payable for such period if such individual had been paid, at the highest rate allowable under section 5382 of such title, as a member of the Senior Executive Service.

**SEC. 507. INCREASED SECURITY SCREENING OF HOMELAND SECURITY OFFICIALS.**

(a) **REVIEW REQUIRED.**—Not later than 90 days after the date of enactment of this Act, the Secretary of Homeland Security shall conduct a Department-wide review of the Department of Homeland Security security clearance and suitability review procedures for Department employees and contractors, as well as individuals in State and local government agencies and private sector entities with a need to receive classified information.

(b) **STRENGTHENING OF SECURITY SCREENING POLICIES.**—

(1) **IN GENERAL.**—Based on the findings of the review conducted under subsection (a), the Secretary shall, as appropriate, take all necessary steps to strengthen the Department’s security screening policies, including consolidating the security clearance investigative authority at the headquarters of the Department.

(2) **ELEMENTS.**—In strengthening security screening policies under paragraph (1), the Secretary shall consider whether and where appropriate ensure that—

(A) all components of the Department of Homeland Security meet or exceed Federal

and Departmental standards for security clearance investigations, adjudications, and suitability reviews;

(B) the Department has a cadre of well-trained adjudicators and the Department has in place a program to train and oversee adjudicators; and

(C) suitability reviews are conducted for all Department of Homeland Security employees who transfer from a component of the Department to the headquarters of the Department.

**SEC. 508. AUTHORITIES OF CHIEF SECURITY OFFICER.**

(a) **ESTABLISHMENT.**—Title VII of the Homeland Security Act of 2002 (6 U.S.C. 341 et seq.) is further amended by adding at the end the following:

**“SEC. 708. CHIEF SECURITY OFFICER.**

“(a) **ESTABLISHMENT.**—There is in the Department a Chief Security Officer.

“(b) **RESPONSIBILITIES.**—The Chief Security Officer shall—

“(1) have responsibility for overall Department-wide security activities, including issuing and confiscating credentials, controlling access to and disposing of classified and sensitive but unclassified materials, controlling access to sensitive areas and Secured Compartmentalized Intelligence Facilities, and communicating with other government agencies on the status of security clearances and security clearance applications;

“(2) ensure that each component of the Department complies with Federal standards for security clearances and background investigations;

“(3) ensure, to the greatest extent practicable, that individuals in State and local government agencies and private sector entities with a need to receive classified information, receive the appropriate clearances in a timely fashion; and

“(4) perform all other functions as determined by the Secretary.”.

(b) **CLERICAL AMENDMENT.**—The table of contents in section 1(b) of such Act is amended by inserting after the items relating to such title the following new item:

“Sec. 708. Chief Security Officer.”.

**SEC. 509. DEPARTMENTAL CULTURE IMPROVEMENT.**

(a) **CONSIDERATION REQUIRED.**—The Secretary of Homeland Security, acting through the Chief Human Capital Officer, shall consider implementing recommendations set forth in the Homeland Security Advisory Council Culture Task Force Report of January 2007.

(b) **IDENTIFICATION OF TERMS.**—As part of this consideration, the Secretary, acting through the Chief Human Capital Officer, shall identify an appropriate term, as among “workforce”, “personnel”, and “employee”, to replace “human capital” and integrate its use throughout the operations, policies, and programs of the Department of Homeland Security.

**SEC. 510. HOMELAND SECURITY EDUCATION PROGRAM ENHANCEMENTS.**

Section 845(b) of the Homeland Security Act of 2002 (6 U.S.C. 415(b)) is amended to read as follows:

“(b) **LEVERAGING OF EXISTING RESOURCES.**—To maximize efficiency and effectiveness in carrying out the Program, the Administrator shall use curricula modeled on existing Department-reviewed Master’s Degree curricula in homeland security, including curricula pending accreditation, together with associated learning materials, quality assessment tools, digital libraries, asynchronous distance learning, video conferencing, exercise systems, and other educational facilities, including the National Domestic Preparedness Consortium, the National Fire Academy, and the Emergency

Management Institute. The Administrator may develop additional educational programs, as appropriate.”.

**SEC. 511. REPEAL OF CHAPTER 97 OF TITLE 5, UNITED STATES CODE.**

(a) **REPEAL.**—

(1) **IN GENERAL.**—Effective as of the date specified in section 4 of the Homeland Security Act of 2002 (6 U.S.C. 101 note), chapter 97 of title 5, United States Code (as added by section 841(a)(2) of such Act), section 841(b)(3) of such Act, and subsections (c) and (e) of section 842 of such Act are repealed.

(2) **REGULATIONS.**—Any regulations prescribed under authority of chapter 97 of title 5, United States Code, are void ab initio.

(b) **CLERICAL AMENDMENT.**—The table of chapters for part III of title 5, United States Code, is amended by striking the item relating to chapter 97.

**SEC. 512. UTILIZATION OF NON-LAW ENFORCEMENT FEDERAL EMPLOYEES AS INSTRUCTORS FOR NON-LAW ENFORCEMENT CLASSES AT THE BORDER PATROL TRAINING ACADEMY.**

The Director of the Federal Law Enforcement Training Center (FLETC) of the Department of Homeland Security, in consultation with the Chief of the Border Patrol, is authorized to select appropriate employees of the Federal Government other than law enforcement officers (as defined in section 8401(17) of title 5, United States Code) to serve as instructors of non-law enforcement classes.

**SEC. 513. TERMINATION OF EMPLOYMENT OF VOLUNTEER FIREFIGHTERS AND EMERGENCY MEDICAL PERSONNEL PROHIBITED.**

(a) **TERMINATION PROHIBITED.**—

(1) **IN GENERAL.**—No employee may be terminated, demoted, or in any other manner discriminated against in the terms and conditions of employment because such employee is absent from or late to the employee’s employment for the purpose of serving as a volunteer firefighter or providing volunteer emergency medical services as part of a response to an emergency or major disaster.

(2) **DEPLOYMENT.**—The prohibition in paragraph (1) shall apply to an employee serving as a volunteer firefighter or providing volunteer emergency medical services if such employee—

(A) is specifically deployed to respond to the emergency or major disaster in accordance with a coordinated national deployment system such as the Emergency Management Assistance Compact or a pre-existing mutual aid agreement; or

(B) is a volunteer firefighter who—

(i) is a member of a qualified volunteer fire department that is located in the State in which the emergency or major disaster occurred;

(ii) is not a member of a qualified fire department that has a mutual aid agreement with a community affected by such emergency or major disaster; and

(iii) has been deployed by the emergency management agency of such State to respond to such emergency or major disaster.

(3) **LIMITATIONS.**—The prohibition in paragraph (1) shall not apply to an employee who—

(A) is absent from the employee’s employment for the purpose described in paragraph (1) for more than 14 days per calendar year;

(B) responds to the emergency or major disaster without being officially deployed as described in paragraph (2); or

(C) fails to provide the written verification described in paragraph (5) within a reasonable period of time.

(4) **WITHHOLDING OF PAY.**—An employer may reduce an employee’s regular pay for any time that the employee is absent from the employee’s employment for the purpose described in paragraph (1).

(5) **VERIFICATION.**—An employer may require an employee to provide a written verification from the official of the Federal Emergency Management Agency supervising the Federal response to the emergency or major disaster or a local or State official managing the local or State response to the emergency or major disaster that states—

(A) the employee responded to the emergency or major disaster in an official capacity; and

(B) the schedule and dates of the employee’s participation in such response.

(6) **REASONABLE NOTICE REQUIRED.**—An employee who may be absent from or late to the employee’s employment for the purpose described in paragraph (1) shall—

(A) make a reasonable effort to notify the employee’s employer of such absence; and

(B) continue to provide reasonable notifications over the course of such absence.

(b) **RIGHT OF ACTION.**—

(1) **RIGHT OF ACTION.**—An individual who has been terminated, demoted, or in any other manner discriminated against in the terms and conditions of employment in violation of the prohibition described in subsection (a) may bring, in a district court of the United States of appropriate jurisdiction, a civil action against individual’s employer seeking—

(A) reinstatement of the individual’s former employment;

(B) payment of back wages;

(C) reinstatement of benefits; and

(D) if the employment granted seniority rights, reinstatement of seniority rights.

(2) **LIMITATION.**—The individual shall commence a civil action under this section not later than 1 year after the date of the violation of the prohibition described in subsection (a).

(c) **STUDY AND REPORT.**—

(1) **STUDY.**—The Secretary of Labor shall conduct a study on the impact that the requirements of this section could have on the employers of volunteer firefighters or individuals who provide volunteer emergency medical services and who may be called on to respond to an emergency or major disaster.

(2) **REPORT.**—Not later than 12 months after the date of the enactment of this Act, the Secretary of Labor shall submit a report of the study conducted under paragraph (1) to the Committee on Health, Education, Labor, and Pensions and the Committee on Small Business and Entrepreneurship of the Senate and the Committee on Education and the Workforce and the Committee on Small Business of the House of Representatives.

(d) **DEFINITIONS.**—In this section—

(1) the term “emergency” has the meaning given such term in section 102 of the Robert T. Stafford Disaster Relief and Emergency Assistance Act (42 U.S.C. 5122);

(2) the term “major disaster” has the meanings given such term in section 102 of the Robert T. Stafford Disaster Relief and Emergency Assistance Act (42 U.S.C. 5122);

(3) the term “qualified volunteer fire department” has the meaning given such term in section 150(e) of the Internal Revenue Code of 1986;

(4) the term “volunteer emergency medical services” means emergency medical services performed on a voluntary basis for a fire department or other emergency organization; and

(5) the term “volunteer firefighter” means an individual who is a member in good standing of a qualified volunteer fire department.

**TITLE VI—BIOPREPAREDNESS IMPROVEMENTS**

**SEC. 601. CHIEF MEDICAL OFFICER AND OFFICE OF HEALTH AFFAIRS.**

Section 516 of the Homeland Security Act of 2002 (6 U.S.C. 321e) is amended to read as follows:



**“SEC. 516. CHIEF MEDICAL OFFICER.**

“(a) IN GENERAL.—There is in the Department a Chief Medical Officer, who shall be appointed by the President, by and with the advice and consent of the Senate, and shall have the rank and title of Assistant Secretary for Health Affairs and Chief Medical Officer (in this section referred to as the ‘Chief Medical Officer’).”

“(b) OFFICE OF HEALTH AFFAIRS.—There is in the Department an Office of Health Affairs, which shall be headed by the Chief Medical Officer.

“(c) QUALIFICATIONS.—The individual appointed as the Chief Medical Officer shall possess a demonstrated ability in and knowledge of medicine, public health, and the treatment of illnesses caused by chemical, biological, nuclear, and radiological agents.

“(d) RESPONSIBILITIES.—The Chief Medical Officer shall have the primary responsibility within the Department for medical and health issues related to the general roles, responsibilities, and operations of the Department, and terrorist attacks, major disasters, and other emergencies, including—

“(1) serving as the principal advisor to the Secretary and leading the Department’s medical care, public health, food, water, veterinary care, and agro- security and defense responsibilities;

“(2) providing oversight for all medically-related actions and protocols of the Department’s medical personnel;

“(3) administering the Department’s responsibilities for medical readiness, including—

“(A) planning and guidance to support improvements in local training, equipment, and exercises funded by the Department; and

“(B) consistent with the National Response Plan established pursuant to Homeland Security Presidential Directive 8, assisting in fulfilling the Department’s roles in related emergency support functions;

“(4) serving as the Department’s primary point of contact with the Department of Agriculture, the Department of Defense, the Department of Health and Human Services, the Department of Transportation, the Department of Veterans Affairs, and other Federal departments and agencies, on all matters of medical and public health to ensure coordination consistent with the National Response Plan;

“(5) serving as the Department’s primary point of contact for State, local, tribal, and territorial governments, the medical community, and the private sector, to ensure that medical readiness and response activities are coordinated and consistent with the National Response Plan and the Secretary’s incident management requirements;

“(6) managing the Department’s biodefense and biosurveillance activities including the National Biosurveillance Integration System, and the Departments responsibilities under Project BioShield in coordination with the Under Secretary of Science and Technology as appropriate;

“(7) assuring that the Department’s workforce has science-based policy, standards, requirements, and metrics for occupational safety and health;

“(8) supporting the operational requirements of the Department’s components with respect to protective medicine and tactical medical support;

“(9) developing, in coordination with appropriate Department entities and other appropriate Federal agencies, end-to-end plans for prevention, readiness, protection, response, and recovery from catastrophic events with human, animal, agricultural, or environmental health consequences;

“(10) integrating into the end-to-end plans developed under paragraph (9), Department of Health and Human Services’ efforts to identify and deploy medical assets (including

human, fixed, and material assets) used in preparation for or response to national disasters and catastrophes, and to enable access to patient electronic medical records by medical personnel to aid treatment of displaced persons in such circumstance, in order to assure that actions of both Departments are combined for maximum effectiveness during an emergency consistent with the National Response Plan and applicable emergency support functions;

“(11) performing other duties relating to such responsibilities as the Secretary may require; and

“(12) directing and maintaining a coordinated system for medical support of the Department’s operational activities.”

**SEC. 602. IMPROVING THE MATERIAL THREATS PROCESS.**

(a) IN GENERAL.—Section 319F-2(c)(2)(A) of the Public Health Service Act (42 U.S.C. 247d-6b(c)(2)(A)) is amended—

(1) by redesignating clauses (i) and (ii) as subclauses (I) and (II), respectively;

(2) by moving each of such subclauses two ems to the right;

(3) by striking “(A) MATERIAL THREAT.—The Homeland Security Secretary” and inserting the following:

“(A) MATERIAL THREAT.—

“(i) IN GENERAL.—The Secretary of Homeland Security”; and

(4) by adding at the end the following clauses:

“(ii) USE OF EXISTING RISK ASSESSMENTS.—For the purpose of satisfying the requirements of clause (i) as expeditiously as possible, the Secretary of Homeland Security shall, as practicable, utilize existing risk assessments that the Secretary of Homeland Security, in consultation with the Secretaries of Health and Human Services, Defense, and Agriculture, and the heads of other appropriate Federal agencies, considers credible.

“(iii) ORDER OF ASSESSMENTS.—

“(I) GROUPINGS TO FACILITATE ASSESSMENT OF COUNTERMEASURES.—In conducting threat assessments and determinations under clause (i) of chemical, biological, radiological, and nuclear agents, the Secretary of Homeland Security shall, to the extent practicable and appropriate, consider the completion of such assessments and determinations for groups of agents toward the goal of facilitating the assessment of countermeasures under paragraph (3) by the Secretary of Health and Human Services.

“(II) CATEGORIES OF COUNTERMEASURES.—The grouping of agents under subclause (I) by the Secretary of Homeland Security shall be designed to facilitate assessments under paragraph (3) by the Secretary of Health and Human Services regarding the following two categories of countermeasures:

“(aa) Countermeasures that may address more than one agent identified under clause (i)(II).

“(bb) Countermeasures that may address adverse health consequences that are common to exposure to different agents.

“(III) RULE OF CONSTRUCTION.—A particular grouping of agents pursuant to subclause (II) is not required under such subclause to facilitate assessments of both categories of countermeasures described in such subclause. A grouping may concern one category and not the other.

“(iv) DEADLINE FOR COMPLETION OF CERTAIN MATERIAL THREAT DETERMINATIONS.—With respect to chemical, biological, radiological, and nuclear agents known to the Secretary of Homeland Security as of the day before the date of the enactment of this clause, and which such Secretary considers to be capable of significantly affecting national security, such Secretary shall complete the determinations under clause (i)(II) not later than December 31, 2007.

“(v) REPORT TO CONGRESS.—Not later than 30 days after the date on which the Secretary of Homeland Security completes a material threat assessment under clause (i), the Secretary shall submit to Congress a report containing the results of such assessment.

“(vi) DEFINITION.—For purposes of this subparagraph, the term ‘risk assessment’ means a scientific, technically-based analysis of agents that incorporates threat, vulnerability, and consequence information.”

(b) AUTHORIZATION OF APPROPRIATIONS.—Section 521(d) of the Homeland Security Act of 2002 (6 U.S.C. 321j(d)) is amended—

(1) in paragraph (1), by striking “2006,” and inserting “2009.”; and

(2) by adding at the end the following:

“(3) ADDITIONAL AUTHORIZATION OF APPROPRIATIONS REGARDING CERTAIN THREAT ASSESSMENTS.—For the purpose of providing an additional amount to the Secretary to assist the Secretary in meeting the requirements of clause (iv) of section 319F-2(c)(2)(A) of the Public Health Service Act (relating to time frames), there are authorized to be appropriated such sums as may be necessary for fiscal year 2008, in addition to the authorization of appropriations established in paragraph (1). The purposes for which such additional amount may be expended include conducting risk assessments regarding clause (i)(II) of such section when there are no existing risk assessments that the Secretary considers credible.”

**SEC. 603. STUDY ON NATIONAL BIODEFENSE TRAINING.**

(a) STUDY REQUIRED.—The Secretary of Homeland Security shall, in consultation with the Secretary of Defense and the Secretary for Health and Human Services, conduct a joint study to determine the staffing and training requirements for pending capital programs to construct biodefense laboratories (including agriculture and animal laboratories) at Biosafety Level 3 and Biosafety Level 4 or to expand current biodefense laboratories to such biosafety levels.

(b) ELEMENTS.—In conducting the study, the Secretaries shall address the following:

(1) The number of trained personnel, by discipline and qualification level, required for existing biodefense laboratories at Biosafety Level 3 and Biosafety Level 4, including the number trained in Good Laboratory Practices (GLP).

(2) The number of research and support staff, including researchers, laboratory technicians, animal handlers, facility managers, facility or equipment maintainers, safety and security personnel (including biosafety, physical security, and cybersecurity personnel), and other safety personnel required to manage biodefense research efforts to combat bioterrorism at the planned biodefense laboratories described in subsection (a).

(3) The training required to provide the personnel described by paragraphs (1) and (2), including the type of training (whether classroom, laboratory, or field training) required, the length of training required by discipline, and the curriculum required to be developed for such training.

(4) Training schedules necessary to meet the scheduled openings of the biodefense laboratories described in subsection (a), including schedules for refresher training and continuing education that may be necessary for that purpose.

(c) REPORT.—Not later than December 31, 2007, the Secretaries shall submit to Congress a report setting forth the results of the study conducted under this section.

**SEC. 604. NATIONAL BIOSURVEILLANCE INTEGRATION CENTER.**

(a) IN GENERAL.—Title III of the Homeland Security Act of 2002 (6 U.S.C. 181 et seq.) is amended by adding at the end the following new section:

**“SEC. 316. NATIONAL BIOSURVEILLANCE INTEGRATION CENTER.**

“(a) ESTABLISHMENT.—The Secretary shall establish a National Biosurveillance Integration Center (referred to in this section as the ‘NBIC’) to enhance the capability of the Federal Government to rapidly identify, characterize, and localize a biological event by integrating and analyzing data related to human health, animals, plants, food, and the environment. The NBIC shall be headed by a Director.

“(b) INTEGRATED BIOSURVEILLANCE NETWORK.—As part of the NBIC, the Director shall develop, operate, and maintain an integrated network to detect, as early as possible, a biological event that presents a risk to the United States or the infrastructure or key assets of the United States. The network shall—

“(1) consolidate data from all relevant surveillance systems maintained by the Department and other governmental and private sources, both foreign and domestic, to the extent practicable; and

“(2) use an information technology system that uses the best available statistical and other analytical tools to identify and characterize biological events in as close to real-time as possible.

**“(c) RESPONSIBILITIES.—**

“(1) IN GENERAL.—The Director shall—

“(A) monitor on an ongoing basis the availability and appropriateness of candidate data feeds and solicit new surveillance systems with data that would enhance biological situational awareness or overall performance of the NBIC;

“(B) review and seek to improve on an ongoing basis the statistical and other analytical methods used by the NBIC;

“(C) establish a procedure to enable Federal, State and local government, and private sector entities to report suspicious events that could warrant further assessments by the NBIC;

“(D) receive and consider all relevant homeland security information; and

“(E) provide technical assistance, as appropriate, to all Federal, State, and local government entities and private sector entities that contribute data relevant to the operation of the NBIC.

“(2) ASSESSMENTS.—The Director shall—

“(A) continuously evaluate available data for evidence of a biological event; and

“(B) integrate homeland security information with NBIC data to provide overall biological situational awareness and determine whether a biological event has occurred.

“(3) INFORMATION SHARING.—The Director shall—

“(A) establish a mechanism for real-time communication with the National Operations Center;

“(B) provide integrated information to the heads of the departments and agencies with which the Director has entered into an agreement under subsection (d);

“(C) notify the Secretary, the head of the National Operations Center, and the heads of appropriate Federal, State, tribal, and local entities of any significant biological event identified by the NBIC;

“(D) provide reports on NBIC assessments to Federal, State, and local government entities, including departments and agencies with which the Director has entered into an agreement under subsection (d), and any private sector entities, as considered appropriate by the Director; and

“(E) use information sharing networks available to the Department for distributing NBIC incident or situational awareness reports.

“(d) INTERAGENCY AGREEMENTS.—

“(1) IN GENERAL.—The Secretary shall, where feasible, enter into agreements with the heads of appropriate Federal depart-

ments and agencies, including the Department of Health and Human Services, Department of Defense, the Department of Agriculture, the Department of State, the Department of Interior, and the Intelligence Community.

“(2) CONTENT OF AGREEMENTS.—Under an agreement entered into under paragraph (1), the head of a Federal department or agency shall agree to—

“(A) use the best efforts of the department or agency to integrate biosurveillance information capabilities through NBIC;

“(B) provide timely, evaluated information to assist the NBIC in maintaining biological situational awareness for timely and accurate detection and response purposes;

“(C) provide connectivity for the biosurveillance data systems of the department or agency to the NBIC network under mutually agreed protocols;

“(D) detail, if practicable, to the NBIC department or agency personnel with relevant expertise in human, animal, plant, food, or environmental disease analysis and interpretation;

“(E) retain responsibility for the surveillance and intelligence systems of that department or agency, if applicable; and

“(F) participate in forming the strategy and policy for the operation and information sharing practices of the NBIC.

“(e) NOTIFICATION OF DIRECTOR.—The Secretary shall ensure that the Director is notified of homeland security information relating to any significant biological threat and receives all classified and unclassified reports related to such a threat in a timely manner.

“(f) ADMINISTRATIVE AUTHORITIES.—

“(1) PRIVACY.—The Secretary shall—

“(A) designate the NBIC as a public health authority;

“(B) ensure that the NBIC complies with any applicable requirements of the Health Insurance Portability and Accountability Act of 1996; and

“(C) ensure that all applicable privacy regulations are strictly adhered to in the operation of the NBIC and the sharing of any information related to the NBIC.

“(2) COLLECTION OF INFORMATION.—The NBIC, as a public health authority with a public health mission, is authorized to collect or receive health information, including such information protected under the Health Insurance Portability and Accountability Act of 1996, for the purpose of preventing or controlling disease, injury, or disability.

“(g) NBIC INTERAGENCY WORKING GROUP.—The Director shall—

“(1) establish an interagency working group to facilitate interagency cooperation to advise the Director on recommendations to enhance the biosurveillance capabilities of the Department; and

“(2) invite officials of Federal agencies that conduct biosurveillance programs, including officials of the departments and agencies with which the Secretary has entered into an agreement under subsection (d), to participate in the working group.

“(h) ANNUAL REPORT REQUIRED.—Not later than December 31 of each year, the Secretary shall submit to Congress a report that contains each of the following:

“(1) A list of departments, agencies, and private or nonprofit entities participating in the NBIC and a description of the data that each entity has contributed to the NBIC during the preceding fiscal year.

“(2) The schedule for obtaining access to any relevant biosurveillance information not received by the NBIC as of the date on which the report is submitted.

“(3) A list of Federal, State, and local government entities and private sector entities that have direct or indirect access to the information that is integrated by the NBIC.

“(4) For any year before the NBIC is fully implemented or any year in which any major structural or institutional change is made to the NBIC, an implementation plan for the NBIC that includes cost, schedule, key milestones, and the status of such milestones.

“(i) RELATIONSHIP TO OTHER DEPARTMENTS AND AGENCIES.—The authority of the Secretary under this section shall not affect an authority or responsibility of any other Federal department or agency with respect to biosurveillance activities under any program administered by that department or agency.

“(j) AUTHORIZATION OF APPROPRIATIONS.—There are authorized to be appropriated to carry out this section such sums as may be necessary for each fiscal year.

“(k) BIOLOGICAL EVENT.—For purposes of this section, the term ‘biological event’ means—

“(1) an act of terrorism involving biological agents or toxins of known or unknown origin; or

“(2) a naturally occurring outbreak of an infectious disease that may be of potential national significance.”.

(b) CLERICAL AMENDMENT.—The table of contents in section 1(b) of such Act is amended by inserting after the items relating to such title the following:

“Sec. 316. National Biosurveillance Integration Center.”.

(c) DEADLINE FOR IMPLEMENTATION.—The National Biosurveillance Integration Center required under section 316 of the Homeland Security Act of 2002, as added by subsection (a), shall be fully operational by not later than September 30, 2008.

**SEC. 605. RISK ANALYSIS PROCESS AND INTEGRATED CBRN RISK ASSESSMENT.**

(a) IN GENERAL.—Title III of the Homeland Security Act of 2002 (6 U.S.C. 181 et seq.) is further amended by adding at the end the following:

**“SEC. 317. RISK ANALYSIS PROCESS AND INTEGRATED CBRN RISK ASSESSMENT.**

“(a) RISK ANALYSIS PROCESS.—The Secretary shall develop a risk analysis process that utilizes a scientific, quantitative methodology to assess and manage risks posed by chemical, biological, radiological, and nuclear (CBRN) agents.

“(b) INTEGRATED CBRN RISK ASSESSMENT.—The Secretary shall use the process developed under subsection (a) to conduct a risk assessment that shall support the integration of chemical, biological, radiological, and nuclear agents.

“(c) PURPOSE.—The purpose of the risk analysis process developed under subsection (a) and the integrated risk assessment conducted under subsection (b) shall be to identify high risk agents, determine how best to mitigate those risks, and guide resource allocation. Such risk analysis shall—

“(1) facilitate satisfaction of the requirements of section 602;

“(2) guide research, development, acquisition, and deployment of applicable countermeasures, including detection systems;

“(3) identify key knowledge gaps or vulnerabilities in the CBRN defense posture of the Department;

“(4) enable rebalancing and refining of investments within individual classes of threat agents as well as across such classes; and

“(5) support end-to-end assessments of the overall CBRN defense policy of the Department, taking into account the full spectrum of countermeasures available, including prevention, preparedness, planning, response and recovery activities, to better steer investments to strategies with the greatest potential for mitigating identified risks.

“(d) RISK INFORMATION.—

“(1) CLASSES OF THREAT AGENTS.—In developing the risk analysis process under subsection (a) and conducting the risk assessment under subsection (b), the Secretary

shall consider risks posed by the following classes of threats:

- “(A) Chemical threats, including—
- “(i) toxic industrial materials and chemicals;
- “(ii) traditional chemical warfare agents; and
- “(iii) non-traditional agents, which are defined as novel chemical threat agents or toxicants requiring adapted countermeasures.

- “(B) Biological threats, including—
- “(i) traditional agents listed by the Centers of Disease Control and Prevention as Category A, B, and C pathogens and toxins;
- “(ii) enhanced agents, which are defined as traditional agents that have been modified or selected to enhance their ability to harm human populations or circumvent current countermeasures;
- “(iii) emerging agents, which are defined as previously unrecognized pathogens that may be naturally occurring and present a serious risk to human populations; and
- “(iv) advanced or engineered agents, which are defined as novel pathogens or other materials of biological nature that have been artificially engineered in the laboratory to bypass traditional countermeasures or produce a more severe or otherwise enhanced spectrum of disease.

- “(C) Nuclear and radiological threats, including fissile and other radiological material that could be incorporated into an improvised nuclear device or a radiological dispersal device or released into a wide geographic area by damage to a nuclear reactor.
- “(D) Threats to the agriculture sector and food and water supplies.
- “(E) Other threat agents the Secretary determines appropriate.

“(2) SOURCES.—The risk analysis process developed under subsection (a) shall be informed by findings of the intelligence and law enforcement communities and integrated with expert input from the scientific, medical, and public health communities, including from relevant components of the Department and other Federal agencies.

“(3) DATA QUALITY, SPECIFICITY, AND CONFIDENCE.—In developing the risk analysis process under subsection (a), the Secretary shall consider the degree of uncertainty and variability in the available scientific information and other information about the classes of threat agents under paragraph (1). An external review shall be conducted to assess the ability of the risk analysis process developed by the Secretary to address areas of large degrees of uncertainty.

“(4) NEW INFORMATION.—The Secretary shall frequently and systematically update the risk assessment conducted under subsection (b), as needed, to incorporate emerging intelligence information or technological changes in order to keep pace with evolving threats and rapid scientific advances.

“(e) METHODOLOGY.—The risk analysis process developed by the Secretary under subsection (a) shall—

- “(1) consider, as variables—
- “(A) threat, or the likelihood that a type of attack that might be attempted;
- “(B) vulnerability, or the likelihood that an attacker would succeed; and
- “(C) consequence, or the likely impact of an attack;
- “(2) evaluate the consequence component of risk as it relates to mortality, morbidity, and economic effects;
- “(3) allow for changes in assumptions to evaluate a full range of factors, including technological, economic, and social trends, which may alter the future security environment;
- “(4) contain a well-designed sensitivity analysis to address high degrees of uncertainty associated with the risk analyses of certain CBRN agents;

“(5) utilize red teaming analysis to identify vulnerabilities an adversary may discover and exploit in technology, training, and operational procedures and to identify open-source information that could be used by those attempting to defeat the countermeasures; and

“(6) incorporate an interactive interface that makes results and limitations transparent and useful to decision makers for identifying appropriate risk management activities.

“(f) COORDINATION.—The Secretary shall ensure that all risk analysis activities with respect to radiological or nuclear materials shall be conducted in coordination with the Domestic Nuclear Detection Office.

“(g) TIMEFRAME; REPORTS TO CONGRESS.—

“(1) INITIAL REPORT.—By not later than June 2008, the Secretary shall complete the first formal, integrated, CBRN risk assessment required under subsection (b) and shall submit to Congress a report summarizing the findings of such assessment and identifying improvements that could be made to enhance the transparency and usability of the risk analysis process developed under subsection (a).

“(2) UPDATES TO REPORT.—The Secretary shall submit to Congress updates to the findings and report in paragraph (1), when appropriate, but by not later than two years after the date on which the initial report is submitted. Such updates shall reflect improvements in the risk analysis process developed under subsection (a).”.

(b) CLERICAL AMENDMENT.—The table of contents in section 1(b) of such Act is amended by inserting after the items relating to such title the following:

“Sec. 317. Risk analysis process and integrated CBRN risk assessment.”.

**TITLE VII—HOMELAND SECURITY  
CYBERSECURITY IMPROVEMENTS**

**SEC. 701. CYBERSECURITY AND COMMUNICATIONS.**

(a) IN GENERAL.—Subtitle C of title II of the Homeland Security Act of 2002 (6 U.S.C. 141 et seq.) is amended by adding at the end the following new section:

“SEC. 226. OFFICE OF CYBERSECURITY AND COMMUNICATIONS.

“(a) IN GENERAL.—There shall be within the Department of Homeland Security an Office of Cybersecurity and Communications, which shall be headed by the Assistant Secretary for Cybersecurity and Communications.

“(b) DUTY OF THE ASSISTANT SECRETARY.—The Assistant Secretary shall assist the Secretary in carrying out the responsibilities of the Department regarding cybersecurity and communications.

“(c) RESPONSIBILITIES.—The Assistant Secretary shall be responsible for overseeing preparation, situational awareness, response, reconstitution, and mitigation necessary for cybersecurity and to protect communications from terrorist attacks, major disasters, and other emergencies, including large-scale disruptions, and shall conduct the following activities to execute those responsibilities:

- “(1) PREPARATION AND SITUATIONAL AWARENESS.—
- “(A) Establish and maintain a capability within the Department for ongoing activities to identify threats to critical information infrastructure to aid in detection of vulnerabilities and warning of potential acts of terrorism and other attacks.
- “(B) Conduct risk assessments on critical information infrastructure with respect to acts of terrorism and other large-scale disruptions, identify and prioritize vulnerabilities in critical information infrastructure, and coordinate the mitigation of such vulnerabilities.

“(C) Develop a plan for the continuation of critical information operations in the event of a cyber attack or other large-scale disruption of the information infrastructure of the United States.

“(D) Oversee an emergency communications system in the event of an act of terrorism or other large-scale disruption of the information infrastructure of the United States.

“(2) RESPONSE AND RECONSTITUTION.—

“(A) Define what qualifies as a cyber incident of national significance for purposes of the National Response Plan.

“(B) Ensure that the Department’s priorities, procedures, and resources are in place to reconstitute critical information infrastructures in the event of an act of terrorism or other large-scale disruption.

“(3) MITIGATION.—

“(A) Develop a national cybersecurity awareness, training, and education program that promotes cybersecurity awareness within the Federal Government and throughout the Nation.

“(B) Consult and coordinate with the Under Secretary for Science and Technology on cybersecurity research and development to strengthen critical information infrastructure against acts of terrorism and other large-scale disruptions.

“(d) DEFINITION.—In this section the term ‘critical information infrastructure’ means systems and assets, whether physical or virtual, used in processing, transferring, and storing information so vital to the United States that the incapacity or destruction of such systems and assets would have a debilitating impact on security, national economic security, national public health or safety, or any combination of those matters.”.

(b) CLERICAL AMENDMENT.—The table of contents in section 1(b) of such Act is amended by inserting at the end of the items relating to subtitle C of title II the following:

“Sec. 226. Office of Cybersecurity and Communications.”.

**SEC. 702. CYBERSECURITY RESEARCH AND DEVELOPMENT.**

(a) IN GENERAL.—The Under Secretary for Science and Technology shall support research, development, testing, evaluation, and transition of cybersecurity technology, including fundamental, long-term research to improve the ability of the United States to prevent, protect against, detect, respond to, and recover from acts of terrorism and cyber attacks, with emphasis on research and development relevant to large-scale, high-impact attacks.

(b) ACTIVITIES.—The research and development supported under subsection (a) shall include work to—

- (1) advance the development and accelerate the deployment of more secure versions of fundamental Internet protocols and architectures, including for the domain name system and routing protocols;
- (2) improve and create technologies for detecting attacks or intrusions, including monitoring technologies;
- (3) improve and create mitigation and recovery methodologies, including techniques for containment of attacks and development of resilient networks and systems that degrade gracefully;
- (4) develop and support infrastructure and tools to support cybersecurity research and development efforts, including modeling, testbeds, and data sets for assessment of new cybersecurity technologies;
- (5) assist the development and support of technologies to reduce vulnerabilities in process control systems (PCS); and

“(C) Develop a plan for the continuation of critical information operations in the event of a cyber attack or other large-scale disruption of the information infrastructure of the United States.

“(D) Oversee an emergency communications system in the event of an act of terrorism or other large-scale disruption of the information infrastructure of the United States.

“(2) RESPONSE AND RECONSTITUTION.—

“(A) Define what qualifies as a cyber incident of national significance for purposes of the National Response Plan.

“(B) Ensure that the Department’s priorities, procedures, and resources are in place to reconstitute critical information infrastructures in the event of an act of terrorism or other large-scale disruption.

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(b) CLERICAL AMENDMENT.—The table of contents in section 1(b) of such Act is amended by inserting at the end of the items relating to subtitle C of title II the following:

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- (4) develop and support infrastructure and tools to support cybersecurity research and development efforts, including modeling, testbeds, and data sets for assessment of new cybersecurity technologies;
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“(C) Develop a plan for the continuation of critical information operations in the event of a cyber attack or other large-scale disruption of the information infrastructure of the United States.

“(D) Oversee an emergency communications system in the event of an act of terrorism or other large-scale disruption of the information infrastructure of the United States.

“(2) RESPONSE AND RECONSTITUTION.—

“(A) Define what qualifies as a cyber incident of national significance for purposes of the National Response Plan.

“(B) Ensure that the Department’s priorities, procedures, and resources are in place to reconstitute critical information infrastructures in the event of an act of terrorism or other large-scale disruption.

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“(A) Develop a national cybersecurity awareness, training, and education program that promotes cybersecurity awareness within the Federal Government and throughout the Nation.

“(B) Consult and coordinate with the Under Secretary for Science and Technology on cybersecurity research and development to strengthen critical information infrastructure against acts of terrorism and other large-scale disruptions.

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“(D) Oversee an emergency communications system in the event of an act of terrorism or other large-scale disruption of the information infrastructure of the United States.

“(2) RESPONSE AND RECONSTITUTION.—

“(A) Define what qualifies as a cyber incident of national significance for purposes of the National Response Plan.

“(B) Ensure that the Department’s priorities, procedures, and resources are in place to reconstitute critical information infrastructures in the event of an act of terrorism or other large-scale disruption.

(6) test, evaluate, and facilitate the transfer of technologies associated with the engineering of less vulnerable software and securing the IT software development lifecycle.

(c) **COORDINATION.**—In carrying out this section, the Under Secretary for Science and Technology shall coordinate activities with—

(1) the Assistant Secretary for Cybersecurity and Communications; and

(2) other Federal agencies, including the National Science Foundation, the Defense Advanced Research Projects Agency, the Information Assurance Directorate of the National Security Agency, the National Institute of Standards and Technology, the Department of Commerce, and other appropriate working groups established by the President to identify unmet needs and cooperatively support activities, as appropriate.

(d) **AUTHORIZATION OF APPROPRIATIONS.**—Of the amount authorized by section 101, there is authorized to be appropriated for the Department of Homeland Security for fiscal year 2008, \$50,000,000, for the cybersecurity research and development activities of the Directorate for Science and Technology to prevent, detect, and respond to acts of terrorism and other large-scale disruptions to information infrastructure.

**SEC. 703. COLLABORATION.**

In carrying out this title, the Assistant Secretary of Homeland Security for Cybersecurity and Communications shall collaborate with any Federal entity that, under law, has authority over the activities set forth in this title.

**TITLE VIII—SCIENCE AND TECHNOLOGY IMPROVEMENTS**

**SEC. 801. REPORT TO CONGRESS ON STRATEGIC PLAN.**

Not later than 120 days after the date of enactment of this Act, the Under Secretary for Science and Technology shall transmit to Congress the strategic plan described in section 302(2) of the Homeland Security Act of 2002 (6 U.S.C. 182(2)). In addition to the requirements described in that section 302(2), the strategic plan transmitted under this section shall include—

(1) a strategy to enhance the Directorate for Science and Technology workforce, including education and training programs, improving morale, minimizing turnover, strengthening workforce recruitment, and securing institutional knowledge;

(2) the Department policy describing the procedures by which the Directorate for Science and Technology hires and administers assignments to individuals assigned to the Department as detailees under an arrangement described in subchapter VI of chapter 33 of title 5, United States Code;

(3) the Department policy governing the responsibilities of the Under Secretary for Science and Technology, the Under Secretary for Policy, and the Under Secretary for Management, and the operational components of the Department regarding research, development, testing, evaluation, and procurement of homeland security technologies;

(4) a description of the methodology by which research, development, testing, and evaluation is prioritized and funded by the Directorate for Science and Technology;

(5) a description of the performance measurements to be used or a plan to develop performance measurements that can be used to annually evaluate the Directorate for Science and Technology's activities, mission performance, and stewardship of resources;

(6) a plan for domestic and international coordination of all related programs and activities within the Department and throughout Federal agencies, State, local, and tribal governments, the emergency responder community, industry, and academia;

(7) a plan for leveraging the expertise of the National Laboratories, the process for allocating funding to the National Laboratories, and a plan for fulfilling existing National Laboratory infrastructure commitments to maintain current capabilities and meet mission needs; and

(8) a strategy for the Homeland Security Advanced Research Projects Agency that includes—

(A) a mission statement;

(B) a description of the Department's high risk and high payoff research, development, test, and evaluation strategy; and

(C) internal policies designed to encourage innovative solutions.

**SEC. 802. CENTERS OF EXCELLENCE PROGRAM.**

(a) **AUTHORIZATION OF APPROPRIATIONS.**—Of the amount authorized by section 101, there is authorized to be appropriated to the Secretary of Homeland Security for carrying out the Centers of Excellence Program \$31,000,000 for fiscal year 2008 such that each center that received funding in fiscal year 2007 shall receive, at a minimum, the same amount it received in fiscal year 2007.

(b) **MINORITY SERVING INSTITUTIONS PROGRAM.**—Of the amount authorized by section 101, there is authorized to be appropriated to the Secretary of Homeland Security for carrying out the Minority Serving Institutions Program \$8,000,000 for fiscal year 2008.

(c) **CENTERS OF EXCELLENCE PROGRAM PARTICIPATION.**—

(1) **REQUIREMENT.**—If, by the date of the enactment of this Act, the Secretary of Homeland Security has not selected a Minority Serving Institution to participate as a Center of Excellence under the Department of Homeland Security Centers of Excellence Program, at least one of the next four Centers of Excellence selected after the date of enactment of this Act shall be an otherwise eligible applicant that is a Minority Serving Institution.

(2) **MINORITY SERVING INSTITUTION DEFINED.**—In this subsection the term "Minority Serving Institution" means—

(A) an historically black college or university that receives assistance under part B of title III of the Higher Education Act of 1965 (20 U.S.C. 106 et seq.);

(B) an Hispanic-serving institution (as that term is defined in section 502 of the Higher Education Act of 1965 (20 U.S.C. 1101a)); or

(C) a tribally controlled college or university (as that term is defined in section 2 of the Tribally Controlled College or University Assistance Act of 1978 (25 U.S.C. 1801)).

**SEC. 803. NATIONAL RESEARCH COUNCIL STUDY OF UNIVERSITY PROGRAMS.**

(a) **STUDY.**—Not later than 3 months after the date of enactment of this Act, the Under Secretary for Science and Technology of the Department of Homeland Security shall seek to enter into an agreement with the National Research Council of the National Academy of Sciences to conduct a study to assess the University Programs of the Department, with an emphasis on the Centers of Excellence Program and the future plans for these programs, and make recommendations for appropriate improvements.

(b) **SUBJECTS.**—The study shall include—

(1) a review of key areas of study needed to support the homeland security mission, and criteria that should be utilized to determine those key areas for which the Department should maintain or establish Centers of Excellence;

(2) a review of selection criteria and weighting of such criteria for Centers of Excellence;

(3) an examination of the optimal role of Centers of Excellence in supporting the mission of the Directorate of Science and Technology and the most advantageous relationship between the Centers of Excellence and

the Directorate and the Department components the Directorate serves;

(4) an examination of the length of time the Centers of Excellence should be awarded funding and the frequency of the review cycle in order to maintain such funding, particularly given their focus on basic, long term research;

(5) identification of the most appropriate review criteria and metrics to measure demonstrable progress, and mechanisms for delivering and disseminating the research results of established Centers of Excellence within the Department, and to other Federal, State, and local agencies;

(6) an examination of the means by which academic institutions that are not designated or associated with Centers of Excellence can optimally contribute to the research mission of the Directorate;

(7) an assessment of the interrelationship between the different University Programs; and

(8) a review of any other essential elements of the University Programs to be determined in the conduct of the study.

(c) **REPORT.**—The Under Secretary for Science and Technology shall transmit a report containing the results of the study and recommendations required by subsection (a) and the Under Secretary's response to the recommendations, to the appropriate Congressional committees not later than 24 months after the date of enactment of this Act.

(d) **AUTHORIZATION OF APPROPRIATIONS.**—Of the amount authorized in section 101, there is authorized to be appropriated to carry out this section \$500,000.

**SEC. 804. STREAMLINING OF SAFETY ACT AND ANTITERRORISM TECHNOLOGY PROCUREMENT PROCESSES.**

(a) **PERSONNEL.**—The Secretary of Homeland Security shall ensure that, in addition to any personnel engaged in technical evaluations that may be appropriate, a sufficient number of full-time equivalent personnel, who are properly trained and qualified to apply legal, economic, and risk analyses, are involved in the review and prioritization of antiterrorism technologies for the purpose of determining whether such technologies may be designated by the Secretary as qualified antiterrorism technologies under section 862(b) of the SAFETY Act (6 U.S.C. 441(b)) or certified by the Secretary under section 863(d) of such Act (6 U.S.C. 442(d)).

(b) **COORDINATION WITHIN DEPARTMENT OF HOMELAND SECURITY.**—The Secretary of Homeland Security shall—

(1) establish a formal coordination process that includes the official of the Department of Homeland Security with primary responsibility for the implementation of the SAFETY Act, the Chief Procurement Officer of the Department, the Under Secretary for Science and Technology, the Under Secretary for Policy, and the Department of Homeland Security General Counsel to ensure the application of the litigation and risk management provisions of the SAFETY Act to antiterrorism technologies procured by the Department; and

(2) promote awareness and utilization of the litigation and risk management provisions of the SAFETY Act in the procurement of antiterrorism technologies.

(c) **ISSUANCE OF DEPARTMENTAL DIRECTIVE.**—The Secretary of Homeland Security shall, in accordance with the final rule implementing the SAFETY Act, issue a Departmental management directive providing for coordination between Department procurement officials and any other Department official responsible for implementing the SAFETY Act in advance of any Department procurement of an antiterrorism technology, as required under subsection (b).

**SEC. 805. PROMOTING ANTITERRORISM THROUGH INTERNATIONAL COOPERATION ACT.**

(a) IN GENERAL.—Title III of the Homeland Security Act of 2002 (6 U.S.C. 181 et seq.) is further amended by adding at the end the following:

**“SEC. 319. PROMOTING ANTITERRORISM THROUGH INTERNATIONAL COOPERATION PROGRAM.**

“(a) DEFINITIONS.—In this section:

“(1) DIRECTOR.—The term ‘Director’ means the Director selected under subsection (b)(2).

“(2) INTERNATIONAL COOPERATIVE ACTIVITY.—The term ‘international cooperative activity’ includes—

“(A) coordinated research projects, joint research projects, or joint ventures;

“(B) joint studies or technical demonstrations;

“(C) coordinated field exercises, scientific seminars, conferences, symposia, and workshops;

“(D) training of scientists and engineers;

“(E) visits and exchanges of scientists, engineers, or other appropriate personnel;

“(F) exchanges or sharing of scientific and technological information; and

“(G) joint use of laboratory facilities and equipment.

“(b) SCIENCE AND TECHNOLOGY HOMELAND SECURITY INTERNATIONAL COOPERATIVE PROGRAMS OFFICE.—

“(1) ESTABLISHMENT.—The Under Secretary shall establish the Science and Technology Homeland Security International Cooperative Programs Office.

“(2) DIRECTOR.—The Office shall be headed by a Director, who—

“(A) shall be selected by and shall report to the Under Secretary; and

“(B) may be an officer of the Department serving in another position.

“(3) RESPONSIBILITIES.—

“(A) DEVELOPMENT OF MECHANISMS.—The Director shall be responsible for developing, in consultation with the Department of State, understandings or agreements that allow and support international cooperative activity in support of homeland security research, development, and comparative testing.

“(B) PRIORITIES.—The Director shall be responsible for developing, in coordination with the Directorate of Science and Technology, the other components of the Department of Homeland Security, and other Federal agencies, strategic priorities for international cooperative activity in support of homeland security research, development, and comparative testing.

“(C) ACTIVITIES.—The Director shall facilitate the planning, development, and implementation of international cooperative activity to address the strategic priorities developed under subparagraph (B) through mechanisms the Under Secretary considers appropriate, including grants, cooperative agreements, or contracts to or with foreign public or private entities, governmental organizations, businesses, federally funded research and development centers, and universities.

“(D) IDENTIFICATION OF PARTNERS.—The Director shall facilitate the matching of United States entities engaged in homeland security research with non-United States entities engaged in homeland security research so that they may partner in homeland security research activities.

“(4) COORDINATION.—The Director shall ensure that the activities under this subsection are coordinated with those of other relevant research agencies, and may run projects jointly with other agencies.

“(5) CONFERENCES AND WORKSHOPS.—The Director may hold international homeland security technology workshops and conferences to improve contact among the

international community of technology developers and to help establish direction for future technology goals.

“(c) INTERNATIONAL COOPERATIVE ACTIVITIES.—

“(1) AUTHORIZATION.—The Under Secretary is authorized to carry out international cooperative activities to support the responsibilities specified under section 302.

“(2) MECHANISMS AND EQUITABILITY.—In carrying out this section, the Under Secretary may award grants to and enter into cooperative agreements or contracts with United States governmental organizations, businesses (including small businesses and small and disadvantaged businesses), federally funded research and development centers, institutions of higher education, and foreign public or private entities. The Under Secretary shall ensure that funding and resources expended in international cooperative activities will be equitably matched by the foreign partner organization through direct funding or funding of complementary activities, or through provision of staff, facilities, materials, or equipment.

“(3) LOANS OF EQUIPMENT.—The Under Secretary may make or accept loans of equipment for research and development and comparative testing purposes.

“(4) COOPERATION.—The Under Secretary is authorized to conduct international cooperative activities jointly with other agencies.

“(5) FOREIGN PARTNERS.—Partners may include Israel, the United Kingdom, Canada, Australia, Singapore, and other allies in the global war on terrorism, as appropriate.

“(6) EXOTIC DISEASES.—As part of the international cooperative activities authorized in this section, the Under Secretary, in coordination with the Chief Medical Officer, may facilitate the development of information sharing and other types of cooperative mechanisms with foreign countries, including nations in Africa, to strengthen American preparedness against threats to the Nation’s agricultural and public health sectors from exotic diseases.

“(d) BUDGET ALLOCATION.—There is authorized to be appropriated to the Secretary, to be derived from amounts otherwise authorized for the Directorate of Science and Technology, \$25,000,000 for each of the fiscal years 2008 through 2011 for activities under this section.

“(e) FOREIGN REIMBURSEMENTS.—Whenever the Science and Technology Homeland Security International Cooperative Programs Office participates in an international cooperative activity with a foreign country on a cost-sharing basis, any reimbursements or contributions received from that foreign country to meet its share of the project may, subject to the availability of appropriations for such purpose, be credited to appropriate current appropriations accounts of the Directorate of Science and Technology.

“(f) REPORT TO CONGRESS ON INTERNATIONAL COOPERATIVE ACTIVITIES.—

“(1) INITIAL REPORT.—Not later than 180 days after the date of enactment of this section, the Under Secretary, acting through the Director, shall transmit to the Congress a report containing—

“(A) a brief description of each partnership formed under subsection (b)(4), including the participants, goals, and amount and sources of funding; and

“(B) a list of international cooperative activities underway, including the participants, goals, expected duration, and amount and sources of funding, including resources provided to support the activities in lieu of direct funding.

“(2) UPDATES.—At the end of the fiscal year that occurs 5 years after the transmittal of the report under subsection (a), and every 5 years thereafter, the Under Secretary, acting through the Director, shall

transmit to the Congress an update of the report required under subsection (a).”.

(b) CLERICAL AMENDMENT.—The table of contents for the Homeland Security Act of 2002 is further amended by adding at the end of the items relating to such title the following new item:

“Sec. 319. Promoting antiterrorism through international cooperation program.”.

**SEC. 806. AVAILABILITY OF TESTING FACILITIES AND EQUIPMENT.**

(a) AUTHORITY.—The Under Secretary for Science and Technology or his designee may make available to any person or entity, for an appropriate fee, the services of any Department of Homeland Security owned and operated center, or other testing facility for the testing of materials, equipment, models, computer software, and other items designed to advance the homeland security mission.

(b) INTERFERENCE WITH FEDERAL PROGRAMS.—The Under Secretary for Science and Technology shall ensure that the testing of material and other items not owned by the Government shall not cause government personnel or other government resources to be diverted from scheduled tests of Government materiel or otherwise interfere with Government mission requirements.

(c) CONFIDENTIALITY OF TEST RESULTS.—The results of tests performed with services made available under subsection (a) and any associated data provided by the person or entity for the conduct of such tests are trade secrets or commercial or financial information that is privileged or confidential within the meaning of section 552b(4) of title 5, United States Code, and may not be disclosed outside the Federal Government without the consent of the person or entity for whom the tests are performed.

(d) FEES.—The fees for exercising the authorities under subsection (a) may not exceed the amount necessary to recoup the direct and indirect costs involved, such as direct costs of utilities, contractor support, and salaries of personnel that are incurred by the United States to provide for the testing.

(e) USE OF FEES.—The fees for exercising the authorities under subsection (a) shall be credited to the appropriations or other funds of the Directorate of Science and Technology.

(f) OPERATIONAL PLAN.—Not later than 90 days after the date of the enactment of this Act, the Under Secretary for Science and Technology shall submit to Congress a report detailing a plan for operating a program that would allow any person or entity, for an appropriate fee, to use any center or testing facility owned and operated by the Department of Homeland Security for testing of materials, equipment, models, computer software, and other items designed to advance the homeland security mission. The plan shall include—

(1) a list of the facilities and equipment that could be made available to such persons or entities;

(2) a five-year budget plan, including the costs for facility construction, staff training, contract and legal fees, equipment maintenance and operation, and any incidental costs associated with the program;

(3) A five-year estimate of the number of users and fees to be collected;

(4) a list of criteria for selecting private-sector users from a pool of applicants, including any special requirements for foreign applicants; and

(5) an assessment of the effect the program would have on the ability of a center or testing facility to meet its obligations under other Federal programs.

(g) REPORT TO CONGRESS.—The Under Secretary for Science and Technology shall submit to Congress an annual report containing

a list of the centers and testing facilities that have collected fees under this section, the amount of fees collected, a brief description of each partnership formed under this section, and the purpose for which the testing was conducted.

(h) GAO.—Not later than two years after the date of the enactment of this Act, the Comptroller General shall submit to Congress an assessment of the implementation of this section.

#### TITLE IX—BORDER SECURITY IMPROVEMENTS

##### SEC. 901. US-VISIT.

(a) IN GENERAL.—Not later than 7 days after the date of the enactment of this Act, the Secretary of Homeland Security shall submit to the Committee on Homeland Security of the House of Representatives and the Committee on Homeland Security and Governmental Affairs of the Senate, the comprehensive strategy required by section 7208 of the Intelligence Reform and Terrorism Prevention Act of 2004 for the biometric entry and exit data system (commonly referred to as the United States Visitor and Immigrant Status Indicator Technology program or US-VISIT) established under the section and other laws described in subsection (b) of such section. The comprehensive strategy shall include an action plan for full implementation of the biometric exit component of US-VISIT, as required under subsection (d) of section 7208 of such Act.

(b) CONTENTS.—The comprehensive strategy and action plan referred to in subsection (a) shall, at a minimum, include the following:

(1) An explanation of how US-VISIT will allow law enforcement officials to identify individuals who overstay their visas.

(2) A description of biometric pilot projects, including the schedule for testing, locations, cost estimates, resources needed, and performance measures.

(3) An implementation schedule for deploying future biometric exit capabilities at all air, land, and sea ports of entry.

(4) The actions the Secretary plans to take to accelerate the full implementation of the biometric exit component of US-VISIT at all air, land, and sea ports of entry.

(c) AIRPORT AND SEAPORT EXIT IMPLEMENTATION.—Not later than December 31, 2008, the Secretary of Homeland Security shall complete the exit portion of the biometric entry and exit data system referred to in subsection (a) for aliens arriving in or departing from the United States at an airport or seaport.

(d) PROHIBITION ON TRANSFER.—The Secretary of Homeland Security shall not transfer to the National Protection and Programs Directorate of the Department of Homeland Security the office of the Department that carries out the biometric entry and exit data system referred to in subsection (a) until the Secretary submits to the committees specified in such subsection the action plan referred to in such subsection for full implementation of the biometric exit component of US-VISIT at all ports of entry.

##### SEC. 902. SHADOW WOLVES PROGRAM.

Of the amount authorized by section 101, there is authorized to be appropriated \$4,100,000 for fiscal year 2008 for the Shadow Wolves program.

##### SEC. 903. COST-EFFECTIVE TRAINING FOR BORDER PATROL AGENTS.

(a) IN GENERAL.—The Secretary of Homeland Security shall take such steps as may be necessary to control the costs of hiring, training, and deploying new Border Patrol agents, including—

(1) permitting individuals who are in training to become Border Patrol agents to waive certain course requirements of such training if such individuals have earlier satisfied such

requirements in a similar or comparable manner as determined by the Secretary; and

(2) directing the Office of Inspector General to conduct a review of the costs and feasibility of training new Border Patrol agents at Federal training centers, including the Federal Law Enforcement Training Center facility in Charleston, South Carolina, and the HAMMER facility in Hanford, Washington, and at training facilities operated by State and local law enforcement academies, non-profit entities, and private entities, including institutions in the southwest border region, as well as the use of all of the above to conduct portions of such training.

(b) LIMITATION ON PER-AGENT COST OF TRAINING.—

(1) IN GENERAL.—Except as provided in paragraph (2), the Secretary shall take such steps as may be necessary to ensure that the fiscal year 2008 per-agent cost of hiring, training, and deploying each new Border Patrol agent does not exceed \$150,000.

(2) EXCEPTION AND CERTIFICATION.—If the Secretary determines that the per-agent cost referred to in paragraph (1) exceeds \$150,000, the Secretary shall promptly submit to the Committee on Homeland Security of the House of Representatives and the Committee on Homeland Security and Governmental Affairs of the Senate a certification explaining why such per-agent cost exceeds such amount.

##### SEC. 904. REPORT ON IMPLEMENTATION OF THE STUDENT AND EXCHANGE VISITOR PROGRAM.

Not later than 180 days after the date of the enactment of this Act, the Comptroller General shall submit to the appropriate congressional committees a report to update the Government Accountability Office report of June 18, 2004, GAO-04-690, on the Student and Exchange Visitor Program (referred to in this section as “SEVP”) and specifically the Student and Exchange Visitor Information System (referred to in this section as “SEVIS”). The report shall include the following information:

(1) The rate of compliance with the current SEVIS requirements by program sponsors and educational institutions, including non-academic institutions authorized to admit students under SEVIS.

(2) Whether there are differences in compliance rates among different types and sizes of institutions participating in SEVIS.

(3) Whether SEVIS adequately ensures that each covered foreign student or exchange visitor in nonimmigrant status is, in fact, actively participating in the program for which admission to the United States was granted.

(4) Whether SEVIS includes data fields to ensure that each covered foreign student or exchange visitor in nonimmigrant status is meeting minimum academic or program standards and that major courses of study are recorded, especially those that may be of national security concern.

(5) Whether the Secretary of Homeland Security provides adequate access, training, and technical support to authorized users from the sponsoring programs and educational institutions in which covered foreign students and exchange visitors in a non-immigrant status are enrolled.

(6) Whether each sponsoring program or educational institution participating in SEVP has designated enough authorized users to comply with SEVIS requirements.

(7) Whether authorized users at program sponsors or educational institutions are adequately vetted and trained.

(8) Whether the fees collected are adequate to support SEVIS.

(9) Whether there any new authorities, capabilities, or resources needed for SEVP and SEVIS to fully program.

##### SEC. 905. ASSESSMENT OF RESOURCES NECESSARY TO REDUCE CROSSING TIMES AT LAND PORTS OF ENTRY.

The Secretary of Homeland Security shall, not later than 180 days after the date of the enactment of this Act, conduct an assessment, and submit a report to the Congress, on the personnel, infrastructure, and technology required to reduce border crossing wait times for pedestrian, commercial, and non-commercial vehicular traffic at land ports of entry into the United States to wait times less than prior to September 11, 2001, while ensuring appropriate security checks continue to be conducted.

##### SEC. 906. REPORT BY GOVERNMENT ACCOUNTABILITY OFFICE REGARDING POLICIES AND PROCEDURES OF THE BORDER PATROL.

(a) IN GENERAL.—Not later than 180 days after the date of the enactment of this Act, the Comptroller General of the United States shall submit to the Committee on Homeland Security of the House of Representatives and the Committee on Homeland Security and Governmental Affairs of the Senate a report regarding the policies and procedures of the Border Patrol pertaining to the use of lethal and non-lethal force and the pursuit of fleeing vehicles, including data on the number of incidents in which lethal or non-lethal force was used and any penalties that were imposed on Border Patrol agents as a result of such use.

(b) CONSULTATION.—

(1) REQUIREMENT.—In complying with this section, the Comptroller General shall consult with Customs and Border Protection and with representatives of the following:

(A) State and local law enforcement agencies located along the northern and southern international borders of the United States.

(B) The National Border Patrol Council.

(C) The National Association of Former Border Patrol Officers.

(D) Human rights groups with experience regarding aliens who cross the international land borders of the United States.

(E) Any other group that the Comptroller General determines would be appropriate.

(2) INCLUSION OF OPINIONS.—The Comptroller General shall attach written opinions provided by groups referenced to in paragraph (1) as appendices to the report.

##### SEC. 907. REPORT ON INTEGRATED BORDER ENFORCEMENT TEAM INITIATIVE.

Not later than 1 year after the date of the enactment of this Act, the Secretary of Homeland Security shall submit a report to the Congress on the status of the Integrated Border Enforcement Team (IBET) initiative. The report should include an analysis of current resources allocated to IBETs, an evaluation of progress made since the inception of the program, and recommendations as to the level of resources that would be required to improve the program's effectiveness in the future.

##### SEC. 908. STOLEN AND LOST TRAVEL DOCUMENT DATABASE.

(a) IN GENERAL.—The Secretary of Homeland Security, acting through the Commissioner of United States Customs and Border Protection, shall, as expeditiously as possible, implement at primary inspection points at United States ports of entry the Stolen and Lost Travel Document database managed by Interpol.

(b) REPORT.—Not later than one year after the date of the enactment of this Act, the Secretary shall submit to the appropriate congressional committees (as defined in section 2 of the Homeland Security Act of 2002 (6 U.S.C. 101)) a report on the implementation required under subsection (a).



**TITLE X—INFORMATION SHARING  
IMPROVEMENTS**

**SEC. 1001. STATE AND LOCAL FUSION CENTER PROGRAM.**

(a) IN GENERAL.—Subtitle I of title VIII of the Homeland Security Act of 2002 (6 U.S.C. 481 et seq.) is amended by striking sections 895 through 899 and inserting the following:

**“SEC. 895. STATE AND LOCAL FUSION CENTER PROGRAM.**

“(a) ESTABLISHMENT.—The Secretary shall establish within the Department a State and Local Fusion Center Program. The program shall be overseen by the component charged with overseeing information sharing of homeland security information with State, local and tribal law enforcement. The purpose of the State and Local Fusion Center Program is to facilitate information sharing between the Department and State, local, and tribal law enforcement for homeland security and other purposes.

“(b) AUTHORIZATION OF APPROPRIATIONS.—There is authorized to be appropriated to the Secretary such sums as are necessary for the Secretary to carry out the purpose of the State and Local Fusion Center Program, including for—

“(1) deploying Department personnel with intelligence and operational skills to State and local fusion centers participating in the Program;

“(2) hiring and maintaining individuals with substantial law enforcement experience who have retired from public service and deploying such individuals to State and local fusion centers participating in the Program (with the consent of such centers); and

“(3) maintaining an adequate number of staff at the headquarters of the Department to sustain and manage the portion of the Program carried out at the headquarters and to otherwise fill positions vacated by Department staff deployed to State and local fusion centers participating in the Program.”.

(b) CLERICAL AMENDMENT.—The table of contents in section 1(b) of such Act is amended by striking the items relating to sections 895 through 899 and inserting the following:

“Sec. 895. State and Local Fusion Center Program.”.

(c) PRIOR AMENDMENTS NOT AFFECTED.—This section shall not be construed to affect the application of sections 895 through 899 of the Homeland Security Act of 2002 (including provisions enacted by the amendments made by those sections), as in effect before the effective date of this section.

**SEC. 1002. FUSION CENTER PRIVACY AND CIVIL LIBERTIES TRAINING PROGRAM.**

(a) IN GENERAL.—Subtitle A of title II of the Homeland Security Act of 2002 (6 U.S.C. 121 et seq.) is amended by adding at the end the following new section:

**“SEC. 203. FUSION CENTER PRIVACY AND CIVIL LIBERTIES TRAINING PROGRAM.**

“(a) ESTABLISHMENT.—The Secretary, through the Assistant Secretary for Information Analysis, the Privacy Officer, and the Officer for Civil Rights and Civil Liberties, shall establish a program within the Office of Civil Rights and Civil Liberties to provide privacy, civil liberties, and civil rights protection training for appropriate Department employees and State, local, tribal employees serving in State and local fusion centers participating in the State and Local Fusion Center Program.

“(b) MANDATORY TRAINING.—

“(1) DEPARTMENT EMPLOYEES.—The Secretary shall require each employee of the Department who is embedded at a State or local fusion center and has access to United States citizens and legal permanent residents personally identifiable information to successfully complete training under the program established under subsection (a).

“(2) FUSION CENTER REPRESENTATIVES.—As a condition of receiving a grant from the Department, a fusion center shall require each State, local, tribal, or private sector representative of the fusion center to successfully complete training under the program established under subsection (a) not later than six months after the date on which the State or local fusion center at which the employee is embedded receives a grant from the Department.

“(c) CONTENTS OF TRAINING.—Training provided under the program established under subsection (a) shall include training in Federal law in each of the following:

“(1) Privacy, civil liberties, and civil rights policies, procedures, and protocols that can provide or control access to information at a State or local fusion center.

“(2) Privacy awareness training based on section 552a of title 5, United States Code, popularly known as the Privacy Act of 1974.

“(3) The handling of personally identifiable information in a responsible and appropriate manner.

“(4) Appropriate procedures for the destruction of information that is no longer needed.

“(5) The consequences of failing to provide adequate privacy and civil liberties protections.

“(6) Compliance with Federal regulations setting standards for multijurisdictional criminal intelligence systems, including 28 CFR 23 (as in effect on the date of the enactment of this section).

“(7) The use of immutable auditing mechanisms designed to track access to information at a State or local fusion center.

“(d) CERTIFICATION OF TRAINING.—The Secretary, acting through the head of the Office of Civil Rights and Civil Liberties, shall issue a certificate to each person who completes the training under this section and performs successfully in a written examination administered by the Office of Civil Rights and Civil Liberties. A copy of each such certificate issued to an individual working at a participating fusion center shall be kept on file at that fusion center.

“(e) AUTHORIZATION OF APPROPRIATIONS.—Of the amounts authorized by section 101, there are authorized to be appropriate to carry out this section—

“(1) \$3,000,000 for each of fiscal years 2008 through 2013; and

“(2) such sums as may be necessary for each subsequent fiscal year.”.

(b) CLERICAL AMENDMENT.—The table of contents in section 1(b) of such Act is amended by adding at the end of the items relating to such subtitle the following:

“Sec. 203. Fusion center privacy and civil liberties training program.”.

**SEC. 1003. AUTHORITY TO APPOINT AND MAINTAIN A CADRE OF FEDERAL ANNUITANTS FOR THE OFFICE OF INFORMATION ANALYSIS.**

(a) DEFINITIONS.—For purposes of this section—

(1) the term “IA” means the Office of Information Analysis;

(2) the term “annuitant” means an annuitant under a Government retirement system;

(3) the term “Government retirement system” has the meaning given such term by section 501(a); and

(4) the term “employee” has the meaning given such term by section 2105 of title 5, United States Code.

(b) APPOINTMENT AUTHORITY.—The Secretary (acting through the Assistant Secretary for Information Analysis) may, for the purpose of accelerating the ability of the IA to perform its statutory duties under the Homeland Security Act of 2002, appoint an-

nuitants to positions in the IA in accordance with succeeding provisions of this section, except that no authority under this subsection shall be available unless the Secretary provides to Congress a certification that—

(1) the Secretary has submitted a request under section 8344(i) or 8468(f) of title 5, United States Code, on or after the date of the enactment of this Act, with respect to positions in the IA;

(2) the request described in paragraph (1) was properly filed; and

(3) the Office of Personnel Management has not responded to the request described in paragraph (1), by either approving, denying, or seeking more information regarding such request, within 90 days after the date on which such request was filed.

(c) NONCOMPETITIVE PROCEDURES; EXEMPTION FROM OFFSET.—An appointment made under subsection (b) shall not be subject to the provisions of title 5, United States Code, governing appointments in the competitive service, and any annuitant serving pursuant to such an appointment shall be exempt from sections 8344 and 8468 of such title 5 (relating to annuities and pay on reemployment) and any other similar provision of law under a Government retirement system.

(d) LIMITATIONS.—No appointment under subsection (b) may be made if such appointment would result in the displacement of any employee or would cause the total number of positions filled by annuitants appointed under such subsection to exceed 100 as of any time (determined on a full-time equivalent basis).

(e) RULE OF CONSTRUCTION.—An annuitant as to whom an exemption under subsection (c) is in effect shall not be considered an employee for purposes of any Government retirement system.

(f) TERMINATION OF AUTHORITY.—Effective 2 years after the date of the enactment of this Act—

(1) all authority to make appointments under subsection (b) shall cease to be available; and

(2) all exemptions under subsection (c) shall cease to be effective.

**TITLE XI—MISCELLANEOUS PROVISIONS  
SEC. 1101. RURAL HOMELAND SECURITY TRAINING INITIATIVE.**

(a) ESTABLISHMENT.—The Secretary of Homeland Security shall establish a program to be administered by the Director of the Federal Law Enforcement Training Center of the Department of Homeland Security to expand homeland security training to units of local and tribal governments located in rural areas. The Secretary shall take the following actions:

(1) EVALUATION OF NEEDS OF RURAL AREAS.—The Secretary shall evaluate the needs of such areas.

(2) DEVELOPMENT OF TRAINING PROGRAMS.—The Secretary shall develop expert training programs designed to respond to the needs of such areas, including, but not limited to, those pertaining to rural homeland security responses including protections for privacy, and civil rights and civil liberties.

(3) PROVISION OF TRAINING PROGRAMS.—The Secretary shall provide to such areas the training programs developed under paragraph (2).

(4) OUTREACH EFFORTS.—The Secretary shall conduct outreach efforts to ensure that such areas are aware of the training programs developed under paragraph (2) so that such programs are made available to units of local government and tribal governments located in rural areas.

(b) NO DUPLICATION OR DISPLACEMENT OF CURRENT PROGRAMS.—Any training program developed under paragraph (2) of subsection (a) and any training provided by the program

pursuant to such subsection shall be developed or provided, respectively, in a manner so as to not duplicate or displace any program in existence on the date of the enactment of this section.

(c) **PRIORITIZED LOCATIONS FOR RURAL HOMELAND SECURITY TRAINING.**—In designating sites for the provision of training under this section, the Secretary shall, to the maximum extent possible and as appropriate, give priority to facilities of the Department of Homeland Security in existence as of the date of the enactment of this Act and to closed military installations, and to the extent possible, shall conduct training onsite, at facilities operated by participants.

(d) **RURAL DEFINED.**—In this section, the term “rural” means an area that is not located in a metropolitan statistical area, as defined by the Office of Management and Budget.

**SEC. 1102. CRITICAL INFRASTRUCTURE STUDY.**

The Secretary of Homeland Security shall work with the Center for Risk and Economic Analysis of Terrorism Events (CREATE), led by the University of Southern California, to evaluate the feasibility and practicality of creating further incentives for private sector stakeholders to share protected critical infrastructure information with the Department for homeland security and other purposes.

**SEC. 1103. TERRORIST WATCH LIST AT HIGH-RISK CRITICAL INFRASTRUCTURE.**

From amounts authorized under section 101, there may be appropriated such sums as are necessary for the Secretary of Homeland Security to require each owner or operator of a Tier I or Tier II critical infrastructure site as selected for the Buffer Zone Protection Program, to conduct checks of their employees against available terrorist watch lists.

**SEC. 1104. AUTHORIZED USE OF SURPLUS MILITARY VEHICLES.**

The Secretary of Homeland Security shall include United States military surplus vehicles having demonstrated utility for responding to terrorist attacks, major disasters, and other emergencies on the Authorized Equipment List in order to allow State, local, and tribal agencies to purchase, modify, upgrade, and maintain such vehicles using homeland security assistance administered by the Department of Homeland Security.

**SEC. 1105. COMPUTER CAPABILITIES TO SUPPORT REAL-TIME INCIDENT MANAGEMENT.**

From amounts authorized under section 101, there are authorized such sums as may be necessary for the Secretary of Homeland Security to encourage the development and use of software- or Internet-based computer capabilities to support real-time incident management by Federal, State, local, and tribal agencies. Such software-based capabilities shall be scalable and not be based on proprietary systems to ensure the compatibility of Federal, State, local, and tribal first responder agency incident management systems. In the development and implementation of such computer capabilities, the Secretary shall consider the feasibility and desirability of including the following capabilities:

- (1) Geographic information system data.
- (2) Personnel, vehicle, and equipment tracking and monitoring.
- (3) Commodity tracking and other logistics management.
- (4) Evacuation center and shelter status tracking.
- (5) Such other capabilities as determined appropriate by the Secretary.

**SEC. 1106. EXPENDITURE REPORTS AS A CONDITION OF HOMELAND SECURITY GRANTS.**

(a) **IN GENERAL.**—Subtitle H of title VIII of the Homeland Security Act of 2002 (6 U.S.C.

451 et seq.) is amended by adding at the end the following new section:

**“SEC. 890A. EXPENDITURE REPORTS AS A CONDITION OF HOMELAND SECURITY GRANTS.**

**“(a) QUARTERLY REPORTS REQUIRED AS A CONDITION OF HOMELAND SECURITY GRANTS.**—

**“(1) EXPENDITURE REPORTS REQUIRED.**—As a condition of receiving a grant administered by the Secretary, the Secretary shall require the grant recipient to submit quarterly reports to the Secretary describing the nature and amount of each expenditure made by the recipient using grant funds.

**“(2) DEADLINE FOR REPORTS.**—Each report required under paragraph (1) shall be submitted not later than 30 days after the last day of a fiscal quarter and shall cover expenditures made during that fiscal quarter.

**“(3) EXCLUDED PROGRAMS.**—This section shall not apply to or otherwise affect any grant issued under the Robert T. Stafford Disaster Relief and Emergency Assistance Act (42 U.S.C. 5121 et seq.) or the Federal Fire Prevention and Control Act of 1974 (15 U.S.C. 2201 et seq.).

**“(b) PUBLICATION OF EXPENDITURES.**—Not later than 30 days after receiving a report under subsection (a), the Secretary shall publish and make publicly available on the Internet website of the Department a description of the nature and amount of each expenditure covered by the report.

**“(c) PROTECTION OF SENSITIVE INFORMATION.**—In meeting the requirements of this section, the Secretary shall take appropriate action to ensure that sensitive information is not disclosed.”

(b) **CLERICAL AMENDMENT.**—The table of contents in section 1(b) of such Act is amended by adding at the end of the items relating to such subtitle the following:

“Sec. 890A. Expenditure reports as a condition of homeland security grants.”

**SEC. 1107. ENCOURAGING USE OF COMPUTERIZED TRAINING AIDS.**

The Under Secretary for Science and Technology of the Department of Homeland Security shall use and make available to State and local agencies computer simulations to help strengthen the ability of municipalities to prepare for and respond to a chemical, biological, or other terrorist attack, and to standardize response training.

**SEC. 1108. METROPOLITAN MEDICAL RESPONSE SYSTEM PROGRAM.**

(a) **IN GENERAL.**—Title V of the Homeland Security Act of 2002 (6 U.S.C. 311 et seq.) is amended by adding at the end the following:

**“SEC. 522. METROPOLITAN MEDICAL RESPONSE SYSTEM PROGRAM.**

**“(a) IN GENERAL.**—There is a Metropolitan Medical Response System Program (in this section referred to as the ‘program’).

**“(b) PURPOSE.**—The purpose of the program shall be to support local jurisdictions in enhancing and maintaining all-hazards response capabilities to manage mass casualty incidents (including terrorist acts using chemical, biological, radiological, nuclear agents, or explosives, large-scale hazardous materials incidents, epidemic disease outbreaks, and natural disasters) by systematically enhancing and integrating first responders, public health personnel, emergency management personnel, business representatives, and volunteers.

**“(c) PROGRAM ADMINISTRATION.**—The Assistant Secretary for Health Affairs shall develop the programmatic and policy guidance for the program in coordination with the Administrator of the Federal Emergency Management Agency.

**“(d) PERSONNEL COSTS.**—The program shall not be subject to an administrative cap on the hiring of personnel to conduct program activities.

**“(e) FINANCIAL ASSISTANCE.**—

**“(1) ADMINISTRATION.**—The Administrator of the Federal Emergency Management Agency shall administer financial assistance provided to State and local jurisdictions under the program.

**“(2) ASSISTANCE TO LOCAL JURISDICTIONS.**—In providing financial assistance to a State under the program, the Administrator shall ensure that 100 percent of the amount of such assistance is allocated by the State to local jurisdictions, except that a State may retain up to 20 percent of the amount of such assistance to facilitate integration between the State and the local jurisdiction pursuant to a written agreement between the State and the chair of the Metropolitan Medical Response System steering committee.

**“(3) MUTUAL AID.**—

**“(A) AGREEMENTS.**—Local jurisdictions receiving assistance under the program are encouraged to develop and maintain memoranda of understanding and agreement with neighboring jurisdictions to support a system of mutual aid among the jurisdictions.

**“(B) CONTENTS.**—A memorandum referred to in subparagraph (A) shall include, at a minimum, policies and procedures to—

**“(i) enable the timely deployment of program personnel and equipment across jurisdictions and, if relevant, across State boundaries;**

**“(ii) share information in a consistent and timely manner; and**

**“(iii) notify State authorities of the deployment of program resources in a manner that ensures coordination with State agencies without impeding the ability of program personnel and equipment to respond rapidly to emergencies in other jurisdictions.**

**“(f) AUTHORIZATION OF APPROPRIATIONS.**—Of the amounts authorized by section 101 there is authorized to be appropriated to carry out the program \$63,000,000 for each of the fiscal years 2008 through 2011.”

(b) **PROGRAM REVIEW.**—

(1) **IN GENERAL.**—The Assistant Secretary for Health Affairs shall conduct a review of the Metropolitan Medical Response System Program.

(2) **CONTENT OF REVIEW.**—In conducting the review of the program, the Assistant Secretary shall examine—

- (A) strategic goals;
- (B) objectives;
- (C) operational capabilities;
- (D) resource requirements;
- (E) performance metrics;
- (F) administration;
- (G) whether the program would be more effective if it were managed as a contractual agreement;

(H) the degree to which the program’s strategic goals, objectives, and capabilities are incorporated in State and local homeland security plans; and

(I) challenges in the coordination among public health, public safety, and other stakeholder groups to prepare for and respond to mass casualty incidents.

(3) **REPORT.**—Not later than 9 months after the date of enactment of this subsection, the Assistant Secretary shall submit to the Committee on Homeland Security of the House of Representatives and the Committee on Homeland Security and Governmental Affairs of the Senate a report on the results of the review.

(c) **CONFORMING AMENDMENTS.**—

(1) **REPEAL.**—Section 635 of the Post-Katrina Management Reform Act of 2006 (6 U.S.C. 723) is repealed.

(2) **TABLE OF CONTENTS.**—The table of contents contained in section 1(b) of the Homeland Security Act of 2002 is amended by inserting after the item relating to section 521 the following:

“Sec. 522. Metropolitan Medical Response System Program.”.

**SEC. 1109. IDENTITY FRAUD PREVENTION GRANT PROGRAM.**

(a) FINDINGS.—Congress finds the following:

(1) The National Commission on Terrorist Attacks Upon the United States found that the 19 hijackers had been issued 16 State driver’s licenses (from Arizona, California, Florida, and Virginia) and 14 State identification cards (from Florida, Maryland and Virginia).

(2) The Commission concluded that “[s]ecure identification should begin in the United States. The Federal Government should set standards for the issuance of birth certificates and sources of identification, such as driver’s licenses. Fraud in identification is no longer just a problem of theft. At many entry points to vulnerable facilities, including gates for boarding aircraft, sources of identification are the last opportunity to ensure that people are who they say they are and to check whether they are terrorists.”.

(b) GRANT PROGRAM.—Subtitle D of title IV of the Homeland Security Act of 2002 (6 U.S.C. 251 et seq.) is amended by adding at the end the following:

**“SEC. 447. DOCUMENT FRAUD PREVENTION GRANT PROGRAM.**

“(a) IN GENERAL.—The Secretary shall establish a program to make grants available to States to be used to prevent terrorists and other individuals from fraudulently obtaining and using State-issued identification cards and to develop more secure State-issued documents to be used for official Federal purposes.

“(b) USE OF FUNDS.—A recipient of a grant under this section may use the grant for any of the following purposes:

“(1) To develop machine readable technology, encryption methods, or other means of protecting against unauthorized access of information appearing on licenses or identification.

“(2) To establish a system for a State-to-State data exchange that allows electronic access to States to information contained in a State department of motor vehicles database.

“(3) To develop or implement a security plan designed to safeguard the privacy of personal information collected, maintained, and used by State motor vehicles offices from unauthorized access, misuse, fraud, and identity theft.

“(4) To develop a querying service that allows access to Federal databases in a timely, secure, and cost-effective manner, in order to verify the issuance, validity, content, and completeness of source documents provided by applicants for identity documents issued by State agencies, including departments of motor vehicles.

“(5) To develop a system for States to capture and store digital images of identity source documents and photographs of applicants in electronic format.

“(6) To design systems or establish procedures that would reduce the number of in-person visits required to State departments of motor vehicles to obtain State-issued identity documents used for Federal official purposes.

“(c) PRIORITY IN AWARDING GRANTS.—In awarding grants under this section the Secretary shall give priority to a State that demonstrates that—

“(1) the grant will assist the State in complying with any regulation issued by the Department to prevent the fraudulent issuance of identification documents to be used for official Federal purposes; and

“(2) such compliance will facilitate the ability of other States to comply with such regulations.

“(d) LIMITATION ON SOURCE OF FUNDING.—The Secretary may not use amounts made available under this section for any other grant program of the Department to provide funding for expenses related to the REAL ID Act of 2005 (Public Law 109-13).

“(e) AUTHORIZATION OF APPROPRIATIONS.—Of the amounts authorized by section 101 there are authorized to be appropriated to the Secretary for making grants under this section—

- “(1) \$120,000,000 for fiscal year 2008;
- “(2) \$100,000,000 for fiscal year 2009; and
- “(3) \$80,000,000 for fiscal year 2010.”.

(c) CLERICAL AMENDMENT.—The table of contents in section 1(b) of such Act is amended by inserting after the items relating to such subtitle the following:

“Sec. 447. Document fraud prevention grant program.”.

**SEC. 1110. TECHNICAL CORRECTIONS.**

The Homeland Security Act of 2002 (Public Law 107-296; 6 U.S.C. 361 et seq.) is amended—

(1) in section 1(b) in the table of contents by striking the items relating to the second title XVIII, as added by section 501(b)(3) of Public Law 109-347, and inserting the following:

**“TITLE XIX—DOMESTIC NUCLEAR DETECTION OFFICE**

“Sec. 1901. Domestic Nuclear Detection Office.

“Sec. 1902. Mission of Office.

“Sec. 1903. Hiring authority.

“Sec. 1904. Testing authority.

“Sec. 1905. Relationship to other Department entities and Federal agencies.

“Sec. 1906. Contracting and grant making authorities.”.

(2) by redesignating the second title XVIII, as added by section 501(a) of Public Law 109-347, as title XIX;

(3) in title XIX (as so redesignated)—

(A) by redesignating sections 1801 through 1806 as sections 1901 through 1906, respectively;

(B) in section 1904(a) (6 U.S.C. 594(a)), as so redesignated, by striking “section 1802” and inserting “section 1902”; and

(C) in section 1906 (6 U.S.C. 596), as so redesignated, by striking “section 1802(a)” each place it appears and inserting “section 1902(a)”.

**SEC. 1111. CITIZEN CORPS.**

Of the amount authorized to be appropriated under section 101, such sums as may be necessary shall be available to the Secretary of Homeland Security to encourage the use of Citizen Corps funding and local Citizen Corps Councils to provide education and training for populations located around critical infrastructure on preparing for and responding to terrorist attacks, major disasters, and other emergencies.

**SEC. 1112. REPORT REGARDING DEPARTMENT OF HOMELAND SECURITY IMPLEMENTATION OF COMPTROLLER GENERAL AND INSPECTOR GENERAL RECOMMENDATIONS REGARDING PROTECTION OF AGRICULTURE.**

(a) REPORT REQUIRED.—The Secretary of Homeland Security shall prepare a report describing how the Department of Homeland Security will implement the applicable recommendations of the following reports:

(1) Comptroller General report entitled “Homeland Security: How Much is Being Done to Protect Agriculture from a Terrorist Attack, but Important Challenges Remain” (GAO-05-214).

(2) Department of Homeland Security Office of Inspector General report entitled “The Department of Homeland Security’s Role in Food Defense and Critical Infrastructure Protection” (OIG-07-33).

(b) SUBMISSION OF REPORT.—Not later than 120 days after the date of the enactment of

this Act, the Secretary shall submit the report to the Committee on Homeland Security of the House of Representatives and the Committee on Homeland Security and Governmental Affairs of the Senate. If the Secretary determines that a specific recommendation will not be implemented or will not be fully implemented, the Secretary shall include in the report a description of the reasoning or justification for the determination.

**SEC. 1113. REPORT REGARDING LEVEE SYSTEM.**

(a) IN GENERAL.—Not later than 6 months after the date of the enactment of this Act, the Secretary of Homeland Security shall submit to the appropriate congressional committees a report analyzing the threat, vulnerability, and consequence of a terrorist attack on the levee system of the United States.

(b) EXISTING REPORTS.—In implementing this section, the Secretary may build upon existing reports as necessary.

**SEC. 1114. REPORT ON FORCE MULTIPLIER PROGRAM.**

Not later than 60 days after the date of the enactment of this Act, the Secretary of Homeland Security shall submit to the appropriate congressional committees a report on the progress of the Secretary—

(1) in establishing procedures to ensure compliance with section 44917(a)(7) of title 49, United States Code; and

(2) in accomplishing the operational aspects of the Force Multiplier Program, as required pursuant to the Department of Homeland Security Appropriations Act, 2007 (Public Law 109-295).

**SEC. 1115. ELIGIBILITY OF STATE JUDICIAL FACILITIES FOR STATE HOMELAND SECURITY GRANTS.**

(a) IN GENERAL.—States may utilize covered grants for the purpose of providing funds to State and local judicial facilities for security at those facilities.

(b) COVERED GRANTS.—For the purposes of this section, the term “covered grant” means a grant under any of the following programs of the Department of Homeland Security:

- (1) The State Homeland Security Grant Program.
- (2) The Urban Area Security Initiative.

**SEC. 1116. DATA SHARING.**

The Secretary of Homeland Security shall provide information relating to assistance requested or provided in response to a terrorist attack, major disaster, or other emergency, to Federal, State, or local law enforcement entities to assist in the location of a missing child or registered sex offender. In providing such information, the Secretary shall take reasonable steps to protect the privacy of individuals.

**SEC. 1117. COOPERATIVE AGREEMENT WITH NATIONAL ORGANIZATION ON DISABILITY TO CARRY OUT EMERGENCY PREPAREDNESS INITIATIVE.**

The Administrator of the Federal Emergency Management Agency, in coordination with the Disability Coordinator of the Department of Homeland Security and the Office for Civil Rights and Civil Liberties of the Department, shall use amounts authorized under section 101 to enter into a cooperative agreement with the National Organization on Disability to carry out the Emergency Preparedness Initiative of such organization.

**SEC. 1118. CONSIDERATION OF TOURISM IN AWARDING URBAN AREA SECURITY INITIATIVE GRANTS.**

In awarding grants under the Urban Area Security Initiative, the Secretary of Homeland Security shall take into consideration the number of tourists that have visited an urban area in the two years preceding the year during which the Secretary awards the grant.

**SEC. 1119. STUDY OF FOREIGN RAIL SECURITY PRACTICES.**

The Secretary shall—

(1) study select foreign rail security practices, and the cost and feasibility of implementing selected best practices that are not currently used in the United States, including—

(A) implementing covert testing processes to evaluate the effectiveness of rail system security personnel;

(B) implementing practices used by foreign rail operators that integrate security into infrastructure design;

(C) implementing random searches or screening of passengers and their baggage; and

(D) establishing and maintaining an information clearinghouse on existing and emergency security technologies and security best practices used in the passenger rail industry both in the United States and abroad; and

(2) report the results of the study, together with any recommendations that the Secretary may have for implementing covert testing, practices for integrating security in infrastructure design, random searches or screenings, and an information clearinghouse to the Committee on Homeland Security and Governmental Affairs of the Senate, the Committee on Homeland Security of the House of Representatives, the Committee on Commerce, Science, and Transportation of the Senate, and the Committee on Transportation and Infrastructure of the House of Representatives not later than 1 year after the date of enactment of this Act.

**SEC. 1120. FEMA RECOVERY OFFICE IN FLORIDA.**

(a) ESTABLISHMENT.—To provide eligible Federal assistance to individuals and State, local, and tribal governments affected by Hurricanes Charley, Frances, Ivan, Jeanne, Wilma, Tropical Storm Bonnie, and other future declared emergencies and major disasters, in a customer-focused, expeditious, effective, and consistent manner, the Administrator of the Federal Emergency Management Administration shall maintain a recovery office in the State of Florida for a period of not less than three years after the date of enactment of this Act.

(b) STRUCTURE.—The recovery office shall have an executive director, appointed by the Administrator, who possesses a demonstrated ability and knowledge of emergency management and homeland security, and a senior management team.

(c) RESPONSIBILITIES.—The executive director, in coordination with State, local, and tribal governments, non-profit organizations, including disaster relief organizations, shall—

(1) work cooperatively with local governments to mitigate the impact of a declared emergency or major disaster; and

(2) provide assistance in a timely and effective manner to residents of Florida and other States as determined appropriate by the Administrator for recovery from previous and future declared emergencies and major disasters.

(d) STAFFING.—Staffing levels of the recovery office shall be commensurate with the current and projected workload as determined by the Administrator.

(e) PERFORMANCE MEASURES.—To ensure that the recovery office is meeting its objectives, the Administrator shall identify performance measures that are specific, measurable, achievable, relevant, and timed, including—

(1) public assistance program project worksheet completion rates; and

(2) the length of time taken to reimburse recipients for public assistance.

(f) EVALUATION.—The Administrator shall evaluate the effectiveness and efficiency of

the recovery office in the State of Florida in meeting the requirements of this section. Not later than three years after the date of enactment of this Act, the Administrator shall report to the Committee on Transportation and Infrastructure of the House of Representatives on whether continuing to operate such office is necessary.

**SEC. 1121. REQUIREMENT TO CONSULT STATES REGARDING GRANT AWARDS.**

Before the release by the Department of Homeland Security of any information regarding the award of any grant to a State with amounts authorized under section 101, including before submitting to Congress any list of such grant awards, the Secretary of Homeland Security shall consult with States.

**SEC. 1122. COMPTROLLER GENERAL REPORT ON CRITICAL INFRASTRUCTURE.**

(a) REQUIREMENT.—The Comptroller General of the United States shall conduct a study to—

(1) determine the extent to which architecture, engineering, surveying, and mapping activities related to the critical infrastructure of the United States are being sent to offshore locations;

(2) assess whether any vulnerabilities or threats exist with respect to terrorism; and

(3) recommend policies, regulations, or legislation, as appropriate, that may be necessary to protect the national and homeland security interests of the United States.

(b) CONSULTATION.—In carrying out the study authorized by this section, the Comptroller General shall consult with—

(1) such other agencies of the Government of the United States as are appropriate; and

(2) national organizations representing the architecture, engineering, surveying, and mapping professions.

(c) REPORT.—The Comptroller General shall submit to the Committees on Transportation and Infrastructure, Energy and Commerce, and Homeland Security of the House of Representatives, and to the Senate, by not later than 6 months after the date of the enactment of this Act a report on the findings, conclusions, and recommendations of the study under this section.

(d) DEFINITIONS.—As used in this section—

(1) each of the terms “architectural”, “engineering”, “surveying”, and “mapping”—

(A) subject to subparagraph (B), has the same meaning such term has under section 1102 of title 40, United States Code; and

(B) includes services performed by professionals such as surveyors, photogrammetrists, hydrographers, geodesists, or cartographers in the collection, storage, retrieval, or dissemination of graphical or digital data to depict natural or man-made physical features, phenomena, or boundaries of the earth and any information related to such data, including any such data that comprises the processing of a survey, map, chart, geographic information system, remotely sensed image or data, or aerial photograph; and

(2) the term “critical infrastructure”—

(A) means systems and assets, whether physical or virtual, so vital to the United States that the incapacity or destruction of such systems and assets would have a debilitating impact on security, national economic security, national public health or safety, or any combination of those matters; and

(B) includes the basic facilities, structures, and installations needed for the functioning of a community or society, including transportation and communications systems, water and power lines, power plants, and the built environment of private and public institutions of the United States.

**SEC. 1123. IMPROVING THE NEXUS AND FAST REGISTERED TRAVELER PROGRAMS.**

(a) MERGING REQUIREMENTS OF NEXUS AND FAST.—

(1) IN GENERAL.—The Secretary of Homeland Security shall merge the procedures for the programs described in subsection (j) into a single procedure, with common eligibility and security screening requirements, enrollment processes, and sanctions regimes.

(2) SPECIFIC REQUIREMENTS.—In carrying out paragraph (1), the Secretary shall ensure that the procedures for the programs known as “NEXUS Highway”, “NEXUS Marine”, and “NEXUS Air” are integrated into such a single procedure.

(b) INTEGRATING NEXUS AND FAST INFORMATION SYSTEMS.—The Secretary of Homeland Security shall integrate all databases and information systems for the programs described in subsection (j) in a manner that will permit any identification card issued to a participant to operate in all locations where a program described in such subsection is operating.

(c) CREATION OF NEXUS CONVERTIBLE LANES.—In order to expand the NEXUS program described in subsection (j)(2) to major northern border crossings, the Secretary of Homeland Security, in consultation with appropriate representatives of the Government of Canada, shall equip not fewer than six new northern border crossings with NEXUS technology.

(d) CREATION OF REMOTE ENROLLMENT CENTERS.—The Secretary of Homeland Security, in consultation with appropriate representatives of the Government of Canada, shall create a minimum of two remote enrollment centers for the programs described in subsection (j). Such a remote enrollment center shall be established at each of the border crossings described in subsection (c).

(e) CREATION OF MOBILE ENROLLMENT CENTERS.—The Secretary of Homeland Security, in consultation with appropriate representatives of the Government of Canada, shall create a minimum of two mobile enrollment centers for the programs described in subsection (j). Such mobile enrollment centers shall be used to accept and process applications in areas currently underserved by such programs. The Secretary shall work with State and local authorities in determining the locations of such mobile enrollment centers.

(f) ON-LINE APPLICATION PROCESS.—The Secretary of Homeland Security shall design an on-line application process for the programs described in subsection (j). Such process shall permit individuals to securely submit their applications on-line and schedule a security interview at the nearest enrollment center.

(g) PROMOTING ENROLLMENT.—

(1) CREATING INCENTIVES FOR ENROLLMENT.—In order to encourage applications for the programs described in subsection (j), the Secretary of Homeland Security shall develop a plan to admit participants in an amount that is as inexpensive as possible per card issued for each of such programs.

(2) CUSTOMER SERVICE PHONE NUMBER.—In order to provide potential applicants with timely information for the programs described in subsection (j), the Secretary of Homeland Security shall create a customer service telephone number for such programs.

(3) PUBLICITY CAMPAIGN.—The Secretary shall carry out a program to educate the public regarding the benefits of the programs described in subsection (j).

(h) TRAVEL DOCUMENT FOR TRAVEL INTO UNITED STATES.—For purposes of the plan required under section 7209(b) of the Intelligence Reform and Terrorism Prevention Act of 2004, an identification card issued to a participant in a program described in subsection (j) shall be considered a document

sufficient on its own when produced to denote identity and citizenship for travel into the United States by United States citizens and by categories of individuals for whom documentation requirements have previously been waived under section 212(d)(4)(B) of the Immigration and Nationality Act (8 U.S.C. 1182(d)(4)(B)).

(i) REPORT.—Not later than 120 days after the date of the enactment of this Act, the Secretary of Homeland Security shall submit to the appropriate congressional committees (as defined in section 2 of the Homeland Security Act of 2002 (6 U.S.C. 101)) a report on the implementation of subsections (a) through (g).

(j) PROGRAMS.—The programs described in this subsection are the following:

(1) The FAST program authorized under subpart B of title IV of the Tariff Act of 1930 (19 U.S.C. 1411 et seq.).

(2) The NEXUS program authorized under section 286(q) of the Immigration and Nationality Act (U.S.C. 1356(q)).

#### SEC. 1124. TRAVEL DOCUMENTS.

(a) TRAVEL TO CANADA AND MEXICO.—Section 7209(b) of the Intelligence Reform and Terrorism Prevention Act of 2004 is amended by adding at the end the following new paragraphs:

“(3) PASS CARD INFRASTRUCTURE.—The Secretary of Homeland Security shall conduct not less than one trial on the usability, reliability, and effectiveness of the technology that the Secretary determines appropriate to implement the documentary requirements of this subsection. The Secretary may not issue a final rule implementing the requirements of this subsection until such time as the Secretary has submitted to the appropriate congressional committees (as defined in section 2 of the Homeland Security Act of 2002 (6 U.S.C. 101)) a report on the results and outcome of such trial or trials. The report shall include data and evidence that demonstrates that the technology utilized in such trial or trials is operationally superior to other alternative technology infrastructures.

“(4) FLEXIBLE IMPLEMENTATION PERIOD.—In order to provide flexibility upon implementation of the plan developed under paragraph (1), the Secretary of Homeland Security shall establish a special procedure to permit an individual who does not possess a passport or other document, or combination of documents, as required under paragraph (1), but who the Secretary determines to be a citizen of the United States, to re-enter the United States at an international land or maritime border of the United States. The special procedure referred to in this paragraph shall terminate on the date that is 180 days after the date of the implementation of the plan described in paragraph (1)(A).

“(5) SPECIAL RULE FOR CERTAIN MINORS.—Except as provided in paragraph (6), citizens of the United States or Canada who are less than 16 years of age shall not be required to present to an immigration officer a passport or other document, or combination of documents, as required under paragraph (1), when returning or traveling to the United States from Canada, Mexico, Bermuda, or the Caribbean at any port of entry along the international land or maritime border of the United States.

“(6) SPECIAL RULE FOR CERTAIN STUDENT MINORS TRAVELING AS PART OF AN AUTHORIZED AND SUPERVISED SCHOOL TRIP.—Notwithstanding the special rule described in paragraph (5), the Secretary of Homeland Security is authorized to consider expanding the special rule for certain minors described in such paragraph to a citizen of the United States or Canada who is less than 19 years of age but is 16 years of age or older and who is traveling between the United States and Canada at any port of entry along the inter-

national or maritime border between the two countries if such citizen is so traveling as a student as part of an authorized and supervised school trip.

“(7) PUBLIC OUTREACH.—To promote travel and trade across the United States border, the Secretary of Homeland Security shall develop a public communications plan to promote to United States citizens, representatives of the travel and trade industries, and local government officials information relating to the implementation of this subsection. The Secretary of Homeland Security shall coordinate with representatives of the travel and trade industries in the development of such public communications plan.

“(8) COST-BENEFIT ANALYSIS.—The Secretary of Homeland Security shall prepare an extensive regulatory impact analysis that is fully compliant with Executive Order No. 12866 and Office of Management and Budget Circular A-4 for an economically significant regulatory action before publishing a rule with respect to the implementation of the requirements of this subsection.”.

(b) REPORT.—Not later than 120 days after the date of the enactment of this Act and every 120 days thereafter, the Secretary of Homeland Security shall submit to the appropriate congressional committees (as defined in section 2 of the Homeland Security Act of 2002 (6 U.S.C. 101)) a report on the implementation of paragraphs (3) through (8) of section 7209(b) of the Intelligence Reform and Terrorism Prevention Act of 2004.

#### SEC. 1125. SENSE OF THE CONGRESS ON INTEROPERABILITY.

It is the sense of the Congress that efforts to achieve local, regional, and national interoperable emergency communications in the near term should be supported and are critical in assisting communities with their local and regional efforts to properly coordinate and execute their interoperability plans.

#### SEC. 1126. TRAVELERS REDRESS INQUIRY PROGRAM.

Of the amount authorized to be appropriated under section 101, such sums as may be necessary shall be available to the Secretary of Homeland Security to take all necessary actions to protect the security of personal information submitted electronically to the Internet website of the Department of Homeland Security established for the Travelers Redress Inquiry Program and other websites of the Department related to that program.

#### SEC. 1127. TRANSPORTATION WORKER IDENTIFICATION CREDENTIAL PROGRAM.

The Secretary of Homeland Security shall work with the State of Florida and other States, as appropriate, to resolve the differences between the Transportation Worker Identification Credential and existing access control credentials.

The bill, as amended, was ordered to be engrossed and read a third time, was read a third time by title.

Mr. DENT moved to recommit the bill to the Committee on Homeland Security with instructions to report the bill back to the House forthwith with the following instructions:

At the appropriate place in the bill, insert the following:

#### SEC. \_\_\_\_ AUTOMATED TARGETING SYSTEM FOR PERSONS ENTERING OR DEPARTING THE UNITED STATES.

(a) FINDINGS OF THE 9/11 COMMISSION.—Congress finds that the National Commission on Terrorist Attacks Upon the United States (commonly referred to as the 9/11 Commission) concluded that—

(1) “The small terrorist travel intelligence collection and analysis program currently in place has produced disproportionately useful

results. It should be expanded. Since officials at the border encounter travelers and their documents first and investigate travel facilitators, they must work closely with intelligence officials.”;

(2) “Information systems able to authenticate travel documents and detect potential terrorist indicators should be used at consulates, at primary border inspection lines, in immigration service offices, and intelligence and enforcement units.”;

(3) “The President should direct the Department of Homeland Security to lead the effort to design a comprehensive screening system, addressing common problems and setting common standards with systemwide goals in mind.”;

(4) “A screening system looks for particular, identifiable suspects or indicators of risk. It does not involve guesswork about who might be dangerous. It requires front-line border officials who have the tools and resources to establish that people are who they say they are, intercept identifiable suspects, and disrupt terrorist operations.”; and

(5) “Inspectors adjudicating entries of the 9/11 hijackers lacked adequate information and knowledge of the rules. A modern border and immigration system should combine a biometric entry-exit system with accessible files on visitors and immigrants, along with intelligence on indicators of terrorist travel.”.

(b) AUTOMATED TARGETING SYSTEM FOR PERSONS ENTERING OR DEPARTING THE UNITED STATES.—The Secretary of Homeland Security, acting through the Commissioner of Customs and Border Protection, may establish an automated system for the purpose of the enforcement of United States law, including laws relating to anti-terrorism and border security, to assist in the screening of persons seeking to enter or depart the United States (in this section referred to as the “system”).

(c) ADMINISTRATIVE PROCESS TO CORRECT INFORMATION.—The Secretary, acting through the Commissioner, shall ensure that an administrative process is established, or application of an existing administrative process is extended, pursuant to which any individual may apply to correct any information retained by the system established under subsection (b). Nothing in this section shall be construed as creating a private right of action for any case or claim arising from the application of the system or the corrective administrative process established or applied under this section.

(d) RULE OF CONSTRUCTION.—Nothing in this section shall be construed as abrogating, diminishing, or weakening the provisions of any Federal or State law that prevents or protects against the unauthorized collection or release of personal records.

After debate,

By unanimous consent, the previous question was ordered on the motion to recommit with instructions.

The question being put, viva voce,

Will the House recommit said bill with instructions?

The SPEAKER pro tempore, Mr. RAHALL, announced that the nays had it.

Mr. GOHMERT demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The vote was taken by electronic device.

It was decided in the affirmative { Yeas ..... 264 Nays ..... 160

¶65.23 [Roll No. 317] YEAS—264

- Aderholt, Akin, Alexander, Altmire, Andrews, Bachmann, Bachus, Baker, Barrett (SC), Barrow, Bartlett (MD), Barton (TX), Bean, Biggert, Bilbray, Bilirakis, Bishop (UT), Blackburn, Blunt, Boehner, Bonner, Bono, Boozman, Boren, Boswell, Boustany, Boyd (FL), Boyda (KS), Brady (TX), Braley (IA), Brown (SC), Brown-Waite, Ginny, Buchanan, Burgess, Burton (IN), Buyer, Calvert, Camp (MI), Campbell (CA), Cannon, Cantor, Capito, Carney, Carter, Castle, Chabot, Chandler, Coble, Cohen, Cole (OK), Conaway, Cooper, Costa, Costello, Courtney, Cramer, Crenshaw, Cubin, Culberson, Davis (AL), Davis (KY), Davis, David, Davis, Jo Ann, Davis, Lincoln, Davis, Tom, Deal (GA), Dent, Diaz-Balart, L., Diaz-Balart, M., Dicks, Donnelly, Doolittle, Drake, Dreier, Duncan, Edwards, Ehlers, Ellsworth, Emanuel, Emerson, English (PA), Everrett, Fallin, Feeney, Ferguson, Flake, Forbes, Fortenberry, Fossella, Fox, Franks (AZ), Frelinghuysen, Gallegly, Garrett (NJ), Gerlach, Giffords, Gilchrest, Gillibrand, Gillmor, Gingrey, Gohmert, Goode, Goodlatte, Gordon, Granger, Graves, Hall (NY), Hall (TX), Hare, Hastert, Hastings (WA), Hayes, Heller, Hensarling, Herger, Herse, Herseth Sandlin, Hill, Hobson, Hodes, Hoekstra, Holden, Hooley, Hulshof, Hunter, Inglis (SC), Issa, Jindal, Johnson (IL), Johnson, Sam, Jones (NC), Jordan, Kagen, Keller, King (IA), King (NY), Kingston, Kirk, Klein (FL), Kline (MN), Knollenberg, Kuhl (NY), LaHood, Lamborn, Lampson, Latham, LaTourette, Lewis (CA), Lewis (KY), Lipinski, LoBiondo, Loeback, Lucas, Lungren, Daniel E., Mack, Mahoney (FL), Manzullo, Marchant, Marshall, Matheson, McCarthy (CA), McCaul (TX), McCotter, McCrery, McHenry, McHugh, McIntyre, McKeon, McNerney, Mica, Miller (FL), Miller (MI), Miller (NC), Miller, Gary, Mitchell, Moore (KS), Moran (KS), Murphy, Patrick, Murphy, Tim, Musgrave, Myrick, Neugebauer, Nunes, Paul, Pearce, Pence, Perlmutter, Peterson (MN), Peterson (PA), Petri, Pickering, Pitts, Platts, Cummings, Davis (CA), Davis (IL), DeFazio, DeGette, Delahunt, DeLauro, Dingell, Doggett, Doyle, Ellison, Eshoo, Etheridge, Farr, Finer, Frank (MA), Gonzalez, Green, Al, Green, Gene, Grijalva, Gutierrez, Harman, Hastings (FL), Higgins, Hinchey, Hinojosa, Hirono, Holt, Honda, Brady (PA), Engel, Fattah, Johnson, E. B., Larson (CT), McMorris, Rodgers, Renzi, Souder

- Baldwin, Becerra, Berkeley, Berman, Berry, Bishop (GA), Bishop (NY), Blumenauer, Boucher, Brown, Corrine, Butterfield, Capps, Capuano, Cardoza, Carnahan, Carson, Castor, Clarke, Clay, Cleaver, Clyburn, Conyers, Crowley, Cuellar, Davis (CA), Davis (IL), DeFazio, DeGette, Delahunt, DeLauro, Dingell, Doggett, Doyle, Ellison, Eshoo, Etheridge, Farr, Finer, Frank (MA), Gonzalez, Green, Al, Green, Gene, Grijalva, Gutierrez, Harman, Hastings (FL), Higgins, Hinchey, Hinojosa, Hirono, Holt, Honda, Hoyer, Inslee, Israel, Jackson (IL), Jackson-Lee (TX), Jefferson, Johnson (GA), Jones (OH), Kanjorski, Kaptur, Kennedy, Kildee, Kilpatrick, Kind, Kucinich, Langevin, Lantos, Larsen (WA), Lee, Levin, Lewis (GA), Lofgren, Zoe, Lowey, Lynch, Maloney (NY), Markey, Matsui, McCarthy (NY), McCollum (MN), McDermott, McGovern, McNulty, Meehan, Meek (FL), Meeks (NY), Melancon, Michaud, Miller, George, Mollohan, Moore (WI), Moran (VA), Murphy (CT), Murtha, Nadler, Napolitano, Neal (MA), Oberstar, Obey, Olver, Ortiz, Pallone, Pascrell, Brady (PA), Larson (CT), McMorris, Rodgers, Renzi, Souder

NOT VOTING—8

- Brady (PA), Larson (CT), McMorris, Rodgers, Renzi, Souder

So the motion to recommit with instructions was agreed to.

Mr. THOMPSON of Mississippi, by direction of the Committee on Homeland Security and pursuant to the foregoing order of the House reported the bill back to the House with said amendment.

The question being put, viva voce, Will the House agree to said amendment?

The SPEAKER pro tempore, Mr. Lincoln DAVIS of Tennessee, announced that the nays had it.

So the amendment was not agreed to.

¶65.24 VOTE VACATED

On motion of Mr. HOYER, by unanimous consent,

Ordered, That the last vote be vacated and that the question be put de novo.

The question being put, viva voce, Will the House agree to said amendment?

The SPEAKER pro tempore, Mr. Lincoln DAVIS of Tennessee, announced that the yeas had it.

So the amendment was agreed to. The bill, as amended, was ordered to be engrossed and read a third time, was read a third time by title.

The question being put, viva voce, Will the House pass said bill?

The SPEAKER pro tempore, Mr. Lincoln DAVIS of Tennessee, announced that the nays had it.

Mr. THOMPSON of Mississippi, demanded a recorded vote on passage of said bill, as amended, which demand was supported by one-fifth of a quorum, so a recorded vote was ordered.

The vote was taken by electronic device.

It was decided in the affirmative { Yeas ..... 296 Nays ..... 126

¶65.25 [Roll No. 318] AYES—296

- Abercrombie, Ackerman, Allen, Altmire, Andrews, Arcuri, Baca, Baird, Baldwin, Barrow, Bean, Becerra, Berkeley, Berman, Berry, Biggert, Bilirakis, Bishop (GA), Blackburn, Boren, Boswell, Boucher, Boyd (FL), Boyda (KS), Braley (IA), Brown (SC), Brown, Corrine, Butterfield, Capito, Capps, Capuano, Cardoza, Carnahan, Carson, Castle, Castor, Chandler, Clarke, Clay, Cleaver, Clyburn, Cohen, Cole (OK), Conyers, Cooper, Costa, Costello, Courtney, Cramer, Crowley, Cuellar, Cummings, Davis (AL), Davis (CA), Davis (IL), Davis, Jo Ann, Davis, Lincoln, DeFazio, DeGette, Delahunt, DeLauro, Dent, Diaz-Balart, L., Diaz-Balart, M., Dicks, Dingell, Doggett, Donnelly, Doyle, Edwards, Ellison, Ellsworth, Emanuel, Emerson, Eshoo, Etheridge, Fallin, Farr, Ferguson, Finer, Fortenberry, Fossella, Frank (MA), Frelinghuysen, Garrett (NJ), Gerlach, Giffords, Gilchrest, Gillibrand, Gillmor, Gonzalez, Gordon, Green, Al, Green, Gene, Grijalva, Gutierrez, Hall (NY), Hare, Harman, Hastings (FL), Hastings (WA), Hayes, Heller, Herseth Sandlin, Higgins, Hill, Hinchey, Hinojosa, Hirono, Hobson, Hodes, Holden, Holt, Honda, Hooley, Hoyer, Hulshof, Inslee, Israel, Jackson (IL), Jackson-Lee (TX), Jefferson, Johnson (GA), Johnson (IL), Jones (OH), Kagen, Kanjorski, Kaptur, Keller, Kennedy, Kildee, Kilpatrick, Kind, King (NY), Kirk, Klein (FL), Knollenberg, Kuhl (NY), LaHood, Lampson, Langevin, Lantos, Larsen (WA), Latham, LaTourette, Lee, Levin, Lewis (GA), Lipinski, LoBiondo, Loeback, Lofgren, Zoe, Lowey, Lucas, Lynch, Mahoney (FL), Maloney (NY), Markey, Marshall, Matheson, Matsui, McCarthy (NY), McCaul (TX), McCollum (MN), McCotter, McCrery, McDermott, McGovern, McHugh, McIntyre, McNerney, McNulty, Meehan, Meek (FL), Meeks (NY), Melancon, Michaud, Miller (MI), Miller (NC), Miller, George, Mitchell, Mollohan, Moore (KS), Moore (WI), Moran (VA), Murphy (CT), Murphy, Patrick, Murphy, Tim, Murtha, Nadler, Napolitano, Neal (MA), Oberstar, Obey, Olver, Ortiz, Pallone, Pascrell, Pastor, Payne, Pearce, Perlmutter, Peterson (MN), Petri, Pomeroy, Porter, Price (NC), Pryce (OH), Rahall, Ramstad, Rangel, Regula, Rehberg, Reichert, Reynolds, Rodriguez, Rogers (MI), Ros-Lehtinen, Roskam, Ross, Rothman, Roybal-Allard, Ruppertsberger, Rush



Ryan (OH)	Smith (WA)	Visclosky
Salazar	Snyder	Walsh (NY)
Sánchez, Linda T.	Solis	Walz (MN)
Sanchez, Loretta Sarbanes	Space	Wasserman
Saxton	Spratt	Schultz
Schakowsky	Stupak	Waters
Schiff	Sutton	Watson
Schwartz	Tanner	Watt
Scott (GA)	Tauscher	Waxman
Scott (VA)	Taylor	Weiner
Serrano	Terry	Welch (VT)
Sestak	Thompson (CA)	Weller
Shays	Thompson (MS)	Wexler
Shea-Porter	Thornberry	Whitfield
Sherman	Tiahrt	Wilson (NM)
Shimkus	Tiberi	Wilson (OH)
Shuler	Tierney	Wolf
Sires	Towns	Woolsey
Skelton	Turner	Wu
Slaughter	Udall (NM)	Wynn
Smith (NJ)	Upton	Yarmuth
	Van Hollen	Young (FL)
	Velázquez	

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Aderholt	Duncan	Miller (FL)
Akin	Ehlers	Miller, Gary
Alexander	English (PA)	Moran (KS)
Bachmann	Everett	Musgrave
Bachus	Feeney	Myrick
Baker	Flake	Neugebauer
Barrett (SC)	Forbes	Nunes
Bartlett (MD)	Fox	Paul
Barton (TX)	Franks (AZ)	Pence
Bilbray	Gallely	Peterson (PA)
Bishop (UT)	Gingrey	Pickering
Blackburn	Gohmert	Pitts
Blunt	Goode	Poe
Boehner	Goodlatte	Price (GA)
Bonner	Granger	Putnam
Bono	Graves	Radanovich
Boozman	Hall (TX)	Rogers (AL)
Boustany	Hastert	Rogers (KY)
Brady (TX)	Hensarling	Rohrabacher
Brown-Waite,	Hoekstra	Royce
Ginny	Hunter	Ryan (WI)
Burgess	Inglis (SC)	Sali
Burton (IN)	Issa	Schmidt
Buyer	Johnson, Sam	Sensenbrenner
Calvert	Jones (NC)	Sessions
Camp (MI)	Jordan	Shadegg
Campbell (CA)	King (IA)	Shuster
Cannon	Kingston	Simpson
Cantor	Kline (MN)	Smith (NE)
Carter	Kucinich	Smith (TX)
Chabot	Lamborn	Stark
Coble	Lewis (CA)	Stearns
Conaway	Lewis (KY)	Sullivan
Crenshaw	Linder	Tancredo
Cubin	Lungren, Daniel E.	Walberg
Culberson	Mack	Walden (OR)
Davis (KY)	Manzullo	Wamp
Davis, David	Marchant	Weldon (FL)
Davis, Tom	McCarthy (CA)	Westmoreland
Deal (GA)	McHenry	Wicker
Doolittle	McKeon	Wilson (SC)
Drake	Mica	Young (AK)
Dreier		

NOT VOTING—10

Brady (PA)	Johnson, E. B.	Renzi
Engel	Larson (CT)	Souder
Fattah	McMorris	Udall (CO)
Herger	Rodgers	

So the bill was passed.

A motion to reconsider the vote whereby said bill was passed was, by unanimous consent, laid on the table.

*Ordered*, That the Clerk request the concurrence of the Senate in said bill.

¶65.26 ORDER OF BUSINESS—  
CONSIDERATION OF H.R. 1873

On motion of Ms. VELAZQUEZ, by unanimous consent,

*Ordered*, That during consideration of H.R. 1873 in the Committee of the Whole House on the state of the Union, pursuant to House Resolution 383, amendment numbered 4, by Mr. SESTAK be permitted to be offered at anytime.

¶65.27 SMALL BUSINESS ADMINISTRATION

The SPEAKER pro tempore, Mr. ALTMIRE, pursuant to House Resolution 383 and rule XVIII, declared the House resolved into the Committee of the Whole House on the state of the Union for the consideration of the bill (H.R. 1873) to reauthorize the programs and activities of the Small Business Administration relating to procurement, and for other purposes.

The SPEAKER pro tempore, Mr. ALTMIRE, by unanimous consent, designated Mr. Lincoln DAVIS of Tennessee, as Chairman of the Committee of the Whole; and after some time spent therein,

The SPEAKER pro tempore, Ms. SUTTON, assumed the Chair.

When Mr. Lincoln DAVIS of Tennessee, Chairman, reported that the Committee, having had under consideration said bill, had come to no resolution thereon.

¶65.28 CLERK TO CORRECT ENGROSSMENT

On motion of Ms. VELAZQUEZ, by unanimous consent,

*Ordered*, That in the engrossment of the foregoing bill the Clerk be authorized to make technical corrections, including corrections in spelling, punctuation, section numbering and cross-referencing, and the insertion of appropriate headings.

¶65.29 MESSAGE FROM THE PRESIDENT—  
NATIONAL EMERGENCY REGARDING  
SYRIA

The SPEAKER pro tempore, Ms. SUTTON, laid before the House a message from the President, which was read as follows:

*To the Congress of the United States:*

Section 202(d) of the National Emergencies Act (50 U.S.C. 1622(d)) provides for the automatic termination of a national emergency unless, prior to the anniversary date of its declaration, the President publishes in the *Federal Register* and transmits to the Congress a notice stating that the emergency is to continue in effect beyond the anniversary date. In accordance with this provision, I have sent to the *Federal Register* for publication the enclosed notice, stating that the national emergency declared in Executive Order 13338 of May 11, 2004, and expanded in scope in Executive Order 13399 of April 25, 2006, authorizing the blocking of property of certain persons and prohibiting the exportation and reexportation of certain goods to Syria, is to continue in effect beyond May 11, 2007.

The actions of the Government of Syria in supporting terrorism, interfering in Lebanon, pursuing weapons of mass destruction and missile programs, and undermining United States and international efforts with respect to the stabilization and reconstruction of Iraq pose a continuing unusual and extraordinary threat to the national security, foreign policy, and economy of the United States. For these reasons, I have determined that it is necessary to continue in effect the national emer-

gency declared with respect to this threat and to maintain in force the sanctions I have ordered to address this national emergency.

GEORGE W. BUSH.  
THE WHITE HOUSE, May 8, 2007.

By unanimous consent, the message, together with the accompanying papers, was referred to the Committee on Foreign Affairs and ordered to be printed (H. Doc. 110-33).

¶65.30 CLERK TO CORRECT ENGROSSMENT

On motion of Mr. McDERMOTT, by unanimous consent,

*Ordered*, That in the engrossment of the bill (H.R. 1684) to authorize appropriations for the Department of Homeland Security for fiscal year 2008, and for other purposes, the Clerk be authorized to make technical corrections, including corrections in spelling, punctuation, section numbering and cross-referencing, and the insertion of appropriate headings.

¶65.31 RECESS—10:24 P.M.

The SPEAKER pro tempore, Mr. ELLISON, pursuant to clause 12(a) of rule I, declared the House in recess at 10 o'clock and 24 minutes p.m., subject to the call of the Chair.

¶65.32 AFTER RECESS—11:08 P.M.

The SPEAKER pro tempore, Mr. ARCURI, called the House to order.

¶65.33 PROVIDING FOR CONSIDERATION  
OF H.R. 2237, H.R. 2206, AND H.R. 2207

Mr. MCGOVERN, by direction of the Committee on Rules, reported (Rept. No. 110-143) the resolution (H. Res. 387) providing for consideration of the bill (H.R. 2237) to provide for the redeployment of United States Armed Forces and defense contractors from Iraq, providing for consideration of the bill (H.R. 2206) making emergency supplemental appropriations for the fiscal year ending September 30, 2007, and for other purposes, and providing for the consideration of the bill (H.R. 2207) making supplemental appropriations for agricultural and other emergency assistance for the fiscal year ending September 30, 2007, and for other purposes.

When said resolution and report were referred to the House Calendar and ordered printed.

¶65.34 PROVIDING FOR CONSIDERATION  
OF H.R. 2082

Mr. MCGOVERN, by direction of the Committee on Rules, reported (Rept. No. 110-144) the resolution (H. Res. 388) providing for the consideration of the bill (H.R. 2082) to authorize appropriations for fiscal year 2008 for intelligence and intelligence-related activities of the United States Government, the Community Management Account, and the Central Intelligence Agency Retirement and Disability System, and for other purposes.

When said resolution and report were referred to the House Calendar and ordered printed.

## ¶65.35 LEAVE OF ABSENCE

By unanimous consent, leave of absence was granted—

To Mr. LARSON of Connecticut, for today; and

To Mr. MORAN of Kansas, for today.  
And then,

## ¶65.36 ADJOURNMENT

On motion of Mr. MCGOVERN, pursuant to the special order of the House agreed to on May 3, 2007, at 11 o'clock and 11 minutes p.m., the House adjourned until 9 a.m. on Thursday, May 10, 2007.

## ¶65.37 REPORTS OF COMMITTEES ON PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XIII, reports of committees were delivered to the Clerk for printing and reference to the proper calendar, as follows:

Mr. LANTOS: Committee on Foreign Affairs. H.R. 1469. A bill to establish the Senator Paul Simon Study Abroad Foundation under the authorities of the Mutual Educational and Cultural Exchange Act of 1961 (Rept. 110-138). Referred to the Committee of the Whole House on the state of the Union.

Mr. CONYERS: Committee on the Judiciary. H.R. 692. A bill to amend title 4, United States Code, to authorize the Governor of a State, territory, or possession of the United States to order that the National flag be flown at half-staff in that State, territory, or possession in the event of the death of a member of the Armed Forces from that State, territory, or possession who dies while serving on active duty; with an amendment (Rept. 110-139). Referred to the Committee of the Whole House on the state of the Union.

Mr. CONYERS: Committee on the Judiciary. H.R. 1593. A bill to reauthorize the grant program for reentry of offenders into the community in the Omnibus Crime Control and Safe Streets Act of 1968, to improve reentry planning and implementation, and for other purposes (Rept. 110-140). Referred to the Committee of the Whole House on the state of the Union.

Mr. WAXMAN: Committee on Oversight and Government Reform. H.R. 401. A bill to amend the National Capital Transportation Act of 1969 to authorize additional Federal contributions for maintaining and improving the transit system of the Washington Metropolitan Area Transit Authority, and for other purposes; with an amendment (Rept. 110-141). Referred to the Committee of the Whole House on the state of the Union.

Mr. FRANK: Committee on Financial Services. H.R. 1427. A bill to reform the regulation of certain housing-related Government-sponsored enterprises, and for other purposes; with an amendment (Rept. 110-142). Referred to the Committee of the Whole House on the state of the Union.

Ms. SLAUGHTER: Committee on Rules. House Resolution 387. A resolution providing for consideration of the bill (H.R. 2237) to provide for the redeployment of United States Armed Forces and defense contractors from Iraq, providing for consideration of the bill (H.R. 2206) making emergency supplemental appropriations for the fiscal year ending September 30, 2007, and for other purposes, and providing for consideration of the bill (H.R. 2207) making supplemental appropriations for agricultural and other emergency assistance for the fiscal year ending September 30, 2007, and for other purposes (Rept. 110-143). Referred to the House Calendar.

Mr. HASTINGS of Florida: Committee on Rules. House Resolution 388. A resolution providing for the consideration of the bill (H.R. 2082) to authorize appropriations for fiscal year 2008 for intelligence and intelligence-related activities of the United States Government, the Community Management Account, and the Central Intelligence Agency Retirement and Disability System, and for other purposes (Rept. 110-144). Referred to the House Calendar.

## ¶65.38 PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XII, public bills and resolutions were introduced and severally referred, as follows:

By Mr. SMITH of New Jersey (for himself, Mr. DANIEL E. LUNGREN of California, and Mr. ROHRBACHER):

H.R. 2228. A bill to encourage and facilitate the consolidation of security, human rights, democracy, and economic freedom in Ethiopia; to the Committee on Foreign Affairs.

By Mr. GORDON:

H.R. 2229. A bill to establish a joint energy cooperation program within the Department of Energy to fund eligible ventures between United States and Israeli businesses and academic persons in the national interest, and for other purposes; to the Committee on Science and Technology.

By Mr. CANNON (for himself, Mr. GENE GREEN of Texas, and Mr. GOHMERT):

H.R. 2230. A bill to prevent certain discriminatory taxation of natural gas pipeline property; to the Committee on the Judiciary.

By Mr. ALLEN (for himself and Mr. LEWIS of Kentucky):

H.R. 2231. A bill to amend title XVIII of the Social Security Act to exempt complex rehabilitation products and assistive technology products from the Medicare competitive acquisition program; to the Committee on Energy and Commerce, and in addition to the Committee on Ways and Means, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. WAXMAN (for himself, Mr. TOM DAVIS of Virginia, Mr. DAVIS of Illinois, Mr. SHAYS, Mr. VAN HOLLEN, Ms. NORTON, Ms. BALDWIN, Mr. BERMAN, Mr. ENGEL, Mr. FATTAH, Mr. FILNER, Mr. FRANK of Massachusetts, Mr. HINCHAY, Mr. MCDERMOTT, Mr. MORAN of Virginia, Ms. SCHAKOWSKY, and Mr. WU):

H.R. 2232. A bill to affirm that Federal employees are protected from discrimination on the basis of sexual orientation and to repudiate any assertion to the contrary; to the Committee on Oversight and Government Reform.

By Mr. MCDERMOTT:

H.R. 2233. A bill to provide for special transfers of funds to States to promote certain improvements in State unemployment compensation laws; to the Committee on Ways and Means.

By Mr. FARR (for himself and Mr. FILNER):

H.R. 2234. A bill to amend the Internal Revenue Code of 1986 to provide for an extension of the period of limitation to file claims for refunds on account of disability determinations by the Department of Veterans Affairs; to the Committee on Ways and Means.

By Mr. SPACE:

H.R. 2235. A bill to amend the Agriculture and Food Act of 1981 to revise the Resource Conservation and Development Program of the Department of Agriculture to require a planning process under the program that is locally led, to guarantee funds for the program for fiscal years 2008 through 2012, and

for other purposes; to the Committee on Agriculture.

By Mrs. MALONEY of New York (for herself, Mr. SHAYS, Ms. WOOLSEY, Ms. ROYBAL-ALLARD, Ms. LEE, Mr. RUSH, Mrs. MCCARTHY of New York, Mr. OLVER, Mr. ELLISON, Ms. JACKSON-LEE of Texas, and Mrs. JONES of Ohio):

H.R. 2236. A bill to amend the Civil Rights Act of 1964 to protect breastfeeding by new mothers; to provide for a performance standard for breast pumps; and to provide tax incentives to encourage breastfeeding; to the Committee on Ways and Means, and in addition to the Committees on Energy and Commerce, and Education and Labor, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. MCGOVERN (for himself, Mr. WELCH of Vermont, and Ms. SUTTON):

H.R. 2237. A bill to provide for the redeployment of United States Armed Forces and defense contractors from Iraq; to the Committee on Armed Services, and in addition to the Committee on Foreign Affairs, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. BECERRA (for himself, Mr. WELLS, Mr. CROWLEY, and Mr. FORTUÑO):

H.R. 2238. A bill to amend the Internal Revenue Code of 1986 to provide for residents of Puerto Rico who participate in cafeteria plans under the Puerto Rican tax laws an exclusion from employment taxes which is comparable to the exclusion that applies to cafeteria plans under such Code; to the Committee on Ways and Means.

By Mr. BOOZMAN:

H.R. 2239. A bill to amend title 38, United States Code, to expand eligibility for vocational rehabilitation benefits administered by the Secretary of Veterans Affairs; to the Committee on Veterans' Affairs.

By Mr. TOM DAVIS of Virginia (for himself, Mr. WYNN, Mr. MORAN of Virginia, Mr. WOLF, and Mr. VAN HOLLEN):

H.R. 2240. A bill to amend the Homeland Security Act of 2002 to restore the Office for National Capital Region Coordination to the administrative jurisdiction of the Office of the Secretary of Homeland Security, and for other purposes; to the Committee on Homeland Security.

By Mr. ENGEL (for himself, Mr. FOSSELLA, Mr. GENE GREEN of Texas, and Ms. DEGETTE):

H.R. 2241. A bill to amend the Public Health Service Act with respect to prevention and treatment of diabetes, and for other purposes; to the Committee on Energy and Commerce.

By Mr. FRELINGHUYSEN:

H.R. 2242. A bill to prohibit a State from imposing a discriminatory commuter tax on nonresidents, and for other purposes; to the Committee on the Judiciary.

By Mr. GALLEGLY:

H.R. 2243. A bill to better provide for compensation for certain persons injured in the course of employment at the Santa Susana Field Laboratory in California; to the Committee on the Judiciary, and in addition to the Committee on Education and Labor, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. GENE GREEN of Texas:

H.R. 2244. A bill to amend title XVIII of the Social Security Act to provide Medicare

beneficiaries with access to geriatric assessments and chronic care coordination services, and for other purposes; to the Committee on Energy and Commerce, and in addition to the Committee on Ways and Means, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. HASTINGS of Washington:

H.R. 2245. A bill to designate the Department of Veterans Affairs outpatient clinic in Wenatchee, Washington, as the Elwood "Bud" Link Department of Veterans Affairs Outpatient Clinic; to the Committee on Veterans' Affairs.

By Mr. HELLER:

H.R. 2246. A bill to validate certain conveyances made by the Union Pacific Railroad Company of lands located in Reno, Nevada, that were originally conveyed by the United States to facilitate construction of transcontinental railroads, and for other purposes; to the Committee on Natural Resources.

By Mr. LARSEN of Washington:

H.R. 2247. A bill to amend titles 10 and 38, United States Code, to repeal the 10-year limit on use of Montgomery GI Bill educational assistance benefits, and for other purposes; to the Committee on Veterans' Affairs, and in addition to the Committee on Armed Services, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Ms. ZOE LOFGREN of California (for herself, Mrs. CAPPS, Mr. COSTA, Mr. CARDOZA, Ms. ESHOO, Mr. FARR, Mr. FILNER, Ms. HARMAN, Mr. LANTOS, Mr. MCNERNEY, Ms. MATSUI, Mr. GEORGE MILLER of California, Ms. ROYBAL-ALLARD, Ms. LINDA T. SANCHEZ of California, Ms. LORETTA SANCHEZ of California, Mr. SCHIFF, Mr. SHERMAN, Ms. SOLIS, Mr. STARK, Mrs. TAUSCHER, Mr. WAXMAN, Mr. HONDA, and Ms. MCCOLLUM of Minnesota):

H.R. 2248. A bill to prohibit States from carrying out more than one Congressional redistricting after a decennial census and apportionment, to require States to conduct such redistricting through independent commissions, and for other purposes; to the Committee on the Judiciary.

By Mr. MCCAUL of Texas (for himself, Mr. BRADY of Texas, and Mr. POE):

H.R. 2249. A bill to amend title 28, United States Code, to prevent administrative action with respect to, and the filing of, certain tort claims against the United States; to the Committee on the Judiciary.

By Mr. MCCAUL of Texas (for himself, Mr. BRADY of Texas, Mr. GOHMERT, and Mr. POE):

H.R. 2250. A bill to prevent inappropriate litigation against the United States; to the Committee on the Judiciary.

By Mr. MICHAUD (for himself and Mr. ALLEN):

H.R. 2251. A bill to extend the Acadia National Park Advisory Commission, to provide improved visitor services at the park, and for other purposes; to the Committee on Natural Resources.

By Mr. ROYCE:

H.R. 2252. A bill to create a national commission, modeled after the successful Defense Base Closure and Realignment Commission, to establish a timely, independent, and fair process for realigning or closing outdated, ineffective, or inefficient executive agencies; to the Committee on Oversight and Government Reform.

By Mr. ROYCE (for himself and Mr. CANTOR):

H.R. 2253. A bill to amend the Internal Revenue Code of 1986 to reduce the rate of the

tentative minimum tax for noncorporate taxpayers to 24 percent; to the Committee on Ways and Means.

By Mr. SCHIFF (for himself, Mr. THORBERRY, and Mr. COHEN):

H.R. 2254. A bill to amend title 18, United States Code, to establish the transfer of any nuclear weapon, device, material, or technology to terrorists as a crime against humanity; to the Committee on the Judiciary, and in addition to the Committee on Foreign Affairs, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. UDALL of New Mexico (for himself, Mr. UDALL of Colorado, Ms. SLAUGHTER, Mr. WAMP, Mr. WHITFIELD, and Mr. HASTINGS of Washington):

H.R. 2255. A bill to amend the Energy Employees Occupational Illness Compensation Program Act of 2000 to extend and increase the authority for the ombudsman under the Energy Employees Occupational Illness Compensation Program; to the Committee on the Judiciary, and in addition to the Committee on Education and Labor, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. WALBERG:

H.R. 2256. A bill to amend the Internal Revenue Code of 1986 to allow a credit against income tax for the use of ethanol in tetra ethyl ortho silicate (TEOS) production; to the Committee on Ways and Means.

By Mr. WELCH of Vermont:

H.R. 2257. A bill to direct the Secretary of Veterans Affairs to increase the number of benefits claims representatives employed by the Department of Veterans Affairs, and to ensure that there are not fewer than two such claims representatives located at each center for the provision of readjustment counseling and related mental health services established under section 1712A of title 38, United States Code (commonly referred to as a "vet center"), to help reduce the backlog of claims pending with the Department of Veterans Affairs; to the Committee on Veterans' Affairs.

By Mr. WELCH of Vermont:

H.R. 2258. A bill to direct the Secretary of Defense to ensure that every member of the Armed Forces undergoes a medical examination prior to separation or discharge, and for other purposes; to the Committee on Armed Services, and in addition to the Committee on Veterans' Affairs, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. WELCH of Vermont:

H.R. 2259. A bill to ensure that members of the National Guard and Reserves are able to fully participate in the benefits delivery at discharge program administered jointly by the Secretary of Defense and the Secretary of Veterans Affairs to provide information and assistance on available benefits and other transition assistance to members of the Armed Forces who are separating from the Armed Forces; to the Committee on Armed Services, and in addition to the Committee on Veterans' Affairs, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. GOODE (for himself and Mr. JONES of North Carolina):

H. Con. Res. 146. Concurrent resolution expressing the sense of Congress that the Secretary of Transportation may not grant authority to Mexico-domiciled motor carriers

to operate beyond the commercial zones of the United States-Mexico border; to the Committee on Transportation and Infrastructure.

By Mr. YARMUTH (for himself, Ms. MATSUI, Mrs. MCCARTHY of New York, Mr. SHAYS, Mr. PLATTS, and Mr. PRICE of North Carolina):

H. Res. 385. A resolution recognizing National AmeriCorps Week; to the Committee on Education and Labor.

By Mrs. DRAKE (for herself, Mr. MICA, Mr. LATOURETTE, and Mr. LOBIONDO):

H. Res. 386. A resolution recognizing the Coast Guard, the Coast Guard Auxiliary, and the National Safe Boating Council for their efforts to promote National Safe Boating Week; to the Committee on Transportation and Infrastructure.

By Mr. PAYNE (for himself, Mr. SMITH of New Jersey, and Ms. WATSON):

H. Res. 389. A resolution supporting the goals and ideals of Malaria Awareness Day; to the Committee on Oversight and Government Reform.

By Mr. ROSS (for himself, Mr. BERRY, Mr. SNYDER, and Mr. BOOZMAN):

H. Res. 390. A resolution recognizing the importance of the Ouachita National Forest on its 100th anniversary; to the Committee on Natural Resources.

By Mr. SESSIONS (for himself, Mr. SAM JOHNSON of Texas, Mr. HENSARLING, Mr. MARCHANT, Mr. BRADY of Texas, Ms. GRANGER, Ms. EDDIE BERNICE JOHNSON of Texas, Mr. CONAWAY, Mr. POE, and Mr. BARTON of Texas):

H. Res. 391. A resolution recognizing the employees of Dallas-Fort Worth International Airport, the North Texas Commission, USO, and the people and businesses of North Texas for their dedication to the "Welcome Home a Hero" program; to the Committee on Armed Services.

## ¶65.39 MEMORIALS

Under clause 3 of rule XII, memorials were presented and referred as follows:

30. The SPEAKER presented a memorial of the Legislature of the State of Idaho, relative to House Joint Memorial No. 2 supporting the participation of Taiwan in a meaningful and appropriate way in the World Health Organization; to the Committee on Foreign Affairs.

31. Also, a memorial of the Legislature of the State of Idaho, relative to House Joint Memorial No. 5 urging the Congress of the United States to use all efforts, energies, and diligence to withdraw the United States from any further participation in the Security and Prosperity Partnership of North America, or any other bilateral or multilateral activity that seeks to advance, authorize, fund or in any way promote the creation of any structure to create any form of the North American Union; to the Committee on Foreign Affairs.

32. Also, a memorial of the Legislature of the State of Idaho, relative to House Joint Memorial No. 4 urging the legislatures to consider adoption of resolution working toward the development of a federal bipartisan, long-term solution that addresses sustainable management of federal forest lands to stabilize payments, which help support roads and schools, to forest communities throughout the western states; to the Committee on Natural Resources.

33. Also, a memorial of the Legislature of the State of Idaho, relative to House Joint Memorial No. 3 affirming the states support of the United States campaign to secure our country and urging member's of Idaho's congressional delegation to support measures to repeal the federal REAL ID Act of 2005; to the Committee on Homeland Security.

34. Also, a memorial of the Senate of the State of Michigan, relative to Senate Resolution No. 20 urging the Department of Homeland Security to complete an economic analysis of the costs of compliance with the requirements of the federal Real ID Act and the Western Hemisphere Travel Initiative; jointly to the Committees on the Judiciary and Homeland Security.

35. Also, a memorial of the Senate of the State of Michigan, relative to Senate Resolution No. 21 memorializing the United States Department of State and the Department of Homeland Security to develop a pilot program in Michigan for a dual purpose state drivers license/personal identification card to comply with the provisions of the Real ID Act and the Western Hemisphere Travel Initiative; jointly to the Committees on the Judiciary and Homeland Security.

#### ¶65.40 ADDITIONAL SPONSORS

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

- H.R. 25: Mr. BOOZMAN.  
H.R. 67: Mr. DELAHUNT, Mr. SCOTT of Virginia, Mr. BURTON of Indiana, Ms. SHEA-PORTER, Mr. PETERSON of Minnesota, and Mr. ETHERIDGE.  
H.R. 154: Mr. FARR, Mr. McDERMOTT, and Mr. KENNEDY.  
H.R. 223: Mr. SMITH of New Jersey.  
H.R. 237: Ms. HIRONO, Mr. JOHNSON of Illinois, Mr. LEWIS of Kentucky, and Mr. POMEROY.  
H.R. 241: Mr. LEWIS of Kentucky.  
H.R. 253: Mrs. CHRISTENSEN and Mr. DAVIS of Illinois.  
H.R. 260: Mr. DINGELL, and Mr. ABERCROMBIE.  
H.R. 281: Mr. KAGEN.  
H.R. 289: Ms. FOXX.  
H.R. 321: Mr. GRAVES.  
H.R. 358: Mr. KAGEN, Mr. MURTHA, Mr. DOYLE, and Ms. SUTTON.  
H.R. 383: Mr. BARTLETT of Maryland.  
H.R. 436: Mr. HASTERT.  
H.R. 507: Mr. PICKERING, Mr. ALEXANDER, Mr. GERLACH, Mr. BISHOP of Georgia, Mr. McNULTY, Mr. SKELTON, and Ms. KAPTUR.  
H.R. 548: Mr. SPACE.  
H.R. 551: Ms. LEE, Ms. SOLIS, and Mr. DANIEL E. LUNGREN of California.  
H.R. 562: Mr. BOUSTANY.  
H.R. 566: Mr. RANGEL and Mr. GONZALEZ.  
H.R. 579: Mr. HONDA, Mr. SMITH of New Jersey, Mr. PEARCE, and Mr. RUPPERSBERGER.  
H.R. 583: Mr. BISHOP of New York, Mr. WELCH of Vermont, Mr. McNERNEY, Mr. ENGEL, Mr. KING of New York, Mr. MILLER of North Carolina, Mr. KIND, Ms. SHEA-PORTER, and Mr. TIM MURPHY of Pennsylvania.  
H.R. 610: Mr. PLATTS.  
H.R. 615: Mr. ENGLISH of Pennsylvania.  
H.R. 616: Mr. ENGLISH of Pennsylvania.  
H.R. 634: Mr. TIM MURPHY of Pennsylvania and Mr. BLUNT.  
H.R. 642: Mr. HASTINGS of Florida.  
H.R. 643: Mr. COBLE, Mr. SOUDER, Mr. PUTNAM, Mr. ALEXANDER, and Mr. GILLMOR.  
H.R. 645: Mr. INSLEE.  
H.R. 690: Mr. BRALEY of Iowa and Mr. BUTTERFIELD.  
H.R. 698: Mr. HOEKSTRA.  
H.R. 729: Ms. MCCOLLUM of Minnesota.  
H.R. 768: Mr. SHAYS.  
H.R. 782: Mr. MURPHY of Connecticut.  
H.R. 784: Mr. PORTER.  
H.R. 819: Mr. SMITH of Washington, Mr. SARBANES, and Mr. McNERNEY.  
H.R. 821: Mr. FRANK of Massachusetts, Mr. MATHESON, and Mr. CARDOZA.  
H.R. 861: Mr. RAHALL, Ms. GINNY BROWN-WAITE of Florida, and Mr. HUNTER.  
H.R. 882: Mrs. BONO, Mr. GERLACH, and Mr. KUHLE of New York.  
H.R. 890: Mr. PAYNE, Mr. HOLT, Mr. ALTMIRE, Mr. SCOTT of Virginia, Ms. SHEA-PORTER, Mr. SARBANES, Mr. KILDEE, and Ms. CLARKE.  
H.R. 891: Mr. MURTHA.  
H.R. 957: Mr. BILIRAKIS, Mr. BISHOP of Utah, Mrs. CUBIN, Mr. MARIO DIAZ-BALART of Florida, Mr. FORTENBERRY, Mr. GARRETT of New Jersey, Mr. ROGERS of Alabama, Mrs. JO ANN DAVIS of Virginia, and Mr. KING of New York.  
H.R. 970: Mr. DAVIS of Illinois, Ms. JACKSON-LEE of Texas, Mr. GENE GREEN of Texas, and Mr. AL GREEN of Texas.  
H.R. 989: Mr. GOODE and Mr. ROSKAM.  
H.R. 1014: Mr. WELCH of Vermont, Mr. PAYNE, Mr. FRANK of Massachusetts, and Mr. JOHNSON of Georgia.  
H.R. 1023: Mr. BOREN, Mr. CARNAHAN, Mr. TIBERI, Mr. PALLONE, Ms. HERSETH SANDLIN, Mr. WEXLER, and Ms. BERKLEY.  
H.R. 1029: Mr. LATHAM and Mr. WALSH of New York.  
H.R. 1032: Mr. PAYNE and Ms. CARSON.  
H.R. 1088: Mr. FERGUSON.  
H.R. 1093: Mr. STEARNS.  
H.R. 1098: Mr. HALL of New York, Mr. LOBIONDO, and Mr. PLATTS.  
H.R. 1103: Mr. PALLONE, Ms. SUTTON, Mr. RUSH, and Mr. BERMAN.  
H.R. 1108: Mrs. LOWEY, Mr. GERLACH, Ms. HOOLEY, and Mr. WALSH of New York.  
H.R. 1117: Mr. GRIJALVA and Mr. GONZALEZ.  
H.R. 1147: Mr. HERGER.  
H.R. 1157: Mr. CROWLEY, Mr. AL GREEN of Texas, Ms. CARSON, Ms. DeLAURO, Ms. LEE, Mr. KLEIN of Florida, Mrs. BIGGERT, Mr. GORDON, Mr. WEXLER, Mr. ANDREWS, Mr. KILDEE, Ms. HERSETH SANDLIN, Mr. WALSH of New York, Mr. VISCIOSKY, Mr. SHULER, Mr. ALEXANDER, Mr. WYNN, Mr. WELDON of Florida, Mr. GEORGE MILLER of California, Mr. BOUSTANY, Ms. CASTOR, and Ms. WASSERMAN SCHULTZ.  
H.R. 1165: Ms. ESHOO.  
H.R. 1187: Mr. SCHIFF, Mr. HINCHEY, Mr. LANTOS, Mr. McDERMOTT, Mr. OLVER, and Mr. HONDA.  
H.R. 1201: Mr. DeFAZIO.  
H.R. 1222: Mr. ISRAEL, Mr. FATTAH, and Mr. CARDOZA.  
H.R. 1223: Mr. FATTAH.  
H.R. 1237: Mr. TIM MURPHY of Pennsylvania.  
H.R. 1252: Mr. WELCH of Vermont, Mr. LARSON of Connecticut, Ms. CARSON, Ms. SOLIS, Mr. KLEIN of Florida, Mr. PALLONE, and Ms. ESHOO.  
H.R. 1261: Mr. DREIER and Mr. WICKER.  
H.R. 1264: Mr. GOODE.  
H.R. 1279: Mr. ARCURI, Mr. BISHOP of New York, and Mr. TIM MURPHY of Pennsylvania.  
H.R. 1282: Mr. HIGGINS.  
H.R. 1303: Mrs. MALONEY of New York.  
H.R. 1343: Mr. MANZULLO, Mr. TIM MURPHY of Pennsylvania, Mr. ALEXANDER, Mr. MCHUGH, Mr. LARSON of Connecticut, Mr. PAYNE, Mr. WAMP, Mr. HARE, Mr. HERGER, Mr. MARSHALL, Mr. WU, and Mr. KANJORSKI.  
H.R. 1357: Mr. BILIRAKIS, Mrs. CUBIN, Mr. MARIO DIAZ-BALART of Florida, Mr. GARRETT of New Jersey, and Mr. KING of New York.  
H.R. 1363: Mr. WAMP, Mr. LEWIS of Georgia, Mr. COHEN, and Ms. JACKSON-LEE of Texas.  
H.R. 1365: Mr. ROYCE.  
H.R. 1366: Mr. McCOTTER, Mr. GOODE, Mr. ROSKAM, Mr. CAMPBELL of California, and Mr. ROYCE.  
H.R. 1381: Ms. KAPTUR.  
H.R. 1399: Mr. TIBERI, Mr. BARRETT of South Carolina, Mrs. JO ANN DAVIS of Virginia, Mr. LATHAM, and Mr. REHBERG.  
H.R. 1407: Mr. WALBERG.  
H.R. 1414: Mr. HARE.  
H.R. 1415: Mr. KENNEDY.  
H.R. 1416: Mr. PERLMUTTER and Mr. KENNEDY.  
H.R. 1435: Mr. DOOLITTLE, Mr. ROHR-ABACHER, and Mr. MCINTYRE.  
H.R. 1475: Mr. ROSKAM.  
H.R. 1483: Mrs. JONES of Ohio.  
H.R. 1497: Ms. SUTTON.  
H.R. 1506: Mr. PATRICK MURPHY of Pennsylvania, Mr. SERRANO, Mr. COURTNEY, Mr. KAGEN, Ms. VELÁZQUEZ and Mr. WELCH of Vermont.  
H.R. 1532: Mr. ALLEN and Mr. GEORGE MILLER of California.  
H.R. 1534: Mr. WYNN.  
H.R. 1535: Mr. JOHNSON of Georgia.  
H.R. 1536: Ms. SHEA-PORTER and Mr. MARSHALL.  
H.R. 1541: Mr. GONZALEZ.  
H.R. 1551: Ms. GINNY BROWN-WAITE of Florida.  
H.R. 1560: Mr. WELDON of Florida.  
H.R. 1561: Ms. ESHOO.  
H.R. 1567: Mr. BAIRD and Ms. HERSETH SANDLIN.  
H.R. 1588: Ms. KAPTUR, and Mr. ALEXANDER.  
H.R. 1589: Mr. PORTER and Mr. McCOTTER.  
H.R. 1600: Mr. HONDA, Mr. LARSON of Connecticut, Ms. WATSON, Ms. SOLIS, Mr. BECERRA, and Mr. SCHIFF.  
H.R. 1606: Mr. CLAY.  
H.R. 1628: Mr. GONZALEZ.  
H.R. 1640: Mr. SMITH of New Jersey.  
H.R. 1644: Mrs. McCARthey of New York, Mr. PALLONE, Mrs. NAPOLITANO, Mr. McDERMOTT, Mr. RYAN of Wisconsin, and Mr. MURPHY of Connecticut.  
H.R. 1650: Mr. WAMP, Mr. BOREN, Mr. SNYDER, Mr. ROSS, and Mr. RENZI.  
H.R. 1670: Mr. GEORGE MILLER of California.  
H.R. 1693: Mr. BISHOP of Georgia.  
H.R. 1700: Mr. KLEIN of Florida, Mr. PERLMUTTER, and Mrs. BOYDA of Kansas.  
H.R. 1702: Mr. CONYERS.  
H.R. 1707: Mr. INSLEE, Ms. DeGETTE, and Mr. KENNEDY.  
H.R. 1709: Ms. CARSON.  
H.R. 1718: Mr. CHANDLER.  
H.R. 1730: Ms. BALDWIN.  
H.R. 1731: Mr. GERLACH.  
H.R. 1738: Mr. PAYNE, Mr. WALSH of New York, and Mr. MARSHALL.  
H.R. 1740: Mr. MURPHY of Connecticut.  
H.R. 1745: Mr. FATTAH.  
H.R. 1747: Mr. HASTINGS of Florida, Ms. LINDA T. SÁNCHEZ of California, Ms. HARMAN, Mr. GRIJALVA, Mr. LANTOS, Mr. HONDA, Mr. SCHIFF, and Mr. BERMAN.  
H.R. 1754: Mr. KAGEN, Mr. HARE, Mr. SHULER, Mr. BERRY, Mr. COOPER, Mr. PETERSON of Minnesota, Mr. TANNER, and Mr. THOMPSON of California.  
H.R. 1781: Mr. THOMPSON of Mississippi, Ms. KILPATRICK, Mr. ORTIZ, Ms. BALDWIN, Mr. KENNEDY, and Mr. BLUMENAUER.  
H.R. 1783: Mr. RUSH.  
H.R. 1794: Ms. ROS-LEHTINEN.  
H.R. 1796: Ms. MCCOLLUM of Minnesota.  
H.R. 1801: Ms. HERSETH SANDLIN.  
H.R. 1809: Mr. WAXMAN and Mr. PAYNE.  
H.R. 1818: Mr. TOWNS, Mr. MEEKS of New York, Mr. HASTINGS of Florida, and Ms. ESHOO.  
H.R. 1823: Mr. POE and Ms. ROS-LEHTINEN.  
H.R. 1881: Mr. ALTMIRE, Ms. ZOE LOFGREN of California, and Mr. FILNER.  
H.R. 1884: Mr. ALEXANDER and Mr. ABERCROMBIE.  
H.R. 1892: Mr. INGLIS of South Carolina and Mr. MANZULLO.  
H.R. 1902: Ms. DeGETTE and Mr. STUPAK.  
H.R. 1924: Mr. PORTER and Mr. BLUMENAUER.  
H.R. 1926: Mr. BOUCHER, Mr. KAGEN, Mr. GERLACH, Mr. TERRY, Ms. GRANGER, Mr. HINOJOSA, Mr. RAHALL, Mr. PLATTS, Mr. MEEKS of New York, Mr. LEVIN, Mr. CUELLAR, Mr. ALEXANDER, Mr. GILLMOR, and Mr. WEXLER.  
H.R. 1927: Mr. KAGEN.  
H.R. 1940: Mr. SOUDER, Mr. COBLE, Mr. McCOTTER, Mr. AKIN, Mr. LINDER, Mr. WELDON of Florida, Mr. SAM JOHNSON of

Texas, Mr. BOOZMAN, Mr. FORBES, and Mr. ALEXANDER.

H.R. 1956: Mr. BUTTERFIELD.

H.R. 1965: Mr. HARE, Mrs. MUSGRAVE, Ms. KAPTUR, Mr. LATOURETTE, Mr. MILLER of Florida, Mr. CLAY, and Mr. GOODE.

H.R. 1968: Ms. LEE and Mr. GRIJALVA.

H.R. 1971: Mr. GENE GREEN of Texas.

H.R. 1980: Mr. ABERCROMBIE.

H.R. 1982: Mr. ABERCROMBIE.

H.R. 1992: Mr. ALLEN, Mr. SALAZAR, and Ms. SOLIS.

H.R. 2001: Mr. VAN HOLLEN.

H.R. 2005: Mr. HARE and Mr. SMITH of Nebraska.

H.R. 2015: Ms. MATSUI, Ms. CLARKE, Ms. WASSERMAN SCHULTZ, Mr. BLUMENAUER, Mr. JACKSON of Illinois, and Mrs. TAUSCHER.

H.R. 2019: Ms. SCHAKOWSKY.

H.R. 2030: Mr. CUMMINGS and Mr. TOWNS.

H.R. 2038: Mr. VAN HOLLEN and Mrs. EMERSON.

H.R. 2054: Mr. LATHAM and Mr. SMITH of Nebraska.

H.R. 2060: Mr. SMITH of Nebraska, Mr. WOLF, Mr. SPACE, Ms. LEE, Mr. MATHESON, Mr. MCNERNEY, Mr. MCNULTY, Mr. JOHNSON of Illinois, Mr. KAGEN, Mr. SHAYS, Mr. ABERCROMBIE, and Mr. PALLONE.

H.R. 2063: Mr. ANDREWS, Mr. KAGEN, and Mr. WALSH of New York.

H.R. 2064: Mr. LANGEVIN, Mr. VAN HOLLEN, Mr. ABERCROMBIE, and Mr. CROWLEY.

H.R. 2065: Ms. SUTTON.

H.R. 2066: Mr. BISHOP of Georgia, Mr. GRIJALVA, and Mr. PLATTS.

H.R. 2075: Mr. EMANUEL.

H.R. 2086: Mr. PERLMUTTER.

H.R. 2102: Mr. FLAKE, Mr. FORTUÑO, Mr. SHAYS, Mr. UDALL of New Mexico, Ms. JACKSON-LEE of Texas, Mr. COHEN, Mr. POE, Ms. BERKLEY, Mr. EMANUEL, and Mr. MACK.

H.R. 2104: Mr. DOOLITTLE, Mr. MCCOTTER, Mr. NEUGEBAUER, Mr. FEENEY, Mr. MCHENRY, and Mr. HENSARLING.

H.R. 2108: Mr. FRANK of Massachusetts and Mr. LARSON of Connecticut.

H.R. 2111: Mr. ETHERIDGE.

H.R. 2125: Mrs. CUBIN, Mr. UDALL of Colorado, Mr. MELANCON, Mr. RENZI, Mr. GRIJALVA, Ms. MCCOLLUM of Minnesota, Mr. HOLDEN, Ms. BALDWIN, Mr. JINDAL, Mr. BOREN, Mr. SNYDER, Mr. HARE, Mrs. MUSGRAVE, Mr. ROSS, and Mr. JEFFERSON.

H.R. 2144: Mr. WALSH of New York.

H.R. 2147: Mr. POE, Mr. MCGOVERN, Mr. HOLT, and Mr. ARCURI.

H.R. 2167: Mr. LIPINSKI.

H.R. 2183: Mr. GINGREY.

H.R. 2214: Ms. ROYBAL-ALLARD, Mr. BACA, Mr. RODRIGUEZ, Ms. Velázquez, Mr. SIRES, Mr. GENE GREEN of Texas, Mr. DOGGETT, Ms. JACKSON-LEE of Texas, Mr. LAMPSON, and Mr. EDWARDS.

H.R. 2215: Mr. SHAYS.

H.R. 2221: Mr. HASTINGS of Florida, Mr. TOWNS, and Mr. HOLT.

H. J. Res. 12: Mr. PICKERING.

H. Con. Res. 4: Mr. SPACE.

H. Con. Res. 21: Mr. RENZI, Mr. BOSWELL, Mr. CULBERSON, Mrs. JONES of Ohio, and Mr. DENT.

H. Con. Res. 39: Ms. BALDWIN.

H. Con. Res. 40: Mr. GINGREY.

H. Con. Res. 48: Mr. BOREN.

H. Con. Res. 85: Mr. GOODLATTE, Mr. MCGOVERN, Mr. UPTON, and Mr. GRIJALVA.

H. Con. Res. 130: Mr. RUSH, Mr. ORTIZ, Mrs. MALONEY of New York, Mr. BERMAN, Mrs. MCCARTHY of New York, Mr. MCNULTY, Mr. RODRIGUEZ, Mr. SERRANO, Mrs. CHRISTENSEN, Ms. CORRINE BROWN of Florida, Mr. WAXMAN, Mr. WALSH of New York, Mr. MITCHELL, Mr. GRIJALVA, Mr. GEORGE MILLER of California, Mr. HONDA, Mr. TIERNEY, Mr. LANTOS, Ms. CARSON, Mr. REYES, Ms. NORTON, and Mr. BAIRD.

H. Con. Res. 133: Mrs. CUBIN and Mr. HALL of Texas.

H. Con. Res. 142: Mr. CASTLE and Mr. FARR.

H. Con. Res. 144: Mrs. MCCARTHY of New York, Mrs. MALONEY of New York, Ms. NORTON, Ms. WASSERMAN SCHULTZ, and Ms. BALDWIN.

H. Res. 95: Mr. PAYNE.

H. Res. 106: Mr. HODES.

H. Res. 137: Mr. SMITH of New Jersey.

H. Res. 146: Mr. BRALEY of Iowa and Ms. BORDALLO.

H. Res. 185: Ms. ESHOO.

H. Res. 194: Ms. EDDIE BERNICE JOHNSON of Texas and Ms. NORTON.

H. Res. 209: Mr. LEWIS of Georgia.

H. Res. 226: Mr. GONZALEZ.

H. Res. 232: Mr. ROSKAM, Mrs. McMORRIS RODGERS, Mr. PAUL, Mr. SMITH of New Jersey, and Mr. BOOZMAN.

H. Res. 235: Mr. LINDER.

H. Res. 241: Mr. BISHOP of Georgia, Ms. CORRINE BROWN of Florida, Ms. CARSON, Mr. RANGEL, Ms. MOORE of Wisconsin, Mr. GRIJALVA, Mr. HASTINGS of Florida, Mrs. CHRISTENSEN, Mr. FATTAH, Mr. WATT, Mr. JOHNSON of Georgia, Mr. HONDA, Mr. CROWLEY, Mr. MORAN of Virginia, Mr. BERMAN, Mr. SERRANO, Ms. CLARKE, Mr. FARR, Ms. JACKSON-LEE of Texas, Mr. BLUMENAUER, Mr. OBERSTAR, Mr. WEXLER, and Mr. CLAY.

H. Res. 287: Mr. THOMPSON of California.

H. Res. 295: Mr. WOLF and Mr. ISSA.

H. Res. 296: Mr. ENGEL, Mrs. TAUSCHER, Mr. SAXTON, Mr. YOUNG of Florida, Mr. DAVIS of Illinois, Mr. FRANK of Massachusetts, Mr. LANTOS, and Mr. HELLER.

H. Res. 345: Mr. ACKERMAN.

H. Res. 351: Mr. CAMPBELL of California and Mr. ALEXANDER.

H. Res. 374: Mr. MCCOTTER.

#### THURSDAY, MAY 10, 2007 (66)

The House was called to order by the SPEAKER.

#### ¶66.1 APPROVAL OF THE JOURNAL

The SPEAKER announced she had examined and approved the Journal of the proceedings of Wednesday, May 9, 2007.

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

#### ¶66.2 COMMUNICATIONS

Executive and other communications, pursuant to clause 8, rule XII, were referred as follows:

1637. A letter from the Under Secretary, Acquisition, Technology, and Logistics, Department of Defense, transmitting a Report on Activities and Programs for Countering Proliferation and NBC Terrorism, pursuant to Public Law 107-314, section 1208; to the Committee on Armed Services.

1638. A letter from the Deputy General Counsel, Department of Agriculture, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Oversight and Government Reform.

1639. A letter from the Deputy General Counsel, Department of Agriculture, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Oversight and Government Reform.

1640. A letter from the Deputy General Counsel, Department of Agriculture, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Oversight and Government Reform.

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1680. A letter from the Deputy General Counsel, Department of Agriculture, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Oversight and Government Reform.

1681. A letter from the Deputy General Counsel, Department of Agriculture, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Oversight and Government Reform.

1682. A letter from the Assistant Administrator for Human Capital Mgt., National Aeronautics and Space Administration, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Oversight and Government Reform.

1683. A letter from the Chief, Publications and Regulations Branch, Internal Revenue Service, transmitting the Service's final rule — Weighted Average Interest Rates Update [Notice 2007-32] received April 24, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

1684. A letter from the Chief, Publications and Regulations Branch, Internal Revenue Service, transmitting the Service's final rule — 26 CFR 601.601: Rules and Regulations. (Rev. Proc. 2007-31) received April 24, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

1685. A letter from the Chief, Publications and Regulations Branch, Internal Revenue

Service, transmitting the Service's final rule — LMSB TIER II ISSUE — FIELD DIRECTION ON THE EXAMINATION OF IRC SECTION 165 CASUALTY LOSSES #1 — received April 30, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

1686. A letter from the Chief, Publications and Regulations Branch, Internal Revenue Service, transmitting the Service's final rule — Concise General Statement Concerning 2007 Census Count [Notice 2007-] received March 8, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

1687. A letter from the Chief, Publications and Regulations Branch, Internal Revenue Service, transmitting the Service's final rule — Guidance Regarding the Simplified Service Cost Method and the Simplified Production Method [TD 9318] (RIN: 1545-BE57) received April 5, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

1688. A letter from the Chief, Publications and Regulations Unit, Internal Revenue Service, transmitting the Service's final rule — Section 1256-Contracts Marked to Market (Rev. Rul. 2007-26) received April 5, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

1689. A letter from the Chief, Publications and Regulations Branch, Internal Revenue Service, transmitting the Service's final rule — GO Zone Bonus Depreciation Additional Guidance [Notice 2007-36] received April 5, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

1690. A letter from the Chief, Publications and Regulations, Internal Revenue Service, transmitting the Service's final rule — United States Dollar Approximate Separate Transactions Method [TD 9320] (RIN: 1545-BF67) received April 5, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

1691. A letter from the Chief, Publications and Regulations, Internal Revenue Service, transmitting the Service's final rule — Renewable Diesel [Notice 2007-37] received April 5, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

1692. A letter from the Acting Chief, Publications and Regulations Branch, Internal Revenue Service, transmitting the Service's final rule — Like-Kind Exchanges Involving Federal Communications Commission Licenses (RIN: UIL: 1031.02-00) received April 5, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

1693. A letter from the Acting Chief, Publications and Regulations Branch, Internal Revenue Service, transmitting the Service's final rule — Statute of Limitations and Exchange of Information Concerning Certain Individuals Filing Income Tax Returns with the U.S. Virgin Islands [Notice 2007-31] received April 5, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

1694. A letter from the Acting Chief, Publications and Regulations Branch, Internal Revenue Service, transmitting the Service's final rule — Last-in, First-out inventories. (Rev. Rul. 2007-27) received April 5, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

1695. A letter from the Chief, Publications and Regulations Branch, Internal Revenue Service, transmitting the Service's final rule — Guidance Regarding the Application of Section 409A to Split-Dollar Life Insurance Arrangements [Notice 2007-34] received April 13, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

1696. A letter from the Chief, Publications and Regulations Branch, Internal Revenue Service, transmitting the Service's final rule — IRC 1503(d) Mirror Legislation and the



United Kingdom (RIN: UIL: 1503.06-00) received April 13, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

1697. A letter from the Chief, Publications and Regulations Branch, Internal Revenue Service, transmitting the Service's final rule — Anti-avoidance and anti-loss reimportation rules applicable following a loss on disposition of stock of consolidated subsidiaries [TD 9322] (RIN: 1545-BG26) received April 13, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

1698. A letter from the Chief, Publications and Regulations, Internal Revenue Service, transmitting the Service's final rule — Examination of returns and claims for refund, credit, or abatement; determination of correct tax liability. (Rev. Proc. 2007-28) received April 13, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

1699. A letter from the Chief, Publications and Regulations Branch, Internal Revenue Service, transmitting the Service's final rule — Section 280F Automobile Inflation Adjustment (Rev. Proc. 2007-30) received April 13, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

1700. A letter from the Chief, Publications and Regulations, Internal Revenue Service, transmitting the Service's final rule — Revisions to Regulations Relating to Repeal of Tax on Interest of Nonresident Alien Individuals and Foreign Corporations received from Certain Portfolio Debt Investments. [TD 9323] (RIN: 1545-BF64) received April 13, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

1701. A letter from the Regulations Coordinator, Department of Health and Human Services, transmitting the Department's final rule — Medicare Program; Prospective Payment System for Long-Term Care Hospitals RY 2008; Annual Payment Rate Updates, and Policy Changes; and Hospital Direct and Indirect Graduate Medical Education Policy Changes. [CMS-1529-F] (RIN: 0938-A030) received May 3, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); jointly to the Committees on Ways and Means and Energy and Commerce.

1702. A letter from the Regulations Coordinator, Department of Health and Human Services, transmitting the Department's final rule — Medicare Program; Inpatient Psychiatric Facilities Prospective Payment System Payment Update for Rate Year Beginning July 1, 2007 (RY 2008) [CMS-1479-N] (RIN: 0938-A040) received May 3, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); jointly to the Committees on Ways and Means and Energy and Commerce.

#### ¶66.3 RECESS FOR RECEPTION OF FORMER MEMBERS—9:06 A.M.

The SPEAKER, pursuant to the special order agreed to on May 3, 2007, declared the House in recess at 9 o'clock and 6 minutes a.m., subject to the call of the Chair.

#### ¶66.4 AFTER RECESS—10:23 A.M.

The SPEAKER pro tempore, Mr. McNULTY, called the House to order.

#### ¶66.5 PROCEEDINGS DURING RECESS

On motion of Mr. SESTAK, by unanimous consent, the proceedings had during the recess to receive former Members were ordered to be printed in the CONGRESSIONAL RECORD.

#### ¶66.6 MESSAGE FROM THE SENATE

A message from the Senate by Ms. Curtis, one of its clerks, announced

that the Senate has passed a bill of the following title in which the concurrence of the House is requested:

S. 1082. An Act to amend the Federal Food, Drug, and Cosmetic Act and the Public Health Service Act to reauthorize drug and device user fees and ensure the safety of medical products, and for other purposes.

The message also announced that the Senate disagrees to the amendment of the House to the bill (S. Con. Res. 21) entitled "Concurrent resolution setting forth the congressional budget for the United States Government for fiscal year 2008 and including the appropriate budgetary levels for fiscal years 2007 and 2009 through 2012", agrees to a conference asked by the House on the disagreeing votes of the two Houses thereon, and appoints Mr. CONRAD, Mrs. MURRAY, Messrs. WYDEN, GREGG, and DOMENICI, to be the conferees on the part of the Senate.

#### ¶66.7 CHICAGO SITE FOR 2016 SUMMER OLYMPIC AND PARALYMPIC GAMES

On motion of Mr. SIREs, by unanimous consent, the Committee on Foreign Affairs was discharged from further consideration of the concurrent resolution of the Senate (S. Con. Res. 28) whereas the City of Chicago has been selected by the United States Olympic Committee to represent the United States in its bid to host the 2016 Summer Olympic and Paralympic games.

When said concurrent resolution was considered, read twice, ordered to be read a third time, was read a third time by title, and agreed to.

A motion to reconsider the vote whereby the concurrent resolution was agreed to was, by unanimous consent, laid on the table.

*Ordered*, That the Clerk notify the Senate thereof.

#### ¶66.8 SMALL BUSINESS ADMINISTRATION

The SPEAKER pro tempore, Mr. McNULTY, pursuant to House Resolution 383 and rule XVIII, declared the House resolved into the Committee of the Whole House on the state of the Union for the further consideration of the bill (H.R. 1873) to reauthorize the programs and activities of the Small Business Administration relating to procurement, and for other purposes.

Mr. CROWLEY, Acting Chairman, assumed the chair; and after some time spent therein,

#### ¶66.9 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment numbered 4, as modified, in House Report 110-137, submitted by Mr. SESTAK:

Strike section 101 and insert the following:  
**SEC. 101. DEFINITIONS OF BUNDLING OF CONTRACT REQUIREMENTS AND RELATED TERMS.**

Section 3 of the Small Business Act (15 U.S.C. 632) is amended by amending subsection (o) to read as follows:

"(o) DEFINITIONS OF BUNDLING OF CONTRACT REQUIREMENTS AND RELATED TERMS.—For purposes of this Act:

"(1) BUNDLED CONTRACT.—

"(A) IN GENERAL.—The term 'bundled contract' means a contract or order that is entered into to meet procurement requirements that are consolidated in a bundling of contract requirements, without regard to its designation by the procuring agency or whether a study of the effects of the solicitation on civilian or military personnel has been made.

"(B) EXCEPTIONS.—The term does not include—

"(i) a contract or order with an aggregate dollar value below the dollar threshold specified in paragraph (4); or

"(ii) a contract or order that is entered into to meet procurement requirements, all of which are exempted requirements under paragraph (5).

"(2) BUNDLING OF CONTRACT REQUIREMENTS.—

"(A) IN GENERAL.—The term 'bundling of contract requirements' means the use of any bundling methodology to satisfy 2 or more procurement requirements for goods or services previously supplied or performed under separate smaller contracts or orders, or to satisfy 2 or more procurement requirements for construction services of a type historically performed under separate smaller contracts or orders, that is likely to be unsuitable for award to a small business concern due to—

"(i) the diversity, size, or specialized nature of the elements of the performance specified;

"(ii) the aggregate dollar value of the anticipated award;

"(iii) the geographical dispersion of the contract or order performance sites; or

"(iv) any combination of the factors described in clauses (i), (ii), and (iii).

"(B) INCLUSION OF NEW FEATURES OR FUNCTIONS.—A combination of contract requirements that would meet the definition of a bundling of contract requirements but for the addition of a procurement requirement with at least one new good or service shall be considered to be a bundling of contract requirements unless the new features or functions substantially transform the goods or services and will provide measurably substantial benefits to the government in terms of quality, performance, or price.

"(C) EXCEPTIONS.—The term does not include—

"(i) the use of a bundling methodology for an anticipated award with an aggregate dollar value below the dollar threshold specified in paragraph (5); or

"(ii) the use of a bundling methodology to meet procurement requirements, all of which are exempted requirements under paragraph (6).

"(3) BUNDLING METHODOLOGY.—The term 'bundling methodology' means—

"(A) a solicitation to obtain offers for a single contract or order, or a multiple award contract or order; or

"(B) a solicitation of offers for the issuance of a task or a delivery order under an existing single or multiple award contract or order.

"(4) SEPARATE SMALLER CONTRACT.—The term 'separate smaller contract', with respect to bundling of contract requirements, means a contract or order that has been performed by 1 or more small business concerns or was suitable for award to 1 or more small business concerns.

"(5) DOLLAR THRESHOLD.—The term 'dollar threshold' means \$65,000,000, if solely for construction services.

"(6) EXEMPTED REQUIREMENTS.—The term 'exempted requirement' means a procurement requirement solely for items that are

not commercial items (as the term 'commercial item' is defined in section 4(12) of the Office of Federal Procurement Policy Act (41 U.S.C. 403(12)).

“(7) PROCUREMENT REQUIREMENT.—The term ‘procurement requirement’ means a determination by an agency that a specified good or service is needed to satisfy the mission of the agency.”.

It was decided in the { Yeas ..... 423 affirmative ..... } Nays ..... 0

¶66.10 [Roll No. 319]

AYES—423

- Abercrombie, Ackerman, Aderholt, Akin, Alexander, Allen, Altmire, Andrews, Arcuri, Baca, Bachmann, Bachus, Baird, Baker, Baldwin, Barrett (SC), Barrow, Bartlett (MD), Barton (TX), Bean, Becerra, Berkley, Berman, Berry, Biggert, Bilbray, Bilirakis, Bishop (GA), Bishop (NY), Blackburn, Blumenauer, Blunt, Boehner, Bonner, Bono, Boozman, Bordallo, Boren, Boswell, Boucher, Boustany, Boyd (FL), Boyd (KS), Brady (TX), Braley (IA), Brown (SC), Brown, Corrine, Brown-Waite, Ginny, Buchanan, Burgess, Burton (IN), Buyer, Calvert, Camp (MI), Campbell (CA), Cannon, Cantor, Capito, Capps, Capuano, Cardoza, Carnahan, Carney, Carson, Carter, Castle, Castor, Chabot, Chandler, Christensen, Clarke, Clay, Cleaver, Clyburn, Coble, Cohen, Cole (OK), Conaway, Conyers, Cooper, Costa, Costello

- McCarthy (CA), McCarthy (NY), McCaul (TX), McCollum (MN), McCotter, McCrery, McDermott, McGovern, McHenry, McHugh, McIntyre, McKeon, McNeerney, McNulty, Meehan, Meeks (NY), Melancon, Mica, Michaud, Miller (FL), Miller (MI), Miller (NC), Miller, Gary, Miller, George, Mitchell, Mollohan, Moore (KS), Moore (WI), Moran (KS), Moran (VA), Murphy (CT), Murphy, Patrick, Murphy, Tim, Murtha, Musgrave, Myrick, Nadler, Napolitano, Neal (MA), Neugebauer, Norton, Nunes, Oberstar, Obey, Oliver, Ortiz, Pallone, Pascrell, Pastor, Paul, Payne, Pearce, Pence, Perlmutter, Peterson (MN), Peterson (PA), Petri, Pickering, Pitts, Platts, Poe, Pomeroy, Porter, Price (GA), Price (NC), Pryce (OH), Putnam, Radanovich, Rahall, Ramstad, Rangel, Regula, Rehberg, Reichert, Renzi, Reyes, Reynolds, Rogers (KY), Rogers (MI), Rohrabacher, Ros-Lehtinen, Roskam, Ross, Rothman, Roybal-Allard, Royce, Ruppertsberger, Rush, Ryan (OH), Ryan (WI), Salazar, Sali, Sanchez, Linda T., Sanchez, Loretta, Sarbanes, Saxton, Schakowsky, Schiff, Schmidt, Schwartz, Scott (GA), Scott (VA), Sensenbrenner, Serrano, Sessions, Sestak, Shadegg, Shays, Shea-Porter, Sherman, Shimkus, Shuler, Shuster, Simpson, Sires, Skelton, Slaughter, Smith (NE), Smith (NJ), Smith (TX), Smith (WA), Snyder, Soils, Space, Spratt, Stark, Stearns, Stupak, Sullivan, Sutton, Tancredo, Tanner, Tauscher, Taylor, Terry, Thompson (CA), Thompson (MS), Thornberry, Tiahrt, Tiberi, Tierney, Towns, Turner, Udall (CO), Udall (NM), Upton, Van Hollen, Velázquez, Visclosky, Walberg, Walden (OR), Walsh (NY), Walz (MN), Wamp, Wasserman, Schultz, Waters, Watt, Waxman, Weiner, Welch (VT), Weldon (FL), Weller, Westmoreland, Wexler, Whitfield, Wicker, Wilson (NM), Wilson (OH), Wilson (SC), Wolf, Woolsey, Wu, Wynn, Yarmuth, Young (AK), Young (FL)

NOT VOTING—14

- Bishop (UT), Brady (PA), Butterfield, Engel, Fattah, Gingrey, Johnson (IL), Jones (OH), Larson (CT), McMorris, Rodgers, Meek (FL), Rogers (AL), Souder, Watson

So the amendment, as modified, was agreed to.

¶66.11 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment numbered 2, in House Report 110-137, submitted by Mr. SHULER:

After section 201 insert the following (and redesignate succeeding sections accordingly):

SEC. 202. INCLUDE OVERSEAS CONTRACTS IN SMALL BUSINESS GOAL.

Section 15(g) of the Small Business Act (15 U.S.C. 644(g)) is amended by adding at the end the following:

“(3) The procurement goals required by this subsection apply to all procurement contracts, without regard to whether the contract is for work within or outside the United States.”.

It was decided in the { Yeas ..... 398 affirmative ..... } Nays ..... 29

¶66.12 [Roll No. 320]

AYES—398

- Abercrombie, Ackerman, Aderholt, Akin, Alexander, Allen, Altmire, Andrews, Arcuri, Baca, Bachmann, Bachus, Baird, Ehlers, Ellison, Ellsworth, Emanuel, Emerson, English (PA), Eshoo, Etheridge, Everett, Berkley, Faleomavaega, Fallin, Berman, Berry, Bilirakis, Bishop (GA), Bishop (NY), Bishop (UT), Blackburn, Blumenauer, Boehner, Bonner, Bono, Boozman, Bordallo, Boren, Boswell, Boucher, Boustany, Boyd (FL), Boyd (KS), Brady (TX), Braley (IA), Brown (SC), Brown, Corrine, Buchanan, Burton (IN), Buyer, Calvert, Camp (MI), Campbell (CA), Capito, Capps, Capuano, Cardoza, Carnahan, Carney, Carson, Carter, Castle, Castor, Chabot, Chandler, Christensen, Clarke, Clay, Cleaver, Clyburn, Coble, Cohen, Cole (OK), Conyers, Cooper, Costa, Costello, Courtney, Cramer, Crenshaw, Crowley, Cubin, Cuellar, Culberson, Cummings, Davis (AL), Davis (CA), Davis (KY), Davis, David, Davis, Jo Ann, Davis, Lincoln, Davis, Tom, Deal (GA), DeFazio, DeGette, Delahunt, DeLauro, Dent, Diaz-Balart, L., Diaz-Balart, M., Dicks, Dingell, Doggett, Donnelly, Doyle, Drake, Duncan, Edwards, Ehlers, Ellison, Ellsworth, Emanuel, Emerson, English (PA), Eshoo, Etheridge, Everett, Berkley, Faleomavaega, Fallin, Farr, Feeney, Ferguson, Filner, Forbes, Fortenberry, Fortuño, Fossella, Frank (MA), Franks (AZ), Frelinghuysen, Gallegly, Garrett (NJ), Gerlach, Giffords, Gilchrest, Gillibrand, Gillmor, Gohmert, Gonzalez, Goode, Goodlatte, Gordon, Granger, Graves, Green, Al, Green, Gene, Grijalva, Guterrez, Hall (NY), Hall (TX), Hare, Harman, Hastert, Hastings (FL), Hastings (WA), Hayes, Heller, Herger, Herseht Sandlin, Higgins, Hinojosa, Holt, Hirono, Hobson, Hodes, Hoekstra, Holden, Holt, Honda, Hooley, Hoyer, Hulshof, Hunter, Inglis (SC), Inslee, Israel, Issa, Jackson (IL), Jackson-Lee, Kingston, Kirk, Klein (FL), Kline (MN), Knollenberg, Kucinich, Kuhl (NY), LaHood, Lamborn, Lampson, Langevin, Lantos, Larsen (WA), Latham, LaTourette, Lee, Levin, Lewis (CA), Lewis (GA), Lewis (KY), Linder, Lipinski, LoBiondo, Loeb sack, Lofgren, Zoe, Lowey, Lucas, Lungren, Daniel E., Lynch, Mack, Mahoney (FL), Maloney (NY), Manzullo, Marchant, Markey, Marshall, Matheson, Matsui, McCarthy (CA), McCaul (TX), McCotter, McCrery, McDermott, McGovern, McHugh, McIntyre, McKeon, McNeerney, McNulty, Meehan, Meeks (NY), Melancon, Mica, Michaud, Miller (FL), Miller (MI), Miller (NC), Miller, Gary, Miller, George, Mitchell, Mollohan, Moore (KS), Moore (WI), Moran (KS), Moran (VA), Murphy (CT), Murphy, Patrick, Murphy, Tim, Murtha, Musgrave, Nadler, Napolitano, Neal (MA), Neugebauer, Norton, Nunes, Oberstar, Obey, Oliver, Ortiz, Johnson (GA), Johnson (IL), Johnson, E. B., Johnson, Sam, Jones (OH), Jordan, Kagen

Pearce	Sarbanes	Thornberry	Cohen	Jackson (IL)	Payne	Whitfield	Wilson (SC)	Wynn
Pence	Saxton	Tiahrt	Cole (OK)	Jackson-Lee	Pearce	Wicker	Wolf	Yarmuth
Perlmutter	Schakowsky	Tiberi	Conyers	(TX)	Perlmutter	Wilson (NM)	Woolsey	Young (AK)
Peterson (MN)	Schiff	Tierney	Cooper	Jefferson	Peterson (MN)	Wilson (OH)	Wu	Young (FL)
Peterson (PA)	Schmidt	Towns	Costa	Jindal	Peterson (PA)			
Pickering	Schwartz	Turner	Costello	Johnson (GA)	Pickering			
Pitts	Scott (GA)	Udall (CO)	Courtney	Johnson (IL)	Pitts	Akin	Dreier	Nunes
Platts	Scott (VA)	Udall (NM)	Cramer	Johnson, E. B.	Platts	Bachmann	Feeney	Pence
Pomeroy	Serrano	Upton	Crenshaw	Johnson, Sam	Pomeroy	Barrett (SC)	Flake	Petri
Porter	Sessions	Van Hollen	Crowley	Jones (NC)	Porter	Barton (TX)	Fossella	Poe
Price (NC)	Sestak	Velázquez	Cubin	Jones (OH)	Price (GA)	Biggert	Foxx	Radanovich
Pryce (OH)	Shays	Visclosky	Cuellar	Jordan	Price (NC)	Bilbray	Franks (AZ)	Renzi
Putnam	Shea-Porter	Walberg	Cummings	Kagen	Pryce (OH)	Blunt	Hall (TX)	Royce
Radanovich	Sherman	Walden (OR)	Davis (AL)	Kanjorski	Putnam	Boehner	Hensarling	Ryan (WI)
Rahall	Shimkus	Walsh (NY)	Davis (CA)	Kaptur	Rahall	Brady (TX)	Herger	Sensenbrenner
Ramstad	Shuler	Walz (MN)	Davis (IL)	Keller	Ramstad	Burgess	Hoekstra	Shadegg
Rangel	Shuster	Wamp	Davis, David	Kennedy	Rangel	Campbell (CA)	Lamborn	Stark
Regula	Simpson	Wasserman	Davis, Jo Ann	Kildee	Regula	Cannon	Lungren, Daniel	Stark
Rehberg	Sires	Schultz	Davis, Lincoln	Kilpatrick	Rehberg	Cantor	E.	Stearns
Reichert	Skelton	Waters	Deal (GA)	Kind	Reichert	Carter	Mack	Sullivan
Renzi	Slaughter	Watt	DeFazio	King (IA)	Reyes	Conaway	Marchant	Tancredo
Reyes	Smith (NE)	Waxman	DeGette	King (NY)	Reynolds	Culberson	McHenry	Thornberry
Reynolds	Smith (NJ)	Weiner	DeLahunt	Kingston	Rodriguez	Davis (KY)	Miller (FL)	Walberg
Rodriguez	Smith (TX)	Welch (VT)	DeLauro	Kirk	Rogers (KY)	Davis, Tom	Myrick	Waxman
Rogers (KY)	Smith (WA)	Weldon (FL)	Dent	Klein (FL)	Rogers (MI)	Doolittle	Neugebauer	Weldon (FL)
Rogers (MI)	Snyder	Weller	Diaz-Balart, L.	Kline (MN)	Rohrabacher			
Rohrabacher	Solis	Wexler	Diaz-Balart, M.	Knollenberg	Ros-Lehtinen			
Ros-Lehtinen	Space	Whitfield	Dingell	Kucinich	Ros-Lehtinen			
Roskam	Spratt	Wicker	Doggett	Kuhl (NY)	Ross	Bachus	Larson (CT)	Meek (FL)
Ross	Stark	Wilson (NM)	Donnelly	LaHood	Rothman	Brady (PA)	Lewis (CA)	Rogers (AL)
Rothman	Stupak	Wilson (OH)	Doyle	Lampson	Roybal-Allard	Engel	McMorris	Souder
Roybal-Allard	Sullivan	Wilson (SC)	Drake	Langevin	Ruppersberger	Fattah	Rodgers	Watson
Ruppersberger	Sutton	Wolf	Duncan	Lantos	Rush			
Rush	Tancredo	Woolsey	Edwards	Larsen (WA)	Ryan (OH)			
Ryan (OH)	Tanner	Wu	Ehlers	Latham	Salazar			
Ryan (WI)	Tauscher	Wynn	Ellison	LaTourette	Sali			
Salazar	Taylor	Yarmuth	Ellsworth	Levin	Sánchez, Linda			
Sánchez, Linda	Terry	Young (AK)	Emanuel	Lewis (GA)	T.			
T.	Thompson (CA)	Young (FL)	Emerson	Lewis (KY)	Sanchez, Loretta			
Sanchez, Loretta	Thompson (MS)		English (PA)	Linder	Sarbanes			

NOES—29

Biggert	Doolittle	Petri
Bilbray	Dreier	Poe
Blunt	Flake	Price (GA)
Brown-Waite,	Foxx	Royce
Ginny	Gingrey	Sali
Burgess	Hensarling	Sensenbrenner
Cannon	Lamborn	Shadegg
Cantor	Lungren, Daniel	Stearns
Conaway	E.	Westmoreland
Davis, Tom	McHenry	
Deal (GA)	Myrick	

NOT VOTING—10

Brady (PA)	Larson (CT)	Rogers (AL)
Engel	McMorris	Souder
Fattah	Rodgers	Watson
Jones (NC)	Meek (FL)	

So the amendment was agreed to.

¶66.13 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment numbered 3, in House report 110-137, submitted by Ms. BEAN:

Section 201(a), strike “25 percent” and insert “30 percent”.

It was decided in the { Yeas ..... 371  
affirmative ..... } Nays ..... 55

¶66.14 [Roll No. 321]

AYES—371

Abercrombie	Bishop (NY)	Butterfield
Ackerman	Bishop (UT)	Buyer
Aderholt	Blackburn	Calvert
Alexander	Blumenauer	Camp (MI)
Allen	Bonner	Capito
Altmire	Bono	Capps
Andrews	Boozman	Capuano
Arcuri	Bordallo	Cardoza
Baca	Boren	Carnahan
Baird	Boswell	Carney
Baker	Boucher	Carson
Baldwin	Boustany	Castle
Barrow	Boyd (FL)	Castor
Bartlett (MD)	Boyd (KS)	Chabot
Bean	Braley (IA)	Chandler
Becerra	Brown (SC)	Christensen
Berkley	Brown, Corrine	Clarke
Berman	Brown-Waite,	Clay
Berry	Ginny	Cleaver
Bilirakis	Buchanan	Clyburn
Bishop (GA)	Burton (IN)	Coble

Payne	Whitfield	Wilson (SC)	Wynn
Pearce	Wicker	Wolf	Yarmuth
Perlmutter	Wilson (NM)	Woolsey	Young (AK)
Peterson (MN)	Wilson (OH)	Wu	Young (FL)
Peterson (PA)			
Pickering			
Pitts			
Platts			
Pomeroy			
Porter			
Price (GA)			
Price (NC)			
Pryce (OH)			
Putnam			
Rahall			
Ramstad			
Rangel			
Regula			
Rehberg			
Reichert			
Reyes			
Reynolds			
Rodriguez			
Rogers (KY)			
Rogers (MI)			
Rohrabacher			
Ros-Lehtinen			
Roskam			
Ross			
Rothman			
Roybal-Allard			
Ruppersberger			
Rush			
Ryan (OH)			
Salazar			
Sali			
Sánchez, Linda			
T.			
Sanchez, Loretta			

NOES—55

Akin	Dreier	Nunes
Bachmann	Feeney	Pence
Barrett (SC)	Flake	Petri
Barton (TX)	Fossella	Poe
Biggert	Foxx	Radanovich
Bilbray	Franks (AZ)	Renzi
Blunt	Hall (TX)	Royce
Boehner	Hensarling	Ryan (WI)
Brady (TX)	Herger	Sensenbrenner
Burgess	Hoekstra	Shadegg
Campbell (CA)	Lamborn	Stark
Cannon	Lungren, Daniel	Stark
Cantor	E.	Stearns
Carter	Mack	Sullivan
Conaway	Marchant	Tancredo
Culberson	McHenry	Thornberry
Davis (KY)	Miller (FL)	Walberg
Davis, Tom	Myrick	Waxman
Doolittle	Neugebauer	Weldon (FL)

NOT VOTING—11

Bachus	Larson (CT)	Meek (FL)
Brady (PA)	Lewis (CA)	Rogers (AL)
Engel	McMorris	Souder
Fattah	Rodgers	Watson

So the amendment was agreed to. The SPEAKER pro tempore, Mr. McNULTY, assumed the Chair.

When Mr. CROWLEY, Acting Chairman, pursuant to House Resolution 383, reported the bill back to the House with an amendment adopted by the Committee.

The previous question having been ordered by said resolution.

The following amendment, reported from the Committee of the Whole House on the state of the Union, was agreed to:

Strike out all after the enacting clause and insert:

SECTION 1. SHORT TITLE; TABLE OF CONTENTS.

(a) SHORT TITLE.—This Act may be cited as the “Small Business Fairness in Contracting Act”.

(b) TABLE OF CONTENTS.—The table of contents for this Act is as follows:

- Sec. 1. Short title; table of contents.
- Sec. 2. Regulations.
- TITLE I—CONTRACT BUNDLING
- Sec. 101. Definitions of bundling of contract requirements and related terms.
- Sec. 102. Justification.
- Sec. 103. Appeals.
- Sec. 104. Review.

TITLE II—INCREASING THE NUMBER OF SMALL BUSINESS CONTRACTS AND SUBCONTRACTS

- Sec. 201. Small business goal.
- Sec. 202. Include overseas contracts in small business goal.
- Sec. 203. Annual goal negotiation.
- Sec. 204. Usage of small companies in goal achievement.
- Sec. 205. Annual plan for each agency explaining how agency will meet small business goals.
- Sec. 206. Making small businesses the first choice.
- Sec. 207. Uniform metric for subcontracting achievements.
- Sec. 208. Subcontracting database.
- Sec. 209. National database.
- Sec. 210. Review of subcontracting plans.
- Sec. 211. Agency obligation for fulfilling contracting goals.
- Sec. 212. Appropriate limits on value of sole source contracts.
- Sec. 213. Small business goals for green small business concerns.

Sec. 214. Study on providing financial incentives to contractors that meet minority and disadvantaged business enterprise goals.

#### TITLE III—PROTECTION OF TAXPAYERS FROM FRAUD

Sec. 301. Small business size protest notification.

Sec. 302. Review of national registry.

Sec. 303. Recertification of compliance with size standards and registration with Central Contractor Registry.

#### TITLE IV—AUTHORIZATION OF APPROPRIATIONS

Sec. 401. Authorization of appropriations.

##### SEC. 2. REGULATIONS.

(a) IN GENERAL.—Not later than 180 days after the date of the enactment of this Act—

(1) the Administrator of the Small Business Administration shall promulgate regulations to implement this Act and the amendments made by this Act; and

(2) the Federal Acquisition Regulation shall be revised to implement this Act and the amendments made by this Act.

(b) NOTICE AND COMMENT.—The regulations required by subsection (a) shall be promulgated after opportunity for notice and comment as required by section 553(b) of title 5, United States Code.

##### TITLE I—CONTRACT BUNDLING

##### SEC. 101. DEFINITIONS OF BUNDLING OF CONTRACT REQUIREMENTS AND RELATED TERMS.

Section 3 of the Small Business Act (15 U.S.C. 632) is amended by amending subsection (o) to read as follows:

“(O) DEFINITIONS OF BUNDLING OF CONTRACT REQUIREMENTS AND RELATED TERMS.—For purposes of this Act:

“(1) BUNDLED CONTRACT.—

“(A) IN GENERAL.—The term ‘bundled contract’ means a contract or order that is entered into to meet procurement requirements that are consolidated in a bundling of contract requirements, without regard to its designation by the procuring agency or whether a study of the effects of the solicitation on civilian or military personnel has been made.

“(B) EXCEPTIONS.—The term does not include—

“(i) a contract or order with an aggregate dollar value below the dollar threshold specified in paragraph (4); or

“(ii) a contract or order that is entered into to meet procurement requirements, all of which are exempted requirements under paragraph (5).

“(2) BUNDLING OF CONTRACT REQUIREMENTS.—

“(A) IN GENERAL.—The term ‘bundling of contract requirements’ means the use of any bundling methodology to satisfy 2 or more procurement requirements for goods or services previously supplied or performed under separate smaller contracts or orders, or to satisfy 2 or more procurement requirements for construction services of a type historically performed under separate smaller contracts or orders, that is likely to be unsuitable for award to a small business concern due to—

“(i) the diversity, size, or specialized nature of the elements of the performance specified;

“(ii) the aggregate dollar value of the anticipated award;

“(iii) the geographical dispersion of the contract or order performance sites; or

“(iv) any combination of the factors described in clauses (i), (ii), and (iii).

“(B) INCLUSION OF NEW FEATURES OR FUNCTIONS.—A combination of contract requirements that would meet the definition of a bundling of contract requirements but for

the addition of a procurement requirement with at least one new good or service shall be considered to be a bundling of contract requirements unless the new features or functions substantially transform the goods or services and will provide measurably substantial benefits to the government in terms of quality, performance, or price.

“(C) EXCEPTIONS.—The term does not include—

“(i) the use of a bundling methodology for an anticipated award with an aggregate dollar value below the dollar threshold specified in paragraph (5); or

“(ii) the use of a bundling methodology to meet procurement requirements, all of which are exempted requirements under paragraph (6).

“(3) BUNDLING METHODOLOGY.—The term ‘bundling methodology’ means—

“(A) a solicitation to obtain offers for a single contract or order, or a multiple award contract or order; or

“(B) a solicitation of offers for the issuance of a task or a delivery order under an existing single or multiple award contract or order.

“(4) SEPARATE SMALLER CONTRACT.—The term ‘separate smaller contract’, with respect to bundling of contract requirements, means a contract or order that has been performed by 1 or more small business concerns or was suitable for award to 1 or more small business concerns.

“(5) DOLLAR THRESHOLD.—The term ‘dollar threshold’ means \$65,000,000, if solely for construction services.

“(6) EXEMPTED REQUIREMENTS.—The term ‘exempted requirement’ means a procurement requirement solely for items that are not commercial items (as the term ‘commercial item’ is defined in section 4(12) of the Office of Federal Procurement Policy Act (41 U.S.C. 403(12)).

“(7) PROCUREMENT REQUIREMENT.—The term ‘procurement requirement’ means a determination by an agency that a specified good or service is needed to satisfy the mission of the agency.”.

##### SEC. 102. JUSTIFICATION.

Section 15(a) of the Small Business Act (15 U.S.C. 644(a)) is amended—

(1) by striking “(2) why delivery schedules” and inserting “(2) the names, addresses and size of the incumbent contract holders; (3) a description of the industries that might be interested in bidding on the contract requirements; (4) the number of small businesses listed in the industry categories that could be excluded from future bidding if the contract is combined or packaged; (5) why delivery schedules”;

(2) by striking “(3) why the proposed acquisition” and inserting “(6) why the proposed acquisition”;

(3) by striking “(4) why construction” and inserting “(7) why construction”;

(4) by striking “(5) why the agency” and inserting “(8) why the agency”;

(5) by striking “justified.” and inserting “justified. The statement shall also set forth the proposed procurement strategy required by subsection (e) and, if applicable, the specifications required by subsection (e)(3). The statement shall be made available to the public, including through dissemination in the Federal contracting opportunities database, concurrently with the issuance of the solicitation.”; and

(6) by inserting after “prime contracting opportunities.” the following: “If no notification of the procurement and accompanying statement is received, but the Administrator determines that there is cause to believe the contract combines requirements or a contract (single or multiple award) or task or delivery order for construction services or includes unjustified bundling, then the Ad-

ministrator may request that such a statement of work goods or services be completed by the procurement activity and sent to the Procurement Center Representative and the solicitation process postponed for 10 days to allow the Administrator to review the statement and make recommendations as described in this section before the procurement is continued.”.

##### SEC. 103. APPEALS.

Section 15(a) of the Small Business Act (15 U.S.C. 644(a)) is amended by inserting before “Whenever the Administration and the contracting procurement agency fail to agree,” the following: “If a small business concern would be adversely affected, directly or indirectly, by the procurement as proposed, and that small business concern or a trade association on behalf of that small business concern so requests, the Administrator may, in the Administrator’s discretion, take action to further the interests of that small business concern, and shall make available to the public on the website of the Administration the action taken and the result achieved.”.

##### SEC. 104. REVIEW.

Section 15(a) of the Small Business Act (15 U.S.C. 644(a)) is amended by striking the sentence beginning “Whenever the Administration and the contracting procurement agency fail to agree,” and inserting the following: “Whenever the Administration and the contracting procurement agency fail to agree, the Administrator shall submit the matter to the head of the agency for a determination. The head of the agency shall provide a written response to the Administrator. A copy of such response shall also be provided to the Committees on Small Business of the House of Representatives and Senate, the Committee on Oversight and Government Reform of the House of Representatives, and the Committee on Homeland Security and Governmental Affairs of the Senate, and any other committee of the House and Senate that has jurisdiction over the agency concerned.”.

#### TITLE II—INCREASING THE NUMBER OF SMALL BUSINESS CONTRACTS AND SUBCONTRACTS

##### SEC. 201. SMALL BUSINESS GOAL.

(a) GOVERNMENT-WIDE GOAL.—Section 15(g)(1) of the Small Business Act (15 U.S.C. 644(g)(1)) is amended by striking “23 percent” and inserting “30 percent”.

(b) GOALS FOR SMALL DISADVANTAGED BUSINESSES AND WOMEN-OWNED BUSINESSES.—Section 15(g)(1) of such Act is further amended by striking “5 percent” both places it appears and inserting “8 percent”.

##### SEC. 202. INCLUDE OVERSEAS CONTRACTS IN SMALL BUSINESS GOAL.

Section 15(g) of the Small Business Act (15 U.S.C. 644(g)) is amended by adding at the end the following:

“(3) The procurement goals required by this subsection apply to all procurement contracts, without regard to whether the contract is for work within or outside the United States.”.

##### SEC. 203. ANNUAL GOAL NEGOTIATION.

Section 15(g)(1) of the Small Business Act (15 U.S.C. 644(g)(1)) is amended by striking “The President shall annually establish Government-wide goals for procurement contracts” and inserting “The President shall before the close of each fiscal year establish new Government-wide procurement goals for the following fiscal year for procurement contracts”.

##### SEC. 204. USAGE OF SMALL COMPANIES IN GOAL ACHIEVEMENT.

Section 15(g) of the Small Business Act (15 U.S.C. 644(g)) is amended by adding at the end the following:

“(4) For purposes of this subsection and subsection (b), a small business concern shall

be counted toward one additional category goal only, even if that small business concern otherwise qualifies under more than one category goal. In this paragraph, the term 'category goal' means a goal described in paragraph (2)."

**SEC. 205. ANNUAL PLAN FOR EACH AGENCY EXPLAINING HOW AGENCY WILL MEET SMALL BUSINESS GOALS.**

Section 15(g) of the Small Business Act (15 U.S.C. 644(g)) is amended by adding at the end the following:

"(5) Before the beginning of each fiscal year, the head of each Federal agency shall submit to the Administrator of the Small Business Administration and to Congress a detailed plan explaining how the agency intends to meet the small business goals under this subsection that apply to that agency for that fiscal year."

**SEC. 206. MAKING SMALL BUSINESSES THE FIRST CHOICE.**

Section 15(j) of the Small Business Act (15 U.S.C. 644(j)) is amended—

(1) in paragraph (1), by striking "\$100,000" and inserting "the Simplified Acquisition Threshold"; and

(2) in paragraph (3), by striking "subsection (a) of section 8" and inserting "section 8, 31, or 36".

**SEC. 207. UNIFORM METRIC FOR SUBCONTRACTING ACHIEVEMENTS.**

Section 8(d) of the Small Business Act (15 U.S.C. 637(d)) is amended by adding at the end the following:

"(12) In carrying out this subsection, the Administrator shall require each prime contractor to report small business subcontract usage at all tiers based on the percentage of the total dollar amount of the contract award."

**SEC. 208. SUBCONTRACTING DATABASE.**

Section 8(d) of the Small Business Act (15 U.S.C. 637(d)) is amended by adding at the end the following:

"(13) In carrying out this subsection, the Administrator shall develop and maintain a password-protected database that will enable the Administration to assist small businesses in marketing to large corporations that have not achieved their small business goals."

**SEC. 209. NATIONAL DATABASE.**

The Administrator of the Small Business Administration shall ensure that whenever a small business enters its information in the Central Contractor Registry, or any successor to that registry, the Administrator contacts that business within 30 days regarding the likelihood of Federal contracting opportunities. The Administrator shall ensure that each small business that so registers is, for each industry code entered by that small business, provided with the total dollar value of government contract awards to small businesses for that industry.

**SEC. 210. REVIEW OF SUBCONTRACTING PLANS.**

(a) IN GENERAL.—Not later than 180 days after the date of the enactment of this Act, the General Services Administration shall, after an opportunity for notice and comment, begin to make modifications, if necessary, to the Electronic Subcontracting Reporting System (ESRS) for the purpose of tracking companies' compliance with small business subcontracting plans included in successful contract bids. ESRS shall be further developed, if necessary, in such a way that it allows agencies to track whether or not the prime contractor actually subcontracted work out to the subcontracting firms described in the Small Business Subcontracting Plan. Further, ESRS shall be modified, if necessary, so that it facilitates review of a company's record of compliance with small business subcontracting plans.

(b) PERIODIC REPORTS.—Prime contractors shall be required to submit Small Business

Subcontracting Plans to ESRS and submit subsequent periodic reports to ESRS describing the extent to which the prime contractor complied with small business subcontracting plans submitted as part of the company's successful contract proposal. Each such report shall include a specific accounting of compliance with subcontracting goals described in the prime contractor's Small Business Subcontracting Plans related to Small Disadvantaged Businesses Concerns, Women-Owned Small Business Concerns, Historically Black Colleges and Universities and Minority Institutions, Service-Disabled Veteran-Owned Small Business Concerns, and HUBZone Small Business Concerns. Each such accounting of compliance shall also be included in ESRS.

(c) INCLUSION IN ESRS.—The "percentage of the total dollar amount of the contract award" that is paid to small business, as referred to in paragraph (12) of section 8(d) of the Small Business Act (as added by section 206 of this Act) shall also be included in ESRS.

(d) AVAILABILITY OF ESRS.—ESRS and the information therein shall be made available to agency officials and Source Selection Evaluation Boards (as referred to in Federal Acquisition Regulations 3.104-1) that are charged with evaluating contract proposals, and, when evaluating contract proposals, agencies shall take into consideration the compliance with small business subcontracting plans of companies competing for Federal contracts, and within one year after the date of the enactment of this Act such consideration shall be reflected in the Federal Acquisition Regulations.

(e) FURTHER MODIFICATIONS REQUIRED.—ESRS shall be modified in such a way that it can generate comparable reports on individual companies' compliance records to be used in the contract proposal evaluation processes of agencies.

**SEC. 211. AGENCY OBLIGATION FOR FULFILLING CONTRACTING GOALS.**

Section 15(h) of the Small Business Act (15 U.S.C. 644(h)) is amended by adding at the end the following:

"(4) At the conclusion of each fiscal year, the head of each Federal agency shall submit to Congress a report specifying the percentage of contracts awarded by that agency for that fiscal year that were awarded to small business concerns. If the percentage is less than 25 percent, the head of the agency shall, in the report, explain why the percentage is less than 25 percent and what will be done to ensure that the percentage for the following fiscal year will not be less than 25 percent."

**SEC. 212. APPROPRIATE LIMITS ON VALUE OF SOLE SOURCE CONTRACTS.**

(a) APPROPRIATE LIMITS.—If a law is not enacted by December 31, 2007, revising the limits referred to in this subsection, the Administrator for Federal Procurement Policy, in consultation with the Administrator for Small Business, shall establish appropriate limits on the value of contracts awarded without the use of competitive procedures to participants in the program established by section 8(a) of the Small Business Act (15 U.S.C. 637(a)) that are not subject to the limits on the value of such contracts established by paragraph (1)(D) of section 8(a) of such Act.

(b) CONSULTATION.—In establishing any limit described in subsection (a), the Administrator for Federal Procurement Policy shall consult with representatives of the affected program participants. The Administrator shall also take into account—

(1) any special circumstances and needs of the affected program participants; and

(2) the advantages of promoting competition in Federal contracting.

**SEC. 213. SMALL BUSINESS GOALS FOR GREEN SMALL BUSINESS CONCERNS.**

(a) IN GENERAL.—Section 15(g) of the Small Business Act (15 U.S.C. 644(g)) is amended—

(1) in paragraph (1)—

(A) by striking "and small business concerns owned and controlled by women" both places such term appears and inserting "small business concerns owned and controlled by women, and green small business concerns"; and

(B) by inserting before "Notwithstanding the Government-wide goal" the following: "The Government-wide goal for participation by green small business concerns shall be established at not less than 5 percent of the total value of all prime contract and subcontract awards for each fiscal year."; and

(2) in paragraph (2)—

(A) by striking "and by small business concerns owned and controlled by women" both places such term appears and inserting "by small business concerns owned and controlled by women, and by green small business concerns"; and

(B) by striking "and small business concerns owned and controlled by women" and inserting "small business concerns owned and controlled by women, and green small business concerns".

(b) CONFORMING AMENDMENTS.—

(1) DEFINITION.—Section 3 of that Act (15 U.S.C. 632) is amended by adding at the end the following:

"(s) DEFINITIONS RELATING TO GREEN SMALL BUSINESS CONCERNS.—In this Act, the term 'green small business concern' means a small business concern that carries out its activities in an environmentally sound manner. The Administrator shall, in consultation with the Environmental Protection Agency, the General Services Administration, and other appropriate agencies, specify detailed definitions or standards by which a small business concern may be determined to be a green small business concern for the purposes of this Act."

(2) POLICY.—Section 8(d) of that Act (15 U.S.C. 637(d)) is amended—

(A) in paragraph (1) (in both places such term appears), paragraph (3)(A) (in both places such term appears), paragraph (4)(D), paragraph (6)(A), paragraph (6)(C), paragraph (6)(F), and paragraph (10)(B) by striking "and small business concerns owned and controlled by women" and inserting "small business concerns owned and controlled by women, and green small business concerns";

(B) in paragraph (3)(F) by striking "or a small business concern owned and controlled by women" and inserting "a small business concern owned and controlled by women, or a green small business concern"; and

(C) in paragraph (4)(E) by striking "and for small business concerns owned and controlled by women" and inserting "for small business concerns owned and controlled by women, and for green small business concerns".

(3) REPORTS ON GOALS.—Section 15(h) of that Act (15 U.S.C. 644(h)) is amended, in each of paragraphs (1), (2)(A), (2)(D), and (2)(E) by striking "and small business concerns owned and controlled by women" and inserting "small business concerns owned and controlled by women, and green small business concerns".

(4) PENALTIES.—Section 16 of that Act (15 U.S.C. 645) is amended in each of subsections (d)(1) and (e) by striking "or a 'small business concern owned and controlled by women'" and inserting "a 'small business concern owned and controlled by women', or a 'green small business concern'".

SEC. 214. STUDY ON PROVIDING FINANCIAL INCENTIVES TO CONTRACTORS THAT MEET MINORITY AND DISADVANTAGED BUSINESS ENTERPRISE GOALS.

The Administrator of the Small Business Administration shall carry out a study on the feasibility and desirability of providing financial incentives to contractors operating under contracts from a Federal agency that achieve the percentage goals set forth in said contracts' subcontracting plans for the utilization of small business concerns owned and controlled by socially and economically disadvantaged individuals.

TITLE III—PROTECTION OF TAXPAYERS FROM FRAUD

SEC. 301. SMALL BUSINESS SIZE PROTEST NOTIFICATION.

(a) IN GENERAL.—The Administrator of the Small Business Administration shall work with appropriate Federal agencies to ensure that whenever a business concern is awarded a contract on the basis that it qualifies as small and then is determined not to qualify as small, a notification of those facts (that an award was made on such a basis, and that such a determination was made) shall be placed adjacent to that concern's listing in the Central Contractor Registry (or any successor to that registry).

(b) COMPTROLLER GENERAL CERTIFICATION.—The Administrator shall, in making any report of small business goal accomplishments, qualify the accomplishments as "estimated", until the Administrator obtains from the Comptroller General the Comptroller General's certification that there are no data integrity issues with respect to the national repository of contract award information known as Federal Procurement Data System-Next Generation (FPDS-NG), or any successor to that repository.

(c) AWARDS TO LARGE BUSINESSES.—For each Federal agency, the Inspector General of that agency shall, on an annual basis, submit to Congress a report on the number and dollar value of contract awards that were coded as awards to small business concerns but in fact were made to businesses that did not qualify as small business concerns.

SEC. 302. REVIEW OF NATIONAL REGISTRY.

The Administrator of the Small Business Administration shall ensure, on a biannual basis, that an independent audit is performed of the Central Contractor Registry, or any successor to that registry, and that the Dynamic Small Business Search portion of the registry, or any successor to that portion of the registry, is purged of any businesses that are not in fact small businesses. If a business that has been so purged attempts, while not in fact a small business, to re-register, that business is subject to debarment as a Federal contractor and is further subject to penalties outlined in section 16 of the Small Business Act (15 U.S.C. 645).

SEC. 303. RECERTIFICATION OF COMPLIANCE WITH SIZE STANDARDS AND REGISTRATION WITH CENTRAL CONTRACTOR REGISTRY.

Section 3(a) of the Small Business Act (15 U.S.C. 632(a)) is amended by adding at the end the following:

"(5) RECERTIFICATION.—

"(A) IN GENERAL.—If a business concern is awarded a contract because of a standard by which it is determined to be a small business concern, and the business concern is close to exceeding that standard at the time the award is made, then the business concern must, annually after the date of the award, recertify to the agency awarding the contract whether it meets that standard.

"(B) 'CLOSE TO EXCEEDING'.—For purposes of subparagraph (A), a business concern is close to exceeding—

"(i) a number-of-employees standard if the number of employees of the business concern is 95 percent or more of the maximum number of employees allowed under the standard; and

"(ii) a dollar-volume-of-business standard if the dollar volume of business is 80 percent or more of the maximum dollar volume allowed under the standard.

"(6) REGISTRY.—For a business concern to be awarded a contract because of a standard by which it is determined to be a small business concern, the business concern must, annually after the end of the fiscal year used by the business concern, update its listing in the Central Contractor Registry."

TITLE IV—AUTHORIZATION OF APPROPRIATIONS

SEC. 401. AUTHORIZATION OF APPROPRIATIONS.

There are authorized to be appropriated such sums as may be necessary to carry out this Act and the amendments made by this Act.

The bill, as amended, was ordered to be engrossed and read a third time, was read a third time by title.

Mr. ENGLISH of Pennsylvania, moved to recommit the bill to the Committee on Small Business, with instructions to report back forthwith with the following amendment:

In section 201, add at the end the following:

(c) ECONOMICALLY DISADVANTAGED BUSINESSES.—For purposes of section 15(g) of that Act, the Administrator shall consider to be economically disadvantaged any small business concern that can demonstrate it is adversely affected by expiring tax incentives, and other modifications to the Internal Revenue Code of 1986 which could result in small business tax increases, including but not limited to the 2006 expiration of the increased exemption amount under the alternative minimum tax for taxpayers other than corporations, the 2010 expiration of section 179 of the Internal Revenue Code of 1986 (regarding the ability of small businesses to deduct business expenses), the 2011 expiration of related capital gains, dividends, and death taxes, and the 2011 increase in all marginal income tax rates.

After debate,

By unanimous consent, the previous question was ordered on the motion to recommit.

The question being put, viva voce, Will the House recommit said bill with instructions?

The SPEAKER pro tempore, Mr. McNULTY, announced that the nays had it.

Mr. ENGLISH of Pennsylvania, demanded a recorded vote on agreeing to said motion, which demand was supported by one-fifth of a quorum, so a recorded vote was ordered.

The vote was taken by electronic device.

It was decided in the { Yeas ..... 209 negative ..... } Nays ..... 216

- Burgess
Burton (IN)
Buyer
Herger
Hill
Hobson
Hoekstra
Hulshof
Hunter
Inglis (SC)
Issa
Jindal
Johnson (IL)
Johnson, Sam
Jones (NC)
Jordan
Keller
King (IA)
King (NY)
Kingston
Kirk
Klein (FL)
Kline (MN)
Knollenberg
Kuhl (NY)
LaHood
Lamborn
Lampson
Latham
LaTourette
Lewis (CA)
Lewis (KY)
Linder
LoBiondo
Lucas
Lungren, Daniel
E.
Mack
Manzullo
Marchant
McCarthy (CA)
McCaul (TX)
McCotter
McCrery
McHenry
McHugh
McIntyre
McKeon
Mica
Miller (FL)
Miller (MI)
Miller, Gary
Mitchell
Moran (KS)
Murphy, Tim
Musgrave
Myrick
Neugebauer
Nunes
Paul
Pearce
Pence
Peterson (PA)
Petri
Heller
Hensarling
Herger
Porter
Price (GA)
Pryce (OH)
Putnam
Radanovich
Ramstad
Regula
Rehberg
Reichert
Renzi
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrabacher
Ros-Lehtinen
Roskam
Royce
Ryan (WI)
Sali
Saxton
Schmidt
Sensenbrenner
Sessions
Shadegg
Shays
Shimkus
Shuster
Simpson
Smith (NE)
Smith (NJ)
Smith (TX)
Space
Stearns
Sullivan
Tancredo
Taylor
Terry
Thornberry
Tiahrt
Tiberi
Turner
Upton
Walberg
Walden (OR)
Walsh (NY)
Wamp
Weldon (FL)
Weller
Westmoreland
Whitfield
Wicker
Wilson (NM)
Wilson (SC)
Wolf
Young (AK)
Young (FL)

NOES—216

- Abercrombie
Ackerman
Allen
Altmire
Andrews
Arcuri
Baca
Baird
Baldwin
Barrow
Barrow
Bean
Becerra
Berkley
Berman
Berry
Bishop (GA)
Bishop (NY)
Blumenauer
Boren
Boswell
Boucher
Boyd (FL)
Boyle (KS)
Braley (IA)
Brown, Corrine
Butterfield
Capps
Capuano
Cardoza
Carnahan
Carson
Castor
Chandler
Clarke
Clay
Clever
Clyburn
Cohen
Conyers
Cooper
Costa
Costello
Courtney
Cramer
Crowley
Cummings
Davis (AL)
Davis (CA)
Davis (IL)
Davis, Lincoln
DeFazio
DeGette
Delahunt
DeLauro
Dicks
Dingell
Doggett
Doyle
Edwards
Ellison
Ellsworth
Emanuel
Eshoo
Etheridge
Farr
Filner
Frank (MA)
Gillibrand
Gonzalez
Gordon
Green, Al
Green, Gene
Grijalva
Gutierrez
Hall (NY)
Hare
Harman
Hastings (FL)
Herseth Sandlin
Higgins
Hinchey
Hinojosa
Hirono
Hodes
Holden
Holt
Honda
Hooley
Hoyer
Inslie
Israel
Jackson (IL)
Jackson-Lee (TX)
Jefferson
Johnson (GA)
Johnson, E. B.
Jones (OH)
Kagen
Kanjorski
Kaptur
Kennedy
Kildee
Kilpatrick
Kind

66.15 [Roll No. 322]

AYES—209

- Aderholt
Akin
Alexander
Bachmann
Baker
Barrett (SC)
Bartlett (MD)
Barton (TX)
Biggart
Bilbray
Bilirakis
Bishop (UT)
Blackburn
Blunt
Boehner
Bonner
Bono
Boozman
Boustany
Brady (TX)
Brown (SC)
Brown-Waite,
Ginny
Buchanan



Kucinich Nadler Shea-Porter
Langevin Napolitano Sherman
Lantos Neal (MA) Shuler
Larsen (WA) Oberstar Sires
Lee Obey Skelton
Levin Oliver Slaughter
Lewis (GA) Ortiz Smith (WA)
Lipinski Pallone Snyder
Loebsock Pascrell Solis
Lofgren, Zoe Pastor Spratt
Lowe Payne Stark
Lynch Pelosi Stupak
Mahoney (FL) Perlmutter Sutton
Maloney (NY) Peterson (MN) Tanner
Markey Pomeroy Tauscher
Marshall Price (NC) Thompson (CA)
Matheson Rahall Thompson (MS)
Matsui Rangel Tierney
McCarthy (NY) Reyes Towns
McCollum (MN) Rodriguez Udall (CO)
McDermott Ross Udall (NM)
McGovern Rothman Van Hollen
McNerney Roybal-Allard Velázquez
McNulty Ruppersberger Visclosky
Meehan Rush Walz (MN)
Meek (FL) Ryan (OH) Wasserman
Meeks (NY) Salazar Schultz
Melancon Sánchez, Linda
Michaud T. Waters
Miller (NC) Sanchez, Loretta Watt
Miller, George Sarbanes Waxman
Mollohan Schakowsky Weiner
Moore (KS) Schiff Welch (VT)
Moore (WI) Schwartz Wexler
Moran (VA) Scott (GA) Wilson (OH)
Murphy (CT) Scott (VA) Woolsey
Murphy, Patrick Serrano Wu
Murtha Sestak Wynn
Yarmuth

NOT VOTING—8

Bachus Larson (CT) Watson
Brady (PA) McMorris
Engel Rodgers
Fattah Souder

So the motion to recommit with instructions was not agreed to.

The question being put, viva voce, Will the House pass said bill?

The SPEAKER pro tempore, Mr. McNULTY, announced that the yeas had it.

Ms. VELAZQUEZ demanded a recorded vote on passage of said bill, which demand was supported by one-fifth of a quorum, so a recorded vote was ordered.

The vote was taken by electronic device.

It was decided in the { Yeas ..... 409
affirmative ..... } Nays ..... 13

66.16 [Roll No. 323]
AYES—409

Abercrombie Blunt Carter
Ackerman Boehner Castle
Aderholt Bonner Castor
Akin Bono Chabot
Alexander Boozman Chandler
Allen Boren Clarke
Altmire Boswell Clay
Andrews Boucher Cleaver
Arcuri Boustany Clyburn
Baca Boyd (FL) Coble
Bachmann Boyda (KS) Cohen
Baird Brady (TX) Cole (OK)
Baker Braley (IA) Conaway
Baldwin Brown (SC) Conyers
Barrett (SC) Brown-Waite, Cooper
Barrow Ginny Costa
Bartlett (MD) Buchanan Costello
Barton (TX) Burgess Courtney
Bean Burton (IN) Cramer
Becerra Butterfield Crenshaw
Berkley Buyer Crowley
Berman Calvert Cubin
Berry Camp (MI) Cuellar
Biggert Cannon Culberson
Bilbray Cantor Cummings
Bilirakis Capito Davis (AL)
Bishop (GA) Capps Davis (CA)
Bishop (NY) Capuano Davis (IL)
Bishop (UT) Carnahan Davis (KY)
Blackburn Carney Davis, David
Blumenauer Carson Davis, Jo Ann

Davis, Lincoln Jones (OH)
Davis, Tom Jordan
Deal (GA) Kagen
DeFazio Kanjorski
DeGette Kaptur
DeLauro Keller
Dent Kennedy
Diaz-Balart, L. Kildee
Diaz-Balart, M. Kilpatrick
Dicks Kind
Dingell King (IA)
Doggett King (NY)
Donnelly Kingston
Doolittle Kirk
Doyle Kleinfelder
Drake Kline (MN)
Dreier Knollenberg
Duncan Kucinich
Edwards Kuhl (NY)
Ehlers LaHood
Ellison Lampson
Ellsworth Langevin
Emanuel Larsen (WA)
Farr Latham
Feeney LaTourette
Ferguson Linder
Filner Lipinski
Forbes LoBiondo
Fortenberry Loebsack
Fossella Lofgren, Zoe
Fox Lucas
Frank (MA) Lynch
Franks (AZ) Mack
Frelinghuysen Mahoney (FL)
Gallegly Maloney (NY)
Garrett (NJ) Manzano
Gerlach Marchant
Giffords Markey
Gilchrist Marshall
Gillibrand Matheson
Gillmor Matsui
Gingrey McCarthy (CA)
Gohmert McCarthy (NY)
Gonzalez McCaul (TX)
Goode McCotter
Goodlatte McCrery
Gordon McDermott
Granger McGovern
Graves McHugh
Green, Al McIntyre
Green, Gene McKeon
Grijalva McNerney
Gutierrez McNulty
Hall (NY) Meehan
Hall (TX) Meek (FL)
Hare Meeks (NY)
Harman Melancon
Hastert Mica
Hastings (FL) Michaud
Hastings (WA) Miller (FL)
Hayes Miller (MI)
Heller Miller (NC)
Hergert Miller, Gary
Hereth Sandlin Mitchell
Higgins Mollohan
Hill Moore (KS)
Hinche Moore (WI)
Hinojosa Moran (KS)
Hirono Moran (VA)
Hobson Murphy (CT)
Hodes Murphy, Patrick
Hoekstra Murphy, Tim
Holden Murtha
Holt Musgrave
Honda Myrick
Hooley Nadler
Hoyer Napolitano
Hulshof Neal (MA)
Hunter Neugebauer
Inglis (SC) Nunes
Inslee Oberstar
Israel Obey
Issa Oliver
Jackson (IL) Ortiz
Jackson-Lee (TX) Pallone
Jefferson Pascrell
Jindal Pastor
Johnson (GA) Paul
Johnson (IL) Payne
Johnson, E. B. Pearce
Johnson, Sam Pence
Jones (NC) Perlmutter
Peterson (PA) Peterson (MN)
Petri
Pickering
Pitts
Platts
Poe
Pomeroy
Porter
Price (GA)
Price (NC)
Pryce (OH)
Putnam
Radanovich
Rahall
Ramstad
Rangel
Regula
Rehberg
Reichert
Renzi
Reyes
Reynolds
Rodriguez
Lantos
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrabacher
Ros-Lehtinen
Roskam
Ross
Rothman
Roybal-Allard
Ruppersberger
Rush
Ryan (OH)
Ryan (WI)
Salazar
Sánchez, Linda
T.
Sanchez, Loretta
Sarbanes
Saxton
Schakowsky
Schiff
Schmidt
Schwartz
Scott (GA)
Scott (VA)
Serrano
Sessions
Sestak
Shays
Shea-Porter
Sherman
Shimkus
Shuler
Shuster
Simpson
Sires
Skelton
Slaughter
Smith (NE)
Smith (NJ)
Smith (TX)
Smith (WA)
Snyder
Solis
Space
Spratt
Stark
Stearns
Stupak
Sullivan
Sutton
Tancredo
Tanner
Tauscher
Taylor
Terry
Thompson (CA)
Thompson (MS)
Thornberry
Tierhart
Tiberi
Tierney
Towns
Turner
Udall (CO)
Udall (NM)
Upton
Van Hollen
Velázquez
Visclosky
Walberg
Walden (OR)
Walsh (NY)
Walz (MN)
Wamp
Wasserman
Schultz
Waters
Westmoreland
Woolsey
Watt
Wexler
Wu
Waxman
Wicker
Wynn
Weiner
Wilson (NM)
Wilson (OH)
Wilson (SC)
Young (AK)
Young (FL)
Young (FL)

NOES—13

Campbell (CA) Lungren, Daniel
Flake E.
Hensarling McCollum (MN)
Lamborn McHenry
Miller, George

NOT VOTING—10

Bachus Engel McMorris
Brady (PA) Fattah Rodgers
Brown, Corrine Larson (CT) Souder
Cardoza Watson

So the bill was passed.
A motion to reconsider the vote whereby said bill was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said bill.

66.17 PROVIDING FOR CONSIDERATION OF H.R. 2237, H.R. 2206, AND H.R. 2207

Ms. SLAUGHTER, by direction of the Committee on Rules, called up the following resolution (H. Res. 387):

Resolved, That upon adoption of this resolution it shall be in order to consider in the House the bill (H.R. 2237) to provide for the redeployment of United States Armed Forces and defense contractors from Iraq. All points of order against the bill and against its consideration are waived. The bill shall be considered as read. The previous question shall be considered as ordered on the bill to final passage without intervening motion except: (1) one hour of debate equally divided and controlled by the chairman and ranking minority member of the Committee on Appropriations; and (2) one motion to recommit.

SEC. 2. Upon the adoption of this resolution it shall be in order to consider in the House the bill (H.R. 2206) making emergency supplemental appropriations for the fiscal year ending September 30, 2007, and for other purposes. All points of order against consideration of the bill are waived except those arising under clause 9 or 10 of rule XXI. The amendment printed in part A of the report of the Committee on Rules accompanying this resolution shall be considered as adopted. The bill, as amended, shall be considered as read. All points of order against the bill, as amended, are waived. The previous question shall be considered as ordered on the bill, as amended, to final passage without intervening motion except: (1) one hour of debate equally divided and controlled by the chairman and ranking minority member of the Committee on Appropriations; and (2) one motion to recommit with or without instructions.

SEC. 3. Upon the adoption of this resolution it shall be in order to consider in the House the bill (H.R. 2207) making supplemental appropriations for agricultural and other emergency assistance for the fiscal year ending September 30, 2007, and for other purposes. All points of order against consideration of the bill are waived except those arising under clause 9 or 10 of rule XXI. The amendment printed in part B of the report of the Committee on Rules accompanying this resolution shall be considered as adopted. The bill, as amended, shall be considered as read. All points of order against the bill, as amended, are waived. The previous question shall be considered as ordered on the bill, as amended, to final passage without intervening motion except: (1) one hour of debate equally divided and controlled by the chairman and ranking minority member of the Committee on Appropriations; and (2) one

motion to recommit with or without instructions.

SEC. 4. (a) In the engrossment of H.R. 2206, the Clerk shall—

(1) await the disposition of H.R. 2237 and H.R. 2207;

(2) add the respective texts of H.R. 2237 and H.R. 2207, as passed by the House, as new matter at the end of H.R. 2206;

(3) conform the title of H.R. 2206 to reflect the addition of H.R. 2237 and H.R. 2207, as passed by the House, to the engrossment;

(4) assign appropriate designations to provisions within the engrossment; and

(5) conform cross-references and provisions for short titles within the engrossment.

(b) Upon the addition of H.R. 2237 and H.R. 2207, as passed by the House, to the engrossment of H.R. 2206, H.R. 2237 and H.R. 2207 shall be laid on the table.

SEC. 5. During consideration of H.R. 2237, H.R. 2206, or H.R. 2207 pursuant to this resolution, notwithstanding the operation of the previous question, the Chair may postpone further consideration of any such bill to such time as may be designated by the Speaker.

When said resolution was considered.

After debate,

Ms. SLAUGHTER moved the previous question on the resolution to its adoption or rejection.

The question being put, *viva voce*,

Will the House now order the previous question?

The SPEAKER pro tempore, Mr. LYNCH, announced that the yeas had it.

Mr. DREIER demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Mr. LYNCH, pursuant to clause 8, rule XX, announced that further proceedings on the question were postponed.

#### ¶66.18 COMMUNICATION REGARDING SUBPOENA

The SPEAKER pro tempore, Mr. LYNCH, laid before the House the following communication from Mr. UPTON:

HOUSE OF REPRESENTATIVES,  
Washington, DC, May 9, 2007.

Hon. NANCY PELOSI,  
Speaker, House of Representatives,  
Washington, DC.

DEAR MADAM SPEAKER: This is to notify you pursuant to rule VIII of the Rules of the House of Representatives, that a judicial subpoena for trial testimony, issued by the United States Court of Federal Claims, has been delivered to my District Office.

After consulting with the Office of General Counsel, I will make the determinations required by rule VIII.

Sincerely,

FRED UPTON,  
Member of Congress.

#### ¶66.19 PROVIDING FOR CONSIDERATION OF H.R. 2082

Mr. HASTINGS of Florida, by direction of the Committee on Rules, called up the following resolution (H. Res. 388):

*Resolved*, That at any time after the adoption of this resolution the Speaker may, pursuant to clause 2(b) of rule XVIII, declare the House resolved into the Committee of the Whole House on the state of the Union for consideration of the bill (H.R. 2082) to authorize appropriations for fiscal year 2008 for

intelligence and intelligence-related activities of the United States Government, the Community Management Account, and the Central Intelligence Agency Retirement and Disability System, and for other purposes. The first reading of the bill shall be dispensed with. All points of order against consideration of the bill are waived except those arising under clause 9 of rule XXI. General debate shall be confined to the bill and shall not exceed one hour equally divided and controlled by the chairman and ranking minority member of the Permanent Select Committee on Intelligence. After general debate the bill shall be considered for amendment under the five-minute rule. It shall be in order to consider as an original bill for the purpose of amendment under the five-minute rule the amendment in the nature of a substitute recommended by the Permanent Select Committee on Intelligence now printed in the bill. The committee amendment in the nature of a substitute shall be considered as read. All points of order against the committee amendment in the nature of a substitute are waived except those arising under clause 9 of rule XXI. Notwithstanding clause 11 of rule XVIII, no amendment to the committee amendment in the nature of a substitute shall be in order except those printed in the report of the Committee on Rules accompanying this resolution. Each such amendment may be offered only in the order printed in the report, may be offered only by a Member designated in the report, shall be considered as read, shall be debatable for the time specified in the report equally divided and controlled by the proponent and an opponent, shall not be subject to amendment, and shall not be subject to a demand for division of the question in the House or in the Committee of the Whole. All points of order against such amendments are waived except those arising under clause 9 or 10 of rule XXI. At the conclusion of consideration of the bill for amendment the Committee shall rise and report the bill to the House with such amendments as may have been adopted. Any Member may demand a separate vote in the House on any amendment adopted in the Committee of the Whole to the bill or to the committee amendment in the nature of a substitute. The previous question shall be considered as ordered on the bill and amendments thereto to final passage without intervening motion except one motion to recommit with or without instructions.

SEC. 2. During consideration in the House of H.R. 2082 pursuant to this resolution, notwithstanding the operation of the previous question, the Chair may postpone further consideration of the bill to such time as may be designated by the Speaker.

When said resolution was considered.

After debate,

Mr. HASTINGS of Florida, moved the previous question on the resolution to its adoption or rejection.

The question being put, *viva voce*,

Will the House now order the previous question?

The SPEAKER pro tempore, Mr. LYNCH, announced that the nays had it.

Mr. HASTINGS of Florida, objected to the vote on the ground that a quorum was not present and not voting.

A quorum not being present,

The roll was called under clause 6, rule XX, and the call was taken by electronic device.

When there appeared { Yeas ..... 223  
Nays ..... 199

¶66.20

[Roll No. 324]

YEAS—223

Abercrombie	Hall (NY)	Napolitano
Ackerman	Hare	Neal (MA)
Allen	Harman	Oberstar
Altmire	Hastings (FL)	Obey
Andrews	Herseth Sandlin	Olver
Arcuri	Higgins	Ortiz
Baca	Hill	Pallone
Baird	Hinchev	Pascrell
Baldwin	Hinojosa	Pastor
Bean	Hirono	Payne
Becerra	Hodes	Perlmutter
Berkley	Holden	Peterson (MN)
Berman	Holt	Pomeroy
Berry	Honda	Price (NC)
Bishop (GA)	Hooley	Rahall
Bishop (NY)	Hoyer	Reyes
Blumenauer	Inslee	Rodriguez
Boren	Israel	Ross
Boswell	Jackson (IL)	Rothman
Boucher	Jackson-Lee	Roybal-Allard
Boyd (FL)	(TX)	Ruppersberger
Boyd (KS)	Jefferson	Rush
Braley (IA)	Johnson (GA)	Ryan (OH)
Brown, Corrine	Johnson, E. B.	Salazar
Butterfield	Jones (OH)	Sánchez, Linda
Capps	Kagen	T.
Capuano	Kanjorski	Sanchez, Loretta
Cardoza	Kaptur	Sarbanes
Carnahan	Kennedy	Schakowsky
Carney	Kildee	Schiff
Carson	Kilpatrick	Schwartz
Castor	Kind	Scott (GA)
Chandler	Klein (FL)	Scott (VA)
Clarke	Kucinich	Serrano
Clay	Lampson	Sestak
Cleaver	Langevin	Shea-Porter
Clyburn	Lantos	Sherman
Cohen	Larsen (WA)	Shuler
Conyers	Larson (CT)	Sires
Cooper	Lee	Skelton
Costa	Levin	Slaughter
Costello	Lewis (GA)	Smith (WA)
Courtney	Lipinski	Snyder
Cramer	Loeb sack	Solis
Crowley	Loftgren, Zoe	Space
Cuellar	Lowey	Spratt
Cummings	Lynch	Stark
Davis (AL)	Mahoney (FL)	Stupak
Davis (CA)	Maloney (NY)	Sutton
Davis (IL)	Markey	Tanner
Davis, Lincoln	Marshall	Tauscher
DeFazio	Matheson	Taylor
DeGette	Matsui	Thompson (CA)
DeLahunt	McCarthy (NY)	Thompson (MS)
DeLauro	McCollum (MN)	Tierney
Dicks	McDermott	Towns
Dingell	McGovern	Udall (CO)
Doggett	McIntyre	Udall (NM)
Donnelly	McNerney	Van Hollen
Doyle	McNulty	Velázquez
Edwards	Meehan	Visclosky
Ellison	Meek (FL)	Walz (MN)
Ellsworth	Meeks (NY)	Wasserman
Emanuel	Melancon	Schultz
Eshoo	Michaud	Watt
Etheridge	Miller (NC)	Waxman
Farr	Miller, George	Weiner
Filner	Mitchell	Welch (VT)
Giffords	Mollohan	Wexler
Gillibrand	Moore (KS)	Wilson (OH)
Gonzalez	Moore (WI)	Woolsey
Gordon	Moran (VA)	Wu
Green, Al	Murphy (CT)	Wynn
Green, Gene	Murphy, Patrick	Yarmuth
Grijalva	Murtha	
Gutierrez	Nadler	

NAYS—199

Aderholt	Blunt	Camp (MI)
Akin	Boehner	Campbell (CA)
Alexander	Bonner	Cannon
Bachmann	Bono	Cantor
Bachus	Boozman	Capito
Baker	Boustany	Carter
Barrett (SC)	Brady (TX)	Castle
Barrow	Brown (SC)	Chabot
Bartlett (MD)	Brown-Waite,	Coble
Barton (TX)	Ginny	Cole (OK)
Biggart	Buchanan	Conaway
Blibray	Burgess	Crenshaw
Bilirakis	Burton (IN)	Cubin
Bishop (UT)	Buyer	Culberson
Blackburn	Calvert	Davis (KY)

Davis, David	Jones (NC)	Putnam
Davis, Jo Ann	Jordan	Radanovich
Davis, Tom	Keller	Ramstad
Deal (GA)	King (IA)	Regula
Dent	King (NY)	Rehberg
Diaz-Balart, L.	Kingston	Reichert
Diaz-Balart, M.	Kirk	Renzi
Doolittle	Kline (MN)	Reynolds
Drake	Knollenberg	Rogers (AL)
Dreier	Kuhl (NY)	Rogers (KY)
Duncan	LaHood	Rogers (MI)
Ehlers	Lamborn	Rohrabacher
Emerson	Latham	Ros-Lehtinen
English (PA)	LaTourette	Roskam
Everett	Lewis (CA)	Royce
Fallin	Lewis (KY)	Ryan (WI)
Feeney	Linder	Sali
Ferguson	LoBiondo	Saxton
Flake	Lucas	Schmidt
Forbes	Lungren, Daniel	Sensenbrenner
Fortenberry	E.	Sessions
Fossella	Mack	Shadegg
Foxx	Manzullo	Shays
Franks (AZ)	Marchant	Shimkus
Frelinghuysen	McCarthy (CA)	Shuster
Gallely	McCaul (TX)	Simpson
Garrett (NJ)	McCotter	Smith (NE)
Gerlach	McHenry	Smith (NJ)
Gilchrest	McHugh	Smith (TX)
Gillmor	McKeon	Stearns
Gingrey	Mica	Sullivan
Gohmert	Miller (FL)	Tancredo
Goode	Miller (MI)	Terry
Goodlatte	Miller, Gary	Thornberry
Granger	Moran (KS)	Tiahrt
Graves	Murphy, Tim	Tiberi
Hall (TX)	Musgrave	Turner
Hastert	Myrick	Upton
Hastings (WA)	Neugebauer	Walberg
Hayes	Nunes	Walden (OR)
Heller	Paul	Walsh (NY)
Hensarling	Pearce	Wamp
Herger	Pence	Weldon (FL)
Hobson	Peterson (PA)	Weller
Hoekstra	Petri	Westmoreland
Hulshof	Pickering	Whitfield
Hunter	Pitts	Wicker
Inglis (SC)	Platts	Wilson (NM)
Issa	Poe	Wilson (SC)
Jindal	Porter	Wolf
Johnson (IL)	Price (GA)	Young (AK)
Johnson, Sam	Pryce (OH)	Young (FL)

NOT VOTING—10

Brady (PA)	McCrery	Souder
Engel	McMorris	Waters
Fattah	Rodgers	Watson
Frank (MA)	Rangel	

So the previous question on the resolution was ordered.

The question being put, *viva voce*,

Will the House agree to said resolution?

The SPEAKER pro tempore, Mr. LYNCH, announced that the yeas had it.

Mr. HASTINGS of Florida, demanded a recorded vote on agreeing to said resolution, which demand was supported by one-fifth of a quorum, so a recorded vote was ordered.

The vote was taken by electronic device.

It was decided in the { Yeas ..... 226  
affirmative ..... { Nays ..... 198

¶66.21 [Roll No. 325]  
AYES—226

Abercrombie	Bishop (NY)	Castor
Ackerman	Blumenauer	Chandler
Allen	Boren	Clarke
Altmore	Boswell	Clay
Andrews	Boucher	Cleaver
Arcuri	Boyd (FL)	Clyburn
Baca	Boyd (KS)	Cohen
Baird	Braley (IA)	Conyers
Baldwin	Brown, Corrine	Cooper
Barrow	Butterfield	Costa
Bean	Capps	Costello
Becerra	Capuano	Courtney
Berkley	Cardoza	Cramer
Berman	Carnahan	Crowley
Berry	Carney	Cuellar
Bishop (GA)	Carson	Cummings

Davis (AL)	Kind	Reyes
Davis (CA)	Klein (FL)	Rodriguez
Davis (IL)	Kucinich	Ross
Davis, Lincoln	Lampson	Rothman
DeFazio	Langevin	Roybal-Allard
DeGette	Lantos	Ruppersberger
Delahunt	Larsen (WA)	Rush
DeLauro	Larson (CT)	Ryan (OH)
Dicks	Lee	Salazar
Dingell	Levin	Sánchez, Linda
Doggett	Lewis (GA)	T.
Donnelly	Lipinski	Sanchez, Loretta
Doyle	Loeback	Sarbanes
Edwards	Lofgren, Zoe	Schakowsky
Ellison	Lowe	Schiff
Ellsworth	Lynch	Schwartz
Emanuel	Mahoney (FL)	Scott (GA)
Eshoo	Maloney (NY)	Scott (VA)
Etheridge	Markey	Scott (VA)
Farr	Marshall	Serrano
Matheson	Sestak	Serrano
Matsui	Shea-Porter	Sestak
McCarthy (NY)	Sherman	Shea-Porter
McCollum (MN)	Shuler	Sherman
McDermott	Sires	Shuler
McGovern	Skelton	Sires
McIntyre	Slaughter	Skelton
McNerney	Smith (WA)	Slaughter
McNulty	Snyder	Smith (WA)
Meehan	Solis	Snyder
Meek (FL)	Space	Solis
Meeks (NY)	Spratt	Space
Melancon	Stark	Spratt
Michaud	Stupak	Stark
Miller (NC)	Sutton	Stupak
Miller, George	Tanner	Sutton
Mitchell	Tauscher	Tanner
Mollohan	Taylor	Tauscher
Moore (KS)	Thompson (CA)	Taylor
Moore (WI)	Thompson (MS)	Thompson (CA)
Moran (VA)	Tierney	Thompson (MS)
Moran (VA)	Towns	Tierney
Murphy (CT)	Udall (CO)	Towns
Murphy, Patrick	Udall (NM)	Udall (CO)
Murtha	Van Hollen	Udall (NM)
Nadler	Velázquez	Van Hollen
Napolitano	Visclosky	Velázquez
Neal (MA)	Walz (MN)	Visclosky
Oberstar	Wasserman	Walz (MN)
Obey	Schultz	Wasserman
Oliver	Watt	Schultz
Ortiz	Waxman	Watt
Pallone	Weiner	Waxman
Pascrell	Welch (VT)	Weiner
Pastor	Wexler	Welch (VT)
Payne	Wilson (OH)	Wexler
Perlmutter	Woolsey	Wilson (OH)
Peterson (MN)	Wu	Woolsey
Pomero	Wynn	Wu
Price (NC)	Yarmuth	Wynn
Rahall		Yarmuth
Rangel		

NOES—198

Aderholt	Coble	Gingrey
Akin	Cole (OK)	Gohmert
Alexander	Conaway	Goode
Bachmann	Crenshaw	Goode
Bachus	Cubin	Goodlatte
Baker	Culberson	Granger
Barrett (SC)	Davis (KY)	Graves
Bartlett (MD)	Davis, David	Hall (TX)
Barton (TX)	Davis, Jo Ann	Hastert
Biggert	Davis, Tom	Hastings (WA)
Bilbray	Deal (GA)	Hayes
Bilirakis	Dent	Heller
Bishop (UT)	Diaz-Balart, L.	Hensarling
Blackburn	Diaz-Balart, M.	Herger
Blunt	Doolittle	Hobson
Boehner	Drake	Hoekstra
Bonner	Dreier	Hulshof
Bono	Duncan	Hunter
Boozman	Ehlers	Inglis (SC)
Boustany	Emerson	Issa
Brady (TX)	English (PA)	Jindal
Brown (SC)	Everett	Johnson (IL)
Brown-Waite,	Fallin	Johnson, Sam
Ginny	Feeney	Jones (NC)
Buchanan	Ferguson	Jordan
Burgess	Flake	Keller
Burton (IN)	Forbes	King (IA)
Buyer	Fortenberry	King (NY)
Calvert	Fossella	Kingston
Camp (MI)	Foxx	Kirk
Campbell (CA)	Franks (AZ)	Kline (MN)
Cannon	Frelinghuysen	Knollenberg
Cantor	Gallely	Kuhl (NY)
Capito	Garrett (NJ)	LaHood
Carter	Gerlach	Lamborn
Castle	Gilchrest	Latham
Chabot	Gillmor	LaTourette
		Lewis (CA)

Lewis (KY)	Petri	Shimkus
Linder	Pickering	Shuster
LoBiondo	Pitts	Simpson
Lucas	Platts	Smith (NE)
Lungren, Daniel	Poe	Smith (NJ)
E.	Porter	Smith (TX)
Mack	Price (GA)	Stearns
Manzullo	Pryce (OH)	Sullivan
Marchant	Putnam	Tancredo
McCarthy (CA)	Radanovich	Terry
McCaul (TX)	Ramstad	Thornberry
McCotter	Regula	Tiahrt
McCrary	Rehberg	Tiberi
McHenry	Reichert	Turner
McHugh	Renzi	Upton
McKeon	Reynolds	Walberg
Mica	Rogers (AL)	Walden (OR)
Miller (FL)	Rogers (KY)	Walsh (NY)
Miller (MI)	Rogers (MI)	Wamp
Miller, Gary	Rohrabacher	Weldon (FL)
Moran (KS)	Ros-Lehtinen	Weller
Murphy, Tim	Roskam	Westmoreland
Musgrave	Royce	Whitfield
Myrick	Ryan (WI)	Wicker
Neugebauer	Sali	Wilson (NM)
Nunes	Saxton	Wilson (SC)
Paul	Schmidt	Wilson (SC)
Pearce	Sessions	Wolf
Pence	Shadegg	Young (AK)
Peterson (PA)	Shays	Young (FL)

NOT VOTING—8

Brady (PA)	McMorris	Souder
Engel	Rodgers	Waters
Fattah	Sensenbrenner	Watson

So the resolution was agreed to.

A motion to reconsider the vote whereby said resolution was agreed to was, by unanimous consent, laid on the table.

¶66.22 H. RES. 387—UNFINISHED BUSINESS

The SPEAKER pro tempore, Mr. LYNCH, pursuant to clause 8, rule XX, announced the unfinished business to be the question on ordering the previous question on the resolution (H. Res. 387) providing for consideration of the bill (H.R. 2237) to provide for the redeployment of United States Armed Forces and defense contractors from Iraq; providing for consideration of the bill (H.R. 2206) making emergency supplemental appropriations for the fiscal year ending September 30, 2007, and for other purposes; and providing for consideration of the bill (H.R. 2207) making supplemental appropriations for agricultural and other emergency assistance for the fiscal year ending September 3, 2007, and for other purposes.

The question being put,

Will the House now order the previous question?

The vote was taken by electronic device.

It was decided in the { Yeas ..... 222  
affirmative ..... { Nays ..... 201

¶66.23 [Roll No. 326]  
YEAS—222

Abercrombie	Boswell	Clyburn
Ackerman	Boucher	Cohen
Allen	Boyd (FL)	Conyers
Altmire	Boyd (KS)	Cooper
Andrews	Braley (IA)	Costa
Arcuri	Brown, Corrine	Costello
Baca	Butterfield	Courtney
Baird	Capps	Crowley
Baldwin	Capuano	Cuellar
Bean	Cardoza	Cummings
Becerra	Carnahan	Davis (AL)
Berkley	Carney	Davis (CA)
Berman	Carson	Davis (IL)
Berry	Castor	Davis, Lincoln
Bishop (GA)	Chandler	DeFazio
Bishop (NY)	Clarke	DeGette
Blumenauer	Clay	Delahunt
Boren	Cleaver	DeLauro

Dicks Langevin Rodriguez  
 Dingell Lantos Ross  
 Doggett Larsen (WA) Rothman  
 Donnelly Larson (CT) Roybal-Allard  
 Doyle Lee Ruppertsberger  
 Edwards Levin Rush  
 Ellison Lewis (GA) Ryan (OH)  
 Ellsworth Lipinski Salazar  
 Emanuel Loeb sack Sánchez, Linda  
 Eshoo Lofgren, Zoe T.  
 Etheridge Lowey Sanchez, Loretta  
 Farr Lynch Sarbanes  
 Filner Mahoney (FL) Schakowsky  
 Frank (MA) Maloney (NY) Schiff  
 Giffords Markey Schwartz  
 Gillibrand Marshall Scott (GA)  
 Gonzalez Matheson Scott (VA)  
 Gordon Matsui Serrano  
 Green, Al McCarthy (NY) Sestak  
 Green, Gene McCollum (MN) Shea-Porter  
 Grijalva McDermott Sherman  
 Gutierrez McGovern Shuler  
 Hall (NY) McIntyre Sires  
 Hare McNerney Skelton  
 Harman McNulty Slaughter  
 Hastings (FL) Meehan Smith (WA)  
 Herse th Sandlin Meek (FL) Snyder  
 Higgins Meeks (NY) Solis  
 Hill Melancon Space  
 Hinchey Michaud Spratt  
 Hinojosa Miller (NC) Stark  
 Hirono Miller, George Stupak  
 Hodes Mollohan Sutton  
 Holden Moore (KS) Tanner  
 Holt Moore (WI) Tauscher  
 Honda Moran (VA) Thompson (CA)  
 Hoolley Murphy (CT) Thompson (MS)  
 Hoyer Murphy, Patrick Tierney  
 Inslee Murtha Towns  
 Israel Nadler Udall (CO)  
 Jackson (IL) Napolitano Udall (NM)  
 Jackson-Lee Neal (MA) Van Hollen  
 Oberstar Velázquez  
 Obey Visclosky  
 Johnson (GA) Olver Walz (MN)  
 Johnson, E. B. Ortiz Wasserman  
 Jones (OH) Pallone Schultz  
 Kagen Pascrell Watt  
 Kanjorski Pastor Waxman  
 Kaptur Payne Weiner  
 Kennedy Perlmutter Welch (VT)  
 Kildee Peterson (MN) Wexler  
 Kilpatrick Pomeroy Wilson (OH)  
 Kind Price (NC) Woolsey  
 Klein (FL) Rahall Wu  
 Kucinich Rangel Wynn  
 Lampson Reyes Yarmuth

NAYS—201

Aderholt Cubin Hastings (WA)  
 Akin Culberson Hayes  
 Alexander Heller  
 Bachmann Davis, David  
 Bachus Davis, Jo Ann  
 Baker Davis, Tom  
 Barrett (SC) Deal (GA)  
 Barrow Dent  
 Bartlett (MD) Diaz-Balart, L.  
 Barton (TX) Diaz-Balart, M.  
 Biggert Doolittle  
 Bilbray Drake  
 Bilirakis Dreier  
 Bishop (UT) Duncan  
 Blackburn Ehlers  
 Blunt Emerson  
 Boehner English (PA)  
 Bonner Everett  
 Bono Fallon  
 Boozman Feeney  
 Boustany Ferguson  
 Brady (TX) Flake  
 Brown (SC) Forbes  
 Brown-Waite, Fortenberry  
 Ginny Fossella  
 Buchanan Foxx  
 Burgess Franks (AZ)  
 Burton (IN) Frelinghuysen  
 Calvert Gallegly  
 Camp (MI) Garrett (NJ)  
 Campbell (CA) Gerlach  
 Cannon Gilchrest  
 Cantor Gillmor  
 Capito Gingrey  
 Carter Gohmert  
 Castle Goode  
 Chabot Goodlatte  
 Coble Granger  
 Cole (OK) Graves  
 Conaway Hall (TX)  
 Crenshaw Hastert

McCrery Putnam Smith (NJ)  
 McHenry Radanovich Smith (TX)  
 McHugh Ramstad Stearns  
 McKeon Regula Sullivan  
 Mica Rehberg Tancredo  
 Miller (FL) Reichert Taylor  
 Miller (MI) Renzi Terry  
 Miller, Gary Reynolds Thornberry  
 Mitchell Rogers (AL) Tiahrt  
 Moran (KS) Rogers (KY) Tiberi  
 Murphy, Tim Rogers (MI) Turner  
 Musgrave Rohrabacher Upton  
 Myrick Ros-Lehtinen Walberg  
 Neugebauer Roskam Walden (OR)  
 Nunes Royce Walsh (NY)  
 Paul Ryan (WI) Wamp  
 Pearce Sali Weldon (FL)  
 Pence Saxton Weller  
 Peterson (PA) Schmidt Westmoreland  
 Petri Sensenbrenner Whitfield  
 Pickering Sessions Wicker  
 Pitts Shadegg Wilson (NM)  
 Platts Shays Wilson (SC)  
 Poe Shimkus Wolf  
 Porter Shuster Young (AK)  
 Price (GA) Simpson Young (FL)  
 Pryce (OH) Smith (NE)

NOT VOTING—9

Brady (PA) Fattah Waters  
 Buyer McMorris Watson  
 Cramer Rodgers  
 Engel Souder

So the previous question on the resolution was ordered.

The question being put, viva voce, Will the House agree to said resolution?

The SPEAKER pro tempore, Mr. LYNCH, announced that the yeas had it.

Mr. LEWIS of California, demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The vote was taken by electronic device.

It was decided in the affirmative { Yeas ..... 219  
 Nays ..... 199

66.24

[Roll No. 327]

YEAS—219

Abercrombie Courtney Hill  
 Ackerman Cramer Hinchey  
 Allen Crowley Hinojosa  
 Altmire Cuellar Hirono  
 Andrews Cummings Hodes  
 Arcuri Davis (AL) Holden  
 Baca Davis (CA) Holt  
 Baird Davis (IL) Honda  
 Baldwin Davis, Lincoln Hooley  
 Barrow DeFazio Hoyer  
 Bean DeGette Inslee  
 Becerra Delahunt Israel  
 Berkley DeLauro Jackson (IL)  
 Berry Dicks Jackson-Lee  
 Bishop (GA) Dingell (TX)  
 Bishop (NY) Doggett Jefferson  
 Blumenauer Donnelly Johnson (GA)  
 Boren Doyle Johnson, E. B.  
 Boswell Edwards Jones (NC)  
 Boucher Ellison Jones (OH)  
 Boyd (FL) Ellsworth Kagen  
 Boyda (KS) Emanuel Kanjorski  
 Braley (IA) Eshoo Kaptur  
 Brown, Corrine Etheridge Kennedy  
 Butterfield Farr Kildee  
 Capps Filner Kilpatrick  
 Capuano Frank (MA) Kind  
 Cardoza Giffords Klein (FL)  
 Carnahan Lampson Lampson  
 Carson Gonzalez Langevin  
 Castor Gordon Lantos  
 Chandler Green, Al Larsen (WA)  
 Clarke Green, Gene Lungren (CT)  
 Clay Grijalva Lee  
 Cleaver Gutierrez Levin  
 Clyburn Hall (NY) Lewis (GA)  
 Cohen Hare Lipinski  
 Conyers Harman Loeb sack  
 Cooper Hastings (FL) Lofgren, Zoe  
 Costa Herseth Sandlin Lowey  
 Costello Higgins Lynch

Mahoney (FL) Pallone Smith (WA)  
 Maloney (NY) Pascrell Snyder  
 Markey Pastor Solis  
 Matheson Payne Space  
 Matsui Perlmutter Spratt  
 McCarthy (NY) Peterson (MN) Stark  
 McCollum (MN) Price (NC) Stupak  
 McDermott Rahall Sutton  
 McGovern Rangel Tanner  
 McIntyre Reyes Tauscher  
 McNerney Rodriguez Thompson (CA)  
 McNulty Ross Thompson (MS)  
 Meehan Rothman Tierney  
 Meek (FL) Roybal-Allard Towns  
 Meeks (NY) Ruppertsberger Udall (CO)  
 Melancon Rush Udall (NM)  
 Michaud Ryan (OH) Van Hollen  
 Miller (NC) Salazar Velázquez  
 Mollohan Sánchez, Linda Visclosky  
 Moore (KS) T. Walz (MN)  
 Moore (WI) Sanchez, Loretta Wasserman  
 Moran (VA) Sarbanes Schultz  
 Murphy (CT) Schakowsky Waters  
 Murphy, Patrick Schiff Watt  
 Murtha Schwartz Waxman  
 Nadler Scott (VA) Weiner  
 Napolitano Serrano Welch (VT)  
 Neal (MA) Sestak Wexler  
 Oberstar Shea-Porter Wilson (OH)  
 Obey Sherman Woolsey  
 Olver Sires Wu  
 Ortiz Skelton Wynn  
 Slaughter Slaughter Yarmuth

NAYS—199

Aderholt Foxx Miller, Gary  
 Akin Franks (AZ) Mitchell  
 Alexander Frelinghuysen Moran (KS)  
 Bachmann Gallegly Murphy, Tim  
 Bachus Garrett (NJ) Musgrave  
 Baker Gerlach Myrick  
 Barrett (SC) Gilchrest Neugebauer  
 Bartlett (MD) Gillmor Nunes  
 Barton (TX) Gingrey Paul  
 Biggert Gohmert Pearce  
 Bilbray Goode Pence  
 Bilirakis Goodlatte Peterson (PA)  
 Bishop (UT) Granger Pickering  
 Blackburn Graves Pitts  
 Blunt Hall (TX) Platts  
 Boehner Hastert Poe  
 Bonner Hastings (WA) Porter  
 Bono Hayes Price (GA)  
 Boozman Heller Pryce (OH)  
 Boustany Hensarling Putnam  
 Brady (TX) Herger Radanovich  
 Brown (SC) Hobson Ramstad  
 Brown-Waite, Hoekstra Regula  
 Ginny Hulshof Rehberg  
 Buchanan Hunter Reichert  
 Burgess Inglis (SC) Renzi  
 Burton (IN) Issa Reynolds  
 Buyer Jindal Rogers (AL)  
 Calvert Johnson (IL) Rogers (KY)  
 Camp (MI) Johnson, Sam Rohrabacher  
 Campbell (CA) Jordan Ros-Lehtinen  
 Cantor Keller Roskam  
 Capito King (IA) Royce  
 Carter King (NY) Ryan (WI)  
 Castle Kingston Sali  
 Chabot Kirk Saxton  
 Coble Kline (MN) Schmidt  
 Cole (OK) Knollenberg Sensenbrenner  
 Conaway Kucinich Sessions  
 Crenshaw Kuhl (NY) Shadegg  
 Cubin LaHood Shays  
 Culberson Lamborn Shimkus  
 Davis (KY) Latham Shuler  
 Davis, David LaTourette Shuster  
 Davis, Jo Ann Lewis (CA) Simpson  
 Davis, Tom Lewis (KY) Smith (NE)  
 Deal (GA) Linder Smith (NJ)  
 Dent LoBiondo Smith (TX)  
 Diaz-Balart, L. Lucas Stearns  
 Diaz-Balart, M. Lungren, Daniel Sullivan  
 Doolittle E. Tancredo  
 Drake Mack Taylor  
 Dreier Manullo Terry  
 Duncan Marchant Thornberry  
 Ehlers Marshall Tiahrt  
 Emerson McCarthy (CA) Tiberi  
 English (PA) McCaul (TX) Turner  
 Everett McCotter Upton  
 Fallon McCrery Walberg  
 Feeney McHenry Walden (OR)  
 Ferguson McHugh Walsh (NY)  
 Flake McKeon Wamp  
 Forbes Miller (FL) Weldon (FL)  
 Fortenberry Fossella Weller  
 Fossella Miller (MI) Whitfield

Wicker Wilson (SC) Young (AK)  
Wilson (NM) Wolf Young (FL)

NOT VOTING—14

Berman Fattah Rogers (MI)  
Brady (PA) McMorris Scott (GA)  
Cannon Rodgers Souder  
Carney Petri Watson  
Engel Pomeroy Westmoreland

So the resolution was agreed to.  
A motion to reconsider the vote whereby said resolution was agreed to was, by unanimous consent, laid on the table.

¶66.25 SECRET SESSION

Mr. FLAKE, pursuant to clause 9 of rule XVII of the rules of the House of Representatives, moved that the House be cleared of all persons except the Members, Delegates, Resident Commissioner, and officers of the House to consider communications which he believed should be kept secret for the present.

The question being put,  
Will the House agree to said motion?  
The SPEAKER pro tempore, Mr. LYNCH, announced that the nays had it.

Mr. FLAKE demanded a recorded vote on agreeing to said motion, which demand was supported by one-fifth of a quorum, so a recorded vote was ordered.

The vote was taken by electronic device.

It was decided in the { Yeas ..... 207  
negative ..... } Nays ..... 217

¶66.26 [Roll No. 328]  
AYES—207

Aderholt Davis, David Issa  
Akin Davis, Jo Ann Jindal  
Alexander Davis, Tom Johnson (IL)  
Bachmann Deal (GA) Johnson, Sam  
Bachus Dent Jones (NC)  
Baker Diaz-Balart, L. Jordan  
Barrett (SC) Diaz-Balart, M. Keller  
Barrow Doolittle King (IA)  
Bartlett (MD) Drake King (NY)  
Barton (TX) Dreier Kingston  
Bean Duncan Kirk  
Biggert Ehlers Kline (MN)  
Bilbray Emerson Knollenberg  
Bilirakis English (PA) Kuhl (NY)  
Bishop (UT) Everrett LaHood  
Blackburn Fallin Lamborn  
Blunt Feeney Latham  
Boehner Ferguson LaTourette  
Bonner Flake Lewis (CA)  
Bono Forbes Lewis (KY)  
Boozman Fortenberry Linder  
Boustany Fossella LoBiondo  
Brady (TX) Foxx Lucas  
Brown (SC) Franks (AZ) Lungren, Daniel  
Brown-Waite, Frelinghuysen E.  
Ginny Gallegly Mack  
Buchanan Garrett (NJ) Manzullo  
Burgess Gerlach Marchant  
Burton (IN) Giffords Marshall  
Buyer Gilchrest McCarthy (CA)  
Calvert Gillmor McCaul (TX)  
Camp (MI) Gingrey McCotter  
Campbell (CA) Gohmert McCrery  
Cannon Goode McHenry  
Cantor Goodlatte McHugh  
Capito Granger McKeon  
Carney Graves Mica  
Carter Hall (TX) Miller (FL)  
Castle Hastert Miller (MI)  
Chabot Hastings (WA) Miller, Gary  
Coble Hayes Mitchell  
Cole (OK) Heller Moran (KS)  
Conaway Hensarling Murphy, Patrick  
Cooper Hobson Murphy, Tim  
Crenshaw Hoekstra Musgrave  
Cubin Hulshof Myrick  
Culberson Hunter Neugebauer  
Davis (KY) Inglis (SC) Nunes

Paul Rogers (MI)  
Pearce Rohrabacher  
Pence Ros-Lehtinen  
Peterson (PA) Roskam  
Petri Royce  
Pickering Ryan (WI)  
Pitts Sali  
Platts Saxton  
Poe Schmidt  
Porter Sensenbrenner  
Price (GA) Sessions  
Pryce (OH) Shadegg  
Putnam Shays  
Radanovich Shimkus  
Ramstad Shuster  
Regula Simpson  
Rehberg Smith (NE)  
Reichert Smith (NJ)  
Renzi Smith (TX)  
Reynolds Space  
Rogers (AL) Stearns  
Rogers (KY) Sullivan

NOES—217

Abercrombie Harman  
Ackerman Hastings (FL)  
Allen Hersheth Sandlin  
Altmire Higgins  
Andrews Hill  
Arcuri Hinchey  
Baca Hinojosa  
Baird Hirono  
Baldwin Hodes  
Becerra Holden  
Berkley Holt  
Berman Honda  
Berry Hooley  
Bishop (GA) Hoyer  
Bishop (NY) Inslee  
Blumenauer Israel  
Boren Jackson (IL)  
Boswell Jackson-Lee  
Boucher (TX)  
Boyd (FL) Jefferson  
Boyd (KS) Boyda (GA)  
Braley (IA) Johnson, E. B.  
Brown, Corrine Jones (OH)  
Butterfield Kagen  
Capps Kanjorski  
Capuano Kaptur  
Cardoza Kennedy  
Carnahan Kildee  
Carson Kilpatrick  
Castor Kind  
Chandler Klein (FL)  
Clarke Kucinich  
Clay Lampson  
Cleaver Langevin  
Clyburn Lantos  
Cohen Larsen (WA)  
Conyers Larson (CT)  
Costa Lee  
Costello Levin  
Courtney Lewis (GA)  
Cramer Lipinski  
Crowley Loebsack  
Cuellar Lofgren, Zoe  
Cummings Lowey  
Davis (AL) Lynch  
Davis (CA) Mahoney (FL)  
Davis (IL) Maloney (NY)  
Davis, Lincoln Markey  
DeFazio Matheson  
DeGette Matsui  
Delahunt McCarthy (NY)  
Dicks McCollum (MN)  
Dingell McDermott  
Doggett McGovern  
Donnelly McIntyre  
Doyle McNerney  
Edwards McNulty  
Ellison Meehan  
Ellsworth Meek (FL)  
Emanuel Meeke (NY)  
Eshoo Melancon  
Etheridge Michaud  
Farr Miller (NC)  
Filner Miller, George  
Frank (MA) Mollohan  
Gillibrand Moore (KS)  
Gonzalez Moore (WI)  
Gordon Moran (VA)  
Green, Al Murphy (CT)  
Green, Gene Murtha  
Grijalva Nadler  
Gutierrez Napolitano  
Hall (NY) Neal (MA)  
Hare Oberstar

Tancredo NOT VOTING—8  
Terry  
Thornberry  
Tiahrt  
Tiberi  
Turner  
Upton  
Walberg  
Walden (OR)  
Walsh (NY)  
Wamp  
Weldon (FL)  
Weller  
Westmoreland  
Whitfield  
Wicker  
Wilson (NM)  
Wilson (SC)  
Wolf  
Young (AK)  
Young (FL)

Brady (PA) Herger Watson  
DeLauro McMorris  
Engel Rodgers  
Fattah Souder

So the motion was not agreed to.  
A motion to reconsider the vote whereby said motion was not agreed to was, by unanimous consent, laid on the table.

¶66.27 IRAQ REDEPLOYMENT

Mr. OBEY, pursuant to House Resolution 387, called up for consideration the bill (H.R. 2237) to provide for the redeployment of United States Armed Forces and defense contractors from Iraq.

When said bill was considered.  
After debate,  
The previous question having been ordered by said resolution.

The bill was ordered to be engrossed and read a third time, was read a third time by title.

Mr. SAXTON moved to recommit the bill to the Committee on Armed Services with instructions to report the same back to the House forthwith with the following amendment:ca

Strike all after the enacting clause and insert the following:

SECTION 1. REDEPLOYMENT OF UNITED STATES ARMED FORCES AND DEFENSE CONTRACTORS FROM IRAQ.

(a) FACTORS APPLICABLE TO ANY REDEPLOYMENT DECISION.—A determination to withdraw or redeploy units and members of the Armed Forces deployed in Iraq as part of Operation Iraqi Freedom and contractors operating in Iraq and funded using amounts appropriated to the Department of Defense shall be based, among any other relevant factors, on the following factors:

- (1) The protection of members of the Armed Forces deployed in Iraq.
- (2) The protection of members of the Army Corps of Engineers and defense contractors engaged in reconstruction projects in Iraq.
- (3) The protection of American citizens in Iraq and the security of the United States Embassy and other United States diplomatic missions in Iraq.
- (4) The ability to engage in actions to kill or capture members of al-Qaeda and other terrorist organizations with global reach.
- (5) The training and equipping of members of the Iraqi Security Forces to achieve stability and security in Iraq.
- (6) The regional security of the Middle East, including the security of the State of Israel.
- (7) The national security of the United States.

(b) REPORT TO CONGRESS.—The Secretary of Defense, the Commander, Multi-National Forces-Iraq, and the combatant commander of the United States Central Command shall report to Congress periodically, but not later than September 30, 2007, and periodically thereafter, on the factors specified in subsection (a).

(c) DEFINITION.—In this section, the term “Armed Forces” has the meaning given the term in section 101(a)(4) of title 10, United States Code.

After debate,  
By unanimous consent, the previous question was ordered on the motion to recommit with instructions.

The question being put, viva voce,  
Will the House recommit said bill with instructions?

The SPEAKER pro tempore, Mr. TIERNEY, announced that the nays had it.

Mr. SAXTON objected to the vote on the ground that a quorum was not present and not voting.

A quorum not being present,

The roll was called under clause 6, rule XX, and the call was taken by electronic device.

When there appeared { Yeas ..... 210 Nays ..... 218

66.28 [Roll No. 329]

YEAS—210

- Aderholt, Akin, Alexander, Bachmann, Bachus, Baker, Barrett (SC), Barrow, Bartlett (MD), Barton (TX), Biggart, Bilbray, Bilirakis, Bishop (UT), Blackburn, Blunt, Boehner, Boner, Bono, Boozman, Boren, Boustany, Brady (TX), Brown (SC), Brown-Waite, Burgess, Burton (IN), Buyer, Calvert, Camp (MI), Campbell (CA), Cannon, Cantor, Capito, Cardoza, Carter, Castle, Chabot, Coble, Cole (OK), Conaway, Costa, Cramer, Crenshaw, Cubin, Culberson, Davis (KY), Davis, David, Davis, Jo Ann, Davis, Lincoln, Davis, Tom, Deal (GA), Dent, Diaz-Balart, L., Diaz-Balart, M., Doolittle, Drake, Dreier, Ehlers, Ellsworth, Emerson, English (PA), Everett, Fallin, Feeney, Ferguson, Flake, Forbes, Fortenberry, Fossella, Franks (AZ), Frelinghuysen, Gallegly, Garrett (NJ), Gerlach, Gillmor, Gilchrist, Granger, Goodlatte, Granger, Graves, Hall (TX), Hastert, Honder, Hastings (WA), Hayes, Heller, Hensarling, Herger, Hobson, Hoekstra, Hulshof, Hunter, Ingalls, Issa, Jindal, Johnson (IL), Johnson, Sam, Jones (NC), Jordan, Keller, King (IA), King (NY), Kingston, Kirk, Kline (MN), Knollenberg, Kuhl (NY), LaHood, Lamborn, Latham, LaTourette, Lewis (CA), Lewis (KY), Linder, Lipinski, LoBiondo, Lucas, Lungren, Daniel E., Mack, Manzullo, Marchant, Marshall, Matheson, McCarthy (CA), McCaul (TX), McCotter, McCrery, McHenry, McHugh, McIntyre, McKeon, Mica, Miller (FL), Miller (MI), Miller, Gary, Moran (KS), Murphy, Tim, Musgrave, Myrick, Neugebauer, Nunes, Pearce, Pence, Peterson (PA), Petri, Pickering, Pitts, Platts, Poe, Porter, Price (GA), Pryce (OH), Putnam, Radanovich, Ramstad, Regula, Rehberg, Reichert, Renzi, Reynolds, Rogers (AL), Rogers (KY), Rogers (MI), Rohrabacher, Ros-Lehtinen, Roskam, Royce, Ryan (WI), Sali, Saxton, Schmidt, Sensenbrenner, Sessions, Shadegg, Shays, Shimkus, Shuler, Shuster, Simpson, Smith (NE), Smith (NJ), Smith (TX), Space, Stearns, Sullivan, Tancredo, Terry, Thornberry, Tiahrt, Tiberi, Turner, Upton, Walberg, Walden (OR), Walsh (NY), Wamp, Weldon (FL), Weller, Westmoreland, Whitfield, Wicker, Wilson (NM), Wilson (SC), Wolf, Young (AK), Young (FL)

NAYS—218

- Abercrombie, Ackerman, Allen, Altmire, Andrews, Arcuri, Baca, Baird, Baldwin, Bean, Becerra, Berkley, Berman, Berry, Bishop (GA), Bishop (NY), Blumenauer, Boswell, Boucher, Boyd (FL), Boyda (KS), Braley (IA), Brown, Corrine, Butterfield, Capps, Capuano, Carnahan, Carney, Carson, Castor, Chandler, Clarke, Clay

- Cleaver, Clyburn, Cohen, Conyers, Cooper, Costello, Courtney, Crowley, Cuellar, Cummings, Davis (AL), Davis (CA), Davis (IL), DeFazio, DeGette, Delahunt, DeLauro, Dicks, Lewis (GA), Dingell, Doggett, Lofgren, Zoe, Donnelly, Doyle, Duncan, Edwards, Ellison, Emanuel, Eshoo, Etheridge, Farr, Filner, Frank (MA), Giffords, Gillibrand, Gonzalez, Gordon, Green, Al, Green, Gene, Grijalva, Gutierrez, Hall (NY), Hare, Harman, Hastings (FL), Herse, Sandlin, Higgins, Hill, Hinchey, Hinojosa, Hirono, Hodes, Holden, Holt, Honda, Hooley, Hoyer, Insee, Israel, Jackson (IL), Jackson-Lee (TX), Jefferson, Johnson (GA), Johnson, E. B., Jones (OH), Kagen, Kanjorski, Kaptur, Kennedy, Kildee, Kilpatrick, Kind, Klein (FL), Kucinich, Lampson, Langevin, Lantos, Larson (WA), Larson (CT), Lee, Levin, Lewis (GA), Loebsack, Lofgren, Zoe, Lowey, Lynch, Mahoney (FL), Maloney (NY), Markey, Matsui, McCarthy (NY), McCollum (MN), McColm (MN), McDermott, McGovern, McNerney, McNulty, Meehan, Meek (FL), Meeks (NY), Melancon, Michaud, Miller (NC), Miller, George, Mitchell, Mollohan, Moore (KS), Moore (WI), Moran (VA), Murphy (CT), Murphy, Patrick, Murtha, Nadler, Napolitano, Neal (MA), Oberstar, Obey, Oliver, Ortiz, Pallone, Pascrell, Pastor, Paul, Payne, Pelosi, Perlmutter, Peterson (MN), Pomeroy, Price (NC), Rahall, Rangel, Reyes, Rodriguez, Ross, Rothman, Roybal-Allard, Ruppertsberger, Rush, Ryan (OH), Salazar, Sanchez, Linda T., Sanchez, Loretta, Schakowsky, Schiff, Schwartz, Scott (GA), Scott (VA), Serrano, Sestak, Shea-Porter, Sherman, Sires, Skelton, Slaughter, Smith (WA), Snyder, Solis, Spratt, Stark, Stupak, Sutton, Tanner, Tauscher, Taylor, Thompson (CA), Thompson (MS), Tierney, Towns, Udall (CO), Udall (NM), Velazquez, Walz (MN), Wasserman, Waters, Watson, Watt, Waxman, Weiner, Welch (VT), Wexler, Wilson (OH), Woolsey, Wu, Wynn, Yarmuth

NOT VOTING—5

- Brady (PA), McMorris, Engel, Rodgers, Fattah, Souder

So the motion to recommit with instructions was not agreed to.

The question being put, viva voce, Will the House pass said bill?

The SPEAKER pro tempore, Mr. TIERNEY, announced that the yeas had it.

Mr. LEWIS of California, demanded a recorded vote on passage of said bill which demand was supported by one-fifth of a quorum, so a recorded vote was ordered.

The vote was taken by electronic device.

It was decided in the { Yeas ..... 171 negative ..... 255

66.29 [Roll No. 330]

AYES—171

- Abercrombie, Ackerman, Allen, Andrews, Arcuri, Baca, Baird, Baldwin, Baldwin, Becerra, Berry, Bishop (NY), Blumenauer, Braley (IA), Butterfield, Capps, Capuano, Carnahan, Carson, Castor, Clarke, Clay

- Cleaver, Clyburn, Cohen, Conyers, Costello, Courtney, Crowley, Cummings, Davis (AL), Davis (CA), Davis (IL), DeFazio, DeGette, Delahunt, DeLauro, Dicks, Sarbanes, Dingell, Doggett, Doyle, Duncan, Ellison, Emanuel, Eshoo, Farr, Filner, Frank (MA), Gillibrand, McGovern, McNulty, Meehan, Meek (FL), Meeks (NY), Melancon, Michaud, Miller (NC), Miller, George, Mitchell, Mollohan, Moore (KS), Moore (WI), Moran (VA), Murphy (CT), Murphy, Patrick, Murtha, Nadler, Napolitano, Neal (MA), Oberstar, Obey, Oliver, Ortiz, Pallone, Pascrell, Pastor, Paul, Payne, Pelosi, Perlmutter, Peterson (MN), Pomeroy, Price (NC), Rahall, Rangel, Reyes, Rodriguez, Ross, Rothman, Roybal-Allard, Ruppertsberger, Rush, Ryan (OH), Salazar, Sanchez, Linda T., Sanchez, Loretta, Schakowsky, Schiff, Schwartz, Scott (GA), Scott (VA), Serrano, Sestak, Shea-Porter, Sherman, Sires, Skelton, Slaughter, Smith (WA), Snyder, Solis, Spratt, Stark, Stupak, Sutton, Tanner, Tauscher, Taylor, Thompson (CA), Thompson (MS), Tierney, Towns, Udall (CO), Udall (NM), Velazquez, Walz (MN), Wasserman, Waters, Watson, Watt, Waxman, Weiner, Welch (VT), Wexler, Wilson (OH), Woolsey, Wu, Wynn, Yarmuth, Jones (OH), Kagen, Kanjorski, Kaptur, Kennedy, Kildee, Kilpatrick, Klein (FL), Kucinich, Langevin, Lantos, Larson (WA), Larson (CT), Lee, Levin, Lewis (GA), Loebsack, Lofgren, Zoe, Lowey, Lynch, Maloney (NY), Markey, Matsui, McCarthy (NY), McCollum (MN), McDermott, McGovern, McNulty, Meehan, Meek (FL), Meeks (NY), Melancon, Michaud, Miller (NC), Miller, George, Mitchell, Mollohan, Moore (KS), Moore (WI), Moran (VA), Murphy (CT), Murphy, Patrick, Murtha, Nadler, Napolitano, Neal (MA), Oberstar, Obey, Oliver, Ortiz, Pallone, Pascrell, Pastor, Paul, Payne, Pelosi, Perlmutter, Peterson (MN), Pomeroy, Price (NC), Rahall, Rangel, Reyes, Rodriguez, Ross, Rothman, Roybal-Allard, Ruppertsberger, Rush, Ryan (OH), Salazar, Sanchez, Linda T., Sanchez, Loretta, Schakowsky, Schiff, Schwartz, Scott (GA), Scott (VA), Serrano, Sestak, Shea-Porter, Sherman, Sires, Skelton, Slaughter, Smith (WA), Snyder, Solis, Spratt, Stark, Stupak, Sutton, Tanner, Tauscher, Taylor, Thompson (CA), Thompson (MS), Tierney, Towns, Udall (CO), Udall (NM), Velazquez, Walz (MN), Wasserman, Waters, Watson, Watt, Waxman, Weiner, Welch (VT), Wexler, Wilson (OH), Woolsey, Wu, Wynn, Yarmuth, Pelosi, Perlmutter, Price (NC), Rahall, Rangel, Reyes, Rothman, Roybal-Allard, Rush, Ryan (OH), Sanchez, Linda T., Sanchez, Loretta, Sarbanes, Schakowsky, Schiff, Scott (VA), Serrano, Sestak, Shea-Porter, Sherman, Sires, Slaughter, Smith (WA), Solis, Stark, Stupak, Sutton, Tauscher, Thompson (CA), Thompson (MS), Tierney, Towns, Udall (NM), Van Hollen, Velazquez, Visclosky, Walz (MN), Wasserman, Schultz, Waters, Watson, Watt, Waxman, Weiner, Welch (VT), Wexler, Woolsey, Wu, Wynn, Yarmuth

NOES—255

- Aderholt, Akin, Alexander, Altmire, Bachmann, Bachus, Baker, Barrett (SC), Barrow, Bartlett (MD), Barton (TX), Bean, Berkley, Berman, Biggart, Bilbray, Bilirakis, Bishop (GA), Bishop (UT), Blackburn, Blunt, Boehner, Bonner, Bono, Boozman, Boren, Boswell, Boucher, Boustany, Boyd (FL), Boyda (KS), Brady (TX), Brown (SC), Brown-Waite, Buchanan, Burgess, Burton (IN), Buyer, Calvert, Camp (MI), Campbell (CA), Cannon, Capito, Cardoza, Carney, Carter, Castle, Chabot, Chandler, Altmire, Cole (OK), Conaway, Cooper, Costa, Cramer, Crenshaw, Cubin, Cuellar, Culberson, Davis (KY), Davis, David, Davis, Jo Ann, Davis, Lincoln, Davis, Tom, Deal (GA), Dent, Diaz-Balart, L., Diaz-Balart, M., Donnelly, Hoyer, Hulshof, Hunter, Inglis (SC), Issa, Jindal, Ehlers, Ellsworth, Johnson (IL), Johnson, Sam, Jones (NC), Jordan, Kellar, Kind, King (IA), King (NY), Kingston, Kirk, Kline (MN), Knollenberg, Kuhl (NY), LaHood, Lamborn, Lampson, Latham, LaTourette, Lewis (CA)



Lewis (KY) Peterson (PA) Shimkus
Linder Petri Shuler
Lipinski Pickering Shuster
LoBiondo Pitts Simpson
Lucas Platts Skelton
Lungren, Daniel Poe Smith (NE)
E. Pomeroy Smith (NJ)
Mack Porter Smith (TX)
Mahoney (FL) Price (GA) Snyder
Manzullo Pryce (OH) Space
Marchant Putnam Spratt
Marshall Radanovich Stearns
Matheson Ramstad Sullivan
McCarthy (CA) Regula Tancredo
McCaul (TX) Rehberg Tanner
McCotter Reichert Taylor
McCrery Renzi Terry
McHenry Reynolds Thornberry
McHugh Rodriguez Tiahrt
McIntyre Rogers (AL) Tiberi
McKeon Rogers (KY) Turner
McNerney Rogers (MI) Udall (CO)
Melancon Rohrabacher Upton
Mica Ros-Lehtinen Walberg
Miller (FL) Roskam Walden (OR)
Miller (MI) Ross Walsh (NY)
Miller, Gary Royce Fossella
Mitchell Ruppertsberger Wamp
Moore (KS) Ryan (WI) Weldon (FL)
Moran (KS) Salazar Weller
Murphy, Tim Sali Westmoreland
Musgrave Saxton Whitfield
Myrick Schmidt Wicker
Neugebauer Schwartz Wilson (NM)
Nunes Scott (GA) Wilson (OH)
Ortiz Sensenbrenner Wilson (SC)
Pearce Sessions Wolf
Pence Shadegg Young (AK)
Peterson (MN) Shays Young (FL)

NOT VOTING—7

Brady (PA) Engel McMorris
Brown, Corrine Fattah Rodgers
Cantor Souder

So the bill was not passed.

A motion to reconsider the vote whereby said bill was not passed was, by unanimous consent, laid on the table.

¶66.30 SECRET SESSION

Mr. ISSA, pursuant to clause 9 of rule XVII of the rules of the House of Representatives, moved that the House be cleared of all persons except the Members, Delegates, Resident Commissioner, and officers of the House to consider communications which he believes should be kept secret for the present.

The question being put,

Will the House agree to said motion?

The SPEAKER pro tempore, Mr. TIERNEY, announced that the nays had it.

Mr. ISSA demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The vote was taken by electronic device.

It was decided in the { Yeas ..... 198
negative ..... } Nays ..... 216

¶66.31 [Roll No. 331]

YEAS—198

Aderholt Bishop (UT) Burgess
Akin Blackburn Burton (IN)
Alexander Blunt Buyer
Bachmann Boehner Calvert
Bachus Bonner Camp (MI)
Baker Bono Campbell (CA)
Barrett (SC) Boozman Cannon
Barrow Boustany Cantor
Bartlett (MD) Brady (TX) Capito
Barton (TX) Brown (SC) Carney
Biggart Brown-Waite, Carter
Bilbray Ginny Chabot
Bilirakis Buchanan Coble

Cole (OK) Jindal Price (GA)
Conaway Johnson (IL) Pryce (OH)
Crenshaw Johnson, Sam Putnam
Cubin Jones (NC) Radanovich
Culberson Jordan Ramstad
Davis (KY) Keller Regula
Davis, David King (IA) Rehberg
Davis, Jo Ann King (NY) Reichert
Davis, Tom Kingston Renzi
Deal (GA) Kirk Reynolds
Dent Kline (MN) Rogers (AL)
Diaz-Balart, L. Knollenberg Rogers (KY)
Diaz-Balart, M. Kuhl (NY) Rogers (MI)
Doolittle LaHood Rohrabacher
Drake Lamborn Ros-Lehtinen
Dreier Latham Royce
Duncan LaTourette Ryan (WI)
Ehlers Lewis (CA) Saxton
Emerson Lewis (KY) Schmidt
English (PA) LoBiondo Simpson
Everett Lucas Sensenbrenner
Fallin Lungren, Daniel Sessions
Ferguson E. Shadegg
Flake Mack Shays
Forbes Manzullo Shimkus
Fortenberry Marchant Shuster
Fossella McCarthy (CA) Simpson
Foxy McCaul (TX) Smith (NE)
Franks (AZ) McCotter Smith (NJ)
Frelinghuysen McCrery Smith (TX)
Gallegly McHenry Space
Garrett (NJ) McHugh Stearns
Gerlach McKeon Sullivan
Gilchrest Mica Tancredo
Gillmor Miller (FL) Terry
Gingrey Miller (MI) Thornberry
Gohmert Miller, Gary Tiahrt
Goode Moran (KS) Tiberi
Goodlatte Murphy, Patrick Turner
Granger Murphy, Tim Upton
Graves Hall (TX) Musgrave
Hall (TX) Myrick Walden (OR)
Hastert Neugebauer Walsh (NY)
Hastings (WA) Nunes Wamp
Hayes Paul Weldon (FL)
Heller Pearce Weller
Hensarling Pence Westmoreland
Herger Peterson (PA) Whitfield
Hobson Petri Wicker
Hoekstra Pickering Wilson (NM)
Hulshof Pitts Wilson (SC)
Hunter Platts Wolf
Inglis (SC) Poe Young (AK)
Issa Porter Young (FL)

NAYS—216

Abercrombie Cuellar Honda
Ackerman Cummings Hooley
Allen Davis (AL) Hoyer
Altmire Davis (CA) Inslee
Andrews Davis (IL) Israel
Arcuri Davis, Lincoln Jackson (IL)
Baca DeFazio Jackson-Lee
Baird DeGette (TX)
Baldwin Delahunt Jefferson
Bean DeLauro Johnson (GA)
Becerra Dicks Johnson, E. B.
Berkley Dingell Jones (OH)
Berman Doggett Kagen
Berry Donnelly Kanjorski
Bishop (GA) Doyle Kaptur
Bishop (NY) Edwards Kennedy
Blumenauer Ellison Kildee
Boren Ellsworth Kilpatrick
Boswell Emanuel Kind
Boucher Eshoo Klein (FL)
Boyd (FL) Etheridge Kucinich
Boyda (KS) Farr Lampson
Braley (IA) Filner Langevin
Brown, Corrine Frank (MA) Lantos
Butterfield Gillibrand Larsen (WA)
Capps Gonzalez Larson (CT)
Capuano Gordon Lee
Cardoza Green, Al Levin
Carnahan Green, Gene Lewis (GA)
Carson Grijalva Lipinski
Castor Gutierrez Loebsock
Chandler Hall (NY) Lofgren, Zoe
Clarke Hare Lynch
Clay Harman Mahoney (FL)
Cleaver Hastings (FL) Maloney (NY)
Clyburn Herseth Sandlin Markey
Cohen Higgins Matheson
Conyers Hill Matsui
Cooper Hinchey McCarthy (NY)
Costa Hinojosa McCollum (MN)
Costello Hirono McDermott
Courtney Hodes McGovern
Cramer Holden McIntyre
Crowley Holt McNulty

Meehan Reyes Stupak
Meek (FL) Rodriguez Sutton
Meeks (NY) Ross Tanner
Melancon Rothman Tauscher
Michaud Roybal-Allard Taylor
Miller, George Rush Thompson (CA)
Mitchell Ryan (OH) Thompson (MS)
Mollohan Salazar Tierney
Moore (KS) Sanchez, Linda Towns
Moore (WI) T. Udall (CO)
Moran (VA) Sanchez, Loretta Udall (NM)
Murphy (CT) Sarbanes Van Hollen
Murtha Schakowsky Velazquez
Nadler Schiff Vislosky
Napolitano Schwartz Walz (MN)
Neal (MA) Scott (GA) Wasserman
Oberstar Scott (VA) Schultz
Obey Sestak Waters
Oliver Shea-Porter Watson
Ortiz Sherman Watt
Pallone Shuler Waxman
Pascarell Sires Weiner
Pastor Skelton Welch (VT)
Payne Slaughter Wexler
Perlmutter Smith (WA) Wilson (OH)
Peterson (MN) Snyder Woolsey
Pomeroy Solis Wu
Price (NC) Spratt Wynn
Rahall Stark Yarmuth

NOT VOTING—18

Brady (PA) Lowey Roskam
Castle Marshall Ruppertsberger
Engel McMorris Sali
Fattah Rodgers Serrano
Feeney McNerney Souder
Giffords Miller (NC)
Linder Rangel

So the motion was not agreed to.
A motion to reconsider the vote whereby said motion was not agreed to was, by unanimous consent, laid on the table.

¶66.32 EMERGENCY SUPPLEMENTAL APPROPRIATIONS FY 2008

Mr. OBEY, pursuant to House Resolution 387, called up for consideration the bill (H.R. 2206) making emergency supplemental appropriations for the fiscal year ending September 30, 2007, and for other purposes.

Pending consideration of said bill.

Pursuant to House Resolution 387, the following amendment, printed in part A of House Report 110-143 of the Committee on Rules, was considered as agreed to:

Page 84, after line 20, insert the following:

CHAPTER 7

DEPARTMENT OF AGRICULTURE FOREIGN AGRICULTURAL SERVICE PUBLIC LAW 480 TITLE 11 GRANTS

For an additional amount for "Public Law 480 Title II Grants", during the current fiscal year, not otherwise recoverable, and uncovered prior years' costs, including interest thereon, under the Agricultural Trade Development and Assistance Act of 1954, for commodities supplied in connection with dispositions abroad under title II of said Act, \$460,000,000, to remain available until expended.

GENERAL PROVISION—THIS CHAPTER

SEC. 2701. There is hereby appropriated \$40,000,000 to reimburse the Commodity Credit Corporation for the release of eligible commodities under section 302(f)(2)(A) of the Bill Emerson Humanitarian Trust Act (7 U.S.C. 1736f-1): Provided, That any such funds made available to reimburse the Commodity Credit Corporation shall only be used to replenish the Bill Emerson Humanitarian Trust.

Page 107, line 22, strike "FEMA-1962-DR" and insert "FEMA-1692-DR".

Page 108, beginning on line 1, strike "FEMA-1962-DR" and insert "FEMA-1692-DR".

When said bill, as amended, was considered.

After debate, Pursuant to House Resolution 387, the previous question was ordered on the bill, as amended.

The bill, as amended, was ordered to be engrossed and read a third time, was read a third time by title

Mr. LEWIS of California, moved to recommit the bill to the Committee on Appropriations with instructions to report the same back to the House forthwith with the following amendment:

In chapter 3 of title I, strike section 1331. After debate,

By unanimous consent, the previous question was ordered on the motion to recommit with instructions.

The question being put, viva voce, Will the House recommit said bill with instructions?

The SPEAKER pro tempore, Mr. TIERNEY, announced that the nays had it.

Mr. LEWIS of California, objected to the vote on the ground that a quorum was not present and not voting.

A quorum not being present, The roll was called under clause 6, rule XX, and the call was taken by electronic device.

When there appeared { Yeas ..... 195 Nays ..... 229

¶66.33 [Roll No. 332] YEAS—195

- Aderholt Ehlers LaTourette
Akin Emerson Lewis (CA)
Alexander English (PA) Lewis (KY)
Bachmann Everett Linder
Baker Fallin LoBiondo
Barrett (SC) Feeney Lucas
Bartlett (MD) Ferguson Lungren, Daniel
Barton (TX) Flake E.
Biggart Forbes Mack
Billbray Fortenberry Manzullo
Bilirakis Fossella Marchant
Bishop (UT) Fox Marshall
Blackburn Franks (AZ) McCarthy (CA)
Blunt Frelinghuysen McCaul (TX)
Bonner Gallegly McCotter
Bono Garrett (NJ) McCrery
Boozman Gerlach McHenry
Boustany Gillmor McHugh
Brady (TX) Gingrey McKeon
Brown (SC) Gohmert Mica
Brown-Waite, Goode Miller (FL)
Ginny Goodlatte Miller (MI)
Buchanan Granger Miller, Gary
Burgess Graves Mitchell
Burton (IN) Hall (TX) Moran (KS)
Buyer Hastert Murphy, Tim
Calvert Hastings (WA) Musgrave
Camp (MI) Hayes Myrick
Campbell (CA) Heller Neugebauer
Cannon Hensarling Nunes
Cantor Hergert Pearce
Capito Hobson Pence
Carter Hoekstra Peterson (PA)
Castle Hulshof Petri
Chabot Hunter Pickering
Coble Inglis (SC) Pitts
Cole (OK) Issa Platts
Conaway Jindal Poe
Crenshaw Johnson (IL) Porter
Cubin Johnson, Sam Price (GA)
Culberson Jordan Pryce (OH)
Davis (KY) Keller Putnam
Davis, David King (IA) Radanovich
Davis, Tom King (NY) Ramstad
Deal (GA) Kingston Regula
Dent Kirk Rehberg
Diaz-Balart, L. Kline (MN) Reichert
Diaz-Balart, M. Knollenberg Renzi
Doolittle Kuhl (NY) Rogers (AL)
Drake LaHood Rogers (KY)
Dreier Lamborn Rogers (MI)
Duncan Latham Rohrabacher

- Ros-Lehtinen Smith (NE)
Roskam Smith (NJ)
Royce Smith (TX)
Ryan (WI) Stearns
Sali Sullivan
Saxton Tancredo
Schmidt Taylor
Sensenbrenner Terry
Sessions Thornberry
Shadegg Tiahrt
Shays Tiberi
Shimkus Turner
Shuster Upton
Simpson Walberg

NAYS—229

- Abercrombie Gutierrez Oberstar
Ackerman Hall (NY) Obey
Allen Hare Olver
Altmire Harman Ortiz
Andrews Hastings (FL) Pallone
Arcuri Herstatt Sandlin Pascrell
Baca Higgins Pastor
Baird Hill Paul
Baldwin Hinchey Payne
Barrow Hinojosa Pelosi
Bean Hiroso Perlmutter
Becerra Hodes Peterson (MN)
Berkley Holden Pomeroy
Berman Holt Price (NC)
Berry Honda Rahall
Bishop (GA) Hooley Rangel
Bishop (NY) Hoyer Reyes
Blumenauer Inslee Rodriguez
Boren Israel Ross
Boswell Jackson (IL) Rothman
Boucher Jackson-Lee Roybal-Allard
Boyd (FL) (TX) Ruppertsberger
Boyda (KS) Jefferson Rush
Braley (IA) Johnson (GA) Ryan (OH)
Brown, Corrine Johnson, E. B. Salazar
Butterfield Jones (NC) Sanchez, Linda
Capps Jones (OH) T.
Capuano Kagen Sanchez, Loretta
Cardoza Kanjorski Sarbanes
Carnahan Kaptur Schakowsky
Carney Kennedy Schiff
Carson Kildee Schwartz
Castor Kilpatrick Scott (GA)
Chandler Kind Scott (VA)
Clarke Klein (FL) Serrano
Clay Kucinich Sestak
Clever Lampson Shea-Porter
Clyburn Langevin Sherman
Cohen Lantos Shuler
Conyers Larsen (WA) Shuler
Cooper Larson (CT) Sires
Costa Lee Skelton
Costello Levin Slaughter
Courtney Lewis (GA) Smith (WA)
Cramer Lipinski Snyder
Crowley Loeb sack Solis
Cuellar Lofgren, Zoe Space
Cummings Lowey Spratt
Davis (AL) Lynch Stark
Davis (CA) Mahoney (FL) Stupak
Davis (IL) Maloney (NY) Sutton
Davis, Lincoln Markey Tanner
DeFazio Matheson Tauscher
DeGette Matsui Thompson (CA)
Delahunt McCarthy (NY) Thompson (MS)
DeLauro McCollum (MN) Tierney
Dicks McDermott Towns
Dingell McGovern Udall (CO)
Doggett McIntyre Udall (NM)
Donnelly McNerney Van Hollen
Doyle McNulty Velazquez
Edwards Meehan Visclosky
Ellsworth Meeks (NY) Walz (MN)
Emanuel Melancon Wasserman
Eshoo Michaud Schultz
Etheridge Miller (NC) Waters
Farr Miller, George Watson
Filner Mollohan Watt
Frank (MA) Moore (KS) Waxman
Giffords Moore (WI) Weiner
Gilchrist Moran (VA) Welch (VT)
Gillibrand Murphy (CT) Wexler
Gonzalez Murphy, Patrick Wilson (OH)
Gordon Nurtha Woolsey
Green, Al Nadler Wu
Green, Gene Napolitano Wynn
Grijalva Neal (MA) Yarmuth

NOT VOTING—9

- Bachus Engel Reynolds
Boehner Pattah Souder
Brady (PA) McMorris
Davis, Jo Ann Rodgers

So the motion to recommit with instructions was not agreed to.

The question being put, Will the House pass said bill?

The SPEAKER pro tempore, Mr. TIERNEY, announced that pursuant to clause 10 of rule XX the yeas and nays were ordered, and the call was taken by electronic device.

It was decided in the { Yeas ..... 221 affirmative ..... Nays ..... 205

¶66.34 [Roll No. 333] YEAS—221

- Abercrombie Green, Al Nadler
Ackerman Green, Gene Napolitano
Allen Grijalva Neal (MA)
Altmire Gutierrez Oberstar
Andrews Hall (NY) Obey
Arcuri Hare Olver
Baca Harman Ortiz
Baird Hastings (FL) Pallone
Baldwin Herstatt Sandlin Pascrell
Barrow Higgins Pastor
Bean Hill Payne
Becerra Hinchey Pelosi
Berkley Hinojosa Perlmutter
Berman Hiroso Peterson (MN)
Berry Hodes Pomeroy
Bishop (GA) Holden Price (NC)
Bishop (NY) Holt Rahall
Blumenauer Honda Rangel
Boren Hooley Reyes
Boswell Hoyer Rodriguez
Boucher Inslee Ross
Boyd (FL) Israel Rothman
Boyda (KS) Jackson (IL) Roybal-Allard
Braley (IA) Jackson-Lee Ruppertsberger
Brown, Corrine (TX) Jefferson Ryan (OH)
Butterfield Johnson (GA) Salazar
Capps Johnson, E. B. Sanchez, Linda
Capuano Jones (NC) T.
Cardoza Jones (OH) Sanchez, Loretta
Carnahan Jones (OH) Sarbanes
Carney Kagen Schakowsky
Carson Kanjorski Schiff
Castor Kaptur Schwartz
Chandler Kennedy Scott (GA)
Clarke Kildee Scott (VA)
Clay Kilpatrick Scott (GA)
Clever Kind Scott (VA)
Clyburn Klein (FL) Serrano
Cohen Lampson Shea-Porter
Conyers Langevin Sherman
Cooper Lantos Shuler
Costa Larsen (WA) Sires
Costello Larson (CT) Skelton
Courtney Levin Slaughter
Cramer Lipinski Smith (WA)
Crowley Loeb sack Snyder
Cuellar Lofgren, Zoe Solis
Cummings Lowey Space
Davis (AL) Lynch Stark
Davis (CA) Mahoney (FL) Stupak
Davis (IL) Maloney (NY) Sutton
Davis, Lincoln Markey Tanner
DeFazio Matheson Tauscher
DeGette Matsui Thompson (CA)
Delahunt McCarthy (NY) Thompson (MS)
DeLauro McCollum (MN) Tierney
Dicks McDermott Towns
Dingell McGovern Udall (CO)
Doggett McIntyre Udall (NM)
Donnelly McNerney Van Hollen
Doyle McNulty Velazquez
Edwards Meehan Visclosky
Ellsworth Meeks (NY) Walz (MN)
Emanuel Melancon Wasserman
Eshoo Michaud Schultz
Etheridge Miller (NC) Waters
Farr Miller, George Watson
Filner Mollohan Watt
Frank (MA) Moore (KS) Waxman
Giffords Moore (WI) Weiner
Gilchrist Moran (VA) Welch (VT)
Gillibrand Murphy (CT) Wexler
Gonzalez Murphy, Patrick Wilson (OH)
Gordon Nurtha Woolsey
Green, Al Nadler Wu
Green, Gene Napolitano Wynn
Grijalva Neal (MA) Yarmuth

NAYS—205

- Aderholt Baker Bilbray
Akin Barrett (SC) Billrakis
Alexander Bartlett (MD) Bishop (UT)
Bachmann Barton (TX) Blackburn
Bachus Biggart Blunt

Boehner	Hastert	Petri
Bonner	Hastings (WA)	Pickering
Bono	Hayes	Pitts
Boozman	Heller	Platts
Boustany	Hensarling	Poe
Brady (TX)	Herger	Porter
Brown (SC)	Hobson	Price (GA)
Brown-Waite,	Hoekstra	Pryce (OH)
Ginny	Hulshof	Putnam
Buchanan	Hunter	Radanovich
Burgess	Inglis (SC)	Ramstad
Burton (IN)	Issa	Regula
Buyer	Jindal	Rehberg
Calvert	Johnson (IL)	Reichert
Camp (MI)	Johnson, Sam	Renzi
Campbell (CA)	Jordan	Reynolds
Cannon	Keller	Rogers (AL)
Cantor	King (IA)	Rogers (KY)
Capito	King (NY)	Rohrabacher
Carter	Kingston	Ros-Lehtinen
Castle	Kirk	Roskam
Chabot	Kline (MN)	Royce
Coble	Knollenberg	Ryan (WI)
Cole (OK)	Kucinich	Sail
Conaway	Kuhl (NY)	Saxton
Crenshaw	LaHood	Schmidt
Cubin	Lamborn	Sensenbrenner
Culberson	Latham	Sessions
Davis (KY)	LaTourette	Shadegg
Davis, David	Lee	Shays
Davis, Tom	Lewis (CA)	Shimkus
Deal (GA)	Lewis (GA)	Shuster
Dent	Lewis (KY)	Simpson
Diaz-Balart, L.	Linder	Smith (NE)
Diaz-Balart, M.	LoBiondo	Smith (NJ)
Doolittle	Lucas	Smith (TX)
Drake	Lungren, Daniel	Stark
Dreier	E.	Stearns
Duncan	Mack	Sullivan
Ehlers	Manzullo	Tancredo
Emerson	Marchant	Tanner
English (PA)	McCarthy (CA)	Terry
Everett	McCaul (TX)	Thornberry
Fallin	McCotter	Tiahrt
Feeney	McCrery	Tiberi
Ferguson	McHenry	Turner
Flake	McHugh	Upton
Forbes	McKeon	Walberg
Fortenberry	McNulty	Walden (OR)
Fossella	Mica	Walsh (OR)
Fox	Michaud	Wamp
Franks (AZ)	Miller (FL)	Waters
Frelinghuysen	Miller (MI)	Watson
Garrett (NJ)	Miller, Gary	Weldon (FL)
Gerlach	Moran (KS)	Weller
Gillmor	Murphy, Tim	Westmoreland
Gingrey	Musgrave	Whitfield
Gohmert	Myrick	Wicker
Goode	Neugebauer	Wilson (NM)
Goodlatte	Nunes	Wilson (SC)
Granger	Paul	Wolf
Graves	Pearce	Woolsey
Hall (TX)	Pence	Young (AK)
	Peterson (PA)	Young (FL)

NOT VOTING—7

Brady (PA)	Fattah	Rogers (MI)
Davis, Jo Ann	McMorris	Souder
Engel	Rodgers	

So the bill was passed.

A motion to reconsider the vote whereby said bill was passed was, by unanimous consent, laid on the table.

*Ordered*, That the Clerk request the concurrence of the Senate in said bill.

¶66.35 SECRET SESSION

Mr. ISSA, pursuant to clause 9 of rule XVII of the rules of the House of Representatives, moved that the House be cleared of all persons except the Members, Delegates, Resident Commissioner, and officers of the House to consider communications which he believed should be kept secret for the present.

Mr. HOYER moved to lay the motion on the table.

The question being put, *viva voce*, Will the House lay on the table the motion?

The SPEAKER pro tempore, Mr. TIERNEY, announced that the yeas had it.

Mr. ISSA demanded a recorded vote on agreeing to said motion, which demand was supported by one-fifth of a quorum, so a recorded vote was ordered.

The vote was taken by electronic device.

It was decided in the { Yeas ..... 219  
affirmative ..... } Nays ..... 199

¶66.36 [Roll No. 334]

AYES—219

Abercrombie	Hare	Neal (MA)
Ackerman	Harman	Oberstar
Allen	Hastings (FL)	Obey
Altmire	Hergeth Sandlin	Olver
Andrews	Higgins	Ortiz
Arcuri	Hill	Pallone
Baca	Hinchev	Pascrell
Baird	Hinojosa	Pastor
Baldwin	Hirono	Payne
Barrow	Hodes	Perlmutter
Bean	Holden	Peterson (MN)
Becerra	Holt	Pomeroy
Berkley	Honda	Price (NC)
Berman	Hooley	Rahall
Berry	Hoyer	Rangel
Bishop (GA)	Inslee	Reyes
Bishop (NY)	Israel	Rodriguez
Blumenauer	Jackson (IL)	Ross
Boren	Jackson-Lee	Rothman
Boswell	(TX)	Roybal-Allard
Boucher	Jefferson	Ruppersberger
Boyd (FL)	Johnson (GA)	Rush
Boyd (KS)	Johnson, E. B.	Ryan (OH)
Braley (IA)	Jones (OH)	Salazar
Kagen	Kanjorski	Sanchez, Linda
Butterfield	Kaptur	T.
Capuano	Kennedy	Sanchez, Loretta
Cardoza	Kildee	Sarbanes
Carmahan	Kilpatrick	Schakowsky
Carson	Kind	Schiff
Castor	Klein (FL)	Schwartz
Chandler	Kucinich	Scott (GA)
Clarke	Lampson	Scott (VA)
Clay	Langevin	Serrano
Cleaver	Lantos	Sestak
Clyburn	Cohen	Shea-Porter
Cohen	Conyers	Sherman
Cramer	Cooper	Shuler
Crowley	Costa	Sires
Cuellar	Costello	Skelton
Cummings	Courtney	Slaughter
Davis (AL)	Cramer	Smith (WA)
Davis (CA)	Crowley	Snyder
Davis (IL)	Cuellar	Solis
Davis, Lincoln	Cummings	Spratt
DeFazio	Davis (AL)	Stark
DeGette	Davis (CA)	Stupak
DeLahunt	Davis (IL)	Sutton
DeLauro	Davis, Lincoln	Tanner
Dingell	DeFazio	Tauscher
Doggett	DeGette	Taylor
Donnelly	DeLahunt	Thompson (CA)
Doyle	DeLauro	Thompson (MS)
Edwards	Dingell	Tierney
Ellison	Doggett	Towns
Ellsworth	Donnelly	Udall (CO)
Emanuel	Doyle	Udall (NM)
Eshoo	Edwards	Van Hollen
Etheridge	Ellison	Velazquez
Farr	Ellsworth	Visclosky
Filner	Emanuel	Walz (MN)
Frank (MA)	Eshoo	Wasserman
Gillibrand	Etheridge	Schultz
Gonzalez	Farr	Waters
Gonzalez	Filner	Watt
Gordon	Frank (MA)	Waxman
Green, Al	Gillibrand	Weiner
Green, Gene	Gonzalez	Welch (VT)
Grijalva	Gordon	Wexler
Hall (NY)	Green, Al	Wilson (OH)
	Green, Gene	Woolsey
	Grijalva	Wu
	Hall (NY)	Wynn
		Yarmuth

NOES—199

Aderholt	Biggart	Bono
Akin	Bilbray	Boozman
Alexander	Bilirakis	Boustany
Bachus	Bishop (UT)	Brady (TX)
Baker	Blackburn	Brown (SC)
Barrett (SC)	Blunt	Brown-Waite,
Bartlett (MD)	Boehner	Ginny
Barton (TX)	Bonner	Buchanan

Burgess	Heller	Pickering
Burton (IN)	Hensarling	Pitts
Buyer	Herger	Platts
Calvert	Hobson	Poe
Camp (MI)	Hoekstra	Porter
Campbell (CA)	Hulshof	Price (GA)
Cannon	Hunter	Pryce (OH)
Cantor	Inglis (SC)	Putnam
Capito	Issa	Radanovich
Capps	Jindal	Ramstad
Carney	Johnson (IL)	Regula
Carter	Johnson, Sam	Rehberg
Castle	Jones (NC)	Reichert
Chabot	Jordan	Renzi
Coble	Keller	Reynolds
Cole (OK)	King (IA)	Rogers (AL)
Conaway	King (NY)	Rogers (KY)
Crenshaw	Kingston	Rogers (MI)
Cubin	Kirk	Rohrabacher
Culberson	Kline (MN)	Ros-Lehtinen
Davis (KY)	Knollenberg	Roskam
Davis, David	Kuhl (NY)	Royce
Davis, Tom	LaHood	Ryan (WI)
Deal (GA)	Lamborn	Sail
Dent	Latham	Saxton
Diaz-Balart, L.	LaTourette	Schmidt
Diaz-Balart, M.	Lewis (CA)	Sensenbrenner
Doolittle	Lewis (KY)	Sessions
Drake	Linder	Shays
Dreier	LoBiondo	Shimkus
Duncan	Lucas	Shuster
Ehlers	Lungren, Daniel	Simpson
Emerson	E.	Smith (NE)
English (PA)	Everett	Smith (NJ)
Everett	Mack	Smith (TX)
Fallin	Manzullo	Space
Feeney	Marchant	Stearns
Ferguson	Marshall	Sullivan
Flake	McCarthy (CA)	Tancredo
Forbes	McCaul (TX)	Terry
Fortenberry	McCotter	Thornberry
Fossella	McCrery	Tiahrt
Fox	McHenry	Tiberi
Franks (AZ)	McHugh	Turner
Frelinghuysen	McKeon	Upton
Gallely	Mica	Walberg
Garrett (NJ)	Miller (FL)	Walden (OR)
Gerlach	Miller (MI)	Walsh (NY)
Gillmor	Miller, Gary	Wamp
Gingrey	Moran (KS)	Weldon (FL)
Gohmert	Murphy, Patrick	Weller
Goode	Murphy, Tim	Westmoreland
Goodlatte	Musgrave	Whitfield
Granger	Myrick	Wicker
Graves	Neugebauer	Wilson (NM)
Hall (TX)	Nunes	Wilson (SC)
	Paul	Wolf
	Pearce	Young (AK)
	Pence	Young (FL)
	Petri	

NOT VOTING—14

Bachmann	Fattah	Shadegg
Brady (PA)	Gutierrez	Souder
Davis, Jo Ann	Hastert	Watson
Dicks	McMorris	
Emerson	Rodgers	
Engel	Peterson (PA)	

So the motion to lay the motion on the table was agreed to.

A motion to reconsider the vote whereby said motion was agreed to was, by unanimous consent, laid on the table.

¶66.37 COMMITTEE ELECTION—MINORITY

Mr. PUTNAM, by unanimous consent, submitted the following resolution (H. Res. 393):

*Resolved*, That the following named Members be, and are hereby, elected to the following standing committees of the House of Representatives:

- (1) COMMITTEE ON APPROPRIATIONS.—Mr. Calvert.
- (2) COMMITTEE ON ARMED SERVICES.—Mr. Shuster, to rank after Mr. Franks of Arizona.
- (3) COMMITTEE ON FINANCIAL SERVICES.—Mr. McCotter.
- (4) COMMITTEE ON FOREIGN AFFAIRS.—Mr. Bilirakis.
- (5) COMMITTEE ON NATURAL RESOURCES.—Ms. Fallin and Mr. McCarthy of California.
- (6) COMMITTEE ON OVERSIGHT AND GOVERNMENT REFORM.—Mr. Jordan of Ohio.

When said resolution was considered and agreed to.

A motion to reconsider the vote whereby said resolution was agreed to was, by unanimous consent, laid on the table.

¶66.38 SUPPLEMENTAL AGRICULTURE  
APPROPRIATIONS FY 2007

Mr. OBEY, pursuant to House Resolution 387, called up for consideration the bill (H.R. 2207) making supplemental appropriations for agricultural and other emergency assistance for the fiscal year ending September 30, 2007, and for other purposes.

Pending consideration of said bill.

Pursuant to House Resolution 387, the following amendment, printed in part B of House Report 110-143 of the Committee on Rules, was considered as agreed to:

Strike out all after the enacting clause and insert:

**SECTION 1. SHORT TITLE.**

This Act may be cited as the "Agricultural Disaster Assistance and Western States Emergency Unfinished Business Appropriations Act, 2007".

**SEC. 2. TABLE OF CONTENTS.**

The table of contents for this Act is as follows:

TITLE I—AGRICULTURAL ASSISTANCE  
TITLE II—EMERGENCY APPROPRIATIONS FOR WESTERN STATES

**SEC. 3. STATEMENT OF APPROPRIATIONS.**

The following sums in this Act are appropriated, out of any money in the Treasury not otherwise appropriated, for the fiscal year ending September 30, 2007.

**TITLE I—AGRICULTURAL ASSISTANCE**

**SEC. 1001. CROP DISASTER ASSISTANCE.**

(a) ASSISTANCE AVAILABLE.—There are hereby appropriated to the Secretary of Agriculture such sums as are necessary, to remain available until expended, to make emergency financial assistance available to producers on a farm that incurred qualifying quantity or quality losses for the 2005 or 2006 crop, or that part of the 2007 crop year before February 28, 2007, due to damaging weather or any related condition (including losses due to crop diseases, insects, and delayed planting), as determined by the Secretary. However, to be eligible for assistance, the crop subject to the loss must have been planted before February 28, 2007 or, in the case of prevented planting or other total loss, would have been planted before February 28, 2007 in the absence of the damaging weather or any related condition.

(b) ELECTION OF CROP YEAR.—If a producer incurred qualifying crop losses in more than one of the 2005, 2006, or 2007 crop years, the producer shall elect to receive assistance under this section for losses incurred in only one of such crop years. The producer may not receive assistance under this section for more than one crop year.

(c) ADMINISTRATION.—

(1) IN GENERAL.—Except as provided in paragraph (2), the Secretary of Agriculture shall make assistance available under this section in the same manner as provided under section 815 of the Agriculture, Rural Development, Food and Drug Administration and Related Agencies Appropriations Act, 2001 (Public Law 106-387; 114 Stat. 1549A-55), including using the same loss thresholds for quantity and economic losses as were used in administering that section, except that the payment rate shall be 50 percent of the established price, instead of 65 percent.

(2) LOSS THRESHOLDS FOR QUALITY LOSSES.—In the case of a payment for quality loss for a crop under subsection (a), the loss thresholds for quality loss for the crop shall be determined under subsection (d).

(d) QUALITY LOSSES.—

(1) IN GENERAL.—Subject to paragraph (3), the amount of a payment made to producers on a farm for a quality loss for a crop under subsection (a) shall be equal to the amount obtained by multiplying—

(A) 65 percent of the payment quantity determined under paragraph (2); by

(B) 50 percent of the payment rate determined under paragraph (3).

(2) PAYMENT QUANTITY.—For the purpose of paragraph (1)(A), the payment quantity for quality losses for a crop of a commodity on a farm shall equal the lesser of—

(A) the actual production of the crop affected by a quality loss of the commodity on the farm; or

(B) the quantity of expected production of the crop affected by a quality loss of the commodity on the farm, using the formula used by the Secretary of Agriculture to determine quantity losses for the crop of the commodity under subsection (a).

(3) PAYMENT RATE.—For the purpose of paragraph (1)(B) and in accordance with paragraphs (5) and (6), the payment rate for quality losses for a crop of a commodity on a farm shall be equal to the difference between—

(A) the per unit market value that the units of the crop affected by the quality loss would have had if the crop had not suffered a quality loss; and

(B) the per unit market value of the units of the crop affected by the quality loss.

(4) ELIGIBILITY.—For producers on a farm to be eligible to obtain a payment for a quality loss for a crop under subsection (a), the amount obtained by multiplying the per unit loss determined under paragraph (1) by the number of units affected by the quality loss shall be at least 25 percent of the value that all affected production of the crop would have had if the crop had not suffered a quality loss.

(5) MARKETING CONTRACTS.—In the case of any production of a commodity that is sold pursuant to one or more marketing contracts (regardless of whether the contract is entered into by the producers on the farm before or after harvest) and for which appropriate documentation exists, the quantity designated in the contracts shall be eligible for quality loss assistance based on the one or more prices specified in the contracts.

(6) OTHER PRODUCTION.—For any additional production of a commodity for which a marketing contract does not exist or for which production continues to be owned by the producer, quality losses shall be based on the average local market discounts for reduced quality, as determined by the appropriate State committee of the Farm Service Agency.

(7) QUALITY ADJUSTMENTS AND DISCOUNTS.—The appropriate State committee of the Farm Service Agency shall identify the appropriate quality adjustment and discount factors to be considered in carrying out this subsection, including—

(A) the average local discounts actually applied to a crop; and

(B) the discount schedules applied to loans made by the Farm Service Agency or crop insurance coverage under the Federal Crop Insurance Act (7 U.S.C. 1501 et seq.).

(8) ELIGIBLE PRODUCTION.—The Secretary of Agriculture shall carry out this subsection in a fair and equitable manner for all eligible production, including the production of fruits and vegetables, other specialty crops, and field crops.

(e) PAYMENT LIMITATIONS.—

(1) LIMIT ON AMOUNT OF ASSISTANCE.—Assistance provided under this section to a producer for losses to a crop, together with the amounts specified in paragraph (2) applicable to the same crop, may not exceed 95 percent of what the value of the crop would have been in the absence of the losses, as estimated by the Secretary of Agriculture.

(2) OTHER PAYMENTS.—In applying the limitation in paragraph (1), the Secretary shall include the following:

(A) Any crop insurance payment made under the Federal Crop Insurance Act (7 U.S.C. 1501 et seq.) or payment under section 196 of the Federal Agricultural Improvement and Reform Act of 1996 (7 U.S.C. 7333) that the producer receives for losses to the same crop.

(B) The value of the crop that was not lost (if any), as estimated by the Secretary.

(f) ELIGIBILITY REQUIREMENTS AND LIMITATIONS.—The producers on a farm shall not be eligible for assistance under this section with respect to losses to an insurable commodity or noninsurable commodity if the producers on the farm—

(1) in the case of an insurable commodity, did not obtain a policy or plan of insurance for the insurable commodity under the Federal Crop Insurance Act (7 U.S.C. 1501 et seq.) for the crop incurring the losses;

(2) in the case of a noninsurable commodity, did not file the required paperwork, and pay the administrative fee by the applicable State filing deadline, for the noninsurable commodity under section 196 of the Federal Agricultural Improvement and Reform Act of 1996 (7 U.S.C. 7333) for the crop incurring the losses; or

(3) were not in compliance with highly erodible land conservation and wetland conservation provisions.

(g) TIMING.—

(1) IN GENERAL.—Subject to paragraph (2), the Secretary of Agriculture shall make payments to producers on a farm for a crop under this section not later than 60 days after the date the producers on the farm submit to the Secretary a completed application for the payments.

(2) INTEREST.—If the Secretary does not make payments to the producers on a farm by the date described in paragraph (1), the Secretary shall pay to the producers on a farm interest on the payments at a rate equal to the current (as of the sign-up deadline established by the Secretary) market yield on outstanding, marketable obligations of the United States with maturities of 30 years.

(h) DEFINITIONS.—In this section:

(1) INSURABLE COMMODITY.—The term "insurable commodity" means an agricultural commodity (excluding livestock) for which the producers on a farm are eligible to obtain a policy or plan of insurance under the Federal Crop Insurance Act (7 U.S.C. 1501 et seq.).

(2) NONINSURABLE COMMODITY.—The term "noninsurable commodity" means a crop for which the producers on a farm are eligible to obtain assistance under section 196 of the Federal Agricultural Improvement and Reform Act of 1996 (7 U.S.C. 7333).

**SEC. 1002. LIVESTOCK ASSISTANCE.**

(a) LIVESTOCK COMPENSATION PROGRAM.—

(1) AVAILABILITY OF ASSISTANCE.—There are hereby appropriated to the Secretary of Agriculture such sums as are necessary, to remain available until expended, to carry out the livestock compensation program established under subpart B of part 1416 of title 7, Code of Federal Regulations, as announced by the Secretary on February 12, 2007 (72 Fed. Reg. 6443), to provide compensation for livestock losses between January 1, 2005 and February 28, 2007, due to a disaster, as determined by the Secretary (including losses due

to blizzards that started in 2006 and continued into January 2007). However, the payment rate for compensation under this subsection shall be 70 percent of the payment rate otherwise applicable under such program. In addition, section 1416.102(b)(2)(i) of title 7, Code of Federal Regulations (72 Fed. Reg. 6444) shall not apply.

(2) **ELIGIBLE APPLICANTS.**—In carrying out the program described in paragraph (1), the Secretary shall provide assistance to any applicant that—

(A) conducts a livestock operation that is located in a disaster county with eligible livestock specified in paragraph (1) of section 1416.102(a) of title 7, Code of Federal Regulations (72 Fed. Reg. 6444), an animal described in section 10806(a)(1) of the Farm Security and Rural Investment Act of 2002 (21 U.S.C. 321d(a)(1)), or other animals designated by the Secretary as livestock for purposes of this subsection; and

(B) meets the requirements of paragraphs (3) and (4) of section 1416.102(a) of title 7, Code of Federal Regulations, and all other eligibility requirements established by the Secretary for the program.

(3) **ELECTION OF LOSSES.**—

(A) If a producer incurred eligible livestock losses in more than one of the 2005, 2006, or 2007 calendar years, the producer shall elect to receive payments under this subsection for losses incurred in only one of such calendar years, and such losses must have been incurred in a county declared or designated as a disaster county in that same calendar year.

(B) Producers may elect to receive compensation for losses in the calendar year 2007 grazing season that are attributable to wildfires occurring during the applicable period, as determined by the Secretary.

(4) **MITIGATION.**—In determining the eligibility for or amount of payments for which a producer is eligible under the livestock compensation program, the Secretary shall not penalize a producer that takes actions (recognizing disaster conditions) that reduce the average number of livestock the producer owned for grazing during the production year for which assistance is being provided.

(5) **DEFINITIONS.**—In this subsection:

(A) **DISASTER COUNTY.**—The term “disaster county” means—

(i) a county included in the geographic area covered by a natural disaster declaration; and

(ii) each county contiguous to a county described in clause (i).

(B) **NATURAL DISASTER DECLARATION.**—The term “natural disaster declaration” means—

(i) a natural disaster declared by the Secretary between January 1, 2005 and February 28, 2007, under section 321(a) of the Consolidated Farm and Rural Development Act (7 U.S.C. 1961(a));

(ii) a major disaster or emergency designated by the President between January 1, 2005 and February 28, 2007, under the Robert T. Stafford Disaster Relief and Emergency Assistance Act (42 U.S.C. 5121 et seq.); or

(iii) a determination of a Farm Service Agency Administrator’s Physical Loss Notice if such notice applies to a county included under (ii).

(b) **LIVESTOCK INDEMNITY PAYMENTS.**—

(1) **AVAILABILITY OF ASSISTANCE.**—There are hereby appropriated to the Secretary of Agriculture such sums as are necessary, to remain available until expended, to make livestock indemnity payments to producers on farms that have incurred livestock losses between January 1, 2005 and February 28, 2007, due to a disaster, as determined by the Secretary (including losses due to blizzards that started in 2006 and continued into January 2007) in a disaster county. To be eligible for assistance, applicants must meet all eligi-

bility requirements established by the Secretary for the program.

(2) **ELECTION OF LOSSES.**—If a producer incurred eligible livestock losses in more than one of the 2005, 2006, or 2007 calendar years, the producer shall elect to receive payments under this subsection for losses incurred in only one of such calendar years. The producer may not receive payments under this subsection for more than one calendar year.

(3) **PAYMENT RATES.**—Indemnity payments to a producer on a farm under paragraph (1) shall be made at a rate of not less than 30 percent of the market value of the applicable livestock on the day before the date of death of the livestock, as determined by the Secretary.

(4) **LIVESTOCK DEFINED.**—In this subsection, the term “livestock” means an animal that—

(A) is specified in clause (i) of section 1416.203(a)(2) of title 7, Code of Federal Regulations (72 Fed. Reg. 6445), or is designated by the Secretary as livestock for purposes of this subsection; and

(B) meets the requirements of clauses (iii) and (iv) of such section.

(5) **DEFINITIONS.**—In this subsection:

(A) **DISASTER COUNTY.**—The term “disaster county” means—

(i) a county included in the geographic area covered by a natural disaster declaration; and

(ii) each county contiguous to a county described in clause (i).

(B) **NATURAL DISASTER DECLARATION.**—The term “natural disaster declaration” means—

(i) a natural disaster declared by the Secretary between January 1, 2005 and February 28, 2007 under section 321(a) of the Consolidated Farm and Rural Development Act (7 U.S.C. 1961(a));

(ii) a major disaster or emergency designated by the President between January 1, 2005 and February 28, 2007 under the Robert T. Stafford Disaster Relief and Emergency Assistance Act (42 U.S.C. 5121 et seq.); or

(iii) a determination of a Farm Service Agency Administrator’s Physical Loss Notice if such notice applies to a county included under (ii).

**SEC. 1003. EMERGENCY CONSERVATION PROGRAM.**

There is hereby appropriated to the Secretary of Agriculture \$20,000,000, to remain available until expended, to provide assistance under the Emergency Conservation Program under title IV of the Agriculture Credit Act of 1978 (16 U.S.C. 2201 et seq.) for the cleanup and restoration of farm and agricultural production lands.

**SEC. 1004. PAYMENT LIMITATIONS.**

(a) **REDUCTION IN PAYMENTS TO REFLECT PAYMENTS FOR SAME OR SIMILAR LOSSES.**—The amount of any payment for which a producer is eligible under sections 1001 and 1002 shall be reduced by any amount received by the producer for the same loss or any similar loss under—

(1) the Department of Defense, Emergency Supplemental Appropriations to Address Hurricanes in the Gulf of Mexico, and Pandemic Influenza Act, 2006 (Public Law 109-148; 119 Stat. 2680);

(2) an agricultural disaster assistance provision contained in the announcement of the Secretary on January 26, 2006, or August 29, 2006; or

(3) the Emergency Supplemental Appropriations Act for Defense, the Global War on Terror, and Hurricane Recovery, 2006 (Public Law 109-234; 120 Stat. 418).

(b) **ADJUSTED GROSS INCOME LIMITATION.**—Section 1001D of the Food Security Act of 1985 (7 U.S.C. 1308-3a) shall apply with respect to assistance provided under sections 1001, 1002, and 1003.

**SEC. 1005. ADMINISTRATION.**

(a) **REGULATIONS.**—The Secretary of Agriculture may promulgate such regulations as are necessary to implement sections 1001 and 1002.

(b) **PROCEDURE.**—The promulgation of the implementing regulations and the administration of sections 1001 and 1002 shall be made without regard to—

(1) the notice and comment provisions of section 553 of title 5, United States Code;

(2) the Statement of Policy of the Secretary of Agriculture effective July 24, 1971 (36 Fed. Reg. 13804), relating to notices of proposed rulemaking and public participation in rulemaking; and

(3) chapter 35 of title 44, United States Code (commonly known as the “Paperwork Reduction Act”).

(c) **CONGRESSIONAL REVIEW OF AGENCY RULEMAKING.**—In carrying out this section, the Secretary of Agriculture shall use the authority provided under section 808 of title 5, United States Code.

(d) **USE OF COMMODITY CREDIT CORPORATION; LIMITATION.**—In implementing sections 1001 and 1002, the Secretary of Agriculture may use the facilities, services, and authorities of the Commodity Credit Corporation. The Corporation shall not make any expenditures to carry out sections 1001 and 1002 unless funds have been specifically appropriated for such purpose.

**SEC. 1006. MILK INCOME LOSS CONTRACT PROGRAM.**

Section 1502(c)(3) of the Farm Security and Rural Investment Act of 2002 (7 U.S.C. 7982(c)(3)) is amended—

(1) in subparagraph (A), by adding “and” at the end;

(2) in subparagraph (B), by striking “August” and all that follows through the end and inserting “September 30, 2007, 34 percent.”; and

(3) by striking subparagraph (C).

**SEC. 1007. DAIRY ASSISTANCE.**

There is hereby appropriated \$20,000,000 to make payments to dairy producers for dairy production losses in disaster counties, as defined in section 1002 of this title, to remain available until expended.

**SEC. 1008. NONINSURED CROP ASSISTANCE PROGRAM.**

For states in which there is a shortage of claims adjusters, as determined by the Secretary, the Secretary shall permit the use of one claims adjuster certified by the Secretary in carrying out 7 CFR 1437.401.

**SEC. 1009. EMERGENCY GRANTS TO ASSIST LOW-INCOME MIGRANT AND SEASONAL FARMWORKERS.**

There is hereby appropriated \$21,000,000 to carry out section 2281 of the Food, Agriculture, Conservation and Trade Act of 1990 (42 U.S.C. 5177a), to remain available until expended.

**SEC. 1010. CONSERVATION SECURITY PROGRAM.**

Section 20115 of Public Law 110-5 is amended by striking “section 726” and inserting in lieu thereof “section 726; section 741”.

**SEC. 1011. ADMINISTRATIVE EXPENSES.**

There is hereby appropriated \$30,000,000 for the “Farm Service Agency, Salaries and Expenses”, to remain available until September 30, 2008.

**SEC. 1012. CONTRACT WAIVER.**

In carrying out crop disaster and livestock assistance in this title, the Secretary shall require forage producers to have participated in a crop insurance pilot program or the Non-Insured Crop Disaster Assistance Program during the crop year for which compensation is received.

**SEC. 1013. EMERGENCY DESIGNATION.**

Amounts in this title are designated as emergency requirements pursuant to section 402 of H. Con. Res. 95 (109th Congress), and

pursuant to section 501 of H. Con. Res. 376 (109th Congress) as made applicable to the House of Representatives by section 511(a)(4) of H. Res. 6 (110th Congress).

**TITLE II—EMERGENCY APPROPRIATIONS FOR WESTERN STATES**

**CHAPTER 1—FISHERIES DISASTER ASSISTANCE**

DEPARTMENT OF COMMERCE  
NATIONAL OCEANIC AND ATMOSPHERIC  
ADMINISTRATION  
OPERATIONS, RESEARCH, AND FACILITIES

For an additional amount for “Operations, Research, and Facilities”, \$60,400,000, to remain available until September 30, 2008: *Provided*, That the National Marine Fisheries Service shall cause such amounts to be distributed among eligible recipients of assistance for the commercial fishery failure designated under section 312(a) of the Magnuson-Stevens Fishery Conservation and Management Act (16 U.S.C. 1861a(a)) and declared by the Secretary of Commerce on August 10, 2006.

**CHAPTER 2—WILDLAND FIREFIGHTING AND RURAL SCHOOLS**

DEPARTMENT OF THE INTERIOR  
BUREAU OF LAND MANAGEMENT  
WILDLAND FIRE MANAGEMENT  
(INCLUDING TRANSFER OF FUNDS)

For an additional amount for “Wildland Fire Management”, \$100,000,000, to remain available until expended, for urgent wildland fire suppression activities: *Provided*, That such funds shall only become available if funds previously provided for wildland fire suppression will be exhausted imminently and the Secretary of the Interior notifies the House and Senate Committees on Appropriations in writing of the need for these additional funds: *Provided further*, That such funds are also available for repayment to other appropriations accounts from which funds were transferred for wildfire suppression.

DEPARTMENT OF AGRICULTURE  
FOREST SERVICE  
WILDLAND FIRE MANAGEMENT  
(INCLUDING TRANSFER OF FUNDS)

For an additional amount for “Wildland Fire Management”, \$400,000,000, to remain available until expended, for urgent wildland fire suppression activities: *Provided*, That such funds shall only become available if funds provided previously for wildland fire suppression will be exhausted imminently and the Secretary of Agriculture notifies the House and Senate Committees on Appropriations in writing of the need for these additional funds: *Provided further*, That such funds are also available for repayment to other appropriation accounts from which funds were transferred for wildfire suppression.

**GENERAL PROVISION, THIS CHAPTER**

**SEC. 2201. SECURE RURAL SCHOOLS.**

(a) For fiscal year 2007, payments shall be made from any revenues, fees, penalties, or miscellaneous receipts described in sections 102(b)(3) and 103(b)(2) of the Secure Rural Schools and Community Self-Determination Act of 2000 (Public Law 106-393; 16 U.S.C. 500 note), not to exceed \$100,000,000, and the payments shall be made, to the maximum extent practicable, in the same amounts, for the same purposes, and in the same manner as were made to States and counties in 2006 under that Act.

(b) There is appropriated \$425,000,000, to remain available until December 31, 2007, to be used to cover any shortfall for payments made under this section from funds not otherwise appropriated.

(c) Titles II and III of Public Law 106-393 are amended, effective September 30, 2006, by

striking “2006” and “2007” each place they appear and inserting “2007” and “2008”, respectively.

**CHAPTER 3—GENERAL PROVISION, THIS TITLE**

**SEC. 2301. EMERGENCY DESIGNATION.**

Amounts in this title are designated as emergency requirements pursuant to section 402 of H. Con. Res. 95 (109th Congress), and pursuant to section 501 of H. Con. Res. 376 (109th Congress) as made applicable to the House of Representatives by section 511(a)(4) of H. Res. 6 (110th Congress).

When said bill, as amended, was considered.

After debate,

Pursuant to House Resolution 387, the previous question was ordered on the bill, as amended.

The bill, as amended, was ordered to be engrossed and read a third time, was read a third time by title.

Mr. LEWIS of California, moved to recommit the bill to the Committee on Appropriations to report the same promptly with an amendment to make the bill deficit neutral.

After debate,

By unanimous consent, the previous question was ordered on the motion to recommit.

The question being put, *viva voce*,

Will the House recommit said bill?

The SPEAKER pro tempore, Mr. TIERNEY, announced that the nays had it.

Mr. LEWIS of California, objected to the vote on the ground that a quorum was not present and not voting.

A quorum not being present,

The roll was called under clause 6, rule XX, and the call was taken by electronic device.

When there appeared { Yeas ..... 184  
Nays ..... 233

¶66.39 [Roll No. 335]

**YEAS—184**

Aderholt	Crenshaw	Hensarling
Akin	Cubin	Heger
Alexander	Culberson	Hill
Bachmann	Davis (KY)	Hobson
Bachus	Davis, David	Hoekstra
Baker	Davis, Tom	Hulshof
Barrett (SC)	Deal (GA)	Hunter
Bartlett (MD)	Dent	Inglis (SC)
Barton (TX)	Diaz-Balart, L.	Issa
Biggert	Diaz-Balart, M.	Jindal
Bilbray	Doolittle	Jones (NC)
Bilirakis	Dreier	Jordan
Bishop (UT)	Duncan	Keller
Blackburn	Ehlers	King (IA)
Boehner	English (PA)	King (NY)
Bonner	Everett	Kingston
Bono	Fallin	Kirk
Boustany	Feeney	Kline (MN)
Brady (TX)	Ferguson	Knollenberg
Brown (SC)	Brown (SC)	Flake
Brown-Waite,	Forbes	LaHood
Ginny	Fossella	Lamborn
Buchanan	Fox	Latham
Burgess	Franks (AZ)	LaTourette
Burton (IN)	Frelinghuysen	Lewis (CA)
Buyer	Gallely	Lewis (KY)
Calvert	Garrett (NJ)	Linder
Camp (MI)	Gerlach	LoBiondo
Campbell (CA)	Gilchrest	Lungren, Daniel
Cannon	Gillmor	E.
Cantor	Gingrey	Mack
Capito	Gohmert	Manzullo
Carter	Goode	Marchant
Castle	Goodlatte	McCarthy (CA)
Chabot	Granger	McCaul (TX)
Coble	Graves	McCotter
Cole (OK)	Hall (TX)	McCrery
Conaway	Hayes	McHenry
Cooper	Heller	McHugh

McKeon	Regula	Stearns
Mica	Reichert	Sullivan
Miller (FL)	Reynolds	Tancredo
Miller (MI)	Rogers (AL)	Taylor
Miller, Gary	Rogers (KY)	Terry
Murphy, Patrick	Rogers (MI)	Thornberry
Murphy, Tim	Rohrabacher	Tiahrt
Myrick	Ros-Lehtinen	Tiberi
Neugebauer	Roskam	Turner
Nunes	Royce	Upton
Paul	Ryan (WI)	Walberg
Pearce	Sali	Walsh (NY)
Pence	Saxton	Wamp
Petri	Schmidt	Weldon (FL)
Pitts	Sensenbrenner	Weller
Platts	Sessions	Westmoreland
Poe	Shadegg	Whitfield
Porter	Sha	Wicker
Price (GA)	Shimkus	Wilson (NM)
Pryce (OH)	Shuster	Wilson (SC)
Putnam	Smith (NE)	Wolf
Radanovich	Smith (NJ)	Young (AK)
Ramstad	Smith (TX)	Young (FL)

**NAYS—233**

Abercrombie	Grijalva	Moran (KS)
Ackerman	Gutierrez	Moran (VA)
Allen	Hall (NY)	Murphy (CT)
Altmire	Hare	Murtha
Andrews	Harman	Musgrave
Arcuri	Hastings (FL)	Nadler
Baird	Hastings (WA)	Napolitano
Baldwin	Hereth Sandlin	Neal (MA)
Barrow	Higgins	Oberstar
Bean	Hinchee	Obey
Becerra	Hinojosa	Olver
Berkley	Hirono	Ortiz
Berman	Hodes	Pallone
Berry	Holden	Pascrell
Bishop (GA)	Holt	Pastor
Bishop (NY)	Honda	Payne
Blumenauer	Hooley	Perlmutter
Boozman	Hoyer	Peterson (MN)
Boren	Inslee	Pomeroy
Boswell	Israel	Price (NC)
Boucher	Jackson (IL)	Rahall
Boyd (FL)	Jackson-Lee	Rangel
Boyd (KS)	(TX)	Rehberg
Bralley (IA)	Jefferson	Renzi
Brown, Corrine	Johnson (GA)	Reyes
Butterfield	Johnson (IL)	Rodriguez
Capps	Johnson, E. B.	Ross
Capuano	Jones (OH)	Rothman
Cardoza	Kagen	Roybal-Allard
Carnahan	Kanjorski	Ruppersberger
Carney	Kaptur	Rush
Carson	Kennedy	Ryan (OH)
Castor	Kildee	Salazar
Chandler	Kilpatrick	Sánchez, Linda
Clarke	Kind	T.
Cleaver	Klein (FL)	Sanchez, Loretta
Clyburn	Kucinich	Sarbanes
Cohen	Lampson	Schakowsky
Costa	Langevin	Schiff
Costello	Lantos	Schwartz
Courtney	Larsen (WA)	Scott (GA)
Cramer	Larson (CT)	Scott (VA)
Crowley	Lee	Serrano
Cuellar	Levin	Sestak
Cummings	Lewis (GA)	Shea-Porter
Davis (AL)	Lipinski	Sherman
Davis (CA)	Loebsack	Shuler
Davis (IL)	Lofgren, Zoe	Simpson
Davis, Lincoln	Lowe	Sires
DeFazio	Lucas	Skelton
DeGette	Lynch	Slaughter
Delahunt	Mahoney (FL)	Smith (WA)
DeLauro	Maloney (NY)	Snyder
Dicks	Markey	Soils
Dingell	Marshall	Space
Doggett	Matheson	Spratt
Donnelly	Matsui	Stark
Doyle	McCarthy (NY)	Stupak
Edwards	McCollum (MN)	Sutton
Ellison	McDermott	Tanner
Ellsworth	McGovern	Tauscher
Emanuel	McIntyre	Thompson (CA)
Emerson	McNerney	Thompson (MS)
Eshoo	McNulty	Tierney
Etheridge	Meehan	Towns
Farr	Meek (FL)	Udall (CO)
Filner	Meeks (NY)	Udall (NM)
Fortenberry	Melancon	Van Hollen
Frank (MA)	Michaud	Velázquez
Giffords	Miller (NC)	Visclosky
Gillibrand	Miller, George	Walden (OR)
Gonzalez	Mitchell	Walz (MN)
Gordon	Mollohan	Wasserman
Green, Al	Moore (KS)	Schultz
Green, Gene	Moore (WI)	Waters



Watson	Welch (VT)	Wu
Watt	Wexler	Wynn
Waxman	Wilson (OH)	Yarmuth
Weiner	Woolsey	
NOT VOTING—15		
Baca	Drake	McMorris
Blunt	Engel	Rodgers
Brady (PA)	Fattah	Peterson (PA)
Clay	Hastert	Pickering
Conyers	Johnson, Sam	Souder
Davis, Jo Ann		

So the motion to recommit was not agreed to.

The question being put,  
Will the House pass said bill?

The SPEAKER pro tempore, Mr. TIERNEY, announced that pursuant to clause 10 of rule XX the yeas and nays were ordered, and the call was taken by electronic device.

It was decided in the { Yeas ..... 302  
affirmative ..... } Nays ..... 120

¶66.40 [Roll No. 336]

YEAS—302

Abercrombie	DeFazio	Johnson, E. B.
Ackerman	DeGette	Jones (NC)
Aderholt	Delahunt	Jones (OH)
Alexander	DeLauro	Kagen
Allen	Dicks	Kanjorski
Altmire	Dingell	Kaptur
Andrews	Doggett	Kennedy
Arcuri	Donnelly	Kildee
Baca	Doolittle	Kilpatrick
Bachus	Doyle	Kind
Baird	Edwards	King (IA)
Baldwin	Ellison	Kingston
Barrow	Ellsworth	Klein (FL)
Bartlett (MD)	Emanuel	Kucinich
Barton (TX)	Emerson	Kuhl (NY)
Becerra	English (PA)	Lampson
Berkley	Eshoo	Langevin
Berman	Etheridge	Lantos
Berry	Everett	Larsen (WA)
Bishop (GA)	Fallin	Larson (CT)
Bishop (NY)	Farr	Latham
Bishop (UT)	Filner	Lee
Blumenauer	Fortenberry	Levin
Bonner	Frank (MA)	Lewis (GA)
Bono	Gallely	Lewis (KY)
Boozman	Gerlach	Lipinski
Boren	Giffords	LoBiondo
Boswell	Gilchrest	Loesack
Boucher	Gillibrand	Lofgren, Zoe
Boustany	Gillmor	Lowey
Boyd (FL)	Gohmert	Lucas
Boyd (KS)	Gonzalez	Lynch
Brady (TX)	Gordon	Mahoney (FL)
Braley (IA)	Graves	Maloney (NY)
Brown, Corrine	Green, Al	Markey
Burton (IN)	Green, Gene	Marshall
Butterfield	Grijalva	Matheson
Buyer	Gutierrez	Matsui
Camp (MI)	Hall (NY)	McCarthy (CA)
Cannon	Hall (TX)	McCarthy (NY)
Capito	Hare	McCaul (TX)
Capps	Harman	McCollum (MN)
Capuano	Hastings (FL)	McDermott
Cardoza	Hastings (WA)	McGovern
Carnahan	Hayes	McHugh
Carney	Heller	McIntyre
Carson	Herger	McNerney
Carter	Herseth Sandlin	McNulty
Castor	Higgins	Meehan
Chandler	Hill	Meek (FL)
Clarke	Hinchey	Meeks (NY)
Cleaver	Hinojosa	Melancon
Clyburn	Hirono	Michaud
Cohen	Hodes	Miller (MI)
Cole (OK)	Holden	Miller (NC)
Conaway	Holt	Miller, George
Conyers	Honda	Mitchell
Costa	Hooley	Mollohan
Costello	Hoyer	Moore (KS)
Courtney	Hulshof	Moore (WI)
Cramer	Inslee	Moran (KS)
Crowley	Israel	Moran (VA)
Cubin	Jackson (IL)	Murphy (CT)
Cuellar	Jackson-Lee	Murtha
Cummings	(TX)	Musgrave
Davis (AL)	Jefferson	Nadler
Davis (CA)	Jindal	Napolitano
Davis (IL)	Johnson (GA)	Neal (MA)
Davis, Lincoln	Johnson (IL)	Neugebauer

Nunes	Rush	Tauscher
Oberstar	Ryan (OH)	Taylor
Obey	Salazar	Thompson (CA)
Oliver	Sali	Thompson (MS)
Ortiz	Sánchez, Linda	Thornberry
Pallone	T.	Tiahrt
Pascarell	Sanchez, Loretta	Tierney
Pastor	Sarbanes	Towns
Payne	Saxton	Udall (CO)
Pearce	Schakowsky	Udall (NM)
Perlmutter	Schiff	Van Hollen
Peterson (MN)	Schwartz	Velázquez
Pickering	Scott (GA)	Visclosky
Poe	Scott (VA)	Walden (OR)
Pomeroy	Serrano	Walsh (NY)
Porter	Sestak	Walz (MN)
Price (NC)	Shea-Porter	Wasserman
Radanovich	Sherman	Schultz
Rahall	Shuler	Waters
Rangel	Simpson	Watson
Rehberg	Sires	Watt
Reichert	Skelton	Weiner
Renzi	Slaughter	Welch (VT)
Reyes	Smith (NE)	Wexler
Reynolds	Smith (WA)	Whitfield
Rodriguez	Snyder	Wicker
Rogers (AL)	Solis	Wilson (NM)
Rogers (KY)	Space	Wilson (OH)
Ros-Lehtinen	Spratt	Woolsey
Ross	Stupak	Wu
Rothman	Sullivan	Wynn
Roybal-Allard	Sutton	Yarmuth
Ruppersberger	Tanner	

NAYS—120

Akin	Foxx	Pence
Bachmann	Franks (AZ)	Petri
Baker	Frelinghuysen	Pitts
Barrett (SC)	Garrett (NJ)	Platts
Bean	Gingrey	Price (GA)
Biggert	Goode	Pryce (OH)
Bilbray	Goodlatte	Putnam
Bilirakis	Granger	Ramstad
Blackburn	Hensarling	Regala
Blunt	Hobson	Rogers (MI)
Boehner	Hoekstra	Rohrabacher
Brown (SC)	Hunter	Roskam
Brown-Waite,	Inglis (SC)	Royce
Ginny	Issa	Ryan (WI)
Buchanan	Jordan	Schmidt
Burgess	Keller	Sensenbrenner
Calvert	King (NY)	Sessions
Campbell (CA)	Kirk	Shadegg
Cantor	Kline (MN)	Shays
Castle	Knollenberg	Shimkus
Chabot	LaHood	Shuster
Coble	Lamborn	Smith (NJ)
Cooper	LaTourette	Smith (TX)
Crenshaw	Lewis (CA)	Stark
Culberson	Linder	Stearns
Davis (KY)	Lungren, Daniel	Tancredo
Davis, David	E.	Terry
Davis, Tom	Mack	Tiberi
Deal (GA)	Manzullo	Turner
Dent	Marchant	Upton
Diaz-Balart, L.	McCotter	Walberg
Diaz-Balart, M.	McCrery	Wamp
Drake	McHenry	Waxman
Dreier	McKeon	Weldon (FL)
Duncan	Mica	Weller
Ehlers	Miller (FL)	Westmoreland
Feeeny	Miller, Gary	Wilson (SC)
Ferguson	Murphy, Patrick	Wolf
Flake	Murphy, Tim	Young (AK)
Forbes	Myrick	Young (FL)
Fossella	Paul	

NOT VOTING—10

Brady (PA)	Fattah	McMorris
Clay	Hastert	Rodgers
Davis, Jo Ann	Johnson, Sam	Peterson (PA)
Engel		Souder

So the bill was passed.

A motion to reconsider the vote whereby said bill was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said bill.

Pursuant to section 4 of House Resolution 387, H.R. 2207 is laid upon the table.

¶66.41 ORDER OF BUSINESS—  
PROCEEDINGS ON VOTES

On motion of Mr. REYES, by unanimous consent,

Ordered, That during consideration of the bill (H.R. 2082) to authorize appropriations for fiscal year 2008 for intelligence and intelligence-related activities of the United States Government, the Community Management Account, and the Central Intelligence Agency Retirement and Disability System and for other purposes; pursuant to House Resolution 388, the Chair reduce to two minutes the minimum time for electronic voting under clause 6 of rule XVIII and clauses 8 and 9 of rule XX.

¶66.42 POINT OF ORDER

Mr. WESTMORELAND made a point of order against consideration of the bill (H.R. 2082) to authorize appropriations for fiscal year 2008 for intelligence and intelligence-related activities of the United States Government, the Community Management Account, and the Central Intelligence Agency Retirement and Disability System and for other purposes; and said:

“I make a point of order under clause 9(a) of rule XXI regarding the earmarks in this bill, H.R. 2082. The list of earmarks in this bill fails to meet the requirements of clause 9(a) in that the list is deficient. One of the earmarks listed was included in the bill even though it failed to meet the requirement that the requesting Member notify in writing the chairman and ranking minority member of the committee.”

The SPEAKER pro tempore, Mr. TIERNEY, responded to the point of order, and said:

“Under clause 9(a) of rule XXI, the Chair is constrained to ask a threshold question relating to the cognizability of the point of order.

“Is the gentleman from Georgia alleging the absence of an entry in the report of the Permanent Select Committee on Intelligence in compliance with clause 9(a) of rule XXI?”

Mr. WESTMORELAND was further recognized to speak to the point of order and said:

“Mr. Speaker, I am saying that under clause 9(a) of rule XXI, that the list is deficient and did not include a notice to the ranking minority member on the committee of the earmark.”

The SPEAKER pro tempore, Mr. TIERNEY, overruled the point of order, and said:

“The Chair finds the entry on pages 50 and 51 of the Report of the Permanent Select Committee on Intelligence constitutes compliance with clause 9(a) of rule XXI.

“The point of order is overruled.”

¶66.43 APPROPRIATIONS FOR  
INTELLIGENCE AND INTELLIGENCE  
RELATED ACTIVITIES

The SPEAKER pro tempore, Mr. TIERNEY, pursuant to House Resolution 388 and rule XVIII, declared the House resolved into the Committee of the Whole House on the state of the Union for the consideration of the bill (H.R. 2082) to authorize appropriations for fiscal year 2008 for intelligence and

intelligence-related activities of the United States Government, the Community Management Account, and the Central Intelligence Agency Retirement and Disability System and for other purposes.

The SPEAKER pro tempore, Mr. TIERNEY, by unanimous consent, designated Mrs. TAUSCHER as Chairman of the Committee of the Whole; and after some time spent therein,

FRIDAY, MAY 11 (LEGISLATIVE DAY OF MAY 10), 2007

¶66.44 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment numbered 2, printed in House Report 110-144, submitted by Mr. HOEKSTRA:

Strike section 407 (page 24, line 17 through page 26, line 8).

It was decided in the { Yeas ..... 185 negative ..... } Nays ..... 230

¶66.45 [Roll No. 337]

AYES—185

- Aderholt Franks (AZ) Miller, Gary
Akin Frelinghuysen Moran (KS)
Alexander Gallegly Murphy, Tim
Bachmann Garrett (NJ) Musgrave
Bachus Gerlach Myrick
Baker Gillmor Neugebauer
Barrett (SC) Gingrey Nunes
Barton (TX) Gohmert Paul
Bean Goode Pearce
Biggart Goodlatte Pence
Bilbray Granger Petri
Bilirakis Graves Pickering
Bishop (UT) Hall (TX) Pitts
Blackburn Hastert Platts
Blunt Hastings (WA) Poe
Boehner Hayes Porter
Bonner Heller Price (GA)
Bono Hensarling Pryce (OH)
Boozman Herger Putnam
Boren Hobson Regula
Boustany Hoekstra Rehberg
Brady (TX) Hulshof Reichert
Brown (SC) Hunter Renzi
Brown-Waite, Ginny Issa Reynolds
Buchanan Jindal Rogers (AL)
Burgess Johnson, Sam Rogers (KY)
Burton (IN) Jones (NC) Rogers (MI)
Buyer Jordan Rohrabacher
Calvert Keller Ros-Lehtinen
Camp (MI) King (IA) Roskam
Campbell (CA) King (NY) Royce
Cannon Kingston Ryan (WI)
Cantor Kirk Sali
Capito Kline (MN) Schmidt
Carter Knollenberg Sensenbrenner
Chabot Kuhl (NY) Sessions
Coble LaHood Shadegg
Cole (OK) Lamborn Shimkus
Conaway Latham Shuster
Crenshaw LaTourette Simpson
Cubin Lewis (CA) Smith (NE)
Culberson Lewis (KY) Smith (TX)
Davis (KY) Linder Stearns
Davis, David Lucas Sullivan
Deal (GA) Lungren, Daniel E. Tancredo
Dent Mack Terry
Diaz-Balart, L. Manzanillo Thornberry
Diaz-Balart, M. Marchant Tiahrt
Drake McCarty (CA) Tiberi
Duncan McCaul (TX) Turner
Emerson McCotter Upton
English (PA) McCrery Walberg
Everett McHenry Walden (OR)
Fallin McHugh Walsh (NY)
Feeney McKeon Wamp
Flake Melancon Weldon (FL)
Forbes Mica Weller
Fortenberry Miller (FL) Westmoreland
Fossella Miller (MI) Whitfield
Foxy

- Wicker
Wilson (NM)
Wilson (SC) Wolf
Young (AK)
Young (FL)
NOES—230
Abercrombie
Ackerman
Allen
Altmire
Andrews
Arcuri
Baca
Baird
Baldwin
Barrow
Bartlett (MD)
Becerra
Berkley
Berman
Berry
Bishop (GA)
Bishop (NY)
Blumenauer
Boswell
Boucher
Boyd (FL)
Boyd (KS)
Braley (IA)
Brown, Corrine
Butterfield
Capps
Capuano
Cardoza
Carnahan
Carney
Castle
Castor
Chandler
Clarke
Clay
Clyburn
Cohen
Cooper
Costa
Costello
Courtney
Cramer
Crowley
Cummings
Davis (AL)
Davis (CA)
Davis (IL)
Davis, Lincoln
Davis, Tom
DeFazio
DeGette
Delahunt
DeLauro
Dicks
Dingell
Doggett
Donnelly
Doyle
Edwards
Ehlers
Ellison
Ellsworth
Emanuel
Eshoo
Etheridge
Faleomavaega
Farr
Ferguson
Filner
Frank (MA)
Giffords
Gilchrest
Gillibrand
Gonzalez
Gordon
Green, Al
Green, Gene
Gutierrez
Hall (NY)
Hare
Harman
Hastings (FL)
Hersteth Sandlin
Higgins
Hill
Hinchev
Hirono
Hodes
Holden
Holt
Honda
Hooley
Hoyer
Inslee
Israel
Jackson (IL)
Jackson-Lee
Kagen
Kanjorski
Kaptur
Kennedy
Kildee
Kilpatrick
Klein (FL)
Kucinich
Lampson
Langevin
Lantos
Larsen (WA)
Larson (CT)
Lee
Levin
Lewis (GA)
Lipinski
LoBiondo
Loebsack
Lofgren, Zoe
Lowey
Lynch
Maloney (NY)
Markey
Marshall
Matheson
Matsui
McCarthy (NY)
McCollum (MN)
McDermott
McGovern
McIntyre
McNerney
McNulty
Meehan
Meek (FL)
Meeks (NY)
Michaud
Miller (NC)
Miller, George
Mitchell
Mollohan
Moore (KS)
Moore (WI)
Moran (VA)
Murphy (CT)
Murphy, Patrick
Murtha
Nadler
Napolitano
Neal (MA)
Oberstar
Obey
Olver
Ortiz
Pallone
Pascarell
Pastor
Payne
Perlmutter
Peterson (MN)
Pomeroy
Price (NC)
Rahall
Ramstad
Rangel
Reyes
Rodriguez
Ross
Rothman
Roybal-Allard
Ruppersberger
Rush
Ryan (OH)
Salazar
Sanchez, Linda T.
Sanchez, Loretta
Sarbanes
Saxton
Schakowsky
Schiff
Schwartz
Scott (GA)
Scott (VA)
Serrano
Sestak
Shays
Shea-Porter
Sherman
Shuler
Sires
Skelton
Slaughter
Smith (NJ)
Smith (WA)
Snyder
Solis
Space
Spratt
Stark
Stupak
Sutton
Tanner
Tauscher
Taylor
Thompson (CA)
Thompson (MS)
Tierney
Towns
Udall (CO)
Udall (NM)
Van Hollen
Velázquez
Visclosky
Walz (MN)
Wasserman
Schultz
Waters
Watson
Watt
Waxman
Weiner
Welch (VT)
Wexler
Wilson (OH)
Woolsey
Wu
Wynn
Yarmuth

NOT VOTING—22

- Bordallo
Brady (PA)
Carson
Christensen
Cleaver
Conyers
Cuellar
Hinojosa
Jefferson
Doolittle
Mahoney (FL)
McMorris
Rodgers
Norton
Peterson (PA)
Radanovich
Souder

So the amendment was not agreed to.

¶66.46 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment

numbered 5, printed in House Report 110-144, submitted by Mr. ROGERS of Michigan:

Page 5, line 19, strike "The amounts" and insert "Subject to section 106, the amounts".

Page 6, line 9, strike "With the approval" and insert "Subject to section 106, with the approval".

Page 7, line 11, strike "The elements" and insert "Subject to section 106, the elements".

Page 8, line 5, strike "In addition" and insert "Subject to section 106, in addition".

At the end of title I (page 10, after line 2), add the following new section:

SEC. 106. LIMITATION ON NUMBER OF PERSONNEL OF THE OFFICE OF THE DIRECTOR OF NATIONAL INTELLIGENCE.

Notwithstanding any other provision of this Act, the Office of the Director of National Intelligence is authorized only the number of personnel as were serving in such Office on May 1, 2007.

It was decided in the { Yeas ..... 297 affirmative ..... } Nays ..... 122

¶66.47 [Roll No. 338]

AYES—297

- Ackerman
Aderholt
Akin
Alexander
Andrews
Arcuri
Baca
Bachmann
Bachus
Baker
Barrett (SC)
Bartlett (MD)
Barton (TX)
Bean
Berkley
Biggart
Bilbray
Bilirakis
Bishop (GA)
Bishop (UT)
Blackburn
Blumenauer
Blunt
Boehner
Bonner
Bono
Boozman
Boren
Boustany
Brady (TX)
Brown (SC)
Brown-Waite, Ginny
Buchanan
Burgess
Burton (IN)
Buyer
Calvert
Camp (MI)
Campbell (CA)
Cannon
Cantor
Capito
Carter
Chabot
Coble
Cole (OK)
Conaway
Crenshaw
Cubin
Culberson
Davis (KY)
Davis, David
Deal (GA)
Dent
Diaz-Balart, L.
Diaz-Balart, M.
Dingell
Doolittle
Drake
Dreier
Duncan
Edwards
Ehlers
Ellison
Emerson
Emerson
English (PA)
Everett
Faleomavaega
Fallin
Farr
Ferguson
Feeney
Forbes
Fortenberry
Ginny
Fossella
Foxy
Franks (AZ)
Frelinghuysen
Gallegly
Garrett (NJ)
Gerlach
Gilchrest
Gillmor
Gingrey
Gohmert
Goode
Goodlatte
Granger
Graves
Green, Al
Grijalva
Hall (TX)
Hare
Hastert
Hastings (FL)
Hastings (WA)
Hayes
Heller
Hensarling
Herger
Hersteth Sandlin
Hill
Hobson
Hodes
Hoekstra
Holden
Hooley
Hulshof
Hunter
Inglis (SC)
Issa
Jefferson
Jindal
Johnson (GA)
Johnson (IL)
Johnson, E. B.
Johnson, Sam
Jones (NC)
Jones (OH)
Jordan
Keller
Kildee
Kilpatrick
King (IA)
King (NY)
Kingston
Kline (MN)
Knollenberg
Kucinich
Kuhl (NY)
LaHood
Lamborn
Latham
Lee
Levin
Lewis (CA)
Lewis (KY)
Linder
LoBiondo
Loebback
Lucas
Lungren, Daniel E.
Lynch
Mack
Mahoney (FL)
Maloney (NY)
Manzanillo
Marchant
McCarty (CA)
McCaul (TX)
McCotter
McCrery
McDermott
McGovern
McHenry
McHugh
McNerney
Meek (FL)
Melancon
Mica
Michaud
Miller (FL)
Miller (MI)
Miller, Gary
Mollohan

Moore (KS) Rogers (MI) Taylor
Moore (WI) Rohrabacher Terry
Moran (KS) Ros-Lehtinen Thompson (MS)
Moran (VA) Roskam Thornberry
Murphy, Tim Royce Tiahrt
Musgrave Rush Tiberi
Myrick Ryan (WI) Tierney
Nadler Sali Towns
Napolitano Sarbanes Turner
Neugebauer Saxton Udall (CO)
Nunes Schakowsky Upton
Obey Schmidt Van Hollen
Paul Scott (GA) Walberg
Payne Scott (VA) Walden (OR)
Pearce Sensenbrenner Walsh (NY)
Pence Serrano Wamp
Peterson (MN) Sessions Wasserman
Petri Shadegg Schultz
Pickering Shays Watson
Pitts Shea-Porter Watt
Platts Sherman Weiner
Poe Shimkus Weldon (FL)
Pomeroy Shuster Weller
Porter Simpson Westmoreland
Price (GA) Smith (NE) Wexler
Pryce (OH) Smith (NJ) Whitfield
Putnam Smith (TX) Wicker
Ramstad Solis Wilson (NM)
Regula Space Wilson (OH)
Rehberg Stark Wilson (SC)
Reichert Stearns Wolf
Renzi Stupak Wu
Reynolds Sutton Wynn
Rogers (AL) Tancred Yarmuth
Rogers (KY) Tanner Young (FL)

NOES—122

Abercrombie Honda Ortiz
Allen Hoyer Pallone
Baird Inslee Pascarell
Baldwin Israel Pastor
Barrow Jackson (IL) Perlmutter
Becerra Jackson-Lee Price (NC)
Berman (TX) Rahall
Berry Kagen Rangel
Bishop (NY) Kanjorski Reyes
Boswell Kaptur Rodriguez
Boyda (KS) Kennedy Ross
Capps Kind Rothman
Capuano Kirk Roybal-Allard
Cardoza Lampson Ruppertsberger
Chandler Langevin Ryan (OH)
Cooper Lantos Salazar
Courtney Larsen (WA) Sanchez, Linda
Cramer Larson (CT) T.
Davis (CA) LaTourette Sanchez, Loretta
DeGette Lewis (GA) Schiff
DeLauro Lipinski Schwartz
Dicks Lofgren, Zoe Sestak
Doggett Lowey Shuler
Donnelly Markey Sires
Doyle Marshall Skelton
Ellsworth Matheson Slaughter
Emanuel Matsui Smith (WA)
Eshoo McCarthy (NY) Snyder
Etheridge McCollum (MN) Spratt
Flaner McIntyre Tauscher
Frank (MA) McNulty Thompson (CA)
Giffords Meehan Udall (NM)
Gillibrand Meeks (NY) Miller (NC)
Gonzalez Miller (NC) Velazquez
Gordon Miller, George Visclosky
Green, Gene Mitchell Walz (MN)
Hall (NY) Murphy (CT) Waters
Harman Murtha Waxman
Higgins Murtha Neal (MA) Welch (VT)
Hinchey Neal (MA) Woolsey
Hirono Oberstar Young (AK)
Holt Oliver

NOT VOTING—18

Bordallo Fattah Norton
Brady (PA) Fortuño Peterson (PA)
Christensen Gutierrez Radanovich
Cleaver Hinojosa Souder
Davis (IL) McKeon Sullivan
Davis, Jo Ann McMorris
Engel Rodgers

So the amendment was agreed to.

166.48 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment numbered 10, printed in House Report 110-144, submitted by Mr. SCHIFF:

At the end of subtitle A of title V (page 48, after line 5), add the following new section:

SEC. 503. REITERATION OF THE FOREIGN INTELLIGENCE SURVEILLANCE ACT OF 1978 AS THE EXCLUSIVE MEANS BY WHICH ELECTRONIC SURVEILLANCE MAY BE CONDUCTED FOR GATHERING FOREIGN INTELLIGENCE INFORMATION.

(a) EXCLUSIVE MEANS.—Notwithstanding any other provision of law, the Foreign Intelligence Surveillance Act of 1978 (50 U.S.C. 1801 et seq.) shall be the exclusive means by which electronic surveillance may be conducted for the purpose of gathering foreign intelligence information.

(b) SPECIFIC AUTHORIZATION REQUIRED FOR EXCEPTION.—Subsection (a) shall apply until specific statutory authorization for electronic surveillance, other than as an amendment to the Foreign Intelligence Surveillance Act of 1978 (50 U.S.C. 1801 et seq.), is enacted. Such specific statutory authorization shall be the only exception to subsection (a).

(c) DEFINITIONS.—In this section:

(1) ELECTRONIC SURVEILLANCE.—The term "electronic surveillance" has the meaning given the term in section 101(f) of the Foreign Intelligence Surveillance Act of 1978 (50 U.S.C. 1801(f)).

(2) FOREIGN INTELLIGENCE INFORMATION.—The term "foreign intelligence information" has the meaning given the term in section 101(e) of such Act (50 U.S.C. 1801(e)).

It was decided in the { Yeas ..... 245 affirmative ..... } Nays ..... 178

166.49

[Roll No. 339]

AYES—245

Abercrombie Dicks Kanjorski
Ackerman Dingell Kaptur
Allen Doggett Kennedy
Altmire Donnelly Kildee
Andrews Doyle Kilpatrick
Arcuri Duncan Kind
Baca Ehlers Kingston
Baird Ellison Kirk
Baldwin Ellsworth Klein (FL)
Bartlett (MD) Emanuel Kucinich
Bean Eshoo Lampson
Becerra Etheridge Langevin
Berkley Faleomavaega Lantos
Berman Farr Larsen (WA)
Berry Filner Larson (CT)
Bishop (GA) Flake Lee
Bishop (NY) Frank (MA)
Giffords Giffords Lewis (GA)
Gilchrist Gilchrist Lipinski
Gillibrand Gillibrand Loeb sack
Gillmor Gillmor Lofgren, Zoe
Gonzalez Boyd (FL) Lowey
Gordon Boyd (KS) Lynch
Green, Al Green, Al Mack
Green, Gene Green, Gene Mahoney (FL)
Grijalva Grijalva Maloney (NY)
Gutierrez Gutierrez Manzullo
Hall (NY) Hall (NY) Marchant
Hare Hare Matheson
Harman Harman Matsui
Hastings (FL) Hastings (FL) Matsui
Hersteth Sandlin McCarthy (NY)
Higgins Higgins McCollum (MN)
Hill Hill McDermott
Hinchey Hinchey McGovern
Hirono Hirono McIntyre
Hodes Hodes McNerney
Holden Holden McNulty
Holt Holt Meehan
Honda Honda Meek (FL)
Hooley Hooley Meeks (NY)
Hoyer Hoyer Michaud
Inglis (SC) Inglis (SC) Miller (NC)
Inslee Inslee Miller, George
Israel Israel Mitchell
Jackson (IL) Jackson (IL) Mollohan
Jackson-Lee Jackson-Lee Moore (KS)
(TX) Moore (WI)
Jefferson Moran (KS)
Johnson (GA) Moran (VA)
Johnson (IL) Murphy (CT)
Johnson, E. B. Murphy, Patrick
Jones (NC) Murtha
Jones (OH) Nadler
Kagen Kagen Napolitano

Neal (MA) Sanchez, Linda Taylor
Oberstar T. Thompson (CA)
Obey Sanchez, Loretta Thompson (MS)
Oliver Sarbanes Tierney
Ortiz Schakowsky Towns
Pallone Schiff Udall (CO)
Pascarell Schwartz Udall (NM)
Pastor Scott (GA) Upton
Paul Scott (VA) Van Hollen
Payne Serrano Velazquez
Perlmutter Sestak Visclosky
Peterson (MN) Shea-Porter Walberg
Petri Sherman Walz (MN)
Pomeroy Shuler Wamp
Price (NC) Sires Wasserman
Rahall Skelton Schultz
Rangel Slaughter Waters
Reyes Smith (WA) Watson
Rodriguez Snyder Watt
Ross Solis Waxman
Rothman Space Weiner
Roybal-Allard Spratt Welch (VT)
Ruppertsberger Stark Wexler
Rush Stearns Wilson (OH)
Ryan (OH) Stupak Woolsey
Salazar Sutton Wu
Sali Tanner Wynn
Tauscher Tauscher Yarmuth

NOES—178

Aderholt Forbes Murphy, Tim
Akin Fortenberry Musgrave
Alexander Fossella Myrick
Bachmann Foyx Neugebauer
Bachus Franks (AZ) Nunes
Baker Frelinghuysen Pearce
Barrett (SC) Gallegly Pence
Barrow Garrett (NJ) Pickering
Barton (TX) Gerlach Pitts
Biggart Gingrey Platts
Bilbray Gohmert Poe
Bilirakis Goode Porter
Bishop (UT) Goodlatte Price (GA)
Blackburn Granger Pryce (OH)
Blunt Graves Putnam
Boehner Hall (TX) Ramstad
Bonner Hastert Regula
Bono Hastings (WA) Rehberg
Boozman Hayes Reichert
Boustany Heller Renzi
Brady (TX) Hensarling Reynolds
Brown (SC) Herger Rogers (AL)
Brown-Waite, Hobson Rogers (KY)
Ginny Hoekstra Rogers (MI)
Buchanan Hulshof Rohrabacher
Burgess Hunter Ros-Lehtinen
Burton (IN) Issa Roskam
Buyer Jindal Royce
Calvert Johnson, Sam Ryan (WI)
Camp (MI) Jordan Saxton
Campbell (CA) Keller Schmidt
Cannon King (IA) Sensenbrenner
Cantor King (NY) Sessions
Capito Kline (MN) Shadegg
Carter Knollenberg Shays
Castle Kuhl (NY) Shimkus
Chabot LaHood Shuster
Coble Lamborn Simpson
Cole (OK) Latham Smith (NE)
Conaway LaTourette Smith (NJ)
Crenshaw Lewis (CA) Smith (TX)
Cubin Lewis (KY) Sullivan
Culberson Linder Tancred
Davis (KY) LoBiondo Terry
Davis, Lincoln Lucas Thornberry
Davis, Tom Lungren, Daniel Tiahrt
Deal (GA) E. Tiberi
Dent Marshall Turner
Diaz-Balart, L. McCarthy (CA) Walden (OR)
Diaz-Balart, M. McCaul (TX) Walsh (NY)
Doolittle McCotter Weldon (FL)
Drake McCrery Weller
Dreier McHenry Westmoreland
Edwards McHugh Whitfield
Emerson McKeon Wicker
English (PA) Melancon Wilson (NM)
Everett Mica Wilson (SC)
Fallin Miller (FL) Wolf
Feeney Miller (MI) Young (AK)
Ferguson Miller, Gary Young (FL)

NOT VOTING—14

Bordallo Fattah Peterson (PA)
Brady (PA) Fortuño Radanovich
Christensen Hinojosa Souder
Cleaver McMorris
Davis, Jo Ann Rodgers
Engel Norton

So the amendment was agreed to.

The SPEAKER pro tempore, Mr. WEINER, assumed the Chair.

When Mrs. TAUSCHER, Chairman, pursuant to House Resolution 388, reported the bill back to the House with an amendment adopted by the Committee.

The previous question having been ordered by said resolution.

The following amendment, reported from the Committee of the Whole House on the state of the Union, was agreed to:

Strike out all after the enacting clause and insert:

**SECTION 1. SHORT TITLE; TABLE OF CONTENTS.**

(a) SHORT TITLE.—This Act may be cited as the “Intelligence Authorization Act for Fiscal Year 2008”.

(b) TABLE OF CONTENTS.—The table of contents of this Act is as follows:

Sec. 1. Short title; table of contents.

Sec. 2. Definitions.

**TITLE I—INTELLIGENCE ACTIVITIES**

Sec. 101. Authorization of appropriations.

Sec. 102. Classified Schedule of Authorizations.

Sec. 103. Personnel ceiling adjustments.

Sec. 104. Intelligence Community Management Account.

Sec. 105. Incorporation of reporting requirements.

Sec. 106. Limitation on number of personnel of the Office of the Director of National Intelligence.

**TITLE II—CENTRAL INTELLIGENCE AGENCY RETIREMENT AND DISABILITY SYSTEM**

Sec. 201. Authorization of appropriations.

Sec. 202. Technical amendment to mandatory retirement provision.

**TITLE III—INTELLIGENCE AND GENERAL INTELLIGENCE COMMUNITY PROVISIONS**

Sec. 301. Increase in employee compensation and benefits authorized by law.

Sec. 302. Restriction on conduct of intelligence activities.

Sec. 303. Clarification of definition of intelligence community under the National Security Act of 1947.

Sec. 304. Extension to the intelligence community of authority to delete information about receipt and disposition of foreign gifts.

Sec. 305. Modification of requirements for reprogramming of funds for intelligence activities.

Sec. 306. Delegation of authority for travel on common carriers for intelligence collection personnel.

Sec. 307. Report on proposed pay for performance intelligence community personnel management system.

Sec. 308. Plan to increase diversity in the intelligence community.

Sec. 309. Modifications to annual report on protection of intelligence identities.

**TITLE IV—MATTERS RELATING TO ELEMENTS OF THE INTELLIGENCE COMMUNITY**

**Subtitle A—Office of the Director of National Intelligence**

Sec. 401. Clarification of limitation on co-location of the Office of the Director of National Intelligence.

Sec. 402. Membership of the Director of National Intelligence on the transportation security oversight Board.

Sec. 403. Additional duties of the Director of Science and Technology of the Office of the Director of National Intelligence.

Sec. 404. Leadership and location of certain offices and officials.

Sec. 405. Eligibility for incentive awards of personnel assigned to the Office of the Director of National Intelligence.

Sec. 406. Multi-level security clearances.

Sec. 407. National intelligence estimate on global climate change.

Sec. 408. Plan to implement recommendations of the data center efficiency reports.

Sec. 409. Comprehensive inventory of special access programs.

Sec. 410. Quarterly intelligence reports to Congress on Iran and North Korea.

Sec. 411. Accountability in intelligence contracting.

Sec. 412. Annual report on foreign language proficiency in the intelligence community.

Sec. 413. Intelligence community reports on foreign language proficiency.

Sec. 414. Report on personnel of the intelligence community.

Sec. 415. Director of National Intelligence report on retirement benefits for former employees of Air America.

**Subtitle B—Central Intelligence Agency**

Sec. 421. Deputy Director of the Central Intelligence Agency.

Sec. 422. General authorities of the Central Intelligence Agency.

Sec. 423. Review of covert action programs by Inspector General of the CIA.

Sec. 424. Report on audited financial statements progress.

**Subtitle C—Other Elements**

Sec. 431. Clarifying amendments relating to Section 105 of the Intelligence Authorization Act for Fiscal Year 2004.

Sec. 432. Repeal of certain authorities relating to the Office of the National Counterintelligence Executive.

Sec. 433. Clarification of inclusion of Coast Guard and Drug Enforcement Administration elements in the Intelligence Community.

**TITLE V—OTHER MATTERS**

**Subtitle A—General Intelligence Matters**

Sec. 501. Aerial reconnaissance platforms.

Sec. 502. Extension of national commission for review of research and development programs of the United States intelligence community.

Sec. 503. Report on authorization to overthrow democratically elected governments.

Sec. 504. Reiteration of the Foreign Intelligence Surveillance Act of 1978 as the exclusive means by which electronic surveillance may be conducted for gathering foreign intelligence information.

**Subtitle B—Technical Amendments**

Sec. 511. Technical amendments relating to the multiyear National Intelligence Program.

Sec. 512. Technical clarification of certain references to joint military intelligence Program and tactical intelligence and related Activities.

Sec. 513. Technical amendments to the National Security Act of 1947.

Sec. 514. Technical amendments to the Intelligence Reform and Terrorism Prevention Act of 2004.

Sec. 515. Technical amendments to the Executive Schedule.

Sec. 516. Technical amendments relating to titles of Central Intelligence Agency positions.

Sec. 517. Technical amendments relating to redesignation of the National Imagery and Mapping Agency as the national Geospatial-Intelligence Agency.

**TITLE VI—COMMUNICATION OF INFORMATION CONCERNING TERRORIST THREATS**

Sec. 601. Identification of best practices.

Sec. 602. Centers of best practices.

**SEC. 2. DEFINITIONS.**

In this Act:

(1) CONGRESSIONAL INTELLIGENCE COMMITTEES.—The term “congressional intelligence committees” means—

(A) the Permanent Select Committee on Intelligence of the House of Representatives; and

(B) the Select Committee on Intelligence of the Senate.

(2) INTELLIGENCE COMMUNITY.—The term “intelligence community” has the meaning given the term in section 3(4) of the National Security Act of 1947 (50 U.S.C. 401a(4)).

**TITLE I—INTELLIGENCE ACTIVITIES**

**SEC. 101. AUTHORIZATION OF APPROPRIATIONS.**

Funds are hereby authorized to be appropriated for fiscal year 2008 for the conduct of the intelligence and intelligence-related activities of the following elements of the United States Government:

(1) The Office of the Director of National Intelligence.

(2) The Central Intelligence Agency.

(3) The Department of Defense.

(4) The Defense Intelligence Agency.

(5) The National Security Agency.

(6) The Department of the Army, the Department of the Navy, and the Department of the Air Force.

(7) The Coast Guard.

(8) The Department of State.

(9) The Department of the Treasury.

(10) The Department of Energy.

(11) The Department of Justice.

(12) The Federal Bureau of Investigation.

(13) The Drug Enforcement Administration.

(14) The National Reconnaissance Office.

(15) The National Geospatial-Intelligence Agency.

(16) The Department of Homeland Security.

**SEC. 102. CLASSIFIED SCHEDULE OF AUTHORIZATIONS.**

(a) SPECIFICATIONS OF AMOUNTS AND PERSONNEL CEILINGS.—Subject to section 106, the amounts authorized to be appropriated under section 101, and the authorized personnel ceilings as of September 30, 2008, for the conduct of the intelligence and intelligence-related activities of the elements listed in such section, are those specified in the classified Schedule of Authorizations prepared to accompany the bill H.R. 2082 of the One Hundred Tenth Congress.

(b) AVAILABILITY OF CLASSIFIED SCHEDULE OF AUTHORIZATIONS.—The Schedule of Authorizations shall be made available to the Committees on Appropriations of the Senate and House of Representatives and to the President. The President shall provide for suitable distribution of the Schedule, or of appropriate portions of the Schedule, within the executive branch.

**SEC. 103. PERSONNEL CEILING ADJUSTMENTS.**

(a) AUTHORITY FOR ADJUSTMENTS.—Subject to section 106, with the approval of the Director of the Office of Management and Budget, the Director of National Intelligence may authorize employment of civilian personnel in excess of the number authorized for fiscal year 2008 under section 102 when the Director of National Intelligence determines

that such action is necessary to the performance of important intelligence functions, except that the number of personnel employed in excess of the number authorized under such section may not, for any element of the intelligence community, exceed 2 percent of the number of civilian personnel authorized under such section for such element.

(b) NOTICE TO INTELLIGENCE COMMITTEES.—The Director of National Intelligence shall promptly notify the congressional intelligence committees whenever the Director exercises the authority granted by this section.

**SEC. 104. INTELLIGENCE COMMUNITY MANAGEMENT ACCOUNT.**

(a) AUTHORIZATION OF APPROPRIATIONS.—There is authorized to be appropriated for the Intelligence Community Management Account of the Director of National Intelligence for fiscal year 2008 the sum of \$737,876,000. Within such amount, funds identified in the classified Schedule of Authorizations referred to in section 102(a) for advanced research and development shall remain available until September 30, 2009.

(b) AUTHORIZED PERSONNEL LEVELS.—Subject to section 106, the elements within the Intelligence Community Management Account of the Director of National Intelligence are authorized 1035 full-time personnel as of September 30, 2008. Personnel serving in such elements may be permanent employees of the Intelligence Community Management Account or personnel detailed from other elements of the United States Government.

(c) CLASSIFIED AUTHORIZATIONS.—

(1) AUTHORIZATION OF APPROPRIATIONS.—In addition to amounts authorized to be appropriated for the Intelligence Community Management Account by subsection (a), there are also authorized to be appropriated for the Intelligence Community Management Account for fiscal year 2008 such additional amounts as are specified in the classified Schedule of Authorizations referred to in section 102(a). Such additional amounts for advanced research and development shall remain available until September 30, 2009.

(2) AUTHORIZATION OF PERSONNEL.—Subject to section 106, in addition to the personnel authorized by subsection (b) for elements of the Intelligence Community Management Account as of September 30, 2008, there are also authorized such additional personnel for such elements as of that date as are specified in the classified Schedule of Authorizations.

(d) REIMBURSEMENT.—Except as provided in section 113 of the National Security Act of 1947 (50 U.S.C. 404h), during fiscal year 2008 any officer or employee of the United States or a member of the Armed Forces who is detailed to the staff of the Intelligence Community Management Account from another element of the United States Government shall be detailed on a reimbursable basis, except that any such officer, employee, or member may be detailed on a nonreimbursable basis for a period of less than one year for the performance of temporary functions as required by the Director of National Intelligence.

(e) NATIONAL DRUG INTELLIGENCE CENTER.—

(1) IN GENERAL.—Of the amount authorized to be appropriated in subsection (a), \$39,000,000 shall be available for the National Drug Intelligence Center. Within such amount, funds provided for research, development, testing, and evaluation purposes shall remain available until September 30, 2009, and funds provided for procurement purposes shall remain available until September 30, 2010.

(2) TRANSFER OF FUNDS.—The Director of National Intelligence shall transfer to the Attorney General funds available for the National Drug Intelligence Center under para-

graph (1). The Attorney General shall utilize funds so transferred for the activities of the National Drug Intelligence Center.

(3) LIMITATION.—Amounts available for the National Drug Intelligence Center may not be used for purposes of exercising police, subpoena, or law enforcement powers or internal security functions.

(4) AUTHORITY.—Notwithstanding any other provision of law, the Attorney General shall retain full authority over the operations of the National Drug Intelligence Center.

**SEC. 105. INCORPORATION OF REPORTING REQUIREMENTS.**

Each requirement to submit a report to the congressional intelligence committees that is included in the joint explanatory statement to accompany the conference report on the bill H.R. 2082 of the One Hundred Tenth Congress, or in the classified annex to this Act, is hereby incorporated into this Act, and is hereby made a requirement in law.

**SEC. 106. LIMITATION ON NUMBER OF PERSONNEL OF THE OFFICE OF THE DIRECTOR OF NATIONAL INTELLIGENCE.**

Notwithstanding any other provision of this Act, the Office of the Director of National Intelligence is authorized only the number of personnel as were serving in such Office on May 1, 2007.

**TITLE II—CENTRAL INTELLIGENCE AGENCY RETIREMENT AND DISABILITY SYSTEM**

**SEC. 201. AUTHORIZATION OF APPROPRIATIONS.**

There is authorized to be appropriated for the Central Intelligence Agency Retirement and Disability Fund for fiscal year 2008 the sum of \$262,500,000.

**SEC. 202. TECHNICAL AMENDMENT TO MANDATORY RETIREMENT PROVISION.**

Section 235(b)(1)(A) of the Central Intelligence Agency Retirement Act (50 U.S.C. 2055(b)(1)(A)) is amended to read as follows:

“(A) upon reaching age 65, in the case of a participant in the system serving in a position with a Senior Intelligence Service rank of level 4 or above;”.

**TITLE III—INTELLIGENCE AND GENERAL INTELLIGENCE COMMUNITY PROVISIONS**

**SEC. 301. INCREASE IN EMPLOYEE COMPENSATION AND BENEFITS AUTHORIZED BY LAW.**

Appropriations authorized by this Act for salary, pay, retirement, and other benefits for Federal employees may be increased by such additional or supplemental amounts as may be necessary for increases in such compensation or benefits authorized by law.

**SEC. 302. RESTRICTION ON CONDUCT OF INTELLIGENCE ACTIVITIES.**

The authorization of appropriations by this Act shall not be deemed to constitute authority for the conduct of any intelligence activity which is not otherwise authorized by the Constitution or the laws of the United States.

**SEC. 303. CLARIFICATION OF DEFINITION OF INTELLIGENCE COMMUNITY UNDER THE NATIONAL SECURITY ACT OF 1947.**

Subparagraph (L) of section 3(4) of the National Security Act of 1947 (50 U.S.C. 401a(4)) is amended by striking “other” the second place it appears.

**SEC. 304. EXTENSION TO THE INTELLIGENCE COMMUNITY OF AUTHORITY TO DELETE INFORMATION ABOUT RECEIPT AND DISPOSITION OF FOREIGN GIFTS.**

Section 7342(f)(4) of title 5, United States Code, is amended to read as follows:

“(4) In transmitting such listings for an element of the intelligence community (as such term is defined in section 3(4) of the National Security Act of 1947 (50 U.S.C.

401a(4))), the head of such element of the intelligence community may delete the information described in subparagraphs (A) and (C) of paragraphs (2) and (3) if the head of such element of the intelligence community certifies in writing to the Secretary of State that the publication of such information could adversely affect United States intelligence sources or methods.”.

**SEC. 305. MODIFICATION OF REQUIREMENTS FOR REPROGRAMMING OF FUNDS FOR INTELLIGENCE ACTIVITIES.**

Section 504(a)(3)(B) of the National Security Act of 1947 (50 U.S.C. 414(a)(3)(B)) is amended to read as follows:

“(B) the activity to be funded supports an emergent need, improves program effectiveness, or increases efficiency; and”.

**SEC. 306. DELEGATION OF AUTHORITY FOR TRAVEL ON COMMON CARRIERS FOR INTELLIGENCE COLLECTION PERSONNEL.**

(a) DELEGATION OF AUTHORITY.—Section 116(b) of the National Security Act of 1947 (50 U.S.C. 404k(b)) is amended—

(1) by inserting “(1)” before “The Director”;

(2) in paragraph (1), by striking “may only delegate” and all that follows and inserting “may delegate the authority in subsection (a) to the head of any other element of the intelligence community.”; and

(3) by adding at the end the following new paragraph:

“(2) The head of an element of the intelligence community to whom the authority in subsection (a) is delegated pursuant to paragraph (1) may further delegate such authority to such senior officials of such element as are specified in guidelines prescribed by the Director of National Intelligence for purposes of this paragraph.”.

(b) SUBMISSION OF GUIDELINES TO CONGRESS.—Not later than six months after the date of the enactment of this Act, the Director of National Intelligence shall prescribe and submit to the congressional intelligence committees the guidelines referred to in paragraph (2) of section 116(b) of the National Security Act of 1947, as added by subsection (a).

**SEC. 307. REPORT ON PROPOSED PAY FOR PERFORMANCE INTELLIGENCE COMMUNITY PERSONNEL MANAGEMENT SYSTEM.**

(a) PROHIBITION ON PAY FOR PERFORMANCE UNTIL REPORT.—The Director of National Intelligence and the head of each element of the intelligence community may not implement a plan that provides compensation to personnel of an element of the intelligence community based on performance until the date that is 45 days after the date on which the Director of National Intelligence submits a report under subsection (b).

(b) REPORT.—The Director of National Intelligence shall submit to the congressional intelligence committees a report on performance-based compensation for the intelligence community, including—

(1) an implementation time line, by phase and by element of the intelligence community, which includes target dates for completion of—

(A) the development of performance appraisal plans;

(B) establishment of oversight and appeal mechanisms;

(C) deployment of information technology systems;

(D) management training;

(E) employee training;

(F) compensation transition; and

(G) full operational capacity;

(2) an estimated budget, by phase of implementation and element of the intelligence community, for the implementation of the performance-based compensation system;

(3) an evaluation plan to monitor the implementation of the performance-based compensation system and to improve and modify such system;

(4) written standards for measuring the performance of employees;

(5) a description of the performance-based compensation system, including budget oversight mechanisms to ensure sufficient funds to pay employees for bonuses;

(6) a description of internal and external accountability mechanisms to ensure the fair treatment of employees;

(7) a plan for initial and ongoing training for senior executives, managers, and employees;

(8) a description of the role of any advisory committee or other mechanism designed to gather the input of employees relating to the creation and implementation of the system; and

(9) an assessment of the impact of the performance-based compensation system on women, minorities, persons with disabilities, and veterans.

**SEC. 308. PLAN TO INCREASE DIVERSITY IN THE INTELLIGENCE COMMUNITY.**

(a) **STRATEGIC PLAN REQUIRED.**—The Director of National Intelligence shall submit to the congressional intelligence committees a plan to increase diversity across the intelligence community. Such plan shall include—

(1) a description of the long term and short term goals for the intelligence community;

(2) a description of how the plan will be implemented by each element of the intelligence community, taking into account the unique nature of individual elements of the intelligence community;

(3) training and education programs for senior officials and managers; and

(4) performance metrics.

(b) **RESTRICTION ON COMMUNITY MANAGEMENT FUNDS UNTIL SUBMISSION OF PLAN.**—The Director of National Intelligence may only obligate or expend 80 percent of the funds appropriated to the Intelligence Community Management Account pursuant to section 104(a) until the date on which the report required under subsection (a) is submitted.

**SEC. 309. MODIFICATIONS TO ANNUAL REPORT ON PROTECTION OF INTELLIGENCE IDENTITIES.**

The first sentence of section 603(a) of the National Security Act of 1947 (50 U.S.C. 423(a)) is amended by inserting “, including an assessment of the need for any modification of this title for the purpose of improving legal protections for covert agents” after “measures to protect the identities of covert agents”.

**TITLE IV—MATTERS RELATING TO ELEMENTS OF THE INTELLIGENCE COMMUNITY**

**Subtitle A—Office of the Director of National Intelligence**

**SEC. 401. CLARIFICATION OF LIMITATION ON COLOCATION OF THE OFFICE OF THE DIRECTOR OF NATIONAL INTELLIGENCE.**

Section 103(e) of the National Security Act of 1947 (50 U.S.C. 403-3(e)) is amended—

(1) in the heading, by striking “WITH” and inserting “OF HEADQUARTERS WITH HEADQUARTERS OF”;

(2) by inserting “the headquarters of” before “the Office”; and

(3) by inserting “the headquarters of” before “any other element”.

**SEC. 402. MEMBERSHIP OF THE DIRECTOR OF NATIONAL INTELLIGENCE ON THE TRANSPORTATION SECURITY OVERSIGHT BOARD.**

Subparagraph (F) of section 115(b)(1) of title 49, United States Code, is amended to read as follows:

“(F) The Director of National Intelligence, or the Director’s designee.”.

**SEC. 403. ADDITIONAL DUTIES OF THE DIRECTOR OF SCIENCE AND TECHNOLOGY OF THE OFFICE OF THE DIRECTOR OF NATIONAL INTELLIGENCE.**

(a) **COORDINATION AND PRIORITIZATION OF RESEARCH CONDUCTED BY ELEMENTS OF INTELLIGENCE COMMUNITY.**—Subsection (d) of section 103E of the National Security Act of 1947 (50 U.S.C. 403-3e) is amended—

(1) in paragraph (3)(A), by inserting “and prioritize” after “coordinate”; and

(2) by adding at the end the following new paragraph:

“(4) In carrying out paragraph (3)(A), the Committee shall identify basic, advanced, and applied research programs to be executed by elements of the intelligence community.”.

(b) **DEVELOPMENT OF TECHNOLOGY GOALS.**—Such section is further amended—

(1) in subsection (c)—

(A) in paragraph (4), by striking “and” at the end;

(B) by redesignating paragraph (5) as paragraph (6); and

(C) by inserting after paragraph (4) the following new paragraph:

“(5) assist the Director in establishing goals for the elements of the intelligence community to meet the technology needs of the intelligence community; and”;

(2) by adding at the end the following new subsection:

“(e) **GOALS FOR TECHNOLOGY NEEDS OF INTELLIGENCE COMMUNITY.**—In carrying out subsection (c)(5), the Director of Science and Technology shall—

“(1) systematically identify and assess the most significant intelligence challenges that require technical solutions;

“(2) examine options to enhance the responsiveness of research programs; and

“(3) ensure that programs are designed to meet the technical requirements of the intelligence community.”.

(c) **REPORT.**—(1) Not later than June 30, 2008, the Director of National Intelligence shall submit to Congress a report containing a strategy for the development and use of technology in the intelligence community through 2018.

(2) The report shall include—

(A) an assessment of the highest priority intelligence gaps across the intelligence community that may be resolved by the use of technology;

(B) goals for basic, advanced, and applied research and development and a strategy to achieve such goals;

(C) an explanation of how each advanced research and development project funded under the National Intelligence Program addresses an identified intelligence gap;

(D) a list of all current and projected research and development projects by research type (basic, advanced, or applied) with estimated funding levels, estimated initiation dates, and estimated completion dates; and

(E) a plan to transition technology from research and development projects into National Intelligence Program acquisition programs.

(3) The report may be submitted in classified form.

**SEC. 404. LEADERSHIP AND LOCATION OF CERTAIN OFFICES AND OFFICIALS.**

(a) **NATIONAL COUNTER PROLIFERATION CENTER.**—Section 119A(a) of the National Security Act of 1947 (50 U.S.C. 404o-1(a)) is amended—

(1) by striking “ESTABLISHMENT.—Not later than 18 months after the date of the enactment of the National Security Intelligence Reform Act of 2004, the” and inserting “(1) ESTABLISHMENT.—The”; and

(2) by adding at the end the following new paragraphs:

“(2) **DIRECTOR.**—The head of the National Counter Proliferation Center shall be the Director of the National Counter Proliferation Center, who shall be appointed by the Director of National Intelligence.

“(3) **LOCATION.**—The National Counter Proliferation Center shall be located within the Office of the Director of National Intelligence.”.

(b) **OFFICERS.**—Section 103(c) of that Act (50 U.S.C. 403-3(c)) is amended—

(1) by redesignating paragraph (9) as paragraph (13); and

(2) by inserting after paragraph (8) the following new paragraphs:

“(9) The Chief Information Officer of the intelligence community.

“(10) The Inspector General of the intelligence community.

“(11) The Director of the National Counterterrorism Center.

“(12) The Director of the National Counter Proliferation Center.”.

**SEC. 405. ELIGIBILITY FOR INCENTIVE AWARDS OF PERSONNEL ASSIGNED TO THE OFFICE OF THE DIRECTOR OF NATIONAL INTELLIGENCE.**

(a) **IN GENERAL.**—Subsection (a) of section 402 of the Intelligence Authorization Act for Fiscal Year 1984 (50 U.S.C. 403e-1) is amended to read as follows:

“(a) **AUTHORITY FOR PAYMENT OF AWARDS.**—(1) The Director of National Intelligence may exercise the authority granted in section 4503 of title 5, United States Code, with respect to Federal employees and members of the Armed Forces detailed or assigned to the Office of the Director of National Intelligence in the same manner as such authority may be exercised with respect to personnel of the Office.

“(2) The Director of the Central Intelligence Agency may exercise the authority granted in section 4503 of title 5, United States Code, with respect to Federal employees and members of the Armed Forces detailed or assigned to the Central Intelligence Agency in the same manner as such authority may be exercised with respect to personnel of the Agency.”.

(b) **REPEAL OF OBSOLETE AUTHORITY.**—Such section is further amended—

(1) by striking subsection (c); and

(2) by redesignating subsection (d) as subsection (c).

(c) **CONFORMING AMENDMENTS.**—Such section is further amended—

(1) in subsection (b), by striking “to the Central Intelligence Agency or to the Intelligence Community Staff” and inserting “to the Office of the Director of National Intelligence or to the Central Intelligence Agency”; and

(2) in subsection (c), as redesignated by subsection (b)(2) of this section, by striking “Director of Central Intelligence” and inserting “Director of National Intelligence or Director of the Central Intelligence Agency”.

(d) **TECHNICAL AND STYLISTIC AMENDMENTS.**—That section is further amended—

(1) in subsection (b)—

(A) by inserting “PERSONNEL ELIGIBLE FOR AWARDS.—” after “(b)”;

(B) by striking “subsection (a) of this section” and inserting “subsection (a)”;

(C) by striking “a date five years before the date of enactment of this section” and inserting “December 9, 1978”; and

(2) in subsection (c), as so redesignated, by inserting “PAYMENT AND ACCEPTANCE OF AWARDS.—” after “(c)”.

**SEC. 406. MULTI-LEVEL SECURITY CLEARANCES.**

(a) **IN GENERAL.**—Section 102A of the National Security Act of 1947 (50 U.S.C. 403-1) is amended by adding at the end the following new subsection:

“(s) **MULTI-LEVEL SECURITY CLEARANCES.**—The Director of National Intelligence shall



establish a multi-level security clearance system for the intelligence community to enable the intelligence community to more efficiently make use of persons proficient in foreign languages or with cultural, linguistic, or other subject matter expertise that is critical to national security.”.

(b) **ESTABLISHMENT DATE.**—The Director of National Intelligence shall establish a multi-level security clearance system under section 102A(s) of the National Security Act of 1947, as added by subsection (a), not later than 180 days after the date of the enactment of this Act.

**SEC. 407. NATIONAL INTELLIGENCE ESTIMATE ON GLOBAL CLIMATE CHANGE.**

(a) **NATIONAL INTELLIGENCE ESTIMATE.**—Not later than 270 days after the date of enactment of this Act, the Director of National Intelligence shall submit to Congress a national intelligence estimate on the anticipated geopolitical effects of global climate change and the implications of such effects on the national security of the United States.

(b) **CONTENT.**—In preparing the national intelligence estimate required by this section, the Director of National Intelligence shall—

(1) assess the political, social, agricultural, and economic risks during the 30-year period beginning on the date of enactment of this Act posed by global climate change for countries or regions that are—

(A) of strategic national security importance to the United States and at risk of significant impact due to global climate change; or

(B) at significant risk of large-scale humanitarian suffering with cross-border implications as predicted on the basis of the assessments;

(2) assess the capabilities of the countries or regions described in subparagraph (A) or (B) of paragraph (1) to respond to adverse national security impacts caused by global climate change;

(3) assess the strategic challenges and opportunities posed to the United States by the risks described in paragraph (1); and

(4) assess the impact of global climate change on the activities of the United States intelligence community throughout the world.

(c) **COORDINATION.**—In preparing the national intelligence estimate under this section, the Director of National Intelligence shall consult with representatives of the scientific community, and, as appropriate, multilateral institutions and allies of the United States that have conducted significant research on global climate change.

(d) **FORM.**—The national intelligence estimate required by this section (including key judgments) shall be submitted in unclassified form, but may include a classified annex.

**SEC. 408. PLAN TO IMPLEMENT RECOMMENDATIONS OF THE DATA CENTER EFFICIENCY REPORTS.**

(a) **PLAN.**—The Director of National Intelligence shall develop a plan to implement the recommendations of the report submitted to Congress under section 1 of the Act entitled “An Act to study and promote the use of energy efficient computer servers in the United States” (Public Law 109-431; 120 Stat. 2920) across the intelligence community.

(b) **REPORT.**—

(1) **IN GENERAL.**—Not later than February 1, 2008, the Director of National Intelligence shall submit to Congress a report containing the plan developed under subsection (a).

(2) **FORM.**—The report under paragraph (1) shall be submitted in unclassified form, but may contain a classified annex.

**SEC. 409. COMPREHENSIVE INVENTORY OF SPECIAL ACCESS PROGRAMS.**

Not later than January 15, 2008, the Director of National Intelligence shall submit to

the congressional intelligence committees a classified report providing a comprehensive inventory of all special access programs under the National Intelligence Program (as defined in section 3(6) of the National Security Act of 1947 (50 U.S.C. 401a(6))).

**SEC. 410. QUARTERLY INTELLIGENCE REPORTS TO CONGRESS ON IRAN AND NORTH KOREA.**

(a) **IN GENERAL.**—

(1) **REPORT.**—Title V of the National Security Act of 1947 (50 U.S.C. 413 et seq.) is amended by adding at the end the following new section:

“QUARTERLY INTELLIGENCE REPORTS TO CONGRESS ON IRAN AND NORTH KOREA

“SEC. 508. (a) **REPORT.**—

“(1) **IN GENERAL.**—On a quarterly basis, the Director of National Intelligence shall submit to the congressional intelligence committees a report on the current intentions and capabilities of the Islamic Republic of Iran and Democratic People’s Republic of Korea (North Korea) with regard to the nuclear programs of Iran and North Korea, respectively, including—

“(A) an assessment of nuclear weapons programs;

“(B) an evaluation, consistent with existing reporting standards and practices, of the sources upon which the intelligence is based, including the number of sources and the reliability of each source;

“(C) a summary of any new intelligence gathered or developed since the previous report, including intelligence collected from both open and clandestine sources; and

“(D) a discussion of any dissents, caveats, gaps in knowledge, or other information that would reduce confidence in the overall assessment.

“(2) **FORM.**—Each report submitted under paragraph (1) may be submitted in classified form.

“(b) **ACCESS TO REPORT.**—Each report submitted under subsection (a)(1) shall be made available to all members of the congressional intelligence committees and to all staff of the congressional intelligence committees with appropriate security clearance. Other members of the Senate or the House of Representatives may review the reports in accordance with security procedures established by each of the congressional intelligence committees.”.

(2) **CONFORMING AMENDMENT.**—The table of contents in the first section of such Act is amended by inserting after the item relating to section 507 the following new item:

“Sec. 508. Quarterly intelligence reports to Congress on Iran and North Korea.”.

(b) **EFFECTIVE DATE.**—The first report required to be submitted under section 508(a)(1) of the National Security Act of 1947, as added by subsection (a)(1), shall be submitted not later than 30 days after the date of the enactment of this Act.

**SEC. 411. ACCOUNTABILITY IN INTELLIGENCE CONTRACTING.**

(a) **OVERSIGHT REPORT ON IC CONTRACTORS.**—

(1) **REPORT.**—

(A) **IN GENERAL.**—Title V of the National Security Act of 1947 (50 U.S.C. 413 et seq.) is further amended by adding at the end the following new section:

“REPORT ON INTELLIGENCE COMMUNITY CONTRACTORS

“SEC. 509. Not later each year than the date provided in section 507, the Director of National Intelligence shall submit to the congressional intelligence committees a report on contractors funded under the National Intelligence Program. Such report shall include—

“(1) a list of all contractors that—

“(A) have been the subject of an investigation completed by the Inspector General of any element of the intelligence community during the preceding fiscal year,

“(B) are the subject of an investigation by such an Inspector General during the current fiscal year, or

“(C) will be the subject of an investigation that may affect the ability of the contractor to deliver contracted services to the intelligence community by such an Inspector General during the current fiscal year, either as a corporate entity or an individual employee, for financial waste, fraud, abuse of government resources, failure to perform a contract, or criminal violations; and

“(2) the number of contractors performing services for each element of the intelligence community.”.

(B) **REPORT DATE.**—Section 507(a)(1) of such Act (50 U.S.C. 415b(a)(1)) is amended by—

(i) redesignating subparagraph (N) as subparagraph (J);

(ii) adding at the end the following new subparagraph:

“(K) The annual report on intelligence community contractors required by section 509.”.

(2) **CONFORMING AMENDMENT.**—The table of contents in the first section of such Act is further amended by inserting after the item relating to section 508, as added by section 410, the following new item:

“Sec. 509. Report on intelligence community contractors.”.

(b) **REPORT ON REGULATIONS AND ACCOUNTABILITY MECHANISMS GOVERNING INTELLIGENCE COMMUNITY CONTRACTORS.**—

(1) **REPORT REQUIREMENT.**—Not later than February 1, 2008, the Director of National Intelligence shall submit to the congressional intelligence committees a report on accountability mechanisms that govern the ongoing performance of contractors for personal services contracts under the National Intelligence Program.

(2) **MATTERS COVERED.**—The report submitted under paragraph (1) shall include—

(A) a list of statutes and regulations that govern the ongoing performance of contractors for services contracts entered into by each element of the intelligence community;

(B) an analysis of accountability mechanisms within services contracts awarded for intelligence activities by each element of the intelligence community during fiscal years 2006 and 2007;

(C) an analysis of procedures in use in the intelligence community for conducting oversight of contractors to ensure identification and prosecution of criminal violations, financial waste, fraud, or other abuses committed by contractors or contract personnel; and

(D) an identification of best practices of accountability mechanisms within services contracts.

(3) **FORM.**—The report under paragraph (1) shall be submitted in unclassified form, but may contain a classified annex.

(c) **IMPACT OF CONTRACTORS ON THE INTELLIGENCE COMMUNITY WORKFORCE.**—

(1) **REPORT REQUIREMENT.**—Not later than March 1, 2008, the Director of National Intelligence shall submit to the congressional intelligence committees a report on the impact of contractors on the intelligence community workforce under the National Intelligence Program.

(2) **MATTERS COVERED.**—The report submitted under paragraph (1) shall include—

(A) an identification of contracts where the contractor is providing a substantially similar functions to a government employee;

(B) a comparison of the compensation of contract employees and government employees performing substantially similar functions;

(C) an analysis of the attrition of government personnel for contractor positions that provide substantially similar functions; and

(D) an estimate of the value of the infrastructure provided to contract employees for government furnished equipment, facilities, or other support, by agency and expenditure center.

(d) USE OF CONTRACTORS FOR INTELLIGENCE ACTIVITIES.—

(1) REPORT.—Not later than April 1, 2008, the Director of National Intelligence shall submit to the congressional intelligence committees a report on personal services activities performed by contractors under the National Intelligence Program and, at the discretion of the Director of National Intelligence, the Military Intelligence Program. Such report shall include—

(A) an inventory of the types of functions and activities performed by contractors in fulfillment of contracts for each element of the intelligence community;

(B) a description of any relevant regulations or guidance issued by the Director of National Intelligence or the head of an element of the intelligence community relating to minimum standards required regarding the hiring, training, security clearance, and assignment of contract personnel;

(C) an assessment of costs incurred or savings achieved by awarding contracts for the performance of such functions referred to in subparagraph (A) instead of using full-time employees of the elements of the intelligence community to perform such functions;

(D) a description of the types of functions or activities that the Director of National Intelligence considers appropriate to be carried out by contractors;

(E) a description of the types of functions or activities that the Director of National Intelligence considers inappropriate to be carried out by contractors;

(F) an assessment of the appropriateness of using contractors to perform the activities described in paragraph (2); and

(G) an estimate of the number of contracts, and the number of personnel working under such contracts, related to the performance of activities described in paragraph (2).

(2) ACTIVITIES.—Activities described in this paragraph are the following:

(A) Intelligence collection.

(B) Intelligence analysis.

(C) Covert actions.

(D) Interrogation of a person detained, imprisoned, or otherwise held in the custody or under the control of the United States Government.

(E) Support for the detention, imprisonment, or holding of a person under the custody or control of the United States Government, including activities relating to the detention, transfer, or transportation of such person across international borders.

(F) Conduct of electronic or physical surveillance or monitoring of United States citizens in the United States.

(3) FORM.—The report required under paragraph (1) shall be submitted in unclassified form, but may include a classified annex.

**SEC. 412. ANNUAL REPORT ON FOREIGN LANGUAGE PROFICIENCY IN THE INTELLIGENCE COMMUNITY.**

(a) REPORT.—

(1) IN GENERAL.—Title V of the National Security Act of 1947 (50 U.S.C. 413 et seq.) is further amended by adding at the end the following new section:

“REPORT ON FOREIGN LANGUAGE PROFICIENCY IN THE INTELLIGENCE COMMUNITY

“SEC. 510. Not later each year than the date provided in section 507, the Director of

National Intelligence shall submit to the congressional intelligence committees a report on the foreign language proficiency of each element of the intelligence community, including—

“(1) the number of positions authorized for such element that require foreign language proficiency and the level of proficiency required;

“(2) the number of positions authorized for such element that require foreign language proficiency that are filled by—

“(A) military personnel; and

“(B) civilian personnel;

“(3) the number of applicants for positions in such element in the previous fiscal year that indicated foreign language proficiency, including the foreign language indicated and the proficiency level;

“(4) the number of persons hired by such element with foreign language proficiency, including the foreign language and proficiency level;

“(5) the number of personnel of such element currently attending foreign language training, including the provider of such training;

“(6) a description of such element's efforts to recruit, hire, train, and retain personnel that are proficient in a foreign language; and

“(7) an assessment of methods and models for basic, advanced, and intensive foreign language training.”.

(2) REPORT DATE.—Section 507(a)(1) of such Act (50 U.S.C. 415b(a)(1)) is further amended by adding at the end the following new subparagraph:

“(L) The annual report on foreign language proficiency in the intelligence community required by section 510.”.

(b) CONFORMING AMENDMENT.—The table of contents in the first section of such Act is further amended by inserting after the item relating to section 509, as added by section 411, the following new item:

“Sec. 510. Report on foreign language proficiency in the intelligence community.”.

**SEC. 413. INTELLIGENCE COMMUNITY REPORTS ON FOREIGN LANGUAGE PROFICIENCY.**

(a) ANNUAL REPORTS.—

(1) IN GENERAL.—Title I of the National Security Act of 1947 (50 U.S.C. 401 et seq.) is amended by adding at the end the following new section:

“ANNUAL REPORTS ON FOREIGN LANGUAGE PROFICIENCY

“SEC. 120. (a) IN GENERAL.—The head of each element of the intelligence community shall annually submit to the Director of National Intelligence a report on the foreign language proficiency of the personnel of such element.

“(b) CONTENTS.—

“(1) IN GENERAL.—Each report submitted under subsection (a) shall include, for each foreign language and, where appropriate, dialect of a foreign language—

“(A) the number of positions of such element that require proficiency in the foreign language or dialect;

“(B) the number of personnel of such element that are serving in a position that—

“(i) requires proficiency in the foreign language or dialect to perform the primary duty of the position; and

“(ii) does not require proficiency in the foreign language or dialect to perform the primary duty of the position;

“(C) the number of personnel that are proficient in the foreign language or dialect that—

“(i) are authorized for the element of the intelligence community for which the report is submitted; and

“(ii) the head of such element considers necessary for such element for each of the

five years following the date of the submission of the report;

“(D) the number of personnel of such element rated at each level of proficiency of the Interagency Language Roundtable;

“(E) whether the number of personnel at each level of proficiency of the Interagency Language Roundtable meets the requirements of such element;

“(F) the number of personnel serving or hired to serve as linguists for such element that are not qualified as linguists under the standards of the Interagency Language Roundtable;

“(G) the number of personnel hired to serve as linguists for such element during the preceding calendar year;

“(H) the number of personnel serving as linguists that discontinued serving such element during the preceding calendar year;

“(I) the percentage of work requiring linguistic skills that is fulfilled by an ally of the United States;

“(J) the percentage of work requiring linguistic skills that is fulfilled by contractors; and

“(K) the percentage of work requiring linguistic skills that is fulfilled by members of the Armed Forces.

“(2) MILITARY PERSONNEL.—Except as provided in paragraph (1)(K), a report submitted under subsection (a) shall not include personnel that are members of the Armed Forces on active duty assigned to the element for which the report is submitted.

“(c) DNI REPORT TO CONGRESS.—The Director of National Intelligence shall annually submit to the Permanent Select Committee on Intelligence and the Subcommittee on Defense of the Committee on Appropriations of the House of Representatives and the Select Committee on Intelligence and the Subcommittee on Defense of the Committee on Appropriations of the Senate a report containing—

“(1) each report submitted to the Director of National Intelligence for a year under subsection (a);

“(2) an assessment of the foreign language capacity and capabilities of the intelligence community as a whole; and

“(3) recommendations for eliminating required reports relating to foreign-language proficiency that the Director of National Intelligence considers outdated or no longer relevant.”.

(2) TABLE OF CONTENTS.—Such Act is further amended in the table of contents in the first section by inserting after the item relating to section 119B the following new item:

“Sec. 120. Annual reports on foreign language proficiency.”.

(b) EFFECTIVE DATE.—

(1) REPORT BY HEADS OF ELEMENTS OF THE INTELLIGENCE COMMUNITY.—The first report required to be submitted by the head of each element of the intelligence community under section 120(a) of the National Security Act of 1947, as added by subsection (a)(1), shall be submitted not later than 180 days after the date of the enactment of this Act.

(2) REPORT BY DNI.—The first report required to be submitted by the Director of National Intelligence under section 120(c) of the National Security Act of 1947, as added by subsection (a)(1), shall be submitted not later than 240 days after the date of the enactment of this Act.

**SEC. 414. REPORT ON PERSONNEL OF THE INTELLIGENCE COMMUNITY.**

(a) IN GENERAL.—Not later than 120 days after the date of the enactment of this Act, the Director of National Intelligence shall submit to the congressional intelligence committees a report containing—

(1) the number of intelligence collectors and analysts employed or contracted by each element of the intelligence community; and

(2) a plan to maximize the number of intelligence collectors employed or contracted by the intelligence community.

(b) **LIMITATION ON PERSONNEL.—**

(1) **LIMITATION.—**Subject to paragraph (2), but notwithstanding any other provision of this Act (including the classified Schedule of Authorizations referred to in section 102(a)), the Office of the Director of National Intelligence is authorized not more than—

(A) the number of personnel employed or contracted by such Office as of May 9, 2007; and

(B) an additional 15 percent of such number of personnel employed or contracted by such Office as of May 9, 2007.

(2) **TERMINATION OF LIMITATION.—**The limitation on the number of personnel authorized for the Office of the Director of National Intelligence under paragraph (1) shall no longer apply on or after the date on which the report required under subsection (a) is submitted.

**SEC. 415. DIRECTOR OF NATIONAL INTELLIGENCE REPORT ON RETIREMENT BENEFITS FOR FORMER EMPLOYEES OF AIR AMERICA.**

(a) **IN GENERAL.—**Not later than 120 days after the date of the enactment of this Act, the Director of National Intelligence shall submit to Congress a report on the advisability of providing Federal retirement benefits to United States citizens for the service of such citizens before 1977 as employees of Air America or an associated company while such company was owned or controlled by the United States Government and operated or managed by the Central Intelligence Agency.

(b) **REPORT ELEMENTS.—**

(1) **IN GENERAL.—**The report required by subsection (a) shall include the following:

(A) The history of Air America and associated companies before 1977, including a description of—

(i) the relationship between such companies and the Central Intelligence Agency and other elements of the United States Government;

(ii) the workforce of such companies;

(iii) the missions performed by such companies and their employees for the United States; and

(iv) the casualties suffered by employees of such companies in the course of their employment with such companies.

(B) A description of the retirement benefits contracted for or promised to the employees of such companies before 1977, the contributions made by such employees for such benefits, the retirement benefits actually paid such employees, the entitlement of such employees to the payment of future retirement benefits, and the likelihood that former employees of such companies will receive any future retirement benefits.

(C) An assessment of the difference between—

(i) the retirement benefits that former employees of such companies have received or will receive by virtue of their employment with such companies; and

(ii) the retirement benefits that such employees would have received and in the future receive if such employees had been, or would now be, treated as employees of the United States whose services while in the employ of such companies had been or would now be credited as Federal service for the purpose of Federal retirement benefits.

(D) The recommendations of the Director regarding the advisability of legislative action to treat employment at such companies as Federal service for the purpose of Federal retirement benefits in light of the relationship between such companies and the United

States Government and the services and sacrifices of such employees to and for the United States, and if legislative action is considered advisable, a proposal for such action and an assessment of its costs.

(2) **VIEWS OF DCIA.—**The Director of National Intelligence shall include in the report any views of the Director of the Central Intelligence Agency on the matters covered by the report that the Director of the Central Intelligence Agency considers appropriate.

(c) **ASSISTANCE OF COMPTROLLER GENERAL.—**The Comptroller General shall, upon the request of the Director of National Intelligence and in a manner consistent with the protection of classified information, assist the Director in the preparation of the report required by subsection (a).

(d) **FORM.—**The report required by subsection (a) shall be submitted in unclassified form, but may include a classified annex.

(e) **DEFINITIONS.—**In this section:

(1) **AIR AMERICA.—**The term “Air America” means Air America, Incorporated.

(2) **ASSOCIATED COMPANY.—**The term “associated company” means any company associated with or subsidiary to Air America, including Air Asia Company Limited and the Pacific Division of Southern Air Transport, Incorporated.

**Subtitle B—Central Intelligence Agency**

**SEC. 421. DEPUTY DIRECTOR OF THE CENTRAL INTELLIGENCE AGENCY.**

(a) **ESTABLISHMENT AND DUTIES OF THE POSITION OF DEPUTY DIRECTOR OF CENTRAL INTELLIGENCE AGENCY.—**(1) Title I of the National Security Act of 1947 (50 U.S.C. 402 et seq.) is amended by inserting after section 104A the following new section:

“DEPUTY DIRECTOR OF THE CENTRAL INTELLIGENCE AGENCY

“SEC. 104B. (a) **DEPUTY DIRECTOR OF THE CENTRAL INTELLIGENCE AGENCY.—**There is a Deputy Director of the Central Intelligence Agency who shall be appointed by the President, by and with the advice and consent of the Senate.

“(b) **DUTIES.—**The Deputy Director of the Central Intelligence Agency shall—

“(1) assist the Director of the Central Intelligence Agency in carrying out the duties and responsibilities of the Director; and

“(2) act for, and exercise the powers of, the Director of the Central Intelligence Agency during the absence or disability of the Director of the Central Intelligence Agency, or during a vacancy in the position of Director of the Central Intelligence Agency.”

(2) **CONFORMING AMENDMENT.—**The table of contents in the first section of such Act is amended by inserting after the item relating to section 104A the following new item:

“Sec. 104B. Deputy Director of the Central Intelligence Agency.”

(b) **EXECUTIVE SCHEDULE LEVEL III.—**Section 5314 of title 5, United States Code, is amended by striking “any of the functions or activities authorized under paragraphs (2) and (3) of section 102(a), subsections (c)(7) and (d) of section 103, subsections (a) and (g) of section 104, and section 303 of the National Security Act of 1947 (50 U.S.C. 403(a)(2), (3), 403-3(c)(7), (d), 403-4(a), (g), and 405),” and inserting “any functions or activities authorized by law to be conducted by the Central Intelligence Agency”.

**SEC. 422. GENERAL AUTHORITIES OF THE CENTRAL INTELLIGENCE AGENCY.**

Section 5(a)(1) of the Central Intelligence Agency Act of 1949 (50 U.S.C. 403f(a)(1)) is amended by striking “any of the functions or activities authorized under paragraphs (2) and (3) of section 102(a), subsections (c)(7) and (d) of section 103, subsections (a) and (g) of section 104, and section 303 of the National Security Act of 1947 (50 U.S.C. 403(a)(2), (3), 403-3(c)(7), (d), 403-4(a), (g), and 405),” and inserting “any functions or activities authorized by law to be conducted by the Central Intelligence Agency”.

**SEC. 423. REVIEW OF COVERT ACTION PROGRAMS BY INSPECTOR GENERAL OF THE CIA.**

(a) **IN GENERAL.—**Section 503 of the National Security Act of 1947 (50 U.S.C. 413b) is amended by—

(1) redesignating subsection (e) as subsection (g) and transferring such subsection to the end; and

(2) by inserting after subsection (d) the following new subsection:

“(e) **INSPECTOR GENERAL AUDITS OF COVERT ACTIONS.—**

“(1) **IN GENERAL.—**Subject to paragraph (2), the Inspector General of the Central Intelligence Agency shall conduct an audit of each covert action at least every three years.

“(2) **TERMINATED, SUSPENDED PROGRAMS.—**The Inspector General of the Central Intelligence Agency is not required to conduct an audit under paragraph (1) of a covert action that has been terminated or suspended if such covert action was terminated or suspended prior to the last audit of such covert action conducted by the Inspector General and has not been restarted after the date on which such audit was completed.

“(3) **REPORT.—**Not later than 60 days after the completion of an audit conducted pursuant to paragraph (1), the Inspector General of the Central Intelligence Agency shall submit to the congressional intelligence committees a report containing the results of such audit.”

(b) **CONFORMING AMENDMENTS.—**Title V of the National Security Act of 1947 (50 U.S.C. 413 et seq.) is amended—

(1) in section 501(f) (50 U.S.C. 413(f)), by striking “503(e)” and inserting “503(g)”;

(2) in section 502(a)(1) (50 U.S.C. 413b(a)(1)), by striking “503(e)” and inserting “503(g)”;

(3) in section 504(c) (50 U.S.C. 414(c)), by striking “503(e)” and inserting “503(g)”.

**SEC. 424. REPORT ON AUDITED FINANCIAL STATEMENTS PROGRESS.**

Section 114A of the National Security Act of 1947 (50 U.S.C. 404i-1) is amended by striking “the Director of the Central Intelligence Agency.”

**Subtitle C—Other Elements**

**SEC. 431. CLARIFYING AMENDMENTS RELATING TO SECTION 105 OF THE INTELLIGENCE AUTHORIZATION ACT FOR FISCAL YEAR 2004.**

Section 105(b) of the Intelligence Authorization Act for Fiscal Year 2004 (Public Law 108-177; 117 Stat. 2603; 31 U.S.C. 311 note) is amended—

(1) by striking “Director of Central Intelligence” and inserting “Director of National Intelligence”; and

(2) by inserting “or in section 313 of such title,” after “subsection (a),”.

**SEC. 432. REPEAL OF CERTAIN AUTHORITIES RELATING TO THE OFFICE OF THE NATIONAL COUNTERINTELLIGENCE EXECUTIVE.**

(a) **REPEAL OF CERTAIN AUTHORITIES.—**Section 904 of the Counterintelligence Enhancement Act of 2002 (title IX of Public Law 107-306; 50 U.S.C. 402c) is amended—

(1) by striking subsections (d), (h), (i), and (j);

(2) in subsection (g), by striking paragraphs (3) and (4); and

(3) by redesignating subsections (e), (f), (g), (k), (l), and (m) as subsections (d), (e), (f), (g), (h), and (i), respectively.

(b) **CONFORMING AMENDMENTS.—**That section is further amended—

(1) in subsection (d), as redesignated by subsection (a)(2) of this section, by striking “subsection (f)” each place it appears in paragraphs (1) and (2) and inserting “subsection (e)”;

(2) in subsection (e)(2), as so redesignated, by striking “subsection (e)(2)” and inserting “subsection (d)(2)”.

**SEC. 433. CLARIFICATION OF INCLUSION OF COAST GUARD AND DRUG ENFORCEMENT ADMINISTRATION ELEMENTS IN THE INTELLIGENCE COMMUNITY.**

Section 3(4) of the National Security Act of 1947 (50 U.S.C. 401a(4)) is amended—

- (1) in subparagraph (H)—  
 (A) by inserting “the Coast Guard,” after “the Marine Corps,”; and  
 (B) by inserting “the Drug Enforcement Administration,” after “the Federal Bureau of Investigation,”; and  
 (2) in subparagraph (K), by striking “, including the Office of Intelligence of the Coast Guard”.

**TITLE V—OTHER MATTERS**

**Subtitle A—General Intelligence Matters**

**SEC. 501. AERIAL RECONNAISSANCE PLATFORMS.**

(a) **LIMITATION ON TERMINATION OF U-2 AIRCRAFT PROGRAM.**—The Secretary of Defense may not begin the process to terminate the U-2 aircraft program until the Secretary certifies in accordance with subsection (b) that there would be no loss of national or Department of Defense intelligence, surveillance, and reconnaissance (ISR) capabilities in transitioning from the U-2 aircraft program to the Global Hawk RQ-4 unmanned aerial vehicle platform.

(b) **REPORT AND CERTIFICATION.**—

(1) **STUDY.**—The Secretary of Defense shall conduct a study of aerial reconnaissance platforms to determine whether the Global Hawk RQ-4 unmanned aerial vehicle has reached mission capability and has attained collection capabilities on a par with the collection capabilities of the U-2 Block 20 aircraft program as of April 1, 2006.

(2) **REPORT.**—The Secretary shall submit to the congressional committees specified in subsection (c) a report containing the results of the study. The Secretary shall include in the report the Secretary’s determination as to whether the Global Hawk RQ-4 unmanned aerial vehicle—

- (A) has reached mission capability; and  
 (B) has attained collection capabilities on a par with the collection capabilities of the U-2 Block 20 aircraft program as of April 1, 2006.

(3) **CERTIFICATION.**—The Secretary shall include with the report the Secretary’s certification, based on the results of the study, as to whether or not there would be a loss of national or Department of Defense intelligence, surveillance, and reconnaissance capabilities with a transition from the U-2 aircraft program to the Global Hawk RQ-4 unmanned aerial vehicle platform.

(c) **SPECIFIED COMMITTEES.**—The congressional committees specified in this subsection are the following:

- (1) The Committee on Armed Services and the Select Committee on Intelligence of the Senate.  
 (2) The Committee on Armed Services and the Permanent Select Committee on Intelligence of the House of Representatives.

**SEC. 502. EXTENSION OF NATIONAL COMMISSION FOR REVIEW OF RESEARCH AND DEVELOPMENT PROGRAMS OF THE UNITED STATES INTELLIGENCE COMMUNITY.**

(a) **EXTENSION.**—

(1) **IN GENERAL.**—Section 1007(a) of the Intelligence Authorization Act for Fiscal Year 2003 (Public Law 107-306; 50 U.S.C. 401 note) is amended by striking “September 1, 2004” and inserting “September 1, 2008”.

(2) **EFFECTIVE DATE.**—The amendment made by subsection (a)(1) shall take effect as if included in the enactment of section 1007 of the Intelligence Authorization Act for Fiscal Year 2003.

(b) **FUNDING.**—

(1) **IN GENERAL.**—Of the amounts authorized to be appropriated by this Act for the Intelligence Community Management Ac-

count, the Director of National Intelligence shall make \$2,000,000 available to the National Commission for the Review of the Research and Development Programs of the United States Intelligence Community (in this subsection referred to as the “Commission”) established under section 1002(a) of the Intelligence Authorization Act for Fiscal Year 2003 (Public Law 107-306; 116 Stat. 2438; 50 U.S.C. 401 note) to carry out title X of such Act.

(2) **AVAILABILITY.**—Amounts made available to the Commission under paragraph (1) shall remain available until expended.

**SEC. 503. REPORT ON AUTHORIZATION TO OVERTHROW DEMOCRATICALLY ELECTED GOVERNMENTS.**

Not later than 120 days after the date of the enactment of this Act, the President shall submit to the congressional intelligence committees a report describing any authorization granted during the 10-year period ending on the date of the enactment of this Act to engage in intelligence activities related to the overthrow of a democratically elected government.

**SEC. 504. REITERATION OF THE FOREIGN INTELLIGENCE SURVEILLANCE ACT OF 1978 AS THE EXCLUSIVE MEANS BY WHICH ELECTRONIC SURVEILLANCE MAY BE CONDUCTED FOR GATHERING FOREIGN INTELLIGENCE INFORMATION.**

(a) **EXCLUSIVE MEANS.**—Notwithstanding any other provision of law, the Foreign Intelligence Surveillance Act of 1978 (50 U.S.C. 1801 et seq.) shall be the exclusive means by which electronic surveillance may be conducted for the purpose of gathering foreign intelligence information.

(b) **SPECIFIC AUTHORIZATION REQUIRED FOR EXCEPTION.**—Subsection (a) shall apply until specific statutory authorization for electronic surveillance, other than as an amendment to the Foreign Intelligence Surveillance Act of 1978 (50 U.S.C. 1801 et seq.), is enacted. Such specific statutory authorization shall be the only exception to subsection (a).

(c) **DEFINITIONS.**—In this section:

(1) **ELECTRONIC SURVEILLANCE.**—The term “electronic surveillance” has the meaning given the term in section 101(f) of the Foreign Intelligence Surveillance Act of 1978 (50 U.S.C. 1801(f)).

(2) **FOREIGN INTELLIGENCE INFORMATION.**—The term “foreign intelligence information” has the meaning given the term in section 101(e) of such Act (50 U.S.C. 1801(e)).

**Subtitle B—Technical Amendments**

**SEC. 511. TECHNICAL AMENDMENTS RELATING TO THE MULTIYEAR NATIONAL INTELLIGENCE PROGRAM.**

(a) **IN GENERAL.**—Subsection (a) of section 1403 of the National Defense Authorization Act for Fiscal Year 1991 (50 U.S.C. 404b) is amended—

- (1) in the subsection heading, by striking “FOREIGN”; and  
 (2) by striking “foreign” each place it appears.

(b) **RESPONSIBILITY OF DNI.**—That section is further amended—

- (1) in subsections (a) and (c), by striking “Director of Central Intelligence” and inserting “Director of National Intelligence”; and  
 (2) in subsection (b), by inserting “of National Intelligence” after “Director”.

(c) **CONFORMING AMENDMENT.**—The heading of that section is amended to read as follows: “**SEC. 1403. MULTIYEAR NATIONAL INTELLIGENCE PROGRAM.**”

**SEC. 512. TECHNICAL CLARIFICATION OF CERTAIN REFERENCES TO JOINT MILITARY INTELLIGENCE PROGRAM AND TACTICAL INTELLIGENCE AND RELATED ACTIVITIES.**

Section 102A of the National Security Act of 1947 (50 U.S.C. 403-1) is amended—

(1) in subsection (c)(3)(A), by striking “annual budgets for the Joint Military Intelligence Program and for Tactical Intelligence and Related Activities” and inserting “annual budget for the Military Intelligence Program or any successor program or programs”; and

(2) in subsection (d)(1)(B), by striking “Joint Military Intelligence Program” and inserting “Military Intelligence Program or any successor program or programs”.

**SEC. 513. TECHNICAL AMENDMENTS TO THE NATIONAL SECURITY ACT OF 1947.**

The National Security Act of 1947 (50 U.S.C. 401 et seq.) is amended—

(1) in section 102A (50 U.S.C. 403-1)—

(A) in subsection (c)(7)(A), by striking “section” and inserting “subsection”;  
 (B) in subsection (d)—

(i) in paragraph (3), by striking “subparagraph (A)” in the matter preceding subparagraph (A) and inserting “paragraph (1)(A)”; and  
 (ii) in paragraph (5)(A), by striking “or personnel” in the matter preceding clause (i);  
 (C) in subsection (1)(2)(B), by striking “section” and inserting “paragraph”; and  
 (D) in the heading of subsection (n), by striking “ACQUISITION AUTHORITIES” and inserting “ACQUISITION AND OTHER AUTHORITIES”; and

(2) in section 119(c)(2)(B) (50 U.S.C. 404o(c)(2)(B)), by striking “subsection (h)” and inserting “subsection (i)”.

**SEC. 514. TECHNICAL AMENDMENTS TO THE INTELLIGENCE REFORM AND TERRORISM PREVENTION ACT OF 2004.**

(a) **AMENDMENTS TO NATIONAL SECURITY INTELLIGENCE REFORM ACT OF 2004.**—The National Security Intelligence Reform Act of 2004 (title I of Public Law 108-458) is amended as follows:

(1) In section 1016(e)(10)(B) (6 U.S.C. 485(e)(10)(B)), by striking “Attorney General” the second place it appears and inserting “Department of Justice”.

(2) In section 1061 (5 U.S.C. 601 note)—  
 (A) in subsection (d)(4)(A), by striking “National Intelligence Director” and inserting “Director of National Intelligence”; and  
 (B) in subsection (h), by striking “National Intelligence Director” and inserting “Director of National Intelligence”.

(3) In section 1071(e), by striking “(1)”.

(4) In section 1072(b), by inserting “AGENCY” after “INTELLIGENCE”.

(b) **OTHER AMENDMENTS TO INTELLIGENCE REFORM AND TERRORISM PREVENTION ACT OF 2004.**—The Intelligence Reform and Terrorism Prevention Act of 2004 (Public Law 108-458) is amended as follows:

(1) In section 2001 (28 U.S.C. 532 note)—  
 (A) in subsection (c)(1), by inserting “of” before “an institutional culture”;  
 (B) in subsection (e)(2), by striking “the National Intelligence Director in a manner consistent with section 112(e)” and inserting “the Director of National Intelligence in a manner consistent with applicable law”; and  
 (C) in subsection (f), by striking “shall,” in the matter preceding paragraph (1) and inserting “shall”.

(2) In section 2006 (28 U.S.C. 509 note)—  
 (A) in paragraph (2), by striking “the Federal” and inserting “Federal”; and  
 (B) in paragraph (3), by striking “the specific” and inserting “specific”.

**SEC. 515. TECHNICAL AMENDMENTS TO THE EXECUTIVE SCHEDULE.**

(a) **EXECUTIVE SCHEDULE LEVEL II.**—Section 5313 of title 5, United States Code, is amended by striking the item relating to the Director of Central Intelligence and inserting the following new item:

“Director of the Central Intelligence Agency.”

(b) **EXECUTIVE SCHEDULE LEVEL IV.**—Section 5315 of title 5, United States Code, is

amended by striking the item relating to the General Counsel of the Office of the National Intelligence Director and inserting the following new item:

“General Counsel of the Office of the Director of National Intelligence.”.

**SEC. 516. TECHNICAL AMENDMENTS RELATING TO TITLES OF CENTRAL INTELLIGENCE AGENCY POSITIONS.**

Section 17(d)(3)(B)(ii) of the Central Intelligence Agency Act of 1949 (50 U.S.C. 403q(d)(3)(B)(ii)) is amended—

(1) in subclause (I), by striking “Executive Director” and inserting “Associate Deputy Director”;

(2) in subclause (II), by striking “Deputy Director for Operations” and inserting “Director of the National Clandestine Service”;

(3) in subclause (IV), by striking “Deputy Director for Administration” and inserting “Director for Support”.

**SEC. 517. TECHNICAL AMENDMENTS RELATING TO REDESIGNATION OF THE NATIONAL IMAGERY AND MAPPING AGENCY AS THE NATIONAL GEOSPATIAL-INTELLIGENCE AGENCY.**

(a) TITLE 5, UNITED STATES CODE.—(1) Title 5, United States Code, is amended by striking “National Imagery and Mapping Agency” each place it appears in a provision as follows and inserting “National Geospatial-Intelligence Agency”:

- (A) Section 2302(a)(2)(C)(ii).
- (B) Section 3132(a)(1)(B).
- (C) Section 4301(1) (in clause (ii)).
- (D) Section 4701(a)(1)(B).
- (E) Section 5102(a)(1) (in clause (x)).
- (F) Section 5342(a)(1)(K).
- (G) Section 6339(a)(1)(E).
- (H) Section 7323(b)(2)(B)(i)(XIII).

(2) Section 6339(a)(2)(E) of such title is amended by striking “National Imagery and Mapping Agency, the Director of the National Imagery and Mapping Agency” and inserting “National Geospatial-Intelligence Agency, the Director of the National Geospatial-Intelligence Agency”.

(b) TITLE 44, UNITED STATES CODE.—(1)(A) Section 1336 of title 44, United States Code, is amended by striking “National Imagery and Mapping Agency” both places it appears and inserting “National Geospatial-Intelligence Agency”.

(B) The heading of such section is amended to read as follows:

**“§ 1336. National Geospatial-Intelligence Agency: special publications”.**

(2) The table of sections at the beginning of chapter 13 of such title is amended by striking the item relating to section 1336 and inserting the following new item:

“1336. National Geospatial-Intelligence Agency: special publications.”.

(c) HOMELAND SECURITY ACT OF 2002.—Section 201(f)(2)(E) of the Homeland Security Act of 2002 (6 U.S.C. 121(f)(2)(E)) is amended by striking “National Imagery and Mapping Agency” and inserting “National Geospatial-Intelligence Agency”.

(d) INSPECTOR GENERAL ACT OF 1978.—Section 8H of the Inspector General Act of 1978 (5 U.S.C. App.) is amended by striking “National Imagery and Mapping Agency” each place it appears and inserting “National Geospatial-Intelligence Agency”.

(e) ETHICS IN GOVERNMENT ACT OF 1978.—Section 105(a)(1) of the Ethics in Government Act of 1978 (5 U.S.C. App.) is amended by striking “National Imagery and Mapping Agency” and inserting “National Geospatial-Intelligence Agency”.

(f) OTHER ACTS.—(1) Section 7(b)(2)(A)(i) of the Employee Polygraph Protection Act of 1988 (29 U.S.C. 2006(b)(2)(A)(i)) is amended by striking “National Imagery and Mapping

Agency” and inserting “National Geospatial-Intelligence Agency”.

(2) Section 207(a)(2)(B) of the Legislative Branch Appropriations Act, 1993 (44 U.S.C. 501 note) is amended by striking “National Imagery and Mapping Agency” and inserting “National Geospatial-Intelligence Agency”.

**TITLE VI—COMMUNICATION OF INFORMATION CONCERNING TERRORIST THREATS**

**SEC. 601. IDENTIFICATION OF BEST PRACTICES.**

(a) STUDY.—The Secretary of Homeland Security and the Director of National Intelligence shall conduct jointly, or contract with an entity to conduct, a study of the operations of Federal, State, and local government entities to identify best practices for the communication of information concerning a terrorist threat.

(b) CONTENTS.—

(1) IDENTIFICATION OF BEST PRACTICES.—The study conducted under this section shall be focused on an analysis and identification of the best practices of the information sharing processes of the following government entities:

(A) Joint Terrorism Task Forces, which are operated by the Federal Bureau of Investigations with the participation of local law enforcement agencies.

(B) State Homeland Security Fusion Centers, which are established by a State and share information with Federal departments.

(C) The Homeland Security Operations Center, which is operated by the Department of Homeland Security for the purposes of coordinating information.

(D) State and local law enforcement agencies that collect, utilize, and disseminate information on potential terrorist attacks.

(E) The appropriate elements of the intelligence community (as defined in section 3(4) of the National Security Act of 1947 (50 U.S.C. 401a(4))) involved in the sharing of counter-terrorism information.

(F) The Interagency Threat Assessment Coordination Group at the National Counterterrorism Center.

(2) COORDINATION OF GOVERNMENT ENTITIES.—The study conducted under this section shall include an examination of methods for coordinating the activities of Federal, State, and local entities in responding to a terrorist threat, and specifically the communication to the general public of information concerning the threat. The study shall not include an examination of the sources and methods used in the collection of the information.

(c) OBTAINING OFFICIAL DATA.—In conducting the study, the Secretary, in conjunction with the Director, with due regard for the protection of classified information, may secure directly from any department or agency of the United States information necessary to enable the Secretary to carry out this section. Classified information shall be handled through established methods for controlling such information.

(d) TEMPORARY DUTY OF FEDERAL PERSONNEL.—The Secretary, in conjunction with the Director, may request the head of any department or agency of the United States to detail to temporary duty personnel within the administrative jurisdiction of the head of the department or agency that the Secretary may need to carry out this section, each detail to be without loss of seniority, pay, or other employee status.

(e) REPORT.—

(1) IN GENERAL.—Not later than 6 months after the date of enactment of this Act, the Secretary, in conjunction with the Director, shall submit to Congress a report that contains—

(A) a detailed statement of the findings and conclusions of the study, including identification of the best practices for the proc-

essing, analysis, and dissemination of information between the government entities referred to in subsection (b)(1); and

(B) recommendations for a formalized process of consultation, communication, and confidentiality between Federal, State, and local governments, incorporating the best practices of the various entities studied, to facilitate communication and help prevent the unauthorized dissemination of information and criticism of decisions concerning terrorist threats.

(2) CLASSIFIED INFORMATION.—To the extent determined appropriate by the Secretary, in conjunction with the Director, the Secretary may submit a portion of the report in classified form.

(f) AUTHORIZATION OF APPROPRIATIONS.—There is authorized to be appropriated to carry out this section \$5,000,000 for fiscal year 2008.

**SEC. 602. CENTERS OF BEST PRACTICES.**

(a) IN GENERAL.—The Secretary of Homeland Security, in consultation with the Director of National Intelligence, shall make grants for the establishment and operation of 3 centers to implement the best practices, identified by the study conducted under section 601, for the processing, analysis, and dissemination of information concerning a terrorist threat (in this section, each referred to as a “Center”).

(b) LOCATION OF CENTERS.—In carrying out subsection (a), the Secretary, in consultation with the Director, shall make grants to—

(1) the State of New York for the establishment of a Center to be located in New York City;

(2) the State of Michigan for the establishment of a Center to be located in Detroit; and

(3) the State of California for the establishment of a Center to be located in Los Angeles.

(c) PURPOSE OF CENTERS.—Each Center shall—

(1) implement the best practices, identified by the study conducted under section 601, for information sharing concerning a terrorist threat;

(2) coordinate the communication of these best practices with other metropolitan areas;

(3) coordinate with the Secretary and the Director to develop a training curriculum to implement these best practices;

(4) provide funding and technical assistance to other metropolitan areas to assist the metropolitan areas in the implementation of the curriculum developed under paragraph (3); and

(5) coordinate with the Secretary and the Director to establish a method to advertise and disseminate these best practices.

(d) AUTHORIZATION OF APPROPRIATIONS.—There is authorized to be appropriated for making grants under this section—

(1) \$10,000,000 for fiscal year 2008 for the establishment of the Centers; and

(2) \$3,000,000 for each of fiscal years 2009 through 2013 for the operation of the Centers.

(e) REPORT TO CONGRESS.—Not later than March 31, 2010, the Secretary, in consultation with the Director, shall submit to Congress a report evaluating the operations of the Centers and making recommendations for future funding.

The bill, as amended, was ordered to be engrossed and read a third time, was read a third time by title.

Mr. ROGERS of Michigan moved to recommit the bill to the Permanent Select Committee on Intelligence with instructions to report the bill back to the House forthwith with the following amendments:

Page 8, line 25, strike “\$39,000,000” and insert “\$16,000,000”.

Page 9, after line 20 insert the following new subsection:

(f) HUMAN INTELLIGENCE ACTIVITIES OF THE CIA.—In addition to amounts authorized to be appropriated for the human intelligence activities of the Central Intelligence Agency under this Act (including those specified in the classified Schedule of Authorizations referred to in section 102(a)), there is also authorized to be appropriated for the human intelligence activities of the Central Intelligence Agency \$23,000,000.

At the end of subtitle A of title V (page 48, after line 5), add the following new section:

SEC. 503. AUDIT OF THE NATIONAL DRUG INTELLIGENCE CENTER.

(a) AUDIT.—The Inspector General of the Department of Justice shall conduct an audit of the effectiveness and role of the National Drug Intelligence Center, including any problems with duplication of effort and lack of coordination with other intelligence providers and consumers.

(b) REQUIREMENTS.—The audit conducted under subsection (a) shall include—

(1) an examination of whether the National Drug Intelligence Center duplicates functions carried out by the Drug Enforcement Administration, the El Paso Intelligence Center, the Federal Bureau of Investigation, or other components of the Department of Justice;

(2) an examination of the overall effectiveness of the National Drug Intelligence Center;

(3) an examination of whether current activities of the National Drug Intelligence Center dealing with international drug intelligence are consistent with the provisions of the General Counterdrug Intelligence Plan designating it as the principal center for strategic domestic counterdrug intelligence; and

(4) an examination of whether the document exploitation functions of the National Drug Intelligence Center could effectively be transferred to a component of the intelligence community (as defined in section 3(4) of the National Security Act of 1947 (50 U.S.C. 401a(4)) or the Department of Justice.

(c) SUBMISSION DATE.—Not later than 180 days after the date of the enactment of this Act, the Inspector General of the Department of Justice shall submit to the Permanent Select Committee on Intelligence and the Committee on the Judiciary of the House of Representatives and the Select Committee on Intelligence and the Committee on the Judiciary a report containing the results of the audit conducted under subsection (a).

After debate,

By unanimous consent, the previous question was ordered on the motion to recommit with instructions.

The question being put, viva voce,

Will the House recommit said bill with instructions?

The SPEAKER pro tempore, Mr. WEINER, announced that the nays had it.

Mr. ROGERS of Michigan demanded a recorded vote on agreeing to said motion, which demand was supported by one-fifth of a quorum, so a recorded vote was ordered.

The vote was taken by electronic device.

It was decided in the { Yeas ..... 181 negative ..... } Nays ..... 241

¶66.50 [Roll No. 340] AYES—181

Aderholt Bachmann Barrett (SC) Akin Bachus Bartlett (MD) Alexander Baker Barton (TX)

Biggart Gillmor Neugebauer Lantos Neal (MA) Sires Bilbray Gingrey Nunes Larsen (WA) Oberstar Skelton Bilirakis Gohmert Paul Larson (CT) Obey Slaughter Bishop (UT) Goode Pearce Lee Oliver Smith (WA) Blackburn Goodlatte Pence Levin Lewis (GA) Ortiz Snyder Blunt Granger Petri Lewis (GA) Pallone Solis Boehner Graves Pickering Lipinski Pascrell Space Bonner Hall (TX) Pitts LoBiondo Pastor Spratt Bono Hastert Poe Loeb sack Payne Stark Boozman Hastings (WA) Porter Lofgren, Zoe Lowey Pomeroy Perlmutter Boustany Hayes Price (GA) Pryce (OH) Peterson (MN) Brady (TX) Heller Putnam Mahoney (FL) Platts Sutton Brown (SC) Hensarling Ramstad Maloney (NY) Price (NC) Pomeroy Tauscher Brown-Waite, Herger Rehberg Markkey Rangel Thompson (CA) Ginny Hoekstra Reichert Marshall Matheson Regula Thompson (MS) Buchanan Hulshof Hunter Renzi Reynolds Matsui Rodriguez Tierney Burgess Burton (IN) Inglis (SC) Issa Rogers (AL) Rogers (KY) Ross Ross Rothman Udall (CO) Cannon Cantor Keller Jordan Johnson, Sam Johnson (IL) Johnson (MI) McGovern Roybal-Allard Udall (NM) Campbell (CA) Camp (MI) Johnson (IL) Johnson (MI) McGovern Roybal-Allard Udall (NM) Cannon Capito King (IA) King (NY) Kirk Kline (MN) Knollenberg Kuhl (NY) LaHood Lamborn Latham LaTourette Lewis (CA) Lewis (KY) Linder Lucas Lungren, Daniel E. Mack Drake Manzullo Marchant McCarthy (CA) McCaul (TX) McCotter McCrery McHenry McHugh McKeon Mica Miller (FL) Miller (MI) Miller, Gary Moran (KS) Moran (KS) Murphy, Tim Musgrave Myrick

NOES—241

Abercrombie Ackerman Allen Altmire Andrews Arcuri Baca Baird Baldwin Barrow Bean Becerra Berkeley Berman Berry Bishop (GA) Bishop (NY) Blumenauer Boren Boswell Boucher Boyd (FL) Boyda (KS) Braley (IA) Brown, Corrine Butterfield Capps Capuano Cardoza Carnahan Carney Carson Castor Chandler Clarke Clay Clyburn Cohen Conyers Costa

Gillmor Gingrey Gohmert Goode Goodlatte Granger Graves Hall (TX) Hastert Hastings (WA) Hayes Heller Hensarling Herger Hoekstra Hulshof Hunter Renzi Reynolds Matsui Rodriguez Tierney Burgess Burton (IN) Inglis (SC) Issa Rogers (AL) Rogers (KY) Ross Ross Rothman Udall (CO) Cannon Cantor Keller Jordan Johnson, Sam Johnson (IL) Johnson (MI) McGovern Roybal-Allard Udall (NM) Campbell (CA) Camp (MI) Johnson (IL) Johnson (MI) McGovern Roybal-Allard Udall (NM) Cannon Capito King (IA) King (NY) Kirk Kline (MN) Knollenberg Kuhl (NY) LaHood Lamborn Latham LaTourette Lewis (CA) Lewis (KY) Linder Lucas Lungren, Daniel E. Mack Drake Manzullo Marchant McCarthy (CA) McCaul (TX) McCotter McCrery McHenry McHugh McKeon Mica Miller (FL) Miller (MI) Miller, Gary Moran (KS) Moran (KS) Murphy, Tim Musgrave Myrick

Costello Courtney Cramer Crowley Cuellar Cummings Davis (AL) Davis (CA) Davis (IL) Davis, Lincoln Davis, Tom DeFazio DeGette Delahunt DeLauro Dent Dicks Dingell Doggett Doyle Donnally Doyle Jackson (IL) Jackson-Lee (TX) Jefferson Johnson (GA) Johnson, E. B. Jones (NC) Jones (OH) Kagen Kanjorski Kaptur Kennedy Kildee Kilpatrick Kind Kingston Klein (FL) Kucinich Lampson Langevin

Lantos Larsen (WA) Larson (CT) Lee Levin Lewis (GA) Lipinski LoBiondo Loeb sack Lofgren, Zoe Lowey Lynch Mahoney (FL) Maloney (NY) Markkey Marshall Matheson Matsui McCarthy (NY) McCollum (MN) McDermott McGovern McIntyre McNeerney McNulty Meehan Meek (FL) Meeks (NY) Melancon Michaud Miller (NC) Miller, George Mitchell Mollohan Moore (KS) Moore (WI) Moran (VA) Murphy (CT) Murphy, Patrick Murtha Nadler Napolitano

NOT VOTING—10

Brady (PA) Cleaver Davis, Jo Ann Engel Fattah Hinojosa McMorris Rodgers Peterson (PA) Radanovich Souder

So the motion to recommit with instructions was not agreed to.

The question being put, viva voce,

Will the House pass said bill?

The SPEAKER pro tempore, Mr. WEINER, announced that the nays had it.

Mr. REYES demanded a recorded vote on passage of said bill, which demand was supported by one-fifth of a quorum, so a recorded vote was ordered.

The vote was taken by electronic device.

It was decided in the { Yeas ..... 225 affirmative ..... } Nays ..... 197

¶66.51 [Roll No. 341]

AYES—225

Abercrombie Ackerman Allen Altmire Andrews Arcuri Baca Baird Baldwin Barrow Bartlett (MD) Bean Becerra Berkeley Berman Berry Bishop (GA) Bishop (NY) Blumenauer Boren Boswell Boucher Boyd (FL) Boyda (KS) Braley (IA) Brown, Corrine Butterfield Capps Capuano Cardoza Carnahan Carney Carson Castor Chandler Clarke Clay Clyburn Cohen Conyers Cooper Costa Costello Courtney Cramer Crowley Cuellar Cummings Davis (AL) Davis (CA) Davis (IL) Davis, Lincoln DeFazio DeGette Delahunt DeLauro Dicks Dingell Doggett Donnelly Doyle Edwards Ellison Ellsworth Emanuel Eshoo Etheridge Farr Filner Frank (MA) Giffords Gilchrist Gillibrand Gonzalez Gordon Green, Al Green, Gene Grijalva Gutierrez Hall (NY) Hare



Harman	McCarthy (NY)	Sarbanes
Hastings (FL)	McCollum (MN)	Schakowsky
Herseht Sandlin	McGovern	Schiff
Higgins	McIntyre	Schwartz
Hill	McNerney	Scott (GA)
Hinchev	McNulty	Scott (VA)
Hirono	Meehan	Serrano
Hodes	Meek (FL)	Sestak
Holden	Meeke (NY)	Shea-Porter
Holt	Melancon	Sherman
Honda	Michaud	Shuler
Hookey	Miller (NC)	Sires
Hoyer	Miller, George	Skelton
Inslee	Mitchell	Slaughter
Israel	Mollohan	Smith (WA)
Jackson (IL)	Moore (KS)	Snyder
Jackson-Lee	Moore (WI)	Solis
(TX)	Moran (VA)	Space
Jefferson	Murphy (CT)	Spratt
Johnson (GA)	Murphy, Patrick	Stupak
Johnson (IL)	Murtha	Sutton
Johnson, E. B.	Nadler	Tanner
Jones (NC)	Napolitano	Tauscher
Jones (OH)	Neal (MA)	Taylor
Kagen	Oberstar	Thompson (CA)
Kanjorski	Obey	Thompson (MS)
Kaptur	Olver	Tierney
Kennedy	Ortiz	Towns
Kildee	Pallone	Udall (CO)
Kilpatrick	Pascarell	Udall (NM)
Kind	Pastor	Van Hollen
Klein (FL)	Perlmutter	Velázquez
Lampson	Peterson (MN)	Visclosky
Langevin	Pomeroy	Walz (MN)
Lantos	Porter	Wasserman
Larsen (WA)	Price (NC)	Schultz
Larson (CT)	Rahall	Waters
Levin	Rangel	Watson
Lewis (GA)	Reyes	Watt
Lipinski	Rodriguez	Waxman
Loebsack	Ross	Weiner
Lofgren, Zoe	Rothman	Welch (VT)
Lowey	Roybal-Allard	Wexler
Lynch	Ruppersberger	Wilson (OH)
Mahoney (FL)	Rush	Wu
Maloney (NY)	Ryan (OH)	Wynn
Markey	Salazar	Yarmuth
Marshall	Sánchez, Linda	
Matheson	T.	
Matsui	Sanchez, Loretta	

## NOES—197

Aderholt	Diaz-Balart, M.	Kingston
Akin	Doolittle	Kirk
Alexander	Drake	Kline (MN)
Bachmann	Dreier	Knollenberg
Bachus	Duncan	Kucinich
Baker	Ehlers	Kuhl (NY)
Barrett (SC)	Emerson	LaHood
Barton (TX)	English (PA)	Lamborn
Biggart	Everett	Latham
Bilbray	Fallin	LaTourrette
Bilirakis	Feeney	Lee
Bishop (UT)	Ferguson	Lewis (CA)
Blackburn	Flake	Lewis (KY)
Blunt	Forbes	Linder
Boehner	Fortenberry	LoBiondo
Bonner	Fossella	Lucas
Bono	Fox	Lungren, Daniel
Boozman	Franks (AZ)	E.
Boustany	Frelinghuysen	Mack
Brady (TX)	Gallely	Manzullo
Brown (SC)	Garrett (NJ)	Marchant
Brown-Waite,	Gerlach	McCarthy (CA)
Ginny	Gillmor	McCaul (TX)
Buchanan	Gingrey	McCotter
Burgess	Gohmert	McCrery
Burton (IN)	Goode	McDermott
Buyer	Goodlatte	McHenry
Calvert	Granger	McHugh
Camp (MI)	Graves	McKeon
Campbell (CA)	Hall (TX)	Mica
Cannon	Hastert	Miller (FL)
Cantor	Hastings (WA)	Miller (MI)
Capito	Hayes	Miller, Gary
Carter	Heller	Moran (KS)
Castle	Hensarling	Murphy, Tim
Chabot	Hergert	Musgrave
Coble	Hobson	Myrick
Cole (OK)	Hoekstra	Neugebauer
Conaway	Hulshof	Nunes
Crenshaw	Hunter	Paul
Cubin	Inglis (SC)	Payne
Culberson	Issa	Pearce
Davis (KY)	Jindal	Pence
Davis, David	Johnson, Sam	Petri
Davis, Tom	Jordan	Pickering
Deal (GA)	Keller	Pitts
Dent	King (IA)	Platts
Diaz-Balart, L.	King (NY)	Poe

Price (GA)	Schmidt	Turner
Pryce (OH)	Sensenbrenner	Upton
Putnam	Sessions	Walberg
Ramstad	Shadegg	Walden (OR)
Regula	Shays	Walsh (NY)
Rehberg	Shimkus	Wamp
Reichert	Shuster	Weldon (FL)
Renzi	Simpson	Weller
Reynolds	Smith (NE)	Westmoreland
Rogers (AL)	Smith (NJ)	Whitfield
Rogers (KY)	Smith (TX)	Wicker
Rogers (MI)	Stark	Wilson (NM)
Rohrabacher	Stearns	Wilson (SC)
Ros-Lehtinen	Sullivan	Wolf
Roskam	Tancredo	Woolsey
Royce	Terry	Young (AK)
Ryan (WI)	Thornberry	Young (FL)
Sali	Tiahrt	
Saxton	Tiberi	

## NOT VOTING—10

Brady (PA)	Fattah	Peterson (PA)
Cleaver	Hinojosa	Radanovich
Davis, Jo Ann	McMorris	Souder
Engel	Rodgers	

So the bill was passed.

A motion to reconsider the vote whereby said bill was passed was, by unanimous consent, laid on the table.

*Ordered*, That the Clerk request the concurrence of the Senate in said bill.

## ¶66.52 ADJOURNMENT OVER

On motion of Mr. ELLISON, by unanimous consent,

*Ordered*, That when the House adjourns today, it adjourn to meet on Monday, May 14, 2007, at 10:30 a.m. for morning hour debate.

## ¶66.53 CALENDAR WEDNESDAY BUSINESS DISPENSED WITH

On motion of Mr. ELLISON, by unanimous consent,

*Ordered*, That business in order for consideration on Wednesday, May 16, 2007, under clause 6, rule XV, the Calendar Wednesday rule, be dispensed with.

## ¶66.54 LEAVE OF ABSENCE

By unanimous consent, leave of absence was granted to Mr. PETERSON of Pennsylvania, for today after 8 p.m. And then,

## ¶66.55 ADJOURNMENT

On motion of Mr. SCOTT of Virginia, pursuant to the previous order of the House, at 1 o'clock and 33 minutes a.m., Thursday, May 11 (legislative day of May 10), 2007, the House adjourned until 10:30 a.m. on Monday, May 14, 2007.

## ¶66.56 REPORTS OF COMMITTEES ON PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XIII, reports of committees were delivered to the Clerk for printing and reference to the proper calendar, as follows:

Mr. OBERSTAR: Committee on Transportation and Infrastructure. H.R. 1036. A bill to authorize the Administrator of General Services to convey a parcel of real property to the Alaska Railroad Corporation (Rept. 110-145). Referred to the Committee of the Whole House on the state of the Union.

## ¶66.57 PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XII, public bills and resolutions were introduced and severally referred, as follows:

By Mr. SULLIVAN (for himself and Mr. MCDERMOTT):

H.R. 2260. A bill to prohibit misleading and deceptive advertising or representation in the provision of health care services, and to require the identification of the license of certain health care providers; to the Committee on Energy and Commerce.

By Mr. LUCAS:

H.R. 2261. A bill to increase the diversity and independence of the United States energy supply by providing encouragement of energy sources from rural America, including biofuels and wind energy, and for other purposes; to the Committee on Agriculture, and in addition to the Committees on Ways and Means, Financial Services, and Energy and Commerce, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. RAHALL (for himself and Mr. COSTA):

H.R. 2262. A bill to modify the requirements applicable to locatable minerals on public domain lands, consistent with the principles of self-initiation of mining claims, and for other purposes; to the Committee on Natural Resources.

By Mr. MICHAUD (for himself and Mr. ALLEN):

H.R. 2263. A bill to establish a commercial truck highway safety demonstration program in the State of Maine, and for other purposes; to the Committee on Transportation and Infrastructure.

By Mr. CONYERS (for himself, Mr. CHABOT, and Ms. ZOE LOFGREN of California):

H.R. 2264. A bill to amend the Sherman Act to make oil-producing and exporting cartels illegal; to the Committee on the Judiciary.

By Mr. BLUMENAUER (for himself, Ms. SCHAKOWSKY, and Mr. SHAYS):

H.R. 2265. A bill to provide special immigrant status for certain Iraqis, to assist Iraqi refugees, and for other purposes; to the Committee on the Judiciary, and in addition to the Committee on Foreign Affairs, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Ms. MCCOLLUM of Minnesota (for herself, Mr. SHAYS, Mr. PAYNE, Mr. REICHERT, Mr. BLUMENAUER, Mr. CROWLEY, Mr. ELLISON, Mr. GRIJALVA, Mr. HONDA, Ms. JACKSON-LEE of Texas, Mr. JEFFERSON, Mr. MCDERMOTT, Mr. MCGOVERN, Mr. OLVER, Mr. SNYDER, Ms. WATSON, and Ms. WOOLSEY):

H.R. 2266. A bill to provide assistance to improve the health of newborns, children, and mothers in developing countries, and for other purposes; to the Committee on Foreign Affairs.

By Ms. GINNY BROWN-WAITE of Florida:

H.R. 2267. A bill to expand retroactive eligibility of the Army Combat Action Badge to include members of the Army who participated in combat during which they personally engaged, or were personally engaged by, the enemy at any time on or after December 7, 1941; to the Committee on Armed Services.

By Mrs. CAPITO (for herself, Mr. CAMP of Michigan, Mr. BRADY of Texas, Mr. KUHLE of New York, Mrs. MUSGRAVE, Ms. ROS-LEHTINEN, Mr. BURGESS, Mr. BISHOP of Utah, Mr. HAYES, Mr. SAM JOHNSON of Texas, Mr. GINGREY, Mr. BOSWELL, Mr. BILIRAKIS, Mr. TURNER, Ms. PRYCE of Ohio, Mrs. BACHMANN, Mr. WALDEN of Oregon, Mr. REICHERT, Mr. CRENSHAW, Mr. WOLF, Mr. GRIJALVA, Mr. BLUNT, Mr. MCHENRY, Mr. COBLE, Mr. FORBES, Mr. CANTOR,

Mrs. MILLER of Michigan, Mr. SHUSTER, Mr. GARRETT of New Jersey, Mrs. BOYDA of Kansas, Mr. ROTHMAN, Mr. BARTON of Texas, Mr. FERGUSON, Mrs. MALONEY of New York, Mrs. MCCARTHY of New York, Mr. MCCOTTER, Ms. MATSUI, Mr. FOSSELLA, Mr. MCGOVERN, Ms. FALLIN, Ms. CARSON, Mr. MORAN of Virginia, Mr. CLEAVER, Mr. SESSIONS, Ms. JACKSON-LEE of Texas, Mr. GONZALEZ, Mrs. SCHMIDT, Mr. GARY G. MILLER of California, Mr. ROGERS of Michigan, Mr. BROWN of South Carolina, Mrs. JO ANN DAVIS of Virginia, Mrs. DRAKE, Mr. TOM DAVIS of Virginia, Mr. LAHOOD, Mrs. WILSON of New Mexico, Mr. KINGSTON, Mr. WALBERG, Mrs. BIGGERT, Ms. GINNY BROWN-WAITE of Florida, Mr. UDALL of Colorado, Mr. PRICE of Georgia, Mr. GILLMOR, Mr. PETERSON of Pennsylvania, Mrs. BLACKBURN, Mr. THORNBERRY, Mr. COSTA, Mr. WAMP, Mr. ALEXANDER, Mr. JINDAL, Mr. GOODE, Mr. CARTER, Mrs. EMERSON, and Mr. RAHALL):

H.R. 2268. A bill to require the Secretary of the Treasury to mint coins in commemoration of the centennial of the establishment of Mother's Day; to the Committee on Financial Services.

By Mr. CAPUANO:

H.R. 2269. A bill to amend the Federal Election Campaign Act of 1971 to reduce the limit on the amount of certain contributions which may be made to a candidate with respect to an election for Federal office; to the Committee on House Administration.

By Mr. CAPUANO (for himself, Mrs. CAPITO, Mr. COURTNEY, Mr. PLATTS, Mr. GILLMOR, Mr. McNULTY, Mr. ENGLISH of Pennsylvania, Mr. SHAYS, and Mr. RENZI):

H.R. 2270. A bill to amend the Public Health Service Act to extend Federal Tort Claims Act coverage to all federally qualified community health centers; to the Committee on Energy and Commerce, and in addition to the Committee on the Judiciary, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. GONZALEZ:

H.R. 2271. A bill to amend the Immigration and Nationality Act to improve enforcement of restrictions on employment in the United States of unauthorized aliens and to reimburse State and local governments for costs associated with serving illegal aliens; to the Committee on the Judiciary, and in addition to the Committees on Agriculture, Oversight and Government Reform, Education and Labor, and Energy and Commerce, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. GORDON (for himself, Mr. HALL of Texas, Mr. WU, Mr. EHLERS, Mr. BAIRD, Mrs. BIGGERT, Mr. LIPINSKI, and Mr. GINGREY):

H.R. 2272. A bill to invest in innovation through research and development, and to improve the competitiveness of the United States; to the Committee on Science and Technology.

By Mr. HINCHEY (for himself, Mr. STUPAK, and Mr. GRIJALVA):

H.R. 2273. A bill to amend the Federal Food, Drug, and Cosmetic Act to provide for the deposit in the general fund of the Treasury of fees that are collected from manufacturers of drugs and devices under chapter VII of such Act, to terminate the authority of the Food and Drug Administration to negotiate with the manufacturers on particular uses of the fees, to establish a Center for

Postmarket Drug Safety and Effectiveness, to establish additional authorities to ensure the safe and effective use of drugs, and for other purposes; to the Committee on Energy and Commerce.

By Mr. ISRAEL (for himself and Ms. BEAN):

H.R. 2274. A bill to amend title 10, United States Code, to direct the Secretary of Defense to carry out a pilot program to determine the feasibility and desirability of equipping turbojet aircraft in the Civil Reserve Air Fleet with a missile defense system; to the Committee on Armed Services.

By Mr. JONES of North Carolina:

H.R. 2275. A bill to restore the Free Speech and First Amendment rights of churches and exempt organizations by repealing the 1954 Johnson Amendment; to the Committee on Ways and Means.

By Mr. KILLDEE:

H.R. 2276. A bill to designate the facility of the United States Postal Service located at 203 North Main Street in Vassar, Michigan, as the "Corporal Christopher E. Esckelson Post Office Building"; to the Committee on Oversight and Government Reform.

By Mr. LAMBORN (for himself and Mr. TANCREDO):

H.R. 2277. A bill to authorize the Secretary of the Interior to conduct a feasibility study relating to long-term water needs for the area served by the Fryingpan-Arkansas Project, Colorado, and for other purposes; to the Committee on Natural Resources.

By Ms. NORTON:

H.R. 2278. A bill to restore the authority of the Federal Trade Commission to issue regulations on marketing and advertising to children; to the Committee on Energy and Commerce.

By Mr. PITTS (for himself, Mr. WESTMORELAND, Mr. BUYER, Mrs. DRAKE, Mr. GOODLATTE, Mr. ENGLISH of Pennsylvania, Mr. CONAWAY, Ms. GINNY BROWN-WAITE of Florida, Mr. POE, and Mr. SOUDER):

H.R. 2279. A bill to expedite the construction of new refining capacity on closed military installations in the United States, and for other purposes; to the Committee on Energy and Commerce, and in addition to the Committee on Armed Services, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. POMEROY (for himself, Mr. HERGER, Mr. LEWIS of Kentucky, Mr. KIND, and Mr. DAVIS of Alabama):

H.R. 2280. A bill to amend the Internal Revenue Code of 1986 to treat certain farming business machinery and equipment as 5-year property for purposes of depreciation; to the Committee on Ways and Means.

By Mr. PORTER:

H.R. 2281. A bill to amend title 18, United States Code, to provide Federal penalties for attempting to kill, conspiring to kill, or killing police officers, firefighters, and other federally funded public safety officers; to the Committee on the Judiciary.

By Mrs. SCHMIDT (for herself, Mr. SPACE, and Mr. WILSON of Ohio):

H.R. 2282. A bill to prohibit the use of Global Nuclear Energy Partnership funds for certain nuclear waste storage; to the Committee on Energy and Commerce.

By Ms. SLAUGHTER (for herself, Mr. LARSON of Connecticut, Mr. ACKERMAN, Mr. HINCHEY, Mr. GRIJALVA, Mr. DEFazio, Mr. CLEAVER, Mr. SPACE, and Mr. SHAYS):

H.R. 2283. A bill to prohibit anticompetitive provisions in gasoline dealer franchise agreements that dictate the wholesale source of gasoline; to the Committee on Energy and Commerce.

By Mr. UDALL of New Mexico (for himself, Mr. ABERCROMBIE, Mr.

RENZI, Mr. MORAN of Virginia, Mr. MICHAUD, Mr. GRIJALVA, Ms. HERSETH SANDLIN, Mr. HONDA, Ms. MCCOLLUM of Minnesota, Mr. WU, and Mr. MOORE of Kansas):

H.R. 2284. A bill to amend the Small Business Act to expand and improve the assistance provided by Small Business Development Centers to Indian tribe members, Alaska Natives, and Native Hawaiians; to the Committee on Small Business.

By Mr. WELDON of Florida:

H.R. 2285. A bill to amend the Internal Revenue Code of 1986 to treat spaceports like airports under the exempt facility bond rules; to the Committee on Ways and Means.

By Mr. WEXLER (for himself, Mr. KELLER, Mr. SENSENBRENNER, Ms. CANTOR, Mr. POE, Mr. LARSON of Connecticut, and Mr. WALBERG):

H.R. 2286. A bill to amend title 18, United States Code, and the Federal Rules of Criminal Procedure with respect to bail bond forfeitures; to the Committee on the Judiciary.

By Mrs. WILSON of New Mexico (for herself, Mr. DAVIS of Alabama, Mr. MARSHALL, Mr. PRICE of North Carolina, Mrs. CAPITO, Mr. KUHLE of New York, Ms. NORTON, Ms. JACKSON-LEE of Texas, Mr. CLEAVER, Mr. BUCHANAN, Mr. MOORE of Kansas, Mr. MILLER of Florida, Mr. REGULA, and Mr. YOUNG of Alaska):

H.R. 2287. A bill to amend the Internal Revenue Code of 1986 to provide a tax credit for teachers and principals who work in certain low income schools; to the Committee on Ways and Means.

By Mr. KIRK (for himself and Mr. LIPINSKI):

H.R. 2288. A bill to amend title 49, United States Code, to establish a civil penalty for failure of certain employers to collect or make reasonable efforts to collect an airport security badge from an employee on the date of termination of employment, and for other purposes; to the Committee on Transportation and Infrastructure.

By Mr. BROWN of South Carolina (for himself, Ms. BORDALLO, Mr. INGLIS of South Carolina, and Mr. LAMPSON):

H. Con. Res. 147. Concurrent resolution recognizing 200 years of research, service to the people of the United States, and stewardship of the marine environment by the National Oceanic and Atmospheric Administration and its predecessor agencies, and for other purposes; to the Committee on Natural Resources, and in addition to the Committee on Science and Technology, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. LAMBORN:

H. Res. 392. A resolution urging Americans and people of all nationalities to visit the American Cemeteries, Memorials and Markers; to the Committee on Veterans' Affairs.

By Mr. LAMBORN:

H. Res. 393. A resolution electing certain Members to certain standing committees of the House of Representatives.

By Mr. PUTNAM:

H. Res. 394. A resolution recognizing the city of Port Jervis, New York, on its centennial; to the Committee on Oversight and Government Reform.

By Mr. LAMBORN (for himself, Ms. DEGETTE, Mr. SALAZAR, Mr. TANCREDO, Mrs. MUSGRAVE, Mr. UDALL of Colorado, Mr. PERLMUTTER, Mr. FILNER, Mrs. GILLIBRAND, and Mr. STUPAK):

H. Res. 395. A resolution supporting the ideals and values of the Olympic movement; to the Committee on Foreign Affairs.

By Mrs. MALONEY of New York (for herself and Mr. RAHALL):

H. Res. 396. A resolution congratulating Qatar on the occasion of Qatari-American Friendship Day; to the Committee on Foreign Affairs.

By Mr. SHIMKUS (for himself, Mrs. BONO, Mr. CAMP of Michigan, Mr. NEAL of Massachusetts, Mr. FEENEY, Mr. COSTA, Mr. GALLEGLY, Mr. HOLDEN, Mr. KILDEE, Mr. KING of Iowa, Mr. MCCOTTER, Mrs. MILLER of Michigan, Mr. PASCRELL, Mr. ROGERS of Michigan, Mr. PITTS, Mr. SMITH of New Jersey, Mr. STUPAK, Mr. UPTON, Mr. SHUSTER, and Mr. COSTELLO):

H. Res. 397. A resolution condemning violence in Estonia and attacks on Estonia's embassies in 2007, and expressing solidarity with the Government and the people of Estonia; to the Committee on Foreign Affairs.

#### ¶66.58 ADDITIONAL SPONSORS

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

H.R. 39: Mr. REICHERT.  
 H.R. 65: Ms. CASTOR.  
 H.R. 67: Ms. EDDIE BERNICE JOHNSON of Texas and Mr. MCGOVERN.  
 H.R. 111: Mr. KENNEDY, Ms. CARSON, and Mr. MICA.  
 H.R. 171: Mr. MEEKS of New York.  
 H.R. 174: Mr. HIGGINS.  
 H.R. 176: Mr. MEEKS of New York, Mr. SIREN, Mr. FALCOMA, Ms. WATSON, Ms. WOOLSEY, Mr. FORTUÑO, and Ms. LINDA T. SÁNCHEZ of California.  
 H.R. 178: Mr. NADLER.  
 H.R. 180: Mr. MCCOTTER.  
 H.R. 260: Ms. MCCOLLUM of Minnesota and Mr. UDALL of Colorado.  
 H.R. 321: Mr. TIM MURPHY of Pennsylvania.  
 H.R. 333: Ms. CARSON, Mr. RODRIGUEZ, Mr. WALZ of Minnesota, and Mr. HONDA.  
 H.R. 371: Ms. SLAUGHTER, Mr. BLUMENAUER, Mr. KIND, Mr. McNULTY, Ms. ROYBAL-ALLARD, Ms. ESHOO, Mr. TOWNS, and Mr. MCNERNEY.  
 H.R. 468: Mr. BERMAN and Mr. PAYNE.  
 H.R. 549: Mr. ROSKAM, Mr. ENGEL, and Mrs. CAPPS.  
 H.R. 718: Mr. PRICE of North Carolina and Mr. GERLACH.  
 H.R. 743: Mr. GARY G. MILLER of California.  
 H.R. 750: Ms. CORRINE BROWN of Florida.  
 H.R. 821: Mr. PLATTS, Ms. ZOE LOFGREN of California, Ms. MCCOLLUM of Minnesota, and Mr. INSLEE.  
 H.R. 840: Mr. KAGEN and Ms. MCCOLLUM of Minnesota.  
 H.R. 869: Mr. BUTTERFIELD and Mr. PERLMUTTER.  
 H.R. 871: Ms. JACKSON-LEE of Texas.  
 H.R. 923: Mr. DELAHUNT.  
 H.R. 943: Mr. ALLEN.  
 H.R. 947: Mr. WELCH of Vermont.  
 H.R. 964: Mr. FOSSELLA.  
 H.R. 969: Mr. HONDA, Mr. INSLEE and Ms. KILPATRICK.  
 H.R. 970: Mr. LATHAM.  
 H.R. 980: Ms. ZOE LOFGREN of California, Mr. HONDA, Ms. MATSUI, Mr. LEWIS of Kentucky, Mr. BUCHANAN, and Mr. SHERMAN.  
 H.R. 997: Mr. DREIER.  
 H.R. 1004: Mr. TOWNS, Mr. LAMPSON, Mrs. CHRISTENSEN, Mr. PRICE of North Carolina, and Mr. DAVIS of Illinois.  
 H.R. 1017: Mr. CARDOZA.  
 H.R. 1023: Mr. SIREN, Mr. WHITFIELD, Mr. WICKER, Mr. REICHERT, Mr. HENSARLING, Mrs. MCMORRIS RODGERS, Mrs. CUBIN, Ms. HIRONO, Mr. HOLDEN, Mr. DOYLE, Mr. WAMP, Mr. KILDEE, Mr. ALLEN, Mrs. BONO, and Mr. GILLMOR.  
 H.R. 1062: Mrs. CAPITO.  
 H.R. 1065: Mr. HIGGINS.  
 H.R. 1072: Mr. MEEKS of New York and Ms. DEGETTE.

H.R. 1078: Mr. PAYNE, Mr. GENE GREEN of Texas, and Mr. ABERCROMBIE.  
 H.R. 1092: Mr. WAXMAN.  
 H.R. 1107: Mr. BUTTERFIELD.  
 H.R. 1125: Mr. PITTS and Mr. MCNERNEY.  
 H.R. 1139: Mr. ISSA.  
 H.R. 1147: Mr. MCDERMOTT.  
 H.R. 1157: Ms. MATSUI, Mr. COSTA, Mr. WATT, Mr. INSLEE, Mr. LARSEN of Washington, Mr. MCCOTTER, Mr. MELANCON, Mr. BAKER, Mr. SAXTON, Mr. BACA, Mr. UDALL of New Mexico, Mr. RUPPERSBERGER, Mr. BLUMENAUER, Ms. SUTTON, Mr. RYAN of Ohio, Mr. BUCHANAN, Mr. CARNAHAN, Mr. ROTHMAN, Mr. LOEBACK, Mr. CUELLAR, Ms. CORRINE BROWN of Florida, and Ms. ROYBAL-ALLARD.  
 H.R. 1177: Mr. MICHAUD.  
 H.R. 1187: Mrs. TAUSCHER, Ms. HARMAN, Mrs. CHRISTENSEN, and Mr. MCGOVERN.  
 H.R. 1190: Mr. SULLIVAN, Mr. BROWN of South Carolina, Mr. WICKER, Mr. ROTHMAN, Mr. BISHOP of New York, Mr. ALLEN, Ms. SCHWARTZ, Mr. ADERHOLT, Mr. WEXLER, Mr. MCHUGH, and Mr. WALSH of New York.  
 H.R. 1230: Mr. JACKSON of Illinois.  
 H.R. 1244: Mr. JEFFERSON and Mr. HARE.  
 H.R. 1283: Mr. TERRY, Mr. PAYNE, Mr. RYAN of Ohio, Mr. HONDA, and Mr. WAMP.  
 H.R. 1293: Mr. HOBSON, Mr. ALEXANDER, Mr. CONAWAY, and Mr. BURGESS.  
 H.R. 1304: Mr. WATT and Mr. WALSH of New York.  
 H.R. 1308: Mr. GRIJALVA.  
 H.R. 1324: Ms. BERKLEY.  
 H.R. 1344: Mr. HONDA and Mr. PLATTS.  
 H.R. 1363: Mr. PRICE of North Carolina.  
 H.R. 1366: Mr. LAMBORN and Mr. SOUDER.  
 H.R. 1396: Ms. HIRONO and Ms. SCHAKOWSKY.  
 H.R. 1399: Mr. SMITH of Texas, Mr. LINCOLN DIAZ-BALART of Florida, Mr. BOEHNER, Mr. AKIN, Mr. BRADY of Texas, and Mr. COLE of Oklahoma.  
 H.R. 1419: Mrs. Schmidt, Ms. BERKLEY, Mr. MCCOTTER, Mrs. MYRICK, Mr. PITTS, Mr. HOBSON, Mr. UPTON, and Ms. KAPTUR.  
 H.R. 1424: Mr. MILLER of North Carolina.  
 H.R. 1430: Mr. BILIRAKIS.  
 H.R. 1435: Mr. HARE, Mr. COSTA, and Mrs. MCCARTHY of New York.  
 H.R. 1439: Mr. TIM MURPHY of Pennsylvania.  
 H.R. 1459: Mr. LYNCH, Mr. CHANDLER, Ms. ROS-LEHTINEN, Mr. ALLEN, Mr. MITCHELL, Mr. PRICE of North Carolina, and Mr. CUELLAR.  
 H.R. 1464: Mr. SHAYS, Mr. PALLONE, Ms. LINDA T. SÁNCHEZ of California, Mr. MCNERNEY, Mr. SAXTON, Mr. SERRANO, and Mr. MORAN of Virginia.  
 H.R. 1481: Mr. KAGEN and Mr. BOOZMAN.  
 H.R. 1483: Mr. LA TOURETTE.  
 H.R. 1498: Mr. MARSHALL.  
 H.R. 1508: Mr. HERGER and Mr. GOODLATTE.  
 H.R. 1514: Ms. ZOE LOFGREN of California, Mr. MCCOTTER, Mr. BLUMENAUER, and Mr. HOEKSTRA.  
 H.R. 1521: Mr. BARROW, Mr. BOSWELL, Mr. SHULER, Mr. GRIJALVA, Mr. MCDERMOTT, Mr. PAYNE, and Mr. MAHONEY of Florida.  
 H.R. 1524: Mr. ELLISON and Mr. PLATTS.  
 H.R. 1535: Mr. CLAY, Mr. ABERCROMBIE, Ms. WASSERMAN SCHULTZ, and Mr. ROTHMAN.  
 H.R. 1537: Mr. WALBERG and Mr. FILNER.  
 H.R. 1576: Ms. DELAURO, Mr. ROSKAM, and Mr. SALAZAR.  
 H.R. 1584: Mr. YOUNG of Alaska, Mr. HERGER, Mr. BOOZMAN, Mr. WALBERG, Mr. COBLE, Mr. SIMPSON, Mr. BARTLETT of Maryland, and Mr. ETHERIDGE.  
 H.R. 1586: Mr. HOEKSTRA.  
 H.R. 1610: Mr. SCOTT of Georgia, Mr. LARSON of Connecticut, Mr. BOUSTANY, Mr. BUYER, Mr. BRADY of Texas, Mr. CRENSHAW, Mr. FOSSELLA, Mr. MARIO DIAZ-BALART of Florida, Mr. CALVERT, Ms. GINNY BROWN-WAITE of Florida, Mrs. MUSGRAVE, Mr. LINDER, Mr. HINOJOSA, Mr. CONAWAY, Mr. HOLT, Mr. MILLER of Florida, Ms. MATSUI, Mr.

ROHRBACHER, Mr. SKELTON, Mr. PETRI, Mr. WILSON of South Carolina, Mr. TERRY, Mr. REHBERG, Mr. FEENEY, Mr. BACHUS, Mr. LINCOLN DIAZ-BALART of Florida, Mr. CANTOR, and Mr. WELLER.  
 H.R. 1636: Ms. EDDIE BERNICE JOHNSON of Texas.  
 H.R. 1645: Mr. CLAY, Mr. WYNN, Ms. CORRINE BROWN of Florida, Ms. BERKLEY, Mr. MEEKS of New York, and Mr. MEEHAN.  
 H.R. 1655: Mr. BILBRAY, Mrs. JONES of Ohio, Mr. SCOTT of Virginia, and Mr. CLAY.  
 H.R. 1673: Mrs. CAPITO.  
 H.R. 1688: Ms. NORTON, Mr. WALZ of Minnesota, and Mr. CUMMINGS.  
 H.R. 1700: Mr. HODES.  
 H.R. 1713: Mr. MOORE of Kansas and Mr. NADLER.  
 H.R. 1717: Mr. MILLER of North Carolina.  
 H.R. 1732: Ms. NORTON.  
 H.R. 1733: Mr. LAMBORN.  
 H.R. 1735: Mr. AKIN, Mr. CHABOT, Mr. FEENEY, Mr. CARTER, Mr. WELDON of Florida, Mr. CAMPBELL of California, Mr. GOODE, Mr. CULBERSON, Mr. WESTMORELAND, Mr. PITTS, and Mr. SAM JOHNSON of Texas.  
 H.R. 1740: Mr. ARCURI.  
 H.R. 1747: Mr. COSTA.  
 H.R. 1754: Mr. SPACE.  
 H.R. 1772: Mr. ABERCROMBIE, Mr. FATTAH, Mr. DEFAZIO, Mr. MICHAUD, and Mr. VAN HOLLEN.  
 H.R. 1773: Mr. MOORE of Kansas, Mr. ELLSWORTH, Mr. ROSS, Ms. SUTTON, Mr. BERRY, Mr. JOHNSON of Georgia, and Mr. ROSKAM.  
 H.R. 1778: Mr. PENCE, Mr. SESSIONS, Mrs. CHRISTENSEN, Mr. HASTINGS of Florida, and Mr. LEWIS of Georgia.  
 H.R. 1781: Mr. KIND, Mr. CLAY, Mr. MCGOVERN, Mr. GRIJALVA, Mr. PRICE of North Carolina, Mr. MCHUGH, and Mr. ROTHMAN.  
 H.R. 1813: Mr. DAVIS of Alabama, Mr. GERLACH, and Mr. CLAY.  
 H.R. 1818: Mr. INSLEE.  
 H.R. 1845: Mr. MICHAUD, Mr. REGULA, Mr. KANJORSKI, Mr. GRAVES, and Mr. DAVIS of Illinois.  
 H.R. 1878: Mr. JEFFERSON, Mr. ABERCROMBIE, and Mr. PASTOR.  
 H.R. 1907: Mr. MCINTYRE, Mr. MORAN of Virginia, and Mr. GEORGE MILLER of California.  
 H.R. 1913: Mr. SAXTON.  
 H.R. 1929: Mrs. MUSGRAVE and Mr. SIMPSON.  
 H.R. 1930: Mr. CANTOR.  
 H.R. 1947: Mr. BERMAN and Mr. BUCHANAN.  
 H.R. 1964: Ms. ESHOO.  
 H.R. 1971: Mr. MCDERMOTT.  
 H.R. 1975: Mr. MCNERNEY.  
 H.R. 1992: Mr. HASTINGS of Florida and Mr. WEXLER.  
 H.R. 2005: Ms. BERKLEY.  
 H.R. 2017: Ms. LINDA T. SÁNCHEZ of California.  
 H.R. 2032: Mr. MCHUGH, Mr. KLEIN of Florida, and Mr. MCINTYRE.  
 H.R. 2034: Mr. FILNER.  
 H.R. 2036: Mrs. NAPOLITANO and Mr. HINCHEY.  
 H.R. 2039: Mr. CARNAHAN.  
 H.R. 2061: Mr. HASTINGS of Florida.  
 H.R. 2065: Mr. SCOTT of Virginia.  
 H.R. 2066: Mr. ROTHMAN.  
 H.R. 2091: Mr. DOYLE.  
 H.R. 2108: Mr. MCDERMOTT, Mr. GEORGE MILLER of California, and Mr. MILLER of North Carolina.  
 H.R. 2111: Mr. BAIRD.  
 H.R. 2114: Mr. RUSH.  
 H.R. 2131: Mr. ADERHOLT and Mr. SMITH of New Jersey.  
 H.R. 2134: Mr. RENZI, Mr. MACK, Mr. HAYES, Mr. FRANKS of Arizona, Mr. PAUL, Mr. CHABOT, Mrs. BLACKBURN, Mr. SAM JOHNSON of Texas, and Mr. FEENEY.  
 H.R. 2137: Mr. MCGOVERN.  
 H.R. 2138: Mr. HIGGINS and Mr. ETHERIDGE.  
 H.R. 2140: Mr. SCHIFF and Mr. CARNAHAN.  
 H.R. 2144: Mr. NEAL of Massachusetts.

H.R. 2154: Mr. DONNELLY.  
 H.R. 2167: Mr. DAVIS of Alabama.  
 H.R. 2169: Mr. OLVER.  
 H.R. 2179: Ms. MCCOLLUM of Minnesota.  
 H.R. 2185: Mr. PAYNE, Mr. WEXLER, Mr. ENGLISH of Pennsylvania, Mr. CHABOT, Mr. GRIJALVA, and Mr. GILCHREST.  
 H.R. 2189: Mr. KAGEN.  
 H.R. 2192: Ms. MOORE of Wisconsin, Mr. CROWLEY, Mr. JONES of North Carolina, Mr. MATHESON, Ms. KAPTUR, Ms. DEGETTE, Ms. SCHAKOWSKY, Mr. SHULER, Mr. DOYLE, Mr. HASTINGS of Florida, Mr. ABERCROMBIE, and Mr. BUTTERFIELD.  
 H.R. 2199: Mr. MILLER of Florida.  
 H.R. 2201: Mr. ETHERIDGE.  
 H.R. 2221: Mr. BAIRD.  
 H.R. 2232: Mr. CAPUANO.  
 H.R. 2234: Ms. WATSON, Mr. GEORGE MILLER of California, Mr. WAXMAN, Mr. SCHIFF, Ms. SOLIS, Mr. SHERMAN, Ms. ZOE LOFGREN of California, Mr. THOMPSON OF CALIFORNIA, Mr. CARDOZA, Ms. WOOLSEY, Ms. LEE, Ms. ESHOO, Mrs. CAPPS, and Mr. BECERRA.  
 H. Con. Res. 21: Mr. BARROW and Mr. ENGLISH of Pennsylvania.  
 H. Con. Res. 80: Mr. TERRY and Mr. MILLER of North Carolina.  
 H. Con. Res. 85: Mr. MCCOTTER and Mr. BURGESS.  
 H. Con. Res. 87: Ms. HIRONO.  
 H. Con. Res. 104: Ms. LINDA T. SÁNCHEZ of California, Mr. BLUMENAUER, and Mr. PAYNE.  
 H. Con. Res. 122: Mr. HONDA and Mr. BURTON of Indiana.  
 H. Con. Res. 125: Mr. MCDERMOTT and Mr. SMITH of Washington.  
 H. Con. Res. 129: Ms. BERKLEY, Mr. STARK, and Mr. BURTON of Indiana.  
 H. Con. Res. 130: Mrs. BONO, Ms. MATSUI, Mr. PAYNE, and Ms. MCCOLLUM of Minnesota.  
 H. Con. Res. 133: Mr. CAPPES and Mr. BUYER.  
 H. Con. Res. 137: Mr. TANCREDO.  
 H. Con. Res. 142: Mr. SMITH of New Jersey.  
 H. Con. Res. 144: Ms. BORDALLO and Ms. MATSUI.  
 H. Res. 25: Mr. HASTINGS of Florida, Mr. HIGGINS, Mr. PASCARELL, Mr. WEINER, Mr. MICHAUD, Mrs. MALONEY of New York, Mr. WAXMAN, Mr. McNULTY, Mr. MILLER of North Carolina, Ms. CLARKE, Ms. MOORE of Wisconsin, Mr. MEEK of Florida, Mr. JEFFERSON, Mr. TOWNS, Mr. SPRATT, Mr. FOSSELLA, Mr. SCHIFF, Ms. CARSON, Mr. WYNN, Mr. LEWIS of Georgia, Mr. WU, Mr. RYAN of Ohio, Ms. LINDA T. SÁNCHEZ of California, Mr. EMANUEL, Ms. HOOLEY, Mr. NEAL of Massachusetts, Mr. COSTELLO, Mr. PAYNE, Ms. SCHWARTZ, Mr. ELLISON, Mr. ABERCROMBIE, Mr. PALLONE, Mr. BISHOP of New York, Mr. ANDREWS, Mr. FILNER, Mrs. JONES of Ohio, Mr. PERLMUTTER, Mr. BUTTERFIELD, Mr. BECERRA, and Mr. DAVIS of Alabama.  
 H. Res. 111: Mr. GORDON and Mr. YOUNG of Florida.  
 H. Res. 121: Mr. OLVER, Mr. PALLONE, Mr. COSTA, Mr. DELAHUNT, and Mr. GONZALEZ.  
 H. Res. 146: Ms. LEE.  
 H. Res. 216: Mr. WICKER, Mr. WILSON of South Carolina, Mr. SMITH of Nebraska, Mr. ISSA, Mr. MCCARTHY of California, Mrs. CAPITO, Mr. SULLIVAN, Mr. KINGSTON, Mr. MCCOTTER, and Mr. TIM MURPHY of Pennsylvania.  
 H. Res. 268: Mr. DONNELLY.  
 H. Res. 296: Mr. WOLF, Mr. LEVIN, Mr. PLATTS, Mrs. MYRICK, Mr. PRICE of North Carolina, Mr. MURPHY of Connecticut, Mr. BARTLETT of Maryland, Mr. ANDREWS, Mr. COURTNEY, Mr. MILLER of North Carolina, and Mr. COHEN.  
 H. Res. 329: Mr. TOWNS, Mr. RUSH, Mrs. JONES of Ohio, Ms. JACKSON-LEE of Texas, Mr. MEEKS of New York, Mr. WYNN, Mr. ROTHMAN, Mr. GUTIERREZ, Mr. CARNAHAN, Mr. AL GREEN of Texas, Mr. CLEAVER, Mr. COURTNEY, Ms. CLARKE, Ms. MOORE of Wisconsin, Ms. CARSON, Mr. CUMMINGS, Mr.

LEWIS of Georgia, Mr. BISHOP of Georgia, Mr. MCGOVERN, Mr. WEINER, Mr. OLVER, Mr. HODES, Mr. MILLER of North Carolina, Mr. PRICE of North Carolina, and Mr. ETHERIDGE.  
 H. Res. 333: Mr. WYNN.  
 H. Res. 353: Mr. MCINTYRE and Mr. MCGOVERN.  
 H. Res. 356: Mr. SARBANES.  
 H. Res. 361: Ms. SOLIS, Mrs. CAPPS, Mr. SHERMAN, Mr. THOMPSON of California, Mrs. BONO, and Mr. BECERRA.  
 H. Res. 369: Mrs. MCCARTHY of New York and Mr. GRIJALVA.

#### ¶66.59 DELETIONS OF SPONSORS FROM PUBLIC BILLS AND RESOLUTIONS

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

H.R. 1419: Mr. HINOJOSA, Mr. CONAWAY, Mr. LINCOLN DIAZ-BALART of Florida, Mr. BACHUS, Mr. HOLT, Ms. MATSUI, Mr. ROHRBACHER, Mr. SKELTON, Mr. PETRI, Mr. WILSON of South Carolina, Mr. REHBERG, and Mr. FEENEY.

### MONDAY, MAY 14, 2007 (67)

#### ¶67.1 APPOINTMENT OF SPEAKER PRO TEMPORE

The House was called to order at 10:30 a.m. by the SPEAKER pro tempore, Mr. COSTA, who laid before the House the following communication:

WASHINGTON, DC,  
 May 14, 2007.

I hereby appoint the Honorable JIM COSTA to act as Speaker pro tempore on this day.

NANCY PELOSI,

*Speaker of the House of Representatives.*

Whereupon, pursuant to the order of the House of January 4, 2007, Members were recognized for morning-hour debate.

#### ¶67.2 RECESS—10:38 P.M.

The SPEAKER pro tempore, Mr. COSTA, pursuant to clause 12(a) of rule I, declared the House in recess at 10 o'clock and 38 minutes a.m., until noon.

#### ¶67.3 AFTER RECESS—NOON

The SPEAKER pro tempore, Mr. CARNAHAN, called the House to order.

#### ¶67.4 APPROVAL OF THE JOURNAL

The SPEAKER pro tempore, Mr. CARNAHAN, announced he had examined and approved the Journal of the proceedings of Thursday, May 10, 2007.

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

#### ¶67.5 COMMUNICATIONS

Executive and other communications, pursuant to clause 8, rule XII, were referred as follows:

1703. A letter from the Under Secretary, Research, Education and Economics, Department of Agriculture, transmitting the Department's final rule — Small Business Innovation Research Grants Program (RIN: 0524-AA31) received May 2, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

1704. A letter from the Assistant Secretary, Office of Legislative and Intergovernmental Affairs, Department of Homeland Security, transmitting the Department's report on the Critical Skills Retention Bonus (CSR) program, pursuant to 37 U.S.C. 323 (h) Public

Law 106-398, section 633 (a); to the Committee on Armed Services.

1705. A letter from the Under Secretary for Personnel and Readiness, Department of Defense, transmitting a letter on the approved retirement of Lieutenant General Joseph R. Inge, United States Army, and his advancement to the grade of lieutenant general on the retired list; to the Committee on Armed Services.

1706. A letter from the Principal Deputy Under Secretary for Personnel and Readiness, Department of Defense, transmitting a report to Congress on the use of Aviation Continuation Pay (ACP) for Fiscal Year 2006, pursuant to 37 U.S.C. 301b(i); to the Committee on Armed Services.

1707. A letter from the Chairman, Board of Governors of the Federal Reserve System, transmitting The Board's report pursuant to Section 837 of the Transportation, Treasury, Housing and Urban Development, the Judiciary, and Independent Agencies Appropriations Act of 2006; to the Committee on Financial Services.

1708. A letter from the Chief Counsel, FEMA, Department of Homeland Security, transmitting the Department's final rule — Final Flood Elevation Determinations — received April 23, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Financial Services.

1709. A letter from the Chief Counsel, FEMA, Department of Homeland Security, transmitting the Department's final rule — Changes in Flood Elevation Determinations — received April 23, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Financial Services.

1710. A letter from the Chief Counsel, FEMA, Department of Homeland Security, transmitting the Department's final rule — Changes in Flood Elevation Determinations — received April 23, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Financial Services.

1711. A letter from the Chief Counsel, FEMA, Department of Homeland Security, transmitting the Department's final rule — Changes in Flood Elevation Determinations [Docket No. FEMA-B-7712] received April 23, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Financial Services.

1712. A letter from the General Deputy Assistant Secretary for Congressional and Intergovernmental Relations, Department of Housing and Urban Development, transmitting the Department's first annual Homeless Assessment Report; to the Committee on Financial Services.

1713. A letter from the Chairman and President, Export-Import Bank, transmitting a report on transactions involving U.S. exports to Ghana pursuant to Section 2(b)(3) of the Export-Import Bank Act of 1945, as amended; to the Committee on Financial Services.

1714. A letter from the Assistant General Counsel for Regulations, Department of Education, transmitting the Department's final rule — Title I-Improving the Academic Achievement of the Disadvantaged; Individuals With Disabilities Education Act (IDEA)-Assistance to States for the Education of Children With Disabilities (RIN: 1810-AA98) received May 2, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Education and Labor.

1715. A letter from the Chairman, National Endowment for the Arts, National Foundation on the Arts & the Humanities, transmitting the Federal Council on the Arts and the Humanities' thirty-first annual report on the Arts and Artifacts Indemnity Program for Fiscal Year 2006, pursuant to 20 U.S.C. 959(c); to the Committee on Education and Labor.

1716. A letter from the Interim Director, Pension Benefit Guaranty Corporation, transmitting the Corporation's final rule — Benefits Payable in Terminated Single-Employer Plans; Allocation of Assets in Single-

Employer Plans; Interest Assumptions for Valuing and Paying Benefits — received May 2, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Education and Labor.

1717. A letter from the Acting Chief Financial Officer, Department of Energy, transmitting the Department's operating plan for fiscal year 2007, pursuant to Public Law 110-5, section 113; to the Committee on Energy and Commerce.

1718. A letter from the Director, Regulations Policy and Mgmt. Staff, Department of Health and Human Services, transmitting the Department's final rule — Blood Vessels Recovered With Organs and Intended for Use in Organ Transplantation [Docket No. 2006N-0051] (RIN: 0910-AF65) received April 23, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

1719. A letter from the Director, Regulations Policy and Mgmt. Staff, Department of Health and Human Services, transmitting the Department's final rule — Blood Vessels Recovered With Organs and Intended for Use in Organ Transplantation [Docket No. 2006N-0051] received April 23, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

1720. A letter from the Director, Regulations Policy and Mgmt. Staff, Department of Health and Human Services, transmitting the Department's final rule — Dandruff, Sebhorreic Dermatitis, and Psoriasis Drug Products Containing Coal Tar and Menthol for Over-the-Counter Human Use; Amendment to the Monograph [Docket No. 2005N-0448] (RIN: 0910-AF49) received April 23, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

1721. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Anthropomorphic Test Devices; SID-IIs Side Impact Crash Test Dummy 5th Percentile Adult Female [Docket No. NHTSA 25442] (RIN: 2127-AJ16) received April 23, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

1722. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Source-Specific Federal Implementation Plan for Four Corners Power Plant; Navajo Nation [EPA-R09-OAR-2006-0184; FRL-8308-6] (RIN: 2009 AA01) received May 3, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

1723. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Revisions to the Nevada State Implementation Plan, Washoe County [EPA-R09-OAR-2006-0677a FRL-8303-2] received May 3, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

1724. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Revisions to the Arizona State Implementation Plan, Maricopa County Environmental Services Department [EPA-R09-OAR-2006-0827; FRL-8302-9] received May 3, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

1725. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Approval and Promulgation of State Plans for Designated Facilities and Pollutants; States of Iowa, Kansas, and Missouri [EPA-R07-OAR-2007-0258; FRL-8310-8] received May 3, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

1726. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agen-

cy's final rule — Approval and Promulgation of Air Quality Implementation Plans; West Virginia; Redesignation of the Parkersburg, West Virginia Portion of the Parkersburg-Marietta, WV-OH 8-Hour Ozone Nonattainment Area to Attainment and Approval of the Maintenance Plan [EPA-R03-OAR-2006-0817; FRL-8309-9] received May 3, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

1727. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Approval and Promulgation of Implementation Plans; State of Missouri [EPA-R07-OAR-2007-0095; FRL-8309-3] received May 3, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

1728. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Approval and Promulgation of Implementation Plans; Revisions to the Nevada State Implementation Plan; Visible Emissions and Particulate Matter Rules [EPA-R09-OAR-2006-0635; FRL-8308-2] received May 3, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

1729. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Approval and Promulgation of Implementation Plans; Missouri; Interstate Transport of Pollution [EPA-R07-OAR-2007-0249; FRL 8310-6] received May 3, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

1730. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Approval and Promulgation of Implementation Plans and Designation of Areas for Air Quality Planning Purposes: California [EPA-R09-OAR-2007-0101; FRL-8308-4] received May 3, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

1731. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Ambient Air Monitoring Regulations: Correcting and Other Amendments [EPA-HQ-OAR-2004-0018; FRL-8308-7] (RIN: 2060-AO06) received May 3, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

1732. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Delegation of National Emission Standards for Hazardous Air Pollutants for Source Categories; State of Arizona, Arizona Department of Environmental Quality; State of Nevada, Nevada Division of Environmental Protection [EPA-R09-OAR-2007-0322; FRL 8309-7] received May 3, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

1733. A letter from the Executive Director, Federal Energy Regulatory Commission, transmitting the Commission's final rule — annual update of Commission filing fees. [Docket No. RM07-12] received April 27, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

1734. A letter from the Secretary of the Commission, Federal Trade Commission, transmitting the Commission's final rule — Test Procedures and Labeling Standards for Recycled Oil — received April 23, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

1735. A letter from the Office Director, Office of Congressional Affairs, Nuclear Regulatory Commission, transmitting the Commission's final rule — Relief from Fingerprinting and Criminal History Records

Checks (RIN: AI04) received April 17, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

1736. A letter from the Deputy Director, Defense Security Cooperation Agency, transmitting pursuant to the reporting requirements of Section 36(b)(1) of the Arms Export Control Act, as amended, Transmittal No. 07-14, concerning the Department of the Navy's proposed Letter(s) of Offer and Acceptance to France for defense articles and services, pursuant to 22 U.S.C. 2776(a); to the Committee on Foreign Affairs.

1737. A letter from the Director, Defense Security Cooperation Agency, transmitting pursuant to the reporting requirements of Section 36(b)(1) of the Arms Export Control Act, as amended, Transmittal No. 07-18, concerning the Department of the Navy's proposed Letter(s) of Offer and Acceptance to Turkey for defense articles and services, pursuant to 22 U.S.C. 2776(a); to the Committee on Foreign Affairs.

1738. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting a copy of the Department's "Country Reports on Terrorism: 2006," pursuant to 22 U.S.C. 2656f; to the Committee on Foreign Affairs.

1739. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting a report pursuant to Section 804 of the PLO Commitments Compliance Act of 1989 (title VIII, Foreign Relations Authorization Act, FY 1990 and 1991 (Pub. L. 101-246), and Sections 603-604 (Middle East Peace Commitments Act of 2002) and 699 of the Foreign Relations Authorization Act, FY 2003 (Pub. L. 107-228), including a copy of Presidential Determination No. 2007-12 on the Implementation of Sections 603 and 604 of the Foreign Relations Authorization Act of Fiscal Year 2003; to the Committee on Foreign Affairs.

1740. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting a report concerning methods employed by the Government of Cuba to comply with the United States-Cuba September 1994 "Joint Communiqué" and the treatment by the Government of Cuba of persons returned to Cuba in accordance with the United States-Cuba May 1995 "Joint Statement," together known as the Migration Accords, pursuant to Public Law 105-277, section 2245; to the Committee on Foreign Affairs.

1741. A letter from the Architect of the Capitol, transmitting a written statement in response to the Government Accountability Office report, "Architect of the Capitol: Committed, Sustained, Leadership Needed to Continue Progress," pursuant to 31 U.S.C. 720; to the Committee on House Administration.

1742. A letter from the Inspector General, U.S. House of Representatives, transmitting the final report on the post-implementation audit of HR-Paylinks; to the Committee on House Administration.

1743. A letter from the Assistant Secretary for Fish, Wildlife and Parks, Department of the Interior, transmitting the Department's final rule — Endangered and Threatened Wildlife and Plants; Designation of Critical Habitat for *Cirsium hydrophilum* var. *hydrophilum* (Suisun thistle) and *Cordylanthus mollis* ssp. *mollis* (soft bird's-beak) (RIN: 1018-AU44) received April 13, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Natural Resources.

1744. A letter from the Assistant Secretary for Indian Affairs, Department of the Interior, transmitting a copy of draft legislation entitled, "To provide for the use and distribution of the funds awarded to the Minnesota Chippewa Tribe, et al., by the United States Court of Federal Claims in Docket Nos. 19 and 188, and for other purposes"; to the Committee on Natural Resources.

1745. A letter from the Deputy Assistant Administrator for Regulatory Programs, NMFS, National Oceanic and Atmospheric Administration, transmitting the Administration's final rule — List of Fisheries for 2007 [Docket No. 061106290-7059-02, I.D. 101706C] (RIN: 0648-AV01) received April 23, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Natural Resources.

1746. A letter from the Administrator, General Services Administration, transmitting a report and recommendation concerning the claim of Mr. Patrick Truver, pursuant to 31 U.S.C. 3702(d); to the Committee on the Judiciary.

1747. A letter from the Director, Administrative Office of the U.S. Courts, transmitting the annual report on applications for court orders made to federal and state courts to permit the interception of wire, oral, or electronic communications during calendar year 2006, pursuant to 18 U.S.C. 2519(3); to the Committee on the Judiciary.

1748. A letter from the Director, Administrative Office of the United States Courts, transmitting the second annual report to Congress on victims' rights, pursuant to 18 U.S.C. 3771; to the Committee on the Judiciary.

1749. A letter from the Director, Federal Judicial Center, transmitting the Federal Judicial Center's Annual Report for the 2006 calendar year, pursuant to 28 U.S.C. 623(b); to the Committee on the Judiciary.

1750. A letter from the Deputy General Counsel, Small Business Administration, transmitting the Administration's final rule — Liquidation and Debt Collection (RIN: 3245-AE83) received April 27, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Small Business.

1751. A letter from the Chief, Publications and Regulations Branch, Internal Revenue Service, transmitting the Service's final rule — Limitations on Benefits and Contributions Under Qualified Plans [TD 9319] (RIN: 1545-BD52) received April 10, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

¶67.6 COMMUNICATION FROM THE CLERK—MESSAGE FROM THE SENATE

The SPEAKER pro tempore, Mr. CARNAHAN, laid before the House a communication, which was read as follows:

OFFICE OF THE CLERK,  
HOUSE OF REPRESENTATIVES,  
Washington, DC, May 11, 2007.

Hon. NANCY PELOSI,  
The Speaker, House of Representatives,  
Washington, DC.

DEAR MADAM SPEAKER: Pursuant to the permission granted in Clause 2(h) of Rule II of the Rules of the U.S. House of Representatives, the Clerk received the following message from the Secretary of the Senate on May 11, 2007, at 10:01 a.m.:

That the Senate agreed to S. Con. Res. 29.  
That the Senate agreed to H. Con. Res. 68.  
With best wishes, I am,

Sincerely,

LORRAINE C. MILLER,  
Clerk of the House.

¶67.7 DISTRICT OF COLUMBIA COLLEGE ACCESS

Mr. DAVIS of Illinois, moved to suspend the rules and pass the bill (H.R. 1124) to extend the District of Columbia College Access Act of 1999.

The SPEAKER pro tempore, Mr. CARNAHAN, recognized Mr. DAVIS of Illinois, and Mr. WESTMORELAND, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and pass said bill?

The SPEAKER pro tempore, Mr. CARNAHAN, announced that two-thirds of the Members present had voted in the affirmative.

Mr. WESTMORELAND demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Mr. CARNAHAN, pursuant to clause 8, rule XX, announced that further proceedings on the question were postponed.

¶67.8 NATIONAL DAY OF REMEMBRANCE FOR MURDER VICTIMS

Mr. DAVIS of Illinois, moved to suspend the rules and agree to the following resolution (H. Res. 223):

Whereas the death of a loved one is a devastating experience, and the murder of a loved one is exceptionally difficult;

Whereas the friends and families of murder victims cope with grief through a variety of support services, including counseling, crisis intervention, professional referrals, and assistance in dealing with the criminal justice system; and

Whereas the designation of a National Day of Remembrance for Murder Victims on September 25th of each year provides an opportunity for the people of the United States to honor the memories of murder victims and to recognize the impact on surviving family members: Now, therefore, be it

Resolved, That the House of Representatives—

(1) supports the goals and ideals of a National Day of Remembrance for Murder Victims; and

(2) recognizes the significant benefits of the organizations that provide services to the loved ones of murder victims.

The SPEAKER pro tempore, Mr. CARNAHAN, recognized Mr. DAVIS of Illinois, and Mr. WESTMORELAND, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and agree to said resolution?

The SPEAKER pro tempore, Mr. CARNAHAN, announced that two-thirds of the Members present had voted in the affirmative.

Mr. SHADEGG demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Mr. CARNAHAN, pursuant to clause 8, rule XX, announced that further proceedings on the question were postponed.

¶67.9 CLAUDE RAMSEY POST OFFICE

Mr. DAVIS of Illinois, moved to suspend the rules and pass the bill (H.R. 1260) to designate the facility of the United States Postal Service located at 6301 Highway 58 in Harrison, Tennessee, as the "Claude Ramsey Post Office".

The SPEAKER pro tempore, Mr. CARNAHAN, recognized Mr. DAVIS of Illinois, and Mr. WESTMORELAND, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and pass said bill?

The SPEAKER pro tempore, Mr. CARNAHAN, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said bill.

¶67.10 HARRIETT F. WOODS POST OFFICE BUILDING

Mr. DAVIS of Illinois, moved to suspend the rules and pass the bill (H.R. 1617) to designate the facility of the United States Postal Service located at 561 Kingland Avenue in University City, Missouri, as the "Harriett F. Woods Post Office Building".

The SPEAKER pro tempore, Mr. JACKSON of Illinois, recognized Mr. DAVIS of Illinois, and Mr. WESTMORELAND, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and pass said bill?

The SPEAKER pro tempore, Mr. JACKSON of Illinois, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said bill.

¶67.11 WILLYE B. WHITE POST OFFICE BUILDING

Mr. DAVIS of Illinois, moved to suspend the rules and pass the bill (H.R. 2025) to designate the facility of the United States Postal Service located at 11033 South State Street in Chicago, Illinois, as the "Willye B. White Post Office Building".

The SPEAKER pro tempore, Mr. JACKSON of Illinois, recognized Mr. DAVIS of Illinois, and Mr. WESTMORELAND, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and pass said bill?

The SPEAKER pro tempore, Mr. CARNAHAN, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill was passed was, by unanimous consent, laid on the table.



Ordered, That the Clerk request the concurrence of the Senate in said bill.

¶67.12 S/SGT LEWIS G. WATKINS POST OFFICE BUILDING

Mr. DAVIS of Illinois, moved to suspend the rules and pass the bill (H.R. 1335) to designate the facility of the United States Postal Service located at 508 East Main Street in Seneca, South Carolina, as the "S/Sgt Lewis G. Watkins Post Office Building".

The SPEAKER pro tempore, Mr. CARNAHAN, recognized Mr. DAVIS of Illinois, and Mr. WESTMORELAND, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and pass said bill?

The SPEAKER pro tempore, Mr. CARNAHAN, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said bill.

¶67.13 NATIONAL AMERICORPS WEEK

Mr. YARMUTH moved to suspend the rules and agree to the following resolution (H. Res. 385):

Whereas the AmeriCorps national service program, since its inception in 1994, has proven to be an effective way to engage Americans in service to the Nation that meets a wide range of local and national needs and promotes the ethic of service and volunteerism;

Whereas the AmeriCorps program, working closely with its Nationwide network of Governor-appointed state service commissions, has strengthened America's nonprofit sector community nonprofit groups, in every State in our Nation;

Whereas the AmeriCorps programs across our Nation have leveraged additional funds and in-kind donations from other sources to further service and volunteerism in America;

Whereas each year AmeriCorps provides opportunities for 75,000 citizens to serve in and work to improve communities in our Nation;

Whereas since 1994 a total of 500,000 citizens across the Nation have taken the AmeriCorps pledge to "get things done for America" by becoming AmeriCorps members;

Whereas those same individuals have served a total of more than 630,000,000 hours in service to our Nation, helping to improve the lives of our Nation's most vulnerable citizens, protect our environment, contribute to our public safety, respond to disasters, and strengthen our educational system;

Whereas AmeriCorps members last year recruited and supervised more than 1,400,000 community volunteers, serving as a powerful volunteer catalyst;

Whereas AmeriCorps members, in return for their service, have earned nearly \$1,300,000,000 to further their own education at our Nation's colleges and universities;

Whereas AmeriCorps members, after their terms of service end, remain engaged in our communities as volunteers, teachers, and

nonprofit professionals in disproportionately high levels; and

Whereas the inaugural National AmeriCorps Week, May 13-20, 2007, is an opportune time for the people of the United States to recognize current and former AmeriCorps members for their service to our Nation; thank AmeriCorps' community partners who make the program possible; and bring more Americans into service: Now, therefore, be it

Resolved, That the House of Representatives—

(1) encourages all citizens to join in a national effort to salute AmeriCorps members and alumni to raise awareness about the importance of national and community service;

(2) acknowledges the significant accomplishments of the AmeriCorps members, alumni and community partners;

(3) recognizes the important contribution to the lives of our citizens by AmeriCorps members; and

(4) encourages citizens of all ages to participate in service opportunities in their communities, including in AmeriCorps programs.

The SPEAKER pro tempore, Mr. CARNAHAN, recognized Mr. YARMUTH and Mr. BOUSTANY, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and agree to said resolution?

The SPEAKER pro tempore, Mr. CARNAHAN, announced that two-thirds of the Members present had voted in the affirmative.

Mr. YARMUTH demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Mr. CARNAHAN, pursuant to clause 8, rule XX, announced that further proceedings on the question were postponed.

¶67.14 JUNIATA COLLEGE VOLLEYBALL TEAM

Mr. YARMUTH moved to suspend the rules and agree to the following resolution (H. Res. 216):

Whereas the Juniata College volleyball team is one of the great little-known dynasties in college sports;

Whereas the Juniata College volleyball program has a remarkable 1,100 win and 172 loss record over 30 seasons;

Whereas Head Coach Larry Bock has the most wins of any coach in the history of NCAA women's volleyball;

Whereas during this past season, senior Stephanie Kines was named the Division III Women's Volleyball Player of the Year, just the second Juniata player to earn that honor;

Whereas Juniata College did not lose a match in 2006 to a Division III opponent all season, and the team's only 2006 loss was to Division I Princeton University;

Whereas Juniata College's 41 win and 1 loss record during 2006 tied the program record for the fewest losses in a season, and was the team's first 40-win season since 1997; and

Whereas Juniata defeated long-time rival Washington University-St. Louis in a thrilling five-game championship match that many described as the best championship match in the history of Division III volleyball: Now, therefore, be it

Resolved, That the House of Representatives—

(1) commends the Juniata College volleyball team for winning the 2006 NCAA Division III Women's Volleyball National Championship; and

(2) recognizes the achievements of the players, coaches, students, and staff whose hard work and dedication made the Championship possible.

The SPEAKER pro tempore, Mr. CARNAHAN, recognized Mr. YARMUTH and Mr. BOUSTANY, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and agree to said resolution?

The SPEAKER pro tempore, Mr. CARNAHAN, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said resolution was agreed to.

A motion to reconsider the vote whereby the rules were suspended and said resolution was agreed to was, by unanimous consent, laid on the table.

¶67.15 RECESS—1:36 P.M.

The SPEAKER pro tempore, Mr. CARNAHAN, pursuant to clause 12(a) of rule I, declared the House in recess at 1 o'clock and 36 minutes p.m., until approximately 6:30 p.m.

¶67.16 AFTER RECESS—6:33 P.M.

The SPEAKER pro tempore, Mr. CAPUANO, called the House to order.

¶67.17 H.R. 1124—UNFINISHED BUSINESS

The SPEAKER pro tempore, Mr. CAPUANO, pursuant to clause 8, rule XX, announced the unfinished business to be the motion to suspend the rules and pass the bill (H.R. 1124) to extend the District of Columbia College Access Act of 1999.

The question being put,

Will the House suspend the rules and pass said bill?

The vote was taken by electronic device.

It was decided in the { Yeas ..... 268 affirmative ..... } Nays ..... 100

¶67.18 [Roll No. 342]

YEAS—268

Table listing names of members who voted 'Yeas' for H.R. 1124, including Abercrombie, Ackerman, Aderholt, Allen, Altmire, Andrews, Arcuri, Baca, Bachus, Baird, Baldwin, Barrow, Bartlett (MD), Becerra, Berkley, Berry, Biggart, Bilbray, Bishop (GA), Bishop (NY), Blumenauer, Blunt, Boehner, Bono, Boozman, Boswell, Boucher, Boyd (FL), Boyda (KS), Brady (TX), Braley (IA), Brown-Waite, Ginny, Buchanan, Butterfield, Calvert, Cannon, Capito, Capps, Capuano, Carnahan, Carson, Castle, Castor, Chandler, Clarke, Clay, Cleaver, Clyburn, Cohen, Cole (OK), Conyers, Cooper, Costa, Courtney, Cramer, Crowley, Cuellar, Cummings, Davis (CA), Davis (IL), Davis, Tom, DeFazio, DeGette, Delahunt, DeLauro, Dent, Diaz-Balart, L., Diaz-Balart, M., Dicks, Dingell, Doggett, Donnelly, Edwards, Ehlers, Ellison, Ellsworth, Emanuel.

Emerson  
Eshoo  
Etheridge  
Fallin  
Farr  
Filner  
Fortenberry  
Frelinghuysen  
Giffords  
Gilchrist  
Gillibrand  
Gillmor  
Gonzalez  
Goodlatte  
Gordon  
Green, Al  
Hall (NY)  
Hare  
Harman  
Hastings (FL)  
Hayes  
Heller  
Herseth Sandlin  
Higgins  
Hill  
Hinchev  
Hinojosa  
Hirono  
Hobson  
Hodes  
Holt  
Honda  
Hooley  
Hoyer  
Hulshof  
Insee  
Israel  
Issa  
Jackson (IL)  
Jackson-Lee (TX)  
Johnson (GA)  
Johnson, E. B.  
Jones (NC)  
Kagen  
Kanjorski  
Kaptur  
Keller  
Kennedy  
Kildee  
Kilpatrick  
Kind  
Kirk  
Klein (FL)  
Knollenberg  
Kucinich  
Langevin  
Lantos  
Larsen (WA)  
Larson (CT)  
Latham  
LaTourette  
Lee  
Levin

Lewis (CA)  
Lewis (GA)  
Linder  
LoBiondo  
Loebsack  
Lofgren, Zoe  
Lowey  
Lucas  
Lynch  
Mahoney (FL)  
Maloney (NY)  
Manzullo  
Marchant  
Markey  
Marshall  
Matheson  
Matsui  
McCaul (TX)  
McCollum (MN)  
McCrery  
McDermott  
McGovern  
McHugh  
McIntyre  
McKeon  
McNerney  
McNulty  
Meek (FL)  
Melancon  
Michaud  
Miller (NC)  
Miller, Gary  
Miller, George  
Mitchell  
Mollohan  
Moore (KS)  
Moore (WI)  
Moran (KS)  
Murphy (CT)  
Murphy, Patrick  
Napolitano  
Oberstar  
Obey  
Oliver  
Ortiz  
Pallone  
Pascrell  
Pastor  
Payne  
Perlmutter  
Petri  
Pickering  
Pomeroy  
Porter  
Price (GA)  
Price (NC)  
Rahall  
Rangel  
Regula  
Reichert  
Renzi  
Reyes  
Rodriguez  
Ros-Lehtinen

Roskam  
Ross  
Roybal-Allard  
Ruppersberger  
Rush  
Ryan (OH)  
Salazar  
Sanchez, Loretta  
Sarbanes  
Saxton  
Schakowsky  
Schiff  
Schwartz  
Sherman  
Shuler  
Simpson  
Sires  
Skelton  
Slaughter  
Smith (NJ)  
Snyder  
Solis  
Souder  
Space  
Spratt  
Stupak  
Sutton  
Tanner  
Tauscher  
Taylor  
Terry  
Thompson (CA)  
Thompson (MS)  
Tiahrt  
Towns  
Turner  
Udall (NM)  
Van Hollen  
Velázquez  
Visclosky  
Walsh (NY)  
Walz (MN)  
Waters  
Watson  
Watt  
Waxman  
Welch (VT)  
Weller  
Wicker  
Wilson (NM)  
Wilson (OH)  
Wilson (SC)  
Wolf  
Woolsey  
Wu  
Wynn  
Yarmuth  
Young (FL)

NAYS—100

Akin  
Alexander  
Bachmann  
Baker  
Barrett (SC)  
Barton (TX)  
Bean  
Bilirakis  
Bishop (UT)  
Blackburn  
Boustany  
Brown (SC)  
Burgess  
Burton (IN)  
Buyer  
Camp (MI)  
Campbell (CA)  
Cantor  
Carter  
Chabot  
Coble  
Conaway  
Davis (KY)  
Davis, David  
Deal (GA)  
Drake  
Dreier  
Duncan  
English (PA)  
Feeney  
Flake  
Forbes  
Fossella  
Foxy

Franks (AZ)  
Garrett (NJ)  
Gerlach  
Gingrey  
Gohmert  
Goode  
Granger  
Graves  
Hall (TX)  
Hastings (WA)  
Hensarling  
Herger  
Hoekstra  
Inglis (SC)  
Johnson, Sam  
Jordan  
King (IA)  
King (NY)  
Kingston  
Kline (MN)  
Kuhl (NY)  
Lamborn  
Lungren, Daniel  
E.  
Mack  
McCarthy (CA)  
McCotter  
McHenry  
Mica  
Miller (FL)  
Miller (MI)  
Myrick  
Neugebauer  
Nunes

Paul  
Pearce  
Pence  
Peterson (MN)  
Platts  
Poe  
Putnam  
Radanovich  
Ramstad  
Rehberg  
Rogers (AL)  
Rogers (KY)  
Rogers (MI)  
Rohrabacher  
Royce  
Ryan (WI)  
Sali  
Schmidt  
Sensenbrenner  
Sessions  
Shadegg  
Shuster  
Smith (NE)  
Smith (TX)  
Stearns  
Thornberry  
Tiberi  
Upton  
Walberg  
Walden (OR)  
Weldon (FL)  
Westmoreland  
Young (AK)

NOT VOTING—64

Berman  
Bonner  
Boren  
Brady (PA)  
Brown, Corrine  
Cardoza  
Carney  
Costello  
Crenshaw  
Cubin  
Culberson  
Davis (AL)  
Davis, Jo Ann  
Davis, Lincoln  
Doolittle  
Doyle  
Engel  
Everett  
Fattah  
Ferguson  
Frank (MA)  
Gallegly  
Green, Gene

Grijalva  
Gutierrez  
Hastert  
Boren  
Holden  
Hunter  
Jefferson  
Jindal  
Johnson (IL)  
Jones (OH)  
LaHood  
Lampson  
Lewis (KY)  
Lipinski  
McCarthy (NY)  
McMorris  
Rodgers  
Meehan  
Meeks (NY)  
Moran (VA)  
Murphy, Tim  
Murtha  
Musgrave  
Nadler

Neal (MA)  
Peterson (PA)  
Pitts  
Pryce (OH)  
Reynolds  
Rothman  
Sánchez, Linda  
T.  
Shimkus  
Smith (WA)  
Stark  
Sullivan  
Tancredo  
Tierney  
Udall (CO)  
Wamp  
Wasserman  
Schultz  
Weiner  
Wexler  
Whitfield

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said bill.

67.19 H. RES. 223—UNFINISHED BUSINESS

The SPEAKER pro tempore, Mr. CAPUANO, pursuant to clause 8, rule XX, announced the further unfinished business to be the motion to suspend the rules and agree to said resolution (H. Res. 223) supporting the goals and ideals of a National Day of Remembrance for Murder Victims.

The question being put, Will the House suspend the rules and agree to said resolution?

The vote was taken by electronic device.

It was decided in the { Yeas ..... 369  
affirmative ..... } Nays ..... 0

67.20 [Roll No. 343]

YEAS—369

Abercrombie  
Ackerman  
Aderholt  
Akin  
Alexander  
Allen  
Altmire  
Andrews  
Arcuri  
Baca  
Buchanan  
Burgess  
Burton (IN)  
Butterfield  
Buyer  
Calvert  
Camp (MI)  
Campbell (CA)  
Cannon  
Cantor  
Capito  
Capps  
Capuano  
Carnahan  
Carson  
Carter  
Castle  
Castor  
Chabot  
Chandler  
Clarke  
Clay  
Cleaver  
Clyburn  
Coble  
Cohen  
Cole (OK)

Boucher  
Boustany  
Boyd (FL)  
Boyd (KS)  
Brady (TX)  
Braley (IA)  
Brown (SC)  
Brown-Waite,  
Ginny  
Buchanan  
Burgess  
Burton (IN)  
Butterfield  
Buyer  
Calvert  
Camp (MI)  
Campbell (CA)  
Cannon  
Cantor  
Capito  
Capps  
Capuano  
Carnahan  
Carson  
Carter  
Castle  
Castor  
Chabot  
Chandler  
Clarke  
Clay  
Cleaver  
Clyburn  
Coble  
Cohen  
Cole (OK)

Conaway  
Conyers  
Cooper  
Costa  
Courtney  
Cramer  
Crowley  
Cuellar  
Cummings  
Davis (CA)  
Davis (IL)  
Davis (KY)  
Davis, David  
Davis, Lincoln  
Davis, Tom  
Deal (GA)  
DeFazio  
DeGette  
Delahunt  
DeLauro  
Dent  
Diaz-Balart, L.  
Diaz-Balart, M.  
Dicks  
Dingell  
Doggett  
Donnelly  
Drake  
Dreier  
Duncan  
Edwards  
Ehlers  
Ellison  
Ellsworth  
Emanuel  
Emerson

English (PA)  
Eshoo  
Etheridge  
Fallin  
Farr  
Feeney  
Filner  
Flake  
Forbes  
Fortenberry  
Fossella  
Foxy  
Franks (AZ)  
Frelinghuysen  
Garrett (NJ)  
Gerlach  
Giffords  
Gilchrist  
Gillibrand  
Gillmor  
Gingrey  
Gohmert  
Gonzalez  
Goode  
Goodlatte  
Gordon  
Granger  
Graves  
Green, Al  
Green, Gene  
Hall (NY)  
Hall (TX)  
Hare  
Harman  
Hastings (FL)  
Hastings (WA)  
Hayes  
Heller  
Hensarling  
Herger  
Herseth Sandlin  
Higgins  
Hill  
Hinchev  
Hinojosa  
Hirono  
Hobson  
Hodes  
Hoekstra  
Holt  
Honda  
Hooley  
Hoyer  
Hulshof  
Inglis (SC)  
Insee  
Israel  
Issa  
Jackson (IL)  
Jackson-Lee (TX)  
Johnson, E. B.  
Johnson, Sam  
Jones (NC)  
Jordan  
Kagen  
Kanjorski  
Kaptur  
Keller  
Kennedy  
Kildee  
Kilpatrick  
Kind  
King (IA)  
King (NY)  
Kingston  
Kirk  
Klein (FL)  
Kline (MN)  
Knollenberg  
Kucinich  
Kuhl (NY)  
Lamborn  
Lampson  
Langevin  
Lantons  
Larsen (WA)  
Larson (CT)

Latham  
LaTourette  
Lee  
Levin  
Lewis (CA)  
Lewis (GA)  
Linder  
LoBiondo  
Loebsack  
Lofgren, Zoe  
Lowey  
Lucas  
Lungren, Daniel  
E.  
Lynch  
Mack  
Mahoney (FL)  
Maloney (NY)  
Manzullo  
Marchant  
Markey  
Marshall  
Matheson  
Matsui  
McCarthy (CA)  
McCaul (TX)  
McCollum (MN)  
McCotter  
McCrery  
McDermott  
McGovern  
McHenry  
McHugh  
McIntyre  
McKeon  
McNerney  
McNulty  
Meek (FL)  
Melancon  
Mica  
Michaud  
Miller (FL)  
Miller (MI)  
Miller (NC)  
Solis  
Miller, Gary  
Miller, George  
Mitchell  
Mollohan  
Moore (KS)  
Moore (WI)  
Moran (KS)  
Murphy (CT)  
Murphy, Patrick  
Myrick  
Napolitano  
Neugebauer  
Nunes  
Oberstar  
Obey  
Oliver  
Ortiz  
Pallone  
Pascrell  
Pastor  
Paul  
Payne  
Pearce  
Pence  
Perlmutter  
Peterson (MN)  
Petri  
Pickering  
Platts  
Poe  
Pomeroy  
Porter  
Putnam  
Radanovich  
Rahall  
Ramstad  
Rangel  
Regula  
Rehberg  
Reichert  
Renzi  
Reyes

Rodriguez  
Rogers (AL)  
Rogers (KY)  
Rogers (MI)  
Rohrabacher  
Ros-Lehtinen  
Roskam  
Roybal-Allard  
Ruppersberger  
Rush  
Ryan (OH)  
Ryan (WI)  
Salazar  
Sali  
Sanchez, Loretta  
Sarbanes  
Saxton  
Schakowsky  
Schiff  
Schmidt  
Schwartz  
Scott (GA)  
Sensenbrenner  
Serrano  
Sessions  
Sestak  
Shadegg  
Shaughnessy  
Shea-Porter  
Sherman  
Shuler  
Shuster  
Simpson  
Skelton  
Slaughter  
Smith (NE)  
Smith (NJ)  
Smith (TX)  
Snyder  
Solis  
Souder  
Space  
Spratt  
Stearns  
Stupak  
Sutton  
Tanner  
Tauscher  
Taylor  
Terry  
Thompson (CA)  
Thompson (MS)  
Thornberry  
Tiahrt  
Tiberi  
Towns  
Turner  
Udall (NM)  
Upton  
Van Hollen  
Velázquez  
Visclosky  
Walberg  
Walden (OR)  
Walsh (NY)  
Walz (MN)  
Waters  
Watson  
Watt  
Waxman  
Welch (VT)  
Weldon (FL)  
Weller  
Westmoreland  
Wicker  
Wilson (NM)  
Wilson (OH)  
Wilson (SC)  
Wolf  
Woolsey  
Wu  
Yarmuth  
Young (AK)  
Young (FL)

NOT VOTING—63

Berman  
Bonner  
Boren  
Brady (PA)  
Brown, Corrine  
Cardoza  
Carney  
Costello  
Crenshaw  
Cubin

Culberson  
Davis (AL)  
Davis, Jo Ann  
Doolittle  
Doyle  
Engel  
Everett  
Fattah  
Ferguson  
Frank (MA)

Gallegly  
Grijalva  
Gutierrez  
Hastert  
Holden  
Hunter  
Jefferson  
Jindal  
Johnson (GA)  
Johnson (IL)

Jones (OH) Musgrave Stark  
 LaHood Nadler Sullivan  
 Lewis (KY) Neal (MA) Tancredo  
 Lipinski Peterson (PA) Tierney  
 McCarthy (NY) Pitts Udall (CO)  
 McMorris Pryce (OH) Wamp  
 Rodgers Reynolds Wasserman  
 Meehan Rothman Schultz  
 Meeks (NY) Sánchez, Linda Weiner  
 Moran (VA) T. Wexler  
 Murphy, Tim Shimkus Whitfield  
 Murtha Smith (WA) Wynn

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said resolution was agreed to.

A motion to reconsider the vote whereby the rules were suspended and said resolution was agreed to was, by unanimous consent, laid on the table.

¶67.21 MOMENT OF SILENCE IN MEMORY OF THE LATE HONORABLE CONGRESSMAN MENDEL DAVIS

The SPEAKER pro tempore, Mr. CAPUANO, announced that all Members stand and observe a moment of silence in memory of the former Congressman Mendel Davis.

¶67.22 H. RES. 385—UNFINISHED BUSINESS

The SPEAKER pro tempore, Mr. CAPUANO, pursuant to clause 8, rule XX, announced the unfinished business to be the motion to suspend the rules and agree to said resolution (H. Res. 385) recognizing National AmeriCorps Week.

The question being put, Will the House suspend the rules and agree to said resolution?

The vote was taken by electronic device.

It was decided in the affirmative .....	<table border="0"> <tr> <td>Yeas .....</td> <td>346</td> </tr> <tr> <td>Nays .....</td> <td>21</td> </tr> <tr> <td>Answered present</td> <td>1</td> </tr> </table>	Yeas .....	346	Nays .....	21	Answered present	1
		Yeas .....	346				
		Nays .....	21				
Answered present	1						

¶67.23 [Roll No. 344] YEAS—346

Abercrombie Brown (SC) Davis, David  
 Ackerman Buchanan Davis, Lincoln  
 Aderholt Burgess Davis, Tom  
 Akin Burton (IN) Deal (GA)  
 Alexander Butterfield DeFazio  
 Allen Calvert DeGette  
 Altmire Camp (MI) Delahunt  
 Andrews Campbell (CA) DeLauro  
 Arcuri Cannon Dent  
 Baca Cantor Diaz-Balart, L.  
 Bachmann Capito Diaz-Balart, M.  
 Bachus Capps Dicks  
 Baird Capuano Dingell  
 Baker Carnahan Doggett  
 Baldwin Carson Donnelly  
 Barrett (SC) Castle Drake  
 Barrow Castor Dreier  
 Barton (TX) Chabot Duncan  
 Bean Chandler Edwards  
 Becerra Clarke Ehlers  
 Berkeley Clay Ellison  
 Berry Cleaver Ellsworth  
 Biggert Clyburn Emanuel  
 Bilirakis Coble Emerson  
 Bishop (GA) Cohen English (PA)  
 Bishop (NY) Cole (OK) Eshoo  
 Bishop (UT) Conaway Etheridge  
 Blackburn Conyers Fallon  
 Blumenauer Cooper Farr  
 Blunt Costa Feeney  
 Boehner Courtney Filner  
 Bono Cramer Forbes  
 Boozman Crowley Fortenberry  
 Boswell Cuellar Fossella  
 Boucher Cummings Frelinghuysen  
 Boustany Davis (AL) Garrett (NJ)  
 Boyd (FL) Davis (CA) Gerlach  
 Brady (TX) Davis (IL) Giffords  
 Braley (IA) Davis (KY) Gilchrest

Gillibrand Lynch  
 Gillmor Mack  
 Gohmert Mahoney (FL)  
 Gonzalez Maloney (NY)  
 Gordon Manzullo  
 Granger Sarbanes  
 Graves Markey  
 Green, Al Marshall  
 Green, Gene Matheson  
 Hall (NY) Matsui  
 Hall (TX) McCarthy (CA)  
 Hare McCaul (TX)  
 Harman McCollum (MN)  
 Hastings (FL) McCotter  
 Hastings (WA) McCrery  
 Hayes McDermott  
 Heller McGovern  
 Herger McHenry  
 Herseth Sandlin McHugh  
 Higgins McIntyre  
 Hill McKeon  
 Hinchey McNerney  
 Hinojosa McNulty  
 Hirono Mee (FL)  
 Hobson Melancon  
 Hodes Mica  
 Hoekstra Michaud  
 Holt Miller (FL)  
 Honda Miller (MI)  
 Hoolley Miller (NC)  
 Hoyer Miller, George  
 Hulshof Mitchell  
 Inglis (SC) Moore (WI)  
 Inslee Moran (KS)  
 Israel Murphy (CT)  
 Issa Murphy, Patrick  
 Jackson (IL) Myrick  
 Jackson-Lee (TX) Napolitano  
 Johnson (GA) Neugebauer  
 Johnson, E. B. Nunes  
 Johnson, Sam Oberstar  
 Jones (NC) Obey  
 Jordan Oliver  
 Kagen Ortiz  
 Kanjorski Pallone  
 Kaptur Pascrell  
 Keller Pastor  
 Kennedy Payne  
 Kildee Pearce  
 Kilpatrick Perlmutter  
 Kind Peterson (MN)  
 King (NY) Petri  
 Kirk Pickering  
 Klein (FL) Platts  
 Kline (MN) Poe  
 Knollenberg Pomeroy  
 Kucinich Porter  
 Kuhl (NY) Price (GA)  
 Lampson Price (NC)  
 Langevin Putnam  
 Lantos Radanovich  
 Larsen (WA) Rahall  
 Larson (CT) Ramstad  
 Latham Rangel  
 LaTourette Regula  
 Lee Rehberg  
 Levin Reichert  
 Lewis (CA) Renzi  
 Lewis (GA) Reyes  
 Linder Rodriguez  
 LoBiondo Rogers (AL)  
 Loeb sack Rogers (KY)  
 Lofgren, Zoe Rogers (MI)  
 Lowey Ros-Lehtinen  
 Lucas Roskam  
 Lungren, Daniel Ross  
 E. Roybal-Allard  
 Ruppensberger Young (FL)

NAYS—21

Bartlett (MD) Gingrey  
 Bilbray Goode  
 Buyer Goodlatte  
 Carter Hensarling  
 Flake King (IA)  
 Foxx Kingston  
 Franks (AZ) Lamborn

ANSWERED "PRESENT"—1

Brown-Waite, Ginny

NOT VOTING—64

Berman Carney  
 Bonner Costello  
 Boren Crenshaw  
 Boyda (KS) Cubin  
 Brady (PA) Culberson  
 Brown, Corrine Davis, Jo Ann  
 Cardoza Doolittle

Grijalva Meeks (NY) Shimkus  
 Gutierrez Mollohan Smith (WA)  
 Hastert Moore (KS) Stark  
 Holden Moran (VA) Sullivan  
 Hunter Murphy, Tim Tancredo  
 Jefferson Murtha Tierney  
 Jindal Nadler Udall (CO)  
 Johnson (IL) Nader Wamp  
 Jones (OH) Neal (MA) Wasserman  
 LaHood Peterson (PA) Schultz  
 Lewis (KY) Pitts Weiner  
 Lipinski Pryce (OH) Wexler  
 McCarthy (NY) Reynolds Whitfield  
 McMorris Rothman Wynn  
 Meehan Rodgers Sánchez, Linda  
 T.

So two-thirds of the Members present having voted in favor thereof, the rules were suspended and said resolution was agreed to.

A motion to reconsider the vote whereby the rules were suspended and said resolution was agreed to was, by unanimous consent, laid on the table.

¶67.24 PERMISSION TO FILE A SUPPLEMENTAL REPORT ON H.R. 1583

On motion of Mr. GONZALEZ, by unanimous consent, the Committee on Armed Services was granted permission to file a supplemental report (Rept. No. 110-146, Part II) on the bill (H.R. 1585) to authorize appropriations for fiscal year 2008 for military activities of the Department of Defense, to prescribe military personnel strengths for fiscal year 2008, and for other purposes.

¶67.25 LEAVE OF ABSENCE

By unanimous consent, leave of absence was granted—

To Mr. CARNEY, for today;  
 To Mr. ENGEL, for today;  
 To Mr. GUTIERREZ, for today and until 3 p.m., May 15;  
 To Mr. CULBERSON, for today;  
 To Mr. WHITFIELD, for today;  
 To Mr. CRENSHAW, for today;  
 To Mr. WAMP, for today;  
 To Mr. EVERETT, for today; and  
 To Mr. PITTS, for today and May 15.  
 And then,

¶67.26 ADJOURNMENT

On motion of Mr. BURGESS, at 10 o'clock and 34 minutes p.m., the House adjourned.

¶67.27 REPORTS OF COMMITTEES ON PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XIII, reports of committees were delivered to the Clerk for printing and reference to the proper calendar, as follows:

[Filed on May 11, 2007]

Mr. SKELTON: Committee on Armed Services. H.R. 1585. A bill to authorize appropriations for fiscal year 2008 for military activities of the Department of Defense, to prescribe military personnel strengths for fiscal year 2008, and for other purposes; with amendments (Rept. 110-146). Referred to the Committee of the Whole House on the state of the Union.

[Filed on May 14, 2007]

Mr. SKELTON: Committee on Armed Services. Supplemental report on H.R. 1585. A bill to authorize appropriations for fiscal year 2008 for military activities of the Department of Defense, to prescribe military personnel strengths for fiscal year 2008, and for

other purposes (Rept. 110-146 Pt. 2). Committed to the Committee of the Whole House on the state of the Union and ordered to be printed.

Mr. OBERSTAR: Committee on Transportation and Infrastructure. H.R. 1773. A bill to limit the authority of the Secretary of Transportation to grant authority to motor carriers domiciled in Mexico to operate beyond United States municipalities and commercial zones on the United States-Mexico border; with an amendment (Rept. 110-147). Referred to the Committee of the Whole House on the state of the Union.

Mr. CONYERS: Committee on the Judiciary. H.R. 916. A bill to provide for loan repayment for prosecutors and public defenders; with an amendment (Rept. 110-148). Referred to the Committee of the Whole House on the state of the Union.

Mr. CONYERS: Committee on the Judiciary. H.R. 1615. A bill to amend title 18, United States Code, to provide penalties for aiming laser pointers at airplanes, and for other purposes; with an amendment (Rept. 110-149). Referred to the Committee of the Whole House on the state of the Union.

Mr. CONYERS: Committee on the Judiciary. H.R. 1700. A bill to amend the Omnibus Crime Control and Safe Streets Act of 1968 to enhance the COPS ON THE BEAT grant program, and for other purposes; with an amendment (Rept. 110-150). Referred to the Committee of the Whole House on the state of the Union.

#### 167.28 PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XII, public bills and resolutions were introduced and severally referred, as follows:

By Mr. YARMUTH (for himself, Mr. PLATTS, Mr. BOYD of Florida, Mr. CHANDLER, Mr. HINOJOSA, Mr. MCGOVERN, Ms. JACKSON-LEE of Texas, Mr. ROGERS of Alabama, Mr. BONNER, Mr. REGULA, Mr. GRIJALVA, Mr. ALTMIRE, and Ms. HIRONO):

H.R. 2289. A bill to establish an adolescent literacy program; to the Committee on Education and Labor.

By Mr. SCHIFF (for himself, Mr. CHABOT, Mr. DELAHUNT, Mr. DANIEL E. LUNGREN of California, Mr. DAVIS of Alabama, Ms. CARSON, Mr. GOODLATTE, Ms. ESHOO, Mr. WEXLER, Mr. ISSA, Ms. LINDA T. SANCHEZ of California, Mr. MCCAUL of Texas, and Mr. THOMPSON of Mississippi):

H.R. 2290. A bill to amend title 18, United States Code, to better assure cyber-security, and for other purposes; to the Committee on the Judiciary.

By Mr. PEARCE (for himself, Mr. KING of New York, Mr. SHUSTER, Mr. BLUNT, Mr. SAXTON, Mrs. McMORRIS RODGERS, Mr. FEENEY, and Mr. KLINE of Minnesota):

H.R. 2291. A bill to grant immunity from civil liability to any person who voluntarily notifies appropriate security personnel of suspicious activity believed to threaten transportation safety or security or takes reasonable action to mitigate such activity; to the Committee on the Judiciary.

By Mr. HALL of New York (for himself, Mr. SPACE, Mr. DONNELLY, Mr. WALZ of Minnesota, Ms. HOOLEY, Ms. BEAN, Mr. MCNERNEY, Mr. HARE, Mr. COURTNEY, Mr. MAHONEY of Florida, Mr. ALTMIRE, and Mr. KAGEN):

H.R. 2292. A bill to prohibit the payment of bonuses to certain officers of the Department of Veterans Affairs unless fewer than 100,000 disability compensation claims are pending before the Department; to the Committee on Veterans' Affairs, and in addition to the Committee on Oversight and Govern-

ment Reform, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. ACKERMAN (for himself, Mr. PENCE, and Mr. LANTOS):

H.R. 2293. A bill to require the Secretary of State to submit to Congress a report on efforts to bring to justice the Palestinian terrorists who killed John Branchizio, Mark Parson, and John Marin Linde; to the Committee on Foreign Affairs.

By Ms. GINNY BROWN-WAITE of Florida:

H.R. 2294. A bill to amend the Omnibus Crime Control and Safe Streets Act of 1968 to revise the definition of "violent offender" for the purpose of participation in drug courts; to the Committee on the Judiciary.

By Mr. ENGEL (for himself, Mr. TERRY, Mr. WAXMAN, Mr. UPTON, Mr. MARKEY, Mr. WHITFIELD, Mr. TOWNS, Mr. SHIMKUS, Mr. RUSH, Mr. FOSSELLA, Mr. WYNN, Mrs. BONO, Mr. GENE GREEN of Texas, Mr. FERGUSON, Mrs. CAPPAS, Mrs. MYRICK, Mr. DOYLE, Mr. ALLEN, Ms. SCHAKOWSKY, Ms. SOLIS, Mr. GONZALEZ, Mr. INSLEE, Ms. BALDWIN, Mr. ROSS, Mr. WEINER, Mr. MATHESON, Mr. BUTTERFIELD, Mr. BARROW, Ms. ROS-LEHTINEN, Mr. RANGEL, Mr. MCCREERY, Mr. STARK, Mr. GOODE, Mr. KENNEDY, Mr. GERLACH, Mr. ROTHMAN, Mr. BURTON of Indiana, Mr. EMANUEL, Mr. SHAYS, Mr. HIGGINS, Ms. FALLIN, Mr. COHEN, Mr. BOUSTANY, Mr. PATRICK MURPHY of Pennsylvania, Mr. SMITH of New Jersey, Mr. McDERMOTT, Mr. BROWN of South Carolina, Ms. NORTON, Mrs. McMORRIS RODGERS, Mr. PRICE of North Carolina, Mr. MCHUGH, Mr. ABERCROMBIE, Mr. EHLERS, Mr. McNULTY, Mr. GALLEGLEY, Mr. MCINTYRE, Mr. PEARCE, Mr. NADLER, Ms. CARSON, Mr. OLVER, Mr. TIERNEY, Mr. KANJORSKI, Mr. BISHOP of New York, Mr. MCGOVERN, Mr. CROWLEY, Mr. GRIJALVA, Mrs. LOWEY, Mr. SHERMAN, Ms. LORETTA SANCHEZ of California, Mr. MURTHA, Mr. ETHERIDGE, Mr. CAPUANO, Ms. KAPTUR, Mr. VAN HOLLEN, Mrs. MCCARTHY of New York, Ms. MCCOLLUM of Minnesota, Mr. BERMAN, Mr. SIREN, Ms. ROYBAL-ALLARD, Mr. CRAMER, Ms. HIRONO, Ms. BORDALLO, Mr. BOSWELL, and Mr. KIND):

H.R. 2295. A bill to amend the Public Health Service Act to provide for the establishment of an Amyotrophic Lateral Sclerosis Registry; to the Committee on Energy and Commerce.

By Mr. GERLACH:

H.R. 2296. A bill to reduce the Nation's oil dependence and enhance the Nation's ability to produce alternative fuels; to the Committee on Energy and Commerce, and in addition to the Committees on Ways and Means, and Transportation and Infrastructure, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Ms. GIFFORDS (for herself and Mr. RENZI):

H.R. 2297. A bill to amend the National Trails System Act to designate the Arizona National Scenic Trail; to the Committee on Natural Resources.

By Mr. GORDON (for himself, Mr. COOPER, and Ms. LORETTA SANCHEZ of California):

H.R. 2298. A bill to amend the Internal Revenue Code of 1986 to make geothermal heat pump systems eligible for the energy credit; to the Committee on Ways and Means.

By Mr. HELLER (for himself, Ms. BERKLEY, and Mr. PORTER):

H.R. 2299. A bill to direct the Secretary of the Interior to convey to the City of Henderson, Nevada, certain Federal land located in the City, and for other purposes; to the Committee on Natural Resources.

By Mr. JOHNSON of Illinois (for himself, Mr. RUSH, Mr. JACKSON of Illinois, Mr. LIPINSKI, Mr. GUTIERREZ, Mr. EMANUEL, Mr. ROSKAM, Mr. DAVIS of Illinois, Ms. BEAN, Ms. SCHAKOWSKY, Mr. KIRK, Mr. WELLER, Mr. COSTELLO, Mrs. BIGGERT, Mr. HASTERT, Mr. MANZULLO, Mr. HARE, Mr. LAHOOD, and Mr. SHIMKUS):

H.R. 2300. A bill to designate the facility of the United States Postal Service located at 127 East Locust Street in Fairbury, Illinois, as the "Dr. Francis Townsend Post Office Building"; to the Committee on Oversight and Government Reform.

By Mr. KING of Iowa:

H.R. 2301. A bill to establish a Livestock Identification Board to create and implement a national livestock identification system; to the Committee on Agriculture.

By Mr. KING of Iowa (for himself, Mr. AKIN, Mr. FLAKE, Mr. MILLER of Florida, Mrs. MUSGRAVE, Mr. PENCE, Mr. SESSIONS, Mr. GOHMERT, Mr. MACK, Mr. PAUL, Mr. PLATTS, Mr. TERRY, and Mr. WESTMORELAND):

H.R. 2302. A bill to amend the Internal Revenue Code of 1986 to allow a deduction for premiums for high deductible health plans required with respect to health savings accounts; to the Committee on Ways and Means.

By Mr. KING of New York (for himself, Mr. MARSHALL, Mr. SOUDER, Mrs. MALONEY of New York, Mr. WALSH of New York, Mr. VAN HOLLEN, Mr. KUHL of New York, Mr. HIGGINS, Mr. LAHOOD, Mr. CUMMINGS, Mr. BRALEY of Iowa, Mr. BILIRAKIS, Mr. EMANUEL, Mr. HALL of New York, Mr. FOSSELLA, Mr. RANGEL, Mr. DONNELLY, Mr. MCCOTTER, Ms. CORRINE BROWN of Florida, Mr. WOLF, Mrs. LOWEY, Mr. CROWLEY, Mr. WICKER, Mr. McNULTY, Mrs. MCCARTHY of New York, Mr. WALBERG, Mr. HINOJOSA, Mr. JOHNSON of Georgia, Mr. FRELINGHUYSEN, Mr. HOLT, Mr. BOSWELL, Mr. BRADY of Pennsylvania, Ms. FALLIN, Mr. FEENEY, Mr. SESTAK, Mr. PAUL, Ms. SHEA-PORTER, Mrs. CAPITO, Ms. BORDALLO, Mr. FORTENBERRY, Mrs. DAVIS of California, Mr. CONAWAY, Mr. TAYLOR, Mr. SESSIONS, Mr. PRICE of North Carolina, and Mr. WAMP):

H.R. 2303. A bill to provide for the issuance of a "forever stamp" to honor the sacrifices of the brave men and women of the armed forces who have been awarded the Purple Heart; to the Committee on Oversight and Government Reform.

By Mr. MCNERNEY (for himself, Mr. GORDON, and Mr. LAMPSON):

H.R. 2304. A bill to direct the Secretary of Energy to conduct a program of research, development, demonstration, and commercial application for geothermal energy, and for other purposes; to the Committee on Science and Technology.

By Mr. NUNES (for himself and Mr. THOMPSON of California):

H.R. 2305. A bill to amend the Internal Revenue Code of 1986 to provide a five-year applicable recovery period for depreciation of qualified energy management devices; to the Committee on Ways and Means.

By Mr. PETERSON of Minnesota:

H.R. 2306. A bill to provide for the use and distribution of the funds awarded to the Minnesota Chippewa Tribe, et al., by the United States Court of Federal Claims in Docket Numbers 18 and 188, and for other purposes; to the Committee on Natural Resources.

By Ms. SCHWARTZ (for herself, Mrs. LOWEY, Mr. GRIJALVA, and Ms. HIRONO):

H.R. 2307. A bill to amend title XVIII of the Social Security Act to provide broader and more informed protection to Medicare eligible individuals from abusive marketing practices of Medicare prescription drug plans and MA-PD plans to permit enrollees under Medicare prescription drug plans that have been sanctioned to elect to enroll under other plans; to the Committee on Energy and Commerce, and in addition to the Committee on Ways and Means, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. TANCREDO:

H.R. 2308. A bill to repeal the amendment made by section 796 of the Agriculture, Rural Development, Food and Drug Administration, and Related Agencies Appropriations Act, 2006, exempting from harboring sanctions compensation for alien volunteers for certain religious organizations; to the Committee on the Judiciary.

By Mr. WESTMORELAND (for himself, Mr. PRICE of Georgia, Mr. GINGREY, Mr. KINGSTON, Mr. LINDER, Mr. DEAL of Georgia, Mr. JOHNSON of Georgia, Mr. BARROW, Mr. LEWIS of Georgia, Mr. BISHOP of Georgia, Mr. SCOTT of Georgia, Ms. FALLIN, Mr. SHUSTER, Mr. TERRY, Mr. MCHENRY, Mr. CANTOR, Mr. BARRETT of South Carolina, Mr. PENCE, Ms. FOX, and Mr. MICA):

H.R. 2309. A bill to designate the facility of the United States Postal Service located at 3916 Milgen Road in Columbus, Georgia, as the "Frank G. Lumpkin, Jr. Post Office Building"; to the Committee on Oversight and Government Reform.

By Mrs. WILLSON of New Mexico:

H.R. 2310. A bill to amend the Immigration and Nationality Act to permit certain E-2 nonimmigrant investors to adjust status to lawful permanent resident status; to the Committee on the Judiciary.

By Ms. LEE (for herself, Mr. FATTAH, Mr. BURTON of Indiana, Mr. PASCRELL, Mrs. JONES of Ohio, Mr. SERRANO, Mr. ENGEL, Mr. HONDA, Mrs. MCCARTHY of New York, Mrs. CHRISTENSEN, Ms. EDDIE BERNICE JOHNSON of Texas, Mr. PAYNE, Mr. GUTIERREZ, Mr. FORTUÑO, Mr. GRIJALVA, Ms. BORDALLO, Mr. WEXLER, Ms. JACKSON-LEE of Texas, Ms. CARSON, Mr. MEEKS of New York, Mr. CONYERS, Mr. HINCHEY, Ms. CLARKE, Ms. KILPATRICK, Mr. SIREN, Mr. TOWNS, Mr. AL GREEN of Texas, Ms. WASSERMAN SCHULTZ, Mr. MEEK of Florida, Mr. WYNN, Mr. RANGEL, Ms. CORRINE BROWN of Florida, Mr. JEFFERSON, Mr. DELAHUNT, Mr. HASTINGS of Florida, Ms. LINDA T. SANCHEZ of California, and Ms. NOR-  
TON):

H. Con. Res. 148. Concurrent resolution recognizing the significance of National Caribbean-American Heritage Month; to the Committee on Oversight and Government Reform.

By Mr. BOUSTANY:

H. Res. 398. A resolution recognizing the long and mutually-beneficial relationship between the United States and France and congratulating France's President-elect Nicolas Sarkozy on his victory in the May 6, 2007, Presidential election; to the Committee on Foreign Affairs.

By Mr. FORTENBERRY (for himself, Mr. TERRY, and Mr. SMITH of Nebraska):

H. Res. 399. A resolution supporting the goals and ideals of Mother's Day; to the Committee on Oversight and Government Reform.

By Mr. MORAN of Kansas (for himself, Mr. TIAHRT, Mr. MOORE of Kansas, and Mrs. BOYDA of Kansas):

H. Res. 400. A resolution expressing the sympathy of the House of Representatives to the citizens of Greensburg, Kansas, over the devastating tornado of May 4, 2007; to the Committee on Transportation and Infrastructure.

By Mr. THOMPSON of California:

H. Res. 401. A resolution supporting the goals and ideals of National Trails Day; to the Committee on Natural Resources.

## ¶67.29 PRIVATE BILLS AND RESOLUTIONS

### Under clause 3 of rule XII,

Mr. RAMSTAD introduced a bill (H.R. 2311) for the relief of Grace Dufia Gana; which was referred to the Committee on the Judiciary.

## ¶67.30 ADDITIONAL SPONSORS

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

H.R. 17: Mr. HALL of Texas and Mr. TURNER.

H.R. 21: Ms. HERSETH SANDLIN, Mr. BERMAN, Mr. MARSHALL, and Mr. THOMPSON of California.

H.R. 78: Mr. DAVID DAVIS of Tennessee.

H.R. 174: Mr. FRANK of Massachusetts.

H.R. 175: Mr. PALLONE.

H.R. 176: Mr. DAVIS of Illinois.

H.R. 180: Mr. LOEBSACK and Ms. ESHOO.

H.R. 278: Mr. LOEBSACK.

H.R. 358: Mr. COHEN, Ms. NORTON, Mr. MCCOTTER, Mrs. MCCARTHY of New York, Ms. CARSON, and Mr. NADLER.

H.R. 368: Mr. COURTNEY, Mr. CLAY, Mr. FERGUSON, Mr. DEFazio, Mr. BUCHANAN, and Mr. LOBIONDO.

H.R. 380: Mr. ALTMIRE and Mr. HALL of New York.

H.R. 464: Mr. DELAHUNT.

H.R. 471: Mr. ELLSWORTH.

H.R. 480: Mrs. MYRICK, Mr. ROGERS of Alabama, and Mr. GINGREY.

H.R. 522: Mr. VAN HOLLEN.

H.R. 539: Mr. TURNER.

H.R. 552: Mr. MURTHA, Mr. LOEBSACK, Mr. ARCURI, and Mr. CLAY.

H.R. 555: Mr. JACKSON of Illinois and Ms. SCHAKOWSKY.

H.R. 592: Mr. LARSEN of Washington and Mr. MEEKS of New York.

H.R. 610: Mr. TURNER.

H.R. 632: Mr. MARIO DIAZ-BALART of Florida.

H.R. 695: Mr. PALLONE.

H.R. 697: Mr. TANCREDO, Mr. COBLE, and Mr. SAM JOHNSON of Texas.

H.R. 711: Ms. SHEA-PORTER and Mr. KIND.

H.R. 741: Mr. MEEKS of New York.

H.R. 743: Ms. MATSUI, Mr. PAUL, Mr. DOOLITTLE, Ms. ROS-LEHTINEN, and Mr. BUCHANAN.

H.R. 748: Mrs. JONES of Ohio.

H.R. 772: Ms. SCHWARTZ and Mr. BURGESS.

H.R. 773: Mr. ELLISON.

H.R. 782: Mr. PLATTS and Mr. OLVER.

H.R. 811: Ms. GIFFORDS, Mr. MCGOVERN, and Mr. MARKEY.

H.R. 821: Mr. GERLACH and Mr. CLAY.

H.R. 822: Mr. NADLER.

H.R. 829: Mrs. DAVIS of California.

H.R. 876: Mr. FRANKS of Arizona.

H.R. 882: Mr. DOYLE, Ms. SLAUGHTER, Mr. BLUMENAUER, Mr. GILCHREST, Mr. PRICE of North Carolina, and Mr. CULBERSON.

H.R. 916: Mr. CUMMINGS, Mr. BECERRA, and Mr. COHEN.

H.R. 943: Mr. WOLF.

H.R. 945: Mr. YOUNG of Florida.

H.R. 947: Mr. UDALL of New Mexico.

H.R. 977: Ms. CARSON.

H.R. 1004: Ms. ZOE LOFGREN of California.

H.R. 1014: Mr. WALSH of New York, Mr. KUHL of New York, Mr. KANJORSKI, Mr. LIPINSKI, Mr. MILLER of North Carolina, Mr. FORTENBERRY, and Mr. GRAVES.

H.R. 1031: Ms. ROYBAL-ALLARD.

H.R. 1058: Mr. POE.

H.R. 1076: Mr. TIM MURPHY of Pennsylvania and Mr. MICHAUD.

H.R. 1078: Mr. ALLEN and Mr. UPTON.

H.R. 1088: Mr. RYAN of Ohio.

H.R. 1110: Ms. SLAUGHTER, Mr.

BLUMENAUER, Mr. MCHUGH, Mr. PITTS, Mr. HONDA, Mr. SIMPSON, Mr. McNULTY, Mr. BACA, and Mr. HINCHEY.

H.R. 1134: Mr. BUTTERFIELD, Mr. KIND, and Ms. BALDWIN.

H.R. 1157: Mr. ELLSWORTH, Mr. LIPINSKI, Mr. HODES, Mr. SNYDER, Mrs. WILSON of New Mexico, Mr. PERLMUTTER, Ms. WOOLSEY, Mr. MAHONEY of Florida, Mr. CHANDLER, and Ms. ZOE LOFGREN of California.

H.R. 1192: Ms. CARSON.

H.R. 1193: Mr. JOHNSON of Georgia, Mr. CLAY, Mr. GEORGE MILLER of California, Mr. WOLF, Mrs. MCMORRIS RODGERS, Mr. ALTMIRE, Mr. TOWNS, Mr. BURGESS, and Mr. FILNER.

H.R. 1194: Mr. KAGEN, Mr. DAVIS of Alabama, Mr. MICHAUD, Mr. HINOJOSA, Mr. SCOTT of Georgia, Mr. PATRICK MURPHY of Pennsylvania, and Mr. ENGEL.

H.R. 1198: Mr. UPTON, Mr. RAHALL, and Mr. ETHERIDGE.

H.R. 1199: Mr. UDALL of New Mexico.

H.R. 1200: Mr. PAYNE, Mr. BERMAN, and Mr. TIERNEY.

H.R. 1222: Mr. BUTTERFIELD, Mr. Payne, and Mrs. JONES of Ohio.

H.R. 1223: Mr. BUTTERFIELD, Mr. Payne, and Mrs. JONES of Ohio.

H.R. 1225: Mr. MOORE of Kansas, and Mr. SIREN.

H.R. 1230: Mr. CRAMER and Ms. SCHAKOWSKY.

H.R. 1237: Mr. PITTS and Mr. YOUNG of Alaska.

H.R. 1246: Mrs. CHRISTENSEN and Ms. KILPATRICK.

H.R. 1252: Mr. SPACE, Mr. CARDOZA, Mr. SCHIFF, Mr. ROTHMAN, Mr. VAN HOLLEN, and Ms. SLAUGHTER.

H.R. 1279: Mr. LOEBSACK, Ms. ROYBAL-ALLARD, Mr. ENGLISH of Pennsylvania, and Ms. HIRONO.

H.R. 1280: Mr. SHERMAN and Mr. DELAHUNT.

H.R. 1304: Mr. GARY G. MILLER of California, Mr. GORDON, Mr. FILNER, and Mr. MARSHALL.

H.R. 1314: Mr. ENGLISH of Pennsylvania and Mr. MCCOTTER.

H.R. 1320: Mr. COHEN.

H.R. 1344: Mr. RAHALL and Mr. DAVIS of Illinois.

H.R. 1394: Mr. MEEKS of New York.

H.R. 1400: Mr. FARR, Mr. HENSARLING, Mr. VISCLOSKEY, Mr. BOOZMAN, Mr. MARIO DIAZ-BALART of Florida, Mr. KING of New York, Mr. ELLSWORTH, Mr. SMITH of Texas, Mr. MARCHANT, Ms. ROYBAL-ALLARD, Mr. PRICE of Georgia, Mr. BARRETT of South Carolina, Mr. CULBERSON, Mr. DONNELLY, Mr. CONAWAY, Mr. JORDAN, Ms. CASTOR, Mr. BOYD of Florida, Mr. BUCHANAN, and Mr. FILNER.

H.R. 1406: Mr. TERRY, and Mr. SOUDER.

H.R. 1410: Ms. CLARKE, Ms. JACKSON-LEE of Texas, and Mr. THOMPSON of Mississippi.

H.R. 1411: Ms. CLARKE, Ms. JACKSON-LEE of Texas, and Mr. THOMPSON of Mississippi.

H.R. 1412: Ms. CLARKE, Ms. JACKSON-LEE of Texas, and Mr. THOMPSON of Mississippi.

H.R. 1413: Mr. PUTNAM.

H.R. 1422: Mr. LOEBSACK and Mr. NUNES.

H.R. 1453: Ms. LORETTA SANCHEZ of California.

H.R. 1474: Mr. WALDEN of Oregon, Mr. BOUSTANY, Mrs. LOWEY, Ms. SCHAKOWSKY, Mr. WAMP, Mr. GORDON, Mr. ELLSWORTH, Mr. McNULTY, and Mr. DELAHUNT.

H.R. 1483: Mr. KUCINICH.

H.R. 1497: Ms. SCHAKOWSKY.  
 H.R. 1498: Mr. CHANDLER and Mr. UDALL of New Mexico.  
 H.R. 1499: Mr. SHAYS.  
 H.R. 1518: Mr. KENNEDY, Mr. ABERCROMBIE, and Mr. TIAHRT.  
 H.R. 1551: Mr. LIPINSKI.  
 H.R. 1561: Ms. MCCOLLUM of Minnesota.  
 H.R. 1567: Mr. INGLIS of South Carolina, Ms. SCHAKOWSKY, Mr. HINOJOSA, and Mr. LOEBSACK.  
 H.R. 1576: Mr. MCCOTTER and Mr. WAXMAN.  
 H.R. 1583: Mrs. MALONEY of New York, Mr. HOLDEN, Mr. RANGEL, Mr. REYNOLDS, Ms. SLAUGHTER, Mr. BISHOP of New York, Mr. KUHL of New York, and Mr. MCHUGH.  
 H.R. 1589: Mr. MCDERMOTT, Mrs. BLACKBURN, Mr. WU, Mr. ROSKAM, and Mr. WALZ of Minnesota.  
 H.R. 1621: Mr. SMITH of New Jersey, Mr. COHEN, Mr. COURTNEY, Mr. PAYNE, Mr. MURPHY of Connecticut, Mr. WALSH of New York, Mr. WELLER, Mr. LARSON of Connecticut, and Ms. SCHAKOWSKY.  
 H.R. 1640: Mrs. MUSGRAVE.  
 H.R. 1649: Mr. MORAN of Kansas, Mr. RODRIGUEZ, and Mr. WHITFIELD.  
 H.R. 1653: Mr. DAVIS of Illinois.  
 H.R. 1663: Ms. SUTTON, Mr. WELCH of Vermont, Mr. BLUMENAUER, and Mr. PLATTS.  
 H.R. 1673: Mr. SALLI.  
 H.R. 1683: Mrs. SCHMIDT.  
 H.R. 1687: Mr. ROTHMAN, Mrs. DAVIS of California, and Mr. CAPUANO.  
 H.R. 1700: Mr. KAGEN, Mr. FOSSELLA, Mr. HOLT, Mrs. GILLIBRAND, Mr. CARNEY, Mr. ENGEL, Mr. MATHESON, Mr. BACA, and Ms. LEE.  
 H.R. 1705: Mr. WALSH of New York and Mr. KIRK.  
 H.R. 1707: Ms. MCCOLLUM of Minnesota, Mr. ROTHMAN, Ms. KILPATRICK, and Mr. LOEBSACK.  
 H.R. 1709: Mr. MARSHALL and Mr. WALSH of New York.  
 H.R. 1711: Mr. BLUMENAUER.  
 H.R. 1713: Mr. LOEBSACK, Mr. STARK, Mr. ELLISON, Ms. SCHAKOWSKY, and Mr. DELAHUNT.  
 H.R. 1721: Mr. MATHESON and Mr. BUTTERFIELD.  
 H.R. 1732: Mr. LOEBSACK.  
 H.R. 1740: Mr. NADLER and Mr. FILNER.  
 H.R. 1804: Mr. PAYNE.  
 H.R. 1813: Mr. BISHOP of New York and Ms. BEAN.  
 H.R. 1819: Mr. PRICE of North Carolina.  
 H.R. 1821: Mr. SALAZAR, Mr. BARRETT of South Carolina, Mr. UDALL of Colorado, and Mr. DOGGETT.  
 H.R. 1838: Ms. LINDA T. SÁNCHEZ of California, Mr. CRENSHAW, Mr. SHAYS, Mr. TIM MURPHY of Pennsylvania, Mr. MELANCON, Mr. ROSS, Ms. HARMAN, Mrs. JONES of Ohio, Ms. ROYBAL-ALLARD, Mr. LEWIS of Georgia, Ms. ROS-LEHTINEN, Mrs. MALONEY of New York, Mr. LINCOLN DIAZ-BALART of Florida, and Mr. ROYCE.  
 H.R. 1840: Mr. RAMSTAD, Mr. MCHUGH, Mr. PAUL, and Mr. EMANUEL.  
 H.R. 1866: Mr. GILLMOR, Mr. MANZULLO, Mr. GOHMERT, Mr. BOSWELL, Mr. SESSIONS, Mr. SCOTT of Georgia, Mr. GENE GREEN of Texas, Mr. BARRETT of South Carolina, Mr. MITCHELL, Mr. WALSH of New York, Mr. FORTENBERRY, Ms. ROS-LEHTINEN, Mr. MATHESON, Mr. EVERETT, Mr. ETHERIDGE, Mr. BONNER, and Mr. RODRIGUEZ.  
 H.R. 1871: Mr. PAUL, Mrs. LOWEY, and Mr. MARSHALL.  
 H.R. 1877: Mr. RAHALL.  
 H.R. 1892: Mr. MCCOTTER.  
 H.R. 1907: Mr. CASTLE, Mr. LOBIONDO, and Mr. THOMPSON of California.  
 H.R. 1909: Mr. ORTIZ and Mr. UDALL of New Mexico.  
 H.R. 1921: Ms. ESHOO.  
 H.R. 1924: Mr. HIGGINS.  
 H.R. 1930: Mr. MCCAUL of Texas and Mrs. DRAKE.

H.R. 1932: Ms. CASTOR.  
 H.R. 1943: Mr. GUTIERREZ, Mr. MEEKS of New York, Ms. CLARKE, Ms. NORTON, Mr. JEFFERSON, Ms. JACKSON-LEE of Texas, and Mr. AL GREEN of Texas.  
 H.R. 1944: Mr. CUELLAR, Mr. KILDEE, Ms. NORTON, Mr. WALZ of Minnesota, Ms. MCCOLLUM of Minnesota, Ms. WASSERMAN SCHULTZ, and Mr. HIGGINS.  
 H.R. 1961: Mr. LOEBSACK.  
 H.R. 1967: Mr. PAUL, Mr. BAKER, Mr. JONES of North Carolina, Mr. HENSARLING, Mr. FEENEY, Mr. BACHUS, Mr. GARRETT of New Jersey, Mr. MOORE of Kansas, and Mr. MAHONEY of Florida.  
 H.R. 1971: Ms. JACKSON-LEE of Texas and Mr. NADLER.  
 H.R. 1985: Mr. COHEN.  
 H.R. 2005: Ms. BALDWIN.  
 H.R. 2017: Mr. BISHOP of New York, Mr. BISHOP of Georgia, Mr. CAPUANO, Ms. DELAURO, and Mr. NADLER.  
 H.R. 2021: Mr. SOUDER, Mr. HASTINGS of Florida, Ms. HIRONO, Ms. ZOE LOFGREN of California, Ms. CLARKE, Mr. NADLER, and Ms. SUTTON.  
 H.R. 2023: Mr. MCCOTTER.  
 H.R. 2052: Mr. ENGEL and Mr. HINCHEY.  
 H.R. 2053: Mr. GILLMOR, Mr. CARDOZA, Ms. JACKSON-LEE of Texas, Mr. PRICE of Georgia, Mr. KIRK, Mr. MCCOTTER, Mr. NEAL of Massachusetts, Mr. SCOTT of Georgia, Mr. PERLMUTTER, Mr. BISHOP of Georgia, Mr. BERMAN, Mr. MITCHELL, Mr. WELCH of Vermont, Mr. MATHESON, Mr. GENE GREEN of Texas, Mr. WAMP, Mr. JINDAL, Mr. BONNER, Mr. RODRIGUEZ, Ms. ROS-LEHTINEN, Mr. DOOLITTLE, Mr. WU, Mr. KUHL of New York, and Mr. MCCAUL of Texas.  
 H.R. 2060: Ms. NORTON, Mrs. MUSGRAVE, Mr. TIERNEY, Ms. HIRONO, Mr. CLEAVER, Mr. STARK, Mrs. JONES of Ohio, Mr. DOOLITTLE, and Mr. FATTAH.  
 H.R. 2063: Ms. SCHAKOWSKY, Mr. BUCHANAN, Mr. PITTS, Mr. DELAHUNT, and Mr. WAXMAN.  
 H.R. 2067: Mr. TIBERI.  
 H.R. 2091: Mr. JONES of North Carolina.  
 H.R. 2109: Mrs. MYRICK.  
 H.R. 2111: Mr. ACKERMAN and Ms. WATSON.  
 H.R. 2129: Mr. RUSH and Mr. WALSH of New York.  
 H.R. 2134: Mr. SOUDER, Mr. HENSARLING, and Mr. WOLF.  
 H.R. 2135: Mr. FORTENBERRY.  
 H.R. 2138: Mr. BAKER.  
 H.R. 2147: Mr. GRIJALVA, Mr. HALL of New York, and Mr. LOEBSACK.  
 H.R. 2159: Mr. BARROW and Mr. PAUL.  
 H.R. 2164: Mr. WALZ of Minnesota, Mr. LATOURETTE, Mr. WU, and Mr. RAMSTAD.  
 H.R. 2169: Mr. WOLF, Mr. MARKEY, Ms. MATSUI, and Mr. HIGGINS.  
 H.R. 2192: Mr. LARSON of Connecticut, Mr. BOSWELL, Mr. ANDREWS, Mr. COHEN, Mr. YARMUTH, Mr. ALLEN, and Mr. MARSHALL.  
 H.R. 2199: Mr. HARE, Ms. CORRINE BROWN of Florida, Ms. BERKLEY, Mr. ALTMIRE, and Mr. WALSH of New York.  
 H.R. 2213: Mr. POMEROY.  
 H.R. 2253: Mr. CULBERSON.  
 H.R. 2260: Mr. PITTS and Mr. SCOTT of Georgia.  
 H.R. 2266: Ms. ZOE LOFGREN of California and Mr. McNULTY.  
 H.R. 2267: Mr. PAUL.  
 H.J. Res. 9: Mr. SESSIONS, and Mr. HUNTER.  
 H. Con. Res. 21: Ms. DELAURO, Mr. YOUNG of Alaska, and Mr. ROYCE.  
 H. Con. Res. 70: Mr. CLAY.  
 H. Con. Res. 120: Mr. ENGLISH of Pennsylvania and Mr. BARTLETT of Maryland.  
 H. Con. Res. 125: Mr. ROTHMAN and Mr. PAUL.  
 H. Con. Res. 131: Mr. McNULTY, Mr. MARIO DIAZ-BALART of Florida, Mr. BURTON of Indiana, Mr. STEARNS, Mr. SHADEGG, Mr. FORTUÑO, and Mr. GARY G. MILLER of California.  
 H. Con. Res. 133: Mr. ENGLISH of Pennsylvania, Mrs. BLACKBURN, and Mr. DELAHUNT.

H. Con. Res. 137: Mr. SESSIONS.  
 H. Con. Res. 138: Mr. MCINTYRE, Mr. MCGOVERN, and Mr. LEWIS of Georgia.  
 H. Con. Res. 139: Mr. PASTOR, Mr. MCCOTTER, Mr. INGLIS of South Carolina, Mr. WOLF, Mr. PITTS, Mr. GEORGE MILLER of California, and Mr. ROTHMAN.  
 H. Con. Res. 144: Ms. CORRINE BROWN of Florida, Ms. ZOE LOFGREN of California, Ms. SUTTON, Ms. KILPATRICK, and Mr. DELAHUNT.  
 H. Res. 97: Mr. LOEBSACK.  
 H. Res. 106: Mr. COURTNEY and Mr. UDALL of New Mexico.  
 H. Res. 111: Mr. GERLACH.  
 H. Res. 121: Mr. BILBRAY, Ms. SHEA-PORTER, Mr. BLUMENAUER, Mr. LOEBSACK, Mr. LIPINSKI, Mr. UDALL of New Mexico, and Mr. BAIRD.  
 H. Res. 148: Mr. SARBANES.  
 H. Res. 164: Mr. MCCOTTER.  
 H. Res. 194: Ms. ZOE LOFGREN of California.  
 H. Res. 227: Mr. HONDA.  
 H. Res. 241: Ms. BALDWIN, Mr. NADLER, Mr. STARK, Mr. McNULTY, and Ms. SCHAKOWSKY.  
 H. Res. 257: Mrs. CAPPS, Mrs. TAUSCHER, Mr. GONZALEZ, Mr. SHUSTER, and Mr. THOMPSON of California.  
 H. Res. 259: Mr. WALSH of New York and Mr. NADLER.  
 H. Res. 282: Mr. BARROW, Mr. LARSON of Connecticut, Mrs. MALONEY of New York, Ms. NORTON, Mr. NADLER, Mr. VAN HOLLEN, Ms. WATERS, and Mr. COOPER.  
 H. Res. 287: Mr. YOUNG of Alaska.  
 H. Res. 295: Mr. PUTNAM.  
 H. Res. 296: Mrs. LOWEY, Ms. GIFFORDS, Mr. CROWLEY, Mr. RAHALL, and Mr. ALTMIRE.  
 H. Res. 309: Mr. ROTHMAN and Mr. MCGOVERN.  
 H. Res. 335: Ms. SUTTON, Ms. JACKSON-LEE of Texas, and Mr. McNULTY.  
 H. Res. 351: Mrs. MYRICK and Mrs. DRAKE.  
 H. Res. 353: Mr. LEWIS of Georgia.  
 H. Res. 378: Mr. HONDA, Mr. ACKERMAN, Mr. MARSHALL, and Ms. BORDALLO.  
 H. Res. 385: Mr. ALTMIRE, Mr. SARBANES, Ms. SHEA-PORTER, Mr. WU, Mr. LOEBSACK, Mr. HOLT, Mr. REYES, Mr. ALLEN, Mr. CAPUANO, Ms. DELAURO, Mr. HONDA, Ms. EDDIE BERNICE JOHNSON of Texas, Mrs. MALONEY of New York, Ms. MCCOLLUM of Minnesota, Mr. MCDERMOTT, Mr. MORAN of Virginia, Mr. MURTHA, Mr. NADLER, Mr. PATRICK MURPHY of Pennsylvania, Ms. LINDA T. SÁNCHEZ of California, Mr. VAN HOLLEN, Mr. DAVIS of Illinois, Mr. FARR, and Mr. HARE.  
 H. Res. 397: Mr. BLUNT and Mrs. MUSGRAVE.

## TUESDAY, MAY 15, 2007 (68)

### ¶68.1 APPOINTMENT OF SPEAKER PRO TEMPORE

The House was called to order at 9 a.m. by the SPEAKER pro tempore, Mr. COSTA, who laid before the House the following communication:

WASHINGTON, DC,  
 May 15, 2007.

I hereby appoint the Honorable JIM COSTA to act as Speaker pro tempore on this day.

NANCY PELOSI,

*Speaker of the House of Representatives.*

Whereupon, pursuant to the order of the House of January 4, 2007, Members were recognized for morning-hour debate.

### ¶68.2 RECESS—9:08 A.M.

The SPEAKER pro tempore, Mr. COSTA, pursuant to clause 12(a) of rule I, declared the House in recess at 9 o'clock and 8 minutes a.m., until 10 a.m.

### ¶68.3 AFTER RECESS—10 A.M.

The SPEAKER pro tempore, Ms. SOLIS, called the House to order.



## ¶68.4 APPROVAL OF THE JOURNAL

The SPEAKER pro tempore, Ms. SOLIS, announced she had examined and approved the Journal of the proceedings of Monday, May 14, 2007.

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

## ¶68.5 COMMUNICATIONS

Executive and other communications, pursuant to clause 8, rule XII, were referred as follows:

1752. A letter from the Assistant Secretary of the Army for Acquisition, Logistics and Technology, Department of Defense, transmitting the annual status report of the U.S. Chemical Demilitarization Program (CDP) as of September 30, 2006, pursuant to 50 U.S.C. 1521(g); to the Committee on Armed Services.

1753. A letter from the Under Secretary for Personnel and Readiness, Department of Defense, transmitting authorization of the enclosed list of officers to wear the insignia of the grade of brigadier general accordance with title 10, United States Code, section 777; to the Committee on Armed Services.

1754. A letter from the Comptroller, Department of Defense, transmitting the Department's quarterly report as of March 31, 2007, entitled, "Acceptance of contributions for defense programs, projects and activities; Defense Cooperation Account," pursuant to 10 U.S.C. 2608; to the Committee on Armed Services.

1755. A letter from the Secretary of the Air Force, Department of Defense, transmitting Notice of the decision to initiate a multi-function standard competition of the Communications-Information Support Flight at Patrick Air Force Base, Florida, pursuant to 10 U.S.C. 2461; to the Committee on Armed Services.

1756. A letter from the Principal Deputy Under Secretary for Personnel and Readiness, Department of Defense, transmitting authorization of the enclosed list of officers to wear the insignia of the grade of major general accordance with title 10, United States Code, section 777; to the Committee on Armed Services.

1757. A letter from the General Counsel, Department of Defense, transmitting a copy of legislative proposals as part of the National Defense Authorization Bill for Fiscal Year 2008; to the Committee on Armed Services.

1758. A letter from the Chairman and President, Export-Import Bank, transmitting a report on transactions involving U.S. exports to India pursuant to Section 2(b)(3) of the Export-Import Bank Act of 1945, as amended; to the Committee on Financial Services.

1759. A letter from the Secretary, Department of Energy, transmitting a legislative proposal that would amend two sections of the Energy Policy and Conservation Act (EPCA); to the Committee on Energy and Commerce.

1760. A letter from the Secretary, Department of Energy, transmitting a letter to propose legislation to implement the Convention on Supplementary Compensation for Nuclear Damage adopted in Vienna on September 12, 1997, by a diplomatic conference convened by the International Atomic Energy Agency, and to which the Senate gave its advice and consent to ratification on August 3, 2006; to the Committee on Energy and Commerce.

1761. A letter from the Chairman, Nuclear Regulatory Commission, transmitting the Commission's report entitled, "Report to Congress on Abnormal Occurrences: Fiscal Year 2006," pursuant to 42 U.S.C. 5848; to the Committee on Energy and Commerce.

1762. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting pursuant to section 36(d) of the Arms Export Control Act, certification regarding the proposed manufacturing license agreement for the manufacture of significant military equipment in the Government of United Kingdom (Transmittal No. DDTC 002-07); to the Committee on Foreign Affairs.

1763. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting pursuant to section 36(c) of the Arms Export Control Act, certification regarding the proposed license for the export of defense articles and services to the Government of Denmark (Transmittal No. DDTC 007-07); to the Committee on Foreign Affairs.

1764. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting pursuant to section 36(c) of the Arms Export Control Act, certification regarding the proposed license for the export of defense articles and services to the Government of Turkey (Transmittal No. DDTC 024-07); to the Committee on Foreign Affairs.

1765. A letter from the Assistant Secretary for Legislative Affairs, Department of the Treasury, transmitting a proposal to extend the authorization of appropriations for the 1998 Tropical Forest Conservation Act (TFCA) through fiscal year 2010; to the Committee on Foreign Affairs.

1766. A letter from the Secretary, Department of the Treasury, transmitting as required by section 401(c) of the National Emergencies Act, 50 U.S.C. 1641(c), and section 204(c) of the International Emergency Economic Powers Act, 50 U.S.C. 1703(c), a six-month periodic report on the national emergency with respect to Syria that was declared in Executive Order 13338 on May 11, 2004; to the Committee on Foreign Affairs.

1767. A letter from the Chairman, International Fund for Ireland, transmitting a copy of the 2006 Annual Report of the Fund; to the Committee on Foreign Affairs.

1768. A letter from the Acting Assistant Secretary for Administration, Department of Transportation, transmitting a copy of the inventories of commercial and inherently governmental positions in the Department of Transportation, as required by the Federal Activities Inventory Reform Act of 1998; to the Committee on Oversight and Government Reform.

1769. A letter from the Secretary, Department of Commerce, transmitting a copy of a draft bill to reauthorize the Coral Reef Conservation Act of 2000 (CRCA); to the Committee on Natural Resources.

1770. A letter from the Secretary, Department of the Interior, transmitting a copy of a draft bill entitled, "National Park Centennial Challenge Fund Act"; to the Committee on Natural Resources.

1771. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Boeing Model 747 Airplanes [Docket No. FAA-2004-19755; Directorate Identifier 2004-NM-23-AD; Amendment 39-15003; AD 2007-07-03] (RIN: 2120-AA64) received May 10, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1772. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Hartzell Propeller Inc. Model HC-E4A-3()E10950() Propellers [Docket No. FAA-2007-27552; Directorate Identifier 2007-NE-11-AD; Amendment 39-15019; AD 2007-08-02] (RIN: 2120-AA64) received May 10, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1773. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Airworthiness

Directives; General Electric Company CF34-1A, -3A, -3A1, -3A2, -3B, and -3B1 Turbofan Engines [Docket No. FAA-2007-27687; Directorate Identifier 2000-NE-42-AD; Amendment 39-15012; AD 2007-07-07] (RIN: 2120-AA64) received May 10, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1774. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Raytheon Aircraft Company Beech Models 45 (YT-34), A45 (T-34A, B-45), and D45 (T-34B) Airplanes [Docket No. FAA-2006-25105; Directorate Identifier 2006-CE-33-AD; Amendment 39-15016; AD 2007-06-01 R1] (RIN: 2120-AA64) received May 10, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1775. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Gulfstream Aerospace LP Model Galaxy Airplanes and Model Gulfstream 200 Airplanes [Docket No. FAA-2007-27757; Directorate Identifier 2007-NM-030-AD; Amendment 39-15014; AD 2007-07-13] (RIN: 2120-AA64) received May 10, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1776. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Honeywell Flight Management Systems (FMSs) Served by Honeywell NZ-2000 Navigation Computers Approved Under Technical Standard Order (TSO) TSO-C115a, and IC-800 Integrated Avionics Computers Approved Under TSOs C9c, C52a, and C115a; as Installed on Various Transport Category Airplanes [Docket No. FAA-2007-27735; Directorate Identifier 2007-NM-027-AD; Amendment 39-15009; AD 2007-07-12] (RIN: 2120-AA64) received May 10, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1777. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Gulfstream Aerospace LP Model Gulfstream 200 Airplanes [Docket No. FAA-2007-27737; Directorate Identifier 2007-NM-029-AD; Amendment 39-15008; AD 2007-07-11] (RIN: 2120-AA64) received May 10, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1778. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Boeing Model 777 Airplanes [Docket No. FAA-2007-27736; Directorate Identifier 2007-NM-001-AD; Amendment 39-15010; AD 2007-07-05] (RIN: 2120-AA64) received May 10, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1779. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Columbia Aircraft Manufacturing (Previously The Lancair Company) Models LC40-550FG, LC41-550FG, and LC42-550FG Airplanes [Docket No. FAA-2007-27628; Directorate Identifier 2007-CE-025-AD; Amendment 39-15011; AD 2007-07-06] (RIN: 2120-AA64) received May 10, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1780. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Airbus Model A300 B4-600, B4-600R, and F4-600R Series Airplanes, and Model C4-605R Variant F Airplanes (Collectively Called A300-600 Series Airplanes) [Docket No. FAA-2006-26250; Directorate Identifier 2006-NM-104-AD; Amendment 39-15001; AD 2007-07-01] (RIN: 2120-AA64) received May 10, 2007, pursuant to 5 U.S.C.

801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1781. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Boeing Model 737-300, -400, -500, -600, -700, -800 and -900 Series Airplanes; and Model 757-200 and -300 Series Airplanes [Docket No. FAA-2006-25336; Directorate Identifier 2006-NM-070-AD; Amendment 39-15002; AD 2007-07-02] (RIN: 2120-AA64) received May 10, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1782. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; McDonnell Douglas Model MD-11 and -11F Airplanes [Docket No. FAA-2006-25850; Directorate Identifier 2006-NM-128-AD; Amendment 39-15004; AD 2007-07-04] (RIN: 2120-AA64) received May 10, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1783. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Bombardier Model DHC-8-102, -103, and -106 Airplanes and Model DHC-8-200 and DHC-8-300 Series Airplanes [Docket No. FAA-2006-26725; Directorate Identifier 2006-NM-161-AD; Amendment 39-15000; AD 2007-06-19] (RIN: 2120-AA64) received May 10, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1784. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Rolls-Royce Deutschland Ltd & Co KG (formerly Rolls-Royce plc) Dart 528, 529, 532, 535, 542, and 552 Series Turboprop Engines [Docket No. FAA-2006-25272; Directorate Identifier 2006-NE-16-AD; Amendment 39-14924; AD 2007-03-13] (RIN: 2120-AA64) received May 10, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1785. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Bombardier Model CL-600-2B16 (CL-604) Airplanes and Model CL-600-2B19 (Regional Jet Series 100 & 440) Airplanes [Docket No. FAA-2006-26378; Directorate Identifier 2006-NM-230-AD; Amendment 39-14972; AD 2007-05-11] (RIN: 2120-AA64) received May 10, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1786. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; REIMS AVIATION S.A. Model F406 Airplanes [Docket No. FAA-2006-26693; Directorate Identifier 2006-CE-90-AD; Amendment 39-14970; AD 2007-05-09] (RIN: 2120-AA64) received May 10, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1787. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; McDonnell Douglas Model 717-200 Airplanes [Docket No. FAA-2006-26048; Directorate Identifier 2006-NM-191-AD; Amendment 39-14967; AD 2007-05-06] (RIN: 2120-AA64) received May 10, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1788. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Fokker Model F.28 Mark 1000, 2000, 3000, and 4000 Airplanes [Docket No. FAA-2006-26044; Directorate Identifier 2006-NM-098-AD; Amendment 39-14960; AD 2007-04-27] (RIN: 2120-AA64) received May 10, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Com-

mittee on Transportation and Infrastructure.

1789. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Fokker Model F.28 Mark 0070 and 0100 Airplanes [Docket No. FAA-2006-26709; Directorate Identifier 2006-NM-202-AD; Amendment 39-14968; AD 2007-05-07] (RIN: 2120-AA64) received May 10, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1790. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Airbus Model A330 and A340 Airplanes [Docket No. FAA-2006-26684; Directorate Identifier 2006-NM-193-AD; Amendment 39-14969; AD 2007-05-08] (RIN: 2120-AA64) received May 10, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1791. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Airbus Model A330 Airplanes [Docket No. FAA-2006-26324; Directorate Identifier 2006-NM-214-AD; Amendment 39-14993; AD 2007-60-12] (RIN: 2120-AA64) received May 10, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1792. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Boeing Model 737-600, -700, -700C, and -800 Series Airplanes [Docket No. FAA-2006-24369; Directorate Identifier 2006-NM-001-AD; Amendment 39-14990; AD 2007-06-09] (RIN: 2120-AA64) received May 10, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1793. A letter from the Deputy Assistant Secretary for International Affairs, and Climate Change Science Program Acting Director, U.S. Climate Change Science Program, transmitting the annual report of the program entitled, "Our Changing Planet: The U.S. Climate Change Science Program for Fiscal Year 2007," pursuant to Public Law 101-606, section 102; to the Committee on Science and Technology.

1794. A letter from the Administrator, Small Business Administration, transmitting the Annual Report on Minority Small Business and Capital Ownership Development for Fiscal Year 2006; to the Committee on Small Business.

#### ¶68.6 MESSAGE FROM THE SENATE

A message from the Senate by Ms. Curtis, one of its clerks, announced that the Senate has passed without amendment a concurrent resolution of the House of the following title:

H. Con. Res. 71. A concurrent resolution commemorating the 85th Anniversary of the founding of the American Hellenic Educational Progressive Association (AHEPA), a leading association for the Nation's 1.3 million American citizens of Greek ancestry, and Philhellenes.

#### ¶68.7 AMERICAN VETERANS COMMEMORATIVE COIN

Mr. MOORE of Kansas, moved to suspend the rules and pass the bill (H.R. 634) to require the Secretary of the Treasury to mint coins in commemoration of veterans who became disabled for life while serving in the Armed Forces of the United States; as amended.

The SPEAKER pro tempore, Ms. SOLIS, recognized Mr. MOORE of Kansas, and Mr. ROSKAM, each for 20 minutes.

After debate,

The question being put, *viva voce*,

Will the House suspend the rules and pass said bill, as amended?

The SPEAKER pro tempore, Ms. SOLIS, announced that two-thirds of the Members present had voted in the affirmative.

Mr. MOORE of Kansas, demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Ms. SOLIS, pursuant to clause 8, rule XX, announced that further proceedings on the question were postponed.

#### ¶68.8 FEDERAL FLAG CODE AMENDMENT

Mr. STUPAK moved to suspend the rules and pass the bill (H.R. 692) to amend title 4, United States Code, to authorize the Governor of a State, territory, or possession of the United States to order that the National flag be flown at half-staff in that State, territory, or possession in the event of the death of a member of the Armed Forces from that State, territory, or possession who dies while serving on active duty; as amended.

The SPEAKER pro tempore, Ms. SOLIS, recognized Mr. STUPAK and Mr. FORBES, each for 20 minutes.

After debate,

The question being put, *viva voce*,

Will the House suspend the rules and pass said bill, as amended?

The SPEAKER pro tempore, Ms. SOLIS, announced that two-thirds of the Members present had voted in the affirmative.

Mr. STUPAK demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Ms. SOLIS, pursuant to clause 8, rule XX, announced that further proceedings on the question were postponed.

#### ¶68.9 PROSECUTORS AND DEFENDERS INCENTIVE

Mr. CONYERS moved to suspend the rules and pass the bill (H.R. 916) to provide for loan repayment for prosecutors and public defenders; as amended.

The SPEAKER pro tempore, Ms. SOLIS, recognized Mr. CONYERS and Mr. FORBES, each for 20 minutes.

After debate,

The question being put, *viva voce*,

Will the House suspend the rules and pass said bill, as amended?

The SPEAKER pro tempore, Ms. SOLIS, announced that two-thirds of the Members present had voted in the affirmative.

Mr. CONYERS demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Ms. SOLIS, pursuant to clause 8, rule XX, announced that further proceedings on the question were postponed.

## ¶68.10 NATIONAL FOSTER CARE MONTH

Mr. McDERMOTT moved to suspend the rules and agree to the following resolution (H. Res. 263); as amended:

Whereas National Foster Care Month provides an opportunity to recognize the important role that the foster care system plays in the lives of the more than 500,000 children currently in foster care programs throughout the United States;

Whereas National Foster Care Month also provides an opportunity to explore the difficulties faced by children in the foster care system and to reaffirm the Nation's commitment to improving the lives of these children by improving foster care programs;

Whereas many children in the foster care system have spent multiple years in foster care programs and have experienced an unstable home life due to frequent moves from one foster home to another;

Whereas approximately 50 percent of foster care children have been placed in foster care programs for longer than 1 year;

Whereas 25 percent of foster care children have been placed in foster care programs for at least 3 years;

Whereas children in foster care programs for longer periods of time often experience worse outcomes than children in foster care programs for shorter periods of time;

Whereas children in foster care programs are more likely than the general population to become teen parents, to rely on public assistance as adults, to become homeless, and to experience mental health disorders at a higher rate;

Whereas repeated studies have shown that a child's very early years are critical for brain development, meaning that it is extremely important to find suitable permanent homes for children during this critical period;

Whereas there are 119,000 children eligible for adoption every year and less than half of the children in foster care programs actually get adopted;

Whereas a stable home is critical to a child's development; and

Whereas every child deserves to be raised by a loving family: Now, therefore, be it

*Resolved*, That in recognition of National Foster Care Month and in order to improve the foster care system throughout the United States, it is the sense of the House of Representatives that Congress should ensure that improving the foster care system remains a top priority for both Congress and the Nation.

The SPEAKER pro tempore, Ms. SOLIS, recognized Mr. McDERMOTT and Mr. WELLER of Illinois, each for 20 minutes.

After debate,

The question being put, *viva voce*,

Will the House suspend the rules and agree to said resolution, as amended?

The SPEAKER pro tempore, Ms. SOLIS, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said resolution, as amended, was agreed to.

A motion to reconsider the vote whereby the rules were suspended and said resolution, as amended, was agreed to was, by unanimous consent, laid on the table.

## ¶68.11 CRIME CONTROL AND SAFE STREETS

Mr. CONYERS moved to suspend the rules and pass the bill (H.R. 1700) to

amend the Omnibus Crime Control and Safe Streets Act of 1968 to enhance the COPS ON THE BEAT grant program, and for other purposes; as amended.

The SPEAKER pro tempore, Ms. SOLIS, recognized Mr. CONYERS and Mr. FORBES, each for 20 minutes.

After debate,

The question being put, *viva voce*,

Will the House suspend the rules and pass said bill, as amended?

The SPEAKER pro tempore, Mr. HOLDEN, announced that two-thirds of the Members present had voted in the affirmative.

Mr. CONYERS demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Mr. HOLDEN, pursuant to clause 8, rule XX, announced that further proceedings on the question were postponed.

## ¶68.12 SAFE AMERICAN ROADS

Mr. DEFAZIO moved to suspend the rules and pass the bill (H.R. 1773) to limit the authority of the Secretary of Transportation to grant authority to motor carriers domiciled in Mexico to operate beyond United States municipalities and commercial zones on the United States-Mexico border; as amended.

The SPEAKER pro tempore, Mr. HOLDEN, recognized Mr. DEFAZIO and Mr. DUNCAN, each for 20 minutes.

After debate,

The question being put, *viva voce*,

Will the House suspend the rules and pass said bill, as amended?

The SPEAKER pro tempore, Mr. HOLDEN, announced that two-thirds of the Members present had voted in the affirmative.

Mr. DEFAZIO demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Mr. HOLDEN, pursuant to clause 8, rule XX, announced that further proceedings on the question were postponed.

## ¶68.13 JAMES A. LEACH FEDERAL BUILDING

Ms. Eddie Bernice JOHNSON of Texas, moved to suspend the rules and pass the bill (H.R. 1505) to designate the Federal building located at 131 East 4th Street in Davenport, Iowa, as the "James A. Leach Federal Building"; as amended.

The SPEAKER pro tempore, Mr. HOLDEN, recognized Ms. Eddie Bernice JOHNSON of Texas, and Mr. GRAVES, each for 20 minutes.

After debate,

The question being put, *viva voce*,

Will the House suspend the rules and pass said bill, as amended?

The SPEAKER pro tempore, Mr. HOLDEN, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill, as amended, was passed.

By unanimous consent, the title was amended so as to read: "An Act to designate the United States courthouse located at 131 East 4th Street in Davenport, Iowa, as the James A. Leach United States Courthouse'."

A motion to reconsider the votes whereby the rules were suspended and said bill, as amended, was passed and the title was amended was, by unanimous consent, laid on the table.

*Ordered*, That the Clerk request the concurrence of the Senate in said bill.

## ¶68.14 ALASKA RAILROAD CORPORATION

Ms. Eddie Bernice JOHNSON of Texas, moved to suspend the rules and pass the bill (H.R. 1036) to authorize the Administrator of General Services to convey a parcel of real property to the Alaska Railroad Corporation; as amended.

The SPEAKER pro tempore, Mr. HOLDEN, recognized Ms. Eddie Bernice JOHNSON of Texas, and Mr. GRAVES, each for 20 minutes.

After debate,

The question being put, *viva voce*,

Will the House suspend the rules and pass said bill, as amended?

The SPEAKER pro tempore, Mr. HOLDEN, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill, as amended, was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill, as amended, was passed was, by unanimous consent, laid on the table.

*Ordered*, That the Clerk request the concurrence of the Senate in said bill.

## ¶68.15 SPECIAL OLYMPICS LAW ENFORCEMENT TORCH RUN

Ms. Eddie Bernice JOHNSON of Texas, moved to suspend the rules and agree to the following resolution (H. Con. Res. 123):

## SECTION 1. AUTHORIZATION OF USE OF CAPITOL GROUNDS FOR D.C. SPECIAL OLYMPICS LAW ENFORCEMENT TORCH RUN.

On June 8, 2007, or on such other date as the Speaker of the House of Representatives and the Committee on Rules and Administration of the Senate may jointly designate, the 2007 District of Columbia Special Olympics Law Enforcement Torch Run (in this resolution referred to as the "event") may be run through the Capitol Grounds as part of the journey of the Special Olympics torch to the District of Columbia Special Olympics summer games.

## SEC. 2. RESPONSIBILITY OF CAPITOL POLICE BOARD.

The Capitol Police Board shall take such actions as may be necessary to carry out the event.

## SEC. 3. CONDITIONS RELATING TO PHYSICAL PREPARATIONS.

The Architect of the Capitol may prescribe conditions for physical preparations for the event.

**SEC. 4. ENFORCEMENT OF RESTRICTIONS.**

The Capitol Police Board shall provide for enforcement of the restrictions contained in section 5104(c) of title 40, United States Code, concerning sales, advertisements, displays, and solicitations on the Capitol Grounds, as well as other restrictions applicable to the Capitol Grounds, in connection with the event.

The SPEAKER pro tempore, Mr. HOLDEN, recognized Ms. Eddie Bernice JOHNSON of Texas, and Mr. GRAVES, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and agree to said concurrent resolution?

The SPEAKER pro tempore, Mr. HOLDEN, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said concurrent resolution was agreed to.

A motion to reconsider the vote whereby the rules were suspended and said concurrent resolution was agreed to was, by unanimous consent, laid on the table.

*Ordered*, That the Clerk request the concurrence of the Senate in said concurrent resolution.

**¶68.16 NATIONAL PUBLIC WORKS WEEK**

Ms. Eddie Bernice JOHNSON of Texas, moved to suspend the rules and agree to the following resolution (H. Res. 352):

Whereas public works infrastructure, facilities, and services play a pivotal role in the health, safety, and well-being of the people of the United States;

Whereas public works infrastructure, facilities, and services could not be provided without the skill and dedication of public works professionals, including engineers and administrators, representing State and local governments throughout the United States;

Whereas public works professionals design, build, operate, maintain, and protect the transportation systems, water supply infrastructure, sewage and refuse disposal systems, public buildings, and other structures and facilities that are vital to the citizens, communities, and commerce of the United States;

Whereas the Department of Transportation estimates that every \$1,000,000,000 invested in the Nation's highway system creates 47,000 jobs, and every \$1 invested in the Nation's highway system generates more than six times that amount in economic activity;

Whereas every \$1 invested in public transportation generates as much as \$6 in economic returns to the Nation's economy;

Whereas the capital asset program of the General Services Administration is authorized annually to provide Federal employees with necessary office space, courts of law, and other special purpose facilities;

Whereas since 1972 the Nation has invested more than \$250,000,000,000 in wastewater infrastructure facilities to establish a system that includes 16,000 publicly owned wastewater treatment plants, 100,000 major pumping stations, 600,000 miles of sanitary sewers, and 200,000 miles of storm sewers;

Whereas the Pipelines and Hazardous Materials Safety Administration is charged with the safe and secure movement of almost 1,000,000 daily shipments of hazardous materials by all modes of transportation and oversees the safety and security of 2,200,000 miles of gas and hazardous liquid pipelines,

which account for 64 percent of the energy commodities consumed in the United States;

Whereas the National Railroad Passenger Corporation annually provides more than 25,000,000 people with intercity rail service;

Whereas over the next 5 years, 8 airfield projects, including 5 runways, 2 runway extensions, and 1 airfield reconfiguration, will be commissioned providing some of the busiest airports in the Nation with the potential to accommodate more than 400,000 additional annual operations, while decreasing the average delay per operation at these airports by approximately 2 minutes;

Whereas in the report of the Department of Transportation entitled "2006 Status of the Nation's Highways, Bridges, and Transit: Conditions & Performance", the Department confirms that investment in the Nation's highway, bridge, and transit infrastructure has not kept up with growing demands on the system;

Whereas in that report, the Department of Transportation found that to maintain highway, bridge, and transit networks, governments at all levels would need to invest \$94,600,000,000 per year for each of the next 20 years, and to improve highway, bridge, and transit networks that level of investment would need to increase to \$153,700,000,000 per year; and

Whereas public works professionals are observing National Public Works Week from May 20 through 26, 2007: Now, therefore, be it

*Resolved*, That the House of Representatives—

(1) supports the goals and ideals of National Public Works Week;

(2) recognizes and celebrates the important contributions that public works professionals make every day to improve the public infrastructure of the United States and the communities that those professionals serve; and

(3) urges citizens and communities throughout the United States to join with representatives of the Federal Government in activities and ceremonies that are designed to pay tribute to the public works professionals of the Nation and to recognize the substantial contributions that public works professionals make to the Nation.

The SPEAKER pro tempore, Mr. HOLDEN, recognized Ms. Eddie Bernice JOHNSON of Texas, and Mrs. DRAKE, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and agree to said resolution?

The SPEAKER pro tempore, Mr. PASTOR, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said resolution was agreed to.

A motion to reconsider the vote whereby the rules were suspended and said resolution was agreed to was, by unanimous consent, laid on the table.

**¶68.17 NATIONAL MARINA DAY**

Mr. CUMMINGS moved to suspend the rules and agree to the following resolution (H. Res. 343); as amended:

Whereas the citizens of the United States highly value recreation time and their ability to access 1 of the greatest natural resources of the United States, its waterways;

Whereas, in 1928, the word "marina" was used for the first time to define a recreational boating facility;

Whereas the United States is home to over 12,000 recreational boating facilities that

contribute substantially to their local communities by providing safe, reliable gateways to boating for members of their communities and welcomed guests;

Whereas marinas of the United States also serve as stewards of the environment, actively seeking to protect their surrounding waterways not only for the enjoyment of the current generation, but for generations to come;

Whereas marinas of the United States also provide their communities and visitors a place where friends and families, united by a passion for the water, can come together for recreation, rest, and relaxation; and

Whereas marinas throughout the United States will be celebrating National Marina Day on August 11, 2007: Now, therefore, be it

*Resolved*, That the House of Representatives—

(1) commemorates the marinas of the United States for providing environmentally friendly gateways to boating for the citizens of, and the visitors to the United States; and

(2) supports designation of the sixth annual "National Marina Day" in order—

(A) to honor the marinas of the United States for their many contributions to their local communities; and

(B) to make citizens, policy makers, elected officials, and employees more aware of the overall contributions marinas make to their well-being.

The SPEAKER pro tempore, Mr. PASTOR, recognized Mr. CUMMINGS and Mrs. DRAKE, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and agree to said resolution, as amended?

The SPEAKER pro tempore, Mr. PASTOR, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said resolution, as amended, was agreed to.

A motion to reconsider the vote whereby the rules were suspended and said resolution, as amended, was agreed to was, by unanimous consent, laid on the table.

**¶68.18 GREATER WASHINGTON SOAP BOX DERBY**

Mr. CUMMINGS moved to suspend the rules and agree to the following resolution (H. Con. Res. 79):

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

**SECTION 1. AUTHORIZATION OF SOAP BOX DERBY RACES ON CAPITOL GROUNDS.**

The Greater Washington Soap Box Derby Association (in this resolution referred to as the "Association") shall be permitted to sponsor a public event, soap box derby races, on the Capitol Grounds on June 16, 2007, or on such other date as the Speaker of the House of Representatives and the Committee on Rules and Administration of the Senate may jointly designate.

**SEC. 2. CONDITIONS.**

The event to be carried out under this resolution shall be free of admission charge to the public and arranged not to interfere with the needs of Congress, under conditions to be prescribed by the Architect of the Capitol and the Capitol Police Board; except that the Association shall assume full responsibility for all expenses and liabilities incident to all activities associated with the event.

**SEC. 3. STRUCTURES AND EQUIPMENT.**

For the purposes of this resolution, the Association is authorized to erect upon the

Capitol Grounds, subject to the approval of the Architect of the Capitol, such stage, sound amplification devices, and other related structures and equipment as may be required for the event to be carried out under this resolution.

**SEC. 4. ADDITIONAL ARRANGEMENTS.**

The Architect of the Capitol and the Capitol Police Board are authorized to make any such additional arrangements that may be required to carry out the event under this resolution.

**SEC. 5. ENFORCEMENT OF RESTRICTIONS.**

The Capitol Police Board shall provide for enforcement of the restrictions contained in section 5104(c) of title 40, United States Code, concerning sales, advertisements, displays, and solicitations on the Capitol Grounds, as well as other restrictions applicable to the Capitol Grounds, with respect to the event to be carried out under this resolution.

The SPEAKER pro tempore, Mr. PASTOR, recognized Mr. CUMMINGS and Mrs. DRAKE, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and agree to said concurrent resolution?

The SPEAKER pro tempore, Mr. PASTOR, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said concurrent resolution was agreed to.

A motion to reconsider the vote whereby the rules were suspended and said concurrent resolution was agreed to was, by unanimous consent, laid on the table.

*Ordered*, That the Clerk request the concurrence of the Senate in said concurrent resolution.

¶68.19 NATIONAL SAFE BOATING WEEK

Mr. CUMMINGS moved to suspend the rules and agree to the following resolution (H. Res. 386); as amended:

Whereas recreational boating is one of our Nation's most popular pastimes, with an estimated 78,000,000 recreational boaters in the United States and nearly 13,000,000 recreational vessels registered;

Whereas the number of recreational boating fatalities has declined by more than half since 1970, thanks to the increased use of life jackets, cooperative boating safety education, enforcement efforts between the Coast Guard and State governments, and safer vessels and equipment manufactured in accordance with Coast Guard standards;

Whereas recreational boating accidents have nevertheless claimed the lives of 697 Americans in 2005, more than half of whose lives could have been saved with the proper use of a personal flotation device;

Whereas a continued emphasis on accident prevention can reduce recreational boating fatalities still further, and in particular deaths by drowning, which remain the leading cause of recreational boating fatalities; and

Whereas boating safety organizations, with the support of the Coast Guard and the Coast Guard Auxiliary, have proposed designating the week of May 19 through 25, 2007, as National Safe Boating Week: Now, therefore, be it

*Resolved*, That the House of Representatives—

(1) supports initiatives for recreational boating safety education and accident prevention to minimize the number of annual recreational boating fatalities;

(2) recognizes the Coast Guard, the Coast Guard Auxiliary, and other boating safety organizations for their efforts each year during May to highlight the importance of safe recreational boating; and

(3) supports the goals of National Safe Boating Week.

The SPEAKER pro tempore, Mr. PASTOR, recognized Mr. CUMMINGS and Mrs. DRAKE, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and agree to said resolution, as amended?

The SPEAKER pro tempore, Mr. PASTOR, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said resolution, as amended, was agreed to.

By unanimous consent, the title was amended so as to read: "A resolution recognizing the Coast Guard, the Coast Guard Auxiliary, and other boating safety organizations for their efforts to promote National Safe Boating Week."

A motion to reconsider the votes whereby the rules were suspended and said resolution, as amended, was agreed to and the title was amended was, by unanimous consent, laid on the table.

¶68.20 NATIONAL EOSINOPHIL AWARENESS WEEK

Mrs. CAPPs moved to suspend the rules and agree to the following resolution (H. Res. 296):

Whereas the term "eosinophilic disorders" is a general term used to describe a group of diseases and disorders caused by the production of too many white blood cells called eosinophils;

Whereas eosinophilic disorders patients suffer from their immune system attacking their body's own normal, healthy tissue, resulting in inflammation or swelling;

Whereas an estimated 50,000 people are affected by eosinophilic disorders in the United States, many of whom remain undiagnosed or misdiagnosed;

Whereas inflammatory eosinophilic disorders are thought to be both allergic and autoimmune diseases, such that the body's immune system, which normally fights infections and viruses, mistakes common food proteins and environmental allergens as foreign;

Whereas eosinophilic disorders cause chronic illness that significantly impacts a person's quality of life and ability to attend school and work, and dramatically alters dietary lifestyles;

Whereas some eosinophilic disorders cause life-threatening and sometimes fatal illnesses by causing inflammation of the vital organs, such as the heart, lungs, kidney, and gastrointestinal tract;

Whereas eosinophilic disorders are difficult to diagnose and treatment is often delayed, resulting in unnecessary suffering;

Whereas many patients with eosinophilic disorders often have severe long-term disabilities as well as the severe limitations imposed by the disease itself;

Whereas some eosinophilic disorder patients will suffer permanent irreversible organ damage as a result of delays in diagnosis and proper treatment; and

Whereas the American Partnership For Eosinophilic Disorders has identified the third week of May as an appropriate time to

recognize National Eosinophil Awareness Week in order to educate communities across the Nation about eosinophilic disorders and the need for research funding, accurate diagnosis, and effective treatments: Now, therefore, be it

*Resolved*, That the House of Representatives—

(1) supports the goals and ideals of National Eosinophil Awareness Week; and

(2) encourages health care providers and the American Partnership for Eosinophilic Disorders to increase education and awareness regarding eosinophilic disorders.

The SPEAKER pro tempore, Mr. PASTOR, recognized Mrs. CAPPs and Mrs. MYRICK, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and agree to said resolution?

The SPEAKER pro tempore, Mr. PASTOR, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said resolution was agreed to.

A motion to reconsider the vote whereby the rules were suspended and said resolution was agreed to was, by unanimous consent, laid on the table.

¶68.21 H.R. 634—UNFINISHED BUSINESS

The SPEAKER pro tempore, Mr. PASTOR, pursuant to clause 8, rule XX, announced the unfinished business to be the motion to suspend the rules and pass the bill (H.R. 634) to require the Secretary of the Treasury to mint coins in commemoration of veterans who became disabled for life while serving in the Armed Forces of the United States; as amended.

The question being put,

Will the House suspend the rules and pass said bill, as amended?

The vote was taken by electronic device.

It was decided in the { Yeas ..... 416  
affirmative ..... } Nays ..... 0

¶68.22 [Roll No. 345]

YEAS—416

Abercrombie	Blunt	Carnahan
Ackerman	Boehner	Carney
Aderholt	Bonner	Carson
Akin	Bono	Carter
Alexander	Boozman	Castle
Allen	Boren	Castor
Altmire	Boswell	Chabot
Andrews	Boucher	Chandler
Arcuri	Boustany	Clarke
Baca	Boyd (FL)	Clay
Bachmann	Boyda (KS)	Cleaver
Bachus	Brady (TX)	Clyburn
Baird	Braley (IA)	Coble
Baker	Brown (SC)	Cohen
Baldwin	Brown, Corrine	Cole (OK)
Barrett (SC)	Brown-Waite,	Conaway
Barrow	Ginny	Conyers
Barton (TX)	Buchanan	Cooper
Bean	Burgess	Costa
Becerra	Burton (IN)	Costello
Berkley	Butterfield	Courtney
Berman	Buyer	Cramer
Berry	Calvert	Crenshaw
Biggert	Camp (MI)	Crowley
Bilbray	Campbell (CA)	Cuellar
Bilirakis	Cannon	Culberson
Bishop (GA)	Cantor	Cummings
Bishop (NY)	Capito	Davis (AL)
Bishop (UT)	Capps	Davis (CA)
Blackburn	Capuano	Davis (IL)
Blumenauer	Cardoza	Davis (KY)

Davis, David  
 Davis, Lincoln  
 Davis, Tom  
 Deal (GA)  
 DeFazio  
 DeGette  
 Delahunt  
 DeLauro  
 Dent  
 Diaz-Balart, L.  
 Diaz-Balart, M.  
 Dicks  
 Dingell  
 Doggett  
 Donnelly  
 Doolittle  
 Doyle  
 Drake  
 Dreier  
 Duncan  
 Edwards  
 Ehlers  
 Ellison  
 Ellsworth  
 Emanuel  
 Emerson  
 English (PA)  
 Eshoo  
 Etheridge  
 Everett  
 Fallin  
 Farr  
 Feeney  
 Ferguson  
 Filner  
 Flake  
 Forbes  
 Fortenberry  
 Fossella  
 Foxx  
 Frank (MA)  
 Franks (AZ)  
 Frelinghuysen  
 Gallegly  
 Garrett (NJ)  
 Gerlach  
 Giffords  
 Gilchrest  
 Gillibrand  
 Gillmor  
 Gingrey  
 Gohmert  
 Gonzalez  
 Goode  
 Goodlatte  
 Gordon  
 Granger  
 Graves  
 Green, Al  
 Green, Gene  
 Grijalva  
 Hall (NY)  
 Hall (TX)  
 Hare  
 Harman  
 Hastert  
 Hastings (FL)  
 Hastings (WA)  
 Hayes  
 Heller  
 Hensarling  
 Herger  
 Herseth Sandlin  
 Higgins  
 Hill  
 Hinchey  
 Hinojosa  
 Hirono  
 Hobson  
 Hodes  
 Hoekstra  
 Holden  
 Holt  
 Honda  
 Hooley  
 Hoyer  
 Hulshof  
 Inglis (SC)  
 Inslee  
 Israel  
 Issa  
 Jackson (IL)  
 Jackson-Lee  
 (TX)  
 Jefferson  
 Jindal  
 Johnson (GA)  
 Johnson (IL)  
 Johnson, E. B.  
 Johnson, Sam

Jones (NC)  
 Jones (OH)  
 Jordan  
 Kagen  
 Kanjorski  
 Kaptur  
 Keller  
 Kennedy  
 Kildee  
 Kilpatrick  
 Kind  
 King (IA)  
 King (NY)  
 Kingston  
 Kirk  
 Klein (FL)  
 Kline (MN)  
 Knollenberg  
 Kucinich  
 Kuhl (NY)  
 LaHood  
 Lamborn  
 Lampson  
 Langevin  
 Lantos  
 Larsen (WA)  
 Larson (CT)  
 Latham  
 LaTourette  
 Levin  
 Lewis (CA)  
 Lewis (GA)  
 Lewis (KY)  
 Linder  
 Lipinski  
 LoBiondo  
 Lofgren, Zoe  
 Lowey  
 Lucas  
 Lungren, Daniel  
 E.  
 Lynch  
 Mack  
 Mahoney (FL)  
 Maloney (NY)  
 Manzullo  
 Marchant  
 Markey  
 Marshall  
 Matheson  
 Matsui  
 McCarthy (CA)  
 McCarthy (NY)  
 McCaul (TX)  
 McCollum (MN)  
 McCotter  
 McCrery  
 McDermott  
 McGovern  
 McHenry  
 McHugh  
 McIntyre  
 McKeon  
 McNerney  
 McNulty  
 Meehan  
 Meek (FL)  
 Meeks (NY)  
 Melancon  
 Mica  
 Michaud  
 Miller (MI)  
 Miller (NC)  
 Miller, Gary  
 Miller, George  
 Mitchell  
 Mollohan  
 Moore (KS)  
 Moore (WI)  
 Moran (KS)  
 Moran (VA)  
 Murphy (CT)  
 Murphy, Patrick  
 Murphy, Tim  
 Murtha  
 Musgrave  
 Myrick  
 Napolitano  
 Neal (MA)  
 Neugebauer  
 Nunes  
 Oberstar  
 Obey  
 Oliver  
 Ortiz  
 Pallone  
 Pascrell  
 Pastor

Payne  
 Pearce  
 Pence  
 Perlmutter  
 Peterson (MN)  
 Peterson (PA)  
 Petri  
 Platts  
 Poe  
 Pomeroy  
 Porter  
 Price (GA)  
 Price (NC)  
 Pryce (OH)  
 Putnam  
 Radanovich  
 Rahall  
 Ramstad  
 Rangel  
 Regula  
 Rehberg  
 Reichert  
 Renzi  
 Reyes  
 Reynolds  
 Rodriguez  
 Rogers (AL)  
 Rogers (KY)  
 Rogers (MI)  
 Rohrabacher  
 Ros-Lehtinen  
 Roskam  
 Ross  
 Rothman  
 Roybal-Allard  
 Royce  
 Ruppertsberger  
 Rush  
 Ryan (OH)  
 Ryan (WI)  
 Salazar  
 Sali  
 Sánchez, Linda  
 T.  
 Sanchez, Loretta  
 Sarbanes  
 Saxton  
 Schakowsky  
 Schiff  
 Schmidt  
 Schwartz  
 Scott (GA)  
 Scott (VA)  
 Sensenbrenner  
 Serrano  
 Sessions  
 Sestak  
 Shadegg  
 Shays  
 Shea-Porter  
 Sherman  
 Shimkus  
 Shuler  
 Shuster  
 Simpson  
 Sires  
 Skelton  
 Skelton  
 Slaughter  
 Smith (NE)  
 Smith (NJ)  
 Smith (TX)  
 Smith (WA)  
 Snyder  
 Solis  
 Andrews  
 Arcuri  
 Baca  
 Bachmann  
 Baird  
 Baker  
 Baldwin  
 Barrett (SC)  
 Barrow  
 Barton (TX)  
 Bean  
 Becerra  
 Berkeley  
 Berman  
 Berry  
 Biggart  
 Bilbray  
 Bilirakis  
 Bishop (GA)  
 Bishop (NY)  
 Cardoza  
 Carnahan  
 Carney  
 Blackburn  
 Blumenauer  
 Blunt  
 Boehner  
 Bonner

NOT VOTING—16

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill, as amended, was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill, as amended, was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said bill.

68.23 H.R. 692—UNFINISHED BUSINESS

The SPEAKER pro tempore, Mr. PASTOR, pursuant to clause 8, rule XX, announced the further unfinished business to be the motion to suspend the rules and pass the bill (H.R. 692) to amend title 4, United States Code, to authorize the Governor of a State, territory, or possession of the United States to order that the National flag be flown at half-staff in that State, territory, or possession in the event of the death of a member of the Armed Forces from that State, territory, or possession who dies while serving on active duty; as amended.

The question being put, Will the House suspend the rules and pass said bill, as amended?

The vote was taken by electronic device.

It was decided in the affirmative { Yeas ..... 408 Nays ..... 4

68.24 [Roll No. 346]

YEAS—408

Abercrombie  
 Ackerman  
 Aderholt  
 Akin  
 Alexander  
 Allen  
 Altmire  
 Andrews  
 Arcuri  
 Baca  
 Bachmann  
 Baird  
 Baker  
 Baldwin  
 Barrett (SC)  
 Barrow  
 Barton (TX)  
 Bean  
 Becerra  
 Berkeley  
 Berman  
 Berry  
 Biggart  
 Bilbray  
 Bilirakis  
 Bishop (GA)  
 Bishop (NY)  
 Cardoza  
 Carnahan  
 Carney  
 Blackburn  
 Blumenauer  
 Blunt  
 Boehner  
 Bonner

Bono  
 Boozman  
 Boren  
 Boswell  
 Boucher  
 Boustany  
 Boyd (FL)  
 Boyda (KS)  
 Brady (TX)  
 Braley (IA)  
 Brown (SC)  
 Brown, Corrine  
 Brown-Waite,  
 Ginny  
 Buchanan  
 Burgess  
 Burton (IN)  
 Butterfield  
 Buyer  
 Calvert  
 Camp (MI)  
 Cannon  
 Cantor  
 Capito  
 Capps  
 Capuano  
 Cardoza  
 Carnahan  
 Carney  
 Carson  
 Carter  
 Castle  
 Castor



Wexler Wilson (SC) Yarmuth
Whitfield Wolf Young (AK)
Wicker Woolsey Young (FL)
Wilson (NM) Wu
Wilson (OH) Wynn

NAYS—4

Campbell (CA) Sessions
Flake Shadegg

NOT VOTING—20

Bachus Hastert Pickering
Bartlett (MD) Hunter Pitts
Brady (PA) McMorris Sali
Cubin Rodgers Tancredo
Davis, Jo Ann Miller (FL) Wasserman
Engel Nadler Schultz
Fattah Paul
Gutierrez Peterson (PA)

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill, as amended, was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill, as amended, was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said bill.

68.25 H.R. 916—UNFINISHED BUSINESS

The SPEAKER pro tempore, Mr. PASTOR, pursuant to clause 8, rule XX, announced the further unfinished business to be the motion to suspend the rules and pass the bill (H.R. 916) to provide for loan repayment for prosecutors and public defenders; as amended.

The question being put, Will the House suspend the rules and pass said bill, as amended?

The vote was taken by electronic device.

It was decided in the Yeas ..... 341 affirmative ..... Nays ..... 73

68.26 [Roll No. 347]

YEAS—341

Abercrombie Camp (MI) Dingell
Ackerman Capito Doggett
Alexander Capps Donnelly
Allen Capuano Doyle
Altmire Cardoza Drake
Andrews Carnahan Dreier
Arcuri Carney Edwards
Baca Carson Ehlers
Bachus Carter Ellison
Baird Castle Emanuel
Baker Castor Emerson
Baldwin Chabot English (PA)
Barrow Chandler Eshoo
Bean Clarke Etheridge
Becerra Clay Everett
Berkley Cleaver Fallin
Berman Clyburn Farr
Berry Cohen Ferguson
Biggett Cole (OK) Filner
Bilirakis Conyers Forbes
Bishop (GA) Cooper Fortenberry
Bishop (NY) Costa Frank (MA)
Bishop (UT) Costello Frelinghuysen
Blumenauer Courtney Gallegly
Bonner Cramer Gerlach
Bono Crenshaw Giffords
Boozman Crowley Gilchrest
Boren Cuellar Gillibrand
Boswell Cummings Gillmor
Boucher Davis (AL) Gingrey
Boustany Davis (CA) Gohmert
Boyd (FL) Davis (IL) Gonzalez
Boyd (KS) Davis, Lincoln Gordon
Brady (TX) Deal (GA) Granger
Braley (IA) DeFazio Green, Al
Brown, Corrine DeGette Green, Gene
Brown-Waite, Delahunt Grijalva
Ginny DeLauro Hall (NY)
Buchanan Dent Hall (TX)
Burgess Diaz-Balart, L. Hare
Butterfield Diaz-Balart, M. Harman
Calvert Dicks Hastings (FL)

Hastings (WA) McCaul (TX) Sanchez, Linda
Heller McCollum (MN) T.
Herseht Sandlin McCotter Sanchez, Loretta
Higgins McCrery Sarbanes
Hill McDermott Saxton
Hinchev McGovern Schakowsky
Hinojosa McHugh Schiff
Hirono McIntyre Schmidt
Hobson McKeon Schwartz
Hodes McNerney Scott (GA)
Hoekstra McNulty Scott (VA)
Holden Meehan Serrano
Holt Meek (FL) Sestak
Honda Meeks (NY) Shaays
Hoolley Melancon Shea-Porter
Hoyer Mica Sherman
Hulshof Michaud Shimkus
Inslee Miller (MI) Shuler
Israel Miller (NC) Shuster
Issa Miller, George Simpson
Jackson (IL) Mitchell Sires
Jackson-Lee Mollohan Skelton
(TX) Moore (KS) Slaughter
Jefferson Moore (WI) Smith (NJ)
Jindal Moran (KS) Smith (TX)
Johnson (GA) Moran (VA) Smith (WA)
Johnson (IL) Murphy (CT) Snyder
Johnson, E. B. Murphy, Patrick Solis
Jones (OH) Murphy, Tim Space
Kagen Murtha Spratt
Kanjorski Musgrave Stark
Kaptur Napolitano Stupak
Keller Neal (MA) Sutton
Kennedy Nunes Tanner
Kildee Oberstar Tauscher
Kilpatrick Obey Taylor
Kind Oliver Terry
King (NY) Ortiz Thompson (CA)
Kingston Pallone Thompson (MS)
Kirk Pascrell Tiahrt
Klein (FL) Pastor Tiberi
Knollenberg Payne Tierney
Kucinich Perlmutter Towns
LaHood Peterson (MN) Turner
Lampson Peterson (PA) Udall (CO)
Langevin Platts Udall (NM)
Lantos Poe Upton
Larsen (WA) Pomeroy Van Hollen
Larson (CT) Porter Velazquez
Latham Price (GA) Visclosky
LaTourette Price (NC) Walberg
Lee Pryce (OH) Walz (MN)
Levin Putnam Wamp
Lewis (CA) Radanovich Waters
Lewis (GA) Rahall Watson
Linder Ramstad Watt
Lipinski Rangel Waxman
LoBiondo Regula Weiner
Loebsack Reichert Welch (VT)
Lofgren, Zoe Renzi Weller
Lowey Reyes Westmoreland
Lucas Rodriguez Wexler
Lungren, Daniel Rogers (AL) Whitfield
E. Rogers (MI) Wicker
Lynch Ros-Lehtinen Wilson (NM)
Mahoney (FL) Roskam Wilson (OH)
Maloney (NY) Ross Wilson (SC)
Markey Rothman Wolf
Marshall Roybal-Allard Woolsey
Matheson Ruppertsberger Wu
Matsui Rush Wynn
McCarthy (CA) Ryan (OH) Yarmuth
McCarthy (NY) Salazar Young (FL)

NAYS—73

Aderholt Fossella Myrick
Akin Foxx Neugebauer
Bachmann Franks (AZ) Pence
Barrett (SC) Garrett (NJ) Petri
Barton (TX) Goode Rehberg
Bilbray Goodlatte Reynolds
Blackburn Graves Rogers (KY)
Blunt Hastert Rohrabacher
Boehner Hayes Royce
Brown (SC) Hensarling Ryan (WI)
Burton (IN) Herger Sali
Campbell (CA) Inglis (SC) Sensenbrenner
Cannon Johnson, Sam Sessions
Cantor Jones (NC) Shadegg
Coble Jordan Smith (NE)
Conaway King (IA) Souder
Culberson Kline (MN) Stearns
Davis (KY) Kuhl (NY) Sullivan
Davis, David Lamborn Thornberry
Davis, Tom Lewis (KY) Walden (OR)
Doolittle Mack Walsh (NY)
Duncan Manullo Weldon (FL)
Ellsworth Manchant Young (AK)
Feehey McHenry
Flake Miller, Gary

NOT VOTING—18

Bartlett (MD) Gutierrez Pearce
Brady (PA) Hunter Pickering
Buyer McMorris Pitts
Cubin Rodgers Tancredo
Davis, Jo Ann Miller (FL) Wasserman
Engel Nadler Schultz
Fattah Paul

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill, as amended, was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill, as amended, was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said bill.

68.27 H.R. 1700—UNFINISHED BUSINESS

The SPEAKER pro tempore, Mr. PASTOR, pursuant to clause 8, rule XX, announced the further unfinished business to be the motion to suspend the rules and pass the bill (H.R. 1700) to amend the Omnibus Crime Control and Safe Streets Act of 1968 to enhance the COPS ON THE BEAT grant program, and for other purposes; as amended.

The question being put, Will the House suspend the rules and pass said bill, as amended?

The vote was taken by electronic device.

It was decided in the Yeas ..... 381 affirmative ..... Nays ..... 34

68.28 [Roll No. 348]

YEAS—381

Abercrombie Camp (MI) Doyle
Ackerman Cantor Drake
Aderholt Capito Dreier
Akin Capps Edwards
Alexander Capuano Ellison
Altmire Cardoza Ellsworth
Andrews Carnahan Emanuel
Arcuri Carney Emerson
Baca Carson English (PA)
Bachmann Carter Eshoo
Baird Castle Etheridge
Baker Castor Everette
Baldwin Chabot Fallin
Barrow Chandler Farr
Barton (TX) Clarke Feeney
Bean Clay Ferguson
Becerra Cleaver Filner
Berkley Clyburn Forbes
Berman Coble Fortenberry
Berry Cohen Fossella
Biggett Cole (OK) Frank (MA)
Bilirakis Conyers Frelinghuysen
Bishop (GA) Cooper Gallegly
Bishop (NY) Costa Gerlach
Bishop (UT) Costello Giffords
Blackburn Courtney Gilchrest
Blumenauer Crenshaw Gillibrand
Blunt Crowley Gohmert
Boehner Cuellar Gonzalez
Bonner Culberson Goode
Bono Cummings Goodlatte
Boozman Davis (AL) Gordon
Boren Davis (CA) Granger
Boswell Davis (IL) Graves
Boucher Davis (KY) Green, Al
Boustany Davis, David Green, Gene
Boyd (FL) Davis, Lincoln Grijalva
Boyd (KS) Davis, Tom Hall (NY)
Brady (TX) DeFazio Hall (TX)
Braley (IA) DeGette Hare
Brown (SC) Delahunt Harman
Brown, Corrine DeLauro Hastert
Brown-Waite, Dent Hastings (FL)
Ginny Diaz-Balart, L. Hastings (WA)
Buchanan Diaz-Balart, M. Hayes
Burgess Dicks Heller
Butterfield Dingell Herseth Sandlin
Calvert Doggett Higgins
Donnelly Hill

Hinchey  
Hinojosa  
Hirono  
Hobson  
Hodes  
Hoekstra  
Holden  
Holt  
Honda  
Hooley  
Hoyer  
Hulshof  
Inslee  
Israel  
Issa  
Jackson (IL)  
Jackson-Lee  
(TX)  
Jefferson  
Jindal  
Johnson (GA)  
Johnson (IL)  
Johnson, E. B.  
Jones (NC)  
Jones (OH)  
Jordan  
Kagen  
Kanjorski  
Kaptur  
Keller  
Kennedy  
Kildee  
Kilpatrick  
Kind  
King (IA)  
King (NY)  
Kirk  
Klein (FL)  
Kline (MN)  
Knollenberg  
Kucinich  
Kuhl (NY)  
LaHood  
Lampson  
Langevin  
Lantos  
Larsen (WA)  
Larson (CT)  
Latham  
LaTourette  
Lee  
Levin  
Lewis (CA)  
Lewis (GA)  
Lewis (KY)  
Lipinski  
LoBiondo  
Loeb sack  
Lofgren, Zoe  
Lowey  
Lucas  
Lynch  
Mahoney (FL)  
Maloney (NY)  
Marchant  
Markey  
Marshall  
Matheson  
Matsui  
McCarthy (CA)  
McCarthy (NY)  
McCaul (TX)  
McCollum (MN)  
McCotter  
McCrery  
McDermott  
McGovern  
McHenry

McHugh  
McIntyre  
McNerney  
McNulty  
Meehan  
Meek (FL)  
Meeks (NY)  
Melancon  
Mica  
Michaud  
Miller (MI)  
Miller (NC)  
Miller, Gary  
Miller, George  
Mitchell  
Mollohan  
Moore (KS)  
Moore (WI)  
Moran (KS)  
Moran (VA)  
Murphy (CT)  
Murphy, Patrick  
Murphy, Tim  
Murtha  
Musgrave  
Myrick  
Napolitano  
Neal (MA)  
Neugebauer  
Nunes  
Oberstar  
Obey  
Olver  
Ortiz  
Pallone  
Pascrell  
Payne  
Pearce  
Perlmutter  
Peterson (MN)  
Peterson (PA)  
Petri  
Platts  
Poe  
Pomeroy  
Porter  
Price (GA)  
Price (NC)  
Pryce (OH)  
Putnam  
Radanovich  
Rahall  
Ramstad  
Rangel  
Regula  
Rehberg  
Reichert  
Renzi  
Reyes  
Reynolds  
Rodriguez  
Rogers (AL)  
Rogers (KY)  
Rogers (MI)  
Ros-Lehtinen  
Roskam  
Ross  
Rothman  
Roybal-Allard  
Royce  
Ruppersberger  
Rush  
Ryan (OH)  
Ryan (WI)  
Salazar  
Sanchez, Linda  
T.

Sanchez, Loretta  
Sarbanes  
Saxton  
Schakowsky  
Schiff  
Schmidt  
Schwartz  
Scott (GA)  
Scott (VA)  
Serrano  
Sestak  
Shays  
Shea-Porter  
Sherman  
Shimkus  
Shuler  
Shuster  
Simpson  
Moran (KS)  
Skelton  
Slaughter  
Smith (NE)  
Smith (NJ)  
Smith (TX)  
Smith (WA)  
Snyder  
Solis  
Souder  
Space  
Spratt  
Stark  
Stearns  
Stupak  
Sullivan  
Sutton  
Tanner  
Tauscher  
Taylor  
Terry  
Thompson (CA)  
Thompson (MS)  
Thornberry  
Tiahrt  
Tiberi  
Tierney  
Towns  
Turner  
Udall (CO)  
Udall (NM)  
Upton  
Van Hollen  
Velázquez  
Visclosky  
Walberg  
Walden (OR)  
Walsh (NY)  
Walz (MN)  
Wamp  
Waters  
Watt  
Waxman  
Weiner  
Welch (VT)  
Weller  
Westmoreland  
Wexler  
Whitfield  
Wicker  
Wilson (NM)  
Wilson (OH)  
Wilson (SC)  
Wolf  
Woolsey  
Wu  
Wynn  
Yarmuth  
Young (FL)

NAYS—34

Bachus  
Barrett (SC)  
Buyer  
Campbell (CA)  
Cannon  
Conaway  
Deal (GA)  
Doolittle  
Duncan  
Ehlers  
Flake  
Foxy

Franks (AZ)  
Garrett (NJ)  
Gingrey  
Hensarling  
Herger  
Inglis (SC)  
Johnson, Sam  
Kingston  
Lamborn  
Linder  
Lungren, Daniel  
E.

Mack  
Manzullo  
McKeon  
Pence  
Rohrabacher  
Sali  
Sensenbrenner  
Sessions  
Shadegg  
Weldon (FL)  
Young (AK)

NOT VOTING—17

Allen  
Bartlett (MD)  
Brady (PA)  
Cubin  
Davis, Jo Ann  
Engel  
Fattah  
Gutierrez  
Hunter  
McMorris  
Rodgers  
Miller (FL)  
Nadler  
Paul  
Pickering  
Pitts  
Tancredo  
Wasserman  
Schultz

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill, as amended, was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill, as amended, was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said bill.

¶68.29 H.R. 1773—UNFINISHED BUSINESS

The SPEAKER pro tempore, Mr. PASTOR, pursuant to clause 8, rule XX, announced the further unfinished business to be the motion to suspend the rules and pass the bill (H.R. 1773) to limit the authority of the Secretary of Transportation to grant authority to motor carriers domiciled in Mexico to operate beyond United States municipalities and commercial zones on the United States-Mexico border; as amended.

The question being put, Will the House suspend the rules and pass said bill, as amended? The vote was taken by electronic device.

It was decided in the { Yeas ..... 411  
affirmative ..... } Nays ..... 3

¶68.30 [Roll No. 349] YEAS—411

Abercrombie  
Ackerman  
Aderholt  
Akin  
Alexander  
Allen  
Altmire  
Andrews  
Arcuri  
Baca  
Bachmann  
Bachus  
Baird  
Baker  
Baldwin  
Barrett (SC)  
Barrow  
Barton (TX)  
Bean  
Becerra  
Berkley  
Berman  
Berry  
Biggert  
Bilbray  
Bilirakis  
Bishop (GA)  
Bishop (NY)  
Bishop (UT)  
Blackburn  
Blumenauer  
Blunt  
Boehner  
Bonner  
Bono  
Boozman  
Boren  
Boswell  
Boucher  
Boustany  
Boyd (FL)  
Boyd (KS)  
Brady (TX)  
Brown (SC)  
Brown, Corrine  
Brown-Waite,  
Ginny  
Buchanan  
Burgess  
Burton (IN)  
Butterfield  
Buyer  
Calvert  
Camp (MI)  
Campbell (CA)  
Cannon  
Cantor  
Capito  
Capps  
Capuano  
Cardoza  
Carnahan  
Carney  
Carson  
Carter  
Castle  
Castor  
Chabot  
Chandler  
Clarke  
Clay  
Cleaver  
Clyburn  
Coble  
Cohen  
Cole (OK)  
Conaway  
Conyers  
Cooper  
Costa  
Costello  
Courtney  
Cramer  
Crenshaw  
Crowley  
Culberson  
Cummings  
Davis (AL)  
Davis (CA)  
Davis (IL)  
Davis (KY)

Gilchrest  
Gillibrand  
Gillmor  
Gingrey  
Gohmert  
Goode  
Goodlatte  
Gordon  
Granger  
Graves  
Green, Al  
Green, Gene  
Grijalva  
Hall (NY)  
Hall (TX)  
Hare  
Harman  
Hastert  
Hastings (FL)  
Hastings (WA)  
Hayes  
Heller  
Hensarling  
Herger  
Herseth Sandlin  
Higgins  
Hill  
Hinchey  
Hinojosa  
Hirono  
Hobson  
Hodes  
Hoekstra  
Holden  
Holt  
Honda  
Hooley  
Hoyer  
Hulshof  
Inglis (SC)  
Inslee  
Israel  
Issa  
Jackson (IL)  
Jackson-Lee  
(TX)  
Jefferson  
Jindal  
Johnson (GA)  
Johnson (IL)  
Johnson, E. B.  
Johnson, Sam  
Jones (NC)  
Jones (OH)  
Jordan  
Kagen  
Kanjorski  
Kaptur  
Keller  
Kennedy  
Kildee  
Kilpatrick  
Kind  
King (IA)  
King (NY)  
Kingston  
Kirk  
Klein (FL)  
Kline (MN)  
Knollenberg  
Kucinich  
Kuhl (NY)  
LaHood  
Lamborn  
Lampson  
Langevin  
Lantos  
Larsen (WA)  
Larson (CT)  
Latham  
LaTourette  
Lee  
Levin  
Lewis (CA)  
Lewis (GA)  
Lewis (KY)  
Lipinski  
LoBiondo  
Loeb sack  
Lofgren, Zoe  
Lowey  
Lucas  
Lynch  
Mahoney (FL)  
Maloney (NY)  
Marchant  
Markey  
Marshall  
Matheson  
Matsui  
McCarthy (CA)  
McCarthy (NY)  
McCaul (TX)  
McCollum (MN)  
McCotter  
McCrery  
McDermott  
McGovern  
McHenry  
Lungren, Daniel  
E.  
Royce  
Ruppersberger  
Rush  
Ryan (OH)  
Ryan (WI)  
Salazar  
Sali  
Sanchez, Linda  
T.  
Sanchez, Loretta  
Sarbanes  
Saxton  
Schakowsky  
Schiff  
Schmidt  
Schwartz  
Scott (GA)  
Scott (VA)  
Sensenbrenner  
Serrano  
Sessions  
Sestak  
Shadegg  
Shays  
Shea-Porter  
Sherman  
Shimkus  
Shuler  
Shuster  
Simpson  
Sires  
Skelton  
Slaughter  
Smith (NE)  
Smith (NJ)  
Smith (TX)  
Smith (WA)  
Snyder  
Solis  
Souder  
Space  
Spratt  
Stark  
Stearns  
Stupak  
Sullivan  
Sutton  
Tanner  
Tauscher  
Taylor  
Terry  
Thompson (CA)  
Thompson (MS)  
Thornberry  
Tiahrt  
Tiberi  
Tierney  
Towns  
Turner  
Udall (CO)  
Udall (NM)  
Upton  
Van Hollen  
Velázquez  
Visclosky  
Walberg  
Walden (OR)  
Walsh (NY)  
Walz (MN)  
Wamp  
Waters  
Watson  
Watt  
Waxman  
Weiner  
Welch (VT)  
Weldon (FL)  
Weller  
Westmoreland  
Wexler  
Whitfield  
Wicker  
Wilson (NM)  
Wilson (OH)  
Wilson (SC)  
Wolf  
Woolsey  
Wu  
Wynn  
Yarmuth  
Young (AK)  
Young (FL)  
Gonzalez

NAYS—3

Flake

NOT VOTING—18

Bartlett (MD)  
Brady (PA)  
Braley (IA)  
Cubin  
Davis, Jo Ann  
Engel

Fattah	McMorriss	Pickering
Gutierrez	Rodgers	Pitts
Hunter	Miller (FL)	Tancredo
Marchant	Nadler	Wasserman
	Paul	Schultz

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill, as amended, was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill, as amended, was passed was, by unanimous consent, laid on the table.

*Ordered*, That the Clerk request the concurrence of the Senate in said bill.

## ¶68.31 MESSAGE FROM THE PRESIDENT

A message in writing from the President of the United States was communicated to the House by Ms. Wanda Evans, one of his secretaries.

## ¶68.32 MESSAGE FROM THE PRESIDENT—EXPORTS TO PEOPLE'S REPUBLIC OF CHINA

The SPEAKER pro tempore, Mr. SIREN, laid before the House a message from the President, which was read as follows:

*To the Congress of the United States:*

In accordance with the provisions of section 1512 of the Strom Thurmond National Defense Authorization Act for Fiscal Year 1999 (Public Law 105-261), I hereby certify that the export to the People's Republic of China of the following items is not detrimental to the U.S. space launch industry, and that the material and equipment, including any indirect technical benefit that could be derived from such exports, will not measurably improve the missile or space launch capabilities of the People's Republic of China:

A four-axis filament winding machine for production of spare parts for China's water purification and treatment industries;

A computer control system upgrade to a three-axis filament winding machine for production of spare parts for China's water purification and treatment industries;

An isostatic press for manufacturing automotive spare parts; and

A four-axis filament winding machine to be used in production of graphite or glass composite golf clubs.

GEORGE W. BUSH.

THE WHITE HOUSE, *May 15, 2007*.

By unanimous consent, the message, was referred to the Committee on Foreign Affairs and ordered to be printed (H. Doc. 110-34).

## ¶68.33 COMMITTEE RESIGNATION—MINORITY

The SPEAKER pro tempore, Mr. SIREN, laid before the House the following communication, which was read as follows:

CONGRESS OF THE UNITED STATES,  
HOUSE OF REPRESENTATIVES,  
*Washington, DC, May 15, 2007.*

Hon. NANCY PELOSI,  
*House of Representatives, Office of the Speaker,*  
*Washington, DC.*

DEAR SPEAKER PELOSI: In light of my election to the Committee on Financial Services

through passage of H. Res. 393 and pursuant to House Republican Conference rules regarding service on certain standing committees, I am compelled to and do hereby resign from service on the following committees: Committee on the Budget and the Committee on Foreign Affairs.

Sincerely,

THADDEUS G. MCCOTTER,  
*Member of Congress.*

By unanimous consent, the resignation was accepted.

## ¶68.34 RECESS—8:31 P.M.

The SPEAKER pro tempore, Mr. MURPHY of Connecticut, pursuant to clause 12(a) of rule I, declared the House in recess at 8 o'clock and 31 minutes p.m., subject to the Call of the Chair.

## ¶68.35 AFTER RECESS—9:17 P.M.

The SPEAKER pro tempore, Ms. CASTOR, called the House to order.

## ¶68.36 PROVIDING FOR CONSIDERATION OF H.R. 1585

Mr. WELCH of Vermont, by direction of the Committee on Rules, reported (Rept. No. 110-151) the resolution (H. Res. 403) providing for the consideration of the bill (H.R. 1585) to authorize appropriations for fiscal year 2008 for military activities of the Department of Defense, to prescribe military personnel strengths for fiscal year 2008, and for other purposes.

When said resolution and report were referred to the House Calendar and ordered printed.

## ¶68.37 PROVIDING FOR CONSIDERATION OF H.R. 1427

Mr. WELCH of Vermont, by direction of the Committee on Rules, reported (Rept. No. 110-152) the resolution (H. Res. 404) providing for the consideration of the bill (H.R. 1427) to reform the regulation of certain housing-related Government-sponsored enterprises, and for other purposes.

When said resolution and report were referred to the House Calendar and ordered printed.

And then,

## ¶68.38 ADJOURNMENT

On motion of Mr. WELCH of Vermont, at 9 o'clock and 20 minutes p.m., the House adjourned.

## ¶68.39 REPORTS OF COMMITTEES ON PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XIII, reports of committees were delivered to the Clerk for printing and reference to the proper calendar, as follows:

Ms. CASTOR: Committee on Rules. House Resolution 403. Resolution providing for consideration of the bill (H.R. 1585) to authorize appropriations for fiscal year 2008 for military activities of the Department of Defense, to prescribe military personnel strengths for fiscal year 2008, and for other purposes (Rept. 110-151). Referred to the House Calendar.

Mr. WELCH: Committee on Rules. House Resolution 404. Resolution providing for consideration of the bill (H.R. 1427) to reform the regulation of certain housing-related

Government-sponsored enterprises, and for other purposes (Rept. 110-152). Referred to the House Calendar.

## ¶68.40 PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XII, public bills and resolutions were introduced and severally referred, as follows:

By Mr. CANTOR (for himself, Mr. RYAN of Wisconsin, Mr. ENGLISH of Pennsylvania, and Mr. BLUNT):

H.R. 2312. A bill to make permanent the individual income tax rates for capital gains and dividends; to the Committee on Ways and Means.

By Ms. HOOLEY:

H.R. 2313. A bill to establish research, development, demonstration, and commercial application programs for marine renewable energy technologies; to the Committee on Science and Technology.

By Mr. WELLER:

H.R. 2314. A bill to amend part E of title IV of the Social Security Act to increase payments to States for expenditures for short term training of staff of certain child welfare agencies; to the Committee on Ways and Means.

By Mr. POMEROY (for himself, Mr. BLUNT, Mrs. BOYDA of Kansas, Mrs. CUBIN, Mr. MORAN of Kansas, Ms. HERSETH SANDLIN, Mr. CONAWAY, Mr. MARSHALL, Mr. SOUDER, Mr. PEARCE, Mr. SENSENBRENNER, Mr. PETRI, Mrs. CAPITO, Mr. LUCAS, Mr. KING of Iowa, Mr. BONNER, and Mr. SALAZAR):

H.R. 2315. A bill to enhance the State inspection of meat and poultry in the United States, and for other purposes; to the Committee on Agriculture.

By Mr. CONYERS (for himself, Mr. EMANUEL, Mr. VAN HOLLEN, Mr. HALL of New York, Mr. KAGEN, and Mr. SHERMAN):

H.R. 2316. A bill to provide more rigorous requirements with respect to disclosure and enforcement of lobbying laws and regulations, and for other purposes; to the Committee on the Judiciary, and in addition to the Committees on Rules, and House Administration, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. VAN HOLLEN (for himself, Mr. MEEHAN, Mr. CONYERS, Mr. EMANUEL, Mr. SHERMAN, Mr. BISHOP of New York, and Mr. WAXMAN):

H.R. 2317. A bill to amend the Lobbying Disclosure Act of 1995 to require registered lobbyists to file quarterly reports on contributions bundled for certain recipients, and for other purposes; to the Committee on the Judiciary.

By Mr. ANDREWS (for himself and Mr. LOBIONDO):

H.R. 2318. A bill to amend the Internal Revenue Code of 1986 to allow the deduction for State and local income and property taxes under the alternative minimum tax; to the Committee on Ways and Means.

By Mr. BILIRAKIS:

H.R. 2319. A bill to establish a Mail-Order Pharmacy Pilot Program; to the Committee on Armed Services.

By Mr. MARKEY (for himself, Ms. ESHOO, Mr. MCGOVERN, Mr. GEORGE MILLER of California, Mrs. MALONEY of New York, Mr. RANGEL, Ms. SCHAKOWSKY, and Ms. NORTON):

H.R. 2320. A bill to restore the jurisdiction of the Consumer Product Safety Commission over amusement park rides which are at a fixed site, and for other purposes; to the Committee on Energy and Commerce.

By Mr. CARDOZA (for himself, Mr. RADANOVICH, Mr. COSTA, and Mr. NUNES):

H.R. 2321. A bill to authorize the designation of the facility under development by the Stanislaus Ag Center Foundation, in Stanislaus County, California, as the National Ag Science Center; to the Committee on Agriculture.

By Mr. DAVIS of Alabama:

H.R. 2322. A bill to amend title XVIII of the Social Security Act to reduce the 35-mile drive requirement for designations of critical access hospitals to 30 miles; to the Committee on Ways and Means.

By Mr. HOYER:

H.R. 2323. A bill to amend the Elementary and Secondary Education Act of 1965 to authorize the Secretary of Education to award grants for the support of full-service community schools, and for other purposes; to the Committee on Education and Labor.

By Mr. DUNCAN (for himself, Mr. BURTON of Indiana, Mr. DAVID DAVIS of Tennessee, Mr. PAUL, and Mr. CONAWAY):

H.R. 2324. A bill to require each Federal agency to include its address and phone number on any agency stationery; to the Committee on Oversight and Government Reform.

By Mr. GOHMERT (for himself, Mr. SMITH of Texas, and Mr. FORBES):

H.R. 2325. A bill to provide adequate penalties for crimes committed against United States judges and Federal law enforcement officers, to provide appropriate security for judges and law enforcement officers, and for other purposes; to the Committee on the Judiciary.

By Mr. HELLER:

H.R. 2326. A bill to approve the settlement of the water rights claims of the Shoshone-Paiute Tribes of the Duck Valley Indian Reservation in Nevada, to require the Secretary of the Interior to carry out the settlement, and for other purposes; to the Committee on Natural Resources.

By Mr. INSLER (for himself, Mr. LOBIONDO, and Mr. DICKS):

H.R. 2327. A bill to amend the Marine Mammal Protection Act of 1972 to strengthen polar bear conservation efforts, and for other purposes; to the Committee on Natural Resources, and in addition to the Committee on Ways and Means, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mrs. LOWEY (for herself, Mr. HALL of New York, Mr. ENGEL, and Mr. SHAYS):

H.R. 2328. A bill to amend title 49, United States Code, to exempt certain local restrictions from review under the airport noise and access restriction review program; to the Committee on Transportation and Infrastructure.

By Mrs. MCCARTHY of New York (for herself, Mr. EHLERS, Mr. VAN HOLLEN, Ms. MCCOLLUM of Minnesota, Mr. TERRY, Mr. SENSENBRENNER, Mr. WALSH of New York, Mr. WEXLER, Mr. MCINTYRE, Mr. GRIJALVA, Mr. LYNCH, Mr. SHAYS, Mr. WU, and Mr. PAUL):

H.R. 2329. A bill to amend the Internal Revenue Code of 1986 to allow a credit against income tax for the purchase of hearing aids; to the Committee on Ways and Means.

By Mr. MCCOTTER (for himself, Mr. CARTER, Mr. PEARCE, Mr. RENZI, Mr. PORTER, Mrs. MILLER of Michigan, Mr. SHUSTER, Mr. JONES of North Carolina, Mr. MANZULLO, Mr. PAUL, and Mrs. MYRICK):

H.R. 2330. A bill to amend the Internal Revenue Code of 1986 to allow employers a credit against income tax for hiring veterans; to the Committee on Ways and Means.

By Mr. MELANCON (for himself and Mr. PICKERING):

H.R. 2331. A bill to amend the Robert T. Stafford Disaster Relief and Emergency Assistance Act to support efforts by local or regional television or radio broadcasters to provide essential public information programming in the event of a major disaster, and for other purposes; to the Committee on Transportation and Infrastructure.

By Ms. ROS-LEHTINEN (for herself, Mr. ENGEL, Mr. BLUNT, Mr. HOEKSTRA, Mr. HUNTER, Mr. CANTOR, Mr. MCCOTTER, Mr. CHABOT, Mr. BURTON of Indiana, Mr. PENCE, Mr. ROHRBACHER, Mr. FORTUÑO, Mr. WILSON of South Carolina, Mr. MACK, Mr. POE, Mr. MCCAUL of Texas, Mr. BURGESS, Mr. TIBERI, Mrs. MYRICK, Mr. GERLACH, Mr. LATOURETTE, Mr. TERRY, Mr. LAMBORN, Mr. GOODLATTE, Mr. LINDER, Mr. KLINE of Minnesota, Mr. SAXTON, Mr. MARIO DIAZ-BALART of Florida, and Mr. MCHUGH):

H.R. 2332. A bill to strengthen sanctions against the Government of Syria, to enhance multilateral commitment to address the Government of Syria's threatening policies, to establish a program to support a transition to a democratically-elected government in Syria, and for other purposes; to the Committee on Foreign Affairs, and in addition to the Committees on Ways and Means, Financial Services, and Oversight and Government Reform, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. STUPAK

H.R. 2333. A bill to amend title 10, United States Code, to expedite the prompt return of the remains of deceased members of the Armed Forces to their loved ones for burial; to the Committee on Armed Services.

By Mr. UDALL of Colorado (for himself and Mrs. MUSGRAVE):

H.R. 2334. A bill to designate as wilderness certain land within the Rocky Mountain National Park and to adjust the boundaries of the Indian Peaks Wilderness and the Arapaho National Recreation Area of the Arapaho National Forest in the State of Colorado; to the Committee on Natural Resources.

By Mrs. WILSON of New Mexico:

H.R. 2335. A bill to prohibit price gouging in the sale of gasoline, diesel fuel, crude oil, and home heating oil, and for other purposes; to the Committee on Energy and Commerce.

By Mr. MARIO DIAZ-BALART of Florida (for himself, Mr. MACK, Mr. CRENSHAW, Mr. ORTIZ, Mr. BUCHANAN, Mr. LINCOLN DIAZ-BALART of Florida, Mr. REYES, Mr. PUTNAM, Mr. MCINTYRE, Mr. EHLERS, Mr. MILLER of Florida, Mr. BILIRAKIS, Mr. PICKERING, Mr. YOUNG of Florida, Mr. ETHERIDGE, Mr. MAHONEY of Florida, Ms. GINNY BROWN-WAITE of Florida, Mr. BUTTERFIELD, Mr. FEENEY, Mr. KLEIN of Florida, Mr. KELLER, Ms. ROS-LEHTINEN, Mr. STEARNS, Mr. LAMPSON, Mr. BOUSTANY, Mr. TAYLOR, Mr. WICKER, Mr. JONES of North Carolina, Mr. KING of New York, Mr. BRADY of Texas, Mr. JEFFERSON, Mr. FORTUÑO, Mr. ALEXANDER, Mr. BISHOP of Georgia, Mr. BOYD of Florida, Mr. HASTINGS of Florida, Mr. MEEK of Florida, and Mr. BONNER):

H. Res. 402. A resolution supporting the goals and ideals of National Hurricane Preparedness Week; to the Committee on Science and Technology.

By Mr. BILIRAKIS (for himself, Mrs. MALONEY of New York, Mr. SPACE, and Mr. SARBANES):

H. Res. 405. A resolution expressing the strong support of the House of Representatives for implementation of the July 8, 2006,

United Nations-brokered agreement between President of the Republic of Cyprus Tassos Papadopoulos and Turkish Cypriot leader Mehmet Ali Talat relating to the reunification of Cyprus; to the Committee on Foreign Affairs.

By Ms. HIRONO (for herself, Mr. ABERCROMBIE, Mr. ALTMIRE, Mr. ANDREWS, Ms. BALDWIN, Ms. BEAN, Mr. BECERRA, Ms. BERKLEY, Mr. BERMAN, Mrs. BIGGERT, Mrs. BONO, Mr. BOSWELL, Mrs. BOYDA of Kansas, Mr. BRALEY of Iowa, Mrs. CAPPS, Ms. CARSON, Ms. CASTOR, Mrs. CHRISTENSEN, Ms. CLARKE, Mr. COHEN, Mr. CONYERS, Mr. CROWLEY, Mrs. DAVIS of California, Mr. DELAHUNT, Ms. DELAURO, Mr. DINGELL, Mr. ELLISON, Mr. ELLSWORTH, Ms. ESHOO, Mr. ETHERIDGE, Mr. FARR, Mr. FILNER, Mr. FRANK of Massachusetts, Mrs. GILLIBRAND, Mr. GENE GREEN of Texas, Mr. GRIJALVA, Mr. HARE, Ms. HARMAN, Mr. HASTINGS of Florida, Mr. HINOJOSA, Mr. HINCHAY, Mr. HODES, Mr. HOLT, Mr. HONDA, Ms. HOOLEY, Mr. HOYER, Ms. JACKSON-LEE of Texas, Ms. EDDIE BERNICE JOHNSON of Texas, Mr. KAGEN, Ms. KAPTUR, Mr. KENNEDY, Mr. KILDEE, Ms. KILPATRICK, Mr. KLEIN of Florida, Mr. LANTOS, Ms. LEE, Mr. LEWIS of Georgia, Mr. LOEBSACK, Ms. ZOE LOFGREN of California, Mrs. LOWEY, Mr. MAHONEY of Florida, Mrs. MALONEY of New York, Ms. MATSUL, Mrs. MCCARTHY of New York, Ms. MCCOLLUM of Minnesota, Mr. MCDERMOTT, Mr. MICA, Mr. GEORGE MILLER of California, Ms. MOORE of Wisconsin, Mr. MORAN of Virginia, Mr. MURPHY of Connecticut, Mr. PATRICK MURPHY of Pennsylvania, Mr. NADLER, Mrs. NAPOLITANO, Ms. NORTON, Mr. OBERSTAR, Mr. OLVER, Mr. ORTIZ, Mr. PASCRELL, Mr. PAYNE, Ms. PELOSI, Mr. PERLMUTTER, Mr. RANGEL, Mr. REYES, Mr. ROTHMAN, Ms. ROYBAL-ALLARD, Mr. RUSH, Ms. LINDA T. SANCHEZ of California, Ms. LORETTA SANCHEZ of California, Mr. SARBANES, Ms. SCHAKOWSKY, Mr. SCOTT of Virginia, Ms. SHEA-PORTER, Mr. SIREN, Mr. SKELTON, Ms. SLAUGHTER, Ms. SOLIS, Mr. STARK, Ms. SUTTON, Mrs. TAUSCHER, Mr. TOWNS, Mr. UDALL of Colorado, Mr. VAN HOLLEN, Mr. WALZ of Minnesota, Ms. WASSERMAN SCHULTZ, Ms. WATERS, Ms. WATSON, Mr. WELCH of Vermont, Ms. WOOLSEY, Mr. WU, and Mr. YARMUTH):

H. Res. 406. A resolution celebrating the accomplishments of title IX of the Education Amendments of 1972, also known as the Patsy Takemoto Mink Equal Opportunity in Education Act, and recognizing the need to continue pursuing the goal of educational opportunities for women and girls; to the Committee on Education and Labor.

By Mrs. MALONEY of New York (for herself, Mr. BILIRAKIS, and Mr. SPACE):

H. Res. 407. A resolution expressing the strong support of the House of Representatives for the positive actions by the Government of the Republic of Cyprus aimed at opening additional crossing points along the cease-fire line, thereby contributing to efforts for the reunification of the island; to the Committee on Foreign Affairs.

By Mr. WELCH of Vermont:

H. Res. 408. A resolution recognizing and honoring the Cathedral Square Corporation on its 30th anniversary; to the Committee on Financial Services.

## ¶68.41 ADDITIONAL SPONSORS

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

- H.R. 36: Mr. SHULER.  
 H.R. 37: Mr. SHULER.  
 H.R. 67: Ms. CORRINE BROWN of Florida, Mr. DOYLE, Mr. ELLISON, Mrs. MCCARTHY of New York, Ms. SUTTON, Mr. WALZ of Minnesota, Mr. DEFazio, and Mr. COBLE.  
 H.R. 78: Mr. BOOZMAN.  
 H.R. 111: Mr. RODRIGUEZ, Mrs. LOWEY, Mr. MILLER of North Carolina, Mr. CANNON, Ms. SLAUGHTER, Mrs. CAPITO, Mr. CARTER, and Mr. WALBERG.  
 H.R. 154: Mr. GRIJALVA and Mr. HOLT.  
 H.R. 197: Mrs. CUBIN, Mr. OLVER, Ms. ZOE LOFGREN of California, Mr. LOEBSACK, and Mr. GEORGE MILLER of California.  
 H.R. 370: Mr. DAVID DAVIS of Tennessee.  
 H.R. 406: Mr. FARR, Mr. BERMAN, and Mr. SNYDER.  
 H.R. 451: Ms. JACKSON-LEE of Texas, Mr. MEEKS of New York, and Mr. UDALL of New Mexico.  
 H.R. 503: Mr. KLINE of Minnesota, Ms. ROYBAL-ALLARD, and Mr. PASCRELL.  
 H.R. 506: Mr. WALSH of New York.  
 H.R. 507: Mrs. CAPITO, Mr. PORTER, Mr. HALL of New York, Mr. PLATTS, Mr. ALTMIRE, Mr. WAXMAN, Mr. WALSH of New York, and Mr. LARSEN of Washington.  
 H.R. 522: Mr. BISHOP of Georgia.  
 H.R. 524: Mr. YARMUTH.  
 H.R. 549: Mr. BAKER.  
 H.R. 550: Mr. WALBERG, Ms. HARMAN, Ms. SCHWARTZ, Mr. DUNCAN, Mr. SMITH of Texas, Mr. MICHAUD, Mr. LOBIONDO, Mr. BECERRA, Mr. INGLIS of South Carolina, Mr. WELDON of Florida, and Mr. ISRAEL.  
 H.R. 583: Mr. WALSH of New York, Mr. CONYERS, Mr. CLAY, Mr. SHULER, and Mr. DICKS.  
 H.R. 620: Mr. HIGGINS.  
 H.R. 698: Mr. WAMP.  
 H.R. 741: Mr. TOWNS.  
 H.R. 782: Mr. BISHOP of New York, Mr. ADERHOLT, and Mr. CHABOT.  
 H.R. 829: Mr. UDALL of New Mexico and Mr. FILNER.  
 H.R. 897: Mr. LOEBSACK.  
 H.R. 926: Mr. WALBERG and Mr. KUHL of New York.  
 H.R. 969: Ms. MOORE of Wisconsin, Mr. NADLER, and Mr. EMANUEL.  
 H.R. 971: Mr. ELLSWORTH, Ms. ROYBAL-ALLARD, Mr. JEFFERSON, Mr. RAMSTAD, Mr. CARTER, Mr. SIMPSON, Mr. CHANDLER, and Mr. MICHAUD.  
 H.R. 1023: Mr. MORAN of Virginia, Mr. PICKERING, Mr. HOBSON, Mr. GARRETT of New Jersey, Mr. HOEKSTRA, Mrs. MUSGRAVE, Mr. SHAYS, Ms. ZOE LOFGREN of California, Mr. PLATTS, and Ms. WATSON.  
 H.R. 1042: Mr. COLE of Oklahoma, Mr. WELDON of Florida, Mr. CAMPBELL of California, Mr. PEARCE, Mrs. BLACKBURN, Mr. PITTS, Mr. PENCE, Mr. SAM JOHNSON of Texas, Mr. WALBERG, Mr. AKIN, Mr. FORTUÑO, Mr. FEENEY, Mr. CARTER, Mr. MARCHANT, and Mr. SMITH of Nebraska.  
 H.R. 1064: Mr. KAGEN, Mr. FRANK of Massachusetts, Mr. TANNER, Mrs. MCMORRIS RODGERS, Mr. SMITH of Washington, Mr. BLUMENAUER, Mr. PLATTS, Mr. PALLONE, Mr. ELLSWORTH, and Mr. RAHALL.  
 H.R. 1072: Mr. BISHOP of Georgia and Mr. SCOTT of Virginia.  
 H.R. 1078: Mr. SCOTT of Virginia.  
 H.R. 1108: Mr. SARBANES and Mr. POMEROY.  
 H.R. 1142: Mr. SPACE, Mr. PASTOR, Mr. SCOTT of Georgia, Mr. RYAN of Ohio, Mr. DAVID DAVIS of Tennessee, Mr. KILDEE, Mr. CLAY, Mr. LYNCH, Mr. MCINTYRE, Mr. MORAN of Virginia, Mr. MARSHALL, Ms. LINDA T. SANCHEZ of California, and Mrs. TAUSCHER.  
 H.R. 1154: Mr. LAMPSON, Ms. FALLIN, Mr. ISRAEL, Mr. LANGEVIN, and Mr. CUMMINGS.  
 H.R. 1192: Mr. GALLEGLY and Mr. SCOTT of Virginia.  
 H.R. 1225: Mr. McDERMOTT and Mr. JEFFERSON.  
 H.R. 1232: Mr. TOWNS.  
 H.R. 1236: Mr. FRANK of Massachusetts, Mr. SMITH of Washington, Ms. CORRINE BROWN of Florida, Mr. ELLSWORTH, Mr. ROTHMAN, and Mr. RAHALL.  
 H.R. 1239: Mrs. CHRISTENSEN and Ms. SCHAKOWSKY.  
 H.R. 1247: Ms. BERKLEY.  
 H.R. 1261: Mr. SMITH of Texas.  
 H.R. 1264: Mrs. CAPITO.  
 H.R. 1283: Mr. SHAYS.  
 H.R. 1293: Mr. PLATTS, Mr. CAMPBELL of California, Mr. TOWNS, Mr. MCCAUL of Texas, and Mr. MICA.  
 H.R. 1304: Mr. DUNCAN, Mr. HILL, Mr. HAYES, Mr. BISHOP of Georgia, Mr. GOODE, and Mr. MANZULLO.  
 H.R. 1330: Mr. NADLER.  
 H.R. 1343: Mr. SPRATT, Mr. WALSH of New York, Mr. HALL of New York, Mr. GORDON, Ms. ESHOO, Mr. PERLMUTTER, Mrs. EMERSON, Mr. SHERMAN, Ms. ROYBAL-ALLARD, Mr. LOEBSACK, Mr. HODES, and Mr. CONAWAY.  
 H.R. 1354: Ms. KILPATRICK and Mr. PRICE of North Carolina.  
 H.R. 1369: Ms. JACKSON-LEE of Texas.  
 H.R. 1385: Mr. VAN HOLLEN, Mr. MCGOVERN, and Mrs. MALONEY of New York.  
 H.R. 1386: Mrs. MCCARTHY of New York, Ms. ZOE LOFGREN of California, Mr. WALZ of Minnesota, and Mr. DOGGETT.  
 H.R. 1391: Mrs. CHRISTENSEN.  
 H.R. 1399: Mr. HERGER, Mr. GARY G. MILLER of California, and Mr. CARNEY.  
 H.R. 1420: Ms. MCCOLLUM of Minnesota, Mr. SHERMAN, Mr. NADLER, Mr. ELLISON, and Mr. DELAHUNT.  
 H.R. 1439: Ms. CLARKE and Mr. WALBERG.  
 H.R. 1461: Ms. JACKSON-LEE of Texas.  
 H.R. 1512: Mr. ISSA, Mr. FILNER, Mr. SPACE, Ms. LORETTA SANCHEZ of California, Mr. GONZALEZ, Mr. MCNERNEY, Mr. CLEAVER, and Ms. SLAUGHTER.  
 H.R. 1532: Mr. HINOJOSA, Mr. PLATTS, and Mr. GRIJALVA.  
 H.R. 1537: Mrs. JONES of Ohio.  
 H.R. 1561: Mr. GRIJALVA and Mr. GEORGE MILLER of California.  
 H.R. 1600: Ms. NORTON, Mr. INSLEE, and Ms. JACKSON-LEE of Texas.  
 H.R. 1618: Mr. KIRK.  
 H.R. 1623: Mr. BISHOP of New York.  
 H.R. 1627: Mr. WELDON of Florida.  
 H.R. 1636: Mr. PUTNAM.  
 H.R. 1645: Mr. BLUMENAUER, Mrs. LOWEY, and Mrs. MCCARTHY of New York.  
 H.R. 1647: Mr. WELCH of Vermont, Mrs. BIGGERT, Mr. LOEBSACK, Mr. BOSWELL, Mr. BLUMENAUER, Mr. ENGEL, and Mr. TERRY.  
 H.R. 1655: Ms. MATSUI and Mr. DOYLE.  
 H.R. 1673: Mr. CLAY.  
 H.R. 1688: Mr. TOWNS, Mr. MEEKS of New York, Mr. BISHOP of Georgia, Ms. KILPATRICK, Mr. AL GREEN of Texas, and Ms. CARSON.  
 H.R. 1705: Ms. SCHAKOWSKY, Mr. LOEBSACK, and Mr. HODES.  
 H.R. 1732: Mr. SOUDER.  
 H.R. 1735: Ms. GINNY BROWN-WAITE of Florida and Mr. MICA.  
 H.R. 1756: Mr. CRAMER and Mr. WELDON of Florida.  
 H.R. 1774: Mr. CAMP of Michigan, Mr. TIM MURPHY of Pennsylvania, and Mr. VAN HOLLEN.  
 H.R. 1776: Mr. SIREs, Mr. SHERMAN, Mr. RYAN of Ohio, Mr. PASCRELL, and Mr. KANJORSKI.  
 H.R. 1819: Ms. SCHAKOWSKY.  
 H.R. 1820: Mr. SIREs, Ms. DEGETTE, Ms. BALDWIN, and Mr. PATRICK MURPHY of Pennsylvania.  
 H.R. 1823: Mr. RAHALL and Mr. WILSON of South Carolina.  
 H.R. 1851: Mr. DELAHUNT and Mr. PAYNE.

- H.R. 1853: Mr. GONZALEZ, Mr. DOGGETT, and Mr. BURTON of Indiana.  
 H.R. 1881: Mr. REYES, Mr. McHUGH, and Mr. EDWARDS.  
 H.R. 1932: Mr. WYNN and Mr. JINDAL.  
 H.R. 1947: Mr. ROTHMAN.  
 H.R. 1954: Mr. MOORE of Kansas and Ms. MCCOLLUM of Minnesota.  
 H.R. 1957: Mr. SCHIFF, Mr. BERMAN, Mr. McNULTY, and Mr. BISHOP of New York.  
 H.R. 1965: Mr. SHIMKUS, Mr. BOSWELL, Mr. PAUL, Mr. GORDON, Mr. HIGGINS, Mr. MCCAUL of Texas, and Mr. KIND.  
 H.R. 1975: Mr. WYNN.  
 H.R. 1992: Ms. JACKSON-LEE of Texas, Mr. JOHNSON of Georgia, Ms. SCHAKOWSKY, Mr. HIGGINS, Mr. CHANDLER, Ms. KILPATRICK, and Mr. KAGEN.  
 H.R. 2017: Mr. RAHALL and Ms. MATSUI.  
 H.R. 2036: Mr. VAN HOLLEN and Mr. ROHR-ABACHER.  
 H.R. 2038: Mr. COSTA and Mr. CARDOZA.  
 H.R. 2042: Mr. THOMPSON of California.  
 H.R. 2060: Mr. RAHALL, Mr. CARDOZA, Mr. MCCAUL of Texas, Mr. GEORGE MILLER of California, Ms. MATSUI, Mr. GILLMOR, Mr. KIND, Mr. KUCINICH, and Mr. SIREs.  
 H.R. 2084: Mr. SENSENBRENNER, Mr. MARCHANT, and Mr. WALBERG.  
 H.R. 2086: Mr. ELLSWORTH.  
 H.R. 2095: Mr. ABERCROMBIE, Mr. NADLER, Mr. CARNEY, Mr. JACKSON of Illinois, Mr. GRIJALVA, Mr. DOYLE, Mr. FILNER, Mr. PALLONE, Mr. PAYNE, Mr. ANDREWS, Mr. HIGGINS, Mr. CAPUANO, Mr. RAHALL, and Mrs. NAPOLITANO.  
 H.R. 2104: Mr. McHUGH, Mr. SOUDER, Mr. JONES of North Carolina, and Mr. DAVID DAVIS of Tennessee.  
 H.R. 2108: Mr. KAGEN, Mr. McNULTY, Mr. BERMAN, and Mr. WEXLER.  
 H.R. 2109: Mr. POE.  
 H.R. 2116: Mr. SPACE, Mr. TIBERI, Mr. SHUSTER, and Mr. RAMSTAD.  
 H.R. 2125: Mr. REHBERG.  
 H.R. 2126: Ms. HIRONO.  
 H.R. 2140: Mr. SESSIONS.  
 H.R. 2144: Mr. BISHOP of New York.  
 H.R. 2163: Mr. PENCE and Mr. JACKSON of Illinois.  
 H.R. 2183: Mr. MARSHALL.  
 H.R. 2187: Mr. BAKER and Mr. JINDAL.  
 H.R. 2189: Mr. BOSWELL.  
 H.R. 2210: Mr. STARK, Mr. REYES, Mr. McHUGH, Mr. KILDEE, Ms. HIRONO, Mr. CLAY, Mr. TERRY, and Mr. ETHERIDGE.  
 H.R. 2214: Mr. NADLER and Mr. DAVIS of Illinois.  
 H.R. 2225: Ms. HARMAN.  
 H.R. 2266: Ms. SCHAKOWSKY.  
 H.R. 2287: Mr. COHEN, Mr. BOSWELL, Mr. TIM MURPHY of Pennsylvania, Mr. SHAYS, Mr. PUTNAM, Mr. CUMMINGS, Mrs. EMERSON, and Mr. DENT.  
 H.R. 2292: Mr. KUCINICH, Ms. SHEA-PORTER, Mr. DEFazio, Mr. HILL, and Ms. BERKLEY.  
 H.R. 2295: Ms. ESHOO, Mr. CARNEY, Mr. BOOZMAN, and Mr. HAYES.  
 H.R. 2302: Mr. DAVID DAVIS of Tennessee.  
 H.R. 2303: Mr. HILL and Mr. BOOZMAN.  
 H. J. Res. 6: Mr. KNOLLENBERG.  
 H. Con. Res. 21: Mr. BISHOP of Georgia.  
 H. Con. Res. 40: Mr. BOOZMAN.  
 H. Con. Res. 75: Mr. LOEBSACK.  
 H. Con. Res. 77: Mr. MARIO DIAZ-BALART of Florida.  
 H. Con. Res. 108: Mr. JOHNSON of Illinois.  
 H. Con. Res. 115: Mr. McNULTY.  
 H. Con. Res. 135: Mr. TIM MURPHY of Pennsylvania.  
 H. Con. Res. 142: Ms. SCHAKOWSKY.  
 H. Res. 111: Mr. SMITH of New Jersey.  
 H. Res. 123: Mr. PAYNE.  
 H. Res. 128: Mrs. MCCARTHY of New York and Ms. JACKSON-LEE of Texas.  
 H. Res. 146: Mr. LOEBSACK.  
 H. Res. 226: Ms. CORRINE BROWN of Florida.  
 H. Res. 231: Mr. ROSKAM, Mr. MACK, Mr. DAVID DAVIS of Tennessee, and Mr. BLUNT.

H. Res. 233: Mr. HASTINGS of Florida, Ms. EDDIE BERNICE JOHNSON of Texas, and Mr. CROWLEY.

H. Res. 235: Ms. BERKLEY, Mr. GENE GREEN of Texas, Mr. MCCOTTER, Ms. SCHAKOWSKY, and Mr. ROTHMAN.

H. Res. 258: Ms. DELAORO.

H. Res. 295: Mr. FORTUÑO, Mr. FALDOMAVEGA, Ms. BORDALLO, Mr. CROWLEY, Mr. MCCAUL of Texas, Mrs. MALONEY of New York, and Mr. MEEKS of New York.

H. Res. 341: Mr. ENGLISH of Pennsylvania.

H. Res. 343: Mr. SESSIONS.

H. Res. 351: Mr. JONES of North Carolina and Mrs. BLACKBURN.

H. Res. 362: Mr. BAKER, Mr. JINDAL, Mr. MELANCON, Mr. BOUSTANY, Mr. MCCREERY, Mr. JEFFERSON, Mr. RANGEL, Mr. TOWNS, Mr. SHULER, Mr. AL GREEN of Texas, Ms. CARSON, and Mr. KUHL of New York.

H. Res. 386: Ms. BORDALLO.

### WEDNESDAY, MAY 16, 2007 (69)

The House was called to order by the SPEAKER.

#### ¶69.1 APPROVAL OF THE JOURNAL

The SPEAKER announced she had examined and approved the Journal of the proceedings of Tuesday, May 15, 2007.

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

#### ¶69.2 COMMUNICATIONS

Executive and other communications, pursuant to clause 8, rule XII, were referred as follows:

1795. A communication from the President of the United States, transmitting certification that the export to the People's Republic of China of the specified items is not detrimental to the United States space launch industry, and that the material and equipment, including any indirect technical benefit that could be derived from such exports, will not measurably improve the missile or space launch capabilities of the People's Republic of China, pursuant to Public Law 105-261, section 1512; (H. Doc. No. 110-34); to the Committee on Foreign Affairs and ordered to be printed.

1796. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Modification of Class E Airspace; Alliance, NE. [Docket No. FAA-2006-25945; Airspace Docket No. 06-ACE-15] (RIN: 2120-AA66) received May 4, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1797. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Change of Controlling Agency for Restricted Area R-6601; Fort A.P. Hill, VA. [Docket No. FAA-2007-27294; Airspace Docket No. 06-AS0-17] (RIN: 2120-AA66) received May 4, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1798. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Revocation of High Altitude Reporting Point; AK [Docket No. FAA-2007-27438; Airspace Docket No. 07-AAL-2] (RIN: 2120-AA66) received May 4, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1799. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Amendment of Class E Airspace; Covington, GA. [Docket No. FAA-2006-26086; Airspace Docket No. 06-AS0-14] received May 4, 2007, pursuant to 5

U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1800. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Revision of Class E Airspace; Mekoryuk, AK [Docket No. FAA-2006-26314; Airspace Docket No. 06-AAL-37] (RIN: 2120-AA66) received May 4, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1801. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Revision of Class E Airspace; Northway, AK [Docket No. FAA-2006-26316; Airspace Docket No. 06-AAL-39] (RIN: 2120-AA66) received May 4, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1802. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Revision of Class E Airspace; Gulkana, AK [Docket No. FAA-2006-26315; Airspace Docket No. 06-AAL-38] (RIN: 2120-AA66) received May 4, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1803. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Revision of Class E Airspace; Saratoga, WY [Docket No. FAA 2006-24233; Airspace Docket No. 06-ANM-1] (RIN: 2120-AA66) received May 4, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1804. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Revocation of Class E Airspace; Adak, Atka, Cold Bay, King Cove, Nelson Lagoon, Saint George Island, Sand Point, Shemya, St. Paul Island, and Unalaska, AK [Docket No. FAA-2006-26164; Airspace Docket No. 06-AAL-34] (RIN: 2120-AA66) received May 4, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1805. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Establishment of Class E Airspace; Nucla, CO [Docket No. FAA-2006-24826; Airspace Docket No. 06-ANM-3] (RIN: 2120-AA66) received May 4, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1806. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Revision of Class E Airspace; Gillette, WY [Docket No. FAA-2005-20381; Airspace Docket No. 05-ANM-3] (RIN: 2120-AA66) received May 4, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1807. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Modification of Class D Airspace; Luke Air Force Base, AZ [Docket No. FAA-2006-26311; Airspace Docket No. 06-AWP-19] (RIN: 2120-AA66) received May 4, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1808. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Rolls-Royce plc RB211-524 Series Turbofan Engines [Docket No. FAA-2007-27267; Directorate Identifier 2002-NE-40-AD; Amendment 39-14991; AD 2007-06-10] (RIN: 2120-AA64) received May 10, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1809. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Airworthiness

Directives; Raytheon Aircraft Company Models 58 and G58 Airplanes [Docket No. FAA-2006-25739; Directorate Identifier 2006-CE-46-AD; Amendment 39-14988; AD 2007-06-07] (RIN: 2120-AA64) received May 10, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1810. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Przedsiębiorstwo Doswiadczalno-Produkcyjne Szybownictwa "PZL-Bielsko" Model SZD-50-3 "Puchacz" Gliders [Docket No. FAA-2006-26497; Directorate Identifier 2006-CE-082-AD; Amendment 39-14989; AD 2007-06-08] (RIN: 2120-AA64) received May 10, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1811. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; EADS SOCATA Model TBM 700 Airplanes [Docket No. FAA-2006-26180; Directorate Identifier 2006-CE-59-AD; Amendment 39-14995; AD 2007-06-14] (RIN: 2120-AA64) received May 10, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1812. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; B-N Group Ltd. BN-2, BN-2A, BN-2B, BN-2T, and BN-2T-4R Series (all individual models included in Type Certificate Data Sheet (TCDS) A17EU, Revision 16, dated December 9, 2002), and BN-2A-MkIII Trislander Series (all individual models included in Type Certificate Data Sheet (TCDS) A29EU, Revision 4, dated December 9, 2002) Airplanes [Docket No. FAA-2006-26401; Directorate Identifier 2006-CE-72-AD; Amendment 39-14987; AD 2007-06-06] (RIN: 2120-AA64) received May 10, 2006, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1813. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; EADS SOCATA Model TBM 700 Airplanes [Docket No. FAA-2006-26166; Directorate Identifier 2006-CE-58-AD; Amendment 39-14992; AD 2007-06-11] (RIN: 2120-AA64) received May 10, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1814. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Airbus Model A300 B4-600, B4-600R, and P4-600R Series Airplanes, and Model C4-605R Variant F Airplanes (Collectively Called A300-600 Series Airplanes); and Model A310 Airplanes; Equipped with General Electric CF6-80A3 or CF6-80C2 Engines [Docket No. FAA-2005-22036; Directorate Identifier 2005-NM-009-AD; Amendment 39-14994; AD 2007-06-13] (RIN: 2120-AA64) received May 10, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1815. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Alpha Aviation Design Limited (Type Certificate No. A48EU previously held by APEX Aircraft and AVIONS PIERRE ROBIN) Model R2160 Airplanes [Docket No. FAA-2006-26495; Directorate Identifier 2006-CE-80-AD; Amendment 39-14997; AD 2007-06-16] (RIN: 2120-AA64) received May 10, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

#### ¶69.3 COMMITTEE RESIGNATION MINORITY

The SPEAKER pro tempore, Ms. BALDWIN, laid before the House the



following communication, which was read as follows:

HOUSE OF REPRESENTATIVES, Washington, DC, May 14, 2007.

Hon. NANCY PELOSI, Speaker, U.S. House of Representatives, Washington, DC.

DEAR SPEAKER PELOSI: Pursuant to the passage by the House on Thursday, May 10, 2007 of H. Res. 393 "Election of Minority Members to Certain Standing Committees of the House," I have been elected to the Committee on Appropriations. Pursuant to my Conference's rules regarding service on certain select committees, I hereby resign from service on the following committees: Committee on Armed Services; Committee on Science and Technology; and Committee on Natural Resources. Thank you.

Sincerely,

KEN CALVERT (CA-44), Member of Congress.

By unanimous consent, the resignation was accepted.

¶69.4 PROVIDING FOR CONSIDERATION OF H.R. 1585

Ms. CASTOR, by direction of the Committee on Rules, called up the following resolution (H. Res. 403):

Resolved, That at any time after the adoption of this resolution the Speaker may, pursuant to clause 2(b) of rule XVIII, declare the House resolved into the Committee of the Whole House on the state of the Union for consideration of the bill (H.R. 1585) to authorize appropriations for fiscal year 2008 for military activities of the Department of Defense, to prescribe military personnel strengths for fiscal year 2008, and for other purposes. The first reading of the bill shall be dispensed with. All points of order against consideration of the bill are waived except those arising under clause 9 or 10 of rule XXI. General debate shall be confined to the bill and the amendments made in order by this resolution and shall not exceed 90 minutes equally divided and controlled by the chairman and ranking minority member of the Committee on Armed Services. After general debate the bill shall be considered for amendment under the five-minute rule.

SEC. 2. (a) It shall be in order to consider as an original bill for the purpose of amendment under the five-minute rule the amendment in the nature of a substitute recommended by the Committee on Armed Services now printed in the bill. The committee amendment in the nature of a substitute shall be considered as read. All points of order against the committee amendment in the nature of a substitute are waived except those arising under clause 9 or 10 of rule XXI.

(b) Notwithstanding clause 11 of rule XVIII, no amendment to the committee amendment in the nature of a substitute shall be in order except those printed in the report of the Committee on Rules accompanying this resolution and amendments en bloc described in section 3 of this resolution.

(c) Each amendment printed in the report of the Committee on Rules shall be considered only in the order printed in the report (except as specified in section 4 of this resolution), may be offered only by a Member designated in the report, shall be considered as read, shall be debatable for the time specified in the report equally divided and controlled by the proponent and an opponent, shall not be subject to amendment, and shall not be subject to a demand for division of the question in the House or in the Committee of the Whole.

(d) All points of order against amendments printed in the report of the Committee on Rules or amendments en bloc described in

section 3 of this resolution are waived except those arising under clause 9 or 10 of rule XXI.

SEC. 3. It shall be in order at any time for the chairman of the Committee on Armed Services or his designee to offer amendments en bloc consisting of amendments printed in the report of the Committee on Rules accompanying this resolution not earlier disposed of. Amendments en bloc offered pursuant to this section shall be considered as read, shall be debatable for 20 minutes equally divided and controlled by the chairman and ranking minority member of the Committee on Armed Services or their designees, shall not be subject to amendment, and shall not be subject to a demand for division of the question in the House or in the Committee of the Whole. The original proponent of an amendment included in such amendments en bloc may insert a statement in the Congressional Record immediately before the disposition of the amendments en bloc.

SEC. 4. The Chairman of the Committee of the Whole may recognize for consideration of any amendment printed in the report of the Committee on Rules accompanying this resolution out of the order printed, but not sooner than 30 minutes after the chairman of the Committee on Armed Services or a designee announces from the floor a request to that effect.

SEC. 5. At the conclusion of consideration of the bill for amendment the Committee shall rise and report the bill to the House with such amendments as may have been adopted. Any Member may demand a separate vote in the House on any amendment adopted in the Committee of the Whole to the bill or to the committee amendment in the nature of a substitute. The previous question shall be considered as ordered on the bill and amendments thereto to final passage without intervening motion except one motion to recommit with or without instructions.

SEC. 6. During consideration in the House of H.R. 1585 pursuant to this resolution, notwithstanding the operation of the previous question, the Chair may postpone further consideration of the bill to such time as may be designated by the Speaker.

When said resolution was considered. After debate,

¶69.5 MOTION TO ADJOURN

Mr. BUYER moved that the House do now adjourn.

The question being put, viva voce,

Will the House now adjourn?

The SPEAKER pro tempore, Ms. BALDWIN, announced that the nays had it.

Mr. HASTINGS of Washington, demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The vote was taken by electronic device.

It was decided in the { Yeas ..... 161 negative ..... } Nays ..... 253

¶69.6 [Roll No. 350]

YEAS—161

Table listing names of members in the Yeas column: Aderholt, Akin, Alexander, Bachmann, Bachus, Baker, Barrett (SC), Bartlett (MD), Barton (TX), Biggert, Bilbray, Bilirakis, Bishop (UT), Blackburn, Boehner, Bonner, Bono, Brady (TX), Brown-Waite, Ginny, Buchanan, Burgess, Burton (IN), Buyer, Calvert, Camp (MI), Campbell (CA), Cannon, Cantor, Capito, Carter, Castle, Chabot.

Table listing names of members in the Nays column: Coble, Cole (OK), Conaway, Crenshaw, Culberson, Davis (KY), Davis, David, Davis, Tom, Deal (GA), Dent, Diaz-Balart, L., Diaz-Balart, M., Doolittle, Dreier, Duncan, Ehlers, Emerson, English (PA), Everett, Fallin, Feeney, Ferguson, Flake, Fossella, Foxx, Franks (AZ), Frelinghuysen, Gallegly, Garrett (NJ), Gerlach, Gilchrest, Gingrey, Gohmert, Goode, Goodlatte, Granger, Graves, Hall (TX), Hastert, Hastings (WA), Hayes, Heller, Hensarling, Hobson, Hoekstra, Hooley, Hulshof, Inglis (SC), Issa, Jindal, Johnson (IL), Johnson, Sam, Jordan, King (IA), King (NY), Kingston, Kirk, Kline (MN), Knollenberg, Kuhl (NY), LaHood, Lamborn, Latham, LaTourette, Lewis (CA), Lewis (KY), Lucas, Lungren, Daniel E., Mack, Manullo, Marchant, McCarthy (CA), McCaul (TX), McCotter, McHenry, McKeon, Mica, Miller (MI), Miller, Gary, Myrick, Neugebauer, Nunes, Pastor, Paul, Pearce, Pence, Pitts, Porter, Price (GA), Pryce (OH), Putnam, Radanovich, Regula, Rehberg, Reichert, Renzi, Reynolds, Rogers (AL), Rogers (KY), Rogers (MI), Rohrabacher, Ros-Lehtinen, Roskam, Royce, Ryan (WI), Sali, Schmidt, Sensenbrenner, Sessions, Shadegg, Shays, Shimkus, Shuster, Simpson, Smith (NE), Smith (NJ), Smith (TX), Tancredo, Thornberry, Tiahrt, Upton, Walberg, Wamp, Westmoreland, Whitfield, Wilson (NM), Wilson (SC), Wolf, Young (AK).

NAYS—253

Table listing names of members in the Nays column: Ackerman, Allen, Altmire, Andrews, Arcuri, Baca, Baird, Baldwin, Barrow, Bean, Becerra, Berkley, Berman, Berry, Bishop (GA), Bishop (NY), Blumenauer, Blunt, Boozman, Boren, Boswell, Boucher, Boustany, Boyd (FL), Boyda (KS), Brady (PA), Braley (IA), Brown (SC), Brown, Corrine, Butterfield, Capps, Capuano, Cardoza, Carnahan, Carney, Castor, Chandler, Clarke, Clay, Cleaver, Clyburn, Cohen, Conyers, Cooper, Costa, Costello, Courtney, Cramer, Crowley, Cuellar, Cummings, Davis (AL), Davis (CA), Davis, Lincoln, DeFazio, DeGette, DeLauro, Dicks, Dingell, Doggett, Donnelly, Doyle, Drake, Edwards, Ellison, Ellsworth, Emanuel, Eshoo, Etheridge, Farr, Filner, Forbes, Fortenberry, Frank (MA), Giffords, Gillibrand, Gillmor, Gonzalez, Gozda (KS), Green, Al, Green, Gene, Grijalva, Gutierrez, Hall (NY), Hare, Harman, Hastings (FL), Herger, Herseth Sandlin, Higgins, Hill, Hinchey, Hinojosa, Hodes, Holden, Holt, Honda, Hoyer, Hunter, Inslee, Israel, Jackson (IL), Jackson-Lee (TX), Jefferson, Johnson (GA), Johnson, E. B., Jones (NC), Jones (OH), Kagen, Kanjorski, Kaptur, Keller, Kennedy, Kildee, Kilpatrick, Kind, Klein (FL), Kucinich, Lampson, Langevin, Lantos, Larsen (WA), Larson (CT), Lee, Levin, Lewis (GA), Linder, Lipinski, LoBiondo, Loeback, Lofgren, Zoe, Lowey, Lynch, Mahoney (FL), Maloney (NY), Markey, Marshall, Matheson, Matsui, McCarthy (NY), McCollum (MN), McCrery, McDermott, McGovern, McHugh, McIntyre, McNerney, McNulty, Meehan, Meek (FL), Meeks (NY), Melancon, Michaud, Miller (NC), Miller, George, Mitchell, Mollohan, Moore (KS), Moore (WI), Moran (KS), Murphy (CT).

Murphy, Patrick Ryan (OH) Terry  
 Murphy, Tim Salazar Thompson (CA)  
 Murtha Sánchez, Linda Thompson (MS)  
 Musgrave T. Tiberi  
 Napolitano Sanchez, Loretta Tierney  
 Neal (MA) Sarbanes Turner  
 Oberstar Saxton Udall (CO)  
 Obey Schakowsky Udall (NM)  
 Oliver Schiff Van Hollen  
 Ortiz Schwartz Velázquez  
 Pallone Scott (GA) Visclosky  
 Pascrell Scott (VA) Walden (OR)  
 Payne Serrano Walsh (NY)  
 Perlmutter Sestak Walz (MN)  
 Peterson (MN) Shea-Porter Young (FL)  
 Peterson (PA) Sherman Wasserman  
 Petri Shuler Schultz  
 Pickering Skelton Waters  
 Platts Slaughter Watt  
 Poe Smith (WA) Waxman  
 Pomeroy Snyder Weiner  
 Price (NC) Solis Welch (VT)  
 Rahall Souder Weller  
 Ramstad Space Wexler  
 Rangel Spratt Wicker  
 Reyes Stark Wilson (OH)  
 Rodriguez Stearns Woolsey  
 Ross Stupak Wu  
 Rothman Sutton Wynn  
 Roybal-Allard Tanner Yarmuth  
 Ruppersberger Tauscher  
 Rush Taylor Young (FL)

NOT VOTING—18

Abercrombie Fattah Sires  
 Carson Hirono Sullivan  
 Cubin McMorris Towns  
 Davis (IL) Rodgers Watson  
 Davis, Jo Ann Miller (FL) Weldon (FL)  
 Delahunt Moran (VA)  
 Engel Nadler

So the motion to adjourn was not agreed to.

After further debate,

Ms. CASTOR moved the previous question on the resolution to its adoption or rejection.

The question being put, viva voce,

Will the House now order the previous question?

The SPEAKER pro tempore, Ms. BALDWIN, announced that the yeas had it.

Mr. HASTINGS of Washington, demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The vote was taken by electronic device.

It was decided in the { Yeas ..... 225 affirmative ..... Nays ..... 198

¶69.7 [Roll No. 351]

YEAS—225

Abercrombie Capps DeGette  
 Ackerman Capuano DeLauro  
 Allen Cardoza Dicks  
 Altmire Carnahan Dingell  
 Andrews Carney Doggett  
 Arcuri Carson Donnelly  
 Baca Castor Doyle  
 Baird Chandler Edwards  
 Baldwin Clarke Ellsworth  
 Bean Clay Ellsworth  
 Becerra Cleaver Emanuel  
 Berkley Eshoo  
 Berman Cohen Etheridge  
 Berry Conyers Farr  
 Bishop (GA) Cooper Filner  
 Bishop (NY) Costa Frank (MA)  
 Blumenauer Costello Giffords  
 Boren Courtney Gillibrand  
 Boswell Crowley Gonzalez  
 Boucher Cuellar Gordon  
 Boyd (FL) Cummings Green, Al  
 Boyda (KS) Davis (AL) Green, Gene  
 Brady (PA) Davis (CA) Grijalva  
 Braley (IA) Davis (IL) Gutierrez  
 Brown, Corrine Davis, Lincoln Hall (NY)  
 Butterfield DeFazio Hare

Harman Hastings (FL) Herseht Sandlin  
 Higgins Hill  
 Hinchey Hinojosa  
 Hirono Meehan  
 Hodes Meek (FL)  
 Holden Meeks (NY)  
 Hoyt Melancon  
 Honda Michaud  
 Hooley Miller (NC)  
 Hoyer Miller, George  
 Inslee Mitchell  
 Israel Mollohan  
 Jackson (IL) Moore (KS)  
 Jackson-Lee Moore (WI)  
 (TX) Moran (VA)  
 Jefferson Murphy (CT)  
 Johnson (GA) Murphy, Patrick  
 Johnson, E. B. Murphy, Tim  
 Jones (OH) Murtha  
 Kagen Napolitano  
 Kanjorski Neal (MA)  
 Kaptur Oberstar  
 Kennedy Obey  
 Kildee Oliver  
 Kilpatrick Ortiz  
 Kind Pallone  
 Klein (FL) Pascrell  
 Kucinich Pastor  
 Lampson Payne  
 Langevin Perlmutter  
 Lantos Peterson (MN)  
 Larsen (WA) Pomeroy  
 Larson (CT) Price (NC)  
 Lee Rahall  
 Levin Rangel  
 Lewis (GA) Reyes  
 Lipinski Rodriguez  
 Loeb sack Ross  
 Lofgren, Zoe Rothman  
 Lowey Roybal-Allard  
 Lynch Ruppersberger  
 Mahoney (FL) Rush  
 Maloney (NY) Ryan (OH)  
 Markey Salazar  
 Marshall Sánchez, Linda  
 Matheson T.  
 Matsui Sanchez, Loretta

NAYS—198

Deal (GA) Johnson (IL)  
 Dent Johnson, Sam  
 Diaz-Balart, L. Jones (NC)  
 Diaz-Balart, M. Jordan  
 Doolittle Keller  
 Drake King (IA)  
 Barrett (SC) King (NY)  
 Dreier Kingston  
 Duncan Kirk  
 Bartlett (MD) Ehlers  
 Barton (TX) Emerson  
 Biggert English (PA)  
 Bilbray Everett  
 Bilirakis Fallin  
 Bishop (UT) Feeney  
 Blackburn Ferguson  
 Blunt Flake  
 Boehner Forbes  
 Bonner Fortenberry  
 Bono Fossella  
 Boozman Foxx  
 Boustany Franks (AZ)  
 Brady (TX) Frelinghuysen  
 Brown (SC) Gallegly  
 Brown-Waite, Garrett (NJ)  
 Ginny Gerlach  
 Buchanan Gilchrest  
 Burgess Gillmor  
 Burton (IN) Gingrey  
 Buyer Gohmert  
 Calvert Goode  
 Camp (MI) Goodlatte  
 Campbell (CA) Granger  
 Cannon Graves  
 Cantor Hall (TX)  
 Capito Hastert  
 Carter Hastings (WA)  
 Castle Hayes  
 Chabot Heller  
 Coble Hensarling  
 Cole (OK) Herge  
 Conaway Hobson  
 Cramer Hoekstra  
 Crenshaw Hulshof  
 Culberson Hunter  
 Davis (KY) Hunter  
 Davis, David Inglis (SC)  
 Davis, Tom Issa  
 Jindal

Pitts Royce Thornberry  
 Platts Ryan (WI) Tiahrt  
 Poe Sali Tiberi  
 Porter Saxton Turner  
 Price (GA) Schmidt Upton  
 Pryce (OH) Sensenbrenner Walberg  
 Putnam Sessions Walden (OR)  
 Radanovich Shadegg Walsh (NY)  
 Ramstad Sha ys Wamp  
 Regula Shimkus Weldon (FL)  
 Rehberg Shuster Weller  
 Reichert Simpson Westmoreland  
 Renzi Smith (NE) Whitfield  
 Reynolds Smith (NJ) Wicker  
 Rogers (AL) Smith (TX) Wilson (NM)  
 Rogers (KY) Souder Wilson (SC)  
 Rogers (MI) Stearns Wolf  
 Rohrabacher Sullivan Young (AK)  
 Ros-Lehtinen Tancredo Young (FL)  
 Roskam Terry

NOT VOTING—9

Cubin Fattah Nadler  
 Davis, Jo Ann McMorris Sires  
 Delahunt Rodgers  
 Engel Miller (FL)

So the previous question on the resolution was ordered.

The question being put, viva voce,

Will the House agree to said resolution?

The SPEAKER pro tempore, Ms. BALDWIN, announced that the yeas had it.

Mr. HASTINGS of Washington, demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The vote was taken by electronic device.

It was decided in the { Yeas ..... 229 affirmative ..... Nays ..... 194

¶69.8 [Roll No. 352]

YEAS—229

Abercrombie Crowley Honda  
 Ackerman Cuellar Hooley  
 Allen Cummings Hoyer  
 Altmire Davis (AL) Inslee  
 Andrews Davis (CA) Israel  
 Arcuri Davis (IL) Jackson (IL)  
 Baca Davis, Lincoln Jackson-Lee  
 Baird Davis, Tom (TX)  
 Baldwin DeFazio Jefferson  
 Barrow DeGette Johnson (GA)  
 Bean DeLauro Johnson, E. B.  
 Becerra Dicks Jones (NC)  
 Berkley Dingell Jones (OH)  
 Berman Doggett Kagen  
 Berry Donnelly Kanjorski  
 Bishop (GA) Doyle Kaptur  
 Bishop (NY) Edwards Kennedy  
 Blumenauer Ellison Kildee  
 Boren Ellsworth Kilpatrick  
 Boswell Emanuel Kind  
 Boucher Eshoo Klein (FL)  
 Boyd (FL) Etheridge Kucinich  
 Boyda (KS) Farr Lampson  
 Brady (PA) Filner Langevin  
 Braley (IA) Frank (MA) Lantos  
 Brown, Corrine Giffords Larsen (WA)  
 Butterfield Gillibrand Larson (CT)  
 Capps Gonzalez Lee  
 Capuano McCrery Levin  
 Cardoza Green, Al Lewis (GA)  
 Carnahan Green, Gene Lipsinski  
 Carney Grijalva Loeb sack  
 Carson Gutierrez Lofgren, Zoe  
 Castor Hall (NY) Lowey  
 Chandler Hare Lynch  
 Harman Harman Mahoney (FL)  
 Hastings (FL) Hastings (FL) Maloney (NY)  
 Herseht Sandlin Herseht Sandlin Markey  
 Higgins Higgins Marshall  
 Hill Hill Matheson  
 Hinchey Hinchey Matsui  
 Hinojosa Hinojosa McCarthy (NY)  
 Hirono Hirono McCollum (MN)  
 Hodes Hodes McDermott  
 Holden Holden McGovern  
 Holt Holt McIntyre

McNerney  
McNulty  
Meehan  
Meek (FL)  
Meeks (NY)  
Melancon  
Michaud  
Miller (NC)  
Miller, George  
Mitchell  
Mollohan  
Moore (KS)  
Moore (WI)  
Moran (VA)  
Murphy (CT)  
Murphy, Patrick  
Murphy, Tim  
Murtha  
Napolitano  
Neal (MA)  
Oberstar  
Obey  
Oliver  
Ortiz  
Pallone  
Pascrell  
Pastor  
Payne  
Perlmutter  
Peterson (MN)  
Pomeroy  
Price (NC)

Rahall  
Rangel  
Reyes  
Rodriguez  
Ross  
Rothman  
Roybal-Allard  
Ruppersberger  
Rush  
Ryan (OH)  
Salazar  
Sánchez, Linda  
T.  
Sanchez, Loretta  
Sarbanes  
Schakowsky  
Schiff  
Schwartz  
Scott (GA)  
Scott (VA)  
Serrano  
Sestak  
Shea-Porter  
Sherman  
Shuler  
Skelton  
Slaughter  
Smith (WA)  
Snyder  
Solis  
Space  
Spratt

Stark  
Stupak  
Stutson  
Reyes  
Tanner  
Tauscher  
Taylor  
Thompson (CA)  
Thompson (MS)  
Tierney  
Towns  
Udall (CO)  
Udall (NM)  
Van Hollen  
Velázquez  
Visclosky  
Walz (MN)  
Wasserman  
Schultz  
Waters  
Watson  
Watt  
Waxman  
Weiner  
Welch (VT)  
Wexler  
Wilson (OH)  
Woolsey  
Wu  
Wynn  
Yarmuth

NOT VOTING—9  
Cubin  
Davis, Jo Ann  
Delahunt  
Engel  
Fattah  
McMorris  
Rodgers  
Miller (FL)  
Nadler  
Sires

So the resolution was agreed to.  
A motion to reconsider the vote whereby said resolution was agreed to was, by unanimous consent, laid on the table.

¶69.9 MOTION TO ADJOURN

Mr. DAVIS of Kentucky, moved that the House do now adjourn.

The question being put, viva voce, Will the House now adjourn?

The SPEAKER pro tempore, Ms. BALDWIN, announced that the nays had it.

Mr. DAVIS of Kentucky, demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The vote was taken by electronic device.

It was decided in the { Yeas ..... 157  
negative ..... } Nays ..... 245

¶69.10 [Roll No. 353]

YEAS—157

Aderholt  
Akin  
Alexander  
Bachmann  
Bachus  
Baker  
Barrett (SC)  
Bartlett (MD)  
Barton (TX)  
Biggart  
Bilbray  
Bilirakis  
Bishop (UT)  
Blackburn  
Blunt  
Boehner  
Bonner  
Bono  
Boozman  
Boustany  
Brady (TX)  
Brown (SC)  
Brown-Waite,  
Ginny  
Buchanan  
Burgess  
Burton (IN)  
Buyer  
Calvert  
Camp (MI)  
Campbell (CA)  
Cannon  
Cantor  
Capito  
Carter  
Castle  
Chabot  
Coble  
Cole (OK)  
Conaway  
Crenshaw  
Culberson  
Culberson  
Davis (KY)  
Davis, David  
Deal (GA)  
Deal (GA)  
Dent  
Diaz-Balart, L.  
Diaz-Balart, M.  
Doolittle  
Drake  
Dreier  
Duncan  
Ehlers  
Emerson  
English (PA)  
Everett  
Fallin  
Feeney  
Ferguson  
Flake  
Forbes  
Fortenberry  
Fossella  
Foxy  
Franks (AZ)  
Frelinghuysen

Pearce  
Pence  
Peterson (PA)  
Petri  
Pickering  
Pitts  
Platts  
Poe  
Porter  
Price (GA)  
Pryce (OH)  
Putnam  
Radanovich  
Ramstad  
Regula  
Rehberg  
Reichert  
Renzi  
Reynolds  
Rogers (AL)  
Rogers (KY)  
Rogers (MI)  
Rohrabacher  
Ros-Lehtinen  
Roskam  
Royce  
Ryan (WI)  
Sali  
Saxton  
Schmidt  
Sensenbrenner  
Sessions  
Shadegg  
Shays  
Shimkus  
Shuster  
Simpson  
Smith (NE)  
Smith (NJ)  
Smith (TX)  
Souder  
Stearns  
Sullivan  
Tancredo  
Terry  
Thornberry  
Tiahrt  
Tiberi  
Turner  
Upton  
Walberg  
Walden (OR)  
Walsh (NY)  
Wamp  
Weldon (FL)  
Weller  
Westmoreland  
Whitfield  
Wicker  
Wilson (NM)  
Wilson (SC)  
Wolf  
Young (AK)  
Young (FL)

Fossella  
Foxy  
Franks (AZ)  
Frelinghuysen  
Gingrey  
Gohmert  
Goode  
Goodlatte  
Granger  
Graves  
Hall (TX)  
Hastert  
Hastings (WA)  
Hayes  
Heller  
Hensarling  
Reichert  
Renzi  
Reynolds  
Rogers (AL)  
Rogers (KY)  
Rogers (MI)  
Rohrabacher  
Ros-Lehtinen  
Roskam  
Royce  
Ryan (WI)  
Sali  
Saxton  
Schmidt  
Sensenbrenner  
Sessions  
Shadegg  
Shays  
Shimkus  
Shuster  
Simpson  
Smith (NE)  
Smith (NJ)  
Smith (TX)  
Souder  
Stearns  
Sullivan  
Tancredo  
Terry  
Thornberry  
Tiahrt  
Tiberi  
Turner  
Upton  
Walberg  
Walden (OR)  
Walsh (NY)  
Wamp  
Weldon (FL)  
Weller  
Westmoreland  
Whitfield  
Wicker  
Wilson (NM)  
Wilson (SC)  
Wolf  
Young (AK)  
Young (FL)

Musgrave  
Myrick  
Neugebauer  
Nunes  
Pearce  
Pence  
Pitts  
Platts  
Poe  
Porter  
Price (GA)  
Putnam  
Regula  
Rehberg  
Reichert  
Renzi  
Reynolds  
Rogers (AL)  
Rogers (KY)  
Rogers (MI)  
Rohrabacher  
Ros-Lehtinen  
Roskam  
Royce  
Ryan (WI)  
Sali  
Schmidt  
Sensenbrenner  
Sessions  
Shadegg  
Shays  
Shimkus  
Shuster  
Smith (NE)  
Smith (NJ)  
Smith (TX)  
Stearns  
Sullivan  
Tancredo  
Thornberry  
Tiberi  
Upton  
Walberg  
Wamp  
Weldon (FL)  
Westmoreland  
Whitfield  
Wicker  
Wilson (NM)  
Wilson (SC)  
Wolf  
Young (AK)  
Young (FL)

NAYS—245

Abercrombie  
Ackerman  
Allen  
Altmire  
Andrews  
Arcuri  
Baca  
Baird  
Baldwin  
Barrow  
Bean  
Becerra  
Berkley  
Berman  
Berry

Bishop (GA)  
Bishop (NY)  
Blumenauer  
Boozman  
Boren  
Boswell  
Boucher  
Boustany  
Boyd (FL)  
Boyda (KS)  
Brady (PA)  
Braley (IA)  
Brown (SC)  
Brown, Corrine  
Butterfield  
Capps  
Capuano  
Cardoza  
Carnahan  
Carney  
Carson  
Castle  
Castor  
Chandler  
Clarke  
Clay  
Cleaver  
Clyburn  
Cohen  
Conyers  
Cooper  
Costa  
Costello  
Courtney  
Cramer  
Crowley  
Cuellar  
Cummings  
Davis (AL)  
Davis (CA)  
Davis (IL)  
Davis, Lincoln  
DeFazio  
DeGette  
DeLauro  
Dicks  
Dingell  
Doggett  
Donnelly  
Doyle  
Drake  
Edwards  
Ellison  
Ellsworth  
Emanuel  
Eshoo  
Etheridge  
Farr  
Fattah  
Filner  
Forbes  
Fortenberry  
Frank (MA)  
Giffords  
Gillibrand  
Gillmor  
Gonzalez  
Gordon  
Green, Al  
Green, Gene  
Grijalva  
Gutierrez  
Hall (TX)  
Hare  
Harman  
Herger  
Herseth Sandlin  
Higgins

Hinchey  
Hinojosa  
Hirono  
Hodes  
Holden  
Holt  
Honda  
Hooley  
Hoyer  
Hunter  
Inslie  
Israel  
Jackson (IL)  
Jackson-Lee  
(TX)  
Jefferson  
Johnson (GA)  
Johnson, E. B.  
Jones (OH)  
Kagen  
Kanjorski  
Kaptur  
Keller  
Kennedy  
Kildee  
Kilpatrick  
Kind  
Klein (FL)  
Kucinich  
Kuhl (NY)  
Lampson  
Langevin  
Lantos  
Larsen (WA)  
Larsen (CT)  
Lee  
Levin  
Lewis (GA)  
Lipinski  
LoBiondo  
Loebsack  
Lofgren, Zoe  
Lowey  
Lynch  
Mahoney (FL)  
Markey  
Matheson  
Matsui  
McCarthy (NY)  
McColum (MN)  
McCrery  
McDermott  
McGovern  
McHugh  
McIntyre  
McNerney  
McNulty  
Meehan  
Meek (FL)  
Meeks (NY)  
Melancon  
Michaud  
Miller (NC)  
Miller, George  
Mitchell  
Mollohan  
Moore (KS)  
Moore (WI)  
Moran (KS)  
Moran (VA)  
Murphy (CT)  
Murphy, Tim  
Murtha  
Napolitano  
Neal (MA)  
Oberstar  
Obey  
Oliver

Ortiz  
Pallone  
Pastor  
Payne  
Perlmutter  
Peterson (MN)  
Pomeroy  
Price (NC)  
Rahall  
Ramstad  
Rangel  
Reyes  
Rodriguez  
Ross  
Rothman  
Roybal-Allard  
Ruppersberger  
Rush  
Ryan (OH)  
Salazar  
Sánchez, Linda  
T.  
Sanchez, Loretta  
Sarbanes  
Saxton  
Schakowsky  
Schiff  
Schwartz  
Scott (GA)  
Scott (VA)  
Serrano  
Sestak  
Shea-Porter  
Sherman  
Shuler  
Skelton  
Slaughter  
Smith (WA)  
Snyder  
Solis  
Space  
Spratt

NOT VOTING—30

Calvert  
Capito  
Coble  
Cubin  
Davis, Jo Ann  
Delahunt  
Engel  
Gilchrest  
Goode  
Hall (NY)  
Hastings (FL)  
Hill  
Maloney (NY)  
Manzullo  
Marshall  
McMorris  
Rodgers  
Miller (FL)  
Murphy, Patrick  
Nadler  
Pascrell  
Paul  
Peterson (PA)  
Pryce (OH)  
Radanovich  
Simpson  
Sires  
Souder  
Stark  
Tiahrt  
Van Hollen

So the motion to adjourn was not agreed to.

¶69.11 SUBMISSION OF CONFERENCE REPORT—S. CON. RES. 21

Mr. SPRATT submitted a conference report (Rept. No. 110-153) on the concurrent resolution of the Senate (S. Con. Res. 21) setting forth the congressional budget for the United States Government for fiscal year 2008 and including the appropriate budgetary levels for fiscal years 2007 and 2009 and 2012; together with a statement thereon, for printing in the CONGRESSIONAL RECORD under the rule.

¶69.12 DEFENSE AUTHORIZATION FY 2008

The SPEAKER pro tempore, Ms. BALDWIN, pursuant to House Resolution 403 and rule XVIII, declared the House resolved into the Committee of the Whole House on the state of the Union for the consideration of the bill (H.R. 1585) to authorize appropriations for fiscal year 2008 for military activities of the Department of Defense, to prescribe military personnel strengths for fiscal year 2008, and for other purposes.

The SPEAKER pro tempore, Ms. BALDWIN, by unanimous consent, designated Mr. ROSS as Chairman of the Committee of the Whole; and after some time spent therein,

¶69.13 CALL IN COMMITTEE

Mr. ROSS, Chairman, announced that the Committee, having had under consideration said bill, finding itself without a quorum, directed the Members to record their presence by electronic device, and the following-named Members responded—

¶69.14 [Roll No. 354]

- Abercrombie Buyer DeGette
Akin Calvert DeLauro
Alexander Camp (MI) Dent
Allen Campbell (CA) Diaz-Balart, L.
Altmire Cannon Diaz-Balart, M.
Andrews Cantor Dingell
Arcuri Capito Doggett
Baca Capps Donnelly
Bachmann Capuano Doolittle
Bachus Cardoza Doyle
Baker Carnahan Drake
Baldwin Carney Dreier
Barrett (SC) Carson Duncan
Barrow Carter Edwards
Bartlett (MD) Castle Ehlers
Barton (TX) Castor Ellison
Bean Chabot Ellsworth
Becerra Chandler Emanuel
Berkley Clarke Emerson
Berry Clay English (PA)
Biggert Cleaver Eshoo
Bilbray Clyburn Etheridge
Bilirakis Coble Everett
Bishop (GA) Cohen Fallin
Bishop (NY) Cole (OK) Farr
Bishop (UT) Conyers Fattah
Blackburn Cooper Feeney
Blumenauer Costa Ferguson
Boehner Costello Filner
Bonner Courtney Flake
Bono Cramer Forbes
Boren Crowley Fortenberry
Boswell Cuellar Fortuño
Boustany Culberson Fossella
Boyd (KS) Cummings Foxx
Brady (PA) Davis (AL) Franks (AZ)
Brady (TX) Davis (CA) Frelinghuysen
Braley (IA) Davis (IL) Gallegly
Brown (SC) Davis (KY) Garrett (NJ)
Brown, Corrine Davis, David Gerlach
Buchanan Davis, Lincoln Giffords
Burgess Davis, Tom Gilchrist
Burton (IN) Deal (GA) Gillmor
Butterfield DeFazio Gingrey

- Gohmert Lungren, Daniel
Gonzalez E.
Goode Lynch
Goodlatte Mack
Gordon Mahoney (FL)
Granger Maloney (NY)
Graves Manzullo
Green, Al Marchant
Green, Gene Markey
Grijalva Marshall
Gutierrez Matheson
Hall (NY) McCarthy (CA)
Hall (TX) McCarthy (NY)
Hare McCaul (TX)
Harman McCollum (MN)
Hastert McCotter
Hastings (WA) McCrery
Hayes McDermott
Heller McGovern
Hensarling McHenry
Herger McHugh
Herseth Sandlin McIntyre
Hill McKeon
Hinchey McNerney
Hinojosa McNulty
Hobson Meehan
Hodes Meek (FL)
Hoekstra Meeke (NY)
Holden Melancon
Holt Mica
Honda Michaud
Hooley Miller (MI)
Hoyer Miller (NC)
Hulshof Miller, Gary
Hunter Miller, George
Inglis (SC) Mitchell
Inslee Mollohan
Israel Moore (KS)
Issa Moore (WI)
Jackson (IL) Moran (KS)
Jackson-Lee (TX) Murphy (CT)
Jefferson Murphy, Patrick
Jindal Murphy, Tim
Johnson (GA) Myrick
Johnson (IL) Napolitano
Johnson, E. B. Neal (MA)
Johnson, Sam Neugebauer
Jones (NC) Nunes
Jones (OH) Oberstar
Jordan Obey
Kagen Olver
Kanjorski Ortiz
Kaptur Pallone
Keller Pascrell
Kennedy Payne
Kildee Pearce
Kilpatrick Pence
Kind Perlmutter
King (IA) Peterson (MN)
King (NY) Petri
Kingston Pitts
Kirk Pomeroy
Klein (FL) Porter
Kline (MN) Price (GA)
Knollenberg Price (NC)
Kucinich Pryce (OH)
Kuhl (NY) Putnam
LaHood Rahall
Lamborn Ramstad
Lampson Rangel
Langevin Regula
Lantos Rehberg
Larsen (WA) Reichert
Larsen (CT) Renzi
Latham Reyes
LaTourette Reynolds
Lee Rodriguez
Levin Rogers (AL)
Lewis (CA) Rogers (KY)
Lewis (GA) Rogers (MI)
Lewis (KY) Rohrabacher
Linder Ros-Lehtinen
Lipinski Roskam
LoBiondo Ross
Loebsock Rothman
Lofgren, Zoe Roybal-Allard
Lowey Royce
Lucas Ruppertsberger

Thereupon, Mr. ROSS, Chairman, announced that 397 Members had been recorded, a quorum. The Committee resumed its business.

¶69.15 MOTION TO RISE

A recorded vote by electronic device was ordered in the Committee of the

Whole on the motion of Mr. PRICE of Georgia, that the Committee do now rise.

It was decided in the { Yeas ..... 177 negative ..... 219

¶69.16 [Roll No. 355]

AYES—177

- Aderholt Gallegly Neugebauer
Akin Garrett (NJ) Nunes
Alexander Gerlach Pearce
Bachmann Gilchrist Pence
Bachus Gillmor Petri
Baker Gingrey Pickering
Barrett (SC) Gohmert Pitts
Bartlett (MD) Goode Porter
Biggert Goodlatte Price (GA)
Bilbray Granger Putnam
Bilirakis Graves Regula
Bishop (UT) Hastert Rehberg
Blackburn Hastings (WA) Reichert
Boehner Hayes Renzi
Bonner Heller Reynolds
Boozman Hensarling Rogers (AL)
Boustany Herger Rogers (KY)
Brady (TX) Hobson Rogers (MI)
Brown (SC) Hoekstra Rohrabacher
Buchanan Hulshof Ros-Lehtinen
Burgess Inglis (SC) Roskam
Burton (IN) Issa Royce
Buyer Jindal Ryan (WI)
Calvert Johnson (IL) Sali
Camp (MI) Johnson, Sam Saxton
Campbell (CA) Jones (NC) Schmidt
Cannon Jordan Sensenbrenner
Cantor Keller
Capito King (IA) Sessions
Carter King (NY) Shadegg
Chabot Kingston Shays
Coble Kirk Shimkus
Cole (OK) Kline (MN) Shuster
Conaway Knollenberg Simpson
Crenshaw Kuhl (NY) Smith (NE)
Culberson Lamborn Smith (NJ)
Davis (KY) Latham Smith (TX)
Davis, David LaTourette Souder
Davis, Tom Lewis (CA) Stearns
Deal (GA) Lewis (KY) Sullivan
Dent Linder Tancredo
Diaz-Balart, L. LoBiondo Terry
Diaz-Balart, M. Lucas Thornberry
Doolittle Lungren, Daniel
Drake E. Tiahrt
Dreier Manzullo Tiberi
Duncan Marchant Turner
Ehlers McCarthy (CA) Upton
Emerson McCaul (TX) Walberg
English (PA) McCotter Walden (OR)
Everett McCrery Walsh (NY)
Fallin McHenry Wamp
Feeney McHugh Weldon (FL)
Ferguson McKeon Weller
Flake Mica Westmoreland
Forbes Miller (MI) Whitfield
Fortuño Miller, Gary Wicker
Fossella Moran (KS) Wilson (NM)
Franks (AZ) Musgrave Wilson (SC)
Frelinghuysen Myrick Wolf

NOES—219

- Abercrombie Carney Dingell
Allen Carson Doggett
Altmire Castle Donnelly
Andrews Castor Doyle
Arcuri Chandler Edwards
Baca Christensen Ellison
Baldwin Clarke Ellsworth
Barrow Clay Emanuel
Barton (TX) Cleaver Eshoo
Bean Clyburn Etheridge
Becerra Cohen Farr
Berkley Conyers Filner
Berry Cooper Frank (MA)
Bono Costa Giffords
Boren Crowley Gonzalez
Boswell Cuellar Gordon
Brady (PA) Cummings Green, Al
Braley (IA) Davis (AL) Green, Gene
Brown, Corrine Davis (CA) Grijalva
Butterfield Davis (IL) Gutierrez
Capps Davis, Lincoln Hall (NY)
Capuano DeFazio Hare
Cardoza DeGette Harman
Carnahan DeLauro Herseth Sandlin
Hill
Hinchey
Hinojosa

Hodes  
Holden  
Holt  
Honda  
Hooley  
Hoyer  
Inslee  
Israel  
Jackson (IL)  
Jackson-Lee (TX)  
Jefferson  
Johnson (GA)  
Johnson, E. B.  
Jones (OH)  
Kagen  
Kanjorski  
Kaptur  
Kennedy  
Kildee  
Kilpatrick  
Kind  
Klein (FL)  
Kucinich  
LaHood  
Lampson  
Langevin  
Lantos  
Larsen (WA)  
Larson (CT)  
Lee  
Levin  
Lewis (GA)  
Lipinski  
Loeb sack  
Lofgren, Zoe  
Lowey  
Lynch  
Mack  
Mahoney (FL)  
Maloney (NY)  
Markey  
Marshall  
Matheson  
McCarthy (NY)  
McCollum (MN)  
McDermott

McGovern  
McIntyre  
McNerney  
McNulty  
Meehan  
Meek (FL)  
Meeks (NY)  
Melancon  
Michaud  
Miller (NC)  
Miller, George  
Mitchell  
Mollohan  
Moore (KS)  
Moore (WI)  
Murphy (CT)  
Murphy, Patrick  
Murphy, Tim  
Murtha  
Napolitano  
Neal (MA)  
Oberstar  
Obey  
Oliver  
Ortiz  
Pallone  
Pascrell  
Pastor  
Payne  
Perlmutter  
Peterson (MN)  
Pomeroy  
Price (NC)  
Rahall  
Ramstad  
Rangel  
Reyes  
Rodriguez  
Ross  
Rothman  
Roybal-Allard  
Ruppersberger  
Rush  
Ryan (OH)  
Salazar  
Sánchez, Linda T.

Sanchez, Loretta  
Sarbanes  
Schakowsky  
Schiff  
Scott (GA)  
Scott (VA)  
Serrano  
Sestak  
Shea-Porter  
Sherman  
Shuler  
Skelton  
Slaughter  
Smith (WA)  
Snyder  
Solis  
Space  
Spratt  
Stupak  
Sutton  
Tanner  
Tauscher  
Taylor  
Thompson (CA)  
Thompson (MS)  
Tierney  
Towns  
Udall (CO)  
Udall (NM)  
Van Hollen  
Velázquez  
Visclosky  
Walz (MN)  
Wasserman  
Wasserman  
Waters  
Watson  
Watt  
Weiner  
Welch (VT)  
Weldon (FL)

Capito  
Capuano  
Carnahan  
Carney  
Carter  
Castle  
Castor  
Chabot  
Chandler  
Clarke  
Clay  
Cleaver  
Clyburn  
Coble  
Cohen  
Cole (OK)  
Conaway  
Conyers  
Cooper  
Costa  
Costello  
Courtney  
Cramer  
Crenshaw  
Crowley  
Cuellar  
Culberson  
Davis (AL)  
Davis (CA)  
Davis (IL)  
Davis (KY)  
Davis, David  
Davis, Lincoln  
Davis, Tom  
DeFazio  
DeGette  
DeLauro  
Dent  
Diaz-Balart, L.  
Diaz-Balart, M.  
Dicks  
Doggett  
Donnelly  
Doolittle  
Doyle  
Drake  
Dreier  
Duncan  
Edwards  
Ehlers  
Ellison  
Ellsworth  
Emanuel  
Emerson  
Eshoo  
Etheridge  
Everett  
Fallin  
Farr  
Fattah  
Feehey  
Ferguson  
Finer  
Flake  
Forbes  
Fortenberry  
Fortuño  
Fossella  
Foxy  
Franks (AZ)  
Frelinghuysen  
Gallegly  
Garrett (NJ)  
Gerlach  
Giffords  
Gilchrest  
Gillibrand  
Gillmor  
Gohmert  
Gonzalez  
Goode  
Goodlatte  
Gordon  
Granger  
Graves  
Green, Al  
Grijalva  
Gutierrez  
Hall (NY)  
Hall (TX)  
Hare  
Harman  
Hastings (FL)  
Hastings (WA)  
Hayes  
Heller  
Hensarling  
Herger  
Herseth Sandlin

Higgins  
Hill  
Hinchee  
Hinojosa  
Hirono  
Hobson  
Hodes  
Hoekstra  
Holden  
Holt  
Honda  
Hooley  
Hoyer  
Hulshof  
Hunter  
Inglis (SC)  
Inslee  
Israel  
Issa  
Jackson (IL)  
Jackson-Lee (TX)  
Jefferson  
Jindal  
Johnson (GA)  
Johnson (IL)  
Johnson, E. B.  
Johnson, Sam  
Jones (NC)  
Jones (OH)  
Jordan  
Kagen  
Kanjorski  
Kaptur  
Keller  
Kennedy  
Kildee  
Kilpatrick  
Kind  
King (IA)  
King (NY)  
Kingston  
Kirk  
Klein (FL)  
Kline (MN)  
Knollenberg  
Kucinich  
Kuhl (NY)  
LaHood  
Lamborn  
Lampson  
Langevin  
Lantos  
Larsen (WA)  
Larsen (CT)  
Latham  
LaTourette  
Lee  
Levin  
Lewis (CA)  
Lewis (GA)  
Lewis (KY)  
Linder  
Lipinski  
LoBiondo  
Loeb sack  
Lofgren, Zoe  
Lowey  
Lucas  
Lungren, Daniel E.  
Lynch  
Mack  
Mahoney (FL)  
Maloney (NY)  
Manullo  
Marchant  
Markey  
Marshall  
Matheson  
Matsui  
McCarthy (CA)  
McCarthy (NY)  
McCaul (TX)  
McCollum (MN)  
McCotter  
McDermott  
McGovern  
McHenry  
McHugh  
McIntyre  
McKeon  
McNerney  
McNulty  
Meehan  
Meek (FL)  
Meeks (NY)  
Mica  
Michaud  
Miller (MI)

Miller (NC)  
Miller, Gary  
Mitchell  
Mollohan  
Moore (KS)  
Moore (WI)  
Moran (KS)  
Murphy (CT)  
Murphy, Patrick  
Murphy, Tim  
Murtha  
Musgrave  
Napolitano  
Neal (MA)  
Nunes  
Oberstar  
Obey  
Oliver  
Ortiz  
Pallone  
Pascrell  
Pastor  
Paul  
Payne  
Pearce  
Pence  
Peterson (MN)  
Petri  
Pickering  
Pitts  
Pomeroy  
Porter  
Price (GA)  
Price (NC)  
Pryce (OH)  
Putnam  
Radanovich  
Rahall  
Ramstad  
Rangel  
Regula  
Rehberg  
Reichert  
Renzi  
Reyes  
Rodriguez  
Rogers (AL)  
Rogers (KY)  
Rogers (MI)  
Rohrabacher  
Ros-Lehtinen  
Roskam  
Ross  
Rothman  
Roybal-Allard  
Royce  
Ruppersberger  
Ryan (OH)  
Ryan (WI)  
Salazar  
Sali  
Sánchez, Linda T.  
Sanchez, Loretta  
Sarbanes  
Saxton  
Schiff  
Schmidt  
Schwartz  
Scott (GA)  
Scott (VA)  
Sensenbrenner  
Sessions  
Sestak  
Shadegg  
Shays  
Shea-Porter  
Sherman  
Shimkus  
Shuler  
Shuster  
Simpson  
Sires  
Slaughter  
Smith (NE)  
Smith (NJ)  
Smith (TX)  
Smith (WA)  
Snyder  
Solis  
Souder  
Space  
Spratt  
Stearns  
Sullivan  
Sutton  
Tancredo  
Tanner  
Tauscher  
Taylor

Terry  
Thompson (CA)  
Thompson (MS)  
Thornberry  
Tiahrt  
Tiberi  
Tierney  
Towns  
Turner  
Udall (CO)  
Udall (NM)  
Upton  
Van Hollen  
Velázquez

Visclosky  
Walberg  
Walden (OR)  
Walsh (NY)  
Walz (MN)  
Wamp  
Wasserman  
Schultz  
Waters  
Watson  
Watt  
Weiner  
Welch (VT)  
Weldon (FL)

Weller  
Westmoreland  
Wexler  
Wicker  
Wilson (NM)  
Wilson (OH)  
Wilson (SC)  
Woolsey  
Wu  
Wynn  
Yarmuth  
Young (AK)  
Young (FL)

Thereupon, Ms. ESHOO, Acting Chairman, announced that 393 Members had been recorded, a quorum.

The Committee resumed its business.

¶69.19 MOTION TO RISE

A recorded vote by electronic device was ordered in the Committee of the Whole on the motion of Mr. WEST-MORELAND that the Committee do now rise.

It was decided in the { Yeas ..... 184  
negative ..... } Nays ..... 222

¶69.20 [Roll No. 357]

AYES—184

Aderholt  
Akin  
Alexander  
Bachmann  
Bachus  
Baker  
Barrett (SC)  
Bartlett (MD)  
Barton (TX)  
Biggart  
Bilbray  
Bilirakis  
Bishop (UT)  
Blackburn  
Blunt  
Boehner  
Bonner  
Bono  
Boozman  
Boustany  
Brady (TX)  
Brown (SC)  
Brown-Waite,  
Ginny  
Buchanan  
Burgess  
Burton (IN)  
Buyer  
Calvert  
Campbell (CA)  
Cannon  
Cantor  
Capito  
Carter  
Chabot  
Coble  
Cole (OK)  
Conaway  
Crenshaw  
Culberson  
Davis (KY)  
Davis, David  
Davis, Tom  
Deal (GA)  
Dent  
Diaz-Balart, L.  
Diaz-Balart, M.  
Doolittle  
Drake  
Dreier  
Duncan  
Ehlers  
Emerson  
Everett  
Fallin  
Feehey  
Ferguson  
Flake  
Forbes  
Fortenberry  
Fortuño  
Fossella

Foxy  
Franks (AZ)  
Frelinghuysen  
Gallegly  
Garrett (NJ)  
Gerlach  
Gillmor  
Gingrey  
Gohmert  
Goode  
Goodlatte  
Pryce (OH)  
Granger  
Graves  
Hall (TX)  
Hastings (WA)  
Hayes  
Heller  
Hensarling  
Herger  
Hobson  
Hoekstra  
Hulshof  
Inglis (SC)  
Issa  
Jindal  
Johnson (IL)  
Johnson, Sam  
Jones (NC)  
Jordan  
Keller  
King (IA)  
King (NY)  
Kingston  
Kirk  
Kline (MN)  
Knollenberg  
Kuhl (NY)  
LaHood  
Lamborn  
Latham  
LaTourette  
Lewis (CA)  
Lewis (KY)  
Linder  
LoBiondo  
Lucas  
Lungren, Daniel E.  
Mack  
Manullo  
Marchant  
McCarthy (CA)  
McCaul (TX)  
McCotter  
McDermott  
McGovern  
McHenry  
McHugh  
McIntyre  
McKeon  
McNerney  
McNulty  
Meehan  
Meek (FL)  
Meeks (NY)  
Mica  
Michaud  
Miller (MI)

Musgrave  
Neugebauer  
Nunes  
Paul  
Pearce  
Pence  
Petri  
Pickering  
Pitts  
Porter  
Price (GA)  
Pryce (OH)  
Putnam  
Radanovich  
Ramstad  
Regula  
Rehberg  
Reichert  
Renzi  
Rogers (AL)  
Rogers (KY)  
Rogers (MI)  
Rohrabacher  
Ros-Lehtinen  
Roskam  
Royce  
Ryan (WI)  
Sali  
Saxton  
Schmidt  
Sensenbrenner  
Sessions  
Shadegg  
Shays  
Shimkus  
Shuster  
Simpson  
Smith (NE)  
Smith (NJ)  
Smith (TX)  
Souder  
Stearns  
Sullivan  
Tancredo  
Tanner  
Thornberry  
Tiahrt  
Tiberi  
Turner  
Upton  
Walberg  
Walden (OR)  
Walsh (NY)  
Wamp  
Weldon (FL)  
Weller  
Westmoreland  
Wicker  
Wilson (NM)  
Wilson (SC)  
Young (AK)  
Young (FL)

NOT VOTING—41

Ackerman  
Baird  
Berman  
Blunt  
Bordallo  
Boucher  
Boyd (FL)  
Boyd (KS)  
Brown-Waite,  
Ginny  
Cubin  
Davis, Jo Ann  
Delahunt  
Dicks  
Engel

Faleomavaega  
Fattah  
Fortenberry  
Foxy  
Gillibrand  
Hall (TX)  
Hastings (FL)  
Higgins  
Hirono  
Hunter  
Matsui  
McMorris  
Rodgers  
Miller (FL)  
Moran (VA)

Nadler  
Norton  
Paul  
Peterson (PA)  
Platts  
Poe  
Pryce (OH)  
Radanovich  
Schwartz  
Sires  
Stark  
Welch (VT)  
Young (FL)

So the motion was not agreed to.  
After some further time,

¶69.17 CALL IN COMMITTEE

Ms. ESHOO, Acting Chairman, announced that the Committee, having had under consideration said bill, finding itself without a quorum, directed the Members to record their presence by electronic device, and the following-named Members responded—

¶69.18 [Roll No. 356]

Abercrombie  
Ackerman  
Aderholt  
Akin  
Alexander  
Allen  
Altmire  
Andrews  
Arcuri  
Baca  
Bachmann  
Bachus  
Baird  
Baker  
Baldwin  
Barrett (SC)  
Barrow  
Bartlett (MD)  
Barton (TX)

Bean  
Becerra  
Berkley  
Berman  
Berry  
Biggart  
Bilbray  
Bilirakis  
Bishop (GA)  
Bishop (NY)  
Bishop (UT)  
Blackburn  
Blumenauer  
Boehner  
Bonner  
Boozman  
Boren  
Boswell

Boucher  
Boustany  
Boyd (FL)  
Boyd (KS)  
Brady (PA)  
Brady (TX)  
Braley (IA)  
Brown (SC)  
Brown, Corrine  
Brown-Waite,  
Ginny  
Buchanan  
Burgess  
Burton (IN)  
Butterfield  
Buyer  
Calvert  
Campbell (CA)  
Cannon

NOES—222

Abercrombie	Green, Gene	Napolitano
Ackerman	Grijalva	Neal (MA)
Allen	Gutierrez	Oberstar
Altmire	Hall (NY)	Obey
Andrews	Hare	Olver
Arcuri	Harman	Ortiz
Baca	Hastings (FL)	Pallone
Baird	Herseth Sandlin	Pascrell
Baldwin	Higgins	Pastor
Bean	Hill	Payne
Becerra	Hinchev	Perlmutter
Berkley	Hinojosa	Peterson (MN)
Berman	Hirono	Pomeroy
Berry	Hodes	Price (NC)
Bishop (GA)	Holden	Rahall
Bishop (NY)	Holt	Rangel
Blumenauer	Honda	Reyes
Boren	Hooley	Rodriguez
Boswell	Hunter	Ross
Boucher	Inslee	Rothman
Boyd (FL)	Israel	Roybal-Allard
Boyd (KS)	Jackson (IL)	Ruppersberger
Brady (PA)	Jackson-Lee	Rush
Braley (IA)	(TX)	Ryan (OH)
Brown, Corrine	Jefferson	Salazar
Butterfield	Johnson (GA)	Sánchez, Linda
Capps	Johnson, E. B.	T.
Capuano	Jones (OH)	Sanchez, Loretta
Carmahan	Kagen	Sarbanes
Carney	Kanjorski	Schakowsky
Carson	Kaptur	Schiff
Castle	Kennedy	Schwartz
Castor	Kildee	Scott (GA)
Chandler	Kilpatrick	Scott (VA)
Clarke	Kind	Serrano
Clay	Klein (FL)	Sestak
Cleaver	Kucinich	Shea-Porter
Clyburn	Lampson	Sherman
Cohen	Langevin	Shuler
Conyers	Lantos	Sires
Cooper	Larsen (WA)	Skelton
Costa	Larson (CT)	Slaughter
Costello	Lee	Smith (WA)
Courtney	Levin	Snyder
Cramer	Lewis (GA)	Solis
Crowley	Lipinski	Space
Cuellar	Loeb sack	Spratt
Cummings	Lofgren, Zoe	Sutton
Davis (AL)	Lowe	Tanner
Davis (CA)	Lynch	Tauscher
Davis (IL)	Mahoney (FL)	Taylor
Davis, Lincoln	Maloney (NY)	Thompson (CA)
DeFazio	Markey	Thompson (MS)
DeGette	Marshall	Tierney
Dicks	Matheson	Towns
Dingell	Matsui	Udall (CO)
Doggett	McCarthy (NY)	Udall (NM)
Donnelly	McCollum (MN)	Van Hollen
Doyle	McDermott	Velázquez
Edwards	McGovern	Visclosky
Ellison	McIntyre	Walz (MN)
Ellsworth	McNerney	Wasserman
Emanuel	McNulty	Schultz
Eshoo	Meehan	Waters
Etheridge	Meek (FL)	Watson
Farr	Meeks (NY)	Watt
Fattah	Michaud	Waxman
Finer	Miller (NC)	Weiner
Frank (MA)	Mitchell	Welch (VT)
Giffords	Moore (KS)	Wexler
Gilchrest	Moore (WI)	Wilson (OH)
Gillibrand	Murphy (CT)	Woolsey
Gonzalez	Murphy, Patrick	Wu
Gordon	Murphy, Tim	Wynn
Green, Al	Murtha	Yarmuth

NOT VOTING—31

Barrow	Faleomavaega	Nadler
Bordallo	Hastert	Norton
Camp (MI)	Hoyer	Peterson (PA)
Cardoza	McCrery	Platts
Christensen	McMorris	Poe
Cubin	Rodgers	Reynolds
Davis, Jo Ann	Melancon	Stark
Delahunt	Miller (FL)	Stupak
DeLauro	Miller, George	Whitfield
Engel	Moran (VA)	Wolf
English (PA)	Myrick	

So the motion was not agreed to. After some further time,

69.21 CALL IN COMMITTEE

Ms. ESHOO, Acting Chairman, announced that the Committee, having had under consideration said bill, finding itself without a quorum, directed

the Members to record their presence by electronic device, and the following-named Members responded—

69.22 [Roll No. 358]

Abercrombie	Davis, David	Johnson (GA)
Ackerman	Davis, Lincoln	Johnson (IL)
Aderholt	Davis, Tom	Johnson, E. B.
Akin	Deal (GA)	Johnson, Sam
Alexander	DeFazio	Jones (NC)
Allen	DeGette	Jones (OH)
Altmire	DeLauro	Jordan
Andrews	Dent	Kagen
Arcuri	Diaz-Balart, L.	Kanjorski
Baca	Diaz-Balart, M.	Kaptur
Bachmann	Dingell	Kennedy
Bachus	Doggett	Kildee
Baird	Donnelly	Kind
Baker	Doolittle	King (IA)
Baldwin	Doyle	King (NY)
Barrett (SC)	Drake	Kingston
Barrow	Dreier	Kirk
Bartlett (MD)	Duncan	Klein (FL)
Barton (TX)	Edwards	Kline (MN)
Bean	Ehlers	Knollenberg
Becerra	Ellison	Kucinich
Berkley	Ellsworth	Kuhl (NY)
Berman	Emanuel	LaHood
Berry	Emerson	Lamborn
Biggert	English (PA)	Lampson
Bilbray	Eshoo	Langevin
Bilirakis	Etheridge	Lantos
Bishop (GA)	Everett	Larsen (WA)
Bishop (VA)	Fallin	Latham
Bishop (UT)	Fattah	LaTourette
Blackburn	Feeney	Lee
Blumenauer	Ferguson	Levin
Blunt	Filner	Lewis (CA)
Boehner	Flake	Lewis (GA)
Bonner	Forbes	Lewis (KY)
Bono	Fortenberry	Linder
Boozman	Fortuño	Lipinski
Boren	Fossella	LoBiondo
Boswell	Fox	Loeb sack
Boucher	Franks (AZ)	Lowe
Boustany	Frelinghuysen	Lucas
Boyd (FL)	Gallely	Lungren, Daniel
Boyd (KS)	Garrett (NJ)	E.
Brady (PA)	Gerlach	Lynch
Brady (TX)	Giffords	Mack
Braley (IA)	Gilchrest	Mahoney (FL)
Brown (SC)	Gillibrand	Maloney (NY)
Brown, Corrine	Gillmor	Manzullo
Brown-Waite,	Gingrey	Marchant
Ginny	Gohmert	Markey
Buchanan	Gonzalez	Marshall
Burgess	Goode	Matheson
Burton (IN)	Goodlatte	Matsui
Butterfield	Gordon	McCarthy (CA)
Buyer	Granger	McCarthy (NY)
Calvert	Graves	McCauley (TX)
Camp (MI)	Green, Al	McCollum (MN)
Campbell (CA)	Green, Gene	McCotter
Cannon	Grijalva	McDermott
Cantor	Gutierrez	McGovern
Capito	Hall (NY)	McHenry
Capuano	Hall (TX)	McHugh
Cardoza	Hare	McIntyre
Carmahan	Harman	McKeon
Carney	Hastert	McNerney
Carson	Hastings (FL)	McNulty
Carter	Hastings (WA)	Meehan
Castle	Hayes	Meek (FL)
Castor	Heller	Meeks (NY)
Chabot	Hensarling	Melancon
Chandler	Herger	Mica
Christensen	Herseth Sandlin	Michaud
Clarke	Higgins	Miller (MI)
Clay	Hill	Miller (NC)
Cleaver	Hinchev	Miller, Gary
Clyburn	Hinojosa	Mitchell
Coble	Hirono	Mollohan
Cohen	Hobson	Moore (KS)
Cole (OK)	Hodes	Moore (WI)
Conaway	Hoekstra	Moran (KS)
Conyers	Holden	Moran (VA)
Cooper	Holt	Murphy (CT)
Costa	Hooley	Murphy, Patrick
Costello	Hoyer	Murphy, Tim
Courtney	Hulshof	Murtha
Cramer	Hunter	Musgrave
Crenshaw	Inglis (SC)	Myrick
Crowley	Inslee	Napolitano
Culberson	Israel	Neal (MA)
Cummings	Issa	Neugebauer
Davis (AL)	Jackson (IL)	Nunes
Davis (CA)	Jackson-Lee	Oberstar
Davis (IL)	(TX)	Obey
Davis (KY)	Jindal	Ortiz

Pallone	Ryan (OH)	Taylor
Pascrell	Ryan (WI)	Terry
Pastor	Salazar	Thompson (CA)
Paul	Sali	Thompson (MS)
Payne	Sánchez, Linda	Thornberry
Pearce	T.	Tiahrt
Pence	Sanchez, Loretta	Tiberi
Perlmutter	Sarbanes	Tierney
Peterson (MN)	Saxton	Towns
Peterson (PA)	Schiff	Turner
Petri	Schmidt	Udall (CO)
Pickering	Schwartz	Udall (NM)
Pitts	Scott (GA)	Upton
Platts	Scott (VA)	Van Hollen
Poe	Sensenbrenner	Velázquez
Pomeroy	Serrano	Visclosky
Porter	Sessions	Walberg
Price (GA)	Sestak	Walden (OR)
Price (NC)	Shadegg	Walsh (NY)
Pryce (OH)	Shays	Walz (MN)
Putnam	Shea-Porter	Wamp
Radanovich	Sherman	Wasserman
Rahall	Shimkus	Schultz
Ramstad	Shuler	Waters
Rangel	Shuster	Watson
Regula	Simpson	Watt
Rehberg	Sires	Waxman
Reichert	Skelton	Weiner
Renzi	Slaughter	Welch (VT)
Reyes	Smith (NE)	Weller
Reynolds	Smith (NJ)	Westmoreland
Rodriguez	Smith (TX)	Wexler
Rogers (AL)	Snyder	Whitfield
Rogers (KY)	Solis	Wicker
Rogers (MI)	Souder	Wilson (NM)
Rohrabacher	Space	Wilson (OH)
Ros-Lehtinen	Spratt	Wilson (SC)
Roskam	Stearns	Wolf
Ross	Stupak	Wu
Rothman	Sullivan	Wynn
Roybal-Allard	Sutton	Young (AK)
Royce	Tancredo	Young (FL)
Ruppersberger	Tanner	
Rush	Tauscher	

Thereupon, Ms. ESHOO, Acting Chairman, announced that 407 Members had been recorded, a quorum. The Committee resumed its business.

69.23 MOTION TO RISE

A recorded vote by electronic device was ordered in the Committee of the Whole on the motion of Mr. WEST-MORELAND that the Committee do now rise.

It was decided in the negative .....	Yeas .....	186		
			Nays .....	213

69.24 [Roll No. 359]

AYES—186

Aderholt	Cole (OK)	Gillmor
Akin	Conaway	Gingrey
Alexander	Crenshaw	Gohmert
Bachmann	Culberson	Goode
Bachus	Davis (KY)	Goodlatte
Baker	Davis, David	Granger
Barrett (SC)	Davis, Tom	Graves
Bartlett (MD)	Deal (GA)	Hall (TX)
Barton (TX)	Dent	Hastert
Biggert	Diaz-Balart, L.	Hastings (WA)
Bilbray	Diaz-Balart, M.	Hayes
Bilirakis	Doolittle	Heller
Bishop (UT)	Drake	Hensarling
Blackburn	Dreier	Hobson
Blunt	Duncan	Hoekstra
Boehner	Ehlers	Hulshof
Bonner	Emerson	Inglis (SC)
Bono	English (PA)	Issa
Boozman	Everett	Jindal
Boustany	Fallin	Johnson (IL)
Brady (TX)	Feeney	Johnson, Sam
Brown (SC)	Ferguson	Jordan
Buchanan	Flake	Keller
Burgess	Forbes	King (IA)
Burton (IN)	Fortenberry	King (NY)
Buyer	Fortuño	Kingston
Calvert	Fossella	Kirk
Camp (MI)	Fox	Kline (MN)
Campbell (CA)	Franks (AZ)	Knollenberg
Cannon	Frelinghuysen	Kuhl (NY)
Capito	Gallely	LaHood
Carter	Garrett (NJ)	Lamborn
Chabot	Gerlach	Latham



LaTourette  
Lewis (CA)  
Lewis (KY)  
Linder  
LoBiondo  
Lucas  
Lungren, Daniel E.  
Mack  
Manzullo  
Marchant  
McCarthy (CA)  
McCaul (TX)  
McCotter  
McHenry  
McHugh  
McKeon  
Mica  
Miller (MI)  
Miller, Gary  
Moran (KS)  
Musgrave  
Myrick  
Neugebauer  
Nunes  
Paul  
Pearce  
Pence  
Petri  
Pickering

Pitts  
Platts  
Poe  
Porter  
Price (GA)  
Pryce (OH)  
Putnam  
Radanovich  
Ramstad  
Regula  
Rehberg  
Reichert  
Rogers (AL)  
Reynolds  
Rogers (AL)  
Rogers (KY)  
Rogers (MI)  
Rohrabacher  
Ros-Lehtinen  
Roskam  
Royce  
Ryan (WI)  
Sali  
Saxton  
Schmidt  
Sensenbrenner  
Sessions  
Shadegg  
Shays  
Shimkus

Shuler  
Shuster  
Simpson  
Smith (NE)  
Smith (NJ)  
Smith (TX)  
Souder  
Stearns  
Tancredo  
Terry  
Thornberry  
Tiahrt  
Tiberi  
Turner  
Upton  
Walberg  
Walden (OR)  
Walsh (NY)  
Wamp  
Weller  
Westmoreland  
Whitfield  
Wicker  
Wilson (NM)  
Wilson (SC)  
Wolf  
Young (AK)  
Young (FL)

NOES—213

Ackerman  
Allen  
Altmire  
Andrews  
Arcuri  
Baca  
Baird  
Baldwin  
Barrow  
Bean  
Becerra  
Berkley  
Berman  
Berry  
Bishop (GA)  
Bishop (NY)  
Blumenauer  
Boren  
Hinchev  
Boswell  
Boucher  
Boyd (FL)  
Boyd (KS)  
Brady (PA)  
Braley (IA)  
Brown, Corrine  
Butterfield  
Capuano  
Cardoza  
Carnahan  
Carney  
Carson  
Castle  
Castor  
Chandler  
Christensen  
Clarke  
Clay  
Clever  
Clyburn  
Cohen  
Conyers  
Cooper  
Costa  
Costello  
Courtney  
Cramer  
Crowley  
Cuellar  
Cummings  
Davis (AL)  
Davis (CA)  
Davis (IL)  
Davis, Lincoln  
DeFazio  
DeGette  
DeLauro  
Dingell  
Doggett  
Donnelly  
Doyle  
Edwards  
Ellison  
Ellsworth  
Emanuel  
Eshoo  
Etheridge  
Fattah  
Filner

Frank (MA)  
Giffords  
Gilchrest  
Gillibrand  
Gonzalez  
Gordon  
Green, Al  
Green, Gene  
Grijalva  
Gutierrez  
Hall (NY)  
Hare  
Harman  
Hastings (FL)  
Herseht Sandlin  
Higgins  
Hill  
Hinchey  
Hinojosa  
Pallone  
Pascrell  
Pastor  
Payne  
Peterson (MN)  
Pomeroy  
Price (NC)  
Rahall  
Rangel  
Reyes  
Rodriguez  
Ross  
Rothman  
Roybal-Allard  
Ruppersberger  
Rush  
Ryan (OH)  
Salazar  
Sanchez, Linda T.  
Sanchez, Loretta  
Sarbanes  
Schiff  
Schwartz  
Scott (GA)  
Scott (VA)  
Serrano  
Sestak  
Shea-Porter  
Sherman  
Sires  
Lewis (GA)  
Skelton  
Slaughter  
Loebsack  
Lowey  
Lynch  
Mahoney (FL)  
Maloney (NY)  
Markey  
Marshall  
Matheson  
Matsui  
McCarthy (NY)  
McCollum (MN)  
McDermott  
McGovern  
McIntyre  
McNerney  
McNulty  
Meehan

Meek (FL)  
Melancon  
Michaud  
Miller (NC)  
Mitchell  
Mollohan  
Moore (KS)  
Moore (WI)  
Moran (VA)  
Murphy (CT)  
Murphy, Patrick  
Murphy, Tim  
Murtha  
Neapolitano  
Neal (MA)  
Oberstar  
Obey  
Ortiz  
Bachus  
Pallone  
Pascrell  
Pastor  
Payne  
Peterson (MN)  
Pomeroy  
Price (NC)  
Rahall  
Rangel  
Reyes  
Rodriguez  
Ross  
Rothman  
Roybal-Allard  
Ruppersberger  
Rush  
Ryan (OH)  
Salazar  
Sanchez, Linda T.  
Sanchez, Loretta  
Sarbanes  
Schiff  
Schwartz  
Scott (GA)  
Scott (VA)  
Serrano  
Sestak  
Shea-Porter  
Sherman  
Sires  
Lewis (GA)  
Skelton  
Slaughter  
Loebsack  
Lowey  
Lynch  
Mahoney (FL)  
Maloney (NY)  
Markey  
Marshall  
Matheson  
Matsui  
McCarthy (NY)  
McCollum (MN)  
McDermott  
McGovern  
McIntyre  
McNerney  
McNulty  
Meehan

Wasserman  
Schultz  
Waters  
Watson

Watt  
Waxman  
Weiner  
Welch (VT)

Wexler  
Wilson (OH)  
Wu  
Wynn

Johnson (GA)  
Johnson (IL)  
Johnson, Sam  
Jones (NC)  
Jones (OH)  
Jordan  
Kagen  
Kanjorski  
Kaptur  
Keller  
Kennedy  
Kildee  
Kilpatrick  
Kind  
King (IA)  
King (NY)  
Kingston  
Kirk  
Klein (FL)  
Kline (MN)  
Knollenberg  
Kucinich  
Kuhl (NY)  
LaHood  
Lamborn  
Lampson  
Langevin  
Lantos  
Larsen (WA)  
Latham  
LaTourette  
Lee  
Levin  
Lewis (CA)  
Lewis (GA)  
Lewis (KY)  
Linder  
Lipinski  
LoBiondo  
Loebsack  
Lofgren, Zoe  
Lowey  
Lucas  
Lungren, Daniel E.  
Lynch  
Mack  
Mahoney (FL)  
Maloney (NY)  
Manzullo  
Marchant  
Markey  
Marshall  
Matheson  
Matsui  
McCarthy (CA)  
McCarthy (NY)  
McCaul (TX)  
McCollum (MN)  
McCotter  
McCrary  
Gordon  
Granger  
Graves  
Green, Al  
Green, Gene  
Grijalva  
Gutierrez  
Hall (NY)  
Hall (TX)  
Hare  
Hastings (FL)  
Hastings (WA)  
Hayes  
Heller  
Hensarling  
Herger  
Herseth Sandlin  
Higgins  
Hill  
Hinchev  
Hinojosa  
Hirono  
Hobson  
Hodes  
Hoekstra  
Holt  
Honda  
Hooley  
Hoyer  
Hulshof  
Hunter  
Inglis (SC)  
Insee  
Israel  
Issa  
Jackson (IL)  
Jackson-Lee  
(TX)  
Jefferson  
Jindal

ANSWERED "PRESENT"—1

NOT VOTING—37

Abercrombie  
Bordallo  
Brown-Waite,  
Ginny  
Cantor  
Capps  
Coble  
Cubin  
Davis, Jo Ann  
Delahunt  
Dicks  
Engel  
Faleomavaega

Farr  
Herger  
Jefferson  
Kilpatrick  
Lampson  
Larson (CT)  
Lofgren, Zoe  
McCrery  
McMorris  
Rodgers  
Meeks (NY)  
Miller (FL)  
Miller, George

Nadler  
Norton  
Olver  
Perlmutter  
Peterson (PA)  
Schakowsky  
Smith (WA)  
Sullivan  
Thompson (MS)  
Van Hollen  
Weldon (FL)  
Woolsey  
Yarmuth

So the motion was not agreed to.  
After some further time,

¶69.25 CALL IN COMMITTEE

Ms. ESHOO, Acting Chairman, announced that the Committee, having had under consideration said bill, finding itself without a quorum, directed the Members to record their presence by electronic device, and the following-named Members responded—

¶69.26 [Roll No. 360]

Ackerman  
Aderholt  
Akin  
Alexander  
Allen  
Altmire  
Andrews  
Arcuri  
Baca  
Bachmann  
Bachus  
Baird  
Baker  
Baldwin  
Barrett (SC)  
Barrow  
Bartlett (MD)  
Barton (TX)  
Bean  
Becerra  
Berkley  
Berry  
Biggett  
Bilbray  
Bilirakis  
Bishop (GA)  
Bishop (NY)  
Blackburn  
Blumenauer  
Boehner  
Bonner  
Bono  
Boozman  
Boren  
Boswell  
Boucher  
Boustany  
Boyd (FL)  
Boyd (KS)  
Brady (PA)  
Brady (TX)  
Braley (IA)  
Brown (SC)  
Brown, Corrine  
Brown-Waite,  
Ginny  
Buchanan  
Burgess  
Burton (IN)  
Butterfield  
Buyer  
Camp (MI)  
Campbell (CA)  
Cannon  
Cantor  
Capito  
Capps  
Capuano  
Cardoza  
Carnahan  
Carney

Carson  
Carter  
Castle  
Castor  
Chabot  
Chandler  
Clarke  
Clay  
Clever  
Clyburn  
Coble  
Cohen  
Cole (OK)  
Conaway  
Conyers  
Cooper  
Costa  
Costello  
Courtney  
Cramer  
Crenshaw  
Crowley  
Cuellar  
Cummings  
Davis (AL)  
Davis (CA)  
Davis (IL)  
Davis (KY)  
Davis, David  
Davis, Tom  
Deal (GA)  
DeFazio  
DeGette  
Delahunt  
DeLauro  
Dent  
Diaz-Balart, L.  
Diaz-Balart, M.  
Dicks  
Dingell  
Doggett  
Donnelly  
Doolittle  
Drake  
Dreier  
Duncan  
Edwards  
Ehlers  
Ellison  
Ellsworth  
Emanuel  
Emerson  
English (PA)  
Eshoo  
Etheridge  
Everett  
Fallin  
Farr  
Fattah  
Feeney  
Ferguson

Filner  
Flake  
Forbes  
Fortenberry  
Fortuño  
Fossella  
Foxy  
Franks (AZ)  
Frelinghuysen  
Gallegly  
Garrett (NJ)  
Gerlach  
Giffords  
Gillchrest  
Gillibrand  
Gillmor  
Gingrey  
Gohmert  
Gonzalez  
Goode  
Goodlatte  
Gordon  
Granger  
Graves  
Green, Al  
Green, Gene  
Grijalva  
Gutierrez  
Hall (NY)  
Hall (TX)  
Hare  
Hastings (FL)  
Hastings (WA)  
Hayes  
Heller  
Hensarling  
Herger  
Herseth Sandlin  
Higgins  
Hill  
Hinchev  
Hinojosa  
Hirono  
Hobson  
Hodes  
Hoekstra  
Holt  
Honda  
Hooley  
Hoyer  
Hulshof  
Hunter  
Inglis (SC)  
Insee  
Israel  
Issa  
Jackson (IL)  
Jackson-Lee  
(TX)  
Jefferson  
Jindal

Miller (MI)  
Miller (NC)  
Miller, Gary  
Mitchell  
Mollohan  
Moore (KS)  
Moore (WI)  
Moran (KS)  
Moran (VA)  
Murphy (CT)  
Murphy, Patrick  
Murphy, Tim  
Musgrave  
Myrick  
Neapolitano  
Neal (MA)  
Neugebauer  
Nunes  
Oberstar  
Obey  
Olver  
Ortiz  
Pallone  
Pascrell  
Pastor  
Paul  
Pearce  
Pence  
Perlmutter  
Peterson (MN)  
Petri  
Pickering  
Pitts  
Poe  
Pomeroy  
Porter  
Price (GA)  
Price (NC)  
Pryce (OH)  
Putnam  
Radanovich  
Rahall  
Ramstad  
Rangel  
Regula  
Rehberg  
Reichert  
Renzi  
Reyes  
Rodriguez  
Rogers (AL)  
Rogers (KY)  
Rogers (MI)  
Rohrabacher  
Ros-Lehtinen  
Ross  
Rothman  
Roybal-Allard  
Royce  
Ruppersberger  
Rush  
Ryan (OH)  
Ryan (WI)  
Salazar  
Sali  
Sanchez, Linda T.  
Sanchez, Loretta  
Sarbanes  
Saxton  
Schakowsky  
Schiff  
Schmidt  
Schwartz

Scott (GA)  
Scott (VA)  
Sensenbrenner  
Serrano  
Sessions  
Sestak  
Shadegg  
Shays  
Shea-Porter  
Sherman  
Shimkus  
Shuler  
Shuster  
Simpson  
Skelton  
Slaughter  
Smith (NE)  
Smith (NJ)  
Smith (TX)  
Smith (WA)  
Snyder  
Solis  
Space  
Spratt  
Stearns  
Stupak  
Sullivan  
Sutton  
Tancredo  
Tanner  
Tauscher  
Taylor  
Terry  
Thompson (CA)  
Thompson (MS)  
Thornberry  
Tiahrt  
Tiberi  
Tierney  
Towns  
Turner  
Udall (CO)  
Udall (NM)  
Upton  
Van Hollen  
Velázquez  
Viscosky  
Walberg  
Walden (OR)  
Walsh (NY)  
Walz (MN)  
Wamp  
Wasserman  
Schultz  
Waters  
Watson  
Watt  
Weiner  
Welch (VT)  
Weldon (FL)  
Weller  
Westmoreland  
Wexler  
Whitfield  
Wicker  
Wilson (NM)  
Wilson (OH)  
Wilson (SC)  
Wolf  
Wu  
Wynn  
Yarmuth  
Young (AK)  
Young (FL)

Thereupon, Ms. ESHOO, Acting Chairman, announced that 403 Members had been recorded, a quorum.

The Committee resumed its business.

¶69.27 MOTION TO RISE

A recorded vote by electronic device was ordered in the Committee of the Whole on the motion of Mr. BUYER that the Committee do now rise.

It was decided in the  
negative .....

Yeas ..... 178  
Nays ..... 217

¶69.28 [Roll No. 361]

AYES—178

Aderholt  
Akin  
Alexander  
Bachus

Baker  
Barrett (SC)  
Bartlett (MD)  
Barton (TX)

Biggett  
Bilbray  
Bilirakis  
Bishop (UT)

Blackburn	Granger	Pence	McCarthy (NY)	Pomeroy	Spratt	Dreier	Kline (MN)	Renzi
Blunt	Graves	Petri	McCullum (MN)	Price (NC)	Stupak	Duncan	Knollenberg	Reyes
Bonner	Hall (TX)	Pickering	McDermott	Rahall	Stuton	Edwards	Kucinich	Reynolds
Bono	Hastings (WA)	Pitts	McGovern	Rangel	Tanner	Ehlers	Kuhl (NY)	Rodriguez
Boozman	Hayes	Platts	McIntyre	Reyes	Tauscher	Ellison	LaHood	Rogers (AL)
Boustany	Heller	Poe	McNeerney	Rodriguez	Taylor	Ellsworth	Lamborn	Rogers (KY)
Brady (TX)	Hensarling	Porter	McNulty	Ross	Thompson (CA)	Emanuel	Lampson	Rogers (MI)
Brown (SC)	Hobson	Price (GA)	Meenan	Emerson	Thompson (MS)	English (PA)	Langevin	Rohrabacher
Brown-Waite,	Hoekstra	Pryce (OH)	Meek (FL)	Roybal-Allard	Tierney	Eshoo	Lantos	Ros-Lehtinen
Ginny	Hulshof	Radanovich	Meeks (NY)	Ruppersberger	Towns	Etheridge	Larsen (WA)	Roskam
Buchanan	Inglis (SC)	Ramstad	Melancon	Rush	Udall (CO)	Everett	Larson (CT)	Ross
Burgess	Issa	Regula	Michaud	Ryan (OH)	Udall (NM)	Fallin	Latham	Rothman
Burton (IN)	Jindal	Rehberg	Mitchell	Salazar	Van Hollen	Farr	LaTourette	Roybal-Allard
Camp (MI)	Johnson (IL)	Reichert	Mollohan	Sánchez, Linda	Velazquez	Fattah	Lee	Royce
Campbell (CA)	Johnson, Sam	Renzi	Moore (KS)	T.	Visclosky	Feeney	Levin	Ruppersberger
Cannon	Jones (NC)	Rogers (AL)	Moore (WI)	Sanchez, Loretta	Walsh (NY)	Ferguson	Lewis (CA)	Rush
Capito	Jordan	Rogers (KY)	Moran (VA)	Sarbanes	Walz (MN)	Filner	Lewis (GA)	Ryan (OH)
Carter	Keller	Rogers (MI)	Murphy (CT)	Schakowsky	Wasserman	Flake	Lewis (KY)	Ryan (WI)
Chabot	King (IA)	Rohrabacher	Murphy, Patrick	Schiff	Schultz	Forbes	Linder	Salazar
Coble	King (NY)	Ros-Lehtinen	Murphy, Tim	Schwartz	Scott (GA)	Fortenberry	Lipinski	Sali
Cole (OK)	Kingston	Royce	Murtha	Scott (VA)	Watson	Fortuno	LoBiondo	Sánchez, Linda
Conaway	Kirk	Sali	Napolitano	Scott (VA)	Watt	Fossella	Loebsack	T.
Culberson	Kline (MN)	Saxton	Neal (MA)	Serrano	Waxman	Fox	Lofgren, Zoe	Sanchez, Loretta
Davis (KY)	Knollenberg	Schmidt	Oberstar	Sestak	Weiner	Franks (AZ)	Lowey	Saxton
Davis, David	Kuhl (NY)	Sensenbrenner	Obey	Shea-Porter	Welch (VT)	Frelinghuysen	Lucas	Schakowsky
Davis, Tom	LaHood	Sessions	Oliver	Sherman	Wexler	Gallegly	Lungren, Daniel	Schiff
Deal (GA)	Lamborn	Shadegg	Ortiz	Sires	Wilson (OH)	Garrett (NJ)	E.	Schmidt
Dent	Latham	Shays	Pallone	Slaughter	Wu	Giffords	Mack	Schwartz
Diaz-Balart, L.	LaTourette	Shimkus	Pascrell	Smith (WA)	Wynn	Gilchrist	Mahoney (FL)	Scott (GA)
Diaz-Balart, M.	Lewis (CA)	Shuler	Pastor	Snyder	Yarmuth	Gillibrand	Maloney (NY)	Scott (VA)
Doolittle	Lewis (KY)	Shuster	Perlmutter	Solis		Gillmore	Manzullo	Sensenbrenner
Drake	Linder	Simpson	Peterson (MN)	Space		Gingrey	Marchant	Serrano
Dreier	LoBiondo	Smith (NE)				Gohmert	Markey	Sessions
Duncan	Lucas	Smith (NJ)	Abercrombie	Gilchrist	Nadler	Gonzalez	Matheson	Sestak
Ehlers	Lungren, Daniel	Smith (TX)	Bachmann	Goodlatte	Norton	Goode	Matsui	Shadegg
Emerson	E.	Souder	Blumenauer	Harman	Payne	Goodlatte	McCarthy (CA)	Shays
English (PA)	Mack	Stearns	Boehner	Hastert	Peterson (PA)	Gordon	McCarthy (NY)	Shea-Porter
Everett	Manzullo	Sullivan	Bordallo	Herger	Putnam	Granger	McCaul (TX)	Sherman
Fallin	Marchant	Tancredo	Buyer	Holden	Reynolds	Graves	McCotter	Shimkus
Feeney	McCarthy (CA)	Terry	Calvert	Hunter	Roskam	Green, Al	McCrary	Shuler
Ferguson	McCaul (TX)	Thornberry	Cantor	Johnson, E. B.	Ryan (WI)	Green, Gene	McDermott	Shuster
Flake	McCotter	Tiahrt	Christensen	Larson (CT)	Skelton	Grijalva	McGovern	Simpson
Forbes	McCreary	Tiberi	Cubin	Lewis (GA)	Stark	Gutierrez	McHenry	Sires
Fortenberry	McHenry	Turner	Davis, Jo Ann	McMorris	Whitfield	Hall (NY)	McHugh	Skelton
Fortuno	McHugh	Upton	Dingell	Rodgers	Woolsey	Hall (TX)	McIntyre	Slaughter
Fossella	McKeon	Walberg	Doyle	Miller (FL)	Young (FL)	Hare	McKeon	Smith (NE)
Fox	Mica	Walden (OR)	Engel	Miller (NC)		Harman	McNerney	Smith (NJ)
Franks (AZ)	Miller (MI)	Wamp	Faleomavaega	Miller, George		Hastert	McNulty	Smith (TX)
Frelinghuysen	Miller, Gary	Weldon (FL)				Hastings (FL)	Meehan	Smith (WA)
Gallegly	Moran (KS)	Weller				Hastings (WA)	Meek (FL)	Snyder
Garrett (NJ)	Musgrave	Westmoreland				Hayes	Melancon	Solis
Gerlach	Myrick	Wicker				Heller	Mica	Souder
Gillmor	Neugebauer	Wilson (NM)				Hensarling	Michaud	Space
Gingrey	Nunes	Wilson (SC)				Herger	Miller (MI)	Spratt
Gohmert	Paul	Wolf				Herseth Sandlin	Miller, Gary	Stearns
Goode	Pearce	Young (AK)				Higgins	Mitchell	Stupak

## NOT VOTING—42

So the motion was not agreed to.  
After some further time,

## ¶69.29 CALL IN COMMITTEE

Mrs. JONES of Ohio, Acting Chairman, announced that the Committee, having had under consideration said bill, finding itself without a quorum, directed the Members to record their presence by electronic device, and the following-named Members responded—

## ¶69.30 [Roll No. 362]

Ackerman	Costello	Hinchev	Ackerman	Boswell	Clyburn
Allen	Courtney	Hinojosa	Aderholt	Boucher	Coble
Altmire	Cramer	Hirono	Akin	Boustany	Cohen
Andrews	Crenshaw	Hodes	Alexander	Boyd (FL)	Cole (OK)
Arcuri	Crowley	Holt	Allen	Boyd (KS)	Conaway
Baca	Cuellar	Honda	Altmire	Brady (PA)	Conyers
Baird	Cummings	Hooley	Andrews	Brady (TX)	Cooper
Baldwin	Davis (AL)	Hoyer	Arcuri	Braley (IA)	Costello
Barrow	Davis (CA)	Inslie	Baca	Brown (SC)	Courtney
Bean	Davis (IL)	Israel	Bachmann	Brown-Waite,	Cramer
Becerra	Davis, Lincoln	Jackson (IL)	Baker	Ginny	Crenshaw
Berkley	DeFazio	Jackson-Lee	Baldwin	Buchanan	Crowley
Berman	DeGette	(TX)	Barrett (SC)	Burgess	Cuellar
Berry	Delahunt	Jefferson	Barrow	Burton (IN)	Culberson
Bishop (GA)	DeLauro	Johnson (GA)	Bartlett (MD)	Butterfield	Cummings
Bishop (NY)	Dicks	Jones (OH)	Barton (TX)	Calvert	Davis (CA)
Boren	Doggett	Kagen	Becerra	Camp (MI)	Davis (IL)
Boswell	Donnelly	Kanjorski	Berkley	Campbell (CA)	Davis (KY)
Boucher	Edwards	Kaptur	Berman	Cannon	Davis, David
Boyd (FL)	Ellison	Kennedy	Berry	Cantor	Davis, Lincoln
Boyd (KS)	Ellsworth	Kildee	Biggart	Caputo	Davis, Tom
Brady (PA)	Emanuel	Kilpatrick	Bilirakis	Capuano	Deal (GA)
Braley (IA)	Eshoo	Kind	Bishop (GA)	Cardoza	DeFazio
Brown, Corrine	Etheridge	Klein (FL)	Bishop (NY)	Carnahan	DeGette
Butterfield	Farr	Kucinich	Bishop (UT)	Carney	Delahunt
Capps	Fattah	Lampson	Blackburn	Carson	DeLauro
Capuano	Filner	Langevin	Blumenauer	Carter	Dent
Cardoza	Frank (MA)	Lantos	Blunt	Castle	Diaz-Balart, L.
Carnahan	Giffords	Larsen (WA)	Boehner	Castor	Diaz-Balart, M.
Carney	Gillibrand	Lee	Bonner	Chabot	Dicks
Carson	Gonzalez	Levin	Bono	Chandler	Dingell
Castle	Gordon	Lipinski	Boozman	Clarke	Doggett
Castor	Green, Al	Loeb sack	Boren	Clay	Donnelly
Chandler	Green, Gene	Lofgren, Zoe		Cleaver	Doolittle
Clarke	Grijalva	Lowey			
Clay	Gutierrez	Lynch			
Cleaver	Hall (NY)	Mahoney (FL)			
Clyburn	Hare	Maloney (NY)			
Cohen	Hastings (FL)	Markey			
Conyers	Herseth Sandlin	Matheson			
Cooper	Higgins	Matsui			
Costa	Hill				

## NOES—217

Wilson (SC) Wu Young (AK)
Wolf Yarmuth Young (FL)

Thereupon, Mrs. JONES of Ohio, Acting Chairman, announced that 398 Members had been recorded, a quorum. The Committee resumed its business.

¶69.31 MOTION TO RISE

A recorded vote by electronic device was ordered in the Committee of the Whole on the motion of Mr. BUYER that the Committee do now rise.

It was decided in the { Yeas ..... 188 negative ..... } Nays ..... 221

¶69.32 [Roll No. 363]

AYES—188

Aderholt Gallegly Pence
Akin Garrett (NJ) Petri
Alexander Garlach
Bachmann Giffords
Baker Gillmor
Barrett (SC) Gingrey
Bartlett (MD) Goode
Barton (TX) Goodlatte
Berman Granger
Biggert Graves
Bilbray Hall (TX)
Bilirakis Hastert
Bishop (UT) Hastings (WA)
Blackburn Hayes
Blunt Heller
Boehner Hensarling
Bonner Herger
Bono Hobson
Boozman Hoekstra
Boustany Inglis (SC)
Brady (TX) Issa
Brown (SC) Jindal
Brown-Waite, Ginny Johnson (IL)
Buchanan Jordan
Burton (IN) Keller
Buyer King (IA)
Calvert King (NY)
Camp (MI) Kingston
Campbell (CA) Kirk
Cannon Kline (MN)
Cantor Knollenberg
Capito Kuhl (NY)
Carter LaHood
Chabot Lamborn
Coble Latham
Cole (OK) LaTourette
Conaway Lewis (CA)
Crenshaw Lewis (KY)
Culberson Linder
Davis (KY) LoBiondo
Davis, David Lucas
Deal (GA) Lungren, Daniel E.
Diaz-Balart, L. Mack
Diaz-Balart, M. Manzullo
Doolittle Marchant
Drake McCarthy (CA)
Dreier McCaul (TX)
Duncan McCotter
Ehlers McCrery
Emerson McHenry
English (PA) McHugh
Everett McKeon
Fallin Mica
Feehey Miller (MI)
Ferguson Miller, Gary
Forbes Moran (KS)
Fortenberry Musgrave
Fortuño Myrick
Fossella Neugebauer
Foxy Nunes
Franks (AZ) Paul
Frelinghuysen Pearce

NOES—221

Ackerman Bishop (GA) Capuano
Allen Bishop (NY) Cardoza
Altmire Blumenauer Carnahan
Andrews Boren Carney
Arcuri Boswell Carson
Baca Boucher Castle
Baldwin Boyd (FL) Castor
Barrow Boyda (KS) Chandler
Bean Brady (PA) Clarke
Becerra Braley (IA) Clay
Berkley Burgess Cleaver
Berry Butterfield Clyburn

Cohen Jones (NC) Price (NC)
Conyers Jones (OH) Rahall
Cooper Kagen Ramstad
Costa Kanjorski Rangel
Costello Kaptur Reyes
Courtney Kennedy Rodriguez
Cramer Kildee Ross
Crowley Kilpatrick Rothman
Cuellar Kind Roybal-Allard
Cummings Klein (FL) Ruppertsberger
Davis (CA) Kucinich Rush
Davis (IL) Lampson Ryan (OH)
Davis, Lincoln Langevin Salazar
Davis, Tom Lantos
DeFazio Larsen (WA)
DeGette Larson (CT)
Delahunt Lee
DeLauro Levin
Dicks Lewis (GA)
Dingell Lipinski
Doggett Loebbeck Scott (GA)
Donnelly Lofgren, Zoe Scott (VA)
Edwards Lowey Serrano
Ellison Lynch Sestak
Ellsworth Mahoney (FL) Shea-Porter
Emanuel Maloney (NY) Sherman
Eshoo Markey
Etheridge Marshall
Farr Matheson
Fattah Matsui
Filner McCarthy (NY)
Frank (MA) McCollum (MN)
Gilchrist McGovern
Gillibrand McIntyre
Gonzalez Gordon
Green, Al Green, Gena
Green, Gena Meehan
Grijalva Meek (FL)
Gutierrez Meeke (NY)
Hall (NY) Melancon
Hare Michaud
Harman Mitchell
Herseth Sandlin Mollohan
Higgins Moore (KS)
Hill Moore (WI)
Hinojosa Moran (VA)
Hirono Murphy (CT)
Hodes Hirono, Patrick
Holden Hirono, Patrick
Holt Hooley
Hooley Neal (MA)
Hoyer Oberstar
Hunter Obey
Inslie Olver
Israel Ortiz
Jackson (IL) Pallone
Jackson-Lee Pascrell
Lee Pastor
DeFazio Perlmutter
Wu Peterson (MN)
Yarmuth Pomeroy

NOT VOTING—28

Abercrombie Doyle
Bachus Engel
Baird Faleomavaega
Bordallo Flake
Brown, Corrine Gohmert
Capps Hastings (FL)
Christensen Honda
Cubin Hulshof
Davis (AL) McMorris
Davis, Jo Ann Rodgers

So the motion was not agreed to. After some further time,

¶69.33 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment numbered 8, printed in House Report 110-151, submitted by Mr. ANDREWS:

At the appropriate place in title XV of the bill (relating to authorization of additional appropriations for Operation Iraqi Freedom and Operation Enduring Freedom), insert the following new section:

SEC. 15 . LIMITATION ON AVAILABILITY OF FUNDS FOR PLANNING MAJOR CONTINGENCY OPERATIONS IN IRAN.

(a) LIMITATION.—No funds appropriated pursuant to an authorization of appropriations in this title may be obligated or ex-

ended to plan a major contingency operation in Iran.

(b) RULE OF CONSTRUCTION.—Nothing in this section shall be construed to prohibit the obligation or expenditure of funds appropriated pursuant to an authorization of appropriations in any title of this Act other than this title to plan a major contingency operation in Iran.

It was decided in the { Yeas ..... 202 negative ..... } Nays ..... 216

¶69.34 [Roll No. 364]

AYES—202

Abercrombie Green, Gene Norton
Allen Grijalva Oberstar
Andrews Gutierrez Obey
Arcuri Hall (NY) Olver
Baca Hare Ortiz
Baldwin Harman Pallone
Bartlett (MD) Hastings (FL) Pascrell
Becerra Higgins Pastor
Berman Hill Paul
Berry Hinchey Payne
Bishop (NY) Hirono Perlmutter
Blumenauer Hodes Peterson (MN)
Bordallo Holt
Boswell Honda Pomeroy
Boucher Hooley Price (NC)
Boyd (KS) Hoyer Rahall
Brady (PA) Inslie Rangel
Braley (IA) Jackson (IL) Reyes
Brown, Corrine Jackson-Lee Rodriguez
Butterfield (TX) Johnson-Lee Ross
Capps Jefferson Roybal-Allard
Capuano Johnson (GA) Ruppertsberger
Cardoza Johnson, E. B. Rush
Carnahan Jones (NC) Ryan (OH)
Carson Kagen Sánchez, Linda
Castor Kanjorski T.
Chandler Kaptur Sanchez, Loretta
Clarke Kennedy Sarbanes
Clay Kildee Schakowsky
Clever Kilpatrick Schiff
Clyburn Kind Scott (VA)
Cohen Kucinich Serrano
Conyers Langevin Sestak
Cooper Lantos Shea-Porter
Costa Larsen (WA) Sires
Courtney Larson (CT) Skelton
Crowley Lee Slaughter
Cummings Lewis (GA) Smith (WA)
Davis (AL) Lipinski Snyder
Davis (CA) Loebbeck Spratt
Davis (IL) Lofgren, Zoe Stark
Davis, Lincoln Lowey Stupak
DeFazio Maloney (NY) Sutton
DeGette Tauscher
Delahunt Markey Taylor
DeLauro Matheson Thompson (CA)
Dicks Matsui Tierney
Dingell McCarthy (NY) Towns
Doggett McCollum (MN) Udall (CO)
Doyle McDermott Udall (NM)
Duncan McGovern Van Hollen
Edwards McIntyre Velázquez
Ehlers McNeermy Vislosky
Ellison McNulty Walz (MN)
Ellsworth Meehan Wasserman
Emanuel Meek (FL) Schultz
Eshoo Meeks (NY) Waters
Etheridge Michaud Watson
Farr Miller (NC) Watt
Fattah Miller, George Weldon (FL)
Filner Mollohan Waxman
Frank (MA) Moore (KS) Weiner
Giffords Moore (WI) Welch (VT)
Gilchrist Moran (VA) Wexler
Gillibrand Murphy (CT) Wilson (OH)
Gonzalez Murphy, Patrick Woolsey
Gordon Napolitano Wu
Green, Al Neal (MA) Yarmuth

NOES—216

Ackerman Berkley Boustany
Aderholt Biggert Boyd (FL)
Akin Bilbray Brady (TX)
Alexander Bilirakis Brown (SC)
Altmire Bishop (GA) Brown-Waite,
Bachmann Blackburn Ginny
Bachus Buchanan
Baker Boehner Burgess
Barrett (SC) Bonner Burton (IN)
Barrow Bono Buyer
Barton (TX) Boozman Calvert
Bean Boren Camp (MI)

Campbell (CA)	Hunter	Putnam
Cannon	Inglis (SC)	Radanovich
Cantor	Issa	Ramstad
Capito	Jindal	Regula
Carney	Johnson (IL)	Rehberg
Carter	Johnson, Sam	Reichert
Castle	Jordan	Renzi
Chabot	Keller	Reynolds
Coble	King (IA)	Rogers (AL)
Cole (OK)	King (NY)	Rogers (KY)
Conaway	Kingston	Rogers (MI)
Cramer	Kirk	Rohrabacher
Crenshaw	Klein (FL)	Ros-Lehtinen
Cuellar	Kline (MN)	Roskam
Davis (KY)	Knollenberg	Rothman
Davis, David	Kuhl (NY)	Royce
Davis, Tom	LaHood	Ryan (WI)
Deal (GA)	Lamborn	Salazar
Dent	Lampson	Sali
Diaz-Balart, L.	Latham	Saxton
Diaz-Balart, M.	LaTourette	Schmidt
Donnelly	Lewis (CA)	Schwartz
Doolittle	Lewis (KY)	Scott (GA)
Drake	Linder	Sensenbrenner
Dreier	LoBiondo	Sessions
Emerson	Lucas	Shadegg
English (PA)	Lungren, Daniel	Sherman
Everett	E.	Shimkus
Fallin	Mack	Shuler
Feehey	Mahoney (FL)	Shuster
Ferguson	Manzullo	Simpson
Flake	Marchant	Smith (NE)
Forbes	Marshall	Smith (NJ)
Fortenberry	McCarthy (CA)	Smith (TX)
Fortuño	McCotter	Souder
Fossella	McCreery	Space
Fox	McHenry	Stearns
Franks (AZ)	McHugh	Sullivan
Frelinghuysen	McKeon	Tancredo
Gallely	Melancon	Tanner
Garrett (NJ)	Mica	Terry
Gerlach	Miller (MI)	Thornberry
Gillmor	Miller, Gary	Tiahrt
Gingrey	Mitchell	Tiberi
Gohmert	Moran (KS)	Turner
Goode	Murphy, Tim	Upton
Goodlatte	Murtha	Walberg
Granger	Musgrave	Walden (OR)
Graves	Myrick	Walsh (NY)
Hall (TX)	Neugebauer	Wamp
Hastert	Nunes	Weldon (FL)
Hastings (WA)	Pearce	Weller
Hayes	Pence	Westmoreland
Heller	Peterson (PA)	Whitfield
Hensarling	Petri	Wicker
Herger	Pitts	Wilson (NM)
Herseht Sandlin	Platts	Wilson (SC)
Hobson	Poe	Wolf
Hoekstra	Porter	Young (AK)
Holden	Price (GA)	Young (FL)
Hulshof	Pryce (OH)	

NOT VOTING—19

Baird	Faleomavaega	Miller (FL)
Bishop (UT)	Hinojosa	Nadler
Christensen	Israel	Pickering
Cubin	Jones (OH)	Shays
Culberson	McCaul (TX)	Solis
Davis, Jo Ann	McMorris	Wynn
Engel	Rodgers	

So the amendment was not agreed to.

¶69.35 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment numbered 14, printed in House Report 110-151, submitted by Mr. DEFAZIO:

At the appropriate place in title XII of the bill (relating to matters relating to foreign nations), insert the following new section:

**SEC. 12 . REQUIREMENTS CONCERNING THE USE OF MILITARY FORCE AGAINST IRAN.**

(a) **RULE OF CONSTRUCTION.**—No provision of law enacted before the date of the enactment of this Act shall be construed to authorize the use of military force by the United States against Iran.

(b) **REQUIREMENTS.**—Absent a national emergency created by attack by Iran upon the United States, its territories or possessions, or its armed forces, no funds appropriated pursuant to an authorization of appropriations in this Act or any other Act

may be obligated or expended to initiate the use of military force against Iran unless the President receives authorization from Congress prior to initiating the use of military force against Iran.

It was decided in the { Yeas ..... 136  
negative ..... } Nays ..... 288

¶69.36

[Roll No. 365]

AYES—136

Abercrombie	Green, Al	Murphy (CT)
Allen	Green, Gene	Napolitano
Arcuri	Grijalva	Neal (MA)
Baldwin	Gutierrez	Norton
Becerra	Hall (NY)	Oberstar
Berry	Hare	Obey
Bishop (NY)	Hinchee	Olver
Blumenauer	Hirono	Pallone
Boswell	Holt	Pascrell
Boucher	Honda	Pastor
Brady (PA)	Hooley	Paul
Braley (IA)	Inslee	Payne
Butterfield	Jackson (IL)	Peterson (MN)
Cappano	Jackson-Lee	Price (NC)
Carnahan	(TX)	Rahall
Carson	Johnson (GA)	Rangel
Chandler	Johnson, E. B.	Rothman
Christensen	Jones (NC)	Roybal-Allard
Clarke	Kagen	Rush
Kaptur	Kennedy	Ryan (OH)
Kennedy	Kildee	Sanchez, Linda
Kilpatrick	Kilpatrick	T.
Kind	Kind	Schakowsky
Kucinich	Kucinich	Schwartz
Langevin	Langevin	Scott (VA)
Larson (CT)	Larson (CT)	Serrano
Lee	Lee	Sires
Lewis (GA)	Lewis (GA)	Slaughter
Loeb sack	Loeb sack	Solis
Lofgren, Zoe	Lofgren, Zoe	Stark
Lynch	Lynch	Stupak
Maloney (NY)	Maloney (NY)	Sutton
Markey	Markey	Thompson (CA)
Matsui	Matsui	Thompson (MS)
McCollum (MN)	McCollum (MN)	Tierney
McDermott	McDermott	Udall (NM)
McGovern	McGovern	Upton
McNerney	McNerney	Velazquez
McNulty	McNulty	Visclosky
Meehan	Meehan	Waters
Meeks (NY)	Meeks (NY)	Watson
Michaud	Michaud	Watt
Miller, George	Miller, George	Welch (VT)
Moore (WI)	Moore (WI)	Woolsey
Moran (VA)	Moran (VA)	Wu
		Yarmuth

NOES—288

Ackerman	Buyer	Ellsworth
Aderholt	Calvert	Emanuel
Akin	Camp (MI)	Emerson
Alexander	Campbell (CA)	English (PA)
Altmire	Cannon	Etheridge
Andrews	Cantor	Everett
Baca	Capito	Fallin
Bachmann	Cardoza	Feehey
Bachus	Carney	Ferguson
Baker	Carter	Flake
Barrett (SC)	Castle	Forbes
Barrow	Castor	Fortenberry
Bartlett (MD)	Chabot	Fortuño
Barton (TX)	Coble	Fossella
Bean	Cohen	Fox
Berkley	Cole (OK)	Franks (AZ)
Berman	Conaway	Frelinghuysen
Biggart	Cooper	Gallely
Bilbray	Costa	Gerlach
Bilirakis	Cramer	Giffords
Bishop (GA)	Crenshaw	Gillmor
Blackburn	Crowley	Gingrey
Blunt	Cuellar	Gohmert
Boehner	Davis (AL)	Gohmert
Bonner	Davis (CA)	Goode
Bono	Davis (KY)	Goodlatte
Boozman	Davis (KY)	Gordon
Bordallo	Davis, David	Granger
Boren	Davis, Lincoln	Graves
Boustany	Davis, Tom	Hall (TX)
Boyd (FL)	Deal (GA)	Harman
Boyd (KS)	DeLauro	Hastert
Brady (TX)	Dent	Hastings (FL)
Brown (SC)	Diaz-Balart, L.	Hastings (WA)
Brown (SC)	Diaz-Balart, M.	Hayes
Brown, Corrine	Dicks	Heller
Brown-Waite,	Donnelly	Hensarling
Ginny	Doolittle	Herger
Buchanan	Drake	Herseht Sandlin
Burgess	Dreier	Higgins
Burton (IN)	Edwards	Hill

Hinojosa	McKeon	Schiff
Hobson	Meek (FL)	Schmidt
Hodes	Melancon	Scott (GA)
Hoekstra	Mica	Sensenbrenner
Holden	Miller (MI)	Sessions
Hoyer	Miller (NC)	Sestak
Hulshof	Miller, Gary	Shadegg
Hunter	Mitchell	Shea-Porter
Inglis (SC)	Mollohan	Sherman
Israel	Moore (KS)	Shimkus
Issa	Moran (KS)	Shuler
Jefferson	Murphy, Patrick	Shuster
Jindal	Murphy, Tim	Simpson
Johnson (IL)	Murtha	Skelton
Johnson, Sam	Musgrave	Smith (NE)
Jordan	Myrick	Smith (NJ)
Kanjorski	Neugebauer	Smith (TX)
Keller	Nunes	Smith (WA)
King (IA)	Ortiz	Snyder
King (NY)	Pearce	Souder
Kingston	Pence	Space
Kirk	Perlmutter	Spratt
Klein (FL)	Peterson (PA)	Stearns
Kline (MN)	Petri	Sullivan
Knollenberg	Pickering	Tancredo
Kuhl (NY)	Pitts	Tanner
LaHood	Platts	Tauscher
Lamborn	Poe	Taylor
Lampson	Pomeroy	Terry
Lantos	Porter	Thornberry
Larsen (WA)	Price (GA)	Tiahrt
Latham	Pryce (OH)	Tiberi
LaTourette	Putnam	Towns
Levin	Radanovich	Turner
Lewis (CA)	Ramstad	Udall (CO)
Lewis (KY)	Regula	Van Hollen
Linder	Rehberg	Walberg
Lipinski	Reichert	Walden (OR)
LoBiondo	Renzi	Walsh (NY)
Lowe y	Reyes	Walz (MN)
Lucas	Reynolds	Wamp
Lungren, Daniel	Rodriguez	Wasserman
E.	Rogers (AL)	Schultz
Mack	Rogers (KY)	Waxman
Mahoney (FL)	Rogers (MI)	Weiner
Manzullo	Rohrabacher	Weldon (FL)
Marchant	Ros-Lehtinen	Weller
Marshall	Roskam	Westmoreland
Matheson	Ross	Wexler
McCarthy (CA)	Royce	Whitfield
McCarthy (NY)	Ruppersberger	Wicker
McCaul (TX)	Ryan (WI)	Wilson (NM)
McCotter	Salazar	Wilson (OH)
McCreery	Sali	Wilson (SC)
McHenry	Sanchez, Loretta	Wolf
McHugh	Sarbanes	Young (AK)
McIntyre	Saxton	Young (FL)

NOT VOTING—13

Baird	Engel	Miller (FL)
Bishop (UT)	Faleomavaega	Nadler
Cubin	Jones (OH)	Shays
Culberson	McMorris	Wynn
Davis, Jo Ann	Rodgers	

So the amendment was not agreed to. The SPEAKER pro tempore, Mr. CAPUANO, assumed the Chair.

When Mr. PASTOR, Acting Chairman, reported that the Committee, having had under consideration said bill, had come to no resolution thereon.

¶69.37 ORDER OF BUSINESS—PROCEEDINGS ON VOTES

On motion of Mr. HOYER, by unanimous consent,

Ordered, That during consideration of H.R. 1585, pursuant to House Resolution 403, the Chair may reduce to two minutes the minimum time for electronic voting under clause 6 of rule XVIII and clauses 8 and 9 of rule XX.

¶69.38 PROVIDING FOR CONSIDERATION OF S. CON. RES. 21

Ms. SLAUGHTER, by direction of the Committee on Rules, reported (Rept. No. 110-156) the resolution (H. Res. 409) providing for consideration of the conference report to accompany the concurrent resolution (S. Con. Res. 21) setting forth the congressional budget for

the United States Government for fiscal year 2008 and including the appropriate budgetary levels of the fiscal years 2007 and 2009 through 2012.

When said resolution and report were referred to the House Calendar and ordered printed.

¶69.39 DEFENSE AUTHORIZATION FY 2008

The SPEAKER pro tempore, Mr. CAPUANO, pursuant to House Resolution 403 and rule XVIII, declared the House resolved into the Committee of the Whole House on the state of the Union for the further consideration of the bill (H.R. 1585) to authorize appropriations for fiscal year 2008 for military activities of the Department of Defense, to prescribe military personnel strengths for fiscal year 2008, and for other purposes.

Mr. PASTOR, Acting Chairman, assumed the chair; and after some time spent therein,

¶69.40 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment numbered 21, printed in House Report 110-151, submitted by Ms. WOOLSEY:

At the end of title I, insert the following:

SEC. 1. STUDY ON NEED FOR WEAPONS SYSTEMS THAT WERE ORIGINALLY DESIGNED TO FIGHT THE COLD WAR AND THE FORMER SOVIET UNION.

(a) STUDY REQUIRED.—The Secretary of Defense shall carry out a study on the weapons systems being produced for the Department of Defense that were originally designed to fight the Cold War and the former Soviet Union.

(b) REPORT.—Not later than 180 days after the date of the enactment of this Act, the Secretary shall submit to the congressional defense committees, and to the Committee on the Budget of the House of Representatives and the Committee on the Budget of the Senate a report on the results of the study carried out under subsection (a). The report shall identify the weapons systems covered by the study and, for each such weapons system, shall—

- (1) describe whether the weapons system meets current needs;
(2) specify, and compare, the cost of fitting the weapons system to meet current needs and the cost of developing and procuring a new weapons system to meet current needs;
(3) explain the reasons why the weapons system continues to be produced for the Department; and
(4) quantify and describe the savings achieved by decommissioning and dismantling weapon systems no longer needed as a result of the demise of the former Soviet Union the threats it posed to national security.

It was decided in the { Yeas ..... 119 negative ..... } Nays ..... 303

¶69.41 [Roll No. 366]

AYES—119

Table with 3 columns: Name, State, Name, State. Includes Ackerman, Baldwin, Becerra, Berry, Bishop (NY), Blumenauer, Boswell, Braley (IA), Capps, Capuano, Carson, Castle, Chandler, Christensen, Clarke, Clay, Clyburn, Cohen, Conyers, Costello, Crowley, Davis (IL), DeFazio, DeGette, Delahunt, DeLauro, Doggett, Ellison, Farr, Fattah, Filner, Frank (MA), Gilchrist, etc.

Table with 2 columns: Name, State. Includes Green, Al, Grijalva, Gutierrez, Harman, Hastings (FL), Hinchey, Hirono, Hodess, Holt, Honda, Hooley, Inslaw, Jackson (IL), Jackson-Lee (TX), Jefferson, Johnson (GA), Jones (NC), Kaptur, Kind, Kucinich, Lee, Levin, Lewis (GA), Loeb, Lofgren, Zoe, Lowey, Lynch, Maloney (NY), Markey, Matsui, McCollum (MN), McDermott, McGovern, McNeerney, McNulty, Meehan, Meeks (NY), Miller, George, Moore (WI), Moran (VA), Murtha, Napolitano, Neal (MA), Norton, Oberstar, Obey, Oliver, Pallone, Pastor, Paul, Payne, Peterson (MN), Petri, Price (NC), Rangel, Rothman, Roybal-Allard, Rush, Ryan (OH), etc.

NOES—303

Table with 2 columns: Name, State. Includes Abercrombie, Aderholt, Akin, Alexander, Allen, Altmire, Andrews, Arcuri, Baca, Bachmann, Bachus, Baker, Barrett (SC), Barrow, Bartlett (MD), Barton (TX), Bean, Berkeley, Berman, Biggert, Bilbray, Bilirakis, Bishop (GA), Blackburn, Blunt, Boehner, Bonner, Bono, Boozman, Bordallo, Boren, Boucher, Boustany, Boyd (FL), Boyd (KS), Brady (PA), Brady (TX), Brown (SC), Brown, Corrine, Brown-Waite, Ginny, Buchanan, Burgess, Burton (IN), Butterfield, Buyer, Calvert, Camp (MI), Campbell (CA), Cannon, Cantor, Capito, Cardoza, Carnahan, Carney, Carter, Castor, Chabot, Cleaver, Coble, Cole (OK), Conaway, Cooper, Costa, Courtney, Cramer, Crenshaw, Cuellar, Culberson, Cummings, Davis (AL), Davis (CA), Davis (KY), Davis, David, Davis, Lincoln, Davis, Tom, Deal (GA), Dent, Diaz-Balart, L., Diaz-Balart, M., Dicks, Dingell, Donnelly, Doolittle, Doyle, Drake, Dreier, Duncan, Edwards, Ehlers, Ellsworth, Emanuel, Emerson, English (PA), Eshoo, Etheridge, Everett, Fallin, Feeney, Ferguson, Flake, Fortenberry, Fortuño, Fossella, Foxx, Franks (AZ), Frelinghuysen, Gallegly, Garrett (NJ), Gerlach, Giffords, Gillibrand, Gillmor, Gingrey, Gohmert, Gonzalez, Goode, Goodlatte, Gordon, Granger, Graves, Green, Gene, Hall (NY), Hall (TX), Hare, Hastert, Hastings (WA), Hayes, Heller, Hensarling, Herger, Herseth Sandlin, Higgins, Hill, Hinojosa, etc.

Table with 2 columns: Name, State. Includes Sanchez, Linda, T., Sarbanes, Schakowsky, Schwartz, Serrano, Shea-Porter, Slaughter, Solis, Stark, Stupak, Thompson (CA), Thompson (MS), Tierney, Towns, Udall (NM), Van Hollen, Velázquez, Wasserman, Schultz, Waters, Watson, Watt, Waxman, Weiner, Welch (VT), Wexler, Woolsey, Yarmuth, etc.

Table with 2 columns: Name, State. Includes Hobson, Hoekstra, Holden, Hoyer, Hulshof, Hunter, Inglis (SC), Israel, Issa, Jindal, Johnson (IL), Johnson, E. B., Johnson, Sam, Jordan, Kagen, Kanjorski, Keller, Kennedy, Kildee, King (IA), King (NY), Kingston, Kirk, Klein (FL), Kline (MN), Knollenberg, Kuhl (NY), LaHood, Lamborn, Lampson, Langevin, Lantos, Larsen (WA), Larson (CT), Latham, LaTourette, Lewis (CA), Lewis (KY), Linder, Lipinski, LoBiondo, Lucas, Lungren, Daniel E., Mack, Mahoney (FL), Manzullo, Marchant, Marshall, Matheson, McCarthy (CA), McCarthy (NY), McCaul (TX), McCotter, McCrery, McHenry, McHugh, McIntyre, McKeon, Melancon, Mica, Michaud, Miller (MI), Miller (NC), Miller, Gary, Mitchell, Mollohan, Moore (KS), etc.

Table with 2 columns: Name, State. Includes Moran (KS), Murphy (CT), Murphy, Patrick, Murphy, Tim, Musgrave, Myrick, Neugebauer, Nunes, Ortiz, Pascrell, Pearce, Pence, Perlmutter, Peterson (PA), Pickering, Pitts, Platts, Poe, Pomeroy, Porter, Price (GA), Pryce (OH), Putnam, Radanovich, Rahall, Ramstad, Regula, Rehberg, Reichert, Renzi, Reyes, Reynolds, Rodriguez, Rogers (AL), Rogers (KY), Rogers (MI), Rohrabacher, Ros-Lehtinen, Roskam, Ross, Royce, Ruppersberger, Ryan (WI), Salazar, Sali, Sanchez, Loretta, Saxton, Schiff, Schmidt, Scott (GA), Scott (VA), Sensenbrenner, Sessions, Sestak, Shadegg, Sherman, Shimkus, Shuler, Simpson, Sires, Skelton, Smith (NE), Smith (NJ), Smith (TX), Smith (WA), Snyder, Souder, Space, Spratt, Stearns, Sullivan, Sutton, Tancredo, Tanner, Tauscher, Taylor, Terry, Thornberry, Tiahrt, Tiberi, Turner, Udall (CO), Upton, Visclosky, Walberg, Walden (OR), Walsh (NY), Walz (MN), Wamp, Weldon (FL), Weller, Westmoreland, Whitfield, Wickert, Wilson (NM), Wilson (OH), Wilson (SC), Wolf, Wu, Young (AK), Young (FL), etc.

NOT VOTING—15

Table with 2 columns: Name, State. Includes Baird, Bishop (UT), Cubin, Davis, Jo Ann, Engel, Faleomavaega, Jones (OH), Kilpatrick, McMorris, Rodgers, Meek (FL), Miller (FL), Nadler, Shays, Shuster, Wynn, etc.

So the amendment was not agreed to. After some further time, The SPEAKER pro tempore, Mr. BRALEY, assumed the Chair.

When Mr. ALTMIRE, Acting Chairman, reported that the Committee, having had under consideration said bill, had come to no resolution thereon.

¶69.42 COMMUNICATION REGARDING SUBPOENA

The SPEAKER pro tempore, Mr. BRALEY, laid before the House the following communication from Mrs. DRAKE:

HOUSE OF REPRESENTATIVES, Washington, DC, May 15, 2007.

Hon. NANCY PELOSI, Speaker, House of Representatives, Washington, DC.

DEAR MADAM SPEAKER: This is to formally notify you, pursuant to rule VIII of the Rules of the House of Representatives, that a judicial subpoena for documents, issued by the U.S. District Court for the Eastern District of Virginia, has been delivered to my Virginia Beach, Virginia District Office.

After consulting with the Office of General Counsel, I will make the determinations required by rule VIII.

Sincerely, THELMA DRAKE.

And then,

¶69.43 ADJOURNMENT

On motion of Mr. GOHMERT, at 11 o'clock and 42 minutes p.m., the House adjourned.

¶69.44 REPORTS OF COMMITTEES ON PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XIII, reports of committees were delivered to the Clerk for printing and reference to the proper calendar, as follows:

Mr. SPRATT: Committee of Conference. Conference report on Senate Concurrent Resolution 21. Resolution setting forth the congressional budget for the United States Government for fiscal year 2008 and including the appropriate budgetary levels for fiscal years 2007 and 2009 through 2012 (Rept. 110-153). Ordered to be printed.

Mr. BRADY of Pennsylvania: Committee on House Administration. H.R. 811. A bill to amend the Help America Vote Act of 2002 to require a voter-verified permanent paper ballot under title III of such Act, and for other purposes; with an amendment (Rept. 110-154). Referred to the Committee of the Whole House on the state of the Union.

Mr. FRANK: Committee on Financial Services. H.R. 698. A bill to amend the Federal Deposit Insurance Act to establish industrial bank holding company regulation, and for other purposes; with an amendment (Rept. 110-155). Referred to the Committee of the Whole House on the state of the Union.

Ms. SUTTON: Committee on Rules. House Resolution 409. Resolution providing for consideration of the conference report to accompany the concurrent resolution (S. Con. Res. 21) setting forth the congressional budget for the United States Government for fiscal year 2008 and including the appropriate budgetary levels for fiscal years 2007 and 2009 through 2012 (Rept. 110-156). Referred to the House Calendar.

#### ¶69.45 PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XII, public bills and resolutions were introduced and severally referred, as follows:

By Mr. BERMAN (for himself, Mr. SMITH of Texas, Mr. CONYERS, Mr. COBLE, Mr. BOUCHER, Mr. SENSENBRENNER, Ms. ZOE LOFGREN of California, and Mr. CHABOT):

H.R. 2336. A bill to amend title 35, United States Code, relating to the funding of the United States Patent and Trademark Office; to the Committee on the Judiciary.

By Mr. RAHALL:

H.R. 2337. A bill to promote energy policy reforms and public accountability, alternative energy and efficiency, and carbon capture and climate change mitigation, and for other purposes; to the Committee on Natural Resources, and in addition to the Committees on Agriculture, and Science and Technology, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. DICKS (for himself, Mr. INSLEE, and Mr. SAXTON):

H.R. 2338. A bill to establish the policy of the Federal Government to use all practicable means and measures to assist wildlife population in adapting to and surviving the effects of global warming, and for other purposes; referred to the Committee on Natural Resources, and in addition to the Committee on Agriculture, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. HALL of Texas:

H.R. 2339. A bill to encourage research, development, and demonstration of technologies to facilitate the utilization of water produced in connection with the development of domestic energy resources, and for other purposes; to the Committee on Science and Technology.

By Mr. BURGESS:

H.R. 2340. A bill to amend title XVIII of the Social Security Act to expand coverage of bone mass measurements under part B of the Medicare Program to all individuals at clinical risk for osteoporosis; to the Committee

on Energy and Commerce, and in addition to the Committee on Ways and Means, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. BAIRD (for himself and Ms. SLAUGHTER):

H.R. 2341. A bill to prohibit securities and commodities trading based on nonpublic information relating to Congress, and to require additional reporting by Members and employees of Congress of securities transaction, and for other purposes; to the Committee on Financial Services, and in addition to the Committees on House Administration, the Judiciary, Agriculture, and Standards of Official Conduct, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. ALLEN (for himself, Mr. GILCHREST, Mr. WAXMAN, Mr. YOUNG of Florida, Mrs. CAPPS, Mr. SAXTON, Mr. FARR, Mr. INSLEE, Mr. McDERMOTT, Mr. MCINTYRE, Mr. MORAN of Virginia, and Mr. THOMPSON of California):

H.R. 2342. A bill to direct the President to establish a National Integrated Coastal and Ocean Observation System, and for other purposes; to the Committee on Natural Resources, and in addition to the Committee on Science and Technology, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. DAVIS of Illinois (for himself and Mr. PLATTS):

H.R. 2343. A bill to expand quality programs of early childhood home visitation that increase school readiness, child abuse and neglect prevention, and early identification of developmental and health delays, including potential mental health concerns, and for other purposes; to the Committee on Education and Labor, and in addition to the Committee on Armed Services, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. DAVIS of Kentucky (for himself and Mr. MARSHALL):

H.R. 2344. A bill to reiterate the authority of the United States Armed Forces to use riot control agents as a legitimate, legal, and non-lethal alternative to the use of lethal force under the general rules of engagement in effect for contingency operations of the Armed Forces conducted outside of the United States; to the Committee on Armed Services.

By Mr. DOGGETT (for himself, Mr. ANDREWS, Mr. BECERRA, Mr. BERMAN, Ms. CARSON, Mr. CLEAVER, Mr. CONYERS, Mr. CUMMINGS, Mr. DAVIS of Illinois, Mr. DEFazio, Ms. DELAURO, Mr. ELLISON, Mr. EMANUEL, Mr. FARR, Mr. FATTAH, Mr. FILNER, Mr. FRANK of Massachusetts, Mr. GREEN of Texas, Mr. GRIJALVA, Mr. HARE, Mr. HINCHEY, Ms. JACKSON-LEE of Texas, Ms. EDDIE BERNICE JOHNSON of Texas, Mr. JOHNSON of Georgia, Ms. KAPTUR, Mr. KUCINICH, Mr. LARSON of Connecticut, Ms. LEE, Mr. LEWIS of Georgia, Mrs. MALONEY of New York, Mr. MARKEY, Mr. McDERMOTT, Mr. McGOVERN, Mr. McNULTY, Mr. GEORGE MILLER of California, Mr. PATRICK MURPHY of Pennsylvania, Mr. NADLER, Mrs. NAPOLITANO, Mr. NEAL of Massachusetts, Mr. PAYNE, Mr. RUSH, Ms. LORETTA SANCHEZ of California, Ms. SCHAKOWSKY, Ms. SCHWARTZ, Mr.

SHERMAN, Ms. SLAUGHTER, Ms. SOLIS, Mr. STARK, Ms. SUTTON, Mr. TIERNEY, Mr. VAN HOLLEN, Ms. WATERS, and Mr. WAXMAN):

H.R. 2345. A bill to amend the Internal Revenue Code of 1986 to curb tax abuses by disallowing tax benefits claimed to arise from transactions without substantial economic substance, and for other purposes; to the Committee on Ways and Means.

By Mr. FOSSELLA:

H.R. 2346. A bill to direct the Secretary of Veterans Affairs to establish a process for determining whether a geographic area is sufficiently served by the national cemeteries located in that geographic area; to the Committee on Veterans' Affairs.

By Mr. FRANK of Massachusetts (for himself, Mr. LANTOS, Mr. SHERMAN, Mr. SHAYS, Mr. LYNCH, Mr. ACKERMAN, Mr. KLEIN of Florida, and Mr. WEXLER):

H.R. 2347. A bill to authorize State and local governments to direct divestiture from, and prevent investment in, companies with investments of \$20,000,000 or more in Iran's energy sector, and for other purposes; to the Committee on Financial Services, and in addition to the Committees on Education and Labor, and Oversight and Government Reform, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Ms. HERSETH SANDLIN (for herself, Mr. WALZ of Minnesota, and Ms. MCCOLLUM of Minnesota):

H.R. 2348. A bill to amend the Farm Security and Rural Development Act of 2002 to support beginning farmers and ranchers, and for other purposes; to the Committee on Agriculture.

By Mrs. JONES of Ohio (for herself, Mrs. CHRISTENSEN, Mr. HONDA, and Mr. GRIJALVA):

H.R. 2349. A bill to provide for research and education with respect to uterine fibroids, and for other purposes; to the Committee on Energy and Commerce.

By Ms. KAPTUR:

H.R. 2350. A bill to amend the Federal Election Campaign Act of 1971 to prohibit contributions and expenditures by multi-candidate political committees controlled by foreign-owned corporations, and for other purposes; to the Committee on House Administration, and in addition to the Committee on the Judiciary, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Ms. KAPTUR (for herself, Mr. LATOURETTE, and Mr. CLAY):

H.R. 2351. A bill to expand the number of individuals and families with health insurance coverage, and for other purposes; to the Committee on Energy and Commerce, and in addition to the Committees on Ways and Means, Education and Labor, and Rules, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. ROTHMAN (for himself, Mr. PASCRELL, Mr. DAVIS of Illinois, Mr. NEAL of Massachusetts, Mr. DELAHUNT, Ms. BERKLEY, Mr. PAYNE, Mr. MEEKS of New York, Mr. FRANK of Massachusetts, Ms. CORRINE BROWN of Florida, Ms. CLARKE, Mr. TOWNS, Mr. WEINER, Ms. WATERS, Ms. DEGETTE, Mr. ANDREWS, Mr. ACKERMAN, Mr. WU, Ms. BALDWIN, Mr. YARMUTH, Mr. HALL of New York, Mr. HIGGINS, Mr. HINCHEY, Mr. WATT, Mr. WYNN, Mr. BISHOP of Georgia, Ms. KILPATRICK, Ms. LEE, Mr. EMANUEL, Mr. HOLT, Ms. JACKSON-LEE of Texas,



Mr. HARE, Mr. SIREs, Mr. KIND, Mr. SCOTT of Georgia, Mr. GENE GREEN of Texas, Mr. PATRICK MURPHY of Pennsylvania, Ms. MATSUI, Mr. KUCNICH, Ms. SUTTON, and Mr. SCOTT of Virginia);

H.R. 2352. A bill to enhance the safety of elementary schools, secondary schools, and institutions of higher education; to the Committee on the Judiciary, and in addition to the Committee on Education and Labor, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Ms. SCHAKOWSKY (for herself, Mrs. MYRICK, Mrs. CAPPS, Mr. MOORE of Kansas, Mr. ALLEN, Mr. LOEBSACK, Mr. ALEXANDER, and Mr. ROTHMAN):

H.R. 2353. A bill to amend the Public Health Service Act and the Social Security Act to improve screening and treatment of cancers, provide for survivorship services, and for other purposes; to the Committee on Energy and Commerce.

By Mr. VISCLOSKY:

H.R. 2354. A bill to promote the national security and stability of the economy of the United States by reducing the dependence of the United States on oil through the use of alternative fuels and new technology, and for other purposes; to the Committee on Energy and Commerce, and in addition to the Committees on Ways and Means, Transportation and Infrastructure, Armed Services, Oversight and Government Reform, and the Judiciary, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. WELDON of Florida:

H.R. 2355. A bill to amend the Internal Revenue Code of 1986 to extend the authority for penalty-free withdrawals from retirement plans by military reservists or national guardsmen called to active duty for extended periods; to the Committee on Ways and Means.

By Mr. KENNEDY (for himself, Mr. TIM MURPHY of Pennsylvania, Mr. REICHERT, Mr. SHAYS, Mr. BOUCHER, Mr. CLEAVER, Mr. MOORE of Kansas, Mr. SMITH of Washington, Mr. ALTMIRE, Mr. TERRY, Mr. MCDERMOTT, Mr. MCINTYRE, and Mr. REHBERG):

H. Con. Res. 149. Concurrent resolution expressing support for the goals and ideals of National Health Information Technology Week, and encouraging the President to issue a proclamation supporting those goals and ideals; to the Committee on Energy and Commerce.

By Mr. BOOZMAN:

H. Res. 410. A resolution expressing the sense of the House of Representatives with respect to the increase in rates of postage for standard mail that went into effect on May 14, 2007; to the Committee on Oversight and Government Reform.

By Mr. MELANCON (for himself, Mr. JEFFERSON, Mr. DAVIS of Kentucky, Mr. BOUSTANY, Mr. ALEXANDER, Mr. BAKER, Mr. MCCRERY, Mr. CHANDLER, and Mr. YARMUTH):

H. Res. 411. A resolution congratulating Jockey Calvin Borel for his victory at the 133rd Kentucky Derby; to the Committee on Oversight and Government Reform.

¶69.46 MEMORIALS

Under clause 3 of rule XII, memorials were presented and referred as follows:

36. The SPEAKER presented a memorial of the Legislature of the State of Montana, relative to House Joint Resolution No. 6 supporting the "25 X 25" Initiative to increase production of renewable energy by the agri-

cultural community; to the Committee on Agriculture.

37. Also, a memorial of the Senate of the State of Hawaii, relative to Senate Resolution No. 65 requesting that the Congress of the United States support the passage of the National Guard Empowerment Act of 2007; to the Committee on Armed Services.

38. Also, a memorial of the Legislature of the State of Washington, relative to Senate Joint Resolution No. 8012 urging the Congress of the United States to swiftly pass S. 513 and H.R. 869; to the Committee on Armed Services.

39. Also, a memorial of the Legislature of the State of Maine, relative to H.P. 1289 memorializing the Congress of the United States to increase funding for Community Development Block Grants; to the Committee on Financial Services.

40. Also, a memorial of the Senate of the Commonwealth of Pennsylvania, relative to Senate Resolution No. 45 urging the Congress of the United States to provide equitable funding to the United States Department of Housing and Urban Development for the operation of quality affordable housing; to the Committee on Financial Services.

41. Also, a memorial of the Senate of the State of Michigan, relative to Senate Resolution No. 27 memorializing the Congress of the United States to invest in Head Start and Quality Child Care; to the Committee on Education and Labor.

42. Also, a memorial of the Senate of the State of Hawaii, relative to Senate Resolution No. 33 requesting that the Congress of the United States propose amendments to the No Child Left Behind Act of 2001; to the Committee on Education and Labor.

43. Also, a memorial of the Legislature of the State of Montana, relative to House Joint Resolution No. 1 urging the Congress of the United States to develop health care reforms addressing the increasing costs of health care, the increasing number of people without health insurance, a lack of uniform quality, and disparate health care legislation among states that impacts the Nation's economy and American's health; to the Committee on Energy and Commerce.

44. Also, a memorial of the Senate of the State of Michigan, relative to Senate Resolution No. 36 urging the President of the United States, the Congress of the United States, and the United States Department of Energy to restore funding for the Weatherization Assistance Program in Fiscal Year 2008 and to considering increasing future funding for this important federal program; to the Committee on Energy and Commerce.

45. Also, a memorial of the House of Representatives of the State of Kansas, relative to House Resolution No. 6015 setting forth a vision for the future of the health care system in Kansas; to the Committee on Energy and Commerce.

46. Also, a memorial of the Legislature of the State of Maine, relative to a Joint Resolution requesting that the State Children's Health Insurance Program be fully funded not only for children of the State of Maine, but for all of the children of the working poor in the United States; to the Committee on Energy and Commerce.

47. Also, a memorial of the House of Representatives of the Commonwealth of Pennsylvania, relative to House Resolution No. 25 designating April 24, 2007, as "Pennsylvania's Day of Remembrance of the Armenian Genocide of 1915-1923"; to the Committee on Foreign Affairs.

48. Also, a memorial of the Legislature of the State of Montana, relative to House Joint Resolution No. 4 opposing the relaxation of mail delivery standards under consideration by the President's Commission on the United States Postal Service; to the Committee on Oversight and Government Reform.

49. Also, a memorial of the House of Representatives of the Commonwealth of Pennsylvania, relative to House Resolution No. 197 memorializing the Citizens' Stamp Advisory Committee of the United States Postal Service to issue a commemorative stamp honoring coal miners; to the Committee on Oversight and Government Reform.

50. Also, a memorial of the Legislature of the State of Montana, relative to House Joint Resolution No. 14 urging the Congress of the United States to include a right of first refusal for a state in which federal land proposed for sale is located; to the Committee on Natural Resources.

51. Also, a memorial of the Legislature of the State of Montana, relative to House Joint Resolution No. 36 urging the Congress of the United States to de-couple federal mineral royalty revenue payments from states to counties when calculating payment in lieu of tax payments; to the Committee on Natural Resources.

52. Also, a memorial of the Legislature of the State of North Dakota, relative to House Concurrent Resolution No. 3032 encouraging a recommitment to the ratification of the Equal Rights Amendment in all states and final passage in the Congress of the United States; to the Committee on the Judiciary.

53. Also, a memorial of the Senate of the State of Michigan, relative to Senate Resolution No. 45 memorializing the Congress of the United States to enact the Second Chance Act to help juvenile and adult ex-offenders to successfully re-enter their communities; to the Committee on the Judiciary.

54. Also, a memorial of the Senate of the State of Hawaii, relative to Senate Resolution No. 21 condemning the United States Citizenship and Immigration Services' fee increase; to the Committee on the Judiciary.

55. Also, a memorial of the Senate of the State of Michigan, relative to Senate Resolution No. 34 expressing the Senate's opposition to Norfolk Southern Corporation's proposed sale of its rail lines from Ypsilanti to Kalamazoo and Grand Rapids to Kalamazoo and continuing to the Indiana border; to the Committee on Transportation and Infrastructure.

56. Also, a memorial of the Legislature of the State of Kansas, relative to House Concurrent Resolution No. 5018 urging the Congress of the United States to propose a bill requesting the President of the United States authorize the striking of a special U.S. Atomic Service Medal to honor Atomic veterans; to the Committee on Veterans' Affairs.

57. Also, a memorial of the Legislature of the State of New Mexico, relative to Senate Joint Memorial No. 14 urging the Congress of the United States to fully fund medical care and aid and attendant care services for Honey Sue Newby and the other level three Spina Bifida children of parents who served in Vietnam and who are totally disabled; to the Committee on Veterans' Affairs.

58. Also, a memorial of the Senate of the State of Vermont, relative to Senate Resolution No. 13 requesting that the Congress of the United States enact legislation to assure federal funding for the health care of veterans; to the Committee on Veterans' Affairs.

59. Also, a memorial of the Legislature of the State of Maine, relative to a Joint Resolution urging the President of the United States and the Congress of the United States create a replacement for the Trade Promotion Authority system so that United States trade agreements are developed and implemented using more a democratic and inclusive mechanism that entails meaningful consultation with states; to the Committee on Ways and Means.

60. Also, a memorial of the Legislature of the State of Montana, relative to Senate

Joint Resolution No. 4 urging the Congress of the United States reauthorize the Secure Rural Schools and Community Self-Determination Act and work toward a permanent solution to compensate states and local governments for lost tax revenue on federal land within Montana; jointly to the Committees on Agriculture and Natural Resources.

61. Also, a memorial of the Legislature of the State of Washington, relative to Senate Joint Resolution No. 4011 requesting that the Congress of the United States enact a law that preserves the use and access of pack and saddle stock animals on public lands; jointly to the Committees on Agriculture and Natural Resources.

62. Also, a memorial of the Legislature of the State of Idaho, relative to Senate Joint Memorial No. 106 supporting the reauthorization of the "Secure Rural Schools and Community Self-Determination Act" or the enactment of its equitable equivalent; jointly to the Committees on Agriculture and Natural Resources.

63. Also, a memorial of the Legislature of the State of Washington, relative to Senate Joint Memorial No. 8008 respectfully praying that the Congress of the United States take action necessary to give priority in the issuance of immigrant visas to the sons, daughters, and grandchildren of Filipino World War II veterans who are or were naturalized citizens of the United States and amend the 1946 Rescission Act and honor our country's moral obligation to restore these Filipino veterans full United States veterans status with the military benefits they deserve; jointly to the Committees on the Judiciary and Veterans' Affairs.

64. Also, a memorial of the Senate of the State of Hawaii, relative to Senate Resolution No. 15 requesting that the Congress of the United States re-evaluate the Medicare formula for computing payments to doctors or take other measures to avert future reductions in payments for services; jointly to the Committees on Ways and Means and Energy and Commerce.

65. Also, a memorial of the Senate of the State of Hawaii, relative to Senate Resolution No. 141 urging the Congress of the United States to increase the Medicare Reimbursement rates for Hawaii; jointly to the Committees on Ways and Means and Energy and Commerce.

66. Also, a memorial of the Legislature of the State of Maine, relative to H.P. 1182 memorializing the Congress of the United States to fulfill the intent to fund 60% of the costs of special education and to end unfunded mandates; jointly to the Committees on Education and Labor, Oversight and Government Reform, the Judiciary, the Budget, and Rules.

#### 169.47 ADDITIONAL SPONSORS

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

H.R. 20: Mr. SIRES, Mr. MARKEY, Mr. LIPINSKI, Mr. JACKSON of Illinois, and Mr. COSTELLO.

H.R. 21: Mrs. TAUSCHER, Mr. FILNER, Ms. MATSUI, Mr. CROWLEY, Mr. HONDA, Ms. ZOE LOFGREN of California, Mr. SHERMAN, Ms. ROYBAL-ALLARD, Mr. BACA, Mr. GUTIERREZ, and Mr. REYES.

H.R. 23: Mr. FERGUSON, Mr. POE, Mr. GILLMOR, Mr. WELCH of Vermont, and Mr. PETRI.

H.R. 65: Mr. BACHUS.

H.R. 67: Mr. MATHESON.

H.R. 78: Mr. LINCOLN DAVIS of Tennessee.

H.R. 82: Mr. BURTON of Indiana, Mr. COSTA, Mr. ELLISON, Mrs. JONES of Ohio, and Mr. WALSH of New York.

H.R. 89: Ms. WOOLSEY.

H.R. 101: Mr. PRICE of Georgia.

H.R. 111: Mr. ROSKAM, Mrs. TAUSCHER, Ms. BERKLEY, Mr. SARBANES, Mr. LINCOLN DAVIS of Tennessee, and Mr. COHEN.

H.R. 156: Mr. CARSON and Mr. PETERSON of Minnesota.

H.R. 171: Mr. JACKSON of Illinois.

H.R. 174: Mr. JACKSON of Illinois.

H.R. 241: Mr. FORBES and Mr. EVERETT.

H.R. 281: Mr. LOEBSACK.

H.R. 380: Ms. LINDA T. SANCHEZ of California.

H.R. 543: Ms. ESHOO.

H.R. 551: Mr. MCKEON, Ms. LINDA T. SANCHEZ of California, and Mr. MCCAUL of Texas.

H.R. 552: Mr. CRAMER.

H.R. 557: Mr. HOLDEN, and Mr. CUELLAR.

H.R. 579: Mr. YOUNG of Alaska, Mr. WELDON of Florida, Mr. SCHIFF, Mr. ROSKAM, and Mr. RENZI.

H.R. 612: Mr. BOSWELL.

H.R. 620: Mr. JACKSON of Illinois.

H.R. 621: Mr. BUCHANAN.

H.R. 623: Mr. RAHALL.

H.R. 624: Ms. ESHOO and Ms. NORTON.

H.R. 654: Mr. UDALL of New Mexico, Mr. BISHOP of New York, Mr. BISHOP of Georgia, Mr. COSTELLO, Mrs. BONO, and Ms. NORTON.

H.R. 695: Mr. MCGOVERN and Ms. KAPTUR.

H.R. 698: Ms. ESHOO and Mr. WYNN.

H.R. 718: Mrs. JONES of Ohio and Ms. NORTON.

H.R. 743: Mr. SMITH of Texas, Mr. PORTER, and Mr. ENGEL.

H.R. 748: Mr. GRIJALVA, Mr. WEXLER, and Mr. MOORE of Kansas.

H.R. 760: Mr. PORTER and Mr. WELCH of Vermont.

H.R. 773: Mr. CONYERS.

H.R. 777: Mr. SIRES.

H.R. 804: Ms. WATSON, Mr. HINOJOSA, Mr. HINCHAY, and Mr. CUELLAR.

H.R. 811: Mr. MURPHY of Connecticut.

H.R. 821: Mr. ETHERIDGE and Mr. MCNERNEY.

H.R. 840: Ms. CLARKE.

H.R. 869: Mrs. JONES of Ohio.

H.R. 871: Ms. CARSON and Mr. BURTON of Indiana.

H.R. 882: Mr. BERRY.

H.R. 891: Mr. GARRETT of New Jersey and Mr. SHIMKUS.

H.R. 900: Mr. RUPPERSBERGER and Mr. SHAYS.

H.R. 933: Mr. WYNN.

H.R. 962: Ms. SCHAKOWSKY, Mr. BERMAN, and Mr. FRANK of Massachusetts.

H.R. 970: Mr. ETHERIDGE.

H.R. 971: Mr. SCHIFF and Mr. CLEAVER.

H.R. 980: Mr. ALTMIRE, Mr. ANDREWS, Mr. ELLSWORTH, Mr. YOUNG of Alaska, Mr. MORAN of Virginia, Mr. RUSH, Mr. CARDOZA, Mr. CROWLEY, Mr. OLVER, Mr. BACA, Ms. SHEA-PORTER, and Mr. CAPUANO.

H.R. 983: Mr. REICHERT.

H.R. 1064: Mr. JINDAL and Mr. FILNER.

H.R. 1070: Mr. CARDOZA, Mr. HINOJOSA, and Mr. HASTINGS of Florida.

H.R. 1073: Ms. BALDWIN, Mrs. NAPOLITANO, and Mr. CUELLAR.

H.R. 1088: Mr. WYNN.

H.R. 1098: Mr. SOUDER and Mr. ARCURI.

H.R. 1108: Mr. PRICE of North Carolina and Mr. GILCHREST.

H.R. 1110: Mr. UDALL of New Mexico.

H.R. 1125: Mr. SOUDER and Mr. TIBERI.

H.R. 1137: Mr. BOSWELL.

H.R. 1148: Mr. JACKSON of Illinois.

H.R. 1216: Mr. ROTHMAN and Mrs. LOWEY.

H.R. 1222: Mrs. JO ANN DAVIS of Virginia and Mr. HAYES.

H.R. 1225: Mr. JACKSON of Illinois.

H.R. 1237: Mr. DAVID DAVIS of Tennessee.

H.R. 1239: Ms. MCCOLLUM of Minnesota.

H.R. 1248: Mr. WYNN and Mr. PAUL.

H.R. 1302: Ms. HERSETH SANDLIN, Mr. DOGGETT, Mr. LOEBSACK, Mr. UDALL of New Mexico, and Mr. INSLEE.

H.R. 1306: Mr. MICA.

H.R. 1307: Mr. CRAMER.

H.R. 1308: Mr. PASTOR.

H.R. 1331: Mr. OLVER, Ms. HARMAN, Mrs. TAUSCHER, and Mr. BRALEY of Iowa.

H.R. 1344: Mr. MATHESON.

H.R. 1354: Mr. CRAMER.

H.R. 1380: Mr. ALEXANDER.

H.R. 1391: Mr. WYNN.

H.R. 1398: Mr. BISHOP of Georgia, Mr. PENCE, Mr. WELDON of Florida, Mr. LEWIS of Kentucky, and Ms. FALLIN.

H.R. 1415: Mr. BLUMENAUER and Ms. CARSON.

H.R. 1416: Mr. UDALL of New Mexico, Mr. BLUMENAUER, and Ms. CARSON.

H.R. 1424: Mr. CRAMER.

H.R. 1440: Mr. UDALL of Colorado, Mr. PAYNE, and Mr. MOORE of Kansas.

H.R. 1459: Ms. BALDWIN, Mr. TIAHRT, Mr. WEXLER, and Mr. REICHERT.

H.R. 1470: Mr. GORDON and Ms. CORRINE BROWN of Florida.

H.R. 1474: Mr. CARTER, Mr. LOEBSACK, Ms. DELAURO, Mr. LEVIN, Mr. McDERMOTT, Mr. JEFFERSON, Mr. BISHOP of Georgia, Mr. CHANDLER, Mr. ALEXANDER, Mr. SIMPSON, Mr. BERMAN, Mr. PETERSON of Pennsylvania, Mr. SCHIFF, Mr. WU, Mr. GOODLATTE, Mr. ORTIZ, Mr. CONAWAY, Mr. CUELLAR, and Mr. SHUSTER.

H.R. 1475: Mr. DOYLE, Mr. FATTAH, and Mrs. CAPPS.

H.R. 1481: Mrs. MCCARTHY of New York, Mr. TANNER, Mr. MOORE of Kansas, and Mr. GILLMOR.

H.R. 1524: Mr. ROTHMAN, Mr. GERLACH, Mr. ELLSWORTH, Mr. MORAN of Virginia, Mr. TURNER, and Ms. SCHAKOWSKY.

H.R. 1536: Mr. ALTMIRE, Ms. BORDALLO, and Mr. MCINTYRE.

H.R. 1537: Mr. PAYNE, Mr. JACKSON of Illinois, and Mr. ROTHMAN.

H.R. 1551: Mr. JACKSON of Illinois.

H.R. 1553: Mr. DELAHUNT.

H.R. 1561: Mr. GORDON.

H.R. 1628: Ms. SCHAKOWSKY.

H.R. 1653: Mr. PAYNE.

H.R. 1662: Mr. HASTINGS of Washington.

H.R. 1673: Ms. ZOE LOFGREN of California and Ms. WATSON.

H.R. 1682: Ms. BERKLEY.

H.R. 1687: Mr. PLATTS, Mrs. CAPPS, and Mr. BARROW.

H.R. 1688: Mr. DAVIS of Illinois, Mr. GRIJALVA, Mr. BERMAN, Mr. WATT, Ms. WATSON, Mr. PAYNE, Mr. CLAY, Mr. JOHNSON of Georgia, Mr. SCOTT of Georgia, Mr. RANGEL, Ms. CLARKE, Ms. MOORE of Wisconsin, Mr. MEEK of Florida, Mrs. JONES of Ohio, Mr. CLYBURN, Ms. CORRINE BROWN of Florida, Mr. DAVIS of Alabama, Ms. EDDIE BERNICE JOHNSON of Texas, Mr. FATTAH, and Mr. HASTINGS of Florida.

H.R. 1692: Mr. WYNN.

H.R. 1709: Mr. INSLEE.

H.R. 1719: Ms. NORTON and Ms. CARSON.

H.R. 1728: Ms. CARSON.

H.R. 1733: Mrs. MYRICK.

H.R. 1735: Mr. BILIRAKIS and Mr. JONES of North Carolina.

H.R. 1740: Mr. McNULTY.

H.R. 1742: Mr. BOREN.

H.R. 1747: Ms. WOOLSEY and Mr. FILNER.

H.R. 1754: Mr. LARSON of Connecticut, Mr. BOSWELL, Mr. MARSHALL, Mr. CRAMER, Mr. CARDOZA, Mr. MITCHELL, Mr. LINCOLN DAVIS of Tennessee, Mr. LOEBSACK, Mrs. GILLIBRAND, and Mr. DOGGETT.

H.R. 1758: Mr. JEFFERSON.

H.R. 1759: Mr. DREIER, Mr. LINCOLN DIAZ-BALART of Florida, Ms. ROS-LEHTINEN, Mr. MARIO DIAZ-BALART of Florida, Mr. KELLER, Mr. BILIRAKIS, Mr. DANIEL E. LUNGREN of California, Mr. CRENSHAW, Mr. CALVERT, Mr. LEWIS of California, Mr. RYAN of Ohio, Mr. REHBERG, Mr. SIMPSON, Mr. WALDEN of Oregon, Mr. MCKEON, and Mr. SHIMKUS.

H.R. 1772: Mr. LOEBSACK, Mr. PASTOR, and Ms. LORETTA SANCHEZ of California.

H.R. 1783: Mr. WU, Mr. WYNN, Mr. LAMPSON, and Mr. MAHONEY of Florida.

H.R. 1818: Mrs. CAPPS.

H.R. 1845: Mr. ALLEN, Mr. CHANDLER, Mr. VISCLOSKEY, and Mr. SHAYS.

H.R. 1878: Mr. INSLEE.

H.R. 1884: Mr. WYNN.

H.R. 1902: Mr. WYNN.

H.R. 1907: Ms. MATSUI, Mrs. TAUSCHER, Mr. BLUMENAUER, and Mr. STARK.

H.R. 1926: Mr. OLVER, Mr. FRANK of Massachusetts, Mr. SCOTT of Georgia, Mr. CHABOT, Mr. SHUSTER, and Mr. WYNN.

H.R. 1941: Mr. GRIJALVA and Mr. RAMSTAD.

H.R. 1942: Mr. CHABOT.

H.R. 1968: Mr. BACA, Mr. BECERRA, Mr. GONZALEZ, Mr. GUTIERREZ, Mr. PASTOR, Mr. RODRIGUEZ, Ms. ROYBAL-ALLARD, Mr. SERRANO, Mr. SIREN, Mrs. CHRISTENSEN, and Ms. BORDALLO.

H.R. 1971: Ms. SLAUGHTER, Ms. HIRONO, Mr. LEWIS of Georgia, Mr. BLUMENAUER, Mr. WALSH of New York, Mr. CLAY, Mrs. MCCARTHY of New York, Mr. TOWNS, Mr. CUMMINGS, Mrs. MALONEY of New York, Mr. RUSH, Mr. HARE, Ms. ZOE LOFGREN of California, Ms. NORTON, Mr. ROSS, and Mr. CONYERS.

H.R. 1985: Ms. CORRINE BROWN of Florida, Ms. NORTON, and Mr. WYNN.

H.R. 1999: Mr. FRANK of Massachusetts, Mr. REYES, and Mr. PASTOR.

H.R. 2015: Mr. CARNAHAN, Mr. TIERNEY, Mr. ISRAEL, Mr. BOSWELL, Ms. WATERS, Ms. WOOLSEY, and Mr. PATRICK MURPHY of Pennsylvania.

H.R. 2017: Mr. BLUMENAUER and Mr. WYNN.

H.R. 2035: Mr. SIMPSON.

H.R. 2046: Mr. MELANCON.

H.R. 2049: Mr. BISHOP of New York, Ms. SOLIS, Mr. FATTAH, Mr. LYNCH, Ms. ROYBAL-ALLARD, Mr. FRANK of Massachusetts, Mr. PALLONE, and Ms. ZOE LOFGREN of California.

H.R. 2053: Mr. UDALL of Colorado, Mr. PUTNAM, Mr. LINCOLN DIAZ-BALART of Florida, Mr. PASTOR, Mr. LUCAS, Mr. GOODE, Mr. FILNER, Ms. ZOE LOFGREN of California, Ms. MCCOLLUM of Minnesota, and Mr. HAYES.

H.R. 2060: Mrs. CAPPS, Mr. OBERSTAR, and Mr. DAVIS of Illinois.

H.R. 2074: Mr. KENNEDY.

H.R. 2075: Mr. CRAMER and Ms. WATSON.

H.R. 2091: Mr. MURTHA and Mrs. CAPITO.

H.R. 2108: Mr. WAXMAN.

H.R. 2111: Mr. BLUMENAUER, Mr. WYNN, Ms. MATSUI, Mr. FARR, Mr. SIREN, and Mr. HASTINGS of Florida.

H.R. 2129: Mr. RYAN of Ohio, Ms. SCHAKOWSKY, Mr. CONYERS, Ms. KAPTUR, and Mr. MCDERMOTT.

H.R. 2134: Mr. WILSON of South Carolina, Mr. HERGER, Mr. KLINE of Minnesota, and Mr. DOOLITTLE.

H.R. 2136: Mr. HARE and Ms. CARSON.

H.R. 2137: Mr. CAMP of Michigan.

H.R. 2138: Mr. UDALL of Colorado, Mr. WALBERG, Mr. SOUDER, and Mr. MCCAUL of Texas.

H.R. 2144: Mr. WYNN.

H.R. 2146: Ms. SHEA-PORTER, Ms. SCHAKOWSKY, Mr. DOGGETT, Ms. CLARKE, Mr. MCDERMOTT, Ms. CARSON, Ms. KAPTUR, Mr. WYNN, Mr. BISHOP of Georgia, Ms. EDDIE BERNICE JOHNSON of Texas, Ms. KILPATRICK, Mr. FILNER, and Mr. SCOTT of Virginia.

H.R. 2154: Mr. MARSHALL.

H.R. 2164: Mr. UPTON and Ms. BERRY.

H.R. 2169: Mr. NEAL of Massachusetts and Mr. DAVIS of Illinois.

H.R. 2185: Mr. WELLER.

H.R. 2191: Ms. FALLIN.

H.R. 2215: Ms. BALDWIN, Mr. REICHERT, Mr. MCDERMOTT, Mr. ALLEN, and Mr. COHEN.

H.R. 2221: Mr. SIREN, Mrs. LOWEY, and Mr. PASTOR.

H.R. 2239: Ms. SHEA-PORTER.

H.R. 2253: Mr. BARTLETT of Maryland, Mrs. DRAKE, Mr. GOODE, Mr. BURTON of Indiana, Mr. SENSENBRENNER, Mr. BUCHANAN, and Mr. CONAWAY.

H.R. 2264: Mr. KAGEN, Mr. HILL, and Mr. COHEN.

H.R. 2265: Mr. MCGOVERN, Ms. CLARKE, and Ms. VELÁZQUEZ.

H.R. 2268: Mr. Lincoln DIAZ-BALART of Florida, Mr. GERLACH, Mr. PUTNAM, Mr. CULBERSON, Mr. JOHNSON of Georgia, and Mr. ADERHOLT.

H.R. 2270: Mr. LARSEN of Washington.

H.R. 2291: Mr. MCCAUL of Texas, Mr. JONES of North Carolina, Ms. FOXX, Mr. TURNER, and Mr. THOMPSON of Mississippi.

H.R. 2295: Ms. HOOLEY, Ms. SHEA-PORTER, Mr. WATT, Mr. SESSIONS, Mrs. SCHMIDT, Mr. WELLER, Mr. RAMSTAD, Mr. KING of New York, Mr. HOEKSTRA, Mr. JINDAL, Mr. DEFAZIO, Mr. PETERSON of Pennsylvania, Mr. TAYLOR, Mr. ALTMIRE, Mr. ISRAEL, Mr. FRELINGHUYSEN, Mr. OBERSTAR, Ms. WASSERMAN SCHULTZ, Mr. MICHAUD, Mr. SKELTON, Mr. BONNER, Ms. SLAUGHTER, Mr. FARR, Mr. KUCINICH, Mr. CHANDLER, Mr. NEAL of Massachusetts, Mrs. MALONEY of New York, Mr. CLAY, Mr. FRANK of Massachusetts, Mr. DOOLITTLE, Mr. PAYNE, Mrs. BIGGERT, Mr. MILLER of North Carolina, Mr. SCHIFF, and Mr. KELLER.

H.R. 2303: Mr. HINCHBY.

H.R. 2305: Mr. WELLER.

H.R. 2312: Mr. BONNER, Mr. SIMPSON, Mr. PAUL, Mr. DAVIS of Kentucky, Mr. HERGER, Mr. SENSENBRENNER, Mr. MACK, and Mr. SESSIONS.

H.R. 2313: Mr. ROHRBACHER, Mr. INSLEE, and Mr. MCDERMOTT.

H.R. 2329: Mr. MCCOTTER, Mr. BARTLETT of Maryland, Mr. RAMSTAD, Mr. LINCOLN DIAZ-BALART of Florida, Mr. COHEN, Mr. MCCARTHY of California, and Mrs. MALONEY of New York.

H.R. 2331: Mr. BOREN.

H. Con. Res. 21: Mr. BROWN of South Carolina.

H. Con. Res. 85: Mrs. DRAKE, Mr. SESSIONS, Mr. ALTMIRE, and Ms. SCHAKOWSKY.

H. Con. Res. 113: Mr. ALTMIRE.

H. Con. Res. 130: Ms. LORETTA SANCHEZ of California, Ms. SOLIS, Ms. BORDALLO, Mr. STARK, Mr. MORAN of Virginia, Ms. SUTTON, Mr. GORDON, Mr. VAN HOLLEN, Mr. WALZ of Minnesota, Mr. NADLER, Ms. SHEA-PORTER, Mrs. DAVIS of California, Ms. LINDA T. SANCHEZ of California, and Mr. ELLISON.

H. Con. Res. 137: Mr. CULBERSON, Mr. McNULTY, and Mr. KING of New York.

H. Con. Res. 138: Mr. HOLDEN and Mrs. MCCARTHY of New York.

H. Con. Res. 144: Ms. MCCOLLUM of Minnesota.

H. Res. 121: Ms. HARMAN, Mr. GERLACH, Ms. LORETTA SANCHEZ of California, Mr. McNERNEY, and Mr. ARCURI.

H. Res. 146: Mr. WYNN.

H. Res. 154: Mr. BISHOP of Georgia, Mr. SERRANO, Mr. HASTINGS of Florida, Mr. TOWNS, and Ms. WATSON.

H. Res. 186: Mr. THOMPSON of California, Mr. GEORGE MILLER of California, Mr. DONNELLY, and Mr. DELAHUNT.

H. Res. 226: Ms. NORTON, Mr. ROTHMAN, Mrs. MALONEY of New York, and Mr. McNULTY.

H. Res. 227: Ms. EDDIE BERNICE JOHNSON of Texas.

H. Res. 249: Mr. RADANOVICH.

H. Res. 251: Mr. SNYDER, Mr. BOREN, Ms. CORRINE BROWN of Florida, Mr. BAKER, Mr. MCCRERY, and Mr. CONYERS.

H. Res. 258: Mr. MARSHALL and Mr. WYNN.

H. Res. 268: Mr. SCOTT of Georgia.

H. Res. 281: Mr. POMEROY and Mr. WYNN.

H. Res. 282: Mr. HILL, Mr. GILLMOR, Mr. KILDEE, Mr. MORAN of Virginia, Mr. SPRATT, Mr. CRAMER, Ms. SLAUGHTER, and Mr. HODES.

H. Res. 353: Mr. JACKSON of Illinois, Mr. HOLDEN, Mr. MEEKS of New York, Mr. DAVIS of Illinois, Mrs. MCCARTHY of New York, and Mr. WYNN.

H. Res. 369: Mr. KENNEDY.

H. Res. 384: Mr. SHIMKUS, Mr. RADANOVICH, Mrs. MYRICK, Mr. BURTON of Indiana, Mr. BONNER, Mr. CANTOR, Mr. LAHOOD, and Mr. HULSHOF.

H. Res. 397: Mr. BERMAN.

H. Res. 402: Mr. INGLIS of South Carolina, Mr. MELANCON, and Mr. PAUL.

## THURSDAY, MAY 17, 2007 (70)

### ¶70.1 APPOINTMENT OF SPEAKER PRO TEMPORE

The House was called to order by the SPEAKER pro tempore, Mr. WEINER, who laid before the House the following communication:

WASHINGTON, DC,

May 17, 2007.

I hereby appoint the Honorable ANTHONY D. WEINER to act as Speaker pro tempore on this day.

NANCY PELOSI,

*Speaker of the House of Representatives.*

### ¶70.2 APPROVAL OF THE JOURNAL

The SPEAKER pro tempore, Mr. WEINER, announced he had examined and approved the Journal of the proceedings of Wednesday, May 16, 2007.

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

### ¶70.3 COMMUNICATIONS

Executive and other communications, pursuant to clause 8, rule XII, were referred as follows:

1816. A letter from the Comptroller, Department of Defense, transmitting the Secretary's certification that the current Future Years Defense Program (FYDP) fully funds the support costs associated a multi-year procurement for the V-22 Osprey, pursuant to 10 U.S.C. 2306b(i)(1)(A); to the Committee on Armed Services.

1817. A letter from the General, Department of the Army, Department of Defense, transmitting a letter regarding the U.S. Army Training and Doctrine Command (TRADOC); to the Committee on Armed Services.

1818. A letter from the Under Secretary for Personnel and Readiness, Department of Defense, transmitting a letter on the approved retirement of Lieutenant General Steven W. Boutelle, United States Army, and his advancement to the grade of lieutenant general on the retired list; to the Committee on Armed Services.

1819. A letter from the Chairman and President, Export-Import Bank, transmitting a report on transactions involving U.S. exports to Singapore pursuant to Section 2(b)(3) of the Export-Import Bank Act of 1945, as amended; to the Committee on Financial Services.

1820. A letter from the Secretary, Department of Education, transmitting the Department's final rule — Title I — Improving the Academic Achievement of the Disadvantaged; Individuals With Disabilities Education Act (IDEA) — Assistance to States for the Education of Children with Disabilities (RIN: 1810-AA98) received May 14, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Education and Labor.

1821. A letter from the Secretary, Department of Labor, transmitting a copy of proposed legislation entitled, "Workforce Investment Act Amendments of 2007"; to the Committee on Education and Labor.

1822. A letter from the Chairman, Occupational Safety and Health Review Commission, transmitting the Commission's report on the amount of the acquisitions made from entities that manufacture the articles, materials, or supplies outside of the United States

in fiscal year 2006, pursuant to Public Law 109-115, section 837; to the Committee on Education and Labor.

1823. A letter from the Director, International Cooperation, Department of Defense, transmitting Pursuant to Section 27(f) of the Arms Export Control Act and Section 1(f) of Executive Order 11958, Transmittal No. 02-07 informing of an intent to sign the Special Forces Equipment Capability Memorandum of Understanding between the United States and Australia, pursuant to 22 U.S.C. 2767(f); to the Committee on Foreign Affairs.

1824. A letter from the Secretary, Department of the Treasury, transmitting a six month periodic report on the national emergency with respect to the Democratic Republic of the Congo that was declared in Executive Order 13413 of October 27, 2006, pursuant to 50 U.S.C. 1641(c); to the Committee on Foreign Affairs.

1825. A letter from the Secretary, Department of the Treasury, transmitting as required by Executive Order 13313 of July 31, 2003, a six-month periodic report on the national emergency with respect to the Development Fund for Iraq that was declared in Executive Order 13303 of May 22, 2003, pursuant to 50 U.S.C. 1641(c); to the Committee on Foreign Affairs.

1826. A letter from the Secretary, Department of the Treasury, transmitting as required by Executive Order 13313 of July 31, 2003 a six-month periodic report on the national emergency with respect to Burma declared by Executive Order 13047 of May 20, 1997, pursuant to 50 U.S.C. 1641(c); to the Committee on Foreign Affairs.

1827. A letter from the Secretary, Department of the Treasury, transmitting a six month periodic report on the national emergency with respect to Sudan that was declared in Executive Order 13067 of November 3, 1997, pursuant to 50 U.S.C. 1641(c); to the Committee on Foreign Affairs.

1828. A letter from the Assistant Legal Adviser for Treaty Affairs, Department of State, transmitting Copies of international agreements, other than treaties, entered into by the United States, pursuant to 1 U.S.C. 112b; to the Committee on Foreign Affairs.

1829. A letter from the Chairman, Council of the District of Columbia, transmitting a copy of D.C. ACT 17-39, "Human Papillomavirus Vaccination and Reporting Act of 2007," pursuant to D.C. Code section 1-233(c)(1); to the Committee on Oversight and Government Reform.

1830. A letter from the Chairman, Council of the District of Columbia, transmitting a copy of D.C. ACT 17-40, "Lorraine H. Whitlock Memorial Bridge Designation Act of 2007," pursuant to D.C. Code section 1-233(c)(1); to the Committee on Oversight and Government Reform.

1831. A letter from the Chairman, Council of the District of Columbia, transmitting a copy of D.C. ACT 17-41, "Verizon Center Sales Tax Revenue Bond Approval Act of 2007," pursuant to D.C. Code section 1-233(c)(1); to the Committee on Oversight and Government Reform.

1832. A letter from the District of Columbia Auditor, Office of the District of Columbia Auditor, transmitting a report entitled, "Letter Report: Auditor's Concerns Regarding Matters that May Adversely Affect the Financial Operations of the District of Columbia Water and Sewer Authority," pursuant to D.C. Code section 47-117(d); to the Committee on Oversight and Government Reform.

1833. A letter from the Director, Office of Management, Department of Energy, transmitting the Department's Year 2006 Inventory of Commercial Activities, as required by the Federal Activities Reform Act of 1997, Pub. L. 105-270; to the Committee on Oversight and Government Reform.

1834. A letter from the Assistant Administrator, OARM, Environmental Protection Agency, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Oversight and Government Reform.

1835. A letter from the Chief, Regulations and Administrative Law, Department of Homeland Security, transmitting the Department's final rule — Special Local Regulation: ULHRA Hydroplane Races, Columbia Park, Kennewick, Washington. [CGD13-07-013] (RIN: 1625-AA00) received May 14, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1836. A letter from the Chief, Regulations and Administrative Law, Department of Homeland Security, transmitting the Department's final rule — Special Local Regulations for Marine Events; Western Branch, Elizabeth River, Portsmouth, VA [CGD05-07-013] (RIN: 1625-AA08) received May 14, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1837. A letter from the Chief, Regulations and Administrative Law, Department of Homeland Security, transmitting the Department's final rule — Special Local Regulations for Marine Events; Martin Lagoon, Middle River, MD [CGD05-07-009] (RIN: 1625-AA08) received May 14, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1838. A letter from the Chief, Regulations and Administrative Law, Department of Homeland Security, transmitting the Department's final rule — Drawbridge Operation Regulation; Venetian Causeway (West) Drawbridge, Atlantic Intracoastal Waterway, Mile 1088.6, and Venetian Causeway (East) Drawbridge, Biscayne Bay, Miami, Miami-Dade County, FL [CGD07-06-050] (RIN: 1625-AA09) received May 14, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1839. A letter from the Chief, Regulations and Administrative Law, Department of Homeland Security, transmitting the Department's final rule — Drawbridge Operation Regulation; Illinois Waterway, Illinois [CGD08-06-013] (RIN: 1625-AA09) received May 14, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1840. A letter from the Chief, Regulations and Administrative Law, Department of Homeland Security, transmitting the Department's final rule — Regulated Navigation Area; Cumberland River, Clarksville, TN. [CGD08-07-010] (RIN: 1625-AA11) received May 14, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1841. A letter from the Chief, Regulations and Administrative Law, Department of Homeland Security, transmitting the Department's final rule — Drawbridge Operation Regulations; Charles River and its tributaries, Boston, MA [CGD01-07-048] (RIN: 1625-AA09) received May 14, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1842. A letter from the Chief, Regulations and Administrative Law, Department of Homeland Security, transmitting the Department's final rule — Drawbridge Operation Regulations; Intracoastal Waterway (ICW); Inside Thorofare, Atlantic City, NJ [CGD05-07-047] (RIN: 1625-AA-09) received May 14, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1843. A letter from the Chief, Regulations and Administrative Law, Department of Homeland Security, transmitting the Department's final rule — Drawbridge Operation Regulation; Venetian Causeway (West)

Drawbridge, Atlantic Intracoastal Waterway, Mile 1088.6, and Venetian Causeway (East) Drawbridge, Biscayne Bay, Miami, Miami-Dade County, FL; Correction [CGD07-06-050] (RIN: 1625-AA09) received May 14, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1844. A letter from the Chief, Regulations and Administrative Law, Department of Homeland Security, transmitting the Department's final rule — Safety Zone; Celebration 2007, Appomattox River, Hopewell, VA [CCGD05-07-024] (RIN: 1625-AA00) received May 14, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1845. A letter from the Chief, Regulations and Administrative Law, Department of Homeland Security, transmitting the Department's final rule — Safety Zone; Florence Rhodie Days Fireworks Display, Siuslaw River, Florence, OR [CGD13-07-012] (RIN: 1625-AA00) received May 14, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1846. A letter from the Chief, Regulations and Administrative Law, Department of Homeland Security, transmitting the Department's final rule — Safety Zone; Willoughby Point located on Langley Air Force Base, Back River, Hampton, VA. [CCGD05-07-023] (RIN: 1625-AA00) received May 14, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1847. A letter from the Chief, Regulations and Administrative Law, Department of Homeland Security, transmitting the Department's final rule — Safety Zone; Michigan Aerospace Challenge, Muskegon Lake, Muskegon, MI. [CGD09-07-011] (RIN: 1625-AA00) received May 14, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1848. A letter from the Chief, Regulations and Administrative Law, Department of Homeland Security, transmitting the Department's final rule — Safety Zone; Fireworks Display, Potomac River, Oxon Hill, MD [CGD05-07-034] (RIN: 1625-AA00) received May 14, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1849. A letter from the Chief, Regulations and Administrative Law, Department of Homeland Security, transmitting the Department's final rule — Safety Zone; Intracoastal Waterway, Treasure Island, Florida [COTP Sector St. Petersburg 07-048] (RIN: 1625-AA00) received May 14, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1850. A letter from the Chief, Regulations and Administrative Law, Department of Homeland Security, transmitting the Department's final rule — Safety Zone; South Portland, Maine, Gulf Blasting Project [CGD01-07-33] (RIN: 1625-AA00) received May 14, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1851. A letter from the Chief, Regulations and Administrative Law, Department of Homeland Security, transmitting the Department's final rule — Safety Zone; Satellite Launch, NASA Wallops Flight Facility, Wallops Island, VA. [CCGD05-07-035] (RIN: 1625-AA00) received May 14, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1852. A letter from the Chief, Regulations and Administrative Law, Department of Homeland Security, transmitting the Department's final rule — Safety Zone; Kimmelman's Wedding Party Fireworks Display, San Francisco Bay, CA [COTP San Francisco Bay 07-007] (RIN: 1625-AA00) received May 14, 2007, pursuant to 5 U.S.C.

801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1853. A letter from the Chief, Regulations and Administrative Law, Department of Homeland Security, transmitting the Department's final rule — Safety Zone; Port Pirate Festival Fireworks, Port Washington Harbor, Port Washington, WI. [CGD09-07-015] (RIN: 1625-AA00) received May 14, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1854. A letter from the Chief, Regulations and Administrative Law, Department of Homeland Security, transmitting the Department's final rule — Safety Zone; Fireworks Display, Pamlico River, Washington, North Carolina [CGD05-07-040] (RIN: 1625-AA00) received May 14, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1855. A letter from the Chief, Regulations and Administrative Law, Department of Homeland Security, transmitting the Department's final rule — Safety Zone; KFOG "Kaboom" Fireworks Display, San Francisco Bay, CA [COTP San Francisco Bay 07-006] (RIN: 1625-AA00) received May 14, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1856. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Airbus Model A320 Airplanes [Docket No. FAA-2006-26595; Directorate Identifier 2006-NM-208-AD; Amendment 39-14998; AD 2007-06-17] (RIN: 2120-AA64) received May 10, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1857. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Airbus Model A318, A319, A320, and A321 Airplanes [Docket No. FAA-2006-26272; Directorate Identifier 2006-NM-153-AD; Amendment 39-14999; AD 2007-06-18] (RIN: 2120-AA64) received May 10, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1858. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Eurocopter France Model AS350B, AS350B1, AS350B2, AS350B3, AS350BA, AS350C, AS350D, and AS350D1 Helicopters [Docket No. FAA-2006-25085; Directorate Identifier 2006-SW-02-AD; Amendment 39-14996; AD 2007-06-15] (RIN: 2120-AA64) received May 10, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1859. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Modification of Class E Airspace; Peru, IL [Docket No. FAA-2007-27110; Airspace Docket No. 07-AGL-1] (RIN: 2120-AA66) received May 4, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1860. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Changes to the Definition of Certain Light-Sport Aircraft [Docket No. FAA-2007-27160; Amendment No. 1-56] (RIN: 2120-A197) received May 4, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

¶70.4 MESSAGE FROM THE SENATE

A message from the Senate by Ms. Curtis, one of its clerks, announced that the Senate has passed without amendment concurrent resolutions of the House of the following titles:

H. Con. Res. 62. A concurrent resolution supporting the goals and ideals of a National

Children and Families Day, in order to encourage adults in the United States to support and listen to children and to help children throughout the Nation achieve their hopes and dreams, and for other purposes.

H. Con. Res. 79. A concurrent resolution authorizing the use of the Capitol Grounds for the Greater Washington Soap Box Derby.

H. Con. Res. 121. A concurrent resolution recognizing the benefits and importance of school-based music education, and for other purposes.

H. Con. Res. 123. A concurrent resolution authorizing the use of the Capitol Grounds for the District of Columbia Special Olympics Law Enforcement Torch Run.

¶70.5 PROVIDING FOR CONSIDERATION OF H.R. 1427

Mr. WELCH of Vermont, by direction of the Committee on Rules, called up the following resolution (H. Res. 404):

*Resolved*, That at any time after the adoption of this resolution the Speaker may, pursuant to clause 2(b) of rule XVIII, declare the House resolved into the Committee of the Whole House on the state of the Union for consideration of the bill (H.R. 1427) to reform the regulation of certain housing-related Government-sponsored enterprises, and for other purposes. The first reading of the bill shall be dispensed with. All points of order against consideration of the bill are waived except those arising under clause 9 or 10 of rule XXI. General debate shall be confined to the bill and shall not exceed one hour equally divided and controlled by the chairman and ranking minority member of the Committee on Financial Services. After general debate the bill shall be considered for amendment under the five-minute rule. It shall be in order to consider as an original bill for the purpose of amendment under the five-minute rule the amendment in the nature of a substitute recommended by the Committee on Financial Services now printed in the bill, modified by the amendment printed in the report of the Committee on Rules accompanying this resolution. That amendment in the nature of a substitute shall be considered by title rather than by section. Each title shall be considered as read. All points of order against that amendment in the nature of a substitute are waived except those arising under clause 9 or 10 of rule XXI. Notwithstanding clause 11 of rule XVIII, no amendment to that amendment in the nature of a substitute shall be in order except those printed in the portion of the Congressional Record designated for that purpose in clause 8 of rule XVIII before the beginning of consideration of the bill and except pro forma amendments for the purpose of debate. Each amendment so printed may be offered only by the Member who caused it to be printed or his designee and shall be considered as read. At the conclusion of consideration of the bill for amendment the Committee shall rise and report the bill to the House with such amendments as may have been adopted. Any Member may demand a separate vote in the House on any amendment adopted in the Committee of the Whole to the bill or to the amendment in the nature of a substitute made in order as original text. The previous question shall be considered as ordered on the bill and amendments thereto to final passage without intervening motion except one motion to recommend with or without instructions.

SEC. 2. During consideration in the House of H.R. 1427 pursuant to this resolution, notwithstanding the operation of the previous question, the Chair may postpone further consideration of the bill to such time as may be designated by the Speaker.

When said resolution was considered.

After debate,

On motion of Mr. WELCH of Vermont, the previous question was ordered on the resolution to its adoption or rejection.

The question being put, *viva voce*,

Will the House agree to said resolution?

The SPEAKER pro tempore, Mr. POMEROY, announced that the yeas had it.

Mr. SESSIONS demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Mr. POMEROY, pursuant to clause 8, rule XX, announced that further proceedings on the question were postponed.

¶70.6 DEFENSE AUTHORIZATION FY 2008

The SPEAKER pro tempore, Mr. POMEROY, pursuant to House Resolution 403 and rule XVIII, declared the House resolved into the Committee of the Whole House on the state of the Union for the further consideration of the bill (H.R. 1585) to authorize appropriations for fiscal year 2008 for military activities of the Department of Defense, to prescribe military personnel strengths for fiscal year 2008, and for other purposes.

Mr. PASTOR, Acting Chairman, assumed the chair; and after some time spent therein,

¶70.7 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment numbered 30, printed in House Report 110-151, submitted by Mr. TIERNEY:

Title II, subtitle C, add at the end the following:

SEC. 2 . . . MISSILE DEFENSE FUNDING REDUCTIONS AND PROGRAM TERMINATIONS.

The amount in section 201(4) for research, development, test, and evaluation, Defense-wide, is hereby reduced by \$1,084,400,000, to be derived from amounts for the Missile Defense Agency as follows:

- (1) \$298,800,000 from the termination of the Airborne Laser program.
- (2) \$177,500,000 from the termination of the Kinetic Energy Interceptor (KEI) program.
- (3) \$229,100,000 from the termination of the Multiple Kill Vehicle (MKV) program.
- (4) \$170,000,000 from the termination of the Third Interceptor Field at Ft. Greeley, Alaska.
- (5) \$150,000,000 from the termination of the Third Ground-Based Midcourse Defense site in Europe.
- (6) \$59,000,000 from the Space Tracking and Surveillance System (STSS) Block 2008 work and "follow on" constellation.

It was decided in the { Yeas ..... 127  
negative ..... } Nays ..... 299

¶70.8 [Roll No. 367]

AYES—127

Ackerman	Boswell	Carney
Allen	Brown, Corrine	Carson
Baldwin	Butterfield	Castle
Becerra	Capps	Christensen
Berman	Capuano	Clarke
Bishop (NY)	Cardoza	Clay
Blumenauer	Carnahan	Cleaver

Clyburn Johnson (GA)  
Cohen Kaptur  
Conyers Kildee  
Costello Kilpatrick  
Courtney Kind  
Cummings Kucinich  
Davis (IL) Larson (CT)  
DeFazio Lee  
DeGette Lewis (GA)  
Delahunt Loeb sack  
DeLauro Lofgren, Zoe  
Dingell Lowey  
Doggett Lynch  
Doyle Maloney (NY)  
Duncan Markey  
Ellison Matheson  
Eshoo Stupak  
Farr McCollum (MN)  
Finer McDermott  
Frank (MA) McGovern  
Gonzalez McNeerney  
Green, Al McNulty  
Grijalva Meehan  
Gutiérrez Michaud  
Hall (NY) Miller, George  
Hastings (FL) Moore (WI)  
Hinchev Nadler  
Hodes Napolitano  
Holt Neal (MA)  
Honda Norton  
Hooley Oberstar  
Inslee Obey  
Israel Oliver  
Jackson (IL) Pallone  
Jackson-Lee (TX) Pascrell  
Jefferson Paul  
Payne  
Price (NC)

NOES—299

Abercrombie Crenshaw  
Aderholt Crowley  
Akin Cuellar  
Alexander Culberson  
Altmire Davis (AL)  
Andrews Davis (CA)  
Arcuri Davis (KY)  
Baca Davis, David  
Bachmann Davis, Lincoln  
Bachus Davis, Tom  
Baker Deal (GA)  
Barrett (SC) Dent  
Barrow Diaz-Balart, L.  
Bartlett (MD) Diaz-Balart, M.  
Barton (TX) Dicks  
Bean Donnelly  
Berkley Doolittle  
Berry Drake  
Biggert Dreier  
Bilbray Edwards  
Bilirakis Ehlers  
Bishop (GA) Ellsworth  
Bishop (UT) Emanuel  
Blackburn Emerson  
Blunt English (PA)  
Boehner Etheridge  
Bonner Everett  
Bono Fallin  
Boozman Fattah  
Bordallo Feeney  
Boren Ferguson  
Boucher Flake  
Boustany Forbes  
Boyd (FL) Fortenberry  
Boyd (KS) Fortuño  
Brady (PA) Fossella  
Brady (TX) Foxx  
Braley (IA) Franks (AZ)  
Brown (SC) Frelinghuysen  
Brown-Waite, Gallegly  
Ginny Garrett (NJ)  
Buchanan Gerlach  
Burgess Giffords  
Burton (IN) Gilchrest  
Buyer Gillibrand  
Calvert Gillmor  
Camp (MI) Gingrey  
Campbell (CA) Gohmert  
Cannon Goode  
Cantor Goodlatte  
Capito Gordon  
Carter Granger  
Castor Graves  
Chabot Green, Gene  
Chandler Hall (TX)  
Coble Hare  
Cole (OK) Harman  
Conaway Hastert  
Cooper Hastings (WA)  
Costa Hayes  
Cramer Heller

Rahall  
Roybal-Allard  
Rush  
Sánchez, Linda T.  
Sarbanes  
Schakowsky  
Schiff  
Scott (VA)  
Serrano  
Sherman  
Shuler  
Slaughter  
Solis  
Stark  
Stupak  
Sutton  
Thompson (MS)  
Thierney  
Udall (NM)  
Velázquez  
Visclosky  
Wasserman  
Schultz  
Waters  
Watson  
Watt  
Waxman  
Weiner  
Welch (VT)  
Wilson (OH)  
Woolsey  
Wu  
Wynn  
Porter  
Price (GA)  
Pryce (OH)  
Putnam

NOT VOTING—11

Baird Jones (OH)  
Cubin McCarthy (NY)  
Davis, Jo Ann McMorris  
Engel Rodgers  
Fangelmavaega Miller (FL)

So the amendment was not agreed to.

¶70.9 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment numbered 11, printed in House Report 110-151, submitted by Mr. FRANKS of Arizona:

Title II, subtitle C, add at the end the following:

SEC. 2 . INCREASED FUNDS FOR BALLISTIC MISSILE DEFENSE.

(a) INCREASE.—The amount in section 201(4), research, development, test, and evaluation, Defense-wide, is hereby increased by \$764,000,000, to be available for ballistic missile defense.

(b) OFFSET.—The amounts in title I and title II are hereby reduced by an aggregate of \$764,000,000, to be derived from amounts other than amounts for ballistic missile defense, as determined by the Secretary of Defense.

It was decided in the { Yeas ..... 199  
negative ..... } Nays ..... 226

¶70.10 [Roll No. 368]

AYES—199

Aderholt Boehner  
Akin Bonner  
Alexander Bono  
Altmire Boozman  
Bachmann Boustany  
Bachus Brady (TX)  
Baker Brown (SC)  
Barrett (SC) Brown-Waite,  
Bartlett (MD) Ginny  
Barton (TX) Buchanan  
Bean Burgess  
Biggert Burton (IN)  
Bilbray Buyer  
Bilirakis Calvert  
Bishop (UT) Camp (MI)  
Blackburn Campbell (CA)  
Blunt Cannon

Smith (NJ)  
Smith (TX)  
Smith (WA)  
Snyder  
Souder  
Space  
Spratt  
Stearns  
Sullivan  
Tancredo  
Tanner  
Tauscher  
Taylor  
Terry  
Thompson (CA)  
Thornberry  
Tiahrt  
Tiberi  
Townes  
Turner  
Udall (CO)  
Upton  
Van Hollen  
Walberg  
Walden (OR)  
Walsh (NY)  
Walz (MN)  
Wamp  
Weldon (FL)  
Weller  
Westmoreland  
Whitfield  
Wicker  
Wilson (NM)  
Wilson (SC)  
Wolf  
Young (AK)  
Young (FL)

NOES—226

Abercrombie Davis, Lincoln  
Ackerman Jackson-Lee (TX)  
Allen Jefferson  
Andrews Johnson (GA)  
Arcuri Johnson, E. B.  
Baca Dicks  
Baldwin Jones (NC)  
Barrow Kagen  
Becerra Kanjorski  
Berkley Doyle  
Berry Kennedy  
Bishop (GA) Kildee  
Bishop (NY) Kilpatrick  
Blumenauer Ellison  
Bordallo Ellsworth  
Boren Emanuel  
Boswell Eshoo  
Boucher Etheridge  
Boyd (FL) Farr  
Boyda (KS) Fattah  
Brady (PA) Filner  
Braley (IA) Frank (MA)  
Brown, Corrine Giffords  
Butterfield Gilchrest  
Capps Gillibrand  
Capuano Gonzalez  
Cardoza Gordon  
Carnahan Green, Al  
Carney Green, Gene  
Carson Grijalva  
Castle Gutierrez  
Castor Hall (NY)  
Chandler Hare  
Christensen Harman  
Clarke Hastings (FL)  
Clay Higgins  
Coble Hinchey  
Cleaver Hinojosa  
Clyburn Hiroo  
Cohen Hobson  
Conyers Hodes  
Cooper Holden  
Costa Holt  
Costello Honda  
Courtney Hooley  
Crowley Hoyer  
Cummings Insole  
Davis (CA) Israel  
Davis (IL) Jackson (IL)



Moore (WI) Roybal-Allard Tanner
Moran (VA) Rush Tauscher
Murphy (CT) Ryan (OH) Taylor
Murphy, Patrick Salazar Thompson (CA)
Murtha Sanchez, Linda Thompson (MS)
Nadler T.
Napolitano Sanchez, Loretta
Neal (MA) Sarbanes
Norton Schakowsky
Oberstar Schiff
Obey Schwartz
Olver Scott (GA)
Ortiz Scott (VA)
Pallone Sensenbrenner
Pascarell Serrano
Pastor Sestak
Paul Shea-Porter
Payne Sherman
Perlmutter Shuler
Peterson (MN) Sires
Petri Skelton
Pomeroy Slaughter
Price (NC) Smith (WA)
Rahall Snyder
Rangel Solis
Reyes Spratt
Rodriguez Stark
Ross Stupak
Rothman Sutton

NOT VOTING—12

Baird Faleomavaega Shays
Berman Jones (OH) Sullivan
Cubin McMorris Wexler
Davis, Jo Ann Rodgers
Engel Miller (FL)

So the amendment was not agreed to.

70.11 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment numbered 41, printed in House Report 110-151, submitted by Mr. KING of Iowa:

In section 1222 of the bill, strike "Section 1519" and insert "(a) CONTINUATION OF PROHIBITION.—Section 1519".

In section 1222 of the bill, add at the end the following new subsection:

(b) RULE OF CONSTRUCTION.—Congress recognizes that the United States has not established any permanent military installations inside or outside the United States. Nothing in this Act or any other provision of law shall be construed to prevent the Government of the United States from establishing temporary military installations or bases by entering into a basing rights agreement between the United States and Iraq.

It was decided in the Yeas ..... 201
negative ..... Nays ..... 219

70.12 [Roll No. 369]

AYES—201

Aderholt Burton (IN) Dreier
Akin Buyer Ehlers
Alexander Calvert Emerson
Altmire Camp (MI) Everett
Bachmann Campbell (CA) Fallin
Bachus Cannon Feeney
Baker Capito Ferguson
Barrett (SC) Carney Flake
Barrow Carter Forbes
Bartlett (MD) Chabot Fortenberry
Barton (TX) Chandler Fortuno
Bilbray Coble Fossella
Bilirakis Cole (OK) Foxx
Bishop (UT) Conaway Franks (AZ)
Blackburn Cramer Frelinghuysen
Blunt Crenshaw Gallegly
Boehner Cuellar Garrett (NJ)
Bonner Culberson Gerlach
Bono Davis (KY) Gilchrest
Boozman Davis, David Gillmor
Boren Davis, Lincoln Gingrey
Boucher Davis, Tom Gohmert
Boustany Deal (GA) Goode
Brady (TX) Dent Goodlatte
Brown (SC) Diaz-Balart, L. Granger
Brown-Waite, Diaz-Balart, M. Graves
Ginny Donnelly Hall (TX)
Buchanan Doolittle Hastert
Burgess Drake Hastings (WA)

Hayes McCotter Ruppertsberger
Heller McCreery Ryan (WI)
Hensarling McHenry Sali
Herger McHugh Saxton
Hobson McKeon Schmidt
Hoekstra Melancon Sensenbrenner
Hunter Mica Sessions
Inglis (SC) Miller (MI) Shadegg
Issa Miller, Gary Shimkus
Jindal Moran (KS) Shuster
Johnson (IL) Murphy, Tim Simpson
Johnson, Sam Musgrave Smith (NE)
Jordan Myrick Smith (NJ)
King (IA) Neugebauer Smith (TX)
King (NY) Nunes Souder
Kingston Pearce Stearns
Kirk Pence Sullivan
Kline (MN) Peterson (PA) Tancredo
Knollenberg Petri
Kuhl (NY) Pickering Terry
Lahood Pitts Thornberry
Lamborn Platts Tiaht
Latham Poe Tiberi
LaTourette Porter Turner
Lewis (CA) Price (GA) Upton
Lewis (KY) Pryce (OH) Walberg
Linder Putnam Walden (OR)
LoBiondo Radanovich Walsh (NY)
Lucas Regula Wamp
Lungren, Daniel Weldon (FL)
E. Rehberg Weller
Mack Reichert Westmoreland
Mahoney (FL) Renzi Whitfield
Manzullo Reynolds Wicker
Marchant Rogers (AL) Wilson (NM)
Marshall Rogers (KY) Wilson (SC)
Matheson Rohrabacher Wolf
McCarthy (CA) Ros-Lehtinen Young (AK)
McCaul (TX) Royce Young (FL)

NOES—219

Abercrombie Emanuel Lofgren, Zoe
Ackerman English (PA) Lynch
Allen Eshoo Maloney (NY)
Andrews Etheridge Markey
Arcuri Farr Matsui
Baca Fattah McCarthy (NY)
Baldwin Filner McCollum (MN)
Bean Frank (MA) McDermott
Becerra Giffords McGovern
Berkley Gillibrand McIntyre
Berman Gonzalez McNerney
Berry Gordon McNulty
Biggert Green, Al Meehan
Bishop (GA) Grijalva Meek (FL)
Bishop (NY) Hall (NY) Meeks (NY)
Blumenauer Hare Michaud
Bordallo Harman Miller (NC)
Boswell Hastings (FL) Miller, George
Boyd (FL) Herseth Sandlin Mitchell
Boyd (KS) Higgins Mollohan
Brady (PA) Hill Moore (KS)
Braley (IA) Hinchey Moore (WI)
Brown, Corrine Hinojosa Moran (VA)
Butterfield Hirono Murphy (CT)
Capps Hodes Murphy, Patrick
Capuano Holden Murtha
Cardoza Holt Nadler
Carnahan Honda Napolitano
Carson Hooley Neal (MA)
Castle Hoyer Norton
Castor Hulshof Oberstar
Christensen Inslee Obey
Clarke Israel Olver
Clay Jackson (IL) Ortiz
Cleaver Jackson-Lee Pallone
Clyburn (TX) Pascarell
Cohen Jefferson Pastor
Conyers Johnson (GA) Paul
Cooper Johnson, E. B. Payne
Costa Jones (NC) Perlmutter
Costello Kagen Peterson (MN)
Courtney Kanjorski Pomeroy
Crowley Kaptur Price (NC)
Cummings Kennedy Rahall
Davis (AL) Kildee Ramstad
Davis (CA) Kilpatrick Reyes
Davis (IL) Kind Rodriguez
DeFazio Klein (FL) Ross
DeGette Kucinich Rothman
Delahunt Lampson Roybal-Allard
DeLauro Langevin Rush
Dicks Lantos Ryan (OH)
Dingell Larsen (WA) Salazar
Doggett Larson (CT) Sanchez, Linda
Doyle Lee T.
Duncan Levin Sanchez, Loretta
Edwards Lewis (GA) Sarbanes
Ellison Lipinski Schiff
Ellsworth Loebsock Schwartz

Scott (GA) Stark Walz (MN)
Scott (VA) Stupak Wasserman
Serrano Sutton Schultz
Sestak Tanner Waters
Shea-Porter Tauscher Watson
Sherman Taylor Watt
Shuler Thompson (CA) Waxman
Sires Thompson (MS) Weiner
Skelton Tierney Welch (VT)
Slaughter Towns Wexler
Smith (WA) Udall (CO) Wilson (OH)
Snyder Udall (NM) Woolsey
Solis Van Hollen Wu
Space Velazquez Wynn
Spratt Visclosky Yarmuth

NOT VOTING—17

Baird Gutierrez Rangel
Cantor Jones (OH) Rogers (MI)
Cubin Keller Schakowsky
Davis, Jo Ann Lowey Shays
Engel McMorris
Faleomavaega Rodgers
Green, Gene Miller (FL)

So the amendment was not agreed to.

70.13 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment numbered 15, printed in House Report 110-151, submitted by Mr. MORAN of Virginia:

At the end of subtitle E of title X, insert the following new section:

SEC. 1055. A REPORT ON TRANSFERRING INDIVIDUALS DETAINED AT NAVAL STATION, GUANTANAMO BAY, CUBA.

(a) REPORT REQUIRED.—Not later than 60 days after the date of the enactment of this Act, the Secretary of Defense shall submit to the congressional defense committees a report that contains a plan for the transfer of each individual presently detained at Naval Station, Guantanamo Bay, Cuba, under the control of the Joint Task Force Guantanamo, who is or has ever been classified as an "enemy combatant" (referred to in this section as a "detainee").

(b) CONTENTS OF REPORT.—The report required under subsection (a) shall include each of the following:

(1) An identification of the number of detainees who, as of December 31, 2007, the Department estimates—

(A) will have been charged with one or more crimes and may, therefore, be tried before a military commission;

(B) will be subject of an order calling for the release or transfer of the detainee from the Guantanamo Bay facility; or

(C) will not have been charged with any crimes and will not be subject to an order calling for the release or transfer of the detainee from the Guantanamo Bay facility, but whom the Department wishes to continue to detain.

(2) A description of the actions required to be undertaken, by the Secretary of Defense, possibly the heads of other Federal agencies, and Congress, to ensure that detainees who are subject to an order calling for their release or transfer from the Guantanamo Bay facility have, in fact, been released.

It was decided in the Yeas ..... 220
affirmative ..... Nays ..... 208

70.14 [Roll No. 370]

AYES—220

Abercrombie Berkley Boyda (KS)
Ackerman Berman Brady (PA)
Allen Berry Braley (IA)
Altmire Bishop (GA) Brown, Corrine
Andrews Bishop (NY) Butterfield
Arcuri Blumenauer Capps
Baca Bordallo Capuano
Baldwin Boswell Cardoza
Bean Boucher Carnahan
Becerra Boyd (FL) Carson

Castor	Jackson-Lee	Petri
Christensen	(TX)	Pomeroy
Clarke	Jefferson	Price (NC)
Clay	Johnson (GA)	Rahall
Cleaver	Johnson, E. B.	Rangel
Clyburn	Kagen	Reyes
Cohen	Kanjorski	Rodriguez
Conyers	Kaptur	Ross
Cooper	Kennedy	Rothman
Costa	Kildee	Roybal-Allard
Costello	Kilpatrick	Ruppersberger
Courtney	Kind	Rush
Crowley	Kucinich	Ryan (OH)
Cuellar	Langevin	Salazar
Cummings	Lantos	Sánchez, Linda
Davis (AL)	Larsen (WA)	T.
Davis (CA)	Larson (CT)	Sanchez, Loretta
Davis (IL)	Lee	Sarbanes
Davis, Tom	Levin	Schakowsky
DeFazio	Lewis (GA)	Schiff
DeGette	Lipinski	Schwartz
DeLahunt	Loebsock	Scott (GA)
DeLauro	Lofgren, Zoe	Scott (VA)
Dicks	Lowey	Serrano
Dingell	Lynch	Sestak
Doggett	Mahoney (FL)	Shea-Porter
Doyle	Maloney (NY)	Sherman
Edwards	Markey	Shuler
Ellison	Matsui	Sires
Ellsworth	McCarthy (NY)	Skelton
Emanuel	McCollum (MN)	Slaughter
Eshoo	McDermott	Smith (WA)
Etheridge	McGovern	McIntyre
Farr	McIntyre	Snyder
Fattah	McNerney	Solis
Filner	McNulty	Spratt
Frank (MA)	Meehan	Stark
Giffords	Meek (FL)	Stupak
Gilchrest	MEEKS (NY)	Sutton
Gillibrand	Michaud	Tauscher
Gonzalez	Miller (NC)	Thompson (CA)
Gordon	Miller, George	Thompson (MS)
Green, Al	Mitchell	Tierney
Green, Gene	Mollohan	Towns
Grijalva	Moore (KS)	Udall (CO)
Gutierrez	Moore (WI)	Udall (NM)
Hall (NY)	Moran (VA)	Van Hollen
Hare	Murphy (CT)	Velázquez
Harman	Murphy, Patrick	Viscosky
Hastings (FL)	Murtha	Walz (MN)
Herse	Nadler	Wasserman
Herseth Sandlin	Nadler	Schultz
Higgins	Napolitano	Waters
Hill	Neal (MA)	Watson
Hinche	Norton	Watt
Hinojosa	Oberstar	Waxman
Hirono	Obey	Weiner
Hodes	Olver	Welch (VT)
Holden	Ortiz	Wexler
Holt	Pallone	Pastor
Honda	Pascrell	Wilson (OH)
Hooley	Pascrell	Woolsey
Hoyer	Paul	Wu
Inslee	Payne	Wynn
Israel	Perlmutter	Yarmuth
Jackson (IL)	Peterson (MN)	

NOES—208

Aderholt	Cannon	Flake
Akin	Cantor	Forbes
Alexander	Capito	Fortenberry
Bachmann	Carney	Fortuño
Bachus	Carter	Fossella
Baker	Castle	Foxx
Barrett (SC)	Chabot	Franks (AZ)
Barrow	Chandler	Frelinghuysen
Bartlett (MD)	Coble	Gallely
Barton (TX)	Cole (OK)	Garrett (NJ)
Biggart	Conaway	Gerlach
Bilbray	Cramer	Gillmor
Bilirakis	Crenshaw	Gingrey
Bishop (UT)	Culberson	Gohmert
Blackburn	Davis (KY)	Goode
Blunt	Davis, David	Goodlatte
Boehner	Davis, Lincoln	Granger
Bonner	Deal (GA)	Graves
Bono	Dent	Hall (TX)
Boozman	Diaz-Balart, L.	Hastert
Boren	Diaz-Balart, M.	Hastings (WA)
Boustany	Donnelly	Hayes
Brady (TX)	Doolittle	Heller
Brown (SC)	Drake	Hensarling
Brown-Waite,	Dreier	Hergert
Ginny	Duncan	Hobson
Buchanan	Ehlers	Hoekstra
Burgess	Emerson	Hulshof
Burton (IN)	English (PA)	Hunter
Buyer	Everett	Inglis (SC)
Calvert	Fallin	Issa
Camp (MI)	Feeney	Jindal
Campbell (CA)	Ferguson	Johnson (IL)

Johnson, Sam	Mica	Schmidt
Jones (NC)	Miller (MI)	Sensenbrenner
Jordan	Miller, Gary	Sessions
Keller	Moran (KS)	Shadegg
King (IA)	Murphy, Tim	Shimkus
King (NY)	Musgrave	Shuster
Kingston	Myrick	Simpson
Kirk	Neugebauer	Smith (NE)
Klein (FL)	Nunes	Smith (NJ)
Kline (MN)	Pearce	Smith (TX)
Knollenberg	Pence	Souder
Kuhl (NY)	Peterson (PA)	Space
LaHood	Pickering	Stearns
Lamborn	Pitts	Sullivan
Lampson	Platts	Tancredo
Latham	Poe	Tanner
LaTourette	Porter	Taylor
Lewis (GA)	Price (GA)	Terry
Lewis (KY)	Pryce (OH)	Thornberry
Linder	Putnam	Tiahrt
LoBiondo	Radanovich	Tiberi
Lucas	Ramstad	Turner
Lungren, Daniel	Regula	Upton
E.	Rehberg	Walberg
Mack	Reichert	Walden (OR)
Manzullo	Renzi	Walsh (NY)
Marchant	Reynolds	Wamp
Marshall	Rogers (AL)	Weldon (FL)
Matheson	Rogers (KY)	Weller
McCarthy (CA)	Rogers (MI)	Westmoreland
McCaul (TX)	Rohrabacher	Whitfield
McCotter	Ros-Lehtinen	Wicker
McCrery	Roskam	Wilson (NM)
McHenry	Royce	Wilson (SC)
McHugh	Ryan (WI)	Wolf
McKeon	Sali	Young (AK)
Melancon	Saxton	Young (FL)

NOT VOTING—9

Baird	Faleomavaega	Miller (FL)
Cubin	Jones (OH)	Shays
Davis, Jo Ann	McMorris	
Engel	Rodgers	

So the amendment was agreed to.

¶70.15 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment numbered 32, printed in House Report 110-151, submitted by Mr. HOLT:

At the end of subtitle E of title X, add the following new section:

**SEC. 1055. REQUIREMENT FOR VIDEOTAPING RECORDINGS OF STRATEGIC INTERROGATIONS AND OTHER PERTINENT INTERACTIONS AMONG DETAINEES OR PRISONERS IN THE CUSTODY OF OR UNDER THE EFFECTIVE CONTROL OF THE UNITED STATES AND MEMBERS OF THE ARMED FORCES, INTELLIGENCE OPERATIVES OF THE UNITED STATES, AND CONTRACTORS OF THE UNITED STATES.**

(a) IN GENERAL.—In accordance with the Geneva Conventions of 1949, the International Covenant on Civil and Political Rights, the Convention Against Torture and Other Cruel, Inhuman, or Degrading Treatment or Punishment, and prohibitions against any cruel, unusual, and inhuman treatment or punishment under the Fifth, Eighth, and Fourteenth Amendments to the Constitution of the United States, the President shall take such actions as are necessary to ensure that any strategic interrogation or other pertinent interaction between an individual who is a detainee or prisoner in the custody or under the effective control of the Armed Forces pursuant to a strategic interrogation, or other pertinent interaction, for the purpose of gathering intelligence and a member of the Armed Forces, an intelligence operative of the United States, or a contractor of the United States, is videotaped.

(b) COMMENCEMENT OF REQUIREMENT.—The videotaping requirement under subsection (a) shall be applicable to any strategic interrogation of an individual that takes place on or after the earlier of—

(1) the day on which the individual is confined in a facility owned, operated or controlled, in whole or in part, by the United

States, or any of its representatives, agencies, or agents; or

(2) 7 days after the day on which the individual is taken into custody by the United States or any of its representatives, agencies, or agents.

(c) CLASSIFICATION OF INFORMATION.—The President shall provide for the appropriate classification to protect United States national security and the privacy of detainees or prisoners held by the United States, of video tapes referred to in subsection (a). Videotapes shall be made available, under seal if appropriate, to both prosecution and defense to the extent they are material to any military or civilian criminal proceeding.

(d) STRATEGIC INTERROGATION DEFINED.—For purposes of this section, the term “strategic interrogation” means an interrogation of a detainee or prisoner at—

(1) a corps or theater-level detention facility, as defined in the Army Field Manual on Human Intelligence Collector Operations (FM 2-22.3, September 2006); or

(2) a detention facility outside of the area of operations (AOR) where the detainee or prisoner was initially captured, including—

(A) a detention facility owned, operated, borrowed, or leased by the United States Government; and

(B) a detention facility of a foreign government at which United States Government personnel, including contractors, are permitted to conduct interrogations by the foreign government in question.

(e) ACCESS TO PRISONERS AND DETAINEES OF THE UNITED STATES TO ENSURE INDEPENDENT MONITORING AND TRANSPARENT INVESTIGATIONS.—Consistent with the obligations of the United States under international law and related protocols to which the United States is a party, the President shall take such actions as are necessary to ensure that representatives of the following organizations are granted access to detainees or prisoners in the custody or under the effective control of the Armed Forces:

(1) The International Federation of the International Committee of the Red Cross and the Red Crescent.

(2) The United Nations High Commissioner for Human Rights.

(3) The United Nations Special Rapporteur on Torture.

(f) GUIDELINES FOR VIDEOTAPE RECORDINGS.—

(1) DEVELOPMENT OF GUIDELINES.—The Judge Advocates General (as defined in section 801(1) of title 10, United States Code, (Article 1 of the Uniform Code of Military Justice)) shall jointly develop uniform guidelines designed to ensure that the videotaping required under subsection (a) is sufficiently expansive to prevent any abuse of detainees and prisoners referred to in subsection (a) and violations of law binding on the United States, including treaties specified in subsection (a).

(2) SUBMITTAL TO CONGRESS.—Not later than 30 days after the date of the enactment of this Act, the Secretary of Defense shall submit to Congress a report containing the guidelines developed under paragraph (1).

It was decided in the { Yeas ..... 199  
negative ..... } Nays ..... 229

¶70.16 [Roll No. 371]

AYES—199

Abercrombie	Berry	Butterfield
Ackerman	Bishop (NY)	Capps
Allen	Blumenauer	Capuano
Andrews	Bordallo	Cardoza
Baca	Boswell	Carnahan
Baldwin	Boucher	Carson
Bartlett (MD)	Boyd (FL)	Castle
Bean	Brady (PA)	Castor
Becerra	Braley (IA)	Christensen
Berman	Brown, Corrine	Clarke

Clay  
Cleaver  
Clyburn  
Cohen  
Conyers  
Costa  
Costello  
Courtney  
Crowley  
Cummings  
Davis (CA)  
Davis (IL)  
DeFazio  
DeGette  
DeLahunt  
DeLauro  
Diaz-Balart, L.  
Diaz-Balart, M.  
Dicks  
Dingell  
Doggett  
Doyle  
Edwards  
Ellison  
Emanuel  
Eshoo  
Etheridge  
Farr  
Fattah  
Finer  
Frank (MA)  
Giffords  
Gilchrest  
Gillibrand  
Green, Al  
Green, Gene  
Grijalva  
Gutierrez  
Hall (NY)  
Hare  
Harman  
Hastings (FL)  
Higgins  
Hill  
Hinchoy  
Hinojosa  
Hirono  
Hodes  
Holt  
Honda  
Hooley  
Hoyer  
Inglis (SC)  
Inslee  
Israel  
Jackson (IL)  
Jackson-Lee  
(TX)

Jefferson  
Johnson (GA)  
Johnson (IL)  
Johnson, E. B.  
Kagen  
Kanjorski  
Kaptur  
Kennedy  
Kildee  
Kilpatrick  
Kind  
Klein (FL)  
Kucinich  
Lantos  
Larsen (WA)  
Larson (CT)  
Lee  
Levin  
Lewis (GA)  
Lipinski  
Loebsack  
Lofgren, Zoe  
Lowey  
Maloney (NY)  
Markey  
Matsui  
McCarthy (NY)  
McCollum (MN)  
McDermott  
McGovern  
McNerney  
McNulty  
Meehan  
Meek (FL)  
Meeke (NY)  
Melancon  
Michaud  
Miller (NC)  
Miller, George  
Mitchell  
Mollohan  
Moore (KS)  
Moore (WI)  
Moran (VA)  
Murtha  
Nadler  
Napolitano  
Neal (MA)  
Norton  
Oberstar  
Obey  
Olver  
Pallone  
Pascrell  
Pastor  
Paul  
Payne  
Peterson (MN)

Price (NC)  
Rahall  
Rangel  
Rohrabacher  
Ros-Lehtinen  
Rothman  
Roybal-Allard  
Rush  
Ryan (OH)  
Salazar  
Sánchez, Linda  
T.  
Sarbanes  
Schakowsky  
Schiff  
Schwartz  
Scott (VA)  
Serrano  
Sestak  
Shea-Porter  
Sherman  
Sires  
Skelton  
Slaughter  
Smith (NJ)  
Smith (WA)  
Solis  
Spratt  
Stark  
Stupak  
Sutton  
Tauscher  
Thompson (CA)  
Thompson (MS)  
Tierney  
Towns  
Udall (CO)  
Udall (NM)  
Van Hollen  
Velázquez  
Visclosky  
Walsh (NY)  
Walz (MN)  
Wasserman  
Schultz  
Waters  
Watson  
Watt  
Waxman  
Weiner  
Wexler  
Wilson (OH)  
Woolsey  
Wu  
Wynn  
Yarmuth

Lampson  
Langevin  
Latham  
LaTourette  
Lewis (CA)  
Lewis (KY)  
Linder  
LoBiondo  
Lucas  
Lungren, Daniel  
E.  
Lynch  
Mack  
Mahoney (FL)  
Manzullo  
Marchant  
Marshall  
Matheson  
McCarthy (CA)  
McCaul (TX)  
McCotter  
McCrery  
McHenry  
McHugh  
McIntyre  
McKeon  
Mica  
Miller (MI)  
Miller, Gary  
Moran (KS)  
Murphy (CT)  
Murphy, Patrick  
Murphy, Tim  
Musgrave  
Myrick  
Neugebauer  
Nunes

Ortiz  
Pearce  
Pence  
Perlmutter  
Peterson (PA)  
Petri  
Pickering  
Pitts  
Platts  
Poe  
Pomeroy  
Porter  
Price (GA)  
Pryce (OH)  
Putnam  
Radanovich  
Ramstad  
Regula  
Rehberg  
Reichert  
Renzi  
Reyes  
Reynolds  
Rodriguez  
Rogers (AL)  
Rogers (KY)  
Rogers (MI)  
Roskam  
Ross  
Royce  
Ruppersberger  
Ryan (WI)  
Sali  
Sanchez, Loretta  
Saxton  
Schmidt  
Scott (GA)

Sensenbrenner  
Sessions  
Shadegg  
Shimkus  
Shuler  
Shuster  
Simpson  
Smith (NE)  
Smith (TX)  
Snyder  
Souder  
Space  
Stearns  
Sullivan  
Tancredo  
Tanner  
Taylor  
Terry  
Thornberry  
Tiahrt  
Tiberi  
Turner  
Upton  
Walberg  
Walden (OR)  
Wamp  
Welch (VT)  
Weldon (FL)  
Weller  
Westmoreland  
Whitfield  
Wicker  
Wilson (NM)  
Wilson (SC)  
Wolf  
Young (AK)  
Young (FL)

- Subtitle B—Army Programs
- Sec. 111. Multiyear procurement authority for M1A2 Abrams System Enhancement Package vehicles.
  - Sec. 112. Multiyear procurement authority for M2A3 Bradley Fighting Vehicles, M3A3 Cavalry Fighting Vehicles, and M2A3 Bradley Fire Support Team Vehicles.
  - Sec. 113. Multiyear procurement authority for conversion of CH-47D helicopters to CH-47F configuration.
  - Sec. 114. Multiyear procurement authority for CH-47F helicopters.
  - Sec. 115. Limitation on use of funds for Joint Network Node program pending certification to Congress.
  - Sec. 116. Prohibition on closure of Army Tactical Missile System production line pending report.

- Subtitle C—Navy Programs
- Sec. 121. Authority to transfer funds for submarine engineered refueling overhauls and conversions and for aircraft carrier refueling complex overhauls.
  - Sec. 122. Multiyear procurement authority for Virginia-class submarine program.
  - Sec. 123. Limitation on final assembly of VH-71 Presidential transport helicopters.
  - Sec. 124. Limitation on operational deployment of weapons system that uses Trident missiles converted to carry conventional payloads.
  - Sec. 125. Program to provide contractors with capital expenditure incentives.
  - Sec. 126. Limitation on use of shipbuilding and conversion, Navy, funds for employment of nonimmigrant workers.
  - Sec. 127. Limitation on concurrent design and construction on first ship of a shipbuilding program.

- Subtitle D—Air Force Programs
- Sec. 131. Limitation on retiring C-5 aircraft.
  - Sec. 132. Limitation on Joint Cargo Aircraft.
  - Sec. 133. Clarification of limitation on retirement of U-2 aircraft.
  - Sec. 134. Repeal of requirement to maintain retired C-130E tactical airlift aircraft.

- TITLE II—RESEARCH, DEVELOPMENT, TEST, AND EVALUATION
- Subtitle A—Authorization of Appropriations
- Sec. 201. Authorization of appropriations.
  - Sec. 202. Amount for defense science and technology.
- Subtitle B—Program Requirements, Restrictions, and Limitations
- Sec. 211. Operational test and evaluation of Future Combat Systems network.
  - Sec. 212. Limitation on systems development and demonstration of Joint Light Tactical Vehicle program.
  - Sec. 213. Requirement to obligate funds for development and procurement of a competitive propulsion system for the Joint Strike Fighter.
  - Sec. 214. Limitation on use of funds for manufacturing science and technology program.
- Subtitle C—Ballistic Missile Defense
- Sec. 221. Oversight of Missile Defense Agency programs by Director of Operational Test and Evaluation.

NOT VOTING—9

Baird  
Cubin  
Davis, Jo Ann  
Engel

Faleomavaega  
Jones (OH)  
McMorris  
Rodgers

Miller (FL)  
Shays

So the amendment was not agreed to. After some further time, The SPEAKER pro tempore, Mr. WEINER, assumed the Chair. When Mr. PASTOR, Acting Chairman, pursuant to House Resolution 403, reported the bill back to the House with an amendment adopted by the Committee.

The previous question having been ordered by said resolution.

The following amendment, reported from the Committee of the Whole House on the state of the Union, was agreed to:

Strike out all after the enacting clause and insert:

SECTION 1. SHORT TITLE.

This Act may be cited as the “National Defense Authorization Act for Fiscal Year 2008”.

SEC. 2. ORGANIZATION OF ACT INTO DIVISIONS; TABLE OF CONTENTS.

(a) DIVISIONS.—This Act is organized into three divisions as follows:

- (1) Division A—Department of Defense Authorizations.
- (2) Division B—Military Construction Authorizations.
- (3) Division C—Department of Energy National Security Authorizations and Other Authorizations.

(b) TABLE OF CONTENTS.—

- Sec. 1. Short title.
- Sec. 2. Organization of Act into divisions; table of contents.
- Sec. 3. Congressional defense committees.
- DIVISION A—DEPARTMENT OF DEFENSE AUTHORIZATIONS

TITLE I—PROCUREMENT

- Subtitle A—Authorization of Appropriations
- Sec. 101. Army.
- Sec. 102. Navy and Marine Corps.
- Sec. 103. Air Force.
- Sec. 104. Defense-wide activities.
- Sec. 105. National Guard and Reserve equipment.

NOES—229

Aderholt  
Akin  
Alexander  
Altmire  
Arcuri  
Bachmann  
Bachus  
Baker  
Barrett (SC)  
Barrow  
Barton (TX)  
Berkley  
Biggert  
Bilbray  
Bilirakis  
Bishop (GA)  
Bishop (UT)  
Blackburn  
Blunt  
Boehner  
Bonner  
Bono  
Boozman  
Boren  
Boustany  
Boyd (KS)  
Brady (TX)  
Brown (SC)  
Brown-Waite,  
Ginny  
Buchanan  
Burgess  
Burton (IN)  
Buyer  
Calvert  
Camp (MI)  
Campbell (CA)  
Cannon  
Cantor  
Capito

Carney  
Carter  
Chabot  
Chandler  
Coble  
Cole (OK)  
Conaway  
Cooper  
Cramer  
Crenshaw  
Cuellar  
Culberson  
Davis (AL)  
Davis (KY)  
Davis, David  
Davis, Lincoln  
Davis, Tom  
Deal (GA)  
Dent  
Donnelly  
Doolittle  
Drake  
Dreier  
Duncan  
Ehlers  
Ellsworth  
Emerson  
English (PA)  
Everett  
Fallin  
Feeney  
Ferguson  
Flake  
Forbes  
Fortenberry  
Fortuño  
Fossella  
Fox  
Franks (AZ)  
Frelinghuysen

Galleghy  
Garrett (NJ)  
Gerlach  
Gillmor  
Gingrey  
Gohmert  
Gonzalez  
Goode  
Goodlatte  
Gordon  
Granger  
Graves  
Hall (TX)  
Hastert  
Hastings (WA)  
Hayes  
Heller  
Hensarling  
Hergert  
Herseth Sandlin  
Hobson  
Hoekstra  
Holden  
Hulshof  
Hunter  
Issa  
Jindal  
Johnson, Sam  
Jones (NC)  
Jordan  
Keller  
King (IA)  
King (NY)  
Kingston  
Kirk  
Kline (MN)  
Knollenberg  
Kuhl (NY)  
LaHood  
Lamborn

- Sec. 222. Fielding of ballistic missile defense capabilities and future roles and missions of Missile Defense Agency.
- Sec. 223. Limitation on use of funds for replacing warhead on SM-3 Block IIA missile.
- Sec. 224. Two-year extension of Comptroller General assessments of ballistic missile defense programs.
- Sec. 225. Independent study on deploying missile defense system in Europe.
- Sec. 226. Sense of Congress concerning full support for development and fielding of a layered ballistic missile defense.
- Sec. 227. Increased funds for X Lab battlespace laboratory.
- Sec. 228. Expand United States ballistic missile defense system integration with Israel.
- Subtitle D—Other Matters
- Sec. 231. Responsibility for human systems integration activities.
- Sec. 232. Expansion of authority for encouragement of technology transfer.
- Sec. 233. Reduction of amounts for Army Venture Capital Fund demonstration.
- Sec. 234. Independent tests for combat helmet pad suspension systems.
- Sec. 235. Report on implementation of Manufacturing Technology Program.
- Sec. 236. Assessment of sufficiency of test and evaluation personnel.
- Sec. 237. Repeal of requirement for separate reports on technology area review and assessment summaries.
- Sec. 238. Modeling, analysis, and simulation of military and non-military operations in complex urban environments.
- TITLE III—OPERATION AND MAINTENANCE
- Subtitle A—Authorization of Appropriations
- Sec. 301. Operation and maintenance funding.
- Sec. 302. Working capital funds.
- Sec. 303. Other Department of Defense Programs.
- Subtitle B—Environmental Provisions
- Sec. 311. Reimbursement of Environmental Protection Agency for certain costs in connection with Moses Lake Wellfield Superfund Site, Moses Lake, Washington.
- Sec. 312. Reimbursement of Environmental Protection Agency for certain costs in connection with Arctic Surplus Superfund Site, Fairbanks, Alaska.
- Sec. 313. Payment to Environmental Protection Agency of stipulated penalty in connection with Jackson Park Housing Complex, Washington.
- Subtitle C—Workplace and Depot Issues
- Sec. 321. Increase in threshold amount for contracts for procurement of capital assets in advance of availability of working-capital funds for the procurement.
- Sec. 322. Authorization of availability of working-capital funds for certain product improvements.
- Sec. 323. Authorization of use of working-capital funds for acquisition of certain items.
- Sec. 324. Modification to public-private competition requirements before conversion to contractor performance.
- Sec. 325. Public-private competition at end of period specified in performance agreement not required.
- Sec. 326. Guidelines on insourcing new and contracted out functions.
- Sec. 327. Additional requirements for annual report on public-private competitions.
- Sec. 328. Restriction on Office of Management and Budget influence over Department of Defense public-private competitions.
- Sec. 329. Bid Protests by Federal Employees in actions under Office of Management Budget Circular A-76.
- Sec. 330. Public-private competition required before conversion to contractor performance.
- Sec. 331. Reauthorization and modification of multi-trades demonstration project.
- Subtitle D—Extension of Program Authorities
- Sec. 341. Extension of Arsenal Support Program Initiative.
- Sec. 342. Extension of period for reimbursement for helmet pads purchased by members of the Armed Forces deployed in contingency operations.
- Subtitle E—Reports
- Sec. 351. Inclusion of National Guard readiness for civil support missions in quarterly personnel and unit readiness report.
- Sec. 352. Plan to improve readiness of active and reserve component ground forces.
- Sec. 353. Plan for optimal use of strategic ports by commander of Surface Distribution and Deployment Command.
- Sec. 354. Independent assessment of Civil Reserve Air Fleet viability.
- Sec. 355. Annual report on prepositioned materiel and equipment.
- Sec. 356. Conditions on relocation of North American Aerospace Defense command center and related functions from Cheyenne Mountain to Peterson Air Force Base.
- Sec. 357. Report on public-private partnerships.
- Subtitle F—Other Matters
- Sec. 361. Authority for Department of Defense to provide support for certain sporting events.
- Sec. 362. Reasonable restrictions on payment of full replacement value for lost or damaged personal property transported at Government expense.
- Sec. 363. Priority transportation on Department of Defense aircraft of retired members residing in Commonwealths and possessions of the United States for certain health care services.
- Sec. 364. Recovery of missing military property.
- Sec. 365. Retention of Army combat uniforms by members of Army deployed in support of contingency operations.
- Sec. 366. Issue of serviceable material other than to Armed Forces.
- Sec. 367. Prohibition on deactivation of 36th Rescue Flight.
- Sec. 368. Limitation on expenditure of funds for initial flight screening at Pueblo Memorial Airport.
- TITLE IV—MILITARY PERSONNEL AUTHORIZATIONS
- Subtitle A—Active Forces
- Sec. 401. End strengths for active forces.
- Sec. 402. Revision in permanent active duty end strength minimum levels.
- Sec. 403. Additional authority for increases of Army and Marine Corps active duty end strengths for fiscal years 2009 and 2010.
- Sec. 404. Increase in authorized strengths for Army officers on active duty in the grade of major.
- Sec. 405. Increase in authorized strengths for Navy officers on active duty in the grades of lieutenant commander, commander, and captain.
- Subtitle B—Reserve Forces
- Sec. 411. End strengths for Selected Reserve.
- Sec. 412. End strengths for Reserves on active duty in support of the reserves.
- Sec. 413. End strengths for military technicians (dual status).
- Sec. 414. Fiscal year 2008 limitation on number of non-dual status technicians.
- Sec. 415. Maximum number of reserve personnel authorized to be on active duty for operational support.
- Sec. 416. Future authorizations and accounting for certain reserve component personnel authorized to be on active duty or full-time National Guard duty to provide operational support.
- Sec. 417. Revision of variances authorized for Selected Reserve end strengths.
- Subtitle C—Authorization of Appropriations
- Sec. 421. Military personnel.
- Sec. 422. Armed Forces Retirement Home.
- Sec. 423. Offsetting transfers from National Defense Stockpile Transaction Fund.
- TITLE V—MILITARY PERSONNEL POLICY
- Subtitle A—Officer Personnel Policy
- Sec. 501. Assignment of officers to designated positions of importance and responsibility.
- Sec. 502. Increase in years of commissioned service threshold for discharge of probationary officers and for use of force shaping authority.
- Sec. 503. Special promotion authority for Navy career military professors.
- Subtitle B—Reserve Component Matters
- Sec. 511. Mandatory separation of Reserve officers in the grade of lieutenant general or vice admiral after completion of 38 years of commissioned service.
- Sec. 512. Constructive service credit upon original appointment of reserve officers in certain health care professions.
- Sec. 513. Maximum period of temporary Federal recognition of person as Army National Guard officer or Air Force Reserve officer.
- Sec. 514. Military technicians (dual status) in the Selected Reserve.
- Sec. 515. Working group on reintegration of reserve component members returning from deployment.
- Sec. 516. National Guard yellow ribbon reintegration program.
- Sec. 517. Advance notice to members of reserve components of deployment in support of contingency operations.
- Subtitle C—Education and Training
- Sec. 521. Reduction or elimination of service obligation in an Army Reserve or Army National Guard troop program unit for certain persons selected as medical students at Uniformed Services University of the Health Sciences.

- Sec. 522. Increase in annual limit on number of ROTC scholarships under Army Reserve and Army National Guard program.
- Sec. 523. Revisions to authority to pay tuition for off-duty training or education.
- Sec. 524. National Defense University master's degree programs.
- Sec. 525. Recodification in title 38, United States Code, of certain educational assistance programs for members of the reserve components.
- Sec. 526. Secretary of Defense evaluation of the adequacy of the degree-granting authorities of certain military universities and educational institutions.
- Sec. 527. Navy Junior Reserve Officers' Training Corps unit for Southold, Mattituck, and Greenport high schools.
- Sec. 528. Navy Senior Reserve Officers' Training Corps program at University of Miami, Coral Gables, Florida.
- Sec. 529. Intensified efforts to publicize and award scholarships to students attending historically Black colleges and universities and Hispanic-serving institutions.
- Sec. 530. Sense of Congress with respect to extension of time limitation for use of entitlement to education benefits by members of Selected Reserve and members of reserve component supporting contingency operations.
- Subtitle D—General Service Authorities
- Sec. 531. Authority to reduce required service obligation for initial appointment of qualified health professionals as officers in critical specialties.
- Sec. 532. Reenlistment in former enlisted grade after service as an officer.
- Subtitle E—Military Justice and Legal Assistance Matters
- Sec. 541. Authority to designate certain civilian employees of the Federal Government as eligible for legal assistance from Department of Defense legal staff resources.
- Subtitle F—Decorations and Awards
- Sec. 551. Authorization and request for award of Medal of Honor to Leslie H. Sabo, Jr., for acts of valor during the Vietnam War.
- Sec. 552. Authorization and request for award of Medal of Honor to Henry Svehla for acts of valor during the Korean War.
- Sec. 553. Authorization and request for award of Medal of Honor to Woodrow W. Keeble for acts of valor during the Korean War.
- Sec. 554. Authorization and request for award of Medal of Honor to Private Philip G. Shadrach for acts of valor during the Civil War.
- Sec. 555. Authorization and request for award of Medal of Honor to Private George D. Wilson for acts of valor as one of Andrews Raiders during the Civil War.
- Sec. 556. Cold War Victory Medal.
- Sec. 557. Establishment of Combat Medevac Badge.
- Subtitle G—Impact Aid and Defense Dependents Education System
- Sec. 561. Tuition assistance for military dependents in overseas areas where schools operated by Defense Dependents' Education System are not reasonably available.
- Sec. 562. Continuation of authority to assist local educational agencies that benefit dependents of members of the Armed Forces and Department of Defense civilian employees.
- Subtitle H—Other Matters
- Sec. 571. Extension of authority to accept gifts, devises, or bequests to benefit members of the Armed Forces, dependents, and civilian employees of the Department of Defense.
- Sec. 572. Uniform performance policies for military bands and other musical units.
- Sec. 573. Repeal of limitation on number of academies of Department of Defense STARBASE Program in a single State.
- Sec. 574. Combat veterans mentoring program for current members of the Armed Forces.
- Sec. 575. Recognition of members of the Monuments, Fine Arts, and Archives program of the Civil Affairs and Military Government Sections of the Armed Forces during and following World War II.
- Sec. 576. Program to commemorate 50th anniversary of the Vietnam War.
- Sec. 577. Protection of child custody arrangements for parents who are members of the Armed Forces deployed in support of a contingency operation.
- Sec. 578. Limitation on simultaneous deployment to combat zones of dual-military couples who have minor dependents.
- Sec. 579. Prohibition against members of the Armed Forces participating in criminal street gangs.
- Sec. 580. Study of feasibility of establishing a pilot program on family-to-family support for families of members of the National Guard and Reserves undergoing deployment.
- Sec. 581. Study regarding improving support services for children, infants, and toddlers of members of the National Guard and Reserve undergoing deployment.
- Sec. 582. Prohibition on the unauthorized use of names and images of members of the Armed Forces.
- TITLE VI—COMPENSATION AND OTHER PERSONNEL BENEFITS
- Subtitle A—Pay and Allowances
- Sec. 601. Fiscal year 2008 increase in military basic pay.
- Sec. 602. Basic allowance for housing for reserve component members without dependents who attend accession training while maintaining a primary residence.
- Sec. 603. Income replacement payments for reserve component members experiencing extended and frequent mobilization for active duty service.
- Sec. 604. Participation of members of the uniformed services in Thrift Savings Plan.
- Sec. 605. Enhancement of referral bonus to encourage service in the Army.
- Sec. 606. Guaranteed pay increase for members of the Armed Forces of one-half of one percentage point higher than Employment Cost Index.
- Subtitle B—Bonuses and Special and Incentive Pays
- Sec. 611. Extension of certain bonus and special pay authorities for reserve forces.
- Sec. 612. Extension of certain bonus and special pay authorities for health care professionals.
- Sec. 613. Extension of special pay and bonus authorities for nuclear officers.
- Sec. 614. Extension of authorities relating to payment of other bonuses and special pays.
- Sec. 615. Increase in incentive special pay and multiyear retention bonus for medical officers.
- Sec. 616. Increase in dental officer additional special pay.
- Sec. 617. Definition of sea duty for career sea pay to include multi-crew ships.
- Sec. 618. Reenlistment bonus for members of the Selected Reserve.
- Sec. 619. Availability of Selected Reserve accession bonus for persons who previously served in the Armed Forces for a short period.
- Sec. 620. Availability of nuclear officer continuation pay for officers with more than 26 years of commissioned service.
- Sec. 621. Waiver of years-of-service limitation on receipt of critical skills retention bonus.
- Sec. 622. Accession bonus for participants in the Armed Forces Health Professional Scholarship and Financial Assistance Program.
- Sec. 623. Payment of assignment incentive pay for Reserve members serving in combat zone for more than 22 months.
- Sec. 624. Increase in maximum monthly rate of hardship duty pay.
- Subtitle C—Travel and Transportation Allowances
- Sec. 631. Allowance for participation in Reserve screening conducted through electronic means.
- Sec. 632. Allowance for civilian clothing for members of the Armed Forces traveling in connection with medical evacuation.
- Sec. 633. Moving expenses for JROTC instructors who agree to serve in hard-to-fill positions.
- Sec. 634. Transportation of additional motor vehicle of members on change of permanent station to or from nonforeign areas outside the continental United States.
- Sec. 635. Payment of inactive duty training travel costs for certain Selected Reserve members.
- Subtitle D—Retired Pay and Survivor Benefits
- Sec. 641. Disregarding periods of confinement of member in determining benefits for dependents who are victims of abuse by the member.
- Sec. 642. Continuation of authority for members of the Armed Forces to designate a recipient for a portion of the death gratuity.
- Sec. 643. Recoupment of annuity amounts previously paid, but subject to offset for dependency and indemnity compensation.
- Sec. 644. Special survivor indemnity allowance for persons affected by required Survivor Benefit Plan annuity offset for dependency and indemnity compensation.
- Sec. 645. Expansion of combat-related special compensation eligibility for chapter 61 military retirees with fewer than 20 years of creditable service.

- Subtitle E—Commissary and Non-appropriated Fund Instrumentality Benefits
- Sec. 651. Access to Defense Commissary and Exchange System by surviving spouse and dependents of certain disabled veterans.
- Sec. 652. Authority to continue commissary and exchange benefits for certain involuntarily separated members of the Armed Forces.
- Sec. 653. Authorization of installment deductions from pay of employees of executive branch instrumentalities to collect indebtedness to the United States.
- Subtitle F—Consolidation of Special Pay, Incentive Pay, and Bonus Authorities
- Sec. 661. Consolidation of special pay, incentive pay, and bonus authorities of the uniformed services.
- Sec. 662. Transitional provisions.
- Subtitle G—Other Matters
- Sec. 671. Expansion of education loan repayment program for members of the Selected Reserve.
- Sec. 672. Ensuring entry into United States after time abroad for permanent resident alien military spouses and children.
- Sec. 673. Overseas naturalization for military spouses and children.
- Sec. 674. Postal benefits program for members of the Armed Forces serving in Iraq or Afghanistan.
- Sec. 675. Leave for military families.
- TITLE VII—HEALTH CARE PROVISIONS**
- Sec. 701. Extension of prohibition on increases in certain health care costs for members of the uniformed services.
- Sec. 702. Temporary prohibition on increase in copayments under retail pharmacy system of pharmacy benefits program.
- Sec. 703. Fair pricing under pharmacy benefits program.
- Sec. 704. Prohibition on conversion of military medical and dental positions to civilian medical and dental positions.
- Sec. 705. Establishment of Nurse Practitioner Program.
- Sec. 706. Services of mental health counselors.
- Sec. 707. Extension of pilot program for health care delivery.
- Sec. 708. Stipend for members of Reserve Components for health care for certain dependents.
- Sec. 709. Joint Pathology Center.
- Sec. 710. Report on training in preservation of remains under combat or combat-related conditions.
- Sec. 711. Pre- and post-deployment assessments for the purpose of determining the cognitive functioning and brain health of deployed members of the Armed Forces.
- Sec. 712. Guaranteed funding for Walter Reed Army Medical Center.
- Sec. 713. Report and study on multiple vaccinations of members of the Armed Forces.
- TITLE VIII—ACQUISITION POLICY, ACQUISITION MANAGEMENT, AND RELATED MATTERS**
- Subtitle A—Acquisition Policy and Management
- Sec. 801. Definition of commercial services.
- Sec. 802. Acquisition workforce provisions.
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- Sec. 1414. Notification to Congress of hospitalization of combat wounded service members.
- Sec. 1415. Independent medical advocate for members before medical evaluation boards.
- Sec. 1416. Training and workload for physical evaluation board liaison officers.
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- Sec. 1418. Improved training for health care professionals, medical case managers, and service member advocates on particular conditions of recovering service members.
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- Sec. 2402. Energy conservation projects.
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- Sec. 2814. Expansion to all military departments of Army pilot program for purchase of certain municipal services for military installations.
- Sec. 2815. Retention of proceeds from enhanced use leases at Selfridge Air National Guard Base.
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- Sec. 2831. Conditions on acquisition of land for expansion of Pinon Canyon Maneuver Site, Colorado.
- Sec. 2832. Grant of easement, Eglin Air Force Base, Florida.
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- Sec. 2834. Additional conditions on lease of property for headquarters facility for United States Southern Command, Florida.

- Sec. 2835. Transfer of jurisdiction, former Nike missile site, Grosse Isle, Michigan.

- Sec. 2836. Land Exchange, Fort Hood, Texas.
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- Sec. 2838. Modification of conveyance authority, Marine Corps Base, Camp Pendleton, California.

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- Sec. 2853. Use of energy efficient lighting fixtures and bulbs in Department of Defense facilities.
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- Sec. 2862. Transfer of jurisdiction over Air Force Memorial to Department of the Air Force.
- Sec. 2863. Establishment of national military working dog teams monument on suitable military installation.
- Sec. 2864. Naming housing facility at Fort Carson, Colorado, in honor of the Honorable Joel Hefley, a former member of the United States House of Representatives.
- Sec. 2865. Naming Navy and Marine Corps Reserve Center at Rock Island, Illinois, in honor of the Honorable Lane Evans, a former member of the United States House of Representatives.
- Sec. 2866. Naming of research laboratory at Air Force Rome Research Site, Rome, New York, in honor of the Honorable Sherwood L. Boehlert, a former member of the United States House of Representatives.
- Sec. 2867. Naming of administration building at Joint Systems Manufacturing Center, Lima, Ohio, in honor of the Honorable Michael G. Oxley, a former member of the United States House of Representatives.
- Sec. 2868. Naming of Logistics Automation Training Facility, Army Quartermaster Center and School, Fort Lee, Virginia, in honor of General Richard H. Thompson.

**DIVISION C—DEPARTMENT OF ENERGY NATIONAL SECURITY AUTHORIZATIONS AND OTHER AUTHORIZATIONS**

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- Sec. 3111. Study on using existing pits for the Reliable Replacement Warhead program.
- Sec. 3112. National Nuclear Security Administration study on nuclear weapons complex protective forces.
- Sec. 3113. Report on retirement and dismantlement of nuclear warheads.
- Sec. 3114. Assessment of security risks posed to nuclear weapons complex.
- Sec. 3115. Department of Energy report on plan to strengthen and expand International Radiological Threat Reduction program.
- Sec. 3116. Department of Energy report on plan to strengthen and expand Materials Protection, Control, and Accounting program.
- Sec. 3117. Authority to use International Nuclear Materials Protection and Cooperation program funds outside the former Soviet Union.
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**TITLE XXXII—DEFENSE NUCLEAR FACILITIES SAFETY BOARD**

- Sec. 3201. Authorization.

**TITLE XXXIII—NATIONAL DEFENSE STOCKPILE**

- Sec. 3301. Authorized uses of National Defense Stockpile funds.
- Sec. 3302. Revisions to required receipt objectives for previously authorized disposals from the national defense stockpile.

**TITLE XXXIV—NAVAL PETROLEUM RESERVES**

- Sec. 3401. Authorization of appropriations.
- Sec. 3402. Remedial action at Moab uranium milling site.

**TITLE XXXV—MARITIME ADMINISTRATION**

- Sec. 3501. Authorization of appropriations for fiscal year 2008.
- Sec. 3502. Temporary authority to transfer obsolete combatant vessels to Navy for disposal.
- Sec. 3503. Report of vessel disposal program.

**SEC. 3. CONGRESSIONAL DEFENSE COMMITTEES.**

For purposes of this Act, the term “congressional defense committees” has the meaning given that term in section 101(a)(16) of title 10, United States Code.

**DIVISION A—DEPARTMENT OF DEFENSE AUTHORIZATIONS**

**TITLE I—PROCUREMENT**

**Subtitle A—Authorization of Appropriations**

- Sec. 101. Army.
- Sec. 102. Navy and Marine Corps.
- Sec. 103. Air Force.
- Sec. 104. Defense-wide activities.
- Sec. 105. National Guard and Reserve equipment.

**Subtitle B—Army Programs**

- Sec. 111. Multiyear procurement authority for M1A2 Abrams System Enhancement Package vehicles.
- Sec. 112. Multiyear procurement authority for M2A3 Bradley Fighting Vehicles, M3A3 Cavalry Fighting Vehicles, and M2A3 Bradley Fire Support Team Vehicles.
- Sec. 113. Multiyear procurement authority for conversion of CH-47D helicopters to CH-47F configuration.
- Sec. 114. Multiyear procurement authority for CH-47F helicopters.

Sec. 115. Limitation on use of funds for Joint Network Node program pending certification to Congress.

Sec. 116. Prohibition on closure of Army Tactical Missile System production line pending report.

Subtitle C—Navy Programs

Sec. 121. Authority to transfer funds for submarine engineered refueling overhauls and conversions and for aircraft carrier refueling complex overhauls.

Sec. 122. Multiyear procurement authority for Virginia-class submarine program.

Sec. 123. Limitation on final assembly of VH-71 Presidential transport helicopters.

Sec. 124. Limitation on operational deployment of weapons system that uses Trident missiles converted to carry conventional payloads.

Sec. 125. Program to provide contractors with capital expenditure incentives.

Sec. 126. Limitation on use of shipbuilding and conversion, Navy, funds for employment of nonimmigrant workers.

Sec. 127. Limitation on concurrent design and construction on first ship of a shipbuilding program.

Subtitle D—Air Force Programs

Sec. 131. Limitation on retiring C-5 aircraft.

Sec. 132. Limitation on Joint Cargo Aircraft.

Sec. 133. Clarification of limitation on retirement of U-2 aircraft.

Sec. 134. Repeal of requirement to maintain retired C-130E tactical airlift aircraft.

Subtitle A—Authorization of Appropriations

SEC. 101. ARMY.

Funds are hereby authorized to be appropriated for fiscal year 2008 for procurement for the Army as follows:

- (1) For aircraft, \$3,928,139,000.
- (2) For missiles, \$2,114,902,000.
- (3) For weapons and tracked combat vehicles, \$3,311,117,000.
- (4) For ammunition, \$2,238,176,000.
- (5) For other procurement, \$11,465,456,000.
- (6) For the Joint Improvised Explosive Device Defeat Fund, \$500,000,000.

SEC. 102. NAVY AND MARINE CORPS.

(a) NAVY.—Funds are hereby authorized to be appropriated for fiscal year 2008 for procurement for the Navy as follows:

- (1) For aircraft, \$12,750,767,000.
- (2) For weapons, including missiles and torpedoes, \$3,058,387,000.
- (3) For shipbuilding and conversion, \$15,744,120,000.
- (4) For other procurement, \$5,443,612,000.

(b) MARINE CORPS.—Funds are hereby authorized to be appropriated for fiscal year 2008 for procurement for the Marine Corps in the amount of \$2,580,257,000.

(c) NAVY AND MARINE CORPS AMMUNITION.—Funds are hereby authorized to be appropriated for fiscal year 2008 for procurement of ammunition for the Navy and the Marine Corps in the amount of \$1,060,484,000.

SEC. 103. AIR FORCE.

Funds are hereby authorized to be appropriated for fiscal year 2008 for procurement for the Air Force as follows:

- (1) For aircraft, \$12,356,270,000.
- (2) For ammunition, \$868,917,000.
- (3) For missiles, \$5,138,002,000.
- (4) For other procurement, \$15,441,762,000.

SEC. 104. DEFENSE-WIDE ACTIVITIES.

Funds are hereby authorized to be appropriated for fiscal year 2008 for Defense-wide procurement in the amount of \$3,537,834,000.

SEC. 105. NATIONAL GUARD AND RESERVE EQUIPMENT.

Funds are hereby authorized to be appropriated for fiscal year 2008 for the procurement of aircraft, missiles, wheeled and tracked combat vehicles, tactical wheeled vehicles, ammunition, other weapons, and other procurement for the reserve components of the Armed Forces in the amount of \$1,131,850,000.

Subtitle B—Army Programs

SEC. 111. MULTIYEAR PROCUREMENT AUTHORITY FOR M1A2 ABRAMS SYSTEM ENHANCEMENT PACKAGE VEHICLES.

(a) AUTHORITY.—The Secretary of the Army may, in accordance with section 2306b of title 10, United States Code, enter into a multiyear contract, beginning with the fiscal year 2008 program year, for procurement of M1A2 Abrams System Enhancement Package vehicles.

(b) LIMITATION ON TERM OF CONTRACT.—Notwithstanding subsection (k) of section 2306b of title 10, United States Code, a contract under this section may not be for a period in excess of five program years.

SEC. 112. MULTIYEAR PROCUREMENT AUTHORITY FOR M2A3 BRADLEY FIGHTING VEHICLES, M3A3 CAVALRY FIGHTING VEHICLES, AND M2A3 BRADLEY FIRE SUPPORT TEAM VEHICLES.

(a) AUTHORITY.—The Secretary of the Army may, in accordance with section 2306b of title 10, United States Code, enter into a multiyear contract, beginning with the fiscal year 2008 program year, for procurement of M2A3 Bradley Fighting Vehicles, M3A3 Cavalry Fighting Vehicles, and M2A3 Bradley Fire Support Team Vehicles.

(b) LIMITATION ON TERM OF CONTRACT.—Notwithstanding subsection (k) of section 2306b of title 10, United States Code, a contract under this section may not be for a period in excess of four program years.

SEC. 113. MULTIYEAR PROCUREMENT AUTHORITY FOR CONVERSION OF CH-47D HELICOPTERS TO CH-47F CONFIGURATION.

(a) AUTHORITY.—The Secretary of the Army may, in accordance with section 2306b of title 10, United States Code, enter into a multiyear contract, beginning with the fiscal year 2008 program year, for conversion of CH-47D helicopters to the CH-47F configuration.

(b) LIMITATION ON TERM OF CONTRACT.—Notwithstanding subsection (k) of section 2306b of title 10, United States Code, a contract under this section may not be for a period in excess of five program years.

SEC. 114. MULTIYEAR PROCUREMENT AUTHORITY FOR CH-47F HELICOPTERS.

(a) AUTHORITY.—The Secretary of the Army may, in accordance with section 2306b of title 10, United States Code, enter into a multiyear contract, beginning with the fiscal year 2008 program year, for procurement of CH-47F helicopters.

(b) LIMITATION ON TERM OF CONTRACT.—Notwithstanding subsection (k) of section 2306b of title 10, United States Code, a contract under this section may not be for a period in excess of five program years.

SEC. 115. LIMITATION ON USE OF FUNDS FOR JOINT NETWORK NODE PROGRAM PENDING CERTIFICATION TO CONGRESS.

Of the amounts authorized to be appropriated for fiscal year 2008 for Other Procurement, Army, that are available for the Joint Network Node program, not more than 50 percent may be obligated or expended until the Secretary of the Army submits to the congressional defense committees the Secretary's certification, in writing, that—

(1) the Joint Network Node program is a program of record in accordance with Department of Defense Instruction 5000.2, "Operation of the Defense Acquisition System", dated May 12, 2003;

(2) the Director of Operational Test and Evaluation has approved a plan for an operational test and evaluation of the Joint Network Node system; and

(3) the Army plans to procure all future lots of equipment for the Joint Network Node program through a competitive bid process.

SEC. 116. PROHIBITION ON CLOSURE OF ARMY TACTICAL MISSILE SYSTEM PRODUCTION LINE PENDING REPORT.

(a) PROHIBITION.—Amounts appropriated pursuant to the authorization of appropriations in section 101(2) for missiles, Army, and in section 1502(4) for missile procurement, Army, and any other appropriated funds available to the Secretary of the Army may not be used to commence, continue, or complete the closure of the production line for the Army Tactical Missile System program until at least 120 days after the date on which the Secretary of the Army submits to the congressional defense committees a report that contains—

(1) the certification of the Secretary that the long range surface-to-surface strike and counter battery mission of the Army can be adequately performed by other elements of the Armed Forces;

(2) a plan to mitigate any shortfalls in the industrial base that would be created by the closure of the production line; and

(3) a plan to replace the Army's capability to perform long range surface-to-surface strike and counter battery missions.

(b) SUBMISSION OF REPORT.—The report referred to in subsection (a) is required not later than April 1, 2008.

Subtitle C—Navy Programs

SEC. 121. AUTHORITY TO TRANSFER FUNDS FOR SUBMARINE ENGINEERED REFUELING OVERHAULS AND CONVERSIONS AND FOR AIRCRAFT CARRIER REFUELING COMPLEX OVERHAULS.

(a) IN GENERAL.—Chapter 633 of title 10, United States Code, is amended by adding at the end the following:

“§ 7317. Transfer of funds for submarine engineered refueling overhauls and conversions and for aircraft carrier refueling complex overhauls

“(a) AUTHORITY.—From amounts made available to the Department of Defense for fiscal year 2008 or any fiscal year thereafter, the Secretary of Defense may transfer, to the account for procurement, Navy, for shipbuilding and conversion, such amounts as the Secretary determines necessary to cover the costs of submarine engineered refueling overhauls and conversions or aircraft carrier refueling complex overhauls. Amounts so transferred shall be merged with and be available for the same purposes and for the same time period as the appropriation to which transferred. This transfer authority is in addition to any other transfer authority available to the Secretary.

“(b) DETERMINATION.—The authority under this section may be exercised only where the Secretary determines that the transfer of funds is required because of the discovery, during the overhaul or conversion concerned, of unanticipated and emergent maintenance or repair.

“(c) NOTIFICATION.—A transfer may be made under this section if—

“(1) the Secretary determines that the overhaul or conversion concerned can be completed, so as to return the submarine or aircraft carrier to a full operational status, with that transfer; and

“(2) the Secretary submits to the congressional defense committees a written notification of the determination required by subsection (b) and the determination required by paragraph (1), together with explanations of the basis for each such determination.

“(d) LIMITATION OF \$20,000,000.—An overhaul or conversion may receive one or more

transfers under this section, but may not receive more than \$20,000,000 in such transfers, regardless of fiscal year.”

(b) CLERICAL AMENDMENT.—The table of sections at the beginning of such chapter is amended by adding at the end the following new item:

“7317. Transfer of funds for submarine engineered refueling overhauls and conversions and for aircraft carrier refueling complex overhauls.”

**SEC. 122. MULTIYEAR PROCUREMENT AUTHORITY FOR VIRGINIA-CLASS SUBMARINE PROGRAM.**

(a) AUTHORITY.—The Secretary of the Navy may, in accordance with section 2306b of title 10, United States Code, enter into a multiyear contract, beginning with the fiscal year 2009 program year, for the procurement of Virginia-class submarines and Government-furnished equipment associated with the Virginia-class submarine program.

(b) LIMITATION.—The Secretary may not enter into a contract authorized by subsection (a) until—

(1) the Secretary submits to the congressional defense committees a certification that the Secretary has made, with respect to that contract, each of the findings required by subsection (a) of section 2306(b) of title 10, United States Code; and

(2) a period of 30 days has elapsed after the date of the transmission of such certification.

**SEC. 123. LIMITATION ON FINAL ASSEMBLY OF VH-71 PRESIDENTIAL TRANSPORT HELICOPTERS.**

(a) IN GENERAL.—No funds appropriated pursuant to an authorization of appropriations or otherwise made available for aircraft procurement, Navy, may be obligated or expended for the final assembly of more than five VH-71 Presidential transport helicopters.

(b) EXCEPTION.—The limitation in subsection (a) does not apply to a helicopter if the final assembly of the helicopter is carried out in the United States.

**SEC. 124. LIMITATION ON OPERATIONAL DEPLOYMENT OF WEAPONS SYSTEM THAT USES TRIDENT MISSILES CONVERTED TO CARRY CONVENTIONAL PAYLOADS.**

(a) LIMITATION.—No funds appropriated or otherwise available to the Department of Defense for fiscal year 2008 may be obligated or expended for operational deployment of a weapons system that uses Trident missiles converted to carry conventional payloads.

(b) NOTIFICATION.—Within 30 days after the date on which the Secretary of Defense determines that the weapons system referred to in subsection (a) is fully functional and that fielding the weapons system is necessary to meet military requirements, the Secretary shall submit to the congressional defense committees notification, in writing, of that determination.

**SEC. 125. PROGRAM TO PROVIDE CONTRACTORS WITH CAPITAL EXPENDITURE INCENTIVES.**

(a) IN GENERAL.—From amounts made available for procurement, Navy, for shipbuilding and conversion, for fiscal year 2008 or any fiscal year thereafter, the Secretary of the Navy may carry out a program under which the Secretary provides contractors with capital expenditure incentives to support investment in facilities and process improvements for current and future Navy vessel construction contracts.

(b) USE OF FUNDS.—Amounts provided to a contractor under the program may be used for improvements that benefit any one or more of the shipbuilding programs in the contractor's facilities.

(c) ANALYSIS REQUIRED.—Amounts may be provided to a contractor under the program

only if the contractor presents a proposal containing a fully supported analysis that demonstrates that the investment would lead to ship construction or life cycle savings to the Federal Government by—

(1) improvements in design, material, technology, or manufacturing process;

(2) investing in shipyard infrastructure that would support construction process improvement;

(3) investing in specialized workforce training, including apprenticeship training programs; or

(4) investing in construction process that would reduce life cycle maintenance costs of the vessels under construction at the contractor's facilities.

(d) APPROVAL.—The Secretary shall not provide amounts to a contractor under the program unless the Secretary determines that—

(1) the analysis contained in the proposal is sound; and

(2) providing those amounts is in the best interests of the United States.

(e) DEMONSTRATION OF SAVINGS TO THE FEDERAL GOVERNMENT.—The Secretary shall not provide amounts to a contractor under the program unless the Secretary and the contractor, as part of the approval process for a proposal, agree to measures, benchmarks, and recoupment provisions in the event the investment fails to demonstrate savings to the Federal Government.

(f) REPORT.—At the end of each fiscal year, beginning with fiscal year 2008, the Secretary shall submit to the congressional defense committees a report on the activities carried out under this section during that fiscal year. The report shall describe each incentive approved during that fiscal year and, for each such incentive, include an estimate of the costs of providing the incentive and an analysis of the potential savings to the Federal Government from the investment.

(g) REGULATIONS.—The Secretary shall prescribe regulations to carry out this section. The initial regulations shall be prescribed not later than 180 days after the date of the enactment of this Act.

**SEC. 126. LIMITATION ON USE OF SHIPBUILDING AND CONVERSION, NAVY, FUNDS FOR EMPLOYMENT OF NON-IMMIGRANT WORKERS.**

(a) LIMITATION ON THE USE OF FUNDS.—

(1) IN GENERAL.—Except as provided in subsection (c), funds appropriated or otherwise available to the Department of Defense for Shipbuilding and Conversion, Navy, for fiscal year 2008 or any fiscal year thereafter may not be used for the purpose of ship construction at the facility of a contractor who, for the purposes of United States Navy ship construction, employs or contracts for foreign workers who are legally present in the United States under a H2B visa.

(2) CONTRACTORS COVERED.—Paragraph (1) applies to prime contractors and sub-contractors at any tier under such contracts.

(b) ANALYSIS OF SHIPYARD LABOR.—

(1) IN GENERAL.—The Assistant Secretary of the Navy for Research, Development, and Acquisition shall maintain a five-year forecast of potential labor surplus, by shipyard, for each of the shipyards that construct ships for the Navy based on the Navy's annual naval vessel construction plan required by section 231 of title 10, United States Code.

(2) INCLUSION IN PLAN.—The forecast required by paragraph (1) shall be included in each plan submitted in accordance with section 231 of title 10, United States Code.

(c) EXCEPTION FOR SHORTAGE OF UNITED STATES WORKERS.—The Secretary of the Navy may waive the restriction in subsection (a) for a contractor for a fiscal year if the contractor certifies to the Secretary for that fiscal year that—

(1) the contractor has fully complied with all existing laws and regulations regarding

labor certifications in support of an application for alien employment via the H2B visa process;

(2) a Department of Labor regional certifying officer has issued a determination approving such an application, in accordance with existing laws and regulations; and

(3) the contractor has attempted to recruit United States shipyard workers in the geographical area surrounding shipyards identified in the most recent Navy annual naval vessel construction plan as having potential labor surpluses, in a manner that is consistent with procedures which shall be prescribed by the Secretary and that—

(A) is appropriate for the occupation;

(B) offers, at a minimum, the same transportation and housing benefits to be offered to alien employees; and

(C) is most likely to bring responses.

**SEC. 127. LIMITATION ON CONCURRENT DESIGN AND CONSTRUCTION ON FIRST SHIP OF A SHIPBUILDING PROGRAM.**

(a) IN GENERAL.—For any shipbuilding program that is a major defense acquisition program under section 2430 of title 10, United States Code, the start of construction of a first ship (as defined in subsection (b)) may not occur until the Secretary of the Navy certifies to the congressional defense committees that the detailed design of the ship is completed and approved by the relevant design certification agents, to a level determined by the Secretary to be acceptable for commencement of construction, via a report described in subsection (d).

(b) FIRST SHIP.—For purposes of subsection (a), a ship is a first ship if—

(1) the ship is the first ship to be constructed under that shipbuilding program;

(2) the shipyard at which the ship is to be constructed has not previously started construction on a ship under that shipbuilding program; or

(3) the ship is the first ship to be constructed following a major design change, characterized as a change in flight, under that shipbuilding program.

(c) START OF CONSTRUCTION.—For purposes of subsection (a), start of construction means the beginning of fabrication of the hull and superstructure of the ship.

(d) REPORT.—The Secretary of the Navy shall provide the certification required by subsection (a) in a report that provides an assessment of each of the following:

(1) The degree of completion of the detailed design drawings and specifications for the ship.

(2) The readiness of the shipyard facilities and workforce to begin construction.

(3) The maturity level of research and development efforts of any new technologies that will be used in the ship's command and control systems, weapons systems, sensor systems, mechanical or electrical systems, or hull.

(4) The ability to meet cost and schedule estimates within the applicable program baseline.

(e) APPLICABILITY.—

(1) NEW SHIPBUILDING PROGRAMS.—This section applies to each shipbuilding program beginning after the date of the enactment of this Act.

(2) MAJOR DESIGN CHANGES FOR EXISTING SHIPBUILDING PROGRAMS.—In addition, subsection (b)(3) applies to any major design change occurring after the date of the enactment of this Act to any shipbuilding program in existence as of the date of the enactment of this Act.

**Subtitle D—Air Force Programs**

**SEC. 131. LIMITATION ON RETIRING C-5 AIRCRAFT.**

(a) CERTIFICATION AND COST ANALYSIS REQUIRED.—The Secretary of the Air Force may not proceed with a decision to retire C-5A

aircraft from the inventory of the Air Force in any number that would reduce the total number of such aircraft in the inventory below 111 until 45 days after the Secretary of the Air Force submits to the congressional defense committees the following:

(1) The Secretary's certification that—

(A) the Secretary is able to comply with subsection (g) of section 8062 of title 10, United States Code; and

(B) retiring the aircraft will not significantly increase operational risk of not meeting the National Military Strategy.

(2) A cost analysis with respect to the aircraft to be retired that—

(A) evaluates which alternative is more prudent in meeting strategic airlift mobility requirements—

(i) to retire the aircraft; or

(ii) to perform the Avionics Modernization Program (AMP) and the Reliability Enhancement and Re-engining Program (RERP) on the aircraft; and

(B) evaluates the cost of C-17 aircraft to replace the capability of the aircraft to be retired.

(b) **ADDITIONAL REQUIREMENTS FOR COST ANALYSIS.**—The cost analysis required by subsection (a)(2) shall be performed by a Federally Funded Research and Development Center selected by the Air Force and shall conform to the following requirements:

(1) The cost analysis shall include one analysis that uses “constant year dollars” and one analysis that uses “then year dollars”.

(2) For each such analysis, the time period covered by the analysis shall be the expected service life of the aircraft concerned.

(3) For each such analysis, the ownership costs evaluated shall include costs for—

(A) planned technology insertions or upgrades over the service life of the aircraft to meet emerging requirements;

(B) research and development;

(C) testing;

(D) procurement;

(E) production;

(F) production termination;

(G) operations;

(H) training;

(I) maintenance;

(J) sustainment;

(K) military construction;

(L) personnel;

(M) cost of replacement due to attrition; and

(N) disposal.

(4) The cost analysis shall include each of the following:

(A) An assessment of the quality of each cost analysis.

(B) A discussion of each of the following:

(i) The assumptions used.

(ii) The benefits to be realized from each alternative.

(iii) Adverse impacts to be realized from each alternative.

(iv) Cargo capacity, operational availability, departure reliability, and mission capability.

(v) Aircraft basing.

(vi) Aircrew ratios and associated training requirements.

(vii) Performing AMP and RERP on only C-5B and C-5C aircraft.

(C) A summary table that compares and contrasts each alternative with respect to each of the requirements of this subsection.

(c) **CONFORMING REPEAL.**—Section 132 of the National Defense Authorization Act for Fiscal Year 2004 (Public Law 108-136; 117 Stat. 1411) is repealed.

**SEC. 132. LIMITATION ON JOINT CARGO AIRCRAFT.**

No funds appropriated pursuant to an authorization of appropriations or otherwise made available for procurement, or for re-

search, development, test, and evaluation, may be obligated or expended for the Joint Cargo Aircraft until 30 days after the Secretary of Defense submits to the congressional defense committees each of the following:

(1) The Air Force Air Mobility Command's Airlift Mobility Roadmap.

(2) The Department of Defense Intra-Theater Airlift Capabilities Study.

(3) The Department of Defense Joint Intra-Theater Distribution Assessment.

(4) The Joint Cargo Aircraft Functional Area Series Analysis.

(5) The Joint Cargo Aircraft Analysis of Alternatives.

(6) The Secretary's certification that—

(A) there is, within the Department of the Army, Department of the Air Force, Army National Guard, or Air National Guard, a capability gap or shortfall with respect to intra-theater airlift; and

(B) validated requirements exist to fill that gap or shortfall through procurement of the Joint Cargo Aircraft.

**SEC. 133. CLARIFICATION OF LIMITATION ON RETIREMENT OF U-2 AIRCRAFT.**

Section 133(b) of the John Warner National Defense Authorization Act for Fiscal Year 2007 (Public Law 109-364; 120 Stat. 2112) is amended—

(1) in paragraph (1)—

(A) by striking “After fiscal year 2007” and inserting “For each fiscal year after fiscal year 2007”; and

(B) by inserting after “Secretary of Defense” the following: “, in that fiscal year.”; and

(2) in paragraph (2)—

(A) by inserting after “Department of Defense” the following: “in a fiscal year”; and

(B) by inserting after “Congress” the following: “in that fiscal year”.

**SEC. 134. REPEAL OF REQUIREMENT TO MAINTAIN RETIRED C-130E TACTICAL AIRLIFT AIRCRAFT.**

Section 137(b) of the John Warner National Defense Authorization Act for Fiscal Year 2007 (Public Law 109-364; 120 Stat. 2114) is repealed.

## TITLE II—RESEARCH, DEVELOPMENT, TEST, AND EVALUATION

Subtitle A—Authorization of Appropriations

Sec. 201. Authorization of appropriations.

Sec. 202. Amount for defense science and technology.

Subtitle B—Program Requirements, Restrictions, and Limitations

Sec. 211. Operational test and evaluation of Future Combat Systems network.

Sec. 212. Limitation on systems development and demonstration of Joint Light Tactical Vehicle program.

Sec. 213. Requirement to obligate funds for development and procurement of a competitive propulsion system for the Joint Strike Fighter.

Sec. 214. Limitation on use of funds for manufacturing science and technology program.

Subtitle C—Ballistic Missile Defense

Sec. 221. Oversight of Missile Defense Agency programs by Director of Operational Test and Evaluation.

Sec. 222. Fielding of ballistic missile defense capabilities and future roles and missions of Missile Defense Agency.

Sec. 223. Limitation on use of funds for replacing warhead on SM-3 Block IIA missile.

Sec. 224. Two-year extension of Comptroller General assessments of ballistic missile defense programs.

Sec. 225. Independent study on deploying missile defense system in Europe.

Sec. 226. Sense of Congress concerning full support for development and fielding of a layered ballistic missile defense.

Sec. 227. Increased funds for X Lab battlespace laboratory.

Sec. 228. Expand United States ballistic missile defense system integration with Israel.

Subtitle D—Other Matters

Sec. 231. Responsibility for human systems integration activities.

Sec. 232. Expansion of authority for encouragement of technology transfer.

Sec. 233. Reduction of amounts for Army Venture Capital Fund demonstration.

Sec. 234. Independent tests for combat helmet pad suspension systems.

Sec. 235. Report on implementation of Manufacturing Technology Program.

Sec. 236. Assessment of sufficiency of test and evaluation personnel.

Sec. 237. Repeal of requirement for separate reports on technology area review and assessment summaries.

Sec. 238. Modeling, analysis, and simulation of military and non-military operations in complex urban environments.

## Subtitle A—Authorization of Appropriations

**SEC. 201. AUTHORIZATION OF APPROPRIATIONS.**

Funds are hereby authorized to be appropriated for fiscal year 2008 for the use of the Department of Defense for research, development, test, and evaluation as follows:

(1) For the Army, \$10,082,498,000.

(2) For the Navy, \$17,333,601,000.

(3) For the Air Force, \$25,738,960,000.

(4) For Defense-wide activities, \$20,141,264,000, of which \$180,264,000 is authorized for the Director of Operational Test and Evaluation.

**SEC. 202. AMOUNT FOR DEFENSE SCIENCE AND TECHNOLOGY.**

(a) **FISCAL YEAR 2008.**—Of the amounts authorized to be appropriated by section 201, \$11,504,291,000 shall be available for the Defense Science and Technology Program, including basic research, applied research, and advanced technology development projects.

(b) **BASIC RESEARCH, APPLIED RESEARCH, AND ADVANCED TECHNOLOGY DEVELOPMENT DEFINED.**—For purposes of this section, the term “basic research, applied research, and advanced technology development” means work funded in program elements for defense research and development under Department of Defense budget activity 1, 2, or 3.

## Subtitle B—Program Requirements, Restrictions, and Limitations

**SEC. 211. OPERATIONAL TEST AND EVALUATION OF FUTURE COMBAT SYSTEMS NETWORK.**

(a) **OPERATIONAL TEST AND EVALUATION REQUIRED.**—The Secretary of the Army, in cooperation with the Director, Operational Test and Evaluation, shall complete an operational test and evaluation (as defined in section 139(a)(2)(A) of title 10, United States Code), of the FCS network in a realistic environment simulating operational conditions. The operational test and evaluation shall—

(1) be conducted and approved by the Director, Operational Test and Evaluation;

(2) be conducted using production representative equipment, sensors, and software for the FCS network;

(3) be conducted in a manner that simulates a full Future Combat Systems brigade;

(4) be conducted, to the maximum extent possible, using actual communications equipment instead of computer simulations;



(5) be conducted in a realistic operational electronic warfare environment, including enemy electronic warfare and network attacks; and

(6) include, to the maximum extent possible, all sensor information feeds the FCS network is designed to incorporate.

(b) FCS NETWORK DEFINED.—In this section, the term “FCS network” includes all sensors, information systems, computers, and communications systems necessary to support Future Combat Systems brigade operations.

(c) REPORT.—Not later than 120 days after completing the operational test and evaluation required by subsection (a), the Director, Operational Test and Evaluation shall submit to the congressional defense committees a report on the outcome of the operational test and evaluation. The report shall include, at a minimum—

(1) an evaluation of the overall operational effectiveness of the FCS network, including—

(A) an evaluation of the FCS network’s capability to transmit the volume and classes of data required by Future Combat Systems approved requirements; and

(B) an evaluation of the FCS network’s performance in a degraded condition due to enemy network attack, sophisticated enemy electronic warfare, adverse weather conditions, and terrain variability;

(2) an evaluation of the FCS network’s ability to improve friendly force knowledge of the location and capability of enemy forces and combat systems; and

(3) an evaluation of the overall operational suitability of the FCS network.

(d) LIMITATION PENDING SUBMISSION OF REPORT.—

(1) IN GENERAL.—No funds appropriated pursuant to an authorization of appropriations or otherwise made available to the Department of the Army for any fiscal year may be obligated for low-rate initial production or full-rate production of Future Combat Systems manned ground vehicles until 60 days after the date on which the report is submitted under subsection (c).

(2) WAIVER AUTHORITY.—The Secretary of Defense may waive the limitation in paragraph (1) if the Secretary determines that such a waiver is critical for national security. Such a waiver shall not become effective until 14 days after the date on which the Secretary submits to the congressional defense committees a written notice of the waiver.

(3) INAPPLICABILITY TO THE NON LINE OF SIGHT CANNON VEHICLE.—The limitation in paragraph (1) does not apply to the Non Line of Sight Cannon vehicle.

**SEC. 212. LIMITATION ON SYSTEMS DEVELOPMENT AND DEMONSTRATION OF JOINT LIGHT TACTICAL VEHICLE PROGRAM.**

No funds appropriated pursuant to an authorization of appropriations or otherwise made available for any fiscal year may be obligated or expended for the Joint Light Tactical Vehicle program beyond the Design Readiness Review for the acquisition program phase of systems development and demonstration until after the certification for the Joint Light Tactical Vehicle program is made and submitted as required by section 2366a of title 10, United States Code, and a progress report is received for review by the congressional defense committees.

**SEC. 213. REQUIREMENT TO OBLIGATE FUNDS FOR DEVELOPMENT AND PROCUREMENT OF A COMPETITIVE PROPULSION SYSTEM FOR THE JOINT STRIKE FIGHTER.**

Of the funds appropriated pursuant to an authorization of appropriations or otherwise made available, for fiscal year 2008 or any fiscal year thereafter, for research, develop-

ment, test, and evaluation and procurement for the Joint Strike Fighter program, the Secretary of Defense shall obligate sufficient annual amounts to develop and procure a competitive propulsion system for the Joint Strike Fighter in order to conduct a competitive propulsion source selection.

**SEC. 214. LIMITATION ON USE OF FUNDS FOR MANUFACTURING SCIENCE AND TECHNOLOGY PROGRAM.**

(a) IN GENERAL.—No funds available to the Office of the Secretary of Defense for any fiscal year may be obligated or expended for a manufacturing science and technology project unless the Director, Defense Research and Engineering, ensures that—

(1) the project is awarded using competitive procedures in accordance with section 2304 of title 10, United States Code;

(2) the project is carried out—

(A) under the Manufacturing Technology Program established by section 2521 of title 10, United States Code; and

(B) in compliance with all requirements of any directive that applies to manufacturing technology; and

(3) a technology transition agreement has been fully executed between the Director and a prospective technology user.

(b) DEFINITIONS.—In this subsection:

(1) The term “technology transition agreement” means an agreement signed by officials of the Department of Defense that includes—

(A) a description of the prospective technology user’s relevant technology needs in priority order;

(B) a description of the minimum increment of capability that must be developed in order for the prospective technology user to consider implementing the technology;

(C) a schedule of technology transition windows for each technology need;

(D) a description of discrete technology deliverables that specifically identifies which user need would be fulfilled by each deliverable;

(E) a schedule for technology deliverables that aligns with user defined technology transition opportunities; and

(F) a commitment by the prospective technology user to program for advanced development or procurement funding, as appropriate, upon successful delivery of the technology, in accordance with the other terms of the agreement.

(2) The term “prospective technology user” has the meaning given that term in section 2521(c)(6) of title 10, United States Code.

**Subtitle C—Ballistic Missile Defense**

**SEC. 221. OVERSIGHT OF MISSILE DEFENSE AGENCY PROGRAMS BY DIRECTOR OF OPERATIONAL TEST AND EVALUATION.**

(a) MDA TO REPORT TO OT&E.—The Director of the Missile Defense Agency shall report promptly to the Director of Operational Test and Evaluation the results of—

(1) all operational test and evaluation conducted by the Missile Defense Agency with respect to any major defense acquisition program; and

(2) all studies conducted in connection with such operational test and evaluation.

(b) OT&E OBSERVERS AT MDA TESTS.—The Director of Operational Test and Evaluation may require that such observers as the Director of Operational Test and Evaluation may designate are present during the preparation for, and the conduct of, the test part of any test and evaluation conducted by the Missile Defense Agency with respect to any major defense acquisition program.

(c) OT&E ACCESS TO INFORMATION.—The Director of Operational Test and Evaluation shall have access to all information of the Department of Defense (including information of the Missile Defense Agency) that the

Director considers necessary to review in order to carry out this section.

**SEC. 222. FIELDING OF BALLISTIC MISSILE DEFENSE CAPABILITIES AND FUTURE ROLES AND MISSIONS OF MISSILE DEFENSE AGENCY.**

(a) AVAILABILITY OF RDT&E FUNDS FOR FISCAL 2009.—Upon approval by the Secretary of Defense, funds appropriated pursuant to an authorization of appropriations or otherwise made available for fiscal year 2009 for research, development, test, and evaluation for the Missile Defense Agency—

(1) may be used for the development and fielding of ballistic missile defense capabilities; and

(2) may not be used for operations and support activities.

(b) BUDGETING FOR OPERATIONS AND SUPPORT FOR FISCAL 2009.—For fiscal year 2009, any amount in the budget submitted to Congress under section 1105(a) of title 31, United States Code, for operations and support activities for the Missile Defense Agency shall be set forth under the account of the Department of Defense for operation and maintenance, Defense-wide, and, within that account, under the subaccount (or other budget activity level) for the Missile Defense Agency.

(c) PLAN REQUIRED.—Not later than March 1, 2008, the Director of the Missile Defense Agency shall submit to the Committee on Armed Services of the Senate and the Committee on Armed Services of the House of Representatives a plan for transitioning the Missile Defense Agency from using research, development, test, and evaluation funds for missile defense fielding activities to using procurement funds for those activities where practicable.

(d) STUDY REQUIRED.—

(1) IN GENERAL.—The Secretary of Defense shall enter into an agreement with one of the Federally Funded Research and Development Centers under which the Center will carry out a study to examine, and make recommendations with respect to, the long-term structure, roles, and missions of the Missile Defense Agency.

(2) MATTERS INCLUDED.—

(A) REVIEW.—The study shall include a full review of the structure, roles, and missions of the Missile Defense Agency.

(B) ASSESSMENTS.—The study shall include an examination and assessment of the current and future—

(i) structure, roles, and missions of the Missile Defense Agency; and

(ii) relationship of the Missile Defense Agency with—

(I) the Office of the Under Secretary of Defense for Acquisition, Technology, and Logistics;

(II) the Office of the Under Secretary of Defense for Policy;

(III) the Director of Operational Test and Evaluation;

(IV) the Commander of the United States Strategic Command and other combatant commanders; and

(V) the military departments.

(C) RECOMMENDATIONS.—The study shall include recommendations as to how the Missile Defense Agency can be made more effective to support the needs of the warfighter. The recommendations shall include specific recommendations as to whether—

(i) the Missile Defense Agency should be maintained in its current configuration;

(ii) the scope and nature of the Missile Defense Agency should be changed from an organization focused on research and development to an organization focused on combat support; and

(iii) the Missile Defense Agency should be abolished and its responsibilities transferred to the United States Strategic Command and the military departments.

(3) COOPERATION FROM GOVERNMENT.—In carrying out the study, the Federally Funded Research and Development Center shall receive the full and timely cooperation of the Secretary of Defense and any other United States Government official in providing the Center with analyses, briefings, and other information necessary for the fulfillment of its responsibilities.

(4) REPORT.—Not later than September 1, 2008, the Federally Funded Research and Development Center shall submit to the Committees on Armed Services of the Senate and House of Representatives a report on its findings, conclusions, and recommendations.

(5) FUNDING.—Funds for the study shall be provided from amounts appropriated for the Department of Defense.

(e) CLARIFICATION.—Subsection (a)(2) does not prohibit the use of such funds to place developmental missile defense systems on operational alert to respond to an immediate threat posed by ballistic missiles.

**SEC. 223. LIMITATION ON USE OF FUNDS FOR REPLACING WARHEAD ON SM-3 BLOCK IIA MISSILE.**

None of the funds appropriated or otherwise made available pursuant to an authorization of appropriations in this Act may be obligated or expended to replace the unitary warhead on the SM-3 Block IIA missile with the Multiple Kill Vehicle until after the Secretary of Defense certifies to Congress that—

- (1) the United States and Japan have reached an agreement to replace the unitary warhead on the SM-3 Block IIA missile; and
- (2) replacing the unitary warhead on the SM-3 Block IIA missile with the Multiple Kill Vehicle will not delay the expected deployment date of 2014–2015 for that missile.

**SEC. 224. TWO-YEAR EXTENSION OF CONTROLLER GENERAL ASSESSMENTS OF BALLISTIC MISSILE DEFENSE PROGRAMS.**

Section 232(g) of the National Defense Authorization Act for Fiscal Year 2002 (10 U.S.C. 2431 note) is amended—

- (1) in paragraph (1), by striking “through 2008” and inserting “through 2010”; and
- (2) in paragraph (2), by striking “through 2009” and inserting “through 2011”.

**SEC. 225. INDEPENDENT STUDY ON DEPLOYING MISSILE DEFENSE SYSTEM IN EUROPE.**

(a) STUDY REQUIRED.—The Secretary of Defense shall enter into an agreement with one of the Federally Funded Research and Development Centers under which the Center will carry out a study on the political, technical, operational, force structure, and budgetary implications of deploying a long-range missile defense system in Europe.

(b) ANALYSIS OF ADMINISTRATION PROPOSAL.—The study shall provide a full analysis of the Administration’s proposal to protect forward-deployed radars, Europe, and the United States by deploying, in Europe, interceptors and radars of the Ground-Based Midcourse Defense (GMD) system. In providing the analysis, the study shall examine each of the following:

- (1) The technical capabilities of the GMD system, as so deployed, to effectively protect forward-deployed radars, Europe, and the United States.
  - (2) The political implications of such a deployment on the United States, the North Atlantic Treaty Organization, and other interested parties.
  - (3) The operational issues associated with such a deployment.
  - (4) The force structure implications of such a deployment.
  - (5) The budgetary implications of such a deployment.
- (c) ANALYSIS OF ALTERNATIVES.—The study shall also provide a full analysis of alternative systems that could be deployed to fulfill, in whole or in part, the protective pur-

poses of the Administration’s proposal. The alternative systems shall include a range of feasible combinations of other missile defense systems that are available or are expected to be available as of 2020. In providing the analysis, the study shall examine, for each alternative system included, the following:

- (1) The technical capabilities of the alternative system, as so deployed, to effectively protect forward-deployed radars, Europe, and the United States.
- (2) The political implications of such a deployment on the United States, the North Atlantic Treaty Organization, and other interested parties.
- (3) The operational issues associated with such a deployment.
- (4) The force structure implications of such a deployment.
- (5) The budgetary implications of such a deployment.

(d) COOPERATION REQUIRED.—In carrying out the study, the Federally Funded Research and Development Center shall receive the cooperation of the Secretary of Defense, the Secretary of State, the Director of National Intelligence, and any other United States Government official in providing the Center with analyses, briefings, and other information necessary for the fulfillment of its responsibilities.

(e) REPORT.—Not later than 180 days after the date of the enactment of this Act, the Federally Funded Research and Development Center shall submit to the congressional defense committees and the Secretary of Defense a report on the results of the study. The report shall be in unclassified form, but may include a classified annex.

(f) FUNDING.—Of the amounts appropriated or otherwise made available pursuant to the authorization of appropriations in section 201(4), \$1,000,000 is available to carry out the study required by this section.

**SEC. 226. SENSE OF CONGRESS CONCERNING FULL SUPPORT FOR DEVELOPMENT AND FIELDING OF A LAYERED BALLISTIC MISSILE DEFENSE.**

It is the sense of Congress that—

(1) the development and proliferation of ballistic missile and nuclear capabilities by rogue nations continues to grow, posing a serious threat to the national security of the United States, United States military forces deployed, and United States national security interests more broadly, as demonstrated by—

- (A) the July 2006 test by North Korea of six short-range missiles and one longer-range Taepo Dong-2 missile, and the October 2006 test by North Korea of a nuclear device;
- (B) the November 2006 and January 2007 test by Iran of nearly a dozen missiles and an ongoing effort by Iran to enrich uranium;
- (C) the reported proliferation of BM-25 intermediate range ballistic missiles from North Korea to Iran; and
- (D) the reported January 2007 test by Syria of Scud-D short-range ballistic missiles;

(2) the United States must have the capability to defend its homeland and forward-deployed military forces against the threats highlighted in paragraph (1);

(3) the United States is committed to working with its allies to obtain the capability to defend our broader national security interests against ballistic missile threats highlighted in paragraph (1);

(4) as specified in the John Warner National Defense Authorization Act for Fiscal Year 2007, “It is the policy of the United States that the Department of Defense accord priority within the missile defense program to the development, testing, fielding, and improvement of effective near-term missile defense capabilities, including the ground-based midcourse defense system, the Aegis ballistic missile defense system, the

Patriot PAC-3 system, the Terminal High Altitude Area Defense system, and the sensors necessary to support such systems.”;

(5) the Congress fully supports efforts by the Department of Defense to continue development, testing, and fielding of an effective, integrated, robust, layered ballistic missile defense system that is capable of intercepting ballistic missiles as described in paragraph (1) in various phases of flight;

(6) a layered defense requires fielding components on land and sea, space-based and other sensors, along with the command and control capability that ties the various components together; and

(7) it is in the national security interest of the United States to continue development, testing, and operations of the United States ballistic missile defense system to hedge against uncertainty in the development, test, and fielding of ballistic missile capabilities by rogue nations.

**SEC. 227. INCREASED FUNDS FOR X LAB BATTLESPACE LABORATORY.**

(a) INCREASE.—The amount in section 201(4), research, development, test, and evaluation, Defense-wide, is hereby increased by \$10,000,000, to be available for the X Lab battlespace laboratory, program element 0603175C.

(b) OFFSET.—The amount in section 201(2), research, development, test, and evaluation, Navy, is hereby reduced by \$10,000,000, to be derived from Littoral Combat System Mission Modules.

**Subtitle D—Other Matters**

**SEC. 231. RESPONSIBILITY FOR HUMAN SYSTEMS INTEGRATION ACTIVITIES.**

(a) IN GENERAL.—The Secretary of Defense, acting through the Under Secretary of Defense for Acquisition, Technology, and Logistics, shall coordinate and manage human systems integration activities throughout the acquisition programs of the Department of Defense.

(b) ADMINISTRATION.—In carrying out subsection (a), the Secretary shall—

- (1) designate a senior official to be responsible for the effort; and
- (2) supervise the planning, management, and coordination of such activities.

(c) RESPONSIBILITIES.—In carrying out this section, the Secretary shall—

- (1) develop a Department of Defense Instruction, and as necessary a Department of Defense Directive, specific to human systems integration activities; and
- (2) identify and recommend, as appropriate, resource requirements for human systems integration activities.

(d) DESIGNATION.—The designation required by subsection (b)(2) shall be made not later than 60 days after the date of the enactment of this Act.

**SEC. 232. EXPANSION OF AUTHORITY FOR ENCOURAGEMENT OF TECHNOLOGY TRANSFER.**

Section 2514(c) of title 10, United States Code, is amended—

- (1) by redesignating paragraphs (3) and (4) as paragraphs (4) and (5), respectively; and
- (2) by inserting after paragraph (2) the following:

“(3)(A) Under the Program, the defense laboratories and research centers may, through leases, contracts, or other appropriate arrangements, provide facilities, services, and equipment to private industry in order to promote accelerated development of critical technologies and technology transfer initiatives that support the Department of Defense.

“(B) The facilities, services, and equipment provided under this paragraph shall be provided on a non-interference basis.

“(C) The defense laboratory or research center—

“(1) shall charge, accept, and retain fees in amounts necessary to recover the full costs

of the facilities, services, and equipment provided, including capital improvement costs, utility and service costs, and equipment depreciation costs; and

“(i) may charge, accept, and retain fees for providing the facilities, services, and equipment.

“(D) The defense laboratory or research center may accept payment in cash or in kind for fees charged under subparagraph (C).

“(E) Fees accepted under subparagraph (C) shall be credited to the account that was used to cover the costs for which the payment was provided. Amounts so credited shall be merged with amounts in that account, and shall be available for the same purposes, and subject to the same conditions and limitations, as other amounts in that account.”

**SEC. 233. REDUCTION OF AMOUNTS FOR ARMY VENTURE CAPITAL FUND DEMONSTRATION.**

The amount in section 201(1), research, development, test, and evaluation, Army, is hereby reduced by \$10,000,000, to be derived from the Army Venture Capital Fund demonstration.

**SEC. 234. INDEPENDENT TESTS FOR COMBAT HELMET PAD SUSPENSION SYSTEMS.**

(a) IN GENERAL.—From amounts made available pursuant to the authorization of appropriations in section 201(4) for research, development, test, and evaluation, Defense-wide, the Secretary of Defense shall carry out a test and evaluation of combat helmet pad suspension systems. The test and evaluation shall be carried out using verified product representative samples from the five producers of combat helmet pad suspension systems that are qualified as of the date of the enactment of this Act. The test and evaluation shall include an operational assessment of the pad suspension systems, including a field user evaluation.

(b) INDEPENDENT LABORATORY.—The test and evaluation shall be carried out in an objective and transparent manner by a certified and qualified laboratory that is independent of the Federal Government.

(c) REPORT.—Not later than September 30, 2008, the Secretary shall submit to the congressional defense committees a report on the results of the test and evaluation.

**SEC. 235. REPORT ON IMPLEMENTATION OF MANUFACTURING TECHNOLOGY PROGRAM.**

(a) REPORT REQUIRED.—Not later than March 1, 2008, the Secretary of Defense shall submit to the Committee on Armed Services of the Senate and the Committee on Armed Services of the House of Representatives a report on the implementation of the technologies and processes developed under the Manufacturing Technology Program required by section 2521 of title 10, United States Code.

(b) ELEMENTS.—The report shall identify each technology or process implemented and, for each such technology or process, shall identify—

(1) the project of the Manufacturing Technology Program through which the technology or process was developed, the Federal and non-Federal participants in that project, and the duration of the project;

(2) the organization or program implementing the technology or process, and the type of implementation;

(3) the total Federal funding required to implement the technology or process, including—

(A) funds provided by military departments and Defense Agencies under the Manufacturing Technology Program;

(B) funds provided by the Department of Defense, or any element of the Department, to co-develop the technology or process;

(C) to the maximum extent possible, funds provided by the Department of Defense, or any element of the Department, to—

(i) mature the technology or process prior to transition to the Manufacturing Technology Program; and

(ii) fully implement the technology or process;

(4) the total value of industry cost share, if applicable; and

(5) the total value of cost avoidance or cost savings directly attributable to the implementation of the technology or process.

(c) DEFINITION.—For purposes of this section, the term “implementation” refers to—

(1) the use of a technology or process in the manufacture of defense materiel;

(2) the identification of a technology or process in the manufacturing baseline for a program of record that has not yet achieved full rate production; or

(3) the use of a technology or process for the manufacture of commercial items.

(d) SCOPE.—The report shall include technologies or processes developed with funds appropriated or otherwise made available for Manufacturing Technology for fiscal years 2002 through 2007.

**SEC. 236. ASSESSMENT OF SUFFICIENCY OF TEST AND EVALUATION PERSONNEL.**

(a) ASSESSMENT REQUIRED.—The Director of Operational Test and Evaluation shall assess whether the Director’s professional staff meets the requirement of section 139(j) of title 10, United States Code, that the staff be sufficient to carry out the Director’s duties and responsibilities.

(b) INCLUSION IN REPORT.—The Director shall include the results of the assessment in the report, required by section 139(g) of title 10, United States Code, summarizing the operational test and evaluation activities during fiscal year 2007.

**SEC. 237. REPEAL OF REQUIREMENT FOR SEPARATE REPORTS ON TECHNOLOGY AREA REVIEW AND ASSESSMENT SUMMARIES.**

Subsection (c) of section 253 of the National Defense Authorization Act for Fiscal Year 2006 (Public Law 109-163; 119 Stat. 3179; 10 U.S.C. 2501 note) is repealed.

**SEC. 238. MODELING, ANALYSIS, AND SIMULATION OF MILITARY AND NON-MILITARY OPERATIONS IN COMPLEX URBAN ENVIRONMENTS.**

Congress finds the following:

(1) Modeling, Analysis, and Simulation Technology has become an essential component in ensuring that we meet the defense challenges of the 21st century. It allows us to build and develop models of complex systems, effectively sharpen the tools, procedures, and decisions needed to address difficult problems, and determine how certain actions will effect the end result before implementing the plan in real life, thereby providing strategic, tactical and financial benefits. Every effort should be made to include Modeling, Analysis and Simulation Technology in the training and planning doctrines of the Department of Defense.

(2) Current and future military operations, and emergency management of natural and man-made disasters, do and will continue to involve operations in highly complex, urban environments. These environments include complex geographical, communications, transportation, informational, social, political, and public support subsystems. The interdependence of these subsystems and the cascading effects of warfare or disasters imposed upon them should be modeled in a computer simulation environment. It is important for the security and safety of the Department of Defense to study and understand the effects of warfare and disasters on the resiliency of urban environments and to develop a computer modeling and simulation decision-making tool for emergency con-

sequence management of military, natural and man-made disasters in complex urban environments.

**TITLE III—OPERATION AND MAINTENANCE**

Subtitle A—Authorization of Appropriations  
Sec. 301. Operation and maintenance funding.

Sec. 302. Working capital funds.

Sec. 303. Other Department of Defense Programs.

Subtitle B—Environmental Provisions

Sec. 311. Reimbursement of Environmental Protection Agency for certain costs in connection with Moses Lake Wellfield Superfund Site, Moses Lake, Washington.

Sec. 312. Reimbursement of Environmental Protection Agency for certain costs in connection with Arctic Surplus Superfund Site, Fairbanks, Alaska.

Sec. 313. Payment to Environmental Protection Agency of stipulated penalty in connection with Jackson Park Housing Complex, Washington.

Subtitle C—Workplace and Depot Issues

Sec. 321. Increase in threshold amount for contracts for procurement of capital assets in advance of availability of working-capital funds for the procurement.

Sec. 322. Authorization of availability of working-capital funds for certain product improvements.

Sec. 323. Authorization of use of working-capital funds for acquisition of certain items.

Sec. 324. Modification to public-private competition requirements before conversion to contractor performance.

Sec. 325. Public-private competition at end of period specified in performance agreement not required.

Sec. 326. Guidelines on insourcing new and contracted out functions.

Sec. 327. Additional requirements for annual report on public-private competitions.

Sec. 328. Restriction on Office of Management and Budget influence over Department of Defense public-private competitions.

Sec. 329. Bid Protests by Federal Employees in actions under Office of Management Budget Circular A-76.

Sec. 330. Public-private competition required before conversion to contractor performance.

Sec. 331. Reauthorization and modification of multi-trades demonstration project.

Subtitle D—Extension of Program Authorities

Sec. 341. Extension of Arsenal Support Program Initiative.

Sec. 342. Extension of period for reimbursement for helmet pads purchased by members of the Armed Forces deployed in contingency operations.

Subtitle E—Reports

Sec. 351. Inclusion of National Guard readiness for civil support missions in quarterly personnel and unit readiness report.

Sec. 352. Plan to improve readiness of active and reserve component ground forces.

Sec. 353. Plan for optimal use of strategic ports by commander of Surface Distribution and Deployment Command.

Sec. 354. Independent assessment of Civil Reserve Air Fleet viability.

- Sec. 355. Annual report on prepositioned materiel and equipment.
- Sec. 356. Conditions on relocation of North American Aerospace Defense command center and related functions from Cheyenne Mountain to Peterson Air Force Base.
- Sec. 357. Report on public-private partnerships.
- Subtitle F—Other Matters
- Sec. 361. Authority for Department of Defense to provide support for certain sporting events.
- Sec. 362. Reasonable restrictions on payment of full replacement value for lost or damaged personal property transported at Government expense.
- Sec. 363. Priority transportation on Department of Defense aircraft of retired members residing in Commonwealths and possessions of the United States for certain health care services.
- Sec. 364. Recovery of missing military property.
- Sec. 365. Retention of Army combat uniforms by members of Army deployed in support of contingency operations.
- Sec. 366. Issue of serviceable material other than to Armed Forces.
- Sec. 367. Prohibition on deactivation of 36th Rescue Flight.
- Sec. 368. Limitation on expenditure of funds for initial flight screening at Pueblo Memorial Airport.

**Subtitle A—Authorization of Appropriations**

**SEC. 301. OPERATION AND MAINTENANCE FUNDING.**

Funds are hereby authorized to be appropriated for fiscal year 2008 for the use of the Armed Forces and other activities and agencies of the Department of Defense for expenses, not otherwise provided for, for operation and maintenance, in amounts as follows:

- (1) For the Army, \$28,868,671,000.
- (2) For the Navy, \$33,138,090,000.
- (3) For the Marine Corps, \$4,923,993,000.
- (4) For the Air Force, \$33,393,333,000.
- (5) For Defense-wide activities, \$22,732,978,000.
- (6) For the Army Reserve, \$2,508,062,000.
- (7) For the Naval Reserve, \$1,182,883,000.
- (8) For the Marine Corps Reserve, \$208,637,000.
- (9) For the Air Force Reserve, \$2,692,077,000.
- (10) For the Army National Guard, \$5,847,609,000.
- (11) For the Air National Guard, \$5,042,565,000.
- (12) For the United States Court of Appeals for the Armed Forces, \$11,971,000.
- (13) For Environmental Restoration, Army, \$434,879,000.
- (14) For Environmental Restoration, Navy, \$300,591,000.
- (15) For Environmental Restoration, Air Force, \$458,428,000.
- (16) For Environmental Restoration, Defense-wide, \$12,751,000.
- (17) For Environmental Restoration, Formerly Used Defense Sites, \$250,249,000.
- (18) For Overseas Humanitarian, Disaster, and Civic Aid programs, \$103,300,000.
- (19) For Cooperative Threat Reduction programs, \$398,000,000.
- (20) For the Overseas Contingency Operations Transfer Fund, \$5,000,000.

**SEC. 302. WORKING CAPITAL FUNDS.**

Funds are hereby authorized to be appropriated for fiscal year 2008 for the use of the Armed Forces and other activities and agencies of the Department of Defense for providing capital for working capital and revolving funds in amounts as follows:

- (1) For the Defense Working Capital Funds, \$102,000,000.
- (2) For the National Defense Sealift Fund, \$1,535,194,000.
- (3) For the Defense Working Capital Fund, Defense Commissary, \$1,250,000,000.

**SEC. 303. OTHER DEPARTMENT OF DEFENSE PROGRAMS.**

(a) **DEFENSE HEALTH PROGRAM.**—Funds are hereby authorized to be appropriated for the Department of Defense for fiscal year 2008 for expenses, not otherwise provided for, for the Defense Health Program, in the amount of \$22,471,047,000, of which—

- (1) \$21,974,304,000 is for Operation and Maintenance;
- (2) \$134,482,000 is for Research, Development, Test, and Evaluation; and
- (3) \$362,261,000 is for Procurement.

(b) **CHEMICAL AGENTS AND MUNITIONS DESTRUCTION, DEFENSE.**—(1) Funds are hereby authorized to be appropriated for the Department of Defense for fiscal year 2008 for expenses, not otherwise provided for, for Chemical Agents and Munitions Destruction, Defense, in the amount of \$1,455,724,000, of which—

- (A) \$1,162,452,000 is for Operation and Maintenance;
- (B) \$274,846,000 is for Research, Development, Test, and Evaluation; and
- (C) \$18,426,000 is for Procurement.

(2) Amounts authorized to be appropriated under paragraph (1) are authorized for—

(A) the destruction of lethal chemical agents and munitions in accordance with section 1412 of the Department of Defense Authorization Act, 1986 (50 U.S.C. 1521); and

(B) the destruction of chemical warfare materiel of the United States that is not covered by section 1412 of such Act.

(c) **DRUG INTERDICTION AND COUNTER-DRUG ACTIVITIES, DEFENSE-WIDE.**—Funds are hereby authorized to be appropriated for the Department of Defense for fiscal year 2008 for expenses, not otherwise provided for, for Drug Interdiction and Counter-Drug Activities, Defense-wide, in the amount of \$936,822,000.

(d) **DEFENSE INSPECTOR GENERAL.**—Funds are hereby authorized to be appropriated for the Department of Defense for fiscal year 2008 for expenses, not otherwise provided for, for the Office of the Inspector General of the Department of Defense, in the amount of \$215,995,000, of which—

- (1) \$214,995,000 is for Operation and Maintenance; and
- (2) \$1,000,000 is for Procurement.

**Subtitle B—Environmental Provisions**

**SEC. 311. REIMBURSEMENT OF ENVIRONMENTAL PROTECTION AGENCY FOR CERTAIN COSTS IN CONNECTION WITH MOSES LAKE WELLFIELD SUPERFUND SITE, MOSES LAKE, WASHINGTON.**

(a) **AUTHORITY TO REIMBURSE.**—Notwithstanding section 2215 of title 10, United States Code, the Secretary of Defense may transfer not more than \$91,588.51 to the Moses Lake Wellfield Superfund Site 10-6J Special Account for the purpose described in section 315(a)(2) of the John Warner National Defense Authorization Act for Fiscal Year 2007 (Public Law 110-364; 120 Stat. 2141).

(b) **SOURCE OF FUNDS.**—Any payment under subsection (a) shall be made using funds authorized to be appropriated by section 301(16) for environmental restoration, defense-wide.

**SEC. 312. REIMBURSEMENT OF ENVIRONMENTAL PROTECTION AGENCY FOR CERTAIN COSTS IN CONNECTION WITH ARCTIC SURPLUS SUPERFUND SITE, FAIRBANKS, ALASKA.**

(a) **AUTHORITY TO REIMBURSE.**—Notwithstanding section 2215 of title 10, United States Code, the Secretary of Defense may transfer not more than \$186,625.38 to the Hazardous Substance Superfund to reimburse the Environmental Protection Agency for

costs incurred pursuant to the agreement known as “In the Matter of Arctic Surplus Superfund Site, U.S. EPA Docket Number CERCLA-10-2003-0114: Administrative Order on Consent for Remedial Design and Remedial Action” and entered into by the Department of Defense and the Environmental Protection Agency on December 11, 2003.

(b) **SOURCE OF FUNDS.**—Any payment under subsection (a) shall be made using funds authorized to be appropriated by section 301(16) for environmental restoration, defense-wide.

**SEC. 313. PAYMENT TO ENVIRONMENTAL PROTECTION AGENCY OF STIPULATED PENALTY IN CONNECTION WITH JACKSON PARK HOUSING COMPLEX, WASHINGTON.**

(a) **PAYMENT REQUIRED.**—Notwithstanding section 2215 of title 10, United States Code, the Secretary of the Navy may transfer not more than \$40,000.00 to the Hazardous Substance Superfund to pay a stipulated penalty assessed by the Environmental Protection Agency on October 25, 2005, against the Jackson Park Housing Complex, Washington, for the failure of the Department of the Navy to timely submit a draft final Phase II Remedial Investigation Work Plan for the Jackson Park Housing Complex Operable Unit (OU-3T-JPHC) pursuant to a schedule included in an agreement entered into by the Department of the Navy and the Environmental Protection Agency (U.S. EPA Docket Number CERCLA-10-2005-0023).

(b) **SOURCE OF FUNDS.**—Any payment under subsection (a) shall be made using funds authorized to be appropriated by section 301(14) for environmental restoration, Navy.

**Subtitle C—Workplace and Depot Issues**

**SEC. 321. INCREASE IN THRESHOLD AMOUNT FOR CONTRACTS FOR PROCUREMENT OF CAPITAL ASSETS IN ADVANCE OF AVAILABILITY OF WORKING-CAPITAL FUNDS FOR THE PROCUREMENT.**

Section 2208(k)(2) of title 10, United States Code, is amended by striking “\$100,000” and inserting “\$250,000”.

**SEC. 322. AUTHORIZATION OF AVAILABILITY OF WORKING-CAPITAL FUNDS FOR CERTAIN PRODUCT IMPROVEMENTS.**

Section 2208 of title 10, United States Code, is amended by adding at the end the following new subsection:

“(s) **PRODUCT IMPROVEMENT.**—(1) An engineering service, manufacturing effort, developmental testing, or operational test and evaluation effort for product improvement of a weapon system platform, major end item, component of a major end item, or article that is financed by a working-capital fund may be performed or acquired, if—

“(A) the combined cost of the engineering services, manufacturing efforts, development testings, and operational test and evaluation efforts for the product improvements that are financed by the working-capital fund is less than \$15,000,000;

“(B) the unit cost of the platform, item, component, or article is less than \$1,000,000; and

“(C) the product improvement would improve the reliability and maintainability, extend the useful life, enhance safety, lower maintenance costs, provide performance enhancement, or expand the performance capability of the weapon system platform or major end item.

“(2) Funds described in paragraph (1) may be used in accordance with that paragraph for a commercial or industrial type function performed as part of a public-private partnership at the Center of Industrial and Technical Excellence designated under section 2474 of this title.

“(3) Each report submitted under subsection (q) for a working-capital fund shall include a description of any use of funds described in paragraph (1) that is financed by

that working-capital fund and a description of the anticipated product improvement under subparagraph (C) of that paragraph.”.

**SEC. 323. AUTHORIZATION OF USE OF WORKING-CAPITAL FUNDS FOR ACQUISITION OF CERTAIN ITEMS.**

Section 2208 of title 10, United States Code, as amended by section 332, is further amended by adding at the end the following new subsection:

“(t) ACQUISITION THRESHOLD FOR WEAPONS SYSTEM MODIFICATION, IMPROVEMENT AND LIFECYCLE EXTENSION.—(1) Any of the following items may be provided through working-capital funds, if the item has a unit cost of not more than \$500,000:

“(A) An item that is materiel for supplies or supply chain management, assemblies, spare or repair parts, modification kits, or any other item of equipment to provide maintenance, repair, or overhaul and rework.

“(B) An item for continuous technology refreshment to provide newer technologies that improve reliability and maintainability, extend the useful life, enhance safety, lower maintenance costs, provide performance enhancement, or expand the performance capability of a weapons system platform.

“(2) With respect to an item described in paragraph (1), the Secretary of each military department may increase the acquisition threshold under paragraph (1) to an amount that does not exceed \$1,000,000, if the Secretary—

“(A) determines the increase is necessary to maintain core logistics capabilities required by section 2464 of this title; and

“(B) not later than 30 days after such an increase, notifies Congress of the increase and the reasons for the increase.

“(3) An item described in paragraph (1) may be an item used for a commercial- or industrial-type function performed at a Center of Industrial and Technical Excellence designated under section 2474 of this title.”.

**SEC. 324. MODIFICATION TO PUBLIC-PRIVATE COMPETITION REQUIREMENTS BEFORE CONVERSION TO CONTRACTOR PERFORMANCE.**

(a) COMPARISON OF RETIREMENT SYSTEM COSTS.—Section 2461(a)(1) of title 10, United States Code, is amended—

(1) in subparagraph (F), by striking “and” at the end;

(2) by redesignating subparagraph (G) as subparagraph (H); and

(3) by inserting after subparagraph (F) the following new subparagraph (G):

“(G) requires that the contractor shall not receive an advantage for a proposal that would reduce costs for the Department of Defense by—

“(i) not making an employer-sponsored health insurance plan (or payment that could be used in lieu of such a plan), health savings account, or medical savings account, available to the workers who are to be employed to perform the function under the contract;

“(ii) offering to such workers an employer-sponsored health benefits plan that requires the employer to contribute less towards the premium or subscription share than the amount that is paid by the Department of Defense for health benefits for civilian employees of the Department under chapter 89 of title 5; or

“(iii) offering to such workers a retirement benefit that, in any year, costs less than the annual retirement cost factor applicable to civilian employees of the Department of Defense under chapter 84 of title 5; and”.

(b) CONFORMING AMENDMENTS.—Such title is further amended—

(1) by striking section 2467; and

(2) in section 2461—

(A) by redesignating subsections (b) through (d) as subsections (c) through (e); and

(B) by inserting after subsection (a) the following new subsection (b):

“(b) REQUIREMENT TO CONSULT DOD EMPLOYEES.—(1) Each officer or employee of the Department of Defense responsible for determining under Office of Management and Budget Circular A-76 whether to convert to contractor performance any function of the Department of Defense—

“(A) shall, at least monthly during the development and preparation of the performance work statement and the management efficiency study used in making that determination, consult with civilian employees who will be affected by that determination and consider the views of such employees on the development and preparation of that statement and that study; and

“(B) may consult with such employees on other matters relating to that determination.

“(2)(A) In the case of employees represented by a labor organization accorded exclusive recognition under section 7111 of title 5, consultation with representatives of that labor organization shall satisfy the consultation requirement in paragraph (1).

“(B) In the case of employees other than employees referred to in subparagraph (A), consultation with appropriate representatives of those employees shall satisfy the consultation requirement in paragraph (1).

“(C) The Secretary of Defense shall prescribe regulations to carry out this subsection. The regulations shall include provisions for the selection or designation of appropriate representatives of employees referred to in paragraph (2)(B) for purposes of consultation required by paragraph (1)”.

(c) TECHNICAL AMENDMENTS.—Section 2461 of such title, as amended by subsection (a) is further amended—

(1) in subsection (a)(1)—

(A) in subparagraph (B), by inserting after “2003” the following: “, or any successor circular”; and

(B) in subparagraph (D), by striking “and reliability” and inserting “, reliability, and timeliness”; and

(2) in subsection (c)(2), as redesignated under subsection (b)(2), by inserting “of” after “examination”.

**SEC. 325. PUBLIC-PRIVATE COMPETITION AT END OF PERIOD SPECIFIED IN PERFORMANCE AGREEMENT NOT REQUIRED.**

Section 2461(a) of title 10, United States Code, is amended by adding at the end the following new paragraph:

“(4) A public-private competition may not be required under Office of Management and Budget Circular A-76 or any other provision of law at the end of the period specified in the performance agreement for any function of the Department of Defense performed by Department of Defense civilian employees.”.

**SEC. 326. GUIDELINES ON INSOURCING NEW AND CONTRACTED OUT FUNCTIONS.**

(a) CODIFICATION AND REVISION OF REQUIREMENT FOR GUIDELINES.—

(1) IN GENERAL.—Chapter 146 of title 10, United States Code, is amended by inserting after section 2462 the following new section:

“§ 2463. Guidelines for use of civilian employees to perform Department of Defense functions

“(a) GUIDELINES REQUIRED.—The Under Secretary of Defense for Personnel and Readiness shall devise and implement guidelines to ensure that consideration is given to using, on a regular basis, civilian employees of the Department of Defense to perform new functions and functions that are performed by contractors and could be performed by such civilian employees. The Secretary of a military department may prescribe regula-

tions, if the Secretary determines such regulations are necessary for implementing such guidelines within that military department.

“(b) SPECIAL CONSIDERATION FOR CERTAIN FUNCTIONS.—The guidelines implemented under subsection (a) shall provide for special consideration to be given to using civilian employees of the Department of Defense to perform any function that—

“(1) was performed by a civilian employee of the Department of Defense at any time on or after October 1, 1980;

“(2) is associated with the performance of an inherently governmental function (as that term is defined in section 5 of the Federal Activities Inventory Reform Act of 1998 (31 U.S.C. 501 note));

“(3) has been performed by a contractor pursuant to a contract awarded on a non-competitive basis; or

“(4) has been performed poorly by a contractor because of excessive costs or inferior quality, as determined by a contracting officer.

“(c) EXCLUSION OF CERTAIN FUNCTIONS FROM COMPETITIONS.—No public-private competition may be required under this chapter for any function of the Department of Defense that—

“(1) is associated with the performance of an inherently governmental function;

“(2) has been performed by a contractor pursuant to a contract that was awarded on a noncompetitive basis, including a contract awarded without the conduct of a public-private competition under this section; or

“(3) has been performed poorly by a contractor because of excessive costs or inferior quality, as determined by a contracting officer.

“(d) LIMITATION ON COMPETITIONS FOR NEW AND EXPANDED FUNCTIONS.—(1) A public-private competition may not be conducted under this section for any Department of Defense function before—

“(A) the commencement of the performance by civilian employees of the Department of Defense of a new Department of Defense function;

“(B) the commencement of the performance by civilian employees of the Department of Defense of any Department of Defense function pursuant to the guidelines implemented under subsection (a);

“(C) the expansion of the scope of any Department of Defense function performed by civilian employees of the Department of Defense.

“(2) The Secretary may use the flexible hiring authority available to the Secretary under the National Security Personnel System, as established pursuant to section 9902 of title 5 to facilitate the performance by civilian employees of the Department of Defense of functions described in subsection (b).”.

(2) CLERICAL AMENDMENT.—The table of sections at the beginning of such chapter is amended by inserting after the item relating to section 2462 the following new item:

“2463. Guidelines for use of civilian employees to perform Department of Defense functions.”.

(3) DEADLINE FOR ISSUANCE OF GUIDELINES.—

(A) DEADLINE.—The Secretary of Defense shall implement the guidelines required under section 2463 of title 10, United States Code, as added by paragraph (1), by not later than 60 days after the date of the enactment of this Act.

(B) MORATORIUM ON COMPETITIONS UNTIL GUIDELINES ARE IMPLEMENTED.—No study or competition may be begun or announced pursuant to section 2461 of title 10, United States Code, or otherwise pursuant to Office

of Management and Budget Circular A-76 relating to the possible conversion to performance by a contractor of any Department of Defense function until the guidelines required under section 2463 of such title, as added by paragraph (1) are implemented.

(b) **ESTABLISHMENT OF INVENTORY OF WORK PERFORMED BY CONTRACTORS.**—Section 115a of title 10, United States Code is amended—

(1) in subsection (a)—

(A) by striking “and” at the end of paragraph (1);

(B) by striking the period at the end of paragraph (2) and inserting “; and”; and

(C) by adding at the end the following new paragraph:

“(3) the estimated manpower requirements of each component of the Department of Defense projected to be met by contractor performance of Department of Defense functions and the estimated funding requirements associated with such contractor performance for the next fiscal year.”; and

(2) by adding at the end the following new subsection:

“(i) In each report, the Secretary shall include for each military department, combatant command, and major defense organization, a separate report describing contractor performance of Department of Defense functions during the preceding fiscal year. Chapter 35 of title 44 shall not apply to such report. In each such report, the Secretary shall—

“(1) specify the number of work-year equivalents performed by contractors in performing functions for each Department;

“(2) identify the contracting organization, the component of the Department of Defense administering the contract, and the organization whose requirements are being met through the contractor performance of the function, with an explanation in the event these organizational elements are distinct.

“(3) identify each organization specified under paragraph (2) at the unit level of detail, as maintained in the Department’s manpower documentation systems;

“(4) identify the funding source for the contract under which the function is performed by appropriation and operating agency, and the associated funding levels obligated and disbursed for the reported work-year equivalents;

“(5) identify the functions and missions performed by the contractor;

“(6) specify whether the contract for the function was entered into pursuant to a public-private competition; and

“(7) describe the process by which the Department of Defense validates the contractor performance of such functions under section 2463 of this title.”.

(c) **CONFORMING REPEAL.**—The National Defense Authorization Act for Fiscal Year 2006 (Public Law 109-163) is amended by striking section 343.

(d) **INSPECTOR GENERAL REPORT.**—Not later than 90 days after the date of the enactment of this Act, the Inspector General of the Department of Defense shall submit to the congressional defense committees a report on the implementation of this section and the amendments made by this section. The report shall contain the assessment of the Inspector General of whether—

(1) the guidelines required under section 2463(a) of title 10, United States Code, as added by subsection (a), have been implemented;

(2) such guidelines, if developed, conform to the requirements of that section;

(3) a contractor inventory has been established pursuant to subsections (a)(3) and (i) of section 115a of such title, as added by subsection (b);

(4) functions for which the performance of which the Secretary of Defense has entered into a contract are being reviewed on a reg-

ular basis for possible conversion to performance by civilian employees of the Department of Defense; and

(5) performance by civilian employees of the Department of Defense is being considered to the maximum extent practicable for all new functions of the Department of Defense.

**SEC. 327. ADDITIONAL REQUIREMENTS FOR ANNUAL REPORT ON PUBLIC-PRIVATE COMPETITIONS.**

Paragraph (1) of subsection (b) of section 2462 is amended by adding at the end the following new paragraphs:

“(4) For any function converted to performance by a contractor, the effect of such conversion on the quality of the performance of the function.

“(5) For any function for which a public-private competition is anticipated during any subsequent fiscal year, an assessment of whether any method of business reform or reengineering other than a public-private competition, including a decision to consolidate, restructure, or reengineer an organization, function, or activity covered under section 2475 of this title, could, if implemented in the future, achieve any anticipated or budgeted savings.”.

**SEC. 328. RESTRICTION ON OFFICE OF MANAGEMENT AND BUDGET INFLUENCE OVER DEPARTMENT OF DEFENSE PUBLIC-PRIVATE COMPETITIONS.**

(a) **RESTRICTION ON OFFICE OF MANAGEMENT AND BUDGET.**—The Office of Management and Budget may not direct or require the Secretary of Defense or the Secretary of a military department to prepare for, undertake, continue, or complete a public-private competition or direct conversion of a Department of Defense function to performance by a contractor under Office of Management and Budget Circular A-76, or any other successor regulation, directive, or policy.

(b) **RESTRICTION ON SECRETARY OF DEFENSE.**—The Secretary of Defense or the Secretary of a military department may not prepare for, undertake, continue, or complete a public-private competition or direct conversion of a Department of Defense function to performance by a contractor under Office of Management and Budget Circular A-76, or any other successor regulation, directive, or policy by reason of any direction or requirement provided by the Office of Management and Budget.

(c) **SUSPENSION AND REVIEW OF ONGOING PUBLIC-PRIVATE COMPETITIONS.**—

(1) **SUSPENSION.**—During the 90-day period that begins on the date of the enactment of this Act, the Secretary of Defense shall suspend any review or public-private competition pursuant to Office of Management and Budget Circular A-76 that is being carried out on the date of the enactment of this Act.

(2) **REVIEW.**—During the 90-day period described in paragraph (1), the Secretary of Defense shall review each suspended review and public-private competition and shall determine, wholly independently and without regard to direction, guidance, encouragement, or requirement from the Office of Management and Budget, whether to cancel or continue each review or public-private competition.

(3) **CRITERIA FOR CONTINUATION.**—The Secretary of Defense may not continue a review or public-private competition pursuant to a determination under paragraph (2) unless the official responsible for the performance of the function and the Secretary of the military department concerned or agency head submits to the congressional defense committees a certification that the determination was made wholly independently and without regard to direction, guidance, encouragement, or requirement from the Office of Management and Budget and after considering less costly and controversial alter-

natives to such review or public-private competition.

**SEC. 329. BID PROTESTS BY FEDERAL EMPLOYEES IN ACTIONS UNDER OFFICE OF MANAGEMENT BUDGET CIRCULAR A-76.**

(a) **ELIGIBILITY TO PROTEST PUBLIC-PRIVATE COMPETITIONS.**—Section 3551(2) of title 31, United States Code, is amended to read as follows:

“(2) The term ‘interested party’—

“(A) with respect to a contract or a solicitation or other request for offers described in paragraph (1), means an actual or prospective bidder or offeror whose direct economic interest would be affected by the award of the contract or by failure to award the contract; and

“(B) with respect to a public-private competition conducted under Office of Management and Budget Circular A-76 with respect to the performance of an activity or function of a Federal agency, or a decision to convert a function performed by Federal employees to private sector performance without a competition under Office of Management and Budget Circular A-76, includes—

“(i) any official who submitted the agency tender in such competition; and

“(ii) any one individual who, for the purpose of representing the Federal employees engaged in the performance of the activity or function for which the public-private competition is conducted in a protest under this subchapter that relates to such public-private competition, has been designated as the agent of the Federal employees by a majority of such employees.”.

(b) **EXPEDITED ACTION.**—

(1) **IN GENERAL.**—Subchapter V of chapter 35 of such title is amended by adding at the end the following new section:

**“SEC. 3557. EXPEDITED ACTION IN PROTESTS OF PUBLIC-PRIVATE COMPETITIONS.**

“For any protest of a public-private competition conducted under Office of Management and Budget Circular A-76 with respect to the performance of an activity or function of a Federal agency, the Comptroller General shall administer the provisions of this subchapter in the manner best suited for expediting the final resolution of the protest and the final action in the public-private competition.”.

(2) **CLERICAL AMENDMENT.**—The chapter analysis at the beginning of such chapter is amended by inserting after the item relating to section 3556 the following new item:

“3557. Expedited action in protests of public-private competitions.”.

(c) **RIGHT TO INTERVENE IN CIVIL ACTION.**—Section 1491(b) of title 28, United States Code, is amended by adding at the end the following new paragraph:

“(5) If an interested party who is a member of the private sector commences an action described in paragraph (1) with respect to a public-private competition conducted under Office of Management and Budget Circular A-76 regarding the performance of an activity or function of a Federal agency, or a decision to convert a function performed by Federal employees to private sector performance without a competition under Office of Management and Budget Circular A-76, then an interested party described in section 3551(2)(B) of title 31 shall be entitled to intervene in that action.”.

(d) **APPLICABILITY.**—Subparagraph (B) of section 3551(2) of title 31, United States Code (as added by subsection (a)), and paragraph (5) of section 1491(b) of title 28, United States Code (as added by subsection (c)), shall apply to—

(1) a protest or civil action that challenges final selection of the source of performance of an activity or function of a Federal agency that is made pursuant to a study initiated



under Office of Management and Budget Circular A-76 on or after January 1, 2004; and

(2) any other protest or civil action that relates to a public-private competition initiated under Office of Management and Budget Circular A-76, or to a decision to convert a function performed by Federal employees to private sector performance without a competition under Office of Management and Budget Circular A-76, on or after the date of the enactment of this Act.

**SEC. 330. PUBLIC-PRIVATE COMPETITION REQUIRED BEFORE CONVERSION TO CONTRACTOR PERFORMANCE.**

(a) IN GENERAL.—The Office of Federal Procurement Policy Act (41 U.S.C. 403 et seq.) is amended by adding at the end the following new section:

**“SEC. 43. PUBLIC-PRIVATE COMPETITION REQUIRED BEFORE CONVERSION TO CONTRACTOR PERFORMANCE.**

“(a) PUBLIC-PRIVATE COMPETITION.—(1) A function of an executive agency performed by 10 or more agency civilian employees may not be converted, in whole or in part, to performance by a contractor unless the conversion is based on the results of a public-private competition that—

“(A) formally compares the cost of performance of the function by agency civilian employees with the cost of performance by a contractor;

“(B) creates an agency tender, including a most efficient organization plan, in accordance with Office of Management and Budget Circular A-76, as implemented on May 29, 2003, or any successor circular;

“(C) includes the issuance of a solicitation;

“(D) determines whether the submitted offers meet the needs of the executive agency with respect to factors other than cost, including quality, reliability, and timeliness;

“(E) examines the cost of performance of the function by agency civilian employees and the cost of performance of the function by one or more contractors to demonstrate whether converting to performance by a contractor will result in savings to the Government over the life of the contract, including—

“(i) the estimated cost to the Government (based on offers received) for performance of the function by a contractor;

“(ii) the estimated cost to the Government for performance of the function by agency civilian employees; and

“(iii) an estimate of all other costs and expenditures that the Government would incur because of the award of such a contract;

“(F) requires continued performance of the function by agency civilian employees unless the difference in the cost of performance of the function by a contractor compared to the cost of performance of the function by agency civilian employees would, over all performance periods required by the solicitation, be equal to or exceed the lesser of—

“(i) 10 percent of the personnel-related costs for performance of that function in the agency tender; or

“(ii) \$10,000,000; and

“(G) examines the effect of performance of the function by a contractor on the agency mission associated with the performance of the function.

“(2) A function that is performed by the executive agency and is reengineered, reorganized, modernized, upgraded, expanded, or changed to become more efficient, but still essentially provides the same service, shall not be considered a new requirement.

“(3) In no case may a function being performed by executive agency personnel be—

“(A) modified, reorganized, divided, or in any way changed for the purpose of exempting the conversion of the function from the requirements of this section; or

“(B) converted to performance by a contractor to circumvent a civilian personnel ceiling.

“(b) REQUIREMENT TO CONSULT EMPLOYEES.—(1) Each civilian employee of an executive agency responsible for determining under Office of Management and Budget Circular A-76 whether to convert to contractor performance any function of the executive agency—

“(A) shall, at least monthly during the development and preparation of the performance work statement and the management efficiency study used in making that determination, consult with civilian employees who will be affected by that determination and consider the views of such employees on the development and preparation of that statement and that study; and

“(B) may consult with such employees on other matters relating to that determination.

“(2)(A) In the case of employees represented by a labor organization accorded exclusive recognition under section 7111 of title 5, consultation with representatives of that labor organization shall satisfy the consultation requirement in paragraph (1).

“(B) In the case of employees other than employees referred to in subparagraph (A), consultation with appropriate representatives of those employees shall satisfy the consultation requirement in paragraph (1).

“(C) The head of each executive agency shall prescribe regulations to carry out this subsection. The regulations shall include provisions for the selection or designation of appropriate representatives of employees referred to in paragraph (2)(B) for purposes of consultation required by paragraph (1).

“(c) CONGRESSIONAL NOTIFICATION.—(1) Before commencing a public-private competition under subsection (a), the head of an executive agency shall submit to Congress a report containing the following:

“(A) The function for which such public-private competition is to be conducted.

“(B) The location at which the function is performed by agency civilian employees.

“(C) The number of agency civilian employee positions potentially affected.

“(D) The anticipated length and cost of the public-private competition, and a specific identification of the budgetary line item from which funds will be used to cover the cost of the public-private competition.

“(E) A certification that a proposed performance of the function by a contractor is not a result of a decision by an official of an executive agency to impose predetermined constraints or limitations on such employees in terms of man years, end strengths, full-time equivalent positions, or maximum number of employees.

“(2) The report required under paragraph (1) shall include an examination of the potential economic effect of performance of the function by a contractor on—

“(A) agency civilian employees who would be affected by such a conversion in performance; and

“(B) the local community and the Government, if more than 50 agency civilian employees perform the function.

“(3)(A) A representative individual or entity at a facility where a public-private competition is conducted may submit to the head of the executive agency an objection to the public private competition on the grounds that the report required by paragraph (1) has not been submitted or that the certification required by paragraph (1)(E) is not included in the report submitted as a condition for the public private competition. The objection shall be in writing and shall be submitted within 90 days after the following date:

“(i) In the case of a failure to submit the report when required, the date on which the

representative individual or an official of the representative entity authorized to pose the objection first knew or should have known of that failure.

“(ii) In the case of a failure to include the certification in a submitted report, the date on which the report was submitted to Congress.

“(B) If the head of the executive agency determines that the report required by paragraph (1) was not submitted or that the required certification was not included in the submitted report, the function for which the public-private competition was conducted for which the objection was submitted may not be the subject of a solicitation of offers for, or award of, a contract until, respectively, the report is submitted or a report containing the certification in full compliance with the certification requirement is submitted.

“(e) EXEMPTION FOR THE PURCHASE OF PRODUCTS AND SERVICES OF THE BLIND AND OTHER SEVERELY HANDICAPPED PERSONS.—This section shall not apply to a commercial or industrial type function of an executive agency that—

“(1) is included on the procurement list established pursuant to section 2 of the Javits-Wagner-O'Day Act (41 U.S.C. 47); or

“(2) is planned to be changed to performance by a qualified nonprofit agency for the blind or by a qualified nonprofit agency for other severely handicapped persons in accordance with that Act.

“(f) INAPPLICABILITY DURING WAR OR EMERGENCY.—The provisions of this section shall not apply during war or during a period of national emergency declared by the President or Congress.”

(b) CLERICAL AMENDMENT.—The table of sections in section 1(b) of such Act is amended by adding at the end the following new item:

“Sec. 43. Public-private competition required before conversion to contractor performance.”

**SEC. 331. REAUTHORIZATION AND MODIFICATION OF MULTI-TRADES DEMONSTRATION PROJECT.**

(a) REAUTHORIZATION AND EXPANSION.—Section 338 of the National Defense Authorization Act for Fiscal Year 2004 (10 U.S.C. 5013 note) is amended—

(1) in subsection (a)—

(A) by striking “shall” and inserting “may”; and

(B) by striking “three Naval Aviation Depots” and inserting “the Air Force Air Logistics Centers and the Navy Fleet Readiness Centers”;

(2) in subsection (b), by striking “a Naval Aviation Depot” and inserting “an Air Force Air Logistics Center or Navy Fleet Readiness Center”;

(3) by striking subsection (d) and redesignating subsections (e) through (g) as subsections (d) through (f), respectively;

(4) in subsection (d), as so redesignated, by striking “2004 through 2006” and inserting “2008 through 2013”;

(5) in subsection (e), as so redesignated, by striking “2007” and inserting “2014”; and

(6) by amending subsection (f), as so redesignated, to read as follows:

“(f) ANNUAL GAO REPORT.—By not later than 30 days after the last day of a fiscal year, the Comptroller General shall submit to the congressional defense committees a report on the demonstration project under this section.”

(b) CLERICAL AMENDMENTS.—

(1) HEADING.—The heading for such section is amended to read as follows: “air force air logistics center and navy fleet readiness center multi-trades demonstration project”.

(2) TABLE OF CONTENTS.—The items relating to such section in the table of contents

in section 2(b) of such Act and in the table of contents at the beginning of title III of such Act are each amended to read as follows:

“Sec. 338. Air Force Logistics Center and Navy Fleet Readiness Center multi-trades demonstration project.”.

**Subtitle D—Extension of Program Authorities**

**SEC. 341. EXTENSION OF ARSENAL SUPPORT PROGRAM INITIATIVE.**

Section 343 of the Floyd D. Spence National Defense Authorization Act for Fiscal Year 2001 (Public Law 106-398; 10 U.S.C. 4551 note) is amended—

(1) in subsection (a), by striking “2008” and inserting “2010”; and

(2) in subsection (g)(1), by striking “2008” and inserting “2010”.

**SEC. 342. EXTENSION OF PERIOD FOR REIMBURSEMENT FOR HELMET PADS PURCHASED BY MEMBERS OF THE ARMED FORCES DEPLOYED IN CONTINGENCY OPERATIONS.**

(a) EXTENSION.—Section 351 of the Ronald W. Reagan National Defense Authorization Act for Fiscal Year 2005 (Public Law 108-375; 118 Stat. 1857) is amended—

(1) in subsection (a)(3), by inserting before the period at the end the following: “, or in the case of protective helmet pads purchased by a member from a qualified vendor for that member’s personal use, on September 30, 2007”;

(2) in subsection (c)—

(A) by inserting after “Armed Forces” the following: “shall comply with regular Department of Defense procedures for the submission of claims and”; and

(B) by inserting before the period at the end the following: “or one year after the date on which the purchase of the protective, safety, or health equipment was made, whichever occurs last”; and

(3) in subsection (d), by adding at the end the following new sentence: “Subsection (a)(1) shall not apply in the case of the purchase of protective helmet pads by or on behalf of a member.”.

(b) FUNDING.—Amounts for reimbursements made under section 351 of the Ronald W. Reagan National Defense Authorization Act for Fiscal Year 2005 after the date of the enactment of this Act shall be derived from supplemental appropriations for the Department of Defense for fiscal year 2008, contingent upon such appropriations being enacted.

**Subtitle E—Reports**

**SEC. 351. INCLUSION OF NATIONAL GUARD READINESS FOR CIVIL SUPPORT MISSIONS IN QUARTERLY PERSONNEL AND UNIT READINESS REPORT.**

(a) INCLUSION.—Section 482 of title 10, United States Code, is amended—

(1) by redesignating subsection (f) as subsection (h);

(2) by inserting after subsection (e) the following new subsections (f) and (g):

“(f) READINESS OF NATIONAL GUARD TO PERFORM CIVIL SUPPORT MISSIONS.—Each report shall also include an assessment of the readiness of the National Guard to perform tasks required to support the National Response Plan for support to civil authorities.

“(g) AVAILABILITY OF NATIONAL GUARD READINESS INFORMATION TO STATES.—With respect to the information required to be included in a report under subsection (f) that is relevant to the National Guard of a State, the Secretary of Defense shall make that information available to the Governor of the State.”; and

(3) in subsection (a), by striking “subsections (b), (d), and (e)” and inserting “subsections (b), (d), (e), and (f)”.

(b) EFFECTIVE DATE.—The amendments made by subsection (a) shall apply with re-

spect to a report submitted after the date of the enactment of this Act.

(c) REPORT TO CONGRESS.—As part of the budget justification materials submitted to Congress in support of the President’s budget for fiscal year 2009, the Secretary of Defense shall submit to the congressional defense committees a report on any steps the Secretary has taken to prepare to implement the requirement under subsection (f) of section 482 of title 10, United States Code, as added by subsection (a). The report shall include a description of the Secretary’s plans for assessing the personnel, equipment, and training readiness of the National Guard, including the standards and measures that will be applied and mechanisms for sharing information with State Governors.

**SEC. 352. PLAN TO IMPROVE READINESS OF ACTIVE AND RESERVE COMPONENT GROUND FORCES.**

(a) REPORT REQUIRED.—At the same time that the budget is submitted under section 1105(a) of title 31, United States Code, for a fiscal year, the Secretary of Defense shall submit to the congressional defense committees a report on improving the readiness of the active and reserve components of the ground forces of the United States Armed Forces. Each such report shall include—

(1) a summary of the readiness of each reporting unit of the active and reserve components of the ground forces and a summary of the readiness of each major combat unit of each military department by readiness level, as reflected in the Department of Defense status of resources and training system;

(2) an identification of the extent to which the actual readiness ratings of the active and reserve components of the United States Armed Forces have been upgraded based on the judgment of commanders and any efforts of the Secretary of Defense to analyze the trends and implications of such upgrades;

(3) the goals of the Secretary of Defense for managing the readiness of the active and reserve components of the ground forces, expressed in terms of the number of units or percentage of the force that the Secretary plans to maintain at each level of readiness, and the Secretary’s projected timeframe for achieving each such goal;

(4) a prioritized list of items and actions to be accomplished during the fiscal year during which the report is submitted and during the fiscal years covered by the future years defense program that the Secretary of Defense believes are necessary to significantly improve the readiness of the active and reserve components of the ground forces and achieve the goals and timeframes described in paragraph (3); and

(5) a detailed investment strategy and plan for each fiscal year covered by the future years defense program under section 221 of title 10, United States Code, that outlines the resources required to improve the readiness of the active and reserve components of the ground forces, including a description of how each resource identified in such plan relates to funding requested by the Secretary in the Secretary’s annual budget, and how each such resource will specifically enable the Secretary to achieve the readiness goals described in paragraph (3) within the projected timeframes.

(b) COMPTROLLER GENERAL REVIEW.—By not later than 60 days after the date on which the report is submitted under subsection (a), the Comptroller General shall review the report and, as the Comptroller General determines appropriate, submit to the congressional defense committees any additional information that the Comptroller General determines will further inform the congressional defense committees on issues relating to the readiness of the active and reserve components of the ground forces of the United States Armed Forces.

**SEC. 353. PLAN FOR OPTIMAL USE OF STRATEGIC PORTS BY COMMANDER OF SURFACE DISTRIBUTION AND DEPLOYMENT COMMAND.**

By not later than January 30, 2008, the Secretary of Defense shall develop and implement a plan to optimize the use of strategic ports by the Surface Distribution and Deployment Command. Such plan shall—

(1) address cost effectiveness, manning requirements, location, and maximization of utilization of resources for each strategic port; and

(2) include—

(A) an analysis of how each Surface Distribution and Deployment Command strategic port is chosen for the worldwide deployment and distribution of Department of Defense supplies, personal property, and personnel; and

(B) provisions for consultation with the local port authority for any strategic port at which there is no permanent Surface Distribution and Deployment Command presence.

**SEC. 354. INDEPENDENT ASSESSMENT OF CIVIL RESERVE AIR FLEET VIABILITY.**

(a) INDEPENDENT ASSESSMENT REQUIRED.—The Secretary of Defense shall provide for an independent assessment of the viability of the Civil Reserve Air Fleet to be conducted by a federally-funded research and development center selected by the Secretary.

(b) CONTENTS OF ASSESSMENT.—The assessment required by subsection (a) shall include each of the following:

(1) An assessment of the Civil Reserve Air Fleet as of the date of the enactment of this Act, including an assessment of—

(A) the level of increased use of commercial assets to fulfill Department of Defense transportation requirements as a result of the increased global mobility requirements in response to the terrorist attacks of September 11, 2001;

(B) the extent of charter air carrier participation in fulfilling increased Department of Defense transportation requirements as a result of the increased global mobility requirements in response to the terrorist attacks of September 11, 2001;

(C) any policy of the Secretary of Defense to limit the percentage of income a single air carrier participating in the Civil Reserve Air Fleet may earn under contracts with the Secretary during any calendar year and the effects of such policy on the air carrier industry in peacetime and during periods during which the armed forces are deployed in support of a contingency operation for which the Civil Reserve Air Fleet is not activated; and

(D) any risks to the charter air carrier industry as a result of the expansion of the industry in response to contingency operations resulting in increased demand by the Department of Defense.

(2) A strategic assessment of the viability of the Civil Reserve Air Fleet that compares such viability as of the date of the enactment of this Act with the projected viability of the Civil Reserve Air Fleet five, ten, and 15 years after the date of the enactment of this Act, including for activations at each of stages 1, 2, and 3—

(A) an examination of the requirements of the Department of Defense for Civil Reserve Air Fleet for the support of operational and contingency plans, including any anticipated changes in the Department’s organic airlift capacity, logistics concepts, and personnel and training requirements;

(B) an assessment of air carrier participation in the Civil Reserve Air Fleet; and

(C) a comparison between the requirements of the Department needs described in subparagraph (A) and air carrier participation described in subparagraph (B).

(3) An examination of any perceived barriers to Civil Reserve Air Fleet viability, including—

(A) the operational planning system of the Civil Reserve Air Fleet;

(B) the reward system of the Civil Reserve Air Fleet;

(C) the long-term affordability of the Aviation War Risk Insurance Program;

(D) the effect on United States air carriers operating overseas routes during periods of Civil Reserve Air Fleet Activation;

(E) increased foreign ownership of United States air carriers;

(F) increased operational costs during activation as a result of hazardous duty pay, routing delays, and inefficiencies in cargo handling by the Department of Defense;

(G) the effect of policy initiatives by the Secretary of Transportation to encourage international code sharing and alliances; and

(H) the effect of limitations imposed by the Secretary of Defense to limit commercial shipping options for certain routes and package sizes.

(4) Recommendations for improving the Civil Reserve Air Fleet program.

(c) SUBMISSION TO CONGRESS.—Upon the completion of the assessment required under subsection (a) and by not later than April 1, 2008, the Secretary shall submit to the congressional defense committees a report on the assessment.

(d) COMPTROLLER GENERAL REPORT.—Not later than 90 days after the report is submitted under subsection (c), the Comptroller General shall conduct a review of the assessment required under subsection (a).

**SEC. 355. ANNUAL REPORT ON PREPOSITIONED MATERIEL AND EQUIPMENT.**

(a) ANNUAL REPORT REQUIRED.—Chapter 131 of title 10, United States Code, is amended by adding at the end the following new section:

**“§ 2229a. Annual report on prepositioned materiel and equipment**

“(a) ANNUAL REPORT REQUIRED.—Not later than the date of the submission of the President’s budget request for a fiscal year under section 1105 of title 31, the Secretary of Defense shall submit to the congressional defense committees a report on the status of the materiel in the prepositioned stocks as of the end of the fiscal year preceding the fiscal year during which the report is submitted. Each report shall be unclassified and may contain a classified annex. Each report shall include the following information:

“(1) The level of fill for major end items of equipment and spare parts in each prepositioned set as of the end of the fiscal year covered by the report.

“(2) The material condition of equipment in the prepositioned stocks as of the end of such fiscal year, rated based on the Department of Defense Status of Resources and Training system and grouped by category or major end item.

“(3) A list of major end items of equipment drawn from the prepositioned stocks during such fiscal year and a description of how that equipment was used and whether it was returned to the stocks after being used.

“(4) A timeline for completely reconstituting any shortfall in the prepositioned stocks.

“(5) An estimate of the amount of funds required to completely reconstitute any shortfall in the prepositioned stocks and a description of the Secretary’s plan for carrying out such complete reconstitution.

“(6) A list of any operations plan affected by any shortfall in the prepositioned stocks and a description of any action taken to mitigate any risk that such a shortfall may create.

“(b) COMPTROLLER GENERAL REVIEW.—By not later than 60 days after the date on which the report is submitted under sub-

section (a), the Comptroller General shall review the report and, as the Comptroller General determines appropriate, submit to the congressional defense committees any additional information that the Comptroller General determines will further inform the congressional defense on issues relating to the status of the materiel in the prepositioned stocks.”

(b) CLERICAL AMENDMENT.—The table of sections at the beginning of such chapter is amended by adding at the end the following new item:

“2229a. Annual report on prepositioned materiel and equipment.”

**SEC. 356. CONDITIONS ON RELOCATION OF NORTH AMERICAN AEROSPACE DEFENSE COMMAND CENTER AND RELATED FUNCTIONS FROM CHEYENNE MOUNTAIN TO PETERSON AIR FORCE BASE.**

(a) SUBMISSION OF COST-BENEFIT ANALYSIS AND RELOCATION PLAN.—The Secretary of Defense may not commence the relocation of or, if previously commenced, continue the relocation of the North American Aerospace Defense command center and related functions from Cheyenne Mountain to Peterson Air Force Base, Colorado, until after the end of the 180-day period beginning on the date on which the Secretary submits to Congress a report containing—

(1) an analysis comparing the total costs associated with the relocation, including costs determined as part of ongoing security-related studies of the relocation, to anticipated operational benefits from the relocation; and

(2) the final plans for the relocation of the North American Aerospace Defense command center and related functions.

(b) COMPTROLLER GENERAL REVIEW.—Not later than 60 days after the date on which the Secretary of Defense submits the report required by subsection (a), the Comptroller General shall submit to Congress a review of the report and the final plans of the Secretary for relocation of the North American Aerospace Defense command center and related functions.

**SEC. 357. REPORT ON PUBLIC-PRIVATE PARTNERSHIPS.**

(a) REPORT REQUIRED.—Not later than April 1, 2008, the Secretary of Defense shall submit to the Committee on Armed Services of the House of Representatives and the Committee of Armed Services of the Senate a report regarding public-private partnerships at Centers of Industrial and Technical Excellence designated under section 2474 of title 10, United States Code.

(b) CONTENTS OF REPORT.—The report required under paragraph (1) shall include a description of each of the following:

(1) Common approaches and procedures for the military departments regarding implementation of public-private partnerships.

(2) Consistent cost methodologies and reimbursement guidance applicable to maintenance and repair workload performed by Federal Government personnel.

(3) Implementation procedures for completing contract negotiations for public-private partnerships within 12 months.

(4) The Secretary’s utilization of commercial practices to replace existing inventory and component management, technical publication data, document management, and equipment maintenance, and calibration requirements of the Department of Defense.

(5) Delegation of Class 2 Design authority based on commercial practices to maintain the form, fit, and function of a weapon system platform, major end item, component of a major end item, or article.

(6) The Secretary’s plan to expand Department of Defense core capabilities, as defined in section 2464 of such title.

**Subtitle F—Other Matters**

**SEC. 361. AUTHORITY FOR DEPARTMENT OF DEFENSE TO PROVIDE SUPPORT FOR CERTAIN SPORTING EVENTS.**

(a) PROVISION OF SUPPORT.—Section 2564 of title 10, United States Code, is amended—

(1) in subsection (c), by adding at the end the following new paragraphs:

“(4) A sporting event sanctioned by the United States Olympic Committee through the Paralympic Military Program.

“(5) Any national or international paralympic sporting event (other than a sporting event described in paragraph (1) through (4))—

“(A) that—

“(i) is held in the United States or any of its territories or commonwealths;

“(ii) is governed by the International Paralympic Committee; and

“(iii) is sanctioned by the United States Olympic Committee; and

“(B) for which participation exceeds 100 amateur athletes.”; and

(2) by adding at the end the following new subsection:

“(g) FUNDING FOR SUPPORT OF CERTAIN EVENTS.—(1) Amounts for the provision of support for a sporting event described in paragraph (4) or (5) of subsection (c) shall be derived from the Support for International Sporting Competitions, Defense account established by section 5802 of the Omnibus Consolidated Appropriations Act, 1997 (10 U.S.C. 2564 note), notwithstanding any limitation under that section relating to the availability of funds in such account for the provision of support for international sporting competitions.

“(2) The total amount expended for any fiscal year to provide support for sporting events described in subsection (c)(5) may not exceed \$1,000,000.”

(b) SOURCE OF FUNDS.—Section 5802 of the Omnibus Consolidated Appropriations Act, 1997 (10 U.S.C. 2564 note) is amended—

(1) by inserting after “international sporting competitions” the following: “and for support of sporting competitions authorized under section 2564(c)(4) and (5), of title 10, United States Code.”; and

(2) by striking “45 days” and inserting “15 days”.

**SEC. 362. REASONABLE RESTRICTIONS ON PAYMENT OF FULL REPLACEMENT VALUE FOR LOST OR DAMAGED PERSONAL PROPERTY TRANSPORTED AT GOVERNMENT EXPENSE.**

Section 2636a(d) of title 10, United States Code, is amended by adding at the end the following new sentence: “The regulations may include a requirement that a member of the armed forces or civilian employee comply with reasonable restrictions prescribed by the Secretary in order to receive the full amount deducted under subsection (b).”

**SEC. 363. PRIORITY TRANSPORTATION ON DEPARTMENT OF DEFENSE AIRCRAFT OF RETIRED MEMBERS RESIDING IN COMMONWEALTHS AND POSSESSIONS OF THE UNITED STATES FOR CERTAIN HEALTH CARE SERVICES.**

(a) AVAILABILITY OF TRANSPORTATION.—Chapter 157 of title 10, United States Code, is amended by inserting after section 2641a the following new section:

**“§ 2641b. Space-available travel on Department of Defense aircraft: retired members residing in Commonwealths and possessions of the United States for certain health care services**

“(a) PRIORITY TRANSPORTATION.—The Secretary of Defense shall provide transportation on Department of Defense aircraft on a space-available basis for any member or former member of the uniformed services described in subsection (b), and a single dependent of the member if needed to accompany the member, at a priority level in the

same category as the priority level for an unaccompanied dependent over the age of 18 traveling on environmental and morale leave.

“(b) **ELIGIBLE MEMBERS AND FORMER MEMBERS.**—A member or former member eligible for priority transport under subsection (a) is a covered beneficiary under chapter 55 of this title who—

“(1) is entitled to retired or retainer pay or, but for age, would be eligible for retired pay under chapter 1223 of this title;

“(2) resides in or is located in a Commonwealth or possession of the United States; and

“(3) is referred by a primary care physician located in that Commonwealth or possession to a specialty care provider for services to be provided outside of that Commonwealth or possession.

“(c) **SCOPE OF PRIORITY.**—The increased priority for space-available transportation required by subsection (a) applies with respect to both—

“(1) the travel from the Commonwealth or possession of the United States to receive the specialty care services; and

“(2) the return travel.

“(d) **DEFINITIONS.**—In this section, the term ‘specialty care provider’ has the meaning given that term in section 1074i(b) of this title.”.

(b) **CLERICAL AMENDMENT.**—The table of sections at the beginning of such chapter is amended by inserting after the item relating to section 2641a the following new item:

“2641b. Space-available travel on Department of Defense aircraft: retired members residing in Commonwealths and possessions of the United States for certain health care services.”.

**SEC. 364. RECOVERY OF MISSING MILITARY PROPERTY.**

(a) **IN GENERAL.**—Chapter 165 of title 10, United States Code, is amended by adding at the end the following new sections:

“**§ 2788. Property accountability: regulations**

“The Secretary of a military department may prescribe regulations for the accounting for the property of that department and the fixing of responsibility for that property.

“**§ 2789. Individual equipment: unauthorized disposition**

“(a) **PROHIBITION.**—No member of the armed forces may sell, lend, pledge, barter, or give any clothing, arms, or equipment furnished to such member by the United States to any person other than a member of the armed forces under the jurisdiction of the Secretary of the same military department as the member to which it is furnished, or an officer of the United States who is authorized to receive it.

“(b) **SEIZURE OF IMPROPERLY DISPOSED PROPERTY.**—If a member of the armed forces has disposed of property in violation of subsection (a) and the property is in the possession of a person who is neither a member of the armed forces under the jurisdiction of the Secretary of the same military department as the member who disposed of the property, nor an officer of the United States who is authorized to receive it, that person has no right to or interest in the property, and any civil or military officer of the United States may seize the property, wherever found. Possession of such property furnished by the United States to a member of the armed forces by a person who is neither a member of the armed forces, nor an officer of the United States, is prima facie evidence that the property has been disposed of in violation of subsection (a).

“(c) **DELIVERY OF SEIZED PROPERTY.**—If an officer who seizes property under subsection

(b) is not authorized to retain it for the United States, the officer shall deliver the property to a person who is authorized to retain it.”.

(b) **CLERICAL AMENDMENT.**—The table of sections at the beginning of such chapter is amended by adding at the end the following new items:

“2788. Property accountability: regulations.

“2789. Individual equipment: unauthorized disposition.”.

(c) **CONFORMING AMENDMENTS.**—

(1) **IN GENERAL.**—Such title is further amended by striking the following sections:

(A) Section 4832.

(B) Section 4836.

(C) Section 9832.

(D) Section 9836.

(2) **CLERICAL AMENDMENTS.**—

(A) **CHAPTER 453.**—The table of sections at the beginning of chapter 453 of such title is amended by striking the items relating to sections 4832 and 4836.

(B) **CHAPTER 953.**—The table of sections at the beginning of chapter 953 of such title is amended by striking the items relating to sections 9832 and 9836.

**SEC. 365. RETENTION OF ARMY COMBAT UNIFORMS BY MEMBERS OF ARMY DEPLOYED IN SUPPORT OF CONTINGENCY OPERATIONS.**

(a) **RETENTION OF COMBAT UNIFORMS.**—Chapter 435 of title 10, United States Code, is amended by adding at the end the following new section:

“**§ 4566. Retention of Army combat uniforms by members deployed in support of contingency operations**

“The Secretary of the Army may authorize a member of the Army who has been deployed in support of a contingency operation for at least 30 days to retain, after that member is no longer so deployed, the exterior articles of uniform that were issued to that member as part of an Army combat uniform.”.

(b) **CLERICAL AMENDMENT.**—The table of sections at the beginning of such chapter is amended by adding at the end the following new item:

“4566. Retention of Army combat uniforms by members deployed in support of contingency operations.”.

(c) **EFFECTIVE DATE.**—Section 4566 of title 10, United States Code, as added by subsection (a), shall apply with respect to a member of the Army who completes a deployment on or after October 1, 2007.

**SEC. 366. ISSUE OF SERVICEABLE MATERIAL OTHER THAN TO ARMED FORCES.**

(a) **IN GENERAL.**—Part IV of subtitle C of title 10, United States Code, is amended by adding at the end the following new chapter:

“**CHAPTER 667—ISSUE OF SERVICEABLE MATERIAL OTHER THAN TO ARMED FORCES**

“Sec.

“7911. Arms, tentage, and equipment: educational institutions not maintaining units of R.O.T.C.

“7912. Rifles and ammunition for target practice: educational institutions having corps of midshipmen.

“7913. Supplies: military instruction camps.

“**§ 7911. Arms, tentage, and equipment: educational institutions not maintaining units of R.O.T.C.**

“Under such conditions as he may prescribe, the Secretary of the Navy may issue arms, tentage, and equipment that he considers necessary for proper military training, to any educational institution at which no unit of the Reserve Officers’ Training Corps

is maintained, but which has a course in military training prescribed by the Secretary and which has at least 50 physically fit students over 14 years of age.

“**§ 7912. Rifles and ammunition for target practice: educational institutions having corps of midshipmen**

“(a) **AUTHORITY TO LEND.**—The Secretary of the Navy may lend, without expense to the United States, magazine rifles and appendages that are not of the existing service models in use at the time and that are not necessary for a proper reserve supply, to any educational institution having a uniformed corps of midshipmen of sufficient number for target practice. He may also issue 40 rounds of ball cartridges for each midshipman for each range at which target practice is held, but not more than 120 rounds each year for each midshipman participating in target practice.

“(b) **RESPONSIBILITIES OF INSTITUTIONS.**—The institutions to which property is lent under subsection (a) shall—

“(1) use the property for target practice;

“(2) take proper care of the property; and

“(3) return the property when required.

“(c) **REGULATIONS.**—The Secretary shall prescribe regulations to carry out this section, containing such other requirements as he considers necessary to safeguard the interests of the United States.

“**§ 7913. Supplies: military instruction camps**

“Under such conditions as he may prescribe, the Secretary of the Navy may issue, to any educational institution at which an officer of the naval service is detailed as professor of naval science, such supplies as are necessary to establish and maintain a camp for the military instruction of its students. The Secretary shall require a bond in the value of the property issued under this section, for the care and safekeeping of that property and except for property properly expended, for its return when required.”.

(b) **CLERICAL AMENDMENT.**—The table of chapters at the beginning of subtitle C of such title, and the table of chapters at the beginning of part IV of such subtitle, are each amended by inserting after the item relating to chapter 665 the following new item:

“667. Issue of Serviceable Material

Other Than to Armed Forces ..... 7911.”.

**SEC. 367. PROHIBITION ON DEACTIVATION OF 36TH RESCUE FLIGHT.**

The Secretary of Defense shall ensure that no action is taken to deactivate the Air Force unit known as the 36th Rescue Flight that is assigned to Fairchild Air Force Base in Spokane, Washington, or to reassign or reorganize any of the search and rescue capabilities of that unit.

**SEC. 368. LIMITATION ON EXPENDITURE OF FUNDS FOR INITIAL FLIGHT SCREENING AT PUEBLO MEMORIAL AIRPORT.**

Of the amounts authorized to be appropriated for initial flight screening at Pueblo Memorial Airport, not more than 50 percent shall be expended until the Secretary of the Air Force submits to the congressional defense committees a certification that the Secretary has developed a plan, together with the City of Pueblo, Colorado, to meet Air Force crash, fire, and rescue requirements to support Air Force flight operations at Pueblo Memorial Airport.

**TITLE IV—MILITARY PERSONNEL AUTHORIZATIONS**

Subtitle A—Active Forces

Sec. 401. End strengths for active forces.

Sec. 402. Revision in permanent active duty end strength minimum levels.

Sec. 403. Additional authority for increases of Army and Marine Corps active duty end strengths for fiscal years 2009 and 2010.

- Sec. 404. Increase in authorized strengths for Army officers on active duty in the grade of major.
- Sec. 405. Increase in authorized strengths for Navy officers on active duty in the grades of lieutenant commander, commander, and captain.
- Subtitle B—Reserve Forces
- Sec. 411. End strengths for Selected Reserve.
- Sec. 412. End strengths for Reserves on active duty in support of the reserves.
- Sec. 413. End strengths for military technicians (dual status).
- Sec. 414. Fiscal year 2008 limitation on number of non-dual status technicians.
- Sec. 415. Maximum number of reserve personnel authorized to be on active duty for operational support.
- Sec. 416. Future authorizations and accounting for certain reserve component personnel authorized to be on active duty or full-time National Guard duty to provide operational support.
- Sec. 417. Revision of variances authorized for Selected Reserve end strengths.

- Subtitle C—Authorization of Appropriations
- Sec. 421. Military personnel.
- Sec. 422. Armed Forces Retirement Home.
- Sec. 423. Offsetting transfers from National Defense Stockpile Transaction Fund.

**Subtitle A—Active Forces**

**SEC. 401. END STRENGTHS FOR ACTIVE FORCES.**

(a) IN GENERAL.—The Armed Forces are authorized strengths for active duty personnel as of September 30, 2008, as follows:

- (1) The Army, 525,400.
- (2) The Navy, 329,098.
- (3) The Marine Corps, 189,000.
- (4) The Air Force, 329,651.
- (b) LIMITATION.—

(1) ARMY.—The authorized strength for the Army provided in paragraph (1) of subsection (a) for active duty personnel for fiscal year 2008 is subject to the condition that costs of active duty personnel of the Army for that fiscal year in excess of 489,400 shall be paid out of funds authorized to be appropriated for that fiscal year by section 1514.

(2) MARINE CORPS.—The authorized strength for the Marine Corps provided in paragraph (3) of subsection (a) for active duty personnel for fiscal year 2008 is subject to the condition that costs of active duty personnel of the Marine Corps for that fiscal year in excess of 180,000 shall be paid out of funds authorized to be appropriated for that fiscal year by section 1514.

**SEC. 402. REVISION IN PERMANENT ACTIVE DUTY END STRENGTH MINIMUM LEVELS.**

Section 691(b) of title 10, United States Code, is amended by striking paragraphs (1) through (4) and inserting the following new paragraphs:

- “(1) For the Army, 525,400.
- “(2) For the Navy, 329,098.
- “(3) For the Marine Corps, 189,000.
- “(4) For the Air Force, 329,563.”

**SEC. 403. ADDITIONAL AUTHORITY FOR INCREASES OF ARMY AND MARINE CORPS ACTIVE DUTY END STRENGTHS FOR FISCAL YEARS 2009 AND 2010.**

(a) AUTHORITY TO INCREASE ARMY ACTIVE DUTY END STRENGTHS.—For each of fiscal years 2009 and 2010, the Secretary of Defense may, as the Secretary determines necessary for the purposes described in subsection (c), establish the active-duty end strength for the Army at a number greater than the number otherwise authorized by law up to the number equal to the fiscal-year 2008 baseline plus 22,000.

(b) MARINE CORPS.—For each of fiscal years 2009 and 2010, the Secretary of Defense may, as the Secretary determines necessary for the purposes described in subsection (c), establish the active-duty end strength for the Marine Corps at a number greater than the number otherwise authorized by law up to the number equal to the fiscal-year 2008 baseline plus 13,000.

(c) PURPOSE OF INCREASES.—The purposes for which increases may be made in Army and Marine Corps active duty end strengths under this section are—

- (1) to support operational missions; and
- (2) to achieve transformational reorganization objectives, including objectives for increased numbers of combat brigades and battalions, increased unit manning, force stabilization and shaping, and rebalancing of the active and reserve component forces.

(d) RELATIONSHIP TO PRESIDENTIAL WAIVER AUTHORITY.—Nothing in this section shall be construed to limit the President’s authority

under section 123a of title 10, United States Code, to waive any statutory end strength in a time of war or national emergency.

(e) RELATIONSHIP TO OTHER VARIANCE AUTHORITY.—The authority under this section is in addition to the authority to vary authorized end strengths that is provided in subsections (e) and (f) of section 115 of title 10, United States Code.

(f) BUDGET TREATMENT.—

(1) FISCAL YEARS 2009 AND 2010 BUDGETS.—The budget for the Department of Defense for fiscal years 2009 and 2010 as submitted to Congress shall comply, with respect to funding, with subsections (c) and (d) of section 691 of title 10, United States Code.

(2) OTHER INCREASES.—If the Secretary of Defense plans to increase the Army or Marine Corps active duty end strength for a fiscal year under this section, then the budget for the Department of Defense for that fiscal year as submitted to Congress shall include the amounts necessary for funding that active duty end strength in excess of the fiscal year 2008 active duty end strength authorized for that service under section 401.

(g) DEFINITIONS.—In this section:

(1) FISCAL-YEAR 2008 BASELINE.—The term “fiscal-year 2008 baseline”, with respect to the Army and Marine Corps, means the active-duty end strength authorized for those services in section 401.

(2) ACTIVE-DUTY END STRENGTH.—In this subsection, the term “active-duty end strength” means the strength for active-duty personnel of one of the Armed Forces as of the last day of a fiscal year.

(h) REPEAL OF OTHER DISCRETIONARY AUTHORITY TO TEMPORARILY INCREASE ARMY AND MARINE CORPS ACTIVE DUTY END STRENGTHS.—

(1) BASE LAW.—Section 403 of the Ronald W. Reagan National Defense Authorization Act for Fiscal Year 2005 (Public Law 108-375; 10 U.S.C. 115 note) is repealed.

(2) DELAYED AMENDMENT.—Section 403 of the John Warner National Defense Authorization Act for Fiscal Year 2007 (Public Law 109-364; 120 Stat. 2169) is repealed.

**SEC. 404. INCREASE IN AUTHORIZED STRENGTHS FOR ARMY OFFICERS ON ACTIVE DUTY IN THE GRADE OF MAJOR.**

The portion of the table in section 523(a)(1) of title 10, United States Code, relating to the Army is amended to read as follows:

“Total number of commissioned officers (excluding officers in categories specified in subsection (b)) on active duty	Number of officers who may be serving on active duty in grade of:		
	Major	Lieutenant Colonel	Colonel
Army:			
20,000 .....	7,768	5,253	1,613
25,000 .....	8,689	5,642	1,796
30,000 .....	9,611	6,030	1,980
35,000 .....	10,532	6,419	2,163
40,000 .....	11,454	6,807	2,347
45,000 .....	12,375	7,196	2,530
50,000 .....	13,297	7,584	2,713
55,000 .....	14,218	7,973	2,897
60,000 .....	15,140	8,361	3,080
65,000 .....	16,061	8,750	3,264
70,000 .....	16,983	9,138	3,447
75,000 .....	17,903	9,527	3,631

“Total number of commissioned officers (excluding officers in categories specified in subsection (b)) on active duty	Number of officers who may be serving on active duty in grade of:		
	Major	Lieutenant Colonel	Colonel
80,000 .....	18,825	9,915	3,814
85,000 .....	19,746	10,304	3,997
90,000 .....	20,668	10,692	4,181
95,000 .....	21,589	11,081	4,364
100,000 .....	22,511	11,469	4,548
110,000 .....	24,354	12,246	4,915
120,000 .....	26,197	13,023	5,281
130,000 .....	28,040	13,800	5,648
170,000 .....	35,412	16,908	7,116”.

**SEC. 405. INCREASE IN AUTHORIZED STRENGTHS FOR NAVY OFFICERS ON ACTIVE DUTY IN THE GRADES OF LIEUTENANT COMMANDER, COMMANDER, AND CAPTAIN.**

The table in section 523(a)(2) of title 10, United States Code, is amended to read as follows:

“Total number of commissioned officers (excluding officers in categories specified in subsection (b)) on active duty	Number of officers who may be serving on active duty in grade of:		
	Lieutenant Commander	Commander	Captain
Navy:			
30,000 .....	7,698	5,269	2,222
33,000 .....	8,189	5,501	2,334
36,000 .....	8,680	5,733	2,447
39,000 .....	9,172	5,965	2,559
42,000 .....	9,663	6,197	2,671
45,000 .....	10,155	6,429	2,784
48,000 .....	10,646	6,660	2,896
51,000 .....	11,136	6,889	3,007
54,000 .....	11,628	7,121	3,120
57,000 .....	12,118	7,352	3,232
60,000 .....	12,609	7,583	3,344
63,000 .....	13,100	7,813	3,457
66,000 .....	13,591	8,044	3,568
69,000 .....	14,245	8,352	3,718
72,000 .....	17,517	9,890	4,467”.

**Subtitle B—Reserve Forces**

**SEC. 411. END STRENGTHS FOR SELECTED RESERVE.**

(a) IN GENERAL.—The Armed Forces are authorized strengths for Selected Reserve personnel of the reserve components as of September 30, 2008, as follows:

- (1) The Army National Guard of the United States, 351,300.
- (2) The Army Reserve, 205,000.
- (3) The Navy Reserve, 67,800.
- (4) The Marine Corps Reserve, 39,600.
- (5) The Air National Guard of the United States, 106,700.
- (6) The Air Force Reserve, 67,500.
- (7) The Coast Guard Reserve, 10,000.

(b) END STRENGTH REDUCTIONS.—The end strengths prescribed by subsection (a) for the Selected Reserve of any reserve component shall be proportionately reduced by—

- (1) the total authorized strength of units organized to serve as units of the Selected Reserve of such component which are on active duty (other than for training) at the end of the fiscal year; and
- (2) the total number of individual members not in units organized to serve as units of the Selected Reserve of such component who are on active duty (other than for training or for unsatisfactory participation in training) without their consent at the end of the fiscal year.

(c) END STRENGTH INCREASES.—Whenever units or individual members of the Selected Reserve of any reserve component are released from active duty during any fiscal year, the end strength prescribed for such fiscal year for the Selected Reserve of such reserve component shall be increased proportionately by the total authorized strengths of such units and by the total number of such individual members.

**SEC. 412. END STRENGTHS FOR RESERVES ON ACTIVE DUTY IN SUPPORT OF THE RESERVES.**

Within the end strengths prescribed in section 411(a), the reserve components of the



Armed Forces are authorized, as of September 30, 2008, the following number of Reserves to be serving on full-time active duty or full-time duty, in the case of members of the National Guard, for the purpose of organizing, administering, recruiting, instructing, or training the reserve components:

- (1) The Army National Guard of the United States, 29,240.
- (2) The Army Reserve, 15,870.
- (3) The Navy Reserve, 11,579.
- (4) The Marine Corps Reserve, 2,261.
- (5) The Air National Guard of the United States, 13,944.
- (6) The Air Force Reserve, 2,721.

**SEC. 413. END STRENGTHS FOR MILITARY TECHNICIANS (DUAL STATUS).**

The minimum number of military technicians (dual status) as of the last day of fiscal year 2008 for the reserve components of the Army and the Air Force (notwithstanding section 129 of title 10, United States Code) shall be the following:

- (1) For the Army Reserve, 8,249.
- (2) For the Army National Guard of the United States, 26,502.
- (3) For the Air Force Reserve, 9,909.
- (4) For the Air National Guard of the United States, 22,553.

**SEC. 414. FISCAL YEAR 2008 LIMITATION ON NUMBER OF NON-DUAL STATUS TECHNICIANS.**

(a) LIMITATIONS.—

(1) NATIONAL GUARD.—Within the limitation provided in section 10217(c)(2) of title 10, United States Code, the number of non-dual status technicians employed by the National Guard as of September 30, 2008, may not exceed the following:

- (A) For the Army National Guard of the United States, 1,600.
- (B) For the Air National Guard of the United States, 350.

(2) ARMY RESERVE.—The number of non-dual status technicians employed by the Army Reserve as of September 30, 2008, may not exceed 595.

(3) AIR FORCE RESERVE.—The number of non-dual status technicians employed by the Air Force Reserve as of September 30, 2008, may not exceed 90.

(b) NON-DUAL STATUS TECHNICIANS DEFINED.—In this section, the term “non-dual status technician” has the meaning given that term in section 10217(a) of title 10, United States Code.

**SEC. 415. MAXIMUM NUMBER OF RESERVE PERSONNEL AUTHORIZED TO BE ON ACTIVE DUTY FOR OPERATIONAL SUPPORT.**

During fiscal year 2008, the maximum number of members of the reserve components of the Armed Forces who may be serving at any time on full-time operational support duty under section 115(b) of title 10, United States Code, is the following:

- (1) The Army National Guard of the United States, 17,000.
- (2) The Army Reserve, 13,000.
- (3) The Navy Reserve, 6,200.
- (4) The Marine Corps Reserve, 3,000.
- (5) The Air National Guard of the United States, 16,000.
- (6) The Air Force Reserve, 14,000.

**SEC. 416. FUTURE AUTHORIZATIONS AND ACCOUNTING FOR CERTAIN RESERVE COMPONENT PERSONNEL AUTHORIZED TO BE ON ACTIVE DUTY OR FULL-TIME NATIONAL GUARD DUTY TO PROVIDE OPERATIONAL SUPPORT.**

(a) REVIEW OF OPERATIONAL SUPPORT MISSIONS PERFORMED BY CERTAIN RESERVE COMPONENT PERSONNEL.—

(1) REVIEW REQUIRED.—The Secretary of Defense shall conduct a review of the long-term operational support missions performed by members of the reserve components authorized under section 115(b) of title 10,

United States Code, to be on active duty or full-time National Guard duty for the purpose of providing operational support, with the objectives of such review being—

(A) minimizing the number of reserve component members who perform such service for a period greater than 1095 consecutive days, or cumulatively for 1095 days out of the previous 1460 days; and

(B) determining which long-term operational support missions being performed by such members would more appropriately be performed by members of the Armed Forces on active duty under other provisions of title 10, United States Code, or by full-time support personnel of reserve components.

(2) SUBMISSION OF RESULTS.—Not later than March 1, 2008, the Secretary shall submit to Congress the results of the review, including a description of the adjustments in Department of Defense policy to be implemented as a result of the review and such recommendations for changes in statute, as the Secretary considers to be appropriate.

(b) IMPROVED ACCOUNTING FOR RESERVE COMPONENT PERSONNEL PROVIDING OPERATIONAL SUPPORT.—Section 115(b) of title 10, United States Code, is amended by adding at the end the following new paragraph:

“(4) As part of the budget justification materials submitted by the Secretary of Defense to Congress in support of the end strength authorizations required under subparagraphs (A) and (B) of subsection (a)(1) for fiscal year 2009 and each fiscal year thereafter, the Secretary shall provide the following:

“(A) The number of members, specified by reserve component, authorized under subparagraphs (A) and (B) of paragraph (1) who were serving on active duty or full-time National Guard duty for operational support beyond each of the limits specified under subparagraphs (A) and (B) of paragraph (2) at the end of the fiscal year preceding the fiscal year for which the budget justification materials are submitted.

“(B) The number of members, specified by reserve component, on active duty for operational support who, at the end of the fiscal year for which the budget justification materials are submitted, are projected to be serving on active duty or full-time National Guard duty for operational support beyond such limits.

“(C) The number of members, specified by reserve component, on active duty or full-time National Guard duty for operational support who are included in, and counted against, the end strength authorizations requested under subparagraphs (A) and (B) of subsection (a)(1).

“(D) A summary of the missions being performed by members identified under subparagraphs (A) and (B).”

**SEC. 417. REVISION OF VARIANCES AUTHORIZED FOR SELECTED RESERVE END STRENGTHS.**

Section 115(f)(3) of title 10, United States Code, is amended by striking “2 percent” and inserting “3 percent”.

**Subtitle C—Authorization of Appropriations**

**SEC. 421. MILITARY PERSONNEL.**

There is hereby authorized to be appropriated to the Department of Defense for military personnel for fiscal year 2008 a total of \$115,439,889,000. The authorization in the preceding sentence supersedes any other authorization of appropriations (definite or indefinite) for such purpose for fiscal year 2008.

**SEC. 422. ARMED FORCES RETIREMENT HOME.**

There is authorized to be appropriated for fiscal year 2008 from the Armed Forces Retirement Home Trust Fund the sum of \$61,624,000 for the operation of the Armed Forces Retirement Home.

**SEC. 423. OFFSETTING TRANSFERS FROM NATIONAL DEFENSE STOCKPILE TRANSACTION FUND.**

Not later than 60 days after the date of the enactment of this Act, the Secretary of Defense shall transfer \$150,000,000 from the unobligated balances of the National Defense Stockpile Transaction Fund to the Miscellaneous Receipts Fund of the United States Treasury to offset estimated costs arising from section 702 and the amendments made by such section.

**TITLE V—MILITARY PERSONNEL POLICY**

**Subtitle A—Officer Personnel Policy**

Sec. 501. Assignment of officers to designated positions of importance and responsibility.

Sec. 502. Increase in years of commissioned service threshold for discharge of probationary officers and for use of force shaping authority.

Sec. 503. Special promotion authority for Navy career military professors.

**Subtitle B—Reserve Component Matters**

Sec. 511. Mandatory separation of Reserve officers in the grade of lieutenant general or vice admiral after completion of 38 years of commissioned service.

Sec. 512. Constructive service credit upon original appointment of reserve officers in certain health care professions.

Sec. 513. Maximum period of temporary Federal recognition of person as Army National Guard officer or Air Force Reserve officer.

Sec. 514. Military technicians (dual status) in the Selected Reserve.

Sec. 515. Working group on reintegration of reserve component members returning from deployment.

Sec. 516. National Guard yellow ribbon reintegration program.

Sec. 517. Advance notice to members of reserve components of deployment in support of contingency operations.

**Subtitle C—Education and Training**

Sec. 521. Reduction or elimination of service obligation in an Army Reserve or Army National Guard troop program unit for certain persons selected as medical students at Uniformed Services University of the Health Sciences.

Sec. 522. Increase in annual limit on number of ROTC scholarships under Army Reserve and Army National Guard program.

Sec. 523. Revisions to authority to pay tuition for off-duty training or education.

Sec. 524. National Defense University master's degree programs.

Sec. 525. Recodification in title 38, United States Code, of certain educational assistance programs for members of the reserve components.

Sec. 526. Secretary of Defense evaluation of the adequacy of the degree-granting authorities of certain military universities and educational institutions.

Sec. 527. Navy Junior Reserve Officers' Training Corps unit for Southold, Mattituck, and Greenport high schools.

Sec. 528. Navy Senior Reserve Officers' Training Corps program at University of Miami, Coral Gables, Florida.

Sec. 529. Intensified efforts to publicize and award scholarships to students attending historically Black colleges and universities and Hispanic-serving institutions.

Sec. 530. Sense of Congress with respect to extension of time limitation for use of entitlement to education benefits by members of Selected Reserve and members of reserve component supporting contingency operations.

Subtitle D—General Service Authorities

Sec. 531. Authority to reduce required service obligation for initial appointment of qualified health professionals as officers in critical specialties.

Sec. 532. Reenlistment in former enlisted grade after service as an officer.

Subtitle E—Military Justice and Legal Assistance Matters

Sec. 541. Authority to designate certain civilian employees of the Federal Government as eligible for legal assistance from Department of Defense legal staff resources.

Subtitle F—Decorations and Awards

Sec. 551. Authorization and request for award of Medal of Honor to Leslie H. Sabo, Jr., for acts of valor during the Vietnam War.

Sec. 552. Authorization and request for award of Medal of Honor to Henry Svehla for acts of valor during the Korean War.

Sec. 553. Authorization and request for award of Medal of Honor to Woodrow W. Keeble for acts of valor during the Korean War.

Sec. 554. Authorization and request for award of Medal of Honor to Private Philip G. Shadrach for acts of valor during the Civil War.

Sec. 555. Authorization and request for award of Medal of Honor to Private George D. Wilson for acts of valor as one of Andrews Raiders during the Civil War.

Sec. 556. Cold War Victory Medal.

Sec. 557. Establishment of Combat Medevac Badge.

Subtitle G—Impact Aid and Defense Dependents Education System

Sec. 561. Tuition assistance for military dependents in overseas areas where schools operated by Defense Dependents' Education System are not reasonably available.

Sec. 562. Continuation of authority to assist local educational agencies that benefit dependents of members of the Armed Forces and Department of Defense civilian employees.

Subtitle H—Other Matters

Sec. 571. Extension of authority to accept gifts, devises, or bequests to benefit members of the Armed Forces, dependents, and civilian employees of the Department of Defense.

Sec. 572. Uniform performance policies for military bands and other musical units.

Sec. 573. Repeal of limitation on number of academies of Department of Defense STARBASE Program in a single State.

Sec. 574. Combat veterans mentoring program for current members of the Armed Forces.

Sec. 575. Recognition of members of the Monuments, Fine Arts, and Archives program of the Civil Affairs and Military Government Sections of the Armed Forces during and following World War II.

Sec. 576. Program to commemorate 50th anniversary of the Vietnam War.

Sec. 577. Protection of child custody arrangements for parents who are members of the Armed Forces deployed in support of a contingency operation.

Sec. 578. Limitation on simultaneous deployment to combat zones of dual-military couples who have minor dependents.

Sec. 579. Prohibition against members of the Armed Forces participating in criminal street gangs.

Sec. 580. Study of feasibility of establishing a pilot program on family-to-family support for families of members of the National Guard and Reserves undergoing deployment.

Sec. 581. Study regarding improving support services for children, infants, and toddlers of members of the National Guard and Reserve undergoing deployment.

Sec. 582. Prohibition on the unauthorized use of names and images of members of the Armed Forces.

Subtitle A—Officer Personnel Policy

SEC. 501. ASSIGNMENT OF OFFICERS TO DESIGNATED POSITIONS OF IMPORTANCE AND RESPONSIBILITY.

(a) CONTINUATION IN GRADE WHILE AWAITING ORDERS.—Section 601(b) of title 10, United States Code, is amended by striking paragraph (4) and inserting the following new paragraph:

“(4) at the discretion of the Secretary of Defense, while the officer is awaiting orders after being relieved from the position designated under subsection (a) or by law to carry one of those grades, but not for more than 60 days beginning on the day the officer is relieved from the position, unless, during such period, the officer is placed under orders to another position designated under subsection (a) or by law to carry one of those grades, in which case paragraph (2) will also apply to the officer.”

(b) CONFORMING AMENDMENT REGARDING GENERAL AND FLAG OFFICER CEILINGS.—Section 525(e) of such title is amended by striking paragraph (2) and inserting the following new paragraph:

“(2) At the discretion of the Secretary of Defense, an officer of that armed force who has been relieved from a position designated under section 601(a) of this title or by law to carry one of the grades specified in such section, but only during the 60-day period beginning on the date on which the assignment of the officer to the first position is terminated or until the officer is assigned to a second such position, whichever occurs first.”

SEC. 502. INCREASE IN YEARS OF COMMISSIONED SERVICE THRESHOLD FOR DISCHARGE OF PROBATIONARY OFFICERS AND FOR USE OF FORCE SHAPING AUTHORITY.

(a) ACTIVE-DUTY LIST OFFICERS.—

(1) EXTENDED PROBATIONARY PERIOD.—Paragraph (1)(A) of section 630 of title 10, United States Code, is amended by striking “five years” and inserting “six years”.

(2) SECTION HEADING.—The heading of such section is amended by striking “five years” and inserting “six years”.

(3) TABLE OF SECTIONS.—The item relating to such section in the table of sections at the beginning of subchapter III of chapter 36 of such title is amended to read as follows:

“630. Discharge of commissioned officers with less than six years of active commissioned service or found not qualified for promotion for first lieutenant or lieutenant (junior grade).”

(b) OFFICER FORCE SHAPING AUTHORITY.—Section 647(b)(1) of such title is amended by striking “5 years” both places it appears and inserting “six years”.

(c) RESERVE OFFICERS.—

(1) EXTENDED PROBATIONARY PERIOD.—Subsection (a)(1)(A) of section 14503 of such title is amended by striking “five years” and inserting “six years”.

(2) SECTION HEADING.—The heading of such section is amended by striking “five years” and inserting “six years”.

(3) TABLE OF SECTIONS.—The item relating to such section in the table of sections at the beginning of chapter 1407 of such title is amended to read as follows:

“14503. Discharge of officers with less than six years of commissioned service or found not qualified for promotion to first lieutenant or lieutenant (junior grade).”

SEC. 503. SPECIAL PROMOTION AUTHORITY FOR NAVY CAREER MILITARY PROFESSIONALS.

(a) REMOVAL FROM CHAPTER 36 PROMOTION PROCESS.—Paragraph (2) of section 641 of title 10, United States Code, is amended to read as follows:

“(2) The director of admissions, dean, and permanent professors at the United States Military Academy, the registrar, dean, and permanent professors at the United States Air Force Academy, and permanent professors at the United States Naval Academy.”

(b) ESTABLISHMENT OF SPECIAL PROMOTION PROCESS.—Chapter 603 of such title is amended by inserting after section 6970 the following new section:

“§ 6970a. Permanent professors: promotion

“(a) PROMOTION AUTHORITY.—An officer of the Navy or Marine Corps serving as a permanent professor at the Naval Academy in the grade of commander or lieutenant colonel may be recommended for promotion to the grade of captain or colonel, as the case may be.

“(b) ELIGIBILITY FOR PROMOTION.—An officer described in subsection (a) is not eligible for promotion under this section until after the date on which the officer completes six years of service as a permanent professor or career military professor.

“(c) ACTUAL PROMOTION.—The promotion of an officer recommended for promotion under this section is subject to appointment of the officer to the higher grade by the President, by and with the advice and consent of the Senate.”

(c) CLERICAL AMENDMENT.—The table of sections at the beginning of such chapter is amended by inserting after the item relating to section 6970 the following new item:

“6970a. Permanent professors: promotion.”

Subtitle B—Reserve Component Matters

SEC. 511. MANDATORY SEPARATION OF RESERVE OFFICERS IN THE GRADE OF LIEUTENANT GENERAL OR VICE ADMIRAL AFTER COMPLETION OF 38 YEARS OF COMMISSIONED SERVICE.

(a) MANDATORY SEPARATION.—Section 14508 of title 10, United States Code, is amended—

(1) by redesignating subsections (c), (d), and (e) as subsections (e), (f), and (g), respectively; and

(2) by inserting after subsection (b) the following new subsection (c):

“(c) THIRTY-EIGHT YEARS OF SERVICE FOR LIEUTENANT GENERALS AND VICE ADMIRALS.—Unless retired, transferred to the Retired Reserve, or discharged at an earlier date, each

reserve officer of the Army, Air Force, or Marine Corps in the grade of lieutenant general and each reserve officer of the Navy in the grade of vice admiral shall, 30 days after completion of 38 years of commissioned service, be separated in accordance with section 14514 of this title."

(b) CLERICAL AMENDMENTS.—Such section is further amended—

(1) in subsection (a), by inserting "FOR BRIGADIER GENERALS AND REAR ADMIRALS (LOWER HALF)" after "GRADE" in the subsection heading; and

(2) in subsection (b), by inserting "FOR MAJOR GENERALS AND REAR ADMIRALS" after "GRADE" in the subsection heading.

**SEC. 512. CONSTRUCTIVE SERVICE CREDIT UPON ORIGINAL APPOINTMENT OF RESERVE OFFICERS IN CERTAIN HEALTH CARE PROFESSIONS.**

(a) INCLUSION OF ADDITIONAL HEALTH CARE PROFESSIONS.—Paragraph (2) of section 12207(b) of title 10, United States Code, is amended to read as follows:

"(2)(A) If the Secretary of Defense determines that the number of officers in a health profession described in subparagraph (B) who are serving in an active status in a reserve component of the Army, Navy, or Air Force in grades below major or lieutenant commander is critically below the number needed in such health profession by such reserve component in such grades, the Secretary of Defense may authorize the Secretary of the military department concerned to credit any person who is receiving an original appointment as an officer for service in such health profession with a period of constructive credit in such amount (in addition to any amount credited such person under paragraph (1)) as will result in the grade of such person being that of captain or, in the case of the Navy Reserve, lieutenant.

"(B) The types of health professions referred to in subparagraph (A) include the following:

"(i) Any health profession performed by officers in the Medical Corps of the Army or the Navy or by officers of the Air Force designated as a medical officer.

"(ii) Any health profession performed by officers in the Dental Corps of the Army or the Navy or by officers of the Air Force designated as a dental officer.

"(iii) Any health profession performed by officers in the Medical Service Corps of the Army or the Navy or by officers of the Air Force designated as a medical service officer or biomedical sciences officer.

"(iv) Any health profession performed by officers in the Army Medical Specialist Corps.

"(v) Any health profession performed by officers of the Nurse Corps of the Army or the Navy or by officers of the Air Force designated as a nurse.

"(vi) Any health profession performed by officers in the Veterinary Corps of the Army or by officers designated as a veterinary officer."

(b) CONFORMING AMENDMENT.—Paragraph (3) of such section is amended by striking "a medical or dental officer" and inserting "officers covered by paragraph (2)".

**SEC. 513. MAXIMUM PERIOD OF TEMPORARY FEDERAL RECOGNITION OF PERSON AS ARMY NATIONAL GUARD OFFICER OR AIR FORCE RESERVE OFFICER.**

Section 308(a) of title 32, United States Code, is amended in the last sentence by striking "six months" and inserting "one year".

**SEC. 514. MILITARY TECHNICIANS (DUAL STATUS) IN THE SELECTED RESERVE.**

(a) RETENTION OF MILITARY TECHNICIANS WHO LOSE DUAL STATUS DUE TO COMBAT-RELATED DISABILITY.—Section 10216 of title 10, United States Code, is amended by inserting after subsection (f) the following new subsection:

"(g) RETENTION OF MILITARY TECHNICIANS WHO LOSE DUAL STATUS DUE TO COMBAT-RELATED DISABILITY.—(1) Notwithstanding subsection (d) of this section or subsections (a)(3) and (b) of section 10218 of this title, if a military technician (dual status) loses such dual status as the result of a combat-related disability (as defined in section 1413a of this title), the person may be retained as a non-dual status technician so long as—

"(A) the combat-related disability does not prevent the person from performing the non-dual status functions or position; and

"(B) the person, while a non-dual status technician, is not disqualified from performing the non-dual status functions or position because of performance, medical, or other reasons.

"(2) A person so retained shall be removed not later than 30 days after becoming eligible for an unreduced annuity and becoming 60 years of age.

"(3) Persons retained under the authority of this subsection do not count against the limitations of section 10217(c) of this title."

(b) TEMPORARY EMPLOYMENT AUTHORITY.—Subsection (a) of such section is amended by adding at the end the following new paragraph:

"(4) The secretary of a military department may temporarily waive the requirements of subsection (a)(1)(B) in order to fill a military technician (dual status) position while that position is vacant as a result of the mobilization of the technician normally assigned to that position under a call to active duty for a period of more than 30 days under section 12301, 12302, or 12304 of this title in support of a contingency operation. In no case may the waiver authority be used in connection with any position for more than two years. The Secretary of Defense shall prescribe regulations to carry out this paragraph."

(c) DEFERRAL OF MANDATORY SEPARATION.—Subsection (f) of such section is amended—

(1) by striking "The Secretary of the Army" and inserting "(1) The Secretary of the Army and the Secretary of the Air Force";

(2) by striking "the military technician (dual status) reaches age 60 and attains eligibility for an unreduced annuity (as defined in section 10218(c) of this title)," and inserting the following: "the military technician (dual status)—

"(A) reaches age 60 and attains eligibility for an unreduced annuity; or

"(B) attains eligibility for an unreduced annuity after age 60, but in no case may the separation be deferred for more than 30 days after the person reaches age 62."; and

(3) by adding at the end the following new paragraph:

"(2) For purposes of this subsection, the determination of whether a technician is eligible for an unreduced annuity shall be made in the manner provided by section 10218(d) of this title."

**SEC. 515. WORKING GROUP ON REINTEGRATION OF RESERVE COMPONENT MEMBERS RETURNING FROM DEPLOYMENT.**

(a) WORKING GROUP REQUIRED.—The Secretary of Defense shall establish within the Department of Defense a working group to identify and assess the reintegration needs of members of the reserve components who return from overseas operational deployment.

(b) MEMBERS.—The working group shall consist of 16 members, to be appointed by the Secretary of Defense. The Secretary shall attempt to achieve a balance of members on the working group from, at a minimum, the following:

(1) The Department of Defense.

(2) The Department of Veterans Affairs.

(3) One member each from the Army National Guard of the United States, the Army

Reserve, the Navy Reserve, the Marine Corps Reserve, the Air National Guard of the United States, and the Air Force Reserve.

(4) At least one dependent of a member of the Army National Guard or Air National Guard who has been deployed overseas.

(5) At least one dependent of a member of the Army Reserve, Navy Reserve, Marine Corps Reserve, or Air Force Reserve who has been deployed overseas.

(6) One State adjutant general.

(7) Representatives of other Federal agencies and non-Federal members, as considered appropriate by the Secretary.

(c) RESPONSIBILITIES.—The working group shall—

(1) identify and assess the needs of members of the reserve components returning from deployment in making the transition to civilian life, including members who have experienced multiple recent deployments and members who have been wounded or injured during deployment, and identify and assess the needs of the families of such members;

(2) develop recommendations on means of improving assistance to such members in meeting the needs identified in paragraph (1) on their return from deployment and in meeting the need of their families identified in paragraph (1); and

(3) assess the current transition and reintegration programs employed by the reserve components for members and their families following redeployment.

(d) ELEMENTS OF ASSESSMENT.—The assessment required by subsection (c)(3) shall include—

(1) a comparison of existing reintegration programs by service, State, or command;

(2) an analysis of participation of other Federal agencies in current programs;

(3) the costs associated with different programs;

(4) identification of best practices from existing programs; and

(5) a recommended plan for incorporating the best practices into current reserve component demobilization activities.

(e) CONSULTATION.—In carrying out its responsibilities under subsection (c), the working group shall consult with the following:

(1) Representatives of organizations that assist wounded or injured members of the reserve components.

(2) Representatives of organizations that assist family members of members of the reserve components.

(3) Representatives of such other public or private organizations and entities as the working group considers appropriate.

(f) REPORT.—

(1) REPORT REQUIRED.—Not later than 180 days after the date of the enactment of this Act, the working group shall submit to the Secretary of Defense and Congress a report on its activities under subsection (c).

(2) ELEMENTS.—The report shall include the following:

(A) The results of the identifications and assessments required under subsection (c).

(B) The recommendations developed under subsection (c)(2), including recommendations regarding the following:

(i) The provision of outreach and assistance to members of the reserve components returning from deployment and the provision of outreach and assistance to their families.

(ii) The improvement of collaboration between the public and private sectors in order to ensure the successful transition of such members and their families upon the return of such members from deployment.

(3) AVAILABILITY TO PUBLIC.—The Secretary shall take appropriate actions to make the report available to the public, including through the internet web site of the Department of Defense.

**SEC. 516. NATIONAL GUARD YELLOW RIBBON RE-INTEGRATION PROGRAM.**

(a) **ESTABLISHMENT.**—The Secretary of Defense, in coordination with the Chief of the National Guard Bureau, shall establish a national combat veteran reintegration program to provide National Guard members and their families with sufficient information, services, referral, and proactive outreach opportunities throughout the entire deployment cycle. This program shall be known as the Yellow Ribbon Reintegration Program. The Secretary may also use funds made available to carry out this section to support reintegration programs for members of the Army Reserve, Marine Corps Reserve, Navy Reserve, and Air Force Reserve and their families.

(b) **PURPOSE.**—The Yellow Ribbon Reintegration Program shall consist of informational events and activities for reserve component members, their families, and community members through the four phases of the deployment cycle:

- (1) Pre-deployment.
- (2) Deployment.
- (3) Demobilization.
- (4) Post-deployment-reconstitution.

(c) **CONSULTATION.**—The National Guard Bureau Chief shall consult with the following parties during establishment of the program:

(1) The Adjutant General of the Minnesota National Guard and officials associated with the State's "Beyond the Yellow Ribbon" Reintegration Program, the Adjutant General of New Hampshire, the Adjutant General of Oregon, and the Adjutant General of Washington.

(2) Adjutants General of the remaining States and territories.

(d) **ORGANIZATION.**—

(1) **EXECUTIVE AGENT.**—The Secretary shall designate the National Guard Bureau as the Department of Defense executive agent for the Yellow Ribbon Reintegration Program.

(2) **ESTABLISHMENT OF THE OFFICE FOR RE-INTEGRATION PROGRAMS.**—

(A) **IN GENERAL.**—The National Guard Bureau shall establish the Office for Reintegration Programs within the National Guard Bureau Joint Staff. This office shall administer all reintegration programs in coordination with State National Guard organizations. The office shall be responsible for coordination with existing National Guard family and support programs. The Directors of the Army National Guard and Air National Guard may appoint liaison officers to work with the permanent office staff. The office shall closely coordinate with the Army National Guard and Air National Guard Directorates for Manpower and Personnel with respect to existing family support structure, mobilization schedules, training schedules, training plans and programs, and any other personnel issues.

(B) **ESTABLISHMENT OF A CENTER FOR EXCELLENCE IN REINTEGRATION.**—The Office for Reintegration Programs shall establish a Center for Excellence in Reintegration within the office. The Center shall collect and analyze "lessons learned" and suggestions from State National Guard organizations with existing or developing reintegration programs. The Center shall also assist in developing training aids and briefing materials and training representatives from State National Guard organizations. Representatives from State National Guard organizations with successful reintegration programs may augment the Office staff.

(3) **ADVISORY BOARD.**—

(A) **APPOINTMENT.**—The Chief of the National Guard Bureau shall appoint an advisory board to analyze and report areas of success and areas for necessary improvements. The advisory board shall include, but is not limited to, the Director of the Army

National Guard, the Director of the Air National Guard, the Assistant Secretary of Defense for Reserve Affairs, an Adjutant General on a rotational basis as determined by the Chief of the National Guard Bureau, the Director of the National Guard Bureau Manpower and Personnel Directorate (J-1), and any other Department of Defense, Federal Government agency, or outside organization as determined by the Chief of the National Guard Bureau. The members of the advisory board may designate representatives in their stead.

(B) **SCHEDULE.**—The advisory board shall meet on a schedule as determined by the Chief of the National Guard Bureau.

(C) **INITIAL REPORTING REQUIREMENT.**—The advisory board shall issue internal reports as necessary and shall submit an initial report to the Committees on Armed Services not later than 180 days after the end of a one-year period from establishment of the Office for Reintegration Programs. This report shall contain—

(i) an evaluation of the reintegration program's implementation by State National Guard organizations;

(ii) an assessment of any unmet resource requirements;

(iii) an assessment of the reintegration program's further inclusion of other reserve component members and the necessity for further expansion to incorporate all the reserve components; and

(iv) recommendations regarding closer coordination between the Office of Reintegration Programs and State National Guard organizations.

(D) **ANNUAL REPORTS.**—The advisory board shall submit annual reports to the Committees on Armed Services of the Senate and House of Representatives following the initial report by the first week in March of subsequent years following the initial report.

(4) **STATE DEPLOYMENT CYCLE SUPPORT TEAMS.**—The Office for Reintegration Programs shall employ personnel to administer the Yellow Ribbon Reintegration Program at the State level. The Chief of the National Guard Bureau shall assign State Deployment Cycle Support Team members based on State need, geographical dispersion, and military population. The Office for Reintegration Programs is encouraged to employ wounded service members and returning combat veterans whenever possible. The primary function of team members shall be—

(A) developing and managing the reintegration curriculum;

(B) contracting and recruiting for necessary service providers; and

(C) ensuring that providers' skills adapt to the unique military nature of the reintegration program.

(e) **PROGRAM.**—

(1) **IN GENERAL.**—The Office for Reintegration Programs shall analyze the demographics, placement of State Family Assistance Centers (FAC), and FAC resources before a mobilization alert is issued to affected State National Guard organizations. The Office of Reintegration Programs shall consult with affected State National Guard organizations following the issuance of a mobilization alert and implement the reintegration events in accordance with the Reintegration Program phase model.

(2) **PRE-DEPLOYMENT PHASE.**—The pre-deployment phase shall constitute the time from first notification of mobilization until deployment of the mobilized National Guard unit. Events and activities shall focus on providing education and ensuring the readiness of service members, families, and communities for the rigors of a combat deployment.

(3) **DEPLOYMENT PHASE.**—The deployment phase shall constitute the period from deployment of the mobilized National Guard

unit until the unit arrives at a demobilization station inside the continental United States. Events and services provided shall focus on the challenges and stress associated with separation and having a member in a combat zone. Information sessions shall utilize State National Guard resources in coordination with the Employer Support of Guard and Reserve Office, Transition Assistance Advisors, and the State Family Programs Director.

(4) **DEMobilIZATION PHASE.**—

(A) **IN GENERAL.**—The demobilization phase shall constitute the period from arrival of the National Guard unit at the demobilization station until its departure for home station. In the interest of returning members as soon as possible to their home stations, reintegration briefings during the demobilization phase shall be minimized. State Deployment Cycle Support Teams are encouraged, however, to assist demobilizing members in enrolling in the Department of Veterans Affairs system using form 1010EZ during the Demobilization Phase. State Deployment Cycle Support Teams may provide other events from the initial reintegration activity as determined by the State National Guard organizations. Remaining events shall be conducted during the post-deployment-reconstitution phase.

(B) **INITIAL REINTEGRATION ACTIVITY.**—The purpose of this reintegration program is to educate service members about the resources that are available to them and to connect members to service providers who can assist them in overcoming the challenges of reintegration.

(5) **POST-DEPLOYMENT-RECONSTITUTION PHASE.**—

(A) **IN GENERAL.**—The post-deployment-reconstitution phase shall constitute the period from arrival at home station until 180 days following demobilization. Activities and services provided shall focus on reconnecting service members with their families and communities and providing resources and information necessary for successful reintegration. Reintegration events shall begin with elements of the Initial Reintegration Activity program that were not completed during the demobilization phase.

(B) **30-DAY, 60-DAY, AND 90-DAY REINTEGRATION ACTIVITIES.**—The State National Guard organizations shall hold reintegration activities at the 30-day, 60-day, and 90-day interval following demobilization. These activities shall focus on reconnecting service members and family members with the service providers from initial reintegration activity to ensure service members and their families understand what benefits they are entitled to and what resources are available to help them overcome the challenges of reintegration. The reintegration activities shall also provide a forum for service members and families to address negative behaviors related to combat stress and transition.

(C) **SERVICE MEMBER PAY.**—Service members shall receive appropriate pay for days spent attending the Reintegration Activities at the 30-day, 60-day, and 90-day interval.

(D) **MONTHLY INDIVIDUAL REINTEGRATION PROGRAM.**—The Office for Reintegration Programs, in coordination with State National Guard organizations, shall offer a monthly reintegration program for individual service members released from active duty or formerly in a medical hold status. The program shall focus on the special needs of this service member subset and the Office for Reintegration Programs shall develop an appropriate program of services and information.

(f) **FUNDING INCREASE AND OFFSETTING REDUCTION.**—

(1) **FUNDING.**—The amount otherwise provided by section 421 for the Army National Guard military personnel account is hereby

increased by \$50,000,000 to provide funds to carry out this section.

(2) OFFSETTING REDUCTION.—The amount otherwise provided by section 1507(4) for research, development, test, and evaluation for the Air Force is hereby reduced by \$50,000,000, to be derived from the JSTARS program.

**SEC. 517. ADVANCE NOTICE TO MEMBERS OF RESERVE COMPONENTS OF DEPLOYMENT IN SUPPORT OF CONTINGENCY OPERATIONS.**

(a) ADVANCE NOTICE REQUIRED.—The Secretary of Defense shall ensure that a member of a reserve component who will be called or ordered to active duty for a period of more than 30 days in support of a contingency operation (as defined in section 101(a)(13) of title 10, United States Code) receives notice in advance of the mobilization date. At a minimum the notice shall be provided not less than 30 days before the mobilization date, but with a goal of 90 days before the mobilization date.

(b) REDUCTION OR WAIVER OF NOTICE REQUIREMENT.—The Secretary of Defense may waive the requirement of subsection (a), or authorize shorter notice than the minimum specified in such subsection, during a war or national emergency declared by the President or Congress or to meet mission requirements. If the waiver or reduction is made on account of mission requirements, the Secretary shall submit to Congress a report detailing the reasons for the waiver or reduction and the mission requirements at issue.

**Subtitle C—Education and Training**

**SEC. 521. REDUCTION OR ELIMINATION OF SERVICE OBLIGATION IN AN ARMY RESERVE OR ARMY NATIONAL GUARD TROOP PROGRAM UNIT FOR CERTAIN PERSONS SELECTED AS MEDICAL STUDENTS AT UNIFORMED SERVICES UNIVERSITY OF THE HEALTH SCIENCES.**

Paragraph (3) of section 2107a(b) of title 10, United States Code, is amended to read as follows:

“(3)(A) Subject to subparagraph (C), in the case of a person described in subparagraph (B), the Secretary may, at any time and with the consent of the person, modify an agreement described in paragraph (1)(F) submitted by the person for the purpose of reducing or eliminating the troop program unit service obligation specified in the agreement and to establish, in lieu of that obligation, an active duty service obligation.

“(B) Subparagraph (A) applies with respect to the following persons:

“(i) A cadet under this section at a military junior college.

“(ii) A cadet or former cadet under this section who is selected under section 2114 of this title to be a medical student at the Uniformed Services University of the Health Sciences.

“(iii) A cadet or former cadet under this section who signs an agreement under section 2122 of this title for participation in the Armed Forces Health Professions Scholarship and Financial Assistance program.

“(C) The modification of an agreement described in paragraph (1)(F) may be made only if the Secretary determines that it is in the best interests of the United States to do so.”

**SEC. 522. INCREASE IN ANNUAL LIMIT ON NUMBER OF ROTC SCHOLARSHIPS UNDER ARMY RESERVE AND ARMY NATIONAL GUARD PROGRAM.**

Subsection (h) of section 2107a of title 10, United States Code, is amended by striking “416” and inserting “424”.

**SEC. 523. REVISIONS TO AUTHORITY TO PAY TUITION FOR OFF-DUTY TRAINING OR EDUCATION.**

(a) INCLUSION OF COAST GUARD.—Section 2007(a) of title 10, United States Code, is amended by striking “Subject to subsection

(b), the Secretary of a military department” and inserting “Subject to subsections (b) and (c), the Secretary concerned”.

(b) COMMISSIONED OFFICERS ON ACTIVE DUTY.—Section 2007(b) of title 10, United States Code, is amended—

(1) in paragraph (1)—

(A) by inserting after “commissioned officer on active duty” the following: “(other than a member of the Ready Reserve)”;

(B) by striking “the Secretary of the military department concerned” and inserting “the Secretary concerned”; and

(C) by striking “or full-time National Guard duty” both places it appears; and

(2) in paragraph (2)—

(A) in the matter preceding subparagraph (A), by striking “the Secretary of the military department” and inserting “the Secretary concerned”;

(B) in subparagraph (B), by inserting after “active duty service” the following: “for which the officer was ordered to active duty”; and

(C) in subparagraph (C), by striking “Secretary” and inserting “Secretary concerned”.

(c) AUTHORITY TO PAY TUITION ASSISTANCE TO MEMBERS OF THE READY RESERVE.—Section 2007(c) of title 10, United States Code, is amended to read as follows:

“(c) In the case of a member of the Ready Reserve, the following provisions apply:

“(1) If the member is an officer of the Selected Reserve, or of the Ready Reserve but not of the Selected Reserve, the Secretary concerned may not pay charges under subsection (a) unless the officer agrees to remain a member of the Selected Reserve or of the Ready Reserve (as applicable) for at least four years after completion of the education or training for which the charges are paid.

“(2) If the member is an enlisted member in the Selected Reserve, or in the Ready Reserve but not in the Selected Reserve, the Secretary concerned may order the member to serve, after completion of the education or training for which the charges are paid, in the Selected Reserve or in the Ready Reserve (as applicable) for such period of time as the Secretary concerned prescribes, but not for more than four years.

“(3) In addition, if the member is a member of the Individual Ready Reserve, the Secretary concerned may not pay charges under subsection (a) unless the Secretary concerned, based upon the needs of the service and the military skills or specialties of the member, selects the member for participation under this section. The Secretary concerned shall designate the military skills or specialties of members to be eligible for selection under this section.”

(d) CONFORMING AMENDMENT.—Section 2007 of title 10, United States Code, is further amended—

(1) by striking subsection (d); and

(2) by redesignating subsections (e) and (f) as subsections (d) and (e), respectively.

(e) REPAYMENT.—Subsection (e) of such section, as so redesignated by subsection (d), is amended—

(1) by striking “an officer” and inserting “a member”;

(2) by striking “subsection (b)” and inserting “this section”;

(3) by striking “of active duty”; and

(4) by striking “the officer” and inserting “the member”.

(f) REGULATIONS.—Such section is further amended by adding at the end the following new subsection:

“(f) This section shall be administered under regulations prescribed by the Secretary of Defense or, with respect to the Coast Guard when it is not operating as a service in the Navy, the Secretary of Homeland Security.”

(g) STUDY.—

(1) IN GENERAL.—The Secretary of Defense shall carry out a study on the tuition assistance program carried out under section 2007 of title 10, United States Code. The study shall—

(A) identify the number of service members eligible for assistance under the program, and the number who actually receive the assistance;

(B) assess the extent to which the program affects retention rates; and

(C) assess the extent to which State tuition assistance programs affects retention rates in those States.

(2) REPORT.—Not later than 9 months after the date of the enactment of this Act, the Secretary shall submit to the Committee on Armed Services of the Senate and the Committee on Armed Services of the House of Representatives a report on the results of the study.

**SEC. 524. NATIONAL DEFENSE UNIVERSITY MASTER'S DEGREE PROGRAMS.**

(a) IN GENERAL.—Section 2163 of title 10, United States Code, is amended—

(1) by striking the heading and inserting the following:

“§ 2163. National Defense University: master's degree programs”;

(2) in subsection (a), by inserting after “master of science” the following: “or master of arts”; and

(3) in subsection (b), by adding at the end the following new paragraph:

“(4) MASTER OF ARTS IN STRATEGIC SECURITY STUDIES.—The degree of master of arts in strategic security studies, to graduates of the University who fulfill the requirements of the program at the School for National Security Executive Education.”

(b) CLERICAL AMENDMENT.—The table of sections at the beginning of chapter 108 of such title is amended by striking the item relating to section 2163 and inserting the following new item:

“2163. National Defense University: master's degree programs.”

(c) APPLICABILITY TO 2006-2007 GRADUATES.—Paragraph (4) of section 2163(b) of title 10, United States Code (as added by subsection (a) of this section), applies to any person who becomes a graduate on or after September 6, 2006.

**SEC. 525. RECODIFICATION IN TITLE 38, UNITED STATES CODE, OF CERTAIN EDUCATIONAL ASSISTANCE PROGRAMS FOR MEMBERS OF THE RESERVE COMPONENTS.**

(a) IN GENERAL.—Part III of title 38, United States Code, is amended by inserting after chapter 32 the following new chapter:

**“CHAPTER 33—EDUCATIONAL ASSISTANCE FOR MEMBERS OF THE RESERVE COMPONENTS**

**“SUBCHAPTER I—MEMBERS OF THE SELECTED RESERVE**

“Sec.

“3301. Educational assistance program: establishment; amount.

“3302. Eligibility for educational assistance.

“3303. Time limitation for use of entitlement.

“3304. Termination of assistance.

“3305. Failure to participate satisfactorily; penalties.

“3306. Administration of program

“3307. Reports to Congress.

**“SUBCHAPTER II—RESERVE COMPONENT MEMBERS SUPPORTING CONTINGENCY OPERATIONS AND CERTAIN OTHER OPERATIONS**

“3321. Purpose.

“3322. Educational assistance program.

“3323. Eligibility for educational assistance.

“3324. Time limitation for use of entitlement.

“3325. Termination of assistance.

“3326. Administration of program.

“SUBCHAPTER I—MEMBERS OF THE  
SELECTED RESERVE

“§ 3301. Educational assistance program: es-  
tablishment; amount

“(a) ESTABLISHMENT.—To encourage membership in units of the Selected Reserve of the Ready Reserve, the Secretary of Veterans Affairs, shall establish and maintain a program to provide educational assistance to members of the Selected Reserve of the Ready Reserve of the Armed Forces. The Secretary of each military department shall, under regulations prescribed by the Secretary of Defense, provide to individuals who meet the eligibility requirements under section 3302 of this title the opportunity to receive educational assistance under this subchapter and shall maintain a program to increase the rate of educational assistance under this subchapter in accordance with subsection (i).

“(b) AMOUNT OF PAYMENT.—(1) Each educational assistance program established under subsection (a) shall provide for payment by the Secretary of Veterans Affairs of an educational assistance allowance to each person entitled to educational assistance under this subchapter who is pursuing a program of education. Except as provided in subsections (d) through (f), the educational assistance allowance shall be paid at the rates in effect under the former chapter 1606 of title 10, as in effect immediately before the date of the enactment of the National Defense Authorization Act for Fiscal Year 2008, as increased under paragraph (3).

“(2) For each month of less than half-time pursuit of a program of education, educational assistance under this subchapter shall be paid at a rate of 25 percent of the amount payable for a month of full-time pursuit of a program of education, except that no payment may be made to a person for less than half-time pursuit if tuition assistance is otherwise available to the person for such pursuit from the military department concerned.

“(3) With respect to any fiscal year, the Secretary shall provide a percentage increase (rounded to the nearest dollar) in the rates payable under subparagraphs (A), (B), and (C) of paragraph (1) equal to the percentage by which—

“(A) the Consumer Price Index (all items, United States city average) for the 12-month period ending on the June 30 preceding the beginning of the fiscal year for which the increase is made, exceeds

“(B) such Consumer Price Index for the 12-month period preceding the 12-month period described in subparagraph (A).

“(c) APPROVED PROGRAMS OF EDUCATION; MAXIMUM MONTHS OF ASSISTANCE.—(1) Educational assistance may be provided under this subchapter for pursuit of any program of education that is an approved program of education for purposes of chapter 30 of this title.

“(2) Subject to section 3695 of this title, the maximum number of months of educational assistance that may be provided to any person under this subchapter is 36 (or the equivalent thereof in part-time educational assistance).

“(3)(A) Notwithstanding any other provision of this subchapter or chapter 36 of this title, any payment of an educational assistance allowance described in subparagraph (B) of this paragraph shall not—

“(i) be charged against the entitlement of any individual under this subchapter; or

“(ii) be counted toward the aggregate period for which section 3695 of this title limits an individual's receipt of assistance.

“(B) The payment of the educational assistance allowance referred to in subparagraph (A) of this paragraph is the payment of such an allowance to the individual for pur-

suit of a course or courses under this subchapter if the Secretary of Veterans Affairs finds that the individual—

“(i) had to discontinue such course pursuit as a result of being ordered to serve on active duty under section 12301(a), 12301(d), 12301(g), 12302, or 12304 of title 10; and

“(ii) failed to receive credit or training time toward completion of the individual's approved educational, professional, or vocational objective as a result of having to discontinue, as described in clause (i), the individual's course pursuit.

“(C) The period for which, by reason of this subsection, an educational assistance allowance is not charged against entitlement or counted toward the applicable aggregate period under section 3695 of this title shall not exceed the portion of the period of enrollment in the course or courses for which the individual failed to receive credit or with respect to which the individual lost training time, as determined under subparagraph (B)(ii).

“(d) PROGRAMS OF APPRENTICESHIP.—(1) Except as provided in paragraph (2), the amount of the monthly educational assistance allowance payable to a person pursuing a full-time program of apprenticeship or other on-the-job training under this subchapter is—

“(A) for each of the first six months of the person's pursuit of such program, 75 percent of the monthly educational assistance allowance otherwise payable to such person under this subchapter;

“(B) for each of the second six months of the person's pursuit of such program, 55 percent of such monthly educational assistance allowance; and

“(C) for each of the months following the first 12 months of the person's pursuit of such program, 35 percent of such monthly educational assistance allowance.

“(2) In any month in which any person pursuing a program of education consisting of a program of apprenticeship or other on-the-job training fails to complete 120 hours of training, the amount of the monthly educational assistance allowance payable under this subchapter to the person shall be limited to the same proportion of the applicable full-time rate as the number of hours worked during such month, rounded to the nearest 8 hours, bears to 120 hours.

“(3)(A) Except as provided in subparagraph (B), for each month that such person is paid a monthly educational assistance allowance under this subchapter, the person's entitlement under this subchapter shall be charged at the rate of—

“(i) 75 percent of a month in the case of payments made in accordance with paragraph (1)(A);

“(ii) 55 percent of a month in the case of payments made in accordance with paragraph (1)(B); and

“(iii) 35 percent of a month in the case of payments made in accordance with paragraph (1)(C).

“(B) Any such charge to the entitlement shall be reduced proportionately in accordance with the reduction in payment under paragraph (2).

“(e) CORRESPONDENCE COURSES.—(1)(A) The amount of the educational assistance allowance payable under this subchapter to a person who enters into an agreement to pursue, and is pursuing, a program of education exclusively by correspondence is an amount equal to 55 percent of the established charge which the institution requires nonveterans to pay for the course or courses pursued by such person.

“(B) For purposes of subparagraph (A), the term ‘established charge’ means the lesser of—

“(i) the charge for the course or courses determined on the basis of the lowest extended

time payment plan offered by the institution and approved by the appropriate State approving agency; or

“(ii) the actual charge to the person for such course or courses.

“(C) Such allowance shall be paid quarterly on a pro rata basis for the lessons completed by the person and serviced by the institution.

“(2) In each case in which the amount of educational assistance is determined under paragraph (1), the period of entitlement of the person concerned shall be charged with one month for each amount equal to the amount of the monthly rate payable under subsection (b)(1)(A) for the fiscal year concerned which is paid to the individual as an educational assistance allowance.

“(f) FLIGHT TRAINING.—(1) The Secretary of Veterans Affairs may approve the pursuit of flight training (in addition to a course of flight training that may be approved under section 3680A(b) of this title) by an individual entitled to educational assistance under this subchapter if—

“(A) such training is generally accepted as necessary for the attainment of a recognized vocational objective in the field of aviation;

“(B) the individual possesses a valid private pilot certificate and meets, on the day the individual begins a course of flight training, the medical requirements necessary for a commercial pilot certificate; and

“(C) the flight school courses meet Federal Aviation Administration standards for such courses and are approved by the Federal Aviation Administration and the State approving agency.

“(2) Each individual who is pursuing a program of education consisting exclusively of flight training approved as meeting the requirements of paragraph (1) shall be paid an educational assistance allowance under this subchapter in the amount equal to 60 percent of the established charges for tuition and fees which similarly circumstanced nonveterans enrolled in the same flight course are required to pay.

“(3) No educational assistance allowance may be paid under this subchapter to an individual for any month during which such individual is pursuing a program of education consisting exclusively of flight training until the Secretary has received from that individual and the institution providing such training a certification of the flight training received by the individual during that month and the tuition and other fees charged for that training.

“(4) The period of entitlement of an individual pursuing a program of education described in paragraph (1) shall be charged with one month for each amount equal to the amount of the monthly rate payable under subsection (b)(1)(A) for the fiscal year concerned which is paid to that individual as an educational assistance allowance for such program.

“(5) The number of solo flying hours for which an individual may be paid an educational assistance allowance under this subsection may not exceed the minimum number of solo flying hours required by the Federal Aviation Administration for the flight rating or certification which is the goal of the individual's flight training.

“(g) INDIVIDUALIZED TUTORIAL ASSISTANCE.—(1)(A) Subject to subparagraph (B), the Secretary of Veterans Affairs shall approve individualized tutorial assistance for any person entitled to educational assistance under this subchapter who—

“(i) is enrolled in and pursuing a postsecondary course of education on a half-time or more basis at an educational institution; and

“(ii) has a deficiency in a subject required as a part of, or which is prerequisite to, or which is indispensable to the satisfactory pursuit of, the program of education.



“(B) The Secretary of Veterans Affairs shall not approve individualized tutorial assistance for a person pursuing a program of education under this paragraph unless such assistance is necessary for the person to successfully complete the program of education.

“(2)(A) Subject to subparagraph (B), the Secretary of Veterans Affairs shall pay to a person receiving individualized tutorial assistance pursuant to paragraph (1) a tutorial assistance allowance. The amount of the allowance payable under this paragraph may not exceed \$100 for any month, nor aggregate more than \$1,200. The amount of the allowance paid under this paragraph shall be in addition to the amount of educational assistance allowance payable to a person under this subchapter.

“(B) A tutorial assistance allowance may not be paid to a person under this paragraph until the educational institution at which the person is enrolled certifies that—

“(i) the individualized tutorial assistance is essential to correct a deficiency of the person in a subject required as a part of, or which is prerequisite to, or which is indispensable to the satisfactory pursuit of, an approved program of education;

“(ii) the tutor chosen to perform such assistance is qualified to provide such assistance and is not the person's parent, spouse, child (whether or not married or over eighteen years of age), brother, or sister; and

“(iii) the charges for such assistance do not exceed the customary charges for such tutorial assistance.

“(3)(A) A person's period of entitlement to educational assistance under this subchapter shall be charged only with respect to the amount of tutorial assistance paid to the person under this subsection in excess of \$600.

“(B) A person's period of entitlement to educational assistance under this subchapter shall be charged at the rate of one month for each amount of assistance paid to the individual under this section in excess of \$600 that is equal to the amount of the monthly educational assistance allowance which the person is otherwise eligible to receive for full-time pursuit of an institutional course under this subchapter.

“(h) COURSES BEYOND BACCALAUREATE DEGREE.—A program of education in a course of instruction beyond the baccalaureate degree level shall be provided under this subchapter, subject to the availability of appropriations.

“(i) SPECIAL SKILLS.—(1) In the case of a person who has a skill or specialty designated by the Secretary of the military department concerned as a skill or specialty in which there is a critical shortage of personnel or for which it is difficult to recruit or, in the case of critical units, retain personnel, the Secretary of the military department concerned may increase the rate of the educational assistance allowance applicable to that person to such rate in excess of the rate prescribed under subparagraphs (A) through (D) of subsection (b)(1) as the Secretary of Defense considers appropriate, but the amount of any such increase may not exceed \$350 per month.

“(2) In the case of a person who has a skill or specialty designated by the Secretary of the military department concerned as a skill or specialty in which there is a critical shortage of personnel or for which it is difficult to recruit or, in the case of critical units, retain personnel, who is eligible for educational benefits under chapter 30 (other than section 3012) of this title and who meets the eligibility criteria specified in subparagraphs (A) and (B) of section 3302(a)(1) of this title, the Secretary of the military department concerned may increase the rate of the educational assistance allowance applicable to that person to such rate in excess of the rate prescribed under section 3015 of this

title as the Secretary of Defense considers appropriate, but the amount of any such increase may not exceed \$350 per month.

“(3) The authority provided by paragraphs (1) and (2) shall be exercised by the Secretaries of the military departments under regulations prescribed by the Secretary of Defense.

“(j) LICENSING AND CERTIFICATION.—(1) Subject to paragraph (3), the amount of educational assistance payable under this subchapter for a licensing or certification test described in section 3452(b) of this title is the lesser of \$2,000 or the fee charged for the test.

“(2) The number of months of entitlement charged in the case of any individual for such licensing or certification test is equal to the number (including any fraction) determined by dividing the total amount of educational assistance paid such individual for such test by the full-time monthly institutional rate of educational assistance which, but for paragraph (1), such individual would otherwise be paid under subsection (b).

“(3) In no event shall payment of educational assistance under this subsection for such a test exceed the amount of the individual's available entitlement under this subchapter.

#### “§ 3302. Eligibility for educational assistance

“(a) ELIGIBILITY.—A person who—

“(1) after June 30, 1985—

“(A) enlists, reenlists, or extends an enlistment as a Reserve for service in the Selected Reserve for a period of not less than six years; or

“(B) is appointed as, or is serving as, a reserve officer and agrees to serve in the Selected Reserve for a period of not less than six years in addition to any other period of obligated service in the Selected Reserve to which the person may be subject; and

“(2) before applying for benefits under this section, has completed the requirements of a secondary school diploma (or an equivalency certificate);

is entitled to educational assistance under section 3301 of this title.

“(b) ACTIVE DUTY FOR TRAINING REQUIRED.—Educational assistance may not be provided to a member under this subchapter until the member has completed the initial period of active duty for training required of the member.

“(c) NOTIFICATION.—Each person who becomes entitled to educational assistance under subsection (a) shall at the time the person becomes so entitled be given a statement in writing summarizing the provisions of this subchapter and stating clearly and prominently the substance of sections 3304 and 3305 of this title as such sections may apply to the person. At the request of the Secretary of Veterans Affairs, the Secretary of Defense shall transmit a notice of entitlement for each such person to that Secretary.

“(d) BAR FROM DUAL ELIGIBILITY.—A person who serves in the Selected Reserve may not receive credit for such service under both the program established by chapter 30 of this title and the program established by this subchapter but shall elect (in such form and manner as the Secretary of Veterans Affairs may prescribe) the program to which such service is to be credited. However, a person may not receive credit under the program established by this subchapter for service (in any grade) on full-time active duty or full-time National Guard duty for the purpose of organizing, administering, recruiting, instructing, or training the reserve components in a position which is included in the end strength required to be authorized each year by section 115(a)(1)(B) of title 10.

#### “§ 3303. Time limitation for use of entitlement

“(a) TIME LIMITATION.—Except as provided in subsection (b), the period during which a person entitled to educational assistance

under this subchapter may use such person's entitlement expires: (1) at the end of the 14-year period beginning on the date on which such person becomes entitled to such assistance; or (2) on the date the person is separated from the Selected Reserve, whichever occurs first.

“(b) EXCEPTIONS.—(1) In the case of a person—

“(A) who is separated from the Selected Reserve because of a disability which was not the result of the individual's own willful misconduct incurred on or after the date on which such person became entitled to educational assistance under this subchapter; or

“(B) who, on or after the date on which such person became entitled to educational assistance under this subchapter ceases to be a member of the Selected Reserve during the period beginning on October 1, 1991, and ending on December 31, 2001, by reason of the inactivation of the person's unit of assignment or by reason of involuntarily ceasing to be designated as a member of the Selected Reserve pursuant to section 10143(a) of title 10, the period for using entitlement prescribed by subsection (a) shall be determined without regard to clause (2) of such subsection.

“(2) The provisions of section 3031(f) of this title shall apply to the period of entitlement prescribed by subsection (a).

“(3) The provisions of section 3031(d) of this title shall apply to the period of entitlement prescribed by subsection (a) in the case of a disability incurred in or aggravated by service in the Selected Reserve.

“(4) In the case of a member of the Selected Reserve of the Ready Reserve who serves on active duty pursuant to an order to active duty issued under section 12301(a), 12301(d), 12301(g), 12302, or 12304 of title 10—

“(A) the period of such active duty service plus four months shall not be considered in determining the expiration date applicable to such member under subsection (a); and

“(B) the member may not be considered to have been separated from the Selected Reserve for the purposes of clause (2) of such subsection by reason of the commencement of such active duty service.

#### “§ 3304. Termination of assistance

“Educational assistance may not be provided under this subchapter—

“(1) to a member receiving financial assistance under section 2107 of title 10 as a member of the Senior Reserve Officers' Training Corps program; or

“(2) to a member who fails to participate satisfactorily in required training as a member of the Selected Reserve.

#### “§ 3305. Failure to participate satisfactorily; penalties

“(a) PENALTIES.—At the option of the Secretary of the military department concerned, in consultation with the Secretary of Veterans Affairs, a member of the Selected Reserve of an armed force who does not participate satisfactorily in required training as a member of the Selected Reserve during a term of enlistment or other period of obligated service that created entitlement of the member to educational assistance under this subchapter, and during which the member has received such assistance, may—

“(1) be ordered to active duty for a period of two years or the period of obligated service the person has remaining under section 3302 of this title, whichever is less; or

“(2) be subject to repayment requirements prescribed by the Secretary of Veterans Affairs that are similar to the repayment provisions under section 303a(e) of title 37.

“(b) COLLECTION OF FUNDS.—The Secretary of Veterans Affairs shall collect any amount required to be repaid under subsection (a)(2).

“(c) EFFECT OF REPAYMENT.—Any repayment under subsection (a)(2) shall not affect the period of obligation of a member to serve as a Reserve in the Selected Reserve.

**“§ 3306. Administration of program**

“(a) PAYMENTS.—(1) Except as provided under paragraph (2), payments for educational assistance under this subchapter shall be made from funds appropriated or otherwise made available to the Department of Veterans Affairs for fiscal year 2009 or any subsequent fiscal year for the payment of readjustment benefits.

“(2) Payments for increases in rates of educational assistance under section 3301(i) shall be made from amounts in the Department of Defense Education Benefits Fund under section 2006 of title 10. Amounts for such payments shall be made available to the Secretary in accordance with the provisions of section 2006(d) of title 10.

“(b) PROGRAM MANAGEMENT.—Except as otherwise provided in this subchapter, the provisions of sections 3470, 3471, 3474, 3476, 3482(g), 3483, and 3485 of this title and the provisions of subchapters I and II of chapter 36 of this title (with the exception of sections 3686(a) and 3687) shall be applicable to the provision of educational assistance under this subchapter. The term ‘eligible veteran’ and the term ‘person’, as used in those provisions, shall be deemed for the purpose of the application of those provisions to this subchapter to refer to a person eligible for educational assistance under this subchapter.

“(c) APPLICATION OF BENEFITS.—The Secretary of Veterans Affairs may not make a distinction in the application of educational assistance benefits under this subchapter on the basis of whether a person who is eligible for educational assistance under this subchapter first became so eligible under former chapter 1606 of title 10, as in effect immediately on September 30, 2008.

**“§ 3307. Biennial report to Congress**

“The Secretary of Veterans Affairs, in coordination with the Secretary of Defense, shall submit to Congress a report not later than March 1 of each odd-numbered year concerning the operation of the educational assistance program established by this subchapter during the preceding two fiscal years. Each such report shall include the number of members of the Selected Reserve of the Ready Reserve of each armed force receiving, and the number entitled to receive, educational assistance under this subchapter during those fiscal years. The Secretary may submit the report more frequently and adjust the period covered by the report accordingly.

**“SUBCHAPTER II—RESERVE COMPONENT MEMBERS SUPPORTING CONTINGENCY OPERATIONS AND CERTAIN OTHER OPERATIONS****“§ 3321. Purpose**

“The purpose of this subchapter is to provide educational assistance to members of the reserve components called or ordered to active service in response to a war or national emergency declared by the President or Congress, in recognition of the sacrifices that those members make in answering the call to duty.

**“§ 3322. Educational assistance program**

“(a) PROGRAM ESTABLISHMENT.—The Secretary of Veterans Affairs, shall establish and maintain a program as prescribed in this subchapter to provide educational assistance to members of the Ready Reserve of the Armed Forces. The Secretary of each military department shall, under regulations prescribed by the Secretary of Defense, provide to individuals who meet the eligibility requirements under section 3323 of this title the opportunity to receive educational assistance under this subchapter.

“(b) AUTHORIZED EDUCATION PROGRAMS.—Educational assistance may be provided under this subchapter for pursuit of any program of education that is an approved pro-

gram of education for purposes of chapter 30 of this title.

“(c) BENEFIT AMOUNT.—(1) The educational assistance program established under subsection (a) shall provide for payment by the Secretary of Veterans Affairs of an educational assistance allowance to each member entitled to educational assistance under this subchapter who is pursuing a program of education authorized under subsection (b).

“(2) The educational assistance allowance provided under this subchapter shall be based on the applicable percent under paragraph (4) to the applicable rate provided under section 3015 of this title for a member whose entitlement is based on completion of an obligated period of active duty of three years.

“(3) The educational assistance allowance provided under this section for a person who is undertaking a program for which a reduced rate is specified in chapter 30 of this title, that rate shall be further adjusted by the applicable percent specified in paragraph (4).

“(4) The adjusted educational assistance allowance under paragraph (2) or (3), as applicable, shall be—

“(A) 40 percent in the case of a member of a reserve component who performed active service for 90 consecutive days but less than one continuous year;

“(B) 60 percent in the case of a member of a reserve component who performed active service for one continuous year but less than two continuous years; or

“(C) 80 percent in the case of a member of a reserve component who performed active service for two continuous years or more.

“(d) MAXIMUM MONTHS OF ASSISTANCE.—(1) Subject to section 3695 of this title, the maximum number of months of educational assistance that may be provided to any member under this subchapter is 36 (or the equivalent thereof in part-time educational assistance).

“(2)(A) Notwithstanding any other provision of this subchapter or chapter 36 of this title, any payment of an educational assistance allowance described in subparagraph (B) shall not—

“(i) be charged against the entitlement of any individual under this subchapter; or

“(ii) be counted toward the aggregate period for which section 3695 of this title limits an individual’s receipt of assistance.

“(B) The payment of the educational assistance allowance referred to in subparagraph (A) is the payment of such an allowance to the individual for pursuit of a course or courses under this subchapter if the Secretary of Veterans Affairs finds that the individual—

“(i) had to discontinue such course pursuit as a result of being ordered to serve on active duty under section 12301(a), 12301(d), 12301(g), 12302, or 12304 of title 10; and

“(ii) failed to receive credit or training time toward completion of the individual’s approved educational, professional, or vocational objective as a result of having to discontinue, as described in clause (i), the individual’s course pursuit.

“(C) The period for which, by reason of this subsection, an educational assistance allowance is not charged against entitlement or counted toward the applicable aggregate period under section 3695 of this title shall not exceed the portion of the period of enrollment in the course or courses for which the individual failed to receive credit or with respect to which the individual lost training time, as determined under subparagraph (B)(ii).

“(e) AVAILABILITY OF ASSISTANCE FOR LICENSING AND CERTIFICATION TESTS.—The provisions of section 3301(j) of this title shall apply to the provision of educational assistance under this subchapter, except that, in

applying such section under this subchapter, the reference to subsection (b) in paragraph (2) of such section is deemed to be a reference to subsection (c) of this section.

“(f) FLIGHT TRAINING.—The Secretary of Veterans Affairs may approve the pursuit of flight training (in addition to a course of flight training that may be approved under section 3680A(b) of this title) by an individual entitled to educational assistance under this subchapter if—

“(1) such training is generally accepted as necessary for the attainment of a recognized vocational objective in the field of aviation;

“(2) the individual possesses a valid private pilot certificate and meets, on the day the member begins a course of flight training, the medical requirements necessary for a commercial pilot certificate; and

“(3) the flight school courses meet Federal Aviation Administration standards for such courses and are approved by the Federal Aviation Administration and the State approving agency.

**“§ 3323. Eligibility for educational assistance**

“(a) ELIGIBILITY.—On or after September 11, 2001, a member of a reserve component is entitled to educational assistance under this subchapter if the member—

“(1) served on active duty in support of a contingency operation for 90 consecutive days or more; or

“(2) in the case of a member of the Army National Guard of the United States or Air National Guard of the United States, performed full time National Guard duty under section 502(f) of title 32 for 90 consecutive days or more when authorized by the President or Secretary of Defense for the purpose of responding to a national emergency declared by the President and supported by Federal funds.

“(b) DISABLED MEMBERS.—Notwithstanding the eligibility requirements in subsection (a), a member who was ordered to active service as prescribed under subsection (a)(1) or (a)(2) but is released from duty before completing 90 consecutive days because of an injury, illness or disease incurred or aggravated in the line of duty shall be entitled to educational assistance under this subchapter at the rate prescribed in section 3322(c)(4)(A) of this title.

“(c) WRITTEN NOTIFICATION.—(1) Each member who becomes entitled to educational assistance under subsection (a) shall be given a statement in writing prior to release from active service that summarizes the provisions of this subchapter and stating clearly and prominently the substance of section 3325 of this title as such section may apply to the member.

“(2) At the request of the Secretary of Veterans Affairs, the Secretary of the military department concerned shall transmit a notice of entitlement for each such member to that Secretary.

“(d) BAR FROM DUAL ELIGIBILITY.—A member who qualifies for educational assistance under this subchapter may not receive credit for such service under both the program established by chapter 30 of this title and the program established by this subchapter but shall make an irrevocable election (in such form and manner as the Secretary of Veterans Affairs may prescribe) as to the program to which such service is to be credited.

“(e) BAR FROM DUPLICATION OF EDUCATIONAL ASSISTANCE ALLOWANCE.—(1) Except as provided in paragraph (2), an individual entitled to educational assistance under this subchapter who is also eligible for educational assistance under subchapter I of this chapter, chapter 30, 31, 32, or 35 of this title, or under the Hostage Relief Act of 1980 (Public Law 96-449; 5 U.S.C. 5561 note) may not receive assistance under more than one such programs and shall elect (in such form

and manner as the Secretary of Veterans Affairs may prescribe) under which program the member elects to receive educational assistance.

“(2) The restriction on duplication of educational assistance under paragraph (1) does not apply to the entitlement of educational assistance under section 3301(i) of this title.

**“§ 3324. Time limit for use of entitlement**

“(a) DURATION OF ENTITLEMENT.—Except as provided in subsection (b), a member remains entitled to educational assistance under this subchapter while serving—

“(1) in the Selected Reserve of the Ready Reserve, in the case of a member called or ordered to active service while serving in the Selected Reserve; or

“(2) in the Ready Reserve, in the case of a member ordered to active duty while serving in the Ready Reserve (other than the Selected Reserve).

“(b) DURATION OF ENTITLEMENT FOR DISABLED MEMBERS.—(1) In the case of a person who is separated from the Ready Reserve because of a disability which was not the result of the individual’s own willful misconduct incurred on or after the date on which such person became entitled to educational assistance under this subchapter, such person’s entitlement to educational assistance expires at the end of the 10-year period beginning on the date on which such person became entitled to such assistance.

“(2) The provisions of subsections (d) and (f) of section 3031 of this title shall apply to the period of entitlement prescribed by paragraph (1).

**“§ 3325. Termination of assistance**

“(a) IN GENERAL.—Except as provided in subsection (b), educational assistance may not be provided under this subchapter, or if being provided under this subchapter, shall be terminated—

“(1) if the member is receiving financial assistance under section 2107 of title 10 as a member of the Senior Reserve Officers’ Training Corps program; or

“(2) when the member separates from the Ready Reserve, as provided for under section 3324(a)(1) or section 3324(a)(2), as applicable, of this title.

“(b) EXCEPTION.—Under regulations prescribed by the Secretary of Defense, educational assistance may be provided under this subchapter to a member of the Selected Reserve of the Ready Reserve who incurs a break in service in the Selected Reserve of not more than 90 days if the member continues to serve in the Ready Reserve during and after such break in service.

**“§ 3326. Administration of program**

“(a) PAYMENTS.—Payments for educational assistance under this subchapter shall be made from funds appropriated or otherwise made available to the Department of Veterans Affairs for fiscal year 2009 or any subsequent fiscal year for the payment of readjustment benefits.

“(b) PROGRAM MANAGEMENT.—Except as otherwise provided in this subchapter, the provisions of sections 3470, 3471, 3474, 3476, 3482(g), 3483, and 3485 of this title and the provisions of subchapters I and II of chapter 36 of this title (with the exception of sections 3686(a) and 3687) shall be applicable to the provision of educational assistance under this subchapter. The term ‘eligible veteran’ and the term ‘person’, as used in those provisions, shall be deemed for the purpose of the application of those provisions to this subchapter to refer to a person eligible for educational assistance under this subchapter.

“(c) APPLICATION OF BENEFITS.—The Secretary of Veterans Affairs may not make a distinction in the application of educational assistance benefits under this subchapter on the basis of whether a person who is eligible

for educational assistance under this subchapter first became so eligible under former chapter 1607 of title 10, as in effect immediately on September 30, 2008.”

(b) TRANSFER OF AMOUNTS FOR BENEFITS ACCRUED BEFORE OCTOBER 1, 2008.—

(1) FISCAL YEAR 2009.—By not later than October 1, 2008, the Secretary of Defense shall transfer to the Secretary of Veterans Affairs from the funds in the Department of Defense Education Benefits Fund under section 2006 of title 10, United States Code, that are attributable to armed forces education liabilities under chapters 1606 and 1607 of such title (other than such liabilities under section 16131(i) of such title) that accrue before such date, such funds as may be required by the Secretary of Veterans Affairs to make payments with respect to such liabilities during fiscal year 2009. Such amounts shall be deposited into the Readjustment Benefits Account of the Department of Veterans Affairs and shall be used only by the Secretary of Veterans Affairs to make payments of educational assistance under chapter 33 of title 38, United States Code, as added by subsection (a). Funds deposited in the Readjustment Benefits Account under this paragraph may not be used to pay any benefit that is payable from the Readjustment Benefits Account other than a payment of educational assistance under chapter 33 of title 38, United States Code, as added by subsection (a).

(2) TREATMENT OF RECEIPTS.—Receipts that would otherwise be credited to the account established for the payment of benefits under the Department of Defense Education Benefits Fund under section 2006 of title 10, United States Code, for the payment of benefits under the chapters 1606 and 1607 of such title (other than such benefits under section 16131(i) of such title), shall be credited to the Readjustment Benefits Account of the Department of Veterans Affairs and merged with funds deposited in that account under paragraph (1), to be available for the same purposes and subject to the same limitations as such funds.

(3) AGREEMENT FOR SUBSEQUENT FISCAL YEARS.—By not later than October 1, 2008, the Secretary of Defense and the Secretary of Veterans Affairs shall enter into an agreement under which the Secretary of Defense shall transfer to the Secretary of Veterans Affairs all remaining funds in the Department of Defense Education Benefits Fund under section 2006 of title 10, United States Code, that are attributable to armed forces liabilities under the former chapters 1606 and 1607 of such title (other than such liabilities under section 16131(i) of such title) that accrue before such date. Such amounts shall be deposited into the education account of the Readjustment Benefits Account of the Department of Veterans Affairs and shall be available to the Secretary of Veterans Affairs to make payments of educational assistance under chapter 33 of title 38, United States Code, as added by subsection (a).

(4) REPORT.—By not later than October 1, 2008, the Secretary of Defense shall submit to the congressional defense committees, the Committee on Veterans Affairs of the Senate, and the Committee on Veterans Affairs of the House of Representatives a detailed report on the agreement between the Secretary of Defense and the Secretary of Veterans Affairs and the status of the transfer of funds described in paragraph (2). Such report shall include the date on which the Secretary of Defense has agreed to complete such transfer.

(c) CLERICAL AMENDMENTS.—The tables of chapters at the beginning of title 38, United States Code, and at the beginning of part III of such title, are each amended by inserting after the item relating to chapter 32 the following new item:

**“33. Educational Assistance for Members of the Reserve Components .. 3301”.**

(d) TECHNICAL AND CONFORMING AMENDMENTS.—

(1) CONFORMING AMENDMENTS ON BAR ON DUAL ELIGIBILITY FOR BENEFITS.—

(A) Section 3033 of title 38, United States Code, is amended—

(i) in subsection (a)(1), by striking “chapter 106 or 107 of title 10” and inserting “under subchapter I or subchapter II of chapter 33 of this title, under chapter 107 of title 10”; and

(ii) in subsection (c), by striking “chapter 106 of title 10” and inserting “subchapter I of chapter 33 of this title”.

(B) Section 3221(f) of such title is amended by striking “chapter 106 of title 10” and inserting “subchapter I of chapter 33 of this title”.

(C) Section 3681 of such title is amended—

(i) in subsection (a), by striking “34, 35, or 36 of this title or 106 or 107 of title 10,” and inserting “33, 34, 35, or 36 of this title”; and

(ii) in subsection (b)—

(I) in paragraph (1), by inserting before the period the following: “, and subchapters I and II of chapter 33 of this title”; and

(II) in paragraph (2), by striking “Chapters 106 and” and inserting “Chapter”.

(2) CONFORMING AMENDMENTS RELATING TO DEPARTMENT OF DEFENSE EDUCATION BENEFITS FUND.—

(A) DEFINITION OF ARMED FORCES EDUCATION LIABILITIES.—Paragraph (1) of section 2006(b) of title 10, United States Code, is amended to read as follows:

“(1) The term ‘armed forces education liabilities’ means liabilities of the armed forces for benefits under chapter 30 and section 3301(i) of title 38 and for Department of Defense benefits under paragraphs (3) and (4) of section 510(e) of this title, including funds provided by the Secretary of Homeland Security for education liabilities for the Coast Guard when it is not operating as a service in the Department of the Navy.”.

(B) DEFINITION OF NORMAL COST.—Paragraph (2) of such section is amended by striking subparagraph (C) and inserting the following new subparagraph:

“(C) The present value of the future Department of Defense benefits payable from the Fund (including funds from the Department in which the Coast Guard is operating) for educational assistance under section 3301(i) of title 38 to persons who during such period become entitled to such assistance.”.

(3) CROSS-REFERENCE AMENDMENTS.—

(A) CHAPTER 106 OF TITLE 10, UNITED STATES CODE.—

(i) Section 2131 of title 10, United States Code, is amended to read as follows:

**“§ 2131. Reference to subchapter I of chapter 33 of title 38**

“Provisions of law related to educational assistance for members of the Selected Reserve under the Montgomery GI Bill program, as formerly set forth in this chapter and chapter 1606 of this title, are set forth in subchapter I of chapter 33 of title 38 (beginning with section 3301 of title 38).”.

(ii) The table of sections at the beginning of chapter 106 of such title is amended by striking the item relating to section 2131 and inserting the following new item:

“2131. Reference to subchapter I of chapter 33 of title 38.”.

(B) CHAPTER 1606 OF TITLE 10, UNITED STATES CODE.—Chapter 1606 of such title is amended by striking all after the chapter heading and inserting the following:

“Sec.  
“16131. Reference to subchapter I of chapter 33 of title 38.”.

**“§ 16131. Reference to subchapter I of chapter 33 of title 38**

“Provisions of law related to educational assistance for members of the Selected Reserve under the Montgomery GI Bill program, as formerly set forth in this chapter, are set forth in subchapter I of chapter 33 of title 38 (beginning with section 3301 of that title).”.

(C) CHAPTER 1607 OF TITLE 10, UNITED STATES CODE.—Chapter 1607 of such title is amended by striking all after the chapter heading and inserting the following:

“Sec.

“16161. Reference to subchapter II of chapter 33 of title 38.

**“§ 16161. Reference to subchapter II of chapter 33 of title 38**

“Provisions of law related to educational assistance for members of the reserve components of the Armed Forces supporting contingency operations and certain other operations, as formerly set forth in this chapter, are set forth in subchapter II of chapter 33 of title 38 (beginning with section 3321 of that title).”.

(4) ADDITIONAL CONFORMING AMENDMENTS.—

(A) TITLE 38, UNITED STATES CODE.—

(i) Section 3485 of title 38, United States Code, is amended—

(I) in subsection (a)(4)(E), by striking “chapter 1606 or 1607 of title 10” and inserting “chapter 33 of this title”;

(II) in subsection (b), by striking “chapter 30, 31, 32, or 34 of this title or chapter 1606 or 1607 of title 10,” and inserting “chapter 30, 31, 32, 33, or 34 of this title”; and

(III) in subsection (e)(1)—

(aa) by striking “, chapter 30, 31, 32, 35, or 36 of this title, or chapter 1606 or 1607 of title 10” and inserting “or chapter 30, 31, 32, 33, 35, or 36 of this title”; and

(bb) by striking “section 2135 of such title” and inserting “section 3305 of this title”.

(ii) Section 3672(c) of such title is amended—

(I) in paragraph (3)(A), by striking “chapters 30 and 35 of this title and chapter 1606 of title 10” and inserting “chapters 30, 33, and 35 of this title”; and

(II) in paragraph (4), by striking “chapter 30 or 35 of this title, or chapter 1606 of title 10, as the case may be” and inserting “chapter 30, 33, or 35 of this title”.

(iii) Section 3674 of such title is amended—

(I) in subsection (a)(1), by striking “and chapter 106 of title 10”; and

(II) in subsection (c), by inserting “33,” after “32.”.

(iv) Section 3680A(d)(1) of such title is amended—

(I) by striking “or under chapter 106 of title 10” the first place it appears; and

(II) by striking “or chapter 30, 31, 32, or 35 of this title or under chapter 106 of title 10” and inserting “or chapter 30, 31, 32, 33, or 35 of this title”.

(v) Section 3684A(a)(1) of such title is amended by striking “chapter 30 or 32 of this title or in chapter 106 of title 10” and inserting “chapter 30, 32, or 33 of this title”.

(vi) Section 3688(b) of such title is amended by striking “, chapter 30, 32, or 35 of this title, or chapter 106 of title 10” and inserting “or chapter 30, 32, 33, or 35 of this title”.

(vii) Section 3689 of such title is amended by inserting “33,” after “32,” each place it appears.

(viii) Section 3692 of such title is amended—

(I) in subsection (a), by striking “or 35 of this title and chapter 1606 of title 10” and inserting “33, or 35 of this title”; and

(II) in subsection (b), by striking “, chapters 30, 32, and 35 of this title, and chapter 1606 of title 10” and inserting “and chapters 30, 32, 33, and 35 of this title”.

(ix) Section 3695(a) of such title is amended—

(I) by striking paragraph (4) and inserting the following new paragraph (4):

“(4) Chapters 30, 32, 34, 35, and 36 of this title and subchapters I and II of chapter 33 of this title.”; and

(II) in paragraph (5), by striking “, 1606, 1607.”.

(x) Section 3697(a) of such title is amended by striking “chapter 30, 32, 34, or 35 of this title, or chapter 106 of title 10,” and inserting “chapter 30, 32, 33, 34, or 35 of this title”.

(xi) Section 3697A(b)(1) of such title is amended by striking “or 32 of this title or chapter 106” and inserting “32, or 33 of this title or chapter”.

(B) TITLE 10, UNITED STATES CODE.—Section 510(h) of title 10, United States Code, is amended—

(i) in paragraph (1)—

(I) in subparagraph (A), by striking “additional educational assistance under chapter 1606 of this title or to basic educational assistance under subchapter II of chapter 30 of title 38” and inserting “basic educational assistance under subchapter II of chapter 30 of title 38 or educational assistance under subchapter I of chapter 33 of that title”; and

(II) in subparagraph (B)—

(aa) by striking “chapter 1606 of this title or chapter 30 of title 38” and inserting “chapter 30 or subchapter I of chapter 33 of title 38”; and

(bb) by striking “either such chapter” each place it appears and inserting “either such provisions”; and

(i) in paragraph (3)(A), by striking “educational assistance under chapter 1606 of this title” and all that follows through “as the case may be” and inserting “basic educational assistance under chapter 30 of title 38 or educational assistance under subchapter I of chapter 33 of that title from an entitlement to such basic educational assistance under chapter 30 of that title or educational assistance under subchapter I of chapter 33 of that title, as the case may be”.

(C) ELEMENTARY AND SECONDARY EDUCATION ACT OF 1965.—Section 2304(g) of the Elementary and Secondary Education Act of 1965 (20 U.S.C. 6674(g)) is amended by striking “chapter 30 of title 38 or chapter 1606 of title 10” and inserting “chapter 30 or 33 of title 38”.

(D) INTERNAL REVENUE CODE OF 1986.—Section 25A(g)(2)(B) of the Internal Revenue Code of 1986 is amended by striking “chapter 30, 31, 32, 34, or 35 of title 38, United States Code, or under chapter 1606 of title 10, United States Code” and inserting “chapter 30, 31, 32, 33, 34, or 35 of title 38, United States Code”.

(E) EFFECTIVE DATE.—This section and the amendments made by this section shall take effect on October 1, 2008.

**SEC. 526. SECRETARY OF DEFENSE EVALUATION OF THE ADEQUACY OF THE DEGREE-GRANTING AUTHORITIES OF CERTAIN MILITARY UNIVERSITIES AND EDUCATIONAL INSTITUTIONS.**

(a) EVALUATION REQUIRED.—The Secretary of Defense shall carry out an evaluation of the degree-granting authorities provided by title 10, United States Code, to the academic institutions specified in subsection (b). The evaluation shall assess whether the current process, under which each degree conferred by each institution must have a statutory authorization, remains adequate, appropriate, and responsive enough to meet emerging military service education requirements.

(b) SPECIFIED INSTITUTIONS.—The academic institutions covered by subsection (a) are the following:

(1) The National Defense University.

(2) The Army War College and the United States Army Command and General Staff College.

(3) The College of Naval Warfare and the College of Naval Command and Staff.

(4) The United States Naval Postgraduate School.

(5) Air University and the United States Air Force Institute of Technology.

(6) The Marine Corps University.

(c) REPORT.—Not later than April 1, 2008, the Secretary shall submit to the Committee on Armed Services of the Senate and the Committee on Armed Services of the House of Representatives a report on the evaluation. The report shall include the results of the evaluation and any recommendations for changes to policy or law that the Secretary considers appropriate.

**SEC. 527. NAVY JUNIOR RESERVE OFFICERS' TRAINING CORPS UNIT FOR SOUTHOLD, MATTITUCK, AND GREENPORT HIGH SCHOOLS.**

For purposes of meeting the requirements of section 2031(b) of title 10, United States Code, the Secretary of the Navy may, and to the extent the schools request shall, treat any two or more of the following schools (all in Southold, Suffolk County, New York) as a single institution:

(1) Southold High School.

(2) Mattituck High School.

(3) Greenport High School.

**SEC. 528. NAVY SENIOR RESERVE OFFICERS' TRAINING CORPS PROGRAM AT UNIVERSITY OF MIAMI, CORAL GABLES, FLORIDA.**

The Secretary of the Navy may establish and maintain a Senior Reserve Officers' Training Corps program under section 2102 of title 10, United States Code, at the University of Miami, Coral Gables, Florida.

**SEC. 529. INTENSIFIED EFFORTS TO PUBLICIZE AND AWARD SCHOLARSHIPS TO STUDENTS ATTENDING HISTORICALLY BLACK COLLEGES AND UNIVERSITIES AND HISPANIC-SERVING INSTITUTIONS.**

The Secretary of Defense shall take due care to ensure that the Army National Guard and Reserve ROTC scholarships provided in this title are available to students attending Historically Black Colleges and Universities that are part B institutions as defined in section 322(2) of the Higher Education Act of 1965 (20 U.S.C. 1061(2)) and minority institutions (as defined in section 365(3) of that Act (20 U.S.C. 1067k(3))) and Hispanic-serving institutions as that term is used in section 502 of the Higher Education Act of 1965 (20 U.S.C. 1101a).

**SEC. 530. SENSE OF CONGRESS WITH RESPECT TO EXTENSION OF TIME LIMITATION FOR USE OF ENTITLEMENT TO EDUCATION BENEFITS BY MEMBERS OF SELECTED RESERVE AND MEMBERS OF RESERVE COMPONENT SUPPORTING CONTINGENCY OPERATIONS.**

It is the sense of Congress that the time limitation for the use of entitlement to educational assistance under each of subchapters I and II of chapter 33 of title 38, United States Code, should be extended to allow an individual entitled to such assistance to use that individual's entitlement during the ten-year period beginning on the date on which the individual is separated from the Ready Reserve or the Selected Reserve of the Ready Reserve, as the case may be.

**Subtitle D—General Service Authorities**

**SEC. 531. AUTHORITY TO REDUCE REQUIRED SERVICE OBLIGATION FOR INITIAL APPOINTMENT OF QUALIFIED HEALTH PROFESSIONALS AS OFFICERS IN CRITICAL SPECIALTIES.**

Section 651 of title 10, United States Code, is amended by adding at the end the following new subsection:

“(c) For the armed forces under the jurisdiction of the Secretary of Defense, the Secretary may reduce the total initial period of

required service to less than the minimum otherwise established pursuant to subsection (a) in the case of the initial appointment of a commissioned officer in a critically short health professional specialty, as determined by the Secretary. The period of required service may not be reduced to less than two years."

**SEC. 532. REENLISTMENT IN FORMER ENLISTED GRADE AFTER SERVICE AS AN OFFICER.**

(a) REGULAR ARMY.—Section 3258 of title 10, United States Code, is amended—

(1) in subsection (a)—  
(A) by striking "a Reserve officer" and inserting "an officer"; and

(B) by striking "a temporary appointment" and inserting "an appointment"; and  
(2) in subsection (b)—

(A) in paragraph (1), by striking "a Reserve officer" and inserting "an officer"; and

(B) in paragraph (2), by striking "Reserve".

(b) REGULAR AIR FORCE.—Section 8258 of such title is amended—

(1) in subsection (a)—

(A) by striking "a reserve officer" and inserting "an officer"; and

(B) by striking "a temporary appointment" and inserting "an appointment"; and  
(2) in subsection (b)—

(A) in paragraph (1), by striking "a Reserve officer" and inserting "an officer"; and

(B) in paragraph (2), by striking "Reserve".

**Subtitle E—Military Justice and Legal Assistance Matters**

**SEC. 541. AUTHORITY TO DESIGNATE CERTAIN CIVILIAN EMPLOYEES OF THE FEDERAL GOVERNMENT AS ELIGIBLE FOR LEGAL ASSISTANCE FROM DEPARTMENT OF DEFENSE LEGAL STAFF RESOURCES.**

Section 1044(a) of title 10, United States Code, is amended by adding at the end the following new paragraph:

"(6) Civilian employees of the Federal Government serving with, or preparing to serve with, an armed force in support of a contingency operation, as designated in regulations prescribed by the Secretary concerned."

**Subtitle F—Decorations and Awards**

**SEC. 551. AUTHORIZATION AND REQUEST FOR AWARD OF MEDAL OF HONOR TO LESLIE H. SABO, JR., FOR ACTS OF VALOR DURING THE VIETNAM WAR.**

(a) AUTHORIZATION.—Notwithstanding the time limitations specified in section 3744 of title 10, United States Code, or any other time limitation with respect to the awarding of certain medals to persons who served in the Armed Forces, the President is authorized and requested to award the Medal of Honor under section 3741 of such title to Leslie H. Sabo, Jr., for the acts of valor during the Vietnam War described in subsection (b).

(b) ACTS OF VALOR DESCRIBED.—The acts of valor referred to in subsection (a) are the actions of Leslie H. Sabo, Jr., on May 10, 1970, as a member of the United States Army serving in the grade of Specialist Four in the Republic of Vietnam with Company B of the 3d Battalion, 506th Infantry Regiment, 101st Airborne Division.

**SEC. 552. AUTHORIZATION AND REQUEST FOR AWARD OF MEDAL OF HONOR TO HENRY SVEHLA FOR ACTS OF VALOR DURING THE KOREAN WAR.**

(a) AUTHORIZATION.—Notwithstanding the time limitations specified in section 3744 of title 10, United States Code, or any other time limitation with respect to the awarding of certain medals to persons who served in the Armed Forces, the President is authorized and requested to award the Medal of Honor under section 3741 of such title to Henry Svehla for the acts of valor described in subsection (b).

(b) ACTS OF VALOR DESCRIBED.—The acts of valor referred to in subsection (a) are the ac-

tions of Henry Svehla on June 12, 1952, as a member of the United States Army serving in the grade of Private First Class in Korea with Company F of the 32d Infantry Regiment, 7th Infantry Division.

**SEC. 553. AUTHORIZATION AND REQUEST FOR AWARD OF MEDAL OF HONOR TO WOODROW W. KEEBLE FOR ACTS OF VALOR DURING THE KOREAN WAR.**

(a) WAIVER OF TIME LIMITATIONS.—Notwithstanding the time limitations specified in section 3744 of title 10, United States Code, or any other time limitation with respect to the awarding of certain medals to persons who served in the Armed Forces, the President is authorized and requested to award the Medal of Honor under section 3741 of such title to Woodrow W. Keeble for the acts of valor described in subsection (b).

(b) ACTS OF VALOR DESCRIBED.—The acts of valor referred to in subsection (a) are the actions of Woodrow W. Keeble of the United States Army as an acting platoon leader on October 20, 1950, during the Korean War.

**SEC. 554. AUTHORIZATION AND REQUEST FOR AWARD OF MEDAL OF HONOR TO PRIVATE PHILIP G. SHADRACH FOR ACTS OF VALOR DURING THE CIVIL WAR.**

(a) AUTHORIZATION.—Notwithstanding the time limitations specified in section 3744 of title 10, United States Code, or any other time limitation with respect to the awarding of certain medals to persons who served in the Armed Forces, the President is authorized and requested to award the Medal of Honor under section 3741 of title 10, United States Code, posthumously to Private Philip G. Shadrach of Company K, 2nd Ohio Volunteer Infantry Regiment for the acts of valor described in subsection (b).

(b) ACTS OF VALOR DESCRIBED.—The acts of valor referred to in subsection (a) are the actions of Philip G. Shadrach as one of Andrews Raiders during the Civil War on April 12, 1862.

**SEC. 555. AUTHORIZATION AND REQUEST FOR AWARD OF MEDAL OF HONOR TO PRIVATE GEORGE D. WILSON FOR ACTS OF VALOR AS ONE OF ANDREWS RAIDERS DURING THE CIVIL WAR.**

(a) AUTHORIZATION.—The President is authorized and requested to award the Medal of Honor under section 3741 of title 10, United States Code, posthumously to Private George D. Wilson of Company B, 2nd Ohio Volunteer Infantry Regiment for the acts of valor described in subsection (b).

(b) ACTS OF VALOR DESCRIBED.—The acts of valor referred to in subsection (a) are the actions of George D. Wilson as one of Andrews Raiders during the Civil War on April 12, 1862.

**SEC. 556. COLD WAR VICTORY MEDAL.**

(a) AUTHORITY.—Chapter 57 of title 10, United States Code, is amended by adding at the end the following new section:

**"§ 1135. Cold War Victory Medal**

"(a) MEDAL AUTHORIZED.—The Secretary concerned shall issue a service medal, to be known as the 'Cold War Victory Medal', to persons eligible to receive the medal under subsection (b). The Cold War Victory Medal shall be of an appropriate design approved by the Secretary of Defense, with ribbons, lapel pins, and other appurtenances.

"(b) ELIGIBLE PERSONS.—The following persons are eligible to receive the Cold War Victory Medal:

"(1) A person who—

"(A) performed active duty or inactive duty training as an enlisted member during the Cold War;

"(B) completed the person's initial term of enlistment or, if discharged before completion of such initial term of enlistment, was honorably discharged after completion of not less than 180 days of service on active duty; and

"(C) has not received a discharge less favorable than an honorable discharge or a release from active duty with a characterization of service less favorable than honorable.

"(2) A person who—

"(A) performed active duty or inactive duty training as a commissioned officer or warrant officer during the Cold War;

"(B) completed the person's initial service obligation as an officer or, if discharged or separated before completion of such initial service obligation, was honorably discharged after completion of not less than 180 days of service on active duty; and

"(C) has not been released from active duty with a characterization of service less favorable than honorable and has not received a discharge or separation less favorable than an honorable discharge.

"(c) ONE AWARD AUTHORIZED.—Not more than one Cold War Victory Medal may be issued to any person.

"(d) ISSUANCE TO REPRESENTATIVE OF DECEASED.—If a person described in subsection (b) dies before being issued the Cold War Victory Medal, the medal shall be issued to the person's representative, as designated by the Secretary concerned.

"(e) REPLACEMENT.—Under regulations prescribed by the Secretary concerned, a Cold War Victory Medal that is lost, destroyed, or rendered unfit for use without fault or neglect on the part of the person to whom it was issued may be replaced without charge.

"(f) APPLICATION FOR MEDAL.—The Cold War Victory Medal shall be issued upon receipt by the Secretary concerned of an application for such medal, submitted in accordance with such regulations as the Secretary prescribes.

"(g) UNIFORM REGULATIONS.—The Secretary of Defense shall ensure that regulations prescribed by the Secretaries of the military departments under this section are uniform so far as is practicable.

"(h) DEFINITION.—In this section, the term 'Cold War' means the period beginning on September 2, 1945, and ending at the end of December 26, 1991."

(b) CLERICAL AMENDMENT.—The table of sections at the beginning of such chapter is amended by adding at the end the following new item:

"1135. Cold War Victory Medal."

**SEC. 557. ESTABLISHMENT OF COMBAT MEDEVAC BADGE.**

(a) ARMY.—

(1) IN GENERAL.—Chapter 357 of title 10, United States Code, is amended by adding at the end the following new section:

**"§ 3757. Combat Medevac Badge**

"(a) The Secretary of the Army shall issue a badge of appropriate design, to be known as the Combat Medevac Badge, to each person who while a member of the Army served in combat on or after June 25, 1950, as a pilot or crew member of a helicopter medical evacuation ambulance and who meets the requirements for the award of that badge.

"(b) The Secretary of the Army shall prescribe requirements for eligibility for the Combat Medevac Badge."

(2) CLERICAL AMENDMENT.—The table of sections at the beginning of such chapter is amended by adding at the end the following new item:

"3757. Combat Medevac Badge."

(b) NAVY AND MARINE CORPS.—

(1) IN GENERAL.—Chapter 567 of title 10, United States Code, is amended by adding at the end the following new section:

**"§ 6259. Combat Medevac Badge**

"(a) The Secretary of the Navy shall issue a badge of appropriate design, to be known as the Combat Medevac Badge, to each person who while a member of the Navy or Marine Corps served in combat on or after June

25, 1950, as a pilot or crew member of a helicopter medical evacuation ambulance and who meets the requirements for the award of that badge.

“(b) The Secretary of the Navy shall prescribe requirements for eligibility for the Combat Medevac Badge.”

(2) CLERICAL AMENDMENT.—The table of sections at the beginning of such chapter is amended by adding at the end the following new item:

“6259. Combat Medevac Badge”.

(c) AIR FORCE.—

(1) IN GENERAL.—Chapter 857 of title 10, United States Code, is amended by adding at the end the following new section:

**“§ 8757. Combat Medevac Badge**

“(a) The Secretary of the Air Force shall issue a badge of appropriate design, to be known as the Combat Medevac Badge, to each person who while a member of the Air Force served in combat on or after June 25, 1950, as a pilot or crew member of a helicopter medical evacuation ambulance and who meets the requirements for the award of that badge.

“(b) The Secretary of the Air Force shall prescribe requirements for eligibility for the Combat Medevac Badge.”

(2) CLERICAL AMENDMENT.—The table of sections at the beginning of such chapter is amended by adding at the end the following new item:

“8757. Combat Medevac Badge”.

(d) AWARD FOR SERVICE BEFORE DATE OF ENACTMENT.—In the case of persons who, while a member of the Armed Forces, served in combat as a pilot or crew member of a helicopter medical evacuation ambulance during the period beginning on June 25, 1950, and ending on the date of enactment of this Act, the Secretary of the military department concerned shall issue the Combat Medevac Badge—

(1) to each such person who is known to the Secretary before the date of enactment of this Act; and

(2) to each such person with respect to whom an application for the issuance of the badge is made to the Secretary after such date in such manner, and within such time period, as the Secretary may require.

**Subtitle G—Impact Aid and Defense Dependents Education System**

**SEC. 561. TUITION ASSISTANCE FOR MILITARY DEPENDENTS IN OVERSEAS AREAS WHERE SCHOOLS OPERATED BY DEFENSE DEPENDENTS' EDUCATION SYSTEM ARE NOT REASONABLY AVAILABLE.**

Section 1407(b)(1) of the Defense Dependents' Education Act of 1978 (20 U.S.C. 926(b)(1)) is amended in the first sentence by inserting “, including private boarding schools in the United States,” after “attend schools”.

**SEC. 562. CONTINUATION OF AUTHORITY TO ASSIST LOCAL EDUCATIONAL AGENCIES THAT BENEFIT DEPENDENTS OF MEMBERS OF THE ARMED FORCES AND DEPARTMENT OF DEFENSE CIVILIAN EMPLOYEES.**

(a) ASSISTANCE TO SCHOOLS WITH SIGNIFICANT NUMBERS OF MILITARY DEPENDENT STUDENTS.—Of the amount authorized to be appropriated pursuant to section 301(5) for operation and maintenance for Defense-wide activities, \$50,000,000 shall be available only for the purpose of providing assistance to local educational agencies under subsection (a) of section 572 of the National Defense Authorization Act for Fiscal Year 2006 (Public Law 109-163; 119 Stat. 3271; 20 U.S.C. 7703b).

(b) ASSISTANCE TO SCHOOLS WITH ENROLLMENT CHANGES DUE TO BASE CLOSURES, FORCE STRUCTURE CHANGES, OR FORCE RELO-

CATIONS.—Of the amount authorized to be appropriated pursuant to section 301(5) for operation and maintenance for Defense-wide activities, \$15,000,000 shall be available only for the purpose of providing assistance to local educational agencies under subsection (b) of such section 572.

(c) LOCAL EDUCATIONAL AGENCY DEFINED.—In this section, the term “local educational agency” has the meaning given that term in section 8013(9) of the Elementary and Secondary Education Act of 1965 (20 U.S.C. 7713(9)).

**Subtitle H—Other Matters**

**SEC. 571. EXTENSION OF AUTHORITY TO ACCEPT GIFTS, DEVISES, OR BEQUESTS TO BENEFIT MEMBERS OF THE ARMED FORCES, DEPENDENTS, AND CIVILIAN EMPLOYEES OF THE DEPARTMENT OF DEFENSE.**

Section 2601(b)(4) of title 10, United States Code, is amended by striking “December 31, 2007” and inserting “December 31, 2010”.

**SEC. 572. UNIFORM PERFORMANCE POLICIES FOR MILITARY BANDS AND OTHER MUSICAL UNITS.**

(a) IN GENERAL.—

(1) CONSOLIDATION OF SEPARATE AUTHORITIES.—Chapter 49 of title 10, United States Code, is amended by inserting after section 973 the following new section:

**“§ 974. Uniform performance policies for military bands and other musical units**

“(a) RESTRICTIONS ON COMPETITION AND REMUNERATION.—Bands, ensembles, choruses, or similar musical units of the armed forces, including individual members of such a unit performing in an official capacity, may not—

“(1) perform music in competition with local civilian musicians; or

“(2) receive remuneration for official performances.

“(b) MEMBERS.—A member of a band, ensemble, chorus, or similar musical unit of the armed forces may perform music in the member's personal capacity, as an individual or part of a group, for remuneration or otherwise, if the member does not wear a military uniform for the performance, does not identify himself or herself as a member of the armed forces in connection with the performance, and complies with all applicable regulations and standards of conduct.

“(c) RECORDINGS.—Bands, ensembles, choruses, or similar musical units of the armed forces, when authorized pursuant to Department of Defense regulations, may produce recordings for distribution to the public at a cost not to exceed production and distribution expenses. The proceeds from such recordings shall be credited to the appropriation used to cover production and distribution expenses.

“(d) COMPETITION DEFINED.—(1) In this section, the term ‘perform music in competition with local civilian musicians’ includes performances—

“(A) that are more than incidental to events that are not supported solely by appropriated funds and are not free to the public; and

“(B) of background, dinner, dance, or other social music at events, regardless of location, that are not supported solely by appropriated funds.

“(2) The term does not include performances—

“(A) at official Federal Government events that are supported solely by appropriated funds;

“(B) at concerts, parades, and other events that are patriotic events or celebrations of national holidays and are free to the public; or

“(C) that are incidental, such as short performances of military or patriotic music to open or close events, to events that are not supported solely by appropriated funds, in

compliance with applicable rules and regulations.”.

(2) CLERICAL AMENDMENT.—The table of sections at the beginning of such chapter is amended by inserting after the item relating to section 973 the following new item:

“974. Uniform performance policies for military bands and other musical units.”.

(b) REPEAL OF SEPARATE SERVICE AUTHORITIES.—

(1) REPEAL.—Sections 3634, 6223, and 8634 of such title are repealed.

(2) TABLE OF SECTIONS.—(A) The table of sections at the beginning of chapter 349 of such title is amended by striking the item relating to section 3634.

(B) The table of sections at the beginning of chapter 565 of such title is amended by striking the item relating to section 6223.

(C) The table of sections at the beginning of chapter 849 of such title is amended by striking the item relating to section 8634.

**SEC. 573. REPEAL OF LIMITATION ON NUMBER OF ACADEMIES OF DEPARTMENT OF DEFENSE STARBASE PROGRAM IN A SINGLE STATE.**

Section 2193(b)(c) of title 10, United States Code, is amended by striking paragraph (3).

**SEC. 574. COMBAT VETERANS MENTORING PROGRAM FOR CURRENT MEMBERS OF THE ARMED FORCES.**

(a) PROGRAM REQUIRED.—The Secretary of Defense, in coordination with the Secretaries of the military departments, shall institute a program to give veterans of the Armed Forces who have served in combat the opportunity to meet on a regular basis with, to inform, to exchange ideas with, and to mentor current members of the Armed Forces.

(b) ELEMENTS OF PROGRAM.—The program may build on existing programs within the military departments, where they exist, and shall focus on providing members of the Armed Forces, particularly military personnel and leaders at the small unit level, varied perspectives on both the human and military aspects of war from those who have experienced it. In carrying out the program, the Secretary shall seek to provide opportunities for the combat veterans not only to meet with current members of the Armed Forces before and after their deployment to combat zones, but also during deployments.

**SEC. 575. RECOGNITION OF MEMBERS OF THE MONUMENTS, FINE ARTS, AND ARCHIVES PROGRAM OF THE CIVIL AFFAIRS AND MILITARY GOVERNMENT SECTIONS OF THE ARMED FORCES DURING AND FOLLOWING WORLD WAR II.**

Congress hereby—

(1) recognizes the men and women who served in the Monuments, Fine Arts, and Archives program (MFAA) under the Civil Affairs and Military Government Sections of the United States Armed Forces for their heroic role in the preservation, protection, and restitution of monuments, works of art, and other artifacts of inestimable cultural importance in Europe and Asia during and following World War II;

(2) recognizes that without their dedication and service, many more of the world's artistic and historic treasures would have been destroyed or lost forever amidst the chaos and destruction of World War II;

(3) acknowledges that the detailed catalogues, documentation, inventories, and photographs developed and compiled by MFAA personnel during and following World War II, have made, and continue to make, possible the restitution of stolen works of art to their rightful owners; and

(4) commends and extols the members of the MFAA for establishing a precedent for action to protect cultural property in the event of armed conflict, and by their action



setting a standard not just for one country, but for people of all nations to acknowledge and uphold.

**SEC. 576. PROGRAM TO COMMEMORATE 50TH ANNIVERSARY OF THE VIETNAM WAR.**

(a) **COMMEMORATIVE PROGRAM.**—The Secretary of Defense shall conduct a program to commemorate the 50th anniversary of the Vietnam War. In conducting the commemorative program, the Secretary shall coordinate, support, and facilitate other programs and activities of the Federal Government, State and local governments, and other persons and organizations in commemoration of the Vietnam War.

(b) **COMMENCEMENT AND DURATION OF PROGRAM.**—The commemorative program shall commence not later than 180 days after the date of the enactment of this Act and continue through December 31, 2025. The Secretary of Defense shall determine the schedule of major events and priority of efforts during that period in order to ensure achievement of the objectives specified in subsection (c).

(c) **COMMEMORATIVE ACTIVITIES AND OBJECTIVES.**—The commemorative program may include activities and ceremonies to achieve the following objectives:

(1) To thank and honor veterans of the Vietnam War, including personnel who were held as prisoners of war or listed as missing in action, for their service and sacrifice on behalf of the United States and to thank and honor the families of these veterans.

(2) To highlight the service of the Armed Forces during the Vietnam War and the contributions of Federal agencies and governmental and non-governmental organizations that served with, or in support of, the Armed Forces.

(3) To pay tribute to the contributions made on the home front by the people of the United States during the Vietnam War.

(4) To highlight the advances in technology, science, and medicine related to military research conducted during the Vietnam War.

(5) To recognize the contributions and sacrifices made by the allies of the United States during the Vietnam War.

(d) **NAMES AND SYMBOLS.**—The Secretary of Defense shall have the sole and exclusive right to use the name “The United States of America Vietnam War Commemoration”, and such seal, emblems, and badges incorporating such name as the Secretary may lawfully adopt. Nothing in this section may be construed to supersede rights that are established or vested before the date of the enactment of this Act.

(e) **COMMEMORATIVE FUND.**—

(1) **ESTABLISHMENT AND ADMINISTRATION.**—There is established in the Treasury of the United States an account to be known as the “Department of Defense Vietnam War Commemoration Fund” (in this section referred to as the “Fund”). The Fund shall be administered by the Secretary of Defense.

(2) **USE OF FUND.**—The Secretary shall use the assets of the Fund only for the purpose of conducting the commemorative program and shall prescribe such regulations regarding the use of the Fund as the Secretary considers to be necessary.

(3) **DEPOSITS.**—There shall be deposited into the Fund—

(A) amounts appropriated to the Fund;

(B) proceeds derived from the Secretary’s use of the exclusive rights described in subsection (d);

(C) donations made in support of the commemorative program by private and corporate donors; and

(D) funds transferred to the Fund by the Secretary from funds appropriated for fiscal year 2008 and subsequent years for the Department of Defense.

(4) **AVAILABILITY.**—Subject to subsection (g)(2), amounts deposited under paragraph (3) shall constitute the assets of the Fund and remain available until expended.

(5) **BUDGET REQUEST.**—Beginning with the budget justification materials submitted by the Secretary in support of the budget of the President for fiscal year 2009, the Secretary shall establish a separate budget line for the commemorative program. In the budget justification materials, the Secretary shall—

(A) identify and explain the amounts expended for the commemorative program in the year preceding the budget request;

(B) identify and explain the amounts being requested to support the commemorative program for the fiscal year of the budget request and two subsequent years; and

(C) present a summary of the fiscal status of the Fund.

(f) **ACCEPTANCE OF VOLUNTARY SERVICES.**—

(1) **AUTHORITY TO ACCEPT SERVICES.**—Notwithstanding section 1342 of title 31, United States Code, the Secretary of Defense may accept from any person voluntary services to be provided in furtherance of the commemorative program.

(2) **TREATMENT OF VOLUNTEERS.**—A person providing voluntary services under this subsection shall be considered to be a Federal employee for purposes of chapter 81 of title 5, United States Code, relating to compensation for work-related injuries. The person shall also be considered a special governmental employee for purposes of standards of conduct and sections 202, 203, 205, 207, 208, and 209 of title 18, United States Code. A person who is not otherwise employed by the Federal Government shall not be considered to be a Federal employee for any other purpose by reason of the provision of voluntary services under this subsection.

(3) **REIMBURSEMENT OF INCIDENTAL EXPENSES.**—The Secretary may provide for reimbursement of incidental expenses incurred by a person providing voluntary services under this subsection. The Secretary shall determine which expenses are eligible for reimbursement under this paragraph.

(g) **FINAL REPORT.**—

(1) **REPORT REQUIRED.**—Not later than 60 days after the end of the commemorative period specified in subsection (b), the Secretary of Defense shall submit to Congress a report containing an accounting of—

(A) all of the funds deposited into and expended from the Fund;

(B) any other funds expended under this section; and

(C) any unobligated funds remaining in the Fund.

(2) **TREATMENT OF UNOBLIGATED FUNDS.**—Unobligated amounts remaining in the Fund as of the end of the commemorative period specified in subsection (b) shall be held in the Fund until transferred by law.

(h) **LIMITATION ON EXPENDITURES.**—Total expenditures from the Fund, using amounts appropriated to the Department of Defense, may not exceed \$5,000,000 for fiscal year 2008 or for any subsequent fiscal year to carry out the commemorative program.

(i) **FUNDING.**—Of the amount authorized to be appropriated pursuant to section 301(5) for Defense-wide activities, \$3,000,000 shall be available for deposit in the Fund for fiscal year 2008.

**SEC. 577. PROTECTION OF CHILD CUSTODY ARRANGEMENTS FOR PARENTS WHO ARE MEMBERS OF THE ARMED FORCES DEPLOYED IN SUPPORT OF A CONTINGENCY OPERATION.**

(a) **CHILD CUSTODY PROTECTION.**—Title II of the Servicemembers Civil Relief Act (50 U.S.C. App. 521 et seq.) is amended by adding at the end the following new section:

**“SEC. 208. CHILD CUSTODY PROTECTION.**

“(a) **RESTRICTION ON CHANGE OF CUSTODY.**—If a motion for change of custody of a child

of a servicemember is filed while the servicemember is deployed in support of a contingency operation, no court may enter an order modifying or amending any previous judgment or order, or issue a new order, that changes the custody arrangement for that child that existed as of the date of the deployment of the servicemember, except that a court may enter a temporary custody order if there is clear and convincing evidence that it is in the best interest of the child.

“(b) **COMPLETION OF DEPLOYMENT.**—In any proceeding covered under subsection (a), a court shall require that, upon the return of the servicemember from deployment in support of a contingency operation, the custody order that was in effect immediately preceding the date of the deployment of the servicemember is reinstated.

“(c) **EXCLUSION OF MILITARY SERVICE FROM DETERMINATION OF CHILD’S BEST INTEREST.**—If a motion for the change of custody of the child of a servicemember who was deployed in support of a contingency operation is filed after the end of the deployment, no court may consider the absence of the servicemember by reason of that deployment in determining the best interest of the child.

“(d) **CONTINGENCY OPERATION DEFINED.**—In this section, the term ‘contingency operation’ has the meaning given that term in section 101(a)(13) of title 10, United States Code, except that the term may include such other deployments as the Secretary may prescribe.”

(b) **CLERICAL AMENDMENT.**—The table of contents in section 1(b) of such Act is amended by adding at the end of the items relating to title II the following new item:

“208. Child custody protection.”

**SEC. 578. LIMITATION ON SIMULTANEOUS DEPLOYMENT TO COMBAT ZONES OF DUAL-MILITARY COUPLES WHO HAVE MINOR DEPENDENTS.**

In the case of a member of the Armed Forces with minor dependents who has a spouse who is also a member of the Armed Forces, and the spouse is deployed in an area for which imminent danger pay is authorized under section 310 of title 37, United States Code, the member may request a deferment of a deployment to such an area until the spouse returns from such deployment.

**SEC. 579. PROHIBITION AGAINST MEMBERS OF THE ARMED FORCES PARTICIPATING IN CRIMINAL STREET GANGS.**

The Secretary of Defense shall revise section 3.5.8 of Department of Defense Directive 1325.6 to include membership in a criminal street gang among the list of prohibited activities by members of the Armed Forces.

**SEC. 580. STUDY OF FEASIBILITY OF ESTABLISHING A PILOT PROGRAM ON FAMILY-TO-FAMILY SUPPORT FOR FAMILIES OF MEMBERS OF THE NATIONAL GUARD AND RESERVES UNDERGOING DEPLOYMENT.**

(a) **STUDY.**—The Secretary of Defense shall carry out a study to evaluate the feasibility and advisability of establishing a pilot program on family-to-family support for families of members of the National Guard and Reserves undergoing deployment, including assessments of—

(1) the effectiveness of family-to-family support programs in—

(A) the early identification and prevention of family problems for families of members of the National Guard and Reserve who are deployed;

(B) the provision of peer support for such families;

(C) reducing adverse outcomes for children of such families, including poor academic performance, behavioral problems, and the adverse consequence of stress and anxiety; and

(D) improving family readiness and post-deployment transition for such families;

(2) the feasibility and advisability of utilizing spouses of members of the Armed Forces to act as counselors for spouses and families of members of the National Guard and Reserve who are deployed in order to assist such spouses and families in coping with the deployment of such members throughout their deployment cycle; and

(3) the best practices for training spouses of members of the Armed Forces to act as counselors for spouses and families of members of the National Guard and Reserve who are deployed.

(b) REPORT.—Not later than 180 days after the date of the enactment of this Act, the Secretary of Defense shall submit to Congress a report containing the results of the study conducted under subsection (a).

**SEC. 581. STUDY REGARDING IMPROVING SUPPORT SERVICES FOR CHILDREN, INFANTS, AND TODDLERS OF MEMBERS OF THE NATIONAL GUARD AND RESERVE UNDERGOING DEPLOYMENT.**

(a) STUDY REQUIRED.—

(1) STUDY.—The Secretary of Defense shall conduct a study to evaluate the feasibility and advisability of entering into a contract or other agreement with a private sector entity having expertise in the health and well-being of families and children, infants, and toddlers in order to enhance and develop support services for children of members of the National Guard and Reserve who are deployed.

(2) TYPES OF SUPPORT SERVICES.—In conducting the study, the Secretary shall consider the need—

(A) to develop materials for parents and other caretakers of children of members of the National Guard and Reserve who are deployed to assist such parents and caretakers in responding to the adverse implications of such deployment (and the death or injury of such members during such deployment) for such children, including the role such parents and caretakers can play in addressing and mitigating such implications;

(B) to develop programs and activities to increase awareness throughout the military and civilian communities of the adverse implications of such deployment (and the death or injury of such members during such deployment) for such children and their families and to increase collaboration within such communities to address and mitigate such implications;

(C) to develop training for early child care and education, mental health, health care, and family support professionals to enhance the awareness of such professionals of their role in assisting families in addressing and mitigating the adverse implications of such deployment (and the death or injury of such members during such deployment) for such children; and

(D) to conduct research on best practices for building psychological and emotional resiliency in such children in coping with the deployment of such members.

(b) REPORT.—Not later than 180 days after the date of the enactment of this Act, the Secretary of Defense shall submit to Congress a report containing the results of the study conducted under subsection (a).

**SEC. 582. PROHIBITION ON THE UNAUTHORIZED USE OF NAMES AND IMAGES OF MEMBERS OF THE ARMED FORCES.**

(a) PROHIBITION.—Chapter 49 of title 10, United States Code, is amended by adding at the end the following new section:

**“§ 988. Unauthorized use of names and images of members of the armed forces**

“(a) PROHIBITION.—Except with the permission of the individual or individuals designated under subsection (d), no person may

knowingly use the name or image of a protected individual in connection with any merchandise, retail product, impersonation, solicitation, or commercial activity in a manner reasonably calculated to connect the protected individual with that individual's service in the armed forces.

“(b) AUTHORITY TO ENJOIN VIOLATIONS.—Whenever it appears to the Attorney General that any person is engaged or is about to engage in an act or practice which constitutes or will constitute conduct prohibited by subsection (a), the Attorney General may initiate a civil proceeding in a district court of the United States to enjoin such act or practice. Such court shall proceed as soon as practicable to the hearing and determination of such action and may, at any time before final determination, enter such restraining orders or prohibitions, or take such other actions as is warranted, to prevent injury to the United States or to any person or class of persons for whose protection the action is brought.

“(c) PROTECTED INDIVIDUAL.—For purposes of this section, a protected individual is any person who—

“(1) is a member of the armed forces; or

“(2) was a member of the armed forces at any time after April 5, 1917, and, if not living, has a surviving spouse, child, parent, grandparent, or sibling.

“(d) DESIGNATED INDIVIDUAL OR INDIVIDUALS.—(1) The individual or individuals designated under this subsection, with respect to a protected individual—

“(A) is the protected individual, if living; and

“(B) otherwise is the living survivor or survivors of the protected individual highest on the following list:

“(i) The surviving spouse.

“(ii) The children.

“(iii) The parents.

“(iv) The grandparents.

“(v) The siblings.

“(2) In the case of a protected individual for whom more than one individual is designated under clause (ii), (iii), (iv), or (v) of paragraph (1)(B), the prohibition under subsection (a) shall apply unless permission is obtained from each designated individual.”

(b) CLERICAL AMENDMENT.—The table of sections at the beginning of such chapter is amended by adding at the end the following new item:

“988. Unauthorized use of names and images of members of the armed forces.”

**TITLE VI—COMPENSATION AND OTHER PERSONNEL BENEFITS**

**Subtitle A—Pay and Allowances**

Sec. 601. Fiscal year 2008 increase in military basic pay.

Sec. 602. Basic allowance for housing for reserve component members without dependents who attend accession training while maintaining a primary residence.

Sec. 603. Income replacement payments for reserve component members experiencing extended and frequent mobilization for active duty service.

Sec. 604. Participation of members of the uniformed services in Thrift Savings Plan.

Sec. 605. Enhancement of referral bonus to encourage service in the Army.

Sec. 606. Guaranteed pay increase for members of the Armed Forces of one-half of one percentage point higher than Employment Cost Index.

**Subtitle B—Bonuses and Special and Incentive Pays**

Sec. 611. Extension of certain bonus and special pay authorities for reserve forces.

Sec. 612. Extension of certain bonus and special pay authorities for health care professionals.

Sec. 613. Extension of special pay and bonus authorities for nuclear officers.

Sec. 614. Extension of authorities relating to payment of other bonuses and special pays.

Sec. 615. Increase in incentive special pay and multiyear retention bonus for medical officers.

Sec. 616. Increase in dental officer additional special pay.

Sec. 617. Definition of sea duty for career sea pay to include multi-crew ships.

Sec. 618. Reenlistment bonus for members of the Selected Reserve.

Sec. 619. Availability of Selected Reserve accession bonus for persons who previously served in the Armed Forces for a short period.

Sec. 620. Availability of nuclear officer continuation pay for officers with more than 26 years of commissioned service.

Sec. 621. Waiver of years-of-service limitation on receipt of critical skills retention bonus.

Sec. 622. Accession bonus for participants in the Armed Forces Health Professional Scholarship and Financial Assistance Program.

Sec. 623. Payment of assignment incentive pay for Reserve members serving in combat zone for more than 22 months.

Sec. 624. Increase in maximum monthly rate of hardship duty pay.

**Subtitle C—Travel and Transportation Allowances**

Sec. 631. Allowance for participation in Reserve screening conducted through electronic means.

Sec. 632. Allowance for civilian clothing for members of the Armed Forces traveling in connection with medical evacuation.

Sec. 633. Moving expenses for JROTC instructors who agree to serve in hard-to-fill positions.

Sec. 634. Transportation of additional motor vehicle of members on change of permanent station to or from nonforeign areas outside the continental United States.

Sec. 635. Payment of inactive duty training travel costs for certain Selected Reserve members.

**Subtitle D—Retired Pay and Survivor Benefits**

Sec. 641. Disregarding periods of confinement of member in determining benefits for dependents who are victims of abuse by the member.

Sec. 642. Continuation of authority for members of the Armed Forces to designate a recipient for a portion of the death gratuity.

Sec. 643. Recoupment of annuity amounts previously paid, but subject to offset for dependency and indemnity compensation.

Sec. 644. Special survivor indemnity allowance for persons affected by required Survivor Benefit Plan annuity offset for dependency and indemnity compensation.

Sec. 645. Expansion of combat-related special compensation eligibility for chapter 61 military retirees with fewer than 20 years of creditable service.

Subtitle E—Commissary and Non-appropriated Fund Instrumentality Benefits

- Sec. 651. Access to Defense Commissary and Exchange System by surviving spouse and dependents of certain disabled veterans.
- Sec. 652. Authority to continue commissary and exchange benefits for certain involuntarily separated members of the Armed Forces.
- Sec. 653. Authorization of installment deductions from pay of employees of executive branch instrumentalities to collect indebtedness to the United States.

Subtitle F—Consolidation of Special Pay, Incentive Pay, and Bonus Authorities

- Sec. 661. Consolidation of special pay, incentive pay, and bonus authorities of the uniformed services.
- Sec. 662. Transitional provisions.

Subtitle G—Other Matters

- Sec. 671. Expansion of education loan repayment program for members of the Selected Reserve.
- Sec. 672. Ensuring entry into United States after time abroad for permanent resident alien military spouses and children.
- Sec. 673. Overseas naturalization for military spouses and children.
- Sec. 674. Postal benefits program for members of the Armed Forces serving in Iraq or Afghanistan.
- Sec. 675. Leave for military families.

Subtitle A—Pay and Allowances

**SEC. 601. FISCAL YEAR 2008 INCREASE IN MILITARY BASIC PAY.**

(a) WAIVER OF SECTION 1009 ADJUSTMENT.—The adjustment to become effective during fiscal year 2008 required by section 1009 of title 37, United States Code, in the rates of monthly basic pay authorized members of the uniformed services shall not be made.

(b) INCREASE IN BASIC PAY.—Effective on January 1, 2008, the rates of monthly basic pay for members of the uniformed services are increased by 3.5 percent.

(c) SOURCE OF FUNDS FOR PORTION OF FISCAL YEAR 2008 OBLIGATIONS.—During fiscal year 2008, the funds necessary to satisfy the obligations incurred by the Department of Defense to provide the increase under subsection (b) in the rates of monthly basic pay for members of the Army, Navy, Air Force, and Marine Corps in excess of 3 percent shall be derived from amounts appropriated pursuant to the authorization of appropriations in section 1514 for military personnel accounts of the Department.

**SEC. 602. BASIC ALLOWANCE FOR HOUSING FOR RESERVE COMPONENT MEMBERS WITHOUT DEPENDENTS WHO ATTEND ACCESSION TRAINING WHILE MAINTAINING A PRIMARY RESIDENCE.**

(a) AVAILABILITY OF ALLOWANCE.—Section 403(g)(1) of title 37, United States Code, is amended—

(1) by inserting “to attend accession training,” after “active duty” the first place it appears; and

(2) by inserting a comma after “contingency operation” the first place it appears.

(b) SOURCE OF FUNDS FOR PORTION OF FISCAL YEAR 2008 OBLIGATIONS.—During fiscal year 2008, the funds necessary to satisfy the obligations incurred by the Department of Defense as a result of the amendment made by subsection (a)(1) to provide a basic allowance for housing for reserve component members without dependents who attend accession training while maintaining a primary residence shall be derived from amounts appropriated pursuant to the authorization of appropriations in section 1514

for military personnel accounts of the Department.

(c) EFFECTIVE DATE.—The amendments made by subsection (a) shall apply with respect to months beginning on or after October 1, 2007.

**SEC. 603. INCOME REPLACEMENT PAYMENTS FOR RESERVE COMPONENT MEMBERS EXPERIENCING EXTENDED AND FREQUENT MOBILIZATION FOR ACTIVE DUTY SERVICE.**

(a) CLARIFICATION REGARDING WHEN PAYMENTS REQUIRED.—Subsection (a) of section 910 of title 37, United States Code, is amended by inserting before the period at the end of the first sentence the following: “, when the total monthly military compensation of the member is less than the average monthly civilian income of the member”.

(b) ELIGIBILITY.—Subsection (b) of such section is amended to read as follows:

“(b) ELIGIBILITY.—(1) A member of a reserve component is entitled to a payment under this section for any full month of active duty of the member, when the total monthly military compensation of the member is less than the average monthly civilian income of the member, while the member is on active duty under an involuntary mobilization order, following the date on which the member—

“(A) completes 540 continuous days of service on active duty under an involuntary mobilization order;

“(B) completes 720 cumulative days on active duty under an involuntary mobilization order during the previous 1,800 days; or

“(C) is involuntarily mobilized for service on active duty for a period of 180 days or more within 180 days after the date of the member’s separation from a previous period of active duty for a period of 180 days or more.

“(2) The entitlement of a member of a reserve component to a payment under this section also shall commence or, if previously commenced under paragraph (1), shall continue if the member—

“(A) satisfies the required number of days on active duty specified in subparagraph (A) or (B) of paragraph (1) or was involuntarily mobilized as provided in subparagraph (C) of such paragraph; and

“(B) is retained on active duty under subparagraph (A) or (B) of section 12301(h)(1) of title 10 because of an injury or illness incurred or aggravated while the member was assigned to duty in an area for which special pay under section 310 of this title is available.”.

(c) TERMINATION OF AUTHORITY.—Subsection (g) of such section is amended to read as follows:

“(g) TERMINATION.—No payment shall be made to a member under this section for months beginning after December 31, 2008, unless the entitlement of the member to payments under this section commenced on or before that date.”.

**SEC. 604. PARTICIPATION OF MEMBERS OF THE UNIFORMED SERVICES IN THRIFT SAVINGS PLAN.**

(a) SEMI-MONTHLY DEPOSIT OF MEMBER’S CONTRIBUTIONS.—Section 1014 of title 37, United States Code, is amended by adding at the end the following new subsection:

“(c) Notwithstanding subsection (a), in the case of a member of the uniformed services who has elected to participate in the Thrift Savings Plan under section 211 of this title, one-half of the monthly contribution of the member to the Plan shall be made in midmonth.”.

(b) SEMI-MONTHLY REPAYMENT OF BORROWED AMOUNTS.—Section 211 of such title is amended by adding at the end the following new subsection:

“(e) REPAYMENT OF AMOUNTS BORROWED FROM MEMBER ACCOUNT.—If a loan is issued

to a member under section 8433(g) of title 5 from funds in the member’s account in the Thrift Savings Plan, repayment of the loan shall be required on the same semi-monthly basis as authorized for contributions to the Fund under section 1014(c) of this title.”.

**SEC. 605. ENHANCEMENT OF REFERRAL BONUS TO ENCOURAGE SERVICE IN THE ARMY.**

(a) INDIVIDUALS ELIGIBLE FOR BONUS.—Section 645 of the National Defense Authorization Act for Fiscal Year 2006 (Public Law 109-163; 119 Stat. 3310) is amended—

(1) in subsection (a)(1), by striking “enlists” and inserting “enlists, or is appointed as an officer to serve in a health profession designated by the Secretary.”; and

(2) in subsection (b), by inserting “or appointment” after “enlisting” both places it appears.

(b) EFFECTIVE DATE.—The amendments made by this section shall apply with respect to bonuses payable under section 645 of the National Defense Authorization Act for Fiscal Year 2006 on or after the date of the enactment of this Act.

**SEC. 606. GUARANTEED PAY INCREASE FOR MEMBERS OF THE ARMED FORCES OF ONE-HALF OF ONE PERCENTAGE POINT HIGHER THAN EMPLOYMENT COST INDEX.**

Section 1009(c)(2) of title 37, United States Code, is amended “fiscal years 2004, 2005, and 2006” and inserting “fiscal years 2009 through 2012”.

Subtitle B—Bonuses and Special and Incentive Pays

**SEC. 611. EXTENSION OF CERTAIN BONUS AND SPECIAL PAY AUTHORITIES FOR RESERVE FORCES.**

(a) SELECTED RESERVE REENLISTMENT BONUS.—Section 308b(g) of title 37, United States Code, is amended by striking “December 31, 2007” and inserting “December 31, 2009”.

(b) SELECTED RESERVE AFFILIATION OR ENLISTMENT BONUS.—Section 308c(i) of such title is amended by striking “December 31, 2007” and inserting “December 31, 2009”.

(c) SPECIAL PAY FOR ENLISTED MEMBERS ASSIGNED TO CERTAIN HIGH PRIORITY UNITS.—Section 308d(c) of such title is amended by striking “December 31, 2007” and inserting “December 31, 2009”.

(d) READY RESERVE ENLISTMENT BONUS FOR PERSONS WITHOUT PRIOR SERVICE.—Section 308g(f)(2) of such title is amended by striking “December 31, 2007” and inserting “December 31, 2009”.

(e) READY RESERVE ENLISTMENT AND REENLISTMENT BONUS FOR PERSONS WITH PRIOR SERVICE.—Section 308h(e) of such title is amended by striking “December 31, 2007” and inserting “December 31, 2009”.

(f) SELECTED RESERVE ENLISTMENT BONUS FOR PERSONS WITH PRIOR SERVICE.—Section 308i(f) of such title is amended by striking “December 31, 2007” and inserting “December 31, 2009”.

**SEC. 612. EXTENSION OF CERTAIN BONUS AND SPECIAL PAY AUTHORITIES FOR HEALTH CARE PROFESSIONALS.**

(a) NURSE OFFICER CANDIDATE ACCESSION PROGRAM.—Section 2130a(a)(1) of title 10, United States Code, is amended by striking “December 31, 2007” and inserting “December 31, 2009”.

(b) REPAYMENT OF EDUCATION LOANS FOR CERTAIN HEALTH PROFESSIONALS WHO SERVE IN THE SELECTED RESERVE.—Section 16302(d) of such title is amended by striking “January 1, 2008” and inserting “January 1, 2010”.

(c) ACCESSION BONUS FOR REGISTERED NURSES.—Section 302d(a)(1) of title 37, United States Code, is amended by striking “December 31, 2007” and inserting “December 31, 2009”.

(d) INCENTIVE SPECIAL PAY FOR NURSE ANESTHETISTS.—Section 302e(a)(1) of such title

is amended by striking "December 31, 2007" and inserting "December 31, 2009".

(e) SPECIAL PAY FOR SELECTED RESERVE HEALTH PROFESSIONALS IN CRITICALLY SHORT WARTIME SPECIALTIES.—Section 302g(e) of such title is amended by striking "December 31, 2007" and inserting "December 31, 2009".

(f) ACCESSION BONUS FOR DENTAL OFFICERS.—Section 302h(a)(1) of such title is amended by striking "December 31, 2007" and inserting "December 31, 2009".

(g) ACCESSION BONUS FOR PHARMACY OFFICERS.—Section 302j(a) of such title is amended by striking "December 31, 2007" and inserting "December 31, 2009".

(h) ACCESSION BONUS FOR MEDICAL OFFICERS IN CRITICALLY SHORT WARTIME SPECIALTIES.—Section 302k(f) of such title is amended by striking "December 31, 2007" and inserting "December 31, 2009".

(i) ACCESSION BONUS FOR DENTAL SPECIALIST OFFICERS IN CRITICALLY SHORT WARTIME SPECIALTIES.—Section 302l(g) of such title is amended by striking "December 31, 2007" and inserting "December 31, 2009".

**SEC. 613. EXTENSION OF SPECIAL PAY AND BONUS AUTHORITIES FOR NUCLEAR OFFICERS.**

(a) SPECIAL PAY FOR NUCLEAR-QUALIFIED OFFICERS EXTENDING PERIOD OF ACTIVE SERVICE.—Section 312(f) of title 37, United States Code, is amended by striking "December 31, 2007" and inserting "December 31, 2009".

(b) NUCLEAR CAREER ACCESSION BONUS.—Section 312b(c) of such title is amended by striking "December 31, 2007" and inserting "December 31, 2009".

(c) NUCLEAR CAREER ANNUAL INCENTIVE BONUS.—Section 312c(d) of such title is amended by striking "December 31, 2007" and inserting "December 31, 2009".

**SEC. 614. EXTENSION OF AUTHORITIES RELATING TO PAYMENT OF OTHER BONUSES AND SPECIAL PAYS.**

(a) AVIATION OFFICER RETENTION BONUS.—Section 301b(a) of title 37, United States Code, is amended by striking "December 31, 2007" and inserting "December 31, 2009".

(b) ASSIGNMENT INCENTIVE PAY.—Section 307a(g) of such title is amended by striking "December 31, 2008" and inserting "December 31, 2009".

(c) REENLISTMENT BONUS FOR ACTIVE MEMBERS.—Section 308(g) of such title is amended by striking "December 31, 2007" and inserting "December 31, 2009".

(d) ENLISTMENT BONUS.—Section 309(e) of such title is amended by striking "December 31, 2007" and inserting "December 31, 2009".

(e) RETENTION BONUS FOR MEMBERS WITH CRITICAL MILITARY SKILLS OR ASSIGNED TO HIGH PRIORITY UNITS.—Section 323(i) of such title is amended by striking "December 31, 2007" and inserting "December 31, 2009".

(f) ACCESSION BONUS FOR NEW OFFICERS IN CRITICAL SKILLS.—Section 324(g) of such title is amended by striking "December 31, 2007" and inserting "December 31, 2009".

(g) INCENTIVE BONUS FOR CONVERSION TO MILITARY OCCUPATIONAL SPECIALTY TO EASE PERSONNEL SHORTAGE.—Section 326(g) of such title is amended by striking "December 31, 2007" and inserting "December 31, 2009".

(h) INCENTIVE BONUS FOR TRANSFER BETWEEN THE ARMED FORCES.—Section 327(h) of such title is amended by striking "December 31, 2009" and inserting "December 31, 2010".

(i) ACCESSION BONUS FOR OFFICER CANDIDATES.—Section 330(f) of such title is amended by striking "December 31, 2007" and inserting "December 31, 2009".

(j) ARMY REFERRAL BONUS.—Subsection (h) of section 645 of the National Defense Authorization Act for Fiscal Year 2006 (Public Law 109-163; 119 Stat. 3310), as redesignated by section 624(e) of the John Warner National Defense Authorization Act for Fiscal Year 2007 (Public Law 109-364; 120 Stat. 2258), is amended by striking "December 31, 2007" and inserting "December 31, 2009".

**SEC. 615. INCREASE IN INCENTIVE SPECIAL PAY AND MULTIYEAR RETENTION BONUS FOR MEDICAL OFFICERS.**

(a) INCENTIVE SPECIAL PAY.—Section 302(b)(1) of title 37, United States Code, is amended by striking "\$50,000" and inserting "\$75,000".

(b) MULTIYEAR RETENTION BONUS.—Section 301d(a)(2) of such title is amended by striking "\$50,000" and inserting "\$75,000".

**SEC. 616. INCREASE IN DENTAL OFFICER ADDITIONAL SPECIAL PAY.**

Section 302b(a)(4) of title 37, United States Code, is amended—

(1) by striking "shall be paid at the following rates" in the matter preceding subparagraph (A) and inserting "shall not exceed the following:";

(2) in subparagraph (A), by striking "\$4,000" and inserting "\$10,000"; and

(3) in subparagraph (B), by striking "\$6,000" and inserting "\$12,000".

**SEC. 617. DEFINITION OF SEA DUTY FOR CAREER SEA PAY TO INCLUDE MULTI-CREW SHIPS.**

Section 305a(e)(1)(A) of title 37, United States Code, is amended—

(1) by striking "or" at the end of clause (ii); and

(2) by adding at the end the following new clause:

"(iv) while serving as an off-cycle crewmember of a multi-crewed ship; or"

**SEC. 618. REENLISTMENT BONUS FOR MEMBERS OF THE SELECTED RESERVE.**

(a) MINIMUM TERM OF REENLISTMENT OR ENLISTMENT EXTENSION.—Subsection (a)(2) of 308b of title 37, United States Code, is amended by striking "his enlistment for a period of three years or for a period of six years" and inserting "an enlistment for a period of at least three years".

(b) MAXIMUM BONUS AMOUNT.—Subsection (b)(1) of such section is amended by striking "may not exceed" and all that follows through the end of the paragraph and inserting "may not exceed \$15,000".

(c) CONFORMING AMENDMENT REGARDING ELIGIBILITY REQUIREMENTS.—Subsection (c) of such section is amended—

(1) by striking the subsection heading and paragraph (1) and inserting "WAIVER OF CONDITION ON ELIGIBILITY.—"; and

(2) by striking "paragraph (1)(B) or".

**SEC. 619. AVAILABILITY OF SELECTED RESERVE ACCESSION BONUS FOR PERSONS WHO PREVIOUSLY SERVED IN THE ARMED FORCES FOR A SHORT PERIOD.**

Section 308c(c)(1) of title 37, United States Code, is amended by inserting before the semicolon the following: "or has served in the armed forces, but was released from such service before completing the basic training requirements of the armed force of which the person was a member and the service was characterized as either honorable or uncharacterized".

**SEC. 620. AVAILABILITY OF NUCLEAR OFFICER CONTINUATION PAY FOR OFFICERS WITH MORE THAN 26 YEARS OF COMMISSIONED SERVICE.**

Section 312 of title 37, United States Code, is amended—

(1) in subsection (a)(3), by striking "26 years" and inserting "30 years"; and

(2) in subsection (e)(1), by striking "26 years" and inserting "30 years".

**SEC. 621. WAIVER OF YEARS-OF-SERVICE LIMITATION ON RECEIPT OF CRITICAL SKILLS RETENTION BONUS.**

Section 323(e) of title 37, United States Code, is amended by adding at the end the following new paragraph:

"(4) The Secretary of Defense, or the Secretary of Homeland Security with respect to the Coast Guard when it is not operating as a service in the Navy, may waive the limitations in paragraph (1) with respect to a mem-

ber who, during the period of active duty or service in an active status in a reserve component for which the bonus is being offered, is assigned duties in a skill designated as critical under subsection (b)(1). The authority to grant a waiver under this paragraph may not be delegated below the Undersecretary of Defense for Personnel and Readiness or the Deputy Secretary of the Department of Homeland Security."

**SEC. 622. ACCESSION BONUS FOR PARTICIPANTS IN THE ARMED FORCES HEALTH PROFESSIONAL SCHOLARSHIP AND FINANCIAL ASSISTANCE PROGRAM.**

(a) ACCESSION BONUS AUTHORIZED.—Subchapter I of chapter 105 of title 10, United States Code, is amended by adding at the end the following new section:

**"§2128. Accession bonus for members of the program**

"(a) AVAILABILITY OF BONUS.—The Secretary of Defense may offer a person who enters into an agreement under section 2122(a)(2) of this title an accession bonus of not more than \$20,000 as part of the agreement.

"(b) REPAYMENT.—A person who receives an accession bonus under this section, but fails to comply with the agreement under section 2122(a)(2) of this title or to commence or complete the active duty obligation imposed by section 2123 of this title, shall be subject to the repayment provisions of section 303a(e) of title 37."

(b) CLERICAL AMENDMENT.—The table of sections at the beginning of such subchapter is amended by adding at the end the following new item:

"2128. Accession bonus for members of the program."

**SEC. 623. PAYMENT OF ASSIGNMENT INCENTIVE PAY FOR RESERVE MEMBERS SERVING IN COMBAT ZONE FOR MORE THAN 22 MONTHS.**

(a) PAYMENT.—The Secretary of a military department may pay assignment incentive pay under section 307a of title 37, United States Code, to a member of a reserve component under the jurisdiction of the Secretary for each month during the eligibility period of the member determined under subsection (b) during which the member served for any portion of the month in a combat zone associated with Operating Enduring Freedom or Operation Iraqi Freedom in excess of 22 months of qualifying service.

(b) ELIGIBILITY PERIOD.—The eligibility period for a member extends from January 1, 2005, through the end of the active duty service of the member in a combat zone associated with Operating Enduring Freedom or Operation Iraqi Freedom if the service on active duty during the member's most recent period of mobilization to active duty began before January 19, 2007.

(c) AMOUNT OF PAYMENT.—The monthly rate of incentive pay payable to a member under this section is \$1,000.

(d) QUALIFYING SERVICE.—For purposes of this section, qualifying service includes cumulative mobilized service on active duty under sections 12301(d), 12302, and 12304 of title 10, United States Code, during the period beginning on January 1, 2003, through the end of the member's active duty service during the member's most recent period of mobilization to active duty beginning before January 19, 2007.

**SEC. 624. INCREASE IN MAXIMUM MONTHLY RATE OF HARDSHIP DUTY PAY.**

(a) INCREASE.—Effective October 1, 2007, section 305(a) of title 37, United States Code, is amended by striking "\$750" and inserting "\$1,500".

(b) FUNDING SOURCE.—Of the amounts authorized to be appropriated to the Department of Defense for military personnel accounts for fiscal year 2008, not more than

\$79,000,000 shall be available to cover the additional costs incurred to implement the amendment made by subsection (a).

**Subtitle C—Travel and Transportation Allowances**

**SEC. 631. ALLOWANCE FOR PARTICIPATION IN RESERVE SCREENING CONDUCTED THROUGH ELECTRONIC MEANS.**

(a) ALLOWANCE FOR ELECTRONIC RESERVE SCREENING.—Section 433 of title 37, United States Code, is amended—

(1) in subsection (a), by inserting “ALLOWANCE FOR MUSTER DUTY.—(1)” before “Under”;

(2) by redesignating subsection (b) as paragraph (2) of subsection (a), and in such paragraph, as so redesignated, by striking “this section” and inserting “paragraph (1)”; and

(3) by inserting before subsection (c) the following new subsection (b):

“(b) ALLOWANCE FOR ELECTRONIC SCREENING.—(1) Under uniform regulations prescribed by the Secretaries concerned, a member of the Individual Ready Reserve may be paid a stipend when the member participates, through electronic means, in the screening performed pursuant to section 10149 of title 10, in lieu of muster duty performed under section 12319 of such title.

“(2) The amount of the stipend paid to a member under paragraph (1) may not exceed \$50 in any calendar year.”.

(b) PAYMENT REQUIREMENTS.—Subsection (c) of such section is amended—

(1) by inserting “PAYMENT REQUIREMENTS.—” before the first sentence;

(2) by striking “allowance” each place it appears and inserting “allowances”;

(3) by inserting “or screening” after “muster duty” both places it appears; and

(4) by striking “serving, as commutation” and inserting “serving. The allowance under subsection (a) is provided as commutation”.

(c) PROHIBITIONS.—Such section is further amended—

(1) in subsection (d)—

(A) by inserting “BAR TO INACTIVE DUTY COMPENSATION.—” before “A member”; and

(B) by inserting “or screening through electronic means” after “muster duty”; and

(2) by adding at the end the following new subsection:

“(e) BAR TO RETIREMENT CREDIT.—The participation by a member in screening for which a stipend is paid under subsection (b) shall not be credited in determining entitlement to, or in computing, retired pay under chapter 1223 of title 10.”.

(d) CLERICAL AMENDMENTS.—

(1) SECTION HEADING.—The heading of such section is amended to read as follows:

“§ 433. Allowance for muster duty or for participation in Reserve screening”.

(2) TABLE OF SECTIONS.—The table of sections at the beginning of chapter 7 of title 37, United States Code, is amended by striking the item relating to section 433 and inserting the following new item:

“433. Allowance for muster duty or for participation in Reserve screening.”.

(e) CONFORMING AMENDMENTS TO OTHER LAWS.—

(1) BAR TO DUAL COMPENSATION FOR INACTIVE-DUTY TRAINING.—Section 206 of such title is amended by adding at the end the following new subsection:

“(f) A member of the National Guard or of a reserve component of a uniformed service may not be paid under this section if the member receives a stipend under section 433(b) of this title for the same period.”.

(2) BAR TO RETIREMENT CREDIT.—Section 12732(b) of title 10, United States Code, is amended by inserting after paragraph (7) the following new paragraph:

“(8) Participation, through electronic means, in the screening performed pursuant to section 10149 of this title, regardless of whether or not a stipend is paid under section 433(b) of title 37 for such participation.”.

**SEC. 632. ALLOWANCE FOR CIVILIAN CLOTHING FOR MEMBERS OF THE ARMED FORCES TRAVELING IN CONNECTION WITH MEDICAL EVACUATION.**

Section 1047(a) of title 10, United States Code, is amended by inserting “and luggage” after “civilian clothing” both places it appears.

**SEC. 633. MOVING EXPENSES FOR JR/OTC INSTRUCTORS WHO AGREE TO SERVE IN HARD-TO-FILL POSITIONS.**

Section 2031(d) of title 10, United States Code, is amended—

(1) by redesignating paragraph (2) as paragraph (3); and

(2) by inserting after paragraph (1) the following new paragraph (2):

“(2)(A) An individual so employed may, if the institution concerned so agrees, be reimbursed by the institution for the moving expenses incurred by the individual to fill the position concerned, separate from any other amount paid to the individual. Subject to subparagraph (B), the Secretary concerned may enter into an agreement with such an institution under which the Secretary reimburses the institution for the amount the institution reimburses the individual. Reimbursements by the Secretary concerned under this paragraph shall be made from funds appropriated for that purpose.

“(B) Such a reimbursement by the Secretary concerned may be made only if, as determined by the Secretary concerned—

“(i) the position to be filled by the individual is a hard-to-fill position, based on geographic or economic factors;

“(ii) the individual has entered into a written agreement with the institution to serve in that position for at least two years; and

“(iii) making the reimbursement is in the national interest.”.

**SEC. 634. TRANSPORTATION OF ADDITIONAL MOTOR VEHICLE OF MEMBERS ON CHANGE OF PERMANENT STATION TO OR FROM NONFOREIGN AREAS OUTSIDE THE CONTINENTAL UNITED STATES.**

(a) AUTHORITY TO TRANSPORT ADDITIONAL MOTOR VEHICLE.—Subsection (a) of section 2634 of title 10, United States Code, is amended—

(1) by striking the sentence following paragraph (4);

(2) by redesignating paragraphs (1), (2), (3), and (4) as subparagraphs (A), (B), (C), and (D), respectively;

(3) by inserting “(1)” after “(a)”; and

(4) by adding at the end the following new paragraph:

“(2) One additional motor vehicle of a member (or a dependent of the member) may be transported as provided in paragraph (1) if—

“(A) the member is ordered to make a change of permanent station to or from a nonforeign area outside the continental United States and the member has at least one dependent of driving age who will use the motor vehicle; or

“(B) the Secretary concerned determines that a replacement for the motor vehicle transported under paragraph (1) is necessary for reasons beyond the control of the member and is in the interest of the United States and the Secretary approves the transportation in advance.”.

(b) TECHNICAL AND CONFORMING AMENDMENTS.—Such subsection is further amended—

(1) by striking “his dependents” and inserting “a dependent of the member”;

(2) by striking “him” and inserting “the member”;

(3) by striking “his” and inserting “the member”;

(4) by striking “his new” and inserting “the member’s new”; and

(5) in paragraph (1)(C), as redesignated by subsection (a), by striking “clauses (1) and (2)” and inserting “subparagraphs (A) and (B)”.

(c) EFFECTIVE DATE.—Paragraph (2)(A) of subsection (a) of section 2634 of title 10, United States Code, as added by subsection (a)(4), shall apply with respect to orders issued on or after the date of the enactment of this Act for members of the Armed Forces to make a change of permanent station to or from nonforeign areas outside the continental United States.

**SEC. 635. PAYMENT OF INACTIVE DUTY TRAINING TRAVEL COSTS FOR CERTAIN SELECTED RESERVE MEMBERS.**

(a) PAYMENT OF TRAVEL COSTS AUTHORIZED.—Chapter 7 of title 37, United States Code, is amended by inserting after section 408 the following new section:

**“§ 408a. Travel and transportation allowances: inactive duty training or unit training assembly outside of commuting distance of duty station**

“(a) ALLOWANCE AUTHORIZED.—Under regulations prescribed by the Secretary concerned, if a member of the Selected Reserve who occupies a specialty designated by the Secretary for purposes of this section performs inactive duty training or attends a unit training assembly outside of the commuting limits of the member’s station for the purpose of maintaining mission readiness, the Secretary may reimburse the member for travel expenses in an amount not to exceed \$300 for the training or assembly.

“(b) DURATION OF AUTHORITY.—Reimbursement may not be provided under this section for travel costs incurred before October 1, 2008, or after December 31, 2014.”.

(b) CLERICAL AMENDMENT.—The table of sections at the beginning of such chapter is amended by inserting after the item relating to section 408 the following new item:

“408a. Travel and transportation allowances: inactive duty training or unit training assembly outside of commuting distance of duty station.”.

**Subtitle D—Retired Pay and Survivor Benefits**

**SEC. 641. DISREGARDING PERIODS OF CONFINEMENT OF MEMBER IN DETERMINING BENEFITS FOR DEPENDENTS WHO ARE VICTIMS OF ABUSE BY THE MEMBER.**

Section 1408(h)(10) of title 10, United States Code, is amended by adding at the end the following new subparagraph:

“(C) In determining under paragraph (2)(A) whether a member of the armed forces became eligible to be retired from the armed forces on the basis of years of service so that a spouse or dependent child of the member is eligible to receive payment under this subsection, the Secretary concerned shall consider as creditable service by the member any periods of confinement served by the member before convening authority action on the record of trial related to the misconduct that resulted in the termination of the eligibility of the member to receive retired pay.”.

**SEC. 642. CONTINUATION OF AUTHORITY FOR MEMBERS OF THE ARMED FORCES TO DESIGNATE A RECIPIENT FOR A PORTION OF THE DEATH GRATUITY.**

Effective as of October 1, 2007, subsection (d) of section 1477 of title 10, United States Code, as amended by section 1316 of the U.S. Troop Readiness, Veterans’ Care, Katrina Recovery, and Iraq Accountability Appropriations Act, 2007, is amended by striking

"During the period beginning on the date of the enactment of this subsection and ending on September 30, 2007, a person" and inserting "A person".

**SEC. 643. RECOUPMENT OF ANNUITY AMOUNTS PREVIOUSLY PAID, BUT SUBJECT TO OFFSET FOR DEPENDENCY AND INDEMNITY COMPENSATION.**

(a) **LIMITATION ON RECOUPMENT; NOTIFICATION REQUIREMENTS.**—Section 1450(c) of title 10, United States Code, is amended by adding at the end the following new paragraph:

"(3) **LIMITATION ON RECOUPMENT OF OFFSET AMOUNT.**—Any amount subject to offset under this subsection that was previously paid to the surviving spouse or former spouse shall be recouped only to the extent that the amount paid exceeds any amount to be refunded under subsection (e). In notifying a surviving spouse or former spouse of the recoupment requirement, the Secretary shall provide the spouse or former spouse—

"(A) a single notice of the net amount to be recouped or the net amount to be refunded, as applicable, under this subsection or subsection (e);

"(B) a written explanation of the statutory requirements for recoupment of the offset amount and for refund of any applicable amount deducted from retired pay;

"(C) a detailed accounting of how the offset amount being recouped and retired pay deduction amount being refunded were calculated; and

"(D) contact information for a person who can provide information about the offset recoupment and retired pay deduction refund processes and answer questions the surviving spouse or former spouse may have about the requirements, processes, or amounts."

(b) **APPLICATION.**—Paragraph (3) of subsection (c) of section 1450 of title 10, United States Code, as added by subsection (a), shall apply with respect to the recoupment on or after April 1, 2008, of amounts subject to offset under such subsection.

**SEC. 644. SPECIAL SURVIVOR INDEMNITY ALLOWANCE FOR PERSONS AFFECTED BY REQUIRED SURVIVOR BENEFIT PLAN ANNUITY OFFSET FOR DEPENDENCY AND INDEMNITY COMPENSATION.**

(a) **PROVISION OF ALLOWANCE.**—Section 1450 of title 10, United States Code, is amended by adding at the end the following new subsection:

"(m) **SPECIAL SURVIVOR INDEMNITY ALLOWANCE.**—

"(1) **PROVISION OF ALLOWANCE.**—The Secretary concerned shall pay a monthly special survivor indemnity allowance under this subsection to the surviving spouse or former spouse of a member of the uniformed services to whom section 1448 of this title applies if—

"(A) the surviving spouse or former spouse is entitled to dependency and indemnity compensation under section 1311(a) of title 38; and

"(B) the eligibility of the surviving spouse or former spouse for an annuity under section 1448 of this title is affected by subsection (c) of this section.

"(2) **AMOUNT OF PAYMENT.**—The amount of the allowance paid to an eligible survivor under paragraph (1) for a month shall be equal to the lesser of—

"(A) \$40; or

"(B) the amount of the annuity for that month subject to offset under subsection (c).

"(3) **STATUS OF PAYMENTS.**—An allowance paid under this subsection does not constitute an annuity, and amounts so paid are not subject to adjustment under any other provision of law.

"(4) **SOURCE OF FUNDS.**—The special survivor indemnity allowance shall be paid from amounts in the Department of Defense Military Retirement Fund established under section 1461 of this title."

(b) **EFFECTIVE DATE.**—Subsection (m) of section 1450 of title 10, United States Code, as added by subsection (a), shall take effect on October 1, 2008, and shall apply to the month beginning on that date and subsequent months through the month ending on February 28, 2016. Effective on March 1, 2016, such subsection shall terminate. No special survivor indemnity allowance may be paid to any person by reason of such subsection for any period before October 1, 2008.

**SEC. 645. EXPANSION OF COMBAT-RELATED SPECIAL COMPENSATION ELIGIBILITY FOR CHAPTER 61 MILITARY RETIREES WITH FEWER THAN 20 YEARS OF CREDITABLE SERVICE.**

(a) **ELIGIBILITY.**—Subsection (c) of section 1413a of title 10, United States Code, is amended by striking "entitled to retired pay who—" and all that follows through the end of paragraph (1) and inserting the following: "who—

"(1) is entitled to retired pay (other than by reason of section 12731b of this title); and"

(b) **COMPUTATION.**—Subsection (b) of such section is amended—

(1) in paragraph (1), by striking "In the case of" and inserting "Subject to paragraph (4), in the case of"; and

(2) by adding at the end the following new paragraph:

"(4) **CHAPTER 61 DISABILITY RETIREES WITH FEWER THAN 20 YEARS OF SERVICE.**—In the case of an eligible combat-related disabled uniformed services retiree who is retired under chapter 61 of this title with at least 15 years of creditable service, but fewer than 20 years of creditable service, and who receives veterans disability compensation for a disability rated at least 60 percent, the amount of the payment under paragraph (1) for any month shall be reduced by the amount (if any) by which—

"(A) the amount of the member's retired pay under chapter 61 of this title; exceeds

"(B) the amount equal to 2½ percent of the member's years of creditable service multiplied by the member's retired pay base under section 1406(b)(1) or 1407 of this title, whichever is applicable to the member."

(c) **EFFECTIVE DATE.**—The amendments made by this section shall take effect on October 1, 2008, and shall apply to payments for the month beginning on that date and subsequent months through the month ending on September 30, 2015. Effective on October 1, 2015, the amendments made by this section shall terminate and subsection (c) of section 1413a of title 10, United States Code, shall be amended to appear as it did on September 30, 2008.

**Subtitle E—Commissary and Non-appropriated Fund Instrumentality Benefits**

**SEC. 651. ACCESS TO DEFENSE COMMISSARY AND EXCHANGE SYSTEM BY SURVIVING SPOUSE AND DEPENDENTS OF CERTAIN DISABLED VETERANS.**

(a) **REVISION OF REGULATIONS AND INSTRUCTIONS.**—The Secretary of Defense shall revise the regulations and instructions described in subsection (b) as necessary to ensure access to the Defense Commissary and Exchange System by the surviving spouse and dependents of a veteran who had a service-connected disability rated at 100 percent (total), based on an application submitted by the veteran, although the disability rating was awarded posthumously. Such access shall be provided in the same manner and to the same extent as other surviving spouses and dependents covered by such regulations and instructions.

(b) **COVERED REGULATIONS AND INSTRUCTIONS.**—The regulations and instructions referred to in subsection (a) are the following:

(1) Armed Services Commissary Regulations (DoD Regulations 1330.17–R, April 1987).

(2) Armed Services Exchange Regulations (DoD Instruction 1330.21, July, 14, 2005).

(3) The instruction pertaining to identification cards (ID) cards for members of the uniformed services, their dependents, and other eligible individuals (DoD Instruction 1000.13, December 5, 1997).

**SEC. 652. AUTHORITY TO CONTINUE COMMISSARY AND EXCHANGE BENEFITS FOR CERTAIN INVOLUNTARILY SEPARATED MEMBERS OF THE ARMED FORCES.**

(a) **RESUMPTION FOR MEMBERS INVOLUNTARILY SEPARATED FROM ACTIVE DUTY.**—Section 1146 of title 10, United States Code, is amended—

(1) by inserting "(a) MEMBERS INVOLUNTARILY SEPARATED FROM ACTIVE DUTY.—" before "The Secretary of Defense";

(2) in the first sentence, by striking "October 1, 1990, and ending on December 31, 2001" and inserting "October 1, 2007, and ending on December 31, 2012"; and

(3) in the second sentence, by striking "the period beginning on October 1, 1994, and ending on December 31, 2001" and inserting "the same period".

(b) **EXTENSION TO MEMBERS INVOLUNTARILY SEPARATED FROM SELECTED RESERVE.**—Such section is further amended by adding at the end the following new subsection:

"(b) **MEMBERS INVOLUNTARILY SEPARATED FROM SELECTED RESERVE.**—The Secretary of Defense shall prescribe regulations to allow a member of the Selected Reserve of the Ready Reserve who is involuntarily separated from the Selected Reserve as a result of the exercise of the force shaping authority of the Secretary concerned under section 647 of this title or other force shaping authority during the period beginning on October 1, 2007, and ending on December 31, 2012, to continue to use commissary and exchange stores during the two-year period beginning on the date of the involuntary separation of the member in the same manner as a member on active duty. The Secretary of Homeland Security shall implement this provision for Coast Guard members involuntarily separated during the same period."

**SEC. 653. AUTHORIZATION OF INSTALLMENT DEDUCTIONS FROM PAY OF EMPLOYEES OF EXECUTIVE BRANCH INSTRUMENTALITIES TO COLLECT INDEBTEDNESS TO THE UNITED STATES.**

(a) **COVERAGE OF EXECUTIVE BRANCH INSTRUMENTALITIES.**—Section 5514(a)(5)(B) of title 5, United States Code, is amended by striking "judicial" and inserting "executive, judicial,"

(b) **EFFECTIVE DATE.**—The amendment made by subsection (a) shall take effect on the date of the enactment of this Act and apply with respect to debt incurred before, on, or after that date.

**Subtitle F—Consolidation of Special Pay, Incentive Pay, and Bonus Authorities**

**SEC. 661. CONSOLIDATION OF SPECIAL PAY, INCENTIVE PAY, AND BONUS AUTHORITIES OF THE UNIFORMED SERVICES.**

(a) **CONSOLIDATION.**—Chapter 5 of title 37, United States Code, is amended—

(1) by inserting before section 301 the following subchapter heading:

"SUBCHAPTER I—EXISTING SPECIAL PAY, INCENTIVE PAY, AND BONUS AUTHORITIES";

and

(2) by adding at the end the following new subchapters:

"SUBCHAPTER II—CONSOLIDATION OF SPECIAL PAY, INCENTIVE PAY, AND BONUS AUTHORITIES

**"§ 331. General bonus authority for enlisted members**

"(a) **AUTHORITY TO PROVIDE BONUS.**—The Secretary concerned may pay a bonus under



this section to a person, including a member of the armed forces, who—

“(1) enlists in an armed force;

“(2) enlists in or affiliates with a reserve component of an armed force;

“(3) reenlists, voluntarily extends an enlistment, or otherwise agrees to serve—

“(A) for a specified period in a designated career field, skill, or unit of an armed force; or

“(B) under other conditions of service in an armed force;

“(4) transfers from a regular component of an armed force to a reserve component of that same armed force or from a reserve component of an armed force to the regular component of that same armed force; or

“(5) transfers from a regular component or reserve component of an armed force to a regular component or reserve component of another armed force, subject to the approval of the Secretary with jurisdiction over the armed force to which the member is transferring.

“(b) SERVICE ELIGIBILITY.—A bonus authorized by subsection (a) may be paid to a person or member only if the person or member agrees under subsection (d)—

“(1) to serve for a specified period in a designated career field, skill, unit, or grade; or

“(2) to meet some other condition of service imposed by the Secretary concerned.

“(c) MAXIMUM AMOUNT AND METHOD OF PAYMENT.—

“(1) MAXIMUM AMOUNT.—The Secretary concerned shall determine the amount of a bonus to be paid under this section, except that—

“(A) a bonus paid under paragraph (1) or (2) of subsection (a) may not exceed \$50,000 for a minimum two-year period of obligated service agreed to under subsection (d); and

“(B) a bonus paid under paragraph (3), (4), or (5) of subsection (a) may not exceed \$40,000 for a minimum one-year period of obligated service agreed to under subsection (d).

“(2) LUMP SUM OR INSTALLMENTS.—A bonus under this section may be paid in a lump sum or in periodic installments, as determined by the Secretary concerned.

“(3) FIXING BONUS AMOUNT.—Upon acceptance by the Secretary concerned of the written agreement required by subsection (d), the total amount of the bonus to be paid under the agreement shall be fixed.

“(d) WRITTEN AGREEMENT.—To receive a bonus under this section, a person or member determined to be eligible for the bonus shall enter into a written agreement with the Secretary concerned that specifies—

“(1) the amount of the bonus;

“(2) the method of payment of the bonus under subsection (c)(2);

“(3) the period of obligated service; and

“(4) the type or conditions of the service.

“(e) RELATIONSHIP TO OTHER PAY AND ALLOWANCES.—A bonus paid to a person or member under this section is in addition to any other pay and allowance to which a member is entitled.

“(f) RELATIONSHIP TO PROHIBITION ON BOUNTIES.—A bonus authorized under this section is not a bounty for purposes of section 514(a) of title 10.

“(g) REPAYMENT.—A person or member who receives a bonus under this section and who fails to complete the period of service, or meet the conditions of service, for which the bonus is paid, as specified in the written agreement under subsection (d), shall be subject to the repayment provisions of section 373 of this title.

“(h) REGULATIONS.—This section shall be administered under regulations prescribed by—

“(1) the Secretary of Defense, with respect to the armed forces under the jurisdiction of the Secretary of Defense; and

“(2) the Secretary of Homeland Security, with respect to the Coast Guard when it is not operating as a service in the Navy.

**“§ 332. General bonus authority for officers**

“(a) AUTHORITY TO PROVIDE BONUS.—The Secretary concerned may pay a bonus under this section to a person, including an officer in the uniformed services, who—

“(1) accepts a commission or appointment as an officer in a uniformed service;

“(2) affiliates with a reserve component of a uniformed service;

“(3) agrees to remain on active duty or to serve in an active status for a specific period as an officer in a uniformed service;

“(4) transfers from a regular component of a uniformed service to a reserve component of that same uniformed service or from a reserve component of a uniformed service to the regular component of that same uniformed service; or

“(5) transfers from a regular component or reserve component of a uniformed service to a regular component or reserve component of another uniformed service, subject to the approval of the Secretary with jurisdiction over the uniformed service to which the member is transferring.

“(b) SERVICE ELIGIBILITY.—A bonus authorized by subsection (a) may be paid to a person or officer only if the person or officer agrees under subsection (d)—

“(1) to serve for a specified period in a designated career field, skill, unit, or grade; or

“(2) to meet some other condition of service imposed by the Secretary concerned.

“(c) MAXIMUM AMOUNT AND METHOD OF PAYMENT.—

“(1) MAXIMUM AMOUNT.—The Secretary concerned shall determine the amount of a bonus to be paid under this section, except that—

“(A) a bonus paid under paragraph (1) or (2) of subsection (a) may not exceed \$60,000 for a minimum three-year period of obligated service agreed to under subsection (d); and

“(B) a bonus paid under paragraph (3), (4), or (5) of subsection (a) may not exceed \$50,000 for each year of obligated service agreed to under subsection (d).

“(2) LUMP SUM OR INSTALLMENTS.—A bonus under this section may be paid in a lump sum or in periodic installments, as determined by the Secretary concerned.

“(3) FIXING BONUS AMOUNT.—Upon acceptance by the Secretary concerned of the written agreement required by subsection (d), the total amount of the bonus to be paid under the agreement shall be fixed.

“(d) WRITTEN AGREEMENT.—To receive a bonus under this section, a person or officer determined to be eligible for the bonus shall enter into a written agreement with the Secretary concerned that specifies—

“(1) the amount of the bonus;

“(2) the method of payment of the bonus under subsection (c)(2);

“(3) the period of obligated service; and

“(4) the type or conditions of the service.

“(e) RELATIONSHIP TO OTHER PAY AND ALLOWANCES.—The bonus paid to a person or officer under this section is in addition to any other pay and allowance to which an officer is entitled.

“(f) REPAYMENT.—A person or officer who receives a bonus under this section who fails to complete the period of service, or meet the conditions of service, for which the bonus is paid, as specified in the written agreement under subsection (d), shall be subject to the repayment provisions of section 373 of this title.

“(g) REGULATIONS.—This section shall be administered under regulations prescribed by—

“(1) the Secretary of Defense, with respect to the armed forces under the jurisdiction of the Secretary of Defense;

“(2) the Secretary of Homeland Security, with respect to the Coast Guard when it is not operating as a service in the Navy;

“(3) the Secretary of Health and Human Services, with respect to the commissioned corps of the Public Health Service; and

“(4) the Secretary of Commerce, with respect to the National Oceanic and Atmospheric Administration.

**“§ 333. Special bonus and incentive pay authorities for nuclear officers**

“(a) NUCLEAR OFFICER BONUS.—The Secretary of the Navy may pay a nuclear officer bonus under this section to a person, including an officer in the Navy, who—

“(1) is selected for the officer naval nuclear power training program in connection with the supervision, operation, and maintenance of naval nuclear propulsion plants and agrees to serve, upon completion of such training, on active duty in connection with the supervision, operation, and maintenance of naval nuclear propulsion plants; or

“(2) has the current technical and operational qualification for duty in connection with the supervision, operation, and maintenance of naval nuclear propulsion plants and agrees to remain on active duty in connection with the supervision, operation, and maintenance of naval nuclear propulsion plants.

“(b) NUCLEAR OFFICER INCENTIVE PAY.—The Secretary of the Navy may pay nuclear officer incentive pay under this section to an officer in the Navy who—

“(1) is entitled to basic pay under section 204 of this title; and

“(2) remains on active duty for a specified period while maintaining current technical and operational qualifications, as approved by the Secretary, for duty in connection with the supervision, operation, and maintenance of naval nuclear propulsion plants.

“(c) ADDITIONAL ELIGIBILITY CRITERIA.—The Secretary of the Navy may impose such additional criteria for the receipt of a nuclear officer bonus or nuclear officer incentive pay as the Secretary determines to be appropriate.

“(d) MAXIMUM AMOUNT AND METHOD OF PAYMENT.—

“(1) MAXIMUM AMOUNT.—The Secretary of the Navy shall determine the amounts of a nuclear officer bonus or incentive pay to be paid under this section, except that such payments may not exceed \$60,000 for each 12-month period of the agreement or 12-month period of qualifying service.

“(2) LUMP SUM OR INSTALLMENTS.—A nuclear officer bonus or incentive pay under this section may be paid in a lump sum or in periodic installments.

“(e) WRITTEN AGREEMENT FOR BONUS.—

“(1) AGREEMENT REQUIRED.—To receive a nuclear officer bonus under this section, a person or officer determined to be eligible for the bonus shall enter into a written agreement with the Secretary of the Navy that specifies—

“(A) the amount of the bonus;

“(B) the method of payment of the bonus under subsection (d)(2);

“(C) the period of obligated service; and

“(D) the type or conditions of the service.

“(2) REPLACEMENT AGREEMENT.—An officer who is performing obligated service under an agreement for a nuclear officer bonus may execute a new agreement to replace the existing agreement, if the amount to be paid under the new agreement will be higher than the amount to be paid under the existing agreement. The period of the new agreement shall be equal to or exceed the remaining term of the period of the officer's existing agreement. If a new agreement is executed under this paragraph, the existing agreement shall be cancelled, effective on the day before an anniversary date of the existing

agreement occurring after the date on which the amount to be paid under this paragraph is increased.

“(f) RELATIONSHIP TO OTHER PAY AND ALLOWANCES.—A nuclear officer bonus or incentive pay paid to a person or officer under this section is in addition to any other pay and allowance to which an officer is entitled, except that an officer may not receive a payment under this section and section 332 or 353 of this title for the same skill and period of service.

“(g) REPAYMENT.—The person or officer who receives a nuclear officer bonus or incentive pay under this section who fails to complete the officer naval nuclear power training program, maintain required technical and operational qualifications, complete the period of service, or meet the types or conditions of service, for which the bonus or incentive pay is paid, as specified in the written agreement under subsection (e) in the case of a bonus, shall be subject to the repayment provisions of section 373 of this title.

“(h) REGULATIONS.—This section shall be administered under regulations prescribed by the Secretary of the Navy.

**“§ 334. Special aviation incentive pay and bonus authorities for officers**

“(a) AVIATION INCENTIVE PAY.—The Secretary concerned may pay aviation incentive pay under this section to a regular or reserve component officer of a uniformed service who—

“(1) is entitled to basic pay under section 204 of this title or compensation under section 206 of this title;

“(2) maintains, or is in training leading to, an aeronautical rating or designation that qualifies the officer to engage in operational flying duty or proficiency flying duty;

“(3) engages in, or is in training leading to, frequent and regular performance of operational flying duty or proficiency flying duty;

“(4) engages in or remains in aviation service for a specified period; and

“(5) meets such other criteria as the Secretary concerned determines appropriate.

“(b) AVIATION BONUS.—The Secretary concerned may pay an aviation bonus under this section to a regular or reserve component officer of a uniformed service who—

“(1) is entitled to aviation incentive pay under subsection (a);

“(2) has completed any active duty service commitment incurred for undergraduate aviator training or is within one year of completing such commitment;

“(3) executes a written agreement to remain on active duty in a regular component or to serve in an active status in a reserve component in aviation service for at least one year; and

“(4) meets such other criteria as the Secretary concerned determines appropriate.

“(c) MAXIMUM AMOUNT AND METHOD OF PAYMENT.—

“(1) MAXIMUM AMOUNT.—The Secretary concerned shall determine the amounts of a bonus or incentive pay to be paid under this section, except that—

“(A) aviation incentive pay shall be paid at a monthly rate, not to exceed \$850 per month; and

“(B) an aviation bonus may not exceed \$25,000 for each 12-month period of obligated service agreed to under subsection (d).

“(2) LUMP SUM OR INSTALLMENTS.—A bonus under this section may be paid in a lump sum or in periodic installments, as determined by the Secretary concerned.

“(3) FIXING BONUS AMOUNT.—Upon acceptance by the Secretary concerned of the written agreement required by subsection (d), the total amount of the bonus to be paid under the agreement shall be fixed.

“(d) WRITTEN AGREEMENT FOR BONUS.—To receive an aviation officer bonus under this section, an officer determined to be eligible for the bonus shall enter into a written agreement with the Secretary concerned that specifies—

“(1) the amount of the bonus;

“(2) the method of payment of the bonus under subsection (c)(2);

“(3) the period of obligated service; and

“(4) the type or conditions of the service.

“(e) RESERVE COMPONENT OFFICERS PERFORMING INACTIVE DUTY TRAINING.—A reserve component officer who is entitled to compensation under section 206 of this title and who is authorized aviation incentive pay under this section may be paid an amount of incentive pay that is proportionate to the compensation received under section 206 for inactive-duty training.

“(f) RELATIONSHIP TO OTHER PAY AND ALLOWANCES.—

“(1) AVIATION INCENTIVE PAY.—Aviation incentive pay paid to an officer under subsection (a) shall be in addition to any other pay and allowance to which an officer is entitled, except that an officer may not receive a payment under such subsection and section 351(a)(4) or 353 of this title for the same skill and period of service.

“(2) AVIATION BONUS.—An aviation bonus paid to an officer under subsection (b) shall be in addition to any other pay and allowance to which the officer is entitled, except that an officer may not receive a payment under such subsection and section 332 or 353 of this title for the same skill and period of service.

“(g) REPAYMENT.—An officer who receives aviation incentive pay or an aviation bonus under this section and who fails to fulfill the eligibility requirements for the receipt of the incentive pay or bonus or complete the period of service for which the incentive pay or bonus is paid, as specified in the written agreement under subsection (d) in the case of a bonus, shall be subject to the repayment provisions of section 373 of this title.

“(h) DEFINITIONS.—In this section:

“(1) The term ‘aviation service’ means service performed by a regular or reserve component officer (except a flight surgeon or other medical officer) while holding an aeronautical rating or designation or while in training to receive an aeronautical rating or designation.

“(2) The term ‘operational flying duty’ means flying performed under competent orders by rated or designated regular or reserve component officers while serving in assignments in which basic flying skills normally are maintained in the performance of assigned duties as determined by the Secretary concerned, and flying performed by members in training that leads to the award of an aeronautical rating or designation.

“(3) The term ‘proficiency flying duty’ means flying performed under competent orders by rated or designated regular or reserve component officers while serving in assignments in which such skills would normally not be maintained in the performance of assigned duties.

“(4) The term ‘officer’ includes an individual enlisted and designated as an aviation cadet under section 6911 of title 10, United States Code.

“(i) REGULATIONS.—This section shall be administered under regulations prescribed by—

“(1) the Secretary of Defense, with respect to the armed forces under the jurisdiction of the Secretary of Defense;

“(2) the Secretary of Homeland Security, with respect to the Coast Guard when it is not operating as a service in the Navy; and

“(3) the Secretary of Commerce, with respect to the National Oceanic and Atmospheric Administration.

**“§ 335. Special bonus and incentive pay authorities for officers in health professions**

“(a) HEALTH PROFESSIONS BONUS.—The Secretary concerned may pay a health professions bonus under this section to a person, including an officer in the uniformed services, who is a graduate of an accredited school in a health profession and who—

“(1) accepts a commission or appointment as a regular or reserve component officer in a uniformed service, or affiliates with a reserve component of a uniformed service, and agrees to serve on active duty in a regular component or in an active status in a reserve component in a health profession; or

“(2) agrees to remain on active duty or continue serving in an active status in a reserve component in a health profession.

“(b) HEALTH PROFESSIONS INCENTIVE PAY.—The Secretary concerned may pay incentive pay under this section to an officer in a regular or reserve component of a uniformed service who—

“(1) is entitled to basic pay under section 204 of this title or compensation under section 206 of this title; and

“(2) is serving on active duty or in an active status in a designated health profession specialty or skill.

“(c) BOARD CERTIFICATION INCENTIVE PAY.—The Secretary concerned may pay board certification incentive pay under this section to an officer in a regular or reserve component of a uniformed service who—

“(1) is entitled to basic pay under section 204 of this title or compensation under section 206 of this title;

“(2) is board certified in a designated health profession specialty or skill; and

“(3) is serving on active duty or in an active status in such designated health profession specialty or skill.

“(d) ADDITIONAL ELIGIBILITY CRITERIA.—The Secretary concerned may impose such additional criteria for the receipt of a bonus or incentive pay under this section as the Secretary determines to be appropriate.

“(e) MAXIMUM AMOUNT AND METHOD OF PAYMENT.—

“(1) MAXIMUM AMOUNT.—The Secretary concerned shall determine the amounts of a bonus or incentive pay to be paid under this section, except that—

“(A) a health professions bonus may not exceed \$100,000 for each 12-month period of obligated service agreed to under subsection (f);

“(B) health professions incentive pay may not exceed \$100,000 in any 12-month period, and it may be paid monthly; and

“(C) board certification incentive pay may not exceed \$25,000 per 12-month period an officer remains certified in the designated health profession specialty or skill.

“(2) LUMP SUM OR INSTALLMENTS.—A bonus under subsection (a) may be paid in a lump sum or in periodic installments, as determined by the Secretary concerned. Board certification incentive pay may be paid monthly, in a lump sum at the beginning of the certification period, or in periodic installments during the certification period, as determined by the Secretary concerned.

“(3) FIXING BONUS AMOUNT.—Upon acceptance by the Secretary concerned of the written agreement required by subsection (f), the total amount of the bonus to be paid under the agreement shall be fixed.

“(f) WRITTEN AGREEMENT FOR BONUS.—To receive a bonus under this section, an officer determined to be eligible for the bonus shall enter into a written agreement with the Secretary concerned that specifies—

“(1) the amount of the bonus;

“(2) the method of payment of the bonus under subsection (e)(2);

“(3) the period of obligated service;

“(4) whether the service will be performed on active duty or in an active status in a reserve component; and

“(5) the type or conditions of the service.

“(g) RESERVE COMPONENT OFFICERS.—An officer in a reserve component authorized incentive pay under subsection (b) or (c) who is not serving on continuous active duty and is entitled to compensation under sections 204 of this title or compensation under section 206 of this title may be paid a monthly amount of incentive pay that is proportionate to the basic pay or compensation received under this title.

“(h) RELATIONSHIP TO OTHER PAY AND ALLOWANCES.—

“(1) HEALTH PROFESSIONS BONUS.—A bonus paid to a person or officer under subsection (a) shall be in addition to any other pay and allowance to which an officer is entitled, except that an officer may not receive a payment under such subsection and section 332 of this title for the same period of obligated service.

“(2) HEALTH PROFESSIONS INCENTIVE PAY.—Incentive pay paid to an officer under subsection (b) shall be in addition to any other pay and allowance to which an officer is entitled, except that an officer may not receive a payment under such subsection and section 353 of this title for the same skill and period of service.

“(3) BOARD CERTIFICATION INCENTIVE PAY.—Incentive pay paid to an officer under subsection (c) shall be in addition to any other pay and allowance to which an officer is entitled, except that an officer may not receive a payment under such subsection and section 353(b) of this title for the same skill and period of service covered by the certification.

“(i) REPAYMENT.—An officer who receives a bonus or incentive pay under this section and who fails to fulfill the eligibility requirements for the receipt of the bonus or incentive pay or complete the period of service for which the bonus or incentive pay is paid, as specified in the written agreement under subsection (f) in the case of a bonus, shall be subject to the repayment provisions of section 373 of this title.

“(j) HEALTH PROFESSION DEFINED.—In this section, the term ‘health profession’ means:

“(1) Any health profession performed by officers in the Medical Corps of a uniformed service or by officers designated as a medical officer.

“(2) Any health profession performed by officers in the Dental Corps of a uniformed service or by officers designated as a dental officer.

“(3) Any health profession performed by officers in the Medical Service Corps of a uniformed service or by officers designated as a medical service officer or biomedical sciences officer.

“(4) Any health profession performed by officers in the Medical Specialist Corps of a uniformed service or by officers designated as a medical specialist.

“(5) Any health profession performed by officers of the Nurse Corps of a uniformed service or by officers designated as a nurse.

“(6) Any health profession performed by officers in the Veterinary Corps of a uniformed service or by officers designated as a veterinary officer.

“(7) Any health profession performed by officers designated as a physician assistant.

“(8) Any health profession performed by officers in the regular or reserve corps of the Public Health Service.

“(k) REGULATIONS.—This section shall be administered under regulations prescribed by—

“(1) the Secretary of Defense, with respect to the armed forces under the jurisdiction of the Secretary of Defense;

“(2) the Secretary of Homeland Security, with respect to the Coast Guard when it is not operating as a service in the Navy; and

“(3) the Secretary of Health and Human Services, with respect to the commissioned corps of the Public Health Service.

#### “§ 351. Hazardous duty pay

“(a) HAZARDOUS DUTY PAY.—The Secretary concerned may pay hazardous duty pay under this section to a member of a regular or reserve component of the uniformed services entitled to basic pay under section 204 of this title or compensation under section 206 of this title who—

“(1) performs duty in a hostile fire area designated by the Secretary concerned;

“(2) is exposed to a hostile fire event, explosion of a hostile explosive device, or any other hostile action;

“(3) is on duty during a month in an area in which an event described in paragraph (2) occurred which placed the member in grave danger of physical injury;

“(4) performs duty the Secretary concerned has designated as hazardous duty based upon the inherent dangers of that duty and risks of physical injury; or

“(5) performs duty in a foreign area designated by the Secretary concerned as an area in which the member is subject to imminent danger of physical injury due to threat conditions.

“(b) MAXIMUM AMOUNT.—The amount of hazardous duty pay paid to a member under subsection (a) shall be based on the type of duty and the area in which the duty is performed, as follows:

“(1) In the case of a member who performs duty in a designated hostile fire area, as described in paragraph (1) of such subsection, hazardous duty pay may not exceed \$450 per month.

“(2) In the case of a member who is exposed to a hostile fire event or is on duty in an area in which such an event occurred which placed the member in grave danger of physical injury, as described in paragraph (2) or (3) of such subsection, hazardous duty pay may not exceed \$450 per month.

“(3) In the case of a member who performs a designated hazardous duty, as described in paragraph (4) of such subsection, hazardous duty pay may not exceed \$250 per month.

“(4) In the case of a member who performs duty in a foreign area designated as an imminent danger area, as described in paragraph (5) of such subsection, hazardous duty pay may not exceed \$250 per month.

“(c) METHOD OF PAYMENT.—Hazardous duty pay shall be paid on a monthly basis. A member who is eligible for hazardous duty pay by reason of paragraph (1), (2), or (3) of subsection (a) shall receive the full monthly rate of hazardous duty pay authorized by the Secretary concerned under such paragraph, notwithstanding subsection (d).

“(d) RESERVE COMPONENT MEMBERS PERFORMING INACTIVE DUTY TRAINING.—A member of a reserve component entitled to compensation under section 206 of this title who is authorized hazardous duty pay under this section may be paid an amount of hazardous duty pay that is proportionate to the compensation received by the member under section 206 of this title for inactive-duty training.

“(e) ADMINISTRATION AND RETROACTIVE PAYMENTS.—The effective date for a hostile fire area designation, as described in paragraph (1) of subsection (a), and for the designation of a foreign area as an imminent danger area, as described in paragraph (5) of such subsection, may be a date that occurs before, on, or after the actual date of the designation by the Secretary concerned.

“(f) DETERMINATION OF FACT.—Any determination of fact that is made in administering paragraph (2) or (3) of subsection (a)

is conclusive. The determination may not be reviewed by any other officer or agency of the United States unless there has been fraud or gross negligence. However, the Secretary concerned may change the determination on the basis of new evidence or for other good cause.

“(g) RELATIONSHIP TO OTHER PAY AND ALLOWANCES.—A member may be paid hazardous duty pay under this section in addition to any other pay and allowances to which the member is entitled. The regulations prescribed under subsection (j) shall address dual compensation under this section for multiple circumstances involving performance of a designated hazardous duty, as described in paragraph (4) of subsection (a), or for duty in certain designated areas, as described in paragraph (1) or 5 of such subsection, that is performed by a member during a single month of service.

“(h) PROHIBITION ON VARIABLE RATES.—The regulations prescribed under subsection (j) may not include varied criteria or rates for payment of hazardous duty for officers and enlisted members.

“(i) REPAYMENT.—A member who receives the hazardous duty pay authorized under this section and who fails to meet the eligibility requirements under subsection (a) shall be subject to the repayment provisions of section 373 of this title.

“(j) REGULATIONS.—This section shall be administered under regulations prescribed by—

“(1) the Secretary of Defense, with respect to the armed forces under the jurisdiction of the Secretary of Defense;

“(2) the Secretary of Homeland Security, with respect to the Coast Guard when it is not operating as a service in the Navy;

“(3) the Secretary of Health and Human Services, with respect to the commissioned corps of the Public Health Service; and

“(4) the Secretary of Commerce, with respect to the National Oceanic and Atmospheric Administration.

#### “§ 352. Assignment pay or special duty pay

“(a) ASSIGNMENT OR SPECIAL DUTY PAY AUTHORIZED.—The Secretary concerned may pay assignment or special duty pay under this section to a member of a regular or reserve component of the uniformed services who—

“(1) is entitled to basic pay under section 204 of this title or compensation under section 206 of this title; and

“(2) performs duties in an assignment, location, or unit designated by, and under the conditions of service specified by, the Secretary concerned.

“(b) MAXIMUM AMOUNT AND METHOD OF PAYMENT.—

“(1) LUMP SUM OR INSTALLMENTS.—Assignment or special duty pay under subsection (a) may be paid monthly, in a lump sum, or in periodic installments other than monthly, as determined by the Secretary concerned.

“(2) MAXIMUM MONTHLY AMOUNT.—The maximum monthly amount of assignment or special duty pay may not exceed \$5,000.

“(3) MAXIMUM LUMP SUM AMOUNT.—The amount of a lump sum payment of assignment or special duty pay payable to a member may not exceed the amount equal to the product of—

“(A) the maximum monthly rate authorized under paragraph (2) at the time the member enters into a written agreement under subsection (c); and

“(B) the number of continuous months in the period for which assignment or special duty pay will be paid pursuant to the agreement.

“(4) MAXIMUM INSTALLMENT AMOUNT.—The amount of each installment payment of assignment or special duty pay payable to a member on an installment basis may not exceed the amount equal to—

“(A) the product of—

“(i) a monthly rate specified in the written agreement entered into under subsection (c), which monthly rate may not exceed the maximum monthly rate authorized under paragraph (2) at the time the member enters into the agreement; and

“(ii) the number of continuous months in the period for which the assignment or special duty pay will be paid; divided by

“(B) the number of installments over such period.

“(5) EFFECT OF EXTENSION.—If a member extends an assignment or performance of duty specified in an agreement with the Secretary concerned under subsection (c), assignment or special duty pay for the period of the extension may be paid on a monthly basis, in a lump sum, or in installments, consistent with this subsection.

“(c) WRITTEN AGREEMENT.—

“(1) DISCRETIONARY FOR MONTHLY PAYMENTS.—The Secretary concerned may require a member to enter into a written agreement with the Secretary in order to qualify for the payment of assignment or special duty pay on a monthly basis. The written agreement shall specify the period for which the assignment or special duty pay will be paid to the member and the monthly rate of the assignment or special duty pay.

“(2) REQUIRED FOR LUMP SUM OR INSTALLMENT PAYMENTS.—The Secretary concerned shall require a member to enter into a written agreement with the Secretary in order to qualify for payment of assignment or special duty pay on a lump sum or installment basis. The written agreement shall specify the period for which the assignment or special duty pay will be paid to the member and the amount of the lump sum or each periodic installment.

“(d) RESERVE COMPONENT MEMBERS PERFORMING INACTIVE DUTY TRAINING.—A member of a reserve component entitled to compensation under section 206 of this title who is authorized assignment or special duty pay under this section may be paid an amount of assignment or special duty pay that is proportionate to the compensation received by the member under section 206 of this title for inactive-duty training.

“(e) RELATIONSHIP TO OTHER PAY AND ALLOWANCES.—Assignment or special duty pay paid to a member under this section in addition to any other pay and allowances to which a member is entitled.

“(f) REPAYMENT.—A member who receives assignment or special duty pay under this section and who fails to fulfill the eligibility requirements under subsection (a) shall be subject to the repayment provisions of section 373 of this title.

“(g) REGULATIONS.—This section shall be administered under regulations prescribed by—

“(1) the Secretary of Defense, with respect to the armed forces under the jurisdiction of the Secretary of Defense;

“(2) the Secretary of Homeland Security, with respect to the Coast Guard when it is not operating as a service in the Navy;

“(3) the Secretary of Health and Human Services, with respect to the commissioned corps of the Public Health Service; and

“(4) the Secretary of Commerce, with respect to the National Oceanic and Atmospheric Administration.

**“§353. Skill incentive pay or proficiency bonus**

“(a) SKILL INCENTIVE PAY.—The Secretary concerned may pay a monthly skill incentive pay to a member of a regular or reserve component of the uniformed services who—

“(1) is entitled to basic pay under section 204 of this title or compensation under section 206 of this title; and

“(2) serves in a career field or skill designated as critical by the Secretary concerned.

“(b) SKILL PROFICIENCY BONUS.—The Secretary concerned may pay a proficiency bonus to a member of a regular or reserve component of the uniformed services who—

“(1) is entitled to basic pay under section 204 of this title or compensation under section 206 of this title; and

“(2) is determined to have, and maintains, certified proficiency under subsection (d) in a skill designated as critical by the Secretary concerned.

“(c) MAXIMUM AMOUNTS AND METHODS OF PAYMENT.—

“(1) SKILL INCENTIVE PAY.—Skill incentive pay shall be paid monthly in an amount not exceed \$1,000 per month.

“(2) PROFICIENCY BONUS.—A proficiency bonus may be paid in a lump sum at the beginning of the proficiency certification period or in periodic installments during the proficiency certification period. The amount of the bonus may not exceed \$12,000 per 12-month period of certification. The Secretary concerned may not vary the criteria or rates for the proficiency bonus paid for officers and enlisted members.

“(d) CERTIFIED PROFICIENCY FOR PROFICIENCY BONUS.—

“(1) CERTIFICATION REQUIRED.—Proficiency in a designated critical skill shall be subject to annual certification by the Secretary concerned.

“(2) DURATION OF CERTIFICATION.—A certification period shall expire at the end of the one-year period beginning on the first day of the first month beginning on or after the certification date.

“(3) WAIVER.—Notwithstanding paragraphs (1) and (2), the regulations prescribed under subsection (i) shall address the circumstances under which the Secretary concerned may waive the certification requirement under paragraph (1) or extend a certification period under paragraph (2).

“(e) WRITTEN AGREEMENT.—

“(1) DISCRETIONARY FOR SKILL INCENTIVE PAY.—The Secretary concerned may require a member to enter into a written agreement with the Secretary in order to qualify for the payment of skill incentive pay. The written agreement shall specify the period for which the skill incentive pay will be paid to the member and the monthly rate of the pay.

“(2) REQUIRED FOR PROFICIENCY BONUS.—The Secretary concerned shall require a member to enter into a written agreement with the Secretary in order to qualify for payment of a proficiency bonus. The written agreement shall specify the amount of the proficiency bonus, the period for which the bonus will be paid, and the initial certification or recertification necessary for payment of the proficiency bonus.

“(f) RESERVE COMPONENT MEMBERS PERFORMING INACTIVE DUTY TRAINING.—

“(1) PRORATION.—A member of a reserve component entitled to compensation under section 206 of this title who is authorized skill incentive pay under subsection (a) may be paid an amount of skill incentive pay that is proportionate to the compensation received by the member under section 206 of this title for inactive-duty training.

“(2) EXCEPTION FOR FOREIGN LANGUAGE PROFICIENCY.—No reduction in the amount of skill incentive pay may be made under paragraph (1) in the case of a member of a reserve component who is authorized skill incentive pay because of the member's proficiency in a foreign language.

“(g) REPAYMENT.—A member who receives skill incentive pay or a proficiency bonus under this section and who fails to fulfill the eligibility requirement for receipt of the pay or bonus shall be subject to the repayment provisions of section 373 of this title.

“(h) RELATIONSHIP TO OTHER PAYS AND ALLOWANCES.—A member may not be paid more than one pay under this section in any month for the same period of service and skill. A member may be paid skill incentive pay or the proficiency bonus under this section in addition to any other pay and allowances to which the member is entitled, except that the member may not be paid skill incentive pay or a proficiency bonus under this section and hazardous duty pay under section 351(a)(4) of this title for the same period of service in the same career field or skill.

“(i) REGULATIONS.—This section shall be administered under regulations prescribed by—

“(1) the Secretary of Defense, with respect to the armed forces under the jurisdiction of the Secretary of Defense;

“(2) the Secretary of Homeland Security, with respect to the Coast Guard when it is not operating as a service in the Navy;

“(3) the Secretary of Health and Human Services, with respect to the commissioned corps of the Public Health Service; and

“(4) the Secretary of Commerce, with respect to the National Oceanic and Atmospheric Administration.

**“SUBCHAPTER III—GENERAL PROVISIONS**

**“§371. Relationship to other incentives and pays**

“(a) TREATMENT.—A bonus or incentive pay paid to a member of the uniformed services under subchapter II is in addition to any other pay and allowance to which a member is entitled, unless otherwise provided under this chapter.

“(b) EXCEPTION.—A member may not receive a bonus or incentive pay under both subchapter I and subchapter II for the same activity, skill, or period of service.

“(c) RELATIONSHIP TO OTHER COMPUTATIONS.—The amount of a bonus or incentive pay to which a member is entitled under subchapter II may not be included in computing the amount of—

“(1) any increase in pay authorized by any other provision of this title; or

“(2) any retired pay, retainer pay, separation pay, or disability severance pay.

**“§372. Continuation of pays during hospitalization for wounds, injury, or illness incurred while on duty in a hostile fire area or exposed to an event of hostile fire or other hostile action**

“(a) CONTINUATION OF PAYS.—Notwithstanding any other provision of law, the Secretary concerned may continue to pay all pay and allowances to a member of a regular or reserve component of a uniformed service, including any bonus, incentive pay, or similar benefit, if the member—

“(1) incurs a wound, injury, or illness in the line of duty while serving in a combat operation or a combat zone, while serving in a hostile fire area, or while exposed to a hostile fire event, as described under section 351 of this title; and

“(2) is hospitalized for treatment of such wound, injury, or illness.

“(b) DURATION.—The continuation of pay and allowances of a member under subsection (a) shall expire at the end of the first month during which the member is no longer hospitalized for treatment.

“(c) DEFINITIONS.—In this section:

“(1) The term ‘hospitalized for treatment’, with respect to a member, means the member—

“(A) is admitted as an inpatient in a military treatment facility; or

“(B) is residing in quarters or in a facility affiliated with the military health care system for the purposes of receiving extensive outpatient rehabilitation or other medical care.

“(2) The term ‘bonus, incentive pay, or similar benefit’ means a bonus, incentive pay, special pay, or similar payment, or an educational benefit or stipend, paid to a member of the uniformed services under this title or title 10.

**“§ 373. Repayment of unearned portion of bonus, incentive pay, or similar benefit when conditions of payment not met**

“(a) REPAYMENT.—Except as provided in subsection (b), a member of the uniformed services who is paid a bonus, incentive pay, or similar benefit, the receipt of which is contingent upon the member’s satisfaction of certain service or eligibility requirements, shall repay to the United States any unearned portion of the bonus, incentive pay, or similar benefit if the member fails to satisfy any such service or eligibility requirement.

“(b) EXCEPTIONS.—The regulations prescribed to administer this section may specify procedures for determining the circumstances under which an exception to the required repayment may be granted.

“(c) EFFECT OF BANKRUPTCY.—An obligation to repay the United States under this section is, for all purposes, a debt owed the United States. A discharge in bankruptcy under title 11 does not discharge a person from such debt if the discharge order is entered less than five years after—

“(1) the date of the termination of the agreement or contract on which the debt is based; or

“(2) in the absence of such an agreement or contract, the date of the termination of the service on which the debt is based.

“(d) DEFINITIONS.—In this section:

“(1) The term ‘bonus, incentive pay, or similar benefit’ means a bonus, incentive pay, special pay, or similar payment, or an educational benefit or stipend, paid to a member of the uniformed services under a provision of law that refers to the repayment requirements of this section or section 303a(e) of this title.

“(2) The term ‘service’ refers to an obligation willingly undertaken by a member of the uniformed services, in exchange for a bonus, incentive pay, or similar benefit offered by the Secretary concerned—

“(A) to a regular or reserve component member who remains on active duty or in an active status;

“(B) to perform duty in a specified skill, with or without a specified qualification or credential;

“(C) to perform duty in a specified assignment, location or unit; or

“(D) to perform duty for a specified period of time.

**“§ 374. Regulations**

“This subchapter shall be administered under regulations prescribed by—

“(1) the Secretary of Defense, with respect to the armed forces under the jurisdiction of the Secretary of Defense;

“(2) the Secretary of Homeland Security, with respect to the Coast Guard when it is not operating as a service in the Navy;

“(3) the Secretary of Health and Human Services, with respect to the commissioned corps of the Public Health Service; and

“(4) the Secretary of Commerce, with respect to the National Oceanic and Atmospheric Administration.”

(b) TRANSFER OF 15-YEAR CAREER STATUS BONUS TO SUBCHAPTER II.—

(1) TRANSFER.—Section 322 of title 37, United States Code, is transferred to appear after section 353 of subchapter II of chapter 5 of such title, as added by subsection (a), and is redesignated as section 354.

(2) CONFORMING AMENDMENT.—Subsection (f) of such section, as so transferred and redesignated, is amended by striking “section 303a(e)” and inserting “section 373”.

(3) CROSS REFERENCES.—Sections 1401a, 1409(b)(2), and 1410 of title 10, United States Code, are amended by striking “section 322” each place it appears and inserting “section 322 or 354”.

(c) TRANSFER OF RETENTION INCENTIVES FOR MEMBERS QUALIFIED IN CRITICAL MILITARY SKILLS OR ASSIGNED TO HIGH PRIORITY UNITS.—

(1) TRANSFER.—Section 323 of title 37, United States Code, as amended by sections 614(e) and 621, is transferred to appear after section 354 of subchapter II of chapter 5 of such title, as transferred and redesignated by subsection (b)(1), and is redesignated as section 355.

(2) CONFORMING AMENDMENT.—Subsection (g) of such section, as so transferred and redesignated, is amended by striking “section 303a(e)” and inserting “section 373”.

(d) CLERICAL AMENDMENTS.—The table of sections at the beginning of chapter 5 of title 37, United States Code, is amended to read as follows:

“SUBCHAPTER I—EXISTING SPECIAL PAY, INCENTIVE PAY, AND BONUS AUTHORITIES

“Sec.

“301. Incentive pay: hazardous duty.

“301a. Incentive pay: aviation career.

“301b. Special pay: aviation career officers extending period of active duty.

“301c. Incentive pay: submarine duty.

“301d. Multiyear retention bonus: medical officers of the armed forces.

“301e. Multiyear retention bonus: dental officers of the armed forces.

“302. Special pay: medical officers of the armed forces.

“302a. Special pay: optometrists.

“302b. Special pay: dental officers of the armed forces.

“302c. Special pay: psychologists and non-physician health care providers.

“302d. Special pay: accession bonus for registered nurses.

“302e. Special pay: nurse anesthetists.

“302f. Special pay: reserve, recalled, or retained health care officers.

“302g. Special pay: Selected Reserve health care professionals in critically short wartime specialties.

“302h. Special pay: accession bonus for dental officers.

“302i. Special pay: pharmacy officers.

“302j. Special pay: accession bonus for pharmacy officers.

“302k. Special pay: accession bonus for medical officers in critically short wartime specialties.

“302l. Special pay: accession bonus for dental specialist officers in critically short wartime specialties.

“303. Special pay: veterinarians.

“303a. Special pay: general provisions.

“303b. Waiver of board certification requirements.

“304. Special pay: diving duty.

“305. Special pay: hardship duty pay.

“305a. Special pay: career sea pay.

“305b. Special pay: service as member of Weapons of Mass Destruction Civil Support Team.

“306. Special pay: officers holding positions of unusual responsibility and of critical nature.

“306a. Special pay: members assigned to international military headquarters.

“307. Special pay: special duty assignment pay for enlisted members.

“307a. Special pay: assignment incentive pay.

“308. Special pay: reenlistment bonus.

“308b. Special pay: reenlistment bonus for members of the Selected Reserve.

“308c. Special pay: bonus for affiliation or enlistment in the Selected Reserve.

“308d. Special pay: members of the Selected Reserve assigned to certain high priority units.

“308g. Special pay: bonus for enlistment in elements of the Ready Reserve other than the Selected Reserve.

“308h. Special pay: bonus for reenlistment, enlistment, or voluntary extension of enlistment in elements of the Ready Reserve other than the Selected Reserve.

“308i. Special pay: prior service enlistment bonus.

“308j. Special pay: affiliation bonus for officers in the Selected Reserve.

“309. Special pay: enlistment bonus.

“310. Special pay: duty subject to hostile fire or imminent danger.

“312. Special pay: nuclear-qualified officers extending period of active duty.

“312b. Special pay: nuclear career accession bonus.

“312c. Special pay: nuclear career annual incentive bonus.

“314. Special pay or bonus: qualified members extending duty at designated locations overseas.

“315. Special pay: engineering and scientific career continuation pay.

“316. Special pay: bonus for members with foreign language proficiency.

“317. Special pay: officers in critical acquisition positions extending period of active duty.

“318. Special pay: special warfare officers extending period of active duty.

“319. Special pay: surface warfare officer continuation pay.

“320. Incentive pay: career enlisted flyers.

“321. Special pay: judge advocate continuation pay.

“324. Special pay: accession bonus for new officers in critical skills.

“325. Incentive bonus: savings plan for education expenses and other contingencies.

“326. Incentive bonus: conversion to military occupational specialty to ease personnel shortage.

“327. Incentive bonus: transfer between armed forces.

“328. Combat-related injury rehabilitation pay.

“329. Incentive bonus: retired members and reserve component members volunteering for high-demand, low-density assignments.

“330. Special pay: accession bonus for officer candidates.

“SUBCHAPTER II—CONSOLIDATION OF SPECIAL PAY, INCENTIVE PAY, AND BONUS AUTHORITIES

“331. General bonus authority for enlisted members.

“332. General bonus authority for officers.

“333. Special bonus and incentive pay authorities for nuclear officers.

“334. Special aviation incentive pay and bonus authorities for officers.

“335. Special bonus and incentive pay authorities for officers in health professions.

“351. Hazardous duty pay.

“352. Assignment pay or special duty pay.

“353. Skill incentive pay or proficiency bonus.

“354. Special pay: 15-year career status bonus for members entering service on or after August 1, 1986.

“355. Special pay: retention incentives for members qualified in critical military skills or assigned to high priority units.

“SUBCHAPTER III—GENERAL PROVISIONS

“371. Relationship to other incentives and pays.

“372. Continuation of pays during hospitalization for wounds, injury, or illness incurred while on duty in a hostile fire area or exposed to an event of hostile fire or other hostile action.

“373. Repayment of unearned portion of bonus, incentive pay, or similar benefit when conditions of payment not met.

“374. Regulations.”

**SEC. 662. TRANSITIONAL PROVISIONS.**

(a) IMPLEMENTATION PLAN.—

(1) DEVELOPMENT.—The Secretary of Defense shall develop a plan to implement subchapters II and III of chapter 5 of title 37, United States Code, as added by section 661(a), and to correspondingly transition all of the special and incentive pay programs for members of the uniformed services solely to provisions of such subchapters.

(2) SUBMISSION.—Not later than one year after the date of the enactment of this Act, the Secretary shall submit the implementation plan to the congressional defense committees.

(b) TRANSITION PERIOD.—During a transition period of not more than 10 years beginning on the date of the enactment of this Act, the Secretary of Defense, the Secretary of a military department, and the Secretaries referred to in subsection (c) may continue to use the authorities in provisions in subchapter I of chapter 5 of title 37, United States Code, as designated by section 661(a), but subject to the terms of such provisions and such modifications as the Secretary of Defense may include in the implementation plan, to provide bonuses and special and incentive pays for members of the uniformed services.

(c) COORDINATION.—The Secretary of Defense shall prepare the implementation plan in coordination with—

(1) the Secretary of Homeland Security, with respect to the Coast Guard;

(2) the Secretary of Health and Human Services, with respect to the commissioned corps of the Public Health Service; and

(3) the Secretary of Commerce, with respect to the National Oceanic and Atmospheric Administration.

(d) NO EFFECT ON FISCAL YEAR 2008 OBLIGATIONS.—During fiscal year 2008, obligations incurred under subchapters I, II, and III of chapter 5 of title 37, United States Code, as amended by section 661, to provide bonuses, incentive pays, special pays, and similar payments to members of the uniformed services under such subchapters may not exceed the obligations that would be incurred in the absence of the amendments made by such section.

**Subtitle G—Other Matters**

**SEC. 671. EXPANSION OF EDUCATION LOAN REPAYMENT PROGRAM FOR MEMBERS OF THE SELECTED RESERVE.**

(a) ADDITIONAL EDUCATIONAL LOANS ELIGIBLE FOR REPAYMENT.—Paragraph (1) of subsection (a) of section 16301 of title 10, United States Code, is amended—

(1) by striking “or” at the end of subparagraph (B);

(2) by striking the period at the end of subparagraph (C) and inserting “; or”; and

(3) by adding at the end the following new subparagraph:

“(D) any loan incurred for educational purposes made by a lender that is—

“(i) an agency or instrumentality of a State;

“(ii) a financial or credit institution (including an insurance company) that is subject to examination and supervision by an agency of the United States or any State;

“(iii) a pension fund approved by the Secretary for purposes of this section; or

“(iv) a nonprofit private entity designated by a State, regulated by that State, and ap-

proved by the Secretary for purposes of this section.”

(b) PARTICIPATION OF OFFICERS IN PROGRAM.—Such subsection is further amended—

(1) in paragraph (2)—

(A) by striking “Except as provided in paragraph (3), the Secretary” and inserting “The Secretary”; and

(B) by striking “an enlisted member of the Selected Reserve of the Ready Reserve of an armed force in a reserve component and military specialty” and inserting “a member of the Selected Reserve of the Ready Reserve of an armed force in a reserve component and in an officer program or military specialty”; and

(2) by striking paragraph (3).

(c) CLERICAL AMENDMENTS.—

(1) SECTION HEADING.—The heading of such section is amended to read as follows:

“**§ 16301. Education loan repayment program: members of Selected Reserve.**”

(2) TABLE OF SECTIONS.—The table of sections at the beginning of chapter 1609 of such title is amended by striking the item relating to section 16301 and inserting the following new item:

“16301. Education loan repayment program: members of Selected Reserve.”

**SEC. 672. ENSURING ENTRY INTO UNITED STATES AFTER TIME ABROAD FOR PERMANENT RESIDENT ALIEN MILITARY SPOUSES AND CHILDREN.**

Section 284 of the Immigration and Nationality Act (8 U.S.C. 1354) is amended—

(1) by striking “Nothing” and inserting “(a) Nothing”; and

(2) by adding at the end the following new subsection:

“(b) In the case of a person lawfully admitted for permanent residence who is the spouse or child of a member of the Armed Forces of the United States, is authorized to accompany such member and reside abroad with the member pursuant to the member’s official orders, and is so accompanying and residing with the member (in marital union if a spouse), such residence and physical presence abroad shall not be treated as—

“(1) an abandonment or relinquishment of lawful permanent resident status for purposes of section 101(a)(13)(C)(i); or

“(2) an absence from the United States for purposes of section 101(a)(13)(C)(ii).”

**SEC. 673. OVERSEAS NATURALIZATION FOR MILITARY SPOUSES AND CHILDREN.**

(a) SPOUSES.—Section 319 of the Immigration and Nationality Act (8 U.S.C. 1430) is amended by adding at the end the following new subsection:

“(e)(1) In the case of a person lawfully admitted for permanent residence in the United States who is the spouse of a member of the Armed Forces of the United States, is authorized to accompany such member and reside abroad with the member pursuant to the member’s official orders, and is so accompanying and residing with the member in marital union, such residence and physical presence abroad shall be treated, for purposes of subsection (a) and section 316(a), as residence and physical presence in—

“(A) the United States; and

“(B) any State or district of the Department of Homeland Security in the United States.

“(2) Notwithstanding any other provision of law, a spouse described in paragraph (1) shall be eligible for naturalization proceedings overseas pursuant to section 1701(d) of the National Defense Authorization Act for Fiscal Year 2004 (Public Law 108-136; 8 U.S.C. 1443a).”

(b) CHILDREN.—Section 322 of the Immigration and Nationality Act (8 U.S.C. 1433) is amended by adding at the end the following new subsection:

“(d) In the case of a child of a member of the Armed Forces of the United States who is authorized to accompany such member and reside abroad with the member pursuant to the member’s official orders, and is so accompanying and residing with the member—

“(1) any period of time during which the member of the Armed Forces is residing abroad pursuant to official orders shall be treated, for purposes of subsection (a)(2)(A), as physical presence in the United States;

“(2) subsection (a)(5) shall not apply; and

“(3) the oath of allegiance described in subsection (b) may be subscribed to abroad pursuant to section 1701(d) of the National Defense Authorization Act for Fiscal Year 2004 (Public Law 108-136; 8 U.S.C. 1443a).”

(c) OVERSEAS NATURALIZATION AUTHORITY.—Section 1701(d) of the National Defense Authorization Act for Fiscal Year 2004 (Public Law 108-136; 8 U.S.C. 1443a) is amended—

(1) in the subsection heading, by inserting “AND THEIR SPOUSES AND CHILDREN” after “FORCES”; and

(2) by inserting “, and persons made eligible for naturalization by section 319(e) or 322(d) of such Act,” after “Armed Forces”.

(d) EFFECTIVE DATE.—The amendments made by this section shall take effect on the date of enactment of this Act and apply to any application for naturalization or issuance of a certificate of citizenship pending on or after such date.

**SEC. 674. POSTAL BENEFITS PROGRAM FOR MEMBERS OF THE ARMED FORCES SERVING IN IRAQ OR AFGHANISTAN.**

(a) AVAILABILITY OF POSTAL BENEFITS.—The Secretary of Defense, in consultation with the United States Postal Service, shall provide for a program under which postal benefits are provided to qualified individuals in accordance with this section.

(b) QUALIFIED INDIVIDUAL.—In this section, the term “qualified individual” means a member of the Armed Forces on active duty (as defined in section 101 of title 10, United States Code) who—

(1) is serving in Iraq or Afghanistan; or

(2) is hospitalized at a facility under the jurisdiction of the Department of Defense as a result of a disease or injury incurred as a result of service in Iraq or Afghanistan.

(c) POSTAL BENEFITS DESCRIBED.—

(1) VOUCHERS.—The postal benefits provided under the program shall consist of such coupons or other similar evidence of credit, whether in printed, electronic, or other format (in this section referred to as a “voucher”), as the Secretary of Defense, in consultation with the Postal Service, shall determine, which entitle the bearer or user to make qualified mailings free of postage.

(2) QUALIFIED MAILING.—In this section, the term “qualified mailing” means the mailing of a single mail piece which—

(A) is first-class mail (including any sound- or video-recorded communication) not exceeding 13 ounces in weight and having the character of personal correspondence or parcel post not exceeding 10 pounds in weight;

(B) is sent from within an area served by a United States post office; and

(C) is addressed to a qualified individual.

(3) COORDINATION RULE.—Postal benefits under the program are in addition to, and not in lieu of, any reduced rates of postage or other similar benefits which might otherwise be available by or under law, including any rates of postage resulting from the application of section 3401(b) of title 39, United States Code.

(d) NUMBER OF VOUCHERS.—A member of the Armed Forces shall be eligible for one voucher for every second month in which the member is a qualified individual.

(e) LIMITATIONS ON USE; DURATION.—A voucher may not be used—

(1) for more than a single qualified mailing; or



(2) after the earlier of—

(A) the expiration date of the voucher, as designated by the Secretary of Defense; or

(B) the end of the one-year period beginning on the date on which the regulations prescribed under subsection (f) take effect.

(f) REGULATIONS.—Not later than 30 days after the date of the enactment of this Act, the Secretary of Defense (in consultation with the Postal Service) shall prescribe such regulations as may be necessary to carry out the program, including—

(1) procedures by which vouchers will be provided or made available in timely manner to qualified individuals; and

(2) procedures to ensure that the number of vouchers provided or made available with respect to any qualified individual complies with subsection (d).

(g) TRANSFERS TO POSTAL SERVICE.—

(1) BASED ON ESTIMATES.—The Secretary of Defense shall transfer to the Postal Service, out of amounts available to carry out the program and in advance of each calendar quarter during which postal benefits may be used under the program, an amount equal to the amount of postal benefits that the Secretary estimates will be used during such quarter, reduced or increased (as the case may be) by any amounts by which the Secretary finds that a determination under this section for a prior quarter was greater than or less than the amount finally determined for such quarter.

(2) BASED ON FINAL DETERMINATION.—A final determination of the amount necessary to correct any previous determination under this section, and any transfer of amounts between the Postal Service and the Department of Defense based on that final determination, shall be made not later than six months after the end of the one-year period referred to in subsection (e)(2)(B).

(3) CONSULTATION REQUIRED.—All estimates and determinations under this subsection of the amount of postal benefits under the program used in any period shall be made by the Secretary of Defense in consultation with the Postal Service.

(h) FUNDING.—

(1) AUTHORIZATION OF APPROPRIATIONS.—Of the amounts authorized to be appropriated in section 421 for military personnel for fiscal year 2008, \$10,000,000 shall be for postal benefits provided in this section.

(2) OFFSETTING REDUCTION.—Funds authorized to be appropriated in section 101(5) for the Army in fiscal year 2008 for other procurement are reduced by \$10,000,000, to be derived from Joint High Speed Vessel.

#### SEC. 675. LEAVE FOR MILITARY FAMILIES.

(a) ENTITLEMENT TO LEAVE.—Section 102(a)(1) of the Family and Medical Leave Act of 1993 (29 U.S.C. 2612(a)(1)) is amended by adding at the end the following new subparagraph:

“(E) Because of any qualifying exigency (as the Secretary shall, by regulation, determine) arising out of the fact that the spouse, or a son, daughter, or parent of the employee is on active duty (or has been notified of an impending call or order to active duty) in the Armed Forces in support of a contingency operation.”

(b) INTERMITTENT OR REDUCED LEAVE SCHEDULE.—Section 102(b)(1) of such Act (29 U.S.C. 2612(b)(1)) is amended by inserting after the second sentence the following new sentence: “Subject to subsection (e)(3) and section 103(f), leave under subsection (a)(1)(E) may be taken intermittently or on a reduced leave schedule.”

(c) SUBSTITUTION OF PAID LEAVE.—Section 102(d)(2)(A) of such Act (29 U.S.C. 2612(d)(2)(A)) is amended by striking “or (C)” and inserting “(C), or (E)”.

(d) NOTICE.—Section 102(e) of such Act (29 U.S.C. 2612(e)) is amended by adding at the end the following new paragraph:

“(3) NOTICE FOR LEAVE DUE TO ACTIVE DUTY OF FAMILY MEMBER.—In any case in which the necessity for leave under subsection (a)(1)(E) is foreseeable based on notification of an impending call or order to active duty in support of a contingency operation, the employee shall provide such notice to the employer as is reasonable and practicable.”

(e) CERTIFICATION.—Section 103 of such Act (29 U.S.C. 2613) is amended by adding at the end the following new subsection:

“(f) CERTIFICATION FOR LEAVE DUE TO ACTIVE DUTY OF FAMILY MEMBER.—An employer may require that a request for leave under section 102(a)(1)(E) be supported by a certification issued at such time and in such manner as the Secretary may by regulation prescribe. If the Secretary issues a regulation requiring such certification, the employee shall provide, in a timely manner, a copy of such certification to the employer.”

(f) DEFINITION.—Section 101 of such Act (29 U.S.C. 2611) is amended by adding at the end the following new paragraph:

“(14) CONTINGENCY OPERATION.—The term ‘contingency operation’ has the same meaning given such term in section 101(a)(13) of title 10, United States Code.”

#### TITLE VII—HEALTH CARE PROVISIONS

Sec. 701. Extension of prohibition on increases in certain health care costs for members of the uniformed services.

Sec. 702. Temporary prohibition on increase in copayments under retail pharmacy system of pharmacy benefits program.

Sec. 703. Fair pricing under pharmacy benefits program.

Sec. 704. Prohibition on conversion of military medical and dental positions to civilian medical and dental positions.

Sec. 705. Establishment of Nurse Practitioner Program.

Sec. 706. Services of mental health counselors.

Sec. 707. Extension of pilot program for health care delivery.

Sec. 708. Stipend for members of Reserve Components for health care for certain dependents.

Sec. 709. Joint Pathology Center.

Sec. 710. Report on training in preservation of remains under combat or combat-related conditions.

Sec. 711. Pre- and post-deployment assessments for the purpose of determining the cognitive functioning and brain health of deployed members of the Armed Forces.

Sec. 712. Guaranteed funding for Walter Reed Army Medical Center.

Sec. 713. Report and study on multiple vaccinations of members of the Armed Forces.

#### SEC. 701. EXTENSION OF PROHIBITION ON INCREASES IN CERTAIN HEALTH CARE COSTS FOR MEMBERS OF THE UNIFORMED SERVICES.

(a) EXTENSION OF PROHIBITION ON INCREASE IN CHARGES UNDER CONTRACTS FOR MEDICAL CARE.—Section 1097(e) of title 10, United States Code, is amended by striking “2007” and inserting “2008”.

(b) EXTENSION OF PROHIBITION ON INCREASE IN CHARGES FOR INPATIENT CARE.—Section 1086(b)(3) of title 10, United States Code, is amended by striking “2007” and inserting “2008”.

(c) EXTENSION OF PROHIBITION ON INCREASE IN PREMIUMS UNDER TRICARE COVERAGE FOR CERTAIN MEMBERS IN THE SELECTED RESERVE.—Section 1076(d)(3) of title 10, United States Code, is amended by striking “2007” and inserting “2008”.

(d) EXTENSION OF PROHIBITION ON INCREASE IN PREMIUMS UNDER TRICARE COVERAGE FOR

MEMBERS OF THE READY RESERVE.—Section 1076(e)(3) of title 10, United States Code, is amended by striking “2007” and inserting “2008”.

#### SEC. 702. TEMPORARY PROHIBITION ON INCREASE IN COPAYMENTS UNDER RETAIL PHARMACY SYSTEM OF PHARMACY BENEFITS PROGRAM.

During the period beginning on October 1, 2007, and ending on September 30, 2008, the cost sharing requirements established under paragraph (6) of section 1074g(a) of title 10, United States Code, for pharmaceutical agents available through retail pharmacies covered by paragraph (2)(E)(ii) of such section may not exceed amounts as follows:

(1) In the case of generic agents, \$3.

(2) In the case of formulary agents, \$9.

(3) In the case of nonformulary agents, \$22.

#### SEC. 703. FAIR PRICING UNDER PHARMACY BENEFITS PROGRAM.

Section 1074g(a) of title 10, United States Code, is amended by adding at the end the following new paragraph:

“(9)(A) In carrying out this subsection, the Secretary may, to the extent recommended by the Pharmacy and Therapeutics Committee in the course of reviewing any therapeutic class of pharmaceutical agents, exclude from the pharmacy benefits program any pharmaceutical agent that is not provided to the Secretary consistent with the pricing standard set forth in subparagraph (B).

“(B) The pricing standard referred to in subparagraph (A) is that the price of any pharmaceutical agent made available to beneficiaries through all the means described in paragraph (2)(E) shall be the same as, or lower than, the price of the agent under section 8126 of title 38, United States Code.”

#### SEC. 704. PROHIBITION ON CONVERSION OF MILITARY MEDICAL AND DENTAL POSITIONS TO CIVILIAN MEDICAL AND DENTAL POSITIONS.

(a) PROHIBITION.—The Secretary of a military department may not convert any military medical or dental position to a civilian medical or dental position on or after October 1, 2007.

(b) REPORT.—

(1) REQUIREMENT.—The Secretary of Defense shall submit to the congressional defense committees a report on conversions made during fiscal year 2007 not later than 180 days after the enactment of this Act.

(2) MATTERS COVERED.—The report shall include the following:

(A) The number of military medical or dental positions, by grade or band and specialty, converted to civilian medical or dental positions.

(B) The results of a market survey in each affected area of the availability of civilian medical and dental care providers in such area in order to determine whether there were civilian medical and dental care providers available in such area adequate to fill the civilian positions created by the conversion of military medical and dental positions to civilian positions in such area.

(C) An analysis, by affected area, showing the extent to which access to health care and cost of health care was affected in both the direct care and purchased care systems, including an assessment of the effect of any increased shifts in patient load from the direct care to the purchased care system, or any delays in receipt of care in either the direct or purchased care system because of the conversions.

(D) The extent to which military medical and dental positions converted to civilian medical or dental positions affected recruiting and retention of uniformed medical and dental personnel.

(E) A comparison of the full costs for the military medical and dental positions converted with the full costs for civilian medical and dental positions, including expenses such as recruiting, salary, benefits, training, and any other costs the Department identifies.

(F) An assessment showing that the military medical or dental positions converted were in excess of the military medical and dental positions needed to meet medical and dental readiness requirements of the uniformed services, as determined jointly by all the uniformed services.

(c) DEFINITIONS.—In this section:

(1) The term “military medical or dental position” means a position for the performance of health care functions within the Armed Forces held by a member of the Armed Forces.

(2) The term “civilian medical or dental position” means a position for the performance of health care functions within the Department of Defense held by an employee of the Department or of a contractor of the Department.

(3) The term “uniformed services” has the meaning given that term in section 1072(1) of title 10, United States Code.

(4) The term “conversion,” with respect to a military medical or dental position, means a change of the position to a civilian medical or dental position, effective as of the date of the manning authorization document of the military department making the change (through a change in designation from military to civilian in the document, the elimination of the listing of the position as a military position in the document, or through any other means indicating the change in the document or otherwise).

(d) REPEAL.—Section 742 of the John Warner National Defense Authorization Act for Fiscal Year 2007 (Public Law 109-364; 120 Stat. 2306) is repealed.

**SEC. 705. ESTABLISHMENT OF NURSE PRACTITIONER PROGRAM.**

The Secretary of Defense shall establish at the Uniformed Services University of the Health Sciences a graduate education program for advanced-practice nursing. The Secretary shall, in consultation with the Secretaries of the military departments, determine programs of instruction leading to designation as a Nurse Practitioner, which shall include, at a minimum, family practice and psychiatric or mental health. The program shall be designed to ensure that graduates of the program are fully eligible to meet credentialing requirements of the military departments and at least one State.

**SEC. 706. SERVICES OF MENTAL HEALTH COUNSELORS.**

(a) REIMBURSEMENT OF MENTAL HEALTH COUNSELORS UNDER TRICARE.—

(1) REIMBURSEMENT UNDER TRICARE.—Section 1079(a)(8) of title 10, United States Code, is amended—

(A) by inserting “or licensed or certified mental health counselors” after “certified marriage and family therapists” both places it appears; and

(B) by inserting “or licensed or certified mental health counselors” after “that the therapists.”

(2) AUTHORITY TO ASSESS MEDICAL OR PSYCHOLOGICAL NECESSITY OF SERVICE OR SUPPLY.—Section 1079(a)(13) of such title is amended by inserting “, licensed or certified mental health counselor,” after “certified marriage and family therapist”.

(b) SERVICES OF MENTAL HEALTH COUNSELORS.—

(1) AUTHORITY TO ENTER INTO PERSONAL SERVICES CONTRACTS.—Section 704(c)(2) of the National Defense Authorization Act for Fiscal Year 1995 (Public Law 103-337; 108 Stat. 2799; 10 U.S.C. 1091 note) is amended by in-

serting “mental health counselors,” after “psychologists.”

(2) APPLICABILITY OF LICENSURE REQUIREMENT FOR HEALTH-CARE PROFESSIONALS.—Section 1094 (e)(2) of title 10, United States Code, is amended by inserting “mental health counselor,” after “psychologist.”

**SEC. 707. EXTENSION OF PILOT PROGRAM FOR HEALTH CARE DELIVERY.**

(a) EXTENSION OF DURATION OF PILOT PROGRAM.—Section 721(e) of the Ronald W. Reagan National Defense Authorization Act for Fiscal Year 2005 (Public Law 108-375; 10 U.S.C. 1092 note) is amended by striking “and 2007” and inserting “, 2007, 2008, 2009, and 2010”.

(b) EXTENSION OF REPORT DEADLINE.—Section 721(f) of such Act is amended by striking “July 1, 2007” and inserting “July 1, 2010”.

(c) REVISION IN SELECTION CRITERIA.—Section 721(d)(2) of such Act is amended by striking “expected to increase over the next five years” and inserting “has increased over the five years preceding 2008”.

(d) ADDITION TO REQUIREMENTS OF PILOT PROGRAM.—Section 721(b) of such Act is amended—

(1) by striking “and” at the end of paragraph (3);

(2) by striking the period and inserting “; and” at the end of paragraph (4); and

(3) by adding at the end the following:

“(5) collaborate with State and local authorities to create an arrangement to share and exchange, between the Department of Defense and non-military health care systems, personal health information and data of military personnel and their families.”

**SEC. 708. STIPEND FOR MEMBERS OF RESERVE COMPONENTS FOR HEALTH CARE FOR CERTAIN DEPENDENTS.**

The Secretary of Defense may pay a stipend to a member of a reserve component who is called or ordered to active duty for a period of more than 30 days for purposes of maintaining civilian health care coverage for a dependant whom the Secretary determines to possess a special health care need that would be best met by remaining in the member’s civilian health plan. In making such determination, the Secretary shall consider whether—

(1) the dependent of the member was receiving treatment for the special health care need before the call or order to active duty of the member; and

(2) the call or order to active duty would result in an interruption in treatment or a change in health care provider for such treatment.

**SEC. 709. JOINT PATHOLOGY CENTER.**

(a) ESTABLISHMENT.—The Secretary of Defense shall establish a Joint Pathology Center located on the National Naval Medical Center in Bethesda, Maryland, that shall function as the reference center in pathology for the Department of Defense.

(b) SERVICES.—The Joint Pathology Center shall provide, at a minimum, the following services:

(1) Diagnostic pathology consultation in medicine, dentistry, and veterinary sciences.

(2) Pathology education, to include graduate medical education, including residency and fellowship programs, and continuing medical education.

(3) Diagnostic pathology research.

**SEC. 710. REPORT ON TRAINING IN PRESERVATION OF REMAINS UNDER COMBAT OR COMBAT-RELATED CONDITIONS.**

(a) REPORT REQUIRED.—The Secretary of Defense shall submit to the Committees on Armed Services of the Senate and the House of Representatives a report on the requirements of section 567 of the John Warner National Defense Authorization Act for Fiscal Year 2007 (Public Law 109-364; 120 Stat. 2224; 10 U.S.C. 1481 note).

(b) MATTERS COVERED.—The report shall include a detailed description of the implementation of such section, including—

(1) where the training program is taking place;

(2) who is providing the training;

(3) the number of each type of military health care professional trained to date; and

(4) what the training covers.

(c) DEADLINE.—The report required by this section shall be submitted not later than 180 days after the date of the enactment of this Act.

**SEC. 711. PRE- AND POST-DEPLOYMENT ASSESSMENTS FOR THE PURPOSE OF DETERMINING THE COGNITIVE FUNCTIONING AND BRAIN HEALTH OF DEPLOYED MEMBERS OF THE ARMED FORCES.**

(a) ESTABLISHMENT.—The Secretary of Defense, in collaboration with the Secretaries of the military departments, shall establish a computer-based program that assesses the cognitive functioning, in a pre- and post-deployment environment, of all members of the armed forces who are deployed in support of the Global War on Terror, including Operation Iraqi Freedom and Operation Enduring Freedom.

(b) MINIMUM PROTOCOL REQUIREMENTS.—The program required by subsection (a) shall include—

(1) administration of computer-based neurocognitive assessments;

(2) pre-deployment assessments to establish a neurocognitive baseline for members of the Armed Forces for future treatment;

(3) a tool to assess mood states associated with post-traumatic stress syndrome; and

(4) a standardized battery of tests to assess traumatic brain injury.

(c) ASSESSMENTS.—

(1) FREQUENCY.—The predeployment assessment to baseline neurocognitive functioning shall be administered within 90 days prior to deployment. The post-deployment assessment shall be administered within 45 days of return from theater.

(2) REQUIREMENTS OF ASSESSMENT.—The computer-based neurocognitive assessments required by subsection (a) shall include the capability to be archived and stored on Department of Defense-based servers for future medical use.

(d) REPORT.—Not later than 9 months after the date of enactment of this Act, the Secretary of Defense shall submit to the Committees on Armed Services of the Senate and the House of Representatives a report on the implementation of this section.

**SEC. 712. GUARANTEED FUNDING FOR WALTER REED ARMY MEDICAL CENTER.**

The amount of funds available for the commander of Walter Reed Army Medical Center for a fiscal year shall be not less than the amount expended by the commander of Walter Reed Army Medical Center in fiscal year 2006 until the first fiscal year beginning after the date on which the Secretary of Defense certifies to the Committee on Armed Services of the Senate and the Committee on Armed Services of the House of Representatives that the expanded facilities at the National Naval Medical Center, Bethesda, Maryland, and DeWitt Army Community Hospital, Fort Belvoir, Virginia, as described in section 304(a), are completed, equipped, and staffed with sufficient capacity to accept and provide at least the same level of care as patients received at Walter Reed Army Medical Center during fiscal year 2006.

**SEC. 713. REPORT AND STUDY ON MULTIPLE VACCINATIONS OF MEMBERS OF THE ARMED FORCES.**

(a) REPORT REQUIRED.—Not later than 90 days after the date of the enactment of this Act, the Secretary of Defense shall submit to the Committees on Armed Services of the Senate and the House of Representatives a

report on the Department's policies for administering and evaluating the vaccination of members of the Armed Forces.

(b) ELEMENTS.—The report required by subsection (a) shall include the following:

(1) An assessment of the Department's policies governing the administration of multiple vaccinations in a 24-hour period, including the procedures providing for a full review of an individual's medical history prior to the administration of multiple vaccinations, and whether such policies and procedures differ for members of the Armed Forces on active duty and members of reserve components.

(2) An assessment of how the Department's policies on multiple vaccinations in a 24-hour period conform to current regulations of the Food and Drug Administration and research performed or being performed by the Centers for Disease Control, other non-military Federal agencies, and non-federal institutions on multiple vaccinations in a 24-hour period.

(3) An assessment of the Department's procedures for initiating investigations of deaths of members of the Armed Forces in which vaccinations may have played a role, including whether such investigations can be requested by family members of the deceased individuals.

(4) The number of deaths of members of the Armed Forces since January 1, 2000, that the Department has investigated for the potential role of vaccine administration, including both the number of deaths investigated that was alleged to have involved more than one vaccine administered in a given 24-hour period and the number of deaths investigated that was determined to have involved more than one vaccine administered in a given 24-hour period.

(5) An assessment of the procedures for providing the Adjutants General of the various States and territories with up-to-date information on the effectiveness and potential allergic reactions and side effects of vaccines required to be taken by National Guard members.

(6) An assessment of whether procedures are in place to provide that the Adjutants General of the various States and territories retain updated medical records of each National Guard member called up for active duty.

(c) STUDY REQUIRED.—

(1) IN GENERAL.—The Secretary of Defense shall conduct a study, in consultation with the Food and Drug Administration and the Centers for Disease Control, examining the safety and efficacy of administering multiple vaccinations within a 24-hour period to members of the Armed Forces.

(2) DEADLINE.—The study required by paragraph (1) shall be completed not later than 270 days after the date of the enactment of this Act and shall be submitted to the Committees on Armed Services of the Senate and the House of Representatives.

## TITLE VIII—ACQUISITION POLICY, ACQUISITION MANAGEMENT, AND RELATED MATTERS

### Subtitle A—Acquisition Policy and Management

- Sec. 801. Definition of commercial services.
- Sec. 802. Acquisition workforce provisions.
- Sec. 803. Guidance on defense procurements made through contracts of other agencies.
- Sec. 804. Prohibition on procurement from beneficiaries of foreign subsidies.
- Sec. 805. Prohibition on procurement from companies in violation of the Iran and Syria Nonproliferation Act.
- Sec. 806. Lead systems integrators.

Sec. 807. Procurement goal for Native Hawaiian-serving institutions and Alaska Native-serving institutions.

Sec. 808. Reinvestment in domestic sources of strategic materials.

Sec. 809. Clarification of the protection of strategic materials critical to national security.

Sec. 810. Debarment of contractors convicted of criminal violations of the Arms Export Control Act.

Subtitle B—Amendments to General Contracting Authorities, Procedures, and Limitations

Sec. 811. Change to the Truth in Negotiations Act exception for the acquisition of a commercial item.

Sec. 812. Clarification of submission of cost or pricing data on noncommercial modifications of commercial items.

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Sec. 815. Extension of authority to fill shortage category positions for certain federal acquisition positions.

Sec. 816. Extension of authority to carry out certain prototype projects.

Sec. 817. Clarification of limited acquisition authority for special operations command.

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Sec. 820. Market research.

Subtitle C—Accountability in Contracting

Sec. 821. Limitation on length of non-competitive contracts.

Sec. 822. Maximizing fixed-price procurement contracts.

Sec. 823. Public disclosure of justification and approval documents for noncompetitive contracts.

Sec. 824. Disclosure of Government contractor audit findings.

Sec. 825. Study of acquisition workforce.

Sec. 826. Report to Congress.

Subtitle D—Contracts Relating to Iraq and Afghanistan

Sec. 831. Memorandum of understanding on matters relating to contracting.

Sec. 832. Comptroller General reviews and reports on contracting in Iraq and Afghanistan.

Sec. 833. Definitions.

Sec. 834. Competition for equipment supplied to Iraq and Afghanistan.

Subtitle E—Other Matters

Sec. 841. Rapid Commercial Information Technology Identification Demonstration Project.

Sec. 842. Report to Congress required on delays in major phases of acquisition process for major automated information system programs.

Sec. 843. Requirement for licensing of certain military designations and likenesses of weapons systems to toy and hobby manufacturers.

Sec. 844. Change in grounds for waiver of limitation on service contract to acquire military flight simulator.

Sec. 845. Evaluation of cost of compliance with requirement to buy certain articles from American sources.

Sec. 846. Requirements relating to waivers of certain domestic source limitations.

Sec. 847. Multiple cost threshold breaches.

Sec. 848. Phone cards.

Sec. 849. Jurisdiction under Contract Disputes Act of 1978 over claims, disputes, and appeals arising out of maritime contracts.

Sec. 850. Clarification of jurisdiction of the United States district courts to hear bid protest disputes involving maritime contracts.

### Subtitle A—Acquisition Policy and Management

#### SEC. 801. DEFINITION OF COMMERCIAL SERVICES.

(a) COMMERCIAL ITEM REGULATIONS TO BE USED ONLY FOR COMMERCIAL SERVICES MEETING STATUTORY DEFINITION.—The Administrator for Federal Procurement Policy shall revise the Federal Acquisition Regulation to ensure that only commercial services as defined in section 4(12)(F) of the Office of Federal Procurement Policy Act (41 U.S.C. 403(12)(F)) are procured under procedures set forth in Part 12 of the Federal Acquisition Regulation. In carrying out the revision, the Administrator shall remove the words “of a type” from the definition of commercial services to be procured under such Part 12.

(b) REQUIREMENT TO ANALYZE TWO OPTIONS FOR PROCUREMENT OF SERVICES SIMILAR TO COMMERCIAL SERVICES.—The Administrator for Federal Procurement Policy shall analyze the two options described in subsection (c) to determine which regulations would be in the best interest of the Government for the procurement of services similar to commercial services. After completing the analysis, the Administrator shall revise the Federal Acquisition Regulation to include the option that the Administrator has determined to be in the best interest of the Government.

(c) OPTIONS FOR ANALYSIS.—The two options are as follows:

(1) OPTION 1.—Part 12 of the Federal Acquisition Regulation, relating to acquisition of commercial items, with the following additional provisions:

(A) Subject to subparagraph (B), the contracting officer may request the following information from the offeror:

(i) Prices paid for the same or similar commercial items under comparable terms and conditions by both government and commercial customers.

(ii) Information regarding price or cost that may support the price offered, such as wages, subcontracts, or material costs.

(iii) Such other information as the Administrator considers appropriate.

(B) The contracting officer should not request more information than is necessary to determine that an offered price is reasonable.

(2) OPTION 2.—Part 15 of the Federal Acquisition Regulation, relating to contracting by negotiation, as in effect on the date of the enactment of this Act.

#### SEC. 802. ACQUISITION WORKFORCE PROVISIONS.

(a) REPEAL OF SUNSET OF ACQUISITION WORKFORCE TRAINING FUND.—Section 37(h)(3) of the Office of Federal Procurement Policy Act (41 U.S.C. 433(h)(3)) is amended by striking subparagraph (H).

(b) REQUIREMENT FOR SECTION ON ACQUISITION WORKFORCE IN STRATEGIC HUMAN CAPITAL PLAN.—

(1) IN GENERAL.—In the update of the strategic human capital plan for 2008, and in each subsequent update, the Secretary of Defense shall include a separate section focused

on the defense acquisition workforce, including both military and civilian personnel.

(2) **FUNDING.**—The section shall contain—

(A) an identification of the funding programmed for acquisition workforce training in the future years defense program;

(B) a determination by the Secretary of whether such funding is adequate; and

(C) an evaluation of how such funding can be protected from being diverted to other uses.

(3) **AREAS OF NEED.**—The section also shall identify any areas of need in the acquisition workforce, including—

(A) changes to the types of skills needed in the acquisition workforce;

(B) incentives to retain in the acquisition workforce qualified, experienced acquisition workforce personnel; and

(C) incentives for attracting new, high-quality personnel to the acquisition workforce.

(c) **STRATEGIC HUMAN CAPITAL PLAN DEFINED.**—In this section, the term “strategic human capital plan” means the strategic human capital plan required under section 1122 of the National Defense Authorization Act for Fiscal Year 2006 (Public Law 109-163; 119 Stat. 3452; 10 U.S.C. prec. 1580 note).

**SEC. 803. GUIDANCE ON DEFENSE PROCUREMENTS MADE THROUGH CONTRACTS OF OTHER AGENCIES.**

(a) **GUIDANCE.**—The Under Secretary of Defense for Acquisition, Technology, and Logistics shall issue guidance on the use of interagency contracting by the Department of Defense.

(b) **MATTERS COVERED.**—The guidance shall include, at a minimum, the following provisions:

(1) Items unique to the Department of Defense may not be acquired by interagency contracting.

(2) Acquisition officials should make a good faith effort, including through the conduct of market research, if appropriate, to identify whether an item considered for interagency contracting is already being provided under a contract awarded by the Department of Defense.

(3) Acquisition officials shall ensure that, with respect to the outside agency involved in any procurement through interagency contracting, any requirements related to the procurement that are specific to the Department of Defense shall be identified and communicated to the agency, including relevant requirements of the following:

(A) The Federal Acquisition Regulation.

(B) The Department of Defense Supplement to the Federal Acquisition Regulation.

(C) Appropriations laws.

(D) Provisions in law or regulation that are unique to defense procurement and that apply to the specific contract under consideration, but that may not be included under subparagraph (A), (B), or (C).

(c) **DEFINITIONS.**—In this section:

(1) **INTERAGENCY CONTRACTING.**—The term “interagency contracting” means the procurement of goods or services (under section 1535 of title 31, United States Code) through a contract entered into by an agency outside the Department of Defense.

(2) **ACQUISITION OFFICIAL.**—The term “acquisition official” means—

(A) in the case of a direct acquisition, the contracting officer for the acquisition; and

(B) in the case of an assisted acquisition, the program manager coordinating the acquisition for the Department of Defense.

(3) **DIRECT ACQUISITION.**—The term “direct acquisition” means the type of interagency contracting through which the Department of Defense orders an item or service from a government-wide acquisition contract maintained by an agency outside the Department.

(4) **ASSISTED ACQUISITION.**—The term “assisted acquisition” means the type of inter-

agency contracting through which an agency outside the Department of Defense awards a contract for the procurement of goods or services.

**SEC. 804. PROHIBITION ON PROCUREMENT FROM BENEFICIARIES OF FOREIGN SUBSIDIES.**

(a) **PROHIBITION.**—The Secretary of Defense may not enter into a contract for the procurement of goods or services from any foreign person to which the government of a foreign country that is a member of the World Trade Organization has provided a subsidy if—

(1) the United States has requested consultations with that foreign country under the Agreement on Subsidies and Countervailing Measures on the basis that the subsidy is a prohibited subsidy under that Agreement; and

(2) either—

(A) the issue before the World Trade Organization has not been resolved; or

(B) the World Trade Organization has ruled that the subsidy provided by the foreign country is a prohibited subsidy under the Agreement on Subsidies and Countervailing Measures.

(b) **JOINT VENTURES.**—The prohibition under subsection (a) with respect to a foreign person also applies to any joint venture, cooperative organization, partnership, or contracting team of which that foreign person is a member.

(c) **SUBCONTRACTS AND TASK ORDERS.**—The prohibition under subsection (a) with respect to a contract also applies to any subcontracts at any tier entered into under the contract and any task orders at any tier issued under the contract.

(d) **DEFINITIONS.**—In this section:

(1) The term “Agreement on Subsidies and Countervailing Measures” means the agreement described in section 101(d)(12) of the Uruguay Round Agreements Act (19 U.S.C. 3501(d)(12)).

(2) The term “foreign person” means—

(A) an individual who is not a United States person or an alien lawfully admitted for permanent residence into the United States; or

(B) a corporation, partnership, or other nongovernmental entity which is not a United States person.

(3) The term “United States person” means—

(A) a natural person who is a citizen of the United States or who owes permanent allegiance to the United States; and

(B) a corporation or other legal entity which is organized under the laws of the United States, any State or territory thereof, or the District of Columbia, if natural persons described in subparagraph (A) own, directly or indirectly, more than 50 percent of the outstanding capital stock or other beneficial interest in such legal entity.

(e) **APPLICABILITY.**—

(1) **PROGRAMS WITH MILESTONE B APPROVAL NOT COVERED.**—The prohibition under subsection (a) shall not apply to any contract under a major defense acquisition program that has received Milestone B approval as of the date of the enactment of this Act.

(2) **DEFINITIONS.**—In this subsection:

(A) The term “major defense acquisition program” means a Department of Defense acquisition program that is a major defense acquisition program for purposes of section 2430 of title 10, United States Code.

(B) The term “Milestone B approval” has the meaning provided that term in section 2366(e)(7) of such title.

**SEC. 805. PROHIBITION ON PROCUREMENT FROM COMPANIES IN VIOLATION OF THE IRAN AND SYRIA NONPROLIFERATION ACT.**

(a) **PROHIBITION.**—Except as provided in subsection (c), funds appropriated or other-

wise available to the Department of Defense may not be used for the procurement of goods or services from a source subject to sanctions for violations of the Iran and Syria Nonproliferation Act (Public Law 106-178; 50 U.S.C. 1701 note) or from any source that is owned or controlled by a sanctioned entity.

(b) **CONTRACTS COVERED.**—This section applies to prime contracts and subcontracts at any tier under such contracts.

(c) **EXCEPTION.**—

(1) **IN GENERAL.**—Subsection (a) does not apply in any case in which the Secretary of Defense determines that there is a compelling reason to solicit an offer from, award a contract or subcontract to, or extend a contract or subcontract with a source described in that subsection. The exception in the preceding sentence may not be used if the same or reasonably equivalent products or services are available from a non-sanctioned source.

(2) **NOTICE TO CONGRESS.**—The Secretary shall transmit to the Committees on Armed Services of the Senate and the House of Representatives a notice of any determination made under paragraph (1) at the time of the determination.

**SEC. 806. LEAD SYSTEMS INTEGRATORS.**

(a) **PROHIBITION ON THE USE OF LEAD SYSTEMS INTEGRATORS.**—The Department of Defense may not award any new contracts for lead systems integrator functions in the acquisition of major systems, effective October 1, 2011.

(b) **PLAN FOR ACQUISITION WORKFORCE.**—

(1) **REQUIREMENT.**—The Secretary of Defense shall develop a plan for establishing the appropriate size of the acquisition workforce to accomplish inherently governmental functions related to acquisition of major weapons systems. In developing the plan, the Secretary shall, at a minimum—

(A) identify the positions and skills, due to their inherently governmental nature, that should be supplied by Department of Defense personnel versus contractor personnel;

(B) identify the gaps in skills that exist within the current defense workforce;

(C) create a plan for closing such skill gaps;

(D) create a plan for obtaining a proper match between the level of acquisition expertise within each acquisition program office and the level of risk associated with the acquisition program that the program office is expected to manage; and

(E) identify the additional personnel or hiring authorities that may be required on an interim basis, until such time as the Department of Defense has sufficient government personnel to fill the positions designated as inherently governmental.

(2) **DEADLINE.**—The plan described in paragraph (1) shall be submitted to the congressional defense committees no later than October 1, 2008.

(c) **EXCEPTION FOR CONTRACTS FOR OTHER MANAGEMENT SERVICES.**—The Department of Defense may continue to award contracts for the procurement of services the primary purpose of which is to perform acquisition support functions with respect to the development or production of a major system, if the following conditions are met:

(1) The contractor may not perform inherently governmental functions, as may be prescribed by the Secretary of Defense, including—

(A) determining courses of action to be taken in the best interest of the government; and

(B) determining best technical performance for the warfighter; and

(2) a prime contractor for such a contract may not award a subcontract to an entity owned in whole or in part by the prime contractor.

(d) **DEFINITIONS.**—In this section:

(1) LEAD SYSTEMS INTEGRATOR.—The term “lead systems integrator” means—

(A) a prime contractor for the development or production of a major system, if the prime contractor is not expected at the time of award to perform a substantial portion of the work on the system and the major subsystems; or

(B) a prime contractor under a contract for the procurement of services the primary purpose of which is to perform acquisition functions closely associated with inherently governmental functions with respect to the development or production of a major system.

(2) MAJOR SYSTEM.—The term “major system” has the meaning given such term in section 2302d of title 10, United States Code.

**SEC. 807. PROCUREMENT GOAL FOR NATIVE HAWAIIAN-SERVING INSTITUTIONS AND ALASKA NATIVE-SERVING INSTITUTIONS.**

Section 2323 of title 10, United States Code, is amended—

(1) in subsection (a)(1)—

(A) by striking “and” at the end of subparagraph (C);

(B) by striking the period at the end of subparagraph (D) and inserting “; and”; and

(C) by adding at the end the following new subparagraph:

“(E) Native Hawaiian-serving institutions and Alaska Native-serving institutions (as defined in section 317 of the Higher Education Act of 1965).”;

(2) in subsection (a)(2) by inserting after “Hispanic-serving institutions,” the following: “Native Hawaiian-serving institutions and Alaska Native-serving institutions.”;

(3) in subsection (c)(1), by inserting after “Hispanic-serving institutions,” the following: “Native Hawaiian-serving institutions and Alaska Native-serving institutions.”; and

(4) in subsection (c)(3), by inserting after “Hispanic-serving institutions,” the following: “to Native Hawaiian-serving institutions and Alaska Native-serving institutions.”.

**SEC. 808. REINVESTMENT IN DOMESTIC SOURCES OF STRATEGIC MATERIALS.**

(a) REINVESTMENT REQUIRED.—

(1) PROPOSAL EVALUATION CRITERIA.—The Under Secretary of Defense for Acquisition, Technology, and Logistics shall issue guidance requiring that all Department of Defense solicitations for proposals for major systems that could contain strategic materials clearly specify that an evaluation criteria for such proposals will be the extent to which each prospective strategic material supplier demonstrates a record of sustained reinvestment in processes, infrastructure, workforce training, and facilities for domestic production of such a material, as well as a plan for continued reinvestment.

(2) FLOW DOWN REQUIRED.—Guidance issued under this subsection shall require that the evaluation criteria be incorporated by reference into any solicitation for sources of strategic materials at any contractual tier.

(b) REVIEW AND REPORT.—

(1) REVIEW REQUIRED.—The Strategic Materials Protection Board, established under section 187 of title 10, United States Code, shall, on an annual basis—

(A) review the number of proposals submitted for major systems that could contain strategic materials; and

(B) as part of the Board’s duties under paragraphs (2) and (3) of section 187(b) of such title, determine the following:

(i) The percentage of proposals that were found to be responsive to the reinvestment evaluation criteria required under subsection (a).

(ii) The percentage of responsive proposals that were awarded.

(iii) The percentage of non-responsive proposals that were awarded.

(iv) The long-term viability of strategic materials suppliers, based upon the past and future reinvestment planned by the suppliers.

(2) INCLUSION IN BOARD REPORT.—The Strategic Materials Protection Board shall include its findings in the next report submitted to Congress under section 187(d) of title 10, United States Code, after the date of the enactment of this Act. The Board shall include the findings of subsequent annual reviews in subsequent reports submitted under such section.

(c) DEFINITIONS.—In this section:

(1) STRATEGIC MATERIAL.—The term “strategic material” means—

(A) a material designated as critical to national security by the Strategic Materials Protection Board in accordance with the section 187 of title 10, United States Code;

(B) a specialty metal as defined by section 2533b of title 10, United States Code; or

(C) steel.

(2) MAJOR SYSTEM.—The term “major system” has the meaning provided in section 2302 of title 10, United States Code.

**SEC. 809. CLARIFICATION OF THE PROTECTION OF STRATEGIC MATERIALS CRITICAL TO NATIONAL SECURITY.**

(a) DEFINITION OF REQUIRED FORM.—Subsection (b) of section 2533b of title 10, United States Code, is amended by striking the period at the end and inserting the following: “and the term ‘required form’ means mill products, such as slab, plate and sheet, in the required form necessary. The term ‘required form’ shall not apply to end items or to their components at any tier.”.

(b) APPLICABILITY TO PROCUREMENTS OF COMMERCIAL ITEMS.—Subsection (h) of section 2533b of title 10, United States Code, is amended by inserting “or 35” after “This section applies to procurements of commercial items notwithstanding section 34.”.

(c) REVISION OF DOMESTIC NON-AVAILABILITY DETERMINATIONS.—Any Domestic Non-Availability Determination made by the Department of Defense between December 6, 2006, and the date 60 days after the date of the enactment of this Act shall be reviewed and amended, if necessary, to comply with subsections (a) and (b).

(d) EFFECTIVE DATE.—The amendments made by subsections (a) and (b) shall apply with respect to contracts entered into 60 days after the date of the enactment of this Act.

**SEC. 810. DEBARMENT OF CONTRACTORS CONVICTED OF CRIMINAL VIOLATIONS OF THE ARMS EXPORT CONTROL ACT.**

(a) DEBARMENT.—Except as provided in subsection (b), if the Secretary of Defense determines that a contractor or prospective contractor has been convicted of a criminal violation of any provision of the Arms Export Control Act (22 U.S.C. 2751 et seq.), the Secretary shall debar such contractor or prospective contractor from contracting with the Department of Defense for a period not to exceed 5 years, not later than 90 days after determining that the contractor has been so convicted.

(b) EXCEPTION.—

(1) IN GENERAL.—Subsection (a) does not apply in any case in which the Secretary determines that there is a compelling reason to solicit an offer from, award a contract to, extend a contract with, or approve a subcontract with such contractor or prospective contractor.

(2) PUBLIC NOTICE.—The Secretary shall transmit to the Administrator of General Services a notice of any determination made under paragraph (1) at the time of the determination. The Administrator of General Services shall maintain each such notice in a file available for public inspection.

(c) DEFINITION.—In this section, the term “debar” has the meaning given that term by section 2393(c) of title 10, United States Code.

**Subtitle B—Amendments to General Contracting Authorities, Procedures, and Limitations**

**SEC. 811. CHANGE TO THE TRUTH IN NEGOTIATIONS ACT EXCEPTION FOR THE ACQUISITION OF A COMMERCIAL ITEM.**

Section 2306a(b) of title 10, United States Code, is amended by adding at the end the following new paragraph:

“(4) CERTAIN SOLE SOURCE PROCUREMENTS.—The exception in paragraph (1)(C) does not apply in the case of a contract, subcontract, or modification of a contract or subcontract that is for a commercial item to be procured using procedures other than competitive procedures—

“(A) if the contracting officer determines that commercial sales data are insufficient to determine a fair and reasonable price; and

“(B) if the contractor’s business segment has submitted certified cost or pricing data in connection with at least one contract award or contract modification.”.

**SEC. 812. CLARIFICATION OF SUBMISSION OF COST OR PRICING DATA ON NON-COMMERCIAL MODIFICATIONS OF COMMERCIAL ITEMS.**

(a) MEASUREMENT OF PERCENTAGE AT CONTRACT AWARD.—Section 2306a(b)(3)(A) of title 10, United States Code, is amended by inserting after “total price of the contract” the following: “(at the time of contract award)”.

(b) ADJUSTMENT OF DOLLAR AMOUNT.—Section 2306a(b)(3)(A) of such title is amended by striking “\$50,000” and inserting “\$650,000”.

**SEC. 813. PLAN FOR RESTRICTING GOVERNMENT-UNIQUE CONTRACT CLAUSES ON COMMERCIAL CONTRACTS.**

(a) PLAN.—The Under Secretary of Defense for Acquisition, Technology, and Logistics shall develop and implement a plan to minimize the number of Government-unique contract clauses used in commercial contracts by restricting the clauses to the following:

(1) Government-unique clauses authorized by law or regulation.

(2) Any additional clauses that are relevant and necessary to a specific contract.

(b) COMMERCIAL CONTRACT.—In this section:

(1) The term “commercial contract” means a contract awarded by the Federal Government for the procurement of a commercial item.

(2) The term “commercial item” has the meaning provided by section 4(12) of the Office of Federal Procurement Policy Act (41 U.S.C. 403(12)).

**SEC. 814. EXTENSION OF AUTHORITY FOR USE OF SIMPLIFIED ACQUISITION PROCEDURES FOR CERTAIN COMMERCIAL ITEMS.**

Section 4202(e) of the Clinger-Cohen Act of 1996 (division D of Public Law 104-106; 110 Stat. 652; 10 U.S.C. 2304 note) is amended by striking “January 1, 2008” and inserting “January 1, 2010”.

**SEC. 815. EXTENSION OF AUTHORITY TO FILL SHORTAGE CATEGORY POSITIONS FOR CERTAIN FEDERAL ACQUISITION POSITIONS.**

Section 1413(b) of the National Defense Authorization Act for Fiscal Year 2004 (Public Law 108-136; 117 Stat. 1665) is amended by striking “September 30, 2007” and inserting “September 30, 2012”.

**SEC. 816. EXTENSION OF AUTHORITY TO CARRY OUT CERTAIN PROTOTYPE PROJECTS.**

Section 845(i) of the National Defense Authorization Act for Fiscal Year 1994 (10 U.S.C. 2371 note) is amended by striking “September 30, 2008” and inserting “September 30, 2013”.

**SEC. 817. CLARIFICATION OF LIMITED ACQUISITION AUTHORITY FOR SPECIAL OPERATIONS COMMAND.**

Section 167(e)(4) of title 10, United States Code, is amended—

(1) by redesignating subparagraph (C) as subparagraph (D); and

(2) by inserting after subparagraph (B) the following new subparagraph:

“(C)(i) The staff of the commander shall include an acquisition executive, who shall be responsible for the same functions and duties, and have the same authorities, as the service acquisition executives for the military departments.

“(ii) The staff of the commander shall include a senior procurement executive, who shall be responsible for providing management direction of the procurement system of the command, advising and assisting the commander and other officials of the combatant command to ensure that activities and missions of the command are achieved through the management of the procurement system of the command, and otherwise being responsible for the same functions and duties, and having the same authorities, as the senior procurement executive for the military departments.

“(iii) The commander of the special operations command may designate the same individual to the position of acquisition executive and the position of senior procurement executive.

“(iv) Any reference to service acquisition executive or senior procurement executive of a military department in any Federal law, Executive order, or regulation is deemed to include the acquisition executive or senior procurement executive of the special operations command unless such law, order, or regulation explicitly excludes such positions by reference to this section.”.

**SEC. 818. EXEMPTION OF SPECIAL OPERATIONS COMMAND FROM CERTAIN REQUIREMENTS FOR CONTRACTS RELATING TO VESSELS, AIRCRAFT, AND COMBAT VEHICLES.**

Subsection (e) of section 167 of title 10, United States Code, is amended by adding at the end the following new paragraph:

“(5) The commander of the command, in carrying out his functions under this subsection, may carry out such functions with respect to a contract covered by section 2401 of this title without regard to subsection (b) of that section if—

“(A) the contract is for a term of not more than 5 years (including all options to renew or extend the contract); and

“(B) funds are available and obligated for the full cost of the contract (including termination costs) on or before the date the contract is awarded.”.

**SEC. 819. PROVISION OF AUTHORITY TO MAINTAIN EQUIPMENT TO UNIFIED COMBATANT COMMAND FOR JOINT WARFIGHTING.**

Section 167a of title 10, United States Code, is amended—

(1) in subsection (a), by striking “and acquire” and inserting “, acquire, and maintain”;

(2) by redesignating subsection (f) as subsection (g); and

(3) by inserting after subsection (e) the following new subsection:

“(f) **LIMITATION ON AUTHORITY TO MAINTAIN EQUIPMENT.**—The authority delegated under subsection (a) to maintain equipment is subject to the availability of funds authorized and appropriated specifically for that purpose.”.

**SEC. 820. MARKET RESEARCH.**

(a) **MARKET RESEARCH.**—Subsection (c) of section 2377 of title 10, United States Code, is amended as follows:

(1) The subsection heading is amended by striking “PRELIMINARY”.

(2) Paragraph (1) is amended—

(A) by striking “research appropriate to the circumstances—” and inserting “research—”;

(B) by striking “and” at the end of subparagraph (A);

(C) by striking the period at the end of subparagraph (B) and inserting “; and”; and

(D) by adding at the end the following:

“(C) before awarding a task order in excess of the simplified acquisition threshold.”.

(3) The subsection is amended by adding at the end the following new paragraphs:

“(4) The Secretary of Defense shall ensure that market research under this subsection includes use of an appropriately tailored search engine to access the world wide web in order to identify readily available capabilities in the commercial market place.

“(5) For programs with a value in excess of \$1,000,000, the contracting officer must certify that market research was performed before award of the contract or task order.”.

**(b) EVALUATION OF CERTAIN INCENTIVES.**—The Under Secretary of Defense for Acquisition, Technology, and Logistics shall evaluate options for preferences or economic incentives for contractors that maximize the use of readily available and proven capabilities in the commercial market place.

**Subtitle C—Accountability in Contracting**

**SEC. 821. LIMITATION ON LENGTH OF NON-COMPETITIVE CONTRACTS.**

(a) **REVISION OF FAR.**—Not later than one year after the date of the enactment of this Act, the Federal Acquisition Regulation shall be revised to restrict the contract period of any contract described in subsection (c) to the minimum contract period necessary—

(1) to meet the urgent and compelling requirements of the work to be performed under the contract; and

(2) to enter into another contract for the required goods or services through the use of competitive procedures.

(b) **CONTRACT PERIOD.**—The regulations promulgated under subsection (a) shall require the contract period to not exceed one year, unless the head of the executive agency concerned determines that the Government would be seriously injured by the limitation on the contract period.

(c) **COVERED CONTRACTS.**—This section applies to any contract in an amount greater than \$1,000,000 entered into by an executive agency using procedures other than competitive procedures pursuant to the exception provided in section 303(c)(2) of the Federal Property and Administrative Services Act of 1949 (41 U.S.C. 253(c)(2)) or section 2304(c)(2) of title 10, United States Code.

(d) **DEFINITIONS.**—In this section:

(1) The term “executive agency” has the meaning provided in section 4(1) of the Office of Federal Procurement Policy Act (41 U.S.C. 403(1)).

(2) The term “head of the executive agency” means the head of an executive agency except that, in the case of the Department of Defense, the term means—

(A) in the case of a military department, the Secretary of the military department;

(B) in the case of a Defense Agency, the head of the Defense Agency; and

(C) in the case of any part of the Department of Defense other than a military department or Defense Agency, the Under Secretary of Defense for Acquisition, Technology, and Logistics.

**SEC. 822. MAXIMIZING FIXED-PRICE PROCUREMENT CONTRACTS.**

(a) **PLANS REQUIRED.**—Subject to subsection (c), the head of each executive agency covered by title III of the Federal Property and Administrative Services Act of 1949 (41 U.S.C. 251 et seq.) or, in the case of the Department of Defense, the Under Secretary

of Defense for Acquisition, Technology, and Logistics, shall develop and implement a plan to maximize, to the fullest extent practicable, the use of fixed-price type contracts for the procurement of goods and services by the agency or department concerned. The plan shall contain measurable goals and shall be completed and submitted to the Committee on Oversight and Government Reform of the House of Representatives, the Committee on Homeland Security and Governmental Affairs of the Senate, and the Committees on Appropriations of the House of Representatives and the Senate and, in the case of the Department of Defense and the Department of Energy, the Committees on Armed Services of the Senate and the House of Representatives, with a copy provided to the Comptroller General, not later than 1 year after the date of the enactment of this Act.

(b) **COMPTROLLER GENERAL REVIEW.**—The Comptroller General shall review the plans provided under subsection (a) and submit a report to Congress on the plans not later than 18 months after the date of the enactment of this Act.

(c) **REQUIREMENT LIMITED TO CERTAIN AGENCIES.**—The requirement of subsection (a) shall apply only to those agencies that awarded contracts in a total amount of at least \$1,000,000,000 in the fiscal year preceding the fiscal year in which the report is submitted.

**SEC. 823. PUBLIC DISCLOSURE OF JUSTIFICATION AND APPROVAL DOCUMENTS FOR NONCOMPETITIVE CONTRACTS.**

(a) **CIVILIAN AGENCY CONTRACTS.**—

(1) **IN GENERAL.**—Section 303 of the Federal Property and Administrative Services Act of 1949 (41 U.S.C. 253) is amended by adding at the end the following new subsection:

“(j)(1)(A) Except as provided in subparagraph (B), in the case of a procurement permitted by subsection (c), the head of an executive agency shall make publicly available, within 14 days after the award of the contract, the documents containing the justification and approval required by subsection (f)(1) with respect to the procurement.

“(B) In the case of a procurement permitted by subsection (c)(2), subparagraph (A) shall be applied by substituting ‘30 days’ for ‘14 days’.

“(2) The documents shall be made available on the website of the agency and through the Federal Procurement Data System.

“(3) This subsection does not require the public availability of information that is exempt from public disclosure under section 552(b) of title 5, United States Code.”.

(2) **CONFORMING AMENDMENT.**—Section 303(f) of such Act is amended—

(A) by striking paragraph (4); and

(B) by redesignating paragraph (5) as paragraph (4).

(b) **DEFENSE AGENCY CONTRACTS.**—

(1) **IN GENERAL.**—Section 2304 of title 10, United States Code, is amended by adding at the end the following new subsection:

“(1)(1)(A) Except as provided in subparagraph (B), in the case of a procurement permitted by subsection (c), the head of an agency shall make publicly available, within 14 days after the award of the contract, the documents containing the justification and approval required by subsection (f)(1) with respect to the procurement.

“(B) In the case of a procurement permitted by subsection (c)(2), subparagraph (A) shall be applied by substituting ‘30 days’ for ‘14 days’.

“(2) The documents shall be made available on the website of the agency and through the Federal Procurement Data System.



“(3) This subsection does not require the public availability of information that is exempt from public disclosure under section 552(b) of title 5.”.

(2) CONFORMING AMENDMENT.—Section 2304(f) of such title is amended—

(A) by striking paragraph (4); and

(B) by redesignating paragraphs (5) and (6) as paragraphs (4) and (5), respectively.

**SEC. 824. DISCLOSURE OF GOVERNMENT CONTRACTOR AUDIT FINDINGS.**

(a) QUARTERLY REPORT TO CONGRESS.—

(1) REQUIREMENT.—The head of each Federal agency or department or, in the case of the Department of Defense, the Under Secretary of Defense for Acquisition, Technology, and Logistics, shall submit to the chairman and ranking member of each committee specified in paragraph (2) on a quarterly basis a report that includes the following:

(A) A list of completed audits performed by such agency or department issued during the applicable quarter that describe contractor costs in excess of \$10,000,000 that have been identified as unjustified, unsupported, questioned, or unreasonable under any contract, task or delivery order, or subcontract.

(B) The specific amounts of costs identified as unjustified, unsupported, questioned, or unreasonable and the percentage of their total value of the contract, task or delivery order, or subcontract.

(C) A list of completed audits performed by such agency or department issued during the applicable quarter that identify material deficiencies in the performance of any contractor or in any business system of any contractor under any contract, task or delivery order, or subcontract.

(2) COMMITTEES.—The report described in paragraph (1) shall be submitted to—

(A) the Committee on Oversight and Government Reform of the House of Representatives;

(B) the Committee on Homeland Security and Governmental Affairs of the Senate;

(C) the Committees on Appropriations of the House of Representatives and the Senate;

(D) in the case of reports from the Department of Defense or the Department of Energy, the Committees on Armed Services of the Senate and the House of Representatives; and

(E) the committees of primary jurisdiction over the agency or department submitting the report.

(3) EXCEPTION.—Paragraph (1) shall not apply to an agency or department with respect to a calendar quarter if no audits described in paragraph (1) were issued during that quarter.

(b) SUBMISSION OF INDIVIDUAL AUDITS.—

(1) REQUIREMENT.—The head of each Federal agency or department shall provide, within 14 days after a request in writing by the chairman or ranking member of any committee listed in paragraph (2), a full and unredacted copy of any audit described in subsection (a)(1). Such copy shall include an identification of information in the audit exempt from public disclosure under section 552(b) of title 5, United States Code.

(2) COMMITTEES.—The committees listed in this paragraph are the following:

(A) The Committee on Oversight and Government Reform of the House of Representatives.

(B) The Committee on Homeland Security and Governmental Affairs of the Senate.

(C) The Committees on Appropriations of the House of Representatives and the Senate.

(D) In the case of the Department of Defense or the Department of Energy, the Committees on Armed Services of the Senate and House of Representatives.

(E) The committees of primary jurisdiction over the agency or department to which the request is made.

**SEC. 825. STUDY OF ACQUISITION WORKFORCE.**

(a) REQUIREMENT FOR STUDY.—The Administrator for Federal Procurement Policy shall conduct a study of the composition, scope, and functions of the Government-wide acquisition workforce and develop a comprehensive definition of, and method of measuring the size of, such workforce.

(b) REPORT.—Not later than 1 year after the date of the enactment of this Act, the Administrator shall submit to the relevant congressional committees a report on the results of the study required by subsection (a), with such findings and recommendations as the Administrator determines appropriate.

**SEC. 826. REPORT TO CONGRESS.**

(a) REPORT.—Not later than 180 days after the date of the enactment of this Act, the Director of the Office of Government Ethics shall submit a report to Congress that contains the Director's recommendations on requiring Government contractors that advise one or more Federal agencies on procurement policy, and requiring federally funded research and development centers, to comply with restrictions relating to personal financial interests, such as those that apply to Federal employees.

(b) DEFINITION.—In this section:

(1) GOVERNMENT CONTRACTOR.—The term “Government contractor” means any person (other than a Federal agency) with which a Federal agency has entered into a contract to acquire goods or services.

(2) FEDERAL AGENCY.—The term “Federal agency” means—

(A) any executive department or independent establishment in the executive branch of the Government, including any wholly owned Government corporation; and

(B) any establishment in the legislative or judicial branch of the Government (except the Senate, the House of Representatives, and the Architect of the Capitol and any activities under the Architect's direction).

(3) FEDERALLY FUNDED RESEARCH AND DEVELOPMENT CENTER.—The term “federally funded research and development center” means a federally funded research and development center as identified by the National Science Foundation in accordance with the Federal Acquisition Regulation.

**Subtitle D—Contracts Relating to Iraq and Afghanistan**

**SEC. 831. MEMORANDUM OF UNDERSTANDING ON MATTERS RELATING TO CONTRACTING.**

(a) MEMORANDUM OF UNDERSTANDING REQUIRED.—The Secretary of Defense, the Secretary of State, and the Administrator of the United States Agency for International Development shall enter into a memorandum of understanding regarding matters relating to contracting for contracts in Iraq or Afghanistan.

(b) RESTRICTIONS ON CONTRACTING UNTIL MEMORANDUM SIGNED.—

(1) RESTRICTION.—Except as provided in paragraph (2), on and after January 1, 2008, no contracts in Iraq or Afghanistan may be awarded by the Department of Defense, the Department of State, or the United States Agency for International Development: (A) unless the memorandum required by subsection (a) has been signed by the Secretary of Defense, the Secretary of State, or the Administrator of the United States Agency for International Development, respectively; and (B) the department or agency concerned has initiated use of the common database identified in such memorandum to track contracts in Iraq or Afghanistan.

(2) WAIVER.—

(A) The President may waive the restriction in paragraph (1) for a period of 45 days if the President determines in writing that, but for such a waiver, there would be substantial harm to critical national security

objectives and submits the determination, including the reasons for such determination, to the relevant committees of Congress at least 15 days before issuing the waiver.

(B) Such waiver may be renewed for one additional 45-day period if the President submits a determination in writing to the relevant committees of Congress that renewal of the waiver is necessary to avoid substantial harm to critical national security objectives.

(c) MATTERS COVERED.—The memorandum of understanding required by subsection (a) shall address, at a minimum, the following:

(1) Identification of the major categories of contracts in Iraq or Afghanistan being awarded by the Department of Defense, the Department of State, or the United States Agency for International Development.

(2) Identification of the roles and responsibilities of each department or agency for matters relating to contracting for contracts in Iraq or Afghanistan.

(3) Responsibility for authorizing the carrying of weapons in performance of such contracts.

(4) Responsibility for establishing minimum qualifications, including background checks, for personnel carrying weapons in performance of such contracts.

(5) Responsibility for setting rules of engagement for personnel carrying weapons in performance of such contracts.

(6) Responsibility for establishing procedures for, and the coordination of, movement of contractor personnel in Iraq or Afghanistan.

(7) Identification of a common database that will serve as a repository of information on all contracts in Iraq or Afghanistan, and agreement on the elements to be included in the database, including, at a minimum, with respect to each contract—

(A) a brief description of the contract;

(B) the value of the contract;

(C) the amount of cost ascribed to overhead for the contract;

(D) the amount of cost ascribed to security for the contract;

(E) the total number of personnel employed on the contract; and

(F) the total number of personnel employed on the contract who provide security in Iraq or Afghanistan.

(8) Responsibility for maintaining and updating information in the common database identified under paragraph (7).

(9) Responsibility for the collection and referral to the appropriate Government agency of any information relating to offenses under chapter 47 of title 10, United States Code (the Uniform Code of Military Justice) or chapter 212 of title 18, United States Code (commonly referred to as the Military Extraterritorial Jurisdiction Act), including a clarification of responsibilities under section 802(a)(10) of title 10, United States Code (article 2(a) of the Uniform Code of Military Justice), as amended by section 552 of the John Warner National Defense Authorization Act for Fiscal Year 2007 (Public Law 109-364).

(10) Responsibility for the issuance of guidance, as appropriate, on equipment used by contractor personnel, including guidance on appropriate vehicles, uniforms, body armor, and weapons.

(11) Responsibility for the collection and maintenance of information relating to casualties suffered by personnel working on contracts in Iraq or Afghanistan.

(d) COPIES PROVIDED TO CONGRESS.—

(1) MEMORANDUM OF UNDERSTANDING.—Copies of the memorandum of understanding required by subsection (a) shall be provided to the relevant committees of Congress within 30 days after the memorandum is signed.

(2) DATABASE.—The Secretary of Defense, the Secretary of State, or the Administrator

of the United States Agency for International Development shall provide access to the common database identified under subsection (c)(7) to the relevant committees of Congress.

(3) **CONTRACTS.**—Effective on the date of the enactment of this Act, copies of any contracts awarded in Iraq or Afghanistan shall be provided to any of the relevant committees of Congress within 15 days after the submission of a request for such contract or contracts from such committee to the department or agency managing the contract.

**SEC. 832. COMPTROLLER GENERAL REVIEWS AND REPORTS ON CONTRACTING IN IRAQ AND AFGHANISTAN.**

(a) **REVIEWS AND REPORTS REQUIRED.**—

(1) **IN GENERAL.**—Every six months, the Comptroller General shall review contracts in Iraq or Afghanistan and submit to the relevant committees of Congress a report on such review.

(2) **MATTERS COVERED.**—A report under this subsection shall cover the following with respect to the contracts in Iraq or Afghanistan reviewed for the report:

(A) Total number of contracts awarded during the period covered by the report.

(B) Total number of active contracts.

(C) Total value of all contracts awarded during the reporting period.

(D) Total value of active contracts.

(E) Total number of contractor personnel working on contracts during the reporting period.

(F) Total number of contractor personnel who have provided security in Iraq or Afghanistan for contracts during the reporting period.

(G) Categories of activities undertaken in reviewed contracts.

(H) The extent to which such contracts have used competitive procedures.

(I) The extent to which such contracts have achieved the initial scope of requirements included in the contracts.

(J) The effect of costs for security on such contracts and whether contracting for security on such contracts rather than government-provided security is more effective, efficient, and consistent with the United States policy goals.

(K) Information on any specific contract or class of contracts that the Comptroller General determines raises issues of significant concern.

(3) **SUBMISSION OF REPORTS.**—The Comptroller General shall submit an initial report under this subsection not later than March 1, 2008, and shall submit an updated report every six months thereafter until March 1, 2010.

(b) **ACCESS TO DATABASE ON CONTRACTS.**—The Secretary of Defense and the Secretary of State shall provide full access to the database described in section 831(c)(7) to the Comptroller General for purposes of the reviews carried out under this section.

**SEC. 833. DEFINITIONS.**

In this subtitle:

(1) **MATTERS RELATING TO CONTRACTING.**—The term “matters relating to contracting”, with respect to contracts in Iraq and Afghanistan, means all matters relating to awarding, funding, managing, tracking, monitoring, and providing oversight to contracts and contractor personnel.

(2) **CONTRACTS IN IRAQ OR AFGHANISTAN.**—The term “contracts in Iraq or Afghanistan” means a contract with the Department of Defense, the Department of State, or the United States Agency for International Development, a subcontract at any tier issued under such a contract, or a task order at any tier issued under such a contract (including a contract, subcontract, or task order issued by another Government agency for the Department of Defense, the Department of

State, or the United States Agency for International Development), if the contract, subcontract, or task order involves worked performed in Iraq or Afghanistan for a period longer than 14 days.

(3) **RELEVANT COMMITTEES OF CONGRESS.**—The term “relevant committees of Congress” means each of the following committees:

(A) The Committees on Armed Services of the Senate and the House of Representatives.

(B) The Committee on Homeland Security and Governmental Affairs of the Senate and the Committee on Oversight and Government Reform of the House of Representatives.

(C) The Committee on Foreign Relations of the Senate and the Committee on Foreign Affairs of the House of Representatives.

(D) For purposes of contracts relating to the National Foreign Intelligence Program, the Select Committee on Intelligence of the Senate and the Permanent Select Committee on Intelligence of the House of Representatives.

**SEC. 834. COMPETITION FOR EQUIPMENT SUPPLIED TO IRAQ AND AFGHANISTAN.**

(a) **COMPETITION REQUIREMENT.**—For the procurement of pistols and other weapons described in subsection (b), the Secretary of Defense shall ensure, consistent with the provisions of section 2304 of title 10, United States Code, that—

(1) full and open competition is obtained to the maximum extent practicable;

(2) no responsible United States manufacturer is excluded from competing for such procurements; and

(3) products manufactured in the United States are not excluded from the competition.

(b) **PROCUREMENTS COVERED.**—This section applies to the procurement of the following:

(1) Pistols and other weapons less than 0.50 caliber for assistance to the Army of Iraq, the Iraqi Police Forces, and other Iraqi security organizations.

(2) Pistols and other weapons less than 0.50 caliber for assistance to the Army of Afghanistan, the Afghani Police Forces, and other Afghani security organizations.

**Subtitle E—Other Matters**

**SEC. 841. RAPID COMMERCIAL INFORMATION TECHNOLOGY IDENTIFICATION DEMONSTRATION PROJECT.**

(a) **DEMONSTRATION PROJECT.**—The Secretary of Defense, acting through the Assistant Secretary of Defense for Networks and Information Integration, shall establish a demonstration project to develop, implement, and assess the effectiveness of a comprehensive approach to identifying, assessing, stimulating investment in, rapidly acquiring, and coordinating the use of commercial information technologies (with an emphasis on commercial off-the-shelf information technologies). The demonstration project shall be known as the “Rapid Commercial Information Technology Identification Demonstration Pilot.”

(b) **MATTERS COVERED.**—The demonstration project shall include the following:

(1) Developing a process to rapidly assess and set priorities for significant needs of the Department of Defense that could be met by commercial information technology, including a process for—

(A) aligning needs with the requirements of the combatant commanders; and

(B) evaluating commercial products of interest against those needs.

(2) Providing for the hiring and support of employees (including the ability to request detailees from other military or Federal organizations) who can identify and assess promising commercial information technologies and serve as intermediaries to the Department.

(3) Enhancing internal Department data and communications about promising or ex-

isting commercial information technology or federally funded information technologies projects.

(4) Identifying key commercial information technologies and using existing mechanisms to make them available to the Armed Forces.

(5) Developing and operating a suitable Web portal or other significant virtual environment to facilitate communications with industry.

(6) Providing for acquisition guides for small information technology companies with promising technologies, to help them understand and navigate the funding and acquisition processes of the Department of Defense.

(7) Developing methods to measure program performance and collecting data on an ongoing basis to assess the effects of the process being used by the demonstration program.

(c) **PERIOD OF DEMONSTRATION PROJECT.**—The demonstration project shall be conducted for a period of three years.

(d) **AUTHORIZATION OF APPROPRIATIONS.**—There is authorized to be appropriated to the Secretary of Defense \$10,000,000 for fiscal year 2008 to carry out the demonstration project under this section, to be derived from amounts provided in section 201(4) for research, development, test, and evaluation, Defense-wide activities.

(e) **REPORT TO CONGRESS.**—Not later than 12 months after the date of the enactment of this Act, the Secretary of Defense shall submit to the congressional defense committees a report on the implementation of the demonstration project required under this section.

**SEC. 842. REPORT TO CONGRESS REQUIRED ON DELAYS IN MAJOR PHASES OF ACQUISITION PROCESS FOR MAJOR AUTOMATED INFORMATION SYSTEM PROGRAMS.**

(a) **REPORT REQUIRED FOR CERTAIN DELAYS.**—In the case of any major automated information system program, if there is a delay in meeting any deadline for a phase of the acquisition process for the program specified in subsection (b), the Secretary of Defense, acting through the Under Secretary of Defense for Acquisition, Technology, and Logistics, shall submit to the congressional defense committees a report on the delay. The report shall be submitted not later than 30 days after the delay occurs.

(b) **DEADLINES.**—The deadlines for a phase of the acquisition process referred to in subsection (a) are the following:

(1) With respect to approval of any analysis of alternatives, within one year from the date each analysis began.

(2) With respect to achieving Milestone B in accordance with section 2366a of title 10, United States Code, within 18 months after the date of Milestone A approval.

(3) With respect to completion of any capability development document, within six months from the time of determined need to the time of approval.

(c) **MATTERS COVERED BY REPORT.**—The report required by subsection (a)—

(1) shall set forth the reason or reasons the Department of Defense was unable to complete the delayed process or processes on time; and

(2) shall include a written certification with a supporting explanation stating that—

(A) the program is necessary for the efficient management of the Department; and

(B) the most current estimates of the costs, schedule, and performance parameters with respect to the program and system are reasonable; and the management structure for the program is adequate to manage and control program costs.

**SEC. 843. REQUIREMENT FOR LICENSING OF CERTAIN MILITARY DESIGNATIONS AND LIKENESSES OF WEAPONS SYSTEMS TO TOY AND HOBBY MANUFACTURERS.**

(a) **REQUIREMENT TO LICENSE CERTAIN ITEMS.**—Section 2260 of title 10, United States Code, is amended—

(1) by redesignating subsections (c), (d), and (e) as subsections (d), (e), and (f), respectively; and

(2) by adding after subsection (b) the following new subsection:

“(c) **REQUIRED LICENSES.**—(1) The Secretary concerned shall license trademarks, service marks, certification marks, and collective marks relating to military designations and likenesses of military weapons systems to any qualifying company upon receipt of a request from the company.

“(2) For purposes of paragraph (1), a qualifying company is any United States company that is a small business concern and that—

“(A) is a toy or hobby manufacturer, distributor, or merchant; and

“(B) is determined by the Secretary concerned to be qualified in accordance with such criteria as may be prescribed by the Secretary of Defense.

“(3) The fee for a license under this subsection shall be determined under regulations prescribed by the Secretary of Defense. Any such fee shall be nominal and shall be an amount not less than an amount needed to recover all costs of the Department of Defense in processing the request for the license and supplying the license.

“(4) A license under this subsection shall not be an exclusive license.”.

(b) **EFFECTIVE DATE.**—The Secretary of Defense shall prescribe regulations to implement the amendment made by this section not later than 180 days after the date of the enactment of this Act.

**SEC. 844. CHANGE IN GROUNDS FOR WAIVER OF LIMITATION ON SERVICE CONTRACT TO ACQUIRE MILITARY FLIGHT SIMULATOR.**

Section 832(b)(1) of the John Warner National Defense Authorization Act for Fiscal Year 2007 (Public Law 109-364; 120 Stat. 2331) is amended by striking “necessary for national security purposes” and inserting “in the national interest”.

**SEC. 845. EVALUATION OF COST OF COMPLIANCE WITH REQUIREMENT TO BUY CERTAIN ARTICLES FROM AMERICAN SOURCES.**

(a) **EXCLUSION FROM PRICE OR COST COMPARISON.**—For all Department of Defense prime contract awards and subcontract awards at any tier, in the event that a price or cost comparison is made as part of an evaluation of offers for goods or services provided by a United States firm and by a foreign source benefitting from the exception provided in section 2533a(e)(1)(B) or 2533b(d)(1)(B) of title 10, United States Code, the cost of compliance described in subsection (c) shall not be considered in such an evaluation.

(b) **INCLUSION IN EVALUATION OF OFFERS.**—The cost of compliance shall be considered in the evaluation of offers provided by United States firms and by foreign sources submitting compliant offers.

(c) **COST OF COMPLIANCE.**—The cost of compliance described in this subsection is the cost of compliance for a United States firm to procure items grown, reprocessed, reused, or produced in the United States, in accordance with section 2533a of title 10, United States Code, or to procure specialty metals melted or produced in the United States, in accordance with section 2533b of such title 10.

**SEC. 846. REQUIREMENTS RELATING TO WAIVERS OF CERTAIN DOMESTIC SOURCE LIMITATIONS.**

(a) **MULTI-CONTRACT AND CLASS WAIVERS.**—A domestic non-availability determination pursuant to section 2533b(b) of title 10, United States Code, that would apply to more than one prime contract of the Department of Defense shall be made only if the determination—

(1) has been proposed and finalized under a formal rulemaking;

(2) specifies that the determination will expire 30 days after the Secretary concerned finds that the determination is no longer justified; and

(3) requires an accounting of all end items, components, or specialty metals that do not comply with the requirement in section 2533b(a) of such title.

(b) **SINGLE CONTRACT WAIVERS.**—In making a domestic non-availability determination pursuant to 2533b(b) of such title that applies to a single prime contract of the Department of Defense, the Secretary concerned shall ensure, after making the determination, that—

(1) the information used as justification in making the determination is made publicly available to the maximum extent practicable; and

(2) the contracting officer for the contract concerned receives an accounting of all end items, components, or specialty metals that do not comply with the requirement in section 2533b (a) of such title.

(c) **SPECIALTY METAL DEFINED.**—In this section, the term “specialty metal” has the meaning provided in section 2533b(1) of title 10, United States Code.

(d) **EFFECTIVE DATE.**—This section shall be effective as of February 1, 2007.

**SEC. 847. MULTIPLE COST THRESHOLD BREACHES.**

(a) **EVALUATION OF COST THRESHOLD BREACHES.**—Within 30 days following the end of a fiscal year, each component of the Department of Defense shall evaluate, for the preceding fiscal year—

(1) the number of acquisition programs within the component that experienced significant and critical cost threshold breaches, as defined in section 2433 of title 10, United States Code; and

(2) the number of technology development programs within the component that, prior to a Milestone B decision, required recertification by the Joint Requirements Oversight Council.

(b) **IDENTIFICATION AND REPORT ON SYSTEMIC DEFICIENCIES.**—Within 90 days following the end of a fiscal year, each component of the Department of Defense that has identified more than two such programs under subsection (a), shall identify systemic deficiencies in its acquisition policies or practices that may have contributed to the cost growth in such programs and provide a report to the Secretary of Defense outlining corrective actions to be taken.

(c) **ASSESSMENT OF CORRECTIVE ACTIONS.**—Within 120 days following the end of a fiscal year, the Secretary of Defense shall provide an assessment of the adequacy of such corrective actions, along with the details of the deficiencies leading to such cost growth, to the congressional defense committees.

(d) **DEFINITION OF COMPONENT.**—In this section, the term “component” means a military department, a combatant command, a Defense Agency, and any part of the Office of the Secretary of Defense that manages a major defense acquisition program.

**SEC. 848. PHONE CARDS.**

(a) **COMPETITIVE PROCEDURES REQUIRED.**—When the Secretary of Defense considers it necessary to provide morale, welfare, and recreation telephone services for military personnel serving in combat zones, he shall

use competitive procedures when entering into a contract to provide those services. In evaluating contract proposals for such services, the Secretary shall require bid proposals to include options that minimize the cost of the phone services to individual users while providing individual users the flexibility of using phone cards from other than the bidding entity.

(b) **EFFECTIVE DATE.**—This section shall apply to any new contract to provide morale welfare and recreation phone services in a combat theater that is entered into after the date of enactment of this Act. With regard to the extension of any contract to provide such services that is in existence on such date of enactment, the Secretary shall examine with the contractor whether it is possible to further reduce the cost of the services to the soldier by allowing the use of phone cards other than the contractor’s. The Secretary shall submit the results of his review to the Committees on Armed Services of the Senate and the House of Representatives.

**SEC. 849. JURISDICTION UNDER CONTRACT DISPUTES ACT OF 1978 OVER CLAIMS, DISPUTES, AND APPEALS ARISING OUT OF MARITIME CONTRACTS.**

Section 4 of the Contract Disputes Act of 1978 (41 U.S.C. 603) is amended by striking “of maritime contracts,” and all that follows through the end of the section and inserting “of maritime contracts, shall be governed exclusively by this Act.”.

**SEC. 850. CLARIFICATION OF JURISDICTION OF THE UNITED STATES DISTRICT COURTS TO HEAR BID PROTEST DISPUTES INVOLVING MARITIME CONTRACTS.**

Section 1491 of title 28, United States Code, is amended by adding at the end the following:

“(d) Jurisdiction over any actions described under subsection (b)(1) of this section arising out of a maritime contract (as that term is used in the Contract Disputes Act of 1978 (41 U.S.C. 601 et seq.)) or a proposed maritime contract shall be governed by this section, and shall not be subject to the jurisdiction of the district courts of the United States under chapter 309 of title 46, popularly known as the Suits in Admiralty Act, or chapter 311 of title 46, popularly known as the Public Vessels Act.”.

**TITLE IX—DEPARTMENT OF DEFENSE ORGANIZATION AND MANAGEMENT**

**Subtitle A—Department of Defense Management**

Sec. 901. Additional requirements relating to limitation on major Department of Defense headquarters activities personnel.

Sec. 902. Flexibility to adjust the number of deputy chiefs and assistant chiefs.

Sec. 903. Change in eligibility requirements for appointment to Department of Defense leadership positions.

Sec. 904. Revisions in functions and activities of special operations command.

Sec. 905. Redesignation of the Department of the Navy as the Department of the Navy and Marine Corps.

Sec. 906. Management system of the Department of Defense.

Sec. 907. Acquisition parity for Special Operations Command.

Sec. 908. Department of Defense Board of Actuaries.

**Subtitle B—Space Activities**

Sec. 911. Space protection policy and strategy.

Sec. 912. Biennial report on management of space cadre within the Department of Defense.

Subtitle C—Chemical Demilitarization Program

- Sec. 921. Chemical demilitarization citizens advisory commissions.  
 Sec. 922. Sense of Congress on completion of destruction of United States chemical weapons stockpile.

Subtitle D—Intelligence-Related Matters

- Sec. 931. Reports on foreign language proficiency.  
 Sec. 932. Technical amendments to title 10, United States Code, arising from enactment of the Intelligence Reform and Terrorism Prevention Act of 2004.

Subtitle E—Roles and Missions Analysis

- Sec. 941. Analysis and organization of roles and missions of Department of Defense.  
 Sec. 942. Identification of core competencies of the military departments and other entities within the Department of Defense.  
 Sec. 943. Review of capabilities of the military departments and other entities.

- Sec. 944. Joint Requirements Oversight Council additional duties relating to core mission areas.  
 Sec. 945. Requirement for certification of major systems prior to technology development.  
 Sec. 946. Presentation of future-years mission budget by core mission area.  
 Sec. 947. Future capability planning by Joint Requirements Oversight Council.

Subtitle F—Other Matters

- Sec. 951. Department of Defense consideration of effect of climate change on Department facilities, capabilities, and missions.  
 Sec. 952. Interagency policy coordination.  
 Sec. 953. Expansion of employment creditable under service agreements under National Security Education Program.  
 Sec. 954. Study of national security inter-agency system.

Subtitle A—Department of Defense Management

**SEC. 901. ADDITIONAL REQUIREMENTS RELATING TO LIMITATION ON MAJOR DEPARTMENT OF DEFENSE HEADQUARTERS ACTIVITIES PERSONNEL.**

Section 130a of title 10, United States Code, is amended—

(1) in subsection (c)(2), by striking “may not be changed except as provided by law.” and inserting “may be changed only if the Secretary of Defense submits proposed changes to Congress with the defense budget materials. Any such submitted changes shall take effect on the January 1 following the submission.”; and

(2) by adding at the end the following new subsections:

“(e) FLEXIBILITY IN ORDER TO ACHIEVE COST SAVINGS OR ELIMINATE CONTRACTS ASSOCIATED WITH INHERENTLY GOVERNMENTAL FUNCTIONS.—(1) If the Secretary of a military department or the commander of a combatant command certifies to the Secretary of Defense that a waiver of the limitation in subsection (a) or a reallocation among the military departments or combatant commands of the number of personnel permissible under subsection (a) either is expected to result in a cost savings or is necessary to eliminate a contract associated with an inherently governmental function (including cost savings or the elimination of a contract resulting from guidelines and procedures prescribed pursuant to section 343 of the National Defense Authorization Act for Fiscal Year 2006 (Public Law 109-163)), the Sec-

retary of Defense shall waive such limitation or make such reallocation to the extent necessary to achieve the cost savings or to eliminate the contract.

“(2) The Secretary of Defense shall include a report, with the defense budget materials for a fiscal year, outlining the uses of the waiver or reallocation authority provided in paragraph (1) during the preceding fiscal year, including the number of times the waiver or reallocation authority was used, the purposes for which it was used, expected cost savings, if any, and the number of personnel affected.

“(f) DEFENSE BUDGET MATERIALS.—In this section, the term ‘defense budget materials’, with respect to a fiscal year, means the materials submitted to Congress by the Secretary of Defense in support of the budget for that fiscal year that is submitted to Congress by the President under section 1105(a) of title 31.”

**SEC. 902. FLEXIBILITY TO ADJUST THE NUMBER OF DEPUTY CHIEFS AND ASSISTANT CHIEFS.**

(a) ARMY.—Section 3035(b) of title 10, United States Code, is amended to read as follows:

“(b) The Secretary of the Army shall prescribe the number of Deputy Chiefs of Staff and Assistant Chiefs of Staff, for a total of not more than eight positions.”

(b) NAVY.—

(1) DEPUTY CHIEFS OF NAVAL OPERATIONS.—Section 5036(a) of title 10, United States Code, is amended—

(A) by striking “There are in the Office of the Chief of Naval Operations not more than five Deputy Chiefs of Naval Operations,” and inserting “There are Deputy Chiefs of Naval Operations in the Office of the Chief of Naval Operations,”; and

(B) by adding at the end the following: “The Secretary of the Navy shall prescribe the number of Deputy Chiefs of Naval Operations under this section and Assistant Chiefs of Naval Operations under section 5037 of this title, for a total of not more than eight positions.”

(2) ASSISTANT CHIEFS OF NAVAL OPERATIONS.—Section 5037(a) of such title is amended—

(A) by striking “There are in the Office of the Chief of Naval Operations not more than three Assistant Chiefs of Naval Operations,” and inserting “There are Assistant Chiefs of Naval Operations in the Office of the Chief of Naval Operations,”; and

(B) by adding at the end the following: “The Secretary of the Navy shall prescribe the number of Assistant Chiefs of Naval Operations in accordance with section 5036(a) of this title.”

(c) AIR FORCE.—Section 8035(b) of title 10, United States Code, is amended to read as follows:

“(b) The Secretary of the Air Force shall prescribe the number of Deputy Chiefs of Staff and Assistant Chiefs of Staff, for a total of not more than eight positions.”

**SEC. 903. CHANGE IN ELIGIBILITY REQUIREMENTS FOR APPOINTMENT TO DEPARTMENT OF DEFENSE LEADERSHIP POSITIONS.**

(a) SECRETARY OF DEFENSE.—Section 113(a) of title 10, United States Code, is amended by striking “10” and inserting “five”.

(b) DEPUTY SECRETARY OF DEFENSE.—Section 132(a) of such title is amended by striking “ten” and inserting “five”.

(c) UNDER SECRETARY OF DEFENSE FOR POLICY.—Section 134(a) of such title is amended by striking “10” and inserting “five”.

**SEC. 904. REVISIONS IN FUNCTIONS AND ACTIVITIES OF SPECIAL OPERATIONS COMMAND.**

(a) ADDITIONAL PRINCIPAL FUNCTION.—Section 167(a) of title 10, United States Code, is amended—

(1) by inserting “(1)” before “With the advice”; and

(2) by striking the sentence beginning with “The principal function” and inserting the following new paragraph:

“(2) The principal functions of the command are—

“(A) to prepare special operations forces to carry out assigned missions; and

“(B) if directed by the President or the Secretary of Defense, to plan, synchronize, and carry out global missions against terrorists.”

(b) REPORT REQUIREMENTS.—

(1) REPORT ON UNCONVENTIONAL WARFARE.—Not later than March 1, 2008, the Secretary of Defense shall submit to the congressional defense committees a report containing a plan to meet the future requirements of unconventional warfare.

(2) ANNUAL REPORT ON PERSONNEL MANAGEMENT.—Not later than March 1, 2008, and not later than September 1 each year thereafter, the Secretary of Defense shall submit to the congressional defense committees a report on the adequacy of Department of Defense personnel management programs to meet the needs of the special operations command.

(c) ADDITIONAL SPECIAL OPERATIONS ACTIVITIES.—Subsection (j) of section 167 of such title is amended to read as follows:

“(j) SPECIAL OPERATIONS ACTIVITIES.—For purposes of this section, special operations activities include each of the following insofar as it relates to special operations:

“(1) Unconventional warfare.

“(2) Counterterrorism.

“(3) Counterinsurgency.

“(4) Counterproliferation of weapons of mass destruction.

“(5) Direct action.

“(6) Strategic reconnaissance.

“(7) Foreign internal defense.

“(8) Civil-military operations.

“(9) Psychological and information operations.

“(10) Humanitarian assistance.

“(11) Theater search and rescue.

“(12) Such other activities as may be specified by the President or the Secretary of Defense.”

**SEC. 905. REDESIGNATION OF THE DEPARTMENT OF THE NAVY AS THE DEPARTMENT OF THE NAVY AND MARINE CORPS.**

(a) REDESIGNATION OF MILITARY DEPARTMENT.—The military department designated as the Department of the Navy is redesignated as the Department of the Navy and Marine Corps.

(b) REDESIGNATION OF SECRETARY AND OTHER STATUTORY OFFICES.—

(1) SECRETARY.—The position of the Secretary of the Navy is redesignated as the Secretary of the Navy and Marine Corps.

(2) OTHER STATUTORY OFFICES.—The positions of the Under Secretary of the Navy, the four Assistant Secretaries of the Navy, and the General Counsel of the Department of the Navy are redesignated as the Under Secretary of the Navy and Marine Corps, the Assistant Secretaries of the Navy and Marine Corps, and the General Counsel of the Department of the Navy and Marine Corps, respectively.

(c) CONFORMING AMENDMENTS TO TITLE 10, UNITED STATES CODE.—

(1) DEFINITION OF “MILITARY DEPARTMENT”.—Paragraph (8) of section 101(a) of title 10, United States Code, is amended to read as follows:

“(8) The term ‘military department’ means the Department of the Army, the Department of the Navy and Marine Corps, and the Department of the Air Force.”

(2) ORGANIZATION OF DEPARTMENT.—The text of section 5011 of such title is amended to read as follows: “The Department of the Navy and Marine Corps is separately organized under the Secretary of the Navy and Marine Corps.”

(3) POSITION OF SECRETARY.—Section 5013(a)(1) of such title is amended by striking “There is a Secretary of the Navy” and inserting “There is a Secretary of the Navy and Marine Corps”.

(4) CHAPTER HEADINGS.—

(A) The heading of chapter 503 of such title is amended to read as follows:

**“CHAPTER 503—DEPARTMENT OF THE NAVY AND MARINE CORPS”.**

(B) The heading of chapter 507 of such title is amended to read as follows:

**“CHAPTER 507—COMPOSITION OF THE DEPARTMENT OF THE NAVY AND MARINE CORPS”.**

(5) OTHER AMENDMENTS.—

(A) Title 10, United States Code, is amended by striking “Department of the Navy” and “Secretary of the Navy” each place they appear other than as specified in paragraphs (1), (2), (3), and (4) (including in section headings, subsection captions, tables of chapters, and tables of sections) and inserting “Department of the Navy and Marine Corps” and “Secretary of the Navy and Marine Corps”, respectively, in each case with the matter inserted to be in the same typeface and typestyle as the matter stricken.

(B)(i) Sections 5013(f), 5014(b)(2), 5016(a), 5017(2), 5032(a), and 5042(a) of such title are amended by striking “Assistant Secretaries of the Navy” and inserting “Assistant Secretaries of the Navy and Marine Corps”.

(ii) The heading of section 5016 of such title, and the item relating to such section in the table of sections at the beginning of chapter 503 of such title, are each amended by inserting “and Marine Corps” after “of the Navy”, with the matter inserted in each case to be in the same typeface and typestyle as the matter amended.

(d) TITLE 37, UNITED STATES CODE.—Title 37, United States Code, is amended by striking “Department of the Navy” and “Secretary of the Navy” each place they appear and inserting “Department of the Navy and Marine Corps” and “Secretary of the Navy and Marine Corps”, respectively.

(e) OTHER REFERENCES.—Any reference in any law other than in title 10 or title 37, United States Code, or in any regulation, document, record, or other paper of the United States, to the Department of the Navy shall be considered to be a reference to the Department of the Navy and Marine Corps. Any such reference to an office specified in subsection (b)(2) shall be considered to be a reference to that office as redesignated by that subsection.

(f) EFFECTIVE DATE.—This section and the amendments made by this section shall take effect on the first day of the first month beginning more than 60 days after the date of the enactment of this Act.

**SEC. 906. MANAGEMENT SYSTEM OF THE DEPARTMENT OF DEFENSE.**

(a) DUTIES RELATING TO MANAGEMENT OF THE DEPARTMENT OF DEFENSE.—The Secretary of Defense shall assign duties relating to strategic level oversight of all significant management issues of the Department of Defense to a senior official of a rank not lower than an Under Secretary of Defense.

(b) MANAGEMENT SYSTEM.—The Secretary of Defense shall adopt a management structure for the Department of Defense, including business support areas, which shall define roles, processes, and accountability for achieving the essential management goals of the Department of Defense

(c) ESSENTIAL MANAGEMENT GOALS.—The Secretary of Defense shall establish essential management goals of the Department of Defense, including at a minimum, the following:

(1) A comprehensive business transformation plan, with measurable perform-

ance goals and objectives, to achieve an integrated management system for business support areas of the Department of Defense.

(2) A well-defined enterprise-wide business systems architecture capable of providing accurate and timely information in support of major investment decisions.

(3) Financial statements for all elements of the Department of Defense that receive clean audit opinions during independent financial audits.

(d) REPORT.—Not later than 90 days after the date of the enactment of this Act, the Secretary of Defense shall provide to the Committee on Armed Services of the Senate and the Committee on Armed Services of the House of Representatives a report on the implementation of this section. Matters covered in the report shall include the following:

(1) The assignment of duties relating to management as required by subsection (a).

(2) Progress toward implementing a management structure for the Department of Defense as required by subsection (b).

(3) A description of the essential management goals of the Department of Defense established pursuant to subsection (c).

(4) A description of Department of Defense efforts to achieve its essential management goals as described pursuant to paragraph (3).

**SEC. 907. ACQUISITION PARITY FOR SPECIAL OPERATIONS COMMAND.**

(a) REVISION IN GUIDANCE REGARDING EXERCISE OF ACQUISITION AUTHORITY BY COMMANDERS OF COMBATANT COMMANDS.—Subparagraph (B) of section 905(b)(1) of the John Warner National Defense Authorization Act for Fiscal Year 2007 (Public Law 109-364; 120 Stat. 2353) is amended by striking “and mutually supportive of”.

(b) REVISION IN CONSULTATION REQUIREMENT.—Section 905(c) of such Act is amended by striking “and the heads of Defense agencies referred to in that subsection” and inserting the following: “, and ensure that the use of the acquisition authority by the heads of Defense Agencies referred to in that subsection is mutually supportive of acquisition programs of the military departments”.

**SEC. 908. DEPARTMENT OF DEFENSE BOARD OF ACTUARIES.**

(a) ESTABLISHMENT.—There is established in the Department of Defense a Department of Defense Board of Actuaries (hereinafter in this section referred to as the “Board”).

(b) MEMBERSHIP.—

(1) IN GENERAL.—The Board shall consist of three members who shall be appointed by the President from among qualified professional actuaries who are members of the Society of Actuaries.

(2) TERMS.—(A) Except as provided in subparagraph (B), the members of the Board shall serve for a term of 15 years, except that a member of the Board appointed to fill a vacancy occurring before the end of the term for which his predecessor was appointed shall serve only until the end of such term. A member may serve after the end of his term until his successor has taken office. A member of the Board may be removed by the President.

(B) The three current members of the Department of Defense Retirement Board of Actuaries and the Department of Defense Education Benefits Board of Actuaries shall serve the remainder of their existing terms as members of the Board pursuant to subparagraph (A).

(C) A member of the Board who is not otherwise an employee of the United States is entitled to receive pay at the daily equivalent of the annual rate of basic pay of the highest rate of basic pay then currently being paid under the General Schedule of subchapter III of chapter 53 of title 5, United States Code, for each day the member is en-

gaged in the performance of duties vested in the Board and is entitled to travel expenses, including a per diem allowance, in accordance with section 5703 of title 5.

(c) REPORT.—The Board shall report to the Secretary of Defense annually on the actuarial status of the Department of Defense Military Retirement Fund established by section 1461 of title 10, United States Code, and the Department of Defense Education Benefits Fund established by section 2006 of title 10, and shall furnish its advice and opinion on matters referred to it by the Secretary.

(d) RECORDS.—The Secretary shall keep, or cause to be kept, such records as necessary for determining the actuarial status of the Funds.

(e) DOD EDUCATION BENEFITS FUND.—The Board shall review valuations of the Department of Defense Education Benefits Fund under section 2006(f) of title 10, United States Code, and shall recommend to the President and thereafter to Congress such changes as in the Board’s judgment are appropriate and necessary to protect the public interest and maintain the Department of Defense Education Benefits Fund on a sound actuarial basis.

(f) DOD MILITARY RETIREMENT FUND.—The Board shall review valuations of the Department of Defense Military Retirement Fund under section 1465(c) of title 10, United States Code, and shall report periodically, not less than once every four years, to the President and thereafter to Congress on the status of the Department of Defense Military Retirement Fund. The Board shall include in such report recommendations for such changes as in the Board’s judgment are appropriate and necessary to protect the public interest and maintain the Department of Defense Military Retirement Fund on a sound actuarial basis.

(g) REPEAL OF SUPERSEDED PROVISIONS.—(1) Section 1464 of title 10, United States Code, is repealed.

(2) Section 2006 of title 10 is amended by striking subsection (e).

(h) CONFORMING AMENDMENTS.—

(1) The table of sections at the beginning of chapter 74 of title 10, United States Code, is amended by striking the item relating to section 1464.

(2) Section 1175(h)(4) of such title is amended by striking “Retirement” the first place it appears.

(3) Section 1460(b) of such title is amended by striking “Retirement”.

(4) Section 1466(c)(3) of such title is amended by striking “Retirement”.

(5) Section 12521(6) of such title is amended by striking “Department of Defense Education Benefits Board of Actuaries referred to in section 2006(e)(1) of this title” and inserting “Department of Defense Board of Actuaries”.

**Subtitle B—Space Activities**

**SEC. 911. SPACE PROTECTION POLICY AND STRATEGY.**

(a) POLICY.—It is the policy of the United States that the Secretary of Defense accord, after the date of the enactment of this Act, a greater priority within the Nation’s space programs to the protection of national security space systems than the Secretary has accorded before the date of the enactment of this Act.

(b) STRATEGY.—The Secretary of Defense shall develop a strategy, to be known as the Space Protection Strategy, for the development and fielding by the United States of the space capabilities that are necessary to ensure freedom of action in space for the United States.

(c) MATTERS INCLUDED.—The strategy required by subsection (b) shall include each of the following:

(1) An identification of the threats to, and the vulnerabilities of, the national security space systems of the United States.

(2) A description of the systems currently contained in the program of record of the Department of Defense that provide space capabilities.

(3) For each period covered by the strategy, a description of the space capabilities that are needed for the period, and the space capabilities that are desired for the period, including—

(A) the hardware, software, and other materials or services to be developed or procured;

(B) the management and organizational changes to be achieved; and

(C) concepts of operations, tactics, techniques, and procedures to be employed.

(4) For each period covered by the strategy, an assessment of the gaps and shortfalls between the space capabilities that are needed for the period (and the space capabilities that are desired for the period) and the space capabilities currently contained in the program of record.

(5) For each period covered by the strategy, a comprehensive plan for investment in space capabilities that identifies specific program and technology investments to be made in that period.

(6) A description of the current processes by which the requirements of the Department of Defense for space systems protection are addressed in space acquisition programs and during key milestone decisions, an assessment of the adequacy of those processes, and an identification of the actions of the Department for addressing any inadequacies in those processes.

(7) A description of the current processes by which the Department of Defense program and budget for space systems protection capabilities (including capabilities that are incorporated into single programs and capabilities that span multiple programs), an assessment of the adequacy of those processes, and an identification of the actions of the Department for addressing any inadequacies in those processes.

(8) A description of the organizational and management structure of the Department of Defense for addressing policy, planning, acquisition, and operations with respect to space capabilities, a description of the roles and responsibilities of each organization, and an identification of the actions of the Department for addressing any inadequacies in that structure.

(d) PERIODS COVERED.—The strategy required by subsection (b) shall cover the following periods:

(1) Fiscal years 2008 through 2013.

(2) Fiscal years 2014 through 2019.

(3) Fiscal years 2020 through 2025.

(e) SPACE CAPABILITIES DEFINED.—In this section, the term “space capabilities” means capabilities, consistent with international law and treaties, for space situational awareness and for space systems protection.

(f) REPORT; BIENNIAL UPDATE.—

(1) REPORT.—Not later than March 15, 2008, the Secretary of Defense shall submit to the congressional defense committees a report on the strategy required by subsection (b), including each of the matters required by subsection (c).

(2) BIENNIAL UPDATE.—Not later than March 15 of each even-numbered year after 2008, the Secretary shall submit to the committees referred to in paragraph (1) an update to the report required by paragraph (1).

(3) CLASSIFICATION.—The report required by paragraph (1), and each update required by paragraph (2), shall be in unclassified form, but may include a classified annex.

(g) CONFORMING REPEAL.—Section 911 of the National Defense Authorization Act for

Fiscal Year 2006 (Public Law 109-163; 119 Stat. 3405; 10 U.S.C. 2271 note) is repealed.

**SEC. 912. BIENNIAL REPORT ON MANAGEMENT OF SPACE CADRE WITHIN THE DEPARTMENT OF DEFENSE.**

(a) IN GENERAL.—Chapter 23 of title 10, United States Code, is amended by adding at the end the following new section:

**“§ 490. Space cadre management: biennial report**

“(a) REQUIREMENT.—The Secretary of Defense and each Secretary of a military department shall develop metrics and use these metrics to identify, track, and manage space cadre personnel within the Department of Defense to ensure the Department has sufficient numbers of personnel with the expertise, training, and experience to meet current and future national security space needs.

“(b) BIENNIAL REPORT REQUIRED.—

“(1) IN GENERAL.—Not later than 180 days after the date of the enactment of this section, and every even-numbered year thereafter, the Secretary of Defense shall submit to the congressional defense committees a report on the management of the space cadre.

“(2) MATTERS INCLUDED.—The report required by paragraph (1) shall include—

“(A) the number of active duty, reserve duty, and government civilian space-coded billets that—

“(i) are authorized or permitted to be maintained for each military department and defense agency;

“(ii) are needed or required for each military department and defense agency for the year in which the submission of the report is required; and

“(iii) are needed or required for each military department and defense agency for each of the five years following the date of the submission of the report;

“(B) the actual number of active duty, reserve duty, and government civilian personnel that are coded or classified as space cadre personnel within the Department of Defense, including the military departments and defense agencies;

“(C) the number of personnel recruited or hired as accessions to serve in billets coded or classified as space cadre personnel for each military department and defense agency;

“(D) the number of personnel serving in billets coded or classified as space cadre personnel that discontinued serving each military department and defense agency during the preceding calendar year, categorized by rationale provided for discontinuing service;

“(E) for each of the reporting requirements in subparagraphs (A) through (D), further classification of the number of personnel by—

“(i) space operators, acquisition personnel, engineers, scientists, program managers, and other space-related areas identified by the Department;

“(ii) expertise or technical specialization area—

“(I) such as communications, missile warning, spacelift, and any other space-related specialties identified by the Department or classifications used by the Department; and

“(II) consistent with section 1721 of this title for acquisition personnel;

“(iii) rank for active duty and reserve duty personnel and grade for government civilian personnel;

“(iv) qualification, expertise, or proficiency level consistent with service and agency-defined qualification, expertise, or proficiency levels; and

“(v) any other such space-related classification categories used by the Department or military departments; and

“(F) any other metrics identified by the Department to improve the identification,

tracking, training, and management of space cadre personnel.

“(3) ASSESSMENTS.—The report required by paragraph (1) shall also include the Secretary’s assessment of the state of the Department’s space cadre, the Secretary’s assessment of the space cadres of the military departments, and a description of efforts to ensure the Department has a space cadre sufficient to meet current and future national security space needs.”

(b) CLERICAL AMENDMENT.—The table of sections at the beginning of such chapter is amended by adding at the end the following new item:

“490. Space cadre management: biennial report.”

**Subtitle C—Chemical Demilitarization Program**

**SEC. 921. CHEMICAL DEMILITARIZATION CITIZENS ADVISORY COMMISSIONS.**

(a) FUNCTIONS.—Section 172 of the National Defense Authorization Act for Fiscal Year 1993 (50 U.S.C. 1521 note) is amended—

(1) in each of subsections (b) and (f), by striking “Assistant Secretary of the Army (Research, Development and Acquisition)” and inserting “Assistant Secretary of the Army (Acquisition, Logistics, and Technology)”; and

(2) in subsection (g), by striking “Assistant Secretary of the Army (Research, Development, and Acquisition)” and inserting “Assistant Secretary of the Army (Acquisition, Logistics, and Technology)”.

(b) TERMINATION.—Such section is further amended in subsection (h) by striking “after the stockpile located in that commission’s State has been destroyed” and inserting “after the closure activities required pursuant to regulations promulgated by the Administrator of the Environmental Protection Agency pursuant to the Solid Waste Disposal Act (42 U.S.C. 6901 et seq.) have been completed for the chemical agent destruction facility in the commission’s State, or upon the request of the Governor of the commission’s State, whichever occurs first”.

**SEC. 922. SENSE OF CONGRESS ON COMPLETION OF DESTRUCTION OF UNITED STATES CHEMICAL WEAPONS STOCKPILE.**

(a) FINDINGS.—Congress makes the following findings:

(1) The Convention on the Prohibition of the Development, Production, Stockpiling and Use of Chemical Weapons and on Their Destruction, done at Paris on January 13, 1993 (commonly referred to as the “Chemical Weapons Convention”), originally required that destruction of the entire United States chemical weapons stockpile be completed by April 29, 2007, and then subsequently extended five years to April 29, 2012.

(2) Destroying existing chemical weapons is a homeland security imperative and an arms control priority and is required by United States law.

(3) The program met its one percent and 20 percent destruction deadlines early, and is working towards its 45 percent destruction milestone date of December 31, 2007, as extended.

(4) The mission of the Assembled Chemical Weapons Alternatives (ACWA) program, established in the Department of Defense by Congress in 1997, is to safely destroy the chemical weapons stockpiles located at Pueblo Chemical Depot, Colorado, and Blue Grass Army Depot, Kentucky, through the demonstration of systems employing alternative technologies to the incineration process.

(5) Current ACWA plans call for the use of neutralization followed by on-site biotreatment of aqueous secondary wastes to destroy the Pueblo stockpile, and the use of neutralization followed by on-site supercritical



water oxidation treatment of aqueous secondary wastes to destroy the Blue Grass stockpile.

(6) Affected communities in Colorado and Kentucky, represented respectively by the Colorado Chemical Demilitarization Citizens' Advisory Commission (CO CAC) and the Chemical Destruction Community Advisory Board (CDCAB), have made clear their preference for on-site treatment of aqueous secondary wastes over off-site treatment.

(7) Section 921(b)(3) of the John Warner National Defense Authorization Act for Fiscal Year 2007 (Public Law 109-364; 120 Stat. 2359) contained a Sense of Congress urging the Secretary of Defense to ensure the elimination of the United States chemical weapons stockpile in the shortest time possible, consistent with the requirement to protect public health, safety, and the environment.

(8) Section 921(b)(4) of that Act contained a Sense of Congress urging the Secretary of Defense to propose a credible treatment and disposal process with the support of affected communities.

(b) SENSE OF CONGRESS.—It is the sense of Congress the Department of Defense should—

(1) continue with its plan for on-site disposal of the ACWA-managed stockpiles located at Pueblo Chemical Depot, Colorado, and Blue Grass Army Depot, Kentucky; and

(2) ensure that extensive consultation and notification processes exist between representatives of the Department of Defense and representatives of the relevant States and local communities.

#### Subtitle D—Intelligence-Related Matters

#### SEC. 931. REPORTS ON FOREIGN LANGUAGE PROFICIENCY.

(a) IN GENERAL.—

(1) FOREIGN LANGUAGE PROFICIENCY REPORTS.—Chapter 23 of title 10, United States Code, as amended by this Act, is further amended by adding at the end the following new section:

#### “§ 491. Foreign language proficiency: annual reports

“(a) IN GENERAL.—The Secretary of each military department shall annually submit to the Secretary of Defense a report on the foreign language proficiency of the personnel of the military department concerned.

“(b) CONTENTS.—Each report submitted under subsection (a) shall include, for each foreign language and, where appropriate, dialect of a foreign language—

“(1) the number of positions of the military department concerned that require proficiency in the foreign language or dialect;

“(2) the number of personnel of the military department that are serving in a position that—

“(A) requires proficiency in the foreign language or dialect to perform the primary duty of the position; and

“(B) does not require proficiency in the foreign language or dialect to perform the primary duty of the position;

“(3) the number of personnel that are proficient in the foreign language or dialect that—

“(A) are authorized for the military department for which the report is submitted; and

“(B) the Secretary of the military department concerned considers necessary for the military department concerned for each of the five years following the date of the submission of the report;

“(4) the number of personnel of the military department concerned rated at each level of proficiency of the Interagency Language Roundtable;

“(5) whether the number of personnel at each level of proficiency of the Interagency Language Roundtable meets the requirements of the military department concerned;

“(6) the number of personnel serving or hired to serve as linguists for the military department concerned that are not qualified as linguists under the standards of the Interagency Language Roundtable;

“(7) the number of personnel hired to serve as linguists for the military department concerned during the preceding calendar year;

“(8) the number of personnel serving as linguists that discontinued serving the military department concerned during the preceding calendar year;

“(9) the percentage of work requiring linguistic skills that is fulfilled by an ally of the United States;

“(10) the percentage of work requiring linguistic skills that is fulfilled by contractors; and

“(11) the percentage of work requiring linguistic skills that is fulfilled by personnel of the intelligence community (as such term is defined in section 3(4) of the National Security Act of 1947 (50 U.S.C. 401a(4))) that are not members of the armed forces on active duty assigned to the military department for which the report is submitted.

“(c) SECRETARY OF DEFENSE REPORT TO CONGRESS.—The Secretary of Defense shall annually submit to the congressional defense committees a report containing—

“(1) each report submitted to the Secretary of Defense for a year under subsection (a);

“(2) for each foreign language and, where appropriate, dialect of a foreign language—

“(A) the number of positions of the Department of Defense that are not under the jurisdiction of the Secretary of a military department that require proficiency in the foreign language or dialect;

“(B) the number of personnel of the Department of Defense that are not under the jurisdiction of the Secretary of a military department that are serving in a position that—

“(i) requires proficiency in the foreign language or dialect to perform the primary duty of the position; and

“(ii) does not require proficiency in the foreign language or dialect to perform the primary duty of the position;

“(C) the number of personnel of the Department of Defense that are not under the jurisdiction of the Secretary of a military department that are proficient in the foreign language or dialect that—

“(i) are authorized for the Department of Defense, but not under the jurisdiction of the Secretary of a military department; and

“(ii) the Secretary of Defense considers necessary for the Department of Defense (excluding personnel under the jurisdiction of the Secretary of a military department) for each of the five years following the date of the submission of the report;

“(D) the number of personnel of the Department of Defense that are not under the jurisdiction of the Secretary of a military department rated at each level of proficiency of the Interagency Language Roundtable;

“(E) whether the number of personnel at each level of proficiency of the Interagency Language Roundtable meets the requirements of the Department of Defense;

“(F) the number of personnel serving or hired to serve as linguists for the Department of Defense that are not under the jurisdiction of the Secretary of a military department that are not qualified as linguists under the standards of the Interagency Language Roundtable;

“(G) the number of personnel hired during the preceding calendar year to serve as linguists for the Department of Defense that are not under the jurisdiction of the Secretary of a military department;

“(H) the number of personnel not under the jurisdiction of the Secretary of a military department serving as linguists that discon-

tinued serving the Department of Defense during the preceding calendar year;

“(I) the percentage of work requiring linguistic skills that is fulfilled by an ally of the United States;

“(J) the percentage of work requiring linguistic skills that is fulfilled by contractors; and

“(K) the percentage of work requiring linguistic skills that is fulfilled by personnel of the intelligence community (as such term is defined in section 3(4) of the National Security Act of 1947 (50 U.S.C. 401a(4))) that are not members of the armed forces on active duty assigned to the military department for which the report is submitted; and

“(3) an assessment of the foreign language capacity and capabilities of the Department of Defense as a whole.

“(d) NON-MILITARY PERSONNEL.—

“(1) SECRETARY OF MILITARY DEPARTMENT REPORTS.—Except as provided in subsection (a)(11), a report submitted under subsection (a) shall cover only members of the armed forces on active duty assigned to the military department concerned.

“(2) SECRETARY OF DEFENSE REPORTS.—Except as provided in subsection (c)(2)(K), a report submitted under subsection (c) shall cover only members of the armed forces on active duty assigned to the Department of Defense.”

(2) CLERICAL AMENDMENT.—The table of sections at the beginning of such chapter is amended by adding at the end the following new item:

“491. Foreign language proficiency: annual reports.”

(b) EFFECTIVE DATE.—

(1) INITIAL REPORT BY SECRETARY OF EACH MILITARY DEPARTMENT.—The first report required to be submitted by the Secretary of each military department under section 491(a) of title 10, United States Code, as added by subsection (a), shall be submitted not later than 180 days after the date of the enactment of this Act.

(2) INITIAL REPORT BY SECRETARY OF DEFENSE.—The first report required to be submitted by the Secretary of Defense under section 491(c) of title 10, United States Code, as added by subsection (a), shall be submitted not later than 240 days after the date of the enactment of this Act.

#### SEC. 932. TECHNICAL AMENDMENTS TO TITLE 10, UNITED STATES CODE, ARISING FROM ENACTMENT OF THE INTELLIGENCE REFORM AND TERRORISM PREVENTION ACT OF 2004.

(a) REFERENCES TO HEAD OF INTELLIGENCE COMMUNITY.—Title 10, United States Code, is amended by striking “Director of Central Intelligence” each place it appears in the following provisions and inserting “Director of National Intelligence”:

- (1) Section 192(c)(2).
- (2) Section 193(d)(2).
- (3) Section 193(e).
- (4) Section 201(a).
- (5) Section 201(c)(1).
- (6) Section 425(a).
- (7) Section 426(a)(3).
- (8) Section 426(b)(2).
- (9) Section 441(c).
- (10) Section 441(d).
- (11) Section 443(d).
- (12) Section 2273(b)(1).
- (13) Section 2723(a).

(b) REFERENCES TO HEAD OF CENTRAL INTELLIGENCE AGENCY.—Such title is further amended by striking “Director of Central Intelligence” each place it appears in the following provisions and inserting “Director of the Central Intelligence Agency”:

- (1) Section 431(b)(1).
- (2) Section 444.
- (3) Section 1089(g).

(c) OTHER AMENDMENTS.—

## (1) SUBSECTION HEADINGS.—

(A) SECTION 441(c).—The heading of subsection (c) of section 441 of such title is amended by striking “DIRECTOR OF CENTRAL INTELLIGENCE” and inserting “DIRECTOR OF NATIONAL INTELLIGENCE”.

(B) SECTION 443(d).—The heading of subsection (d) of section 443 of such title is amended by striking “DIRECTOR OF CENTRAL INTELLIGENCE” and inserting “DIRECTOR OF NATIONAL INTELLIGENCE”.

(2) SECTION 201.—Section 201 of such title is further amended—

(A) in subsection (b)(1), to read as follows:

“(1) In the event of a vacancy in a position referred to in paragraph (2), before appointing an individual to fill the vacancy or recommending to the President an individual to be nominated to fill the vacancy, the Secretary of Defense shall obtain the concurrence of the Director of National Intelligence as provided in section 106(b) of the National Security Act of 1947 (50 U.S.C. 403-6(b)); and

(B) in subsection (c)(1), by striking “National Foreign Intelligence Program” and inserting “National Intelligence Program”.

**Subtitle E—Roles and Missions Analysis****SEC. 941. ANALYSIS AND ORGANIZATION OF ROLES AND MISSIONS OF DEPARTMENT OF DEFENSE.**

(a) REQUIREMENT FOR QUADRENNIAL ROLES AND MISSIONS REVIEW.—

(1) IN GENERAL.—Chapter 2 of title 10, United States Code, is amended by inserting after section 118a the following new section:

**“§ 118b. Quadrennial roles and missions review**

“(a) REVIEW REQUIRED.—The Secretary of Defense shall every four years conduct a comprehensive assessment (to be known as the ‘quadrennial roles and missions review’) of the roles and missions of the Department of Defense. Each such quadrennial roles and missions review shall be conducted in consultation with the Chairman of the Joint Chiefs of Staff.

“(b) CONDUCT OF REVIEW.—Each quadrennial roles and missions review shall be conducted so as—

“(1) to organize the significant missions of the Department of Defense into core mission areas that cover broad areas of military activity, such as dominance of ground, air, maritime, and space environments; expeditionary warfare; mobility; homeland defense; and cyberoperations; and

“(2) to ensure that the core mission areas are defined so that the areas are mutually supportive but with as little overlap in functions as is necessary.

“(c) SUBMISSION TO CONGRESSIONAL COMMITTEES.—(1) The Secretary shall submit a report on each quadrennial roles and missions review to the Committee on Armed Services of the Senate and the Committee on Armed Services of the House of Representatives.

“(2) The report shall be submitted in the year following the year in which the review is conducted, but not later than the date on which the President submits the budget for the next fiscal year to Congress under section 1105(a) of title 31.”.

(2) CLERICAL AMENDMENT.—The table of sections at the beginning of such chapter is amended by inserting after the item relating to section 118a the following new item:

“118b. Quadrennial roles and missions review.”.

(b) REPEAL OF SUPERSEDED PROVISION.—Section 118(e) of title 10, United States Code, is amended—

(1) by striking paragraph (2); and

(2) by redesignating paragraph (3) as paragraph (2).

(c) DEADLINE FOR FIRST ROLES AND MISSIONS REVIEW.—The first roles and missions review under section 118b of title 10, United States Code, as added by subsection (a), shall be performed and completed during 2008.

**SEC. 942. IDENTIFICATION OF CORE COMPETENCIES OF THE MILITARY DEPARTMENTS AND OTHER ENTITIES WITHIN THE DEPARTMENT OF DEFENSE.**

(a) IN GENERAL.—

(1) REQUIREMENT.—Chapter 3 of title 10, United States Code, is amended by inserting after section 125 the following new section:

**“§ 125a. Core competencies**

“(a) REQUIREMENT TO IDENTIFY CORE COMPETENCIES.—The Secretary of Defense, in consultation with the Chairman of the Joint Chiefs of Staff and the Secretaries of the military departments, shall identify core competencies for each of the following:

“(1) Each military department.

“(2) The Office of the Secretary of Defense.

“(3) Each Defense Agency.

“(4) Each Department of Defense Field Activity.

“(5) Each combatant command with acquisition authority.

“(b) BASIS OF COMPETENCIES.—In identifying the core competencies of an entity listed in subsection (a), the Secretary of Defense shall—

“(1) ensure that each core competency is clearly associated with a core mission area of the Department of Defense (as identified pursuant to the quadrennial roles and missions review under section 118b of this title); and

“(2) base such identification on the ability of an entity to provide doctrinal, organizational, training, materiel, leadership, personnel, and facilities solutions to meet requirements within a core mission area of the Department of Defense.”.

(2) CLERICAL AMENDMENT.—The table of sections at the beginning of such chapter is amended by adding at the end the following new item:

“125a. Core competencies.”.

(b) REPORT ON CORE COMPETENCIES.—The Secretary of Defense shall submit to the Committees on Armed Services of the Senate and the House of Representatives a report on the core competencies identified under section 125a of title 10, United States Code, as added by subsection (a), not later than the date on which the budget for fiscal year 2009 is submitted to Congress by the President under section 1105(a) of title 31, United States Code.

**SEC. 943. REVIEW OF CAPABILITIES OF THE MILITARY DEPARTMENTS AND OTHER ENTITIES.**

(a) REVIEW REQUIRED.—The Secretary of Defense shall conduct a review of the capabilities that each of the following entities is performing or developing:

(1) Each military department.

(2) The Office of the Secretary of Defense.

(3) Each Defense Agency.

(4) Each Department of Defense Field Activity.

(5) Each combatant command with acquisition authority.

(b) MATTERS COVERED.—In conducting the review, the Secretary of Defense—

(1) shall determine whether any such capabilities are outside the entity’s core competencies (as identified under section 125a of this title) or outside a core mission area of the Department of Defense (as identified pursuant to the quadrennial roles and missions review under section 118b of this title);

(2) shall determine whether any core competencies required to effectively perform the core mission areas of the Department of Defense are not being performed or developed in any entity listed in subsection (a); and

(3) shall determine whether there is any duplication of a capability within a core mission area, and provide a justification for such duplication.

(c) REPORT TO CONGRESS; LIMITATION.—Not later than June 1, 2009, the Secretary shall submit to the Committees on Armed Services of the Senate and the House of Representatives a report on the review. No new major defense acquisition programs may be started in the Department of Defense after June 1, 2009, until the report has been submitted to such committees.

**SEC. 944. JOINT REQUIREMENTS OVERSIGHT COUNCIL ADDITIONAL DUTIES RELATING TO CORE MISSION AREAS.**

(a) REVISIONS IN MISSION.—

(1) REVISIONS.—Subsection (b) of section 181 of title 10, United States Code, is amended to read as follows:

“(b) MISSION.—In addition to other matters assigned to it by the President or Secretary of Defense, the Joint Requirements Oversight Council shall—

“(1) assist the Chairman of the Joint Chiefs of Staff—

“(A) in identifying, assessing, and approving joint military requirements (including existing systems and equipment) to meet the national military strategy; and

“(B) in identifying the core mission area associated with each such requirement;

“(2) assist the Chairman in establishing and assigning priority levels for joint military requirements;

“(3) assist the Chairman in estimating the level of resources required in the fulfillment of each joint military requirement and in ensuring that such resource level is consistent with the level of priority assigned to such requirement; and

“(4) assist the Chairman in considering alternatives to any acquisition program that has been identified to meet joint military requirements by evaluating the cost, schedule, and performance criteria of each alternative and of the identified program.”.

(2) DEFINITIONS.—Section 181 of such title is amended by adding at the end the following new subsection:

“(e) DEFINITIONS.—In this section:

“(1) The term ‘joint military requirement’ means a capability necessary to fulfill a gap in a core mission area of the Department of Defense.

“(2) The term ‘core mission area’ means a core mission area of the Department of Defense identified under the most recent quadrennial roles and missions review pursuant to section 118b of this title.”.

(b) ADDITIONAL MEMBERS OF JOINT REQUIREMENTS OVERSIGHT COUNCIL.—Section 181(c) of title 10, United States Code, is amended—

(1) by redesignating subparagraphs (B), (C), (D), and (E) as subparagraphs (D), (E), (F), and (G), respectively; and

(2) by inserting after subparagraph (A) the following new subparagraphs:

“(B) the Under Secretary of Defense for Acquisition, Technology, and Logistics;

“(C) the Director of the Office of Program Analysis and Evaluation.”.

(c) ORGANIZATION.—Section 181 of such title is amended—

(1) by redesignating subsections (d) and (e) (as added by subsection (a)) as subsections (e) and (f), respectively; and

(2) by inserting after subsection (c) the following new subsection (d):

“(d) ORGANIZATION.—The Joint Requirements Oversight Council shall organize its activities according to the core missions areas of the Department of Defense. In any review of a core mission area, the officer or official assigned to lead the review shall have a deputy from a different military department.”.

(d) DEADLINES.—Effective June 1, 2009, all joint military requirements documents of

the Joint Requirements Oversight Council produced to carry out its mission under section 181(b)(1) of title 10, United States Code, shall conform to the core mission areas organized and defined under section 118b of such title. Not later than October 1, 2009, all such documents produced before June 1, 2009, shall conform to such structure.

(e) REVISED FUNCTION OF CHAIRMAN OF JOINT CHIEFS OF STAFF.—Section 153(a)(4)(F) of title 10, United States Code, is amended by striking “Assessing military requirements for defense acquisition programs.” and inserting “Advising the Secretary on the effective and efficient coordination of all military requirements for defense acquisition programs.”.

**SEC. 945. REQUIREMENT FOR CERTIFICATION OF MAJOR SYSTEMS PRIOR TO TECHNOLOGY DEVELOPMENT.**

(a) REQUIREMENT FOR CERTIFICATION.—

(1) IN GENERAL.—Chapter 139 of title 10, United States Code, is amended by inserting after section 2366a the following new section:

**“§ 2366b. Major systems: requirement for Joint Requirements Oversight Council certification**

“(a) CERTIFICATION.—Before the start of technology development for a major system, the Joint Requirements Oversight Council shall certify—

“(1) that the system fulfills an approved initial capabilities document;

“(2) that the system is being executed by an entity with a relevant core competency as identified by the Secretary of Defense under section 125a of this title;

“(3) if the system duplicates a capability already provided by an existing system, the duplication provided by such system is necessary and appropriate; and

“(4) that a cost estimate for the system has been submitted and that the level of resources required to develop and procure the system is consistent with the level of resources estimated by the Joint Requirements Oversight Council for the initial capabilities document identified under paragraph (1).

“(b) NOTIFICATION.—With respect to a major system certified by the Joint Requirements Oversight Council under subsection (a), if the projected cost of the system, at any time prior to Milestone B approval, exceeds the cost estimate for the system submitted to the Council at the time of the certification by at least 25 percent, the Secretary of the military department concerned, or in the case of Office of the Secretary of Defense, a Defense Agency, or a Department of Defense Field Activity, the Secretary of Defense, shall notify the Joint Requirements Oversight Council. Upon receipt of such notification, the Council shall consider whether to recommend that the program be continued or that the program be terminated.

“(c) DEFINITIONS.—In this section:

“(1) The term ‘major system’ has the meaning provided in section 2302(5) of this title.

“(2) The term ‘initial capabilities document’ means any capabilities requirement document approved by the Joint Requirements Oversight Council that establishes the need for a materiel approach to resolve a capability gap.

“(3) The term ‘technology development program’ means a coordinated effort to assess technologies and refine user performance parameters to fulfill a capability gap identified in an initial capabilities document.

“(4) The term ‘entity’ means an entity listed in section 125a(a) of this title.

“(5) The term ‘Milestone B approval’ has the meaning provided that term in section 2366(e)(7) of this title.”.

(2) CLERICAL AMENDMENT.—The table of sections at the beginning of such chapter is

amended by adding at the end the following new item:

“2366b. Major systems: requirement for Joint Requirements Oversight Council certification.”.

(b) EFFECTIVE DATE.—Section 2366b of title 10, United States Code, as added by subsection (a), shall apply to major systems on and after March 1, 2008.

**SEC. 946. PRESENTATION OF FUTURE-YEARS MISSION BUDGET BY CORE MISSION AREA.**

(a) TIME OF SUBMISSION OF FUTURE-YEARS MISSION BUDGET.—The second sentence of section 222(a) of title 10, United States Code, is amended to read as follows: “That budget shall be submitted for any fiscal year with the future-years defense program submitted under section 221 of this title.”.

(b) ORGANIZATION OF FUTURE-YEARS MISSION BUDGET.—The second sentence of section 222(b) of such title is amended by striking “on the basis” and all that follows through the end of the sentence and inserting the following: “on the basis of both major force programs and the core mission areas identified under the most recent quadrennial roles and missions review pursuant to section 118b of this title.”.

(c) EFFECTIVE DATE.—The amendments made by this section shall apply with respect to the future-years mission budget for fiscal year 2010 and each fiscal year thereafter.

**SEC. 947. FUTURE CAPABILITY PLANNING BY JOINT REQUIREMENTS OVERSIGHT COUNCIL.**

(a) REQUIREMENT FOR EXTENDED PLANNING ANNEXES.—Section 181 of title 10, United States Code, as amended by this subtitle, is further amended—

(1) by redesignating subsection (f) as subsection (g); and

(2) by inserting after subsection (e) the following new subsection (f):

“(f) FUTURE CAPABILITY PLANNING.—(1)(A) The Secretary of Defense shall direct the commanders of combatant commands to prepare extended planning annexes to all operational and contingency plans. Each extended planning annex shall—

“(i) include the commander’s assessment of the capabilities needed to successfully accomplish the missions for which the operational and contingency plans were created;

“(ii) use a 15-year planning horizon and take into account expected changes in threats, the geopolitical environment, and doctrine, training, and operational concepts; and

“(iii) provide capability assessments for the year in which the annex is submitted and for the 5th, 10th, and 15th years after such year.

“(B) The extended planning annexes shall be submitted to the Secretary of Defense and the Chairman of the Joint Chiefs of Staff bi-annually.

“(2) The Joint Requirements Oversight Council shall—

“(A) in consultation with the office responsible for program analysis and evaluation within the Office of the Secretary of Defense and the Office of the Under Secretary of Defense for Acquisition, Technology, and Logistics, match—

“(i) the capabilities that are expected to be provided by the acquisition programs in existence during the period covered by the most recent extended planning annexes, including classified and compartmentalized programs, and the science and technology programs in existence during that period, with

“(ii) capability needs identified in the extended planning annexes prepared under paragraph (1);

“(B) in coordination with the commanders of the combatant commands, and within 30

days after submission of the extended planning annexes, identify gaps in capabilities not likely to be closed by existing acquisition programs and science and technology programs described in subparagraph (A)(i), assign priorities for addressing such gaps, and identify areas where such programs are expected to provide capability beyond that which is required; and

“(C) develop a plan for the Department of Defense to acquire needed joint capabilities and divest itself of unneeded capabilities, based on the extended planning annexes prepared under paragraph (1).

“(3) In this subsection, the term ‘operational and contingency plans’ means plans prepared by a commander of a combatant command to carry out missions assigned to the command under section 164 of this title.”.

(b) DEADLINE FOR FIRST EXTENDED PLANNING ANNEXES.—The first extended planning annexes under section 181(f) of title 10, United States Code, as added by subsection (a), shall be submitted under that section not later than 90 days after the date of the enactment of this Act.

**Subtitle F—Other Matters**

**SEC. 951. DEPARTMENT OF DEFENSE CONSIDERATION OF EFFECT OF CLIMATE CHANGE ON DEPARTMENT FACILITIES, CAPABILITIES, AND MISSIONS.**

Section 118 of title 10, United States Code, is amended by adding at the end the following new subsection:

“(g) CONSIDERATION OF EFFECT OF CLIMATE CHANGE ON DEPARTMENT FACILITIES, CAPABILITIES, AND MISSIONS.—(1) The first national security strategy and national defense strategy prepared after the date of the enactment of this subsection shall include guidance for military planners—

“(A) to assess the risks of projected climate change to current and future missions of the armed forces;

“(B) to update defense plans based on these assessments, including working with allies and partners to incorporate climate mitigation strategies, capacity building, and relevant research and development; and

“(C) to develop the capabilities needed to reduce future impacts.

“(2) The first quadrennial defense review prepared after the date of the enactment of this subsection shall also examine the capabilities of the armed forces to respond to the consequences of climate change, in particular, preparedness for natural disasters from extreme weather events and other missions the armed forces may be asked to support inside the United States and overseas.

“(3) For planning purposes to comply with the requirements of this subsection, the Secretary of Defense shall use—

“(A) the mid-range projections of the fourth assessment report of the Intergovernmental Panel on Climate Change;

“(B) subsequent mid-range consensus climate projections if more recent information is available when the next national security strategy, national defense strategy, or quadrennial defense review, as the case may be, is conducted; and

“(C) findings of appropriate and available estimations or studies of the anticipated strategic, social, political, and economic effects of global climate change and the implications of such effects on the national security of the United States.

“(4) In this subsection, the term ‘national security strategy’ means the annual national security strategy report of the President under section 108 of the National Security Act of 1947 (50 U.S.C. 404a).”.

**SEC. 952. INTERAGENCY POLICY COORDINATION.**

(a) PLAN REQUIRED.—Not later than 180 days after the date of the enactment of this Act, the Secretary of Defense shall develop

and submit to Congress a plan to improve and reform the interagency coordination process on national security issues.

(b) **ELEMENTS.**—The elements of the plan shall include the following:

(1) Assigning either the Under Secretary of Defense for Policy or another official to be the lead policy official for improving and reforming the interagency coordination process on national security issues for the Department of Defense, with an explanation of any decision to name an official other than the Under Secretary and the relative advantages and disadvantages of such decision.

(2) Giving the official assigned under paragraph (1) the following responsibilities:

(A) To be the lead person at the Department of Defense for the development of policy affecting the national security interagency process.

(B) To serve, or designate a person to serve, as the representative of the Department of Defense in Federal Government forums established to address interagency policy, planning, or reforms.

(C) To advocate, on behalf of the Secretary, for greater interagency coordination and contributions in the execution of the National Security Strategy and particularly specific operational objectives undertaken pursuant to that strategy.

(D) To make recommendations to the Secretary of Defense on changes to existing Department of Defense regulations or laws to improve the interagency process.

(E) To serve as the coordinator for all planning and training assistance that is—

(i) designed to improve the interagency process or the capabilities of other agencies to work with the Department of Defense; and

(ii) provided by the Department of Defense at the request of other agencies.

(F) To serve as the lead official in Department of Defense for the development of deployable joint interagency task forces.

(c) **FACTORS TO BE CONSIDERED.**—In drafting the plan, the Secretary of Defense shall also consider the following factors:

(1) How the official assigned under subsection (b)(1) shall provide input to the Secretary of Defense on an ongoing basis on how to incorporate the need to coordinate with other agencies into the establishment and reform of combatant commands.

(2) How such official shall develop and make recommendations to the Secretary of Defense on a regular or an ongoing basis on changes to military and civilian personnel to improve interagency coordination.

(3) How such official shall work with the combatant command that has the mission for joint warfighting experimentation and other interested agencies to develop exercises to test and validate interagency planning and capabilities.

(4) How such official shall lead, coordinate, or participate in after-action reviews of operations, tests, and exercises to capture lessons learned regarding the functioning of the interagency process and how those lessons learned will be disseminated.

(5) The role of such official in ensuring that future defense planning guidance takes into account the capabilities and needs of other agencies.

(d) **RECOMMENDATION ON CHANGES IN LAW.**—The Secretary of Defense may submit with the plan or with any future budget submissions recommendations for any changes to law that are required to enhance the ability of the official assigned under subsection (b)(1) in the Department of Defense to coordinate defense interagency efforts or to improve the ability of the Department of Defense to work with other agencies.

(e) **ANNUAL REPORT.**—If an official is named by the Secretary of Defense under subsection (b)(1), the official shall annually submit to Congress a report, beginning in

the fiscal year following the naming of the official, on those actions taken by the Department of Defense to enhance national security interagency coordination, the views of the Department of Defense on efforts and challenges in improving the ability of agencies to work together, and suggestions on changes needed to laws or regulations that would enhance the coordination of efforts of agencies.

(f) **DEFINITION.**—In this section, the term “interagency coordination”, within the context of Department of Defense involvement, means the coordination that occurs between elements of the Department of Defense and engaged Federal Government agencies for the purpose of achieving an objective.

(g) **CONSTRUCTION.**—Nothing in this provision shall be construed as preventing the Secretary of Defense from naming an official with the responsibilities listed in subsection (b) before the submission of the report required under this section.

**SEC. 953. EXPANSION OF EMPLOYMENT CREDITABLE UNDER SERVICE AGREEMENTS UNDER NATIONAL SECURITY EDUCATION PROGRAM.**

Paragraph (2) of subsection (b) of section 802 of the David L. Boren National Security Education Act of 1991 (50 U.S.C. 1902), as most recently amended by section 945 of the John Warner National Defense Authorization Act for Fiscal Year 2007 (Public Law 109-364; 120 Stat. 2367), is amended—

(1) in subparagraph (A)—

(A) in clause (i) by striking “or” at the end; and

(B) by adding at the end the following:

“(iii) for not less than one academic year in a position in the field of education in a discipline related to the study supported by the program if the recipient demonstrates to the Secretary of Defense that no position is available in the departments, agencies, and offices covered by clauses (i) and (ii); or”;

(2) in subparagraph (B)—

(A) in clause (i) by striking “or” at the end;

(B) in clause (ii) by striking “and” at the end and inserting “or”;

(C) by adding at the end the following:

“(iii) for not less than one academic year in a position in the field of education in a discipline related to the study supported by the program if the recipient demonstrates to the Secretary of Defense that no position is available in the departments, agencies, and offices covered by clauses (i) and (ii); and”.

**SEC. 954. STUDY OF NATIONAL SECURITY INTERAGENCY SYSTEM.**

(a) **STUDY REQUIRED.**—The Secretary of Defense may enter into an agreement with an independent, nonprofit, nonpartisan organization to conduct a study on the national security interagency system.

(b) **REPORT.**—The agreement entered into under subsection (a) shall require the organization to submit to Congress and the President a report containing the results of the study conducted pursuant to such agreement and any recommendations for changes to the national security interagency system (including legislative or regulatory changes).

(c) **SUBMISSION DATE.**—The agreement entered into under subsection (a) shall require the organization to submit the report required under subsection (b) not later than 180 days after the date on which the Secretary makes funds appropriated pursuant to section 301(5) available to the organization.

(d) **NATIONAL SECURITY INTERAGENCY SYSTEM DEFINED.**—In this section, the term “national security interagency system” means the structures, mechanisms, and processes by which the departments, agencies, and elements of the Federal Government that have national security missions integrate their policies, capabilities, expertise, and activities to accomplish such missions.

(e) **FUNDING.**—Of the amounts authorized to be appropriated by section 301(5), not more than \$4,000,000 shall be available to carry out this section.

**TITLE X—GENERAL PROVISIONS**

**Subtitle A—Financial Matters**

Sec. 1001. General transfer authority.

Sec. 1002. United States contribution to NATO common-funded budgets in fiscal year 2008.

**Subtitle B—Policy Relating to Vessels and Shipyards**

Sec. 1011. Limitation on leasing of foreign-built vessels.

Sec. 1012. Policy relating to major combatant vessels of the strike forces of the United States Navy.

**Subtitle C—Counter-Drug Activities**

Sec. 1021. Extension of authority for joint task forces to provide support to law enforcement agencies conducting counter-terrorism activities.

Sec. 1022. Expansion of authority to provide additional support for counter-drug activities in certain foreign countries.

**Subtitle D—Reports**

Sec. 1031. Extension and modification of report relating to hardened and deeply buried targets.

Sec. 1032. Comptroller General review of the Joint Improvised Explosive Device Defeat Organization.

Sec. 1033. Report on a national joint modeling and simulation development strategy.

Sec. 1034. Report on impact on families of military personnel serving multiple overseas deployments.

Sec. 1035. Commercial aviation technologies.

Sec. 1036. Review of Department of Defense procedures to classify excess defense articles and defense services with military technology components.

**Subtitle E—Other Matters**

Sec. 1041. Enhancement of corrosion control and prevention functions within Department of Defense.

Sec. 1042. Support by National Guard for national special security events and other critical national security activities.

Sec. 1043. Improved authority to provide rewards for assistance in combating terrorism.

Sec. 1044. Revision of proficiency flying definition.

Sec. 1045. Support for non-Federal development and testing of material for chemical agent defense.

Sec. 1046. Congressional Commission on the Strategic Posture of the United States.

Sec. 1047. Technical and clerical amendments.

Sec. 1048. Repeal of certification requirement.

Sec. 1049. Prohibition on sale by Department of Defense of parts for F-14 fighter aircraft.

Sec. 1050. Maintenance of capability for space-based nuclear detection.

Sec. 1051. Additional weapons of mass destruction civil support teams.

Sec. 1052. Sense of Congress regarding need to replace Army M109 155mm self-propelled howitzer.

Sec. 1053. Sense of Congress regarding detainees at Naval Station, Guantanamo Bay, Cuba.

Sec. 1054. Repeal of provisions in section 1076 of Public Law 109-364 relating to use of Armed Forces in major public emergencies.

Sec. 1055. Sense of Congress regarding a memorial for members of the Armed Forces who died in air crash in Bakers Creek, Australia.

Sec. 1056. Background investigations required for civilians entering military facilities and installations.

Sec. 1057. A report on transferring individuals detained at Naval Station, Guantanamo Bay, Cuba.

Sec. 1058. Study and report on use of power management software.

#### Subtitle A—Financial Matters

##### SEC. 1001. GENERAL TRANSFER AUTHORITY.

(a) AUTHORITY TO TRANSFER AUTHORIZATIONS.—

(1) AUTHORITY.—Upon determination by the Secretary of Defense that such action is necessary in the national interest, the Secretary may transfer amounts of authorizations made available to the Department of Defense in this division for fiscal year 2008 between any such authorizations for that fiscal year (or any subdivisions thereof). Amounts of authorizations so transferred shall be merged with and be available for the same purposes as the authorization to which transferred.

(2) LIMITATION.—The total amount of authorizations that the Secretary may transfer under the authority of this section may not exceed \$4,500,000,000.

(b) LIMITATIONS.—The authority provided by this section to transfer authorizations—

(1) may only be used to provide authority for items that have a higher priority than the items from which authority is transferred; and

(2) may not be used to provide authority for an item that has been denied authorization by Congress.

(c) EFFECT ON AUTHORIZATION AMOUNTS.—A transfer made from one account to another under the authority of this section shall be deemed to increase the amount authorized for the account to which the amount is transferred by an amount equal to the amount transferred.

(d) NOTICE TO CONGRESS.—The Secretary shall promptly notify Congress of each transfer made under subsection (a).

(e) PROHIBITION ON TRANSFERS FROM GUARD AND RESERVE ACCOUNTS.—Funds authorized in this division for an account of the National Guard or other reserve components of the Armed Forces may not be a source of funds for transfer to a different account other than another account of the National Guard or other reserve component.

##### SEC. 1002. UNITED STATES CONTRIBUTION TO NATO COMMON-FUNDED BUDGETS IN FISCAL YEAR 2008.

(a) FISCAL YEAR 2008 LIMITATION.—The total amount contributed by the Secretary of Defense in fiscal year 2008 for the common-funded budgets of NATO may be any amount up to, but not in excess of, the amount specified in subsection (b) (rather than the maximum amount that would otherwise be applicable to those contributions under the fiscal year 1998 baseline limitation).

(b) TOTAL AMOUNT.—The amount of the limitation applicable under subsection (a) is the sum of the following:

(1) The amounts of unexpended balances, as of the end of fiscal year 2007, of funds appropriated for fiscal years before fiscal year 2008 for payments for those budgets.

(2) The amount specified in subsection (c)(1).

(3) The amount specified in subsection (c)(2).

(4) The total amount of the contributions authorized to be made under section 2501.

(c) AUTHORIZED AMOUNTS.—Amounts authorized to be appropriated by titles II and

III of this Act are available for contributions for the common-funded budgets of NATO as follows:

(1) Of the amount provided in section 201(1), \$1,031,000 for the Civil Budget.

(2) Of the amount provided in section 301(1), \$362,159,000 for the Military Budget.

(d) DEFINITIONS.—For purposes of this section:

(1) COMMON-FUNDED BUDGETS OF NATO.—The term “common-funded budgets of NATO” means the Military Budget, the Security Investment Program, and the Civil Budget of the North Atlantic Treaty Organization (and any successor or additional account or program of NATO).

(2) FISCAL YEAR 1998 BASELINE LIMITATION.—The term “fiscal year 1998 baseline limitation” means the maximum annual amount of Department of Defense contributions for common-funded budgets of NATO that is set forth as the annual limitation in section 3(2)(C)(ii) of the resolution of the Senate giving the advice and consent of the Senate to the ratification of the Protocols to the North Atlantic Treaty of 1949 on the Accession of Poland, Hungary, and the Czech Republic (as defined in section 4(7) of that resolution), approved by the Senate on April 30, 1998.

#### Subtitle B—Policy Relating to Vessels and Shipyards

##### SEC. 1011. LIMITATION ON LEASING OF FOREIGN-BUILT VESSELS.

(a) IN GENERAL.—

(1) CONTRACTS FOR LEASES FOR MORE THAN 24 MONTHS.—Chapter 141 of title 10, United States Code, is amended by inserting after section 2401a the following new section:

##### “§ 2401b. Limitation on lease of foreign-built vessels

“(a) LIMITATION.—The Secretary of a military department may not make a contract for a lease or charter of a vessel for a term of more than 24 months (including all options to renew or extend the contract) if the hull, or a component of the hull and superstructure of the vessel, is constructed in a foreign shipyard.

“(b) PRESIDENTIAL WAIVER FOR NATIONAL SECURITY INTEREST.—(1) The President may authorize exceptions to the limitation in subsection (a) when the President determines that it is in the national security interest of the United States to do so.

“(2) The President shall transmit notice to Congress of any such determination, and no contract may be made pursuant to the exception authorized until the end of the 30-day period beginning on the date on which the notice of the determination is received by Congress.”.

(2) CLERICAL AMENDMENT.—The table of sections at the beginning of such chapter is amended by inserting after the item relating to section 2401a the following new item:

“2401b. Limitation on lease of foreign-built vessels.”.

(b) EFFECTIVE DATE.—Section 2401b of title 10, United States Code, as added by subsection (a), shall apply with respect to contracts entered into after the date of the enactment of this Act.

##### SEC. 1012. POLICY RELATING TO MAJOR COMBATANT VESSELS OF THE STRIKE FORCES OF THE UNITED STATES NAVY.

(a) INTEGRATED NUCLEAR POWER SYSTEMS.—It is the policy of the United States to construct the major combatant vessels of the strike forces of the United States Navy, including all new classes of such vessels, with integrated nuclear power systems.

(b) REQUIREMENT TO REQUEST NUCLEAR VESSELS.—If a request is submitted to Congress in the budget for a fiscal year for construction of a new class of major combatant

vessel for the strike forces of the United States, the request shall be for such a vessel with an integrated nuclear power system, unless the Secretary of Defense submits with the request a notification to Congress that the inclusion of an integrated nuclear power system in such vessel is not in the national interest.

(c) DEFINITIONS.—In this section:

(1) MAJOR COMBATANT VESSELS OF THE STRIKE FORCES OF THE UNITED STATES NAVY.—The term “major combatant vessels of the strike forces of the United States Navy” means the following:

(A) Submarines.

(B) Aircraft carriers.

(C) Cruisers, battleships, or other large surface combatants whose primary mission includes protection of carrier strike groups, expeditionary strike groups, and vessels comprising a sea base.

(2) INTEGRATED NUCLEAR POWER SYSTEM.—The term “integrated nuclear power system” means a ship engineering system that uses a naval nuclear reactor as its energy source and generates sufficient electric energy to provide power to the ship’s electrical loads, including its combat systems and propulsion motors.

(3) BUDGET.—The term “budget” means the budget that is submitted to Congress by the President under section 1105(a) of title 31, United States Code.

#### Subtitle C—Counter-Drug Activities

##### SEC. 1021. EXTENSION OF AUTHORITY FOR JOINT TASK FORCES TO PROVIDE SUPPORT TO LAW ENFORCEMENT AGENCIES CONDUCTING COUNTER-TERRORISM ACTIVITIES.

Section 1022(b) of the National Defense Authorization Act for Fiscal Year 2004 (Public Law 108-136; 10 U.S.C. 371 note) is amended by striking “and 2007” and inserting “through 2008”.

##### SEC. 1022. EXPANSION OF AUTHORITY TO PROVIDE ADDITIONAL SUPPORT FOR COUNTER-DRUG ACTIVITIES IN CERTAIN FOREIGN COUNTRIES.

Subsection (b) of section 1033 of the National Defense Authorization Act for Fiscal Year 1998 (Public Law 105-85; 111 Stat. 1881), as amended by section 1021 of the National Defense Authorization Act for Fiscal Year 2004 (Public Law 108-136, 117 Stat. 1593) and section 1022 of the John Warner National Defense Authorization Act for Fiscal Year 2007 (Public Law 109-364; 120 Stat. 2382), is further amended by adding at the end the following new paragraphs:

“(17) The Government of Mexico.

“(18) The Government of the Dominican Republic.”.

#### Subtitle D—Reports

##### SEC. 1031. EXTENSION AND MODIFICATION OF REPORT RELATING TO HARDENED AND DEEPLY BURIED TARGETS.

Section 1032 of the Bob Stump National Defense Authorization Act for Fiscal Year 2003 (Public Law 107-314; 116 Stat. 2643; 10 U.S.C. 2358 note) is amended—

(1) in the heading, by striking “annual report on weapons” and inserting “report on capabilities”;

(2) in subsection (a)—

(A) in the heading, by striking “ANNUAL”;

(B) by striking “April 1 of each year” and inserting “March 1, 2009, and every two years thereafter.”;

(C) by striking “Director of Central Intelligence” and inserting “Director of National Intelligence”;

(D) by striking “the preceding fiscal year” and inserting “the preceding two fiscal years and planned for the current fiscal year and the next fiscal year”; and

(E) by striking “to develop weapons” and inserting “to develop capabilities”;

(3) in subsection (b)—

(A) in the matter preceding paragraph (1), by striking “The report for a fiscal year” and inserting “A report submitted”;

(B) in paragraph (1), by striking “were undertaken during that fiscal year” and inserting “were or will be undertaken during the four-fiscal-year period covered by the report”;

(C) in paragraph (2) in the matter preceding subparagraph (A), by striking “were undertaken during such fiscal year” and inserting “were or will be undertaken during the four-fiscal-year period covered by the report”;

(4) in subsection (d), by striking “April 1, 2007” and inserting “March 1, 2013”.

**SEC. 1032. COMPTROLLER GENERAL REVIEW OF THE JOINT IMPROVISED EXPLOSIVE DEVICE DEFEAT ORGANIZATION.**

(a) **EVALUATION REQUIRED.**—The Comptroller General of the United States shall conduct a review of the Joint Improvised Explosive Device Defeat Organization and its activities.

(b) **ANALYSES REQUIRED.**—The review required by subsection (a) shall include an analysis of each of the following:

(1) The appropriateness and efficacy of the efforts of the Organization to achieve its mission, including strategy, plans, technologies developed, and programs funded.

(2) The process used by the Organization to select appropriate and effective technologies and other solutions to achieve its mission.

(3) The ability of the Organization to respond to rapidly changing threats and to anticipate future threats.

(4) The performance of the Organization in leading, advocating, and coordinating all of the activities of the Department of Defense to defeat improvised explosive devices and an assessment of the Organization’s authority to do so.

(5) The appropriateness of the staff of the Organization, including the number, qualifications, and functions of the personnel of the Organization and the use of contractors in the Organization.

(6) The efforts of the Organization to target enemy networks and how the Organization is leveraging and coordinating such efforts with the efforts of other elements of the Department, and other elements of the United States Government, that are also targeting enemy networks.

(7) The feedback from the warfighter with respect to the efforts of the Organization.

(c) **REPORT.**—Not later than 180 days after the date of the enactment of this Act, the Comptroller General shall submit to the congressional defense committees a report on the results of the review required by subsection (a). The report shall contain a summary of the findings of the review.

**SEC. 1033. REPORT ON A NATIONAL JOINT MODELING AND SIMULATION DEVELOPMENT STRATEGY.**

(a) **REPORT REQUIRED.**—The Secretary of Defense shall submit to the congressional defense committees a report that would provide for the development and implementation of a joint modeling and simulation concept to support the full spectrum of Department of Defense modeling and simulation requirements and that outlines a plan that details the Department’s modeling and simulation coordination efforts. Such a plan shall—

(1) identify the unique modeling and simulation capabilities of the components of the Department and the Combatant Commands;

(2) identify incentives to reduce duplicative modeling and simulation capabilities of the components of the Department and the Combatant Commands and recommend capabilities to be divested where such duplication is not necessary;

(3) recommend capabilities to be leveraged from within other Federal agencies, national laboratories, State and local governments,

academia, private industry, and United States and international standards organizations; and

(4) be capable of supporting joint training, experimentation, systems acquisition, test and evaluation, assessment, and planning.

(b) **SUBMISSION OF REPORT.**—Not later than nine months after the date of the enactment of this Act, the Secretary shall submit the report under subsection (a).

(c) **MATTERS TO BE INCLUDED.**—The report under subsection (a) shall include the following:

(1) An identification and description of the types of joint training, experimentation, systems acquisition, test and evaluation, assessment, and planning that would be conducted using such a joint capability, together with a description of how such a joint capability would enhance accomplishment of the four priorities as focus of the 2006 Quadrennial Defense Review (QDR) Report of the Secretary of Defense issued on February 6, 2006.

(2) A discussion of how establishment of such a joint capability would promote modeling and simulation innovation and transformation throughout the Department of Defense to improve operational capabilities and enhance national security.

(3) A methodology, framework, and options that include consideration of leveraging existing capabilities that would accommodate requirements among all the Armed Forces, including common infrastructure and data.

(4) A management plan for coordinating between functional and organizational stakeholders, as well as a plan to continuously introduce new modeling and simulation technologies and divest outdated capabilities.

(5) Options to allow non-defense users to access such a modeling and simulation capability, as appropriate, for homeland security and consequence management for Federal, State, and local requirements.

(6) Cost estimates and resource requirements to establish and maintain such a strategy, including estimates of costs and resource requirements for the use of government civilian and military, and contract personnel for the performance of management, operational, and logistics activities for such a capability.

(7) An explanation of the relationship between and among such a capability and the Office of the Secretary of Defense, the Joint Staff, the military departments, commanders of combatant commands, Federal agencies, national laboratories, State and local governments, academia, private industry, United States and international standards organizations, and international partners with responsibility to use modeling and simulation to meet their mission.

(8) A timeline for the establishment of such a capability and for such a capability to achieve—

(A) initial operational capability; and

(B) full operational capability.

(9) At least two alternative modeling and simulation coordination plans, including a Joint Modeling and Simulation Development Strategy, provided that such plans include the required matters in subsection (a) and subsection (c), excluding subsection (c)(8), and provided that such reports were submitted to the Secretary by a commander of a Unified Combatant Command or Service Chief.

**SEC. 1034. REPORT ON IMPACT ON FAMILIES OF MILITARY PERSONNEL SERVING MULTIPLE OVERSEAS DEPLOYMENTS.**

Not later than 180 days after the date of enactment of this Act, the Secretary of Defense shall submit a report to Congress regarding the impact, including the financial and emotional effects, of multiple overseas deployments on the families of members of

the Armed Forces serving those multiple deployments as part of Operation Iraqi Freedom and Operation Enduring Freedom.

**SEC. 1035. COMMERCIAL AVIATION TECHNOLOGIES.**

(a) **STUDY.**—The Secretary of Defense shall conduct a study to examine the methods by which United States air carriers and aviation technology companies research, develop, and deploy commercial aviation technologies, including processes and products, and to determine the applicability of the technologies to military use.

(b) **CONTENTS.**—In conducting the study, the Secretary shall determine whether technologies developed for commercial air carriers in any of the following areas are well-suited for technology transition programs:

(1) Flight planning.

(2) Flight operations and tracking.

(3) Aircraft maintenance, repair, and overhaul.

(4) Increasing fuel efficiency.

(5) Optimizing labor productivity.

(c) **REPORT.**—Not later than 180 days after the date of the enactment of this Act, the Secretary shall submit to the Committee on Armed Services and the Committee on Appropriations of the Senate and the Committee on Armed Services and the Committee on Appropriations of the House of Representatives a report on the results of the study, together with recommendations on whether the Department of Defense would benefit from commercial aviation technology solutions and, if so, which types of solutions would best support the mission of the Department.

**SEC. 1036. REVIEW OF DEPARTMENT OF DEFENSE PROCEDURES TO CLASSIFY EXCESS DEFENSE ARTICLES AND DEFENSE SERVICES WITH MILITARY TECHNOLOGY COMPONENTS.**

(a) **REVIEW REQUIRED.**—The Secretary of Defense, with the concurrence of the Secretary of State, shall conduct a thorough review of the procedures by which the Department of Defense classifies defense articles and defense services with military technology components as excess to the needs of the Department to identify the extent to which, and the manner in which, existing classification procedures have failed to prevent the transfer of defense articles and defense services with military technology components to terrorists, state sponsors of terrorism, and other unfriendly countries or groups.

(b) **REPORT.**—Not later than 180 days after the date of the enactment of this Act, the Secretary of Defense, with the concurrence of the Secretary of State, shall submit to Congress a report that contains—

(1) the results of the review of the existing classification procedures conducted under subsection (a); and

(2) the measures to be implemented by the Department of Defense to rectify the deficiencies of the existing classification procedures, including recommendations for any legislative changes that may be necessary to implement the measures.

(c) **DEFINITION.**—As used in this section, the term “defense articles and defense services with military technology components” means those defense articles and defense services designated by the President pursuant to section 38(a)(1) of the Arms Export Control Act (22 U.S.C. 2778(a)(1)), commonly known as the United States Munitions List.

**Subtitle E—Other Matters**

**SEC. 1041. ENHANCEMENT OF CORROSION CONTROL AND PREVENTION FUNCTIONS WITHIN DEPARTMENT OF DEFENSE.**

(a) **OFFICE OF CORROSION POLICY AND OVERSIGHT.**—(1) Section 2228 of title 10, United States Code, is amended by striking the section heading and subsection (a) and inserting the following:



**§ 2228. Office of Corrosion Policy and Oversight**

“(a) OFFICE AND DIRECTOR.—(1) There is an Office of Corrosion Policy and Oversight within the Office of the Under Secretary of Defense for Acquisition, Technology, and Logistics.

“(2) The Office shall be headed by a Director of Corrosion Policy and Oversight, who shall be assigned to such position by the Under Secretary from among civilian employees of the Department of Defense with the qualifications described in paragraph (3). The Director is responsible in the Department of Defense to the Secretary of Defense (after the Under Secretary of Defense for Acquisition, Technology, and Logistics) for the prevention and mitigation of corrosion of the military equipment and infrastructure of the Department of Defense. The Director shall report directly to the Under Secretary.

“(3) In order to qualify to be assigned to the position of Director, an individual shall—

“(A) have management expertise in, and professional experience with, corrosion project and policy implementation, including an understanding of the effects of corrosion policies on infrastructure; research, development, test, and evaluation; and maintenance; and

“(B) have an understanding of Department of Defense budget formulation and execution, policy formulation, and planning and program requirements.

“(4) The Secretary of Defense shall designate the position of Director as a critical acquisition position under section 1733(b)(1)(C) of this title.”

(2) Section 2228(b) of such title is amended—

(A) in paragraph (1), by striking “official or organization designated under subsection (a)” and inserting “Director of Corrosion Policy and Oversight (in this section referred to as the ‘Director’)”; and

(B) in paragraphs (2), (3), (4), and (5), by striking “designated official or organization” and inserting “Director”.

(b) ADDITIONAL AUTHORITY FOR DIRECTOR OF OFFICE.—Section 2228 of such title is further amended—

(1) by redesignating subsections (c) and (d) as subsections (d) and (f), respectively; and

(2) by inserting after subsection (b) the following new subsection:

“(c) ADDITIONAL AUTHORITIES FOR DIRECTOR.—The Director is authorized to—

“(1) develop, update, and coordinate corrosion training with the Defense Acquisition University;

“(2) participate in the process within the Department of Defense for the development of relevant directives and instructions; and

“(3) interact directly with the corrosion prevention industry, trade associations, and scientific organizations engaged in corrosion prevention, including the National Academy of Sciences.”

(c) REPORT REQUIREMENT.—Section 2228 of such title is further amended by inserting after subsection (d) (as redesignated by subsection (b)) the following new subsection:

“(e) REPORT.—(1) For each budget for a fiscal year, beginning with the budget for fiscal year 2009, the Secretary of Defense shall submit, with the defense budget materials, a report on the following:

“(A) Funding requirements for the long-term strategy developed under subsection (d).

“(B) The return on investment that would be achieved by implementing the strategy.

“(C) The funds requested in the budget compared to the funding requirements.

“(D) A justification if the funding requirements are not fully funded in the budget.

“(2) Within 60 days after submission of the budget for a fiscal year, the Comptroller

General shall provide to the congressional defense committees—

“(A) an analysis of the budget submission for corrosion control and prevention by the Department of Defense; and

“(B) an analysis of the report required under paragraph (1).”

(d) DEFINITIONS.—Subsection (f) of section 2228 of such title, as redesignated by subsection (b), is amended by adding at the end the following new paragraphs:

“(4) The term ‘budget’, with respect to a fiscal year, means the budget for that fiscal year that is submitted to Congress by the President under section 1105(a) of title 31.

“(5) The term ‘defense budget materials’, with respect to a fiscal year, means the materials submitted to Congress by the Secretary of Defense in support of the budget for that fiscal year.”

**SEC. 1042. SUPPORT BY NATIONAL GUARD FOR NATIONAL SPECIAL SECURITY EVENTS AND OTHER CRITICAL NATIONAL SECURITY ACTIVITIES.**

(a) IN GENERAL.—Chapter 1 of title 32, United States Code, is amended by adding at the end the following new section:

**“§ 116. Defense support of civil authorities**

“(a) IN GENERAL.—At the request of a Federal department or agency head in accordance with this section, and when authorized by the Secretary of Defense, the Governor of a State may employ under this title units or members of the National Guard of that State to provide defense support of civil authorities to the requesting Federal department or agency.

“(b) ACTIVITIES INCLUDED IN DEFENSE SUPPORT OF CIVIL AUTHORITIES.—Defense support of civil authorities activities authorized by subsection (a) include support provided for national special security events and other activities determined by the Secretary of Defense as being critical to national security, including—

“(1) ground reconnaissance activities;

“(2) airborne reconnaissance activities;

“(3) logistical support;

“(4) emergency medical assistance and services;

“(5) communications services;

“(6) security assistance and services; and

“(7) air and ground transportation.

(c) REIMBURSEMENT.—(1) Subject to the exceptions in paragraph (3), the costs incurred by the National Guard shall be reimbursed to the Department of Defense from the appropriations available to the Federal department or agency to which the support is provided. The reimbursement shall include the costs of—

“(A) the pay, allowances, clothing, subsistence, gratuities, travel, and related expenses of personnel of the National Guard of that State;

“(B) the operation and maintenance of the equipment and facilities of the National Guard of that State; and

“(C) the procurement of services and equipment, and the leasing of equipment, for the National Guard of that State.

“(2) Any funds received by the Department of Defense as reimbursement for support provided by units or members of the National Guard under this section shall be credited, at the option of the Secretary of Defense, to—

“(A) the appropriation, fund, or account from which funds were expended for the support; or

“(B) the appropriate appropriation, fund, or account currently available for such purpose.

“(3) A Federal department or agency to which support is provided under this section is not required to reimburse the Department of Defense for such support if the Secretary of Defense waives reimbursement. The Secretary of Defense may waive the reimbursement requirement under this section if—

“(A) the support is provided in the normal course of military training or operations; or

“(B) the support provided results in a benefit to units or members of the National Guard providing the support that is substantially equivalent to that which would otherwise be obtained from military operations or training.

(d) REQUIREMENTS FOR REQUESTS.—Requests for assistance from Federal departments or agencies under this section shall be submitted to the Secretary of Defense. Any such request shall include the following:

“(1) The specific support capability requested.

“(2) The duration of the requested support activities.

“(3) A certification that the requested support activities will be fully reimbursable.

“(4) A certification from the Governor of the State concerned that the requested support will be provided at a time when the personnel involved are not in Federal service.

(e) CHARACTERIZATION OF SERVICE.—All duty performed under this section shall be considered to be full-time National Guard duty under section 502(f) of this title.

(f) DURATION OF SUPPORT.—The period for which support may be provided to a Federal department or agency under this section shall be limited to 180 days. When requested by the head of a Federal department or agency, the Secretary of Defense may, with the concurrence of the Governor of the State concerned, extend the period of time for an additional 90 days to meet extraordinary circumstances.

(g) TRAINING AND BENEFITS.—(1) A member of the National Guard performing duty under this section shall, in addition to performing such duty, participate in the training required under section 502(a) of this title. The pay, allowances, and other benefits of the member while participating in the training shall be the same as those to which the member is entitled while performing the duty under this section. The member is not entitled to additional pay, allowances, or other benefits for participation in training required under section 502(a)(1) of this title.

(2) To ensure that the use of units and personnel of the National Guard of a State for activities specified in subsection (b) does not degrade the training and readiness of such units and personnel, the following requirements shall apply in determining the activities that units and personnel of the National Guard of a State may perform:

“(A) The performance of the activities may not affect adversely the quality of that training or otherwise interfere with the ability of a member or unit of the National Guard to perform the military functions of the member or unit.

“(B) The performance of the activities may not degrade the military skills of the members of the National Guard performing those activities.

(h) LIMITATION ON PROVISION OF SUPPORT ACTIVITIES.—Defense support of civil authorities activities conducted under authority of this section may not be provided if the provision of such support will affect adversely the military preparedness of the United States.

(i) RELATIONSHIP TO OTHER AUTHORITIES.—Nothing in this section shall be construed as a limitation on the authority of any unit of the National Guard of a State, when such unit is not in Federal service, to perform functions authorized to be performed by the National Guard by the laws of the State concerned.

(j) DEFINITIONS.—For purposes of this section:

“(1) The term ‘State’ means each of the several States, the District of Columbia, the Commonwealth of Puerto Rico, or a territory or possession of the United States.

“(2) The term ‘national special security event’ means an event designated as such as authorized by the President that, by virtue of its political, economic, social, or religious significance, may be the target of terrorism or other criminal activity.”.

(b) CLERICAL AND CONFORMING AMENDMENTS.—

(1) The table of sections at the beginning of such chapter is amended by adding at the end the following new item:

“116. Defense support of civil authorities.”.

(2) Section 115(i)(13) of title 10, United States Code, is amended by inserting “or defense support of civil authorities under section 116 of such title” after “title 32”.

**SEC. 1043. IMPROVED AUTHORITY TO PROVIDE REWARDS FOR ASSISTANCE IN COMBATING TERRORISM.**

(a) INCREASED AMOUNTS.—Section 127b of title 10, United States Code, is amended—

(1) in subsection (b), by striking “\$200,000” and inserting “\$5,000,000”;

(2) in subsection (c)(1)(B), by striking “\$50,000” and inserting “\$1,000,000”; and

(3) in subsection (d)(2), by striking “\$100,000” and inserting “\$2,000,000”.

(b) INVOLVEMENT OF ALLIED FORCES.—Such section is further amended—

(1) in subsection (a)—

(A) in the matter preceding paragraph (1), by inserting after “United States Government personnel” the following: “, or government personnel of allied forces participating in a combined operation with the armed forces,”;

(B) in paragraph (1), by inserting after “armed forces” the following: “, or of allied forces participating in a combined operation with the armed forces,”; and

(C) in paragraph (2), by inserting after “armed forces” the following: “, or of allied forces participating in a combined operation with the armed forces,”; and

(2) in subsection (c), by adding at the end the following:

“(3)(A) Subject to subparagraphs (B) and (C), an official who has authority delegated under paragraph (1) or (2) may use that authority, acting through government personnel of allied forces, to offer and make rewards.

“(B) The Secretary of Defense shall prescribe policies and procedures for making rewards in the manner described in subparagraph (A), which shall include guidance for the accountability of funds used for making rewards in that manner. The policies and procedures shall not take effect until 30 days after the date on which the Secretary submits the policies and procedures to the congressional defense committees. Rewards may not be made in the manner described in subparagraph (A) except under policies and procedures that have taken effect.

“(C) Rewards may not be made in the manner described in subparagraph (A) after September 30, 2010.

“(D) Not later than April 1, 2008, the Secretary of Defense shall submit to the congressional defense committees a report on the implementation of this paragraph. The report shall identify each reward made in the manner described in subparagraph (A) and, for each such reward—

“(i) identify the type, amount, and recipient of the reward;

“(ii) explain the reason for making the reward; and

“(iii) assess the success of the reward in advancing the effort to combat terrorism.”.

(c) ANNUAL REPORT TO INCLUDE SPECIFIC INFORMATION ON ADDITIONAL AUTHORITY.—Section 127b of title 10, United States Code, is further amended in subsection (f)(2) by adding at the end the following new subparagraph:

“(D) Information on the implementation of paragraph (3) of subsection (c).”.

**SEC. 1044. REVISION OF PROFICIENCY FLYING DEFINITION.**

Subsection (c) of section 2245 of title 10, United States Code, is amended to read as follows:

“(c) In this section, the term ‘proficiency flying’ means flying performed under competent orders by a rated or designated member of the armed forces while serving in a non-aviation assignment or in an assignment in which skills would normally not be maintained in the performance of assigned duties.”.

**SEC. 1045. SUPPORT FOR NON-FEDERAL DEVELOPMENT AND TESTING OF MATERIAL FOR CHEMICAL AGENT DEFENSE.**

(a) AUTHORITY TO PROVIDE TOXIC CHEMICALS OR PRECURSORS.—

(1) IN GENERAL.—The Secretary of Defense, in coordination with the heads of other elements of the Federal Government, may make available, to a State, a unit of local government, or a private entity incorporated in the United States, small quantities of a toxic chemical or precursor for the development or testing, in the United States, of material that is designed to be used for protective purposes.

(2) TERMS AND CONDITIONS.—Any use of the authority under paragraph (1) shall be subject to such terms and conditions as the Secretary considers appropriate.

(b) PAYMENT OF COSTS AND DISPOSITION OF FUNDS.—

(1) IN GENERAL.—The Secretary shall ensure, through the advance payment required by paragraph (2) and through any other payments that may be required, that a recipient of toxic chemicals or precursors under subsection (a) pays for all actual costs, including direct and indirect costs, associated with providing the toxic chemicals or precursors.

(2) ADVANCE PAYMENT.—In carrying out paragraph (1), the Secretary shall require each recipient to make an advance payment in an amount that the Secretary determines will equal all such actual costs.

(3) CREDITS.—A payment received under this subsection shall be credited to the account that was used to cover the costs for which the payment was provided. Amounts so credited shall be merged with amounts in that account, and shall be available for the same purposes, and subject to the same conditions and limitations, as other amounts in that account.

(c) CHEMICAL WEAPONS CONVENTION.—The Secretary shall ensure that toxic chemicals and precursors are made available under this section for uses and in quantities that comply with the Convention on the Prohibition of the Development, Production, Stockpiling and Use of Chemical Weapons and on Their Destruction, signed at Paris on January 13, 1993, and entered into force with respect to the United States on April 29, 1997.

(d) DEFINITIONS.—In this section, the terms “precursor”, “protective purposes”, and “toxic chemical” have the meanings given those terms in the convention referred to in subsection (c), in paragraph 2, paragraph 9(b), and paragraph 1, respectively, of article II of that convention.

**SEC. 1046. CONGRESSIONAL COMMISSION ON THE STRATEGIC POSTURE OF THE UNITED STATES.**

(a) ESTABLISHMENT.—There is hereby established a commission to be known as the “Congressional Commission on the Strategic Posture of the United States”. The purpose of the commission is to examine and make recommendations with respect to the long-term strategic posture of the United States.

(b) COMPOSITION.—

(1) MEMBERSHIP.—The commission shall be composed of 12 members appointed as follows:

(A) Three by the chairman of the Committee on Armed Services of the House of Representatives.

(B) Three by the ranking minority member of the Committee on Armed Services of the House of Representatives.

(C) Three by the chairman of the Committee on Armed Services of the Senate.

(D) Three by the ranking minority member of the Committee on Armed Services of the Senate.

(2) CHAIRMAN; VICE CHAIRMAN.—

(A) IN GENERAL.—The chairman of the Committee on Armed Services of the House of Representatives and the chairman of the Committee on Armed Services of the Senate shall jointly designate one member of the commission to serve as chairman of the commission and one member to serve as vice chairman.

(B) CONSULTATION.—The designations under subparagraph (A) shall be made in consultation with the ranking minority members of the committees described in that subparagraph.

(3) PERIOD OF APPOINTMENT; VACANCIES.—Members shall be appointed for the life of the commission. Any vacancy in the commission shall be filled in the same manner as the original appointment.

(c) DUTIES.—

(1) REVIEW.—The commission shall conduct a review of the strategic posture of the United States, including a strategic threat assessment and a detailed review of nuclear weapons policy, strategy, and force structure.

(2) ASSESSMENT AND RECOMMENDATIONS.—

(A) ASSESSMENT.—The commission shall assess the benefits and risks associated with the current strategic posture and nuclear weapons policies of the United States.

(B) RECOMMENDATIONS.—The commission shall make recommendations as to the most appropriate strategic posture and most effective nuclear weapons strategy.

(d) COOPERATION FROM GOVERNMENT.—

(1) COOPERATION.—In carrying out its duties, the commission shall receive the full and timely cooperation of the Secretary of Defense, the Secretary of Energy, the Secretary of State, the Director of National Intelligence, and any other United States Government official in providing the commission with analyses, briefings, and other information necessary for the fulfillment of its responsibilities.

(2) LIAISON.—The Secretary of Defense, the Secretary of Energy, the Secretary of State, and the Director of National Intelligence shall each designate at least one officer or employee of the Department of Defense, the Department of Energy, the Department of State, and the intelligence community, respectively, to serve as a liaison officer between the department (or the intelligence community, as the case may be) and the commission.

(e) REPORT.—Not later than December 1, 2008, the commission shall submit to the President, the Secretary of Defense, the Secretary of Energy, the Secretary of State, the Committee on Armed Services of the Senate, and the Committee on Armed Services of the House of Representatives a report on the commission’s findings, conclusions, and recommendations. The report shall identify the strategic posture and nuclear weapons strategy recommended under subsection (c)(2)(B) and shall include—

(1) the military capabilities and force structure necessary to support the strategy, including conventional means of providing global strike capabilities;

(2) the number of nuclear weapons required to support the strategy, including the number of replacement warheads required, if any;

(3) the appropriate qualitative analysis, including force-on-force exchange modeling, to

calculate the effectiveness of the strategy under various scenarios;

(4) the nuclear infrastructure (that is, the size of the nuclear complex) required to support the strategy;

(5) an assessment of the role of missile defenses in the strategy;

(6) an assessment of the role of non-proliferation programs in the strategy;

(7) the political and military implications of the strategy for the United States and its allies; and

(8) any other information or recommendations relating to the strategy (or to the strategic posture) that the commission considers appropriate.

(f) FUNDING.—Of the amounts appropriated or otherwise made available pursuant to this Act to the Department of Defense, \$5,000,000 is available to fund the activities of the commission.

(g) TERMINATION.—The commission shall terminate on June 1, 2009.

(h) CONFORMING REPEAL.—Section 1051 of the National Defense Authorization Act for Fiscal Year 2006 (Public Law 109-163; 119 Stat. 3431) is repealed.

#### SEC. 1047. TECHNICAL AND CLERICAL AMENDMENTS.

(a) TITLE 10, UNITED STATES CODE.—Title 10, United States Code, is amended as follows:

(1) Chapter 3 is amended—

(A) by redesignating the section 127c added by section 1201(a) of the John Warner National Defense Authorization Act for Fiscal Year 2007 (Public Law 109-364; 120 Stat. 2410) as section 127d and transferring that section so as to appear immediately after the section 127c added by section 1231(a) of the National Defense Authorization Act for Fiscal Year 2006 (Public Law 109-163; 119 Stat. 3467); and

(B) by revising the table of sections at the beginning of such chapter to reflect the redesignation and transfer made by paragraph (1).

(2) Section 629(d)(1) is amended by inserting a comma after “(a)”.

(3) Section 637(b)(3) is amended by striking “section 1251(b)” and inserting “section 1253”.

(4) Section 662(b) is amended by striking “paragraphs (1), (2), and (3) of subsection (a)” and inserting “paragraphs (1) and (2) of subsection (a)”.

(5) Section 1034(b)(2) is amended by inserting “unfavorable” before “action” the second place it appears.

(6) Section 1076b(j) is amended—

(A) by striking “section 205(9)” and inserting “205(10)”;

(B) by striking “1970” and inserting “1970 (title II of Public Law 91-373; 26 U.S.C. 3304 note)”.

(7) The table of sections at the beginning of chapter 137 is amended by striking the item relating to section 2333 and inserting the following new item:

“2333. Joint policies on requirements definition, contingency program management, and contingency contracting.”

(8) The table of sections at the beginning of chapter 141 is amended by inserting a period at the end of the item relating to section 2410p.

(9) The table of sections at the beginning of chapter 152 is amended by inserting a period at the end of the item relating to section 2567.

(10) Section 2583(e) is amended by striking “DOGS” and inserting “ANIMALS”.

(11) Section 2668(e) is amended by striking “and (d)” and inserting “and (e)”.

(12) Section 12304(a) is amended by striking the second period at the end.

(13) Section 14310(d)(1) is amended by inserting a comma after “(a)”.

(b) TITLE 37, UNITED STATES CODE.—Section 302(c)(1) of title 37, United States Code, is amended by striking “Services Corps” and inserting “Service Corps”.

(c) JOHN WARNER NATIONAL DEFENSE AUTHORIZATION ACT FOR FISCAL YEAR 2007.—Effective as of October 17, 2006, and as if included therein as enacted, the John Warner National Defense Authorization Act for Fiscal Year 2007 (Public Law 109-364) is amended as follows:

(1) Section 333(a) (120 Stat. 2150) is amended—

(A) by striking “Section 332(c)” and inserting “Section 332”; and

(B) in paragraph (1), by inserting “in subsection (c),” after “(1)”.

(2) Section 348(2) (120 Stat. 2159) is amended by striking “60 days of” and inserting “60 days after”.

(3) Section 511(a)(2)(D)(i) (120 Stat. 2182) is amended by inserting a comma after “title”.

(4) Section 591(b)(1) (120 Stat. 2233) is amended by inserting a period after “this title”.

(5) Section 606(b)(1)(A) (120 Stat. 2246) is amended by striking “in” and inserting “In”.

(6) Section 670(b) (120 Stat. 2269) is amended by striking “such title” and inserting “such chapter”.

(7) Section 673 (120 Stat. 2271) is amended—

(A) in subsection (a)(1), by inserting “the second place it appears” before “and inserting”;

(B) in subsection (b)(1)—

(i) by striking “Section” and inserting “Subsection (a) of section”; and

(ii) by inserting “the second place it appears” before “and inserting”; and

(C) in subsection (c)(1), by inserting “the second place it appears” before “and inserting”.

(8) Section 842(a)(2) (120 Stat. 2337) is amended by striking “adding at the end” and inserting “inserting after the item relating to section 2533a”.

(9) Section 1017(b)(2) (120 Stat. 2379; 10 U.S.C. 2631 note) is amended by striking “section 27” and all that follows through the period at the end and inserting “sections 12112 and 50501 and chapter 551 of title 46, United States Code.”

(10) Section 1071(f) (120 Stat. 2402) is amended by striking “identical” both places it appears.

(11) Section 1231(d) (120 Stat. 2430; 22 U.S.C. 2776a(d)) is amended by striking “note”.

(12) Section 2404(b)(2)(A)(ii) (120 Stat. 2459) is amended by striking “2906 of such Act” and inserting “2906A of such Act”.

(13) Section 2831 (120 Stat. 2480) is amended—

(A) by striking “Section 2667(d)” and inserting “Section 2667(e)”;

(B) by inserting “as redesignated by section 662(b)(1) of this Act,” after “Code.”

(d) PUBLIC LAW 109-366.—Effective as of October 17, 2006, and as if included therein as enacted, Public Law 109-366 is amended as follows:

(1) Section 8(a)(3) (120 Stat. 2636) is amended by inserting a semicolon after “subsection”.

(2) Section 9(1) (120 Stat. 2636) is amended by striking “No. 1.” and inserting “No. 1.”.

(e) NATIONAL DEFENSE AUTHORIZATION ACT FOR FISCAL YEAR 2006.—Effective as of January 6, 2006, and as if included therein as enacted, the National Defense Authorization Act for Fiscal Year 2006 (Public Law 109-163) is amended as follows:

(1) Section 571 (119 Stat. 3270) is amended by striking “931 et seq.” and inserting “921 et seq.”.

(2) Section 1052(j) (119 Stat. 3435) is amended by striking “Section 1049” and inserting “Section 1409”.

(f) NATIONAL DEFENSE AUTHORIZATION ACT FOR FISCAL YEAR 2004.—The National Defense Authorization Act for Fiscal Year 2004 (Public Law 108-136) is amended as follows:

(1) Section 706(a) (117 Stat. 1529; 10 U.S.C. 1076b note) is amended by striking “those program” and inserting “those programs”.

(2) Section 1413(a) (117 Stat. 1665; 41 U.S.C. 433 note) is amended by striking “(A)” and inserting “(A))”.

(3) Section 1602(e)(3) (117 Stat. 1683; 10 U.S.C. 2302 note) is amended by inserting “Security” after “Health”.

(g) NATIONAL DEFENSE AUTHORIZATION ACT FOR FISCAL YEAR 1994.—Section 845(a) of the National Defense Authorization Act for Fiscal Year 1994 (10 U.S.C. 2371 note) is amended—

(1) in paragraph (2)(A), by inserting “Research” after “Defense Advanced”; and

(2) in paragraph (3), by inserting “Research” after “Defense Advanced”.

(h) NATIONAL DEFENSE AUTHORIZATION ACT FOR FISCAL YEAR 1993.—Section 722(a)(1) of the National Defense Authorization Act for Fiscal Year 1993 (Public Law 102-484; 10 U.S.C. 1073 note) is amended by striking “155 Stat.” and inserting “115 Stat.”.

#### SEC. 1048. REPEAL OF CERTIFICATION REQUIREMENT.

Section 1063 of the National Defense Authorization Act for Fiscal Year 2006 (Public Law 109-163; 119 Stat. 3445) is repealed.

#### SEC. 1049. PROHIBITION ON SALE BY DEPARTMENT OF DEFENSE OF DEFENSE OF PARTS FOR F-14 FIGHTER AIRCRAFT.

(a) FINDINGS.—Congress makes the following findings:

(1) The Department of Defense is responsible for demilitarizing and auctioning off sensitive surplus United States military equipment.

(2) F-14 “Tomcat” fighter aircraft have recently been retired, and their parts are being made available by auction in large quantities.

(3) Iran is the only country, besides the United States, flying F-14 fighter aircraft and is purchasing surplus parts for such aircraft from brokers.

(4) The Government Accountability Office has, as a result of undercover investigative work, declared the acquisition of the surplus United States military equipment, including parts for F-14 fighter aircraft, to be disturbingly effortless.

(5) Upon the seizure of such sensitive surplus military equipment being sold to Iran, United States customs agents have discovered these same items, having been resold by the Department of Defense, being brokered illegally to Iran again.

(6) Iran is pursuing a nuclear weapons capability, and the Department of State has identified Iran as the most active state sponsor of terrorism.

(7) Iran continues to provide funding, safe haven, training, and weapons to known terrorist groups, including Hizballah, HAMAS, the Palestine Islamic Jihad, and the Popular Front for the Liberation of Palestine.

(8) The sale of spare parts for F-14 fighter aircraft could make it more difficult to confront the nuclear weapons capability of Iran and would strengthen the ground war capability of Iran. To prevent these threats to regional and global security, the sale of spare parts for F-14 fighter aircraft should be prohibited.

(b) PROHIBITION ON SALE BY DEPARTMENT OF DEFENSE.—

(1) IN GENERAL.—Notwithstanding any other provision of law and except as provided in paragraph (2), the Department of Defense may not sell (whether directly or indirectly) any parts for F-14 fighter aircraft, whether through the Defense Reutilization and Marketing Service or through another agency or element of the Department.

(2) EXCEPTION.—Paragraph (1) shall not apply with respect to the sale of parts for F-14 fighter aircraft to a museum or similar organization located in the United States that is involved in the preservation of F-14 fighter aircraft for historical purposes.

(c) PROHIBITION ON EXPORT LICENSE.—No license for the export of parts for F-14 fighter aircraft to a non-United States person or entity may be issued by the United States Government.

**SEC. 1050. MAINTENANCE OF CAPABILITY FOR SPACE-BASED NUCLEAR DETECTION.**

The Secretary of Defense shall maintain the capability for space-based nuclear detection at a level that meets or exceeds the level of capability as of the date of the enactment of this Act.

**SEC. 1051. ADDITIONAL WEAPONS OF MASS DESTRUCTION CIVIL SUPPORT TEAMS.**

Section 1403(a) of the Bob Stump National Defense Authorization Act for Fiscal Year 2003 (10 U.S.C. 12310 note) is amended—

- (1) in paragraph (1)—  
 (A) by striking “23” and inserting “25”;  
 and  
 (B) by striking “55” and inserting “57”;  
 and  
 (2) in paragraph (2), by striking “55” and inserting “57”.

**SEC. 1052. SENSE OF CONGRESS REGARDING NEED TO REPLACE ARMY M109 155MM SELF-PROPELLED HOWITZER.**

(a) FINDINGS.—Congress finds the following:

- (1) Military historians recognize the M109 155mm self-propelled howitzer as a pioneer of the configuration of modern mechanized artillery.  
 (2) The M109 was first used by the Army in combat during the Vietnam War.  
 (3) The Marine Corps also made use of the M109 during the Vietnam War, primarily in defensive ways similar to the Army.  
 (4) The Army adapted the M109 for use during the Gulf War, adding capability for more lethal DPICM rounds.

(5) The M109 has most recently demonstrated its usefulness in Operation Iraqi Freedom, dependably placing rounds downrange about two minutes after obtaining its mission.

(b) SENSE OF CONGRESS.—It is the sense of Congress that, while the M109 155mm self-propelled howitzer has been a dependable military weapon for 40 years and recognizing the budgeting challenges facing the Armed Forces, the Army—

- (1) has not been timely in procuring a replacement for the M109; and  
 (2) should transition to the NLOS-C as the replacement for the M109.

**SEC. 1053. SENSE OF CONGRESS REGARDING DETAINEES AT NAVAL STATION, GUANTANAMO BAY, CUBA.**

It is the sense of Congress that—

(1) the Nation extends its gratitude to the military personnel who guard and interrogate some of the world's most dangerous men every day at Naval Station, Guantanamo Bay, Cuba;

(2) the international community, in general, and in particular, the home countries of the detainees who remain in detention despite having been ordered released by a Department of Defense administrative review board, should work with the Department of Defense to facilitate and expedite the repatriation of such detainees;

(3) detainees at Guantanamo Bay, to the maximum extent possible, should be charged and expeditiously prosecuted for crimes committed against the United States; and

(4) operations at Guantanamo Bay should be carried out in a way that upholds the national interest and core values of the American people.

**SEC. 1054. REPEAL OF PROVISIONS IN SECTION 1076 OF PUBLIC LAW 109-364 RELATING TO USE OF ARMED FORCES IN MAJOR PUBLIC EMERGENCIES.**

(a) INTERFERENCE WITH STATE AND FEDERAL LAWS.—

(1) IN GENERAL.—Section 333 of title 10, United States Code, is amended to read as follows:

**“§ 333. Interference with State and Federal law**

“The President, by using the militia or the armed forces, or both, or by any other means, shall take such measures as he considers necessary to suppress, in a State, any insurrection, domestic violence, unlawful combination, or conspiracy, if it—

“(1) so hinders the execution of the laws of that State, and of the United States within the State, that any part or class of its people is deprived of a right, privilege, immunity, or protection named in the Constitution and secured by law, and the constituted authorities of that State are unable, fail, or refuse to protect that right, privilege, or immunity, or to give that protection; or

“(2) opposes or obstructs the execution of the laws of the United States or impedes the course of justice under those laws.

In any situation covered by clause (1), the State shall be considered to have denied the equal protection of the laws secured by the Constitution.”

(2) PROCLAMATION TO DISPERSE.—Section 334 of such title is amended by striking “or those obstructing the enforcement of the laws” after “insurgents”.

(3) HEADING AMENDMENT.—The heading of chapter 15 of such title is amended to read as follows:

**“CHAPTER 15—INSURRECTION”.**

(4) CLERICAL AMENDMENTS.—

(A) The table of sections at the beginning of chapter 15 of such title is amended by striking the item relating to section 333 and inserting the following new item:

“333. Interference with State and Federal law.”

(B) The tables of chapters at the beginning of subtitle A of title 10, United States Code, and at the beginning of part I of such subtitle, are each amended by striking the item relating to chapter 15 and inserting the following new item:

“15. Insurrection ..... 331”.

(b) REPEAL OF SECTION RELATING TO PROVISION OF SUPPLIES, SERVICES, AND EQUIPMENT.—

(1) IN GENERAL.—Section 2567 of title 10, United States Code, is repealed.

(2) CLERICAL AMENDMENT.—The table of sections at the beginning of chapter 152 of such title is amended by striking the item relating to section 2567.

(c) CONFORMING AMENDMENT.—Section 12304(c) of such title is amended by striking “Except to perform” and all that follows through “this section” and inserting “No unit or member of a reserve component may be ordered to active duty under this section to perform any of the functions authorized by chapter 15 or section 12406 of this title or, except as provided in subsection (b),”.

(d) EFFECTIVE DATE.—The amendments made by this section shall take effect on the date of the enactment of this Act.

**SEC. 1055. SENSE OF CONGRESS REGARDING A MEMORIAL FOR MEMBERS OF THE ARMED FORCES WHO DIED IN AIR CRASH IN BAKERS CREEK, AUSTRALIA.**

(a) FINDINGS.—Congress finds the following:

(1) During the Second World War, the United States Army Air Corps established rest and recreation facilities in Mackay, Queensland, Australia.

(2) From the end of January 1943 until early 1944, thousands of United States servicemen were ferried from jungle battlefields in New Guinea to Mackay.

(3) These servicemen traveled by air transport to spend an average of 10 days on a rest and relaxation furlough.

(4) They usually were carried by two B-17C Flying Fortresses converted for transport duty.

(5) On Monday, June 14, 1943, at about 6 a.m., a B-17C, Serial Number 40-2072, took off from Mackay Airport for Port Moresby.

(6) There were 6 crew members and 35 passengers aboard.

(7) The aircraft took off into fog and soon made two left turns at low altitude.

(8) A few minutes after takeoff, when it was five miles south of Mackay, the plane crashed at Bakers Creek, killing everyone on board except Corporal Foye Kenneth Roberts of Wichita Falls, Texas, the sole survivor of the accident.

(9) The cause of the crash remains a mystery, and the incident remains relatively unknown outside of Australia.

(10) United States officials, who were under orders not to reveal the presence of Allied troops in Australia, kept the crash a military secret during the war.

(11) Due to wartime censorship, the news media did not report the crash.

(12) Relatives of the victims received telegrams from the United States War Department stating little more than that the serviceman had been killed somewhere in the South West Pacific.

(13) The remains of the 40 crash victims were flown to Townsville, Queensland, where they were buried in the Belgian Gardens United States military cemetery on June 19, 1943.

(14) In early 1946, they were disinterred and shipped to Hawaii, where 13 were reburied in the National Memorial Cemetery of the Pacific, and the remainder were returned to the United States mainland for reburial.

(15) 15 years ago, Robert S. Cutler was reading his father's wartime journal and found a reference to the tragic B-17C airplane accident.

(16) This discovery inspired Mr. Cutler to embark upon a research project that would consume more than a decade and take him to Australia.

(17) Retired United States Air Force Chief Master Sergeant Teddy W. Hanks, of Wichita Falls, Texas, who lost four of his World War II buddies in the crash, compiled a list of the casualties from United States archives in 1993 and began searching for their families.

(18) The Bakers Creek Memorial Association, in conjunction with the Washington Post and retired United States Army genealogy experts Charles Gailey and Arvon Staats, located 23 additional families of victims of the accident during the past two years.

(19) Joy Shingleton, Donnie Tenney, Wendy Andrus, and Wilma Post, the family of Army Air Corps Corporal Edward J. Tenney, of Buckhannon, West Virginia, helped to bring this recently uncovered World War II tragedy to light.

(20) The commander of the United States Fifth Air Force officially had notified the relatives of 36 of the 40 victims.

(b) SENSE OF CONGRESS.—It is the sense of Congress that an appropriate site in Arlington National Cemetery should be provided for a memorial marker to honor the memory of the 40 members of the Armed Forces of the United States who lost their lives in the air crash at Bakers Creek, Australia, on June 14, 1943, provided that the Secretary of the Army have exclusive authority to approve the design and site for the memorial marker.

**SEC. 1056. BACKGROUND INVESTIGATIONS REQUIRED FOR CIVILIANS ENTERING MILITARY FACILITIES AND INSTALLATIONS.**

(a) BACKGROUND INVESTIGATIONS.—

(1) IN GENERAL.—Chapter 80 of title 10, United States Code, is amended by adding at the end the following new section:

**“§ 1567. Civilian entry to military installations or facilities: background investigation required**

“(a) IN GENERAL.—Any unescorted civilian seeking access to a military installation or facility, or any civilian who is an employee of a contractor or vendor of a military installation or facility, may not be allowed to enter the installation or facility unless a background investigation has been conducted on such individual in accordance with subsection (b).

“(b) BACKGROUND INVESTIGATION.—A background investigation required under this section—

“(1) shall be conducted by the Department of Defense through the National Crime Information Center of the Federal Bureau of Investigation;

“(2) shall verify the citizenship of the individual and make every effort to verify the individual’s true identity; and

“(3) shall determine whether there is an outstanding warrant for the individual’s arrest and whether the individual is on a terrorist watch list.

“(c) EXEMPTION FOR DEPARTMENT OF DEFENSE IDENTIFICATION CARD HOLDERS.—The requirement for a background investigation under this section shall not apply to individuals possessing a valid Department of Defense identification card.

“(d) WAIVER FOR COMMUNITY EVENTS.—The base commander of a military installation or facility may waive the requirement for a background investigation under this section for persons attending base-sponsored community activities.”.

(2) CLERICAL AMENDMENT.—The table of sections at the beginning of such chapter is amended by adding at the end the following new item:

“1567. Civilian entry to military installations or facilities: background investigation required.”.

(b) EFFECTIVE DATE.—Section 1567 of title 10, United States Code, as added by subsection (a), shall take effect on the date of the enactment of this Act.

**SEC. 1057. A REPORT ON TRANSFERRING INDIVIDUALS DETAINED AT NAVAL STATION, GUANTANAMO BAY, CUBA.**

(a) REPORT REQUIRED.—Not later than 60 days after the date of the enactment of this Act, the Secretary of Defense shall submit to the congressional defense committees a report that contains a plan for the transfer of each individual presently detained at Naval Station, Guantanamo Bay, Cuba, under the control of the Joint Task Force Guantanamo, who is or has ever been classified as an “enemy combatant” (referred to in this section as a “detainee”).

(b) CONTENTS OF REPORT.—The report required under subsection (a) shall include each of the following:

(1) An identification of the number of detainees who, as of December 31, 2007, the Department estimates—

(A) will have been charged with one or more crimes and may, therefore, be tried before a military commission;

(B) will be subject of an order calling for the release or transfer of the detainee from the Guantanamo Bay facility; or

(C) will not have been charged with any crimes and will not be subject to an order calling for the release or transfer of the detainee from the Guantanamo Bay facility,

but whom the Department wishes to continue to detain.

(2) A description of the actions required to be undertaken, by the Secretary of Defense, possibly the heads of other Federal agencies, and Congress, to ensure that detainees who are subject to an order calling for their release or transfer from the Guantanamo Bay facility have, in fact, been released.

**SEC. 1058. STUDY AND REPORT ON USE OF POWER MANAGEMENT SOFTWARE.**

(a) STUDY.—The Secretary of Defense shall conduct a study on the use of power management software by civilian and military personnel and facilities of the Department of Defense to reduce the use of electricity in computer monitors and personal computers. This study shall include recommendations for baseline electric power use, for ensuring robust monitoring and verification of power use requirements on a continuing basis, and for potential technological solutions or best practices for achieving these efficiency objectives.

(b) REPORT.—Not later than 60 days after the date of the enactment of this Act, the Secretary shall submit to Congress a report containing the results of the study under subsection (a), including a description of the recommendations developed under the study.

**TITLE Y—CIVILIAN PERSONNEL MATTERS**

Sec. 1101. Compensation for Federal wage system employees for certain travel hours.

Sec. 1102. Special benefits for civilian employees assigned on deployment temporary change of station.

Sec. 1103. Accumulation of annual leave by senior level employees.

Sec. 1104. Travel compensation for wage grade personnel.

Sec. 1105. Death gratuity authorized for Federal employees.

Sec. 1106. Modifications to the National Security Personnel System.

Sec. 1107. Annuity commencing dates.

Sec. 1108. Flexibility in setting pay for employees who move from a Department of Defense or Coast Guard nonappropriated fund instrumentality position to a position in the General Schedule pay system.

Sec. 1109. Transportation of dependents, household effects, and personal property to former home following death of Federal employee where death resulted from disease or injury incurred in a combat zone.

Sec. 1110. Use of leave transfer program by wounded veterans who are Federal employees.

Sec. 1111. Requirement for full implementation of personnel demonstration project.

Sec. 1112. Extension of information technology exchange program with respect to the Department of Defense.

**SEC. 1101. COMPENSATION FOR FEDERAL WAGE SYSTEM EMPLOYEES FOR CERTAIN TRAVEL HOURS.**

Clause (iv) of section 5544(a) of title 5, United States Code, is amended by striking “administratively.” and inserting “administratively (including travel by such employee to such event and the return of such employee from such event to his or her official duty station).”.

**SEC. 1102. SPECIAL BENEFITS FOR CIVILIAN EMPLOYEES ASSIGNED ON DEPLOYMENT TEMPORARY CHANGE OF STATION.**

(a) AUTHORITY.—Subchapter II of chapter 57 of title 5, United States Code, is amended by inserting after section 5737 the following:

**“§ 5737a. Employees temporarily deployed in contingency operations**

“(a) DEFINITIONS.—For purposes of this section—

“(1) the term ‘covered employee’ means an individual who—

“(A) is an employee of an Executive agency or a military department, excluding a Government controlled corporation; and

“(B) is assigned on a temporary change of station in support of a contingency operation;

“(2) the term ‘temporary change of station’, as used with respect to an employee, means an assignment—

“(A) from the employee’s official duty station to a temporary duty station; and

“(B) for which such employee is eligible for expenses under section 5737; and

“(3) the term ‘contingency operation’ has the meaning given such term by section 1482a(c) of title 10.

“(b) QUARTERS AND RATIONS.—The head of an agency may provide quarters and rations, without charge, to any covered employee of such agency during the period of such employee’s temporary assignment (as described in subsection (a)(1)(B)).

“(c) STORAGE OF MOTOR VEHICLE.—The head of an agency may provide for the storage, without charge, or for the reimbursement of the cost of storage, of a motor vehicle that is owned or leased by a covered employee of such agency (or by a dependent of such an employee) and that is for the personal use of the covered employee. This subsection shall apply—

“(1) with respect to storage during the period of the employee’s temporary assignment (as described in subsection (a)(1)(B)) and, notwithstanding section 5737(b), for such additional period of time as the agency head may determine; and

“(2) in the case of a covered employee, with respect to not more than one motor vehicle as of any given time.

“(d) RELATIONSHIP TO OTHER BENEFITS.—Any benefits under this section shall be in addition to (and not in lieu of) any other benefits for which the covered employee is otherwise eligible.”.

(b) CLERICAL AMENDMENT.—The table of sections for chapter 57 of such title is amended by inserting after the item relating to section 5737 the following:

“5737a. Employees temporarily deployed in contingency operations.”.

**SEC. 1103. ACCUMULATION OF ANNUAL LEAVE BY SENIOR LEVEL EMPLOYEES.**

Section 6304(f)(1) of title 5, United States Code, is amended—

(1) in the matter before subparagraph (A), by striking “in a position in—” and inserting “in—”;

(2) in subparagraphs (A) through (E), by inserting “a position in” before “the”;

(3) in subparagraph (D), by striking “or” at the end;

(4) in subparagraph (E), by striking the period at the end and inserting a semicolon; and

(5) by adding after subparagraph (E) the following:

“(F) a position to which section 5376 applies; or

“(G) a position designated under section 1607(a) of title 10 as an Intelligence Senior Level position.”.

**SEC. 1104. TRAVEL COMPENSATION FOR WAGE GRADE PERSONNEL.**

(a) ELIGIBILITY FOR COMPENSATORY TIME OFF FOR TRAVEL.—Section 5550b(a) of title 5, United States Code, is amended by striking “section 5542(b)(2),” and inserting “any provision of section 5542(b)(2) or 5544(a),”.

(b) CONFORMING AMENDMENT.—Section 5541(2)(xi) of such title is amended by striking “section 5544” and inserting “section 5544 or 5550b”.

(c) EFFECTIVE DATE.—The amendments made by this section shall take effect on the earlier of—

(1) the effective date of any regulations prescribed to carry out such amendments; or  
(2) the 90th day after the date of the enactment of this Act.

**SEC. 1105. DEATH GRATUITY AUTHORIZED FOR FEDERAL EMPLOYEES.**

(a) DEATH GRATUITY AUTHORIZED.—Chapter 81 of title 5, United States Code, is amended by inserting after section 8102 the following new section:

**“§ 8102a. Death gratuity for injuries incurred in connection with employee’s service with an Armed Force**

“(a) DEATH GRATUITY AUTHORIZED.—The United States shall pay a death gratuity of \$100,000 to or for the survivor prescribed by subsection (d) immediately upon receiving official notification of the death of an employee who dies of injuries incurred in connection with the employee’s service with an Armed Force in a contingency operation, or who dies of injuries incurred in connection with a terrorist incident occurring during the employee’s service with an Armed Force.

“(b) RETROACTIVE PAYMENT IN CERTAIN CASES.—Subsection (a) applies in the case of an employee who dies on or after October 7, 2001, as a result of injuries incurred in connection with the employee’s service with an Armed Force in the theater of operations of Operation Enduring Freedom or Operation Iraqi Freedom.

“(c) OTHER BENEFITS.—The death gratuity payable under this section is in addition to any death benefits otherwise provided for in law.

“(d) ELIGIBLE SURVIVORS.—

“(1) Subject to paragraph (5), a death gratuity payable upon the death of a person covered by subsection (a) shall be paid to or for the living survivor highest on the following list:

“(A) The employee’s surviving spouse.

“(B) The employee’s children, as prescribed by paragraph (2), in equal shares.

“(C) If designated by the employee, any one or more of the following persons:

“(i) The employee’s parents or persons in loco parentis, as prescribed by paragraph (3).

“(ii) The employee’s brothers.

“(iii) The employee’s sisters.

“(D) The employee’s parents or persons in loco parentis, as prescribed by paragraph (3), in equal shares.

“(E) The employee’s brothers and sisters in equal shares.

Subparagraphs (C) and (E) of this paragraph include brothers and sisters of the half blood and those through adoption.

“(2) Paragraph (1)(B) applies, without regard to age or marital status, to—

“(A) legitimate children;

“(B) adopted children;

“(C) stepchildren who were a part of the decedent’s household at the time of death;

“(D) illegitimate children of a female decedent; and

“(E) illegitimate children of a male decedent—

“(i) who have been acknowledged in writing signed by the decedent;

“(ii) who have been judicially determined, before the decedent’s death, to be his children;

“(iii) who have been otherwise proved, by evidence satisfactory to the employing agency, to be children of the decedent; or

“(iv) to whose support the decedent had been judicially ordered to contribute.

“(3) Subparagraphs (C) and (D) of paragraph (1), so far as they apply to parents and

persons in loco parentis, include fathers and mothers through adoption, and persons who stood in loco parentis to the decedent for a period of not less than one year at any time before the decedent became an employee. However, only one father and one mother, or their counterparts in loco parentis, may be recognized in any case, and preference shall be given to those who exercised a parental relationship on the date, or most nearly before the date, on which the decedent became an employee.

“(4) Beginning on the date of the enactment of this paragraph, a person covered by this section may designate another person to receive not more than 50 percent of the amount payable under this section. The designation shall indicate the percentage of the amount, to be specified only in 10 percent increments up to the maximum of 50 percent, that the designated person may receive. The balance of the amount of the death gratuity shall be paid to or for the living survivors of the person concerned in accordance with subparagraphs (A) through (E) of paragraph (1).

“(5) If a person entitled to all or a portion of a death gratuity under paragraph (1) or (4) dies before the person receives the death gratuity, it shall be paid to the living survivor next in the order prescribed by paragraph (1).

“(e) DEFINITIONS.—(1) The term ‘contingency operation’ has the meaning given to that term in section 1482a(c) of title 10, United States Code.

“(2) The term ‘employee’ has the meaning provided in section 8101 of this title, but also includes a nonappropriated fund instrumentality employee, as defined in section 1587(a)(1) of title 10.”

(b) CLERICAL AMENDMENT.—The table of sections at the beginning of chapter 81 of such title is amended by inserting after the item relating to section 8102 the following new item:

“8102a. Death gratuity for injuries incurred in connection with employee’s service with an Armed Force.”.

**SEC. 1106. MODIFICATIONS TO THE NATIONAL SECURITY PERSONNEL SYSTEM.**

(a) IN GENERAL.—Section 9902 of title 5, United States Code, is amended—

(1) in subsection (a), by striking “Notwithstanding any other provision of this part, the” and inserting “The”;

(2) in subsection (b)(4)—

(A) by striking “collectively as provided for in this chapter,” and inserting “collectively,”; and

(B) by striking “the provisions of this chapter and”;

(3) in subsection (b)(6), by striking subparagraph (I) and inserting the following:

“(I) A pay-for-performance evaluation system to reward individual or group performance. Any such system—

“(i) shall be based on an equitable method for appraising and compensating employees;

“(ii) shall ensure that rates of pay (including those described in subchapter IV of chapter 53 and those payable to employees paid from nonappropriated funds) are adjusted at the same time and by the same percentages as would be required under sections 5303 through 5304a for rates subject to those sections, except that no such adjustment may be made if or to the extent that the resulting rate would exceed the maximum rate allowable under such system;

“(iii) may not be implemented before the requirements described in section 4703(b) have been met by the Secretary and the Director jointly with respect to such system;

“(iv) may not provide for any waiver with respect to such system that would not be allowable under any paragraph of section 4703(c); and

“(v) shall be subject to the provisions of subsections (f) and (g) of section 4703.”;

(4) in subsection (c)(1), by striking “October 1, 2008” each place it appears and inserting “October 1, 2011”;

(5) in subsection (d)—

(A) in the matter before paragraph (1), by striking “are (to the extent not otherwise specified in this title)—” and inserting “are—”; and

(B) in paragraph (2), by inserting “43,” after “41,” and by inserting “75, 77,” after “73.”;

(6) in subsection (e)(3), by striking the period at the end and inserting “, except as provided in subsection (b)(6)(I)(ii).”;

(7) in subsection (f)(4), strike “The” and insert “Subject to subsection (d)(2), the”;

(8) in subsection (g)—

(A) by striking paragraph (2) and inserting the following:

“(2) The decision to bargain at a level above the level of exclusive recognition shall be mutually agreed to by the Secretary and the labor organization at an organizational level above the level of exclusive recognition.”;

(B) in paragraph (3), by striking “are excluded from” and inserting “may be included in”;

(C) by striking paragraph (4); and

(9) by striking subsections (h), (k), and (m) and redesignating subsections (i), (j), and (l) as subsections (h), (i), and (j), respectively.

(b) SAVINGS PROVISION.—Any rate of pay which is in effect with respect to an employee immediately before this section takes effect, and which was determined under a performance management system established under section 9902(b)(6) of title 5, United States Code, shall remain in effect until—

(1) such rate is modified, superseded, or rendered inapplicable—

(A) in accordance with such system, as last in effect before this section takes effect; or

(B) in accordance with a system established under such section 9902(b)(6), as amended by this section (hereinafter referred to as a “successor system”); or

(2) such employee otherwise ceases to be covered by such system (as described in paragraph (1)(A)), whether by transferring to a position not covered by the system (as so described) or otherwise.

The performance management system (as described in paragraph (1)(A)) shall remain in effect, in accordance with its terms, until all employees who, immediately before this section takes effect, are subject to the system (as so described) have either become subject to a successor system or have otherwise ceased to be covered by the system (as so described). Such system (as so described) shall not apply in the case of any employee, or during any period of time, not described in the preceding sentence.

**SEC. 1107. ANNUITY COMMENCING DATES.**

(a) CIVIL SERVICE RETIREMENT SYSTEM.—Section 8345(b)(1) of title 5, United States Code, is amended by striking “the first day of the month after” both places it appears and inserting “the day after”.

(b) FEDERAL EMPLOYEES’ RETIREMENT SYSTEM.—Section 8464(a) of such title is amended to read as follows:

“(a) Except as otherwise provided in this chapter—

“(1) an annuity payable from the Fund commences on the day after—

“(A) separation from the service, in the case of an employee or Member retiring under section 8412 or 8414; or

“(B) pay ceases, and the applicable age and service requirements are met, in the case of an employee or Member retiring under section 8413; and

“(2) an annuity payable from the Fund commences on the day after separation from the service or the day after pay ceases and



the requirements for title to an annuity are met in the case of an employee or Member retiring under section 8451.”.

**SEC. 1108. FLEXIBILITY IN SETTING PAY FOR EMPLOYEES WHO MOVE FROM A DEPARTMENT OF DEFENSE OR COAST GUARD NONAPPROPRIATED FUND INSTRUMENTALITY POSITION TO A POSITION IN THE GENERAL SCHEDULE PAY SYSTEM.**

The first sentence of section 5334(f) of title 5, United States Code, is amended by striking “any step of such grade that does not exceed the highest previous rate of basic pay received by that employee during the employee’s service described in section 2105(c).” and inserting “any step of such grade that does not exceed—

“(1) if the highest previous rate of basic pay received by that employee during the employee’s service described in section 2105(c) is equal to a rate of the appropriate grade, such rate of the appropriate grade;

“(2) if the employee’s highest previous rate of basic pay (as described in paragraph (1)) is between two rates of the appropriate grade, the higher of those two rates; or

“(3) if the employee’s highest previous rate of basic pay (as described in paragraph (1)) exceeds the maximum rate of the appropriate grade, the maximum rate of the appropriate grade.”.

**SEC. 1109. TRANSPORTATION OF DEPENDENTS, HOUSEHOLD EFFECTS, AND PERSONAL PROPERTY TO FORMER HOME FOLLOWING DEATH OF FEDERAL EMPLOYEE WHERE DEATH RESULTED FROM DISEASE OR INJURY INCURRED IN A COMBAT ZONE.**

(a) IN GENERAL.—Section 5742 of title 5, United States Code, is amended by adding at the end the following:

“(f)(1) The benefits of subsection (b)(2) may not be denied, solely because the dependents were residing within the continental United States when the employee died, if such employee died as a result of disease or injury incurred while holding a position or performing one or more functions in support of military operations of the United States in a combat zone.

“(2) For purposes of paragraph (1)—

“(A) the term ‘continental United States’ has the meaning given such term by section 5721(3); and

“(B) the term ‘combat zone’ has the meaning given such term by section 1580 of title 10.”.

(b) EFFECTIVE DATE.—The amendment made by subsection (a) shall apply with respect to deaths occurring on or after the date of the enactment of this Act.

**SEC. 1110. USE OF LEAVE TRANSFER PROGRAM BY WOUNDED VETERANS WHO ARE FEDERAL EMPLOYEES.**

Section 6333(b) of title 5, United States Code, is amended—

(1) by striking “A leave” and inserting “(1) Except as provided in paragraph (2), a leave”;

(2) by adding at the end the following new paragraph:

“(2) The requirement to exhaust annual leave and sick leave under paragraph (1) shall not apply in the case of a leave recipient who, while a member of the Armed Forces, including a member of the National Guard or a Reserve, sustained a combat-related disability (as defined in section 1413a(e) of title 10) and is undergoing medical treatment (as defined by the Office of Personnel Management) for that combat-related disability. The preceding sentence shall apply to a member described in that sentence only so long as the member continues to undergo medical treatment for the disability, but in no case for more than five years.”.

**SEC. 1111. REQUIREMENT FOR FULL IMPLEMENTATION OF PERSONNEL DEMONSTRATION PROJECT.**

(a) REQUIREMENT.—The Secretary of Defense shall take all necessary actions to fully implement and use the authorities provided to the Secretary under section 342(b) of the National Defense Authorization Act for Fiscal Year 1995 (Public Law 103-337; 108 Stat. 2721), as amended by section 1114 of the Floyd D. Spence National Defense Authorization Act for Fiscal Year 2001 (as enacted into law by Public Law 106-398; 114 Stat. 1654A-315), to carry out personnel management demonstration projects at Department of Defense laboratories that are exempted by section 9902(c) of title 5, United States Code, from inclusion in the Department of Defense National Security Personnel System.

(b) EXPANDED AUTHORITY FOR DIRECTORS.—The Secretary of Defense shall also implement a process and implementation plan to expand the authorities provided to the laboratories described in subsection (a) to provide the research laboratory directors enhanced ability to make program, funding, personnel, and other decisions that are necessary to carry out the mission of the laboratory.

(c) OTHER LABORATORIES.—Any flexibility available to any demonstration laboratory shall be available for use at any other laboratory as enumerated in section 9902(c)(2) of title 5, United States Code.

(d) SUBMISSION OF LIST AND DESCRIPTION.—Not later than March 1 of each year, beginning with March 1, 2008, the Secretary of Defense shall submit to Congress a list and description of the demonstration project notices, amendments, and changes requested by the laboratories during the preceding calendar year. The list shall include all approved and disapproved notices, amendments, and changes, and the reasons for disapproval or delay in approval.

**SEC. 1112. EXTENSION OF INFORMATION TECHNOLOGY EXCHANGE PROGRAM WITH RESPECT TO THE DEPARTMENT OF DEFENSE.**

Section 3702(d) of title 5, United States Code, is amended by striking all that follows “may commence after” and inserting the following: “the end of—

“(1) the 5-year period beginning on the date of the enactment of this chapter, except as provided in paragraph (2); or

“(2) in the case of the Department of Defense, the 8-year period beginning on the date of the enactment of this chapter.”.

**TITLE Z—MATTERS RELATING TO FOREIGN NATIONS**

**Subtitle A—Assistance and Training**

Sec. 1201. Military-to-military contacts and comparable activities.

Sec. 1202. Authority for support of military operations to combat terrorism.

Sec. 1203. Medical care and temporary duty travel expenses for liaison officers of certain foreign nations.

Sec. 1204. Extension and expansion of Department of Defense authority to participate in multinational military centers of excellence.

Sec. 1205. Reauthorization of Commanders’ Emergency Response Program.

Sec. 1206. Expansion of program to build the capacity of foreign military forces to include Pakistan’s other security forces.

Sec. 1207. Authority to provide assistance to foreign nations to assist in recovery and accounting activities for missing United States Government personnel.

Sec. 1208. Authority to provide automatic identification system data on maritime shipping to foreign countries and international organizations.

Sec. 1209. Report on foreign assistance-related programs, projects, and activities carried out by the Department of Defense.

**Subtitle B—Matters Relating to Iraq**

Sec. 1221. Modification of authorities relating to the Special Inspector General for Iraq Reconstruction.

Sec. 1222. Continuation of prohibition on establishment of permanent military installations in Iraq or United States control over oil resources of Iraq.

Sec. 1223. Report on Department of Defense efforts to build the capacity of the Government of Iraq to carry out reconstruction activities in Iraq.

Sec. 1224. Report on implementation of Multi-National Forces-Iraq/United States Embassy Baghdad Joint Campaign Plan and efforts to achieve political reform in Iraq.

Sec. 1225. Report on training of the Iraqi Security Forces.

Sec. 1226. Sense of Congress on responsibilities of the Iraqi Council of Representatives to enact laws to achieve political reform and diminish support for the insurgency in Iraq.

**Subtitle C—Matters Relating to Afghanistan**

Sec. 1231. Special Inspector General for Afghanistan Reconstruction.

Sec. 1232. Report on progress toward security and stability in Afghanistan.

Sec. 1233. Report on progress of the Department of Defense’s counter-narcotics program for Afghanistan.

Sec. 1234. United States plan for sustaining the Afghanistan National Security Forces.

Sec. 1235. Report on operational status of the airfield located in Abeche, Chad.

**Subtitle D—Other Matters**

Sec. 1241. Cooperative research and development agreements: NATO organizations; allied and friendly foreign countries.

Sec. 1242. Extension of Counterproliferation Program Review Committee.

Sec. 1243. Sense of Congress concerning the Western Hemisphere Institute for Security Cooperation.

Sec. 1244. Sense of Congress concerning the strategic military capabilities and intentions of the People’s Republic of China.

**Subtitle A—Assistance and Training**

**SEC. 1201. MILITARY-TO-MILITARY CONTACTS AND COMPARABLE ACTIVITIES.**

Section 168(c) of title 10, United States Code, is amended by adding at the end the following new paragraph:

“(9) The assignment of personnel described in paragraph (3) or (4) on a non-reciprocal basis if the Secretary of Defense determines that such an assignment, rather than an exchange of personnel, is in the interests of the United States.”.

**SEC. 1202. AUTHORITY FOR SUPPORT OF MILITARY OPERATIONS TO COMBAT TERRORISM.**

(a) MODIFICATION OF REPORTING REQUIREMENT.—Subsection (f) of section 1208 of the Ronald W. Reagan National Defense Authorization Act for Fiscal Year 2005 (Public Law 108-375; 118 Stat. 2086-2087) is amended to read as follows:

“(f) ANNUAL REPORT.—

“(1) REPORT REQUIRED.—Not later than 120 days after the close of each fiscal year during which subsection (a) is in effect, the Secretary of Defense shall submit to the congressional defense committees a report on support provided under that subsection during that fiscal year.

“(2) MATTERS TO BE INCLUDED.—Each report required by paragraph (1) shall describe the support provided, including—

“(A) the country involved in the activity, the individual or force receiving the support, and, to the maximum extent practicable, the specific region of each country involved in the activity;

“(B) the respective dates and a summary of congressional notifications for each activity;

“(C) the unified commander for each activity, as well as the related objectives, as established by that commander;

“(D) the total amount obligated to provide the support;

“(E) for each activity that amounts to more than \$500,000, specific budget details that explain the overall funding level for that activity; and

“(F) a statement providing a brief assessment of the outcome of the support, including specific indications of how the support furthered the mission objective of special operations forces and the types of follow-on support, if any, that may be necessary.”

(b) ANNUAL LIMITATION.—Subsection (g) of such section is amended—

(1) in the heading, by striking “FISCAL YEAR 2005” and inserting “ANNUAL”; and

(2) by striking “fiscal year 2005” and inserting “each fiscal year during which subsection (a) is in effect”.

(c) EXTENSION OF PERIOD OF AUTHORITY.—Subsection (h) of such section is amended by striking “2007” and inserting “2010”.

**SEC. 1203. MEDICAL CARE AND TEMPORARY DUTY TRAVEL EXPENSES FOR LIAISON OFFICERS OF CERTAIN FOREIGN NATIONS.**

(a) AUTHORITY.—Subsection (a) of section 1051a of title 10, United States Code, is amended—

(1) by striking “involved in a coalition” and inserting “involved in a military operation”; and

(2) by striking “coalition operation” and inserting “military operation”.

(b) MEDICAL CARE AND TEMPORARY DUTY TRAVEL EXPENSES.—Subsection (b) of such section is amended—

(1) in the heading, by striking “AND SUBSISTENCE” inserting “, SUBSISTENCE, AND MEDICAL CARE”;

(2) in paragraph (2), by adding at the end the following:

“(C) Expenses for medical care at a civilian medical facility if—

“(i) adequate medical care is not available to the liaison officer at a local military medical treatment facility;

“(ii) the Secretary determines that payment of such medical expenses is necessary and in the best interests of the United States; and

“(iii) medical care is not otherwise available to the liaison officer pursuant to any treaty or other international agreement.”; and

(3) by adding at the end the following:

“(3) The Secretary may pay the mission-related travel expenses of a liaison officer described in subsection (a) if such travel is in support of the national interests of the United States and the commander of the headquarters to which the liaison officer is temporarily assigned directs round-trip travel from the assigned headquarters to one or more locations.”

(c) DEFINITION.—Subsection (d) of such section is amended—

(1) by striking “(d) DEFINITIONS.—” and all that follows through “(1) The term” and in-

serting “(d) DEFINITION.—In this section, the term”; and

(2) by striking paragraph (2).

(d) EXPIRATION OF AUTHORITY.—Such section is further amended by striking subsection (e).

(e) CONFORMING AND CLERICAL AMENDMENTS.—(1) The heading for such section is amended to read as follows:

“§1051a. Liaison officers of certain foreign nations; administrative services and support; travel, subsistence, medical care, and other personal expenses”.

(2) The table of sections at the beginning of chapter 53 of title 10, United States Code, is amended by striking the item relating to section 1051a and inserting the following:

“1051a. Liaison officers of certain foreign nations; administrative services and support; travel, subsistence, medical care, and other personal expenses.”

**SEC. 1204. EXTENSION AND EXPANSION OF DEPARTMENT OF DEFENSE AUTHORITY TO PARTICIPATE IN MULTINATIONAL MILITARY CENTERS OF EXCELLENCE.**

(a) EXTENSION OF AUTHORITY.—Subsection (a) of section 1205 of the John Warner National Defense Authorization Act for Fiscal Year 2007 (Public Law 109-364; 1202 Stat. 2416) is amended by striking “fiscal year 2007” and inserting “fiscal years 2007 and 2008”.

(b) APPROVAL OF CENTERS.—Subsection (c)(1) of such section is amended—

(1) by striking “the Military Committee of the North Atlantic Treaty Organization (NATO)” and inserting “the Department of Defense”; and

(2) by striking “for the benefit of NATO”.

(c) LIMITATION ON AMOUNTS AVAILABLE FOR PARTICIPATION.—Subsection (e) of such section is amended by striking paragraph (2) and inserting the following new paragraph:

“(2) LIMITATION ON AMOUNT.—The amount available under paragraph (1)(A) for the expenses referred to in that paragraph may not exceed—

“(A) in fiscal year 2007, \$3,000,000; and

“(B) in fiscal year 2008, \$5,000,000.”

(d) REPORTS.—Subsection (g) of such section is amended—

(1) in paragraph (1)—

(A) by inserting “and October 31, 2008,” after “October 31, 2007,”; and

(B) by striking “fiscal year 2007” and inserting “fiscal years 2007 and 2008”; and

(2) in paragraph (2)(A), by striking “during fiscal year 2007” and inserting “during the preceding fiscal year”.

**SEC. 1205. REAUTHORIZATION OF COMMANDERS' EMERGENCY RESPONSE PROGRAM.**

(a) AUTHORITY.—Subsection (a) of section 1202 of the National Defense Authorization Act for Fiscal Year 2006 (Public Law 109-163; 119 Stat. 3455-3456) is amended—

(1) in the heading, by striking “FISCAL YEARS 2006 AND 2007” and inserting “FISCAL YEARS 2008 AND 2009”; and

(2) by striking “fiscal years 2006 and 2007” and inserting “fiscal years 2008 and 2009”.

(b) QUARTERLY REPORTS.—Subsection (b) of such section is amended by striking “fiscal years 2006 and 2007” and inserting “fiscal years 2008 and 2009”.

(c) EFFECTIVE DATE.—The amendments made by this section take effect on October 1, 2007.

**SEC. 1206. EXPANSION OF PROGRAM TO BUILD THE CAPACITY OF FOREIGN MILITARY FORCES TO INCLUDE PAKISTAN'S OTHER SECURITY FORCES.**

(a) AUTHORITY.—Subsection (a) of section 1206 of the National Defense Authorization Act for Fiscal Year 2006 (Public Law 109-163; 119 Stat. 3456-3458), as amended by section 1206 of the John Warner National Defense

Authorization Act of Fiscal Year 2007 (Public Law 109-364; 120 Stat. 2418), is amended—

(1) by striking “The Secretary of Defense” and inserting the following:

“(1) IN GENERAL.—The Secretary of Defense”;

(2) by redesignating paragraphs (1) and (2) as subparagraphs (A) and (B), respectively; and

(3) by adding at the end the following:

“(2) ADDITIONAL AUTHORITY TO BUILD THE CAPACITY OF PAKISTAN'S OTHER SECURITY FORCES.—The Secretary of Defense, with the concurrence of the Secretary of State, may use the authority in paragraph (1) to provide assistance to build the capacity of a Pakistan's other security forces that are critical to the success of counterterrorist operations, such as forces responsible for border protection and interdiction (including forces that guard coastal waters) and internal security forces specifically responsible for counterterrorism operations, in order for Pakistan to conduct the operations described in paragraph (1)(A).”

(b) CONGRESSIONAL NOTIFICATION; SPECIFIED CONGRESSIONAL COMMITTEES.—Subsection (e) of such section is amended—

(1) in paragraph (1)—

(A) by striking “Whenever” and inserting the following:

“(A) IN GENERAL.—Whenever”; and

(B) by adding at the end the following new subparagraph:

“(B) NOTIFICATION RELATING TO AUTHORITY TO BUILD THE CAPACITY OF PAKISTAN'S OTHER SECURITY FORCES.—Not less than 30 days prior to the obligation or expenditure of funds to carry out any activities under subsection (a)(2), the Secretary of Defense shall notify the congressional committees specified in paragraph (3) of such proposed obligation or expenditure.”; and

(2) in paragraph (3)(B), by striking “Committee on International Relations” and inserting “Committee on Foreign Affairs”.

(c) REPORT.—Paragraphs (1), (2), and (3) of subsection (f) of such section are each amended by inserting “or Pakistan's other security forces” after “foreign military forces”.

(d) CONFORMING AND CLERICAL AMENDMENTS.—(1) The heading for such section is amended by adding at the end before the period the following: “and pakistan's other security forces”.

(2) The table of contents in section 2(b) of the National Defense Authorization Act for Fiscal Year 2006 and the table of sections at the beginning of title XII of such Act are each amended by striking the item relating to section 1206 and inserting the following:

“Sec. 1206. Authority to build the capacity of foreign military forces and Pakistan's other security forces.”

**SEC. 1207. AUTHORITY TO PROVIDE ASSISTANCE TO FOREIGN NATIONS TO ASSIST IN RECOVERY AND ACCOUNTING ACTIVITIES FOR MISSING UNITED STATES GOVERNMENT PERSONNEL.**

(a) ASSISTANCE AUTHORIZED.—The Secretary of Defense, with the concurrence of the Secretary of State, is authorized to provide assistance to foreign nations to assist the Department of Defense in recovery and accounting activities for missing United States Government personnel.

(b) TYPES OF ASSISTANCE.—Assistance authorized under subsection (a) may include the provision of equipment, supplies, services, training, and funding to foreign nations to assist in recovery and accounting activities described in such subsection. The authority to provide assistance under subsection (a) is in addition to any other authority to provide assistance to foreign nations for such purposes.

(c) LIMITATION.—Assistance authorized under subsection (a) may not exceed \$1,000,000 in any fiscal year.

**SEC. 1208. AUTHORITY TO PROVIDE AUTOMATIC IDENTIFICATION SYSTEM DATA ON MARITIME SHIPPING TO FOREIGN COUNTRIES AND INTERNATIONAL ORGANIZATIONS.**

(a) AUTHORITY TO PROVIDE DATA.—The Secretary of Defense, with the concurrence of the Secretary of State, may authorize the Secretary of a military department or a commander of a combatant command to exchange or furnish automatic identification system data broadcast by merchant or private ships and collected by the United States to a foreign country or international organization pursuant to an agreement for the exchange or production of such data. Such data may be transferred pursuant to this section without cost to the recipient country or international organization.

(b) DEFINITIONS.—In this section:

(1) AUTOMATIC IDENTIFICATION SYSTEM.—The term “automatic identification system” means a system that is used to satisfy the requirements of the Automatic Identification System under the International Convention for the Safety of Life at Sea, signed at London on November 1, 1974 (TIAS 9700).

(2) GEOGRAPHIC COMBATANT COMMANDER.—The term “commander of a combatant command” means a commander of a combatant command (as such term is defined in section 161(c) of title 10, United States Code) with a geographic area of responsibility.

**SEC. 1209. REPORT ON FOREIGN ASSISTANCE-RELATED PROGRAMS, PROJECTS, AND ACTIVITIES CARRIED OUT BY THE DEPARTMENT OF DEFENSE.**

(a) REPORT REQUIRED.—Not later than 180 days after the date of the enactment of this Act, the Secretary of Defense shall submit to the appropriate congressional committees a report that contains a description of all foreign assistance-related programs, projects, and activities carried out by the Department of Defense during the prior fiscal year pursuant to any provision of law that authorizes or appropriates funds for such programs, projects, and activities.

(b) MATTERS TO BE INCLUDED.—The report required by subsection (a) shall include information on a country-by-country basis of each foreign assistance-related program, project, or activity of the Department of Defense and each foreign-assistance related program, project, or activity that the Department of Defense undertakes or implements on behalf of any other department or agency of the United States Government, such as a program, project, or activity under the Foreign Assistance Act of 1961 (22 U.S.C. 2151 et seq.) or the Arms Export Control Act (22 U.S.C. 2751 et seq.).

(c) DEFINITION.—In this section, the term “appropriate congressional committees” means—

(1) the Committee on Appropriations, the Committee on Armed Services, and the Committee on Foreign Affairs of the House of Representatives; and

(2) the Committee on Appropriations, the Committee on Armed Services, and the Committee on Foreign Relations of the Senate.

**Subtitle B—Matters Relating to Iraq**

**SEC. 1221. MODIFICATION OF AUTHORITIES RELATING TO THE SPECIAL INSPECTOR GENERAL FOR IRAQ RECONSTRUCTION.**

(a) PURPOSES.—Subsection (a)(1) of section 3001 of the Emergency Supplemental Appropriations Act for Defense and for Reconstruction of Iraq and Afghanistan, 2004 (Public Law 108-106; 117 Stat. 1234-1238; 5 U.S.C. App., note to section 8G of Public Law 95-452) is amended by striking “to the Iraq Relief and Reconstruction Fund” and inserting “for the reconstruction of Iraq”.

(b) ASSISTANT INSPECTORS GENERAL.—Subsection (d)(1) of such section is amended by striking “the Iraq Relief and Reconstruction Fund” and inserting “amounts appropriated or otherwise made available for the reconstruction of Iraq”.

(c) SUPERVISION.—Subsection (e)(2) of such section is amended by striking “the Iraq Relief and Reconstruction Fund” and inserting “amounts appropriated or otherwise made available for the reconstruction of Iraq”.

(d) DUTIES.—Subsection (f)(1) of such section is amended by striking “to the Iraq Relief and Reconstruction Fund” and inserting “for the reconstruction of Iraq”.

(e) PERSONNEL, FACILITIES, AND OTHER RESOURCES.—Subsection (h)(3) of such section is amended by striking “my enter” and inserting “may enter”.

(f) REPORTS.—Subsection (i) of such section is amended by striking “to the Iraq Relief and Reconstruction Fund” each place it appears and inserting “for the reconstruction of Iraq”.

(g) DEFINITIONS.—Subsection (m) of such section is amended—

(1) in the heading, by striking “APPROPRIATE COMMITTEES OF CONGRESS DEFINED” and inserting “DEFINITIONS”;

(2) by striking “In this section, the term” and inserting the following: “In this section—

“(1) the term”;

(3) by redesignating paragraphs (1) and (2) as subparagraphs (A) and (B), respectively;

(4) by striking the period at the end and inserting “; and”;

(5) by adding at the end the following:

“(2) the term ‘amounts appropriated or otherwise made available for the reconstruction of Iraq’ means amounts appropriated or otherwise made available for any fiscal year—

“(A) to the Iraq Relief and Reconstruction Fund, the Iraq Security Forces Fund, and the Commanders’ Emergency Response Program authorized under section 1202 of the National Defense Authorization for Fiscal Year 2006 (Public Law 109-163; 119 Stat. 3455-3456); or

“(B) for assistance for the reconstruction of Iraq under—

“(i) the Economic Support Fund authorized under chapter 4 of part II of the Foreign Assistance Act of 1961 (22 U.S.C. 2346 et seq.);

“(ii) the International Narcotics Control and Law Enforcement account authorized under section 481 of the Foreign Assistance Act of 1961 (22 U.S.C. 2291); or

“(iii) any other provision of law.”.

(h) TERMINATION.—Subsection (o) of such section is amended—

(1) in paragraph (1)—

(A) by striking “(A)”;

(B) by striking “to the Iraq Relief and Reconstruction Fund” the first place it appears and inserting “for the reconstruction of Iraq”; and

(C) by striking subparagraph (B); and

(2) in paragraph (2)—

(A) by striking “funds deemed to be”; and

(B) by striking “to the Iraq Relief and Reconstruction Fund” and inserting “for the reconstruction of Iraq”.

**SEC. 1222. CONTINUATION OF PROHIBITION ON ESTABLISHMENT OF PERMANENT MILITARY INSTALLATIONS IN IRAQ OR UNITED STATES CONTROL OVER OIL RESOURCES OF IRAQ.**

Section 1519 of the John Warner National Defense Authorization Act for Fiscal Year 2007 (Public Law 109-364; 120 Stat. 2444) is amended by inserting after “this Act” the following: “or any other Act for any fiscal year”.

**SEC. 1223. REPORT ON DEPARTMENT OF DEFENSE EFFORTS TO BUILD THE CAPACITY OF THE GOVERNMENT OF IRAQ TO CARRY OUT RECONSTRUCTION ACTIVITIES IN IRAQ.**

(a) REPORT REQUIRED.—Not later than 180 days after the date of the enactment of this Act, and every six months thereafter, the Secretary of Defense shall submit to Congress a report on efforts of the Department of Defense to build the capacity of the Government of Iraq to carry out reconstruction activities in Iraq.

(b) MATTERS TO BE INCLUDED.—The report required by subsection (a) shall include a description of the following:

(1) Efforts to improve the ability of the Government of Iraq—

(A) to assess the needs for the reconstruction of Iraq;

(B) to assess the sustainability of reconstruction projects carried out by the Government of Iraq, on all levels; and

(C) to effectively budget and carry out the design and implementation of reconstruction projects.

(2) Efforts to improve the ability of the Government of Iraq—

(A) to enter into competitively-awarded contracts for the reconstruction of Iraq; and

(B) to oversee that such contracts are properly and effectively carried out in a cost-efficient manner.

(3) Such other matters as the Secretary of Defense considers appropriate.

**SEC. 1224. REPORT ON IMPLEMENTATION OF MULTI-NATIONAL FORCES-IRAQ/UNITED STATES EMBASSY BAGHDAD JOINT CAMPAIGN PLAN AND EFFORTS TO ACHIEVE POLITICAL REFORM IN IRAQ.**

(a) REPORT REQUIRED.—Not later than September 30, 2007, the Secretary of Defense, in coordination with the Secretary of State, shall submit to the appropriate congressional committees a report detailing the status of implementation of the Multi-National Forces-Iraq/United States Embassy Baghdad Joint Campaign Plan (hereinafter in this section referred to as the “Joint Campaign Plan”) since January 1, 2007, and efforts by the Government of Iraq to achieve political reform in Iraq.

(b) ASSESSMENT REQUIRED.—The Commander, Multi-National Forces-Iraq and the United States Ambassador to Iraq shall jointly submit to the Secretary of Defense and the Secretary of State an assessment of the situation in Iraq. The assessment shall be submitted in time to be included in the report required by subsection (a), and shall be included in the report, together with any comments thereon by the Secretary of Defense or the Secretary of State.

(c) ELEMENTS.—The assessment required by subsection (b) shall include the following elements:

(1) A detailed description of the Joint Campaign Plan, or any subsequent revisions, updates, or documents that replace or supersede the Joint Campaign Plan, including goals, phases, or other milestones contained in the Joint Campaign Plan. Specifically, the description shall include the following:

(A) An explanation of conditions required to move through phases of the Joint Campaign Plan and the measurements used to determine progress.

(B) An assessment of what conditions in the Joint Campaign Plan have not been achieved and what conditions have not been achieved. The assessment of those conditions that have not been achieved shall include a discussion of the factors that have precluded such progress.

(C) A description of any companion or equivalent plan of the Government of Iraq used to measure progress for Iraqi Security Forces undertaking joint operations with Coalition forces.

(2) Efforts by the Government of Iraq in taking the following actions:

(A) Enacting a broadly-accepted hydrocarbon law that equitably shares revenue among all Iraqis.

(B) Adopting laws necessary for the conduct of provincial and local elections, taking steps to implement such laws, and setting a schedule to conduct provincial and local elections.

(C) Reforming current laws governing the de-Baathification process in a manner that encourages national reconciliation.

(D) Amending the Constitution of Iraq in a manner that encourages national reconciliation.

(E) Allocating and beginning expenditure of \$10 billion in Iraqi revenues for reconstruction projects, including delivery of essential services, and implementing such reconstruction projects on an equitable basis.

(F) Making significant efforts to plan and implement disarmament, demobilization, and reintegration programs relating to Iraqi militias.

(3) An assessment of security in each region of Iraq and an overall assessment of security for the country, to include the following:

(A) Trends in casualties among Coalition forces, Iraqi Security Forces, and civilians.

(B) Trends in weekly attacks on Coalition forces, Iraqi Security Forces, and civilians.

(C) Trends in sectarian violence, including both the number of incidents and the casualties that have resulted.

(D) Trends in high-profile attacks, including attacks utilizing suicide bombings and vehicle-borne improvised explosive devices.

(4) An assessment of the effectiveness of Iraqi Security Forces, to include the following:

(A) The number of battalions in the Iraqi Army currently conducting operations against insurgents, the level of personnel strength of such battalions, and efforts by the Iraqi or Coalition authorities to increase the number of such battalions.

(B) The number of Iraqi Security Force units, at the battalion level and above, that are operating independently of Coalition forces or with only support of Coalition forces.

(C) The anticipated period of time remaining until the Iraqi Security Forces are fully trained and capable of providing security in Iraq without support of Coalition forces.

(d) FURTHER ASSESSMENT REQUIRED.—Based on the information provided in subsection (c), the Secretary of Defense shall include in the report required by subsection (a)—

(1) an assessment of the levels of United States Armed Forces required in Iraq for the six-month period beginning on October 1, 2007, the missions to be undertaken by the Armed Forces, and the incremental costs of any proposed changes to such levels or missions; and

(2) a description of the range of contingency plans under consideration for changes to levels of United States Armed Forces or missions during such period.

(e) UPDATE OF REPORT.—

(1) UPDATE REQUIRED.—Not later than 180 days after the submission of the report required by subsection (a), and every 180 days thereafter until United States combat forces have been redeployed from Iraq, the Secretary of Defense shall submit to the appropriate congressional committees an update of the report required by subsection (a).

(2) MATTERS TO BE INCLUDED.—Each update of the report required by subsection (a) shall include an update of the assessment and any comments thereon required by subsection (b), an update of the elements described in subsection (c), and an update of the further assessment required by paragraph (1) of sub-

section (d) for the six-month period beginning on the date of the submission of the update and an update of the contingency plans required by paragraph (2) of subsection (d) for such six-month period.

(f) FORM.—The report required by subsection (a) and each update of the report required by subsection (e), including assessments contained therein, shall be submitted in unclassified form, to the maximum extent practicable, but may contain a classified annex.

(g) APPROPRIATE CONGRESSIONAL COMMITTEES DEFINED.—In this section, the term “appropriate congressional committees” means—

(1) the Committee on Armed Services, the Committee on Appropriations, and the Committee on Foreign Affairs of the House of Representatives; and

(2) the Committee on Armed Services, the Committee on Appropriations, and the Committee on Foreign Relations of the Senate.

#### SEC. 1225. REPORT ON TRAINING OF THE IRAQI SECURITY FORCES.

(a) REPORT REQUIRED.—Not later than 90 days after the date of the enactment of this Act, and every three months thereafter, the Secretary of Defense shall submit to the appropriate congressional committees an assessment of the Iraqi Security Forces.

(b) MATTERS TO BE INCLUDED.—The report required by subsection (a) shall address the following matters:

(1) The level of training, readiness, operational proficiency, and any other measures used to assess the effectiveness of each battalion or larger formation or equivalent of the Iraqi Army, Iraqi National Police, Iraqi Police Service, and all other security and intelligence forces under the control of the Ministry of Defense or the Ministry of the Interior of Iraq.

(2) The number of battalions in the Iraqi Army currently conducting operations, the type of operations conducted, and efforts by Iraqi or Coalition authorities to increase the number of such operations.

(3) The number of Iraqi Army battalions and Iraqi National Police units that can operate without support from Coalition forces.

(4) The amount and type of support from Coalition forces required by the Iraqi Security Forces at each Transition Readiness Assessment (TRA) level.

(5) The level of readiness and effectiveness of units of the Iraqi Security Forces in provinces where the United States has formally transferred responsibility for the security of the province to the Iraqi Security Forces under the Provincial Iraqi Control (PIC) process.

(6) The contribution each battalion or larger formation or equivalent of the Iraqi Army, Iraqi National Police, Iraqi Police Service, and all other security and intelligence forces under the control of the Ministry of Defense or the Ministry of the Interior of Iraq are making to overall stability in their area of operation.

(7) Other measurements used by Iraqi and Coalition authorities to assess the capability of the Iraqi Security Forces.

(c) FORM.—The report required by subsection (a) shall be submitted in unclassified form, to the maximum extent practicable, but may include a classified annex, as appropriate.

(d) DEFINITION.—In this section, the term “appropriate congressional committees” means—

(1) the Committee on Armed Services and the Committee on Foreign Affairs of the House of Representatives; and

(2) the Committee on Armed Services and the Committee on Foreign Relations of the Senate.

#### SEC. 1226. SENSE OF CONGRESS ON RESPONSIBILITIES OF THE IRAQI COUNCIL OF REPRESENTATIVES TO ENACT LAWS TO ACHIEVE POLITICAL REFORM AND DIMINISH SUPPORT FOR THE INSURGENCY IN IRAQ.

It is the sense of Congress that the Iraqi Council of Representatives should not recess for an extended period of time without first making substantial progress toward—

(1) enacting a broadly-accepted hydrocarbon law that equitably shares revenue among all Iraqis;

(2) adopting laws necessary for the conduct of provincial and local elections, taking steps to implement such laws, and setting a schedule to conduct provincial and local elections;

(3) reforming current laws governing the de-Baathification process in a manner that encourages national reconciliation;

(4) amending the Constitution of Iraq in a manner that encourages national reconciliation; and

(5) enacting other legislation that helps to begin the process of political reconciliation and reduce the support for the insurgency in Iraq.

#### Subtitle C—Matters Relating to Afghanistan

#### SEC. 1231. SPECIAL INSPECTOR GENERAL FOR AFGHANISTAN RECONSTRUCTION.

(a) PURPOSES.—The purposes of this section are as follows:

(1) To provide for the independent and objective conduct and supervision of audits and investigations relating to the programs and operations funded with amounts appropriated or otherwise made available to the Department of Defense for the reconstruction of Afghanistan.

(2) To provide for the independent and objective leadership and coordination of, and recommendations on, policies designed to—

(A) promote economy efficiency, and effectiveness in the administration of the programs and operations described in paragraph (1); and

(B) prevent and detect waste, fraud, and abuse in such programs and operations.

(3) To provide for an independent and objective means of keeping the Secretary of Defense fully and currently informed about problems and deficiencies relating to the administration of such programs and operations and the necessity for and progress for corrective action.

(b) OFFICE OF INSPECTOR GENERAL.—There is hereby established the Office of the Special Inspector General for Afghanistan Reconstruction to carry out the purposes of subsection (a).

(c) APPOINTMENT OF INSPECTOR GENERAL; REMOVAL.—(1) The head of the Office of the Special Inspector General for Afghanistan Reconstruction is the Special Inspector General for Afghanistan Reconstruction (in this section referred to as the “Inspector General”), who shall be appointed by the President.

(2) The appointment of Inspector General shall be made solely on the basis of integrity and demonstrated ability in accounting, auditing, financial analysis, law, management analysis, public administration, or investigations.

(3) The nomination of an individual as Inspector General shall be made not later than 30 days after the date of the enactment of this Act.

(4) The annual rate of basic pay of the Inspector General shall be the annual rate of basic pay provided for positions at level IV of the Executive Schedule under section 5315 of title 5, United States Code.

(5) The requirements described in paragraphs (4) and (5) of section 3001(c) of the Emergency Supplemental Appropriations Act for Defense and for the Reconstruction of Iraq and Afghanistan, 2004 (Public Law

108-106; 117 Stat. 1234-1238; 5 U.S.C. App., note to section 8G of Public Law 95-452) shall apply to the Inspector General in the same manner and to the same extent as such requirements apply to the Special Inspector General for Iraq Reconstruction.

(d) ASSISTANT INSPECTORS GENERAL.—The Inspector General shall, in accordance with applicable laws and regulations governing the civil service—

(1) appoint an Assistant Inspector General for Auditing who shall have the responsibility for supervising the performance of auditing activities relating to programs and operations supported by amounts appropriated or otherwise made available to the Department of Defense for the reconstruction of Afghanistan; and

(2) appoint an Assistant Inspector General for Investigations who shall have the responsibility for supervising the performance of investigative activities relating to such programs and operations.

(e) SUPERVISION.—(1) Except as provided in paragraph (2), the Inspector General shall report directly to, and be under the general supervision of, the Secretary of Defense.

(2) No officer of the Department of Defense shall prevent or prohibit the Inspector General from initiating, carrying out, or completing any audit or investigation related to amounts appropriated or otherwise made available to the Department of Defense for the reconstruction of Afghanistan or from issuing any subpoena during the course of any such audit or investigation.

(f) DUTIES.—(1) It shall be the duty of the Inspector General to conduct, supervise, and coordinate audits and investigations of the treatment, handling, and expenditure of amounts appropriated or otherwise made available to the Department of Defense for the reconstruction of Afghanistan, and of the programs, operations, and contracts carried out utilizing such funds, including—

(A) the oversight and accounting of the obligation and expenditure of such funds;

(B) the monitoring and review of reconstruction activities funded by such funds;

(C) the monitoring and review of contracts funded by such funds;

(D) the monitoring and review of the transfer of such funds and associated information between and among departments, agencies, and entities of the United States and private and nongovernmental entities; and

(E) the maintenance of records on the use of such funds to facilitate future audits and investigations of the use of such funds.

(2) The Inspector General shall establish, maintain, and oversee such systems, procedures, and controls as the Inspector General considers appropriate to discharge the duty under paragraph (1).

(3) In addition to the duties specified in paragraphs (1) and (2), the Inspector General shall also have the duties and responsibilities of inspectors general under the Inspector General Act of 1978.

(4) In carrying out the duties, responsibilities, and authorities of the Inspector General under this section, the Inspector General shall coordinate with, and receive the cooperation of, the Inspector General of the Department of Defense.

(g) POWERS AND AUTHORITIES.—(1) In carrying out the duties specified in subsection (f), the Inspector General shall have the authorities provided in section 6 of the Inspector General Act of 1978, including the authorities under subsection (e) of such section.

(2) The Inspector General shall carry out the duty specified in subsection (f)(1) in accordance with section 4(b)(1) of the Inspector General Act of 1978.

(h) PERSONNEL, FACILITIES, AND OTHER RESOURCES.—(1) The powers and authorities described in paragraphs (1) through (3) of sec-

tion 3001(h) of the Emergency Supplemental Appropriations Act for Defense and for the Reconstruction of Iraq and Afghanistan, 2004 shall apply to the Inspector General in the same manner and to the same extent as such requirements apply to the Special Inspector General for Iraq Reconstruction.

(2) Whenever information or assistance requested by the Inspector General is, in the judgment of the Inspector General, unreasonably refused or not provided from any department, agency, or other entity of the Federal Government, the Inspector General shall report the circumstances to the Secretary of Defense and to the congressional defense committees.

(3) The Secretary of Defense shall provide the Inspector General with appropriate and adequate office space at appropriate locations of the Department of Defense in Afghanistan, together with such equipment, office supplies, and communications facilities and services as may be necessary for the operation of such offices, and shall provide necessary maintenance services for such offices and the equipment and facilities located therein.

(i) REPORTS.—(1) Not later than 30 days after the end of each fiscal-year quarter, the Inspector General shall submit to the congressional defense committees a report summarizing, for the period of that quarter and, to the extent possible, the period from the end of such quarter to the time of the submission of the report, the activities during such period of the Inspector General and the activities under programs and operations funded with amounts appropriated or otherwise made available to the Department of Defense for the reconstruction of Afghanistan. Each report shall include, for the period covered by such report, a detailed statement of all obligations, expenditures, and revenues of the Department of Defense associated with reconstruction and rehabilitation activities in Afghanistan, including the following:

(A) Obligations and expenditures of appropriated funds by the Department of Defense.

(B) A project-by-project and program-by-program accounting of the costs incurred to date by the Department of Defense for the reconstruction of Afghanistan, together with the estimate of the Department of Defense of the costs to complete each project and each program.

(C) Revenues attributable to or consisting of funds provided by foreign nations or international organizations to programs and projects funded by the Department of Defense, and any obligations or expenditures of such revenues.

(D) Revenues attributable to or consisting of foreign assets seized or frozen that contribute to programs and projects funded by the Department of Defense, and any obligations or expenditures of such revenues.

(E) Operating expenses of agencies or entities receiving amounts appropriated or otherwise made available to the Department of Defense for the reconstruction of Afghanistan.

(F) In the case of any contract described in paragraph (2)—

(i) the amount of the contract or other agreement;

(ii) a brief discussion of the scope of the contract or other agreement;

(iii) a discussion of how the Department of Defense identified, and solicited offers from, potential contractors to perform the contract, together with a list of the potential contractors that were issued solicitations for the offers; and

(iv) the justification and approval documents on which was based the determination to use procedures other than procedures that provide for full and open competition.

(2) A contract described in this paragraph is any major contract or other agreement

that is entered into by the Department of Defense that involves the use of amounts appropriated or otherwise made available to the Department of Defense for the reconstruction of Afghanistan with any public or private sector entity for any of the following purposes:

(A) To build or rebuild physical infrastructure of Afghanistan.

(B) To establish or reestablish a political or societal institution of Afghanistan.

(C) To provide products or services to the people of Afghanistan.

(3) The Inspector General shall submit to the congressional defense committees semi-annual reports meeting the requirements of section 5 of the Inspector General Act of 1978. The first such report for a year, covering the first six months of the year, shall be submitted not later than July 31 of that year, and the second such report, covering the second six months of the year, shall be submitted not later than January 31 of the following year.

(4) The Inspector General shall publish each report under this subsection in both English and other languages, which the Inspector General determines are widely used and understood in Afghanistan, on the Internet website of the Department of Defense.

(5) Each report under this subsection may include a classified annex if the Inspector General considers it necessary.

(6) Nothing in this subsection shall be construed to authorize the public disclosure of information that is—

(A) specifically prohibited from disclosure by any other provision of law;

(B) specifically required by Executive order to be protected from disclosure in the interest of national defense or national security or in the conduct of foreign affairs; or

(C) a part of an ongoing criminal investigation.

(j) REPORT COORDINATION.—(1) The Inspector General shall also submit each report under subsection (i) to the Secretary of Defense.

(2)(A) Not later than 30 days after receipt of a report under paragraph (1), the Secretary of Defense may submit to the congressional defense committees any comments on the matters covered by the report as the Secretary of Defense considers appropriate.

(B) A report under this paragraph may include a classified annex if the Secretary of Defense considers it necessary.

(k) TRANSPARENCY.—(1) Not later than 60 days after the date of the submittal to Congress of a report under subsection (i), the Secretary of Defense shall make copies of such report available to the public upon request, and at a reasonable cost.

(2) Not later than 60 days after the date of the submittal to Congress under subsection (j)(2) of comments on a report under subsection (i), the Secretary of Defense shall make copies of such comments available to the public upon request, and at a reasonable cost.

(l) WAIVER.—(1) The President may waive the requirement under paragraph (1) or (2) of subsection (k) with respect to availability to the public of any element in a report under subsection (i), or any comment under subsection (j)(2), if the President determines that the waiver is justified for national security reasons.

(2) The President shall publish a notice of each waiver made under this subsection in the Federal Register no later than the date on which a report required under paragraph (1) or (3) of subsection (i), or any comment under subsection (j)(2), is submitted to Congress. The reports required under paragraph (1) or (3) of subsection (i), and the comments required under subsection (j)(2), shall specify whether waivers under this subsection were made and with respect to which elements in

the reports or which comments, as appropriate.

(m) DEFINITION.—In this section, the term “amounts appropriated or otherwise made available to the Department of Defense for the reconstruction of Afghanistan” means amounts appropriated or otherwise made available for any fiscal year—

(1) to the Afghanistan Security Forces Fund;

(2) to the program to assist the people of Afghanistan established under subsection (a)(2) of section 1202 of the National Defense Authorization for Fiscal Year 2006 (Public Law 109-163; 119 Stat. 3455-3456); or

(3) to the Department of Defense for assistance for the reconstruction of Afghanistan under any other provision of law.

(n) FUNDING.—(1) Of the amounts appropriated for fiscal year 2008 to the Afghanistan Security Forces Fund, such sums as may be necessary shall be available to carry out this section.

(2) The amount available under paragraph (1) shall remain available until expended.

(o) TERMINATION.—(1) The Office of the Inspector General shall terminate 10 months after 80 percent of the funds appropriated or otherwise made available to the Department of Defense for the reconstruction of Afghanistan have been expended.

(2) The Special Inspector General for Afghanistan Reconstruction shall, prior to the termination of the Office of the Special Inspector General under paragraph (1), prepare and submit to the congressional defense committees a final forensic audit report on all funds deemed to be amounts appropriated or otherwise made available to the Department of Defense for the reconstruction of Afghanistan.

**SEC. 1232. REPORT ON PROGRESS TOWARD SECURITY AND STABILITY IN AFGHANISTAN.**

(a) REPORT REQUIRED.—Not later than 90 days after the date of the enactment of this Act, the Secretary of Defense shall submit to the appropriate congressional committees a report on progress toward security and stability in Afghanistan.

(b) COORDINATION.—The report required by subsection (a) shall be prepared in coordination with the Secretary of State, the Attorney General, the Administrator of the Drug Enforcement Administration, the Administrator of the United States Agency for International Development, the Secretary of Agriculture, and the head of any other department or agency of the Government of the United States involved with activities relating to security and stability in Afghanistan.

(c) MATTERS TO BE INCLUDED: STRATEGIC DIRECTION OF UNITED STATES ACTIVITIES RELATING TO SECURITY AND STABILITY IN AFGHANISTAN.—The report required by subsection (a) shall include a description of the strategic direction of activities of the United States relating to security and stability in Afghanistan. Such description shall include a general overview followed by a separate detailed section for each of the following:

(1) AFGHANISTAN NATIONAL SECURITY FORCES CAPACITY-BUILDING.—A description of the following:

(A) A clear, comprehensive and effective long-term strategy and budget, with defined objectives, for activities relating to strengthening the resources, capabilities, and effectiveness of the Afghanistan National Army (ANA) and the Afghanistan National Police (ANP) of the Afghanistan National Security Forces (ANSF), which ensure that a strong and fully-capable ANSF is able to independently and effectively conduct operations and maintain security and stability in Afghanistan (hereinafter in this section referred to as “ANSF capacity-building”).

(B) Any actions to achieve the following goals with respect to ANSF capacity-building, and the results of such actions:

(i) Improve coordination with all relevant departments and agencies of the United States Government, as well as countries participating in the North Atlantic Treaty Organization International Assistance Force (NATO-ISAF) and other international partners.

(ii) Improve ANSF recruitment and retention, including through improved vetting and salaries for ANSF.

(iii) Increase and improve ANSF training and mentoring.

(iv) Strengthen the partnership between the Governments of the United States and Afghanistan.

(2) PROVINCIAL RECONSTRUCTION TEAMS AND OTHER RECONSTRUCTION AND DEVELOPMENT ACTIVITIES.—A description of the following:

(A) A clear, comprehensive and effective long-term strategy and budget, with defined objectives, for activities relating to reconstruction and development in Afghanistan.

(B) Any actions to achieve the following goals with respect to activities relating to reconstruction and development in Afghanistan, and the results of such actions:

(i) Improve coordination with all relevant departments and agencies of the United States Government, as well as NATO-ISAF countries and other international partners.

(ii) Clarify a single chain of command and operations plans for provincial reconstruction teams (PRTs) in Afghanistan.

(iii) Increase staffing, particularly staffing of civilian specialists, and increase staff training for PRTs.

(iv) Expand the National Solidarity Program and other efforts to develop the ability of the Afghan people to assume greater responsibility for their own reconstruction and development projects.

(v) Strengthen the partnership between the Governments of the United States and Afghanistan.

(vi) Strengthen reconstruction and development oversight activities, including implementation of any recommendations of the Special Inspector General for Afghanistan Reconstruction.

(3) REGIONAL CONSIDERATIONS.—A description of any actions and the results of such actions to increase cooperation with countries geographically located around Afghanistan's border, with a particular focus on improving security and stability in the Afghanistan-Pakistan border areas.

(4) MATTERS TO BE INCLUDED: PERFORMANCE INDICATORS AND MEASURES OF PROGRESS TOWARD SUSTAINABLE LONG-TERM SECURITY AND STABILITY IN AFGHANISTAN.—

(1) IN GENERAL.—The report required by subsection (a) shall set forth, in a section separate from any other section of the report, a comprehensive set of performance indicators and measures of progress toward sustainable long-term security and stability in Afghanistan, as specified in paragraph (2), and shall include performance standards and progress goals, together with a notional timetable for achieving such goals.

(2) PERFORMANCE INDICATORS AND MEASURES OF PROGRESS SPECIFIED.—The performance indicators and measures of progress specified in this paragraph shall include, at a minimum, the following:

(A) Key measures of political stability relating to both central and local Afghan governance.

(B) An assessment of military operations of NATO-ISAF and NATO-ISAF countries, and an assessment of separate military operations by United States forces. Such assessments shall include number of engagements per day, trends relating to the numbers and types of hostile encounters, equipment used, effect of national caveats that limit operations, geographic location of operations, and number of civilian casualties.

(C) For the Afghanistan National Army (ANA), and separately for the Afghanistan National Police (ANP), of the Afghanistan National Security Forces (ANSF) an assessment of the following:

(i) Recruitment and retention numbers; rates of absenteeism; vetting procedures and mechanisms; salaries; numbers trained and mentored; type of training and mentoring, including training and mentoring providers and numbers receiving classroom or field training; organizational force structure; equipment used; operational performance, including ANA and ANP that are: (I) capable of conducting operations independently; (II) capable of conducting operations with the support of the United States, NATO-ISAF forces, or other Coalition forces; or (III) not ready to conduct operations.

(ii) Effectiveness of ANA or ANP officers and the ANA and ANP chain of command.

(iii) Extent to which insurgents have infiltrated the ANA and ANP.

(iv) Number of United States and Coalition trainers, mentors, and advisors needed to support the ANA and ANP and associated ministries.

(v) Estimated number and capability level of ANA and ANP needed to perform duties now undertaken by the United States, NATO-ISAF forces, and other Coalition forces, including securing Afghanistan's border with Pakistan and providing adequate levels of law and order throughout Afghanistan.

(D) An assessment of the estimated strength of the insurgency in Afghanistan and the extent to which it is composed of non-Afghan fighters and utilizing weapons or weapons-related materials from countries other than Afghanistan.

(E) A description of all terrorist and insurgent groups operating in Afghanistan, including the number, size, equipment, strength, military effectiveness, sources of support, legal status, and any efforts to disarm or reintegrate each insurgent group.

(F) An assessment of security and stability, including terrorist and insurgent activity, in Afghanistan-Pakistan border areas and in Pakistan's Federally Administered Tribal Areas (FATA).

(G) An assessment of United States military requirements, including planned force rotations, through the end of calendar year 2008.

(e) UPDATE OF REPORT.—Not later than 90 days after the submission of the report required by subsection (a), and every 90 days thereafter, the Secretary of Defense shall submit to the appropriate congressional committees an update of the report.

(f) FORM.—The report required by subsection (a) and updates of the report required by subsection (e) shall be submitted in unclassified form, but may include a classified annex, if necessary.

(g) CONGRESSIONAL BRIEFINGS.—The Secretary of Defense shall supplement the report required by subsection (a) and updates of the report required by subsection (e) with regular briefings to the appropriate congressional committees on the subject matter of the report or updates of the report.

(h) APPROPRIATE CONGRESSIONAL COMMITTEES DEFINED.—In this section, the term “appropriate congressional committees” means—

(1) the Committee on Armed Services, the Committee on Appropriations, and the Committee on Foreign Affairs of the House of Representatives; and

(2) the Committee on Armed Services, the Committee on Appropriations, and the Committee on Foreign Relations of the Senate.



**SEC. 1233. REPORT ON PROGRESS OF THE DEPARTMENT OF DEFENSE'S COUNTER-NARCOTICS PROGRAM FOR AFGHANISTAN.**

(a) **REPORT REQUIRED.**—Not later than 90 days after the date of the enactment of this Act, the Secretary of Defense shall submit to Congress a report on—

(1) the counter-narcotics objectives of the Department of Defense for Afghanistan; and  
(2) the strategy for implementing such objectives.

(b) **MATTERS TO BE INCLUDED.**—The report required by subsection (a) shall—

(1) identify the role and responsibilities of the Department of Defense in addressing any of the applicable five pillars that comprise the counter-narcotics strategy and implementation plan for Afghanistan: public information, rural development (alternative livelihoods), elimination and eradication activities, law enforcement and interdiction, and law enforcement and justice reform;

(2) describe the strategic direction of activities of the Department of Defense relating to counter-narcotics efforts in Afghanistan, and specifically include a description of—

(A) a clear, comprehensive and effective long-term strategy and any planned budget, with defined objectives; and

(B) actions that the Department of Defense has undertaken and has planned, to—

(i) improve coordination with all relevant departments and agencies of the United States Government;

(ii) strengthen significantly the Afghanistan National Counter-Narcotics Police;

(iii) build the capacity of the Afghan Government to assume greater responsibility for counter-narcotics related-activities;

(iv) improve counter-narcotics intelligence capabilities;

(v) strengthen capabilities in support of narcotics-related interdiction activities;

(vi) effectively address problems with any counter-narcotics strategies involving the Department of Defense; and

(vii) address other elements of the applicable five pillars that comprise the counter-narcotics strategy and implementation plan for Afghanistan as described in paragraph (1); and

(3) set forth, in a section separate from any other section of the report, a comprehensive set of performance indicators and measures of progress for the Department of Defense's programs relating to counter-narcotics efforts in Afghanistan, which shall include performance standards and progress goals, together with a notional timetable for achieving such goals.

(c) **UPDATE OF REPORT.**—Not later than 90 days after the submission of the report required by subsection (a), and every 90 days thereafter, the Secretary of Defense shall submit to Congress an update of the report.

(d) **CONCURRENT SUBMISSION OF REPORT.**—The report required by subsection (a) and updates of the report required by subsection (c) shall be submitted concurrently with the report required by section 1232 of this Act (relating to progress toward security and stability in Afghanistan).

(e) **FORM.**—The report required by subsection (a) and updates of the report required by subsection (c) shall be submitted in unclassified form, but may include a classified annex, if necessary.

**SEC. 1234. UNITED STATES PLAN FOR SUSTAINING THE AFGHANISTAN NATIONAL SECURITY FORCES.**

(a) **PLAN REQUIRED.**—Not later than 90 days after the date of the enactment of this Act, the Secretary of Defense shall submit to the appropriate congressional committees a long-term detailed plan for sustaining the Afghanistan National Army and the Afghanistan National Police of the Afghanistan Na-

tional Security Forces (ANSF). The plan required by this subsection shall ensure that a strong and fully-capable ANSF will be able to independently and effectively conduct operations and maintain long-term security and stability in Afghanistan.

(b) **COORDINATION.**—The plan required by subsection (a) shall be prepared in coordination with the Secretary of State and the Attorney General.

(c) **MATTERS TO BE INCLUDED.**—The plan required by subsection (a) shall include a description of the following matters relating to sustainability of the ANSF:

(1) A clear, comprehensive and effective long-term strategy and budget, with defined objectives.

(2) A mechanism for tracking funding, including obligations and expenditures, as well as equipment, training, and services provided for the ANSF by the United States, countries participating in the North Atlantic Treaty Organization International Security Assistance Force (NATO-ISAF countries), and other international partners.

(3) A comprehensive set of performance indicators and measures of progress related to sustaining the ANSF, which shall include performance standards and progress goals, together with a notional timetable for achieving such goals.

(4) Actions to achieve the following goals:

(A) Effective Afghan security institutions with fully-capable leadership and staff, including a reformed Ministry of Interior, a fully-established Ministry of Defense, and logistics, intelligence, medical, and recruiting units (ANSF-sustaining institutions).

(B) Fully-trained, equipped and capable ANSF in sufficient numbers.

(C) Strong ANSF-readiness assessment tools and metrics.

(D) A strong core of senior-level ANSF officers.

(E) Strong ANSF communication and control between central command and regions, provinces, and districts.

(F) A robust mentoring and advising program for the ANSF.

(G) A strong professional military training and education program for all junior, mid-level, and senior ANSF officials.

(H) Effective merit-based salary, rank, promotion, and incentive structures for the ANSF.

(I) An established code of professional standards for the ANSF.

(J) A mechanism for incorporating lessons learned and best practices into ANSF operations.

(K) An ANSF personnel accountability system with effective internal discipline procedures and mechanisms.

(L) A system for addressing ANSF personnel complaints.

(M) A strong record-keeping system to track ANSF equipment and personnel issues, and other ANSF oversight mechanisms.

(5) Coordination with all relevant United States Government departments and agencies, as well as NATO-ISAF countries and other international partners, including on—

(A) funding;

(B) reform and establishment of ANSF-sustaining institutions; and

(C) efforts to ensure that progress on sustaining the ANSF is reinforced with progress in other pillars of the Afghan security sector, particularly progress on building an effective judiciary, curbing production and trafficking of illicit narcotics, and demobilizing, disarming, and reintegrating militia fighters.

(d) **UPDATE OF PLAN.**—Not later than 90 days after the submission of the plan required by subsection (a), and every 90 days thereafter, the Secretary of Defense, in coordination with the Secretary of State and the Attorney General, shall submit to the

appropriate congressional committees an update of the plan required by subsection (a), as necessary.

(e) **CONCURRENT SUBMISSION OF PLAN.**—The plan required by subsection (a), and any update of the plan required by subsection (d), shall be submitted concurrently with the report required by section 1232 of this Act (relating to progress toward security and stability in Afghanistan).

(f) **APPROPRIATE CONGRESSIONAL COMMITTEES DEFINED.**—In this section, the term "appropriate congressional committees" means—

(1) the Committee on Armed Services, the Committee on Appropriations, the Committee on Foreign Affairs, and the Committee on the Judiciary of the House of Representatives; and

(2) the Committee on Armed Services, the Committee on Appropriations, the Committee on Foreign Relations, and the Committee on the Judiciary of the Senate.

**SEC. 1235. REPORT ON OPERATIONAL STATUS OF THE AIRFIELD LOCATED IN ABECHE, CHAD.**

(a) **FINDINGS.**—Congress finds the following:

(1) Sudan has been ravaged by civil war for four decades.

(2) More than two million people have died in Southern Sudan over the past two decades due to war-related causes and famine and millions have been displaced from their homes.

(3) The airfield located in Abeche, Chad is near the border between Chad and Sudan.

(4) Although the Abeche airfield is currently used for military transportation and humanitarian missions, it may be in need of upgrades to allow for increased air traffic, including upgrades to the airstrip and hangars.

(b) **SENSE OF CONGRESS.**—It is the sense of Congress that the United States, with the concurrence of the Government of Chad, should help provide for the necessary upgrades to the airfield located in Abeche, Chad in order to support potential North Atlantic Treaty Organization operations, facilitate a possible United Nations deployment to Chad and the Darfur region of Sudan, and support humanitarian operations.

(c) **REPORT.**—Not later than 90 days after the date of the enactment of this Act, the Secretary of Defense shall submit to Congress a report on the current operational status of the airfield located in Abeche, Chad and recommendations for upgrades to the Abeche airfield to support enhanced operations and a large increase in air traffic, including a cost-estimate for such upgrades.

**Subtitle D—Other Matters**

**SEC. 1241. COOPERATIVE RESEARCH AND DEVELOPMENT AGREEMENTS: NATO ORGANIZATIONS; ALLIED AND FRIENDLY FOREIGN COUNTRIES.**

Subsection (e) of section 2350a of title 10, United States Code, is amended—

(1) in paragraph (1)—

(A) by striking "an arms cooperation opportunities document" each place it appears and inserting "a cooperative opportunities document"; and

(B) in subparagraph (B), by striking "a Mission Need Statement" and inserting "an analysis of alternatives plan"; and

(2) in paragraph (2), by striking "An arms cooperation opportunities document" and inserting "A cooperative opportunities document".

**SEC. 1242. EXTENSION OF COUNTERPROLIFERATION PROGRAM REVIEW COMMITTEE.**

(a) **MEMBERS.**—Section 1605 of the National Defense Authorization Act for Fiscal Year 1994 (22 U.S.C. 2751 note) is amended in subsection (a)(1)—

(1) in subparagraph (C) by striking “Director of Central Intelligence” and inserting “Director of National Intelligence”; and

(2) by adding at the end the following:

“(E) The Secretary of State.

“(F) The Secretary of Homeland Security.

“(G) The Secretary of Health and Human Services.

“(H) The Administrator of the Environmental Protection Agency.”

(b) ACCESS TO INFORMATION.—Subsection (d) of such section is amended by inserting after “Department of Energy,” the following: “the Department of State, the Department of Homeland Security, the Department of Health and Human Services, the Environmental Protection Agency.”

(c) TERMINATION.—Subsection (f) of such section is amended by striking “2008” and inserting “2013”.

(d) SUBMISSION OF REPORT.—Section 1503 of the National Defense Authorization Act for Fiscal Year 1995 (22 U.S.C. 2751 note) is amended—

(1) in subsection (a)—

(A) by striking “ANNUAL” and inserting “BIENNIAL”; and

(B) by striking “May 1 each year” and inserting “March 1 each odd-numbered year”; and

(2) in subsection (b)(5)—

(A) by striking “fiscal year preceding” and inserting “two fiscal years preceding”; and

(B) by striking “preceding fiscal year” and inserting “preceding fiscal years”.

**SEC. 1243. SENSE OF CONGRESS CONCERNING THE WESTERN HEMISPHERE INSTITUTE FOR SECURITY COOPERATION.**

It is the sense of Congress that—

(1) the education and training facility of the Department of Defense known as the Western Hemisphere Institute for Security Cooperation is succeeding in meeting its stated mission of providing professional education and training to eligible military personnel, law enforcement officials, and civilians of nations of the Western Hemisphere that support the democratic principles set forth in the Charter of the Organization of American States, while fostering mutual knowledge, transparency, confidence, and cooperation among the participating nations and promoting democratic values and respect for human rights; and

(2) therefore, the Institute is an invaluable education and training facility which the Department of Defense should continue to utilize in order to help foster a spirit of partnership and interoperability among the United States military and the militaries of participating nations.

**SEC. 1244. SENSE OF CONGRESS CONCERNING THE STRATEGIC MILITARY CAPABILITIES AND INTENTIONS OF THE PEOPLE'S REPUBLIC OF CHINA.**

It is the sense of Congress that—

(1) United States military war-fighting capabilities are potentially threatened by the strategic military capabilities and intentions of the People's Republic of China, as demonstrated by—

(A) the October 2006 undetected broach of a Chinese SONG-class diesel-electric submarine in close proximity of the USS Kitty Hawk in international waters; and

(B) the January 2007 test of a direct ascent anti-satellite (ASAT) weapon, posing a potential threat to United States military assets in space;

(2) it is in the national security interests of the United States to make every effort to understand China's strategic military capabilities and intentions; and

(3) as part of such an effort, the Secretary of Defense should expand efforts to develop an accurate assessment of China's strategic military modernization, particularly with regard to its sea- and space-based strategic capabilities.

**TITLE AA—COOPERATIVE THREAT REDUCTION WITH STATES OF THE FORMER SOVIET UNION**

Sec. 1301. Specification of Cooperative Threat Reduction programs and funds.

Sec. 1302. Funding allocations.

Sec. 1303. New initiatives for the Cooperative Threat Reduction Program.

Sec. 1304. Requirements relating to chemical weapons destruction at Shchuch'ye, Russia.

Sec. 1305. Repeal of restrictions on Cooperative Threat Reduction Program.

Sec. 1306. Authority to use Cooperative Threat Reduction funds outside the former Soviet Union.

Sec. 1307. Clarification of amounts for Cooperative Threat Reduction programs.

**SEC. 1301. SPECIFICATION OF COOPERATIVE THREAT REDUCTION PROGRAMS AND FUNDS.**

(a) SPECIFICATION OF CTR PROGRAMS.—For purposes of section 301 and other provisions of this Act, Cooperative Threat Reduction programs are the programs specified in section 1501(b) of the National Defense Authorization Act for Fiscal Year 1997 (Public Law 104-201; 110 Stat. 2731; 50 U.S.C. 2362 note).

(b) FISCAL YEAR 2008 COOPERATIVE THREAT REDUCTION FUNDS DEFINED.—As used in this title, the term “fiscal year 2008 Cooperative Threat Reduction funds” means the funds appropriated pursuant to the authorization of appropriations in section 301 for Cooperative Threat Reduction programs.

(c) AVAILABILITY OF FUNDS.—Funds appropriated pursuant to the authorization of appropriations in section 301 for Cooperative Threat Reduction programs shall be available for obligation for three fiscal years.

**SEC. 1302. FUNDING ALLOCATIONS.**

(a) FUNDING FOR SPECIFIC PURPOSES.—Of the \$398,000,000 authorized to be appropriated to the Department of Defense for fiscal year 2008 in section 301(19) for Cooperative Threat Reduction programs, the following amounts may be obligated for the purposes specified:

(1) For strategic offensive arms elimination in the Russian Federation, \$77,900,000.

(2) For nuclear weapons storage security in Russia, \$23,000,000.

(3) For nuclear weapons transportation security in Russia, \$37,700,000.

(4) For weapons of mass destruction proliferation prevention in the states of the former Soviet Union, \$38,000,000.

(5) For biological weapons proliferation prevention in the former Soviet Union, \$144,400,000.

(6) For chemical weapons destruction in Russia, \$42,700,000.

(7) For defense and military contacts, \$8,000,000.

(8) For new Cooperative Threat Reduction initiatives that are outside the scope of existing Cooperative Threat Reduction programs and projects, \$7,000,000.

(9) For activities designated as Other Assessments/Administration costs, \$19,300,000, of which \$300,000 is to expand staff capacity, capabilities, and resources necessary for activities related to new Cooperative Threat Reduction initiatives authorized under paragraph (8).

(b) REPORT ON OBLIGATION OR EXPENDITURE OF FUNDS FOR OTHER PURPOSES.—No fiscal year 2008 Cooperative Threat Reduction funds may be obligated or expended for a purpose other than a purpose listed in paragraphs (1) through (9) of subsection (a) until 30 days after the date that the Secretary of Defense submits to Congress a report on the purpose for which the funds will be obligated or expended and the amount of funds to be

obligated or expended. Nothing in the preceding sentence shall be construed as authorizing the obligation or expenditure of fiscal year 2008 Cooperative Threat Reduction funds for a purpose for which the obligation or expenditure of such funds is specifically prohibited under this title or any other provision of law.

(c) LIMITED AUTHORITY TO VARY INDIVIDUAL AMOUNTS.—

(1) IN GENERAL.—Subject to paragraphs (2) and (3), in any case in which the Secretary of Defense determines that it is necessary to do so in the national interest, the Secretary may obligate amounts appropriated for fiscal year 2008 for a purpose listed in any of the paragraphs in subsection (a) in excess of the specific amount authorized for that purpose.

(2) NOTICE-AND-WAIT REQUIRED.—An obligation of funds for a purpose stated in any of the paragraphs in subsection (a) in excess of the specific amount authorized for such purpose may be made using the authority provided in paragraph (1) only after—

(A) the Secretary submits to Congress notification of the intent to do so together with a complete discussion of the justification for doing so; and

(B) 15 days have elapsed following the date of the notification.

(3) RESTRICTION.—The Secretary may not, under the authority provided in paragraph (1), obligate amounts for a purpose stated in any of paragraphs (6) through (9) of subsection (a) in excess of 125 percent of the specific amount authorized for such purpose.

**SEC. 1303. NEW INITIATIVES FOR THE COOPERATIVE THREAT REDUCTION PROGRAM.**

(a) SENSE OF CONGRESS.—It is the sense of Congress that—

(1) the Department of Defense Cooperative Threat Reduction (CTR) Program should be strengthened and expanded, in part by developing new CTR initiatives;

(2) such new initiatives should—

(A) increase international security and threat reduction cooperation, capacity building, and security and elimination of nuclear, chemical, and biological weapons and weapons-related materials that pose a threat to United States national security interests;

(B) be well-coordinated with the Department of Energy, the Department of State, and any other relevant United States Government agency or department;

(C) include robust transparency, accountability, verification measures and mechanisms, and legal frameworks between the United States and CTR partner countries;

(D) reflect engagement with non-governmental experts, including the National Academy of Sciences, on possible options for strengthening and expanding the CTR Program;

(E) include active work with the Russian Federation and other countries to establish strong CTR partnerships that, among other things—

(i) increase the role of scientists and government officials from Russia and other partner countries in designing CTR programs and projects; and

(ii) increase financial contributions and additional commitments to CTR programs and projects from Russia and other partner countries, as evidence that the programs and projects reflect national priorities and will be sustainable;

(F) benefit from broad efforts to increase international contributions, in addition to contributions from CTR partner countries, for CTR programs and projects;

(G) incorporate a strong focus on national programs and sustainability, which includes actions to address concerns raised and recommendations made by the Government Accountability Office, in its report of February

2007 titled "Progress Made in Improving Security at Russian Nuclear Sites, but the Long-Term Sustainability of U.S. Funded Security Upgrades is Uncertain", regarding safeguarding nuclear warheads and materials;

(H) demonstrate an increased focus on and development of CTR programs and projects that eliminate and secure nuclear, chemical, and biological weapons and weapons-related materials at the source; and

(I) include active efforts to expand the scope of existing CTR programs and projects and develop new CTR programs and projects in Russia and the former Soviet Union, and in countries and regions outside the former Soviet Union, where appropriate and in the interest of United States national security; and

(3) such new initiatives could include—

(A) new CTR programs and projects in Asia and the Middle East;

(B) activities relating to the denuclearization of the Democratic People's Republic on Korea and security of the Korean peninsula; and

(C) development of rapid-response and short-term capabilities to respond to unforeseen contingencies or pursue quickly emergent opportunities.

(b) NATIONAL ACADEMY OF SCIENCES STUDY.—

(1) IN GENERAL.—Not later than 30 days after the date of the enactment of this Act, the Secretary of Defense shall enter into an arrangement with the National Academy of Sciences under which the Academy shall carry out a study to analyze options for strengthening and expanding the CTR Program.

(2) MATTERS TO BE INCLUDED IN STUDY.—The Secretary shall provide for the study under paragraph (1) to include—

(A) an assessment of each new CTR initiative described in subsection (a); and

(B) an identification of options and formulation of recommendations for strengthening and expanding the CTR Program.

(c) SECRETARY OF DEFENSE REPORT.—

(1) IN GENERAL.—Not later than March 31, 2008, the Secretary of Defense shall submit to the congressional defense committees, and to the Committee on Foreign Relations of the Senate and the Committee on Foreign Affairs of the House of Representatives, a report on new CTR initiatives. The report shall include—

(A) the results of the study carried out under subsection (b), including any report or other document received from the National Academy of Sciences with respect to such study;

(B) the Secretary's assessment of the study; and

(C) a specific action plan for the development and implementation of new CTR initiatives and the use of any funds authorized and appropriated for fiscal year 2008 for such initiatives, which shall include a discussion of each new CTR initiative described in subsection (a) and the action plan for implementing the recommendations, if any, of the study carried out under subsection (b) that the Secretary has decided to pursue.

(2) CLASSIFICATION.—The report shall be in unclassified form but may include a classified annex if necessary.

(d) FUNDING.—Of the amounts made available pursuant to the authorization of appropriations in section 301(19) for new CTR initiatives under the CTR Program, \$1,000,000 shall be available to carry out this section.

**SEC. 1304. REQUIREMENTS RELATING TO CHEMICAL WEAPONS DESTRUCTION AT SHCHUCH'YE, RUSSIA.**

(a) NOTICE OF AGREEMENT REQUIRED.—

(1) IN GENERAL.—Not later than 30 days after the commencement of negotiations for, or the signing and finalization of, an agree-

ment described in paragraph (2), the Secretary of Defense shall provide the congressional defense committees with formal written notice of the commencement of negotiations for that agreement or the signing or finalization of that agreement, as the case may be.

(2) AGREEMENT.—Paragraph (1) applies to any agreement with the Russian Federation, the implementation of which would have the effect of—

(A) transferring to Russia any responsibilities relating to the scope of work for the Shchuch'ye project that are, as of the date of the enactment of this Act, responsibilities of the Department of Defense; or

(B) otherwise changing the implementation of the project in any manner inconsistent with the purpose and intent of the amounts authorized and appropriated for the project.

(b) REPORT REQUIRED.—Not later than 60 days after the date of the enactment of this Act, the Secretary of Defense shall submit to the congressional defense committees a report on the Shchuch'ye project. The report shall include—

(1) a current and detailed cost estimate for completion of the project; and

(2) a specific strategic and operating plan for completion of the project, which includes—

(A) active engagement with Russia on securing appropriate contractors and other matters relating to project completion;

(B) a comprehensive assessment of alternative contracting options;

(C) robust Department project management and oversight, including management and oversight with respect to the performance of any contractors;

(D) project quality assurance and sustainability measures, including measures to ensure security of the chemical weapons stockpile at the project site;

(E) metrics for measuring project progress with a timetable for achieving goals;

(F) coordination of the Department's efforts relating to the project with the Department of Energy and other departments or agencies of the United States Government, international partners, and non-governmental experts who may be helpful in facilitating the project; and

(G) a project completion date.

(c) SUBMISSIONS REQUIRED BEFORE IMPLEMENTATION OF AGREEMENT.—The Secretary of Defense may not implement any agreement described in subsection (a)(2) until 90 days after the date on which the Secretary has submitted to the congressional defense committees all of the following:

(1) The report required by subsection (b).

(2) A copy of the signed and finalized agreement.

(3) The Secretary's certification that the signed and finalized agreement accomplishes each of the following:

(A) Describes the respective responsibilities of the Department and Russia relating to completion of the Shchuch'ye project, including in the areas of management, oversight, implementation, security, quality assurance, and sustainability.

(B) Specifies the date of project completion.

(C) Provides the safeguards needed to ensure timely and effective project completion.

(D) Ensures that the chemical weapons stockpile at the project site is secure.

(d) CONGRESSIONAL BRIEFINGS.—The Secretary of Defense shall supplement the report required by subsection (b) with regular briefings to the congressional defense committees on the subject matter of the report.

(e) DEFINITION.—In this section, the terms "Shchuch'ye project" and "project" mean the Cooperative Threat Reduction (CTR) Program chemical weapons destruction

project located in the area of Shchuch'ye in Russia.

**SEC. 1305. REPEAL OF RESTRICTIONS ON COOPERATIVE THREAT REDUCTION PROGRAM.**

(a) SOVIET NUCLEAR THREAT REDUCTION ACT OF 1991.—Section 211(b) of the Soviet Nuclear Threat Reduction Act of 1991 (title II of Public Law 102-228; 22 U.S.C. 2551 note) is repealed.

(b) COOPERATIVE THREAT REDUCTION ACT OF 1993.—Section 1203(d) of the Cooperative Threat Reduction Act of 1993 (title XII of Public Law 103-160; 22 U.S.C. 5952(d)) is repealed.

(c) RUSSIAN CHEMICAL WEAPONS DESTRUCTION FACILITIES.—Section 1305 of the National Defense Authorization Act for Fiscal Year 2000 (Public Law 106-65; 22 U.S.C. 5952 note) is repealed.

**SEC. 1306. AUTHORITY TO USE COOPERATIVE THREAT REDUCTION FUNDS OUTSIDE THE FORMER SOVIET UNION.**

(a) MODIFICATION OF CERTIFICATION REQUIREMENT.—Section 1308 of the National Defense Authorization Act for Fiscal Year 2004 (Public Law 108-136; 22 U.S.C. 5963) is amended in subsection (a)—

(1) by striking "the President may" and inserting "the Secretary of Defense may"; and

(2) by striking "if the President" and inserting "if the Secretary of Defense, with the concurrence of the Secretary of State,".

(b) REPEAL OF FUNDING LIMITATION.—Section 1308 of that Act is further amended by striking subsection (c).

(c) CONGRESSIONAL NOTICE REQUIREMENT.—Section 1308 of that Act is further amended in subsection (d)—

(1) in paragraph (1)—

(A) by striking "The President may not" and inserting "The Secretary of Defense may not"; and

(B) by striking "until the President" and inserting "until the Secretary of Defense";

(2) in paragraph (2)—

(A) by striking "Not later than 10 days after" and inserting "Not later than 15 days prior to";

(B) by striking "the President shall" and inserting "the Secretary of Defense shall"; and

(C) by striking "Congress" and inserting "the Committee on Armed Services and the Committee on Foreign Affairs of the House of Representatives and the Committee on Armed Services and Committee on Foreign Relations of the Senate"; and

(3) by adding at the end the following:

"(3) In the case of a situation that threatens human life or safety or where a delay would severely undermine the national security of the United States, notification under paragraph (2) shall be made not later than 10 days after obligating funds under the authority in subsection (a) for a project or activity."

**SEC. 1307. CLARIFICATION OF AMOUNTS FOR COOPERATIVE THREAT REDUCTION PROGRAMS.**

The amount in section 1302(a)(9), and the corresponding amounts in section 1302(a) (in the matter preceding paragraph (1)) and in section 301(19), are hereby increased by \$48,000, all of which is to expand staff capacity, capabilities, and resources necessary for activities related to new Cooperative Threat Reduction initiatives.

**TITLE BB—WOUNDED WARRIOR ASSISTANCE**

Sec. 1401. Definitions.

Subtitle A—Improved Assistance for Wounded Warriors

Sec. 1411. Improvements to medical and dental care for members of the Armed Forces assigned to hospitals in an outpatient status.

Sec. 1412. Establishment of a Department of Defense-wide Ombudsman Office.

- Sec. 1413. Establishment of toll-free hot line for reporting deficiencies in medical-related support facilities and expedited response to reports of deficiencies.
- Sec. 1414. Notification to Congress of hospitalization of combat wounded service members.
- Sec. 1415. Independent medical advocate for members before medical evaluation boards.
- Sec. 1416. Training and workload for physical evaluation board liaison officers.
- Sec. 1417. Standardized training program and curriculum for Department of Defense disability evaluation system.
- Sec. 1418. Improved training for health care professionals, medical care case managers, and service member advocates on particular conditions of recovering service members.
- Sec. 1419. Pilot program to establish an Army Wounded Warrior Battalion at an appropriate active duty base.
- Sec. 1420. Criteria for removal of member from temporary disability retired list.
- Sec. 1421. Improved transition of members of the Armed Forces to Department of Veterans Affairs upon retirement or separation.
- Sec. 1422. Establishment of Medical Support Fund for support of members of the Armed Forces returning to military service or civilian life.
- Sec. 1423. Oversight Board for Wounded Warriors.
- Sec. 1424. Option for members of reserve components to use military medical treatment facilities closest to home for certain injuries.
- Sec. 1425. Plans and research for reducing post traumatic stress disorder.
- Subtitle B—Studies and Reports
- Sec. 1431. Annual report on military medical facilities.
- Sec. 1432. Access of recovering service members to adequate outpatient residential facilities.
- Sec. 1433. Evaluation and report on Department of Defense and Department of Veterans Affairs disability evaluation systems.
- Sec. 1434. Study and report on support services for families of recovering service members.
- Sec. 1435. Report on traumatic brain injury classifications.
- Sec. 1436. Evaluation of the Polytrauma Liaison Officer/Non-Commissioned Officer Program.
- Sec. 1437. Study and report on standard soldier patient tracking system.
- Sec. 1438. Study and report on waiting periods for appointments at Department of Veterans Affairs medical facilities.
- Sec. 1439. Department of Defense study on the feasibility of measuring family member satisfaction with health care services.
- Subtitle C—General Provisions
- Sec. 1451. Moratorium on conversion to contractor performance of Department of Defense functions at military medical facilities.
- Sec. 1452. Prohibition on transfer of resources from medical care.
- Sec. 1453. Increase in physicians at hospitals of the Department of Veterans Affairs.

Sec. 1454. Transportation of remains of deceased members of the Armed Forces and certain other persons.

#### SEC. 1401. DEFINITIONS.

In this title:  
 (1) CONGRESSIONAL DEFENSE COMMITTEES.—The term “congressional defense committees” has the meaning given that term in section 101(a)(16) of title 10, United States Code.

(2) DISABILITY EVALUATION SYSTEM.—The term “disability evaluation system” means the Department of Defense system or process for evaluating the nature of and extent of disabilities affecting members of the armed forces (other than the Coast Guard) and comprised of medical evaluation boards, physical evaluation boards, counseling of members, and final disposition by appropriate personnel authorities, as operated by the Secretaries of the military departments, and, in the case of the Coast Guard, a similar system or process operated by the Secretary of Homeland Security.

(3) FAMILY MEMBER.—The term “family member”, with respect to a recovering service member, has the meaning given that term in section 411h(b) of title 37, United States Code.

(4) RECOVERING SERVICE MEMBER.—The term “recovering service member” means a member of the Armed Forces, including a member of the National Guard or a Reserve, who is undergoing medical treatment, recuperation, or therapy, or is otherwise in medical hold or holdover status, for an injury, illness, or disease incurred or aggravated while on active duty in the Armed Forces.

(5) MEDICAL CARE.—The term “medical care” includes mental health care.

#### Subtitle A—Improved Assistance for Wounded Warriors

#### SEC. 1411. IMPROVEMENTS TO MEDICAL AND DENTAL CARE FOR MEMBERS OF THE ARMED FORCES ASSIGNED TO HOSPITALS IN AN OUTPATIENT STATUS.

(a) MEDICAL AND DENTAL CARE OF MEMBERS ASSIGNED TO HOSPITALS IN AN OUTPATIENT STATUS.—

(1) IN GENERAL.—Chapter 55 of title 10, United States Code, is amended by inserting after section 1074k the following new section:

#### “§ 1074l. Management of medical and dental care: members assigned to receive care in an outpatient status

“(a) MEDICAL CARE CASE MANAGERS.—(1) A member in an outpatient status at a military medical treatment facility shall be assigned a medical care case manager.

“(2)(A) The duties of the medical care case manager shall include the following with respect to the member (or the member’s immediate family if the member is incapable of making judgments about personal medical care):

“(i) To assist in understanding the member’s medical status.

“(ii) To assist in receiving prescribed medical care.

“(iii) To conduct a review, at least once a week, of the member’s medical status.

“(B) The weekly medical status review described in subparagraph (A)(iii) shall be conducted in person with the member. If such a review is not practicable, the medical care case manager shall provide a written statement to the case manager’s supervisor indicating why an in-person medical status review was not possible.

“(3)(A) Except as provided in subparagraph (B), each medical care case manager shall be assigned to manage not more than 17 members in an outpatient status.

“(B) The Secretary concerned may waive for up to 120 days the requirement of subparagraph (A) if required due to unforeseen circumstances.

“(4)(A) The medical care case manager office at each facility shall be headed by a commissioned officer of appropriate rank and appropriate military occupation specialty, designator, or specialty code.

“(B) For purposes of subparagraph (A), an appropriate military occupation specialty, designator, or specialty code includes membership in the Army Medical Corps, Army Medical Service Corps, Army Nurse Corps, Navy Medical Corps, Navy Medical Service Corps, Navy Nurse Corps, Air Force Medical Service, or other corps comprised of health care professionals at the discretion of the Secretary of Defense.

“(5) The Secretary of Defense shall establish a standard training program and curriculum for medical care case managers. Successful completion of the training program is required before a person may assume the duties of a medical care case manager.

“(6) The Secretary concerned shall ensure that medical care case managers have the resources necessary to ensure that they expeditiously carry out the responsibilities and duties of their position.

“(b) SERVICE MEMBER ADVOCATE.—(1) A member in an outpatient status shall be assigned a service member advocate.

“(2) The duties of the service member advocate shall include—

“(A) communicating with the member and with the member’s family or other individuals designated by the member;

“(B) assisting with oversight of the member’s welfare and quality of life; and

“(C) assisting the member in resolving problems involving financial, administrative, personnel, transitional, and other matters.

“(3)(A) Except as provided in subparagraph (B), each service member advocate shall be assigned to not more than 30 members in an outpatient status.

“(B) The Secretary concerned may waive for up to 120 days the requirement of subparagraph (A) if required due to unforeseen circumstances.

“(4) The service member advocate office at each facility shall be headed by a commissioned officer of appropriate rank and appropriate military occupation specialty, designator, or specialty code in order to handle service-specific personnel and financial issues.

“(5) The Secretary of Defense shall establish a standard training program and curriculum for service member advocates. Successful completion of the training program is required before a person may assume the duties of a service member advocate.

“(6) A service member advocate shall continue to perform the duties described in paragraph (2) with respect to a member until the member is returned to duty or separated or retired from the armed forces.

“(7) The Secretary concerned shall ensure that service member advocates have the resources necessary to ensure that they expeditiously carry out the responsibilities and duties of their position.

“(c) OUTREACH.—The Secretary of Defense shall make available to each member in an outpatient status at a military medical treatment facility, and to the family members of all such members, information on the availability of services provided by the medical care case managers and service member advocates, including information on how to contact such managers and advocates and how to use their services.

“(d) SEMIANNUAL SURVEYS BY SECRETARIES CONCERNED.—The Secretary concerned shall conduct a semiannual survey of members in an outpatient status at installations under the Secretary’s supervision. The survey shall include, at a minimum, the members’ assessment of the quality of medical care at the facility, the timeliness of medical care at the

facility, the adequacy of living facilities and other quality of life programs, the adequacy of case management support, and the fairness and timeliness of the physical disability evaluation system. The survey shall be conducted in coordination with installation medical commanders and authorities, and shall be coordinated with such commanders and authorities before submission to the Secretary.

“(e) DEFINITIONS.—In this section:

“(1) The term ‘member in an outpatient status’ means a member of the armed forces assigned to a military medical treatment facility as an outpatient or to a unit established for the purpose of providing command and control of members receiving medical care as outpatients.

“(2) The term ‘disability evaluation system’ means the Department of Defense system or process for evaluating the nature of and extent of disabilities affecting members of the armed forces (other than the Coast Guard) and comprised of medical evaluation boards, physical evaluation boards, counseling of members, and final disposition by appropriate personnel authorities, as operated by the Secretaries of the military departments, and, in the case of the Coast Guard, a similar system or process operated by the Secretary of Homeland Security.”

(2) CLERICAL AMENDMENT.—The table of sections at the beginning of such chapter is amended by adding at the end the following new item:

“1074l. Management of medical and dental care: members assigned to receive care in an outpatient status.”

(b) EFFECTIVE DATE.—Section 1074l of title 10, United States Code, as added by subsection (a), shall take effect 180 days after the date of the enactment of this Act.

**SEC. 1412. ESTABLISHMENT OF A DEPARTMENT OF DEFENSE-WIDE OMBUDSMAN OFFICE.**

(a) ESTABLISHMENT.—The Secretary of Defense shall establish a Department of Defense-wide Ombudsman Office (in this section referred to as the “Ombudsman Office”) within the Office of the Secretary of Defense.

(b) FUNCTIONS.—

(1) IN GENERAL.—The functions of the Ombudsman Office are to provide policy guidance to, and oversight of, the ombudsman offices in the military departments.

(2) POLICY GUIDANCE.—The Ombudsman Office shall develop policy guidance with respect to the following:

(A) Providing assistance to and answering questions from recovering service members and their families regarding—

(i) administrative processes, financial matters, and non-military related services available to the members and their families throughout the member’s evaluation, treatment, and recovery;

(ii) transfer to the care of the Department of Veterans Affairs; and

(iii) support services available upon the member’s return home.

(B) Accountability standards, including—

(i) creating and maintaining case files for individual specific questions received, and initiating inquiries and tracking responses for all such questions;

(ii) setting standards for timeliness of responses; and

(iii) setting standards for accountability to recovering service members and their families, including requirements for daily updates to the members and their families about steps being taken to alleviate problems and concerns until problems are addressed.

(c) STATUS REPORTS.—The ombudsman office in each military department shall sub-

mit status reports of actions taken to address individual concerns to the Ombudsman Office, at such times as the Ombudsman Office considers appropriate.

(d) RESPONSES FROM OTHER OFFICES.—The Secretary of Defense shall ensure that all other offices within the Department of Defense and the military departments respond in a timely manner to resolve questions and requests from the Ombudsman Office on behalf of recovering service members and their families, including offices responsible for medical matters (including medical holdover processes), financial and accounting matters, legal matters, human resources matters, reserve component matters, installation and management matters, and physical disability matters.

(e) STAFF OF THE OFFICE.—The staff of the Ombudsman Office shall include representatives from each military department, including persons with experience in medical holdover processes and other medical matters.

**SEC. 1413. ESTABLISHMENT OF TOLL-FREE HOT LINE FOR REPORTING DEFICIENCIES IN MEDICAL-RELATED SUPPORT FACILITIES AND EXPEDITED RESPONSE TO REPORTS OF DEFICIENCIES.**

(a) ESTABLISHMENT.—Chapter 80 of title 10, United States Code, is amended by adding at the end the following new section:

**“§ 1567. Identification and investigation of deficiencies in adequacy, quality, and state of repair of medical-related support facilities**

“(a) TOLL-FREE HOT LINE.—The Secretary of Defense shall establish and maintain a toll-free telephone number (commonly referred to as a ‘hot line’) at which personnel are accessible at all times to collect, maintain, and update information regarding possible deficiencies in the adequacy, quality, and state of repair of medical-related support facilities. The Secretary shall widely disseminate information regarding the existence and availability of the toll-free telephone number to members of the armed forces and their dependents.

“(b) CONFIDENTIALITY.—(1) Individuals who seek to provide information through use of the toll-free telephone number under subsection (a) shall be notified, immediately before they provide such information, of their option to elect, at their discretion, to have their identity remain confidential.

“(2) In the case of information provided through use of the toll-free telephone number by an individual who elects to maintain the confidentiality of his or her identity, any individual who, by necessity, has had access to such information for purposes of conducting the investigation or executing the response plan required by subsection (c) may not disclose the identity of the individual who provided the information.

“(c) INVESTIGATION AND RESPONSE PLAN.—Not later than 96 hours after a report of deficiencies in the adequacy, quality, or state of repair of a medical-related support facility is received by way of the toll-free telephone number or other source, the Secretary of Defense shall ensure that—

“(1) the deficiencies referred to in the report are investigated; and

“(2) if substantiated, a plan of action for remediation of the deficiencies is developed and implemented.

“(d) RELOCATION.—If the Secretary of Defense determines, on the basis of the investigation conducted in response to a report of deficiencies at a medical-related support facility, that conditions at the facility violate health and safety standards, the Secretary shall relocate the occupants of the facility while the violations are corrected.

“(e) MEDICAL-RELATED SUPPORT FACILITY DEFINED.—In this section, the term ‘medical-related support facility’ means any facility

of the Department of Defense that provides support to any of the following:

“(1) Members of the armed forces admitted for treatment to a military medical treatment facility.

“(2) Members of the armed forces assigned to a military medical treatment facility as an outpatient.

“(3) Family members accompanying any member described in paragraph (1) or (2) as a nonmedical attendant.”

(b) CLERICAL AMENDMENT.—The table of sections at the beginning of such chapter is amended by adding at the end the following new item:

“1567. Identification and investigation of deficiencies in adequacy, quality, and state of repair of medical-related support facilities.”

(c) EFFECTIVE DATE.—The toll-free telephone number required to be established by section 1567 of title 10, United States Code, as added by subsection (a), shall be fully operational not later than 180 days after the date of the enactment of this Act.

**SEC. 1414. NOTIFICATION TO CONGRESS OF HOSPITALIZATION OF COMBAT WOUNDED SERVICE MEMBERS.**

(a) NOTIFICATION REQUIRED.—Chapter 55 of title 10, United States Code, is further amended by inserting after section 1074l the following new section:

**“§ 1074m. Notification to Congress of hospitalization of combat wounded members**

“(a) NOTIFICATION REQUIRED.—The Secretary concerned shall provide notification of the hospitalization of any member of the armed forces evacuated from a theater of combat to the appropriate Members of Congress.

“(b) APPROPRIATE MEMBERS.—In this section, the term ‘appropriate Members of Congress’, with respect to the member of the armed forces about whom notification is being made, means the Senators and the Members of the House of Representatives representing the States or districts, respectively, that include the member’s home of record and, if different, the residence of the next of kin, or a different location as provided by the member.

“(c) CONSENT OF MEMBER REQUIRED.—The notification under subsection (a) may be provided only with the consent of the member of the armed forces about whom notification is to be made. In the case of a member who is unable to provide consent, information and consent may be provided by next of kin.”

(b) CLERICAL AMENDMENT.—The table of sections at the beginning of such chapter is amended by adding at the end the following new item:

“1074m. Notification to Congress of hospitalization of combat wounded members.”

**SEC. 1415. INDEPENDENT MEDICAL ADVOCATE FOR MEMBERS BEFORE MEDICAL EVALUATION BOARDS.**

(a) ASSIGNMENT OF INDEPENDENT MEDICAL ADVOCATE.—Section 1222 of title 10, United States Code, is amended by adding at the end the following new subsection:

“(d) INDEPENDENT MEDICAL ADVOCATE FOR MEMBERS BEFORE MEDICAL EVALUATION BOARDS.—(1) The Secretary of each military department shall ensure, in the case of any member of the armed forces being considered by a medical evaluation board under that Secretary’s supervision, that the member has access to a physician or other appropriate health care professional who is independent of the medical evaluation board.

“(2) The physician or other health care professional assigned to a member shall—

“(A) serve as an advocate for the best interests of the member; and

“(B) provide the member with advice and counsel regarding the medical condition of the member and the findings and recommendations of the medical evaluation board.”.

(b) CLERICAL AMENDMENTS.—

(1) SECTION HEADING.—The heading of such section is amended to read as follows:

“§ 1222. Physical evaluation boards and medical evaluation boards”.

(2) TABLE OF SECTIONS.—The table of sections at the beginning of chapter 61 of such title is amended by striking the item relating to section 1222 and inserting the following new item:

“1222. Physical evaluation boards and medical evaluation boards.”.

(c) EFFECTIVE DATE.—Subsection (d) of section 1222 of title 10, United States Code, as added by subsection (a), shall apply with respect to medical evaluation boards convened after the end of the 180-day period beginning on the date of the enactment of this Act.

**SEC. 1416. TRAINING AND WORKLOAD FOR PHYSICAL EVALUATION BOARD LIAISON OFFICERS.**

(a) REQUIREMENTS.—Section 1222(b) of title 10, United States Code, is amended—

(1) in paragraph (1)—

(A) by striking “establishing—” and all that follows through “a requirement” and inserting “establishing a requirement”; and

(B) by striking “that Secretary; and” and all that follows through the end of subparagraph (B) and inserting “that Secretary. A physical evaluation board liaison officer may not be assigned more than 20 members at any one time, except that the Secretary concerned may authorize the assignment of additional members, for not more than 120 days, if required due to unforeseen circumstances.”;

(2) in paragraph (2), by inserting after “(2)” the following new sentences: “The Secretary of Defense shall establish a standardized training program and curriculum for physical evaluation board liaison officers. Successful completion of the training program is required before a person may assume the duties of a physical evaluation board liaison officer.”; and

(3) by adding at the end the following new paragraph:

“(3) In this subsection, the term ‘physical evaluation board liaison officer’ includes any person designated as, or assigned the duties of, an assistant to a physical evaluation board liaison officer.”.

(b) EFFECTIVE DATE.—The limitation on the maximum number of members of the Armed Forces who may be assigned to a physical evaluation board liaison officer shall take effect 180 days after the date of the enactment of this Act. The training program and curriculum for physical evaluation board liaison officers shall be implemented not later than 180 days after the date of the enactment of this Act.

**SEC. 1417. STANDARDIZED TRAINING PROGRAM AND CURRICULUM FOR DEPARTMENT OF DEFENSE DISABILITY EVALUATION SYSTEM.**

(a) TRAINING PROGRAM REQUIRED.—Section 1216 of title 10, United States Code, is amended by adding at the end the following new subsection:

“(e)(1) The Secretary of Defense shall establish a standardized training program and curriculum for persons described in paragraph (2) who are involved in the disability evaluation system. The training under the program shall be provided as soon as practicable in coordination with other training associated with the responsibilities of the person.

“(2) Persons covered by paragraph (1) include:

“(A) Commanders.

“(B) Enlisted members who perform supervisory functions.

“(C) Health care professionals.

“(D) Others persons with administrative, professional, or technical responsibilities in the disability evaluation system.

“(3) In this subsection, the term ‘disability evaluation system’ means the Department of Defense system or process for evaluating the nature of and extent of disabilities affecting members of the armed forces (other than the Coast Guard) and comprised of medical evaluation boards, physical evaluation boards, counseling of members, and final disposition by appropriate personnel authorities, as operated by the Secretaries of the military departments, and, in the case of the Coast Guard, a similar system or process operated by the Secretary of Homeland Security.”.

(b) EFFECTIVE DATE.—The standardized training program and curriculum required by subsection (e) of section 1216 of title 10, United States Code, as added by subsection (a), shall be established not later than 180 days after the date of the enactment of this Act.

**SEC. 1418. IMPROVED TRAINING FOR HEALTH CARE PROFESSIONALS, MEDICAL CARE CASE MANAGERS, AND SERVICE MEMBER ADVOCATES ON PARTICULAR CONDITIONS OF RECOVERING SERVICE MEMBERS.**

(a) RECOMMENDATIONS.—Not later than 90 days after the date of the enactment of this Act, the Secretary of Defense shall submit to the appropriate congressional committees a report setting forth recommendations for the improvement of the training provided to health care professionals, medical care case managers, and service member advocates who provide care for or assistance to recovering service members. The recommendations shall include, at a minimum, specific recommendations to ensure that such health care professionals, medical care case managers, and service member advocates are adequately trained and able to detect early warning signs of post-traumatic stress disorder (PTSD), suicidal or homicidal thoughts or behaviors, and other behavioral health concerns among recovering service members and make prompt notification to the appropriate health care professionals.

(b) ANNUAL REVIEW OF TRAINING.—Not later than 180 days after the date of the enactment of this Act and annually thereafter throughout the global war on terror, the Secretary shall submit to the appropriate congressional committees a report on the following:

(1) The progress made in providing the training recommended under subsection (a).

(2) The quality of training provided to health care professionals, medical care case managers, and service member advocates, and the number of such professionals, managers, and advocates trained.

(3) The progress made in developing the tracking system under subsection (c) and the results of the system.

(c) TRACKING SYSTEM.—Not later than 180 days after the date of the enactment of this Act, the Secretary shall develop a system to track the number of notifications made by medical care case managers and service member advocates to health care professionals regarding early warning signs of post-traumatic stress disorder and suicide in recovering service members assigned to the managers and advocates.

**SEC. 1419. PILOT PROGRAM TO ESTABLISH AN ARMY WOUNDED WARRIOR BATTALION AT AN APPROPRIATE ACTIVE DUTY BASE.**

(a) PILOT PROGRAM REQUIRED.—

(1) ESTABLISHMENT.—The Secretary of the Army shall establish a pilot program, at an appropriate active duty base with a major

medical facility, based on the Wounded Warrior Regiment program of the Marine Corps. The pilot program shall be known as the Army Wounded Warrior Battalion.

(2) PURPOSE.—Under the pilot program, the Battalion shall track and assist members of the Armed Forces in an outpatient status who are still in need of medical treatment through—

(A) the course of their treatment;

(B) medical and physical evaluation boards;

(C) transition back to their parent units; and

(D) medical retirement and subsequent transition into the Department of Veterans Affairs medical system.

(3) ORGANIZATION.—The commanding officer of the Battalion shall be selected by the Army Chief of Staff and shall be a post-command, at O-5 or O-5 select, with combat experience in Operation Iraqi Freedom or Operation Enduring Freedom. The chain-of-command shall be filled by previously wounded junior officers and non-commissioned officers when available and appropriate.

(4) FACILITIES.—The base selected for the pilot program shall provide adequate physical infrastructure to house the Army Wounded Warrior Battalion. Any funds necessary for construction or renovation of existing facilities shall be allocated from the Department of Defense Medical Support Fund established under this title.

(5) COORDINATION.—The Secretary of the Army shall consult with appropriate Marine Corps counterparts to ensure coordination of best practices and lessons learned.

(6) PERIOD OF PILOT PROGRAM.—The pilot program shall be in effect for a period of one year.

(b) REPORTING REQUIREMENT.—Not later than 90 days after the end of the one-year period for the pilot project, the Secretary of the Army shall submit to Congress a report containing—

(1) an evaluation of the results of the pilot project;

(2) an assessment of the Army’s ability to establish Wounded Warrior Battalions at other major Army bases; and

(3) recommendations regarding—

(A) the adaptability of the Wounded Warrior Battalion concept for the Army’s larger wounded population; and

(B) closer coordination and sharing of resources with counterpart programs of the Marine Corps.

(c) EFFECTIVE DATE.—The pilot program required by this section shall be implemented not later than 180 days after the date of the enactment of this Act.

**SEC. 1420. CRITERIA FOR REMOVAL OF MEMBER FROM TEMPORARY DISABILITY RETIRED LIST.**

(a) CRITERIA.—Section 1210(e) of title 10, United States Code, is amended by inserting “of a permanent nature and stable and is” after “physical disability is”.

(b) EFFECTIVE DATE.—The amendment made by subsection (a) shall apply to any case received for consideration by a physical evaluation board after the date of the enactment of this Act.

**SEC. 1421. IMPROVED TRANSITION OF MEMBERS OF THE ARMED FORCES TO DEPARTMENT OF VETERANS AFFAIRS UPON RETIREMENT OR SEPARATION.**

(a) TRANSITION OF MEMBERS SEPARATED OR RETIRED.—

(1) TRANSITION PROCESS.—Chapter 58 of title 10, United States Code, is amended by inserting after section 1142 the following new section:

“§ 1142a. Process for transition of members to health care and physical disability systems of Department of Veterans Affairs

“(a) TRANSITION PLAN.—(1) The Secretary of Defense shall ensure that each member of



the armed forces who is being separated or retired under chapter 61 of this title receives a written transition plan that—

“(A) specifies the recommended schedule and milestones for the transition of the member from military service; and

“(B) provides for a coordinated transition of the member from the Department of Defense disability system to the Department of Veterans Affairs.

“(2) A member being separated or retired under chapter 61 of this title shall receive the transition plan before the separation or retirement date of the member.

“(3) The transition plan for a member under this subsection shall include information and guidance designed to assist the member in understanding and meeting the schedule and milestones for the member's transition.

“(b) FORMAL TRANSITION PROCESS.—(1) The Secretary of Defense, in cooperation with the Secretary of Veterans Affairs, shall establish a formal process for the transmittal to the Secretary of Veterans Affairs of the records and other information described in paragraph (2) as part of the separation or retirement of a member of the armed forces under chapter 61 of this title.

“(2) The records and other information to be transmitted under paragraph (1) with respect to a member shall include, at a minimum, the following:

“(A) The member's address and contact information.

“(B) The member's DD-214 discharge form, which shall be transmitted electronically.

“(C) A copy of the member's service record, including medical records and any results of a Physical Evaluation Board.

“(D) Whether the member is entitled to transitional health care, a conversion health policy, or other health benefits through the Department of Defense under section 1145 of this title.

“(E) Any requests by the member for assistance in enrolling in, or completed applications for enrollment in, the health care system of the Department of Veterans Affairs for health care benefits for which the member may be eligible under laws administered by the Secretary of Veterans Affairs.

“(F) Any requests by the member for assistance in applying for, or completed applications for, compensation and vocational rehabilitation benefits to which the member may be entitled under laws administered by the Secretary of Veterans Affairs, if the member is being medically separated or is being retired under chapter 61 of this title.

“(3) Before transmittal of medical records of a member to the Department of Veterans Affairs, the Secretary of Defense shall ensure that the member (or an individual legally recognized to make medical decisions on behalf of that member) is presented with a written form, the voluntary signing of which shall authorize the transfer of the medical records of the member from the Department of Defense to the Department of Veterans Affairs pursuant to the Health Insurance Portability and Accountability Act of 1996. Nothing in this paragraph shall be construed as limiting or otherwise altering the applicability of the Health Insurance Portability and Accountability Act of 1996 to medical records maintained by the Department of Defense and the Department of Veterans Affairs.

“(4) With the consent of the member, the member's address and contact information shall also be submitted to the department or agency for veterans affairs of the State in which the member intends to reside after the separation or retirement of the member.

“(c) MEETING.—(1) The formal process required by subsection (b) for the transmittal of records and other information with respect to a member shall include a meeting

between representatives of the Secretary concerned and the Secretary of Veterans Affairs, which shall take place at a location designated by the Secretaries. The member shall be informed of the meeting at least 30 days in advance of the meeting, except that the member may waive the notice requirement in order to accelerate transmission of the member's records and other information to the Department of Veterans Affairs.

“(2) A member shall be given an opportunity to submit a written statement for consideration by the Secretary of Veterans Affairs.

“(d) TIME FOR TRANSMITTAL OF RECORDS.—The Secretary concerned shall provide for the transmittal to the Department of Veterans Affairs of records and other information with respect to a member at the earliest practicable date. In no case should the transmittal occur later than the date of the separation or retirement of the member.

“(e) ARMED FORCES.—In this section, the term ‘armed forces’ means the Army, Navy, Air Force, and Marine Corps.”

(2) TABLE OF SECTIONS.—The table of sections at the beginning of such chapter is amended by inserting after the item relating to section 1142 the following new item:

“1142a. Process for transition of members to health care and physical disability systems of Department of Veterans Affairs.”

(b) UNIFORM SEPARATION AND EVALUATION PHYSICAL.—Section 1145 of such title is amended—

(1) by redesignating subsections (d) and (e) as subsections (e) and (f), respectively; and

(2) by inserting after subsection (c) the following new subsection:

“(d) UNIFORM SEPARATION AND EVALUATION PHYSICAL.—The joint separation and evaluation physical, as described in DD-2808 and DD-2697, shall be used by the Secretary of Defense in connection with the medical separation or retirement of all members of the armed forces, including members separated or retired under chapter 61 of this title. The Secretary of Veterans Affairs shall adopt the same separation and evaluation physical for use by the Department of Veterans Affairs.”

(c) INTEROPERABILITY OF CRITICAL MEDICAL INFORMATION AND BI-DIRECTIONAL ACCESS.—

(1) INTEROPERABILITY AND ACCESS IMPROVEMENT.—The Secretary of Defense and Secretary of Veterans Affairs shall jointly establish and implement a process to ensure an interoperable, bi-directional, real-time exchange of critical medical information between the Department of Defense and the Department of Veterans Affairs.

(2) CRITICAL MEDICAL INFORMATION DEFINED.—In this subsection, the term ‘critical medical information’ includes, at a minimum, outpatient notes, clinical notes, radiographs, laboratory data, information regarding medications, operation notes, narrative summaries, and discharge summaries.

(d) CO-LOCATION OF VA BENEFIT TEAMS.—

(1) CO-LOCATION.—The Secretary of Defense and the Secretary of Veterans Affairs shall jointly determine the optimal locations for the deployment of Department of Veterans Affairs benefits team to support recovering service members assigned to military medical treatment facilities, medical-related support facilities, and community-based health care organizations.

(2) MILITARY MEDICAL TREATMENT FACILITY DEFINED.—In this subsection, the term ‘medical-related support facility’ has the meaning given that term in subsection (b) of section 492 of title 10, United States Code, as added by section 1431(a).

(e) REPEAL OF SUPERSEDED CHAPTER 61 MEDICAL RECORD TRANSMITTAL REQUIREMENT.—

(1) REPEAL.—Section 1142 of such title is amended by striking subsection (c).

(2) SECTION HEADING.—The heading of such section is amended to read as follows:

“§ 1142. Preseparation counseling”.

(3) TABLE OF SECTIONS.—The table of sections at the beginning of chapter 58 of such title is amended by striking the item relating to section 1142 and inserting the following new item:

“1142. Preseparation counseling.”

(f) EFFECTIVE DATES.—Section 1142a of title 10, United States Code, as added by subsection (a), and subsection (d) of section 1145 of such title, as added by subsection (b), shall apply with respect to members of the Armed Forces who are separated or retired from the Armed Forces on or after the first day of the eighth month beginning after the date of the enactment of this Act. The requirements of subsections (c) and (d), and the amendments made by subsection (e), shall take effect on the first day of such eighth month.

SEC. 1422. ESTABLISHMENT OF MEDICAL SUPPORT FUND FOR SUPPORT OF MEMBERS OF THE ARMED FORCES RETURNING TO MILITARY SERVICE OR CIVILIAN LIFE.

(a) ESTABLISHMENT AND PURPOSE.—There is established on the books of the Treasury a fund to be known as the Department of Defense Medical Support Fund (hereinafter in this section referred to as the ‘Fund’), which shall be administered by the Secretary of the Treasury.

(b) PURPOSES.—The Fund shall be used—

(1) to support programs and activities relating to the medical treatment, care, rehabilitation, recovery, and support of wounded and injured members of the Armed Forces and their return to military service or transition to civilian society; and

(2) to support programs and facilities intended to support the families of wounded and injured members of the Armed Forces.

(c) ASSETS OF FUND.—There shall be deposited into the Fund any amount appropriated to the Fund, which shall constitute the assets of the Fund.

(d) TRANSFER OF FUNDS.—

(1) AUTHORITY TO TRANSFER.—The Secretary of Defense may transfer amounts in the Fund to appropriations accounts for military personnel; operation and maintenance; procurement; research, development, test, and evaluation; military construction; and the Defense Health Program. Amounts so transferred shall be merged with and available for the same purposes and for the same time period as the appropriation account to which transferred.

(2) ADDITION TO OTHER AUTHORITY.—The transfer authority provided in paragraph (1) is in addition to any other transfer authority available to the Department of Defense. Upon a determination that all or part of the amounts transferred from the Fund are not necessary for the purposes for which transferred, such amounts may be transferred back to the Fund.

(3) NOTIFICATION.—The Secretary of Defense shall, not fewer than five days before making a transfer from the Fund, notify the congressional defense committees in writing of the details of the transfer. The Secretary shall provide an summary of transfers from the Fund during a fiscal year in the defense budget materials accompanying the budget for that fiscal year submitted by the President under section 1105(a) of title 31, United States Code.

(e) WOUNDED WARRIOR REGIMENT PROGRAM.—The Secretary of Defense shall ensure that \$10,000,000 for fiscal year 2008 is transferred from the Medical Support Fund to support programs, activities, and facilities associated with the Marine Corps

Wounded Warrior Regiment program, to be used as follows:

(1) \$6,550,000 for Case Management and Patient Support.

(2) \$1,200,000 for Wounded Warrior Interim Regimental Headquarters Building conversion.

(3) \$1,300,000 for Case Management System Development.

(4) \$95,000 for Support Equipment.

(f) FUNDING.—Of the amounts authorized to be appropriated pursuant to section 421 for military personnel accounts, \$50,000,000 is authorized for the Department of Defense Medical Support Fund. Such funds shall remain available through September 30, 2008.

**SEC. 1423. OVERSIGHT BOARD FOR WOUNDED WARRIORS.**

(a) ESTABLISHMENT.—There is hereby established a board to be known as the Oversight Board for Wounded Warriors (in this section referred to as the “Oversight Board”).

(b) COMPOSITION.—The Oversight Board shall be composed of 12 members, of whom—

(1) two shall be appointed by the majority leader of the Senate;

(2) two shall be appointed by the minority leader of the Senate;

(3) two shall be appointed by the Speaker of the House of Representatives;

(4) two shall be appointed by the minority leader of the House of Representatives;

(5) two shall be appointed by the Secretary of Veterans Affairs; and

(6) two shall be appointed by the Secretary of Defense.

(c) QUALIFICATIONS.—All members of the Oversight Board shall have sufficient knowledge of, or experience with, the military healthcare system, the disability evaluation system, or the experience of a recovering service member or family member of a recovering service member.

(d) APPOINTMENT.—

(1) TERM.—Each member of the Oversight Board shall be appointed for a term of three years. A member may be reappointed for one or more additional terms.

(2) VACANCIES.—Any vacancy in the Oversight Board shall be filled in the same manner in which the original appointment was made.

(e) DUTIES.—

(1) ADVICE AND CONSULTATION.—The Oversight Board shall provide advice and consultation to the Secretary of Defense and the Committees on Armed Services of the Senate and the House of Representatives regarding—

(A) the process for streamlining the disability evaluation systems of the military departments;

(B) the process for correcting and improving the ratios of case managers and service member advocates to recovering service members;

(C) the need to revise Department of Defense policies to improve the experience of recovering service members while under Department of Defense care;

(D) the need to revise Department of Defense policies to improve counseling, outreach, and general services provided to family members of recovering service members;

(E) the need to revise Department of Defense policies regarding the provision of quality lodging to recovering service members; and

(F) such other matters relating to the evaluation and care of recovering service members, including evaluation under disability evaluation systems, as the Board considers appropriate.

(2) VISITS TO MILITARY MEDICAL TREATMENT FACILITIES.—In carrying out its duties, each member of the Oversight Board shall visit not less than three military medical treat-

ment facilities each year, and the Board shall conduct each year one meeting of all the members of the Board at a military medical treatment facility.

(f) STAFF.—The Secretary shall make available the services of at least two officials or employees of the Department of Defense to provide support and assistance to members of the Oversight Board.

(g) TRAVEL EXPENSES.—Members of the Oversight Board shall be allowed travel expenses, including per diem in lieu of subsistence, at rates authorized for employees of agencies under subchapter I of chapter 57 of title 5, United States Code, while away from their homes or regular places of business in the performance of service for the Oversight Board.

(h) ANNUAL REPORTS.—The Oversight Board shall submit to the Secretary of Defense and the Committees on Armed Services of the Senate and the House of Representatives each year a report on its activities during the preceding year, including any findings and recommendations of the Oversight Board as a result of such activities.

**SEC. 1424. OPTION FOR MEMBERS OF RESERVE COMPONENTS TO USE MILITARY MEDICAL TREATMENT FACILITIES CLOSEST TO HOME FOR CERTAIN INJURIES.**

The Secretary of Defense shall expand the opportunities for recovering service members of the reserve components to receive treatment on an outpatient basis at a military medical treatment facility or other location designated by the Secretary closest to the member's home rather than closest to the base from which the member was deployed.

**SEC. 1425. PLANS AND RESEARCH FOR REDUCING POST TRAUMATIC STRESS DISORDER.**

(a) PLANS FOR REDUCING POST TRAUMATIC STRESS DISORDER.—

(1) PLAN FOR PREVENTION.—

(A) IN GENERAL.—The Secretary of Defense shall develop a plan to incorporate evidence-based preventive and early-intervention measures, practices, or procedures that reduce the likelihood that personnel in combat will develop post-traumatic stress disorder or other stress-related psychopathologies (including substance use conditions) into—

(i) basic and pre-deployment training for enlisted members of the Armed Forces, non-commissioned officers, and officers;

(ii) combat theater operations; and

(iii) post-deployment service.

(B) UPDATES.—The Secretary of Defense shall update the plan under subparagraph (A) periodically to incorporate, as the Secretary considers appropriate, the results of relevant research, including research conducted pursuant to subsection (b).

(2) RESEARCH.—Subject to subsection (b), the Secretary of Defense shall develop a plan, in consultation with the Department of Veterans Affairs, the National Institutes of Health, and the National Academy of Sciences, to conduct such research as is necessary to develop the plan described in paragraph (1).

(b) EVIDENCE-BASED RESEARCH AND TRAINING.—

(1) WORKING GROUP.—The Secretary of Defense shall conduct a study, in coordination with the Department of Veterans Affairs, the National Institutes of Health, and the National Academy of Sciences' Institute of Medicine, to determine the feasibility of establishing a working group tasked with researching and developing evidence-based measures, practices, or procedures that reduce the likelihood that personnel in combat will develop post-traumatic stress disorder or other stress-related psychological pathologies (including substance use conditions). The working group shall include per-

sonnel with experience in a combat theater, and behavioral health personnel who have experience providing treatment to individuals with experience in a combat theater.

(2) PEER-REVIEWED RESEARCH PROGRAM.—Not later than 180 days after the date of the enactment of this Act, the Secretary of Defense shall submit to Congress a plan for a peer-reviewed research program within the Defense Health Program's research and development function to research and develop evidence-based preventive and early intervention measures, practices, or procedures that reduce the likelihood that personnel in combat will develop post-traumatic stress disorder or other stress-related psychopathologies (including substance use conditions).

(c) REPORT.—The Secretary of Defense shall submit to Congress a report on the plans and studies required under this section.

**Subtitle B—Studies and Reports**

**SEC. 1431. ANNUAL REPORT ON MILITARY MEDICAL FACILITIES.**

(a) IN GENERAL.—

(1) REPORT REQUIREMENT.—Chapter 23 of title 10, United States Code, as amended by this Act, is further amended by adding at the end the following new section:

**“§ 492. Annual report on military medical facilities**

“(a) ANNUAL REPORT.—Not later than the date on which the President submits the budget for a fiscal year to Congress pursuant to section 1105 of title 31, the Secretary of Defense shall submit to the Committees on Armed Services of the Senate and the House of Representatives a report on the adequacy, suitability, and quality of medical facilities and medical-related support facilities at each military installation within the Department of Defense.

“(b) RESPONSE TO HOT-LINE INFORMATION.—The Secretary of Defense shall include in each report information regarding—

“(1) any deficiencies in the adequacy, quality, or state of repair of medical-related support facilities raised as a result of information received during the period covered by the report through the toll-free hot line maintained pursuant to section 1567 of this title; and

“(2) the investigations conducted and plans of action prepared under such section to respond to such deficiencies.

“(c) MEDICAL-RELATED SUPPORT FACILITY.—In this section, the term ‘medical-related support facility’ is any facility of the Department of Defense that provides support to any of the following:

“(1) Members of the armed forces admitted for treatment to military medical treatment facilities.

“(2) Members of the armed forces assigned to military medical treatment facilities as an outpatient.

“(3) Family members accompanying any member described in paragraph (1) or (2) as a nonmedical attendant.”.

(2) CLERICAL AMENDMENT.—The table of sections at the beginning of such chapter is amended by adding at the end the following new item:

“492. Annual report on military medical facilities.”.

(b) EFFECTIVE DATE.—The first report under section 492 of title 10, United States Code, as added by subsection (a), shall be submitted not later than the date of submission of the budget for fiscal year 2009.

**SEC. 1432. ACCESS OF RECOVERING SERVICE MEMBERS TO ADEQUATE OUTPATIENT RESIDENTIAL FACILITIES.**

(a) REQUIRED INSPECTIONS OF FACILITIES.—All quarters of the United States and housing facilities under the jurisdiction of the

Armed Forces that are occupied by recovering service members shall be inspected on a semiannual basis for the first two years after the enactment of this Act and annually thereafter by the inspectors general of the regional medical commands.

(b) INSPECTOR GENERAL REPORTS.—The inspector general for each regional medical command shall—

(1) submit a report on each inspection of a facility conducted under subsection (a) to the post commander at such facility, the commanding officer of the hospital affiliated with such facility, the surgeon general of the military department that operates such hospital, the Secretary of the military department concerned, the Assistant Secretary of Defense for Health Affairs, the Oversight Board for Wounded Warriors established pursuant to section 1423, and the appropriate congressional committees; and

(2) post each such report on the Internet website of such regional medical command.

**SEC. 1433. EVALUATION AND REPORT ON DEPARTMENT OF DEFENSE AND DEPARTMENT OF VETERANS AFFAIRS DISABILITY EVALUATION SYSTEMS.**

(a) EVALUATION.—The Secretary of Defense and the Secretary of Veterans Affairs shall conduct a joint evaluation of the disability evaluation systems used by the Department of Defense and the Department of Veterans Affairs for the purpose of—

(1) improving the consistency of the two disability evaluation systems; and

(2) evaluating the feasibility of, and potential options for, consolidating the two systems.

(b) RELATION TO VETERANS' DISABILITY BENEFITS COMMISSION.—In conducting the evaluation of the disability evaluation systems used by the Department of Defense and the Department of Veterans Affairs, the Secretary of Defense and the Secretary of Veterans Affairs shall consider the findings and recommendations of the Veterans' Disability Benefits Commission established pursuant to title XV of the National Defense Authorization Act for Fiscal Year 2004 (Public Law 108-136; 38 U.S.C. 1101 note).

(c) REPORT.—Not later than 180 days after the date of the submission of the final report of the Veterans' Disability Benefits Commission, the Secretary of Defense and the Secretary of Veterans Affairs shall submit to Congress a report containing—

(1) the results of the evaluation; and

(2) the recommendations of the Secretaries for improving the consistency of the two disability evaluation systems and such other recommendations as the Secretaries consider appropriate.

**SEC. 1434. STUDY AND REPORT ON SUPPORT SERVICES FOR FAMILIES OF RECOVERING SERVICE MEMBERS.**

(a) STUDY REQUIRED.—The Secretary of Defense shall conduct a study of the provision of support services for families of recovering service members.

(b) MATTERS COVERED.—The study under subsection (a) shall include the following:

(1) A determination of the types of support services that are currently provided by the Department of Defense to family members described in subsection (c), and the cost of providing such services.

(2) A determination of additional types of support services that would be feasible for the Department to provide to such family members, and the costs of providing such services, including the following types of services:

(A) The provision of medical care at military medical treatment facilities.

(B) The provision of job placement services offered by the Department of Defense to any family member caring for a recovering service member for more than 45 days during a one-year period.

(C) The provision of meals without charge at military medical treatment facilities.

(3) A survey of military medical treatment facilities to estimate the number of family members to whom the support services would be provided.

(4) A determination of any discrimination in employment that such family members experience, including denial of retention in employment, promotion, or any benefit of employment by an employer on the basis of the person's absence from employment as described in subsection (c), and a determination, in consultation with the Secretary of Labor, of the options available for such family members.

(c) COVERED FAMILY MEMBERS.—A family member described in this subsection is a family member of a recovering service member who is—

(1) on invitational orders while caring for the recovering service member;

(2) a non-medical attendee caring for the recovering service member; or

(3) receiving per diem payments from the Department of Defense while caring for the recovering service member.

(d) REPORT.—Not later than 180 days after the date of the enactment of this Act, the Secretary of Defense shall submit to the Committees on Armed Services of the Senate and the House of Representatives a report on the results of the study, with such findings and recommendations as the Secretary considers appropriate.

**SEC. 1435. REPORT ON TRAUMATIC BRAIN INJURY CLASSIFICATIONS.**

(a) INTERIM REPORT.—Not later than 90 days after the date of the enactment of this Act, the Secretary of Defense shall submit to the Committees on Armed Services of the Senate and the House of Representatives an interim report describing the changes undertaken within the Department of Defense to ensure that traumatic brain injury victims receive a proper medical designation concomitant with their injury as opposed to the current medical designation which assigns a generic "organic psychiatric disorder" classification.

(b) FINAL REPORT.—Not later than 180 days after the date of the enactment of this Act, the Secretary of Defense shall submit to the Committees on Armed Services of the Senate and the House of Representatives a final report concerning traumatic brain injury classifications and an explanation and justification of the Department's use of the international classification of disease (ICD) 9 designation, recommendations for transitioning to ICD 10 or 11, and the benefits the civilian community experiences from using ICD 10.

**SEC. 1436. EVALUATION OF THE POLYTRAUMA LIAISON OFFICER/NON-COMMISSIONED OFFICER PROGRAM.**

(a) EVALUATION REQUIRED.—The Secretary of Defense shall conduct an evaluation of the Polytrauma Liaison Officer/Non-Commissioned Officer program, which is the program operated by each of the military departments and the Department of Veterans Affairs for the purpose of—

(1) assisting in the seamless transition of members of the Armed Forces from the Department of Defense health care system to the Department of Veterans Affairs system; and

(2) expediting the flow of information and communication between military treatment facilities and the Veterans Affairs Polytrauma Centers.

(b) MATTERS COVERED.—The evaluation of the Polytrauma Liaison Officer/Non-Commissioned Officer program shall include evaluating the following areas:

(1) The program's effectiveness in the following areas:

(A) Handling of military patient transfers.

(B) Ability to access military records in a timely manner.

(C) Collaboration with Polytrauma Center treatment teams.

(D) Collaboration with Veteran Service Organizations.

(E) Functioning as the Polytrauma Center's subject-matter expert on military issues.

(F) Supporting and assisting family members.

(G) Providing education, information, and referrals to members of the Armed Forces and their family members.

(H) Functioning as uniformed advocates for members of the Armed Forces and their family members.

(I) Inclusion in Polytrauma Center meetings.

(J) Completion of required administrative reporting.

(K) Ability to provide necessary administrative support to all members of the Armed Forces.

(2) Manpower requirements to effectively carry out all required functions of the Polytrauma Liaison Officer/Non-Commissioned Officer program given current and expected case loads.

(3) Expansion of the program to incorporate Navy and Marine Corps officers and senior enlisted personnel.

(c) REPORTING REQUIREMENT.—Not later than 90 days after the date of the enactment of this Act, the Secretary of Defense shall submit to Congress a report containing—

(1) the results of the evaluation; and

(2) recommendations for any improvements in the program.

**SEC. 1437. STUDY AND REPORT ON STANDARD SOLDIER PATIENT TRACKING SYSTEM.**

(a) STUDY REQUIRED.—The Secretary of Defense shall conduct a study on the feasibility of developing a joint soldier tracking system for recovering service members.

(b) MATTERS COVERED.—The study under subsection (a) shall include the following:

(1) Review of the feasibility of allowing each recovering service member, each family member of such a member, each commander of a military installation retaining medical holdover patients, each patient navigator, and ombudsman office personnel, at all times, to be able to locate and understand exactly where a recovering service member is in the medical holdover process.

(2) A determination of whether the tracking system can be designed to ensure that—

(A) the commander of each military medical facility where recovering service members are located is able to track appointments of such members to ensure they are meeting timeliness and other standards that serve the member; and

(B) each recovering service member is able to know when his appointments and other medical evaluation board or physical evaluation board deadlines will be and that they have been scheduled in a timely and accurate manner.

(3) Any other information needed to conduct oversight of care of the member through out the medical holdover process.

(c) REPORT.—Not later than 180 days after the date of the enactment of this Act, the Secretary of Defense shall submit to the Committees on Armed Services of the Senate and the House of Representatives a report on the results of the study, with such findings and recommendations as the Secretary considers appropriate.

**SEC. 1438. STUDY AND REPORT ON WAITING PERIODS FOR APPOINTMENTS AT DEPARTMENT OF VETERANS AFFAIRS MEDICAL FACILITIES.**

(a) STUDY REQUIRED.—The Secretary of Veterans Affairs shall conduct a study on the average length of time between the desired date for which a veteran seeks to

schedule an appointment for health care at a Department of Veterans Affairs medical facility and the date on which such appointment is completed.

(b) **FOCUS OF STUDY.**—In conducting the study under subsection (a), the Secretary shall focus on appointments scheduled and completed at Department medical facilities located in both rural and urban areas.

(c) **REPORT.**—Not later than 180 days after the date of the enactment of this Act, the Secretary shall submit a report to Congress containing the findings of the study under subsection (a) and recommendations for decreasing the waiting time between the desired date of an appointment and the completion of the appointment to a maximum of 15 days.

**SEC. 1439. DEPARTMENT OF DEFENSE STUDY ON THE FEASIBILITY OF MEASURING FAMILY MEMBER SATISFACTION WITH HEALTH CARE SERVICES.**

The Secretary of Defense shall conduct a study on the feasibility of measuring family member satisfaction with the quality of health care services provided to patients, particularly those patients incapacitated by injuries that render them unable to respond completely to surveys on their own.

**Subtitle C—General Provisions**

**SEC. 1451. MORATORIUM ON CONVERSION TO CONTRACTOR PERFORMANCE OF DEPARTMENT OF DEFENSE FUNCTIONS AT MILITARY MEDICAL FACILITIES.**

(a) **FINDINGS.**—Congress finds the following:

(1) The conduct of public-private competitions for the performance of Department of Defense functions, based on Office of Management and Budget Circular A-76, can lead to dramatic reductions in the workforce, undermining an agency's ability to perform its mission.

(2) The Army Garrison commander at the Walter Reed Army Medical Center has stated that the extended A-76 competition process contributed to the departure of highly skilled administrative and maintenance personnel, which led to the problems at the Walter Reed Army Medical Center.

(b) **MORATORIUM.**—During the one-year period beginning on the date of the enactment of this Act, no study or competition may be begun or announced pursuant to section 2461 of title 10, United States Code, or otherwise pursuant to Office of Management and Budget Circular A-76 relating to the possible conversion to performance by a contractor of any Department of Defense function carried out at a military medical facility.

(c) **REPORT REQUIRED.**—Not later than 180 days after the date of the enactment of this Act, the Secretary of Defense shall submit to the Committee on Armed Services of the Senate and the Committee on Armed Services of the House of Representatives a report on the public-private competitions being conducted for Department of Defense functions carried out at military medical facilities as of the date of the enactment of this Act by each military department and defense agency. Such report shall include—

(1) for each such competition—  
(A) the cost of conducting the public-private competition;

(B) the number of military personnel and civilian employees of the Department of Defense affected;

(C) the estimated savings identified and the savings actually achieved;

(D) an evaluation whether the anticipated and budgeted savings can be achieved through a public-private competition; and

(E) the effect of converting the performance of the function to performance by a contractor on the quality of the performance of the function;

(2) a description of any public-private competition the Secretary would conduct if the

moratorium under subsection (b) were not in effect; and

(3) an assessment of whether any method of business reform or reengineering other than a public-private competition could, if implemented in the future, achieve any anticipated or budgeted savings.

**SEC. 1452. PROHIBITION ON TRANSFER OF RESOURCES FROM MEDICAL CARE.**

Neither the Secretary of Defense nor the Secretaries of the military departments may transfer funds or personnel from medical care functions to administrative functions within the Department of Defense in order to comply with the new administrative requirements imposed by this title or the amendments made by this title.

**SEC. 1453. INCREASE IN PHYSICIANS AT HOSPITALS OF THE DEPARTMENT OF VETERANS AFFAIRS.**

The Secretary of Veterans Affairs shall increase the number of resident physicians at hospitals of the Department of Veterans Affairs.

**SEC. 1454. TRANSPORTATION OF REMAINS OF DECEASED MEMBERS OF THE ARMED FORCES AND CERTAIN OTHER PERSONS.**

Section 1482(a)(8) of title 10, United States Code, is amended by adding at the end the following new sentence: "When transportation of the remains includes transportation by aircraft under section 562 of the John Warner National Defense Authorization Act for Fiscal Year 2007 (Public Law 109-364; 10 U.S.C. 1482 note), the Secretary concerned shall provide, to the maximum extent practicable, for delivery of the remains by air to the commercial, general aviation, or military airport nearest to the place selected by the designee."

**TITLE CC—AUTHORIZATION OF ADDITIONAL APPROPRIATIONS FOR OPERATION IRAQI FREEDOM AND OPERATION ENDURING FREEDOM**

Sec. 1501. Purpose and statement of congressional policy.

Sec. 1502. Army procurement.

Sec. 1503. Navy and Marine Corps procurement.

Sec. 1504. Air Force procurement.

Sec. 1505. Joint Improvised Explosive Device Defeat Fund.

Sec. 1506. Defense-wide activities procurement.

Sec. 1507. Research, development, test, and evaluation.

Sec. 1508. Operation and maintenance.

Sec. 1509. Working capital funds.

Sec. 1510. Other Department of Defense programs.

Sec. 1511. Iraq Freedom Fund.

Sec. 1512. Iraq Security Forces Fund.

Sec. 1513. Afghanistan Security Forces Fund.

Sec. 1514. Military personnel.

Sec. 1515. Authorized Army construction and land acquisition projects.

Sec. 1516. Authorized Navy construction and land acquisition projects.

Sec. 1517. National Nuclear Security Administration.

Sec. 1518. Treatment as additional authorizations.

**SEC. 1501. PURPOSE AND STATEMENT OF CONGRESSIONAL POLICY.**

(a) **PURPOSE.**—The purpose of this title is to authorize appropriations for the Department of Defense for fiscal year 2008 to provide additional funds for Operation Iraqi Freedom and Operation Enduring Freedom.

(b) **POLICY.**—Congress has provided members of the Armed Forces deployed outside of the United States, and the families of such members, with ongoing funds for their protection and operations and will continue to support their service and valor on behalf of the United States.

**SEC. 1502. ARMY PROCUREMENT.**

Funds are hereby authorized to be appropriated for fiscal year 2008 for procurement accounts of the Army in amounts as follows:

(1) For aircraft procurement, \$1,677,706,000.

(2) For ammunition procurement, \$313,000,000.

(3) For weapons and tracked combat vehicles procurement, \$4,780,172,000.

(4) For missile procurement, \$295,626,000.

(5) For other procurement, \$11,123,699,000.

**SEC. 1503. NAVY AND MARINE CORPS PROCUREMENT.**

(a) **NAVY.**—Funds are hereby authorized to be appropriated for fiscal year 2008 for procurement accounts for the Navy in amounts as follows:

(1) For aircraft procurement, \$2,917,958,000.

(2) For weapons procurement, \$251,281,000.

(3) For other procurement, \$727,580,000.

(b) **MARINE CORPS.**—Funds are hereby authorized to be appropriated for fiscal year 2008 for the procurement account for the Marine Corps in the amount of \$3,863,267,000.

(c) **NAVY AND MARINE CORPS AMMUNITION.**—Funds are hereby authorized to be appropriated for fiscal year 2008 for the procurement account for ammunition for the Navy and the Marine Corps in the amount of \$590,090,000.

**SEC. 1504. AIR FORCE PROCUREMENT.**

Funds are hereby authorized to be appropriated for fiscal year 2008 for procurement accounts for the Air Force in amounts as follows:

(1) For aircraft procurement, \$5,189,709,000.

(2) For ammunition procurement, \$74,005,000.

(3) For missile procurement, \$1,800,000.

(4) For other procurement, \$3,926,810,000.

**SEC. 1505. JOINT IMPROVED EXPLOSIVE DEVICE DEFEAT FUND.**

(a) **AUTHORIZATION OF APPROPRIATIONS.**—Funds are hereby authorized for fiscal year 2008 for the Joint Improvised Explosive Device Defeat Fund in the amount of \$4,000,000,000.

(b) **USE AND TRANSFER OF FUNDS.**—Subsections (b) and (c) of section 1514 of the John Warner National Defense Authorization Act for Fiscal Year 2007 (Public Law 109-364; 120 Stat. 2439) shall apply to the funds appropriated pursuant to the authorization of appropriations in subsection (a).

(c) **REVISION OF MANAGEMENT PLAN.**—The Secretary of Defense shall revise the management plan required by section 1514(d) of the John Warner National Defense Authorization Act for Fiscal Year 2007 to identify projected transfers and obligations through September 30, 2008.

(d) **DURATION OF AUTHORITY.**—Section 1514(f) of the John Warner National Defense Authorization Act for Fiscal Year 2007 is amended by striking "September 30, 2009" and inserting "September 30, 2010".

**SEC. 1506. DEFENSE-WIDE ACTIVITIES PROCUREMENT.**

Funds are hereby authorized to be appropriated for fiscal year 2008 for the procurement account for Defense-wide in the amount of \$594,768,000.

**SEC. 1507. RESEARCH, DEVELOPMENT, TEST, AND EVALUATION.**

Funds are hereby authorized to be appropriated for fiscal year 2008 for the use of the Department of Defense for research, development, test, and evaluation as follows:

(1) For the Army, \$91,278,000.

(2) For the Navy, \$516,303,000.

(3) For the Air Force, \$816,041,000.

(4) For Defense-wide activities, \$727,498,000.

**SEC. 1508. OPERATION AND MAINTENANCE.**

Funds are hereby authorized to be appropriated for fiscal year 2008 for the use of the Armed Forces for expenses, not otherwise provided for, for operation and maintenance, in amounts as follows:

- (1) For the Army, \$45,350,964,000.
- (2) For the Navy, \$5,426,407,000.
- (3) For the Marine Corps, \$4,013,093,000.
- (4) For the Air Force, \$10,536,330,000.
- (5) For Defense-wide activities, \$6,098,990,000.
- (6) For the Army Reserve, \$158,410,000.
- (7) For the Navy Reserve, \$69,598,000.
- (8) For the Marine Corps Reserve, \$68,000,000.
- (9) For the Army National Guard, \$466,150,000.
- (10) For the Air National Guard, \$31,168,000.
- (11) For the Strategic Readiness Fund, \$1,000,000,000.

**SEC. 1509. WORKING CAPITAL FUNDS.**

Funds are hereby authorized to be appropriated for fiscal year 2008 for the use of the Armed Forces and other activities and agencies of the Department of Defense for providing capital for working capital and revolving funds in amounts as follows:

- (1) For the Defense Working Capital Funds, \$1,676,275,000.
- (2) For the National Defense Sealift Fund, \$5,100,000.

**SEC. 1510. OTHER DEPARTMENT OF DEFENSE PROGRAMS.**

(a) **DEFENSE HEALTH PROGRAM.**—Funds are hereby authorized to be appropriated for the Department of Defense for fiscal year 2008 for expenses, not otherwise provided for, for the Defense Health Program in the amount of \$1,022,842,000 for operation and maintenance.

(b) **DRUG INTERDICTION AND COUNTER-DRUG ACTIVITIES, DEFENSE-WIDE.**—Funds are here-

by authorized to be appropriated for the Department of Defense for fiscal year 2008 for expenses, not otherwise provided for, for Drug Interdiction and Counter-Drug Activities, Defense-wide in the amount of \$257,618,000.

(c) **DEFENSE INSPECTOR GENERAL.**—Funds are hereby authorized to be appropriated for the Department of Defense for fiscal year 2008 for expenses, not otherwise provided for, for the Office of the Inspector General of the Department of Defense in the amount of \$4,394,000 for operation and maintenance.

**SEC. 1511. IRAQ FREEDOM FUND.**

Funds are hereby authorized to be appropriated for fiscal year 2008 for the Iraq Freedom Fund in the amount of \$107,500,000.

**SEC. 1512. IRAQ SECURITY FORCES FUND.**

(a) **AUTHORIZATION OF APPROPRIATIONS.**—Funds are hereby authorized to be appropriated for fiscal year 2008 for the Iraq Security Forces Fund in the amount of \$2,000,000,000.

(b) **USE, TRANSFER, AND OTHER REQUIREMENTS REGARDING FUNDS.**—Subsections (b), (c), and (d) of section 1516 of the John Warner National Defense Authorization Act for Fiscal Year 2007 (Public Law 109-364; 120 Stat. 2441) shall apply to the funds appropriated pursuant to the authorization of appropriations in subsection (a).

(c) **DURATION OF AUTHORITY.**—Section 1516(g) of the John Warner National Defense Authorization Act for Fiscal Year 2007 is amended by striking “September 30, 2008” and inserting “September 30, 2009”.

**SEC. 1513. AFGHANISTAN SECURITY FORCES FUND.**

(a) **AUTHORIZATION OF APPROPRIATIONS.**—Funds are hereby authorized to be appropriated for fiscal year 2008 for the Afghanistan Security Forces Fund in the amount of \$2,700,000,000.

(b) **USE, TRANSFER, AND OTHER REQUIREMENTS REGARDING FUNDS.**—Subsections (b), (c), and (d) of section 1517 of the John Warner National Defense Authorization Act for Fiscal Year 2007 (Public Law 109-364; 120 Stat. 2442) shall apply to the funds appropriated pursuant to the authorization of appropriations in subsection (a).

(c) **DURATION OF AUTHORITY.**—Section 1517(g) of the John Warner National Defense Authorization Act for Fiscal Year 2007 is amended by striking “September 30, 2008” and inserting “September 30, 2009”.

**SEC. 1514. MILITARY PERSONNEL.**

There is hereby authorized to be appropriated to the Department of Defense for military personnel accounts for fiscal year 2008 a total of \$17,471,763,000.

**SEC. 1515. AUTHORIZED ARMY CONSTRUCTION AND LAND ACQUISITION PROJECTS.**

(a) **AUTHORIZED PROJECTS.**—Using amounts appropriated pursuant to the authorization of appropriations in subsection (b) the Secretary of the Army may acquire real property and carry out military construction projects for the installations or locations outside the United States, and in the amounts, set forth in the following table:

**Army: Outside the United States**

Country	Installation or Location	Amount
Afghanistan .....	Bagram Air Base .....	\$103,000,000
Iraq .....	Camp Adder .....	\$31,850,000
	Al Asad .....	\$46,100,000
	Camp Anaconda .....	\$49,200,000
	Fallujah .....	\$880,000
	Camp Marez .....	\$880,000
	Mosul .....	\$43,000,000
	Camp Ramadi .....	\$880,000
	Scania .....	\$5,000,000
	Camp Speicher .....	\$54,900,000
	Camp Taqqadum .....	\$880,000
	Tikrit .....	\$43,000,000
	Camp Victory .....	\$24,600,000
	Camp Warrior .....	\$880,000
	Various Locations .....	\$102,000,000

(b) **AUTHORIZATION OF APPROPRIATIONS.**—Funds are hereby authorized to be appropriated for fiscal years beginning after September 30, 2007, for military construction, land acquisition, and military family housing functions of the Department of the Army in the total amount of \$526,450,000 as follows:

- (1) For military construction projects outside the United States authorized by subsection (a), \$507,050,000.

(2) For architectural and engineering services and construction design under section 2807 of title 10, United States Code, \$19,400,000.

**SEC. 1516. AUTHORIZED NAVY CONSTRUCTION AND LAND ACQUISITION PROJECTS.**

(a) **AUTHORIZED PROJECTS.**—Using amounts appropriated pursuant to the authorization of appropriations in subsection (b), the Secretary of the Navy may acquire real property

and carry out military construction projects for the installations or locations inside the United States, and in the amounts, set forth in the following table:

**Navy: Inside the United States**

State	Installation or Location	Amount
California .....	Camp Pendleton .....	\$102,034,000
	Twenty-Nine Palms .....	\$4,440,000
North Carolina .....	Camp Lejeune .....	\$43,310,000

(b) **AUTHORIZATION OF APPROPRIATIONS.**—Subject to section 2825 of title 10, United

States Code, funds are hereby authorized to be appropriated for fiscal years beginning

after September 30, 2007, for military construction, land acquisition, and military

family housing functions of the Department of the Navy in the total amount of \$169,071,000, as follows:

(1) For military construction projects inside the United States authorized by subsection (a), \$149,814,000.

(2) For architectural and engineering services and construction design under section 2807 of title 10, United States Code, \$7,491,000.

(3) For construction and acquisition, planning and design, and improvement of military family housing and facilities, \$11,766,000.

**SEC. 1517. NATIONAL NUCLEAR SECURITY ADMINISTRATION.**

Funds are hereby authorized to be appropriated for fiscal year 2008 to the Department of Energy for the National Nuclear Security Administration for defense nuclear nonproliferation in the amount of \$50,000,000.

**SEC. 1518. TREATMENT AS ADDITIONAL AUTHORIZATIONS.**

The amounts authorized to be appropriated by this title are in addition to amounts otherwise authorized to be appropriated by this Act.

**TITLE DD—NATIONAL GUARD ENHANCEMENT**

Sec. 1601. Short title.

Subtitle A—National Guard Bureau

Sec. 1611. Enhancement of duties and position of Chief of the National Guard Bureau.

Sec. 1612. Establishment of National Guard Bureau as joint activity of Department of Defense.

Sec. 1613. Enhancement of functions of National Guard Bureau.

Sec. 1614. Requirement for Secretary of Defense to prepare annual plan for response to natural disasters and terrorist events.

Sec. 1615. Determination of Department of Defense civil support requirements.

Sec. 1616. Conforming and clerical amendments.

Subtitle B—Additional Reserve Component Enhancement

Sec. 1621. United States Northern Command.

Sec. 1622. Council of Governors.

Sec. 1623. Reserve Components Policy Board.

Sec. 1624. Requirements for certain high-level positions to be held by reserve component general or flag officers.

Sec. 1625. Retirement age and years of service limitations on certain reserve general and flag officers.

Sec. 1626. Additional reporting requirements relating to National Guard equipment.

**SEC. 1601. SHORT TITLE.**

This title may be cited as the “National Guard Empowerment Act”.

**Subtitle A—National Guard Bureau**

**SEC. 1611. ENHANCEMENT OF DUTIES AND POSITION OF CHIEF OF THE NATIONAL GUARD BUREAU.**

(a) **PRINCIPAL ADVISER TO SECRETARY OF DEFENSE THROUGH CHAIRMAN OF JOINT CHIEFS OF STAFF ON NATIONAL GUARD MATTERS.**—Subsection (c) of section 10502 of title 10, United States Code, is amended by inserting after “principal adviser” the following: “to the Secretary of Defense (through the Chairman of the Joint Chiefs of Staff).”

(b) **ADVISER TO COMMANDER OF THE UNITED STATES NORTHERN COMMAND AND SECRETARY OF HOMELAND SECURITY.**—Subsection (c) of such section is further amended—

(1) by inserting “(1)” before “The Chief”; and

(2) by adding at the end the following new paragraph:

“(2) The Chief of the National Guard Bureau also is an adviser on such matters to

the commander of the combatant command the geographic area of responsibility of which includes the United States and to the Secretary of Homeland Security.”

(c) **APPOINTMENT TO OFFICE IN GRADE OF GENERAL.**—Subsection (d) of such section is amended by striking “lieutenant general” and inserting “general”.

(d) **APPOINTMENT PROCESS.**—Subsection (a) of such section is amended—

(1) by redesignating paragraphs (1), (2), and (3) as subparagraphs (A), (B), and (C), respectively;

(2) by inserting “(1)” before “There is”; and

(3) by adding at the end the following new paragraphs:

“(2) The Secretary of Defense shall establish a process to identify, from among the officers of the Army National Guard of the United States and Air National Guard of the United States recommended under paragraph (1)(A), the best qualified officer or officers whom the Secretary of Defense will recommend for appointment as Chief of the National Guard Bureau.

“(3) In establishing the process under paragraph (2), the Secretary of Defense shall—

“(A) consider such procedural recommendations as the current Chief of the National Guard Bureau may provide;

“(B) employ a selection advisory board, which shall be appointed, chartered, and instructed by agreement between the Secretary of the Army and the Secretary of the Air Force; and

“(C) incorporate the requirements of section 601(d) of this title relating to a performance evaluation and necessary qualifications for the position.”

(e) **REPEAL OF PROHIBITION ON CHIEF HOLDING OFFICE AFTER AGE 64.**—Subsection (b) of such section is amended by striking “An officer may not hold that office after becoming 64 years of age.”

(f) **APPOINTMENT OF NEXT CHIEF OF THE NATIONAL GUARD BUREAU.**—Not later than 120 days after the date of the enactment of this Act, the Secretary of Defense shall submit to the President recommendations regarding the best qualified officer or officers for consideration by the President for appointment as the next Chief of the National Guard Bureau under section 10502 of title 10, United States Code, as amended by this section. The amendments made by subsections (c), (d), and (e) shall apply with respect to such appointment. The officer serving in the office of Chief of the National Guard Bureau as of the date of the enactment of this Act may be recommended for appointment and appointed to that office to serve in the grade of general.

**SEC. 1612. ESTABLISHMENT OF NATIONAL GUARD BUREAU AS JOINT ACTIVITY OF DEPARTMENT OF DEFENSE.**

(a) **JOINT ACTIVITY OF THE DEPARTMENT OF DEFENSE.**—Subsection (a) of section 10501 of title 10, United States Code, is amended by striking “joint bureau of the Department of the Army and the Department of the Air Force” and inserting “joint activity of the Department of Defense”.

(b) **JOINT MANPOWER REQUIREMENTS.**—

(1) **IN GENERAL.**—Chapter 1011 of such title is amended by adding at the end the following new section:

**“§ 10508. National Guard Bureau: general provisions**

“The manpower requirements of the National Guard Bureau as a joint activity of the Department of Defense shall be determined in accordance with regulations prescribed by the Secretary of Defense, in consultation with the Chairman of the Joint Chiefs of Staff.”

(2) **CLERICAL AMENDMENT.**—The table of sections at the beginning of such chapter is

amended by adding at the end the following new item:

“10508. National Guard Bureau: general provisions.”

**SEC. 1613. ENHANCEMENT OF FUNCTIONS OF NATIONAL GUARD BUREAU.**

(a) **ADDITIONAL GENERAL FUNCTIONS.**—Section 10503 of title 10, United States Code, is amended—

(1) by redesignating paragraph (12), as paragraph (13); and

(2) by inserting after paragraph (11) the following new paragraph (12):

“(12)(A) Facilitating and coordinating with the entities listed in subparagraph (B) the use of National Guard personnel and resources for operations conducted under title 32, or in support of State missions.

“(B) The entities listed in this subparagraph for purposes of subparagraph (A) are the following:

“(i) Other Federal agencies.

“(ii) The Adjutants General of the States.

“(iii) The United States Joint Forces Command.

“(iv) The combatant command the geographic area of responsibility of which includes the United States.”

(b) **CHARTER DEVELOPED AND PRESCRIBED BY SECRETARY OF DEFENSE.**—Section 10503 of such title is amended—

(1) in the matter preceding paragraph (1)—

(A) by striking “The Secretary of the Army and the Secretary of the Air Force shall jointly develop” and inserting “The Secretary of Defense, in consultation with the Chairman of the Joint Chiefs of Staff, the Secretary of the Army, and the Secretary of the Air Force, shall develop”; and

(B) by striking “cover” in the second sentence and inserting “reflect the full scope of the duties and activities of the Bureau, including”; and

(2) in paragraph (12), by striking “the Secretaries” and inserting “the Secretary of Defense”.

**SEC. 1614. REQUIREMENT FOR SECRETARY OF DEFENSE TO PREPARE ANNUAL PLAN FOR RESPONSE TO NATURAL DISASTERS AND TERRORIST EVENTS.**

(a) **REQUIREMENT FOR ANNUAL PLAN.**—Not later than March 1, 2008, and each March 1 thereafter, the Secretary of Defense, in consultation with the commander of the United States Northern Command and the Chief of the National Guard Bureau, shall prepare and submit to Congress a plan for coordinating the use of the National Guard and members of the Armed Forces on active duty when responding to natural disasters, acts of terrorism, and other man-made disasters as identified in the national planning scenarios described in subsection (e).

(b) **INFORMATION TO BE PROVIDED TO SECRETARY.**—To assist the Secretary of Defense in preparing the plan, the National Guard Bureau, pursuant to its purpose as channel of communications as set forth in section 10501(b) of title 10, United States Code, shall provide to the Secretary information gathered from Governors, adjutants general of States, and other State civil authorities responsible for homeland preparation and response to natural and man-made disasters.

(c) **TWO VERSIONS.**—The plan shall set forth two versions of response, one using only members of the National Guard, and one using both members of the National Guard and members of the regular components of the Armed Forces.

(d) **MATTERS COVERED.**—The plan shall cover, at a minimum, the following:

(1) Protocols for the Department of Defense, the National Guard Bureau, and the Governors of the several States to carry out operations in coordination with each other



and to ensure that Governors and local communities are properly informed and remain in control in their respective States and communities.

(2) An identification of operational procedures, command structures, and lines of communication to ensure a coordinated, efficient response to contingencies.

(3) An identification of the training and equipment needed for both National Guard personnel and members of the Armed Forces on active duty to provide military assistance to civil authorities and for other domestic operations to respond to hazards identified in the national planning scenarios.

(e) NATIONAL PLANNING SCENARIOS.—The plan shall provide for response to the following hazards: Nuclear detonation, biological attack, biological disease outbreak/pandemic flu, the plague, chemical attack-blister agent, chemical attack-toxic industrial chemicals, chemical attack-nerve agent, chemical attack-chlorine tank explosion, major hurricane, major earthquake, radiological attack-radiological dispersal device, explosives attack-bombing using improvised explosive device, biological attack-food contamination, biological attack-foreign animal disease and cyber attack.

**SEC. 1615. DETERMINATION OF DEPARTMENT OF DEFENSE CIVIL SUPPORT REQUIREMENTS.**

(a) DETERMINATION OF REQUIREMENTS.—The Secretary of Defense shall determine the military-unique capabilities needed to be provided by the Department of Defense to support civil authorities in an incident of national significance or a catastrophic incident.

(b) PLAN FOR FUNDING CAPABILITIES.—

(1) PLAN.—The Secretary of Defense shall develop and implement a plan, in coordination with the Secretaries of the military departments and the Chairman of the Joint Chiefs of Staff, for providing the funds and resources necessary to develop and maintain the following:

(A) The military-unique capabilities determined under subsection (a).

(B) Any additional capabilities determined by the Secretary to be necessary to support the use of the active components and the reserve components of the armed forces for homeland defense missions, domestic emergency responses, and providing military support to civil authorities.

(2) TERM OF PLAN.—The plan required under paragraph (1) shall cover at least five years.

(c) BUDGET.—The Secretary of Defense shall include in the materials accompanying the budget submitted for each fiscal year a request for funds necessary to carry out the plan required under subsection (b) during the fiscal year covered by the budget. The defense budget materials shall delineate and explain the budget treatment of the plan for each component of each military department, each combatant command, and each affected Defense Agency.

(d) IMPLEMENTATION.—In carrying out this section, the Secretary of Defense, acting through the chairman of the Joint Chiefs of Staff, shall ensure the appropriate assignment of responsibilities, coordination of the efforts, and prioritization of renouncing by the appropriate combatant commands, the military departments, and the National Guard Bureau.

(e) DEFINITIONS.—In this section:

(1) The term “military-unique capabilities” means those capabilities that, in the view of the Secretary of Defense—

(A) cannot be provided by other Federal, State or local civilian agencies; and

(B) are essential to provide support to civil authorities in an incident of national significance or a catastrophic incident.

(2) The term “defense budget materials”, with respect to a fiscal year, means the ma-

terials submitted to Congress by the Secretary of Defense in support of the budget for that fiscal year.

(f) STRATEGIC PLANNING GUIDANCE.—Section 113(g)(2) of title 10, United States Code, is amended by striking “contingency plans” at the end of the first sentence and inserting the following: “contingency plans, including plans for providing support to civil authorities in an incident of national significance or a catastrophic incident, for homeland defense, and for military support to civil authorities”.

**SEC. 1616. CONFORMING AND CLERICAL AMENDMENTS.**

(a) CONFORMING AMENDMENT.—The heading of section 10503 of such title is amended to read as follows:

**“§ 10503. Functions of National Guard Bureau: charter”.**

(b) CLERICAL AMENDMENT.—The table of sections at the beginning of chapter 1011 of such title is amended by striking the item relating to section 10503 and inserting the following new item:

“10503. Functions of National Guard Bureau: charter.”.

**Subtitle B—Additional Reserve Component Enhancement**

**SEC. 1621. UNITED STATES NORTHERN COMMAND.**

(a) MANPOWER REVIEW.—

(1) REVIEW BY CHAIRMAN OF THE JOINT CHIEFS OF STAFF.—Not later than one year after the date of the enactment of this Act, the Chairman of the Joint Chiefs of Staff shall submit to the Secretary of Defense a review of the civilian and military positions, job descriptions, and assignments within the United States Northern Command with the goal of significantly increasing the number of members of a reserve component assigned to, and civilians employed by, the United States Northern Command who have experience in the planning, training, and employment of forces for homeland defense missions, domestic emergency response, and providing military support to civil authorities.

(2) SUBMISSION OF RESULTS OF REVIEW.—Not later than 90 days after the date on which the Secretary of Defense receives the results of the review under paragraph (1), the Secretary shall submit to Congress a copy of the results of the review, together with such recommendations as the Secretary considers appropriate to achieve the objectives of the review.

(b) COMMAND AND CONTROL OF MIXED-STATUS FORCES IN CERTAIN MISSIONS.—

(1) PROCEDURES REQUIRED.—The Secretary of Defense shall establish procedures under which an officer who is on active duty or an officer who is on full-time National Guard duty may command mixed-status forces in connection with the training and use of mixed-status forces for homeland defense missions, domestic emergency responses, and providing military support to civil authorities.

(2) ELEMENTS OF PROCEDURES.—The procedures shall include measures to enable—

(A) the Commander of United States Northern Command and subordinate commanders within the United States Northern Command to exercise command of such mixed-status forces; and

(B) the Adjutant General or other officers of the National Guard of a State to exercise command of such mixed-status forces.

(3) COORDINATION.—The Secretary of Defense shall establish the procedures in coordination with the Chairman of the Joint Chiefs of Staff, the Chief of the National Guard Bureau, and the Governors of the States.

(c) DEFINITIONS.—In this section:

(1) The term “United States Northern Command” means the combatant command the geographic area of responsibility of which includes the United States.

(2) the term “mixed-status forces” means units and members of the National Guard that are on full-time National Guard duty participating in an encampment, maneuver, training exercise, or operation with members of the armed forces on active duty.

(3) The term “State” means the several States, the Commonwealth of Puerto Rico, the District of Columbia, Guam, and the Virgin Islands.

(4) The term “Governor”, with respect to the District of Columbia, means the commanding general of the District of Columbia National Guard.

(5) The terms “active duty” and “full-time National Guard duty” have the meanings provided those terms by section 101 of title 10, United States Code.

**SEC. 1622. COUNCIL OF GOVERNORS.**

The President shall establish a bipartisan Council of Governors to advise the Secretary of Defense, the Secretary of Homeland Security, and the White House Homeland Security Council on matters related to the National Guard and civil support missions.

**SEC. 1623. RESERVE COMPONENTS POLICY BOARD.**

(a) RESERVE COMPONENTS POLICY BOARD.—Section 10301 of title 10, United States Code, is amended to read as follows:

**“§ 10301. Reserve Components Policy Board**

“(a) There is in the Office of the Secretary of Defense a Reserve Components Policy Board. The Board shall provide the Secretary of Defense, through the Deputy Secretary of Defense, independent advice and recommendations on strategies, policies, and practices designed to improve and enhance the capabilities, efficiency, and effectiveness of the reserve components of the United States.

“(b) The Board shall consist of 15 members appointed from civilian life by the Secretary of Defense. The Secretary shall designate the chairman and a vice chairman of the Board. Members of the Board shall be appointed without regard to political affiliation, shall be appointed for two-year, renewable terms, and shall have a proven record of high-level achievement in a national security-related field that includes matters pertaining to the reserve components of the United States.

“(c) Members of the Board shall be selected on the basis of knowledge, expertise, or achievement in the following areas:

“(1) The reserve components of the United States.

“(2) The national security and national military strategies of the United States.

“(3) The roles and missions of the active and reserve components of the United States Armed Forces.

“(4) The organization, force structure, and force mix of the United States Armed Forces.

“(5) Acquisition; research and development; military operations; or personnel and compensation programs, policies, and activities of the Department of Defense.

“(6) Homeland defense and support to civil authorities.

“(d) The Chairman shall be selected on the basis of extensive knowledge, expertise, or achievement with respect to the reserve components of the United States, including the National Guard.

“(e) The Under Secretary of Defense for Personnel and Readiness shall provide an executive director and the necessary support staff to manage the activities of the Board in consultation with the Chairman.

“(f) The Board shall act on those matters referred to it by the Secretary of Defense or the Chairman and, in addition, on any matter raised by a member of the Board. As a

part of its duties, the Board shall periodically meet with members of the reserve components of the United States.”.

(b) CLERICAL AMENDMENT.—The item relating to section 10301 in the table of sections at the beginning of chapter 1009 of such title is amended to read as follows:

“10301. Reserve Components Policy Board.”.

(c) CONFORMING AMENDMENTS.—

(1) Title 10, United States Code, is amended in the following provisions by striking “Reserve Forces Policy Board” and inserting “Reserve Components Policy Board”:

(A) Section 101(d)(6)(B)(i).

(B) Section 113(c)(2) (both places).

(C) Section 175.

(2) The heading of section 175 of such title is amended to read as follows:

“§ 175. Reserve Components Policy Board”.

(3) The item relating to section 175 in the table of sections for chapter 7 of such title is amended to read as follows:

“175. Reserve Components Policy Board.”.

**SEC. 1624. REQUIREMENTS FOR CERTAIN HIGH-LEVEL POSITIONS TO BE HELD BY RESERVE COMPONENT GENERAL OR FLAG OFFICERS.**

(a) UNIFIED AND SPECIFIED COMBATANT COMMAND POSITIONS.—Subparagraph (A) of section 526(b)(2) of title 10, United States Code, is amended by striking “10 general and flag officer positions on the staffs of the commanders of” and inserting “15 general and flag officer positions in”.

(b) DESIGNATION OF LIEUTENANT GENERAL OR VICE ADMIRAL POSITIONS TO BE HELD ONLY BY RESERVE COMPONENT OFFICERS.—Such subparagraph is further amended—

(1) by inserting “(i)” after “(A)”;

(2) by striking the last sentence; and

(3) by adding at the end the following new clauses:

“(ii) The Chairman of the Joint Chiefs of Staff shall designate up to three general and flag officer positions in the grade of lieutenant general or vice admiral to be held only by reserve component officers. One of the positions designated under this clause shall be the deputy commander of the combatant command the geographic area of responsibility of which includes the United States, unless a reserve component officer is serving as commander of that combatant command. Each position designated under this clause shall be in addition to those positions that are required by law to be filled by an officer serving in the grade of lieutenant general or vice admiral.

“(iii) The positions designated under clauses (i) and (ii) shall be considered a joint duty assignment position for the purposes of chapter 38 of this title.”.

**SEC. 1625. RETIREMENT AGE AND YEARS OF SERVICE LIMITATIONS ON CERTAIN RESERVE GENERAL AND FLAG OFFICERS.**

(a) RETIREMENT FOR AGE.—

(1) INCLUSION OF RESERVE GENERALS AND ADMIRALS.—Section 14511 of title 10, United States Code, is amended to read as follows:

“§ 14511. Separation at age 64: major generals and generals and rear admirals and admirals

“(a) MAJOR GENERALS AND REAR ADMIRALS.—Unless retired, transferred to the Retired Reserve, or discharged at an earlier date, each reserve officer of the Army, Air Force, or Marine Corps in the grade of major general and each reserve officer of the Navy in the grade of rear admiral, except an officer covered by section 14512 of this title, shall be separated in accordance with section 14515 of this title on the last day of the month in which the officer becomes 64 years of age.

“(b) GENERALS AND ADMIRALS.—(1) Unless retired, transferred to the Retired Reserve, or discharged at an earlier date, each reserve officer of the Army, Air Force, or Marine Corps in the grade of general and each reserve officer of the Navy in the grade of admiral shall be separated in accordance with section 14515 of this title on the last day of the month in which the officer becomes 64 years of age.

“(2) The retirement of an officer under paragraph (1) may be deferred—

“(A) by the President, but such a deferment may not extend beyond the first day of the month following the month in which the officer becomes 68 years of age; or

“(B) by the Secretary of Defense, but such a deferment may not extend beyond the first day of the month following the month in which the officer becomes 66 years of age.”.

(2) CLERICAL AMENDMENT.—The table of sections at the beginning of chapter 1407 of such title is amended by striking the item relating to section 14511 and inserting the following new item:

“14511. Separation at age 64: major generals and generals and rear admirals and admirals.”.

(b) CONFORMING AMENDMENTS AND RESERVE OFFICERS HOLDING CERTAIN OTHER OFFICES.—Section 14512 of such title is amended—

(1) in subsection (a)(2)—

(A) by striking subparagraph (A); and

(B) by redesignating subparagraphs (B), (C), and (D) as subparagraphs (A), (B), and (C), respectively;

(2) in subsection (b)—

(A) by inserting “(1)” before “The Secretary”; and

(B) by adding at the end the following new paragraph:

“(2) The President may defer the retirement of a reserve officer serving in the position of Chief of the Navy Reserve or Commander of the Marine Forces Reserve, but such deferment may not extend beyond the first day of the month following the month in which the officer becomes 66 years of age. A deferment under this paragraph shall not count toward the limitation on the total number of officers whose retirement may be deferred at any one time under paragraph (1).”; and

(3) by adding at the end the following new subsection:

“(c) DESIGNATED LIEUTENANT GENERAL OR VICE ADMIRAL POSITIONS HELD BY RESERVE COMPONENT OFFICERS.—Unless retired, transferred to the Retired Reserve, or discharged at an earlier date, a reserve officer serving in one of the general and flag officer positions designated under section 526(b)(2)(A)(i) of this title to be held by a reserve officer in the grade of lieutenant general or vice admiral shall, on the last day of the month in which the officer becomes 66 years of age, be separated in accordance with section 14515 of this title.”.

(c) IMPOSITION OF YEARS OF SERVICE LIMITATION.—

(1) IMPOSITION OF LIMITATION.—Section 14508 of such title is amended by inserting after subsection (c), as added by section 511, the following new subsection:

“(d) FORTY YEARS OF SERVICE FOR GENERALS AND ADMIRALS.—Unless retired, transferred to the Retired Reserve, or discharged at an earlier date, each reserve officer of the Army, Air Force, or Marine Corps in the grade of general and each reserve officer of the Navy in the grade of admiral shall, 30 days after completion of 40 years of commissioned service, be separated in accordance with section 14514 of this title.”.

(2) CONFORMING AMENDMENTS.—Subsection (b) of section 10502 of such title, as amended by section 1611(e), is further amended—

(A) by inserting “(1)” before the first sentence; and

(B) by striking “While holding that office” and inserting the following:

“(2) Except as provided in section 14508(d) of this title, while holding the office of Chief of the National Guard Bureau”.

(d) TREATMENT OF CURRENT CHIEF OF THE NATIONAL GUARD BUREAU.—Section 14512(a) of title 10, United States Code, as in effect on the day before the date of the enactment of this Act, shall continue to apply with respect to the officer serving in the office of Chief of the National Guard Bureau as of that date. However, if the officer serving in the office of Chief of the National Guard Bureau as of that date is subsequently appointed to that office to serve in the grade of general, subsection (b) of section 14511 of such title, as added by this section, shall apply.

**SEC. 1626. ADDITIONAL REPORTING REQUIREMENTS RELATING TO NATIONAL GUARD EQUIPMENT.**

Section 10541 of title 10, United States Code, is amended by adding at the end the following new subsection:

“(d) Each report under this section concerning equipment of the National Guard shall also include the following:

“(1) A statement of the accuracy of the projections required by subsection (b)(5)(D) contained in earlier reports under this section, and an explanation, if the projection was not met, of why the projection was not met.

“(2) A certification from the Chief of the National Guard Bureau setting forth an inventory for the preceding fiscal year of each item of equipment—

“(A) for which funds were appropriated;

“(B) which was due to be procured for the National Guard during that fiscal year; and

“(C) which has not been received by a National Guard unit as of the close of that fiscal year.”.

#### TITLE EE—DEFENSE READINESS PRODUCTION BOARD

Sec. 1701. Purpose.

Sec. 1702. Establishment of Defense Readiness Production Board.

Sec. 1703. Defense Production Industry Advisory Council.

Sec. 1704. Role of Chairman of Board in certain reporting processes.

Sec. 1705. Authority to use multiyear contracts.

Sec. 1706. Transfer authority.

Sec. 1707. Special authority for use of working capital funds for critical readiness requirements.

Sec. 1708. Strategic Readiness Fund.

**SEC. 1701. PURPOSE.**

The purpose of this title is to establish a Defense Readiness Production Board to identify and designate critical readiness requirements, to improve the utilization of the defense industrial base, and to provide authorities to the Secretary of Defense and the Secretaries of the military departments to address critical readiness requirements.

**SEC. 1702. ESTABLISHMENT OF DEFENSE READINESS PRODUCTION BOARD.**

(a) ESTABLISHMENT.—The Secretary of Defense shall establish a Defense Readiness Production Board (in this subtitle referred to as the “Board”) within the Office of the Secretary of Defense.

(b) MEMBERSHIP.—

(1) IN GENERAL.—The Board shall be composed of 16 members appointed by the Secretary of Defense in accordance with this subsection.

(2) CHAIRMAN.—The Secretary shall appoint a Chairman from within the Office of the Secretary of Defense.

(3) MILITARY PERSONNEL.—The Secretary shall appoint members from among officers

of the Armed Forces serving on the joint staff and each of the Armed Forces. In making appointments under this paragraph, the Secretary shall ensure that there is full representation of the reserve components of each of the Armed Forces, including at least two representatives of the National Guard and two individuals with responsibilities relating to a depot activity.

(4) CIVILIAN PERSONNEL.—The Secretary shall appoint members from among civilian employees of the Department of Defense serving in each of the military departments and in such other entities within the Department as the Secretary determines appropriate.

(5) OTHER AGENCIES.—The Secretary may request such representatives from other Federal agencies to serve as members as the Secretary of Defense considers necessary, appropriate, and relevant to the work of the Board.

(6) TERMS; VACANCIES.—The Secretary shall determine the term of office of members of the Board and the manner of filling vacancies on the Board.

(c) FUNCTIONS.—

(1) DESIGNATION OF CRITICAL READINESS REQUIREMENTS.—

(A) The Board shall—

(i) monitor and assess the readiness of the Armed Forces;

(ii) assist the Secretary of Defense and Congress in the identification of deficiencies in the readiness of the Armed Forces caused by shortfalls in weapons systems, equipment, and supplies; and

(iii) identify and formally designate critical readiness requirements.

(B) In this title, the term “critical readiness requirements” means shortfalls in equipment or supplies that materially reduce readiness of the Armed Forces and that—

(i) cannot be adequately addressed by identifying acceptable substitute capabilities or cross leveling of equipment that does not unacceptably reduce the readiness of other Armed Forces; and

(ii) that are likely to persist for more than two years based on currently projected budgets and schedules for deliveries of equipment and supplies.

(C) During the period beginning on the date of the enactment of this Act and ending on the date of the first meeting of the Board, the Secretary of Defense may identify and formally designate critical readiness requirements under subparagraph (A)(iii) in lieu of the Board.

(2) MONITORING AND ASSESSMENT OF INDUSTRIAL CAPACITY.—The Board shall also monitor and assess the industrial capacity of all elements of the Department of Defense, the defense industrial base, and non-traditional suppliers to the Department of Defense—

(A) to determine where industrial capacity is being insufficiently used to meet the needs of the Department of Defense, particularly in addressing critical readiness requirements; and

(B) to recommend ways to increase the use of the industrial base, including through encouraging the use of public-private partnerships for existing systems currently maintained outside the depot system as a means of promoting competition, attracting non-traditional suppliers, and expanding the business base of traditional suppliers.

(3) REPORTS AND NOTIFICATIONS.—

(A) The Board shall submit to the Secretary of Defense and to the congressional defense committees reports to communicate its findings and the progress made by the Department of Defense in addressing critical readiness requirements, at such times as it considers necessary, but not less often than every six months.

(B) The Board shall notify the Secretary of Defense and the congressional defense committees within 10 days after it designates a critical readiness requirement under paragraph (1). If the Secretary of Defense designates a critical readiness requirement under paragraph (1)(C) in lieu of the Board, the Secretary shall notify the congressional defense committees within 10 days after such designation.

(d) STAFF.—The Secretary of Defense shall assign staff, and request the Secretaries of the military departments to assign staff, as necessary to assist the Board in carrying out its duties.

(e) TERMINATION.—The Board shall terminate 5 years after the date of its establishment under subsection (a).

**SEC. 1703. DEFENSE PRODUCTION INDUSTRY ADVISORY COUNCIL.**

(a) ESTABLISHMENT.—The Secretary of Defense shall establish a Defense Production Industry Advisory Council (in this section referred to as the “Council”) to advise and assist the Defense Readiness Production Board in fulfilling its duties and functions with respect to the industrial base.

(b) MEMBERSHIP.—The Council shall be composed of 12 members, appointed by the Secretary of Defense in consultation with the Armed Services Committees of the Senate and the House of Representatives from among individuals with knowledge of the defense industrial base, including individuals who—

(1) represent major sectors of defense industry most relevant to the work of the Council;

(2) represent non-traditional suppliers to the Department of Defense from industries most relevant to the work of the Council;

(3) represent suppliers of essential materials most relevant to the work of the Council; and

(4) represent the workforce in the defense industrial base most relevant to the work of the Council.

(c) FUNCTIONS.—The Council shall advise and assist the Defense Readiness Production Board in fulfilling its duties and functions with regard to the industrial base and on such other matters as the Secretary may direct.

(d) REIMBURSEMENT.—The Secretary may provide reimbursement to members of the Council for purposes of attending meetings of the Council, in accordance with Federal guidelines.

(e) TERMINATION.—The Council shall terminate 5 years after the date of its establishment under subsection (a).

**SEC. 1704. ROLE OF CHAIRMAN OF BOARD IN CERTAIN REPORTING PROCESSES.**

(a) READINESS REPORTING SYSTEM.—

(1) INCLUSION IN JOINT READINESS REVIEWS.—The Chairman of the Board, or a representative of the Chairman, shall be included in the quarterly joint readiness reviews and monthly updates required under section 117(d) of title 10, United States Code.

(2) INCLUSION IN REPORTS.—The Chairman of the Board may submit views to the Secretary of Defense for inclusion in the report submitted to Congress by the Secretary under section 117(e) of such title.

(b) QUARTERLY REPORTS ON MILITARY READINESS.—The Chairman of the Board shall be included in the process for preparing quarterly reports required under section 482 of title 10, United States Code. The Chairman may submit views to the Secretary of Defense for inclusion in such reports.

(c) REPORTS ON FUND TRANSFERS.—The Chairman of the Board shall be included in the process of transferring any funds described in reports submitted under section 483 of title 10, United States Code. The Chairman may submit views to the Secretary of

Defense for inclusion in such reports, and if the Chairman determines that any transfer described in a report would negatively affect a critical readiness requirement, shall submit views on such transfer.

**SEC. 1705. AUTHORITY TO USE MULTIYEAR CONTRACTS.**

(a) IN GENERAL.—Notwithstanding section 2306b of title 10, United States Code, the Secretary of a military department may enter into a multiyear contract to procure an item if such item will fill, or substantially fill, a critical readiness requirement designated by the Board.

(b) LIMITATION ON ITEMS.—The authority under subsection (a) may not be used unless the item to be procured—

(1) is the same or substantially the same as an item procured previously using a multiyear contract;

(2) has been in full-rate production for at least 3 years; or

(3) is a non-developmental commercial item with modifications that are de minimis in nature.

(c) ADDITIONAL LIMITATION.—The authority under subsection (a) may not be used unless the Secretary of the military department concerned—

(1) certifies that the pricing under the contract is fair and reasonable and that the Secretary has all the information necessary to make such certification; and

(2) the congressional defense committees have been notified at least 30 days in advance of the award of the proposed contract, and the notification includes a statement of the cancellation ceiling for the contract.

(d) ACCOUNTING FOR COSTS.—For the purpose of accounting for the costs of contracts entered into under this section, the Department of Defense shall either—

(1) record obligations for the full cost of the contract at the time of contract award; or

(2) record obligations for each fiscal year of the contract equal to the Government’s total annual liability, which includes, for a fiscal year, the performance cost of the contract for the fiscal year plus any costs that would be incurred if the contract were cancelled at the end of the fiscal year.

(e) MULTIYEAR CONTRACT DEFINED.—In this section, the term “multiyear contract” has the meaning provided in section 2306b(k) of this title.

(f) REGULATIONS.—The Secretary of Defense shall prescribe regulations to carry out this section. The regulations shall include provisions similar to the provisions required under section 2306b(e) of this title (relating to protection of existing authority).

**SEC. 1706. TRANSFER AUTHORITY.**

(a) IN GENERAL.—The Secretary of Defense may transfer from amounts described in subsection (b) to other appropriations of the Department of Defense for fiscal year 2008 or any subsequent fiscal year such amounts as the Secretary determines necessary to address critical readiness requirements designated by the Board. Amounts so transferred shall be merged with and be available for the same purposes as the accounts to which transferred. The total amount that the Secretary may transfer under the authority of this section in any fiscal year is \$1,000,000,000.

(b) AMOUNTS SUBJECT TO TRANSFER.—Transfers under this section may be made only from amounts appropriated to the Department of Defense for fiscal year 2008 or any subsequent fiscal year that remain available for obligation.

(c) ADDITIONAL AUTHORITY.—The authority provided by this section is in addition to any other authority provided by law authorizing the transfer of amounts available to the Department of Defense.

**SEC. 1707. SPECIAL AUTHORITY FOR USE OF WORKING CAPITAL FUNDS FOR CRITICAL READINESS REQUIREMENTS.**

(a) NOTIFICATION TO SECRETARY OF CERTAIN EXPENSES.—The Secretary of a military department shall notify the Secretary of Defense if the Secretary of the military department determines that costs will be incurred for work on a critical readiness program in excess of amounts available in the working capital fund of the military department.

(b) TRANSFER OF FUNDS.—The Secretary of Defense, after receiving a notification under subsection (a), may transfer funds from another working capital fund or other funds available to the Department of Defense for fiscal year 2008 or any subsequent fiscal year sufficient to cover the costs of the critical readiness program. The Secretary of the military department to which the funds are transferred shall notify the congressional defense committees of the transfer within 30 days after the transfer is made.

(c) REQUIREMENT TO REIMBURSE WORKING CAPITAL FUNDS.—In the case of any working capital fund from which a transfer is made under subsection (b), the Secretary of Defense shall, within 12 months after the transfer, reimburse the fund from any of the following:

- (1) An appropriation of funds.
- (2) Other funds available to the Department of Defense.
- (3) If the Secretary is unable to provide reimbursement pursuant to paragraph (1) or (2) within nine months after the transfer, advance billing (under section 2208(i) of title 10, United States Code) from the military de-

partment carrying out the critical readiness program.

(d) ADDITIONAL TRANSFER AUTHORITY.—The transfer authority under this section is in addition to any other transfer authority.

(e) CRITICAL READINESS PROGRAM.—In this section, the term “critical readiness program” means a program to address a critical readiness requirement designated by the Board.

**SEC. 1708. STRATEGIC READINESS FUND.**

(a) ESTABLISHMENT.—There is established on the books of the Treasury a fund to be known as the Department of Defense Strategic Readiness Fund (in this subsection referred to as the “Fund”), which shall be administered by the Secretary of the Treasury.

(b) PURPOSES.—The Fund shall be used to address critical readiness requirements designated under section 1701(c).

(c) ASSETS OF FUND.—There shall be deposited into the Fund any amount appropriated to the Fund, which shall constitute the assets of the Fund.

(d) TRANSFER OF FUNDS.—

(1) The Secretary of Defense may transfer amounts in the Fund to such appropriations accounts as the Secretary determines appropriate for addressing critical readiness requirements designated under section 1701(c). Amounts so transferred shall be merged with and available for the same purposes and for the same time period as the appropriation account to which transferred.

(2) The transfer authority provided in paragraph (1) is in addition to any other transfer authority available to the Department of Defense. Upon a determination that all or part of the amounts transferred from the Fund are not necessary for the purposes for which

transferred, such amounts may be transferred back to the Fund.

(3) The Secretary of Defense shall notify the congressional defense committees within 30 days after the Secretary makes a transfer under this subsection.

(e) AUTHORIZATION.—There is hereby authorized to be appropriated to the Strategic Readiness Fund \$1,000,000,000, to be derived from amounts for Operations and Maintenance under section 1508.

**DIVISION B—MILITARY CONSTRUCTION AUTHORIZATIONS**

**SEC. 2001. SHORT TITLE.**

This division may be cited as the “Military Construction Authorization Act for Fiscal Year 2008”.

**TITLE I—ARMY**

Sec. 2101. Authorized Army construction and land acquisition projects.

Sec. 2102. Family housing.

Sec. 2103. Improvements to military family housing units.

Sec. 2104. Authorization of appropriations, Army.

Sec. 2105. Modification of authority to carry out certain fiscal year 2006 project.

**SEC. 2101. AUTHORIZED ARMY CONSTRUCTION AND LAND ACQUISITION PROJECTS.**

(a) INSIDE THE UNITED STATES.—Using amounts appropriated pursuant to the authorization of appropriations in section 2104(a)(1), the Secretary of the Army may acquire real property and carry out military construction projects for the installations or locations inside the United States, and in the amounts, set forth in the following table:

**Army: Inside the United States**

State	Installation or Location	Amount
Alabama	Anniston Army Depot	\$26,000,000
Alaska	Fort Richardson	\$92,800,000
	Fort Wainwright	\$105,600,000
Arizona	Fort Huachuca	\$129,600,000
California	Fort Irwin	\$24,000,000
	Presidio, Monterey	\$28,000,000
Colorado	Fort Carson	\$157,200,000
Delaware	Dover Air Force Base	\$17,500,000
Florida	Eglin Air Force Base	\$66,000,000
	Southern Command Headquarters, Miami	\$237,000,000
Georgia	Fort Benning	\$185,800,000
	Fort Stewart/Hunter Army Air Field	\$123,500,000
Hawaii	Fort Shafter	\$31,000,000
	Kahuku Training Area	\$9,200,000
	Schofield Barracks	\$88,000,000
	Wheeler Army Air Field	\$51,000,000
Kansas	Fort Leavenworth	\$90,800,000
	Fort Riley	\$140,200,000
Kentucky	Fort Campbell	\$105,000,000
	Fort Knox	\$6,700,000
Missouri	Fort Leonard Wood	\$129,050,000
Nevada	Hawthorne Army Ammunition Plant	\$11,800,000
New Mexico	White Sands Missile Range	\$71,000,000
New York	Fort Drum	\$300,600,000
North Carolina	Fort Bragg	\$270,800,000
Oklahoma	Fort Sill	\$2,900,000
South Carolina	Fort Jackson	\$85,000,000
Texas	Camp Bullis	\$1,600,000
	Corpus Christi	\$11,200,000
	Fort Bliss	\$111,900,000
	Fort Hood	\$138,000,000
	Fort Sam Houston	\$19,150,000
	Red River Army Depot	\$9,200,000
Virginia	Fort Belvoir	\$13,000,000

Army: Inside the United States—Continued

State	Installation or Location	Amount
Washington .....	Fort Eustis .....	\$75,000,000
	Fort Lee .....	\$22,600,000
	Fort Myer .....	\$20,800,000
	Fort Lewis .....	\$167,900,000
	Yakima Training Center .....	\$29,000,000

(b) OUTSIDE THE UNITED STATES.—Using amounts appropriated pursuant to the authorization of appropriations in section

2104(a)(2), the Secretary of the Army may acquire real property and carry out military construction projects for the installations or

locations outside the United States, and in the amounts, set forth in the following table:

Army: Outside the United States

Country	Installation or Location	Amount
Afghanistan .....	Afghanistan .....	\$13,800,000
Bulgaria .....	Nevo Selo FOS .....	\$61,000,000
Germany .....	Grafenwoehr .....	\$62,000,000
Honduras .....	Various locations .....	\$2,550,000
Italy .....	Vicenza .....	\$173,000,000
Korea .....	Camp Humphreys .....	\$57,000,000
Romania .....	Various locations .....	\$12,600,000

SEC. 2102. FAMILY HOUSING.

(a) CONSTRUCTION AND ACQUISITION.—Using amounts appropriated pursuant to the authorization of appropriations in section

2104(a)(5)(A), the Secretary of the Army may construct or acquire family housing units (including land acquisition and supporting

facilities) at the installations or locations, in the number of units, and in the amounts set forth in the following table:

Army: Family Housing

State or Country	Installation or Location	Units	Amount
Utah .....	Dugway Proving Grounds .....	28 .....	\$5,000,000
Germany .....	Ansbach .....	138 ....	\$52,000,000

(b) PLANNING AND DESIGN.—Using amounts appropriated pursuant to the authorization of appropriations in section 2104(a)(5)(A), the Secretary of the Army may carry out architectural and engineering services and construction design activities with respect to the construction or improvement of family housing units in an amount not to exceed \$2,000,000.

SEC. 2103. IMPROVEMENTS TO MILITARY FAMILY HOUSING UNITS.

Subject to section 2825 of title 10, United States Code, and using amounts appropriated pursuant to the authorization of appropriations in section 2104(a)(5)(A), the Secretary of the Army may improve existing military family housing units in an amount not to exceed \$365,400,000.

SEC. 2104. AUTHORIZATION OF APPROPRIATIONS, ARMY.

(a) AUTHORIZATION OF APPROPRIATIONS.—Funds are hereby authorized to be appropriated for fiscal years beginning after September 30, 2007, for military construction, land acquisition, and military family housing functions of the Department of the Army in the total amount of \$5,133,817,000 as follows:

- (1) For military construction projects inside the United States authorized by section 2101(a), \$3,089,400,000.
- (2) For military construction projects outside the United States authorized by section 2101(b), \$381,950,000.
- (3) For unspecified minor military construction projects authorized by section 2805 of title 10, United States Code, \$27,200,000.
- (4) For architectural and engineering services and construction design under section

2807 of title 10, United States Code, \$329,547,000.

(5) For military family housing functions:  
(A) For construction and acquisition, planning and design, and improvement of military family housing and facilities, \$424,400,000.

(B) For support of military family housing (including the functions described in section 2833 of title 10, United States Code), \$731,920,000.

(6) For the construction of increment 2 of a barracks complex at Fort Lewis, Washington, authorized by section 2101(a) of the Military Construction Authorization Act for Fiscal Year 2007 (division B of Public Law 109-364; 120 Stat. 2445), as amended by section 20814 of the Continuing Appropriations Resolution, 2007 (division B of Public Law 109-289), as added by section 2 of the Revised Continuing Appropriations Resolution, 2007 (Public Law 110-5; 121 Stat. 41), \$102,000,000.

(7) For the construction of increment 3 of a barracks complex at Fort Bragg, North Carolina, authorized by section 2101(a) of the Military Construction Authorization Act for Fiscal Year 2006 (division B of Public Law 109-163; 119 Stat. 3485), \$47,400,000.

(b) LIMITATION ON TOTAL COST OF CONSTRUCTION PROJECTS.—Notwithstanding the cost variations authorized by section 2853 of title 10, United States Code, and any other cost variation authorized by law, the total cost of all projects carried out under section 2101 of this Act may not exceed the sum of the following:

- (1) The total amount authorized to be appropriated under paragraphs (1) and (2) of subsection (a).

(2) \$46,000,000 (the balance of the amount authorized under section 2201(a) for construction of an operations complex at Eglin Air Force Base, Florida).

(3) \$70,000,000 (the balance of the amount authorized under section 2201(a) for construction of the United States Southern Command Headquarters, Miami, Florida).

SEC. 2105. MODIFICATION OF AUTHORITY TO CARRY OUT CERTAIN FISCAL YEAR 2006 PROJECT.

(a) MODIFICATION.—The table in section 2101(a) of the Military Construction Authorization Act for Fiscal Year 2006 (division B of Public Law 109-163; 119 Stat. 3485) is amended in the item relating to Fort Bragg, North Carolina, by striking “\$301,250,000” in the amount column and inserting “\$308,250,000”.

(b) CONFORMING AMENDMENTS.—Section 2104(b)(5) of that Act (119 Stat. 3488) is amended by striking “\$77,400,000” and inserting “\$84,400,000”.

TITLE J—NAVY

- Sec. 2201. Authorized Navy construction and land acquisition projects.
- Sec. 2202. Family housing.
- Sec. 2203. Improvements to military family housing units.
- Sec. 2204. Authorization of appropriations, Navy.
- Sec. 2205. Repeal of authorization for construction of Navy Outlying Landing Field, Washington County, North Carolina.

SEC. 2201. AUTHORIZED NAVY CONSTRUCTION AND LAND ACQUISITION PROJECTS.

(a) INSIDE THE UNITED STATES.—Using amounts appropriated pursuant to the authorization of appropriations in section

2204(a)(1), the Secretary of the Navy may acquire real property and carry out military construction projects for the installations or

locations inside the United States, and in the amounts, set forth in the following table:

**Navy: Inside the United States**

State	Installation or Location	Amount
Alaska .....	Outlying Field Evergreen .....	\$9,560,000
Arizona .....	Marine Corps Air Station, Yuma .....	\$33,720,000
California .....	Marine Corps Air Station, Miramar .....	\$26,760,000
	Marine Corps Base, Camp Pendleton .....	\$282,450,000
	Marine Corps Base, Twentynine Palms .....	\$142,619,000
	Naval Station, San Diego .....	\$23,630,000
Florida .....	Marine Corps Logistics Base, Blount Island .....	\$7,570,000
	Naval Surface Warfare Center, Panama City .....	\$13,870,000
	Naval Training Center, Corry Field .....	\$1,600,000
Hawaii .....	Marine Corps Air Station, Kaneohe .....	\$37,961,000
	Naval Base, Pearl Harbor .....	\$99,860,000
	Naval Station Pearl Harbor, Wahiawa .....	\$65,410,000
Illinois .....	Naval Training Center, Great Lakes .....	\$10,221,000
Maryland .....	Naval Air Warfare Center, Patuxent River .....	\$38,360,000
	Naval Surface Warfare Center, Indian Head .....	\$9,500,000
North Carolina .....	Marine Corps Air Station, Cherry Point .....	\$28,610,000
	Marine Corps Air Station, New River .....	\$58,630,000
	Marine Corps Base, Camp Lejeune .....	\$234,730,000
South Carolina .....	Marine Corps Air Station, Beaufort .....	\$10,300,000
	Marine Corps Recruit Depot, Parris Island .....	\$55,282,000
Texas .....	Naval Air Station, Corpus Christi .....	\$14,290,000
Virginia .....	Marine Corps Base, Quantico .....	\$50,519,000
	Naval Station, Norfolk .....	\$65,360,000
	Naval Support Activity, Chesapeake .....	\$8,450,000
	Naval Surface Warfare Center, Dahlgren .....	\$10,000,000
Washington .....	Naval Air Station, Whidbey Island .....	\$34,510,000
	Naval Station, Bremerton .....	\$119,760,000

(b) OUTSIDE THE UNITED STATES.—Using amounts appropriated pursuant to the authorization of appropriations in section

2204(a)(2), the Secretary of the Navy may acquire real property and carry out military construction projects for the installations or

locations outside the United States, and in the amounts, set forth in the following table:

**Navy: Outside the United States**

Country	Installation or Location	Amount
Bahrain .....	Southwest Asia .....	\$35,500,000
Diego Garcia .....	Naval Support Facility, Diego Garcia .....	\$7,150,000
Djibouti .....	Camp Lemonier .....	\$22,390,000
Guam .....	Naval Activities, Guam .....	\$278,818,000

(c) UNSPECIFIED WORLDWIDE.—Using amounts appropriated pursuant to the authorization of appropriations in section

2204(a)(3), the Secretary of the Navy may acquire real property and carry out military construction projects for unspecified instal-

lations or locations in the amount set forth in the following table:

**Navy: Unspecified Worldwide**

Location	Installation or Location	Amount
Worldwide Unspecified	Wharf Utilities Upgrade .....	\$8,900,000
	Host Nation Infrastructure .....	\$2,700,000

**SEC. 2202. FAMILY HOUSING.**

(a) CONSTRUCTION AND ACQUISITION.—Using amounts appropriated pursuant to the authorization of appropriations in section

2204(a)(6)(A), the Secretary of the Navy may construct or acquire family housing units (including land acquisition and supporting

facilities) at the installations, in the number of units, and in the amounts set forth in the following table:

**Navy: Family Housing**

Location	Installation	Units	Amount
Mariana Islands .....	Naval Activities, Guam .....	73 .....	\$57,167,000



(b) PLANNING AND DESIGN.—Using amounts appropriated pursuant to the authorization of appropriations in section 2204(a)(6)(A), the Secretary of the Navy may carry out architectural and engineering services and construction design activities with respect to the construction or improvement of military family housing units in an amount not to exceed \$3,172,000.

**SEC. 2203. IMPROVEMENTS TO MILITARY FAMILY HOUSING UNITS.**

Subject to section 2825 of title 10, United States Code, and using amounts appropriated pursuant to the authorization of appropriations in section 2204(a)(6)(A), the Secretary of the Navy may improve existing military family housing units in an amount not to exceed \$237,990,000.

**SEC. 2204. AUTHORIZATION OF APPROPRIATIONS, NAVY.**

(a) IN GENERAL.—Funds are hereby authorized to be appropriated for fiscal years beginning after September 30, 2007, for military construction, land acquisition, and military family housing functions of the Department of the Navy in the total amount of \$2,757,249,000, as follows:

(1) For military construction projects inside the United States authorized by section 2201(a), \$1,496,532,000.

(2) For military construction projects outside the United States authorized by section 2201(b), \$293,858,000.

(3) For military construction projects at unspecified worldwide locations authorized by section 2201(c), \$11,600,000.

(4) For unspecified minor military construction projects authorized by section 2805 of title 10, United States Code, \$10,000,000.

(5) For architectural and engineering services and construction design under section 2807 of title 10, United States Code, \$111,067,000.

(6) For military family housing functions:

(A) For construction and acquisition, planning and design, and improvement of military family housing and facilities, \$298,329,000.

(B) For support of military family housing (including functions described in section 2833 of title 10, United States Code), \$371,404,000.

(7) For the construction of increment 2 of the construction of an addition to the Na-

tional Maritime Intelligence Center, Suitland, Maryland, authorized by section 2201(a) of the Military Construction Authorization Act for Fiscal Year 2007 (division B of Public Law 109-364; 120 Stat. 2448), \$52,069,000.

(8) For the construction of increment 3 of recruit training barracks infrastructure upgrade at Recruit Training Command, Great Lakes, Illinois, authorized by section 2201(a) of the Military Construction Authorization Act for Fiscal Year 2006 (division B of Public Law 109-163; 119 Stat. 3490), \$16,650,000.

(9) For the construction of increment 3 of wharf upgrades at Yokosuka, Japan, authorized by section 2201(b) of the Military Construction Authorization Act of Fiscal Year 2006 (division B of Public Law 109-163; 119 Stat. 3490), \$8,750,000.

(10) For the construction of increment 2 of the Bachelor Enlisted Quarters Homeport Ashore Program at Bremerton, Washington (formerly referred to as a project at Naval Station, Everett), authorized by section 2201(a) of the Military Construction Authorization Act of Fiscal Year 2006 (division B of Public Law 109-163; 119 Stat.3490), \$47,240,000.

(11) For the construction of increment 4 of the limited area production and storage complex at Naval Submarine Base, Kitsap, Bangor, Washington (formerly referred to as a project at the Strategic Weapons Facility Pacific, Bangor), authorized by section 2201(a) of the Military Construction Authorization Act of Fiscal Year 2005 (division B of Public Law 108-375; 118 Stat. 2105), as amended by section 2206 of the Military Construction Authorization Act for Fiscal Year 2006 (division B of Public Law 109-163; 119 Stat. 3493), \$39,750,000.

(b) LIMITATION ON TOTAL COST OF CONSTRUCTION PROJECTS.—Notwithstanding the cost variations authorized by section 2853 of title 10, United States Code, and any other cost variation authorized by law, the total cost of all projects carried out under section 2201 of this Act may not exceed the sum of the following:

(1) The total amount authorized to be appropriated under paragraphs (1), (2), and (3) of subsection (a).

(2) \$50,000,000 (the balance of the amount authorized under section 2201(b) for construc-

tion of a wharf extension in Apra Harbor, Guam.

**SEC. 2205. REPEAL OF AUTHORIZATION FOR CONSTRUCTION OF NAVY OUTLYING LANDING FIELD, WASHINGTON COUNTY, NORTH CAROLINA.**

(a) REPEAL OF AUTHORIZATION.—The table in section 2201(a) of the Military Construction Authorization Act for Fiscal Year 2004 (division B of Public Law 108-136; 117 Stat. 1704) is amended by striking the item relating to Navy Outlying Landing Field, Washington County, North Carolina, as added by section 2205(a) of the Military Construction Authorization Act for Fiscal Year 2007 (division B of Public Law 109-364; 120 Stat. 2452).

(b) REPEAL OF INCREMENTAL FUNDING AUTHORITY.—Section 2204(b) of that Act (117 Stat. 1706) is amended by striking paragraph (6).

(c) EFFECT OF REPEAL.—The amendments made by this section do not affect the expenditure of funds obligated, before the effective date of this title, for the construction of the Navy Outlying Landing Field, Washington County, North Carolina, or the acquisition of real property to facilitate such construction.

**TITLE K—AIR FORCE**

Sec. 2301. Authorized Air Force construction and land acquisition projects.

Sec. 2302. Family housing.

Sec. 2303. Improvements to military family housing units.

Sec. 2304. Authorization of appropriations, Air Force.

Sec. 2305. Modification of authority to carry out certain fiscal year 2006 project.

**SEC. 2301. AUTHORIZED AIR FORCE CONSTRUCTION AND LAND ACQUISITION PROJECTS.**

(a) INSIDE THE UNITED STATES.—Using amounts appropriated pursuant to the authorization of appropriations in section 2304(a)(1), the Secretary of the Air Force may acquire real property and carry out military construction projects for the installations or locations inside the United States, and in the amounts, set forth in the following table:

**Air Force: Inside the United States**

State	Installation or Location	Amount
Alaska	Elmendorf Air Force Base	\$70,180,000
Arizona	Davis-Monthan Air Force Base	\$11,200,000
	Kirtland Air Force Base	\$3,700,000
	Luke Air Force Base	\$5,500,000
Arkansas	Little Rock Air Force Base	\$9,800,000
California	Edwards Air Force Base	\$8,500,000
	Travis Air Force Base	\$37,400,000
Colorado	Fort Carson	\$13,500,000
	Schriever Air Force Base	\$24,500,000
	United States Air Force Academy	\$15,000,000
District of Columbia	Bolling Air Force Base	\$2,500,000
Florida	Eglin Air Force Base	\$158,300,000
	MacDill Air Force Base	\$60,500,000
	Patrick Air Force Base	\$11,854,000
	Tyndall Air Force Base	\$44,114,000
Georgia	Robins Air Force Base	\$19,700,000
Hawaii	Hickam Air Force Base	\$31,971,000
Illinois	Scott Air Force Base	\$16,700,000
Kansas	Fort Riley	\$12,515,000
Missouri	Whiteman Air Force Base	\$11,400,000
Nebraska	Offutt Air Force Base	\$16,952,000
New Mexico	Cannon Air Force Base	\$1,688,000
North Dakota	Minot Air Force Base	\$18,200,000
Oklahoma	Altus Air Force Base	\$2,000,000

Air Force: Inside the United States—Continued

State	Installation or Location	Amount
South Carolina .....	Tinker Air Force Base .....	\$34,600,000
Texas .....	Shaw Air Force Base .....	\$9,300,000
	Lackland Air Force Base .....	\$14,000,000
	Shepard Air Force Base .....	\$7,000,000
Utah .....	Hill Air Force Base .....	\$16,799,000
Washington .....	Fairchild Air Force Base .....	\$6,200,000
Wyoming .....	Francis E. Warren Air Force Base .....	\$14,600,000

(b) OUTSIDE THE UNITED STATES.—Using amounts appropriated pursuant to the authorization of appropriations in section

2304(a)(2), the Secretary of the Air Force may acquire real property and carry out military construction projects for the instal-

lations or locations outside the United States, and in the amounts, set forth in the following table:

Air Force: Outside the United States

Country	Installation or Location	Amount
Germany .....	Ramstein Air Base .....	\$48,209,000
Guam .....	Andersen Air Force Base .....	\$15,800,000
Qatar .....	Al Udeid Air Base .....	\$22,300,000
Spain .....	Moron Air Base .....	\$1,800,000
United Kingdom .....	Royal Air Force Lakenheath .....	\$17,300,000
	Royal Air Force Menwith Hill Station .....	\$41,000,000

(c) UNSPECIFIED WORLDWIDE.—Using amounts appropriated pursuant to the authorization of appropriations in section

2304(a)(3), the Secretary of the Air Force may acquire real property and carry out military construction projects for unspec-

ified installations or locations in the amount set forth in the following table:

Air Force: Unspecified Worldwide

Location	Installation or Location	Amount
Worldwide Classified .....	Classified Project .....	\$1,500,000
	Classified-Special Evaluation Program .....	\$13,940,000

SEC. 2302. FAMILY HOUSING.

(a) CONSTRUCTION AND ACQUISITION.—Using amounts appropriated pursuant to the authorization of appropriations in section

2304(a)(6)(A), the Secretary of the Air Force may construct or acquire family housing units (including land acquisition and sup-

porting facilities) at the installations or locations, in the number of units, and in the amounts set forth in the following table:

Air Force: Family Housing

State or Country	Installation or Location	Units	Amount
Germany .....	Ramstein Air Base .....	117 ...	\$56,275,000

(b) PLANNING AND DESIGN.—Using amounts appropriated pursuant to the authorization of appropriations in section 2304(a)(6)(A), the Secretary of the Air Force may carry out architectural and engineering services and construction design activities with respect to the construction or improvement of military family housing units in an amount not to exceed \$12,210,000.

SEC. 2303. IMPROVEMENTS TO MILITARY FAMILY HOUSING UNITS.

Subject to section 2825 of title 10, United States Code, and using amounts appropriated pursuant to the authorization of appropriations in section 2304(a)(6)(A), the Secretary of the Air Force may improve existing military family housing units in an amount not to exceed \$294,262,000.

SEC. 2304. AUTHORIZATION OF APPROPRIATIONS, AIR FORCE.

Funds are hereby authorized to be appropriated for fiscal years beginning after September 30, 2007, for military construction, land acquisition, and military family housing functions of the Department of the Air

Force in the total amount of \$2,120,191,000, as follows:

(1) For military construction projects inside the United States authorized by section 2301(a), \$710,173,000.

(2) For military construction projects outside the United States authorized by section 2301(b), \$146,409,000.

(3) For the military construction projects at unspecified worldwide locations authorized by section 2301(c), \$15,440,000.

(4) For unspecified minor military construction projects authorized by section 2805 of title 10, United States Code, \$15,000,000.

(5) For architectural and engineering services and construction design under section 2807 of title 10, United States Code, \$62,087,000.

(6) For military family housing functions:

(A) For construction and acquisition, planning and design, and improvement of military family housing and facilities, \$362,747,000.

(B) For support of military family housing (including functions described in section 2833 of title 10, United States Code), \$688,335,000.

(7) For the construction of increment 3 of the main base runway at Edwards Air Force Base, California, authorized by section 2301(a) of the Military Construction Authorization Act for Fiscal Year 2006 (division B of Public Law 109-163; 119 Stat. 3494), \$35,000,000.

(8) For the construction of increment 3 of the CENTCOM Joint Intelligence Center at MacDill Air Force Base, Florida, authorized by section 2301(a) of the Military Construction Authorization Act for Fiscal Year 2006 (division B of Public Law 109-163; 119 Stat. 3494), as amended by section 2305 of the Military Construction Authorization Act for Fiscal Year 2007 (division B of Public Law 109-364; 120 Stat. 2456), \$25,000,000.

**SEC. 2305. MODIFICATION OF AUTHORITY TO CARRY OUT CERTAIN FISCAL YEAR 2006 PROJECT.**

(a) FURTHER MODIFICATION OF INSIDE THE UNITED STATES PROJECT.—The table in section 2301(a) of the Military Construction Authorization Act for Fiscal Year 2006 (division B of Public Law 109-163; 119 Stat. 3494), as amended by section 2305(a) of the Military Construction Authorization Act for Fiscal Year 2007 (division B of Public Law 109-364; 120 Stat. 2456), is further amended in the item relating to MacDill Air Force Base, Florida, by striking “\$101,500,000” in the amount column and inserting “\$126,500,000”.

(b) CONFORMING AMENDMENT.—Section 2304(b)(4) of the Military Construction Au-

thorization Act for Fiscal Year 2006 (division B of Public Law 109-163; 119 Stat. 3496), as amended by section 2305(b) of the Military Construction Authorization Act for Fiscal Year 2007 (division B of Public Law 109-364; 120 Stat. 2456), is further amended is amended by striking “\$23,300,000” and inserting “\$48,300,000”.

**TITLE L—DEFENSE AGENCIES**

Sec. 2401. Authorized Defense Agencies construction and land acquisition projects.

Sec. 2402. Energy conservation projects.

Sec. 2403. Authorized base closure and realignment activities funded through Department of Defense Base Closure Account 2005.

Sec. 2404. Authorization of appropriations, Defense Agencies.

Sec. 2405. Wounded warrior facility support.

**SEC. 2401. AUTHORIZED DEFENSE AGENCIES CONSTRUCTION AND LAND ACQUISITION PROJECTS.**

(a) INSIDE THE UNITED STATES.—Using amounts appropriated pursuant to the authorization of appropriations in section 2404(a)(1), the Secretary of Defense may acquire real property and carry out military construction projects for the installations or locations inside the United States, and in the amounts, set forth in the following tables:

**Defense Education Activity**

State	Installation or Location	Amount
North Carolina .....	Marine Corps Base, Camp Lejeune .....	\$2,014,000

**Defense Intelligence Agency**

State	Installation or Location	Amount
District of Columbia .....	Bolling Air Force Base .....	\$1,012,000

**Defense Logistics Agency**

State	Installation or Location	Amount
California .....	Port Loma Annex .....	\$140,000,000
Florida .....	Naval Air Station, Key West .....	\$1,874,000
Hawaii .....	Hickam Air Force Base .....	\$26,000,000
New Mexico .....	Kirtland Air Force Base .....	\$1,800,000
Ohio .....	Defense Supply Center Columbus .....	\$4,000,000
Pennsylvania .....	Defense Distribution Depot, New Cumberland .....	\$21,000,000
Virginia .....	Fort Belvoir .....	\$5,000,000

**National Security Agency**

State	Installation or Location	Amount
Maryland .....	Fort Meade .....	\$11,901,000

**Special Operations Command**

State	Installation or Location	Amount
California .....	Marine Corps Base, Camp Pendleton .....	\$20,030,000
	Naval Amphibious Base, Coronado .....	\$12,000,000
Florida .....	Hurlburt Field .....	\$29,111,000
	MacDill Air Force Base .....	\$47,700,000
Georgia .....	Fort Benning .....	\$35,000,000
	Hunter Army Air Field .....	\$13,800,000
Kentucky .....	Fort Campbell .....	\$53,500,000
New Mexico .....	Cannon Air Force Base .....	\$7,500,000
North Carolina .....	Fort Bragg .....	\$47,250,000
	Marine Corps Base, Camp Lejeune .....	\$28,210,000
Virginia .....	Dam Neck .....	\$113,800,000
	Naval Amphibious Base, Little Creek .....	\$99,000,000
Washington .....	Fort Lewis .....	\$77,000,000

## TRICARE Management Activity

State	Installation or Location	Amount
Florida .....	MacDill Air Force Base .....	\$5,000,000
Illinois .....	Naval Hospital, Great Lakes .....	\$99,000,000
New York .....	Fort Drum .....	\$41,000,000
Texas .....	Camp Bullis .....	\$7,400,000
Virginia .....	Naval Station, Norfolk .....	\$6,450,000
Washington .....	Fort Lewis .....	\$21,000,000

## Washington Headquarters Services

State	Installation or Location	Amount
Virginia .....	Pentagon Reservation .....	\$18,531,000

(b) OUTSIDE THE UNITED STATES.—Using amounts appropriated pursuant to the authorization of appropriations in section

2404(a)(2), the Secretary of Defense may acquire real property and carry out military construction projects for the installations or

locations outside the United States, and in the amounts, set forth in the following tables:

## Defense Education Activity

Country	Installation or Location	Amount
Belgium .....	Sterrebeek .....	\$5,992,000
Germany .....	Ramstein Air Base .....	\$5,393,000
	Wiesbaden Air Base .....	\$20,472,000

## Special Operations Command

Country	Installation or Location	Amount
Bahrain .....	Southwest Asia .....	\$19,000,000
Qatar .....	Al Udeid AB .....	\$52,852,000

## TRICARE Management Activity

Country	Installation or Location	Amount
Germany .....	Spangdahlem Air Base .....	\$30,100,000

(c) UNSPECIFIED WORLDWIDE.—Using the amounts appropriated pursuant to the authorization of appropriations in section

2404(a)(3), the Secretary of Defense may acquire real property and carry out military construction projects for unspecified instal-

lations or locations in the amount set forth in the following table:

## Defense Agencies: Unspecified Worldwide

Location	Installation or Location	Amount
Worldwide Classified	Classified Project .....	\$1,887,000

## SEC. 2402. ENERGY CONSERVATION PROJECTS.

Using amounts appropriated pursuant to the authorization of appropriations in section 2404(a)(7), the Secretary of Defense may carry out energy conservation projects under chapter 173 of title 10, United States Code, in the amount of \$70,000,000.

## SEC. 2403. AUTHORIZED BASE CLOSURE AND REALIGNMENT ACTIVITIES FUNDED THROUGH DEPARTMENT OF DEFENSE BASE CLOSURE ACCOUNT 2005.

Using amounts appropriated pursuant to the authorization of appropriations in section 2404(a)(9), the Secretary of Defense may carry out base closure and realignment activities, including real property acquisition and military construction projects, as au-

thorized by the Defense Base Closure and Realignment Act of 1990 (part A of title XXIX of Public Law 101-510; 10 U.S.C. 2687 note) and funded through the Department of Defense Base Closure Account 2005 established by section 2906A of such Act, in the amount of \$8,174,315,000.

## SEC. 2404. AUTHORIZATION OF APPROPRIATIONS, DEFENSE AGENCIES.

(a) IN GENERAL.—Funds are hereby authorized to be appropriated for fiscal years beginning after September 30, 2007, for military construction, land acquisition, and military family housing functions of the Department of Defense (other than the military departments) in the total amount of \$10,253,464,000, as follows:

(1) For military construction projects inside the United States authorized by section 2401(a), \$898,483,000.

(2) For military construction projects outside the United States authorized by section 2401(b), \$133,809,000.

(3) For the military construction projects at unspecified worldwide locations authorized by section 2301(c), \$1,887,000.

(4) For unspecified minor military construction projects under section 2805 of title 10, United States Code, \$23,711,000.

(5) For contingency construction projects of the Secretary of Defense under section 2804 of title 10, United States Code, \$10,000,000.

(6) For architectural and engineering services and construction design under section 2807 of title 10, United States Code, \$147,328,000.

(7) For energy conservation projects authorized by section 2402 of this Act, \$70,000,000.

(8) For base closure and realignment activities as authorized by the Defense Base Closure and Realignment Act of 1990 (part A of title XXIX of Public Law 101-510; 10 U.S.C. 2687 note) and funded through the Department of Defense Base Closure Account 1990 established by section 2906 of such Act, \$230,689,000.

(9) For base closure and realignment activities authorized by section 2403 of this Act and funded through the Department of Defense Base Closure Account 2005 established by section 2906A of the Defense Base Closure and Realignment Act of 1990 (part A of title XXIX of Public Law 101-510; 10 U.S.C. 2687 note), \$8,174,315,000.

(10) For military family housing functions:  
(A) For support of military family housing (including functions described in section 2833 of title 10, United States Code), \$48,848,000.

(B) For credit to the Department of Defense Family Housing Improvement Fund established by section 2883(a)(1) of title 10, United States Code, \$500,000.

(11) For the construction of increment 2 of the health clinic replacement at MacDill Air Force Base, Florida, authorized by section 2401(a) of the Military Construction Authorization Act of Fiscal Year 2007 (division B of Public Law 109-364; 120 Stat. 2457), \$41,400,000.

(12) For the construction of increment 2 of the replacement of the Army Medical Research Institute of Infectious Diseases at Fort Detrick, Maryland, authorized by section 2401(a) of the Military Construction Authorization Act of Fiscal Year 2007 (division B of Public Law 109-364; 120 Stat. 2457), \$150,000,000.

(13) For the construction of increment 3 of the regional security operations center at Augusta, Georgia, authorized by section 2401(a) of the Military Construction Authorization Act of Fiscal Year 2006 (division B of Public Law 109-163; 119 Stat. 3497), as amended by section 7016 of Public Law 109-234 (120 Stat. 485), \$100,000,000.

(14) For the construction of increment 3 of the regional security operations center at Kunia, Hawaii, authorized by section 2401(a) of the Military Construction Authorization Act of Fiscal Year 2006 (division B of Public Law 109-163; 119 Stat. 3497), as amended by section 7017 of Public Law 109-234 (120 Stat. 485), \$136,318,000.

(15) For the construction of increment 8 of a munitions demilitarization facility at Blue Grass Army Depot, Kentucky, authorized by section 2401(a) of the Military Construction Authorization Act for Fiscal Year 2000 (division B of Public Law 106-65; 113 Stat. 835), as amended by section 2405 of the Military Construction Authorization Act for Fiscal Year 2002 (division B of Public Law 107-107; 115 Stat. 1298) and section 2405 of the Military Construction Authorization Act for Fiscal Year 2003 (division B of Public Law 107-314; 116 Stat. 2698), \$51,017,000.

(16) For the construction of increment 9 of a munitions demilitarization facility at Pueblo Chemical Activity, Colorado, authorized by section 2401(a) of the Military Construction Authorization Act for Fiscal Year 1997 (division B of Public Law 104-201; 110 Stat. 2775), as amended by section 2406 of the Military Construction Authorization Act for Fiscal Year 2000 (division B of Public Law

106-65; 113 Stat. 839) and section 2407 of the Military Construction Authorization Act for Fiscal Year 2003 (division B of Public Law 107-314; 116 Stat. 2698), \$35,159,000.

(b) LIMITATION ON TOTAL COST OF CONSTRUCTION PROJECTS.—Notwithstanding the cost variations authorized by section 2853 of title 10, United States Code, and any other cost variation authorized by law, the total cost of all projects carried out under section 2401 of this Act may not exceed the sum of the following:

(1) The total amount authorized to be appropriated under paragraphs (1), (2), and (3) of subsection (a).

(2) \$84,300,000 (the balance of the amount authorized for the Defense Logistics Agency under section 2401(a) for the replacement of fuel storage facilities, Point Loma Annex, California).

**SEC. 2405. WOUNDED WARRIOR FACILITY SUPPORT.**

(a) AUTHORIZATION OF ADDITIONAL PROJECTS.—Using amounts appropriated pursuant to the authorization of appropriations in section 2404(a)(9), the Secretary of Defense is authorized to carry out the following additional projects (in the following amounts):

(1) National Naval Medical Center, Bethesda, Maryland Enhanced Warrior Care Center, \$33,000,000.

(2) DeWitte Army Medical Center, Fort Belvoir, Virginia:

(A) Enhanced Fort Belvoir Capability, \$43,000,000.

(B) Fort Belvoir Price Inflation/Scope Adjustment \$93,000,000.

(b) OFFSETS.—To offset the funds needed for the projects referred to in subsection (a), an undistributed reduction to the authorization of appropriations in section 2404(a)(9) is provided in the amount of \$169,000,000.

**TITLE M—NORTH ATLANTIC TREATY ORGANIZATION SECURITY INVESTMENT PROGRAM**

Sec. 2501. Authorized NATO construction and land acquisition projects.

Sec. 2502. Authorization of appropriations, NATO.

**SEC. 2501. AUTHORIZED NATO CONSTRUCTION AND LAND ACQUISITION PROJECTS.**

The Secretary of Defense may make contributions for the North Atlantic Treaty Organization Security Investment Program as provided in section 2806 of title 10, United States Code, in an amount not to exceed the sum of the amount authorized to be appropriated for this purpose in section 2502 and the amount collected from the North Atlantic Treaty Organization as a result of construction previously financed by the United States.

**SEC. 2502. AUTHORIZATION OF APPROPRIATIONS, NATO.**

Funds are hereby authorized to be appropriated for fiscal years beginning after September 30, 2007, for contributions by the Secretary of Defense under section 2806 of title 10, United States Code, for the share of the United States of the cost of projects for the North Atlantic Treaty Organization Security Investment Program authorized by section 2501, in the amount of \$201,400,000.

**TITLE N—GUARD AND RESERVE FORCES FACILITIES**

Sec. 2601. Authorized Guard and Reserve construction and land acquisition projects.

**SEC. 2601. AUTHORIZED GUARD AND RESERVE CONSTRUCTION AND LAND ACQUISITION PROJECTS.**

Funds are hereby authorized to be appropriated for fiscal years beginning after Sep-

tember 30, 2007, for the costs of acquisition, architectural and engineering services, and construction of facilities for the reserve components, and for contributions therefor, under chapter 1803 of title 10, United States Code (including the cost of acquisition of land for those facilities), in the following amounts:

(1) For the Department of the Army—  
(A) for the Army National Guard of the United States, \$425,891,000; and

(B) for the Army Reserve, \$133,084,000.  
(2) For the Department of the Navy, for the Navy Reserve and Marine Corps Reserve, \$59,950,000.

(3) For the Department of the Air Force—  
(A) for the Air National Guard of the United States, \$111,717,000; and

(B) for the Air Force Reserve, \$27,559,000.

**TITLE O—EXPIRATION AND EXTENSION OF AUTHORIZATIONS**

Sec. 2701. Expiration of authorizations and amounts required to be specified by law.

Sec. 2702. Extension of authorizations of certain fiscal year 2005 projects.

Sec. 2703. Extension of authorizations of certain fiscal year 2004 projects.

Sec. 2704. Effective date.

**SEC. 2701. EXPIRATION OF AUTHORIZATIONS AND AMOUNTS REQUIRED TO BE SPECIFIED BY LAW.**

(a) EXPIRATION OF AUTHORIZATIONS AFTER THREE YEARS.—Except as provided in subsection (b), all authorizations contained in titles XXI through XXVI for military construction projects, land acquisition, family housing projects and facilities, and contributions to the North Atlantic Treaty Organization Security Investment Program (and authorizations of appropriations therefor) shall expire on the later of—

(1) October 1, 2010; or  
(2) the date of the enactment of an Act authorizing funds for military construction for fiscal year 2011.

(b) EXCEPTION.—Subsection (a) shall not apply to authorizations for military construction projects, land acquisition, family housing projects and facilities, and contributions to the North Atlantic Treaty Organization Security Investment Program (and authorizations of appropriations therefor), for which appropriated funds have been obligated before the later of—

(1) October 1, 2010; or  
(2) the date of the enactment of an Act authorizing funds for fiscal year 2011 for military construction projects, land acquisition, family housing projects and facilities, or contributions to the North Atlantic Treaty Organization Security Investment Program.

**SEC. 2702. EXTENSION OF AUTHORIZATIONS OF CERTAIN FISCAL YEAR 2005 PROJECTS.**

(a) EXTENSION AND RENEWAL.—Notwithstanding section 2701 of the Military Construction Authorization Act for Fiscal Year 2005 (division B of Public Law 108-375; 118 Stat. 2116), authorizations set forth in the tables in subsection (b), as provided in section 2101, 2302, 2401, or 2601 of that Act, shall remain in effect until October 1, 2008, or the date of the enactment of an Act authorizing funds for military construction for fiscal year 2009, whichever is later.

(b) TABLES.—The tables referred to in subsection (a) are as follows:

## Army: Extension of 2005 Project Authorization

Installation or Location	Project	Amount
Schofield Barracks, Hawaii .....	Training facility .....	\$35,542,000

## Air Force: Extension of 2005 Project Authorizations

Installation or Location	Project	Amount
Davis-Monthan Air Force Base, Arizona .....	Family housing (250 units) .....	\$48,500,000
Vandenberg Air Force Base, California .....	Family housing (120 units) .....	\$30,906,000
MacDill Air Force Base, Florida .....	Family housing (61 units) .....	\$21,723,000
.....	Housing maintenance facility .....	\$1,250,000
Whiteman Air Force Base, Missouri .....	Family housing (160 units) .....	\$37,087,000
Seymour Johnson Air Force Base, North Carolina .....	Family housing (167 units) .....	\$32,693,000
Goodfellow Air Force Base, Texas .....	Family housing (127 units) .....	\$20,604,000

## Defense Wide: Extension of 2005 Project Authorizations

Installation or Location	Agency and Project	Amount
Naval Air Station, Oceana, Virginia .....	DLA bulk fuel storage tank .....	\$3,589,000
Naval Air Station, Jacksonville, Florida .....	TMA hospital project .....	\$28,438,000

## Army National Guard: Extension of 2005 Project Authorizations

Installation or Location	Project	Amount
Dublin, California .....	Readiness center .....	\$11,318,000
Gary, Indiana .....	Reserve center .....	\$9,380,000

## Army Reserve: Extension of 2005 Project Authorization

Installation or Location	Project	Amount
Corpus Christi (Robstown), Texas .....	Storage facility .....	\$9,038,000

## SEC. 2703. EXTENSION OF AUTHORIZATIONS OF CERTAIN FISCAL YEAR 2004 PROJECTS.

(a) EXTENSION.—Notwithstanding section 2701 of the Military Construction Authorization Act for Fiscal Year 2004 (division B of Public Law 108-136; 117 Stat. 1716), authoriza-

tions set forth in the tables in subsection (b), as provided in section 2302 or 2601 of that Act and extended by section 2702 of the Military Construction Authorization Act for Fiscal Year 2007 (division B of Public Law 109-364; 120 Stat. 2464), shall remain in effect until

October 1, 2008, or the date of the enactment of an Act authorizing funds for military construction for fiscal year 2009, whichever is later.

(b) TABLES.—The table referred to in subsection (a) is as follows:

## Air Force: Extension of 2004 Project Authorizations

Installation or Location	Project	Amount
Travis Air Force Base, California .....	Family housing (56 units) .....	\$12,723,000
Eglin Air Force Base, Florida .....	Family housing (279 units) .....	\$32,166,000

## Army National Guard: Extension of 2004 Project Authorizations

Installation or Location	Project	Amount
Albuquerque, New Mexico .....	Readiness center .....	\$2,533,000
Fort Indiantown Gap, Pennsylvania .....	Multi-purpose training range .....	\$15,338,000



**SEC. 2704. EFFECTIVE DATE.**

Titles XXI, XXII, XXIII, XXIV, XXV, and XXVI of this Act shall take effect on the later of—

- (1) October 1, 2007; or
- (2) the date of the enactment of this Act.

**TITLE P—MILITARY CONSTRUCTION  
GENERAL PROVISIONS****Subtitle A—Military Construction Program  
and Military Family Housing Changes**

- Sec. 2801. Temporary authority to support revitalization of Department of Defense laboratories through unspecified minor military construction projects.
- Sec. 2802. Increased threshold for congressional notification of leases for military family housing facilities in foreign countries.
- Sec. 2803. Limitation on use of alternative authority for acquisition and improvement of military housing for privatization of temporary lodging facilities.
- Sec. 2804. Expansion of authority to exchange reserve component facilities.
- Sec. 2805. Extension of authority to accept cash equalization payments for reserve component facility exchanges.
- Sec. 2806. Authority to use operation and maintenance funds for construction projects outside the United States.

**Subtitle B—Real Property and Facilities  
Administration**

- Sec. 2811. Continued consolidation of real property provisions without substantive change.
- Sec. 2812. Cooperative agreement authority for management of cultural resources on certain sites outside military installations.
- Sec. 2813. Agreements to limit encroachments and other constraints on military training, testing, and operations.
- Sec. 2814. Expansion to all military departments of Army pilot program for purchase of certain municipal services for military installations.
- Sec. 2815. Retention of proceeds from enhanced use leases at Selfridge Air National Guard Base.
- Sec. 2816. Prohibition on commercial flights into Selfridge Air National Guard Base.
- Sec. 2817. Niagara Air Reserve Base, New York, basing report.

**Subtitle C—Base Closure and Realignment**

- Sec. 2821. Transfer of funds from Department of Defense Base Closure Account 2005 to Department of Defense Housing Funds.
- Sec. 2822. Conditions on transfer of military personnel and civilian employees to Fort Belvoir, Virginia, as part of realignment of the installation.

**Subtitle D—Land Conveyances**

- Sec. 2831. Conditions on acquisition of land for expansion of Pinon Canyon Maneuver Site, Colorado.
- Sec. 2832. Grant of easement, Eglin Air Force Base, Florida.
- Sec. 2833. Land conveyance, Lynn Haven Fuel Depot, Lynn Haven, Florida.
- Sec. 2834. Additional conditions on lease of property for headquarters facility for United States Southern Command, Florida.
- Sec. 2835. Transfer of jurisdiction, former Nike missile site, Grosse Isle, Michigan.

- Sec. 2836. Land Exchange, Fort Hood, Texas.
- Sec. 2837. Exchange of jurisdiction over real property involving Fort Belvoir, Virginia.
- Sec. 2838. Modification of conveyance authority, Marine Corps Base, Camp Pendleton, California.

**Subtitle E—Energy Security**

- Sec. 2851. Repeal of congressional notification requirement regarding cancellation ceiling for Department of Defense energy savings performance contracts.
- Sec. 2852. Report on opportunities for leveraging funds of the Department of Defense and States to prevent disruption in event of electric grid or pipeline failures.
- Sec. 2853. Use of energy efficient lighting fixtures and bulbs in Department of Defense facilities.
- Sec. 2854. Department of Defense requirements regarding use of renewable energy to meet at least 25 percent of Department electricity needs.

**Subtitle F—Other Matters**

- Sec. 2861. Revised deadline for transfer of Arlington Naval Annex to Arlington National Cemetery.
- Sec. 2862. Transfer of jurisdiction over Air Force Memorial to Department of the Air Force.
- Sec. 2863. Establishment of national military working dog teams monument on suitable military installation.
- Sec. 2864. Naming housing facility at Fort Carson, Colorado, in honor of the Honorable Joel Hefley, a former member of the United States House of Representatives.
- Sec. 2865. Naming Navy and Marine Corps Reserve Center at Rock Island, Illinois, in honor of the Honorable Lane Evans, a former member of the United States House of Representatives.
- Sec. 2866. Naming of research laboratory at Air Force Rome Research Site, Rome, New York, in honor of the Honorable Sherwood L. Boehlert, a former member of the United States House of Representatives.
- Sec. 2867. Naming of administration building at Joint Systems Manufacturing Center, Lima, Ohio, in honor of the Honorable Michael G. Oxley, a former member of the United States House of Representatives.
- Sec. 2868. Naming of Logistics Automation Training Facility, Army Quartermaster Center and School, Fort Lee, Virginia, in honor of General Richard H. Thompson.

**Subtitle A—Military Construction Program  
and Military Family Housing Changes****SEC. 2801. TEMPORARY AUTHORITY TO SUPPORT  
REVITALIZATION OF DEPARTMENT  
OF DEFENSE LABORATORIES  
THROUGH UNSPECIFIED MINOR  
MILITARY CONSTRUCTION  
PROJECTS.**

(a) LABORATORY REVITALIZATION.—Section 2805 of title 10, United States Code, is amended—

- (1) by redesignating subsection (d) as subsection (e); and
- (2) by inserting after subsection (c) the following new subsection (d):

“(d) LABORATORY REVITALIZATION.—(1) For the revitalization and recapitalization of laboratories owned by the United States and under the jurisdiction of the Secretary con-

cerned, the Secretary concerned may obligate and expend—

“(A) from appropriations available to the Secretary concerned for operation and maintenance, amounts necessary to carry out an unspecified minor military construction project costing not more than \$2,000,000; or

“(B) from appropriations available to the Secretary concerned for military construction not otherwise authorized by law, amounts necessary to carry out an unspecified minor military construction project costing not more than \$5,000,000.

“(2) For an unspecified minor military construction project conducted pursuant to this subsection, \$2,000,000 shall be deemed to be the amount specified in subsection (b)(1) regarding when advance approval of the project by the Secretary concerned and congressional notification is required. The Secretary of Defense shall establish procedures for the review and approval of requests from the Secretary of a military department to carry out a construction project under this subsection.

“(3) For purposes of this subsection, the total amount allowed to be applied in any one fiscal year to projects at any one laboratory shall be limited to the larger of the amounts applicable under paragraph (1).

“(4) Not later than February 1, 2010, the Secretary of Defense shall submit to the congressional defense committees a report on the use of the authority provided by this subsection. The report shall include a list and description of the construction projects carried out under this subsection, including the location and cost of each project.

“(5) In this subsection, the term ‘laboratory’ includes—

“(A) a research, engineering, and development center; and

“(B) a test and evaluation activity.

“(6) The authority to carry out a project under this subsection expires on September 30, 2012.”

(b) STYLISTIC AMENDMENTS.—Such section is further amended—

(1) in subsection (a), by inserting “AUTHORITY TO CARRY OUT UNSPECIFIED MINOR MILITARY CONSTRUCTION PROJECTS.—” after “(a)”;

(2) in subsection (b), by inserting “APPROVAL AND CONGRESSIONAL NOTIFICATION.—” after “(b)”;

(3) in subsection (c), by inserting “USE OF OPERATION AND MAINTENANCE FUNDS.—” after “(c)”;

(4) in subsection (e), as redesignated by subsection (a)(1), by inserting “PROHIBITION ON USE FOR NEW HOUSING UNITS.—” after “(e)”.

**SEC. 2802. INCREASED THRESHOLD FOR CON-  
GRESSIONAL NOTIFICATION OF  
LEASES FOR MILITARY FAMILY  
HOUSING FACILITIES IN FOREIGN  
COUNTRIES.**

Section 2828(f) of title 10, United States Code, is amended by striking “\$500,000” and inserting “\$1,000,000”.

**SEC. 2803. LIMITATION ON USE OF ALTERNATIVE  
AUTHORITY FOR ACQUISITION AND  
IMPROVEMENT OF MILITARY HOUS-  
ING FOR PRIVATIZATION OF TEM-  
PORARY LODGING FACILITIES.**

(a) PRIVATIZATION LIMITED TO PILOT PROGRAM.—Section 2878 of title 10, United States Code, is amended by adding at the end the following new subsection:

“(e) LIMITATION ON PRIVATIZATION OF TEMPORARY LODGING FACILITIES.—Notwithstanding any other provision of this subchapter, the privatization of temporary lodging facilities under this subchapter shall be limited to a pilot program to be conducted by the Secretary of the Army at the following military installations:

“(1) Redstone Arsenal, Alabama.

“(2) Fort Rucker, Alabama.

- “(3) Yuma Proving Ground, Arizona.
- “(4) Fort McNair, District of Columbia.
- “(5) Fort Shafter, Hawaii.
- “(6) Tripler Army Medical Center, Hawaii.
- “(7) Fort Leavenworth, Kansas.
- “(8) Fort Riley, Kansas.
- “(9) Fort Polk, Louisiana.
- “(10) Fort Sill, Oklahoma.
- “(11) Fort Hood, Texas.
- “(12) Fort Sam Houston, Texas.
- “(13) Fort Myer, Virginia.”.

**(b) REPORTING REQUIREMENTS.—**

**(1) REPORT BY SECRETARY OF THE ARMY.—**Not later than June 1, 2009, the Secretary of the Army shall submit to the congressional defense committees and the Comptroller General a report that—

(A) describes the implementation of the pilot program authorized by subsection (e) of section 2878 of title 10, United States Code, as added by this section, at the military installations specified in such subsection;

(B) evaluates the efficiency of the program; and

(C) contains such recommendations as the Secretary considers appropriate regarding expansion of the program.

**(2) REPORT BY COMPTROLLER GENERAL.—**Not later than February 1, 2010, the Comptroller General shall submit to the congressional defense committees a review of the pilot program and of the report of the Secretary.

**SEC. 2804. EXPANSION OF AUTHORITY TO EXCHANGE RESERVE COMPONENT FACILITIES.**

Section 18240(a) of title 10, United States Code is amended by striking “with a State” in the first sentence and inserting “with an Executive agency (as defined in section 105 of title 5), the United States Postal Service, a State”.

**SEC. 2805. EXTENSION OF AUTHORITY TO ACCEPT CASH EQUALIZATION PAYMENTS FOR RESERVE COMPONENT FACILITY EXCHANGES.**

Section 2809(c)(5) of the Military Construction Authorization Act for Fiscal Year 2005 (division B of Public Law 108-375; 118 Stat. 2126) is amended by striking “September 30, 2007” and inserting “September 30, 2010”.

**SEC. 2806. AUTHORITY TO USE OPERATION AND MAINTENANCE FUNDS FOR CONSTRUCTION PROJECTS OUTSIDE THE UNITED STATES.**

(a) **ONE-YEAR EXTENSION OF AUTHORITY.—**Subsection (a) of section 2808 of the Military Construction Authorization Act for Fiscal Year 2004 (division B of Public Law 108-136; 117 Stat. 1723), as amended by section 2810 of the Military Construction Authorization Act for Fiscal Year 2005 (division B of Public Law 108-375; 118 Stat. 2128), section 2809 of the Military Construction Authorization Act for Fiscal Year 2006 (division B of Public Law 109-163; 119 Stat. 3508), and section 2802 of the Military Construction Authorization Act for Fiscal Year 2007 (division B of Public Law 109-364; 120 Stat. 2466), is further amended by striking “2007” and inserting “2008”.

(b) **REPEAL OF QUARTERLY REPORTS; ADVANCE NOTICE OF CERTAIN PROJECTS.—**Such section is further amended—

(1) in subsection (b), by striking “Within seven days after” and inserting “Except with respect to a construction project described in subsection (d), within seven days after”;

(2) by striking subsection (d) and inserting the following new subsection:

“(d) **ADVANCE NOTICE OF CERTAIN CONSTRUCTION PROJECTS.—**When a decision is made to use appropriated funds available for operation and maintenance to carry out a construction project outside the United States that has an estimated cost in excess of the amounts authorized for unspecified minor military construction projects under section 2805(c) of title 10, United States Code, the Secretary of Defense shall notify the congressional committees specified in sub-

section (f) of that decision, including the information required by subsection (b). The project may then be carried out only after the end of the 21-day period beginning on the date the notification is received by the committees or, if earlier, the end of the 14-day period beginning on the date on which a copy of the notification is provided in an electronic medium pursuant to section 480 of title 10, United States Code. If notice is provided under this subsection with respect to a project, notice is not required under subsection (b) with respect to the same project.”; and

(3) by striking subsection (g) and inserting the following new subsection:

“(g) **EFFECT OF FAILURE TO SUBMIT PROJECT NOTIFICATIONS.—**If the notices regarding the obligation of the funds for a construction project required by subsection (b) or (d) is not submitted to the congressional committees specified in subsection (f) by the required date, appropriated funds available for operation and maintenance may not be obligated or expended after that date under the authority of this section to carry out construction projects outside the United States until the date on which the notice is finally submitted.”.

**Subtitle B—Real Property and Facilities Administration**

**SEC. 2811. CONTINUED CONSOLIDATION OF REAL PROPERTY PROVISIONS WITHOUT SUBSTANTIVE CHANGE.**

(a) **CONSOLIDATION.—**Section 2663 of title 10, United States Code, is amended by adding at the end the following new subsection:

“(h) **LAND ACQUISITION OPTIONS IN ADVANCE OF MILITARY CONSTRUCTION PROJECTS.—**(1) The Secretary of a military department may acquire an option on a parcel of real property before or after its acquisition is authorized by law, if the Secretary considers it suitable and likely to be needed for a military project of the military department under the jurisdiction of the Secretary.

“(2) As consideration for an option acquired under paragraph (1), the Secretary may pay, from funds available to the military department under the jurisdiction of the Secretary for real property activities, an amount that is not more than 12 percent of the appraised fair market value of the property.”.

(b) **REPEAL OF SUPERSEDED PROVISION.—**

(1) **REPEAL.—**Section 2677 of such title is repealed.

(2) **CLERICAL AMENDMENT.—**The table of sections at the beginning of chapter 159 of such title is amended by striking the item relating to section 2677.

**SEC. 2812. COOPERATIVE AGREEMENT AUTHORITY FOR MANAGEMENT OF CULTURAL RESOURCES ON CERTAIN SITES OUTSIDE MILITARY INSTALLATIONS.**

(a) **EXPANDED AUTHORITY.—**Section 2684 of title 10, United States Code, is amended—

(1) in subsection (a), by striking “on a military installation” and inserting “located on a site authorized by subsection (b)”;

(2) by redesignating subsections (b) and (c) as subsections (c) and (d), respectively; and

(3) by inserting after subsection (a) the following new subsection (b):

“(b) **AUTHORIZED CULTURAL RESOURCES SITES.—**To be covered by a cooperative agreement under subsection (a), cultural resources must be located—

“(1) on a military installation; or

“(2) on a site outside of a military installation, but only if the cooperative agreement will directly relieve or eliminate current or anticipated restrictions that would or might restrict, impede, or otherwise interfere, whether directly or indirectly, with current or anticipated military training, testing, or operations on a military installation.”.

(b) **CULTURAL RESOURCE DEFINED.—**Subsection (d) of such section, as redesignated by subsection (a)(2), is amended by adding at the end the following new paragraph:

“(5) An Indian sacred site, as defined in section 1(b)(iii) of Executive Order No. 13007.”.

**SEC. 2813. AGREEMENTS TO LIMIT ENCROACHMENTS AND OTHER CONSTRAINTS ON MILITARY TRAINING, TESTING, AND OPERATIONS.**

(a) **MANAGEMENT OF NATURAL RESOURCES OF ACQUIRED PROPERTY.—**Subsection (d) of section 2684a of title 10, United States Code, is amended—

(1) by redesignating paragraphs (3), (4), (5), and (6) as paragraphs (4), (5), (6), and (7), respectively; and

(2) by inserting after paragraph (2) the following new paragraph (3):

“(3) An agreement with an eligible entity under this section may provide for the management of natural resources on real property in which the Secretary concerned acquires any right, title, or interest in accordance with this subsection and for the payment by the United States of all or a portion of the costs of such natural resource management if the Secretary concerned determines that there is a demonstrated need to preserve or restore habitat for the purpose described in subsection (a)(2).”.

(b) **LIMITATION ON PORTION OF ACQUISITION COSTS BORNE BY UNITED STATES.—**Paragraph (4)(C) of such subsection, as redesignated by subsection (a)(1), is amended by striking “equal to the fair market value” and all that follows through the period at the end and inserting “equal to, at the discretion of the Secretary concerned—

“(i) the fair market value of any property or interest in property to be transferred to the United States upon the request of the Secretary concerned under paragraph (5); or

“(ii) the cumulative fair market value of all properties or interests to be transferred to the United States under paragraph (5) pursuant to an agreement under subsection (a).”.

**SEC. 2814. EXPANSION TO ALL MILITARY DEPARTMENTS OF ARMY PILOT PROGRAM FOR PURCHASE OF CERTAIN MUNICIPAL SERVICES FOR MILITARY INSTALLATIONS.**

(a) **EXPANSION OF PILOT PROGRAM.—**Section 325 of the Ronald W. Reagan National Defense Authorization Act for Fiscal Year 2005 (Public Law 108-375; 10 U.S.C. 2461 note) is amended—

(1) in the section heading, by striking “army” and inserting “military”;

(2) in subsection (a)—

(A) by striking “Secretary of the Army” and inserting “Secretary of a military department”; and

(B) by striking “an Army installation” and inserting “a military installation under the jurisdiction of the Secretary”; and

(3) in subsection (d), by striking “The Secretary” and inserting “The Secretary of a military department”.

(b) **PARTICIPATING INSTALLATIONS.—**Subsection (c) of such section is amended by striking “two Army installations” and inserting “three military installations of each branch of the Armed Forces”.

(c) **EXTENSION OF DURATION OF PROGRAM.—**Such section is further amended by striking subsections (e) and (f) and inserting the following new subsection:

“(e) **TERMINATION OF PILOT PROGRAM.—**The pilot program shall terminate on September 30, 2012. Any contract entered into under the pilot program shall terminate not later than that date.”.

**SEC. 2815. RETENTION OF PROCEEDS FROM ENHANCED USE LEASES AT SELFRIDGE AIR NATIONAL GUARD BASE.**

Notwithstanding section 2667(e) of title 10, United States Code, or any other provision of

law to the contrary, the proceeds derived from the execution of an enhanced use lease at Selfridge Air National Guard Base shall not be disbursed outside of that military installation.

**SEC. 2816. PROHIBITION ON COMMERCIAL FLIGHTS INTO SELFRIDGE AIR NATIONAL GUARD BASE.**

The Secretary of Defense shall prohibit the use of Selfridge Air National Guard Base by commercial service aircraft.

**SEC. 2817. NIAGARA AIR RESERVE BASE, NEW YORK, BASING REPORT.**

Not later than December 1, 2007, the Secretary of the Air Force shall submit to the congressional defense committees a report containing a detailed plan of the current and future aviation assets that the Secretary expects will be based at Niagara Air Reserve Base, New York. The report shall include a description of all of the aviation assets that will be impacted by the series of relocations to be made to or from Niagara Air Reserve Base and the timeline for such relocations.

**Subtitle C—Base Closure and Realignment**

**SEC. 2821. TRANSFER OF FUNDS FROM DEPARTMENT OF DEFENSE BASE CLOSURE ACCOUNT 2005 TO DEPARTMENT OF DEFENSE HOUSING FUNDS.**

(a) TRANSFER AUTHORITY.—Subsection (c) of section 2883 of title 10, United States Code, is amended—

(1) in paragraph (1), by adding at the end the following new subparagraph:

“(G) Subject to subsection (f), any amounts that the Secretary of Defense transfers to that Fund from amounts in the Department of Defense Base Closure Account 2005.”; and

(2) in paragraph (2), by adding at the end the following new subparagraph:

“(G) Subject to subsection (f), any amounts that the Secretary of Defense transfers to that Fund from amounts in the Department of Defense Base Closure Account 2005.”.

(b) NOTIFICATION.—Subsection (f) of such section is amended by striking “paragraph (1)(B) or (2)(B)” and inserting “subparagraph (B) or (G) of paragraph (1) or subparagraph (B) or (G) of paragraph (2)”.

**SEC. 2822. CONDITIONS ON TRANSFER OF MILITARY PERSONNEL AND CIVILIAN EMPLOYEES TO FORT BELVOIR, VIRGINIA, AS PART OF REALIGNMENT OF THE INSTALLATION.**

Notwithstanding section 2904(a)(5) of the Defense Base Closure and Realignment Act of 1990 (part A of title XXIX of Public Law 101-510; 10 U.S.C. 2687 note), members of the Armed Forces and civilian employees of the Department of Defense who are scheduled to be relocated to Fort Belvoir, Virginia, as a result of the closure of leased-office space in Arlington, Virginia, pursuant to the recommendations contained in the report transmitted to Congress on September 15, 2005, under section 2903(e) of such Act may not be relocated to Fort Belvoir, until—

(1) the Secretary of the Army submits to Congress written certification that the necessary transportation infrastructure, as identified by the environmental impact statement prepared by the Department of the Army for the Fort Belvoir realignment, to accommodate the total number of members and civilian employees to be assigned to Fort Belvoir and their dependents, is substantially completed; and

(2) the 60-day period beginning on the date on which the certification is submitted under paragraph (1) expires.

**Subtitle D—Land Conveyances**

**SEC. 2831. CONDITIONS ON ACQUISITION OF LAND FOR EXPANSION OF PINON CANYON MANEUVER SITE, COLORADO.**

(a) IMPOSITION OF CONDITIONS.—After completion of the review required by the Na-

tional Environmental Policy Act of 1969 (42 U.S.C. 4321 et seq.), if the Secretary of the Army decides to acquire real property or an interest in real property located near the Pinon Canyon Maneuver Site in the State of Colorado (in this section referred to as the “Site”) for the purpose of expanding the Site, the acquisition of such real property shall be subject to the requirements of this section.

(b) LIMITATION ON EXPANSION METHODS.—The Secretary of the Army shall not tender an offer for the acquisition of, or employ condemnation, eminent domain, or seizure of, real property, or interest in real property, for the purpose of expanding the Site until the Secretary has complied with the following:

(1) NEPA REVIEW.—The Secretary of the Army shall complete the requisite reviews under the National Environmental Policy Act of 1969 (42 U.S.C. 4321 et seq.).

(2) USE OF NEGOTIATION.—The Secretary of the Army shall comply with the Uniform Relocation Assistance and Real Property Acquisition Policies Act of 1970 (42 U.S.C. 4601 et seq.) by making every reasonable effort to acquire by negotiation the real property, or interest in real property, such as a lease or easement.

(3) ARBITRATION.—Notwithstanding, and in lieu of, any other provision of law regarding arbitration or alternate dispute resolution, the Secretary of the Army shall notify the property owner or owners of their right to seek third party arbitration, as identified in this paragraph, and of the desire of the Secretary to conclude a negotiated agreement as to the value of the real property or interest in real property sought for acquisition by the Secretary. If the property owner or owners and the Army do not reach an agreement within 90 days after the Army has provided such notice, on the request of the property owner or owners to the Secretary, the matter shall be referred to third party arbitration for resolution within a period of 90 days from the date of referral. The decision of the arbitrator will be binding.

(c) CONDITIONS ON ARBITRATION.—

(1) CONDITIONS.—Arbitration under subsection (b)(3) shall be subject to the following conditions:

(A) The cost of such arbitration shall be the responsibility of the Secretary of the Army.

(B) The Secretary of the Army shall identify at least three neutral third parties with experience in conducting arbitrations as to real property values and shall make this information available to the property owner or owners.

(C) The issue of property value shall be referred to an arbitrator selected by the property owner or owners from the neutral third parties identified by the Secretary of the Army pursuant to subparagraph (B).

(D) The Army shall reimburse the property owner or owners for reasonable costs incurred in pursuing the arbitration as established by the arbitrator.

(2) ARBITRATOR POWERS AND IMMUNITIES.—An arbitrator selected under paragraph (1)(C) to whom an action is referred under this section shall have the power within the acquisition process to conduct arbitration hearings, to administer oaths and affirmations, and to make decisions as to the value of the real property or interest in real property subject to arbitration. An individual serving as arbitrators pursuant to this section is entitled to the immunities and protections provided by law.

(d) COMMUNITY PLANNING ASSISTANCE.—A community adversely impacted by the acquisition by the Secretary of the Army of real property for the purpose of expanding the Site shall be deemed to be eligible for adjustment assistance under section 2391(b) of title

10, United States Code. The Secretary shall consult with the Governor of Colorado regarding other steps that may be taken to address impacts on local governments and affected communities.

(e) CONSULTATION REGARDING RESULTING STATUS OF ACQUIRED LAND.—The Secretary of the Army shall consult with the Secretary of Interior regarding the status of any real property acquired for the purpose of expanding the Site for purposes of payments to local governments under section 6901 of title 31, United States Code.

(f) ACCESS.—

(1) ACCESS TO CULTURAL AND HISTORIC SITES.—The Secretary of the Army shall ensure reasonable access to cultural and historic sites within the Site.

(2) GRAZING.—Where appropriate and under reasonable conditions, the Secretary of the Army shall allow the grazing of livestock within the Site.

(g) FOREST SERVICE LANDS.—If the Secretary of the Army seeks to use real property for military purposes in the area of interest, which as of the date of the enactment of this Act were managed by the Secretary of Agriculture, the Secretary of the Army shall—

(1) secure a special use permit, including terms and conditions for such use that are agreed to by the Secretary of the Army and the Secretary of Agriculture; or

(2) upon agreement with the Secretary of Agriculture, enter into an interchange of lands under the authority of section 1 of the Act of July 26, 1956 (16 U.S.C. 505a).

(h) STATE LANDS.—The Secretary of the Army shall seek to reach agreement with the Governor of Colorado on terms, conditions, and reasonable compensation under which lands in the area of interest owned by the State of Colorado can be used for military purposes.

**SEC. 2832. GRANT OF EASEMENT, EGLIN AIR FORCE BASE, FLORIDA.**

(a) GRANT REQUIRED.—The Secretary of the Air Force shall use the authority provided by section 2668 of title 10, United States Code, to grant to the Mid Bay Bridge Authority an easement for a roadway right-of-way over such land at Eglin Air Force Base, Florida, as the Secretary determines necessary to facilitate the construction of a road connecting the northern landfall of the Mid Bay Bridge to Florida State Highway 85.

(b) CONSIDERATION.—As consideration for the grant of the easement under subsection (a), the Mid Bay Bridge Authority shall pay to the Secretary an amount equal to the fair-market-value of the easement, as determined by the Secretary.

(c) COSTS OF PROJECT.—As a condition of the grant of the easement under subsection (a), the Mid Bay Bridge Authority shall be responsible for all costs associated with the highway project described in such subsection, including all costs the Secretary determines to be necessary to address any impacts that the project may have on the defense missions at Eglin Air Force Base.

**SEC. 2833. LAND CONVEYANCE, LYNN HAVEN FUEL DEPOT, LYNN HAVEN, FLORIDA.**

(a) CONVEYANCE AUTHORIZED.—The Secretary of the Air Force may convey to Florida State University (in this section referred to as the “University”) all right, title, and interest of the United States in and to a parcel of real property, including improvements thereon, consisting of approximately 40 acres located at the Lynn Haven Fuel Depot in Lynn Haven, Florida, for the purpose of permitting the University to develop the property as a new satellite campus.

(b) CONSIDERATION.—

(1) IN GENERAL.—For the conveyance of the property under subsection (a), the University

shall provide the United States with consideration in an amount that is acceptable to the Secretary, whether in the form of cash payment, in-kind consideration, or a combination thereof.

(2) **REDUCED TUITION RATES.**—The Secretary may accept as in-kind consideration under paragraph (1) reduced tuition rates or scholarships for military personnel and their dependents at the University.

(c) **PAYMENT OF COSTS OF CONVEYANCES.**—

(1) **PAYMENT REQUIRED.**—The Secretary shall require the University to cover costs to be incurred by the Secretary, or to reimburse the Secretary for costs incurred by the Secretary, to carry out the conveyance under subsection (a), including survey costs, related to the conveyance. If amounts are collected from the University in advance of the Secretary incurring the actual costs, and the amount collected exceeds the costs actually incurred by the Secretary to carry out the conveyance, the Secretary shall refund the excess amount to the University.

(2) **TREATMENT OF AMOUNTS RECEIVED.**—Amounts received under paragraph (1) as reimbursement for costs incurred by the Secretary to carry out the conveyance under subsection (a) shall be credited to the fund or account that was used to cover the costs incurred by the Secretary in carrying out the conveyance. Amounts so credited shall be merged with amounts in such fund or account and shall be available for the same purposes, and subject to the same conditions and limitations, as amounts in such fund or account.

(d) **DESCRIPTION OF PROPERTY.**—The exact acreage and legal description of the real property to be conveyed under subsection (a) shall be determined by a survey satisfactory to the Secretary.

(e) **ADDITIONAL TERM AND CONDITIONS.**—The Secretary may require such additional terms and conditions in connection with the conveyance under subsection (a) as the Secretary considers appropriate to protect the interests of the United States.

**SEC. 2834. ADDITIONAL CONDITIONS ON LEASE OF PROPERTY FOR HEADQUARTERS FACILITY FOR UNITED STATES SOUTHERN COMMAND, FLORIDA.**

(a) **USE OF PROPERTY AUTHORIZED.**—Subject to subsection (b), the Secretary of the Army may utilize the property of the State of Florida described in sublease number 4489-01, which was entered into between the State of Florida and the United States, for the purpose of construction of a consolidated headquarters facility for the United States Southern Command.

(b) **NEGOTIATION FOR ADDITIONAL AUTHORIZED USES OF PROPERTY.**—Given the substantial investment to be made by the United States to construct a headquarters facility for the United States Southern Command on the property referred to in subsection (a), the Secretary shall enter into negotiations to secure, before the award of a contract for the construction of the facility, additional flexibility for the United States to use the property for general administrative purposes for any Federal agency, including in the event the property is no longer used for the United States Southern Command.

(c) **ACQUISITION OF ADDITIONAL PROPERTY.**—The Secretary may obtain the use of additional State lands adjacent to the property referred to in subsection (a), if available by the terms of the lease referred to in such subsection and needed to complete the construction of the headquarters facility for the United States Southern Command. Subsection (b) shall apply with respect to any additional property secured under this subsection.

**SEC. 2835. TRANSFER OF JURISDICTION, FORMER NIKE MISSILE SITE, GROSSE ISLE, MICHIGAN.**

(a) **TRANSFER.**—Administrative jurisdiction over the property described in subsection (b) is hereby transferred from the Administrator of the Environmental Protection Agency to the Secretary of the Interior.

(b) **PROPERTY DESCRIBED.**—The property referred to in subsection (a) is the former Nike missile site located at the southern end of Grosse Ile, Michigan, as depicted on the map entitled ‘07-CE’ on file with the Environmental Protection Agency and dated May 16, 1984.

(c) **ADMINISTRATION OF PROPERTY.**—Subject to subsection (d), the Secretary of the Interior shall administer the property described in subsection (b)—

(1) acting through the United States Fish and Wildlife Service;

(2) as part of the Detroit River International Wildlife Refuge; and

(3) for use as a habitat for fish and wildlife and as a recreational property for outdoor education and environmental appreciation.

(d) **MANAGEMENT OF REMEDIATION BY ARMY CORPS OF ENGINEERS.**—The Secretary of Defense, acting through the district office of the Army Corps of Engineers in Louisville, Kentucky, shall manage and carry out environmental remediation activities with respect to the property described in subsection (b) that, at a minimum, achieve the standard that the United States Fish and Wildlife Service determines sufficient to allow the property to be used as provided in subsection (c)(3). Such remediation activities, with the exception of long-term monitoring, shall be completed to achieve that standard not later than two years after the date of enactment of this Act. The Secretary of Defense may use amounts made available from the account established by section 2703(a)(5) of title 10, United States Code, to carry out such remediation.

(e) **SAVINGS PROVISION.**—Nothing in this section shall be construed to affect or limit the application of, or any obligation to comply with, any environmental law, including the Comprehensive Environmental Response, Compensation, and Liability Act of 1980 (42 U.S.C. 9601 et seq.) and the Solid Waste Disposal Act (42 U.S.C. 6901 et seq.).

**SEC. 2836. LAND EXCHANGE, FORT HOOD, TEXAS.**

(a) **EXCHANGE AUTHORIZED.**—The Secretary of the Army may convey to the City of Copperas Cove, Texas (in this section referred to as the ‘City’), all right, title, and interest of the United States in and to a parcel of real property, including any improvements thereon, consisting of approximately 200 acres at Fort Hood, Texas, for the purpose of permitting the City to improve arterial transportation routes in the community.

(b) **CONSIDERATION.**—As consideration for the conveyance under subsection (a), the City shall convey to the Secretary all right, title, and interest of the City in and to one or more parcels of real property that are acceptable to the Secretary. The fair market value of the real property acquired by the Secretary under this subsection shall be equal to the fair market value of the real property conveyed under subsection (a), as determined by appraisals acceptable to the Secretary.

(c) **DESCRIPTION OF PROPERTY.**—The exact acreage and legal description of the real property to be exchanged under this section shall be determined by surveys satisfactory to the Secretary.

(d) **PAYMENT OF COSTS OF CONVEYANCES.**—

(1) **PAYMENT REQUIRED.**—The Secretary shall require the City to cover costs to be incurred by the Secretary, or to reimburse the Secretary for costs incurred by the Secretary, to carry out the conveyances under this section, including survey costs, related

to the conveyances. If amounts are collected from the City in advance of the Secretary incurring the actual costs, and the amount collected exceeds the costs actually incurred by the Secretary to carry out the conveyances, the Secretary shall refund the excess amount to the City.

(2) **TREATMENT OF AMOUNTS RECEIVED.**—Amounts received under paragraph (1) as reimbursement for costs incurred by the Secretary to carry out the conveyances under this section shall be credited to the fund or account that was used to cover the costs incurred by the Secretary in carrying out the conveyances. Amounts so credited shall be merged with amounts in such fund or account and shall be available for the same purposes, and subject to the same conditions and limitations, as amounts in such fund or account.

(e) **ADDITIONAL TERM AND CONDITIONS.**—The Secretary may require such additional terms and conditions in connection with the conveyances under this section as the Secretary considers appropriate to protect the interests of the United States.

**SEC. 2837. EXCHANGE OF JURISDICTION OVER REAL PROPERTY INVOLVING FORT BELVOIR, VIRGINIA.**

(a) **EXCHANGE.**—Not later than September 30, 2008, the Administrator of General Services and the Secretary of the Army shall enter into an agreement providing for a property exchange under which—

(1) the Administrator transfers to the jurisdiction, custody, and control of the Secretary—

(A) the parcel of real property described in subsection (b), including any improvements thereon; or

(B) subject to a boundary determination by the Administrator and concurrence by the Secretary, a portion of the parcel of real property described in subsection (b), including any improvements on that portion; and

(2) the Secretary transfers to the jurisdiction, custody, and control of the Administrator a parcel of real property described in subsection (c).

(b) **GSA PROPERTY DESCRIPTION.**—The property and improvements referred to in subsection (a)(1) is the approximately 72.23 acre site at 6999 Loisdale Road in Springfield, Virginia, known as the GSA Franconia Warehouse, identified in the land records of Fairfax County, Virginia, as Parcel ID # 0902-01-0057, Lee District tax district 4000.

(c) **ARMY PROPERTY DESCRIPTION.**—

(1) **IN GENERAL.**—The property referred to in subsection (a)(2) is a parcel of real property acceptable to the Administrator located at either—

(A) Fort Belvoir, Virginia; or

(B) another installation under the jurisdiction of the Department of Army in the National Capital Region.

(2) **IMPROVEMENTS.**—The parcel of real property selected for transfer may include improvements on the property made by the Army before the date of the enactment of this Act.

(d) **NEGOTIATION.**—

(1) **TERMS AND CONDITIONS.**—As a condition of the exchange of property under subsection (a), the agreement under such subsection shall provide that the fair market value of the properties to be exchanged shall be equal or equalized through the use of a cash equalization payment.

(2) **DETERMINATION OF FAIR MARKET VALUE.**—For purposes of paragraph (1), the fair market value of the property shall be determined—

(A) based on the highest and best use of the property, as determined by an independent appraisal jointly commissioned by the Administrator and the Secretary of the Army; and

(B) using the definition of fair market value contained in the Uniform Appraisal Standards for Federal Land Acquisitions.

(e) NO EFFECT ON COMPLIANCE WITH ENVIRONMENTAL LAWS.—Nothing in this section may be construed to affect or limit the application of, or obligation to comply with, any environmental law, including section 120(h) of the Comprehensive Environmental Response, Compensation, and Liability Act of 1980 (42 U.S.C. 9620(h)).

(f) USE OF PROPERTY.—After completion of the exchange of property under subsection (a), the Secretary may relocate personnel to facilities to be constructed or leased (or a combination of both) on the property who otherwise would be located or relocated to Fort Belvoir.

(g) RELOCATION OF PERSONNEL, EQUIPMENT, AND SUPPLIES.—

(1) IN GENERAL.—Subject to paragraph (2), the Administrator may procure and provide space for the relocation of personnel, equipment, and supplies of the General Services Administration and its tenants on property transferred under subsection (a)(1).

(2) NOTICE TO COMMITTEES.—Before undertaking an activity under paragraph (1) that otherwise would require approval of a prospectus under section 3307 of title 40, United States Code, the Administrator shall provide to the Committee on Transportation and Infrastructure of the House of Representatives, the Committee on Environment and Public Works of the Senate, and the congressional defense committees a written notice containing a description of the activity to be undertaken.

(3) RELOCATION COSTS.—As a condition of the transfer of property under subsection (a), the Secretary shall agree—

(A) to advance funds to the Administrator to cover the costs projected to be incurred by the Administrator, based on an estimate of such costs prepared by the Administrator, for relocating personnel, equipment, and supplies of the General Services Administration and its tenants from the property; and

(B) if the initial advance of funds is insufficient, to advance additional funds to the Administrator in accordance with a revised or supplemental estimate prepared by the Administrator.

(4) EXCESS FUNDS.—The Administrator shall return to the Secretary any funds received under paragraph (3) that are not used for the purposes described in such paragraph.

(h) ADDITIONAL TERMS AND CONDITIONS.—The Administrator and the Secretary of the Army may require such additional terms and conditions in connection with the exchange under subsection (a) as the Administrator, in consultation with the Secretary, determines appropriate to protect the interests of the United States and further the purposes of this section.

**SEC. 2838. MODIFICATION OF CONVEYANCE AUTHORITY, MARINE CORPS BASE, CAMP PENDLETON, CALIFORNIA.**

Section 2851(a) of the Military Construction Authorization Act for Fiscal Year 1999 (division B of Public Law 105-261; 112 Stat. 2219) is amended by striking “, notwithstanding any provision of State law to the contrary,”, as added by section 2867 of Public Law 107-107 (115 Stat. 1334).

**Subtitle E—Energy Security**

**SEC. 2851. REPEAL OF CONGRESSIONAL NOTIFICATION REQUIREMENT REGARDING CANCELLATION CEILING FOR DEPARTMENT OF DEFENSE ENERGY SAVINGS PERFORMANCE CONTRACTS.**

Section 2913 of title 10, United States Code, is amended by striking subsection (e).

**SEC. 2852. REPORT ON OPPORTUNITIES FOR LEVERAGING FUNDS OF THE DEPARTMENT OF DEFENSE AND STATES TO PREVENT DISRUPTION IN EVENT OF ELECTRIC GRID OR PIPELINE FAILURES.**

Not later than 180 days after the date of the enactment of this Act, the Secretary of Defense, acting through the Under Secretary of Defense for Acquisition, Technology, and Logistics, shall submit to the congressional defense committees a report on approaches by which the Department of Defense may contribute funds and other resources of the Department, which when combined with resources from other funding sources, such as State System Benefit Trust Funds, Clean Air Act State Implementation Funds, and State Homeland Security Critical Infrastructure Grants, will accelerate efforts to harden critical functions on and around military and security facilities to prevent disruption in the event of major electric grid or natural gas or petroleum pipeline failures.

**SEC. 2853. USE OF ENERGY EFFICIENT LIGHTING FIXTURES AND BULBS IN DEPARTMENT OF DEFENSE FACILITIES.**

(a) CONSTRUCTION AND ALTERATION OF BUILDINGS.—Each building constructed or significantly altered by the Secretary of Defense or the Secretary of a military department shall be equipped, to the maximum extent feasible as determined by the Secretary concerned, with lighting fixtures and bulbs that are energy efficient.

(b) MAINTENANCE OF BUILDINGS.—Each lighting fixture or bulb that is replaced in the normal course of maintenance of buildings under the jurisdiction of the Secretary of Defense or the Secretary of a military department shall be replaced, to the maximum extent feasible as determined by the Secretary concerned, with a lighting fixture or bulb that is energy efficient.

(c) CONSIDERATIONS.—In making a determination under this section concerning the feasibility of installing a lighting fixture or bulb that is energy efficient, the Secretary of Defense or the Secretary of a military department shall consider—

(1) the life cycle cost effectiveness of the fixture or bulb;

(2) the compatibility of the fixture or bulb with existing equipment;

(3) whether use of the fixture or bulb could result in interference with productivity;

(4) the aesthetics relating to use of the fixture or bulb; and

(5) such other factors as the Secretary concerned determines appropriate.

(d) ENERGY STAR.—A lighting fixture or bulb shall be treated as being energy efficient for purposes of this section if—

(1) the fixture or bulb is certified under the Energy Star program established by section 324A of the Energy Policy and Conservation Act (42 U.S.C. 6294a); or

(2) the Secretary of Defense or the Secretary of a military department has otherwise determined that the fixture or bulb is energy efficient.

(e) SIGNIFICANT ALTERATIONS.—A building shall be treated as being significantly altered for purposes of subsection (a) if the alteration is subject to congressional authorization under section 2802 of title 10, United States Code.

(f) WAIVER AUTHORITY.—The Secretary of Defense may waive the requirements of this section if the Secretary determines that such a waiver is necessary to protect the national security interests of the United States.

(g) EFFECTIVE DATE.—The requirements of subsections (a) and (b) shall take effect one year after the date of the enactment of this Act.

**SEC. 2854. DEPARTMENT OF DEFENSE REQUIREMENTS REGARDING USE OF RENEWABLE ENERGY TO MEET AT LEAST 25 PERCENT OF DEPARTMENT ELECTRICITY NEEDS.**

Subsection (e) of section 2911 of title 10, United States Code, is amended to read as follows:

“(e) USE OF RENEWABLE ENERGY TO MEET ELECTRICITY NEEDS.—(1) The Secretary of Defense shall ensure that the Department of Defense—

“(A) produces or procures, from renewable energy sources, not less than 25 percent of the total quantity of electric energy it consumes within its facilities and in its activities during fiscal year 2025 and each fiscal year thereafter; and

“(B) produces or procures electric energy from renewable energy sources whenever the use of such renewable energy sources is consistent with the energy performance goals and energy performance plan for the Department and supported by the special considerations specified in subsection (c).

“(2) In order to achieve the 25-percent requirement specified in paragraph (1)(A) by fiscal year 2025, the Secretary of Defense shall establish annual incremental goals for the production or procurement of electric energy from renewable energy sources for the electric energy needs of the Department. The annual reports on the energy management implementation plan and the annual energy management report shall include information regarding the progress made towards meeting the annual incremental goals and 25-percent requirement.

“(3) The Secretary of Defense, the Secretary of a military department, or a Defense agency may not use any means of third-party financing, including energy savings performance contracts, enhanced use leases, utility energy service contracts, utility privatization agreements, or other related contractual mechanisms, to achieve the 25-percent requirement specified in paragraph (1)(A). Renewable energy produced through any means of third-party financing will not count towards the achievement of the 25-percent requirement.

“(4) The Secretary of Defense may waive the requirements of subparagraph (A) or (B) of paragraph (1) if the Secretary—

“(A) determines that the waiver is in the best interests of the Department of Defense; and

“(B) notifies the congressional defense committees of the waiver, including the reasons for the waiver.

“(5) In this subsection:

“(A) The term ‘renewable energy sources’ has the meaning given that term in section 203(b) of the Energy Policy Act of 2005 (42 U.S.C. 15852(b)).

“(B) The term ‘energy savings performance contract’ has the meaning given that term in section 804(3) of the National Energy Conservation Policy Act (42 U.S.C. 8287c).

“(C) The term ‘enhanced use lease’ means a lease under section 2667 of this title.

“(D) The term ‘utility energy service contract’ means a contract under section 2913 of this title.

“(E) The term ‘utility privatization authority’ means the authority provided under section 2668 of this title.”

**Subtitle F—Other Matters**

**SEC. 2861. REVISED DEADLINE FOR TRANSFER OF ARLINGTON NAVAL ANNEX TO ARLINGTON NATIONAL CEMETERY.**

Section 2881(h) of the Military Construction Authorization Act for Fiscal Year 2000 (division B of Public Law 106-65; 113 Stat. 880) is amended by striking paragraphs (1) and (2) and inserting the following new paragraphs:

“(1) January 1, 2013;

“(2) the date on which the Navy Annex property is no longer required (as determined

by the Secretary of Defense) for use as temporary office space; or

“(3) one year after the date on which the Secretary of the Army notifies the Secretary of Defense that the Navy Annex property is needed for the expansion of Arlington National Cemetery.”.

**SEC. 2862. TRANSFER OF JURISDICTION OVER AIR FORCE MEMORIAL TO DEPARTMENT OF THE AIR FORCE.**

(a) **TRANSFER OF JURISDICTION.**—Notwithstanding section 2881 of the Military Construction Authorization Act for Fiscal Year 2000 (division B of Public Law 106-65; 113 Stat. 879) and section 2863 of the Military Construction Authorization Act for Fiscal Year 2002 (division B of Public Law 107-107; 115 Stat. 1330; 40 U.S.C. 1003 note), administrative jurisdiction, custody, and control of the parcel of Federal land described in subsection (b)(1) of such section 2863 is hereby transferred to the Secretary of the Air Force.

(b) **ACCESS AND MANAGEMENT OF AIR FORCE MEMORIAL.**—In addition to authorities available to the Secretary of the Air Force under any other provision of law, the Secretary may enter into a cooperative agreement with the Air Force Memorial Foundation or other appropriate private organizations to provide management, maintenance, and repair of the Air Force Memorial and surrounding site and to facilitate public access to the memorial.

**SEC. 2863. ESTABLISHMENT OF NATIONAL MILITARY WORKING DOG TEAMS MONUMENT ON SUITABLE MILITARY INSTALLATION.**

(a) **AUTHORITY TO ESTABLISH MONUMENT.**—The Secretary of Defense may permit the National War Dogs Monument, Inc., to establish and maintain, at a suitable location at Fort Belvoir, Virginia, or another military installation in the United States, a national monument to honor the sacrifice and service of United States Armed Forces working dog teams that have participated in the military operations of the United States.

(b) **LOCATION AND DESIGN OF MONUMENT.**—The actual location and final design of the monument authorized by subsection (a) shall be subject to the approval of the Secretary. In selecting the military installation and site on such installation to serve as the location for the monument, the Secretary shall seek to maximize access to the resulting monument for both visitors and their dogs.

(c) **MAINTENANCE.**—The maintenance of the monument authorized by subsection (a) by the National War Dogs Monument, Inc., shall be subject to such conditions regarding access to the monument, and such other conditions, as the Secretary considers appropriate to protect the interests of the United States.

(d) **LIMITATION ON PAYMENT OF EXPENSES.**—The United States Government shall not pay any expense for the establishment or maintenance of the monument authorized by subsection (a).

**SEC. 2864. NAMING HOUSING FACILITY AT FORT CARSON, COLORADO, IN HONOR OF THE HONORABLE JOEL HEFLEY, A FORMER MEMBER OF THE UNITED STATES HOUSE OF REPRESENTATIVES.**

(a) **FINDINGS.**—Congress makes the following findings:

(1) Representative Joel Hefley was elected to represent Colorado's 5th Congressional district in 1986 and served in the House of Representatives until the end of the 109th Congress in 2006 with distinction, class, integrity, and honor.

(2) Representative Hefley served on the Committee on Armed Services of the House of Representatives for 18 years, including service as Chairman of the Subcommittee on Military Installations and Facilities from 1995 through 2000 and, from 2001 through 2006, as Chairman of the Subcommittee on Readiness.

(3) Representative Hefley's colleagues know him to be a fair and effective lawmaker who worked for the national interest while never forgetting his Western roots.

(4) Representative Hefley's efforts on the Committee on Armed Services were instrumental to the military value of, and quality of life at, installations in the State of Colorado, including Fort Carson, Cheyenne Mountain, Peterson Air Force Base, Schriever Air Force Base, Buckley Air Force Base, and the United States Air Force Academy.

(5) Representative Hefley was a leader in efforts to retain and expand Fort Carson as an essential part of the national defense system during the Defense Base Closure and Realignment process.

(6) Representative Hefley consistently advocated for providing members of the Armed Forces and their families with quality, safe, and affordable housing and supportive communities.

(7) Representative Hefley spearheaded the Military Housing Privatization Initiative to eliminate inadequate housing on military installations, with the first pilot program located at Fort Carson.

(8) Representative Hefley's leadership on the Military Housing Privatization Initiative allowed for the privatization of more than 121,000 units of military family housing, which brought meaningful improvements to living conditions for thousands of members of the Armed Forces and their spouses and children at installations throughout the United States.

(9) It is fitting and proper that an appropriate military family housing area or structure at Fort Carson be designated in honor of Representative Hefley.

(b) **DESIGNATION.**—Notwithstanding Army Regulation AR 1-33, the Secretary of the Army shall designate one of the military family housing areas or facilities constructed for Fort Carson, Colorado, using the authority provided by subchapter IV of chapter 169 of title 10, United States Code, as the “Joel Hefley Village”.

**SEC. 2865. NAMING NAVY AND MARINE CORPS RESERVE CENTER AT ROCK ISLAND, ILLINOIS, IN HONOR OF THE HONORABLE LANE EVANS, A FORMER MEMBER OF THE UNITED STATES HOUSE OF REPRESENTATIVES.**

(a) **FINDINGS.**—Congress makes the following findings:

(1) Representative Lane Evans was elected to the House of Representatives in 1982 and served in the House of Representatives until the end of the 109th Congress in 2006 representing the people of Illinois' 17th Congressional district.

(2) As a member of the Committee on Armed Services of the House of Representatives, Representative Evans worked to bring common sense priorities to defense spending and strengthen the military's conventional readiness.

(3) Representative Evans was a tireless advocate for military veterans, ensuring that veterans receive the medical care they need and advocating for individuals suffering from post-traumatic stress disorder and Gulf War Syndrome.

(4) Representative Evans' efforts to improve the transition of individuals from military service to the care of the Department of Veterans Affairs will continue to benefit generations of veterans long into the future.

(5) Representative Evans is credited with bringing new services to veterans living in his Congressional district, including outpatient clinics in the Quad Cities and Quincy and the Quad-Cities Vet Center.

(6) Representative Evans worked with local leaders to promote the Rock Island Arsenal, and it earned new jobs and missions through his support.

(7) In honor of his service in the Marine Corps and to his district and the United States, it is fitting and proper that the Navy and Marine Corps Reserve Center at Rock Island Arsenal be named in honor of Representative Evans.

(b) **DESIGNATION.**—The Navy and Marine Corps Reserve Center at Rock Island Arsenal, Illinois, shall be known and designated as the “Lane Evans Navy and Marine Corps Reserve Center”. Any reference in a law, map, regulation, document, paper, or other record of the United States to the Navy and Marine Corps Reserve Center at Rock Island Arsenal shall be deemed to be a reference to the Lane Evans Navy and Marine Corps Reserve Center.

**SEC. 2866. NAMING OF RESEARCH LABORATORY AT AIR FORCE ROME RESEARCH SITE, ROME, NEW YORK, IN HONOR OF THE HONORABLE SHERWOOD L. BOEHLERT, A FORMER MEMBER OF THE UNITED STATES HOUSE OF REPRESENTATIVES.**

The new laboratory building at the Air Force Rome Research Site, Rome, New York, shall be known and designated as the “Sherwood Boehlert Center of Excellence for Information Science and Technology”. Any reference in a law, map, regulation, document, paper, or other record of the United States to such laboratory facility shall be deemed to be a reference to the Sherwood Boehlert Center of Excellence for Information Science and Technology.

**SEC. 2867. NAMING OF ADMINISTRATION BUILDING AT JOINT SYSTEMS MANUFACTURING CENTER, LIMA, OHIO, IN HONOR OF THE HONORABLE MICHAEL G. OXLEY, A FORMER MEMBER OF THE UNITED STATES HOUSE OF REPRESENTATIVES.**

The administration building under construction at the Joint Systems Manufacturing Center in Lima, Ohio, shall be known and designated as the “Michael G. Oxley Administration and Technology Center”. Any reference in a law, map, regulation, document, paper, or other record of the United States to such building shall be deemed to be a reference to the Michael G. Oxley Administration and Technology Center.

**SEC. 2868. NAMING OF LOGISTICS AUTOMATION TRAINING FACILITY, ARMY QUARTERMASTER CENTER AND SCHOOL, FORT LEE, VIRGINIA, IN HONOR OF GENERAL RICHARD H. THOMPSON.**

Notwithstanding Army Regulation AR 1-33, the Logistics Automation Training Facility of the Army Quartermaster Center and School at Fort Lee, Virginia, shall be known and designated as the “General Richard H. Thompson Logistics Automation Training Facility” in honor of General Richard H. Thompson, the only quartermaster to have risen from private to full general. Any reference in a law, map, regulation, document, paper, or other record of the United States to such facility shall be deemed to be a reference to the General Richard H. Thompson Logistics Automation Training Facility.

**DIVISION C—DEPARTMENT OF ENERGY NATIONAL SECURITY AUTHORIZATIONS AND OTHER AUTHORIZATIONS**

**TITLE XXXI—DEPARTMENT OF ENERGY NATIONAL SECURITY PROGRAMS**

**Subtitle A—National Security Programs Authorizations**

Sec. 3101. National Nuclear Security Administration.

Sec. 3102. Defense environmental cleanup.

Sec. 3103. Other defense activities.

Sec. 3104. Defense nuclear waste disposal.

Sec. 3105. Other atomic energy defense activities.

**Subtitle B—Program Authorizations, Restrictions, and Limitations**

Sec. 3111. Study on using existing pits for the Reliable Replacement Warhead program.



- Sec. 3112. National Nuclear Security Administration study on nuclear weapons complex protective forces.
- Sec. 3113. Report on retirement and dismantlement of nuclear warheads.
- Sec. 3114. Assessment of security risks posed to nuclear weapons complex.
- Sec. 3115. Department of Energy report on plan to strengthen and expand International Radiological Threat Reduction program.
- Sec. 3116. Department of Energy report on plan to strengthen and expand Materials Protection, Control, and Accounting program.
- Sec. 3117. Authority to use International Nuclear Materials Protection and Cooperation program funds outside the former Soviet Union.
- Sec. 3118. Increased authority for ombudsman under Energy Employees Occupational Illness Compensation Program.

#### Subtitle A—National Security Programs Authorizations

##### SEC. 3101. NATIONAL NUCLEAR SECURITY ADMINISTRATION.

Funds are hereby authorized to be appropriated to the Department of Energy for fiscal year 2008 for the activities of the National Nuclear Security Administration in carrying out programs necessary for national security in the amount of \$9,536,833,000, to be allocated as follows:

- (1) For weapons activities, \$6,511,312,000.
- (2) For defense nuclear nonproliferation activities, \$1,817,646,000.
- (3) For naval reactors, \$808,219,000.
- (4) For the Office of the Administrator for Nuclear Security, \$399,656,000.

##### SEC. 3102. DEFENSE ENVIRONMENTAL CLEANUP.

Funds are hereby authorized to be appropriated to the Department of Energy for fiscal year 2008 for defense environmental cleanup activities in carrying out programs necessary for national security in the amount of \$5,363,905,000.

##### SEC. 3103. OTHER DEFENSE ACTIVITIES.

Funds are hereby authorized to be appropriated to the Department of Energy for fiscal year 2008 for other defense activities in carrying out programs necessary for national security in the amount of \$763,974,000.

##### SEC. 3104. DEFENSE NUCLEAR WASTE DISPOSAL.

Funds are hereby authorized to be appropriated to the Department of Energy for fiscal year 2008 for defense nuclear waste disposal for payment to the Nuclear Waste Fund established in section 302(c) of the Nuclear Waste Policy Act of 1982 (42 U.S.C. 10222(c)) in the amount of \$292,046,000.

##### SEC. 3105. OTHER ATOMIC ENERGY DEFENSE ACTIVITIES.

Funds are hereby authorized to be appropriated to the Department of Energy for fiscal year 2008 for energy security and assurance programs necessary for national security in the amount of \$6,000,000.

#### Subtitle B—Program Authorizations, Restrictions, and Limitations

##### SEC. 3111. STUDY ON USING EXISTING PITS FOR THE RELIABLE REPLACEMENT WARHEAD PROGRAM.

(a) STUDY REQUIRED.—The Administrator for Nuclear Security, in consultation with the Nuclear Weapons Council, shall carry out a study analyzing the feasibility of using existing pits to remanufacture warheads for the Reliable Replacement Warhead (RRW) program.

(b) REPORT.—

(1) IN GENERAL.—Not later than February 1, 2008, the Administrator shall submit to the congressional defense committees a report

on the results of the study. The report shall be in unclassified form, but may include a classified annex.

(2) MATTERS INCLUDED.—The report shall contain the assessment of the Administrator of the results of the study, including—

- (A) an assessment of—
  - (i) whether using existing pits to remanufacture warheads for the RRW program is technically feasible;
  - (ii) whether remanufacturing warheads with existing pits is more desirable than remanufacturing warheads with newly manufactured pits;
  - (iii) the number of existing pits suitable for such remanufacturing;
  - (iv) whether proceeding to remanufacture warheads with existing pits before remanufacturing warheads with newly manufactured pits is desirable; and
  - (v) the extent to which remanufacturing warheads with existing pits, as compared to remanufacturing warheads with newly manufactured pits, would reduce future requirements for new pit production, and how such use of existing pits would affect the schedule and scope for new pit production; and
- (B) a comparison of the requirements for certifying—
  - (i) warheads remanufactured with existing pits;
  - (ii) warheads remanufactured with newly manufactured pits; and
  - (iii) warheads maintained by the Stockpile Life Extension Programs.

(c) DEFINITIONS.—For the purposes of this section, the terms “remanufacturing” and “remanufacture” mean the replacement of existing warheads with modern components that are designed to increase the reliability, safety, and surety of the warhead, but that do not alter the yield of the warhead or affect military characteristics of the warhead in any way.

(d) FUNDING.—Of the amounts made available pursuant to the authorization of appropriations in section 3101(a)(1), such funds as may be necessary shall be available to carry out this section.

##### SEC. 3112. NATIONAL NUCLEAR SECURITY ADMINISTRATION STUDY ON NUCLEAR WEAPONS COMPLEX PROTECTIVE FORCES.

(a) STUDY REQUIRED.—The Administrator for Nuclear Security shall carry out a study on the composition of the workforce providing protective forces at the nuclear weapons complex.

(b) REPORT.—Not later than March 1, 2008, the Administrator for Nuclear Security shall submit to the congressional defense committees a report on the results of the study. The report shall include the following:

(1) An assessment of whether the incentives inherent in the use of contractors to provide protective forces increase or decrease the risk that such protective forces will be substandard.

(2) Assessments of the feasibility, costs, benefits, and implications of having protective forces at the nuclear weapons complex be provided by a workforce comprised—

- (A) only of contractor employees;
- (B) only of Federal employees;
- (C) of both contractor employees and Federal employees; and
- (D) in any other manner that the Administrator considers appropriate for assessment under this paragraph.

##### SEC. 3113. REPORT ON RETIREMENT AND DISMANTLEMENT OF NUCLEAR WARHEADS.

Not later than February 1, 2008, the Administrator for Nuclear Security, in consultation with the Nuclear Weapons Council, shall submit to the congressional defense committees a report on the retirement and dismantlement of the nuclear warheads that are not part of the enduring stockpile but

that have not yet been retired or dismantled. The report shall include the following:

- (1) The existing plan and schedule for retiring and dismantling those warheads.
- (2) An assessment of the capacity of the Pantex and Y-12 plants to accommodate an accelerated schedule for retiring and dismantling those warheads.
- (3) An assessment of the feasibility of implementing such an accelerated schedule.

##### SEC. 3114. ASSESSMENT OF SECURITY RISKS POSED TO NUCLEAR WEAPONS COMPLEX.

(a) ASSESSMENTS REQUIRED.—The Administrator for Nuclear Security shall conduct an assessment of—

- (1) the physical security risks, and the cyber security risks, posed to the nuclear weapons complex; and
- (2) the security technologies employed within the nuclear weapons complex.

(b) REPORT REQUIRED.—Not later than February 1, 2008, the Administrator shall submit to the congressional defense committees a report on the assessments conducted under subsection (a). The report shall include—

- (1) for each site within the nuclear weapons complex, a description of the security technologies employed at the site and, for each such technology, the age and maintenance status of the technology;
- (2) a description of the methods used by the Department of Energy to establish priorities among investments in physical and cyber security programs and activities; and
- (3) a multi-year plan for the lifecycle maintenance (and replacement) of the security technologies employed within the nuclear weapons complex.

##### SEC. 3115. DEPARTMENT OF ENERGY REPORT ON PLAN TO STRENGTHEN AND EXPAND INTERNATIONAL RADIOLOGICAL THREAT REDUCTION PROGRAM.

Not later than 60 days after the date of the enactment of this Act, the Secretary of Energy shall submit to Congress a report that sets forth a specific plan for strengthening and expanding the Department of Energy International Radiological Threat Reduction (IRTR) program within the Global Threat Reduction Initiative. The plan shall address concerns raised and recommendations made by the Government Accountability Office in its report of March 13, 2007, titled “Focusing on the Highest Priority Radiological Sources Could Improve DOE’s Efforts to Secure Sources in Foreign Countries”, and shall specifically include actions to—

- (1) improve the Department’s coordination with the Department of State and the Nuclear Regulatory Commission;
- (2) improve information-sharing between the Department and the International Atomic Energy Agency;
- (3) with respect to hospitals and clinics containing radiological sources that receive security upgrades, give highest priority to those determined to be the highest risk;
- (4) accelerate efforts to remove as many radioisotope thermoelectric generators (RTGs) in the Russian Federation as practicable;
- (5) develop a long-term sustainability plan for security upgrades that includes, among other things, future resources required to implement such a plan; and
- (6) develop a long-term operational plan that steadily increases funding for the IRTR program and ensures sufficient funding to identify, recover, and secure all vulnerable high-risk radiological sources worldwide as quickly and effectively as possible.

##### SEC. 3116. DEPARTMENT OF ENERGY REPORT ON PLAN TO STRENGTHEN AND EXPAND MATERIALS PROTECTION, CONTROL, AND ACCOUNTING PROGRAM.

Not later than 60 days after the date of the enactment of this Act, the Secretary of Energy shall submit to Congress a specific plan

for strengthening and expanding the Department of Energy Materials Protection, Control, and Accounting (MPC&A) program. The plan shall address concerns raised and recommendations made by the Government Accountability Office in its report of February 2007, titled "Progress Made in Improving Security at Russian Nuclear Sites, but the Long-Term Sustainability of U.S. Funded Security Upgrades is Uncertain", and shall specifically include actions to—

(1) strengthen program management and the effectiveness of the Department's efforts to improve security at weapons-usable nuclear material and warhead sites in the Russian Federation and other countries by—

(A) revising the metrics used to measure MPC&A program progress to better reflect the level of security upgrade completion at buildings reported as "secure";

(B) actively working with Russia and other countries, in coordination with and with the concurrence of the Secretary of State, to develop an access plan for each country; and

(C) developing a management information system to track the Department's progress in providing Russia with a sustainable MPC&A system by 2013; and

(2) develop a long-term operational plan that steadily increases funding for the MPC&A program, including for National Programs and Sustainability, and ensures sufficient funding to secure all weapons-usable nuclear material and warhead sites as quickly and effectively as possible.

**SEC. 3117. AUTHORITY TO USE INTERNATIONAL NUCLEAR MATERIALS PROTECTION AND COOPERATION PROGRAM FUNDS OUTSIDE THE FORMER SOVIET UNION.**

(a) **MODIFICATION OF CERTIFICATION REQUIREMENT.**—Section 3124 of the National Defense Authorization Act for Fiscal Year 2004 (Public Law 108-136; 117 Stat. 1747) is amended in subsection (a)—

(1) by striking "the President may" and inserting "the Secretary of Energy may"; and

(2) by striking "if the President" and inserting "if the Secretary of Energy, with the concurrence of the Secretary of State,".

(b) **REPEAL OF FUNDING LIMITATION.**—Section 3124 of that Act is further amended by striking subsection (c).

(c) **CONGRESSIONAL NOTICE REQUIREMENT.**—Section 3124 of that Act is further amended in subsection (d)—

(1) in paragraph (1)—

(A) by striking "The President may not" and inserting "The Secretary of Energy may not"; and

(B) by striking "until the President" and inserting "until the Secretary of Energy";

(2) in paragraph (2)—

(A) by striking "Not later than 10 days after" and inserting "Not later than 15 days prior to";

(B) by striking "the President shall" and inserting "the Secretary of Energy shall"; and

(C) by striking "Congress" and inserting "the Committee on Armed Services and the Committee on Foreign Affairs of the House of Representatives and the Committee on Armed Services and Committee on Foreign Relations of the Senate"; and

(3) by adding at the end the following:

"(3) In the case of a situation that threatens human life or safety or where a delay would severely undermine the national security of the United States, notification under paragraph (2) shall be made not later than 10 days after obligating funds under the authority in subsection (a) for a project or activity."

**SEC. 3118. INCREASED AUTHORITY FOR OMBUDSMAN UNDER ENERGY EMPLOYEES OCCUPATIONAL ILLNESS COMPENSATION PROGRAM.**

Section 3686 of the Energy Employees Occupational Illness Compensation Program Act of 2000 (42 U.S.C. 7385s-15) is amended—

(1) by amending subsection (c) to read as follows:

"(c) **DUTIES.**—The duties of the Office shall be as follows:

"(1) To assist individuals in making claims under this title.

"(2) To provide information on the benefits available under this title and on the requirements and procedures applicable to the provision of such benefits.

"(3) To act as an advocate on behalf of individuals seeking benefits under this title.

"(4) To make recommendations to the Secretary regarding the location of centers (to be known as 'resource centers') for the acceptance and development of claims for benefits under this title.

"(5) To carry out such other duties as the Secretary shall specify.";

(2) by striking subsection (g) (establishing a sunset date) and inserting the following:

"(g) **CONTRACT AUTHORITY.**—The Ombudsman shall have authority to contract for the services of individuals with expertise in relevant disciplines, including health physics, medicine, industrial hygiene, and toxicology, as the Ombudsman may from time to time consider appropriate.

"(h) **FUNDING.**—Effective for appropriations made for fiscal year 2008 and each fiscal year thereafter, and notwithstanding section 3684 or any other provision of this title, or section 151 of division B of the Miscellaneous Appropriations Act, 2001 (as enacted into law by the Consolidated Appropriations Act, 2001 (Public Law 106-554; 114 Stat. 2763A-251)), this section shall not be carried out with direct spending under this title. Instead, no funds shall be obligated for the purpose of carrying out this section except funds appropriated specifically for the purpose of carrying out this section in appropriations Acts enacted after the date of the enactment of this subsection. There are authorized to be appropriated such sums as may be necessary to carry out this section for fiscal year 2008 and each fiscal year thereafter."

**TITLE XXXII—DEFENSE NUCLEAR FACILITIES SAFETY BOARD**

Sec. 3201. Authorization.

**SEC. 3201. AUTHORIZATION.**

There are authorized to be appropriated for fiscal year 2008, \$22,499,000 for the operation of the Defense Nuclear Facilities Safety Board under chapter 21 of the Atomic Energy Act of 1954 (42 U.S.C. 2286 et seq.).

**TITLE XXXIII—NATIONAL DEFENSE STOCKPILE**

Sec. 3301. Authorized uses of National Defense Stockpile funds.

Sec. 3302. Revisions to required receipt objectives for previously authorized disposals from the national defense stockpile.

**SEC. 3301. AUTHORIZED USES OF NATIONAL DEFENSE STOCKPILE FUNDS.**

(a) **OBLIGATION OF STOCKPILE FUNDS.**—During fiscal year 2008, the National Defense Stockpile Manager may obligate up to \$44,825,000 of the funds in the National Defense Stockpile Transaction Fund established under subsection (a) of section 9 of the Strategic and Critical Materials Stock Piling Act (50 U.S.C. 98h) for the authorized uses of such funds under subsection (b)(2) of such section, including the disposal of hazardous materials that are environmentally sensitive.

(b) **ADDITIONAL OBLIGATIONS.**—The National Defense Stockpile Manager may obligate amounts in excess of the amount speci-

fied in subsection (a) if the National Defense Stockpile Manager notifies Congress that extraordinary or emergency conditions necessitate the additional obligations. The National Defense Stockpile Manager may make the additional obligations described in the notification after the end of the 45-day period beginning on the date on which Congress receives the notification.

(c) **LIMITATIONS.**—The authorities provided by this section shall be subject to such limitations as may be provided in appropriations Acts.

**SEC. 3302. REVISIONS TO REQUIRED RECEIPT OBJECTIVES FOR PREVIOUSLY AUTHORIZED DISPOSALS FROM THE NATIONAL DEFENSE STOCKPILE.**

(a) **FISCAL YEAR 2000 DISPOSAL AUTHORITY.**—Section 3402(b) of the National Defense Authorization Act for Fiscal Year 2000 (50 U.S.C. 98d note), as amended by section 3302 of the National Defense Authorization Act for Fiscal Year 2004 (Public Law 108-136; 117 Stat. 1788) and section 3302 of the National Defense Authorization Act for Fiscal Year 2006 (Public Law 109-163; 119 Stat. 3545), is amended by striking "\$600,000,000 before" in paragraph (5) and inserting "\$730,000,000 by".

(b) **FISCAL YEAR 1999 DISPOSAL AUTHORITY.**—Section 3303(a) of the Strom Thurmond National Defense Authorization Act for Fiscal Year 1999 (Public Law 105-261; 50 U.S.C. 98d note), as amended by section 3302 of the Ronald W. Reagan National Defense Authorization Act for Fiscal Year 2005 (Public Law 108-375; 118 Stat. 2193), section 3302 of the National Defense Authorization Act for Fiscal Year 2006 (Public Law 109-163; 119 Stat. 3545), and section 3302(a) of the John Warner National Defense Authorization Act for Fiscal Year 2007 (Public Law 109-364; 120 Stat. 2513), is amended by striking "\$1,016,000,000 by the end of fiscal year 2014" in paragraph (7) and inserting "\$1,469,102,000 by the end of fiscal year 2015".

**TITLE XXXIV—NAVAL PETROLEUM RESERVES**

Sec. 3401. Authorization of appropriations.

Sec. 3402. Remedial action at Moab uranium milling site.

**SEC. 3401. AUTHORIZATION OF APPROPRIATIONS.**

(a) **AMOUNT.**—There are hereby authorized to be appropriated to the Secretary of Energy \$17,301,000 for fiscal year 2008 for the purpose of carrying out activities under chapter 641 of title 10, United States Code, relating to the naval petroleum reserves.

(b) **PERIOD OF AVAILABILITY.**—Funds appropriated pursuant to the authorization of appropriations in subsection (a) shall remain available until expended.

**SEC. 3402. REMEDIAL ACTION AT MOAB URANIUM MILLING SITE.**

Section 3405(i) of the Strom Thurmond National Defense Authorization Act for Fiscal Year 1999 (Public Law 105-261; 10 U.S.C. 7420 note) by adding at the end the following new paragraph:

"(6) Not later than October 1, 2019, the Secretary of Energy shall complete remediation at the Moab site and removal of the tailings to the Crescent Junction site in Utah."

**TITLE XXXV—MARITIME ADMINISTRATION**

Sec. 3501. Authorization of appropriations for fiscal year 2008.

Sec. 3502. Temporary authority to transfer obsolete combatant vessels to Navy for disposal.

Sec. 3503. Report of vessel disposal program.

**SEC. 3501. AUTHORIZATION OF APPROPRIATIONS FOR FISCAL YEAR 2008.**

Funds are hereby authorized to be appropriated for fiscal year 2008, to be available without fiscal year limitation if so provided in appropriations Acts, for the use of the Department of Transportation for the Maritime Administration as follows:

(1) For expenses necessary for operations and training activities, \$115,276,000, of which—

(A) \$13,850,000 shall remain available until expended for capital improvements at the United States Merchant Marine Academy; and

(B) \$8,218,000 shall remain available until expended for maintenance and repair of school ships at the State Maritime Academies.

(2) For expenses to dispose of obsolete vessels in the National Defense Reserve Fleet, including provision of assistance under section 7 of Public Law 92-402, \$20,000,000.

SEC. 3502. TEMPORARY AUTHORITY TO TRANSFER OBSOLETE COMBATANT VESSELS TO NAVY FOR DISPOSAL.

The Secretary of Transportation shall, subject to the availability of appropriations and consistent with section 1535 of title 31, United States Code, popularly known as the Economy Act, transfer to the Secretary of the Navy during fiscal year 2008 for disposal by the Navy, no fewer than 3 combatant vessels in the nonretention fleet of the Maritime Administration that are acceptable to the Secretary of the Navy.

SEC. 3503. REPORT OF VESSEL DISPOSAL PROGRAM.

Not later than October 1, 2007, the Secretary of Transportation shall submit to the Committee on Armed Services and the Committee on Transportation and Infrastructure of the House of Representatives and the Committee on Commerce, Science, and Transportation of the Senate a report concerning the current plan for the disposal of non-retention vessels in the National Defense Reserve Fleet. The report shall include a listing of the vessels that the Maritime Administrator determines have the highest risk for environmental damage to the local estuary if further deterioration continues, an explanation of the classification system used to make such determination, and a detailed plan for the disposal of those vessels identified as significant environmental risks.

The bill, as amended, was ordered to be engrossed and read a third time, was read a third time by title.

Mr. HUNTER moved to recommit the bill to the Committee on Armed Services with instructions to report the bill back to the House forthwith with the following amendment:

Title II, subtitle C, add at the end the following:

SEC. 2 . EXPAND UNITED STATES BALLISTIC MISSILE DEFENSE SYSTEM INTEGRATION WITH ISRAEL.

(a) REQUIREMENT.—The Secretary of Defense shall expand the ballistic missile defense system of the United States to better integrate with the defenses of Israel to provide robust, layered protection against ballistic missile attack.

(b) REPORT.—

(1) IN GENERAL.—Not later than 180 days after the date of the enactment of this section, the Secretary of Defense, in consultation with the Secretary of State, shall submit to the appropriate congressional committees a progress report on the status of integrating the ballistic missile defense system of the United States with the defenses of Israel including the status of implementation of those programs identified in subsection (c). This report may be provided in classified form as necessary to protect U.S. national security interests.

(2) CONTENT.—The report submitted under this subsection shall include the following:

(A) A description of the capabilities needed to fully integrate the ballistic missile defense system of the United States with the ballistic missile defense system of Israel.

(B) A description of systems and capabilities currently providing ballistic missile defense of Israel and the United States, an assessment of the sufficiency of current capabilities; and identification of the Department's actions for addressing any insufficiencies, if required.

(C) A description of the policy, doctrine, operational concepts, tactics, techniques and procedures, exercises, and training that currently support the integrated ballistic missile defense of Israel and the United States, an assessment of the sufficiency of current policy, programs, and processes; and identification of the Department's actions for addressing any insufficiencies, if required.

(3) DEFINITION.—In this subsection, the term "appropriate congressional committees" means—

(A) the Committee on Appropriations, the Committee on Armed Services, and the Committee on Foreign Affairs of the House of Representatives; and

(B) the Committee on Appropriations, the Committee on Armed Services, and the Committee on Foreign Relations of the Senate.

(c) INCREASE.—The amount in section 201(4), research, development, test, and evaluation, Defense-wide, is hereby increased by \$205,000,000, of which—

(1) \$25,000,000 is to be available to complete accelerated co-production of Arrow missiles and continue integration with the ballistic missile defense system of the United States;

(2) \$45,000,000 is to be available to continue system development of the Missile Defense Agency and Israel Missile Defense Organization joint program to develop a short-range ballistic missile defense capability, David's Sling weapon system, and integrate the weapon system with the ballistic missile defense system and force protection efforts of the United States; and

(3) \$135,000,000 is to be made available to begin acquisition of a Terminal High Altitude Area Defense (THAAD) fire unit, which would provide Israel with a follow-on missile defense system of greater performance than the current Arrow system and provide a capability which is already fully integrated with the ballistic missile defense system of the United States.

(d) OFFSET.—The amounts in title I and title II are hereby reduced by an aggregate of \$205,000,000, to be derived from amounts other than amounts for ballistic missile defense, as determined by the Secretary of Defense.

After debate,

By unanimous consent, the previous question was ordered on the motion to recommit with instructions.

The question being put, viva voce,

Will the House recommit said bill with instructions?

The SPEAKER pro tempore, Mr. WEINER, announced that the yeas had it.

Mr. HUNTER demanded a recorded vote on agreeing to said motion, which demand was supported by one-fifth of a quorum, so a recorded vote was ordered.

The vote was taken by electronic device.

It was decided in the { Yeas ..... 394 affirmative ..... } Nays ..... 30

- Bartlett (MD) English (PA) LoBiondo
Barton (TX) Etheridge Lofgren, Zoe
Bean Everett Lowey
Becerra Fallin Lucas
Berkley Fattah Lungren, Daniel
Berman Feeney E.
Berry Ferguson Lynch
Biggart Filner Mack
Bilbray Flake Mahoney (FL)
Bilirakis Forbes Maloney (NY)
Bishop (GA) Fortenberry Manzullo
Bishop (NY) Fossella Marchant
Bishop (UT) Foxx Markey
Blackburn Frank (MA) Marshall
Blunt Franks (AZ) Matheson
Boehner Frelinghuysen Matsui
Bonner Gallegly McCarthy (CA)
Bono Garrett (NJ) McCarthy (NY)
Boozman Gerlach McCaul (TX)
Boren Giffords McCollum (MN)
Boswell Gilchrest McCotter
Boucher Gillibrand McCreery
Boustany Gillmor McGovern
Boyd (FL) Gingrey McHenry
Boyd (KS) Gohmert McHugh
Brady (PA) Gonzalez McIntyre
Brady (TX) Goode McKeon
Braley (IA) Goodlatte McNeerney
Brown (SC) Gordon McNulty
Brown, Corrine Granger Meehan
Brown-Waite, Graves Meek (FL)
Ginny Green, Al Meeks (NY)
Buchanan Green, Gene Melancon
Burgess Grijalva Mica
Burton (IN) Gutierrez Michaud
Butterfield Hall (NY) Miller (FL)
Buyer Hall (TX) Miller (MI)
Calvert Hare Miller (NC)
Camp (MI) Hastert Miller, Gary
Campbell (CA) Hastings (FL) Mitchell
Cannon Hastings (WA) Mollohan
Cantor Hayes Moore (KS)
Capito Heller Moran (KS)
Capps Hensarling Murphy (CT)
Capuano Herger Murphy, Patrick
Cardoza Hersth Sandlin Murphy, Tim
Carnahan Higgins Murtha
Carney Hill Musgrave
Carson Hinojosa Myrick
Carter Hobson Nadler
Castle Hodes Napolitano
Castor Hoekstra Neal (MA)
Chabot Holden Neugebauer
Chandler Honda Nunes
Clarke Hooley Ortiz
Cleaver Hoyer Pallone
Clyburn Hulshof Pascrell
Coble Hunter Pastor
Cohen Inglis (SC) Payne
Cole (OK) Inslee Pearce
Conaway Israel Pence
Cooper Issa Perlmutter
Costa Jefferson Peterson (MN)
Costello Jindal Peterson (PA)
Courtney Johnson (GA) Petri
Cramer Johnson (IL) Pickering
Crenshaw Johnson, E. B. Pitts
Crowley Johnson, Sam Platts
Cuellar Jones (NC) Poe
Culberson Jordan Pomeroy
Cummings Kagen Porter
Davis (AL) Kanjorski Price (GA)
Davis (CA) Keller Pryce (OH)
Davis (IL) Kennedy Putnam
Davis (KY) Kildee Radanovich
Davis, David Kilpatrick Ramstad
Davis, Lincoln Kind Rangel
Davis, Tom King (IA) Regula
Deal (GA) King (NY) Rehberg
DeFazio Kingston Reichert
DeGette Kirk Renzi
Delahunt Klein (FL) Reyes
DeLauro Kline (MN) Reynolds
Dent Knollenberg Rodriguez
Diaz-Balart, L. Kuhl (NY) Rogers (AL)
Diaz-Balart, M. LaHood Rogers (KY)
Dicks Lamborn Rogers (MI)
Doggett Lampson Rohrabacher
Donnelly Langevin Ros-Lehtinen
Doolittle Lantos Roskam
Doyle Larsen (WA) Ross
Drake Larson (CT) Rothman
Dreier Latham Roybal-Allard
Duncan LaTourette Royce
Edwards Levin Ruppertsberger
Ehlers Lewis (CA) Rush
Ellison Lewis (GA) Ryan (OH)
Ellsworth Lewis (KY) Ryan (WI)
Emanuel Linder Salazar
Emerson Lipinski Sali

70.17 [Roll No. 372]
AYES—394

- Ackerman Altmire Bachus
Aderholt Andrews Baker
Akin Arcuri Baldwin
Alexander Baca Barrett (SC)
Allen Bachmann Barrow

Sánchez, Linda T.  
 Sanchez, Loretta  
 Sarbanes  
 Saxton  
 Schakowsky  
 Schiff  
 Schmidt  
 Schwartz  
 Scott (GA)  
 Scott (VA)  
 Sensenbrenner  
 Serrano  
 Sessions  
 Sestak  
 Shadegg  
 Shea-Porter  
 Sherman  
 Shimkus  
 Shuler  
 Shuster  
 Simpson  
 Sires  
 Skelton  
 Slaughter  
 Smith (NE)  
 Smith (NJ)  
 Smith (TX)

NOES—30

Abercrombie  
 Blumenauer  
 Clay  
 Conyers  
 Dingell  
 Eshoo  
 Farr  
 Hinchey  
 Hirono  
 Holt  
 Jackson (IL)

NOT VOTING—8

Baird  
 Cubin  
 Davis, Jo Ann

Engel  
 Harman  
 Jones (OH)

Walberg  
 Walden (OR)  
 Walsh (NY)  
 Walz (MN)  
 Wamp  
 Wasserman  
 Schultz  
 Waters  
 Watson  
 Waxman  
 Weiner  
 Welch (VT)  
 Weldon (FL)  
 Weller  
 Westmoreland  
 Wexler  
 Whitfield  
 Wicker  
 Wilson (NM)  
 Wilson (OH)  
 Wilson (SC)  
 Wolf  
 Wu  
 Wynn  
 Yarmuth  
 Young (AK)  
 Young (FL)

Obey  
 Oliver  
 Paul  
 Price (NC)  
 Rahall  
 Stark  
 Tierney  
 Watt  
 Woolsey

Bishop (UT)  
 Blackburn  
 Blunt  
 Boehner  
 Bonner  
 Bono  
 Boozman  
 Boren  
 Boswell  
 Boucher  
 Boustany  
 Boyd (FL)  
 Boyda (KS)  
 Brady (PA)  
 Brady (TX)  
 Braley (IA)  
 Brown (SC)  
 Brown, Corrine  
 Brown-Waite,  
 Ginny  
 Buchanan  
 Burgess  
 Burton (IN)  
 Butterfield  
 Buyon  
 Calvert  
 Camp (MI)  
 Campbell (CA)  
 Cannon  
 Cantor  
 Capito  
 Capps  
 Cardoza  
 Carnahan  
 Higgins  
 Hill  
 Hinchey  
 Hinojosa  
 Hiroo  
 Hobson  
 Hodes  
 Hoekstra  
 Holden  
 Holt  
 Honda  
 Hooley  
 Hoyer  
 Hulshof  
 Hunter  
 Inglis (SC)  
 Inslee  
 Israel  
 Costello  
 Courtney  
 Cramer  
 Crenshaw  
 Crowley  
 Cuellar  
 Culberson  
 Cummings  
 Davis (AL)  
 Davis (CA)  
 Davis (IL)  
 Davis (KY)  
 Davis, David  
 Davis, Lincoln  
 Davis, Tom  
 Deal (GA)  
 DeFazio  
 DeGette  
 DeLauro  
 Dent  
 Diaz-Balart, L.  
 Diaz-Balart, M.  
 Dicks  
 Dingell  
 Doggett  
 Donnelly  
 Doolittle  
 Doyle  
 Drake  
 Dreier  
 Edwards  
 Ehlers  
 Ellsworth  
 Emanuel  
 Emerson  
 English (PA)  
 Eshoo  
 Etheridge  
 Everett  
 Fallin  
 Farr  
 Fattah  
 Feeney  
 Ferguson  
 Filner  
 Flake  
 Forbes  
 Fortenberry  
 Fossella

Fox  
 Franks (AZ)  
 Frelinghuysen  
 Gallegly  
 Garrett (NJ)  
 Gerlach  
 Giffords  
 Gilchrest  
 Gillibrand  
 Gillmor  
 Gingrey  
 Gohmert  
 Gonzalez  
 Goode  
 Goodlatte  
 Gordon  
 Granger  
 Graves  
 Green, Al  
 Green, Gene  
 Grijalva  
 Gutierrez  
 Hall (NY)  
 Hall (TX)  
 Hare  
 Hastert  
 Hastings (FL)  
 Hastings (WA)  
 Hayes  
 Heller  
 Hensarling  
 Herger  
 Herseht Sandlin  
 Hill  
 Hinchey  
 Hinojosa  
 Hiroo  
 Hobson  
 Hodes  
 Hoekstra  
 Holden  
 Holt  
 Honda  
 Hooley  
 Hoyer  
 Hulshof  
 Hunter  
 Inglis (SC)  
 Inslee  
 Israel  
 Costello  
 Courtney  
 Cramer  
 Crenshaw  
 Crowley  
 Cuellar  
 Culberson  
 Cummings  
 Davis (AL)  
 Davis (CA)  
 Davis (IL)  
 Davis (KY)  
 Davis, David  
 Davis, Lincoln  
 Davis, Tom  
 Deal (GA)  
 DeFazio  
 DeGette  
 DeLauro  
 Dent  
 Diaz-Balart, L.  
 Diaz-Balart, M.  
 Dicks  
 Dingell  
 Doggett  
 Donnelly  
 Doolittle  
 Doyle  
 Drake  
 Dreier  
 Edwards  
 Ehlers  
 Ellsworth  
 Emanuel  
 Emerson  
 English (PA)  
 Eshoo  
 Etheridge  
 Everett  
 Fallin  
 Farr  
 Fattah  
 Feeney  
 Ferguson  
 Filner  
 Flake  
 Forbes  
 Fortenberry  
 Fossella

Schakowsky  
 Schiff  
 Schmidt  
 Schwartz  
 Scott (GA)  
 Scott (VA)  
 Sensenbrenner  
 Sessions  
 Sestak  
 Shadegg  
 Shea-Porter  
 Sherman  
 Shimkus  
 Shuler  
 Shuster  
 Simpson  
 Sires  
 Skelton  
 Slaughter  
 Smith (NE)  
 Smith (NJ)  
 Smith (TX)  
 Smith (WA)  
 Snyder  
 Solis

NOES—27

Baldwin  
 Blumenauer  
 Capuano  
 Conyers  
 Delahunt  
 Duncan  
 Ellison  
 Frank (MA)  
 Jackson (IL)

NOT VOTING—8

Baird  
 Cubin  
 Davis, Jo Ann

Engel  
 Harman  
 Jones (OH)

Kucinich  
 Lee  
 Lewis (GA)  
 Markey  
 McDermott  
 McNulty  
 Michaud  
 Miller, George  
 Moore (WI)

Oliver  
 Paul  
 Serrano  
 Stark  
 Tierney  
 Waters  
 Watson  
 Watt  
 Woolsey

So the motion to recommit with instructions was agreed to.

Mr. SKELTON, by direction of the Committee on Armed Services and pursuant to the foregoing order of the House reported the bill back to the House with said amendment.

The question being put, viva voce,

Will the House agree to said amendment?

The SPEAKER pro tempore, Mr. WEINER, announced that the yeas had it.

So the amendment was agreed to.

The bill, as amended, was ordered to be engrossed and read a third time, was read a third time by title.

The question being put, viva voce,

Will the House pass said bill?

The SPEAKER pro tempore, Mr. WEINER, announced that the yeas had it.

Mr. HUNTER demanded a recorded vote on passage of said bill, which demand was supported by one-fifth of a quorum, so a recorded vote was ordered.

The vote was taken by electronic device.

It was decided in the

affirmative .....	{	Yeas .....	397
		Nays .....	27

¶70.18 [Roll No. 373]

AYES—397

Abercrombie  
 Ackerman  
 Aderholt  
 Akin  
 Alexander  
 Allen  
 Altmire  
 Andrews  
 Arcuri

Baca  
 Bachmann  
 Bachus  
 Baker  
 Barrett (SC)  
 Barrow  
 Bartlett (MD)  
 Barton (TX)  
 Bean  
 Becerra  
 Berkley  
 Berman  
 Berry  
 Biggert  
 Bilbray  
 Bilirakis  
 Bishop (GA)  
 Bishop (NY)

Baca  
 Bachmann  
 Bachus  
 Baker  
 Barrett (SC)  
 Barrow  
 Bartlett (MD)  
 Barton (TX)  
 Bean  
 Becerra  
 Berkley  
 Berman  
 Berry

¶70.21 [Roll No. 374]

YEAS—223

Abercrombie  
 Ackerman  
 Altmire  
 Andrews

Arcuri  
 Baca  
 Baker  
 Baldwin  
 Barrow

Bean  
 Becerra  
 Berkley  
 Berman  
 Berry

Bishop (GA)  
 Bishop (NY)  
 Blumenauer  
 Boren  
 Boswell  
 Boucher  
 Boyd (FL)  
 Boyda (KS)  
 Brady (PA)  
 Brown, Corrine  
 Butterfield  
 Capps  
 Capuano  
 Cardoza  
 Carnahan  
 Carney  
 Carson  
 Castor  
 Chandler  
 Clarke  
 Clay  
 Cleaver  
 Clyburn  
 Cohen  
 Conyers  
 Cooper  
 Costa  
 Costello  
 Courtney  
 Cramer  
 Crowley  
 Cuellar  
 Cummings  
 Davis (AL)  
 Davis (CA)  
 Davis (IL)  
 Davis, Lincoln  
 DeFazio  
 DeGette  
 Delahunt  
 DeLauro  
 Dicks  
 Dingell  
 Doggett  
 Donnelly  
 Doyle  
 Edwards  
 Ellison  
 Ellsworth  
 Eshoo  
 Etheridge  
 Farr  
 Fattah  
 Filner  
 Frank (MA)  
 Giffords  
 Gillibrand  
 Gonzalez  
 Gordon  
 Green, Al  
 Green, Gene  
 Grijalva  
 Gutierrez  
 Hall (NY)  
 Hare  
 Hastings (FL)  
 Herseth Sandlin  
 Higgins  
 Hill  
 Hinchey  
 Hinojosa

Hirono  
 Hodes  
 Holden  
 Holt  
 Honda  
 Hooley  
 Hoyer  
 Inslee  
 Israel  
 Jackson (IL)  
 Jackson-Lee  
 (TX)  
 Jefferson  
 Johnson (GA)  
 Johnson, E. B.  
 Jones (NC)  
 Kagen  
 Kanjorski  
 Kaptur  
 Kennedy  
 Kildee  
 Kilpatrick  
 Kind  
 Klein (FL)  
 Kucinich  
 Lampson  
 Langevin  
 Lantos  
 Larsen (WA)  
 Larson (CT)  
 Lee  
 Levin  
 Lewis (GA)  
 Lipinski  
 Loeb sack  
 Lofgren, Zoe  
 Lowey  
 Lynch  
 Mahoney (FL)  
 Maloney (NY)  
 Markey  
 Matheson  
 McCarthy (NY)  
 McCollum (MN)  
 McDermott  
 McGovern  
 McIntyre  
 McNerney  
 McNulty  
 Meehan  
 Meek (FL)  
 Meeks (NY)  
 Michaud  
 Miller (NC)  
 Miller, George  
 Mitchell  
 Mollohan  
 Moore (KS)  
 Moore (WI)  
 Moran (VA)  
 Murphy (CT)  
 Murphy, Patrick  
 Nadler  
 Napolitano  
 Neal (MA)  
 Oberstar  
 Obey  
 Olver  
 Ortiz  
 Pallone

NAYS—186

Aderholt  
 Akin  
 Alexander  
 Bachmann  
 Bachus  
 Barrett (SC)  
 Bartlett (MD)  
 Barton (TX)  
 Biggert  
 Bilbray  
 Bilirakis  
 Bishop (UT)  
 Blackburn  
 Blunt  
 Boehner  
 Bonner  
 Bono  
 Boozman  
 Boustany  
 Brady (TX)  
 Brown (SC)  
 Brown-Waite,  
 Ginny  
 Buchanan  
 Burgess  
 Burton (IN)  
 Buyer

Calvert  
 Camp (MI)  
 Campbell (CA)  
 Cannon  
 Cantor  
 Carter  
 Castle  
 Chabot  
 Fossella  
 Coble  
 Cole (OK)  
 Conaway  
 Crenshaw  
 Culberson  
 Davis (KY)  
 Davis, David  
 Davis, Tom  
 Deal (GA)  
 Dent  
 Diaz-Balart, L.  
 Diaz-Balart, M.  
 Doolittle  
 Drake  
 Dreier  
 Duncan  
 Ehlers  
 Emerson  
 English (PA)

Pascrell  
 Pastor  
 Payne  
 Perlmutter  
 Peterson (MN)  
 Pomeroy  
 Price (NC)  
 Rahall  
 Rangel  
 Renzi  
 Reyes  
 Rodriguez  
 Ross  
 Roybal-Allard  
 Ruppertsberger  
 Rush  
 Ryan (OH)  
 Salazar  
 Sánchez, Linda  
 T.  
 Sanchez, Loretta  
 Sarbanes  
 Schakowsky  
 Schiff  
 Schwartz  
 Scott (GA)  
 Scott (VA)  
 Serrano  
 Sestak  
 Shea-Porter  
 Sherman  
 Shuler  
 Sires  
 Skelton  
 Slaughter  
 Smith (WA)  
 Snyder  
 Solis  
 Space  
 Spratt  
 Stupak  
 Sutton  
 Tanner  
 Tauscher  
 Taylor  
 Thompson (CA)  
 Thompson (MS)  
 Tierney  
 Towns  
 Udall (CO)  
 Udall (NM)  
 Van Hollen  
 Velázquez  
 Viscolsky  
 Walz (MN)  
 Wasserman  
 Schultz  
 Waters  
 Watson  
 Watt  
 Waxman  
 Weiner  
 Welch (VT)  
 Wexler  
 Wilson (OH)  
 Woolsey  
 Wu  
 Wynn  
 Yarmuth

Herger  
 Hobson  
 Hoekstra  
 Hulshof  
 Inglis (SC)  
 Issa  
 Jindal  
 Johnson (IL)  
 Johnson, Sam  
 Jordan  
 King (IA)  
 King (NY)  
 Kingston  
 Kirk  
 Kline (MN)  
 Knollenberg  
 Kuhl (NY)  
 LaHood  
 Lamborn  
 Latham  
 LaTourette  
 Lewis (CA)  
 Lewis (KY)  
 LoBiondo  
 Lucas  
 Lungren, Daniel  
 E.  
 Mack  
 Manzanillo  
 Marchant  
 McCarthy (CA)  
 McCaul (TX)  
 McCotter  
 McCrery  
 McHenry  
 McHugh

Baird  
 Braley (IA)  
 Capito  
 Cubin  
 Davis, Jo Ann  
 Emanuel  
 Engel  
 Franks (AZ)  
 Harman

NOT VOTING—23

Hunter  
 Jones (OH)  
 Keller  
 Linder  
 Marshall  
 Matsui  
 McMorris  
 Rodgers  
 Melancon

So the resolution was agreed to.  
 A motion to reconsider the vote whereby said resolution was agreed to was, by unanimous consent, laid on the table.

¶70.22 CLERK TO CORRECT

ENGROSSMENT—H.R. 1585

On motion of Mr. SKELTON, by unanimous consent,

*Ordered*, That in the engrossment of the bill (H.R. 1585) to authorize appropriations for fiscal year 2008 for military activities of the Department of Defense, to prescribe military personnel strengths for fiscal year 2008, and for other purposes, the Clerk be authorized to correct section numbers, punctuation, cross-references, and table of contents, and to make such other technical and conforming changes as may be necessary to reflect the actions of the House in amending the bill.

¶70.23 PROVIDING FOR CONSIDERATION OF THE CONFERENCE REPORT TO S. CON. RES. 21

Ms. SUTTON, by direction of the Committee on Rules, called up the following resolution (H. Res. 409):

*Resolved*, That upon adoption of this resolution it shall be in order to consider the conference report to accompany the concurrent resolution (S. Con. Res. 21) setting forth the congressional budget for the United States Government for fiscal year 2008 and including the appropriate budgetary levels for fiscal years 2007 and 2009 through 2012. All points of order against the conference report and against its consideration are waived. The conference report shall be considered as read. The conference report shall be debat-

able for one hour equally divided and controlled by the chairman and ranking minority member of the Committee on the Budget.

When said resolution was considered.

After debate,

Ms. SUTTON moved the previous question on the resolution to its adoption or rejection.

The question being put, *viva voce*,

Will the House now order the previous question?

The SPEAKER pro tempore, Mr. PASTOR, announced that the yeas had it.

Mr. SESSIONS objected to the vote on the ground that a quorum was not present and not voting.

A quorum not being present,

The roll was called under clause 6, rule XX, and the call was taken by electronic device.

When there appeared { Yeas ..... 224  
 Nays ..... 193

¶70.24 [Roll No. 375]

YEAS—224

Abercrombie	Fattah	McNulty
Ackerman	Filner	Meehan
Allen	Frank (MA)	Meek (FL)
Altmire	Giffords	Meeks (NY)
Andrews	Gillibrand	Melancon
Arcuri	Gonzalez	Michaud
Baca	Gordon	Miller (NC)
Baldwin	Green, Al	Miller, George
Bean	Green, Gene	Mitchell
Becerra	Grijalva	Mollohan
Berkley	Gutierrez	Moore (KS)
Berman	Hall (NY)	Moore (WI)
Berry	Hare	Moran (VA)
Bishop (GA)	Hastings (FL)	Murphy (CT)
Bishop (NY)	Herseth Sandlin	Murphy, Patrick
Blumenauer	Higgins	Murtha
Boren	Hill	Nadler
Boswell	Hinchey	Napolitano
Boucher	Hinojosa	Neal (MA)
Boyd (FL)	Hirono	Oberstar
Boyda (KS)	Hodes	Obey
Brady (PA)	Holden	Ortiz
Braley (IA)	Holt	Pallone
Brown, Corrine	Honda	Pascrell
Butterfield	Hooley	Pastor
Capps	Hoyer	Payne
Capuano	Inslee	Perlmutter
Cardoza	Israel	Peterson (MN)
Carnahan	Jackson (IL)	Pomeroy
Carney	Jackson-Lee	Price (NC)
Carson	(TX)	Rahall
Castor	Jefferson	Rangel
Chandler	Johnson (GA)	Reyes
Clarke	Johnson, E. B.	Rodriguez
Clay	Kagen	Ross
Cleaver	Kanjorski	Rothman
Clyburn	Kennedy	Roybal-Allard
Cohen	Kildee	Ruppertsberger
Conyers	Kilpatrick	Rush
Cooper	Kind	Ryan (OH)
Costa	Klein (FL)	Salazar
Costello	Kucinich	Sánchez, Linda
Courtney	Lampson	T.
Cramer	Langevin	Sanchez, Loretta
Crowley	Lantos	Sarbanes
Cuellar	Larsen (WA)	Schakowsky
Cummings	Larson (CT)	Schiff
Davis (AL)	Lee	Schwartz
Davis (CA)	Levin	Scott (GA)
Davis (IL)	Lewis (GA)	Scott (VA)
Davis, Lincoln	Lipinski	Serrano
DeFazio	Loeb sack	Sestak
DeGette	Lofgren, Zoe	Shea-Porter
Delahunt	Lowey	Sherman
DeLauro	Lynch	Shuler
Dicks	Mahoney (FL)	Sires
Dingell	Maloney (NY)	Skelton
Doggett	Markey	Slaughter
Donnelly	Marshall	Smith (WA)
Doyle	Matheson	Snyder
Edwards	Matsui	Solis
Ellison	McCarthy (NY)	Space
Ellsworth	McCollum (MN)	Spratt
Emanuel	McDermott	Stark
Eshoo	McGovern	Stupak
Etheridge	McIntyre	Sutton
Farr	McNerney	Tanner

Tauscher  
Taylor  
Thompson (CA)  
Thompson (MS)  
Tierney  
Towns  
Udall (CO)  
Udall (NM)  
Van Hollen

Velázquez  
Visclosky  
Walz (MN)  
Wasserman  
Schultz  
Watson  
Watt  
Waxman

Weiner  
Welch (VT)  
Wexler  
Wilson (OH)  
Woolsey  
Wu  
Wynn  
Yarmuth

The vote was taken by electronic device.

It was decided in the affirmative { Yeas ..... 225  
Nays ..... 194

¶70.25 [Roll No. 376]

AYES—225

Aderholt  
Akin  
Alexander  
Bachmann  
Bachus  
Baker  
Barrett (SC)  
Barrow  
Bartlett (MD)  
Barton (TX)  
Biggert  
Bilbray  
Bilirakis  
Bishop (UT)  
Blackburn  
Blunt  
Boehner  
Bonner  
Bono  
Boozman  
Boustany  
Brady (TX)  
Brown (SC)  
Brown-Waite,  
Ginny  
Buchanan  
Burgess  
Burton (IN)  
Buyer  
Calvert  
Camp (MI)  
Campbell (CA)  
Cannon  
Cantor  
Capito  
Carter  
Castle  
Chabot  
Coble  
Cole (OK)  
Conaway  
Crenshaw  
Culberson  
Davis (KY)  
Davis, David  
Davis, Tom  
Deal (GA)  
Dent  
Diaz-Balart, L.  
Diaz-Balart, M.  
Doolittle  
Drake  
Dreier  
Duncan  
Ehlers  
Emerson  
English (PA)  
Everett  
Fallin  
Feeney  
Ferguson  
Flake  
Forbes  
Fortenberry  
Fossella

Foxx  
Franks (AZ)  
Frelinghuysen  
Gallegly  
Garrett (NJ)  
Gerlach  
Gilchrest  
Gillmor  
Gingrey  
Gohmert  
Goode  
Goodlatte  
Granger  
Graves  
Hall (TX)  
Hastert  
Hastings (WA)  
Hayes  
Heller  
Hensarling  
Herger  
Hobson  
Hoekstra  
Hulshof  
Issa  
Jindal  
Johnson (IL)  
Johnson, Sam  
Jones (NC)  
Jordan  
Keller  
King (IA)  
King (NY)  
Kingston  
Kirk  
Kline (MN)  
Kuhl (NY)  
LaHood  
Lamborn  
Latham  
LaTourette  
Lewis (CA)  
Linder  
LoBiondo  
Lucas  
Lungren, Daniel  
E.  
Mack  
Manzullo  
Marchant  
McCarthy (CA)  
McCaul (TX)  
McCotter  
McCrery  
McHenry  
McHugh  
McKeon  
Mica  
Miller (FL)  
Miller (MI)  
Moran (KS)  
Moran (TX)  
Murphy, Tim  
Musgrave  
Myrick

Neugebauer  
Nunes  
Paul  
Pearce  
Pence  
Peterson (PA)  
Petri  
Pickering  
Pitts  
Platts  
Poe  
Porter  
Price (GA)  
Pryce (OH)  
Putnam  
Radanovich  
Ramstad  
Regula  
Rehberg  
Reichert  
Reynolds  
Rogers (AL)  
Rogers (KY)  
Rogers (MI)  
Rohrabacher  
Ros-Lehtinen  
Roskam  
Royce  
Ryan (WI)  
Sali  
Saxton  
Schmidt  
Sensenbrenner  
Sessions  
Shadegg  
Shimkus  
Shuster  
Simpson  
Smith (NE)  
Smith (TX)  
Souders  
Stearns  
Sullivan  
Tancredo  
Tiahrt  
Tiberi  
Turner  
Upton  
Walberg  
Walden (OR)  
Walsh (NY)  
Wamp  
Weller  
Westmoreland  
Whitfield  
Wicker  
Wilson (NM)  
Wilson (SC)  
Wolf  
Young (AK)  
Young (FL)

NOT VOTING—15

Baird  
Cubin  
Davis, Jo Ann  
Engel  
Harman  
Hunter

Inglis (SC)  
Jones (OH)  
Kaptur  
Knollenberg  
Lewis (KY)

McMorris  
Rodgers  
Olver  
Shays  
Smith (NJ)

So the previous question on the resolution was ordered.

The question being put, viva voce, Will the House agree to said resolution?

The SPEAKER pro tempore, Mr. PASTOR, announced that the yeas had it.

Mr. SESSIONS demanded a recorded vote on agreeing to said resolution, which demand was supported by one-fifth of a quorum, so a recorded vote was ordered.

Abercrombie  
Ackerman  
Allen  
Altmire  
Andrews  
Arcuri  
Baca  
Baldwin  
Barrow  
Bean  
Becerra  
Berkley  
Berman  
Berry  
Bishop (GA)  
Bishop (NY)  
Blumenauer  
Boren  
Boswell  
Boucher  
Boyd (FL)  
Boyda (KS)  
Brady (PA)  
Braley (IA)  
Brown, Corrine  
Butterfield  
Capps  
Capuano  
Cardoza  
Carnahan  
Carney  
Carson  
Castor  
Chandler  
Clarke  
Clay  
Cleaver  
Clyburn  
Cohen  
Conyers  
Cooper  
Costa  
Costello  
Courtney  
Cramer  
Crowley  
Cuellar  
Cummings  
Davis (AL)  
Davis (CA)  
Davis (IL)  
Davis, Lincoln  
DeFazio  
DeGette  
Delahunt  
DeLauro  
Dicks  
Dingell  
Doggett  
Donnelly  
Doyle  
Duncan  
Edwards  
Ellison  
Ellsworth  
Emanuel  
Eshoo  
Etheridge  
Farr  
Fattah  
Finer  
Frank (MA)  
Giffords  
Gillibrand  
Gonzalez  
Gordon

Green, Al  
Green, Gene  
Grijalva  
Gutierrez  
Hall (NY)  
Hare  
Hastings (FL)  
Hersteth Sandlin  
Higgins  
Hinchee  
Hinojosa  
Hirono  
Hodes  
Holden  
Holt  
Honda  
Hooley  
Hoyer  
Inslie  
Israel  
Jackson (IL)  
Jackson-Lee  
(TX)  
Jefferson  
Johnson (GA)  
Johnson, E. B.  
Kagen  
Kanjorski  
Kennedy  
Kildee  
Kilpatrick  
Kind  
Klein (FL)  
Kucinich  
Lampson  
Langevin  
Lantos  
Larsen (WA)  
Larson (CT)  
Lee  
Levin  
Lewis (GA)  
Lipinski  
Loebbeck  
Loebbeck  
Lofgren, Zoe  
Lowe  
Lynch  
Mahoney (FL)  
Maloney (NY)  
Markey  
Marshall  
Matheson  
Matsui  
McCarthy (NY)  
McCollum (MN)  
McDermott  
McGovern  
McIntyre  
McNulty  
McNulty  
Meehan  
Meek (FL)  
Meeke (NY)  
Melancon  
Michaud  
Miller (NC)  
Miller, George  
Mitchell  
Mollohan  
Moore (KS)  
Moore (WI)  
Moran (VA)  
Murphy (CT)  
Murphy, Patrick  
Murtha  
Nadler

Napolitano  
Neal (MA)  
Oberstar  
Obeyer  
Ehlers  
Emerson  
English (PA)  
Everett  
Fallin  
Feeney  
Ferguson  
Flake  
Forbes  
Fortenberry  
Fossella  
Foxy  
Franks (AZ)  
Frelinghuysen  
Gallegly  
Garrett (NJ)  
Gerlach  
Gillchrest  
Gillmor  
Gingrey  
Gohmert  
Goode  
Goodlatte  
Granger  
Graves  
Hall (TX)  
Hastert  
Hastings (WA)  
Hayes  
Heller  
Hensarling  
Herger  
Hill  
Hobson  
Hoekstra  
Hulshof  
Hunter  
Inglis (SC)  
Issa  
Jindal

Roybal-Allard  
Ruppersberger  
Rush  
Ryan (OH)  
Salazar  
Sánchez, Linda  
T.  
Sanchez, Loretta  
Sarbanes  
Schakowsky  
Schiff  
Schwartz  
Scott (GA)  
Scott (VA)  
Serrano  
Sestak  
Shea-Porter  
Sherman  
Shuler  
Sires  
Skelton  
Slaughter  
Smith (WA)  
Snyder  
Solis  
Space  
Spratt  
Stark  
Stupak  
Sutton  
Tauscher  
Taylor  
Thompson (CA)  
Thompson (MS)  
Tierney  
Towns  
Udall (CO)  
Udall (NM)  
Van Hollen  
Velázquez  
Visclosky  
Walz (MN)  
Wasserman  
Schultz  
Waters  
Watson  
Watt  
Waxman  
Weiner  
Welch (VT)  
Wexler  
Wilson (OH)  
Woolsey  
Wu  
Wynn  
Yarmuth

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Blackburn  
Blunt  
Boehner  
Bonner  
Bono  
Boozman  
Boustany  
Brady (TX)  
Brown (SC)  
Brown-Waite,  
Ginny  
Buchanan  
Burgess

Burton (IN)  
Buyer  
Calvert  
Camp (MI)  
Campbell (CA)  
Cannon  
Cantor  
Capito  
Carter  
Castle  
Chabot  
Coble  
Cole (OK)

Conaway  
Crenshaw  
Culberson  
Davis (KY)  
Davis, David  
Davis, Tom  
Deal (GA)  
Dent  
Diaz-Balart, L.  
Diaz-Balart, M.  
Doolittle  
Drake  
Dreier  
Ehlers  
Emerson  
English (PA)  
Everett  
Fallin  
Feeney  
Ferguson  
Flake  
Forbes  
Fortenberry  
Fossella  
Foxy  
Franks (AZ)  
Frelinghuysen  
Gallegly  
Garrett (NJ)  
Gerlach  
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Graves  
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Herger  
Hill  
Hobson  
Hoekstra  
Hulshof  
Hunter  
Inglis (SC)  
Issa  
Jindal

Johnson (IL)  
Johnson, Sam  
Jones (NC)  
Jordan  
Keller  
King (IA)  
King (NY)  
Kingston  
Kirk  
Kline (MN)  
Knollenberg  
Kuhl (NY)  
LaHood  
Lamborn  
Latham  
LaTourette  
Lewis (CA)  
Linder  
LoBiondo  
Lucas  
Lungren, Daniel  
E.  
Mack  
Manzullo  
Marchant  
McCarthy (CA)  
McCaul (TX)  
McCotter  
McCrery  
McHenry  
McHugh  
McKeon  
Mica  
Miller (FL)  
Miller (MI)  
Miller, Gary  
Moran (KS)  
Murphy, Tim  
Musgrave  
Myrick  
Neugebauer  
Nunes  
Paul  
Pearce  
Pence  
Peterson (PA)  
Petri  
Pickering  
Pitts  
Platts  
Poe  
Porter  
Price (GA)

Pryce (OH)  
Putnam  
Radanovich  
Ramstad  
Regula  
Rehberg  
Reichert  
Rogers (AL)  
Rogers (KY)  
Rogers (MI)  
Rohrabacher  
Ros-Lehtinen  
Roskam  
Royce  
Ryan (WI)  
Sali  
Saxton  
Schmidt  
Sensenbrenner  
Sessions  
Shadegg  
Shimkus  
Shuster  
Simpson  
Smith (NE)  
Smith (NJ)  
Smith (TX)  
Souders  
Stearns  
Sullivan  
Tancredo  
Tanner  
Terry  
Thornberry  
Tiberi  
Turner  
Upton  
Walberg  
Walden (OR)  
Walsh (NY)  
Wamp  
Weller  
Westmoreland  
Whitfield  
Wicker  
Wilson (NM)  
Wilson (SC)  
Wolf  
Young (AK)  
Young (FL)

NOT VOTING—13

Baird  
Cubin  
Davis, Jo Ann  
Engel  
Harman

Jones (OH)  
Kaptur  
Lewis (KY)  
McMorris  
Rodgers

Reynolds  
Shays  
Tiahrt  
Weldon (FL)

So the resolution was agreed to. A motion to reconsider the vote whereby said resolution was agreed to was, by unanimous consent, laid on the table.

¶70.26 MESSAGE FROM THE PRESIDENT— NATIONAL EMERGENCY WITH RESPECT TO BURMA

The SPEAKER pro tempore, Mr. POMEROY, laid before the House a message from the President, which was read as follows:

To the Congress of the United States: Section 202(d) of the National Emergencies Act (50 U.S.C. 1622(d)) provides for the automatic termination of a national emergency unless, prior to the anniversary date of its declaration, the President publishes in the *Federal Register* and transmits to the Congress a notice stating that the emergency is to continue in effect beyond the anniversary date. I have sent the enclosed notice to the *Federal Register* for publication, stating that the Burma emergency is to continue beyond May 20, 2007.

The crisis between the United States and Burma arising from the actions and policies of the Government of



Burma, including its policies of committing large-scale repression of the democratic opposition in Burma, that led to the declaration of a national emergency on May 20, 1997, has not been resolved. These actions and policies are hostile to U.S. interests and pose a continuing unusual and extraordinary threat to the national security and foreign policy of the United States. For this reason, I have determined that it is necessary to continue the national emergency and maintain in force the sanctions against Burma to respond to this threat.

GEORGE W. BUSH,  
THE WHITE HOUSE, May 17, 2007.

By unanimous consent, the message, together with the accompanying papers, was referred to the Committee on Foreign Affairs and ordered to be printed (H. Doc. 110-35).

¶70.27 CONGRESSIONAL BUDGET  
RESOLUTION

Mr. SPRATT, pursuant to House Resolution 409, called up the following conference report (Rept. No. 110-153):

The committee of conference on the disagreeing votes of the two Houses on the amendment of the House to the concurrent resolution (S. Con. Res. 21), revising the congressional budget for the United States Government for fiscal year 2007, establishing the congressional budget for the United States Government for fiscal year 2008, and setting forth appropriate budgetary levels for fiscal years 2009 through 2012, having met, after full and free conference, have agreed to recommend and do recommend to their respective Houses as follows:

That the Senate recede from its disagreement to the amendment of the House and agree to the same with an amendment as follows:

In lieu of the matter proposed to be inserted by the House amendment, insert the following:

**SECTION 1. CONCURRENT RESOLUTION ON THE BUDGET FOR FISCAL YEAR 2008.**

(a) *DECLARATION.*—Congress declares that this resolution is the concurrent resolution on the budget for fiscal year 2008 and that this resolution sets forth the appropriate budgetary levels for fiscal years 2007 and 2009 through 2012.

(b) *TABLE OF CONTENTS.*—The table of contents for this concurrent resolution is as follows:

Sec. 1. Concurrent resolution on the budget for fiscal year 2008.

**TITLE I—RECOMMENDED LEVELS AND AMOUNTS**

- Sec. 101. Recommended levels and amounts.
- Sec. 102. Social Security.
- Sec. 103. Major functional categories.

**TITLE II—BUDGET PROCESS**

- Sec. 201. Pay-as-you-go point of order in the Senate.
- Sec. 202. Senate point of order against reconciliation legislation that would increase the deficit or reduce a surplus.
- Sec. 203. Senate point of order against legislation increasing long-term deficits.
- Sec. 204. Emergency legislation.
- Sec. 205. Extension of enforcement of budgetary points of order in the Senate.
- Sec. 206. Point of order against advance appropriations.
- Sec. 207. Discretionary spending limits, program integrity initiatives, and other adjustments.
- Sec. 208. Application of previous allocations in the Senate.

- Sec. 209. Senate point of order against provisions of appropriations legislation that constitute changes in mandatory programs with net costs.
- Sec. 210. Compliance with section 13301 of the Budget Enforcement Act of 1990.
- Sec. 211. Application and effect of changes in allocations and aggregates.
- Sec. 212. Adjustments to reflect changes in concepts and definitions.
- Sec. 213. Exercise of rulemaking powers.

**TITLE III—RESERVE FUNDS**

- Sec. 301. Deficit-neutral reserve fund for SCHIP legislation.
- Sec. 302. Deficit-neutral reserve fund for veterans and wounded servicemembers.
- Sec. 303. Deficit-neutral reserve fund for tax relief.
- Sec. 304. Deficit-neutral reserve fund for Medicare improvements.
- Sec. 305. Deficit neutral reserve funds for health care quality, effectiveness, efficiency, and transparency.
- Sec. 306. Deficit-neutral reserve fund for higher education.
- Sec. 307. Deficit-neutral reserve fund for the Farm Bill.
- Sec. 308. Deficit-neutral reserve fund for energy legislation.
- Sec. 309. Deficit-neutral reserve fund for county payments legislation.
- Sec. 310. Deficit-neutral reserve fund for terrorism risk insurance reauthorization.
- Sec. 311. Deficit-neutral reserve fund for affordable housing.
- Sec. 312. Deficit-neutral reserve fund for receipts from Bonneville Power Administration.
- Sec. 313. Deficit-neutral reserve fund for Indian claims settlement.
- Sec. 314. Deficit-neutral reserve fund for improvements in health.
- Sec. 315. Deficit-neutral reserve fund for child care.
- Sec. 316. Deficit-neutral reserve fund for immigration reform in the Senate.
- Sec. 317. Deficit-reduction reserve fund.
- Sec. 318. Deficit-neutral reserve fund for manufacturing initiatives in the Senate.
- Sec. 319. Deficit-neutral reserve fund for the Food and Drug Administration in the Senate.
- Sec. 320. Deficit-neutral reserve fund for Medicaid.
- Sec. 321. Reserve fund adjustment for revenue measures in the House.
- Sec. 322. Deficit-neutral reserve fund for San Joaquin River restoration and Navajo Nation water rights settlements.
- Sec. 323. Deficit-neutral reserve fund for selected tax relief policies in the Senate.

**TITLE IV—POLICY**

- Sec. 401. Policy on middle-income tax relief.
- Sec. 402. Policy on defense priorities.
- Sec. 403. Policy on college affordability.

**TITLE V—SENSE OF THE HOUSE AND SENSE OF CONGRESS**

- Sec. 501. Sense of Congress on servicemembers' and veterans' health care and other priorities.
- Sec. 502. Sense of Congress on the Innovation Agenda: A commitment to competitiveness to keep America #1.
- Sec. 503. Sense of Congress on homeland security.
- Sec. 504. Sense of Congress regarding the ongoing need to respond to Hurricanes Katrina and Rita.
- Sec. 505. Sense of Congress regarding long-term sustainability of entitlements.
- Sec. 506. Sense of Congress regarding the need to maintain and build upon efforts to fight hunger.

- Sec. 507. Sense of Congress regarding affordable health coverage.
- Sec. 508. Sense of Congress regarding extension of the statutory pay-as-you-go rule.
- Sec. 509. Sense of Congress on long-term budgeting.
- Sec. 510. Sense of Congress regarding pay parity.
- Sec. 511. Sense of Congress regarding waste, fraud, and abuse.
- Sec. 512. Sense of Congress regarding the importance of child support enforcement.
- Sec. 513. Sense of the House on State veterans cemeteries.
- Sec. 514. Sense of Congress on the State Criminal Alien Assistance Program.

**TITLE VI—RECONCILIATION**

- Sec. 601. Reconciliation in the House.
- Sec. 602. Deficit reduction reconciliation instruction in the Senate.

**TITLE I—RECOMMENDED LEVELS AND AMOUNTS**

**SEC. 101. RECOMMENDED LEVELS AND AMOUNTS.**

The following budgetary levels are appropriate for each of fiscal years 2007 through 2012:

(1) **FEDERAL REVENUES.**—For purposes of the enforcement of this resolution:

(A) The recommended levels of Federal revenues are as follows:

- Fiscal year 2007: \$1,900,340,000,000.
- Fiscal year 2008: \$2,015,858,000,000.
- Fiscal year 2009: \$2,113,828,000,000.
- Fiscal year 2010: \$2,169,484,000,000.
- Fiscal year 2011: \$2,350,254,000,000.
- Fiscal year 2012: \$2,488,301,000,000.

(B) The amounts by which the aggregate levels of Federal revenues should be changed are as follows:

- Fiscal year 2007: —\$4,366,000,000.
- Fiscal year 2008: —\$34,938,000,000.
- Fiscal year 2009: \$6,902,000,000.
- Fiscal year 2010: \$5,763,000,000.
- Fiscal year 2011: —\$44,296,000,000.
- Fiscal year 2012: —\$108,795,000,000.

(2) **NEW BUDGET AUTHORITY.**—For purposes of the enforcement of this resolution, the appropriate levels of total new budget authority are as follows:

- Fiscal year 2007: \$2,380,535,000,000.
- Fiscal year 2008: \$2,496,028,000,000.
- Fiscal year 2009: \$2,517,132,000,000.
- Fiscal year 2010: \$2,569,696,000,000.
- Fiscal year 2011: \$2,684,889,000,000.
- Fiscal year 2012: \$2,719,268,000,000.

(3) **BUDGET OUTLAYS.**—For purposes of the enforcement of this resolution, the appropriate levels of total budget outlays are as follows:

- Fiscal year 2007: \$2,300,572,000,000.
- Fiscal year 2008: \$2,469,636,000,000.
- Fiscal year 2009: \$2,566,481,000,000.
- Fiscal year 2010: \$2,600,036,000,000.
- Fiscal year 2011: \$2,692,104,000,000.
- Fiscal year 2012: \$2,703,556,000,000.

(4) **DEFICITS.**—For purposes of the enforcement of this resolution, the amounts of the deficits are as follows:

- Fiscal year 2007: \$400,232,000,000.
- Fiscal year 2008: \$453,778,000,000.
- Fiscal year 2009: \$452,653,000,000.
- Fiscal year 2010: \$430,552,000,000.
- Fiscal year 2011: \$341,850,000,000.
- Fiscal year 2012: \$215,255,000,000.

(5) **DEBT SUBJECT TO LIMIT.**—Pursuant to section 301(a)(5) of the Congressional Budget Act of 1974, the appropriate levels of the public debt are as follows:

- Fiscal year 2007: \$8,932,264,000,000.
- Fiscal year 2008: \$9,504,150,000,000.
- Fiscal year 2009: \$10,073,725,000,000.
- Fiscal year 2010: \$10,622,023,000,000.
- Fiscal year 2011: \$11,077,407,000,000.
- Fiscal year 2012: \$11,419,028,000,000.

(6) **DEBT HELD BY THE PUBLIC.**—The appropriate levels of debt held by the public are as follows:



(B) Outlays, \$306,410,000,000.  
Fiscal year 2010:  
(A) New budget authority, \$326,118,000,000.  
(B) Outlays, \$326,100,000,000.  
Fiscal year 2011:  
(A) New budget authority, \$347,561,000,000.  
(B) Outlays, \$346,748,000,000.  
Fiscal year 2012:  
(A) New budget authority, \$370,422,000,000.  
(B) Outlays, \$369,653,000,000.  
(12) Medicare (570):  
Fiscal year 2007:  
(A) New budget authority, \$365,152,000,000.  
(B) Outlays, \$370,180,000,000.  
Fiscal year 2008:  
(A) New budget authority, \$389,587,000,000.  
(B) Outlays, \$389,703,000,000.  
Fiscal year 2009:  
(A) New budget authority, \$416,710,000,000.  
(B) Outlays, \$416,367,000,000.  
Fiscal year 2010:  
(A) New budget authority, \$442,347,000,000.  
(B) Outlays, \$442,569,000,000.  
Fiscal year 2011:  
(A) New budget authority, \$489,077,000,000.  
(B) Outlays, \$489,087,000,000.  
Fiscal year 2012:  
(A) New budget authority, \$486,804,000,000.  
(B) Outlays, \$486,417,000,000.  
(13) Income Security (600):  
Fiscal year 2007:  
(A) New budget authority, \$360,365,000,000.  
(B) Outlays, \$364,204,000,000.  
Fiscal year 2008:  
(A) New budget authority, \$380,763,000,000.  
(B) Outlays, \$384,301,000,000.  
Fiscal year 2009:  
(A) New budget authority, \$391,707,000,000.  
(B) Outlays, \$393,962,000,000.  
Fiscal year 2010:  
(A) New budget authority, \$401,747,000,000.  
(B) Outlays, \$402,784,000,000.  
Fiscal year 2011:  
(A) New budget authority, \$417,020,000,000.  
(B) Outlays, \$417,013,000,000.  
Fiscal year 2012:  
(A) New budget authority, \$402,674,000,000.  
(B) Outlays, \$402,008,000,000.  
(14) Social Security (650):  
Fiscal year 2007:  
(A) New budget authority, \$19,089,000,000.  
(B) Outlays, \$19,089,000,000.  
Fiscal year 2008:  
(A) New budget authority, \$19,644,000,000.  
(B) Outlays, \$19,644,000,000.  
Fiscal year 2009:  
(A) New budget authority, \$21,518,000,000.  
(B) Outlays, \$21,518,000,000.  
Fiscal year 2010:  
(A) New budget authority, \$23,701,000,000.  
(B) Outlays, \$23,701,000,000.  
Fiscal year 2011:  
(A) New budget authority, \$27,009,000,000.  
(B) Outlays, \$27,009,000,000.  
Fiscal year 2012:  
(A) New budget authority, \$29,898,000,000.  
(B) Outlays, \$29,898,000,000.  
(15) Veterans Benefits and Services (700):  
Fiscal year 2007:  
(A) New budget authority, \$73,896,000,000.  
(B) Outlays, \$72,342,000,000.  
Fiscal year 2008:  
(A) New budget authority, \$85,262,000,000.  
(B) Outlays, \$84,421,000,000.  
Fiscal year 2009:  
(A) New budget authority, \$87,787,000,000.  
(B) Outlays, \$88,290,000,000.  
Fiscal year 2010:  
(A) New budget authority, \$90,414,000,000.  
(B) Outlays, \$89,981,000,000.  
Fiscal year 2011:  
(A) New budget authority, \$96,033,000,000.  
(B) Outlays, \$95,543,000,000.  
Fiscal year 2012:  
(A) New budget authority, \$93,325,000,000.  
(B) Outlays, \$92,666,000,000.  
(16) Administration of Justice (750):  
Fiscal year 2007:  
(A) New budget authority, \$45,504,000,000.

(B) Outlays, \$44,659,000,000.  
Fiscal year 2008:  
(A) New budget authority, \$47,998,000,000.  
(B) Outlays, \$47,131,000,000.  
Fiscal year 2009:  
(A) New budget authority, \$48,315,000,000.  
(B) Outlays, \$49,120,000,000.  
Fiscal year 2010:  
(A) New budget authority, \$49,220,000,000.  
(B) Outlays, \$49,449,000,000.  
Fiscal year 2011:  
(A) New budget authority, \$50,146,000,000.  
(B) Outlays, \$49,969,000,000.  
Fiscal year 2012:  
(A) New budget authority, \$51,079,000,000.  
(B) Outlays, \$50,759,000,000.  
(17) General Government (800):  
Fiscal year 2007:  
(A) New budget authority, \$18,193,000,000.  
(B) Outlays, \$18,574,000,000.  
Fiscal year 2008:  
(A) New budget authority, \$18,628,000,000.  
(B) Outlays, \$19,012,000,000.  
Fiscal year 2009:  
(A) New budget authority, \$19,254,000,000.  
(B) Outlays, \$19,323,000,000.  
Fiscal year 2010:  
(A) New budget authority, \$19,876,000,000.  
(B) Outlays, \$19,755,000,000.  
Fiscal year 2011:  
(A) New budget authority, \$20,637,000,000.  
(B) Outlays, \$20,360,000,000.  
Fiscal year 2012:  
(A) New budget authority, \$21,349,000,000.  
(B) Outlays, \$21,183,000,000.  
(18) Net Interest (900):  
Fiscal year 2007:  
(A) New budget authority, \$344,509,000,000.  
(B) Outlays, \$344,509,000,000.  
Fiscal year 2008:  
(A) New budget authority, \$370,578,000,000.  
(B) Outlays, \$370,578,000,000.  
Fiscal year 2009:  
(A) New budget authority, \$391,056,000,000.  
(B) Outlays, \$391,056,000,000.  
Fiscal year 2010:  
(A) New budget authority, \$414,724,000,000.  
(B) Outlays, \$414,724,000,000.  
Fiscal year 2011:  
(A) New budget authority, \$433,665,000,000.  
(B) Outlays, \$433,665,000,000.  
Fiscal year 2012:  
(A) New budget authority, \$448,597,000,000.  
(B) Outlays, \$448,597,000,000.  
(19) Allowances (920):  
Fiscal year 2007:  
(A) New budget authority, \$785,000,000.  
(B) Outlays, \$755,000,000.  
Fiscal year 2008:  
(A) New budget authority, -\$6,394,000,000.  
(B) Outlays, -\$2,164,000,000.  
Fiscal year 2009:  
(A) New budget authority, -\$6,894,000,000.  
(B) Outlays, -\$6,319,000,000.  
Fiscal year 2010:  
(A) New budget authority, -\$7,190,000,000.  
(B) Outlays, -\$6,984,000,000.  
Fiscal year 2011:  
(A) New budget authority, -\$7,295,000,000.  
(B) Outlays, -\$7,181,000,000.  
Fiscal year 2012:  
(A) New budget authority, -\$7,427,000,000.  
(B) Outlays, -\$7,311,000,000.  
(20) Undistributed Offsetting Receipts (950):  
Fiscal year 2007:  
(A) New budget authority, -\$69,714,000,000.  
(B) Outlays, -\$69,714,000,000.  
Fiscal year 2008:  
(A) New budget authority, -\$70,979,000,000.  
(B) Outlays, -\$70,979,000,000.  
Fiscal year 2009:  
(A) New budget authority, -\$66,560,000,000.  
(B) Outlays, -\$66,569,000,000.  
Fiscal year 2010:  
(A) New budget authority, -\$66,933,000,000.

(B) Outlays, -\$66,933,000,000.  
Fiscal year 2011:  
(A) New budget authority, -\$69,575,000,000.  
(B) Outlays, -\$69,595,000,000.  
Fiscal year 2012:  
(A) New budget authority, -\$71,857,000,000.  
(B) Outlays, -\$71,860,000,000.  
(21) Overseas Deployments and Other Activities (970):  
Fiscal year 2007:  
(A) New budget authority, \$124,153,000,000.  
(B) Outlays, \$31,935,000,000.  
Fiscal year 2008:  
(A) New budget authority, \$145,162,000,000.  
(B) Outlays, \$115,179,000,000.  
Fiscal year 2009:  
(A) New budget authority, \$50,000,000,000.  
(B) Outlays, \$109,830,000,000.  
Fiscal year 2010:  
(A) New budget authority, \$0.  
(B) Outlays, \$41,722,000,000.  
Fiscal year 2011:  
(A) New budget authority, \$0.  
(B) Outlays, \$13,551,000,000.  
Fiscal year 2012:  
(A) New budget authority, \$0.  
(B) Outlays, \$4,505,000,000.

## TITLE II—BUDGET PROCESS

### SEC. 201. PAY-AS-YOU-GO POINT OF ORDER IN THE SENATE.

#### (a) POINT OF ORDER.—

(1) IN GENERAL.—It shall not be in order in the Senate to consider any direct spending or revenue legislation that would increase the on-budget deficit or cause an on-budget deficit for either of the applicable time periods as measured in paragraphs (5) and (6).

(2) APPLICABLE TIME PERIODS.—For purposes of this subsection, the term “applicable time period” means either—

(A) the period of the current fiscal year, the budget year, and the ensuing 4 fiscal years following the budget year; or

(B) the period of the current fiscal year, the budget year, and the ensuing 9 fiscal years following the budget year.

(3) DIRECT SPENDING LEGISLATION.—For purposes of this subsection and except as provided in paragraph (4), the term “direct spending legislation” means any bill, joint resolution, amendment, motion, or conference report that affects direct spending as that term is defined by, and interpreted for purposes of, the Balanced Budget and Emergency Deficit Control Act of 1985.

(4) EXCLUSION.—For purposes of this subsection, the terms “direct spending legislation” and “revenue legislation” do not include—

(A) any concurrent resolution on the budget; or

(B) any provision of legislation that affects the full funding of, and continuation of, the deposit insurance guarantee commitment in effect on the date of enactment of the Budget Enforcement Act of 1990.

(5) BASELINE.—Estimates prepared pursuant to this subsection shall—

(A) use the baseline surplus or deficit used for the most recently adopted concurrent resolution on the budget; and

(B) be calculated under the requirements of subsections (b) through (d) of section 257 of the Balanced Budget and Emergency Deficit Control Act of 1985 (as in effect prior to September 30, 2002) for fiscal years beyond those covered by that concurrent resolution on the budget.

(6) PRIOR SURPLUS.—If direct spending or revenue legislation increases the on-budget deficit or causes an on-budget deficit when taken individually, it must also increase the on-budget deficit or cause an on-budget deficit when taken together with all direct spending and revenue legislation enacted since the beginning of the calendar year not accounted for in the baseline under paragraph (5)(A), except that direct spending or revenue effects resulting in net deficit reduction enacted in any bill pursuant to a

reconciliation instruction since the beginning of that same calendar year shall never be made available on the pay-as-you-go ledger and shall be dedicated only for deficit reduction.

(b) **SUPERMAJORITY WAIVER AND APPEALS.**—

(1) **WAIVER.**—This section may be waived or suspended in the Senate only by the affirmative vote of three-fifths of the Members, duly chosen and sworn.

(2) **APPEALS.**—Appeals in the Senate from the decisions of the Chair relating to any provision of this section shall be limited to 1 hour, to be equally divided between, and controlled by, the appellant and the manager of the bill or joint resolution, as the case may be. An affirmative vote of three-fifths of the Members of the Senate, duly chosen and sworn, shall be required to sustain an appeal of the ruling of the Chair on a point of order raised under this section.

(c) **DETERMINATION OF BUDGET LEVELS.**—For purposes of this section, the levels of new budget authority, outlays, and revenues for a fiscal year shall be determined on the basis of estimates made by the Senate Committee on the Budget.

(d) **SUNSET.**—This section shall expire on September 30, 2017.

(e) **REPEAL.**—In the Senate, section 505 of H. Con. Res. 95 (108th Congress), the fiscal year 2004 concurrent resolution on the budget, shall no longer apply.

**SEC. 202. SENATE POINT OF ORDER AGAINST RECONCILIATION LEGISLATION THAT WOULD INCREASE THE DEFICIT OR REDUCE A SURPLUS.**

(a) **IN GENERAL.**—It shall not be in order in the Senate to consider any reconciliation bill, resolution, amendment, amendment between Houses, motion, or conference report pursuant to section 310 of the Congressional Budget Act of 1974 that would cause or increase a deficit or reduce a surplus in either of the following periods:

(1) The current fiscal year, the budget year, and the ensuing 4 fiscal years following the budget year.

(2) The current fiscal year, the budget year, and the ensuing 9 fiscal years following the budget year.

(b) **SUPERMAJORITY WAIVER AND APPEAL IN THE SENATE.**—

(1) **WAIVER.**—This section may be waived or suspended in the Senate only by an affirmative vote of three-fifths of the Members, duly chosen and sworn.

(2) **APPEAL.**—An affirmative vote of three-fifths of the Members of the Senate, duly chosen and sworn, shall be required in the Senate to sustain an appeal of the ruling of the Chair on a point of order raised under this section.

(c) **DETERMINATION OF BUDGET LEVELS.**—For purposes of this section, the levels of net deficit increases shall be determined on the basis of estimates provided by the Senate Committee on the Budget.

**SEC. 203. SENATE POINT OF ORDER AGAINST LEGISLATION INCREASING LONG-TERM DEFICITS.**

(a) **CONGRESSIONAL BUDGET OFFICE ANALYSIS OF PROPOSALS.**—The Director of the Congressional Budget Office shall, to the extent practicable, prepare for each bill and joint resolution reported from committee (except measures within the jurisdiction of the Committee on Appropriations), and amendments thereto and conference reports thereon, an estimate of whether the measure would cause, relative to current law, a net increase in deficits in excess of \$5,000,000,000 in any of the four 10-year periods beginning in fiscal year 2018 through fiscal year 2057.

(b) **POINT OF ORDER.**—It shall not be in order in the Senate to consider any bill, joint resolution, amendment, motion, or conference report that would cause a net increase in deficits in excess of \$5,000,000,000 in any of the 4 10-year periods beginning in 2018 through 2057.

(c) **SUPERMAJORITY WAIVER AND APPEAL IN THE SENATE.**—

(1) **WAIVER.**—This section may be waived or suspended only by the affirmative vote of three-fifths of the Members, duly chosen and sworn.

(2) **APPEAL.**—An affirmative vote of three-fifths of the Members, duly chosen and sworn, shall be required to sustain an appeal of the ruling of the Chair on a point of order raised under this section.

(d) **DETERMINATIONS OF BUDGET LEVELS.**—For purposes of this section, the levels of net deficit increases shall be determined on the basis of estimates provided by the Senate Committee on the Budget.

(e) **REPEAL.**—In the Senate, section 407 of H. Con. Res. 95 (109th Congress), the concurrent resolution on the budget for fiscal year 2006, shall no longer apply.

(f) **SUNSET.**—This section shall expire on September 30, 2017.

**SEC. 204. EMERGENCY LEGISLATION.**

(a) **SENATE.**—

(1) **AUTHORITY TO DESIGNATE.**—In the Senate, with respect to a provision of direct spending or receipts legislation or appropriations for discretionary accounts that Congress designates as an emergency requirement in such measure, the amounts of new budget authority, outlays, and receipts in all fiscal years resulting from that provision shall be treated as an emergency requirement for the purpose of this subsection.

(2) **EXEMPTION OF EMERGENCY PROVISIONS.**—Any new budget authority, outlays, and receipts resulting from any provision designated as an emergency requirement, pursuant to this subsection, in any bill, joint resolution, amendment, or conference report shall not count for purposes of sections 302 and 311 of the Congressional Budget Act of 1974 and sections 201, 203, and 207 of this resolution (relating to pay-as-you-go in the Senate, long-term deficits, and discretionary spending limits).

(3) **DESIGNATIONS.**—If a provision of legislation is designated as an emergency requirement under this subsection, the committee report and any statement of managers accompanying that legislation shall include an explanation of the manner in which the provision meets the criteria in paragraph (6).

(4) **DEFINITIONS.**—In this subsection, the terms “direct spending”, “receipts”, and “appropriations for discretionary accounts” mean any provision of a bill, joint resolution, amendment, motion, or conference report that affects direct spending, receipts, or appropriations as those terms have been defined and interpreted for purposes of the Balanced Budget and Emergency Deficit Control Act of 1985.

(5) **POINT OF ORDER.**—

(A) **IN GENERAL.**—When the Senate is considering a bill, resolution, amendment, motion, or conference report, if a point of order is made by a Senator against an emergency designation in that measure, that provision making such a designation shall be stricken from the measure and may not be offered as an amendment from the floor.

(B) **SUPERMAJORITY WAIVER AND APPEALS.**—

(i) **WAIVER.**—Subparagraph (A) may be waived or suspended in the Senate only by an affirmative vote of three-fifths of the Members, duly chosen and sworn.

(ii) **APPEALS.**—Appeals in the Senate from the decisions of the Chair relating to any provision of this paragraph shall be limited to 1 hour, to be equally divided between, and controlled by, the appellant and the manager of the bill or joint resolution, as the case may be. An affirmative vote of three-fifths of the Members of the Senate, duly chosen and sworn, shall be required to sustain an appeal of the ruling of the Chair on a point of order raised under this paragraph.

(C) **DEFINITION OF AN EMERGENCY DESIGNATION.**—For purposes of subparagraph (A), a provision shall be considered an emergency designation if it designates any item as an emergency requirement pursuant to this subsection.

(D) **FORM OF THE POINT OF ORDER.**—A point of order under subparagraph (A) may be raised by a Senator as provided in section 313(e) of the Congressional Budget Act of 1974.

(E) **CONFERENCE REPORTS.**—When the Senate is considering a conference report on, or an amendment between the Houses in relation to, a bill, upon a point of order being made by any Senator pursuant to this subsection, and such point of order being sustained, such material contained in such conference report shall be deemed stricken, and the Senate shall proceed to consider the question of whether the Senate shall recede from its amendment and concur with a further amendment, or concur in the House amendment with a further amendment, as the case may be, which further amendment shall consist of only that portion of the conference report or House amendment, as the case may be, not so stricken. Any such motion in the Senate shall be debatable. In any case in which such point of order is sustained against a conference report (or Senate amendment derived from such conference report by operation of this paragraph), no further amendment shall be in order.

(6) **CRITERIA.**—

(A) **IN GENERAL.**—For purposes of this subsection, any provision is an emergency requirement if the situation addressed by such provision is—

(i) necessary, essential, or vital (not merely useful or beneficial);

(ii) sudden, quickly coming into being, and not building up over time;

(iii) an urgent, pressing, and compelling need requiring immediate action;

(iv) subject to subparagraph (B), unforeseen, unpredictable, and unanticipated; and

(v) not permanent, temporary in nature.

(B) **UNFORESEEN.**—An emergency that is part of an aggregate level of anticipated emergencies, particularly when normally estimated in advance, is not unforeseen.

(7) **REPEAL.**—In the Senate, section 402 of H. Con. Res. 95 (109th Congress), the concurrent resolution on the budget for fiscal year 2006, shall no longer apply.

(b) **HOUSE.**—In the House, if any bill or joint resolution, or amendment offered or considered as adopted or conference report thereon, that makes appropriations for discretionary amounts, and such amounts are designated as necessary to meet emergency needs, then the new budget authority and outlays resulting therefrom shall not be counted for the purposes of titles III and IV of the Congressional Budget Act of 1974.

**SEC. 205. EXTENSION OF ENFORCEMENT OF BUDGETARY POINTS OF ORDER IN THE SENATE.**

Notwithstanding any provision of the Congressional Budget Act of 1974, subsections (c)(2) and (d)(3) of section 904 of the Congressional Budget Act of 1974 shall remain in effect for purposes of Senate enforcement through September 30, 2017, and Section 403 of H. Con. Res. 95 (109th Congress) shall no longer apply in the Senate.

**SEC. 206. POINT OF ORDER AGAINST ADVANCE APPROPRIATIONS.**

(a) **SENATE.**—

(1) **IN GENERAL.**—

(A) **POINT OF ORDER.**—Except as provided in paragraph (2), it shall not be in order in the Senate to consider any bill, joint resolution, motion, amendment, or conference report that would provide an advance appropriation.

(B) **DEFINITION.**—In this subsection, the term “advance appropriation” means any new budget authority provided in a bill or joint resolution making appropriations for fiscal year 2008 that first becomes available for any fiscal year after 2008, or any new budget authority provided in a bill or joint resolution making general appropriations or continuing appropriations for fiscal year 2009, that first becomes available for any fiscal year after 2009.

(2) **EXCEPTIONS.**—Advance appropriations may be provided—

(A) for fiscal years 2009 and 2010 for programs, projects, activities, or accounts identified in the joint explanatory statement of managers accompanying this resolution under the heading

“Accounts Identified for Advance Appropriations” in an aggregate amount not to exceed \$25,158,000,000 in new budget authority in each year; and

(B) for the Corporation for Public Broadcasting.

(3) SUPERMAJORITY WAIVER AND APPEAL.—

(A) WAIVER.—In the Senate, paragraph (1) may be waived or suspended only by an affirmative vote of three-fifths of the Members, duly chosen and sworn.

(B) APPEAL.—An affirmative vote of three-fifths of the Members of the Senate, duly chosen and sworn, shall be required to sustain an appeal of the ruling of the Chair on a point of order raised under paragraph (1).

(4) FORM OF POINT OF ORDER.—A point of order under paragraph (1) may be raised by a Senator as provided in section 313(e) of the Congressional Budget Act of 1974.

(5) CONFERENCE REPORTS.—When the Senate is considering a conference report on, or an amendment between the Houses in relation to, a bill, upon a point of order being made by any Senator pursuant to this subsection, and such point of order being sustained, such material contained in such conference report shall be deemed stricken, and the Senate shall proceed to consider the question of whether the Senate shall recede from its amendment and concur with a further amendment, or concur in the House amendment with a further amendment, as the case may be, which further amendment shall consist of only that portion of the conference report or House amendment, as the case may be, not so stricken. Any such motion in the Senate shall be debatable. In any case in which such point of order is sustained against a conference report (or Senate amendment derived from such conference report by operation of this subsection), no further amendment shall be in order.

(6) REPEAL.—In the Senate, section 401 of H. Con. Res. 95 (109th Congress), the concurrent resolution on the budget for fiscal year 2006, shall no longer apply.

(b) HOUSE.—

(1) IN GENERAL.—In the House, except as provided in paragraph (2), a bill or joint resolution making a general appropriation or continuing appropriation, or an amendment thereto may not provide for advance appropriations.

(2) ADVANCE APPROPRIATION.—In the House, an advance appropriation may be provided for fiscal year 2009 or 2010 for programs, projects, activities, or accounts identified in the joint explanatory statement of managers accompanying this resolution under the heading “Accounts Identified for Advance Appropriations” in an aggregate amount not to exceed \$25,558,000,000 in new budget authority.

(3) DEFINITION.—In this subsection, the term “advance appropriation” means any new discretionary budget authority provided in a bill or joint resolution making general appropriations or any new discretionary budget authority provided in a bill or joint resolution continuing appropriations for fiscal year 2008 that first becomes available for any fiscal year after 2008.

**SEC. 207. DISCRETIONARY SPENDING LIMITS, PROGRAM INTEGRITY INITIATIVES, AND OTHER ADJUSTMENTS.**

(a) SENATE POINT OF ORDER.—

(1) IN GENERAL.—Except as otherwise provided in this section, it shall not be in order in the Senate to consider any bill or joint resolution (or amendment, motion, or conference report on that bill or joint resolution) that would cause the discretionary spending limits in this section to be exceeded.

(2) SUPERMAJORITY WAIVER AND APPEALS.—

(A) WAIVER.—This subsection may be waived or suspended in the Senate only by the affirmative vote of three-fifths of the Members, duly chosen and sworn.

(B) APPEALS.—Appeals in the Senate from the decisions of the Chair relating to any provision of this subsection shall be limited to 1 hour, to be equally divided between, and controlled by,

the appellant and the manager of the bill or joint resolution. An affirmative vote of three-fifths of the Members of the Senate, duly chosen and sworn, shall be required to sustain an appeal of the ruling of the Chair on a point of order raised under this subsection.

(b) SENATE DISCRETIONARY SPENDING LIMITS.—In the Senate and as used in this section, the term “discretionary spending limit” means—

(1) for fiscal year 2007, \$950,504,000,000 in new budget authority and \$1,029,465,000,000 in outlays; and

(2) for fiscal year 2008, \$953,052,000,000 in new budget authority and \$1,028,397,000,000 in outlays;

as adjusted in conformance with the adjustment procedures in subsection (c).

(c) ADJUSTMENTS IN THE SENATE.—

(1) IN GENERAL.—After the reporting of a bill or joint resolution relating to any matter described in paragraph (2), or the offering of an amendment thereto or the submission of a conference report thereon—

(A) the Chairman of the Senate Committee on the Budget may adjust the discretionary spending limits, budgetary aggregates, and allocations pursuant to section 302(a) of the Congressional Budget Act of 1974, by the amount of new budget authority in that measure for that purpose and the outlays flowing therefrom; and

(B) following any adjustment under subparagraph (A), the Senate Committee on Appropriations may report appropriately revised suballocations pursuant to section 302(b) of the Congressional Budget Act of 1974 to carry out this subsection.

(2) MATTERS DESCRIBED.—Matters referred to in paragraph (1) are as follows:

(A) CONTINUING DISABILITY REVIEWS AND SSI REDETERMINATIONS.—If a bill or joint resolution is reported making appropriations for fiscal year 2008 that appropriates \$264,000,000 for continuing disability reviews and Supplemental Security Income redeterminations for the Social Security Administration, and provides an additional appropriation of up to \$213,000,000 for continuing disability reviews and Supplemental Security Income redeterminations for the Social Security Administration, then the discretionary spending limits, allocation to the Senate Committee on Appropriations, and aggregates may be adjusted by the amounts provided in such legislation for that purpose, but not to exceed \$213,000,000 in budget authority and outlays flowing therefrom for fiscal year 2008.

(B) INTERNAL REVENUE SERVICE TAX ENFORCEMENT.—If a bill or joint resolution is reported making appropriations for fiscal year 2008 that appropriates \$6,822,000,000 for the Internal Revenue Service for enhanced tax enforcement to address the Federal tax gap (taxes owed but not paid) and provides an additional appropriation of up to \$406,000,000 for the Internal Revenue Service for enhanced tax enforcement to address the Federal tax gap, then the discretionary spending limits, allocation to the Senate Committee on Appropriations, and aggregates may be adjusted by the amounts provided in such legislation for that purpose, but not to exceed \$406,000,000 in budget authority and outlays flowing therefrom for fiscal year 2008.

(C) HEALTH CARE FRAUD AND ABUSE CONTROL.—If a bill or joint resolution is reported making appropriations for fiscal year 2008 that appropriates up to \$383,000,000 to the Health Care Fraud and Abuse Control program at the Department of Health and Human Services, then the discretionary spending limits, allocation to the Senate Committee on Appropriations, and aggregates may be adjusted by the amounts provided in such legislation for that purpose, but not to exceed \$383,000,000 in budget authority and outlays flowing therefrom for fiscal year 2008.

(D) UNEMPLOYMENT INSURANCE IMPROPER PAYMENT REVIEWS.—If a bill or joint resolution is reported making appropriations for fiscal year 2008 that appropriates \$10,000,000 for in-person reemployment and eligibility assessments and

unemployment insurance improper payment reviews, and provides an additional appropriation of up to \$40,000,000 for in-person reemployment and eligibility assessments and unemployment insurance improper payment reviews, then the discretionary spending limits, allocation to the Senate Committee on Appropriations, and aggregates may be adjusted by the amounts provided in such legislation for that purpose, but not to exceed \$40,000,000 in budget authority and outlays flowing therefrom for fiscal year 2008.

(E) COSTS OF OVERSEAS DEPLOYMENTS AND RELATED ACTIVITIES.—The Chairman of the Senate Committee on the Budget may adjust the discretionary spending limits, allocation to the Senate Committee on Appropriations, and aggregates for one or more bills, joint resolutions, motions, amendments, or conference reports making appropriations for fiscal year 2008 for overseas deployments and related activities, by the amounts provided in such legislation for that purpose (and so designated pursuant to this subparagraph) up to the amounts of budget authority specified in Section 103(21) for fiscal year 2008 and the new outlays flowing therefrom.

(d) HOUSE.—

(1) PROGRAM INTEGRITY INITIATIVES AND OTHER ADJUSTMENTS.—

(A) CONTINUING DISABILITY REVIEWS AND SUPPLEMENTAL SECURITY INCOME REDETERMINATIONS.—If a bill or joint resolution is reported making appropriations for fiscal year 2008 that appropriates \$264,000,000 for continuing disability reviews and Supplemental Security Income redeterminations for the Social Security Administration, and provides an additional appropriation of up to \$213,000,000 and the amount is designated for continuing disability reviews and Supplemental Security Income redeterminations for the Social Security Administration, then the allocation to the Committee on Appropriations of the House of Representatives shall be increased by the amount of the additional budget authority and outlays flowing from that budget authority for fiscal year 2008.

(B) INTERNAL REVENUE SERVICE TAX COMPLIANCE.—If a bill or joint resolution is reported making appropriations for fiscal year 2008 that appropriates \$6,822,000,000 to the Internal Revenue Service and the amount is designated to improve compliance with the provisions of the Internal Revenue Code of 1986 and provides an additional appropriation of up to \$406,000,000, and the amount is designated to improve compliance with the provisions of the Internal Revenue Code of 1986, then the allocation to the Committee on Appropriations of the House of Representatives shall be increased by the amount of the additional budget authority and outlays flowing from that budget authority for fiscal year 2008.

(C) HEALTH CARE FRAUD AND ABUSE CONTROL PROGRAM.—If a bill or joint resolution is reported making appropriations for fiscal year 2008 that appropriates up to \$383,000,000 and the amount is designated to the Health Care Fraud and Abuse Control program at the Department of Health and Human Services, then the allocation to the Committee on Appropriations of the House of Representatives shall be increased by the amount of additional budget authority and outlays flowing from that budget authority for fiscal year 2008.

(D) UNEMPLOYMENT INSURANCE IMPROPER PAYMENT REVIEWS.—If a bill or joint resolution is reported making appropriations for fiscal year 2008 that appropriates \$10,000,000 for in-person reemployment and eligibility assessments and unemployment insurance improper payment reviews, and provides an additional appropriation of up to \$40,000,000 for in-person reemployment and eligibility assessments and unemployment insurance improper payment reviews, then the allocation to the Committee on Appropriations and aggregates may be adjusted by the amounts provided in such legislation for that purpose, but not to exceed \$40,000,000 in budget authority and outlays flowing therefrom for fiscal year 2008.

**(E) COSTS OF OVERSEAS DEPLOYMENTS AND RELATED ACTIVITIES.—**

(i) In the House, if one or more bills or joint resolutions are reported making appropriations for fiscal year 2008 for overseas deployments and related activities, (and such amounts are so designated pursuant to this clause) then the allocation to the House Committee on Appropriations and aggregates may be adjusted by the amounts provided in such legislation for that purpose up to the amounts of budget authority specified in section 103 (21) for fiscal year 2008 and the new outlays flowing therefrom.

(ii) In the House, if one or more bills or joint resolutions are reported making appropriations for fiscal year 2008 for overseas deployments and related activities (and such amounts are so designated pursuant to this clause) above the amounts of budget authority and new outlays specified in clause (i), then new budget authority, outlays, or receipts resulting therefrom shall not count for the purposes of titles III and IV of the Congressional Budget Act of 1974.

**(2) PROCEDURE FOR ADJUSTMENTS.—**

(A) IN GENERAL.—After the reporting of a bill or joint resolution, or an amendment offered or considered as adopted thereto, or the submission of a conference report thereon, the Chairman of the Committee on the Budget shall make adjustments set forth in paragraph (1) for the incremental new budget authority in that measure and the outlays flowing from that budget authority, if that measure meets the requirements set forth in paragraph (1), except that no adjustment shall be made for provisions exempted for the purposes of titles III and IV of the Congressional Budget Act of 1974 under paragraph (1)(E)(ii).

(B) MATTERS TO BE ADJUSTED.—The adjustments referred to in subparagraph (A) are to be made to—

(i) the allocations made pursuant to the appropriate concurrent resolution on the budget pursuant to section 302(a) of the Congressional Budget Act of 1974; and

(ii) the budgetary aggregates as set forth in this resolution.

(E) OVERSIGHT OF GOVERNMENT PERFORMANCE.—In the House and the Senate, all committees are directed to review programs within their jurisdictions to root out waste, fraud, and abuse in program spending, giving particular scrutiny to issues raised by Government Accountability Office reports. Based on these oversight efforts and committee performance reviews of programs within their jurisdictions, committees are directed to include recommendations for improved governmental performance in their annual views and estimates reports required under section 301(d) of the Congressional Budget Act of 1974 to the Committees on the Budget.

(F) SUPPLEMENTAL APPROPRIATIONS FOR FISCAL YEAR 2007.—If legislation making supplemental appropriations for fiscal year 2007 is enacted, the Chairman of the appropriate Committee on the Budget shall make the appropriate adjustments in allocations, aggregates, discretionary spending limits, and other levels of new budget authority and outlays to reflect the difference between such measure and the corresponding levels assumed in this resolution.

**SEC. 208. APPLICATION OF PREVIOUS ALLOCATIONS IN THE SENATE.**

Section 7035 of Public Law 109-234 shall no longer apply in the Senate.

**SEC. 209. SENATE POINT OF ORDER AGAINST PROVISIONS OF APPROPRIATIONS LEGISLATION THAT CONSTITUTE CHANGES IN MANDATORY PROGRAMS WITH NET COSTS.**

(a) IN GENERAL.—In the Senate, it shall not be in order to consider any appropriations legislation, including any amendment thereto, motion in relation thereto, or conference report thereon, that includes any provision which constitutes a change in a mandatory program producing net costs, as defined in subsection (b), that would have been estimated as affecting direct spending or receipts under section 252 of the Balanced

Budget and Emergency Deficit Control Act of 1985 (as in effect prior to September 30, 2002) were they included in legislation other than appropriations legislation. A point of order pursuant to this section shall be raised against such provision or provisions as described in subsections (e) and (f).

(b) CHANGES IN MANDATORY PROGRAMS PRODUCING NET COSTS.—A provision or provisions shall be subject to a point of order pursuant to this section if—

(1) the provision would increase budget authority in at least 1 of the 9 fiscal years that follow the budget year and over the period of the total of the budget year and the 9 fiscal years following the budget year;

(2) the provision would increase net outlays over the period of the total of the 9 fiscal years following the budget year; and

(3) the sum total of all changes in mandatory programs in the legislation would increase net outlays as measured over the period of the total of the 9 fiscal years following the budget year.

(c) DETERMINATION.—The determination of whether a provision is subject to a point of order pursuant to this section shall be made by the Committee on the Budget of the Senate.

(d) SUPERMAJORITY WAIVER AND APPEAL.—This section may be waived or suspended in the Senate only by an affirmative vote of three-fifths of the Members, duly chosen and sworn. An affirmative vote of three-fifths of the Members of the Senate, duly chosen and sworn, shall be required to sustain an appeal of the ruling of the Chair on a point of order raised under this section.

(e) GENERAL POINT OF ORDER.—It shall be in order for a Senator to raise a single point of order that several provisions of a bill, resolution, amendment, motion, or conference report violate this section. The Presiding Officer may sustain the point of order as to some or all of the provisions against which the Senator raised the point of order. If the Presiding Officer so sustains the point of order as to some of the provisions (including provisions of an amendment, motion, or conference report) against which the Senator raised the point of order, then only those provisions (including provision of an amendment, motion, or conference report) against which the Presiding Officer sustains the point of order shall be deemed stricken pursuant to this section. Before the Presiding Officer rules on such a point of order, any Senator may move to waive such a point of order as it applies to some or all of the provisions against which the point of order was raised. Such a motion to waive is amendable in accordance with rules and precedents of the Senate. After the Presiding Officer rules on such a point of order, any Senator may appeal the ruling of the Presiding Officer on such a point of order as it applies to some or all of the provisions on which the Presiding Officer ruled.

(f) FORM OF THE POINT OF ORDER.—When the Senate is considering a conference report on, or an amendment between the Houses in relation to, a bill, upon a point of order being made by any Senator pursuant to this section, and such point of order being sustained, such material contained in such conference report or amendment shall be deemed stricken, and the Senate shall proceed to consider the question of whether the Senate shall recede from its amendment and concur with a further amendment, or concur in the House amendment with a further amendment, as the case may be, which further amendment shall consist of only that portion of the conference report or House amendment, as the case may be, not so stricken. Any such motion shall be debatable. In any case in which such point of order is sustained against a conference report (or Senate amendment derived from such conference report by operation of this subsection), no further amendment shall be in order.

(g) EFFECTIVENESS.—This section shall not apply to—

(1) legislation making supplemental appropriations for fiscal year 2007; and

(2) any provision constituting a change in a mandatory program in appropriations legislation if such provision has been enacted in each of the 3 fiscal years prior to the budget year.

**SEC. 210. COMPLIANCE WITH SECTION 13301 OF THE BUDGET ENFORCEMENT ACT OF 1990.**

(a) IN GENERAL.—In the House and the Senate, notwithstanding section 302(a)(1) of the Congressional Budget Act of 1974 and section 13301 of the Budget Enforcement Act of 1990, the joint explanatory statement accompanying the conference report on any concurrent resolution on the budget shall include in its allocation under section 302(a) of the Congressional Budget Act of 1974 to the Committee on Appropriations amounts for the discretionary administrative expenses of the Social Security Administration.

(b) SPECIAL RULE.—In the House, for purposes of applying section 302(f) of the Congressional Budget Act of 1974, estimates of the level of total new budget authority and total outlays provided by a measure shall include any discretionary amounts provided for the Social Security Administration.

**SEC. 211. APPLICATION AND EFFECT OF CHANGES IN ALLOCATIONS AND AGGREGATES.**

(a) APPLICATION.—Any adjustments of allocations and aggregates made pursuant to this resolution shall—

(1) apply while that measure is under consideration;

(2) take effect upon the enactment of that measure; and

(3) be published in the Congressional Record as soon as practicable.

(b) EFFECT OF CHANGED ALLOCATIONS AND AGGREGATES.—Revised allocations and aggregates resulting from these adjustments shall be considered for the purposes of the Congressional Budget Act of 1974 as allocations and aggregates contained in this resolution.

(c) BUDGET COMMITTEE DETERMINATIONS.—For purposes of this resolution the levels of new budget authority, outlays, direct spending, new entitlement authority, revenues, deficits, and surpluses for a fiscal year or period of fiscal years shall be determined on the basis of estimates made by the appropriate Committee on the Budget.

**SEC. 212. ADJUSTMENTS TO REFLECT CHANGES IN CONCEPTS AND DEFINITIONS.**

Upon the enactment of a bill or joint resolution providing for a change in concepts or definitions, the Chairman of the appropriate Committee on the Budget may make adjustments to the levels and allocations in this resolution in accordance with section 251(b) of the Balanced Budget and Emergency Deficit Control Act of 1985 (as in effect prior to September 30, 2002).

**SEC. 213. EXERCISE OF RULEMAKING POWERS.**

Congress adopts the provisions of this title—

(1) as an exercise of the rulemaking power of the Senate and House of Representatives, respectively, and as such they shall be considered as part of the rules of each House or of that House to which they specifically apply, and such rules shall supersede other rules only to the extent that they are inconsistent with such other rules; and

(2) with full recognition of the constitutional right of either the Senate or House of Representatives to change those rules (insofar as they relate to that House) at any time, in the same manner, and to the same extent as is the case of any other rule of the Senate or House of Representatives.

**TITLE III—RESERVE FUNDS****SEC. 301. DEFICIT-NEUTRAL RESERVE FUND FOR SCHIP LEGISLATION.**

(a) SENATE.—

(1) PRIORITY.—The Senate establishes the following priorities and makes the following findings:

(A) The Senate shall make the enactment of legislation to reauthorize the State Children's Health Insurance Program (SCHIP) a top priority for the remainder of fiscal year 2007, during the first session of the 110th Congress.



(B) Extending health care coverage to the Nation's vulnerable uninsured children is an urgent priority for the Senate.

(C) SCHIP has proven itself a successful program for covering previously uninsured children.

(D) More than 6 million children are enrolled in this landmark program, which has enjoyed broad bipartisan support in Congress, among our Nation's governors, and within state and local governments.

(E) SCHIP reduces the percentage of children with unmet health care needs.

(F) Since SCHIP was created, enormous progress has been made in reducing disparities in children's coverage rates.

(G) Uninsured children who gain coverage through SCHIP receive more preventive care and their parents report better access to providers and improved communications with their children's doctors.

(H) Congress has a responsibility to reauthorize SCHIP before the expiration of its current authorization.

(2) **RESERVE FUND.**—In the Senate, the Chairman of the Senate Committee on the Budget may revise the allocations, aggregates, and other appropriate levels in this resolution for a bill, joint resolution, amendment, motion, or conference report that provides up to \$50,000,000,000 in outlays over the period of the total of fiscal years 2007 through 2012 for reauthorization of the State Children's Health Insurance Program (SCHIP), if such legislation maintains coverage for those currently enrolled in SCHIP, continues efforts to enroll uninsured children who are already eligible for SCHIP or Medicaid but are not enrolled, or supports States in their efforts to move forward in covering more children, by the amounts provided in that legislation for those purposes, provided that the outlay adjustment shall not exceed \$50,000,000,000 in outlays over the period of the total of fiscal years 2007 through 2012, and provided that such legislation would not increase the deficit over either the period of the total of fiscal years 2007 through 2012 or the period of the total of fiscal years 2007 through 2017.

(b) **HOUSE RESERVE FUND FOR THE STATE CHILDREN'S HEALTH INSURANCE PROGRAM.**—The Chairman of the House Committee on the Budget may revise the allocations of a committee or committees, aggregates, and other appropriate levels for bills, joint resolutions, amendments, or conference reports, which contains matter within the jurisdiction of the Committee on Energy and Commerce that expands coverage and improves children's health through the State Children's Health Insurance Program (SCHIP) under title XXI of the Social Security Act and the program under title XIX of such Act (commonly known as Medicaid) and that increases new budget authority that will result in not more than \$50,000,000,000 in outlays in fiscal years 2007 through 2012, and others which contain offsets so designated for the purpose of this section within the jurisdiction of another committee or committees, if the combined changes would not increase the deficit or decrease the surplus for the total over the period of fiscal years 2007 through 2012 or the period of fiscal years 2007 through 2017.

**SEC. 302. DEFICIT-NEUTRAL RESERVE FUND FOR VETERANS AND WOUNDED SERVICEMEMBERS.**

The Chairman of the appropriate Committee on the Budget may revise the allocations of a committee or committees, aggregates, and other appropriate levels in this resolution for one or more bills, joint resolutions, amendments, motions, or conference reports which—

(1) enhance medical care and disability benefits for wounded or disabled military personnel or veterans, which may include low-vision and blinded veterans;

(2) expand eligibility for Combat-Related Special Compensation to permit additional disabled retirees to receive both disability compensation and retired pay;

(3) eliminate the offset between Survivor Benefit Plan annuities and veterans' dependency and indemnity compensation;

(4) improve disability evaluations of military personnel or veterans to expedite the claims process;

(5) enhance educational benefits of veterans; or

(6) provide for or increase benefits to Filipino veterans of World War II, their survivors and dependents;

by the amounts provided in such legislation for those purposes (or, in the House, that contain offsets so designated for those purposes), provided in the Senate that such legislation would not increase the deficit over either the period of the total of fiscal years 2007 through 2012 or the period of the total of fiscal years 2007 through 2017, and provided further in the House that such legislation would not increase the deficit or decrease the surplus for the total over the period of fiscal years 2007 through 2012 or the period of fiscal years 2007 through 2017.

**SEC. 303. DEFICIT-NEUTRAL RESERVE FUND FOR TAX RELIEF.**

(a) **SENATE.**—In the Senate, the Chairman of the Senate Committee on the Budget may revise the aggregates, allocations, and other appropriate levels in this resolution for one or more bills, joint resolutions, amendments, motions, or conference reports that would provide tax relief, including extensions of expiring tax relief and refundable tax relief, by the amounts provided in that legislation for those purposes, provided that such legislation would not increase the deficit over either the period of the total of fiscal years 2007 through 2012 or the period of the total of fiscal years 2007 through 2017.

(b) **HOUSE.**—

(1) **RESERVE FUND FOR REFORM OF THE ALTERNATIVE MINIMUM TAX.**—The Chairman of the House Committee on the Budget may revise the allocations of a committee or committees, aggregates, and other appropriate levels in this resolution for one or more bills, joint resolutions, amendments, motions, or conference reports that provide for reform of the Internal Revenue Code of 1986 by reducing the tax burden of the alternative minimum tax on middle-income families by the amounts provided in such legislation for that purpose or that contain offsets so designated for that purpose, provided that such legislation would not increase the deficit or decrease the surplus for the total over the period of fiscal years 2007 through 2012 or the period of fiscal years 2007 through 2017.

(2) **RESERVE FUND TO PROVIDE FOR MIDDLE-INCOME TAX RELIEF AND ECONOMIC EQUITY.**—The Chairman of the House Committee on the Budget may revise the allocations of a committee or committees, aggregates, and other appropriate levels in this resolution for one or more bills, joint resolutions, amendments, motions, or conference reports that provide for tax relief for middle-income families and taxpayers and enhanced economic equity, such as extension of the child tax credit, extension of marriage penalty relief, extension of the 10 percent individual income tax bracket, modification of the Alternative Minimum Tax, elimination of estate taxes on all but a minute fraction of estates by reforming and substantially increasing the unified credit, extension of the research and experimentation tax credit, extension of the deduction for State and local sales taxes, and a tax credit for school construction bonds, by the amounts provided in such legislation for those purposes or that contain offsets so designated for those purposes, provided that such legislation would not increase the deficit or decrease the surplus for the total over the period of fiscal years 2007 through 2012 or the period of fiscal years 2007 through 2017.

**SEC. 304. DEFICIT-NEUTRAL RESERVE FUND FOR MEDICARE IMPROVEMENTS.**

(a) **HOUSE.**—The Chairman of the House Committee on the Budget may revise the allocations of a committee or committees, aggregates, and

other appropriate levels in this resolution for one or more bills, joint resolutions, amendments, motions, or conference reports that improve the Medicare program for beneficiaries and protect access to care, through measures such as increasing the reimbursement rate for physicians while protecting beneficiaries from associated premium increases and making improvements to the prescription drug program under part D by the amounts provided in such legislation for those purposes or that contain offsets so designated for those purposes, provided that such legislation would not increase the deficit or decrease the surplus for the total over the period of fiscal years 2007 through 2012 or the period of fiscal years 2007 through 2017.

(b) **SENATE.**—

(1) **PRESCRIPTION DRUGS.**—In the Senate, the Chairman of the Senate Committee on the Budget may revise the aggregates, allocations, and other appropriate levels in this resolution for a bill, joint resolution, amendment, motion, or conference report that repeals the prohibition in section 1860D-11(i)(1) of the Social Security Act (42 U.S.C. 1395w-11(i)(1)) while preserving access to prescription drugs and price competition without requiring a particular formulary or instituting a price structure for reimbursement of covered Part D drugs, provided that such legislation would not increase the deficit over either the period of the total of fiscal years 2007 through 2012 or the period of the total of fiscal years 2007 through 2017, and provided further that any savings from the measure are to be used either to improve the Medicare Part D benefit or for deficit reduction.

(2) **PHYSICIAN PAYMENTS.**—In the Senate, the Chairman of the Senate Committee on the Budget may revise the aggregates, allocations, and other appropriate levels in this resolution for a bill, joint resolution, amendment, motion, or conference report that increases the reimbursement rate for physician services under section 1848(d) of the Social Security Act and that includes financial incentives for physicians to improve the quality and efficiency of items and services furnished to Medicare beneficiaries through the use of consensus-based quality measures, by the amounts provided in such legislation for that purpose, provided that such legislation would not increase the deficit over either the period of the total of fiscal years 2007 through 2012 or the period of the total of fiscal years 2007 through 2017.

(3) **IMPROVEMENTS TO MEDICARE PART D.**—In the Senate, the Chairman of the Senate Committee on the Budget may revise the aggregates, allocations, and other appropriate levels in this resolution for a bill, joint resolution, amendment, motion, or conference report that makes improvements to the prescription drug benefit under Medicare Part D, by the amounts provided in such legislation for that purpose up to \$5,000,000,000, provided that such legislation would not increase the deficit over either the period of the total of fiscal years 2007 through 2012 or the period of the total of fiscal years 2007 through 2017.

(4) **IMPROVING MEDICARE HOSPITAL PAYMENTS.**—In the Senate, the Chairman of the Senate Committee on the Budget may revise the allocations, aggregates, and other appropriate levels in this resolution for a bill, joint resolution, amendment, motion, or conference report that—

(A) includes provisions to reform the area wage index used to adjust payments to hospitals under the Medicare hospital inpatient prospective payment system under section 1886(d) of the Social Security Act (42 U.S.C. 1395ww(d)); and

(B) includes a transition to the reform described in subparagraph (A);

provided that such legislation would not increase the deficit over either the period of the total of fiscal years 2007 through 2012 or the period of the total of fiscal years 2007 through 2017.

(c) **SENATE AND HOUSE DEFICIT-NEUTRAL RESERVE FUND TO ADDRESS PHYSICIAN AND OTHER**

**HEALTH CARE PROVIDER SHORTAGES.**—The Chairman of the appropriate Committee on the Budget may revise the allocations of a committee or committees, aggregates, and other appropriate levels in this resolution for one or more bills, joint resolutions, amendments, motions, or conference reports that encourage physicians to train in primary care residencies and attract more physicians and other health care providers to States that face a shortage of health care providers by the amounts provided in such legislation for those purposes (or, in the House, that contain offsets so designated for those purposes), provided in the Senate that such legislation would not increase the deficit over either the period of the total of fiscal years 2007 through 2012 or the period of the total of fiscal years 2007 through 2017, and provided further in the House that such legislation would not increase the deficit or decrease the surplus for the total over the period of fiscal years 2007 through 2012 or the period of fiscal years 2007 through 2017.

**SEC. 305. DEFICIT NEUTRAL RESERVE FUNDS FOR HEALTH CARE QUALITY, EFFECTIVENESS, EFFICIENCY, AND TRANSPARENCY.**

(a) **HEALTH INFORMATION TECHNOLOGY.**—

(1) The Chairman of the appropriate Committee on the Budget may revise the allocations of a committee or committees, aggregates, and other appropriate levels in this resolution for one or more bills, joint resolutions, amendments, motions, or conference reports that provide incentives or other support for adoption of modern information technology to improve quality and protect privacy in health care, by the amounts provided in such legislation for that purpose (or, in the House, that contain offsets so designated for that purpose), provided in the Senate that such legislation would not increase the deficit over either the period of the total of fiscal years 2007 through 2012 or the period of the total of fiscal years 2007 through 2017, and provided further in the House that such legislation would not increase the deficit or decrease the surplus for the total over the period of fiscal years 2007 through 2012 or the period of fiscal years 2007 through 2017.

(2) The Chairman of the appropriate Committee on the Budget may revise the allocations of a committee or committees, aggregates, and other appropriate levels in this resolution for one or more bills, joint resolutions, amendments, motions, or conference reports that provide incentives for Medicare providers or suppliers to comply with, where available and medically appropriate, clinical protocols identified as best practices, by the amounts provided in such legislation for that purpose (or, in the House, that contain offsets so designated for that purpose), provided in the Senate that such legislation would not increase the deficit over either the period of the total of fiscal years 2007 through 2012 or the period of the total of fiscal years 2007 through 2017, and provided further in the House that such legislation would not increase the deficit or decrease the surplus for the total over the period of fiscal years 2007 through 2012 or the period of fiscal years 2007 through 2017.

(b) **COMPARATIVE EFFECTIVENESS RESEARCH.**—The Chairman of the appropriate Committee on the Budget may revise the allocations of a committee or committees, aggregates, and other appropriate levels in this resolution for one or more bills, joint resolutions, amendments, motions, or conference reports that establish a new Federal or public-private initiative for comparative effectiveness research, by the amounts provided in such legislation for that purpose (or, in the House, that contain offsets so designated for that purpose), provided in the Senate that such legislation would not increase the deficit over either the period of the total of fiscal years 2007 through 2012 or the period of the total of fiscal years 2007 through 2017, and provided further in the House that such legislation would not increase the deficit or decrease the surplus for the total over the period of fiscal years 2007 through

2012 or the period of fiscal years 2007 through 2017.

(c) **IMPROVING THE HEALTH CARE SYSTEM.**—In the Senate, the Chairman of the Senate Committee on the Budget may revise the allocations, aggregates, and other levels in this resolution for a bill, joint resolution, motion, amendment, or conference report that—

(1) creates a framework and parameters for the use of Medicare data for the purpose of conducting research, public reporting, and other activities to evaluate health care safety, effectiveness, efficiency, quality, and resource utilization in Federal programs and the private health care system; and

(2) includes provisions to protect beneficiary privacy and to prevent disclosure of proprietary or trade secret information with respect to the transfer and use of such data;

provided that such legislation would not increase the deficit over either the period of the total of fiscal years 2007 through 2012 or the period of the total of fiscal years 2007 through 2017.

**SEC. 306. DEFICIT-NEUTRAL RESERVE FUND FOR HIGHER EDUCATION.**

(a) **SENATE.**—In the Senate, the Chairman of the Senate Committee on the Budget may revise the aggregates, allocations, and other appropriate levels in this resolution for one or more bills, joint resolutions, amendments, motions, or conference reports that would make higher education more accessible and more affordable, which may include tax benefits, by the amounts provided in such legislation for that purpose, provided that such legislation would not increase the deficit over either the period of the total of fiscal years 2007 through 2012 or the period of the total of fiscal years 2007 through 2017.

(b) **HOUSE.**—The Chairman of the House Committee on the Budget may revise the allocations of a committee or committees, aggregates, and other appropriate levels in this resolution for one or more bills, joint resolutions, amendments, motions, or conference reports that make college more affordable through reforms to the Higher Education Act of 1965 or other legislation by the amounts provided in such legislation for that purpose or that contain offsets so designated for that purpose, provided that such legislation would not increase the deficit or decrease the surplus for the total over the period of fiscal years 2007 through 2012 or the period of fiscal years 2007 through 2017.

**SEC. 307. DEFICIT-NEUTRAL RESERVE FUND FOR THE FARM BILL.**

(a) **SENATE.**—The Chairman of the Senate Committee on the Budget may revise the allocations, aggregates, and other appropriate levels in this resolution for one or more bills, joint resolutions, amendments, motions, or conference reports that provide for the reauthorization of the programs of the Food Security and Rural Investment Act of 2002 or prior Acts, authorize similar or related programs, provide for revenue changes, or any combination of the preceding purposes, by the amounts provided in such legislation for those purposes up to \$20,000,000,000 over the period of the total of fiscal years 2007 through 2012, provided that such legislation would not increase the deficit over either the period of the total of fiscal years 2007 through 2012 or the period of the total of fiscal years 2007 through 2017.

(b) **HOUSE.**—The Chairman of the House Committee on the Budget may revise the allocations of a committee or committees, aggregates, and other appropriate levels in this resolution for one or more bills, joint resolutions, amendments, motions, or conference reports that provide for the reauthorization of the programs of the Food Security and Rural Investment Act of 2002 or prior Acts, authorize similar or related programs, or both, by the amounts provided in such legislation for those purposes or that contain offsets so designated for those purposes up to \$20,000,000,000 for the total over the period of

fiscal years 2007 through 2012, provided that such legislation would not increase the deficit or decrease the surplus for the total over the period of fiscal years 2007 through 2012 or the period of fiscal years 2007 through 2017.

**SEC. 308. DEFICIT-NEUTRAL RESERVE FUND FOR ENERGY LEGISLATION.**

(a) **SENATE.**—In the Senate, the Chairman of the Senate Committee on the Budget may revise the allocations, aggregates, and other appropriate levels and limits in this resolution for one or more bills, joint resolutions, amendments, motions, or conference reports that would reduce our Nation's dependence on foreign sources of energy, expand production and use of clean alternative fuels and alternative fuel vehicles, promote renewable energy development, improve electricity transmission, encourage responsible development of domestic oil and natural gas resources, or reward conservation and efficiency, by the amounts provided in that legislation for those purposes, provided that such legislation would not increase the deficit over either the period of the total of fiscal years 2007 through 2012 or the period of the total of fiscal years 2007 through 2017. The legislation may include tax legislation such as a proposal to extend energy tax incentives like the production tax credit for electricity produced from renewable resources, the Clean Renewable Energy Bond program, or provisions to encourage energy efficient buildings, products, and power plants.

(b) **HOUSE.**—

(1) The Chairman of the House Committee on the Budget shall revise the allocations of a committee or committees, aggregates, and other appropriate levels in this resolution for one or more bills, joint resolutions, amendments, motions, or conference reports that fulfill the purposes of section 301(a) of H.R. 6, the Clean Energy Act of 2007 by the amounts provided in such legislation for those purposes or that contain offsets so designated for those purposes, provided that such legislation would not increase the deficit or decrease the surplus for the total over the period of fiscal years 2007 through 2012 or the period of fiscal years 2007 through 2017.

(2) The Chairman of the House Committee on the Budget shall revise the allocations provided for under section 302(a) of the Congressional Budget Act of 1974 to the Committee on Appropriations to the extent that any bills, joint resolutions, amendments, motions, or conference reports provide budget authority for purposes set forth in section 301(a) of H.R. 6 in excess of the amounts provided for those purposes in fiscal year 2007. Any adjustments made under this paragraph shall not include revenues attributable to changes in the Internal Revenue Code of 1986 and shall not exceed the receipts estimated by the Congressional Budget Office that are attributable to H.R. 6 for the year in which the adjustments are made.

**SEC. 309. DEFICIT-NEUTRAL RESERVE FUND FOR COUNTY PAYMENTS LEGISLATION.**

The Chairman of the appropriate Committee on the Budget may revise the allocations of a committee or committees, aggregates, and other appropriate levels and limits in this resolution for one or more bills, joint resolutions, amendments, motions, or conference reports that provide for the reauthorization of the Secure Rural Schools and Community Self-Determination Act of 2000 (Public Law 106-393), make changes to the Payments in Lieu of Taxes Act of 1976 (Public Law 94-565), or both, by the amounts provided by that legislation for those purposes (or, in the House, that contain offsets so designated for those purposes), provided in the Senate that such legislation would not increase the deficit over either the period of the total of fiscal years 2007 through 2012 or the period of the total of fiscal years 2007 through 2017, and provided further in the House that such legislation would not increase the deficit or decrease the surplus for the total over the period of fiscal years 2007 through 2012 or the period of fiscal years 2007 through 2017.

**SEC. 310. DEFICIT-NEUTRAL RESERVE FUND FOR TERRORISM RISK INSURANCE REAUTHORIZATION.**

The Chairman of the appropriate Committee on the Budget may revise the allocations of a committee or committees, aggregates, and other levels in this resolution for one or more bills, joint resolutions, amendments, motions, or conference reports that provide for a continued Federal role in ensuring the availability of terrorism insurance after the expiration of the Terrorism Risk Insurance Extension Act, by the amounts provided in such legislation for that purpose (or, in the House, that contain offsets so designated for that purpose), provided in the Senate that such legislation would not increase the deficit over either the period of the total of fiscal years 2007 through 2012 or the period of the total of fiscal years 2007 through 2017, and provided further in the House that such legislation would not increase the deficit or decrease the surplus for the total over the period of fiscal years 2007 through 2012 or the period of fiscal years 2007 through 2017.

**SEC. 311. DEFICIT-NEUTRAL RESERVE FUND FOR AFFORDABLE HOUSING.**

The Chairman of the appropriate Committee on the Budget may revise the allocations of a committee or committees, aggregates, and other levels in this resolution for one or more bills, joint resolutions, amendments, motions, or conference reports that would establish an affordable housing fund financed by the housing government sponsored enterprises, by the amounts provided in such legislation for that purpose (or, in the House, that contain offsets so designated for that purpose), provided in the Senate that such legislation would not increase the deficit over either the period of the total of fiscal years 2007 through 2012 or the period of the total of fiscal years 2007 through 2017, and provided further in the House that such legislation would not increase the deficit or decrease the surplus for the total over the period of fiscal years 2007 through 2012 or the period of fiscal years 2007 through 2017.

**SEC. 312. DEFICIT-NEUTRAL RESERVE FUND FOR RECEIPTS FROM BONNEVILLE POWER ADMINISTRATION.**

The Chairman of the appropriate Committee on the Budget may adjust the allocations of a committee or committees, aggregates, and other appropriate levels and limits in this resolution for one or more bills, joint resolutions, amendments, motions, or conference reports that prohibit the Bonneville Power Administration from making early payments on its Federal Bond Debt to the United States Treasury, by the amounts provided by that legislation for that purpose (or, in the House, that contain offsets so designated for that purpose), provided in the Senate that such legislation would not increase the deficit over either the period of the total of fiscal years 2007 through 2012 or the period of the total of fiscal years 2007 through 2017, and provided further in the House that such legislation would not increase the deficit or decrease the surplus for the total over the period of fiscal years 2007 through 2012 or the period of fiscal years 2007 through 2017.

**SEC. 313. DEFICIT-NEUTRAL RESERVE FUND FOR INDIAN CLAIMS SETTLEMENT.**

The Chairman of the appropriate Committee on the Budget may revise the allocations of a committee or committees, aggregates, and other appropriate levels in this resolution for one or more bills, joint resolutions, amendments, motions, or conference reports that—

(1) create an Indian claims settlement fund for trust accounting and management deficiencies related to Individual Indian Moneys and assets; and

(2) extinguish all claims arising before the date of enactment for losses resulting from accounting errors, mismanagement of assets, or interest owed in connection with Individual Indian Moneys accounts;

by the amounts provided in such legislation for those purposes up to \$8,000,000,000 (or, in the

House, that contain offsets so designated for those purposes), provided in the Senate that such legislation would not increase the deficit over either the period of the total of fiscal years 2007 through 2012 or the period of the total of fiscal years 2007 through 2017, and provided further in the House that such legislation would not increase the deficit or decrease the surplus for the total over the period of fiscal years 2007 through 2012 or the period of fiscal years 2007 through 2017.

**SEC. 314. DEFICIT-NEUTRAL RESERVE FUND FOR IMPROVEMENTS IN HEALTH.**

(a) HEALTH INSURANCE COVERAGE.—The Chairman of the appropriate Committee on the Budget may revise the allocations of a committee or committees, aggregates, and other appropriate levels in this resolution for one or more bills, joint resolutions, amendments, motions, or conference reports that make health insurance coverage more affordable or available to small businesses and their employees, through pooling arrangements that provide appropriate consumer protections, by the amounts provided in such legislation for that purpose (or, in the House, that contain offsets so designated for that purpose), provided in the Senate that such legislation would not increase the deficit over either the period of the total of fiscal years 2007 through 2012 or the period of the total of fiscal years 2007 through 2017, and provided further in the House that such legislation would not increase the deficit or decrease the surplus for the total over the period of fiscal years 2007 through 2012 or the period of fiscal years 2007 through 2017.

(b) HEALTH COVERAGE.—If a SCHIP reauthorization bill is enacted, then the Chairman of the appropriate Committee on the Budget may revise the allocations of a committee or committees, aggregates, and other appropriate levels in this resolution for one or more bills, joint resolutions, amendments, motions, or conference reports to improve health care, and provide quality health insurance for the uninsured and underinsured, and protect individuals with current health coverage, by the amounts provided in that legislation for that purpose (or, in the House, that contain offsets so designated for that purpose), provided in the Senate that such legislation would not increase the deficit over either the period of the total of fiscal years 2007 through 2012 or the period of the total of fiscal years 2007 through 2017, and provided further in the House that such legislation would not increase the deficit or decrease the surplus for the total over the period of fiscal years 2007 through 2012 or the period of fiscal years 2007 through 2017.

(c) LONG-TERM CARE.—The Chairman of the appropriate Committee on the Budget may revise the allocations of a committee or committees, aggregates, and other levels in this resolution for one or more bills, joint resolutions, amendments, motions, or conference reports that would improve long-term care, enhance the safety and dignity of patients, encourage appropriate use of institutional and community-based care, promote quality care, or provide for the cost-effective use of public resources, by the amounts provided in such legislation for that purpose (or, in the House, that contain offsets so designated for that purpose), provided in the Senate that such legislation would not increase the deficit over either the period of the total of fiscal years 2007 through 2012 or the period of the total of fiscal years 2007 through 2017, and provided further in the House that such legislation would not increase the deficit or decrease the surplus for the total over the period of fiscal years 2007 through 2012 or the period of fiscal years 2007 through 2017.

(d) MENTAL HEALTH PARITY.—The Chairman of the appropriate Committee on the Budget may revise the allocations of a committee or committees, aggregates, and other appropriate levels in this resolution for one or more bills, joint resolutions, amendments, motions, or con-

ference reports that would provide parity between health insurance coverage of mental health benefits and benefits for medical and surgical services, including parity in public programs, by the amounts provided in such legislation for that purpose (or, in the House, that contain offsets so designated for that purpose), provided in the Senate that such legislation would not increase the deficit over either the period of the total of fiscal years 2007 through 2012 or the period of the total of fiscal years 2007 through 2017, and provided further in the House that such legislation would not increase the deficit or decrease the surplus for the total over the period of fiscal years 2007 through 2012 or the period of fiscal years 2007 through 2017.

**SEC. 315. DEFICIT-NEUTRAL RESERVE FUND FOR CHILD CARE.**

The Chairman of the appropriate Committee on the Budget may revise the allocations of a committee or committees, aggregates, and other appropriate levels in this resolution for one or more bills, joint resolutions, amendments, motions, or conference reports that provide up to \$5,000,000,000 for the child care entitlement to States, by the amounts provided by such legislation for that purpose (or, in the House, that contain offsets so designated for that purpose), provided in the Senate that such legislation would not increase the deficit over either the period of the total of fiscal years 2007 through 2012 or the period of the total of fiscal years 2007 through 2017, and provided further in the House that such legislation would not increase the deficit or decrease the surplus for the total over the period of fiscal years 2007 through 2012 or the period of fiscal years 2007 through 2017.

**SEC. 316. DEFICIT-NEUTRAL RESERVE FUND FOR IMMIGRATION REFORM IN THE SENATE.**

The Chairman of the Senate Committee on the Budget may revise the allocations of a committee or committees, aggregates, and other levels in this resolution for one or more bills, joint resolutions, amendments, motions, or conference reports that provide for immigration reform by the amounts provided in such legislation for those purposes, provided that such legislation would not increase the deficit over either the period of the total of fiscal years 2007 through 2012 or the period of the total of fiscal years 2007 through 2017.

**SEC. 317. DEFICIT-REDUCTION RESERVE FUND.**

(a) REDUCTION OF IMPROPER PAYMENTS.—The Chairman of the appropriate Committee on the Budget may revise the allocations of a committee or committees, aggregates, and other appropriate levels and limits in this resolution upon enactment of legislation that achieves savings by eliminating or reducing improper payments made by agencies reporting improper payments estimates under the Improper Payments Information Act of 2002 and uses such savings to reduce the deficit (or, in the House, that contain offsets so designated for that purpose), provided in the Senate that such legislation would not increase the deficit over either the period of the total of fiscal years 2007 through 2012 or the period of the total of fiscal years 2007 through 2017, and provided further in the House that such legislation would not increase the deficit or decrease the surplus for the total over the period of fiscal years 2007 through 2012 or the period of fiscal years 2007 through 2017.

(b) INCREASED USE OF RECOVERY AUDITS.—The Chairman of the appropriate Committee on the Budget may revise the allocations of a committee or committees, aggregates, and other appropriate levels and limits in this resolution upon enactment of legislation that achieves savings by requiring that agencies increase their use of the recovery audits authorized by the Erroneous Payments Recovery Act of 2001 (section 831 of the National Defense Authorization Act for fiscal year 2002) and uses such savings to reduce the deficit (or, in the House, that contain offsets so designated for that purpose), provided in the Senate that such legislation would not increase the deficit over either the period of the

total of fiscal years 2007 through 2012 or the period of the total of fiscal years 2007 through 2017, and provided further in the House that such legislation would not increase the deficit or decrease the surplus for the total over the period of fiscal years 2007 through 2012 or the period of fiscal years 2007 through 2017.

**SEC. 318. DEFICIT-NEUTRAL RESERVE FUND FOR MANUFACTURING INITIATIVES IN THE SENATE.**

In the Senate, the Chairman of the Senate Committee on the Budget may revise the allocations, aggregates, and other appropriate levels in this resolution for one or more bills, joint resolutions, amendments, motions, or conference reports, including tax legislation, that would revitalize the United States domestic manufacturing sector by increasing Federal research and development, by expanding the scope and effectiveness of manufacturing programs across the Federal government, by increasing support for development of alternative fuels and leap-ahead automotive and energy technologies, and by establishing tax incentives to encourage the continued production in the United States of advanced technologies and the infrastructure to support such technologies, by the amounts provided in that legislation for those purposes, provided that such legislation would not increase the deficit over either the period of the total of fiscal years 2007 through 2012 or the period of the total of fiscal years 2007 through 2017.

**SEC. 319. DEFICIT-NEUTRAL RESERVE FUND FOR THE FOOD AND DRUG ADMINISTRATION IN THE SENATE.**

(a) **REGULATION.**—In the Senate, the Chairman of the Senate Committee on the Budget may revise the allocations, aggregates, and other appropriate levels in this resolution for a bill, joint resolution, motion, amendment, or conference report that authorizes the Food and Drug Administration to regulate products and assess user fees on manufacturers and importers of those products to cover the cost of the Food and Drug Administration's regulatory activities, by the amounts provided in that legislation for those purposes, provided that such legislation would not increase the deficit over either the period of the total of fiscal years 2007 through 2012 or the period of the total of fiscal years 2007 through 2017.

(b) **DRUG IMPORTATION.**—In the Senate, the Chairman of the Senate Committee on the Budget may revise the aggregates, allocations, and other levels in this resolution for a bill, joint resolution, motion, amendment, or conference report that permits the safe importation of prescription drugs approved by the Food and Drug Administration from a specified list of countries, by the amounts provided in such legislation for that purpose, provided that such legislation would not increase the deficit over either the period of the total of fiscal years 2007 through 2012 or the period of the total of fiscal years 2007 through 2017.

**SEC. 320. DEFICIT-NEUTRAL RESERVE FUND FOR MEDICAID.**

(a) **DELAY OF RULE.**—The Chairman of the appropriate Committee on the Budget may revise the allocations, aggregates, and other appropriate levels in this resolution for a bill, joint resolution, amendment, motion, or conference report that provides for a delay in the implementation of the proposed rule published on January 18, 2007, on pages 2236 through 2248 of volume 72, Federal Register (relating to parts 433, 447, and 457 of title 42, Code of Federal Regulations) or any other rule that would affect the Medicaid program or SCHIP in a similar manner, or place restrictions on coverage of or payment for graduate medical education, rehabilitation services, or school-based administration, transportation, or medical services under title XIX of the Social Security Act by the amounts provided in that legislation for that purpose (or, in the House, that contain offsets so designated for that purpose), provided in the Senate that such legislation would not increase the deficit

over either the total of the period of fiscal years 2007 through 2012 or the total of the period of fiscal years 2007 through 2017, and provided further in the House that such legislation would not increase the deficit or decrease the surplus for the total over the period of fiscal years 2007 through 2012 or the period of fiscal years 2007 through 2017.

(b) **DEMONSTRATION PROJECT REGARDING MEDICAID COVERAGE OF LOW-INCOME HIV-INFECTED INDIVIDUALS.**—The Chairman of the appropriate Committee on the Budget may revise the allocations, aggregates, and other appropriate levels in this resolution for a bill, joint resolution, amendment, motion, or conference report that provides for a demonstration project under which a State may apply under section 1115 of the Social Security Act (42 U.S.C. 1315) to provide medical assistance under a State Medicaid program to HIV-infected individuals who are not eligible for medical assistance under such program under section 1902(a)(10)(A)(I) of the Social Security Act (42 U.S.C. 1396a(a)(10)(A)(I)), by the amounts provided in that legislation for those purposes up to \$500,000,000 (or, in the House, that contain offsets so designated for those purposes), provided in the Senate that such legislation would not increase the deficit over either the total of the period of fiscal years 2007 through 2012 or the total of the period of fiscal years 2007 through 2017, and provided further in the House that such legislation would not increase the deficit or decrease the surplus for the total over the period of fiscal years 2007 through 2012 or the period of fiscal years 2007 through 2017.

(c) **TRANSITIONAL MEDICAL ASSISTANCE.**—The Chairman of the appropriate Committee on the Budget may revise the allocations of a committee or committees, aggregates, and other appropriate levels in this resolution for one or more bills, joint resolutions, amendments, motions or conference reports that extend the Transitional Medical Assistance program, included in title XIX of the Social Security Act, by the amounts provided in such legislation for that purpose (or, in the House, that contain offsets so designated for that purpose), provided in the Senate that such legislation would not increase the deficit over either the total of the period of fiscal years 2007 through 2012 or the total of the period of fiscal years 2007 through 2017, and provided further in the House that such legislation would not increase the deficit or decrease the surplus for the total over the period of fiscal years 2007 through 2012 or the period of fiscal years 2007 through 2017.

**SEC. 321. RESERVE FUND ADJUSTMENT FOR REVENUE MEASURES IN THE HOUSE.**

In the House, for the duration of the 110th Congress with respect to consideration of any bill, joint resolution, amendment, motion, or conference report that would decrease total revenues for the single period comprising the budget year and the following 4 fiscal years below the Congressional Budget Office baseline for the most recent concurrent resolution on the budget, the Chairman of the House Committee on the Budget shall increase the revenue aggregates by \$179,816,000,000 for the total over the period of fiscal years 2008 through 2012, if the Chairman determines that such legislation does not contain a provision consistent with the provision set forth in the joint explanatory statement of managers accompanying this concurrent resolution. The Chairman may readjust such levels upon disposition of any measure in violation of this section.

**SEC. 322. DEFICIT-NEUTRAL RESERVE FUND FOR SAN JOAQUIN RIVER RESTORATION AND NAVAJO NATION WATER RIGHTS SETTLEMENTS.**

The Chairman of the appropriate Committee on the Budget may revise the allocations of a committee or committees, aggregates, and other appropriate levels in this resolution for one or more bills, joint resolutions, amendments, motions, or conference reports that would fulfill the purposes of the San Joaquin River Restora-

tion Settlement Act, implement a Navajo Nation water rights settlement as authorized by the Northwestern New Mexico Rural Water Projects Act, or both, by the amounts provided by that legislation for those purposes (or, in the House, that contain offsets so designated for those purposes), provided in the Senate that such legislation would not increase the deficit over either the period of the total of fiscal years 2007 through 2012 or the period of the total of fiscal years 2007 through 2017, and provided further in the House that such legislation would not increase the deficit or decrease the surplus for the total over the period of fiscal years 2007 through 2012 or the period of fiscal years 2007 through 2017.

**SEC. 323. DEFICIT-NEUTRAL RESERVE FUND FOR SELECTED TAX RELIEF POLICIES IN THE SENATE.**

The Chairman of the Senate Committee on the Budget may revise the aggregates, allocations, and other appropriate levels in this resolution for one or more bills, joint resolutions, amendments, motions, or conference reports that would provide tax relief by extending the State and local sales tax deduction, extending enhanced charitable giving from individual retirement accounts, reauthorizing the new markets tax credit under section 45D of the Internal Revenue Code of 1986, or extending and increasing the above-the-line deduction for teacher classroom supplies and expanding it to include qualified professional development expenses, by the amounts provided in that legislation for those purposes, provided that such legislation would not increase the deficit over either the period of the total of fiscal years 2007 through 2012 or the period of the total of fiscal years 2007 through 2017.

**TITLE IV—POLICY**

**SEC. 401. POLICY ON MIDDLE-INCOME TAX RELIEF.**

(a) **IN THE HOUSE.**—

(1) **IN GENERAL.**—It is the policy of the House to minimize fiscal burdens on middle-income families and their children and grandchildren. It is the policy of the House to provide immediate relief for the tens of millions of middle-income households who would otherwise be subject to the Alternative Minimum Tax under current law. Furthermore, it is the policy of the House to support extension of middle-income tax relief and enhanced economic equity through policies such as—

- (A) extension of the child tax credit;
- (B) extension of marriage penalty relief;
- (C) extension of the 10 percent individual income tax bracket;
- (D) elimination of estate taxes on all but a minute fraction of estates by reforming and substantially increasing the unified tax credit;
- (E) extension of the research and experimentation tax credit;
- (F) extension of the deduction for State and local sales taxes;
- (G) extension of the deduction for small business expensing; and
- (H) enactment of a tax credit for school construction bonds.

(2) **OTHER MATTERS.**—The House assumes the cost of enacting such policies is offset by reforms within the Internal Revenue Code of 1986 that promote economic efficiency, higher rates of tax compliance to close the “tax gap”, and reduced taxpayer burdens through tax simplification.

(b) **IN THE SENATE.**—

(1) **IN GENERAL.**—The Senate adopted by a vote of 97 to 1 an amendment to S.Con.Res. 21 as reported by the Senate Committee on the Budget which, with regard to tax relief, reduced the revenue aggregates by \$179,816,000,000 to provide for—

- (A) extension of the child tax credit;
- (B) extension of marriage penalty relief;
- (C) extension of the 10 percent individual income tax bracket;
- (D) reform of the estate tax to protect small businesses and family farms;

(E) extension of the adoption tax credit;

(F) extension of the dependent care tax credit;

(G) extension of the treatment of combat pay for purposes of determining the Earned Income Tax Credit; and

(H) other, unspecified tax relief.

(2) **POLICY.**—It is the policy of the Senate that this resolution supports both the enactment of the policies listed in paragraph (1) and the Senate pay-as-you-go rule in section 201, and that any additional revenues needed to meet the Senate's tax policy goals can be achieved by closing the tax gap, shutting down abusive tax shelters, addressing offshore tax havens, and without raising taxes.

**SEC. 402. POLICY ON DEFENSE PRIORITIES.**

It is the policy of this resolution that—

(1) implementing the recommendation of the National Commission on Terrorist Attacks Upon the United States (commonly referred to as the 9/11 Commission) to adequately fund cooperative threat reduction and nuclear nonproliferation programs should receive higher priority than the President's budget provides;

(2) TRICARE fees for military retirees under the age of 65 should remain at current levels;

(3) military pay and benefits should be enhanced to improve retention of experienced personnel;

(4) the recommendations of the bipartisan "Walter Reed Commission" (the President's Commission on Care for America's Returning Wounded Warriors) and other United States Government investigations into military healthcare facilities and services should be funded;

(5) higher priority defense needs could be addressed by funding missile defense at an adequate but lower level, not providing funding for development of space-based missile defense interceptors, and by restraining excessive cost and schedule growth in defense research, development and procurement programs;

(6) sufficient resources should be provided for the Department of Defense to do a more careful job of addressing as many as possible of the 1,378 unimplemented recommendations made by the Government Accountability Office over the last 6 years to improve practices at the Department of Defense, including investigation of the billions of dollars of obligations, disbursements and overcharges for which the Department of Defense cannot account; and

(7) savings from the actions recommended in paragraphs (5) and (6) of this section should be used to fund the priorities identified in paragraphs (1) through (4) in this section.

**SEC. 403. POLICY ON COLLEGE AFFORDABILITY.**

It is the policy of this resolution that nothing in this resolution should be construed to reduce any assistance that makes college more affordable for students, including but not limited to assistance to student aid programs run by non-profit state agencies.

**TITLE V—SENSE OF THE HOUSE AND SENSE OF CONGRESS**

**SEC. 501. SENSE OF CONGRESS ON SERVICEMEMBERS' AND VETERANS' HEALTH CARE AND OTHER PRIORITIES.**

It is the sense of Congress that—

(1) Congress supports excellent health care for current and former members of the United States Armed Services, who have served well and honorably and have made significant sacrifices for this Nation;

(2) this resolution provides \$43,125,000,000 in discretionary budget authority for 2008 for Function 700 (Veterans Benefits and Services), including veterans' health care, which is \$6,663,000,000 more than the 2007 level, \$5,474,000,000 more than the Congressional Budget Office's baseline level for 2008, and \$3,576,000,000 more than the President's budget for 2008;

(3) this resolution provides funding to implement, in part, recommendations of the bipartisan "Walter Reed Commission" (the Presi-

dent's Commission on Care for America's Returning Wounded Warriors) and other United States Government investigations into military and veterans health care facilities and services;

(4) this resolution assumes the rejection of the enrollment fees and co-payment increases in the President's budget;

(5) this resolution provides additional funding above the President's inadequate budget levels for the Department of Veterans Affairs to research and treat veterans' mental health, post-traumatic stress disorder, and traumatic brain and spinal cord injuries; and

(6) this resolution provides additional funding above the President's inadequate budget levels for the Department of Veterans Affairs to improve the speed and accuracy of its processing of disability compensation claims, including funding to hire additional personnel above the President's requested level.

**SEC. 502. SENSE OF CONGRESS ON THE INNOVATION AGENDA: A COMMITMENT TO COMPETITIVENESS TO KEEP AMERICA #1.**

(a) It is the sense of Congress to provide sufficient funding that our Nation may continue to be the world leader in education, innovation and economic growth. This resolution provides substantial increased funding above the President's requested level for 2008, and additional amounts in subsequent years in Function 250 (General Science, Space and Technology) and Function 270 (Energy). Additional increases for scientific research and education are included in Function 500 (Education, Employment, Training, and Social Services), Function 550 (Health), Function 300 (Environment and Natural Resources), Function 350 (Agriculture), Function 400 (Transportation), and Function 370 (Commerce and Housing Credit), all of which receive more funding than the President requested.

(b) America's greatest resource for innovation resides within classrooms across the country. The increased funding provided in this resolution will support important initiatives to educate 100,000 new scientists, engineers, and mathematicians, and place highly qualified teachers in math and science K-12 classrooms.

(c) Independent scientific research provides the foundation for innovation and future technologies. This resolution will put us on the path toward doubling funding for the National Science Foundation, basic research in the physical sciences, and collaborative research partnerships; and toward achieving energy independence through the development of clean and sustainable alternative energy technologies.

**SEC. 503. SENSE OF CONGRESS ON HOMELAND SECURITY.**

It is the sense of Congress that—

(1) this resolution assumes additional homeland security funding above the President's requested level for 2008 and every subsequent year;

(2) this resolution assumes funding above the President's requested level for 2008, and additional amounts in subsequent years, in the four budget functions: Function 400 (Transportation), Function 450 (Community and Regional Development), Function 550 (Health), and Function 750 (Administration of Justice) that fund most nondefense homeland security activities; and

(3) the homeland security funding provided in this resolution will help to strengthen the security of our Nation's transportation system, particularly our ports where significant security shortfalls still exist and foreign ports, by expanding efforts to identify and scan all high-risk United States-bound cargo, equip, train and support first responders (including enhancing interoperable communications and emergency management), strengthen border patrol, and increase the preparedness of the public health system.

**SEC. 504. SENSE OF CONGRESS REGARDING THE ONGOING NEED TO RESPOND TO HURRICANES KATRINA AND RITA.**

The sense of Congress is as follows:

(1) Critical needs in the Gulf Coast region should be addressed without further delay. The budget resolution creates a reserve fund that would allow for affordable housing that may be used to focus on areas devastated by Hurricanes Katrina and Rita, as well as new funding for additional recovery priorities.

(2) Additional oversight and investigation is needed to ensure that recovery efforts are on track, develop legislation to reform the contracting process, and better prepare for future disasters. Those efforts should be made in close consultation with residents of affected areas. For example, the budget resolution provides additional 2007 funding for the Federal Emergency Management Agency, some of which may be used for this purpose.

**SEC. 505. SENSE OF CONGRESS REGARDING LONG-TERM SUSTAINABILITY OF ENTITLEMENTS.**

(a) **FINDINGS.**—Congress finds the following:

(1) The aging of the United States population is going to put unprecedented pressure on the Nation's retirement and health care systems.

(2) The long-term strength of Social Security would be improved through a fiscally responsible policy of reducing the deficit and paying down the debt that has accumulated since 2001, thus reducing debt service payments and freeing up billions of dollars that can be dedicated to meeting social security's obligations.

(3) A policy of reducing and eventually eliminating the deficit and paying down the debt is a key factor in improving the long-term strength of the economy as a whole, because a lower debt burden frees up resources for productive investments that will result in higher economic growth, provide a higher standard of living for future generations, and enhance the Nation's ability to meet its commitments to its senior citizens.

(4) The most significant factor affecting the Nation's entitlement programs is the rapid increase in health care costs. The projected increasing costs of Medicare and Medicaid are not unique to these programs but rather are part of a pattern of rising costs for the health sector as a whole.

(b) **SENSE OF CONGRESS.**—It is the sense of Congress that the growing cost of entitlements should be addressed in a way that is fiscally responsible and promotes economic growth, that addresses the causes of cost growth in the broader health care system, and that protects beneficiaries without leaving a legacy of debt to future generations.

**SEC. 506. SENSE OF CONGRESS REGARDING THE NEED TO MAINTAIN AND BUILD UPON EFFORTS TO FIGHT HUNGER.**

(a) **FINDINGS.**—Congress finds the following:

(1) More than 35 million individuals (12.4 million of them children) are food insecure, uncertain of having, or unable to acquire enough food. 10.8 million Americans are hungry because of lack of food.

(2) Despite the critical contributions of the Department of Agriculture nutrition programs and particularly the food stamp program that significantly reduced payment error rates while increasing enrollment to partially mitigate the impact of recent increases in the poverty rate, significant need remains.

(3) Nearly 25 million people, including nine million children and three million seniors, sought emergency food assistance from food pantries, soup kitchens, shelters, and local charities last year.

(b) **SENSE OF CONGRESS.**—It is the sense of Congress that the Department of Agriculture programs that help fight hunger should be maintained and that Congress should seize opportunities to enhance those programs to reach people in need and to fight hunger.

**SEC. 507. SENSE OF CONGRESS REGARDING AFFORDABLE HEALTH COVERAGE.**

(a) **FINDINGS.**—Congress finds the following:

(1) More than 46 million Americans, including nine million children, lack health insurance.

People without health insurance are more likely to experience problems getting medical care and to be hospitalized for avoidable health problems.

(2) Most Americans receive health coverage through their employers. A major issue facing all employers is the rising cost of health insurance. Small businesses, which have generated most of the new jobs annually over the last decade, have an especially difficult time affording health coverage, due to higher administrative costs and fewer people over whom to spread the risk of catastrophic costs. Because it is especially costly for small businesses to provide health coverage, their employees make up a large proportion of the nation's uninsured individuals.

(b) SENSE OF CONGRESS.—It is the sense of Congress that legislation consistent with the pay-as-you-go principle should be adopted that makes health insurance more affordable and accessible, with attention to the special needs of small businesses, and that lowers costs and improves the quality of health care by encouraging integration of health information technology tools into the practice of medicine, and promoting improvements in disease management and disease prevention.

**SEC. 508. SENSE OF CONGRESS REGARDING EXTENSION OF THE STATUTORY PAY-AS-YOU-GO RULE.**

It is the sense of Congress that in order to reduce the deficit Congress should extend PAYGO consistent with provisions of the Budget Enforcement Act of 1990.

**SEC. 509. SENSE OF CONGRESS ON LONG-TERM BUDGETING.**

It is the sense of Congress that the determination of the congressional budget for the United States Government and the President's budget request should include consideration of the Financial Report of the United States Government, especially its information regarding the Government's net operating cost, financial position, and long-term liabilities.

**SEC. 510. SENSE OF CONGRESS REGARDING PAY PARITY.**

It is the sense of Congress that rates of compensation for civilian employees of the United States should be adjusted at the same time, and in the same proportion, as are rates of compensation for members of the uniformed services.

**SEC. 511. SENSE OF CONGRESS REGARDING WASTE, FRAUD, AND ABUSE.**

It is the sense of Congress that all committees should examine programs within their jurisdiction to identify wasteful and fraudulent spending. To this end, section 207 of this resolution includes cap adjustments to provide appropriations for 3 programs that accounted for a significant share of improper payments reported by Federal agencies in 2006: Social Security Administration Continuing Disability Reviews, the Medicare/Medicaid Health Care Fraud and Abuse Control Program, and Unemployment Insurance. Section 207 also includes a cap adjustment for the Internal Revenue Service for tax compliance efforts to close the tax gap. In addition, the resolution's deficit-neutral reserve funds require authorizing committees to cut lower-priority and wasteful spending to accommodate higher-priority programs. Finally, section 207 of the resolution directs all committees to review the performance of programs within their jurisdiction and report recommendations annually to the Committees on the Budget as part of the views and estimates process required by section 301(d) of the Congressional Budget Act of 1974.

**SEC. 512. SENSE OF CONGRESS REGARDING THE IMPORTANCE OF CHILD SUPPORT ENFORCEMENT.**

It is the sense of Congress that—  
(1) additional legislative action is needed to ensure that States have the necessary resources to collect all child support that is owed to families and to allow them to pass 100 percent of support on to families without financial penalty; and

(2) when 100 percent of child support payments are passed to the child, rather than administrative expenses, program integrity is improved and child support participation increases.

**SEC. 513. SENSE OF THE HOUSE ON STATE VETERANS CEMETERIES.**

It is the sense of the House that the Federal Government should pay the plot allowance for the interment in a State veterans cemetery of any spouse or eligible child of a veteran, consistent with the pay-as-you-go principle.

**SEC. 514. SENSE OF CONGRESS ON THE STATE CRIMINAL ALIEN ASSISTANCE PROGRAM.**

(a) FINDINGS.—Congress makes the following findings:

(1) Control of illegal immigration is a Federal responsibility.

(2) The State Criminal Alien Assistance Program (referred to in this section as "SCAAP") carried out pursuant to section 241(i) of the Immigration and Nationality Act (8 U.S.C. 1231(i)) provides critical funding to States and localities for reimbursement of costs incurred as a result of housing undocumented criminal aliens.

(3) Congress appropriated \$300,000,000 for SCAAP to reimburse State and local governments for those costs in fiscal year 2004.

(4) Congress appropriated \$305,000,000 for SCAAP to reimburse State and local governments for those costs in fiscal year 2005.

(5) Congress appropriated \$405,000,000 for SCAAP to reimburse State and local governments for those costs in fiscal year 2006.

(6) Congress appropriated \$399,000,000 for SCAAP to reimburse State and local governments for those costs in fiscal year 2007.

(7) Congress has authorized to be appropriated \$950,000,000 to carry out SCAAP for each of the fiscal years 2008 through 2011.

(b) SENSE OF CONGRESS.—It is the sense of Congress that SCAAP funding for fiscal year 2008 should be consistent with the goal of achieving the program's fully authorized level.

**TITLE VI—RECONCILIATION**

**SEC. 601. RECONCILIATION IN THE HOUSE.**

Not later than September 10, 2007, the House Committee on Education and Labor shall report to the House of Representatives changes in laws to reduce the deficit by \$750,000,000 for the period of fiscal years 2007 through 2012.

**SEC. 602. DEFICIT REDUCTION RECONCILIATION INSTRUCTION IN THE SENATE.**

Not later than September 10, 2007, the Senate Committee on Health, Education, Labor, and Pensions shall report changes in laws within its jurisdiction to reduce the deficit by \$750,000,000 for the period of fiscal years 2007 through 2012.

And the House agree to the same.

JOHN M. SPRATT, JR.,  
ROSA DELAURO,  
CHET EDWARDS,

Managers on the Part of the House.

KENT CONRAD,  
PATTY MURRAY,  
RON WYDEN,

Managers on the Part of the Senate.

When said conference report was considered.

After debate,

By unanimous consent, the previous question was ordered on the conference report to its adoption or rejection.

The question being put,

Will the House agree to said conference report?

The SPEAKER pro tempore, Mr. POMEROY, announced that pursuant to clause 10 of rule XX, the yeas and nays were ordered, and the call was taken by electronic device.

It was decided in the { Yeas ..... 214  
affirmative ..... } Nays ..... 209

70.28

[Roll No. 377]

YEAS—214

Abercrombie	Gutierrez	Olver
Ackerman	Hall (NY)	Ortiz
Allen	Hare	Pallone
Altmire	Hastings (FL)	Pascarell
Andrews	Herseth Sandlin	Pastor
Arcuri	Higgins	Payne
Baca	Hinchey	Pelosi
Baldwin	Hinojosa	Perlmutter
Becerra	Hirono	Peterson (MN)
Berkley	Hodes	Pomeroy
Berman	Holden	Price (NC)
Berry	Holt	Rahall
Bishop (GA)	Honda	Rangel
Bishop (NY)	Hooley	Reyes
Blumenauer	Hoyer	Rodriguez
Boswell	Insee	Ross
Boucher	Israel	Rothman
Boyd (FL)	Jackson (IL)	Roybal-Allard
Boyd (KS)	Jackson-Lee	Ruppersberger
Brady (PA)	(TX)	Rush
Braley (IA)	Jefferson	Ryan (OH)
Brown, Corrine	Johnson (GA)	Salazar
Butterfield	Johnson, E. B.	Sánchez, Linda
Capps	Kagen	T.
Capuano	Kanjorski	Sanchez, Loretta
Cardoza	Kaptur	Sarbanes
Carnahan	Kennedy	Schakowsky
Carney	Kildee	Schiff
Carson	Kilpatrick	Schwartz
Castor	Kind	Scott (GA)
Chandler	Klein (FL)	Scott (VA)
Clarke	Lampson	Serrano
Clay	Langevin	Sestak
Cleaver	Lantos	Shea-Porter
Clyburn	Larsen (WA)	Sherman
Cohen	Larson (CT)	Sires
Conyers	Lee	Skelton
Cooper	Levin	Slaughter
Costa	Lewis (GA)	Smith (WA)
Costello	Lipinski	Snyder
Courtney	Loebsack	Solis
Cramer	Lofgren, Zoe	Space
Crowley	Lowey	Spratt
Cuellar	Lynch	Stupak
Cummings	Mahoney (FL)	Sutton
Davis (AL)	Maloney (NY)	Tanner
Davis (CA)	Markey	Tauscher
Davis (IL)	Matsui	Thompson (CA)
Davis, Lincoln	McCarthy (NY)	Thompson (MS)
DeFazio	McCollum (MN)	Tierney
DeGette	McDermott	Towns
Delahunt	McGovern	Udall (CO)
DeLauro	McIntyre	Udall (NM)
Dicks	McNerney	Van Hollen
Dingell	McNulty	Velázquez
Doggett	Meehan	Visclosky
Doyle	Meek (FL)	Walz (MN)
Edwards	Meeke (NY)	Wasserman
Ellison	Melancon	Schultz
Emanuel	Michaud	Waters
Eshoo	Miller (NC)	Watson
Etheridge	Miller, George	Watt
Farr	Mollohan	Waxman
Fattah	Moore (KS)	Weiner
Filner	Moore (WI)	Welch (VT)
Frank (MA)	Moran (VA)	Wexler
Giffords	Murphy (CT)	Wilson (OH)
Gillibrand	Murtha	Woolsey
Gonzalez	Nadler	Wu
Gordon	Napolitano	Wynn
Green, Al	Neal (MA)	Yarmuth
Green, Gene	Oberstar	
Grijalva	Obey	

NAYS—209

Aderholt	Bonner	Capito
Akin	Bono	Carter
Alexander	Boozman	Castle
Bachmann	Boren	Chabot
Bachus	Boustany	Coble
Baker	Brady (TX)	Cole (OK)
Barrett (SC)	Brown (SC)	Conaway
Barrow	Brown-Waite,	Crenshaw
Bartlett (MD)	Ginny	Culberson
Barton (TX)	Buchanan	Davis (KY)
Bean	Burgess	Davis, David
Biggert	Burton (IN)	Davis, Tom
Bilbray	Buyer	Deal (GA)
Bilirakis	Calvert	Dent
Bishop (UT)	Camp (MI)	Diaz-Balart, L.
Blackburn	Campbell (CA)	Diaz-Balart, M.
Blunt	Cannon	Donnelly
Boehner	Cantor	Doolittle



Drake	Kline (MN)	Regula
Dreier	Knollenberg	Rehberg
Duncan	Kucinich	Reichert
Ehlers	Kuhl (NY)	Renzi
Ellsworth	LaHood	Reynolds
Emerson	Lamborn	Rogers (AL)
English (PA)	Latham	Rogers (KY)
Everett	LaTourette	Rogers (MI)
Fallin	Lewis (CA)	Rohrabacher
Feeney	Linder	Ros-Lehtinen
Ferguson	LoBiondo	Roskam
Flake	Lucas	Royce
Forbes	Lungren, Daniel	Ryan (WI)
Fortenberry	E.	Sali
Fossella	Mack	Saxton
Fox	Manzullo	Saxton
Franks (AZ)	Marchant	Schmidt
Frelinghuysen	Marshall	Sensenbrenner
Gallely	Matheson	Sessions
Garrett (NJ)	McCarthy (CA)	Shadegg
Gerlach	McCaul (TX)	Shimkus
Gilchrest	McCotter	Shuler
Gillmor	McCreary	Shuster
Gingrey	McHenry	Simpson
Gohmert	McHugh	Smith (NE)
Goode	McKeon	Smith (NJ)
Goodlatte	Mica	Smith (TX)
Granger	Miller (FL)	Souder
Graves	Miller (MI)	Stearns
Hall (TX)	Miller, Gary	Sullivan
Hastert	Mitchell	Tancredo
Hastings (WA)	Moran (KS)	Taylor
Hayes	Murphy, Patrick	Terry
Heller	Murphy, Tim	Thornberry
Hensarling	Musgrave	Tiahrt
Herger	Myrick	Tiberi
Hill	Neugebauer	Turner
Hobson	Nunes	Upton
Hoekstra	Paul	Walberg
Hulshof	Pearce	Walden (OR)
Hunter	Pence	Walsh (NY)
Inglis (SC)	Peterson (PA)	Wamp
Issa	Petri	Weldon (FL)
Jindal	Pickering	Weller
Johnson (IL)	Pitts	Westmoreland
Johnson, Sam	Platts	Whitfield
Jones (NC)	Poe	Wicker
Jordan	Porter	Wilson (NM)
Keller	Price (GA)	Wilson (SC)
King (IA)	Pryce (OH)	Wolf
King (NY)	Putnam	Young (AK)
Kingston	Radanovich	Young (FL)
Kirk	Ramstad	

NOT VOTING—10

Baird	Harman	McMorris
Cubin	Jones (OH)	Rodgers
Davis, Jo Ann	Lewis (KY)	Shays
Engel		Stark

So the conference report was agreed to.

*Ordered.* That the Clerk notify the Senate thereof.

¶70.29 ORDER OF BUSINESS—  
PROCEEDINGS ON VOTES

On motion of Mr. SPRATT, by unanimous consent,

*Ordered.* That, during consideration of the bill (H.R. 1427) to reform the regulation of certain housing-related Government-sponsored enterprises, and for other purposes, pursuant to House Resolution 404, the Chair may reduce to two minutes the minimum time for electronic voting under clause 6 of rule XVIII and clauses 8 and 9 of rule XX.

¶70.30 FEDERAL HOUSING FINANCE  
REFORM

The SPEAKER pro tempore, Mr. POMEROY, pursuant to House Resolution 404 and rule XVIII, declared the House resolved into the Committee of the Whole House on the state of the Union for the consideration of the bill (H.R. 1427) to reform the regulation of certain housing-related Government-sponsored enterprises, and for other purposes.

The SPEAKER pro tempore, Mr. POMEROY, by unanimous consent,

designated Mr. ROSS as Chairman of the Committee of the Whole; and after some time spent therein,

The Committee rose informally to receive a message from the Senate.

The SPEAKER pro tempore, Mr. AL GREEN of Texas, assumed the Chair.

¶70.31 FURTHER MESSAGE FROM THE  
SENATE

A further message from the Senate by Ms. Curtis, one of its clerks, announced that the Senate has passed with an amendment in which the concurrence of the House is requested, bills of the House of the following titles:

H.R. 1495. An Act to provide for the conservation and development of water and related resources, to authorize the Secretary of the Army to construct various projects for improvements to rivers and harbors of the United States, and for other purposes.

H.R. 2206. An Act making emergency supplemental appropriations and additional supplemental appropriations for agricultural and other emergency assistance for the fiscal year ending September 30, 2007, and for other purposes.

The message also announced that the Senate insists upon its amendment to the bill (H.R. 1495) "An Act to provide for the conservation and development of water and related resources, to authorize the Secretary of the Army to construct various projects for improvements to rivers and harbors of the United States, and for other purposes," requests a conference with the House on the disagreeing votes of the two Houses thereon, and that on May 17, appoints Mrs. BOXER, Messrs. BAUCUS, LIEBERMAN, CARPER, Mrs. CLINTON, Messrs. LAUTENBERG, INHOFE, WARNER, VOINOVICH, ISAKSON, and VITTER, to be the conferees on the part of the Senate.

The message also announced that the Senate insists upon its amendment to the bill (H.R. 2206) "An Act making emergency supplemental appropriations and additional supplemental appropriations for agricultural and other emergency assistance for the fiscal year ending September 30, 2007, and for other purposes," requests a conference with the House on the disagreeing votes of the two Houses thereon, and appoints Messrs. BYRD, INOUE, REID, COCHRAN and, MCCONNELL, to be the conferees on the part of the Senate.

The message also announced that the Senate agrees to the report of committee of conference accompanying the bill (S. Con. Res. 21) entitled "Concurrent resolution setting forth the congressional budget for the United States Government for fiscal year 2008 and including the appropriate budgetary levels for fiscal years 2007 and 2009 through 2012."

¶70.32 STATUTORY PUBLIC DEBT LIMIT

The SPEAKER pro tempore, Mr. POMEROY, announced that pursuant to rule XXVII, as a result by the House and Senate of the conference report on Senate Concurrent Resolution 21, House Joint Resolution 43, increasing

the statutory limit on the public debt, has been engrossed and was deemed to have passed the House on May 17, 2007.

The Committee resumed its sitting; and after some further time spent therein,

¶70.33 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment numbered 12, submitted by Mr. BACHUS:

Page 94, strike lines 8 and 9.

Page 98, strike "helpful" in line 20 and all that follows through line 22, and insert "for".

Strike line 4 on page 127 and all that follows through line 7 on page 156.

Page 156, lines 11 and 12, strike "adding after section 1337, as added by section 139 of this Act," and insert "striking sections 1337 and 1338 and inserting".

Page 156, line 14, strike "SEC. 1338." and insert "SEC. 1337."

Page 261, line 17, strike "or 1337".

Page 268, line 10, strike "or 1337".

Page 318, strike "The study" in line 17 and all that follows through "this Act." in line 20.

It was decided in the { Yeas ..... 148  
negative ..... } Nays ..... 269

¶70.34 [Roll No. 378]

AYES—148

Aderholt	Forbes	Mica
Akin	Fortenberry	Miller (FL)
Bachmann	Fossella	Miller (MI)
Bachus	Fox	Miller, Gary
Baker	Franks (AZ)	Moran (KS)
Barrett (SC)	Gallely	Musgrave
Bartlett (MD)	Garrett (NJ)	Myrick
Barton (TX)	Gillmor	Neugebauer
Biggert	Gingrey	Nunes
Bilbray	Gohmert	Paul
Bilirakis	Goode	Pearce
Bishop (UT)	Goodlatte	Pence
Blackburn	Granger	Petri
Blunt	Graves	Pitts
Boehner	Hall (TX)	Poe
Bonner	Hastings (WA)	Price (GA)
Bono	Hayes	Putnam
Boozman	Heller	Rehberg
Brady (TX)	Hensarling	Reynolds
Brown (SC)	Herger	Rogers (AL)
Brown-Waite,	Hobson	Rogers (KY)
Ginny	Hoekstra	Rogers (MI)
Buchanan	Hulshof	Rohrabacher
Burton (IN)	Inglis (SC)	Ros-Lehtinen
Buyer	Issa	Roskam
Calvert	Johnson, Sam	Royce
Camp (MI)	Jones (NC)	Ryan (WI)
Campbell (CA)	Jordan	Sali
Cannon	Keller	Schmidt
Cantor	King (IA)	Sensenbrenner
Carter	King (NY)	Sessions
Chabot	Kingston	Shadegg
Coble	Kirk	Shimkus
Cole (OK)	Kline (MN)	Smith (NE)
Conaway	Knollenberg	Smith (TX)
Crenshaw	LaHood	Souder
Culberson	Lamborn	Stearns
Davis, David	Lewis (CA)	Sullivan
Deal (GA)	Linder	Tancredo
Diaz-Balart, L.	Lucas	Terry
Diaz-Balart, M.	Lungren, Daniel	Thornberry
Doolittle	E.	Tiberi
Drake	Mack	Walberg
Dreier	Manzullo	Wamp
Duncan	Marchant	Weldon (FL)
Ehlers	McCarthy (CA)	Westmoreland
Everett	McCaul (TX)	Whitfield
Fallin	McCotter	Wicker
Feeney	McHenry	Wilson (SC)
Flake	McKeon	Wolf

NOES—269

Abercrombie	Andrews	Bean
Ackerman	Arcuri	Becerra
Alexander	Baca	Berkley
Allen	Baldwin	Berman
Altmire	Barrow	Berry

Bishop (GA) Holdren  
 Bishop (NY) Holt  
 Blumenauer Honda  
 Boren Hooley  
 Boswell Hoyer  
 Boucher Hunter  
 Boustany Inslee  
 Boyd (FL) Israel  
 Boyda (KS) Jackson (IL)  
 Brady (PA) Jackson-Lee  
 Braley (IA) (TX)  
 Brown, Corrine Jefferson  
 Butterfield Jindal  
 Capito Johnson (GA)  
 Capps Johnson, E. B.  
 Capuano Kagen  
 Cardoza Kanjorski  
 Carnahan Kaptur  
 Carney Kennedy  
 Carson Kildee  
 Castle Kilpatrick  
 Castor Kind  
 Chandler Klein (FL)  
 Christensen Kucinich  
 Clarke Kuhl (NY)  
 Cleaver Lampson  
 Clyburn Langevin  
 Cohen Lantos  
 Conyers Larsen (WA)  
 Cooper Larson (CT)  
 Costa Latham  
 Costello LaTourette  
 Courtney Lee  
 Cramer Levin  
 Crowley Lewis (GA)  
 Cuellar Lipinski  
 Cummings LoBiondo  
 Davis (AL) Loeb sack  
 Davis (CA) Lofgren, Zoe  
 Davis (IL) Lowey  
 Davis (KY) Lynch  
 Davis, Lincoln Mahoney (FL)  
 Davis, Tom Markey  
 DeFazio Marshall  
 DeGette Matheson  
 Delahunt Matsui  
 DeLauro McCarthy (NY)  
 Dent McColium (MN)  
 Dicks McCrery  
 Dingell McDermott  
 Doggett McGovern  
 Donnelly McHugh  
 Doyle McIntyre  
 Edwards McNerney  
 Ellison McNulty  
 Ellsworth Meehan  
 Emerson Meek (FL)  
 English (PA) Meeks (NY)  
 Eshoo Melancon  
 Etheridge Michaud  
 Farr Miller (NC)  
 Fattah Miller, George  
 Ferguson Mitchell  
 Filner Mollohan  
 Frank (MA) Moore (KS)  
 Frelinghuysen Moore (WI)  
 Gerlach Moran (VA)  
 Gillibrand Murphy (CT)  
 Gonzalez Murphy, Patrick  
 Gordon Murtha  
 Green, Al Nadler  
 Green, Gene Napolitano  
 Grijalva Neal (MA)  
 Grijalva Norton  
 Gutierrez Oberstar  
 Hall (NY) Obey  
 Hare Olver  
 Hastings (FL) Ortiz  
 Herse th Sandlin Pallone  
 Higgins Pascrell  
 Hill Pastor  
 Hinche y Payne  
 Hinojosa Perlmutter  
 Hirono Peterson (MN)  
 Hodes Pickering

NOT VOTING—20

Baird Engel  
 Bordallo Faleomavaega  
 Burgess Fortuño  
 Clay Harman  
 Cubin Hastert  
 Davis, Jo Ann Johnson (IL)  
 Emanuel Jones (OH)

So the amendment was not agreed to.

¶70.35 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment numbered 29, submitted by Mr. HENSARLING:

Page 128, line 22, strike “temporarily”.  
 Page 129, line 4, strike “or”.

Page 129, line 7, strike the period and insert “; or”.

Page 129, after line 7, insert the following: “(D) are contributing to an increase in the cost of mortgages to homebuyers.”.

It was decided in the { Yeas ..... 164  
 negative ..... } Nays ..... 253

¶70.36 [Roll No. 379]

AYES—164

Aderholt Fortenberry  
 Akin Fossella  
 Bachmann Foxx  
 Bachus Franks (AZ)  
 Baker Gallegly  
 Barrett (SC) Garrett (NJ)  
 Bartlett (MD) Gillmor  
 Barton (TX) Gingrey  
 Biggert Gohmert  
 Bilbray Goode  
 Bilirakis Goodlatte  
 Bishop (UT) Granger  
 Blackburn Graves  
 Blunt Hall (TX)  
 Boehner Hastings (WA)  
 Bono Hayes  
 Boozman Heller  
 Brady (TX) Hensarling  
 Brown (SC) Herger  
 Brown-Waite, Hobson  
 Ginny Hoekstra  
 Buchanan Hulshof  
 Burton (IN) Hunter  
 Buyer Inglis (SC)  
 Calvert Issa  
 Camp (MI) Jindal  
 Campbell (CA) Johnson, Sam  
 Cannon Jones (NC)  
 Cantor Jordan  
 Capito Keller  
 Carter King (IA)  
 Castle King (NY)  
 Chabot Kingston  
 Coble Kirk  
 Cole (OK) Kline (MN)  
 Conaway Knollenberg  
 Crenshaw LaHood  
 Culberson Lamborn  
 Davis (KY) Latham  
 Davis, David Lewis (CA)  
 Davis, Tom Linder  
 Deal (GA) Lucas  
 Diaz-Balart, L. Lungren, Daniel  
 E. E.  
 Diaz-Balart, M.  
 Doolittle  
 Drake  
 Dreier  
 Duncan  
 Ehlres  
 Emerson  
 Everett  
 Fallin  
 Feeney  
 Flake  
 Forbes

NOES—253

Abercrombie Boswell  
 Ackerman Boucher  
 Alexander Boustany  
 Allen Boyd (FL)  
 Altmire Boyda (KS)  
 Andrews Brady (PA)  
 Arcuri Braley (IA)  
 Baca Brown, Corrine  
 Baldwin Butterfield  
 Barrow Capps  
 Bean Capuano  
 Becerra Cardoza  
 Berkeley Carnahan  
 Berman Carney  
 Berry Carson  
 Bishop (GA) Castor  
 Bishop (NY) Chandler  
 Blumenauer Christensen  
 Boren Clarke

DeLauro LaTourette  
 Dent Lee  
 Dicks Levin  
 Dingell Lewis (GA)  
 Doggett Lipinski  
 Donnelly LoBiondo  
 Doyle Loeb sack  
 Edwards Lofgren, Zoe  
 Ellison Lowey  
 Ellsworth Lynch  
 English (PA) Mahoney (FL)  
 Eshoo Markey  
 Etheridge Marshall  
 Farr Matheson  
 Fattah Matsui  
 Ferguson McCarthy (NY)  
 Filner McCollum (MN)  
 Frank (MA) McDermott  
 Frelinghuysen McGovern  
 Gerlach McHugh  
 Giffords McIntyre  
 Gilchrist McNerney  
 Gillibrand McNulty  
 Gonzalez Meehan  
 Gordon Meek (FL)  
 Green, Al Meeks (NY)  
 Green, Gene Melancon  
 Grijalva Michaud  
 Gutierrez Miller (NC)  
 Hall (NY) Miller, George  
 Hare Mitchell  
 Hastings (FL) Mollohan  
 Herse th Sandlin Moore (KS)  
 Higgins Moore (WI)  
 Hill Moran (VA)  
 Hinche y Murphy (CT)  
 Hinojosa Murphy, Patrick  
 Hirono Murphy, Tim  
 Hodes Murtha  
 Holden Nadler  
 Holt Napolitano  
 Honda Neal (MA)  
 Hooley Norton  
 Hoyer Oberstar  
 Inslee Obey  
 Israel Olver  
 Jackson (IL) Ortiz  
 Jackson-Lee Pallone  
 (TX) Pascrell  
 Jefferson Pastor  
 Johnson (GA) Payne  
 Johnson, E. B. Perlmutter  
 Kagen Peterson (MN)  
 Kanjorski Platts  
 Kaptur Pomeroy  
 Kennedy Porter  
 Kildee Price (NC)  
 Kilpatrick Pryce (OH)  
 Kind Rahall  
 Klein (FL) Ramstad  
 Kucinich Rangel  
 Eshoo Kuhl (NY)  
 Etheridge Langevin  
 Farr Miller (NC)  
 Fattah Mitchell  
 Ferguson Mollohan  
 Filner Moore (KS)  
 Frank (MA) Moore (WI)  
 Frelinghuysen Moran (VA)  
 Gerlach Murphy (CT)  
 Gillibrand Murphy, Patrick  
 Gonzalez Murtha  
 Gordon Nadler  
 Green, Al Napolitano  
 Green, Gene Neal (MA)  
 Grijalva Norton  
 Grijalva Oberstar  
 Hall (NY) Obey  
 Hare Olver  
 Hastings (FL) Ortiz  
 Herse th Sandlin Pallone  
 Higgins Pascrell  
 Hill Pastor  
 Hinche y Payne  
 Hinojosa Perlmutter  
 Hirono Peterson (MN)  
 Hodes Pickering

NOT VOTING—20

Baird Engel  
 Bordallo Faleomavaega  
 Burgess Fortuño  
 Clay Harman  
 Cubin Hastert  
 Davis, Jo Ann Johnson (IL)  
 Emanuel Jones (OH)

So the amendment was not agreed to.

¶70.37 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment numbered 14, submitted by Mr. MCHENRY:

Page 156, line 4, after “Congress” insert “and the Director of the Federal Housing Finance Agency”.

Page 156, after line 4, insert the following new subsection:

(e) DETERMINATION AND SUSPENSION OF ALLOCATIONS.—Not later than the expiration of the 3-month period that begins upon the expiration of the period referred to in subsection (d), the Director of the Federal Housing Finance Agency shall review the report submitted pursuant to such subsection and

shall make an independent determination of whether the requirement under section 1337(b) of the Housing and Community Development Act of 1992 (as added by the amendment made by subsection (a) of this section) that the enterprises make allocations to the affordable housing fund established under section 1337(a) of such Act—

(1) will decrease the availability or affordability of credit for homebuyers of one- to four-family residences; or

(2) will increase the costs, to homebuyers, involved in purchasing such residences.

If the Director determines that such requirement will decrease such availability or affordability, or will increase the costs of purchasing such residences, notwithstanding such section 1337(b) or any other provision of law, the requirement under such section to allocate amounts to the affordable housing fund shall not apply, and shall not have any force or effect, with respect to the year in which such determination is made or any year thereafter.

It was decided in the { Yeas ..... 176 negative ..... } Nays ..... 240

¶70.38

[Roll No. 380]

AYES—176

Table listing names of individuals who voted AYES for section 70.38, including Aderholt, Akin, Alexander, Bachmann, Bachus, Baker, Barrett (SC), Bartlett (MD), Barton (TX), Biggert, Bilbray, Bilirakis, Bishop (UT), Blackburn, Blunt, Boehner, Bonner, Bono, Boozman, Brady (TX), Brown (SC), Brown-Waite, Buchanan, Burton (IN), Buyer, Calvert, Camp (MI), Campbell (CA), Cannon, Cantor, Capito, Carter, Castle, Chabot, Coble, Cole (OK), Conaway, Crenshaw, Culberson, Davis (KY), Davis, David, Davis, Tom, Deal (GA), Dent, Diaz-Balart, L., Diaz-Balart, M., Doolittle, Drake, Dreier, Duncan, Ehlers, Emerson, English (PA), Everett, Fallin, Feeney, Flake, Forbes, Fortenberry, Fossella, Franks (AZ), Frelinghuysen, Gallegly, Garrett (NJ), Gerlach, Gillmor, Gingrey, Gohmert, Goode, Goodlatte, Granger, Graves, Hall (TX), Hastings (WA), Hayes, Heller, Hensarling, Herger, Hobson, Hoekstra, Hulshof, Hunter, Inglis (SC), Issa, Jindal, Johnson, Sam, Jones (NC), Jordan, Keller, King (IA), King (NY), Kingston, Kirk, Kline (MN), Knollenberg, Kuhl (NY), LaHood, Lamborn, Latham, Lewis (CA), Linder, Lucas, Lungren, Daniel E., Mack, Manzullo, Marchant, McCarthy (CA), McCaul (TX), McCotter, McCrery, McHenry, McKeon, Mica, Miller (FL), Miller (MI), Miller, Gary, Moran (KS), Musgrave, Myrick, Neugebauer, Nunes, Paul, Pearce, Pence, Petri, Pickering, Pitts, Platts, Poe, Porter, Price (GA), Putnam, Regula, Rehberg, Reichert, Reynolds, Rogers (AL), Rogers (KY), Rogers (MI), Rohrabacher, Ros-Lehtinen, Roskam, Royce, Ryan (WI), Sali, Schmidt, Sensenbrenner, Sessions, Shadegg, Shimkus, Shuster, Smith (NE), Smith (TX), Souder, Stearns, Sullivan, Tancredo, Terry, Thornberry, Tiahrt, Tiberi, Turner, Upton, Walberg, Walden (OR), Wamp, Weldon (FL), Weller, Westmoreland, Whitfield, Wicker, Wilson (SC), Wolf, Young (AK), Young (FL).

NOES—240

Table listing names of individuals who voted NOES for section 70.38, including Abercrombie, Ackerman, Allen, Altmire, Andrews, Arcuri, Baca, Baldwin, Barrow, Bean, Becerra, Berkley.

Table listing names of individuals who did not vote (NOT VOTING—21), including Berman, Berry, Bishop (GA), Bishop (NY), Blumenauer, Boren, Boswell, Boucher, Boustany, Boyd (FL), Boyd (KS), Brady (PA), Braley (IA), Brown, Corrine, Butterfield, Capps, Capuano, Cardoza, Carnahan, Carney, Carson, Castor, Chandler, Christensen, Clarke, Cleaver, Clyburn, Cohen, Conyers, Cooper, Costa, Costello, Courtney, Cramer, Crowley, Cuellar, Cummings, Davis (AL), Davis (CA), Davis (IL), Davis, Lincoln, DeFazio, DeGette, Delahunt, DeLauro, Dicks, Dingell, Doggett, Donnelly, Doyle, Edwards, Ellison, Ellsworth, Eshoo, Etheridge, Farr, Fattah, Ferguson, Filner, Frank (MA), Giffords, Gilchrest, Gillibrand, Gonzalez, Gordon, Green, Al, Green, Gene, Grijalva, Gutierrez, Hall (NY), Hare, Hastings (FL), Herseth Sandlin, Higgins, Hill, Hinchey, Hinojosa, Hirono, Hodes, Holden, Holt, Honda, Hooley, Hoyer, Inslee, Israel, Jackson (IL), Jackson-Lee (TX), Jefferson, Johnson (GA), Johnson, E. B., Kagen, Kanjorski, Cardoza, Kennedy, Kildee, Kilpatrick, Kind, Klein (FL), Kucinich, Lampson, Langevin, Lantos, Larsen (WA), Larson (CT), Lee, Levin, Lewis (GA), Lipinski, LoBiondo, Loebuck, Lofgren, Zoe, Lowey, Lynch, Mahoney (FL), Markey, Marshall, Matheson, Matsui, McCarthy (NY), McColium (MN), McDermott, McGovern, McHugh, McIntyre, McNerney, McNulty, Meehan, Meeke (FL), Meeks (NY), Melancon, Michaud, Miller (NC), Miller, George, Mitchell, Mollohan, Moore (KS), Moore (WI), Moran (VA), Murphy (CT), Murphy, Patrick, Murphy, Tim, Murtha, Nadler, Napolitano, Neal (MA), Norton, Oberstar, Obey, Oliver, Ortiz, Pallone, Pascrell, Faleomavaega, Portuño, Harman, Hastert, Johnson (IL), Jones (OH), LaTourette, Lewis (KY), Maloney (NY), McMorris, Rodgers, Peterson (PA), Radanovich, Shays.

NOT VOTING—21

Table listing names of individuals who did not vote (NOT VOTING—21), including Baird, Bordallo, Burgess, Clay, Cubin, Davis, Jo Ann, Emanuel, Engel, Faleomavaega, Portuño, Harman, Hastert, Johnson (IL), Jones (OH), LaTourette, Lewis (KY), Maloney (NY), McMorris, Rodgers, Peterson (PA), Radanovich, Shays.

So the amendment was not agreed to.

¶70.39 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment numbered 15, submitted by Mr. KANJORSKI:

Strike line 22 on page 290 and all that follows through line 4 on page 293, and insert the following:

SEC. 181. BOARDS OF ENTERPRISES.

(a) FANNIE MAE.—

(1) IN GENERAL.—Subsection (b) of section 308 of the Federal National Mortgage Association Charter Act (12 U.S.C. 1723(b)) is amended in the first sentence by striking “eighteen persons,” and inserting “not less than 7 and not more than 15 persons,”.

(2) TRANSITIONAL PROVISION.—The amendments made by paragraph (1) shall not apply to any appointed position of the board of directors of the Federal National Mortgage Association until the expiration of the annual term for such position during which the effective date under section 185 occurs.

(b) Freddie Mac—

(1) IN GENERAL.—Paragraph (2) of section 303(a) of the Federal Home Loan Mortgage Corporation Act (12 U.S.C. 1452(a)(2)) is amended in subparagraph (A) by striking “eighteen persons,” and inserting “not less than 7 and not more than 15 persons,”.

(2) TRANSITIONAL PROVISION.—The amendments made by paragraph (1) shall not apply to any appointed position of the Board of Directors of the Federal Home Loan Mortgage Corporation until the expiration of the annual term for such position during which the effective date under section 185 occurs.

It was decided in the { Yeas ..... 154 negative ..... } Nays ..... 263

¶70.40

[Roll No. 381]

AYES—154

Table listing names of individuals who voted AYES for section 70.40, including Abercrombie, Ackerman, Akin, Andrews, Arcuri, Baca, Baldwin, Barrow, Barton (TX), Berman, Berry, Bishop (GA), Bishop (NY), Blumenauer, Bore, Boswell, Brady (PA), Braley (IA), Brown, Corrine, Brown-Waite, Buchanan, Burton (IN), Buyer, Calvert, Camp (MI), Campbell (CA), Cannon, Cantor, Capito, Carter, Castle, Chabot, Coble, Cole (OK), Conaway, Crenshaw, Culberson, Davis (KY), Davis, David, Davis, Tom, Deal (GA), Dent, Diaz-Balart, L., Diaz-Balart, M., Doolittle, Drake, Dreier, Duncan, Ehlers, Emerson, English (PA), Everett, Fallin, Feeney, Flake, Forbes, Fortenberry, Green, Gene, Grijalva, Hare, Hastings (FL), Herseth Sandlin, Higgins, Hill, Hinojosa, Holden, Holt, Honda, Hooley, Israel, Jackson (IL), Jackson-Lee (TX), Kanjorski, Kaptur, Kennedy, Kildee, Knollenberg, Kucinich, LaHood, Langevin, Lantos, Larson (CT), Levin, Lipinski, Loebuck, Lowey, Marshall, Matsui, McDermott, McGovern, McNerney, McNulty, Meehan, Meeke (FL), Meeks (NY), Melancon, Miller (MI), Miller (NC), Udall (NM), Miller, George, Mitchell, Mollohan, Moore (KS), Moore (WI), Moran (VA), Murphy, Patrick, Murtha, Nadler, Neal (MA), Obey, Oliver, Ortiz, Pallone, Pascrell, Waters, Watson, Watt, Waxman, Weiner, Welch (VT), Wexler, Wilson (NM), Wilson (OH), Woolsey, Wu, Wynn, Yarmuth, Obey, Oliver, Ortiz, Pallone, Pascrell, Waters, Watson, Watt, Waxman, Weiner, Welch (VT), Wexler, Whitfield, Wu.

NOES—263

Aderholt  
Alexander  
Allen  
Altmire  
Bachmann  
Bachus  
Baker  
Barrett (SC)  
Bartlett (MD)  
Bean  
Becerra  
Berkley  
Biggert  
Bilbray  
Bilirakis  
Bishop (UT)  
Blackburn  
Blunt  
Boehner  
Bonner  
Bono  
Boozman  
Boucher  
Boustany  
Boyd (FL)  
Boyd (KS)  
Brady (TX)  
Brown (SC)  
Buchanan  
Burton (IN)  
Butterfield  
Buyer  
Calvert  
Camp (MI)  
Campbell (CA)  
Cannon  
Cantor  
Capito  
Capps  
Carter  
Castle  
Castor  
Chandler  
Christensen  
Cleaver  
Clyburn  
Coble  
Cohen  
Conaway  
Cooper  
Cramer  
Crenshaw  
Crowley  
Culberson  
Davis (AL)  
Davis (CA)  
Davis (KY)  
Davis, David  
Davis, Lincoln  
Davis, Tom  
Deal (GA)  
Delahunt  
Diaz-Balart, L.  
Diaz-Balart, M.  
Dingell  
Donnelly  
Doolittle  
Drake  
Dreier  
Duncan  
Ehlers  
Ellison  
Ellsworth  
Emerson  
Etheridge  
Everett  
Fallin  
Feeney  
Ferguson  
Flake  
Forbes  
Fortenberry  
Fossella  
Foxy  
Frank (MA)  
Franks (AZ)  
Gallegly  
Garrett (NJ)

Gerlach  
Giffords  
Gilchrest  
Gillibrand  
Gillmor  
Gingrey  
Gohmert  
Goode  
Goodlatte  
Granger  
Graves  
Green, Al  
Gutierrez  
Hall (NY)  
Hall (TX)  
Hastings (WA)  
Hayes  
Heller  
Hensarling  
Herger  
Hinchey  
Hirono  
Hodes  
Hoekstra  
Hoyer  
Hulshof  
Hunter  
Inglis (SC)  
Inslee  
Issa  
Jefferson  
Jindal  
Johnson (GA)  
Johnson, E. B.  
Johnson, Sam  
Jones (NC)  
Jordan  
Kagen  
Keller  
Kilpatrick  
Kind  
King (IA)  
King (NY)  
Kingston  
Kirk  
Klein (FL)  
Kline (MN)  
Kuhl (NY)  
Lamborn  
Lampson  
Larsen (WA)  
Latham  
LaTourette  
Lee  
Lewis (CA)  
Lewis (GA)  
Linder  
LoBiondo  
Lofgren, Zoe  
Lucas  
Lungren, Daniel  
E.  
Lynch  
Mack  
Mahoney (FL)  
Manzullo  
Marchant  
Markey  
Matheson  
McCarthy (CA)  
McCarthy (NY)  
McCaul (TX)  
McCollum (MN)  
McCotter  
McCrery  
McHenry  
McHugh  
McIntyre  
McKeon  
Mica  
Michaud  
Miller (FL)  
Miller, Gary  
Moran (KS)  
Murphy (CT)  
Musgrave  
Myrick  
Napolitano

Neugebauer  
Norton  
Nunes  
Oberstar  
Pallone  
Pastor  
Paul  
Payne  
Pearce  
Pence  
Perlmutter  
Petri  
Pickering  
Pitts  
Platts  
Poe  
Porter  
Price (GA)  
Pryce (OH)  
Putnam  
Ramstad  
Regula  
Rehberg  
Reichert  
Renzi  
Rogers (AL)  
Rogers (KY)  
Rohrabacher  
Ros-Lehtinen  
Roskam  
Ross  
Roybal-Allard  
Royce  
Ruppersberger  
Sali  
Sarbanes  
Saxton  
Schakowsky  
Schiff  
Schmidt  
Scott (GA)  
Scott (VA)  
Sessions  
Shadegg  
Shea-Porter  
Sherman  
Shuler  
Shuster  
Simpson  
Sires  
Slaughter  
Smith (NE)  
Smith (NJ)  
Smith (TX)  
Snyder  
Souder  
Sullivan  
Tancredo  
Tanner  
Terry  
Thompson (MS)  
Thornberry  
Tiahrt  
Tiberi  
Towns  
Turner  
Upton  
Van Hollen  
Velazquez  
Walberg  
Walden (OR)  
Walsh (NY)  
Walz (MN)  
Watson  
Watt  
Weldon (FL)  
Weller  
Westmoreland  
Wicker  
Wilson (NM)  
Wilson (OH)  
Wilson (SC)  
Wolf  
Woolsey  
Wynn  
Yarmuth  
Young (AK)  
Young (FL)

NOT VOTING—20

Baird  
Bordallo  
Burgess  
Cubin  
Davis, Jo Ann  
Emanuel  
Engel

Faleomavaega  
Fortuño  
Harman  
Hastert  
Hobson  
Johnson (IL)  
Jones (OH)

Lewis (KY)  
Maloney (NY)  
McMorris  
Rodgers  
Peterson (PA)  
Radanovich  
Shays

So the amendment was not agreed to.

70.41 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment numbered 27, submitted by Mr. ROSKAM:

Page 128, line 14, strike “paragraph (2)” and insert “paragraphs (2) and (4)”.

Page 129, after line 22, insert the following new paragraph:

(4) LIMITING CONTRIBUTIONS TO AFFORDABLE HOUSING FUND WHEN THE GOVERNMENT HAS AN ON-BUDGET (EXCLUDING SOCIAL SECURITY) DEFICIT AND AN OFF-BUDGET (INCLUDING SOCIAL SECURITY) SURPLUS.—

(A) LIMITATION.—For any year referred to in paragraph (1) that immediately follows a fiscal year in which the Government has an actual on-budget deficit and an actual off-budget surplus, the amount of money required to be allocated to the affordable housing fund shall not exceed the amount allocated to such fund in the preceding year.

(B) DEFINITIONS.—For purposes of this paragraph:

(i) The term “actual on-budget deficit” means, with respect to a fiscal year, that for the fiscal year the total outlays of the Government, excluding outlays from Social Security programs, exceed the total receipts of the Government, excluding receipts from Social Security programs.

(ii) The term “actual off-budget surplus” means, with respect to a fiscal year, that for the fiscal year the receipts from Social Security programs exceed the outlays from Social Security programs.

(iii) The term “Social Security programs” means the Federal Old-Age and Survivors Insurance Trust Fund and the Federal Disability Insurance Trust Fund.

It was decided in the { Yeas ..... 173  
negative ..... } Nays ..... 245

70.42 [Roll No. 382]

AYES—173

Aderholt  
Akin  
Alexander  
Bachmann  
Bachus  
Baker  
Barrett (SC)  
Bartlett (MD)  
Biggert  
Bilbray  
Bilirakis  
Bishop (UT)  
Blackburn  
Blunt  
Boehner  
Bonner  
Bono  
Boozman  
Boustany  
Brady (TX)  
Brown (SC)  
Brown-Waite,  
Ginny  
Buchanan  
Burton (IN)  
Buyer  
Calvert  
Camp (MI)  
Campbell (CA)  
Cannon  
Cantor  
Capito  
Carter  
Castle  
Chabot  
Coble  
Cole (OK)  
Conaway  
Crenshaw  
Culberson  
Davis, David  
Deal (GA)  
Dent  
Diaz-Balart, L.  
Diaz-Balart, M.

Doolittle  
Drake  
Dreier  
Duncan  
Ehlers  
Emerson  
Everett  
Fallin  
Feeney  
Ferguson  
Forbes  
Fortenberry  
Fossella  
Foxy  
Franks (AZ)  
Frelinghuysen  
Gallegly  
Garrett (NJ)  
Gerlach  
Gillmor  
Gingrey  
Gohmert  
Goode  
Goodlatte  
Granger  
Graves  
Hall (TX)  
Hastings (WA)  
Hayes  
Heller  
Hensarling  
Herger  
Hobson  
Hulshof  
Hunter  
Inglis (SC)  
Issa  
Jindal  
Johnson, Sam  
Jones (NC)  
Jordan  
Keller  
King (IA)  
King (NY)

Kingston  
Kirk  
Kline (MN)  
Knollenberg  
Kuhl (NY)  
LaHood  
Lamborn  
Latham  
Lewis (CA)  
Linder  
LoBiondo  
Lucas  
Lungren, Daniel  
E.  
Mack  
Manzullo  
Marchant  
McCarthy (CA)  
McCaul (TX)  
McCrery  
McHenry  
McKeon  
Mica  
Miller (FL)  
Miller (MI)  
Miller, Gary  
Moran (KS)  
Musgrave  
Myrick  
Neugebauer  
Nunes  
Paul  
Pearce  
Pence  
Petri  
Pickering  
Pitts  
Platts  
Poe  
Porter  
Price (GA)  
Pryce (OH)  
Putnam  
Ramstad  
Regula

Rehberg  
Renzi  
Reynolds  
Rogers (AL)  
Rogers (KY)  
Rogers (MI)  
Rohrabacher  
Ros-Lehtinen  
Roskam  
Royce  
Ryan (WI)  
Sali  
Saxton  
Schmidt

Sensenbrenner  
Sessions  
Shadegg  
Shimkus  
Shuster  
Smith (NE)  
Smith (TX)  
Souder  
Stearns  
Sullivan  
Tancredo  
Terry  
Thornberry  
Tiahrt

NOES—245

Abercrombie  
Ackerman  
Allen  
Altmire  
Andrews  
Arcuri  
Baca  
Baldwin  
Barrow  
Barton (TX)  
Bean  
Becerra  
Berkley  
Berman  
Berry  
Bishop (GA)  
Bishop (NY)  
Blumenauer  
Boren  
Boswell  
Boucher  
Boyd (FL)  
Boyd (KS)  
Brady (PA)  
Braley (IA)  
Brown, Corrine  
Butterfield  
Capps  
Capuano  
Cardoza  
Carnahan  
Carney  
Carson  
Castor  
Chandler  
Christensen  
Clarke  
Clay  
Cleaver  
Clyburn  
Cohen  
Conyers  
Cooper  
Costa  
Costello  
Courtney  
Cramer  
Crowley  
Cuellar  
Cummings  
Davis (AL)  
Davis (CA)  
Davis (IL)  
Davis (KY)  
Davis, Lincoln  
Davis, Tom  
DeFazio  
DeGette  
Delahunt  
DeLauro  
Dicks  
Dingell  
Doggett  
Donnelly  
Doyle  
Edwards  
Ellison  
Ellsworth  
English (PA)  
Eshoo  
Etheridge  
Farr  
Fattah  
Filner  
Flake  
Frank (MA)  
Giffords  
Gilchrest  
Gillibrand  
Gonzalez  
Gordon  
Green, Al  
Green, Gene

Grijalva  
Gutierrez  
Hall (NY)  
Hare  
Hastings (FL)  
Hereth Sandlin  
Higgins  
Hill  
Hinchey  
Hinojosa  
Hirono  
Hodes  
Holden  
Holt  
Honda  
Hooley  
Hoyer  
Inslee  
Israel  
Jackson (IL)  
Jackson-Lee  
(TX)  
Jefferson  
Johnson (GA)  
Johnson, E. B.  
Kagen  
Kanjorski  
Kaptur  
Kennedy  
Kildee  
Kilpatrick  
Kind  
Klein (FL)  
Kucinich  
Lampson  
Langevin  
Lantos  
Larsen (WA)  
Larsen (CT)  
LaTourette  
Lee  
Levin  
Lewis (GA)  
Lipinski  
Loebsack  
Lofgren, Zoe  
Lowey  
Lynch  
Mahoney (FL)  
Markey  
Marshall  
Matheson  
Matsui  
McCarthy (NY)  
McCollum (MN)  
McCotter  
McDermott  
McGovern  
McHugh  
McIntyre  
McNerney  
McNulty  
Meehan  
Meek (FL)  
Meeks (NY)  
Melancon  
Michaud  
Miller (NC)  
Miller, George  
Mitchell  
Mollohan  
Moore (KS)  
Moore (WI)  
Moran (VA)  
Murphy (CT)  
Murphy, Patrick  
Murphy, Tim  
Murtha  
Nadler  
Napolitano  
Neal (MA)  
Norton  
Oberstar

Obey  
Olver  
Ortiz  
Pallone  
Pascroll  
Pastor  
Payne  
Perlmutter  
Peterson (MN)  
Pomeroy  
Price (NC)  
Rahall  
Rangel  
Reichert  
Reyes  
Rodriguez  
Ross  
Rothman  
Roybal-Allard  
Ruppersberger  
Rush  
Ryan (OH)  
Salazar  
Sanchez, Linda  
T.  
Sanchez, Loretta  
Sarbanes  
Schakowsky  
Schiff  
Schwartz  
Scott (GA)  
Scott (VA)  
Serrano  
Sestak  
Shea-Porter  
Sherman  
Shuler  
Simpson  
Sires  
Skelton  
Slaughter  
Smith (NJ)  
Smith (WA)  
Snyder  
Solis  
Space  
Spratt  
Stark  
Stupak  
Sutton  
Tanner  
Tauscher  
Taylor  
Thompson (CA)  
Thompson (MS)  
Tierney  
Towns  
Turner  
Udall (CO)  
Udall (NM)  
Van Hollen  
Velazquez  
Visclosky  
Walsh (NY)  
Walz (MN)  
Wasserman  
Schultz  
Waters  
Watson  
Watt  
Waxman  
Weiner  
Welch (VT)  
Wexler  
Whitfield  
Wilson (OH)  
Wilson (OH)  
Wolf  
Woolsey  
Wu  
Wynn  
Yarmuth

NOT VOTING—19

Table with 3 columns: Name, State, Name. Includes Baird, Faleomavaega, Maloney (NY), Bordallo, Fortuño, McMorris, Burgess, Harman, Rodgers, Cubin, Hastert, Peterson (PA), Davis, Jo Ann, Johnson (IL), Radanovich, Emanuel, Jones (OH), Shays, Engel, Lewis (KY).

So the amendment was not agreed to.

¶70.43 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment numbered 17, submitted by Mr. GARRETT of New Jersey:

Page 61, after line 4, insert the following new section:

SEC. 116. PORTFOLIO GUIDELINES.

Subtitle B of title XIII of the Housing and Community Development Act of 1992 (12 U.S.C. 4611 et seq.), as amended by section 115, is further amended by adding at the end the following new section:

\*SEC. 1369F. PORTFOLIO GUIDELINES.

“(a) AFFORDABLE HOUSING REQUIREMENT.—In order for the enterprises to meet their mission of providing for and promoting affordable housing, the Director shall require the enterprises to only hold, in their retained portfolios, mortgages and mortgage-backed securities that exclusively support affordable housing, and particularly mortgages extended to households having incomes below the median income for the area in which the property subject to the mortgage is located.

“(b) MORTGAGE-RELATED ASSETS LIMITATION.—The enterprises may purchase and retain mortgage-related assets only to the extent that the Director determines such actions are necessary for the enterprise to maintain a liquid secondary mortgage market in a manner that cannot be achieved through the activities described in subsection (a) and are consistent with the public interest.”.

It was decided in the { Yeas ..... 92 negative ..... } Nays ..... 322

¶70.44 [Roll No. 383]

AYES—92

Table with 3 columns: Name, State, Name. Includes Akin, Franks (AZ), Petri, Bachus, Frelinghuysen, Pickering, Baker, Garrett (NJ), Pitts, Barrett (SC), Gingrey, Poe, Bartlett (MD), Graves, Price (GA), Barton (TX), Hastings (WA), Rogers (AL), Bilbray, Hayes, Rogers (KY), Bilirakis, Hensarling, Rogers (MI), Bishop (UT), Hoekstra, Rohrabacher, Blackburn, Inglis (SC), Ros-Lehtinen, Bono, Issa, Royce, Brown (SC), Johnson, Sam, Ryan (WI), Brown-Waite, Jordan, Sali, Ginny, King (IA), Sensenbrenner, Buyer, Kingston, Shadegg, Campbell (CA), Lamborn, Shimkus, Cannon, Lewis (CA), Smith (NE), Carter, Linder, Smith (TX), Chabot, Lucas, Souder, Coble, Lungren, Daniel, Stearns, Davis, David, E, Sullivan, Deal (GA), Mack, Sullivan, Diaz-Balart, L., McCarthy (CA), Tancredro, Diaz-Balart, M., McHenry, Upton, Doolittle, McKeon, Walberg, Drake, Mica, Wamp, Dreier, Miller (FL), Weldon (FL), Duncan, Musgrave, Weller, Fallin, Myrick, Westmoreland, Feeney, Paul, Flake, Pearce, Wicker, Foxx, Pence, Wilson (SC).

NOES—322

Table with 3 columns: Name, Name, Name. Includes Abercrombie, Allen, Baca, Ackerman, Altmire, Bachmann, Aderholt, Andrews, Baldwin, Alexander, Arcuri, Barrow.

Table with 2 columns: Name, Name. Includes Bean, Goodlatte, Becerra, Gordon, Berkley, Granger, Berman, Green, Al, Berry, Green, Gene, Biggert, Grijalva, Bishop (GA), Gutierrez, Bishop (NY), Hall (NY), Blumenauer, Hall (TX), Blunt, Hare, Boehner, Hastings (FL), Bonner, Heller, Boozman, Herseth Sandlin, Boren, Higgins, Boswell, Hill, Boucher, Hinchey, Boustany, Hinojosa, Boyd (FL), Hirono, Boyda (KS), Hobson, Brady (PA), Hodes, Brady (TX), Holden, Braley (IA), Holt, Brown, Corrine, Buchanan, Honda, Burton (IN), Hooley, Butterfield, Hoyer, Calvert, Hulshof, Camp (MI), Inslee, Cantor, Israel, Capito, Jackson (IL), Capps, Jackson-Lee (TX), Capuano, Jefferson, Cardoza, Jindal, Carnahan, Johnson (GA), Carney, Johnson, E. B., Carson, Jones (NC), Castle, Kagen, Castor, Kanjorski, Chandler, Kaptur, Christensen, Keller, Clarke, Kennedy, Clay, Kildee, Cleaver, Kilpatrick, Clyburn, Kind, Cohen, King (NY), Cole (OK), Kirk, Conaway, Klein (FL), Conyers, Kline (MN), Cooper, Knollenberg, Costa, Kucinich, Costello, Kuhl (NY), Courtney, LaHood, Cramer, Lampson, Crenshaw, Langevin, Crowley, Lantos, Cuellar, Larsen (WA), Culberson, Larson (CT), Cummings, Latham, Davis (AL), LaTourette, Davis (CA), Lee, Davis (IL), Levin, Davis (KY), Lewis (GA), Davis, Lincoln, Lipinski, Davis, Tom, LoBiondo, DeFazio, Loeb sack, DeGette, Lofgren, Zoe, Delahunt, Lowey, DeLauro, Lynch, Dent, Mahoney (FL), Dicks, Manullo, Dingell, Marchant, Doggett, Markey, Donnelly, Marshall, Doyle, Matheson, Edwards, Matsui, Ehlers, McCarthy (NY), Ellison, McCaul (TX), Ellsworth, McCollum (MN), Emerson, McCotter, English (PA), McCreery, Eshoo, McDermott, Etheridge, McGovern, Everrett, McHugh, Farr, McIntyre, Fattah, McNerney, Ferguson, McNulty, Filner, Meek (FL), Forbes, Meeks (NY), Fortenberry, Melancon, Fossella, Michaud, Frank (MA), Miller (MI), Gallegly, Miller (NC), Gerlach, Miller, Gary, Giffords, Miller, George, Gilchrest, Mitchell, Gillibrand, Mollohan, Gillmor, Moore (KS), Gohmert, Moore (WI), Gonzalez, Moran (KS), Goode, Moran (VA).

Table with 2 columns: Name, Name. Includes Murphy (CT), Murphy, Patrick, Murphy, Tim, Murtha, Nadler, Napolitano, Neal (MA), Neugebauer, Norton, Nunes, Oberstar, Obey, Ortiz, Pallone, Pascrell, Pastor, Payne, Perlmutter, Peterson (MN), Platts, Pomeroy, Porter, Price (NC), Pryce (OH), Putnam, Rahall, Ramstad, Rangel, Regula, Rehberg, Reichert, Renzi, Reyes, Reynolds, Rodriguez, Roskam, Ross, Rothman, Roybal-Allard, Ruppertsberger, Rush, Ryan (OH), Salazar, Sánchez, Linda T., Sanchez, Loretta, Sarbanes, Saxton, Schakowsky, Schiff, Schmidt, Schwartz, Scott (GA), Scott (VA), Serrano, Sessions, Sestak, Shea-Porter, Sherman, Shuler, Shuster, Simpson, Sires, Skelton, Slaughter, Smith (NJ), Smith (WA), Snyder, Solis, Space, Spratt, Stark, Stupak, Sutton, Tanner, Tauscher, Taylor, Terry, Thompson (CA), Thompson (MS), Thornberry, Tiahrt, Tiberi, Tierney, Towns, Turner, Udall (CO), Udall (NM), Van Hollen, Velázquez, Viscofky, Walden (OR), Walsh (NY), Walz (MN), Wasserman, Schultz, Waters, Watson, Watt, Waxman.

Table with 3 columns: Name, Name, Name. Includes Weiner, Wilson (OH), Yarmuth, Welch (VT), Wolf, Young (AK), Wexler, Woolsey, Young (FL), Whitfield, Wu, Whitfield, Wynn.

NOT VOTING—23

Table with 3 columns: Name, Name, Name. Includes Baird, Fortuño, Maloney (NY), Bordallo, Harman, McMorris, Burgess, Hastert, Rodgers, Cubin, Heger, Meehan, Davis, Jo Ann, Hunter, Oliver, Emanuel, Johnson (IL), Peterson (PA), Engel, Jones (OH), Radanovich, Faleomavaega, Lewis (KY), Shays.

So the amendment was not agreed to.

FRIDAY, MAY 18 (LEGISLATIVE DAY OF MAY 17), 2007

The SPEAKER pro tempore, Ms. JACKSON-LEE of Texas, assumed the Chair.

When Mr. ACURI, Acting Chairman, reported that the Committee, having had under consideration said bill, had come to no resolution thereon.

¶70.45 HOUR OF MEETING

On motion of Mr. FRANK of Massachusetts, by unanimous consent,

Ordered, That when the House adjourns today, it adjourn to meet at 10:30 p.m. on Monday, May 21, 2007, for morning-hour debate.

¶70.46 CALENDAR WEDNESDAY BUSINESS DISPENSED WITH

On motion of Mr. FRANK of Massachusetts, by unanimous consent,

Ordered, That business in order for consideration on Wednesday, May 23, 2007, under clause 6, rule XV, the Calendar Wednesday rule, be dispensed with.

¶570.47 LEAVE OF ABSENCE

By unanimous consent, leave of absence was granted—

To Ms. HARMAN, for today after noon;

To Mrs. JONES of Ohio, for today and May 14;

Mr. WYNN for May 16 after 4 p.m.; and

To Mr. BAIRD, for today through May 22.

And then,

¶70.48 ADJOURNMENT

On motion of Mr. FRANK of Massachusetts, pursuant to the previous order of the House, at 12 o'clock and 36 minutes a.m., Friday, May 18 (legislative day of May 17), 2007, the House adjourned until 10:30 a.m. on Monday, May 21, 2007.

¶70.49 REPORTS OF COMMITTEES ON PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XIII, reports of committees were delivered to the Clerk for printing and reference to the proper calendar, as follows:

Mr. RAHALL: Committee on Natural Resources. H.R. 1100. A bill to revise the boundary of the Carl Sandburg Home National Historic Site in the State of North Carolina, and

for other purposes; with an amendment (Rept. 110-157). Referred to the Committee of the Whole House on the state of the Union.

#### 170.50 PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XII, public bills and resolutions were introduced and severally referred, as follows:

H.J. Res. 43. A joint resolution increasing the statutory limit on the public debt.

By Mr. SCOTT of Georgia:

H.R. 2356. A bill to amend title 4, United States Code, to encourage the display of the flag of the United States on Father's Day; to the Committee on the Judiciary.

By Mr. STARK (for himself, Mr. ABERCROMBIE, Ms. BALDWIN, Mr. BERMAN, Mrs. CHRISTENSEN, Mr. CLAY, Mr. AL GREEN of Texas, Mr. GENE GREEN of Texas, Mr. GRIJALVA, Mr. HASTINGS of Florida, Mr. HINCHEY, Mr. HONDA, Mr. KUCINICH, Ms. MATSUI, Mrs. MCCARTHY of New York, Mr. McDERMOTT, Mr. MCGOVERN, Mr. McNULTY, Mr. GEORGE MILLER of California, Mr. RANGEL, Mr. RUSH, Ms. SCHAKOWSKY, Ms. SCHWARTZ, Mr. SHERMAN, and Mr. WU):

H.R. 2357. A bill to amend the Social Security Act to guarantee comprehensive health care coverage for all children born after 2008; to the Committee on Ways and Means, and in addition to the Committee on Energy and Commerce, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. KILDEE (for himself, Mr. FRANK of Massachusetts, Mr. BOREN, Mr. RENZI, and Mr. COLE of Oklahoma):

H.R. 2358. A bill to require the Secretary of the Treasury to mint and issue coins in commemoration of Native Americans and the important contributions made by Indian tribes and individual Native Americans to the development of the United States and the history of the United States, and for other purposes; to the Committee on Financial Services.

By Mr. SESTAK (for himself, Ms. VELÁZQUEZ, and Mr. SHULER):

H.R. 2359. A bill to reauthorize programs to assist small business concerns, and for other purposes; to the Committee on Small Business.

By Mr. EHLERS (for himself, Mr. DANIEL E. LUNGREN of California, and Mr. MCCARTHY of California):

H.R. 2360. A bill to amend the Help America Vote Act of 2002 to require States to meet Federal guidelines for the operation of electronic voting equipment, and for other purposes; to the Committee on House Administration.

By Mr. DOGGETT (for himself, Mr. HULSHOF, Mr. LARSON of Connecticut, Mr. ANDREWS, Mr. BECERRA, Mr. BISHOP of New York, Mr. BLUMENAUER, Mr. BRALEY of Iowa, Ms. CORRINE BROWN of Florida, Mr. CARNAHAN, Ms. CARSON, Ms. CLARKE, Mr. CLAY, Mr. CLEAVER, Mr. CONYERS, Mr. CROWLEY, Mr. DEFazio, Ms. DELAURO, Mr. ELLISON, Mr. EMANUEL, Mr. FARR, Mr. FILNER, Mr. FORTENBERRY, Mr. GRIJALVA, Mr. HARE, Mr. HINCHEY, Mr. INSLIE, Ms. KAPTUR, Ms. KILPATRICK, Mr. KIND, Ms. LEE, Mr. LEVIN, Mr. LEWIS of Georgia, Mr. LIPINSKI, Mr. LOEBSACK, Mr. McDERMOTT, Mr. MCGOVERN, Mr. McNULTY, Mr. OBERSTAR, Mr. PASCRELL, Ms. SCHWARTZ, Ms. SLAUGHTER, Ms. SOLIS, Mr. STARK, Ms. SUTTON, Mr. TIERNEY, Mr. VAN

HOLLEN, Ms. VELÁZQUEZ, Ms. WATSON, Mr. WELCH of Vermont, Mr. WAXMAN, Ms. WATERS, Mrs. CAPPS, Ms. SCHAKOWSKY, and Ms. WOOLSEY):

H.R. 2361. A bill to amend the Internal Revenue Code of 1986 to disallow the credit for renewable diesel in the case of fuel coproduced with petroleum, natural gas, or coal feedstocks; to the Committee on Ways and Means.

By Mr. BILBRAY (for himself and Mr. THOMPSON of California):

H.R. 2362. A bill to reduce the duty on certain golf club components; to the Committee on Ways and Means.

By Mr. BISHOP of New York (for himself and Mr. TOM DAVIS of Virginia):

H.R. 2363. A bill to amend the Internal Revenue Code of 1986 to exclude from gross income amounts paid on behalf of Federal employees and members of the Armed Forces on active duty under Federal student loan repayment programs; to the Committee on Ways and Means.

By Mr. BLUMENAUER (for himself, Mrs. BOYDA of Kansas, Mr. KAGEN, Mrs. GILLIBRAND, Mr. RUSH, Mr. PAYNE, Ms. SCHAKOWSKY, and Mr. ALLEN):

H.R. 2364. A bill to promote expanded economic opportunities for farmers and ranchers through local and regional markets, expand access to healthy food in underserved communities, provide access to locally and regionally grown food for schools, institutions, and consumers, and strengthen rural-urban linkages, and for other purposes; to the Committee on Agriculture, and in addition to the Committee on Education and Labor, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. BOUCHER (for himself, Mr. GOODLATTE, and Mr. CHABOT):

H.R. 2365. A bill to amend title 35, United States Code, to limit damages and other remedies with respect to patents for tax planning methods; to the Committee on the Judiciary.

By Mr. BUCHANAN (for himself, Ms. VELÁZQUEZ, Mr. SHULER, and Mr. CHABOT):

H.R. 2366. A bill to reauthorize the veterans entrepreneurial development programs of the Small Business Administration, and for other purposes; to the Committee on Small Business.

By Mr. CARNAHAN (for himself, Ms. LEE, Mr. RYAN of Ohio, Mr. CROWLEY, Mr. MOORE of Kansas, Ms. MCCOLLUM of Minnesota, Mr. SHAYS, Mr. OBERSTAR, Mr. MICHAUD, and Mr. MCGOVERN):

H.R. 2367. A bill to amend the Foreign Assistance Act of 1961 to authorize assistance to provide contraceptives in developing countries in order to prevent unintended pregnancies, abortions, and the transmission of sexually transmitted infections, including HIV/AIDS; to the Committee on Foreign Affairs.

By Mr. CARTER:

H.R. 2368. A bill to provide for updated and secure social security cards; to the Committee on Ways and Means.

By Mr. CHABOT:

H.R. 2369. A bill to extend the authorization of appropriations for the Office of Government Ethics through fiscal year 2011; to the Committee on Oversight and Government Reform, and in addition to the Committee on the Judiciary, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. CRENSHAW (for himself, Mr. MEEK of Florida, Mr. CAMP of Michi-

gan, Mr. SESSIONS, Mr. TOM DAVIS of Virginia, Mr. RAMSTAD, Mrs. BONO, Mr. MACK, Ms. CORRINE BROWN of Florida, Mr. PUTNAM, and Mr. WEXLER):

H.R. 2370. A bill to amend the Internal Revenue Code of 1986 to provide for the establishment of financial security accounts for the care of family members with disabilities; to the Committee on Ways and Means.

By Mr. CUMMINGS (for himself, Mr. WAXMAN, and Mr. KUCINICH):

H.R. 2371. A bill to amend the Public Health Service Act to expand and improve the provision of pediatric dental services to medically underserved populations, and for other purposes; to the Committee on Energy and Commerce.

By Ms. DELAURO (for herself, Ms. KAPTUR, Mr. COHEN, and Mr. FATTAH):

H.R. 2372. A bill to amend the Internal Revenue Code of 1986 to impose a temporary windfall profit tax on crude oil, to make the revenues from such tax available for investments in renewable energy and energy efficiency, and for other purposes; to the Committee on Ways and Means, and in addition to the Committees on the Budget, and Rules, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. FATTAH (for himself, Mr. KANJORSKI, Mr. MOORE of Kansas, Mr. CONYERS, Ms. DELAURO, Ms. EDDIE BERNICE JOHNSON of Texas, Mr. JEFFERSON, Mr. GRIJALVA, Ms. CORRINE BROWN of Florida, Mrs. NAPOLITANO, Mr. RUSH, Mr. RANGEL, Mr. ALLEN, Ms. KILPATRICK, Mr. HINOJOSA, Ms. JACKSON-LEE of Texas, Ms. WATERS, Mr. GONZALEZ, Mr. CUMMINGS, Mr. THOMPSON of Mississippi, Mr. TOWNS, Mr. BISHOP of Georgia, Ms. SCHWARTZ, Mr. MEEKS of New York, Mr. TIERNEY, Mr. SCOTT of Virginia, Mr. LEWIS of Georgia, Mrs. JONES of Ohio, Ms. NORTON, Mr. BUTTERFIELD, Mr. WYNN, Ms. WOOLSEY, Mr. HOLDEN, Mr. DOYLE, Mr. CLAY, Mr. AL GREEN of Texas, Mr. MORAN of Virginia, Ms. CARSON, Mr. OLVER, Mr. MURTHA, Mrs. MALONEY of New York, Mr. HONDA, Mr. KUCINICH, Mr. JACKSON of Illinois, Mr. DAVIS of Alabama, Mr. DAVIS of Illinois, Mr. HASTINGS of Florida, Ms. LEE, Mr. PAYNE, Mrs. CHRISTENSEN, Ms. WATSON, Ms. BORDALLO, Mr. CARDOZA, and Mr. WATT):

H.R. 2373. A bill to provide for adequate and equitable educational opportunities for students in State public school systems, and for other purposes; to the Committee on Education and Labor.

By Mr. FORTENBERRY:

H.R. 2374. A bill to authorize the Secretary of the Interior to expand the boundary of the Homestead National Monument of America, in the State of Nebraska, and for other purposes; to the Committee on Natural Resources.

By Mr. FRANK of Massachusetts (for himself, Mr. MCGOVERN, Mr. KENNEDY, and Mr. LANGEVIN):

H.R. 2375. A bill to provide wage parity for certain prevailing rate employees in South-eastern Massachusetts and Rhode Island; to the Committee on Oversight and Government Reform.

By Mr. FRANKS of Arizona:

H.R. 2376. A bill to prohibit the rewarding of suicide bombings, to prohibit terrorist kidnappings and sexual assaults, and for other purposes; to the Committee on the Judiciary.

By Mr. GINGREY:

H.R. 2377. A bill to amend the Internal Revenue Code of 1986 to increase the deduction



under section 179 for the purchase of qualified health care information technology by medical care providers, and for other purposes; to the Committee on Ways and Means, and in addition to the Committee on Energy and Commerce, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Ms. HERSETH SANDLIN:

H.R. 2378. A bill to amend title 38, United States Code, to establish a financial assistance program to facilitate the provision of supportive services for very low-income veteran families in permanent housing, and for other purposes; to the Committee on Veterans' Affairs.

By Mr. HOLT (for himself, Mr. LOBIONDO, Mr. SMITH of New Jersey, Mr. PAYNE, Mr. TOWNS, Mr. JEFFERSON, Ms. JACKSON-LEE of Texas, Mr. GRIJALVA, Mr. BRADY of Pennsylvania, Ms. CORRINE BROWN of Florida, Mr. FERGUSON, Ms. ROYBAL-ALLARD, Mr. PASCRELL, Ms. LINDA T. SANCHEZ of California, Mr. BISHOP of Georgia, Mr. SAXTON, Mr. COHEN, and Ms. NORTON):

H.R. 2379. A bill to amend title XIX of the Social Security Act to require staff working with developmentally disabled individuals to call emergency services in the event of a life-threatening situation; to the Committee on Energy and Commerce.

By Mr. HULSHOF (for himself, Mr. CRAMER, Mrs. EMERSON, Mr. AKIN, Mrs. BIGGERT, Mr. CANNON, Mrs. BACHMANN, Mr. FRANKS of Arizona, Mr. LOBIONDO, Mr. BRADY of Texas, Mr. KNOLLENBERG, Mr. CULBERSON, Mr. HENSARLING, Mr. GRAVES, Mr. PAUL, Mr. CARTER, Mr. CANTOR, Mr. SULLIVAN, Mr. LATHAM, Mr. FERGUSON, Mr. SENSENBRENNER, Mr. KUHL of New York, Mr. GERLACH, Mr. FRELINGHUYSEN, Mr. WAMP, Mrs. DRAKE, Mr. ENGLISH of Pennsylvania, Mr. REYNOLDS, Mr. HALL of Texas, Mr. MILLER of Florida, Mr. KELLER, Mr. FOSSELLA, Mr. DOOLITTLE, Mr. MARIO DIAZ-BALART of Florida, Mr. NUNES, Mr. DAVIS of Kentucky, Mr. MCCARTHY of California, Mr. GOODE, Mr. PORTER, Mr. LAMBORN, Mr. TERRY, Mrs. MCMORRIS RODGERS, Mr. RENZI, Mr. RAMSTAD, Mrs. MYRICK, Mr. CAMP of Michigan, Mr. EVERETT, Mr. RADANOVICH, Mr. SHIMKUS, Mr. MACK, Mr. TIAHRT, Ms. PRYCE of Ohio, Mr. GALLEGLY, Mr. MCCAUL of Texas, Mr. PITTS, Mr. BOUSTANY, Mr. ROSKAM, Mr. HERGER, Mr. BARTLETT of Maryland, Mr. KIRK, Mr. STEARNS, Mr. BONNER, Mr. SESSIONS, Mrs. CUBIN, Mr. WHITFIELD, Mr. PRICE of Georgia, Mr. PETERSON of Pennsylvania, and Mr. SHUSTER):

H.R. 2380. A bill to make the repeal of the estate tax permanent; to the Committee on Ways and Means.

By Mr. KIND (for himself, Mr. BRALEY of Iowa, Mr. BOSWELL, Mr. ELLISON, Mr. HARE, Mr. LOEBACK, Ms. MCCOLLUM of Minnesota, Mr. WALZ of Minnesota, and Mr. BERRY):

H.R. 2381. A bill to promote Department of the Interior efforts to provide a scientific basis for the management of sediment and nutrient loss in the Upper Mississippi River Basin, and for other purposes; to the Committee on Natural Resources.

By Mr. KIRK:

H.R. 2382. A bill to promote a return to democracy in Thailand; to the Committee on Foreign Affairs.

By Mr. MATHESON:

H.R. 2383. A bill to protect public health and safety, should the testing of nuclear

weapons by the United States be resumed; to the Committee on Armed Services, and in addition to the Committees on Energy and Commerce, and Natural Resources, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mrs. MCCARTHY of New York (for herself and Mr. BOUSTANY):

H.R. 2384. A bill to create a pilot program to increase the number of graduate educated nurse faculty to meet the future need for qualified nurses, and for other purposes; to the Committee on Education and Labor.

By Mr. PATRICK MURPHY of Pennsylvania:

H.R. 2385. A bill to provide and enhance education, housing, and entrepreneur assistance for veterans who serve in the Armed Forces after September 11, 2001, and for other purposes; to the Committee on Veterans' Affairs, and in addition to the Committees on Armed Services, and Small Business, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. PALLONE:

H.R. 2386. A bill to amend title XVIII of the Social Security Act to provide special treatment of certain cancer hospitals under the Medicare Program; to the Committee on Ways and Means.

By Mr. PAUL (for himself, Mr. MILLER of Florida, Mr. EVERETT, Mr. BURTON of Indiana, Mrs. BLACKBURN, Mr. HUNTER, Mr. SIMPSON, Mr. MCCOTTER, Mr. NEUGEBAUER, Mr. HENSARLING, Mr. BARTLETT of Maryland, Mr. TANCREDO, and Mr. DOOLITTLE):

H.R. 2387. A bill to prohibit the use of Federal funds for any universal or mandatory mental health screening program; to the Committee on Energy and Commerce, and in addition to the Committees on Education and Labor, and Ways and Means, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Ms. SCHAKOWSKY:

H.R. 2388. A bill to amend the Immigration and Nationality Act to enhance protections for immigrant victims of domestic violence, sexual assault, and trafficking; to the Committee on the Judiciary, and in addition to the Committees on Ways and Means, Agriculture, Financial Services, and Energy and Commerce, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. SHULER (for himself and Ms. VELÁZQUEZ):

H.R. 2389. A bill to help small businesses to develop, invest in, and purchase energy efficient buildings, fixtures, equipment, and technology; to the Committee on Small Business.

By Mr. SMITH of New Jersey (for himself and Mr. DOYLE):

H.R. 2390. A bill to amend the Internal Revenue Code of 1986 to provide a refundable tax credit for education and training expenses relating to autism spectrum disorders to increase the number of teachers with such expertise; to the Committee on Ways and Means.

By Mr. STUPAK (for himself and Mr. RAMSTAD):

H.R. 2391. A bill to amend title 5, United States Code, to make family members of public safety officers killed in the line of duty eligible for coverage under the Federal employees health benefits program, and for other purposes; to the Committee on Oversight and Government Reform.

By Ms. WOOLSEY (for herself, Mr. GEORGE MILLER of California, Ms. DELAURO, Mr. ELLISON, Mrs. CAPPS, Ms. CARSON, Mr. CONYERS, Mr. FARR, Mr. HINCHEY, Mr. HINOJOSA, Ms. JACKSON-LEE of Texas, Ms. LEE, Mrs. LOWEY, Mrs. MALONEY of New York, Ms. MATSUI, Mr. MCDERMOTT, Mr. MCGOVERN, Mr. MCNULTY, Ms. MOORE of Wisconsin, Mr. OLVER, Mr. PAYNE, Ms. SCHAKOWSKY, Ms. SOLIS, Ms. WATSON, Ms. KILPATRICK, Mr. JOHNSON of Georgia, Mr. DELAHUNT, Mr. COHEN, Ms. CORRINE BROWN of Florida, Mr. TOWNS, Ms. CLARKE, Mr. CUMMINGS, Mr. DAVIS of Illinois, Mr. JACKSON of Illinois, Mr. JEFFERSON, Mr. KILDEE, Mr. KUCINICH, Mr. LANTOS, Mr. LEWIS of Georgia, Mrs. MCCARTHY of New York, Mr. MEEKS of New York, Mr. RUSH, Ms. LINDA T. SANCHEZ of California, Mr. WAXMAN, Mr. WEXLER, Mr. STARK, Mr. CLAY, Mrs. DAVIS of California, Mr. FRANK of Massachusetts, Mr. GRIJALVA, Mr. HONDA, Mr. RAHALL, Mr. ROTHMAN, Ms. NORTON, Ms. BORDALLO, and Ms. WATERS):

H.R. 2392. A bill to improve the lives of working families by providing family and medical need assistance, child care assistance, in-school and afterschool assistance, family care assistance, and encouraging the establishment of family-friendly workplaces; to the Committee on Education and Labor, and in addition to the Committees on House Administration, Oversight and Government Reform, Financial Services, and Armed Services, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. YOUNG of Alaska (for himself and Mr. SALLI):

H.R. 2393. A bill to amend the American Bald Eagle Recovery and National Emblem Commemorative Coin Act; to the Committee on Financial Services.

By Mrs. WILSON of New Mexico (for herself, Mrs. BACHMANN, Mrs. BIGGERT, Mrs. BLACKBURN, Mrs. BONO, Ms. GINNY BROWN-WAITE of Florida, Mrs. CAPITO, Mrs. DRAKE, Ms. GRANGER, Mrs. EMERSON, Ms. FALLIN, Ms. FOXX, Mrs. MILLER of Michigan, Mrs. MUSGRAVE, Mrs. MYRICK, Ms. PRYCE of Ohio, Ms. ROSLEHTINEN, and Mrs. SCHMIDT):

H.R. 2394. A bill to study the needs of Wounded Women Warriors; to the Committee on Armed Services.

By Mr. ROHRBACHER:

H. Con. Res. 150. Concurrent resolution expressing gratitude to the people and Government of the Republic of Georgia for their support and commitment in combating Islamist terrorism worldwide and their specific efforts to bring security and stability in Iraq and Afghanistan; to the Committee on Foreign Affairs.

By Mr. BOOZMAN:

H. Res. 412. A resolution expressing gratitude to Her Majesty Queen Elizabeth II and His Royal Highness, Prince Philip, Duke of Edinburgh, for their State Visit to the United States and reaffirming the friendship that exists between the United States and the United Kingdom; to the Committee on Foreign Affairs.

By Mr. FILLNER:

H. Res. 413. A resolution recognizing the service of United States Merchant Marine veterans; to the Committee on Transportation and Infrastructure.

By Mr. GOODLATTE (for himself and Mr. SCHIFF):

H. Res. 414. A resolution expressing the sense of the House of Representatives that foreign governments should work diligently

to legalize all computer software used by such foreign governments, and for other purposes; to the Committee on Foreign Affairs.

By Mr. HONDA (for himself, Mr. WU, Mr. RADANOVICH, Mr. GONZALEZ, Ms. EDDIE BERNICE JOHNSON of Texas, Mr. GUTIERREZ, Mr. GRIJALVA, Ms. BORDALLO, Mr. RANGEL, Mrs. NAPOLITANO, Ms. BERKLEY, Ms. HIRONO, Mr. LANTOS, Ms. ZOE LOFGREN of California, Ms. MCCOLLUM of Minnesota, Mr. SALAZAR, Mr. BECERRA, Mr. MCDERMOTT, Mr. WYNN, and Mr. LARSON of Connecticut):

H. Res. 415. A resolution honoring Edward Day Cohota, Joseph L. Pierce, and other veterans of Asian and Pacific Islander descent who fought in the United States Civil War; to the Committee on Armed Services.

By Mr. KING of New York (for himself, Mr. NEAL of Massachusetts, Mr. SHAYS, Mr. McNULTY, Mr. MCCOTTER, Ms. JACKSON-LEE of Texas, Mr. PUTNAM, Mr. COSTELLO, Mr. FOSSELLA, Mr. HINCHEY, Mr. WALSH of New York, Mr. TANNER, Mr. DANIEL E. LUNGREN of California, Mr. WILSON of South Carolina, Mrs. MILLER of Michigan, Mr. WOLF, Mr. MCHUGH, Mr. REYNOLDS, Mr. BURTON of Indiana, Mr. CHABOT, Mr. MILLER of Florida, Mrs. MYRICK, Mr. PEARCE, Mr. LEWIS of California, Mrs. JO ANN DAVIS of Virginia, Mr. MARIO DIAZ-BALART of Florida, Mr. HAYES, Mr. CAMPBELL of California, Mr. YOUNG of Florida, Mr. BROWN of South Carolina, Mr. FEENEY, Mrs. McMORRIS RODGERS, Mr. CONAWAY, Ms. BORDALLO, Mr. BILIRAKIS, Mr. MCCAUL of Texas, Mr. POE, Mr. KIRK, Mr. WICKER, Mr. DREIER, Mr. LINCOLN DIAZ-BALART of Florida, Mrs. MCCARTHY of New York, Mr. TIAHRT, and Mr. BLUNT):

H. Res. 416. A resolution expressing the sense of the House of Representatives regarding the public service of Tony Blair, Prime Minister of the United Kingdom; to the Committee on Foreign Affairs.

#### 170.51 ADDITIONAL SPONSORS

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

H.R. 20: Mr. EMANUEL.  
 H.R. 65: Mr. ALEXANDER and Mr. SMITH of New Jersey.  
 H.R. 67: Mr. ENGEL and Mr. MCDERMOTT.  
 H.R. 77: Mr. WELDON of Florida.  
 H.R. 111: Mr. CRENSHAW, Mr. KING of Iowa, and Mr. WELLER.  
 H.R. 141: Mr. AL GREEN of Texas.  
 H.R. 180: Mr. BRALEY of Iowa.  
 H.R. 245: Mr. MCCOTTER.  
 H.R. 260: Mr. HIGGINS.  
 H.R. 303: Mr. TIAHRT.  
 H.R. 333: Mr. PEARCE.  
 H.R. 346: Mrs. BOYDA of Kansas.  
 H.R. 418: Ms. SHEA-PORTER.  
 H.R. 450: Mr. MCDERMOTT.  
 H.R. 468: Ms. SCHAKOWSKY and Ms. ROYBAL-ALLARD.  
 H.R. 480: Mr. POE and Mr. MCCOTTER.  
 H.R. 491: Mrs. MCCARTHY of New York.  
 H.R. 507: Mr. CHANDLER, Mr. FILNER, and Mr. DAVIS of Kentucky.  
 H.R. 562: Mr. BAKER and Ms. HERSETH SANDLIN.  
 H.R. 618: Mr. ADERHOLT.  
 H.R. 621: Mr. CRAMER, Mr. LYNCH, Mr. THOMPSON of Mississippi, and Mr. TIAHRT.  
 H.R. 628: Mr. TIAHRT.  
 H.R. 642: Mr. DAVIS of Illinois and Mrs. MCCARTHY of New York.  
 H.R. 643: Mr. MEEKS of New York, Mr. DELAHUNT, Mr. COLE of Oklahoma, Mrs.

BIGGERT, Mr. DAVIS of Illinois, Mr. FORBES, Ms. BALDWIN, Mr. HAYES, and Mr. CANTOR.

H.R. 657: Mr. WALZ of Minnesota.  
 H.R. 662: Mr. MORAN of Virginia, Mr. REYES, and Mr. GEORGE MILLER of California.  
 H.R. 670: Ms. SHEA-PORTER.  
 H.R. 695: Mr. MOLLOHAN and Mr. SMITH of New Jersey.  
 H.R. 715: Mr. RUSH, Mr. CLEAVER, Mr. HINCHEY, and Mrs. JONES of Ohio.  
 H.R. 743: Mr. GORDON and Ms. GINNY BROWN-WAITE of Florida.  
 H.R. 758: Mr. GORDON.  
 H.R. 819: Mr. UDALL of New Mexico and Mr. PERLMUTTER.  
 H.R. 864: Mr. PRICE of North Carolina and Mr. LARSEN of Washington.  
 H.R. 926: Mrs. BOYDA of Kansas.  
 H.R. 971: Mr. DUNCAN.  
 H.R. 989: Mr. DAVIS of Kentucky and Ms. FALLIN.  
 H.R. 1014: Mr. BURTON of Indiana, Mr. CARTER, and Ms. BEAN.  
 H.R. 1017: Mrs. NAPOLITANO.  
 H.R. 1038: Mr. WOLF.  
 H.R. 1043: Mr. KUHL of New York.  
 H.R. 1069: Mr. CLAY.  
 H.R. 1070: Mr. CLAY.  
 H.R. 1105: Mr. DAVID DAVIS of Tennessee.  
 H.R. 1107: Mr. PITTS.  
 H.R. 1111: Ms. NORTON.  
 H.R. 1113: Mr. ACKERMAN, Mr. MARSHALL, Mr. OLVER, Mr. DICKS, and Mr. GILLMOR.  
 H.R. 1137: Mr. TIAHRT.  
 H.R. 1187: Mr. HIGGINS, Ms. MATSUI, Mr. GRIJALVA, Mr. COHEN, Ms. LORETTA SANCHEZ of California, and Mr. MEEKS of New York.  
 H.R. 1192: Mr. MCINTYRE.  
 H.R. 1201: Mr. FILNER.  
 H.R. 1222: Mr. MORAN of Virginia.  
 H.R. 1225: Mr. MCGOVERN.  
 H.R. 1230: Ms. CARSON.  
 H.R. 1252: Mrs. LOWEY and Mrs. DAVIS of California.  
 H.R. 1278: Mr. ENGLISH of Pennsylvania.  
 H.R. 1279: Mr. MOORE of Kansas.  
 H.R. 1282: Mr. ORTIZ and Mr. HINCHEY.  
 H.R. 1293: Mr. WALSH of New York.  
 H.R. 1304: Mr. MCCARTHY of California, Mrs. BONO, Mr. RAMSTAD, and Mr. RENZI.  
 H.R. 1338: Mrs. DAVIS of California, Mrs. GILLIBRAND, and Mr. JACKSON of Illinois.  
 H.R. 1343: Mr. SIMPSON, Mr. FRANK of Massachusetts, Mr. BILIRAKIS, Mr. DAVIS of Kentucky, Mr. JACKSON of Illinois, and Mr. GILLMOR.  
 H.R. 1354: Mr. ALLEN.  
 H.R. 1366: Mr. BLUNT, Mr. LOBIONDO, Mr. BONNER, and Mr. THORNBERRY.  
 H.R. 1381: Mr. ELLISON.  
 H.R. 1391: Ms. SHEA-PORTER.  
 H.R. 1419: Mr. HONDA and Mr. PASCRELL.  
 H.R. 1422: Mr. KILDEE and Ms. LEE.  
 H.R. 1426: Mr. GENE GREEN of Texas.  
 H.R. 1439: Mr. TIAHRT.  
 H.R. 1440: Mr. MARSHALL and Mr. JEFFERSON.  
 H.R. 1456: Mr. ROTHMAN and Mr. HINCHEY.  
 H.R. 1459: Mrs. EMERSON, Mr. BUTTERFIELD, Mr. GRIJALVA, Mr. OBERSTAR, and Mr. BROWN of South Carolina.  
 H.R. 1461: Mr. RYAN of Ohio and Mr. FARR.  
 H.R. 1475: Mr. SIRES.  
 H.R. 1500: Mr. KUCINICH.  
 H.R. 1506: Mr. WALZ of Minnesota, Mr. MILLER of North Carolina, Mrs. GILLIBRAND, Mr. ISRAEL, and Mr. BISHOP of New York.  
 H.R. 1514: Ms. WATSON, Mr. WALBERG, and Mr. MICHAUD.  
 H.R. 1532: Mr. SIRES.  
 H.R. 1535: Mr. PASTOR.  
 H.R. 1537: Mr. HERGER and Mr. WYNN.  
 H.R. 1542: Mr. CUMMINGS and Mr. HINCHEY.  
 H.R. 1551: Mr. YARMUTH.  
 H.R. 1552: Mr. SMITH of Nebraska, Mr. WILSON of Ohio, Ms. HERSETH SANDLIN, Mr. MARKEY, and Mr. FEENEY.  
 H.R. 1567: Mr. WYNN and Mr. SERRANO.  
 H.R. 1576: Mr. DAVIS of Alabama, Mr. BOYD of Florida, Mr. KILDEE, and Mr. BRADY of Texas.

H.R. 1583: Mr. OLVER, Mr. HODES, Mr. WALZ of Minnesota, Mr. CARNEY, Mr. KAGEN, Mr. PERLMUTTER, and Mr. HOLT.

H.R. 1584: Mr. SHAYS, Mr. LOEBACK, Mr. SOUDER, Mrs. CAPITO, Mr. WHITFIELD, Mr. ROSS, Mr. MCCARTHY of California, Mr. LUCAS, Mr. HOEKSTRA, and Mr. LATOURETTE.  
 H.R. 1589: Mr. ROGERS of Alabama and Mr. WOLF.

H.R. 1590: Ms. NORTON.  
 H.R. 1600: Ms. LINDA T. SANCHEZ of California, Mr. ENGLISH of Pennsylvania, and Mr. MICHAUD.

H.R. 1610: Mr. PORTER, Mr. KIND, Mr. CLAY, Mrs. BACHMANN, Mr. MCHENRY, Mr. MELANCON, Mr. AKIN, Mr. COLE of Oklahoma, and Mr. PICKERING.

H.R. 1629: Mr. DAVIS of Alabama.  
 H.R. 1647: Mr. GILCHREST.  
 H.R. 1687: Mrs. MALONEY of New York.  
 H.R. 1713: Mr. CROWLEY, Mr. WYNN, and Mr. SCOTT of Virginia.

H.R. 1735: Mr. PUTNAM, Mr. BILBRAY, Mrs. JO ANN DAVIS of Virginia, Mr. ROSKAM, Mr. LAMBORN, Mr. MILLER of Florida, Mr. GINGREY, Mr. ROHRBACHER, Mr. MCCARTHY of California, and Mr. HERGER.

H.R. 1738: Mr. BURTON of Indiana.  
 H.R. 1747: Mr. BARROW.

H.R. 1754: Mr. ABERCROMBIE, Mr. POMEROY, Mr. ROSS, Mr. WELCH of Vermont, Mr. BISHOP of New York, Mr. SIRES, Ms. HERSETH SANDLIN, Ms. CLARKE, Mr. PERLMUTTER, Mr. BOYD of Florida, and Mr. COSTA.

H.R. 1776: Mr. CLAY.  
 H.R. 1779: Mr. TIM MURPHY of Pennsylvania.

H.R. 1781: Mr. SCOTT of Georgia, Mr. McNULTY, Mr. WU, Ms. HIRONO, Mr. DOGGETT, Mr. GEORGE MILLER of California, Mr. BERRY, Mr. CRAMER, and Mr. PASTOR.

H.R. 1789: Mr. REICHERT.  
 H.R. 1845: Mr. LYNCH and Mrs. EMERSON.  
 H.R. 1866: Mr. PAUL, Mr. MCCAUL of Texas, Mr. PUTNAM, Mr. DOGGETT, Mr. ORTIZ, and Mr. MCHUGH.

H.R. 1921: Ms. BALDWIN.  
 H.R. 1932: Mr. GORDON and Mr. HARE.  
 H.R. 1933: Mr. MARSHALL and Mr. SCHIFF.  
 H.R. 1938: Mr. MOORE of Kansas and Mr. KUHL of New York.

H.R. 1940: Mr. GARY G. MILLER of California, Mr. PENCE, and Mr. JONES of North Carolina.

H.R. 1945: Mrs. LOWEY.  
 H.R. 1954: Ms. HERSETH SANDLIN.  
 H.R. 1956: Mr. KIND, Mr. DAVIS of Alabama, and Mr. SMITH of Washington.

H.R. 1957: Mr. MCDERMOTT and Mr. SPRATT.  
 H.R. 1960: Mr. PETERSON of Minnesota, Mr. HODES, and Mr. DAVIS of Illinois.

H.R. 1968: Mr. HONDA, Mr. JEFFERSON, Mr. MEEKS of New York, Ms. NORTON, and Ms. LINDA T. SANCHEZ of California.

H.R. 1971: Mr. COHEN, Mr. MCGOVERN, Mr. McNULTY, Mr. GONZALEZ, Mr. AL GREEN of Texas, Mr. MORAN of Virginia, and Mr. RYAN of Ohio.

H.R. 1975: Ms. LINDA T. SANCHEZ of California, and Mr. WEINER.

H.R. 1990: Mr. ABERCROMBIE, Ms. MCCOLLUM of Minnesota, Ms. DEGETTE, and Ms. HIRONO.

H.R. 2036: Mr. BILBRAY, Mr. MARSHALL, and Mr. HONDA.

H.R. 2040: Mr. RUSH, Mr. HIGGINS, Mr. AL GREEN of Texas, Mr. JEFFERSON, Ms. JACKSON-LEE of Texas, Mr. CLAY, Mr. BUTTERFIELD, Mr. BISHOP of Georgia, Mr. BARROW, Mr. CUMMINGS, Mr. DAVIS of Alabama, Mr. GRIJALVA, Ms. CARSON, Mr. HASTINGS of Florida, Mrs. CHRISTENSEN, Mr. PAYNE, Mr. THOMPSON of Mississippi, Ms. EDDIE BERNICE JOHNSON of Texas, Mr. SHAYS, Mr. MCCOTTER, and Mrs. EMERSON.

H.R. 2046: Mr. TOWNS and Ms. LINDA T. SANCHEZ of California.

H.R. 2048: Ms. BEAN.  
 H.R. 2051: Mr. BACA.

H.R. 2060: Mr. DEAL of Georgia and Ms. CARSON.  
 H.R. 2061: Ms. BERKLEY.  
 H.R. 2073: Mr. GERLACH.  
 H.R. 2086: Mr. CAMPBELL of California and Mr. POE.  
 H.R. 2087: Mr. JACKSON of Illinois, Mr. SHAYS, and Mr. HONDA.  
 H.R. 2090: Ms. HOOLEY, Mrs. MCMORRIS RODGERS, Mr. ENGLISH of Pennsylvania, and Mr. MCCOTTER.  
 H.R. 2102: Mr. TOWNS, Mr. LARSON of Connecticut, Ms. DELAURO, Mr. GONZALEZ, Ms. BALDWIN, Ms. ESHOO, Mrs. CAPPS, Ms. CASTOR, and Mr. RADANOVICH.  
 H.R. 2108: Mr. ROTHMAN.  
 H.R. 2111: Mr. MCGOVERN.  
 H.R. 2118: Mr. CLAY.  
 H.R. 2128: Mr. POE.  
 H.R. 2129: Mr. JEFFERSON, Mr. RANGEL, Ms. KILPATRICK, Mr. CROWLEY, Mr. MCHUGH, Ms. NORTON, and Mr. AL GREEN of Texas.  
 H.R. 2131: Mr. PLATTS, Mr. GORDON, Mr. MCCOTTER, Mrs. DAVIS of California, Mr. BOSWELL, Mr. BISHOP of Utah, and Mr. COHEN.  
 H.R. 2138: Mr. FARR, Mr. WAMP, Mr. SCOTT of Georgia, and Mr. HOEKSTRA.  
 H.R. 2144: Mrs. GILLIBRAND and Mr. MICHAUD.  
 H.R. 2161: Mr. DINGELL, Ms. SCHAKOWSKY, and Mr. CARNEY.  
 H.R. 2165: Ms. SCHWARTZ, Ms. MATSUI, Mr. RODRIGUEZ, Mr. COHEN, and Ms. DELAURO.  
 H.R. 2192: Mr. GONZALEZ, Mr. CONAWAY, Mr. SCOTT of Virginia, Mr. LYNCH, Mr. MOORE of Kansas, Mrs. MCCARTHY of New York, Mrs. GILLIBRAND, Mr. GILCHREST, Mr. MCDERMOTT, Mr. WAXMAN, and Mr. BRALEY of Iowa.  
 H.R. 2205: Mr. CAMPBELL of California, Mr. RUPPERSBERGER, Mr. SOUDER, and Mr. MCKEON.  
 H.R. 2208: Mr. COSTELLO and Mrs. CAPITO.  
 H.R. 2210: Mr. WYNN and Mr. SIRES.  
 H.R. 2212: Mr. ELLISON, Mr. MCDERMOTT, Mr. WELCH of Vermont, Ms. WOOLSEY, and Mr. MCGOVERN.  
 H.R. 2221: Mr. LARSON of Connecticut.  
 H.R. 2239: Ms. EDDIE BERNICE JOHNSON of Texas and Mr. CARNEY.  
 H.R. 2240: Mr. HOYER and Ms. NORTON.  
 H.R. 2244: Mr. UPTON.  
 H.R. 2253: Mr. MCHUGH.  
 H.R. 2279: Mr. WELDON of Florida and Mr. HALL of Texas.  
 H.R. 2280: Mr. LATHAM, Mr. MCHUGH, and Mr. WHITFIELD.  
 H.R. 2295: Mr. YOUNG of Florida, Mr. SMITH of Washington, Mr. DAVID DAVIS of Tennessee, Mr. SIMPSON, Mr. WOLF, Mr. CALVERT, Mr. MARSHALL, Mr. LOBIONDO, Mr. COBLE, Mr. PLATTS, Ms. LINDA T. SANCHEZ of California, Mr. RYAN of Ohio, and Mr. WALZ of Minnesota.  
 H.R. 2297: Mr. GRIJALVA, Mr. MITCHELL, and Mr. PASTOR.  
 H.R. 2298: Mr. MCHUGH.  
 H.R. 2303: Mr. TIAHRT.  
 H.R. 2317: Mr. SPACE and Mr. MURPHY of Connecticut.  
 H.R. 2327: Mr. DEFASIO and Mr. NADLER.  
 H.R. 2329: Ms. BALDWIN and Mr. JINDAL.  
 H.R. 2351: Mr. HASTINGS of Florida and Mr. GRIJALVA.  
 H.J. Res. 28: Mr. BUTTERFIELD and Mr. CLAY.  
 H. Con. Res. 25: Mr. HASTERT and Mr. NEUGEBAUER.  
 H. Con. Res. 81: Mr. MARKEY.  
 H. Con. Res. 94: Mr. SAXTON.  
 H. Con. Res. 120: Mr. PERLMUTTER, Mr. WICKER, Mr. PICKERING, Mr. PAYNE, Mr. CLEAVER, Mr. WOLF, Mr. KUHL of New York, and Mr. HAYES.  
 H. Con. Res. 130: Mrs. CAPPS and Mr. COHEN.  
 H. Con. Res. 131: Mr. HENSARLING and Mr. POE.

H. Con. Res. 149: Mr. KIND.  
 H. Res. 37: Ms. LORETTA SANCHEZ of California, Mr. WELCH of Vermont, and Mr. UDALL of New Mexico.  
 H. Res. 71: Mrs. MCCARTHY of New York.  
 H. Res. 111: Mr. TIAHRT.  
 H. Res. 147: Mr. TIAHRT.  
 H. Res. 185: Mr. CHABOT.  
 H. Res. 226: Mr. LINCOLN DIAZ-BALART of Florida.  
 H. Res. 233: Mr. WEXLER and Mr. BROWN of South Carolina.  
 H. Res. 282: Mr. MCNULTY, Mr. PORTER, and Mrs. BOYDA of Kansas.  
 H. Res. 326: Mr. ELLSWORTH and Mr. SCOTT of Virginia.  
 H. Res. 329: Mr. COBLE.  
 H. Res. 341: Mrs. BLACKBURN.  
 H. Res. 351: Mr. PRICE of Georgia, Mr. MCCAUL of Texas, and Mr. DAVID DAVIS of Tennessee.  
 H. Res. 356: Mr. HINCHEY.  
 H. Res. 369: Ms. LINDA T. SANCHEZ of California.  
 H. Res. 384: Mr. TERRY and Mr. WU.  
 H. Res. 397: Mr. GOODLATTE.  
 H. Res. 401: Ms. MCCOLLUM of Minnesota, Mr. MCDERMOTT, Mr. BLUMENAUER, Mr. FORTUÑO, Ms. BORDALLO, Mrs. CHRISTENSEN, Mr. CLEAVER, Mr. HOLT, Mr. COBLE, and Mr. GRIJALVA.  
 H. Res. 402: Mrs. DRAKE and Ms. BORDALLO.  
 H. Res. 407: Mr. SARBANES.

### MONDAY, MAY 21, 2007 (71)

#### ¶71.1 APPOINTMENT OF SPEAKER PRO TEMPORE

The House was called to order at 10:30 a.m. by the SPEAKER pro tempore, Mr. SALAZAR, who laid before the House the following communication:

WASHINGTON, DC,

May 21, 2007.

I hereby appoint the Honorable JOHN T. SALAZAR to act as Speaker pro tempore on this day.

NANCY PELOSI,

*Speaker of the House of Representatives.*

Whereupon, pursuant to the order of the House of January 4, 2007, Members were recognized for morning-hour debate.

#### ¶71.2 MORNING-HOUR DEBATE

The SPEAKER pro tempore, Mr. SALAZAR, pursuant to the order of the House of January 4, 2007, recognized Members for morning-hour debate.

#### ¶71.3 RECESS—10:44 A.M.

The SPEAKER pro tempore, Mr. MCGOVERN, pursuant to clause 12(a) of rule I, declared the House in recess at 10 o'clock and 44 minutes a.m., until noon.

#### ¶71.4 AFTER RECESS—NOON

The SPEAKER pro tempore, Mr. CLEAVER, called the House to order.

#### ¶71.5 APPROVAL OF THE JOURNAL

The SPEAKER pro tempore, Mr. CLEAVER, announced he had examined and approved the Journal of the proceedings of Thursday, May 17, 2007.

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

#### ¶71.6 COMMUNICATIONS

Executive and other communications, pursuant to clause 8, rule XII, were referred as follows:

1861. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Acetochlor; Pesticide Tolerance [EPA-HQ-OPP-2006-0203; FRL-8126-2] received May 11, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

1862. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Aspergillus flavus NRRL 21882 on Corn; Temporary Exemption from the Requirement of a Tolerance [EPA-HQ-OPP-2007-0160; FRL-8130-6] received May 11, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

1863. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Chlorantraniliprole; Time-Limited Pesticide Tolerances [EPA-HQ-OPP-2006-0800; FRL-8128-2] received May 11, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

1864. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Pendimethalin; Pesticide Tolerance [EPA-HQ-OPP-2006-0995; FRL-8120-2] received May 11, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

1865. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Pythium Oligandrum DV 74; Exemption from the Requirement of a Tolerance [EPA-HQ-OPP-2005-0121; FRL-7713-1] received May 11, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

1866. A letter from the Attorney, Office of Assistant General Counsel for Legislation and Regulatory Law, Department of Energy, transmitting the Department's final rule — Corrections and Updates to Technical Guidelines for Voluntary Greenhouse Gas Reporting (RIN: 1901-AB23) received April 10, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

1867. A letter from the Secretary, Department of Energy, transmitting the Department's report on state and regional policies that promote energy and efficiency programs carried out by electric and gas utilities, pursuant to Section 139(c) of the Energy Policy Act of 2005; to the Committee on Energy and Commerce.

1868. A letter from the Deputy Assistant Administrator, Office of Diversion Control, Department of Justice, transmitting the Department's final rule — Control of a Chemical Precursor Used in the Illicit Manufacture of Fentanyl As a List I Chemical [Docket No. DEA-299I] (RIN: 1117-AB12) received May 16, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

1869. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Federal Motor Vehicle Safety Standards; Electronic Stability Control Systems; Controls and Displays [Docket No. NHTSA-2007-27662] (RIN: 2127-AJ77) received April 13, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

1870. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Approval and Promulgation of Air Quality Implementation Plans; Delaware; Update to Materials Incorporated by Reference [DE102-1100; FRL-8291-7] received April 1, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

1871. A letter from the Principal Deputy Associate Administrator, Environmental

Protection Agency, transmitting the Agency's final rule — Approval and Promulgation of Air Quality Implementation Plans; West Virginia; Redesignation of the Weirton, WV Portion of the Steubenville-Weirton, OH-WV 8-Hour Ozone Nonattainment Area to Attainment and Approval of the Area's Maintenance Plan [EPA-R03-OAR-2006-0692; FRL-8314-1] received May 11, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

1872. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Approval and Promulgation of Air Quality Implementation Plans; West Virginia; Redesignation of the West Virginia Portion of the Wheeling, WV-OH 8-Hour Ozone Nonattainment Area to Attainment and Approval of the Area's Maintenance Plan [EPA-R03-OAR-2006-0682; FRL-8314-6] received May 11, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

1873. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Approval and Promulgation of Implementation Plans and Designation of Areas for Air Quality Planning Purposes; Michigan; Redesignation of Flint, Grand Rapids, Kalamazoo-Battle Creek, Lansing-East Lansing, Muskegon, Benton Harbor, Benzie County, Cass County, Huron County, and Mason County 8-hour Ozone Nonattainment Areas to Attainment for Ozone [EPA-R05-OAR-2006-0517, EPA-R05-OAR-2006-0563; FRL-8314-4] received May 11, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

1874. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Revisions to Standards of Performance for New Stationary Sources, National Emission Standards for Hazardous Air Pollutants, and National Emission Standards for Hazardous Air Pollutants for Source Categories [EPA-HQ-OAR-2006-0085; FRL-8315-2] (RIN: 2060-AN84) received May 11, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

1875. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Approval and Promulgation of Implementation Plans; Revisions to the Nevada State Implementation Plan; Definition, Emergency Episode, and Monitoring Regulations [EPA-R09-OAR-2007-0197; FRL-8300-5] received April 19, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

1876. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Clean Air Act Full Approval of Revisions to the State of Hawaii Operating Permit Program [EPA-R09-OAR-2007-0090; FRL-8303-5] received April 19, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

1877. A letter from the General Counsel, Federal Energy Regulatory Commission, transmitting the Commission's "Major" final rule — Mandatory Reliability Standards for the Bulk-Power System [FERC Docket No. RM06-16-000] received April 10, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

1878. A letter from the Director, Office of Standards, Regulations, and Variances, Department of Labor, transmitting the Department's final rule — Criteria and Procedures for Proposed Assessment of Civil Penalties (RIN: 1219-AB51) received April 10, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Natural Resources.

1879. A letter from the Acting Director Office of Sustainable Fisheries, NMFS, Na-

tional Oceanic and Atmospheric Administration, transmitting the Administration's final rule — Fisheries of the Exclusive Economic Zone Off Alaska; Pacific Cod by Catcher Vessels Less Than 60 ft (18.3 m) LOA Using Jig or Hook-and-Line Gear in the Bogoslof Pacific Cod Exemption Area in the Bering Sea and Aleutian Islands Management Area [Docket No. 070213033-7033-01; I.D. 022607B] received April 10, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Natural Resources.

1880. A letter from the Director Office of Sustainable Fisheries, NMFS, National Oceanic and Atmospheric Administration, transmitting the Administration's final rule — Magnuson-Stevens Fishery Conservation and Management Act Provisions; Fisheries of the Northeastern United States; Atlantic Sea Scallop Fishery; Closure of the Elephant Trunk Scallop Access Area to General Category Scallop Vessels [Docket No. 060314069-6069-01; I.D. 031307A] received April 10, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Natural Resources.

1881. A letter from the Director Office of Sustainable Fisheries, NMFS, National Oceanic and Atmospheric Administration, transmitting the Administration's final rule — Fisheries of the Northeastern United States; Summer Flounder Fishery; Quota Transfer [Docket No. 061020273-7001-03; I.D. 031207A] received April 10, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Natural Resources.

1882. A letter from the Acting Director Office of Sustainable Fisheries, NMFS, National Oceanic and Atmospheric Administration, transmitting the Administration's final rule — Fisheries of the Exclusive Economic Zone Off Alaska; Pacific Cod by Catcher Vessels Using Trawl Gear in the Bering Sea and Aleutian Islands Management Area [Docket No. 070213033-7033-01; I.D. 030907A] received April 10, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Natural Resources.

1883. A letter from the Principal Deputy Assistant Attorney General, Department of Justice, transmitting a copy of a report required by Section 202(a)(1)(C) of Pub. L. 107-273, the "21st Century Department of Justice Appropriations Authorization Act," related to certain settlements and injunctive relief; to the Committee on the Judiciary.

1884. A letter from the National Treasurer, American Ex-Prisoners of War, transmitting a copy of the Financial Statements with the Independent Auditors' report, for the year ended August 31, 2006, pursuant to 36 U.S.C. 1101 and 1103; to the Committee on the Judiciary.

1885. A letter from the Principal Deputy Assistant Attorney General, Department of Justice, transmitting two legislative proposals relating to the implementation of treaties concerning maritime terrorism and the maritime transportation of weapons of mass destruction; to the Committee on the Judiciary.

1886. A letter from the Congressional Medal of Honor Society of the United States of America, transmitting the annual financial report of the Society for calendar year 2006, pursuant to 36 U.S.C. 1101; to the Committee on the Judiciary.

1887. A letter from the Staff Director, United States Sentencing Commission, transmitting a copy of the 2006 Annual Report and Sourcebook of Federal Sentencing Statistics, pursuant to 28 U.S.C. 994(w)(3); to the Committee on the Judiciary.

1888. A letter from the Chairman, United States Sentencing Commission, transmitting a report of amendments to the sentencing guidelines, policy statements, and official commentary, together with the reasons for these amendments, pursuant to 28 U.S.C. 994(o); to the Committee on the Judiciary.

1889. A letter from the United States Sentencing Commission, transmitting the Commission's report entitled, "Cocaine and Federal Sentencing Policy"; to the Committee on the Judiciary.

1890. A letter from the Assistant Secretary of the Army for Civil Works, Department of Defense, transmitting a copy of the Mississippi Coastal Interim Report, Hancock, Harrison, and Jackson Counties; to the Committee on Transportation and Infrastructure.

1891. A letter from the Assistant Secretary of the Army for Civil Works, Department of Defense, transmitting a copy of the hurricane and storm damage reduction report for Montauk Point, New York; to the Committee on Transportation and Infrastructure.

1892. A letter from the Senior Attorney, Office of General Counsel, Department of Transportation, transmitting the Department's final rule — Standard Time Zone Boundary in the State of Indiana [OST DOCKET NO. 2005-22114] (RIN: 2105-AD53) received March 30, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1893. A letter from the Secretary, Department of Transportation, transmitting the Twenty-Second Annual Report of Accomplishments Under the Airport Improvement Program for Fiscal Year 2005, pursuant to 49 U.S.C. 47131; to the Committee on Transportation and Infrastructure.

1894. A letter from the Deputy Director, Bureau of Transportation Statistics, Department of Transportation, transmitting the Transportation Statistics Annual Report 2006, pursuant to 49 U.S.C. 111(f); to the Committee on Transportation and Infrastructure.

1895. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Oil Pollution Prevention; Non-Transportation Related Onshore and Offshore Facilities [EPA-HQ-OPA-2006-00949; [FRL-8315-1]] (RIN: 2050-AG36) received May 11, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

1896. A letter from the Chief, Publications and Regulations Branch, Internal Revenue Service, transmitting the Service's final rule — Guidance Regarding Public Inspection of Unrelated Business Income Tax Returns [Notice 2007-45] received May 9, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

1897. A letter from the Chief, Publications and Regulations Branch, Internal Revenue Service, transmitting the Service's final rule — Section 856.—Definition of Real Estate Investment Trust (Rev. Rul. 2007-33) received May 9, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

1898. A letter from the Chief, Publications and Regulations Branch, Internal Revenue Service, transmitting the Department's final rule — Tier II Issue — Industry Director Directive on the Proper Treatment of Upfront Fees, Milestone Payments, Royalties and Deferred Income Upon Entering into a Collaboration Agreement in Biotech and Pharmaceutical Industries [LMSB Control No.: LMSB-04-0407-037] received May 9, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

1899. A letter from the Principal Deputy for Personnel and Readiness, Department of Defense, transmitting the Department's List of Institutions of Higher Education Ineligible for Federal Funds, pursuant to section 582 of the Bob Stump National Defense Authorization Act of Fiscal Year 2006; jointly to the Committees on Armed Services and Education and Labor.

1900. A letter from the Deputy Director, Defense Security Cooperation Agency, transmitting pursuant to Section 634A of the Foreign Assistance Act of 1961, notification for countries listed as approved for funding for the FY 2007 International Military Education and Training (IMET) program; jointly to the Committees on Foreign Affairs and Appropriations.

1901. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting the Department's memorandum of justification regarding the determination to transfer FY 2006 Funds to the FY 2007 peacekeeping operations account for Security Sector Reform in Liberia, pursuant to Section 610 of the Foreign Assistance Act of 1961; jointly to the Committees on Foreign Affairs and Appropriations.

1902. A letter from the Chief Executive Officer, Federal Bureau of Prisons, Department of Justice, transmitting a copy of the FY 2006 Annual Report for the Federal Prison Industries, Inc (FPI), pursuant to 31 U.S.C. 9106(b); jointly to the Committees on Oversight and Government Reform and the Judiciary.

1903. A letter from the Director, Office of Government Ethics, transmitting the Office's proposal entitled, "To amend the Ethics in Government Act of 1978 to reauthorize the Office of Government Ethics"; jointly to the Committees on Oversight and Government Reform and the Judiciary.

1904. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting certification to Congress regarding the Incidental Capture of Sea Turtles in Commercial Shrimping Operations, pursuant to Public Law 101-162, section 609(b); jointly to the Committees on Natural Resources and Appropriations.

1905. A letter from the Acting Assistant Attorney General, Department of Justice, transmitting a report required by the Foreign Intelligence Surveillance Act of 1978, pursuant to 50 U.S.C. 1807; jointly to the Committees on the Judiciary and Intelligence (Permanent Select).

1906. A letter from the Secretary, Department of Health and Human Services, transmitting the Department's report entitled, "Finalizing Medicare Regulations under Section 902 of the Medicare Prescription Drug, Improvement, and Modernization Act (MMA) of 2003 for Calendar Year 2006"; jointly to the Committees on Ways and Means and Energy and Commerce.

¶71.7 COMMUNICATION FROM THE CLERK—MESSAGE FROM THE PRESIDENT

The SPEAKER pro tempore, Mr. CLEAVER, laid before the House a communication, which was read as follows:

OFFICE OF THE CLERK,  
HOUSE OF REPRESENTATIVES,  
Washington, DC, May 18, 2007.

Hon. NANCY PELOSI,  
*The Speaker, House of Representatives,*  
Washington, DC.

DEAR MADAM SPEAKER: Pursuant to the permission granted in Clause 2(h) of Rule II of the Rules of the U.S. House of Representatives, I have the honor to transmit a sealed envelope received from the White House on May 18, 2007, at 3:10 p.m. and said to contain a message from the President whereby he notifies the Congress he has extended the national emergency with respect to the Development Fund for Iraq.

With best wishes, I am  
Sincerely,

LORRAINE C. MILLER,  
*Clerk of the House.*

¶71.8 MESSAGE FROM THE PRESIDENT—  
NATIONAL EMERGENCY WITH RESPECT  
TO THE DEVELOPMENT FUND FOR IRAQ

The Clerk then read the message from the President, as follows:

*To the Congress of the United States:*

Section 202(d) of the National Emergencies Act (50 U.S.C. 1622(d)) provides for the automatic termination of a national emergency unless, prior to the anniversary date of its declaration, the President publishes in the *Federal Register* and transmits to the Congress a notice stating that the emergency is to continue in effect beyond the anniversary date. In accordance with this provision, I have sent the enclosed notice to the *Federal Register* for publication. This notice states that the national emergency declared in Executive Order 13303 of May 22, 2003, as modified in scope and relied upon for additional steps taken in Executive Order 13315 of August 28, 2003, Executive Order 13350 of July 29, 2004, and Executive Order 13364 of November 29, 2004, is to continue in effect beyond May 22, 2007.

The threats of attachment or other judicial process against (i) the Development Fund for Iraq, (ii) Iraqi petroleum and petroleum products, and interests therein, and proceeds, obligations, or any financial instruments of any nature whatsoever arising from or related to the sale or marketing thereof, and interests therein, or (iii) any accounts, assets, investments, or any other property of any kind owned by, belonging to, or held by, on behalf of, or otherwise for the Central Bank of Iraq obstruct the orderly reconstruction of Iraq. These threats also impede the restoration and maintenance of peace and security and the development of political, administrative, and economic institutions in Iraq. These threats continue to pose an unusual and extraordinary threat to the national security and foreign policy of the United States. Accordingly, I have determined that it is necessary to continue the national emergency protecting the Development Fund for Iraq, certain other property in which Iraq has an interest, and the Central Bank of Iraq and maintain in force the measures to respond to this threat.

GEORGE W. BUSH.  
THE WHITE HOUSE, May 18, 2007.

By unanimous consent, the message, together with the accompanying papers, was referred to the Committee on Foreign Affairs and ordered to be printed (H. Doc. 110-36).

¶71.9 RECESS—12:08 P.M.

The SPEAKER pro tempore, Mr. SALAZAR, pursuant to clause 12(a) of rule I, declared the House in recess at 12 o'clock and 8 minutes p.m., until approximately 3 p.m.

¶71.10 AFTER RECESS—3:02 P.M.

The SPEAKER pro tempore, Mr. SALAZAR, called the House to order.

¶71.11 INDUSTRIAL BANK HOLDING  
COMPANY

Mr. FRANK of Massachusetts, moved to suspend the rules and pass the bill (H.R. 698) to amend the Federal Deposit Insurance Act to establish industrial holding company regulation, and for other purposes, as amended.

The SPEAKER pro tempore, Mr. SALAZAR, recognized Mr. FRANK of Massachusetts, and Mr. GILLMOR, each for 20 minutes.

After debate,

The question being put, *viva voce*,

Will the House suspend the rules and pass said bill, as amended?

The SPEAKER pro tempore, Mr. SALAZAR, announced that two-thirds of the Members present had voted in the affirmative.

Mr. FRANKS of Massachusetts, demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Mr. SALAZAR, pursuant to clause 8, rule XX, announced that further proceedings on the question were postponed.

¶71.12 LEONARD W. HERMAN POST OFFICE

Mr. DAVIS of Illinois, moved to suspend the rules and pass the bill (H.R. 1722) to designate the facility of the United States Postal Service located at 601 Banyan Trail Boca Raton, Florida, as the "Leonard W. Herman Post Office".

The SPEAKER pro tempore, Mr. SALAZAR, recognized Mr. DAVIS of Illinois, and Ms. FOXX, each for 20 minutes.

After debate,

The question being put, *viva voce*,

Will the House suspend the rules and pass said bill?

The SPEAKER pro tempore, Mr. SALAZAR, announced that two-thirds of the Members present had voted in the affirmative.

Mr. DAVIS of Illinois, demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Mr. SALAZAR, pursuant to clause 8, rule XX, announced that further proceedings on the question were postponed until Tuesday, May 22, 2007.

¶71.13 STAFF SERGEANT OMER T. 'O.T.'  
HAWKINS POST OFFICE

Mr. DAVIS of Illinois, moved to suspend the rules and pass the bill (H.R. 2078) to designate the facility of the United States Postal Service located at 14536 State Route 136 in Cherry Fork, Ohio, as the "Staff Sergeant Omer T. 'O.T.' Hawkins Post Office".

The SPEAKER pro tempore, Mr. SALAZAR, recognized Mr. DAVIS of Illinois, and Ms. FOXX, each for 20 minutes.

After debate,

The question being put, *viva voce*,

Will the House suspend the rules and pass said bill?

The SPEAKER pro tempore, Mr. SALAZAR, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill was passed was, by unanimous consent, laid on the table.

*Ordered*, That the Clerk request the concurrence of the Senate in said bill.

¶71.14 STAFF SERGEANT MARVIN REX  
YOUNG POST OFFICE BUILDING

Mr. DAVIS of Illinois, moved to suspend the rules and pass the bill (H.R. 1425) to designate the facility of the United States Postal Service located at 4551 East 52nd Street in Odessa, Texas, as the "Staff Sergeant Marvin 'Rex' Young Post Office Building".

The SPEAKER pro tempore, Mr. SALAZAR, recognized Mr. DAVIS of Illinois, and Ms. FOXX, each for 20 minutes.

After debate,

The question being put, *viva voce*,

Will the House suspend the rules and pass said bill?

The SPEAKER pro tempore, Mr. SALAZAR, announced that two-thirds of the Members present had voted in the affirmative.

Ms. FOXX demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Mr. SALAZAR, pursuant to clause 8, rule XX, announced that further proceedings on the question were postponed.

¶71.15 GEORGE B. LEWIS POST OFFICE  
BUILDING

Mr. DAVIS of Illinois, moved to suspend the rules and pass the bill (H.R. 2077) to designate the facility of the United States Postal Service at 20805 State Route 125 in Blue Creek, Ohio, as the "George B. Lewis Post Office Building".

The SPEAKER pro tempore, Mr. SALAZAR, recognized Mr. DAVIS of Illinois, and Ms. FOXX, each for 20 minutes.

After debate,

The question being put, *viva voce*,

Will the House suspend the rules and pass said bill?

The SPEAKER pro tempore, Mr. SALAZAR, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill was passed was, by unanimous consent, laid on the table.

*Ordered*, That the Clerk request the concurrence of the Senate in said bill.

¶71.16 RECOGNIZING THE LIFE OF LAMAR  
HUNT

Mr. DAVIS of Illinois, moved to suspend the rules and agree to the following resolution (H. Res. 53):

Whereas Lamar Hunt was born on August 2, 1932, in El Dorado, Arkansas;

Whereas Lamar Hunt graduated from Southern Methodist University with a Bachelor of Science in Geology in 1956, and was a 3 year reserve end on the varsity football team and was a distinguished alumni and avid supporter;

Whereas at the age of 27, Lamar Hunt created the American Football League and founded the Dallas Texans, which were later renamed the Kansas City Chiefs when Hunt relocated the team in 1963;

Whereas for 40 years Lamar Hunt owned and was a vital participant in the Kansas City Chiefs Football Club and created the Championship Game between the American Football League and the National Football League that became known as the Super Bowl, a moniker Hunt coined;

Whereas under the leadership of Lamar Hunt, the Kansas City Chiefs won the American Football League Championship game in 1962, 1966, and 1969, and won the National Football League Super Bowl IV Championship in 1970;

Whereas Lamar Hunt, a man of unwavering and deep humility, played an important role in the design, ongoing development, and direction of the modern-day National Football League and served as the driving force behind the merger of the American and National football leagues in 1970;

Whereas Lamar Hunt advocated for innovative and progressive changes to enhance football in the National Football League, including the installation of the 2-point conversion option for professional football, names on the backs of the uniforms, that the trophy given to the winner of the Super Bowl be named in honor of the late and revered Vince Lombardi, and an additional Thanksgiving game be added to the National Football League schedule;

Whereas Lamar Hunt's biggest influence on the professional football over the years was his quiet, yet persuasive voice of reason;

Whereas Lamar Hunt's name is rightfully mentioned alongside other legends in professional football history for his commitment to putting the betterment of the professional football leagues ahead of any potential individual gain, few individuals helped change the face of American football for the better than this quiet Texan;

Whereas Lamar Hunt, as the founder of the American Football League, helped pave the way for much of the modern growth of professional football;

Whereas possibly the greatest tribute to his contributions to the sport was the naming by the American Football League of the Lamar Hunt Trophy, which is presented annually to the champion of the American Football Conference;

Whereas Lamar Hunt was also one of the founding investors in the 6-time World Champion Chicago Bulls of the National Basketball Association and was the owner of 13 distinctive championship rings from 5 different professional sports associations, including the American Football League and National Football League, Major League Soccer, National Basketball Association, North American Soccer League, and the United States Soccer "Open Cup";

Whereas in total, Lamar Hunt was selected to 8 Halls of Fame, including the United States Soccer Hall of Fame in 1982, the International Tennis Hall of Fame in 1993, the Missouri Sports Hall of Fame in 1995, the Texas Sports Hall of Fame in 1984, the Texas

Business Hall of Fame 1997, and the Kansas City Business Hall of Fame 2004;

Whereas Lamar Hunt was the first American Football League figure to be enshrined into the Professional Football Hall of Fame in 1972;

Whereas in 1981 Lamar Hunt was inducted into the National Football League Alumni Association's prestigious Order of the Leather Helmet and in February of 1993, and received the Francis J. "Reds" Bagnell Award from the Maxwell Football Club of Philadelphia for continuing positive contributions to the game;

Whereas in 1991 the 91-year-old U.S. Open Cup was renamed the "Lamar Hunt U.S. Open Cup";

Whereas that same year Lamar Hunt received the U.S. Soccer Federation Hall of Fame Medal of Honor, joining former U.S. Soccer President Alan Rothenberg as the only other individual to earn that prestigious distinction;

Whereas in 2005 the U.S. Soccer Foundation honored Lamar Hunt with its Lifetime Achievement Award;

Whereas Lamar Hunt brought smiles to millions of children who walked through the gates of his twin theme parks in Kansas City, Worlds and Oceans of Fun;

Whereas in addition to his outstanding leadership of the Kansas City Chiefs, Lamar Hunt served his community throughout his lifetime through philanthropic endeavors and the donation of his time in both Kansas City and Dallas;

Whereas 2 of the projects closest to Lamar Hunt included Southern Methodist University, his alma mater where he served as co-chairman of the university's campaign that raised \$60,000,000 to build a new 32,000-seat football stadium that opened in 2000 and to which he and his wife Norma donated \$5,000,000; and the Heart of a Champion Foundation, a nonprofit foundation that he launched in 2001;

Whereas Lamar Hunt was also a supporter of the Nelson-Atkins Museum in Kansas City, and was a benefactor of the Dallas Symphony Orchestra, the Dallas Museum of Art, and a host of causes related to children's charities, education, and fine arts; and

Whereas on December 13, 2006, Lamar Hunt succumbed to cancer at the Dallas Presbyterian Hospital in Dallas, Texas at the age of 74; Now, therefore, be it

*Resolved*, That the House of Representatives, on this occasion less than one month after the death of Lamar Hunt—

(1) expresses its deepest condolences to Lamar Hunt's wife of 42 years, Norma, his 4 children, Lamar Jr., Sharon Munson, Clark, and Daniel, and his 14 grandchildren; and

(2) recognizes the outstanding contributions that Lamar Hunt made to the Kansas City Chiefs, the National Football League, and the United States.

The SPEAKER pro tempore, Mr. SALAZAR, recognized Mr. DAVIS of Illinois, and Ms. FOXX, each for 20 minutes.

After debate,

The question being put, *viva voce*,

Will the House suspend the rules and agree to said resolution?

The SPEAKER pro tempore, Mr. SALAZAR, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said resolution was agreed to.

A motion to reconsider the vote whereby the rules were suspended and said resolution was agreed to was, by unanimous consent, laid on the table.



¶71.17 NATIONAL HURRICANE PREPAREDNESS WEEK

Mr. MELANCON moved to suspend the rules and agree to the following resolution (H. Res. 402):

Whereas the Atlantic and Central Pacific hurricane season begins June 1 and ends November 30, and the East Pacific hurricane season runs from May 15 through November 30;

Whereas an average of 11 tropical storms develop per year over the Atlantic Ocean, Caribbean Sea, and Gulf of Mexico and an average of 6 of these storms become hurricanes;

Whereas in an average 3-year period roughly 5 hurricanes strike the United States coastline, sometimes resulting in multiple deaths, with 2 typically being "major" or "intense" category 3 hurricanes, as measured on the Saffir-Simpson Hurricane Scale;

Whereas millions of Americans face great risk from tropical storms or hurricanes, because 50 percent of Americans live along the coast and millions of tourists visit the oceans each year;

Whereas the 2005 Atlantic hurricane season was the busiest on record and extends the active hurricane cycle that began in 1995—a trend experts agree is likely to continue for years to come;

Whereas the 2005 Atlantic hurricane season included 28 named storms, including 15 hurricanes in which 7 were category 3 or higher;

Whereas, during a hurricane, homes, businesses, public buildings, and infrastructure may be damaged or destroyed by heavy rain, strong winds, and storm surge; debris can break windows and doors; roads and bridges can be washed away; homes can be flooded; and destructive tornadoes can occur well away from the storm's center;

Whereas experts at the National Oceanic and Atmospheric Administration's National Hurricane Center in the National Weather Service agree that it is critical to know if you live in a hurricane prone area, to know your home's vulnerability to storm surge, flooding, and wind, and to develop a written family disaster plan based on this knowledge;

Whereas the National Hurricane Center recommends that people in hurricane-prone areas prepare a personal evacuation plan that identifies ahead of time their home's vulnerability to storm surge, flooding, and wind; the safest areas in their home for each hurricane hazard; several options of places to go if ordered to evacuate; and the telephone numbers of these places as well as a road map of the local area;

Whereas the National Hurricane Center recommends that people in hurricane-prone areas assemble a disaster supply kit before hurricane season begins that includes a first aid kit and essential medications; canned food and can opener; at least three gallons of water per person per day for three to seven days; protective clothing, rainwear, and bedding or sleeping bags; a battery-powered radio, flashlight, and extra batteries; special items (including medications) for infants, elderly, or disabled family members; and written instructions on how to turn off electricity, gas, and water in case authorities advise these actions;

Whereas the National Hurricane Center recommends that prior to hurricane season people prepare for high winds by installing hurricane shutters or having available pre-cut outdoor plywood boards for each window of a home; ensuring they can reinforce garage doors; and making trees more wind resistant by removing diseased and damaged limbs;

Whereas the National Hurricane Center recommends that citizens know that the term "Hurricane Watch" means hurricane

conditions are possible in the specified area of the Watch, usually within 36 hours, and that the term "Hurricane Warning" means hurricane conditions are expected in the specified area of the Warning, usually within 24 hours;

Whereas the National Hurricane Center recommends that people know what to do when a Hurricane Watch is issued, that is, listen to NOAA Weather Radio or local radio or TV stations for up-to-date storm information; prepare to bring inside any lawn furniture, outdoor decorations, and anything that can be picked up by the wind; prepare to cover all windows of their homes and reinforce their garage door; fill their car's gas tank; recheck manufactured home tie-downs; and recheck their disaster supply kit;

Whereas the National Hurricane Center recommends that people know what to do when a Hurricane Warning is issued, that is, listen to the advice of local officials, and leave if told to do so; complete preparation activities; if they are not advised to evacuate, stay indoors, away from windows; be aware that the calm "eye" is deceptive and does not mean the storm is over; and be alert for tornadoes;

Whereas in the 1970s, '80s, and '90s, inland flooding was responsible for more than half of the deaths associated with tropical storms and hurricanes in the United States and the National Weather Service recommends that when a hurricane threatens the United States, people determine whether they live in a potential flood zone; if advised to evacuate, do so immediately; keep abreast of road conditions through the news media; move to a safe area before access is cut off by flood water; do not attempt to cross flowing water because as little as six inches of water may cause one to lose control of a vehicle; and develop a flood emergency action plan;

Whereas the National Oceanic and Atmospheric Administration provides more detailed information about hurricanes and hurricane preparedness via its Web site http://www.nhc.noaa.gov/HAW2; and

Whereas a National Hurricane Preparedness Week will be the week of May 20-26, 2007: Now, therefore, be it

Resolved, That the House of Representatives—

(1) supports the goals and ideals of National Hurricane Preparedness Week;

(2) encourages the staff of the National Oceanic and Atmospheric Administration, especially at the National Weather Service and the National Hurricane Center, and other appropriate Federal agencies, to continue their outstanding work to educate people in the United States about hurricane preparedness; and

(3) urges the people of the United States to recognize such a week as an opportunity to learn more about the work of the National Hurricane Center to forecast hurricanes and to educate citizens about the potential risks associated with hurricanes.

The SPEAKER pro tempore, Mr. SALAZAR, recognized Mr. MELANCON and Mr. Mario DIAZ-BALART of Florida, each for 20 minutes.

After debate, The question being put, viva voce, Will the House suspend the rules and agree to said resolution?

The SPEAKER pro tempore, Mr. SALAZAR, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said resolution was agreed to.

A motion to reconsider the vote whereby the rules were suspended and said resolution was agreed to was, by unanimous consent, laid on the table.

¶71.18 21ST CENTURY COMPETITIVENESS OF 2007

Mr. WU moved to suspend the rules and pass the bill (H.R. 2272) to invest in innovation through research and development, and to improve the competitiveness of the United States.

The SPEAKER pro tempore, Mr. SALAZAR, recognized Mr. WU and Mr. Mario DIAZ-BALART of Florida, each for 20 minutes.

After debate, The question being put, viva voce, Will the House suspend the rules and pass said bill?

The SPEAKER pro tempore, Mr. SALAZAR, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said bill.

¶71.19 RECESS—5:04 P.M.

The SPEAKER pro tempore, Mr. SALAZAR, pursuant to clause 12(a) of rule I, declared the House in recess at 5 o'clock and 4 minutes p.m., until approximately 6:30 p.m.

¶71.20 AFTER RECESS—6:31 P.M.

The SPEAKER pro tempore, Mr. SCOTT of Virginia, called the House to order.

¶71.21 H.R. 698—UNFINISHED BUSINESS

The SPEAKER pro tempore, Mr. SCOTT of Virginia, pursuant to clause 8, rule XX, announced the unfinished business to be the motion to suspend the rules and pass the bill (H.R. 698) to amend the Federal Deposit Insurance Act to establish industrial holding company regulation, and for other purposes; as amended.

The question being put, Will the House suspend the rules and pass said bill, as amended?

The vote was taken by electronic device.

It was decided in the affirmative ..... { Yeas ..... 371 Nays ..... 16 Answered present 1

¶71.22 [Roll No. 384]

YEAS—371

Table listing names of members who voted 'Yeas': Abercrombie, Ackerman, Aderholt, Alexander, Allen, Altmire, Andrews, Arcuri, Baca, Bachmann, Bachus, Baldwin, Barrett (SC), Barrow, Bartlett (MD), Barton (TX), Bean, Becerra, Berkley, Berma, Berry, Biggert, Bilbray, Billrakis, Bishop (GA), Bishop (NY), Blackburn, Blunt, Boehner, Bonner, Bono, Boozman, Boren.

Boswell  
Boucher  
Boustany  
Boyd (FL)  
Boyd (KS)  
Brady (PA)  
Braley (IA)  
Brown (SC)  
Brown-Waite,  
Ginny  
Burgess  
Burton (IN)  
Butterfield  
Calvert  
Camp (MI)  
Cantor  
Capito  
Capps  
Capuano  
Cardoza  
Carnahan  
Carney  
Carter  
Castle  
Castor  
Chabot  
Chandler  
Clarke  
Cleaver  
Clyburn  
Coble  
Cohen  
Cole (OK)  
Conaway  
Conyers  
Cooper  
Costa  
Courtney  
Cramer  
Crenshaw  
Crowley  
Cubin  
Cuellar  
Culberson  
Cummings  
Davis (AL)  
Davis (CA)  
Davis (IL)  
Davis, David  
Davis, Jo Ann  
Davis, Lincoln  
Davis, Tom  
Deal (GA)  
DeFazio  
DeLahunt  
DeLauro  
Dent  
Diaz-Balart, M.  
Dicks  
Dingell  
Donnelly  
Doolittle  
Doyle  
Drake  
Dreier  
Duncan  
Edwards  
Ehlers  
Ellison  
Ellsworth  
Emanuel  
Emerson  
Engel  
English (PA)  
Eshoo  
Etheridge  
Everett  
Fallin  
Farr  
Fattah  
Ferguson  
Filner  
Forbes  
Fossella  
Foxy  
Frank (MA)  
Frelinghuysen  
Gallegly  
Garrett (NJ)  
Giffords  
Gilchrest  
Gillibrand  
Gillmor  
Gohmert  
Gonzalez  
Goode  
Goodlatte  
Gordon  
Granger  
Graves

Green, Al  
Green, Gene  
Grijalva  
Hall (NY)  
Hall (TX)  
Hare  
Harman  
Hastings (FL)  
Hastings (WA)  
Hayes  
Heller  
Hensarling  
Herger  
Hersteth Sandlin  
Higgins  
Hill  
Hinchev  
Hirono  
Hobson  
Hodes  
Hoekstra  
Holden  
Holt  
Honda  
Hooley  
Hoyer  
Inglis (SC)  
Insee  
Israel  
Jackson (IL)  
Jackson-Lee  
(TX)  
Jefferson  
Jindal  
Johnson (IL)  
Johnson, E. B.  
Johnson, Sam  
Jones (NC)  
Jordan  
Kagen  
Kanjorski  
Kaptur  
Keller  
Kennedy  
Kildee  
Kilpatrick  
King (IA)  
Kingston  
Klein (FL)  
Kline (MN)  
Knollenberg  
Kucinich  
Kuhl (NY)  
Lamborn  
Lampson  
Langevin  
Lantos  
Larsen (WA)  
Larsen (CT)  
Latham  
LaTourette  
Lee  
Levin  
Lewis (CA)  
Lewis (GA)  
Lewis (KY)  
Linder  
Lipinski  
LoBiondo  
Loebsock  
Lowey  
Lucas  
Lungren, Daniel  
E.  
Lynch  
Mahoney (FL)  
Maloney (NY)  
Manzullo  
Markey  
Marshall  
Matsui  
McCarthy (CA)  
McCarthy (NY)  
McCaul (TX)  
McCollum (MN)  
McCotter  
McCrery  
McDermott  
McGovern  
McHenry  
McHugh  
McIntyre  
McKeon  
McNerney  
McNulty  
Meehan  
Meek (FL)  
Meeks (NY)  
Melancon  
Mica

Michaud  
Miller (FL)  
Miller (MI)  
Miller (NC)  
Miller, Gary  
Miller, George  
Mitchell  
Mollohan  
Moore (KS)  
Moore (WI)  
Moran (KS)  
Moran (VA)  
Murphy (CT)  
Murphy, Patrick  
Murphy, Tim  
Musgrave  
Myrick  
Nadler  
Napolitano  
Neal (MA)  
Neugebauer  
Nunes  
Oberstar  
Obey  
Olver  
Ortiz  
Pallone  
Pascarell  
Pastor  
Paul  
Payne  
Pearce  
Perlmutter  
Peterson (MN)  
Petri  
Pickering  
Pitts  
Platts  
Pomeroy  
Porter  
Price (GA)  
Price (NC)  
Pryce (OH)  
Putnam  
Radanovich  
Rahall  
Ramstad  
Rangel  
Regula  
Rehberg  
Reichert  
Renzi  
Reyes  
Reynolds  
Rodriguez  
Rogers (AL)  
Rogers (KY)  
Rogers (MI)  
Ros-Lehtinen  
Roskam  
Ross  
Rothman  
Roybal-Allard  
Ruppersberger  
Ryan (OH)  
Ryan (WI)  
Salazar  
Sali  
Sanchez, Linda  
T.  
Sarbanes  
Saxton  
Schakowsky  
Schiff  
Schmidt  
Schwartz  
Scott (GA)  
Scott (VA)  
Sensenbrenner  
Serrano  
Sessions  
Sestak  
Shea-Porter  
Sherman  
Shuler  
Shuster  
Sires  
Skelton  
Slaughter  
Smith (NE)  
Smith (NJ)  
Smith (TX)  
Smith (VA)  
Snyder  
Solis  
Souder  
Space  
Spratt  
Stark  
Stearns

Sutton  
Tancredo  
Tauscher  
Taylor  
Terry  
Thompson (CA)  
Thompson (MS)  
Thornberry  
Tiahrt  
Tiberi  
Tierney  
Turner  
Udall (CO)  
Udall (NM)  
Van Hollen

## NAYS—16

Baker  
Bishop (UT)  
Campbell (CA)  
Cannon  
Feeney  
Flake

## ANSWERED "PRESENT"—1

Gingrey

## NOT VOTING—44

Akin  
Baird  
Blumenauer  
Brady (TX)  
Brown, Corrine  
Buchanan  
Buyer  
Carson  
Clay  
Costello  
Davis (KY)  
DeGette  
Diaz-Balart, L.  
Doggett  
Fortenberry

Velázquez  
Visclosky  
Walberg  
Walden (OR)  
Walsh (NY)  
Walz (MN)  
Wasserman  
Schultz  
Waters  
Watson  
Watt  
Waxman  
Weiner  
Welch (VT)  
Weldon (FL)

Franks (AZ)  
Hastert  
Issa  
Mack  
Matheson  
Poe

Weller  
Whitfield  
Wicker  
Wilson (NM)  
Wilson (OH)  
Wilson (SC)  
Wolf  
Woolsey  
Wu  
Wynn  
Yarmuth  
Young (AK)  
Young (FL)

Rohrabacher  
Royce  
Shadegg  
Westmoreland

Murtha  
Pence  
Peterson (PA)  
Rush  
Sanchez, Loretta  
Shays  
Shimkus  
Simpson  
Stupak  
Sullivan  
Tanner  
Townes  
Upton  
Wamp  
Wexler

Whereas as a result of Mr. Rogers' motion and vote on the Murtha earmark, the Gentleman from Pennsylvania, Mr. Murtha subsequently threatened to withdraw support for earmarks providing funding for projects located in the Gentleman from Michigan's district;

Whereas on May 17, 2007, in the House Chamber, the Gentleman from Pennsylvania stated, in a loud voice words to the effect, to the Gentleman from Michigan as a result of offering and voting for the motion to recommit, "I hope you don't have any earmarks in the defense appropriation bill because they are gone and you will not get any earmarks now and forever.";

Whereas the Gentleman from Michigan responded, in words to the effect, "this is not the way we do things here and is that supposed to make me afraid of you?";

Whereas the Gentleman from Pennsylvania raised his voice, pointed his finger and stated, in words to the effect, "that's the way I do it.";

Whereas the gentleman from Pennsylvania (Mr. Murtha) is the ninth most senior member of Congress, whose seniority ranks him over 426 of his 433 colleagues in the House;

Whereas the gentleman from Pennsylvania chairs the Appropriations Subcommittee on Defense;

Whereas the gentleman from Pennsylvania (Mr. Murtha), the second-ranking and second longest serving Democrat on the Appropriations Committee, has been described in numerous media accounts as a master of the legislative process and an expert on earmarks; and

Whereas the gentleman from Pennsylvania (Mr. Murtha) has stated that he is a former member of the House Committee on Standards of Official Conduct, whose members are among the most knowledgeable in the House concerning the ethical obligations of Members of Congress: Now, therefore, be it

*Resolved*, That the Member from Pennsylvania, Mr. Murtha has been guilty of a violation of the Code of Official Conduct and merits the reprimand of the House for the same.

The SPEAKER pro tempore, Mr. SCOTT of Virginia, responded to the foregoing notice, and said:

"Under rule IX, a resolution offered from the floor by a Member other than the Majority Leader or the Minority Leader as a question of the privileges of the House has immediate precedence only at a time or place designated by the Chair within two legislative days after the resolution is properly noticed.

"Pending that designation, the form of the resolution noticed by the gentleman from Michigan [Mr. ROGERS] will appear in the CONGRESSIONAL RECORD at this point.

"The Chair will not, at this point, determine whether the resolution constitutes a question of privilege. That determination will be made at the time designated for consideration of the resolution."

## 71.24 H.R. 1425—UNFINISHED BUSINESS

The SPEAKER pro tempore, Mr. SCOTT of Virginia, pursuant to clause 8, rule XX, announced the unfinished business to be the motion to suspend the rules and pass the bill (H.R. 1425) to designate the facility of the United States Postal Service located at 4551 East 52nd Street in Odessa, Texas, as the "Staff Sergeant Marvin 'Rex' Young Post Office Building.

The question being put,

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill, as amended, was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill, as amended, was passed was, by unanimous consent, laid on the table.

*Ordered*, That the Clerk request the concurrence of the Senate in said bill.

71.23 NOTICE REQUIREMENT—  
CONSIDERATION OF RESOLUTION—  
QUESTION OF PRIVILEGES

Mr. ROGERS of Michigan, pursuant to clause 2(a)(1) of rule IX, announced his intention to call up the following resolution, as a question of the privileges of the House:

Whereas the Code of Official Conduct provides that a Member "may not condition the inclusion of language to provide funding for a Congressional earmark . . . on any vote cast by another member";

Whereas Chairman Reyes filed the Report to accompany the bill H.R. 2082, the Intelligence Authorization Act for Fiscal Year 2008;

Whereas the report states that, with respect to the requirements of clause 9 of House Rule XXI, "The following table provides the list of such provisions included in the bill or report," and includes a table of 26 items identifying "Requesting Member," "Subject," and "Dollar Amount (in Thousands)";

Whereas the referenced table includes an item denoted as: Requesting Member, Mr. Murtha; Subject, NATIONAL INTELLIGENCE PROGRAM COMMUNITY MANAGEMENT ACCOUNT—National Drug Intelligence Center; Dollar Amount, \$23 million;

Whereas the Gentleman from Michigan, Mr. Rogers, offered and voted for a motion to recommit the bill to change the provisions of the aforementioned Murtha earmark during its consideration in the House;

Will the House suspend the rules and pass said bill?

The vote was taken by electronic device.

It was decided in the { Yeas ..... 385  
affirmative ..... { Nays ..... 0

¶71.25 [Roll No. 385]

YEAS—385

- Abercrombie
- Ackerman
- Aderholt
- Alexander
- Allen
- Altmire
- Andrews
- Arcuri
- Baca
- Bachmann
- Bachus
- Baker
- Baldwin
- Barrett (SC)
- Barrow
- Bartlett (MD)
- Barton (TX)
- Bean
- Becerra
- Berkley
- Berman
- Berry
- Biggert
- Bilbray
- Bilirakis
- Bishop (GA)
- Bishop (NY)
- Bishop (UT)
- Blackburn
- Blunt
- Boehner
- Bonner
- Bono
- Boozman
- Boren
- Boswell
- Boucher
- Boustany
- Boyd (FL)
- Boyd (KS)
- Brady (PA)
- Brale (IA)
- Brown (SC)
- Brown-Waite,
- Ginny
- Burgess
- Burton (IN)
- Butterfield
- Calvert
- Camp (MI)
- Campbell (CA)
- Cannon
- Cantor
- Capito
- Capps
- Capuano
- Cardoza
- Carnahan
- Carney
- Carter
- Castle
- Castor
- Chabot
- Chandler
- Clarke
- Cleaver
- Clyburn
- Coble
- Cohen
- Cole (OK)
- Conaway
- Conyers
- Cooper
- Costa
- Courtney
- Cramer
- Crenshaw
- Crowley
- Cubin
- Cuellar
- Culberson
- Cummings
- Davis (AL)
- Davis (CA)
- Davis (IL)
- Davis, David
- Davis, Jo Ann
- Davis, Lincoln
- Davis, Tom
- Deal (GA)
- DeFazio
- Delahunt
- DeLauro
- Dent
- Diaz-Balart, M.
- Dicks
- Dingell
- Donnelly
- Doolittle
- Doyle
- Drake
- Dreier
- Duncan
- Edwards
- Ehlers
- Ellison
- Ellsworth
- Emanuel
- Emerson
- Berry
- Engel
- English (PA)
- Eshoo
- Etheridge
- Everett
- Fallin
- Farr
- Fattah
- Feeney
- Ferguson
- Filner
- Flake
- Forbes
- Fossella
- Fox
- Frank (MA)
- Franks (AZ)
- Frelinghuysen
- Gallely
- Garrett (NJ)
- Giffords
- Gillibrand
- Gillmor
- Gingrey
- Gohmert
- Gonzalez
- Goode
- Goodlatte
- Gordon
- Granger
- Graves
- Green, Al
- Green, Gene
- Hall (NY)
- Hall (TX)
- Hare
- Harman
- Hastert
- Hastings (FL)
- Hastings (WA)
- Hayes
- Heller
- Hensarling
- Hergert
- Herseth Sandlin
- Higgin
- Hill
- Hinche
- Hirono
- Hobson
- Hodes
- Hoekstra
- Holden
- Holt
- Honda
- Hooley
- Hoyer
- Inglis (SC)
- Inslee
- Israel
- Issa
- Jackson (IL)
- Jackson-Lee
- Jackson (TX)
- Jefferson
- Jindal
- Johnson (GA)
- Johnson (IL)
- Johnson, E. B.
- Johnson, Sam
- Jones (NC)
- Jordan
- Kagen
- Kanjorski
- Kaptur
- Keller
- Kennedy
- Kildee
- Kilpatrick
- King (IA)
- Kingston
- Klein (FL)
- Kline (MN)
- Knollenberg
- Kucinich
- Kuhl (NY)
- Lamborn
- Lampson
- Langevin
- Lantos
- Larsen (WA)
- Larson (CT)
- Latham
- LaTourette
- Lee
- Levin
- Lewis (CA)
- Lewis (GA)
- Lewis (KY)
- Linder
- Lipinski
- LoBiondo
- Loeb
- Lowey
- Lucas
- Lungren, Daniel
- E.
- Lynch
- Mack
- Mahoney (FL)
- Maloney (NY)
- Manzullo
- Markey
- Marshall
- Matheson
- Matsui
- McCarthy (CA)
- McCarthy (NY)
- McCaul (TX)
- McCollum (MN)
- McCotter
- McCrery
- McDermott
- McGovern
- McHenry
- McHugh
- McIntyre
- McKeon
- McNerney
- McNulty
- Meehan
- Meek (FL)
- Meeks (NY)
- Melancon
- Mica
- Michaud
- Miller (FL)
- Miller (MI)
- Miller (NC)
- Miller, Gary
- Miller, George
- Mitchell
- Mollohan
- Moore (KS)
- Moore (WI)
- Moran (KS)
- Moran (VA)
- Murphy (CT)
- Murphy, Patrick
- Murphy, Tim
- Musgrave
- Myrick
- Nadler
- Napolitano
- Neal (MA)

- Neugebauer
- Nunes
- Oberstar
- Obey
- Oliver
- Ortiz
- Pallone
- Pascarell
- Pastor
- Paul
- Payne
- Pearce
- Perlmutter
- Peterson (MN)
- Petri
- Pickering
- Pitts
- Platts
- Poe
- Pomeroy
- Porter
- Price (GA)
- Price (NC)
- Pryce (OH)
- Putnam
- Radanovich
- Rahall
- Ramstad
- Rangel
- Regula
- Rehberg
- Reichert
- Renzi
- Reyes
- Reynolds
- Rodriguez
- Rogers (AL)
- Rogers (KY)
- Rogers (MI)
- Rohrabacher
- Ros-Lehtinen
- Roskam
- Ross
- Rothman
- Roybal-Allard
- Ruppersberger
- Ryan (OH)
- Ryan (WI)
- Salazar
- Sali
- Sánchez, Linda
- T.
- Sarbanes
- Saxton
- Schakowsky
- Schiff
- Schmidt
- Schwartz
- Scott (GA)
- Scott (VA)
- Sensenbrenner
- Serrano
- Sessions
- Sestak
- Shadegg
- Shea-Porter
- Sherman
- Shuler
- Sires
- Skelton
- Slaughter
- Smith (NE)
- Smith (NJ)
- Smith (TX)
- Smith (WA)
- Snyder
- Solis
- Souder
- Space
- Spratt
- Stark
- Stearns
- Sutton
- Tancredo
- Tauscher
- Taylor
- Terry
- Thompson (CA)
- Thompson (MS)
- Thornberry
- Tiahrt
- Tiberi
- Tierney
- Turner
- Udall (CO)
- Udall (NM)
- Van Hollen
- Velázquez
- Visclosky
- Walberg
- Walden (OR)
- Walsh (NY)
- Walz (MN)
- Wasserman
- Schultz
- Waters
- Watson
- Watt
- Waxman
- Weiner
- Welch (VT)
- Weldon (FL)
- Weller
- Westmoreland
- Whitfield
- Wicker
- Wilson (NM)
- Wilson (OH)
- Wilson (SC)
- Wolf
- Woolsey
- Wu
- Wynn
- Yarmuth
- Young (AK)
- Young (FL)

NOT VOTING—47

- Akin
- Baird
- Blumenauer
- Brady (TX)
- Brown, Corrine
- Buchanan
- Buyer
- Carson
- Clay
- Costello
- Davis (KY)
- DeGette
- Diaz-Balart, L.
- Doggett
- Fortenberry
- Gerlach
- Gilchrest
- Grijalva
- Gutierrez
- Hinojosa
- Hulshof
- Hunter
- Jones (OH)
- Kind
- King (NY)
- Kirk
- LaHood
- Lofgren, Zoe
- Marchant
- McMorris
- Rodgers
- Murtha
- Pence
- Peterson (PA)
- Royce
- Rush
- Sanchez, Loretta
- Shays
- Shimkus
- Shuster
- Simpson
- Stupak
- Sullivan
- Tanner
- Towns
- Upton
- Wamp
- Wexler

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said bill.

¶71.26 LEAVE OF ABSENCE

By unanimous consent, leave of absence was granted—

- To Mr. BUYER, for today;
  - To Mr. DAVIS of Kentucky, for today;
  - To Ms. DEGETTE, for today and balance of the week;
  - To Mr. ENGEL, for today;
  - To Mr. GERLACH, for today;
  - To Mrs. JONES of Ohio, for today;
  - To Mr. KIND, for today;
  - To Mr. KIRK, for today;
  - To Mr. STUPAK, for today; and
  - To Mr. TANNER, for today.
- And then,

¶71.27 ADJOURNMENT

On motion of Ms. FOXX, at 9 o'clock and 16 minutes p.m., the House adjourned.

¶71.28 REPORTS OF COMMITTEES ON PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XIII, reports of committees were delivered to the Clerk for printing and reference to the proper calendar, as follows:

Mr. CONYERS: Committee on the Judiciary. S. 1104. An act to increase the number of Iraqi and Afghani translators and interpreters who may be admitted to the United States as special immigrants; with an amendment (Rept. 110-158). Referred to the Committee of the Whole House on the state of the Union.

Mr. CONYERS: Committee on the Judiciary. H.R. 1525. A bill to amend title 18, United States Code to discourage spyware, and for other purposes; with an amendment (Rept. 110-159). Referred to the Committee of the Whole House on the state of the Union.

Mr. CONYERS: Committee on the Judiciary. H.R. 2264. A bill to amend the Sherman Act to make oil-producing and exporting cartels illegal; with an amendment (Rept. 110-160). Referred to the Committee of the Whole House on the state of the Union.

Mr. CONYERS: Committee on the Judiciary. H.R. 2316. A bill to provide more rigorous requirements with respect to disclosure and enforcement of lobbying laws and regulations, and for other purposes; with an amendment (Rept. 110-161, Pt. 1). Referred to the Committee of the Whole House on the state of the Union.

Mr. CONYERS: Committee on the Judiciary. H.R. 2317. A bill to amend the Lobbying Disclosure Act of 1995 to require registered lobbyists to file quarterly reports on contributions bundled for certain recipients, and for other purposes; with an amendment (Rept. 110-162). Referred to the Committee of the Whole House on the state of the Union.

¶71.29 COMMITTEE DISCHARGED

Pursuant to clause 2 of rule XII, the Committees on Rules and House Administration were discharged from further consideration. H.R. 2316 referred to the Committee of the Whole House on the state of the Union, and ordered to be printed.

¶71.30 PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XII, public bills and resolutions were introduced and severally referred, as follows:

By Ms. ROYBAL-ALLARD (for herself, Mr. POE, Mr. MOORE of Kansas, Mr. McDERMOTT, Mr. GEORGE MILLER of California, Mr. ALLEN, Ms. BERKLEY, Mr. HONDA, Mr. WYNN, Mr. JEFFERSON, and Mr. MCCOTTER):

H.R. 2395. A bill to promote the economic security and safety of victims of domestic violence, dating violence, sexual assault, or stalking, and for other purposes; to the Committee on Education and Labor, and in addition to the Committees on Ways and Means, and Financial Services, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. HALL of Texas (for himself, Mr. PICKERING, Mr. LAMPSON, and Mr. BARTON of Texas):

H.R. 2396. A bill to increase the capacity of the Strategic Petroleum Reserve, and for other purposes; to the Committee on Energy and Commerce.

By Ms. FALLIN:

H.R. 2397. A bill to reauthorize the women's entrepreneurial development programs of the Small Business Administration, and for other purposes; to the Committee on Small Business.

By Mr. BARROW (for himself, Mr. BISHOP of Georgia, Mr. SPACE, and Mr. SCOTT of Georgia):

H.R. 2398. A bill to reauthorize and provide additional funding for essential agricultural research, extension, education, and related programs, to establish the National Institutes for Food and Agriculture as an independent agency reporting to and coordinating with the Secretary of Agriculture, and for other purposes; to the Committee on Agriculture.

By Mr. HILL (for himself, Mrs. BOYDA of Kansas, Mr. DONNELLY, and Mr. MAHONEY of Florida):

H.R. 2399. A bill to amend the Immigration and Nationality Act and title 18, United States Code, to combat the crime of alien smuggling and related activities, and for other purposes; to the Committee on the Judiciary, and in addition to the Committee on Homeland Security, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Ms. BORDALLO (for herself, Mr. BROWN of South Carolina, Mr. SAXTON, and Mr. PALLONE):

H.R. 2400. A bill to direct the Administrator of the National Oceanic and Atmospheric Administration to establish an integrated Federal ocean and coastal mapping plan for the Great Lakes and coastal state waters, the territorial sea, the exclusive economic zone, and the Continental Shelf of the United States, and for other purposes; to the Committee on Natural Resources, and in addition to the Committee on Science and Technology, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. BACA (for himself, Mrs. NAPOLITANO, Mr. GUTIERREZ, Mr. SERRANO, Mr. GRIJALVA, Ms. SOLIS, Mr. REYES, Mr. ORTIZ, Ms. VELÁZQUEZ, Mr. HINOJOSA, Mr. BECERRA, Mr. SIREN, Mr. FORTUÑO, Mr. RODRIGUEZ, Mr. PASTOR, Mr. LINCOLN DIAZ-BALART of Florida, Mr. CUELLAR, Ms. ROYBAL-ALLARD, Mr. GONZALEZ, Mr. SALAZAR, and Ms. ROS-LEHTINEN):

H.R. 2401. A bill to provide for greater access and opportunities for socially disadvantaged farmers, to create incentives for research, conservation, and market viability, to provide a healthy and just work environment for agricultural workers, to provide Americans with healthier food choices, to address hunger and poverty in the United States, and for other purposes; to the Committee on Agriculture, and in addition to the Committee on Education and Labor, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. CARDOZA:

H.R. 2402. A bill to amend title 18, United States Code, to provide increased imprisonment for certain offenses by public officials; to the Committee on the Judiciary.

By Mr. DAVIS of Alabama:

H.R. 2403. A bill to amend the Consolidated Farm and Rural Development Act to provide for comprehensive community and economic development in the distressed Southern Black Belt and Mississippi Delta region while leveraging existing efforts, entities, and resources; to the Committee on Agri-

culture, and in addition to the Committees on Transportation and Infrastructure, and Financial Services, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Ms. DELAURO (for herself, Ms. BORDALLO, Mrs. MALONEY of New York, Ms. NORTON, Mr. ROTHMAN, Ms. SCHAKOWSKY, Mr. SERRANO, Mr. SHERMAN, Ms. SLAUGHTER, Ms. SUTTON, Mr. UDALL of New Mexico, and Ms. JACKSON-LEE of Texas):

H.R. 2404. A bill to reduce health care costs and promote improved health by providing supplemental grants for additional preventive health services for women; to the Committee on Energy and Commerce.

By Mr. FARR (for himself, Mr. HONDA, Mr. MCDERMOTT, Mr. LANTOS, and Ms. ESHOO):

H.R. 2405. A bill to require the Secretary of Homeland Security to provide for ceremonies on or near Independence Day for administering oaths of allegiance to legal immigrants whose applications for naturalization have been approved; to the Committee on the Judiciary.

By Mr. GORDON:

H.R. 2406. A bill to authorize the National Institute of Standards and Technology to increase its efforts in support of the integration of the healthcare information enterprise in the United States; to the Committee on Science and Technology.

By Mr. HASTINGS of Florida (for himself, Ms. ROS-LEHTINEN, Ms. WASSERMAN SCHULTZ, Mr. THOMPSON of Mississippi, Mr. MELANCON, Mr. TAYLOR, Mr. JINDAL, Mr. MEEK of Florida, Mr. KLEIN of Florida, Mr. WEXLER, Ms. CORRINE BROWN of Florida, Mr. MAHONEY of Florida, Mr. MARIO DIAZ-BALART of Florida, Mr. LINCOLN DIAZ-BALART of Florida, Mr. MCINTYRE, Mr. ORTIZ, Mr. JEFFERSON, Mr. KELLER, Mr. MACK, and Mr. BUCHANAN):

H.R. 2407. A bill to establish the National Hurricane Research Initiative to improve hurricane preparedness, and for other purposes; to the Committee on Science and Technology.

By Mr. KAGEN (for himself, Mr. PETRI, Mr. OBEY, Mr. KIND, Ms. BALDWIN, Ms. MOORE of Wisconsin, Mr. SENSENBRENNER, and Mr. RYAN of Wisconsin):

H.R. 2408. A bill to designate the Department of Veterans Affairs outpatient clinic in Green Bay, Wisconsin, as the "Milo C. Huempfer Department of Veterans Affairs Outpatient Clinic"; to the Committee on Veterans' Affairs.

By Mrs. LOWEY:

H.R. 2409. A bill to establish a program to provide child care through public-private partnerships; to the Committee on Education and Labor.

By Mrs. LOWEY:

H.R. 2410. A bill to authorize additional appropriations to the National Institutes of Health for research on the early detection of and the reduction of mortality rates attributed to breast cancer; to the Committee on Energy and Commerce.

By Mrs. LOWEY:

H.R. 2411. A bill to amend the Internal Revenue Code of 1986 to expand deductions allowed for education-related expenses and to allow an earned tuition credit against income tax for qualified tuition and related expenses; to the Committee on Ways and Means.

By Mrs. LOWEY:

H.R. 2412. A bill to require equitable coverage of prescription contraceptive drugs and devices and contraceptive services under

health plans; to the Committee on Energy and Commerce, and in addition to the Committee on Education and Labor, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. DANIEL E. LUNGREN of California:

H.R. 2413. A bill to amend the Immigration and Nationality Act to provide for an increase in border patrol agents and other immigration enforcement activities, for a temporary agricultural worker program, and for a program to adjust the status of certain qualified long-term residents; to the Committee on the Judiciary, and in addition to the Committees on Homeland Security, and Education and Labor, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Ms. NORTON:

H.R. 2414. A bill to amend the National Capital Revitalization and Self-Government Improvement Act of 1997 to adjust the Federal benefit payment required to be paid to certain retirees of the District of Columbia Metropolitan Police Department and the District of Columbia Fire Service to take into account service longevity payments which under District of Columbia law are considered basic compensation for purposes of retirement, survivor benefits, and annuities; to the Committee on Oversight and Government Reform.

By Mr. PAUL:

H.R. 2415. A bill to reduce the price of gasoline by allowing for offshore drilling, eliminating Federal obstacles to constructing refineries and providing incentives for investment in refineries, suspending Federal fuel taxes when gasoline prices reach a benchmark amount, and promoting free trade; to the Committee on Ways and Means, and in addition to the Committees on Natural Resources, and Financial Services, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. TIAHRT (for himself, Mrs. JO ANN DAVIS of Virginia, Mr. MILLER of Florida, Mr. BARTLETT of Maryland, Mr. WILSON of South Carolina, Mrs. MYRICK, Mr. HAYES, Mr. FRANKS of Arizona, Mr. DOOLITTLE, Mr. BURTON of Indiana, Mr. CONAWAY, Mr. FORBES, Mr. PENCE, Mrs. SCHMIDT, Mr. MANZULLO, and Mr. WALBERG):

H.R. 2416. A bill to establish a commission to conduct a comprehensive review of Federal agencies and programs and to recommend the elimination or realignment of duplicative, wasteful, or outdated functions, and for other purposes; to the Committee on Oversight and Government Reform, and in addition to the Committee on Rules, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. VISCLOSKEY (for himself, Mr. VAN HOLLEN, Mr. BURTON of Indiana, Ms. MATSUI, Mrs. CHRISTENSEN, Mr. BERMAN, Mr. FORTUÑO, Mr. BRADY of Pennsylvania, Mr. BISHOP of Georgia, Mr. MOORE of Kansas, Mr. RUPPERSBERGER, Mr. HONDA, Mr. CLEAVER, Mr. PLATTS, Mr. HOBSON, Mr. MCDERMOTT, Ms. KILPATRICK, Ms. CARSON, Mr. HINCHEY, Mr. TOWNS, Mr. RYAN of Ohio, Ms. WOOLSEY, Ms. BERKLEY, Mrs. BOYDA of Kansas, Mr. TAYLOR, Mr. CONYERS, Mr. MITCHELL, Mrs. JO ANN DAVIS of Virginia, Mr. CARNEY, Mr. PETERSON of Minnesota, Ms. DELAURO, Ms. SCHAKOWSKY, and Mr. BRALEY of Iowa):

H.R. 2417. A bill to amend title 38, United States Code, and title 10, United States Code, to provide for an opportunity for active duty personnel to withdraw an election not to participate in the program of educational assistance under the Montgomery GI Bill; to the Committee on Veterans' Affairs, and in addition to the Committee on Armed Services, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. SCHIFF (for himself, Mr. DAVIS of Alabama, Ms. WASSERMAN SCHULTZ, Mr. BOUCHER, Mr. COHEN, Mr. ELLISON, Mr. MCGOVERN, Mr. THOMPSON of California, Mr. ACKERMAN, Ms. BERKLEY, Mr. STARK, Mr. FARR, Mr. GRIJALVA, and Mr. FATTAH):

H. Res. 417. A resolution expressing no confidence in the performance of Attorney General Alberto Gonzales, and urging the President to request his resignation; to the Committee on the Judiciary.

By Mr. ENGEL (for himself, Mr. LANTOS, Mr. BURTON of Indiana, Mr. RANGEL, Mr. CONYERS, Mr. SHERMAN, Mrs. JO ANN DAVIS of Virginia, Mr. PAYNE, Ms. LEE, Mr. CHABOT, Mr. FORTUÑO, Mr. MACK, Mr. SIRES, Mr. HASTINGS of Florida, Mr. HINOJOSA, Mr. INGLIS of South Carolina, Mr. CROWLEY, Mr. ACKERMAN, Mr. DELAHUNT, Ms. WATSON, Ms. CLARKE, Mr. GALLEGLY, Ms. JACKSON-LEE of Texas, Mr. FALCOMA, Mr. POE, and Mr. MEEKS of New York):

H. Res. 418. A resolution recognizing and welcoming the delegation of Presidents, Prime Ministers, and Foreign Ministers from the Caribbean to Washington, D.C., and commending the Caribbean Community (CARICOM) for holding the Conference on the Caribbean; to the Committee on Foreign Affairs.

By Mr. MCCOTTER:

H. Res. 419. A resolution recognizing May 20-26, 2007, as National Dog Bite Prevention Week and calling upon all municipalities to work with the American Veterinary Medical Association, the United States Postal Service, and the American Academy of Pediatrics to adopt and implement effective dog bite injury prevention programs to protect Postal Service employees, including laws encouraging responsible dog ownership; to the Committee on Oversight and Government Reform.

By Mr. INGLIS of South Carolina (for himself, Mr. PAYNE, Mr. PENCE, Mr. MCGOVERN, Mr. FORTUÑO, Mr. ADERHOLT, Mr. SALLI, Mr. FRANKS of Arizona, Mr. AKIN, Mr. SMITH of New Jersey, Mrs. MCMORRIS RODGERS, Mr. FEENEY, Mr. MCHENRY, and Mr. SHIMKUS):

H. Res. 420. A resolution condemning the recent murders of three Christian workers in Turkey and expressing support for the efforts of the Government of Turkey to investigate and prosecute those individuals responsible for the murders under charges of terrorism; to the Committee on Foreign Affairs.

By Mr. KAGEN (for himself, Mr. SENBRENNER, Mr. KIND, and Mr. GORDON):

H. Res. 421. A resolution honoring the trailblazing accomplishments of the "Mercury 13" women, whose efforts in the early 1960s demonstrated the capabilities of American women to undertake the human exploration of space; to the Committee on Science and Technology.

By Ms. LEE (for herself, Mr. SMITH of New Jersey, Mr. PAYNE, Mr. MORAN of Kansas, Mr. MCGOVERN, Mr. MCCOTTER, Mr. LANTOS, Ms. ROS-

LEHTINEN, and Mr. AL GREEN of Texas):

H. Res. 422. A resolution calling on the Government of the People's Republic of China to use its unique influence and economic leverage to stop genocide and violence in Darfur, Sudan; to the Committee on Foreign Affairs.

By Mrs. MUSGRAVE:

H. Res. 423. A resolution commending the Poudre High School science bowl team on winning the 2007 United States Department of Energy Science Bowl; to the Committee on Education and Labor.

By Ms. SCHAKOWSKY (for herself and Mr. ROSKAM):

H. Res. 424. A resolution expressing the sense of the House of Representatives that there should be established a National Brain Cancer Awareness Month, and for other purposes; to the Committee on Energy and Commerce.

By Mr. SERRANO (for himself, Mr. HINCHEY, Mr. GRIJALVA, Mr. KUCINICH, Mr. BERMAN, and Ms. LEE):

H. Res. 425. A resolution expressing the sense of the House of Representatives that Luis Posada Carriles, mastermind of the vicious attack on Cuban Airlines Flight 455 and perpetrator of numerous other acts of terrorism, should be certified as a terrorist and prosecuted to the fullest extent of the law; to the Committee on the Judiciary.

#### 71.31 PRIVATE BILLS AND RESOLUTIONS Under clause 3 of rule XII,

Ms. WATERS introduced a bill (H.R. 2418) for the relief of Rafael Camacho, Rosa B. Camacho, and Rosa Camacho; which was referred to the Committee on the Judiciary.

#### 71.32 ADDITIONAL SPONSORS

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

H.R. 91: Mr. KELLER.  
H.R. 111: Mrs. GILLIBRAND, Mr. STUPAK, Mr. HINCHEY, Ms. GIFFORDS, Mr. CUMMINGS, and Mr. WELCH of Vermont.  
H.R. 171: Mr. HINCHEY.  
H.R. 176: Mr. COSTA, Mr. CLEAVER, Mr. THOMPSON of Mississippi, Mr. KENNEDY, Mr. DAVIS of Alabama, Mrs. JONES of Ohio, Mr. JACKSON of Illinois, Mr. GEORGE MILLER of California, Mr. AL GREEN of Texas, and Mr. SCOTT of Virginia.  
H.R. 197: Mr. PLATTS.  
H.R. 201: Mr. PAYNE.  
H.R. 234: Mrs. TAUSCHER.  
H.R. 279: Mr. SALLI.  
H.R. 364: Mr. LAMPSON.  
H.R. 373: Mr. PITTS.  
H.R. 374: Mr. PITTS.  
H.R. 379: Mr. PITTS.  
H.R. 436: Mr. MCCOTTER.  
H.R. 463: Mr. ELLISON and Ms. CARSON.  
H.R. 537: Ms. WATSON.  
H.R. 558: Mr. BERRY.  
H.R. 566: Mr. HINOJOSA.  
H.R. 579: Mr. LIPINSKI.  
H.R. 612: Mr. ELLISON.  
H.R. 629: Ms. BORDALLO.  
H.R. 699: Mr. DEAL of Georgia.  
H.R. 711: Mr. TIAHRT.  
H.R. 724: Mr. DEAL of Georgia.  
H.R. 728: Mr. MITCHELL.  
H.R. 780: Mr. BUYER and Mr. BURGESS.  
H.R. 782: Mr. DEAL of Georgia and Mr. STUPAK.  
H.R. 808: Mr. JOHNSON of Georgia.  
H.R. 809: Mr. FILNER, Mrs. GILLIBRAND, and Mrs. DAVIS of California.  
H.R. 840: Mr. YARMOUTH.  
H.R. 882: Mr. LYNCH, Mr. PATRICK MURPHY of Pennsylvania, and Mr. SHIMKUS.  
H.R. 894: Mr. BLUMENAUER and Mr. LEVIN.  
H.R. 920: Mr. BISHOP of New York, Ms. JACKSON-LEE of Texas, Mr. HASTINGS of Florida, and Ms. KILPATRICK.

H.R. 926: Mr. NEUGEBAUER.

H.R. 947: Mr. SOUDER.

H.R. 948: Mr. COSTELLO and Mr. FILNER.

H.R. 954: Mr. HIGGINS, Mrs. MALONEY of New York, Mr. MEEKS of New York, Mr. BISHOP of New York, Mr. HALL of New York, Mr. ENGEL, Mr. ISRAEL, Mr. McNULTY, Mr. NADLER, Mr. SERRANO, Ms. CLARKE, Mr. HINCHEY, Mr. KING of New York, Ms. VELÁZQUEZ, Mr. ARCURI, Mrs. MCCARTHY of New York, and Mr. TOWNS.

H.R. 971: Mr. LOEBSACK, Mr. WALBERG, Mr. RODRIGUEZ, Mr. MURPHY of Connecticut, and Mrs. MALONEY of New York.

H.R. 1023: Mrs. SCHMIDT, Mr. FORTENBERRY, Mr. BOOZMAN, Mrs. CAPITO, Mr. RYAN of Ohio, Mr. MCHUGH, Mr. CALVERT, and Mr. CUMMINGS.

H.R. 1055: Mr. PATRICK MURPHY of Pennsylvania.

H.R. 1061: Mr. McNULTY and Mr. HODES.

H.R. 1063: Mr. DEAL of Georgia and Mr. ADERHOLT.

H.R. 1064: Mr. TIERNEY, Mr. KNOLLENBERG, Mr. LIPINSKI, Mr. UDALL of Colorado, and Mr. INGLIS of South Carolina.

H.R. 1069: Mr. CUMMINGS.

H.R. 1070: Mr. CUMMINGS.

H.R. 1073: Mr. SHAYS.

H.R. 1093: Mr. LEWIS of Kentucky and Mr. CRAMER.

H.R. 1095: Mr. INGLIS of South Carolina.

H.R. 1125: Mr. TERRY and Mr. HASTINGS of Florida.

H.R. 1153: Mr. FEENEY.

H.R. 1157: Mr. LINCOLN DIAZ-BALART of Florida, Mr. WELCH of Vermont, Mr. STUPAK, Mr. MITCHELL, Mrs. JONES of Ohio, Mrs. JO ANN DAVIS of Virginia, Mr. MCNERNEY, Mr. UPTON, Mr. HONDA, Ms. WATSON, Mr. SPACE, Ms. BEAN, and Mr. BECERRA.

H.R. 1188: Ms. HOOLEY.

H.R. 1190: Mr. BRADY of Pennsylvania, Mr. BOOZMAN, Mr. WYNN, Mr. BOUCHER, Mr. COSTELLO, Mr. SCOTT of Georgia, Mr. MCNERNEY, and Mr. PATRICK MURPHY of Pennsylvania.

H.R. 1192: Mr. WYNN.

H.R. 1233: Mr. PRICE of Georgia.

H.R. 1237: Mrs. MALONEY of New York, Mr. ROTHMAN, and Mr. SIRES.

H.R. 1248: Mr. FOSSELLA, Mr. McNULTY, and Mr. GRIJALVA.

H.R. 1252: Mr. MURPHY of Connecticut, Mr. SESTAK, Ms. DELAURO, Mr. ELLISON, Mr. ARCURI, Mr. HALL of New York, and Mr. EMANUEL.

H.R. 1267: Mr. REHBERG, Mr. DAVIS of Kentucky, Mr. GILCREST, and Mr. MOLLOHAN.

H.R. 1268: Mr. PASTOR and Ms. MCCOLLUM of Minnesota.

H.R. 1314: Mr. CARTER and Mr. DEAL of Georgia.

H.R. 1344: Mr. ORTIZ and Mr. HARE.

H.R. 1346: Ms. MOORE of Wisconsin.

H.R. 1350: Mr. ISRAEL.

H.R. 1399: Mr. POMEROY, Mr. MARSHALL, Mr. BLUNT, Mrs. SCHMIDT, Mr. MELANCON, Mr. LINCOLN DAVIS of Tennessee, Mr. EDWARDS, Mr. WILSON of Ohio, Mr. TANCREDO, Mr. RYAN of Ohio, Mr. DEAL of Georgia, and Mr. RYAN of Wisconsin.

H.R. 1400: Mr. MILLER of North Carolina, Ms. SUITON, Mr. CARTER, Mr. KIND, Mr. BROWN of South Carolina, Mrs. DAVIS of California, Mr. PASCARELL, Mr. PUTNAM, Mr. YOUNG of Alaska, Mr. TIAHRT, Mr. DOOLITTLE, Ms. EDDIE BERNICE JOHNSON of Texas, and Mr. LANGEVIN.

H.R. 1416: Mr. TIERNEY.

H.R. 1422: Mr. MCCOTTER, Mr. ABERCROMBIE, and Ms. LORETTA SANCHEZ of California.

H.R. 1431: Ms. SCHAKOWSKY.

H.R. 1435: Mr. CALVERT.

H.R. 1439: Mr. ROGERS of Alabama.

H.R. 1458: Mr. BARTLETT of Maryland and Mr. PETERSON of Pennsylvania.

H.R. 1470: Mr. DOGGETT, Mr. HARE, Ms. EDDIE BERNICE JOHNSON of Texas, Mr. ROGERS of Alabama, and Ms. SHEA-PORTER.

- H.R. 1480: Mr. WEXLER.  
H.R. 1506: Mr. PETERSON of Minnesota.  
H.R. 1510: Mr. WAXMAN, Ms. LEE, and Mr. WYNN.  
H.R. 1524: Mr. MOORE of Kansas, Ms. ESHOO, Mr. MURPHY of Connecticut, Ms. CARSON, and Ms. WOOLSEY.  
H.R. 1537: Mr. LOBIONDO, Mr. BROWN of South Carolina, Mr. SARBANES, and Mr. UPTON.  
H.R. 1540: Mr. DAVIS of Illinois, Mr. ARCURI, Mrs. MALONEY of New York, Mr. DAVIS of Alabama, Mr. BISHOP of New York, Mr. KUCINICH, Mr. MURPHY of Connecticut, and Mr. MANZULLO.  
H.R. 1553: Mr. DOOLITTLE and Mr. ALLEN.  
H.R. 1561: Mr. MURPHY of Connecticut.  
H.R. 1582: Mr. WYNN and Mr. TIAHRT.  
H.R. 1586: Mr. PAUL and Mr. BUYER.  
H.R. 1600: Mr. ISRAEL and Mr. SHERMAN.  
H.R. 1636: Mr. SMITH of New Jersey.  
H.R. 1645: Mr. ISRAEL.  
H.R. 1650: Mr. BERRY.  
H.R. 1651: Ms. HOOLEY, Mr. GILCREST, and Mr. WALZ of Minnesota.  
H.R. 1653: Mr. WYNN.  
H.R. 1665: Mr. WILSON of Ohio, Mr. TOWNS, Mr. ALTMIRE, and Mr. VAN HOLLEN.  
H.R. 1687: Mr. MILLER of North Carolina and Mr. LARSEN of Washington.  
H.R. 1709: Ms. ROS-LEHTINEN, Mr. THOMPSON of Mississippi, and Mr. McNULTY.  
H.R. 1713: Mrs. CAPPS.  
H.R. 1719: Mr. DAVIS of Illinois.  
H.R. 1733: Mr. NEUGEBAUER.  
H.R. 1735: Mr. WILSON of South Carolina and Mr. McCOTTER.  
H.R. 1746: Ms. WASSERMAN SCHULTZ and Mr. WAXMAN.  
H.R. 1754: Mr. BARROW, Mr. BLUMENAUER, and Mr. MICHAUD.  
H.R. 1759: Mrs. WILSON of New Mexico, Mr. SENSENBRENNER, Mr. GALLEGLY, Mr. CANTOR, Mr. PUTNAM, Ms. WOOLSEY, Ms. SOLIS, Mr. FILNER, Ms. LORETTA SANCHEZ of California, Mr. ISSA, Mr. SHADEGG, and Mr. CAMPBELL of California.  
H.R. 1768: Mr. GRIJALVA and Ms. KAPTUR.  
H.R. 1776: Mr. HARE, Mr. STUPAK, Mr. BISHOP of New York, and Ms. LINDA T. SANCHEZ of California.  
H.R. 1801: Mr. STARK.  
H.R. 1806: Mr. WYNN.  
H.R. 1823: Mr. McCOTTER.  
H.R. 1828: Mr. MOORE of Kansas and Mr. MEEKS of New York.  
H.R. 1838: Ms. LORETTA SANCHEZ of California, Mr. MCHENRY, Mr. SOUDER, Mr. BARROW, Mr. MCHUGH, and Mr. ALLEN.  
H.R. 1852: Mrs. CHRISTENSEN.  
H.R. 1872: Mr. COHEN.  
H.R. 1884: Mr. FILNER and Mr. CHANDLER.  
H.R. 1919: Mr. VAN HOLLEN, Mr. BECERRA, Mr. DAVIS of Illinois, Mr. FILNER, Ms. SCHWARTZ, Mr. PASCRELL, Ms. KILPATRICK, Ms. MATSUI, Mr. LIPINSKI, Mrs. LOWEY, Mr. BARROW, Ms. CARSON, and Mr. HILL.  
H.R. 1924: Mr. HASTINGS of Florida.  
H.R. 1927: Ms. GIFFORDS, Mr. McDERMOTT, Mr. SCOTT of Virginia, Mr. BERRY, Mr. LOEBACK, and Mr. TAYLOR.  
H.R. 1929: Mr. ELLSWORTH.  
H.R. 1932: Mr. KENNEDY and Mr. PAUL.  
H.R. 1937: Mr. ROGERS of Kentucky, Mr. JINDAL, Mr. GOODLATTE, Mr. DAVIS of Kentucky, Mr. McCAUL of Texas, Mr. BLUNT, Mr. ROSS, Ms. HERSETH SANDLIN, Mr. CRAMER, Mr. ALEXANDER, and Mr. CONAWAY.  
H.R. 1943: Mr. HASTINGS of Florida and Mr. STARK.  
H.R. 1952: Mr. GERLACH and Mr. MARSHALL.  
H.R. 1956: Mrs. TAUSCHER, and Mr. CROWLEY.  
H.R. 1964: Mr. WELCH of Vermont and Ms. LORETTA SANCHEZ of California.  
H.R. 1965: Mr. CLEAVER, Mr. WAMP, Mr. RAMSTAD, Mr. PLATTS, and Mr. WILSON of South Carolina.  
H.R. 1985: Ms. EDDIE BERNICE JOHNSON of Texas, Mr. MCGOVERN, and Ms. SCHAKOWSKY.  
H.R. 2005: Mr. SPACE.  
H.R. 2016: Mr. WAXMAN and Mr. McDERMOTT.  
H.R. 2017: Mr. PATRICK MURPHY of Pennsylvania and Mr. KUCINICH.  
H.R. 2039: Mr. ENGEL.  
H.R. 2052: Mrs. MCCARTHY of New York.  
H.R. 2060: Mr. BRALEY of Iowa, Mr. HARE, Mr. PATRICK MURPHY of Pennsylvania, Mr. MOORE of Kansas, and Mr. NEAL of Massachusetts.  
H.R. 2063: Mr. KUCINICH, Mr. GORDON, and Mr. PATRICK MURPHY of Pennsylvania.  
H.R. 2091: Mr. RAHALL.  
H.R. 2095: Ms. HIRONO, Mr. DELAHUNT, Mr. BISHOP of New York, Mr. LIPINSKI, Ms. LINDA T. SANCHEZ of California, Mr. HASTINGS of Florida, Mr. ALLEN, Mr. SIRES, Mr. GONZALEZ, Mr. PATRICK MURPHY of Pennsylvania, Mr. REYES, Mr. SPACE, and Ms. MATSUI.  
H.R. 2108: Ms. KAPTUR, and Mr. PATRICK MURPHY of Pennsylvania.  
H.R. 2111: Mr. KLEIN of Florida.  
H.R. 2125: Mr. RAMSTAD, Mr. SPACE, and Mr. WAMP.  
H.R. 2128: Mr. McCOTTER.  
H.R. 2133: Mr. PERLMUTTER.  
H.R. 2134: Mr. DEAL of Georgia.  
H.R. 2137: Mr. LEWIS of Kentucky and Mr. ENGLISH of Pennsylvania.  
H.R. 2138: Mr. PAUL, Mr. BLUNT and Mr. WAXMAN.  
H.R. 2164: Mr. WELCH of Vermont.  
H.R. 2169: Ms. SLAUGHTER, Ms. CARSON, and Mr. HOLT.  
H.R. 2189: Ms. BERKLEY and Mr. CHANDLER.  
H.R. 2199: Mr. HINCHEY, Mr. PATRICK MURPHY of Pennsylvania, Mr. WELCH of Vermont, Ms. SHEA-PORTER, Mr. MCGOVERN, Ms. EDDIE BERNICE JOHNSON of Texas, Mr. HOLT, Mr. HODES, Mr. MATHESON, Mr. PERLMUTTER, Mr. BRALEY of Iowa, Mr. WALZ of Minnesota, Mr. ELLISON, Mr. TAYLOR, Mr. MELANCON, Mr. BOREN, Mr. POMEROY, Mr. BOSWELL, Mr. DONNELLY, Mr. BILIRAKIS, Mr. McDERMOTT, Mr. ENGEL, Mr. ALLEN, and Mr. SOUDER.  
H.R. 2211: Mr. PAYNE.  
H.R. 2219: Mr. BRADY of Pennsylvania, Mr. FORTENBERRY, Ms. KAPTUR, Mrs. EMERSON, Mr. McDERMOTT, Ms. SHEA-PORTER, Mr. CONAWAY, and Mr. CARNAHAN.  
H.R. 2221: Mrs. TAUSCHER.  
H.R. 2232: Mr. DINGELL.  
H.R. 2234: Mr. BOYD of Florida, Mr. BURTON of Indiana, Mr. FATTAH, Mr. DELAHUNT, Mr. PAUL, Ms. MATSUI, and Mr. CARNEY.  
H.R. 2239: Mr. ELLISON.  
H.R. 2253: Mr. ENGLISH of Pennsylvania, Mr. NEUGEBAUER, and Mr. JORDAN.  
H.R. 2264: Ms. CLARKE, Mr. ARCURI, Mr. SPACE, Mr. SESTAK, Mr. KUCINICH, Mr. MURPHY of Connecticut, and Mr. HALL of New York.  
H.R. 2265: Mr. BERMAN and Mrs. CAPPS.  
H.R. 2272: Ms. HOOLEY, Mr. HILL, Mr. ROTHMAN, Mr. CHANDLER, Ms. WOOLSEY, Mr. CARNAHAN, Mr. INGLIS of South Carolina, Mr. BARTLETT of Maryland, Mr. HONDA, Mr. MILLER of North Carolina, Ms. GIFFORDS, Mr. UDALL of Colorado, Mr. McNERNEY, and Mrs. Boyda of Kansas.  
H.R. 2287: Mr. GERLACH, Mr. LAMPSON, Mr. RENZI, Mr. WYNN, Mr. GONZALEZ, Mr. SHIMKUS, Mr. SIMPSON, Mr. McINTYRE, and Mr. PAYNE.  
H.R. 2290: Mr. McNERNEY and Mr. McCOTTER.  
H.R. 2316: Mr. SPACE, Mrs. Boyda of Kansas, and Ms. CASTOR.  
H.R. 2342: Mrs. DAVIS of California, Mr. HASTINGS of Florida, and Mr. GRIJALVA.  
H.R. 2349: Mr. WAXMAN, Mr. RUSH, Mr. SHERMAN, and Mr. MEEKS of New York.  
H.R. 2351: Ms. NORTON.  
H.R. 2353: Mr. RAMSTAD, Mr. MARSHALL, Mr. WALSH of New York, Mr. BRALEY of Iowa, Mr. RAHALL, Mr. JINDAL, and Mr. HINOJOSA.  
H.R. 2356: Mr. BURTON of Indiana.  
H.R. 2364: Mr. McNULTY.  
H.R. 2371: Mr. PAYNE, Mr. GRIJALVA, Mr. GEORGE MILLER of California, Mr. COHEN, and Ms. McCOLLUM of Minnesota.  
H.R. 2372: Ms. SUTTON and Mr. CAPUANO.  
H.R. 2373: Mr. CLEAVER.  
H.R. 2389: Mr. SESTAK.  
H. Con. Res. 50: Mr. BILIRAKIS.  
H. Con. Res. 70: Mr. FILNER, Mr. ETHERIDGE, and Mr. BACHUS.  
H. Con. Res. 73: Mr. FRANKS of Arizona.  
H. Con. Res. 120: Mr. TERRY, Mr. KING of New York, Mr. McCOTTER, and Mr. MOORE of Kansas.  
H. Con. Res. 131: Ms. WATSON.  
H. Con. Res. 133: Mr. BOSWELL and Mr. TANNER.  
H. Con. Res. 134: Mr. KENNEDY, Ms. CORRINE BROWN of Florida, Mr. GRIJALVA, Mr. HASTINGS of Florida, Ms. EDDIE BERNICE JOHNSON of Texas, and Ms. JACKSON-LEE of Texas.  
H. Con. Res. 137: Ms. BORDALLO.  
H. Con. Res. 142: Mr. FRANK of Massachusetts.  
H. Con. Res. 148: Mr. LEWIS of Georgia, Mrs. MALONEY of New York, Mr. CUMMINGS, Mr. VAN HOLLEN, Mr. DAVIS of Illinois, and Ms. WATSON.  
H. Res. 68: Mr. HONDA.  
H. Res. 106: Mr. ROSKAM and Mr. MURPHY of Connecticut.  
H. Res. 148: Mr. McNULTY.  
H. Res. 154: Mr. MOORE of Kansas, Mr. CUMMINGS, and Ms. CARSON.  
H. Res. 163: Mr. MCGOVERN.  
H. Res. 171: Mr. RAHALL, Mr. DINGELL, Mr. CLEAVER, Mr. BAKER, and Mr. DENT.  
H. Res. 233: Mr. SMITH of New Jersey and Mr. ENGEL.  
H. Res. 241: Mr. MEEK of Florida and Mr. MEEKS of New York.  
H. Res. 247: Mr. McDERMOTT, Mr. GRIJALVA, and Mrs. MALONEY of New York.  
H. Res. 258: Mr. ALLEN, Mr. RAMSTAD, Mrs. CAPPS, and Mr. BERMAN.  
H. Res. 284: Mr. FEENEY, Mr. NEUGEBAUER, and Mr. MILLER of Florida.  
H. Res. 287: Mr. DANIEL E. LUNGREN of California.  
H. Res. 294: Mr. RANGEL, Mrs. CHRISTENSEN, Mr. CROWLEY, Mr. BURTON of Indiana, Mr. FALBOMVAEGA, Ms. KILPATRICK, and Ms. KAPTUR.  
H. Res. 295: Mr. WILSON of South Carolina, Mr. CHABOT, Mr. GALLEGLY, and Ms. JACKSON-LEE of Texas.  
H. Res. 345: Mr. McCOTTER.  
H. Res. 351: Mr. POE.  
H. Res. 361: Mr. GENE GREEN of Texas and Mr. CAPUANO.  
H. Res. 369: Mr. PORTER.  
H. Res. 384: Mr. PICKERING, Ms. GRANGER, and Mr. Lamborn.  
H. Res. 397: Mr. MACK, Mr. McCAUL of Texas, Mr. BOOZMAN, Mr. INGLIS of South Carolina, Mr. WEXLER, Mr. LANTOS, Ms. WATSON, Ms. ROS-LEHTINEN, and Mr. FORTUÑO.  
H. Res. 401: Mr. PALLONE and Ms. NORTON.  
H. Res. 402: Ms. CORRINE BROWN of Florida.  
H. Res. 412: Mr. POE, Mr. MACK, Mr. BILIRAKIS, Mr. McCRERY, Mr. MILLER of Florida, Mrs. JO ANN DAVIS of Virginia, Mr. PAYNE, Mr. COBLE, Mr. WOLF, Mr. HALL of Texas, Mr. PUTNAM, Mr. WILSON of South Carolina, Mr. GARY G. MILLER of California, Mr. FORBES, Mr. MANZULLO, Mr. MORAN of Kansas, Mr. PEARCE, Mr. LINCOLN DIAZ-BALART of Florida, Mr. MARIO DIAZ-BALART of Florida, Mr. PETRI, Mr. SHIMKUS, Mr. CHANDLER, Mr. SCHIFF, Mr. STUPAK, Mr. EHLERS, Mr. REHBERG, Mr. SESSIONS, Mr. ENGLISH of Pennsylvania, Mr. CRENSHAW, Ms. BORDALLO, Mr. CAMPBELL of California, Mr. GINGREY, Mr. McINTYRE, Mr. INGLIS of South Carolina, Mr. BURTON of Indiana, Ms. WATSON, Ms. ROS-LEHTINEN, Mrs. EMERSON, and Mr. TANNER.  
H. Res. 413: Ms. SHEA-PORTER.



H. Res. 415: Mr. SCOTT of Virginia and Ms. LEE.

H. Res. 416: Mr. PETERSON of Pennsylvania and Mrs. DRAKE.

## TUESDAY, MAY 22, 2007 (72)

### ¶72.1 APPOINTMENT OF SPEAKER PRO TEMPORE

The House was called to order at 9 a.m. by the SPEAKER pro tempore, Mr. ISRAEL, who laid before the House the following communication:

WASHINGTON, DC,  
May 22, 2007.

I hereby appoint the Honorable STEVE ISRAEL to act as Speaker pro tempore on this day.

NANCY PELOSI,  
Speaker of the House of Representatives.

Whereupon, pursuant to the order of the House of January 4, 2007, Members were recognized for morning-hour debate.

### ¶72.2 RECESS—9:10 A.M.

The SPEAKER pro tempore, Mr. ISRAEL, pursuant to clause 12(a) of rule I, declared the House in recess at 9 o'clock and 10 minutes a.m., until 10 a.m.

### ¶72.3 AFTER RECESS—10 A.M.

The SPEAKER pro tempore, Mr. CLEAVER, called the House to order.

### ¶72.4 APPROVAL OF THE JOURNAL

The SPEAKER pro tempore, Mr. CLEAVER, announced he had examined and approved the Journal of the proceedings of Monday, May 21, 2007.

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

### ¶72.5 COMMUNICATIONS

Executive and other communications, pursuant to clause 8, rule XII, were referred as follows:

1907. A letter from the Regulatory Contact, Department of Agriculture, transmitting the Department's final rule — Official Fees and Tolerances for Barley Protein Testing (RIN: 0580-AA95) received May 11, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

1908. A letter from the Congressional Review Coordinator, Department of Agriculture, transmitting the Department's final rule — Gypsy Moth Generally Infested Areas; Addition of Areas in Virginia [Docket No. APHIS-2006-0171] received April 10, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

1909. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Glyphosate; Pesticide Tolerance [EPA-HQ-OPP-2006-0323; FRL-8122-8] received April 23, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

1910. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Administrative Revisions to Plant-Incorporated Protectant Tolerance Exemptions [EPA-HQ-OPP-2005-0116; FRL-7742-2] received April 23, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

1911. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agen-

cy's final rule — Propiconazole; Pesticide Tolerances for Emergency Exemptions [EPA-HQ-OPP-2007-0224; FRL-8121-2] received April 23, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

1912. A letter from the Director, Defense Procurement and Acquisition Policy, Department of Defense, transmitting the Department's final rule — Defense Federal Acquisition Regulation Supplement; Small Business Programs [DFARS Case 2003-D047] (RIN: 0750-AE93) received April 27, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Armed Services.

1913. A letter from the Director, Defense Procurement and Acquisition Policy, Department of Defense, transmitting the Department's final rule — Defense Federal Acquisition Regulation Supplement; Electronic Submission and Processing of Payment Requests [DFARS Case 2005-D009] (RIN: 0750-AF28) received May 16, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Armed Services.

1914. A letter from the Fiscal Assistant Secretary, Department of the Treasury, transmitting the Department's report that no such exemptions to the prohibition against favored treatment of a government securities broker or dealer were granted during the period January 1, 2006 through December 31, 2006, pursuant to Public Law 103-202, section 202; to the Committee on Financial Services.

1915. A letter from the Senior Attorney Advisor, Federal Housing Finance Board, transmitting the Board's final rule — Federal Home Loan Bank Appointive Directors [No. 2007-01] (RIN: 3069-AB-33) received April 10, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Financial Services.

1916. A letter from the Senior Attorney Advisor, Federal Housing Financing Board, transmitting the Board's final rule — Limitation on Issuance of Excess Stock [No. 2006-23] (RIN: 3069-AB30) received April 10, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Financial Services.

1917. A letter from the Secretary, Securities and Exchange Commission, transmitting the Commission's final rule — TERMINATION OF A FOREIGN PRIVATE ISSUER'S REGISTRATION OF A CLASS OF SECURITIES UNDER SECTION 12(g) AND DUTY TO FILE REPORTS UNDER SECTION 13(a) OR 15(d) OF THE SECURITIES EXCHANGE ACT OF 1934 [RELEASE NO. 34-55540; INTERNATIONAL SERIES RELEASE NO. 1301; FILE NO. S7-12-05] (RIN: 3235-AJ38) received April 10, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Financial Services.

1918. A letter from the Director, Directorate of Standards and Guidance, Department of Labor, transmitting the Department's final rule — Electrical Standard [Docket No. S-108C] (RIN: 1218-AB95) received April 10, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Education and Labor.

1919. A letter from the Director, Regulations Policy and Mgmt. Staff, Department of Health and Human Services, transmitting the Department's final rule — Laxative Drug Products for Over-the-Counter Human Use; Psyllium Ingredients in Granular Dosage Forms [[Docket No. 1978N-0036] (formerly Docket No. 1978N-0036L)] (RIN: 0910-AF38) received April 25, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

1920. A letter from the Director, Regulations Policy and Mgmt. Staff, Department of Health and Human Services, transmitting the Department's final rule — Advisory Committee: Change of Name and Function — received April 10, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

1921. A letter from the Director, Regulations Policy and Mgmt. Staff, Department of Health and Human Services, transmitting the Department's final rule — Food Substances Affirmed as Generally Recognized as Safe in Feed and Drinking Water of Animals: 25-Hydroxyvitamin D3 [[Docket No. 1995G-0321] (formerly 95G-0321)] received April 10, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

1922. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Anthropomorphic Test Devices; ES-2re Side Impact Crash Test Dummy 50th Percentile Adult Male [Docket No. NHTSA-2004-25441] (RIN: 2127-A189) received April 23, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

1923. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Cooperative Agreements and Superfund State Contracts for Superfund Response Actions [FRL-8306-2] (RIN: 2050-AE62) received April 23, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

1924. A letter from the Director, Defense Security Cooperation Agency, transmitting Pursuant to the reporting requirements of Section 36(b)(1) of the Arms Export Control Act, as amended, Transmittal No. 07-30, concerning the Department of the Air Force's proposed Letter(s) of Offer and Acceptance to Iraq for defense articles and services, pursuant to 22 U.S.C. 2776(a); to the Committee on Foreign Affairs.

1925. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting the Department's justification for determination under Section 530 of the Foreign Relations Authorization Act for Fiscal Year 1994 and 1995, Pub. L. 103-236, regarding Iraq and Libya; to the Committee on Foreign Affairs.

1926. A letter from the Chairman, Council of the District of Columbia, transmitting a copy of D.C. ACT 17-45, "National Capital Revitalization Corporation and Anacostia Waterfront Corporation Freedom of Information Temporary Amendment Act of 2007," pursuant to D.C. Code section 1-233(c)(1); to the Committee on Oversight and Government Reform.

1927. A letter from the Chairman, Council of the District of Columbia, transmitting a copy of D.C. ACT 17-43, "Closing of a Public Alley in Squares 739, the Closure of Streets, the Opening and Widening of Streets, and the Dedication of Land for Street Purposes (S.O. 06-221) Clarification Temporary Amendment Act of 2007," pursuant to D.C. Code section 1-233(c)(1); to the Committee on Oversight and Government Reform.

1928. A letter from the Chairman, Council of the District of Columbia, transmitting a copy of D.C. ACT 17-44, "School Modernization Funds Submission Requirements Waiver Temporary Amendment Act of 2007," pursuant to D.C. Code section 1-233(c)(1); to the Committee on Oversight and Government Reform.

1929. A letter from the Chairman, Council of the District of Columbia, transmitting a copy of D.C. ACT 17-42, "Solid Waste Disposal Fee Temporary Amendment Act of 2007," pursuant to D.C. Code section 1-233(c)(1); to the Committee on Oversight and Government Reform.

1930. A letter from the Chairman, Council of the District of Columbia, transmitting a copy of D.C. ACT 17-46, "Vacancy Conversion Fee Exemption Reinstatement Temporary Amendment Act of 2007," pursuant to D.C. Code section 1-233(c)(1); to the Committee on Oversight and Government Reform.

1931. A letter from the Senior Attorney Advisor, Federal Housing Finance Board, transmitting the Board's final rule — Privacy Act

and Freedom of Information Act; Implementation [No. 2006-25] (RIN: 3069-AB32) received April 10, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Oversight and Government Reform.

1932. A letter from the OGE Director, Office of Government Ethics, transmitting the Office's final rule — Removal of Obsolete Regulations Concerning the Inoperative Provisions Regarding Charitable Payments In Lieu of Honoraria and Conforming Technical Amendments (RINS: 3209-AA00, 3209-AA04 and 3209-AA13) received April 17, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Oversight and Government Reform.

1933. A letter from the Chief, Regulatory Management Division, Office of the Executive Secretariat, Department of Homeland Security, transmitting the Department's final rule — Petitioning Requirements for the O and P Nonimmigrant Classifications [CIS No. 2295-03; USCIS-2004-0001] (RIN: 1615-AB17) received April 17, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on the Judiciary.

1934. A letter from the Rules Administrator, Department of Justice, transmitting the Department's final rule — Suicide Prevention Program [BOP-1107-F] (RIN: 1120-AB06) received April 17, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on the Judiciary.

1935. A letter from the Chairmen, Naval Sea Cadet Corps, transmitting the 2006 Annual Audit and the 2006 Annual Report of the Naval Sea Cadet Corps (NSCC), pursuant to 36 U.S.C. 1101(39) and 1103; to the Committee on the Judiciary.

1936. A letter from the Secretary, Department of Energy and Department of the Interior, transmitting the Departments' study of issues regarding energy rights-of-way on tribal lands as defined in Section 2601 of the Energy Policy Act of 1992, pursuant to Public Law 109-58, section 1813; jointly to the Committees on Energy and Commerce and Natural Resources.

1937. A letter from the Inspector General, Special Inspector General for Iraq Reconstruction, transmitting the April 2007 Quarterly Report pursuant to Section 3001(i) of Title III of the 2004 Emergency Supplemental Appropriations for Defense and for the Reconstruction of Iraq and Afghanistan (Pub. L. 108-106) as amended by Pub. L. 108-375; jointly to the Committees on Foreign Affairs and Appropriations.

1938. A letter from the Secretary, Department of Labor, transmitting a copy of a draft bill to "establish a fee for processing applications for permanent employment certification for immigrant aliens in the United States, to enhance program integrity, and for other purposes"; jointly to the Committees on the Judiciary and Education and Labor.

1939. A letter from the Secretary, Department of Agriculture, transmitting a copy of draft legislation to authorize the Secretary of Agriculture to dispose of certain National Forest System land and retain the receipts for certain purposes, including the acquisition of other lands and the temporary extension of payments to State and local jurisdiction impacted by reduced Federal timber revenue; jointly to the Committees on Natural Resources, Agriculture, and Oversight and Government Reform.

#### ¶72.6 MESSAGE FROM THE SENATE

A message from the Senate by Ms. Curtis, one of its clerks, announced that the Senate has passed a bill of the following title in which the concurrence of the House is requested:

S. 254. An Act to award posthumously a Congressional gold medal to Constantino Brumidi.

#### ¶72.7 HONORING THE MARQUIS DE LAFAYETTE

Mr. SKELTON moved to suspend the rules and agree to the following resolution (H. Res. 171); as amended:

Whereas Marie-Joseph-Paul-Yves-Roch-Gilbert Du Motier, commonly known as the Marquis de Lafayette, was born on September 6, 1757, and occupies a considerable place in the history of the United States;

Whereas Lafayette was a man of considerable military skill who expressed sympathy for American revolutionary fighters, decided to aid colonists in their struggle for independence, and was voted by Congress the rank and commission of major general in the Continental Army;

Whereas Lafayette's military service was invaluable to General George Washington during many Revolutionary War battles, earning him the reputation as "the soldier's friend";

Whereas Lafayette's strategic thinking, military skill, and dedication as a general officer serve as a model for present day American military officers;

Whereas Congress appropriated awards and honors in honor of Lafayette's service to the American people, including the commissioning of a portrait that hangs in the House Chamber;

Whereas because of Lafayette's strong belief in freedom, he advocated the abolition of slavery in the Americas, favored equal legal rights for religious minorities in France, and became a prominent figure in the French Revolution;

Whereas, in 1824, at the invitation of President Monroe, Lafayette embarked upon a triumphant, 13-month tour of all 24 States of the then-United States, during which he became the first foreign dignitary to address the House of Representatives, and visited many Masonic bodies;

Whereas because of America's affection for Lafayette, many United States cities, towns, and counties have been named for him;

Whereas Lafayette symbolizes the assistance America received from Europe in the struggle for independence;

Whereas United States aid to France during the world wars of 1917-1918 and 1941-1945 stemmed in part from shared values of democracy and freedom, which Lafayette strongly supported;

Whereas the friendship between the people of the United States and France has not diminished; and

Whereas continued relationships between the United States and France are important to the success of our global partnerships: Now, therefore, be it

*Resolved*, That the House of Representatives—

(1) honors Marquis de Lafayette on the 250th anniversary of his birth; and

(2) urges the cadets of the United States military academies and military officers participating in various professional military education courses to study Lafayette's impact on the creation of the United States and on the United States military.

The SPEAKER pro tempore, Mr. CLEAVER, recognized Mr. SKELTON and Mr. WILSON of South Carolina, each for 20 minutes.

After debate, The question being put, *viva voce*, Will the House suspend the rules and agree to said resolution, as amended?

The SPEAKER pro tempore, Mr. CLEAVER, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof,

the rules were suspended and said resolution, as amended, was agreed to.

A motion to reconsider the vote whereby the rules were suspended and said resolution, as amended, was agreed to was, by unanimous consent, laid on the table.

#### ¶72.8 GREENSBURG, KANSAS, DEVASTATING TORNADO

Mr. CUMMINGS moved to suspend the rules and agree to the following resolution (H. Res. 400):

Whereas on the evening of Friday, May 4, 2007, a tornado struck the community of Greensburg, Kansas;

Whereas this tornado was classified as an EF-5, the strongest possible type, with winds estimated at 205 miles per hour;

Whereas 9 lives were lost; Whereas approximately 95 percent of Greensburg was destroyed, causing over 1,500 residents to be displaced from their homes; and

Whereas the strength, courage, and determination of the citizens of Greensburg, Kansas, have been evident following the tornado: Now, therefore, be it

*Resolved*, That the House of Representatives—

(1) expresses its deepest sympathies to the citizens of Greensburg, Kansas, over the devastation caused by the powerful tornado that struck the community on May 4, 2007; and

(2) expresses its support as the citizens of Greensburg continue their efforts to rebuild their community and their lives.

The SPEAKER pro tempore, Mr. CLEAVER, recognized Mr. CUMMINGS and Mr. MORAN of Kansas, each for 20 minutes.

After debate, The question being put, *viva voce*, Will the House suspend the rules and agree to said resolution?

The SPEAKER pro tempore, Mr. CLEAVER, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said resolution was agreed to.

A motion to reconsider the vote whereby the rules were suspended and said resolution was agreed to was, by unanimous consent, laid on the table.

#### ¶72.9 UNITED STATES MERCHANT MARINE VETERANS

Mr. CUMMINGS moved to suspend the rules and agree to the following resolution (H. Res. 413):

Whereas the United States Merchant Marine served as the Nation's first Navy and helped George Washington's Continental Army defeat the British Navy;

Whereas since 1775, United States Merchant Mariners have served valiantly in times of peace and in every war;

Whereas after the terrorist attacks of September 11, 2001, 29 United States Merchant Marine Academy cadets operated a fleet of boats in New York Harbor, transporting firefighters and other emergency equipment workers, medical supplies, and food;

Whereas today, more than 8,000 Merchant Mariners serve in the Military Sealift Command, most of them working in support of Operation Iraqi Freedom and Operation Enduring Freedom;

Whereas the United States Merchant Marine Academy is the only one of the five

service academies that sends its cadets into war, and 142 undergraduates of the Academy were lost during World War II;

Whereas during World War II, Merchant Mariners served honorably in combat but were denied veterans benefits and recognition at the end of the war despite sustaining the highest rate of casualties of any of the armed services;

Whereas more than 95 percent of the Allied Forces and materiel that was transported during World War II was transported by Merchant Marine ships;

Whereas the Merchant Mariners of World War II were denied the unprecedented benefits of the Servicemen's Readjustment Act of 1944 (known as the "GI Bill of 1944");

Whereas the story of the United States Merchant Mariners of World War II is one of patriotism, of youthful exuberance, of dedication to duty, of bravery in the midst of battle, and of a Nation that forgot these heroes after the end of the war for more than 40 years until 1988, when they were given veteran status;

Whereas by that time, over 125,000 of those Merchant Mariners had died and many had lost out on opportunities and benefits they greatly deserved; and

Whereas, on National Maritime Day, Congress recognizes the tremendous sacrifices and contributions of the Merchant Marine and its veterans and the entire maritime industry to the Nation: Now, therefore, be it

*Resolved*, That on National Maritime Day, the House of Representatives recognizes the heroic and invaluable sacrifices that the United States Merchant Marine veterans have made to help ensure our Nation's prosperity and safety.

The SPEAKER pro tempore, Mr. CLEAVER, recognized Mr. CUMMINGS and Mr. MORAN of Kansas, each for 20 minutes.

After debate,

The question being put, *viva voce*,

Will the House suspend the rules and agree to said resolution?

The SPEAKER pro tempore, Mr. CLEAVER, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said resolution was agreed to.

A motion to reconsider the vote whereby the rules were suspended and said resolution was agreed to was, by unanimous consent, laid on the table.

#### ¶72.10 PRESIDENT OF THE UNITED STATES GERALD RUDOLPH FORD

Mr. BRADY of Pennsylvania, moved to suspend the rules and agree to the following concurrent resolution (H. Con. Res. 128):

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

#### SECTION 1. COMMEMORATIVE DOCUMENT AUTHORIZED.

(a) IN GENERAL.—A commemorative document in memory of the late President of the United States, Gerald Rudolph Ford, shall be printed as a House document, with illustrations and suitable binding, under the direction of the Joint Committee on Printing.

(b) CONTENTS.—The document shall consist of the eulogies and encomiums for Gerald Rudolph Ford, as expressed in the Senate and the House of Representatives, together with the texts of each of the following:

(1) The funeral ceremony at Palm Desert, California.

(2) The state funeral ceremony at the rotunda of the United States Capitol.

(3) The national funeral service held at the Washington National Cathedral in the District of Columbia.

(4) The interment ceremony at the Gerald Ford Presidential Museum, Grand Rapids, Michigan.

#### SEC. 2. PRINTING OF DOCUMENT.

In addition to the usual number of copies printed of the commemorative document under section 1, there shall be printed the lesser of—

(1) 32,500 copies, of which 22,150 copies shall be for the use of the House of Representatives and 10,350 copies shall be for the use of the Senate; or

(2) such number of copies that does not exceed a production and printing cost of \$600,000, with distribution of the copies to be allocated in the same proportion as described in paragraph (1).

The SPEAKER pro tempore, Mr. CLEAVER, recognized Mr. BRADY of Pennsylvania, and Mr. EHLERS, each for 20 minutes.

After debate,

The question being put, *viva voce*,

Will the House suspend the rules and agree to said concurrent resolution?

The SPEAKER pro tempore, Mr. CLEAVER, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said concurrent resolution was agreed to.

A motion to reconsider the vote whereby the rules were suspended and said concurrent resolution was agreed to was, by unanimous consent, laid on the table.

*Ordered*, That the Clerk request the concurrence of the Senate in said concurrent resolution.

#### ¶72.11 INTERNET SPYWARE (I-SPY) PREVENTION

Mr. CONYERS moved to suspend the rules and pass the bill (H.R. 1525) to amend title 18, United States Code to discourage spyware, and for other purposes; as amended.

The SPEAKER pro tempore, Mr. CLEAVER, recognized Mr. CONYERS and Mr. KELLER of Florida, each for 20 minutes.

After debate,

The question being put, *viva voce*,

Will the House suspend the rules and pass said bill, as amended?

The SPEAKER pro tempore, Mr. CLEAVER, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill, as amended, was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill, as amended, was passed was, by unanimous consent, laid on the table.

*Ordered*, That the Clerk request the concurrence of the Senate in said bill.

#### ¶72.12 SECURING AIRCRAFT COCKPITS AGAINST LASERS

Mr. CONYERS moved to suspend the rules and pass the bill (H.R. 1615) to amend title 18, United States Code, to

provide penalties for aiming laser pointers at airplanes, and for other purposes; as amended.

The SPEAKER pro tempore, Mr. CLEAVER, recognized Mr. CONYERS and Mr. KELLER of Florida, each for 20 minutes.

After debate,

The question being put, *viva voce*,

Will the House suspend the rules and pass said bill, as amended?

The SPEAKER pro tempore, Mr. CLEAVER, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill, as amended, was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill, as amended, was passed was, by unanimous consent, laid on the table.

*Ordered*, That the Clerk request the concurrence of the Senate in said bill.

#### ¶72.13 PRESERVING UNITED STATES ATTORNEY INDEPENDENCE

Mr. CONYERS moved to suspend the rules and pass the bill of the Senate (S. 214) to amend chapter 35 of title 28, United States Code, to preserve the independence of United States attorneys.

The SPEAKER pro tempore, Mr. CLEAVER, recognized Mr. CONYERS and Mr. KELLER of Florida, each for 20 minutes.

After debate,

The question being put, *viva voce*,

Will the House suspend the rules and pass said bill?

The SPEAKER pro tempore, Mr. PASTOR, announced that two-thirds of the Members present had voted in the affirmative.

Mr. CONYERS demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Mr. PASTOR, pursuant to clause 8, rule XX, announced that further proceedings on the question were postponed.

#### ¶72.14 OIL-PRODUCING AND EXPORTING CARTELS

Mr. CONYERS moved to suspend the rules and pass the bill (H.R. 2264) to amend the Sherman Act to make oil-producing and exporting cartels illegal; as amended.

The SPEAKER pro tempore, Mr. PASTOR, recognized Mr. CONYERS and Mr. KELLER of Florida, each for 20 minutes.

After debate,

The question being put, *viva voce*,

Will the House suspend the rules and pass said bill, as amended?

The SPEAKER pro tempore, Mr. BERMAN, announced that two-thirds of the Members present had voted in the affirmative.

Mr. CONYERS demanded that the vote be taken by the yeas and nays,

which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Mr. BERMAN, pursuant to clause 8, rule XX, announced that further proceedings on the question were postponed.

¶72.15 FEDERAL HOUSING FINANCE REFORM

The SPEAKER pro tempore, Mr. BERMAN, pursuant to House Resolution 404 and rule XVIII, declared the House resolved into the Committee of the Whole House on the state of the Union for the further consideration of the bill (H.R. 1427) to reform the regulation of certain housing-related Government-sponsored enterprises, and for other purposes.

Mr. PASTOR, Acting Chairman, assumed the chair; and after some time spent therein,

¶72.16 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment numbered 16, submitted by Mr. FEENEY:

Line 16 on page 127, strike the dash and all that follows through line 10 on page 128 and insert the following: "to provide housing assistance, in 2007, for areas affected by Hurricane Katrina or Rita of 2005 and, after 2007, to provide housing assistance for supported rental housing for disabled homeless veterans."

Page 130, lines 23 and 24, strike "establish a formula to allocate" and insert the following: "provide for the allocation".

Page 131, line, 1 insert "of" before "the". Strike line 4 on page 131 and all that follows through line 2 on page 132 and insert the following: "The funding shall be distributed to public entities and allocated based on the formula used for the Continuum of Care competition of the Department of Housing and Urban Development."

Page 136, lines 7 through 9, strike "For each year that a grantee receives affordable housing fund grant amounts, the grantee" and insert "Each grantee for 2007 that receives affordable housing fund grant amounts".

Page 138, line 1, strike "the" and insert "any".

Page 138, line 5, before the period insert "if applicable".

Page 138, line 7, after "grantee" insert "for 2007".

Page 140, after line 6 insert the following: "Affordable housing fund grant amounts of a grantee for any year after 2007 shall be eligible for use, or for commitment for use, only for rental housing voucher assistance in accordance with paragraph (19) of section 8(o) of the United States Housing Act of 1937 (42 U.S.C. 1437f(o)(19))."

Page 140, line 22, strike "or". Page 140, line 25, after the semicolon insert "or".

Page 140, after line 25, insert the following: "(E) administer voucher assistance described in the matter in subsection (g) after and below paragraph (3);".

Page 142, line 3, strike "each year" and insert "2007".

Page 142, line 10, strike "each year" and insert "2007".

Page 147, line 20, before "the manner" insert "for each grantee in 2007".

Page 151, line 15, before "requirements" insert "with respect to affordable housing fund grant amounts for 2007".

Page 153, strike lines 1 through 3 and insert the following:

"(F) for the grantees for 2007, requirements and standards for establishment, by the grantees, of per-".

It was decided in the { Yeas ..... 174 negative ..... } Nays ..... 246

¶72.17 [Roll No. 386] AYES—174

- |                 |                 |               |
|-----------------|-----------------|---------------|
| Aderholt        | Fortuño         | Moran (KS)    |
| Akin            | Fossella        | Musgrave      |
| Alexander       | Fox             | Myrick        |
| Bachmann        | Franks (AZ)     | Neugebauer    |
| Bachus          | Frelinghuysen   | Nunes         |
| Baker           | Gallegly        | Paul          |
| Barrett (SC)    | Garrett (NJ)    | Pearce        |
| Bartlett (MD)   | Gerlach         | Pence         |
| Barton (TX)     | Gillmor         | Peterson (PA) |
| Biggert         | Gingrey         | Petri         |
| Bilbray         | Gohmert         | Pitts         |
| Bilirakis       | Goode           | Platts        |
| Blackburn       | Goodlatte       | Poe           |
| Blunt           | Granger         | Porter        |
| Boehner         | Graves          | Price (GA)    |
| Bonner          | Hall (TX)       | Pryce (OH)    |
| Bono            | Hastings (WA)   | Radanovich    |
| Boozman         | Hayes           | Reich         |
| Boustany        | Heller          | Reid          |
| Brady (TX)      | Hensarling      | Reynolds      |
| Brown (SC)      | Herger          | Rogers (AL)   |
| Brown-Waite,    | Hill            | Rogers (KY)   |
| Ginny           | Hobson          | Rogers (MI)   |
| Buchanan        | Hoekstra        | Rohrabacher   |
| Burgess         | Hulshof         | Ros-Lehtinen  |
| Burton (IN)     | Inglis (SC)     | Roskam        |
| Buyer           | Issa            | Royce         |
| Calvert         | Jindal          | Ryan (WI)     |
| Camp (MI)       | Johnson, Sam    | Sali          |
| Campbell (CA)   | Jones (NC)      | Saxton        |
| Cannon          | Jordan          | Schmidt       |
| Cantor          | Keller          | Sensenbrenner |
| Capito          | King (IA)       | Sessions      |
| Carter          | King (NY)       | Shadegg       |
| Chabot          | Kingston        | Shimkus       |
| Coble           | Kline (MN)      | Shuster       |
| Cole (OK)       | Knollenberg     | Smith (NE)    |
| Conaway         | LaHood          | Smith (NJ)    |
| Crenshaw        | Lamborn         | Smith (TX)    |
| Cubin           | Latham          | Stearns       |
| Culberson       | Lewis (CA)      | Sullivan      |
| Davis (KY)      | Lewis (KY)      | Tancredo      |
| Davis, David    | Linder          | Terry         |
| Davis, Jo Ann   | LoBiondo        | Thornberry    |
| Deal (GA)       | Lucas           | Tiahrt        |
| Dent            | Lungren, Daniel | Tiberi        |
| Diaz-Balart, L. | E.              | Upton         |
| Doolittle       | Mack            | Walberg       |
| Drake           | Manzullo        | Wamp          |
| Dreier          | Marchant        | Weldon (FL)   |
| Emerson         | McCarthy (CA)   | Weller        |
| English (PA)    | McCaul (TX)     | Westmoreland  |
| Everett         | McCotter        | Wilson (NM)   |
| Fallin          | McCrery         | Wilson (SC)   |
| Feeney          | McHenry         | Wolf          |
| Ferguson        | McKeon          | Young (AK)    |
| Flake           | Mica            | Young (FL)    |
| Forbes          | Miller (FL)     |               |
| Fortenberry     | Miller, Gary    |               |

NOES—246

- |             |                |            |
|-------------|----------------|------------|
| Abercrombie | Cardoza        | Davis, Tom |
| Ackerman    | Carnahan       | DeFazio    |
| Allen       | Carney         | Delahunt   |
| Altmire     | Carson         | DeLauro    |
| Arcuri      | Castle         | Dicks      |
| Baca        | Castor         | Dingell    |
| Baldwin     | Chandler       | Doggett    |
| Barrow      | Christensen    | Donnelly   |
| Bean        | Clarke         | Doyle      |
| Becerra     | Clay           | Duncan     |
| Berkley     | Cleaver        | Edwards    |
| Berman      | Clyburn        | Ehlers     |
| Berry       | Cohen          | Ellison    |
| Bishop (GA) | Conyers        | Ellsworth  |
| Bishop (NY) | Cooper         | Emanuel    |
| Blumenauer  | Costa          | Engel      |
| Boren       | Costello       | Eshoo      |
| Boswell     | Courtney       | Etheridge  |
| Boucher     | Cramer         | Farr       |
| Boyd (FL)   | Crowley        | Fattah     |
| Boyd (KS)   | Cuellar        | Filner     |
| Brady (PA)  | Cummings       | Frank (MA) |
| Braley (IA) | Davis (AL)     | Giffords   |
| Butterfield | Davis (CA)     | Gilchrest  |
| Capps       | Davis (IL)     | Gillibrand |
| Capuano     | Davis, Lincoln | Gonzalez   |

- |                 |                 |                  |
|-----------------|-----------------|------------------|
| Gordon          | Matheson        | Sánchez, Linda   |
| Green, Al       | Matsui          | T.               |
| Green, Gene     | McCarthy (NY)   | Sanchez, Loretta |
| Grijalva        | McCollum (MN)   | Sarbanes         |
| Gutierrez       | McDermott       | Schakowsky       |
| Hall (NY)       | McGovern        | Schiff           |
| Hare            | McHugh          | Schwartz         |
| Harman          | McIntyre        | Scott (GA)       |
| Hastert         | McNerney        | Scott (VA)       |
| Hastings (FL)   | McNulty         | Serrano          |
| Herseht Sandlin | Meehan          | Sestak           |
| Higgins         | Meek (FL)       | Shea-Porter      |
| Hinche          | Meeks (NY)      | Sherman          |
| Hinojosa        | Melancon        | Shuler           |
| Hirono          | Michaud         | Simpson          |
| Hodes           | Miller (MI)     | Sires            |
| Holden          | Miller (NC)     | Skelton          |
| Holt            | Miller, George  | Slaughter        |
| Honda           | Mitchell        | Smith (WA)       |
| Hooley          | Mollohan        | Snyder           |
| Hoyer           | Moore (KS)      | Solis            |
| Insee           | Moore (WI)      | Space            |
| Israel          | Moran (VA)      | Spratt           |
| Jackson (IL)    | Murphy (CT)     | Stark            |
| Jackson-Lee     | Murphy, Patrick | Stupak           |
| (TX)            | Murphy, Tim     | Sutton           |
| Jefferson       | Murtha          | Tanner           |
| Johnson (GA)    | Nadler          | Tauscher         |
| Johnson, E. B.  | Napolitano      | Taylor           |
| Kagen           | Neal (MA)       | Thompson (CA)    |
| Kanjorski       | Norton          | Thompson (MS)    |
| Kaptur          | Oberstar        | Tierney          |
| Kennedy         | Obey            | Towns            |
| Kildee          | Olver           | Turner           |
| Kilpatrick      | Ortiz           | Udall (CO)       |
| Kind            | Pallone         | Udall (NM)       |
| Klein (FL)      | Pascarell       | Van Hollen       |
| Kucinich        | Pastor          | Velázquez        |
| Kuhl (NY)       | Payne           | Visclosky        |
| Lampson         | Perlmutter      | Walden (OR)      |
| Langevin        | Peterson (MN)   | Walz (MN)        |
| Lantos          | Pickering       | Wasserman        |
| Larsen (WA)     | Pomeroy         | Schultz          |
| Larson (CT)     | Price (NC)      | Waters           |
| LaTourette      | Rahall          | Watson           |
| Lee             | Ramstad         | Watt             |
| Levin           | Rangel          | Waxman           |
| Lewis (GA)      | Renzi           | Weiner           |
| Lipinski        | Reyes           | Welch (VT)       |
| Loebsack        | Rodriguez       | Wexler           |
| Lofgren, Zoe    | Ross            | Whitfield        |
| Lowe            | Rothman         | Wicker           |
| Lynch           | Roybal-Allard   | Wilson (OH)      |
| Mahoney (FL)    | Ruppersberger   | Woolsey          |
| Maloney (NY)    | Rush            | Wu               |
| Markey          | Ryan (OH)       | Wynn             |
| Marshall        | Salazar         | Yarmuth          |

NOT VOTING—17

- |                |                 |            |
|----------------|-----------------|------------|
| Andrews        | Diaz-Balart, M. | McMorris   |
| Baird          | Faleomavaega    | Rodgers    |
| Bishop (UT)    | Hunter          | Putnam     |
| Bordallo       | Johnson (IL)    | Shays      |
| Brown, Corrine | Jones (OH)      | Souder     |
| DeGette        | Kirk            | Walsh (NY) |

So the amendment was not agreed to.

¶72.18 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment numbered 8, submitted by Mr. PRICE of Georgia:

Page 144, after line 19, insert the following:

"(8) ACCEPTABLE IDENTIFICATION REQUIREMENT FOR OCCUPANCY OR ASSISTANCE.—

"(A) IN GENERAL.—Any assistance provided with any affordable housing grant amounts may not be made available to, or on behalf of, any individual or household unless the individual provides, or, in the case of a household, all adult members of the household provide, personal identification in one of the following forms:

"(i) SOCIAL SECURITY CARD WITH PHOTO IDENTIFICATION CARD OR REAL ID ACT IDENTIFICATION.—

"(I) A social security card accompanied by a photo identification card issued by the Federal Government or a State Government; or

"(II) A driver's license or identification card issued by a State in the case of a State that is in compliance with title II of the

REAL ID Act of 2005 (title II of division B of Public Law 109-13; 49 U.S.C. 30301 note).

“(ii) PASSPORT.—A passport issued by the United States or a foreign government.

“(iii) USCIS PHOTO IDENTIFICATION CARD.—A photo identification card issued by the Secretary of Homeland Security (acting through the Director of the United States Citizenship and Immigration Services).

“(B) REGULATIONS.—The Director shall, by regulation, require that each grantee and recipient take such actions as the Director considers necessary to ensure compliance with the requirements of subparagraph (A).”.

It was decided in the { Yeas ..... 235 affirmative ..... } Nays ..... 188

72.19 [Roll No. 387] AYES—235

- Aderholt Fortenberry Mica
Akin Fossella Miller (FL)
Alexander Poxx Miller (MI)
Altmire Franks (AZ) Miller, Gary
Bachmann Frelinghuysen Mitchell
Bachus Gallegly Moran (KS)
Baker Garrett (NJ) Murphy (CT)
Barrett (SC) Gerlach Murphy, Patrick
Barrow Giffords Murphy, Tim
Bartlett (MD) Gilchrist Musgrave
Barton (TX) Gillibrand Myrick
Bean Gillmor Neugebauer
Berry Gingrey Nunes
Biggart Gohmert Pearce
Bilbray Goode Pence
Bilirakis Goodlatte Peterson (MN)
Bishop (UT) Granger Peterson (PA)
Blackburn Graves Petri
Blunt Hall (NY) Pitts
Boehner Hall (TX) Platts
Bonner Harman Poe
Bono Hastert Pomeroy
Boozman Hastings (WA) Porter
Boren Hayes Price (GA)
Boswell Heller Pryce (OH)
Boucher Hensarling Radanovich
Boustany Herger Ramstad
Boyd (FL) Herseth Sandlin Regula
Boyd (KS) Hill Rehberg
Brady (TX) Hobson Reichert
Braley (IA) Hoekstra Renzi
Brown (SC) Holden Reynolds
Brown-Waite, Hulshof Rogers (AL)
Ginny Inglis (SC) Rogers (KY)
Buchanan Issa Rogers (MI)
Burgess Jindal Rohrabacher
Burton (IN) Johnson (IL) Roskam
Buyer Johnson, Sam Ross
Calvert Jones (NC) Royce
Camp (MI) Jordan Ryan (OH)
Campbell (CA) Kagen Ryan (WI)
Cannon Keller Salazar
Cantor King (IA) Saxton
Capito King (NY) Schmidt
Carney Kingston Sensenbrenner
Carter Kline (MN) Sessions
Castle Knollenberg Shadegg
Chabot Kuhl (NY) Shimkus
Chandler LaHood Shuler
Coble Lamborn Shuster
Cole (OK) Latham Simpson
Conaway LaTourette Skelton
Cramer Lewis (CA) Smith (NE)
Crenshaw Lewis (KY) Smith (NJ)
Cubin Linder Smith (TX)
Culberson LoBiondo Souder
Davis (KY) Lucas Space
Davis, David Lungren, Daniel Stearns
Davis, Jo Ann E. Stupak
Davis, Tom Lynch Sullivan
Deal (GA) Mack Tancredo
Dent Mahoney (FL) Terry
Donnelly Manzullo Thornberry
Doolittle Marchant Tiahrt
Drake Marshall Tiberi
Dreier Matheson Turner
Duncan McCarthy (CA) Udall (CO)
Ehlers McCaul (TX) Upton
Ellsworth McCotter Walberg
Emerson McCrery Walden (OR)
English (PA) McHenry Walz (MN)
Everett McHugh Wamp
Fallin McIntyre Weldon (FL)
Feehey McKeon Weller
Ferguson McNerney Westmoreland
Flake McNulty Whitfield
Forbes Melancon Wicker

- Wilson (NM) Wilson (SC) Young (AK)
Wilson (OH) Wolf Young (FL)
NOES—188
Abercrombie Hare Pallone
Ackerman Hastings (FL) Pascrell
Allen Higgins Pastor
Andrews Hinchey Paul
Arcuri Hinojosa Payne
Baca Hirono Perlmutter
Baldwin Hodes Pickering
Becerra Holt Price (NC)
Berkley Honda Rahall
Berman Hooley Rangel
Bishop (GA) Hoyer Reyes
Bishop (NY) Inslee Rodriguez
Blumenauer Israel Ros-Lehtinen
Brady (PA) Jackson (IL) Rothman
Butterfield Jackson-Lee Roybal-Allard
Capps (TX) Ruppertsberger
Capuano Jefferson Rush
Cardoza Johnson (GA) Sali
Carnahan Johnson, E. B. Sanchez, Linda
Carson Kanjorski T.
Castor Kaptur Sanchez, Loretta
Christensen Kennedy Sarbanes
Clarke Kildee Schakowsky
Clay Kilpatrick Schiff
Cleaver Kind Schwartz
Clyburn Klein (FL) Scott (GA)
Cohen Kucinich Scott (VA)
Conyers Lampson Serrano
Cooper Langevin Sestak
Costa Lantos Shea-Porter
Costello Larsen (WA) Sherman
Courtney Larson (CT) Sires
Crowley Lee Slaughter
Cuellar Levin Smith (WA)
Cummings Lewis (GA) Snyder
Davis (AL) Lipinski Solis
Davis (CA) Loebsack Spratt
Davis (IL) Lofgren, Zoe Stark
Davis, Lincoln Lowey Sutton
DeFazio Maloney (NY) Tanner
Delahunt Markey Tauscher
DeLauro Matsui Taylor
Diaz-Balart, L. McCarthy (NY) Thompson (CA)
Diaz-Balart, M. McCollum (MN) Thompson (MS)
Dicks McDermott Tierney
Dingell McGovern Towns
Doggett Meehan Udall (NM)
Doyle Edwards Van Hollen
Edwards MEEKS (NY) Velázquez
Ellison Michaud Visclosky
Engel Miller (NC) Wasserman
Eshoo Miller, George Schultz
Etheridge Mollohan Waters
Farr Moore (KS) Watson
Fattah Moore (WI) Watt
Filner Moran (VA) Waxman
Fortuño Murtha Weiner
Frank (MA) Nadler Welch (VT)
Gonzalez Napolitano Wexler
Gordon Neal (MA) Woolsey
Green, Al Norton Wu
Green, Gene Oberstar Wynn
Grijalva Obey Yarmuth
Gutierrez Ortiz

NOT VOTING—14

- Baird Hunter Putnam
Bordallo Jones (OH) Shays
Brown, Corrine Kirk Walsh (NY)
DeGette McMorris
Emanuel Rodgers
Faleomavaega Olver

So the amendment was agreed to.

72.20 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment numbered 10, submitted by Mr. SESSIONS:

Page 100, after line 17, insert the following new section:

SEC. 136. COST INCREASE DISCLOSURE REQUIREMENTS FOR MORTGAGES OF REGULATED ENTITIES.

(a) IN GENERAL.—Subpart A of part 2 of subtitle A of title XIII of the Housing and Community Development Act of 1992 (12 U.S.C. 4541 et seq.), as amended by the preceding provisions of this Act, is further amended by adding at the end the following new section:

SEC. 1330. COST INCREASE DISCLOSURE REQUIREMENTS FOR MORTGAGES OF REGULATED ENTITIES.

“(a) LIMITATION.—The Director shall by regulation establish standards, and shall enforce compliance with such standards, that—

“(1) prohibit the enterprises from the purchase, service, holding, selling, lending on the security of, or otherwise dealing with any mortgage on a one- to four-family residence that does not meet the requirements under subsection (b); and

“(2) prohibit the Federal home loan banks from providing any advances to a member for use in financing, and from accepting as collateral for any advance to a member, any mortgage on a one- to four-family residence that does not meet the requirements under subsection (b).

“(b) DISCLOSURE REQUIREMENTS.—The requirements under this subsection with respect to a mortgage are that, before or at settlement on the mortgage, the mortgagor is provided a written disclosure in such form as the Director shall require, clearly stating the dollar amount by which the requirements on the enterprises to make allocations under section 1337(b) to the affordable housing fund established under section 1337(a), if borne by mortgagors on a pro rata basis, could have increased the amount to be paid under the mortgage by the mortgagor over the entire term of the mortgage (in comparison with such amount paid absent such requirements), as determined in accordance with the determination of the Director pursuant to section 1337(o) for the applicable year.”.

(b) FANNIE MAE.—Section 304 of the Federal National Mortgage Association Charter Act (12 U.S.C. 1719) is amended by adding at the end the following new subsection:

“(g) PROHIBITION REGARDING DISCLOSURE REQUIREMENT.—Nothing in this Act may be construed to authorize the corporation to purchase, service, hold, sell, lend on the security of, or otherwise deal with any mortgage that the corporation is prohibited from so dealing with under the standards issued under section 1330 of the Housing and Community Development Act of 1992 by the Director of the Federal Housing Finance Agency.”.

(c) FREDDIE MAC.—Section 305 of the Federal Home Loan Mortgage Corporation Act (12 U.S.C. 1454) is amended by adding at the end the following new subsection:

“(d) PROHIBITION REGARDING DISCLOSURE REQUIREMENTS.—Nothing in this Act may be construed to authorize the Corporation to purchase, service, hold, sell, lend on the security of, or otherwise deal with any mortgage that the Corporation is prohibited from so dealing with under the standards issued under section 1330 of the Housing and Community Development Act of 1992 by the Director of the Federal Housing Finance Agency.”.

(d) FEDERAL HOME LOAN BANKS.—Section 10(a) of the Federal Home Loan Bank Act (12 U.S.C. 1430(a)) is amended—

(1) by redesignating paragraph (6) as paragraph (7); and

(2) by inserting after paragraph (5) the following new paragraph:

“(6) PROHIBITION REGARDING DISCLOSURE REQUIREMENTS.—Nothing in this Act may be construed to authorize a Federal Home Loan Bank to provide any advance to a member for use in financing, or accept as collateral for an advance under this section, any mortgage that a Bank is prohibited from so accepting under the standards issued under section 1330 of the Housing and Community Development Act of 1992 by the Director of the Federal Housing Finance Agency.”.

Page 144, after line 19, insert the following:

“(8) USE OF AMOUNTS FOR COSTS OF REQUIRED MORTGAGE DISCLOSURES.—Of the

amount allocated pursuant to subsection (b) in each year to the affordable housing fund, the Director shall set aside the amount necessary to cover any costs to lenders, mortgagees, and other entities of making disclosures required under section 1330, and shall use such amounts to reimburse lenders, mortgagees, and other entities for such costs. The Director shall by regulation provide for lenders, mortgagees, and other entities to apply for such reimbursements and to identify such costs.”.

Page 153, after line 14, insert the following:

“(o) DETERMINATION OF COST INCREASES.— For each year referred to in section 1337(b)(1), the Director shall make a determination, taking into account the results of the study conducted pursuant to section 139(d) of the Federal Housing Finance Reform Act of 2007, if available, and the amount of allocations made under section subsection (b) of this section to the affordable housing fund established under subsection (a), of the amount by which the requirements on the enterprises to make such allocations have increased the amount to be paid by mortgagors under mortgages for one- to four-family residences over the entire terms of such mortgages in comparison with such amount to be paid absent such requirements, expressed as an increased cost per \$1,000 financed under a mortgage. The Director shall make such determination for each such year publicly available and shall provide for dissemination of such determination to lenders, mortgagees, and other entities incurring costs of making disclosures required under section 1330.”.

Page 153, line 15, strike “(o)” and insert “(p)”.

It was decided in the { Yeas ..... 183  
negative ..... } Nays ..... 240

¶72.21 [Roll No. 388]

AYES—183

Aderholt	Davis, Tom	Johnson, Sam
Akin	Deal (GA)	Jones (NC)
Alexander	Dent	Jordan
Bachmann	Diaz-Balart, L.	Keller
Bachus	Diaz-Balart, M.	King (IA)
Baker	Doolittle	King (NY)
Barrett (SC)	Drake	Kingston
Bartlett (MD)	Dreier	Kline (MN)
Barton (TX)	Duncan	Knollenberg
Berkley	Ehlers	Lamborn
Biggert	Emerson	Latham
Bilbray	English (PA)	Lewis (CA)
Bilirakis	Everett	Lewis (KY)
Bishop (UT)	Fallin	Linder
Blackburn	Feeney	LoBiondo
Blunt	Ferguson	Lucas
Boehner	Flake	Lungren, Daniel E.
Bonner	Forbes	Mack
Bono	Fortenberry	Manzullo
Boozman	Fortuno	Marchant
Boustany	Fossella	McCaul (TX)
Brady (TX)	Fox	McCotter
Brown (SC)	Franks (AZ)	McCrery
Brown-Waite,	Frelinghuysen	McHenry
Ginny	Gallegly	McKeon
Buchanan	Garrett (NJ)	Mica
Burgess	Gerlach	Miller (FL)
Burton (IN)	Gillmor	Miller (MI)
Buyer	Gingrey	Miller, Gary
Calvert	Gohmert	Murphy, Tim
Camp (MI)	Goode	Musgrave
Campbell (CA)	Goodlatte	Myrick
Cannon	Granger	Neugebauer
Cantor	Graves	Nunes
Capito	Hall (TX)	Palmer
Carter	Hastert	Paul
Castle	Hastings (WA)	Pearce
Chabot	Hayes	Pence
Coble	Heller	Peterson (PA)
Cole (OK)	Hensarling	Petri
Conaway	Herger	Pickering
Crenshaw	Hobson	Pitts
Cubin	Hoekstra	Poe
Culberson	Hulshof	Porter
Davis (KY)	Inglis (SC)	Price (GA)
Davis, David	Issa	Pryce (OH)
Davis, Jo Ann	Jindal	Ramstad

Regula
Rehberg
Reichert
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrabacher
Ros-Lehtinen
Royce
Ryan (WI)
Sali
Saxton
Schmidt
Sensenbrenner

Sessions
Shadegg
Shimkus
Shuster
Simpson
Smith (NE)
Smith (TX)
Souder
Stearns
Sullivan
Tancredo
Terry
Thornberry
Tiberi
Turner

Upton
Walberg
Walden (OR)
Wamp
Weldon (FL)
Weller
Westmoreland
Whitfield
Wicker
Wilson (NM)
Wilson (SC)
Wolf
Young (AK)
Young (FL)

NOT VOTING—14

Baird	Hunter	Radanovich
Bordallo	Jones (OH)	Shays
Brown, Corrine	Kirk	Walsh (NY)
DeGette	McMorris	
Emanuel	Rodgers	
Faleomavaega	Putnam	

So the amendment was not agreed to.

¶72.22 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment numbered 34, submitted by Mr. BRADY of Texas:

Page 130, line 8, strike “75 percent” and insert “70 percent”.

Page 130, line 11, strike “25 percent” and insert “20 percent”.

Page 130, after line 11, insert the following: “(iii) The allocation percentage for the Texas Department of Housing and Community Affairs shall be 10 percent.”.

Page 130, line 19, after “in connection with” insert the following: “(i) in the case of the grantees specified in clauses (i) and (ii) of subparagraph (A).”.

Page 130, line 20, before the period insert “, and (ii) in the case of the grantee specified in clause (iii) of subparagraph (A), Hurricane Rita of 2005”.

Page 149, line 16, strike “and” and insert a comma.

Page 149, line 17, before the semicolon insert the following: “, and the Texas Department of Housing and Community Affairs”.

It was decided in the { Yeas ..... 163  
negative ..... } Nays ..... 260

¶72.23 [Roll No. 389]

AYES—163

Aderholt	Everett	Manzullo
Akin	Feeney	Marchant
Altmire	Ferguson	McCaul (TX)
Barrett (SC)	Flake	McCotter
Bartlett (MD)	Fortenberry	McHenry
Barton (TX)	Fortuno	McKeon
Bilirakis	Fossella	Mica
Bishop (UT)	Fox	Miller (FL)
Blackburn	Franks (AZ)	Miller (MI)
Blunt	Gallegly	Miller, Gary
Boehner	Garrett (NJ)	Moran (KS)
Bonner	Gerlach	Murphy, Tim
Brady (TX)	Gillmor	Musgrave
Brown (SC)	Brown (SC)	Myrick
Brown-Waite,	Gingrey	Neugebauer
Ginny	Gohmert	Nunes
Buchanan	Gonzalez	Ortiz
Burgess	Goode	Paul
Burton (IN)	Goodlatte	Pearce
Buyer	Granger	Pence
Calvert	Graves	Peterson (PA)
Camp (MI)	Green, Al	Pitts
Campbell (CA)	Green, Gene	Platts
Cannon	Hall (TX)	Poe
Cantor	Hastert	Porter
Capito	Hastings (WA)	Price (GA)
Carter	Hayes	Regula
Chabot	Hensarling	Rehberg
Coble	Herger	Reichert
Cole (OK)	Hinojosa	Reyes
Conaway	Hobson	Reynolds
Crenshaw	Hoekstra	Rodriguez
Cubin	Hulshof	Rogers (KY)
Culberson	Issa	Rohrabacher
Davis (KY)	Jackson-Lee	Ros-Lehtinen
Davis, David	(TX)	Royce
Davis, Jo Ann	Johnson, E. B.	Ryan (WI)
Deal (GA)	Johnson, Sam	Sali
Dent	Jordan	Schmidt
Diaz-Balart, L.	Keller	Sensenbrenner
Doggett	King (IA)	Sessions
Doolittle	Kingston	Shimkus
Drake	Kuhl (NY)	Shuster
Dreier	LaHood	Smith (NE)
Duncan	Lamborn	Smith (TX)
Edwards	Drake	Stearns
Ehlers	LaTourette	Sullivan
English (PA)	Lewis (CA)	Tancredo
	Lewis (KY)	Terry
	Linder	Thornberry
	Mack	



Tiaht Tiberi Turner Upton Walberg Walden (OR) Wamp Weldon (FL) Weller Westmoreland Whitfield Wilson (NM) Wilson (SC) Young (AK) Young (FL)

Jones (OH) Kirk McMorris Rodgers Putnam Shays Walsh (NY) Nunes Paul Pearce Pence Peterson (PA) Petri Pitts Poe Porter Price (GA) Radanovich Regula Rehberg Reichert Reynolds Rogers (AL) Rogers (KY) Rogers (MI)

Rohrabacher Ros-Lehtinen Roskam Royce Ryan (WI) Sali Saxton Schmidt Sensenbrenner Sessions Shadegg Shimkus Shuster Smith (NE) Smith (TX) Souder Stearns Sullivan Tancredo Terry Thornberry Tiaht Tiberi Turner Upton Walberg Wamp Weldon (FL) Weller Westmoreland Wicker Wilson (SC) Wolf Young (AK) Young (FL)

NOES—260

Abercrombie Ackerman Alexander Allen Andrews Arcuri Baca Bachmann Bachus Baker Baldwin Barrow Bean Becerra Berkley Berman Berry Biggert Bishop (GA) Bishop (NY) Blumenauer Bono Boozman Boren Boswell Boucher Boustany Boyd (FL) Boyda (KS) Brady (PA) Braley (IA) Capps Capuano Cardoza Carnahan Carney Carson Castle Castor Chandler Christensen Clarke Clay Cleaver Clyburn Cohen Conyers Cooper Costa Costello Courtney Cramer Crowley Cummings Davis (AL) Davis (CA) Davis (IL) Davis (KY) Davis, Lincoln Davis, Tom DeFazio Delahunt DeLauro Dicks Dingell Donnelly Doyle Ellison Ellsworth Emerson Engel Eshoo Etheridge Fallin Farr Fattah Filner Forbes Frank (MA) Frelinghuysen Giffords Gilchrist Gillibrand Gordon Grijalva Gutierrez Hall (NY) Hare Harman Hastings (FL) Heller Herseht Sandlin Higgins Hill Hinchey Hirono Hodes Holden Holt Pomeroy Price (NC) Pryce (OH) Radanovich Rahall Ramstad Rangel Renzi Rogers (AL) Rogers (MI) Roskam Ross Rothman Roybal-Allard Ruppberger Rush Ryan (OH) Salazar Sánchez, Linda T. Sanchez, Loretta Sarbanes Saxton Schakowsky Schiff Schwartz Scott (GA) Scott (VA) Serrano Sestak Shadegg Shea-Porter Sherman Shuler Simpson Sires Skelton Slaughter Smith (NJ) Smith (WA) Snyder Solis Souder Space Spratt Stark Stupak Sutton Tanner Tauscher Taylor Thompson (CA) Thompson (MS) Tierney Towns Udall (CO) Udall (NM) Van Hollen Velázquez Visclosky Walz (MN) Wasserman Schultz Waters Watson Watt Waxman Weiner Welch (VT) Wexler Wickert Wilson (OH) Wolf Woolsey Wu Wynn Yarmuth

So the amendment was not agreed to.

72.24 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment numbered 9, submitted by Mr. PRICE of Georgia:

Strike line 21 on page 128 and all that follows through line 7 on page 129, and insert the following:

“(2) REQUIREMENTS FOR CONTRIBUTIONS.—

“(A) TIMING.—An enterprise shall not be required to make an allocation for a year pursuant to paragraph (1) unless the Director, pursuant to the study under paragraph (2) for such year, makes a determination that such allocation by the enterprise for the year—

“(i) will not contribute to the financial instability of the enterprise or impair the safe and sound operation of the enterprise;

“(ii) will not cause the enterprise to be classified as undercapitalized;

“(iii) will not prevent the enterprise from successfully completing a capital restoration plan under section 1369C; and

“(iv) will not result in increased costs to borrowers under residential mortgages.

“(B) STUDY.—The Director shall, for each year referred to in paragraph (1)—

“(i) conduct a study to determine the effects on each enterprise of making allocations in such year under such paragraph; and

“(ii) submit to the Congress a report containing the findings of such study and the determinations of the Secretary regarding the issues set forth in clauses (i) through (iv) of subparagraph (A).”.

It was decided in the { Yeas ..... 180 negative ..... } Nays ..... 243

72.25 [Roll No. 390]

AYES—180

Aderholt Akin Bachmann Bachus Baker Barrett (SC) Bartlett (MD) Barton (TX) Biggert Bilbray Bilirakis Bishop (UT) Blackburn Blunt Boehner Bonner Bono Boozman Boustany Brady (TX) Brown (SC) Brown-Waite, Ginny Buchanan Burgess Burton (IN) Buyer Calvert Camp (MI) Campbell (CA) Cannon Cantor Capito Carter Castle Chabot Coble Cole (OK) Conaway Crenshaw Cuban Culberson Davis (KY) Davis, David Davis, Jo Ann Davis, Tom Deal (GA) Dent Diaz-Balart, L. Diaz-Balart, M. Doolittle Drake Dreier Duncan Ehlers Emerson English (PA) Everett Fallin Feeney Ferguson Flake Forbes Fortenberry Fortuño Fossella Fox Franks (AZ) Frelinghuysen Gallegly Garrett (NJ) Gerlach Gillmor Gingrey Gohmert Goode Goodlatte Granger Graves Hall (TX) Hastings (WA) Hayes Heller Hensarling Herger Hobson Hoekstra Hulshof Inglis (SC) Issa Johnson, Sam Jones (NC) Jordan Keller King (IA) King (NY) Kingston Kline (MN) Knollenberg Kuhl (NY) LaHood Lamborn Latham LaTourette Lewis (CA) Lewis (KY) Linder LoBiondo Lucas Lungren, Daniel E. Mack Manzullo Marchant McCarthy (CA) McCaul (TX) McCotter McCrery McHenry McHugh McKeon Mica Miller (FL) Miller (MI) Miller, Gary Moran (KS) Musgrave Myrick Neugebauer

NOES—243

Abercrombie Ackerman Alexander Allen Altmire Andrews Arcuri Baca Baldwin Barrow Bean Becerra Berkley Berman Berry Bishop (GA) Bishop (NY) Blumenauer Boren Boswell Boucher Boyd (FL) Boyda (KS) Brady (PA) Braley (IA) Butterfield Capps Capuano Cardoza Carnahan Carney Carson Castor Chandler Christensen Clarke Clay Cleaver Clyburn Cohen Conyers Cooper Costa Costello Courtney Cramer Crowley Cuellar Cummings Davis (AL) Davis (CA) Davis (IL) Davis, Lincoln DeFazio Delahunt DeLauro Dicks Dingell Doggett Donnelly Doyle Edwards Ellsworth Engel Eshoo Etheridge Farr Fattah Filner Frank (MA) Giffords Gilchrist Gillibrand Gordon Grijalva Gutierrez Hall (NY) Hare Harman Hastert Hastings (FL) Herseht Sandlin Higgins Hill Hinojosa Hirono Hodes Holden Holt Hooley Hoyer Inslee Jackson (IL) Jackson-Lee (TX) Jefferson Jindal Johnson (GA) Johnson (IL) Johnson, E. B. Kagen Kanjorski Kaptur Kennedy Kildee Kilpatrick Kind Klein (FL) Kucinich Lampson Langevin Lantos Larsen (WA) Larson (CT) Lee Levin Lewis (GA) Lipinski LoBiondo Loeb sack Lofgren, Zoe Lowey Lucas Lungren, Daniel E. Lynch Mahoney (FL) Maloney (NY) Markey Marshall Matheson Matsui McCarthy (CA) McCarthy (NY) McCallum (MN) McCrery McDermott McGovern McHugh McIntyre McNerney McNulty Meehan Meek (FL) Meeks (NY) Melancon Michael Miller (NC) Mitchell Mollohan Moore (KS) Moore (WI) Moran (VA) Murphy (CT) Murphy, Patrick Murtha Nadler Napolitano Neal (MA) Norton Oberstar Norton Oberstar Obey Olver Ortiz Pallone Pascrell Pastor Payne Perlmutter Peterson (MN) Pickering Platts Pomeroy Price (NC) Pryce (OH) Rahall Ramstad Rangel Renzi Reyes Rodriguez Ross Rothman Roybal-Allard Ruppberger Rush Ryan (OH) Salazar Sánchez, Linda T. Sanchez, Loretta Sarbanes Schakowsky Schiff Schwartz Scott (GA) Scott (VA) Serrano Sestak Shea-Porter Sherman Shuler Simpson Sires Skelton Slaughter Smith (NJ) Smith (WA) Snyder Solis Spratt Stark Stupak Sutton Tanner Tauscher Taylor Thompson (CA) Thompson (MS) Tierney Towns Udall (CO) Udall (NM) Van Hollen Velázquez Visclosky Walden (OR) Wasserman Schultz Waters Watson Watt Waxman Weiner Welch (VT) Wexler Wickert Wilson (OH) Wolf Woolsey Wu Wynn Yarmuth

NOT VOTING—14

Baird Bilbray Bordallo Brown, Corrine DeGette Emanuel Faleomavaega Hunter

Wilson (NM) Woolsey Wynn  
Wilson (OH) Wu Yarmuth

NOT VOTING—14

Baird Faleomavaega McMorris  
Bordallo Honda Rodgers  
Brown, Corrine Hunter Putnam  
DeGette Jones (OH) Shays  
Emanuel Kirk Walsh (NY)

So the amendment was not agreed to.

¶72.26 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment numbered 19, submitted by Mr. DOOLITTLE:

Page 100, after line 17, insert the following new section:

**SEC. 136. MORTGAGOR IDENTIFICATION REQUIREMENTS FOR MORTGAGES OF REGULATED ENTITIES.**

(a) IN GENERAL.—Subpart A of part 2 of subtitle A of title XIII of the Housing and Community Development Act of 1992 (12 U.S.C. 4541 et seq.), as amended by the preceding provisions of this Act, is further amended by adding at the end the following new section:

**“SEC. 1330. MORTGAGOR IDENTIFICATION REQUIREMENTS FOR MORTGAGES OF REGULATED ENTITIES.**

“(a) LIMITATION.—The Director shall by regulation establish standards, and shall enforce compliance with such standards, that—

“(1) prohibit the enterprises from the purchase, service, holding, selling, lending on the security of, or otherwise dealing with any mortgage on a one- to four-family residence that will be used as the principal residence of the mortgagor that does not meet the requirements under subsection (b); and

“(2) prohibit the Federal home loan banks from providing any advances to a member for use in financing, and from accepting as collateral for any advance to a member, any mortgage on a one- to four-family residence that will be used as the principal residence of the mortgagor that does not meet the requirements under subsection (b).

“(b) IDENTIFICATION REQUIREMENTS.—The requirements under this subsection with respect to a mortgage are that the mortgagor have, at the time of settlement on the mortgage, a Social Security account number.”

(b) FANNIE MAE.—Section 304 of the Federal National Mortgage Association Charter Act (12 U.S.C. 1719) is amended by adding at the end the following new subsection:

“(g) PROHIBITION REGARDING MORTGAGOR IDENTIFICATION REQUIREMENT.—Nothing in this Act may be construed to authorize the corporation to purchase, service, hold, sell, lend on the security of, or otherwise deal with any mortgage that the corporation is prohibited from so dealing with under the standards issued under section 1330 of the Housing and Community Development Act of 1992 by the Director of the Federal Housing Finance Agency.”

(c) FREDDIE MAC.—Section 305 of the Federal Home Loan Mortgage Corporation Act (12 U.S.C. 1454) is amended by adding at the end the following new subsection:

“(d) PROHIBITION REGARDING MORTGAGOR IDENTIFICATION REQUIREMENTS.—Nothing in this Act may be construed to authorize the Corporation to purchase, service, hold, sell, lend on the security of, or otherwise deal with any mortgage that the Corporation is prohibited from so dealing with under the standards issued under section 1330 of the Housing and Community Development Act of 1992 by the Director of the Federal Housing Finance Agency.”

(d) FEDERAL HOME LOAN BANKS.—Section 10(a) of the Federal Home Loan Bank Act (12 U.S.C. 1430(a)) is amended—

(1) by redesignating paragraph (6) as paragraph (7); and

(2) by inserting after paragraph (5) the following new paragraph:

“(6) PROHIBITION REGARDING MORTGAGOR IDENTIFICATION REQUIREMENTS.—Nothing in this Act may be construed to authorize a Federal Home Loan Bank to provide any advance to a member for use in financing, or accept as collateral for an advance under this section, any mortgage that a Bank is prohibited from so accepting under the standards issued under section 1330 of the Housing and Community Development Act of 1992 by the Director of the Federal Housing Finance Agency.”

It was decided in the { Yeas ..... 217  
affirmative ..... Nays ..... 205

¶72.27

[Roll No. 391]

AYES—217

Aderholt	Foxx	Moran (KS)
Akin	Franks (AZ)	Murphy, Patrick
Alexander	Frelinghuysen	Murphy, Tim
Altmire	Galleghy	Musgrave
Bachmann	Garrett (NJ)	Myrick
Bachus	Gerlach	Neugebauer
Baker	Giffords	Nunes
Barrett (SC)	Gilchrest	Pearce
Barrow	Gillibrand	Pence
Bartlett (MD)	Gillmor	Petri
Barton (TX)	Gingrey	Pickering
Bean	Gohmert	Pitts
Biggett	Goode	Platts
Bilbray	Goodlatte	Poe
Bilirakis	Gordon	Porter
Bishop (UT)	Granger	Price (GA)
Blackburn	Graves	Pryce (OH)
Blunt	Hall (NY)	Radanovich
Boehner	Hall (TX)	Ramstad
Bonner	Harman	Regula
Bono	Hastert	Rehberg
Boozman	Hastings (WA)	Reichert
Boren	Hayes	Reynolds
Boucher	Heller	Rogers (AL)
Boustany	Hensarling	Rogers (KY)
Boyd (KS)	Herger	Rogers (MI)
Brady (TX)	Hill	Rohrbacher
Brown (SC)	Hobson	Roskam
Brown-Waite,	Hoekstra	Ross
Brown	Holden	Royce
Buchanan	Hulshof	Ryan (OH)
Burgess	Inglis (SC)	Ryan (WI)
Burton (IN)	Issa	Sali
Buyer	Jindal	Saxton
Calvert	Johnson (IL)	Schmidt
Camp (MI)	Johnson, Sam	Sensenbrenner
Campbell (CA)	Jones (NC)	Sessions
Cantor	Jordan	Shadegg
Capito	Keller	Shimkus
Carney	King (IA)	Shuler
Carter	King (NY)	Shuster
Castle	Kingston	Simpson
Chabot	Kline (MN)	Smith (NE)
Chandler	Knollenberg	Smith (NJ)
Coble	Kuhl (NY)	Smith (TX)
Cole (OK)	Lamborn	Souder
Conaway	Latham	Space
Cramer	LaTourette	Spratt
Crenshaw	Levin	Stearns
Cubin	Lewis (CA)	Stupak
Culberson	Lewis (KY)	Sullivan
Davis (KY)	Linder	Tancredo
Davis, David	LoBiondo	Taylor
Davis, Jo Ann	Lucas	Terry
Davis, Lincoln	Lungren, Daniel	Thornberry
Davis, Tom	E.	Tiahrt
Deal (GA)	Mack	Tiberi
Dent	Marchant	Turner
Donnelly	Marshall	Upton
Doolittle	Matheson	Walberg
Drake	McCarthy (CA)	Walden (OR)
Dreier	McCaul (TX)	Walz (MN)
Duncan	McCotter	Wamp
Ellsworth	McCrary	Weldon (FL)
Emerson	McHenry	Weller
English (PA)	McHugh	Westmoreland
Everett	McKeon	Whitfield
Fallin	McNulty	Wicker
Feeney	Melancon	Wilson (NM)
Ferguson	Mica	Wilson (SC)
Forbes	Miller (FL)	Wolf
Fortenberry	Miller, Gary	Young (AK)
Fossella	Mitchell	Young (FL)

NOES—205

Abercrombie	Hastings (FL)	Olver
Ackerman	Herseth Sandlin	Ortiz
Allen	Higgins	Pallone
Andrews	Hinchey	Pascarell
Arcuri	Hinojosa	Pastor
Baca	Hirono	Paul
Baldwin	Hodes	Payne
Becerra	Holt	Perlmutter
Berkley	Hooley	Peterson (MN)
Berman	Hoyer	Pomeroy
Berry	Insee	Price (NC)
Bishop (GA)	Israel	Rahall
Bishop (NY)	Jackson (IL)	Rangel
Blumenauer	Jackson-Lee	Renzi
Blumauer	(TX)	Reyes
Boswell	Jefferson	Rodriguez
Boyd (FL)	Johnson (GA)	Ros-Lehtinen
Brady (PA)	Johnson, E. B.	Rothman
Braley (IA)	Kagen	Roybal-Allard
Butterfield	Kanjorski	Ruppersberger
Cannon	Kaptur	Rush
Capps	Kennedy	Salazar
Capuano	Kildee	Sanchez, Linda
Cardoza	Kilpatrick	T.
Carnahan	Kind	Sanchez, Loretta
Carson	Klein (FL)	Sarbanes
Castor	Kucinich	Schakowsky
Christensen	Clarke	Schiff
Clarke	LaHood	Schwartz
Clay	Lampson	Scott (GA)
Cleaver	Langevin	Scott (VA)
Clyburn	Lantos	Serrano
Cohen	Larsen (WA)	Sestak
Coyers	Larson (CT)	Shea-Porter
Cooper	Lee	Sherman
Costa	Lewis (GA)	Sires
Costello	Lipinski	Skelton
Courtney	Loebsack	Slaughter
Crowley	Lofgren, Zoe	Smith (WA)
Cuellar	Lowey	Snyder
Cummings	Lynch	Solis
Davis (AL)	Mahoney (FL)	Stark
Davis (CA)	Maloney (NY)	Sutton
Davis (IL)	Manullo	Tanner
DeFazio	Markey	Tauscher
Delahunt	Matsui	Thompson (CA)
DeLauro	McCarthy (NY)	Thompson (MS)
Diaz-Balart, L.	McCollum (MN)	Tierney
Diaz-Balart, M.	McDermott	Towns
Dicks	McGovern	Udall (CO)
Dingell	McIntyre	Udall (NM)
Doggett	McNerney	Van Hollen
Doyle	Meehan	Velázquez
Edwards	Meek (FL)	Visclosky
Ehlers	Meeks (NY)	Wasserman
Ellison	Michaud	Schultz
Engel	Miller (MI)	Waters
Eshoo	Miller (NC)	Watson
Etheridge	Miller, George	Watt
Farr	Mollohan	Waxman
Fattah	Moore (KS)	Weiner
Filner	Moore (WI)	Welch (VT)
Flake	Moran (VA)	Wexler
Fortuño	Murphy (CT)	Wilson (OH)
Frank (MA)	Murtha	Woolsey
Gonzalez	Nadler	Wu
Green, Al	Napolitano	Wynn
Green, Gene	Neal (MA)	Yarmuth
Grijalva	Norton	
Gutierrez	Oberstar	
Hare	Obey	

NOT VOTING—15

Baird	Honda	Peterson (PA)
Bordallo	Hunter	Putnam
Brown, Corrine	Jones (OH)	Shays
DeGette	Kirk	Walsh (NY)
Emanuel	McMorris	
Faleomavaega	Rodgers	

So the amendment was agreed to.

¶72.28 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment numbered 30, submitted by Mr. HENSARLING:

Page 153, line 14, after the period insert close quotation marks and a period.

Strike line 15 on page 153 and all that follows through line 6 on page 154.

It was decided in the { Yeas ..... 155
negative ..... } Nays ..... 263

72.29 [Roll No. 392]

AYES—155

- Aderholt Feeney McCrery
Akin Flake McHenry
Alexander Forbes McKeon
Bachmann Fortenberry Mica
Bachus Fossella Miller (FL)
Baker Foxx Miller, Gary
Barrett (SC) Franks (AZ)
Bartlett (MD) Gallegly Moran (KS)
Barton (TX) Garrett (NJ)
Biggart Gillmor Musgrave
Bilbray Gingrey Myrick
Bilirakis Gohmert Neugebauer
Bishop (UT) Goode Paul
Blackburn Goodlatte Pearce
Blunt Granger Pence
Boehner Graves Peterson (PA)
Bonner Hall (TX) Petri
Bono Hastert Pitts
Boozman Hastings (WA) Poe
Brady (TX) Hayes Price (GA)
Brown (SC) Heller Pryce (OH)
Brown-Waite, Hensarling Radanovich
Ginny Herger Reynolds
Buchanan Hobson Rogers (AL)
Burgess Hoekstra Rogers (KY)
Burton (IN) Hulshof Rogers (MI)
Buyer Inglis (SC) Rohrabacher
Calvert Issa Ros-Lehtinen
Camp (MI) Jindal Roskam
Campbell (CA) Johnson, Sam Royce
Cannon Jones (NC) Ryan (WI)
Cantor Jordan Sali
Carter Keller Schmidt
Chabot King (IA) Sensenbrenner
Coble King (NY) Sessions
Cole (OK) Kingston Shadegg
Conaway Kline (MN) Shimkus
Crenshaw Knollenberg Smith (NE)
Cubin Kuhl (NY) Smith (TX)
Culberson LaHood Souder
Davis, David Lamborn Stearns
Davis, Jo Ann Latham Sullivan
Davis, Tom Lewis (KY) Tancredo
Deal (GA) Linder Terry
Diaz-Balart, L. Lucas Thorntberry
Diaz-Balart, M. Lungren, Daniel E.
Doolittle Mack Tiberi
Drake Manullo Walberg
Dreier Marchant Wamp
Duncan Marchant Weldon (FL)
Ehlers McCarthy (CA) Westmoreland
Everett McCaul (TX) Wilson (SC)
Fallin McCotter Wolf

NOES—263

- Abercrombie Clay Fortuño
Ackerman Cleaver Frank (MA)
Allen Clyburn Frelinghuysen
Altmire Cohen Gerlach
Andrews Conyers Giffords
Arcuri Cooper Gilchrest
Baca Costa Gillibrand
Baldwin Costello Gonzalez
Barrow Courtney Gordon
Bean Cramer Green, Al
Becerra Crowley Green, Gene
Berkley Grijalva Grijalva
Berman Cuellar Gutierrez
Berman Cummings Hall (NY)
Berry Davis (AL) Hare
Bishop (GA) Davis (CA) Harman
Bishop (NY) Davis (IL) Hastings (FL)
Blumenauer Davis, Lincoln Herseth Sandlin
Boren DeFazio Hill
Boswell Delahunt Higgins
Boucher DeLauro Hill
Boustany Dent Hinchey
Boyd (FL) Dicks Hinojosa
Boyd (KS) Dingell Hirono
Brady (PA) Doggett Hodes
Braley (IA) Donnelly Holden
Butterfield Holt Hooley
Capito Edwards Hoyer
Capps Ellison Insee
Capuano Ellsworth Emerson Israel
Cardoza Engel Jackson (IL)
Carnahan English (PA) Jackson-Lee
Carney Eshoo (TX)
Carson Eshoo Jefferson
Castle Etheridge Jefferson
Castor Farr Johnson (GA)
Chandler Fattah Johnson (IL)
Christensen Fergusson Johnson, E. B.
Clarke Filner Kagen

- Kanjorski Murtha Shuster
Kaptur Nadler Simpson
Kennedy Napolitano Sires
Kildee Neal (MA) Skelton
Kilpatrick Norton Slaughter
Kind Oberstar Smith (NJ)
Klein (FL) Obey Smith (WA)
Kucinich Olver Snyder
Lampson Ortiz Solis
Langevin Pallone Space
Lantos Pascrell Spratt
Larsen (WA) Pastor Stark
LaTourette Payne Stupak
Lee Perlmutter Sutton
Levin Peterson (MN) Tanner
Lewis (GA) Pickering Tauscher
Lipinski Platts Taylor
LoBiondo Pomeroy Thompson (CA)
Loeb sack Porter Thompson (MS)
Lofgren, Zoe Price (NC) Tiahrt
Lowey Rahall Tierney
Lynch Ramstad Towns
Mahoney (FL) Rangel Turner
Maloney (NY) Regula Udall (CO)
Markey Rehberg Udall (NM)
Marshall Reichert Upton
Matheson Renzi
Matsui Reyes
McCarthy (NY) Rodriguez Van Hollen
McCollum (MN) Ross Velázquez
McDermott Rothman Visclosky
McGovern Roybal-Allard Walden (OR)
McHugh Ruppertsberger Walz (MN)
McIntyre Rush Wasserman
McNerney Ryan (OH) Schultz
McNulty Salazar Waters
Meehan Sánchez, Linda Watt
Meek (FL) T. Waxman
Melancon Sanchez, Loretta Weiner
Michaud Sarbanes Welch (VT)
Miller (MI) Saxton Weller
Miller (NC) Schakowsky Wexler
Miller, George Schiff Whitfield
Mitchell Schwartz Wicker
Mollohan Scott (GA) Wilson (NM)
Moore (KS) Scott (VA) Wilson (OH)
Moore (WI) Serrano Woolsey
Moran (VA) Sestak Wu
Murphy (CT) Shea-Porter Wynn
Murphy, Patrick Sherman Yarmuth
Murphy, Tim Shuler Young (AK)
Young (FL)

NOT VOTING—19

- Baird Honda McMorris
Bordallo Hunter Rodgers
Brown, Corrine Jones (OH) Meeks (NY)
Davis (KY) Kirk Putnam
DeGette Larson (CT) Shays
Emanuel Lewis (CA) Walsh (NY)
Faleomavaega Watson

So the amendment was not agreed to.

72.30 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment numbered 1, submitted by Mr. NEUGEBAUER:

Page 128, strike lines 18 through 20 and insert the following: "amount equal to the lesser of (A) 1.2 basis points for each dollar of the average total mortgage portfolio of the enterprise during the preceding year, (B) the number of basis points for each dollar of the average total mortgage portfolio of the enterprise during the preceding year, which when applied to such average portfolios of both enterprises, results in an aggregate allocation under this paragraph by the enterprises for the year of \$520,000,000, or (C) a lesser amount, as determined by the Director, if the Director determines for such year that allocation of the lesser of the amounts under subparagraphs (A) and (B) poses a safety or soundness concern to the enterprise."

It was decided in the { Yeas ..... 164
negative ..... } Nays ..... 256

72.31 [Roll No. 393]

AYES—164

- Aderholt Bachmann Barrett (SC)
Akin Bachus Bartlett (MD)

- Barton (TX) Gillmor Nunes
Biggart Gingrey Paul
Bilbray Gohmert Pearce
Bilirakis Goode Pence
Bishop (UT) Goodlatte Petri
Blackburn Granger Pickering
Blunt Graves Pitts
Boehner Hall (TX) Poe
Bono Hastert Price (GA)
Boozman Hastings (WA) Pryce (OH)
Brady (TX) Hayes Radanovich
Brown (SC) Heller Regula
Brown-Waite, Hensarling Rehberg
Ginny Herger Reichert
Buchanan Hoeckstra Reynolds
Burgess Hulshof Rogers (AL)
Burton (IN) Rogers (KY)
Buyer Issa Rogers (MI)
Calvert Johnson, Sam Rohrabacher
Camp (MI) Jones (NC) Ros-Lehtinen
Campbell (CA) Jordan Roskam
Cannon Keller
Cantor King (IA) Royce
Capito King (NY) Ryan (WI)
Carkey Kingston Sali
Castle Kline (MN) Schmidt
Coble Knollenberg Sensenbrenner
Conaway Kuhl (NY) Sessions
Crenshaw LaHood Shimkus
Cubin Lamborn Shuster
Culberson Latham Simpson
Davis (KY) LaTourette Smith (NE)
Davis, David Lewis (CA) Smith (TX)
Davis, Jo Ann Lewis (KY) Souder
Deal (GA) Linder Stearns
Diaz-Balart, L. Lucas Stupak
Diaz-Balart, M. Lungren, Daniel E. Sullivan
Doolittle E. Tancredo
Drake Mack Thornberry
Dreier Manullo Tiahrt
Duncan Marchant Tiberi
Ehlers McCarthy (CA) Upton
Emerson McCaul (TX) Walberg
English (PA) McCotter Walden (OR)
Fallin McHenry Wamp
Feeney McKeon Weller
Flake Mica Westmoreland
Forbes Miller (FL) Whitfield
Fortenberry Miller (MI)
Fossella Miller, Gary Wicker
Foxx Moran (KS) Wilson (SC)
Franks (AZ) Musgrave Wolf
Gallegly Myrick Young (AK)
Garrett (NJ) Neugebauer Young (FL)

NOES—256

- Abercrombie Conyers Green, Gene
Ackerman Cooper Grijalva
Alexander Costa Gutierrez
Allen Costello Hall (NY)
Altmire Courtney Hare
Andrews Cramer Harman
Arcuri Crowley Hastings (FL)
Baca Cuellar Herseth Sandlin
Baker Cummings Higgins
Baldwin Davis (AL) Hill
Barrow Davis (CA) Hinchey
Bean Davis (IL) Hinojosa
Becerra Davis, Lincoln Hirono
Berkley Davis, Tom Hobson
Berman DeFazio Hodes
Berry Delahunt Holden
Bishop (GA) DeLauro Holt
Bishop (NY) Dent Hooley
Blumenauer Dicks Hoyer
Bonner Dingell Insee
Boren Doggett Israel
Boswell Donnelly Jackson (IL)
Boucher Doyle Jackson-Lee
Boustany Edwards (TX)
Boyd (FL) Ellison Jefferson
Boyd (KS) Ellsworth Jindal
Brady (PA) Engel Johnson (GA)
Braley (IA) Eshoo Johnson (IL)
Butterfield Etheridge Johnson, E. B.
Capps Everrett Kagen
Capuano Farr Kanjorski
Cardoza Fattah Kaptur
Carnahan Fergusson Kennedy
Carney Filner Kildee
Carson Fortuño Kilpatrick
Castor Frank (MA) Kind
Chabot Frelinghuysen Klein (FL)
Chandler Gerlach Kucinich
Christensen Giffords Lampson
Clarke Gilchrest Langevin
Clay Gillibrand Lantos
Cleave Gonzalez Larsen (WA)
Clyburn Gordon Larson (CT)
Cohen Green, Al Lee

Levin  
Lewis (GA)  
Lipinski  
LoBiondo  
Loebsack  
Lofgren, Zoe  
Lowe  
Lynch  
Mahoney (FL)  
Maloney (NY)  
Markey  
Marshall  
Matheson  
Matsui  
McCarthy (NY)  
McCollum (MN)  
McCrery  
McDermott  
McGovern  
McHugh  
McIntyre  
McNerney  
McNulty  
Meehan  
Meek (FL)  
Meeks (NY)  
Melancon  
Michaud  
Miller (NC)  
Miller, George  
Mitchell  
Mollohan  
Moore (KS)  
Moore (WI)  
Moran (VA)  
Murphy (CT)  
Murphy, Patrick  
Murphy, Tim  
Murtha  
Nadler  
Napolitano  
Neal (MA)  
Norton

Oberstar  
Obey  
Oliver  
Ortiz  
Pallone  
Pascrell  
Pastor  
Payne  
Perlmutter  
Peterson (MN)  
Platts  
Pomeroy  
Porter  
Price (NC)  
Rahall  
Ramstad  
Rangel  
Renzi  
Reyes  
Rodriguez  
Ross  
Rothman  
Roybal-Allard  
Ruppersberger  
Rush  
Ryan (OH)  
Salazar  
Sanchez, Linda  
T. Sanchez, Loretta  
Sarbanes  
Saxton  
Schakowsky  
Schiff  
Schwartz  
Scott (GA)  
Scott (VA)  
Serrano  
Sestak  
Shadegg  
Shea-Porter  
Sherman  
Shuler

Sires  
Skelton  
Slaughter  
Smith (NJ)  
Smith (WA)  
Snyder  
Solis  
Space  
Spratt  
Stark  
Sutton  
Tanner  
Tauscher  
Taylor  
Terry  
Thompson (CA)  
Thompson (MS)  
Tierney  
Towns  
Turner  
Udall (CO)  
Udall (NM)  
Van Hollen  
Velázquez  
Visclosky  
Walz (MN)  
Wasserman  
T. Schultz  
Waters  
Watson  
Watt  
Waxman  
Weiner  
Welch (VT)  
Wexler  
Wilson (NM)  
Wilson (OH)  
Woolsey  
Wu  
Wynn  
Yarmuth

NOT VOTING—17

Baird  
Bordallo  
Brown, Corrine  
Cole (OK)  
DeGette  
Emanuel  
Faleomavaega

Honda  
Hunter  
Jones (OH)  
Kirk  
McMorris  
Rodgers  
Peterson (PA)

Putnam  
Shays  
Walsh (NY)  
Weldon (FL)

So the amendment was not agreed to.

After some further time,

The SPEAKER pro tempore, Mr. HOLDEN, assumed the Chair.

When Mr. PASTOR, Acting Chairman, pursuant to House Resolution 404, reported the bill back to the House with an amendment adopted by the Committee.

The previous question having been ordered by said resolution.

Mr. WESTMORELAND demanded a separate vote on amendment numbered 4, the NEUGEBAUER amendment.

The question being put, viva voce,

Will the House agree to the following amendment (NEUGEBAUER amendment numbered 4), on which a separate vote had been demanded?

Page 60, line 2, after “posed” insert “to the enterprises”.

The SPEAKER pro tempore, Mr. HOLDEN, announced that the yeas had it.

Mr. WESTMORELAND demanded a recorded vote on agreeing to said amendment, which demand was supported by one-fifth of a quorum, so a recorded vote was ordered.

The vote was taken by electronic device.

It was decided in the affirmative { Yeas ..... 383  
Nays ..... 36

72.32 [Roll No. 394]

AYES—383

Abercrombie  
Ackerman  
Aderholt  
Akin  
Alexander  
Allen  
Altmire  
Andrews  
Arcuri  
Baca  
Bachmann  
Bachus  
Baldwin  
Barrow  
Bartlett (MD)  
Barton (TX)  
Bean  
Becerra  
Berkley  
Berman  
Berry  
Biggert  
Bilirakis  
Bishop (GA)  
Bishop (NY)  
Bishop (UT)  
Blackburn  
Blumenauer  
Blunt  
Boehner  
Bonner  
Bono  
Boozman  
Boren  
Boswell  
Boucher  
Boustany  
Boyd (FL)  
Boyd (KS)  
Brady (PA)  
Brady (TX)  
Braley (IA)  
Brown (SC)  
Brown-Waite,  
Ginny  
Buchanan  
Burgess  
Burton (IN)  
Butterfield  
Buyer  
Calvert  
Camp (MI)  
Campbell (CA)  
Cannon  
Cantor  
Capito  
Capps  
Capuano  
Cardoza  
Carney  
Carson  
Carter  
Castle  
Castor  
Chandler  
Clarke  
Clay  
Cleaver  
Clyburn  
Coble  
Cohen  
Cole (OK)  
Conaway  
Conyers  
Cooper  
Costa  
Costello  
Courtney  
Cramer  
Crenshaw  
Crowley  
Cubin  
Cuellar  
Culberson  
Cummings  
Davis (AL)  
Davis (CA)  
Davis (IL)  
Davis (KY)  
Davis, David  
Davis, Jo Ann  
Davis, Lincoln  
Davis, Tom  
DeFazio

Delahunt  
DeLauro  
Dent  
Diaz-Balart, L.  
Diaz-Balart, M.  
Dicks  
Dingell  
Doggett  
Donnelly  
Doolittle  
Doyle  
Drake  
Dreier  
Duncan  
Edwards  
Ehlers  
Ellison  
Ellsworth  
Emerson  
Engel  
English (PA)  
Eshoo  
Etheridge  
Everett  
Fallin  
Farr  
Fattah  
Blackburn  
Feeney  
Ferguson  
Filner  
Forbes  
Fossella  
Frelinghuysen  
Gallely  
Gerlach  
Giffords  
Gilehrest  
Gillibrand  
Gohmert  
Gonzalez  
Goodlatte  
Gordon  
Granger  
Graves  
Green, Al  
Green, Gene  
Grijalva  
Gutierrez  
Hall (NY)  
Hall (TX)  
Hare  
Harman  
Hastert  
Hastings (FL)  
Hastings (WA)  
Hayes  
Heller  
Herseht Sandlin  
Higgins  
Hill  
Hinchev  
Hinojosa  
Hirono  
Hobson  
Hodes  
Holden  
Holt  
Hooley  
Hoyer  
Hulshof  
Inslee  
Israel  
Issa  
Jackson (IL)  
Jackson-Lee (TX)  
Jefferson  
Jindal  
Johnson (GA)  
Johnson (IL)  
Johnson, E. B.  
Johnson, Sam  
Kagen  
Kanjorski  
Kaptur  
Keller  
Kennedy  
Kildee  
Kilpatrick  
Kind  
King (NY)  
Klein (FL)  
Kline (MN)  
Knollenberg

Kuhl (NY)  
LaHood  
Lampson  
Langevin  
Lantos  
Larsen (WA)  
Larson (CT)  
Latham  
LaTourette  
Lee  
Levin  
Lewis (CA)  
Lewis (GA)  
Lewis (KY)  
Linder  
Lipinski  
LoBiondo  
Loebsack  
Lofgren, Zoe  
Lowe  
Lucas  
Lynch  
Mack  
Mahoney (FL)  
Maloney (NY)  
Manzullo  
Marchant  
McCarthy (CA)  
McCarthy (NY)  
McCaul (TX)  
McCollum (MN)  
McCotter  
McDermott  
McGovern  
McHugh  
McIntyre  
McKeon  
McNerney  
McNulty  
Meehan  
Meek (FL)  
Meeks (NY)  
Melancon  
Mica  
Michaud  
Miller (FL)  
Miller (MI)  
Miller (NC)  
Miller, Gary  
Miller, George  
Mitchell  
Mollohan  
Moore (KS)  
Moore (WI)  
Moran (KS)  
Moran (VA)  
Murphy (CT)  
Murphy, Patrick  
Murphy, Tim  
Murtha  
Musgrave  
Myrick  
Nadler  
Napolitano  
Neal (MA)  
Neugebauer  
Oberstar  
Oliver  
Ortiz  
Pallone  
Pascrell  
Pastor  
Pearce  
Perlmutter  
Peterson (MN)  
Peterson (PA)  
Petri  
Pickering  
Pitts  
Platts  
Poe  
Pomeroy  
Porter  
Price (GA)  
Price (NC)  
Pryce (OH)  
Rahall  
Ramstad  
Rangel

Regula  
Rehberg  
Reichert  
Renzi  
Reyes  
Reynolds  
Rodriguez  
Rogers (AL)  
Rogers (KY)  
Rogers (MI)  
Ros-Lehtinen  
Roskam  
Ross  
Rothman  
Roybal-Allard  
Ruppersberger  
Rush  
Ryan (OH)  
Salazar  
Sali  
Sanchez, Linda  
T.  
Sanchez, Loretta  
Sarbanes  
Saxton  
Schakowsky  
Schiff  
Schmidt  
Schwartz  
Scott (GA)  
Scott (VA)  
Sensenbrenner  
Serrano  
Sessions  
Sestak

Shea-Porter  
Sherman  
Shimkus  
Shuler  
Shuster  
Simpson  
Sires  
Skelton  
Slaughter  
Smith (NE)  
Smith (NJ)  
Smith (TX)  
Smith (WA)  
Snyder  
Solis  
Souder  
Space  
Spratt  
Stark  
Stearns  
Stupak  
Sullivan  
Sutton  
Tancredo  
Tanner  
Tauscher  
Taylor  
Terry  
Thompson (CA)  
Thompson (MS)  
Thornberry  
Tiahrt  
Tiberi  
Tierney  
Towns

Turner  
Udall (CO)  
Udall (NM)  
Upton  
Van Hollen  
Velázquez  
Visclosky  
Walberg  
Walden (OR)  
Walz (MN)  
Wamp  
Wasserman  
Schultz  
Waters  
Watson  
Watt  
Waxman  
Weiner  
Welch (VT)  
Weldon (FL)  
Weller  
Westmoreland  
Wexler  
Whitfield  
Wicker  
Wilson (NM)  
Wilson (OH)  
Wilson (SC)  
Wolf  
Woolsey  
Wu  
Wynn  
Yarmuth  
Young (AK)  
Young (FL)

NOES—36

Baker  
Barrett (SC)  
Bilbray  
Chabot  
Deal (GA)  
Flake  
Fortenberry  
Foxy  
Frank (MA)  
Franks (AZ)  
Garrett (NJ)  
Gillmor  
Gingrey

Goode  
Hensarling  
Herger  
Hoekstra  
Inglis (SC)  
Jones (NC)  
Jordan  
King (IA)  
Kingston  
Kucinich  
Lamborn  
Lungren, Daniel  
E.

McCrery  
McHenry  
Nunes  
Paul  
Payne  
Pence  
Radanovich  
Rohrabacher  
Royce  
Ryan (WI)  
Shadegg

NOT VOTING—13

Baird  
Brown, Corrine  
Carnahan  
DeGette  
Emanuel

Honda  
Hunter  
Jones (OH)  
Kirk

McMorris  
Rodgers  
Putnam  
Shays  
Walsh (NY)

So the amendment was agreed to.

The following amendment, reported from the Committee of the Whole House on the state of the Union, was agreed to:

Strike out all after the enacting clause and insert:

SECTION 1. SHORT TITLE AND TABLE OF CONTENTS.

(a) SHORT TITLE.—This Act may be cited as the “Federal Housing Finance Reform Act of 2007”.

(b) TABLE OF CONTENTS.—The table of contents for this Act is as follows:

Sec. 1. Short title and table of contents.  
Sec. 2. Definitions.  
TITLE I—REFORM OF REGULATION OF ENTERPRISES AND FEDERAL HOME LOAN BANKS  
Subtitle A—Improvement of Safety and Soundness  
Sec. 101. Establishment of the Federal Housing Finance Agency.  
Sec. 102. Duties and authorities of Director.  
Sec. 103. Federal Housing Enterprise Board.  
Sec. 104. Authority to require reports by regulated entities.  
Sec. 105. Disclosure of income and charitable contributions by enterprises.  
Sec. 106. Assessments.  
Sec. 107. Examiners and accountants.  
Sec. 108. Prohibition and withholding of executive compensation.  
Sec. 109. Reviews of regulated entities.

- Sec. 110. Inclusion of minorities and women; diversity in Agency workforce.
  - Sec. 111. Regulations and orders.
  - Sec. 112. Non-waiver of privileges.
  - Sec. 113. Risk-Based capital requirements.
  - Sec. 114. Minimum and critical capital levels.
  - Sec. 115. Review of and authority over enterprise assets and liabilities.
  - Sec. 116. Corporate governance of enterprises.
  - Sec. 117. Required registration under Securities Exchange Act of 1934.
  - Sec. 118. Liaison with Financial Institutions Examination Council.
  - Sec. 119. Guarantee fee study.
  - Sec. 120. Conforming amendments.
    - Subtitle B—Improvement of Mission Supervision
  - Sec. 131. Transfer of product approval and housing goal oversight.
  - Sec. 132. Review of enterprise products.
  - Sec. 133. Conforming loan limits.
  - Sec. 134. Annual housing report regarding regulated entities.
  - Sec. 135. Annual reports by regulated entities on affordable housing stock.
  - Sec. 136. Mortgagor identification requirements for mortgages of regulated entities.
  - Sec. 137. Revision of housing goals.
  - Sec. 138. Duty to serve underserved markets.
  - Sec. 139. Monitoring and enforcing compliance with housing goals.
  - Sec. 140. Affordable Housing Fund.
  - Sec. 141. Consistency with mission.
  - Sec. 142. Enforcement.
  - Sec. 143. Conforming amendments.
    - Subtitle C—Prompt Corrective Action
  - Sec. 151. Capital classifications.
  - Sec. 152. Supervisory actions applicable to undercapitalized regulated entities.
  - Sec. 153. Supervisory actions applicable to significantly undercapitalized regulated entities.
  - Sec. 154. Authority over critically undercapitalized regulated entities.
  - Sec. 155. Conforming amendments.
    - Subtitle D—Enforcement Actions
  - Sec. 161. Cease-and-desist proceedings.
  - Sec. 162. Temporary cease-and-desist proceedings.
  - Sec. 163. Prejudgment attachment.
  - Sec. 164. Enforcement and jurisdiction.
  - Sec. 165. Civil money penalties.
  - Sec. 166. Removal and prohibition authority.
  - Sec. 167. Criminal penalty.
  - Sec. 168. Subpoena authority.
  - Sec. 169. Conforming amendments.
    - Subtitle E—General Provisions
  - Sec. 181. Boards of enterprises.
  - Sec. 182. Report on portfolio operations, safety and soundness, and mission of enterprises.
  - Sec. 183. Conforming and technical amendments.
  - Sec. 184. Study of alternative secondary market systems.
  - Sec. 185. Effective date.
- TITLE II—FEDERAL HOME LOAN BANKS**
- Sec. 201. Definitions.
  - Sec. 202. Directors.
  - Sec. 203. Federal Housing Finance Agency oversight of Federal Home Loan Banks.
  - Sec. 204. Joint activities of Banks.
  - Sec. 205. Sharing of information between Federal Home Loan Banks.
  - Sec. 206. Reorganization of Banks and voluntary merger.
  - Sec. 207. Securities and Exchange Commission disclosure.
  - Sec. 208. Community financial institution members.

- Sec. 209. Technical and conforming amendments.
  - Sec. 210. Study of affordable housing program use for long-term care facilities.
  - Sec. 211. Effective date.
- TITLE III—TRANSFER OF FUNCTIONS, PERSONNEL, AND PROPERTY OF OFFICE OF FEDERAL HOUSING ENTERPRISE OVERSIGHT, FEDERAL HOUSING FINANCE BOARD, AND DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT**
- Subtitle A—Office of Federal Housing Enterprise Oversight
  - Sec. 301. Abolishment of OFHEO.
  - Sec. 302. Continuation and coordination of certain regulations.
  - Sec. 303. Transfer and rights of employees of OFHEO.
  - Sec. 304. Transfer of property and facilities.
    - Subtitle B—Federal Housing Finance Board
  - Sec. 321. Abolishment of the Federal Housing Finance Board.
  - Sec. 322. Continuation and coordination of certain regulations.
  - Sec. 323. Transfer and rights of employees of the Federal Housing Finance Board.
  - Sec. 324. Transfer of property and facilities.
    - Subtitle C—Department of Housing and Urban Development
  - Sec. 341. Termination of enterprise-related functions.
  - Sec. 342. Continuation and coordination of certain regulations.
  - Sec. 343. Transfer and rights of employees of Department of Housing and Urban Development.
  - Sec. 344. Transfer of appropriations, property, and facilities.

**SEC. 2. DEFINITIONS.**

Section 1303 of the Housing and Community Development Act of 1992 (12 U.S.C. 4502) is amended—

- (1) in paragraph (7), by striking “an enterprise” and inserting “a regulated entity”;
- (2) by striking “the enterprise” each place such term appears (except in paragraphs (4) and (18)) and inserting “the regulated entity”;
- (3) in paragraph (5), by striking “Office of Federal Housing Enterprise Oversight of the Department of Housing and Urban Development” and inserting “Federal Housing Finance Agency”;
- (4) in each of paragraphs (8), (9), (10), and (19), by striking “Secretary” each place that term appears and inserting “Director”;
- (5) in paragraph (13), by inserting “, with respect to an enterprise,” after “means”;
- (6) by redesignating paragraphs (16) through (19) as paragraphs (20) through (23), respectively;
- (7) by striking paragraphs (14) and (15) and inserting the following new paragraphs:
  - “(18) REGULATED ENTITY.—The term ‘regulated entity’ means—
  - “(A) the Federal National Mortgage Association and any affiliate thereof;
  - “(B) the Federal Home Loan Mortgage Corporation and any affiliate thereof; and
  - “(C) each Federal home loan bank.
- “(19) REGULATED ENTITY-AFFILIATED PARTY.—The term ‘regulated entity-affiliated party’ means—
- “(A) any director, officer, employee, or agent for, a regulated entity, or controlling shareholder of an enterprise;
- “(B) any shareholder, affiliate, consultant, or joint venture partner of a regulated entity, and any other person, as determined by the Director (by regulation or on a case-by-case basis) that participates in the conduct of the affairs of a regulated entity, except that a shareholder of a regulated entity shall not be considered to have participated

in the affairs of that regulated entity solely by reason of being a member or customer of the regulated entity;

“(C) any independent contractor for a regulated entity (including any attorney, appraiser, or accountant), if—

- “(i) the independent contractor knowingly or recklessly participates in—
- “(I) any violation of any law or regulation;
- “(II) any breach of fiduciary duty; or
- “(III) any unsafe or unsound practice; and
- “(ii) such violation, breach, or practice caused, or is likely to cause, more than a minimal financial loss to, or a significant adverse effect on, the regulated entity; and
- “(D) any not-for-profit corporation that receives its principal funding, on an ongoing basis, from any regulated entity.”.

(8) by redesignating paragraphs (8) through (13) as paragraphs (12) through (17), respectively; and

(9) by inserting after paragraph (7) the following new paragraph:

“(11) FEDERAL HOME LOAN BANK.—The term ‘Federal home loan bank’ means a bank established under the authority of the Federal Home Loan Bank Act.”;

(10) by redesignating paragraphs (2) through (7) as paragraphs (5) through (10), respectively; and

(11) by inserting after paragraph (1) the following new paragraphs:

“(2) AGENCY.—The term ‘Agency’ means the Federal Housing Finance Agency.

“(3) AUTHORIZING STATUTES.—The term ‘authorizing statutes’ means—

- “(A) the Federal National Mortgage Association Charter Act;
- “(B) the Federal Home Loan Mortgage Corporation Act; and
- “(C) the Federal Home Loan Bank Act.

“(4) BOARD.—The term ‘Board’ means the Federal Housing Enterprise Board established under section 1313B.”.

**TITLE I—REFORM OF REGULATION OF ENTERPRISES AND FEDERAL HOME LOAN BANKS**

**Subtitle A—Improvement of Safety and Soundness**

**SEC. 101. ESTABLISHMENT OF THE FEDERAL HOUSING FINANCE AGENCY.**

(a) IN GENERAL.—The Housing and Community Development Act of 1992 (12 U.S.C. 4501 et seq.) is amended by striking sections 1311 and 1312 and inserting the following:

**“SEC. 1311. ESTABLISHMENT OF THE FEDERAL HOUSING FINANCE AGENCY.**

“(a) ESTABLISHMENT.—There is established the Federal Housing Finance Agency, which shall be an independent agency of the Federal Government.

“(b) GENERAL SUPERVISORY AND REGULATORY AUTHORITY.—

- “(1) IN GENERAL.—Each regulated entity shall, to the extent provided in this title, be subject to the supervision and regulation of the Agency.
- “(2) AUTHORITY OVER FANNIE MAE, FREDDIE MAC, AND FEDERAL HOME LOAN BANKS.—The Director of the Federal Housing Finance Agency shall have general supervisory and regulatory authority over each regulated entity and shall exercise such general regulatory and supervisory authority, including such duties and authorities set forth under section 1313 of this Act, to ensure that the purposes of this Act, the authorizing statutes, and any other applicable law are carried out. The Director shall have the same supervisory and regulatory authority over any joint office of the Federal home loan banks, including the Office of Finance of the Federal Home Loan Banks, as the Director has over the individual Federal home loan banks.

“(c) SAVINGS PROVISION.—The authority of the Director to take actions under subtitles B and C shall not in any way limit the general supervisory and regulatory authority granted to the Director.

**“SEC. 1312. DIRECTOR.**

“(a) ESTABLISHMENT OF POSITION.—There is established the position of the Director of the Federal Housing Finance Agency, who shall be the head of the Agency.

“(b) APPOINTMENT; TERM.—

“(1) APPOINTMENT.—The Director shall be appointed by the President, by and with the advice and consent of the Senate, from among individuals who are citizens of the United States, have a demonstrated understanding of financial management or oversight, and have a demonstrated understanding of capital markets, including the mortgage securities markets and housing finance.

“(2) TERM AND REMOVAL.—The Director shall be appointed for a term of 5 years and may be removed by the President only for cause.

“(3) VACANCY.—A vacancy in the position of Director that occurs before the expiration of the term for which a Director was appointed shall be filled in the manner established under paragraph (1), and the Director appointed to fill such vacancy shall be appointed only for the remainder of such term.

“(4) SERVICE AFTER END OF TERM.—An individual may serve as the Director after the expiration of the term for which appointed until a successor has been appointed.

“(5) TRANSITIONAL PROVISION.—Notwithstanding paragraphs (1) and (2), the Director of the Office of Federal Housing Enterprise Oversight of the Department of Housing and Urban Development shall serve as the Director until a successor has been appointed under paragraph (1).

“(c) DEPUTY DIRECTOR OF THE DIVISION OF ENTERPRISE REGULATION.—

“(1) IN GENERAL.—The Agency shall have a Deputy Director of the Division of Enterprise Regulation, who shall be appointed by the Director from among individuals who are citizens of the United States, and have a demonstrated understanding of financial management or oversight and of mortgage securities markets and housing finance.

“(2) FUNCTIONS.—The Deputy Director of the Division of Enterprise Regulation shall have such functions, powers, and duties with respect to the oversight of the enterprises as the Director shall prescribe.

“(d) DEPUTY DIRECTOR OF THE DIVISION OF FEDERAL HOME LOAN BANK REGULATION.—

“(1) IN GENERAL.—The Agency shall have a Deputy Director of the Division of Federal Home Loan Bank Regulation, who shall be appointed by the Director from among individuals who are citizens of the United States, have a demonstrated understanding of financial management or oversight and of the Federal Home Loan Bank System and housing finance.

“(2) FUNCTIONS.—The Deputy Director of the Division of Federal Home Loan Bank Regulation shall have such functions, powers, and duties with respect to the oversight of the Federal home loan banks as the Director shall prescribe.

“(e) DEPUTY DIRECTOR FOR HOUSING.—

“(1) IN GENERAL.—The Agency shall have a Deputy Director for Housing, who shall be appointed by the Director from among individuals who are citizens of the United States, and have a demonstrated understanding of the housing markets and housing finance and of community and economic development.

“(2) FUNCTIONS.—The Deputy Director for Housing shall have such functions, powers, and duties with respect to the oversight of the housing mission and goals of the enter-

prises, and with respect to oversight of the housing finance and community and economic development mission of the Federal home loan banks, as the Director shall prescribe.

“(f) LIMITATIONS.—The Director and each of the Deputy Directors may not—

“(1) have any direct or indirect financial interest in any regulated entity or regulated entity-affiliated party;

“(2) hold any office, position, or employment in any regulated entity or regulated entity-affiliated party; or

“(3) have served as an executive officer or director of any regulated entity, or regulated entity-affiliated party, at any time during the 3-year period ending on the date of appointment of such individual as Director or Deputy Director.

“(g) OMBUDSMAN.—The Director shall establish the position of the Ombudsman in the Agency. The Director shall provide that the Ombudsman will consider complaints and appeals from any regulated entity and any person that has a business relationship with a regulated entity and shall specify the duties and authority of the Ombudsman.”

(b) APPOINTMENT OF DIRECTOR.—Notwithstanding any other provision of law or of this Act, the President may, any time after the date of the enactment of this Act, appoint an individual to serve as the Director of the Federal Housing Finance Agency, as such office is established by the amendment made by subsection (a). This subsection shall take effect on the date of the enactment of this Act.

**SEC. 102. DUTIES AND AUTHORITIES OF DIRECTOR.**

(a) IN GENERAL.—The Housing and Community Development Act of 1992 (12 U.S.C. 4513) is amended by striking section 1313 and inserting the following new sections:

**“SEC. 1313. DUTIES AND AUTHORITIES OF DIRECTOR.**

“(a) DUTIES.—

“(1) PRINCIPAL DUTIES.—The principal duties of the Director shall be—

“(A) to oversee the operations of each regulated entity and any joint office of the Federal Home Loan Banks; and

“(B) to ensure that—

“(i) each regulated entity operates in a safe and sound manner, including maintenance of adequate capital and internal controls;

“(ii) the operations and activities of each regulated entity foster liquid, efficient, competitive, and resilient national housing finance markets that minimize the cost of housing finance (including activities relating to mortgages on housing for low- and moderate-income families involving a reasonable economic return that may be less than the return earned on other activities);

“(iii) each regulated entity complies with this title and the rules, regulations, guidelines, and orders issued under this title and the authorizing statutes; and

“(iv) each regulated entity carries out its statutory mission only through activities that are consistent with this title and the authorizing statutes.

“(2) SCOPE OF AUTHORITY.—The authority of the Director shall include the authority—

“(A) to review and, if warranted based on the principal duties described in paragraph (1), reject any acquisition or transfer of a controlling interest in an enterprise; and

“(B) to exercise such incidental powers as may be necessary or appropriate to fulfill the duties and responsibilities of the Director in the supervision and regulation of each regulated entity.

“(b) DELEGATION OF AUTHORITY.—The Director may delegate to officers or employees of the Agency, including each of the Deputy Directors, any of the functions, powers, or

duties of the Director, as the Director considers appropriate.

“(c) LITIGATION AUTHORITY.—

“(1) IN GENERAL.—In enforcing any provision of this title, any regulation or order prescribed under this title, or any other provision of law, rule, regulation, or order, or in any other action, suit, or proceeding to which the Director is a party or in which the Director is interested, and in the administration of conservatorships and receiverships, the Director may act in the Director’s own name and through the Director’s own attorneys, or request that the Attorney General of the United States act on behalf of the Director.

“(2) CONSULTATION WITH ATTORNEY GENERAL.—The Director shall provide notice to, and consult with, the Attorney General of the United States before taking an action under paragraph (1) of this subsection or under section 1344(a), 1345(d), 1348(c), 1372(e), 1375(a), 1376(d), or 1379D(c), except that, if the Director determines that any delay caused by such prior notice and consultation may adversely affect the safety and soundness responsibilities of the Director under this title, the Director shall notify the Attorney General as soon as reasonably possible after taking such action.

“(3) SUBJECT TO SUIT.—Except as otherwise provided by law, the Director shall be subject to suit (other than suits on claims for money damages) by a regulated entity or director or officer thereof with respect to any matter under this title or any other applicable provision of law, rule, order, or regulation under this title, in the United States district court for the judicial district in which the regulated entity has its principal place of business, or in the United States District Court for the District of Columbia, and the Director may be served with process in the manner prescribed by the Federal Rules of Civil Procedure.

**“SEC. 1313A. PRUDENTIAL MANAGEMENT AND OPERATIONAL STANDARDS.**

“(a) STANDARDS.—The Director shall establish standards, by regulation, guideline, or order, for each regulated entity relating to—

“(1) adequacy of internal controls and information systems, including information security and privacy policies and practices, taking into account the nature and scale of business operations;

“(2) independence and adequacy of internal audit systems;

“(3) management of credit and counterparty risk, including systems to identify concentrations of credit risk and prudential limits to restrict exposure of the regulated entity to a single counterparty or groups of related counterparties;

“(4) management of interest rate risk exposure;

“(5) management of market risk, including standards that provide for systems that accurately measure, monitor, and control market risks and, as warranted, that establish limitations on market risk;

“(6) adequacy and maintenance of liquidity and reserves;

“(7) management of any asset and investment portfolio;

“(8) investments and acquisitions by a regulated entity, to ensure that they are consistent with the purposes of this Act and the authorizing statutes;

“(9) maintenance of adequate records, in accordance with consistent accounting policies and practices that enable the Director to evaluate the financial condition of the regulated entity;

“(10) issuance of subordinated debt by that particular regulated entity, as the Director considers necessary;

“(11) overall risk management processes, including adequacy of oversight by senior



management and the board of directors and of processes and policies to identify, measure, monitor, and control material risks, including reputational risks, and for adequate, well-tested business resumption plans for all major systems with remote site facilities to protect against disruptive events; and

“(12) such other operational and management standards as the Director determines to be appropriate.

“(b) FAILURE TO MEET STANDARDS.—

“(1) PLAN REQUIREMENT.—

“(A) IN GENERAL.—If the Director determines that a regulated entity fails to meet any standard established under subsection (a)—

“(i) if such standard is established by regulation, the Director shall require the regulated entity to submit an acceptable plan to the Director within the time allowed under subparagraph (C); and

“(ii) if such standard is established by guideline, the Director may require the regulated entity to submit a plan described in clause (i).

“(B) CONTENTS.—Any plan required under subparagraph (A) shall specify the actions that the regulated entity will take to correct the deficiency. If the regulated entity is undercapitalized, the plan may be a part of the capital restoration plan for the regulated entity under section 1369C.

“(C) DEADLINES FOR SUBMISSION AND REVIEW.—The Director shall by regulation establish deadlines that—

“(i) provide the regulated entities with reasonable time to submit plans required under subparagraph (A), and generally require a regulated entity to submit a plan not later than 30 days after the Director determines that the entity fails to meet any standard established under subsection (a); and

“(ii) require the Director to act on plans expeditiously, and generally not later than 30 days after the plan is submitted.

“(2) REQUIRED ORDER UPON FAILURE TO SUBMIT OR IMPLEMENT PLAN.—If a regulated entity fails to submit an acceptable plan within the time allowed under paragraph (1)(C), or fails in any material respect to implement a plan accepted by the Director, the following shall apply:

“(A) REQUIRED CORRECTION OF DEFICIENCY.—The Director shall, by order, require the regulated entity to correct the deficiency.

“(B) OTHER AUTHORITY.—The Director may, by order, take one or more of the following actions until the deficiency is corrected:

“(i) Prohibit the regulated entity from permitting its average total assets (as such term is defined in section 1316(b)) during any calendar quarter to exceed its average total assets during the preceding calendar quarter, or restrict the rate at which the average total assets of the entity may increase from one calendar quarter to another.

“(ii) Require the regulated entity—

“(I) in the case of an enterprise, to increase its ratio of core capital to assets.

“(II) in the case of a Federal home loan bank, to increase its ratio of total capital (as such term is defined in section 6(a)(5) of the Federal Home Loan Bank Act (12 U.S.C. 1426(a)(5))) to assets.

“(iii) Require the regulated entity to take any other action that the Director determines will better carry out the purposes of this section than any of the actions described in this subparagraph.

“(3) MANDATORY RESTRICTIONS.—In complying with paragraph (2), the Director shall take one or more of the actions described in clauses (i) through (iii) of paragraph (2)(B) if—

“(A) the Director determines that the regulated entity fails to meet any standard prescribed under subsection (a);

“(B) the regulated entity has not corrected the deficiency; and

“(C) during the 18-month period before the date on which the regulated entity first failed to meet the standard, the entity underwent extraordinary growth, as defined by the Director.

“(c) OTHER ENFORCEMENT AUTHORITY NOT AFFECTED.—The authority of the Director under this section is in addition to any other authority of the Director.”

(b) INDEPENDENCE IN CONGRESSIONAL TESTIMONY AND RECOMMENDATIONS.—Section 111 of Public Law 93-495 (12 U.S.C. 250) is amended by striking “the Federal Housing Finance Board” and inserting “the Director of the Federal Housing Finance Agency”.

**SEC. 103. FEDERAL HOUSING ENTERPRISE BOARD.**

(a) IN GENERAL.—Title XIII of the Housing and Community Development Act of 1992 (12 U.S.C. 4501 et seq.) is amended by inserting after section 1313A, as added by section 102 of this Act, the following new section:

**“SEC. 1313B. FEDERAL HOUSING ENTERPRISE BOARD.**

“(a) IN GENERAL.—There is established the Federal Housing Enterprise Board, which shall advise the Director with respect to overall strategies and policies in carrying out the duties of the Director under this title.

“(b) LIMITATIONS.—The Board may not exercise any executive authority, and the Director may not delegate to the Board any of the functions, powers, or duties of the Director.

“(c) COMPOSITION.—The Board shall be comprised of 3 members, of whom—

“(1) one member shall be the Secretary of the Treasury;

“(2) one member shall be the Secretary of Housing and Urban Development; and

“(3) one member shall be the Director, who shall serve as the Chairperson of the Board.

“(d) MEETINGS.—

“(1) IN GENERAL.—The Board shall meet upon notice by the Director, but in no event shall the Board meet less frequently than once every 3 months.

“(2) SPECIAL MEETINGS.—Either the Secretary of the Treasury or the Secretary of Housing and Urban Development may, upon giving written notice to the Director, require a special meeting of the Board.

“(e) TESTIMONY.—On an annual basis, the Board shall testify before Congress regarding—

“(1) the safety and soundness of the regulated entities;

“(2) any material deficiencies in the conduct of the operations of the regulated entities;

“(3) the overall operational status of the regulated entities;

“(4) an evaluation of the performance of the regulated entities in carrying out their respective missions;

“(5) operations, resources, and performance of the Agency; and

“(6) such other matters relating to the Agency and its fulfillment of its mission, as the Board determines appropriate.”

(b) ANNUAL REPORT OF THE DIRECTOR.—Section 1319B(a) of the Housing and Community Development Act of 1992 (12 U.S.C. 4521 (a)) is amended—

(1) in paragraph (3), by striking “and” at the end; and

(2) by striking paragraph (4) and inserting the following new paragraphs:

“(4) an assessment of the Board or any of its members with respect to—

“(A) the safety and soundness of the regulated entities;

“(B) any material deficiencies in the conduct of the operations of the regulated entities;

“(C) the overall operational status of the regulated entities; and

“(D) an evaluation of the performance of the regulated entities in carrying out their missions;

“(5) operations, resources, and performance of the Agency;

“(6) a description of the demographic makeup of the workforce of the Agency and the actions taken pursuant to section 1319A(b) to provide for diversity in the workforce; and

“(7) such other matters relating to the Agency and its fulfillment of its mission.”

**SEC. 104. AUTHORITY TO REQUIRE REPORTS BY REGULATED ENTITIES.**

Section 1314 of the Housing and Community Development Act of 1992 (12 U.S.C. 4514) is amended—

(1) in the section heading, by striking “enterprises” and inserting “regulated entities”;

(2) in subsection (a)—

(A) in the subsection heading, by striking “SPECIAL REPORTS AND REPORTS OF FINANCIAL CONDITION” and inserting “REGULAR AND SPECIAL REPORTS”;

(B) in paragraph (1)—

(i) in the paragraph heading, by striking “FINANCIAL CONDITION” and inserting “REGULAR REPORTS”; and

(ii) by striking “reports of financial condition and operations” and inserting “regular reports on the condition (including financial condition), management, activities, or operations of the regulated entity, as the Director considers appropriate”; and

(C) in paragraph (2), after “submit special reports” insert “on any of the topics specified in paragraph (1) or such other topics”; and

(3) by adding at the end the following new subsection:

**“(c) REPORTS OF FRAUDULENT FINANCIAL TRANSACTIONS.—**

“(1) REQUIREMENT TO REPORT.—The Director shall require a regulated entity to submit to the Director a timely report upon discovery by the regulated entity that it has purchased or sold a fraudulent loan or financial instrument or suspects a possible fraud relating to a purchase or sale of any loan or financial instrument. The Director shall require the regulated entities to establish and maintain procedures designed to discover any such transactions.

**“(2) PROTECTION FROM LIABILITY FOR REPORTS.—**

“(A) IN GENERAL.—If a regulated entity makes a report pursuant to paragraph (1), or a regulated entity-affiliated party makes, or requires another to make, such a report, and such report is made in a good faith effort to comply with the requirements of paragraph (1), such regulated entity or regulated entity-affiliated party shall not be liable to any person under any law or regulation of the United States, any constitution, law, or regulation of any State or political subdivision of any State, or under any contract or other legally enforceable agreement (including any arbitration agreement), for such report or for any failure to provide notice of such report to the person who is the subject of such report or any other person identified in the report.

“(B) RULE OF CONSTRUCTION.—Subparagraph (A) shall not be construed as creating—

“(i) any inference that the term ‘person’, as used in such subparagraph, may be construed more broadly than its ordinary usage so as to include any government or agency of government; or

“(ii) any immunity against, or otherwise affecting, any civil or criminal action

brought by any government or agency of government to enforce any constitution, law, or regulation of such government or agency.”.

**SEC. 105. DISCLOSURE OF INCOME AND CHARITABLE CONTRIBUTIONS BY ENTERPRISES.**

Section 1314 of the Housing and Community Development Act of 1992 (12 U.S.C. 4514), as amended by the preceding provisions of this Act, is further amended by adding at the end the following new subsections:

“(d) DISCLOSURE OF CHARITABLE CONTRIBUTIONS BY ENTERPRISES.—

“(1) REQUIRED DISCLOSURE.—The Director shall, by regulation, require each enterprise to submit a report annually, in a format designated by the Director, containing the following information:

“(A) TOTAL VALUE.—The total value of contributions made by the enterprise to nonprofit organizations during its previous fiscal year.

“(B) SUBSTANTIAL CONTRIBUTIONS.—If the value of contributions made by the enterprise to any nonprofit organization during its previous fiscal year exceeds the designated amount, the name of that organization and the value of contributions.

“(C) SUBSTANTIAL CONTRIBUTIONS TO INSIDER-AFFILIATED CHARITIES.—Identification of each contribution whose value exceeds the designated amount that were made by the enterprise during the enterprise’s previous fiscal year to any nonprofit organization of which a director, officer, or controlling person of the enterprise, or a spouse thereof, was a director or trustee, the name of such nonprofit organization, and the value of the contribution.

“(2) DEFINITIONS.—For purposes of this subsection—

“(A) the term ‘designated amount’ means such amount as may be designated by the Director by regulation, consistent with the public interest and the protection of investors for purposes of this subsection; and

“(B) the Director may, by such regulations as the Director deems necessary or appropriate in the public interest, define the terms officer and controlling person.

“(3) PUBLIC AVAILABILITY.—The Director shall make the information submitted pursuant to this subsection publicly available.

“(e) DISCLOSURE OF INCOME.—Each enterprise shall include, in each annual report filed under section 13 of the Securities Exchange Act of 1934 (15 U.S.C. 78m), the income reported by the issuer to the Internal Revenue Service for the most recent taxable year. Such income shall—

“(1) be presented in a prominent location in each such report and in a manner that permits a ready comparison of such income to income otherwise required to be included in such reports under regulations issued under such section; and

“(2) be submitted to the Securities and Exchange Commission in a form and manner suitable for entry into the EDGAR system of such Commission for public availability under such system.”.

**SEC. 106. ASSESSMENTS.**

Section 1316 of the Housing and Community Development Act of 1992 (12 U.S.C. 4516) is amended—

(1) by striking subsection (a) and inserting the following new subsection:

“(a) ANNUAL ASSESSMENTS.—The Director shall establish and collect from the regulated entities annual assessments in an amount not exceeding the amount sufficient to provide for reasonable costs and expenses of the Agency, including—

“(1) the expenses of any examinations under section 1317 of this Act and under section 20 of the Federal Home Loan Bank Act;

“(2) the expenses of obtaining any reviews and credit assessments under section 1319;

“(3) such amounts in excess of actual expenses for any given year as deemed necessary by the Director to maintain a working capital fund in accordance with subsection (e); and

“(4) the wind up of the affairs of the Office of Federal Housing Enterprise Oversight and the Federal Housing Finance Board under title III of the Federal Housing Finance Reform Act of 2007.”;

(2) in subsection (b)—

(A) in the subsection heading, by striking “ENTERPRISES” and inserting “REGULATED ENTITIES”;

(B) by realigning paragraph (2) two ems from the left margin, so as to align the left margin of such paragraph with the left margins of paragraph (1);

(C) in paragraph (1)—

(i) by striking “Each enterprise” and inserting “Each regulated entity”;

(ii) by striking “each enterprise” and inserting “each regulated entity”; and

(iii) by striking “both enterprises” and inserting “all of the regulated entities”; and

(D) in paragraph (3)—

(i) in subparagraph (B), by striking “subparagraph (A)” and inserting “clause (i)”;

(ii) by redesignating subparagraphs (A), (B), and (C) as clauses (i), (ii) and (ii), respectively, and realigning such clauses, as so redesignated, so as to be indented 6 ems from the left margin;

(iii) by striking the matter that precedes clause (i), as so redesignated, and inserting the following:

“(3) DEFINITION OF TOTAL ASSETS.—For purposes of this section, the term ‘total assets’ means as follows:

“(A) ENTERPRISES.—With respect to an enterprise, the sum of—”; and

(iv) by adding at the end the following new subparagraph:

“(B) FEDERAL HOME LOAN BANKS.—With respect to a Federal home loan bank, the total assets of the Bank, as determined by the Director in accordance with generally accepted accounting principles.”;

(3) by striking subsection (c) and inserting the following new subsection:

“(c) INCREASED COSTS OF REGULATION.—

“(1) INCREASE FOR INADEQUATE CAPITALIZATION.—The semiannual payments made pursuant to subsection (b) by any regulated entity that is not classified (for purposes of subtitle B) as adequately capitalized may be increased, as necessary, in the discretion of the Director to pay additional estimated costs of regulation of the regulated entity.

“(2) ADJUSTMENT FOR ENFORCEMENT ACTIVITIES.—The Director may adjust the amounts of any semiannual payments for an assessment under subsection (a) that are to be paid pursuant to subsection (b) by a regulated entity, as necessary in the discretion of the Director, to ensure that the costs of enforcement activities under this Act for a regulated entity are borne only by such regulated entity.

“(3) ADDITIONAL ASSESSMENT FOR DEFICIENCIES.—If at any time, as a result of increased costs of regulation of a regulated entity that is not classified (for purposes of subtitle B) as adequately capitalized or as the result of supervisory or enforcement activities under this Act for a regulated entity, the amount available from any semiannual payment made by such regulated entity pursuant to subsection (b) is insufficient to cover the costs of the Agency with respect to such entity, the Director may make and collect from such regulated entity an immediate assessment to cover the amount of such deficiency for the semiannual period. If, at the end of any semiannual period during which such an assessment is made, any

amount remains from such assessment, such remaining amount shall be deducted from the assessment for such regulated entity for the following semiannual period.”;

(4) in subsection (d), by striking “If” and inserting “Except with respect to amounts collected pursuant to subsection (a)(3), if”; and

(5) by striking subsections (e) through (g) and inserting the following new subsections:

“(e) WORKING CAPITAL FUND.—At the end of each year for which an assessment under this section is made, the Director shall remit to each regulated entity any amount of assessment collected from such regulated entity that is attributable to subsection (a)(3) and is in excess of the amount the Director deems necessary to maintain a working capital fund.

“(f) TREATMENT OF ASSESSMENTS.—

“(1) DEPOSIT.—Amounts received by the Director from assessments under this section may be deposited by the Director in the manner provided in section 5234 of the Revised Statutes (12 U.S.C. 192) for monies deposited by the Comptroller of the Currency.

“(2) NOT GOVERNMENT FUNDS.—The amounts received by the Director from any assessment under this section shall not be construed to be Government or public funds or appropriated money.

“(3) NO APPORTIONMENT OF FUNDS.—Notwithstanding any other provision of law, the amounts received by the Director from any assessment under this section shall not be subject to apportionment for the purpose of chapter 15 of title 31, United States Code, or under any other authority.

“(4) USE OF FUNDS.—The Director may use any amounts received by the Director from assessments under this section for compensation of the Director and other employees of the Agency and for all other expenses of the Director and the Agency.

“(5) AVAILABILITY OF OVERSIGHT FUND AMOUNTS.—Notwithstanding any other provision of law, any amounts remaining in the Federal Housing Enterprises Oversight Fund established under this section (as in effect before the effective date under section 185 of the Federal Housing Finance Reform Act of 2007), and any amounts remaining from assessments on the Federal Home Loan banks pursuant to section 18(b) of the Federal Home Loan Bank Act (12 U.S.C. 1438(b)), shall, upon such effective date, be treated for purposes of this subsection as amounts received from assessments under this section.

“(6) TREASURY INVESTMENTS.—

“(A) AUTHORITY.—The Director may request the Secretary of the Treasury to invest such portions of amount received by the Director from assessments paid under this section that, in the Director’s discretion, are not required to meet the current working needs of the Agency.

“(B) GOVERNMENT OBLIGATIONS.—Pursuant to a request under subparagraph (A), the Secretary of the Treasury shall invest such amounts in government obligations guaranteed as to principal and interest by the United States with maturities suitable to the needs of Agency and bearing interest at a rate determined by the Secretary of the Treasury taking into consideration current market yields on outstanding marketable obligations of the United States of comparable maturity.

“(g) BUDGET AND FINANCIAL MANAGEMENT.—

“(1) FINANCIAL OPERATING PLANS AND FORECASTS.—The Director shall provide to the Director of the Office of Management and Budget copies of the Director’s financial operating plans and forecasts as prepared by the Director in the ordinary course of the Agency’s operations, and copies of the quarterly reports of the Agency’s financial condition and results of operations as prepared by

the Director in the ordinary course of the Agency's operations.

"(2) FINANCIAL STATEMENTS.—The Agency shall prepare annually a statement of assets and liabilities and surplus or deficit; a statement of income and expenses; and a statement of sources and application of funds.

"(3) FINANCIAL MANAGEMENT SYSTEMS.—The Agency shall implement and maintain financial management systems that comply substantially with Federal financial management systems requirements, applicable Federal accounting standards, and that uses a general ledger system that accounts for activity at the transaction level.

"(4) ASSERTION OF INTERNAL CONTROLS.—The Director shall provide to the Comptroller General an assertion as to the effectiveness of the internal controls that apply to financial reporting by the Agency, using the standards established in section 3512(c) of title 31, United States Code.

"(5) RULE OF CONSTRUCTION.—This subsection may not be construed as implying any obligation on the part of the Director to consult with or obtain the consent or approval of the Director of the Office of Management and Budget with respect to any reports, plans, forecasts, or other information referred to in paragraph (1) or any jurisdiction or oversight over the affairs or operations of the Agency.

"(h) AUDIT OF AGENCY.—

"(1) IN GENERAL.—The Comptroller General shall annually audit the financial transactions of the Agency in accordance with the U.S. generally accepted government auditing standards as may be prescribed by the Comptroller General of the United States. The audit shall be conducted at the place or places where accounts of the Agency are normally kept. The representatives of the Government Accountability Office shall have access to the personnel and to all books, accounts, documents, papers, records (including electronic records), reports, files, and all other papers, automated data, things, or property belonging to or under the control of or used or employed by the Agency pertaining to its financial transactions and necessary to facilitate the audit, and such representatives shall be afforded full facilities for verifying transactions with the balances or securities held by depositories, fiscal agents, and custodians. All such books, accounts, documents, records, reports, files, papers, and property of the Agency shall remain in possession and custody of the Agency. The Comptroller General may obtain and duplicate any such books, accounts, documents, records, working papers, automated data and files, or other information relevant to such audit without cost to the Comptroller General and the Comptroller General's right of access to such information shall be enforceable pursuant to section 716(c) of title 31, United States Code.

"(2) REPORT.—The Comptroller General shall submit to the Congress a report of each annual audit conducted under this subsection. The report to the Congress shall set forth the scope of the audit and shall include the statement of assets and liabilities and surplus or deficit, the statement of income and expenses, the statement of sources and application of funds, and such comments and information as may be deemed necessary to inform Congress of the financial operations and condition of the Agency, together with such recommendations with respect thereto as the Comptroller General may deem advisable. A copy of each report shall be furnished to the President and to the Agency at the time submitted to the Congress.

"(3) ASSISTANCE AND COSTS.—For the purpose of conducting an audit under this subsection, the Comptroller General may, in the discretion of the Comptroller General, employ by contract, without regard to section 5

of title 41, United States Code, professional services of firms and organizations of certified public accountants for temporary periods or for special purposes. Upon the request of the Comptroller General, the Director of the Agency shall transfer to the Government Accountability Office from funds available, the amount requested by the Comptroller General to cover the full costs of any audit and report conducted by the Comptroller General. The Comptroller General shall credit funds transferred to the account established for salaries and expenses of the Government Accountability Office, and such amount shall be available upon receipt and without fiscal year limitation to cover the full costs of the audit and report."

#### SEC. 107. EXAMINERS AND ACCOUNTANTS.

(a) EXAMINATIONS.—Section 1317 of the Housing and Community Development Act of 1992 (12 U.S.C. 4517) is amended—

(1) in subsection (a), by adding after the period at the end the following: "Each examination under this subsection of a regulated entity shall include a review of the procedures required to be established and maintained by the regulated entity pursuant to section 1314(c) (relating to fraudulent financial transactions) and the report regarding each such examination shall describe any problems with such procedures maintained by the regulated entity";

(2) in subsection (b)—

(A) by inserting "of a regulated entity" after "under this section"; and

(B) by striking "to determine the condition of an enterprise for the purpose of ensuring its financial safety and soundness" and inserting "or appropriate"; and

(3) in subsection (c)—

(A) in the second sentence, by inserting "to conduct examinations under this section" before the period; and

(B) in the third sentence, by striking "from amounts available in the Federal Housing Enterprises Oversight Fund".

(b) ENHANCED AUTHORITY TO HIRE EXAMINERS AND ACCOUNTANTS.—Section 1317 of the Housing and Community Development Act of 1992 (12 U.S.C. 4517) is amended by adding at the end the following new subsection:

"(g) APPOINTMENT OF ACCOUNTANTS, ECONOMISTS, SPECIALISTS, AND EXAMINERS.—

"(1) APPLICABILITY.—This section applies with respect to any position of examiner, accountant, specialist in financial markets, specialist in information technology, and economist at the Agency, with respect to supervision and regulation of the regulated entities, that is in the competitive service.

"(2) APPOINTMENT AUTHORITY.—The Director may appoint candidates to any position described in paragraph (1)—

"(A) in accordance with the statutes, rules, and regulations governing appointments in the excepted service; and

"(B) notwithstanding any statutes, rules, and regulations governing appointments in the competitive service.

"(3) RULE OF CONSTRUCTION.—The appointment of a candidate to a position under the authority of this subsection shall not be considered to cause such position to be converted from the competitive service to the excepted service."

(c) REPEAL.—Section 20 of the Federal Home Loan Bank Act (12 U.S.C. 1440) is amended—

(1) by striking the section heading and inserting the following: "EXAMINATIONS AND GAO AUDITS";

(2) in the third sentence, by striking "the Board and" each place such term appears; and

(3) by striking the first two sentences and inserting the following: "The Federal home loan banks shall be subject to examinations by the Director to the extent pro-

vided in section 1317 of the Federal Housing Enterprises Financial Safety and Soundness Act of 1992 (12 U.S.C. 4517)."

#### SEC. 108. PROHIBITION AND WITHHOLDING OF EXECUTIVE COMPENSATION.

(a) IN GENERAL.—Section 1318 of the Housing and Community Development Act of 1992 (12 U.S.C. 4518) is amended—

(1) in the section heading, by striking "of excessive" and inserting "and withholding of executive";

(2) by redesignating subsection (b) as subsection (d); and

(3) by inserting after subsection (a) the following new subsections:

"(b) FACTORS.—In making any determination under subsection (a), the Director may take into consideration any factors the Director considers relevant, including any wrongdoing on the part of the executive officer, and such wrongdoing shall include any fraudulent act or omission, breach of trust or fiduciary duty, violation of law, rule, regulation, order, or written agreement, and insider abuse with respect to the regulated entity. The approval of an agreement or contract pursuant to section 309(d)(3)(B) of the Federal National Mortgage Association Charter Act (12 U.S.C. 1723a(d)(3)(B)) or section 303(h)(2) of the Federal Home Loan Mortgage Corporation Act (12 U.S.C. 1452(h)(2)) shall not preclude the Director from making any subsequent determination under subsection (a).

"(c) WITHHOLDING OF COMPENSATION.—In carrying out subsection (a), the Director may require a regulated entity to withhold any payment, transfer, or disbursement of compensation to an executive officer, or to place such compensation in an escrow account, during the review of the reasonableness and comparability of compensation."

(b) CONFORMING AMENDMENTS.—

(1) FANNIE MAE.—Section 309(d) of the Federal National Mortgage Association Charter Act (12 U.S.C. 1723a(d)) is amended by adding at the end the following new paragraph:

"(4) Notwithstanding any other provision of this section, the corporation shall not transfer, disburse, or pay compensation to any executive officer, or enter into an agreement with such executive officer, without the approval of the Director, for matters being reviewed under section 1318 of the Federal Housing Enterprises Financial Safety and Soundness Act of 1992 (12 U.S.C. 4518)."

(2) FREDDIE MAC.—Section 303(h) of the Federal Home Loan Mortgage Corporation Act (12 U.S.C. 1452(h)) is amended by adding at the end the following new paragraph:

"(4) Notwithstanding any other provision of this section, the Corporation shall not transfer, disburse, or pay compensation to any executive officer, or enter into an agreement with such executive officer, without the approval of the Director, for matters being reviewed under section 1318 of the Federal Housing Enterprises Financial Safety and Soundness Act of 1992 (12 U.S.C. 4518)."

(3) FEDERAL HOME LOAN BANKS.—Section 7 of the Federal Home Loan Bank Act (12 U.S.C. 1427) is amended by adding at the end the following new subsection:

"(1) WITHHOLDING OF COMPENSATION.—Notwithstanding any other provision of this section, a Federal home loan bank shall not transfer, disburse, or pay compensation to any executive officer, or enter into an agreement with such executive officer, without the approval of the Director, for matters being reviewed under section 1318 of the Federal Housing Enterprises Financial Safety and Soundness Act of 1992 (12 U.S.C. 4518)."

#### SEC. 109. REVIEWS OF REGULATED ENTITIES.

Section 1319 of the Housing and Community Development Act of 1992 (12 U.S.C. 4519) is amended—

(1) by striking the section designation and heading and inserting the following:

**“SEC. 1319. REVIEWS OF REGULATED ENTITIES.”;** and

(2) by striking “is a nationally recognized” and all that follows through “1934” and inserting the following: “the Director considers appropriate, including an entity that is registered under section 15 of the Securities Exchange Act of 1934 (15 U.S.C. 78a) as a nationally registered statistical rating organization”.

**SEC. 110. INCLUSION OF MINORITIES AND WOMEN; DIVERSITY IN AGENCY WORKFORCE.**

Section 1319A of the Housing and Community Development Act of 1992 (12 U.S.C. 4520) is amended—

(1) in the section heading, by striking “equal opportunity in solicitation of contracts” and inserting “minority and women inclusion; diversity requirements”;

(2) in subsection (a), by striking “(a) IN GENERAL.—Each enterprise” and inserting “(e) OUTREACH.—Each regulated entity”;

(3) by striking subsection (b);

(4) by inserting before subsection (e), as so redesignated by paragraph (2) of this section, the following new subsections:

“(a) OFFICE OF MINORITY AND WOMEN INCLUSION.—Each regulated entity shall establish an Office of Minority and Women Inclusion, or designate an office of the entity, that shall be responsible for carrying out this section and all matters of the entity relating to diversity in management, employment, and business activities in accordance with such standards and requirements as the Director shall establish.

“(b) INCLUSION IN ALL LEVELS OF BUSINESS ACTIVITIES.—Each regulated entity shall develop and implement standards and procedures to ensure, to the maximum extent possible, the inclusion and utilization of minorities (as such term is defined in section 1204(c) of the Financial Institutions Reform, Recovery, and Enforcement Act of 1989 (12 U.S.C. 1811 note)) and women, and minority- and women-owned businesses (as such terms are defined in section 21A(r)(4) of the Federal Home Loan Bank Act (12 U.S.C. 1441a(r)(4)) (including financial institutions, investment banking firms, mortgage banking firms, asset management firms, broker-dealers, financial services firms, underwriters, accountants, brokers, investment consultants, and providers of legal services) in all business and activities of the regulated entity at all levels, including in procurement, insurance, and all types of contracts (including contracts for the issuance or guarantee of any debt, equity, or mortgage-related securities, the management of its mortgage and securities portfolios, the making of its equity investments, the purchase, sale and servicing of single- and multi-family mortgage loans, and the implementation of its affordable housing program and initiatives). The processes established by each regulated entity for review and evaluation for contract proposals and to hire service providers shall include a component that gives consideration to the diversity of the applicant.

“(c) APPLICABILITY.—This section shall apply to all contracts of a regulated entity for services of any kind, including services that require the services of investment banking, asset management entities, broker-dealers, financial services entities, underwriters, accountants, investment consultants, and providers of legal services.

“(d) INCLUSION IN ANNUAL REPORTS.—Each regulated entity shall include, in the annual report submitted by the entity to the Director pursuant to section 309(k) of the Federal National Mortgage Association Charter Act (12 U.S.C. 1723a(k)), section 307(c) of the Federal Home Loan Mortgage

Corporation Act (12 U.S.C. 1456(c)), and section 20 of the Federal Home Loan Bank Act (12 U.S.C. 1440), as applicable, detailed information describing the actions taken by the entity pursuant to this section, which shall include a statement of the total amounts paid by the entity to third party contractors since the last such report and the percentage of such amounts paid to businesses described in subsection (b) of this section.”; and

(5) by adding at the end the following new subsection:

“(f) DIVERSITY IN AGENCY WORKFORCE.—The Agency shall take affirmative steps to seek diversity in its workforce at all levels of the agency consistent with the demographic diversity of the United States, which shall include—

“(1) heavily recruiting at historically Black colleges and universities, Hispanic-serving institutions, women’s colleges, and colleges that typically serve majority minority populations;

“(2) sponsoring and recruiting at job fairs in urban communities, and placing employment advertisements in newspapers and magazines oriented toward women and people of color;

“(3) partnering with organizations that are focused on developing opportunities for minorities and women to place talented young minorities and women in industry internships, summer employment, and full-time positions; and

“(4) where feasible, partnering with inner-city high schools, girls’ high schools, and high schools with majority minority populations to establish or enhance financial literacy programs and provide mentoring.”.

**SEC. 111. REGULATIONS AND ORDERS.**

Section 1319G of the Housing and Community Development Act of 1992 (12 U.S.C. 4526) is amended—

(1) by striking subsection (a) and inserting the following new subsection:

“(a) AUTHORITY.—The Director shall issue any regulations, guidelines, and orders necessary to carry out the duties of the Director under this title and each of the authorizing statutes to ensure that the purposes of this title and such statutes are accomplished.”;

(2) in subsection (b), by inserting “, this title, or any of the authorizing statutes” after “under this section”; and

(3) by striking subsection (c).

**SEC. 112. NON-WAIVER OF PRIVILEGES.**

Part 1 of subtitle A of title XIII of the Housing and Community Development Act of 1992 (12 U.S.C. 4511) is amended by adding at the end the following new section:

**“SEC. 1319H. PRIVILEGES NOT AFFECTED BY DISCLOSURE.**

“(a) IN GENERAL.—The submission by any person of any information to the Agency for any purpose in the course of any supervisory or regulatory process of the Agency shall not be construed as waiving, destroying, or otherwise affecting any privilege such person may claim with respect to such information under Federal or State law as to any person or entity other than the Agency.

“(b) RULE OF CONSTRUCTION.—No provision of subsection (a) may be construed as implying or establishing that—

“(1) any person waives any privilege applicable to information that is submitted or transferred under any circumstance to which subsection (a) does not apply; or

“(2) any person would waive any privilege applicable to any information by submitting the information to the Agency, but for this subsection.”.

**SEC. 113. RISK-BASED CAPITAL REQUIREMENTS.**

(a) IN GENERAL.—Section 1361 of the Housing and Community Development Act of 1992 (12 U.S.C. 4611) is amended to read as follows:

**“SEC. 1361. RISK-BASED CAPITAL LEVELS FOR REGULATED ENTITIES.**

“(a) IN GENERAL.—

“(1) ENTERPRISES.—The Director shall, by regulation, establish risk-based capital requirements for the enterprises to ensure that the enterprises operate in a safe and sound manner, maintaining sufficient capital and reserves to support the risks that arise in the operations and management of the enterprises.

“(2) FEDERAL HOME LOAN BANKS.—The Director shall establish risk-based capital standards under section 6 of the Federal Home Loan Bank Act for the Federal home loan banks.

“(b) CONFIDENTIALITY OF INFORMATION.—Any person that receives any book, record, or information from the Director or a regulated entity to enable the risk-based capital requirements established under this section to be applied shall—

“(1) maintain the confidentiality of the book, record, or information in a manner that is generally consistent with the level of confidentiality established for the material by the Director or the regulated entity; and

“(2) be exempt from section 552 of title 5, United States Code, with respect to the book, record, or information.

“(c) NO LIMITATION.—Nothing in this section shall limit the authority of the Director to require other reports or undertakings, or take other action, in furtherance of the responsibilities of the Director under this Act.”.

(b) FEDERAL HOME LOAN BANKS RISK-BASED CAPITAL.—Section 6(a)(3) of the Federal Home Loan Bank Act (12 U.S.C. 1426(a)(3)) is amended—

(1) by striking subparagraph (A) and inserting the following new subparagraph:

“(A) RISK-BASED CAPITAL STANDARDS.—The Director shall, by regulation, establish risk-based capital standards for the Federal home loan banks to ensure that the Federal home loan banks operate in a safe and sound manner, with sufficient permanent capital and reserves to support the risks that arise in the operations and management of the Federal home loans banks.”; and

(2) in subparagraph (B), by striking “(A)(ii)” and inserting “(A)”.

**SEC. 114. MINIMUM AND CRITICAL CAPITAL LEVELS.**

(a) MINIMUM CAPITAL LEVEL.—Section 1362 of the Housing and Community Development Act of 1992 (12 U.S.C. 4612) is amended—

(1) in subsection (a), by striking “IN GENERAL” and inserting “ENTERPRISES”; and

(2) by striking subsection (b) and inserting the following new subsections:

“(b) FEDERAL HOME LOAN BANKS.—For purposes of this subtitle, the minimum capital level for each Federal home loan bank shall be the minimum capital required to be maintained to comply with the leverage requirement for the bank established under section 6(a)(2) of the Federal Home Loan Bank Act (12 U.S.C. 1426(a)(2)).

“(c) ESTABLISHMENT OF REVISED MINIMUM CAPITAL LEVELS.—Notwithstanding subsections (a) and (b) and notwithstanding the capital classifications of the regulated entities, the Director may, by regulations issued under section 1319G, establish a minimum capital level for the enterprises, for the Federal home loan banks, or for both the enterprises and the banks, that is higher than the level specified in subsection (a) for the enterprises or the level specified in subsection (b) for the Federal home loan banks, to the extent needed to ensure that the regulated entities operate in a safe and sound manner.

“(d) AUTHORITY TO REQUIRE TEMPORARY INCREASE.—Notwithstanding subsections (a) and (b) and any minimum capital level established pursuant to subsection (c), the Director may, by order, increase the minimum

capital level for a regulated entity on a temporary basis for such period as the Director may provide if the Director—

“(1) makes any determination specified in subparagraphs (A) through (C) of section 1364(c)(1);

“(2) determines that the regulated entity has violated any of the prudential standards established pursuant to section 1313A and, as a result of such violation, determines that an unsafe and unsound condition exists; or

“(3) determines that an unsafe and unsound condition exists, except that a temporary increase in minimum capital imposed on a regulated entity pursuant to this paragraph shall not remain in place for a period of more than 6 months unless the Director makes a renewed determination of the existence of an unsafe and unsound condition.

“(e) AUTHORITY TO ESTABLISH ADDITIONAL CAPITAL AND RESERVE REQUIREMENTS FOR PARTICULAR PROGRAMS.—The Director may, at any time by order or regulation, establish such capital or reserve requirements with respect to any program or activity of a regulated entity as the Director considers appropriate to ensure that the regulated entity operates in a safe and sound manner, with sufficient capital and reserves to support the risks that arise in the operations and management of the regulated entity.

“(f) PERIODIC REVIEW.—The Director shall periodically review the amount of core capital maintained by the enterprises, the amount of capital retained by the Federal home loan banks, and the minimum capital levels established for such regulated entities pursuant to this section. The Director shall rescind any temporary minimum capital level increase if the Director determines that the circumstances or facts justifying the temporary increase are no longer present.”.

(b) CRITICAL CAPITAL LEVELS.—

(1) IN GENERAL.—Section 1363 of the Housing and Community Development Act of 1992 (12 U.S.C. 4613) is amended—

(A) by striking “For” and inserting “(a) ENTERPRISES.—FOR”; and

(B) by adding at the end the following new subsection:

“(b) FEDERAL HOME LOAN BANKS.—

“(1) IN GENERAL.—For purposes of this subtitle, the critical capital level for each Federal home loan bank shall be such amount of capital as the Director shall, by regulation require.

“(2) CONSIDERATION OF OTHER CRITICAL CAPITAL LEVELS.—In establishing the critical capital level under paragraph (1) for the Federal home loan banks, the Director shall take due consideration of the critical capital level established under subsection (a) for the enterprises, with such modifications as the Director determines to be appropriate to reflect the difference in operations between the banks and the enterprises.”.

(2) REGULATIONS.—Not later than the expiration of the 180-day period beginning on the effective date under section 185, the Director of the Federal Housing Finance Agency shall issue regulations pursuant to section 1363(b) of the Housing and Community Development Act of 1992 (as added by paragraph (1) of this subsection) establishing the critical capital level under such section.

**SEC. 115. REVIEW OF AND AUTHORITY OVER ENTERPRISE ASSETS AND LIABILITIES.**

(a) IN GENERAL.—Subtitle B of title XIII of the Housing and Community Development Act of 1992 (12 U.S.C. 4611 et seq.) is amended—

(1) by striking the subtitle designation and heading and inserting the following:

**“Subtitle B—Required Capital Levels for Regulated Entities, Special Enforcement Powers, and Reviews of Assets and Liabilities”;** and

(2) by adding at the end the following new section:

**“SEC. 1369E. REVIEWS OF ENTERPRISE ASSETS AND LIABILITIES.**

“(a) IN GENERAL.—The Director shall, by regulation, establish standards by which the portfolio holdings, or rate of growth of the portfolio holdings, of the enterprises will be deemed to be consistent with the mission and the safe and sound operations of the enterprises. In developing such standards, the Director shall consider—

“(1) the size or growth of the mortgage market;

“(2) the need for the portfolio in maintaining liquidity or stability of the secondary mortgage market (including the market for the mortgage-backed securities the enterprises issue);

“(3) the need for an inventory of mortgages in connection with securitizations;

“(4) the need for the portfolio to directly support the affordable housing mission of the enterprises;

“(5) the liquidity needs of the enterprises;

“(6) any potential risks posed to the enterprises by the nature of the portfolio holdings; and

“(7) any additional factors that the Director determines to be necessary to carry out the purpose under the first sentence of this subsection to establish standards for assessing whether the portfolio holdings are consistent with the mission and safe and sound operations of the enterprises.

“(b) TEMPORARY ADJUSTMENTS.—The Director may, by order, make temporary adjustments to the established standards for an enterprise or both enterprises, such as during times of economic distress or market disruption.

“(c) AUTHORITY TO REQUIRE DISPOSITION OR ACQUISITION.—The Director shall monitor the portfolio of each enterprise. Pursuant to subsection (a) and notwithstanding the capital classifications of the enterprises, the Director may, by order, require an enterprise, under such terms and conditions as the Director determines to be appropriate, to dispose of or acquire any asset, if the Director determines that such action is consistent with the purposes of this Act or any of the authorizing statutes.”.

(b) REGULATIONS.—Not later than the expiration of the 180-day period beginning on the effective date under section 185, the Director of the Federal Housing Finance Agency shall issue regulations pursuant to section 1369E(a) of the Housing and Community Development Act of 1992 (as added by subsection (a) of this section) establishing the portfolio holdings standards under such section.

**SEC. 116. CORPORATE GOVERNANCE OF ENTERPRISES.**

The Housing and Community Development Act of 1992 is amended by inserting before section 1323 (12 U.S.C. 4543) the following new section:

**“SEC. 1322A. CORPORATE GOVERNANCE OF ENTERPRISES.**

“(a) BOARD OF DIRECTORS.—

“(1) INDEPENDENCE.—A majority of seated members of the board of directors of each enterprise shall be independent board members, as defined under rules set forth by the New York Stock Exchange, as such rules may be amended from time to time.

“(2) FREQUENCY OF MEETINGS.—To carry out its obligations and duties under applicable laws, rules, regulations, and guidelines, the board of directors of an enterprise shall meet at least eight times a year and not less than once a calendar quarter.

“(3) NON-MANAGEMENT BOARD MEMBER MEETINGS.—The non-management directors of an enterprise shall meet at regularly

scheduled executive sessions without management participation.

“(4) QUORUM; PROHIBITION ON PROXIES.—For the transaction of business, a quorum of the board of directors of an enterprise shall be at least a majority of the seated board of directors and a board member may not vote by proxy.

“(5) INFORMATION.—The management of an enterprise shall provide a board member of the enterprise with such adequate and appropriate information that a reasonable board member would find important to the fulfillment of his or her fiduciary duties and obligations.

“(6) ANNUAL REVIEW.—At least annually, the board of directors of each enterprise shall review, with appropriate professional assistance, the requirements of laws, rules, regulations, and guidelines that are applicable to its activities and duties.

“(b) COMMITTEES OF BOARDS OF DIRECTORS.—

“(1) FREQUENCY OF MEETINGS.—Any committee of the board of directors of an enterprise shall meet with sufficient frequency to carry out its obligations and duties under applicable laws, rules, regulations, and guidelines.

“(2) REQUIRED COMMITTEES.—Each enterprise shall provide for the establishment, however styled, of the following committees of the board of directors:

“(A) Audit committee.

“(B) Compensation committee.

“(C) Nominating/corporate governance committee.

Such committees shall be in compliance with the charter, independence, composition, expertise, duties, responsibilities, and other requirements set forth under section 10A(m) of the Securities Exchange Act of 1934 (15 U.S.C. 78j–(m)), with respect to the audit committee, and under rules issued by the New York Stock Exchange, as such rules may be amended from time to time.

“(c) COMPENSATION.—

“(1) IN GENERAL.—The compensation of board members, executive officers, and employees of an enterprise—

“(A) shall not be in excess of that which is reasonable and appropriate;

“(B) shall be commensurate with the duties and responsibilities of such persons;

“(C) shall be consistent with the long-term goals of the enterprise;

“(D) shall not focus solely on earnings performance, but shall take into account risk management, operational stability and legal and regulatory compliance as well; and

“(E) shall be undertaken in a manner that complies with applicable laws, rules, and regulations.

“(2) REIMBURSEMENT.—If an enterprise is required to prepare an accounting restatement due to the material noncompliance of the enterprise, as a result of misconduct, with any financial reporting requirement under the securities laws, the chief executive officer and chief financial officer of the enterprise shall reimburse the enterprise as provided under section 304 of the Sarbanes-Oxley Act of 2002 (15 U.S.C. 7243). This provision does not otherwise limit the authority of the Agency to employ remedies available to it under its enforcement authorities.

“(d) CODE OF CONDUCT AND ETHICS.—

“(1) IN GENERAL.—An enterprise shall establish and administer a written code of conduct and ethics that is reasonably designed to assure the ability of board members, executive officers, and employees of the enterprise to discharge their duties and responsibilities, on behalf of the enterprise, in an objective and impartial manner, and that includes standards required under section 406 of the Sarbanes-Oxley Act of 2002 (15 U.S.C. 7264) and other applicable laws, rules, and regulations.

“(2) REVIEW.—Not less than once every three years, an enterprise shall review the adequacy of its code of conduct and ethics for consistency with practices appropriate to the enterprise and make any appropriate revisions to such code.

“(e) CONDUCT AND RESPONSIBILITIES OF BOARD OF DIRECTORS.—The board of directors of an enterprise shall be responsible for directing the conduct and affairs of the enterprise in furtherance of the safe and sound operation of the enterprise and shall remain reasonably informed of the condition, activities, and operations of the enterprise. The responsibilities of the board of directors shall include having in place adequate policies and procedures to assure its oversight of, among other matters, the following:

“(1) Corporate strategy, major plans of action, risk policy, programs for legal and regulatory compliance and corporate performance, including prudent plans for growth and allocation of adequate resources to manage operations risk.

“(2) Hiring and retention of qualified executive officers and succession planning for such executive officers.

“(3) Compensation programs of the enterprise.

“(4) Integrity of accounting and financial reporting systems of the enterprise, including independent audits and systems of internal control.

“(5) Process and adequacy of reporting, disclosures, and communications to shareholders, investors, and potential investors.

“(6) Extensions of credit to board members and executive officers.

“(7) Responsiveness of executive officers in providing accurate and timely reports to Federal regulators and in addressing the supervisory concerns of Federal regulators in a timely and appropriate manner.

“(f) PROHIBITION OF EXTENSIONS OF CREDIT.—An enterprise may not directly or indirectly, including through any subsidiary, extend or maintain credit, arrange for the extension of credit, or renew an extension of credit, in the form of a personal loan to or for any board member or executive officer of the enterprise, as provided by section 13(k) of the Securities Exchange Act of 1934 (15 U.S.C. 78m(k)).

“(g) CERTIFICATION OF DISCLOSURES.—The chief executive officer and the chief financial officer of an enterprise shall review each quarterly report and annual report issued by the enterprise and such reports shall include certifications by such officers as required by section 302 of the Sarbanes-Oxley Act of 2002 (15 U.S.C. 7241).

“(h) CHANGE OF AUDIT PARTNER.—An enterprise may not accept audit services from an external auditing firm if the lead or coordinating audit partner who has primary responsibility for the external audit of the enterprise, or the external audit partner who has responsibility for reviewing the external audit has performed audit services for the enterprise in each of the five previous fiscal years.

“(i) COMPLIANCE PROGRAM.—

“(1) REQUIREMENT.—Each enterprise shall establish and maintain a compliance program that is reasonably designed to assure that the enterprise complies with applicable laws, rules, regulations, and internal controls.

“(2) COMPLIANCE OFFICER.—The compliance program of an enterprise shall be headed by a compliance officer, however styled, who reports directly to the chief executive officer of the enterprise. The compliance officer shall report regularly to the board of directors or an appropriate committee of the board of directors on compliance with and the adequacy of current compliance policies and procedures of the enterprise, and shall recommend any adjustments to such policies

and procedures that the compliance officer considers necessary and appropriate.

“(j) RISK MANAGEMENT PROGRAM.—

“(1) REQUIREMENT.—Each enterprise shall establish and maintain a risk management program that is reasonably designed to manage the risks of the operations of the enterprise.

“(2) RISK MANAGEMENT OFFICER.—The risk management program of an enterprise shall be headed by a risk management officer, however styled, who reports directly to the chief executive officer of the enterprise. The risk management officer shall report regularly to the board of directors or an appropriate committee of the board of directors on compliance with and the adequacy of current risk management policies and procedures of the enterprise, and shall recommend any adjustments to such policies and procedures that the risk management officer considers necessary and appropriate.

“(k) COMPLIANCE WITH OTHER LAWS.—

“(1) DEREGISTERED OR UNREGISTERED COMMON STOCK.—If an enterprise deregisters or has not registered its common stock with the Securities and Exchange Commission under the Securities Exchange Act of 1934, the enterprise shall comply or continue to comply with sections 10A(m) and 13(k) of the Securities Exchange Act of 1934 (15 U.S.C. 78j-1(m), 78m(k)) and sections 302, 304, and 406 of the Sarbanes-Oxley Act of 2002 (15 U.S.C. 7241, 7243, 7264), subject to such requirements as provided by subsection (1) of this section.

“(2) REGISTERED COMMON STOCK.—An enterprise that has its common stock registered with the Securities and Exchange Commission shall maintain such registered status, unless it provides 60 days prior written notice to the Director stating its intent to deregister and its understanding that it will remain subject to the requirements of the sections of the Securities Exchange Act of 1934 and the Sarbanes-Oxley Act of 2002, subject to such requirements as provided by subsection (1) of this section.

“(1) OTHER MATTERS.—The Director may from time to time establish standards, by regulation, order, or guideline, regarding such other corporate governance matters of the enterprises as the Director considers appropriate.

“(m) MODIFICATION OF STANDARDS.—In connection with standards of Federal or State law (including the Revised Model Corporation Act) or New York Stock Exchange rules that are made applicable to an enterprise by section 1710.10 of the Director's rules (12 CFR 1710.10) and by subsections (a), (b), (g), (i), (j), and (k) of this section, the Director, in the Director's sole discretion, may modify the standards contained in this section or in part 1710 of the Director's rules (12 CFR Part 1710) in accordance with section 553 of title 5, United States Code, and upon written notice to the enterprise.”.

#### SEC. 117. REQUIRED REGISTRATION UNDER SECURITIES EXCHANGE ACT OF 1934.

The Housing and Community Development Act of 1992 is amended by adding after section 1322A, as added by the preceding provisions of this Act, the following new section:

#### “SEC. 1322B. REQUIRED REGISTRATION UNDER SECURITIES EXCHANGE ACT OF 1934.

“(a) IN GENERAL.—Each regulated entity shall register at least one class of the capital stock of such regulated entity, and maintain such registration with the Securities and Exchange Commission, under the Securities Exchange Act of 1934.

“(b) ENTERPRISES.—Each enterprise shall comply with sections 14 and 16 of the Securities Exchange Act of 1934.”.

#### SEC. 118. LIAISON WITH FINANCIAL INSTITUTIONS EXAMINATION COUNCIL.

Section 1007 of the Federal Institutions Examination Council Act of 1978 (12 U.S.C. 3306) is amended—

(1) in the section heading, by inserting after “STATE” the following: “AND FEDERAL HOUSING FINANCE AGENCY”;

(2) by inserting after “financial institutions” the following: “, and one representative of the Federal Housing Finance Agency.”.

#### SEC. 119. GUARANTEE FEE STUDY.

(a) IN GENERAL.—The Director of the Federal Housing Finance Agency, in consultation with the heads of the federal banking agencies, shall, not later than 18 months after the date of the enactment of this Act, submit to the Congress a study concerning the pricing, transparency and reporting of the Federal National Mortgage Association, the Federal Home Loan Mortgage Corporation, and the Federal home loan banks with regard to guarantee fees and concerning analogous practices, transparency and reporting requirements (including advances pricing practices by the Federal Home Loan Banks) of other participants in the business of mortgage purchases and securitization.

(b) FACTORS.—The study required by this section shall examine various factors such as credit risk, counterparty risk considerations, economic value considerations, and volume considerations used by the regulated entities (as such term is defined in section 1303 of the Housing and Community Development Act of 1992) included in the study in setting the amount of fees they charge.

(c) CONTENTS OF REPORT.—The report required under subsection (a) shall identify and analyze—

(1) the factors used by each enterprise (as such term is defined in section 1303 of the Housing and Community Development Act of 1992) in determining the amount of the guarantee fees it charges;

(2) the total revenue the enterprises earn from guarantee fees;

(3) the total costs incurred by the enterprises for providing guarantees;

(4) the average guarantee fee charged by the enterprises;

(5) an analysis of how and why the guarantee fees charged differ from such fees charged during the previous year;

(6) a breakdown of the revenue and costs associated with providing guarantees, based on product type and risk classifications; and

(7) other relevant information on guarantee fees with other participants in the mortgage and securitization business.

(d) PROTECTION OF INFORMATION.—Nothing in this section may be construed to require or authorize the Director of the Federal Housing Finance Agency, in connection with the study mandated by this section, to disclose information of the enterprises or other organization that is confidential or proprietary.

(e) EFFECTIVE DATE.—This section shall take effect on the date of the enactment of this Act.

#### SEC. 120. CONFORMING AMENDMENTS.

(a) 1992 ACT.—Part 1 of subtitle A of title XIII of the Housing and Community Development Act of 1992 (12 U.S.C. 4511 et seq.), as amended by the preceding provisions of this Act, is further amended—

(1) by striking “an enterprise” each place such term appears in such part (except in sections 1313(a)(2)(A), 1313A(b)(2)(B)(ii)(I), and 1316(b)(3)) and inserting “a regulated entity”;

(2) by striking “the enterprise” each place such term appears in such part (except in section 1316(b)(3)) and inserting “the regulated entity”;

(3) by striking “the enterprises” each place such term appears in such part (except



in sections 1312(c)(2), and 1312(e)(2) and inserting "the regulated entities";

(4) by striking "each enterprise" each place such term appears in such part and inserting "each regulated entity";

(5) by striking "Office" each place such term appears in such part (except in sections 1311(b)(2), 1312(b)(5), 1315(b), and 1316(a)(4), (g), and (h), 1317(c), and 1319A(a)) and inserting "Agency";

(6) in section 1315 (12 U.S.C. 4515)—

(A) in subsection (a)—

(i) in the subsection heading, by striking "OFFICE PERSONNEL" and inserting "IN GENERAL"; and

(ii) by striking "The" and inserting "Subject to title III of the Federal Housing Finance Reform Act of 2007, the";

(B) by striking subsections (d) and (f); and

(C) by redesignating subsection (e) as subsection (d);

(7) in section 1319B (12 U.S.C. 4521), by striking "Committee on Banking, Finance and Urban Affairs" each place such term appears and inserting "Committee on Financial Services"; and

(8) in section 1319F (12 U.S.C. 4525), striking all that follows "United States Code" and inserting ", the Agency shall be considered an agency responsible for the regulation or supervision of financial institutions."

(b) AMENDMENTS TO FANNIE MAE CHARTER ACT.—The Federal National Mortgage Association Charter Act (12 U.S.C. 1716 et seq.) is amended—

(1) by striking "Director of the Office of Federal Housing Enterprise Oversight of the Department of Housing and Urban Development" each place such term appears, and inserting "Director of the Federal Housing Finance Agency", in—

(A) section 303(c)(2) (12 U.S.C. 1718(c)(2));

(B) section 309(d)(3)(B) (12 U.S.C. 1723a(d)(3)(B)); and

(C) section 309(k)(1); and

(2) in section 309—

(A) in subsections (d)(3)(A) and (n)(1), by striking "Banking, Finance and Urban Affairs" each place such term appears and inserting "Financial Services"; and

(B) in subsection (m)—

(i) in paragraph (1), by striking "Secretary" the second place such term appears and inserting "Director";

(ii) in paragraph (2), by striking "Secretary" the second place such term appears and inserting "Director"; and

(iii) by striking "Secretary" each other place such term appears and inserting "Director of the Federal Housing Finance Agency"; and

(C) in subsection (n), by striking "Secretary" each place such term appears and inserting "Director of the Federal Housing Finance Agency".

(c) AMENDMENTS TO FREDDIE MAC ACT.—The Federal Home Loan Mortgage Corporation Act is amended—

(1) by striking "Director of the Office of Federal Housing Enterprise Oversight of the Department of Housing and Urban Development" each place such term appears, and inserting "Director of the Federal Housing Finance Agency", in—

(A) section 303(b)(2) (12 U.S.C. 1452(b)(2));

(B) section 303(h)(2) (12 U.S.C. 1452(h)(2)); and

(C) section 307(c)(1) (12 U.S.C. 1456(c)(1));

(2) in sections 303(h)(1) and 307(f)(1) (12 U.S.C. 1452(h)(1), 1456(f)(1)), by striking "Banking, Finance and Urban Affairs" each place such term appears and inserting "Financial Services";

(3) in section 306(i) (12 U.S.C. 1455(i))—

(A) by striking "1316(c)" and inserting "306(c)"; and

(B) by striking "section 106" and inserting "section 1316"; and

(4) in section 307 (12 U.S.C. 1456)—

(A) in subsection (e)—

(i) in paragraph (1), by striking "Secretary" the second place such term appears and inserting "Director";

(ii) in paragraph (2), by striking "Secretary" the second place such term appears and inserting "Director"; and

(iii) by striking "Secretary" each other place such term appears and inserting "Director of the Federal Housing Finance Agency"; and

(B) in subsection (f), by striking "Secretary" each place such term appears and inserting "Director of the Federal Housing Finance Agency".

#### Subtitle B—Improvement of Mission Supervision

#### SEC. 131. TRANSFER OF PRODUCT APPROVAL AND HOUSING GOAL OVERSIGHT.

Part 2 of subtitle A of title XIII of the Housing and Community Development Act of 1992 (12 U.S.C. 4541 et seq.) is amended—

(1) by striking the designation and heading for the part and inserting the following:

*"PART 2—PRODUCT APPROVAL BY DIRECTOR, CORPORATE GOVERNANCE, AND ESTABLISHMENT OF HOUSING GOALS";*

and

(2) by striking sections 1321 and 1322.

#### SEC. 132. REVIEW OF ENTERPRISE PRODUCTS.

(a) IN GENERAL.—Part 2 of subtitle A of title XIII of the Housing and Community Development Act of 1992 is amended by inserting before section 1323 (12 U.S.C. 4543) the following new section:

#### "SEC. 1321. PRIOR APPROVAL AUTHORITY FOR PRODUCTS OF ENTERPRISES.

"(a) IN GENERAL.—The Director shall require each enterprise to obtain the approval of the Director for any product of the enterprise before initially offering the product.

"(b) STANDARD FOR APPROVAL.—In considering any request for approval of a product pursuant to subsection (a), the Director shall make a determination that—

"(1) in the case of a product of the Federal National Mortgage Association, the Director determines that the product is authorized under paragraph (2), (3), (4), or (5) of section 302(b) or section 304 of the Federal National Mortgage Association Charter Act, (12 U.S.C. 1717(b), 1719);

"(2) in the case of a product of the Federal Home Loan Mortgage Corporation, the Director determines that the product is authorized under paragraph (1), (4), or (5) of section 305(a) of the Federal Home Loan Mortgage Corporation Act (12 U.S.C. 1454(a));

"(3) the product is in the public interest;

"(4) the product is consistent with the safety and soundness of the enterprise or the mortgage finance system; and

"(5) the product does not materially impair the efficiency of the mortgage finance system.

"(c) PROCEDURE FOR APPROVAL.—

"(1) SUBMISSION OF REQUEST.—An enterprise shall submit to the Director a written request for approval of a product that describes the product in such form as prescribed by order or regulation of the Director.

"(2) REQUEST FOR PUBLIC COMMENT.—Immediately upon receipt of a request for approval of a product, as required under paragraph (1), the Director shall publish notice of such request and of the period for public comment pursuant to paragraph (3) regarding the product, and a description of the product proposed by the request. The Director shall give interested parties the opportunity to respond in writing to the proposed product.

"(3) PUBLIC COMMENT PERIOD.—During the 30-day period beginning on the date of publication pursuant to paragraph (2) of a request

for approval of a product, the Director shall receive public comments regarding the proposed product.

"(4) OFFERING OF PRODUCT.—

"(A) IN GENERAL.—Not later than 30 days after the close of the public comment period described in paragraph (3), the Director shall approve or deny the product, specifying the grounds for such decision in writing.

"(B) FAILURE TO ACT.—If the Director fails to act within the 30-day period described in subparagraph (A), the enterprise may offer the product.

"(d) EXPEDITED REVIEW.—

"(1) DETERMINATION AND NOTICE.—If an enterprise determines that any new activity, service, undertaking, or offering is not a product, as defined in subsection (f), the enterprise shall provide written notice to the Director prior to the commencement of such activity, service, undertaking, or offering.

"(2) DIRECTOR DETERMINATION OF APPLICABLE PROCEDURE.—Immediately upon receipt of any notice pursuant to paragraph (1), the Director shall make a determination under paragraph (3).

"(3) DETERMINATION AND TREATMENT AS PRODUCT.—If the Director determines that any new activity, service, undertaking, or offering consists of, relates to, or involves a product—

"(A) the Director shall notify the enterprise of the determination;

"(B) the new activity, service, undertaking, or offering described in the notice under paragraph (1) shall be considered a product for purposes of this section; and

"(C) the enterprise shall withdraw its request or submit a written request for approval of the product pursuant to subsection (c).

"(e) CONDITIONAL APPROVAL.—The Director may conditionally approve the offering of any product by an enterprise, and may establish terms, conditions, or limitations with respect to such product with which the enterprise must comply in order to offer such product.

"(f) DEFINITION OF PRODUCT.—For purposes of this section, the term 'product' does not include—

"(1) the automated loan underwriting system of an enterprise in existence as of the date of the enactment of the Federal Housing Finance Reform Act of 2007, including any upgrade to the technology, operating system, or software to operate the underwriting system; or

"(2) any modification to the mortgage terms and conditions or mortgage underwriting criteria relating to the mortgages that are purchased or guaranteed by an enterprise: *Provided*, That such modifications do not alter the underlying transaction so as to include services or financing, other than residential mortgage financing, or create significant new exposure to risk for the enterprise or the holder of the mortgage.

"(g) NO LIMITATION.—Nothing in this section shall be deemed to restrict—

"(1) the safety and soundness authority of the Director over all new and existing products or activities; or

"(2) the authority of the Director to review all new and existing products or activities to determine that such products or activities are consistent with the statutory mission of the enterprise."

(b) CONFORMING AMENDMENTS.—

(1) FANNIE MAE.—Section 302(b)(6) of the Federal National Mortgage Association Charter Act (12 U.S.C. 1717(b)(6)) is amended—

(A) by striking "implement any new program" and inserting "initially offer any product";

(B) by striking "section 1303" and inserting "section 1321(f)"; and

(C) by striking “before obtaining the approval of the Secretary under section 1322” and inserting “except in accordance with section 1321”.

(2) **FREDDIE MAC.**—Section 305(c) of the Federal Home Loan Mortgage Corporation Act (12 U.S.C. 1454(c)) is amended—

(A) by striking “implement any new program” and inserting “initially offer any product”;

(B) by striking “section 1303” and inserting “section 1321(f)”; and

(C) by striking “before obtaining the approval of the Secretary under section 1322” and inserting “except in accordance with section 1321”.

(3) **1992 ACT.**—Section 1303 of the Housing and Community Development Act of 1992 (12 U.S.C. 4502), as amended by section 2 of this Act, is further amended—

(A) by striking paragraph (17) (relating to the definition of “new program”); and

(B) by redesignating paragraphs (18) through (23) as paragraphs (17) through (22), respectively.

### SEC. 133. CONFORMING LOAN LIMITS.

(a) **FANNIE MAE.**—

(1) **GENERAL LIMIT.**—Section 302(b)(2) of the Federal National Mortgage Association Charter Act (12 U.S.C. 1717(b)(2)) is amended—

(A) in the 4th sentence, by striking “the Resolution Trust Corporation,”; and

(B) by striking the 7th and 8th sentences and inserting the following new sentences: “For 2007, such limitations shall not exceed \$417,000 for a mortgage secured by a single-family residence, \$533,850 for a mortgage secured by a 2-family residence, \$645,300 for a mortgage secured by a 3-family residence, and \$801,950 for a mortgage secured by a 4-family residence, except that such maximum limitations shall be adjusted effective January 1 of each year beginning with 2008, subject to the limitations in this paragraph. Each adjustment shall be made by adding to or subtracting from each such amount (as it may have been previously adjusted) a percentage thereof equal to the percentage increase or decrease, during the most recent 12-month or four-quarter period ending before the time of determining such annual adjustment, in the housing price index maintained by the Director of the Federal Housing Finance Agency (pursuant to section 1322 of the Housing and Community Development Act of 1992 (12 U.S.C. 4541)).”

(2) **HIGH-COST AREA LIMIT.**—Section 302(b)(2) of the Federal National Mortgage Association Charter Act is (12 U.S.C. 1717(b)(2)) is amended by adding after the period at the end the following: “Such foregoing limitations shall also be increased with respect to properties of a particular size located in any area for which the median price for such size residence exceeds the foregoing limitation for such size residence, to the lesser of 150 percent of such foregoing limitation for such size residence or the amount that is equal to the median price in such area for such size residence, except that, subject to the order, if any, issued by the Director of the Federal Housing Finance Agency pursuant to section 133(d)(3) of the Federal Housing Finance Reform Act of 2007, such increase shall apply only with respect to mortgages on which are based securities issued and sold by the corporation.”

(b) **FREDDIE MAC.**—

(1) **GENERAL LIMIT.**—Section 305(a)(2) of the Federal Home Loan Mortgage Corporation Act (12 U.S.C. 1454(a)(2)) is amended—

(A) in the 3rd sentence, by striking “the Resolution Trust Corporation,”; and

(B) by striking the 6th and 7th sentences and inserting the following new sentences: “For 2007, such limitations shall not exceed \$417,000 for a mortgage secured by a single-

family residence, \$533,850 for a mortgage secured by a 2-family residence, \$645,300 for a mortgage secured by a 3-family residence, and \$801,950 for a mortgage secured by a 4-family residence, except that such maximum limitations shall be adjusted effective January 1 of each year beginning with 2008, subject to the limitations in this paragraph. Each adjustment shall be made by adding to or subtracting from each such amount (as it may have been previously adjusted) a percentage thereof equal to the percentage increase or decrease, during the most recent 12-month or four-quarter period ending before the time of determining such annual adjustment, in the housing price index maintained by the Director of the Federal Housing Finance Agency (pursuant to section 1322 of the Housing and Community Development Act of 1992 (12 U.S.C. 4541)).”

(2) **HIGH-COST AREA LIMIT.**—Section 305(a)(2) of the Federal Home Loan Mortgage Corporation Act is amended by adding after the period at the end the following: “Such foregoing limitations shall also be increased with respect to properties of a particular size located in any area for which the median price for such size residence exceeds the foregoing limitation for such size residence, to the lesser of 150 percent of such foregoing limitation for such size residence or the amount that is equal to the median price in such area for such size residence, except that, subject to the order, if any, issued by the Director of the Federal Housing Finance Agency pursuant to section 133(d)(3) of the Federal Housing Finance Reform Act of 2007, such increase shall apply only with respect to mortgages on which are based securities issued and sold by the Corporation.”

(c) **HOUSING PRICE INDEX.**—Subpart A of part 2 of subtitle A of title XIII of the Housing and Community Development Act of 1992 (as amended by the preceding provisions of this Act) is amended by inserting after section 1321 (as added by section 132 of this Act) the following new section:

#### “SEC. 1322. HOUSING PRICE INDEX.

“(a) **IN GENERAL.**—The Director shall establish and maintain a method of assessing the national average 1-family house price for use for adjusting the conforming loan limitations of the enterprises. In establishing such method, the Director shall take into consideration the monthly survey of all major lenders conducted by the Federal Housing Finance Agency to determine the national average 1-family house price, the House Price Index maintained by the Office of Federal Housing Enterprise Oversight of the Department of Housing and Urban Development before the effective date under section 185 of the Federal Housing Finance Reform Act of 2007, any appropriate house price indexes of the Bureau of the Census of the Department of Commerce, and any other indexes or measures that the Director considers appropriate.

“(b) **GAO AUDIT.**—

“(1) **IN GENERAL.**—At such times as are required under paragraph (2), the Comptroller General of the United States shall conduct an audit of the methodology established by the Director under subsection (a) to determine whether the methodology established is an accurate and appropriate means of measuring changes to the national average 1-family house price.

“(2) **TIMING.**—An audit referred to in paragraph (1) shall be conducted and completed not later than the expiration of the 180-day period that begins upon each of the following dates:

“(A) **ESTABLISHMENT.**—The date upon which such methodology is initially established under subsection (a) in final form by the Director.

“(B) **MODIFICATION OR AMENDMENT.**—Each date upon which any modification or amend-

ment to such methodology is adopted in final form by the Director.

“(3) **REPORT.**—Within 30 days of the completion of any audit conducted under this subsection, the Comptroller General shall submit a report detailing the results and conclusions of the audit to the Director, the Committee on Financial Services of the House of Representatives, and the Committee on Banking, Housing, and Urban Affairs of the Senate.”

(d) **CONDITIONS ON CONFORMING LOAN LIMIT FOR HIGH-COST AREAS.**—

(1) **STUDY.**—The Director of the Federal Housing Finance Agency shall conduct a study under this subsection during the six-month period beginning on the effective date under section 185 of this Act.

(2) **ISSUES.**—The study under this subsection shall determine—

(A) the effect that restricting the conforming loan limits for high-cost areas only to mortgages on which are based securities issued and sold by the Federal National Mortgage Association and the Federal Home Loan Mortgage Corporation (as provided in the last sentence of section 302(b)(2) of the Federal National Mortgage Association Charter Act and the last sentence of section 305(a)(2) of the Federal Home Loan Mortgage Corporation Act, pursuant to the amendments made by subsections (a)(2) and (b)(2) of this section) would have on the cost to borrowers for mortgages on housing in such high-cost areas;

(B) the effects that such restrictions would have on the availability of mortgages for housing in such high-cost areas; and

(C) the extent to which the Federal National Mortgage Association and the Federal Home Loan Mortgage Corporation will be able to issue and sell securities based on mortgages for housing located in such high-cost areas.

(3) **DETERMINATION.**—

(A) **IN GENERAL.**—Not later than the expiration of the six-month period specified in paragraph (1), the Director of the Federal Housing Finance Agency shall make a determination, based on the results of the study under this subsection, of whether the restriction of conforming loan limits for high-cost areas only to mortgages on which are based securities issued and sold by the Federal National Mortgage Association and the Federal Home Loan Mortgage Corporation (as provided in the amendments made by subsections (a)(2) and (b)(2) of this section) will result in an increase in the cost to borrowers for mortgages on housing in such high-cost areas.

(B) **ORDER.**—If such determination is that costs to borrowers on housing in such high-cost areas will be increased by such restrictions, the Director may issue an order terminating such restrictions, in whole or in part.

(4) **PUBLICATION.**—Not later than the expiration of the six-month period specified in paragraph (1), the Director of the Federal Housing Finance Agency shall cause to be published in the Federal Register—

(A) a report that—

(i) describes the study under this subsection; and

(ii) sets forth the conclusions of the study regarding the issues to be determined under paragraph (2); and

(B) notice of the determination of the Director under paragraph (3); and

(C) the order of the Director under paragraph (3).

(5) **DEFINITION.**—For purposes of this subsection, the term “conforming loan limits for high-cost areas” means the dollar amount limitations applicable under the section 302(b)(2) of the Federal National Mortgage Association Charter Act and section 305(a)(2) of the Federal Home Loan Mortgage Corporation Act (as amended by subsections

(a) and (b) of this section) for areas described in the last sentence of such sections (as so amended).

**SEC. 134. ANNUAL HOUSING REPORT REGARDING REGULATED ENTITIES.**

(a) **IN GENERAL.**—The Housing and Community Development Act of 1992 is amended by striking section 1324 (12 U.S.C. 4544) and inserting the following new section:

**“SEC. 1324. ANNUAL HOUSING REPORT REGARDING REGULATED ENTITIES.**

“(a) **IN GENERAL.**—After reviewing and analyzing the reports submitted under section 309(n) of the Federal National Mortgage Association Charter Act, section 307(f) of the Federal Home Loan Mortgage Corporation Act, and section 10(j)(11) of the Federal Home Loan Bank Act (12 U.S.C. 1430(j)(11)), the Director shall submit a report, not later than October 30 of each year, to the Committee on Financial Services of the House of Representatives and the Committee on Banking, Housing, and Urban Affairs of the Senate, on the activities of each regulated entity.

“(b) **CONTENTS.**—The report shall—

“(1) discuss the extent to which—

“(A) each enterprise is achieving the annual housing goals established under subpart B of this part;

“(B) each enterprise is complying with section 1337;

“(C) each Federal home loan bank is complying with section 10(j) of the Federal Home Loan Bank Act; and

“(D) each regulated entity is achieving the purposes of the regulated entity established by law;

“(2) aggregate and analyze relevant data on income to assess the compliance by each enterprise with the housing goals established under subpart B;

“(3) aggregate and analyze data on income, race, and gender by census tract and other relevant classifications, and compare such data with larger demographic, housing, and economic trends;

“(4) examine actions that—

“(A) each enterprise has undertaken or could undertake to promote and expand the annual goals established under subpart B and the purposes of the enterprise established by law; and

“(B) each Federal home loan bank has taken or could undertake to promote and expand the community investment program and affordable housing program of the bank established under section subsections (i) and (j) of section 10 of the Federal Home Loan Bank Act;

“(5) examine the primary and secondary multifamily housing mortgage markets and describe—

“(A) the availability and liquidity of mortgage credit;

“(B) the status of efforts to provide standard credit terms and underwriting guidelines for multifamily housing and to securitize such mortgage products; and

“(C) any factors inhibiting such standardization and securitization;

“(6) examine actions each regulated entity has undertaken and could undertake to promote and expand opportunities for first-time homebuyers, including the use of alternative credit scoring;

“(7) describe any actions taken under section 1325(5) with respect to originators found to violate fair lending procedures;

“(8) discuss and analyze existing conditions and trends, including conditions and trends relating to pricing, in the housing markets and mortgage markets; and

“(9) identify the extent to which each enterprise is involved in mortgage purchases and secondary market activities involving subprime loans (as identified in accordance with the regulations issued pursuant to section 134(b) of the Federal Housing Finance

Reform Act of 2007) and compare the characteristics of subprime loans purchased and securitized by the enterprises to other loans purchased and securitized by the enterprises.

“(c) **DATA COLLECTION AND REPORTING.**—

“(1) **IN GENERAL.**—To assist the Director in analyzing the matters described in subsection (b) and establishing the methodology described in section 1322, the Director shall conduct, on a monthly basis, a survey of mortgage markets in accordance with this subsection.

“(2) **DATA POINTS.**—Each monthly survey conducted by the Director under paragraph (1) shall collect data on—

“(A) the characteristics of individual mortgages that are eligible for purchase by the enterprises and the characteristics of individual mortgages that are not eligible for purchase by the enterprises including, in both cases, information concerning—

“(i) the price of the house that secures the mortgage;

“(ii) the loan-to-value ratio of the mortgage, which shall reflect any secondary liens on the relevant property;

“(iii) the terms of the mortgage;

“(iv) the creditworthiness of the borrower or borrowers; and

“(v) whether the mortgage, in the case of a conforming mortgage, was purchased by an enterprise; and

“(B) such other matters as the Director determines to be appropriate.

“(3) **PUBLIC AVAILABILITY.**—The Director shall make any data collected by the Director in connection with the conduct of a monthly survey available to the public in a timely manner, provided that the Director may modify the data released to the public to ensure that the data is not released in an identifiable form.

“(4) **DEFINITION.**—For purposes of this subsection, the term ‘identifiable form’ means any representation of information that permits the identity of a borrower to which the information relates to be reasonably inferred by either direct or indirect means.”

(b) **STANDARDS FOR SUBPRIME LOANS.**—The Director shall, not later than one year after the effective date under section 185, by regulations issued under section 1316G of the Housing and Community Development Act of 1992, establish standards by which mortgages purchased and mortgages purchased and securitized shall be characterized as subprime for the purpose of, and only for the purpose of, complying with the reporting requirement under section 1324(b)(9) of such Act.

**SEC. 135. ANNUAL REPORTS BY REGULATED ENTITIES ON AFFORDABLE HOUSING STOCK.**

The Housing and Community Development Act of 1992 is amended by inserting after section 1328 (12 U.S.C. 4548) the following new section:

**“SEC. 1329. ANNUAL REPORTS ON AFFORDABLE HOUSING STOCK.**

“(a) **IN GENERAL.**—To obtain information helpful in applying the formula under section 1337(c)(2) for the affordable housing program under such section and for other appropriate uses, the regulated entities shall conduct, or provide for the conducting of, a study on an annual basis to determine the levels of affordable housing inventory, and the changes in such levels, in communities throughout the United States.

“(b) **CONTENTS.**—The annual study under this section shall determine, for the United States, each State, and each community within each State—

“(1) the level of affordable housing inventory, including affordable rental dwelling units and affordable homeownership dwelling units;

“(2) any changes to the level of such inventory during the 12-month period of the study under this section, including—

“(A) any additions to such inventory, disaggregated by the category of such additions (including new construction or housing conversion);

“(B) any subtractions from such inventory, disaggregated by the category of such subtractions (including abandonment, demolition, or upgrade to market-rate housing);

“(C) the number of new affordable dwelling units placed in service; and

“(D) the number of affordable housing dwelling units withdrawn from service;

“(3) the types of financing used to build any dwelling units added to such inventory level and the period during which such units are required to remain affordable;

“(4) any excess demand for affordable housing, including the number of households on rental housing waiting lists and the tenure of the wait on such lists; and

“(5) such other information as the Director may require.

“(c) **REPORT.**—For each annual study conducted pursuant to this section, the regulated entities shall submit to the Congress, and make publicly available, a report setting forth the findings of the study.

“(d) **REGULATIONS AND TIMING.**—The Director shall, by regulation, establish requirements for the studies and reports under this section, including deadlines for the submission of such annual reports and standards for determining affordable housing.”

**SEC. 136. MORTGAGOR IDENTIFICATION REQUIREMENTS FOR MORTGAGES OF REGULATED ENTITIES.**

(a) **IN GENERAL.**—Subpart A of part 2 of subtitle A of title XIII of the Housing and Community Development Act of 1992 (12 U.S.C. 4541 et seq.), as amended by the preceding provisions of this Act, is further amended by adding at the end the following new section:

**“SEC. 1330. MORTGAGOR IDENTIFICATION REQUIREMENTS FOR MORTGAGES OF REGULATED ENTITIES.**

“(a) **LIMITATION.**—The Director shall by regulation establish standards, and shall enforce compliance with such standards, that—

“(1) prohibit the enterprises from the purchase, service, holding, selling, lending on the security of, or otherwise dealing with any mortgage on a one- to four-family residence that will be used as the principal residence of the mortgagor that does not meet the requirements under subsection (b); and

“(2) prohibit the Federal home loan banks from providing any advances to a member for use in financing, and from accepting as collateral for any advance to a member, any mortgage on a one- to four-family residence that will be used as the principal residence of the mortgagor that does not meet the requirements under subsection (b).

“(b) **IDENTIFICATION REQUIREMENTS.**—The requirements under this subsection with respect to a mortgage are that the mortgagor have, at the time of settlement on the mortgage, a Social Security account number.”

(b) **FANNIE MAE.**—Section 304 of the Federal National Mortgage Association Charter Act (12 U.S.C. 1719) is amended by adding at the end the following new subsection:

“(g) **PROHIBITION REGARDING MORTGAGOR IDENTIFICATION REQUIREMENT.**—Nothing in this Act may be construed to authorize the corporation to purchase, service, hold, sell, lend on the security of, or otherwise deal with any mortgage that the corporation is prohibited from so dealing with under the standards issued under section 1330 of the Housing and Community Development Act of 1992 by the Director of the Federal Housing Finance Agency.”

(c) **FREDDIE MAC.**—Section 305 of the Federal Home Loan Mortgage Corporation Act

(12 U.S.C. 1454) is amended by adding at the end the following new subsection:

“(d) **PROHIBITION REGARDING MORTGAGOR IDENTIFICATION REQUIREMENTS.**—Nothing in this Act may be construed to authorize the Corporation to purchase, service, hold, sell, lend on the security of, or otherwise deal with any mortgage that the Corporation is prohibited from so dealing with under the standards issued under section 1330 of the Housing and Community Development Act of 1992 by the Director of the Federal Housing Finance Agency.”.

(d) **FEDERAL HOME LOAN BANKS.**—Section 10(a) of the Federal Home Loan Bank Act (12 U.S.C. 1430(a)) is amended—

(1) by redesignating paragraph (6) as paragraph (7); and

(2) by inserting after paragraph (5) the following new paragraph:

“(6) **PROHIBITION REGARDING MORTGAGOR IDENTIFICATION REQUIREMENTS.**—Nothing in this Act may be construed to authorize a Federal Home Loan Bank to provide any advance to a member for use in financing, or accept as collateral for an advance under this section, any mortgage that a Bank is prohibited from so accepting under the standards issued under section 1330 of the Housing and Community Development Act of 1992 by the Director of the Federal Housing Finance Agency.”.

**SEC. 137. REVISION OF HOUSING GOALS.**

(a) **HOUSING GOALS.**—The Housing and Community Development Act of 1992 is amended by striking sections 1331 through 1334 (12 U.S.C. 4561-4) and inserting the following new sections:

**“SEC. 1331. ESTABLISHMENT OF HOUSING GOALS.**

“(a) **IN GENERAL.**—The Director shall establish, effective for the first year that begins after the effective date under section 185 of the Federal Housing Finance Reform Act of 2007 and each year thereafter, annual housing goals, with respect to the mortgage purchases by the enterprises, as follows:

“(1) **SINGLE FAMILY HOUSING GOALS.**—Three single-family housing goals under section 1332.

“(2) **MULTIFAMILY SPECIAL AFFORDABLE HOUSING GOALS.**—A multifamily special affordable housing goal under section 1333.

“(b) **ELIMINATING INTEREST RATE DISPARITIES.**—

“(1) **IN GENERAL.**—Upon request by the Director, an enterprise shall provide to the Director, in a form determined by the Director, data the Director may review to determine whether there exist disparities in interest rates charged on mortgages to borrowers who are minorities as compared with comparable mortgages to borrowers of similar creditworthiness who are not minorities.

“(2) **REMEDIAL ACTIONS UPON PRELIMINARY FINDING.**—Upon a preliminary finding by the Director that a pattern of disparities in interest rates with respect to any lender or lenders exists pursuant to the data provided by an enterprise in paragraph (1), the Director shall—

“(A) refer the preliminary finding to the appropriate regulatory or enforcement agency for further review;

“(B) require the enterprise to submit additional data with respect to any lender or lenders, as appropriate and to the extent practicable, to the Director who shall submit any such additional data to the regulatory or enforcement agency for appropriate action; and

“(C) require the enterprise to undertake remedial actions, as appropriate, pursuant to section 1325(5) (12 U.S.C. 4545(5)).

“(3) **ANNUAL REPORT TO CONGRESS.**—The Director shall submit to the Committee on Financial Services of the House of Representatives and the Committee on Banking, Housing, and Urban Affairs of the Senate a

report describing the actions taken, and being taken, by the Director to carry out this subsection. No such report shall identify any lender or lenders who have not been found to have engaged in discriminatory lending practices pursuant to a final adjudication on the record, and after opportunity for an administrative hearing, in accordance with subchapter II of chapter 5 of title 5, United States Code.

“(4) **PROTECTION OF IDENTITY OF INDIVIDUALS.**—In carrying out this subsection, the Director shall ensure that no property-related or financial information that would enable a borrower to be identified shall be made public.

“(c) **TIMING.**—The Director shall establish an annual deadline by which the Director shall establish the annual housing goals under this subpart for each year, taking into consideration the need for the enterprises to reasonably and sufficiently plan their operations and activities in advance, including operations and activities necessary to meet such annual goals.

**“SEC. 1332. SINGLE-FAMILY HOUSING GOALS.**

“(a) **IN GENERAL.**—The Director shall establish annual goals for the purchase by each enterprise of conventional, conforming, single-family, purchase money mortgages financing owner-occupied and rental housing for each of the following categories of families:

“(1) Low-income families.

“(2) Families that reside in low-income areas.

“(3) Very low-income families.

“(b) **REFINANCE SUBGOAL.**—

“(1) **IN GENERAL.**—The Director shall establish a separate subgoal within each goal under subsection (a)(1) for the purchase by each enterprise of mortgages for low-income families on single family housing given to pay off or prepay an existing loan secured by the same property. The Director shall, for each year, determine whether each enterprise has complied with the subgoal under this subsection in the same manner provided under this section for determining compliance with the housing goals.

“(2) **ENFORCEMENT.**—For purposes of section 1336, the subgoal established under paragraph (1) of this subsection shall be considered to be a housing goal established under this section. Such subgoal shall not be enforceable under any other provision of this title (including subpart C of this part) other than section 1336 or under any provision of the Federal National Mortgage Association Charter Act or the Federal Home Loan Mortgage Corporation Act.

“(c) **DETERMINATION OF COMPLIANCE.**—The Director shall determine, for each year that the housing goals under this section are in effect pursuant to section 1331(a), whether each enterprise has complied with the single-family housing goals established under this section for such year. An enterprise shall be considered to be in compliance with such a goal for a year only if, for each of the types of families described in subsection (a), the percentage of the number of conventional, conforming, single-family, owner-occupied or rental, as applicable, purchase money mortgages purchased by each enterprise in such year that serve such families, meets or exceeds the target for the year for such type of family that is established under subsection (d).

“(d) **ANNUAL TARGETS.**—

“(1) **IN GENERAL.**—Except as provided in paragraph (2), for each of the types of families described in subsection (a), the target under this subsection for a year shall be the average percentage, for the three years that most recently precede such year and for which information under the Home Mortgage Disclosure Act of 1975 is publicly available,

of the number of conventional, conforming, single-family, owner-occupied or rental, as applicable, purchase money mortgages originated in such year that serves such type of family, as determined by the Director using the information obtained and determined pursuant to paragraphs (3) and (4).

“(2) **AUTHORITY TO INCREASE TARGETS.**—

“(A) **IN GENERAL.**—The Director may, for any year, establish by regulation, for any or all of the types of families described in subsection (a), percentage targets that are higher than the percentages for such year determined pursuant to paragraph (1), to reflect expected changes in market performance related to such information under the Home Mortgage Disclosure Act of 1975.

“(B) **FACTORS.**—In establishing any targets pursuant to subparagraph (A), the Director shall consider the following factors:

“(i) National housing needs.

“(ii) Economic, housing, and demographic conditions.

“(iii) The performance and effort of the enterprises toward achieving the housing goals under this section in previous years.

“(iv) The size of the conventional mortgage market serving each of the types of families described in subsection (a) relative to the size of the overall conventional mortgage market.

“(v) The ability of the enterprise to lead the industry in making mortgage credit available.

“(vi) The need to maintain the sound financial condition of the enterprises.

“(3) **HMDA INFORMATION.**—The Director shall annually obtain information submitted in compliance with the Home Mortgage Disclosure Act of 1975 regarding conventional, conforming, single-family, owner-occupied or rental, as applicable, purchase money mortgages originated and purchased for the previous year.

“(4) **CONFORMING MORTGAGES.**—In determining whether a mortgage is a conforming mortgage for purposes of this paragraph, the Director shall consider the original principal balance of the mortgage loan to be the principal balance as reported in the information referred to in paragraph (3), as rounded to the nearest thousand dollars.

“(e) **NOTICE OF DETERMINATION AND ENTERPRISE COMMENT.**—

“(1) **NOTICE.**—Within 30 days of making a determination under subsection (c) regarding a compliance of an enterprise for a year with a housing goal established under this section and before any public disclosure thereof, the Director shall provide notice of the determination to the enterprise, which shall include an analysis and comparison, by the Director, of the performance of the enterprise for the year and the targets for the year under subsection (d).

“(2) **COMMENT PERIOD.**—The Director shall provide each enterprise an opportunity to comment on the determination during the 30-day period beginning upon receipt by the enterprise of the notice.

“(f) **USE OF BORROWER INCOME.**—In monitoring the performance of each enterprise pursuant to the housing goals under this section and evaluating such performance (for purposes of section 1336), the Director shall consider a mortgagor’s income to be such income at the time of origination of the mortgage.

“(g) **CONSIDERATION OF UNITS IN SINGLE-FAMILY RENTAL HOUSING.**—In establishing any goal under this subpart, the Director may take into consideration the number of housing units financed by any mortgage on single-family rental housing purchased by an enterprise.

**“SEC. 1333. MULTIFAMILY SPECIAL AFFORDABLE HOUSING GOAL.**

“(a) **ESTABLISHMENT.**—

“(1) IN GENERAL.—The Director shall establish, by regulation, an annual goal for the purchase by each enterprise of each of the following types of mortgages on multifamily housing:

“(A) Mortgages that finance dwelling units for low-income families.

“(B) Mortgages that finance dwelling units for very low-income families.

“(C) Mortgages that finance dwelling units assisted by the low-income housing tax credit under section 42 of the Internal Revenue Code of 1986.

“(2) ADDITIONAL REQUIREMENTS FOR SMALLER PROJECTS.—The Director shall establish, within the goal under this section, additional requirements for the purchase by each enterprise of mortgages described in paragraph (1) for multifamily housing projects of a smaller or limited size, which may be based on the number of dwelling units in the project or the amount of the mortgage, or both, and shall include multifamily housing projects of such smaller sizes as are typical among such projects that serve rural areas.

“(3) FACTORS.—In establishing the goal under this section relating to mortgages on multifamily housing for an enterprise for a year, the Director shall consider—

“(A) national multifamily mortgage credit needs;

“(B) the performance and effort of the enterprise in making mortgage credit available for multifamily housing in previous years;

“(C) the size of the multifamily mortgage market;

“(D) the ability of the enterprise to lead the industry in making mortgage credit available, especially for underserved markets, such as for small multifamily projects of 5 to 50 units, multifamily properties in need of rehabilitation, and multifamily properties located in rural areas; and

“(E) the need to maintain the sound financial condition of the enterprise.

“(b) UNITS FINANCED BY HOUSING FINANCE AGENCY BONDS.—The Director shall give credit toward the achievement of the multifamily special affordable housing goal under this section (for purposes of section 1336) to dwelling units in multifamily housing that otherwise qualifies under such goal and that is financed by tax-exempt or taxable bonds issued by a State or local housing finance agency, but only if such bonds—

“(1) are secured by a guarantee of the enterprise; or

“(2) are not investment grade and are purchased by the enterprise.

“(c) USE OF TENANT INCOME OR RENT.—The Director shall monitor the performance of each enterprise in meeting the goals established under this section and shall evaluate such performance (for purposes of section 1336) based on—

“(1) the income of the prospective or actual tenants of the property, where such data are available; or

“(2) where the data referred to in paragraph (1) are not available, rent levels affordable to low-income and very low-income families.

A rent level shall be considered to be affordable for purposes of this subsection for an income category referred to in this subsection if it does not exceed 30 percent of the maximum income level of such income category, with appropriate adjustments for unit size as measured by the number of bedrooms.

“(d) DETERMINATION OF COMPLIANCE.—The Director shall, for each year that the housing goal under this section is in effect pursuant to section 1331(a), determine whether each enterprise has complied with such goal and the additional requirements under subsection (a)(2).

#### “SEC. 1334. DISCRETIONARY ADJUSTMENT OF HOUSING GOALS.

“(a) AUTHORITY.—An enterprise may petition the Director in writing at any time during a year to reduce the level of any goal for such year established pursuant to this subpart.

“(b) STANDARD FOR REDUCTION.—The Director may reduce the level for a goal pursuant to such a petition only if—

“(1) market and economic conditions or the financial condition of the enterprise require such action; or

“(2) efforts to meet the goal would result in the constraint of liquidity, over-investment in certain market segments, or other consequences contrary to the intent of this subpart, or section 301(3) of the Federal National Mortgage Association Charter Act (12 U.S.C. 1716(3)) or section 301(3) of the Federal Home Loan Mortgage Corporation Act (12 U.S.C. 1451 note), as applicable.

“(c) DETERMINATION.—The Director shall make a determination regarding any proposed reduction within 30 days of receipt of the petition regarding the reduction. The Director may extend such period for a single additional 15-day period, but only if the Director requests additional information from the enterprise. A denial by the Director to reduce the level of any goal under this section may be appealed to the United States District Court for the District of Columbia or the United States district court in the jurisdiction in which the headquarters of an enterprise is located.”.

(b) CONFORMING AMENDMENTS.—The Housing and Community Development Act of 1992 is amended—

(1) in section 1335(a) (12 U.S.C. 4565(a)), in the matter preceding paragraph (1), by striking “low- and moderate-income housing goal” and all that follows through “section 1334” and inserting “housing goals established under this subpart”; and

(2) in section 1336(a)(1) (12 U.S.C. 4566(a)(1)), by striking “sections 1332, 1333, and 1334,” and inserting “this subpart”.

(c) DEFINITIONS.—Section 1303 of the Housing and Community Development Act of 1992 (12 U.S.C. 4502), as amended by the preceding provisions of this Act, is further amended—

(1) in paragraph (22) (relating to the definition of “very low-income”), by striking “60 percent” each place such term appears and inserting “50 percent”;

(2) by redesignating paragraphs (19) through (22) as paragraphs (23) through (26), respectively;

(3) by inserting after paragraph (18) the following new paragraph:

“(22) RURAL AREA.—The term ‘rural area’ has the meaning given such term in section 520 of the Housing Act of 1949 (42 U.S.C. 1490), except that such term includes micropolitan areas and tribal trust lands.”.

(4) by redesignating paragraphs (13) through (18) as paragraphs (16) through (21), respectively;

(5) by inserting after paragraph (12) the following new paragraph:

“(15) LOW-INCOME AREA.—The term ‘low income area’ means a census tract or block numbering area in which the median income does not exceed 80 percent of the median income for the area in which such census tract or block numbering area is located, and, for the purposes of section 1332(a)(2), shall include families having incomes not greater than 100 percent of the area median income who reside in minority census tracts.”;

(6) by redesignating paragraphs (11) and (12) as paragraphs (13) and (14), respectively;

(7) by inserting after paragraph (10) the following new paragraph:

“(12) EXTREMELY LOW-INCOME.—The term ‘extremely low-income’ means—

“(A) in the case of owner-occupied units, income not in excess of 30 percent of the area median income; and

“(B) in the case of rental units, income not in excess of 30 percent of the area median income, with adjustments for smaller and larger families, as determined by the Secretary.”;

(8) by redesignating paragraphs (7) through (10) as paragraphs (8) through (11), respectively; and

(9) by inserting after paragraph (6) the following new paragraph:

“(7) CONFORMING MORTGAGE.—The term ‘conforming mortgage’ means, with respect to an enterprise, a conventional mortgage having an original principal obligation that does not exceed the dollar limitation, in effect at the time of such origination, under, as applicable—

“(A) section 302(b)(2) of the Federal National Mortgage Association Charter Act; or

“(B) section 305(a)(2) of the Federal Home Loan Mortgage Corporation Act.”.

#### SEC. 138. DUTY TO SERVE UNDERSERVED MARKETS.

(a) ESTABLISHMENT AND EVALUATION OF PERFORMANCE.—Section 1335 of the Housing and Community Development Act of 1992 (12 U.S.C. 4565) is amended—

(1) in the section heading, by inserting “duty to serve underserved markets and” before “other”;

(2) by striking subsection (b);

(3) in subsection (a)—

(A) in the matter preceding paragraph (1), by inserting “and to carry out the duty under subsection (a) of this section” before “, each enterprise shall”;

(B) in paragraph (3), by inserting “and” after the semicolon at the end;

(C) in paragraph (4), by striking “; and” and inserting a period;

(D) by striking paragraph (5); and

(E) by redesignating such subsection as subsection (b);

(4) by inserting before subsection (b) (as so redesignated by paragraph (3)(E) of this subsection) the following new subsection:

“(a) DUTY TO SERVE UNDERSERVED MARKETS.—

“(1) DUTY.—In accordance with the purpose of the enterprises under section 301(3) of the Federal National Mortgage Association Charter Act (12 U.S.C. 1716) and section 301(b)(3) of the Federal Home Loan Mortgage Corporation Act (12 U.S.C. 1451 note) to undertake activities relating to mortgages on housing for very low-, low-, and moderate-income families involving a reasonable economic return that may be less than the return earned on other activities, each enterprise shall have the duty to increase the liquidity of mortgage investments and improve the distribution of investment capital available for mortgage financing for underserved markets.

“(2) UNDERSERVED MARKETS.—To meet its duty under paragraph (1), each enterprise shall comply with the following requirements with respect to the following underserved markets:

“(A) MANUFACTURED HOUSING.—The enterprise shall lead the industry in developing loan products and flexible underwriting guidelines to facilitate a secondary market for mortgages on manufactured homes for very low-, low-, and moderate-income families.

“(B) AFFORDABLE HOUSING PRESERVATION.—The enterprise shall lead the industry in developing loan products and flexible underwriting guidelines to facilitate a secondary market to preserve housing affordable to very low-, low-, and moderate-income families, including housing projects subsidized under—

“(i) the project-based and tenant-based rental assistance programs under section 8 of the United States Housing Act of 1937;

“(ii) the program under section 236 of the National Housing Act;

“(iii) the below-market interest rate mortgage program under section 221(d)(4) of the National Housing Act;

“(iv) the supportive housing for the elderly program under section 202 of the Housing Act of 1959;

“(v) the supportive housing program for persons with disabilities under section 811 of the Cranston-Gonzalez National Affordable Housing Act;

“(vi) the programs under title IV of the McKinney-Vento Homeless Assistance Act (42 U.S.C. 11361 et seq.), but only permanent supportive housing projects subsidized under such programs; and

“(vii) the rural rental housing program under section 515 of the Housing Act of 1949.

“(C) RURAL AND OTHER UNDERSERVED MARKETS.—The enterprise shall lead the industry in developing loan products and flexible underwriting guidelines to facilitate a secondary market for mortgages on housing for very low-, low-, and moderate-income families in rural areas, and for mortgages for housing for any other underserved market for very low-, low-, and moderate-income families that the Secretary identifies as lacking adequate credit through conventional lending sources. Such underserved markets may be identified by borrower type, market segment, or geographic area.”; and

(5) by adding at the end the following new subsection:

“(c) EVALUATION AND REPORTING OF COMPLIANCE.—

“(1) IN GENERAL.—Not later than 6 months after the effective date under section 185 of the Federal Housing Finance Reform Act of 2007, the Director shall establish a manner for evaluating whether, and the extent to which, the enterprises have complied with the duty under subsection (a) to serve underserved markets and for rating the extent of such compliance. Using such method, the Director shall, for each year, evaluate such compliance and rate the performance of each enterprise as to extent of compliance. The Director shall include such evaluation and rating for each enterprise for a year in the report for that year submitted pursuant to section 1319B(a).

“(2) SEPARATE EVALUATIONS.—In determining whether an enterprise has complied with the duty referred to in paragraph (1), the Director shall separately evaluate whether the enterprise has complied with such duty with respect to each of the underserved markets identified in subsection (a), taking into consideration—

“(A) the development of loan products and more flexible underwriting guidelines;

“(B) the extent of outreach to qualified loan sellers in each of such underserved markets; and

“(C) the volume of loans purchased in each of such underserved markets.

“(3) MANUFACTURED HOUSING MARKET.—In determining whether an enterprise has complied with the duty under subparagraph (A) of subsection (a)(2), the Director may consider loans secured by both real and personal property.”.

(b) ENFORCEMENT.—Subsection (a) of section 1336 of the Housing and Community Development Act of 1992 (12 U.S.C. 4566(a)) is amended—

(1) in paragraph (1), by inserting “and with the duty under section 1335(a) of each enterprise with respect to underserved markets,” before “as provided in this section”; and

(2) by adding at the end of such subsection, as amended by the preceding provi-

sions of this title, the following new paragraph:

“(4) ENFORCEMENT OF DUTY TO PROVIDE MORTGAGE CREDIT TO UNDERSERVED MARKETS.—The duty under section 1335(a) of each enterprise to serve underserved markets (as determined in accordance with section 1335(c)) shall be enforceable under this section to the same extent and under the same provisions that the housing goals established under this subpart are enforceable. Such duty shall not be enforceable under any other provision of this title (including subpart C of this part) other than this section or under any provision of the Federal National Mortgage Association Charter Act or the Federal Home Loan Mortgage Corporation Act.”.

**SEC. 139. MONITORING AND ENFORCING COMPLIANCE WITH HOUSING GOALS.**

(a) ADDITIONAL CREDIT FOR CERTAIN MORTGAGES.—Section 1336(a) of the Housing and Community Development Act of 1992 (12 U.S.C. 4566(a)) is amended—

(1) in paragraph (2), by inserting “, except as provided in paragraph (4),” after “which”; and

(2) by adding at the end the following new paragraph:

“(5) ADDITIONAL CREDIT.—The Director shall assign more than 125 percent credit toward achievement, under this section, of the housing goals for mortgage purchase activities of the enterprises that comply with the requirements of such goals and support—

“(A) housing that meets energy efficiency or other environmental standards that are established by a Federal, State, or local governmental authority with respect to the geographic area where the housing is located or are otherwise widely recognized; or

“(B) housing that includes a licensed childcare center.

The availability of additional credit under this paragraph shall not be used to increase any housing goal, subgoal, or target established under this subpart.”.

(b) MONITORING AND ENFORCEMENT.—Section 1336 of the Housing and Community Development Act of 1992 (12 U.S.C. 4566) is amended—

(1) in subsection (b)—

(A) in the subsection heading, by inserting “PRELIMINARY” before “DETERMINATION”;

(B) by striking paragraph (1) and inserting the following new paragraph:

“(1) NOTICE.—If the Director preliminarily determines that an enterprise has failed, or that there is a substantial probability that an enterprise will fail, to meet any housing goal established under this subpart, the Director shall provide written notice to the enterprise of such a preliminary determination, the reasons for such determination, and the information on which the Director based the determination.”;

(C) in paragraph (2)—

(i) in subparagraph (A), by inserting “finally” before “determining”;

(ii) by striking subparagraphs (B) and (C) and inserting the following new subparagraph:

“(B) EXTENSION OR SHORTENING OF PERIOD.—The Director may—

“(i) extend the period under subparagraph (A) for good cause for not more than 30 additional days; and

“(ii) shorten the period under subparagraph (A) for good cause.”; and

(iii) by redesignating subparagraph (D) as subparagraph (C); and

(D) in paragraph (3)—

(i) in subparagraph (A), by striking “determine” and inserting “issue a final determination of”;

(ii) in subparagraph (B), by inserting “final” before “determinations”; and

(iii) in subparagraph (C)—

(I) by striking “Committee on Banking, Finance and Urban Affairs” and inserting “Committee on Financial Services”; and

(II) by inserting “final” before “determination” each place such term appears; and

(2) in subsection (c)—

(A) by striking the subsection designation and heading and all that follows through the end of paragraph (1) and inserting the following:

“(c) CEASE AND DESIST ORDERS, CIVIL MONEY PENALTIES, AND REMEDIES INCLUDING HOUSING PLANS.—

“(1) REQUIREMENT.—If the Director finds, pursuant to subsection (b), that there is a substantial probability that an enterprise will fail, or has actually failed, to meet any housing goal under this subpart and that the achievement of the housing goal was or is feasible, the Director may require that the enterprise submit a housing plan under this subsection. If the Director makes such a finding and the enterprise refuses to submit such a plan, submits an unacceptable plan, fails to comply with the plan or the Director finds that the enterprise has failed to meet any housing goal under this subpart, in addition to requiring an enterprise to submit a housing plan, the Director may issue a cease and desist order in accordance with section 1341, impose civil money penalties in accordance with section 1345, or order other remedies as set forth in paragraph (7) of this subsection.”;

(B) in paragraph (2)—

(i) by striking “CONTENTS.—Each housing plan” and inserting “HOUSING PLAN.—If the Director requires a housing plan under this section, such a plan”; and

(ii) in subparagraph (B), by inserting “and changes in its operations” after “improvements”;

(C) in paragraph (3)—

(i) by inserting “comply with any remedial action or” before “submit a housing plan”; and

(ii) by striking “under subsection (b)(3) that a housing plan is required”;

(D) in paragraph (4), by striking the first two sentences and inserting the following: “The Director shall review each submission by an enterprise, including a housing plan submitted under this subsection, and not later than 30 days after submission, approve or disapprove the plan or other action. The Director may extend the period for approval or disapproval for a single additional 30-day period if the Director determines such extension necessary.”; and

(E) by adding at the end the following new paragraph:

“(7) ADDITIONAL REMEDIES FOR FAILURE TO MEET GOALS.—In addition to ordering a housing plan under this section, issuing cease and desist orders under section 1341, and ordering civil money penalties under section 1345, the Director may seek other actions when an enterprise fails to meet a goal, and exercise appropriate enforcement authority available to the Director under this Act to prohibit the enterprise from initially offering any product (as such term is defined in section 1321(f)) or engaging in any new activities, services, undertakings, and offerings and to order the enterprise to suspend products and activities, services, undertakings, and offerings pending its achievement of the goal.”.

**SEC. 140. AFFORDABLE HOUSING FUND.**

(a) IN GENERAL.—The Housing and Community Development Act of 1992 is amended by striking sections 1337 and 1338 (12 U.S.C. 4562 note) and inserting the following new section:

**“SEC. 1337. AFFORDABLE HOUSING FUND.**

“(a) ESTABLISHMENT AND PURPOSE.—The Director, in consultation with the Secretary of Housing and Urban Development, shall establish and manage an affordable housing



fund in accordance with this section, which shall be funded with amounts allocated by the enterprises under subsection (b). The purpose of the affordable housing fund shall be to provide formula grants to grantees for use—

“(1) to increase homeownership for extremely low- and very low-income families;

“(2) to increase investment in housing in low-income areas, and areas designated as qualified census tracts or an area of chronic economic distress pursuant to section 143(j) of the Internal Revenue Code of 1986 (26 U.S.C. 143(j));

“(3) to increase and preserve the supply of rental and owner-occupied housing for extremely low- and very low-income families;

“(4) to increase investment in public infrastructure development in connection with housing assisted under this section; and

“(5) to leverage investments from other sources in affordable housing and in public infrastructure development in connection with housing assisted under this section.

“(b) ALLOCATION OF AMOUNTS BY ENTERPRISES.—

“(1) IN GENERAL.—In accordance with regulations issued by the Director under subsection (m) and subject to paragraph (2) of this subsection and subsection (i)(5), each enterprise shall allocate to the affordable housing fund established under subsection (a), in each of the years 2007 through 2011, an amount equal to 1.2 basis points for each dollar of the average total mortgage portfolio of the enterprise during the preceding year.

“(2) SUSPENSION OF CONTRIBUTIONS.—The Director shall temporarily suspend the allocation under paragraph (1) by an enterprise to the affordable housing fund upon a finding by the Director that such allocations—

“(A) are contributing, or would contribute, to the financial instability of the enterprise;

“(B) are causing, or would cause, the enterprise to be classified as undercapitalized; or

“(C) are preventing, or would prevent, the enterprise from successfully completing a capital restoration plan under section 1369C.

“(3) 5-YEAR SUNSET AND REPORT.—

“(A) SUNSET.—The enterprises shall not be required to make allocations to the affordable housing fund in 2012 or in any year thereafter.

“(B) REPORT ON PROGRAM CONTINUANCE.—Not later than June 30, 2011, the Director shall submit to the Committee on Financial Services of the House of Representatives and the Committee on Banking, Housing, and Urban Affairs of the Senate a report making recommendations on whether the program under this section, including the requirement for the enterprises to make allocations to the affordable housing fund, should be extended and on any modifications for the program.

“(4) PROHIBITION OF PASS-THROUGH OF COST OF ALLOCATIONS.—The Director shall, by regulation, prohibit each enterprise from redirecting such costs, through increased charges or fees, or decreased premiums, or in any other manner, to the originators of mortgages purchased or securitized by the enterprise.

“(c) AFFORDABLE HOUSING NEEDS FORMULAS.—

“(1) ALLOCATION FOR 2007.—

“(A) ALLOCATION PERCENTAGES FOR LOUISIANA AND MISSISSIPPI.—For purposes of subsection (d)(1)(A), the allocation percentages for 2007 for the grantees under this section for such year shall be as follows:

“(i) The allocation percentage for the Louisiana Housing Finance Agency shall be 75 percent.

“(ii) The allocation percentage for the Mississippi Development Authority shall be 25 percent.

“(B) USE IN DISASTER AREAS.—Affordable housing grant amounts for 2007 shall be used only as provided in subsection (g) only for such eligible activities in areas that were subject to a declaration by the President of a major disaster or emergency under the Robert T. Stafford Disaster Relief and Emergency Assistance Act (42 U.S.C. 5121 et seq.) in connection with Hurricane Katrina or Rita of 2005.

“(2) ALLOCATION FORMULA FOR OTHER YEARS.—The Secretary of Housing and Urban Development shall, by regulation, establish a formula to allocate, among the States (as such term is defined in section 1303) and federally recognized Indian tribes, the amounts provided by the enterprises in each year referred to subsection (b)(1), other than 2007, to the affordable housing fund established under this section. The formula shall be based on the following factors, with respect to each State and tribe:

“(A) The ratio of the population of the State or federally recognized Indian tribe to the aggregate population of all the States and tribes.

“(B) The percentage of families in the State or federally recognized Indian tribe that pay more than 50 percent of their annual income for housing costs.

“(C) The percentage of persons in the State or federally recognized Indian tribe that are members of extremely low- or very low-income families.

“(D) The cost of developing or carrying out rehabilitation of housing in the State or for the federally recognized Indian tribe.

“(E) The percentage of families in the State or federally recognized Indian tribe that live in substandard housing.

“(F) The percentage of housing stock in the State or for the federally recognized Indian tribe that is extremely old housing.

“(G) Any other factors that the Secretary determines to be appropriate.

“(3) FAILURE TO ESTABLISH.—If, in any year referred to in subsection (b)(1), other than 2007, the regulations establishing the formula required under paragraph (2) of this subsection have not been issued by the date that the Director determines the amounts described in subsection (d)(1) to be available for affordable housing fund grants in such year, for purposes of such year any amounts for a State (as such term is defined in section 1303 of this Act) that would otherwise be determined under subsection (d) by applying the formula established pursuant to paragraph (2) of this subsection shall be determined instead by applying, for such State, the percentage that is equal to the percentage of the total amounts made available for such year for allocation under subtitle A of title II of the Cranston-Gonzalez National Affordable Housing Act (42 U.S.C. 12741 et seq.) that are allocated in such year, pursuant to such subtitle, to such State (including any insular area or unit of general local government, as such terms are defined in section 104 of such Act (42 U.S.C. 12704), that is treated as a State under section 1303 of this Act) and to participating jurisdictions and other eligible entities within such State.

“(d) ALLOCATION OF FORMULA AMOUNT; GRANTS.—

“(1) FORMULA AMOUNT.—For each year referred to in subsection (b)(1), the Director shall determine the formula amount under this section for each grantee, which shall be the amount determined for such grantee—

“(A) for 2007, by applying the allocation percentages under subparagraph (A) of subsection (c)(1) to the sum of the total amounts allocated by the enterprises to the affordable housing fund for such year, less

any amounts used pursuant to subsection (i)(1); and

“(B) for any other year referred to in subsection (b)(1) (other than 2007), by applying the formula established pursuant to paragraph (2) of subsection (c) to the sum of the total amounts allocated by the enterprises to the affordable housing fund for such year and any recaptured amounts available pursuant to subsection (i)(4), less any amounts used pursuant to subsection (i)(1).

“(2) NOTICE.—In each year referred to in subsection (b)(1), not later than 60 days after the date that the Director determines the amounts described in paragraph (1) to be available for affordable housing fund grants to grantees in such year, the Director shall cause to be published in the Federal Register a notice that such amounts shall be so available.

“(3) GRANT AMOUNT.—

“(A) IN GENERAL.—For each year referred to in subsection (b)(1), the Director shall make a grant from amounts in the affordable housing fund to each grantee in an amount that is, except as provided in subparagraph (B), equal to the formula amount under this section for the grantee. A grantee may designate a State housing finance agency, housing and community development entity, tribally designated housing entity (as such term is defined in section 4 of the Native American Housing Assistance and Self-Determination Act of 1997 (25 U.S.C. 4103)) or other qualified instrumentality of the grantee to receive such grant amounts.

“(B) REDUCTION FOR FAILURE TO OBTAIN RETURN OF MISUSED FUNDS.—If in any year a grantee fails to obtain reimbursement or return of the full amount required under subsection (j)(1)(B) to be reimbursed or returned to the grantee during such year—

“(i) except as provided in clause (ii)—

“(I) the amount of the grant for the grantee for the succeeding year, as determined pursuant to subparagraph (A), shall be reduced by the amount by which such amounts required to be reimbursed or returned exceed the amount actually reimbursed or returned; and

“(II) the amount of the grant for the succeeding year for each other grantee whose grant is not reduced pursuant to subclause (I) shall be increased by the amount determined by applying the formula established pursuant to subsection (c)(2) to the total amount of all reductions for all grantees for such year pursuant to subclause (I); or

“(ii) in any case in which such failure to obtain reimbursement or return occurs during a year immediately preceding a year in which grants under this subsection will not be made, the grantee shall pay to the Director for reallocation among the other grantees an amount equal to the amount of the reduction for the grantee that would otherwise apply under clause (i)(I).

“(e) GRANTEE ALLOCATION PLANS.—

“(1) IN GENERAL.—For each year that a grantee receives affordable housing fund grant amounts, the grantee shall establish an allocation plan in accordance with this subsection, which shall be a plan for the distribution of such grant amounts of the grantee for such year that—

“(A) is based on priority housing needs, as determined by the grantee in accordance with the regulations established under subsection (m)(2)(C);

“(B) complies with subsection (f); and

“(C) includes performance goals, benchmarks, and timetables for the grantee for the production, preservation, and rehabilitation of affordable rental and homeownership housing with such grant amounts that comply with the requirements established by the Director pursuant to subsection (m)(2)(F).

“(2) ESTABLISHMENT.—In establishing an allocation plan, a grantee shall notify the

public of the establishment of the plan, provide an opportunity for public comments regarding the plan, consider any public comments received, and make the completed plan available to the public.

“(3) CONTENTS.—An allocation plan of a grantee shall set forth the requirements for eligible recipients under subsection (h) to apply to the grantee to receive assistance from affordable housing fund grant amounts, including a requirement that each such application include—

“(A) a description of the eligible activities to be conducted using such assistance; and

“(B) a certification by the eligible recipient applying for such assistance that any housing units assisted with such assistance will comply with the requirements under this section.

“(f) SELECTION OF ACTIVITIES FUNDED USING AFFORDABLE HOUSING FUND GRANT AMOUNTS.—Affordable housing fund grant amounts of a grantee may be used, or committed for use, only for activities that—

“(1) are eligible under subsection (g) for such use;

“(2) comply with the applicable allocation plan under subsection (e) of the grantee; and

“(3) are selected for funding by the grantee in accordance with the process and criteria for such selection established pursuant to subsection (m)(2)(C).

“(g) ELIGIBLE ACTIVITIES.—Affordable housing fund grant amounts of a grantee shall be eligible for use, or for commitment for use, only for assistance for—

“(1) the production, preservation, and rehabilitation of rental housing, including housing under the programs identified in section 1335(a)(2)(B), except that such grant amounts may be used for the benefit only of extremely low- and very low-income families;

“(2) the production, preservation, and rehabilitation of housing for homeownership, including such forms as downpayment assistance, closing cost assistance, and assistance for interest-rate buy-downs, that—

“(A) is available for purchase only for use as a principal residence by families that qualify both as—

“(i) extremely low- and very-low income families at the times described in subparagraphs (A) through (C) of section 215(b)(2) of the Cranston-Gonzalez National Affordable Housing Act (42 U.S.C. 12745(b)(2)); and

“(ii) first-time homebuyers, as such term is defined in section 104 of the Cranston-Gonzalez National Affordable Housing Act (42 U.S.C. 12704), except that any reference in such section to assistance under title II of such Act shall for purposes of this section be considered to refer to assistance from affordable housing fund grant amounts;

“(B) has an initial purchase price that meets the requirements of section 215(b)(1) of the Cranston-Gonzalez National Affordable Housing Act;

“(C) is subject to the same resale restrictions established under section 215(b)(3) of the Cranston-Gonzalez National Affordable Housing Act and applicable to the participating jurisdiction that is the State in which such housing is located; and

“(D) is made available for purchase only by, or in the case of assistance under this paragraph, is made available only to, homebuyers who have, before purchase—

“(i) completed a program of counseling with respect to the responsibilities and financial management involved in homeownership that is approved by the Director; except that the Director may, at the request of a State, waive the requirements of this subparagraph with respect to a geographic area or areas within the State if: (I) the travel time or distance involved in providing

counseling with respect to such area or areas, as otherwise required under this subparagraph, on an in-person basis is excessive or the cost of such travel is prohibitive; and (II) the State provides alternative forms of counseling for such area or areas, which may include interactive telephone counseling, on-line counseling, interactive video counseling, and interactive home study counseling and a program of financial literacy and education to promote an understanding of consumer, economic, and personal finance issues and concepts, including saving for retirement, managing credit, long-term care, and estate planning and education on predatory lending, identity theft, and financial abuse schemes relating to homeownership that is approved by the Director, except that entities providing such counseling shall not discriminate against any particular form of housing; and

“(ii) demonstrated, in accordance with regulations as the Director shall issue setting forth requirements for sufficient evidence, that they are lawfully present in the United States; and

“(3) public infrastructure development activities in connection with housing activities funded under paragraph (1) or (2).

“(h) ELIGIBLE RECIPIENTS.—Affordable housing fund grant amounts of a grantee may be provided only to a recipient that is an organization, agency, or other entity (including a for-profit entity, a nonprofit entity, and a faith-based organization) that—

“(1) has demonstrated experience and capacity to conduct an eligible activity under (g), as evidenced by its ability to—

“(A) own, construct or rehabilitate, manage, and operate an affordable multifamily rental housing development;

“(B) design, construct or rehabilitate, and market affordable housing for homeownership;

“(C) provide forms of assistance, such as downpayments, closing costs, or interest-rate buy-downs, for purchasers; or

“(D) construct related public infrastructure development activities in connection with such housing activities;

“(2) demonstrates the ability and financial capacity to undertake, comply, and manage the eligible activity;

“(3) demonstrates its familiarity with the requirements of any other Federal, State or local housing program that will be used in conjunction with such grant amounts to ensure compliance with all applicable requirements and regulations of such programs; and

“(4) makes such assurances to the grantee as the Director shall, by regulation, require to ensure that the recipient will comply with the requirements of this section during the entire period that begins upon selection of the recipient to receive such grant amounts and ending upon the conclusion of all activities under subsection (g) that are engaged in by the recipient and funded with such grant amounts.

“(i) LIMITATIONS ON USE.—

“(1) REQUIRED AMOUNT FOR REFCORP.—Of the aggregate amount allocated pursuant to subsection (b) in each year to the affordable housing fund, 25 percent shall be used as provided in section 21B(f)(2)(E) of the Federal Home Loan Bank Act (12 U.S.C. 1441b(f)(2)(E)).

“(2) REQUIRED AMOUNT FOR HOMEOWNERSHIP ACTIVITIES.—Of the aggregate amount of affordable housing fund grant amounts provided in each year to a grantee, not less than 10 percent shall be used for activities under paragraph (2) of subsection (g).

“(3) MAXIMUM AMOUNT FOR PUBLIC INFRASTRUCTURE DEVELOPMENT ACTIVITIES IN CONNECTION WITH AFFORDABLE HOUSING ACTIVITIES.—Of the aggregate amount of affordable housing fund grant amounts provided in each year to a grantee, not more than 12.5 percent

may be used for activities under paragraph (3) of subsection (g).

“(4) DEADLINE FOR COMMITMENT OR USE.—Any affordable housing fund grant amounts of a grantee shall be used or committed for use within two years of the date of that such grant amounts are made available to the grantee. The Director shall recapture into the affordable housing fund any such amounts not so used or committed for use and allocate such amounts under subsection (d)(1) in the first year after such recapture.

“(5) USE OF RETURNS.—The Director shall, by regulation provide that any return on a loan or other investment of any affordable housing fund grant amounts of a grantee shall be treated, for purposes of availability to and use by the grantee, as affordable housing fund grant amounts.

“(6) PROHIBITED USES.—The Director shall—

“(A) by regulation, set forth prohibited uses of affordable housing fund grant amounts, which shall include use for—

“(i) political activities;

“(ii) advocacy;

“(iii) lobbying, whether directly or through other parties;

“(iv) counseling services;

“(v) travel expenses; and

“(vi) preparing or providing advice on tax returns;

“(B) by regulation, provide that, except as provided in subparagraph (C), affordable housing fund grant amounts of a grantee may not be used for administrative, outreach, or other costs of—

“(i) the grantee; or

“(ii) any recipient of such grant amounts; and

“(C) by regulation, limit the amount of any affordable housing fund grant amounts of the grantee for a year that may be used for administrative costs of the grantee of carrying out the program required under this section to a percentage of such grant amounts of the grantee for such year, which may not exceed 10 percent.

“(7) PROHIBITION OF CONSIDERATION OF USE FOR MEETING HOUSING GOALS OR DUTY TO SERVE.—In determining compliance with the housing goals under this subpart and the duty to serve underserved markets under section 1335, the Director may not consider any affordable housing fund grant amounts used under this section for eligible activities under subsection (g). The Director shall give credit toward the achievement of such housing goals and such duty to serve underserved markets to purchases by the enterprises of mortgages for housing that receives funding from affordable housing fund grant amounts, but only to the extent that such purchases by the enterprises are funded other than with such grant amounts.

“(8) ACCEPTABLE IDENTIFICATION REQUIREMENT FOR OCCUPANCY OR ASSISTANCE.—

“(A) IN GENERAL.—Any assistance provided with any affordable housing grant amounts may not be made available to, or on behalf of, any individual or household unless the individual provides, or, in the case of a household, all adult members of the household provide, personal identification in one of the following forms:

“(i) SOCIAL SECURITY CARD WITH PHOTO IDENTIFICATION CARD OR REAL ID ACT IDENTIFICATION.—

“(I) A social security card accompanied by a photo identification card issued by the Federal Government or a State Government; or

“(II) A driver's license or identification card issued by a State in the case of a State that is in compliance with title II of the REAL ID Act of 2005 (title II of division B of Public Law 109-13; 49 U.S.C. 30301 note).

“(ii) PASSPORT.—A passport issued by the United States or a foreign government.

“(iii) USCIS PHOTO IDENTIFICATION CARD.—A photo identification card issued by the Secretary of Homeland Security (acting through the Director of the United States Citizenship and Immigration Services).

“(B) REGULATIONS.—The Director shall, by regulation, require that each grantee and recipient take such actions as the Director considers necessary to ensure compliance with the requirements of subparagraph (A).

“(j) ACCOUNTABILITY OF RECIPIENTS AND GRANTEES.—

“(1) RECIPIENTS.—

“(A) TRACKING OF FUNDS.—The Director shall—

“(i) require each grantee to develop and maintain a system to ensure that each recipient of assistance from affordable housing fund grant amounts of the grantee uses such amounts in accordance with this section, the regulations issued under this section, and any requirements or conditions under which such amounts were provided; and

“(ii) establish minimum requirements for agreements, between the grantee and recipients, regarding assistance from the affordable housing fund grant amounts of the grantee, which shall include—

“(I) appropriate continuing financial and project reporting, record retention, and audit requirements for the duration of the grant to the recipient to ensure compliance with the limitations and requirements of this section and the regulations under this section; and

“(II) any other requirements that the Director determines are necessary to ensure appropriate grant administration and compliance.

“(B) MISUSE OF FUNDS.—

“(i) REIMBURSEMENT REQUIREMENT.—If any recipient of assistance from affordable housing fund grant amounts of a grantee is determined, in accordance with clause (ii), to have used any such amounts in a manner that is materially in violation of this section, the regulations issued under this section, or any requirements or conditions under which such amounts were provided, the grantee shall require that, within 12 months after the determination of such misuse, the recipient shall reimburse the grantee for such misused amounts and return to the grantee any amounts from the affordable housing fund grant amounts of the grantee that remain unused or uncommitted for use. The remedies under this clause are in addition to any other remedies that may be available under law.

“(ii) DETERMINATION.—A determination is made in accordance with this clause if the determination is—

“(I) made by the Director; or

“(II)(aa) made by the grantee;

“(bb) the grantee provides notification of the determination to the Director for review, in the discretion of the Director, of the determination; and

“(cc) the Director does not subsequently reverse the determination.

“(2) GRANTEES.—

“(A) REPORT.—

“(i) IN GENERAL.—The Director shall require each grantee receiving affordable housing fund grant amounts for a year to submit a report, for such year, to the Director that—

“(I) describes the activities funded under this section during such year with the affordable housing fund grant amounts of the grantee; and

“(II) the manner in which the grantee complied during such year with the allocation plan established pursuant to subsection (e) of the grantee.

“(ii) PUBLIC AVAILABILITY.—The Director shall make such reports pursuant to this subparagraph publicly available.

“(B) MISUSE OF FUNDS.—If the Director determines, after reasonable notice and opportunity for hearing, that a grantee has failed to comply substantially with any provision of this section and until the Director is satisfied that there is no longer any such failure to comply, the Director shall—

“(i) reduce the amount of assistance under this section to the grantee by an amount equal to the amount affordable housing fund grant amounts which were not used in accordance with this section;

“(ii) require the grantee to repay the Director an amount equal to the amount of the amount affordable housing fund grant amounts which were not used in accordance with this section;

“(iii) limit the availability of assistance under this section to the grantee to activities or recipients not affected by such failure to comply; or

“(iv) terminate any assistance under this section to the grantee.

“(k) CAPITAL REQUIREMENTS.—The utilization or commitment of amounts from the affordable housing fund shall not be subject to the risk-based capital requirements established pursuant to section 1361(a).

“(l) DEFINITIONS.—For purposes of this section, the following definitions shall apply:

“(1) AFFORDABLE HOUSING FUND GRANT AMOUNTS.—The term ‘affordable housing fund grant amounts’ means amounts from the affordable housing fund established under subsection (a) that are provided to a grantee pursuant to subsection (d)(3).

“(2) GRANTEE.—The term ‘grantee’ means—

“(A) with respect to 2007, the Louisiana Housing Finance Agency and the Mississippi Development Authority; and

“(B) with respect to the years referred to in subsection (b)(1), other than 2007, each State (as such term is defined in section 1303) and each federally recognized Indian tribe.

“(3) RECIPIENT.—The term ‘recipient’ means an entity meeting the requirements under subsection (h) that receives assistance from a grantee from affordable housing fund grant amounts of the grantee.

“(4) TOTAL MORTGAGE PORTFOLIO.—The term ‘total mortgage portfolio’ means, with respect to a year, the sum, for all mortgages outstanding during that year in any form, including whole loans, mortgage-backed securities, participation certificates, or other structured securities backed by mortgages, of the dollar amount of the unpaid outstanding principal balances under such mortgages. Such term includes all such mortgages or securitized obligations, whether retained in portfolio, or sold in any form. The Director is authorized to promulgate rules further defining such term as necessary to implement this section and to address market developments.

“(5) VERY-LOW INCOME FAMILY.—The term ‘very low-income family’ has the meaning given such term in section 1303, except that such term includes any family that resides in a rural area that has an income that does not exceed the poverty line (as such term is defined in section 673(2) of the Omnibus Budget Reconciliation Act of 1981 (42 U.S.C. 9902(2)), including any revision required by such section) applicable to a family of the size involved.

“(m) REGULATIONS.—

“(1) IN GENERAL.—The Director, in consultation with the Secretary of Housing and Urban Development, shall issue regulations to carry out this section.

“(2) REQUIRED CONTENTS.—The regulations issued under this subsection shall include—

“(A) a requirement that the Director ensure that the program of each grantee for use of affordable housing fund grant amounts

of the grantee is audited not less than annually to ensure compliance with this section;

“(B) authority for the Director to audit, provide for an audit, or otherwise verify a grantee’s activities, to ensure compliance with this section;

“(C) requirements for a process for application to, and selection by, each grantee for activities meeting the grantee’s priority housing needs to be funded with affordable housing fund grant amounts of the grantee, which shall provide for priority in funding to be based upon—

“(i) greatest impact;

“(ii) geographic diversity;

“(iii) ability to obligate amounts and undertake activities so funded in a timely manner;

“(iv) in the case of rental housing projects under subsection (g)(1), the extent to which rents for units in the project funded are affordable, especially for extremely low-income families;

“(v) in the case of rental housing projects under subsection (g)(1), the extent of the duration for which such rents will remain affordable;

“(vi) the extent to which the application makes use of other funding sources; and

“(vii) the merits of an applicant’s proposed eligible activity;

“(D) requirements to ensure that amounts provided to a grantee from the affordable housing fund that are used for rental housing under subsection (g)(1) are used only for the benefit of extremely low- and very-low income families;

“(E) limitations on public infrastructure development activities that are eligible pursuant to subsection (g)(3) for funding with affordable housing fund grant amounts and requirements for the connection between such activities and housing activities funded under paragraph (1) or (2) of subsection (g); and

“(F) requirements and standards for establishment, by grantees (including the grantees for 2007 pursuant to subsection (1)(2)(A)), of performance goals, benchmarks, and timetables for the production, preservation, and rehabilitation of affordable rental and homeownership housing with affordable housing fund grant amounts.

“(n) ENFORCEMENT OF REQUIREMENTS ON ENTERPRISE.—Compliance by the enterprises with the requirements under this section shall be enforceable under subpart C. Any reference in such subpart to this part or to an order, rule, or regulation under this part specifically includes this section and any order, rule, or regulation under this section.

“(o) AFFORDABLE HOUSING TRUST FUND.—If, after the enactment of this Act, in any year, there is enacted any provision of Federal law establishing an affordable housing trust fund other than under this title for use only for grants to provide affordable rental housing and affordable homeownership opportunities, and the subsequent year is a year referred to in subsection (b)(1), the Director shall in such subsequent year and any remaining years referred to in subsection (b)(1) transfer to such affordable housing trust fund the aggregate amount allocated pursuant to subsection (b) in such year to the affordable housing fund under this section, less any amounts used pursuant to subsection (i)(1). For such subsequent and remaining years, the provisions of subsections (c) and (d) shall not apply. Notwithstanding any other provision of law, assistance provided using amounts transferred to such affordable housing trust fund pursuant to this subsection may not be used for any of the activities specified in clauses (i) through (vi) of subsection (i)(6). Nothing in this subsection shall be construed to alter the terms and conditions of the affordable housing fund

under this section or to extend the life of such fund.

“(p) **FUNDING ACCOUNTABILITY AND TRANSPARENCY.**—Any grant under this section to a grantee from the affordable housing fund established under subsection (a), any assistance provided to a recipient by a grantee from affordable housing fund grant amounts, and any grant, award, or other assistance from an affordable housing trust fund referred to in subsection (o) shall be considered a Federal award for purposes of the Federal Funding Accountability and Transparency Act of 2006 (31 U.S.C. 6101 note). Upon the request of the Director of the Office of Management and Budget, the Director of the Federal Housing Finance Agency shall obtain and provide such information regarding any such grants, assistance, and awards as the Director of the Office of Management and Budget considers necessary to comply with the requirements of such Act, as applicable pursuant to the preceding sentence.”

(b) **TIMELY ESTABLISHMENT OF AFFORDABLE HOUSING NEEDS FORMULA.**—

(1) **IN GENERAL.**—The Secretary of Housing and Urban Development shall, not later than the effective date under section 185 of this Act, issue the regulations establishing the affordable housing needs formulas in accordance with the provisions of section 1337(c)(2) of the Housing and Community Development Act of 1992, as such section is amended by subsection (a) of this section.

(2) **EFFECTIVE DATE.**—This subsection shall take effect on the date of the enactment of this Act.

(c) **REFCORP PAYMENTS.**—Section 21B(f)(2) of the Federal Home Loan Bank Act (12 U.S.C. 1441b(f)(2)) is amended—

(1) in subparagraph (E), by striking “and (D)” and inserting “(D), and (E)”;

(2) by redesignating subparagraph (E) as subparagraph (F); and

(3) by inserting after subparagraph (D) the following new subparagraph:

“(E) **PAYMENTS BY FANNIE MAE AND FREDDIE MAC.**—To the extent that the amounts available pursuant to subparagraphs (A), (B), (C), and (D) are insufficient to cover the amount of interest payments, each enterprise (as such term is defined in section 1303 of the Housing and Community Development Act of 1992 (42 U.S.C. 4502)) shall transfer to the Funding Corporation in each calendar year the amounts allocated for use under this subparagraph pursuant to section 1337(i)(1) of such Act.”

(d) **GAO REPORT.**—The Comptroller General shall conduct a study to determine the effects that the affordable housing fund established under section 1337 of the Housing and Community Development Act of 1992, as added by the amendment made by subsection (a) of this section, will have on the availability and affordability of credit for homebuyers, including the effects on such credit of the requirement under such section 1337(b) that the Federal National Mortgage Association and Federal Home Loan Mortgage Corporation make allocations of amounts to such fund based on the average total mortgage portfolios, and the extent to which the costs of such allocation requirement will be borne by such entities or will be passed on to homebuyers. Not later than the expiration of the 12-month period beginning on the date of the enactment of this Act, the Comptroller General shall submit a report to the Congress setting forth the results and conclusions of such study. This subsection shall take effect on the date of the enactment of this Act.

**SEC. 141. CONSISTENCY WITH MISSION.**

Subpart B of part 2 of subtitle A of title XIII of the Housing and Community Development Act of 1992 (12 U.S.C. 4561 et seq.) is

amended by adding after section 1337, as added by section 139 of this Act, the following new section:

“**SEC. 1338. CONSISTENCY WITH MISSION.**

“This subpart may not be construed to authorize an enterprise to engage in any program or activity that contravenes or is inconsistent with the Federal National Mortgage Association Charter Act or the Federal Home Loan Mortgage Corporation Act.”

**SEC. 142. ENFORCEMENT.**

(a) **CEASE-AND-DESIST PROCEEDINGS.**—Section 1341 of the Housing and Community Development Act of 1992 (12 U.S.C. 4581) is amended—

(1) by striking subsection (a) and inserting the following new subsection:

“(a) **GROUNDS FOR ISSUANCE.**—The Director may issue and serve a notice of charges under this section upon an enterprise if the Director determines—

“(1) the enterprise has failed to meet any housing goal established under subpart B, following a written notice and determination of such failure in accordance with section 1336;

“(2) the enterprise has failed to submit a report under section 1314, following a notice of such failure, an opportunity for comment by the enterprise, and a final determination by the Director;

“(3) the enterprise has failed to submit the information required under subsection (m) or (n) of section 309 of the Federal National Mortgage Association Charter Act, or subsection (e) or (f) of section 307 of the Federal Home Loan Mortgage Corporation Act;

“(4) the enterprise has violated any provision of this part or any order, rule or regulation under this part;

“(5) the enterprise has failed to submit a housing plan that complies with section 1336(c) within the applicable period; or

“(6) the enterprise has failed to comply with a housing plan under section 1336(c).”

(2) in subsection (b)(2), by striking “requiring the enterprise to” and all that follows through the end of the paragraph and inserting the following: “requiring the enterprise to—

“(A) comply with the goal or goals;

“(B) submit a report under section 1314;

“(C) comply with any provision of this part or any order, rule or regulation under such part;

“(D) submit a housing plan in compliance with section 1336(c);

“(E) comply with a housing plan submitted under section 1336(c); or

“(F) provide the information required under subsection (m) or (n) of section 309 of the Federal National Mortgage Association Charter Act or subsection (e) or (f) of section 307 of the Federal Home Loan Mortgage Corporation Act, as applicable.”

(3) in subsection (c), by inserting “date of the” before “service of the order”; and

(4) by striking subsection (d).

(b) **AUTHORITY OF DIRECTOR TO ENFORCE NOTICES AND ORDERS.**—Section 1344 of the Housing and Community Development Act of 1992 (12 U.S.C. 4584) is amended by striking subsection (a) and inserting the following new subsection:

“(a) **ENFORCEMENT.**—The Director may, in the discretion of the Director, apply to the United States District Court for the District of Columbia, or the United States district court within the jurisdiction of which the headquarters of the enterprise is located, for the enforcement of any effective and outstanding notice or order issued under section 1341 or 1345, or request that the Attorney General of the United States bring such an action. Such court shall have jurisdiction and power to order and require compliance with such notice or order.”

(c) **CIVIL MONEY PENALTIES.**—Section 1345 of the Housing and Community Development Act of 1992 (12 U.S.C. 4585) is amended—

(1) by striking subsections (a) and (b) and inserting the following new subsections:

“(a) **AUTHORITY.**—The Director may impose a civil money penalty, in accordance with the provisions of this section, on any enterprise that has failed to—

“(1) meet any housing goal established under subpart B, following a written notice and determination of such failure in accordance with section 1336(b);

“(2) submit a report under section 1314, following a notice of such failure, an opportunity for comment by the enterprise, and a final determination by the Director;

“(3) submit the information required under subsection (m) or (n) of section 309 of the Federal National Mortgage Association Charter Act, or subsection (e) or (f) of section 307 of the Federal Home Loan Mortgage Corporation Act;

“(4) comply with any provision of this part or any order, rule or regulation under this part;

“(5) submit a housing plan pursuant to section 1336(c) within the required period; or

“(6) comply with a housing plan for the enterprise under section 1336(c).

“(b) **AMOUNT OF PENALTY.**—The amount of the penalty, as determined by the Director, may not exceed—

“(1) for any failure described in paragraph (1), (5), or (6) of subsection (a), \$50,000 for each day that the failure occurs; and

“(2) for any failure described in paragraph (2), (3), or (4) of subsection (a), \$20,000 for each day that the failure occurs.”

(2) in subsection (c)—

(A) in paragraph (1)—

(i) in subparagraph (A), by inserting “and” after the semicolon at the end;

(ii) in subparagraph (B), by striking “; and” and inserting a period; and

(iii) by striking subparagraph (C); and

(B) in paragraph (2), by inserting after the period at the end the following: “In determining the penalty under subsection (a)(1), the Director shall give consideration to the length of time the enterprise should reasonably take to achieve the goal.”

(3) in the first sentence of subsection (d)—

(A) by striking “request the Attorney General of the United States to” and inserting “, in the discretion of the Director,”; and

(B) by inserting “, or request that the Attorney General of the United States bring such an action” before the period at the end;

(4) by striking subsection (f); and

(5) by redesignating subsection (g) as subsection (f).

(d) **ENFORCEMENT OF SUBPOENAS.**—Section 1348(c) of the Housing and Community Development Act of 1992 (12 U.S.C. 4588(c)) is amended—

(1) by striking “request the Attorney General of the United States to” and inserting “, in the discretion of the Director,”; and

(2) by inserting “or request that the Attorney General of the United States bring such an action,” after “District of Columbia,”.

(e) **CONFORMING AMENDMENT.**—The heading for subpart C of part 2 of subtitle A of title XIII of the Housing and Community Development Act of 1992 is amended to read as follows:

“Subpart C—Enforcement”.

**SEC. 143. CONFORMING AMENDMENTS.**

Part 2 of subtitle A of title XIII of the Housing and Community Development Act of 1992 (12 U.S.C. 4541 et seq.) is amended—

(1) by striking “Secretary” each place such term appears in such part and inserting “Director”;

(2) in the section heading for section 1323 (12 U.S.C. 4543), by inserting "of enterprises" before the period at the end;

(3) by striking section 1327 (12 U.S.C. 4547);

(4) by striking section 1328 (12 U.S.C. 4548);

(5) by redesignating section 1329 (as amended by section 135) as section 1327;

(6) in sections 1345(c)(1)(A), 1346(a), and 1346(b) (12 U.S.C. 4585(c)(1)(A), 4586(a), and 4586(b)), by striking "Secretary's" each place such term appears and inserting "Director's"; and

(7) by striking section 1349 (12 U.S.C. 4589).

**Subtitle C—Prompt Corrective Action**

**SEC. 151. CAPITAL CLASSIFICATIONS.**

(a) IN GENERAL.—Section 1364 of the Housing and Community Development Act of 1992 (12 U.S.C. 4614) is amended—

(1) in the heading for subsection (a), by striking "IN GENERAL" and inserting "ENTERPRISES";

(2) in subsection (c)—

(A) by striking "subsection (b)" and inserting "subsection (c)";

(B) by striking "enterprises" and inserting "regulated entities"; and

(C) by striking the last sentence;

(3) by redesignating subsections (c) (as so amended by paragraph (2) of this subsection) and (d) as subsections (d) and (f), respectively;

(4) by striking subsection (b) and inserting the following new subsections:

"(b) FEDERAL HOME LOAN BANKS.—

"(1) ESTABLISHMENT AND CRITERIA.—For purposes of this subtitle, the Director shall, by regulation—

"(A) establish the capital classifications specified under paragraph (2) for the Federal home loan banks;

"(B) establish criteria for each such capital classification based on the amount and types of capital held by a bank and the risk-based, minimum, and critical capital levels for the banks and taking due consideration of the capital classifications established under subsection (a) for the enterprises, with such modifications as the Director determines to be appropriate to reflect the difference in operations between the banks and the enterprises; and

"(C) shall classify the Federal home loan banks according to such capital classifications.

"(2) CLASSIFICATIONS.—The capital classifications specified under this paragraph are—

"(A) adequately capitalized;

"(B) undercapitalized;

"(C) significantly undercapitalized; and

"(D) critically undercapitalized.

"(c) DISCRETIONARY CLASSIFICATION.—

"(1) GROUNDS FOR RECLASSIFICATION.—The Director may reclassify a regulated entity under paragraph (2) if—

"(A) at any time, the Director determines in writing that the regulated entity is engaging in conduct that could result in a rapid depletion of core or total capital or, in the case of an enterprise, that the value of the property subject to mortgages held or securitized by the enterprise has decreased significantly;

"(B) after notice and an opportunity for hearing, the Director determines that the regulated entity is in an unsafe or unsound condition; or

"(C) pursuant to section 1371(b), the Director deems the regulated entity to be engaging in an unsafe or unsound practice.

"(2) RECLASSIFICATION.—In addition to any other action authorized under this title, including the reclassification of a regulated entity for any reason not specified in this subsection, if the Director takes any action described in paragraph (1) the Director may classify a regulated entity—

"(A) as undercapitalized, if the regulated entity is otherwise classified as adequately capitalized;

"(B) as significantly undercapitalized, if the regulated entity is otherwise classified as undercapitalized; and

"(C) as critically undercapitalized, if the regulated entity is otherwise classified as significantly undercapitalized.";

(5) by inserting after subsection (d) (as so redesignated by paragraph (3) of this subsection), the following new subsection:

"(e) RESTRICTION ON CAPITAL DISTRIBUTIONS.—

"(1) IN GENERAL.—A regulated entity shall make no capital distribution if, after making the distribution, the regulated entity would be undercapitalized.

"(2) EXCEPTION.—Notwithstanding paragraph (1), the Director may permit a regulated entity, to the extent appropriate or applicable, to repurchase, redeem, retire, or otherwise acquire shares or ownership interests if the repurchase, redemption, retirement, or other acquisition—

"(A) is made in connection with the issuance of additional shares or obligations of the regulated entity in at least an equivalent amount; and

"(B) will reduce the financial obligations of the regulated entity or otherwise improve the financial condition of the entity.".

(b) REGULATIONS.—Not later than the expiration of the 180-day period beginning on the effective date under section 185, the Director of the Federal Housing Finance Agency shall issue regulations to carry out section 1364(b) of the Housing and Community Development Act of 1992 (as added by paragraph (4) of this subsection), relating to capital classifications for the Federal home loan banks.

**SEC. 152. SUPERVISORY ACTIONS APPLICABLE TO UNDERCAPITALIZED REGULATED ENTITIES.**

Section 1365 of the Housing and Community Development Act of 1992 (12 U.S.C. 4615) is amended—

(1) in the section heading, by striking "enterprises" and inserting "regulated entities";

(2) in subsection (a)—

(A) by redesignating paragraphs (1) and (2) as paragraphs (2) and (3), respectively;

(B) by inserting before paragraph (2), as so redesignated by subparagraph (A) of this paragraph, the following paragraph:

"(1) REQUIRED MONITORING.—The Director shall—

"(A) closely monitor the condition of any regulated entity that is classified as undercapitalized;

"(B) closely monitor compliance with the capital restoration plan, restrictions, and requirements imposed under this section; and

"(C) periodically review the plan, restrictions, and requirements applicable to the undercapitalized regulated entity to determine whether the plan, restrictions, and requirements are achieving the purpose of this section.";

(C) by inserting at the end the following new paragraphs:

"(4) RESTRICTION OF ASSET GROWTH.—A regulated entity that is classified as undercapitalized shall not permit its average total assets (as such term is defined in section 1316(b) during any calendar quarter to exceed its average total assets during the preceding calendar quarter unless—

"(A) the Director has accepted the capital restoration plan of the regulated entity;

"(B) any increase in total assets is consistent with the plan; and

"(C) the ratio of total capital to assets for the regulated entity increases during the calendar quarter at a rate sufficient to enable the entity to become adequately capitalized within a reasonable time.

"(5) PRIOR APPROVAL OF ACQUISITIONS, NEW PRODUCTS, AND NEW ACTIVITIES.—A regulated entity that is classified as undercapitalized shall not, directly or indirectly, acquire any interest in any entity or initially offer any new product (as such term is defined in section 1321(f)) or engage in any new activity, service, undertaking, or offering unless—

"(A) the Director has accepted the capital restoration plan of the regulated entity, the entity is implementing the plan, and the Director determines that the proposed action is consistent with and will further the achievement of the plan; or

"(B) the Director determines that the proposed action will further the purpose of this section.";

(3) in the subsection heading for subsection (b), by striking "FROM UNDERCAPITALIZED TO SIGNIFICANTLY UNDERCAPITALIZED"; and

(4) by striking subsection (c) and inserting the following new subsection:

"(c) OTHER DISCRETIONARY SAFEGUARDS.—The Director may take, with respect to a regulated entity that is classified as undercapitalized, any of the actions authorized to be taken under section 1366 with respect to a regulated entity that is classified as significantly undercapitalized, if the Director determines that such actions are necessary to carry out the purpose of this subtitle.".

**SEC. 153. SUPERVISORY ACTIONS APPLICABLE TO SIGNIFICANTLY UNDERCAPITALIZED REGULATED ENTITIES.**

Section 1366 of the Housing and Community Development Act of 1992 (12 U.S.C. 4616) is amended—

(1) in the section heading, by striking "enterprises" and inserting "regulated entities";

(2) in subsection (a)(2)(A), by striking "enterprise" the last place such term appears;

(3) in subsection (b)—

(A) in the subsection heading, by striking "DISCRETIONARY SUPERVISORY ACTIONS" and inserting "SPECIFIC ACTIONS";

(B) in the matter preceding paragraph (1), by striking "may, at any time, take any" and inserting "shall carry out this section by taking, at any time, one or more";

(C) by redesignating paragraphs (5) and (6) as paragraphs (6) and (7), respectively;

(D) by inserting after paragraph (4) the following new paragraph:

"(5) IMPROVEMENT OF MANAGEMENT.—Take one or more of the following actions:

"(A) NEW ELECTION OF BOARD.—Order a new election for the board of directors of the regulated entity.

"(B) DISMISSAL OF DIRECTORS OR EXECUTIVE OFFICERS.—Require the regulated entity to dismiss from office any director or executive officer who had held office for more than 180 days immediately before the entity became undercapitalized. Dismissal under this subparagraph shall not be construed to be a removal pursuant to the Director's enforcement powers provided in section 1377.

"(C) EMPLOY QUALIFIED EXECUTIVE OFFICERS.—Require the regulated entity to employ qualified executive officers (who, if the Director so specifies, shall be subject to approval by the Director)."; and

(E) by inserting at the end the following new paragraph:

"(8) OTHER ACTION.—Require the regulated entity to take any other action that the Director determines will better carry out the purpose of this section than any of the actions specified in this paragraph.";

(4) by redesignating subsection (c) as subsection (d); and

(5) by inserting after subsection (b) the following new subsection:

"(c) RESTRICTION ON COMPENSATION OF EXECUTIVE OFFICERS.—A regulated entity

that is classified as significantly undercapitalized may not, without prior written approval by the Director—

“(1) pay any bonus to any executive officer; or

“(2) provide compensation to any executive officer at a rate exceeding that officer's average rate of compensation (excluding bonuses, stock options, and profit sharing) during the 12 calendar months preceding the calendar month in which the regulated entity became undercapitalized.”.

**SEC. 154. AUTHORITY OVER CRITICALLY UNDERCAPITALIZED REGULATED ENTITIES.**

(a) IN GENERAL.—Section 1367 of the Housing and Community Development Act of 1992 (12 U.S.C. 4617) is amended to read as follows:

**“SEC. 1367. AUTHORITY OVER CRITICALLY UNDERCAPITALIZED REGULATED ENTITIES.**

“(a) APPOINTMENT OF AGENCY AS CONSERVATOR OR RECEIVER.—

“(1) IN GENERAL.—Notwithstanding any other provision of Federal or State law, if any of the grounds under paragraph (3) exist, at the discretion of the Director, the Director may establish a conservatorship or receivership, as appropriate, for the purpose of reorganizing, rehabilitating, or winding up the affairs of a regulated entity.

“(2) APPOINTMENT.—In any conservatorship or receivership established under this section, the Director shall appoint the Agency as conservator or receiver.

“(3) GROUNDS FOR APPOINTMENT.—The grounds for appointing a conservator or receiver for a regulated entity are as follows:

“(A) ASSETS INSUFFICIENT FOR OBLIGATIONS.—The assets of the regulated entity are less than the obligations of the regulated entity to its creditors and others.

“(B) SUBSTANTIAL DISSIPATION.—Substantial dissipation of assets or earnings due to—

“(i) any violation of any provision of Federal or State law; or

“(ii) any unsafe or unsound practice.

“(C) UNSAFE OR UNSOUND CONDITION.—An unsafe or unsound condition to transact business.

“(D) CEASE-AND-DESIST ORDERS.—Any willful violation of a cease-and-desist order that has become final.

“(E) CONCEALMENT.—Any concealment of the books, papers, records, or assets of the regulated entity, or any refusal to submit the books, papers, records, or affairs of the regulated entity, for inspection to any examiner or to any lawful agent of the Director.

“(F) INABILITY TO MEET OBLIGATIONS.—The regulated entity is likely to be unable to pay its obligations or meet the demands of its creditors in the normal course of business.

“(G) LOSSES.—The regulated entity has incurred or is likely to incur losses that will deplete all or substantially all of its capital, and there is no reasonable prospect for the regulated entity to become adequately capitalized (as defined in section 1364(a)(1)).

“(H) VIOLATIONS OF LAW.—Any violation of any law or regulation, or any unsafe or unsound practice or condition that is likely to—

“(i) cause insolvency or substantial dissipation of assets or earnings; or

“(ii) weaken the condition of the regulated entity.

“(I) CONSENT.—The regulated entity, by resolution of its board of directors or its shareholders or members, consents to the appointment.

“(J) UNDERCAPITALIZATION.—The regulated entity is undercapitalized or significantly undercapitalized (as defined in section 1364(a)(3) or in regulations issued pursuant to section 1364(b), as applicable), and—

“(i) has no reasonable prospect of becoming adequately capitalized;

“(ii) fails to become adequately capitalized, as required by—

“(I) section 1365(a)(1) with respect to an undercapitalized regulated entity; or

“(II) section 1366(a)(1) with respect to a significantly undercapitalized regulated entity;

“(iii) fails to submit a capital restoration plan acceptable to the Agency within the time prescribed under section 1369C; or

“(iv) materially fails to implement a capital restoration plan submitted and accepted under section 1369C.

“(K) CRITICAL UNDERCAPITALIZATION.—The regulated entity is critically undercapitalized, as defined in section 1364(a)(4) or in regulations issued pursuant to section 1364(b), as applicable.

“(L) MONEY LAUNDERING.—The Attorney General notifies the Director in writing that the regulated entity has been found guilty of a criminal offense under section 1956 or 1957 of title 18, United States Code, or section 5322 or 5324 of title 31, United States Code.

“(4) MANDATORY RECEIVERSHIP.—

“(A) IN GENERAL.—The Director shall appoint the Agency as receiver for a regulated entity if the Director determines, in writing, that—

“(i) the assets of the regulated entity are, and during the preceding 30 calendar days have been, less than the obligations of the regulated entity to its creditors and others; or

“(ii) the regulated entity is not, and during the preceding 30 calendar days has not been, generally paying the debts of the regulated entity (other than debts that are the subject of a bona fide dispute) as such debts become due.

“(B) PERIODIC DETERMINATION REQUIRED FOR CRITICALLY UNDER CAPITALIZED REGULATED ENTITY.—If a regulated entity is critically undercapitalized, the Director shall make a determination, in writing, as to whether the regulated entity meets the criteria specified in clause (i) or (ii) of subparagraph (A)—

“(i) not later than 30 calendar days after the regulated entity initially becomes critically undercapitalized; and

“(ii) at least once during each succeeding 30-calendar day period.

“(C) DETERMINATION NOT REQUIRED IF RECEIVERSHIP ALREADY IN PLACE.—Subparagraph (B) shall not apply with respect to a regulated entity in any period during which the Agency serves as receiver for the regulated entity.

“(D) RECEIVERSHIP TERMINATES CONSERVATORSHIP.—The appointment under this section of the Agency as receiver of a regulated entity shall immediately terminate any conservatorship established under this title for the regulated entity.

“(5) JUDICIAL REVIEW.—

“(A) IN GENERAL.—If the Agency is appointed conservator or receiver under this section, the regulated entity may, within 30 days of such appointment, bring an action in the United States District Court for the judicial district in which the principal place of business of such regulated entity is located, or in the United States District Court for the District of Columbia, for an order requiring the Agency to remove itself as conservator or receiver.

“(B) REVIEW.—Upon the filing of an action under subparagraph (A), the court shall, upon the merits, dismiss such action or direct the Agency to remove itself as such conservator or receiver.

“(6) DIRECTORS NOT LIABLE FOR ACQUIESCING IN APPOINTMENT OF CONSERVATOR OR RECEIVER.—The members of the board of directors of a regulated entity shall not be liable to the shareholders or creditors of the regulated entity for acquiescing in or consenting in good faith to the appointment of

the Agency as conservator or receiver for that regulated entity.

“(7) AGENCY NOT SUBJECT TO ANY OTHER FEDERAL AGENCY.—When acting as conservator or receiver, the Agency shall not be subject to the direction or supervision of any other agency of the United States or any State in the exercise of the rights, powers, and privileges of the Agency.

“(b) POWERS AND DUTIES OF THE AGENCY AS CONSERVATOR OR RECEIVER.—

“(1) RULEMAKING AUTHORITY OF THE AGENCY.—The Agency may prescribe such regulations as the Agency determines to be appropriate regarding the conduct of conservatorships or receiverships.

“(2) GENERAL POWERS.—

“(A) SUCCESSOR TO REGULATED ENTITY.—The Agency shall, as conservator or receiver, and by operation of law, immediately succeed to—

“(i) all rights, titles, powers, and privileges of the regulated entity, and of any stockholder, officer, or director of such regulated entity with respect to the regulated entity and the assets of the regulated entity; and

“(ii) title to the books, records, and assets of any other legal custodian of such regulated entity.

“(B) OPERATE THE REGULATED ENTITY.—The Agency may, as conservator or receiver—

“(i) take over the assets of and operate the regulated entity with all the powers of the shareholders, the directors, and the officers of the regulated entity and conduct all business of the regulated entity;

“(ii) collect all obligations and money due the regulated entity;

“(iii) perform all functions of the regulated entity in the name of the regulated entity which are consistent with the appointment as conservator or receiver; and

“(iv) preserve and conserve the assets and property of such regulated entity.

“(C) FUNCTIONS OF OFFICERS, DIRECTORS, AND SHAREHOLDERS OF A REGULATED ENTITY.—The Agency may, by regulation or order, provide for the exercise of any function by any stockholder, director, or officer of any regulated entity for which the Agency has been named conservator or receiver.

“(D) POWERS AS CONSERVATOR.—The Agency may, as conservator, take such action as may be—

“(i) necessary to put the regulated entity in a sound and solvent condition; and

“(ii) appropriate to carry on the business of the regulated entity and preserve and conserve the assets and property of the regulated entity, including, if two or more Federal home loan banks have been placed in conservatorship contemporaneously, merging two or more such banks into a single Federal home loan bank.

“(E) ADDITIONAL POWERS AS RECEIVER.—The Agency may, as receiver, place the regulated entity in liquidation and proceed to realize upon the assets of the regulated entity, having due regard to the conditions of the housing finance market.

“(F) ORGANIZATION OF NEW REGULATED ENTITIES.—The Agency may, as receiver, organize a successor regulated entity that will operate pursuant to subsection (i).

“(G) TRANSFER OF ASSETS AND LIABILITIES.—The Agency may, as conservator or receiver, transfer any asset or liability of the regulated entity in default without any approval, assignment, or consent with respect to such transfer. Any Federal home loan bank may, with the approval of the Agency, acquire the assets of any Bank in conservatorship or receivership, and assume the liabilities of such Bank.

“(H) PAYMENT OF VALID OBLIGATIONS.—The Agency, as conservator or receiver, shall, to the extent of proceeds realized from



the performance of contracts or sale of the assets of a regulated entity, pay all valid obligations of the regulated entity in accordance with the prescriptions and limitations of this section.

“(I) SUBPOENA AUTHORITY.—

“(i) IN GENERAL.—

“(I) IN GENERAL.—The Agency may, as conservator or receiver, and for purposes of carrying out any power, authority, or duty with respect to a regulated entity (including determining any claim against the regulated entity and determining and realizing upon any asset of any person in the course of collecting money due the regulated entity), exercise any power established under section 1348.

“(II) APPLICABILITY OF LAW.—The provisions of section 1348 shall apply with respect to the exercise of any power exercised under this subparagraph in the same manner as such provisions apply under that section.

“(ii) AUTHORITY OF DIRECTOR.—A subpoena or subpoena duces tecum may be issued under clause (i) only by, or with the written approval of, the Director, or the designee of the Director.

“(iii) RULE OF CONSTRUCTION.—This subsection shall not be construed to limit any rights that the Agency, in any capacity, might otherwise have under section 1317 or 1379D.

“(J) CONTRACTING FOR SERVICES.—The Agency may, as conservator or receiver, provide by contract for the carrying out of any of its functions, activities, actions, or duties as conservator or receiver.

“(K) INCIDENTAL POWERS.—The Agency may, as conservator or receiver—

“(i) exercise all powers and authorities specifically granted to conservators or receivers, respectively, under this section, and such incidental powers as shall be necessary to carry out such powers; and

“(ii) take any action authorized by this section, which the Agency determines is in the best interests of the regulated entity or the Agency.

“(3) AUTHORITY OF RECEIVER TO DETERMINE CLAIMS.—

“(A) IN GENERAL.—The Agency may, as receiver, determine claims in accordance with the requirements of this subsection and any regulations prescribed under paragraph (4).

“(B) NOTICE REQUIREMENTS.—The receiver, in any case involving the liquidation or winding up of the affairs of a closed regulated entity, shall—

“(i) promptly publish a notice to the creditors of the regulated entity to present their claims, together with proof, to the receiver by a date specified in the notice which shall be not less than 90 days after the publication of such notice; and

“(ii) republish such notice approximately 1 month and 2 months, respectively, after the publication under clause (i).

“(C) MAILING REQUIRED.—The receiver shall mail a notice similar to the notice published under subparagraph (B)(i) at the time of such publication to any creditor shown on the books of the regulated entity—

“(i) at the last address of the creditor appearing in such books; or

“(ii) upon discovery of the name and address of a claimant not appearing on the books of the regulated entity within 30 days after the discovery of such name and address.

“(4) RULEMAKING AUTHORITY RELATING TO DETERMINATION OF CLAIMS.—Subject to subsection (c), the Director may prescribe regulations regarding the allowance or disallowance of claims by the receiver and providing for administrative determination of claims and review of such determination.

“(5) PROCEDURES FOR DETERMINATION OF CLAIMS.—

“(A) DETERMINATION PERIOD.—

“(i) IN GENERAL.—Before the end of the 180-day period beginning on the date on which any claim against a regulated entity is filed with the Agency as receiver, the Agency shall determine whether to allow or disallow the claim and shall notify the claimant of any determination with respect to such claim.

“(ii) EXTENSION OF TIME.—The period described in clause (i) may be extended by a written agreement between the claimant and the Agency.

“(iii) MAILING OF NOTICE SUFFICIENT.—The notification requirements of clause (i) shall be deemed to be satisfied if the notice of any determination with respect to any claim is mailed to the last address of the claimant which appears—

“(I) on the books of the regulated entity;

“(II) in the claim filed by the claimant; or

“(III) in documents submitted in proof of the claim.

“(iv) CONTENTS OF NOTICE OF DISALLOWANCE.—If any claim filed under clause (i) is disallowed, the notice to the claimant shall contain—

“(I) a statement of each reason for the disallowance; and

“(II) the procedures available for obtaining agency review of the determination to disallow the claim or judicial determination of the claim.

“(B) ALLOWANCE OF PROVEN CLAIM.—The receiver shall allow any claim received on or before the date specified in the notice published under paragraph (3)(B)(i), or the date specified in the notice required under paragraph (3)(C), which is proved to the satisfaction of the receiver.

“(C) DISALLOWANCE OF CLAIMS FILED AFTER END OF FILING PERIOD.—Claims filed after the date specified in the notice published under paragraph (3)(B)(i), or the date specified under paragraph (3)(C), shall be disallowed and such disallowance shall be final.

“(D) AUTHORITY TO DISALLOW CLAIMS.—

“(i) IN GENERAL.—The receiver may disallow any portion of any claim by a creditor or claim of security, preference, or priority which is not proved to the satisfaction of the receiver.

“(ii) PAYMENTS TO LESS THAN FULLY SECURED CREDITORS.—In the case of a claim of a creditor against a regulated entity which is secured by any property or other asset of such regulated entity, the receiver—

“(I) may treat the portion of such claim which exceeds an amount equal to the fair market value of such property or other asset as an unsecured claim against the regulated entity; and

“(II) may not make any payment with respect to such unsecured portion of the claim other than in connection with the disposition of all claims of unsecured creditors of the regulated entity.

“(iii) EXCEPTIONS.—No provision of this paragraph shall apply with respect to any extension of credit from any Federal Reserve Bank, Federal home loan bank, or the Treasury of the United States.

“(E) NO JUDICIAL REVIEW OF DETERMINATION PURSUANT TO SUBPARAGRAPH (D).—No court may review the determination of the Agency under subparagraph (D) to disallow a claim. This subparagraph shall not affect the authority of a claimant to obtain de novo judicial review of a claim pursuant to paragraph (6).

“(F) LEGAL EFFECT OF FILING.—

“(i) STATUTE OF LIMITATION TOLLED.—For purposes of any applicable statute of limitations, the filing of a claim with the receiver shall constitute a commencement of an action.

“(ii) NO PREJUDICE TO OTHER ACTIONS.—Subject to paragraph (10), the filing of a

claim with the receiver shall not prejudice any right of the claimant to continue any action which was filed before the date of the appointment of the receiver, subject to the determination of claims by the receiver.

“(6) PROVISION FOR JUDICIAL DETERMINATION OF CLAIMS.—

“(A) IN GENERAL.—The claimant may file suit on a claim (or continue an action commenced before the appointment of the receiver) in the district or territorial court of the United States for the district within which the principal place of business of the regulated entity is located or the United States District Court for the District of Columbia (and such court shall have jurisdiction to hear such claim), before the end of the 60-day period beginning on the earlier of—

“(i) the end of the period described in paragraph (5)(A)(i) with respect to any claim against a regulated entity for which the Agency is receiver; or

“(ii) the date of any notice of disallowance of such claim pursuant to paragraph (5)(A)(i).

“(B) STATUTE OF LIMITATIONS.—A claim shall be deemed to be disallowed (other than any portion of such claim which was allowed by the receiver), and such disallowance shall be final, and the claimant shall have no further rights or remedies with respect to such claim, if the claimant fails, before the end of the 60-day period described under subparagraph (A), to file suit on such claim (or continue an action commenced before the appointment of the receiver).

“(7) REVIEW OF CLAIMS.—

“(A) OTHER REVIEW PROCEDURES.—

“(i) IN GENERAL.—The Agency shall establish such alternative dispute resolution processes as may be appropriate for the resolution of claims filed under paragraph (5)(A)(i).

“(ii) CRITERIA.—In establishing alternative dispute resolution processes, the Agency shall strive for procedures which are expeditious, fair, independent, and low cost.

“(iii) VOLUNTARY BINDING OR NONBINDING PROCEDURES.—The Agency may establish both binding and nonbinding processes, which may be conducted by any government or private party. All parties, including the claimant and the Agency, must agree to the use of the process in a particular case.

“(B) CONSIDERATION OF INCENTIVES.—The Agency shall seek to develop incentives for claimants to participate in the alternative dispute resolution process.

“(8) EXPEDITED DETERMINATION OF CLAIMS.—

“(A) ESTABLISHMENT REQUIRED.—The Agency shall establish a procedure for expedited relief outside of the routine claims process established under paragraph (5) for claimants who—

“(i) allege the existence of legally valid and enforceable or perfected security interests in assets of any regulated entity for which the Agency has been appointed receiver; and

“(ii) allege that irreparable injury will occur if the routine claims procedure is followed.

“(B) DETERMINATION PERIOD.—Before the end of the 90-day period beginning on the date any claim is filed in accordance with the procedures established under subparagraph (A), the Director shall—

“(i) determine—

“(I) whether to allow or disallow such claim; or

“(II) whether such claim should be determined pursuant to the procedures established under paragraph (5); and

“(ii) notify the claimant of the determination, and if the claim is disallowed, provide a statement of each reason for the disallowance and the procedure for obtaining agency review or judicial determination.

“(C) PERIOD FOR FILING OR RENEWING SUIT.—Any claimant who files a request for expedited relief shall be permitted to file a suit, or to continue a suit filed before the appointment of the receiver, seeking a determination of the rights of the claimant with respect to such security interest after the earlier of—

“(i) the end of the 90-day period beginning on the date of the filing of a request for expedited relief; or

“(ii) the date the Agency denies the claim.

“(D) STATUTE OF LIMITATIONS.—If an action described under subparagraph (C) is not filed, or the motion to renew a previously filed suit is not made, before the end of the 30-day period beginning on the date on which such action or motion may be filed under subparagraph (B), the claim shall be deemed to be disallowed as of the end of such period (other than any portion of such claim which was allowed by the receiver), such disallowance shall be final, and the claimant shall have no further rights or remedies with respect to such claim.

“(E) LEGAL EFFECT OF FILING.—

“(i) STATUTE OF LIMITATION TOLLED.—For purposes of any applicable statute of limitations, the filing of a claim with the receiver shall constitute a commencement of an action.

“(ii) NO PREJUDICE TO OTHER ACTIONS.—Subject to paragraph (10), the filing of a claim with the receiver shall not prejudice any right of the claimant to continue any action that was filed before the appointment of the receiver, subject to the determination of claims by the receiver.

“(9) PAYMENT OF CLAIMS.—

“(A) IN GENERAL.—The receiver may, in the discretion of the receiver, and to the extent funds are available from the assets of the regulated entity, pay creditor claims, in such manner and amounts as are authorized under this section, which are—

“(i) allowed by the receiver;

“(ii) approved by the Agency pursuant to a final determination pursuant to paragraph (7) or (8); or

“(iii) determined by the final judgment of any court of competent jurisdiction.

“(B) AGREEMENTS AGAINST THE INTEREST OF THE AGENCY.—No agreement that tends to diminish or defeat the interest of the Agency in any asset acquired by the Agency as receiver under this section shall be valid against the Agency unless such agreement is in writing, and executed by an authorized official of the regulated entity, except that such requirements for qualified financial contracts shall be applied in a manner consistent with reasonable business trading practices in the financial contracts market.

“(C) PAYMENT OF DIVIDENDS ON CLAIMS.—The receiver may, in the sole discretion of the receiver, pay from the assets of the regulated entity dividends on proved claims at any time, and no liability shall attach to the Agency, by reason of any such payment, for failure to pay dividends to a claimant whose claim is not proved at the time of any such payment.

“(D) RULEMAKING AUTHORITY OF THE DIRECTOR.—The Director may prescribe such rules, including definitions of terms, as the Director deems appropriate to establish a single uniform interest rate for, or to make payments of post-insolvency interest to creditors holding proven claims against the receivership estates of regulated entities following satisfaction by the receiver of the principal amount of all creditor claims.

“(10) SUSPENSION OF LEGAL ACTIONS.—

“(A) IN GENERAL.—After the appointment of a conservator or receiver for a regulated entity, the conservator or receiver may, in any judicial action or proceeding to which such regulated entity is or becomes a party, request a stay for a period not to exceed—

“(i) 45 days, in the case of any conservator; and

“(ii) 90 days, in the case of any receiver.

“(B) GRANT OF STAY BY ALL COURTS REQUIRED.—Upon receipt of a request by any conservator or receiver under subparagraph (A) for a stay of any judicial action or proceeding in any court with jurisdiction of such action or proceeding, the court shall grant such stay as to all parties.

“(11) ADDITIONAL RIGHTS AND DUTIES.—

“(A) PRIOR FINAL ADJUDICATION.—The Agency shall abide by any final unappealable judgment of any court of competent jurisdiction which was rendered before the appointment of the Agency as conservator or receiver.

“(B) RIGHTS AND REMEDIES OF CONSERVATOR OR RECEIVER.—In the event of any appealable judgment, the Agency as conservator or receiver shall—

“(i) have all the rights and remedies available to the regulated entity (before the appointment of such conservator or receiver) and the Agency, including removal to Federal court and all appellate rights; and

“(ii) not be required to post any bond in order to pursue such remedies.

“(C) NO ATTACHMENT OR EXECUTION.—No attachment or execution may issue by any court upon assets in the possession of the receiver.

“(D) LIMITATION ON JUDICIAL REVIEW.—Except as otherwise provided in this subsection, no court shall have jurisdiction over—

“(i) any claim or action for payment from, or any action seeking a determination of rights with respect to, the assets of any regulated entity for which the Agency has been appointed receiver; or

“(ii) any claim relating to any act or omission of such regulated entity or the Agency as receiver.

“(E) DISPOSITION OF ASSETS.—In exercising any right, power, privilege, or authority as conservator or receiver in connection with any sale or disposition of assets of a regulated entity for which the Agency has been appointed conservator or receiver, the Agency shall conduct its operations in a manner which maintains stability in the housing finance markets and, to the extent consistent with that goal—

“(i) maximizes the net present value return from the sale or disposition of such assets;

“(ii) minimizes the amount of any loss realized in the resolution of cases; and

“(iii) ensures adequate competition and fair and consistent treatment of offerors.

“(12) STATUTE OF LIMITATIONS FOR ACTIONS BROUGHT BY CONSERVATOR OR RECEIVER.—

“(A) IN GENERAL.—Notwithstanding any provision of any contract, the applicable statute of limitations with regard to any action brought by the Agency as conservator or receiver shall be—

“(i) in the case of any contract claim, the longer of—

“(I) the 6-year period beginning on the date the claim accrues; or

“(II) the period applicable under State law; and

“(ii) in the case of any tort claim, the longer of—

“(I) the 3-year period beginning on the date the claim accrues; or

“(II) the period applicable under State law.

“(B) DETERMINATION OF THE DATE ON WHICH A CLAIM ACCRUES.—For purposes of

subparagraph (A), the date on which the statute of limitations begins to run on any claim described in such subparagraph shall be the later of—

“(i) the date of the appointment of the Agency as conservator or receiver; or

“(ii) the date on which the cause of action accrues.

“(13) REVIVAL OF EXPIRED STATE CAUSES OF ACTION.—

“(A) IN GENERAL.—In the case of any tort claim described under subparagraph (B) for which the statute of limitations applicable under State law with respect to such claim has expired not more than 5 years before the appointment of the Agency as conservator or receiver, the Agency may bring an action as conservator or receiver on such claim without regard to the expiration of the statute of limitation applicable under State law.

“(B) CLAIMS DESCRIBED.—A tort claim referred to under subparagraph (A) is a claim arising from fraud, intentional misconduct resulting in unjust enrichment, or intentional misconduct resulting in substantial loss to the regulated entity.

“(14) ACCOUNTING AND RECORDKEEPING REQUIREMENTS.—

“(A) IN GENERAL.—The Agency as conservator or receiver shall, consistent with the accounting and reporting practices and procedures established by the Agency, maintain a full accounting of each conservatorship and receivership or other disposition of a regulated entity in default.

“(B) ANNUAL ACCOUNTING OR REPORT.—With respect to each conservatorship or receivership, the Agency shall make an annual accounting or report available to the Board, the Comptroller General of the United States, the Committee on Banking, Housing, and Urban Affairs of the Senate, and the Committee on Financial Services of the House of Representatives.

“(C) AVAILABILITY OF REPORTS.—Any report prepared under subparagraph (B) shall be made available by the Agency upon request to any shareholder of a regulated entity or any member of the public.

“(D) RECORDKEEPING REQUIREMENT.—After the end of the 6-year period beginning on the date that the conservatorship or receivership is terminated by the Director, the Agency may destroy any records of such regulated entity which the Agency, in the discretion of the Agency, determines to be unnecessary unless directed not to do so by a court of competent jurisdiction or governmental agency, or prohibited by law.

“(15) FRAUDULENT TRANSFERS.—

“(A) IN GENERAL.—The Agency, as conservator or receiver, may avoid a transfer of any interest of a regulated entity-affiliated party, or any person who the conservator or receiver determines is a debtor of the regulated entity, in property, or any obligation incurred by such party or person, that was made within 5 years of the date on which the Agency was appointed conservator or receiver, if such party or person voluntarily or involuntarily made such transfer or incurred such liability with the intent to hinder, delay, or defraud the regulated entity, the Agency, the conservator, or receiver.

“(B) RIGHT OF RECOVERY.—To the extent a transfer is avoided under subparagraph (A), the conservator or receiver may recover, for the benefit of the regulated entity, the property transferred, or, if a court so orders, the value of such property (at the time of such transfer) from—

“(i) the initial transferee of such transfer or the regulated entity-affiliated party or person for whose benefit such transfer was made; or

“(ii) any immediate or mediate transferee of any such initial transferee.

“(C) RIGHTS OF TRANSFEREE OR OBLIGEE.—The conservator or receiver may not recover under subparagraph (B) from—

“(i) any transferee that takes for value, including satisfaction or securing of a present or antecedent debt, in good faith; or  
“(ii) any immediate or mediate good faith transferee of such transferee.

“(D) RIGHTS UNDER THIS PARAGRAPH.—The rights under this paragraph of the conservator or receiver described under subparagraph (A) shall be superior to any rights of a trustee or any other party (other than any party which is a Federal agency) under title 11, United States Code.

“(16) ATTACHMENT OF ASSETS AND OTHER INJUNCTIVE RELIEF.—Subject to paragraph (17), any court of competent jurisdiction may, at the request of the conservator or receiver, issue an order in accordance with Rule 65 of the Federal Rules of Civil Procedure, including an order placing the assets of any person designated by the Agency or such conservator under the control of the court, and appointing a trustee to hold such assets.

“(17) STANDARDS OF PROOF.—Rule 65 of the Federal Rules of Civil Procedure shall apply with respect to any proceeding under paragraph (16) without regard to the requirement of such rule that the applicant show that the injury, loss, or damage is irreparable and immediate.

“(18) TREATMENT OF CLAIMS ARISING FROM BREACH OF CONTRACTS EXECUTED BY THE RECEIVER OR CONSERVATOR.—

“(A) IN GENERAL.—Notwithstanding any other provision of this subsection, any final and unappealable judgment for monetary damages entered against a receiver or conservator for the breach of an agreement executed or approved in writing by such receiver or conservator after the date of its appointment, shall be paid as an administrative expense of the receiver or conservator.

“(B) NO LIMITATION OF POWER.—Nothing in this paragraph shall be construed to limit the power of a receiver or conservator to exercise any rights under contract or law, including to terminate, breach, cancel, or otherwise discontinue such agreement.

“(19) GENERAL EXCEPTIONS.—

“(A) LIMITATIONS.—The rights of a conservator or receiver appointed under this section shall be subject to the limitations on the powers of a receiver under sections 402 through 407 of the Federal Deposit Insurance Corporation Improvement Act of 1991 (12 U.S.C. 4402 through 4407).

“(B) MORTGAGES HELD IN TRUST.—

“(i) IN GENERAL.—Any mortgage, pool of mortgages, or interest in a pool of mortgages, held in trust, custodial, or agency capacity by a regulated entity for the benefit of persons other than the regulated entity shall not be available to satisfy the claims of creditors generally.

“(ii) HOLDING OF MORTGAGES.—Any mortgage, pool of mortgages, or interest in a pool of mortgages, described under clause (i) shall be held by the conservator or receiver appointed under this section for the beneficial owners of such mortgage, pool of mortgages, or interest in a pool of mortgages in accordance with the terms of the agreement creating such trust, custodial, or other agency arrangement.

“(iii) LIABILITY OF RECEIVER.—The liability of a receiver appointed under this section for damages shall, in the case of any contingent or unliquidated claim relating to the mortgages held in trust, be estimated in accordance set forth in the regulations of the Director.

“(c) PRIORITY OF EXPENSES AND UNSECURED CLAIMS.—

“(1) IN GENERAL.—Unsecured claims against a regulated entity, or a receiver, that are proven to the satisfaction of the re-

ceiver shall have priority in the following order:

“(A) Administrative expenses of the receiver.

“(B) Any other general or senior liability of the regulated entity and claims of other Federal home loan banks arising from their payment obligations (including joint and several payment obligations).

“(C) Any obligation subordinated to general creditors.

“(D) Any obligation to shareholders or members arising as a result of their status as shareholder or members.

“(2) CREDITORS SIMILARLY SITUATED.—All creditors that are similarly situated under paragraph (1) shall be treated in a similar manner, except that the Agency may make such other payments to creditors necessary to maximize the present value return from the sale or disposition or such regulated entity’s assets or to minimize the amount of any loss realized in the resolution of cases so long as all creditors similarly situated receive not less than the amount provided under subsection (e)(2).

“(3) DEFINITION.—The term ‘administrative expenses of the receiver’ shall include the actual, necessary costs and expenses incurred by the receiver in preserving the assets of the regulated entity or liquidating or otherwise resolving the affairs of the regulated entity. Such expenses shall include obligations that are incurred by the receiver after appointment as receiver that the Director determines are necessary and appropriate to facilitate the smooth and orderly liquidation or other resolution of the regulated entity.

“(d) PROVISIONS RELATING TO CONTRACTS ENTERED INTO BEFORE APPOINTMENT OF CONSERVATOR OR RECEIVER.—

“(1) AUTHORITY TO REPUDIATE CONTRACTS.—In addition to any other rights a conservator or receiver may have, the conservator or receiver for any regulated entity may disaffirm or repudiate any contract or lease—

“(A) to which such regulated entity is a party;

“(B) the performance of which the conservator or receiver, in its sole discretion, determines to be burdensome; and

“(C) the disaffirmance or repudiation of which the conservator or receiver determines, in its sole discretion, will promote the orderly administration of the affairs of the regulated entity.

“(2) TIMING OF REPUDIATION.—The conservator or receiver shall determine whether or not to exercise the rights of repudiation under this subsection within a reasonable period following such appointment.

“(3) CLAIMS FOR DAMAGES FOR REPUDIATION.—

“(A) IN GENERAL.—Except as otherwise provided under subparagraph (C) and paragraphs (4), (5), and (6), the liability of the conservator or receiver for the disaffirmance or repudiation of any contract pursuant to paragraph (1) shall be—

“(i) limited to actual direct compensatory damages; and

“(ii) determined as of—

“(I) the date of the appointment of the conservator or receiver; or

“(II) in the case of any contract or agreement referred to in paragraph (8), the date of the disaffirmance or repudiation of such contract or agreement.

“(B) NO LIABILITY FOR OTHER DAMAGES.—For purposes of subparagraph (A), the term ‘actual direct compensatory damages’ shall not include—

“(i) punitive or exemplary damages;

“(ii) damages for lost profits or opportunity; or

“(iii) damages for pain and suffering.

“(C) MEASURE OF DAMAGES FOR REPUDIATION OF FINANCIAL CONTRACTS.—In the case of any qualified financial contract or agreement to which paragraph (8) applies, compensatory damages shall be—

“(i) deemed to include normal and reasonable costs of cover or other reasonable measures of damages utilized in the industries for such contract and agreement claims; and

“(ii) paid in accordance with this subsection and subsection (e), except as otherwise specifically provided in this section.

“(4) LEASES UNDER WHICH THE REGULATED ENTITY IS THE LESSEE.—

“(A) IN GENERAL.—If the conservator or receiver disaffirms or repudiates a lease under which the regulated entity was the lessee, the conservator or receiver shall not be liable for any damages (other than damages determined under subparagraph (B)) for the disaffirmance or repudiation of such lease.

“(B) PAYMENTS OF RENT.—Notwithstanding subparagraph (A), the lessor under a lease to which that subparagraph applies shall—

“(i) be entitled to the contractual rent accruing before the later of the date—

“(I) the notice of disaffirmance or repudiation is mailed; or

“(II) the disaffirmance or repudiation becomes effective, unless the lessor is in default or breach of the terms of the lease;

“(ii) have no claim for damages under any acceleration clause or other penalty provision in the lease; and

“(iii) have a claim for any unpaid rent, subject to all appropriate offsets and defenses, due as of the date of the appointment, which shall be paid in accordance with this subsection and subsection (e).

“(5) LEASES UNDER WHICH THE REGULATED ENTITY IS THE LESSOR.—

“(A) IN GENERAL.—If the conservator or receiver repudiates an unexpired written lease of real property of the regulated entity under which the regulated entity is the lessor and the lessee is not, as of the date of such repudiation, in default, the lessee under such lease may either—

“(i) treat the lease as terminated by such repudiation; or

“(ii) remain in possession of the leasehold interest for the balance of the term of the lease, unless the lessee defaults under the terms of the lease after the date of such repudiation.

“(B) PROVISIONS APPLICABLE TO LESSEE REMAINING IN POSSESSION.—If any lessee under a lease described under subparagraph (A) remains in possession of a leasehold interest under clause (ii) of such subparagraph—

“(i) the lessee—

“(I) shall continue to pay the contractual rent pursuant to the terms of the lease after the date of the repudiation of such lease; and

“(II) may offset against any rent payment which accrues after the date of the repudiation of the lease, and any damages which accrue after such date due to the non-performance of any obligation of the regulated entity under the lease after such date; and

“(ii) the conservator or receiver shall not be liable to the lessee for any damages arising after such date as a result of the repudiation other than the amount of any offset allowed under clause (i)(II).

“(6) CONTRACTS FOR THE SALE OF REAL PROPERTY.—

“(A) IN GENERAL.—If the conservator or receiver repudiates any contract for the sale of real property and the purchaser of such

real property under such contract is in possession, and is not, as of the date of such repudiation, in default, such purchaser may either—

“(i) treat the contract as terminated by such repudiation; or

“(ii) remain in possession of such real property.

“(B) PROVISIONS APPLICABLE TO PURCHASER REMAINING IN POSSESSION.—If any purchaser of real property under any contract described under subparagraph (A) remains in possession of such property under clause (ii) of such subparagraph—

“(i) the purchaser—

“(I) shall continue to make all payments due under the contract after the date of the repudiation of the contract; and

“(II) may offset against any such payments any damages which accrue after such date due to the nonperformance (after such date) of any obligation of the regulated entity under the contract; and

“(ii) the conservator or receiver shall—

“(I) not be liable to the purchaser for any damages arising after such date as a result of the repudiation other than the amount of any offset allowed under clause (i)(II);

“(II) deliver title to the purchaser in accordance with the provisions of the contract; and

“(III) have no obligation under the contract other than the performance required under subclause (II).

“(C) ASSIGNMENT AND SALE ALLOWED.—

“(i) IN GENERAL.—No provision of this paragraph shall be construed as limiting the right of the conservator or receiver to assign the contract described under subparagraph (A), and sell the property subject to the contract and the provisions of this paragraph.

“(ii) NO LIABILITY AFTER ASSIGNMENT AND SALE.—If an assignment and sale described under clause (i) is consummated, the conservator or receiver shall have no further liability under the contract described under subparagraph (A), or with respect to the real property which was the subject of such contract.

“(7) PROVISIONS APPLICABLE TO SERVICE CONTRACTS.—

“(A) SERVICES PERFORMED BEFORE APPOINTMENT.—In the case of any contract for services between any person and any regulated entity for which the Agency has been appointed conservator or receiver, any claim of such person for services performed before the appointment of the conservator or the receiver shall be—

“(i) a claim to be paid in accordance with subsections (b) and (e); and

“(ii) deemed to have arisen as of the date the conservator or receiver was appointed.

“(B) SERVICES PERFORMED AFTER APPOINTMENT AND PRIOR TO REPUDIATION.—If, in the case of any contract for services described under subparagraph (A), the conservator or receiver accepts performance by the other person before the conservator or receiver makes any determination to exercise the right of repudiation of such contract under this section—

“(i) the other party shall be paid under the terms of the contract for the services performed; and

“(ii) the amount of such payment shall be treated as an administrative expense of the conservatorship or receivership.

“(C) ACCEPTANCE OF PERFORMANCE NO BAR TO SUBSEQUENT REPUDIATION.—The acceptance by any conservator or receiver of services referred to under subparagraph (B) in connection with a contract described in such subparagraph shall not affect the right of the conservator or receiver to repudiate such contract under this section at any time after such performance.

“(8) CERTAIN QUALIFIED FINANCIAL CONTRACTS.—

“(A) RIGHTS OF PARTIES TO CONTRACTS.—Subject to paragraphs (9) and (10) and notwithstanding any other provision of this Act, any other Federal law, or the law of any State, no person shall be stayed or prohibited from exercising—

“(i) any right such person has to cause the termination, liquidation, or acceleration of any qualified financial contract with a regulated entity that arises upon the appointment of the Agency as receiver for such regulated entity at any time after such appointment;

“(ii) any right under any security agreement or arrangement or other credit enhancement relating to one or more qualified financial contracts described in clause (i); or

“(iii) any right to offset or net out any termination value, payment amount, or other transfer obligation arising under or in connection with 1 or more contracts and agreements described in clause (i), including any master agreement for such contracts or agreements.

“(B) APPLICABILITY OF OTHER PROVISIONS.—Paragraph (10) of subsection (b) shall apply in the case of any judicial action or proceeding brought against any receiver referred to under subparagraph (A), or the regulated entity for which such receiver was appointed, by any party to a contract or agreement described under subparagraph (A)(i) with such regulated entity.

“(C) CERTAIN TRANSFERS NOT AVOIDABLE.—

“(i) IN GENERAL.—Notwithstanding paragraph (11) or any other Federal or State laws relating to the avoidance of preferential or fraudulent transfers, the Agency, whether acting as such or as conservator or receiver of a regulated entity, may not avoid any transfer of money or other property in connection with any qualified financial contract with a regulated entity.

“(ii) EXCEPTION FOR CERTAIN TRANSFERS.—Clause (i) shall not apply to any transfer of money or other property in connection with any qualified financial contract with a regulated entity if the Agency determines that the transferee had actual intent to hinder, delay, or defraud such regulated entity, the creditors of such regulated entity, or any conservator or receiver appointed for such regulated entity.

“(D) CERTAIN CONTRACTS AND AGREEMENTS DEFINED.—In this subsection:

“(i) QUALIFIED FINANCIAL CONTRACT.—The term ‘qualified financial contract’ means any securities contract, commodity contract, forward contract, repurchase agreement, swap agreement, and any similar agreement that the Agency determines by regulation, resolution, or order to be a qualified financial contract for purposes of this paragraph.

“(ii) SECURITIES CONTRACT.—The term ‘securities contract’—

“(I) means a contract for the purchase, sale, or loan of a security, a certificate of deposit, a mortgage loan, or any interest in a mortgage loan, a group or index of securities, certificates of deposit, or mortgage loans or interests therein (including any interest therein or based on the value thereof) or any option on any of the foregoing, including any option to purchase or sell any such security, certificate of deposit, mortgage loan, interest, group or index, or option;

“(II) does not include any purchase, sale, or repurchase obligation under a participation in a commercial mortgage loan unless the Agency determines by regulation, resolution, or order to include any such agreement within the meaning of such term;

“(III) means any option entered into on a national securities exchange relating to foreign currencies;

“(IV) means the guarantee by or to any securities clearing agency of any settlement of cash, securities, certificates of deposit, mortgage loans or interests therein, group or index of securities, certificates of deposit, or mortgage loans or interests therein (including any interest therein or based on the value thereof) or option on any of the foregoing, including any option to purchase or sell any such security, certificate of deposit, mortgage loan, interest, group or index, or option;

“(V) means any margin loan;

“(VI) means any other agreement or transaction that is similar to any agreement or transaction referred to in this clause;

“(VII) means any combination of the agreements or transactions referred to in this clause;

“(VIII) means any option to enter into any agreement or transaction referred to in this clause;

“(IX) means a master agreement that provides for an agreement or transaction referred to in subclause (I), (III), (IV), (V), (VI), (VII), or (VIII), together with all supplements to any such master agreement, without regard to whether the master agreement provides for an agreement or transaction that is not a securities contract under this clause, except that the master agreement shall be considered to be a securities contract under this clause only with respect to each agreement or transaction under the master agreement that is referred to in subclause (I), (III), (IV), (V), (VI), (VII), or (VIII); and

“(X) means any security agreement or arrangement or other credit enhancement related to any agreement or transaction referred to in this clause, including any guarantee or reimbursement obligation in connection with any agreement or transaction referred to in this clause.

“(iii) COMMODITY CONTRACT.—The term ‘commodity contract’ means—

“(I) with respect to a futures commission merchant, a contract for the purchase or sale of a commodity for future delivery on, or subject to the rules of, a contract market or board of trade;

“(II) with respect to a foreign futures commission merchant, a foreign future;

“(III) with respect to a leverage transaction merchant, a leverage transaction;

“(IV) with respect to a clearing organization, a contract for the purchase or sale of a commodity for future delivery on, or subject to the rules of, a contract market or board of trade that is cleared by such clearing organization, or commodity option traded on, or subject to the rules of, a contract market or board of trade that is cleared by such clearing organization;

“(V) with respect to a commodity options dealer, a commodity option;

“(VI) any other agreement or transaction that is similar to any agreement or transaction referred to in this clause;

“(VII) any combination of the agreements or transactions referred to in this clause;

“(VIII) any option to enter into any agreement or transaction referred to in this clause;

“(IX) a master agreement that provides for an agreement or transaction referred to in subclause (I), (II), (III), (IV), (V), (VI), (VII), or (VIII), together with all supplements to any such master agreement, without regard to whether the master agreement provides for an agreement or transaction that is not a commodity contract under this clause, except that the master agreement shall be considered to be a commodity contract under this clause only with respect to

each agreement or transaction under the master agreement that is referred to in subclause (I), (II), (III), (IV), (V), (VI), (VII), or (VIII); or

“(X) any security agreement or arrangement or other credit enhancement related to any agreement or transaction referred to in this clause, including any guarantee or reimbursement obligation in connection with any agreement or transaction referred to in this clause.

“(iv) FORWARD CONTRACT.—The term ‘forward contract’ means—

“(I) a contract (other than a commodity contract) for the purchase, sale, or transfer of a commodity or any similar good, article, service, right, or interest which is presently or in the future becomes the subject of dealing in the forward contract trade, or product or byproduct thereof, with a maturity date more than 2 days after the date the contract is entered into, including, a repurchase transaction, reverse repurchase transaction, consignment, lease, swap, hedge transaction, deposit, loan, option, allocated transaction, unallocated transaction, or any other similar agreement;

“(II) any combination of agreements or transactions referred to in subclauses (I) and (III);

“(III) any option to enter into any agreement or transaction referred to in subclause (I) or (II);

“(IV) a master agreement that provides for an agreement or transaction referred to in subclauses (I), (II), or (III), together with all supplements to any such master agreement, without regard to whether the master agreement provides for an agreement or transaction that is not a forward contract under this clause, except that the master agreement shall be considered to be a forward contract under this clause only with respect to each agreement or transaction under the master agreement that is referred to in subclause (I), (II), or (III); or

“(V) any security agreement or arrangement or other credit enhancement related to any agreement or transaction referred to in subclause (I), (II), (III), or (IV), including any guarantee or reimbursement obligation in connection with any agreement or transaction referred to in any such subclause.

“(v) REPURCHASE AGREEMENT.—The term ‘repurchase agreement’ (which definition also applies to a reverse repurchase agreement)—

“(I) means an agreement, including related terms, which provides for the transfer of one or more certificates of deposit, mortgage-related securities (as such term is defined in the Securities Exchange Act of 1934), mortgage loans, interests in mortgage-related securities or mortgage loans, eligible bankers’ acceptances, qualified foreign government securities or securities that are direct obligations of, or that are fully guaranteed by, the United States or any agency of the United States against the transfer of funds by the transferee of such certificates of deposit, eligible bankers’ acceptances, securities, mortgage loans, or interests with a simultaneous agreement by such transferee to transfer to the transferor thereof certificates of deposit, eligible bankers’ acceptances, securities, mortgage loans, or interests as described above, at a date certain not later than 1 year after such transfers or on demand, against the transfer of funds, or any other similar agreement;

“(II) does not include any repurchase obligation under a participation in a commercial mortgage loan unless the Agency determines by regulation, resolution, or order to include any such participation within the meaning of such term;

“(III) means any combination of agreements or transactions referred to in subclauses (I) and (IV);

“(IV) means any option to enter into any agreement or transaction referred to in subclause (I) or (III);

“(V) means a master agreement that provides for an agreement or transaction referred to in subclause (I), (III), or (IV), together with all supplements to any such master agreement, without regard to whether the master agreement provides for an agreement or transaction that is not a repurchase agreement under this clause, except that the master agreement shall be considered to be a repurchase agreement under this subclause only with respect to each agreement or transaction under the master agreement that is referred to in subclause (I), (III), or (IV); and

“(VI) means any security agreement or arrangement or other credit enhancement related to any agreement or transaction referred to in subclause (I), (III), (IV), or (V), including any guarantee or reimbursement obligation in connection with any agreement or transaction referred to in any such subclause.

For purposes of this clause, the term ‘qualified foreign government security’ means a security that is a direct obligation of, or that is fully guaranteed by, the central government of a member of the Organization for Economic Cooperation and Development (as determined by regulation or order adopted by the appropriate Federal banking authority).

“(vi) SWAP AGREEMENT.—The term ‘swap agreement’ means—

“(I) any agreement, including the terms and conditions incorporated by reference in any such agreement, which is an interest rate swap, option, future, or forward agreement, including a rate floor, rate cap, rate collar, cross-currency rate swap, and basis swap; a spot, same day-tomorrow, tomorrow-next, forward, or other foreign exchange or precious metals agreement; a currency swap, option, future, or forward agreement; an equity index or equity swap, option, future, or forward agreement; a debt index or debt swap, option, future, or forward agreement; a total return, credit spread or credit swap, option, future, or forward agreement; a commodity index or commodity swap, option, future, or forward agreement; or a weather swap, weather derivative, or weather option;

“(II) any agreement or transaction that is similar to any other agreement or transaction referred to in this clause and that is of a type that has been, is presently, or in the future becomes, the subject of recurrent dealings in the swap markets (including terms and conditions incorporated by reference in such agreement) and that is a forward, swap, future, or option on one or more rates, currencies, commodities, equity securities or other equity instruments, debt securities or other debt instruments, quantitative measures associated with an occurrence, extent of an occurrence, or contingency associated with a financial, commercial, or economic consequence, or economic or financial indices or measures of economic or financial risk or value;

“(III) any combination of agreements or transactions referred to in this clause;

“(IV) any option to enter into any agreement or transaction referred to in this clause;

“(V) a master agreement that provides for an agreement or transaction referred to in subclause (I), (II), (III), or (IV), together with all supplements to any such master agreement, without regard to whether the master agreement contains an agreement or transaction that is not a swap agreement under this clause, except that the master agreement shall be considered to be a swap agreement under this clause only with respect to each agreement or transaction

under the master agreement that is referred to in subclause (I), (II), (III), or (IV); and

“(VI) any security agreement or arrangement or other credit enhancement related to any agreements or transactions referred to in subclause (I), (II), (III), (IV), or (V), including any guarantee or reimbursement obligation in connection with any agreement or transaction referred to in any such subclause.

Such term is applicable for purposes of this subsection only and shall not be construed or applied so as to challenge or affect the characterization, definition, or treatment of any swap agreement under any other statute, regulation, or rule, including the Securities Act of 1933, the Securities Exchange Act of 1934, the Public Utility Holding Company Act of 1935, the Trust Indenture Act of 1939, the Investment Company Act of 1940, the Investment Advisers Act of 1940, the Securities Investor Protection Act of 1970, the Commodity Exchange Act, the Gramm-Leach-Bliley Act, and the Legal Certainty for Bank Products Act of 2000.

“(vii) TREATMENT OF MASTER AGREEMENT AS ONE AGREEMENT.—Any master agreement for any contract or agreement described in any preceding clause of this subparagraph (or any master agreement for such master agreement or agreements), together with all supplements to such master agreement, shall be treated as a single agreement and a single qualified financial contract. If a master agreement contains provisions relating to agreements or transactions that are not themselves qualified financial contracts, the master agreement shall be deemed to be a qualified financial contract only with respect to those transactions that are themselves qualified financial contracts.

“(viii) TRANSFER.—The term ‘transfer’ means every mode, direct or indirect, absolute or conditional, voluntary or involuntary, of disposing of or parting with property or with an interest in property, including retention of title as a security interest and foreclosure of the regulated entity’s equity of redemption.

“(E) CERTAIN PROTECTIONS IN EVENT OF APPOINTMENT OF CONSERVATOR.—Notwithstanding any other provision of this Act (other than paragraph (13) of this subsection), any other Federal law, or the law of any State, no person shall be stayed or prohibited from exercising—

“(i) any right such person has to cause the termination, liquidation, or acceleration of any qualified financial contract with a regulated entity in a conservatorship based upon a default under such financial contract which is enforceable under applicable non-insolvency law;

“(ii) any right under any security agreement or arrangement or other credit enhancement relating to one or more such qualified financial contracts; or

“(iii) any right to offset or net out any termination values, payment amounts, or other transfer obligations arising under or in connection with such qualified financial contracts.

“(F) CLARIFICATION.—No provision of law shall be construed as limiting the right or power of the Agency, or authorizing any court or agency to limit or delay, in any manner, the right or power of the Agency to transfer any qualified financial contract in accordance with paragraphs (9) and (10) of this subsection or to disaffirm or repudiate any such contract in accordance with subsection (d)(1) of this section.

“(G) WALKAWAY CLAUSES NOT EFFECTIVE.—

“(i) IN GENERAL.—Notwithstanding the provisions of subparagraphs (A) and (E), and sections 403 and 404 of the Federal Deposit Insurance Corporation Improvement Act of 1991, no walkaway clause shall be enforceable

in a qualified financial contract of a regulated entity in default.

“(ii) WALKAWAY CLAUSE DEFINED.—For purposes of this subparagraph, the term ‘walkaway clause’ means a provision in a qualified financial contract that, after calculation of a value of a party’s position or an amount due to or from 1 of the parties in accordance with its terms upon termination, liquidation, or acceleration of the qualified financial contract, either does not create a payment obligation of a party or extinguishes a payment obligation of a party in whole or in part solely because of such party’s status as a nondefaulting party.

“(9) TRANSFER OF QUALIFIED FINANCIAL CONTRACTS.—In making any transfer of assets or liabilities of a regulated entity in default which includes any qualified financial contract, the conservator or receiver for such regulated entity shall either—

“(A) transfer to 1 person—

“(i) all qualified financial contracts between any person (or any affiliate of such person) and the regulated entity in default;

“(ii) all claims of such person (or any affiliate of such person) against such regulated entity under any such contract (other than any claim which, under the terms of any such contract, is subordinated to the claims of general unsecured creditors of such regulated entity);

“(iii) all claims of such regulated entity against such person (or any affiliate of such person) under any such contract; and

“(iv) all property securing or any other credit enhancement for any contract described in clause (i) or any claim described in clause (ii) or (iii) under any such contract; or

“(B) transfer none of the financial contracts, claims, or property referred to under subparagraph (A) (with respect to such person and any affiliate of such person).

“(10) NOTIFICATION OF TRANSFER.—

“(A) IN GENERAL.—If—

“(i) the conservator or receiver for a regulated entity in default makes any transfer of the assets and liabilities of such regulated entity, and

“(ii) the transfer includes any qualified financial contract,

the conservator or receiver shall notify any person who is a party to any such contract of such transfer by 5:00 p.m. (eastern time) on the business day following the date of the appointment of the receiver in the case of a receivership, or the business day following such transfer in the case of a conservatorship.

“(B) CERTAIN RIGHTS NOT ENFORCEABLE.—

“(i) RECEIVERSHIP.—A person who is a party to a qualified financial contract with a regulated entity may not exercise any right that such person has to terminate, liquidate, or net such contract under paragraph (8)(A) of this subsection or section 403 or 404 of the Federal Deposit Insurance Corporation Improvement Act of 1991, solely by reason of or incidental to the appointment of a receiver for the regulated entity (or the insolvency or financial condition of the regulated entity for which the receiver has been appointed)—

“(I) until 5:00 p.m. (eastern time) on the business day following the date of the appointment of the receiver; or

“(II) after the person has received notice that the contract has been transferred pursuant to paragraph (9)(A).

“(ii) CONSERVATORSHIP.—A person who is a party to a qualified financial contract with a regulated entity may not exercise any right that such person has to terminate, liquidate, or net such contract under paragraph (8)(E) of this subsection or section 403 or 404 of the Federal Deposit Insurance Corporation Improvement Act of 1991, solely by reason of or incidental to the appointment of a conservator for the regulated entity (or the insolvency or financial condition of the regulated

entity for which the conservator has been appointed).

“(iii) NOTICE.—For purposes of this paragraph, the Agency as receiver or conservator of a regulated entity shall be deemed to have notified a person who is a party to a qualified financial contract with such regulated entity if the Agency has taken steps reasonably calculated to provide notice to such person by the time specified in subparagraph (A).

“(C) BUSINESS DAY DEFINED.—For purposes of this paragraph, the term ‘business day’ means any day other than any Saturday, Sunday, or any day on which either the New York Stock Exchange or the Federal Reserve Bank of New York is closed.

“(11) DISAFFIRMANCE OR REPUDIATION OF QUALIFIED FINANCIAL CONTRACTS.—In exercising the rights of disaffirmance or repudiation of a conservator or receiver with respect to any qualified financial contract to which a regulated entity is a party, the conservator or receiver for such institution shall either—

“(A) disaffirm or repudiate all qualified financial contracts between—

“(i) any person or any affiliate of such person; and

“(ii) the regulated entity in default; or

“(B) disaffirm or repudiate none of the qualified financial contracts referred to in subparagraph (A) (with respect to such person or any affiliate of such person).

“(12) CERTAIN SECURITY INTERESTS NOT AVOIDABLE.—No provision of this subsection shall be construed as permitting the avoidance of any legally enforceable or perfected security interest in any of the assets of any regulated entity, except where such an interest is taken in contemplation of the insolvency of the regulated entity, or with the intent to hinder, delay, or defraud the regulated entity or the creditors of such regulated entity.

“(13) AUTHORITY TO ENFORCE CONTRACTS.—

“(A) IN GENERAL.—Notwithstanding any provision of a contract providing for termination, default, acceleration, or exercise of rights upon, or solely by reason of, insolvency or the appointment of a conservator or receiver, the conservator or receiver may enforce any contract or regulated entity bond entered into by the regulated entity.

“(B) CERTAIN RIGHTS NOT AFFECTED.—No provision of this paragraph may be construed as impairing or affecting any right of the conservator or receiver to enforce or recover under a director’s or officer’s liability insurance contract or surety bond under other applicable law.

“(C) CONSENT REQUIREMENT.—

“(i) IN GENERAL.—Except as otherwise provided under this section, no person may exercise any right or power to terminate, accelerate, or declare a default under any contract to which a regulated entity is a party, or to obtain possession of or exercise control over any property of the regulated entity, or affect any contractual rights of the regulated entity, without the consent of the conservator or receiver, as appropriate, for a period of—

“(I) 45 days after the date of appointment of a conservator; or

“(II) 90 days after the date of appointment of a receiver.

“(ii) EXCEPTIONS.—This paragraph shall—

“(I) not apply to a director’s or officer’s liability insurance contract;

“(II) not apply to the rights of parties to any qualified financial contracts under subsection (d)(8); and

“(III) not be construed as permitting the conservator or receiver to fail to comply with otherwise enforceable provisions of such contracts.

“(14) SAVINGS CLAUSE.—The meanings of terms used in this subsection are applicable for purposes of this subsection only, and shall not be construed or applied so as to challenge or affect the characterization, definition, or treatment of any similar terms under any other statute, regulation, or rule, including the Gramm-Leach-Bliley Act, the Legal Certainty for Bank Products Act of 2000, the securities laws (as that term is defined in section 3(a)(47) of the Securities Exchange Act of 1934), and the Commodity Exchange Act.

“(15) EXCEPTION FOR FEDERAL RESERVE AND FEDERAL HOME LOAN BANKS.—No provision of this subsection shall apply with respect to—

“(A) any extension of credit from any Federal home loan bank or Federal Reserve Bank to any regulated entity; or

“(B) any security interest in the assets of the regulated entity securing any such extension of credit.

“(e) VALUATION OF CLAIMS IN DEFAULT.—

“(1) IN GENERAL.—Notwithstanding any other provision of Federal law or the law of any State, and regardless of the method which the Agency determines to utilize with respect to a regulated entity in default or in danger of default, including transactions authorized under subsection (i), this subsection shall govern the rights of the creditors of such regulated entity.

“(2) MAXIMUM LIABILITY.—The maximum liability of the Agency, acting as receiver or in any other capacity, to any person having a claim against the receiver or the regulated entity for which such receiver is appointed shall equal the lesser of—

“(A) the amount such claimant would have received if the Agency had liquidated the assets and liabilities of such regulated entity without exercising the authority of the Agency under subsection (i) of this section; or

“(B) the amount of proceeds realized from the performance of contracts or sale of the assets of the regulated entity.

“(f) LIMITATION ON COURT ACTION.—Except as provided in this section or at the request of the Director, no court may take any action to restrain or affect the exercise of powers or functions of the Agency as a conservator or a receiver.

“(g) LIABILITY OF DIRECTORS AND OFFICERS.—

“(1) IN GENERAL.—A director or officer of a regulated entity may be held personally liable for monetary damages in any civil action by, on behalf of, or at the request or direction of the Agency, which action is prosecuted wholly or partially for the benefit of the Agency—

“(A) acting as conservator or receiver of such regulated entity, or

“(B) acting based upon a suit, claim, or cause of action purchased from, assigned by, or otherwise conveyed by such receiver or conservator,

for gross negligence, including any similar conduct or conduct that demonstrates a greater disregard of a duty of care (than gross negligence) including intentional tortious conduct, as such terms are defined and determined under applicable State law.

“(2) NO LIMITATION.—Nothing in this paragraph shall impair or affect any right of the Agency under other applicable law.

“(h) DAMAGES.—In any proceeding related to any claim against a director, officer, employee, agent, attorney, accountant, appraiser, or any other party employed by or providing services to a regulated entity, recoverable damages determined to result from the improvident or otherwise improper use or investment of any assets of the regulated entity shall include principal losses and appropriate interest.

“(i) LIMITED-LIFE REGULATED ENTITIES.—



“(1) ORGANIZATION.—

“(A) PURPOSE.—If a regulated entity is in default, or if the Agency anticipates that a regulated entity will default, the Agency may organize a limited-life regulated entity with those powers and attributes of the regulated entity in default or in danger of default that the Director determines necessary, subject to the provisions of this subsection. The Director shall grant a temporary charter to the limited-life regulated entity, and the limited-life regulated entity shall operate subject to that charter.

“(B) AUTHORITIES.—Upon the creation of a limited-life regulated entity under subparagraph (A), the limited-life regulated entity may—

“(i) assume such liabilities of the regulated entity that is in default or in danger of default as the Agency may, in its discretion, determine to be appropriate, provided that the liabilities assumed shall not exceed the amount of assets of the limited-life regulated entity;

“(ii) purchase such assets of the regulated entity that is in default, or in danger of default, as the Agency may, in its discretion, determine to be appropriate; and

“(iii) perform any other temporary function which the Agency may, in its discretion, prescribe in accordance with this section.

“(2) CHARTER.—

“(A) CONDITIONS.—The Agency may grant a temporary charter if the Agency determines that the continued operation of the regulated entity in default or in danger of default is in the best interest of the national economy and the housing markets.

“(B) TREATMENT AS BEING IN DEFAULT FOR CERTAIN PURPOSES.—A limited-life regulated entity shall be treated as a regulated entity in default at such times and for such purposes as the Agency may, in its discretion, determine.

“(C) MANAGEMENT.—A limited-life regulated entity, upon the granting of its charter, shall be under the management of a board of directors consisting of not fewer than 5 nor more than 10 members appointed by the Agency.

“(D) BYLAWS.—The board of directors of a limited-life regulated entity shall adopt such bylaws as may be approved by the Agency.

“(3) CAPITAL STOCK.—No capital stock need be paid into a limited-life regulated entity by the Agency.

“(4) INVESTMENTS.—Funds of a limited-life regulated entity shall be kept on hand in cash, invested in obligations of the United States or obligations guaranteed as to principal and interest by the United States, or deposited with the Agency, or any Federal Reserve bank.

“(5) EXEMPT STATUS.—Notwithstanding any other provision of Federal or State law, the limited-life regulated entity, its franchise, property, and income shall be exempt from all taxation now or hereafter imposed by the United States, by any territory, dependency, or possession thereof, or by any State, county, municipality, or local taxing authority.

“(6) WINDING UP.—

“(A) IN GENERAL.—Subject to subparagraph (B), unless Congress authorizes the sale of the capital stock of the limited-life regulated entity, not later than 2 years after the date of its organization, the Agency shall wind up the affairs of the limited-life regulated entity.

“(B) EXTENSION.—The Director may, in the discretion of the Director, extend the status of the limited-life regulated entity for 3 additional 1-year periods.

“(7) TRANSFER OF ASSETS AND LIABILITIES.—

“(A) IN GENERAL.—

“(i) TRANSFER OF ASSETS AND LIABILITIES.—The Agency, as receiver, may transfer any assets and liabilities of a regulated entity in default, or in danger of default, to the limited-life regulated entity in accordance with paragraph (1).

“(ii) SUBSEQUENT TRANSFERS.—At any time after a charter is transferred to a limited-life regulated entity, the Agency, as receiver, may transfer any assets and liabilities of such regulated entity in default, or in danger in default, as the Agency may, in its discretion, determine to be appropriate in accordance with paragraph (1).

“(iii) EFFECTIVE WITHOUT APPROVAL.—The transfer of any assets or liabilities of a regulated entity in default, or in danger of default, transferred to a limited-life regulated entity shall be effective without any further approval under Federal or State law, assignment, or consent with respect thereto.

“(8) PROCEEDS.—To the extent that available proceeds from the limited-life regulated entity exceed amounts required to pay obligations, such proceeds may be paid to the regulated entity in default, or in danger of default.

“(9) POWERS.—

“(A) IN GENERAL.—Each limited-life regulated entity created under this subsection shall have all corporate powers of, and be subject to the same provisions of law as, the regulated entity in default or in danger of default to which it relates, except that—

“(i) the Agency may—

“(I) remove the directors of a limited-life regulated entity; and

“(II) fix the compensation of members of the board of directors and senior management, as determined by the Agency in its discretion, of a limited-life regulated entity;

“(ii) the Agency may indemnify the representatives for purposes of paragraph (1)(B), and the directors, officers, employees, and agents of a limited-life regulated entity on such terms as the Agency determines to be appropriate; and

“(iii) the board of directors of a limited-life regulated entity—

“(I) shall elect a chairperson who may also serve in the position of chief executive officer, except that such person shall not serve either as chairperson or as chief executive officer without the prior approval of the Agency; and

“(II) may appoint a chief executive officer who is not also the chairperson, except that such person shall not serve as chief executive officer without the prior approval of the Agency.

“(B) STAY OF JUDICIAL ACTION.—Any judicial action to which a limited-life regulated entity becomes a party by virtue of its acquisition of any assets or assumption of any liabilities of a regulated entity in default shall be stayed from further proceedings for a period of up to 45 days at the request of the limited-life regulated entity. Such period may be modified upon the consent of all parties.

“(10) OBTAINING OF CREDIT AND INCURRING OF DEBT.—

“(A) IN GENERAL.—The limited-life regulated entity may obtain unsecured credit and incur unsecured debt in the ordinary course of business.

“(B) INABILITY TO OBTAIN CREDIT.—If the limited-life regulated entity is unable to obtain unsecured credit the Director may authorize the obtaining of credit or the incurring of debt—

“(i) with priority over any or all administrative expenses;

“(ii) secured by a lien on property that is not otherwise subject to a lien; or

“(iii) secured by a junior lien on property that is subject to a lien.

“(C) LIMITATIONS.—

“(i) IN GENERAL.—The Director, after notice and a hearing, may authorize the obtaining of credit or the incurring of debt secured by a senior or equal lien on property that is subject to a lien (other than mortgages that collateralize the mortgage-backed securities issued or guaranteed by the regulated entity) only if—

“(I) the limited-life regulated entity is unable to obtain such credit otherwise; and

“(II) there is adequate protection of the interest of the holder of the lien on the property which such senior or equal lien is proposed to be granted.

“(ii) BURDEN OF PROOF.—In any hearing under this subsection, the Director has the burden of proof on the issue of adequate protection.

“(D) EFFECT ON DEBTS AND LIENS.—The reversal or modification on appeal of an authorization under this paragraph to obtain credit or incur debt, or of a grant under this section of a priority or a lien, does not affect the validity of any debt so incurred, or any priority or lien so granted, to an entity that extended such credit in good faith, whether or not such entity knew of the pendency of the appeal, unless such authorization and the incurring of such debt, or the granting of such priority or lien, were stayed pending appeal.

“(11) ISSUANCE OF PREFERRED DEBT.—A limited-life regulated entity may, subject to the approval of the Director and subject to such terms and conditions as the Director may prescribe, issue notes, bonds, or other debt obligations of a class to which all other debt obligations of the limited-life regulated entity shall be subordinate in right and payment.

“(12) NO FEDERAL STATUS.—

“(A) AGENCY STATUS.—A limited-life regulated entity is not an agency, establishment, or instrumentality of the United States.

“(B) EMPLOYEE STATUS.—Representatives for purposes of paragraph (1)(B), interim directors, directors, officers, employees, or agents of a limited-life regulated entity are not, solely by virtue of service in any such capacity, officers or employees of the United States. Any employee of the Agency or of any Federal instrumentality who serves at the request of the Agency as a representative for purposes of paragraph (1)(B), interim director, director, officer, employee, or agent of a limited-life regulated entity shall not—

“(i) solely by virtue of service in any such capacity lose any existing status as an officer or employee of the United States for purposes of title 5, United States Code, or any other provision of law; or

“(ii) receive any salary or benefits for service in any such capacity with respect to a limited-life regulated entity in addition to such salary or benefits as are obtained through employment with the Agency or such Federal instrumentality.

“(13) ADDITIONAL POWERS.—In addition to any other powers granted under this subsection, a limited-life regulated entity may—

“(A) extend a maturity date or change in an interest rate or other term of outstanding securities;

“(B) issue securities of the limited-life regulated entity, for cash, for property, for existing securities, or in exchange for claims or interests, or for any other appropriate purposes; and

“(C) take any other action not inconsistent with this section.

“(j) OTHER EXEMPTIONS.—When acting as a receiver, the following provisions shall apply with respect to the Agency:

“(1) EXEMPTION FROM TAXATION.—The Agency, including its franchise, its capital, reserves, and surplus, and its income, shall be exempt from all taxation imposed by any

State, country, municipality, or local taxing authority, except that any real property of the Agency shall be subject to State, territorial, county, municipal, or local taxation to the same extent according to its value as other real property is taxed, except that, notwithstanding the failure of any person to challenge an assessment under State law of the value of such property, and the tax thereon, shall be determined as of the period for which such tax is imposed.

“(2) EXEMPTION FROM ATTACHMENT AND LIENS.—No property of the Agency shall be subject to levy, attachment, garnishment, foreclosure, or sale without the consent of the Agency, nor shall any involuntary lien attach to the property of the Agency.

“(3) EXEMPTION FROM PENALTIES AND FINES.—The Agency shall not be liable for any amounts in the nature of penalties or fines, including those arising from the failure of any person to pay any real property, personal property, probate, or recording tax or any recording or filing fees when due.

“(k) PROHIBITION OF CHARTER REVOCATION.—In no case may a receiver appointed pursuant to this section revoke, annul, or terminate the charter of a regulated entity.”

(b) CONFORMING AMENDMENTS.—

(1) HOUSING AND COMMUNITY DEVELOPMENT ACT OF 1992.—Subtitle B of title XIII of the Housing and Community Development Act of 1992 is amended by striking sections 1369 (12 U.S.C. 4619), 1369A (12 U.S.C. 4620), and 1369B (12 U.S.C. 4621).

(2) FEDERAL HOME LOAN BANKS.—Section 25 of the Federal Home Loan Bank Act (12 U.S.C. 1445) is amended to read as follows:

**“SEC. 25. SUCCESSION OF FEDERAL HOME LOAN BANKS.**

“Each Federal Home Loan Bank shall have succession until it is voluntarily merged with another Bank under this Act, or until it is merged, reorganized, rehabilitated, liquidated, or otherwise wound up by the Director in accordance with the provisions of section 1367 of the Housing and Community Development Act of 1992, or by further Act of Congress.”

**SEC. 155. CONFORMING AMENDMENTS.**

Title XIII of the Housing and Community Development Act of 1992, as amended by the preceding provisions of this Act, is further amended—

(1) in sections 1365 (12 U.S.C. 4615) through 1369D (12 U.S.C. 4623), but not including section 1367 (12 U.S.C. 4617) as amended by section 154 of this Act—

(A) by striking “An enterprise” each place such term appears and inserting “A regulated entity”;

(B) by striking “an enterprise” each place such term appears and inserting “a regulated entity”;

(C) by striking “the enterprise” each place such term appears and inserting “the regulated entity”;

(2) in section 1366 (12 U.S.C. 4616)—

(A) in subsection (b)(7), by striking “section 1369 (excluding subsection (a)(1) and (2))” and inserting “section 1367”; and

(B) in subsection (d), by striking “the enterprises” and inserting “the regulated entities”;

(3) in section 1368(d) (12 U.S.C. 4618(d)), by striking “Committee on Banking, Finance and Urban Affairs” and inserting “Committee on Financial Services”;

(4) in section 1369C (12 U.S.C. 4622)—

(A) in subsection (a)(4), by striking “activities (including existing and new programs)” and inserting “activities, services, undertakings, and offerings (including existing and new products (as such term is defined in section 1321(f)))”; and

(B) in subsection (c), by striking “any enterprise” and inserting “any regulated entity”; and

(5) in subsections (a) and (d) of section 1369D, by striking “section 1366 or 1367 or action under section 1369)” each place such phrase appears and inserting “section 1367”.

**Subtitle D—Enforcement Actions**

**SEC. 161. CEASE-AND-DESIST PROCEEDINGS.**

Section 1371 of the Housing and Community Development Act of 1992 (12 U.S.C. 4631) is amended—

(1) by striking subsections (a) and (b) and inserting the following new subsections:

“(a) ISSUANCE FOR UNSAFE OR UNSOUND PRACTICES AND VIOLATIONS OF RULES OR LAWS.—If, in the opinion of the Director, a regulated entity or any regulated entity-affiliated party is engaging or has engaged, or the Director has reasonable cause to believe that the regulated entity or any regulated entity-affiliated party is about to engage, in an unsafe or unsound practice in conducting the business of the regulated entity or is violating or has violated, or the Director has reasonable cause to believe that the regulated entity or any regulated entity-affiliated party is about to violate, a law, rule, or regulation, or any condition imposed in writing by the Director in connection with the granting of any application or other request by the regulated entity or any written agreement entered into with the Director, the Director may issue and serve upon the regulated entity or such party a notice of charges in respect thereof. The Director may not, pursuant to this section, enforce compliance with any housing goal established under subpart B of part 2 of subtitle A of this title, with section 1336 or 1337 of this title, with subsection (m) or (n) of section 309 of the Federal National Mortgage Association Charter Act (12 U.S.C. 1723a(m), (n)), with subsection (e) or (f) of section 307 of the Federal Home Loan Mortgage Corporation Act (12 U.S.C. 1456(e), (f)), or with paragraph (5) of section 10(j) of the Federal Home Loan Bank Act (12 U.S.C. 1430(j)).

“(b) ISSUANCE FOR UNSATISFACTORY RATING.—If a regulated entity receives, in its most recent report of examination, a less-than-satisfactory rating for asset quality, management, earnings, or liquidity, the Director may (if the deficiency is not corrected) deem the regulated entity to be engaging in an unsafe or unsound practice for purposes of this subsection.”

(2) in subsection (c)(2), by striking “enterprise, executive officer, or director” and inserting “regulated entity or regulated entity-affiliated party”; and

(3) in subsection (d)—

(A) in the matter preceding paragraph (1), by striking “enterprise, executive officer, or director” and inserting “regulated entity or regulated entity-affiliated party”;

(B) in paragraph (1)—

(i) by striking “an executive officer or a director” and inserting “a regulated entity affiliated party”; and

(ii) by inserting “(including reimbursement of compensation under section 1318)” after “reimbursement”;

(C) in paragraph (6), by striking “and” at the end;

(D) by redesignating paragraph (7) as paragraph (8); and

(E) by inserting after paragraph (6) the following new paragraph:

“(7) to effect an attachment on a regulated entity or regulated entity-affiliated party subject to an order under this section or section 1372; and”.

**SEC. 162. TEMPORARY CEASE-AND-DESIST PROCEEDINGS.**

Section 1372 of the Housing and Community Development Act of 1992 (12 U.S.C. 4632) is amended—

(1) by striking subsection (a) and inserting the following new subsection:

“(a) GROUNDS FOR ISSUANCE.—Whenever the Director determines that the violation or

threatened violation or the unsafe or unsound practice or practices specified in the notice of charges served upon the regulated entity or any regulated entity-affiliated party pursuant to section 1371(a), or the continuation thereof, is likely to cause insolvency or significant dissipation of assets or earnings of the regulated entity, or is likely to weaken the condition of the regulated entity prior to the completion of the proceedings conducted pursuant to sections 1371 and 1373, the Director may issue a temporary order requiring the regulated entity or such party to cease and desist from any such violation or practice and to take affirmative action to prevent or remedy such insolvency, dissipation, condition, or prejudice pending completion of such proceedings. Such order may include any requirement authorized under section 1371(d).”;

(2) in subsection (b), by striking “enterprise, executive officer, or director” and inserting “regulated entity or regulated entity-affiliated party”;

(3) in subsection (d)—

(A) by striking “An enterprise, executive officer, or director” and inserting “A regulated entity or regulated entity-affiliated party”; and

(B) by striking “the enterprise, executive officer, or director” and inserting “the regulated entity or regulated entity-affiliated party”; and

(4) by striking subsection (e) and inserting the following new subsection:

“(e) ENFORCEMENT.—In the case of violation or threatened violation of, or failure to obey, a temporary cease-and-desist order issued pursuant to this section, the Director may apply to the United States District Court for the District of Columbia or the United States district court within the jurisdiction of which the headquarters of the regulated entity is located, for an injunction to enforce such order, and, if the court determines that there has been such violation or threatened violation or failure to obey, it shall be the duty of the court to issue such injunction.”

**SEC. 163. PREJUDGMENT ATTACHMENT.**

The Housing and Community Development Act of 1992 is amended by inserting after section 1375 (12 U.S.C. 4635) the following new section:

**“SEC. 1375A. PREJUDGMENT ATTACHMENT.**

“(a) IN GENERAL.—In any action brought pursuant to this title, or in actions brought in aid of, or to enforce an order in, any administrative or other civil action for money damages, restitution, or civil money penalties brought pursuant to this title, the court may, upon application of the Director or Attorney General, as applicable, issue a restraining order that—

“(1) prohibits any person subject to the proceeding from withdrawing, transferring, removing, dissipating, or disposing of any funds, assets or other property; and

“(2) appoints a person on a temporary basis to administer the restraining order.

“(b) STANDARD.—

“(1) SHOWING.—Rule 65 of the Federal Rules of Civil Procedure shall apply with respect to any proceeding under subsection (a) without regard to the requirement of such rule that the applicant show that the injury, loss, or damage is irreparable and immediate.

“(2) STATE PROCEEDING.—If, in the case of any proceeding in a State court, the court determines that rules of civil procedure available under the laws of such State provide substantially similar protections to a party’s right to due process as Rule 65 (as modified with respect to such proceeding by paragraph (1)), the relief sought under subsection (a) may be requested under the laws of such State.”

**SEC. 164. ENFORCEMENT AND JURISDICTION.**

Section 1375 of the Housing and Community Development Act of 1992 (12 U.S.C. 4635) is amended—

(1) by striking subsection (a) and inserting the following new subsection:

“(a) ENFORCEMENT.—The Director may, in the discretion of the Director, apply to the United States District Court for the District of Columbia, or the United States district court within the jurisdiction of which the headquarters of the regulated entity is located, for the enforcement of any effective and outstanding notice or order issued under this subtitle or subtitle B, or request that the Attorney General of the United States bring such an action. Such court shall have jurisdiction and power to order and require compliance with such notice or order.”; and

(2) in subsection (b), by striking “or 1376” and inserting “1376, or 1377”.

**SEC. 165. CIVIL MONEY PENALTIES.**

Section 1376 of the Housing and Community Development Act of 1992 (12 U.S.C. 4636) is amended—

(1) in subsection (a)—

(A) in the matter preceding paragraph (1), by striking “, or any executive officer or director” and inserting “or any regulated entity affiliated party”; and

(B) in paragraph (1)—

(i) by striking “the Federal National Mortgage Association Charter Act, the Federal Home Loan Mortgage Corporation Act” and inserting “any provision of any of the authorizing statutes”;

(ii) by striking “or Act” and inserting “or statute”;

(iii) by striking “or subsection” and inserting “, subsection”;

(iv) by inserting “, or paragraph (5) or (12) of section 10(j) of the Federal Home Loan Bank Act” before the semicolon at the end;

(2) by striking subsection (b) and inserting the following new subsection:

“(b) AMOUNT OF PENALTY.—

“(1) FIRST TIER.—Any regulated entity which, or any regulated entity-affiliated party who—

“(A) violates any provision of this title, any provision of any of the authorizing statutes, or any order, condition, rule, or regulation under any such title or statute, except that the Director may not, pursuant to this section, enforce compliance with any housing goal established under subpart B of part 2 of subtitle A of this title, with section 1336 or 1337 of this title, with subsection (m) or (n) of section 309 of the Federal National Mortgage Association Charter Act (12 U.S.C. 1723a(m), (n)), with subsection (e) or (f) of section 307 of the Federal Home Loan Mortgage Corporation Act (12 U.S.C. 1456(e), (f)), or with paragraph (5) or (12) of section 10(j) of the Federal Home Loan Bank Act;

“(B) violates any final or temporary order or notice issued pursuant to this title;

“(C) violates any condition imposed in writing by the Director in connection with the grant of any application or other request by such regulated entity; or

“(D) violates any written agreement between the regulated entity and the Director, shall forfeit and pay a civil money penalty of not more than \$10,000 for each day during which such violation continues.

“(2) SECOND TIER.—Notwithstanding paragraph (1)—

“(A) if a regulated entity, or a regulated entity-affiliated party—

“(i) commits any violation described in any subparagraph of paragraph (1);

“(ii) recklessly engages in an unsafe or unsound practice in conducting the affairs of such regulated entity; or

“(iii) breaches any fiduciary duty; and

“(B) the violation, practice, or breach—

“(i) is part of a pattern of misconduct;

“(ii) causes or is likely to cause more than a minimal loss to such regulated entity; or

“(iii) results in pecuniary gain or other benefit to such party,

the regulated entity or regulated entity-affiliated party shall forfeit and pay a civil penalty of not more than \$50,000 for each day during which such violation, practice, or breach continues.

“(3) THIRD TIER.—Notwithstanding paragraphs (1) and (2), any regulated entity which, or any regulated entity-affiliated party who—

“(A) knowingly—

“(i) commits any violation or engages in any conduct described in any subparagraph of paragraph (1);

“(ii) engages in any unsafe or unsound practice in conducting the affairs of such regulated entity; or

“(iii) breaches any fiduciary duty; and

“(B) knowingly or recklessly causes a substantial loss to such regulated entity or a substantial pecuniary gain or other benefit to such party by reason of such violation, practice, or breach, shall forfeit and pay a civil penalty in an amount not to exceed the applicable maximum amount determined under paragraph (4) for each day during which such violation, practice, or breach continues.

“(4) MAXIMUM AMOUNTS OF PENALTIES FOR ANY VIOLATION DESCRIBED IN PARAGRAPH (3).—The maximum daily amount of any civil penalty which may be assessed pursuant to paragraph (3) for any violation, practice, or breach described in such paragraph is—

“(A) in the case of any person other than a regulated entity, an amount not to exceed \$2,000,000; and

“(B) in the case of any regulated entity, \$2,000,000.”;

(3) in subsection (c)(1)(B), by striking “enterprise, executive officer, or director” and inserting “regulated entity or regulated entity-affiliated party”;

(4) in subsection (d), by striking the first sentence and inserting the following: “If a regulated entity or regulated entity-affiliated party fails to comply with an order of the Director imposing a civil money penalty under this section, after the order is no longer subject to review as provided under subsection (c)(1) and section 1374, the Director may, in the discretion of the Director, bring an action in the United States District Court for the District of Columbia, or the United States district court within the jurisdiction of which the headquarters of the regulated entity is located, to obtain a monetary judgment against the regulated entity or regulated entity affiliated party and such other relief as may be available, or request that the Attorney General of the United States bring such an action.”; and

(5) in subsection (g), by striking “subsection (b)(3)” and inserting “this section, unless authorized by the Director by rule, regulation, or order”.

**SEC. 166. REMOVAL AND PROHIBITION AUTHORITY.**

(a) IN GENERAL.—Subtitle C of title XIII of the Housing and Community Development Act of 1992 is amended—

(1) by redesignating sections 1377, 1378, 1379, 1379A, and 1379B (12 U.S.C. 4637–41) as sections 1379, 1379A, 1379B, 1379C, and 1379D, respectively; and

(2) by inserting after section 1376 (12 U.S.C. 4636) the following new section:

**“SEC. 1377. REMOVAL AND PROHIBITION AUTHORITY.**

“(a) AUTHORITY TO ISSUE ORDER.—Whenever the Director determines that—

“(1) any regulated entity-affiliated party has, directly or indirectly—

“(A) violated—

“(i) any law or regulation;

“(ii) any cease-and-desist order which has become final;

“(iii) any condition imposed in writing by the Director in connection with the grant of any application or other request by such regulated entity; or

“(iv) any written agreement between such regulated entity and the Director;

“(B) engaged or participated in any unsafe or unsound practice in connection with any regulated entity; or

“(C) committed or engaged in any act, omission, or practice which constitutes a breach of such party’s fiduciary duty;

“(2) by reason of the violation, practice, or breach described in any subparagraph of paragraph (1)—

“(A) such regulated entity has suffered or will probably suffer financial loss or other damage; or

“(B) such party has received financial gain or other benefit by reason of such violation, practice, or breach; and

“(3) such violation, practice, or breach—

“(A) involves personal dishonesty on the part of such party; or

“(B) demonstrates willful or continuing disregard by such party for the safety or soundness of such regulated entity, the Director may serve upon such party a written notice of the Director’s intention to remove such party from office or to prohibit any further participation by such party, in any manner, in the conduct of the affairs of any regulated entity.

“(b) SUSPENSION ORDER.—

“(1) SUSPENSION OR PROHIBITION AUTHORITY.—If the Director serves written notice under subsection (a) to any regulated entity-affiliated party of the Director’s intention to issue an order under such subsection, the Director may—

“(A) suspend such party from office or prohibit such party from further participation in any manner in the conduct of the affairs of the regulated entity, if the Director—

“(i) determines that such action is necessary for the protection of the regulated entity; and

“(ii) serves such party with written notice of the suspension order; and

“(B) prohibit the regulated entity from releasing to or on behalf of the regulated entity-affiliated party any compensation or other payment of money or other thing of current or potential value in connection with any resignation, removal, retirement, or other termination of employment or office of the party.

“(2) EFFECTIVE PERIOD.—Any suspension order issued under this subsection—

“(A) shall become effective upon service; and

“(B) unless a court issues a stay of such order under subsection (g) of this section, shall remain in effect and enforceable until—

“(i) the date the Director dismisses the charges contained in the notice served under subsection (a) with respect to such party; or

“(ii) the effective date of an order issued by the Director to such party under subsection (a).

“(3) COPY OF ORDER.—If the Director issues a suspension order under this subsection to any regulated entity-affiliated party, the Director shall serve a copy of such order on any regulated entity with which such party is affiliated at the time such order is issued.

“(c) NOTICE, HEARING, AND ORDER.—A notice of intention to remove a regulated entity-affiliated party from office or to prohibit such party from participating in the conduct of the affairs of a regulated entity shall contain a statement of the facts constituting grounds for such action, and shall fix a time and place at which a hearing will be held on

such action. Such hearing shall be fixed for a date not earlier than 30 days nor later than 60 days after the date of service of such notice, unless an earlier or a later date is set by the Director at the request of (1) such party, and for good cause shown, or (2) the Attorney General of the United States. Unless such party shall appear at the hearing in person or by a duly authorized representative, such party shall be deemed to have consented to the issuance of an order of such removal or prohibition. In the event of such consent, or if upon the record made at any such hearing the Director shall find that any of the grounds specified in such notice have been established, the Director may issue such orders of suspension or removal from office, or prohibition from participation in the conduct of the affairs of the regulated entity, as it may deem appropriate, together with an order prohibiting compensation described in subsection (b)(1)(B). Any such order shall become effective at the expiration of 30 days after service upon such regulated entity and such party (except in the case of an order issued upon consent, which shall become effective at the time specified therein). Such order shall remain effective and enforceable except to such extent as it is stayed, modified, terminated, or set aside by action of the Director or a reviewing court.

“(d) PROHIBITION OF CERTAIN SPECIFIC ACTIVITIES.—Any person subject to an order issued under this section shall not—

“(1) participate in any manner in the conduct of the affairs of any regulated entity;

“(2) solicit, procure, transfer, attempt to transfer, vote, or attempt to vote any proxy, consent, or authorization with respect to any voting rights in any regulated entity;

“(3) violate any voting agreement previously approved by the Director; or

“(4) vote for a director, or serve or act as a regulated entity-affiliated party.

“(e) INDUSTRY-WIDE PROHIBITION.—

“(1) IN GENERAL.—Except as provided in paragraph (2), any person who, pursuant to an order issued under this section, has been removed or suspended from office in a regulated entity or prohibited from participating in the conduct of the affairs of a regulated entity may not, while such order is in effect, continue or commence to hold any office in, or participate in any manner in the conduct of the affairs of, any regulated entity.

“(2) EXCEPTION IF DIRECTOR PROVIDES WRITTEN CONSENT.—If, on or after the date an order is issued under this section which removes or suspends from office any regulated entity-affiliated party or prohibits such party from participating in the conduct of the affairs of a regulated entity, such party receives the written consent of the Director, the order shall, to the extent of such consent, cease to apply to such party with respect to the regulated entity described in the written consent. If the Director grants such a written consent, it shall publicly disclose such consent.

“(3) VIOLATION OF PARAGRAPH (1) TREATED AS VIOLATION OF ORDER.—Any violation of paragraph (1) by any person who is subject to an order described in such subsection shall be treated as a violation of the order.

“(f) APPLICABILITY.—This section shall only apply to a person who is an individual, unless the Director specifically finds that it should apply to a corporation, firm, or other business enterprise.

“(g) STAY OF SUSPENSION AND PROHIBITION OF REGULATED ENTITY-AFFILIATED PARTY.—Within 10 days after any regulated entity-affiliated party has been suspended from office and/or prohibited from participation in the conduct of the affairs of a regulated entity under this section, such party may apply to the United States District Court for the District of Columbia, or the

United States district court for the judicial district in which the headquarters of the regulated entity is located, for a stay of such suspension and/or prohibition and any prohibition under subsection (b)(1)(B) pending the completion of the administrative proceedings pursuant to the notice served upon such party under this section, and such court shall have jurisdiction to stay such suspension and/or prohibition.

“(h) SUSPENSION OR REMOVAL OF REGULATED ENTITY-AFFILIATED PARTY CHARGED WITH FELONY.—

“(1) SUSPENSION OR PROHIBITION.—

“(A) IN GENERAL.—Whenever any regulated entity-affiliated party is charged in any information, indictment, or complaint, with the commission of or participation in a crime involving dishonesty or breach of trust which is punishable by imprisonment for a term exceeding one year under State or Federal law, the Director may, if continued service or participation by such party may pose a threat to the regulated entity or impair public confidence in the regulated entity, by written notice served upon such party—

“(i) suspend such party from office or prohibit such party from further participation in any manner in the conduct of the affairs of any regulated entity; and

“(ii) prohibit the regulated entity from releasing to or on behalf of the regulated entity-affiliated party any compensation or other payment of money or other thing of current or potential value in connection with the period of any such suspension or with any resignation, removal, retirement, or other termination of employment or office of the party.

“(B) PROVISIONS APPLICABLE TO NOTICE.—

“(1) COPY.—A copy of any notice under paragraph (1)(A) shall also be served upon the regulated entity.

“(i) EFFECTIVE PERIOD.—A suspension or prohibition under subparagraph (A) shall remain in effect until the information, indictment, or complaint referred to in such subparagraph is finally disposed of or until terminated by the Director.

“(2) REMOVAL OR PROHIBITION.—

“(A) IN GENERAL.—If a judgment of conviction or an agreement to enter a pretrial diversion or other similar program is entered against a regulated entity-affiliated party in connection with a crime described in paragraph (1)(A), at such time as such judgment is not subject to further appellate review, the Director may, if continued service or participation by such party may pose a threat to the regulated entity or impair public confidence in the regulated entity, issue and serve upon such party an order that—

“(i) removes such party from office or prohibits such party from further participation in any manner in the conduct of the affairs of the regulated entity without the prior written consent of the Director; and

“(ii) prohibits the regulated entity from releasing to or on behalf of the regulated entity-affiliated party any compensation or other payment of money or other thing of current or potential value in connection with the termination of employment or office of the party.

“(B) PROVISIONS APPLICABLE TO ORDER.—

“(1) COPY.—A copy of any order under paragraph (2)(A) shall also be served upon the regulated entity, whereupon the regulated entity-affiliated party who is subject to the order (if a director or an officer) shall cease to be a director or officer of such regulated entity.

“(ii) EFFECT OF ACQUITTAL.—A finding of not guilty or other disposition of the charge shall not preclude the Director from instituting proceedings after such finding or disposition to remove such party from office or to prohibit further participation in regulated entity affairs, and to prohibit compensation

or other payment of money or other thing of current or potential value in connection with any resignation, removal, retirement, or other termination of employment or office of the party, pursuant to subsections (a), (d), or (e) of this section.

“(iii) EFFECTIVE PERIOD.—Any notice of suspension or order of removal issued under this subsection shall remain effective and outstanding until the completion of any hearing or appeal authorized under paragraph (4) unless terminated by the Director.

“(3) AUTHORITY OF REMAINING BOARD MEMBERS.—If at any time, because of the suspension of one or more directors pursuant to this section, there shall be on the board of directors of a regulated entity less than a quorum of directors not so suspended, all powers and functions vested in or exercisable by such board shall vest in and be exercisable by the director or directors on the board not so suspended, until such time as there shall be a quorum of the board of directors. In the event all of the directors of a regulated entity are suspended pursuant to this section, the Director shall appoint persons to serve temporarily as directors in their place and stead pending the termination of such suspensions, or until such time as those who have been suspended cease to be directors of the regulated entity and their respective successors take office.

“(4) HEARING REGARDING CONTINUED PARTICIPATION.—Within 30 days from service of any notice of suspension or order of removal issued pursuant to paragraph (1) or (2) of this subsection, the regulated entity-affiliated party concerned may request in writing an opportunity to appear before the Director to show that the continued service to or participation in the conduct of the affairs of the regulated entity by such party does not, or is not likely to, pose a threat to the interests of the regulated entity or threaten to impair public confidence in the regulated entity. Upon receipt of any such request, the Director shall fix a time (not more than 30 days after receipt of such request, unless extended at the request of such party) and place at which such party may appear, personally or through counsel, before one or more members of the Director or designated employees of the Director to submit written materials (or, at the discretion of the Director, oral testimony) and oral argument. Within 60 days of such hearing, the Director shall notify such party whether the suspension or prohibition from participation in any manner in the conduct of the affairs of the regulated entity will be continued, terminated, or otherwise modified, or whether the order removing such party from office or prohibiting such party from further participation in any manner in the conduct of the affairs of the regulated entity, and prohibiting compensation in connection with termination will be rescinded or otherwise modified. Such notification shall contain a statement of the basis for the Director's decision, if adverse to such party. The Director is authorized to prescribe such rules as may be necessary to effectuate the purposes of this subsection.

“(1) HEARINGS AND JUDICIAL REVIEW.—

“(1) VENUE AND PROCEDURE.—Any hearing provided for in this section shall be held in the District of Columbia or in the Federal judicial district in which the headquarters of the regulated entity is located, unless the party afforded the hearing consents to another place, and shall be conducted in accordance with the provisions of chapter 5 of title 5, United States Code. After such hearing, and within 90 days after the Director has notified the parties that the case has been submitted to it for final decision, it shall render its decision (which shall include findings of fact upon which its decision is predicated) and shall issue and serve upon each party to the proceeding an order or orders

consistent with the provisions of this section. Judicial review of any such order shall be exclusively as provided in this subsection. Unless a petition for review is timely filed in a court of appeals of the United States, as provided in paragraph (2), and thereafter until the record in the proceeding has been filed as so provided, the Director may at any time, upon such notice and in such manner as it shall deem proper, modify, terminate, or set aside any such order. Upon such filing of the record, the Director may modify, terminate, or set aside any such order with permission of the court.

**"(2) REVIEW OF ORDER.**—Any party to any proceeding under paragraph (1) may obtain a review of any order served pursuant to paragraph (1) (other than an order issued with the consent of the regulated entity or the regulated entity-affiliated party concerned, or an order issued under subsection (h) of this section) by the filing in the United States Court of Appeals for the District of Columbia Circuit or court of appeals of the United States for the circuit in which the headquarters of the regulated entity is located, within 30 days after the date of service of such order, a written petition praying that the order of the Director be modified, terminated, or set aside. A copy of such petition shall be forthwith transmitted by the clerk of the court to the Director, and thereupon the Director shall file in the court the record in the proceeding, as provided in section 2112 of title 28, United States Code. Upon the filing of such petition, such court shall have jurisdiction, which upon the filing of the record shall (except as provided in the last sentence of paragraph (1)) be exclusive, to affirm, modify, terminate, or set aside, in whole or in part, the order of the Director. Review of such proceedings shall be had as provided in chapter 7 of title 5, United States Code. The judgment and decree of the court shall be final, except that the same shall be subject to review by the Supreme Court upon certiorari, as provided in section 1254 of title 28, United States Code.

**"(3) PROCEEDINGS NOT TREATED AS STAY.**—The commencement of proceedings for judicial review under paragraph (2) shall not, unless specifically ordered by the court, operate as a stay of any order issued by the Director."

**(b) CONFORMING AMENDMENTS.**—

(1) 1992 ACT.—Section 1317(f) of the Housing and Community Development Act of 1992 (12 U.S.C. 4517(f)) is amended by striking "section 1379B" and inserting "section 1379D".

(2) FANNIE MAE CHARTER ACT.—The second sentence of subsection (b) of section 308 of the Federal National Mortgage Association Charter Act (12 U.S.C. 1723(b)) is amended by striking "The" and inserting "Except to the extent that action under section 1377 of the Housing and Community Development Act of 1992 temporarily results in a lesser number, the".

(3) FREDDIE MAC ACT.—The second sentence of subparagraph (A) of section 303(a)(2) of the Federal Home Loan Mortgage Corporation Act (12 U.S.C. 1452(a)(2)(A)) is amended by striking "The" and inserting "Except to the extent that action under section 1377 of the Housing and Community Development Act of 1992 temporarily results in a lesser number, the".

**SEC. 167. CRIMINAL PENALTY.**

Subtitle C of title XIII of the Housing and Community Development Act of 1992 (12 U.S.C. 4631 et seq.) is amended by inserting after section 1377 (as added by the preceding provisions of this Act) the following new section:

**"SEC. 1378. CRIMINAL PENALTY.**

"Whoever, being subject to an order in effect under section 1377, without the prior

written approval of the Director, knowingly participates, directly or indirectly, in any manner (including by engaging in an activity specifically prohibited in such an order) in the conduct of the affairs of any regulated entity shall, notwithstanding section 3571 of title 18, be fined not more than \$1,000,000, imprisoned for not more than 5 years, or both."

**SEC. 168. SUBPOENA AUTHORITY.**

Section 1379D(c) of the Housing and Community Development Act of 1992 (12 U.S.C. 4641(c)), as so redesignated by section 166(a)(1) of this Act, is further amended—

(1) by striking "request the Attorney General of the United States to" and inserting ", in the discretion of the Director,";

(2) by inserting "or request that the Attorney General of the United States bring such an action," after "District of Columbia,"; and

(3) by striking "or may, under the direction and control of the Attorney General, bring such an action".

**SEC. 169. CONFORMING AMENDMENTS.**

Subtitle C of title XIII of the Housing and Community Development Act of 1992 (12 U.S.C. 4631 et seq.), as amended by the preceding provisions of this Act, is amended—

(1) in section 1372(c)(1) (12 U.S.C. 4632(c)), by striking "that enterprise" and inserting "that regulated entity";

(2) in section 1379 (12 U.S.C. 4637), as so redesignated by section 166(a)(1) of this Act—

(A) by inserting ", or of a regulated entity-affiliated party," before "shall not affect"; and

(B) by striking "such director or executive officer" each place such term appears and inserting "such director, executive officer, or regulated entity-affiliated party";

(3) in section 1379A (12 U.S.C. 4638), as so redesignated by section 166(a)(1) of this Act, by inserting "or against a regulated entity-affiliated party," before "or impair";

(4) by striking "An enterprise" each place such term appears in such subtitle and inserting "A regulated entity";

(5) by striking "an enterprise" each place such term appears in such subtitle and inserting "a regulated entity";

(6) by striking "the enterprise" each place such term appears in such subtitle and inserting "the regulated entity"; and

(7) by striking "any enterprise" each place such term appears in such subtitle and inserting "any regulated entity".

**Subtitle E—General Provisions**

**SEC. 181. BOARDS OF ENTERPRISES.**

**(a) FANNIE MAE.**—

(1) IN GENERAL.—Section 308(b) of the Federal National Mortgage Association Charter Act (12 U.S.C. 1723(b)) is amended—

(A) in the first sentence, by striking "eighteen persons, five of whom shall be appointed annually by the President of the United States, and the remainder of whom" and inserting "13 persons, or such other number that the Director determines appropriate, who";

(B) in the second sentence, by striking "appointed by the President";

(C) in the third sentence—

(i) by striking "appointed or"; and

(ii) by striking ", except that any such appointed member may be removed from office by the President for good cause";

(D) in the fourth sentence, by striking "elective"; and

(E) by striking the fifth sentence.

(2) TRANSITIONAL PROVISION.—The amendments made by paragraph (1) shall not apply to any appointed position of the board of directors of the Federal National Mortgage Association until the expiration of the annual term for such position during which the effective date under Section 185 occurs.

**(b) FREDDIE MAC.**—

(1) IN GENERAL.—Section 303(a)(2) of the Federal Home Loan Mortgage Corporation Act (12 U.S.C. 1452(a)(2)) is amended—

(A) in subparagraph (A)—

(i) in the first sentence, by striking "18 persons, 5 of whom shall be appointed annually by the President of the United States and the remainder of whom" and inserting "13 persons, or such other number as the Director determines appropriate, who"; and

(ii) in the second sentence, by striking "appointed by the President of the United States";

(B) in subparagraph (B)—

(i) by striking "such or"; and

(ii) by striking ", except that any appointed member may be removed from office by the President for good cause"; and

(C) in subparagraph (C)—

(i) by striking the first sentence; and

(ii) by striking "elective".

(2) TRANSITIONAL PROVISION.—The amendments made by paragraph (1) shall not apply to any appointed position of the board of directors of the Federal Home Loan Mortgage Corporation until the expiration of the annual term for such position during which the effective date under Section 185 occurs.

**SEC. 182. REPORT ON PORTFOLIO OPERATIONS, SAFETY AND SOUNDNESS, AND MIS-  
SION OF ENTERPRISES.**

Not later than the expiration of the 12-month period beginning on the effective date under section 185, the Director of the Federal Housing Finance Agency shall submit a report to the Congress which shall include—

(1) a description of the portfolio holdings of the enterprises (as such term is defined in section 1303 of the Housing and Community Development Act of 1992 (12 U.S.C. 4502) in mortgages (including whole loans and mortgage-backed securities), non-mortgages, and other assets;

(2) a description of the risk implications for the enterprises of such holdings and the consequent risk management undertaken by the enterprises (including the use of derivatives for hedging purposes), compared with off-balance sheet liabilities of the enterprises (including mortgage-backed securities guaranteed by the enterprises);

(3) an analysis of portfolio holdings for safety and soundness purposes;

(4) an assessment of whether portfolio holdings fulfill the mission purposes of the enterprises under the Federal National Mortgage Association Charter Act and the Federal Home Loan Mortgage Corporation Act; and

(5) an analysis of the potential systemic risk implications for the enterprises, the housing and capital markets, and the financial system of portfolio holdings, and whether such holdings should be limited or reduced over time.

**SEC. 183. CONFORMING AND TECHNICAL AMENDMENTS.**

(a) 1992 ACT.—Title XIII of the Housing and Community Development Act of 1992 is amended by striking section 1383 (12 U.S.C. 1451 note).

(b) TITLE 18, UNITED STATES CODE.—Section 1905 of title 18, United States Code, is amended by striking "Office of Federal Housing Enterprise Oversight" and inserting "Federal Housing Finance Agency".

(c) FLOOD DISASTER PROTECTION ACT OF 1973.—Section 102(f)(3)(A) of the Flood Disaster Protection Act of 1973 (42 U.S.C. 4012a(f)(3)(A)) is amended by striking "Director of the Office of Federal Housing Enterprise Oversight of the Department of Housing and Urban Development" and inserting "Director of the Federal Housing Finance Agency".

(d) DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT ACT.—Section 5 of the Department of Housing and Urban Development Act

(42 U.S.C. 3534) is amended by striking subsection (d).

(e) TITLE 5, UNITED STATES CODE.—

(1) DIRECTOR'S PAY RATE.—Section 5313 of title 5, United States Code, is amended by striking the item relating to the Director of the Office of Federal Housing Enterprise Oversight, Department of Housing and Urban Development and inserting the following new item:

“Director of the Federal Housing Finance Agency.”.

(2) EXCLUSION FROM SENIOR EXECUTIVE SERVICE.—Section 3132(a)(1)(D) of title 5, United States Code, is amended—

(A) by striking “the Federal Housing Finance Board,”; and

(B) by striking “the Office of Federal Housing Enterprise Oversight of the Department of Housing and Urban Development” and inserting “the Federal Housing Finance Agency”.

(f) INSPECTOR GENERAL ACT OF 1978.—Section 8G(a)(2) of the Inspector General Act of 1978 (5 U.S.C. App.) is amended by striking “Federal Housing Finance Board” and inserting “Federal Housing Finance Agency”.

(g) FEDERAL DEPOSIT INSURANCE ACT.—Section 11(t)(2)(A) of the Federal Deposit Insurance Act (12 U.S.C.1821(t)(2)(A)) is amended by adding at the end the following new clause:

“(vii) The Federal Housing Finance Agency.”.

(h) 1997 EMERGENCY SUPPLEMENTAL APPROPRIATIONS ACT.—Section 10001 of the 1997 Emergency Supplemental Appropriations Act for Recovery From Natural Disasters, and for Overseas Peacekeeping Efforts, Including Those in Bosnia (42 U.S.C. 3548) is amended—

(1) by striking “the Government National Mortgage Association, and the Office of Federal Housing Enterprise Oversight” and inserting “and the Government National Mortgage Association”; and

(2) by striking “, the Government National Mortgage Association, or the Office of Federal Housing Enterprise Oversight” and inserting “or the Government National Mortgage Association”.

(i) NATIONAL HOMEOWNERSHIP TRUST ACT.—Section 302(b)(4) of the Cranston-Gonzalez National Affordable Housing Act (42 U.S.C. 12851(b)(4)) is amended by striking “the chairperson of the Federal Housing Finance Board” and inserting “the Director of the Federal Housing Finance Agency”.

**SEC. 184. STUDY OF ALTERNATIVE SECONDARY MARKET SYSTEMS.**

(a) IN GENERAL.—The Director of the Federal Housing Finance Agency, in consultation with the Board of Governors of the Federal Reserve System, the Secretary of the Treasury, and the Secretary of Housing and Urban Development, shall conduct a comprehensive study of the effects on financial and housing finance markets of alternatives to the current secondary market system for housing finance, taking into consideration changes in the structure of financial and housing finance markets and institutions since the creation of the Federal National Mortgage Association and the Federal Home Loan Mortgage Corporation.

(b) CONTENTS.—The study under this section shall—

(1) include, among the alternatives to the current secondary market system analyzed—

(A) repeal of the chartering Acts for the Federal National Mortgage Association and the Federal Home Loan Mortgage Corporation;

(B) establishing bank-like mechanisms for granting new charters for limited purposed mortgage securitization entities;

(C) permitting the Director of the Federal Housing Finance Agency to grant new

charters for limited purpose mortgage securitization entities, which shall include analyzing the terms on which such charters should be granted, including whether such charters should be sold, or whether such charters and the charters for the Federal National Mortgage Association and the Federal Home Loan Mortgage Corporation should be taxed or otherwise assessed a monetary price; and

(D) such other alternatives as the Director considers appropriate;

(2) examine all of the issues involved in making the transition to a completely private secondary mortgage market system;

(3) examine the technological advancements the private sector has made in providing liquidity in the secondary mortgage market and how such advancements have affected liquidity in the secondary mortgage market; and

(4) examine how taxpayers would be impacted by each alternative system, including the complete privatization of the Federal National Mortgage Association and the Federal Home Loan Mortgage Corporation.

(c) REPORT.—The Director of the Federal Housing Finance Agency shall submit a report to the Congress on the study not later than the expiration of the 24-month period beginning on the effective date under section 185.

**SEC. 185. EFFECTIVE DATE.**

Except as specifically provided otherwise in this title, this title shall take effect on and the amendments made by this title shall take effect on, and shall apply beginning on, the expiration of the 6-month period beginning on the date of the enactment of this Act.

**TITLE II—FEDERAL HOME LOAN BANKS**

**SEC. 201. DEFINITIONS.**

Section 2 of the Federal Home Loan Bank Act (12 U.S.C. 1422) is amended—

(1) by striking paragraphs (1), (10), and (11);

(2) by redesignating paragraphs (2) through (9) as paragraphs (1) through (8), respectively;

(3) by redesignating paragraphs (12) and (13) as paragraphs (9) and (10), respectively; and

(4) by adding at the end the following:

“(11) DIRECTOR.—The term ‘Director’ means the Director of the Federal Housing Finance Agency.

“(12) AGENCY.—The term ‘Agency’ means the Federal Housing Finance Agency.”.

**SEC. 202. DIRECTORS.**

(a) ELECTION.—Section 7 of the Federal Home Loan Bank Act (12 U.S.C. 1427) is amended—

(1) by striking subsection (a) and inserting the following:

“(a) NUMBER; ELECTION; QUALIFICATIONS; CONFLICTS OF INTEREST.—

“(1) IN GENERAL.—The management of each Federal Home Loan Bank shall be vested in a board of 13 directors, or such other number as the Director determines appropriate, each of whom shall be a citizen of the United States. All directors of a Bank who are not independent directors pursuant to paragraph (3) shall be elected by the members.

“(2) MEMBER DIRECTORS.—A majority of the directors of each Bank shall be officers or directors of a member of such Bank that is located in the district in which such Bank is located.

“(3) INDEPENDENT DIRECTORS.—At least two-fifths of the directors of each Bank shall be independent directors, who shall be appointed by the Director of the Federal Housing Finance Agency from a list of individuals recommended by the Federal Housing Enterprise Board. The Federal Housing Enterprise

Board may recommend individuals who are identified by the Board's own independent process or included on a list of individuals recommended by the board of directors of the Bank involved, which shall be submitted to the Federal Housing Enterprise Board by such board of directors. The number of individuals on any such list submitted by a Bank's board of directors shall be equal to at least two times the number of independent directorships to be filled. All independent directors appointed shall meet the following criteria:

“(A) IN GENERAL.—Each independent director shall be a bona fide resident of the district in which such Bank is located.

“(B) PUBLIC INTEREST DIRECTORS.—At least 2 of the independent directors under this paragraph of each Bank shall be representatives chosen from organizations with more than a 2-year history of representing consumer or community interests on banking services, credit needs, housing, community development, economic development, or financial consumer protections.

“(C) OTHER DIRECTORS.—

“(i) QUALIFICATIONS.—Each independent director that is not a public interest director under subparagraph (B) shall have demonstrated knowledge of, or experience in, financial management, auditing and accounting, risk management practices, derivatives, project development, or organizational management, or such other knowledge or expertise as the Director may provide by regulation.

“(ii) CONSULTATION WITH BANKS.—In appointing other directors to serve on the board of a Federal home loan bank, the Director of the Federal Housing Finance Agency may consult with each Federal home loan bank about the knowledge, skills, and expertise needed to assist the board in better fulfilling its responsibilities.

“(D) CONFLICTS OF INTEREST.—Notwithstanding subsection (f)(2), an independent director under this paragraph of a Bank may not, during such director's term of office, serve as an officer of any Federal Home Loan Bank or as a director or officer of any member of a Bank.

“(E) COMMUNITY DEMOGRAPHICS.—In appointing independent directors of a Bank pursuant to this paragraph, the Director shall take into consideration the demographic makeup of the community most served by the Affordable Housing Program of the Bank pursuant to section 10(j).”.

(2) in the first sentence of subsection (b), by striking “elective directorship” and inserting “member directorship established pursuant to subsection (a)(2)”;

(3) in subsection (c)—

(A) by striking “elective” each place such term appears and inserting “member”, except—

(i) in the second sentence, the second place such term appears; and

(ii) each place such term appears in the fifth sentence;

(B) in the first sentence, by inserting after “less than one” the following: “or two, as determined by the board of directors of the appropriate Federal home loan bank,”; and

(C) in the second sentence—

(i) by inserting “(A) except as provided in clause (B) of this sentence,” before “if at any time”; and

(ii) by inserting before the period at the end the following: “, and (B) clause (A) of this sentence shall not apply to the directorships of any Federal home loan bank resulting from the merger of any two or more such banks”; and

(4) by striking “elective” each place such term appears (except in subsections (c), (e), and (f)).

(b) TERMS.—



(1) IN GENERAL.—Section 7(d) of the Federal Home Loan Bank Act (12 U.S.C. 1427(d)) is amended—

(A) in the first sentence, by striking “3 years” and inserting “4 years”; and

(B) in the second sentence—

(i) by striking “Federal Home Loan Bank System Modernization Act of 1999” and inserting “Federal Housing Finance Reform Act of 2007”; and

(ii) by striking “1/3” and inserting “1/4”.

(2) SAVINGS PROVISION.—The amendments made by paragraph (1) shall not apply to the term of office of any director of a Federal home loan bank who is serving as of the effective date of this title under section 211, including any director elected to fill a vacancy in any such office.

(c) CONTINUED SERVICE OF INDEPENDENT DIRECTORS AFTER EXPIRATION OF TERM.—Section 7(f)(2) of the Federal Home Loan Bank Act (12 U.S.C. 1427(f)(2)) is amended—

(1) in the second sentence, by striking “or the term of such office expires, whichever occurs first”;

(2) by adding at the end the following new sentence: “An independent Bank director may continue to serve as a director after the expiration of the term of such director until a successor is appointed.”;

(3) in the paragraph heading, by striking “APPOINTED” and inserting “INDEPENDENT”;

(4) by striking “appointive” each place such term appears and inserting “independent”.

(d) CONFORMING AMENDMENTS.—Section 7(f)(3) of the Federal Home Loan Bank Act (12 U.S.C. 1427(f)(3)) is amended—

(1) in the paragraph heading, by striking “ELECTED” and inserting “MEMBER”; and

(2) by striking “elective” each place such term appears in the first and third sentences and inserting “member”.

(e) COMPENSATION.—Subsection (i) of section 7 of the Federal Home Loan Bank Act (12 U.S.C. 1427(i)) is amended to read as follows:

“(i) DIRECTORS’ COMPENSATION.—

“(1) IN GENERAL.—Each Federal home loan bank may pay the directors on the board of directors for the bank reasonable and appropriate compensation for the time required of such directors, and reasonable and appropriate expenses incurred by such directors, in connection with service on the board of directors, in accordance with resolutions adopted by the board of directors and subject to the approval of the Director.

“(2) ANNUAL REPORT BY THE BOARD.—The Director shall include, in the annual report submitted to the Congress pursuant to section 1319B of the Federal Housing Enterprises Financial Safety and Soundness Act of 1992, information regarding the compensation and expenses paid by the Federal home loan banks to the directors on the boards of directors of the banks.”.

(f) TRANSITION RULE.—Any member of the board of directors of a Federal Home Loan Bank serving as of the effective date under section 211 may continue to serve as a member of such board of directors for the remainder of the term of such office as provided in section 7 of the Federal Home Loan Bank Act, as in effect before such effective date.

#### SEC. 203. FEDERAL HOUSING FINANCE AGENCY OVERSIGHT OF FEDERAL HOME LOAN BANKS.

The Federal Home Loan Bank Act (12 U.S.C. 1421 et seq.), other than in provisions of that Act added or amended otherwise by this Act, is amended—

(1) by striking sections 2A and 2B (12 U.S.C. 1422a, 1422b);

(2) in section 6 (12 U.S.C. 1426(b)(1))—

(A) in subsection (b)(1), in the matter preceding subparagraph (A), by striking “Fi-

nance Board approval” and inserting “approval by the Director”; and

(B) in each of subsections (c)(4)(B) and (d)(2), by striking “Finance Board regulations” each place that term appears and inserting “regulations of the Director”;

(3) in section 8 (12 U.S.C. 1428), in the section heading, by striking “BY THE BOARD”;

(4) in section 10(b) (12 U.S.C. 1430(b)), by striking “by formal resolution”;

(5) in section 10 (12 U.S.C. 1430), by adding at the end the following new subsection:

“(k) MONITORING AND ENFORCING COMPLIANCE WITH AFFORDABLE HOUSING AND COMMUNITY INVESTMENT PROGRAM REQUIREMENTS.—The requirements under subsection (i) and (j) that the Banks establish Community Investment and Affordable Housing Programs, respectively, and contribute to the Affordable Housing Program, shall be enforceable by the Director with respect to the Banks in the same manner and to the same extent as the housing goals under subpart B of part 2 of subtitle A of title XIII of the Housing and Community Development Act of 1992 (12 U.S.C. 4561 et seq.) are enforceable under section 1336 of such Act with respect to the Federal National Mortgage Association and the Federal Home Loan Mortgage Corporation.”;

(6) in section 11 (12 U.S.C. 1431)—

(A) in subsection (b)—

(i) in the first sentence—

(I) by striking “The Board” and inserting “The Office of Finance, as agent for the Banks.”; and

(II) by striking “the Board” and inserting “such Office”; and

(ii) in the second and fourth sentences, by striking “the Board” each place such term appears and inserting “the Office of Finance”;

(B) in subsection (c)—

(i) by striking “the Board” the first place such term appears and inserting “the Office of Finance, as agent for the Banks.”; and

(ii) by striking “the Board” the second place such term appears and inserting “such Office”; and

(C) in subsection (f)—

(i) by striking the two commas after “permit” and inserting “or”; and

(ii) by striking the comma after “require”;

(7) in section 15 (12 U.S.C. 1435), by inserting “or the Director” after “the Board”;

(8) in section 18 (12 U.S.C. 1438), by striking subsection (b);

(9) in section 21 (12 U.S.C. 1441)—

(A) in subsection (b)—

(i) in paragraph (5), by striking “Chairperson of the Federal Housing Finance Board” and inserting “Director”; and

(ii) in the heading for paragraph (8), by striking “FEDERAL HOUSING FINANCE BOARD” and inserting “DIRECTOR”; and

(B) in subsection (i), in the heading for paragraph (2), by striking “FEDERAL HOUSING FINANCE BOARD” and inserting “DIRECTOR”;

(10) in section 23 (12 U.S.C. 1443), by striking “Board of Directors of the Federal Housing Finance Board” and inserting “Director”;

(11) by striking “the Board” each place such term appears in such Act (except in section 15 (12 U.S.C. 1435), section 21(f)(2) (12 U.S.C. 1441(f)(2)), subsections (a), (k)(2)(B)(i), and (n)(6)(C)(ii) of section 21A (12 U.S.C. 1441a), subsections (f)(2)(C), and (k)(7)(B)(ii) of section 21B (12 U.S.C. 1441b), and the first two places such term appears in section 22 (12 U.S.C. 1442)) and inserting “the Director”;

(12) by striking “The Board” each place such term appears in such Act (except in sections 7(e) (12 U.S.C. 1427(e)), and 11(b) (12 U.S.C. 1431(b)) and inserting “The Director”;

(13) by striking “the Board’s” each place such term appears in such Act and inserting “the Director’s”;

(14) by striking “The Board’s” each place such term appears in such Act and inserting “The Director’s”;

(15) by striking “the Finance Board” each place such term appears in such Act and inserting “the Director”;

(16) by striking “Federal Housing Finance Board” each place such term appears and inserting “Director”;

(17) in section 11(i) (12 U.S.C. 1431(i)), by striking “the Chairperson of”; and

(18) in section 21(e)(9) (12 U.S.C. 1441(e)(9)), by striking “Chairperson of the”.

#### SEC. 204. JOINT ACTIVITIES OF BANKS.

Section 11 of the Federal Home Loan Bank Act (12 U.S.C. 1431) is amended by adding at the end the following new subsection:

“(1) JOINT ACTIVITIES.—Subject to the regulation of the Director, any two or more Federal Home Loan Banks may establish a joint office for the purpose of performing functions for, or providing services to, the Banks on a common or collective basis, or may require that the Office of Finance perform such functions or services, but only if the Banks are otherwise authorized to perform such functions or services individually.”.

#### SEC. 205. SHARING OF INFORMATION BETWEEN FEDERAL HOME LOAN BANKS.

(a) IN GENERAL.—The Federal Home Loan Bank Act is amended by inserting after section 20 (12 U.S.C. 1440) the following new section:

#### “SEC. 20A. SHARING OF INFORMATION BETWEEN FEDERAL HOME LOAN BANKS.

“(a) REGULATORY AUTHORITY.—The Director shall prescribe such regulations as may be necessary to ensure that each Federal Home Loan Bank has access to information that the Bank needs to determine the nature and extent of its joint and several liability.

“(b) NO WAIVER OF PRIVILEGE.—The Director shall not be deemed to have waived any privilege applicable to any information concerning a Federal Home Loan Bank by transferring, or permitting the transfer of, that information to any other Federal Home Loan Bank for the purpose of enabling the recipient to evaluate the nature and extent of its joint and several liability.”.

(b) REGULATIONS.—The regulations required under the amendment made by subsection (a) shall be issued in final form not later than 6 months after the effective date under section 211 of this Act.

#### SEC. 206. REORGANIZATION OF BANKS AND VOLUNTARY MERGER.

Section 26 of the Federal Home Loan Bank Act (12 U.S.C. 1446) is amended—

(1) by inserting “(a) REORGANIZATION.—” before “Whenever”; and

(2) by striking “liquidated or” each place such phrase appears;

(3) by striking “liquidation or”; and

(4) by adding at the end the following new subsection:

“(b) VOLUNTARY MERGERS.—Any two or more Banks may, with the approval of the Director, and the approval of the boards of directors of the Banks involved, merge. The Director shall promulgate regulations establishing the conditions and procedures for the consideration and approval of any such voluntary merger, including the procedures for Bank member approval.”.

#### SEC. 207. SECURITIES AND EXCHANGE COMMISSION DISCLOSURE.

(a) IN GENERAL.—The Federal Home Loan Banks shall be exempt from compliance with—

(1) sections 13(e), 14(a), 14(c), and 17A of the Securities Exchange Act of 1934 and related Commission regulations; and

(2) section 15 of that Act and related Securities and Exchange Commission regulations with respect to transactions in capital stock of the Banks.

(b) **MEMBER EXEMPTION.**—The members of the Federal Home Loan Banks shall be exempt from compliance with sections 13(d), 13(f), 13(g), 14(d), and 16 of the Securities Exchange Act of 1934 and related Securities and Exchange Commission regulations with respect to their ownership of, or transactions in, capital stock of the Federal Home Loan Banks.

(c) **EXEMPTED AND GOVERNMENT SECURITIES.**—

(1) **CAPITAL STOCK.**—The capital stock issued by each of the Federal Home Loan Banks under section 6 of the Federal Home Loan Bank Act are—

(A) exempted securities within the meaning of section 3(a)(2) of the Securities Act of 1933; and

(B) “exempted securities” within the meaning of section 3(a)(12)(A) of the Securities Exchange Act of 1934.

(2) **OTHER OBLIGATIONS.**—The debentures, bonds, and other obligations issued under section 11 of the Federal Home Loan Bank Act are—

(A) exempted securities within the meaning of section 3(a)(2) of the Securities Act of 1933;

(B) “government securities” within the meaning of section 3(a)(42) of the Securities Exchange Act of 1934;

(C) excluded from the definition of “government securities broker” within section 3(a)(43) of the Securities Exchange Act of 1934;

(D) excluded from the definition of “government securities dealer” within section 3(a)(44) of the Securities Exchange Act of 1934; and

(E) “government securities” within the meaning of section 2(a)(16) of the Investment Company Act of 1940.

(d) **EXEMPTION FROM REPORTING REQUIREMENTS.**—The Federal Home Loan Banks shall be exempt from periodic reporting requirements pertaining to—

(1) the disclosure of related party transactions that occur in the ordinary course of business of the Banks with their members; and

(2) the disclosure of unregistered sales of equity securities.

(e) **TENDER OFFERS.**—The Securities and Exchange Commission’s rules relating to tender offers shall not apply in connection with transactions in capital stock of the Federal Home Loan Banks.

(f) **REGULATIONS.**—In issuing any final regulations to implement provisions of this section, the Securities and Exchange Commission shall consider the distinctive characteristics of the Federal Home Loan Banks when evaluating the accounting treatment with respect to the payment to Resolution Funding Corporation, the role of the combined financial statements of the twelve Banks, the accounting classification of redeemable capital stock, and the accounting treatment related to the joint and several nature of the obligations of the Banks.

**SEC. 208. COMMUNITY FINANCIAL INSTITUTION MEMBERS.**

(a) **TOTAL ASSET REQUIREMENT.**—Paragraph (10) of section 2 of the Federal Home Loan Bank Act (12 U.S.C. 1422(10)), as so redesignated by section 201(3) of this Act, is amended by striking “\$500,000,000” each place such term appears and inserting “\$1,000,000,000”.

(b) **USE OF ADVANCES FOR COMMUNITY DEVELOPMENT ACTIVITIES.**—Section 10(a) of the Federal Home Loan Bank Act (12 U.S.C. 1430(a)) is amended—

(1) in paragraph (2)(B)—

(A) by striking “and”; and

(B) by inserting “, and community development activities” before the period at the end;

(2) in paragraph (3)(E), by inserting “or community development activities” after “agriculture.”; and

(3) in paragraph (6)—

(A) by striking “and”; and

(B) by inserting “, and ‘community development activities’” before “shall”.

**SEC. 209. TECHNICAL AND CONFORMING AMENDMENTS.**

(a) **RIGHT TO FINANCIAL PRIVACY ACT OF 1978.**—Section 1113(o) of the Right to Financial Privacy Act of 1978 (12 U.S.C. 3413(o)) is amended—

(1) by striking “Federal Housing Finance Board” and inserting “Federal Housing Finance Agency”; and

(2) by striking “Federal Housing Finance Board’s” and inserting “Federal Housing Finance Agency’s”.

(b) **RIEGLER COMMUNITY DEVELOPMENT AND REGULATORY IMPROVEMENT ACT OF 1994.**—Section 117(e) of the Riegle Community Development and Regulatory Improvement Act of 1994 (12 U.S.C. 4716(e)) is amended by striking “Federal Housing Finance Board” and inserting “Federal Housing Finance Agency”.

(c) **TITLE 18, UNITED STATES CODE.**—Title 18, United States Code, is amended by striking “Federal Housing Finance Board” each place such term appears in each of sections 212, 657, 1006, 1014, and inserting “Federal Housing Finance Agency”.

(d) **MARA ACT OF 1997.**—Section 517(b)(4) of the Multifamily Assisted Housing Reform and Affordability Act of 1997 (42 U.S.C. 1437f note) is amended by striking “Federal Housing Finance Board” and inserting “Federal Housing Finance Agency”.

(e) **TITLE 44, UNITED STATES CODE.**—Section 3502(5) of title 44, United States Code, is amended by striking “Federal Housing Finance Board” and inserting “Federal Housing Finance Agency”.

(f) **ACCESS TO LOCAL TV ACT OF 2000.**—Section 1004(d)(2)(D)(iii) of the Launching Our Communities’ Access to Local Television Act of 2000 (47 U.S.C. 1103(d)(2)(D)(iii)) is amended by striking “Office of Federal Housing Enterprise Oversight, the Federal Housing Finance Board” and inserting “Federal Housing Finance Agency”.

(g) **SARBANES-OXLEY ACT OF 2002.**—Section 105(b)(5)(B)(ii)(II) of the Sarbanes-Oxley Act of 2002 (15 U.S.C. 7215(B)(5)(b)(ii)(II)) is amended by inserting “and the Director of the Federal Housing Finance Agency” after “Commission.”.

**SEC. 210. STUDY OF AFFORDABLE HOUSING PROGRAM USE FOR LONG-TERM CARE FACILITIES.**

The Comptroller General shall conduct a study of the use of affordable housing programs of the Federal home loan banks under section 10(j) of the Federal Home Loan Bank Act to determine how and the extent to which such programs are used to assist long-term care facilities for low- and moderate-income individuals, and the effectiveness and adequacy of such assistance in meeting the needs of affected communities. The study shall examine the applicability of such use to the affordable housing programs required to be established by the enterprises pursuant to the amendment made by section 139 of this Act. The Comptroller General shall submit a report to the Director of the Federal Housing Finance Agency and the Congress regarding the results of the study not later than the expiration of the 1-year period beginning on the date of the enactment of this Act. This section shall take effect on the date of the enactment of this Act.

**SEC. 211. EFFECTIVE DATE.**

Except as specifically provided otherwise in this title, this title shall take effect on

and the amendments made by this title shall take effect on, and shall apply beginning on, the expiration of the 6-month period beginning on the date of the enactment of this Act.

**TITLE III—TRANSFER OF FUNCTIONS, PERSONNEL, AND PROPERTY OF OFFICE OF FEDERAL HOUSING ENTERPRISE OVERSIGHT, FEDERAL HOUSING FINANCE BOARD, AND DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT**

**Subtitle A—Office of Federal Housing Enterprise Oversight**

**SEC. 301. ABOLISHMENT OF OFHEO.**

(a) **IN GENERAL.**—Effective at the end of the 6-month period beginning on the date of the enactment of this Act, the Office of Federal Housing Enterprise Oversight of the Department of Housing and Urban Development and the positions of the Director and Deputy Director of such Office are abolished.

(b) **DISPOSITION OF AFFAIRS.**—During the 6-month period beginning on the date of the enactment of this Act, the Director of the Office of Federal Housing Enterprise Oversight shall, for the purpose of winding up the affairs of the Office of Federal Housing Enterprise Oversight and in addition to carrying out its other responsibilities under law—

(1) manage the employees of such Office and provide for the payment of the compensation and benefits of any such employee which accrue before the effective date of the transfer of such employee pursuant to section 303; and

(2) may take any other action necessary for the purpose of winding up the affairs of the Office.

(c) **STATUS OF EMPLOYEES BEFORE TRANSFER.**—The amendments made by title I and the abolishment of the Office of Federal Housing Enterprise Oversight under subsection (a) of this section may not be construed to affect the status of any employee of such Office as employees of an agency of the United States for purposes of any other provision of law before the effective date of the transfer of any such employee pursuant to section 303.

(d) **USE OF PROPERTY AND SERVICES.**—

(1) **PROPERTY.**—The Director of the Federal Housing Finance Agency may use the property of the Office of Federal Housing Enterprise Oversight to perform functions which have been transferred to the Director of the Federal Housing Finance Agency for such time as is reasonable to facilitate the orderly transfer of functions transferred pursuant to any other provision of this Act or any amendment made by this Act to any other provision of law.

(2) **AGENCY SERVICES.**—Any agency, department, or other instrumentality of the United States, and any successor to any such agency, department, or instrumentality, which was providing supporting services to the Office of Federal Housing Enterprise Oversight before the expiration of the period under subsection (a) in connection with functions that are transferred to the Director of the Federal Housing Finance Agency shall—

(A) continue to provide such services, on a reimbursable basis, until the transfer of such functions is complete; and

(B) consult with any such agency to coordinate and facilitate a prompt and reasonable transition.

(e) **SAVINGS PROVISIONS.**—

(1) **EXISTING RIGHTS, DUTIES, AND OBLIGATIONS NOT AFFECTED.**—Subsection (a) shall not affect the validity of any right, duty, or obligation of the United States, the Director of the Office of Federal Housing Enterprise Oversight, or any other person, which—

(A) arises under or pursuant to the title XIII of the Housing and Community Development Act of 1992, the Federal National Mortgage Association Charter Act, the Federal

Home Loan Mortgage Corporation Act, or any other provision of law applicable with respect to such Office; and

(B) existed on the day before the abolishment under subsection (a) of this section.

(2) CONTINUATION OF SUITS.—No action or other proceeding commenced by or against the Director of the Office of Federal Housing Enterprise Oversight in connection with functions that are transferred to the Director of the Federal Housing Finance Agency shall abate by reason of the enactment of this Act, except that the Director of the Federal Housing Finance Agency shall be substituted for the Director of the Office of Federal Housing Enterprise Oversight as a party to any such action or proceeding.

**SEC. 302. CONTINUATION AND COORDINATION OF CERTAIN REGULATIONS.**

All regulations, orders, determinations, and resolutions that—

(1) were issued, made, prescribed, or allowed to become effective by—

(A) the Office of Federal Housing Enterprise Oversight; or

(B) a court of competent jurisdiction and that relate to functions transferred by this subtitle; and

(2) are in effect on the date of the abolishment under section 301(a) of this Act, shall remain in effect according to the terms of such regulations, orders, determinations, and resolutions, and shall be enforceable by or against the Director of the Federal Housing Finance Agency until modified, terminated, set aside, or superseded in accordance with applicable law by such Director, as the case may be, any court of competent jurisdiction, or operation of law.

**SEC. 303. TRANSFER AND RIGHTS OF EMPLOYEES OF OFHEO.**

(a) TRANSFER.—Each employee of the Office of Federal Housing Enterprise Oversight shall be transferred to the Federal Housing Finance Agency for employment no later than the date of the abolishment under section 301(a) of this Act and such transfer shall be deemed a transfer of function for purposes of section 3503 of title 5, United States Code.

(b) GUARANTEED POSITIONS.—Each employee transferred under subsection (a) shall be guaranteed a position with the same status, tenure, grade, and pay as that held on the day immediately preceding the transfer. Each such employee holding a permanent position shall not be involuntarily separated or reduced in grade or compensation for 12 months after the date of transfer, except for cause or, if the employee is a temporary employee, separated in accordance with the terms of the appointment.

(c) APPOINTMENT AUTHORITY FOR EXCEPTED SERVICE EMPLOYEES.—

(1) IN GENERAL.—In the case of employees occupying positions in the excepted service, any appointment authority established pursuant to law or regulations of the Office of Personnel Management for filling such positions shall be transferred, subject to paragraph (2).

(2) DECLINE OF TRANSFER.—The Director of the Federal Housing Finance Agency may decline a transfer of authority under paragraph (1) (and the employees appointed pursuant thereto) to the extent that such authority relates to positions excepted from the competitive service because of their confidential, policy-making, policy-determining, or policy-advocating character.

(d) REORGANIZATION.—If the Director of the Federal Housing Finance Agency determines, after the end of the 1-year period beginning on the date of the abolishment under section 301(a), that a reorganization of the combined work force is required, that reorganization shall be deemed a major reorganization for purposes of affording affected employees retirement under section

8336(d)(2) or 8414(b)(1)(B) of title 5, United States Code.

(e) EMPLOYEE BENEFIT PROGRAMS.—Any employee of the Office of Federal Housing Enterprise Oversight accepting employment with the Director of the Federal Housing Finance Agency as a result of a transfer under subsection (a) may retain for 12 months after the date such transfer occurs membership in any employee benefit program of the Federal Housing Finance Agency or the Office of Federal Housing Enterprise Oversight, as applicable, including insurance, to which such employee belongs on the date of the abolishment under section 301(a) if—

(1) the employee does not elect to give up the benefit or membership in the program; and

(2) the benefit or program is continued by the Director of the Federal Housing Finance Agency.

The difference in the costs between the benefits which would have been provided by such agency and those provided by this section shall be paid by the Director of the Federal Housing Finance Agency. If any employee elects to give up membership in a health insurance program or the health insurance program is not continued by such Director, the employee shall be permitted to select an alternate Federal health insurance program within 30 days of such election or notice, without regard to any other regularly scheduled open season.

**SEC. 304. TRANSFER OF PROPERTY AND FACILITIES.**

Upon the abolishment under section 301(a), all property of the Office of Federal Housing Enterprise Oversight shall transfer to the Director of the Federal Housing Finance Agency.

**Subtitle B—Federal Housing Finance Board**  
**SEC. 321. ABOLISHMENT OF THE FEDERAL HOUSING FINANCE BOARD.**

(a) IN GENERAL.—Effective at the end of the 6-month period beginning on the date of enactment of this Act, the Federal Housing Finance Board (in this title referred to as the “Board”) is abolished.

(b) DISPOSITION OF AFFAIRS.—During the 6-month period beginning on the date of enactment of this Act, the Board, for the purpose of winding up the affairs of the Board and in addition to carrying out its other responsibilities under law—

(1) shall manage the employees of such Board and provide for the payment of the compensation and benefits of any such employee which accrue before the effective date of the transfer of such employee under section 323; and

(2) may take any other action necessary for the purpose of winding up the affairs of the Board.

(c) STATUS OF EMPLOYEES BEFORE TRANSFER.—The amendments made by titles I and II and the abolishment of the Board under subsection (a) may not be construed to affect the status of any employee of such Board as employees of an agency of the United States for purposes of any other provision of law before the effective date of the transfer of any such employee under section 323.

(d) USE OF PROPERTY AND SERVICES.—

(1) PROPERTY.—The Director of the Federal Housing Finance Agency may use the property of the Board to perform functions which have been transferred to the Director of the Federal Housing Finance Agency for such time as is reasonable to facilitate the orderly transfer of functions transferred under any other provision of this Act or any amendment made by this Act to any other provision of law.

(2) AGENCY SERVICES.—Any agency, department, or other instrumentality of the United States, and any successor to any such agency, department, or instrumentality,

which was providing supporting services to the Board before the expiration of the period under subsection (a) in connection with functions that are transferred to the Director of the Federal Housing Finance Agency shall—

(A) continue to provide such services, on a reimbursable basis, until the transfer of such functions is complete; and

(B) consult with any such agency to coordinate and facilitate a prompt and reasonable transition.

(e) SAVINGS PROVISIONS.—

(1) EXISTING RIGHTS, DUTIES, AND OBLIGATIONS NOT AFFECTED.—Subsection (a) shall not affect the validity of any right, duty, or obligation of the United States, a member of the Board, or any other person, which—

(A) arises under the Federal Home Loan Bank Act or any other provision of law applicable with respect to such Board; and

(B) existed on the day before the effective date of the abolishment under subsection (a).

(2) CONTINUATION OF SUITS.—No action or other proceeding commenced by or against the Board in connection with functions that are transferred to the Director of the Federal Housing Finance Agency shall abate by reason of the enactment of this Act, except that the Director of the Federal Housing Finance Agency shall be substituted for the Board or any member thereof as a party to any such action or proceeding.

**SEC. 322. CONTINUATION AND COORDINATION OF CERTAIN REGULATIONS.**

(a) IN GENERAL.—All regulations, orders, determinations, and resolutions described under subsection (b) shall remain in effect according to the terms of such regulations, orders, determinations, and resolutions, and shall be enforceable by or against the Director of the Federal Housing Finance Agency until modified, terminated, set aside, or superseded in accordance with applicable law by such Director, any court of competent jurisdiction, or operation of law.

(b) APPLICABILITY.—A regulation, order, determination, or resolution is described under this subsection if it—

(1) was issued, made, prescribed, or allowed to become effective by—

(A) the Board; or

(B) a court of competent jurisdiction and relates to functions transferred by this subtitle; and

(2) is in effect on the effective date of the abolishment under section 321(a).

**SEC. 323. TRANSFER AND RIGHTS OF EMPLOYEES OF THE FEDERAL HOUSING FINANCE BOARD.**

(a) TRANSFER.—Each employee of the Board shall be transferred to the Federal Housing Finance Agency for employment not later than the effective date of the abolishment under section 321(a), and such transfer shall be deemed a transfer of function for purposes of section 3503 of title 5, United States Code.

(b) GUARANTEED POSITIONS.—Each employee transferred under subsection (a) shall be guaranteed a position with the same status, tenure, grade, and pay as that held on the day immediately preceding the transfer. Each such employee holding a permanent position shall not be involuntarily separated or reduced in grade or compensation for 12 months after the date of transfer, except for cause or, if the employee is a temporary employee, separated in accordance with the terms of the appointment.

(c) APPOINTMENT AUTHORITY FOR EXCEPTED AND SENIOR EXECUTIVE SERVICE EMPLOYEES.—

(1) IN GENERAL.—In the case of employees occupying positions in the excepted service or the Senior Executive Service, any appointment authority established under law or by regulations of the Office of Personnel

Management for filling such positions shall be transferred, subject to paragraph (2).

(2) **DECLINE OF TRANSFER.**—The Director of the Federal Housing Finance Agency may decline a transfer of authority under paragraph (1) to the extent that such authority relates to positions excepted from the competitive service because of their confidential, policymaking, policy-determining, or policy-advocating character, and noncareer positions in the Senior Executive Service (within the meaning of section 3132(a)(7) of title 5, United States Code).

(d) **REORGANIZATION.**—If the Director of the Federal Housing Finance Agency determines, after the end of the 1-year period beginning on the effective date of the abolishment under section 321(a), that a reorganization of the combined workforce is required, that reorganization shall be deemed a major reorganization for purposes of affording affected employees retirement under section 8336(d)(2) or 8414(b)(1)(B) of title 5, United States Code.

(e) **EMPLOYEE BENEFIT PROGRAMS.**—

(1) **IN GENERAL.**—Any employee of the Board accepting employment with the Federal Housing Finance Agency as a result of a transfer under subsection (a) may retain for 12 months after the date on which such transfer occurs membership in any employee benefit program of the Federal Housing Finance Agency or the Board, as applicable, including insurance, to which such employee belongs on the effective date of the abolishment under section 321(a) if—

(A) the employee does not elect to give up the benefit or membership in the program; and

(B) the benefit or program is continued by the Director of the Federal Housing Finance Agency.

(2) **COST DIFFERENTIAL.**—The difference in the costs between the benefits which would have been provided by the Board and those provided by this section shall be paid by the Director of the Federal Housing Finance Agency. If any employee elects to give up membership in a health insurance program or the health insurance program is not continued by such Director, the employee shall be permitted to select an alternate Federal health insurance program within 30 days after such election or notice, without regard to any other regularly scheduled open season.

#### **SEC. 324. TRANSFER OF PROPERTY AND FACILITIES.**

Upon the effective date of the abolishment under section 321(a), all property of the Board shall transfer to the Director of the Federal Housing Finance Agency.

#### **Subtitle C—Department of Housing and Urban Development**

#### **SEC. 341. TERMINATION OF ENTERPRISE-RELATED FUNCTIONS.**

(a) **TERMINATION DATE.**—For purposes of this subtitle, the term “termination date” means the date that occurs 6 months after the date of the enactment of this Act.

(b) **DETERMINATION OF TRANSFERRED FUNCTIONS AND EMPLOYEES.**—

(1) **IN GENERAL.**—Not later than the expiration of the 3-month period beginning on the date of the enactment of this Act, the Secretary, in consultation with the Director of the Office of Federal Housing Enterprise Oversight, shall determine—

(A) the functions, duties, and activities of the Secretary of Housing and Urban Development regarding oversight or regulation of the enterprises under or pursuant to the authorizing statutes, title XIII of the Housing and Community Development Act of 1992, and any other provisions of law, as in effect before the date of the enactment of this Act, but not including any such functions, duties, and activities of the Director of the Office of

Federal Housing Enterprise Oversight of the Department of Housing and Urban Development and such Office; and

(B) the employees of the Department of Housing and Urban Development necessary to perform such functions, duties, and activities.

(2) **ENTERPRISE-RELATED FUNCTIONS.**—For purposes of this subtitle, the term “enterprise-related functions of the Department” means the functions, duties, and activities of the Department of Housing and Urban Development determined under paragraph (1)(A).

(3) **ENTERPRISE-RELATED EMPLOYEES.**—For purposes of this subtitle, the term “enterprise-related employees of the Department” means the employees of the Department of Housing and Urban Development determined under paragraph (1)(B).

(c) **DISPOSITION OF AFFAIRS.**—During the 6-month period beginning on the date of enactment of this Act, the Secretary of Housing and Urban Development (in this title referred to as the “Secretary”), for the purpose of winding up the affairs of the Secretary regarding the enterprise-related functions of the Department of Housing and Urban Development (in this title referred to as the “Department”) and in addition to carrying out the Secretary’s other responsibilities under law regarding such functions—

(1) shall manage the enterprise-related employees of the Department and provide for the payment of the compensation and benefits of any such employee which accrue before the effective date of the transfer of any such employee under section 343; and

(2) may take any other action necessary for the purpose of winding up the enterprise-related functions of the Department.

(d) **STATUS OF EMPLOYEES BEFORE TRANSFER.**—The amendments made by titles I and II and the termination of the enterprise-related functions of the Department under subsection (b) may not be construed to affect the status of any employee of the Department as employees of an agency of the United States for purposes of any other provision of law before the effective date of the transfer of any such employee under section 343.

(e) **USE OF PROPERTY AND SERVICES.**—

(1) **PROPERTY.**—The Director of the Federal Housing Finance Agency may use the property of the Secretary to perform functions which have been transferred to the Director of the Federal Housing Finance Agency for such time as is reasonable to facilitate the orderly transfer of functions transferred under any other provision of this Act or any amendment made by this Act to any other provision of law.

(2) **AGENCY SERVICES.**—Any agency, department, or other instrumentality of the United States, and any successor to any such agency, department, or instrumentality, which was providing supporting services to the Secretary regarding enterprise-related functions of the Department before the termination date under subsection (a) in connection with such functions that are transferred to the Director of the Federal Housing Finance Agency shall—

(A) continue to provide such services, on a reimbursable basis, until the transfer of such functions is complete; and

(B) consult with any such agency to coordinate and facilitate a prompt and reasonable transition.

(f) **SAVINGS PROVISIONS.**—

(1) **EXISTING RIGHTS, DUTIES, AND OBLIGATIONS NOT AFFECTED.**—Subsection (a) shall not affect the validity of any right, duty, or obligation of the United States, the Secretary, or any other person, which—

(A) arises under the authorizing statutes, title XIII of the Housing and Community Development Act of 1992, or any other provision of law applicable with respect to the Sec-

retary, in connection with the enterprise-related functions of the Department; and

(B) existed on the day before the termination date under subsection (a).

(2) **CONTINUATION OF SUITS.**—No action or other proceeding commenced by or against the Secretary in connection with the enterprise-related functions of the Department shall abate by reason of the enactment of this Act, except that the Director of the Federal Housing Finance Agency shall be substituted for the Secretary or any member thereof as a party to any such action or proceeding.

#### **SEC. 342. CONTINUATION AND COORDINATION OF CERTAIN REGULATIONS.**

(a) **IN GENERAL.**—All regulations, orders, and determinations described in subsection (b) shall remain in effect according to the terms of such regulations, orders, determinations, and resolutions, and shall be enforceable by or against the Director of the Federal Housing Finance Agency until modified, terminated, set aside, or superseded in accordance with applicable law by such Director, any court of competent jurisdiction, or operation of law.

(b) **APPLICABILITY.**—A regulation, order, or determination is described under this subsection if it—

(1) was issued, made, prescribed, or allowed to become effective by—

(A) the Secretary; or

(B) a court of competent jurisdiction and that relate to the enterprise-related functions of the Department; and

(2) is in effect on the termination date under section 341(a).

#### **SEC. 343. TRANSFER AND RIGHTS OF EMPLOYEES OF DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT.**

(a) **TRANSFER.**—

(1) **IN GENERAL.**—Except as provided in paragraph (2), each enterprise-related employee of the Department shall be transferred to the Federal Housing Finance Agency for employment not later than the termination date under section 341(a) and such transfer shall be deemed a transfer of function for purposes of section 3503 of title 5, United States Code.

(2) **AUTHORITY TO DECLINE.**—An enterprise-related employee of the Department may, in the discretion of the employee, decline transfer under paragraph (1) to a position in the Federal Housing Finance Agency and shall be guaranteed a position in the Department with the same status, tenure, grade, and pay as that held on the day immediately preceding the date that such declination was made. Each such employee holding a permanent position shall not be involuntarily separated or reduced in grade or compensation for 12 months after the date that the transfer would otherwise have occurred, except for cause or, if the employee is a temporary employee, separated in accordance with the terms of the appointment.

(b) **GUARANTEED POSITIONS.**—Each enterprise-related employee of the Department transferred under subsection (a) shall be guaranteed a position with the same status, tenure, grade, and pay as that held on the day immediately preceding the transfer. Each such employee holding a permanent position shall not be involuntarily separated or reduced in grade or compensation for 12 months after the date of transfer, except for cause or, if the employee is a temporary employee, separated in accordance with the terms of the appointment.

(c) **APPOINTMENT AUTHORITY FOR EXCEPTED AND SENIOR EXECUTIVE SERVICE EMPLOYEES.**—

(1) **IN GENERAL.**—In the case of employees occupying positions in the excepted service or the Senior Executive Service, any appointment authority established under law

or by regulations of the Office of Personnel Management for filling such positions shall be transferred, subject to paragraph (2).

(2) DECLINE OF TRANSFER.—The Director of the Federal Housing Finance Agency may decline a transfer of authority under paragraph (1) (and the employees appointed pursuant thereto) to the extent that such authority relates to positions excepted from the competitive service because of their confidential, policymaking, policy-determining, or policy-advocating character, and non-career positions in the Senior Executive Service (within the meaning of section 3132(a)(7) of title 5, United States Code).

(d) REORGANIZATION.—If the Director of the Federal Housing Finance Agency determines, after the end of the 1-year period beginning on the termination date under section 341(a), that a reorganization of the combined workforce is required, that reorganization shall be deemed a major reorganization for purposes of affording affected employees retirement under section 8336(d)(2) or 8414(b)(1)(B) of title 5, United States Code.

(e) EMPLOYEE BENEFIT PROGRAMS.—

(1) IN GENERAL.—Any enterprise-related employee of the Department accepting employment with the Federal Housing Finance Agency as a result of a transfer under subsection (a) may retain for 12 months after the date on which such transfer occurs membership in any employee benefit program of the Federal Housing Finance Agency or the Department, as applicable, including insurance, to which such employee belongs on the termination date under section 341(a) if—

(A) the employee does not elect to give up the benefit or membership in the program; and

(B) the benefit or program is continued by the Director of the Federal Housing Finance Agency.

(2) COST DIFFERENTIAL.—The difference in the costs between the benefits which would have been provided by the Department and those provided by this section shall be paid by the Director of the Federal Housing Finance Agency. If any employee elects to give up membership in a health insurance program or the health insurance program is not continued by such Director, the employee shall be permitted to select an alternate Federal health insurance program within 30 days after such election or notice, without regard to any other regularly scheduled open season.

SEC. 344. TRANSFER OF APPROPRIATIONS, PROPERTY, AND FACILITIES.

Upon the termination date under section 341(a), all assets, liabilities, contracts, property, records, and unexpended balances of appropriations, authorizations, allocations, and other funds employed, held, used, arising from, available to, or to be made available to the Department in connection with enterprise-related functions of the Department shall transfer to the Director of the Federal Housing Finance Agency. Unexpended funds transferred by this section shall be used only for the purposes for which the funds were originally authorized and appropriated.

The bill, as amended, was ordered to be engrossed and read a third time, was read a third time by title.

Mr. CANTOR moved to recommit the bill to the Committee on Financial Services with instructions that the Committee report the same back to the House promptly with the following amendments:

Strike line 16 on page 127 and all that follows through line 10 on page 128 and insert the following: "shall be to offset the costs of providing assistance to individuals and families to increase home ownership for all Americans, especially extremely low- and very low-income families."

Strike line 23 on page 129 and all that follows through line 7 on page 156, and insert the following:

"(c) USE OF FUND AMOUNTS.—The Federal receipts deposited into the affordable housing fund established under subsection (a) shall be available only to offset the cost, for budgetary purposes, of provisions of law enacted after the date of the enactment of the Federal Housing Finance Reform Act of 2007 that—

"(1) provide for the enhancement and continuation of affordable home ownership opportunities related to items such as—

"(A) the construction and rehabilitation of housing in Louisiana, Mississippi, Texas, or Alabama destroyed or damaged in connection with Hurricane Katrina or Rita of 2005;

"(B) reducing the cost of mortgage insurance for residential mortgages; or

"(C) reducing the cost of financing residences for veterans;

"(2) provide affordable home ownership opportunities through provisions such as provisions that expand existing law to reduce the cost of mortgage interest for borrowers under residential mortgages;

"(3) provide affordable home ownership opportunities through provisions such as provisions that expand existing law related to the construction and rehabilitation of housing in Louisiana, Mississippi, Texas, or Alabama destroyed or damaged in connection with Hurricane Katrina or Rita of 2005 to also include construction and rehabilitation of housing destroyed or damaged in connection with other domestic natural disasters, including tornadoes occurring in Alabama, Colorado, Florida, Georgia, Kansas, Louisiana, Missouri, New Mexico, Oklahoma, South Carolina, and Texas and wildfires occurring in California, Florida, Georgia, New Jersey, and New Mexico in 2007; and

"(4) provide affordable home ownership opportunities through provisions such as provisions that expand existing law to reduce the cost of homeowners insurance."

After debate,

By unanimous consent, the previous question was ordered on the motion to recommit with instructions.

The question being put, viva voce,

Will the House recommit said bill with instructions?

The SPEAKER pro tempore, Mr. HOLDEN, announced that the nays had it.

Mr. CANTOR demanded a recorded vote on agreeing to said motion, which demand was supported by one-fifth of a quorum, so a recorded vote was ordered.

The vote was taken by electronic device.

It was decided in the { Yeas ..... 182 negative ..... Nays ..... 232

¶72.33

[Roll No. 395]

AYES—182

- Aderholt Brown (SC) Cubin
Akin Brown-Waite, Culberson
Bachmann Ginny Davis (KY)
Bachus Buchanan Davis, David
Barrett (SC) Burgess Davis, Jo Ann
Bartlett (MD) Burton (IN) Davis, Tom
Barton (TX) Buyer Deal (GA)
Biggart Calvert Diaz-Balart, L.
Bilbray Camp (MI) Diaz-Balart, M.
Bilirakis Campbell (CA) Doolittle
Bishop (UT) Cannon Drake
Blackburn Cantor Dreier
Blunt Carter Duncan
Boehner Chabot Ehlers
Bonner Coble Emerson
Bono Cole (OK) English (PA)
Boozman Conaway Everett
Brady (TX) Crenshaw Fallin

- Feeney LaTourette Rogers (KY)
Ferguson Lewis (CA) Rogers (MI)
Flake Lewis (KY) Rohrabacher
Forbes Linder Ros-Lehtinen
Fortenberry LoBiondo Roskam
Foxy Lucas Royce
Franks (AZ) Lungren, Daniel Ryan (WI)
Frelinghuysen E. Sali
Gallegly Mack Saxton
Garrett (NJ) Mahoney (FL) Schmidt
Gillmor Manzullo Sensenbrenner
Gingrey Marchant Sessions
Gohmert McCarthy (CA) Shadegg
Goode McCaul (TX) Shimkus
Goodlatte McCotter Shuster
Granger McHenry Simpson
Graves McHugh Smith (NE)
Hall (TX) McKeon Smith (NJ)
Hastert Mica Smith (TX)
Hastings (WA) Miller (FL) Souder
Hayes Miller (MI) Stearns
Heller Miller, Gary Sullivan
Hensarling Moran (KS) Tancredo
Herger Murphy, Tim Terry
Hobson Musgrave Thornberry
Hoekstra Myrick Tiahrt
Hulshof Neugebauer Tiberi
Inglis (SC) Nunes Turner
Issa Paul Upton
Johnson (IL) Pearce Walberg
Johnson, Sam Pence Walden (OR)
Jones (NC) Peterson (PA) Wamp
Jordan Petri Weldon (FL)
Keller Pickering Weller
King (IA) Pitts Westmoreland
King (NY) Poe Whitfield
Kingston Porter Wicker
Klein (FL) Price (GA) Wilson (NM)
Kline (MN) Pryce (OH) Wilson (SC)
Knollenberg Radanovich Wolf
Kuhl (NY) Regula Young (AK)
LaHood Rehberg Young (FL)
Lamborn Reynolds
Latham Rogers (AL)

NOES—232

- Abercrombie Davis (IL) Kagen
Ackerman DeFazio Kanjorski
Alexander Delahunt Kaptur
Allen DeLauro Kennedy
Altmire Dent Kildee
Andrews Dicks Kilpatrick
Arcuri Dingell Kind
Baca Doggett Kucinich
Baker Donnelly Lampson
Baldwin Doyle Langevin
Barrow Edwards Lantos
Bean Ellison Larsen (WA)
Becerra Ellsworth Larson (CT)
Berkley Engel Lee
Berman Eshoo Levin
Berry Etheridge Lewis (GA)
Bishop (GA) Farr Lipinski
Bishop (NY) Fattah Loeb sack
Blumenauer Filner Lofgren, Zoe
Boren Frank (MA) Lowey
Boswell Gerlach Lynch
Boucher Giffords Maloney (NY)
Boustany Gilchrest Markey
Boyd (FL) Gillibrand Marshall
Boyd (KS) Gonzalez Matheson
Brady (PA) Gordon Matsui
Braley (IA) Green, Al McCarthy (NY)
Butterfield Green, Gene McCollum (MN)
Capito Grijalva McCrery
Capps Gutierrez McDermott
Capuano Hall (NY) McGovern
Cardoza Hare McIntyre
Carnahan Harman McNerney
Carney Hastings (FL) McNulty
Carson Herse th Sandlin
Castle Higgins Meek (FL)
Castor Hinojosa Meeks (NY)
Chandler Hiron Melancon
Clarke Hodes Michaud
Clay Hiron Miller (NC)
Cleaver Hodes Miller, George
Clyburn Holden Mitchell
Cohen Holt Moore (KS)
Conyers Hooley Moore (WI)
Cooper Hoyer Moran (VA)
Costa Insee Murphy (CT)
Costello Israle Murphy, Patrick
Courtney Jackson (IL) Murtha
Cramer Jackson-Lee Nadler
Crowley (TX) Napolitano
Cuellar Jefferson Neal (MA)
Cummings Jindal Oberstar
Davis (AL) Johnson (GA) Obey
Davis (CA) Johnson, E. B. Oliver

Ortiz  
Pallone  
Pascrell  
Pastor  
Perlmutter  
Peterson (MN)  
Platts  
Pomeroy  
Price (NC)  
Rahall  
Ramstad  
Rangel  
Reichert  
Renzi  
Reyes  
Rodriguez  
Ross  
Rothman  
Roybal-Allard  
Ruppersberger  
Rush  
Ryan (OH)  
Salazar  
Sanchez, Linda T.

NOT VOTING—18

Baird  
Brown, Corrine  
Davis, Lincoln  
DeGette  
Emanuel  
Fossella  
Honda

Hunter  
Jones (OH)  
Kirk  
McMorris  
Rodgers  
Mollohan  
Payne

Thompson (CA)  
Thompson (MS)  
Tierney  
Towns  
Udall (CO)  
Udall (NM)  
Van Hollen  
Velázquez  
Visclosky  
Walz (MN)  
Wasserman  
Schultz  
Watson  
Watt  
Waxman  
Weiner  
Welch (VT)  
Wexler  
Wilson (OH)  
Woolsey  
Wu  
Wynn  
Yarmuth

Honda  
Hooley  
Hoyer  
Hulshof  
Inslie  
Israel  
Jackson (IL)  
Jackson-Lee  
(TX)  
Jefferson  
Jindal  
Johnson (GA)  
Johnson (IL)  
Johnson, E. B.  
Jones (NC)  
Kagen  
Kanjorski  
Kaptur  
Kennedy  
Kildee  
Kilpatrick  
Kind  
King (NY)  
Klein (FL)  
Knollenberg  
Kucinich  
Kuhl (NY)  
LaHood  
Lampson  
Langevin  
Lantos  
Larsen (WA)  
Larson (CT)  
Latham  
LaTourette  
Lee  
Levin  
Lewis (GA)  
Lewis (KY)  
Linder  
Lipinski  
LoBiondo  
Loeb sack  
Lofgren, Zoe  
Lowey  
Lynch  
Mahoney (FL)  
Maloney (NY)  
Marchant  
Markey  
Marshall  
Matheson  
Matsui  
McCarthy (NY)  
McCollum (MN)  
McCotter  
McCrery  
McDermott  
McGovern  
McHugh  
McIntyre  
McNerney  
McNulty  
Meehan  
Meek (FL)

Meeks (NY)  
Melancon  
Michaud  
Miller (MI)  
Miller (NC)  
Miller, Gary  
Miller, George  
Mitchell  
Mollohan  
Moore (KS)  
Moore (WI)  
Moran (KS)  
Moran (VA)  
Murphy (CT)  
Murphy, Patrick  
Murphy, Tim  
Murtha  
Nadler  
Napolitano  
Neal (MA)  
Oberstar  
Obey  
Oliver  
Ortiz  
Pallone  
Pascrell  
Pastor  
Payne  
Perlmutter  
Peterson (MN)  
Peterson (PA)  
Petri  
Pickering  
Platts  
Pomeroy  
Porter  
Price (NC)  
Pryce (OH)  
Rahall  
Ramstad  
Rangel  
Regula  
Rehberg  
Reichert  
Renzi  
Reyes  
Reynolds  
Rodriguez  
Rogers (AL)  
Rogers (KY)  
Rogers (MI)  
Ros-Lehtinen  
Ross  
Rothman  
Roybal-Allard  
Rush  
Ryan (OH)  
Salazar  
Sanchez, Linda T.  
Sanchez, Loretta  
Shays  
Walsh (NY)  
Waters

So the motion to recommit with instructions was not agreed to.

The question being put, viva voce, Will the House pass said bill?

The SPEAKER pro tempore, Mr. HOLDEN, announced that the yeas had it.

Mr. FRANK of Massachusetts demanded a recorded vote on passage of said bill, which demand was supported by one-fifth of a quorum, so a recorded vote was ordered.

The vote was taken by electronic device.

It was decided in the { Yeas ..... 313  
affirmative ..... } Nays ..... 104

¶72.34 [Roll No. 396]  
AYES—313

Abercrombie  
Ackerman  
Alexander  
Allen  
Altmire  
Andrews  
Arcuri  
Baca  
Baker  
Baldwin  
Barrow  
Barton (TX)  
Bean  
Becerra  
Berkley  
Berman  
Berry  
Bishop (GA)  
Bishop (NY)  
Blumenauer  
Bono  
Boozman  
Boren  
Boswell  
Boucher  
Boustany  
Boyd (FL)  
Boyd (KS)  
Brady (PA)  
Brady (TX)  
Braley (IA)  
Burton (IN)  
Butterfield  
Buyer  
Calvert  
Camp (MI)  
Cannon  
Capito  
Capps  
Capuano  
Cardoza

NOES—104

Aderholt  
Akin  
Bachmann  
Bachus  
Barrett (SC)  
Bartlett (MD)  
Biggart  
Billbray  
Bilirakis  
Blackburn  
Blunt  
Boehner  
Bonner  
Brown (SC)  
Brown-Waite,  
Ginny  
Buchanan  
Burgess  
Campbell (CA)  
Cantor  
Carter  
Coble  
Cole (OK)  
Conaway  
Crenshaw  
Cubbin  
Culberson  
Davis, David  
Davis, Jo Ann  
Deal (GA)  
Diaz-Balart, L.  
Diaz-Balart, M.  
Drake

Thornberry  
Tiberi  
Walberg

NOT VOTING—15

Wamp  
Weldon (FL)  
Westmoreland

Baird  
Bishop (UT)  
Brown, Corrine  
DeGette  
Emanuel  
Hunter

Jones (OH)  
Kirk  
McMorris  
Rodgers  
Putnam  
Ruppersberger

Shays  
Walsh (NY)  
Waters  
Woolsey

So the bill was passed.  
A motion to reconsider the vote whereby said bill was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said bill.

¶72.35 IRAQI AND AFGHANI TRANSLATORS AND INTERPRETERS

Mr. BERMAN moved to suspend the rules and pass the bill of the Senate (S. 1104) to increase the number of Iraqi and Afghani translators and interpreters who may be admitted to the United States as special immigrants; as amended.

The SPEAKER pro tempore, Mr. SIREs, recognized Mr. BERMAN and Mr. KELLER of Florida, each for 20 minutes.

After debate,  
The question being put, viva voce,  
Will the House suspend the rules and pass said bill, as amended?

The SPEAKER pro tempore, Mr. SIREs, announced that two-thirds of the Members present had voted in the affirmative.

Mr. BERMAN demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Mr. SIREs, pursuant to clause 8, rule XX, announced that further proceedings on the question were postponed.

¶72.36 ALIEN SMUGGLING ACTIVITIES

Mr. BERMAN moved to suspend the rules and pass the bill (H.R. 2399) to amend the Immigration and Nationality Act and title 18, United States Code, to combat the crime of alien smuggling and related activities, and for other purposes; as amended.

The SPEAKER pro tempore, Mr. SIREs, recognized Mr. BERMAN and Mr. KELLER of Florida, each for 20 minutes.

After debate,  
The question being put, viva voce,  
Will the House suspend the rules and pass said bill, as amended?

The SPEAKER pro tempore, Mr. SIREs, announced that two-thirds of the Members present had voted in the affirmative.

Mr. BERMAN demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Mr. SIREs, pursuant to clause 8, rule XX, announced that further proceedings on the question were postponed.

¶72.37 S. 214—UNFINISHED BUSINESS

The SPEAKER pro tempore, Mr. SIREs, pursuant to clause 8, rule XX,



announced the unfinished business to be the motion to suspend the rules and pass the bill of the Senate (S. 214) to amend chapter 35 of title 28, United States Code, to preserve the independence of United States attorneys.

The question being put, Will the House suspend the rules and pass said bill?

The vote was taken by electronic device.

It was decided in the { Yeas ..... 306 affirmative ..... } Nays ..... 114

¶72.38 [Roll No. 397] YEAS—306

- Abercrombie, Ackerman, Allen, Altmire, Andrews, Arcuri, Baca, Baldwin, Barrow, Bean, Becerra, Berman, Berry, Biggert, Bilirakis, Bishop (GA), Bishop (NY), Blumenauer, Boren, Boswell, Boucher, Boustany, Boyd (FL), Boyda (KS), Brady (PA), Braley (IA), Brown-Waite, Ginny, Buchanan, Butterfield, Camp (MI), Capito, Capps, Capuano, Cardoza, Carnahan, Carney, Carson, Castle, Castor, Chandler, Clarke, Clay, Cleaver, Clyburn, Cohen, Cole (OK), Conyers, Cooper, Costa, Costello, Courtney, Cramer, Crowley, Cuellar, Cummings, Davis (AL), Davis (CA), Davis (IL), Davis, Jo Ann, Davis, Lincoln, DeFazio, Delahunt, DeLauro, Dent, Diaz-Balart, L., Diaz-Balart, M., Dicks, Dingell, Doggett, Donnelly, Doyle, Dreier, Edwards, Ehlers, Ellison, Ellsworth, Emanuel, Emerson, Engel, English (PA), Eshoo, Etheridge, Fallin, Farr, Fattah, Ferguson, Filner, Flake, Fortenberry, Frank (MA), Garrett (NJ), Gerlach, Giffords, Gilchrest, Gillibrand, Gillmor, Gonzalez, Goode, Goodlatte, Gordon, Green, Al, Green, Gene, Grijalva, Gutierrez, Hall (NY), Hare, Harman, Hastings (FL), Hastings (WA), Hayes, Heller, Hensarling, Herseth Sandlin, Higgins, Hill, Hinchey, Hinojosa, Hirono, Hobson, Hodes, Holden, Holt, Honda, Hooley, Hoyer, Hulshof, Inglis (SC), Inslee, Israel, Jackson (IL), Jackson-Lee (TX), Jefferson, Jindal, Johnson (GA), Johnson (IL), Johnson, E. B., Jones (NC), Kagen, Kanjorski, Kaptur, Keller, Kennedy, Kildee, Kilpatrick, Kind, Klein (FL), Knollenberg, Kucinich, Kuhl (NY), LaHood, Lampson, Langevin, Lantos, Larsen (WA), Larson (CT), LaTourette, Lee, Levin, Lewis (GA), Lipinski, LoBiondo, Loeb sack, Lofgren, Zoe, Lowey, Lucas, Lynch, Mack, Mahoney (FL), Maloney (NY), Manzullo, Markey, Marshall, Matheson, Matsui, McCarthy (NY), McCaul (TX), McCollum (MN), McCotter, McCrery, McDermott, McGovern, McHenry, McHugh, McIntyre, McNerney, McNulty, Meehan, Meek (FL), Melancon, Michaud, Miller (MI), Miller (NC), Miller, George, Mitchell, Mollohan, Moore (KS), Moore (WI), Moran (KS), Moran (VA), Murphy (CT), Murphy, Patrick, Murphy, Tim, Murtha, Musgrave, Nadler, Napolitano, Neal (MA), Oberstar, Obey, Olver, Ortiz, Pallone, Pascrell, Pastor, Paul, Payne, Pence, Perlmutter, Peterson (MN), Platts, Pomeroy, Porter, Price (NC), Pryce (OH), Rahall, Ramstad, Rangel, Regula, Reichert, Renzi, Reyes, Rodriguez, Rogers (MI), Ros-Lehtinen, Ross, Rothman, Roybal-Allard, Ruppersberger, Rush, Ryan (OH), Salazar, Sanchez, Linda T., Sanchez, Loretta, Sarbanes, Saxton, Schakowsky, Schiff, Schwartz, Scott (GA), Scott (VA), Serrano, Sestak, Shadegg, Shea-Porter, Sherman, Shimkus, Shuler, Sires, Aderholt, Akin, Alexander, Bachmann, Bachus, Baker, Barrett (SC), Bartlett (MD), Barton (TX), Bilbray, Bishop (UT), Blackburn, Blunt, Boehner, Bonner, Bono, Boozman, Brady (TX), Brown (SC), Burgess, Burton (IN), Calvert, Campbell (CA), Cannon, Cantor, Carter, Chabot, Coble, Conaway, Crenshaw, Cubin, Culberson, Davis (KY), Davis, David, Davis, Tom, Deal (GA), Doolittle, Drake, Duncan, Everett, Feeney, Forbes, Fossella, Foxx, Franks (AZ), Frelinghuysen, Gallegly, Gingrey, Gohmert, Granger, Graves, Hall (TX), Hastert, Herger, Hoekstra, Issa, Johnson, Sam, Jordan, King (IA), King (NY), Kingston, Kline (MN), Lamborn, Latham, Lewis (CA), Lewis (KY), Linder, Lungren, Daniel E., Marchant, McCarthy (CA), McKeon, Mica, Miller (FL), Miller, Gary, Myrick, Neugebauer, Nunes, Pearce, Peterson (PA), Petri, Pickering, Pitts, Poe, Price (GA), Radanovich, Rehberg, Reynolds, Rogers (AL), Rogers (KY), Rohrabacher, Roskam, Royce, Ryan (WI), Sali, Schmidt, Sensenbrenner, Sessions, Shuster, Simpson, Smith (NE), Sullivan, Tancred, Terry, Tiahrt, Tiberi, Turner, Wamp, Weldon (FL), Weller, Westmoreland, Whitfield, Wilson (SC), Donnelly, Doyle, Drake, Duncan, Alexander, Allen, Altmire, Andrews, Arcuri, Baca, Bachmann, Bachus, Baker, Baldwin, Barrett (SC), Barrow, Bean, Becerra, Berman, Berry, Biggert, Bilirakis, Bishop (GA), Bishop (NY), Blackburn, Blumenauer, Bonner, Bono, Boozman, Boswell, Boucher, Boyd (FL), Boyda (KS), Brady (PA), Braley (IA), Brown (SC), Brown-Waite, Ginny, Buchanan, Burgess, Butterfield, Buyer, Harman, Hastings (FL), Heller, Hensarling, Herseth Sandlin, Hill, Hinchey, Hirono, Hobson, Hodes, Holden, Holt, Honda, Hooley, Hoyer, Hulshof, Inglis (SC), Inslee, Israel, Jackson (IL), Jackson-Lee (TX), Jefferson, Jindal, Johnson (GA), Johnson (IL), Johnson, E. B., Jones (NC), Kagen, Kanjorski, Kaptur, Keller, Kennedy, Kildee, Kilpatrick, Kind, Klein (FL), Knollenberg, Kucinich, Kuhl (NY), LaHood, Lampson, Langevin, Lantos, Larsen (WA), Larson (CT), LaTourette, Larsen (WA), Larson (CT), LaTourette, Latham, LaTourette, Lee, Levin, Lewis (CA), Lewis (GA), Lewis (KY), Lipinski, LoBiondo, Loeb sack, Lofgren, Zoe, Lowey, Lynch, Mahoney (FL), Maloney (NY), Manzullo, Markey, Marshall, Matsui, McCarthy (NY), McCaul (TX), McCollum (MN), McCotter, McCrery, McDermott, McGovern, McHenry, McHugh, McIntyre, McNerney, McNulty, Meehan, Meek (FL), Meeks (NY), Melancon, Michaud, Miller (FL), Miller (MI), Miller (NC), Miller, George, Mollohan, Moore (KS), Moore (WI), Moran (KS), Moran (VA), Murphy (CT), Murphy, Tim, Murtha, Musgrave, Nadler, Napolitano, Neal (MA), Oberstar, Obey, Olver, Ortiz, Pallone, Pascrell, Pastor, Paul, Payne, Pence, Perlmutter, Peterson (PA), Petri, Pickering, Platts, Pomeroy, Porter, Price (NC), Pryce (OH), Rahall, Ramstad, Rangel, Regula, Reichert, Reyes, Reynolds, Rodriguez, Rogers (AL), Rogers (KY), Rogers (MI)

- Ross, Rothman, Roybal-Allard, Ruppersberger, Rush, Ryan (OH), Salazar, Sanchez, Linda T., Sanchez, Loretta, Sarbanes, Saxton, Schakowsky, Schiff, Schwartz, Scott (GA), Scott (VA), Serrano, Sestak, Shadegg, Shea-Porter, Sherman, Shimkus, Shuler, Sires, Skelton, Slaughter, Smith (NJ), Smith (TX), Smith (WA), Snyder, Solis, Souder, Space, Spratt, Stark, Stearns, Stupak, Sutton, Tanner, Tauscher, Taylor, Thompson (CA), Thompson (MS), Tierney, Towns, Udall (CO), Udall (NM), Upton, Van Hollen, Velázquez, Visclosky, Walberg, Walden (OR), Walz (MN), Wasserman, Schultz, Waters, Watson, Watt, Waxman, Weiner, Welch (VT), Wexler, Wicker, Wilson (NM), Wilson (OH), Wolf, Woolsey, Wu, Wynn, Yarmuth, Young (FL)

NAYS—114

- Aderholt, Akin, Alexander, Bachmann, Bachus, Baker, Barrett (SC), Bartlett (MD), Barton (TX), Bilbray, Bishop (UT), Blackburn, Blunt, Boehner, Bonner, Bono, Boozman, Brady (TX), Brown (SC), Burgess, Burton (IN), Calvert, Campbell (CA), Cannon, Cantor, Carter, Chabot, Coble, Conaway, Crenshaw, Cubin, Culberson, Davis (KY), Davis, David, Davis, Tom, Deal (GA), Doolittle, Drake, Jones (OH), Kirk, McMorris, Rodgers, Putnam, Shays, Walsh (NY), Young (AK), Abercrombie, Ackerman, Aderholt, Akin, Alexander, Allen, Altmire, Andrews, Arcuri, Baca, Bachmann, Bachus, Baker, Baldwin, Barrett (SC), Barrow, Bean, Becerra, Berman, Berry, Biggert, Bilirakis, Bishop (GA), Bishop (NY), Blackburn, Blumenauer, Bonner, Bono, Boozman, Boswell, Boucher, Boyd (FL), Boyda (KS), Brady (PA), Braley (IA), Brown (SC), Brown-Waite, Ginny, Buchanan, Burgess, Butterfield, Buyer, Harman, Hastings (FL), Heller, Hensarling, Herseth Sandlin, Hill, Hinchey, Hirono, Hobson, Hodes, Holden, Holt, Honda, Hooley, Hoyer, Hulshof, Inglis (SC), Inslee, Israel, Jackson (IL), Jackson-Lee (TX), Jefferson, Jindal, Johnson (GA), Johnson (IL), Johnson, E. B., Jones (NC), Kagen, Kanjorski, Kaptur, Keller, Kennedy, Kildee, Kilpatrick, Kind, Klein (FL), Knollenberg, Kucinich, Kuhl (NY), LaHood, Lampson, Langevin, Lantos, Larsen (WA), Larson (CT), LaTourette, Larsen (WA), Larson (CT), LaTourette, Latham, LaTourette, Lee, Levin, Lewis (CA), Lewis (GA), Lewis (KY), Lipinski, LoBiondo, Loeb sack, Lofgren, Zoe, Lowey, Lynch, Mahoney (FL), Maloney (NY), Manzullo, Markey, Marshall, Matsui, McCarthy (NY), McCaul (TX), McCollum (MN), McCotter, McCrery, McDermott, McGovern, McHenry, McHugh, McIntyre, McNerney, McNulty, Meehan, Meek (FL), Meeks (NY), Melancon, Michaud, Miller (FL), Miller (MI), Miller (NC), Miller, George, Mollohan, Moore (KS), Moore (WI), Moran (KS), Moran (VA), Murphy (CT), Murphy, Tim, Murtha, Musgrave, Nadler, Napolitano, Neal (MA), Oberstar, Obey, Olver, Ortiz, Pallone, Pascrell, Pastor, Paul, Payne, Pence, Perlmutter, Peterson (PA), Petri, Pickering, Platts, Pomeroy, Porter, Price (NC), Pryce (OH), Rahall, Ramstad, Rangel, Regula, Reichert, Reyes, Reynolds, Rodriguez, Rogers (AL), Rogers (KY), Rogers (MI)

NOT VOTING—12

- Baird, Berkley, Brown, Corrine, DeGette, Hunter, Jones (OH), Kirk, McMorris, Rodgers, Putnam, Shays, Walsh (NY), Young (AK)

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk notify the Senate thereof.

¶72.39 H.R. 2264—UNFINISHED BUSINESS

The SPEAKER pro tempore, Mr. SNYDER, pursuant to clause 8, rule XX, announced the further unfinished business to be the motion to suspend the rules and pass the bill (H.R. 2264) to amend the Sherman Act to make oil-producing and exporting cartels illegal; as amended.

The question being put,

Will the House suspend the rules and pass said bill, as amended?

The vote was taken by electronic device.

It was decided in the { Yeas ..... 345 affirmative ..... } Nays ..... 72

¶72.40 [Roll No. 398]

YEAS—345

- Abercrombie, Ackerman, Aderholt, Akin, Alexander, Allen, Altmire, Andrews, Arcuri, Baca, Bachmann, Bachus, Baker, Baldwin, Barrett (SC), Barrow, Bean, Becerra, Berman, Berry, Biggert, Bilirakis, Bishop (GA), Bishop (NY), Blackburn, Blumenauer, Bonner, Bono, Boozman, Boswell, Boucher, Boyd (FL), Boyda (KS), Brady (PA), Braley (IA), Brown (SC), Brown-Waite, Ginny, Buchanan, Burgess, Butterfield, Buyer, Harman, Hastings (FL), Heller, Hensarling, Herseth Sandlin, Hill, Hinchey, Hirono, Hobson, Hodes, Holden, Holt, Honda, Hooley, Hoyer, Hulshof, Inglis (SC), Inslee, Israel, Jackson (IL), Jackson-Lee (TX), Jefferson, Jindal, Johnson (IL), Johnson (IL), Johnson, E. B., Johnson, Sam, Jones (NC), Jordan, Kagen, Kanjorski, Kaptur, Keller, Kennedy, Kildee, Kilpatrick, Kind, Klein (FL), Knollenberg, Kucinich, Kuhl (NY), LaHood, Lampson, Langevin, Lantos, Larsen (WA), Larson (CT), LaTourette, Latham, LaTourette, Lee, Levin, Lewis (CA), Lewis (GA), Lewis (KY), Lipinski, LoBiondo, Loeb sack, Lofgren, Zoe, Lowey, Lynch, Mahoney (FL), Maloney (NY), Manzullo, Markey, Marshall, Matsui, McCarthy (NY), McCaul (TX), McCollum (MN), McCotter, McCrery, McDermott, McGovern, McHenry, McHugh, McIntyre, McNerney, McNulty, Meehan, Meek (FL), Meeks (NY), Melancon, Michaud, Miller (FL), Miller (MI), Miller (NC), Miller, George, Mollohan, Moore (KS), Moore (WI), Moran (KS), Moran (VA), Murphy (CT), Murphy, Tim, Murtha, Musgrave, Myrick, Nadler, Napolitano, Neal (MA), Oberstar, Obey, Olver, Ortiz, Pallone, Pascrell, Pastor, Payne, Pearce, Perlmutter, Peterson (MN), Peterson (PA), Petri, Pickering, Platts, Pomeroy, Porter, Price (NC), Rahall, Ramstad, Rangel, Regula, Rehberg, Reichert, Reyes, Reynolds, Rodriguez, Rogers (AL), Rogers (KY), Rogers (MI), Donnelly, Doyle, Drake, Duncan, Alexander, Allen, Altmire, Andrews, Arcuri, Baca, Bachmann, Bachus, Baker, Baldwin, Barrett (SC), Barrow, Bean, Becerra, Berman, Berry, Biggert, Bilirakis, Bishop (GA), Bishop (NY), Blackburn, Blumenauer, Bonner, Bono, Boozman, Boswell, Boucher, Boyd (FL), Boyda (KS), Brady (PA), Braley (IA), Brown (SC), Brown-Waite, Ginny, Buchanan, Burgess, Butterfield, Buyer, Harman, Hastings (FL), Heller, Hensarling, Herseth Sandlin, Hill, Hinchey, Hirono, Hobson, Hodes, Holden, Holt, Honda, Hooley, Hoyer, Hulshof, Inglis (SC), Inslee, Israel, Jackson (IL), Jackson-Lee (TX), Jefferson, Jindal, Johnson (IL), Johnson (IL), Johnson, E. B., Johnson, Sam, Jones (NC), Jordan, Kagen, Kanjorski, Kaptur, Keller, Kennedy, Kildee, Kilpatrick, Kind, Klein (FL), Knollenberg, Kucinich, Kuhl (NY), LaHood, Lampson, Langevin, Lantos, Larsen (WA), Larson (CT), LaTourette, Latham, LaTourette, Lee, Levin, Lewis (CA), Lewis (GA), Lewis (KY), Lipinski, LoBiondo, Loeb sack, Lofgren, Zoe, Lowey, Lynch, Mahoney (FL), Maloney (NY), Manzullo, Markey, Marshall, Matsui, McCarthy (NY), McCaul (TX), McCollum (MN), McCotter, McCrery, McDermott, McGovern, McHenry, McHugh, McIntyre, McNerney, McNulty, Meehan, Meek (FL), Meeks (NY), Melancon, Michaud, Miller (FL), Miller (MI), Miller (NC), Miller, George, Mollohan, Moore (KS), Moore (WI), Moran (KS), Moran (VA), Murphy (CT), Murphy, Tim, Murtha, Musgrave, Myrick, Nadler, Napolitano, Neal (MA), Oberstar, Obey, Olver, Ortiz, Pallone, Pascrell, Pastor, Payne, Pearce, Perlmutter, Peterson (MN), Peterson (PA), Petri, Pickering, Platts, Pomeroy, Porter, Price (NC), Rahall, Ramstad, Rangel, Regula, Rehberg, Reichert, Reyes, Reynolds, Rodriguez, Rogers (AL), Rogers (KY), Rogers (MI)

Ros-Lehtinen Shuster  
Roskam Sires  
Ross Skelton  
Rothman Slaughter  
Roybal-Allard Smith (NJ)  
Royce Smith (TX)  
Ruppersberger Smith (WA)  
Rush Solis  
Ryan (OH) Souder  
Ryan (WI) Space  
Salazar Spratt  
Sanchez, Linda Stark  
T. Stearns  
Sanchez, Loretta Stupak  
Sarbanes Sullivan  
Saxton Sutton  
Schakowsky Tanner  
Schiff Tauscher  
Schmidt Taylor  
Schwartz Thompson (CA)  
Scott (GA) Thompson (MS)  
Scott (VA) Thornberry  
Sensenbrenner Tierney  
Serrano Towns  
Sestak Turner  
Shea-Porter Udall (CO)  
Sherman Udall (NM)  
Shimkus Upton  
Shuler Van Hollen

NAYS—72

Bartlett (MD) Franks (AZ)  
Barton (TX) Frelinghuysen  
Bilbray Gallegly  
Bishop (UT) Garrett (NJ)  
Blunt Gingrey  
Boehner Granger  
Boren Hastert  
Boustany Hastings (WA)  
Brady (TX) Hensarling  
Burton (IN) Hoekstra  
Calvert Hulshof  
Cannon Issa  
Coble King (IA)  
Cole (OK) Kingston  
Conaway Kline (MN)  
Costa Lamborn  
Cubin Linder  
Cuellar Lucas  
Deal (GA) Lungren, Daniel  
Doolittle E.  
Dreier Mack  
Fallin Marchant  
Feeney Matheson  
Flake McCarthy (CA)  
Foxy McKeon

NOT VOTING—15

Baird Johnson (GA)  
Berkley Jones (OH)  
Brown, Corrine Kirk  
DeGette McMorris  
Hobson Rodgers  
Hunter Pryce (OH)

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill, as amended, was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill, as amended, was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said bill.

¶72.41 S. 1104—UNFINISHED BUSINESS

The SPEAKER pro tempore, Mr. SNYDER, pursuant to clause 8, rule XX, announced the further unfinished business to be the motion to suspend the rules and pass the bill of the Senate (S. 1104) to increase the number of Iraqi and Afghani translators and interpreters who may be admitted to the United States as special immigrants; as amended.

The question being put,

Will the House suspend the rules and pass said bill, as amended?

The vote was taken by electronic device.

It was decided in the affirmative { Yeas ..... 412  
Nays ..... 8

¶72.42 [Roll No. 399]

YEAS—412

Abercrombie Davis, Jo Ann  
Ackerman Davis, Lincoln  
Aderholt Johnson (IL)  
Akin DeFazio  
Alexander Delahunt  
Allen DeLauro  
Altmire Dent  
Andrews Diaz-Balart, L.  
Arcuri Diaz-Balart, M.  
Baca Dicks  
Bachmann Dingell  
Bachus Doggett  
Baker Donnelly  
Baldwin Doolittle  
Barrett (SC) Doyle  
Barrow Drake  
Bartlett (MD) Dreier  
Barton (TX) Duncan  
Bean Edwards  
Becerra Ehlers  
Berman Ellison  
Berry Ellsworth  
Biggert Emanuel  
Bilbray Emerson  
Bilirakis Engel  
Bishop (GA) English (PA)  
Bishop (NY) Eshoo  
Bishop (UT) Etheridge  
Everett Everett  
Fallin Fallon  
Farr  
Fattah  
Feeney  
Ferguson  
Filner  
Flake  
Forbes  
Fortenberry  
Fossella  
Foxy  
Frank (MA)  
Franks (AZ)  
Frelinghuysen  
Gallegly  
Garrett (NJ)  
Gerlach  
Giffords  
Gilchrest  
Gillibrand  
Gillmor  
Gohmert  
Gonzalez  
Goodlatte  
Gordon  
Granger  
Cannon  
Cantor  
Capito  
Capps  
Capuano  
Cardoza  
Carnahan  
Carney  
Carson  
Carter  
Castle  
Castor  
Chabot  
Chandler  
Clarke  
Clay  
Cleaver  
Clyburn  
Coble  
Cohen  
Cole (OK)  
Conaway  
Conyers  
Cooper  
Costa  
Costello  
Courtney  
Cramer  
Crenshaw  
Crowley  
Cubin  
Cuellar  
Culberson  
Cummings  
Davis (AL)  
Davis (CA)  
Davis (IL)  
Davis (KY)  
Davis, David

Neugebauer  
Nunes  
Oberstar  
Obey  
Oliver  
Ortiz  
Pallone  
Pascrell  
Pastor  
Payne  
Pearce  
Pence  
Perlmutter  
Peterson (MN)  
Peterson (PA)  
Petri  
Pickering  
Pitts  
Platts  
Poe  
Pomeroy  
Porter  
Price (GA)  
Price (NC)  
Pryce (OH)  
Radanovich  
Rahall  
Ramstad  
Rangel  
Regula  
Rehberg  
Reichert  
Renzi  
Reyes  
Reynolds  
Rodriguez  
Rogers (AL)  
Rogers (KY)  
Rogers (MI)  
Rohrabacher  
Ros-Lehtinen  
Roskam  
Ross  
Rothman  
Roybal-Allard

NAYS—8

Deal (GA)  
Gingrey  
Goode  
King (IA)  
Kingston  
Paul  
Tancredo  
Whitfield

NOT VOTING—12

Baird  
Berkley  
Brown, Corrine  
DeGette  
Hunter  
Jones (OH)  
Kirk  
McMorris  
Rodgers  
Putnam  
Shays  
Sullivan  
Walsh (NY)

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill, as amended, was passed.

By unanimous consent, the title was amended so as to read: "An Act to increase the number of Iraqi and Afghani translators and interpreters who may be admitted to the United States as special immigrants, and for other purposes."

A motion to reconsider the votes whereby the rules were suspended and said bill, as amended, was passed and the title was amended was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said amendments.

¶72.43 H.R. 2399—UNFINISHED BUSINESS

The SPEAKER pro tempore, Mr. SNYDER, pursuant to clause 8, rule XX, announced the further unfinished business to be the motion to suspend the rules and pass the bill (H.R. 2399) to amend the Immigration and Nationality Act and title 18, United States Code, to combat the crime of alien smuggling and related activities, and for other purposes; as amended.

The question being put,

Will the House suspend the rules and pass said bill, as amended?

The vote was taken by electronic device.

It was decided in the affirmative ..... Yeas ..... 412 Nays ..... 0 Answered present 6

¶72.44 [Roll No. 400] YEAS—412

- Abercrombie Davis (IL) Inglis (SC) Ackerman Davis (KY) Inslee Aderholt Davis, David Israel Akin Davis, Jo Ann Issa Alexander Davis, Lincoln Jackson (IL) Allen Davis, Tom Jackson-Lee (TX) Altmire Deal (GA) Jefferson Andrews DeFazio Sarbanes Arcuri Delahunt Jindal Baca DeLauro Johnson (GA) Bachmann Dent Johnson (IL) Bachus Diaz-Balart, L. Johnson, E. B. Baker Diaz-Balart, M. Johnson, Sam Baldwin Dicks Jones (NC) Barrett (SC) Dingell Jordan Barrow Doggett Kagen Bartlett (MD) Donnelly Kanjorski Barton (TX) Doolittle Kaptur Bean Doyle Keller Berman Drake Kennedy Berry Dreier Kildee Biggett Duncan Kilpatrick Bilbray Edwards Kind Bilirakis Ehlers King (IA) Bishop (GA) Ellsworth King (NY) Bishop (NY) Emanuel Kingston Bishop (UT) Emerson Klein (FL) Blackburn Engel Kline (MN) Blumenauer English (PA) Knollenberg Blunt Eshoo Kuhl (NY) Boehner Etheridge LaHood Bonner Everett Lamborn Bono Fallin Lampson Boozman Farr Langevin Boren Fattah Lantos Boswell Feeney Larsen (WA) Boucher Ferguson Latham Boustany Filner LaTourette Boyd (FL) Flake Lee Boyd (KS) Forbes Levin Brady (PA) Fortenberry Lewis (CA) Brady (TX) Fossella Lewis (GA) Braley (IA) Foss Lewis (KY) Brown (SC) Frank (MA) Linder Brown-Waite, Franks (AZ) Lipinski Ginny Frelinghuysen LoBiondo Buchanan Gallegly Loeb sack Burgess Garrett (NJ) Lofgren, Zoe Burton (IN) Gerlach Lowey Butterfield Giffords Lucas Gilchrist Gillibrand Lungren, Daniel E. Cantor Gillmor Lynch Camp (MI) Gohmert Mack Campbell (CA) Gonzalez Maloney (FL) Cannon Goode Manzullo Cantor Goodie Marchant Capito Goodlatte Markey Capps Gordon Marshall Capuano Granger Matheson Cardoza Graves Green, Al Carney Green, Gene McCarthy (CA) Carson Gutierrez McCarthy (NY) Carter Hall (NY) McCaul (TX) Castle Hall (TX) McCollum (MN) Castor Hare McCotter Chabot Hareman McCreery Chandler Harman McHenry Clarke Hastert McDermott Cleaver Hastings (FL) McGovern Clyburn Hastings (WA) McHenry Coble Hayes McHugh Cohen Heller McIntyre Cole (OK) Hensarling McKeon Conaway Henger McNerney Conyers Herse th Sandlin McNulty Cooper Higgins Meehan Costa Hill Meek (FL) Costello Hinchey Meeks (NY) Courtney Hinojosa Melancon Cramer Hirono Mica Crenshaw Hobson Michaud Crowley Hoekstra Miller (FL) Cubin Holden Miller (MI) Cuellar Hooley Miller (NC) Culberson Hoyer Miller (GA) Cummings Hooley Mitchell Davis (AL) Hoyer Mitchell Davis (CA) Hulshof Mollohan

- Moore (KS) Rogers (AL) Stupak Moore (WI) Rogers (KY) Sullivan Moran (KS) Rogers (MI) Sutton Moran (VA) Rohrabacher Tancredo Murphy (CT) Ros-Lehtinen Tanner Murphy, Patrick Roskam Tauscher Murphy, Tim Ross Taylor Murtha Rothman Terry Musgrave Roybal-Allard Thompson (CA) Myrick Royce Thompson (MS) Nadler Ruppertsberger Thornberry Neapolitano Rush Tiahrt Neal (MA) Ryan (OH) Tiberi Neugebauer Ryan (WI) Tierney Nunes Salazar Towns Oberstar Sali Turner Obey Sanchez, Linda Udall (CO) Oliver T. Udall (NM) Ortiz Sanchez, Loretta Upton Pallone Sarbanes Van Hollen Pascrell Saxton Velazquez Pastor Schiff Veloclosky Paul Schmidt Walberg Payne Schwartz Walden (OR) Pearce Scott (GA) Walz (MN) Pence Scott (VA) Wamp Perlmutter Sensenbrenner Wasserman Peterson (MN) Serrano Schultz Peterson (PA) Sessions Waters Petri Sestak Watson Pickering Shadegg Watt Pitts Shea-Porter Waxman Platts Shimkus Weiner Barrow Shuler Welch (VT) Pomeroy Shuster Weldon (FL) Porter Simpson Weller Price (GA) Sires Westmoreland Price (NC) Skelton Wexler Pryce (OH) Slaughter Whitfield Radanovich Smith (NE) Wicker Rahall Smith (NJ) Wilson (NM) Ramstad Smith (TX) Wilson (OH) Rangel Smith (WA) Wilson (SC) Regula Snyder Wolf Rehberg Solis Woolsey Reichert Souder Wu Renzi Space Wynn Reyes Spratt Yarmuth Reynolds Stark Young (AK) Rodriguez Stearns Young (FL)

ANSWERED "PRESENT"—6

- Becerra Ellison Kucinich Clay Grijalva Schakowsky

NOT VOTING—14

- Baird Jones (OH) Shays Berkley Kirk Sherman Brown, Corrine Larson (CT) Walsh (NY) DeGette McMorris Hodes Rodgers Hunter Putnam

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill, as amended, was passed.

A motion to reconsider the votes whereby the rules were suspended and said bill, as amended, was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said bill.

¶72.45 H.R. 1722—UNFINISHED BUSINESS

The SPEAKER pro tempore, Mr. SNYDER, pursuant to clause 8, rule XX, announced the further unfinished business to be the motion to suspend the rules and pass the bill (H.R. 1722) to designate the facility of the United States Postal Service located at 601 Banyan Trail Boca Raton, Florida, as the "Leonard W. Herman Post Office".

The question being put, Will the House suspend the rules and pass said bill?

The vote was taken by electronic device.

It was decided in the affirmative ..... Yeas ..... 417 Nays ..... 0

¶72.46 [Roll No. 401] YEAS—417

- Abercrombie Davis, Jo Ann Jackson-Lee Ackerman Davis, Lincoln (TX) Aderholt Davis, Tom Jefferson Akin Deal (GA) Jindal Alexander DeFazio Johnson (GA) Allen Delahunt Johnson (IL) Altmire DeLauro Johnson, E. B. Andrews Dent Johnson, Sam Arcuri Diaz-Balart, L. Jones (NC) Baca Diaz-Balart, M. Jordan Bachmann Dicks Kagen Bachus Dingell Kanjorski Baker Doggett Kaptur Baldwin Donnelly Keller Barrett (SC) Doolittle Kennedy Barrow Doyle Kildee Bartlett (MD) Drake Kilpatrick Barton (TX) Dreier Kind Bean Duncan King (IA) Becerra Edwards King (NY) Berman Ehlers Kingston Berry Ellison Klein (FL) Biggett Ellsworth Kline (MN) Bilbray Emanuel Knollenberg Bilirakis Emerson Kucinich Bishop (GA) Engel Kuhl (NY) Bishop (NY) English (PA) LaHood Bishop (UT) Eshoo Lamborn Blackburn Etheridge Lampson Blumenauer Everett Langevin Blunt Fallin Lantos Boehner Farr Larsen (WA) Bonner Fattah Larson (CT) Bono Feeney Latham Boozman Ferguson LaTourette Boren Filner Lee Boswell Flake Levin Boucher Forbes Lewis (CA) Boustany Fortenberry Lewis (GA) Boyd (FL) Fossella Lewis (KY) Brady (PA) Foss Linder Brady (TX) Frank (MA) Lipinski Braley (IA) Franks (AZ) LoBiondo Brown (SC) Frelinghuysen Loeb sack Brown-Waite, Gallegly Lofgren, Zoe Ginny Garrett (NJ) Lowey Buchanan Gerlach Lucas Burgess Gerlach Lungren, Daniel E. Burton (IN) Gilchrist Lynch Butterfield Gillibrand Mack Buyer Gillmor Mahoney (FL) Calvert Gingrey Mahoney (NY) Camp (MI) Gonzalez Manzullo Campbell (CA) Goode Marchant Cannon Gutierrez McCollum (MN) Cantor Hall (NY) McCotter Carter Hall (TX) McCreery Castle Hare McDermott Castor Harman McHenry Chabot Hastert McHugh Chandler Hastings (FL) McIntyre Clarke Hastings (WA) McKeon Clay Hayes McNerney Cleaver Heller McNulty Clyburn Hensarling Meehan Coble Henger Meek (FL) Cohen Herse th Sandlin Meeks (NY) Cole (OK) Higgins Melancon Conaway Hill Mica Conyers Hinchey Michaud Cooper Hinojosa Miller (FL) Costa Hirono Miller (MI) Costello Hobson Miller (NC) Courtney Hodes Miller, Gary Miller, George Cramer Hoekstra Miller, George Mitchell Crenshaw Holden Mitchell Crowley Crowley Mollohan Cubin Honda Moore (KS) Cuellar Hooley Moore (WI) Culberson Hoyer Moran (KS) Cummings Hulshof Moran (VA) Davis (AL) Inglis (SC) Murphy (CT) Davis (CA) Inslee Murphy, Patrick Davis (IL) Israel Murphy, Tim Davis (KY) Issa Murtha Davis, David Jackson (IL) Musgrave

Myrick  
Nadler  
Napolitano  
Neal (MA)  
Neugebauer  
Nunes  
Oberstar  
Obey  
Oliver  
Ortiz  
Pallone  
Pascarell  
Pastor  
Paul  
Payne  
Pearce  
Pence  
Perlmutter  
Peterson (MN)  
Petri  
Pickering  
Pitts  
Platts  
Poe  
Pomeroy  
Porter  
Price (GA)  
Price (NC)  
Price (OH)  
Rahall  
Ramstad  
Rangel  
Regula  
Rehberg  
Reichert  
Renzi  
Reyes  
Reynolds  
Rodriguez  
Rogers (AL)  
Rogers (KY)  
Rogers (MI)  
Rohrabacher  
Ros-Lehtinen  
Roskam  
Ross  
Rothman

Roybal-Allard  
Royce  
Ruppersberger  
Rush  
Ryan (OH)  
Ryan (WI)  
Salazar  
Sali  
Sánchez, Linda  
T.  
Sanchez, Loretta  
Sarbanes  
Saxton  
Schakowsky  
Schiff  
Schmidt  
Schwartz  
Scott (GA)  
Scott (VA)  
Sensenbrenner  
Serrano  
Sessions  
Sestak  
Shadegg  
Shea-Porter  
Sherman  
Shimkus  
Shuler  
Shuster  
Simpson  
Sires  
Skelton  
Slaughter  
Smith (NE)  
Smith (NJ)  
Smith (TX)  
Smith (WA)  
Snyder  
Solis  
Souder  
Space  
Spratt  
Stark  
Stearns  
Stupak  
Sullivan  
Sutton

Tancredo  
Tanner  
Tauscher  
Taylor  
Terry  
Thompson (CA)  
Thompson (MS)  
Thornberry  
Tiahrt  
Tiberi  
Tierney  
Towns  
Turner  
Udall (CO)  
Udall (NM)  
Upton  
Van Hollen  
Velazquez  
Visclosky  
Walberg  
Walden (OR)  
Walz (MN)  
Wamp  
Wasserman  
Schultz  
Waters  
Watson  
Watt  
Waxman  
Weiner  
Welch (VT)  
Weldon (FL)  
Weller  
Westmoreland  
Wexler  
Whitfield  
Wicker  
Wilson (NM)  
Wilson (OH)  
Wilson (SC)  
Wolf  
Woolsey  
Wu  
Wynn  
Yarmuth  
Young (AK)  
Young (FL)

NOT VOTING—15

Baird  
Berkley  
Brown, Corrine  
DeGette  
Gohmert  
Hunter

Jones (OH)  
Kirk  
McGovern  
McMorris  
Rodgers  
Peterson (PA)

Putnam  
Radanovich  
Shays  
Walsh (NY)

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said bill.

72.47 PRIVILEGES OF THE HOUSE

Mr. ROGERS of Michigan, pursuant to rule IX, rose to a question of the privileges of the House and submitted the following resolution (H. Res. 428):

Whereas the Code of Official Conduct provides that a Member "may not condition the inclusion of language to provide funding for a Congressional earmark . . . on any vote cast by another member";

Whereas Chairman Reyes filed the Report to accompany the bill H.R. 2082, the Intelligence Authorization Act for Fiscal Year 2008;

Whereas the report states that, with respect to the requirements of clause 9 of House Rule XXI, "The following table provides the list of such provisions included in the bill or report," and includes a table of 26 items identifying "Requesting Member," "Subject," and "Dollar Amount (in Thousands)";

Whereas the referenced table includes an item denoted as: Requesting Member, Mr. Murtha; Subject, NATIONAL INTELLIGENCE PROGRAM COMMUNITY MAN-

AGEMENT ACCOUNT—National Drug Intelligence Center; Dollar Amount, \$23 million;

Whereas the Gentleman from Michigan, Mr. Rogers, offered and voted for a motion to recommit the bill to change the provisions of the aforementioned Murtha earmark during its consideration in the House;

Whereas as a result of Mr. Rogers' motion and vote on the Murtha earmark, the Gentleman from Pennsylvania, Mr. Murtha subsequently threatened to withdraw support for earmarks providing funding for projects located in the Gentleman from Michigan's district;

Whereas on May 17, 2007, in the House Chamber, the Gentleman from Pennsylvania stated, in a loud voice words to the effect, to the Gentleman from Michigan as a result of offering and voting for the motion to recommit, "I hope you don't have any earmarks in the defense appropriation bill because they are gone and you will not get any earmarks now and forever.";

Whereas the Gentleman from Michigan responded, in words to the effect, "this is not the way we do things here and is that supposed to make me afraid of you?";

Whereas the Gentleman from Pennsylvania raised his voice, pointed his finger and stated, in words to the effect, "that's the way I do it.";

Whereas the gentleman from Pennsylvania (Mr. Murtha) is the ninth most senior member of Congress, whose seniority ranks him over 426 of his 433 colleagues in the House;

Whereas the gentleman from Pennsylvania chairs the Appropriations Subcommittee on Defense;

Whereas the gentleman from Pennsylvania (Mr. Murtha), the second-ranking and second longest serving Democrat on the Appropriations Committee, has been described in numerous media accounts as a master of the legislative process and an expert on earmarks; and

Whereas the gentleman from Pennsylvania (Mr. Murtha) has stated that he is a former member of the House Committee on Standards of Official Conduct, whose members are among the most knowledgeable in the House concerning the ethical obligations of Members of Congress: Now, therefore, be it

Resolved, That the Member from Pennsylvania, Mr. Murtha has been guilty of a violation of the Code of Official Conduct and merits the reprimand of the House for the same.

The SPEAKER pro tempore, Mr. SNYDER, ruled that the resolution submitted did present a question of the privileges of the House.

Mr. HOYER moved to lay the resolution on the table.

The question being put, viva voce, Will the House lay the resolution on the table?

The SPEAKER pro tempore, Mr. SNYDER, announced that the yeas had it.

Mr. ROGERS of Michigan, demanded a recorded vote on said motion, which demand was supported by one-fifth of a quorum, so a recorded vote was ordered.

It was decided in the affirmative .....	Yeas .....	219	
		Nays .....	189
		Answered present	13

72.48 [Roll No. 402] AYES—219

Abercrombie  
Ackerman  
Allen  
Altmire  
Andrews

Arcuri  
Baca  
Baldwin  
Barrow  
Bean

Becerra  
Berman  
Berry  
Bishop (GA)  
Bishop (NY)

Boren  
Boswell  
Boucher  
Boyd (FL)  
Boyda (KS)  
Brady (PA)  
Braley (IA)  
Butterfield  
Capps  
Capuano  
Cardoza  
Carnahan  
Carney  
Carson  
Castor  
Chandler  
Clarke  
Clay  
Cleaver  
Clyburn  
Cohen  
Conyers  
Costa  
Costello  
Courtney  
Cramer  
Cromley  
Cuellar  
Cummings  
Davis (AL)  
Davis (CA)  
Davis (IL)  
Davis, Lincoln  
DeFazio  
DeLauro  
Dicks  
Dingell  
Doggett  
Donnelly  
Doyle  
Edwards  
Ellison  
Ellsworth  
Emanuel  
Engel  
Eshoo  
Etheridge  
Farr  
Fattah  
Filner  
Frank (MA)  
Giffords  
Gillibrand  
Gonzalez  
Gordon  
Green, Al  
Grijalva  
Gutierrez  
Hall (NY)  
Hare  
Harman  
Hastings (FL)  
Herseth Sandlin  
Higgins  
Hill  
Hinchev  
Hinojosa  
Hirono  
Hodes

Holden  
Holt  
Honda  
Hooley  
Hoyer  
Inslie  
Israel  
Jackson (IL)  
Jackson-Lee  
(TX)  
Jefferson  
Johnson (GA)  
Johnson, E. B.  
Kagen  
Kanjorski  
Kaptur  
Kennedy  
Kildee  
Kilpatrick  
Kind  
Klein (FL)  
Kucinich  
Lampson  
Langevin  
Lantos  
Larsen (WA)  
Larson (CT)  
Lee  
Levin  
Lewis (GA)  
Lipinski  
Loebback  
Lofgren, Zoe  
Lowe  
Lynch  
Mahoney (FL)  
Maloney (NY)  
Markey  
Marshall  
Matsui  
McCarthy (NY)  
McCollum (MN)  
McDermott  
McGovern  
McIntyre  
McNerney  
McNulty  
Meehan  
Meek (FL)  
Meeks (NY)  
Melancon  
Michaud  
Miller (NC)  
Miller, George  
Mitchell  
Mollohan  
Moore (KS)  
Moore (WI)  
Moran (VA)  
Murphy (CT)  
Murphy, Patrick  
Murphy, Tim  
Murtha  
Nadler  
Napolitano  
Neal (MA)  
Oberstar  
Obey  
Oliver

Ortiz  
Pallone  
Pascarell  
Pastor  
Payne  
Perlmutter  
Peterson (MN)  
Pomeroy  
Price (NC)  
Rahall  
Rangel  
Reyes  
Rodriguez  
Ross  
Rothman  
Ruppersberger  
Rush  
Ryan (OH)  
Salazar  
Sánchez, Linda  
T.  
Sanchez, Loretta  
Sarbanes  
Schakowsky  
Schiff  
Schwartz  
Scott (GA)  
Scott (VA)  
Serrano  
Sestak  
Shea-Porter  
Sherman  
Sires  
Skelton  
Slaughter  
Smith (WA)  
Solis  
Space  
Spratt  
Stark  
Stupak  
Sutton  
Tanner  
Tauscher  
Taylor  
Thompson (CA)  
Thompson (MS)  
Tierney  
Towns  
Udall (CO)  
Udall (NM)  
Van Hollen  
Velazquez  
Visclosky  
Walz (MN)  
Wasserman  
Schultz  
Waters  
Watson  
Watt  
Waxman  
Weiner  
Welch (VT)  
Wexler  
Wilson (OH)  
Woolsey  
Wu  
Wynn  
Yarmuth

NOES—189

Aderholt  
Akin  
Alexander  
Bachmann  
Bachus  
Baker  
Bartlett (MD)  
Barton (TX)  
Biggert  
Bilbray  
Bilirakis  
Bishop (UT)  
Blackburn  
Blumenauer  
Blunt  
Boehner  
Bono  
Boozman  
Boustany  
Brady (TX)  
Brown (SC)  
Brown-Waite,  
Ginny  
Buchanan  
Burgess  
Burton (IN)  
Buyer  
Calvert  
Camp (MI)

Campbell (CA)  
Cannon  
Cantor  
Capito  
Carter  
Castle  
Chabot  
Coble  
Cole (OK)  
Conaway  
Cooper  
Crenshaw  
Cubin  
Culberson  
Davis (KY)  
Davis, David  
Davis, Jo Ann  
Davis, Tom  
Deal (GA)  
Dent  
Diaz-Balart, L.  
Diaz-Balart, M.  
Doolittle  
Drake  
Dreier  
Duncan  
Ehlers  
Emerson  
English (PA)

Everett  
Fallin  
Feeney  
Ferguson  
Flake  
Forbes  
Fortenberry  
Fossella  
Foxo  
Franks (AZ)  
Frelinghuysen  
Gallegly  
Garrett (NJ)  
Gerlach  
Gillmor  
Gingrey  
Gohmert  
Goode  
Goodlatte  
Granger  
Graves  
Hall (TX)  
Hastert  
Hayes  
Heller  
Hensarling  
Herger  
Hobson  
Hoekstra

Hulshof	Miller (MI)	Saxton
Inglis (SC)	Miller, Gary	Schmidt
Issa	Moran (KS)	Sensenbrenner
Jindal	Musgrave	Sessions
Johnson (IL)	Myrick	Shadegg
Johnson, Sam	Neugebauer	Shimkus
Jordan	Nunes	Shuster
Keller	Paul	Simpson
King (IA)	Pearce	Smith (NE)
King (NY)	Pence	Smith (NJ)
Kingston	Peterson (PA)	Smith (TX)
Knollenberg	Petri	Souder
Kuhl (NY)	Pickering	Stearns
LaHood	Pitts	Sullivan
Lamborn	Platts	Tancredo
Latham	Poe	Terry
LaTourette	Porter	Thornberry
Lewis (GA)	Price (GA)	Tiahrt
Lewis (KY)	Pryce (OH)	Tiberi
Linder	Radanovich	Turner
LoBiondo	Ramstad	Upton
Lucas	Regula	Walberg
Lungren, Daniel	Rehberg	Walden (OR)
E.	Reichert	Wamp
Mack	Renzi	Weldon (FL)
Manzullo	Reynolds	Weller
Marchant	Rogers (AL)	Westmoreland
McCarthy (CA)	Rogers (KY)	Whitfield
McCotter	Rogers (MI)	Wicker
McCrery	Rohrabacher	Wilson (NM)
McHenry	Ros-Lehtinen	Wilson (SC)
McHugh	Roskam	Wolf
McKeon	Royce	Young (AK)
Mica	Ryan (WI)	Young (FL)
Miller (FL)	Sali	

ANSWERED "PRESENT"—13

Barrett (SC)	Hastings (WA)	Roybal-Allard
Bonner	Jones (NC)	Shuler
Delahunt	Kline (MN)	Snyder
Gilchrest	Matheson	
Green, Gene	McCaul (TX)	

NOT VOTING—11

Baird	Jones (OH)	Shays
Berkley	Kirk	Walsh (NY)
Brown, Corrine	McMorris	
DeGette	Rodgers	
Hunter	Putnam	

So the motion to lay the resolution on the table was agreed to.

A motion to reconsider the vote whereby said motion was agreed to was, by unanimous consent, laid on the table.

¶72.49 PROVIDING FOR CONSIDERATION OF H.R. 1100

Ms. CASTOR, by direction of the Committee on Rules, reported (Rept. No. 110-165) the resolution (H. Res. 429) providing for consideration of the bill (H.R. 1100) to revise the boundary of the Carl Sandburg Home National Historic Site in the State of North Carolina, and for other purposes.

When said resolution and report were referred to the House Calendar and ordered printed.

¶72.50 CLERK TO CORRECT ENGROSSMENT—H.R. 1427

On motion of Mr. VAN HOLLEN, by unanimous consent,

*Ordered*, That in the engrossment of the bill (H.R. 1427) to reform the regulation of certain housing-related Government-sponsored enterprises, and for other purposes, the Clerk be authorized to correct section numbers, punctuation, cross-references, and the table of contents, and to make such other technical and conforming changes as may be necessary to reflect the actions of the House in amending the bill.

¶72.51 SENATE BILL REFERRED

A bill of the Senate of the following title was taken from the Speaker's

table and, under the rule, referred as follows:

S. 254. An Act to award posthumously a Congressional gold medal to Constantino Brumidi, to the Committee on Financial Services.

¶72.52 LEAVE OF ABSENCE

By unanimous consent, leave of absence was granted—

To Mr. KIRK, for today;  
To Mrs. McMORRIS ROGERS, for the week of May 21;

To Ms. Corrine BROWN of Florida, for May 21 and today;

To Ms. BERKLEY, for today after 4 p.m.; and

To Ms. BORDALLO, for today and balance of the week.

And then,

¶72.53 ADJOURNMENT

On motion of Mr. ROHRBACHER, at 10 o'clock and 24 minutes p.m., the House adjourned.

¶72.54 REPORTS OF COMMITTEES ON PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XIII, reports of committees were delivered to the Clerk for printing and reference to the proper calendar, as follows:

Mr. LANTOS: Committee on Foreign Affairs. H.R. 957. A bill to amend the Iran Sanctions Act of 1996 to expand and clarify the entities against which sanctions may be imposed; with an amendment (Rept. 110-163 Pt. 1). Ordered to be printed.

Mr. RAHALL: Committee on Natural Resources. H.R. 65. A bill to provide for the recognition of the Lumbee Tribe of North Carolina, and for other purposes; with an amendment (Rept. 110-164). Referred to the Committee of the Whole House on the state of the Union.

Mr. ARCURI: Committee on Rules. House Resolution 429. Resolution providing for consideration of the bill (H.R. 1100) to revise the boundary of the Carl Sandburg Home National Historic Site in the State of North Carolina, and for other purposes (Rept. 110-165). Referred to the House Calendar.

¶72.55 TIME LIMITATION OF REFERRED BILL

Pursuant to clause 2 of rule XII the following action was taken by the Speaker:

H.R. 957. Referral to the Committees on Financial Services and Ways and Means extended for a period ending not later than June 29, 2007.

¶72.56 COMMITTEE DISCHARGED

Pursuant to clause 2 of rule XII the Committee on Oversight and Government Reform discharged from further consideration of H.R. 957.

¶72.57 PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XII, public bills and resolutions were introduced and severally referred, as follows:

By Mr. PETERSON of Minnesota:  
H.R. 2419. A bill to provide for the continuation of agricultural programs through fiscal year 2012, and for other purposes; to the Committee on Agriculture, and in addition to the Committee on Foreign Affairs, for a period to be subsequently determined by the

Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. LANTOS (for himself, Mr. SMITH of New Jersey, Mr. MARKEY, Mr. MEEKS of New York, Mr. SIRES, Ms. WATSON, Mr. DELAHUNT, Mr. BERMAN, Mr. CROWLEY, Mr. WEXLER, Mr. ENGEL, Mr. FALOMAVAEGA, Mr. ACKERMAN, Mr. SHERMAN, Ms. WOOLSEY, Mr. MILLER of North Carolina, Mr. KLEIN of Florida, Mr. PAYNE, Mr. SMITH of Washington, Mr. CARNAHAN, Ms. LINDA T. SANCHEZ of California, Mr. WU, Mr. HINOJOSA, Mr. INSLEE, Ms. JACKSON-LEE of Texas, and Ms. GIFFORDS):

H.R. 2420. A bill to declare United States policy on international climate cooperation, to authorize assistance to promote clean and efficient energy technologies in foreign countries, and to establish the International Clean Energy Foundation; to the Committee on Foreign Affairs.

By Mr. OBERSTAR (for himself, Mr. DINGELL, Mr. EHLERS, Ms. EDDIE BERNICE JOHNSON of Texas, Mr. SAXTON, Mr. TAYLOR, Mr. PLATTS, Mr. HIGGINS, Mr. LOBIONDO, Mr. COHEN, Mr. SHAYS, Mr. DEFazio, Mr. KIRK, Mr. NADLER, Mr. WALSH of New York, Ms. MATSUI, Mr. CASTLE, Mrs. TAUSCHER, Mr. SMITH of New Jersey, Mr. FILNER, Ms. CORRINE BROWN of Florida, Mr. CAPUANO, Ms. HIRONO, Mr. KAGEN, Mr. BISHOP of New York, Mr. CUMMINGS, Ms. CARSON, Mr. MCNERNEY, Mr. ARCURI, Mr. CARNAHAN, Ms. NORTON, Mr. HALL of New York, Mr. DOGGETT, Mr. GRIJALVA, Mr. PALLONE, Mr. SCOTT of Virginia, Mr. BRADY of Pennsylvania, Mr. HINCHEY, Ms. SCHWARTZ, Mr. KUCINICH, Mr. THOMPSON of California, Mr. WEXLER, Mr. GEORGE MILLER of California, Ms. MCCOLLUM of Minnesota, Ms. ESHOO, Mr. HASTINGS of Florida, Mr. BLUMENAUER, Mr. BERMAN, Mr. KILDEE, Ms. HOOLEY, Mr. SERRANO, Mr. WAXMAN, Mrs. CAPPs, Mr. MORAN of Virginia, Mr. SARBANES, Mr. PATRICK MURPHY of Pennsylvania, Mr. FRANK of Massachusetts, Mr. DOYLE, Mr. LANTOS, Mr. LEVIN, Mr. OLVER, Mr. PAYNE, Mr. HONDA, Mr. ABERCROMBIE, Mr. CHANDLER, Mr. CROWLEY, Ms. MOORE of Wisconsin, Mr. McNULTY, Mr. MOORE of Kansas, Ms. CASTOR, Mr. COURTNEY, Mr. JACKSON of Illinois, Mr. SPRATT, Mr. CLAY, Mr. McDERMOTT, Mr. ACKERMAN, Mr. WYNN, Mr. LANGEVIN, Mr. VISLOSKEY, Ms. WOOLSEY, Mrs. LOWEY, Mr. SIRES, Mr. HODES, Mr. STARK, Mr. KAPTUR, Mr. DELAHUNT, Ms. ZOE LOFGREN of California, Mr. MURPHY of Connecticut, Mr. KANJORSKI, Mr. ROTHMAN, Mr. PASCRELL, Mr. UDALL of New Mexico, Ms. SUTTON, Ms. SCHAKOWSKY, Mr. HOLT, Ms. BALDWIN, Mr. SCHIFF, Mr. GONZALEZ, Mr. SHERMAN, Mr. FARR, Ms. SLAUGHTER, Mr. ALLEN, Mrs. DAVIS of California, Mr. MCGOVERN, Ms. JACKSON-LEE of Texas, Mr. TOWNS, Mr. ANDREWS, Mr. GORDON, Ms. BEAN, Ms. SOLIS, Mr. KLEIN of Florida, Mr. THOMPSON of Mississippi, Ms. LORETTA SANCHEZ of California, Mr. NEAL of Massachusetts, Ms. ROYBAL-ALLARD, Mr. WU, Mr. TIERNEY, Mr. WEINER, Mr. VAN HOLLEN, Mr. ELLISON, Mr. RUPPERSBERGER, Ms. CLARKE, Ms. WASSERMAN SCHULTZ, Mr. RYAN of Ohio, Mrs. CHRISTENSEN, Mr. MARKEY, Mr. MEEHAN, Mr. CLEAVER, Mr. ENGEL, Mr. DAVIS of Alabama, Ms. KILPATRICK, Mrs. MCCARTHY of New

York, Ms. SHEA-PORTER, Mr. DICKS, Mr. KIND, Mr. LARSON of Connecticut, Mr. KENNEDY, Mr. LEWIS of Georgia, Mr. WELCH of Vermont, Mr. GUTIERREZ, Mr. PRICE of North Carolina, Mr. COOPER, Mr. RUSH, Mr. CONYERS, Mr. STUPAK, Ms. LINDA T. SANCHEZ of California, Ms. WATERS, Ms. HARMAN, Mr. BUTTERFIELD, Mr. YARMUTH, Mr. DAVIS of Illinois, Ms. DEGETTE, Mr. INSLEE, Ms. LEE, Mr. FATTAH, Mr. RANGEL, Ms. DELAURO, and Mr. LYNCH):

H.R. 2421. A bill to amend the Federal Water Pollution Control Act to clarify the jurisdiction of the United States over waters of the United States; to the Committee on Transportation and Infrastructure.

By Mr. GONZALEZ:

H.R. 2422. A bill to require railroad carriers to prepare and maintain a plan for notifying local emergency responders before transporting hazardous materials through their jurisdictions; to the Committee on Transportation and Infrastructure.

By Mr. LATOURETTE (for himself, Mr. BAKER, Mr. GILCHREST, Mr. EHLERS, and Mrs. MILLER of Michigan):

H.R. 2423. A bill to provide for the management and treatment of ballast water to prevent the introduction of nonindigenous aquatic species into coastal and inland waters of the United States, and for other purposes; to the Committee on Transportation and Infrastructure.

By Mr. PAUL:

H.R. 2424. A bill to repeal the Gun-Free School Zones Act of 1990 and amendments to that Act; to the Committee on the Judiciary.

By Mr. BOOZMAN:

H.R. 2425. A bill to amend the Controlled Substances Act to provide enhanced penalties for marketing controlled substances to minors; to the Committee on the Judiciary, and in addition to the Committee on Energy and Commerce, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. BOSWELL (for himself, Mr. MORAN of Kansas, and Mr. SALAZAR):

H.R. 2426. A bill to require the Secretary of Energy to award funds to study the feasibility of constructing dedicated ethanol pipelines, to address technical factors that prevent transportation of ethanol in existing pipelines, and to increase the energy, economic, and environmental security of the United States, and for other purposes; to the Committee on Transportation and Infrastructure.

By Mr. BARROW:

H.R. 2427. A bill to require that an independent review of the efficiency and effectiveness of all headquarters offices of USDA Rural Development and the Natural Resource Conservation Service be carried out before any county Rural Development office may be merged with a county office of the Natural Resource Conservation Service or any county office of the Natural Resource Conservation Service may be merged with a county Rural Development office; to the Committee on Agriculture.

By Mr. EDWARDS (for himself, Mr. LAMPSON, and Mr. COSTA):

H.R. 2428. A bill to enhance the efficiency of bioenergy and biomass research and development programs through improved coordination and collaboration between the Department of Agriculture, the Department of Energy, and land-grant colleges and universities, and for other purposes; to the Committee on Agriculture.

By Mr. THOMPSON of California (for himself and Mr. SAM JOHNSON of Texas):

H.R. 2429. A bill to amend title XVIII of the Social Security Act to provide an exception

to the 60-day limit on Medicare reciprocal billing arrangements between two physicians during the period in which one of the physicians is ordered to active duty as a member of a reserve component of the Armed Forces; to the Committee on Energy and Commerce, and in addition to the Committee on Ways and Means, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. CASTLE (for himself and Mr. MCKEON):

H.R. 2430. A bill to amend the Department of Education Organization Act and the Carl D. Perkins Career and Technical Education Act of 2006 to redesignate the Office of Vocational and Adult Education; to the Committee on Education and Labor.

By Mr. CUELLAR (for himself and Mr. REHBERG):

H.R. 2431. A bill to authorize appropriations for border and transportation security personnel and technology, and for other purposes; to the Committee on Homeland Security.

By Mr. DEAL of Georgia (for himself, Mr. BARTON of Texas, Mr. PITTS, Mr. UPTON, Mr. FERGUSON, Mrs. BLACKBURN, Mr. TERRY, Mr. LAMBORN, and Mr. CONAWAY):

H.R. 2432. A bill to extend for 3 months transitional medical assistance (TMA) and the abstinence education program, and for other purposes; to the Committee on Energy and Commerce.

By Mr. DEFAZIO:

H.R. 2433. A bill to prohibit the designation of any agency, bureau, or other entity of the Department of Homeland Security as a separate agency or bureau for purposes of post employment restrictions in title 18, United States Code; to the Committee on the Judiciary.

By Mrs. DRAKE:

H.R. 2434. A bill to amend title 38, United States Code, to require the Secretary of Veterans Affairs to provide regular notice to individuals submitting claims for benefits administered by the Secretary on the status of such claims; to the Committee on Veterans' Affairs.

By Mr. AL GREEN of Texas (for himself, Ms. LINDA T. SANCHEZ of California, Mr. LYNCH, Mr. MICHAUD, Mr. FATTAH, Mr. GENE GREEN of Texas, Mr. HARE, Mr. HOLDEN, Ms. JACKSON-LEE of Texas, Mr. GRIJALVA, Ms. DELAURO, and Ms. EDDIE BERNICE JOHNSON of Texas):

H.R. 2435. A bill to amend the Occupational Safety and Health Act to provide for criminal liability for willful safety standard violations resulting in the death of contract employees; to the Committee on Education and Labor, and in addition to the Committee on the Judiciary, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Ms. HOOLEY (for herself, Mr. WU, Mr. DEFAZIO, Mr. BLUMENAUER, Mr. HONDA, Mr. LIPINSKI, and Mr. KIND):

H.R. 2436. A bill to strengthen the capacity of eligible institutions to provide instruction in nanotechnology; to the Committee on Science and Technology.

By Mr. ISRAEL (for himself, Mr. MATHESON, and Mr. SHIMKUS):

H.R. 2437. A bill to provide for the establishment of an energy efficiency and renewable energy finance and investment advisory committee; to the Committee on Energy and Commerce.

By Mr. JORDAN (for himself and Mr. ELLSWORTH):

H.R. 2438. A bill to amend title 18, United States Code, to deter public corruption; to the Committee on the Judiciary.

By Mrs. LOWEY (for herself, Mr. GRIJALVA, Ms. WASSERMAN SCHULTZ, and Mr. ETHERIDGE):

H.R. 2439. A bill to amend the Internal Revenue Code of 1986 to reward those Americans who provide volunteer services in times of national need; to the Committee on Ways and Means.

By Mr. LYNCH (for himself, Mr. PLATTS, Mr. KLEIN of Florida, Mr. ROYCE, Mr. CARNEY, and Mrs. MALONEY of New York):

H.R. 2440. A bill to reauthorize the Financial Crimes Enforcement Network; to the Committee on Financial Services.

By Mr. MATHESON (for himself, Ms. BERKLEY, Mr. UDALL of Colorado, Mr. BISHOP of Utah, Mr. SALAZAR, and Mr. CANNON):

H.R. 2441. A bill to amend the Internal Revenue Code of 1986 to allow public school districts to receive no interest loans for the purchase of renewable energy systems, and for other purposes; to the Committee on Ways and Means.

By Mr. MCHUGH:

H.R. 2442. A bill to provide job creation and assistance, and for other purposes; to the Committee on Education and Labor, and in addition to the Committees on Ways and Means, the Judiciary, and Financial Services, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. POE (for himself, Mr. FILNER, Mrs. BONO, Mr. GENE GREEN of Texas, Mr. ENGLISH of Pennsylvania, Mr. ROTHMAN, Mr. DOYLE, Mrs. GILLIBRAND, Mrs. CAPPS, Mr. MELANCON, Mr. HILL, Mr. CROWLEY, Mr. BERRY, Mr. ABERCROMBIE, and Mr. CAPUANO):

H.R. 2443. A bill to amend title 49, United States Code, to suspend the authority of the Administrator of the Federal Aviation Administration to eliminate, consolidate, deconsolidate, collocate, or plan for the consolidation, deconsolidation, inter-facility reorganization, or collocation of, any air traffic control facility and services of the Administration; to the Committee on Transportation and Infrastructure.

By Mr. TIAHRT:

H.R. 2444. A bill to amend title 4, United States Code, to provide that it is especially appropriate to display the flag on Father's Day; to the Committee on the Judiciary.

By Mr. YOUNG of Alaska:

H.R. 2445. A bill to amend that Alaska Native Claims Settlement Act to recognize Alexander Creek as Native village, and for other purposes; to the Committee on Natural Resources.

By Mr. LANTOS (for himself and Ms. ROS-LEHTINEN):

H.R. 2446. A bill to reauthorize the Afghanistan Freedom Support Act of 2002, and for other purposes; to the Committee on Foreign Affairs.

By Mr. SMITH of New Jersey (for himself, Mr. PAYNE, Mr. PITTS, Mr. FORTENBERRY, Mr. LINCOLN DIAZ-BALART of Florida, Mr. BURTON of Indiana, Mr. BERMAN, Mr. ROYCE, Mr. ROHRBACHER, Ms. WATSON, Mr. SAM JOHNSON of Texas, Mr. RENZI, Mr. BOOZMAN, Mr. WELDON of Florida, Mr. DANIEL E. LUNGREN of California, Mr. CHABOT, Mr. MCCOTTER, Mr. LOBIONDO, Mrs. JO ANN DAVIS of Virginia, Mrs. MUSGRAVE, Mr. HOEKSTRA, Mr. FRELINGHUYSEN, Mr. FERGUSON, Mr. MANZULLO, Mr. SHUSTER, Mr. POE, Mr. MARIO DIAZ-BALART of Florida, Mr. STEARNS, Mr. SOUDER,



Mr. INGLIS of South Carolina, Mr. HERGER, and Mr. GALLEGLY):

H. Con. Res. 151. Concurrent resolution noting the disturbing pattern of killings of dozens of independent journalists in Russia over the last decade, and calling on Russian President Vladimir Putin to authorize cooperation with outside investigators in solving those murders; to the Committee on Foreign Affairs.

By Mr. LANTOS (for himself, Ms. ROSLEHTINEN, Mr. ACKERMAN, Mr. WEXLER, Mr. SHERMAN, Mr. CROWLEY, Mr. ENGEL, Mr. KLEIN of Florida, Mr. BERMAN, Mr. FALCOMA, and Mr. BURTON of Indiana):

H. Con. Res. 152. Concurrent resolution relating to the 40th anniversary of the reunification of the City of Jerusalem; to the Committee on Foreign Affairs.

By Mr. GILCHREST (for himself, Mr. CASTLE, Mr. GILLMOR, Mr. MCHUGH, Mr. MORAN of Virginia, Mr. BARTLETT of Maryland, Mr. SHAYS, and Mr. KIRK):

H. Con. Res. 153. Concurrent resolution expressing the sense of the Congress regarding the need for a nationwide diversified energy portfolio, and for other purposes; to the Committee on Energy and Commerce.

By Ms. ROSLEHTINEN:

H. Con. Res. 154. Concurrent resolution expressing the sense of Congress that the fatal radiation poisoning of Russian dissident and writer Alexander Litvinenko raises significant concerns about the potential involvement of elements of the Russian Government in Mr. Litvinenko's death and about the security and proliferation of radioactive materials; to the Committee on Foreign Affairs.

By Mr. MCGOVERN (for himself, Mr. PITTS, Mr. ENGEL, Mr. SMITH of New Jersey, Mr. PAYNE, Mr. LANTOS, Ms. MCCOLLUM of Minnesota, Mr. RUSH, Mr. LYNCH, Ms. BALDWIN, Mr. WEXLER, Ms. SUTTON, Mr. FARR, Mr. FATTAH, Ms. DELAUNO, Ms. SCHAKOWSKY, Ms. WATSON, Ms. JACKSON-LEE of Texas, Mr. GUTIERREZ, Ms. WOOLSEY, Mr. HINCHEY, Ms. LEE, Mr. McDERMOTT, and Ms. MOORE of Wisconsin):

H. Res. 426. A resolution recognizing 2007 as the Year of the Rights of Internally Displaced Persons in Colombia, and offering support for efforts to ensure that the internally displaced people of Colombia receive the assistance and protection they need to rebuild their lives successfully; to the Committee on Foreign Affairs.

By Mr. LANTOS (for himself and Mr. SHAYS):

H. Res. 427. A resolution urging the Government of Canada to end the commercial seal hunt; to the Committee on Foreign Affairs.

By Mr. ROGERS of Michigan:

H. Res. 428. A resolution raising a question of the privileges of the House.

By Mr. VAN HOLLEN (for himself, Mr. LANTOS, Mr. CUMMINGS, Mr. GILCHREST, and Mr. ACKERMAN):

H. Res. 430. A resolution calling on the Government of the Islamic Republic of Iran to immediately release Dr. Haleh Esfandiari; to the Committee on Foreign Affairs.

#### ¶72.58 MEMORIALS

Under clause 3 of rule XII, memorials were presented and referred as follows:

67. The SPEAKER presented a memorial of the House of Representatives of the State of Michigan, relative to House Resolution No. 64 memorializing the Congress of the United States to take action to investigate and provide remedies for those injured by the recent contamination of pet food and deaths of family pets; to the Committee on Energy and Commerce.

68. Also, a memorial of the House of Representatives of the State of Michigan, relative to House Resolution No. 77 memorializing the Congress of the United States to fund fully the Select Michigan Agricultural Program through the United States Department of Agriculture; to the Committee on Energy and Commerce.

69. Also, a memorial of the House of Representatives of the State of Michigan, relative to House Resolution No. 88 memorializing the Congress of the United States to enact the Passenger Bill of Rights Act; to the Committee on Energy and Commerce.

#### ¶72.59 ADDITIONAL SPONSORS

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

H.R. 23: Mr. McDERMOTT, Mr. DEFAZIO, Mr. FRANK of Massachusetts, Mr. MCINTYRE, Mr. ALLEN, Mrs. CAPPS, Mr. MARKEY, Ms. BORDALLO, and Mr. COOPER.

H.R. 65: Mr. BARROW.

H.R. 67: Mr. SPACE, Mr. PEARCE, and Mr. BLUMENAUER.

H.R. 87: Mr. SHULER and Mr. KING of New York.

H.R. 98: Mr. NEUGEBAUER.

H.R. 123: Ms. LINDA T. SANCHEZ of California.

H.R. 178: Mr. WATT.

H.R. 241: Mr. SMITH of Texas.

H.R. 372: Mr. BERMAN.

H.R. 380: Mr. PAYNE and Mr. PATRICK MURPHY of Pennsylvania.

H.R. 451: Mr. GEORGE MILLER of California.

H.R. 539: Mr. CUMMINGS and Mr. WALBERG.

H.R. 549: Ms. BALDWIN.

H.R. 554: Mr. DEFAZIO.

H.R. 566: Mr. BURGESS.

H.R. 601: Mr. PAYNE.

H.R. 612: Mr. BILIRAKIS, Mr. McDERMOTT, Mr. ENGEL, Mr. BLUMENAUER, and Mr. WALZ.

H.R. 694: Mr. CUMMINGS.

H.R. 695: Mr. FERGUSON.

H.R. 734: Mr. BOYD of Florida and Mr. SARBANES.

H.R. 743: Mr. KELLER and Mr. MCCOTTER.

H.R. 760: Mr. MEEK of Florida, Mr. HASTINGS of Florida, and Mr. GONZALEZ.

H.R. 773: Ms. LEE and Mr. KUCINICH.

H.R. 821: Mr. MILLER of North Carolina and Mr. SAXTON.

H.R. 871: Mr. AL GREEN of Texas and Ms. SCHAKOWSKY.

H.R. 943: Mr. YOUNG of Alaska.

H.R. 964: Mr. CALVERT.

H.R. 969: Mr. LEWIS of Georgia, Mrs. TAUSCHER, Ms. EDDIE BERNICE JOHNSON of Texas, Mr. BISHOP of New York, Ms. SCHAKOWSKY, Mr. WAXMAN, and Mr. JACKSON of Illinois.

H.R. 971: Ms. SHEA-PORTER, Mr. HINOJOSA, and Mr. MCCAUL of Texas.

H.R. 980: Mr. PASCRELL, Ms. SLAUGHTER, Mr. BERRY, Ms. CARSON, Mr. BARROW, Ms. PRYCE of Ohio, Mr. SESTAK, Ms. KILPATRICK, Mr. HODES, Mrs. BACHMANN, Mr. PATRICK MURPHY of Pennsylvania, Mr. MURTHA, Mr. SERRANO, Mr. BUTTERFIELD, Mr. KAGEN, Mr. LANTOS, Mr. SCHIFF, Mr. BISHOP of Georgia, Mr. McNULTY, and Mrs. GILLIBRAND.

H.R. 997: Mrs. MUSGRAVE.

H.R. 1023: Mrs. JONES of Ohio, Mr. LEWIS of Georgia, and Mr. WALBERG.

H.R. 1046: Ms. BALDWIN.

H.R. 1078: Mr. ETHERIDGE and Mr. WALSH of New York.

H.R. 1091: Mr. KLEIN of Florida, Mr. ENGLISH of Pennsylvania, Mr. ROHRBACHER, and Mr. CALVERT.

H.R. 1107: Mr. MEEKS of New York.

H.R. 1108: Mr. SAXTON and Mr. WU.

H.R. 1113: Mr. WYNN, Mr. TOWNS, Mr. BISHOP of Georgia, Mr. WU, Mr. ISRAEL, Mr. JEFFERSON, Mr. RAMSTAD, Mr. SAXTON, Mr. HONDA, Ms. ROSLEHTINEN, Mr. ROTHMAN, Mr.

PATRICK MURPHY of Pennsylvania, Mr. CLAY, Mr. PAYNE, and Mr. ABERCROMBIE.

H.R. 1127: Ms. BEAN, Mr. WALBERG, Mr. AKIN, Mr. CAMP of Michigan, and Mr. PETRI.

H.R. 1134: Mr. GRIJALVA, Mr. ROTHMAN, Mr. BOOZMAN, and Mr. LANGEVIN.

H.R. 1188: Mr. GONZALEZ.

H.R. 1198: Mr. KING of New York.

H.R. 1222: Mr. TURNER, Mr. ROGERS of Alabama, and Mr. LEWIS of Georgia.

H.R. 1223: Mr. TURNER, Mr. ROGERS of Alabama, and Mr. LEWIS of Georgia.

H.R. 1224: Mr. SHAYS and Mr. WALSH of New York.

H.R. 1228: Mr. PORTER.

H.R. 1236: Mr. TIAHRT, Mr. JINDAL, Mr. FILNER, and Mr. INGLIS of South Carolina.

H.R. 1279: Ms. KAPTUR, Mr. JEFFERSON, Mr. MCCOTTER, and Mr. ABERCROMBIE.

H.R. 1280: Mr. PATRICK MURPHY of Pennsylvania.

H.R. 1293: Mr. HONDA, Mr. COHEN, Mr. SCOTT of Georgia, Mr. HINOJOSA, Mr. CRAMER, and Mr. SAXTON.

H.R. 1304: Mr. NEUGEBAUER, Mr. ALTMIRE, Mr. JORDAN, Mr. ETHERIDGE, Mr. MAHONEY of Florida, Mr. ROSS, and Mr. PORTER.

H.R. 1380: Mr. DEFAZIO, Mr. CARNEY, Mr. HONDA, and Mr. WAXMAN.

H.R. 1385: Mr. SAXTON.

H.R. 1386: Mr. RAMSTAD and Mrs. CHRISTENSEN.

H.R. 1418: Mr. MARSHALL, Mr. WILSON of South Carolina, and Mr. WOLF.

H.R. 1426: Mr. BOUCHER.

H.R. 1440: Mr. SAXTON.

H.R. 1456: Mr. FOSSELLA and Mr. FORTUÑO.

H.R. 1461: Ms. CLARKE.

H.R. 1470: Mr. WALZ of Minnesota.

H.R. 1474: Mr. WILSON of Ohio, Mr. BOSWELL, Mr. DOGGETT, Mr. BOYD of Florida, Mr. PRICE of Georgia, Mr. MITCHELL, Mr. MCGOVERN, Mrs. MALONEY of New York, Mr. RODRIGUEZ, Mr. WALBERG, and Ms. FALLIN.

H.R. 1498: Mr. McNERNEY.

H.R. 1507: Mr. FRANK of Massachusetts, Mr. RUSH, and Ms. WOOLSEY.

H.R. 1544: Mr. TOWNS and Mr. THOMPSON of Mississippi.

H.R. 1560: Mr. McNULTY and Mr. SAXTON.

H.R. 1564: Ms. LEE.

H.R. 1567: Mr. LARSEN of Washington and Mr. MORAN of Virginia.

H.R. 1576: Mr. GILLMOR and Mr. RAMSTAD.

H.R. 1582: Mr. JOHNSON of Georgia.

H.R. 1623: Mr. PAYNE.

H.R. 1638: Mr. ARCURI.

H.R. 1643: Mr. ROTHMAN.

H.R. 1655: Mr. BRALEY of Iowa.

H.R. 1688: Mr. MORAN of Virginia and Mr. FILNER.

H.R. 1709: Mr. HONDA and Mr. CARNEY.

H.R. 1719: Mr. MCHUGH.

H.R. 1735: Mr. GOHMERT.

H.R. 1748: Mrs. MCMORRIS RODGERS, Mr. YOUNG of Alaska, Mr. SHAYS, Mr. WICKER, Mr. FRANK of Massachusetts, Mr. MCCOTTER, Mr. BOOZMAN, and Mr. PAYNE.

H.R. 1761: Mr. TIAHRT.

H.R. 1783: Mr. SIRES, Mr. SARBANES, and Mr. PATRICK MURPHY of Pennsylvania.

H.R. 1797: Mr. MCCOTTER and Mr. TERRY.

H.R. 1821: Mr. BRALEY of Iowa and Mr. BECERRA.

H.R. 1857: Mr. FEENEY.

H.R. 1876: Mr. THOMPSON of Mississippi, Mr. ABERCROMBIE, Mr. KELLER, Mr. PLATTS, Mr. ENGLISH of Pennsylvania, Mr. PAUL, Mr. JONES of North Carolina, Mr. CUMMINGS, and Mr. CHABOT.

H.R. 1881: Mr. ISRAEL, Mr. TERRY, and Mr. BOSWELL.

H.R. 1889: Mr. DINGELL and Mr. MEEKS of New York.

H.R. 1890: Ms. BERKLEY.

H.R. 1893: Ms. JACKSON-LEE of Texas.

H.R. 1907: Mr. LANTOS.

H.R. 1926: Mr. BOREN, Mr. MITCHELL, Mr. LYNCH, Mr. MCGOVERN, Mr. LEWIS of Georgia, and Mr. FORBES.

H.R. 1971: Mr. ROTHMAN, Mr. MCINTYRE, Mr. KUCINICH, Ms. LEE, Mrs. DAVIS of California, Mr. FILNER, and Mrs. MYRICK.

H.R. 1975: Ms. SCHWARTZ, Mr. ROTHMAN, and Mr. JACKSON of Illinois.

H.R. 1980: Mr. HODES and Mr. DAVIS of Kentucky.

H.R. 1982: Mr. HODES.

H.R. 1984: Mr. JACKSON of Illinois.

H.R. 1992: Mr. MCHUGH, Mr. ALTMIRE, Mr. BRALEY of Iowa, Mr. JEFFERSON, and Mr. ROSS.

H.R. 2032: Mr. WAXMAN and Mr. MCGOVERN.

H.R. 2046: Mrs. MCCARTHY of New York, Mr. RODRIGUEZ, and Mr. CROWLEY.

H.R. 2063: Mr. RANGEL.

H.R. 2066: Mr. BOSWELL and Mr. MICHAUD.

H.R. 2075: Mrs. MYRICK and Mr. MCCAUL of Texas.

H.R. 2086: Mrs. MYRICK.

H.R. 2095: Mr. BOSWELL, Mr. HOLDEN, Mr. MORAN of Virginia, and Mr. ARCURI.

H.R. 2126: Ms. JACKSON-LEE of Texas.

H.R. 2129: Mr. FILNER, Mr. ALLEN, Ms. CARSON, Mr. STARK, Mr. WAXMAN, Ms. WATSON, Mr. GRIJALVA, Mr. KILDEE, Ms. LEE, Mr. GUTIERREZ, Mr. WYNN, Ms. JACKSON-LEE of Texas, Mr. PAYNE, Ms. WOOLSEY, Mr. LEWIS of Georgia, Mr. DOYLE, Mr. BLUMENAUER, Ms. CORRINE BROWN of Florida, and Mr. JACKSON of Illinois.

H.R. 2138: Mr. RANGEL and Mr. WOLF.

H.R. 2144: Mr. CAPUANO.

H.R. 2147: Mr. CUELLAR.

H.R. 2158: Mr. BILBRAY and Mr. SAXTON.

H.R. 2164: Mr. SOUDER and Mr. WALDEN of Oregon.

H.R. 2199: Mrs. BOYDA of Kansas, Mr. OBERSTAR, and Mr. BLUMENAUER.

H.R. 2203: Mr. CANTOR, Mr. SOUDER, and Mr. EHLERS.

H.R. 2214: Ms. SCHAKOWSKY and Mr. MICHAUD.

H.R. 2223: Mr. MCCOTTER.

H.R. 2239: Mr. BLUMENAUER.

H.R. 2266: Mr. GEORGE MILLER of California and Mrs. CAPPS.

H.R. 2292: Mrs. MCCARTHY of New York and Mr. MURPHY of Connecticut.

H.R. 2295: Mr. WALDEN of Oregon, Mr. STEARNS, Mr. PASTOR, Mr. LEWIS of Kentucky, Mr. LEWIS of Georgia, Mr. SENSENBRENNER, Mr. MCCOTTER, Mr. MCHENRY, Mr. ELLISON, Mr. ANDREWS, Mr. KLEIN of Florida, Mr. BRALEY of Iowa, Mr. FILNER, Mr. WILSON of South Carolina, Mr. MURPHY of Connecticut, Mr. SESTAK, Mr. EVERETT, Mr. COSTELLO, Mr. ACKERMAN, Mr. HINOJOSA, Mr. BLUMENAUER, Ms. MATSUI, Ms. PRYCE of Ohio, Mr. BERRY, Mr. DAVIS of Alabama, Mr. STUPAK, Mr. AL GREEN of Texas, Mr. SAXTON, Mr. SPACE, Mr. GRAVES, Mr. WU, Mr. KIRK, Mr. WELDON of Florida, Mr. CONAWAY, Mr. LAMPSON, and Mr. WELCH of Vermont.

H.R. 2298: Mr. SOUDER.

H.R. 2309: Mr. MARSHALL.

H.R. 2310: Mrs. MYRICK.

H.R. 2312: Mrs. BLACKBURN, Mr. CAMP of Michigan, Mr. KNOLLENBERG, Mr. MARIO DIAZ-BALART of Florida, Mr. GERLACH, and Mr. HENSARLING.

H.R. 2329: Mr. UPTON, Mr. HIGGINS, Mr. SHIMKUS, Ms. LINDA T. SANCHEZ of California, and Mr. MOORE of Kansas.

H.R. 2332: Mr. KING of New York, Ms. BERKLEY, Mr. CALVERT, Mr. PRICE of Georgia, and Mr. GARRETT of New Jersey.

H.R. 2334: Mr. PERLMUTTER and Mr. SALAZAR.

H.R. 2335: Mr. TERRY and Mr. SHAYS.

H.R. 2367: Mr. BERMAN and Mr. BLUMENAUER.

H.R. 2380: Mr. GORDON, Mr. ROGERS of Alabama, Mr. BOUCHER, Mr. WALBERG, and Mr. FEENEY.

H.R. 2399: Mr. SHULER, Mr. PATRICK MURPHY of Pennsylvania, Mr. ELLSWORTH, and Mr. WILSON of Ohio.

H.R. 2402: Mrs. GILLIBRAND, Mrs. BOYDA of Kansas, Mr. BARROW, Mr. MICHAUD, Mr. HILL, and Mr. TANNER.

H.R. 2417: Mr. TERRY.

H.J. Res. 14: Mr. ANDREWS.

H. Con. Res. 21: Mr. GARRETT of New Jersey, Mrs. MYRICK, and Mr. KNOLLENBERG.

H. Con. Res. 53: Mr. BAIRD.

H. Con. Res. 75: Mr. CONAWAY.

H. Con. Res. 80: Mr. MCDERMOTT and Ms. EDDIE BERNICE JOHNSON of Texas.

H. Con. Res. 85: Mr. GOODE, Mrs. CAPPS, Mr. CONAWAY, Mr. McNULTY, Mr. MCHUGH, and Mr. WOLF.

H. Con. Res. 102: Mr. GRIJALVA, Mr. GUTIERREZ, Ms. MCCOLLUM of Minnesota, Mr. MARKEY, Mrs. TAUSCHER, Ms. CORRINE BROWN of Florida, Mr. NADLER, Mr. ROTHMAN, Ms. KILPATRICK, Mr. PORTER, and Mr. BURTON of Indiana.

H. Con. Res. 104: Mr. SCHIFF, Mr. MCDERMOTT, Mr. DOGGETT, Mr. CASTLE, and Mr. EHLERS.

H. Con. Res. 115: Mr. SIREs.

H. Con. Res. 120: Mr. LANTOS and Mr. GINGREY.

H. Con. Res. 139: Mrs. JONES of Ohio, Mr. SMITH of New Jersey, Ms. WATSON, Mr. TANCREDO, Mrs. MUSGRAVE, and Ms. WOOLSEY.

H. Con. Res. 142: Mr. BURGESS, Mr. BLUMENAUER, Mr. MORAN of Virginia, and Mr. PLATTS.

H. Con. Res. 148: Ms. CASTOR.

H. Con. Res. 149: Mr. PICKERING and Mr. LEWIS of Georgia.

H. Res. 121: Mr. BRALEY of Iowa and Mr. PORTER.

H. Res. 233: Mr. SOUDER, Mr. ACKERMAN, Mr. PAYNE, Mr. POE, Mr. ROHRBACHER, Mr. BERMAN, Mr. COBLE, and Mr. BOOZMAN.

H. Res. 257: Mr. FARR, Mr. ENGEL, Mr. DAVIS of Illinois, Mr. BISHOP of Georgia, and Mr. HINCHEY.

H. Res. 287: Mr. STEARNS.

H. Res. 295: Mr. WU and Mr. PORTER.

H. Res. 351: Mr. GRAVES and Mr. WILSON of South Carolina.

H. Res. 378: Mrs. TAUSCHER, Mr. WALSH of New York, Mr. SHUSTER, Mr. BILBRAY, and Mr. MCNERNEY.

H. Res. 379: Mr. WILSON of South Carolina, Mr. BURTON of Indiana, Mr. FORTUÑO, Mr. BROWN of South Carolina, Mrs. JO ANN DAVIS of Virginia, Mr. BILIRAKIS, Mr. INGLIS of South Carolina, Mr. BOOZMAN, Mr. CAMPBELL of California, Ms. WATSON, Mr. SKELTON, Mr. TANCREDO, Mr. STEARNS, Mr. JEFFERSON, Mr. SMITH of New Jersey, Mr. CASTLE, Mr. GINGREY, Mrs. EMERSON, Mr. CULBERSON, Mr. GILLMOR, Mr. PASCRELL, Mr. AL GREEN of Texas, Mr. PASCRELL, and Mr. GENE GREEN of Texas.

H. Res. 395: Ms. CARSON, Mr. BURTON of Indiana, Mr. ROYCE, Mr. PENCE, Mr. INGLIS of South Carolina, Mr. BILIRAKIS, Mr. ARCURI, Mr. WILSON of South Carolina, Mr. MCCOTTER, Mr. GALLEGLY, Mr. HENSARLING, Mr. ROSKAM, Mr. HELLER, Mr. WELER, Mr. SMITH of New Jersey, Mr. KING of Iowa, Mr. MACK, Mr. MCCAUL of Texas, and Mr. WALBERG.

H. Res. 412: Mr. GALLEGLY and Mrs. MCMORRIS RODGERS.

H. Res. 416: Mr. TERRY and Mr. GILLMOR.

H. Res. 417: Mr. WEINER, Mr. SMITH of Washington, Ms. SCHWARTZ, Mr. WEXLER, Mr. WATT, Mrs. CAPPS, Mr. EMANUEL, Mr. KIND, Mr. PRICE of North Carolina, Mr. JOHNSON of Georgia, Ms. SHEA-PORTER, Mr. ALTMIRE, Mr. MORAN of Virginia, Mr. RAHALL, Mr. ABERCROMBIE, Mr. HINCHEY, Ms. WATSON, Mrs. DAVIS of California, Ms. VELÁZQUEZ, Ms. ROYBAL-ALLARD, Ms. MATSUI, Ms. SOLIS, Mr. CARDOZA, Mrs. TAUSCHER, Ms. SUTTON, Mr. ROTHMAN, Mr. DAVIS of Illinois, Ms. SLAUGHTER, Mr. ISRAEL, Mr. KLEIN of Florida, Mr. CROWLEY, Ms. LEE, Mr. LEWIS of Georgia, Mr. WAXMAN, Mr. OBERSTAR, Mr. BERRY, Mr. HOLT, Mrs. LOWEY, Ms. KAPTUR, Mr. OLVER, Mr. BISHOP of New York, Mr. TOWNS, Mr. JACKSON of Illinois, Mr. LARSEN of Wash-

ington, Mr. RUSH, Mr. WALZ of Minnesota, Mr. SHERMAN, Mr. KENNEDY, Ms. ESHOO, Mr. FILNER, Mr. PASCRELL, Mr. LYNCH, Mr. MEEHAN, Mr. ENGEL, Mr. VAN HOLLEN, Ms. SCHAKOWSKY, Mr. HONDA, Mr. MEEK of Florida, Ms. Clarke, Ms. MCCOLLUM of Minnesota, Mr. TIERNEY, Mr. GEORGE MILLER of California, Mr. OBEY, Mr. LEVIN, Mr. DEFazio, Mr. BOREN, Mr. BOSWELL, Mr. MARKEY, Mr. ALLEN, Ms. HIRONO, Mr. HALL of New York, Mr. BRALEY of Iowa, Mr. FRANK of Massachusetts, Mr. BLUMENAUER, Mr. BECERRA, Mr. KILDEE, Ms. WOOLSEY, Mr. KUCINICH, Mr. WELCH of Vermont, Mr. LARSON of Connecticut, Mr. PATRICK MURPHY of Pennsylvania, Mr. PAYNE, Ms. CASTOR, Mr. RANGEL, Mr. LOEBSACK, Mr. CHANDLER, Mr. MOORE of Kansas, Mrs. MCCARTHY of New York, Mr. COSTA, Mr. SIREs, Mr. ANDREWS, Mr. PALLONE, Mr. HIGGINS, and Mr. DINGELL.

H. Res. 418: Ms. ROS-LEHTINEN, Ms. LINDA T. SANCHEZ of California, and Ms. WATERS.

H. Res. 422: Mr. BURTON of Indiana, Mr. OLVER, Mr. CHABOT, Mr. ISRAEL, Mr. SAXTON, Mr. ALLEN, Mr. POE, Mr. DOGGETT, Mr. WILSON of South Carolina, Mr. GRIJALVA, Mr. FORTUÑO, Mr. McNULTY, Mr. LAHOOD, Mr. JEFFERSON, Mr. PORTER, Mr. SIREs, Mr. ROTHMAN, Ms. WATSON, Ms. EDDIE BERNICE JOHNSON of Texas, Mrs. JONES of Ohio, Mr. MORAN of Virginia, Mr. RUSH, and Mr. LEWIS of Georgia.

### WEDNESDAY, MAY 23, 2007 (73)

The House was called to order by the SPEAKER.

#### ¶73.1 APPROVAL OF THE JOURNAL

The SPEAKER announced she had examined and approved the Journal of the proceedings of Tuesday, May 22, 2007.

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

#### ¶73.2 COMMUNICATIONS

Executive and other communications, pursuant to clause 8, rule XII, were referred as follows:

1940. A letter from the Chief Counsel, FEMA, Department of Homeland Security, transmitting the Department's final rule — Final Flood Elevation Determinations — received April 1, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Financial Services.

1941. A letter from the Counsel for Legislation and Regulations, Department of Housing and Urban Development, transmitting the Department's final rule — Public Access to HUD Records Under the Freedom of Information Act (FOIA) and Production of Material or Provision of Testimony by HUD Employees [Docket No. FR-5015-F-02] (RIN: 2501-AD18) received April 16, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Financial Services.

1942. A letter from the Assistant to the Board, Federal Reserve System (Board), transmitting the Board's final rule — Expanded Examination Cycle for Certain Small Insured Depository Institutions and U.S. Branches and Agencies of Foreign Banks [Docket No. R-1279] received April 10, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Financial Services.

1943. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Approval and Promulgation of Implementation Plans; Illinois [EPA-R05-OAR-2007-0138; FRL-8302-5] received April 26, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

1944. A letter from the General Counsel, Federal Energy Regulatory Commission,

transmitting the Commission's final rule — Standards for Business Practices and Communication Protocols for Public Utilities (Docket No. RM05-5-003; Order No. 676-B) received May 18, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

1945. A letter from the Director, Office of Congressional Affairs, Nuclear Regulatory Commission, transmitting the Commission's final rule — List of Approved Spent Fuel Storage Casks: HI-STORM 100 Revision 3 (RIN: 3150-AH98) received April 1, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

1946. A letter from the Assistant Secretary for Export Administration, Department of Commerce, transmitting the Department's final rule — Chemical Weapons Convention Regulations: UDOC "Change in Inspection Status Form;" Amendments to Records Review and Recordkeeping Requirements; Additions to the List of States Parties to the Chemical Weapons Convention (CWC) [Docket No. 060831231-7030-02] (RIN: 0694-AD53) received April 10, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Foreign Affairs.

1947. A letter from the Assistant Secretary Legislative Affairs, Department of State, transmitting the Department's final rule — Death and Estates. [Public Notice: 5582] (RIN: 1400-AC24) received April 1, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Foreign Affairs.

1948. A letter from the Acting Assoc. Director, PP&I, Department of the Treasury, transmitting the Department's final rule — Sudanese Sanctions Regulations; Iranian Transactions Regulations — received April 10, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Foreign Affairs.

1949. A letter from the Director, Office of Personnel Management, transmitting the Office's final rule — Allowances and Differentials (RIN: 3206-AL07) received April 26, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Oversight and Government Reform.

1950. A letter from the Acting Director Office of Sustainable Fisheries, NMFS, National Oceanic and Atmospheric Administration, transmitting the Administration's final rule — Magnuson-Stevens Fishery Conservation and Management Act Provisions; Fisheries of the Northeastern United States; Northeast (NE) Multispecies Fishery; Modification of the Yellowtail Flounder Landing Limit for the U.S./Canada Management Area [Docket No. 04011-2010-4114-02; I.D. 041707E] received May 14, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Natural Resources.

1951. A letter from the Assistant Administrator for Fisheries, NMFS, National Oceanic and Atmospheric Administration, transmitting the Administration's final rule — Atlantic Highly Migratory Species (HMS); U.S. Atlantic Billfish Tournament Management Measures [Docket No. 070307055-7099-02; I.D. 022607F] (RIN: 0648-AV25) received May 18, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Natural Resources.

1952. A letter from the Assistant Administrator for Fisheries, NMFS, National Oceanic and Atmospheric Administration, transmitting the Administration's final rule — Fisheries of the Northeastern United States; Northeast Multispecies Fishery; Total Allowable Catches for Georges Bank Cod, Haddock, and Yellowtail Flounder in the U.S./Canada Management Area for Fishing Year 2007 [Docket No. 070227048-7091-02; I.D. 020807C] (RIN: 0648-AU63) received May 18, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Natural Resources.

1953. A letter from the Deputy Assistant Administrator for Regulatory Programs, NMFS, National Oceanic and Atmospheric

Administration, transmitting the Administration's final rule — Magnuson-Stevens Act Provisions; Fisheries of the Northeastern United States; Northeast Multispecies Fishery; 2007 Georges Bank Cod Hook Sector Operations Plan and Agreement and Allocation of Georges Bank Cod Total Allowable Catch [Docket No 070322064-02; I.D. 030607E] (RIN: 0648-AV20) received May 18, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Natural Resources.

1954. A letter from the Assistant Administrator for Fisheries, NMFS, National Oceanic and Atmospheric Administration, transmitting the Administration's final rule — Magnuson-Stevens Fishery Conservation and Management Act Provisions; Fisheries of the Northeastern United States; Northeast Multispecies Fishery; 2007 Georges Bank Cod Fixed Gear Sector Operations Plan and Agreement and Allocation of Georges Bank Cod Total Allowable Catch [Docket No. 070321063-7098-02; I.D. 031607E] (RIN: 0648-AV22) received May 18, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Natural Resources.

1955. A letter from the Federal Liaison Officer, Department of Commerce, transmitting the Department's final rule — Correspondence with the Madrid Processing Unit of the United States Patent and Trademark Office [Docket No.: PTO-T-2007-0005] (RIN: 0651-AC11) received April 17, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on the Judiciary.

1956. A letter from the Regulations Coordinator, Department of Health and Human Services, transmitting the Department's final rule — Claims Collection (RIN: 0991-AB18) received March 8, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on the Judiciary.

1957. A letter from the Regulations Coordinator, Department of Health and Human Services, transmitting the Department's final rule — Salary Offset (RIN: 0991-AB19) received March 8, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on the Judiciary.

1958. A letter from the Counsel for Legislation and Regulations, Department of Housing and Urban Development, transmitting the Department's final rule — Certification and Funding of State and Local Fair Housing Enforcement Agencies [Docket No. FR-4748-F-02] (RIN: 2529-AA90) received April 27, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on the Judiciary.

1959. A letter from the Administrator, Department of Homeland Security, transmitting notification that funding under Title V, subsection 503(b)(3) of the Robert T. Stafford Disaster Relief and Emergency Assistance Act, as amended, has exceeded \$5 million for the cost of response and recovery efforts for FEMA-3274-EM in the State of Indiana, pursuant to 42 U.S.C. 5193; to the Committee on Transportation and Infrastructure.

1960. A letter from the Director of Reg Management, Department of Veterans Affairs, transmitting the Department's final rule — Administration of VA Educational Benefits — Centralized Certification (RIN: 2900-AL43) received April 25, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Veterans' Affairs.

1961. A letter from the Director of Reg Management, Department of Veterans Affairs, transmitting the Department's final rule — Medical: Informed Consent — Designate Health Care Professionals to Obtain Informed Consent. (RIN: 2900-AM21) received April 1, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Veterans' Affairs.

1962. A letter from the Regulations Coordinator, Department of Health and Human Services, transmitting the Department's final rule — Child Care and Development Fund State Match Provisions (RIN: 0970-

AC18) received May 18, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

1963. A letter from the Chief, Publications and Regulations, Internal Revenue Service, transmitting the Service's final rule — Section 1274.—Determination of Issue Price in the Case of Certain Debt Instruments Issued for Property (Rev. Rul. 2007-36) received May 21, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

1964. A letter from the Acting Regulations Officer of Social Security, Social Security Administration, transmitting the Administration's final rule — Privacy and Disclosure of Official Records and Information [Docket No. SSA 2006-0074] (RIN: 0960-AE88) received May 18, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

### ¶73.3 MESSAGE FROM THE SENATE

A message from the Senate by Ms. Curtis, one of its clerks, announced that the Senate has passed without amendment a bill of the House of the following title:

H.R. 2080. An Act to amend the District of Columbia Home Rule Act to conform the District charter to revisions made by the Council of the District of Columbia relating to public education.

The message also announced that the Senate has passed bills of the following titles in which the concurrence of the House is requested:

S. 33. An Act to redesignate the Office for Vocational and Adult Education as the Office of Career, Technical, and Adult Education.

S. 375. An Act to waive application of the Indian Self-Determination and Education Assistance Act to a specific parcel of real property transferred by the United States to 2 Indian tribes in the State of Oregon, and for other purposes.

The message also announced that pursuant to the provisions of S. Res. 105 (adopted April 13, 1989), as amended by S. Res. 149 (adopted October 5, 1993), as amended by Public Law 105-275 (adopted October 21, 1998), further amended by S. Res. 75 (adopted March 25, 1999), amended by S. Res. 383 (adopted October 27, 2000), and amended by S. Res. 355 (adopted November 13, 2002), and further amended by S. Res. 480 (adopted November 20, 2004), the Chair, on behalf of the Majority Leader, announces the appointment of the following Senators to serve as members of the Senate National Security Working Group for the One Hundred Tenth Congress: The Senator from Michigan [Mr. LEVIN] (Democratic Co-Chairman), The Senator from Delaware [Mr. BIDEN] (Democratic Co-Chairman), The Senator from New Jersey [Mr. LAUTENBERG] (Democratic Co-Chairman), The Senator from Massachusetts [Mr. KENNEDY], The Senator from North Dakota [Mr. DORGAN], The Senator from Illinois [Mr. DURBIN], The Senator from Florida [Mr. NELSON], The Senator from Connecticut [Mr. LIEBERMAN], The Senator from West Virginia [Mr. BYRD] (Majority Administrative Co-Chairman).

### ¶73.4 BOARD OF VISITORS TO THE UNITED STATES MILITARY ACADEMY

The SPEAKER, pursuant to 10 United States Code 4355(a), the Chair appoints

the following Members of the House to the Board of Visitors to the United States Military Academy: Messrs. HINCHEY, HALL of New York, MCHUGH, and TIAHRT.

*Ordered*, That the Clerk notify the Senate of the foregoing appointments.

#### ¶73.5 FEDERAL PRICE GOUGING PREVENTION

Mr. RUSH moved to suspend the rules and pass the bill (H.R. 1252) to protect consumers from price-gouging of gasoline and other fuels, and for other purposes; as amended.

The SPEAKER pro tempore, Mr. ANDREWS, recognized Mr. RUSH and Mr. BARTON of Texas, each for 20 minutes.

After debate,

The question being put, *viva voce*,

Will the House suspend the rules and pass said bill, as amended?

The SPEAKER pro tempore, Mr. ANDREWS, announced that two-thirds of the Members present had voted in the affirmative.

Mr. BARTON of Texas, demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Mr. ANDREWS, pursuant to clause 8, rule XX, announced that further proceedings on the question were postponed.

#### ¶73.6 MEDICARE RECIPROCAL BILLING

Mr. PALLONE moved to suspend the rules and pass the bill (H.R. 2429) to amend title XVIII of the Social Security Act to provide an exception to the 60-day limit on Medicare reciprocal billing arrangements between two physicians during the period in which one of the physicians is ordered to active duty as a member of a reserve component of the Armed Forces.

The SPEAKER pro tempore, Mr. ANDREWS, recognized Mr. PALLONE and Mr. BARTON of Texas, each for 20 minutes.

After debate,

The question being put, *viva voce*,

Will the House suspend the rules and pass said bill?

The SPEAKER pro tempore, Mr. ANDREWS, announced that two-thirds of the Members present had voted in the affirmative.

Mr. THOMPSON of California, demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Mr. ANDREWS, pursuant to clause 8, rule XX, announced that further proceedings on the question were postponed.

#### ¶73.7 POINT OF PERSONAL PRIVILEGE

Mr. KUCINICH rose to a question of personal privilege.

The SPEAKER pro tempore, Mr. ANDREWS, pursuant to rule IX, recognized Mr. KUCINICH for one hour.

Mr. KUCINICH made the following statement:

"Mr. Speaker, there is an issue of critical importance facing this Con-

gress, and that issue relates to whether or not this Congress should pass legislation to continue to fund the war in Iraq.

"The legislation contains a particular provision that would lead to the privatization of Iraq's oil, a provision that I'm quite concerned about, because I think that if we take that position, it will make it very difficult for us to ever be able to end the war.

"So today I'm going to lay out the case as to why this provision that's in the bill would advance privatization and as to what the options are for this Congress.

"As many know, the administration has set forth several benchmarks for the Iraqi Government, including the passage of a hydrocarbon law by the Iraqi Parliament. The administration has emphasized only a small part of this law, what they call the 'fair distribution,' that's in quotes, of oil revenues.

"I want this House to consider the fact that this Iraqi hydrocarbon law contains a mere three sentences that generally discusses the so-called fair distribution of oil. Except for three scant lines, the entire 33-page hydrocarbon law is about creating a complex legal structure to facilitate the privatization of Iraqi oil. As such, it is imperative that Members of Congress read the Iraqi Parliament's bill, because passage of any legislation that includes insisting that the Iraq Government push the passage of a hydrocarbon act puts this Congress on record to promote privatizing Iraq's oil.

"Now, I have maintained from the beginning that the war has been about oil. We must not be a party to any attempt to set the stage for multinational oil companies to take over Iraq's oil resources.

"There have been several benchmarks set by the administration for the Iraqi Government, including passage of a so-called hydrocarbon law by the Iraqi Parliament. Many inside the Beltway are contemplating linking funding for the war in Iraq to the completion of these benchmarks, including passage of the hydrocarbon law by the Parliament.

"This administration has led Congress into thinking that this bill is about fair distribution of oil revenues. In fact, as I mentioned earlier, except for three scant lines, the entire 33-page hydrocarbon law creates a structure to facilitate the privatization of Iraq oil.

"Now, the war in Iraq is a stain on American history. Let us not further besmirch our Nation by participating in an outrageous exploitation of a nation which is in shambles due to the U.S. intervention.

"Let me provide this House with an analysis of the underlying bill in the Iraqi Legislature, which this administration is trying to get Congress to pass to pressure the Iraqi Government to accept privatization. And this analysis that I'm offering at this moment is a version that passed the Iraqi Cabinet and was referred to the Iraqi Parliament.

"The legislation contains only three sentences in regards to the fair distribution of oil, but does not resolve any of the issues facing this challenge. The legislation simply requires that future legislation be submitted for approval; thus this legislation does not even meet the benchmark of the administration.

"The legislation ensures that 'chief executives of important related petroleum companies,' follow that now, 'chief executives of important related petroleum companies' are represented on a Federal Oil and Gas Council, which approves oil and gas contracts. This is akin to foreign oil companies approving their own contracts.

"This legislation ensures that the Iraqi National Oil Company, which is the oil company of the people of Iraq, has no exclusive rights for the exploration, development, production, transportation and marketing. The Iraq National Oil Company must compete against foreign oil companies with rules that benefit the foreign oil companies. This is for their own oil.

"The legislation gives the Iraqi National Oil Company some control of developed oil fields and rights to participate in undeveloped oil fields in the Annex I and II of the legislation, but these annexes have never been made public, so we don't know for sure.

"The legislation gives the Iraq National Oil Company temporary control of the oil pipelines and export terminals, but then it directs the Federal Oil and Gas Council, which is run by chief executives of oil companies, it directs them to turn these assets over to any entity with no further instructions. The opportunity for a foreign oil company to have control over the Iraqi oil pipeline and export terminals would give that company enormous control of the Iraqi oil market.

"The legislation demands that contracts, and this is a quote, 'must guarantee the best level of coordination' with the Oil Ministry, Iraqi National Oil Company, the regions and oil companies. The legislation mandates that undeveloped oil fields be developed quickly, and oil companies are given explicit authority to collaborate.

"The legislation does not require contracts to be published for public review for up to 2 months after approval. The legislation provides for up to 35 years of exclusive control over oil fields for foreign oil companies. The legislation provides for a preference to Iraqis for jobs and services, but only if these benefits do not place extra costs or inconveniences on the foreign oil companies. The legislation states that disputes between the State of Iraq and any foreign investors shall be submitted for arbitration to an international court and will not be decided upon by an Iraqi court.

"This legislation has four appendices whose contents remain secret. Annex I, which is secret, regards to present producing fields allocated to the Iraqi National Oil Company; Annex II, discovered or undeveloped fields allocated to

the National Iraqi Oil Company; Annex III, discovered undeveloped fields outside the operations of the Iraqi National Oil Company; and Annex IV, exploration areas. These appendices will effectively make clear which old fields will be controlled by the Iraq National Oil Company and which are open to foreign control of oil companies.

"And I might add that when you look at this, out of about 98 oil fields, Iraq will have control of approximately 80, 81 of those oil fields. Excuse me. The foreign oil companies will have control of about 80, 81 of those oil fields, or over 80 percent of Iraqi oil under this agreement will be controlled by foreign oil interests. This is an analysis that I'm offering based on facts that are ascertainable.

"Now, what are others saying about this draft Iraqi oil law and what it will do? Here's a quote from the Christian Science Monitor of May 18, 2007, in an article entitled 'How Will Iraq Share the Oil?' In the U.S., the demand that Iraq pass an oil law is a benchmark that is becoming a flash point. Here's the quote.

"The actual law has nothing to do with sharing oil revenue,' says former Iraqi Oil Minister, Issam Al Chalabi, in a phone interview from Amman, Jordan. The law aims to set a framework for investment by outside oil companies, including favorable production sharing agreements that are typically used to reward companies for taking on risk, he says.

"We know the oil is there. Geological studies have been made for decades on these oil fields; so why would we let them,' that is, the international oil companies, 'have a share of the oil?' he adds. 'Iraqis will say this is solid proof that Americans have staged the war . . . because of this law.'

"The next quote comes from the Dow Jones Newswires of March 4, 2007, the headline: 'Iraq Oil Law Details Untouched Fields, Blocks—Document.' And the text says:

"Iraq's draft hydrocarbon law, the centerpiece in the development of the country's shaky oil industry, details dozens of untouched oil fields loaded with proven reserves and scores of exploration blocks that may prove a magnet to international oil companies, according to a document seen by Dow Jones Newswires.

"In an article from the Dow Jones Newswires again, on March 10, 2007, the headline: 'Some Iraqi Politicians Urge Rejection of Draft Oil Law.' Here's the text:

"The law, if passed, is expected to open the country's billions of barrels of proven oil reserves, the world's third largest, to foreign investors.'

"From an article from the American Lawyer, April 25, 2007, 'Our Man in Iraq.' Here is the text:

"Under the new law, the Iraq National Oil Company would have exclusive control of only about 17 of Iraq's approximately 80 known oil fields. So that number, then, is 17 of Iraq's approximately 80 known oil fields. The

law would also allow the government to negotiate different kinds of exploration and production contracts with foreign oil companies, including production sharing agreements, or PSAs. Energy lawyers favor these because they allow oil companies to secure long-term deals and book oil reserves as assets on their company balance sheets. Under the proposed law, foreign companies would not have to invest their earnings in Iraq, hire Iraqi workers, or partner with Iraqi companies.'

"Next, from the U.S. Morning Star Online, January 28, 2007, headline: 'Iraqi Officials Insist Oil Law Won't Favor U.S.'

"The proposal would provide for production sharing agreements that would give international firms 70 percent of the oil revenues to recover their initial investments and subsequently allow 20 percent of the profits without any tax or restrictions on transferring the funds abroad.'

"This from CommonDreams.org, April 18, 2007, entitled 'Time to Do the Math in Iraq':

"The most notable feature of the law is a revival of exploitive type of contact widely used prior to the rise of Arab nationalism in the 1960s, known as a production sharing agreement. Although the Oil Law uses an alternative term, 'exploration and production contract,' the effect is identical. The new arrangement would allow the bulk of Iraq's reserves to be controlled by outside oil companies, privatizing what until now has been a nationalized resource under the auspices of the Iraq National Oil Company. It specifies the royalty that will be paid to Iraq: '12.5 percent of gross production, measured at the entry flange to the main pipeline.' And as if the rest of the law were not already explicit enough, article 35(A) reiterates: 'Holders of exploration and production rights may transfer any net profits from petroleum operations to outside Iraq after paying taxes and fees owed.'

"This, from a publication called PLATFORM in 2005, entitled 'Crude Designs: The Rip-Off of Iraq's Oil Wealth,' by Greg Muttitt:

"At an oil price of \$40 per barrel,' and keep in mind that the price of oil is about \$65 a barrel right now, heading towards \$70 a barrel, but at a price of \$40 a barrel, Iraq stands to lose between \$74 billion and \$194 billion over the lifetime of the proposed contracts.

"Under the likely terms of the contracts, oil company rates of returns from investing in Iraq would range from 42 to 162 percent, far in excess of the usual industry minimum target of around 12 percent return on investments.'

"Next, on March 13, 2007, Antonia Juhasz, an oil industry analyst in an op-ed contribution, asks: 'Whose Oil is it, Anyway?' Here is what Antonia Juhasz writes:

"Today more than three-quarters of the world's oil is owned and controlled by governments. It wasn't always this way. Until about 35 years ago, the

world's oil was largely in the hands of seven corporations based in the United States and Europe. Those seven have since merged into four: ExxonMobil, Chevron, Shell, and BP. They are among the world's largest and most powerful financial empires. But ever since they lost their exclusive control of the oil to the governments, the companies have been trying to get it back. Iraq's oil reserves, thought to be the second largest in the world, have always been high on the corporate wish list. In 1998 Kenneth Derr, then chief executive of Chevron, told a San Francisco audience, 'Iraq possesses huge reserves of oil and gas, reserves I'd love Chevron to have access to.'

"A new oil law set to go before the Iraqi Parliament this month would, if passed, go a long way toward helping the oil companies achieve their goal. The Iraq hydrocarbon law would take the majority of Iraq's oil out of the exclusive hands of the Iraqi Government and open it to international oil companies for a generation or more.

"In March, 2001, continuing to quote from this article, 'the National Energy Policy Development Group, better known as Vice President DICK CHENEY's energy task force, which included executives of America's largest energy companies, recommended that the United States Government support initiatives by Middle Eastern countries 'to open up areas of their energy sectors to foreign investment.' One invasion and a great deal of political engineering . . . later, this is exactly what the Iraq oil law would achieve. It does so to the benefit of oil companies but to the great detriment of Iraq's economy, democracy, and sovereignty.

"Since the invasion of Iraq, the administration has been aggressive in shepherding the oil law toward passage. It is one of the administration's benchmarks for the government of Prime Minister Nuri Kamal al-Maliki, a fact that the administration officials 'are publicly emphasizing with increasing urgency.' And, that is that these are the benchmarks of the administration.

"The administration has highlighted the law's revenue sharing plan, under which the central government would distribute oil revenues throughout the nation on a per capita basis. But the benefits of this excellent proposal are radically undercut by the law's many other provisions. These allow much, if not most, of Iraq's oil revenues to flow out of the country and into the pockets of international oil companies.'

"Continuing quoting from the article:

"The law would transform Iraq's oil industry from a nationalized model closed to American oil companies, except for limited although highly lucrative marketing contracts, into a commercial industry.

"So, again, the nationalized model is now closed to American companies except for limited marketing contracts. It would transform that into a commercial industry, all but privatized,

that is fully open to international companies.

"The Iraq National Oil Company would have exclusive control of 17 of Iraq's 80 known oil fields, leaving two-thirds of known and as of yet undiscovered oil fields open to foreign control.

"The foreign companies would not have to invest their earnings in the Iraqi economy, partner with Iraqi companies, hire Iraqi workers, or share new technologies. They could even ride out Iraq's current 'instability' by signing contracts now, while the Iraqi Government is at its weakest, and then wait at least 2 years before even setting foot in the country. The vast majority of Iraq's oil would then be left underground for at least 2 years rather than being used for the country's economic development.

"The international oil companies could also be offered some of the most corporate-friendly contracts in the world, including what are called production sharing agreements. These agreements are the oil industry's preferred model but are roundly rejected by all the top oil producing countries in the Middle East because they grant long-term contracts, 20 to 35 years in the case of Iraq's draft law, and greater control, ownership, and profits to the companies than other models. In fact," this kind of contract is "used for only approximately 12 percent of the world's oil.

"Iraq's neighbors Iran, Kuwait, and Saudi Arabia maintain nationalized oil systems and have outlawed foreign control over oil development. They all hire international oil companies as contractors to provide specific services, as needed, for a limited duration and without giving the foreign company any direct interest in the oil produced.

"Iraqis may very well choose to use the expertise and experience of international oil companies. They are most likely to do so in a manner that best serves their needs if they are freed from the tremendous external pressure being exercised by the administration, the oil corporations, and the presence of 140,000 members of the American military.

"Iraq's five trade union federations, representing hundreds of thousands of workers, released a statement opposing the law and rejecting 'the handing of control over oil to foreign companies, which would undermine the sovereignty of the state and the dignity of the Iraqi people.' They ask for more time, less pressure, and a chance at the democracy they have been promised.

"Let me share with this House some basic facts about Iraqi oil because, over the past several months, we have had many different news agencies citing diverse reports about how much oil Iraq has.

"From the Petroleum Economist Magazine, they estimate that Iraq has 200 billion barrels of oil. The Federation of American Scientists' estimate is 215 billion barrels of oil. The Council

on Foreign Relations estimates Iraq has 220 billion barrels of oil. And the Center for Global Energy Studies estimates 300 billion barrels of oil. These figures, by the way, from a report from the Brookings Institution dated May 12, 2003.

"Now, for the sake of discussion, let's take this figure of 300 billion barrels of oil so we can see how much money we are talking about here. As I mentioned earlier, the price of oil, somewhere around \$65 a barrel right now and moving up quickly, as American consumers are finding out. It is not unusual to predict at this moment that the price of oil could go to \$70 a barrel. Now, if it does go to \$70 a barrel, we are looking here at a potential value of Iraqi oil at being about \$21 trillion. Now, if the foreign oil companies have control over 80 percent or more, you start to get an idea of the kind of money that is at stake here and why there is such pressure being put on the Iraqi Government to privatize their oil.

"Now, I would like to turn to a quote further talking about the Iraq oil, a basic fact. This from the Global Policy Forum called 'Oil in Iraq: the Heart of the Crisis,' December, 2002:

"According to the Oil and Gas Journal, Western oil companies estimate that they can produce a barrel of Iraqi oil for less than a \$1.50 and possibly as little as \$1, including all exploration, oil field development and production costs and including a 15 percent return.

"This is similar to production costs in Saudi Arabia, and lower than virtually any country. So again, the desirability of a private corporation having Iraq's oil is that their production costs would be very low.

"A word about the history of oil exploitation in Iraq. Following World War I, the British assumed control of Iraq from the Ottoman Empire. In 1925, a 75-year concession contract was granted to American, French and British oil companies. By 1930, the consortium was in complete control of all Iraqi oil. The oil companies controlled the oil fields and reaped almost all the profits. It was not until the overthrow of the British-installed monarchy in 1958 that the foreign control of oil was challenged. In 1961, the consortium's rights were limited to current production. And beginning in 1972, Iraq oil resources were nationalized, a process that was finalized in 1975.'

"Now, here is a statement issued by the Iraqi Labor Union Leadership at a seminar held in December of 2006 to discuss this draft Iraqi oil law: 'Iraq is rich in national wealth, foremost among which is its oil wealth, the essence of the economic life for Iraq and the world, which has been a focus of attention of the large, industrialized countries in particular.

"The British and American oil companies were the first to obtain concessions to extract and invest in Iraqi oil nearly 80 years ago. After Iraq got rid of this octopus network, these foreign oil companies had again attempted to dominate this important oil wealth

under numerous pretexts and invalid excuses.'

"Indeed, Iraqi oil unions have objected to the Hydrocarbon Act. In an open letter to the U.S. Congress dated May 13, 2007, just a little more than a week ago, here are some excerpts:

"Peace be unto you and greetings to all.

"We wish to clarify certain matters relating to events in Iraq for our friends among the Members of the U.S. Congress. It is common knowledge that the occupation spared neither the young nor the old, and that Iraq is passing through the most difficult of times because all and sundry are hounding it and covet a share of its riches. We see no good reason for linking the passing of the feeble Iraq oil law to the withdrawal of the occupation troops from Iraq.

"Everyone knows that the oil law does not serve the Iraqi people, and that it serves the administration, its supporters and the foreign oil companies at the expense of the Iraqi people, who have been wronged and deprived of their right to their oil, despite enduring all difficulties.

"We ask our friends not to link withdrawal with the oil law, especially since the USA claimed that it came to Iraq as a liberator and not in order to control Iraq's resources.

"The general public in Iraq is totally convinced that the administration wants to rush the promulgation of the oil law so as to be leaving Iraq with a victory of sorts.

"We wish to see you take a true stance for the children of Iraq. And we always say that history will remember those who advance peace over war.

"With my regards, Hassan Jum'a Awwad, Head of the Iraqi Federation of Oil Unions.'

"This now from the Oil union leader's speech on oil law. This is a speech of the head of the Federation of Oil Unions in Basra on Tuesday, February 6, 2007:

"Recently, the Constitution of Iraq, on which the Iraq people voted in the most dire and difficult of conditions, notes in clause 111 that oil and gas are the property of the Iraqi people. But, alas, this clause in the Constitution will remain but ink on paper if the oil law and oil investment law being presented to the Parliament are ratified, laws which permit production-sharing agreements, laws without parallel in many oil producers, especially the neighboring countries. Why should Iraqis want to introduce such contracts in Iraq, given that applying such laws will rob the Iraqi Government of the most important thing it owns?"

"We send a message to all of the members of the Iraqi Parliament, when debating the oil and investment law, to bear the Iraqis in mind, to protect the national wealth, and to look at the neighboring countries. Have they introduced such laws even when their relations with foreign companies are closer than in Iraq?"

"Now, there is a question that's being raised. Are these oil companies



just trying to help Iraq gain its wealth? What if Iraq doesn't have the ability or the money to be able to get its own oil industry on its feet? Does Iraq have to privatize in order to tap its oil wealth? Well, the fact of the matter is that Iraq has options beyond privatization to develop its own oil capacity.

"According to the Middle East Economic Survey, volume 49, number 2, dated March 19, 2007, entitled 'Iraq Open Letter from Iraqi Oil Experts to Parliament':

"We anticipate that the motive behind the issuance of this law is based on the increase of production capacity through the attraction of foreign investments. In this regard, we feel and recommend to plan the increase of the capacity gradually, starting with the rehabilitation of currently producing fields by national effort, Iraqi National Oil Company, followed by the development of the giant discovered, but not developed or partially developed, fields, and to schedule the priority of their development according to their capacities and development costs, irrespective of their geographical locations." And it goes on to say that there ought to be an avoidance of long-term contracts with foreign companies at the present time.

"This is a statement issued by the Iraqi Union Leadership in a seminar. And another statement in a seminar in December 2006 in Amman, Jordan:

"Whereas oil and gas are greatly important for the Iraqi economy and whereas the building of the state and its institutions are dependent on it as the main source of national income, it is therefore the right of the Iraqi people to read the draft oil law under consideration. The Iraqi people refuse to allow the future of their oil to be decided behind closed doors.'

"In an article by Michael Schwartz called 'The Prize of Iraqi Oil,' 'None of these conditions apply in Iraq. Huge reservoirs of easily accessible oil are already proven to exist, with more equally accessible fields likely to be discovered at little expense. That's why none of Iraq's neighbors emphasize production-sharing agreements. Saudi Arabia, Kuwait, Iran and the United Arab Emirates all pay the multinationals a fixed rate to explore and develop their fields, and all the profits become state revenues.'

"Christian Science Monitor, May 18, 2007: 'How Will Iraq Share the Oil?' 'In New York, oil industry analyst, Fidel Geit of Oppenheimer Company, Incorporated, has reviewed both the official Arabic version of the draft law and the unofficial English translation and say they are ambiguous and seem to be written in haste.' Quote, 'Why shouldn't Iraq use Iraqi nationals to decide how contracts will be awarded? They have oil engineers. Use the best brains in the country and hopefully they will do what is in the best interest of the country,' he says, 'otherwise there is an impression that American companies are telling Iraqis what to do.'

"Now, I have stated many times on this floor that I believe that the war against Iraq was about oil. Now let me provide you with some quotes that may reflect on my thinking on this.

"Mr. DICK CHENEY, CEO of Halliburton, in a speech at the Institute of Petroleum in 1999, said, 'By 2010, we will need on the order of an additional 50 million barrels a day. So where is the oil going to come from? Governments and national oil companies are obviously controlling about 90 percent of the assets. Oil remains fundamentally a government business. While many regions of the world offer great oil opportunities, the Middle East, with two-thirds of the world's oil and lowest cost, is still where the prize ultimately lies. Even though companies are anxious for greater access there, progress continues to be slow.'

"In an article from Platform, November 2005, called 'Crude Designs: The Rip-Off of Iraq's Oil Wealth.' Chapter four, 'Planning Iraq's Oil Future. Preinvasion Planning.' And when you listen to this, it's pretty astonishing to see how all these facts have been available for people to be able to gain, and perhaps only now people are reflecting on the real meaning of this.

"This is what Greg Muttitt writes: 'Prior to the 2003 invasion, the principal vehicle for planning the new post-war Iraq was the U.S. State Department's Future of Iraq project. This initiative, commencing as early as April 2002, involved meetings in Washington and London of 17 working groups, each composed of 10 to 20 Iraqi exiles and international experts selected by the State Department.

"The 'Oil and Energy' working group met four times between December 2002 and April 2003. Although full membership of the group has never been revealed, it is known that Ibrahim Bahr al-Uloum, the current Iraqi Oil Minister, was a member. The 15-strong oil working group concluded that Iraq, quote, 'should be opened to international oil companies as quickly as possible after the war,' and that, quote, 'the country should establish a conducive business environment to attract investment of oil and gas resources.'

"The subgroup went on to recommend production-sharing agreements as their favorite model for attracting foreign investment. Comments by the hand-picked participants revealed that 'many of the group favored production-sharing agreements with oil companies.' Another representative commented, 'Everybody keeps coming back to production-sharing agreements.'

"The reasons for this choice were explained in the formal policy recommendations of the working group, published in April 2003, and I quote from this article from Platform:

"Key attractions of production-sharing agreements to private oil companies are that, although the reserves are owned by the state, accounting procedures permit the companies to book the reserves in their accounts, but,

other things being equal, the important feature from the perspective of private oil companies is that the government intake is defined in terms of the production-sharing agreement, and the oil companies are therefore protected under a production-sharing agreement from future adverse legislation,' which means it would be very tough to be able to have a government, once it gives up its oil wealth, to be able to get it back.

"The group also made it clear that in order to maximize investments, the specific terms of the production-sharing agreements should be favorable to foreign investors: 'PSAs can induce many billions of dollars of direct foreign investment in Iraq, but only with the right terms, conditions, regulatory framework laws, oil industry structure and perceived attitude toward foreign participation.'

"Recognizing the importance of this announcement, The Financial Times noted: 'Production-sharing deals allow oil companies a favorable profit margin and, unlike royalty schemes, insulates them from losses incurred when the oil price drops. For years, big oil companies have been fighting for such agreements without success in countries such as Kuwait and Saudi Arabia.'

"The article concluded that: 'The move could spell a windfall for big oil companies such as ExxonMobil, Royal Dutch/Shell, BP and TotalFinaElf.'

"Now, this article goes on to talk about what has been done to try to shape the new Iraq with respect to oil.

"The U.S. and the U.K. have worked hard to ensure that the future path for oil development chosen by the first elected Iraqi Government will closely match their interests. So far it appears they have been highly successful. Production-sharing agreements, which were first proposed by the U.S. State Department group, have emerged as the model of oil development favored by the postinvasion phases of Iraqi Government.

"Phase one: Coalition Provisional Authority and Iraqi Governing Council. During the first 14 months following the invasion, occupation forces had direct control of Iraq through the Coalition Provisional Authority. Stopping short of privatizing oil itself, this Coalition Provisional Authority began setting up a framework for a longer-term oil policy.

"The Coalition Provisional Authority appointed former senior executives from oil companies to begin this process. The first advisers were appointed in January 2003, before the invasion even started, and they were stationed in Kuwait, ready to move in. First, there were Phillip Carroll, formerly of Shell, and Gary Vogler of ExxonMobil, backed up by three employees of the U.S. Department of Energy and one of the Australian Government. Carroll described his role as not only to address short-term fuel needs and the initial repair of production facilities, but also, point, 'begin planning for the restructuring of the Ministry of Oil to improve its efficiency and effectiveness.'

Another point: 'Begin thinking through Iraq's strategy options for significantly increasing its production capacity.'

"In October 2003, Carroll and Vogler were replaced by Mob McKee of ConocoPhillips and Terry Adams of BP, and finally in 2004, by Mike Stinson of ConocoPhillips and Bob Morgan of BP. The 147,000 pound cost of two British advisers, Adams and Morgan, was met by the U.K. Government. Following the handover to the Iraq Interim Government in June 2004, Stinson became an adviser to the U.S. Embassy in Baghdad.

"Again, from Platform, On the 13th of July, 2003, 'In the first move towards Iraqi self-government, the Coalition Provisional Authority's Administrator Paul Bremer appointed the quasi-autonomous, but virtually powerless, Iraqi Governing Council. On the same day Mr. Bremer appointed Ibrahim Bahr al-Uloum, who had been a member of the U.S. State Department oil working group, as Minister for Oil.'

"Within months of his appointment, Bahr al-Uloum announced he was preparing plans for the privatization of Iraq's oil sector, but that no decision would be taken until after the election scheduled for 2005. Speaking to the Financial Times, Bahr al-Uloum, a U.S.-trained petroleum engineer, said the Iraqi oil sector needs privatization, but it is a cultural issue, noting the difficulty of persuading the Iraqi people of any such policy. He then proceeded to announce that he personally supported production sharing agreements for upstream development, giving priority to U.S. oil companies and European companies, probably.

"The second phase, the Iraq interim government. In June 2004, the Coalition Provisional Authority handed over Iraq's sovereignty to an interim government headed by Prime Minister Allawi. The position of Minister of Oil, was handed to Thamir al-Ghadban, a U.K.-trained petroleum engineer and former senior adviser to Bahr al-Uloum. In an interview in Shell Oil Company's in-house magazine, al-Ghadban announced that 2005 would be the "year of dialogue" with multinational oil companies.

"About 3 months after taking power, Allawi issued a set of guidelines to the Supreme Council for Oil Policy from which the Council was to develop a full petroleum policy. Preempting both the Iraqi elections and drafting of a new constitution, Allawi's guidelines specified that while Iraq's currently producing fields should be developed by the Iraq National Oil Company, all other fields should be developed by private companies, through the contractual mechanism of production sharing agreements.

"Iraq has about 80 known oil fields, only 17 of which are currently in production. Thus the Allawi guidelines would grant the other 63 to private oil companies.

"The third phase, the transitional government and writing the constitu-

tion: "The interim government was replaced in 2005 by the election of Iraq's new National Assembly, which led to the formation of the new government with Ibrahim al-Ja'afari as Prime Minister. In a move which no doubt assisted policy continuity from the period of U.S. control, Ibrahim Bahr al-Uloum was reappointed to the position of Minister for Oil.

"Meanwhile, Ahmad Chalabi, the Pentagon's former favorite to run Iraq, was appointed chair of the Energy Council, which replaced the Supreme Council for Oil Policy as the key overseer of energy and oil policy. Back in 2002, Chalabi had famously promised that 'U.S. companies will have a big shot at Iraqi oil.'

"By June 2005, government sources reported that a Petroleum Law had been drafted, ready to be enacted after the December elections. According to sources, although some details are still being debated, the draft of the Law specifies that while Iraq's currently producing fields should be developed by Iraqi National Oil Company, new fields should be developed by private companies.

"Now, this again comes from an article, Foreign Policy in Focus. The title, 'When It Comes to Oil, the U.S. Administration is Bypassing Democracy in Iraq,' an article 'Oil Pressure' by Greg Muttitt, August 28, 2006. It goes on to say: Since the new Iraqi Government was formed in 2006, the U.S. Government has dramatically scaled up its efforts to provide 'advice.' Last month, the administration and major oil companies reviewed and commented on the new law governing Iraq's crucial oil sector before it had even been seen by the Iraqi Parliament.

"Violating the very notions of freedom and democracy" the administration invokes in nearly every speech, the U.S. Government has actively intervened in the restructuring of Iraq's oil industry since at least 2002.

"In December 2002, the State Department established a working group on oil and energy as part of its 'Future of Iraq' project. The project brought together influential exiled Iraqis with U.S. Government officials and international consultants. Later, some members of the group became part of the Iraqi Government. The result of the project's work was a draft framework for Iraq's oil policy. Despite Iraq being rich in oil and technical expertise, the group recommended a major role for foreign companies through long-term contracts, an approach that would set Iraq at odds with the rest of the Middle East where major oil producers keep their oil in the public sector.

"In March 2003, the wheels started to turn as the Coalition Provisional Authority appointed the former head of Shell USA as a senior oil adviser, in direct contact with the Iraq Ministry of Oil. He was joined by an executive from ExxonMobil, and after 6 months, the post was rotated to former managers of ConocoPhillips and BP.

"In December 2003, the framework was set out in more detail when USAID commissioned a report by the privatization specialists BearingPoint, is the name of the company, entitled 'Options for Developing a Sustainable Long-Term Iraqi Oil Industry.' The report reinforced the 'Future of Iraq's' report, recommending long-term contracts with foreign companies.

"Pointing to the success, as they call it, of this model, BearingPoint used Azerbaijan's privatization model as an example. The report commented approvingly that Azerbaijan's high corruption and lack of democracy had not impeded investment; the government had simply given away a higher share of revenues in order to attract companies. The implication was that Iraq, which has a nascent democracy and chronic corruption, might follow the same approach.

"After the handover to the interim government in June 2004, senior oil advisers, now based within the Iraq Reconstruction Management Office in the U.S. Embassy worked closely with the Iraq Oil Ministry in shaping policy. Post holders included executives from ChevronTexaco and Unocal.

"In 2006, these efforts intensified. In February, the Iraq Reconstruction Management Office advisers accompanied eight senior officials from the Oil Ministry on a trip to the U.S., sponsored by the U.S. Trade and Development Agency. On the trip, they met oil company representatives to discuss the future structure of the Iraq oil industry.

"The same month, at the request of the State Department, USAID provided an adviser to the Oil Ministry, again from BearingPoint, the privatization specialist, 'to work directly on a new oil law providing 'legal and regulatory advice and drafting the framework of petroleum and other energy-related legislation, including foreign investment.'

"The U.S. campaign on the fledgling Iraqi Government has been successful. Following his appointment in May, new Oil Minister Husayn al-Shahristani announced that one of his top priorities would be writing of an oil law to allow Iraq to sign contracts with 'the largest companies.'

"This would be the first time in more than 30 years that foreign companies would receive a major stake in Iraq's oil. Oil was brought into public ownership and control in Iraq in 1975.

"With the ink not yet on the paper, the U.S. has maintained its pressure. On his visit to Baghdad in 2006, the U.S. Energy Secretary 'insisted that the Iraqi government must 'pass a hydrocarbon law under which foreign companies can invest.' But the work to make this case had already been done: 'We got every indication they were willing and also felt a necessity to open up this sector,' he commented after a meeting with the Oil Minister and Iraqi officials.

"The Energy Secretary did not stop at reviewing the draft law himself in

Baghdad. He also arranged for Dr. Al-Shahristani, the new Oil Minister, to meet with nine major oil companies, including Shell, BP, ExxonMobil, ChevronTexaco and ConocoPhillips, for them to comment on the draft as well, during the Minister's trip to Washington, D.C. the following week.

"Given the pressures involved, perhaps the Minister felt he did not have much choice. His promise to pass the law through Parliament by the end of 2006 was set in Iraq's agreement with the International Monetary Fund last December. According to that agreement, IMF officials would also review and comment on a draft in September.

"And still, the draft law had not been seen by the Iraqi Parliament. Meanwhile, an official from the Oil Ministry had stated that Iraqi civil society and the general public will not be consulted at all.

"These issues could hardly be more important for Iraq. Oil accounts for more than 90 percent of government revenue, is the main driver of Iraq's economy. And decisions made in the coming months will not be reversible—once contracts are signed, they will have a major bearing on Iraq's economy and politics for decades to come."

"There is much that has been written, an article in the Associated Press on March 13, 2007, about how Iraqi leaders fear ouster over oil money. Continued White House support for Iraq depended on positive action and all the benchmarks, especially the oil law and sectarian reconciliation, by the close of this parliamentary session. June 30.

"In an article in the Los Angeles Times, May 13, 2007, Iraqis resist U.S. pressure to enact oil law. Foreign investment and Shiite control are primary concerns. Here is a quote. "I did make it clear that we believe it is very important to move on the issues before us in a timely fashion and any undue delay would be difficult to explain." That is a quote from Vice President CHENEY, who recently visited Iraq to urge the passage of the Hydrocarbon Act, among other matters.

"The U.S. Energy Secretary calls on Iraq to open up its oil sector to foreign investment." This is an article from the 21st of July, 2006, saying that U.S. Energy Secretary Samuel Bodman has urged Iraq to establish a legal framework that would be instrumental in attracting foreign investment.

"Other articles. From a Department of Energy press release, July 26, 2006: Secretary Bodman hosts Iraqi Ministers of Oil and Electricity. Energy leaders sign memorandum of understanding to further promote electricity cooperation.

"From Agence France-Presse, U.S. wants new Iraq oil law so foreign firms can take part. July 18, 2006. The United States on Tuesday urged Iraq to adopt a new hydrocarbon law that would enable U.S. and other foreign companies to invest in the war-torn country's oil sector.

"We all know that the Iraq Study Group, in one of its major rec-

ommendations, Recommendation 63, said the United States should encourage investment in Iraq's oil sector by the international community and international energy companies; that the United States should assist Iraqi leaders to reorganize the national oil industry as a commercial enterprise; that the United States should ensure the World Bank's efforts to assure that best practices are used in contracting.

"Mr. Speaker, the last 50 minutes that I have spent talking about the effort to try to privatize Iraq's oil, if you go to one of the search engines, you can find perhaps 1 million different citations relating to this. So it is impossible to cover this kind of a subject, even in a period of an hour. But it needs to be said that this administration has pushed the Congress to put language in funding bills for Iraq that would set the stage for the privatization of Iraq's oil.

"I am going to quote from the first war supplemental, that the President shall make and transmit to Congress a determination, No. 2, whether the Government of Iraq is making substantial progress in meeting its commitment to pursue reconciliation initiatives, including enactment of a hydrocarbon law. Then under subsection (b), it says if the President fails to make this determination, the Secretary of Defense shall commence the redeployment of our Armed Forces from Iraq.

"In other words, privatize your oil, or we are leaving you without having a security and peacekeeping force to replace the United States Army.

"In the second supplemental, the administration language promoted the President transmitting to Congress a report in classified and unclassified form, article 2, whether the Government of Iraq has enacted a broadly accepted hydrocarbon law that equitably shares revenues among all Iraqis.

"Now again, they don't talk about what the real purpose of the Hydrocarbon Act has been. It is not about sharing revenues equitably; it is about a complex restructuring of Iraq's oil industry for the purpose of turning Iraq's oil over to private oil companies.

"Finally, in the third supplemental that is before this Congress this week, there is an article from the Senate side that relates to Iraq oil, and I quote: 'The United States strategy in Iraq shall hereafter be conditioned on the Iraqi Government meeting certain benchmarks.' And one such benchmark, 'enacting and implementing legislation to ensure the equitable distribution of hydrocarbon resources of the people of Iraq.' And it goes on to pay homage to the issues of equity and ethnicity.

"Madam Speaker, it is clear that the people of Iraq are under enormous pressure to give up control of their oil. When you consider that there was no cause to go to war against Iraq, that Iraq did not have weapons of mass destruction, that Iraq had nothing to do with 9/11, that Iraq had nothing to do with al Qaeda's role in 9/11, that the ad-

ministration kept changing the reason why we went into Iraq, and here we are, years later, we are still in Iraq, and enormous pressure is being put on the Iraqi Government to privatize their oil.

"I am here to say that there is another path that can be taken, and that path is part of H.R. 1234, a bill that I have written that would enable the war to end by Congress determining that no more money will go for this war, telling the administration that it must open up diplomatic relations with Syria and Iran, and moving in a direction where we put together an international peacekeeping and security force that would move in as our troops leave. And then we set the stage for real reconciliation that cannot come with the U.S. serving as an occupying army.

"We have a moral responsibility to the Iraqi people whose country we have ravaged with war to the tune of hundreds of billions of dollars of damage, whose people may have experienced the loss of perhaps as many as a million Iraqis during this conflict, innocent people, whose social bonds have been torn asunder. We have a moral responsibility to work to bring about a program of reconciliation between the Sunnis, Shiites and the Kurds which can only come when we end the occupation. We have a moral responsibility to bring about an honest reconstruction program, absent the U.S. contractors who have been gouging the Iraqi people, and gouging the American taxpayers as well, but we have to make sure that the Iraqi people have control of their oil.

"I would like to believe that this war has not been about oil. I would like to believe that there was some kind of a righteous cause connected to what we did; but I know better, and the proof is in this Hydrocarbon Act.

"This Congress has an opportunity to finally take a stand and reject this Hydrocarbon Act. We can strip out this provision forcing Iraq to privatize its oil. We can strip that out of the legislation. Or we can simply defeat the legislation because that is in there, and then go back to the boards and tell the President, look, Mr. President, we are not going to give you any more money for this war, which is what I believe we should do. Tell the President, this war is over, Mr. President, and use the money that is in the pipeline to bring the troops home. Let's go and reach out to the international community. With the end of the occupation and the closing of bases, we will have people who will start listening to us internationally, and we will have some credibility.

"But the morality which this country rests on, our heart and soul of who we are as Americans, is not reflected by this obscene attempt to steal the oil resources of Iraq. That is why I have chosen to take this time to come before the Congress, to lay these facts out for Members of Congress and for the American people so that you can

see without question the relationship between war and this oil and the relationship between the pressure that is being put on the Iraq Government right now and privatization and the continuation of the war.

“Let’s end this war. Let’s end the attempt to control Iraq’s oil. Let’s challenge the oil companies in this country as this House has done this morning. Let’s take a stand for truth and justice. Let’s take a stand for what is right. Let us not be seduced by this idea that somehow we have the military might, and we can, therefore, grab other people’s resources. That is not what America is about.

“America has a higher calling in the world. It is time we began a process of truth and reconciliation in our own country, in reaching out and creating the healing of America. But we must first begin with the truth, and the truth is what I have told this Congress today.

“Madam Speaker, thank you.  
“Members of Congress, thank you.”

¶73.8 PROVIDING FOR CONSIDERATION OF H.R. 1100

Mr. ARCURI, by direction of the Committee on Rules, called up the following resolution (H. Res. 429):

*Resolved*, That at any time after the adoption of this resolution the Speaker may, pursuant to clause 2(b) of rule XVIII, declare the House resolved into the Committee of the Whole House on the state of the Union for consideration of the bill (H.R. 1100) to revise the boundary of the Carl Sandburg Home National Historic Site in the State of North Carolina, and for other purposes. The first reading of the bill shall be dispensed with. All points of order against consideration of the bill are waived except those arising under clause 9 or 10 of rule XXI. General debate shall be confined to the bill and shall not exceed one hour equally divided and controlled by the chairman and ranking minority member of the Committee on Natural Resources. After general debate the bill shall be considered for amendment under the five-minute rule. It shall be in order to consider as an original bill for the purpose of amendment under the five-minute rule the amendment in the nature of a substitute recommended by the Committee on Natural Resources now printed in the bill. The committee amendment in the nature of a substitute shall be considered as read. All points of order against the committee amendment in the nature of a substitute are waived except those arising under clause 9 or 10 of rule XXI. Notwithstanding clause 11 of rule XVIII, no amendment to the committee amendment in the nature of a substitute shall be in order except those printed in the report of the Committee on Rules accompanying this resolution. Each such amendment may be offered only in the order printed in the report, may be offered only by a Member designated in the report, shall be considered as read, shall be debatable for the time specified in the report equally divided and controlled by the proponent and an opponent, shall not be subject to amendment, and shall not be subject to a demand for division of the question in the House or in the Committee of the Whole. All points of order against such amendments are waived except those arising under clause 9 or 10 of rule XXI. At the conclusion of consideration of the bill for amendment the Committee shall rise and report the bill to the House with such

amendments as may have been adopted. Any Member may demand a separate vote in the House on any amendment adopted in the Committee of the Whole to the bill or to the committee amendment in the nature of a substitute. The previous question shall be considered as ordered on the bill and amendments thereto to final passage without intervening motion except one motion to recommend with or without instructions.

SEC. 2. During consideration in the House of H.R. 1100 pursuant to this resolution, notwithstanding the operation of the previous question, the Chair may postpone further consideration of the bill to such time as may be designated by the Speaker.

When said resolution was considered. After debate,

On motion of Mr. ARCURI, the previous question was ordered on the resolution to its adoption or rejection.

The question being put, *viva voce*,

Will the House agree to said resolution?

The SPEAKER pro tempore, Mr. PASTOR, announced that the yeas had it.

Mr. HASTINGS of Washington, demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The vote was taken by electronic device.

It was decided in the { Yeas ..... 228  
affirmative ..... { Nays ..... 198

¶73.9 [Roll No. 403] YEAS—228

Abercrombie	Davis (CA)	Jackson-Lee (TX)
Ackerman	Davis (IL)	Jefferson (GA)
Allen	Davis, Lincoln	Johnson, E. B.
Altmire	DeFazio	Kagen
Andrews	Delahunt	Kanjorski
Arcuri	DeLauro	Kaptur
Baca	Dicks	Kennedy
Baird	Dingell	Kildee
Baldwin	Doggett	Kilpatrick
Barrow	Donnelly	Kind
Bean	Doyle	Klein (FL)
Becerra	Edwards	Kucinich
Berkley	Ellison	Lampson
Berman	Ellsworth	Langevin
Berry	Emanuel	Lantos
Bishop (GA)	Engel	Larsen (WA)
Bishop (NY)	Eshoo	Larson (CT)
Blumenauer	Etheridge	Lee
Boren	Farr	Levin
Boswell	Fattah	Lewis (GA)
Boucher	Filner	Lipinski
Boyd (FL)	Frank (MA)	Loeb
Boyd (KS)	Giffords	Loeb
Brady (PA)	Gillibrand	Lofgren, Zoe
Bralley (IA)	Gonzalez	Lowey
Brown, Corrine	Gordon	Lynch
Butterfield	Green, Al	Mahoney (FL)
Capps	Green, Gene	Maloney (NY)
Capuano	Grijalva	Markey
Cardoza	Gutierrez	Matheson
Carnahan	Hall (NY)	Matsui
Carney	Hare	McCarthy (NY)
Carson	Harman	McCollum (MN)
Castor	Hastings (FL)	McDermott
Chandler	Herseth Sandlin	McGovern
Clarke	Higgins	McIntyre
Clay	Hill	McNerney
Cleaver	Hinchoy	McNulty
Clyburn	Hinojosa	Meehan
Cohen	Hirono	Meek (FL)
Conyers	Hodes	Meeks (NY)
Cooper	Holden	Melancon
Costa	Holt	Michaud
Costello	Honda	Miller (NC)
Courtney	Hooley	Miller, George
Cramer	Hoyer	Mitchell
Crowley	Inslie	Mollohan
Cuellar	Israel	Moore (KS)
Cummings	Jackson (IL)	Moore (WI)
Davis (AL)		

Moran (VA)	Ryan (OH)	Tauscher
Murphy (CT)	Salazar	Taylor
Murphy, Patrick	Sánchez, Linda T.	Thompson (CA)
Murtha	Sanchez, Loretta	Thompson (MS)
Nadler	Sarbanes	Tierney
Napolitano	Schakowsky	Towns
Neal (MA)	Schiff	Udall (CO)
Oberstar	Schwartz	Udall (NM)
Obey	Scott (GA)	Van Hollen
Oliver	Scott (VA)	Velázquez
Ortiz	Serrano	Visclosky
Pallone	Sestak	Walz (MN)
Pascarella	Shea-Porter	Wasserman
Pastor	Sherman	Schultz
Payne	Shuler	Waters
Perlmutter	Sires	Watson
Peterson (MN)	Skelton	Watt
Pomeroy	Slaughter	Waxman
Price (NC)	Smith (WA)	Weiner
Rahall	Snyder	Welch (VT)
Rangel	Solis	Wexler
Reyes	Space	Wilson (OH)
Rodriguez	Spratt	Woolsey
Ross	Stark	Wu
Rothman	Stupak	Wynn
Roybal-Allard	Sutton	Yarmuth
Ruppersberger	Tanner	
Rush		

NAYS—198

Aderholt	Franks (AZ)	Neugebauer
Akin	Frelinghuysen	Nunes
Alexander	Gallegly	Paul
Bachmann	Garrett (NJ)	Pearce
Bachus	Gerlach	Pence
Baker	Gilchrest	Peterson (PA)
Barrett (SC)	Gillmor	Petri
Bartlett (MD)	Gingrey	Pickering
Barton (TX)	Gohmert	Pitts
Biggart	Goode	Platts
Bilbray	Goodlatte	Poe
Bilirakis	Granger	Porter
Bishop (UT)	Graves	Price (GA)
Blackburn	Hall (TX)	Pryce (OH)
Blunt	Hastert	Putnam
Boehner	Hastings (WA)	Radanovich
Bonner	Hayes	Ramstad
Bono	Heller	Regula
Boozman	Hensarling	Rehberg
Boustany	Herger	Reichert
Brady (TX)	Hobson	Renzi
Brown (SC)	Hoekstra	Reynolds
Brown-Waite,	Inglis (SC)	Rogers (AL)
Brown	Issa	Rogers (KY)
Buchanan	Jindal	Rogers (MI)
Burgess	Johnson (IL)	Rohrabacher
Burton (IN)	Johnson, Sam	Ros-Lehtinen
Buyer	Jones (NC)	Roskam
Calvert	Jordan	Royce
Camp (MI)	Keller	Ryan (WI)
Campbell (CA)	King (IA)	Sali
Cannon	King (NY)	Saxton
Cantor	Kingston	Schmidt
Capito	Kirk	Sensenbrenner
Carter	Kline (MN)	Sessions
Castle	Knollenberg	Shadegg
Chabot	Kuhl (NY)	Shimkus
Coble	LaHood	Shuster
Cole (OK)	Lamborn	Simon
Conaway	Latham	Smith (NE)
Crenshaw	LaTourrette	Smith (NJ)
Crenshaw	Lewis (CA)	Smith (TX)
Cubin	Lewis (KY)	Souder
Culberson	Linder	Stearns
Davis (KY)	LoBiondo	Sullivan
Davis, David	Lucas	Tancredo
Davis, Jo Ann	Lungren, Daniel E.	Terry
Davis, Tom	Mack	Thornberry
Deal (GA)	Manzullo	Tiahrt
Dent	Marchant	Tiberi
Diaz-Balart, L.	Marshall	Turner
Diaz-Balart, M.	McCarthy (CA)	Upton
Doolittle	McCaul (TX)	Walberg
Drake	McCotter	Walden (OR)
Dreier	McCrery	Walsh (NY)
Duncan	McHenry	Wamp
Ehlers	McHugh	Weldon (FL)
Emerson	McKeon	Weller
English (PA)	Mica	Westmoreland
Everett	Miller (FL)	Whitfield
Fallin	Miller (MI)	Wicker
Feeney	Miller, Gary	Wilson (NM)
Ferguson	Moran (KS)	Wilson (SC)
Flake	Murphy, Tim	Wolf
Forbes	Musgrave	Young (AK)
Fortenberry	Myrick	Young (FL)
Fossella		
Fox		

NOT VOTING—6

DeGette Jones (OH) Shays
Hulshof McMorris
Hunter Rodgers

So the resolution was agreed to.

A motion to reconsider the vote whereby said resolution was agreed to was, by unanimous consent, laid on the table.

¶73.10 H.R. 1252—UNFINISHED BUSINESS

The SPEAKER pro tempore, Mr. PASTOR, pursuant to clause 8, rule XX, announced the unfinished business to be the motion to suspend the rules and pass the bill (H.R. 1252) to protect consumers from price-gouging of gasoline and other fuels, and for other purposes; as amended.

The question being put,

Will the House suspend the rules and pass said bill, as amended?

The vote was taken by electronic device.

It was decided in the affirmative { Yeas ..... 284 Nays ..... 141

¶73.11 [Roll No. 404]

YEAS—284

Abercrombie Davis (IL) Israel
Ackerman Davis, Jo Ann Jackson (IL)
Aderholt Davis, Lincoln Jackson-Lee
Allen DeFazio (TX)
Altmire Delahunt Jefferson
Andrews DeLauro Johnson (GA)
Arcuri Dent Johnson (IL)
Baca Dicks Johnson, E. B.
Baird Dingell Jones (NC)
Baldwin Doggett Kagen
Barrow Donnelly Kanjorski
Bean Doyle Kaptur
Becerra Edwards Keller
Berkley Ellison Kennedy
Berman Ellsworth Kildee
Berry Emanuel Kilpatrick
Bilirakis Emerson Kind
Bishop (GA) Engel Kirk
Bishop (NY) English (PA) Klein (FL)
Blumenauer Eshoo Kucinich
Bono Etheridge Kuhl (NY)
Boozman Farr LaHood
Boren Fattah Lampson
Boswell Ferguson Langevin
Boucher Filner Lantos
Boyd (FL) Forbes Larsen (WA)
Boyd (KS) Fortenberry Larson (CT)
Brady (PA) Frank (MA) LaTourette
Brady (IA) Gerlach Lee
Brown, Corrine Giffords Levin
Brown-Waite, Gilchrist Lewis (GA)
Ginny Gillibrand Lewis (KY)
Buchanan Gillmor Lipinski
Butterfield Gonzalez LoBiondo
Capito Goode Loeback
Capps Goodlatte Lofgren, Zoe
Capuano Gordon Lowey
Cardoza Graves Lynch
Carnahan Green, Al Mahoney (FL)
Carney Green, Gene Maloney (NY)
Carson Grijalva Markey
Castle Gutierrez Marshall
Castor Hall (NY) Matheson
Chabot Hall (TX) Matsui
Chandler Hare McCarthy (NY)
Clarke Harman McCollum (MN)
Clay Hastings (FL) McCotter
Cleaver Hayes McDermott
Clyburn Heller McGovern
Coble Herseth Sandlin McHugh
Cohen Higgins McIntyre
Conyers Hill McNerney
Cooper Hinchey McNulty
Costa Hinojosa Meehan
Costello Hirono Meek (FL)
Courtney Hodes Meeks (NY)
Cramer Holden Melancon
Crowley Holt Michaud
Cuellar Honda Miller (MI)
Cummings Hooley Miller (NC)
Davis (AL) Hoyer Miller, George
Davis (CA) Inslee Mitchell

Mollohan Roybal-Allard Tauscher
Moore (KS) Rappersberger Taylor
Moore (WI) Rush Thompson (CA)
Moran (VA) Ryan (OH) Thompson (MS)
Murphy (CT) Salazar Tierney
Murphy, Patrick Sanchez, Linda Towns
Murtha T. Turner
Nadler Sanchez, Loretta Udall (CO)
Napolitano Sarbanes Udall (NM)
Neal (MA) Saxton Van Hollen
Oberstar Schakowsky Velázquez
Obey Schiff Visclosky
Oliver Schmidt Walden (OR)
Ortiz Schwartz Walsh (NY)
Pallone Scott (GA) Walz (MN)
Pascrell Scott (VA) Wamp
Pastor Serrano Wasserman
Payne Sestak Schultz
Perlmutter Shea-Porter Waters
Petri Sherman Watson
Platts Shuler Watt
Pomeroy Sires Waxman
Price (NC) Skelton Weiner
Rahall Slaughter Welch (VT)
Ramstad Smith (NJ) Wexler
Rangel Smith (WA) Whitfield
Regula Snyder Wilson (NM)
Reichert Solis Wilson (OH)
Renzi Space Wolf
Reyes Spratt Woolsey
Rodriguez Stark Wu
Rogers (KY) Stupak Wynn
Ross Sutton Yarmuth
Rothman Tanner Young (FL)

NAYS—141

Akin Pearce
Alexander Franks (AZ) Pence
Bachmann Frelinghuysen Peterson (MN)
Bachus Gallegly Peterson (PA)
Baker Garrett (NJ) Pickering
Barrett (SC) Gingrey Pitts
Bartlett (MD) Gohmert Poe
Barton (TX) Granger Porter
Biggart Hastert Price (GA)
Bilbray Hastings (WA) Pryce (OH)
Bishop (UT) Hensarling Putnam
Blackburn Herger Radanovich
Blunt Hobson Rehberg
Boehner Hoeckstra Reynolds
Bonner Inglis (SC) Rogers (AL)
Boustany Issa Rogers (MI)
Brady (TX) Jindal Rohrabacher
Brown (SC) Johnson, Sam Ros-Lehtinen
Burgess Jordan Roskam
Burton (IN) King (IA) Royce
Buyer King (NY) Ryan (WI)
Calvert Kingstone Sali
Camp (MI) Kline (MN) Sensenbrenner
Campbell (CA) Knollenberg Sessions
Cannon Lamborn Shadegg
Cantor Latham Shimkus
Carter Lewis (CA) Shuster
Cole (OK) Linder Lucas Simpson
Conaway Lucas Lungren, Daniel
Crenshaw E. Smith (NE)
Cubin Lee Smith (TX)
Culberson Mack Souder
Davis (KY) Manullo Stearns
Davis, David Marchant Sullivan
Davis, Tom McCarthy (CA) Tancredo
Deal (GA) McCaul (TX) Thornberry
Diaz-Balart, L. McHenry Tiberi
Diaz-Balart, M. McKeon Tipton
Doolittle Mica Walberg
Drake Miller (FL) Weldon (FL)
Dreier Miller, Gary Weller
Duncan Moran (KS) Westmoreland
Ehlers Murphy, Tim Wicker
Everett Musgrave Wilson (SC)
Fallin Myrick Young (AK)
Feeney Neugebauer
Flake Nunes
Fossella Paul

NOT VOTING—7

DeGette Jones (OH) McMorris
Hulshof McCreery Rodgers
Hunter Shays

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill, as amended, was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill, as amended, was passed was,

by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said bill.

¶73.12 H.R. 2429—UNFINISHED BUSINESS

The SPEAKER pro tempore, Mr. PASTOR, pursuant to clause 8, rule XX, announced the further unfinished business to be the motion to suspend the rules and pass the bill (H.R. 2429) to amend title XVIII of the Social Security Act to provide an exception to the 60-day limit on Medicare reciprocal billing arrangements between two physicians during the period in which one of the physicians is ordered to active duty as a member of a reserve component of the Armed Forces.

The question being put,

Will the House suspend the rules and pass said bill?

The vote was taken by electronic device.

It was decided in the affirmative { Yeas ..... 422 Nays ..... 0 Answered present 1

¶73.13 [Roll No. 405]

YEAS—422

Abercrombie Capps Emerson
Ackerman Capuano Engel
Aderholt Cardoza English (PA)
Akin Carnahan Eshoo
Alexander Carney Etheridge
Allen Carson Everett
Altmire Carter Fallin
Andrews Castle Farr
Arcuri Castor Fattah
Baca Chabot Feeney
Bachmann Chandler Ferguson
Bachus Clarke Filner
Baird Clay Flake
Baker Cleaver Forbes
Baldwin Clyburn Fortenberry
Barrett (SC) Coble Fossella
Barrow Cohen Fox
Bartlett (MD) Cole (OK) Frank (MA)
Bean Conaway Franks (AZ)
Becerra Conyers Frelinghuysen
Berkley Cooper Gallegly
Berman Costa Garrett (NJ)
Berry Costello Gerlach
Biggart Courtney Giffords
Bilbray Cramer Gilchrist
Bilirakis Crenshaw Gillibrand
Bishop (GA) Crowley Gillmor
Bishop (NY) Cubin Gingrey
Bishop (UT) Cuellar Gohmert
Blackburn Culberson Gonzalez
Blumenauer Cummings Goode
Blunt Davis (AL) Goodlatte
Boehner Davis (CA) Gordon
Bonner Davis (IL) Granger
Bono Davis (KY) Graves
Boozman Davis, David Green, Al
Boren Davis, Jo Ann Green, Gene
Boswell Davis, Lincoln Grijalva
Boucher Davis, Tom Gutierrez
Boustany Deal (GA) Hall (NY)
Boyd (FL) DeFazio Hall (TX)
Boyd (KS) Delahunt Hare
Brady (PA) DeLauro Harman
Brady (TX) Dent Hastert
Braley (IA) Diaz-Balart, L. Hastings (FL)
Brown (SC) Diaz-Balart, M. Hastings (WA)
Brown, Corrine Dicks Hayes
Brown-Waite, Dingell Heller
Ginny Doggett Hensarling
Buchanan Donnelly Herger
Burgess Doolittle Herseth Sandlin
Burton (IN) Doyle Higgins
Butterfield Drake Hill
Buyer Dreier Hinchey
Calvert Duncan Hinojosa
Camp (MI) Edwards Hirono
Campbell (CA) Ehlers Hobson
Cannon Ellison Hodes
Cantor Ellsworth Hoekstra
Capito Emanuel Holden

Holt	Meek (FL)	Shakowsky
Honda	Meeks (NY)	Schiff
Hooley	Melancon	Schmidt
Hoyer	Mica	Schwartz
Inglis (SC)	Michaud	Scott (GA)
Inslee	Miller (FL)	Scott (VA)
Israel	Miller (MI)	Sensenbrenner
Issa	Miller (NC)	Serrano
Jackson (IL)	Miller, Gary	Sessions
Jackson-Lee	Miller, George	Sestak
(TX)	Mitchell	Shadegg
Jefferson	Mollohan	Shea-Porter
Jindal	Moore (KS)	Sherman
Johnson (IL)	Moore (WI)	Shimkus
Johnson, E. B.	Moran (KS)	Shuler
Johnson, Sam	Moran (VA)	Shuster
Jones (NC)	Murphy (CT)	Simpson
Jordan	Murphy, Patrick	Sires
Kagen	Murphy, Tim	Skelton
Kanjorski	Murtha	Slaughter
Kaptur	Musgrave	Smith (NE)
Keller	Myrick	Smith (NJ)
Kennedy	Nadler	Smith (TX)
Kildee	Napolitano	Smith (WA)
Kilpatrick	Neal (MA)	Snyder
Kind	Neugebauer	Solis
King (IA)	Nunes	Souder
King (NY)	Oberstar	Space
Kingston	Obey	Spratt
Kirk	Olver	Stark
Klein (FL)	Ortiz	Stearns
Kline (MN)	Pallone	Stupak
Knollenberg	Pascrell	Sullivan
Kucinich	Pastor	Sutton
Kuhl (NY)	Paul	Tancredo
LaHood	Payne	Tanner
Lamborn	Pearce	Tauscher
Lampson	Pence	Taylor
Langevin	Perlmutter	Terry
Lantos	Peterson (MN)	Terry
Larsen (WA)	Peterson (PA)	Thompson (CA)
Larson (CT)	Petri	Thornberry
Latham	Pickering	Tiahrt
LaTourette	Pitts	Tiberi
Lee	Platts	Tierney
Levin	Poe	Towns
Lewis (CA)	Pomeroy	Turner
Lewis (GA)	Porter	Udall (CO)
Lewis (KY)	Price (GA)	Udall (NM)
Linder	Price (NC)	Upton
Lipinski	Pryce (OH)	Van Hollen
LoBiondo	Putnam	Velázquez
Loebsack	Radanovich	Visclosky
Loggren, Zoe	Rahall	Walberg
Lowe	Ramstad	Walden (OR)
Lucas	Rangel	Walsh (NY)
Lungren, Daniel	Regula	Walz (MN)
E.	Rehberg	Wamp
Lynch	Reichert	Wasserman
Mack	Renzi	Schultz
Mahoney (FL)	Reyes	Waters
Maloney (NY)	Reynolds	Watson
Manzullo	Rodriguez	Watt
Marchant	Rogers (AL)	Waxman
Markey	Rogers (KY)	Weiner
Marshall	Rogers (MI)	Welch (VT)
Matheson	Rohrabacher	Weldon (FL)
Matsui	Ros-Lehtinen	Weller
McCarthy (CA)	Roskam	Westmoreland
McCarthy (NY)	Ross	Wexler
McCaul (TX)	Rothman	Whitfield
McCollum (MN)	Roybal-Allard	Wicker
McCotter	Royce	Wilson (NM)
McCrery	Ruppersberger	Wilson (OH)
McDermott	Rush	Wilson (SC)
McGovern	Ryan (OH)	Wolf
McHenry	Ryan (WI)	Woolsey
McHugh	Salazar	Wu
McIntyre	Sánchez, Linda	Wynn
McKeon	T.	Yarmouth
McNerney	Sanchez, Loretta	Young (AK)
McNulty	Sarbanes	Young (FL)
Meehan	Saxton	

ANSWERED "PRESENT"—1

Barton (TX)

NOT VOTING—9

DeGette	Jones (OH)	Shays
Hulshof	McMorris	Thompson (MS)
Hunter	Rodgers	
Johnson (GA)	Sali	

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill was passed.

A motion to reconsider the vote whereby the rules were suspended and

said bill was passed was, by unanimous consent, laid on the table.

*Ordered*, That the Clerk request the concurrence of the Senate in said bill.

## ¶73.14 POINT OF ORDER

Mr. PRICE of Georgia made a point of order and said:

"I make a point of order against consideration of H.R. 1100.

Madam Speaker, I believe I have made my point that this bill indeed fits the definition of a congressional earmark under rule XXI, clause 9(d) and, therefore, violates the rules of the House and, therefore, should not be considered."

The SPEAKER pro tempore, Ms. CLARKE, overruled the point of order, and said:

"The Chair finds that the entry on page 6 of the report of the Committee on Natural Resources constitutes compliance with clause 9(a) of rule XXI. The point of order is overruled."

## ¶73.15 CARL SANDBURG HOME NATIONAL HISTORIC SITE

The SPEAKER pro tempore, Ms. CLARKE, pursuant to House Resolution 429 and rule XVIII, declared the House resolved into the Committee of the Whole House on the state of the Union for the consideration of the bill (H.R. 1100) to revise the boundary of the Carl Sandburg Home National Historic Site in the State of North Carolina, and for other purposes.

The SPEAKER pro tempore, Ms. CLARKE, by unanimous consent, designated Mr. PASTOR as Chairman of the Committee of the Whole; and after some time spent therein,

The SPEAKER pro tempore, Mr. PASTOR, assumed the Chair.

When Mr. ROSS, Acting Chairman, reported that the Committee, having had under consideration said bill, had come to no resolution thereon.

## ¶73.16 AMERICAN CEMETERIES, MEMORIALS AND MARKERS

Mr. FILNER moved to suspend the rules and agree to the resolution (H. Res. 392):

Whereas the United States has fought in wars outside of its borders to restore freedom and human dignity;

Whereas the United States has spent its national treasure and shed its blood in fighting those wars;

Whereas many of those who died on the battlefield were laid to rest exactly where they fell;

Whereas those plots of ground are now known as American Cemeteries, Memorials and Markers, and they exist in 10 foreign countries on four continents;

Whereas these cemeteries exist as the final resting place for American servicemembers who fought valiantly in battles across the globe, including Ardennes and Flanders, Belgium; Manila, the Philippines; North Africa, Tunisia; Florence, Italy; and Normandy, France;

Whereas each year millions of American and foreign citizens visit the American Cemeteries, Memorials and Markers;

Whereas these overseas sites annually recognize Memorial Day with speeches, a read-

ing of the Memorial Day Proclamation, wreath laying ceremonies, military bands and units, and the decoration of each grave site with the flag of the United States and that of the host country; and

Whereas the splendid commemorative sites inspire patriotism, evoke gratitude, and teach history: Now, therefore, be it

*Resolved*, That House of Representatives strongly urges Americans and people of all nationalities to visit the American Cemeteries, Memorials and Markers abroad, where the spirit of American generosity, sacrifice, and courage are displayed and commemorated.

The SPEAKER pro tempore, Mr. PASTOR, recognized Mr. FILNER and Mr. LAMBORN, each for 20 minutes.

After debate,

The question being put, *viva voce*,

Will the House suspend the rules and agree to said resolution?

The SPEAKER pro tempore, Mr. ROSS, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said resolution was agreed to.

A motion to reconsider the vote whereby the rules were suspended and said resolution was agreed to was, by unanimous consent, laid on the table.

## ¶73.17 VETERANS OUTREACH

Mr. FILNER moved to suspend the rules and pass the bill (H.R. 67) to amend title 38, United States Code, to improve the outreach activities of the Department of Veterans Affairs, and for other purposes; as amended.

The SPEAKER pro tempore, Mr. ROSS, recognized Mr. FILNER and Mr. BUYER, each for 20 minutes.

After debate,

The question being put, *viva voce*,

Will the House suspend the rules and pass said bill, as amended?

The SPEAKER pro tempore, Mr. ROSS, announced that two-thirds of the Members present had voted in the affirmative.

Mr. FILNER demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Mr. FILNER, pursuant to clause 8, rule XX, announced that further proceedings on the question were postponed.

## ¶73.18 NATIONAL CEMETERY FOR VETERANS IN COLORADO

Mr. FILNER moved to suspend the rules and pass the bill (H.R. 1660) to direct the Secretary of Veterans Affairs to establish a national cemetery for veterans in the southern Colorado region; as amended.

The SPEAKER pro tempore, Mr. ROSS, recognized Mr. FILNER and Mr. LAMBORN, each for 20 minutes.

After debate,

The question being put, *viva voce*,

Will the House suspend the rules and pass said bill, as amended?

The SPEAKER pro tempore, Mr. ROSS, announced that two-thirds of



the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill, as amended, was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill, as amended, was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said bill.

¶73.19 SERVICEMEMBER VA HEALTHCARE INSURANCE

Mr. FILNER moved to suspend the rules and pass the bill (H.R. 612) to amend title 38, United States Code, to extend the period of eligibility for health care for combat service in the Persian Gulf War or future hostilities from two years to five years after discharge or release; as amended.

The SPEAKER pro tempore, Mr. ROSS, recognized Mr. FILNER and Mr. BUYER, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and pass said bill, as amended?

The SPEAKER pro tempore, Mr. PERLMUTTER, announced that two-thirds of the Members present had voted in the affirmative.

Mr. FILNER demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Mr. PERLMUTTER, pursuant to clause 8, rule XX, announced that further proceedings on the question were postponed.

¶73.20 CARL SANDBURG HOME NATIONAL HISTORIC SITE

The SPEAKER pro tempore, Mr. PERLMUTTER, pursuant to House Resolution 429 and rule XVIII, declared the House resolved into the Committee of the Whole House on the state of the Union for the further consideration of the bill (H.R. 1100) to revise the boundary of the Carl Sandburg Home National Historic Site in the State of North Carolina, and for other purposes.

Mr. ROSS, Acting Chairman, assumed the chair; and after some time spent therein,

¶73.21 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment numbered 1, printed in House Report 110-165, submitted by Mr. BISHOP of Utah:

Page 2, line 20, after the period insert the following: "The authority to acquire property under this subsection may not be exercised until all maintenance for the Historic Site deferred as of the day before the date of the enactment of this Act has been completed."

It was decided in the { Yeas ..... 185 negative ..... } Nays ..... 243

¶73.22 [Roll No. 406]

AYES—185

- Aderholt, Akin, Alexander, Bachmann, Bachus, Baker, Barrett (SC), Bartlett (MD), Barton (TX), Bilbray, Bilirakis, Bishop (UT), Blackburn, Boehner, Bonner, Bono, Boozman, Boustany, Brady (TX), Brown (SC), Brown-Waite, Ginny, Buchanan, Burgess, Burton (IN), Buyer, Calvert, Camp (MI), Campbell (CA), Cannon, Cantor, Capito, Carter, Chabot, Coble, Cole (OK), Conaway, Crenshaw, Cubin, Culberson, Davis (KY), Davis, David, Davis, Tom, Deal (GA), Dent, Diaz-Balart, L., Diaz-Balart, M., Doolittle, Drake, Dreier, Duncan, Ehlers, Emerson, English (PA), Everett, Fallin, Feeney, Ferguson, Flake, Forbes, Fortenberry, Fortuño, Fossella, Fox, Franks (AZ), Gallegly, Garrett (NJ), Gillmor, Gingrey, Gohmert, Goode, Goodlatte, Granger, Graves, Hall (TX), Hastert, Hastings (WA), Hayes, Heller, Hensarling, Herger, Hobson, Hoekstra, Issa, Jindal, Johnson (IL), Johnson, Sam, Jones (NC), Jordan, Keller, King (IA), King (NY), Kingston, Kline (MN), Knollenberg, Kuhl (NY), Lamborn, Latham, LaTourette, Lewis (CA), Lewis (KY), Linder, LoBiondo, Lucas, Lungren, Daniel E., Mack, Manullo, Marchant, McCarthy (CA), McCaul (TX), McCotter, McCrery, McHenry, McHugh, McKeon, Mica, Miller (FL), Miller (MI), Miller, Gary, Moran (KS), Moran, (NY), Tim, Musgrave, Myrick, Neugebauer, Nunes, Paul, Pearce, Pence, Peterson (PA), Petri, Pickering, Pitts, Poe, Porter, Price (GA), Pryce (OH), Putnam, Radanovich, Ramstad, Regula, Renberg, Reichert, Renzi, Reynolds, Rogers (AL), Rogers (KY), Rogers (MI), Rohrabacher, Ros-Lehtinen, Roskam, Royce, Ryan (WI), Sali, Saxton, Schmidt, Sensenbrenner, Sessions, Shadegg, Shimkus, Shuster, Smith (NE), Smith (NJ), Smith (TX), Souder, Stearns, Sullivan, Tancredo, Terry, Thornberry, Tiahrt, Tiberi, Upton, Walberg, Walden (OR), Walsh (NY), Wamp, Weldon (FL), Weller, Westmoreland, Whitfield, Wicker, Wilson (NM), Wilson (SC), Wolf, Young (AK), Young (FL)

NOES—243

- Abercrombie, Ackerman, Allen, Altmire, Andrews, Arcuri, Baca, Baird, Baldwin, Barrow, Bean, Becerra, Berkley, Berman, Berry, Biggert, Bishop (GA), Bishop (NY), Blumenauer, Boren, Boswell, Boucher, Boyd (FL), Boyda (KS), Brady (PA), Braley (IA), Brown, Corrine, Butterfield, Capps, Capuano, Cardoza, Carnahan, Carney, Carson, Castle, Donnelly, Doyle, Edwards, Ellison, Ellsworth, Emanuel, Engel, Eshoo, Etheridge, Faleomavaega, Farr, Fattah, Filner, Frank (MA), Frelinghuysen, Gerlach, Giffords, Gilchrest, Gillibrand, Gonzalez, Gordon, Green, Al, DeFazio, Delahunt, DeLauro, Dicks, Dingell, Doggett, Donnelly, Doyle, Edwards, Ellison, Ellsworth, Emanuel, Engel, Eshoo, Etheridge, Faleomavaega, Farr, Fattah, Filner, Frank (MA), Frelinghuysen, Gerlach, Giffords, Gilchrest, Gillibrand, Gonzalez, Gordon, Green, Al

- Green, Gene, Grijalva, Gutierrez, Hall (NY), Hare, Harman, Hastings (FL), Herseth Sandlin, Higgins, Hill, Hinchey, Hinojosa, Hirono, Hodes, Holden, Holt, Honda, Hooley, Hoyer, Inglis (SC), Insee, Israel, Jackson (IL), Jackson-Lee (TX), Jefferson, Johnson (GA), Johnson, E. B., Kagen, Kanjorski, Kaptur, Kennedy, Kildee, Kilpatrick, Kind, Kirk, Klein (FL), Kucinich, LaHood, Lampson, Langevin, Lantos, Larsen (WA), Larson (CT), Lee, Levin, Lewis (GA), Lipinski, Loeb sack, Lofgren, Zoe, Lowey, Lynch, Mahoney (FL), Maloney (NY), Markey, Marshall, Matheson, Matsui, McCarthy (NY), McColium (MN), McDermott, McGovern, McIntyre, McNerney, McNulty, Meehan, Meek (FL), Meeks (NY), Melancon, Michaud, Miller (NC), Miller, George, Mitchell, Mollohan, Moore (KS), Moore (WI), Moran (VA), Murphy (CT), Murphy, Patrick, Murtha, Nadler, Napolitano, Neal (MA), Norton, Oberstar, Obey, Olver, Ortiz, Pallone, Pascrell, Pastor, Payne, Perlmutter, Peterson (MN), Platts, Pomeroy, Price (NC), Rahall, Rangel, Reyes, Rodriguez, Ross, Rothman, Roybal-Allard, Ruppersberger, Rush, Ryan (OH), Salazar, Sanchez, Linda T., Sanchez, Loretta, Sarbanes, Schakowsky, Schiff, Schwartz, Scott (GA), Scott (VA), Serrano, Sestak, Shea-Porter, Sherman, Shuler, Simpson, Sires, Skelton, Slaughter, Smith (WA), Snyder, Solis, Space, Spratt, Stark, Stupak, Sutton, Tanner, Tauscher, Taylor, Thompson (CA), Thompson (MS), Tierney, Towns, Turner, Udall (CO), Udall (NM), Van Hollen, Velázquez, Visclosky, Walz (MN), Wasserman, Schultz, Waters, Watson, Watt, Waxman, Weiner, Welch (VT), Wexler, Wilson (OH), Woolsey, Wu, Wynn, Yarmuth

NOT VOTING—9

- Blunt, Boddallo, Davis, Jo Ann, DeGette, Hulshof, Hunter, Jones (OH), McMorris, Rodgers, Shays

So the amendment was not agreed to.

¶73.23 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment numbered 3, printed in House Report 110-165, submitted by Mr. HELLER of Nevada:

Page 2, strike lines 15 through 20 and insert the following:

(a) ACQUISITION AUTHORITY.—The Secretary may acquire from willing sellers by donation, purchase with donated funds, or exchange not more than 110 acres of land, water, or interests in land and water, within the area depicted on the map, to be added to the Historic Site."

It was decided in the { Yeas ..... 183 negative ..... } Nays ..... 243

¶73.24 [Roll No. 407]

AYES—183

- Aderholt, Akin, Alexander, Bachmann, Bachus, Baker, Barrett (SC), Bartlett (MD), Barton (TX), Bilbray, Bilirakis, Bishop (UT), Blackburn, Boehner, Bonner, Bono, Boozman, Boustany, Brady (TX), Brown (SC), Brown-Waite, Ginny, Buchanan, Burgess, Burton (IN), Buyer, Calvert, Camp (MI), Campbell (CA), Cannon

Cantor  
Capito  
Carter  
Chabot  
Coble  
Cole (OK)  
Conaway  
Crenshaw  
Cubin  
Culberson  
Davis (KY)  
Davis, David  
Davis, Tom  
Deal (GA)  
Dent  
Diaz-Balart, L.  
Diaz-Balart, M.  
Doolittle  
Drake  
Dreier  
Duncan  
Ehlers  
Emerson  
English (PA)  
Everett  
Fallin  
Feeney  
Ferguson  
Flake  
Forbes  
Fortenberry  
Fortuño  
Fossella  
Foxy  
Franks (AZ)  
Gallegly  
Garrett (NJ)  
Gillmor  
Gingrey  
Gohmert  
Goode  
Goodlatte  
Granger  
Graves  
Hall (TX)  
Hastert  
Hastings (WA)  
Hayes  
Heller  
Hensarling  
Herger  
Hobson

Hoekstra  
Issa  
Jindal  
Johnson (IL)  
Johnson, Sam  
Jordan  
Keller  
King (IA)  
King (NY)  
Kingston  
Kline (MN)  
Knollenberg  
Kuhl (NY)  
Lamborn  
Latham  
LaTourette  
Lewis (CA)  
Lewis (KY)  
Linder  
LoBiondo  
Lucas  
Lungren, Daniel  
E.  
Mack  
Manzullo  
Marchant  
McCarthy (CA)  
McCaul (TX)  
McCotter  
McCrery  
McHenry  
McHugh  
McKeon  
Mica  
Miller (FL)  
Miller (MI)  
Miller, Gary  
Moran (KS)  
Murphy, Tim  
Musgrave  
Myrick  
Neugebauer  
Nunes  
Paul  
Pearce  
Pence  
Peterson (PA)  
Petri  
Pickering  
Pitts  
Poe  
Porter

Price (GA)  
Pryce (OH)  
Putnam  
Radanovich  
Ramstad  
Regula  
Rehberg  
Reichert  
Renzi  
Reynolds  
Rogers (AL)  
Rogers (KY)  
Rogers (MI)  
Rohrabacher  
Ros-Lehtinen  
Roskam  
Royce  
Ryan (WI)  
Sali  
Saxton  
Schmidt  
Sensenbrenner  
Sessions  
Shadegg  
Shimkus  
Shuster  
Smith (NE)  
Smith (NJ)  
Smith (TX)  
Stearns  
Sullivan  
McHugh  
Tancredo  
Terry  
Thornberry  
Tiahrt  
Tiberti  
Turner  
Upton  
Walberg  
Walden (OR)  
Wamp  
Weldon (FL)  
Weller  
Westmoreland  
Whitfield  
Wicker  
Wilson (NM)  
Wilson (SC)  
Wolf  
Young (AK)  
Young (FL)

NOES—243

Abercrombie  
Ackerman  
Allen  
Altmire  
Andrews  
Arcuri  
Baca  
Baird  
Baldwin  
Barrow  
Bean  
Becerra  
Berkley  
Berman  
Berry  
Biggett  
Bishop (GA)  
Bishop (NY)  
Blumenauer  
Boren  
Boswell  
Boucher  
Boyd (FL)  
Boyd (KS)  
Brady (PA)  
Braley (IA)  
Brown, Corrine  
Butterfield  
Capps  
Capuano  
Cardoza  
Carnahan  
Carney  
Carson  
Castle  
Castor  
Chandler  
Christensen  
Clarke  
Clay  
Cleaver  
Clyburn  
Cohen  
Conyers  
Cooper  
Costa

Costello  
Courtney  
Cramer  
Crowley  
Cueellar  
Cummings  
Davis (AL)  
Davis (CA)  
Davis (IL)  
Davis, Lincoln  
DeFazio  
DeLauro  
Dicks  
Dingell  
Doggett  
Donnelly  
Doyle  
Edwards  
Ellison  
Ellsworth  
Emanuel  
Engel  
Eshoo  
Etheridge  
Faleomavaega  
Farr  
Fattah  
Filner  
Frank (MA)  
Frelinghuysen  
Gerlach  
Gingrey  
Giffords  
Gilchrist  
Gillibrand  
Gonzalez  
Gordon  
Green, Al  
Green, Gene  
Grijalva  
Gutierrez  
Hare  
Harman  
Hastings (FL)  
Herseth Sandlin  
Hill

Hinchey  
Hinojosa  
Hirono  
Hodes  
Holden  
Holt  
Honda  
Hooley  
Hoyer  
Inglis (SC)  
Inslee  
Israel  
Jackson (IL)  
Jackson-Lee  
(TX)  
Jefferson  
Johnson (GA)  
Johnson, E. B.  
Jones (NC)  
Kagen  
Kanjorski  
Kaptur  
Kennedy  
Kildee  
Kilpatrick  
Kind  
Kirk  
Klein (FL)  
Kucinich  
LaHood  
Lampson  
Langevin  
Lantos  
Larsen (WA)  
Larson (CT)  
Lee  
Levin  
Lewis (GA)  
Lipinski  
Loeback  
Loefgren, Zoe  
Lowe  
Lynch  
Mahoney (FL)  
Maloney (NY)  
Markey

Marshall  
Matheson  
Matsui  
McCarthy (NY)  
McCollum (MN)  
McDermott  
McGovern  
McIntyre  
McNerney  
McNulty  
Meehan  
Meek (FL)  
Meeks (NY)  
Melancon  
Michaud  
Miller (NC)  
Miller, George  
Mitchell  
Mollohan  
Moore (KS)  
Moore (WI)  
Moran (VA)  
Murphy (CT)  
Murphy, Patrick  
Murtha  
Nadler  
Napolitano  
Neal (MA)  
Norton  
Oberstar  
Oliver  
Ortiz  
Pallone  
Pascrell  
Pastor

Payne  
Perlmutter  
Peterson (MN)  
Platts  
Pomeroy  
Price (NC)  
Rahall  
Rangel  
Reyes  
Rodriguez  
Ross  
Rothman  
Roybal-Allard  
Ruppersberger  
Rush  
Ryan (OH)  
Salazar  
Sanchez, Linda  
T.  
Sanchez, Loretta  
Sarbanes  
Schakowsky  
Schiff  
Schwartz  
Scott (GA)  
Scott (VA)  
Serrano  
Sestak  
Shea-Porter  
Sherman  
Shuler  
Simpson  
Sires  
Skelton  
Slaughter  
Smith (WA)

Snyder  
Solis  
Souder  
Space  
Spratt  
Stark  
Stupak  
Sutton  
Tanner  
Tauscher  
Taylor  
Thompson (CA)  
Thompson (MS)  
Tierney  
Towns  
Udall (CO)  
Udall (NM)  
Van Hollen  
Velázquez  
Visclosky  
Walsh (NY)  
Walsh (MN)  
Wasserman  
Schultz  
Waters  
Watson  
Watt  
Waxman  
Weiner  
Welch (VT)  
Wexler  
Wilson (OH)  
Woolsey  
Wu  
Wynn  
Yarmuth

NOT VOTING—11

Blunt  
Bordallo  
Davis, Jo Ann  
DeGette

Hall (NY)  
Higgins  
Hulshof  
Hunter

Jones (OH)  
McMorris  
Rodgers  
Shays

So the amendment was not agreed to. After some further time, The SPEAKER pro tempore, Mr. CAPUANO, assumed the Chair. When Mr. ROSS, Acting Chairman, pursuant to House Resolution 429, reported the bill back to the House with an amendment adopted by the Committee.

The previous question having been ordered by said resolution.

The following amendment, reported from the Committee of the Whole House on the state of the Union, was agreed to:

Strike out all after the enacting clause and insert:

SECTION 1. SHORT TITLE.

This Act may be cited as the “Carl Sandburg Home National Historic Site Boundary Revision Act of 2007”.

SEC. 2. DEFINITIONS.

For the purposes of this Act:

(1) MAP.—The term “map” means the map entitled “Sandburg Center Alternative” numbered 445/80.017 and dated April 2007.

(2) SECRETARY.—The term “Secretary” means the Secretary of the Interior.

(3) HISTORIC SITE.—The term “Historic Site” means Carl Sandburg Home National Historic Site.

SEC. 3. CARL SANDBURG HOME NATIONAL HISTORIC SITE BOUNDARY ADJUSTMENT.

(a) ACQUISITION AUTHORITY.—The Secretary may acquire from willing sellers by donation, purchase with donated or appropriated funds, or exchange not more than 110 acres of land, water, or interests in land and water, within the area depicted on the map, to be added to the Historic Site.

(b) VISITOR CENTER.—To preserve the historic character and landscape of the site, the Secretary may also acquire up to five acres for the development of a visitor center and visitor parking area adjacent to or in the general vicinity of the Historic Site.

(c) BOUNDARY REVISION.—Upon acquisition of any land or interest in land under

this section, the Secretary shall revise the boundary of the Historic Site to reflect the acquisition.

(d) AVAILABILITY OF MAP.—The map shall be on file and available for public inspection in the appropriate offices of the National Park Service.

(e) ADMINISTRATION.—Land added to the Historic Site by this section shall be administered as part of the Historic Site in accordance with applicable laws and regulations.

The bill, as amended, was ordered to be engrossed and read a third time, was read a third time by title.

Mr. PEARCE moved to recommit the bill to the Committee on Natural Resources with instructions to report the bill back to the House promptly with an amendment to prohibit the Secretary of the Interior from using eminent domain to acquire land, water, or interests in land or water under section 3 of the bill.

After debate, By unanimous consent, the previous question was ordered on the motion to recommit with instructions.

The question being put, viva voce, Will the House recommit said bill with instructions?

The SPEAKER pro tempore, Mr. CAPUANO, announced that the nays had it.

Mr. PEARCE demanded a recorded vote on agreeing to said motion, which demand was supported by one-fifth of a quorum, so a recorded vote was ordered.

The vote was taken by electronic device.

It was decided in the { Yeas ..... 192  
negative ..... } Nays ..... 228

¶73.25 [Roll No. 408]

AYES—192

Aderholt  
Akin  
Alexander  
Bachmann  
Bachus  
Baker  
Barrett (SC)  
Bartlett (MD)  
Barton (TX)  
Biggett  
Bilbray  
Bilirakis  
Bishop (UT)  
Blackburn  
Blunt  
Boehner  
Bonner  
Bono  
Boozman  
Boustany  
Brady (TX)  
Brown (SC)  
Brown-Waite,  
Ginny  
Buchanan  
Burgess  
Burton (IN)  
Buyer  
Calvert  
Camp (MI)  
Campbell (CA)  
Cannon  
Cantor  
Capito  
Carter  
Castle  
Chabot  
Coble  
Cole (OK)  
Conaway  
Crenshaw  
Cubin  
Culberson

Davis (KY)  
Davis, David  
Davis, Tom  
Deal (GA)  
Dent  
Diaz-Balart, L.  
Diaz-Balart, M.  
Doolittle  
Drake  
Dreier  
Duncan  
Ehlers  
Emerson  
English (PA)  
Everett  
Fallin  
Feeney  
Ferguson  
Flake  
Forbes  
Fortenberry  
Fossella  
Foxy  
Franks (AZ)  
Frelinghuysen  
Gallely  
Garrett (NJ)  
Gerlach  
Gingrey  
Gohmert  
Goode  
Goodlatte  
Granger  
Graves  
Hall (TX)  
Hastert  
Hastings (WA)  
Hayes  
Heller  
Hensarling  
Herger  
Hobson  
Hoekstra

Issa  
Jindal  
Johnson (IL)  
Johnson, Sam  
Jordan  
Keller  
King (IA)  
King (NY)  
Kingston  
Kirk  
Kline (MN)  
Knollenberg  
Kuhl (NY)  
LaHood  
Lamborn  
Latham  
LaTourette  
Lewis (CA)  
Lewis (KY)  
Linder  
LoBiondo  
Lucas  
Lungren, Daniel  
E.  
Mack  
Manzullo  
Marchant  
McCarthy (CA)  
McCaul (TX)  
McCotter  
McCrery  
McHenry  
McHugh  
McKeon  
Mica  
Miller (FL)  
Miller (MI)  
Miller, Gary  
Moran (KS)  
Murphy, Tim  
Musgrave  
Myrick  
Neugebauer

Nunes  
Paul  
Pearce  
Pence  
Peterson (PA)  
Petri  
Pickering  
Pitts  
Platts  
Poe  
Porter  
Price (GA)  
Pryce (OH)  
Putnam  
Radanovich  
Ramstad  
Regula  
Rehberg  
Reichert  
Renzi  
Reynolds  
Rogers (AL)

Rogers (KY)  
Rogers (MI)  
Rohrabacher  
Ros-Lehtinen  
Roskam  
Royce  
Ryan (WI)  
Sali  
Saxton  
Schmidt  
Sensenbrenner  
Sessions  
Shadegg  
Shimkus  
Shuster  
Simpson  
Smith (NE)  
Smith (NJ)  
Smith (TX)  
Souder  
Stearns  
Sullivan

Tancredo  
Terry  
Thornberry  
Tiahrt  
Tiberi  
Turner  
Upton  
Walberg  
Walden (OR)  
Walsh (NY)  
Wamp  
Weldon (FL)  
Weller  
Westmoreland  
Whitfield  
Wicker  
Wilson (NM)  
Wilson (SC)  
Wolf  
Young (AK)  
Young (FL)

NOES—228

Abercrombie  
Ackerman  
Allen  
Altmire  
Andrews  
Arcuri  
Baca  
Baird  
Baldwin  
Barrow  
Bean  
Becerra  
Berman  
Berry  
Bishop (GA)  
Bishop (NY)  
Blumenauer  
Boren  
Boswell  
Boucher  
Boyd (FL)  
Boyd (KS)  
Brady (PA)  
Braley (IA)  
Brown, Corrine  
Butterfield  
Capps  
Capuano  
Cardoza  
Carnahan  
Carney  
Carson  
Castor  
Chandler  
Clarke  
Clay  
Cleaver  
Clyburn  
Cohen  
Conyers  
Cooper  
Costa  
Costello  
Courtney  
Cramer  
Crowley  
Cuellar  
Cummings  
Davis (AL)  
Davis (CA)  
Davis (IL)  
Davis, Lincoln  
DeFazio  
Delahunt  
DeLauro  
Dicks  
Dingell  
Doggett  
Donnelly  
Doyle  
Edwards  
Ellison  
Ellsworth  
Emanuel  
Engel  
Eshoo  
Etheridge  
Farr  
Fattah  
Filner  
Frank (MA)  
Giffords  
Gilchrest  
Gillibrand  
Gonzalez  
Gordon

Green, Al  
Green, Gene  
Grijalva  
Gutierrez  
Hall (NY)  
Hare  
Harman  
Hastings (FL)  
Herseth Sandlin  
Higgins  
Hill  
Hinchev  
Hinojosa  
Hirono  
Hodes  
Holden  
Holt  
Honda  
Hooley  
Hoyer  
Inglis (SC)  
Inslee  
Israel  
Jackson (IL)  
Jackson-Lee  
(TX)  
Jefferson  
Johnson (GA)  
Johnson, E. B.  
Jones (NC)  
Kagen  
Kanjorski  
Kaptur  
Kennedy  
Kildee  
Kilpatrick  
Kind  
Klein (FL)  
Kucinich  
Lampson  
Langevin  
Lantos  
Larsen (WA)  
Larson (CT)  
Lee  
Levin  
Lewis (GA)  
Lipinski  
Loebsack  
Lofgren, Zoe  
Lowey  
Lynch  
Mahoney (FL)  
Maloney (NY)  
Markey  
Marshall  
Matheson  
Matsui  
McCarthy (NY)  
McCollum (MN)  
McDermott  
McGovern  
McIntyre  
McNerney  
McNulty  
Meehan  
Meek (FL)  
Meeks (NY)  
Melancon  
Michaud  
Miller (NC)  
Miller, George  
Mitchell  
Mollohan  
Moore (KS)  
Moore (WI)

Moran (VA)  
Murphy (CT)  
Murphy, Patrick  
Murtha  
Nadler  
Napolitano  
Neal (MA)  
Obey  
Olver  
Ortiz  
Pallone  
Pascrell  
Pastor  
Payne  
Perlmutter  
Peterson (MN)  
Pomeroy  
Price (NC)  
Rahall  
Rangel  
Reyes  
Rodriguez  
Ross  
Rothman  
Roybal-Allard  
Ruppersberger  
Rush  
Ryan (OH)  
Salazar  
Sanchez, Linda  
T.  
Sanchez, Loretta  
Sarbanes  
Schakowsky  
Schiff  
Schwartz  
Scott (GA)  
Scott (VA)  
Serrano  
Shea-Porter  
Sherman  
Shuler  
Sires  
Skelton  
Slaughter  
Smith (WA)  
Snyder  
Solis  
Space  
Spratt  
Taylor  
Thompson (CA)  
Thompson (MS)  
Tierney  
Towns  
Udall (CO)  
Udall (NM)  
Van Hollen  
Velázquez  
Visclosky  
Walz (MN)  
Wasserman  
Schultz  
Waters  
Watson  
Watt  
Waxman  
Weiner  
Welch (VT)

Wexler  
Wilson (OH)

Woolsey  
Wu

Wynn  
Yarmuth

NOT VOTING—12

Berkley  
Davis, Jo Ann  
DeGette  
Gillmor  
Hulshof

Hunter  
Jones (OH)  
McMorris  
Rodgers  
Oberstar

So the motion to recommit with instructions was not agreed to.

The question being put, viva voce, Will the House pass said bill? The SPEAKER pro tempore, Mr. CAPUANO, announced that the yeas had it.

Mr. SHULER demanded a recorded vote on passage of said bill, which demand was supported by one-fifth of a quorum, so a recorded vote was ordered.

The vote was taken by electronic device.

It was decided in the affirmative { Yeas ..... 268 Nays ..... 150

73.26 [Roll No. 409] AYES—268

Abercrombie  
Ackerman  
Allen  
Altmire  
Andrews  
Arcuri  
Baca  
Baird  
Baldwin  
Barrow  
Bean  
Becerra  
Berkley  
Berman  
Berry  
Biggett  
Billbray  
Bishop (GA)  
Bishop (NY)  
Blumenauer  
Bono  
Boren  
Boswell  
Boucher  
Boyd (FL)  
Boyd (KS)  
Brady (PA)  
Brady (TX)  
Braley (IA)  
Brown, Corrine  
Butterfield  
Capps  
Capuano  
Cardoza  
Carnahan  
Carney  
Carson  
Castor  
Chandler  
Clarke  
Clay  
Cleaver  
Clyburn  
Cohen  
Conyers  
Costa  
Costello  
Courtney  
Cramer  
Crowley  
Cuellar  
Cummings  
Davis (AL)  
Davis (CA)  
Davis (IL)  
Davis, David  
Davis, Lincoln  
DeFazio  
Delahunt  
DeLauro  
Dent  
Dicks  
Dingell  
Doggett

Donnelly  
Doyle  
Duncan  
Edwards  
Ehlers  
Ellison  
Ellsworth  
Emanuel  
Emerson  
Engel  
English (PA)  
Eshoo  
Etheridge  
Farr  
Fattah  
Ferguson  
Filner  
Fortenberry  
Frank (MA)  
Frelinghuysen  
Gerlach  
Giffords  
Gilchrest  
Gillibrand  
Gillmor  
Gonzalez  
Gordon  
Green, Al  
Green, Gene  
Grijalva  
Gutierrez  
Hall (NY)  
Hare  
Harman  
Hastings (FL)  
Hayes  
Herseth Sandlin  
Higgins  
Hill  
Hinchev  
Hirono  
Hinojosa  
Hodes  
Holden  
Honda  
Hooley  
Hoyer  
Inglis (SC)  
Inslee  
Israel  
Jackson (IL)  
Jackson-Lee  
(TX)  
Jefferson  
Johnson (GA)  
Johnson (IL)  
Johnson, E. B.  
Jones (NC)  
Kagen  
Kanjorski  
Kennedy  
Kildee  
Kilpatrick  
Kind  
Kirk

Klein (FL)  
Knollenberg  
Kucinich  
LaHood  
Lampson  
Langevin  
Lantos  
Larsen (WA)  
Larson (CT)  
LaTourette  
Lee  
Levin  
Lewis (GA)  
Lewis (KY)  
Lipinski  
LoBiondo  
Loebsack  
Lofgren, Zoe  
Lowey  
Lucas  
Lynch  
Mahoney (FL)  
Maloney (NY)  
Markey  
Marshall  
Matheson  
Matsui  
McCarthy (NY)  
McCollum (MN)  
McDermott  
McIntyre  
McNerney  
McNulty  
Meehan  
Meek (FL)  
Meeks (NY)  
Melancon  
Michaud  
Miller (NC)  
Miller, George  
Mitchell  
Mollohan  
Moore (KS)  
Moore (WI)  
Moran (KS)  
Moran (VA)  
Murphy, Patrick  
Murtha  
Nadler  
Napolitano  
Neal (MA)  
Obey  
Olver  
Ortiz  
Pallone  
Pascrell  
Pastor  
Payne  
Perlmutter  
Peterson (MN)  
Platts  
Pomeroy  
Porter  
Price (NC)  
Rahall  
Rangel

Reyes  
Rodriguez  
Rogers (KY)  
Rogers (MI)  
Ros-Lehtinen  
Ross  
Rothman  
Roybal-Allard  
Ruppersberger  
Rush  
Ryan (OH)  
Salazar  
Sanchez, Linda  
T.  
Sanchez, Loretta  
Sarbanes  
Saxton  
Schakowsky  
Schiff  
Schwartz  
Scott (GA)  
Scott (VA)  
Serrano  
Sestak  
Shea-Porter

Sherman  
Shimkus  
Shuler  
Simpson  
Sires  
Skelton  
Slaughter  
Smith (NJ)  
Smith (WA)  
Snyder  
Solis  
Souder  
Space  
Spratt  
Stark  
Stupak  
Sutton  
Tanner  
Tauscher  
Taylor  
Thompson (CA)  
Thompson (MS)  
Tierney  
Towns  
Turner

Udall (CO)  
Udall (NM)  
Van Hollen  
Velázquez  
Visclosky  
Walsh (NY)  
Walz (MN)  
Wamp  
Wasserman  
Schultz  
Waters  
Watson  
Watt  
Waxman  
Weiner  
Welch (VT)  
Wexler  
Wilson (OH)  
Wolf  
Woolsey  
Wu  
Wynn  
Yarmuth

NOES—150

Aderholt  
Akin  
Alexander  
Bachmann  
Bachus  
Baker  
Barrett (SC)  
Bartlett (MD)  
Barton (TX)  
Bilirakis  
Bishop (UT)  
Blackburn  
Blunt  
Boehner  
Bonner  
Boozman  
Boustany  
Brown (SC)  
Brown-Waite,  
Ginny  
Buchanan  
Burgess  
Burton (IN)  
Buyer  
Calvert  
Camp (MI)  
Campbell (CA)  
Cantor  
Carter  
Chabot  
Coble  
Cole (OK)  
Conaway  
Crenshaw  
Cubin  
Culberson  
Davis (KY)  
Davis, Tom  
Deal (GA)  
Diaz-Balart, L.  
Diaz-Balart, M.  
Doolittle  
Drake  
Everett  
Fallin  
Feeney  
Flake  
Forbes  
Fossella  
Foxy  
Franks (AZ)

Gallegly  
Garrett (NJ)  
Gingrey  
Gohmert  
Goode  
Goodlatte  
Granger  
Graves  
Hall (TX)  
Hastert  
Hastings (WA)  
Heller  
Hensarling  
Herger  
Hobson  
Hoekstra  
Issa  
Jindal  
Johnson, Sam  
Jordan  
Keller  
King (IA)  
King (NY)  
Kingston  
Kline (MN)  
Kuhl (NY)  
Lamborn  
Latham  
Lewis (CA)  
Linder  
Lungren, Daniel  
E.  
Mack  
Manzullo  
Marchant  
McCarthy (CA)  
McCaul (TX)  
McCotter  
McCrery  
McHenry  
McHugh  
McKeon  
Mica  
Miller (FL)  
Miller (MI)  
Miller, Gary  
Murphy, Tim  
Musgrave  
Myrick  
Neugebauer  
Nunes

Paul  
Pearce  
Pence  
Peterson (PA)  
Petri  
Pickering  
Pitts  
Poe  
Price (GA)  
Pryce (OH)  
Putnam  
Radanovich  
Ramstad  
Regula  
Rehberg  
Reichert  
Renzi  
Reynolds  
Rogers (AL)  
Rohrabacher  
Roskam  
Royce  
Ryan (WI)  
Sali  
Schmidt  
Sensenbrenner  
Sessions  
Shadegg  
Shuster  
Smith (NE)  
Smith (TX)  
Stearns  
Sullivan  
Tancredo  
Terry  
Thornberry  
Tiahrt  
Tiberi  
Upton  
Walberg  
Walden (OR)  
Weldon (FL)  
Weller  
Westmoreland  
Whitfield  
Wicker  
Wilson (NM)  
Wilson (SC)  
Young (AK)  
Young (FL)

NOT VOTING—14

Cannon  
Cooper  
Davis, Jo Ann  
DeGette  
Dreier

Hulshof  
Hunter  
Jones (OH)  
Kaptur  
McGovern

McMorris  
Rodgers  
Murphy (CT)  
Oberstar  
Shays

So the bill was passed. A motion to reconsider the vote whereby said bill was passed was, by unanimous consent, laid on the table. Ordered, That the Clerk request the concurrence of the Senate in said bill.

73.27 CHIROPRACTIC CARE FOR VETERANS

Mr. FILNER moved to suspend the rules and pass the bill (H.R. 1470) to

amend the Department of Veterans Affairs Health Care Programs Enhancement Act of 2001 to require the provision of chiropractic care and services to veterans at all Department of Veterans Affairs medical center.

The SPEAKER pro tempore, Mr. CAPUANO, recognized Mr. FILNER and Mr. MORAN of Kansas, each for 20 minutes.

After debate,  
The question being put, viva voce,  
Will the House suspend the rules and pass said bill?

The SPEAKER pro tempore, Mr. CAPUANO, announced that two-thirds of the Members present had voted in the affirmative.

Mr. FILNER demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Mr. CAPUANO, pursuant to clause 8, rule XX, announced that further proceedings on the question were postponed.

¶73.28 TRAUMATIC BRAIN INJURY HEALTH

Mr. FILNER moved to suspend the rules and pass the bill (H.R. 2199) to amend title 38, United States Code, to direct the Secretary of Veterans Affairs to provide certain improvements in the treatment of individuals with traumatic brain injuries, and for other purposes; as amended.

The SPEAKER pro tempore, Mr. CAPUANO, recognized Mr. FILNER and Mr. BUYER, each for 20 minutes.

After debate,  
The question being put, viva voce,  
Will the House suspend the rules and pass said bill, as amended?

The SPEAKER pro tempore, Mr. CAPUANO, announced that two-thirds of the Members present had voted in the affirmative.

Mr. FILNER demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Mr. CAPUANO, pursuant to clause 8, rule XX, announced that further proceedings on the question were postponed.

¶73.29 VOCATIONAL REHABILITATION AND EMPLOYMENT BENEFITS

Mr. FILNER moved to suspend the rules and pass the bill (H.R. 2239) to amend title 38, United States Code, to expand eligibility for vocational rehabilitation benefits administered by the Secretary of Veterans Affairs; as amended.

The SPEAKER pro tempore, Mr. CAPUANO, recognized Mr. FILNER and Mr. BOOZMAN, each for 20 minutes.

After debate,  
The question being put, viva voce,  
Will the House suspend the rules and pass said bill, as amended?

The SPEAKER pro tempore, Mr. CAPUANO, announced that two-thirds

of the Members present had voted in the affirmative.

Mr. FILNER demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Mr. CAPUANO, pursuant to clause 8, rule XX, announced that further proceedings on the question were postponed.

¶73.30 H.R. 67—UNFINISHED BUSINESS

The SPEAKER pro tempore, Mr. CAPUANO, pursuant to clause 8, rule XX, announced the unfinished business to be the motion to suspend the rules and pass the bill (H.R. 67) to amend title 38, United States Code, to improve the outreach activities of the Department of Veterans Affairs, and for other purposes; as amended.

The question being put,  
Will the House suspend the rules and pass said bill, as amended?

The vote was taken by electronic device.

It was decided in the { Yeas ..... 421  
affirmative ..... } Nays ..... 0

¶73.31 [Roll No. 410]

YEAS—421

Abercrombie	Campbell (CA)	Duncan
Ackerman	Cannon	Edwards
Aderholt	Cantor	Ehlers
Akin	Capito	Ellison
Alexander	Capps	Ellsworth
Allen	Capuano	Emanuel
Altmire	Cardoza	Emerson
Andrews	Carnahan	Eshoo
Arcuri	Carney	Etheridge
Baca	Carson	Everett
Bachmann	Carter	Fallin
Bachus	Castle	Farr
Baird	Castor	Fattah
Baker	Chabot	Feeney
Baldwin	Chandler	Ferguson
Barrett (SC)	Clarke	Filner
Barrow	Clay	Flake
Bartlett (MD)	Cleaver	Forbes
Barton (TX)	Clyburn	Fortenberry
Bean	Coble	Fox
Becerra	Cohen	Frank (MA)
Berkley	Cole (OK)	Franks (AZ)
Berman	Conaway	Frelinghuysen
Berry	Conyers	Gallely
Biggert	Cooper	Garrett (NJ)
Billray	Costa	Marchant
Bilirakis	Costello	Giffords
Bishop (GA)	Courtney	Gilchrest
Bishop (NY)	Cramer	Gillibrand
Bishop (UT)	Crenshaw	Gillmor
Blackburn	Crowley	Gingrey
Blumenauer	Cubin	Gohmert
Blunt	Cuellar	Gonzalez
Boehner	Culberson	Goode
Bonner	Cummings	Goodlatte
Bono	Davis (AL)	Gordon
Boozman	Davis (CA)	Graves
Boren	Davis (IL)	Green, Al
Boswell	Davis (KY)	Green, Gene
Boucher	Davis, David	Grijalva
Boustany	Davis, Lincoln	Gutierrez
Boyd (FL)	Davis, Tom	Hall (IN)
Boyd (KS)	Deal (GA)	Hall (TX)
Brady (PA)	DeFazio	Hare
Brady (TX)	Delahunt	Harman
Bralely (IA)	DeLauro	Hastert
Brown (SC)	Dent	Hastings (FL)
Brown, Corrine	Diaz-Balart, L.	Hastings (WA)
Brown-Waite,	Diaz-Balart, M.	Hayes
Ginny	Dicks	Heller
Buchanan	Dingell	Hensarling
Burgess	Doggett	Henger
Burton (IN)	Donnelly	Herseth Sandlin
Butterfield	Doolittle	Higgins
Buyer	Doyle	Hill
Calvert	Drake	Hinchee
Camp (MI)	Dreier	Hinojosa

Hirono	McKeon	Sarbanes
Hobson	McNerney	Saxton
Hodes	McNulty	Schakowsky
Hoekstra	Meehan	Schiff
Holden	Meek (FL)	Schmidt
Holt	Meeks (NY)	Schwartz
Honda	Melancon	Scott (GA)
Hooley	Mica	Scott (VA)
Hoyer	Michaud	Sensenbrenner
Inglis (SC)	Miller (FL)	Serrano
Inslee	Miller (MI)	Sessions
Israel	Miller (NC)	Sestak
Issa	Miller, Gary	Shadegg
Jackson (IL)	Miller, George	Shays
Jackson-Lee	Mitchell	Shea-Porter
(TX)	Mollohan	Sherman
Jefferson	Moore (KS)	Shimkus
Jindal	Moore (WI)	Shuler
Johnson (GA)	Moran (KS)	Shuster
Johnson (IL)	Moran (VA)	Simpson
Johnson, E. B.	Murphy (CT)	Sires
Johnson, Sam	Murphy, Patrick	Skelton
Jones (NC)	Murphy, Tim	Slaughter
Jordan	Murtha	Smith (NE)
Kagen	Musgrave	Smith (NJ)
Kanjorski	Myrick	Smith (TX)
Kaptur	Nadler	Smith (WA)
Keller	Napolitano	Snyder
Kennedy	Neal (MA)	Solis
Kildee	Neugebauer	Souder
Kilpatrick	Nunes	Space
Kind	Obey	Spratt
King (IA)	Olver	Stark
King (NY)	Ortiz	Stearns
Kingston	Pallone	Stupak
Kirk	Pascrell	Sullivan
Klein (FL)	Pastor	Sutton
Kline (MN)	Paul	Tancredo
Knollenberg	Payne	Tanner
Kucinich	Pearce	Tauscher
Kuhl (NY)	Pence	Taylor
LaHood	Perlmutter	Terry
Lamborn	Peterson (MN)	Thompson (CA)
Lampson	Peterson (PA)	Thompson (MS)
Langevin	Petri	Thornberry
Lantos	Pickering	Tiahrt
Larsen (WA)	Pitts	Tiberi
Larson (CT)	Platts	Tierney
Latham	Poe	Towns
LaTourette	Pomeroy	Turner
Lee	Porter	Udall (CO)
Levin	Price (GA)	Udall (NM)
Lewis (CA)	Price (NC)	Upton
Lewis (GA)	Pryce (OH)	Van Hollen
Lewis (KY)	Putnam	Velázquez
Linder	Radanovich	Visclosky
Lipinski	Rahall	Walberg
LoBiondo	Ramstad	Walden (OR)
Loebsack	Rangel	Walsh (NY)
Lofgren, Zoe	Regula	Walz (MN)
Lowey	Rehberg	Wamp
Lucas	Reichert	Wasserman
Lungren, Daniel	Renzi	Schultz
E.	Reyes	Waters
Lynch	Reynolds	Watson
Mack	Rodriguez	Watt
Mahoney (FL)	Rogers (AL)	Waxman
Maloney (NY)	Rogers (KY)	Weiner
Manzullo	Rogers (MI)	Welch (VT)
Marchant	Rohrabacher	Weldon (FL)
Markey	Ros-Lehtinen	Weller
Marshall	Roskam	Westmoreland
Matheson	Ross	Wexler
Matsui	Rothman	Whitfield
McCarthy (CA)	Roybal-Allard	Wicker
McCarthy (NY)	Royce	Wilson (NM)
McCaul (TX)	Ruppersberger	Wilson (OH)
McCollum (MN)	Rush	Wilson (SC)
McCotter	Ryan (WI)	Wolf
McCrary	Ryan (OH)	Woolsey
McDermott	Salazar	Wu
McGovern	Sali	Wynn
McHenry	Sánchez, Linda	Yarmuth
McHugh	T.	Young (AK)
McIntyre	Sanchez, Loretta	Young (FL)

NOT VOTING—11

Davis, Jo Ann	Fossella	Jones (OH)
DeGette	Granger	McMorris
Engel	Hulshof	Rodgers
English (PA)	Hunter	Oberstar

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill, as amended, was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill, as amended, was passed was,

by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said bill.

¶73.32 H.R. 612—UNFINISHED BUSINESS

The SPEAKER pro tempore, Mr. CAPUANO, pursuant to clause 8, rule XX, announced the further unfinished business to be the motion to suspend the rules and pass the bill (H.R. 612) to amend title 38, United States Code, to amend the period of eligibility for health care for combat service in the Persian Gulf War or future hostilities from two years to five years after discharge or release; as amended.

The question being put,

Will the House suspend the rules and pass said bill, as amended?

The vote was taken by electronic device.

It was decided in the { Yeas ..... 419 affirmative ..... } Nays ..... 0

¶73.33 [Roll No. 411]

YEAS—419

Abercrombie Carney Filner
Ackerman Carson Flake
Aderholt Carter Forbes
Akin Castle Fortenberry
Alexander Castor Foxx
Allen Chabot Frank (MA)
Altmire Chandler Franks (AZ)
Andrews Clarke Frelinghuysen
Arcuri Clay Gallegly
Baca Cleaver Garrett (NJ)
Bachmann Clyburn Gerlach
Bachus Coble Giffords
Baird Cohen Gilchrist
Baker Cole (OK) Gillibrand
Baldwin Conaway Gillmor
Barrett (SC) Conyers Gingrey
Barrow Cooper Gohmert
Bartlett (MD) Costa Gonzalez
Barton (TX) Costello Goode
Bean Courtney Goodlatte
Becerra Cramer Gordon
Berkley Crenshaw Graves
Berman Crowley Green, Al
Berry Cubin Green, Gene
Biggert Cuellar Grijalva
Bilbray Culberson Gutierrez
Bilirakis Cummings Hall (NY)
Bishop (GA) Davis (AL) Hall (TX)
Bishop (NY) Davis (CA) Hare
Bishop (UT) Davis (IL) Harman
Blackburn Davis (KY) Hastert
Blumenauer Davis, David Hastings (FL)
Blunt Davis, Lincoln Hastings (WA)
Boehner Davis, Tom Hayes
Bonner Deal (GA) Heller
Bono DeFazio Hensarling
Boozman Delahunt Herger
Boren DeLauro Herseth Sandlin
Boswell Dent Higgins
Boucher Diaz-Balart, L. Hill
Boustany Diaz-Balart, M. Hinchey
Boyd (FL) Dicks Hinojosa
Boyd (KS) Dingell Hirono
Brady (PA) Doggett Hobson
Brady (TX) Donnelly Hodes
Bralley (IA) Doolittle Hoekstra
Brown (SC) Doyle Holden
Brown, Corrine Drake Holt
Brown-Waite, Dreier Honda
Ginny Duncan Hooley
Buchanan Edwards Hoyer
Burgess Ehlers Inglis (SC)
Burton (IN) Ellison Inslee
Butterfield Ellsworth Israel
Buyer Emanuel Issa
Calvert Emerson Jackson (IL)
Camp (MI) English (PA) Jackson-Lee
Campbell (CA) Eshoo (TX)
Cannon Etheridge Jefferson
Cantor Everett Jindal
Capito Fallon Johnson (GA)
Capps Farr Johnson (IL)
Capuano Fattah Johnson, E. B.
Cardoza Feeney Johnson, Sam
Carnahan Ferguson Jones (NC)

Jordan Kagen Moore (WI)
Moran (KS) Sessions
Moran (VA) Sestak
Murphy (CT) Shadegg
Murphy, Patrick Shays
Murphy, Tim Sherman
Murtha Shimkus
Musgrave Shuler
Myrick Shuster
Nadler Simpson
Napolitano Sires
Neal (MA) Skelton
Neugebauer Slaughter
Nunes Smith (NE)
Obey Smith (NJ)
Olver Smith (TX)
Ortiz Smith (WA)
Pallone Snyder
Pascrell Solis
Pastor Paul Souder
Payne Space
Pearce Spratt
Pence Stark
Perlmutter Stearns
Peterson (MN) Stupak
Peterson (PA) Sullivan
Petri Sutton
Pickering Tancredo
Pitts Tanner
Platts Tauscher
Poe Taylor
Porter Terry
Price (GA) Thompson (CA)
Price (NC) Thompson (MS)
Pryce (OH) Thornberry
Putnam Tiahrt
Rahall Tiberi
Ramstad Tierney
Rangel Towns
Regula Turner
Rehberg Udall (CO)
Reichert Udall (NM)
Renzi Upton
Reyes Van Hollen
Reynolds Velazquez
Rodriguez Visclosky
Rogers (AL) Walberg
Rogers (KY) Walden (OR)
Rogers (MI) Walsh (NY)
Rohrabacher Walz (MN)
Ros-Lehtinen Wamp
Roskam Wasserman
Ross Schultz
Rothman Waters
Roybal-Allard Watson
Royce Watt
Ruppersberger Waxman
Rush Weiner
Ryan (OH) Welch (VT)
Ryan (WI) Weldon (FL)
Salazar Weller
Sali Westmoreland
Sanchez, Linda Westler
T. Sanchez, Loretta Whitfield
Sanchez, Loretta Wicker
Sarbanes Wilson (NM)
Saxton Wilson (OH)
Schakowsky Wilson (SC)
Schiff Wolf
Schmidt Woolsey
Schwartz Wu
Scott (GA) Wynn
Scott (VA) Yarmuth
Sensenbrenner Young (AK)
Serrano Young (FL)

NOT VOTING—13

Davis, Jo Ann Hulshof McMorris
DeGette Hunter Rodgers
Engel Jones (OH) Oberstar
Fossella Marshall Radanovich
Granger McCaul (TX)

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill, as amended, was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill, as amended, was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said bill.

¶73.34 H.R. 1470—UNFINISHED BUSINESS

The SPEAKER pro tempore, Mr. CAPUANO, pursuant to clause 8, rule XX, announced the further unfinished business to be the motion to suspend the rules and pass the bill (H.R. 1470) to amend the Department of Veterans Affairs Health Care Programs Enhancement Act of 2001 to require the provision of chiropractic care and services to veterans at all Department of Veterans Affairs medical center.

The question being put,

Will the House suspend the rules and pass said bill?

The vote was taken by electronic device.

It was decided in the { Yeas ..... 421 affirmative ..... } Nays ..... 1

¶73.35 [Roll No. 412]

YEAS—421

Abercrombie Chandler Gilchrist
Ackerman Clarke Gillibrand
Aderholt Clay Gillmor
Akin Cleaver Gingrey
Alexander Clyburn Gohmert
Allen Coble Gonzalez
Altmire Cohen Goode
Andrews Cole (OK) Goodlatte
Arcuri Conaway Gordon
Baca Conyers Graves
Bachmann Cooper Green, Al
Bachus Costa Green, Gene
Baird Costello Grijalva
Baker Courtney Gutierrez
Baldwin Cramer Hall (NY)
Barrett (SC) Crenshaw Hall (TX)
Barrow Crowley Hare
Bartlett (MD) Cubin Harman
Barton (TX) Cuellar Hastert
Bean Culberson Hastings (FL)
Becerra Cummings Hastings (WA)
Berkley Davis (AL) Hayes
Berman Davis (CA) Heller
Berry Davis (IL) Hensarling
Biggert Davis (KY) Herger
Bilbray Davis, David Herseth Sandlin
Bilirakis Davis, Lincoln Higgins
Bishop (GA) Davis, Tom Hill
Bishop (NY) Deal (GA) Hinchey
Bishop (UT) DeFazio Hinojosa
Blackburn Delahunt Hirono
Blumenauer DeLauro Hobson
Blunt Dent Hodes
Boehner Diaz-Balart, L. Hoekstra
Bonner Diaz-Balart, M. Holden
Bono Dicks Holt
Boozman Dingell Honda
Boren Doggett Hooley
Boswell Donnelly Hoyer
Boucher Doolittle Inglis (SC)
Boustany Doyle Inslee
Boyd (FL) Drake Israel
Boyd (KS) Boyda (KS) Issa
Brady (PA) Duncan Jackson (IL)
Brady (TX) Edwards Jackson-Lee
Bralley (IA) Ehlers (TX)
Brown (SC) Ellison Jefferson
Brown (SC) Ellison Jefferson
Brown, Corrine Ellsworth Jindal
Brown-Waite, Emanuel Johnson (GA)
Ginny Emerson Johnson (IL)
Buchanan English (PA) Johnson, E. B.
Burgess Eshoo Johnson, Sam
Burton (IN) Etheridge Jones (NC)
Butterfield Everett Jordan
Buyer Fallon Kagen
Calvert Farr Kanjorski
Camp (MI) Fattah Kaptur
Campbell (CA) Feeney Keller
Cannon Ferguson Kennedy
Cantor Finer Kildee
Capito Flake Kilpatrick
Capps Forbes Kind
Capuano Fortenberry King (IA)
Cardoza Cardoza King (NY)
Carnahan Frank (MA) Kingston
Carney Franks (AZ) Kirk
Carson Frelinghuysen Klein (FL)
Carter Gallegly Kline (MN)
Castle Garrett (NJ) Knollenberg
Castor Gerlach Kucinich
Chabot Giffords Kuhl (NY)

LaHood  
Lamborn  
Lampson  
Langevin  
Lantos  
Larsen (WA)  
Larson (CT)  
Latham  
LaTourette  
Lee  
Levin  
Lewis (CA)  
Lewis (GA)  
Lewis (KY)  
Linder  
Lipinski  
LoBiondo  
Loeback  
Lofgren, Zoe  
Lowey  
Lucas  
Lungren, Daniel E.  
Lynch  
Mack  
Mahoney (FL)  
Maloney (NY)  
Manzullo  
Marchant  
Markey  
Marshall  
Matheson  
Matsui  
McCarthy (CA)  
McCarthy (NY)  
McCaul (TX)  
McCollum (MN)  
McCotter  
McCrery  
McDermott  
McGovern  
McHenry  
McHugh  
McIntyre  
McKeon  
McNerney  
McNulty  
Meehan  
Meek (FL)  
Meeks (NY)  
Melancon  
Mica  
Michaud  
Miller (FL)  
Miller (MI)  
Miller (NC)  
Miller, Gary  
Miller, George  
Mitchell  
Mollohan  
Moore (KS)  
Moore (WI)  
Moran (KS)  
Moran (VA)  
Murphy (CT)  
Murphy, Patrick  
Murphy, Tim  
Murtha  
Musgrave  
Myrick  
Nadler

Napolitano  
Neal (MA)  
Neugebauer  
Nunes  
Obey  
Oliver  
Ortiz  
Pallone  
Pascrell  
Pastor  
Paul  
Payne  
Pearce  
Pence  
Perlmutter  
Peterson (MN)  
Peterson (PA)  
Petri  
Pickering  
Pitts  
Platts  
Poe  
Pomeroy  
Porter  
Price (GA)  
Price (NC)  
Pryce (OH)  
Putnam  
Radanovich  
Rahall  
Ramstad  
Rangel  
Regula  
Rehberg  
Reichert  
Renzi  
Reyes  
Reynolds  
Rohrabacher  
Rogers (MI)  
Rohrabacher  
Ros-Lehtinen  
Roskam  
Ross  
Rothman  
Roybal-Allard  
Royce  
Ruppersberger  
Rush  
Ryan (OH)  
Ryan (WI)  
Salazar  
Sali  
Sánchez, Linda T.  
Sanchez, Loretta  
Sarbanes  
Saxton  
Schakowsky  
Schiff  
Schmidt  
Schwartz  
Scott (GA)  
Scott (VA)  
Sensenbrenner  
Serrano  
Sessions  
Sestak  
Shadegg

Shays  
Shea-Porter  
Sherman  
Shimkus  
Shuler  
Shuster  
Simpson  
Sires  
Skelton  
Slaughter  
Smith (NE)  
Smith (NJ)  
Smith (TX)  
Smith (WA)  
Snyder  
Solis  
Souder  
Space  
Spratt  
Stearns  
Stupak  
Sullivan  
Sutton  
Tancredo  
Tanner  
Tauscher  
T aylor  
Terry  
Thompson (CA)  
Thompson (MS)  
Thornberry  
Andrews  
Arcuri  
Baca  
Bachmann  
Bachus  
Baird  
Baker  
Baldwin  
Barrett (SC)  
Barrow  
Bartlett (MD)  
Barton (TX)  
Bean  
Becerra  
Berkley  
Berman  
Berry  
Biggert  
Bilbray  
Bilirakis  
Bishop (GA)  
Bishop (NY)  
Bishop (UT)  
Blackburn  
Blumenauer  
Blunt  
Boehner  
Bonner  
Bono  
Boozman  
Boren  
Boswell  
Boucher  
Boustany  
Boyd (FL)  
Boyd (KS)  
Brady (PA)  
Brady (TX)  
Braley (IA)  
Brown (SC)  
Brown, Corrine  
Brown-Waite, Ginny  
Buchanan  
Burgess  
Burton (IN)  
Butterfield  
Buyer  
Calvert  
Camp (MI)  
Campbell (CA)  
Cantor  
Capito  
Capps  
Capuano  
Cardoza  
Carnahan  
Carney  
Carson  
Carter  
Castle  
Castor  
Chabot  
Chandler  
Clarke  
Clay  
Cleaver  
Clyburn  
Coble  
Cohen  
Cole (OK)

the rules and pass the bill (H.R. 2199) to amend title 38, United States Code, to direct the Secretary of Veterans Affairs to provide certain improvements in the treatment of individuals with traumatic brain injuries, and for other purposes; as amended.

The question being put,  
Will the House suspend the rules and pass said bill, as amended?

The vote was taken by electronic device.

It was decided in the { Yeas ..... 421  
affirmative ..... } Nays ..... 0

¶73.37 [Roll No. 413]  
YEAS—421

Abercrombie  
Ackerman  
Aderholt  
Akin  
Alexander  
Allen  
Altmire  
Andrews  
Arcuri  
Baca  
Bachmann  
Bachus  
Baird  
Baker  
Baldwin  
Barrett (SC)  
Barrow  
Bartlett (MD)  
Barton (TX)  
Bean  
Becerra  
Berkley  
Berman  
Berry  
Biggert  
Bilbray  
Bilirakis  
Bishop (GA)  
Bishop (NY)  
Bishop (UT)  
Blackburn  
Blumenauer  
Blunt  
Boehner  
Bonner  
Bono  
Boozman  
Boren  
Boswell  
Boucher  
Boustany  
Boyd (FL)  
Boyd (KS)  
Brady (PA)  
Brady (TX)  
Braley (IA)  
Brown (SC)  
Brown, Corrine  
Brown-Waite, Ginny  
Buchanan  
Burgess  
Burton (IN)  
Butterfield  
Buyer  
Calvert  
Camp (MI)  
Campbell (CA)  
Cantor  
Capito  
Capps  
Capuano  
Cardoza  
Carnahan  
Carney  
Carson  
Carter  
Castle  
Castor  
Chabot  
Chandler  
Clarke  
Clay  
Cleaver  
Clyburn  
Coble  
Cohen  
Cole (OK)

Conaway  
Conyers  
Cooper  
Costa  
Costello  
Courtney  
Cramer  
Crenshaw  
Crowley  
Cubin  
Cuellar  
Culberson  
Cummings  
Davis (AL)  
Davis (CA)  
Davis (IL)  
Davis (KY)  
Davis, David  
Davis, Lincoln  
Davis, Tom  
Deal (GA)  
Holt  
DeFazio  
Delahunt  
DeLauro  
Dent  
Diaz-Balart, L.  
Diaz-Balart, M.  
Dicks  
Dingell  
Doggett  
Donnelly  
Doolittle  
Doyle  
Drake  
Dreier  
Duncan  
Edwards  
Ehlers  
Ellison  
Ellsworth  
Emanuel  
Emerson  
English (PA)  
Eshoo  
Etheridge  
Everett  
Fallin  
Farr  
Fattah  
Feeney  
Ferguson  
Filner  
Flake  
Forbes  
Fortenberry  
Foxy  
Frank (MA)  
Franks (AZ)  
Frelinghuysen  
Gallegly  
Garrett (NJ)  
Gerlach  
Giffords  
Gilchrest  
Gillibrand  
Gillmor  
Gingrey  
Gohmert  
Gonzalez  
Goode  
Goodlatte  
Gordon  
Graves  
Green, Al  
Green, Gene  
Grijalva  
Gutierrez  
Hall (NY)

Hall (TX)  
Hare  
Harman  
Hastert  
Hastings (FL)  
Hastings (WA)  
Hayes  
Heller  
Hensarling  
Herger  
Hersteth Sandlin  
Higgins  
Hill  
Hinchev  
Hinojosa  
Hirono  
Hobson  
Hodes  
Hoekstra  
Holden  
Holt  
Honda  
Hooley  
Hoyer  
Inglis (SC)  
Inslee  
Israel  
Issa  
Jackson (IL)  
Jackson-Lee (TX)  
Jefferson  
Jindal  
Johnson (GA)  
Johnson (IL)  
Johnson, E. B.  
Johnson, Sam  
Jones (NC)  
Jordan  
Kagan  
Kanjorski  
Kaptur  
Keller  
Kennedy  
Kildee  
Kilpatrick  
Kind  
King (IA)  
King (NY)  
Kingston  
Kirk  
Klein (FL)  
Kline (MN)  
Knollenberg  
Kucinich  
Kuhl (NY)  
LaHood  
Lamborn  
Lampson  
Langevin  
Lantos  
Larsen (WA)  
Larson (CT)  
Latham  
LaTourette  
Lee  
Levin  
Lewis (CA)  
Lewis (GA)  
Lewis (KY)  
Linder  
Lipinski  
LoBiondo  
Loeback  
Lofgren, Zoe  
Lowey  
Lucas

Lungren, Daniel E.  
Lynch  
Mack  
Mahoney (FL)  
Maloney (NY)  
Manzullo  
Marchant  
Markey  
Marshall  
Matheson  
Matsui  
McCarthy (CA)  
McCarthy (NY)  
McCaul (TX)  
McCollum (MN)  
McCotter  
McCrery  
McDermott  
McGovern  
McHenry  
McHugh  
McIntyre  
McKeon  
McNerney  
McNulty  
Meehan  
Meek (FL)  
Meeks (NY)  
Melancon  
Mica  
Michaud  
Miller (FL)  
Miller (MI)  
Miller (NC)  
Miller, Gary  
Miller, George  
Mitchell  
Mollohan  
Moore (KS)  
Moore (WI)  
Moran (KS)  
Moran (VA)  
Murphy (CT)  
Murphy, Patrick  
Murphy, Tim  
Murtha  
Musgrave  
Myrick  
Nadler

Peterson (MN)  
Peterson (PA)  
Petri  
Pickering  
Pitts  
Platts  
Pomeroy  
Porter  
Price (GA)  
Price (NC)  
Pryce (OH)  
Putnam  
Radanovich  
Rahall  
Ramstad  
Rangel  
Regula  
Rehberg  
Reichert  
Renzi  
Reyes  
Reynolds  
Rodriguez  
Rogers (AL)  
Rogers (KY)  
Rogers (MI)  
Rohrabacher  
Ros-Lehtinen  
Roskam  
Ross  
Rothman  
Roybal-Allard  
Royce  
Ruppersberger  
Rush  
Ryan (OH)  
Ryan (WI)  
Salazar  
Sali  
Sanchez, Linda T.  
Sanchez, Loretta  
Sarbanes  
Saxton  
Schakowsky  
Schiff  
Schmidt  
Schwartz  
Scott (GA)  
Scott (VA)  
Sensenbrenner  
Serrano  
Sessions  
Sestak  
Shadegg  
Shays  
Shea-Porter  
Sherman  
Shimkus  
Shuler  
Shuster  
Simpson  
Sires  
Skelton

Slaughter  
Smith (NE)  
Smith (NJ)  
Smith (TX)  
Smith (WA)  
Snyder  
Solis  
Souder  
Space  
Spratt  
Stark  
Stearns  
Stupak  
Sutton  
Tancredo  
Tanner  
Tauscher  
T aylor  
Terry  
Thompson (CA)  
Thompson (MS)  
Thornberry  
Rodriguez  
Rogers (AL)  
Rogers (KY)  
Rogers (MI)  
Rohrabacher  
Ros-Lehtinen  
Roskam  
Ross  
Rothman  
Roybal-Allard  
Royce  
Ruppersberger  
Rush  
Ryan (OH)  
Ryan (WI)  
Salazar  
Sali  
Sanchez, Linda T.  
Sanchez, Loretta  
Sarbanes  
Saxton  
Schakowsky  
Schiff  
Schmidt  
Schwartz  
Scott (GA)  
Scott (VA)  
Sensenbrenner  
Serrano  
Sessions  
Sestak  
Shadegg

NOT VOTING—11  
Cannon  
Davis, Jo Ann  
DeGette  
Engel  
Fossella  
Granger  
Hulshof  
Hunter  
Jones (OH)  
McMorris  
Rodgers  
Oberstar

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill, as amended, was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill, as amended, was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said bill.

¶73.38 H.R. 2239—UNFINISHED BUSINESS

The SPEAKER pro tempore, Mr. CAPUANO, pursuant to clause 8, rule XX, announced the further unfinished business to be the motion to suspend the rules and pass the bill (H.R. 2239) to amend title 38, United States Code, to expand eligibility for vocational rehabilitation benefits administered by the Secretary of Veterans Affairs; as amended.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said bill.

¶73.36 H.R. 2199—UNFINISHED BUSINESS

The SPEAKER pro tempore, Mr. CAPUANO, pursuant to clause 8, rule XX, announced the further unfinished business to be the motion to suspend



The question being put,  
Will the House suspend the rules and pass said bill, as amended?

The vote was taken by electronic device.

It was decided in the { Yeas ..... 414  
affirmative ..... { Nays ..... 0

¶73.39 [Roll No. 414]

YEAS—414

- |                |                 |                 |
|----------------|-----------------|-----------------|
| Abercrombie    | Cuellar         | Holt            |
| Ackerman       | Culberson       | Honda           |
| Aderholt       | Cummings        | Hooley          |
| Akin           | Davis (AL)      | Hoyer           |
| Alexander      | Davis (CA)      | Inglis (SC)     |
| Allen          | Davis (LA)      | Inslee          |
| Altmire        | Davis (KY)      | Israel          |
| Andrews        | Davis, David    | Issa            |
| Arcuri         | Davis, Lincoln  | Jackson (IL)    |
| Baca           | Davis, Tom      | Jackson-Lee     |
| Bachmann       | Deal (GA)       | (TX)            |
| Bachus         | DeFazio         | Jefferson       |
| Baird          | Delahunt        | Jindal          |
| Baker          | DeLauro         | Johnson (GA)    |
| Baldwin        | Dent            | Johnson (IL)    |
| Barrett (SC)   | Diaz-Balart, L. | Johnson, E. B.  |
| Barrow         | Diaz-Balart, M. | Johnson, Sam    |
| Bartlett (MD)  | Dicks           | Jones (NC)      |
| Barton (TX)    | Dingell         | Jordan          |
| Bean           | Doggett         | Kagen           |
| Becerra        | Donnelly        | Kanjorski       |
| Berkley        | Doolittle       | Kaptur          |
| Berman         | Doyle           | Keller          |
| Berry          | Drake           | Kennedy         |
| Biggert        | Dreier          | Kildee          |
| Bilbray        | Duncan          | Kilpatrick      |
| Bishop (GA)    | Edwards         | Kind            |
| Bishop (NY)    | Ehlers          | King (IA)       |
| Bishop (UT)    | Ellison         | King (NY)       |
| Blackburn      | Ellsworth       | Kingston        |
| Blumenauer     | Emanuel         | Kirk            |
| Blunt          | Emerson         | Klein (FL)      |
| Boehner        | English (PA)    | Kline (MN)      |
| Bonner         | Eshoo           | Knollenberg     |
| Bono           | Etheridge       | Kucinich        |
| Boozman        | Everett         | Kuhl (NY)       |
| Boren          | Fallin          | LaHood          |
| Boswell        | Farr            | Lamborn         |
| Boustany       | Fattah          | Lampson         |
| Boyd (FL)      | Feeney          | Langevin        |
| Boyd (KS)      | Ferguson        | Lantos          |
| Brady (PA)     | Filner          | Larsen (WA)     |
| Brady (TX)     | Flake           | Larson (CT)     |
| Bralley (IA)   | Forbes          | Latham          |
| Brown (SC)     | Fortenberry     | LaTourette      |
| Brown, Corrine | Fox             | Lee             |
| Brown-Waite,   | Frank (MA)      | Levin           |
| Ginny          | Franks (AZ)     | Lewis (CA)      |
| Buchanan       | Frelinghuysen   | Lewis (GA)      |
| Burgess        | Gallely         | Lewis (KY)      |
| Burton (IN)    | Garrett (NJ)    | Linder          |
| Butterfield    | Gerlach         | Lipinski        |
| Buyer          | Giffords        | LoBiondo        |
| Calvert        | Gilchrest       | Loeback         |
| Camp (MI)      | Gillibrand      | Lofgren, Zoe    |
| Campbell (CA)  | Gillmor         | Lowey           |
| Cannon         | Gingrey         | Lucas           |
| Cantor         | Gonzalez        | Lungren, Daniel |
| Capito         | Goode           | E.              |
| Capps          | Goodlatte       | Lynch           |
| Capuano        | Gordon          | Mack            |
| Cardoza        | Graves          | Mahoney (FL)    |
| Carnahan       | Green, Al       | Maloney (NY)    |
| Carney         | Green, Gene     | Manzullo        |
| Carson         | Grijalva        | Marchant        |
| Carter         | Gutierrez       | Markey          |
| Castle         | Hall (NY)       | Marshall        |
| Castor         | Hall (TX)       | Matheson        |
| Chabot         | Hare            | Matsui          |
| Chandler       | Harman          | McCarthy (CA)   |
| Clarke         | Hastert         | McCarthy (NY)   |
| Clay           | Hastings (FL)   | McCaul (TX)     |
| Cleaver        | Hastings (WA)   | McCollum (MN)   |
| Clyburn        | Hayes           | McCotter        |
| Coble          | Heller          | McCrery         |
| Cohen          | Hensarling      | McDermott       |
| Cole (OK)      | Herger          | McGovern        |
| Conaway        | Herseth Sandlin | McHenry         |
| Conyers        | Higgins         | McHugh          |
| Cooper         | Hill            | McIntyre        |
| Costa          | Hinchey         | McKeon          |
| Costello       | Hinojosa        | McNerney        |
| Courtney       | Hirono          | McNulty         |
| Cramer         | Hobson          | Meehan          |
| Crenshaw       | Hodes           | Meeks (NY)      |
| Crowley        | Hoekstra        | Melancon        |
| Cubin          | Holden          | Mica            |

- |                 |                |
|-----------------|----------------|
| Michaud         | Reyes          |
| Miller (FL)     | Reynolds       |
| Miller (MI)     | Rodriguez      |
| Miller (NC)     | Rogers (AL)    |
| Miller, Gary    | Rogers (KY)    |
| Miller, George  | Rogers (MI)    |
| Mitchell        | Rohrabacher    |
| Mollohan        | Ros-Lehtinen   |
| Moore (KS)      | Roskam         |
| Moore (WI)      | Ross           |
| Moran (KS)      | Rothman        |
| Moran (VA)      | Roybal-Allard  |
| Murphy (CT)     | Royce          |
| Murphy, Patrick | Ruppersberger  |
| Murphy, Tim     | Rush           |
| Musgrave        | Ryan (OH)      |
| Myrick          | Ryan (WI)      |
| Nadler          | Salazar        |
| Napolitano      | Sali           |
| Neal (MA)       | Sánchez, Linda |
| Neugebauer      | T.             |
| Nunes           | Sarbanes       |
| Obey            | Saxton         |
| Oliver          | Schakowsky     |
| Ortiz           | Schiff         |
| Pallone         | Schmidt        |
| Pascarella      | Schwartz       |
| Pastor          | Scott (GA)     |
| Paul            | Scott (VA)     |
| Payne           | Sensenbrenner  |
| Pearce          | Serrano        |
| Pence           | Sessions       |
| Perlmutter      | Sestak         |
| Peterson (MN)   | Shadegg        |
| Peterson (PA)   | Shays          |
| Petri           | Shea-Porter    |
| Pitts           | Sherman        |
| Platts          | Shimkus        |
| Poe             | Shuler         |
| Pomeroy         | Shuster        |
| Porter          | Simpson        |
| Price (GA)      | Sires          |
| Price (NC)      | Skelton        |
| Pryce (OH)      | Slaughter      |
| Putnam          | Smith (NE)     |
| Radanovich      | Smith (NJ)     |
| Rahall          | Smith (TX)     |
| Ramstad         | Smith (WA)     |
| Rangel          | Snyder         |
| Regula          | Solis          |
| Rehberg         | Souder         |
| Reichert        | Space          |
| Renzi           | Spratt         |

- |                |               |
|----------------|---------------|
| Stark          | Stearns       |
| Stupak         | Sutton        |
| Tancredo       | Tanner        |
| Tauscher       | Taylor        |
| Terry          | Thompson (CA) |
| Ross           | Thompson (MS) |
| Rothman        | Thornberry    |
| Roybal-Allard  | Tiahrt        |
| Royce          | Tiberi        |
| Ruppersberger  | Tierney       |
| Rush           | Towns         |
| Ryan (OH)      | Turner        |
| Ryan (WI)      | Udall (CO)    |
| Salazar        | Udall (NM)    |
| Sali           | Upton         |
| Sánchez, Linda | Van Hollen    |
| T.             | Velázquez     |
| Sarbanes       | Visclosky     |
| Saxton         | Walberg       |
| Schakowsky     | Walden (OR)   |
| Schiff         | Walsh (NY)    |
| Schmidt        | Walz (MN)     |
| Schwartz       | Wamp          |
| Scott (GA)     | Wasserman     |
| Scott (VA)     | Schultz       |
| Sensenbrenner  | Waters        |
| Serrano        | Watson        |
| Sessions       | Watt          |
| Sestak         | Waxman        |
| Shadegg        | Weiner        |
| Shays          | Welch (VT)    |
| Shea-Porter    | Weldon (FL)   |
| Sherman        | Weller        |
| Shimkus        | Westmoreland  |
| Shuler         | Wexler        |
| Shuster        | Whitfield     |
| Simpson        | Wicker        |
| Sires          | Wilson (NM)   |
| Skelton        | Wilson (OH)   |
| Slaughter      | Wilson (SC)   |
| Smith (NE)     | Wolf          |
| Smith (NJ)     | Woolsey       |
| Smith (TX)     | Wu            |
| Smith (WA)     | Wynn          |
| Snyder         | Yarmuth       |
| Solis          | Young (AK)    |
| Souder         | Young (FL)    |
| Space          |               |
| Spratt         |               |

NOT VOTING—18

- |               |            |
|---------------|------------|
| Bilirakis     | Granger    |
| Boucher       | Hulshof    |
| Davis, Jo Ann | Hunter     |
| DeGette       | Jones (OH) |
| Engel         | McMorris   |
| Fossella      | Rodgers    |
| Gohmert       | Meek (FL)  |

- |                  |
|------------------|
| Murtha           |
| Oberstar         |
| Pickering        |
| Sanchez, Loretta |
| Sullivan         |

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill, as amended, was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill, as amended, was passed was, by unanimous consent, laid on the table.

*Ordered*, That the Clerk request the concurrence of the Senate in said bill.

¶73.40 BOARD OF VISITORS TO THE UNITED STATES MERCHANT MARINE ACADEMY

The SPEAKER pro tempore, Mr. MURPHY of Connecticut, pursuant to 46 United States Code 51312(b), and the order of the House of January 4, 2007, announced that the Speaker appointed the following Members of the House to the Board of Visitors to the United States Merchant Marine Academy: Mrs. MCCARTHY of New York, and Mr. KING of New York.

*Ordered*, That the Clerk notify the Senate of the foregoing appointments.

¶74.41 COMMITTEE ON TRANSPORTATION AND INFRASTRUCTURE RESOLUTIONS

The SPEAKER pro tempore, Mr. COURTNEY, laid before the House a communication, which was read as follows:

HOUSE OF REPRESENTATIVES, COMMITTEE ON TRANSPORTATION AND INFRASTRUCTURE,

*Washington, DC, May 18, 2007.*

HON. NANCY PELOSI,  
*Cannon House Office Building,*  
*Washington, DC.*

DEAR SPEAKER PELOSI: I am writing to inform you that the Committee on Transportation and Infrastructure approved thirteen survey resolutions for the U.S. Army Corps of Engineers at a Full Committee Markup on May 2, 2007.

Pursuant to the provisions of 33 U.S.C. §542, I have enclosed the resolutions for your review.

With all best wishes.

Sincerely,  
**JAMES L. OBERSTAR,**  
*Chairman.*

RESOLUTION—DOCKET 2768—MOSS LANDING HARBOR—ELKHORN SLOUGH, MONTEREY COUNTY, CALIFORNIA

Resolved by the Committee on Transportation and Infrastructure of the United States House of Representatives, That the Secretary of the Army review the report of the Chief of Engineers on Moss Landing Harbor, California, published as Senate Document 50, 79th Congress, 1st Session, and other pertinent reports, to determine whether modifications to the recommendations contained therein are advisable at the present time in the interest of navigation and environmental restoration, with emphasis on the health of Elkhorn Slough, and other related purposes.

RESOLUTION—DOCKET 2769—NEW HAVEN HARBOR, CONNECTICUT

Resolved by the Committee on Transportation and Infrastructure of the United States House of Representatives, That the Secretary of the Army review the report of the Chief of Engineers on the New Haven Harbor, Connecticut, published as House Document 517, 79th Congress, 2nd Session, and other pertinent reports, to determine whether modifications of the recommendations contained therein are advisable at the present time in the interest of navigation, sediment control, environmental preservation and restoration, and other related purposes at New Haven Harbor, Connecticut.

RESOLUTION—DOCKET 2770—MERAMEC RIVER, BRUSH CREEK, PACIFIC, MISSOURI

Resolved by the Committee on Transportation and Infrastructure of the United States House of Representatives, That the Secretary of the Army review the report of the Chief of Engineers on the Mississippi River between Coon Rapids Dam, Minnesota, and the mouth of the Ohio River published in House Document 669, 76th Congress, 3rd Session, and other pertinent reports, to determine whether modifications to the recommendations contained therein are advisable at the present time, in the interest of flood control, environmental restoration, and related purposes along the Mississippi River and its Tributaries with particular reference to the Meramec River in the vicinity of Pacific, Missouri, including the counties of Franklin, Jefferson, and St. Louis.

RESOLUTION—DOCKET 2771—ST. LOUIS, MISSOURI

Resolved by the Committee on Transportation and Infrastructure of the United

States House of Representatives, That the Secretary of the Army review the report of the Chief of Engineers on the Mississippi River between Coon Rapids Dam, Minnesota, and the mouth of the Ohio River published in House Document 669, 76th Congress, 3rd Session, and other pertinent reports, to determine whether modifications to the recommendations contained therein are advisable at the present time, for the purpose of reconstructing the facilities of the St. Louis Flood Protection System, Missouri along the Mississippi River in the city of St. Louis and St. Louis County, Missouri to return the pump stations, gravity drains, pressure sewer emergency closure gateways and other pertinent features to their original degree of protection.

RESOLUTION—DOCKET 2772—ESOPUS AND PLATTEKILL WATERSHEDS, GREENE AND ULSTER COUNTIES, NEW YORK

Resolved by the Committee on Transportation and Infrastructure of the United States House of Representatives, That the Secretary of the Army review the report of the Chief of Engineers on the New York and New Jersey Channels, published as House Document 133, 74th Congress, 1st Session; the New York and New Jersey Harbor Entrance Channels and Anchorage Areas, published as Senate Document 45, 84th Congress, 1st Session; and the New York Harbor, NY Anchorage Channel, published as House Document 18, 71st Congress, 2nd Session, and other pertinent reports, to determine whether modifications to the recommendations contained therein are advisable in the interest of navigation, streambank stabilization, flood damage reduction, floodplain management, water quality, sediment control, environmental preservation and restoration, and other related purposes in Esopus and Plattekill Watersheds, New York.

RESOLUTION—DOCKET 2773—HASHAMOMUCK COVE, SOUTHOLD, NEW YORK

Resolved by the Committee on Transportation and Infrastructure of the United States House of Representatives, That the Secretary of the Army review the report of the Chief of Engineers on the North Shore of Long Island, Suffolk County, New York, published as House Document 198, 92nd Congress, 2nd Session, and other pertinent reports, to determine whether modifications to the recommendations contained therein are advisable in the interest of navigation, streambank stabilization, flood damage reduction, floodplain management, water quality, sediment control, environmental preservation and restoration, and other related purposes in Hashamomuck Cove and Tributaries, New York.

RESOLUTION—DOCKET 2774—MANHATTAN BEACH AND SHEEPSHEAD BAY, CONEY ISLAND, NEW YORK

Resolved by the Committee on Transportation and Infrastructure of the United States House of Representatives, That the Secretary of the Army review the report of the Chief of Engineers on the Atlantic Coast of New York City from Rockaway Inlet to Norton Point, published in House Document 96-23 and other pertinent reports, to determine whether modifications to the recommendations contained therein are advisable at the present time, in the interest of storm damage reduction, floodplain management environmental preservation and restoration, and other allied purposes at Manhattan Beach and Sheepshead Bay, New York.

RESOLUTION—DOCKET 2775—PECONIC BAY WATERSHED, SUFFOLK COUNTY, NEW YORK

Resolved by the Committee on Transportation and Infrastructure of the United

States House of Representatives, That the Secretary of the Army review the report of the Chief of Engineers on the Long Island Intracoastal Waterway from East Rockaway Inlet to Great Peconic Bay, published as House Document 181, 75th Congress, 1st Session, and other pertinent reports, to determine whether modifications to the recommendations contained therein are advisable in the interest of environmental restoration and preservation, streambank stabilization, flood damage reduction, floodplain management, water quality, and other related purposes in the Peconic Bay Watershed, New York.

RESOLUTION—DOCKET 2776—RONDOUT WATERSHED, SULLIVAN AND ULSTER COUNTIES, NEW YORK,

Resolved by the Committee on Transportation and Infrastructure of the United States House of Representatives, That the Secretary of the Army review the report of the Chief of Engineers on the New York and New Jersey Channels, published as House Document 133, 74th Congress, 1st Session; the New York and New Jersey Harbor Entrance Channels and Anchorage Areas, published as Senate Document 45, 84th Congress, 1st Session; and the New York Harbor, NY Anchorage Channel, published as House Document 18, 71st Congress, 2nd Session, and other pertinent reports, to determine whether modifications to the recommendations contained therein are advisable in the interest of navigation, streambank stabilization, flood damage reduction, floodplain management, water quality, sediment control, environmental preservation and restoration, and other related purposes in Rondout Watershed, New York.

RESOLUTION—DOCKET 2777—KEY WEST HARBOR, FLORIDA

Resolved by the Committee on Transportation and Infrastructure of the United States House of Representatives, That the Secretary of the Army review the report of the Chief of Engineers on Key West Harbor, Florida, published in Senate Document 106, 87th Congress, 2nd Session, and other pertinent reports, to determine whether modifications to the recommendations contained therein are advisable with particular reference to widening the navigation project at the present time at Key West Harbor.

RESOLUTION—DOCKET 2778—CHOWAN RIVER BASIN, VIRGINIA AND NORTH CAROLINA

Resolved by the Committee on Transportation and Infrastructure of the United States House of Representatives, That the Secretary of the Army review the report of the Chief of Engineers on Chowan River, North Carolina, and Blackwater River, Virginia, published as House Document 101, 76th Congress, 1st Session, and other pertinent reports, to determine whether modifications to the recommendations contained therein are advisable at the present time with particular references toward flood damage reduction, environmental restoration, navigation, erosion control, and associated water resources issues in the Chowan River basin, Virginia and North Carolina.

RESOLUTION—DOCKET 2779—WESTCHESTER COUNTY STREAMS, WESTCHESTER COUNTY, NEW YORK

Resolved by the Committee on Transportation and Infrastructure of the United States House of Representatives, That the Secretary of the Army review the report of the Chief of Engineers on the Streams in Westchester County, New York, and the Mamaroneck and Sheldrake Rivers Basin and Byram River Basin, New York and Con-

necticut published as House Document 98-112, and other pertinent reports on the Hutchinson, Mamaroneck and Sheldrake Rivers to determine whether modifications to the recommendations contained therein are advisable at the present time in the interest of water resources development, including flood damage reduction, storm damage reduction, environmental restoration, navigation, watershed management, water supply, and other allied purposes.

RESOLUTION—DOCKET 2780—ROARING FORK RIVER, BASALT, COLORADO

Resolved by the Committee on Transportation and Infrastructure of the United States House of Representatives, in accordance with the Flood Control Act of 1938, That the Secretary of the Army study the feasibility of and alternatives for Roaring Fork River, in the vicinity of the Town of Basalt, Eagle and Pitkin Counties, Colorado, to determine whether modifications to the recommendations contained therein are advisable at the present time in the interest of flood damage reduction, environmental restoration, recreational, and other related purposes along the Roaring Fork River, Colorado.

The communication, together with the accompanying papers, was referred to the Committee on Appropriations.

¶73.42 RECESS—11:50 P.M.

The SPEAKER pro tempore, Mr. COURTNEY, pursuant to clause 12(a) of rule I, declared the House in recess at 11 o'clock and 50 minutes p.m., subject to the call of the Chair.

**THURSDAY, MAY 24 (LEGISLATIVE DAY OF MAY 23), 2007**

¶73.43 AFTER RECESS—8:03 A.M.

The SPEAKER pro tempore, Mr. ARCURI, called the House to order.

¶73.44 PROVIDING FOR CONSIDERATION OF H.R. 2317 AND H.R. 2316

Mr. WELCH of Vermont, by direction of the Committee on Rules, reported (Rept. No. 110-167) the resolution (H. Res. 437) providing for consideration of the bill (H.R. 2317) to amend the Lobbying Disclosure Act of 1995 to require registered lobbyists to file quarterly reports on contributions bundled for certain recipients, and for other purposes and (H.R. 2316) to provide more rigorous requirements with respect to disclosure and enforcement of lobbying laws and regulations, and for other purposes.

When said resolution and report were referred to the House Calendar and ordered printed.

¶73.45 PROVIDING FOR CONSIDERATION OF H.R. 2206

Mr. WELCH of Vermont, by direction of the Committee on Rules, reported (Rept. No. 110-168) the resolution (H. Res. 438) providing for consideration of the bill (H.R. 2206) making emergency supplemental appropriations and additional supplemental appropriations for agricultural and other emergency assistance for the fiscal year ending September 30, 2007, and for other purposes.

When said resolution and report were referred to the House Calendar and ordered printed.

## ¶73.46 SENATE BILLS REFERRED

Bills of the Senate of the following titles were taken from the Speaker's table and, under the rule, referred as follows:

S. 33. An Act to redesignate the Office for Vocational and Adult Education as the Office of Career, Technical, and Adult Education; to the Committee on Education and Labor.

S. 375. An Act to waive application of the Indian Self-Determination and Education Assistance Act to a specific parcel of real property transferred by the United States to 2 Indian tribes in the State of Oregon, and for other purposes; to the Committee on Natural Resources.

## ¶73.47 LEAVE OF ABSENCE

By unanimous consent, leave of absence was granted—

To Mr. HULSHOF, for today; and

To Mr. OBERSTAR, for today after 4 p.m. and balance of the week.

And then,

## ¶73.48 ADJOURNMENT

On motion of Mr. WELCH of Vermont, at 8 o'clock and 5 minutes a.m., Thursday, May 24 (legislative day of May 23), 2007, the House adjourned.

## ¶73.49 REPORTS OF COMMITTEES ON PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XIII, reports of committees were delivered to the Clerk for printing and reference to the proper calendar, as follows:

Mr. FILNER: Committee on Veterans' Affairs. H.R. 2199. A bill to amend title 38, United States Code, to direct the Secretary of Veterans Affairs to provide certain improvements in the treatment of individuals with traumatic brain injuries, and for other purposes; with amendments (Rept. 110-116). Referred to the Committee of the Whole House on the state of the Union.

[May 24 (legislative day of May 23), 2007]

Ms. CASTOR: Committee on Rules. House Resolution 437. Resolution providing for consideration of the bill (H.R. 2317) to amend the Lobbying Disclosure Act of 1995 to require registered lobbyists to file quarterly reports on contributions bundled for certain recipients, and for other purposes and providing for the consideration of the bill (H.R. 2316) to provide more rigorous requirements with respect to disclosure and enforcement of lobbying laws and regulations, and for other purposes (Rept. 110-167). Referred to the House Calendar.

Ms. SLAUGHTER: Committee on Rules. House Resolution 438. Resolution providing for consideration of the Senate amendment to the bill (H.R. 2206) making emergency supplemental appropriations and additional supplemental appropriations for agricultural and other emergency assistance for the fiscal year ending September 30, 2007, and for other purposes (Rept. 110-168). Referred to the House Calendar.

## ¶73.50 PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XII, public bills and resolutions were introduced and severally referred, as follows:

By Mr. WYNN (for himself, Mr. TURNER, Mr. ENGEL, Mr. PALLONE, Mr. KENNEDY, Mr. INSLEE, Mr. BUTTERFIELD, Mr. WEINER, Mr. HASTINGS of Florida, and Mr. CARNAHAN):

H.R. 2447. A bill to establish an Energy and Environment Block Grant Program, and for other purposes; to the Committee on Energy and Commerce, and in addition to the Committee on Science and Technology, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. KUHLMANN of New York (for himself and Mr. SALLI):

H.R. 2448. A bill to amend the Internal Revenue Code of 1986 to reduce the Federal excise tax on highway motor fuels when the weekly United States retail gasoline price, regular grade, is greater than \$3.00 per gallon; to the Committee on Ways and Means.

By Ms. ROYBAL-ALLARD (for herself, Mr. HINOJOSA, Mrs. BIGGERT, and Mr. KIND):

H.R. 2449. A bill to reauthorize part D of title II of the Elementary and Secondary Education Act of 1965; to the Committee on Education and Labor.

By Mrs. TAUSCHER:

H.R. 2450. A bill to repeal the Authorization for Use of Military Force Against Iraq Resolution of 2002 (Public Law 107-243); to the Committee on Foreign Affairs.

By Mr. OBEY (for himself and Mr. MCGOVERN):

H.R. 2451. A bill to provide for the redeployment of United States Armed Forces and defense contractors from Iraq; to the Committee on Armed Services, and in addition to the Committee on Foreign Affairs, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. BISHOP of New York (for himself, Mr. LOBIONDO, Ms. BORDALLO, Mr. GRIJALVA, Ms. NORTON, Mr. NADLER, Mr. DEFAZIO, Mrs. MALONEY of New York, Mr. LANTOS, Mrs. MCCARTHY of New York, Mr. SAXTON, and Mr. BARTLETT of Maryland):

H.R. 2452. A bill to amend the Federal Water Pollution Control Act to ensure that sewage treatment plants monitor for and report discharges of raw sewage, and for other purposes; to the Committee on Transportation and Infrastructure.

By Mr. BOUCHER (for himself, Mr. CANNON, Mr. BOREN, Mr. SULLIVAN, Mr. CLAY, Mr. CARNAHAN, Mr. CHABOT, and Mr. JORDAN):

H.R. 2453. A bill to protect consumers from discriminatory State taxes on motor vehicle rentals; to the Committee on the Judiciary.

By Mr. BURGESS:

H.R. 2454. A bill to include B20 biodiesel blends as an alternative fuel for corporate average fuel economy purposes; to the Committee on Energy and Commerce.

By Mr. CARTER (for himself, Mr. THORBERRY, Mr. NEUGEBAUER, and Ms. GRANGER):

H.R. 2455. A bill to amend title II of the Social Security Act to prohibit the sale, purchase, and display to the general public of the Social Security account number; to the Committee on Ways and Means.

By Mr. LINCOLN DAVIS of Tennessee:

H.R. 2456. A bill to suspend temporarily the duty on certain acrylic fiber tow; to the Committee on Ways and Means.

By Mr. ELLISON (for himself, Mr. BACA, Ms. BALDWIN, Mr. BECERRA, Mr. BERMAN, Mr. BRALEY of Iowa, Ms. CARSON, Ms. KILPATRICK, Ms. CLARKE, Mr. CUMMINGS, Mr. DAVIS of Illinois, Mr. FILNER, Mr. GUTIERREZ, Mr. HASTINGS of Florida, Mr. JEFFERSON, Mr. KAGEN, Ms. KAPTUR, Mr. KIND, Ms. LEE, Mr. LEWIS of Georgia, Ms. MCCOLLUM of Minnesota, Mr. MCDERMOTT, Mr. MEEK of Florida, Ms. MOORE of Wisconsin, Mr. NADLER,

Mrs. NAPOLITANO, Mr. OBERSTAR, Mr. SIREB, Mr. TOWNS, Ms. VELÁZQUEZ, Mr. WALZ of Minnesota, Ms. WATERS, Ms. WATSON, Mr. WAXMAN, Mr. HODES, and Ms. WOOLSEY);

H.R. 2457. A bill to amend the National Voter Registration Act of 1993 to require States to permit individuals to register to vote in an election for Federal office on the date of the election; to the Committee on House Administration.

By Mr. EMANUEL (for himself, Mr. CAMP of Michigan, Mr. LEWIS of Georgia, Mr. BLUMENAUER, Mr. RAMSTAD, Mr. BISHOP of New York, Mr. MCDERMOTT, Mr. WELLER, Mr. LARSON of Connecticut, and Mr. COHEN):

H.R. 2458. A bill to amend the Internal Revenue Code of 1986 to consolidate the current education tax incentives into one credit against income tax for higher education expenses, and for other purposes; to the Committee on Ways and Means.

By Mr. FOSSELLA (for himself and Mr. KING of New York):

H.R. 2459. A bill to amend the Internal Revenue Code of 1986 to provide individuals a deduction for certain mass public transportation expenses; to the Committee on Ways and Means.

By Mr. FOSSELLA (for himself, Mr. HAYES, Mr. MORAN of Kansas, and Mr. ISSA):

H.R. 2460. A bill to protect the welfare of consumers by prohibiting price gouging by merchants with respect to gasoline and other fuels during certain abnormal market disruptions; to the Committee on Energy and Commerce, and in addition to the Committee on Education and Labor, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. FRANK of Massachusetts:

H.R. 2461. A bill to amend the Internal Revenue Code of 1986 to permit distributions from individual retirement plans to be contributed to 529 plans without including the distribution in gross income; to the Committee on Ways and Means.

By Mr. HOLDEN:

H.R. 2462. A bill to amend the Farm Security and Rural Investment Act of 2002 to promote growth and opportunity for the dairy industry in the United States, and for other purposes; to the Committee on Agriculture, and in addition to the Committee on Ways and Means, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. KIND (for himself, Mr. RYAN of Wisconsin, and Mr. LEVIN):

H.R. 2463. A bill to amend the Internal Revenue Code of 1986 to extend the special rule for recognition of gain on dispositions to implement Federal Energy Regulatory Commission or State electric restructuring policy; to the Committee on Ways and Means.

By Mr. MATHESON (for himself, Mrs. CAPPS, and Mr. KING of New York):

H.R. 2464. A bill to amend the Public Health Service Act to provide a means for continued improvement in emergency medical services for children; to the Committee on Energy and Commerce.

By Mr. PETRI:

H.R. 2465. A bill to allow for the consolidation of Federal student loans into a single direct income-contingent loan repayment program; to the Committee on Education and Labor, and in addition to the Committee on Ways and Means, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. SENSENBRENNER (for himself, Mr. FORBES, and Mr. CHABOT):

H.R. 2466. A bill to amend title 18, United States Code, to prevent gang crime, and for other purposes; to the Committee on the Judiciary, and in addition to the Committee on Energy and Commerce, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. SIREs (for himself, Mr. PALLONE, Mr. PASCARELL, Mr. ANDREWS, Mr. HOLT, Mr. PAYNE, Mr. ROTHMAN, Mr. SAXTON, Mr. LOBIONDO, Mr. FRELINGHUYSEN, and Mr. FERGUSON):

H.R. 2467. A bill to designate the facility of the United States Postal Service located at 69 Montgomery Street in Jersey City, New Jersey, as the "Frank J. Guarini Post Office Building"; to the Committee on Oversight and Government Reform.

By Ms. VELÁZQUEZ (for herself, Mr. JEFFERSON, Mr. McNULTY, Mr. GRIJALVA, Mr. SERRANO, Mr. CLAY, Ms. BERKLEY, Ms. SUTTON, Ms. SHEAPORTER, and Mr. PAYNE):

H.R. 2468. A bill to amend the Public Health Service Act to provide for activities to increase the awareness and knowledge of health care providers and women with respect to ovarian and cervical cancer, and for other purposes; to the Committee on Energy and Commerce.

By Mr. WHITFIELD (for himself and Mr. JONES of North Carolina):

H.R. 2469. A bill to provide a biennial budget for the United States Government; to the Committee on the Budget, and in addition to the Committees on Rules, and Oversight and Government Reform, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. DAVIS of Illinois (for himself, Ms. BERKLEY, Mr. VAN HOLLEN, Mr. ELLISON, Mr. LAMPSON, Ms. MOORE of Wisconsin, Mr. PASCARELL, Mr. CLEAVER, Mr. BOSWELL, Mr. PAYNE, Mr. GUTIERREZ, Mr. MORAN of Virginia, Mr. AL GREEN of Texas, Ms. LINDA T. SÁNCHEZ of California, Ms. MCCOLLUM of Minnesota, Ms. LEE, Mr. NADLER, Mr. HOLT, Mr. BISHOP of Georgia, Mr. MILLER of North Carolina, Mr. BRADY of Pennsylvania, Ms. CARSON, Mr. SNYDER, Ms. SUTTON, Mr. KUCINICH, Mrs. BOYDA of Kansas, Ms. CORRINE BROWN of Florida, Ms. KILPATRICK, Mrs. MALONEY of New York, Ms. NORTON, Mr. CUMMINGS, Ms. SCHAKOWSKY, Mr. GORDON, Mr. COHEN, Mr. HARE, Mr. SCOTT of Virginia, Mr. HOLDEN, Ms. BORDALLO, Mr. SERRANO, Ms. JACKSON-LEE of Texas, Ms. WOOLSEY, Mr. HASTINGS of Florida, Ms. WASSERMAN SCHULTZ, Mr. JACKSON of Illinois, Mr. LEWIS of Georgia, Mr. DAVIS of Alabama, Mr. RUPPERSBERGER, Mrs. JONES of Ohio, Mr. GRIJALVA, Mr. FATTAH, Mr. BERRY, Mr. HONDA, Mr. KILDEE, Mr. DOYLE, Mr. LANTOS, Mr. ROSS, and Mr. ELLSWORTH):

H. Con. Res. 155. Concurrent resolution recognizing the historical significance of Juneteenth Independence Day, and expressing the sense of Congress that history should be regarded as a means for understanding the past and more effectively facing the challenges of the future; to the Committee on Oversight and Government Reform.

By Mr. FALÉOMAVAEGA:

H. Con. Res. 156. Concurrent resolution expressing support for the Declaration on the Rights of Indigenous Peoples and urging the United States Ambassador to the United Na-

tions General Assembly to adopt without amendment the Declaration as approved by the United Nations Human Rights Council on June 29, 2006; to the Committee on Foreign Affairs, and in addition to the Committee on Natural Resources, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. RADANOVICH (for himself and Mr. NUNES):

H. Con. Res. 157. Concurrent resolution supporting the research and development in the State of California of biodiesel and other biofuels from agricultural products and by-products; to the Committee on Science and Technology.

By Ms. BALDWIN (for herself and Mr. LEWIS of Georgia):

H. Res. 431. A resolution recognizing the 40th anniversary of Loving v. Virginia legalizing interracial marriage within the United States; to the Committee on the Judiciary.

By Mr. BURTON of Indiana:

H. Res. 432. A resolution providing for enclosing the visitors' galleries of the House of Representatives with a transparent and substantial material; to the Committee on House Administration.

By Mrs. CAPPS (for herself and Mrs. CUBIN):

H. Res. 433. A resolution supporting the goals and ideals of National Peripheral Arterial Disease Awareness Month; to the Committee on Energy and Commerce.

By Ms. DEGETTE (for herself, Mr. CUMMINGS, Ms. KILPATRICK, Mr. UDALL of Colorado, and Mr. WATT):

H. Res. 434. A resolution expressing the sense of the House of Representatives that Pasqualine J. Lawson of Denver, Colorado, an African American woman who valiantly served her country in the Army Air Corps during World War II and serving as a hospital neuropsychiatric team member, was unfairly passed over for promotion and should have held the grade of technical sergeant, rather than private first class, upon her discharge from the service on January 2, 1946; to the Committee on Armed Services.

By Mr. KLEIN of Florida (for himself, Mr. MACK, Mr. BURTON of Indiana, Mr. MCCAUL of Texas, Mr. SCOTT of Georgia, Mr. KIRK, Mr. BOUSTANY, Mr. LANTOS, Ms. BERKLEY, Mr. WEXLER, Mr. CANTOR, Ms. WASSERMAN SCHULTZ, Mr. CARNAHAN, Mr. CROWLEY, Mr. ANDREWS, Mr. ROTHMAN, Ms. WATSON, Mr. ISRAEL, Mr. BERMAN, Mr. SIREs, Mr. LYNCH, Mr. FOSSELLA, Ms. BEAN, Mr. FORTUÑO, Mr. MCCOTTER, Mr. HASTINGS of Florida, Mrs. BONO, Mr. BARRETT of South Carolina, Mr. PENCE, Mr. WILSON of South Carolina, Mrs. JO ANN DAVIS of Virginia, Mr. ACKERMAN, Ms. SCHWARTZ, Mr. CHABOT, Mr. CARNEY, and Mrs. MYRICK):

H. Res. 435. A resolution expressing concern relating to the threatening behavior of the Iranian regime and its leader Mahmoud Ahmadinejad, and the activities of terrorist organizations sponsored by that regime in Latin America; to the Committee on Foreign Affairs.

By Mr. SNYDER (for himself, Mr. BOOZMAN, Mr. BERRY, and Mr. ROSS):

H. Res. 436. A resolution recognizing the 100th anniversary of the University of Central Arkansas; to the Committee on Education and Labor.

#### ¶73.51 MEMORIALS

Under clause 3 of rule XII, memorials were presented and referred as follows:

70. The SPEAKER presented a memorial of the House of Representatives of the Com-

monwealth of Massachusetts, relative to a resolution memorializing the Congress of the United States to demand that Ethiopia meet its obligations under the Universal Declaration of Human Rights; to the Committee on Foreign Affairs.

71. Also, a memorial of the Legislature of the State of Arizona, relative to House Concurrent Memorial No. 2008 urging the Congress of the United States to take immediate action to allow the Arizona Game and Fish Commission to recover the Kofa National Wildlife Refuge Desert Bighorn Sheep population; to the Committee on Natural Resources.

72. Also, a memorial of the Legislature of the State of Arizona, relative to Senate Concurrent Memorial No. 1001 urging the Congress of the United States to repeal federal tax withholding on certain payments made by government agencies; to the Committee on Ways and Means.

73. Also, a memorial of the House of Representatives of the State of New Hampshire, relative to House Resolution No. 9 supporting the U.S. Mayors Climate Protection Agreement; jointly to the Committees on Agriculture, Energy and Commerce, and Natural Resources.

74. Also, a memorial of the House of Representatives of the State of New Hampshire, relative to House Resolution No. 10 opposing the President of the United States' Iraq policy and urging the President and the Congress of the United States to take actions relative to veterans' benefits and the war in Iraq; jointly to the Committees on Armed Services, Veterans' Affairs, and Foreign Affairs.

#### ¶73.52 ADDITIONAL SPONSORS

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

H.R. 45: Ms. LEE.  
 H.R. 223: Mr. DOOLITTLE and Mr. HUNTER.  
 H.R. 278: Mr. FORTENBERRY and Mr. TERRY.  
 H.R. 303: Mr. ENGLISH of Pennsylvania.  
 H.R. 380: Mr. PETERSON of Minnesota.  
 H.R. 406: Ms. CASTOR.  
 H.R. 551: Ms. GRANGER, Mr. GOHMERT, and Mr. HINOJOSA.  
 H.R. 554: Mr. TIAHRT and Ms. LEE.  
 H.R. 562: Mr. GORDON.  
 H.R. 612: Ms. EDDIE BERNICE JOHNSON of Texas and Mr. TIM MURPHY of Pennsylvania.  
 H.R. 619: Mr. SMITH of Washington, Mr. LOEBSACK and Mr. MICHAUD.  
 H.R. 676: Mrs. JONES of Ohio.  
 H.R. 677: Mr. PICKERING.  
 H.R. 687: Mr. PRICE of North Carolina, Mr. CAPUANO, Mr. WU, Ms. ROS-LEHTINEN, and Mr. PICKERING.  
 H.R. 690: Mr. LOEBSACK, Mr. COSTELLO, Mr. HONDA, and Mr. ALLEN.  
 H.R. 695: Mr. McNULTY and Ms. ROYBAL-AL-LARD.  
 H.R. 699: Mr. HASTINGS of Washington.  
 H.R. 728: Mr. COHEN.  
 H.R. 741: Ms. SHEA-PORTER.  
 H.R. 743: Mr. WEXLER.  
 H.R. 784: Mr. MATHESON and Mr. TIAHRT.  
 H.R. 861: Mr. FRANKS of Arizona.  
 H.R. 864: Mr. ETHERIDGE and Mr. PICKERING.  
 H.R. 869: Mr. PASTOR.  
 H.R. 882: Ms. MATSUI and Mr. PICKERING.  
 H.R. 885: Mr. SCHIFF, Mr. WEXLER, Mr. LEVIN, and Mr. ENGEL.  
 H.R. 897: Ms. MCCOLLUM of Minnesota.  
 H.R. 914: Mr. BURTON of Indiana.  
 H.R. 923: Mr. FILNER, Mr. LAMPSON, and Mr. MEEHAN.  
 H.R. 943: Mr. GERLACH.  
 H.R. 954: Mrs. GILLIBRAND, Mr. WEINER, and Ms. SLAUGHTER.  
 H.R. 962: Ms. LEE.  
 H.R. 971: Mr. LAMPSON and Ms. FALLIN.

H.R. 980: Mr. DINGELL, Mr. RUPPERS-BERGER, Mr. PETERSON of Minnesota, Mr. ENGEL, Mrs. CHRISTENSEN, Ms. WATSON, Ms. LEE, Mr. KENNEDY, Mr. RODRIGUEZ, Ms. ROYBAL-ALLARD, Mr. MARKEY, Mr. ISRAEL, Mr. ACKERMAN, and Mr. WHITFIELD.

H.R. 983: Mr. JORDAN and Mr. DAVIS of Kentucky.

H.R. 1010: Mr. WYNN.

H.R. 1026: Mr. THOMPSON of California, Mr. FLAKE, and Mr. MEEKS of New York.

H.R. 1029: Ms. JACKSON-LEE of Texas and Mr. CASTLE.

H.R. 1034: Ms. MOORE of Wisconsin and Mr. STEARNS.

H.R. 1043: Mr. LARSON of Connecticut, Mr. GERLACH, and Mr. CUMMINGS.

H.R. 1049: Mr. TIAHRT.

H.R. 1064: Mr. PAYNE, Mr. SERRANO, Mr. LEWIS of Georgia, and Ms. CASTOR.

H.R. 1069: Mr. UDALL of Colorado.

H.R. 1078: Mr. PICKERING and Mr. HONDA.

H.R. 1102: Mr. MITCHELL.

H.R. 1103: Mrs. NAPOLITANO, Ms. KILPATRICK, Ms. NORTON, Mr. CUMMINGS, and Mrs. MALONEY of New York.

H.R. 1105: Mr. GORDON.

H.R. 1107: Mr. RAHALL and Mr. TIAHRT.

H.R. 1110: Mr. MICHAUD, Mr. JEFFERSON, Mr. HALL of New York, Mr. WU, Mr. BUCHANAN, Mr. THOMPSON of Mississippi, Mr. ETHERIDGE, Mr. TURNER, and Mr. LANGEVIN.

H.R. 1157: Mr. DONNELLY, Mr. JACKSON of Illinois, Mr. LAMPSON, Mr. LANTOS, and Mr. GUTIERREZ.

H.R. 1177: Mr. WALDEN of Oregon and Mr. WELCH of Vermont.

H.R. 1178: Ms. MCCOLLUM of Minnesota.

H.R. 1188: Mr. RYAN of Ohio.

H.R. 1222: Mr. GORDON.

H.R. 1223: Mr. GORDON.

H.R. 1225: Mr. TIERNEY and Ms. SCHAKOWSKY.

H.R. 1237: Mr. GINGREY, Mrs. MCCARTHY of New York, and Mr. PICKERING.

H.R. 1239: Mr. TIAHRT.

H.R. 1248: Mr. HOLT.

H.R. 1252: Mr. HASTINGS of Florida.

H.R. 1259: Mr. CUMMINGS.

H.R. 1282: Mr. HINOJOSA, Mr. CARNEY, and Mr. LINCOLN DIAZ-BALART of Florida.

H.R. 1293: Mr. ALLEN, Mr. DOYLE, Mr. Fortuño, Mr. WELLER, Mr. PERLMUTTER, and Mrs. JO ANN DAVIS of Virginia.

H.R. 1303: Ms. LEE.

H.R. 1322: Mr. CAPUANO, Mr. CUMMINGS, Ms. HIRONO, Mr. NADLER, Mr. SARBANES, and Mr. YARMUTH.

H.R. 1354: Mr. SAXTON.

H.R. 1359: Mr. STEARNS.

H.R. 1385: Ms. LEE.

H.R. 1414: Mr. JACKSON of Illinois.

H.R. 1415: Mr. OBERSTAR.

H.R. 1416: Mr. OBERSTAR.

H.R. 1422: Mr. GILCHREST and Mr. GRIJALVA.

H.R. 1430: Mr. CRAMER and Mr. BILBRAY.

H.R. 1439: Mr. BOOZMAN, Mr. GARRETT of New Jersey, and Mr. BOREN.

H.R. 1459: Mr. FEENEY, Mrs. McMORRIS RODGERS, Mrs. WILSON of New Mexico, Mr. LINCOLN DIAZ-BALART of Florida, and Mr. PICKERING.

H.R. 1470: Mr. TIM MURPHY of Pennsylvania.

H.R. 1475: Mr. HALL of New York and Ms. NORTON.

H.R. 1481: Mr. TIAHRT.

H.R. 1527: Mr. TIAHRT.

H.R. 1543: Mr. FORTENBERRY.

H.R. 1551: Ms. LINDA T. SANCHEZ of California.

H.R. 1560: Mr. PICKERING.

H.R. 1566: Ms. NORTON.

H.R. 1589: Mr. TIAHRT.

H.R. 1600: Mr. DICKS, Mrs. WILSON of New Mexico, Mr. RUPPERSBERGER, Mr. FORTUÑO, and Ms. LEE.

H.R. 1608: Mr. ROTHMAN, Ms. MCCOLLUM of Minnesota, and Mr. KUCINICH.

H.R. 1614: Mr. HOLT, Mr. HINCHEY, Mr. HASTINGS of Florida, Mrs. LOWEY, Mr. McDERMOTT, and Mr. ABERCROMBIE.

H.R. 1634: Mr. McDERMOTT, Ms. MATSUI, and Mr. GRIJALVA.

H.R. 1647: Mr. WALDEN of Oregon, Mr. CRAMER, Mr. GORDON, Mr. WALSH of New York, Mr. PICKERING, Mr. MATHESON, Mr. KAGEN, and Mr. MARKEY.

H.R. 1650: Mr. GILLMOR.

H.R. 1655: Mr. PRICE of North Carolina.

H.R. 1660: Ms. EDDIE BERNICE JOHNSON of Texas.

H.R. 1687: Mr. LEWIS of Georgia and Mr. ROGERS of Michigan.

H.R. 1728: Mr. CUMMINGS.

H.R. 1731: Mr. GEORGE MILLER of California.

H.R. 1732: Mr. GONZALEZ.

H.R. 1738: Mr. BOOZMAN, Mr. TOWNS, Ms. BORDALLO, Mr. JACKSON of Illinois, and Mr. CUMMINGS.

H.R. 1747: Ms. LORETTA SANCHEZ of California.

H.R. 1759: Mr. ROGERS of Michigan.

H.R. 1801: Mr. MORAN of Virginia.

H.R. 1821: Mr. LARSEN of Washington.

H.R. 1843: Mr. TIAHRT and Mrs. JO ANN DAVIS of Virginia.

H.R. 1845: Mr. THOMPSON of Mississippi, Mr. COSTELLO, Mr. PETERSON of Pennsylvania, Mr. GRIJALVA, Mr. PICKERING, and Mr. PASTOR.

H.R. 1846: Mrs. CHRISTENSEN and Mr. THOMPSON of Mississippi.

H.R. 1852: Mr. CUMMINGS, Mr. WELCH of VERMONT, AND MS. ESHOO.

H.R. 1876: Ms. ESHOO.

H.R. 1884: Mr. ROGERS of Kentucky and Mr. PICKERING.

H.R. 1889: Mr. KENNEDY.

H.R. 1893: Ms. CASTOR.

H.R. 1903: Ms. CARSON, Mr. GORDON, Mr. PAYNE, and Mr. KILDEE.

H.R. 1908: Mr. SMITH of Washington.

H.R. 1909: Mr. BACA.

H.R. 1921: Mr. CUMMINGS.

H.R. 1926: Mr. LANGEVIN, Mr. PICKERING, and Mr. KENNEDY.

H.R. 1932: Mr. PICKERING and Mr. BOREN.

H.R. 1938: Mr. GONZALEZ.

H.R. 1940: Mr. DUNCAN.

H.R. 1943: Mr. HONDA, and Ms. CASTOR.

H.R. 1952: Mr. PAYNE and Mr. BOREN.

H.R. 1953: Mr. MCGOVERN.

H.R. 1964: Mr. MITCHELL.

H.R. 1968: Mr. PAYNE, Mr. REYES, and Mr. ELLISON.

H.R. 2015: Mr. KLEIN of Florida, Mr. LARSON of Connecticut, Ms. BERKLEY, Mr. GEORGE MILLER of California, and Ms. SLAUGHTER.

H.R. 2016: Mr. BLUMENAUER and Ms. SCHAKOWSKY.

H.R. 2020: Mr. CARNEY.

H.R. 2035: Mr. SALLI.

H.R. 2038: Mr. SHIMKUS.

H.R. 2040: Mrs. JONES of Ohio, Mr. FATTAH, Ms. LEE, Mr. BRADY of Pennsylvania, Mrs. MCCARTHY of New York, and Ms. CASTOR.

H.R. 2052: Mr. MARSHALL and Ms. SCHAKOWSKY.

H.R. 2054: Mr. BOSWELL.

H.R. 2060: Mr. LARSEN of Washington, Mr. SERRANO, Ms. SCHWARTZ, Mr. MURPHY of Connecticut, and Mr. LAHOOD.

H.R. 2063: Mr. MARKEY, Mr. SAXTON, and Mr. MICHAUD.

H.R. 2064: Mr. PERLMUTTER, Mr. MORAN of Virginia, Mrs. JONES of Ohio, Mr. JEFFERSON, Ms. GIFFORDS, Mrs. MALONEY of New York, Mr. SMITH of Washington, Mr. ALLEN, and Mr. COHEN.

H.R. 2086: Mr. BOOZMAN and Mr. SULLIVAN.

H.R. 2102: Mr. PUTNAM, Mr. McCOTTER, and Mr. BLUMENAUER.

H.R. 2129: Mr. BRADY of Pennsylvania, Mr. JOHNSON of Georgia, Mr. SERRANO, Mr. FRANK of Massachusetts, Mrs. MALONEY of New York, Mr. HARE, Mr. MEEK of Florida,

Mr. CUMMINGS, Mr. WELCH of Vermont, Mr. HASTINGS of Florida, Ms. ROYBAL-ALLARD, Mr. McNULTY, Mr. OLVER, Mr. FARR, Mrs. CAPPS, and Mr. HINCHEY.

H.R. 2134: Mr. PICKERING.

H.R. 2137: Mr. CROWLEY.

H.R. 2138: Ms. ZOE LOFGREN of California, Mr. GORDON, Mr. JORDAN, and Mr. CALVERT.

H.R. 2147: Mr. VAN HOLLEN.

H.R. 2149: Mr. PAYNE and Mr. COHEN.

H.R. 2158: Mrs. DRAKE and Mr. SHAYS.

H.R. 2159: Mr. MORAN of Kansas.

H.R. 2165: Mr. CHANDLER, Ms. SUTTON, Mr. RUSH, and Mrs. DAVIS of California.

H.R. 2169: Mr. ENGEL, Mr. WU, Ms. SOLIS, Ms. NORTON, and Mr. CAPUANO.

H.R. 2188: Mr. MOORE of Kansas.

H.R. 2199: Mr. CUMMINGS, Mr. TIM MURPHY of Pennsylvania, and Mr. SPRATT.

H.R. 2204: Mr. KUCINICH, Mrs. DAVIS of California, Ms. LINDA T. SANCHEZ of California, Mr. YARMUTH, and Mr. ENGEL.

H.R. 2205: Mr. LATHAM and Mr. JOHNSON of Illinois.

H.R. 2208: Mr. RAHALL.

H.R. 2210: Mr. TOWNS, Mr. PAYNE, Ms. NORTON, Mr. THOMPSON of Mississippi, and Mr. HINOJOSA.

H.R. 2211: Mr. MACK.

H.R. 2233: Mr. GEORGE MILLER of California.

H.R. 2253: Mr. SESSIONS.

H.R. 2274: Mr. BURTON of Indiana.

H.R. 2283: Ms. LEE.

H.R. 2284: Mr. BRALEY of Iowa.

H.R. 2289: Mr. PAYNE, Mr. DAVIS of Illinois, Mr. HARE, Ms. CLARKE, and Mr. COHEN.

H.R. 2295: Mr. PICKERING, Mr. GORDON, Ms. CASTOR, Mr. MCCOUL of Texas, Mr. LARSEN of Washington, Mr. CASTLE, Mr. BOREN, Mrs. CUBIN, and Mr. LANGEVIN.

H.R. 2302: Mr. FEENEY.

H.R. 2303: Mr. PUTNAM and Mr. CARTER.

H.R. 2327: Mr. WYNN, Mr. McNULTY, Mr. VAN HOLLEN, Mr. CLEAVER, Mr. CUMMINGS, Mr. GEORGE MILLER of California, Mr. GONZALEZ, Mr. FRANK of Massachusetts, and Mr. STARK.

H.R. 2329: Mr. WALZ of Minnesota.

H.R. 2335: Mr. HELLER and Mr. DENT.

H.R. 2343: Mr. LARSON of Connecticut, Mr. EDWARDS, Mr. BISHOP of Georgia, Mr. CLAY, Mr. McCOTTER, and Mr. LAHOOD.

H.R. 2359: Mr. BRALEY of Iowa.

H.R. 2360: Mrs. DRAKE.

H.R. 2364: Mr. HOLT and Mr. DEFazio.

H.R. 2365: Mr. SPRATT, Mr. CAMPBELL of California, Mr. WAMP, Mr. CANNON, Mr. RAMSTAD, and Mr. DUNCAN.

H.R. 2366: Mr. ELLSWORTH.

H.R. 2368: Mr. WAMP, Mr. THORNBERRY, Mr. COLE of Oklahoma, Mr. BILBRAY, and Ms. GRANGER.

H.R. 2371: Mr. SERRANO.

H.R. 2372: Ms. WOOLSEY.

H.R. 2373: Mr. BRADY of Pennsylvania.

H.R. 2400: Mr. GILCHREST.

H.R. 2401: Mrs. CHRISTENSEN, Ms. NORTON, Ms. KAPTUR, and Mr. RANGEL.

H.R. 2402: Mr. MARSHALL, Mr. BISHOP of Georgia, and Mr. PETERSON of Minnesota.

H.R. 2407: Mr. WEINER, Mr. CRENSHAW, and Mr. MARSHALL.

H.R. 2417: Mr. DOYLE, Mr. GONZALEZ, and Mr. SOUDER.

H.R. 2432: Mrs. CUBIN, Mr. AKIN, Mr. FORBES, Mr. PICKERING, Mr. WESTMORELAND, and Mr. BOOZMAN.

H.R. 2434: Mr. BRADY of Pennsylvania and Mr. KUHL of New York.

H.J. Res. 5: Ms. HIRONO.

H.J. Res. 12: Mr. SHIMKUS and Mr. SOUDER.

H. Con. Res. 6: Ms. HIRONO.

H. Con. Res. 21: Mr. DAVID DAVIS of Tennessee and Mr. BRALEY of Iowa.

H. Con. Res. 70: Ms. MOORE of Wisconsin.

H. Con. Res. 75: Mr. McNULTY.

H. Con. Res. 94: Mr. HONDA, Mr. GRIJALVA, and Mr. COHEN.

H. Con. Res. 125: Mr. CAPUANO, Ms. CORRINE BROWN of Florida, Mr. BOUSTANY, Mr. PEARCE, Mr. ADERHOLT, Mr. BARRETT of South Carolina, Mr. FEENEY, and Mr. COHEN.

H. Con. Res. 130: Mr. LEWIS of Georgia, Ms. LEE, and Ms. SCHAKOWSKY.

H. Con. Res. 133: Mr. ISRAEL, Mr. SAXTON, and Mr. MATHESON.

H. Con. Res. 142: Mr. ROGERS of Michigan, Mr. FERGUSON, Mr. ENGLISH of Pennsylvania, Mr. GILCHREST, Mr. SERRANO, Mrs. MALONEY of New York, Mr. DENT, Mr. ISRAEL, Mr. KUHL of New York, Ms. PRYCE of Ohio, Ms. BERKLEY, Mr. BUCHANAN, Mr. RANGEL, Mr. GALLEGLY, Mr. LAHOOD, Mr. LATOURETTE, Ms. GINNY BROWN-WAITE of Florida, Ms. CLARKE, Mr. HINCHEY, Mr. HODES, Mr. INSLEE, Mr. LANGEVIN, Ms. MATSUI, Mr. BARTLETT of Maryland, and Mr. OLVER.

H. Con. Res. 151: Mr. WOLF.

H. Res. 111: Mr. RUPPERSBERGER and Mr. RANGEL.

H. Res. 137: Mr. FOSSELLA.

H. Res. 154: Mr. TAYLOR, Mr. LINCOLN DAVIS of Tennessee, Mr. GORDON, Mr. RANGEL, Mr. RUSH, Mr. BERMAN, and Mrs. JONES of Ohio.

H. Res. 163: Mr. FARR and Mr. BLUMENAUER.

H. Res. 186: Mrs. NAPOLITANO.

H. Res. 232: Mr. PICKERING.

H. Res. 233: Mr. REYNOLDS.

H. Res. 241: Mr. MOORE of Kansas and Ms. HOOLEY.

H. Res. 257: Mr. LINCOLN DAVIS of Tennessee, Mr. BERMAN, Mr. FILNER, Mr. HIGGINS, Mr. BISHOP of Utah, Mr. RUPPERSBERGER, Mr. KUHL of New York, and Ms. CASTOR.

H. Res. 281: Mr. PATRICK MURPHY of Pennsylvania and Mr. CALVERT.

H. Res. 282: Mr. JACKSON of Illinois, Mr. LANGEVIN, Mr. OLVER, Mr. KENNEDY, Mr. AL GREEN of Texas, Mr. DOGGETT, Mr. BOUCHER, Mr. POMEROY, Mr. BOYD of Florida, Mr. CROWLEY, Mr. BISHOP of Georgia, Mr. MATHE-SON, and Mr. ACKERMAN.

H. Res. 384: Mr. BAKER and Mr. UDALL of Colorado.

H. Res. 395: Mr. SESSIONS and Mr. BOOZMAN.

H. Res. 397: Mr. BILIRAKIS.

H. Res. 401: Mr. SOUDER.

H. Res. 412: Mrs. MYRICK.

H. Res. 417: Mr. MCDERMOTT, Mr. HODES, Ms. HARMAN, Mr. MARSHALL, Mr. UDALL of Colorado, Mr. MICHAUD, Ms. DELAURO, Mr. MURPHY of Connecticut, Mr. MCNERNEY, and Mr. DOYLE.

H. Res. 422: Mr. REICHERT, Mr. HOLT, Mr. CAPUANO, Mr. HOYER, Mr. CARNAHAN, Mr. GOODLATTE, Ms. WOOLSEY, Mr. BERMAN, Mr. LYNCH, Ms. SCHWARTZ, Mrs. DAVIS of California, Mr. WOLF, Mr. PASCRELL, Ms. CLARKE, Ms. ROYBAL-ALLARD, and Mr. STAR.

H. Res. 426: Mr. PRICE of North Carolina and Mr. GRJALVA.

H. Res. 430: Mr. UDALL of New Mexico.

#### ¶73.53 PETITIONS

Under clause 3 of rule XII, petitions and papers were laid on the clerk's desk and referred as follows:

27. The SPEAKER presented a petition of the Commission of the City of Lauderdale Lakes, Florida, relative to Resolution No. 07-31 requesting that the Congress of the United States increase funding for the Community Development Block Grant (CDBG); to the Committee on Financial Services.

28. Also, a petition of the Commission of the City of Lauderdale Lakes, Florida, relative to Resolution No. 07-32 requesting that the Congress of the United States increase funding for the No Child Left Behind program; to the Committee on Education and Labor.

29. Also, a petition of the Commission of the City of Lauderdale Lakes, Florida, relative to Resolution No. 07-33 establishing a

specific fund for Targeted Healthcare for children and pregnant women; to the Committee on Energy and Commerce.

30. Also, a petition of the Legislature of Rockland County, New York, relative to Resolution No. 43 requesting that the movie industry consider a ban on smoking in movies rated G, PG or PG-13 in order to avoid influencing children and young adults to begin smoking; to the Committee on Energy and Commerce.

31. Also, a petition of the Miami-Dade County Board of County Commissioners, Florida, relative to Resolution No. R-326-07 urging the Florida Legislature to ban or regulate the use of trans fats at restaurants and bakeries; to the Committee on Energy and Commerce.

32. Also, a petition of the Council of the District of Columbia, relative to Council Resolution No. 17-156, "Sense of the Council in Support of Amending the Home Rule Charter to Increase the Pay of the Chief Financial Officer, Dr. Natwar M. Ghandi, Emergency Resolution of 2007"; to the Committee on Oversight and Government Reform.

33. Also, a petition of the Board of Supervisors of the County of Tehama, California, relative to a resolution opposing H.R. 811, the Voter Confidence and Increased Accessibility Act and S. 559, the Vote Integrity and Verification Act; to the Committee on House Administration.

34. Also, a petition of the County of El Dorado, California, relative to a resolution opposing H.R. 811 amending the Help America Vote Act of 2002; to the Committee on House Administration.

35. Also, a petition of the Commission of the City of Lauderdale Lakes, Florida, relative to Resolution No. 07-30 requesting that the Congress of the United States fully fund the Community Oriented Policing Program (COPS); to the Committee on the Judiciary.

36. Also, a petition of the City Commission of the City of Sunny Isles Beach, Florida, relative to Resolution No. 2007-1094 requesting fair treatment for the one hundred and one Haitian asylum seekers who recently arrived ashore on Hallendale Beach, Florida; to the Committee on the Judiciary.

37. Also, a petition of the City of North Miami, Florida, relative to Resolution No. R-2007-64 expressing support of the Haitian Immigrants Based on the "Wet-Foot/Dry-Foot" Policy and urging the President of the United States and the Congress of the United States to rescind the discriminatory immigration policies against Haitian immigrants and calling for the equal treatment of all immigrants; to the Committee on the Judiciary.

38. Also, a petition of the City of Coconut Creek, Florida, relative to Resolution No. 2007-19 urging the Federal Government and the Legislature of the State of Florida to take any and all action necessary to preserve and protect the levee system surrounding Lake Okeechobee; to the Committee on Transportation and Infrastructure.

39. Also, a petition of the Board of Commissioners of Armstrong County, Pennsylvania, relative to a resolution urging the Congress of the United States to place a moratorium on new free trade agreements; to the Committee on Ways and Means.

40. Also, a petition of the City Council of New Orleans, Louisiana, relative to Resolution No. R-07-86 encouraging all parties interested and involved in the New Orleans health care delivery decision making process to work collaboratively to develop a joint, state-of-the-art LSU/Veterans Administration Hospital within the confines of the New Orleans Downtown Medical District; jointly to the Committees on Energy and Commerce and Veterans' Affairs.

#### ¶73.54 DELETIONS OF SPONSORS FROM PUBLIC BILLS AND RESOLUTIONS

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

H.R. 1649: Mr. MORAN of Virginia.

H.R. 2060: Mr. DEAL of Georgia.

#### THURSDAY, MAY 24, 2007 (74)

#### ¶74.1 APPOINTMENT OF SPEAKER PRO TEMPORE

The House was called to order by the SPEAKER pro tempore, Mr. LYNCH, who laid before the House the following communication:

WASHINGTON, DC,  
May 24, 2007.

I hereby appoint the Honorable STEPHEN F. LYNCH to act as Speaker pro tempore on this day.

NANCY PELOSI,  
Speaker of the House of Representatives.

#### ¶74.2 APPROVAL OF THE JOURNAL

The SPEAKER pro tempore, Mr. LYNCH, announced he had examined and approved the Journal of the proceedings of Wednesday, May 23, 2007.

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

#### ¶74.3 COMMUNICATIONS

Executive and other communications, pursuant to clause 8, rule XII, were referred as follows:

1965. A letter from the Deputy Secretary, Department of Defense, transmitting the semiannual report of the Inspector General for the period October 1, 2006 through March 31, 2007, pursuant to 5 U.S.C. app. (Insp. Gen. Act) section 5(b); to the Committee on Armed Services.

1966. A letter from the Deputy Secretary, Department of Defense, transmitting the Department's report for the first quarter of fiscal year 2007 as required by the Joint Improvised Explosive Device Defeat Fund provision in Title IX of the Department of Defense Appropriations Act of 2007, Pub. L. 109-289; to the Committee on Armed Services.

1967. A letter from the Secretary, Department of Energy, transmitting the semiannual report on the activities of the Office of Inspector General for the period October 1, 2006 to March 31, 2007, pursuant to 5 U.S.C. app. (Insp. Gen. Act) section 5(b); to the Committee on Oversight and Government Reform.

1968. A letter from the Assistant Director, Executive & Political Personnel, Department of Defense, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Oversight and Government Reform.

1969. A letter from the Assistant Director, Executive & Political Personnel, Department of Defense, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Oversight and Government Reform.

1970. A letter from the Assistant Director, Executive & Political Personnel, Department of Defense, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Oversight and Government Reform.

1971. A letter from the Assistant Director, Executive & Political Personnel, Department of Defense, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Oversight and Government Reform.



1972. A letter from the Assistant Director, Executive & Political Personnel, Department of Defense, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Oversight and Government Reform.

1973. A letter from the Assistant Director, Executive & Political Personnel, Department of Defense, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Oversight and Government Reform.

1974. A letter from the Assistant Director, Executive & Political Personnel, Department of Defense, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Oversight and Government Reform.

1975. A letter from the Assistant Director, Executive & Political Personnel, Department of Defense, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Oversight and Government Reform.

1976. A letter from the Assistant Director, Executive & Political Personnel, Department of Defense, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Oversight and Government Reform.

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1979. A letter from the Assistant Director, Executive & Political Personnel, Department of Defense, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Oversight and Government Reform.

1980. A letter from the Assistant Director, Executive & Political Personnel, Department of Defense, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Oversight and Government Reform.

1981. A letter from the Assistant Director, Executive & Political Personnel, Department of Defense, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Oversight and Government Reform.

1982. A letter from the Assistant Director, Executive & Political Personnel, Department of Defense, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Oversight and Government Reform.

1983. A letter from the White House Liaison, Department of Health and Human Services, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Oversight and Government Reform.

1984. A letter from the White House Liaison, Department of Health and Human Services, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Oversight and Government Reform.

1985. A letter from the Assistant Secretary for Administration and Mgmt., Department of Labor, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Oversight and Government Reform.

1986. A letter from the Assistant Director, Executive & Political Personnel, Department of the Air Force, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Oversight and Government Reform.

1987. A letter from the Assistant Director, Executive & Political Personnel, Department of the Army, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Oversight and Government Reform.

1988. A letter from the Director of Human Resources, National Endowment for the Arts, transmitting the Endowment's FY 2005 and FY 2006 usage of Category Rating Human Resource flexibility report, pursuant to 5 U.S.C. 3319(d); to the Committee on Oversight and Government Reform.

1989. A letter from the General Counsel, Pension Benefit Guaranty Corporation, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Oversight and Government Reform.

1990. A letter from the Assistant Secretary for Administration and Mgmt., Pension Benefit Guaranty Corporation, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Oversight and Government Reform.

1991. A letter from the Interim Director, Pension Benefit Guaranty Corporation, transmitting Pursuant to Title II, Section 203, of the Notification and Federal Employee Antidiscrimination and Retaliation Act of 2002, the Corporation's Annual Report for FY 2006; to the Committee on Oversight and Government Reform.

1992. A letter from the Interim Director, Pension Benefit Guaranty Corporation, transmitting the Corporation's report on the amount of the acquisitions made from entities that manufacture the articles, materials, or supplies outside of the United States in fiscal year 2006, pursuant to Public Law 109-115, section 837; to the Committee on Oversight and Government Reform.

#### ¶74.4 MESSAGE FROM THE SENATE

A message from the Senate by Ms. Curtis, one of its clerks, announced that the Senate has passed without amendment bills and a concurrent resolution of the House of the following titles:

H.R. 414. An Act to designate the facility of the United States Postal Service located at 60 Calle McKinley, West in Mayaguez, Puerto Rico, as the "Miguel Angel Garcia Mendez Post Office Building".

H.R. 437. An Act to designate the facility of the United States Postal Service located at 500 West Eisenhower Street in Rio Grande City, Texas, as the "Lino Perez, Jr. Post Office".

H.R. 625. An Act to designate the facility of the United States Postal Service located at 4230 Maine Avenue in Baldwin Park, California, as the "Atanacio Haro-Marin Post Office".

H.R. 988. An Act to designate the facility of the United States Postal Service located at 5757 Tilton Avenue in Riverside, California, as the "Lieutenant Todd Jason Bryant Post Office".

H.R. 1402. An Act to designate the facility of the United States Postal Service located at 320 South Lecanto Highway in Lecanto, Florida, as the "Sergeant Dennis J. Flanagan Lecanto Post Office Building".

H. Con. Res. 128. A concurrent resolution authorizing the printing of a commemorative document in memory of the late President of the United States, Gerald Rudolph Ford.

The message also announced that the Senate has passed a bill of the following title in which the concurrence of the House is requested:

S. 1352. An Act to designate the facility of the United States Postal Service located at

127 East Locust Street in Fairbury, Illinois, as the "Dr. Francis Townsend Post Office Building".

#### ¶74.5 PROVIDING FOR CONSIDERATION OF H.R. 2206

Ms. SLAUGHTER, by direction of the Committee on Rules, called up the following resolution (H. Res. 438):

*Resolved*, That upon adoption of this resolution it shall be in order to take from the Speaker's table the bill (H.R. 2206) making emergency supplemental appropriations and additional supplemental appropriations for agricultural and other emergency assistance for the fiscal year ending September 30, 2007, and for other purposes, with the Senate amendment thereto, and to consider in the House, without intervention of any point of order, a motion offered by the chairman of the Committee on Appropriations or his designee that the House concur in the Senate amendment with the House amendments printed in the report of the Committee on Rules accompanying this resolution. The Senate amendment and the motion shall be considered as read. The motion shall be debatable for one hour equally divided and controlled by the chairman and ranking minority member of the Committee on Appropriations. The previous question shall be considered as ordered on the motion to its adoption without intervening motion or demand for division of the question except that the Chair shall divide the question of adoption of the motion between the two House amendments.

SEC. 2. If both portions of the divided question specified in the first section of this resolution are adopted, the action of the House shall be engrossed as a single amendment to the Senate amendment to H.R. 2206.

SEC. 3. During consideration of the motion to concur pursuant to this resolution, notwithstanding the operation of the previous question, the Chair may postpone further consideration of such motion to such time as may be designated by the Speaker.

SEC. 4. (a) During consideration in the Committee of the Whole of a bill making supplemental appropriations for military operations in Iraq or Afghanistan for fiscal year 2008, before consideration of any other amendment, it shall be in order to consider an amendment only proposing to add to the bill the text of H.R. 2451. Such amendment shall be considered as read, shall not be subject to amendment, and shall not be subject to a demand for division of the question in the House or the Committee of the Whole. All points of order against such amendment are waived except those arising under clause 9 of rule XXI.

(b) Subsection (a) shall not apply to a bill making regular appropriations for the Department of Defense for the fiscal year ending September 30, 2008.

When said resolution was considered. After debate,

Ms. SLAUGHTER moved the previous question on the resolution to its adoption or rejection.

The question being put, viva voce,

Will the House now order the previous question?

The SPEAKER pro tempore, Mr. LYNCH, announced that the yeas had it.

Mr. DREIER demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Mr. LYNCH, pursuant to clause 8, rule XX,

announced that further proceedings on the question were postponed.

¶74.6 PROVIDING FOR CONSIDERATION OF H.R. 2316 AND H.R. 2317

Ms. CASTOR, by direction of the Committee on Rules, called up the following resolution (H. Res. 437):

*Resolved*, That at any time after the adoption of this resolution it shall be in order to consider in the House the bill (H.R. 2317) to amend the Lobbying Disclosure Act of 1995 to require registered lobbyists to file quarterly reports on contributions bundled for certain recipients, and for other purposes. All points of order against consideration of the bill are waived except those arising under clause 9 or 10 of rule XXI. The amendment in the nature of a substitute recommended by the Committee on the Judiciary now printed in the bill, modified by the amendment printed in part A of the report of the Committee on Rules accompanying this resolution, shall be considered as adopted. The bill, as amended, shall be considered as read. All points of order against the bill, as amended, are waived. The previous question shall be considered as ordered on the bill, as amended, to final passage without intervening motion except: (1) one hour of debate equally divided and controlled by the chairman and ranking minority member of the Committee on the Judiciary; and (2) one motion to recommit with or without instructions.

SEC. 2. Upon the adoption of this resolution, the Speaker may, pursuant to clause 2(b) of rule XVIII, declare the House resolved into the Committee of the Whole House on the state of the Union for consideration of the bill (H.R. 2316) to provide more rigorous requirements with respect to disclosure and enforcement of lobbying laws and regulations, and for other purposes. The first reading of the bill shall be dispensed with. All points of order against consideration of the bill are waived except those arising under clause 9 or 10 of rule XXI. General debate shall be confined to the bill and shall not exceed one hour equally divided and controlled by the chairman and ranking minority member of the Committee on the Judiciary. After general debate the bill shall be considered for amendment under the five-minute rule. It shall be in order to consider as an original bill for the purpose of amendment under the five-minute rule the amendment in the nature of a substitute recommended by the Committee on the Judiciary now printed in the bill. The committee amendment in the nature of a substitute shall be considered as read. All points of order against the committee amendment in the nature of a substitute are waived except those arising under clause 9 or 10 of rule XXI. Notwithstanding clause 11 of rule XVIII, no amendment to the committee amendment in the nature of a substitute shall be in order except those printed in part B of the report of the Committee on Rules. Each such amendment may be offered only in the order printed in the report, may be offered only by a Member designated in the report, shall be considered as read, shall be debatable for the time specified in the report equally divided and controlled by the proponent and an opponent, shall not be subject to amendment, and shall not be subject to a demand for division of the question in the House or in the Committee of the Whole. All points of order against such amendments are waived except those arising under clause 9 or 10 of rule XXI. At the conclusion of consideration of the bill for amendment the Committee shall rise and report the bill to the House with such amendments as may have been adopted. Any Member may demand a separate vote in the

House on any amendment adopted in the Committee of the Whole to the bill or to the committee amendment in the nature of a substitute. The previous question shall be considered as ordered on the bill and amendments thereto to final passage without intervening motion except one motion to recommit with or without instructions.

SEC. 3. During consideration of H.R. 2317 or H.R. 2316 pursuant to this resolution, notwithstanding the operation of the previous question, the Chair may postpone further consideration of either bill to such time as may be designated by the Speaker.

SEC. 4. Subparagraph (3)(Q) of clause 5(a) of rule XXV is amended to read as follows:

“(Q) Free attendance at an event permitted under subparagraph (4).”

When said resolution was considered. After debate,

Ms. CASTOR moved the previous question on the resolution to its adoption or rejection.

The question being put, *viva voce*, Will the House now order the previous question?

The SPEAKER pro tempore, Mr. CAPUANO, announced that the yeas had it.

Mr. DREIER demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The vote was taken by electronic device.

It was decided in the { Yeas ..... 224 affirmative ..... } Nays ..... 195

¶74.7 [Roll No. 415]

YEAS—224

Abercrombie Davis (IL) Jefferson  
Ackerman Davis, Lincoln Johnson (GA)  
Allen DeFazio Johnson, E. B.  
Altmire Delahunt Kagen  
Andrews DeLauro Kanjorski  
Arcuri Dicks Kaptur  
Baca Dingell Kennedy  
Baird Doggett Kildee  
Baldwin Donnelly Kilpatrick  
Barrow Doyle Kind  
Bean Edwards Klein (FL)  
Becerra Ellison Kucinich  
Berkley Ellsworth Lamson  
Berman Emanuel Langevin  
Berry Eshoo Lantos  
Bishop (GA) Etheridge Larsen (WA)  
Bishop (NY) Farr Larson (CT)  
Blumenauer Fattah Lee  
Boren Filner Levin  
Boswell Frank (MA) Lipinski  
Boucher Giffords Loeb sack  
Boyd (FL) Gillibrand Loftgren, Zoe  
Boyd (KS) Gonzalez Lowey  
Brady (PA) Gordon Lynch  
Braley (IA) Green, Al Mahoney (FL)  
Brown, Corrine Green, Gene Maloney (NY)  
Butterfield Grijalva Markey  
Capps Gutierrez Marshall  
Capuano Hall (NY) Matheson  
Carnahan Hare Matsui  
Carney Harman McCarthy (NY)  
Carson Hastings (FL) McCollum (MN)  
Castor Herseth Sandlin McDermott  
Chandler Higgins McGovern  
Clarke Hill McIntyre  
Clay Hinchey McNerney  
Cleaver Hinojosa McNulty  
Clyburn Hirono Meehan  
Cohen Hodes Meek (FL)  
Conyers Holden Meeks (NY)  
Costa Holt Melancon  
Costello Honda Michaud  
Courtney Hooley Miller (NC)  
Cramer Hoyer Miller, George  
Crowley Inslee Mitchell  
Cuellar Israel Mollohan  
Cummings Jackson (IL) Moore (KS)  
Davis (AL) Jackson-Lee Moore (WI)  
Davis (CA) (TX) Moran (VA)

Murphy (CT) Salazar Tauscher  
Murphy, Patrick Sánchez, Linda Taylor  
Murtha T. Thompson (CA)  
Nadler Sanchez, Loretta Thompson (MS)  
Napolitano Sarbanes Tierney  
Neal (MA) Schakowsky Towns  
Obey Schiff Udall (CO)  
Oliver Schwartz Udall (NM)  
Ortiz Scott (GA) Van Hollen  
Pallone Scott (VA) Velázquez  
Pascrell Serrano Visclosky  
Pastor Sestak Walz (MN)  
Payne Shea-Porter Wasserman  
Perlmutter Sherman Schultz  
Peterson (MN) Shuler Waters  
Pomeroy Sires Watson  
Price (NC) Skelton Watt  
Rahall Slaughter Waxman  
Rangel Smith (WA) Weiner  
Reyes Snyder Welch (VT)  
Rodriguez Solis Wexler  
Ross Space Wilson (OH)  
Rothman Spratt Woolsey  
Roybal-Allard Stark Wu  
Ruppersberger Stupak Wynn  
Rush Sutton Yarmuth  
Ryan (OH) Tanner

NAYS—195

Aderholt Frelinghuysen Neugebauer  
Akin Gallegly Nunes  
Alexander Garrett (NJ) Paul  
Bachmann Gerlach Pearce  
Bachus Gilchrest Pence  
Baker Gillmor Peterson (PA)  
Barrett (SC) Gingrey Petri  
Bartlett (MD) Gohmert Pickering  
Barton (TX) Goode Pitts  
Biggart Goodlatte Platts  
Bilbray Granger Poe  
Bilirakis Graves Porter  
Bishop (UT) Hall (TX) Price (GA)  
Blackburn Hastert Pryce (OH)  
Blunt Hastings (WA) Putnam  
Boehner Hayes Ramstad  
Bonner Heller Regula  
Bono Hensarling Rehberg  
Boozman Herger Reichert  
Boustany Hobson Renzi  
Brady (TX) Hoekstra Reynolds  
Brown (SC) Hulshof Rogers (AL)  
Brown-Waite, Inglis (SC) Rogers (KY)  
Ginny Issa Rogers (MI)  
Buchanan Jindal Ros-Lehtinen  
Burgess Johnson (IL) Roskam  
Burton (IN) Johnson, Sam Royce  
Buyer Jones (NC) Ryan (WI)  
Calvert Jordan Sali  
Camp (MI) Keller Saxton  
Campbell (CA) King (IA) Schmidt  
Cannon King (NY) Sensenbrenner  
Cantor Kingston Sessions  
Capito Kirk Shadegg  
Carter Kline (MN) Shays  
Castle Knollenberg Shimkus  
Chabot Kuhl (NY) Shuster  
Coble LaHood Shuster  
Cole Lamborn Simpson  
Cole (OK) Latham Smith (NE)  
Conaway Latham Smith (NJ)  
Crenshaw LaTourette Smith (TX)  
Cubin Lewis (CA) Souder  
Culberson Lewis (KY) Stearns  
Davis (KY) Linder Sullivan  
Davis, David LoBiondo Tullivren  
Davis, Tom Lucas Tancredo  
Deal (GA) Lungren, Daniel Terry  
Dent E. Thornberry  
Diaz-Balart, L. Mack Tiahrt  
Diaz-Balart, M. Manullo Tiberi  
Doolittle Marchant Turner  
Drake McCarthy (CA) Upton  
Dreier McCaul (TX) Walberg  
Duncan McCotter Walden (OR)  
Ehlers McCrery Walsh (NY)  
English (PA) McHenry Wamp  
Everett McHugh Weldon (FL)  
Fallin McKeon Weller  
Feeney Mica Westmoreland  
Ferguson Miller (FL) Whitfield  
Flake Miller (MI) Wicker  
Forbes Miller, Gary Wilson (NM)  
Fortenberry Moran (KS) Wilson (SC)  
Fossella Murphy, Tim Wolf  
Foxy Musgrave Young (AK)  
Franks (AZ) Myrick Young (FL)

NOT VOTING—13

Cardoza DeGette Hunter  
Cooper Emerson  
Davis, Jo Ann Engel

Jones (OH) McMorris Radanovich
Lewis (GA) Rodgers Rohrabacher
Oberstar

Velázquez Watson Wilson (OH)
Visclosky Watt Woolsey
Walz (MN) Waxman Wu
Wasserman Weiner Wynn
Schultz Welch (VT) Yarmuth
Waters Wexler

So the previous question on the resolution was ordered.

The question being put, viva voce, Will the House agree to said resolution?

The SPEAKER pro tempore, Mr. CAPUANO, announced that the yeas had it.

Mr. DREIER demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The vote was taken by electronic device.

It was decided in the Yeas ..... 224 affirmative Nays ..... 197

74.8 [Roll No. 416] YEAS—224

Abercrombie Giffords Miller (NC)
Ackerman Gillibrand Miller, George
Allen Gonzalez Mitchell
Altmire Gordon Mollohan
Andrews Green, Al Moore (KS)
Arcuri Green, Gene Moore (WI)
Baca Grijalva Moran (VA)
Baird Gutierrez Murphy (CT)
Baldwin Hall (NY) Murphy, Patrick
Barrow Hare Murtha
Bean Harman Nadler
Becerra Hastings (FL) Napolitano
Berkley Herseht Sandlin Neal (MA)
Berman Higgins Obey
Berry Hill Oliver
Bishop (GA) Hinchey Ortiz
Bishop (NY) Hinojosa Pallone
Blumenauer Hirono Pascrell
Boren Hodes Pastor
Boswell Holden Payne
Boucher Holt Perlmutter
Boyd (FL) Honda Peterson (MN)
Boyda (KS) Hooley Pomeroy
Brady (PA) Hoyer Price (NC)
Braley (IA) Inslee Rahall
Brown, Corrine Israel Rangel
Butterfield Jackson (IL) Reyes
Capps Jackson-Lee Rodriguez
Capuano (TX) Ross
Carnahan Jefferson Rothman
Carney Johnson (GA) Roybal-Allard
Carson Johnson, E. B. Ruppertsberger
Castor Kagen Rush
Chandler Kanjorski Ryan (OH)
Clarke Kennedy Salazar
Clay Kildee Sánchez, Linda
Cleaver Kilpatrick T.
Clyburn Kind Sanchez, Loretta
Cohen Klein (FL) Sarbanes
Conyers Kucinich Schakowsky
Cooper Lampson Schiff
Costa Langevin Schwartz
Costello Lantos Scott (GA)
Courtney Larsen (WA) Scott (VA)
Cramer Larson (CT) Serrano
Crowley Lee Sestak
Cuellar Levin Shea-Porter
Cummings Lipinski Sherman
Davis (AL) Loeb sack Shuler
Davis (CA) Lofgren, Zoe Sires
Davis (IL) Lowey Skelton
Davis, Lincoln Lynch Slaughter
DeFazio Mahoney (FL) Smith (WA)
Delahunt Maloney (NY) Snyder
DeLauro Markey Solis
Dicks Marshall Space
Dingell Matheson Spratt
Doggett Matsui Stark
Donnelly McCarthy (NY) Stupak
Doyle McCollum (MN) Sutton
Edwards McDermott Tanner
Ellison McGovern Tauscher
Ellsworth McIntyre Taylor
Emanuel Mc Nerney Thompson (CA)
Eshoo McNulty Thompson (MS)
Etheridge Meehan Tierney
Farr Meek (FL) Towns
Fattah Meeks (NY) Udall (CO)
Filner Melancon Udall (NM)
Frank (MA) Michaud Van Hollen

Aderholt Gallegly Nunes
Akin Garrett (NJ) Paul
Alexander Gerlach Pearce
Bachmann Gilchrest Pence
Bachus Gillmor Peterson (PA)
Baker Gingrey Petri
Barrett (SC) Gohmert Pickering
Bartlett (MD) Goode Pitts
Barton (TX) Goodlatte Platts
Biggart Granger Poe
Bilbray Graves Porter
Bilirakis Hall (TX) Price (GA)
Bishop (UT) Hastert Pryce (OH)
Blackburn Hastings (WA) Putnam
Blunt Hayes Ramstad
Boehner Heller Regula
Bonner Hensarling Rehberg
Bono Herger Reichert
Boozman Hobson Renzi
Boustany Hoekstra Reynolds
Brady (TX) Hulshof Rogers (AL)
Brown (SC) Inglis (SC) Rogers (KY)
Brown-Waite, Issa Rogers (MI)
Ginny Jindal Rohrabacher
Buchanan Johnson (IL) Ros-Lehtinen
Burgess Johnson, Sam Roskam
Burton (IN) Jones (NC) Royce
Buyer Jordan Ryan (WI)
Calvert Kaptur Sali
Camp (MI) Keller Saxton
Campbell (CA) King (IA) Schmidt
Cannon King (NY) Sensenbrenner
Cantor Kingston Sessions
Capito Kirk Shadegg
Carter Kline (MN) Shays
Castle Knollenberg Shimkus
Chabot Kuhl (NY) Shuster
Coble LaHood Simpson
Cole (OK) Lamborn Smith (NE)
Conaway Latham Smith (NJ)
Crenshaw LaTourette Smith (TX)
Cubin Lewis (CA) Souder
Culberson Lewis (KY) Stearns
Davis (KY) Linder Sullivan
Davis, David LoBiondo Tancred
Davis, Tom Lucas Terry
Deal (GA) Lungren, Daniel
Debt E. Thornberry
Diaz-Balart, L. Mack Tiahrt
Diaz-Balart, M. Manulllo Tiberi
Doolittle Marchant Turner
Drake McCarthy (CA) Upton
Dreier McCaul (TX) Walberg
Duncan McCotter Walden (OR)
Ehlers McCrery Walsh (NY)
English (PA) McHenry Wamp
Everett McHugh Weldon (FL)
Fallin McKeon Weller
Feehey Mica Westmoreland
Ferguson Miller (FL) Whitfield
Flake Miller (MI) Wicker
Forbes Miller, Gary Wilson (NM)
Fortenberry Moran (KS) Wilson (SC)
Fossella Murphy, Tim Wolf
Fox Fox Musgrave Young (AK)
Franks (AZ) Myrick Young (FL)
Frelinghuysen Neugebauer

NOT VOTING—11

Cardoza Engel McMorris
Davis, Jo Ann Hunter Rodgers
DeGette Jones (OH) Oberstar
Emerson Lewis (GA) Radanovich

So the resolution was agreed to. A motion to reconsider the vote whereby said resolution was agreed to was, by unanimous consent, laid on the table.

74.9 H. RES. 438—UNFINISHED BUSINESS

The SPEAKER pro tempore, Mr. CAPUANO, pursuant to clause 8, rule XX, announced the unfinished business to be the question on ordering the previous question on the resolution (H. Res. 438) providing for consideration of the amendment of the Senate to the bill (H.R. 2206) making emergency sup-

plemental appropriations and additional supplemental appropriations for agriculture and other emergency assistance for the fiscal year ending September 30, 2007, and for other purposes.

The question being put, Will the House now order the previous question?

The vote was taken by electronic device.

It was decided in the Yeas ..... 221 affirmative Nays ..... 199

74.10 [Roll No. 417] YEAS—221

Abercrombie Grijalva Neal (MA)
Ackerman Gutierrez Obey
Allen Hall (NY) Oliver
Altmire Hare Ortiz
Andrews Harman Pallone
Arcuri Hastings (FL) Pascrell
Baca Herseht Sandlin Pastor
Baird Higgins Payne
Baldwin Hill Perlmutter
Barrow Hinchey Peterson (MN)
Bean Hinojosa Pomeroy
Becerra Hirono Price (NC)
Berkley Hodes Rahall
Berman Holden Rangel
Berry Holt Reyes
Bishop (GA) Honda Rodriguez
Bishop (NY) Hooley Ross
Blumenauer Hoyer Rothman
Boren Inslee Roybal-Allard
Boswell Isreal Ruppertsberger
Boucher Jackson (IL) Rush
Boyd (FL) Jackson-Lee
Boyda (KS) (TX) Ryan (OH)
Brady (PA) Jefferson Salazar
Braley (IA) Johnson (GA) Sánchez, Linda
Brown, Corrine Johnson, E. B. T.
Butterfield Kagen Sanchez, Loretta
Capps Kanjorski Sarbanes
Capuano Kaptur Schakowsky
Carnahan Kennedy Schiff
Carney Kildee Schwartz
Carson Kilpatrick Scott (GA)
Castor Kind Scott (VA)
Chandler Klein (FL) Serrano
Clarke Lampson Sestak
Cleaver Langevin Shea-Porter
Clyburn Lantos Sherman
Cohen Larsen (WA) Shuler
Conyers Larson (CT) Sires
Cooper Lee Skelton
Costa Levin Slaughter
Costello Lipinski Smith (WA)
Courtney Loeb sack Snyder
Cramer Lofgren, Zoe Solis
Crowley Lowey Space
Cuellar Lynch Spratt
Cummings Mahoney (FL) Stupak
Davis (AL) Maloney (NY) Sutton
Davis (CA) Markey Tanner
Davis (IL) Marshall Tauscher
Davis, Lincoln Matheson Taylor
DeFazio Matsui Thompson (CA)
Delahunt McCarthy (NY) Thompson (MS)
DeLauro McCollum (MN) Tierney
Dicks McDermott Towns
Dingell McGovern Udall (CO)
Doggett McIntyre Udall (NM)
Donnelly Mc Nerney Van Hollen
Doyle McNulty Velázquez
Edwards Meehan Visclosky
Ellison Meek (FL) Walz (MN)
Ellsworth Emanuel Schultz
Eshoo Michaud Waters
Etheridge Miller (NC) Watson
Farr Miller, George Watt
Fattah Mitchell Waxman
Filner Mollohan Weiner
Frank (MA) Moore (KS) Welch (VT)
Giffords Moore (WI) Wexler
Gillibrand Murphy (CT) Wilson (OH)
Gonzalez Murphy, Patrick Woolsey
Gordon Murtha Wu
Green, Al Nadler Wynn
Green, Gene Napolitano Yarmuth

NAYS—199

Aderholt Bachmann Barrett (SC)
Akin Bachus Bartlett (MD)
Alexander Baker Barton (TX)

Biggert	Gingrey	Paul	Baca	Hare	Obey	Hall (TX)	McCotter	Royce
Bilbray	Gohmert	Pearce	Baird	Hastings (FL)	Olver	Harman	McCrery	Ryan (WI)
Bilirakis	Goode	Pence	Baldwin	Hertseh Sandlin	Ortiz	Hastert	McHenry	Sali
Bishop (UT)	Goodlatte	Peterson (PA)	Barrow	Higgins	Pallone	Hastings (WA)	McHugh	Saxton
Blackburn	Granger	Petri	Bean	Hill	Pascrell	Hayes	McKeon	Schmidt
Blunt	Graves	Pitts	Becerra	Hinchee	Pastor	Heller	McNerney	Sensenbrenner
Boehner	Hall (TX)	Platts	Berkley	Hinojosa	Payne	Hensarling	Mica	Sessions
Bonner	Hastert	Poe	Berman	Hirono	Perlmutter	Herger	Miller (FL)	Shadegg
Bono	Hastings (WA)	Porter	Berry	Hodes	Peterson (MN)	Hobson	Miller (MI)	Shays
Boozman	Hayes	Price (GA)	Bishop (GA)	Holden	Pomeroy	Hoekstra	Miller, Gary	Shimkus
Boustany	Heller	Pryce (OH)	Bishop (NY)	Holt	Price (NC)	Hulshof	Moore (WI)	Shuster
Brady (TX)	Hensarling	Putnam	Blumenauer	Honda	Rahall	Inglis (SC)	Moran (KS)	Simpson
Brown (SC)	Herger	Ramstad	Boren	Hooley	Rangel	Issa	Murphy, Tim	Smith (NE)
Brown-Waite,	Hobson	Regula	Boswell	Hoyer	Reyes	Jindal	Musgrave	Smith (NJ)
Ginny	Hoekstra	Rehberg	Boucher	Inslie	Rodriguez	Johnson (IL)	Myrick	Smith (TX)
Buchanan	Hulshof	Reichert	Boyd (FL)	Israel	Ross	Johnson, Sam	Neugebauer	Souder
Burgess	Inglis (SC)	Renzi	Boya (KS)	Jackson (IL)	Rothman	Jordan	Nunes	Stark
Burton (IN)	Issa	Reynolds	Brady (PA)	Brady (PA)	Jackson-Lee	Keller	Paul	Stearns
Buyer	Jindal	Rogers (AL)	Brale (IA)	(TX)	(TX)	King (IA)	Pearce	Sullivan
Calvert	Johnson (IL)	Rogers (KY)	Brown, Corrine	Jefferson	Roybal-Allard	King (NY)	Pence	Tancredo
Camp (MI)	Johnson, Sam	Rogers (MI)	Butterfield	Johnson (GA)	Ruppersberger	Kingston	Peterson (PA)	Terry
Campbell (CA)	Jones (NC)	Rohrabacher	Capps	Johnson, E. B.	Rush	Kirk	Petri	Thornberry
Cannon	Jordan	Ros-Lehtinen	Capuano	Jones (NC)	Salazar	Kline (MN)	Pickering	Tiaht
Cantor	Keller	Roskam	Carnahan	Kagen	Sánchez, Linda	Kline (MN)	Pickering	T.
Capito	King (IA)	Royce	Kanjorski	Kanjorski	T.	Knollenberg	Pitts	Tiberi
Carter	King (NY)	Ryan (WI)	Kaptur	Kaptur	Sanchez, Loretta	Kucinich	Platts	Turner
Castle	Kingston	Sali	Kennedy	Kennedy	Sarbanes	Kuhl (NY)	Poe	Upton
Chabot	Kirk	Saxton	Kildee	Kildee	Schakowsky	LaHood	Porter	Walberg
Clay	Kline (MN)	Schmidt	Kilpatrick	Kilpatrick	Schiff	Lamborn	Price (GA)	Walden (OR)
Coble	Knollenberg	Sensenbrenner	Kind	Kind	Schwartz	Latham	Pryce (OH)	Walsh (NY)
Cole (OK)	Kucinich	Sessions	Klein (FL)	Klein (FL)	Scott (GA)	LaTourette	Putnam	Wamp
Conaway	Kuhl (NY)	Shadegg	Lampson	Lampson	Scott (VA)	Lewis (CA)	Ramstad	Waters
Crenshaw	LaHood	Shays	Langevin	Langevin	Serrano	Lewis (KY)	Regula	Weldon (FL)
Cubin	Lamborn	Shimkus	Sevastak	Sevastak	Sestak	Linder	Rehberg	Weller
Culberson	Latham	Shuster	Sherman	Sherman	Sherman	LoBiondo	Reichert	Westmoreland
Davis (KY)	LaTourette	Simpson	Shuler	Shuler	Shuler	Lucas	Renzi	Whitfield
Davis, David	Lewis (CA)	Smith (NE)	Larsen (WA)	Larsen (CT)	Sires	Lungren, Daniel	Reynolds	Whitfield
Davis, Tom	Lewis (KY)	Smith (NJ)	Lee	Lee	Skelton	E.	Rogers (AL)	Wicker
Deal (GA)	Linder	Smith (TX)	Levin	Levin	Slaughter	Mack	Rogers (KY)	Wilson (NM)
Dent	LoBiondo	Souder	Lipinski	Lipinski	Smith (WA)	Manzullo	Rogers (MI)	Wilson (SC)
Diaz-Balart, L.	Lucas	Stark	Loeb sack	Loeb sack	Snyder	Marchant	Rohrabacher	Wolf
Diaz-Balart, M.	Lungren, Daniel	Stearns	Lofgren, Zoe	Lofgren, Zoe	Solis	McCarthy (CA)	Ros-Lehtinen	Young (AK)
Doolittle	E.	Sullivan	Davis (AL)	Davis (AL)	Space	McCaul (TX)	Roskam	Young (FL)
Drake	E.	Tancredo	Davis (CA)	Davis (CA)	Spratt	NOT VOTING—13		
Dreier	Mack	Terry	Davis (IL)	Davis (IL)	Stupak	Cardoza	Gutierrez	McMorris
Duncan	Manzullo	Thornberry	Davis, Lincoln	Davis, Lincoln	Sutton	Davis, Jo Ann	Hunter	Rodgers
Ehlers	Marchant	Tiaht	DeFazio	DeFazio	Tanner	DeGette	Jones (OH)	Oberstar
English (PA)	McCaul (TX)	Tiberi	Delahunt	Delahunt	Tauscher	Emerson	Lewis (GA)	Radanovich
Everett	McCotter	Turner	DeLauro	DeLauro	Taylor	Engel	Lewis (GA)	Shea-Porter
Fallin	McCrery	Upton	Dicks	Dicks	Thompson (CA)			
Feeney	McHenry	Walberg	Dingell	Dingell	Thompson (MS)			
Ferguson	McHugh	Walden (OR)	Doggett	Doggett	Tierney			
Flake	McKeon	Walsh (NY)	Donnelly	Donnelly	Towns			
Forbes	Mica	Wamp	Doyle	Doyle	Udall (CO)			
Fortenberry	Miller (FL)	Weldon (FL)	Edwards	Edwards	Udall (NM)			
Fossella	Miller (MI)	Weller	Ellison	Ellison	Van Hollen			
Foxx	Miller, Gary	Westmoreland	Ellsworth	Ellsworth	Velázquez			
Franks (AZ)	Moran (KS)	Whitfield	Emanuel	Emanuel	Visclosky			
Frelinghuysen	Moran (VA)	Wicker	Eshoo	Eshoo	Walz (MN)			
Gallegly	Murphy, Tim	Wilson (NM)	Etheridge	Etheridge	Wasserman			
Garrett (NJ)	Musgrave	Wilson (SC)	Farr	Farr	Schultz			
Gerlach	Myrick	Wolf	Fattah	Fattah	Watson			
Gilchrist	Neugebauer	Young (AK)	Finler	Finler	Watt			
Gillmor	Nunes	Young (FL)	Frank (MA)	Frank (MA)	Waxman			
			Giffords	Giffords	Weiner			
			Gilchrist	Gilchrist	Welch (VT)			
			Gillibrand	Gillibrand	Wexler			
			Gonzalez	Gonzalez	Wilson (OH)			
			Gordon	Gordon	Woolsey			
			Green, Al	Green, Al	Wu			
			Green, Gene	Green, Gene	Wynn			
			Grijalva	Grijalva	Yarmuth			
			Hall (NY)	Hall (NY)				

NOT VOTING—12

Cardoza	Hunter	Oberstar
Davis, Jo Ann	Jones (OH)	Pickering
DeGette	Lewis (GA)	Radanovich
Emerson	McMorris	
Engel	Rodgers	

So the previous question on the resolution was ordered.

The question being put, viva voce, Will the House agree to said resolution?

The SPEAKER pro tempore, Mr. CAPUANO, announced that the yeas had it.

Mr. DREIER demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The vote was taken by electronic device.

It was decided in the affirmative { Yeas ..... 218  
Nays ..... 201

¶74.11 [Roll No. 418] YEAS—218

Abercrombie	Allen	Andrews
Ackerman	Altmire	Arcuri

NAYS—201

Aderholt	Burton (IN)	Drake
Akin	Buyer	Dreier
Alexander	Calvert	Duncan
Bachmann	Calvert	Ehlers
Bachus	Camp (MI)	English (PA)
Baker	Campbell (CA)	Everett
Barrett (SC)	Cannon	Fallin
Bartlett (MD)	Cantor	Feeney
Barton (TX)	Capito	Ferguson
Biggert	Carter	Flake
Bilbray	Castle	Forbes
Bilirakis	Chabot	Fortenberry
Bishop (UT)	Clay	Fossella
Blackburn	Coble	Foxx
Blunt	Cole (OK)	Franks (AZ)
Boehner	Conaway	Frelinghuysen
Bonner	Crenshaw	Gallegly
Bono	Cubin	Garrett (NJ)
Boozman	Culberson	Gerlach
Boustany	Davis (KY)	Gillmor
Brady (TX)	Davis, David	Gingrey
Brown (SC)	Davis, Tom	Gohmert
Deal (GA)	Dent	Goode
Deal (GA)	Diaz-Balart, L.	Goodlatte
Dent	Diaz-Balart, M.	Granger
Diaz-Balart, L.	Doolittle	Graves
Diaz-Balart, M.		
Doolittle		

So the resolution was agreed to. A motion to reconsider the vote whereby said resolution was agreed to was, by unanimous consent, laid on the table.

¶74.12 COMMITTEE ELECTION—MAJORITY

Mr. EMANUEL, by direction of the Democratic Caucus, submitted the following privileged resolution (H. Res. 441):

*Resolved,* That the following named Member be and is hereby elected to the following standing committee of the House of Representatives:

- (1) COMMITTEE ON HOUSE ADMINISTRATION.—Mr. Brady of Pennsylvania, Chairman.

When said resolution was considered and agreed to.

A motion to reconsider the vote whereby said resolution was agreed to was, by unanimous consent, laid on the table.

¶74.13 LOBBYING TRANSPARENCY

Mr. CONYERS, pursuant to House Resolution 437, called up for consideration the bill (H.R. 2317) to amend the Lobbying Disclosure Act of 1995 to require registered lobbyist to file quarterly reports on contributions bundled for certain recipients, and for other purposes

Pending consideration of said bill. Pursuant to House Resolution 437, the amendment in the nature of a substitute recommended by the Committee on the Judiciary now printed in the bill, modified by the following amendment in part A of House Report 110-167, was considered as agreed to:

Page 3, line 23, strike "and".

Page 4, line 4, strike the period and insert "; and".

Page 4, insert after line 4 the following:

"(C) a notification that the covered recipient has the right to respond to the statement to challenge and correct any information included before the registered lobbyist files the report under paragraph (1)."

When said bill, as amended, was considered.

After debate,

Pursuant to House Resolution 437, the previous question was ordered on the bill and the committee amendment in the nature of a substitute, as modified.

The bill, as amended, was ordered to be engrossed and read a third time, was read a third time by title.

Mr. SMITH of Texas, moved to recommit the bill to the Committee on the Judiciary with instructions to report the bill back to the House forthwith with the following amendment:

In section 5(d)(6)(C) of the Lobbying Disclosure Act of 1995, as proposed to be added by section 2(a) of the bill, insert after "leadership PAC," the following: "a multicandidate political committee described in section 315(a)(4) of the Federal Election Campaign Act of 1971 (2 U.S.C. 441a(a)(4))."

After debate,

By unanimous consent, the previous question was ordered on the motion to recommit with instructions.

The question being put, viva voce,

Will the House recommit said bill with instructions?

The SPEAKER pro tempore, Mrs. TAUSCHER, announced that the nays had it.

Mr. SMITH of Texas, demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The vote was taken by electronic device.

It was decided in the { Yeas ..... 228 affirmative ..... } Nays ..... 192

¶74.14 [Roll No. 419] YEAS—228

Aderholt	Calvert	Ellsworth
Akin	Camp (MI)	English (PA)
Alexander	Cannon	Everett
Altmire	Cantor	Fallin
Bachmann	Capito	Feeney
Bachus	Carney	Ferguson
Baker	Carter	Flake
Barrett (SC)	Castle	Forbes
Barrow	Chabot	Fortenberry
Bartlett (MD)	Chandler	Fossella
Barton (TX)	Coble	Foxx
Bean	Cohen	Franks (AZ)
Biggett	Cole (OK)	Frelinghuysen
Billbray	Conaway	Gallely
Billirakis	Crenshaw	Garrett (NJ)
Bishop (UT)	Cubin	Gerlach
Blackburn	Cuellar	Giffords
Blunt	Culberson	Gilchrest
Boehner	Davis (KY)	Gillibrand
Bonner	Davis, David	Gillmor
Bono	Davis, Tom	Gingrey
Boozman	Deal (GA)	Gohmert
Boustany	DeFazio	Goode
Boyd (KS)	Dent	Goodlatte
Brady (TX)	Diaz-Balart, L.	Granger
Brown (SC)	Diaz-Balart, M.	Graves
Brown-Waite,	Donnelly	Hall (NY)
Ginny	Doolittle	Hall (TX)
Buchanan	Drake	Hastert
Burgess	Dreier	Hastings (WA)
Burton (IN)	Duncan	Hayes
Buyer	Ehlers	Heller

Hensarling	McCotter	Ryan (WI)
Hergert	McCrery	Sali
Hobson	McHenry	Saxton
Hoekstra	McHugh	Schmidt
Hulshof	McKeon	Sensenbrenner
Inglis (SC)	Mica	Sessions
Israel	Miller (FL)	Sestak
Issa	Miller (MI)	Shadegg
Jindal	Miller, Gary	Shays
Johnson (IL)	Mitchell	Shimkus
Johnson, Sam	Moran (KS)	Shuster
Jones (NC)	Moran (VA)	Simpson
Jordan	Murphy (CT)	Smith (NE)
Kaptur	Murphy, Patrick	Smith (NJ)
Keller	Murphy, Tim	Smith (TX)
King (IA)	Musgrave	Smith (WA)
King (NY)	Myrick	Souder
Kingston	Neugebauer	Space
Kirk	Nunes	Stearns
Klein (FL)	Paul	Sullivan
Kline (MN)	Pearce	Sutton
Knollenberg	Pence	Tancredo
Kucinich	Peterson (PA)	Terry
Kuhl (NY)	Petri	Thornberry
LaHood	Pickering	Tiahrt
Lamborn	Pitts	Tiberi
Lampson	Platts	Turner
Latham	Poe	Udall (CO)
LaTourette	Porter	Upton
Lewis (CA)	Price (GA)	Walberg
Lewis (KY)	Pryce (OH)	Walden (OR)
Linder	Putnam	Walsh (NY)
LoBiondo	Ramstad	Wamp
Loeb	Regula	Weldon (FL)
Lucas	Rehberg	Weller
Lungren, Daniel	Reichert	Westmoreland
E.	Renzi	Whitfield
Mack	Reynolds	Wicker
Mahoney (FL)	Rogers (AL)	Wilson (NM)
Manzullo	Rogers (KY)	Wilson (SC)
Marchant	Rogers (MI)	Wolf
Marshall	Rohrabacher	Yarmuth
Matheson	Ros-Lehtinen	Young (AK)
McCarthy (CA)	McCarthy (NY)	Young (FL)
McCaul (TX)	McCormack (MN)	

NAYS—192

Abercrombie	Eshoo	McCarthy (NY)
Ackerman	Etheridge	McCormack (MN)
Allen	Farr	McDermott
Andrews	Fattah	McGovern
Arcuri	Filner	McIntyre
Baca	Frank (MA)	McNerney
Baird	Gonzalez	McNulty
Baldwin	Gordon	Meehan
Becerra	Green, Al	Meek (FL)
Berkley	Green, Gene	Meeks (NY)
Berman	Grijalva	Melancon
Berry	Gutierrez	Michaud
Bishop (GA)	Hare	Miller (NC)
Bishop (NY)	Harman	Miller, George
Blumenauer	Hastings (FL)	Mollohan
Boren	Hereth Sandlin	Moore (KS)
Boswell	Higgins	Moore (WI)
Boucher	Hill	Murtha
Boyd (FL)	Hinche	Nadler
Brady (PA)	Hinojosa	Napolitano
Braley (IA)	Hirono	Neal (MA)
Brown, Corrine	Hodes	Obe
Butterfield	Holden	Olver
Capps	Holt	Ortiz
Capuano	Honda	Pallone
Carnahan	Hooley	Pascrell
Carson	Hoyer	Pastor
Castor	Inslee	Payne
Clarke	Jackson (IL)	Perlmutter
Clay	Jackson-Lee	Peterson (MN)
Cleaver	(TX)	Pomeroy
Clyburn	Jefferson	Price (NC)
Conyers	Johnson (GA)	Rahall
Cooper	Johnson, E. B.	Rangel
Costa	Kagen	Reyes
Costello	Kanjorski	Rodriguez
Courtney	Kennedy	Ross
Cramer	Kildee	Rothman
Crowley	Kilpatrick	Roybal-Allard
Cummings	Kind	Ruppersberger
Davis (AL)	Langevin	Rush
Davis (CA)	Lantos	Ryan (OH)
Davis (IL)	Larsen (WA)	Salazar
Davis, Lincoln	Larson (CT)	Sanchez, Linda
Delahunt	Lee	T.
DeLauro	Levin	Sanchez, Loretta
Dicks	Lipinski	Sarbanes
Doggett	Lofgren, Zoe	Schakowsky
Doyle	Lowe	Schiff
Drake	Lynch	Schwartz
Dreier	Maloney (NY)	Scott (GA)
Duncan	Markey	Scott (VA)
Ehlers	Matsui	Serrano

Shea-Porter	Taylor	Watson
Sherman	Thompson (CA)	Watt
Shuler	Thompson (MS)	Waxman
Sires	Tierney	Weiner
Skelton	Towns	Welch (VT)
Slaughter	Udall (NM)	Wexler
Snyder	Van Hollen	Wilson (OH)
Solis	Velázquez	Woolsey
Spratt	Visclosky	Wu
Stark	Walz (MN)	Wynn
Stupak	Wasserman	
Tanner	Schultz	
Tauscher	Waters	

NOT VOTING—12

Campbell (CA)	Engel	McMorris
Cardoza	Hunter	Rodgers
Davis, Jo Ann	Jones (OH)	Oberstar
DeGette	Lewis (GA)	Radanovich
Emerson		

So the motion to recommit with instructions was agreed to.

Mr. CONYERS, by direction of the Committee on Judiciary and pursuant to the foregoing order of the House reported the bill back to the House with said amendment.

The question being put, viva voce,

Will the House agree to said amendment?

The SPEAKER pro tempore, Mrs. TAUSCHER, announced that the yeas had it.

So the amendment was agreed to.

The bill, as amended, was ordered to be engrossed and read a third time, was read a third time by title.

The question being put, viva voce,

Will the House pass said bill?

The SPEAKER pro tempore, Mrs. TAUSCHER, announced that the yeas had it.

Mr. SMITH of Texas, demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The vote was taken by electronic device.

It was decided in the { Yeas ..... 382 affirmative ..... } Nays ..... 37

¶74.15 [Roll No. 420] YEAS—382

Ackerman	Boustany	Cooper
Aderholt	Boyd (KS)	Costello
Akin	Brady (PA)	Courtney
Alexander	Brady (TX)	Cramer
Allen	Braley (IA)	Crenshaw
Altmire	Brown (SC)	Crowley
Andrews	Brown, Corrine	Cuellar
Arcuri	Brown-Waite,	Culberson
Baca	Ginny	Cummings
Bachmann	Buchanan	Davis (AL)
Bachus	Burgess	Davis (CA)
Baird	Burton (IN)	Davis (IL)
Baldwin	Butterfield	Davis (KY)
Barrow	Calvert	Davis, David
Bartlett (MD)	Camp (MI)	Davis, Lincoln
Barton (TX)	Cannon	Davis, Tom
Bean	Cantor	Deal (GA)
Becerra	Capito	DeFazio
Berkley	Capps	Delahunt
Berry	Capuano	DeLauro
Biggett	Carnahan	Dent
Billbray	Carney	Diaz-Balart, L.
Billirakis	Carson	Diaz-Balart, M.
Bishop (GA)	Carter	Dicks
Bishop (NY)	Castle	Doggett
Bishop (UT)	Castor	Donnelly
Blackburn	Chabot	Doolittle
Blumenauer	Chandler	Doyle
Blunt	Clarke	Drake
Bonner	Clyburn	Dreier
Bono	Coble	Duncan
Boozman	Cohen	Edwards
Boren	Cole (OK)	Ehlers
Boswell	Conaway	Ellison
Boucher	Conyers	Ellsworth

Emanuel  
English (PA)  
Eshoo  
Etheridge  
Everett  
Fallin  
Farr  
Fattah  
Feeny  
Ferguson  
Filner  
Forbes  
Fortenberry  
Fossella  
Foxy  
Frank (MA)  
Franks (AZ)  
Frelinghuysen  
Gallegly  
Garrett (NJ)  
Gerlach  
Giffords  
Gilchrest  
Gillibrand  
Gillmor  
Gingrey  
Gonzalez  
Goode  
Goodlatte  
Gordon  
Granger  
Graves  
Green, Al  
Green, Gene  
Gutierrez  
Hall (NY)  
Hall (TX)  
Hare  
Harman  
Hastert  
Hastings (WA)  
Hayes  
Heller  
Hensarling  
Herger  
Herseht Sandlin  
Higgins  
Hill  
Hinchee  
Hinojosa  
Hirono  
Hobson  
Hodes  
Hoekstra  
Holden  
Holt  
Hoolley  
Hoyer  
Hulshof  
Hunter  
Inglis (SC)  
Inslee  
Israel  
Issa  
Jackson (IL)  
Jackson-Lee  
(TX)  
Jefferson  
Jindal  
Pascrell  
Johnson (GA)  
Johnson (IL)  
Johnson, Sam  
Jones (NC)  
Jordan  
Kagen  
Kanjorski  
Keller  
Kennedy  
Kildee  
Kind  
King (IA)  
King (NY)  
Kingston  
Kirk  
Klein (FL)  
Kline (MN)  
Knollenberg  
Kuhl (NY)  
LaHood  
Lamborn  
Lampson  
Langevin  
Lantos  
Larsen (WA)

Larson (CT)  
Latham  
LaTourette  
Lee  
Levin  
Lewis (CA)  
Lewis (KY)  
Linder  
Lipinski  
LoBiondo  
Loebsack  
Lofgren, Zoe  
Lowe  
Lucas  
Lungren, Daniel  
E.  
Lynch  
Mahoney (FL)  
Maloney (NY)  
Manzullo  
Marchant  
Markey  
Marshall  
Matheson  
Matsui  
McCarthy (CA)  
McCarthy (NY)  
McCaul (TX)  
McCollum (MN)  
McCotter  
McCrery  
McDermott  
McGovern  
McHenry  
McHugh  
McIntyre  
McKeon  
McNerney  
McNulty  
Meehan  
Meek (FL)  
Melancon  
Mica  
Michaud  
Miller (FL)  
Miller (MI)  
Miller (NC)  
Miller, Gary  
Miller, George  
Mitchell  
Mollohan  
Moore (KS)  
Moore (WI)  
Moran (KS)  
Moran (VA)  
Murphy, Patrick  
Murphy, Tim  
Murtha  
Musgrave  
Myrick  
Nader  
Napolitano  
Neal (MA)  
Neugebauer  
Obey  
Oliver  
Ortiz  
Pallone  
Pascrell  
Pearce  
Pence  
Perlmutter  
Peterson (MN)  
Peterson (PA)  
Petri  
Pitts  
Platts  
Poe  
Pomeroy  
Porter  
Price (GA)  
Price (NC)  
Pryce (OH)  
Putnam  
Rahall  
Ramstad  
Rangel  
Regula  
Rehberg  
Reichert  
Renzi  
Reyes  
Reynolds

Rodriguez  
Rogers (AL)  
Rogers (KY)  
Rogers (MI)  
Rohrabacher  
Ros-Lehtinen  
Roskam  
Ross  
Rothman  
Roybal-Allard  
Royce  
Ruppersberger  
Rush  
Ryan (OH)  
Ryan (WI)  
Salazar  
Sali  
Sanchez, Linda  
T.  
Sarbanes  
Saxton  
Schiff  
Schmidt  
Schwartz  
Scott (GA)  
Scott (VA)  
Sensenbrenner  
Serrano  
Sestak  
Shays  
Shea-Porter  
Sherman  
Shimkus  
Shuler  
Shuster  
Simpson  
Sires  
Skelton  
Slaughter  
Smith (NE)  
Smith (NJ)  
Smith (TX)  
Smith (WA)  
Snyder  
Solis  
Souder  
Space  
Spratt  
Stark  
Stearns  
Stupak  
Sullivan  
Sutton  
Tancredo  
Tauscher  
Taylor  
Terry  
Thompson (CA)  
Thornberry  
Tiahrt  
Tiberi  
Tierney  
Turner  
Udall (CO)  
Udall (NM)  
Upton  
Van Hollen  
Velázquez  
Visclosky  
Walberg  
Walden (OR)  
Walsh (NY)  
Walz (MN)  
Wamp  
Wasserman  
Schultz  
Waters  
Watson  
Waxman  
Weiner  
Welch (VT)  
Weldon (FL)  
Weller  
Westmoreland  
Wexler  
Wilson (NM)  
Wilson (OH)  
Wilson (SC)  
Wolf  
Woolsey  
Wu  
Wynn  
Yarmuth  
Young (FL)

Gohmert  
Grijalva  
Hastings (FL)  
Honda  
Johnson, E. B.  
Kaptur  
Kilpatrick  
Kucinich  
Mack

Meeks (NY)  
Nunes  
Pastor  
Paul  
Pickering  
Sanchez, Loretta  
Schakowsky  
Sessions  
Shadegg

Tanner  
Thompson (MS)  
Townes  
Watt  
Whitfield  
Wicker  
Young (AK)

NOT VOTING—13

Berman  
Campbell (CA)  
Cardoza  
Davis, Jo Ann  
DeGette  
Emerson  
Engel  
Jones (OH)  
Lewis (GA)  
McMorris  
Rodgers  
Murphy (CT)  
Oberstar  
Radanovich

So the bill was passed.  
A motion to reconsider the vote whereby said bill was passed was, by unanimous consent, laid on the table.  
*Ordered*, That the Clerk request the concurrence of the Senate in said bill.

¶74.16 ADJOURNMENT OF THE TWO HOUSES

Mr. HOYER, by unanimous consent, submitted the following privileged concurrent resolution (H. Con. Res. 158):

*Resolved by the House of Representatives (the Senate concurring)*, That when the House adjourns on the legislative day of Thursday, May 24, 2007, Friday, May 25, 2007, or Saturday, May 26, 2007, on a motion offered pursuant to this concurrent resolution by its Majority Leader or his designee, it stand adjourned until 2 p.m. on Tuesday, June 5, 2007, or until the time of any reassembly pursuant to section 2 of this concurrent resolution, whichever occurs first; and that when the Senate recesses or adjourns on Friday, May 25, 2007, Saturday, May 26, 2007, or on any day from Monday, May 28, 2007, through Saturday, June 2, 2007, on a motion offered pursuant to this concurrent resolution by its Majority Leader or his designee, it stand recessed or adjourned until noon on Monday, June 4, 2007, or such other time on that day as may be specified by its Majority Leader or his designee in the motion to recess or adjourn, or until the time of any reassembly pursuant to section 2 of this concurrent resolution, whichever occurs first.

SEC. 2. The Speaker of the House and the Majority Leader of the Senate, or their respective designees, acting jointly after consultation with the Minority Leader of the House and the Minority Leader of the Senate, shall notify the Members of the House and the Senate, respectively, to reassemble at such place and time as they may designate if, in their opinion, the public interest shall warrant it.

When said concurrent resolution was considered and agreed to.

A motion to reconsider the vote whereby said concurrent resolution was agreed to was, by unanimous consent, laid on the table.

*Ordered*, That the Clerk request the concurrence of the Senate in said concurrent resolution.

¶74.17 HONEST LEADERSHIP AND OPEN GOVERNMENT ACT OF 2007

The SPEAKER pro tempore, Mr. CONYERS, pursuant to House Resolution 437 and rule XVIII, declared the House resolved into the Committee of the Whole House on the state of the Union for the consideration of the bill (H.R. 2316) to provide more rigorous requirements with respect to disclosure and enforcement of lobbying laws and regulations, and for other purposes.

The SPEAKER pro tempore, Mr. CONYERS, by unanimous consent, des-

ignated Mrs. TAUSCHER as Chairman of the Committee of the Whole; and after some time spent therein,

¶74.18 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment numbered 3, printed in House Report 110-167, submitted by Mr. CONYERS:

Insert the following after section 103 and redesignate the succeeding section accordingly:

SEC. 104. RESTRICTIONS ON CERTAIN UNIFORMED OFFICERS.

Section 207 of title 18, United States Code, is amended by adding at the end the following new subsection:

“(m) ADDITIONAL RESTRICTIONS ON CERTAIN OFFICERS OF THE ARMED FORCES.—Any person who is a general or flag officer of the Armed Forces and who, within 1 year after the person’s retirement or separation from the Armed Forces, receives compensation from any entity under contract with the Department of Defense if the contract or contracts in effect at the time of the receipt of the compensation are in amounts, in the aggregate, greater than \$50,000,000 shall be punished as provided in section 216 of this title.”

In section 105, as redesignated, add the following at the end:

(d) SECTION 104.—The amendment made by section 104 shall apply to any individual who retires or is separated from the Armed Forces more than 120 days after the date of the enactment of this Act.

It was decided in the	Yeas ..... 152 Nays ..... 271 answered present 1
negative .....	

¶74.19 [Roll No. 421]

AYES—152

Abercrombie	Faleomavaega	McNulty
Ackerman	Fattah	Meehan
Allen	Ferguson	Meek (FL)
Arcuri	Filner	Michaud
Baird	Frank (MA)	Miller (NC)
Baldwin	Gerlach	Miller, George
Becerra	Giffords	Moore (WI)
Bishop (NY)	Gillibrand	Murphy (CT)
Blumenauer	Green, Gene	Napolitano
Boren	Grijalva	Neal (MA)
Boucher	Gutierrez	Norton
Brady (PA)	Hall (NY)	Oliver
Braley (IA)	Hall (TX)	Pallone
Butterfield	Hare	Pascrell
Camp (MI)	Hastings (FL)	Pastor
Capps	Hill	Payne
Capuano	Hinchee	Peterson (MN)
Cardoza	Hinojosa	Peterson (PA)
Carnahan	Hirono	Price (NC)
Carney	Hodes	Rahall
Castle	Inslee	Rangel
Castor	Jackson (IL)	Rohrabacher
Chabot	Jindal	Roybal-Allard
Chandler	Johnson (GA)	Rush
Christensen	Kagen	Ryan (OH)
Clarke	Kanjorski	Sanchez, Linda T.
Cleaver	Kaptur	Sarbanes
Cohen	Kilpatrick	Schakowsky
Conyers	Kind	Schwartz
Costa	Kirk	Serrano
Courtney	Kucinich	Shays
Crowley	Larson (CT)	Shea-Porter
Cummings	Lee	Sherman
Davis (IL)	Lipinski	Sires
Davis, Lincoln	LoBiondo	Slaughter
Delahunt	Loebsack	Solis
DeLauro	Lofgren, Zoe	Space
Dingell	Lowe	Stark
Doggett	Mahoney (FL)	Sutton
Doyle	Maloney (NY)	Thompson (CA)
Duncan	Markey	Thompson (MS)
Ellison	Matsui	Tierney
Ellsworth	McCaul (TX)	Udall (CO)
Emanuel	McDermott	Udall (NM)
English (PA)	McGovern	Upton
Etheridge	McIntyre	

NAYS—37

Abercrombie	Boyd (FL)	Costa
Baker	Buyer	Cubin
Barrett (SC)	Clay	Dingell
Boehner	Cleaver	Flake



Van Hollen  
Velázquez  
Visclosky  
Wasserman  
Schultz  
Waters

Watson  
Watt  
Waxman  
Weiner  
Wexler  
Wilson (OH)

Woolsey  
Wu  
Wynn  
Yarmuth

ANSWERED "PRESENT"—1

Rogers (MI)

NOT VOTING—13

Berman DeGette McMorris  
Bordallo Emerson Rodgers  
Campbell (CA) Engel Oberstar  
Clay Jones (OH) Radanovich  
Davis, Jo Ann Lewis (GA)

NOES—271

Aderholt  
Akin  
Alexander  
Altmire  
Andrews  
Baca  
Bachmann  
Bachus  
Baker  
Barrett (SC)  
Barrow  
Bartlett (MD)  
Barton (TX)  
Bean  
Berkley  
Berry  
Biggart  
Bilbray  
Bilirakis  
Bishop (GA)  
Bishop (UT)  
Blackburn  
Blunt  
Boehner  
Bonner  
Bono  
Boozman  
Boswell  
Boustany  
Boyd (FL)  
Boyd (KS)  
Brady (TX)  
Brown (SC)  
Brown, Corrine  
Brown-Waite,  
Ginny  
Buchanan  
Burgess  
Burton (IN)  
Buyer  
Calvert  
Cannon  
Cantor  
Capito  
Carson  
Carter  
Clyburn  
Coble  
Cole (OK)  
Conaway  
Cooper  
Costello  
Cramer  
Crenshaw  
Cubin  
Cuellar  
Culberson  
Davis (AL)  
Davis (CA)  
Davis (KY)  
Davis, David  
Davis, Tom  
Deal (GA)  
DeFazio  
Dent  
Diaz-Balart, L.  
Diaz-Balart, M.  
Dicks  
Donnelly  
Doolittle  
Drake  
Dreier  
Edwards  
Ehlers  
Eshoo  
Everett  
Fallin  
Farr  
Feeney  
Flake  
Forbes  
Fortenberry  
Fortuño  
Fossella  
Fox  
Franks (AZ)  
Frelinghuysen  
Gallegly  
Garrett (NJ)  
Gilchrest  
Gillmor  
Gingrey

Gohmert  
Gonzalez  
Goode  
Goodlatte  
Gordon  
Granger  
Graves  
Green, Al  
Harman  
Hastert  
Hastings (WA)  
Hayes  
Heller  
Hensarling  
Herger  
Herseth Sandlin  
Higgin  
Hobson  
Hoekstra  
Holden  
Holt  
Honda  
Hooley  
Hoyer  
Hulshof  
Hunter  
Inglis (SC)  
Israel  
Issa  
Jackson-Lee  
(TX)  
Jefferson  
Johnson (IL)  
Johnson, E. B.  
Johnson, Sam  
Jones (NC)  
Jordan  
Keller  
Kennedy  
Kildee  
King (IA)  
King (NY)  
Kingston  
Klein (FL)  
Kline (MN)  
Knollenberg  
Kuhl (NY)  
LaHood  
Lamborn  
Lampson  
Langevin  
Lantos  
Larsen (WA)  
Latham  
LaTourette  
Levin  
Lewis (CA)  
Lewis (KY)  
Linder  
Lucas  
Lungren, Daniel  
E.  
Lynch  
Mack  
Manzullo  
Marchant  
Marshall  
Matheson  
McCarthy (CA)  
McCarthy (NY)  
McCollum (MN)  
McCotter  
McCrery  
McHenry  
McHugh  
McKeon  
McNerney  
Meeks (NY)  
Melancon  
Mica  
Miller (FL)  
Miller (MI)  
Miller, Gary  
Mitchell  
Mollohan  
Moore (KS)  
Moran (KS)  
Moran (VA)  
Murphy, Patrick  
Murphy, Tim  
Murtha  
Musgrave

Myrick  
Nadler  
Neugebauer  
Nunes  
Obey  
Ortiz  
Paul  
Pearce  
Pence  
Perlmutter  
Petri  
Pickering  
Pitts  
Platts  
Poe  
Pomeroy  
Porter  
Price (GA)  
Pryce (OH)  
Putnam  
Ramstad  
Regula  
Rehberg  
Reichert  
Renzi  
Reyes  
Reynolds  
Rodriguez  
Rogers (AL)  
Rogers (KY)  
Ros-Lehtinen  
Roskam  
Ross  
Rothman  
Royce  
Ruppersberger  
Ryan (WI)  
Salazar  
Sali  
Sanchez, Loretta  
Saxton  
Schiff  
Schmidt  
Scott (GA)  
Scott (VA)  
Sensenbrenner  
Sessions  
Sestak  
Shadegg  
Shimkus  
Shuler  
Shuster  
Simpson  
Skelton  
Smith (NE)  
Smith (NJ)  
Smith (TX)  
Smith (WA)  
Snyder  
Souder  
Spratt  
Stearns  
Stupak  
Sullivan  
Tancredo  
Tanner  
Tauscher  
Taylor  
Terry  
Thornberry  
Tiahrt  
Tiberti  
Towns  
Turner  
Walberg  
Walden (OR)  
Walsh (NY)  
Walz (MN)  
Wamp  
Welch (VT)  
Weldon (FL)  
Weller  
Westmoreland  
Whitfield  
Wicker  
Wilson (NM)  
Wilson (SC)  
Wolf  
Young (AK)  
Young (FL)

So the amendment was not agreed to. The SPEAKER pro tempore, Mr. TIERNEY, assumed the Chair.

When Mrs. TAUSCHER, Chairman, pursuant to House Resolution 437, reported the bill back to the House with an amendment adopted by the Committee.

The previous question having been ordered by said resolution.

The following amendment, reported from the Committee of the Whole House on the state of the Union, was agreed to:

Strike out all after the enacting clause and insert:

SECTION 1. SHORT TITLE AND TABLE OF CONTENTS.

(a) SHORT TITLE.—This Act may be cited as the "Honest Leadership and Open Government Act of 2007".

(b) TABLE OF CONTENTS.—The table of contents for this Act is as follows:

Sec. 1. Short title and table of contents.

TITLE I—CLOSING THE REVOLVING DOOR

Sec. 101. Disclosure by Members and staff of employment negotiations.

Sec. 102. Wrongfully influencing a private entity's employment decisions or practices.

Sec. 103. Additional restrictions on contractors.

Sec. 104. Notification of post-employment restrictions.

Sec. 105. Restriction on congressional employees regarding former employers.

Sec. 106. Effective date.

TITLE II—FULL PUBLIC DISCLOSURE OF LOBBYING

Sec. 201. Quarterly filing of lobbying disclosure reports.

Sec. 202. Electronic filing of lobbying disclosure reports.

Sec. 203. Additional lobbying disclosure requirements.

Sec. 204. Quarterly reports on other contributions.

Sec. 205. Prohibition on provision of gifts or travel by registered lobbyists to Members of Congress and to congressional employees.

Sec. 206. Disclosure of lobbying activities by certain coalitions and associations.

Sec. 207. Disclosure by registered lobbyists of past executive branch and congressional employment.

Sec. 208. Public database of lobbying disclosure information; maintenance of information.

Sec. 209. Sense of Congress regarding lobbying by immediate family members.

Sec. 210. Inapplicability to certain political committees.

Sec. 211. Effective date.

TITLE III—ENFORCEMENT OF LOBBYING RESTRICTIONS

Sec. 301. Increased civil and criminal penalties for failure to comply with lobbying disclosure requirements.

TITLE IV—INCREASED DISCLOSURE

Sec. 401. Prohibition on official contact with spouse of Member who is a registered lobbyist.

Sec. 402. Posting of travel and financial disclosure reports on public website of Clerk of the House of Representatives.

Sec. 403. Limiting gifts to Members, officers, and employees of the House from State and local governments.

TITLE V—ADDITIONAL CRIMINAL PENALTIES FOR PUBLIC OFFICIALS

Sec. 501. Criminal penalties for public officials.

TITLE VI—GENERAL PROVISIONS

Sec. 601. Rule of construction.

TITLE I—CLOSING THE REVOLVING DOOR  
SEC. 101. DISCLOSURE BY MEMBERS AND STAFF OF EMPLOYMENT NEGOTIATIONS.

The Rules of the House of Representatives are amended by redesignating rules XXVII and XXVIII as rules XXVIII and XXIX, respectively, and by inserting after rule XXVI the following new rule:

"RULE XXVII

"DISCLOSURE BY MEMBERS AND STAFF OF EMPLOYMENT NEGOTIATIONS

"1. A Member, Delegate, or Resident Commissioner shall not directly negotiate or have any agreement of future employment or compensation until after his or her successor has been elected, unless such Member, Delegate, or Resident Commissioner, within 3 business days after the commencement of such negotiation or agreement of future employment or compensation, files with the Committee on Standards of Official Conduct a statement, which must be signed by the Member, Delegate, or Resident Commissioner, regarding such negotiations or agreement, including the name of the private entity or entities involved in such negotiations or agreement, and the date such negotiations or agreement commenced.

"2. An officer or an employee of the House earning in excess of 75 percent of the salary paid to a Member shall notify the Committee on Standards of Official Conduct that he or she is negotiating or has any agreement of future employment or compensation.

"3. The disclosure and notification under this rule shall be made within 3 business days after the commencement of such negotiation or agreement of future employment or compensation.

"4. A Member, Delegate, or Resident Commissioner, and an officer or employee to whom this rule applies, shall recuse himself or herself from any matter in which there is a conflict of interest or an appearance of a conflict for that Member, Delegate, Resident Commissioner, officer, or employee under this rule and shall notify the Committee on Standards of Official Conduct of such recusal. A Member, Delegate, or Resident Commissioner making such recusal shall, upon such recusal, submit to the Clerk for public disclosure the statement of disclosure under clause 1 with respect to which the recusal was made."

SEC. 102. WRONGFULLY INFLUENCING A PRIVATE ENTITY'S EMPLOYMENT DECISIONS OR PRACTICES.

(a) IN GENERAL.—Chapter 11 of title 18, United States Code, is amended by adding at the end the following:

"§ 227. Wrongfully influencing a private entity's employment decisions by a Member of Congress

"Whoever, being a Senator or Representative in, or a Delegate or Resident Commissioner to, the Congress or an employee of either House of Congress, with the intent to

influence on the basis of partisan political affiliation an employment decision or employment practice of any private entity—

“(1) takes or withholds, or offers or threatens to take or withhold, an official act, or

“(2) influences, or offers or threatens to influence, the official act of another, shall be fined under this title or imprisoned for not more than 15 years, or both, and may be disqualified from holding any office of honor, trust, or profit under the United States.”.

(b) NO INFERENCE.—Nothing in section 227 of title 18, United States Code, as added by this section, shall be construed to create any inference with respect to whether the activity described in section 227 of title 18, United States Code, was a criminal or civil offense before the enactment of this Act, including under section 201(b), 201(c), any of sections 203 through 209, or section 872, of title 18, United States Code.

(c) CONFORMING AMENDMENT.—The table of sections for chapter 11 of title 18, United States Code, is amended by adding at the end the following:

“227. Wrongfully influencing a private entity’s employment decisions by a Member of Congress.”.

#### SEC. 103. ADDITIONAL RESTRICTIONS ON CONTRACTORS.

(a) PROHIBITION.—Chapter 11 of title 18, United States Code, is amended by inserting after section 219 the following new section:

“§ 220. Restrictions on contractors with Congress

“(a) RESTRICTIONS.—

“(1) IN GENERAL.—If a person who is an attorney or a law firm, including a professional legal corporation or partnership, or an attorney employed by such a law firm, enters into a contract to provide services to—

“(A) a committee of Congress, or a subcommittee of any such committee,

“(B) a Member of the leadership of the House of Representatives or a Member of the leadership of the Senate,

“(C) a covered legislative branch official, or

“(D) a working group or caucus organized to provide legislative services or other assistance to Members of Congress, the attorney or law firm entering into the contract, and the law firm by which the attorney entering into the contract is employed, may not, during the period prescribed in paragraph (2), knowingly make, with the intent to influence, any communication or appearance before any person described in paragraph (3), on behalf of any other person (except the United States), in connection with any matter on which such attorney or law firm seeks official action by a Member, officer, or employee of either House of Congress, in his or her official capacity.

“(2) PERIOD DESCRIBED.—The period referred to in paragraph (1) is the period during which the contract described in paragraph (1) is in effect, and a period of 1 year after the attorney or law firm, as the case may be, is no longer subject to the contract.

“(3) PERSONS DESCRIBED.—The persons referred to in paragraph (1) with respect to appearances or communications by an attorney or law firm are any Member, officer, or employee of either House of Congress.

“(b) PENALTY.—Any person who violates paragraph (1) shall be punished as provided in section 216.

“(c) DEFINITIONS.—For purposes of this section—

“(1) the term ‘committee of Congress’ includes any standing committee, joint committee, and select committee;

“(2) the term ‘covered legislative branch official’ has the meaning given that term in

section 3 of the Lobbying Disclosure Act of 1995;

“(3)(A) a person is an employee of a House of Congress if that person is an employee of the House of Representatives or an employee of the Senate;

“(B) the terms ‘employee of the House of Representatives’ and ‘employee of the Senate’ have the meanings given those terms in section 207(e)(7);

“(4) an attorney is ‘employed’ by a law firm if the attorney is an employee of, or a partner or other member of, the law firm;

“(5) the terms ‘Member of the leadership of the House of Representatives’ and ‘Member of the leadership of the Senate’ have the meanings given those terms in section 207(e)(7); and

“(6) the term ‘Member of Congress’ means a Senator or Representative in, or Delegate or Resident Commissioner to, the Congress.”.

(b) CONFORMING AMENDMENTS.—

(1) The table of sections for chapter 11 of title 18, United States Code, is amended by inserting after the item relating to section 219 the following new item:

“220. Restrictions on contractors with Congress.”.

(2) Section 216 of title 18, United States Code, is amended by striking “or 209” each place it appears and inserting “, 209, or 220”.

#### SEC. 104. NOTIFICATION OF POST-EMPLOYMENT RESTRICTIONS.

Section 207(e) of title 18, United States Code, is amended by adding at the end the following new paragraph:

“(8) NOTIFICATION OF POST-EMPLOYMENT RESTRICTIONS.—After a Member of the House of Representatives or an elected officer of the House of Representatives leaves office, or after the termination of employment with the House of Representatives of an employee of the House of Representatives covered under paragraph (2), (3), or (4), the Clerk of the House of Representatives, after consultation with the Committee on Standards of Official Conduct, shall notify the Member, officer, or employee of the beginning and ending date of the prohibitions that apply to the Member, officer, or employee under this subsection, and also notify each office of the House of Representatives with respect to which such prohibitions apply of those dates. The Clerk shall also post the information contained in such notification on the public Internet site of the Office of the Clerk in a format that is searchable, sortable, and downloadable.”.

#### SEC. 105. RESTRICTION ON CONGRESSIONAL EMPLOYEES REGARDING FORMER EMPLOYERS.

(a) RESTRICTION.—Chapter 11 of title 18, United States Code, as amended by this Act, is further amended by inserting after section 220 the following new section:

“§ 221. Additional restriction on congressional employees

“(a) RESTRICTION.—Any person—

“(1) who is a congressional employee,

“(2) who, before becoming employed as a congressional employee, was employed as a lobbyist, and

“(3) who, within 1 year after leaving employment as a lobbyist, knowingly makes, in carrying out his or her official responsibilities as a congressional employee, any communication to or appearance before—

“(A) the organization that employed the person as a lobbyist, if the person was not self-employed,

“(B) any entity that was a client of the person while employed as a lobbyist, or any entity that was a client of the organization described in subparagraph (A) while the person was employed as a lobbyist, or is a client of that organization during that 1-year period,

on a matter relating specifically to that organization or client,

shall be punished as provided in section 216.

“(b) DEFINITIONS.—In this section—

“(1) the term ‘congressional employee’ means—

“(A) an elected officer of either House of Congress; and

“(B) any employee to which any of the restrictions contained in paragraphs (1) through (5) of section 207(e) apply;

“(2) the term ‘lobbyist’ means a person that is registered or required to register as a lobbyist under section 4(a)(1) of the Lobbying Disclosure Act of 1995, and any employee of an organization that is registered or required to be registered under section 4(b)(6) of that Act; and

“(3) the term ‘client’ has the meaning given that term in section 3(2) of the Lobbying Disclosure Act of 1995.”.

(b) CONFORMING AMENDMENT.—The table of sections for chapter 11 of title 18, United States Code, is amended by inserting after the item relating to section 220 the following new item:

“221. Additional restriction on congressional employees.”.

(c) EFFECTIVE DATE.—The amendments made by this section shall apply to individuals who become congressional employees on or after January 1, 2007.

#### SEC. 106. EFFECTIVE DATE.

(a) SECTION 101.—The amendment made by section 101 shall take effect on the date of the enactment of this Act, and shall apply to negotiations commenced, and agreements entered into, on or after that date.

(b) SECTION 102.—The amendments made by section 102 shall take effect on the date of the enactment of this Act.

(c) SECTION 103.—The amendments made by section 103 shall take effect on May 23, 2007, and shall apply with respect to any contract entered into before, on, or after that date.

(d) SECTION 104.—The amendments made by section 104 shall take effect on the date of enactment of this Act.

### TITLE II—FULL PUBLIC DISCLOSURE OF LOBBYING

#### SEC. 201. QUARTERLY FILING OF LOBBYING DISCLOSURE REPORTS.

(a) QUARTERLY FILING REQUIRED.—Section 5 of the Lobbying Disclosure Act of 1995 (2 U.S.C. 1604) is amended—

(1) in subsection (a)—

(A) by striking “SEMIANNUAL” and inserting “QUARTERLY”;

(B) by striking “the semiannual period” and all that follows through “July of each year” and insert “the quarterly period beginning on the first day of January, April, July, and October of each year”; and

(C) by striking “such semiannual period” and inserting “such quarterly period”; and

(2) in subsection (b)—

(A) in the matter preceding paragraph (1), by striking “semiannual report” and inserting “quarterly report”;

(B) in paragraph (2), by striking “semiannual filing period” and inserting “quarterly period”;

(C) in paragraph (3), by striking “semiannual period” and inserting “quarterly period”; and

(D) in paragraph (4), by striking “semiannual filing period” and inserting “quarterly period”.

(b) CONFORMING AMENDMENTS.—

(1) DEFINITION.—Section 3(10) of the Lobbying Disclosure Act of 1995 (2 U.S.C. 1602) is amended by striking “six month period” and inserting “3-month period”.

(2) REGISTRATION.—Section 4 of the Lobbying Disclosure Act of 1995 (2 U.S.C. 1603) is amended—

(A) in subsection (a)(3)(A), by striking "semiannual period" and inserting "quarterly period"; and

(B) in subsection (b)(3)(A), by striking "semiannual period" and inserting "quarterly period".

(3) ENFORCEMENT.—Section 6 of the Lobbying Disclosure Act of 1995 (2 U.S.C. 1605) is amended in paragraph (6) by striking "semiannual period" and inserting "quarterly period".

(4) ESTIMATES.—Section 15 of the Lobbying Disclosure Act of 1995 (2 U.S.C. 1610) is amended—

(A) in subsection (a)(1), by striking "semiannual period" and inserting "quarterly period"; and

(B) in subsection (b)(1), by striking "semiannual period" and inserting "quarterly period".

(5) DOLLAR AMOUNTS.—Section 4 of the Lobbying Disclosure Act of 1995 (2 U.S.C. 1603) is further amended—

(A) in subsection (a)(3)(A)(i), by striking "\$5,000" and inserting "\$2,500";

(B) in subsection (a)(3)(A)(ii), by striking "\$20,000" and inserting "\$10,000";

(C) in subsection (b)(3)(A), by striking "\$10,000" and inserting "\$5,000"; and

(D) in subsection (b)(4), by striking "\$10,000" and inserting "\$5,000".

#### SEC. 202. ELECTRONIC FILING OF LOBBYING DISCLOSURE REPORTS.

(a) IN GENERAL.—Section 5 of the Lobbying Disclosure Act of 1995 (2 U.S.C. 1604) is amended by adding at the end the following:

"(d) ELECTRONIC FILING REQUIRED.—A report required to be filed under this section shall be filed in electronic form, in addition to any other form that may be required by the Secretary of the Senate or the Clerk of the House of Representatives."

(b) EFFECTIVE DATE.—The requirement in section 5(d) of the Lobbying Disclosure Act of 1995, as added by subsection (a) of this section, that reports be filed electronically shall take effect on the day after the end of the first calendar quarter that begins after the date of the enactment of this Act.

#### SEC. 203. ADDITIONAL LOBBYING DISCLOSURE REQUIREMENTS.

(a) GIFTS.—Section 5(b) of the Lobbying Disclosure Act of 1995 (2 U.S.C. 1604(b)) is amended—

(1) in paragraph (3), by striking "and" after the semicolon;

(2) in paragraph (4) by striking the period and inserting "; and"; and

(3) by adding at the end the following:

"(5) a certification that the lobbying firm, or registrant, and each employee listed as a lobbyist under section 4(b)(6) or paragraph (2)(C) of this subsection for that lobbying firm or registrant, has not provided, requested, or directed a gift, including travel, to a Member of Congress or an officer or employee of either House of Congress in violation rule XXXV of the Standing Rules of the Senate or rule XXV of the Rules of the House of Representatives."

(b) REQUESTS FOR CONGRESSIONAL EARMARKS.—Section 5(b)(2)(A) of the Lobbying Disclosure Act of 1995 (2 U.S.C. 1604(b)(2)(A)) is amended by striking "bill numbers" and inserting the following: "bill numbers, requests for Congressional earmarks (as defined in clause 9(d) of rule XXI of the Rules of the House of Representatives for the One Hundred Tenth Congress)."

#### SEC. 204. QUARTERLY REPORTS ON OTHER CONTRIBUTIONS.

(a) OTHER CONTRIBUTIONS.—Section 5 of the Lobbying Disclosure Act of 1995 (2 U.S.C. 1604) is further amended by adding at the end the following:

"(e) QUARTERLY REPORTS ON OTHER CONTRIBUTIONS.—

"(1) IN GENERAL.—Not later than 45 days after the end of the quarterly period begin-

ning on the first day of January, April, July, and October of each year, or on the first business day after the first day of such month if that day is not a business day, each person who is registered or is required to register under paragraph (1) or (2) of section 4(a), and each employee who is or is required to be listed as a lobbyist under section 4(b)(6) or subsection (b) of this section, shall file a report with the Secretary of the Senate and the Clerk of the House of Representatives containing—

"(A) the name of the person;

"(B) in the case of an employee, his or her employer; and

"(C) the names of all political committees established or administered by the person;

"(D) the name of each Federal candidate or officeholder, leadership PAC, or political party committee, to whom aggregate contributions equal to or exceeding \$200 were made by the person or a political committee established or administered by the person within the calendar year, and the date and amount of each contribution made within the quarterly period;

"(E) the date, recipient, and amount of funds contributed, disbursed, or arranged (or a good faith estimate thereof) by the person or a political committee established or administered by the person during the quarterly period—

"(i) to pay the cost of an event to honor or recognize a covered legislative branch official or covered executive branch official;

"(ii) to, or on behalf of, an entity that is named for a covered legislative branch official, or to a person or entity in recognition of such official;

"(iii) to an entity established, financed, maintained, or controlled by a covered legislative branch official or covered executive branch official, or an entity designated by such official; or

"(iv) to pay the costs of a meeting, retreat, conference, or other similar event held by, or for the benefit of, 1 or more covered legislative branch officials or covered executive branch officials;

"(F) any information reported to the Federal Election Commission under the second sentence of section 315(a)(8) of the Federal Election Campaign Act of 1971 (relating to reports by intermediaries and conduits of the original source and the intended recipient of contributions under such Act) during the quarterly period by the person or a political committee established or administered by the person; and

"(G) the amount and recipient of any funds provided to an organization described in section 527 of the Internal Revenue Code of 1986 that is not treated as a political committee under section 301(4) under the Federal Election Campaign Act of 1971.

"(2) DEFINITION.—In this subsection, the term 'leadership PAC' means, with respect to an individual holding Federal office, an unauthorized political committee that is associated with an individual holding Federal office, except that such term shall not apply in the case of a political committee of a political party."

(b) CONTRIBUTIONS BUNDLED FOR CERTAIN RECIPIENTS.—

(1) IN GENERAL.—Section 5 of the Lobbying Disclosure Act of 1995 (2 U.S.C. 1604) is further amended by adding at the end the following new subsection:

"(f) QUARTERLY REPORTS ON CONTRIBUTIONS BUNDLED FOR CERTAIN RECIPIENTS.—

"(1) IN GENERAL.—Not later than 45 days after the end of the quarterly period beginning on the first day of January, April, July, and October of each year, each registered lobbyist who bundles 2 or more contributions made to a covered recipient in an aggregate amount exceeding \$5,000 for such covered re-

ipient during such quarterly period shall file a report with the Secretary of the Senate and the Clerk of the House of Representatives containing—

"(A) the name of the registered lobbyist;

"(B) in the case of an employee, his or her employer; and

"(C) the name of the covered recipient to whom the contribution is made, and to the extent known the aggregate amount of such contributions (or a good faith estimate thereof) within the quarter for the covered recipient.

"(2) EXCLUSION OF CERTAIN INFORMATION.—In filing a report under paragraph (1), a registered lobbyist shall exclude from the report any information described in paragraph (1)(C) which is included in any other report filed by the registered lobbyist with the Secretary of the Senate and the Clerk of the House of Representatives under subsection (e).

"(3) REQUIRING SUBMISSION OF INFORMATION PRIOR TO FILING REPORTS.—Not later than 25 days after the end of a period for which a registered lobbyist is required to file a report under paragraph (1) which includes any information described in such section with respect to a covered recipient, the registered lobbyist shall transmit by certified mail to the covered recipient involved a statement containing—

"(A) the information that will be included in the report with respect to the covered recipient;

"(B) the source of each contribution included in the aggregate amount referred to in paragraph (1)(C) which the registered lobbyist bundled for the covered recipient during the period covered by the report and the amount of the contribution attributable to each such source; and

"(C) a notification that the covered recipient has the right to respond to the statement to challenge and correct any information included before the registered lobbyist files the report under paragraph (1).

"(4) DEFINITION OF REGISTERED LOBBYIST.—For purposes of this subsection, the term 'registered lobbyist' means a person who is registered or is required to register under paragraph (1) or (2) of section 4(a), or an individual who is required to be listed under section 4(b)(6) or subsection (b).

"(5) DEFINITION OF BUNDLED CONTRIBUTION.—For purposes of this subsection, a registered lobbyist 'bundles' a contribution if—

"(A) the bundled contribution is received by a registered lobbyist for, and forwarded by a registered lobbyist to, the covered recipient to whom the contribution is made; or

"(B) the bundled contribution will be or has been credited or attributed to the registered lobbyist through records, designations, recognitions or other means of tracking by the covered recipient to whom the contribution is made.

"(6) OTHER DEFINITIONS.—In this subsection—

"(A) the term 'contribution' has the meaning given such term in the Federal Election Campaign Act of 1971 (2 U.S.C. 431 et seq.), except that such term does not include a contribution in an amount which is less than \$200;

"(B) the terms 'candidate', 'political committee', and 'political party committee' have the meaning given such terms in the Federal Election Campaign Act of 1971 (2 U.S.C. 431 et seq.);

"(C) the term 'covered recipient' means a Federal candidate, an individual holding Federal office, a leadership PAC, a multi-candidate political committee described in section 315(a)(4) of the Federal Election Campaign Act of 1971 (2 U.S.C. 441a(a)(4)), or a political party committee; and

“(D) the term ‘leadership PAC’ has the meaning given such term in subsection (e)(2).”.

(2) **EFFECTIVE DATE.**—The amendment made by paragraph (1) shall apply with respect to the second quarterly period described in section 5(f)(1) of the Lobbying Disclosure Act of 1995 (as added by paragraph (1)) which begins after the date of the enactment of this Act and each succeeding quarterly period.

**SEC. 205. PROHIBITION ON PROVISION OF GIFTS OR TRAVEL BY REGISTERED LOBBYISTS TO MEMBERS OF CONGRESS AND TO CONGRESSIONAL EMPLOYEES.**

(a) **PROHIBITION.**—The Lobbying Disclosure Act of 1995 (2 U.S.C. 1601 et seq.) is amended by adding at the end the following: “**SEC. 25. PROHIBITION ON PROVISION OF GIFTS OR TRAVEL BY REGISTERED LOBBYISTS TO MEMBERS OF CONGRESS AND TO CONGRESSIONAL EMPLOYEES.**

“(a) **PROHIBITION.**—Any person described in subsection (b) may not make a gift or provide travel to a Member, officer, or employee of Congress, if the person has knowledge that the gift or travel may not be accepted under the rules of the House of Representatives or the Senate.

“(b) **PERSONS SUBJECT TO PROHIBITION.**—The persons subject to the prohibition under subsection (a) are any lobbyist that is registered or is required to register under section 4(a)(1), any organization that employs 1 or more lobbyists and is registered or is required to register under section 4(a)(2), and any employee listed or required to be listed as a lobbyist by a registrant under section 4(b)(6).”.

(b) **EFFECTIVE DATE.**—The amendment made by this section shall take effect on the date of the enactment of this Act.

**SEC. 206. DISCLOSURE OF LOBBYING ACTIVITIES BY CERTAIN COALITIONS AND ASSOCIATIONS.**

Paragraph (2) of section 3 of the Lobbying Disclosure Act of 1995 (2 U.S.C. 1602) is amended to read as follows:

“(2) **CLIENT.**—

“(A) **IN GENERAL.**—The term ‘client’ means any person or entity that employs or retains another person for financial or other compensation to conduct lobbying activities on behalf of that person or entity. A person or entity whose employees act as lobbyists on its own behalf is both a client and an employer of such employees.

“(B) **TREATMENT OF COALITIONS AND ASSOCIATIONS.**—

“(i) **IN GENERAL.**—Except as provided in clauses (ii), (iii), and (iv), in the case of a coalition or association that employs or retains other persons to conduct lobbying activities, each of the individual members of the coalition or association (and not the coalition or association) is the client. For purposes of section 4(a)(3), the preceding sentence shall not apply, and the coalition or association shall be treated as the client.

“(ii) **EXCEPTION FOR CERTAIN TAX-EXEMPT ASSOCIATIONS.**—In the case of an association—

“(I) which is described in paragraph (3) of section 501(c) of the Internal Revenue Code of 1986 and exempt from tax under section 501(a) of such Code, or

“(II) which is described in any other paragraph of section 501(c) of the Internal Revenue Code of 1986 and exempt from tax under section 501(a) of such Code and which has substantial exempt activities other than lobbying with respect to the specific issue for which it engaged the person filing the registration statement under section 4, the association (and not its members) shall be treated as the client.

“(iii) **EXCEPTION FOR CERTAIN MEMBERS.**—Information on a member of a coalition or

association need not be included in any registration under section 4 if the amount reasonably expected to be contributed by such member toward the activities of the coalition or association of influencing legislation is less than \$500 during the quarterly period during which the registration would be made.

“(iv) **NO DONOR OR MEMBERSHIP LIST DISCLOSURE.**—No disclosure is required under this Act, by reason of this subparagraph, with respect to lobbying activities if it is publicly available knowledge that the organization that would be identified under this subparagraph is affiliated with the client concerned or has been publicly disclosed to have provided funding to the client, unless the organization in whole or in major part plans, supervises, or controls such lobbying activities. Nothing in this subparagraph shall be construed to require the disclosure of any information about individuals who are members of, or donors to, an entity treated as a client by this Act or an organization identified under this subparagraph.”.

**SEC. 207. DISCLOSURE BY REGISTERED LOBBYISTS OF PAST EXECUTIVE BRANCH AND CONGRESSIONAL EMPLOYMENT.**

Section 4(b)(6) of the Lobbying Disclosure Act of 1995 (2 U.S.C. 1603(b)(6)) is amended by striking “or a covered legislative branch official” and all that follows through “as a lobbyist on behalf of the client,” and inserting “or a covered legislative branch official.”.

**SEC. 208. PUBLIC DATABASE OF LOBBYING DISCLOSURE INFORMATION; MAINTENANCE OF INFORMATION.**

(a) **DATABASE REQUIRED.**—Section 6 of the Lobbying Disclosure Act of 1995 (2 U.S.C. 1605) is further amended—

(1) in paragraph (7), by striking “and” at the end;

(2) in paragraph (8), by striking the period at the end and inserting a semicolon; and

(3) by adding at the end the following new paragraphs:

“(9) maintain, and make available to the public over the Internet, without a fee or other access charge, in a searchable, sortable, and downloadable manner, an electronic database that—

“(A) includes the information contained in registrations and reports filed under this Act;

“(B) directly links the information it contains to the information disclosed in reports filed with the Federal Election Commission under section 304 of the Federal Election Campaign Act of 1971 (2 U.S.C. 434); and

“(C) is searchable and sortable to the maximum extent practicable, including searchable and sortable by each of the categories of information described in section 4(b) or 5(b); and

“(10) retain the information contained in a registration or report filed under this Act for a period of at least 6 years after the registration or report (as the case may be) is filed.”.

(b) **AVAILABILITY OF REPORTS.**—

(1) **IN GENERAL.**—Section 6(4) of the Lobbying Disclosure Act of 1995 (2 U.S.C. 1605) is amended by inserting before the semicolon at the end the following: “and, in the case of a report filed in electronic form pursuant to section 5(d), make such report available for public inspection over the Internet not more than 48 hours after the report is so filed”.

(2) **EFFECTIVE DATE.**—The amendment made by paragraph (1) shall take effect on the day after the end of the first calendar quarter that begins after the date of the enactment of this Act.

(c) **AUTHORIZATION OF APPROPRIATIONS.**—There are authorized to be appropriated such

sums as may be necessary to carry out paragraph (9) of section 6 of the Lobbying Disclosure Act of 1995 (2 U.S.C. 1605), as added by subsection (a) of this section.

**SEC. 209. SENSE OF CONGRESS REGARDING LOBBYING BY IMMEDIATE FAMILY MEMBERS.**

It is the sense of the Congress that the use of a family relationship by a lobbyist who is an immediate family member of a Member of Congress to gain special advantages over other lobbyists is inappropriate.

**SEC. 210. INAPPLICABILITY TO CERTAIN POLITICAL COMMITTEES.**

The amendments made by this title shall not apply to the activities of any political committee described in section 301(4) of the Federal Election Campaign Act of 1971 (2 U.S.C. 431(4)).

**SEC. 211. EFFECTIVE DATE.**

Except as otherwise provided, the amendments made by this title shall apply with respect to any quarterly filing period under the Lobbying Disclosure Act of 1995 that begins on or after January 1, 2008.

**TITLE III—ENFORCEMENT OF LOBBYING RESTRICTIONS**

**SEC. 301. INCREASED CIVIL AND CRIMINAL PENALTIES FOR FAILURE TO COMPLY WITH LOBBYING DISCLOSURE REQUIREMENTS.**

Section 7 of the Lobbying Disclosure Act of 1995 (2 U.S.C. 1606) is amended—

(1) by striking “Whoever” and inserting “(a) **CIVIL PENALTY.**—Whoever”;

(2) by striking “\$50,000” and inserting “\$100,000”; and

(3) by adding at the end the following:

“(b) **CRIMINAL PENALTY.**—Whoever knowingly and corruptly fails to comply with any provision of this Act shall be imprisoned for not more than 5 years or fined under title 18, United States Code, or both.”.

**TITLE IV—INCREASED DISCLOSURE**

**SEC. 401. PROHIBITION ON OFFICIAL CONTACT WITH SPOUSE OF MEMBER WHO IS A REGISTERED LOBBYIST.**

Rule XXV of the Rules of the House of Representatives is amended by adding at the end the following new clause:

“7. A Member, Delegate, or Resident Commissioner shall prohibit all staff employed by that Member, Delegate, or Resident Commissioner (including staff in personal, committee, and leadership offices) from having any official contact with that individual’s spouse if that spouse is a lobbyist under the Lobbying Disclosure Act of 1995 or is employed or retained by such a lobbyist for the purpose of influencing legislation.”.

**SEC. 402. POSTING OF TRAVEL AND FINANCIAL DISCLOSURE REPORTS ON PUBLIC WEBSITE OF CLERK OF THE HOUSE OF REPRESENTATIVES.**

(a) **REQUIRING POSTING ON INTERNET.**—The Clerk of the House of Representatives shall post on the public Internet site of the Office of the Clerk, in a format that is searchable, sortable, and downloadable, each of the following:

(1) The advance authorizations, certifications, and disclosures filed with respect to transportation, lodging, and related expenses for travel under clause 5(b) of rule XXV of the Rules of the House of Representatives by Members (including Delegates and Resident Commissioners to the Congress), officers, and employees of the House.

(2) The reports filed under section 103(h)(1) of the Ethics in Government Act of 1978 by Members of the House of Representatives (including Delegates and Resident Commissioners to the Congress).

(b) **APPLICABILITY AND TIMING.**—

(1) **APPLICABILITY.**—Subject to paragraph (2), subsection (a) shall apply with respect to information received by the Clerk of the

House of Representatives on or after the date of the enactment of this Act.

(2) **TIMING.**—The Clerk of the House of Representatives shall—

(A) not later than August 1, 2008, post the information required by subsection (a) that the Clerk receives by June 1, 2008; and

(B) not later than the end of each 45-day period occurring after information is required to be posted under subparagraph (A), post the information required by subsection (a) that the Clerk has received since the last posting under this subsection.

(3) **OMISSION OF PERSONALLY IDENTIFIABLE INFORMATION.**—Members of the House of Representatives (including Delegates and Resident Commissioners to the Congress) shall be permitted to omit personally identifiable information not required to be disclosed on the reports posted on the public Internet site under this section (such as home address, Social Security numbers, personal bank account numbers, home telephone, and names of children) prior to the posting of such reports on such public Internet site.

(4) **ASSISTANCE IN PROTECTING PERSONAL INFORMATION.**—The Clerk of the House of Representatives, in consultation with the Committee on Standards of Official Conduct, shall include in any informational materials concerning any disclosure that will be posted on the public Internet site under this section an explanation of the procedures for protecting personally identifiable information as described in this section.

(c) **RETENTION.**—The Clerk shall maintain the information posted on the public Internet site of the Office of the Clerk under this section for a period of at least 6 years after receiving the information.

**SEC. 403. LIMITING GIFTS TO MEMBERS, OFFICERS, AND EMPLOYEES OF THE HOUSE FROM STATE AND LOCAL GOVERNMENTS.**

(a) **GIFTS FROM STATE AND LOCAL GOVERNMENTS.**—Clause 5(a)(3)(O) of rule XXV of the Rules of the House of Representatives is amended by striking “, by a State or local government.”

(b) **CONFORMING AMENDMENT.**—Clause 5(b)(1)(A) of rule XXV of the Rules of the House of Representatives is amended by inserting “a State or local government or” before “a private source”.

**TITLE V—ADDITIONAL CRIMINAL PENALTIES FOR PUBLIC OFFICIALS**

**SEC. 501. CRIMINAL PENALTIES FOR PUBLIC OFFICIALS.**

(a) **IN GENERAL.**—Subchapter D of chapter 227 of title 18, United States Code, is amended by adding at the end the following:

**“§3587. Increased imprisonment for certain offenses by public officials**

“(a) **GENERAL RULE.**—In any Federal criminal case in which a public official is convicted of an offense against the United States—

“(1) consisting of conduct during the course of official duty, intended to enrich that official; and

“(2) involving bribery, fraud, extortion, or theft of public funds greater than \$10,000; the sentencing judge may increase the sentence of imprisonment by an amount of up to 2 years. The sentencing judge may double the sentence of imprisonment that would otherwise be imposed in that case: *Provided, however* that in no instance may the sentencing judge be allowed to increase the sentence by more than 2 years.

“(b) **DEFINITION.**—In this section, the term ‘public official’ means—

“(1) an elected official of the United States or of a State or local government;

“(2) a presidentially-appointed official; and

“(3) an official appointed to a State or local governmental office by an elected official of a State or local government.”

(b) **CLERICAL AMENDMENT.**—The table of sections at the beginning of subchapter D of chapter 227 of title 18, United States Code, is amended by adding at the end the following new item:

“3587. Increased imprisonment for certain offenses by public officials.”

**TITLE VI—GENERAL PROVISIONS**

**SEC. 601. RULE OF CONSTRUCTION.**

Nothing in this Act or the amendments made by this Act shall be construed to prohibit any expressive conduct protected from legal prohibition by, or any activities protected by the free speech, free exercise, or free association clauses of, the First Amendment to the Constitution.

The bill, as amended, was ordered to be engrossed and read a third time, was read a third time by title.

Mr. CHABOT moved to recommit the bill to the Committee on the Judiciary with instructions to report the bill back to the House forthwith with the following amendments:

At the end of title IV, add the following new section:

**SEC. 403. LIMITING GIFTS TO MEMBERS, OFFICERS, AND EMPLOYEES OF THE HOUSE FROM STATE AND LOCAL GOVERNMENTS.**

(a) **GIFTS FROM STATE AND LOCAL GOVERNMENTS.**—Clause 5(a)(3)(O) of rule XXV of the Rules of the House of Representatives is amended by striking “, by a State or local government.”

(b) **CONFORMING AMENDMENT.**—Clause 5(b)(1)(A) of rule XXV of the Rules of the House of Representatives is amended by inserting “a State or local government or” before “a private source”.

Insert the following after section 103 and redesignate the succeeding section accordingly:

**SEC. 104. RESTRICTION ON CONGRESSIONAL EMPLOYEES REGARDING FORMER EMPLOYERS.**

(a) **RESTRICTION.**—Chapter 11 of title 18, United States Code, as amended by this Act, is further amended by inserting after section 220 the following new section:

**“§221. Additional restriction on congressional employees**

“(a) **RESTRICTION.**—Any person—

“(1) who is a congressional employee,

“(2) who, before becoming employed as a congressional employee, was employed as a lobbyist, and

“(3) who, within 1 year after leaving employment as a lobbyist, knowingly makes, in carrying out his or her official responsibilities as a congressional employee, any communication to or appearance before—

“(A) the organization that employed the person as a lobbyist, if the person was not self-employed,

“(B) any entity that was a client of the person while employed as a lobbyist, or any entity that was a client of the organization described in subparagraph (A) while the person was employed as a lobbyist, or is a client of that organization during that 1-year period, on a matter relating specifically to that organization or client,

shall be punished as provided in section 216.

“(b) **DEFINITIONS.**—In this section—

“(1) the term ‘congressional employee’ means—

“(A) an elected officer of either House of Congress; and

“(B) any employee to which any of the restrictions contained in paragraphs (1) though (5) of section 207(e) apply;

“(2) the term ‘lobbyist’ means a person that is registered or required to register as a lobbyist under section 4(a)(1) of the Lobbying

Disclosure Act of 1995, and any employee of an organization that is registered or required to be registered under section 4(b)(6) of that Act; and

“(3) the term ‘client’ has the meaning given that term in section 3(2) of the Lobbying Disclosure Act of 1995.”

(b) **CONFORMING AMENDMENT.**—The table of sections for chapter 11 of title 18, United States Code, is amended by inserting after the item relating to section 220 the following new item:

“221. Additional restriction on congressional employees.”

(c) **EFFECTIVE DATE.**—The amendments made by this section shall apply to individuals who become congressional employees on or after January 1, 2007.

In section 203, strike “Section 5(b)” and insert “(a) GIFTS.—Section 5(b)”.

Add the following at the end of section 203:

(b) **REQUESTS FOR CONGRESSIONAL EARMARKS.**—Section 5(b)(2)(A) of the Lobbying Disclosure Act of 1995 (2 U.S.C. 1604(b)(2)(A)) is amended by striking “bill numbers” and inserting the following: “bill numbers, requests for Congressional earmarks (as defined in clause 9(d) of rule XXI of the Rules of the House of Representatives for the One Hundred Tenth Congress).”

In section 204, strike “Section 5” and insert “(a) OTHER CONTRIBUTIONS.—Section 5”.

Add at the end of section 204 the following:

(b) **CONTRIBUTIONS BUNDLED FOR CERTAIN RECIPIENTS.—**

(1) **IN GENERAL.**—Section 5 of the Lobbying Disclosure Act of 1995 (2 U.S.C. 1604) is further amended by adding at the end the following new subsection:

“(f) **QUARTERLY REPORTS ON CONTRIBUTIONS BUNDLED FOR CERTAIN RECIPIENTS.—**

“(1) **IN GENERAL.**—Not later than 45 days after the end of the quarterly period beginning on the first day of January, April, July, and October of each year, each registered lobbyist who bundles 2 or more contributions made to a covered recipient in an aggregate amount exceeding \$5,000 for such covered recipient during such quarterly period shall file a report with the Secretary of the Senate and the Clerk of the House of Representatives containing—

“(A) the name of the registered lobbyist;

“(B) in the case of an employee, his or her employer; and

“(C) the name of the covered recipient to whom the contribution is made, and to the extent known the aggregate amount of such contributions (or a good faith estimate thereof) within the quarter for the covered recipient.

“(2) **EXCLUSION OF CERTAIN INFORMATION.**—In filing a report under paragraph (1), a registered lobbyist shall exclude from the report any information described in paragraph (1)(C) which is included in any other report filed by the registered lobbyist with the Secretary of the Senate and the Clerk of the House of Representatives under subsection (e).

“(3) **REQUIRING SUBMISSION OF INFORMATION PRIOR TO FILING REPORTS.**—Not later than 25 days after the end of a period for which a registered lobbyist is required to file a report under paragraph (1) which includes any information described in such section with respect to a covered recipient, the registered lobbyist shall transmit by certified mail to the covered recipient involved a statement containing—

“(A) the information that will be included in the report with respect to the covered recipient;

“(B) the source of each contribution included in the aggregate amount referred to in paragraph (1)(C) which the registered lobbyist bundled for the covered recipient during the period covered by the report and the

amount of the contribution attributable to each such source; and

“(C) a notification that the covered recipient has the right to respond to the statement to challenge and correct any information included before the registered lobbyist files the report under paragraph (1).

“(4) DEFINITION OF REGISTERED LOBBYIST.—For purposes of this subsection, the term ‘registered lobbyist’ means a person who is registered or is required to register under paragraph (1) or (2) of section 4(a), or an individual who is required to be listed under section 4(b)(6) or subsection (b).

“(5) DEFINITION OF BUNDLED CONTRIBUTION.—For purposes of this subsection, a registered lobbyist ‘bundles’ a contribution if—

“(A) the bundled contribution is received by a registered lobbyist for, and forwarded by a registered lobbyist to, the covered recipient to whom the contribution is made; or

“(B) the bundled contribution will be or has been credited or attributed to the registered lobbyist through records, designations, recognitions or other means of tracking by the covered recipient to whom the contribution is made.

“(6) OTHER DEFINITIONS.—In this subsection—

“(A) the term ‘contribution’ has the meaning given such term in the Federal Election Campaign Act of 1971 (2 U.S.C. 431 et seq.), except that such term does not include a contribution in an amount which is less than \$200;

“(B) the terms ‘candidate’, ‘political committee’, and ‘political party committee’ have the meaning given such terms in the Federal Election Campaign Act of 1971 (2 U.S.C. 431 et seq.);

“(C) the term ‘covered recipient’ means a Federal candidate, an individual holding Federal office, a leadership PAC, a multi-candidate political committee described in section 315(a)(4) of the Federal Election Campaign Act of 1971 (2 U.S.C. 441a(a)(4)), or a political party committee; and

“(D) the term ‘leadership PAC’ has the meaning given such term in subsection (e)(2).”.

(2) EFFECTIVE DATE.—The amendment made by paragraph (1) shall apply with respect to the second quarterly period described in section 5(f)(1) of the Lobbying Disclosure Act of 1995 (as added by paragraph (1)) which begins after the date of the enactment of this Act and each succeeding quarterly period.

After debate,

By unanimous consent, the previous question was ordered on the motion to recommit with instructions.

The question being put, viva voce,

Will the House recommit said bill with instructions?

The SPEAKER pro tempore, Mr. TIERNEY, announced that the yeas had it.

Mr. CHABOT demanded a recorded vote on agreeing to said motion, which demand was supported by one-fifth of a quorum, so a recorded vote was ordered.

The vote was taken by electronic device.

It was decided in the affirmative { Yeas ..... 346 Nays ..... 71 Answered present 2

¶74.20

[Roll No. 422]

AYES—346

Ackerman Alexander Andrews Aderholt Allen Arcuri Akin Altmire Baca Fortenberry

Bachmann Bachus Baker Barrett (SC) Barrow Bartlett (MD) Bean Becerra Berkley Berry Biggert Bilbray Bilirakis Bishop (NY) Bishop (UT) Blackburn Blumenauer Boehner Bonner Bono Boozman Boren Boswell Boucher Boustany Boyda (KS) Brady (PA) Brady (TX) Braley (IA) Brown (SC) Brown-Waite, Ginny Buchanan Burgess Burton (IN) Buyer Calvert Camp (MI) Cannon Cantor Capito Capps Carnahan Carney Carson Carter Castle Castor Chabot Chandler Coble Cole (OK) Conaway Conyers Cooper Courtney Cramer Crenshaw Cubin Cuellar Culberson Cummings Davis (AL) Davis (CA) Davis (KY) Davis, David Davis, Lincoln Davis, Tom Deal (GA) DeFazio Delahunt DeLauro Dent Diaz-Balart, L. Diaz-Balart, M. Dicks Dingell Doggett Donnelly Doolittle Drake Dreier Duncan Edwards Ehlers Ellsworth Emanuel English (PA) Eshoo Etheridge Everett Fallin Farr Fattah Feeney Ferguson Filner Flake Forbes Fortenberry

Fossella Foxx Frank (MA) Franks (AZ) Frelinghuysen Gallegly Garrett (NJ) Gerlach Giffords Gilchrest Gillibrand Gillmor Gingrey Gohmert Gonzalez Goode Goodlatte Gordon Granger Graves Green, Al Green, Gene Gutierrez Hall (NY) Hall (TX) Hare Harman Hastert Hastings (WA) Hayes Heller Hensarling Herger Hereth Sandlin Higgins Hill Hinojosa Hobson Hodes Hoekstra Holden Hooley Hoyer Hunter Inglis (SC) Inslie Israel Issa Jefferson Jindal Johnson (IL) Jones (NC) Jordan Kagen Kaptur Keller Kennedy Kildee Kind King (IA) King (NY) Kingston Kirk Klein (FL) Kline (MN) Knollenberg Kucinich Kuhl (NY) LaHood LaHood Lamborn Lampson Langevin Lantos Larsen (WA) Latham LaTourette Levin Lewis (CA) Lewis (KY) Linder Lipinski LoBiondo Loebsock Lofgren, Zoe Lowey Lucas Lynch Mack Mahoney (FL) Maloney (NY) Manzullo Marchant Markey Marshall Matheson Matheson McCarthy (CA) McCarthy (NY) McCaul (TX) McCotter McCreery

McGovern McHenry McHugh McIntyre McKeon McNeerney McNulty Meek (FL) Melancon Mica Michaud Miller (FL) Miller (MI) Miller (NC) Miller, Gary Mitchell Mollohan Moore (KS) Moran (KS) Murphy (CT) Murphy, Patrick Murphy, Tim Musgrave Myrick Nadler Napolitano Neugebauer Nunes Obey Olver Ortiz Pallone Pearce Pence Perlmutter Peterson (MN) Peterson (PA) Petri Pitts Platts Poe Pomeroy Porter Price (GA) Price (NC) Pryce (OH) Putnam Radanovich Rahall Ramstad Rangel Regula Rehberg Reichert Renzi Reyes Reynolds Rodriguez Rogers (AL) Rogers (KY) Rogers (MI) Rohrabacher Ros-Lehtinen Roskam Ross Rothman Roybal-Allard Royce Ryan (WI) Salazar Sali Sarbanes Saxton Schiff Schmidt Schwartz Sensenbrenner Sessions Sestak Shadegg Shaays Shea-Porter Sherman Shimkus Shuler Shuster Simpson Sires Skelton Slaughter Smith (NE) Smith (NJ) Smith (TX) Smith (WA) Snyder Solis Souder Spouse Spratt Stark

Stearns Sullivan Sutton Tancredo Tauscher Taylor Terry Thompson (CA) Thornberry Tiahrt Tiberi Tierney Turner Udall (CO) Udall (NM) Upton Van Hollen Velázquez Walberg Walden (OR) Walsh (NY) Walz (MN) Wasserman Schultz Waxman

NOES—71

Abercrombie Baird Baldwin Bardwin Barton (TX) Bishop (GA) Boyd (FL) Butterfield Capuano Cardoza Clarke Clay Cleaver Clyburn Cohen Costa Costello Crowley Davis (IL) Doyle Ellison Grijalva Hastings (FL) Hinchey Hirono Holt Honda Jackson (IL) Jackson-Lee (TX) Johnson (GA) Johnson, E. B. Johnson, Sam Kanjorski Kilpatrick Larson (CT) Lee Lungren, Daniel E. Matsui McCollum (MN) McDermott Meeks (NY) Miller, George Moore (WI) Moran (VA) Murtha Neal (MA) Pascrell Pastor Paul Payne Pickering Ruppertsberger Rush Ryan (OH) Sanchez, Linda T. Sanchez, Loretta Schakowsky Scott (GA) Scott (VA) Serrano Stupak Tanner Thompson (MS) Towns Visclosky Waters Watson Watt Welch (VT) Wicker Woolsey Young (AK)

ANSWERED “PRESENT”—2

Hulshof

NOT VOTING—13

Berman Blunt Brown, Corrine Campbell (CA) Davis, Jo Ann DeGette Emerson Engel Jones (OH) Lewis (GA) McMorris Rodgers Oberstar Wexler

So the motion to recommit with instructions was agreed to.

Mr. CONYERS, by direction of the Committee on the Judiciary and pursuant to the foregoing order of the House reported the bill back to the House with said amendments.

The question being put, viva voce,

Will the House agree to said amendments?

The SPEAKER pro tempore, Mr. TIERNEY, announced that the yeas had it.

So the amendments were agreed to.

The bill, as amended, was ordered to be engrossed and read a third time, was read a third time by title.

The question being put, viva voce,

Will the House pass said bill?

The SPEAKER pro tempore, Mr. TIERNEY, announced that the yeas had it.

Mr. CONYERS demanded a recorded vote on passage of said bill, which demand was supported by one-fifth of a quorum, so a recorded vote was ordered.

The vote was taken by electronic device.

It was decided in the affirmative { Yeas ..... 396 Nays ..... 22 Answered present 1

¶74.21

[Roll No. 423]

AYES—396

Ackerman Allen Arcuri Aderholt Altmire Baca Alexander Andrews Bachmann



Bachus Ellison  
 Baird Ellsworth  
 Baker Emanuel  
 Baldwin English (PA)  
 Barrett (SC) Eshoo  
 Barrow Etheridge  
 Bartlett (MD) Everett  
 Barton (TX) Fallin  
 Bean Farr  
 Becerra Fattah  
 Berkeley Feeney  
 Berry Ferguson  
 Biggert Filner  
 Bilbray Flake  
 Bilirakis Forbes  
 Bishop (GA) Fortenberry  
 Bishop (NY) Fossella  
 Bishop (UT) Foxx  
 Blackburn Frank (MA)  
 Blumenauer Franks (AZ)  
 Blunt Frelinghuysen  
 Boehner Gallegly  
 Bonner Garrett (NJ)  
 Bono Gerlach  
 Boozman Giffords  
 Boren Gilchrest  
 Boswell Gillibrand  
 Boucher Gillmor  
 Boustany Gingrey  
 Boyda (KS) Gonzalez  
 Brady (PA) Goode  
 Brady (TX) Goodlatte  
 Braley (IA) Gordon  
 Brown (SC) Granger  
 Brown-Waite, Graves  
 Ginny Green, Al  
 Buchanan Green, Gene  
 Burgess Grijalva  
 Burton (IN) Gutierrez  
 Butterfield Hall (NY)  
 Buyer Hall (TX)  
 Calvert Hare  
 Camp (MI) Harman  
 Cannon Hastert  
 Cantor Hastings (WA)  
 Capito Hayes  
 Capps Heller  
 Capuano Hensarling  
 Cardoza Hergert  
 Carnahan Herseht Sandlin  
 Carney Higgins  
 Carson Hill  
 Carter Hinchey  
 Castle Hinojosa  
 Castor Hirono  
 Chabot Hobson  
 Chandler Hodes  
 Clarke Hoekstra  
 Clyburn Holden  
 Coble Holt  
 Cohen Honda  
 Cole (OK) Hooley  
 Conaway Hoyer  
 Conyers Inglis (SC)  
 Cooper Inslee  
 Costa Israel  
 Costello Issa  
 Courtney Jackson (IL)  
 Cramer Jackson-Lee  
 Crenshaw (TX)  
 Crowley Jefferson  
 Cubin Jindal  
 Cuellar Johnson (GA)  
 Culberson Johnson (IL)  
 Cummings Jones (NC)  
 Davis (AL) Jordan  
 Davis (CA) Kagen  
 Davis (IL) Keller  
 Davis (KY) Kennedy  
 Davis, David Kildee  
 Davis, Lincoln Kilpatrick  
 Davis, Tom Kind  
 Deal (GA) King (IA)  
 DeFazio King (NY)  
 Delahunt Kingston  
 DeLauro Kirk  
 Dent Klein (FL)  
 Diaz-Balart, L. Kline (MN)  
 Diaz-Balart, M. Knollenberg  
 Dicks Kucinich  
 Dingell Kuhl (NY)  
 Doggett LaHood  
 Donnelly Lamborn  
 Doolittle Lampson  
 Doyle Langevin  
 Drake Lantos  
 Dreier Larsen (WA)  
 Duncan Larson (CT)  
 Edwards Latham  
 Ehlers LaTourette

Lee Ros-Lehtinen  
 Levin Roskam  
 Lewis (CA) Ross  
 Lewis (KY) Rothman  
 Linder Roybal-Allard  
 Lipinski Royce  
 LoBiondo Ruppersberger  
 Loebsack Rush  
 Lofgren, Zoe Ryan (OH)  
 Lowey Ryan (WI)  
 Lucas Salazar  
 Lungren, Daniel Sali  
 E. Sanchez, Linda  
 T. T.  
 Lynch Sanchez, Loretta  
 Mahoney (FL) Sarbanes  
 Maloney (NY) Saxton  
 Manzullo Schiff  
 Marchant Schmidt  
 Markey Schwartz  
 Marshall Scott (GA)  
 Matheson Scott (VA)  
 Matsui Scott (VA)  
 McCarthy (CA) Sensenbrenner  
 McCarthy (NY) Serrano  
 McCaul (TX) Sessions  
 McCollum (MN) Sestak  
 McCotter Shays  
 McCreery Shea-Porter  
 McDermott Sherman  
 McGovern Shimkus  
 McHenry Shuler  
 McHugh  
 McIntyre  
 McKeon  
 McNerney  
 McNulty  
 Meehan  
 Meek (FL)  
 Melancon  
 Mica  
 Michaud  
 Miller (FL)  
 Miller (MI)  
 Miller (NC)  
 Miller, Gary  
 Miller, George  
 Mitchell  
 Mollohan  
 Moore (KS)  
 Moore (WI)  
 Moran (KS)  
 Moran (VA)  
 Murphy (CT)  
 Murphy, Patrick  
 Murphy, Tim  
 Musgrave  
 Myrick  
 Nadler  
 Napolitano  
 Neal (MA)  
 Neugebauer  
 Nunes  
 Obey  
 Olver  
 Ortiz  
 Pallone  
 Pascrell  
 Pastor  
 Payne  
 Pearce  
 Pence  
 Perlmutter  
 Peterson (MN)  
 Peterson (PA)  
 Petri  
 Pickering  
 Pitts  
 Platts  
 Poe  
 Pomeroy  
 Porter  
 Price (CA)  
 Price (NC)  
 Pryce (OH)  
 Putnam  
 Radanovich  
 Rahall  
 Ramstad  
 Rangel  
 Regula  
 Rehberg  
 Reichert  
 Renzi  
 Reyes  
 Reynolds  
 Rodriguez  
 Rogers (AL)  
 Rogers (KY)  
 Rogers (MI)  
 Rohrabacher  
 Shuster  
 Simpson  
 Sires  
 Skelton  
 Slaughter  
 Smith (NE)  
 Smith (NJ)  
 Smith (TX)  
 Smith (WA)  
 Snyder  
 Solis  
 Souder  
 Space  
 Spratt  
 Stark  
 Stearns  
 Stupak  
 Sullivan  
 Sutton  
 Tancredo  
 Tauscher  
 Taylor  
 Terry  
 Thompson (CA)  
 Thompson (MS)  
 Thornberry  
 Tiahrt  
 Tiberi  
 Tierney  
 Turner  
 Udall (CO)  
 Udall (NM)  
 Upton  
 Van Hollen  
 Velázquez  
 Visclosky  
 Walberg  
 Walden (OR)  
 Walsh (NY)  
 Walz (MN)  
 Wamp  
 Wasserman  
 Schultz  
 Waters  
 Watson  
 Waxman  
 Weiner  
 Welch (VT)  
 Weldon (FL)  
 Weller  
 Wexler  
 Wickert  
 Wilson (NM)  
 Wilson (OH)  
 Wilson (SC)  
 Wolf  
 Woolsey  
 Wu  
 Wynn  
 Yarmuth  
 Young (FL)

NOES—22

Abercrombie Johnson, Sam  
 Boyd (FL) Kanjorski  
 Brown, Corrine Kaptur  
 Clay Mack  
 Cleaver Meeks (NY)  
 Gohmert Murtha  
 Hastings (FL) Paul  
 Johnson, E. B. Schakowsky

ANSWERED "PRESENT"—1

Hulshof

NOT VOTING—13

Akin Emerson  
 Berman Engel  
 Campbell (CA) Hunter  
 Davis, Jo Ann Jones (OH)  
 DeGette Lewis (GA)

So the bill was passed.

A motion to reconsider the vote whereby said bill was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said bill.

74.22 CLERK TO CORRECT ENGROSSMENT

On motion of Mr. CROWLEY, by unanimous consent,

Ordered, That in the engrossment of the foregoing bill the Clerk be authorized to correct section numbers, punctuation, cross references, and the table of contents, and to make such other technical and conforming changes as may be necessary to reflect the actions of the House in amending the bill.

74.23 EMERGENCY SUPPLEMENTAL APPROPRIATIONS FY 2007

On motion of Mr. OBEY, pursuant to House Resolution 438, the bill (H.R. 2206) making emergency supplemental appropriations and additional supplemental appropriations for agriculture and other emergency assistance for the fiscal year ending September 30, 2007, and for other purposes; together with the following amendment of the Senate thereto, was taken from the Speaker's table:

Strike out all after the enacting clause and insert:

Since under the Constitution, the President and Congress have shared responsibilities for decisions on the use of the Armed Forces of the United States, including their mission, and for

supporting the Armed Forces, especially during wartime;

Since when the Armed Forces are deployed in harm's way, the President, Congress, and the Nation should give them all the support they need in order to maintain their safety and accomplish their assigned or future missions, including the training, equipment, logistics, and funding necessary to ensure their safety and effectiveness, and such support is the responsibility of both the Executive Branch and the Legislative Branch of Government; and

Since thousands of members of the Armed Forces who have fought bravely in Iraq and Afghanistan are not receiving the kind of medical care and other support this Nation owes them when they return home: Now, therefore, be it

Determined by the Senate (the House of Representatives concurring), that it is the sense of Congress that—

(1) the President and Congress should not take any action that will endanger the Armed Forces of the United States, and will provide necessary funds for training, equipment, and other support for troops in the field, as such actions will ensure their safety and effectiveness in preparing for and carrying out their assigned missions;

(2) the President, Congress, and the Nation have an obligation to ensure that those who have bravely served this country in time of war receive the medical care and other support they deserve; and

(3) the President and Congress should—

(A) continue to exercise their constitutional responsibilities to ensure that the Armed Forces have everything they need to perform their assigned or future missions; and

(B) review, assess, and adjust United States policy and funding as needed to ensure our troops have the best chance for success in Iraq and elsewhere.

On motion of Mr. OBEY, said amendment of the Senate was agreed to with the following amendments printed in House Report 110-168:

Strike out all after the enacting clause and insert:

In lieu of the matter proposed to be inserted by the Senate amendment, insert the following:

SECTION 1. SHORT TITLE.

This Act may be cited as the "U.S. Troop Readiness, Veterans' Care, Katrina Recovery, and Iraq Accountability Appropriations Act, 2007".

SEC. 2. TABLE OF CONTENTS.

The table of contents for this Act is as follows:

- TITLE I—[RESERVED]
- TITLE II—[RESERVED]
- TITLE III—ADDITIONAL DEFENSE, INTERNATIONAL AFFAIRS, AND HOMELAND SECURITY PROVISIONS
- TITLE IV—ADDITIONAL HURRICANE DISASTER RELIEF AND RECOVERY
- TITLE V—OTHER EMERGENCY APPROPRIATIONS
- TITLE VI—OTHER MATTERS
- TITLE VII—ELIMINATION OF SCHIP SHORTFALL AND OTHER HEALTH MATTERS
- TITLE VIII—FAIR MINIMUM WAGE AND TAX RELIEF
- TITLE IX—AGRICULTURAL ASSISTANCE
- TITLE X—GENERAL PROVISIONS

SEC. 3. STATEMENT OF APPROPRIATIONS.

The following sums in this Act are appropriated, out of any money in the Treasury not otherwise appropriated, for the fiscal year ending September 30, 2007.

TITLE I—[RESERVED]

[The provisions of this title are reserved for possible additions through subsequent amendment.]

**TITLE II—[RESERVED]**

[The provisions of this title are reserved for possible additions through subsequent amendment.]

**TITLE III—ADDITIONAL DEFENSE, INTERNATIONAL AFFAIRS, AND HOMELAND SECURITY PROVISIONS****CHAPTER 1****DEPARTMENT OF AGRICULTURE****FOREIGN AGRICULTURAL SERVICE****PUBLIC LAW 480 TITLE II GRANTS**

For an additional amount for “Public Law 480 Title II Grants”, during the current fiscal year, not otherwise recoverable, and unrecovered prior years’ costs, including interest thereon, under the Agricultural Trade Development and Assistance Act of 1954, for commodities supplied in connection with dispositions abroad under title II of said Act, \$100,000,000, to remain available until expended.

**GENERAL PROVISION—THIS CHAPTER**

SEC. 3101. There is hereby appropriated \$10,000,000 to reimburse the Commodity Credit Corporation for the release of eligible commodities under section 302(f)(2)(A) of the Bill Emerson Humanitarian Trust Act (7 U.S.C. 1736f-1): *Provided*, That any such funds made available to reimburse the Commodity Credit Corporation shall only be used to replenish the Bill Emerson Humanitarian Trust.

**CHAPTER 2****DEPARTMENT OF JUSTICE****FEDERAL BUREAU OF INVESTIGATION****SALARIES AND EXPENSES**

For an additional amount for “Salaries and Expenses”, \$139,740,000, of which \$129,740,000 is to remain available until September 30, 2008 and \$10,000,000 is to remain available until expended to implement corrective actions in response to the findings and recommendations in the Department of Justice Office of Inspector General report entitled, “A Review of the Federal Bureau of Investigation’s Use of National Security Letters”, of which \$500,000 shall be transferred to and merged with “Department of Justice, Office of the Inspector General”.

**DRUG ENFORCEMENT ADMINISTRATION****SALARIES AND EXPENSES**

For an additional amount for “Salaries and Expenses”, \$3,698,000, to remain available until September 30, 2008.

**GENERAL PROVISION—THIS CHAPTER**

SEC. 3201. Funds provided in this Act for the “Department of Justice, Federal Bureau of Investigation, Salaries and Expenses”, shall be made available according to the language relating to such account in the joint explanatory statement accompanying the conference report on H.R. 1591 of the 110th Congress (H. Rept. 110-107).

**CHAPTER 3****DEPARTMENT OF DEFENSE—MILITARY****MILITARY PERSONNEL****MILITARY PERSONNEL, ARMY**

For an additional amount for “Military Personnel, Army”, \$343,080,000.

**MILITARY PERSONNEL, NAVY**

For an additional amount for “Military Personnel, Navy”, \$408,283,000.

**MILITARY PERSONNEL, MARINE CORPS**

For an additional amount for “Military Personnel, Marine Corps”, \$108,956,000.

**MILITARY PERSONNEL, AIR FORCE**

For an additional amount for “Military Personnel, Air Force”, \$139,300,000.

**RESERVE PERSONNEL, NAVY**

For an additional amount for “Reserve Personnel, Navy”, \$8,223,000.

**RESERVE PERSONNEL, MARINE CORPS**

For an additional amount for “Reserve Personnel, Marine Corps”, \$5,660,000.

**RESERVE PERSONNEL, AIR FORCE**

For an additional amount for “Reserve Personnel, Air Force”, \$6,073,000.

**NATIONAL GUARD PERSONNEL, ARMY**

For an additional amount for “National Guard Personnel, Army”, \$109,261,000.

**NATIONAL GUARD PERSONNEL, AIR FORCE**

For an additional amount for “National Guard Personnel, Air Force”, \$19,533,000.

**OPERATION AND MAINTENANCE****OPERATION AND MAINTENANCE, NAVY**

For an additional amount for “Operation and Maintenance, Navy”, \$24,000,000.

**STRATEGIC RESERVE READINESS FUND****(INCLUDING TRANSFER OF FUNDS)**

In addition to amounts provided in this or any other Act, for training, operations, repair of equipment, purchases of equipment, and other expenses related to improving the readiness of non-deployed United States military forces, \$1,615,000,000, to remain available until September 30, 2009; of which \$1,000,000,000 shall be transferred to “National Guard and Reserve Equipment” for the purchase of equipment for the Army National Guard; and of which \$615,000,000 shall be transferred by the Secretary of Defense only to appropriations for military personnel, operation and maintenance, procurement, and defense working capital funds to accomplish the purposes provided herein: *Provided*, That the funds transferred shall be merged with and shall be available for the same purposes and for the same time period as the appropriation to which transferred: *Provided further*, That the Secretary of Defense shall, not fewer than 30 days prior to making transfers under this authority, notify the congressional defense committees in writing of the details of any such transfers made pursuant to this authority; *Provided further*, That funds shall be transferred to the appropriation accounts not later than 120 days after the enactment of this Act: *Provided further*, That the transfer authority provided in this paragraph is in addition to any other transfer authority available to the Department of Defense: *Provided further*, That upon a determination that all or part of the funds transferred from this appropriation are not necessary for the purposes provided herein, such amounts may be transferred back to this appropriation.

**PROCUREMENT****OTHER PROCUREMENT, ARMY**

For an additional amount for “Other Procurement, Army”, \$1,217,000,000, to remain available until September 30, 2009: *Provided*, That the amount provided under this heading shall be available only for the purchase of mine resistant ambush protected vehicles.

**OTHER PROCUREMENT, NAVY**

For an additional amount for “Other Procurement, Navy”, \$130,040,000, to remain available until September 30, 2009: *Provided*, That the amount provided under this heading shall be available only for the purchase of mine resistant ambush protected vehicles.

**PROCUREMENT, MARINE CORPS**

For an additional amount for “Procurement, Marine Corps”, \$1,263,360,000, to remain available until September 30, 2009: *Provided*, That the amount provided under this heading shall be available only for the purchase of mine resistant ambush protected vehicles.

**OTHER PROCUREMENT, AIR FORCE**

For an additional amount for “Other Procurement, Air Force”, \$139,040,000, to remain available until September 30, 2009: *Provided*,

That the amount provided under this heading shall be available only for the purchase of mine resistant ambush protected vehicles.

**PROCUREMENT, DEFENSE-WIDE**

For an additional amount for “Procurement, Defense-Wide”, \$258,860,000, to remain available until September 30, 2009: *Provided*, That the amount provided under this heading shall be available only for the purchase of mine resistant ambush protected vehicles.

**OTHER DEPARTMENT OF DEFENSE PROGRAMS****DEFENSE HEALTH PROGRAM****(INCLUDING TRANSFER OF FUNDS)**

For an additional amount for “Defense Health Program”, \$1,878,706,000; of which \$1,429,006,000 shall be for operation and maintenance, including \$600,000,000 which shall be available for the treatment of traumatic brain injury and post-traumatic stress disorder and remain available until September 30, 2008; of which \$118,000,000 shall be for procurement, to remain available until September 30, 2009; and of which \$331,700,000 shall be for research, development, test and evaluation, to remain available until September 30, 2008: *Provided*, That if the Secretary of Defense determines that funds made available in this paragraph for the treatment of traumatic brain injury and post-traumatic stress disorder are in excess of the requirements of the Department of Defense, the Secretary may transfer amounts in excess of that requirement to the Department of Veterans Affairs to be available only for the same purpose.

**GENERAL PROVISIONS—THIS CHAPTER**

SEC. 3301. None of the funds appropriated or otherwise made available by this or any other Act shall be obligated or expended by the United States Government for a purpose as follows:

(1) To establish any military installation or base for the purpose of providing for the permanent stationing of United States Armed Forces in Iraq.

(2) To exercise United States control over any oil resource of Iraq.

SEC. 3302. None of the funds made available in this Act may be used in contravention of the following laws enacted or regulations promulgated to implement the United Nations Convention Against Torture and Other Cruel, Inhuman or Degrading Treatment or Punishment (done at New York on December 10, 1984)—

(1) section 2340A of title 18, United States Code;

(2) section 2242 of the Foreign Affairs Reform and Restructuring Act of 1998 (division G of Public Law 105-277; 112 Stat. 2681-822; 8 U.S.C. 1231 note) and regulations prescribed thereto, including regulations under part 208 of title 8, Code of Federal Regulations, and part 95 of title 22, Code of Federal Regulations; and

(3) sections 1002 and 1003 of the Department of Defense, Emergency Supplemental Appropriations to Address Hurricanes in the Gulf of Mexico, and Pandemic Influenza Act, 2006 (Public Law 109-148).

SEC. 3303. (a) REPORT BY SECRETARY OF DEFENSE.—Not later than 30 days after the date of the enactment of this Act, the Secretary of Defense shall submit to the congressional defense committees a report that contains individual transition readiness assessments by unit of Iraq and Afghan security forces. The Secretary of Defense shall submit to the congressional defense committees updates of the report required by this subsection every 90 days after the date of the submission of the report until October 1, 2008. The report and updates of the report required by this subsection shall be submitted in classified form.

(b) REPORT BY OMB.—

(1) The Director of the Office of Management and Budget, in consultation with the Secretary of Defense; the Commander, Multi-National Security Transition Command—Iraq; and the Commander, Combined Security Transition Command—Afghanistan, shall submit to the congressional defense committees not later than 120 days after the date of the enactment of this Act and every 90 days thereafter a report on the proposed use of all funds under each of the headings “Iraq Security Forces Fund” and “Afghanistan Security Forces Fund” on a project-by-project basis, for which the obligation of funds is anticipated during the three-month period from such date, including estimates by the commanders referred to in this paragraph of the costs required to complete each such project.

(2) The report required by this subsection shall include the following:

(A) The use of all funds on a project-by-project basis for which funds appropriated under the headings referred to in paragraph (1) were obligated prior to the submission of the report, including estimates by the commanders referred to in paragraph (1) of the costs to complete each project.

(B) The use of all funds on a project-by-project basis for which funds were appropriated under the headings referred to in paragraph (1) in prior appropriations Acts, or for which funds were made available by transfer, reprogramming, or allocation from other headings in prior appropriations Acts, including estimates by the commanders referred to in paragraph (1) of the costs to complete each project.

(C) An estimated total cost to train and equip the Iraq and Afghan security forces, disaggregated by major program and sub-elements by force, arrayed by fiscal year.

(c) NOTIFICATION.—The Secretary of Defense shall notify the congressional defense committees of any proposed new projects or transfers of funds between sub-activity groups in excess of \$15,000,000 using funds appropriated by this Act under the headings “Iraq Security Forces Fund” and “Afghanistan Security Forces Fund”.

SEC. 3304. None of the funds appropriated or otherwise made available by this Act may be obligated or expended to provide award fees to any defense contractor contrary to the provisions of section 814 of the National Defense Authorization Act, Fiscal Year 2007 (Public Law 109-364).

SEC. 3305. Not more than 85 percent of the funds appropriated to the Department of Defense in this Act for operation and maintenance shall be available for obligation unless and until the Secretary of Defense submits to the congressional defense committees a report detailing the use of Department of Defense funded service contracts conducted in the theater of operations in support of United States military and reconstruction activities in Iraq and Afghanistan: *Provided*, That the report shall provide detailed information specifying the number of contracts and contract costs used to provide services in fiscal year 2006, with sub-allocations by major service categories: *Provided further*, That the report also shall include estimates of the number of contracts to be executed in fiscal year 2007: *Provided further*, That the report shall include the number of contractor personnel in Iraq and Afghanistan funded by the Department of Defense: *Provided further*, That the report shall be submitted to the congressional defense committees not later than August 1, 2007.

SEC. 3306. Section 1477 of title 10, United States Code, is amended—

(1) in subsection (a), by striking “A death gratuity” and inserting “Subject to subsection (d), a death gratuity”;

(2) by redesignating subsection (d) as subsection (e) and, in such subsection, by strik-

ing “If an eligible survivor dies before he” and inserting “If a person entitled to all or a portion of a death gratuity under subsection (a) or (d) dies before the person”;

and (3) by inserting after subsection (c) the following new subsection (d):

“(d) During the period beginning on the date of the enactment of this subsection and ending on September 30, 2007, a person covered by section 1475 or 1476 of this title may designate another person to receive not more than 50 percent of the amount payable under section 1478 of this title. The designation shall indicate the percentage of the amount, to be specified only in 10 percent increments up to the maximum of 50 percent, that the designated person may receive. The balance of the amount of the death gratuity shall be paid to or for the living survivors of the person concerned in accordance with paragraphs (1) through (5) of subsection (a).”.

SEC. 3307. (a) INSPECTION OF MILITARY MEDICAL TREATMENT FACILITIES, MILITARY QUARTERS HOUSING MEDICAL HOLD PERSONNEL, AND MILITARY QUARTERS HOUSING MEDICAL HOLDOVER PERSONNEL.—

(1) IN GENERAL.—Not later than 180 days after the date of the enactment of this Act, and annually thereafter, the Secretary of Defense shall inspect each facility of the Department of Defense as follows:

(A) Each military medical treatment facility.

(B) Each military quarters housing medical hold personnel.

(C) Each military quarters housing medical holdover personnel.

(2) PURPOSE.—The purpose of an inspection under this subsection is to ensure that the facility or quarters concerned meets acceptable standards for the maintenance and operation of medical facilities, quarters housing medical hold personnel, or quarters housing medical holdover personnel, as applicable.

(b) ACCEPTABLE STANDARDS.—For purposes of this section, acceptable standards for the operation and maintenance of military medical treatment facilities, military quarters housing medical hold personnel, or military quarters housing medical holdover personnel are each of the following:

(1) Generally accepted standards for the accreditation of medical facilities, or for facilities used to quarter individuals with medical conditions that may require medical supervision, as applicable, in the United States.

(2) Where appropriate, standards under the Americans with Disabilities Act of 1990 (42 U.S.C. 12101 et seq.).

(c) ADDITIONAL INSPECTIONS ON IDENTIFIED DEFICIENCIES.—

(1) IN GENERAL.—In the event a deficiency is identified pursuant to subsection (a) at a facility or quarters described in paragraph (1) of that subsection—

(A) the commander of such facility or quarters, as applicable, shall submit to the Secretary a detailed plan to correct the deficiency; and

(B) the Secretary shall reinspect such facility or quarters, as applicable, not less often than once every 180 days until the deficiency is corrected.

(2) CONSTRUCTION WITH OTHER INSPECTIONS.—An inspection of a facility or quarters under this subsection is in addition to any inspection of such facility or quarters under subsection (a).

(d) REPORTS ON INSPECTIONS.—A complete copy of the report on each inspection conducted under subsections (a) and (c) shall be submitted in unclassified form to the applicable military medical command and to the congressional defense committees.

(e) REPORT ON STANDARDS.—In the event no standards for the maintenance and operation of military medical treatment facilities, military quarters housing medical hold personnel, or military quarters housing medical

holdover personnel exist as of the date of the enactment of this Act, or such standards as do exist do not meet acceptable standards for the maintenance and operation of such facilities or quarters, as the case may be, the Secretary shall, not later than 30 days after that date, submit to the congressional defense committees a report setting forth the plan of the Secretary to ensure—

(1) the adoption by the Department of standards for the maintenance and operation of military medical facilities, military quarters housing medical hold personnel, or military quarters housing medical holdover personnel, as applicable, that meet—

(A) acceptable standards for the maintenance and operation of such facilities or quarters, as the case may be; and

(B) where appropriate, standards under the Americans with Disabilities Act of 1990; and

(2) the comprehensive implementation of the standards adopted under paragraph (1) at the earliest date practicable.

SEC. 3308. (a) AWARD OF MEDAL OF HONOR TO WOODROW W. KEEBLE FOR VALOR DURING KOREAN WAR.—Notwithstanding any applicable time limitation under section 3744 of title 10, United States Code, or any other time limitation with respect to the award of certain medals to individuals who served in the Armed Forces, the President may award to Woodrow W. Keeble the Medal of Honor under section 3741 of that title for the acts of valor described in subsection (b).

(b) ACTS OF VALOR.—The acts of valor referred to in subsection (a) are the acts of Woodrow W. Keeble, then-acting platoon leader, carried out on October 20, 1951, during the Korean War.

#### (TRANSFER OF FUNDS)

SEC. 3309. Of the amount appropriated under the heading “Other Procurement, Army”, in title III of division A of Public Law 109-148, \$6,250,000 shall be transferred to “Military Construction, Army”.

SEC. 3310. The Secretary of Defense, notwithstanding any other provision of law, acting through the Office of Economic Adjustment or the Office of Dependents Education of the Department of Defense, shall use not less than \$10,000,000 of funds made available in this Act under the heading “Operation and Maintenance, Defense-Wide” to make grants and supplement other Federal funds to provide special assistance to local education agencies.

SEC. 3311. Congress finds that United States military units should not enter into combat unless they are fully capable of performing their assigned mission. Congress further finds that this is the policy of the Department of Defense. The Secretary of Defense shall notify Congress of any changes to this policy.

### CHAPTER 4

#### DEPARTMENT OF ENERGY

#### ATOMIC ENERGY DEFENSE ACTIVITIES

#### NATIONAL NUCLEAR SECURITY ADMINISTRATION

#### DEFENSE NUCLEAR NONPROLIFERATION

For an additional amount for “Defense Nuclear Nonproliferation”, \$72,000,000 is provided for the International Nuclear Materials Protection and Cooperation Program, to remain available until expended.

#### GENERAL PROVISION—THIS CHAPTER

#### (TRANSFER OF FUNDS)

SEC. 3401. The Administrator of the National Nuclear Security Administration is authorized to transfer up to \$1,000,000 from Defense Nuclear Nonproliferation to the Office of the Administrator during fiscal year 2007 supporting nuclear nonproliferation activities.

## CHAPTER 5

DEPARTMENT OF HOMELAND SECURITY  
ANALYSIS AND OPERATIONS

For an additional amount for “Analysis and Operations”, \$8,000,000, to remain available until September 30, 2008, to be used for support of the State and Local Fusion Center program: *Provided*, That starting July 1, 2007, the Secretary of Homeland Security shall submit quarterly reports to the Committees on Appropriations of the Senate and the House of Representatives detailing the information required in House Report 110-107.

UNITED STATES CUSTOMS AND BORDER  
PROTECTION

## SALARIES AND EXPENSES

## (INCLUDING TRANSFER OF FUNDS)

For an additional amount for “Salaries and Expenses”, \$75,000,000, to remain available until September 30, 2008, to support hiring not less than 400 additional United States Customs and Border Protection Officers, as well as additional intelligence analysts, trade specialists, and support staff to target and screen U.S.-bound cargo on the Northern Border, at overseas locations, and at the National Targeting Center; to support hiring additional staffing required for Northern Border Air and Marine operations; to implement Security and Accountability For Every Port Act of 2006 (Public Law 109-347) requirements; to advance the goals of the Secure Freight Initiative to improve significantly the ability of United States Customs and Border Protection to target and analyze U.S.-bound cargo containers; to expand overseas screening and physical inspection capacity for U.S.-bound cargo; to procure and integrate non-intrusive inspection equipment into inspection and radiation detection operations; and to improve supply chain security, to include enhanced analytic and targeting systems using data collected via commercial and government technologies and databases: *Provided*, That up to \$3,000,000 shall be transferred to Federal Law Enforcement Training Center “Salaries and Expenses”, for basic training costs associated with the additional personnel funded under this heading: *Provided further*, That the Secretary shall submit an expenditure plan for the use of these funds to the Committees on Appropriations of the Senate and the House of Representatives no later than 30 days after enactment of this Act: *Provided further*, That the Secretary shall notify the Committees on Appropriations of the Senate and the House of Representatives immediately if United States Customs and Border Protection does not expect to achieve its plan of having at least 1,158 Border Patrol agents permanently deployed to the Northern Border by the end of fiscal year 2007, and explain in detail the reasons for any shortfall.

AIR AND MARINE INTERDICTION, OPERATIONS,  
MAINTENANCE, AND PROCUREMENT

For an additional amount for “Air and Marine Interdiction, Operations, Maintenance, and Procurement”, for air and marine operations on the Northern Border, including the final Northern Border air wing, \$75,000,000, to remain available until September 30, 2008, to accelerate planned deployment of Northern Border Air and Marine operations, including establishment of the final Northern Border airwing, procurement of assets such as fixed wing aircraft, helicopters, unmanned aerial systems, marine and riverine vessels, and other equipment, relocation of aircraft, site acquisition, and the design and building of facilities: *Provided*, That the Secretary shall submit an expenditure plan for the use of these funds to the Committees on Appropriations of the Senate and the House of Representatives no later than 30 days after enactment of this Act.

UNITED STATES IMMIGRATION AND CUSTOMS  
ENFORCEMENT

## SALARIES AND EXPENSES

For an additional amount for “Salaries and Expenses”, \$6,000,000, to remain available until September 30, 2008; of which \$5,000,000 shall be for the creation of a security advisory opinion unit within the Visa Security Program; and of which \$1,000,000 shall be for the Human Smuggling and Trafficking Center.

TRANSPORTATION SECURITY ADMINISTRATION  
AVIATION SECURITY

For an additional amount for “Aviation Security”, \$390,000,000; of which \$285,000,000 shall be for procurement and installation of checked baggage explosives detection systems, to remain available until expended; of which \$25,000,000 shall be for checkpoint explosives detection equipment and pilot screening technologies, to remain available until expended; and of which \$80,000,000 shall be for air cargo security, to remain available until September 30, 2009: *Provided*, That of the air cargo funding made available under this heading, the Transportation Security Administration shall hire no fewer than 150 additional air cargo inspectors to establish a more robust enforcement and compliance program; complete air cargo vulnerability assessments for all Category X airports; expand the National Explosives Detection Canine Program by no fewer than 170 additional canine teams, including the use of agency led teams; pursue canine screening methods utilized internationally that focus on air samples; and procure and install explosive detection systems, explosive trace machines, and other technologies to screen air cargo: *Provided further*, That no later than 90 days after the date of enactment of this Act, the Secretary shall provide the Committees on Appropriations of the Senate and the House of Representatives an expenditure plan detailing how the Transportation Security Administration will utilize funding provided under this heading.

## FEDERAL AIR MARSHALS

For an additional amount for “Federal Air Marshals”, \$5,000,000, to remain available until September 30, 2008: *Provided*, That no later than 30 days after enactment of this Act, the Secretary shall provide the Committees on Appropriations of the Senate and the House of Representatives a report on how these additional funds will be allocated.

NATIONAL PROTECTION AND PROGRAMS  
INFRASTRUCTURE PROTECTION AND  
INFORMATION SECURITY

For an additional amount for “Infrastructure Protection and Information Security”, \$24,000,000, to remain available until September 30, 2008; of which \$12,000,000 shall be for development of State and local interoperability plans as discussed in House Report 110-107; and of which \$12,000,000 shall be for implementation of chemical facility security regulations: *Provided*, That within 30 days of the date of enactment of this Act the Secretary of Homeland Security shall submit to the Committees on Appropriations of the Senate and the House of Representatives detailed expenditure plans for execution of these funds: *Provided further*, That within 30 days of the date of enactment of this Act, the Secretary of Homeland Security shall submit to the Committees on Appropriations of the Senate and the House of Representatives a report on the computer forensics training center detailing the information required in House Report 110-107.

## OFFICE OF HEALTH AFFAIRS

For expenses for the “Office of Health Affairs”, \$8,000,000, to remain available until September 30, 2008: *Provided*, That of the amount made available under this heading,

\$5,500,000 is for nuclear event public health assessment and planning: *Provided further*, That the Office of Health Affairs shall conduct a nuclear event public health assessment as described in House Report 110-107: *Provided further*, That none of the funds made available under this heading may be obligated until the Committees on Appropriations of the Senate and the House of Representatives receive a plan for expenditure.

FEDERAL EMERGENCY MANAGEMENT AGENCY  
MANAGEMENT AND ADMINISTRATION

For expenses for management and administration of the Federal Emergency Management Agency (“FEMA”), \$14,000,000, to remain available until September 30, 2008: *Provided*, That of the amount made available under this heading, \$6,000,000 shall be for financial and information systems, \$2,500,000 shall be for interstate mutual aid agreements, \$2,500,000 shall be for FEMA Regional Office communication equipment, \$2,500,000 shall be for FEMA strike teams, and \$500,000 shall be for the Law Enforcement Liaison Office, the Disability Coordinator and the National Advisory Council: *Provided further*, That none of such funds made available under this heading may be obligated until the Committees on Appropriations of the Senate and the House of Representatives receive and approve a plan for expenditure: *Provided further*, That unobligated amounts in the “Administrative and Regional Operations” and “Readiness, Mitigation, Response, and Recovery” accounts shall be transferred to “Management and Administration” and may be used for any purpose authorized for such amounts and subject to limitation on the use of such amounts.

## STATE AND LOCAL PROGRAMS

For an additional amount for “State and Local Programs”, \$247,000,000; of which \$110,000,000 shall be for port security grants pursuant to section 70107(1) of title 46, United States Code to be awarded by September 30, 2007 to tier 1, 2, 3, and 4 ports; of which \$100,000,000 shall be for intercity rail passenger transportation, freight rail, and transit security grants to be awarded by September 30, 2007; of which \$35,000,000 shall be for regional grants and regional technical assistance to tier one Urban Area Security Initiative cities and other participating governments for the purpose of developing all-hazard regional catastrophic event plans and preparedness, as described in House Report 110-107; and of which \$2,000,000 shall be for technical assistance for operation and maintenance training on detection and response equipment that must be competitively awarded: *Provided*, That none of the funds made available under this heading may be obligated for such regional grants and regional technical assistance until the Committees on Appropriations of the Senate and the House of Representatives receive and approve a plan for expenditure: *Provided further*, That the Federal Emergency Management Agency shall provide the regional grants and regional technical assistance expenditure plan to the Committees on Appropriations of the Senate and the House of Representatives on or before August 1, 2007: *Provided further*, That funds for such regional grants and regional technical assistance shall remain available until September 30, 2008.

EMERGENCY MANAGEMENT PERFORMANCE  
GRANTS

For an additional amount for “Emergency Management Performance Grants”, \$50,000,000.

UNITED STATES CITIZENSHIP AND IMMIGRATION  
SERVICES

For an additional amount for expenses of “United States Citizenship and Immigration

Services” to address backlogs of security checks associated with pending applications and petitions, \$8,000,000, to remain available until September 30, 2008: *Provided*, That none of the funds made available under this heading shall be available for obligation until the Secretary of Homeland Security, in consultation with the United States Attorney General, submits to the Committees on Appropriations of the Senate and the House of Representatives a plan to eliminate the backlog of security checks that establishes information sharing protocols to ensure United States Citizenship and Immigration Services has the information it needs to carry out its mission.

#### SCIENCE AND TECHNOLOGY

##### RESEARCH, DEVELOPMENT, ACQUISITION, AND OPERATIONS

For an additional amount for “Research, Development, Acquisition, and Operations” for air cargo security research, \$5,000,000, to remain available until expended.

##### DOMESTIC NUCLEAR DETECTION OFFICE

##### RESEARCH, DEVELOPMENT, AND OPERATIONS

For an additional amount for “Research, Development, and Operations” for non-container, rail, aviation and intermodal radiation detection activities, \$35,000,000, to remain available until expended: *Provided*, That \$5,000,000 is to enhance detection links between seaports and railroads as authorized in section 121(i) of the Security and Accountability For Every Port Act of 2006 (Public Law 109-347); \$8,000,000 is to accelerate development and deployment of detection systems at international rail border crossings; and \$22,000,000 is for development and deployment of a variety of screening technologies at aviation facilities.

##### SYSTEMS ACQUISITION

For an additional amount for “Systems Acquisition”, \$100,000,000, to remain available until expended: *Provided*, That none of the funds appropriated under this heading shall be obligated for full scale procurement of Advanced Spectroscopic Portal Monitors until the Secretary of Homeland Security has certified through a report to the Committees on Appropriations of the Senate and the House of Representatives that a significant increase in operational effectiveness will be achieved.

#### GENERAL PROVISIONS—THIS CHAPTER

SEC. 3501. None of the funds provided in this Act, or Public Law 109-295, shall be available to carry out section 872 of Public Law 107-296.

SEC. 3502. The Secretary of Homeland Security shall require that all contracts of the Department of Homeland Security that provide award fees link such fees to successful acquisition outcomes (which outcomes shall be specified in terms of cost, schedule, and performance).

#### CHAPTER 6

##### LEGISLATIVE BRANCH

##### HOUSE OF REPRESENTATIVES

##### SALARIES AND EXPENSES

For an additional amount for “Salaries and Expenses”, \$6,437,000, as follows:

##### ALLOWANCES AND EXPENSES

For an additional amount for allowances and expenses as authorized by House resolution or law, \$6,437,000 for business continuity and disaster recovery, to remain available until expended.

##### GOVERNMENT ACCOUNTABILITY OFFICE

##### SALARIES AND EXPENSES

For an additional amount for “Salaries and Expenses” of the Government Accountability Office, \$374,000, to remain available until September 30, 2008.

#### CHAPTER 7

##### DEPARTMENT OF DEFENSE

##### DEPARTMENT OF DEFENSE BASE CLOSURE

##### ACCOUNT 2005

For deposit into the Department of Defense Base Closure Account 2005, established by section 2906A(a)(1) of the Defense Base Closure and Realignment Act of 1990 (10 U.S.C. 2687 note), \$3,136,802,000, to remain available until expended: *Provided*, That within 30 days of the enactment of this Act, the Secretary of Defense shall submit a detailed spending plan to the Committees on Appropriations of the House of Representatives and the Senate.

#### GENERAL PROVISIONS—THIS CHAPTER

SEC. 3701. Notwithstanding any other provision of law, none of the funds in this or any other Act may be used to close Walter Reed Army Medical Center until equivalent medical facilities at the Walter Reed National Military Medical Center at Naval Medical Center, Bethesda, Maryland, and/or the Fort Belvoir, Virginia, Community Hospital have been constructed and equipped: *Provided*, That to ensure that the quality of care provided by the Military Health System is not diminished during this transition, the Walter Reed Army Medical Center shall be adequately funded, to include necessary renovation and maintenance of existing facilities, to maintain the maximum level of inpatient and outpatient services.

SEC. 3702. Notwithstanding any other provision of law, none of the funds in this or any other Act shall be used to reorganize or relocate the functions of the Armed Forces Institute of Pathology (AFIP) until the Secretary of Defense has submitted, not later than December 31, 2007, a detailed plan and timetable for the proposed reorganization and relocation to the Committees on Appropriations and Armed Services of the Senate and House of Representatives. The plan shall take into consideration the recommendations of a study being prepared by the Government Accountability Office (GAO), provided that such study is available not later than 45 days before the date specified in this section, on the impact of dispersing selected functions of AFIP among several locations, and the possibility of consolidating those functions at one location. The plan shall include an analysis of the options for the location and operation of the Program Management Office for second opinion consults that are consistent with the recommendations of the Base Realignment and Closure Commission, together with the rationale for the option selected by the Secretary.

SEC. 3703. The Secretary of the Navy shall, notwithstanding any other provision of law, transfer to the Secretary of the Air Force, at no cost, all lands, easements, Air Installation Compatible Use Zones, and facilities at NASJRB Willow Grove designated for operation as a Joint Interagency Installation for use by the Pennsylvania National Guard and other Department of Defense components, government agencies, and associated users to perform national defense, homeland security, and emergency preparedness missions.

#### CHAPTER 8

##### DEPARTMENT OF STATE AND RELATED AGENCY

##### DEPARTMENT OF STATE

##### ADMINISTRATION OF FOREIGN AFFAIRS

##### DIPLOMATIC AND CONSULAR PROGRAMS

##### (INCLUDING TRANSFER OF FUNDS)

For an additional amount for “Diplomatic and Consular Programs”, \$34,103,000, to remain available until September 30, 2008, of which \$31,845,000 for World Wide Security Upgrades is available until expended: *Provided*, That of the amount available under this heading, \$258,000 shall be transferred to, and

merged with, funds available in fiscal year 2007 for expenses for the United States Commission on International Religious Freedom: *Provided further*, That within 15 days of enactment of this Act, the Office of Management and Budget shall apportion \$15,000,000 from amounts appropriated or otherwise made available by chapter 8 of title II of division B of Public Law 109-148 under the heading “Emergencies in the Diplomatic and Consular Service” to reimburse expenditures from that account in facilitating the evacuation of persons from Lebanon between July 16, 2006 and the date of enactment of this Act.

##### OFFICE OF THE INSPECTOR GENERAL

For an additional amount for “Office of Inspector General”, \$1,500,000, to remain available until December 31, 2008.

##### INTERNATIONAL ORGANIZATIONS

##### CONTRIBUTIONS TO INTERNATIONAL ORGANIZATIONS

For an additional amount for “Contributions to International Organizations”, \$50,000,000, to remain available until September 30, 2008.

##### BILATERAL ECONOMIC ASSISTANCE

##### FUNDS APPROPRIATED TO THE PRESIDENT

##### UNITED STATES AGENCY FOR INTERNATIONAL DEVELOPMENT

##### INTERNATIONAL DISASTER AND FAMINE ASSISTANCE

For an additional amount for “International Disaster and Famine Assistance”, \$60,000,000, to remain available until expended.

##### OPERATING EXPENSES OF THE UNITED STATES AGENCY FOR INTERNATIONAL DEVELOPMENT

For an additional amount for “Operating Expenses of the United States Agency for International Development”, \$3,000,000, to remain available until September 30, 2008.

##### OPERATING EXPENSES OF THE UNITED STATES AGENCY FOR INTERNATIONAL DEVELOPMENT OFFICE OF INSPECTOR GENERAL

For an additional amount for “Operating Expenses of the United States Agency for International Development Office of Inspector General”, \$3,500,000, to remain available until September 30, 2008.

##### OTHER BILATERAL ECONOMIC ASSISTANCE

##### ECONOMIC SUPPORT FUND

For an additional amount for “Economic Support Fund”, \$122,300,000, to remain available until September 30, 2008.

##### DEPARTMENT OF STATE

##### DEMOCRACY FUND

For an additional amount for “Democracy Fund”, \$5,000,000, to remain available until September 30, 2008.

##### INTERNATIONAL NARCOTICS CONTROL AND LAW ENFORCEMENT

##### (INCLUDING RESCISSION OF FUNDS)

For an additional amount for “International Narcotics Control and Law Enforcement”, \$42,000,000, to remain available until September 30, 2008.

Of the amounts made available for procurement of a maritime patrol aircraft for the Colombian Navy under this heading in Public Law 109-234, \$13,000,000 are rescinded.

##### MIGRATION AND REFUGEE ASSISTANCE

For an additional amount for “Migration and Refugee Assistance”, \$59,000,000, to remain available until September 30, 2008.

##### UNITED STATES EMERGENCY REFUGEE AND MIGRATION ASSISTANCE FUND

For an additional amount for “United States Emergency Refugee and Migration Assistance Fund”, \$25,000,000, to remain available until expended.

##### NONPROLIFERATION, ANTI-TERRORISM,

##### DEMING AND RELATED PROGRAMS

For an additional amount for “Non-proliferation, Anti-Terrorism, Deming and

Related Programs", \$30,000,000, to remain available until September 30, 2008.

#### MILITARY ASSISTANCE

##### FUNDS APPROPRIATED TO THE PRESIDENT FOREIGN MILITARY FINANCING PROGRAM

For an additional amount for "Foreign Military Financing Program", \$45,000,000, to remain available until September 30, 2008.

##### PEACEKEEPING OPERATIONS

For an additional amount for "Peacekeeping Operations", \$40,000,000, to remain available until September 30, 2008: *Provided*, That funds appropriated under this heading shall be made available, notwithstanding section 660 of the Foreign Assistance Act of 1961, for assistance for Liberia for security sector reform.

#### GENERAL PROVISIONS—THIS CHAPTER EXTENSION OF OVERSIGHT AUTHORITY

SEC. 3801. Section 3001(o)(1)(B) of the Emergency Supplemental Appropriations Act for Defense and for the Reconstruction of Iraq and Afghanistan, 2004 (Public Law 108-106; 117 Stat. 1238; 5 U.S.C. App., note to section 8G of Public Law 95-452), as amended by section 1054(b) of the John Warner National Defense Authorization Act for Fiscal Year 2007 (Public Law 109-364; 120 Stat. 2397) and section 2 of the Iraq Reconstruction Accountability Act of 2006 (Public Law 109-440), is amended by inserting "or fiscal year 2007" after "fiscal year 2006".

#### LEBANON

SEC. 3802. (a) LIMITATION ON ECONOMIC SUPPORT FUND ASSISTANCE FOR LEBANON.—None of the funds made available in this Act under the heading "Economic Support Fund" for cash transfer assistance for the Government of Lebanon may be made available for obligation until the Secretary of State reports to the Committees on Appropriations on Lebanon's economic reform plan and on the specific conditions and verifiable benchmarks that have been agreed upon by the United States and the Government of Lebanon pursuant to the Memorandum of Understanding on cash transfer assistance for Lebanon.

(b) LIMITATION ON FOREIGN MILITARY FINANCING PROGRAM AND INTERNATIONAL NARCOTICS CONTROL AND LAW ENFORCEMENT ASSISTANCE FOR LEBANON.—None of the funds made available in this Act under the heading "Foreign Military Financing Program" or "International Narcotics Control and Law Enforcement" for military or police assistance to Lebanon may be made available for obligation until the Secretary of State submits to the Committees on Appropriations a report on procedures established to determine eligibility of members and units of the armed forces and police forces of Lebanon to participate in United States training and assistance programs and on the end use monitoring of all equipment provided under such programs to the Lebanese armed forces and police forces.

(c) CERTIFICATION REQUIRED.—Prior to the initial obligation of funds made available in this Act for assistance for Lebanon under the headings "Foreign Military Financing Program" and "Nonproliferation, Anti-Terrorism, Demining and Related Programs", the Secretary of State shall certify to the Committees on Appropriations that all practicable efforts have been made to ensure that such assistance is not provided to or through any individual, or private or government entity, that advocates, plans, sponsors, engages in, or has engaged in, terrorist activity.

(d) REPORT REQUIRED.—Not later than 45 days after the date of the enactment of this Act, the Secretary of State shall submit to the Committees on Appropriations a report on the Government of Lebanon's actions to implement section 14 of United Nations Se-

curity Council Resolution 1701 (August 11, 2006).

(e) SPECIAL AUTHORITY.—This section shall be effective notwithstanding section 534(a) of Public Law 109-102, which is made applicable to funds appropriated for fiscal year 2007 by the Continuing Appropriations Resolution, 2007 (division B of Public Law 109-289, as amended by Public Law 110-5).

#### DEBT RESTRUCTURING

SEC. 3803. Amounts appropriated for fiscal year 2007 for "Bilateral Economic Assistance—Department of the Treasury—Debt Restructuring" may be used to assist Liberia in retiring its debt arrearages to the International Monetary Fund, the International Bank for Reconstruction and Development, and the African Development Bank.

#### GOVERNMENT ACCOUNTABILITY OFFICE

SEC. 3804. To facilitate effective oversight of programs and activities in Iraq by the Government Accountability Office (GAO), the Department of State shall provide GAO staff members the country clearances, life support, and logistical and security support necessary for GAO personnel to establish a presence in Iraq for periods of not less than 45 days.

#### HUMAN RIGHTS AND DEMOCRACY FUND

SEC. 3805. The Assistant Secretary of State for Democracy, Human Rights, and Labor shall be responsible for all policy, funding, and programming decisions regarding funds made available under this Act and prior Acts making appropriations for foreign operations, export financing and related programs for the Human Rights and Democracy Fund of the Bureau of Democracy, Human Rights, and Labor.

#### INSPECTOR GENERAL OVERSIGHT OF IRAQ AND AFGHANISTAN

SEC. 3806. (a) IN GENERAL.—Subject to paragraph (2), the Inspector General of the Department of State and the Broadcasting Board of Governors (referred to in this section as the "Inspector General") may use personal services contracts to engage citizens of the United States to facilitate and support the Office of the Inspector General's oversight of programs and operations related to Iraq and Afghanistan. Individuals engaged by contract to perform such services shall not, by virtue of such contract, be considered to be employees of the United States Government for purposes of any law administered by the Office of Personnel Management. The Secretary of State may determine the applicability to such individuals of any law administered by the Secretary concerning the performance of such services by such individuals.

(b) CONDITIONS.—The authority under paragraph (1) is subject to the following conditions:

(1) The Inspector General determines that existing personnel resources are insufficient.

(2) The contract length for a personal services contractor, including options, may not exceed 1 year, unless the Inspector General makes a finding that exceptional circumstances justify an extension of up to 1 additional year.

(3) Not more than 10 individuals may be employed at any time as personal services contractors under the program.

(c) TERMINATION OF AUTHORITY.—The authority to award personal services contracts under this section shall terminate on December 31, 2007. A contract entered into prior to the termination date under this paragraph may remain in effect until not later than December 31, 2009.

(d) OTHER AUTHORITIES NOT AFFECTED.—The authority under this section is in addition to any other authority of the Inspector General to hire personal services contractors.

#### FUNDING TABLES, REPORTS AND DIRECTIVES

SEC. 3807. (a) Funds provided in this Act for the following accounts shall be made available for countries, programs and activities in the amounts contained in the respective tables and should be expended consistent with the reporting requirements and directives included in the joint explanatory statement accompanying the conference report on H.R. 1591 of the 110th Congress (H. Rept. 110-107):

"Diplomatic and Consular Programs".

"Office of the Inspector General".

"Educational and Cultural Exchange Programs".

"Contributions to International Organizations".

"Contributions for International Peacekeeping Activities".

"Child Survival and Health Programs Fund".

"International Disaster and Famine Assistance".

"Operating Expenses of the United States Agency for International Development".

"Operating Expenses of the United States Agency for International Development Office of Inspector General".

"Economic Support Fund".

"Assistance for Eastern Europe and the Baltic States".

"Democracy Fund".

"International Narcotics Control and Law Enforcement".

"Migration and Refugee Assistance".

"Nonproliferation, Anti-Terrorism, Demining and Related Programs".

"Foreign Military Financing Program".

"Peacekeeping Operations".

(b) Any proposed increases or decreases to the amounts contained in the tables in the joint explanatory statement shall be subject to the regular notification procedures of the Committees on Appropriations and section 634A of the Foreign Assistance Act of 1961.

#### SPENDING PLAN AND NOTIFICATION PROCEDURES

SEC. 3808. Not later than 45 days after enactment of this Act the Secretary of State shall submit to the Committees on Appropriations a report detailing planned expenditures for funds appropriated under the headings in this chapter and under the headings in chapter 6 of title I, except for funds appropriated under the heading "International Disaster and Famine Assistance": *Provided*, That funds appropriated under the headings in this chapter and in chapter 6 of title I, except for funds appropriated under the heading named in this section, shall be subject to the regular notification procedures of the Committees on Appropriations.

#### CONDITIONS ON ASSISTANCE FOR PAKISTAN

SEC. 3809. None of the funds made available for assistance for the central Government of Pakistan under the heading "Economic Support Fund" in this Act may be made available for non-project assistance until the Secretary of State submits to the Committees on Appropriations a report on the oversight mechanisms, performance benchmarks, and implementation processes for such funds: *Provided*, That notwithstanding any other provision of law, funds made available for non-project assistance pursuant to the previous proviso shall be subject to the regular notification procedures of the Committees on Appropriations: *Provided further*, That of the funds made available for assistance for Pakistan under the heading "Economic Support Fund" in this Act, \$5,000,000 shall be made available for the Human Rights and Democracy Fund of the Bureau of Democracy, Human Rights, and Labor, Department of State, for political party development and election observation programs.

#### CIVILIAN RESERVE CORPS

SEC. 3810. Of the funds appropriated by this Act under the heading "Diplomatic and Consular Programs", up to \$50,000,000 may be



made available to support and maintain a civilian reserve corps: *Provided*, That none of the funds for a civilian reserve corps may be obligated without specific authorization in a subsequent Act of Congress: *Provided further*, That funds made available for this purpose shall be subject to the regular notification procedures of the Committees on Appropriations.

#### EXTENSION OF AVAILABILITY OF FUNDS

SEC. 3811. Section 1302(a) of Public Law 109-234 is amended by striking "one additional year" and inserting "two additional years".

**SPECIAL IMMIGRANT STATUS FOR CERTAIN ALIENS SERVING AS TRANSLATORS OR INTERPRETERS WITH FEDERAL AGENCIES**

SEC. 3812. (a) INCREASE IN NUMBERS ADMITTED.—Section 1059 of the National Defense Authorization Act for Fiscal Year 2006 (8 U.S.C. 1101 note) is amended—

(1) in subsection (b)(1)—

(A) in subparagraph (B), by striking "as a translator" and inserting "or under Chief of Mission authority, as a translator or interpreter";

(B) in subparagraph (C), by inserting "the Chief of Mission or" after "recommendation from"; and

(C) in subparagraph (D), by inserting "the Chief of Mission or" after "as determined by"; and

(2) in subsection (c)(1), by striking "section during any fiscal year shall not exceed 50." and inserting the following: "section—

"(A) during each of the fiscal years 2007 and 2008, shall not exceed 500; and

"(B) during any other fiscal year shall not exceed 50."

(b) ALIENS EXEMPT FROM EMPLOYMENT-BASED NUMERICAL LIMITATIONS.—Section 1059(c)(2) of such Act is amended—

(1) by amending the paragraph designation and heading to read as follows:

"(2) ALIENS EXEMPT FROM EMPLOYMENT-BASED NUMERICAL LIMITATIONS.—"; and

(2) by inserting "and shall not be counted against the numerical limitations under sections 201(d), 202(a), and 203(b)(4) of the Immigration and Nationality Act (8 U.S.C. 1151(d), 1152(a), and 1153(b)(4))" before the period at the end.

(c) ADJUSTMENT OF STATUS.—Section 1059 of such Act is further amended—

(1) by redesignating subsection (d) as subsection (e); and

(2) by inserting after subsection (c) the following:

"(d) ADJUSTMENT OF STATUS.—Notwithstanding paragraphs (2), (7) and (8) of section 245(c) of the Immigration and Nationality Act (8 U.S.C. 1255(c)), the Secretary of Homeland Security may adjust the status of an alien to that of a lawful permanent resident under section 245(a) of such Act if the alien—

"(1) was paroled or admitted as a non-immigrant into the United States; and

"(2) is otherwise eligible for special immigrant status under this section and under the Immigration and Nationality Act."

### TITLE IV—ADDITIONAL HURRICANE DISASTER RELIEF AND RECOVERY

#### CHAPTER 1

##### DEPARTMENT OF AGRICULTURE

##### GENERAL PROVISION—THIS CHAPTER

SEC. 4101. Section 1231(k)(2) of the Food Security Act of 1985 (16 U.S.C. 3831(k)(2)) is amended by striking "During calendar year 2006, the" and inserting "The".

#### CHAPTER 2

##### DEPARTMENT OF JUSTICE

##### OFFICE OF JUSTICE PROGRAMS

##### STATE AND LOCAL LAW ENFORCEMENT ASSISTANCE

For an additional amount for "State and Local Law Enforcement Assistance", for dis-

cretionary grants authorized by subpart 2 of part E, of title I of the Omnibus Crime Control and Safe Streets Act of 1968 as in effect on September 30, 2006, notwithstanding the provisions of section 511 of said Act, \$50,000,000, to remain available until expended: *Provided*, That the amount made available under this heading shall be for local law enforcement initiatives in the Gulf Coast region related to the aftermath of Hurricane Katrina: *Provided further*, That these funds shall be apportioned among the States in quotient to their level of violent crime as estimated by the Federal Bureau of Investigation's Uniform Crime Report for the year 2005.

#### DEPARTMENT OF COMMERCE

##### NATIONAL OCEANIC AND ATMOSPHERIC ADMINISTRATION

##### OPERATIONS, RESEARCH, AND FACILITIES

For an additional amount for "Operations, Research, and Facilities", for necessary expenses related to the consequences of Hurricanes Katrina and Rita on the shrimp and fishing industries, \$110,000,000, to remain available until September 30, 2008.

##### NATIONAL AERONAUTICS AND SPACE ADMINISTRATION

##### EXPLORATION CAPABILITIES

For an additional amount for "Exploration Capabilities" for necessary expenses related to the consequences of Hurricane Katrina, \$20,000,000, to remain available until September 30, 2009.

#### GENERAL PROVISIONS—THIS CHAPTER

SEC. 4201. Funds provided in this Act for the "Department of Commerce, National Oceanic and Atmospheric Administration, Operations, Research, and Facilities", shall be made available according to the language relating to such account in the joint explanatory statement accompanying the conference report on H.R. 1591 of the 110th Congress (H. Rept. 110-107).

SEC. 4202. Up to \$48,000,000 of amounts made available to the National Aeronautics and Space Administration in Public Law 109-148 and Public Law 109-234 for emergency hurricane and other natural disaster-related expenses may be used to reimburse hurricane-related costs incurred by NASA in fiscal year 2005.

#### CHAPTER 3

##### DEPARTMENT OF DEFENSE—CIVIL

##### DEPARTMENT OF THE ARMY

##### CORPS OF ENGINEERS—CIVIL

##### CONSTRUCTION

For an additional amount for "Construction" for necessary expenses related to the consequences of Hurricane Katrina and other hurricanes of the 2005 season, \$25,300,000, to remain available until expended, which may be used to continue construction of projects related to interior drainage for the greater New Orleans metropolitan area.

##### FLOOD CONTROL AND COASTAL EMERGENCIES

For an additional amount for "Flood Control and Coastal Emergencies", as authorized by section 5 of the Act of August 18, 1941 (33 U.S.C. 701n), for necessary expenses relating to the consequences of Hurricanes Katrina and Rita and for other purposes, \$1,407,700,000, to remain available until expended: *Provided*, That \$1,300,000,000 of the amount provided may be used by the Secretary of the Army to carry out projects and measures for the West Bank and Vicinity and Lake Ponchartrain and Vicinity, Louisiana, projects, as described under the heading "Flood Control and Coastal Emergencies", in chapter 3 of Public Law 109-148: *Provided further*, That \$107,700,000 of the amount provided may be used to implement the projects for hurricane storm damage re-

duction, flood damage reduction, and ecosystem restoration within Hancock, Harrison, and Jackson Counties, Mississippi substantially in accordance with the Report of the Chief of Engineers dated December 31, 2006, and entitled "Mississippi, Coastal Improvements Program Interim Report, Hancock, Harrison, and Jackson Counties, Mississippi": *Provided further*, That projects authorized for implementation under this Chief's report shall be carried out at full Federal expense, except that the non-Federal interests shall be responsible for providing for all costs associated with operation and maintenance of the project: *Provided further*, That any project using funds appropriated under this heading shall be initiated only after non-Federal interests have entered into binding agreements with the Secretary requiring the non-Federal interests to pay 100 percent of the operation, maintenance, repair, replacement, and rehabilitation costs of the project and to hold and save the United States free from damages due to the construction or operation and maintenance of the project, except for damages due to the fault or negligence of the United States or its contractors: *Provided further*, That the Chief of Engineers, acting through the Assistant Secretary of the Army for Civil Works, shall provide a monthly report to the House and Senate Committees on Appropriations detailing the allocation and obligation of these funds, beginning not later than 60 days after enactment of this Act.

#### GENERAL PROVISIONS—THIS CHAPTER

SEC. 4301. The Secretary is authorized and directed to determine the value of eligible reimbursable expenses incurred by local governments in storm-proofing pumping stations, constructing safe houses for operators, and other interim flood control measures in and around the New Orleans metropolitan area that the Secretary determines to be integral to the overall plan to ensure operability of the stations during hurricanes, storms and high water events and the flood control plan for the area.

SEC. 4302. (a) The Secretary of the Army is authorized and directed to utilize funds remaining available for obligation from the amounts appropriated in chapter 3 of Public Law 109-234 under the heading "Flood Control and Coastal Emergencies" for projects in the greater New Orleans metropolitan area to prosecute these projects in a manner which promotes the goal of continuing work at an optimal pace, while maximizing, to the greatest extent practicable, levels of protection to reduce the risk of storm damage to people and property.

(b) The expenditure of funds as provided in subsection (a) may be made without regard to individual amounts or purposes specified in chapter 3 of Public Law 109-234.

(c) Any reallocation of funds that are necessary to accomplish the goal established in subsection (a) are authorized, subject to the approval of the House and Senate Committees on Appropriation.

SEC. 4303. The Chief of Engineers shall investigate the overall technical advantages, disadvantages and operational effectiveness of operating the new pumping stations at the mouths of the 17th Street, Orleans Avenue and London Avenue canals in the New Orleans area directed for construction in Public Law 109-234 concurrently or in series with existing pumping stations serving these canals and the advantages, disadvantages and technical operational effectiveness of removing the existing pumping stations and configuring the new pumping stations and associated canals to handle all needed discharges to the lakefront or in combination with discharges directly to the Mississippi River in Jefferson Parish; and the advantages, disadvantages and technical operational effectiveness of replacing or improving the

floodwalls and levees adjacent to the three outfall canals: *Provided*, That the analysis should be conducted at Federal expense: *Provided further*, That the analysis shall be completed and furnished to the Congress not later than three months after enactment of this Act.

SEC. 4304. Using funds made available in Chapter 3 under title II of Public Law 109-234, under the heading "Investigations", the Secretary of the Army, in consultation with other agencies and the State of Louisiana shall accelerate completion as practicable the final report of the Chief of Engineers recommending a comprehensive plan to de-authorize deep draft navigation on the Mississippi River Gulf Outlet: *Provided*, That the plan shall incorporate and build upon the Interim Mississippi River Gulf Outlet Deep-Draft De-Authorization Report submitted to Congress in December 2006 pursuant to Public Law 109-234.

#### CHAPTER 4

##### SMALL BUSINESS ADMINISTRATION

###### DISASTER LOANS PROGRAM ACCOUNT

###### (INCLUDING TRANSFERS OF FUNDS)

Of the unobligated balances under the heading "Small Business Administration, Disaster Loans Program Account", \$181,069,000, to remain available until expended, shall be used for administrative expenses to carry out the disaster loan program, which may be transferred to and merged with "Small Business Administration, Salaries and Expenses", of which \$500,000 is for the Office of Inspector General of the Small Business Administration for audits and reviews of disaster loans and the disaster loan program and shall be paid to appropriations for the Office of Inspector General; of which \$171,569,000 is for direct administrative expenses of loan making and servicing to carry out the direct loan program; and of which \$9,000,000 is for indirect administrative expenses.

Of the unobligated balances under the heading "Small Business Administration, Disaster Loans Program Account", \$25,000,000 shall be made available for loans under section 7(b)(2) of the Small Business Act to pre-existing businesses located in an area for which the President declared a major disaster because of the hurricanes in the Gulf of Mexico in calendar year 2005, of which not to exceed \$8,750,000 is for direct administrative expenses and may be transferred to and merged with "Small Business Administration, Salaries and Expenses" to carry out the disaster loan program of the Small Business Administration.

Of the unobligated balances under the heading "Small Business Administration, Disaster Loans Program Account", \$150,000,000 is transferred to the "Federal Emergency Management Agency, Disaster Relief" account.

#### CHAPTER 5

##### DEPARTMENT OF HOMELAND SECURITY

###### FEDERAL EMERGENCY MANAGEMENT AGENCY

###### DISASTER RELIEF

###### (INCLUDING TRANSFER OF FUNDS)

For an additional amount for "Disaster Relief", \$710,000,000, to remain available until expended: *Provided*, That \$4,000,000 shall be transferred to "Office of Inspector General": *Provided further*, That the Government Accountability Office shall review how the Federal Emergency Management Agency develops its estimates of the funds needed to respond to any given disaster as described in House Report 110-60.

###### GENERAL PROVISIONS—THIS CHAPTER

SEC. 4501. (a) IN GENERAL.—Notwithstanding any other provision of law, including any agreement, the Federal share of as-

sistance, including direct Federal assistance, provided for the States of Louisiana, Mississippi, Florida, Alabama, and Texas in connection with Hurricanes Katrina, Wilma, Dennis, and Rita under sections 403, 406, 407, and 408 of the Robert T. Stafford Disaster Relief and Emergency Assistance Act (42 U.S.C. 5170b, 5172, 5173, and 5174) shall be 100 percent of the eligible costs under such sections.

###### (b) APPLICABILITY.—

(1) IN GENERAL.—The Federal share provided by subsection (a) shall apply to disaster assistance applied for before the date of enactment of this Act.

(2) LIMITATION.—In the case of disaster assistance provided under sections 403, 406, and 407 of the Robert T. Stafford Disaster Relief and Emergency Assistance Act, the Federal share provided by subsection (a) shall be limited to assistance provided for projects for which a "request for public assistance form" has been submitted.

SEC. 4502. (a) COMMUNITY DISASTER LOAN ACT.—

(1) IN GENERAL.—Section 2(a) of the Community Disaster Loan Act of 2005 (Public Law 109-88) is amended by striking "*Provided further*, That notwithstanding section 417(c)(1) of the Stafford Act, such loans may not be canceled:".

(2) EFFECTIVE DATE.—The amendment made by paragraph (1) shall be effective on the date of enactment of the Community Disaster Loan Act of 2005 (Public Law 109-88).

(b) EMERGENCY SUPPLEMENTAL APPROPRIATIONS ACT.—

(1) IN GENERAL.—Chapter 4 of title II of the Emergency Supplemental Appropriations Act for Defense, the Global War on Terror, and Hurricane Recovery, 2006 (Public Law 109-234) is amended under Federal Emergency Management Agency, "Disaster Assistance Direct Loan Program Account" by striking "*Provided further*, That notwithstanding section 417(c)(1) of such Act, such loans may not be canceled:".

(2) EFFECTIVE DATE.—The amendment made by paragraph (1) shall be effective on the date of enactment of the Emergency Supplemental Appropriations Act for Defense, the Global War on Terror, and Hurricane Recovery, 2006 (Public Law 109-234).

SEC. 4503. (a) IN GENERAL.—Section 2401 of the Emergency Supplemental Appropriations Act for Defense, the Global War on Terror, and Hurricane Recovery, 2006 (Public Law 109-234) is amended by striking "12 months" and inserting "24 months".

(b) EFFECTIVE DATE.—The amendment made by this section shall be effective on the date of enactment of the Emergency Supplemental Appropriations Act for Defense, the Global War on Terror, and Hurricane Recovery, 2006 (Public Law 109-234).

#### CHAPTER 6

##### DEPARTMENT OF THE INTERIOR

###### NATIONAL PARK SERVICE

###### HISTORIC PRESERVATION FUND

For an additional amount for the "Historic Preservation Fund" for necessary expenses related to the consequences of Hurricane Katrina and other hurricanes of the 2005 season, \$10,000,000, to remain available until September 30, 2008: *Provided*, That the funds provided under this heading shall be provided to the State Historic Preservation Officer, after consultation with the National Park Service, for grants for disaster relief in areas of Louisiana impacted by Hurricanes Katrina or Rita: *Provided further*, That grants shall be for the preservation, stabilization, rehabilitation, and repair of historic properties listed in or eligible for the National Register of Historic Places, for planning and technical assistance: *Provided further*, That grants

shall only be available for areas that the President determines to be a major disaster under section 102(2) of the Robert T. Stafford Disaster Relief and Emergency Assistance Act (42 U.S.C. 5122(2)) due to Hurricanes Katrina or Rita: *Provided further*, That individual grants shall not be subject to a non-Federal matching requirement: *Provided further*, That no more than 5 percent of funds provided under this heading for disaster relief grants may be used for administrative expenses.

###### GENERAL PROVISION—THIS CHAPTER

###### (INCLUDING TRANSFER OF FUNDS)

SEC. 4601. Of the disaster relief funds from Public Law 109-234, 120 Stat. 418, 461, (June 30, 2006), chapter 5, "National Park Service—Historic Preservation Fund", for necessary expenses related to the consequences of Hurricane Katrina and other hurricanes of the 2005 season that were allocated to the State of Mississippi by the National Park Service, \$500,000 is hereby transferred to the "National Park Service—National Recreation and Preservation" appropriation: *Provided*, That these funds may be used to reconstruct destroyed properties that at the time of destruction were listed in the National Register of Historic Places and are otherwise qualified to receive these funds: *Provided further*, That the State Historic Preservation Officer certifies that, for the community where that destroyed property was located, the property is iconic to or essential to illustrating that community's historic identity, that no other property in that community with the same associative historic value has survived, and that sufficient historical documentation exists to ensure an accurate reproduction.

#### CHAPTER 7

##### DEPARTMENT OF EDUCATION

###### HIGHER EDUCATION

For an additional amount under part B of title VII of the Higher Education Act of 1965 ("HEA") for institutions of higher education (as defined in section 101 or section 102(c) of that Act) that are located in an area in which a major disaster was declared in accordance with section 401 of the Robert T. Stafford Disaster Relief and Emergency Assistance Act related to Hurricanes Katrina or Rita, \$30,000,000: *Provided*, That such funds shall be available to the Secretary of Education only for payments to help defray the expenses (which may include lost revenue, reimbursement for expenses already incurred, and construction) incurred by such institutions of higher education that were forced to close, relocate or significantly curtail their activities as a result of damage directly caused by such hurricanes and for payments to enable such institutions to provide grants to students who attend such institutions for academic years beginning on or after July 1, 2006: *Provided further*, That such payments shall be made in accordance with criteria established by the Secretary and made publicly available without regard to section 437 of the General Education Provisions Act, section 553 of title 5, United States Code, or part B of title VII of the HEA: *Provided further*, That the Secretary shall award funds available under this paragraph not later than 60 days after the date of the enactment of this Act.

###### HURRICANE EDUCATION RECOVERY

For carrying out activities authorized by subpart 1 of part D of title V of the Elementary and Secondary Education Act of 1965, \$30,000,000, to remain available until expended, for use by the States of Louisiana, Mississippi, and Alabama primarily for recruiting, retaining, and compensating new and current teachers, school principals, assistant principals, principal resident directors, assistant directors, and other educators, who commit to work for at least

three years in school-based positions in public elementary and secondary schools located in an area with respect to which a major disaster was declared under section 401 of the Robert T. Stafford Disaster Relief and Emergency Assistance Act (42 U.S.C. 5170) by reason of Hurricane Katrina or Hurricane Rita, including through such mechanisms as paying salary premiums, performance bonuses, housing subsidies, signing bonuses, and relocation costs and providing loan forgiveness, with priority given to teachers and school-based school principals, assistant principals, principal resident directors, assistant directors, and other educators who previously worked or lived in one of the affected areas, are currently employed (or become employed) in such a school in any of the affected areas after those disasters, and commit to continue that employment for at least 3 years. *Provided*, That funds available under this heading to such States may also be used for 1 or more of the following activities: (1) to build the capacity, knowledge, and skill of teachers and school-based school principals, assistant principals, principal resident directors, assistant directors, and other educators in such public elementary and secondary schools to provide an effective education, including the design, adaptation, and implementation of high-quality formative assessments; (2) the establishment of partnerships with nonprofit entities with a demonstrated track record in recruiting and retaining outstanding teachers and other school-based school principals, assistant principals, principal resident directors, and assistant directors; and (3) paid release time for teachers and principals to identify and replicate successful practices from the fastest-improving and highest-performing schools. *Provided further*, That the Secretary of Education shall allocate amounts available under this heading among such States that submit applications; that such allocation shall be based on the number of public elementary and secondary schools in each State that were closed for 19 days or more during the period beginning on August 29, 2005, and ending on December 31, 2005, due to Hurricane Katrina or Hurricane Rita; and that such States shall in turn allocate funds to local educational agencies, with priority given first to such agencies with the highest percentages of public elementary and secondary schools that are closed as a result of such hurricanes as of the date of enactment of this Act and then to such agencies with the highest percentages of public elementary and secondary schools with a student-teacher ratio of at least 25 to 1, and with any remaining amounts to be distributed to such agencies with demonstrated need, as determined by the State Superintendent of Education. *Provided further*, That, in the case of any State that chooses to use amounts available under this heading for performance bonuses, not later than 60 days after the date of enactment of this Act, and in collaboration with local educational agencies, teachers' unions, local principals' organizations, local parents' organizations, local business organizations, and local charter schools organizations, the State educational agency shall develop a plan for a rating system for performance bonuses, and if no agreement has been reached that is satisfactory to all consulting entities by such deadline, the State educational agency shall immediately send a letter notifying Congress and shall, not later than 30 days after such notification, establish and implement a rating system that shall be based on classroom observation and feedback more than once annually, conducted by multiple sources (including, but not limited to, principals and master teachers), and evaluated against research-based rubrics that use planning, instructional, and learning environment standards to measure

teacher performance, except that the requirements of this proviso shall not apply to a State that has enacted a State law in 2006 authorizing performance pay for teachers.

#### PROGRAMS TO RESTART SCHOOL OPERATIONS

Funds made available under section 102 of the Hurricane Education Recovery Act (title IV of division B of Public Law 109-148) may be used by the States of Louisiana, Mississippi, Alabama, and Texas, in addition to the uses of funds described in section 102(e), for the following costs: (1) recruiting, retaining, and compensating new and current teachers, school principals, assistant principals, principal resident directors, assistant directors, and other educators for school-based positions in public elementary and secondary schools impacted by Hurricane Katrina or Hurricane Rita, including through such mechanisms as paying salary premiums, performance bonuses, housing subsidies, signing bonuses, and relocation costs and providing loan forgiveness; (2) activities to build the capacity, knowledge, and skills of teachers and school-based school principals, assistant principals, principal resident directors, assistant directors, and other educators in such public elementary and secondary schools to provide an effective education, including the design, adaptation, and implementation of high-quality formative assessments; (3) the establishment of partnerships with nonprofit entities with a demonstrated track record in recruiting and retaining outstanding teachers and school-based school principals, assistant principals, principal resident directors, and assistant directors; and (4) paid release time for teachers and principals to identify and replicate successful practices from the fastest-improving and highest-performing schools.

#### GENERAL PROVISIONS—THIS CHAPTER

SEC. 4701. Section 105(b) of title IV of division B of Public Law 109-148 is amended by adding at the end the following new sentence: "With respect to the program authorized by section 102 of this Act, the waiver authority in subsection (a) of this section shall be available until the end of fiscal year 2008."

SEC. 4702. Notwithstanding section 2002(c) of the Social Security Act (42 U.S.C. 1397a(c)), funds made available under the heading "Social Services Block Grant" in division B of Public Law 109-148 shall be available for expenditure by the States through the end of fiscal year 2009.

SEC. 4703. (a) In the event that Louisiana, Mississippi, Alabama, or Texas fails to meet its match requirement with funds appropriated in fiscal years 2006 or 2007, for fiscal years 2008 and 2009, the Secretary of Health and Human Services may waive the application of section 2617(d)(4) of the Public Health Service Act for Louisiana, Mississippi, Alabama, and Texas.

(b) The Secretary may not exercise the waiver authority available under subsection (a) to allow a grantee to provide less than a 25 percent matching grant.

(c) For grant years beginning in 2008, Louisiana, Mississippi, Alabama, and Texas and any eligible metropolitan area in Louisiana, Mississippi, Alabama, and Texas shall comply with each of the applicable requirements under title XXVI of the Public Health Service Act (42 U.S.C. 300ff-11 et seq.).

#### CHAPTER 8

##### DEPARTMENT OF TRANSPORTATION

##### FEDERAL HIGHWAY ADMINISTRATION

##### FEDERAL-AID HIGHWAYS

##### EMERGENCY RELIEF PROGRAM

##### (INCLUDING RESCISSION OF FUNDS)

For an additional amount for the Emergency Relief Program as authorized under

section 125 of title 23, United States Code, \$871,022,000, to remain available until expended: *Provided*, That section 125(d)(1) of title 23, United States Code, shall not apply to emergency relief projects that respond to damage caused by the 2005-2006 winter storms in the State of California: *Provided further*, That of the unobligated balances of funds apportioned to each State under chapter 1 of title 23, United States Code, \$871,022,000 are rescinded: *Provided further*, That such rescission shall not apply to the funds distributed in accordance with sections 130(f) and 104(b)(5) of title 23, United States Code; sections 133(d)(1) and 163 of such title, as in effect on the day before the date of enactment of Public Law 109-59; and the first sentence of section 133(d)(3)(A) of such title.

#### FEDERAL TRANSIT ADMINISTRATION

##### FORMULA GRANTS

For an additional amount to be allocated by the Secretary to recipients of assistance under chapter 53 of title 49, United States Code, directly affected by Hurricanes Katrina and Rita, \$35,000,000, for the operating and capital costs of transit services, to remain available until expended: *Provided*, That the Federal share for any project funded from this amount shall be 100 percent.

#### DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT

##### OFFICE OF INSPECTOR GENERAL

For an additional amount for the Office of Inspector General, for the necessary costs related to the consequences of Hurricanes Katrina and Rita, \$7,000,000, to remain available until expended.

#### GENERAL PROVISIONS—THIS CHAPTER

SEC. 4801. The third proviso under the heading "Department of Housing and Urban Development—Public and Indian Housing—Tenant-Based Rental Assistance" in chapter 9 of title I of division B of Public Law 109-148 (119 Stat. 2779) is amended by striking "for up to 18 months" and inserting "until December 31, 2007".

SEC. 4802. Section 21033 of the Continuing Appropriations Resolution, 2007 (division B of Public Law 109-289, as amended by Public Law 110-5) is amended by adding after the third proviso: "": *Provided further*, That notwithstanding the previous proviso, except for applying the 2007 Annual Adjustment Factor and making any other specified adjustments, public housing agencies specified in category 1 below shall receive funding for calendar year 2007 based on the higher of the amounts the agencies would receive under the previous proviso or the amounts the agencies received in calendar year 2006, and public housing agencies specified in categories 2 and 3 below shall receive funding for calendar year 2007 equal to the amounts the agencies received in calendar year 2006, except that public housing agencies specified in categories 1 and 2 below shall receive funding under this proviso only if, and to the extent that, any such public housing agency submits a plan, approved by the Secretary, that demonstrates that the agency can effectively use within 12 months the funding that the agency would receive under this proviso that is in addition to the funding that the agency would receive under the previous proviso: (1) public housing agencies that are eligible for assistance under section 901 in Public Law 109-148 (119 Stat. 2781) or are located in the same counties as those eligible under section 901 and operate voucher programs under section 8(o) of the United States Housing Act of 1937 but do not operate public housing under section 9 of such Act, and any public housing agency that otherwise qualifies under this category must demonstrate that they have experienced a loss of rental housing stock as a result of the 2005 hurricanes; (2) public housing agencies that would

receive less funding under the previous proviso than they would receive under this proviso and that have been placed in receivership or the Secretary has declared to be in breach of an Annual Contributions Contract by June 1, 2007; and (3) public housing agencies that spent more in calendar year 2006 than the total of the amounts of any such public housing agency's allocation amount for calendar year 2006 and the amount of any such public housing agency's available housing assistance payments undesignated funds balance from calendar year 2005 and the amount of any such public housing agency's available administrative fees undesignated funds balance through calendar year 2006".

SEC. 4803. Section 901 of Public Law 109-148 is amended by deleting "calendar year 2006" and inserting "calendar years 2006 and 2007".

#### CHAPTER 9

##### DEPARTMENT OF VETERANS AFFAIRS

###### DEPARTMENTAL ADMINISTRATION

###### CONSTRUCTION, MINOR PROJECTS

###### (INCLUDING RESCISSION OF FUNDS)

For an additional amount for Department of Veterans Affairs, "Construction, Minor Projects", \$14,484,754, to remain available until September 30, 2008, for necessary expenses related to the consequences of Hurricane Katrina and other hurricanes of the 2005 season.

Of the funds available until September 30, 2007, for the "Construction, Minor Projects" account of the Department of Veterans Affairs, pursuant to section 2702 of Public Law 109-234, \$14,484,754 are hereby rescinded.

#### TITLE V—OTHER EMERGENCY APPROPRIATIONS

#### CHAPTER 1

##### DEPARTMENT OF AGRICULTURE

###### GENERAL PROVISION—THIS CHAPTER

SEC. 5101. In addition to any other available funds, there is hereby appropriated \$40,000,000 to the Secretary of Agriculture, to remain available until expended, for programs and activities of the Department of Agriculture, as determined by the Secretary, to provide recovery assistance in response to damage in conjunction with the Presidential declaration of a major disaster (FEMA-1699-DR) dated May 6, 2007, for needs not met by the Federal Emergency Management Agency or private insurers: *Provided*, That, in addition, the Secretary may use funds provided under this section, consistent with the provisions of this section, to respond to any other Presidential declaration of a major disaster issued under the authority of the Robert T. Stafford Disaster Relief and Emergency Assistance Act, 42 U.S.C. 5121-5206 (the Stafford Act), declared during fiscal year 2007 for events occurring before the date of the enactment of this Act or a Secretary of Agriculture declaration of a natural disaster, declared during fiscal year 2007 for events occurring before the date of the enactment of this Act.

#### CHAPTER 2

##### DEPARTMENT OF COMMERCE

###### NATIONAL OCEANIC AND ATMOSPHERIC ADMINISTRATION

###### OPERATIONS, RESEARCH, AND FACILITIES

For an additional amount for "Operations, Research, and Facilities", \$60,400,000, to remain available until September 30, 2008: *Provided*, That the National Marine Fisheries Service shall cause such amounts to be distributed among eligible recipients of assistance for the commercial fishery failure designated under section 312(a) of the Magnuson-Stevens Fishery Conservation and Management Act (16 U.S.C. 1861a(a)) and declared by the Secretary of Commerce on August 10, 2006.

#### CHAPTER 3

##### DEPARTMENT OF DEFENSE—CIVIL

###### DEPARTMENT OF THE ARMY

###### CORPS OF ENGINEERS—CIVIL

###### INVESTIGATIONS

For an additional amount for "Investigations" for flood damage reduction studies to address flooding associated with disasters covered by Presidential Disaster Declaration FEMA-1692-DR, \$8,165,000, to remain available until expended.

###### CONSTRUCTION

For an additional amount for "Construction" for flood damage reduction activities associated with disasters covered by Presidential Disaster Declarations FEMA-1692-DR and FEMA-1694-DR, \$11,200,000, to remain available until expended.

###### OPERATION AND MAINTENANCE

For an additional amount for "Operation and Maintenance" to dredge navigation channels related to the consequences of hurricanes of the 2005 season, \$3,000,000, to remain available until expended.

###### FLOOD CONTROL AND COASTAL EMERGENCIES

For an additional amount for "Flood Control and Coastal Emergencies", as authorized by section 5 of the Act of August 18, 1941 (33 U.S.C. 701n), to support emergency operations, repairs and other activities in response to flood, drought and earthquake emergencies as authorized by law, \$153,300,000, to remain available until expended: *Provided*, That the Chief of Engineers, acting through the Assistant Secretary of the Army for Civil Works, shall provide a monthly report to the House and Senate Committees on Appropriations detailing the allocation and obligation of these funds, beginning not later than 60 days after enactment of this Act: *Provided further*, That of the funds provided under this heading, \$7,000,000 shall be available for drought emergency assistance.

##### DEPARTMENT OF THE INTERIOR

###### BUREAU OF RECLAMATION

###### WATER AND RELATED RESOURCES

For an additional amount for "Water and Related Resources", \$18,000,000, to remain available until expended for drought assistance: *Provided*, That drought assistance may be provided under the Reclamation States Drought Emergency Act or other applicable Reclamation authorities to assist drought plagued areas of the West.

#### CHAPTER 4

##### DEPARTMENT OF THE INTERIOR

###### BUREAU OF LAND MANAGEMENT

###### WILDLAND FIRE MANAGEMENT

###### (INCLUDING TRANSFER OF FUNDS)

For an additional amount for "Wildland Fire Management", \$95,000,000, to remain available until expended, for urgent wildland fire suppression activities: *Provided*, That such funds shall only become available if funds previously provided for wildland fire suppression will be exhausted imminently and the Secretary of the Interior notifies the House and Senate Committees on Appropriations in writing of the need for these additional funds: *Provided further*, That such funds are also available for repayment to other appropriations accounts from which funds were transferred for wildfire suppression.

###### UNITED STATES FISH AND WILDLIFE SERVICE

###### RESOURCE MANAGEMENT

For an additional amount for "Resource Management" for the detection of highly pathogenic avian influenza in wild birds, including the investigation of morbidity and mortality events, targeted surveillance in live wild birds, and targeted surveillance in

hunter-taken birds, \$7,398,000, to remain available until September 30, 2008.

###### NATIONAL PARK SERVICE

###### OPERATION OF THE NATIONAL PARK SYSTEM

For an additional amount for "Operation of the National Park System" for the detection of highly pathogenic avian influenza in wild birds, including the investigation of morbidity and mortality events, \$525,000, to remain available until September 30, 2008.

###### UNITED STATES GEOLOGICAL SURVEY

###### SURVEYS, INVESTIGATIONS, AND RESEARCH

For an additional amount for "Surveys, Investigations, and Research" for the detection of highly pathogenic avian influenza in wild birds, including the investigation of morbidity and mortality events, targeted surveillance in live wild birds, and targeted surveillance in hunter-taken birds, \$5,270,000, to remain available until September 30, 2008.

##### DEPARTMENT OF AGRICULTURE

###### FOREST SERVICE

###### NATIONAL FOREST SYSTEM

For an additional amount for "National Forest System" for the implementation of a nationwide initiative to increase protection of national forest lands from drug-trafficking organizations, including funding for additional law enforcement personnel, training, equipment and cooperative agreements, \$12,000,000, to remain available until expended.

###### WILDLAND FIRE MANAGEMENT

###### (INCLUDING TRANSFER OF FUNDS)

For an additional amount for "Wildland Fire Management", \$370,000,000, to remain available until expended, for urgent wildland fire suppression activities: *Provided*, That such funds shall only become available if funds provided previously for wildland fire suppression will be exhausted imminently and the Secretary of Agriculture notifies the House and Senate Committees on Appropriations in writing of the need for these additional funds: *Provided further*, That such funds are also available for repayment to other appropriation accounts from which funds were transferred for wildfire suppression.

###### GENERAL PROVISION—THIS CHAPTER

SEC. 5401. (a) For fiscal year 2007, payments shall be made from any revenues, fees, penalties, or miscellaneous receipts described in sections 102(b)(3) and 103(b)(2) of the Secure Rural Schools and Community Self-Determination Act of 2000 (Public Law 106-393; 16 U.S.C. 500 note), not to exceed \$100,000,000, and the payments shall be made, to the maximum extent practicable, in the same amounts, for the same purposes, and in the same manner as were made to States and counties in 2006 under that Act.

(b) There is appropriated \$425,000,000, to remain available until December 31, 2007, to be used to cover any shortfall for payments made under this section from funds not otherwise appropriated.

(c) Titles II and III of Public Law 106-393 are amended, effective September 30, 2006, by striking "2006" and "2007" each place they appear and inserting "2007" and "2008", respectively.

#### CHAPTER 5

##### DEPARTMENT OF HEALTH AND HUMAN SERVICES

###### SERVICES

###### CENTERS FOR DISEASE CONTROL AND PREVENTION

###### DISEASE CONTROL, RESEARCH AND TRAINING

For an additional amount for "Department of Health and Human Services, Centers for Disease Control and Prevention, Disease Control, Research and Training", to carry out section 501 of the Federal Mine Safety and Health Act of 1977 and section 6 of the

Mine Improvement and New Emergency Response Act of 2006, \$13,000,000 for research to develop mine safety technology, including necessary repairs and improvements to leased laboratories: *Provided*, That progress reports on technology development shall be submitted to the House and Senate Committees on Appropriations and the Committee on Health, Education, Labor and Pensions of the Senate and the Committee on Education and Labor of the House of Representatives on a quarterly basis: *Provided further*, That the amount provided under this heading shall remain available until September 30, 2008.

For an additional amount for "Department of Health and Human Services, Centers for Disease Control and Prevention, Disease Control, Research and Training", to carry out activities under section 5011(b) of the Emergency Supplemental Appropriations Act to Address Hurricanes in the Gulf of Mexico and Pandemic Influenza, 2006 (Public Law 109-148), \$50,000,000, to remain available until expended.

**GENERAL PROVISIONS—THIS CHAPTER**  
(INCLUDING RESCISSIONS)

SEC. 5501. (a) From unexpended balances available for the Training and Employment Services account under the Department of Labor, the following amounts are hereby rescinded—

(1) \$3,589,000 transferred pursuant to the 2001 Emergency Supplemental Appropriations Act for Recovery from and Response to Terrorist Attacks on the United States (Public Law 107-38);

(2) \$834,000 transferred pursuant to the Emergency Supplemental Appropriations Act of 1994 (Public Law 103-211); and

(3) \$71,000 for the Consortium for Worker Education pursuant to the Emergency Supplemental Act, 2002 (Public Law 107-117).

(b) From unexpended balances available for the State Unemployment Insurance and Employment Service Operations account under the Department of Labor pursuant to the Emergency Supplemental Act, 2002 (Public Law 107-117), \$4,100,000 are hereby rescinded.

SEC. 5502. (a) For an additional amount under "Department of Education, Safe Schools and Citizenship Education", \$8,594,000 shall be available for Safe and Drug-Free Schools National Programs for competitive grants to local educational agencies to address youth violence and related issues.

(b) The competition under subsection (a) shall be limited to local educational agencies that operate schools currently identified as persistently dangerous under section 9532 of the Elementary and Secondary Education Act of 1965.

SEC. 5503. Unobligated balances from funds appropriated in the Department of Defense and Emergency Supplemental Appropriations for Recovery from and Response to Terrorist Attacks on the United States Act, 2002 (Public Law 107-117) to the Department of Health and Human Services under the heading "Public Health and Social Services Emergency Fund" that are available for bioterrorism preparedness and disaster response activities in the Office of the Secretary shall also be available for the construction, renovation and improvement of facilities on federally-owned land as necessary for continuity of operations activities.

**CHAPTER 6**  
**LEGISLATIVE BRANCH**  
**CAPITOL POLICE**  
**GENERAL EXPENSES**

For an additional amount for "Capitol Police, General Expenses", \$10,000,000 for a radio modernization program, to remain available until expended: *Provided*, That the Chief of the Capitol Police may not obligate

any of the funds appropriated under this heading without approval of an obligation plan by the Committees on Appropriations of the Senate and the House of Representatives.

**ARCHITECT OF THE CAPITOL**  
**CAPITOL POWER PLANT**

For an additional amount for "Capitol Power Plant", \$50,000,000, for utility tunnel repairs and asbestos abatement, to remain available until September 30, 2011: *Provided*, That the Architect of the Capitol may not obligate any of the funds appropriated under this heading without approval of an obligation plan by the Committees on Appropriations of the Senate and House of Representatives.

**CHAPTER 7**

**DEPARTMENT OF VETERANS AFFAIRS**  
**VETERANS HEALTH ADMINISTRATION**  
**MEDICAL SERVICES**

For an additional amount for "Medical Services", \$466,778,000, to remain available until expended, of which \$30,000,000 shall be for the establishment of at least one new Level I comprehensive polytrauma center; \$9,440,000 shall be for the establishment of polytrauma residential transitional rehabilitation programs; \$10,000,000 shall be for additional transition caseworkers; \$20,000,000 shall be for substance abuse treatment programs; \$20,000,000 shall be for readjustment counseling; \$10,000,000 shall be for blind rehabilitation services; \$100,000,000 shall be for enhancements to mental health services; \$8,000,000 shall be for polytrauma support clinic teams; \$5,356,000 shall be for additional polytrauma points of contact; \$228,982,000 shall be for treatment of Operation Enduring Freedom and Operation Iraqi Freedom veterans; and \$25,000,000 shall be for prosthetics.

**MEDICAL ADMINISTRATION**

For an additional amount for "Medical Administration", \$250,000,000, to remain available until expended.

**MEDICAL FACILITIES**

For an additional amount for "Medical Facilities", \$595,000,000, to remain available until expended, of which \$45,000,000 shall be used for facility and equipment upgrades at the Department of Veterans Affairs polytrauma network sites; and \$550,000,000 shall be for non-recurring maintenance as identified in the Department of Veterans Affairs Facility Condition Assessment report: *Provided*, That the amount provided under this heading for non-recurring maintenance shall be allocated in a manner not subject to the Veterans Equitable Resource Allocation: *Provided further*, That within 30 days of enactment of this Act the Secretary shall submit to the Committees on Appropriations of both Houses of Congress an expenditure plan, by project, for non-recurring maintenance prior to obligation: *Provided further*, That semi-annually, on October 1 and April 1, the Secretary shall submit to the Committees on Appropriations of both Houses of Congress a report on the status of funding for non-recurring maintenance, including obligations and unobligated balances for each project identified in the expenditure plan.

**MEDICAL AND PROSTHETIC RESEARCH**

For an additional amount for "Medical and Prosthetic Research", \$32,500,000, to remain available until expended, which shall be used for research related to the unique medical needs of returning Operation Enduring Freedom and Operation Iraqi Freedom veterans.

**DEPARTMENTAL ADMINISTRATION**  
**GENERAL OPERATING EXPENSES**  
(INCLUDING TRANSFER OF FUNDS)

For an additional amount for "General Operating Expenses", \$83,200,000, to remain available until expended, of which \$1,250,000

shall be for digitization of military records; \$60,750,000 shall be for expenses related to hiring and training new claims processing personnel; up to \$1,200,000 shall be for an independent study of the organizational structure, management and coordination processes, including seamless transition, utilized by the Department of Veterans Affairs to provide health care and benefits to active duty personnel and veterans, including those returning Operation Enduring Freedom and Operation Iraqi Freedom veterans; and \$20,000,000 shall be for disability examinations: *Provided*, That not to exceed \$1,250,000 of the amount appropriated under this heading may be transferred to the Department of Defense for the digitization of military records used to verify stressors for benefits claims.

**INFORMATION TECHNOLOGY SYSTEMS**

For an additional amount for "Information Technology Systems", \$35,100,000, to remain available until expended, of which \$20,000,000 shall be for information technology support and improvements for processing of Operation Enduring Freedom and Operation Iraqi Freedom veterans benefits claims, including making electronic Department of Defense medical records available for claims processing and enabling electronic benefits applications by veterans; and \$15,100,000 shall be for electronic data breach remediation and prevention.

**CONSTRUCTION, MINOR PROJECTS**

For an additional amount for "Construction, Minor Projects", \$326,000,000, to remain available until expended, of which up to \$36,000,000 shall be for construction costs associated with the establishment of polytrauma residential transitional rehabilitation programs.

**GENERAL PROVISIONS—THIS CHAPTER**

SEC. 5701. The Director of the Congressional Budget Office shall, not later than November 15, 2007, submit to the Committees on Appropriations of the House of Representatives and the Senate a report projecting appropriations necessary for the Departments of Defense and Veterans Affairs to continue providing necessary health care to veterans of the conflicts in Iraq and Afghanistan. The projections should span several scenarios for the duration and number of forces deployed in Iraq and Afghanistan, and more generally, for the long-term health care needs of deployed troops engaged in the global war on terrorism over the next ten years.

SEC. 5702. Notwithstanding any other provision of law, appropriations made by Public Law 110-5, which the Secretary of Veterans Affairs contributes to the Department of Defense/Department of Veterans Affairs Health Care Sharing Incentive Fund under the authority of section 8111(d) of title 38, United States Code, shall remain available until expended for any purpose authorized by section 8111 of title 38, United States Code.

SEC. 5703. (a)(1) The Secretary of Veterans Affairs (referred to in this section as the "Secretary") may convey to the State of Texas, without consideration, all rights, title, and interest of the United States in and to the parcel of real property comprising the location of the Marlin, Texas, Department of Veterans Affairs Medical Center.

(2) The property conveyed under paragraph (1) shall be used by the State of Texas for the purposes of a prison.

(b) In carrying out the conveyance under subsection (a), the Secretary shall conduct environmental cleanup on the parcel to be conveyed, at a cost not to exceed \$500,000, using amounts made available for environmental cleanup of sites under the jurisdiction of the Secretary.

(c) Nothing in this section may be construed to affect or limit the application of or

obligation to comply with any environmental law, including section 120(h) of the Comprehensive Environmental Response, Compensation, and Liability Act of 1980 (42 U.S.C. 9620(h)).

SEC. 5704. (a) Funds provided in this Act for the following accounts shall be made available for programs under the conditions contained in the language of the joint explanatory statement of managers accompanying the conference report on H.R. 1591 of the 110th Congress (H. Rept. 110-107):

“Medical Services”.  
 “Medical Administration”.  
 “Medical Facilities”.  
 “Medical and Prosthetic Research”.  
 “General Operating Expenses”.  
 “Information Technology Systems”.  
 “Construction, Minor Projects”.

(b) The Secretary of Veterans Affairs shall submit all reports requested in House Report 110-60 and Senate Report 110-37, to the Committees on Appropriations of both Houses of Congress.

SEC. 5705. Subsection (d) of section 2023 of title 38, United States Code, is amended by striking “shall cease” and all that follows through “program” and inserting “shall cease on September 30, 2007”.

## TITLE VI—OTHER MATTERS

### CHAPTER 1

#### DEPARTMENT OF AGRICULTURE

##### FARM SERVICE AGENCY

##### SALARIES AND EXPENSES

For an additional amount for “Salaries and Expenses” of the Farm Service Agency, \$37,500,000, to remain available until September 30, 2008: *Provided*, That this amount shall only be available for network and database/application stabilization.

### GENERAL PROVISIONS—THIS CHAPTER

SEC. 6101. Of the funds made available through appropriations to the Food and Drug Administration for fiscal year 2007, not less than \$4,000,000 shall be for the Office of Women’s Health of such Administration.

SEC. 6102. None of the funds made available to the Department of Agriculture for fiscal year 2007 may be used to implement the risk-based inspection program in the 30 prototype locations announced on February 22, 2007, by the Under Secretary for Food Safety, or at any other locations, until the USDA Office of Inspector General has provided its findings to the Food Safety and Inspection Service and the Committees on Appropriations of the House of Representatives and the Senate on the data used in support of the development and design of the risk-based inspection program and FSIS has addressed and resolved issues identified by OIG.

### CHAPTER 2

### GENERAL PROVISIONS—THIS CHAPTER

SEC. 6201. Hereafter, federal employees at the National Energy Technology Laboratory shall be classified as inherently governmental for the purpose of the Federal Activities Inventory Reform Act of 1998 (31 U.S.C. 501 note).

SEC. 6202. None of the funds made available under this or any other Act shall be used during fiscal year 2007 to make, or plan or prepare to make, any payment on bonds issued by the Administrator of the Bonneville Power Administration (referred in this section as the “Administrator”) or for an appropriated Federal Columbia River Power System investment, if the payment is both—

(1) greater, during any fiscal year, than the payments calculated in the rate hearing of the Administrator to be made during that fiscal year using the repayment method used to establish the rates of the Administrator as in effect on October 1, 2006; and

(2) based or conditioned on the actual or expected net secondary power sales receipts of the Administrator.

## CHAPTER 3

### GENERAL PROVISIONS—THIS CHAPTER

SEC. 6301. (a) Section 102(a)(3)(B) of the Help America Vote Act of 2002 (42 U.S.C. 15302(a)(3)(B)) is amended by striking “January 1, 2006” and inserting “March 1, 2008”.

(b) The amendment made by subsection (a) shall take effect as if included in the enactment of the Help America Vote Act of 2002.

SEC. 6302. The structure of any of the offices or components within the Office of National Drug Control Policy shall remain as they were on October 1, 2006. None of the funds appropriated or otherwise made available in the Continuing Appropriations Resolution, 2007 (Public Law 110-5) may be used to implement a reorganization of offices within the Office of National Drug Control Policy without the explicit approval of the Committees on Appropriations of the House of Representatives and the Senate.

SEC. 6303. From the amount provided by section 21067 of the Continuing Appropriations Resolution, 2007 (Public Law 110-5), the National Archives and Records Administration may obligate monies necessary to carry out the activities of the Public Interest Declassification Board.

SEC. 6304. Notwithstanding the notice requirement of the Transportation, Treasury, Housing and Urban Development, the Judiciary, the District of Columbia, and Independent Agencies Appropriations Act, 2006, 119 Stat. 2509 (Public Law 109-115), as continued in section 104 of the Continuing Appropriations Resolution, 2007 (Public Law 110-5), the District of Columbia Courts may reallocate not more than \$1,000,000 of the funds provided for fiscal year 2007 under the Federal Payment to the District of Columbia Courts for facilities among the items and entities funded under that heading for operations.

SEC. 6305. (a) Not later than 90 days after the date of enactment of this Act, the Secretary of the Treasury, in coordination with the Securities and Exchange Commission and in consultation with the Departments of State and Energy, shall prepare and submit to the Senate Committee on Appropriations, the House Committee on Appropriations, the Senate Committee on Banking, Housing, and Urban Affairs, the House Committee on Financial Services, the Senate Foreign Relations Committee, and the House Foreign Affairs Committee a written report, which may include a classified annex, containing the names of companies which either directly or through a parent or subsidiary company, including partly-owned subsidiaries, are known to conduct significant business operations in Sudan relating to natural resource extraction, including oil-related activities and mining of minerals. The reporting provision shall not apply to companies operating under licenses from the Office of Foreign Assets Control or otherwise expressly exempted under United States law from having to obtain such licenses in order to operate in Sudan.

(b) Not later than 45 days following the submission to Congress of the list of companies conducting business operations in Sudan relating to natural resource extraction as required above, the General Services Administration shall determine whether the United States Government has an active contract for the procurement of goods or services with any of the identified companies, and provide notification to the appropriate committees of Congress, which may include a classified annex, regarding the companies, nature of the contract, and dollar amounts involved.

### (INCLUDING RESCISSION)

SEC. 6306. (a) Of the funds provided for the General Services Administration, “Office of Inspector General” in section 21061 of the Continuing Appropriations Resolution, 2007

(division B of Public Law 109-289, as amended by Public Law 110-5), \$4,500,000 are rescinded.

(b) For an additional amount for the General Services Administration, “Office of Inspector General”, \$4,500,000, to remain available until September 30, 2008.

(c) With the additional amount of \$9,336,000 appropriated in Public Law 110-5 and in this Act, above the amount appropriated in Public Law 109-115, of which \$4,500,000 remains available for obligation in fiscal year 2008, the Office of Inspector General shall hire additional staff for internal audits and investigations, and the remaining funds shall be for one-time associated needs such as information technology and other such administrative support.

SEC. 6307. Section 21073 of the Continuing Appropriations Resolution, 2007 (Public Law 110-5) is amended by adding a new subsection (j) as follows:

“(j) Notwithstanding section 101, any appropriation or funds made available to the District of Columbia pursuant to this Act for ‘Federal Payment for Foster Care Improvement in the District of Columbia’ shall be available in accordance with an expenditure plan submitted by the Mayor of the District of Columbia not later than 60 days after the enactment of this section which details the activities to be carried out with such Federal Payment.”.

SEC. 6308. It is the sense of Congress that the Small Business Administration will provide, through funds available within amounts already appropriated for Small Business Administration disaster assistance, physical and economic injury disaster loans to Kansas businesses and homeowners devastated by the severe tornadoes, storms, and flooding that occurred beginning on May 4, 2007.

## CHAPTER 4

### DEPARTMENT OF HOMELAND SECURITY

### GENERAL PROVISIONS—THIS CHAPTER

SEC. 6401. Not to exceed \$30,000,000 from unobligated balances remaining from prior appropriations for United States Coast Guard, “Retired Pay”, shall remain available until expended in the account and for the purposes for which the appropriations were provided, including the payment of obligations otherwise chargeable to lapsed or current appropriations for this purpose: *Provided*, That within 45 days after the date of enactment of this Act, the United States Coast Guard shall submit to the Committees on Appropriations of the Senate and the House of Representatives the following: (1) a report on steps being taken to improve the accuracy of its estimates for the “Retired Pay” appropriation, and (2) quarterly reports on the use of unobligated balances made available by this Act to address the projected shortfall in the “Retired Pay” appropriation, as well as updated estimates for fiscal year 2008.

SEC. 6402. (a) IN GENERAL.—Any contract, subcontract, task or delivery order described in subsection (b) shall contain the following:

(1) A requirement for a technical review of all designs, design changes, and engineering change proposals, and a requirement to specifically address all engineering concerns identified in the review before the obligation of further funds may occur.

(2) A requirement that the Coast Guard maintain technical warrant holder authority, or the equivalent, for major assets.

(3) A requirement that no procurement subject to subsection (b) for lead asset production or the implementation of a major design change shall be entered into unless an independent third party with no financial interest in the development, construction, or modification of any component of the asset, selected by the Commandant, determines that such action is advisable.



(4) A requirement for independent life-cycle cost estimates of lead assets and major design and engineering changes.

(5) A requirement for the measurement of contractor and subcontractor performance based on the status of all work performed. For contracts under the Integrated Deepwater Systems program, such requirement shall include a provision that links award fees to successful acquisition outcomes (which shall be defined in terms of cost, schedule, and performance).

(6) A requirement that the Commandant of the Coast Guard assign an appropriate officer or employee of the Coast Guard to act as chair of each integrated product team and higher-level team assigned to the oversight of each integrated product team.

(7) A requirement that the Commandant of the Coast Guard may not award or issue any contract, task or delivery order, letter contract modification thereof, or other similar contract, for the acquisition or modification of an asset under a procurement subject to subsection (b) unless the Coast Guard and the contractor concerned have formally agreed to all terms and conditions or the head of contracting activity for the Coast Guard determines that a compelling need exists for the award or issue of such instrument.

(b) CONTRACTS, SUBCONTRACTS, TASK AND DELIVERY ORDERS COVERED.—Subsection (a) applies to—

(1) any major procurement contract, first-tier subcontract, delivery or task order entered into by the Coast Guard;

(2) any first-tier subcontract entered into under such a contract; and

(3) any task or delivery order issued pursuant to such a contract or subcontract.

(c) EXPENDITURE OF DEEPWATER FUNDS.—Of the funds available for the Integrated Deepwater Systems program, \$650,000,000 may not be obligated until the Committees on Appropriations of the Senate and the House of Representatives receive an expenditure plan directly from the Coast Guard that—

(1) defines activities, milestones, yearly costs, and life-cycle costs for each procurement of a major asset;

(2) identifies life-cycle staffing and training needs of Coast Guard project managers and of procurement and contract staff;

(3) identifies competition to be conducted in each procurement;

(4) describes procurement plans that do not rely on a single industry entity or contract;

(5) contains very limited indefinite delivery/indefinite quantity contracts and explains the need for any indefinite delivery/indefinite quantity contracts;

(6) complies with all applicable acquisition rules, requirements, and guidelines, and incorporates the best systems acquisition management practices of the Federal Government;

(7) complies with the capital planning and investment control requirements established by the Office of Management and Budget, including circular A-11, part 7;

(8) includes a certification by the head of contracting activity for the Coast Guard and the Chief Procurement Officer of the Department of Homeland Security that the Coast Guard has established sufficient controls and procedures and has sufficient staffing to comply with all contracting requirements, and that any conflicts of interest have been sufficiently addressed;

(9) includes a description of the process used to act upon deviations from the contractually specified performance requirements and clearly explains the actions taken on such deviations;

(10) includes a certification that the Assistant Commandant of the Coast Guard for Engineering and Logistics is designated as the technical authority for all engineering,

design, and logistics decisions pertaining to the Integrated Deepwater Systems program; and

(11) identifies progress in complying with the requirements of subsection (a).

(d) REPORTS.—(1) Not later than 30 days after the date of enactment of this Act, the Commandant of the Coast Guard shall submit to the Committees on Appropriations of the Senate and the House of Representatives; the Committee on Commerce, Science and Transportation of the Senate; and the Committee on Transportation and Infrastructure of the House of Representatives: (i) a report on the resources (including training, staff, and expertise) required by the Coast Guard to provide appropriate management and oversight of the Integrated Deepwater Systems program; and (ii) a report on how the Coast Guard will utilize full and open competition for any contract that provides for the acquisition or modification of assets under, or in support of, the Integrated Deepwater Systems program, entered into after the date of enactment of this Act.

(2) Within 30 days following the submission of the expenditure plan required under subsection (c), the Government Accountability Office shall review the plan and brief the Committees on Appropriations of the Senate and the House of Representatives on its findings.

SEC. 6403. None of the funds provided in this Act or any other Act may be used to alter or reduce operations within the Civil Engineering Program of the Coast Guard nationwide, including the civil engineering units, facilities, design and construction centers, maintenance and logistics command centers, and the Coast Guard Academy, except as specifically authorized by a statute enacted after the date of enactment of this Act.

(INCLUDING RESCISSIONS OF FUNDS)

SEC. 6404. (a) RESCISSIONS.—The following unobligated balances made available pursuant to section 505 of Public Law 109-90 are rescinded: \$1,200,962 from the “Office of the Secretary and Executive Management”; \$512,855 from the “Office of the Under Secretary for Management”; \$461,874 from the “Office of the Chief Information Officer”; \$45,080 from the “Office of the Chief Financial Officer”; \$968,211 from Preparedness “Management and Administration”; \$1,215,486 from Science and Technology “Management and Administration”; \$450,000 from United States Secret Service “Salaries and Expenses”; \$450,000 from Federal Emergency Management Agency “Administrative and Regional Operations”; and \$25,595,532 from United States Coast Guard “Operating Expenses”.

(b) ADDITIONAL APPROPRIATIONS.—

(1) For an additional amount for United States Coast Guard “Acquisition, Construction, and Improvements”, \$30,000,000, to remain available until September 30, 2009, to mitigate the Service’s patrol boat operational gap.

(2) For an additional amount for the “Office of the Under Secretary for Management”, \$900,000 for an independent study to compare the Department of Homeland Security senior career and political staffing levels and senior career training programs with those of similarly structured cabinet-level agencies as detailed in House Report 110-107: *Provided*, That the Department of Homeland Security shall provide to the Committees on Appropriations of the Senate and the House of Representatives by July 20, 2007, a report on senior staffing, as detailed in Senate Report 110-37, and the Government Accountability Office shall report on the strengths and weakness of this report within 90 days after its submission.

SEC. 6405. (a) IN GENERAL.—With respect to contracts entered into after July 1, 2007, and

except as provided in subsection (b), no entity performing lead system integrator functions in the acquisition of a major system by the Department of Homeland Security may have any direct financial interest in the development or construction of any individual system or element of any system of systems.

(b) EXCEPTION.—An entity described in subsection (a) may have a direct financial interest in the development or construction of an individual system or element of a system of systems if—

(1) the Secretary of Homeland Security certifies to the Committees on Appropriations of the Senate and the House of Representatives, the Committee on Homeland Security of the House of Representatives, the Committee on Transportation and Infrastructure of the House of Representatives, the Committee on Homeland Security and Governmental Affairs of the Senate, and the Committee on Commerce, Science and Transportation of the Senate that—

(A) the entity was selected by the Department of Homeland Security as a contractor to develop or construct the system or element concerned through the use of competitive procedures; and

(B) the Department took appropriate steps to prevent any organizational conflict of interest in the selection process; or

(2) the entity was selected by a subcontractor to serve as a lower-tier subcontractor, through a process over which the entity exercised no control.

(c) CONSTRUCTION.—Nothing in this section shall be construed to preclude an entity described in subsection (a) from performing work necessary to integrate two or more individual systems or elements of a system of systems with each other.

(d) REGULATIONS UPDATE.—Not later than July 1, 2007, the Secretary of Homeland Security shall update the acquisition regulations of the Department of Homeland Security in order to specify fully in such regulations the matters with respect to lead system integrators set forth in this section. Included in such regulations shall be: (1) a precise and comprehensive definition of the term “lead system integrator”, modeled after that used by the Department of Defense; and (2) a specification of various types of contracts and fee structures that are appropriate for use by lead system integrators in the production, fielding, and sustainment of complex systems.

CHAPTER 5

GENERAL PROVISIONS—THIS CHAPTER

SEC. 6501. Section 20515 of the Continuing Appropriations Resolution, 2007 (division B of Public Law 109-289, as amended by Public Law 110-5) is amended by inserting before the period: “; and of which, not to exceed \$143,628,000 shall be available for contract support costs under the terms and conditions contained in Public Law 109-54”.

SEC. 6502. Section 20512 of the Continuing Appropriations Resolution, 2007 (division B of Public Law 109-289, as amended by Public Law 110-5) is amended by inserting after the first dollar amount: “; of which not to exceed \$7,300,000 shall be transferred to the ‘Indian Health Facilities’ account; the amount in the second proviso shall be \$18,000,000; the amount in the third proviso shall be \$525,099,000; the amount in the ninth proviso shall be \$269,730,000; and the \$15,000,000 allocation of funding under the eleventh proviso shall not be required”.

SEC. 6503. Section 20501 of the Continuing Appropriations Resolution, 2007 (division B of Public Law 109-289, as amended by Public Law 110-5) is amended by inserting after “\$55,663,000” the following: “of which \$13,000,000 shall be for Save America’s Treasures”.

SEC. 6504. Funds made available to the United States Fish and Wildlife Service for

fiscal year 2007 under the heading "Land Acquisition" may be used for land conservation partnerships authorized by the Highlands Conservation Act of 2004.

#### CHAPTER 6

#### DEPARTMENT OF HEALTH AND HUMAN SERVICES

##### NATIONAL INSTITUTES OF HEALTH NATIONAL INSTITUTE OF ALLERGY AND INFECTIOUS DISEASES

##### (TRANSFER OF FUNDS)

Of the amount provided by the Continuing Appropriations Resolution, 2007 (division B of Public Law 109-289, as amended by Public Law 110-5) for "National Institute of Allergy and Infectious Diseases", \$49,500,000 shall be transferred to "Public Health and Social Services Emergency Fund" to carry out activities relating to advanced research and development as provided by section 319L of the Public Health Service Act.

##### OFFICE OF THE DIRECTOR

##### (TRANSFER OF FUNDS)

Of the amount provided by the Continuing Appropriations Resolution, 2007 (division B of Public Law 109-289, as amended by Public Law 110-5) for "Office of the Director", \$49,500,000 shall be transferred to "Public Health and Social Services Emergency Fund" to carry out activities relating to advanced research and development as provided by section 319L of the Public Health Service Act.

##### NATIONAL COUNCIL ON DISABILITY

##### SALARIES AND EXPENSES

For an additional amount for "Salaries and Expenses", \$300,000, to remain available until expended, for necessary expenses related to the requirements of the Post-Katrina Emergency Management Reform Act of 2006, as enacted by the Department of Homeland Security Appropriations Act, 2007 (Public Law 109-295).

#### GENERAL PROVISIONS—THIS CHAPTER

##### (INCLUDING TRANSFERS OF FUNDS AND RESCISSIONS)

SEC. 6601. Section 20602 of the Continuing Appropriations Resolution, 2007 (division B of Public Law 109-289, as amended by Public Law 110-5) is amended by inserting the following after "\$5,000,000": "(together with an additional \$7,000,000 which shall be transferred by the Pension Benefit Guaranty Corporation as an authorized administrative cost), to remain available through September 30, 2008."

SEC. 6602. (a) None of the funds available to the Mine Safety and Health Administration under the Continuing Appropriations Resolution, 2007 (division B of Public Law 109-289, as amended by Public Law 110-5) shall be used to enter into or carry out a contract for the performance by a contractor of any operations or services pursuant to the public-private competitions conducted under Office of Management and Budget Circular A-76.

(b) Hereafter, Federal employees at the Mine Safety and Health Administration shall be classified as inherently governmental for the purpose of the Federal Activities Inventory Reform Act of 1998 (31 U.S.C. 501 note).

SEC. 6603. Section 20607 of the Continuing Appropriations Resolution, 2007 (division B of Public Law 109-289, as amended by Public Law 110-5) is amended by inserting "of which \$9,666,000 shall be for the Women's Bureau," after "for child labor activities."

SEC. 6604. Of the amount provided for "Department of Health and Human Services, Health Resources and Services Administration, Health Resources and Services" in the Continuing Appropriations Resolution, 2007 (division B of Public Law 109-289, as amended by Public Law 110-5), \$23,000,000 shall be for Poison Control Centers.

SEC. 6605. From the amounts made available by the Continuing Appropriations Resolution, 2007 (division B of Public Law 109-289, as amended by Public Law 110-5) for the Office of the Secretary, General Departmental Management under the Department of Health and Human Services, \$500,000 are rescinded.

SEC. 6606. Section 20625(b)(1) of the Continuing Appropriations Resolution, 2007 (division B of Public Law 109-289, as amended by Public Law 110-5) is amended by—

(1) striking "\$7,172,994,000" and inserting "\$7,176,431,000";

(2) amending subparagraph (A) to read as follows: "(A) \$5,454,824,000 shall be for basic grants under section 1124 of the Elementary and Secondary Education Act of 1965 (ESEA), of which up to \$3,437,000 shall be available to the Secretary of Education on October 1, 2006, to obtain annually updated educational-agency-level census poverty data from the Bureau of the Census;" and

(3) amending subparagraph (C) to read as follows: "(C) not to exceed \$2,352,000 may be available for section 1608 of the ESEA and for a clearinghouse on comprehensive school reform under part D of title V of the ESEA;"

SEC. 6607. The provision in the first proviso under the heading "Rehabilitation Services and Disability Research" in the Department of Education Appropriations Act, 2006, relating to alternative financing programs under section 4(b)(2)(D) of the Assistive Technology Act of 1998 shall not apply to funds appropriated by the Continuing Appropriations Resolution, 2007.

SEC. 6608. From the amounts made available by the Continuing Appropriations Resolution, 2007 (division B of Public Law 109-289, as amended by Public Law 110-5) for administrative expenses of the Department of Education, \$500,000 are rescinded: *Provided*, That such reduction shall not apply to funds available to the Office for Civil Rights and the Office of the Inspector General.

SEC. 6609. Notwithstanding sections 20639 and 20640 of the Continuing Appropriations Resolution, 2007, as amended by section 2 of the Revised Continuing Appropriations Resolution, 2007 (Public Law 110-5), the Chief Executive Officer of the Corporation for National and Community Service may transfer an amount of not more than \$1,360,000 from the account under the heading "National and Community Service Programs, Operating Expenses" under the heading "Corporation for National and Community Service", to the account under the heading "Salaries and Expenses" under the heading "Corporation for National and Community Service".

SEC. 6610. (a) Section 1310.12(a) of title 45, Code of Federal Regulations, shall take effect 30 days after the date of enactment of this Act.

(b)(1) Not later than 60 days after the National Highway Traffic Safety Administration of the Department of Transportation submits its study on occupant protection on Head Start transit vehicles (related to Government Accountability Office report GAO-06-767R), the Secretary of Health and Human Services shall review and shall revise as necessary the allowable alternate vehicle standards described in that part 1310 (or any corresponding similar regulation or ruling) relating to allowable alternate vehicles used to transport children for a Head Start program.

In making any such revision, the Secretary shall revise the standards to be consistent with the findings contained in such study, including making a determination on the exemption of such a vehicle from Federal seat spacing requirements, and Federal supporting seating requirements related to compartmentalization, if such vehicle meets all other applicable Federal motor vehicle safety standards, including standards for seating systems, occupant crash protection,

seat belt assemblies, and child restraint anchorage systems consistent with that part 1310 (or any corresponding similar regulation or ruling).

(2) Notwithstanding subsection (a), until such date as the Secretary of Health and Human Services completes the review and any necessary revision specified in paragraph (1), the provisions of section 1310.12(a) relating to Federal seat spacing requirements, and Federal supporting seating requirements related to compartmentalization, for allowable alternate vehicles used to transport children for a Head Start program, shall not apply to such a vehicle if such vehicle meets all other applicable Federal motor vehicle safety standards, as described in paragraph (1).

SEC. 6611. (a)(1) Section 3(37)(G) of the Employee Retirement Income Security Act of 1974 (29 U.S.C. 1002(37)(G)) (as amended by section 1106(a) of the Pension Protection Act of 2006) is amended—

(A) in clause (i)(II)(aa), by striking "for each of the 3 plan years immediately before the date of the enactment of the Pension Protection Act of 2006," and inserting "for each of the 3 plan years immediately preceding the first plan year for which the election under this paragraph is effective with respect to the plan,";

(B) in clause (ii), by striking "starting with the first plan year ending after the date of the enactment of the Pension Protection Act of 2006" and inserting "starting with any plan year beginning on or after January 1, 1999, and ending before January 1, 2008, as designated by the plan in the election made under clause (i)(II)"; and

(C) by adding at the end the following new clause:

"(vii) For purposes of this Act and the Internal Revenue Code of 1986, a plan making an election under this subparagraph shall be treated as maintained pursuant to a collective bargaining agreement if a collective bargaining agreement, expressly or otherwise, provides for or permits employer contributions to the plan by one or more employers that are signatory to such agreement, or participation in the plan by one or more employees of an employer that is signatory to such agreement, regardless of whether the plan was created, established, or maintained for such employees by virtue of another document that is not a collective bargaining agreement."

(2) Paragraph (6) of section 414(f) of the Internal Revenue Code of 1986 (relating to election with regard to multiemployer status) (as amended by section 1106(b) of the Pension Protection Act of 2006) is amended—

(A) in subparagraph (A)(ii)(I), by striking "for each of the 3 plan years immediately before the date of enactment of the Pension Protection Act of 2006," and inserting "for each of the 3 plan years immediately preceding the first plan year for which the election under this paragraph is effective with respect to the plan,";

(B) in subparagraph (B), by striking "starting with the first plan year ending after the date of the enactment of the Pension Protection Act of 2006" and inserting "starting with any plan year beginning on or after January 1, 1999, and ending before January 1, 2008, as designated by the plan in the election made under subparagraph (A)(ii)"; and

(C) by adding at the end the following new subparagraph:

"(F) MAINTENANCE UNDER COLLECTIVE BARGAINING AGREEMENT.—For purposes of this title and the Employee Retirement Income Security Act of 1974, a plan making an election under this paragraph shall be treated as maintained pursuant to a collective bargaining agreement if a collective bargaining agreement, expressly or otherwise, provides for or permits employer contributions to the

plan by one or more employers that are signatory to such agreement, or participation in the plan by one or more employees of an employer that is signatory to such agreement, regardless of whether the plan was created, established, or maintained for such employees by virtue of another document that is not a collective bargaining agreement."

(b)(1) Clause (vi) of section 3(37)(G) of the Employee Retirement Income Security Act of 1974 (as amended by section 1106(a) of the Pension Protection Act of 2006) is amended by striking "if it is a plan—" and all that follows and inserting the following: "if it is a plan sponsored by an organization which is described in section 501(c)(5) of the Internal Revenue Code of 1986 and exempt from tax under section 501(a) of such Code and which was established in Chicago, Illinois, on August 12, 1981."

(2) Subparagraph (E) of section 414(f)(6) of the Internal Revenue Code of 1986 (as amended by section 1106(b) of the Pension Protection Act of 2006) is amended by striking "if it is a plan—" and all that follows and inserting the following: "if it is a plan sponsored by an organization which is described in section 501(c)(5) and exempt from tax under section 501(a) and which was established in Chicago, Illinois, on August 12, 1981."

(c) The amendments made by this section shall take effect as if included in section 1106 of the Pension Protection Act of 2006.

SEC. 6612. (a) Subclause (III) of section 420(f)(2)(E)(i) of the Internal Revenue Code of 1986 is amended by striking "subsection (c)(2)(E)(ii)(II)" and inserting "subsection (c)(3)(E)(ii)(II)".

(b) Section 420(e)(2)(B) of the Internal Revenue Code of 1986 is amended by striking "funding shortfall" and inserting "funding target".

(c) The amendments made by this section shall take effect as if included in the provisions of the Pension Protection Act of 2006 to which they relate.

SEC. 6613. (a) Subparagraph (A) of section 420(c)(3) of the Internal Revenue Code of 1986 is amended by striking "transfer." and inserting "transfer or, in the case of a transfer which involves a plan maintained by an employer described in subsection (f)(2)(E)(i)(III), if the plan meets the requirements of subsection (f)(2)(D)(i)(II)".

(b) The amendment made by subsection (a) shall apply to transfers after the date of the enactment of this Act.

SEC. 6614. (a) Section 402(i)(1) of the Pension Protection Act of 2006 is amended by striking "December 28, 2007" and inserting "January 1, 2008".

(b) The amendment made by subsection (a) shall take effect as if included in section 402 of the Pension Protection Act of 2006.

SEC. 6615. (a) Section 402(a)(2) of the Pension Protection Act of 2006 is amended by inserting "and by using, in determining the funding target for each of the 10 plan years during such period, an interest rate of 8.25 percent (rather than the segment rates calculated on the basis of the corporate bond yield curve)" after "such plan year".

(b) The amendment made by this section shall take effect as if included in the provisions of the Pension Protection Act of 2006 to which such amendment relates.

## CHAPTER 7

### LEGISLATIVE BRANCH

#### HOUSE OF REPRESENTATIVES

##### PAYMENT TO WIDOWS AND HEIRS OF DECEASED MEMBERS OF CONGRESS

For payment to Gloria W. Norwood, widow of Charles W. Norwood, Jr., late a Representative from the State of Georgia, \$165,200.

For payment to James McDonald, Jr., widower of Juanita Millender-McDonald, late a

Representative from the State of California, \$165,200.

## GENERAL PROVISION—THIS CHAPTER

SEC. 6701. (a) There is established in the Office of the Architect of the Capitol the position of Chief Executive Officer for Visitor Services (in this section referred to as the "Chief Executive Officer"), who shall be appointed by the Architect of the Capitol.

(b) The Chief Executive Officer shall be responsible for the operation and management of the Capitol Visitor Center, subject to the direction of the Architect of the Capitol. In carrying out these responsibilities, the Chief Executive Officer shall report directly to the Architect of the Capitol and shall be subject to policy review and oversight by the Committee on Rules and Administration of the Senate and the Committee on House Administration of the House of Representatives.

(c) The Chief Executive Officer shall be paid at an annual rate equal to the annual rate of pay for the Chief Operating Officer of the Office of the Architect of the Capitol.

(d) This section shall apply with respect to fiscal year 2007 and each succeeding fiscal year.

## CHAPTER 8

### GENERAL PROVISIONS—THIS CHAPTER

#### TECHNICAL AMENDMENT

SEC. 6801. (a) Notwithstanding any other provision of law, subsection (c) under the heading "Assistance for the Independent States of the Former Soviet Union" in Public Law 109-102, shall not apply to funds appropriated by the Continuing Appropriations Resolution, 2007 (Public Law 109-289, division B) as amended by Public Laws 109-369, 109-383, and 110-5.

(b) Section 534(k) of the Foreign Operations, Export Financing, and Related Programs Appropriations Act, 2006 (Public Law 109-102) is amended, in the second proviso, by inserting after "subsection (b) of that section" the following: "and the requirement that a majority of the members of the board of directors be United States citizens provided in subsection (d)(3)(B) of that section".

(c) Subject to section 101(c)(2) of the Continuing Appropriations Resolution, 2007 (division B of Public Law 109-289, as amended by Public Law 110-5), the amount of funds appropriated for "Foreign Military Financing Program" pursuant to such Resolution shall be construed to be the total of the amount appropriated for such program by section 20401 of that Resolution and the amount made available for such program by section 591 of the Foreign Operations, Export Financing, and Related Programs Appropriations Act, 2006 (Public Law 109-102) which is made applicable to the fiscal year 2007 by the provisions of such Resolution.

SEC. 6802. Notwithstanding any provision of title I of division B of the Continuing Appropriations Resolution, 2007 (division B of Public Law 109-289, as amended by Public Laws 109-369, 109-383, and 110-5), the dollar amount limitation of the first proviso under the heading, "Administration of Foreign Affairs, Diplomatic and Consular Programs", in title IV of the Science, State, Justice, Commerce, and Related Agencies Appropriations Act, 2006 (Public Law 109-108; 119 Stat. 2319) shall not apply to funds appropriated under such heading for fiscal year 2007.

## CHAPTER 9

### DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT

#### OFFICE OF FEDERAL HOUSING ENTERPRISE OVERSIGHT

##### SALARIES AND EXPENSES

##### (INCLUDING TRANSFER OF FUNDS)

For an additional amount to carry out the Federal Housing Enterprises Financial Safety and Soundness Act of 1992, \$6,150,000, to

remain available until expended, to be derived from the Federal Housing Enterprises Oversight Fund and to be subject to the same terms and conditions pertaining to funds provided under this heading in Public Law 109-115: *Provided*, That not to exceed the total amount provided for these activities for fiscal year 2007 shall be available from the general fund of the Treasury to the extent necessary to incur obligations and make expenditures pending the receipt of collections to the Fund: *Provided further*, That the general fund amount shall be reduced as collections are received during the fiscal year so as to result in a final appropriation from the general fund estimated at not more than \$0.

## GENERAL PROVISIONS—THIS CHAPTER

SEC. 6901. (a) Hereafter, funds limited or appropriated for the Department of Transportation may be obligated or expended to grant authority to a Mexico-domiciled motor carrier to operate beyond United States municipalities and commercial zones on the United States-Mexico border only to the extent that—

(1) granting such authority is first tested as part of a pilot program;

(2) such pilot program complies with the requirements of section 350 of Public Law 107-87 and the requirements of section 31315(c) of title 49, United States Code, related to pilot programs; and

(3) simultaneous and comparable authority to operate within Mexico is made available to motor carriers domiciled in the United States.

(b) Prior to the initiation of the pilot program described in subsection (a) in any fiscal year—

(1) the Inspector General of the Department of Transportation shall transmit to Congress and the Secretary of Transportation a report verifying compliance with each of the requirements of subsection (a) of section 350 of Public Law 107-87, including whether the Secretary of Transportation has established sufficient mechanisms to apply Federal motor carrier safety laws and regulations to motor carriers domiciled in Mexico that are granted authority to operate beyond the United States municipalities and commercial zones on the United States-Mexico border and to ensure compliance with such laws and regulations; and

(2) the Secretary of Transportation shall—

(A) take such action as may be necessary to address any issues raised in the report of the Inspector General under subsection (b)(1) and submit a report to Congress detailing such actions; and

(B) publish in the Federal Register, and provide sufficient opportunity for public notice and comment—

(i) comprehensive data and information on the pre-authorization safety audits conducted before and after the date of enactment of this Act of motor carriers domiciled in Mexico that are granted authority to operate beyond the United States municipalities and commercial zones on the United States-Mexico border;

(ii) specific measures to be required to protect the health and safety of the public, including enforcement measures and penalties for noncompliance;

(iii) specific measures to be required to ensure compliance with section 391.11(b)(2) and section 365.501(b) of title 49, Code of Federal Regulations;

(iv) specific standards to be used to evaluate the pilot program and compare any change in the level of motor carrier safety as a result of the pilot program; and

(v) a list of Federal motor carrier safety laws and regulations, including the commercial drivers license requirements, for which the Secretary of Transportation will accept

compliance with a corresponding Mexican law or regulation as the equivalent to compliance with the United States law or regulation, including for each law or regulation an analysis as to how the corresponding United States and Mexican laws and regulations differ.

(c) During and following the pilot program described in subsection (a), the Inspector General of the Department of Transportation shall monitor and review the conduct of the pilot program and submit to Congress and the Secretary of Transportation an interim report, 6 months after the commencement of the pilot program, and a final report, within 60 days after the conclusion of the pilot program. Such reports shall address whether—

(1) the Secretary of Transportation has established sufficient mechanisms to determine whether the pilot program is having any adverse effects on motor carrier safety;

(2) Federal and State monitoring and enforcement activities are sufficient to ensure that participants in the pilot program are in compliance with all applicable laws and regulations; and

(3) the pilot program consists of a representative and adequate sample of Mexico-domiciled carriers likely to engage in cross-border operations beyond United States municipalities and commercial zones on the United States-Mexico border.

(d) In the event that the Secretary of Transportation in any fiscal year seeks to grant operating authority for the purpose of initiating cross-border operations beyond United States municipalities and commercial zones on the United States-Mexico border either with Mexico-domiciled motor coaches or Mexico-domiciled commercial motor vehicles carrying placardable quantities of hazardous materials, such activities shall be initiated only after the conclusion of a separate pilot program limited to vehicles of the pertinent type. Each such separate pilot program shall follow the same requirements and processes stipulated under subsections (a) through (c) of this section and shall be planned, conducted and evaluated in concert with the Department of Homeland Security or its Inspector General, as appropriate, so as to address any and all security concerns associated with such cross-border operations.

SEC. 6902. Funds provided for the “National Transportation Safety Board, Salaries and Expenses” in section 21031 of the Continuing Appropriations Resolution, 2007 (division B of Public Law 109-289, as amended by Public Law 110-5) include amounts necessary to make lease payments due in fiscal year 2007 only, on an obligation incurred in 2001 under a capital lease.

SEC. 6903. Section 21033 of the Continuing Appropriations Resolution, 2007 (division B of Public Law 109-289, as amended by Public Law 110-5) is amended by adding after the second proviso: “: *Provided further*, That paragraph (2) under such heading in Public Law 109-115 (119 Stat. 2441) shall be funded at \$149,300,000, but additional section 8 tenant protection rental assistance costs may be funded in 2007 by using unobligated balances, notwithstanding the purposes for which such amounts were appropriated, including recaptures and carryover, remaining from funds appropriated to the Department of Housing and Urban Development under this heading, the heading ‘Annual Contributions for Assisted Housing’, the heading ‘Housing Certificate Fund’, and the heading ‘Project-Based Rental Assistance’ for fiscal year 2006 and prior fiscal years: *Provided further*, That paragraph (3) under such heading in Public Law 109-115 (119 Stat. 2441) shall be funded at \$47,500,000: *Provided further*, That paragraph (4) under such heading in Public Law 109-115 (119 Stat. 2441) shall be funded at \$5,900,000: *Provided further*, That paragraph (5) under

such heading in Public Law 109-115 (119 Stat. 2441) shall be funded at \$1,281,100,000, of which \$1,251,100,000 shall be allocated for the calendar year 2007 funding cycle on a pro rata basis to public housing agencies based on the amount public housing agencies were eligible to receive in calendar year 2006, and of which up to \$30,000,000 shall be available to the Secretary to allocate to public housing agencies that need additional funds to administer their section 8 programs, with up to \$20,000,000 to be for fees associated with section 8 tenant protection rental assistance”.

SEC. 6904. Section 232(b) of the Departments of Veterans Affairs and Housing and Urban Development, and Independent Agencies Appropriations Act, 2001 (Public Law 106-377) is amended to read as follows:

“(b) APPLICABILITY.—In the case of any dwelling unit that, upon the date of the enactment of this Act, is assisted under a housing assistance payment contract under section 8(o)(13) as in effect before such enactment, or under section 8(d)(2) of the United States Housing Act of 1937 (42 U.S.C. 1437f(d)(2)) as in effect before the enactment of the Quality Housing and Work Responsibility Act of 1998 (title V of Public Law 105-276), assistance may be renewed or extended under such section 8(o)(13), as amended by subsection (a), provided that the initial contract term and rent of such renewed or extended assistance shall be determined pursuant to subparagraphs (F) and (H), and subparagraphs (C) and (D) of such section shall not apply to such extensions or renewals.”.

#### TITLE VII—ELIMINATION OF SCHIP SHORTFALL AND OTHER HEALTH MATTERS

##### DEPARTMENT OF HEALTH AND HUMAN SERVICES

##### CENTERS FOR MEDICARE AND MEDICAID SERVICES STATE CHILDREN’S HEALTH INSURANCE FUND

For an additional amount to provide additional allotments to remaining shortfall States under section 2104(h)(4) of the Social Security Act, as inserted by section 6001, such sums as may be necessary, but not to exceed \$650,000,000 for fiscal year 2007, to remain available until expended.

##### GENERAL PROVISIONS—THIS TITLE

SEC. 7001. (a) ELIMINATION OF REMAINDER OF SCHIP FUNDING SHORTFALLS, TIERED MATCH, AND OTHER LIMITATION ON EXPENDITURES.—Section 2104(h) of the Social Security Act (42 U.S.C. 1397dd(h)), as added by section 201(a) of the National Institutes of Health Reform Act of 2006 (Public Law 109-482), is amended—

(1) in the heading for paragraph (2), by striking “REMAINDER OF REDUCTION” and inserting “PART”; and

(2) by striking paragraph (4) and inserting the following:

“(4) ADDITIONAL AMOUNTS TO ELIMINATE REMAINDER OF FISCAL YEAR 2007 FUNDING SHORTFALLS.—

“(A) IN GENERAL.—From the amounts provided in advance in appropriations Acts, the Secretary shall allot to each remaining shortfall State described in subparagraph (B) such amount as the Secretary determines will eliminate the estimated shortfall described in such subparagraph for the State for fiscal year 2007.

“(B) REMAINING SHORTFALL STATE DESCRIBED.—For purposes of subparagraph (A), a remaining shortfall State is a State with a State child health plan approved under this title for which the Secretary estimates, on the basis of the most recent data available to the Secretary as of the date of the enactment of this paragraph, that the projected Federal expenditures under such plan for the State for fiscal year 2007 will exceed the sum of—

“(i) the amount of the State’s allotments for each of fiscal years 2005 and 2006 that will not be expended by the end of fiscal year 2006;

“(ii) the amount of the State’s allotment for fiscal year 2007; and

“(iii) the amounts, if any, that are to be redistributed to the State during fiscal year 2007 in accordance with paragraphs (1) and (2).”.

(b) CONFORMING AMENDMENTS.—Section 2104(h) of such Act (42 U.S.C. 1397dd(h)) (as so added), is amended—

(1) in paragraph (1)(B), by striking “subject to paragraph (4)(B) and”;

(2) in paragraph (2)(B), by striking “subject to paragraph (4)(B) and”;

(3) in paragraph (5)(A), by striking “and (3)” and inserting “(3), and (4)”; and

(4) in paragraph (6)—

(A) in the first sentence—

(i) by inserting “or allotted” after “redistributed”; and

(ii) by inserting “or allotments” after “redistributions”; and

(B) by striking “and (3)” and inserting “(3), and (4)”.

SEC. 7002. (a) PROHIBITION.—

(1) LIMITATION ON SECRETARIAL AUTHORITY.—Notwithstanding any other provision of law, the Secretary of Health and Human Services shall not, prior to the date that is 1 year after the date of enactment of this Act, take any action (through promulgation of regulation, issuance of regulatory guidance, or other administrative action) to—

(A) finalize or otherwise implement provisions contained in the proposed rule published on January 18, 2007, on pages 2236 through 2248 of volume 72, Federal Register (relating to parts 433, 447, and 457 of title 42, Code of Federal Regulations);

(B) promulgate or implement any rule or provisions similar to the provisions described in subparagraph (A) pertaining to the Medicaid program established under title XIX of the Social Security Act or the State Children’s Health Insurance Program established under title XXI of such Act; or

(C) promulgate or implement any rule or provisions restricting payments for graduate medical education under the Medicaid program.

(2) CONTINUATION OF OTHER SECRETARIAL AUTHORITY.—The Secretary of Health and Human Service shall not be prohibited during the period described in paragraph (1) from taking any action (through promulgation of regulation, issuance of regulatory guidance, or other administrative action) to enforce a provision of law in effect as of the date of enactment of this Act with respect to the Medicaid program or the State Children’s Health Insurance Program, or to promulgate or implement a new rule or provision during such period with respect to such programs, other than a rule or provision described in paragraph (1) and subject to the prohibition set forth in that paragraph.

(b) REQUIREMENT FOR USE OF TAMPER-RESISTANT PRESCRIPTION PADS UNDER THE MEDICAID PROGRAM.—

(1) IN GENERAL.—Section 1903(i) of the Social Security Act (42 U.S.C. 1396b(i)) is amended—

(A) by striking “or” at the end of paragraph (21);

(B) by striking the period at the end of paragraph (22) and inserting “; or”; and

(C) by inserting after paragraph (22) the following new paragraph:

“(23) with respect to amounts expended for medical assistance for covered outpatient drugs (as defined in section 1927(k)(2)) for which the prescription was executed in written (and non-electronic) form unless the prescription was executed on a tamper-resistant pad.”.

(2) EFFECTIVE DATE.—The amendments made by paragraph (1) shall apply to prescriptions executed after September 30, 2007.

(c) EXTENSION OF CERTAIN PHARMACY PLUS WAIVERS.—

(1) AUTHORITY TO CONTINUE TO OPERATE WAIVERS.—Notwithstanding any other provision of law, any State that is operating a Pharmacy Plus waiver described in paragraph (2) which would otherwise expire on June 30, 2007, may elect to continue to operate the waiver through December 31, 2009 and if a State elects to continue to operate such a waiver, the Secretary of Health and Human Services shall approve the continuation of the waiver through December 31, 2009.

(2) PHARMACY PLUS WAIVER DESCRIBED.—For purposes of paragraph (1), a Pharmacy Plus waiver described in this paragraph is a waiver approved by the Secretary of Health and Human Services under the authority of section 1115 of the Social Security Act (42 U.S.C. 1315) that provides coverage for prescription drugs for individuals who have attained age 65 and whose family income does not exceed 200 percent of the poverty line (as defined in section 2110(c)(5) of such Act (42 U.S.C. 1397jj(c)(5))).

**TITLE VIII—FAIR MINIMUM WAGE AND TAX RELIEF**

**Subtitle A—Fair Minimum Wage**

**SEC. 8101. SHORT TITLE.**

This subtitle may be cited as the “Fair Minimum Wage Act of 2007”.

**SEC. 8102. MINIMUM WAGE.**

(a) IN GENERAL.—Section 6(a)(1) of the Fair Labor Standards Act of 1938 (29 U.S.C. 206(a)(1)) is amended to read as follows:

“(1) except as otherwise provided in this section, not less than—

“(A) \$5.85 an hour, beginning on the 60th day after the date of enactment of the Fair Minimum Wage Act of 2007;

“(B) \$6.55 an hour, beginning 12 months after that 60th day; and

“(C) \$7.25 an hour, beginning 24 months after that 60th day.”

(b) EFFECTIVE DATE.—The amendment made by subsection (a) shall take effect 60 days after the date of enactment of this Act.

**SEC. 8103. APPLICABILITY OF MINIMUM WAGE TO AMERICAN SAMOA AND THE COMMONWEALTH OF THE NORTHERN MARIANA ISLANDS.**

(a) IN GENERAL.—Section 6 of the Fair Labor Standards Act of 1938 (29 U.S.C. 206) shall apply to American Samoa and the Commonwealth of the Northern Mariana Islands.

(b) TRANSITION.—Notwithstanding subsection (a)—

(1) the minimum wage applicable to the Commonwealth of the Northern Mariana Islands under section 6(a)(1) of the Fair Labor Standards Act of 1938 (29 U.S.C. 206(a)(1)) shall be—

(A) \$3.55 an hour, beginning on the 60th day after the date of enactment of this Act; and

(B) increased by \$0.50 an hour (or such lesser amount as may be necessary to equal the minimum wage under section 6(a)(1) of such Act), beginning 1 year after the date of enactment of this Act and each year thereafter until the minimum wage applicable to the Commonwealth of the Northern Mariana Islands under this paragraph is equal to the minimum wage set forth in such section; and

(2) the minimum wage applicable to American Samoa under section 6(a)(1) of the Fair Labor Standards Act of 1938 (29 U.S.C. 206(a)(1)) shall be—

(A) the applicable wage rate in effect for each industry and classification under section 697 of title 29, Code of Federal Regulations, on the date of enactment of this Act;

(B) increased by \$0.50 an hour, beginning on the 60th day after the date of enactment of this Act; and

(C) increased by \$0.50 an hour (or such lesser amount as may be necessary to equal the

minimum wage under section 6(a)(1) of such Act), beginning 1 year after the date of enactment of this Act and each year thereafter until the minimum wage applicable to American Samoa under this paragraph is equal to the minimum wage set forth in such section.

(c) CONFORMING AMENDMENTS.—

(1) IN GENERAL.—The Fair Labor Standards Act of 1938 is amended—

(A) by striking sections 5 and 8; and

(B) in section 6(a), by striking paragraph (3) and redesignating paragraphs (4) and (5) as paragraphs (3) and (4), respectively.

(2) EFFECTIVE DATE.—The amendments made by this subsection shall take effect 60 days after the date of enactment of this Act.

**SEC. 8104. STUDY ON PROJECTED IMPACT.**

(a) STUDY.—Beginning on the date that is 60 days after the date of enactment of this Act, the Secretary of Labor shall, through the Bureau of Labor Statistics, conduct a study to—

(1) assess the impact of the wage increases required by this Act through such date; and

(2) project the impact of any further wage increase, on living standards and rates of employment in American Samoa and the Commonwealth of the Northern Mariana Islands.

(b) REPORT.—Not later than the date that is 8 months after the date of enactment of this Act, the Secretary of Labor shall transmit to Congress a report on the findings of the study required by subsection (a).

**Subtitle B—Small Business Tax Incentives**

**SEC. 8201. SHORT TITLE; AMENDMENT OF CODE; TABLE OF CONTENTS.**

(a) SHORT TITLE.—This subtitle may be cited as the “Small Business and Work Opportunity Tax Act of 2007”.

(b) AMENDMENT OF 1986 CODE.—Except as otherwise expressly provided, whenever in this subtitle an amendment or repeal is expressed in terms of an amendment to, or repeal of, a section or other provision, the reference shall be considered to be made to a section or other provision of the Internal Revenue Code of 1986.

(c) TABLE OF CONTENTS.—The table of contents of this subtitle is as follows:

Sec. 8201. Short title; amendment of Code; table of contents.

**PART 1—SMALL BUSINESS TAX RELIEF PROVISIONS**

**SUBPART A—GENERAL PROVISIONS**

Sec. 8211. Extension and modification of work opportunity tax credit.

Sec. 8212. Extension and increase of expensing for small business.

Sec. 8213. Determination of credit for certain taxes paid with respect to employee cash tips.

Sec. 8214. Waiver of individual and corporate alternative minimum tax limits on work opportunity credit and credit for taxes paid with respect to employee cash tips.

Sec. 8215. Family business tax simplification.

**SUBPART B—GULF OPPORTUNITY ZONE TAX INCENTIVES**

Sec. 8221. Extension of increased expensing for qualified section 179 Gulf Opportunity Zone property.

Sec. 8222. Extension and expansion of low-income housing credit rules for buildings in the GO Zones.

Sec. 8223. Special tax-exempt bond financing rule for repairs and reconstructions of residences in the GO Zones.

Sec. 8224. GAO study of practices employed by State and local governments in allocating and utilizing tax incentives provided pursuant to the Gulf Opportunity Zone Act of 2005.

**SUBPART C—SUBCHAPTER S PROVISIONS**

Sec. 8231. Capital gain of S corporation not treated as passive investment income.

Sec. 8232. Treatment of bank director shares.

Sec. 8233. Special rule for bank required to change from the reserve method of accounting on becoming S corporation.

Sec. 8234. Treatment of the sale of interest in a qualified subchapter S subsidiary.

Sec. 8235. Elimination of all earnings and profits attributable to pre-1983 years for certain corporations.

Sec. 8236. Deductibility of interest expense on indebtedness incurred by an electing small business trust to acquire S corporation stock.

**PART 2—REVENUE PROVISIONS**

Sec. 8241. Increase in age of children whose unearned income is taxed as if parent’s income.

Sec. 8242. Suspension of certain penalties and interest.

Sec. 8243. Modification of collection due process procedures for employment tax liabilities.

Sec. 8244. Permanent extension of IRS user fees.

Sec. 8245. Increase in penalty for bad checks and money orders.

Sec. 8246. Understatement of taxpayer liability by return preparers.

Sec. 8247. Penalty for filing erroneous refund claims.

Sec. 8248. Time for payment of corporate estimated taxes.

**PART 1—SMALL BUSINESS TAX RELIEF PROVISIONS**

**Subpart A—General Provisions**

**SEC. 8211. EXTENSION AND MODIFICATION OF WORK OPPORTUNITY TAX CREDIT.**

(a) EXTENSION.—Section 51(c)(4)(B) (relating to termination) is amended by striking “December 31, 2007” and inserting “August 31, 2011”.

(b) INCREASE IN MAXIMUM AGE FOR DESIGNATED COMMUNITY RESIDENTS.—

(1) IN GENERAL.—Paragraph (5) of section 51(d) is amended to read as follows:

“(5) DESIGNATED COMMUNITY RESIDENTS.—

“(A) IN GENERAL.—The term ‘designated community resident’ means any individual who is certified by the designated local agency—

“(i) as having attained age 18 but not age 40 on the hiring date, and

“(ii) as having his principal place of abode within an empowerment zone, enterprise community, renewal community, or rural renewal county.

“(B) INDIVIDUAL MUST CONTINUE TO RESIDE IN ZONE, COMMUNITY, OR COUNTY.—In the case of a designated community resident, the term ‘qualified wages’ shall not include wages paid or incurred for services performed while the individual’s principal place of abode is outside an empowerment zone, enterprise community, renewal community, or rural renewal county.

“(C) RURAL RENEWAL COUNTY.—For purposes of this paragraph, the term ‘rural renewal county’ means any county which—

“(i) is outside a metropolitan statistical area (defined as such by the Office of Management and Budget), and

“(ii) during the 5-year periods 1990 through 1994 and 1995 through 1999 had a net population loss.”

(2) CONFORMING AMENDMENT.—Subparagraph (D) of section 51(d)(1) is amended to read as follows:

“(D) a designated community resident.”

(c) CLARIFICATION OF TREATMENT OF INDIVIDUALS UNDER INDIVIDUAL WORK PLANS.—

Subparagraph (B) of section 51(d)(6) (relating to vocational rehabilitation referral) is amended by striking “or” at the end of clause (i), by striking the period at the end of clause (ii) and inserting “, or”, and by adding at the end the following new clause:

“(iii) an individual work plan developed and implemented by an employment network pursuant to subsection (g) of section 1148 of the Social Security Act with respect to which the requirements of such subsection are met.”

(d) TREATMENT OF DISABLED VETERANS UNDER THE WORK OPPORTUNITY TAX CREDIT.—

(1) DISABLED VETERANS TREATED AS MEMBERS OF TARGETED GROUP.—

(A) IN GENERAL.—Subparagraph (A) of section 51(d)(3) (relating to qualified veteran) is amended by striking “agency as being a member of a family” and all that follows and inserting “agency as—

“(i) being a member of a family receiving assistance under a food stamp program under the Food Stamp Act of 1977 for at least a 3-month period ending during the 12-month period ending on the hiring date, or

“(ii) entitled to compensation for a service-connected disability, and—

“(I) having a hiring date which is not more than 1 year after having been discharged or released from active duty in the Armed Forces of the United States, or

“(II) having aggregate periods of unemployment during the 1-year period ending on the hiring date which equal or exceed 6 months.”

(B) DEFINITIONS.—Paragraph (3) of section 51(d) is amended by adding at the end the following new subparagraph:

“(C) OTHER DEFINITIONS.—For purposes of subparagraph (A), the terms ‘compensation’ and ‘service-connected’ have the meanings given such terms under section 101 of title 38, United States Code.”

(2) INCREASE IN AMOUNT OF WAGES TAKEN INTO ACCOUNT FOR DISABLED VETERANS.—Paragraph (3) of section 51(b) is amended—

(A) by inserting “(\$12,000 per year in the case of any individual who is a qualified veteran by reason of subsection (d)(3)(A)(ii))” before the period at the end, and

(B) by striking “ONLY FIRST \$6,000 OF” in the heading and inserting “LIMITATION ON”.

(e) EFFECTIVE DATE.—The amendments made by this section shall apply to individuals who begin work for the employer after the date of the enactment of this Act.

**SEC. 8212. EXTENSION AND INCREASE OF EXPENSING FOR SMALL BUSINESS.**

(a) EXTENSION.—Subsections (b)(1), (b)(2), (b)(5), (c)(2), and (d)(1)(A)(ii) of section 179 (relating to election to expense certain depreciable business assets) are each amended by striking “2010” and inserting “2011”.

(b) INCREASE IN LIMITATIONS.—Subsection (b) of section 179 is amended—

(1) by striking “\$100,000 in the case of taxable years beginning after 2002” in paragraph (1) and inserting “\$125,000 in the case of taxable years beginning after 2006”, and

(2) by striking “\$400,000 in the case of taxable years beginning after 2002” in paragraph (2) and inserting “\$500,000 in the case of taxable years beginning after 2006”.

(c) INFLATION ADJUSTMENT.—Subparagraph (A) of section 179(b)(5) is amended—

(1) by striking “2003” and inserting “2007”,

(2) by striking “\$100,000 and \$400,000” and inserting “\$125,000 and \$500,000”, and

(3) by striking “2002” in clause (ii) and inserting “2006”.

(d) EFFECTIVE DATE.—The amendments made by this section shall apply to taxable years beginning after December 31, 2006.

**SEC. 8213. DETERMINATION OF CREDIT FOR CERTAIN TAXES PAID WITH RESPECT TO EMPLOYEE CASH TIPS.**

(a) IN GENERAL.—Subparagraph (B) of section 45B(b)(1) is amended by inserting “as in

effect on January 1, 2007, and” before “determined without regard to”.

(b) EFFECTIVE DATE.—The amendment made by this section shall apply to tips received for services performed after December 31, 2006.

**SEC. 8214. WAIVER OF INDIVIDUAL AND CORPORATE ALTERNATIVE MINIMUM TAX LIMITS ON WORK OPPORTUNITY CREDIT AND CREDIT FOR TAXES PAID WITH RESPECT TO EMPLOYEE CASH TIPS.**

(a) ALLOWANCE AGAINST ALTERNATIVE MINIMUM TAX.—Subparagraph (B) of section 38(c)(4) is amended by striking “and” at the end of clause (i), by inserting a comma at the end of clause (ii), and by adding at the end the following new clauses:

“(iii) the credit determined under section 45B, and

“(iv) the credit determined under section 51.”

(b) EFFECTIVE DATE.—The amendments made by this section shall apply to credits determined under sections 45B and 51 of the Internal Revenue Code of 1986 in taxable years beginning after December 31, 2006, and to carrybacks of such credits.

**SEC. 8215. FAMILY BUSINESS TAX SIMPLIFICATION.**

(a) IN GENERAL.—Section 761 (defining terms for purposes of partnerships) is amended by redesignating subsection (f) as subsection (g) and by inserting after subsection (e) the following new subsection:

“(f) QUALIFIED JOINT VENTURE.—

“(1) IN GENERAL.—In the case of a qualified joint venture conducted by a husband and wife who file a joint return for the taxable year, for purposes of this title—

“(A) such joint venture shall not be treated as a partnership.

“(B) all items of income, gain, loss, deduction, and credit shall be divided between the spouses in accordance with their respective interests in the venture, and

“(C) each spouse shall take into account such spouse’s respective share of such items as if they were attributable to a trade or business conducted by such spouse as a sole proprietor.

“(2) QUALIFIED JOINT VENTURE.—For purposes of paragraph (1), the term ‘qualified joint venture’ means any joint venture involving the conduct of a trade or business if—

“(A) the only members of such joint venture are a husband and wife,

“(B) both spouses materially participate (within the meaning of section 469(h) without regard to paragraph (5) thereof) in such trade or business, and

“(C) both spouses elect the application of this subsection.”

(b) NET EARNINGS FROM SELF-EMPLOYMENT.—

(1) Subsection (a) of section 1402 (defining net earnings from self-employment) is amended by striking “, and” at the end of paragraph (15) and inserting a semicolon, by striking the period at the end of paragraph (16) and inserting “; and”, and by inserting after paragraph (16) the following new paragraph:

“(17) notwithstanding the preceding provisions of this subsection, each spouse’s share of income or loss from a qualified joint venture shall be taken into account as provided in section 761(f) in determining net earnings from self-employment of such spouse.”

(2) Subsection (a) of section 211 of the Social Security Act (defining net earnings from self-employment) is amended by striking “and” at the end of paragraph (14), by striking the period at the end of paragraph (15) and inserting “; and”, and by inserting after paragraph (15) the following new paragraph:

“(16) Notwithstanding the preceding provisions of this subsection, each spouse’s share

of income or loss from a qualified joint venture shall be taken into account as provided in section 761(f) of the Internal Revenue Code of 1986 in determining net earnings from self-employment of such spouse.”

(c) EFFECTIVE DATE.—The amendments made by this section shall apply to taxable years beginning after December 31, 2006.

**Subpart B—Gulf Opportunity Zone Tax Incentives**

**SEC. 8221. EXTENSION OF INCREASED EXPENSING FOR QUALIFIED SECTION 179 GULF OPPORTUNITY ZONE PROPERTY.**

Paragraph (2) of section 1400N(e) (relating to qualified section 179 Gulf Opportunity Zone property) is amended—

(1) by striking “this subsection, the term” and inserting:

“this subsection—

“(A) IN GENERAL.—The term”, and

(2) by adding at the end the following new subparagraph:

“(B) EXTENSION FOR CERTAIN PROPERTY.—In the case of property substantially all of the use of which is in one or more specified portions of the GO Zone (as defined by subsection (d)(6)), such term shall include section 179 property (as so defined) which is described in subsection (d)(2), determined—

“(i) without regard to subsection (d)(6), and

“(ii) by substituting ‘2008’ for ‘2007’ in subparagraph (A)(v) thereof.”

**SEC. 8222. EXTENSION AND EXPANSION OF LOW-INCOME HOUSING CREDIT RULES FOR BUILDINGS IN THE GO ZONES.**

(a) TIME FOR MAKING LOW-INCOME HOUSING CREDIT ALLOCATIONS.—Subsection (c) of section 1400N (relating to low-income housing credit) is amended by redesignating paragraph (5) as paragraph (6) and by inserting after paragraph (4) the following new paragraph:

“(5) TIME FOR MAKING LOW-INCOME HOUSING CREDIT ALLOCATIONS.—Section 42(h)(1)(B) shall not apply to an allocation of housing credit dollar amount to a building located in the Gulf Opportunity Zone, the Rita GO Zone, or the Wilma GO Zone, if such allocation is made in 2006, 2007, or 2008, and such building is placed in service before January 1, 2011.”

(b) EXTENSION OF PERIOD FOR TREATING GO ZONES AS DIFFICULT DEVELOPMENT AREAS.—

(1) IN GENERAL.—Subparagraph (A) of section 1400N(c)(3) is amended by striking “2006, 2007, or 2008” and inserting “the period beginning on January 1, 2006, and ending on December 31, 2010”.

(2) CONFORMING AMENDMENT.—Clause (ii) of section 1400N(c)(3)(B) is amended by striking “such period” and inserting “the period described in subparagraph (A)”.

(c) COMMUNITY DEVELOPMENT BLOCK GRANTS NOT TAKEN INTO ACCOUNT IN DETERMINING IF BUILDINGS ARE FEDERALLY SUBSIDIZED.—Subsection (c) of section 1400N (relating to low-income housing credit), as amended by this Act, is amended by redesignating paragraph (6) as paragraph (7) and by inserting after paragraph (5) the following new paragraph:

“(6) COMMUNITY DEVELOPMENT BLOCK GRANTS NOT TAKEN INTO ACCOUNT IN DETERMINING IF BUILDINGS ARE FEDERALLY SUBSIDIZED.—For purpose of applying section 42(i)(2)(D) to any building which is placed in service in the Gulf Opportunity Zone, the Rita GO Zone, or the Wilma GO Zone during the period beginning on January 1, 2006, and ending on December 31, 2010, a loan shall not be treated as a below market Federal loan solely by reason of any assistance provided under section 106, 107, or 108 of the Housing and Community Development Act of 1974 by



reason of section 122 of such Act or any provision of the Department of Defense Appropriations Act, 2006, or the Emergency Supplemental Appropriations Act for Defense, the Global War on Terror, and Hurricane Recovery, 2006.”.

**SEC. 8223. SPECIAL TAX-EXEMPT BOND FINANCING RULE FOR REPAIRS AND RECONSTRUCTIONS OF RESIDENCES IN THE GO ZONES.**

Subsection (a) of section 1400N (relating to tax-exempt bond financing) is amended by adding at the end the following new paragraph:

“(7) SPECIAL RULE FOR REPAIRS AND RECONSTRUCTIONS.—

“(A) IN GENERAL.—For purposes of section 143 and this subsection, any qualified GO Zone repair or reconstruction shall be treated as a qualified rehabilitation.

“(B) QUALIFIED GO ZONE REPAIR OR RECONSTRUCTION.—For purposes of subparagraph (A), the term ‘qualified GO Zone repair or reconstruction’ means any repair of damage caused by Hurricane Katrina, Hurricane Rita, or Hurricane Wilma to a building located in the Gulf Opportunity Zone, the Rita GO Zone, or the Wilma GO Zone (or reconstruction of such building in the case of damage constituting destruction) if the expenditures for such repair or reconstruction are 25 percent or more of the mortgagor’s adjusted basis in the residence. For purposes of the preceding sentence, the mortgagor’s adjusted basis shall be determined as of the completion of the repair or reconstruction or, if later, the date on which the mortgagor acquires the residence.

“(C) TERMINATION.—This paragraph shall apply only to owner-financing provided after the date of the enactment of this paragraph and before January 1, 2011.”.

**SEC. 8224. GAO STUDY OF PRACTICES EMPLOYED BY STATE AND LOCAL GOVERNMENTS IN ALLOCATING AND UTILIZING TAX INCENTIVES PROVIDED PURSUANT TO THE GULF OPPORTUNITY ZONE ACT OF 2005.**

(a) IN GENERAL.—The Comptroller General of the United States shall conduct a study of the practices employed by State and local governments, and subdivisions thereof, in allocating and utilizing tax incentives provided pursuant to the Gulf Opportunity Zone Act of 2005 and this Act.

(b) SUBMISSION OF REPORT.—Not later than one year after the date of the enactment of this Act, the Comptroller General shall submit a report on the findings of the study conducted under subsection (a) and shall include therein recommendations (if any) relating to such findings. The report shall be submitted to the Committee on Ways and Means of the House of Representatives and the Committee on Finance of the Senate.

(c) CONGRESSIONAL HEARINGS.—In the case that the report submitted under this section includes findings of significant fraud, waste or abuse, each Committee specified in subsection (b) shall, within 60 days after the date the report is submitted under subsection (b), hold a public hearing to review such findings.

**Subpart C—Subchapter S Provisions**

**SEC. 8231. CAPITAL GAIN OF S CORPORATION NOT TREATED AS PASSIVE INVESTMENT INCOME.**

(a) IN GENERAL.—Section 1362(d)(3) is amended by striking subparagraphs (B), (C), (D), (E), and (F) and inserting the following new subparagraphs:

“(B) GROSS RECEIPTS FROM THE SALES OF CERTAIN ASSETS.—For purposes of this paragraph—

“(i) in the case of dispositions of capital assets (other than stock and securities), gross receipts from such dispositions shall be taken into account only to the extent of the capital gain net income therefrom, and

“(ii) in the case of sales or exchanges of stock or securities, gross receipts shall be taken into account only to the extent of the gains therefrom.

“(C) PASSIVE INVESTMENT INCOME DEFINED.—

“(i) IN GENERAL.—Except as otherwise provided in this subparagraph, the term ‘passive investment income’ means gross receipts derived from royalties, rents, dividends, interest, and annuities.

“(ii) EXCEPTION FOR INTEREST ON NOTES FROM SALES OF INVENTORY.—The term ‘passive investment income’ shall not include interest on any obligation acquired in the ordinary course of the corporation’s trade or business from its sale of property described in section 1221(a)(1).

“(iii) TREATMENT OF CERTAIN LENDING OR FINANCE COMPANIES.—If the S corporation meets the requirements of section 542(c)(6) for the taxable year, the term ‘passive investment income’ shall not include gross receipts for the taxable year which are derived directly from the active and regular conduct of a lending or finance business (as defined in section 542(d)(1)).

“(iv) TREATMENT OF CERTAIN DIVIDENDS.—If an S corporation holds stock in a C corporation meeting the requirements of section 1504(a)(2), the term ‘passive investment income’ shall not include dividends from such C corporation to the extent such dividends are attributable to the earnings and profits of such C corporation derived from the active conduct of a trade or business.

“(v) EXCEPTION FOR BANKS, ETC.—In the case of a bank (as defined in section 581) or a depository institution holding company (as defined in section 3(w)(1) of the Federal Deposit Insurance Act (12 U.S.C. 1813(w)(1)), the term ‘passive investment income’ shall not include—

“(I) interest income earned by such bank or company, or

“(II) dividends on assets required to be held by such bank or company, including stock in the Federal Reserve Bank, the Federal Home Loan Bank, or the Federal Agricultural Mortgage Bank or participation certificates issued by a Federal Intermediate Credit Bank.”.

(b) EFFECTIVE DATE.—The amendments made by this section shall apply to taxable years beginning after the date of the enactment of this Act.

**SEC. 8232. TREATMENT OF BANK DIRECTOR SHARES.**

(a) IN GENERAL.—Section 1361 (defining S corporation) is amended by adding at the end the following new subsection:

“(f) RESTRICTED BANK DIRECTOR STOCK.—

“(1) IN GENERAL.—Restricted bank director stock shall not be taken into account as outstanding stock of the S corporation in applying this subchapter (other than section 1368(f)).

“(2) RESTRICTED BANK DIRECTOR STOCK.—For purposes of this subsection, the term ‘restricted bank director stock’ means stock in a bank (as defined in section 581) or a depository institution holding company (as defined in section 3(w)(1) of the Federal Deposit Insurance Act (12 U.S.C. 1813(w)(1)), if such stock—

“(A) is required to be held by an individual under applicable Federal or State law in order to permit such individual to serve as a director, and

“(B) is subject to an agreement with such bank or company (or a corporation which controls (within the meaning of section 368(c)) such bank or company) pursuant to which the holder is required to sell back such stock (at the same price as the individual acquired such stock) upon ceasing to hold the office of director.

“(3) CROSS REFERENCE.—

“For treatment of certain distributions with respect to restricted bank director stock, see section 1368(f).”.

(b) DISTRIBUTIONS.—Section 1368 (relating to distributions) is amended by adding at the end the following new subsection:

“(f) RESTRICTED BANK DIRECTOR STOCK.—If a director receives a distribution (not in part or full payment in exchange for stock) from an S corporation with respect to any restricted bank director stock (as defined in section 1361(f)), the amount of such distribution—

“(1) shall be includible in gross income of the director, and

“(2) shall be deductible by the corporation for the taxable year of such corporation in which or with which ends the taxable year in which such amount is included in the gross income of the director.”.

(c) EFFECTIVE DATES.—

(1) IN GENERAL.—The amendments made by this section shall apply to taxable years beginning after December 31, 2006.

(2) SPECIAL RULE FOR TREATMENT AS SECOND CLASS OF STOCK.—In the case of any taxable year beginning after December 31, 1996, restricted bank director stock (as defined in section 1361(f) of the Internal Revenue Code of 1986, as added by this section) shall not be taken into account in determining whether an S corporation has more than 1 class of stock.

**SEC. 8233. SPECIAL RULE FOR BANK REQUIRED TO CHANGE FROM THE RESERVE METHOD OF ACCOUNTING ON BECOMING S CORPORATION.**

(a) IN GENERAL.—Section 1361, as amended by this Act, is amended by adding at the end the following new subsection:

“(g) SPECIAL RULE FOR BANK REQUIRED TO CHANGE FROM THE RESERVE METHOD OF ACCOUNTING ON BECOMING S CORPORATION.—In the case of a bank which changes from the reserve method of accounting for bad debts described in section 585 or 593 for its first taxable year for which an election under section 1362(a) is in effect, the bank may elect to take into account any adjustments under section 481 by reason of such change for the taxable year immediately preceding such first taxable year.”.

(b) EFFECTIVE DATE.—The amendments made by this section shall apply to taxable years beginning after December 31, 2006.

**SEC. 8234. TREATMENT OF THE SALE OF INTEREST IN A QUALIFIED SUBCHAPTER S SUBSIDIARY.**

(a) IN GENERAL.—Subparagraph (C) of section 1361(b)(3) (relating to treatment of terminations of qualified subchapter S subsidiary status) is amended—

(1) by striking “For purposes of this title,” and inserting the following:

“(i) IN GENERAL.—For purposes of this title,” and

(2) by inserting at the end the following new clause:

“(ii) TERMINATION BY REASON OF SALE OF STOCK.—If the failure to meet the requirements of subparagraph (B) is by reason of the sale of stock of a corporation which is a qualified subchapter S subsidiary, the sale of such stock shall be treated as if—

“(I) the sale were a sale of an undivided interest in the assets of such corporation (based on the percentage of the corporation’s stock sold), and

“(II) the sale were followed by an acquisition by such corporation of all of its assets (and the assumption by such corporation of all of its liabilities) in a transaction to which section 351 applies.”.

(b) EFFECTIVE DATE.—The amendments made by this section shall apply to taxable years beginning after December 31, 2006.

**SEC. 8235. ELIMINATION OF ALL EARNINGS AND PROFITS ATTRIBUTABLE TO PRE-1983 YEARS FOR CERTAIN CORPORATIONS.**

In the case of a corporation which is—

(1) described in section 1311(a)(1) of the Small Business Job Protection Act of 1996, and

(2) not described in section 1311(a)(2) of such Act,

the amount of such corporation's accumulated earnings and profits (for the first taxable year beginning after the date of the enactment of this Act) shall be reduced by an amount equal to the portion (if any) of such accumulated earnings and profits which were accumulated in any taxable year beginning before January 1, 1983, for which such corporation was an electing small business corporation under subchapter S of the Internal Revenue Code of 1986.

**SEC. 8236. DEDUCTIBILITY OF INTEREST EXPENSE ON INDEBTEDNESS INCURRED BY AN ELECTING SMALL BUSINESS TRUST TO ACQUIRE S CORPORATION STOCK.**

(a) IN GENERAL.—Subparagraph (C) of section 641(c)(2) (relating to modifications) is amended by inserting after clause (iii) the following new clause:

“(iv) any interest expense paid or accrued on indebtedness incurred to acquire stock in an S corporation.”.

(b) EFFECTIVE DATE.—The amendment made by this section shall apply to taxable years beginning after December 31, 2006.

**PART 2—REVENUE PROVISIONS**

**SEC. 8241. INCREASE IN AGE OF CHILDREN WHOSE UNEARNED INCOME IS TAXED AS IF PARENT'S INCOME.**

(a) IN GENERAL.—Subparagraph (A) of section 1(g)(2) (relating to child to whom subsection applies) is amended to read as follows:

“(A) such child—

“(i) has not attained age 18 before the close of the taxable year, or

“(ii) (I) has attained age 18 before the close of the taxable year and meets the age requirements of section 152(c)(3) (determined without regard to subparagraph (B) thereof), and

“(II) whose earned income (as defined in section 911(d)(2)) for such taxable year does not exceed one-half of the amount of the individual's support (within the meaning of section 152(c)(1)(D) after the application of section 152(f)(5) (without regard to subparagraph (A) thereof)) for such taxable year.”.

(b) CONFORMING AMENDMENT.—Subsection (g) of section 1 is amended by striking “MINOR” in the heading thereof.

(c) EFFECTIVE DATE.—The amendment made by this section shall apply to taxable years beginning after the date of the enactment of this Act.

**SEC. 8242. SUSPENSION OF CERTAIN PENALTIES AND INTEREST.**

(a) IN GENERAL.—Paragraphs (1)(A) and (3)(A) of section 6404(g) are each amended by striking “18-month period” and inserting “36-month period”.

(b) EFFECTIVE DATE.—The amendments made by this section shall apply to notices provided by the Secretary of the Treasury, or his delegate, after the date which is 6 months after the date of the enactment of this Act.

**SEC. 8243. MODIFICATION OF COLLECTION DUE PROCESS PROCEDURES FOR EMPLOYMENT TAX LIABILITIES.**

(a) IN GENERAL.—Section 6330(f) (relating to jeopardy and State refund collection) is amended—

(1) by striking “; or” at the end of paragraph (1) and inserting a comma,

(2) by adding “or” at the end of paragraph (2), and

(3) by inserting after paragraph (2) the following new paragraph:

“(3) the Secretary has served a disqualified employment tax levy.”.

(b) DISQUALIFIED EMPLOYMENT TAX LEVY.—Section 6330 of such Code (relating to notice and opportunity for hearing before levy) is amended by adding at the end the following new subsection:

“(h) DISQUALIFIED EMPLOYMENT TAX LEVY.—For purposes of subsection (f), a disqualified employment tax levy is any levy in connection with the collection of employment taxes for any taxable period if the person subject to the levy (or any predecessor thereof) requested a hearing under this section with respect to unpaid employment taxes arising in the most recent 2-year period before the beginning of the taxable period with respect to which the levy is served. For purposes of the preceding sentence, the term ‘employment taxes’ means any taxes under chapter 21, 22, 23, or 24.”.

(c) EFFECTIVE DATE.—The amendments made by this section shall apply to levies served on or after the date that is 120 days after the date of the enactment of this Act.

**SEC. 8244. PERMANENT EXTENSION OF IRS USER FEES.**

Section 7528 (relating to Internal Revenue Service user fees) is amended by striking subsection (c).

**SEC. 8245. INCREASE IN PENALTY FOR BAD CHECKS AND MONEY ORDERS.**

(a) IN GENERAL.—Section 6657 (relating to bad checks) is amended—

(1) by striking “\$750” and inserting “\$1,250”, and

(2) by striking “\$15” and inserting “\$25”.

(b) EFFECTIVE DATE.—The amendments made by this section apply to checks or money orders received after the date of the enactment of this Act.

**SEC. 8246. UNDERSTATEMENT OF TAXPAYER LIABILITY BY RETURN PREPARERS.**

(a) APPLICATION OF RETURN PREPARER PENALTIES TO ALL TAX RETURNS.—

(1) DEFINITION OF TAX RETURN PREPARER.—Paragraph (36) of section 7701(a) (relating to income tax preparer) is amended—

(A) by striking “income” each place it appears in the heading and the text, and

(B) in subparagraph (A), by striking “subtitle A” each place it appears and inserting “this title”.

(2) CONFORMING AMENDMENTS.—

(A)(i) Section 6060 is amended by striking “INCOME TAX RETURN PREPARERS” in the heading and inserting “TAX RETURN PREPARERS”.

(ii) Section 6060(a) is amended—

(I) by striking “an income tax return preparer” each place it appears and inserting “a tax return preparer”,

(II) by striking “each income tax return preparer” and inserting “each tax return preparer”, and

(III) by striking “another income tax return preparer” and inserting “another tax return preparer”.

(iii) The item relating to section 6060 in the table of sections for subpart F of part III of subchapter A of chapter 61 is amended by striking “income tax return preparers” and inserting “tax return preparers”.

(iv) Subpart F of part III of subchapter A of chapter 61 is amended by striking “INCOME TAX RETURN PREPARERS” in the heading and inserting “TAX RETURN PREPARERS”.

(v) The item relating to subpart F in the table of subparts for part III of subchapter A of chapter 61 is amended by striking “income tax return preparers” and inserting “tax return preparers”.

(B) Section 6103(k)(5) is amended—

(i) by striking “income tax return preparer” each place it appears and inserting “tax return preparer”, and

(ii) by striking “income tax return preparers” each place it appears and inserting “tax return preparers”.

(C)(i) Section 6107 is amended—

(I) by striking “INCOME TAX RETURN PREPARER” in the heading and inserting “TAX RETURN PREPARER”.

(II) by striking “an income tax return preparer” each place it appears in subsections (a) and (b) and inserting “a tax return preparer”.

(III) by striking “INCOME TAX RETURN PREPARER” in the heading for subsection (b) and inserting “TAX RETURN PREPARER”, and

(IV) in subsection (c), by striking “income tax return preparers” and inserting “tax return preparers”.

(ii) The item relating to section 6107 in the table of sections for subchapter B of chapter 61 is amended by striking “Income tax return preparer” and inserting “Tax return preparer”.

(D) Section 6109(a)(4) is amended—

(i) by striking “an income tax return preparer” and inserting “a tax return preparer”, and

(ii) by striking “INCOME RETURN PREPARER” in the heading and inserting “TAX RETURN PREPARER”.

(E) Section 6503(k)(4) is amended by striking “Income tax return preparers” and inserting “Tax return preparers”.

(F)(i) Section 6694 is amended—

(I) by striking “INCOME TAX RETURN PREPARER” in the heading and inserting “TAX RETURN PREPARER”.

(II) by striking “an income tax return preparer” each place it appears and inserting “a tax return preparer”.

(III) in subsection (c)(2), by striking “the income tax return preparer” and inserting “the tax return preparer”.

(IV) in subsection (e), by striking “subtitle A” and inserting “this title”, and

(V) in subsection (f), by striking “income tax return preparer” and inserting “tax return preparer”.

(ii) The item relating to section 6694 in the table of sections for part I of subchapter B of chapter 68 is amended by striking “income tax return preparer” and inserting “tax return preparer”.

(G)(i) Section 6695 is amended—

(I) by striking “INCOME” in the heading, and

(II) by striking “an income tax return preparer” each place it appears and inserting “a tax return preparer”.

(ii) Section 6695(f) is amended—

(I) by striking “subtitle A” and inserting “this title”, and

(II) by striking “the income tax return preparer” and inserting “the tax return preparer”.

(iii) The item relating to section 6695 in the table of sections for part I of subchapter B of chapter 68 is amended by striking “income”.

(H) Section 6696(e) is amended by striking “subtitle A” each place it appears and inserting “this title”.

(I)(i) Section 7407 is amended—

(I) by striking “INCOME TAX RETURN PREPARERS” in the heading and inserting “TAX RETURN PREPARERS”.

(II) by striking “an income tax return preparer” each place it appears and inserting “a tax return preparer”.

(III) by striking “income tax preparer” both places it appears in subsection (a) and inserting “tax return preparer”, and

(IV) by striking “income tax return” in subsection (a) and inserting “tax return”.

(ii) The item relating to section 7407 in the table of sections for subchapter A of chapter 76 is amended by striking “income tax return preparers” and inserting “tax return preparers”.

(J)(i) Section 7427 is amended—

(I) by striking “INCOME TAX RETURN PREPARERS” in the heading and inserting “TAX RETURN PREPARERS”, and

(II) by striking “an income tax return preparer” and inserting “a tax return preparer”.

(ii) The item relating to section 7427 in the table of sections for subchapter B of chapter 76 is amended to read as follows:

“Sec. 7427. Tax return preparers.”

(b) MODIFICATION OF PENALTY FOR UNDERSTATEMENT OF TAXPAYER'S LIABILITY BY TAX RETURN PREPARER.—Subsections (a) and (b) of section 6694 are amended to read as follows:

“(a) UNDERSTATEMENT DUE TO UNREASONABLE POSITIONS.—

“(1) IN GENERAL.—Any tax return preparer who prepares any return or claim for refund with respect to which any part of an understatement of liability is due to a position described in paragraph (2) shall pay a penalty with respect to each such return or claim in an amount equal to the greater of—

“(A) \$1,000, or

“(B) 50 percent of the income derived (or to be derived) by the tax return preparer with respect to the return or claim.

“(2) UNREASONABLE POSITION.—A position is described in this paragraph if—

“(A) the tax return preparer knew (or reasonably should have known) of the position,

“(B) there was not a reasonable belief that the position would more likely than not be sustained on its merits, and

“(C)(i) the position was not disclosed as provided in section 6662(d)(2)(B)(ii), or

“(ii) there was no reasonable basis for the position.

“(3) REASONABLE CAUSE EXCEPTION.—No penalty shall be imposed under this subsection if it is shown that there is reasonable cause for the understatement and the tax return preparer acted in good faith.

“(b) UNDERSTATEMENT DUE TO WILLFUL OR RECKLESS CONDUCT.—

“(1) IN GENERAL.—Any tax return preparer who prepares any return or claim for refund with respect to which any part of an understatement of liability is due to a conduct described in paragraph (2) shall pay a penalty with respect to each such return or claim in an amount equal to the greater of—

“(A) \$5,000, or

“(B) 50 percent of the income derived (or to be derived) by the tax return preparer with respect to the return or claim.

“(2) WILLFUL OR RECKLESS CONDUCT.—Conduct described in this paragraph is conduct by the tax return preparer which is—

“(A) a willful attempt in any manner to understate the liability for tax on the return or claim, or

“(B) a reckless or intentional disregard of rules or regulations.

“(3) REDUCTION IN PENALTY.—The amount of any penalty payable by any person by reason of this subsection for any return or claim for refund shall be reduced by the amount of the penalty paid by such person by reason of subsection (a).”

(c) EFFECTIVE DATE.—The amendments made by this section shall apply to returns prepared after the date of the enactment of this Act.

**SEC. 8247. PENALTY FOR FILING ERRONEOUS REFUND CLAIMS.**

(a) IN GENERAL.—Part I of subchapter B of chapter 68 (relating to assessable penalties) is amended by inserting after section 6675 the following new section:

**“SEC. 6676. ERRONEOUS CLAIM FOR REFUND OR CREDIT.**

“(a) CIVIL PENALTY.—If a claim for refund or credit with respect to income tax (other than a claim for a refund or credit relating to the earned income credit under section 32) is made for an excessive amount, unless it is shown that the claim for such excessive amount has a reasonable basis, the person making such claim shall be liable for a penalty in an amount equal to 20 percent of the excessive amount.

“(b) EXCESSIVE AMOUNT.—For purposes of this section, the term ‘excessive amount’ means in the case of any person the amount by which the amount of the claim for refund or credit for any taxable year exceeds the amount of such claim allowable under this title for such taxable year.

“(c) COORDINATION WITH OTHER PENALTIES.—This section shall not apply to any portion of the excessive amount of a claim for refund or credit which is subject to a penalty imposed under part II of subchapter A of chapter 68.”

(b) CONFORMING AMENDMENT.—The table of sections for part I of subchapter B of chapter 68 is amended by inserting after the item relating to section 6675 the following new item: “Sec. 6676. Erroneous claim for refund or credit.”

(c) EFFECTIVE DATE.—The amendments made by this section shall apply to any claim filed or submitted after the date of the enactment of this Act.

**SEC. 8248. TIME FOR PAYMENT OF CORPORATE ESTIMATED TAXES.**

Subparagraph (B) of section 401(1) of the Tax Increase Prevention and Reconciliation Act of 2005 is amended by striking “106.25 percent” and inserting “114.25 percent”.

**Subtitle C—Small Business Incentives**

**SEC. 8301. SHORT TITLE.**

This subtitle may be cited as the “Small Business and Work Opportunity Act of 2007”.

**SEC. 8302. ENHANCED COMPLIANCE ASSISTANCE FOR SMALL BUSINESSES.**

(a) IN GENERAL.—Section 212 of the Small Business Regulatory Enforcement Fairness Act of 1996 (5 U.S.C. 601 note) is amended by striking subsection (a) and inserting the following:

“(a) COMPLIANCE GUIDE.—

“(1) IN GENERAL.—For each rule or group of related rules for which an agency is required to prepare a final regulatory flexibility analysis under section 605(b) of title 5, United States Code, the agency shall publish 1 or more guides to assist small entities in complying with the rule and shall entitle such publications ‘small entity compliance guides’.

“(2) PUBLICATION OF GUIDES.—The publication of each guide under this subsection shall include—

“(A) the posting of the guide in an easily identified location on the website of the agency; and

“(B) distribution of the guide to known industry contacts, such as small entities, associations, or industry leaders affected by the rule.

“(3) PUBLICATION DATE.—An agency shall publish each guide (including the posting and distribution of the guide as described under paragraph (2))—

“(A) on the same date as the date of publication of the final rule (or as soon as possible after that date); and

“(B) not later than the date on which the requirements of that rule become effective.

“(4) COMPLIANCE ACTIONS.—

“(A) IN GENERAL.—Each guide shall explain the actions a small entity is required to take to comply with a rule.

“(B) EXPLANATION.—The explanation under subparagraph (A)—

“(i) shall include a description of actions needed to meet the requirements of a rule, to enable a small entity to know when such requirements are met; and

“(ii) if determined appropriate by the agency, may include a description of possible procedures, such as conducting tests, that may assist a small entity in meeting such requirements, except that, compliance with any procedures described pursuant to this section does not establish compliance with the rule, or establish a presumption or inference of such compliance.

“(C) PROCEDURES.—Procedures described under subparagraph (B)(ii)—

“(i) shall be suggestions to assist small entities; and

“(ii) shall not be additional requirements, or diminish requirements, relating to the rule.

“(5) AGENCY PREPARATION OF GUIDES.—The agency shall, in its sole discretion, taking into account the subject matter of the rule and the language of relevant statutes, ensure that the guide is written using sufficiently plain language likely to be understood by affected small entities. Agencies may prepare separate guides covering groups or classes of similarly affected small entities and may cooperate with associations of small entities to develop and distribute such guides. An agency may prepare guides and apply this section with respect to a rule or a group of related rules.

“(6) REPORTING.—Not later than 1 year after the date of enactment of the Fair Minimum Wage Act of 2007, and annually thereafter, the head of each agency shall submit a report to the Committee on Small Business and Entrepreneurship of the Senate, the Committee on Small Business of the House of Representatives, and any other committee of relevant jurisdiction describing the status of the agency's compliance with paragraphs (1) through (5).”

(b) TECHNICAL AND CONFORMING AMENDMENT.—Section 211(3) of the Small Business Regulatory Enforcement Fairness Act of 1996 (5 U.S.C. 601 note) is amended by inserting “and entitled” after “designated”.

**SEC. 8303. SMALL BUSINESS CHILD CARE GRANT PROGRAM.**

(a) ESTABLISHMENT.—The Secretary of Health and Human Services (referred to in this section as the “Secretary”) shall establish a program to award grants to States, on a competitive basis, to assist States in providing funds to encourage the establishment and operation of employer-operated child care programs.

(b) APPLICATION.—To be eligible to receive a grant under this section, a State shall prepare and submit to the Secretary an application at such time, in such manner, and containing such information as the Secretary may require, including an assurance that the funds required under subsection (e) will be provided.

(c) AMOUNT AND PERIOD OF GRANT.—The Secretary shall determine the amount of a grant to a State under this section based on the population of the State as compared to the population of all States receiving grants under this section. The Secretary shall make the grant for a period of 3 years.

(d) USE OF FUNDS.—

(1) IN GENERAL.—A State shall use amounts provided under a grant awarded under this section to provide assistance to small businesses (or consortia formed in accordance with paragraph (3)) located in the State to enable the small businesses (or consortia) to establish and operate child care programs. Such assistance may include—

(A) technical assistance in the establishment of a child care program;

(B) assistance for the startup costs related to a child care program;

(C) assistance for the training of child care providers;

(D) scholarships for low-income wage earners;

(E) the provision of services to care for sick children or to provide care to school-aged children;

(F) the entering into of contracts with local resource and referral organizations or local health departments;

(G) assistance for care for children with disabilities;

(H) payment of expenses for renovation or operation of a child care facility; or

(I) assistance for any other activity determined appropriate by the State.

(2) APPLICATION.—In order for a small business or consortium to be eligible to receive assistance from a State under this section, the small business involved shall prepare and submit to the State an application at such time, in such manner, and containing such information as the State may require.

(3) PREFERENCE.—

(A) IN GENERAL.—In providing assistance under this section, a State shall give priority to an applicant that desires to form a consortium to provide child care in a geographic area within the State where such care is not generally available or accessible.

(B) CONSORTIUM.—For purposes of subparagraph (A), a consortium shall be made up of 2 or more entities that shall include small businesses and that may include large businesses, nonprofit agencies or organizations, local governments, or other appropriate entities.

(4) LIMITATIONS.—With respect to grant funds received under this section, a State may not provide in excess of \$500,000 in assistance from such funds to any single applicant.

(e) MATCHING REQUIREMENT.—To be eligible to receive a grant under this section, a State shall provide assurances to the Secretary that, with respect to the costs to be incurred by a covered entity receiving assistance in carrying out activities under this section, the covered entity will make available (directly or through donations from public or private entities) non-Federal contributions to such costs in an amount equal to—

(1) for the first fiscal year in which the covered entity receives such assistance, not less than 50 percent of such costs (\$1 for each \$1 of assistance provided to the covered entity under the grant);

(2) for the second fiscal year in which the covered entity receives such assistance, not less than 66% percent of such costs (\$2 for each \$1 of assistance provided to the covered entity under the grant); and

(3) for the third fiscal year in which the covered entity receives such assistance, not less than 75 percent of such costs (\$3 for each \$1 of assistance provided to the covered entity under the grant).

(f) REQUIREMENTS OF PROVIDERS.—To be eligible to receive assistance under a grant awarded under this section, a child care provider—

(1) who receives assistance from a State shall comply with all applicable State and local licensing and regulatory requirements and all applicable health and safety standards in effect in the State; and

(2) who receives assistance from an Indian tribe or tribal organization shall comply with all applicable regulatory standards.

(g) STATE-LEVEL ACTIVITIES.—A State may not retain more than 3 percent of the amount described in subsection (c) for State administration and other State-level activities.

(h) ADMINISTRATION.—

(1) STATE RESPONSIBILITY.—A State shall have responsibility for administering a grant awarded for the State under this section and for monitoring covered entities that receive assistance under such grant.

(2) AUDITS.—A State shall require each covered entity receiving assistance under the grant awarded under this section to conduct an annual audit with respect to the activities of the covered entity. Such audits shall be submitted to the State.

(3) MISUSE OF FUNDS.—

(A) REPAYMENT.—If the State determines, through an audit or otherwise, that a covered entity receiving assistance under a grant awarded under this section has misused the assistance, the State shall notify the Secretary of the misuse. The Secretary,

upon such a notification, may seek from such a covered entity the repayment of an amount equal to the amount of any such misused assistance plus interest.

(B) APPEALS PROCESS.—The Secretary shall by regulation provide for an appeals process with respect to repayments under this paragraph.

(i) REPORTING REQUIREMENTS.—

(1) 2-YEAR STUDY.—

(A) IN GENERAL.—Not later than 2 years after the date on which the Secretary first awards grants under this section, the Secretary shall conduct a study to determine—

(i) the capacity of covered entities to meet the child care needs of communities within States;

(ii) the kinds of consortia that are being formed with respect to child care at the local level to carry out programs funded under this section; and

(iii) who is using the programs funded under this section and the income levels of such individuals.

(B) REPORT.—Not later than 28 months after the date on which the Secretary first awards grants under this section, the Secretary shall prepare and submit to the appropriate committees of Congress a report on the results of the study conducted in accordance with subparagraph (A).

(2) 4-YEAR STUDY.—

(A) IN GENERAL.—Not later than 4 years after the date on which the Secretary first awards grants under this section, the Secretary shall conduct a study to determine the number of child care facilities that are funded through covered entities that received assistance through a grant awarded under this section and that remain in operation, and the extent to which such facilities are meeting the child care needs of the individuals served by such facilities.

(B) REPORT.—Not later than 52 months after the date on which the Secretary first awards grants under this section, the Secretary shall prepare and submit to the appropriate committees of Congress a report on the results of the study conducted in accordance with subparagraph (A).

(j) DEFINITIONS.—In this section:

(1) COVERED ENTITY.—The term “covered entity” means a small business or a consortium formed in accordance with subsection (d)(3).

(2) INDIAN COMMUNITY.—The term “Indian community” means a community served by an Indian tribe or tribal organization.

(3) INDIAN TRIBE; TRIBAL ORGANIZATION.—The terms “Indian tribe” and “tribal organization” have the meanings given the terms in section 658P of the Child Care and Development Block Grant Act of 1990 (42 U.S.C. 9858n).

(4) SMALL BUSINESS.—The term “small business” means an employer who employed an average of at least 2 but not more than 50 employees on the business days during the preceding calendar year.

(5) STATE.—The term “State” has the meaning given the term in section 658P of the Child Care and Development Block Grant Act of 1990 (42 U.S.C. 9858n).

(k) APPLICATION TO INDIAN TRIBES AND TRIBAL ORGANIZATIONS.—In this section:

(1) IN GENERAL.—Except as provided in subsection (f)(1), and in paragraphs (2) and (3), the term “State” includes an Indian tribe or tribal organization.

(2) GEOGRAPHIC REFERENCES.—The term “State” includes an Indian community in subsections (c) (the second and third place the term appears), (d)(1), (d)(2) (the second place the term appears), (d)(3)(A) (the second place the term appears), and (i)(1)(A)(i).

(3) STATE-LEVEL ACTIVITIES.—The term “State-level activities” includes activities at the tribal level.

(l) AUTHORIZATION OF APPROPRIATIONS.—

(1) IN GENERAL.—There is authorized to be appropriated to carry out this section, \$50,000,000 for the period of fiscal years 2008 through 2012.

(2) STUDIES AND ADMINISTRATION.—With respect to the total amount appropriated for such period in accordance with this subsection, not more than \$2,500,000 of that amount may be used for expenditures related to conducting studies required under, and the administration of, this section.

(m) TERMINATION OF PROGRAM.—The program established under subsection (a) shall terminate on September 30, 2012.

**SEC. 8304. STUDY OF UNIVERSAL USE OF ADVANCE PAYMENT OF EARNED INCOME CREDIT.**

Not later than 180 days after the date of the enactment of this Act, the Secretary of the Treasury shall report to Congress on a study of the benefits, costs, risks, and barriers to workers and to businesses (with a special emphasis on small businesses) if the advance earned income tax credit program (under section 3507 of the Internal Revenue Code of 1986) included all recipients of the earned income tax credit (under section 32 of such Code) and what steps would be necessary to implement such inclusion.

**SEC. 8305. RENEWAL GRANTS FOR WOMEN'S BUSINESS CENTERS.**

(a) IN GENERAL.—Section 29 of the Small Business Act (15 U.S.C. 656) is amended by adding at the end the following:

“(m) CONTINUED FUNDING FOR CENTERS.—

“(1) IN GENERAL.—A nonprofit organization described in paragraph (2) shall be eligible to receive, subject to paragraph (3), a 3-year grant under this subsection.

“(2) APPLICABILITY.—A nonprofit organization described in this paragraph is a nonprofit organization that has received funding under subsection (b) or (l).

“(3) APPLICATION AND APPROVAL CRITERIA.—

“(A) CRITERIA.—Subject to subparagraph (B), the Administrator shall develop and publish criteria for the consideration and approval of applications by nonprofit organizations under this subsection.

“(B) CONTENTS.—Except as otherwise provided in this subsection, the conditions for participation in the grant program under this subsection shall be the same as the conditions for participation in the program under subsection (l), as in effect on the date of enactment of this Act.

“(C) NOTIFICATION.—Not later than 60 days after the date of the deadline to submit applications for each fiscal year, the Administrator shall approve or deny any application under this subsection and notify the applicant for each such application.

“(4) AWARD OF GRANTS.—

“(A) IN GENERAL.—Subject to the availability of appropriations, the Administrator shall make a grant for the Federal share of the cost of activities described in the application to each applicant approved under this subsection.

“(B) AMOUNT.—A grant under this subsection shall be for not more than \$150,000, for each year of that grant.

“(C) FEDERAL SHARE.—The Federal share under this subsection shall be not more than 50 percent.

“(D) PRIORITY.—In allocating funds made available for grants under this section, the Administrator shall give applications under this subsection or subsection (l) priority over first-time applications under subsection (b).

“(5) RENEWAL.—

“(A) IN GENERAL.—The Administrator may renew a grant under this subsection for additional 3-year periods, if the nonprofit organization submits an application for such renewal at such time, in such manner, and accompanied by such information as the Administrator may establish.

“(B) UNLIMITED RENEWALS.—There shall be no limitation on the number of times a grant may be renewed under subparagraph (A).”

“(n) PRIVACY REQUIREMENTS.—

“(1) IN GENERAL.—A women’s business center may not disclose the name, address, or telephone number of any individual or small business concern receiving assistance under this section without the consent of such individual or small business concern, unless—

“(A) the Administrator is ordered to make such a disclosure by a court in any civil or criminal enforcement action initiated by a Federal or State agency; or

“(B) the Administrator considers such a disclosure to be necessary for the purpose of conducting a financial audit of a women’s business center, but a disclosure under this subparagraph shall be limited to the information necessary for such audit.

“(2) ADMINISTRATION USE OF INFORMATION.—This subsection shall not—

“(A) restrict Administration access to program activity data; or

“(B) prevent the Administration from using client information (other than the information described in subparagraph (A)) to conduct client surveys.

“(3) REGULATIONS.—The Administrator shall issue regulations to establish standards for requiring disclosures during a financial audit under paragraph (1)(B).”

(b) REPEAL.—Section 29(1) of the Small Business Act (15 U.S.C. 656(1)) is repealed effective October 1 of the first full fiscal year after the date of enactment of this Act.

(c) TRANSITIONAL RULE.—Notwithstanding any other provision of law, a grant or cooperative agreement that was awarded under subsection (1) of section 29 of the Small Business Act (15 U.S.C. 656), on or before the day before the date described in subsection (b) of this section, shall remain in full force and effect under the terms, and for the duration, of such grant or agreement.

**SEC. 8306. REPORTS ON ACQUISITIONS OF ARTICLES, MATERIALS, AND SUPPLIES MANUFACTURED OUTSIDE THE UNITED STATES.**

Section 2 of the Buy American Act (41 U.S.C. 10a) is amended—

(1) by striking “Notwithstanding” and inserting the following:

“(a) IN GENERAL.—Notwithstanding”; and

(2) by adding at the end the following:

“(b) REPORTS.—

“(1) IN GENERAL.—Not later than 180 days after the end of each of fiscal years 2007 through 2011, the head of each Federal agency shall submit to the Committee on Homeland Security and Governmental Affairs of the Senate and the Committee on Oversight and Government Reform of the House of Representatives a report on the amount of the acquisitions made by the agency in that fiscal year of articles, materials, or supplies purchased from entities that manufacture the articles, materials, or supplies outside of the United States.

“(2) CONTENTS OF REPORT.—The report required by paragraph (1) shall separately include, for the fiscal year covered by such report—

“(A) the dollar value of any articles, materials, or supplies that were manufactured outside the United States;

“(B) an itemized list of all waivers granted with respect to such articles, materials, or supplies under this Act, and a citation to the treaty, international agreement, or other law under which each waiver was granted;

“(C) if any articles, materials, or supplies were acquired from entities that manufacture articles, materials, or supplies outside the United States, the specific exception under this section that was used to purchase such articles, materials, or supplies; and

“(D) a summary of—

“(i) the total procurement funds expended on articles, materials, and supplies manufactured inside the United States; and

“(ii) the total procurement funds expended on articles, materials, and supplies manufactured outside the United States.

“(3) PUBLIC AVAILABILITY.—The head of each Federal agency submitting a report under paragraph (1) shall make the report publicly available to the maximum extent practicable.

“(4) EXCEPTION FOR INTELLIGENCE COMMUNITY.—This subsection shall not apply to acquisitions made by an agency, or component thereof, that is an element of the intelligence community as specified in, or designated under, section 3(4) of the National Security Act of 1947 (50 U.S.C. 401a(4)).”

**TITLE IX—AGRICULTURAL ASSISTANCE**  
**SEC. 9001. CROP DISASTER ASSISTANCE.**

(a) ASSISTANCE AVAILABLE.—There are hereby appropriated to the Secretary of Agriculture such sums as are necessary, to remain available until expended, to make emergency financial assistance available to producers on a farm that incurred qualifying quantity or quality losses for the 2005, 2006, or 2007 crop, due to damaging weather or any related condition (including losses due to crop diseases, insects, and delayed planting), as determined by the Secretary. However, to be eligible for assistance, the crop subject to the loss must have been planted before February 28, 2007, or, in the case of prevented planting or other total loss, would have been planted before February 28, 2007, in the absence of the damaging weather or any related condition.

(b) ELECTION OF CROP YEAR.—If a producer incurred qualifying crop losses in more than one of the 2005, 2006, or 2007 crop years, the producer shall elect to receive assistance under this section for losses incurred in only one of such crop years. The producer may not receive assistance under this section for more than one crop year.

(c) ADMINISTRATION.—

(1) IN GENERAL.—Except as provided in paragraph (2), the Secretary of Agriculture shall make assistance available under this section in the same manner as provided under section 815 of the Agriculture, Rural Development, Food and Drug Administration and Related Agencies Appropriations Act, 2001 (Public Law 106-387; 114 Stat. 1549A-55), including using the same loss thresholds for quantity and economic losses as were used in administering that section, except that the payment rate shall be 42 percent of the established price, instead of 65 percent.

(2) LOSS THRESHOLDS FOR QUALITY LOSSES.—In the case of a payment for quality loss for a crop under subsection (a), the loss thresholds for quality loss for the crop shall be determined under subsection (d).

(d) QUALITY LOSSES.—

(1) IN GENERAL.—Subject to paragraph (3), the amount of a payment made to producers on a farm for a quality loss for a crop under subsection (a) shall be equal to the amount obtained by multiplying—

(A) 65 percent of the payment quantity determined under paragraph (2); by

(B) 42 percent of the payment rate determined under paragraph (3).

(2) PAYMENT QUANTITY.—For the purpose of paragraph (1)(A), the payment quantity for quality losses for a crop of a commodity on a farm shall equal the lesser of—

(A) the actual production of the crop affected by a quality loss of the commodity on the farm; or

(B) the quantity of expected production of the crop affected by a quality loss of the commodity on the farm, using the formula used by the Secretary of Agriculture to determine quantity losses for the crop of the commodity under subsection (a).

(3) PAYMENT RATE.—For the purpose of paragraph (1)(B) and in accordance with paragraphs (5) and (6), the payment rate for quality losses for a crop of a commodity on a farm shall be equal to the difference between—

(A) the per unit market value that the units of the crop affected by the quality loss would have had if the crop had not suffered a quality loss; and

(B) the per unit market value of the units of the crop affected by the quality loss.

(4) ELIGIBILITY.—For producers on a farm to be eligible to obtain a payment for a quality loss for a crop under subsection (a), the amount obtained by multiplying the per unit loss determined under paragraph (1) by the number of units affected by the quality loss shall be at least 25 percent of the value that all affected production of the crop would have had if the crop had not suffered a quality loss.

(5) MARKETING CONTRACTS.—In the case of any production of a commodity that is sold pursuant to one or more marketing contracts (regardless of whether the contract is entered into by the producers on the farm before or after harvest) and for which appropriate documentation exists, the quantity designated in the contracts shall be eligible for quality loss assistance based on the one or more prices specified in the contracts.

(6) OTHER PRODUCTION.—For any additional production of a commodity for which a marketing contract does not exist or for which production continues to be owned by the producer, quality losses shall be based on the average local market discounts for reduced quality, as determined by the appropriate State committee of the Farm Service Agency.

(7) QUALITY ADJUSTMENTS AND DISCOUNTS.—The appropriate State committee of the Farm Service Agency shall identify the appropriate quality adjustment and discount factors to be considered in carrying out this subsection, including—

(A) the average local discounts actually applied to a crop; and

(B) the discount schedules applied to loans made by the Farm Service Agency or crop insurance coverage under the Federal Crop Insurance Act (7 U.S.C. 1501 et seq.).

(8) ELIGIBLE PRODUCTION.—The Secretary of Agriculture shall carry out this subsection in a fair and equitable manner for all eligible production, including the production of fruits and vegetables, other specialty crops, and field crops.

(e) PAYMENT LIMITATIONS.—

(1) LIMIT ON AMOUNT OF ASSISTANCE.—Assistance provided under this section to a producer for losses to a crop, together with the amounts specified in paragraph (2) applicable to the same crop, may not exceed 95 percent of what the value of the crop would have been in the absence of the losses, as estimated by the Secretary of Agriculture.

(2) OTHER PAYMENTS.—In applying the limitation in paragraph (1), the Secretary shall include the following:

(A) Any crop insurance payment made under the Federal Crop Insurance Act (7 U.S.C. 1501 et seq.) or payment under section 196 of the Federal Agriculture Improvement and Reform Act of 1996 (7 U.S.C. 7333) that the producer receives for losses to the same crop.

(B) The value of the crop that was not lost (if any), as estimated by the Secretary.

(f) ELIGIBILITY REQUIREMENTS AND LIMITATIONS.—The producers on a farm shall not be eligible for assistance under this section with respect to losses to an insurable commodity or noninsurable commodity if the producers on the farm—

(1) in the case of an insurable commodity, did not obtain a policy or plan of insurance

for the insurable commodity under the Federal Crop Insurance Act (7 U.S.C. 1501 et seq.) for the crop incurring the losses;

(2) in the case of a noninsurable commodity, did not file the required paperwork, and pay the administrative fee by the applicable State filing deadline, for the noninsurable commodity under section 196 of the Federal Agriculture Improvement and Reform Act of 1996 (7 U.S.C. 7333) for the crop incurring the losses; or

(3) were not in compliance with highly erodible land conservation and wetland conservation provisions.

(g) TIMING.—

(1) IN GENERAL.—Subject to paragraph (2), the Secretary of Agriculture shall make payments to producers on a farm for a crop under this section not later than 60 days after the date the producers on the farm submit to the Secretary a completed application for the payments.

(2) INTEREST.—If the Secretary does not make payments to the producers on a farm by the date described in paragraph (1), the Secretary shall pay to the producers on a farm interest on the payments at a rate equal to the current (as of the sign-up deadline established by the Secretary) market yield on outstanding, marketable obligations of the United States with maturities of 30 years.

(h) DEFINITIONS.—In this section:

(1) INSURABLE COMMODITY.—The term “insurable commodity” means an agricultural commodity (excluding livestock) for which the producers on a farm are eligible to obtain a policy or plan of insurance under the Federal Crop Insurance Act (7 U.S.C. 1501 et seq.).

(2) NONINSURABLE COMMODITY.—The term “noninsurable commodity” means a crop for which the producers on a farm are eligible to obtain assistance under section 196 of the Federal Agriculture Improvement and Reform Act of 1996 (7 U.S.C. 7333).

**SEC. 9002. LIVESTOCK ASSISTANCE.**

(a) LIVESTOCK COMPENSATION PROGRAM.—

(1) AVAILABILITY OF ASSISTANCE.—There are hereby appropriated to the Secretary of Agriculture such sums as are necessary, to remain available until expended, to carry out the livestock compensation program established under subpart B of part 1416 of title 7, Code of Federal Regulations, as announced by the Secretary on February 12, 2007 (72 Fed. Reg. 6443), to provide compensation for livestock losses between January 1, 2005 and February 28, 2007, due to a disaster, as determined by the Secretary (including losses due to blizzards that started in 2006 and continued into January 2007). However, the payment rate for compensation under this subsection shall be 61 percent of the payment rate otherwise applicable under such program. In addition, section 1416.102(b)(2)(ii) of title 7, Code of Federal Regulations (72 Fed. Reg. 6444) shall not apply.

(2) ELIGIBLE APPLICANTS.—In carrying out the program described in paragraph (1), the Secretary shall provide assistance to any applicant that—

(A) conducts a livestock operation that is located in a disaster county with eligible livestock specified in paragraph (1) of section 1416.102(a) of title 7, Code of Federal Regulations (72 Fed. Reg. 6444), an animal described in section 10806(a)(1) of the Farm Security and Rural Investment Act of 2002 (21 U.S.C. 321d(a)(1)), or other animals designated by the Secretary as livestock for purposes of this subsection; and

(B) meets the requirements of paragraphs (3) and (4) of section 1416.102(a) of title 7, Code of Federal Regulations, and all other eligibility requirements established by the Secretary for the program.

(3) ELECTION OF LOSSES.—

(A) If a producer incurred eligible livestock losses in more than one of the 2005, 2006, or 2007 calendar years, the producer shall elect to receive payments under this subsection for losses incurred in only one of such calendar years, and such losses must have been incurred in a county declared or designated as a disaster county in that same calendar year.

(B) Producers may elect to receive compensation for losses in the calendar year 2007 grazing season that are attributable to wildfires occurring during the applicable period, as determined by the Secretary.

(4) MITIGATION.—In determining the eligibility for or amount of payments for which a producer is eligible under the livestock compensation program, the Secretary shall not penalize a producer that takes actions (recognizing disaster conditions) that reduce the average number of livestock the producer owned for grazing during the production year for which assistance is being provided.

(5) DEFINITIONS.—In this subsection:

(A) DISASTER COUNTY.—The term “disaster county” means—

(i) a county included in the geographic area covered by a natural disaster declaration; and

(ii) each county contiguous to a county described in clause (i).

(B) NATURAL DISASTER DECLARATION.—The term “natural disaster declaration” means—

(i) a natural disaster declared by the Secretary between January 1, 2005 and February 28, 2007, under section 321(a) of the Consolidated Farm and Rural Development Act (7 U.S.C. 1961(a));

(ii) a major disaster or emergency designated by the President between January 1, 2005 and February 28, 2007, under the Robert T. Stafford Disaster Relief and Emergency Assistance Act (42 U.S.C. 5121 et seq.); or

(iii) a determination of a Farm Service Agency Administrator’s Physical Loss Notice if such notice applies to a county included under (ii).

(b) LIVESTOCK INDEMNITY PAYMENTS.—

(1) AVAILABILITY OF ASSISTANCE.—There are hereby appropriated to the Secretary of Agriculture such sums as are necessary, to remain available until expended, to make livestock indemnity payments to producers on farms that have incurred livestock losses between January 1, 2005 and February 28, 2007, due to a disaster, as determined by the Secretary (including losses due to blizzards that started in 2006 and continued into January 2007) in a disaster county. To be eligible for assistance, applicants must meet all eligibility requirements established by the Secretary for the program.

(2) ELECTION OF LOSSES.—If a producer incurred eligible livestock losses in more than one of the 2005, 2006, or 2007 calendar years, the producer shall elect to receive payments under this subsection for losses incurred in only one of such calendar years. The producer may not receive payments under this subsection for more than one calendar year.

(3) PAYMENT RATES.—Indemnity payments to a producer on a farm under paragraph (1) shall be made at a rate of not less than 26 percent of the market value of the applicable livestock on the day before the date of death of the livestock, as determined by the Secretary.

(4) LIVESTOCK DEFINED.—In this subsection, the term “livestock” means an animal that—

(A) is specified in clause (i) of section 1416.203(a)(2) of title 7, Code of Federal Regulations (72 Fed. Reg. 6445), or is designated by the Secretary as livestock for purposes of this subsection; and

(B) meets the requirements of clauses (iii) and (iv) of such section.

(5) DEFINITIONS.—In this subsection:

(A) DISASTER COUNTY.—The term “disaster county” means—

(i) a county included in the geographic area covered by a natural disaster declaration; and

(ii) each county contiguous to a county described in clause (i).

(B) NATURAL DISASTER DECLARATION.—The term “natural disaster declaration” means—

(i) a natural disaster declared by the Secretary between January 1, 2005 and February 28, 2007, under section 321(a) of the Consolidated Farm and Rural Development Act (7 U.S.C. 1961(a));

(ii) a major disaster or emergency designated by the President between January 1, 2005 and February 28, 2007, under the Robert T. Stafford Disaster Relief and Emergency Assistance Act (42 U.S.C. 5121 et seq.); or

(iii) a determination of a Farm Service Agency Administrator’s Physical Loss Notice if such notice applies to a county included under (ii).

**SEC. 9003. EMERGENCY CONSERVATION PROGRAM.**

There is hereby appropriated to the Secretary of Agriculture \$16,000,000, to remain available until expended, to provide assistance under the Emergency Conservation Program under title IV of the Agriculture Credit Act of 1978 (16 U.S.C. 2201 et seq.) for the cleanup and restoration of farm and agricultural production lands.

**SEC. 9004. PAYMENT LIMITATIONS.**

(a) REDUCTION IN PAYMENTS TO REFLECT PAYMENTS FOR SAME OR SIMILAR LOSSES.—The amount of any payment for which a producer is eligible under sections 9001 and 9002 shall be reduced by any amount received by the producer for the same loss or any similar loss under—

(1) the Department of Defense, Emergency Supplemental Appropriations to Address Hurricanes in the Gulf of Mexico, and Pandemic Influenza Act, 2006 (Public Law 109-148; 119 Stat. 2680);

(2) an agricultural disaster assistance provision contained in the announcement of the Secretary on January 26, 2006 or August 29, 2006; or

(3) the Emergency Supplemental Appropriations Act for Defense, the Global War on Terror, and Hurricane Recovery, 2006 (Public Law 109-234; 120 Stat. 418).

(b) ADJUSTED GROSS INCOME LIMITATION.—Section 1001D of the Food Security Act of 1985 (7 U.S.C. 1308-3a) shall apply with respect to assistance provided under sections 9001, 9002, and 9003.

**SEC. 9005. ADMINISTRATION.**

(a) REGULATIONS.—The Secretary of Agriculture may promulgate such regulations as are necessary to implement sections 9001 and 9002.

(b) PROCEDURE.—The promulgation of the implementing regulations and the administration of sections 9001 and 9002 shall be made without regard to—

(1) the notice and comment provisions of section 553 of title 5, United States Code;

(2) the Statement of Policy of the Secretary of Agriculture effective July 24, 1971 (36 Fed. Reg. 13804), relating to notices of proposed rulemaking and public participation in rulemaking; and

(3) chapter 35 of title 44, United States Code (commonly known as the “Paperwork Reduction Act”).

(c) CONGRESSIONAL REVIEW OF AGENCY RULEMAKING.—In carrying out this section, the Secretary of Agriculture shall use the authority provided under section 808 of title 5, United States Code.

(d) USE OF COMMODITY CREDIT CORPORATION; LIMITATION.—In implementing sections 9001 and 9002, the Secretary of Agriculture may use the facilities, services, and authorities of the Commodity Credit Corporation.



The Corporation shall not make any expenditures to carry out sections 9001 and 9002 unless funds have been specifically appropriated for such purpose.

**SEC. 9006. MILK INCOME LOSS CONTRACT PROGRAM.**

(a) Section 1502(c)(3) of the Farm Security and Rural Investment Act of 2002 (7 U.S.C. 7982(c)(3)) is amended—

(1) in subparagraph (A), by adding “and” at the end;

(2) in subparagraph (B), by striking “August” and all that follows through the end and inserting “September 30, 2007, 34 percent.”; and

(3) by striking subparagraph (C).

(b) Section 10002 of this Act shall not apply to this section except with respect to fiscal years 2007 and 2008.

**SEC. 9007. DAIRY ASSISTANCE.**

There is hereby appropriated \$16,000,000 to make payments to dairy producers for dairy production losses in disaster counties, as defined in section 9002 of this title, to remain available until expended.

**SEC. 9008. NONINSURED CROP ASSISTANCE PROGRAM.**

For states in which there is a shortage of claims adjusters, as determined by the Secretary, the Secretary shall permit the use of one claims adjuster certified by the Secretary in carrying out 7 CFR 1437.401.

**SEC. 9009. EMERGENCY GRANTS TO ASSIST LOW-INCOME MIGRANT AND SEASONAL FARMWORKERS.**

There is hereby appropriated \$16,000,000 to carry out section 2281 of the Food, Agriculture, Conservation and Trade Act of 1990 (42 U.S.C. 5177a), to remain available until expended.

**SEC. 9010. CONSERVATION SECURITY PROGRAM.**

Section 20115 of Public Law 110-5 is amended by striking “section 726” and inserting in lieu thereof “section 726; section 741”.

**SEC. 9011. ADMINISTRATIVE EXPENSES.**

There is hereby appropriated \$22,000,000 for the “Farm Service Agency, Salaries and Expenses”, to remain available until September 30, 2008.

**SEC. 9012. CONTRACT WAIVER.**

In carrying out crop disaster and livestock assistance in this title, the Secretary shall require forage producers to have participated in a crop insurance pilot program or the Non-Insured Crop Disaster Assistance Program during the crop year for which compensation is received.

**TITLE X—GENERAL PROVISIONS**

SEC. 10001. No part of any appropriation contained in this Act shall remain available for obligation beyond the current fiscal year unless expressly so provided herein.

SEC. 10002. Amounts in this Act (other than in titles VI and VIII) are designated as emergency requirements and necessary to meet emergency needs pursuant to subsections (a) and (b) of section 204 of S. Con. Res. 21 (110th Congress), the concurrent resolution on the budget for fiscal year 2008.

In lieu of titles I and II of House amendment 1 (or, if such amendment has not been agreed to, in lieu of the matter proposed to be inserted by the Senate amendment), insert the following:

**TITLE I—SUPPLEMENTAL APPROPRIATIONS FOR DEFENSE, INTERNATIONAL AFFAIRS, AND OTHER SECURITY-RELATED NEEDS**

**CHAPTER 1**

**DEPARTMENT OF AGRICULTURE**

**FOREIGN AGRICULTURAL SERVICE**

**PUBLIC LAW 480 TITLE II GRANTS**

For an additional amount for “Public Law 480 Title II Grants”, during the current fiscal year, not otherwise recoverable, and unre-

covered prior years’ costs, including interest thereon, under the Agricultural Trade Development and Assistance Act of 1954, for commodities supplied in connection with dispositions abroad under title II of said Act, \$350,000,000, to remain available until expended.

**CHAPTER 2**

**DEPARTMENT OF JUSTICE**

**LEGAL ACTIVITIES**

**SALARIES AND EXPENSES, GENERAL LEGAL ACTIVITIES**

For an additional amount for “Salaries and Expenses, General Legal Activities”, \$1,648,000, to remain available until September 30, 2008.

**SALARIES AND EXPENSES, UNITED STATES ATTORNEYS**

For an additional amount for “Salaries and Expenses, United States Attorneys”, \$5,000,000, to remain available until September 30, 2008.

**UNITED STATES MARSHALS SERVICE**

**SALARIES AND EXPENSES**

For an additional amount for “Salaries and Expenses”, \$6,450,000, to remain available until September 30, 2008.

**NATIONAL SECURITY DIVISION**

**SALARIES AND EXPENSES**

For an additional amount for “Salaries and Expenses”, \$1,736,000, to remain available until September 30, 2008.

**FEDERAL BUREAU OF INVESTIGATION**

**SALARIES AND EXPENSES**

For an additional amount for “Salaries and Expenses”, \$118,260,000, to remain available until September 30, 2008.

**DRUG ENFORCEMENT ADMINISTRATION**

**SALARIES AND EXPENSES**

For an additional amount for “Salaries and Expenses”, \$8,468,000, to remain available until September 30, 2008.

**BUREAU OF ALCOHOL, TOBACCO, FIREARMS AND EXPLOSIVES**

**SALARIES AND EXPENSES**

For an additional amount for “Salaries and Expenses”, \$4,000,000, to remain available until September 30, 2008.

**FEDERAL PRISON SYSTEM**

**SALARIES AND EXPENSES**

For an additional amount for “Salaries and Expenses”, \$17,000,000, to remain available until September 30, 2008.

**GENERAL PROVISIONS—THIS CHAPTER**

SEC. 1201. Funds provided in this Act for the “Department of Justice, United States Marshals Service, Salaries and Expenses” shall be made available according to the language relating to such account in the joint explanatory statement accompanying the conference report on H.R. 1591 of the 110th Congress (H. Rept. 110-107).

SEC. 1202. Funds provided in this Act for the “Department of Justice, Legal Activities, Salaries and Expenses, General Legal Activities”, shall be made available according to the language relating to such account in the joint explanatory statement accompanying the conference report on H.R. 1591 of the 110th Congress (H. Rept. 110-107).

**CHAPTER 3**

**DEPARTMENT OF DEFENSE—MILITARY**

**MILITARY PERSONNEL**

**MILITARY PERSONNEL, ARMY**

For an additional amount for “Military Personnel, Army”, \$8,510,270,000.

**MILITARY PERSONNEL, NAVY**

For an additional amount for “Military Personnel, Navy”, \$692,127,000.

**MILITARY PERSONNEL, MARINE CORPS**

For an additional amount for “Military Personnel, Marine Corps”, \$1,386,871,000.

**MILITARY PERSONNEL, AIR FORCE**

For an additional amount for “Military Personnel, Air Force”, \$1,079,287,000.

**RESERVE PERSONNEL, ARMY**

For an additional amount for “Reserve Personnel, Army”, \$147,244,000.

**RESERVE PERSONNEL, NAVY**

For an additional amount for “Reserve Personnel, Navy”, \$77,800,000.

**RESERVE PERSONNEL, AIR FORCE**

For an additional amount for “Reserve Personnel, Air Force”, \$5,500,000.

**NATIONAL GUARD PERSONNEL, ARMY**

For an additional amount for “National Guard Personnel, Army”, \$436,025,000.

**NATIONAL GUARD PERSONNEL, AIR FORCE**

For an additional amount for “National Guard Personnel, Air Force”, \$24,500,000.

**OPERATION AND MAINTENANCE**

**OPERATION AND MAINTENANCE, ARMY**

For an additional amount for “Operation and Maintenance, Army”, \$20,373,379,000.

**OPERATION AND MAINTENANCE, NAVY**

**(INCLUDING TRANSFER OF FUNDS)**

For an additional amount for “Operation and Maintenance, Navy”, \$4,652,670,000, of which up to \$120,293,000 shall be transferred to Coast Guard, “Operating Expenses”, for reimbursement for activities which support activities requested by the Navy.

**OPERATION AND MAINTENANCE, MARINE CORPS**

For an additional amount for “Operation and Maintenance, Marine Corps”, \$1,146,594,000.

**OPERATION AND MAINTENANCE, AIR FORCE**

For an additional amount for “Operation and Maintenance, Air Force”, \$6,650,881,000.

**OPERATION AND MAINTENANCE, DEFENSE-WIDE**

For an additional amount for “Operation and Maintenance, Defense-Wide”, \$2,714,487,000, of which—

(1) not to exceed \$25,000,000 may be used for the Combatant Commander Initiative Fund, to be used in support of Operation Iraqi Freedom and Operation Enduring Freedom; and

(2) not to exceed \$200,000,000, to remain available until expended, may be used for payments to reimburse Pakistan, Jordan, and other key cooperating nations, for logistical, military, and other support provided to United States military operations, notwithstanding any other provision of law: *Provided*, That such payments may be made in such amounts as the Secretary of Defense, with the concurrence of the Secretary of State, and in consultation with the Director of the Office of Management and Budget, may determine, in his discretion, based on documentation determined by the Secretary of Defense to adequately account for the support provided, and such determination is final and conclusive upon the accounting officers of the United States, and 15 days following notification to the appropriate congressional committees: *Provided further*, That the Secretary of Defense shall provide quarterly reports to the congressional defense committees on the use of funds provided in this paragraph.

**OPERATION AND MAINTENANCE, ARMY RESERVE**

For an additional amount for “Operation and Maintenance, Army Reserve”, \$74,049,000.

**OPERATION AND MAINTENANCE, NAVY RESERVE**

For an additional amount for “Operation and Maintenance, Navy Reserve”, \$111,066,000.

**OPERATION AND MAINTENANCE, MARINE CORPS RESERVE**

For an additional amount for “Operation and Maintenance, Marine Corps Reserve”, \$13,591,000.

OPERATION AND MAINTENANCE, AIR FORCE  
RESERVE

For an additional amount for "Operation and Maintenance, Air Force Reserve", \$10,160,000.

OPERATION AND MAINTENANCE, ARMY  
NATIONAL GUARD

For an additional amount for "Operation and Maintenance, Army National Guard", \$83,569,000.

OPERATION AND MAINTENANCE, AIR NATIONAL  
GUARD

For an additional amount for "Operation and Maintenance, Air National Guard", \$38,429,000.

## AFGHANISTAN SECURITY FORCES FUND

For an additional amount for "Afghanistan Security Forces Fund", \$5,906,400,000, to remain available until September 30, 2008.

## IRAQ SECURITY FORCES FUND

For an additional amount for "Iraq Security Forces Fund", \$3,842,300,000, to remain available until September 30, 2008.

## IRAQ FREEDOM FUND

## (INCLUDING TRANSFER OF FUNDS)

For an additional amount for "Iraq Freedom Fund", \$355,600,000, to remain available for transfer until September 30, 2008: *Provided*, That up to \$50,000,000 may be obligated and expended for purposes of the Task Force to Improve Business and Stability Operations in Iraq.

JOINT IMPROVISED EXPLOSIVE DEVICE DEFEAT  
FUND

For an additional amount for "Joint Improvised Explosive Device Defeat Fund", \$2,432,800,000, to remain available until September 30, 2009.

## PROCUREMENT

## AIRCRAFT PROCUREMENT, ARMY

For an additional amount for "Aircraft Procurement, Army", \$619,750,000, to remain available until September 30, 2009.

## MISSILE PROCUREMENT, ARMY

For an additional amount for "Missile Procurement, Army", \$111,473,000, to remain available until September 30, 2009.

PROCUREMENT OF WEAPONS AND TRACKED  
COMBAT VEHICLES, ARMY

For an additional amount for "Procurement of Weapons and Tracked Combat Vehicles, Army", \$3,404,315,000, to remain available until September 30, 2009.

## PROCUREMENT OF AMMUNITION, ARMY

For an additional amount for "Procurement of Ammunition, Army", \$681,500,000, to remain available until September 30, 2009.

## OTHER PROCUREMENT, ARMY

For an additional amount for "Other Procurement, Army", \$9,859,137,000, to remain available until September 30, 2009.

## AIRCRAFT PROCUREMENT, NAVY

For an additional amount for "Aircraft Procurement, Navy", \$1,090,287,000, to remain available until September 30, 2009.

## WEAPONS PROCUREMENT, NAVY

For an additional amount for "Weapons Procurement, Navy", \$163,813,000, to remain available until September 30, 2009.

PROCUREMENT OF AMMUNITION, NAVY AND  
MARINE CORPS

For an additional amount for "Procurement of Ammunition, Navy and Marine Corps", \$159,833,000, to remain available until September 30, 2009.

## OTHER PROCUREMENT, NAVY

For an additional amount for "Other Procurement, Navy", \$618,709,000, to remain available until September 30, 2009.

## PROCUREMENT, MARINE CORPS

For an additional amount for "Procurement, Marine Corps", \$989,389,000, to remain available until September 30, 2009.

## AIRCRAFT PROCUREMENT, AIR FORCE

For an additional amount for "Aircraft Procurement, Air Force", \$2,106,468,000, to remain available until September 30, 2009.

## MISSILE PROCUREMENT, AIR FORCE

For an additional amount for "Missile Procurement, Air Force", \$94,900,000, to remain available until September 30, 2009.

## PROCUREMENT OF AMMUNITION, AIR FORCE

For an additional amount for "Procurement of Ammunition, Air Force", \$6,000,000, to remain available until September 30, 2009.

## OTHER PROCUREMENT, AIR FORCE

For an additional amount for "Other Procurement, Air Force", \$1,957,160,000, to remain available until September 30, 2009.

## PROCUREMENT, DEFENSE-WIDE

For an additional amount for "Procurement, Defense-Wide", \$721,190,000, to remain available until September 30, 2009.

RESEARCH, DEVELOPMENT, TEST AND  
EVALUATIONRESEARCH, DEVELOPMENT, TEST AND  
EVALUATION, ARMY

For an additional amount for "Research, Development, Test and Evaluation, Army", \$100,006,000, to remain available until September 30, 2008.

RESEARCH, DEVELOPMENT, TEST AND  
EVALUATION, NAVY

For an additional amount for "Research, Development, Test and Evaluation, Navy", \$298,722,000, to remain available until September 30, 2008.

RESEARCH, DEVELOPMENT, TEST AND  
EVALUATION, AIR FORCE

For an additional amount for "Research, Development, Test and Evaluation, Air Force", \$187,176,000, to remain available until September 30, 2008.

RESEARCH, DEVELOPMENT, TEST AND  
EVALUATION, DEFENSE-WIDE

For an additional amount for "Research, Development, Test and Evaluation, Defense-Wide", \$512,804,000, to remain available until September 30, 2008.

## REVOLVING AND MANAGEMENT FUNDS

## DEFENSE WORKING CAPITAL FUNDS

For an additional amount for "Defense Working Capital Funds", \$1,115,526,000.

## NATIONAL DEFENSE SEALIFT FUND

For an additional amount for "National Defense Sealift Fund", \$5,000,000.

OTHER DEPARTMENT OF DEFENSE  
PROGRAMS

## DEFENSE HEALTH PROGRAM

For an additional amount for "Defense Health Program", \$1,123,147,000.

DRUG INTERDICTION AND COUNTER-DRUG  
ACTIVITIES, DEFENSE

For an additional amount for "Drug Interdiction and Counter-Drug Activities, Defense", \$254,665,000, to remain available until expended.

## RELATED AGENCIES

INTELLIGENCE COMMUNITY MANAGEMENT  
ACCOUNT

For an additional amount for "Intelligence Community Management Account", \$71,726,000.

## GENERAL PROVISIONS—THIS CHAPTER

SEC. 1301. Appropriations provided in this Act are available for obligation until September 30, 2007, unless otherwise provided herein.

## (TRANSFER OF FUNDS)

SEC. 1302. Upon his determination that such action is necessary in the national interest, the Secretary of Defense may transfer between appropriations up to \$3,500,000,000 of

the funds made available to the Department of Defense (except for military construction) in this Act: *Provided*, That the Secretary shall notify the Congress promptly of each transfer made pursuant to the authority in this section: *Provided further*, That the authority provided in this section is in addition to any other transfer authority available to the Department of Defense and is subject to the same terms and conditions as the authority provided in section 8005 of the Department of Defense Appropriations Act, 2007 (Public Law 109-289; 120 Stat. 1257), except for the fourth proviso: *Provided further*, That funds previously transferred to the "Joint Improvised Explosive Device Defeat Fund" and the "Iraq Security Forces Fund" under the authority of section 8005 of Public Law 109-289 and transferred back to their source appropriations accounts shall not be taken into account for purposes of the limitation on the amount of funds that may be transferred under section 8005.

SEC. 1303. Funds appropriated in this Act, or made available by the transfer of funds in or pursuant to this Act, for intelligence activities are deemed to be specifically authorized by the Congress for purposes of section 504(a)(1) of the National Security Act of 1947 (50 U.S.C. 414(a)(1)).

SEC. 1304. None of the funds provided in this Act may be used to finance programs or activities denied by Congress in fiscal years 2006 or 2007 appropriations to the Department of Defense (except for military construction) or to initiate a procurement or research, development, test and evaluation new start program without prior written notification to the congressional defense committees.

## (TRANSFER OF FUNDS)

SEC. 1305. During fiscal year 2007, the Secretary of Defense may transfer not to exceed \$6,300,000 of the amounts in or credited to the Defense Cooperation Account, pursuant to 10 U.S.C. 2608, to such appropriations or funds of the Department of Defense as he shall determine for use consistent with the purposes for which such funds were contributed and accepted: *Provided*, That such amounts shall be available for the same time period as the appropriation to which transferred: *Provided further*, That the Secretary shall report to the Congress all transfers made pursuant to this authority.

SEC. 1306. (a) AUTHORITY TO PROVIDE SUPPORT.—Of the amount appropriated by this Act under the heading, "Drug Interdiction and Counter-Drug Activities, Defense", not to exceed \$60,000,000 may be used for support for counter-drug activities of the Governments of Afghanistan and Pakistan: *Provided*, That such support shall be in addition to support provided for the counter-drug activities of such Governments under any other provision of the law.

## (b) TYPES OF SUPPORT.—

(1) Except as specified in subsection (b)(2) of this section, the support that may be provided under the authority in this section shall be limited to the types of support specified in section 1033(c)(1) of the National Defense Authorization Act for Fiscal Year 1998 (Public Law 105-85, as amended by Public Laws 106-398, 108-136, and 109-364) and conditions on the provision of support as contained in section 1033 shall apply for fiscal year 2007.

(2) The Secretary of Defense may transfer vehicles, aircraft, and detection, interception, monitoring and testing equipment to said Governments for counter-drug activities.

SEC. 1307. (a) From funds made available for operation and maintenance in this Act to the Department of Defense, not to exceed \$456,400,000 may be used, notwithstanding any other provision of law, to fund the Commanders' Emergency Response Program, for

the purpose of enabling military commanders in Iraq and Afghanistan to respond to urgent humanitarian relief and reconstruction requirements within their areas of responsibility by carrying out programs that will immediately assist the Iraqi and Afghan people.

(b) QUARTERLY REPORTS.—Not later than 15 days after the end of each fiscal year quarter, the Secretary of Defense shall submit to the congressional defense committees a report regarding the source of funds and the allocation and use of funds during that quarter that were made available pursuant to the authority provided in this section or under any other provision of law for the purposes of the programs under subsection (a).

SEC. 1308. Section 9010 of division A of Public Law 109-289 is amended by striking “2007” each place it appears and inserting “2008”.

SEC. 1309. During fiscal year 2007, supervision and administration costs associated with projects carried out with funds appropriated to “Afghanistan Security Forces Fund” or “Iraq Security Forces Fund” in this Act may be obligated at the time a construction contract is awarded: *Provided*, That for the purpose of this section, supervision and administration costs include all in-house Government costs.

SEC. 1310. Section 1005(c)(2) of the National Defense Authorization Act, Fiscal Year 2007 (Public Law 109-364) is amended by striking “\$310,277,000” and inserting “\$376,446,000”.

SEC. 1311. Section 9007 of Public Law 109-289 is amended by striking “20” and inserting “287”.

SEC. 1312. From funds made available for the “Iraq Security Forces Fund” for fiscal year 2007, up to \$155,500,000 may be used, notwithstanding any other provision of law, to provide assistance, with the concurrence of the Secretary of State, to the Government of Iraq to support the disarmament, demobilization, and reintegration of militias and illegal armed groups.

(TRANSFER OF FUNDS)

SEC. 1313. Notwithstanding any other provision of law, not to exceed \$110,000,000 may be transferred to the “Economic Support Fund”, Department of State, for use in programs in Pakistan from amounts appropriated by this Act as follows:

“Military Personnel, Army”, \$70,000,000.  
 “National Guard Personnel, Army”, \$13,183,000.  
 “Defense Health Program”, \$26,817,000.

SEC. 1314. (a) FINDINGS REGARDING PROGRESS IN IRAQ, THE ESTABLISHMENT OF BENCHMARKS TO MEASURE THAT PROGRESS, AND REPORTS TO CONGRESS.—Congress makes the following findings:

(1) Over 145,000 American military personnel are currently serving in Iraq, like thousands of others since March 2003, with the bravery and professionalism consistent with the finest traditions of the United States Armed Forces, and are deserving of the strong support of all Americans.

(2) Many American service personnel have lost their lives, and many more have been wounded in Iraq; the American people will always honor their sacrifice and honor their families.

(3) The United States Army and Marine Corps, including their Reserve components and National Guard organizations, together with components of the other branches of the military, are performing their missions while under enormous strain from multiple, extended deployments to Iraq and Afghanistan. These deployments, and those that will follow, will have a lasting impact on future recruiting, retention, and readiness of our Nation’s all volunteer force.

(4) Iraq is experiencing a deteriorating problem of sectarian and intrasectional violence based upon political distrust and cul-

tural differences among factions of the Sunni and Shia populations.

(5) Iraqis must reach political and economic settlements in order to achieve reconciliation, for there is no military solution. The failure of the Iraqis to reach such settlements to support a truly unified government greatly contributes to the increasing violence in Iraq.

(6) The responsibility for Iraq’s internal security and halting sectarian violence rests with the sovereign Government of Iraq.

(7) In December 2006, the bipartisan Iraq Study Group issued a valuable report, suggesting a comprehensive strategy that includes new and enhanced diplomatic and political efforts in Iraq and the region, and a change in the primary mission of U.S. forces in Iraq, that will enable the United States to begin to move its combat forces out of Iraq responsibly.

(8) The President said on January 10, 2007, that “I’ve made it clear to the Prime Minister and Iraq’s other leaders that America’s commitment is not open-ended” so as to dispel the contrary impression that exists.

(9) It is essential that the sovereign Government of Iraq set out measurable and achievable benchmarks and President Bush said, on January 10, 2007, that “America will change our approach to help the Iraqi government as it works to meet these benchmarks”.

(10) As reported by Secretary of State Rice, Iraq’s Policy Committee on National Security agreed upon a set of political, security, and economic benchmarks and an associated timeline in September 2006 that were (A) reaffirmed by Iraq’s Presidency Council on October 6, 2006; (B) referenced by the Iraq Study Group; and (C) posted on the President of Iraq’s Web site.

(11) On April 21, 2007, Secretary of Defense Robert Gates stated that “our [American] commitment to Iraq is long-term, but it is not a commitment to have our young men and women patrolling Iraq’s streets open-endedly” and that “progress in reconciliation will be an important element of our evaluation”.

(12) The President’s January 10, 2007 address had three components: political, military, and economic. Given that significant time has passed since his statement, and recognizing the overall situation is ever changing, Congress must have timely reports to evaluate and execute its constitutional oversight responsibilities.

(b) CONDITIONING OF FUTURE UNITED STATES STRATEGY IN IRAQ ON THE IRAQI GOVERNMENT’S RECORD OF PERFORMANCE ON ITS BENCHMARKS.—

(1) IN GENERAL.—

(A) The United States strategy in Iraq, hereafter, shall be conditioned on the Iraqi government meeting benchmarks, as told to members of Congress by the President, the Secretary of State, the Secretary of Defense, and the Chairman of the Joint Chiefs of Staff, and reflected in the Iraqi Government’s commitments to the United States, and to the international community, including:

(i) Forming a Constitutional Review Committee and then completing the constitutional review.

(ii) Enacting and implementing legislation on de-Baathification.

(iii) Enacting and implementing legislation to ensure the equitable distribution of hydrocarbon resources of the people of Iraq without regard to the sect or ethnicity of recipients, and enacting and implementing legislation to ensure that the energy resources of Iraq benefit Sunni Arabs, Shia Arabs, Kurds, and other Iraqi citizens in an equitable manner.

(iv) Enacting and implementing legislation on procedures to form semi-autonomous regions.

(v) Enacting and implementing legislation establishing an Independent High Electoral Commission, provincial elections law, provincial council authorities, and a date for provincial elections.

(vi) Enacting and implementing legislation addressing amnesty.

(vii) Enacting and implementing legislation establishing a strong militia disarmament program to ensure that such security forces are accountable only to the central government and loyal to the Constitution of Iraq.

(viii) Establishing supporting political, media, economic, and services committees in support of the Baghdad Security Plan.

(ix) Providing three trained and ready Iraqi brigades to support Baghdad operations.

(x) Providing Iraqi commanders with all authorities to execute this plan and to make tactical and operational decisions, in consultation with U.S. commanders, without political intervention, to include the authority to pursue all extremists, including Sunni insurgents and Shiite militias.

(xi) Ensuring that the Iraqi Security Forces are providing even handed enforcement of the law.

(xii) Ensuring that, according to President Bush, Prime Minister Maliki said “the Baghdad security plan will not provide a safe haven for any outlaws, regardless of [their] sectarian or political affiliation”.

(xiii) Reducing the level of sectarian violence in Iraq and eliminating militia control of local security.

(xiv) Establishing all of the planned joint security stations in neighborhoods across Baghdad.

(xv) Increasing the number of Iraqi security forces units capable of operating independently.

(xvi) Ensuring that the rights of minority political parties in the Iraqi legislature are protected.

(xvii) Allocating and spending \$10 billion in Iraqi revenues for reconstruction projects, including delivery of essential services, on an equitable basis.

(xviii) Ensuring that Iraq’s political authorities are not undermining or making false accusations against members of the Iraqi Security Forces.

(B) The President shall submit reports to Congress on how the sovereign Government of Iraq is, or is not, achieving progress towards accomplishing the aforementioned benchmarks, and shall advise the Congress on how that assessment requires, or does not require, changes to the strategy announced on January 10, 2007.

(2) REPORTS REQUIRED.—

(A) The President shall submit an initial report, in classified and unclassified format, to the Congress, not later than July 15, 2007, assessing the status of each of the specific benchmarks established above, and declaring, in his judgment, whether satisfactory progress toward meeting these benchmarks is, or is not, being achieved.

(B) The President, having consulted with the Secretary of State, the Secretary of Defense, the Commander, Multi-National Forces-Iraq, the United States Ambassador to Iraq, and the Commander of U.S. Central Command, will prepare the report and submit the report to Congress.

(C) If the President’s assessment of any of the specific benchmarks established above is unsatisfactory, the President shall include in that report a description of such revisions to the political, economic, regional, and military components of the strategy, as announced by the President on January 10, 2007. In addition, the President shall include

in the report, the advisability of implementing such aspects of the bipartisan Iraq Study Group, as he deems appropriate.

(D) The President shall submit a second report to the Congress, not later than September 15, 2007, following the same procedures and criteria outlined above.

(E) The reporting requirement detailed in section 1227 of the National Defense Authorization Act for Fiscal Year 2006 is waived from the date of the enactment of this Act through the period ending September 15, 2007.

(3) TESTIMONY BEFORE CONGRESS.—Prior to the submission of the President's second report on September 15, 2007, and at a time to be agreed upon by the leadership of the Congress and the Administration, the United States Ambassador to Iraq and the Commander, Multi-National Forces Iraq will be made available to testify in open and closed sessions before the relevant committees of the Congress.

(c) LIMITATIONS ON AVAILABILITY OF FUNDS.—

(1) LIMITATION.—No funds appropriated or otherwise made available for the "Economic Support Fund" and available for Iraq may be obligated or expended unless and until the President of the United States certifies in the report outlined in subsection (b)(2)(A) and makes a further certification in the report outlined in subsection (b)(2)(D) that Iraq is making progress on each of the benchmarks set forth in subsection (b)(1)(A).

(2) WAIVER AUTHORITY.—The President may waive the requirements of this section if he submits to Congress a written certification setting forth a detailed justification for the waiver, which shall include a detailed report describing the actions being taken by the United States to bring the Iraqi government into compliance with the benchmarks set forth in subsection (b)(1)(A). The certification shall be submitted in unclassified form, but may include a classified annex.

(d) REDEPLOYMENT OF U.S. FORCES FROM IRAQ.—The President of the United States, in respecting the sovereign rights of the nation of Iraq, shall direct the orderly redeployment of elements of U.S. forces from Iraq, if the components of the Iraqi government, acting in strict accordance with their respective powers given by the Iraqi Constitution, reach a consensus as recited in a resolution, directing a redeployment of U.S. forces.

(e) INDEPENDENT ASSESSMENTS.—

(1) ASSESSMENT BY THE COMPTROLLER GENERAL.—

(A) Not later than September 1, 2007, the Comptroller General of the United States shall submit to Congress an independent report setting forth—

(i) the status of the achievement of the benchmarks specified in subsection (b)(1)(A); and

(ii) the Comptroller General's assessment of whether or not each such benchmark has been met.

(2) ASSESSMENT OF THE CAPABILITIES OF IRAQI SECURITY FORCES.—

(A) IN GENERAL.—There is hereby authorized to be appropriated for the Department of Defense, \$750,000, that the Department, in turn, will commission an independent, private sector entity, which operates as a 501(c)(3), with recognized credentials and expertise in military affairs, to prepare an independent report assessing the following:

(i) The readiness of the Iraqi Security Forces (ISF) to assume responsibility for maintaining the territorial integrity of Iraq, denying international terrorists a safe haven, and bringing greater security to Iraq's 18 provinces in the next 12 to 18 months, and bringing an end to sectarian violence to achieve national reconciliation.

(ii) The training, equipping, command, control and intelligence capabilities, and logistics capacity of the ISF.

(iii) The likelihood that, given the ISF's record of preparedness to date, following years of training and equipping by U.S. forces, the continued support of U.S. troops will contribute to the readiness of the ISF to fulfill the missions outlined in clause (i).

(B) REPORT.—Not later than 120 days after the enactment of this Act, the designated private sector entity shall provide an unclassified report, with a classified annex, containing its findings, to the House and Senate Committees on Armed Services, Appropriations, Foreign Relations/International Relations, and Intelligence.

#### CHAPTER 4

##### DEPARTMENT OF ENERGY ATOMIC ENERGY DEFENSE ACTIVITIES NATIONAL NUCLEAR SECURITY ADMINISTRATION

###### DEFENSE NUCLEAR NONPROLIFERATION

For an additional amount for "Defense Nuclear Nonproliferation", \$63,000,000, to remain available until expended.

#### CHAPTER 5

##### DEPARTMENT OF DEFENSE MILITARY CONSTRUCTION, ARMY

For an additional amount for "Military Construction, Army", \$1,255,890,000, to remain available until September 30, 2008: *Provided*, That notwithstanding any other provision of law, such funds may be obligated and expended to carry out planning and design and military construction projects not otherwise authorized by law: *Provided further*, That of the funds provided under this heading, not to exceed \$173,700,000 shall be available for study, planning, design, and architect and engineer services: *Provided further*, That of the funds made available under this heading, \$369,690,000 shall not be obligated or expended until the Secretary of Defense submits a detailed report explaining how military road construction is coordinated with NATO and coalition nations: *Provided further*, That of the funds made available under this heading, \$401,700,000 shall not be obligated or expended until the Secretary of Defense submits a detailed stationing plan to support Army end-strength growth to the Committees on Appropriations of the House of Representatives and the Senate: *Provided further*, That of the funds provided under this heading, \$274,800,000 shall not be obligated or expended until the Secretary of Defense certifies that none of the funds are to be used for the purpose of providing facilities for the permanent basing of United States military personnel in Iraq.

###### MILITARY CONSTRUCTION, NAVY AND MARINE CORPS

For an additional amount for "Military Construction, Navy and Marine Corps", \$370,990,000, to remain available until September 30, 2008: *Provided*, That notwithstanding any other provision of law, such funds may be obligated and expended to carry out planning and design and military construction projects not otherwise authorized by law: *Provided further*, That of the funds provided under this heading, not to exceed \$49,600,000 shall be available for study, planning, design, and architect and engineer services: *Provided further*, That of the funds made available under this heading, \$324,270,000 shall not be obligated or expended until the Secretary of Defense submits a detailed stationing plan to support Marine Corps end-strength growth to the Committees on Appropriations of the House of Representatives and the Senate.

###### MILITARY CONSTRUCTION, AIR FORCE

For an additional amount for "Military Construction, Air Force", \$43,300,000, to re-

main available until September 30, 2008: *Provided*, That notwithstanding any other provision of law, such funds may be obligated and expended to carry out planning and design and military construction projects not otherwise authorized by law: *Provided further*, That of the funds provided under this heading, not to exceed \$3,000,000 shall be available for study, planning, design, and architect and engineer services.

#### GENERAL PROVISION—THIS CHAPTER

SEC. 1501. (a) Funds provided in this Act for the following accounts shall be made available for programs under the conditions contained in the language of the joint explanatory statement of managers accompanying the conference report on H.R. 1591 of the 110th Congress (H. Rept. 110-107):

"Military Construction, Army".

"Military Construction, Navy and Marine Corps".

"Military Construction, Air Force".

(b) The Secretary of Defense shall submit all reports requested in House Report 110-60 and Senate Report 110-37 to the Committees on Appropriations of both Houses of Congress.

#### CHAPTER 6

##### DEPARTMENT OF STATE AND RELATED AGENCY

###### DEPARTMENT OF STATE

###### ADMINISTRATION OF FOREIGN AFFAIRS

###### DIPLOMATIC AND CONSULAR PROGRAMS

###### (INCLUDING TRANSFER OF FUNDS)

For an additional amount for "Diplomatic and Consular Programs", \$836,555,000, to remain available until September 30, 2008, of which \$64,655,000 for World Wide Security Upgrades is available until expended: *Provided*, That of the funds appropriated under this heading, not more than \$20,000,000 shall be made available for public diplomacy programs: *Provided further*, That prior to the obligation of funds pursuant to the previous proviso, the Secretary of State shall submit a report to the Committees on Appropriations describing a comprehensive public diplomacy strategy, with goals and expected results, for fiscal years 2007 and 2008: *Provided further*, That 20 percent of the amount available for Iraq operations shall not be obligated until the Committees on Appropriations receive and approve a detailed plan for expenditure, prepared by the Secretary of State, and submitted within 60 days after the date of enactment of this Act: *Provided further*, That of the amount made available under this heading for Iraq, not to exceed \$20,000,000 may be transferred to, and merged with, funds in the "Emergencies in the Diplomatic and Consular Service" appropriations account, to be available only for terrorism rewards.

###### OFFICE OF THE INSPECTOR GENERAL

###### (INCLUDING TRANSFER OF FUNDS)

For an additional amount for "Office of Inspector General", \$35,000,000, to remain available until December 31, 2008: *Provided*, That such amount shall be transferred to the Special Inspector General for Iraq Reconstruction for reconstruction oversight.

###### EDUCATIONAL AND CULTURAL EXCHANGE PROGRAMS

For an additional amount for "Educational and Cultural Exchange Programs", \$20,000,000, to remain available until expended.

###### INTERNATIONAL ORGANIZATIONS

###### CONTRIBUTIONS FOR INTERNATIONAL PEACEKEEPING ACTIVITIES

For an additional amount for "Contributions for International Peacekeeping Activities", \$283,000,000, to remain available until September 30, 2008.

RELATED AGENCY

BROADCASTING BOARD OF GOVERNORS

INTERNATIONAL BROADCASTING OPERATIONS

For an additional amount for "International Broadcasting Operations" for activities related to broadcasting to the Middle East, \$10,000,000, to remain available until September 30, 2008.

BILATERAL ECONOMIC ASSISTANCE

FUNDS APPROPRIATED TO THE PRESIDENT

UNITED STATES AGENCY FOR INTERNATIONAL DEVELOPMENT

CHILD SURVIVAL AND HEALTH PROGRAMS FUND (INCLUDING TRANSFER OF FUNDS)

For an additional amount for "Child Survival and Health Programs Fund", \$161,000,000, to remain available until September 30, 2008: *Provided*, That notwithstanding any other provision of law, if the President determines and reports to the Committees on Appropriations that the human-to-human transmission of the avian influenza virus is efficient and sustained, and is spreading internationally, funds made available under the heading "Millennium Challenge Corporation" and "Global HIV/AIDS Initiative" in prior Acts making appropriations for foreign operations, export financing, and related programs may be transferred to, and merged with, funds made available under this heading to combat avian influenza: *Provided further*, That funds made available pursuant to the authority of the previous proviso shall be subject to the regular notification procedures of the Committees on Appropriations.

INTERNATIONAL DISASTER AND FAMINE ASSISTANCE

For an additional amount for "International Disaster and Famine Assistance", \$105,000,000, to remain available until expended.

OPERATING EXPENSES OF THE UNITED STATES AGENCY FOR INTERNATIONAL DEVELOPMENT

For an additional amount for "Operating Expenses of the United States Agency for International Development", \$5,700,000, to remain available until September 30, 2008.

OTHER BILATERAL ECONOMIC ASSISTANCE ECONOMIC SUPPORT FUND

For an additional amount for "Economic Support Fund", \$2,502,000,000, to remain available until September 30, 2008: *Provided*, That of the funds appropriated under this heading, \$57,400,000 shall be made available to nongovernmental organizations in Iraq for economic and social development programs and activities in areas of conflict: *Provided further*, That the responsibility for policy decisions and justifications for the use of funds appropriated by the previous proviso shall be the responsibility of the United States Chief of Mission in Iraq: *Provided further*, That none of the funds appropriated under this heading in this Act or in prior Acts making appropriations for foreign operations, export financing, and related programs may be made available for the Political Participation Fund and the National Institutions Fund: *Provided further*, That of the funds made available under the heading "Economic Support Fund" in Public Law 109-234 for Iraq to promote democracy, rule of law and reconciliation, \$2,000,000 should be made available for the United States Institute of Peace for programs and activities in Afghanistan to remain available until September 30, 2008.

ASSISTANCE FOR EASTERN EUROPE AND THE BALTIC STATES

For an additional amount for "Assistance for Eastern Europe and the Baltic States", \$214,000,000, to remain available until September 30, 2008, for assistance for Kosovo.

DEPARTMENT OF STATE

DEMOCRACY FUND

For an additional amount for "Democracy Fund", \$255,000,000, to remain available until September 30, 2008: *Provided*, That of the funds appropriated under this heading, not less than \$190,000,000 shall be made available for the Human Rights and Democracy Fund of the Bureau of Democracy, Human Rights, and Labor, Department of State, and not less than \$60,000,000 shall be made available for the United States Agency for International Development, for democracy, human rights and rule of law programs in Iraq: *Provided further*, That not later than 60 days after enactment of this Act, the Secretary of State shall submit a report to the Committees on Appropriations describing a comprehensive, long-term strategy, with goals and expected results, for strengthening and advancing democracy in Iraq.

INTERNATIONAL NARCOTICS CONTROL AND LAW ENFORCEMENT

For an additional amount for "International Narcotics Control and Law Enforcement", \$210,000,000, to remain available until September 30, 2008.

MIGRATION AND REFUGEE ASSISTANCE

For an additional amount for "Migration and Refugee Assistance", \$71,500,000, to remain available until September 30, 2008, of which not less than \$5,000,000 shall be made available to rescue Iraqi scholars.

UNITED STATES EMERGENCY REFUGEE AND MIGRATION ASSISTANCE FUND

For an additional amount for "United States Emergency Refugee and Migration Assistance Fund", \$30,000,000, to remain available until expended.

NONPROLIFERATION, ANTI-TERRORISM, DEMINING AND RELATED PROGRAMS

For an additional amount for "Nonproliferation, Anti-Terrorism, Demining and Related Programs", \$27,500,000, to remain available until September 30, 2008.

DEPARTMENT OF THE TREASURY INTERNATIONAL AFFAIRS TECHNICAL ASSISTANCE

For an additional amount for "International Affairs Technical Assistance", \$2,750,000, to remain available until September 30, 2008.

MILITARY ASSISTANCE

FUNDS APPROPRIATED TO THE PRESIDENT FOREIGN MILITARY FINANCING PROGRAM

For an additional amount for "Foreign Military Financing Program", \$220,000,000, to remain available until September 30, 2008.

PEACEKEEPING OPERATIONS

For an additional amount for "Peacekeeping Operations", \$190,000,000, to remain available until September 30, 2008: *Provided*, That not later than 30 days after enactment of this Act and every 30 days thereafter until September 30, 2008, the Secretary of State shall submit a report to the Committees on Appropriations detailing the obligation and expenditure of funds made available under this heading in this Act and in prior Acts making appropriations for foreign operations, export financing, and related programs.

GENERAL PROVISION—THIS CHAPTER

AUTHORIZATION OF FUNDS

SEC. 1601. Funds appropriated by this Act may be obligated and expended notwithstanding section 10 of Public Law 91-672 (22 U.S.C. 2412), section 15 of the State Department Basic Authorities Act of 1956 (22 U.S.C. 2680), section 313 of the Foreign Relations Authorization Act, Fiscal Years 1994 and 1995 (22 U.S.C. 6212), and section 504(a)(1) of the National Security Act of 1947 (50 U.S.C. 414(a)(1)).

TITLE II—HURRICANE KATRINA RECOVERY

DEPARTMENT OF HOMELAND SECURITY

FEDERAL EMERGENCY MANAGEMENT AGENCY DISASTER RELIEF

For an additional amount for "Disaster Relief", \$3,400,000,000, to remain available until expended.

If House amendment 1 has not been agreed to, insert after title II of the provisions inserted by this amendment the following:

TITLE III—GENERAL PROVISIONS

SEC. 3001. No part of any appropriation contained in this Act shall remain available for obligation beyond the current fiscal year unless expressly so provided herein.

SEC. 3002. Amounts in this Act are designated as emergency requirements and necessary to meet emergency needs pursuant to subsections (a) and (b) of section 204 of S. Con. Res. 21 (110th Congress), the concurrent resolution on the budget for fiscal year 2008.

If House amendment 1 has not been agreed to, insert before title I of the provisions inserted by this amendment the following:

SECTION 1. SHORT TITLE.

This Act may be cited as the "Supplemental Appropriations Act for Defense, International Affairs, Other Security-Related Needs, and Hurricane Katrina Recovery, 2007".

SEC. 2. TABLE OF CONTENTS.

The table of contents for this Act is as follows:

TITLE I—SUPPLEMENTAL APPROPRIATIONS FOR DEFENSE, INTERNATIONAL AFFAIRS, AND OTHER SECURITY-RELATED NEEDS

TITLE II—HURRICANE KATRINA RECOVERY

TITLE III—GENERAL PROVISIONS

SEC. 3. STATEMENT OF APPROPRIATIONS.

The following sums in this Act are appropriated, out of any money in the Treasury not otherwise appropriated, for the fiscal year ending September 30, 2007.

If House amendment 1 has been agreed to, conform the table of contents in section 2 to reflect the titles inserted by the provisions of this amendment.

After debate,

Pursuant to House Resolution 438, the previous question was ordered on the motion.

The SPEAKER pro tempore Mr. TIERNEY, pursuant to House Resolution 438, divided the question on the two House amendments.

The question being put, *viva voce*,

Will the House now agree to the amendment of the Senate with amendment numbered 1, printed in House Report 110-168?

The SPEAKER pro tempore, Mr. TIERNEY, announced that the yeas had it.

Mr. OBEY objected to the vote on the ground that a quorum was not present and not voting.

A quorum not being present,

The roll was called under clause 6, rule XX, and the call was taken by electronic device.

When there appeared { Yeas ..... 348  
Nays ..... 73

¶74.24 [Roll No. 424]

YEAS—348

Abercrombie Aderholt Alexander  
Ackerman Akin Allen

Altmire	Forbes	McHugh	Stupak	Udall (NM)	Weiner	Buyer	Hobson	Porter
Andrews	Fortenberry	McIntyre	Sutton	Upton	Welch (VT)	Calvert	Hoekstra	Price (GA)
Arcuri	Fossella	McNerney	Tanner	Van Hollen	Weller	Camp (MI)	Holden	Pryce (OH)
Baca	Frank (MA)	McNulty	Tauscher	Velázquez	Wexler	Cannon	Hoyer	Putnam
Bachmann	Gallegly	Meehan	Taylor	Visclosky	Whitfield	Cantor	Hulshof	Radanovich
Baird	Gerlach	Meek (FL)	Terry	Walberg	Wicker	Capito	Hunter	Rahall
Baker	Giffords	Meeeks (NY)	Thompson (CA)	Walden (OR)	Wilson (NM)	Cardoza	Inglis (SC)	Ramstad
Baldwin	Gillibrand	Melancon	Thompson (MS)	Walsh (NY)	Wilson (OH)	Issa	Ingalls	Regula
Barrow	Gillmor	Michaud	Thornberry	Walz (MN)	Wolf	Carter	Jindal	Rehberg
Bartlett (MD)	Gohmert	Miller (FL)	Tiahrt	Wasserman	Woolsey	Castle	Johnson (IL)	Reichert
Barton (TX)	Gonzalez	Miller (MI)	Tiberi	Schultz	Wu	Chabot	Johnson, Sam	Renzi
Bean	Goode	Miller (NC)	Tierney	Waters	Wynn	Chandler	Jones (NC)	Reyes
Becerra	Goodlatte	Miller, George	Townes	Watson	Yarmuth	Clyburn	Jordan	Reynolds
Berkley	Gordon	Mitchell	Turner	Watt	Young (AK)	Coble	Kagen	Rodriguez
Berry	Granger	Mollohan	Udall (CO)	Waxman	Young (FL)	Cole (OK)	Kanjorski	Rogers (AL)
Biggert	Graves	Moore (KS)				Conaway	Keller	Rogers (KY)
Bilbray	Green, Al	Moore (WI)				Cooper	Kildee	Rogers (MI)
Bilirakis	Green, Gene	Moran (KS)	Bachus	Frelinghuysen	Myrick	Costa	Kind	Rohrabacher
Bishop (GA)	Grijalva	Moran (VA)	Barrett (SC)	Garrett (NJ)	Nunes	Cramer	King (IA)	Ros-Lehtinen
Bishop (NY)	Gutierrez	Murphy (CT)	Bishop (UT)	Gingrey	Paul	Crenshaw	King (NY)	Roskam
Blumenauer	Hall (NY)	Murphy, Patrick	Blackburn	Hastert	Pence	Cubin	Kingston	Ross
Blunt	Hall (TX)	Murphy, Tim	Boehner	Hensarling	Pitts	Cuellar	Kirk	Royce
Bonner	Hare	Murtha	Brady (TX)	Hoekstra	Price (GA)	Culberson	Kline (MN)	Ruppersberger
Bono	Harman	Musgrave	Brown-Waite,	Ingalls (SC)	Putnam	Davis (CA)	Knollenberg	Ryan (WI)
Boozman	Hastings (FL)	Nadler	Ginny	Issa	Radanovich	Davis (KY)	Kuhl (NY)	Salazar
Boren	Hastings (WA)	Napolitano	Burton (IN)	Johnson, Sam	Rohrabacher	Davis, David	LaHood	Sali
Boswell	Hayes	Neal (MA)	Buyer	Jordan	Roskam	Davis, Lincoln	Lamborn	Saxton
Boucher	Heller	Neugebauer	Calvert	King (IA)	Royce	Davis, Tom	Lampson	Schmidt
Boustany	Herger	Obey	Camp (MI)	Kingston	Ryan (WI)	Deal (GA)	Larsen (WA)	Schwartz
Boyd (FL)	Herseth Sandlin	Olver	Cantor	Kucinich	Schmidt	Dent	Latham	Scott (GA)
Boyd (KS)	Higgins	Ortiz	Chabot	LaHood	Sensenbrenner	Diaz-Balart, L.	LaTourette	Scott (GA)
Brady (PA)	Hill	Pallone	Coble	Lamborn	Shadegg	Diaz-Balart, M.	Levin	Sensenbrenner
Braley (IA)	Hinche	Pascarell	Culberson	Lewis (CA)	Shimkus	Dicks	Lewis (CA)	Sessions
Brown (SC)	Hinojosa	Pastor	Davis, David	Linder	Shuster	Dingell	Lewis (KY)	Sestak
Brown, Corrine	Hirono	Payne	Davis, Tom	Lungren, Daniel	Stearns	Donnelly	Lipinski	Shadegg
Buchanan	Hobson	Pearce	Deal (GA)	E.	Sullivan	Doolittle	LoBiondo	Shays
Burgess	Hodes	Pelosi	Dreier	Mack	Tancredo	Drake	Lucas	Shimkus
Butterfield	Holden	Perlmutter	Duncan	McCarthy (CA)	Wamp	Dreier	Lungren, Daniel	Shuler
Cannon	Holt	Peterson (MN)	Feeney	McHenry	Weldon (FL)	Edwards	E.	Shuster
Capito	Honda	Peterson (PA)	Flake	McKeon	Westmoreland	Ehlers	Mack	Simpson
Capps	Hooley	Petri	Foxx	Mica	Wilson (SC)	Ellsworth	Emanuel	Skelton
Capuano	Hoyer	Pickering	Franks (AZ)	Miller, Gary		English (PA)	Mahoney (FL)	Smith (NE)
Cardoza	Hulshof	Platts				Etheridge	Manzullo	Smith (NJ)
Carnahan	Hunter	Poe				Everett	Marchant	Smith (TX)
Carney	Inslee	Pomeroy	Berman	Engel	McMorris	Fallin	Matheson	Snyder
Carson	Israel	Porter	Campbell (CA)	Gilchrest	Rodgers	Feeoney	McCarthy (CA)	Souder
Carter	Jackson (IL)	Price (NC)	Davis, Jo Ann	Jones (NC)	Oberstar	Ferguson	McCaul (TX)	Space
Castle	Jackson-Lee	Pryce (OH)	DeGette	Jones (OH)		Flake	McCotter	Spratt
Castor	(TX)	Rahall	Emerson	Lewis (GA)		Forbes	McCrery	Stearns
Chandler	Jefferson	Ramstad				Fortenberry	McHenry	Stupak
Clarke	Jindal	Rangel				Fossella	McHugh	Sullivan
Clay	Johnson (GA)	Regula				Foxx	McIntyre	Tancredo
Cleaver	Johnson (IL)	Rehberg				Franks (AZ)	McKeon	Tanner
Clyburn	Johnson, E. B.	Reichert				Frelinghuysen	Meek (FL)	Taylor
Cohen	Kagen	Renzi				Melancon	Melancon	Terry
Cole (OK)	Kanjorski	Reyes				Garrett (NJ)	Miller (FL)	Thompson (MS)
Conaway	Kaptur	Reynolds				Gerlach	Miller (MI)	Thornberry
Conyers	Keller	Rodriguez				Giffords	Miller (MI)	Tiahrt
Cooper	Kennedy	Rogers (KY)				Gilchrest	Miller, Gary	Tiberi
Costa	Kildee	Rogers (MI)				Gillibrand	Mitchell	Turner
Costello	Kilpatrick	Ros-Lehtinen				Gillmor	Mollohan	Udall (CO)
Courtney	Kind	Ross				Gingrey	Moore (KS)	Upton
Cramer	King (NY)	Rothman				Gohmert	Moran (KS)	Visclosky
Crenshaw	Kirk	Roybal-Allard				Gonzalez	Murphy, Tim	Walberg
Crowley	Klein (FL)	Ruppersberger				Goode	Murtha	Walden (OR)
Cubin	Kline (MN)	Rush				Goodlatte	Musgrave	Walsh (NY)
Cuellar	Knollenberg	Ryan (OH)				Gordon	Myrick	Walz (MN)
Cummings	Kuhl (NY)	Salazar				Granger	Neugebauer	Wamp
Davis (AL)	Lampson	Sali				Graves	Nunes	Wasserman
Davis (CA)	Langevin	Sánchez, Linda				Green, Gene	Ortiz	Schultz
Davis (IL)	Lantos	T.				Hall (TX)	Pearce	Weldon (FL)
Davis (KY)	Larsen (WA)	Sanchez, Loretta				Hastert	Pence	Westmoreland
Davis, Lincoln	Larson (CT)	Sarbanes				Hastings (WA)	Peterson (MN)	Whitfield
DeFazio	Latham	Saxton				Hayer	Peterson (PA)	Wicker
Delahunt	LaTourette	Schakowsky				Heller	Petri	Wilson (NM)
DeLauro	Lee	Schiff				Hensarling	Pickering	Wilson (OH)
Dent	Levin	Schwartz				Herger	Pitts	Wilson (SC)
Diaz-Balart, L.	Lewis (KY)	Scott (GA)				Herseth Sandlin	Platts	Wolf
Diaz-Balart, M.	Lipinski	Scott (VA)				Hill	Poe	Young (AK)
Dicks	LoBiondo	Serrano				Hinojosa	Pomeroy	Young (FL)
Dingell	Loeb	Sessions						
Doggett	Lofgren, Zoe	Sestak						
Donnelly	Lowe	Shays						
Doolittle	Lucas	Shea-Porter						
Doyle	Lynch	Sherman						
Drake	Mahoney (FL)	Shuler						
Edwards	Maloney (NY)	Simpson						
Ehlers	Manzullo	Sires	Aderholt	Bean	Boren	Abercrombie	Clay	Eshoo
Ellison	Marchant	Skelton	Akin	Berkley	Boswell	Ackerman	Cleaver	Farr
Ellsworth	Markey	Slaughter	Alexander	Berry	Boucher	Allen	Conyers	Fattah
Emanuel	Marshall	Smith (NE)	Altmire	Biggert	Boustany	Arcuri	Costello	Filner
English (PA)	Matheson	Smith (NJ)	Andrews	Bilbray	Boyd (FL)	Baldwin	Courtney	Frank (MA)
Eshoo	Matsui	Smith (TX)	Baca	Bilirakis	Boyd (KS)	Becerra	Crowley	Green, Al
Etheridge	McCarthy (NY)	Smith (WA)	Bachmann	Bishop (GA)	Brady (TX)	Bishop (NY)	Cummings	Grijalva
Everett	McCaul (TX)	Snyder	Bachus	Bishop (UT)	Brown (SC)	Blumenauer	Davis (AL)	Gutierrez
Fallin	McCollum (MN)	Solis	Baird	Blackburn	Brown-Waite,	Brady (PA)	Davis (IL)	Hall (NY)
Farr	McCotter	Souder	Baker	Blunt	Ginny	Braley (IA)	Hare	Hall (NY)
Fattah	McCrery	Space	Barrett (SC)	Boehner	Buchanan	Brown, Corrine	Harman	Hastings (FL)
Ferguson	McDermott	Spratt	Barrow	Bonny	Burgess	Capps	Hastings (FL)	Higgins
Filner	McGovern	Stark	Bartlett (MD)	Bono	Burton (IN)	Capuano	Hinchey	Hirono
			Barton (TX)	Boozman	Butterfield	Carnahan	Hodes	Holt
						Clarke	Holt	

NAYS—73

NOT VOTING—12

So the amendment numbered 1 to the amendment of the Senate was agreed to.

A motion to reconsider the vote whereby said amendment of the Senate was agreed to with an amendment was, by unanimous consent, laid on the table.

The question being put, viva voce,

Will the House now agree to the amendment of the Senate with amendment numbered 2, printed in House Report 110-168?

The SPEAKER pro tempore, Mr. TIERNEY, announced that the yeas had it.

Mr. OBEY demanded a recorded vote on agreeing to the amendment, which demand was supported by one-fifth of a quorum, so a recorded vote was ordered.

The vote was taken by electronic device.

It was decided in the affirmative { Yeas ..... 280 Nays ..... 142

¶74.25

[Roll No. 425]

AYES—280

NOES—142



Honda	McNulty	Sarbanes
Hooley	Meehan	Schakowsky
Inslee	Meeks (NY)	Schiff
Israel	Michaud	Scott (VA)
Jackson (IL)	Miller (NC)	Serrano
Jackson-Lee	Miller, George	Shea-Porter
(TX)	Moore (WI)	Sherman
Jefferson	Moran (VA)	Sires
Johnson (GA)	Murphy (CT)	Slaughter
Johnson, E. B.	Murphy, Patrick	Smith (WA)
Kaptur	Nadler	Solis
Kennedy	Napolitano	Stark
Kilpatrick	Neal (MA)	Sutton
Klein (FL)	Obey	Tauscher
Kucinich	Olver	Thompson (CA)
Langevin	Pallone	Tierney
Lantos	Pascrell	Towns
Larson (CT)	Pastor	Udall (NM)
Lee	Paul	Van Hollen
Loebsack	Payne	Velázquez
Lofgren, Zoe	Pelosi	Waters
Lowe	Perlmutter	Watson
Lynch	Price (NC)	Watt
Maloney (NY)	Rangel	Waxman
Markey	Rothman	Weiner
Matsui	Roybal-Allard	Welch (VT)
McCarthy (NY)	Rush	Wexler
McCollum (MN)	Ryan (OH)	Woolsey
McDermott	Sánchez, Linda	Wu
McGovern	T.	Wynn
McNerney	Sanchez, Loretta	Yarmuth

NOT VOTING—11

Berman	Emerson	McMorris
Campbell (CA)	Engel	Rodgers
Davis, Jo Ann	Jones (OH)	Oberstar
DeGette	Lewis (GA)	Weller

So the amendment numbered 2 to the amendment of the Senate was agreed to.

A motion to reconsider the vote whereby said amendment of the Senate was agreed to with an amendment was, by unanimous consent, laid on the table.

*Ordered*, That the Clerk request the concurrence of the Senate in said amendments.

¶74.26 PERMISSION TO FILE REPORT

On motion of Mr. CROWLEY, by unanimous consent, the Committee on Foreign Affairs was granted permission until midnight, Thursday, May 31, 2007, to file a report (Rept. No. 110-170) on the bill (H.R. 2446) to reauthorize the Afghanistan Freedom Support Act of 2002, and for other purposes.

¶74.27 ADJOURNMENT OVER

On motion of Mr. CROWLEY, by unanimous consent,

*Ordered*, That when the House adjourns today, pursuant to this order, it adjourn to meet at 9:30 a.m. on Monday, May 28, 2007, unless it sooner has received a message from the Senate transmitting its adoption of House Concurrent Resolution 158, in which case the House shall stand adjourned pursuant to that concurrent resolution.

¶74.28 CALENDAR WEDNESDAY BUSINESS DISPENSED WITH

On motion of Mr. CROWLEY, by unanimous consent,

*Ordered*, That business in order for consideration on Wednesday, June 6, 2007, under clause 6, rule XV, the Calendar Wednesday rule, be dispensed with.

¶74.29 APPOINTMENTS OF SPEAKER PRO TEMPORE TO SIGN ENROLLMENTS

The SPEAKER laid before the House a communication, which was read as follows:

WASHINGTON, DC,

May 24, 2007.

I hereby appoint the Honorable STENY H. HOYER and the Honorable CHRIS VAN HOLLEN to act as Speaker pro tempore to sign enrolled bills and joint resolutions through June 5, 2007.

NANCY PELOSI,

*Speaker of the House of Representatives.*

By unanimous consent, the appointments were approved.

¶74.30 SENATE BILL REFERRED

A bill of the Senate of the following title was taken from the Speaker's table and, under the rule, referred as follows:

S. 1352. An Act to designate the facility of the United States Postal Service located at 127 East Locust Street in Fairbury, Illinois, as the "Dr. Francis Townsend Post Office Building", to the Committee on Oversight and Government Reform.

¶74.31 ENROLLED BILL SIGNED

Lorraine C. Miller, Clerk of the House, reported and found truly enrolled a bill of the House of the following title, which was thereupon signed by the Speaker:

H.R. 988. An Act to designate the facility of the United States Postal Service located at 5757 Tilton Avenue in Riverside, California, as the "Lieutenant Todd Jason Bryant Post Office".

¶74.32 LEAVE OF ABSENCE

By unanimous consent, leave of absence was granted to Mr. ENGEL, for today.

¶74.33 ADJOURNMENT

Mr. KING of Iowa, pursuant to the previous order of the House, moved that the House do now adjourn.

The question being put, *viva voce*,

Will the now adjourn?

The SPEAKER pro tempore, Mr. COURTNEY, announced that the yeas had it.

So the motion to adjourn was agreed to.

Accordingly.

Pursuant to the previous order of the House, at 8 o'clock and 16 minutes p.m., the House stands adjourned until 9:30 a.m. on Monday, May 28, 2007, unless it sooner has received a message from the Senate transmitting its adoption of House Concurrent Resolution 158, in which case the House shall stand adjourned pursuant to that concurrent resolution.

¶74.34 REPORTS OF COMMITTEES ON PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XIII, reports of committees were delivered to the Clerk for printing and reference to the proper calendar, as follows:

Mr. DINGELL: Committee on Energy and Commerce. H.R. 964. A bill to protect users of the Internet from unknowing transmission of their personally identifiable information through spyware programs, and for other purposes; with an amendment (Rept. 110-169). Referred to the Committee of the Whole House on the state of the Union.

¶74.35 PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XII, public bills and resolutions were introduced and severally referred, as follows:

By Mr. RANGEL (for himself, Mr. RAMSTAD, Mr. ETHERIDGE, Mr. ABERCROMBIE, Mr. ANDREWS, Mr. ARCURI, Mr. BACA, Mr. BARROW, Mr. BECERRA, Ms. BERKLEY, Mr. BERMAN, Mr. BERRY, Mr. BISHOP of Georgia, Mr. BISHOP of New York, Mr. BLUMENAUER, Mr. BOSWELL, Mr. BUCHER, Mrs. BOYDA of Kansas, Mr. BRALEY of Iowa, Ms. CORRINE BROWN of Florida, Mr. BUTTERFIELD, Mrs. CAPITO, Mrs. CAPPS, Mr. CARDOZA, Ms. CASTOR, Mr. CHANDLER, Ms. CLARKE, Mr. CLAY, Mr. CLEAVER, Mr. CONYERS, Mr. CROWLEY, Mr. CUELLAR, Mr. CUMMINGS, Mr. DAVIS of Alabama, Mr. DAVIS of Illinois, Mr. LINCOLN DAVIS of Tennessee, Mrs. DAVIS of California, Mr. DEFAZIO, Ms. DELAURO, Mr. DICKS, Mr. DOYLE, Mr. EDWARDS, Mr. ELLISON, Mr. EMANUEL, Mr. ENGEL, Mr. ENGLISH of Pennsylvania, Ms. ESHOO, Mr. FARR, Mr. FERGUSON, Mr. FILNER, Mrs. GILLIBRAND, Mr. GONZALEZ, Mr. GORDON, Mr. AL GREEN of Texas, Mr. GENE GREEN of Texas, Mr. GRIJALVA, Mr. HARE, Mr. HASTINGS of Florida, Ms. HERSETH SANDLIN, Mr. HIGGINS, Mr. HINOJOSA, Ms. HIRONO, Mr. HOLDEN, Mr. HOLT, Mr. HONDA, Ms. HOOLEY, Mr. INSLEE, Mr. ISRAEL, Ms. JACKSON-LEE of Texas, Mr. JEFFERSON, Ms. EDDIE BERNICE JOHNSON of Texas, Mr. KAGEN, Mr. KILDEE, Ms. KILPATRICK, Mr. KIND, Mr. KUCINICH, Mr. LAHOOD, Mr. LAMPSON, Mr. LARSON of Connecticut, Mr. LEVIN, Mr. LEWIS of Georgia, Mr. LOBIONDO, Mr. LOEBSACK, Mrs. LOWEY, Mr. LYNCH, Mrs. MALONEY of New York, Mr. MATHESON, Ms. MATSUI, Mrs. MCCARTHY of New York, Ms. MCCOLLUM of Minnesota, Mr. MCDERMOTT, Mr. MCGOVERN, Mr. MCHUGH, Mr. MCINTYRE, Mr. MCNULTY, Mr. MEHAN, Mr. MEEK of Florida, Mr. MICHAUD, Mr. MILLER of North Carolina, Mr. GEORGE MILLER of California, Mr. MOORE of Kansas, Mr. MORAN of Virginia, Mr. NADLER, Mrs. NAPOLITANO, Mr. NEAL of Massachusetts, Ms. NORTON, Mr. OLVER, Mr. ORTIZ, Mr. PALLONE, Mr. PASCARELL, Mr. PASTOR, Mr. PAYNE, Mr. PERLMUTTER, Mr. POMEROY, Mr. PRICE of North Carolina, Mr. RAHALL, Mr. REYES, Mr. RODRIGUEZ, Mr. ROSS, Mr. ROTHMAN, Mr. RUPPERSBERGER, Mr. RUSH, Mr. SALAZAR, Ms. LINDA T. SANCHEZ of California, Ms. LORETTA SANCHEZ of California, Mr. SAXTON, Ms. SCHAKOWSKY, Ms. SCHWARTZ, Mr. SCOTT of Virginia, Mr. SCOTT of Georgia, Ms. SHEA-PORTER, Mr. SHERMAN, Mr. SHULER, Mr. SIMPSON, Ms. SLAUGHTER, Mr. SMITH of Washington, Mr. SPRATT, Mr. STARK, Ms. SUTTON, Mrs. TAUSCHER, Mr. TERRY, Mr. THOMPSON of Mississippi, Mr. THOMPSON of California, Mr. TIERNEY, Mrs. JONES of Ohio, Mr. UDALL of New Mexico, Mr. VAN HOLLEN, Ms. WASSERMAN SCHULTZ, Ms. WATSON, Mr. WATT, Mr. WAXMAN, Mr. WELLER, Mr. WEXLER, Ms. WOOLSEY, Mr. WU, and Mr. WYNN):

H.R. 2470. A bill to amend the Internal Revenue Code of 1986 to expand the incentives for the construction and renovation of public schools; to the Committee on Ways and Means, and in addition to the Committee on Education and Labor, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. TIAHRT (for himself, Mr. PAUL, Mr. BROWN of South Carolina, Mr.

TERRY, Mr. SENSENBRENNER, Mr. BOOZMAN, and Mrs. CAPITO):

H.R. 2471. A bill to provide for streamlining the process of Federal approval for construction or expansion of petroleum refineries, and for other purposes; to the Committee on Energy and Commerce.

By Mr. WYNN (for himself, Mr. SIMPSON, Ms. NORTON, and Ms. KILPATRICK):

H.R. 2472. A bill to amend titles V and XIX of the Social Security Act to improve essential oral health care for lower-income individuals under the Maternal and Child Health Program and the Medicaid Program and to amend the Internal Revenue Code of 1986 to provide a tax credit to dentists for dental services provided to low-income individuals; to the Committee on Energy and Commerce, and in addition to the Committee on Ways and Means, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. POMEROY (for himself and Mr. MORAN of Kansas):

H.R. 2473. A bill to amend the Food Security Act of 1985 to encourage owners and operators of privately-held farm, ranch, and forest land to voluntarily make their land available for access by the public under programs administered by States and tribal governments; to the Committee on Agriculture.

By Mr. RUSH:

H.R. 2474. A bill to provide for an increased maximum civil penalty for violations under the Consumer Product Safety Act; to the Committee on Energy and Commerce.

By Mr. MICHAUD (for himself and Ms. GINNY BROWN-WAITE of Florida):

H.R. 2475. A bill to amend title 38, United States Code, to authorize the Secretary of Veterans Affairs to guarantee home equity conversion mortgages for elderly veteran homeowners; to the Committee on Veterans' Affairs, and in addition to the Committee on Financial Services, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. KUHLE of New York:

H.R. 2476. A bill to authorize the United States Department of Energy to remediate the Western New York Nuclear Service Center in the Town of Ashford, New York, and dispose of nuclear waste; to the Committee on Energy and Commerce.

By Mr. FATTAH:

H.R. 2477. A bill to amend part A of title IV of the Social Security Act to require the Secretary of Health and Human Services to conduct research on indicators of child well-being; to the Committee on Ways and Means.

By Mrs. MALONEY of New York (for herself, Ms. MOORE of Wisconsin, Mr. MCGOVERN, Mr. GRIJALVA, Mrs. CAPPs, Mr. FRANK of Massachusetts, Mr. ROTHMAN, Mr. HOLT, Mr. McDERMOTT, Mr. WEXLER, Mr. BERMAN, Ms. SCHAROWSKY, and Ms. MCCOLLUM of Minnesota):

H.R. 2478. A bill to direct the Federal Trade Commission to prescribe rules prohibiting deceptive advertising of abortion services; to the Committee on Energy and Commerce.

By Mr. THOMPSON of Mississippi:

H.R. 2479. A bill to amend the Robert T. Stafford Disaster Relief and Emergency Assistance Act relating to emergency child care services, and for other purposes; to the Committee on Transportation and Infrastructure.

By Mr. HILL (for himself and Mrs. BOYDA of Kansas):

H.R. 2480. A bill to amend the Internal Revenue Code of 1986 to suspend the Federal

motor fuel excise taxes until the average price of unleaded gasoline is below \$3 per gallon for at least 6 months; to the Committee on Ways and Means, and in addition to the Committee on Energy and Commerce, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. HILL:

H.R. 2481. A bill to amend the Internal Revenue Code of 1986 to repeal the limitation on the number of new qualified hybrid and advanced lean-burn technology vehicles eligible for the alternative motor vehicle credit and to provide for a credit for manufacturing hybrid vehicles; to the Committee on Ways and Means.

By Ms. MCCOLLUM of Minnesota (for herself, Mr. KIND, Mr. BOSWELL, Ms. BORDALLO, Mr. WALZ of Minnesota, Mr. ELLISON, and Ms. BALDWIN):

H.R. 2482. A bill to require the Secretary of the Interior to conduct a special resource study regarding the proposed Mississippi River Trail, and for other purposes; to the Committee on Natural Resources.

By Mr. HALL of Texas (for himself, Mrs. BIGGERT, Mr. MCCAUL of Texas, Mr. SMITH of Texas, Mr. GINGREY, and Mr. INGLIS of South Carolina):

H.R. 2483. A bill to provide for research, development, and demonstration on energy technologies to ensure the Nation's continued supply and efficient use of affordable, reliable, and clean energy, and for other purposes; to the Committee on Science and Technology.

By Mr. FARR (for himself, Mr. ISSA, Ms. ESHOO, Mr. BLBERRY, Mrs. CAPPs, Ms. WOOLSEY, Mr. THOMPSON of California, and Mrs. DAVIS of California):

H.R. 2484. A bill to amend title XVIII of the Social Security Act to establish new separate fee schedule areas for physicians' services in States with multiple fee schedule areas to improve Medicare physician geographic payment accuracy, and for other purposes; to the Committee on Energy and Commerce, and in addition to the Committee on Ways and Means, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. FILNER:

H.R. 2485. A bill to require public employees to perform the inspection of State and local surface transportation projects, and related essential public functions, to ensure public safety, the cost-effective use of transportation funding, and timely project delivery; to the Committee on Transportation and Infrastructure.

By Mr. ACKERMAN:

H.R. 2486. A bill to keep faith with the thousands of Iraqi nationals who have risked everything by assisting and working for the United States Government and United States Armed Forces in Iraq, and for other purposes; to the Committee on Foreign Affairs, and in addition to the Committee on the Judiciary, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. BAIRD:

H.R. 2487. A bill to provide for an additional place of holding court in the western district of Washington; to the Committee on the Judiciary.

By Ms. BERKLEY (for herself, Mr. LEWIS of Kentucky, Mr. BERRY, Mr. BURTON of Indiana, Mr. CANTOR, Mr. CARDOZA, Mr. CHANDLER, Mr. CROWLEY, Mr. CULBERSON, Mr. DAVIS of Kentucky, Mr. LINCOLN DAVIS of Tennessee, Mr. DOYLE, Mr. HENSARLING,

Mr. HILL, Mr. LARSON of Connecticut, Mr. MEEKS of New York, Mr. MILLER of Florida, Mr. NUNES, Mr. PAUL, Mr. RADANOVICH, Mr. ROGERS of Kentucky, Mr. ROGERS of Michigan, Mr. TERRY, Mr. TOWNS, and Mr. WILSON of South Carolina):

H.R. 2488. A bill to amend the Internal Revenue Code of 1986 to reduce the rate of tax on distilled spirits to its pre-1985 level; to the Committee on Ways and Means.

By Mr. BERMAN (for himself and Mr. PENCE):

H.R. 2489. A bill to amend section 1091 of title 18, United States Code, to allow the prosecution of genocide in appropriate circumstances; to the Committee on the Judiciary.

By Mr. BILIRAKIS (for himself, Mr. KING of New York, Mr. SOUDER, and Mr. DAVID DAVIS of Tennessee):

H.R. 2490. A bill to require the Secretary of Homeland Security to conduct a pilot program for the mobile biometric identification in the maritime environment of aliens unlawfully attempting to enter the United States; to the Committee on Homeland Security.

By Mr. BLUMENAUER (for himself and Mr. RAMSTAD):

H.R. 2491. A bill to amend the Internal Revenue Code of 1986 to treat charitable remainder pet trusts in a manner similar to charitable remainder annuity trusts; to the Committee on Ways and Means.

By Mr. UPTON (for himself, Mr. BLUNT, Mr. ADERHOLT, Mr. SHIMKUS, Mr. ROSKAM, Mr. CAMP of Michigan, Mr. ENGLISH of Pennsylvania, Mr. PICKERING, Mr. HALL of Texas, Mr. KIRK, Mr. TERRY, and Mr. WALDEN of Oregon):

H.R. 2492. A bill to protect the welfare of consumers by prohibiting price gouging with respect to road transportation fuel or domestic heating fuel during certain abnormal market disruptions; to the Committee on Energy and Commerce, and in addition to the Committee on Armed Services, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. BLUNT (for himself, Mr. KIRK, Mr. RYAN of Wisconsin, Mr. CANTOR, Mr. PUTNAM, Mr. HASTERT, Mr. MCCOTTER, Mr. UPTON, Mr. FRANKS of Arizona, Mr. CONAWAY, Mr. PETRI, Mr. HENSARLING, Mr. SHIMKUS, Mr. McHENRY, Mr. AKIN, Mrs. CUBIN, Mr. SENSENBRENNER, Mr. MCCAUL of Texas, and Mr. PETERSON of Pennsylvania):

H.R. 2493. A bill to amend the Clean Air Act to provide for a reduction in the number of boutique fuels, and for other purposes; to the Committee on Energy and Commerce.

By Mrs. BOYDA of Kansas:

H.R. 2494. A bill to amend title 18, United States Code, to increase from 1 year to 2 years the post-employment restrictions of Members and elected officers of either House of Congress; to the Committee on the Judiciary.

By Mr. BURTON of Indiana (for himself, Mr. BOUSTANY, Mr. SOUDER, Ms. FOX, Mr. CONAWAY, Mr. LINCOLN DAVIS of Tennessee, and Mrs. McMORRIS RODGERS):

H.R. 2495. A bill to amend title 10, United States Code, to extend military commissary and exchange store privileges to veterans with a compensable service-connected disability and to their dependents; to the Committee on Armed Services.

By Mr. CONAWAY (for himself, Mr. EDWARDS, Mr. UPTON, Mr. SHIMKUS, Mr. BARTON of Texas, and Mr. SESSIONS):

H.R. 2496. A bill to provide for the establishment of a partnership between the Secretary of Energy and appropriate industry groups for the creation of a transportation fuel conservation education campaign, and for other purposes; to the Committee on Energy and Commerce.

By Mr. COOPER (for himself and Mr. THORNBERY):

H.R. 2497. A bill to restore fairness and reliability to the medical justice system and promote patient safety by fostering alternatives to current medical tort litigation, and for other purposes; to the Committee on Energy and Commerce.

By Mr. COSTA (for himself, Mr. NUNES, Mr. CARDOZA, Mr. RADANOVICH, and Mr. MCCARTHY of California):

H.R. 2498. A bill to provide for a study regarding development of a comprehensive integrated regional water management plan that would address four general areas of regional water planning in both the San Joaquin River Hydrologic Region and the Tulare Lake Hydrologic Region, inclusive of Kern, Tulare, Kings, Fresno, Madera, Merced, Stanislaus, and San Joaquin Counties, California, and to provide that such plan be the guide by which those counties use as a mechanism to address and solve long-term water needs in a sustainable and equitable manner; to the Committee on Natural Resources.

By Mr. CUELLAR (for himself, Mr. REYES, Mr. GRIJALVA, Mr. GONZALEZ, Ms. CLARKE, Mr. HINOJOSA, Mr. JEFFERSON, Mr. ORTIZ, Mr. FARR, Mr. THOMPSON of California, Mr. RODRIGUEZ, and Mr. BRADY of Texas):

H.R. 2499. A bill to amend the Small Business Act to expand and improve the assistance provided by Small Business Development Centers to Colonias; to the Committee on Small Business.

By Ms. JACKSON-LEE of Texas (for herself and Mr. CULBERSON):

H.R. 2500. A bill to require the Secretary of the Treasury to mint coins in commemoration of the 50th anniversary of the establishment of the National Aeronautics and Space Administration and the Jet Propulsion Laboratory; to the Committee on Financial Services.

By Ms. DEGETTE (for herself, Mr. UDALL of Colorado, Mr. SALAZAR, and Mr. PERLMUTTER):

H.R. 2501. A bill to establish the Rocky Mountain Science Collections Center to assist in preserving the archeological, anthropological, paleontological, zoological, and geological artifacts and archival documentation from the Rocky Mountain region through the construction of an on-site, secure collections facility for the Denver Museum of Nature & Science in Denver, Colorado; to the Committee on Natural Resources.

By Ms. DELAURO (for herself, Mr. SKELTON, and Mr. RUSH):

H.R. 2502. A bill to amend the Public Health Service Act to deem certain training in geriatric medicine or geriatric psychiatry to be obligated service for purposes of the National Health Service Corps Loan Repayment Program, and for other purposes; to the Committee on Energy and Commerce.

By Ms. DELAURO (for herself, Ms. SOLIS, Mr. FARR, Ms. WOOLSEY, Mr. GRIJALVA, Mr. WEXLER, Mrs. NAPOLITANO, Ms. SCHAROWSKY, Ms. SUTTON, and Mr. RUSH):

H.R. 2503. A bill to amend the Federal Food, Drug, and Cosmetic Act with respect to the Office of Women's Health and the regulation of breast implants, and to provide for a scientific workshop on the use of emergency contraception by women under age 18; to the Committee on Energy and Commerce.

By Ms. DELAURO (for herself, Mr. PASCRELL, Mr. PATRICK MURPHY of Pennsylvania, and Mr. STARK):

H.R. 2504. A bill to amend the Immigration and Nationality Act with respect to the admission of L-1 intra-company transferee non-immigrants; to the Committee on the Judiciary.

By Mr. DONNELLY:

H.R. 2505. A bill to amend the Internal Revenue Code of 1986 to increase and extend the vehicle refueling property credit, and for other purposes; to the Committee on Ways and Means, and in addition to the Committee on the Judiciary, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. DOOLITTLE:

H.R. 2506. A bill to authorize the Secretary of the Interior to conduct a special resources study of the Tule Lake Segregation Center in Modoc County, California, to determine the suitability and feasibility of establishing a unit of the National Park System; to the Committee on Natural Resources.

By Mr. FRANKS of Arizona:

H.R. 2507. A bill to amend the Internal Revenue Code of 1986 to repeal the inclusion in gross income of Social Security benefits and tier 1 railroad retirement benefits; to the Committee on Ways and Means.

By Mr. GALLEGLEY:

H.R. 2508. A bill to require Federal contractors to participate in the basic pilot program for employment eligibility verification; to the Committee on the Judiciary, and in addition to the Committee on Education and Labor, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. GOHMERT (for himself, Mr. BARRETT of South Carolina, Mr. CONAWAY, Mr. PEARCE, Mr. GARRETT of New Jersey, Mr. WALBERG, Mr. NEUGEBAUER, Mr. KUHL of New York, Ms. FALLIN, Mr. GOODE, Mrs. MYRICK, Mr. AKIN, Mr. SAM JOHNSON of Texas, Ms. FOXX, Mr. WAMP, Mr. KINGSTON, Mr. LAMBORN, Mr. GINGREY, Mr. BARTLETT of Maryland, Mr. DAVID DAVIS of Tennessee, Mr. DOOLITTLE, and Mr. FEENEY):

H.R. 2509. A bill to prohibit United States assistance to foreign countries that oppose the position of the United States in the United Nations; to the Committee on Foreign Affairs.

By Mr. GOODE (for himself, Mr. LUCAS, Mr. BAKER, Mr. REHBERG, Mr. FRANKS of Arizona, Mr. ROGERS of Alabama, Mr. MARCHANT, Mr. BURTON of Indiana, Mr. KUHL of New York, Mr. FEENEY, Mr. FLAKE, Mr. GILLMOR, Mr. WAMP, Mr. DAVID DAVIS of Tennessee, Mr. INGLIS of South Carolina, Mr. PITTS, Mr. GARRETT of New Jersey, Mr. BRADY of Texas, Mr. KING of Iowa, Mr. BISHOP of Utah, Mr. JORDAN, Mr. DOOLITTLE, Mr. GARY G. MILLER of California, Mr. RYAN of Wisconsin, Mrs. BLACKBURN, Mrs. BIGGERT, Mr. DUNCAN, Mr. PENCE, Mr. WESTMORELAND, Mr. SULLIVAN, Mr. CAMPBELL of California, Mr. THORNBERY, Mr. BILIRAKIS, Mr. SALI, Mr. KLINE of Minnesota, Mr. HAYES, Mr. GOODLATTE, Mr. SAM JOHNSON of Texas, Mr. GRAVES, Mr. EVERETT, Mr. JONES of North Carolina, Mr. GILCHREST, Mr. MCCOTTER, Mr. TIBERI, Mr. SIMPSON, Mr. CULBERSON, Ms. PRYCE of Ohio, Mr. TANCREDO, Mr. LINDER, Mr. PLATTS, Mr. AKIN, Mr. MILLER of Florida, Mr. WILSON of South Carolina, Mr. DAVIS of Kentucky, Mr. LATOURETTE, Mr. SHUSTER, Mr. CANTOR, Mr. NUNES, Mr. HASTINGS of Washington, Mrs. MILLER of Michigan, Mr. FERGUSON, Mr.

CHABOT, Mr. HELLER, Ms. GINNY BROWN-WAITE of Florida, Mr. RADANOVICH, Mrs. DRAKE, Mr. PEARCE, Mr. FORBES, Mr. ROHRBACHER, Mr. SMITH of Texas, Mr. LAMBORN, Mr. GERLACH, Mr. CARTER, Mr. CALVERT, Mr. TERRY, Mr. HENSARLING, Mr. PRICE of Georgia, Mr. BONNER, Mrs. SCHMIDT, Mr. BARRETT of South Carolina, Mr. ALEXANDER, Mr. WOLF, Mr. ADERHOLT, Mr. PUTNAM, Mr. BILBRAY, Mr. HOEKSTRA, Mrs. MYRICK, Mr. MCHENRY, and Mrs. MUSGRAVE):

H.R. 2510. A bill to amend title 31, United States Code, to require the inscription "In God We Trust" to appear on a face of the \$1 coins honoring each of the Presidents of the United States; to the Committee on Financial Services.

By Mr. GORDON (for himself, Mr. WALDEN of Oregon, and Mr. DAVIS of Illinois):

H.R. 2511. A bill to revise and extend provisions under the Garrett Lee Smith Memorial Act; to the Committee on Energy and Commerce.

By Mr. AL GREEN of Texas (for himself, Mr. ELLISON, Mr. WYNN, Mr. BUTTERFIELD, Mr. DAVIS of Alabama, Mr. TOWNS, Mr. MEEKS of New York, Mr. BISHOP of Georgia, Mr. SCOTT of Georgia, Mr. GENE GREEN of Texas, Mr. THOMPSON of Mississippi, Mr. CLEAVER, Ms. CORRINE BROWN of Florida, Mr. JOHNSON of Georgia, Mr. PERLMUTTER, Ms. HIRONO, Ms. EDDIE BERNICE JOHNSON of Texas, Mr. HONDA, Mr. FALEOMAVAEGA, Ms. WATSON, Mr. SCOTT of Virginia, Mr. PAYNE, Mr. CLAY, Ms. JACKSON-LEE of Texas, and Mr. FATTAH):

H.R. 2512. A bill to amend titles XIX and XXI of the Social Security Act to prohibit States from requiring eligibility determinations for children for benefits under the Medicaid Program and the State Children's Health Insurance Program (SCHIP) more frequently than once every year; to the Committee on Energy and Commerce.

By Mr. HALL of New York (for himself and Mr. WELCH of Vermont):

H.R. 2513. A bill to require advertising for any automobile model to display information regarding the fuel consumption and fuel cost for that model, and for other purposes; to the Committee on Energy and Commerce.

By Mr. HARE (for himself, Mr. FILNER, Mr. KILPATRICK, Mr. LARSON of Connecticut, Mr. COURTNEY, Mr. KLEIN of Florida, Mr. BRADY of Pennsylvania, Mr. GRIJALVA, Mr. DOYLE, Mr. BOSWELL, Mr. REYES, Mr. UDALL of New Mexico, Mr. DEFazio, Mrs. JONES of Ohio, Ms. MCCOLLUM of Minnesota, Mr. PETERSON of Minnesota, Mr. GENE GREEN of Texas, Ms. SHEA-PORTER, Mr. HINCHEY, Mr. ELLISON, Ms. BERKLEY, Mr. HOLDEN, Ms. CORRINE BROWN of Florida, Ms. HERSETH SANDLIN, Mr. COHEN, Mr. KAGEN, Ms. HOOLEY, Mr. MCINTYRE, Mr. CLEAVER, Mr. ALLEN, Mr. TIERNEY, Mr. ENGEL, Mr. KUCINICH, Ms. WOOLSEY, Mr. STUPAK, Ms. CARSON, Mr. MCDERMOTT, Mr. WEXLER, Mr. NEAL of Massachusetts, Mr. PASCRELL, Mr. LIPINSKI, Mr. BACA, Mr. MCGOVERN, Mr. VAN HOLLEN, Ms. CLARKE, Mr. DELAHUNT, Mr. JOHNSON of Georgia, Mr. DOGGETT, Ms. BALDWIN, Mr. NADLER, Mr. YARMUTH, Mr. POMEROY, Mr. SCOTT of Virginia, Mr. CONYERS, Mr. TIM MURPHY of Pennsylvania, Mr. SCHIFF, Mr. WELCH of Vermont, Ms. LINDA T. SANCHEZ of California, Mr. HIGGINS, Ms. EDDIE BERNICE JOHNSON of Texas, Mr. MARKEY, Mr. STARK, Mr. BRALEY of Iowa, Mr. ALTMIRE, Mrs. MCCARTHY of New York, Mr.

MURPHY of Connecticut, Mr. LOEBBACH, Ms. SCHAKOWSKY, Mr. CARNEY, Mr. HALL of New York, Mrs. BOYDA of Kansas, Mr. SPACE, Mr. RODRIGUEZ, and Mr. SARBANES);

H.R. 2514. A bill to amend title 38, United States Code, to provide for an assured adequate level of funding for veterans health care; to the Committee on Veterans' Affairs.

By Mr. HELLER (for himself, Mr. MITCHELL, Mr. PORTER, Ms. BERKLEY, Mr. CALVERT, Mr. RENZI, Mr. FRANKS of Arizona, and Mr. RADANOVICH):

H.R. 2515. A bill to authorize appropriations for the Bureau of Reclamation to carry out the Lower Colorado River Multi-Species Conservation Program in the States of Arizona, California, and Nevada, and for other purposes; to the Committee on Natural Resources.

By Mr. INSLEE (for himself, Mr. KIRK,

Mr. HINCHEY, Mr. SHAYS, Mr. RAMSTAD, Mr. GEORGE MILLER of California, Mr. PALLONE, Ms. SCHWARTZ, Mr. GRIJALVA, Mr. MORAN of Virginia, Mr. GUTIERREZ, Ms. LEE, Mr. LANTOS, Mr. BUTTERFIELD, Mrs. MCCARTHY of New York, Mr. PAYNE, Mr. DINGELL, Mr. WEINER, Mrs. MALONEY of New York, Mrs. TAUSCHER, Mr. SCHIFF, Mr. LIPINSKI, Mr. BLUMENAUER, Mr. OLVER, Mr. FARR, Mr. KIND, Mr. VAN HOLLEN, Mr. HONDA, Mr. BERMAN, Mr. CLAY, Mr. STARK, Mr. MARSHALL, Ms. SCHAKOWSKY, Mr. MILLER of North Carolina, Mr. PRICE of North Carolina, Mr. SCOTT of Virginia, Mr. SERRANO, Mr. DOGGETT, Mr. ALLEN, Ms. WOOLSEY, Ms. CASTOR, Mr. BOUCHER, Mr. SHERMAN, Mr. SMITH of Washington, Mr. ANDREWS, Mr. NEAL of Massachusetts, Mr. NADLER, Ms. SOLIS, Mr. TIERNEY, Mr. LARSON of Connecticut, Mr. CLEAVER, Ms. DEGETTE, Ms. MATSUI, Ms. DELAURO, Mr. CHANDLER, Mr. CARNAHAN, Mr. COOPER, Mr. ENGEL, Ms. HARMAN, Ms. MCCOLLUM of Minnesota, Ms. BERKLEY, Mrs. JONES of Ohio, Mr. ISRAEL, Mr. LEWIS of Georgia, Mr. WU, Mr. LANGEVIN, Ms. HIRONO, Mr. YARMUTH, Mr. PASCRELL, Mr. WAXMAN, Mr. MCDERMOTT, Mr. MURPHY of Connecticut, Mr. HIGGINS, Mr. DEFazio, Mr. CONYERS, Mr. FERGUSON, Mr. CUMMINGS, Mr. SMITH of New Jersey, Mr. RANGEL, Mr. RUSH, Mr. KENNEDY, Ms. MOORE of Wisconsin, Mr. KILDEE, Mr. MOORE of Kansas, Mr. LEVIN, Mr. MARKEY, Mr. COSTELLO, Ms. CORRINE BROWN of Florida, Mr. SPRATT, Mr. MEEHAN, Mr. ACKERMAN, Mr. GONZALEZ, Mr. ELLISON, Ms. ESHOO, Mr. HILL, Mrs. CAPPS, Mr. DOYLE, Mr. BRADY of Pennsylvania, Ms. EDDIE BERNICE JOHNSON of Texas, Mr. PASTOR, Mr. HASTINGS of Florida, Ms. HOOLEY, Mr. GENE GREEN of Texas, Ms. JACKSON-LEE of Texas, Mr. ROTHMAN, Mr. MCNERNEY, Mr. COHEN, Ms. BALDWIN, Ms. NORTON, Mr. MCGOVERN, Mrs. LOWEY, Ms. WATERS, Mr. McNULTY, Ms. ZOE LOFGREN of California, Mr. FRANK of Massachusetts, Mr. CROWLEY, Mr. SNYDER, Mr. HOLT, Mr. REYES, Mrs. NAPOLITANO, Mrs. DAVIS of California, Mr. LYNCH, Ms. LORETTA SANCHEZ of California, Mr. JOHNSON of Illinois, Mr. WATT, Ms. SHEA-PORTER, Mr. KUCINICH, Ms. LINDA T. SANCHEZ of California, Mr. WYNN, Mr. WEXLER, Mr. JOHNSON of Georgia, Ms. WASSERMAN SCHULTZ, Mr. SIREs, Mr. DELAHUNT, Ms. CARSON, Mr. RYAN of Ohio, Mr. HARE, Mr. SCOTT of Georgia, Ms. ROYBAL-ALLARD, Mr. FILNER, and Ms. VELÁZQUEZ):

H.R. 2516. A bill to protect inventoried roadless areas in the National Forest System; to the Committee on Agriculture, and in addition to the Committee on Natural Resources, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. LAMPSON (for himself, Mrs. BIGGERT, Mr. CHABOT, and Mr. CRAMER):

H.R. 2517. A bill to amend the Missing Children's Assistance Act to authorize appropriations, and for other purposes; to the Committee on Education and Labor.

By Mr. LAMPSON (for himself, Mr. CHABOT, Mr. CRAMER, Mr. AL GREEN of Texas, Mr. JEFFERSON, Mr. BURTON of Indiana, Mr. CARDOZA, Mr. BRALY of Iowa, Ms. EDDIE BERNICE JOHNSON of Texas, Mr. LEWIS of Georgia, Ms. JACKSON-LEE of Texas, Mr. CUELLAR, Mr. MITCHELL, Mr. HINOJOSA, Ms. LORETTA SANCHEZ of California, Mr. GENE GREEN of Texas, Ms. ZOE LOFGREN of California, Mr. WALZ of Minnesota, Mr. HILL, Ms. SOLIS, Ms. VELÁZQUEZ, Mr. KIND, Mr. GONZALEZ, Mr. PASTOR, Mr. LOEBBACH, Mr. KAGEN, Mr. HODES, and Mr. PERLMUTTER):

H.R. 2518. A bill to implement certain measures to increase the effectiveness of international child abduction remedies, and for other purposes; to the Committee on the Judiciary, and in addition to the Committees on Foreign Affairs, Education and Labor, and Transportation and Infrastructure, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. LANGEVIN (for himself and Mr. SHAYS):

H.R. 2519. A bill to amend title 5, United States Code, to provide for a corporate responsibility investment option under the Thrift Savings Plan; to the Committee on Oversight and Government Reform.

By Mr. LANGEVIN (for himself, Mr. RAMSTAD, Mr. FERGUSON, Mr. CAMP of Michigan, Mrs. BOYDA of Kansas, Ms. SHEA-PORTER, Mr. NUNES, Mr. ISSA, Mr. HINCHEY, Mr. JINDAL, Mr. COHEN, Mr. FARR, Mr. SARBANES, and Mr. ELLISON):

H.R. 2520. A bill to amend title XVIII of the Social Security Act to provide for coverage under the Medicare Program of certain medical mobility devices approved as class III medical devices; to the Committee on Energy and Commerce, and in addition to the Committee on Ways and Means, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. LARSON of Connecticut (for himself and Mr. KING of New York):

H.R. 2521. A bill to provide loans and grants for fire sprinkler retrofitting in nursing facilities; to the Committee on Energy and Commerce.

By Mr. LEWIS of Georgia (for himself, Mr. SMITH of New Jersey, Mrs. MALONEY of New York, Mrs. DRAKE, Ms. EDDIE BERNICE JOHNSON of Texas, Mr. ENGEL, Ms. NORTON, Mr. PITTS, Mr. GRIJALVA, Mr. McNULTY, Mr. SCOTT of Virginia, Mr. HONDA, Ms. CLARKE, Ms. JACKSON-LEE of Texas, Mr. CUMMINGS, Mr. COHEN, Mrs. TAUSCHER, Mr. JOHNSON of Georgia, Mr. CONYERS, and Ms. SCHAKOWSKY):

H.R. 2522. A bill to establish a congressional Commission on the Abolition of Modern-Day Slavery; to the Committee on Foreign Affairs, and in addition to the Commit-

tees on the Judiciary, Ways and Means, and Oversight and Government Reform, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mrs. LOWEY (for herself, Ms. DELAURO, Mr. KIRK, and Mr. WAXMAN):

H.R. 2523. A bill to amend title XIX of the Social Security Act to expand access to contraceptive services for women and men under the Medicaid Program, help low income women and couples prevent unintended pregnancies and reduce abortion, and for other purposes; to the Committee on Energy and Commerce.

By Mrs. LOWEY:

H.R. 2524. A bill to provide the Secretary of Health and Human Services and the Secretary of Education with increased authority with respect to asthma programs, and to provide for increased funding for such programs; to the Committee on Energy and Commerce, and in addition to the Committee on Education and Labor, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. DANIEL E. LUNGREN of California:

H.R. 2525. A bill to direct the Architect of the Capitol to fly the flag of a State over the Capitol each year on the anniversary of the date of the State's admission to the Union; to the Committee on House Administration.

By Mrs. MALONEY of New York (for herself, Mr. BILIRAKIS, Mr. SPACE, Mr. SARBANES, Mr. WEXLER, Ms. BERKLEY, Mr. MCGOVERN, Ms. WATSON, Mr. BROWN of South Carolina, Mr. MARIO DIAZ-BALART of Florida, Ms. SCHAKOWSKY, Mr. PAYNE, Mr. PALLONE, Mr. MCCOTTER, Mrs. NAPOLITANO, Mr. LINCOLN DIAZ-BALART of Florida, Ms. ROS-LEHTINEN, Mr. JACKSON of Illinois, Mr. McNULTY, Mr. BLUMENAUER, Ms. LEE, Mr. JEFFERSON, Mr. KENNEDY, Mr. GARRETT of New Jersey, Mr. CLAY, Ms. LINDA T. SANCHEZ of California, Ms. ROYBAL-ALLARD, Mr. ANDREWS, Mr. LANGEVIN, Mr. CROWLEY, and Ms. ESHOO):

H.R. 2526. A bill to designate Greece as a program country for purposes of the visa waiver program established under section 217 of the Immigration and Nationality Act; to the Committee on the Judiciary.

By Mrs. MALONEY of New York (for herself and Mr. TOM DAVIS of Virginia):

H.R. 2527. A bill to provide for enhanced protection of the Internal Revenue Service and employees of the Internal Revenue Service; to the Committee on Oversight and Government Reform.

By Mr. MARKEY:

H.R. 2528. A bill to amend the National Energy Conservation Policy Act to promote the use of energy and water efficiency measures in Federal buildings, to promote energy savings performance contracts and utility energy service contracts, and for other purposes; to the Committee on Energy and Commerce.

By Mr. MARKEY:

H.R. 2529. A bill to establish efficiency resource standards for retail electricity and natural gas distributors, and for other purposes; to the Committee on Energy and Commerce.

By Mrs. McMORRIS RODGERS (for herself, Mr. JONES of North Carolina, Mrs. CUBIN, Mr. NUNES, Mr. HASTINGS of Washington, Mr. GOHMERT, Mr. CALVERT, Mr. BROWN of South Carolina, Mr. WALDEN of Oregon, Mr.

REHBERG, Mr. RENZI, Mr. PEARCE, and Mr. SALI):

H.R. 2530. A bill to better inform consumers regarding costs associated with compliance for protecting endangered and threatened species under the Endangered Species Act of 1973; to the Committee on Natural Resources.

By Mr. MELANCON (for himself and Mr. KLEIN of Florida):

H.R. 2531. A bill to improve United States hurricane forecasting, monitoring, and warning capabilities, and for other purposes; to the Committee on Science and Technology.

By Ms. MOORE of Wisconsin (for herself and Mr. BARROW):

H.R. 2532. A bill to enhance the section 8(a) program of the Small Business Act; to the Committee on Small Business.

By Mr. MORAN of Virginia (for himself, Mr. WOLF, Mr. WYNN, Ms. NORTON, and Mr. VAN HOLLEN):

H.R. 2533. A bill to amend chapter 84 of title 5, United States Code, to allow individuals who return to Government service after receiving a refund of retirement contributions to recapture credit for the service covered by that refund by repaying the amount that was so received, with interest; to the Committee on Oversight and Government Reform.

By Ms. NORTON:

H.R. 2534. A bill to permit statues honoring citizens of the District of Columbia to be placed in Statuary Hall in the same manner as statues honoring citizens of the States are placed in Statuary Hall, and for other purposes; to the Committee on House Administration.

By Mr. NUNES (for himself and Mr. COSTA):

H.R. 2535. A bill to direct the Secretary of the Interior to conduct a study on the feasibility and suitability of constructing a storage reservoir, outlet works, and a delivery system for the Tule River Indian Tribe of California to provide a water supply for domestic, municipal, industrial, and agricultural purposes, and for other purposes; to the Committee on Natural Resources.

By Mr. OLVER (for himself, Ms. WATERS, Mr. FRANK of Massachusetts, Mr. HOBSON, Mr. GILCREST, Mr. BLUMENAUER, Mr. LATOURETTE, Mr. PERLMUTTER, Mr. WALSH of New York, and Mr. WATT):

H.R. 2536. A bill to require all public housing revitalization projects assisted under the HOPE VI program to meet green communities standards; to the Committee on Financial Services.

By Mr. PALLONE (for himself and Mr. BISHOP of New York):

H.R. 2537. A bill to amend the Federal Water Pollution Control Act relating to beach monitoring, and for other purposes; to the Committee on Transportation and Infrastructure.

By Mr. PASCRELL (for himself, Mr. LATOURETTE, Mr. ROHRBACHER, and Ms. DELAURO):

H.R. 2538. A bill to amend the Immigration and Nationality Act to provide greater protections to domestic and foreign workers under the H-1B nonimmigrant worker program; to the Committee on the Judiciary.

By Mr. PERLMUTTER (for himself, Ms. CLARKE, Ms. DEGETTE, Mr. HODES, Mr. MURPHY of Connecticut, and Ms. SUTTON):

H.R. 2539. A bill to recognize the performance of the United States military in Iraq, to begin the redeployment of National Guard units, and to ensure the protection of the States; to the Committee on Armed Services.

By Mr. POMEROY (for himself and Mr. HASTINGS of Washington):

H.R. 2540. A bill to amend title 38, United States Code, to provide for the treatment of

period of service in uniformed services as continued employment for purposes of pension and retirement benefits for individuals who die during the period of service; to the Committee on Veterans' Affairs.

By Mr. RENZI:

H.R. 2541. A bill to amend title VI of the Native American Housing and Self-Determination Act of 1996 to authorize Indian tribes to issue notes and other obligations to finance community and economic development activities, and for other purposes; to the Committee on Financial Services.

By Mr. RODRIGUEZ (for himself, Mr. CUELLAR, Mr. CULBERSON, Mr. HINOJOSA, Mrs. DAVIS of California, Mr. FILNER, Mr. GRIJALVA, and Mr. ORTIZ):

H.R. 2542. A bill to authorize the Secretary of Homeland Security to make grants to hire, train, and equip local law enforcement officials on and near the southern border of the United States, as well as to reimburse the costs of paying overtime to such officials, and for other purposes; to the Committee on the Judiciary.

By Ms. LORETTA SANCHEZ of California:

H.R. 2543. A bill to amend title 10, United States Code, to revise the definition of unlawful enemy combatant for purposes of laws administered by the Secretary of Defense relating to military commissions, to establish a statutory right of habeas corpus for individuals detained at the detention facility at Naval Station, Guantanamo Bay, Cuba, and for other purposes; to the Committee on Armed Services, and in addition to the Committee on the Judiciary, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. SESTAK:

H.R. 2544. A bill to establish an Independent Ethics Commission within the House of Representatives composed of former Federal judges; to the Committee on House Administration, and in addition to the Committee on Rules, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. SHAYS (for himself, Mr. INSLEE, and Mr. PRICE of North Carolina):

H.R. 2545. A bill to make available on the Internet, for purposes of access and retrieval by the public, certain information available through the Congressional Research Service web site; to the Committee on House Administration.

By Mr. SHULER (for himself, Mr. MCHENRY, Mr. COBLE, Mr. JONES of North Carolina, Mr. PRICE of North Carolina, Mr. ETHERIDGE, Mr. WATT, Mr. HAYES, Mrs. MYRICK, Ms. FOX, Mr. BUTTERFIELD, Mr. MILLER of North Carolina, and Mr. MCINTYRE):

H.R. 2546. A bill to designate the Department of Veterans Affairs Medical Center in Asheville, North Carolina, as the "Charles George Department of Veterans Affairs Medical Center"; to the Committee on Veterans' Affairs.

By Mr. SIREs (for himself and Mrs. BIGGERT):

H.R. 2547. A bill to amend the Federal Deposit Insurance Act to prevent misrepresentation about deposit insurance coverage, and for other purposes; to the Committee on Financial Services.

By Ms. SOLIS (for herself, Ms. HARMAN, Mrs. CAPPS, and Mr. WAXMAN):

H.R. 2548. A bill to amend the Clean Air Act to reduce air pollution from marine vessels; to the Committee on Energy and Commerce.

By Mr. TANNER (for himself, Mr. ENGLISH of Pennsylvania, Mr. VAN HOLLEN, and Mr. REYNOLDS):

H.R. 2549. A bill to amend section 1862 of the Social Security Act with respect to the application of Medicare secondary payer rules to workers' compensation settlement agreements and Medicare set-asides under such agreements; to the Committee on Ways and Means, and in addition to the Committee on Energy and Commerce, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. TAYLOR (for himself and Mrs. MILLER of Michigan):

H.R. 2550. A bill to amend the Federal Water Pollution Control Act relating to recreational vessels; to the Committee on Transportation and Infrastructure.

By Mr. TERRY (for himself, Mr. FORTENBERRY, and Mr. SMITH of Nebraska):

H.R. 2551. A bill to direct the Secretary of Veterans Affairs to establish a national cemetery in Sarpy County, Nebraska, to serve veterans in eastern Nebraska and western Iowa; to the Committee on Veterans' Affairs, and in addition to the Committee on Ways and Means, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. TOWNS (for himself and Mrs. WILSON of New Mexico):

H.R. 2552. A bill to amend the Public Health Service Act to direct the Secretary of Health and Human Services to establish, promote, and support a comprehensive prevention, research, and medical management referral program for hepatitis C virus infection; to the Committee on Energy and Commerce.

By Ms. WATSON (for herself and Ms. ROS-LEHTINEN):

H.R. 2553. A bill to amend the State Department Basic Authorities Act of 1956 to provide for the establishment and maintenance of existing libraries and resource centers at United States diplomatic and consular missions to provide information about American culture, society, and history, and for other purposes; to the Committee on Foreign Affairs.

By Ms. WATSON:

H.R. 2554. A bill to amend title 18 of the United States Code to require HIV testing of Federal prisoners about to be released, to direct the Attorney General of the United States and the Secretary of Health and Human Services to provide HIV/AIDS treatment for recently released Federal prisoners, and for other purposes; to the Committee on the Judiciary, and in addition to the Committee on Energy and Commerce, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mrs. WILSON of New Mexico:

H.R. 2555. A bill to amend the Internal Revenue Code of 1986 to extend the credit for electricity produced from certain renewable resources, and for other purposes; to the Committee on Ways and Means.

By Mrs. WILSON of New Mexico:

H.R. 2556. A bill to enhance the energy security of the United States by promoting biofuels, energy efficiency, and carbon capture and storage, and for other purposes; to the Committee on Energy and Commerce, and in addition to the Committees on Science and Technology, Transportation and Infrastructure, Oversight and Government Reform, and Financial Services, for a period

to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. LANTOS (for himself and Mr. KING of New York):

H. J. Res. 44. A joint resolution approving the renewal of import restrictions contained in the Burmese Freedom and Democracy Act of 2003; to the Committee on Ways and Means.

By Mr. HOYER:

H. Con. Res. 158. Concurrent resolution providing for an adjournment or recess of the two Houses; considered and agreed to.

By Mr. BISHOP of New York (for himself and Mr. KILDEE):

H. Con. Res. 159. Concurrent resolution expressing the support of Congress for a National Complex Regional Pain Syndrome and Reflex Sympathetic Dystrophy Awareness Month; to the Committee on Energy and Commerce.

By Mr. LINCOLN DAVIS of Tennessee:

H. Con. Res. 160. Concurrent resolution regarding the endorsement of U.S. citizens' claims for payment by Chinese Government of defaulted Chinese bonds; to the Committee on Financial Services.

By Ms. LEE (for herself, Mr. STARK,

Mr. MECK of Florida, Mr. ELLISON, Mr. LEWIS of Georgia, Ms. EDDIE BERNICE JOHNSON of Texas, Mr. GRIJALVA, Mr. PAYNE, Ms. CORRINE BROWN of Florida, Mr. CONYERS, Mr. BUTTERFIELD, Mr. HONDA, Ms. KILPATRICK, Mr. SERRANO, Ms. JACKSON-LEE of Texas, Mr. MCDERMOTT, Mr. NADLER, Mr. RANGEL, Mr. COHEN, Ms. SCHAKOWSKY, Mr. KUCINICH, Mr. BACA, Mr. SCOTT of Virginia, Mr. TOWNS, Ms. WOOLSEY, Mr. HASTINGS of Florida, and Mr. WATT):

H. Con. Res. 161. Concurrent resolution commemorating the 40th Anniversary of Dr. King's Launching of the Poor People's Campaign and Organization of the Poor People's Army; to the Committee on Oversight and Government Reform.

By Mr. PATRICK MURPHY of Pennsylvania (for himself and Mr. JONES of North Carolina):

H. Con. Res. 162. Concurrent resolution expressing the sense of Congress that Congress and the President should increase basic pay for members of the Armed Forces; to the Committee on Armed Services.

By Mrs. WILSON of New Mexico (for herself, Mr. VAN HOLLEN, Mr. ADERHOLT, Mr. BONNER, Mr. BACHUS, and Mr. RYAN of Ohio):

H. Con. Res. 163. Concurrent resolution expressing the sense of Congress in support of further research and activities to increase public awareness, professional education, diagnosis, and treatment of Dandy-Walker syndrome and hydrocephalus; to the Committee on Energy and Commerce.

By Mr. KUHLE of New York (for himself and Mr. KIRK):

H. Res. 439. A resolution supporting the goals and ideals of the National Kidney Foundation Kidney Walk; to the Committee on Energy and Commerce.

By Mr. GILLMOR:

H. Res. 440. A resolution expressing the sense of the House of Representatives that any comprehensive plan to combat illegal immigration must increase resources for border patrol, establish an instant employment eligibility verification system, renew a limited temporary worker program, prohibit blanket amnesty for illegal aliens who have deliberately broken the law, and give priority to law-abiding, highly-skilled immigrants applying for legal citizenship; to the Committee on the Judiciary.

By Mr. EMANUEL:

H. Res. 441. A resolution electing a Member to a certain standing committee of the

House of Representatives; considered and agreed to.

By Mr. MCINTYRE (for himself, Mr. ADERHOLT, Mr. SHIMKUS, Mr. CUMMINGS, Mr. BISHOP of Georgia, Mr. HULSHOF, Mr. BOREN, Mr. CRAMER, Ms. CARSON, Ms. WATERS, Ms. JACKSON-LEE of Texas, Mr. LINCOLN DIAZ-BALART of Florida, Mr. CHANDLER, Mr. MCGOVERN, Mr. ETHERIDGE, and Mr. DOYLE):

H. Res. 442. A resolution expressing the sense of the House of Representatives that a National Youth Sports Week should be established; to the Committee on Oversight and Government Reform.

By Mr. MCGOVERN:

H. Res. 443. A resolution recognizing the service of the 65th Infantry Borinqueneers during the Korean War, honoring the people of Puerto Rico who continue to serve and volunteer for service in the Armed Forces and make sacrifices for the country, and commending all efforts to promote and preserve the history of the 65th Infantry Borinqueneers; to the Committee on Armed Services.

By Mr. FILNER:

H. Res. 444. A resolution supporting the goals and ideals of National Aviation Maintenance Technician Day, honoring the invaluable contributions of Charles Edward Taylor, regarded as the father of aviation maintenance, and recognizing the essential role of aviation maintenance technicians in ensuring the safety and security of civil and military aircraft; to the Committee on Transportation and Infrastructure.

By Ms. BEAN (for herself and Mr. BURTON of Indiana):

H. Res. 445. A resolution expressing the sense of the House of Representatives that the United States should support a mutually-agreed solution for the future status of Kosovo and reject an imposed solution for the status of Kosovo; to the Committee on Foreign Affairs.

By Mr. BILBRAY (for himself, Mr. CALVERT, Mr. UDALL of Colorado, and Mr. ISSA):

H. Res. 446. A resolution honoring the life and accomplishments of Astronaut Walter Marty Schirra and expressing condolences on his passing; to the Committee on Science and Technology.

By Mr. BLUMENAUER:

H. Res. 447. A resolution condemning the recent convictions and sentencing of Vietnamese pro-democracy activists, expressing concern over the future of the United States-Vietnam relationship, and for other purposes; to the Committee on Foreign Affairs.

By Mr. MATHESON (for himself, Mrs. CAPPS, Mr. HIGGINS, Ms. BORDALLO, Mr. BURTON of Indiana, Mr. EHLERS, and Mr. GALLEGLY):

H. Res. 448. A resolution expressing the sense of the House of Representatives that there should be established a National Cancer Research Month, and for other purposes; to the Committee on Energy and Commerce.

By Mr. TANCREDO (for himself, Ms. ROS-LEHTINEN, Mr. POE, Mr. MCCOTTER, and Mr. WOLF):

H. Res. 449. A resolution encouraging the Federal Government and State and municipal governments, universities, companies, and other institutions in the United States, and all Americans to divest from companies that do business with Sudan; to the Committee on Foreign Affairs, and in addition to the Committee on Financial Services, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. UDALL of New Mexico (for himself, Mr. ALLEN, Mr. BRADY of Pennsylvania, Mrs. CAPPS, Ms. CAR-

SON, Mr. COURTNEY, Mr. ELLISON, Mr. GRIJALVA, Mr. HONDA, Ms. HOOLEY, Mr. KUCINICH, Mr. LANTOS, Ms. MCCOLLUM of Minnesota, Mr. MOORE of Kansas, Ms. SCHWARTZ, Mr. SHAYS, Mr. UDALL of Colorado, and Mr. VAN HOLLEN):

H. Res. 450. A resolution recognizing Rachel Carson, ecologist and author whose courage, selfless spirit, and sense of wonder ushered in the modern environmental movement; to the Committee on Oversight and Government Reform.

#### ¶74.36 ADDITIONAL SPONSORS

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

H.R. 11: Mrs. LOWEY.

H.R. 21: Mr. MCNERNEY, Mr. LANTOS, and Ms. WOOLSEY.

H.R. 23: Mr. BARROW, Mrs. BOYDA of Kansas, Mr. CUMMINGS, Mr. HAYES, Mrs. MCCARTHY of New York, Mr. RAHALL, Ms. ROYBAL-ALLARD, Mr. HOLT, Mr. SOUDER, Mr. GRIJALVA, Mr. LANGEVIN, and Mr. GERLACH.

H.R. 63: Mr. INGLIS of South Carolina.

H.R. 77: Mr. NEUGEBAUER.

H.R. 82: Mr. BUTTERFIELD, Mr. HALL of New York, Mr. PETRI, Mr. THOMPSON of Mississippi, Mr. YOUNG of Alaska, and Mr. KLEIN of Florida.

H.R. 111: Mr. COOPER, Mr. EDWARDS, Ms. CLARKE, Mr. HELLER, Mr. NEAL of Massachusetts, and Mr. CONAWAY.

H.R. 156: Mr. GERLACH.

H.R. 169: Mr. KUCINICH.

H.R. 171: Ms. BERKLEY.

H.R. 174: Mr. KUCINICH.

H.R. 197: Mr. MITCHELL, Mr. LATOURETTE, and Mrs. BIGGERT.

H.R. 260: Ms. BALDWIN.

H.R. 281: Ms. MATSUI, Mr. WALZ of Minnesota, Mr. HINCHEY, Mr. YARMUTH, Mr. BISHOP of Georgia, Mr. CROWLEY, Mr. COSTA, Mrs. GILLIBRAND, and Mr. WILSON of Ohio.

H.R. 303: Mr. LATOURETTE and Mr. GERLACH.

H.R. 315: Mr. HERGER.

H.R. 333: Mr. GERLACH and Mr. REYES.

H.R. 358: Mr. HENSARLING and Mr. CARNEY.

H.R. 372: Mrs. MCCARTHY of New York.

H.R. 457: Mr. SALLI.

H.R. 460: Mr. CUMMINGS and Mr. HASTINGS of Florida.

H.R. 463: Mr. LARSON of Connecticut and Mr. REYES.

H.R. 468: Ms. CARSON.

H.R. 471: Mr. WALDEN of Oregon, Mr. PICKERING, and Mr. LUCAS.

H.R. 502: Mr. FILNER.

H.R. 503: Mr. GOODE, Mr. BECERRA, and Mr. PITTS.

H.R. 507: Mr. LANGEVIN, Mr. KUHLE of New York, Mr. FORTUÑO, Mrs. BOYDA of Kansas, Mr. COURTNEY, and Mr. BOSWELL.

H.R. 522: Mr. JACKSON of Illinois.

H.R. 530: Mr. CARNEY, Mr. HILL, and Mr. DAVIS of Kentucky.

H.R. 535: Mr. HIGGINS.

H.R. 538: Mr. RODRIGUEZ.

H.R. 550: Mr. REGULA, Mr. DEFAZIO, Mr. CROWLEY, Ms. SCHAKOWSKY, Mr. SAXTON, and Mr. CANTOR.

H.R. 551: Mr. GARY G. MILLER of California.

H.R. 552: Mr. PAUL, Mr. MOORE of Kansas, Mr. CHANDLER, Mr. MCINTYRE, Mr. HINOJOSA, Mr. GENE GREEN of Texas, Mr. PASCRELL, and Mr. SHAYS.

H.R. 562: Mr. WALBERG.

H.R. 579: Mr. CARNAHAN, Mr. MITCHELL, Ms. EDDIE BERNICE JOHNSON of Texas, and Mr. GERLACH.

H.R. 583: Mr. PITTS, Mr. BERRY, Mr. ROTHMAN, Mr. DAVID DAVIS of Tennessee, Mr. PRICE of North Carolina, Mr. WEINER, and Mr. REHBERG.

H.R. 601: Mr. RYAN of Ohio.



- H.R. 632: Mr. TIAHRT.  
H.R. 636: Mr. NEUGEBAUER.  
H.R. 642: Mr. MEEKS of New York.  
H.R. 643: Mr. MITCHELL and Mr. MELANCON.  
H.R. 654: Mr. TIERNEY, Ms. MATSUI, and Mr. BOSWELL.  
H.R. 661: Ms. CLARKE.  
H.R. 687: Mr. PASCRELL.  
H.R. 690: Mr. LANGEVIN.  
H.R. 704: Mr. REYES.  
H.R. 718: Mr. McCAUL of Texas, Mr. BOSWELL, and Mr. PASTOR.  
H.R. 726: Mr. ABERCROMBIE and Mr. MANZULLO.  
H.R. 736: Mr. MARSHALL and Mrs. DRAKE.  
H.R. 741: Mr. FRANK of Massachusetts.  
H.R. 743: Ms. SCHAKOWSKY, Mr. STEARNS, Mr. MATHESON, and Mr. REHBERG.  
H.R. 748: Mr. BRALEY of Iowa, Mr. SAXTON, Mr. WU, Mr. SCOTT of Georgia, Mr. GORDON, Mr. JINDAL, Mr. RUPPERSBERGER, Mr. WAMP, Mrs. JO ANN DAVIS of Virginia, Mr. LATOURETTE, Mr. RYAN of Ohio, Mr. PORTER, Mr. UPTON, Mr. BISHOP of Utah, Ms. ROSLEHTINEN, Mr. MICHAUD, Mr. COBLE, Mr. KING of New York, Mr. MCHUGH, Mr. KNOLLENBERG, Ms. BERKLEY, and Mr. COHEN.  
H.R. 760: Ms. ROYBAL-ALLARD, Mr. GARRETT of New Jersey, and Mr. COSTELLO.  
H.R. 782: Mr. TURNER and Mr. FRANKS of Arizona.  
H.R. 784: Mr. GERLACH, Mr. MICHAUD, and Mr. KENNEDY.  
H.R. 821: Mr. BOUCHER and Mr. LOBIONDO.  
H.R. 864: Ms. ROYBAL-ALLARD and Mr. FILNER.  
H.R. 871: Mr. WEINER.  
H.R. 882: Mrs. CAPITO and Mr. FILNER.  
H.R. 885: Ms. ROS-LEHTINEN.  
H.R. 891: Ms. ROYBAL-ALLARD.  
H.R. 923: Mr. WEXLER.  
H.R. 927: Mr. HAYES.  
H.R. 962: Mr. TIERNEY.  
H.R. 969: Mr. CUMMINGS, Mrs. MCCARTHY of New York, Mr. DAVIS of Illinois, Mr. SIRES, Ms. JACKSON-LEE of Texas, Mr. CLAY, and Mr. PAYNE.  
H.R. 970: Mr. PICKERING.  
H.R. 971: Mr. SALI.  
H.R. 980: Mr. MAHONEY of Florida, Ms. NORTON, Mr. WALZ of Minnesota, Ms. CLARKE, Mr. UDALL of Colorado, Mr. UPTON, Mr. KUHLE of New York, Mr. PERLMUTTER, Mr. SHUSTER, and Mr. ALEXANDER.  
H.R. 989: Mr. SIMPSON.  
H.R. 1008: Mr. SPACE.  
H.R. 1023: Mr. JACKSON of Illinois, Ms. KILPATRICK, Ms. EDDIE BERNICE JOHNSON of Texas, Mr. MURPHY of Connecticut, and Mrs. DRAKE.  
H.R. 1028: Mr. LINCOLN DAVIS of Tennessee.  
H.R. 1030: Ms. ROYBAL-ALLARD.  
H.R. 1032: Ms. ROYBAL-ALLARD.  
H.R. 1043: Mr. MORAN of Virginia, Ms. WATSON, and Mr. MCHUGH.  
H.R. 1073: Mr. REICHERT.  
H.R. 1078: Ms. ROYBAL-ALLARD, Mrs. LOWEY, and Mr. MCGOVERN.  
H.R. 1091: Mr. BILBRAY and Mr. FEENEY.  
H.R. 1092: Mr. KIRK.  
H.R. 1098: Mr. ALTMIRE.  
H.R. 1103: Mr. COHEN and Mr. GEORGE MILLER of California.  
H.R. 1108: Mrs. BOYDA of Kansas, Mr. MEEKS of New York, and Mr. HODES.  
H.R. 1110: Mr. GERLACH.  
H.R. 1113: Mr. PICKERING, Mr. KING of New York, Mrs. CAPITO, Mr. RYAN of Ohio, Mr. RUSH, Mrs. LOWEY, Mr. LAHOOD, Mr. RANGEL, Mr. STARK, and Mr. ENGEL.  
H.R. 1115: Mrs. WILSON of New Mexico.  
H.R. 1127: Mr. SESSIONS and Mr. GARY G. MILLER of California.  
H.R. 1134: Ms. SUTTON, Ms. SOLIS, Mr. WAMP, Mr. PORTER, Mr. LATOURETTE, Mr. BISHOP of Utah, Mr. UPTON, Mr. WICKER, Mr. MICHAUD, Mr. CAMP of Michigan, Mr. RYAN of Ohio, Mr. LATHAM, Mr. COHEN, Mr. COBLE, Mr. MEEHAN, Ms. BERKLEY, Mr. KNOLLENBERG, and Mr. MCHUGH.  
H.R. 1142: Mr. CONYERS, Mr. KUCINICH, Mr. SMITH of Washington, and Mr. MICHAUD.  
H.R. 1147: Ms. BERKLEY, Mr. TIBERI, and Mrs. JONES of Ohio.  
H.R. 1157: Mr. MANZULLO, Mrs. MUSGRAVE, Mr. BARROW, and Mr. GILCREST.  
H.R. 1190: Mr. COHEN, Mr. MATHESON, and Mr. PICKERING.  
H.R. 1193: Mr. SAM JOHNSON of Texas, Ms. CORRINE BROWN of Florida, Ms. ZOE LOFGREN of California, Mrs. BLACKBURN, Mr. HONDA, Mr. SHIMKUS, Mr. HINOJOSA, Mr. BLUMENAUER, Mr. GENE GREEN of Texas, Mr. COHEN, Mr. PICKERING, Mr. MURTHA, and Mr. PASCRELL.  
H.R. 1194: Mr. COURTNEY.  
H.R. 1211: Mr. REYES.  
H.R. 1216: Ms. LEE, Mr. LANTOS, Ms. ESHOO, and Mr. INSLEE.  
H.R. 1222: Mr. REYES and Mr. KENNEDY.  
H.R. 1223: Mr. REYES and Mr. KENNEDY.  
H.R. 1228: Mr. KUCINICH.  
H.R. 1229: Mr. PETERSON of Pennsylvania, Mr. SPACE, and Mr. BAKER.  
H.R. 1232: Mr. CUMMINGS, Mr. TIAHRT, and Mrs. MUSGRAVE.  
H.R. 1237: Mr. WYNN, Mr. MCGOVERN, and Ms. ROYBAL-ALLARD.  
H.R. 1239: Ms. WOOLSEY, Mr. CLEAVER, Mr. DELAHUNT, and Mr. SCOTT of Georgia.  
H.R. 1275: Mr. ELLISON, Ms. WOOLSEY, Mr. GEORGE MILLER of California, and Ms. LINDA T. SANCHEZ of CALIFORNIA.  
H.R. 1282: Mr. PRICE of North Carolina.  
H.R. 1283: Mr. PASTOR, Ms. EDDIE BERNICE JOHNSON of Texas, Mr. EHLERS, Mr. BOUCHER, and Mr. PASCRELL.  
H.R. 1287: Mr. SMITH of Washington.  
H.R. 1293: Mr. RYAN of Ohio, Mr. HALL of New York, Mr. KING of New York, Mr. DAVID DAVIS of Tennessee, Mr. FRANK of Massachusetts, Mr. SCHIFF, Mr. WICKER, and Mr. DEFAZIO.  
H.R. 1302: Mr. BRALEY of Iowa and Mr. SERRANO.  
H.R. 1304: Mr. BARTLETT of Maryland and Mr. ARCURI.  
H.R. 1314: Mr. GARRETT of New Jersey.  
H.R. 1331: Mr. SIRES and Ms. BALDWIN.  
H.R. 1338: Mr. WEINER, Ms. CORRINE BROWN of Florida, Mr. CAPUANO, Mr. CARNAHAN, Mr. FRANK of Massachusetts, Mr. GUTIERREZ, Mr. HOLDEN, Mr. HINOJOSA, Mr. JEFFERSON, Ms. LEE, Mr. MICHAUD, Mr. NEAL of Massachusetts, Mr. OLVER, Mr. PALLONE, Mr. VAN HOLLEN, Mr. THOMPSON of Mississippi, and Ms. WASSERMAN SCHULTZ.  
H.R. 1343: Mr. ISRAEL, Mrs. WILSON of New Mexico, Mr. WELLER, Mr. CASTLE, Ms. SHEAPORTER, Mr. LAMPSON, Mrs. BOYDA of Kansas, Mr. SAXTON, Mr. LYNCH, Mr. WALDEN of Oregon, Mr. BRADY of Pennsylvania, Mr. COURTNEY, Mr. BOUCHER, Ms. HOOLEY, Mr. NEUGEBAUER, Mr. MORAN of Virginia, Mr. SERRANO, Mr. MCGOVERN, Mr. ROGERS of Alabama, Mr. TIERNEY, Mr. REICHERT, Mr. PASTOR, Mr. PASCRELL, and Mr. MEEHAN.  
H.R. 1354: Mr. REYES.  
H.R. 1355: Mr. MCCOTTER.  
H.R. 1366: Mr. NEUGEBAUER, Mr. TIAHRT, Mr. GILLMOR, and Mr. GARRETT of New Jersey.  
H.R. 1381: Ms. WOOLSEY and Mr. KUCINICH.  
H.R. 1399: Mr. PEARCE, Mr. MAHONEY of Florida, Mr. BISHOP of Utah, Mr. RADANOVICH, Mr. CHABOT, Mr. GOODLATTE, Mr. EVERETT, Mr. BOUSTANY, Mr. MORAN of Kansas, Mr. TANNER, Mr. HILL, Mr. ORTIZ, Mr. KANJORSKI, Mr. BERRY, Mr. TAYLOR, Mr. CUELLAR, Mr. COOPER, Mrs. GILLIBRAND, Mr. SPACE, Mr. STUPAK, Mr. REYES, Mr. BACA, Mr. CRAMER, Mr. MCINTYRE, Mr. SHADEGG, Mr. WELDON of Florida, Mr. KIND, and Mr. ENGLISH of Pennsylvania.  
H.R. 1400: Mr. LEVIN, Mr. RODRIGUEZ, Mr. HAYES, Mr. JOHNSON of Illinois, Mr. CARDOZA, Mr. HODES, Mrs. MILLER of Michigan, Mr. BRALEY of Iowa, Mr. SOUDER, Mr. LIPINSKI, Mr. GOHMERT, and Mr. RUPPERSBERGER.  
H.R. 1418: Mrs. WILSON of New Mexico and Mr. PAYNE.  
H.R. 1419: Mr. CUMMINGS and Ms. ROYBAL-ALLARD.  
H.R. 1420: Mr. CAPUANO, Mr. LYNCH, Mr. MCGOVERN, and Mrs. MCCARTHY of New York.  
H.R. 1422: Mr. BARTLETT of Maryland.  
H.R. 1459: Mr. MEEK of Florida and Mr. LATHAM.  
H.R. 1461: Mr. CUMMINGS and Mr. HONDA.  
H.R. 1464: Mr. ABERCROMBIE.  
H.R. 1474: Mr. ROGERS of Kentucky, Mr. BOREN, Mr. GONZALEZ, Ms. SOLIS, Ms. ROYBAL-ALLARD, Mr. KUCINICH, Mrs. MUSGRAVE, Mrs. CAPITO, and Mr. SALI.  
H.R. 1475: Ms. MCCOLLUM of Minnesota and Mr. PASCRELL.  
H.R. 1506: Mr. LARSON of Connecticut, Mr. HALL of New York, Ms. CLARKE, Ms. BERKLEY, Mr. PASTOR, and Mrs. MCCARTHY of New York.  
H.R. 1507: Mrs. DAVIS of California.  
H.R. 1514: Mr. ALLEN and Ms. SCHAKOWSKY.  
H.R. 1535: Mr. JACKSON of Illinois.  
H.R. 1536: Mr. BOUCHER.  
H.R. 1537: Mr. CARNEY.  
H.R. 1540: Mr. NADLER.  
H.R. 1542: Mr. BERMAN.  
H.R. 1551: Mrs. LOWEY.  
H.R. 1552: Mr. WAMP, Mr. PORTER, Mr. WU, Mr. RYAN of Ohio, Mr. WICKER, Mr. WALDEN of Oregon, Mrs. JO ANN DAVIS of Virginia, Ms. ROS-LEHTINEN, Mr. COHEN, Mr. KING of New York, and Mr. DENT.  
H.R. 1576: Mr. PITTS and Mr. TIAHRT.  
H.R. 1584: Mr. KNOLLENBERG, Mr. SNYDER, Mr. PATRICK MURPHY of Pennsylvania, Mr. MCGOVERN, Mr. ROGERS of Michigan, Mr. SHIMKUS, Mr. CARNEY, Mr. LEWIS of Kentucky, Mr. WILSON of South Carolina, and Mr. ALEXANDER.  
H.R. 1589: Ms. SCHAKOWSKY, Mr. GERLACH, and Mr. SOUDER.  
H.R. 1610: Mr. CARNAHAN, Mr. GERLACH, Mr. BOOZMAN, Mr. PATRICK MURPHY of Pennsylvania, Ms. BALDWIN, Mrs. EMERSON, Mr. MCCOTTER, Mr. BOREN, Mr. WEXLER, and Ms. BERKLEY.  
H.R. 1614: Mr. CLAY, Mr. KAGEN, Mr. McNULTY, and Mr. NADLER.  
H.R. 1616: Mr. KUCINICH.  
H.R. 1629: Mr. GOODE and Ms. BERKLEY.  
H.R. 1644: Mrs. CAPPS, Mr. INSLEE, Mr. BAIRD, and Mr. GONZALEZ.  
H.R. 1647: Mr. PASCRELL, Mr. ALLEN, Mr. GRIJALVA, Mr. SALAZAR, Mr. SMITH of New Jersey, Mr. CAPUANO, Mr. OLVER, Mr. ROTHMAN, and Mrs. MCCARTHY of New York.  
H.R. 1649: Mr. TIAHRT.  
H.R. 1653: Ms. CARSON and Mr. SCOTT of Virginia.  
H.R. 1655: Ms. ROYBAL-ALLARD and Mr. PASCRELL.  
H.R. 1663: Mr. DOGGETT, Mr. DOYLE, Mr. NADLER, Ms. ZOE LOFGREN of California, Mrs. DAVIS of California, Mr. MURPHY of Connecticut, Mr. MCGOVERN, Ms. EDDIE BERNICE JOHNSON of Texas, Mr. CUMMINGS, Mr. RUSH, Ms. CORRINE BROWN of Florida, Mr. PASCRELL, and Mr. ABERCROMBIE.  
H.R. 1665: Mr. SALI and Mr. ENGLISH of Pennsylvania.  
H.R. 1688: Mr. GUTIERREZ, Mr. RYAN of Ohio, Ms. ROYBAL-ALLARD, and Mr. BOUCHER.  
H.R. 1705: Mr. CUMMINGS, Mr. ALTMIRE, and Ms. LEE.  
H.R. 1709: Mr. DELAHUNT.  
H.R. 1719: Mr. GRIJALVA and Ms. BALDWIN.  
H.R. 1727: Mr. WYNN, Mr. HONDA, Mr. WALDEN of Oregon, and Mr. LAMPSON.  
H.R. 1731: Ms. BALDWIN.  
H.R. 1735: Mr. ISSA.  
H.R. 1738: Mr. PICKERING and Mr. KING of New York.  
H.R. 1745: Ms. SOLIS, Mr. GONZALEZ, Mr. SIRES, Mr. BACA, Mr. CARDOZA, Mr. CUELLAR, Mr. GUTIERREZ, Mrs. NAPOLITANO, and Mr. SALAZAR.

- H.R. 1754: Mr. ALTMIRE, Mr. DEFazio, and Mr. CROWLEY.  
H.R. 1759: Mr. RANGEL.  
H.R. 1764: Mr. PAYNE.  
H.R. 1772: Mr. WAMP, Ms. EDDIE BERNICE JOHNSON of Texas, Mr. CARNEY, Ms. LEE, Mr. MORAN of Kansas, Mr. BARTLETT of Maryland, Mr. HARE, Mr. INSLEE, and Mrs. BIGGERT.  
H.R. 1776: Ms. SHEA-PORTER and Mr. LARSON of Connecticut.  
H.R. 1781: Mr. CHANDLER, Mr. HINOJOSA, Ms. MATSUI, and Mr. PICKERING.  
H.R. 1783: Mr. RYAN of Ohio.  
H.R. 1797: Mr. BARTLETT of Maryland.  
H.R. 1820: Mr. PASCARELL.  
H.R. 1821: Mr. MCHUGH.  
H.R. 1834: Mr. GILCHREST.  
H.R. 1840: Mr. PASTOR, Mr. ENGLISH of Pennsylvania, Mr. WALBERG, Mr. KING of New York, Mr. NADLER, and Mr. MCCOTTER.  
H.R. 1845: Mr. HINCHEY.  
H.R. 1866: Mr. FARR, Mr. POE, Mr. RYAN of Ohio, Mr. HASTINGS of Florida, Mr. PETERSON of Pennsylvania, and Ms. BERKLEY.  
H.R. 1871: Ms. GIFFORDS.  
H.R. 1876: Mrs. MCCARTHY of New York and Mr. PORTER.  
H.R. 1878: Ms. JACKSON-LEE of Texas.  
H.R. 1881: Mr. ELLISON, Mr. ALLEN, Mr. TIM MURPHY of Pennsylvania, and Mr. BOUCHER.  
H.R. 1884: Mr. WALSH of New York, Mr. ROSS, and Mr. PRICE of North Carolina.  
H.R. 1888: Mr. SHADEGG.  
H.R. 1892: Mr. TIM MURPHY of Pennsylvania.  
H.R. 1893: Ms. LEE.  
H.R. 1907: Mrs. JO ANN DAVIS of Virginia and Mr. KENNEDY.  
H.R. 1927: Mr. LARSON of Connecticut.  
H.R. 1937: Mr. ENGLISH of Pennsylvania, Mr. BUTTERFIELD, Mr. BOREN, Mr. GRAVES, Mr. BISHOP of Georgia, Mr. MARSHALL, and Mr. BERRY.  
H.R. 1940: Mr. HENSARLING.  
H.R. 1943: Mr. RUSH.  
H.R. 1944: Mr. MITCHELL and Ms. LEE.  
H.R. 1945: Ms. BALDWIN.  
H.R. 1956: Mr. MEEKS of New York.  
H.R. 1957: Ms. ZOE LOFGREN of California, Mr. BECERRA, and Mr. MCNERNEY.  
H.R. 1965: Mr. SPACE, Mr. JORDAN, and Mr. KAGEN.  
H.R. 1967: Mr. BOREN.  
H.R. 1971: Mr. CUELLAR, Mr. MCNERNEY, and Mr. SALAZAR.  
H.R. 1975: Ms. LEE and Mr. LEWIS of Georgia.  
H.R. 1983: Mr. ROGERS of Kentucky and Mr. ROSS.  
H.R. 1992: Mr. CARNAHAN, Mrs. JONES of Ohio, Mr. THOMPSON of Mississippi, Mr. DINGELL, Ms. CLARKE, and Ms. BALDWIN.  
H.R. 2001: Ms. BALDWIN.  
H.R. 2015: Mr. LANTOS.  
H.R. 2036: Ms. LEE.  
H.R. 2046: Mr. MCDERMOTT and Mr. PERLMUTTER.  
H.R. 2049: Mr. PASTOR and Ms. SCHAKOWSKY.  
H.R. 2050: Mr. McNULTY.  
H.R. 2053: Mr. GORDON, Mr. GRIJALVA, Mr. POE, Mr. FARR, Mr. CANTOR, Mr. HONDA, Mr. BACA, Mr. DAVID DAVIS of Tennessee, Mr. BOREN, Mr. CAMPBELL of California, Ms. BERKLEY, Mr. PORTER, and Mr. BOUSTANY.  
H.R. 2054: Mr. LOEBSACK, Mr. MCHUGH, and Mr. PETERSON of Minnesota.  
H.R. 2060: Mr. SMITH of Washington, Ms. DELAULO, and Mr. WYNN.  
H.R. 2062: Mr. HASTINGS of Florida, Ms. CLARKE, and Mr. BRADY of Pennsylvania.  
H.R. 2102: Mr. UPTON, Mr. FERGUSON, and Mr. WALSH of New York.  
H.R. 2103: Mr. TIERNEY, Mr. HINOJOSA, Ms. HIRONO, Mr. WAXMAN, Mr. MCNERNEY, and Mr. PORTER.  
H.R. 2104: Mr. POE, Mr. FORBES, and Mr. GARY G. MILLER of California.  
H.R. 2108: Mr. DELAHUNT and Mr. TIERNEY.  
H.R. 2114: Mrs. MCCARTHY of New York.  
H.R. 2122: Mr. GRIJALVA, Mrs. CAPPS, and Mr. CONYERS.  
H.R. 2129: Mr. LYNCH, Mr. NEAL of Massachusetts, Mr. MEEHAN, Mr. DELAHUNT, Ms. MATSUI, Ms. SUTTON, Ms. ZOE LOFGREN of California, Mr. BECERRA, Mr. PRICE of North Carolina, Mr. ELLISON, Mr. KUCINICH, Ms. CLARKE, Mr. MORAN of Virginia, Mr. KENNEDY, Mr. TIERNEY, Mr. WILSON of Ohio, Mr. BUTTERFIELD, Mr. CAPUANO, Mr. LARSON of Connecticut, Mr. COHEN, Mr. HOLT, Mr. DAVIS of Illinois, Ms. HOOLEY, Ms. MCCOLLUM of Minnesota, Mr. MICHAUD, Mr. NADLER, Mrs. CHRISTENSEN, Ms. VELÁZQUEZ, Ms. SOLIS, Mr. WEINER, Mr. OBERSTAR, Ms. BORDALLO, Mr. DAVIS of Alabama, and Ms. DELAULO.  
H.R. 2131: Mr. MCINTYRE, Mr. RAHALL, and Mr. HOLDEN.  
H.R. 2132: Mr. PRICE of North Carolina and Mr. ROSS.  
H.R. 2138: Mr. HONDA, Mr. MURPHY of Connecticut, and Mr. SCHIFF.  
H.R. 2139: Ms. CARSON and Mr. HINCHEY.  
H.R. 2141: Mr. LUCAS.  
H.R. 2144: Mr. FERGUSON.  
H.R. 2163: Mr. RYAN of Wisconsin, Mr. REYNOLDS, and Mr. PICKERING.  
H.R. 2164: Mr. ROSS.  
H.R. 2167: Mrs. MCCARTHY of New York.  
H.R. 2192: Mr. MURPHY of Connecticut, Mr. CUMMINGS, and Mr. FILNER.  
H.R. 2197: Mr. WILSON of Ohio, Mrs. SCHMIDT, Mr. RYAN of Ohio, and Ms. SUTTON.  
H.R. 2208: Mr. DAVID DAVIS of Tennessee.  
H.R. 2215: Ms. MATSUI and Ms. SCHAKOWSKY.  
H.R. 2221: Mr. SMITH of Washington.  
H.R. 2231: Mr. GORDON.  
H.R. 2234: Mr. SOUDER, Mr. GRIJALVA, Mr. MCDERMOTT, and Mr. DOGGETT.  
H.R. 2238: Mr. BURTON of Indiana.  
H.R. 2244: Mr. BOREN.  
H.R. 2253: Mr. DOOLITTLE and Mr. HUNTER.  
H.R. 2262: Mr. HINCHEY, Mrs. CHRISTENSEN, Mr. GEORGE MILLER of California, Mr. MARKEY, Mr. INSLEE, Mr. GRIJALVA, and Mr. MORAN of Virginia.  
H.R. 2265: Ms. MCCOLLUM of Minnesota.  
H.R. 2266: Mr. BERMAN, Mr. MORAN of Virginia, and Mr. BOUCHER.  
H.R. 2280: Mr. ENGLISH of Pennsylvania, Mrs. MCMORRIS RODGERS, Mr. BURTON of Indiana, Mr. PAUL, Mr. TERRY, and Ms. HERSETH SANDLIN.  
H.R. 2287: Mr. TURNER and Mr. POE.  
H.R. 2291: Mr. TIAHRT and Mr. SMITH of New Jersey.  
H.R. 2295: Mr. ARCURI, Mr. JACKSON of Illinois, Mrs. GILLIBRAND, Mr. TIM MURPHY of Pennsylvania, Mr. WICKER, Mrs. DRAKE, and Mrs. CAPITO.  
H.R. 2303: Ms. CLARKE.  
H.R. 2313: Mr. HONDA and Mr. DEFazio.  
H.R. 2315: Mr. MCINTYRE, Mr. OBEY, Mr. TIAHRT, and Mr. SPACE.  
H.R. 2327: Mr. HINCHEY, Mr. MCNERNEY, Mr. SIREN, and Mr. SMITH of New Jersey.  
H.R. 2329: Mr. TIM MURPHY of Pennsylvania.  
H.R. 2330: Mr. SOUDER, Mr. WOLF, and Mr. TIAHRT.  
H.R. 2335: Mrs. BIGGERT.  
H.R. 2337: Mr. GRIJALVA, Mrs. NAPOLITANO, Mrs. CHRISTENSEN, Mr. HINCHEY, Ms. BORDALLO, Mr. INSLEE, and Mr. BACA.  
H.R. 2347: Mr. MARSHALL.  
H.R. 2352: Mr. BLUMENAUER and Mrs. LOWEY.  
H.R. 2353: Mr. ABERCROMBIE, Mr. HIGGINS, Mr. GORDON, Mr. MCCOTTER, Mr. McNULTY, Mr. PRICE of North Carolina, Mr. DOGGETT, Mr. PORTER, Mrs. JO ANN DAVIS of Virginia, Mr. FILNER, Mr. PICKERING, Mr. LATOURETTE, and Mrs. LOWEY.  
H.R. 2357: Ms. KILPATRICK.  
H.R. 2361: Mr. MICHAUD, Mr. WEXLER, Ms. LINDA T. SÁNCHEZ of California, and Mr. ROTHMAN.  
H.R. 2365: Mr. CHANDLER, Mr. ABERCROMBIE, Ms. BERKLEY, Mr. DAVIS of Alabama, Mr. BURTON of Indiana, and Mr. BISHOP of Utah.  
H.R. 2366: Mr. BRALEY of Iowa, Mr. BARTLETT of Maryland, Mr. GRAVES, Mr. DAVID DAVIS of Tennessee, Mr. JEFFERSON, Mr. GONZALEZ, Mr. CUELLAR, Mr. LIPINSKI, Ms. CLARKE, Mr. ALTMIRE, Mr. GRIJALVA, Mr. JOHNSON of Georgia, and Ms. GINNY BROWN-WAITE of Florida.  
H.R. 2367: Mrs. MCCARTHY of New York, Mr. KIRK, and Mr. PAYNE.  
H.R. 2371: Mr. FILNER and Mr. PASTOR.  
H.R. 2380: Mr. JORDAN, Mrs. JO ANN DAVIS of Virginia, Mr. SMITH of Texas, Mr. BOREN, Mr. CALVERT, Mr. MATHESON, Mr. BARRETT of South Carolina, and Mr. MCINTYRE.  
H.R. 2401: Ms. CORRINE BROWN of Florida, Mr. FARR, Mr. THOMPSON of Mississippi, and Ms. JACKSON-LEE of Texas.  
H.R. 2417: Mr. KAGEN.  
H.R. 2432: Mr. BUYER, Mr. GARRETT of New Jersey, and Mr. HALL of Texas.  
H.R. 2434: Mrs. CHRISTENSEN.  
H.R. 2435: Ms. ROYBAL-ALLARD and Mr. BERMAN.  
H.R. 2443: Mr. MANZULLO, Mr. LINCOLN DIAZ-BALART of Florida, Mr. CHANDLER, Mr. GERLACH, and Mrs. LOWEY.  
H.R. 2446: Mr. ACKERMAN.  
H.R. 2457: Mr. PRICE of North Carolina.  
H.R. 2458: Mr. GORDON.  
H.R. 2460: Mr. KING of New York.  
H.J. Res. 12: Mr. BOSWELL, Mr. MCHUGH, Mr. RAMSTAD, Mr. COBLE, and Mr. MICHAUD.  
H. Con. Res. 21: Mr. GOHMERT and Mr. LATOURETTE.  
H. Con. Res. 75: Mr. RANGEL and Ms. JACKSON-LEE of Texas.  
H. Con. Res. 85: Mr. OLVER and Ms. DELAULO.  
H. Con. Res. 87: Mr. JACKSON of Illinois and Mr. HONDA.  
H. Con. Res. 94: Mr. THOMPSON of California.  
H. Con. Res. 102: Mr. McNULTY and Mr. PASCARELL.  
H. Con. Res. 104: Ms. MATSUI.  
H. Con. Res. 122: Mr. LIPINSKI, Mr. OLVER, and Ms. BALDWIN.  
H. Con. Res. 125: Mr. KIRK, Mr. PETERSON of Pennsylvania, and Mr. BONNER.  
H. Con. Res. 131: Mr. BAKER, Mr. GERLACH, Mrs. DRAKE, Mr. RADANOVICH, Mr. CRENSHAW, and Mrs. BACHMANN.  
H. Con. Res. 142: Ms. LORETTA SANCHEZ of California, and Mr. KING of New York.  
H. Con. Res. 147: Mr. COSTA, Mr. ALLEN, Mr. WOLF, Mr. EHLERS, Mr. UDALL of Colorado, Mr. GILCHREST, Mr. VAN HOLLEN, Mr. FORTUÑO, and Mr. SAXTON.  
H. Con. Res. 148: Mr. WAXMAN, Mr. LANTOS, Mr. KUCINICH, Mr. TIERNEY, Mr. CLAY, Ms. MCCOLLUM of Minnesota, Mr. RODRIGUEZ, and Mr. ELLISON.  
H. Res. 54: Mr. LAMBORN.  
H. Res. 106: Mr. LARSON of Connecticut.  
H. Res. 111: Mr. LOBLONDO, Mr. FEENEY, Mr. WEXLER, and Mr. ADERHOLT.  
H. Res. 118: Mr. JACKSON of Illinois and Mr. HASTINGS of Florida.  
H. Res. 123: Mr. MURTHA.  
H. Res. 127: Mr. BROWN of South Carolina and Mr. PEARCE.  
H. Res. 146: Mr. RANGEL, and Mr. GENE GREEN of Texas.  
H. Res. 148: Ms. ESHOO.  
H. Res. 154: Mr. CUELLAR, Mr. WAMP, Mr. SALLI, Mr. BRADY of Pennsylvania, and Mr. DAVID DAVIS of Tennessee.  
H. Res. 194: Mr. LARSON of Connecticut, Mr. ETHERIDGE, Mr. CUELLAR, Ms. BERKLEY, Mr. COSTELLO, Mr. WEINER, Mr. FARR, Mr. CROWLEY, and Mr. DELAHUNT.  
H. Res. 231: Mr. RAMSTAD.  
H. Res. 233: Mrs. DRAKE.  
H. Res. 251: Mr. SCHIFF, Mr. AL GREEN of Texas, Mr. CLYBURN, Mrs. JONES of Ohio, and Mr. ALLEN.

H. Res. 257: Ms. ROYBAL-ALLARD, Mr. ELLISON, Mr. MITCHELL, and Mr. BARTLETT of Maryland.

H. Res. 287: Mr. SOUDER, Mr. MARKEY, and Mr. PASCRELL.

H. Res. 259: Mrs. BOYDA of Kansas.

H. Res. 282: Mr. POE, Mr. REYES, Mr. PATRICK MURPHY of Pennsylvania, Ms. KAPTUR, and Mrs. GILLIBRAND.

H. Res. 287: Mr. MCNERNEY.

H. Res. 294: Mr. POE, Ms. WOOLSEY, Ms. NORTON, Mr. ROYCE, and Mr. BOOZMAN.

H. Res. 295: Mr. MORAN of Virginia.

H. Res. 303: Mr. MCNULTY.

H. Res. 341: Mr. COHEN.

H. Res. 345: Mr. DINGELL.

H. Res. 351: Mr. FORBES.

H. Res. 361: Mr. WILSON of South Carolina, Ms. NORTON, Mr. CALVERT, Mr. RUSH, Mr. MCDERMOTT, Mr. STARK, Mr. BOOZMAN, Mr. THOMPSON of Mississippi, Ms. BERKLEY, Mr. WATT, Mr. COHEN, Mr. MEEK of Florida, Mr. MORAN of Virginia, Mr. SCOTT of Virginia, Mr. BARTLETT of Maryland, Mr. CROWLEY, Mr. BLUMENAUER, Mr. LEWIS of California, Ms. ROS-LEHTINEN, Mr. ABERCROMBIE, Mr. MEEHAN, Mr. KNOLLENBERG, Mr. KENNEDY, Mr. JOHNSON of Georgia, Ms. MOORE of Wisconsin, Ms. CARSON, Mr. MCNULTY, Ms. ROYAL-ALLARD, Ms. VELÁZQUEZ, Mr. ISRAEL, Mr. HINCHEY, Mr. WU, Ms. SCHAKOWSKY, Ms. BALDWIN, Mr. TAYLOR, Mr. SCOTT of Georgia, Mr. COSTA, Mr. CARDOZA, Mr. DANIEL E. LUNGREN of California, Mr. JEFFERSON, Mr. DREIER, Mr. SESSIONS, Mr. ENGLISH of Pennsylvania, Mr. HALL of New York, Mrs. MYRICK, Mr. ROHRBACHER, and Mrs. EMERSON.

H. Res. 397: Mr. LIPINSKI.

H. Res. 407: Mr. FORTUÑO.

H. Res. 416: Mr. MCCARTHY of California, Mr. GOHMERT, Mr. SALLI, Mr. CAMP of Michigan, and Mr. GARY G. MILLER of California.

H. Res. 417: Mr. BERMAN.

H. Res. 422: Mr. VAN HOLLEN, Mr. MICHAUD, Mr. PETERSON of Minnesota, Mr. GUTIERREZ, Ms. BORDALLO, Ms. JACKSON-LEE of Texas, Ms. MATSUI, Mr. FATTAH, Mr. MCNERNEY, Ms. NORTON, Mr. NADLER, Ms. CORRINE BROWN of Florida, Mr. BUTTERFIELD, and Ms. SCHAKOWSKY.

H. Res. 423: Mr. EHLERS.

H. Res. 424: Mr. MORAN of Virginia, Mr. WOLF, Mr. MCNULTY, and Mr. RANGEL.

H. Res. 425: Mr. MCDERMOTT.

H. Res. 426: Mr. HONDA, Ms. BORDALLO, Mr. CLAY, and Mr. STARK.

#### 74.37 DELETIONS OF SPONSORS FROM PUBLIC BILLS AND RESOLUTIONS

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

H. Res. 417: Mr. BECERRA.

### TUESDAY, JUNE 5, 2007 (75)

#### 75.1 APPOINTMENT OF SPEAKER PRO TEMPORE

The House was called to order by the SPEAKER pro tempore, Mr. Lincoln DAVIS of Tennessee, who laid before the House the following communication:

WASHINGTON, DC,  
June 5, 2007.

I hereby appoint the Honorable LINCOLN DAVIS to act as Speaker pro tempore on this day.

NANCY PELOSI,  
Speaker of the House of Representatives.

#### 75.2 APPROVAL OF THE JOURNAL

The SPEAKER pro tempore, Mr. Lincoln DAVIS of Tennessee, announced

he had examined and approved the Journal of the proceedings of Thursday, May 24, 2007.

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

#### 75.3 COMMUNICATIONS

Executive and other communications, pursuant to clause 8, rule XII, were referred as follows:

1993. A letter from the Acting Deputy Chief of Legislative Affairs, Department of the Navy, Department of Defense, transmitting Notice of the decision of a public-private competition of Department of Navy military space operations services, pursuant to 10 U.S.C. 2462; to the Committee on Armed Services.

1994. A letter from the Director, Pentagon Renovation Program, Department of Defense, transmitting the Department's certification that the total cost for the planning, design, construction and installation of equipment for the renovation of wedges 2 through 5 of the Pentagon, cumulatively, will not exceed four times the total cost for the planning, design, construction, and installation of equipment for the renovation of wedge 1, pursuant to 10 U.S.C. 2674 Public Law 108-87, section 8055(a); to the Committee on Armed Services.

1995. A letter from the Principal Deputy Under Secretary for Policy, Department of Defense, transmitting the Department's 2007 annual report pursuant to Section 234 of the National Defense Authorization Act of Fiscal Year 1998, Pub. L. 105-85, pursuant to 50 U.S.C. 2367; to the Committee on Armed Services.

1996. A letter from the Secretary, Department of Defense, transmitting a letter on the approved retirement Vice Admiral Barry M. Costello, United States Navy, and his advancement to the grade of vice admiral on the retired list; to the Committee on Armed Services.

1997. A letter from the Deputy Secretary, Department of Defense, transmitting the Department's annual report on the National Guard Counterdrug Schools for FY 2006, pursuant to Public Law 109-469, section 901(f); to the Committee on Armed Services.

1998. A letter from the Deputy Secretary, Department of Defense, transmitting the Department's notification of payment-in-kind compensation negotiated with the United Kingdom for the return of U.S.-funded housing and improvements in Bentwaters, Bishop's Green, Blackbushe, Burtonwood, Caversfield, Chicksands, Clayhill, Greenham Common, Sculthorpe, Upper Hayford, Welford, and Woodbridge, pursuant to Public Law 101-510, section 2921(g); to the Committee on Armed Services.

1999. A letter from the Secretary of the Commission, Federal Trade Commission, transmitting the Commission's final rule — Disclosure Requirements and Prohibitions Concerning Franchising Disclosure Requirements and Prohibitions Concerning Business Opportunities — received May 24, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

2000. A letter from the Director, Defense Security Cooperation Agency, transmitting pursuant to the reporting requirements of Section 36(b)(1) of the Arms Export Control Act, as amended, Transmittal No. 07-29, concerning the Department of the Army's proposed Letter(s) of Offer and Acceptance to Iraq for defense articles and services, pursuant to 22 U.S.C. 2776(a); to the Committee on Foreign Affairs.

2001. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting the Department's report on the activities of the Multinational Force and Ob-

servers (MFO) and U.S. participation in that organization for the period January 16, 2006, to January 15, 2007, pursuant to Public Law 97-132, section 6; to the Committee on Foreign Affairs.

2002. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting a six-month periodic report on the national emergency with respect to the proliferation of weapons of mass destruction that was declared in Executive Order 12938 of November 14, 1994, pursuant to 50 U.S.C. 1641(c); to the Committee on Foreign Affairs.

2003. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting certification for FY 2007 that no United Nations organization or United Nations affiliated agency grants and official status, accreditation, or recognition to any organization which promotes, condones, or seeks the legalization of pedophilia, or which includes as a subsidiary or member any such organization, pursuant to Public Law 103-236, section 102(g); to the Committee on Foreign Affairs.

2004. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting the Secretary's determination that five countries are not cooperating fully with U.S. antiterrorism efforts: Cuba, Iran, North Korea, Syria, and Venezuela, pursuant to 22 U.S.C. 2781; to the Committee on Foreign Affairs.

2005. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting pursuant to section 36(c) of the Arms Export Control Act, certification regarding the proposed license for the export of defense articles and services to the Government of Japan (Transmittal No. DDTC 012-07); to the Committee on Foreign Affairs.

2006. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting pursuant to section 36(c) of the Arms Export Control Act, certification regarding the proposed manufacturing license agreement for the manufacture of defense articles to the Government of Israel (Transmittal No. DDTC 020-07); to the Committee on Foreign Affairs.

2007. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting pursuant to section 36(c) of the Arms Export Control Act, certification regarding the proposed technical assistant agreement for the export of technical data, defense services and defense articles to the Government of the Netherlands (Transmittal No. DDTC 030-07); to the Committee on Foreign Affairs.

2008. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting a proposed removal from the United States Munitions List of the Category XV — Spacecraft Systems and Associated Equipment of radiation-hardened microelectronic circuits, pursuant to Section 38(f) of the Arms Export Control Act; to the Committee on Foreign Affairs.

2009. A letter from the Chairman of the Board, Pension Benefit Guaranty Corporation, transmitting the Annual Report of the Corporation, which includes the Corporation's operational and financial results as of September 30, 2006, pursuant to 29 U.S.C. 1308; to the Committee on Oversight and Government Reform.

2010. A letter from the Senior Vice President and Chief Financial Officer, Potomac Electric Power Company, transmitting a copy of the Balance Sheet of Potomac Electric Power Company as of December 31, 2006, pursuant to D.C. Code section 43-513; to the Committee on Oversight and Government Reform.

2011. A letter from the Chairman, Board of Governors of the Federal Reserve System, transmitting the semiannual report on the activities of the Office of Inspector General

for the six-month period ending March 31, 2007, pursuant to 5 U.S.C. app. (Insp. Gen. Act) section 5(b); to the Committee on Oversight and Government Reform.

2012. A letter from the Chairman, U.S. Parole Commission, Department of Justice, transmitting a copy of the annual report in compliance with the Government in the Sunshine Act for the calendar year 2006, pursuant to 5 U.S.C. 552b(j); to the Committee on Oversight and Government Reform.

2013. A letter from the Administrator, National Aeronautics and Space Administration, transmitting the semiannual report of the Inspector General of the National Aeronautics and Space Administration for the period ending March 31, 2007; to the Committee on Oversight and Government Reform.

2014. A letter from the Chairman, National Capital Planning Commission, transmitting the Commission's annual reports for FY 2006 prepared in accordance with the Notification and Federal Employee Antidiscrimination and Retaliation Act of 2002 (No FEAR Act); to the Committee on Oversight and Government Reform.

2015. A letter from the Director, Office of Federal Housing Enterprise Oversight, transmitting a copy of the Office's Notification and Federal Employee Anti-Discrimination and Retaliation (No FEAR) Act Annual Report, dated March 30, 2007; to the Committee on Oversight and Government Reform.

2016. A letter from the Director, Office of Personnel Management, transmitting the Office's final rule — Federal Long Term Care Insurance Program: Miscellaneous Changes, Corrections, and Clarifications (RIN: 3206-AK99) received March 22, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Oversight and Government Reform.

2017. A letter from the Director, Office of Personnel Management, transmitting the Office's final rule — Veterans' Preference (RIN: 3206-AL00) received March 22, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Oversight and Government Reform.

2018. A letter from the Director, Office of Personnel Management, transmitting the Office's final rule — Employment in the Senior Executive Service, Restoration to Duty from Uniformed Service of Compensable Injury, Pay Administration (General), and Pay Administration under the Fair Labor Standards Act; Miscellaneous Changes to Pay and Leave Rules (RIN: 3206-AL21) received March 22, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Oversight and Government Reform.

2019. A letter from the Office of the Special Counsel, transmitting the Office's Fiscal Year 2006 Annual Report, pursuant to 5 U.S.C. 1218; to the Committee on Oversight and Government Reform.

2020. A letter from the Administrator, Department of Labor, transmitting the Department's final rule — Labor Certification for the Permanent Employment of Aliens in the United States; Reducing the Incentives and Opportunities for Fraud and Abuse and Enhancing Program Integrity (RIN: 1205-AB42) received May 23, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on the Judiciary.

2021. A letter from the Acting Assistant Administrator for Procurement, National Aeronautics and Space Administration, transmitting the Administration's final rule — Security Requirements for Unclassified Information Technology (IT) Resources (RIN: 2700-AD26) received May 21, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Science and Technology.

2022. A letter from the Chief, Publications and Regulations Branch, Internal Revenue Service, transmitting the Service's final rule — Calculation of QPAI and W-2 wages by pass-thru entities under 199 (Rev. Proc. 2007-34) received May 17, 2007, pursuant to 5 U.S.C.

801(a)(1)(A); to the Committee on Ways and Means.

2023. A letter from the Chief, Publications and Regulations Branch, Internal Revenue Service, transmitting the Service's final rule — 26 CFR 601.105: Examinations of returns and claims for refund, credit or abatement; determination of correct tax liability. (Also Part 1, 199; 1.199-1 through 1.99-9, 1.199-3T, 1.199-5T, 1.199-7T, 1.199-8T.) (Rev. Proc. 2007-35) received May 17, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

2024. A letter from the Chief, Publications and Regulations Branch, Internal Revenue Service, transmitting the Service's final rule — 26 CFR 601.602: Tax forms and instructions. (Also: Part 1, 1, 223.) (Rev. Proc. 2007-36) received May 17, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

2025. A letter from the Branch Chief, Publications and Regulations Branch, Internal Revenue Service, transmitting the Service's final rule — Credit for New Qualified Heavy-Duty Hybrid Motor Vehicles [Notice 2007-46] received May 17, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

2026. A letter from the Chief, Publications and Regulations Branch, Internal Revenue Service, transmitting the Service's final rule — Section 482.—Allocation of Income and Deductions Among Taxpayers (Rev. Rul. 2007-35) received May 17, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

2027. A letter from the Chief, Publications and Regulations Branch, Internal Revenue Service, transmitting the Service's final rule — Section 199.—Income Attributable to Domestic Production Activities (Rev. Rul. 2007-30) received May 7, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

2028. A letter from the Chief, Publications and Regulations Branch, Internal Revenue Service, transmitting the Service's final rule — Section 118.—Contributions to the Capital of a Corporation (Rev. Rul. 2007-31) received May 7, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

2029. A letter from the Chief, Publications and Regulations Branch, Internal Revenue Service, transmitting the Service's final rule — Deductibility of Lodging Expenses [Notice 2007-47] received May 24, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

2030. A letter from the Chief, Publications and Regulations Branch, Internal Revenue Service, transmitting the Service's final rule — Distributions from a Pension Plan upon Attainment of Normal Retirement Age [TD 9325] (RIN: 1545-BD23) received May 24, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

2031. A letter from the Chief, Publications and Regulations Branch, Internal Revenue Service, transmitting the Service's final rule — Section 1221.—Capital Asset Defined (Rev. Rul. 2007-37) received May 24, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

¶75.4 COMMUNICATION FROM THE CLERK—MESSAGE FROM THE SENATE

The SPEAKER pro tempore, Mr. Lincoln DAVIS of Tennessee, laid before the House a communication, which was read as follows:

OFFICE OF THE CLERK,  
HOUSE OF REPRESENTATIVES,  
Washington, DC, May 25, 2007.

Hon. NANCY PELOSI,  
*The Speaker, House of Representatives,*  
Washington, DC.

DEAR MADAM SPEAKER: Pursuant to the permission granted in Clause 2(h) of Rule II

of the Rules of the U.S. House of Representatives, the Clerk received the following message from the Secretary of the Senate on May 25, 2007, at 9:00 am:

That the Senate concurs in the House amendment to the Senate amendment to the bill H.R. 2206.

That the Senate passed without amendment H.R. 1676.

That the Senate passed without amendment H.R. 1675.

That the Senate passed without amendment H. Con. Res. 158.

That the Senate passed S. 231.

That the Senate passed S. Con. Res. 32.

With best wishes, I am,

Sincerely,  
LORRAINE C. MILLER,  
*Clerk of the House.*

¶75.5 COMMITTEE RESIGNATION— MAJORITY

The SPEAKER pro tempore, Mr. Lincoln DAVIS of Tennessee, laid before the House the following communication, which was read as follows:

WASHINGTON, DC,  
June 5, 2007.

Hon. NANCY PELOSI,  
*The Speaker, House of Representatives,*  
Washington, DC.

DEAR SPEAKER PELOSI: In the light of recent developments in a legal matter involving me in the Eastern District of Virginia, I hereby request a leave from my duties as a Member of the House Small Business Committee pending my successful conclusion of that matter.

In doing so, I, of course, express no admission of guilt or culpability in that or any other matter that may be pending in any court or before the House of Representatives. I have supported every ethics and lobbying reform measure that you and our Democratic Majority have authored, and I make this request for leave to support the letter and the spirit of your leadership in this area.

Sincerely,  
WILLIAM J. JEFFERSON.

By unanimous consent, the resignation was accepted.

¶75.6 INVESTIGATIVE SUBCOMMITTEES OF THE COMMITTEE ON STANDARDS OF OFFICIAL CONDUCT

The SPEAKER pro tempore, Mr. Lincoln DAVIS of Tennessee, pursuant to clause 5(a)(4)(A) of rule X, and the order of the House of January 4, 2007, announced that the Speaker named the following Members of the House to be available to serve on Investigative Subcommittees of the Committee on Standards of Official Conduct for the 110th Congress: Ms. BALDWIN, Messrs. CROWLEY, ELLISON, HONDA, INSLEE, Ms. LEE, Mr. MEEKS of New York, Mrs. NAPOLITANO, Messrs. ROTHMAN, and SNYDER.

*Ordered,* That the Clerk notify the Senate of the foregoing appointments.

¶75.7 COMMUNICATION FROM THE CLERK—MESSAGE FROM THE SENATE

The SPEAKER pro tempore, Mr. Lincoln DAVIS of Tennessee, laid before the House a communication, which was read as follows:

OFFICE OF THE CLERK,  
HOUSE OF REPRESENTATIVES,  
Washington, DC, May 25, 2007.

Hon. NANCY PELOSI,  
The Speaker, House of Representatives,  
Washington, DC.

DEAR MADAM SPEAKER: Pursuant to the permission granted in Clause 2(h) of Rule II of the Rules of the U.S. House of Representatives, the Clerk received the following message from the Secretary of the Senate on May 25, 2007, at 3:45 pm:

That the Senate passed S. 398.

That the Senate passed S. 1537.

With best wishes, I am,

Sincerely,

LORRAINE C. MILLER,  
Clerk of the House.

#### ¶75.8 ENROLLED BILLS SIGNED

The SPEAKER pro tempore, Mr. Lincoln DAVIS of Tennessee, announced that pursuant to clause 4, rule I, the Speaker signed the following enrolled bills on Friday, May 25, 2007:

H.R. 414. An Act to designate the facility of the United States Postal Service located at 60 Calle McKinley, West in Mayaguez, Puerto Rico, as the "Miguel Angel Garcia Mendez Post Office Building".D10

H.R. 437. An Act to designate the facility of the United States Postal Service located at 500 West Eisenhower Street in Rio Grande City, Texas, as the "Lino Perez, Jr. Post Office".

H.R. 625. An Act to designate the facility of the United States Postal Service located at 4230 Maine Avenue in Baldwin Park, California, as the "Atanacio Haro-Marin Post Office".

H.R. 1402. An Act to designate the facility of the United States Postal Service located at 320 South Lecanto Highway in Lecanto, Florida, as the "Sergeant Dennis J. Flanagan Lecanto Post Office Building".

H.R. 2080. An Act to amend the District of Columbia Home Rule Act to conform to the District Charter to revisions made by the Council of the District of Columbia relating to public education.

H.R. 2206. An Act making emergency supplemental appropriations and additional supplemental appropriations for agricultural and other emergency assistance for the fiscal year ending September 30, 2007, and for other purposes.

S. 214. An Act to amend chapter 35 of title 28, United States Code to preserve the independence of United States attorneys.

S. 1104. An Act to increase the number of Iraqi and Afghani translators and interpreters who may be admitted to the United States as special immigrants, and for other purposes.

#### ¶75.9 COMMUNICATION REGARDING SUBPOENA

The SPEAKER pro tempore, Mr. Lincoln DAVIS of Tennessee, laid before the House the following communication from John Shettle, Constituent Services Representative, office of the Honorable Michael R. Pence:

HOUSE OF REPRESENTATIVES,  
Washington, DC, May 21, 2007.

Hon. NANCY PELOSI,  
The Speaker, House of Representatives,  
Washington, DC.

DEAR MADAM SPEAKER: This is to notify you formally, pursuant to Rule VIII of the Rules of the House of Representatives, that I have received a subpoena for testimony issued by the Superior Court of Madison County, Indiana.

After consultation with the Office of General Counsel, I have determined that compliance with the subpoena is inconsistent with the precedents and privileges of the House.

Sincerely,

JOHN SHETTLE,

Constituent Services Representative.

#### ¶75.10 NATIONAL TRAILS DAY

Mrs. CHRISTENSEN moved to suspend the rules and agree to the following resolution (H. Res. 401):

Whereas June 2, 2007, is observed as National Trails Day;

Whereas there are over 200,000 miles of trails in the United States, providing access to public lands for recreational and educational opportunities;

Whereas trails enrich communities throughout the United States by helping to protect habitats, watersheds, and cultural and historic artifacts;

Whereas 72.1 percent of all Americans age 16 and older participate in at least one of twenty-two designated outdoor activities, including hiking, backpacking, and trail running;

Whereas National Trails Day events take place in all 50 States, the District of Columbia, Puerto Rico, Guam, and the United States Virgin Islands to celebrate trails, recognize volunteers, and maintain local trails;

Whereas thousands of volunteers and event coordinators throughout the United States make National Trails Day events possible; and

Whereas 2007 is the 15th Anniversary Celebration of National Trails Day: Now, therefore, be it

Resolved, That the House of Representatives—

(1) supports the goals and ideals of National Trails Day; and

(2) honors the contributions National Trails Day has made to inspire the public and trail enthusiasts to discover, learn about, maintain, and celebrate trails.

The SPEAKER pro tempore, Mr. Lincoln DAVIS of Tennessee, recognized Mrs. CHRISTENSEN and Mr. CANNON, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and agree to said resolution?

The SPEAKER pro tempore, Mr. Lincoln DAVIS of Tennessee, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said resolution was agreed to.

A motion to reconsider the vote whereby the rules were suspended and said resolution was agreed to was, by unanimous consent, laid on the table.

#### ¶75.11 NATIONAL MUSEUM OF WILDLIFE ART

Mrs. CHRISTENSEN moved to suspend the rules and agree to the following concurrent resolution (H. Con. Res. 116):

Whereas the National Museum of Wildlife Art in Jackson, Wyoming, is devoted to inspiring global recognition of fine art related to nature and wildlife;

Whereas the National Museum of Wildlife Art is an excellent example of a thematic museum that strives to unify the humanities and sciences into a coherent body of knowledge through art;

Whereas the National Museum of Wildlife Art, which was founded in 1987 with a private

gift of a collection of art, has grown in stature and importance and is recognized today as the world's premier museum of wildlife art;

Whereas the National Museum of Wildlife Art is the only public museum in the United States with the mission of enriching and inspiring public appreciation and knowledge of fine art, while exploring the relationship between humanity and nature by collecting fine art focused on wildlife;

Whereas the National Museum of Wildlife Art is housed in an architecturally significant and award-winning 51,000-square foot facility that overlooks the 28,000-acre National Elk Refuge and is adjacent to the Grand Teton National Park;

Whereas the National Museum of Wildlife Art is accredited with the American Association of Museums, continues to grow in national recognition and importance with members from every State, and has a Board of Trustees and a National Advisory Board composed of major benefactors and leaders in the arts and sciences from throughout the United States;

Whereas the permanent collection of the National Museum of Wildlife Art has grown to more than 3,000 works by important historic American artists including Edward Hicks, Anna Hyatt Huntington, Charles M. Russell, William Merritt Chase, and Alexander Calder, and contemporary American artists, including Steve Kestrel, Bart Walter, Nancy Howe, John Nieto, and Jamie Wyeth;

Whereas the National Museum of Wildlife Art is a destination attraction in the Western United States with annual attendance of 92,000 visitors from all over the world and an award-winning website that receives more than 10,000 visits per week;

Whereas the National Museum of Wildlife Art seeks to educate a diverse audience through collecting fine art focused on wildlife, presenting exceptional exhibitions, providing community, regional, national, and international outreach, and presenting extensive educational programming for adults and children; and

Whereas a great opportunity exists to use the invaluable resources of the National Museum of Wildlife Art to teach the schoolchildren of the United States, through onsite visits, traveling exhibits, classroom curriculum, online distance learning, and other educational initiatives: Now, therefore, be it

Resolved by the House of Representatives (the Senate concurring), That it is the sense of Congress that the National Museum of Wildlife Art, located at 2820 Rungius Road, Jackson, Wyoming, shall be designated as the "National Museum of Wildlife Art of the United States".

The SPEAKER pro tempore, Mr. Lincoln DAVIS of Tennessee, recognized Mrs. CHRISTENSEN and Mr. CANNON, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and agree to said concurrent resolution?

The SPEAKER pro tempore, Mr. Lincoln DAVIS of Tennessee, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said concurrent resolution was agreed to.

A motion to reconsider the vote whereby the rules were suspended and said concurrent resolution was agreed to was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said concurrent resolution.

## ¶75.12 FISHING SUBSIDIES

Mrs. CHRISTENSEN moved to suspend the rules and agree to the following concurrent resolution (H. Con. Res. 94); as amended:

Whereas nearly 1,000,000,000 people around the world depend on fish as their primary source of dietary protein;

Whereas the United Nations Food and Agriculture Organization has found that 75 percent of the world's fish populations are currently fully exploited, over exploited, significantly depleted, or recovering from over-exploitation;

Whereas scientists have estimated that a significant percentage of big predator fish such as tuna, marlin, and swordfish are gone from the world's oceans as a result of over-fishing by foreign fishing fleets;

Whereas the global fishing fleet capacity is estimated to be up to 250 percent greater than is needed to catch what the ocean can sustainably produce;

Whereas the Congress recognized the threat of overfishing to our oceans and economy and therefore included the requirement to end overfishing in the United States by 2011 in the Magnuson-Stevens Fishery Conservation and Management Reauthorization Act of 2006 (Public Law 109-479);

Whereas the United States Commission on Ocean Policy and the Pew Oceans Commission identified overcapitalization of the global fishing fleets as a major contributor to the decline of economically important fish populations;

Whereas harmful fishing subsidies encourage overcapitalization and overfishing; support destructive fishing practices such as high seas trawling that would not otherwise be economically viable; and amount to billions of dollars annually;

Whereas such subsidies have also been documented to support illegal, unregulated, and unreported fishing, which impacts commercial fisheries in the United States and around the world both economically and ecologically;

Whereas harmful fishing subsidies are concentrated in relatively few countries, putting other fishing countries, including the United States, at an economic disadvantage;

Whereas the United States is a world leader in advancing policies to eliminate harmful fishing subsidies that support overcapacity and promote overfishing; and

Whereas a wide range of countries are currently engaged in historic negotiations to end harmful fishing subsidies that contribute to overcapacity and overfishing: Now, therefore, be it

*Resolved by the House of Representatives (the Senate concurring),* That the United States should continue to promote the elimination of harmful fishing subsidies that lead to—

- (1) overcapitalization;
- (2) overfishing; and
- (3) illegal, unregulated, and unreported fishing.

The SPEAKER pro tempore, Mr. Lincoln DAVIS of Tennessee, recognized Mrs. CHRISTENSEN and Mr. CANNON, each for 20 minutes.

After debate,

The question being put, *viva voce*,

Will the House suspend the rules and agree to said concurrent resolution, as amended?

The SPEAKER pro tempore, Mr. Lincoln DAVIS of Tennessee, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said con-

current resolution, as amended, was agreed to.

A motion to reconsider the vote whereby the rules were suspended and said concurrent resolution, as amended, was agreed to was, by unanimous consent, laid on the table.

*Ordered,* That the Clerk request the concurrence of the Senate in said concurrent resolution

## ¶75.13 AMERICAN EAGLE DAY

Mrs. CHRISTENSEN moved to suspend the rules and agree to the following resolution (H. Res. 341):

Whereas the bald eagle was designated as the national emblem of the United States on June 20, 1782, by our country's Founding Fathers at the Second Continental Congress;

Whereas the bald eagle is the central image used in the Great Seal of the United States and the seals of the President and Vice President;

Whereas the image of the bald eagle is displayed in the official seal of many branches and departments of the Federal Government, including—

- (1) Congress;
- (2) the Supreme Court;
- (3) the Department of Defense;
- (4) the Department of the Treasury;
- (5) the Department of Justice;
- (6) the Department of State;
- (7) the Department of Commerce;
- (8) the Department of Homeland Security;
- (9) the Department of Veterans Affairs;
- (10) the Department of Labor;
- (11) the Department of Health and Human Services;
- (12) the Department of Energy;
- (13) the Department of Housing and Urban Development;
- (14) the Central Intelligence Agency; and
- (15) the United States Postal Service;

Whereas the bald eagle is an inspiring symbol of the American spirit of freedom and democracy;

Whereas the image, meaning, and symbolism of the bald eagle have played a significant role in American art, music, history, literature, architecture, and culture since the founding of our Nation;

Whereas the bald eagle is featured prominently on United States stamps, currency, and coinage;

Whereas the habitat of bald eagles exists only in North America;

Whereas by 1963, the number of nesting pairs of bald eagles in the lower 48 States had dropped to about 417;

Whereas the bald eagle was first listed as an endangered species in 1967 under the Endangered Species Preservation Act, the Federal law that preceded the Endangered Species Act of 1973;

Whereas caring and concerned citizens of the United States in the private and public sectors banded together to save, and help ensure the protection of, bald eagles;

Whereas in 1995, as a result of the efforts of those caring and concerned citizens, bald eagles were removed from the endangered species list and upgraded to the less imperiled threatened species status under the Endangered Species Act of 1973;

Whereas by 2006, the number of bald eagles in the lower 48 States had increased to approximately 7,000 to 8,000 nesting pairs;

Whereas the Secretary of the Interior is likely to officially delist the bald eagle from both the endangered species and threatened species lists under the Endangered Species Act of 1973, with a final decision expected no later than June 29, 2007;

Whereas if delisted under the Endangered Species Act of 1973, bald eagles should be

provided strong protection under the Bald and Golden Eagle Protection Act and the Migratory Bird Treaty Act;

Whereas bald eagles would have been permanently extinct if not for vigilant conservation efforts of concerned citizens and strict protection laws;

Whereas the dramatic recovery of the bald eagle population is an endangered species success story and an inspirational example for other wildlife and natural resource conservation efforts around the world;

Whereas the initial recovery of the bald eagle population was accomplished by the concerted efforts of numerous government agencies, corporations, organizations, and individuals; and

Whereas the sustained recovery of the bald eagle populations will require the continuation of recovery, management, education, and public awareness programs, to ensure that the populations and habitat of bald eagles will remain healthy and secure for future generations: Now, therefore, be it

*Resolved,* That the House of Representatives—

(1) supports the goals and ideals of "American Eagle Day"; and

- (2) encourages—
  - (A) educational entities, organizations, businesses, conservation groups, and government agencies with a shared interest in conserving endangered species to collaborate on education information for use in schools; and
  - (B) the people of the United States to observe American Eagle Day with appropriate ceremonies and other activities.

The SPEAKER pro tempore, Mr. Lincoln DAVIS of Tennessee, recognized Mrs. CHRISTENSEN and Mr. CANNON, each for 20 minutes.

After debate,

The question being put, *viva voce*,

Will the House suspend the rules and agree to said resolution?

The SPEAKER pro tempore, Mr. Lincoln DAVIS of Tennessee, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said resolution was agreed to.

A motion to reconsider the vote whereby the rules were suspended and said resolution was agreed to was, by unanimous consent, laid on the table.

## ¶75.14 NATIONAL HURRICANE MUSEUM AND SCIENCE CENTER

Mrs. CHRISTENSEN moved to suspend the rules and agree to the following concurrent resolution (H. Con. Res. 54):

Whereas the Creole Nature Trail All-American Road District Board of Commissioners has begun to create and develop a National Hurricane Museum and Science Center in the southwest Louisiana area;

Whereas protecting, preserving, and showcasing the intrinsic qualities that make Louisiana a one-of-a-kind experience is the mission of the Creole Nature Trail All-American Road;

Whereas the horrific experience and the devastation long-term effects of Hurricanes Katrina and Rita will play a major role in the history of the United States;

Whereas a science center of this caliber will educate and motivate young and old in the fields of meteorology, environmental science, sociology, conservation, economics, history, communications, and engineering;

Whereas it is only appropriate that the effects of hurricanes and the rebuilding efforts



be captured in a comprehensive center such as a National Hurricane Museum and Science Center to interpret the effects of hurricanes in and outside of Louisiana; and

Whereas it is critical that the history of past hurricanes be preserved so that all people in the United States can learn from this history: Now, therefore, be it

*Resolved by the House of Representatives (the Senate concurring),* That Congress supports and encourages the creation of a National Hurricane Museum and Science Center in southwest Louisiana.

The SPEAKER pro tempore, Mr. Lincoln DAVIS of Tennessee, recognized Mrs. CHRISTENSEN and Mr. CANNON, each for 20 minutes.

After debate,

The question being put, *viva voce*,

Will the House suspend the rules and agree to said concurrent resolution?

The SPEAKER pro tempore, Mr. Lincoln DAVIS of Tennessee, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said concurrent resolution was agreed to.

A motion to reconsider the vote whereby the rules were suspended and said concurrent resolution was agreed to was, by unanimous consent, laid on the table.

*Ordered,* That the Clerk request the concurrence of the Senate in said concurrent resolution.

#### ¶75.15 OUACHITA NATIONAL FOREST

Mrs. CHRISTENSEN moved to suspend the rules and agree to the following resolution (H. Res. 390):

Whereas on December 18, 1907, President Theodore Roosevelt created by proclamation the Arkansas National Forest on reserved public domain lands south of the Arkansas River;

Whereas on April 29, 1926, President Calvin Coolidge issued an Executive Order to change the name of the Arkansas National Forest to the Ouachita National Forest to reflect both the name of the mountains embraced by the national forest and the name of the principal river which drains the national forest;

Whereas Ouachita is the French spelling of a Native American word meaning "good hunting ground";

Whereas the Ouachita National Forest today encompasses approximately 1.8 million acres in Arkansas and eastern Oklahoma and offers a variety of recreation areas, scenic areas, wilderness areas, historic resources, and timber and other forest products to the Nation; and

Whereas the Ouachita National Forest is the largest and oldest national forest in the southern region of the United States: Now, therefore, be it

*Resolved,* That on the 100th anniversary of the creation of the Ouachita National Forest, the House of Representatives recognizes the important contributions of the Ouachita National Forest to the success of the United States in conserving the environment and ensuring that our natural resources remain sources of pride for our citizens, our communities, and our Nation.

The SPEAKER pro tempore, Mr. Lincoln DAVIS of Tennessee, recognized Mrs. CHRISTENSEN and Mr. CANNON, each for 20 minutes.

After debate,

The question being put, *viva voce*,

Will the House suspend the rules and agree to said resolution?

The SPEAKER pro tempore, Mr. Lincoln DAVIS of Tennessee, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said resolution was agreed to.

A motion to reconsider the vote whereby the rules were suspended and said resolution was agreed to was, by unanimous consent, laid on the table.

#### ¶75.16 RIVERSIDE-CORONA FEEDER WATER SUPPLY

Mrs. CHRISTENSEN moved to suspend the rules and pass the bill (H.R. 1139) to authorize the Secretary of the Interior to plan, design and construct facilities to provide water for irrigation, municipal, domestic, and other uses from the Bunker Hill Groundwater Basin, Santa Ana River, California, and for other purposes; as amended.

The SPEAKER pro tempore, Mr. Lincoln DAVIS of Tennessee, recognized Mrs. CHRISTENSEN and Mr. CANNON, each for 20 minutes.

After debate,

The question being put, *viva voce*,

Will the House suspend the rules and pass said bill, as amended?

The SPEAKER pro tempore, Mr. Lincoln DAVIS of Tennessee, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill, as amended, was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill, as amended, was passed was, by unanimous consent, laid on the table.

*Ordered,* That the Clerk request the concurrence of the Senate in said bill.

#### ¶75.17 SURFACE AND GROUNDWATER IN JUAB COUNTY, UTAH

Mrs. CHRISTENSEN moved to suspend the rules and pass the bill (H.R. 1736) to amend the Reclamation Projects Authorization Act of 1992 to provide for conjunctive use of surface and groundwater in Juab County, Utah.

The SPEAKER pro tempore, Mr. Lincoln DAVIS of Tennessee, recognized Mrs. CHRISTENSEN and Mr. CANNON, each for 20 minutes.

After debate,

The question being put, *viva voce*,

Will the House suspend the rules and pass said bill?

The SPEAKER pro tempore, Mr. Lincoln DAVIS of Tennessee, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill, as amended, was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill was passed was, by unanimous consent, laid on the table.

*Ordered,* That the Clerk request the concurrence of the Senate in said bill.

#### ¶75.18 CALIFORNIA REGIONAL WATER RECLAMATION

Mrs. CHRISTENSEN moved to suspend the rules and pass the bill (H.R. 1175) to amend the Reclamation Waste-water and Groundwater Study and Facilities Act to increase the ceiling on the Federal share of the costs of phase I of the Orange Country, California, Regional Water Reclamation Project.

The SPEAKER pro tempore, Mr. Lincoln DAVIS of Tennessee, recognized Mrs. CHRISTENSEN and Mr. CANNON, each for 20 minutes.

After debate,

The question being put, *viva voce*,

Will the House suspend the rules and pass said bill?

The SPEAKER pro tempore, Mr. Lincoln DAVIS of Tennessee, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill was passed was, by unanimous consent, laid on the table.

*Ordered,* That the Clerk request the concurrence of the Senate in said bill.

#### ¶75.19 LOWER RIO GRANDE VALLEY WATER RESOURCES

Mrs. CHRISTENSEN moved to suspend the rules and pass the bill (H.R. 361) to amend the Lower Rio Grande Valley Water Resources Conservation and Improvement Act of 2000 to reauthorize additional projects and activities under that Act, and for other purposes.

The SPEAKER pro tempore, Mr. Lincoln DAVIS of Tennessee, recognized Mrs. CHRISTENSEN and Mr. CANNON, each for 20 minutes.

After debate,

The question being put, *viva voce*,

Will the House suspend the rules and pass said bill?

The SPEAKER pro tempore, Mr. Lincoln DAVIS of Tennessee, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill was passed was, by unanimous consent, laid on the table.

*Ordered,* That the Clerk request the concurrence of the Senate in said bill.

#### ¶75.20 SENATOR PAUL SIMON STUDY ABROAD FOUNDATION

Mr. LANTOS moved to suspend the rules and pass the bill (H.R. 1469) to establish the Senator Paul Simon Study Abroad Foundation under the authorities of the Mutual Educational and Cultural Exchange Act of 1961; as amended.

The SPEAKER pro tempore, Mr. Lincoln DAVIS of Tennessee, recognized Mr. LANTOS and Ms. ROS-LEHTINEN, each for 20 minutes.

After debate,

The question being put, *viva voce*,

Will the House suspend the rules and pass said bill, as amended?

The SPEAKER pro tempore, Mr. Lincoln DAVIS of Tennessee, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill, as amended, was passed.

A motion to reconsider the votes whereby the rules were suspended and said bill, as amended, was passed was, by unanimous consent, laid on the table.

*Ordered*, That the Clerk request the concurrence of the Senate in said bill.

#### ¶75.21 CITY OF JERUSALEM

Mr. LANTOS moved to suspend the rules and agree to the following concurrent resolution (H. Con. Res. 152); as amended:

Whereas June 2007 marks the 40th anniversary of the Six Day War and the reunification of the city of Jerusalem;

Whereas Israel has, since its founding, sought peace with its Arab neighbors;

Whereas in the weeks leading up to the Six Day War, Israel's neighbors, without provocation, called for and implemented a blockade of Israel's critical outlet to the Red Sea, ordered United Nations peace-keeping forces out of the Sinai desert, massed their forces with apparent hostile intent in the Sinai and in the Golan Heights, and publicly threatened to destroy Israel;

Whereas in six days of war, Israel defeated those forces seeking its destruction and reunited the city of Jerusalem which had been artificially divided for 19 years;

Whereas Jerusalem has been the focal point of Jewish religious devotion and the site of a continuous Jewish presence for over three millennia, with a Jewish majority since at least 1896;

Whereas Jerusalem is a holy city for the Christian and Muslim faiths;

Whereas the vibrant Jewish population of the historic Old City of Jerusalem was driven out by force during the 1948 Arab-Israeli War;

Whereas from 1948 to 1967 Jerusalem was a divided city, and Israeli citizens of all faiths as well as Jews of all nationalities were denied access to holy sites in eastern Jerusalem, including the Old City, in which the Western Wall and the Church of the Holy Sepulchre are located;

Whereas this year marks the 40th year that Jerusalem has been administered as a unified city in which the rights of all faiths have been respected;

Whereas the Jerusalem Embassy Act of 1995 (Public Law 104-45), which became law on November 8, 1995, states as a matter of United States policy that Jerusalem should remain the undivided capital of Israel in which the rights of every ethnic and religious group are protected; and

Whereas it is the policy of the United States to support a peaceful, two-state solution to end the conflict between Israel and the Palestinians: Now, therefore, be it

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

(1) congratulates the citizens of Israel on the 40th anniversary of the Six Day War in which Israel defeated enemies aiming to destroy the Jewish State;

(2) congratulates the residents of Jerusalem and the people of Israel on the 40th anniversary of the reunification of that historic city;

(3) commends those former combatant states of the Six Day War, Egypt and Jordan, who in subsequent years had the wisdom and courage to embrace a vision of peace and co-existence with Israel;

(4) commends Israel for its administration of the undivided city of Jerusalem for the past 40 years, during which Israel has respected the rights of all religious groups;

(5) reiterates its commitment to the provisions of the Jerusalem Embassy Act of 1995 and calls upon the President and all United States officials to abide by its provisions; and

(6) urges the Palestinians and Arab countries to join with Israel in peace negotiations to resolve the Arab-Israeli conflict, including realization of the vision of two democratic states, Israeli and Palestinian, living side-by-side in peace and security.

The SPEAKER pro tempore, Mr. Lincoln DAVIS of Tennessee, recognized Mr. LANTOS and Ms. ROS-LEHTINEN, each for 20 minutes.

After debate,

The question being put, *viva voce*,

Will the House suspend the rules and agree to said concurrent resolution, as amended?

The SPEAKER pro tempore, Mr. Lincoln DAVIS of Tennessee, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said concurrent resolution, as amended, was agreed to.

A motion to reconsider the votes whereby the rules were suspended and said concurrent resolution, as amended, was agreed to was, by unanimous consent, laid on the table.

*Ordered*, That the Clerk request the concurrence of the Senate in said concurrent resolution.

#### ¶75.22 CONDEMNING VIOLENCE IN ESTONIA

Mr. LANTOS moved to suspend the rules and agree to the following resolution (H. Res. 397); as amended:

Whereas on April 27, 2007, a crowd of more than 1,000 pro-Russian demonstrators gathered in Tallinn and riots broke out across the city;

Whereas more than 153 people were injured as a result of the pro-Russian riots, and one died as a result of stabbing by another rioter;

Whereas several stores in Tallinn and surrounding villages were looted as a result of the riots, and a statue of an Estonian general was set on fire;

Whereas since April 27, 2007, the Government of Estonia has reported several cyber-attacks on its official lines of communication, including those of the Office of the President;

Whereas on April 28, 2007, and in days following, the Embassy of Estonia in Moscow was surrounded by angry protesters who demanded the resignation of the Government of Estonia, tore down the flag of Estonia from the Embassy building, and subjected Embassy officials inside the building to violence and vandalism;

Whereas on April 30, 2007, a delegation of the State Duma of the Russian Federation visited Estonia and issued an official statement at the Embassy of the Russian Federation in Estonia that "the government of Estonia must step down";

Whereas on May 2, 2007, the Ambassador of Estonia to the Russian Federation was phys-

ically attacked by protesters and members of youth groups during an official press conference;

Whereas on May 2, 2007, the Swedish Ambassador to the Russian Federation was attacked as he left the Embassy of Estonia in Moscow, and his car was damaged by a crowd, resulting in a formal protest to the Russian Federation by the Swedish Foreign Ministry;

Whereas the Government of Estonia has reported other coordinated attacks against Estonian embassies in Helsinki, Oslo, Copenhagen, Stockholm, Riga, Prague, Kiev, and Minsk, and the Estonian Consulate in St. Petersburg;

Whereas on May 2, 2007, Prime Minister of Estonia Andrus Ansip stated that a "sovereign state is under a heavy attack" and that the events constitute "a well-coordinated and flagrant intervention with the internal affairs of Estonia";

Whereas on May 2, 2007, the public prosecutor's office of Estonia initiated an investigation into the cyber-attacks against Internet servers in Estonia and requested cooperation from the Russian Federation to identify the source of the attacks;

Whereas on May 2, 2007, the European Commission expressed its solidarity with Estonia and urged Russia to respect its obligations to the Vienna Convention on Diplomatic Relations, done at Vienna April 18, 1961, and end the blockade of the Embassy of Estonia in Moscow; and

Whereas the Embassy of Estonia in Russia has been closed since April 27, 2007, and Estonia has suspended consular services to Moscow because conditions remain unsafe for Embassy officials: Now, therefore, be it

*Resolved*, That the House of Representatives—

(1) expresses its strong support for Estonia as a sovereign state and a member of the North Atlantic Treaty Organization (NATO) and the Organization of Security and Cooperation in Europe (OSCE) as it deals with matters internal to its country;

(2) condemns recent acts of violence, vandalism, and looting that have taken place in Estonia;

(3) condemns the attacks and threats against Estonia's embassies and officials in Russia and other countries;

(4) urges all activists involved to express their views peacefully and reject violence;

(5) honors the sacrifice of all those, including soldiers of the Red Army, that gave their lives in the fight to defeat Nazism;

(6) condemns any and all efforts to callously exploit the memory of the victims of the Second World War for political gain;

(7) supports the efforts of the Government of Estonia to initiate a dialogue with appropriate levels of the Government of the Russian Federation to resolve the crisis peacefully and to sustain cooperation between their two sovereign, independent states; and

(8) urges the governments of all countries—

(A) to condemn the violence that has occurred in Estonia, Moscow, and elsewhere in 2007 and to urge all parties to express their views peacefully;

(B) to assist the Government of Estonia in its investigation into the source of cyber-attacks; and

(C) to fulfill their obligations under the Vienna Convention on Diplomatic Relations, done at Vienna April 18, 1961.

The SPEAKER pro tempore, Mr. Lincoln DAVIS of Tennessee, recognized Mr. LANTOS and Ms. ROS-LEHTINEN, each for 20 minutes.

After debate,

The question being put, *viva voce*,

Will the House suspend the rules and agree to said resolution, as amended?

The SPEAKER pro tempore, Mr. Lincoln DAVIS of Tennessee, announced that two-thirds of the Members present had voted in the affirmative.

Mr. LANTOS demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Mr. Lincoln DAVIS of Tennessee, pursuant to clause 8, rule XX, announced that further proceedings on the question were postponed.

¶75.23 HER MAJESTY QUEEN ELIZABETH II

Mr. TANNER moved to suspend the rules and agree to the following resolution (H. Res. 412); as amended:

Whereas Her Majesty Queen Elizabeth II and His Royal Highness Prince Philip, Duke of Edinburgh, traveled to the United States for a State Visit from May 3 to May 8, 2007, celebrating the special relationship that exists between the United States and the United Kingdom;

Whereas the United States and the United Kingdom enjoy a trans-Atlantic friendship sustained by a commitment to democratic traditions, liberty, and the spread of freedom, as well as common economic and cultural foundations;

Whereas in a rapidly changing world, Queen Elizabeth II has been a force of stability and constancy and has provided inspiration to the world in times both peaceful and tumultuous; and

Whereas Queen Elizabeth II and Prince Philip serve as ambassadors for the British people and the goodwill engendered by their visit serves as a reminder, for the people of the United States and the United Kingdom alike, of our joint values and priorities: Now, therefore, be it

*Resolved*, That the House of Representatives is deeply appreciative of the State Visit recently conducted by Her Majesty Queen Elizabeth II and His Royal Highness, Prince Philip, Duke of Edinburgh, and celebrates the State Visit as having been an occasion to reaffirm the value and depth of the friendship that exists between the United States and the United Kingdom.

The SPEAKER pro tempore, Mr. Lincoln DAVIS of Tennessee, recognized Mr. TANNER and Ms. ROS-LEHTINEN, each for 20 minutes.

After debate,

The question being put, *viva voce*,

Will the House suspend the rules and agree to said resolution, as amended?

The SPEAKER pro tempore, Mr. Lincoln DAVIS of Tennessee, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said resolution, as amended, was agreed to.

A motion to reconsider the vote whereby the rules were suspended and said resolution, as amended, was agreed to was, by unanimous consent, laid on the table.

¶75.24 GENOCIDE AND VIOLENCE IN DARFUR

Mr. TANNER moved to suspend the rules and agree to the following resolution (H. Res. 422):

Whereas since the conflict in Darfur, Sudan began in 2003, hundreds of thousands

of people have been killed and more than 2,500,000 displaced as a result of the ongoing and escalating violence;

Whereas on July 23, 2004, Congress declared, "the atrocities unfolding in Darfur, Sudan, are genocide" and on September 23, 2004, then Secretary of State Colin Powell stated before the Committee on Foreign Relations of the Senate that, "genocide has occurred and may still be occurring in Darfur." and "the Government of Sudan and the Janjaweed bear responsibility";

Whereas on October 13, 2006, the President signed the Darfur Peace and Accountability Act (Public Law 109-344), which identifies the Government of Sudan as complicit with the forces committing genocide in the Darfur region and urges the President to, "take all necessary and appropriate steps to deny the Government of Sudan access to oil revenues";

Whereas President George W. Bush declared in a speech delivered on April 18, 2007, at the United States Holocaust Memorial Museum that no one "can doubt that genocide is the only word for what is happening in Darfur—and that we have a moral obligation to stop it";

Whereas the presence of approximately 7,000 African Union peacekeepers has not deterred the violence and the increasing attacks by the Government of Sudan and Government-sponsored Janjaweed militia and rebel groups;

Whereas worsening violence has forced humanitarian organizations to suspend operations, leaving a substantial portion of the population of Darfur inaccessible to aid workers;

Whereas violence has spread to the neighboring states of Chad and the Central African Republic, threatening regional peace and security;

Whereas the Government of Sudan continues to refuse to allow implementation of the full-scale peacekeeping mission authorized under United Nations Security Council Resolution 1706;

Whereas former United Nations Secretary-General Kofi Annan subsequently negotiated a compromise agreement with the Government of Sudan for a hybrid United Nations-African Union peacekeeping mission to be implemented in three phases;

Whereas the Government of the People's Republic of China has long-standing economic and military ties with Sudan and continues to strengthen these ties in spite of the on-going genocide in Darfur, as evidenced by the following actions:

(1) China reportedly purchases as much as 70 percent of Sudan's oil;

(2) China currently has at least \$3,000,000,000 invested in the Sudanese energy sector, for a total of \$10,000,000,000 since the 1990s;

(3) Sudan's Joint Chief of Staff, Haj Ahmed El Gaili, recently visited Beijing for discussions with Chinese Defense Minister Cao Gang Chuan and other military officials as part of an eight-day tour of China; Cao pledged closer military relations with Sudan, saying that China was "willing to further develop cooperation between the two militaries in every sphere";

(4) China has reportedly cancelled approximately \$100 million in debt owed by the Sudanese Government;

(5) China is building infrastructure in Sudan and provided funds for a presidential palace in Sudan at a reported cost of approximately \$20,000,000; and

(6) Data provided by the Government of Sudan to the United Nations for 2005 states that Sudan imported at least \$24,000,000 in arms and ammunition from the People's Republic of China, as well as nearly \$57,000,000 in parts and aircraft equipment, and \$2,000,000 in helicopter and airplane parts

from China, making China the largest provider of military arms and equipment to Sudan, even as Sudan has defended its right to transfer and use such military arms and equipment in Darfur for military operations;

Whereas given its economic interests throughout the region, China has a unique ability to positively influence the Government of Sudan to abandon its genocidal policies and to accept United Nations peacekeepers to join a hybrid United Nations-African Union peacekeeping mission;

Whereas the President's Special Envoy to Sudan, Andrew S. Natsios, further said in testimony on April 11, 2007, that "China's substantial economic investment in Sudan gives it considerable potential leverage, and we have made clear to Beijing that the international community will expect China to be part of the solution";

Whereas the Government of the People's Republic of China's recent appointment of a senior diplomat as China's special representative on African affairs who shall focus specific attention on the Darfur issue and its pledge to provide military engineers to support African Union peacekeeping forces in Darfur are welcome developments, but do not demonstrate that Beijing is truly committed to using all the considerable diplomatic and political means at its disposal to stop the genocide in Darfur;

Whereas due to its large population, its rapidly growing global economy, its large research and development investments and military spending, its seat as a permanent member of the United Nations Security Council and on the Asia-Pacific Economic Cooperation, China is an emerging power that is increasingly perceived as a leader with significant international reach and responsibility;

Whereas in November 2006, China hosted its third Forum on China-Africa Cooperation with more than 40 heads of state in attendance and which focused heavily on trade relations and investment on the African continent as it is expected to double by 2010;

Whereas China is preparing to host the Olympic Summer Games of 2008, the most honorable, venerated, and prestigious international sporting event and has selected "One World, One Dream" as a slogan for those games;

Whereas China should act consistently with the Olympic standard of preserving human dignity in Darfur, Sudan and around the world; and

Whereas China has been reluctant to use its full influence to improve the human rights situation in Darfur: Now, therefore, be it

*Resolved*, That the House of Representatives—

(1) calls upon the Government of the People's Republic of China to—

(A) acknowledge publicly and condemn the atrocities taking place in Darfur;

(B) cease all military arms, ammunition, and related military equipment sales to the Government of Sudan; and

(C) take steps to immediately suspend economic cooperation with the Government of Sudan and investment in Sudan until and unless the Government of Sudan—

(i) stops its attacks on civilians;

(ii) complies with all United Nations Security Council resolutions related to Darfur; and

(iii) engages in good faith negotiations with Darfur rebel groups to achieve a sustainable negotiated peace agreement;

(2) recognizes the close relationship between China and Sudan and strongly urges the Government of the People's Republic of China to use its full influence to—

(A) urge the regime in Khartoum to comply with the deployment of the peacekeeping

force authorized by United Nations Security Council Resolution 1706;

(B) call for Sudanese compliance with United Nations Security Council Resolutions 1556 and 1564, and the Darfur Peace Agreement, all of which demand that the Government of Sudan disarm militias operating in Darfur;

(C) call on all parties to the conflict to adhere to the 2004 N'Djamena ceasefire agreement and the recently-agreed United Nations communiqué which commits the Sudanese Government to improve conditions for humanitarian organizations and ensure they have unfettered access to the populations they serve;

(D) emphasize that there can be no military solution to the conflict in Darfur and that the formation and implementation of a legitimate peace agreement between all parties will contribute toward the welfare and stability of the entire nation and broader region;

(E) urge all rebel groups to unify and assist all parties to come to the negotiating table in good faith;

(F) urge the Government of southern Sudan to play a more active role in pressing for legitimate peace talks and take immediate steps to support and assist in the revitalization of such talks along one single coordinated track;

(G) engage collaboratively in high-level diplomacy and multilateral efforts toward a renewed peace process; and

(H) join the international community in imposing economic and other consequences on the Government of Sudan if that Government continues to carry out or support attacks on civilians and frustrate diplomatic efforts; and

(3) recognizes that the spirit of the Olympics, which is to bring together nations and people from all over the world in peace, is incompatible with any actions directly or indirectly supporting acts of genocide.

The SPEAKER pro tempore, Mr. Lincoln DAVIS of Tennessee, recognized Mr. TANNER and Ms. ROS-LEHTINEN, each for 20 minutes.

After debate,

The question being put, *viva voce*,

Will the House suspend the rules and agree to said resolution?

The SPEAKER pro tempore, Mr. Lincoln DAVIS of Tennessee, announced that two-thirds of the Members present had voted in the affirmative.

Mr. TANNER demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Mr. Lincoln DAVIS of Tennessee, pursuant to clause 8, rule XX, announced that further proceedings on the question were postponed.

#### ¶75.25 DR. HALEH ESFANDIARI

Mr. TANNER moved to suspend the rules and agree to the following resolution (H. Res. 430); as amended:

Whereas Haleh Esfandiari, Ph.D., holds dual citizenship in the United States and Iran;

Whereas Dr. Esfandiari taught Persian language and literature for many years at Princeton University, where she inspired untold numbers of students to study the rich Persian language and culture;

Whereas Dr. Esfandiari is a resident of the State of Maryland and the Director of the Middle East Program at the Woodrow Wilson International Center for Scholars in Wash-

ington, D.C. (referred to in this preamble as the "Wilson Center");

Whereas, for the past decade, Dr. Esfandiari has traveled to Iran twice a year to visit her ailing now-93-year-old mother;

Whereas, in December 2006, on her return to the airport during her last visit to Iran, Dr. Esfandiari was robbed by three masked, knife-wielding men, who stole her travel documents, luggage, and other effects;

Whereas, when Dr. Esfandiari attempted to obtain replacement travel documents in Iran, she was summoned to an interview by Iran's Ministry of Intelligence;

Whereas Dr. Esfandiari was interrogated by the Ministry of Intelligence for seven to eight hours per day;

Whereas the questioning by the Ministry of Intelligence focused on the Middle East Program at the Wilson Center;

Whereas Dr. Esfandiari answered all questions to the best of her ability, and the Wilson Center also provided extensive information to the Ministry in a good faith effort to aid Dr. Esfandiari;

Whereas Lee Hamilton, former United States Representative and president of the Wilson Center, has written to Iranian leader Mahmoud Ahmadinejad to call his attention to Dr. Esfandiari's dire situation;

Whereas Mr. Hamilton repeated that the Wilson Center's mission is to provide forums to exchange views and opinions and not to take positions on issues, nor try to influence specific outcomes;

Whereas the lengthy interrogations of Dr. Esfandiari by the Ministry of Intelligence of Iran stopped on February 14, 2007, but she heard nothing for ten weeks and was denied her passport;

Whereas, on May 7, 2007, Dr. Esfandiari was summoned to the Ministry of Intelligence and taken immediately to Evin prison, where she was arrested and is currently being held;

Whereas Iran's Intelligence Ministry has implicated Dr. Esfandiari and the Wilson Center in advancing what it alleges is the United States Government's aim of a "soft revolution" in Iran;

Whereas Parnaz Azima holds dual citizenship in the United States and Iran;

Whereas Ms. Azima is a journalist for Radio Farda;

Whereas the Iranian Government confiscated the passport of Ms. Azima when she arrived in Iran to visit her ill mother in January of 2007;

Whereas the Iranian authorities have interrogated Ms. Azima on multiple occasions;

Whereas Ms. Azima's attorney was told in April 2007 that she would be detained in Iran for at least two years or more;

Whereas social scientist Kian Tajbakhsh was arrested in mid-May by Iranian security officials while consulting for the Open Society Institute, which runs humanitarian programs in Iran;

Whereas Mr. Tajbakhsh holds dual citizenship in the United States and Iran;

Whereas Mr. Tajbakhsh was retained by the Open Society Institute as a consultant to facilitate public health, humanitarian assistance, and urban planning projects that were undertaken openly and with the knowledge of the Iranian Government;

Whereas on May 31, 2007, a State Department spokesman announced that California businessman Ali Shakeri, who holds dual citizenship in the United States and Iran, had been arrested approximately ten days earlier;

Whereas Mr. Shakeri serves on the board of University of California at Irvine's Center for Citizen Peacebuilding, a research institution that seeks to promote reconciliation and sustainable peace in areas of international conflict;

Whereas Mr. Shakeri's arrest occurred as he sought to leave the country after having

visited his ill mother, who passed away during his stay;

Whereas reports indicate that a fifth dual American-Iranian citizen, who has thus far remained anonymous, has also been imprisoned unjustly by Iranian authorities;

Whereas the Iranian Government has yet to produce evidence of wrongdoing by any of these individuals to justify its actions toward them; and

Whereas Dr. Esfandiari, Ms. Azima, and Mr. Tajbakhsh have been charged with espionage and, if convicted, face execution: Now, therefore, be it

*Resolved*, That Iran should immediately and unconditionally release dual Iranian-American citizens Dr. Haleh Esfandiari, Ms. Parnaz Azima, Mr. Kian Tajbakhsh, Mr. Ali Shakeri, and a fifth unnamed individual also being detained against his will, replace their lost travel documents, cease its tactics of harassment, and permit them to leave Iran.

Amend the title so as to read: A resolution "calling for Iran to immediately release five dual Iranian-American citizens currently being held unjustly."

The SPEAKER pro tempore, Mr. Lincoln DAVIS of Tennessee, recognized Mr. TANNER and Ms. ROS-LEHTINEN, each for 20 minutes.

After debate,

The question being put, *viva voce*,

Will the House suspend the rules and agree to said resolution, as amended?

The SPEAKER pro tempore, Mr. Lincoln DAVIS of Tennessee, announced that two-thirds of the Members present had voted in the affirmative.

Mr. TANNER demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Mr. Lincoln DAVIS of Tennessee, pursuant to clause 8, rule XX, announced that further proceedings on the question were postponed.

#### ¶75.26 RECESS—4:55 P.M.

The SPEAKER pro tempore, Mr. Lincoln DAVIS of Tennessee, pursuant to clause 12(a) of rule I, declared the House in recess at 4 o'clock and 55 minutes p.m., subject to the call of the Chair.

#### ¶75.27 AFTER RECESS—6:02 P.M.

The SPEAKER pro tempore, Mr. ROSS, called the House to order.

#### ¶75.28 PRIVILEGES OF THE HOUSE

Mr. BOEHNER, pursuant to rule IX, rose to a question of the privileges of the House and submitted the following resolution (H. Res. 452):

Whereas, clause one of House rule XXIII (Code of Official Conduct) states, "A Member, Delegate, Resident Commissioner, officer or employee of the House shall conduct himself at all times in a manner that shall reflect creditably on the House.;"

Whereas, on June 4, 2007, the United States Department of Justice filed an indictment by a grand jury against the gentleman from Louisiana, the Honorable William J. Jefferson, in the United States Court for the Eastern District of Virginia;

Whereas, in the aforementioned indictment of Representative Jefferson, the grand jury specifies sixteen counts, including but not limited to Solicitation of Bribes by a Public Official, Violation of the Foreign Corrupt Practices Act, Money Laundering, Obstruction of Justice and Racketeering;

Whereas, in the aforementioned indictment, the grand jury alleges that Representative Jefferson did knowingly engage in an unlawful conspiracy "to provide for the unjust enrichment of Defendant Jefferson and his family members by corruptly seeking, soliciting, and directing that things of value be paid to him and his family members in return for Defendant Jefferson's performance of official acts";

Whereas, in the aforementioned indictment, the grand jury further alleges that "Defendant sought to and did conceal his and his family members' expected or actual receipt of things of value by directing congressional staff members, family members, and others to form nominee companies that entered into business agreements to receive things of value sought by Defendant Jefferson while not referencing him or disclosing his involvement in obtaining the agreements";

Whereas, in the aforementioned indictment, the grand jury further alleges that "Defendant Jefferson failed to disclose his and his family's financial interests in these business ventures by omitting this material information from travel and financial disclosure forms required to be filed by the Rules of the House of Representatives and, in some cases, by failing to make any of the required filings";

Whereas, in the aforementioned indictment, the grand jury further alleges that "On or about July 30, 2005, in Arlington, Virginia, Defendant Jefferson received \$100,000 in cash from [cooperating witness]" for use in an illegal bribery scheme;

Whereas, in the aforementioned indictment, the grand jury further alleges that "On or before August 3, 2005, at his residence in Washington, DC, Defendant Jefferson secreted in his freezer \$90,000 of the \$100,000 in cash provided by [cooperating witness] as part of the front-end bribe to Nigerian Official A, which was separated into \$10,000 increments, wrapped in aluminum foil, and concealed inside various frozen food containers";

Whereas, on February 27, 2007 the House Democratic Caucus unanimously approved the recommendation of House Democratic leaders that Representative Jefferson be elected to the Committee on Homeland Security, a position in which he would have had access to highly sensitive Top Secret information concerning national security matters;

Whereas, on June 5, 2007 Representative Jefferson resigned from the Committee on Small Business to which he was elected by vote of the House on January 23, 2007;

Whereas, the Constitution of the United States authorizes the House of Representatives to "determine the rules of its Proceedings, punish its Members for disorderly behaviour, and, with the Concurrence of two thirds, expel a Member";

Whereas the Committee on Standards of Official Conduct is charged with enforcing the Code of Official Conduct and related rules of the House governing the Conduct of Members and staff;

Whereas, during the 109th Congress, on May 17, 2006 the Committee on Standards of Official Conduct issued a public statement which noted, "[t]he Committee has voted to establish an investigative subcommittee to conduct an inquiry regarding Representative William J. Jefferson";

Whereas, absent any subsequent public statements by the committee concerning Representative Jefferson and in light of press accounts describing the Jefferson inquiry as "halted" and "stalled" it is essential that the House act to ensure that appropriate and timely action is taken to complete the Jefferson inquiry and protect the integrity of the House;

Whereas, clause 5(a)(4)(A) of House rule X states, "At the beginning of a Congress, the Speaker or his designee and the Minority Leader or his designee each shall name 10 Members, Delegates or the Resident Commissioner from his respective party who are not members of the Committee on Standards of Official Conduct to be available to serve on investigative subcommittees of that committee during that Congress. The names of Members, Delegates or the Resident Commissioner so named shall be announced to the House."

Whereas, Republican Leader Boehner, having chosen ten Republican Members for the ethics pool for the 110th Congress earlier this year and Speaker Pelosi only having named the Democrat Members of the pool earlier today; Now therefore, be it

Resolved, That the Committee on Standards of Official Conduct is directed to investigate without further delay alleged illegal conduct and violations of House rules by Representative William J. Jefferson and report its findings and recommendations to the House, including a recommendation regarding whether Representative Jefferson should be expelled from the House.

The SPEAKER pro tempore, Mr. ROSS, ruled that the resolution submitted did present a question of the privileges of the House under rule IX, and recognized Mr. BOEHNER and Mr. HOYER, each for 30 minutes.

When said resolution was considered. After debate,

By unanimous consent, the previous question was ordered on the resolution to its adoption or rejection.

The question being put, viva voce, Will the House agree to said resolution?

The SPEAKER pro tempore, Mr. ROSS, announced that the yeas had it.

Mr. BOEHNER demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Mr. ROSS, pursuant to clause 8, rule XX, announced that further proceedings on the question were postponed.

¶75.29 ETHICS RULES

Mr. HOYER moved to suspend the rules and agree to the resolution (H. Res. 451):

Whereas on June 4, 2007, Representative William Jefferson was indicted on 16 criminal counts by a grand jury in the United States District Court for the Eastern District of Virginia;

Whereas recent credible media accounts indicate that the Department of Justice is investigating the conduct of other Members of the House of Representatives, and these investigations may lead to further indictments;

Whereas the One Hundred Tenth Congress, in its first day of session, strengthened the rules concerning the ethical behavior of Members of the House;

Whereas the House has approved on an overwhelming and bipartisan basis H.R. 2316, the Honest Leadership and Open Government Act of 2007, to establish strict standards and penalties concerning the relationship between lobbyists and Members; and

Whereas these actions by the One Hundred Tenth Congress demonstrate that illegal, unethical, or inappropriate conduct by Members of the House will not be tolerated: Now, therefore, be it

Resolved, That whenever a Member of the House of Representatives, including a Delegate or Resident Commissioner to the Congress, is indicted or otherwise formally charged with criminal conduct in a court of the United States or any State, the Committee on Standards of Official Conduct shall, not later than 30 days after the date of such indictment or charge—

(1) empanel an investigative subcommittee to review the allegations; or

(2) if the Committee does not empanel an investigative subcommittee to review the allegations, submit a report to the House describing its reasons for not empaneling such an investigative subcommittee, together with the actions, if any, the Committee has taken in response to the allegations.

The SPEAKER pro tempore, Mr. ROSS, recognized Mr. HOYER and Mr. DREIER, each for 20 minutes.

After debate, The question being put, viva voce,

Will the House suspend the rules and agree to said resolution?

The SPEAKER pro tempore, Mr. ROSS, announced that two-thirds of the Members present had voted in the affirmative.

Mr. HOYER demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Mr. ROSS, pursuant to clause 8, rule XX, announced that further proceedings on the question were postponed.

¶75.30 H. RES. 397—UNFINISHED BUSINESS

The SPEAKER pro tempore, Mr. ROSS, pursuant to clause 8, rule XX, announced the unfinished business to be the motion to suspend the rules and agree to said resolution (H. Res. 397) condemning violence in Estonia and attacks on Estonia's embassies in 2007, and expressing solidarity with the Government and the people of Estonia; as amended.

The question being put, Will the House suspend the rules and agree to said resolution, as amended?

The vote was taken by electronic device.

It was decided in the { Yeas ..... 412 affirmative ..... } Nays ..... 0

¶75.31 [Roll No. 426] YEAS—412

Table with 3 columns: Name, State, Name, State. Lists members who voted 'Yeas' and 'Nays' for H. Res. 397.

Cole (OK)  
 Conaway  
 Conyers  
 Costa  
 Costello  
 Courtney  
 Cramer  
 Crenshaw  
 Crowley  
 Cubin  
 Cuellar  
 Culberson  
 Cummings  
 Davis (AL)  
 Davis (CA)  
 Davis (IL)  
 Davis (KY)  
 Davis, David  
 Davis, Jo Ann  
 Davis, Lincoln  
 Davis, Tom  
 Deal (GA)  
 DeFazio  
 DeGette  
 Delahunt  
 DeLauro  
 Dent  
 Diaz-Balart, L.  
 Diaz-Balart, M.  
 Dicks  
 Dingell  
 Doggett  
 Donnelly  
 Doolittle  
 Doyle  
 Drake  
 Dreier  
 Duncan  
 Edwards  
 Ehlers  
 Ellison  
 Ellsworth  
 Emanuel  
 Emerson  
 Engel  
 English (PA)  
 Etheridge  
 Everett  
 Fallin  
 Farr  
 Fattah  
 Feeney  
 Ferguson  
 Filner  
 Flake  
 Forbes  
 Fortenberry  
 Fossella  
 Foxx  
 Frank (MA)  
 Franks (AZ)  
 Frelinghuysen  
 Gallegly  
 Garrett (NJ)  
 Gerlach  
 Giffords  
 Gilchrest  
 Gillibrand  
 Gillmor  
 Gingrey  
 Gohmert  
 Gonzalez  
 Goode  
 Goodlatte  
 Gordon  
 Granger  
 Graves  
 Green, Al  
 Green, Gene  
 Grijalva  
 Gutierrez  
 Hall (NY)  
 Hall (TX)  
 Hare  
 Harman  
 Hastert  
 Hastings (WA)  
 Hayes  
 Heller  
 Hensarling  
 Herger  
 Herseth Sandlin  
 Higgins  
 Hill  
 Hinchey  
 Hinojosa  
 Hirono  
 Hobson  
 Hodes

Moran (VA)  
 Murphy (CT)  
 Murphy, Patrick  
 Murphy, Tim  
 Murtha  
 Musgrave  
 Nadler  
 Napolitano  
 Neal (MA)  
 Neugebauer  
 Nunes  
 Oberstar  
 Obey  
 Johnson (GA)  
 Johnson (IL)  
 Johnson, E. B.  
 Johnson, Sam  
 Jones (NC)  
 Jones (OH)  
 Jordan  
 Kagen  
 Kanjorski  
 Kaptur  
 Keller  
 Kennedy  
 Pitts  
 Kilpatrick  
 Kind  
 King (IA)  
 King (NY)  
 Kingston  
 Kirk  
 Klein (FL)  
 Kline (MN)  
 Knollenberg  
 Kucinich  
 Kuhl (NY)  
 LaHood  
 Lamborn  
 Lampson  
 Langevin  
 Lantos  
 Larsen (WA)  
 Larson (CT)  
 Latham  
 LaTourette  
 Lee  
 Levin  
 Lewis (CA)  
 Lewis (GA)  
 Lewis (KY)  
 Linder  
 Lipinski  
 LoBiondo  
 Loeb sack  
 Lofgren, Zoe  
 Lucas  
 Lungren, Daniel  
 E.  
 Lynch  
 Mack  
 Mahoney (FL)  
 Maloney (NY)  
 Manullo  
 Marchant  
 Markey  
 Marshall  
 Matheson  
 Matsui  
 McCarthy (CA)  
 McCarthy (NY)  
 McCaul (TX)  
 McCollum (MN)  
 McCotter  
 McCreery  
 McDermott  
 McGovern  
 McHenry  
 McHugh  
 McIntyre  
 McKeon  
 McMorris  
 Rodgers  
 McNeerney  
 McNulty  
 Meek (FL)  
 Meeks (NY)  
 Mica  
 Michaud  
 Miller (FL)  
 Miller (MI)  
 Miller (NC)  
 Miller, Gary  
 Miller, George  
 Mitchell  
 Mollohan  
 Moore (KS)  
 Moore (WI)  
 Moran (KS)

Tauscher  
 Taylor  
 Terry  
 Thompson (CA)  
 Thompson (MS)  
 Thornberry  
 Tiahrt  
 Tiberi  
 Tierney  
 Towns  
 Turner  
 Udall (CO)  
 Udall (NM)  
 Upton  
 Van Hollen

Velázquez  
 Visclosky  
 Walberg  
 Walden (OR)  
 Walsh (NY)  
 Walz (MN)  
 Wamp  
 Wasserman  
 Schultz  
 Waters  
 Watt  
 Waxman  
 Weiner  
 Welch (VT)  
 Weldon (FL)

Weller  
 Westmoreland  
 Waxler  
 Whitfield  
 Wicker  
 Wilson (NM)  
 Wilson (OH)  
 Wilson (SC)  
 Wolf  
 Wu  
 Yarmuth  
 Young (AK)  
 Young (FL)

Dingell  
 Doggett  
 Donnelly  
 Doolittle  
 Doyle  
 Drake  
 Dreier  
 Duncan  
 Edwards  
 Ehlers  
 Ellison  
 Ellsworth  
 Emanuel  
 Emerson  
 Engel  
 English (PA)  
 Eshoo  
 Etheridge  
 Everett  
 Fallin  
 Linder  
 Lipinski  
 LoBiondo  
 Loeb sack  
 Lofgren, Zoe  
 Filner  
 Flake  
 Forbes  
 Fortenberry  
 Fossella  
 Foxx  
 Frank (MA)  
 Franks (AZ)  
 Frelinghuysen  
 Gallegly  
 Garrett (NJ)  
 Gerlach  
 Giffords  
 Gilchrest  
 Gillibrand  
 Gillmor  
 Gingrey  
 Gohmert  
 Gonzalez  
 Goode  
 Goodlatte  
 Gordon  
 Granger  
 Graves  
 Green, Al  
 Green, Gene  
 Grijalva  
 Gutierrez  
 Hall (NY)  
 Hall (TX)  
 Hare  
 Harman  
 Hastert  
 Hastings (WA)  
 Hayes  
 Heller  
 Hensarling  
 Herger  
 Herseth Sandlin  
 Higgins  
 Hill  
 Hinchey  
 Hinojosa  
 Hirono  
 Hobson  
 Hodes

Kirk  
 Klein (FL)  
 Kline (MN)  
 Kucinich  
 Kuhl (NY)  
 LaHood  
 Lamborn  
 Lampson  
 Langevin  
 Lantos  
 Larsen (WA)  
 Larson (CT)  
 Latham  
 LaTourette  
 Lee  
 Levin  
 Lewis (CA)  
 Lewis (GA)  
 Lewis (KY)  
 Linder  
 Lipinski  
 LoBiondo  
 Loeb sack  
 Lofgren, Zoe  
 Filner  
 Flake  
 Forbes  
 Fortenberry  
 Fossella  
 Foxx  
 Frank (MA)  
 Franks (AZ)  
 Frelinghuysen  
 Gallegly  
 Garrett (NJ)  
 Gerlach  
 Giffords  
 Gilchrest  
 Gillibrand  
 Gillmor  
 Gingrey  
 Gohmert  
 Gonzalez  
 Goode  
 Goodlatte  
 Gordon  
 Granger  
 Graves  
 Green, Al  
 Green, Gene  
 Grijalva  
 Gutierrez  
 Hall (NY)  
 Hall (TX)  
 Hare  
 Harman  
 Hastert  
 Hastings (WA)  
 Hayes  
 Heller  
 Hensarling  
 Herger  
 Herseth Sandlin  
 Higgins  
 Hill  
 Hinchey  
 Hinojosa  
 Hirono  
 Hobson  
 Hodes

Putnam  
 Radanovich  
 Rahall  
 Ramstad  
 Rangel  
 Regula  
 Rehberg  
 Reichert  
 Renzi  
 Reynolds  
 Rodriguez  
 Rogers (AL)  
 Rogers (KY)  
 Rogers (MI)  
 Rohrabacher  
 Ros-Lehtinen  
 Roskam  
 Ross  
 Rothman  
 Roybal-Allard  
 Royce  
 Ruppertsberger  
 Rush  
 Ryan (OH)  
 Ryan (WI)  
 Salazar  
 Sali  
 Sánchez, Linda  
 T.  
 Sanchez, Loretta  
 Sarbanes  
 Saxton  
 Schakowsky  
 Schiff  
 Schmidt  
 Schwartz  
 Scott (GA)  
 Scott (VA)  
 Sensenbrenner  
 Sessions  
 Sestak  
 Shadegg  
 Shays  
 Shea-Porter  
 Sherman  
 Shimkus  
 Shuler  
 Shuster  
 Simpson  
 Sires  
 Skelton  
 Slaughter  
 Smith (NE)  
 Smith (NJ)  
 Smith (TX)  
 Smith (WA)  
 Snyder  
 Solis  
 Souder  
 Space  
 Spratt  
 Stark  
 Stearns  
 Stupak  
 Sullivan  
 Sutton  
 Tanner

NOT VOTING—20

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said resolution, as amended, was agreed to.

A motion to reconsider the vote whereby the rules were suspended and said resolution, as amended, was agreed to was, by unanimous consent, laid on the table.

75.32 H. RES. 422—UNFINISHED BUSINESS

The SPEAKER pro tempore, Mr. ROSS, pursuant to clause 8, rule XX, announced the further unfinished business to be the motion to suspend the rules and agree to said resolution (H. Res. 422) calling on the government of the People's Republic of China to use its unique influences and economic leverage to stop genocide and violence in Darfur, Sudan.

The question being put, Will the House suspend the rules and agree to said resolution?

The vote was taken by electronic device.

It was decided in the affirmative { Yeas ..... 410 Nays ..... 0

75.33

[Roll No. 427]

YEAS—410

Abercrombie  
 Ackerman  
 Aderholt  
 Akin  
 Alexander  
 Allen  
 Altmire  
 Andrews  
 Arcuri  
 Bachmann  
 Bachus  
 Baird  
 Baker  
 Baldwin  
 Barrett (SC)  
 Barrow  
 Bartlett (MD)  
 Barton (TX)  
 Bean  
 Berkley  
 Berman  
 Berry  
 Biggert  
 Bilbray  
 Bilirakis  
 Bishop (GA)  
 Bishop (NY)  
 Bishop (UT)  
 Blackburn  
 Blumenauer  
 Blunt  
 Boehner  
 Bonner  
 Bono  
 Boozman

Boren  
 Boswell  
 Boucher  
 Boustany  
 Boyd (FL)  
 Boyda (KS)  
 Brady (PA)  
 Brady (TX)  
 Braley (IA)  
 Brown (SC)  
 Brown, Corrine  
 Brown-Waite,  
 Ginny  
 Buchanan  
 Burgess  
 Burton (IN)  
 Butterfield  
 Buyer  
 Calvert  
 Camp (MI)  
 Campbell (CA)  
 Cannon  
 Capito  
 Capps  
 Capuano  
 Cardoza  
 Carnahan  
 Carney  
 Carson  
 Carter  
 Castle  
 Castor  
 Chabot  
 Chandler  
 Clarke

Clay  
 Cleaver  
 Clyburn  
 Coble  
 Cohen  
 Cole (OK)  
 Conaway  
 Conyers  
 Costa  
 Costello  
 Courtney  
 Cramer  
 Crenshaw  
 Crowley  
 Cubin  
 Cuellar  
 Culberson  
 Cummings  
 Davis (AL)  
 Davis (CA)  
 Davis (IL)  
 Davis (KY)  
 Davis, David  
 Davis, Jo Ann  
 Davis, Lincoln  
 Davis, Tom  
 Deal (GA)  
 DeFazio  
 DeGette  
 Delahunt  
 DeLauro  
 Dent  
 Diaz-Balart, L.  
 Diaz-Balart, M.  
 Dicks



Wexler	Wilson (OH)	Yarmuth
Whitfield	Wilson (SC)	Young (AK)
Wicker	Wolf	Young (FL)
Wilson (NM)	Wu	

NOT VOTING—22

Baca	Hunter	Pickering
Becerra	Jefferson	Reyes
Cantor	Knollenberg	Tancredo
Cooper	McNerney	Watson
Hastings (FL)	Meehan	Woolsey
Hobson	Myrick	Wynn
Holden	Paul	
Holt	Payne	

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said resolution was agreed to.

A motion to reconsider the vote whereby the rules were suspended and said resolution was agreed to was, by unanimous consent, laid on the table.

¶75.34 H. RES. 430—UNFINISHED BUSINESS

The SPEAKER pro tempore, Mr. ROSS, pursuant to clause 8, rule XX, announced the further unfinished business to be the motion to suspend the rules and agree to said resolution (H. Res. 430) calling on the Government of Islamic Republic of Iran to immediately release Dr. Haleh Esfandiari; as amended.

The question being put,

Will the House suspend the rules and agree to said resolution, as amended?

The vote was taken by electronic device.

It was decided in the { Yeas ..... 411 affirmative ..... } Nays ..... 0

¶75.35 [Roll No. 428] YEAS—411

Abercrombie	Burgess	DeFazio
Ackerman	Burton (IN)	DeGette
Aderholt	Butterfield	Delahunt
Akin	Buyer	DeLauro
Alexander	Calvert	Dent
Allen	Camp (MI)	Diaz-Balart, L.
Altmire	Campbell (CA)	Diaz-Balart, M.
Andrews	Cannon	Dicks
Arcuri	Capito	Dingell
Bachmann	Capps	Doggett
Bachus	Capuano	Donnelly
Baird	Cardoza	Doolittle
Baker	Carnahan	Doyle
Baldwin	Carney	Drake
Barrett (SC)	Carson	Dreier
Barrow	Carter	Duncan
Bartlett (MD)	Castle	Edwards
Barton (TX)	Castor	Ehlers
Bean	Chabot	Ellison
Berkley	Chandler	Ellsworth
Berman	Clarke	Emanuel
Berry	Clay	Emerson
Biggert	Cleaver	Engel
Bilbray	Clyburn	English (PA)
Bilirakis	Coble	Eshoo
Bishop (GA)	Cohen	Etheridge
Bishop (NY)	Cole (OK)	Everett
Bishop (UT)	Conaway	Fallin
Blackburn	Conyers	Farr
Blumenauer	Costa	Fattah
Blunt	Costello	Feeney
Boehner	Courtney	Ferguson
Bonner	Cramer	Filner
Bono	Crenshaw	Flake
Boozman	Crowley	Forbes
Boren	Cubin	Fortenberry
Boswell	Cuellar	Fossella
Boucher	Culberson	Foxx
Boustany	Cummings	Frank (MA)
Boyd (FL)	Davis (AL)	Franks (AZ)
Boyd (KS)	Davis (CA)	Frelinghuysen
Brady (PA)	Davis (IL)	Gallagher
Brady (TX)	Davis (KY)	Garrett (NJ)
Brown (SC)	Davis, David	Gerlach
Brown, Corrine	Davis, Jo Ann	Giffords
Brown-Waite,	Davis, Lincoln	Gilchrest
Ginny	Davis, Tom	Gillibrand
Buchanan	Deal (GA)	Gillmor

Gingrey	Mack	Royce
Gohmert	Mahoney (FL)	Ruppersberger
Gonzalez	Maloney (NY)	Rush
Goode	Marchant	Ryan (OH)
Goodlatte	Markey	Ryan (WI)
Gordon	Marshall	Salazar
Granger	Matheson	Sali
Graves	Matsui	Sánchez, Linda
Green, Al	McCarthy (CA)	T.
Green, Gene	McCarthy (NY)	Sanchez, Loretta
Grijalva	McCaul (TX)	Sarbanes
Gutierrez	McCollum (MN)	Saxton
Hall (NY)	McCotter	Schakowsky
Hall (TX)	McCrery	Schiff
Hare	McDermott	Schmidt
Harman	McGovern	Schwartz
Hastert	McHenry	Scott (GA)
Hastings (WA)	McHugh	Scott (VA)
Hayes	McIntyre	Sensenbrenner
Heller	McKeon	Serrano
Hensarling	McMorris	Sessions
Hergert	Rodgers	Sestak
Herseth Sandlin	McNerney	Shadegg
Higgins	McNulty	Shays
Hill	Meek (FL)	Shea-Porter
Hinchey	Meeke (NY)	Sherman
Hinojosa	Melancon	Shimkus
Hirono	Mica	Shuler
Hobson	Michaud	Shuster
Hodes	Miller (FL)	Simpson
Hoekstra	Miller (MI)	Sires
Honda	Miller (NC)	Skelton
Hooley	Miller, Gary	Slaughter
Hoyer	Miller, George	Smith (NE)
Hulshof	Mitchell	Smith (NJ)
Inglis (SC)	Mollohan	Smith (TX)
Inslee	Moore (KS)	Smith (WA)
Israel	Moore (WI)	Snyder
Issa	Moran (KS)	Solis
Jackson (IL)	Moran (VA)	Souder
Jackson-Lee	Murphy (CT)	Space
(TX)	Murphy, Patrick	Spratt
Jindal	Murphy, Tim	Stark
Johnson (GA)	Murtha	Stearns
Johnson (IL)	Musgrave	Stupak
Johnson, E. B.	Nadler	Sullivan
Johnson, Sam	Napolitano	Sutton
Jones (NC)	Neal (MA)	Tanner
Jones (OH)	Neugebauer	Tauscher
Jordan	Nunes	Taylor
Kagen	Oberstar	Terry
Kanjorski	Obey	Thompson (CA)
Kaptur	Oliver	Thompson (MS)
Keller	Ortiz	Thornberry
Kennedy	Pallone	Tiahrt
Kildee	Pascrell	Tiberti
Kilpatrick	Pastor	Tierney
King	Pearce	Towns
King (IA)	Pence	Turner
King (NY)	Perlmutter	Udall (CO)
Kingston	Peterson (MN)	Udall (NM)
Kirk	Peterson (PA)	Upton
Klein (FL)	Petri	Van Hollen
Kline (MN)	Pitts	Velázquez
Knollenberg	Platts	Visclosky
Kucinich	Poe	Walberg
Kuhl (NY)	Pomeroy	Walden (OR)
LaHood	Porter	Walsh (NY)
Lamborn	Price (GA)	Walz (MN)
Lampson	Price (NC)	Wamp
Langevin	Pryce (OH)	Wasserman
Lantos	Putnam	Schultz
Larsen (WA)	Radanovich	Waters
Larson (CT)	Rahall	Watt
Latham	Ramstad	Waxman
LaTourette	Rangel	Weiner
Lee	Regula	Welch (VT)
Levin	Rehberg	Weldon (FL)
Lewis (CA)	Reichert	Weller
Lewis (GA)	Renzi	Westmoreland
Lewis (KY)	Reynolds	Wexler
Linder	Rodriguez	Whitfield
Lipinski	Rogers (AL)	Wicker
LoBiondo	Rogers (KY)	Wilson (NM)
Loeb sack	Rogers (MI)	Wilson (OH)
Lofgren, Zoe	Rohrabacher	Wilson (SC)
Lowe	Ros-Lehtinen	Wolf
Lucas	Roskam	Wu
Lungren, Daniel	Ross	Yarmuth
E.	Rothman	Young (AK)
Lynch	Roybal-Allard	Young (FL)

NOT VOTING—21

Baca	Holt	Payne
Becerra	Hunter	Pickering
Brale	Jefferson	Reyes
Cantor	Manzullo	Tancredo
Cooper	Meehan	Watson
Hastings (FL)	Myrick	Woolsey
Holden	Paul	Wynn

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said resolution, as amended, was agreed to.

By unanimous consent, the title was amended so as to read: "A resolution calling for Iran to immediately release five dual Iranian-American citizens currently being held unjustly."

A motion to reconsider the votes whereby the rules were suspended and said resolution, as amended, was agreed to and the title was amended was, by unanimous consent, laid on the table.

¶75.36 H. RES. 451—UNFINISHED BUSINESS

The SPEAKER pro tempore, Mr. ROSS, pursuant to clause 8, rule XX, announced the further unfinished business to be the motion to suspend the rules and agree to said resolution (H. Res. 451) directing the Committee on Standards of Official Conduct to respond to the indictment of, or the filing of charges of criminal conduct in a court of the United States or any State against, any Member of the House of Representatives by empaneling an investigative subcommittee to review the allegations not later than 30 days after the date the Member is indicted or the charges are filed.

The question being put,

Will the House suspend the rules and agree to said resolution?

The vote was taken by electronic device.

It was decided in the { Yeas ..... 387 affirmative ..... } Nays ..... 10 Answered present 15

¶75.37 [Roll No. 429] YEAS—387

Abercrombie	Brown (SC)	Davis (CA)
Ackerman	Brown-Waite,	Davis (IL)
Aderholt	Ginny	Davis (KY)
Akin	Buchanan	Davis, David
Alexander	Burgess	Davis, Jo Ann
Allen	Burton (IN)	Davis, Lincoln
Altmire	Butterfield	Davis, Tom
Andrews	Buyer	Deal (GA)
Arcuri	Calvert	DeFazio
Bachmann	Camp (MI)	DeGette
Bachus	Campbell (CA)	DeLauro
Baird	Cannon	Dent
Baker	Capito	Diaz-Balart, L.
Baldwin	Capps	Diaz-Balart, M.
Barrow	Capuano	Dicks
Bartlett (MD)	Cardoza	Dingell
Barton (TX)	Carnahan	Doggett
Bean	Carney	Donnelly
Berkley	Carson	Drake
Berman	Carter	Dreier
Berry	Castle	Duncan
Biggert	Castor	Edwards
Bilbray	Chabot	Ehlers
Bilirakis	Chandler	Ellison
Bishop (GA)	Clarke	Ellsworth
Bishop (NY)	Cleaver	Emanuel
Bishop (UT)	Clyburn	Emerson
Blackburn	Coble	Engel
Blumenauer	Cohen	English (PA)
Blunt	Cole (OK)	Eshoo
Bonner	Conaway	Etheridge
Bono	Costa	Everett
Boozman	Costello	Fallin
Boren	Courtney	Farr
Boswell	Cramer	Fattah
Boucher	Crenshaw	Feeney
Boustany	Crowley	Ferguson
Boyd (FL)	Cubin	Flake
Boyd (KS)	Cuellar	Forbes
Brady (PA)	Culberson	Fortenberry
Brady (TX)	Cummings	Fossella
Brown (SC)	Davis (AL)	Foxx

Frank (MA)	Lowey	Roskam
Franks (AZ)	Lucas	Ross
Frelinghuysen	Lungren, Daniel E.	Rothman
Galleghy	Lynch	Royce
Garrett (NJ)	Mack	Ruppersberger
Gerlach	Mahoney (FL)	Rush
Giffords	Maloney (NY)	Ryan (OH)
Gilchrest	Manzullo	Ryan (WI)
Gillibrand	Marchant	Salazar
Gillmor	Markey	Sali
Gingrey	Marshall	Sánchez, Linda T.
Gohmert	Matheson	Sanchez, Loretta
Gonzalez	Matsui	Sarbanes
Goode	McCarthy (CA)	Saxton
Goodlatte	McCarthy (NY)	Schiff
Gordon	McCollum (MN)	Schmidt
Granger	McCotter	Schwartz
Graves	McCrary	Scott (GA)
Green, Al	McGovern	Scott (VA)
Hall (NY)	McHenry	Sensenbrenner
Hall (TX)	McHugh	Serrano
Hare	McIntyre	Sessions
Harman	McKeon	Sestak
Hastert	McMorris	Shadegg
Hayes	Rodgers	Shays
Heller	McNerney	Shea-Porter
Hensarling	McNulty	Sherman
Hergert	Meek (FL)	Shimkus
Herseth Sandlin	Meeks (NY)	Shuler
Higgins	Melancon	Shuster
Hill	Mica	Simpson
Hinchey	Michaud	Sires
Hinojosa	Miller (FL)	Skelton
Hirono	Miller (MD)	Slaughter
Hobson	Miller (NC)	Smith (NE)
Hodes	Miller (NY)	Smith (NJ)
Hoekstra	Miller, Gary	Smith (TX)
Honda	Miller, George	Smith (WA)
Hookey	Mitchell	Snyder
Hoyer	Mollohan	Solis
Hulshof	Moore (KS)	Souder
Inglis (SC)	Moore (WI)	Space
Inslee	Moran (KS)	Spratt
Israel	Moran (VA)	Stearns
Issa	Murphy (CT)	Stupak
Jackson (IL)	Murphy, Patrick	Sullivan
Jackson-Lee	Murphy, Tim	Sutton
(TX)	Musgrave	Tanner
Jindal	Napolitano	Tauscher
Johnson (GA)	Neal (MA)	Taylor
Johnson (IL)	Neugebauer	Terry
Johnson, E. B.	Nunes	Thompson (CA)
Johnson, Sam	Oberstar	Thompson (MS)
Jones (NC)	Obey	Thornberry
Jordan	Olver	Tiahrt
Kagen	Ortiz	Tierney
Kanjorski	Pallone	Towns
Kaptur	Pascarell	Turner
Keller	Pastor	Udall (CO)
Kennedy	Pearce	Udall (NM)
Kildee	Pence	Upton
Kilpatrick	Perlmutter	Van Hollen
Kind	Peterson (MN)	Velázquez
King (IA)	Peterson (PA)	Visclosky
King (NY)	Petri	Walberg
Kingston	Pitts	Walden (OR)
Kirk	Platts	Walsh (NY)
Klein (FL)	Poe	Walsh (MN)
Knollenberg	Pomeroy	Wamp
Kucinich	Porter	Reynolds
Kuhl (NY)	Price (GA)	Rodriguez
LaHood	Price (NC)	Rogers (AL)
Lamborn	Pryce (OH)	Rogers (KY)
Lampson	Putnam	Rogers (MI)
Langevin	Radanovich	Ros-Lehtinen
Lantos	Rahall	Roskam
Larsen (WA)	Ramstad	Ross
Larson (CT)	Rangel	Rothman
Latham	Regula	Royce
Lee	Rehberg	Ruppersberger
Levin	Reichert	Ryan (OH)
Lewis (CA)	Renzi	Ryan (WI)
Lewis (GA)	Reynolds	Salazar
Lewis (KY)	Rodriguez	Sali
Linder	Rogers (AL)	Sánchez, Linda T.
Lipinski	Rogers (KY)	Sanchez, Loretta
LoBiondo	Rogers (MI)	
Loeb sack	Rohrabacher	
Lofgren, Zoe	Ros-Lehtinen	

NAYS—10

Clay	LaTourette	Whitfield
Conyers	McDermott	Young (AK)
Doolittle	Nadler	
Filner	Stark	

ANSWERED "PRESENT"—15

Barrett (SC)	Delahunt	Grijalva
Bonner	Doyle	Gutiérrez
Brown, Corrine	Green, Gene	Hastings (WA)

Jones (OH)	McCaul (TX)	Schakowsky
Kline (MN)	Roybal-Allard	Waters

NOT VOTING—20

Baca	Hunter	Pickering
Becerra	Jefferson	Reyes
Cantor	Meehan	Tancredo
Cooper	Murtha	Watson
Hastings (FL)	Myrick	Woolsey
Holden	Paul	Wynn
Holt	Payne	

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said resolution was agreed to.

A motion to reconsider the vote whereby the rules were suspended and said resolution was agreed to was, by unanimous consent, laid on the table.

75.38 H. RES. 452—UNFINISHED BUSINESS

The SPEAKER pro tempore, Mr. ROSS, pursuant to clause 8, rule XX, announced the further unfinished business to be the question on agreeing to the resolution (H. Res. 452) raising a question of the privileges of the House. The question being put,

Will the House agree to said resolution?

The vote was taken by electronic device.

It was decided in the affirmative .....	Yeas .....	373	Nays .....	26	Answered present	13
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75.39 [Roll No. 430]

YEAS—373

Abercrombie	Capito	Emanuel
Ackerman	Capps	Emerson
Aderholt	Capuano	English (PA)
Akin	Cardoza	Eshoo
Alexander	Carnahan	Etheridge
Allen	Carney	Everett
Altmire	Carson	Fallin
Andrews	Carter	Farr
Arcuri	Castle	Fattah
Bachmann	Castor	Feeney
Bachus	Chabot	Ferguson
Baird	Chandler	Flake
Baker	Cleaver	Forbes
Baldwin	Coble	Fortenberry
Barrow	Cohen	Fossella
Bartlett (MD)	Cole (OK)	Fox
Barton (TX)	Conaway	Frank (MA)
Bean	Conyers	Franks (AZ)
Berkley	Costa	Frelinghuysen
Berman	Costello	Galleghy
Berry	Courtney	Garrett (NJ)
Biggart	Cramer	Gerlach
Bilbray	Crenshaw	Giffords
Bilirakis	Crowley	Gilchrest
Bishop (NY)	Cubin	Gillibrand
Bishop (UT)	Cuellar	Gillmor
Blackburn	Culberson	Gingrey
Blumenauer	Cummings	Gohmert
Blunt	Davis (AL)	Gonzalez
Boehner	Davis (CA)	Goode
Bono	Davis (KY)	Goodlatte
Boozman	Davis, David	Gordon
Boren	Davis, Jo Ann	Granger
Boswell	Davis, Lincoln	Graves
Boucher	Davis, Tom	Green, Al
Boustany	Deal (GA)	Grijalva
Boyd (FL)	DeFazio	Hall (NY)
Boya (KS)	DeGette	Hall (TX)
Brady (PA)	DeLauro	Hare
Brady (TX)	Dent	Harman
Braley (IA)	Diaz-Balart, L.	Hastert
Brown (SC)	Diaz-Balart, M.	Hayes
Brown-Waite,	Dicks	Heller
Ginny	Dingell	Hensarling
Buchanan	Doggett	Hergert
Burgess	Donnelly	Herseth Sandlin
Burton (IN)	Drake	Higgins
Buyer	Dreier	Hill
Calvert	Duncan	Hinchey
Camp (MI)	Edwards	Hinojosa
Campbell (CA)	Ehlers	Hirono
Cannon	Ellsworth	Hobson

Hodes	McNerney	Sarbanes
Hoekstra	McNulty	Saxton
Hooley	Meek (FL)	Schiff
Hoyer	Meeks (NY)	Schmidt
Hulshof	Melancon	Schwartz
Inglis (SC)	Mica	Scott (GA)
Inslee	Michaud	Scott (VA)
Israel	Miller (FL)	Sensenbrenner
Issa	Miller (MI)	Serrano
Jackson (IL)	Miller (NC)	Sessions
Jindal	Miller, Gary	Sestak
Johnson (GA)	Miller, George	Shadegg
Johnson (IL)	Mitchell	Shays
Johnson, Sam	Mollohan	Shea-Porter
Jones (NC)	Moore (KS)	Sherman
Jordan	Moore (WI)	Shimkus
Kagen	Moran (KS)	Shuler
Kanjorski	Moran (VA)	Shuster
Kaptur	Murphy (CT)	Simpson
Keller	Murphy, Patrick	Sires
Kennedy	Murphy, Tim	Skelton
Kildee	Musgrave	Slaughter
Kind	Napolitano	Smith (NE)
King (IA)	Neal (MA)	Smith (NJ)
King (NY)	Neugebauer	Smith (TX)
Kingston	Nunes	Smith (WA)
Kirk	Oberstar	Snyder
Klein (FL)	Obey	Solis
Knollenberg	Olver	Souder
Kucinich	Ortiz	Space
Kuhl (NY)	Pallone	Spratt
LaHood	Pascarell	Stearns
Lamborn	Pastor	Sullivan
Lampson	Pearce	Sutton
Langevin	Pence	Tanner
Lantos	Perlmutter	Tauscher
Larsen (WA)	Peterson (MN)	Taylor
Larson (CT)	Peterson (PA)	Terry
Latham	Petri	Thompson (CA)
Levin	Pitts	Thornberry
Lewis (CA)	Platts	Tiahrt
Lewis (GA)	Poe	Tiberi
Lewis (KY)	Pomeroy	Tierney
Linder	Porter	Towns
Lipinski	Price (GA)	Turner
LoBiondo	Price (NC)	Udall (CO)
Loeb sack	Pryce (OH)	Udall (NM)
Lofgren, Zoe	Putnam	Upton
Lowey	Radanovich	Van Hollen
Lucas	Rahall	Velázquez
Lungren, Daniel E.	Ramstad	Visclosky
	Rangel	Walberg
Lynch	Regula	Walden (OR)
Mack	Rehberg	Walsh (NY)
Mahoney (FL)	Reichert	Walz (MN)
Maloney (NY)	Renzi	Wamp
Manzullo	Reynolds	Wasserman
Marchant	Rodriguez	Schultz
Markey	Rogers (AL)	Watt
Marshall	Rogers (KY)	Waxman
Matheson	Rogers (MI)	Weiner
Matsui	Ros-Lehtinen	Welch (VT)
McCarthy (CA)	Roskam	Weldon (FL)
McCarthy (NY)	Ross	Weller
McCollum (MN)	Rothman	Westmoreland
McCotter	Royce	Wexler
McCrary	Ruppersberger	Wicker
McGovern	Ryan (OH)	Wilson (NM)
McHenry	Ryan (WI)	Wilson (OH)
McHugh	Salazar	Wilson (SC)
McIntyre	Sali	Wolf
McKeon	Sánchez, Linda T.	Wu
McMorris	Sanchez, Loretta	Yarmuth
Rodgers		Young (FL)

NAYS—26

Bishop (GA)	Filner	Rohrabacher
Brown, Corrine	Gutiérrez	Rush
Butterfield	Honda	Schakowsky
Clarke	Johnson, E. B.	Stark
Clay	Kilpatrick	Stupak
Clyburn	LaTourette	Thompson (MS)
Davis (IL)	Lee	Whitfield
Doolittle	McDermott	Young (AK)
Ellison	Nadler	

ANSWERED "PRESENT"—13

Barrett (SC)	Green, Gene	Kline (MN)
Bonner	Hastings (WA)	McCaul (TX)
Delahunt	Jackson-Lee	Roybal-Allard
Doyle	(TX)	Waters
Engel	Jones (OH)	

NOT VOTING—20

Baca	Holden	Murtha
Becerra	Holt	Myrick
Cantor	Hunter	Paul
Cooper	Jefferson	Payne
Hastings (FL)	Meehan	

Pickering  
Reyes

Tancredó  
Watson

Woolsey  
Wynn

So the resolution was agreed to.  
A motion to reconsider the vote whereby said resolution was agreed to was, by unanimous consent, laid on the table.

¶75.40 PROVIDING FOR CONSIDERATION  
OF H.R. 2446

Ms. SUTTON, by direction of the Committee on Rules, reported (Rept. No. 110-174) the resolution (H. Res. 453) providing for consideration of the bill (H.R. 2446) to reauthorize the Afghanistan Freedom Support Act of 2002, and for other purposes.

When said resolution and report were referred to the House Calendar and ordered printed.

¶75.41 THE LATE HONORABLE CRAIG  
THOMAS

Mrs. CUBIN, submitted the following privileged resolution (H. Res. 454):

*Resolved*, That the House has heard with profound sorrow of the death of the Honorable Craig Thomas, a Senator from the State of Wyoming.

*Resolved*, That a committee of such Members of the House as the Speaker may designate, together with such Members of the Senate as may be joined, be appointed to attend the funeral.

*Resolved*, That the Clerk communicate these resolutions to the Senate and transmit a copy thereof to the family of the deceased.

*Resolved*, That when the House adjourns today, it adjourn as a further mark of respect to the memory of the deceased Senator.

When said resolution was considered and agreed to.

A motion to reconsider the vote whereby said resolution was agreed to was, by unanimous consent, laid on the table.

¶75.42 SENATE BILLS AND CONCURRENT  
RESOLUTION REFERRED

Bills of the Senate of the following titles were taken from the Speaker's table and, under the rule, referred as follows:

S. 231. An Act to authorize the Edward Byrne Memorial Justice Assistance Grant Program at fiscal year 2006 levels through 2012; to the Committee on the Judiciary.

S. 398. An Act to amend the Indian Child Protection and Family Violence Prevention Act to identify and remove barriers to reducing child abuse, to provide for examinations of certain children, and for other purposes; to the Committee on Natural Resources in addition to the Committee on the Judiciary for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

S. Con. Res. 32. A concurrent resolution honoring the 50th anniversary of Stan Hywet Hall & Gardens; to the Committee on Oversight and Government Reform.

¶75.43 BILLS PRESENTED TO THE  
PRESIDENT

Lorraine C. Miller, Clerk of the House, reported that on May 24, 2007, she presented to the President of the United States, for his approval, the following bill.

H.R. 988. An Act to designate the facility of the United States Postal Service located at

5757 Tilton Avenue in Riverside, California, as the "Lieutenant Todd Jason Bryant Post Office".

Lorraine C. Miller, Clerk of the House, reported that on May 25, 2007, she presented to the President of the United States, for his approval, the following bill.

H.R. 2206. An Act making emergency supplemental appropriations and additional supplemental appropriations for agricultural and other emergency assistance for the fiscal year ending September 30, 2007, and for other purposes.

¶75.44 LEAVE OF ABSENCE

By unanimous consent, leave of absence was granted—

To Mr. BECERRA, for today and June 6;

To Mr. EMERSON, for May 24; and

To Mr. WYNN, for today.  
And then,

¶75.45 ADJOURNMENT

On motion of Mr. BURGESS, pursuant to House Resolution 454, at midnight, the House adjourned out of respect for the late Honorable Craig Thomas until 10 a.m., Wednesday, June 6, 2007.

¶75.46 REPORTS OF COMMITTEES ON  
PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XIII, reports of committees were delivered to the Clerk for printing and reference to the proper calendar, as follows:

Mr. LANTOS: Committee on Foreign Affairs. H.R. 2446. A bill to reauthorize the Afghanistan Freedom Support Act of 2002, and for other purposes (Rept. 110-170). Referred to the Committee of the Whole House on the state of the Union.

*[Filed on June 5, 2007]*

Mr. GORDON of Tennessee: Committee on Science and Technology. H.R. 632. A bill to authorize the Secretary of Energy to establish monetary prizes for achievements in overcoming scientific and technical barriers associated with hydrogen energy; with an amendment (Rept. 110-171). Referred to the Committee of the Whole House on the state of the Union.

Mr. GORDON of Tennessee: Committee on Science and Technology. H.R. 1467. A bill to authorize the National Science Foundation to award grants to institutions of higher education to develop and offer education and training programs (Rept. 110-172). Referred to the Committee of the Whole House on the State of the Union.

Mr. GORDON of Tennessee: Committee on Science and Technology. H.R. 1716. A bill to authorize higher education curriculum development and graduate training in advanced energy and green building technologies; with an amendment (Rept. 110-173). Referred to the Committee of the Whole House on the State of the Union.

*[Submitted on June 6, 2007]*

Mr. MCGOVERN: Committee on Rules. House Resolution 453. Resolution providing for consideration of the bill (H.R. 2446) to reauthorize the Afghanistan Freedom Support Act of 2002, and for other purposes (Rept. 110-174). Referred to the House Calendar.

¶75.47 PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XII, public bills and resolutions were introduced and severally referred, as follows:

By Mr. WELLER:

H.R. 2557. A bill to amend the Internal Revenue Code of 1986 to increase and extend the alternative motor vehicle credit for certain flexible fuel hybrid vehicles; to the Committee on Ways and Means.

By Mr. SULLIVAN:

H.R. 2558. A bill to preserve open competition and Federal Government neutrality towards the labor relations of Federal Government contractors on Federal and federally funded construction projects; to the Committee on Oversight and Government Reform.

By Mr. GEORGE MILLER of California (for himself, Mr. MCKEON, Mr. HINOJOSA, and Mr. KELLER):

H.R. 2559. A bill to temporarily extend the programs under the Higher Education Act of 1965, and for other purposes; to the Committee on Education and Labor.

By Ms. DEGETTE (for herself, Mr. MURPHY of Connecticut, Mr. LANGEVIN, Mr. SPACE, Mrs. BOYDA of Kansas, and Mr. CARNAHAN):

H.R. 2560. A bill to amend the Federal Food, Drug, and Cosmetic Act to prohibit human cloning, and for other purposes; to the Committee on Energy and Commerce.

By Mr. DENT:

H.R. 2561. A bill to protect the United States by targeting terrorists at the border, and for other purposes; to the Committee on Homeland Security.

By Mr. DENT:

H.R. 2562. A bill to amend the Indian Gaming Regulatory Act to limit casino expansion; to the Committee on Natural Resources.

By Mr. LATHAM (for himself, Mr. KING of Iowa, Mr. BRALEY of Iowa, Mr. BOSWELL, and Mr. LOEBBACH):

H.R. 2563. A bill to designate the facility of the United States Postal Service located at 309 East Linn Street in Marshalltown, Iowa, as the "Major Scott Nisely Post Office"; to the Committee on Oversight and Government Reform.

By Mr. WELDON of Florida (for himself, Mr. STUPAK, Mr. SMITH of New Jersey, Mr. PITTS, Mr. PENCE, Mr. BOOZMAN, Mr. GARRETT of New Jersey, Mr. FORTENBERRY, Mrs. SCHMIDT, Mr. FRANKS of Arizona, Mr. CHABOT, Mr. KING of Iowa, Mr. AKIN, Mr. RENZI, Mr. LIPINSKI, Mr. RAHALL, Mr. MCINTYRE, Mr. MANZULLO, Mr. SESSIONS, Mrs. JO ANN DAVIS of Virginia, Mr. TIAHRT, Mr. GINGREY, Mr. LEWIS of Kentucky, Ms. FOOX, Mr. BOUSTANY, Mr. HENSARLING, Mr. JORDAN, Mr. TERRY, Mr. FERGUSON, and Mr. KELLER):

H.R. 2564. A bill to amend title 18, United States Code, to prohibit human cloning; to the Committee on the Judiciary.

By Mrs. JO ANN DAVIS of Virginia:

H.R. 2565. A bill to amend the Magnuson-Stevens Fishery Conservation and Management Act to establish a grant program to ensure waterfront access for commercial fishermen, and for other purposes; to the Committee on Natural Resources.

By Mr. ENGEL:

H.R. 2566. A bill to provide American consumers information about the broadcast television transition from an analog to a digital format; to the Committee on Energy and Commerce.

By Mr. ENGEL (for himself, Ms. GRANGER, Ms. BALDWIN, Mr. PICKERING, Mr. KUHL of New York, and Mr. TIERNEY):

H.R. 2567. A bill to amend title XVIII of the Social Security Act to provide for the coverage of home infusion therapy under the Medicare Program; to the Committee on Energy and Commerce, and in addition to the Committee on Ways and Means, for a period

to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. GALLEGLY:

H.R. 2568. A bill to amend the Fair Credit Reporting Act to establish additional reporting requirements to enhance the detection of identity theft, and for other purposes; to the Committee on Financial Services.

By Mr. GRAVES:

H.R. 2569. A bill to codify certain changes proposed by the Department of Agriculture to the rules governing eligibility for the rural broadband access program, and for other purposes; to the Committee on Agriculture, and in addition to the Committee on Energy and Commerce, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mrs. MUSGRAVE (for herself, Mr. PERLMUTTER, Mr. LAMBORN, Mr. TANCREDO, Mr. UDALL of Colorado, Mr. SALAZAR, and Ms. DEGETTE):

H.R. 2570. A bill to designate the facility of the United States Postal Service located at 301 Boardwalk Drive in Fort Collins, Colorado, as the "Dr. Karl E. Carson Post Office Building"; to the Committee on Oversight and Government Reform.

By Mr. PASCARELL:

H.R. 2571. A bill to amend the Internal Revenue Code of 1986 and the Foreign Trade Zones Act to simplify the tax and eliminate the drawback fee on certain distilled spirits used in nonbeverage products manufactured in a United States foreign trade zone for domestic use and export; to the Committee on Ways and Means.

By Ms. LORETTA SANCHEZ of California:

H.R. 2572. A bill to amend the Higher Education Act of 1965 to establish a student loan forgiveness program for nurses; to the Committee on Education and Labor.

By Mrs. TAUSCHER (for herself, Mrs. MCCARTHY of New York, Mrs. NAPOLITANO, and Mr. SCHIFF):

H.R. 2573. A bill to establish State infrastructure banks for education; to the Committee on Education and Labor.

By Mr. UDALL of Colorado (for himself, Mr. WOLF, Mr. MCCAUL of Texas, Mr. LIPINSKI, Mr. ROSS, Mr. CASTLE, Mr. MOORE of Kansas, Mr. CULBERSON, Ms. HARMAN, Mr. TOM DAVIS of Virginia, Mr. SALAZAR, Mr. DENT, Mr. CUELLAR, Mr. EHLERS, Mr. ISRAEL, Mrs. EMERSON, Mr. SHULER, Mr. ENGLISH of Pennsylvania, Mr. FORTENBERRY, Mr. BOSWELL, Mr. FORTUÑO, Mr. LINCOLN DAVIS of Tennessee, Mr. GERLACH, Mr. MATHESON, Mr. GILCHREST, Mr. HILL, Mr. HOBSON, Mr. BOUCHER, Mr. JONES of North Carolina, Mr. WU, Mr. KINGSTON, Mr. PETERSON of Minnesota, Mr. KUHL of New York, Mr. MAHONEY of Florida, Mr. REICHERT, Mr. MORAN of Virginia, Mr. REGULA, Mrs. BOYDA of Kansas, Mr. SHAYS, Mr. SMITH of New Jersey, Mr. TIBERI, Mr. UPTON, Mr. WAMP, Mr. WHITFIELD, and Mr. WICKER):

H.R. 2574. A bill to implement the recommendations of the Iraq Study Group; to the Committee on Foreign Affairs, and in addition to the Committees on Armed Services, Financial Services, the Judiciary, the Budget, and Intelligence (Permanent Select), for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. LATHAM:

H. Con. Res. 164. Concurrent resolution authorizing the use of the rotunda of the Cap-

itol for a ceremony to award the Congressional Gold Medal to Dr. Norman E. Borlaug; to the Committee on House Administration.

By Mr. HOYER (for himself, Mr. CLYBURN, Mr. EMANUEL, and Mr. LARSON of Connecticut):

H. Res. 451. A resolution directing the Committee on Standards of Official Conduct to respond to the indictment of, or the filing of charges of criminal conduct in a court of the United States or any State against, any Member of the House of Representatives by empaneling an investigative subcommittee to review the allegations not later than 30 days after the date the Member is indicted or the charges are filed; to the Committee on Rules, considered and agreed to.

By Mr. BOEHNER:

H. Res. 452. A resolution raising a question of the Privileges of the House; considered and agreed to.

By Mrs. CUBIN:

H. Res. 454. A resolution expressing the condolences of the House of Representatives on the death of the Honorable Craig Thomas, a Senator from the State of Wyoming; considered and agreed to.

By Ms. BEAN (for herself, Mr. UPTON, Mr. GENE GREEN of Texas, Mr. SHIMKUS, Mr. MATHESON, Mr. DONNELLY, Mr. HILL, and Mrs. GILLIBRAND):

H. Res. 455. A resolution supporting the goals and ideals of National Internet Safety Month; to the Committee on Energy and Commerce.

By Ms. KAPTUR:

H. Res. 456. A resolution supporting the goals and ideals of an annual National Time Out Day to promote patient safety and optimal outcomes in the operating room; to the Committee on Energy and Commerce.

By Mr. MCCOTTER (for himself, Ms. BERKLEY, Mr. LINCOLN DIAZ-BALART of Florida, Mr. MARIO DIAZ-BALART of Florida, Mr. PETERSON of Minnesota, Mr. SHIMKUS, Mr. SHUSTER, and Mr. TANCREDO):

H. Res. 457. A resolution calling on the Russian Federation to withdraw its military forces, armaments, and ammunition stockpiles from the sovereign territory of the Republic of Moldova; to the Committee on Foreign Affairs.

By Mr. PUTNAM:

H. Res. 458. A resolution supporting the goals and ideals of National Fishing and Boating Week; to the Committee on Transportation and Infrastructure, and in addition to the Committee on Natural Resources, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

#### ¶75.48 PRIVATE BILLS AND RESOLUTIONS

Under clause 3 of rule XII,

Ms. ZOE LOFGREN of California introduced A bill (H.R. 2575) for the relief of Mikael Adrian Christopher Figueroa Alvarez; which was referred to the Committee on the Judiciary.

#### ¶75.49 ADDITIONAL SPONSORS

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

H.R. 14: Mr. BOUSTANY.  
H.R. 18: Ms. SUTTON.  
H.R. 20: Mr. KENNEDY, Mrs. BOYDA of Kansas, and Mr. TIERNEY.  
H.R. 21: Mr. STARK, Mr. SIRES, and Mr. PAYNE.  
H.R. 89: Mr. PATRICK MURPHY of Pennsylvania.  
H.R. 96: Mr. PASTOR.  
H.R. 154: Mr. GOODE, Mr. TIERNEY, Mr. ALLEN, Mr. BOUCHER, and Mr. PETERSON of Minnesota.

H.R. 171: Mr. ISRAEL.  
H.R. 172: Mr. KUCINICH, Mr. PAYNE, and Mr. WEXLER.

H.R. 174: Ms. CORRINE BROWN of Florida.  
H.R. 180: Mr. SHERMAN and Mr. SESTAK.  
H.R. 260: Mr. ENGLISH of Pennsylvania.  
H.R. 364: Mr. WU, Mr. WILSON of Ohio, Mr. CHANDLER, Mr. MITCHELL, Ms. EDDIE BERNICE JOHNSON of Texas, Mr. MATHESON, Mr. MILLER of North Carolina, and Mr. CARNAHAN.

H.R. 380: Ms. SLAUGHTER.  
H.R. 402: Mr. SHULER.  
H.R. 473: Mr. HELLER.  
H.R. 480: Mr. DUNCAN and Ms. GINNY BROWN-WAITE of Florida.

H.R. 491: Mr. TIAHRT.  
H.R. 507: Mr. SMITH of New Jersey, Mr. REHBERG, Mr. MILLER of North Carolina, and Mr. PETERSON of Minnesota.

H.R. 532: Mr. KENNEDY.  
H.R. 566: Mr. SCHIFF and Mr. HOLT.  
H.R. 579: Mr. KENNEDY and Mr. ISRAEL.  
H.R. 592: Mr. HONDA and Mr. DOYLE.  
H.R. 620: Ms. NORTON.  
H.R. 632: Mr. MCHENRY.

H.R. 642: Mr. DOYLE and Mr. LINCOLN DAVIS of Tennessee.

H.R. 643: Mr. LINCOLN DAVIS of Tennessee and Mr. SHUSTER.

H.R. 670: Mr. BARROW.  
H.R. 695: Mr. DELAHUNT.  
H.R. 697: Mr. HUNTER and Mr. WAMP.  
H.R. 718: Mr. DOYLE, Mr. PETERSON of Minnesota, Mr. BISHOP of Georgia, Mr. RYAN of Ohio, and Mr. MOLLOHAN.

H.R. 721: Mr. PEARCE.  
H.R. 728: Mr. FILNER.  
H.R. 748: Mr. GOODE, Mrs. CUBIN, Mr. CHANDLER, Mr. PETERSON of Minnesota, Mr. YARMUTH, Mr. ABERCROMBIE, Mr. WALZ of Minnesota, Mr. ROTHMAN, Mr. WALSH of New York, Mr. DENT, Mr. ROGERS of Kentucky, Mr. MURTHA, and Mr. LANGEVIN.  
H.R. 758: Mr. SNYDER, Mr. SAXTON, and Mr. KAGEN.

H.R. 814: Mr. OLVER and Mr. WAXMAN.  
H.R. 821: Mr. FILNER.  
H.R. 829: Mr. SMITH of New Jersey.  
H.R. 849: Mr. MCCOTTER.  
H.R. 850: Mr. MCCOTTER.  
H.R. 864: Mr. ENGLISH of Pennsylvania.  
H.R. 869: Mr. MOLLOHAN and Mr. ETHERIDGE.

H.R. 871: Mr. NADLER and Ms. LEE.  
H.R. 882: Mr. MILLER of North Carolina, Mr. TIM MURPHY of Pennsylvania, Mr. CUMMINGS, Mr. RYAN of Ohio, Mr. SCOTT of Georgia, Mr. MARKEY, and Mr. ROGERS of Michigan.

H.R. 885: Mr. MCCOTTER.  
H.R. 891: Mr. MARKEY and Mr. LYNCH.  
H.R. 906: Mr. GORDON.  
H.R. 923: Ms. LINDA T. SANCHEZ of California.

H.R. 940: Mr. FORTENBERRY.  
H.R. 943: Mrs. CAPPS.  
H.R. 947: Mr. SHAYS.  
H.R. 948: Mrs. WILSON of New Mexico.  
H.R. 962: Mr. DELAHUNT, Ms. ZOE LOFGREN of California, Mr. BLUMENAUER, and Mr. SHERMAN.

H.R. 969: Mr. KENNEDY, Mr. GUTIERREZ, and Mr. WEXLER.

H.R. 971: Mr. BOREN, Mr. SHUSTER, Mrs. MUSGRAVE, Mr. BOYD of Florida, Mr. WALZ of Minnesota, Mr. BLUMENAUER, and Mr. NADLER.

H.R. 980: Mr. CUELLAR, Mr. THOMPSON of California, Ms. DEGETTE, Mr. AL GREEN of Texas, Mr. ORTIZ, Mr. WYNN, and Mr. REYES.  
H.R. 983: Mrs. McMORRIS RODGERS.

H.R. 1014: Mr. UDALL of Colorado, Mr. JACKSON of Illinois, Mr. BOREN, Ms. ROYBAL-ALLARD, Ms. Velázquez, Mr. YARMUTH, and Mr. WEINER.

H.R. 1034: Mr. KIND.  
H.R. 1038: Mr. ALLEN.  
H.R. 1043: Mr. MCGOVERN and Mr. PETERSON of Minnesota.

- H.R. 1059: Mr. MILLER of Florida.  
H.R. 1060: Mr. MILLER of Florida.  
H.R. 1061: Mr. POMEROY.  
H.R. 1065: Ms. ROS-LHEHTINEN.  
H.R. 1073: Mr. RUSH, Mr. SPACE, Mr. MARSHALL, and Mr. GORDON.  
H.R. 1078: Ms. SCHWARTZ, Mr. KAGEN, and Mr. MELANCON.  
H.R. 1088: Mr. FORTENBERRY.  
H.R. 1104: Mr. SIREN.  
H.R. 1107: Mr. SALLI.  
H.R. 1108: Mr. SERRANO, Ms. BEAN, Mrs. GILLBRAND, and Mr. SNYDER.  
H.R. 1110: Mr. STUPAK, Mr. PEARCE, Mr. LATOURETTE, Mrs. CAPPS, Mr. MCGOVERN, Mr. LAHOOD, Mr. SMITH of Washington, Ms. CORRINE BROWN of Florida, Mr. EHLERS, and Mr. GORDON.  
H.R. 1115: Mr. BAIRD.  
H.R. 1125: Mr. MCHUGH, Mr. PORTER, Ms. WOOLSEY, Mr. HENSARLING, and Mr. FORTUÑO.  
H.R. 1134: Mr. KING of New York, Mrs. CUBIN, Mr. WALDEN of Oregon, Mr. DEAL of Georgia, Mr. CHANDLER, Mr. PETERSON of Minnesota, Mr. DICKS, and Mr. WOLF.  
H.R. 1152: Mr. GILLMOR.  
H.R. 1178: Mr. UPTON.  
H.R. 1179: Mr. MICHAUD.  
H.R. 1188: Mr. LATOURETTE and Mr. FILNER.  
H.R. 1192: Mr. BARTLETT of Maryland and Mr. WEINER.  
H.R. 1198: Mr. PICKERING, Mr. HONDA, Mr. WALZ of Minnesota, and Mr. DOYLE.  
H.R. 1199: Mr. BAIRD.  
H.R. 1211: Mr. SCOTT of Georgia and Mr. KANJORSKI.  
H.R. 1216: Mr. MARSHALL.  
H.R. 1222: Mr. PETERSON of Minnesota and Mr. PAUL.  
H.R. 1223: Mr. PETERSON of Minnesota.  
H.R. 1226: Ms. HIRONO and Mr. ENGLISH of Pennsylvania.  
H.R. 1229: Mr. MELANCON and Mr. DINGELL.  
H.R. 1230: Mr. RUSH.  
H.R. 1239: Mr. MCDERMOTT.  
H.R. 1246: Ms. LORETTA SANCHEZ of California.  
H.R. 1265: Ms. GINNY BROWN-WAITE of Florida.  
H.R. 1267: Mr. DOYLE.  
H.R. 1268: Mr. REYES.  
H.R. 1273: Mr. HARE.  
H.R. 1276: Mr. CALVERT.  
H.R. 1279: Mr. CARNEY and Mr. DOYLE.  
H.R. 1280: Mr. KUCINICH, Ms. SUTTON, and Mr. EHLERS.  
H.R. 1308: Mr. ABERCROMBIE.  
H.R. 1310: Mr. POMEROY, Mr. KIND, Mr. DOGGETT, and Mr. EMANUEL.  
H.R. 1328: Mr. MCCOTTER and Mr. MITCHELL.  
H.R. 1330: Mr. REYES.  
H.R. 1333: Mr. MELANCON.  
H.R. 1338: Mr. RUPPERSBERGER, Mr. POMEROY, Mr. CUMMINGS, and Ms. HOOLEY.  
H.R. 1343: Mrs. NAPOLITANO, Mr. ENGLISH of Pennsylvania, Mr. WOLF, Mr. BECERRA, Mr. YARMUTH, Mrs. BLACKBURN, Ms. SLAUGHTER, Mr. REYNOLDS, Mr. WEINER, Ms. GIFFORDS, Mr. ARCURI, Mr. PUTNAM, and Mr. ROGERS of Kentucky.  
H.R. 1344: Mr. WALSH of New York.  
H.R. 1352: Mr. WATT and Mr. CUMMINGS.  
H.R. 1371: Mr. GILLMOR.  
H.R. 1380: Mr. DOYLE and Ms. CORRINE BROWN of Florida.  
H.R. 1381: Ms. WATSON.  
H.R. 1391: Ms. SLAUGHTER.  
H.R. 1394: Mr. HOLT.  
H.R. 1398: Mr. MCCARTHY of California, Mr. STEARNS, Mr. BURTON of Indiana, Mr. WAMP, and Mr. UDALL of Colorado.  
H.R. 1400: Mr. KAGEN, Ms. HIRONO, Mr. ROSKAM, Mr. SPACE, Mr. PETERSON of Pennsylvania, Mr. ROGERS of Michigan, Mr. LARSEN of Washington, and Mr. ETHERIDGE.  
H.R. 1406: Mr. DONNELLY and Mr. EMANUEL.  
H.R. 1439: Mr. HOLT and Mr. LINCOLN DAVIS of Tennessee.  
H.R. 1459: Mr. ROGERS of Kentucky, Mr. MARIO DIAZ-BALART of Florida, Mrs. MCCARTHY of New York, Ms. VELÁZQUEZ, Mrs. MUSGRAVE, and Mr. PETERSON of Minnesota.  
H.R. 1460: Ms. DEGETTE.  
H.R. 1461: Mr. GEORGE MILLER of California, Mr. LYNCH, and Mr. BAIRD.  
H.R. 1464: Mr. MICHAUD.  
H.R. 1467: Ms. EDDIE BERNICE JOHNSON of Texas.  
H.R. 1474: Mr. ANDREWS, Mr. WEINER, Ms. CASTOR, Mr. WALZ of Minnesota, Mr. RYAN of Ohio, Mr. PETERSON of Minnesota, Mr. BLUMENAUER, and Mr. NADLER.  
H.R. 1475: Mr. CUMMINGS.  
H.R. 1491: Mr. ALLEN.  
H.R. 1497: Mr. KIND, Mr. INSLEE, and Mr. FARR.  
H.R. 1498: Mr. REHBERG, Mr. MILLER of North Carolina, and Mr. PLATTS.  
H.R. 1509: Mr. BRADY of Texas.  
H.R. 1514: Mr. PETERSON of Pennsylvania, Mr. LINCOLN DAVIS of Tennessee, and Mr. MEEK of Florida.  
H.R. 1532: Mr. REYES and Mr. ETHERIDGE.  
H.R. 1542: Mr. PAYNE.  
H.R. 1551: Ms. WOOLSEY, Mr. CARNEY, and Mr. SARBANES.  
H.R. 1559: Mr. CARTER.  
H.R. 1560: Mr. WAMP, Mr. BOUCHER, Ms. SLAUGHTER, Mr. TIERNEY, Mr. GENE GREEN of Texas, Mr. PETERSON of Minnesota, Mr. ALLEN, Mr. STARK, Mr. CLAY, and Mr. FORBES.  
H.R. 1561: Mr. ALLEN and Mr. ABERCROMBIE.  
H.R. 1567: Mr. FILNER and Mr. YOUNG of Alaska.  
H.R. 1582: Mr. BUCHANAN and Ms. JACKSON-LEE of Texas.  
H.R. 1589: Mr. SHIMKUS and Mr. KENNEDY.  
H.R. 1608: Mr. BOUCHER.  
H.R. 1614: Mr. FILNER, Mrs. MCCARTHY of New York, Mr. CONYERS, Mr. STARK, Mrs. BOYDA of Kansas, Ms. NORTON, Ms. VELÁZQUEZ, Ms. HARMAN, and Mr. MEEHAN.  
H.R. 1616: Mr. HINOJOSA.  
H.R. 1641: Mr. BISHOP of Georgia.  
H.R. 1647: Ms. SOLIS, Mr. BURTON of Indiana, Mr. KENNEDY, Ms. CORRINE BROWN of Florida, Mr. WATT, Mr. NADLER, Ms. WATSON, Mr. SCOTT of Georgia, Mr. BOYD of Florida, Mr. MARSHALL, Mr. DAVID DAVIS of Tennessee, and Mr. PETERSON of Minnesota.  
H.R. 1651: Mr. ETHERIDGE.  
H.R. 1673: Mr. PLATTS.  
H.R. 1683: Mr. HELLER and Mr. DUNCAN.  
H.R. 1687: Mr. BLUMENAUER, Mr. DEFazio, Mr. BISHOP of Georgia, Mr. MURTHA, and Mr. OBERSTAR.  
H.R. 1688: Mr. SERRANO, Ms. HIRONO, and Mr. HONDA.  
H.R. 1693: Mr. RANGEL and Ms. CASTOR.  
H.R. 1699: Mrs. MCCARTHY of New York, Mr. MARKEY, Mr. MOORE of Kansas, Mr. MCGOVERN, and Mr. LANTOS.  
H.R. 1705: Mrs. CAPPS and Mr. RUSH.  
H.R. 1707: Mr. NADLER and Mr. LARSEN of Washington.  
H.R. 1709: Mr. KUCINICH, Mr. MCHUGH, and Mr. MEEKS of New York.  
H.R. 1712: Mr. HOLT.  
H.R. 1713: Mrs. DAVIS of California and Mrs. MCCARTHY of New York.  
H.R. 1716: Ms. EDDIE BERNICE JOHNSON of Texas.  
H.R. 1733: Mr. CHABOT and Mr. FEENEY.  
H.R. 1742: Mr. CONYERS, Mr. ROTHMAN, Mr. CALVERT, and Mr. HONDA.  
H.R. 1743: Mr. TIERNEY.  
H.R. 1745: Ms. ROYBAL-ALLARD.  
H.R. 1746: Mr. ENGEL and Mr. NADLER.  
H.R. 1755: Mr. MORAN of Virginia.  
H.R. 1759: Mr. GINGREY, Mr. BACA, and Mr. BLUMENAUER.  
H.R. 1763: Ms. CLARKE.  
H.R. 1764: Mr. MCCOTTER.  
H.R. 1783: Mr. WEXLER, Mr. CUMMINGS, and Mr. RUPPERSBERGER.  
H.R. 1814: Mr. GORDON.  
H.R. 1818: Mrs. MALONEY of New York, Ms. JACKSON-LEE of Texas, and Mr. KAGEN.  
H.R. 1830: Mr. BLUMENAUER.  
H.R. 1845: Mr. TIERNEY, and Mr. GORDON.  
H.R. 1849: Mr. PAUL, and Mr. MCNERNEY.  
H.R. 1869: Mr. HOEKSTRA, Mr. BONNER, Mr. BOREN, Mr. MARCHANT, Mr. PAUL, and Mr. MCNERNEY.  
H.R. 1880: Mr. BISHOP of New York.  
H.R. 1889: Mr. PAYNE.  
H.R. 1890: Mr. BERRY.  
H.R. 1927: Mr. RYAN of Ohio.  
H.R. 1933: Mr. GORDON.  
H.R. 1937: Mr. WESTMORELAND, Mr. CARTER, Mr. MARCHANT, Mr. RADANOVICH, Mr. CANTOR, Mr. BOUSTANY, Mr. MCKEON, Mr. BOOZMAN, Mr. RENZI, Mr. SMITH of Texas, and Mr. PETERSON of Minnesota.  
H.R. 1938: Ms. NORTON, and Ms. MCCOLLUM of Minnesota.  
H.R. 1940: Mr. MICA, Mr. FEENEY, Mr. NEUGEBAUER, Mr. GOHMERT, and Mr. CALVERT.  
H.R. 1947: Mr. SIREN and Ms. ESHOO.  
H.R. 1959: Mr. BOUCHER and Mr. MARSHALL.  
H.R. 1965: Mr. GILLMOR, Mr. RYAN of Ohio, Mr. ISRAEL, and Mrs. MCCARTHY of New York.  
H.R. 1971: Mr. PRICE of North Carolina and Mr. EMANUEL.  
H.R. 1975: Mr. SCOTT of Georgia and Mr. GUTIERREZ.  
H.R. 1977: Mr. SALAZAR, Mr. RAMSTAD, Mr. BERMAN, Mr. PASCRELL, Mrs. MUSGRAVE, Mrs. BONO, Mr. ROTHMAN, and Mr. PAYNE.  
H.R. 1983: Mr. PETERSON of Minnesota.  
H.R. 1985: Mr. PAYNE.  
H.R. 1992: Mr. LINCOLN DAVIS of Tennessee, Mr. SPACE, and Mr. MARSHALL.  
H.R. 2017: Ms. SUTTON.  
H.R. 2035: Mr. LAMPSON, Mr. GRAVES, Mr. BISHOP of Utah, and Mrs. SCHMIDT.  
H.R. 2045: Mr. MCGOVERN, Mr. PAYNE, Mr. BLUMENAUER, and Mr. ENGLISH of Pennsylvania.  
H.R. 2053: Mr. DICKS, Mr. GINGREY, Mr. BOSWELL, Mr. RAHALL, and Ms. CARSON.  
H.R. 2060: Mr. ISRAEL, Ms. SLAUGHTER, Mr. BAIRD, Mr. PAYNE, Mr. HOLT, Ms. JACKSON-LEE of Texas, Mr. DICKS, Ms. MOORE of Wisconsin, Ms. LINDA T. SANCHEZ of California, Mr. EMANUEL, and Mr. KENNEDY.  
H.R. 2074: Mr. FERGUSON.  
H.R. 2075: Mr. MARSHALL, Mr. BECERRA, Mr. PETERSON of Minnesota, and Mr. FORTENBERRY.  
H.R. 2095: Mr. LOBIONDO, Mr. LOEBSACK, Mr. LATOURETTE, Mr. TOWNS, Mr. ROTHMAN, Mr. MILLER of North Carolina, Ms. HERSETH SANDLIN, Mr. BAIRD, and Mr. CUMMINGS.  
H.R. 2108: Mr. MCGOVERN and Ms. ESHOO.  
H.R. 2111: Ms. CORRINE BROWN of Florida.  
H.R. 2125: Mr. MCNULTY, Mr. TOWNS, Mr. PETERSON of Minnesota, and Mr. OBEY.  
H.R. 2129: Ms. HIRONO, Ms. MOORE of Wisconsin, Mr. HIGGINS, and Ms. SLAUGHTER.  
H.R. 2134: Mr. TIM MURPHY of Pennsylvania and Mr. MCCOTTER.  
H.R. 2135: Ms. HERSETH SANDLIN.  
H.R. 2140: Mrs. BOYDA of Kansas.  
H.R. 2146: Mr. MEEKS of New York and Mr. PETERSON of Minnesota.  
H.R. 2147: Mr. ETHERIDGE.  
H.R. 2159: Mr. THORNBERY.  
H.R. 2164: Mr. PLATTS, Mr. POE, and Mr. PETERSON of Minnesota.  
H.R. 2165: Ms. JACKSON-LEE of Texas.  
H.R. 2167: Mr. ISSA.  
H.R. 2169: Ms. BALDWIN, Mr. SHERMAN, Mr. WEXLER, and Mr. ELLISON.  
H.R. 2173: Mr. KENNEDY.  
H.R. 2185: Mr. GUTIERREZ.  
H.R. 2192: Mr. ELLISON and Mr. BISHOP of New York.  
H.R. 2204: Mr. REGULA.  
H.R. 2205: Mr. HOEKSTRA.  
H.R. 2210: Mr. BOREN, Mr. COHEN, Mrs. CAPPS, and Mr. MARSHALL.  
H.R. 2212: Mr. NADLER and Mr. STARK.

H.R. 2253: Mr. SOUDER and Mr. ISSA.  
 H.R. 2265: Mr. BAIRD and Mr. HOLT.  
 H.R. 2270: Mr. MCHUGH.  
 H.R. 2289: Mr. BOUCHER, Mr. FRANK of Massachusetts, Mrs. DAVIS of California, Ms. SUTTON, Mr. ROGERS of Kentucky, and Mr. PETRI.  
 H.R. 2292: Mr. RODRIGUEZ.  
 H.R. 2303: Mrs. MYRICK.  
 H.R. 2304: Mr. HONDA, Mr. INSLEE, and Mr. HALL of New York.  
 H.R. 2313: Mr. BLUMENAUER.  
 H.R. 2319: Mrs. JO ANN DAVIS of Virginia.  
 H.R. 2327: Mr. CLAY, Mr. PLATTS, Mr. MCGOVERN, Mr. SERRANO, Mr. BAIRD, Mr. SHAYS, Mrs. LOWEY, Mr. FERGUSON, Mr. KUCINICH, Mrs. MALONEY of New York, Mr. WEINER, Mr. FILNER, Mr. MORAN of Virginia, Mrs. CAPPS, Mr. WEXLER, Mr. OLVER, Mr. WAXMAN, Mr. TIERNEY, Mr. FARR, Mr. HONDA, Mr. PAYNE, Mr. DELAHUNT, and Mr. EMANUEL.  
 H.R. 2343: Mr. HULSHOF, Mrs. DAVIS of California, Mr. BOSWELL, Mr. BOUCHER, Mr. PRICE of North Carolina, Mr. MOORE of Kansas, Mr. GONZALEZ, Mr. HINOJOSA, Mr. HONDA, Mr. JEFFERSON, Mr. MILLER of North Carolina, and Mr. PETRI.  
 H.R. 2353: Mr. SIRE, Ms. ZOE LOFGREN of California, Mr. WAMP, Mr. DELAHUNT, Mr. WOLF, Mr. WEINER, Mr. CLAY, Mr. GEORGE MILLER of California, and Ms. ROS-LEHTINEN.  
 H.R. 2357: Ms. WOOLSEY.  
 H.R. 2364: Mr. DAVIS of Alabama, Ms. WOOLSEY, and Mr. MCDERMOTT.  
 H.R. 2366: Mr. BILIRAKIS.  
 H.R. 2371: Ms. JACKSON-LEE of Texas, Mrs. CAPPS, and Mr. SNYDER.  
 H.R. 2395: Mrs. LOWEY and Mr. FILNER.  
 H.R. 2407: Mr. FORTUÑO.  
 H.R. 2425: Mr. CARDOZA, Mr. FORBES, Mr. BERRY, Mr. GINGREY, and Mr. SHAYS.  
 H.R. 2435: Ms. SOLIS, Mr. WEXLER, and Ms. CORRINE BROWN of Florida.  
 H.R. 2443: Mr. ALTMIRE, Mr. TIM MURPHY of Pennsylvania, Mr. HASTINGS of Florida, Mr. YARMUTH, and Mr. CONAWAY.  
 H.R. 2449: Mr. HOLT.  
 H.R. 2458: Mr. LARSEN of Washington.  
 H.R. 2459: Mr. PAUL.  
 H.R. 2464: Mr. FORTUÑO and Mr. ENGEL.  
 H.R. 2465: Mr. MARSHALL.  
 H.R. 2467: Mr. SMITH of New Jersey, and Mr. GARRETT of New Jersey.  
 H.R. 2481: Mr. PATRICK MURPHY of Pennsylvania.  
 H.R. 2490: Mr. DANIEL E. LUNGREN of California.  
 H.R. 2491: Mr. COHEN.  
 H.R. 2493: Mr. BARTLETT of Maryland, Mrs. BIGGERT, and Mr. CALVERT.  
 H.R. 2506: Ms. MATSUI.  
 H.R. 2511: Mr. KENNEDY.  
 H.R. 2526: Mr. FATTAH and Mr. KUCINICH.  
 H.J. Res. 12: Ms. GINNY BROWN-WAITE of Florida, Mrs. MCCARTHY of New York, and Mr. SAXTON.  
 H.J. Res. 37: Mr. HOLT.  
 H. Con. Res. 75: Mr. HINCHEY, Mr. KUCINICH, and Mr. SCHIFF.  
 H. Con. Res. 85: Ms. ROYBAL-ALLARD, Mr. NEAL of Massachusetts, Mr. PAYNE, Mr. COBLE, Mr. ALLEN, Mr. HINCHEY, Ms. ZOE LOFGREN of California, Mr. SHAYS, Mr. LINCOLN DAVIS of Tennessee, Mr. HONDA, Mr. MORAN of Virginia, Ms. NORTON, Mr. KIND, Mr. VAN HOLLEN, Ms. CORRINE BROWN of Florida, Mr. COSTELLO, Mrs. MALONEY of New York, Mr. ENGLISH of Pennsylvania, and Mr. ISSA.  
 H. Con. Res. 94: Mr. GEORGE MILLER of California, Mr. FORTUÑO, and Mrs. BONO.  
 H. Con. Res. 108: Mr. RAHALL and Ms. SUTTON.  
 H. Con. Res. 122: Mr. BUTTERFIELD, Mr. MCGOVERN, and Mr. ORTIZ.  
 H. Con. Res. 131: Mr. ADERHOLT, Mr. SALLI, Mr. BILIRAKIS, and Mr. DAVID DAVIS of Tennessee.  
 H. Con. Res. 133: Mr. ALTMIRE.

H. Con. Res. 135: Mr. PETERSON of Pennsylvania.  
 H. Con. Res. 137: Mr. HENSARLING.  
 H. Con. Res. 138: Ms. BORDALLO, Mr. MCNULTY, Mr. MEEKS of New York, Mr. ISSA, Mr. FOSSELLA, Mr. THOMPSON of Mississippi, Ms. KILPATRICK, Ms. NORTON, and Mr. HILL.  
 H. Con. Res. 147: Mr. PALLONE, Mrs. CHRISTENSEN, and Mr. MACK.  
 H. Con. Res. 148: Mr. COHEN and Mr. BACA.  
 H. Con. Res. 152: Mr. WEINER, Ms. BERKLEY, Mr. NADLER, and Mr. MCNULTY.  
 H. Res. 12: Mr. MCCOTTER.  
 H. Res. 54: Mr. BOUSTANY and Mr. ISSA.  
 H. Res. 95: Mr. TOWNS and Ms. KILPATRICK.  
 H. Res. 111: Mr. MARSHALL, Mr. HOLT, and Mr. MITCHELL.  
 H. Res. 121: Mr. LYNCH.  
 H. Res. 154: Mr. HINCHEY, Mr. HODES, and Mr. JEFFERSON.  
 H. Res. 169: Mr. COSTA.  
 H. Res. 231: Mr. ADERHOLT, Mr. WALDEN of Oregon, Mrs. MCMORRIS RODGERS, Mr. PUTNAM, Mr. FRANKS of Arizona, and Mr. SALLI.  
 H. Res. 268: Mrs. CAPITO, Mr. BISHOP of Georgia, and Mr. CAMPBELL of California.  
 H. Res. 281: Mr. POE and Ms. CARSON.  
 H. Res. 282: Mr. BERRY, Mr. MILLER of North Carolina, Ms. VELÁZQUEZ, Mr. LA TOURETTE, Mr. RODRIGUEZ, Mr. BOOZMAN, Mrs. LOWEY, Mr. LARSEN of Washington, Mr. FRELINGHUYSEN, Mr. KUCINICH, Ms. HERSETH SANDLIN, Mr. WOLF, and Mrs. JONES of Ohio.  
 H. Res. 287: Mr. FALCOMA, Mr. ACKERMAN, Mr. SHAYS, and Mr. FILNER.  
 H. Res. 313: Mr. CHABOT.  
 H. Res. 353: Ms. BORDALLO, Mr. MCNULTY, Ms. KILPATRICK, and Ms. NORTON.  
 H. Res. 356: Mr. FATTAH.  
 H. Res. 358: Mrs. BLACKBURN, Mr. STUPAK, Mr. CONAWAY, and Mr. TERRY.  
 H. Res. 378: Mr. MCGOVERN, Mr. PRICE of Georgia, Mr. BAIRD, and Ms. LINDA T. SANCHEZ of California.  
 H. Res. 395: Mr. ISSA.  
 H. Res. 401: Mr. HINCHEY, Mr. FORTENBERRY, and Mr. WAXMAN.  
 H. Res. 407: Mr. CROWLEY.  
 H. Res. 416: Ms. GINNY BROWN-WAITE of Florida, Mr. CROWLEY, and Mr. TOM DAVIS of Virginia.  
 H. Res. 417: Mr. MILLER of North Carolina.  
 H. Res. 421: Ms. EDDIE BERNICE JOHNSON of Texas.  
 H. Res. 422: Mr. MCCAUL of Texas, Mr. BLUMENAUER, Mr. CARTER, Mr. MCDERMOTT, Ms. MOORE of Wisconsin, Mr. ENGEL, Mr. LOBONDO, Mr. SERRANO, Mr. FRANK of Massachusetts, Mr. PASTOR, Mr. CROWLEY, Mr. SHAYS, Mr. CLAY, Mr. HONDA, Mr. KUCINICH, Mr. HARE, Mr. COURTNEY, Mrs. CAPPS, Ms. MCCOLLUM of Minnesota, Mr. MARKEY, Ms. CARSON, Mr. NEAL of Massachusetts, Mrs. TAUSCHER, Mr. HASTINGS of Florida, Mr. ROHRBACHER, Mr. WEINER, Mr. COHEN, Mr. EHLERS, Mrs. CHRISTENSEN, Ms. BERKLEY, Mr. LOEBSACK, Mr. HERGER, Mr. HIGGINS, Ms. KILPATRICK, Mr. WU, Mr. SCHIFF, Ms. HOOLEY, Mrs. JO ANN DAVIS of Virginia, Mr. GEORGE MILLER of California, Mr. HINCHEY, Mr. TOWNS, Mr. DeFAZIO, Mr. JOHNSON of Georgia, Mr. MEEK of Florida, Mr. AKIN, Mr. SHERMAN, Mr. BISHOP of Georgia, Mrs. MALONEY of New York, Mr. LIPINSKI, Mr. FARR, Ms. ZOE LOFGREN of California, Ms. WASSERMAN SCHULTZ, Mr. WATT, Ms. SHEAPORTER, Ms. BALDWIN, Mr. BRALEY of Iowa, Mr. PRICE of North Carolina, Mr. WAXMAN, Mr. ACKERMAN, Mr. JACKSON of Illinois, Mr. SESTAK, Ms. LINDA T. SANCHEZ of California, Mr. ELLISON, Mr. ANDREWS, Mr. LANGEVIN, Mr. WELCH of Vermont, Mr. BILIRAKIS, Ms. WATERS, and Mr. MCHUGH.  
 H. Res. 424: Mr. ISSA, Mrs. MYRICK, and Mr. MITCHELL.  
 H. Res. 426: Mr. WOLF, Mr. KUCINICH, and Mr. RENZI.  
 H. Res. 430: Mr. CAPUANO, Mr. GRIJALVA, Mr. TOM DAVIS of Virginia, Mr. BURTON of In-

diana, Mrs. MALONEY of New York, Mr. MORAN of Virginia, Mr. BLUMENAUER, Mr. PETRI, Mr. SHERMAN, and Mr. RAMSTAD.  
 H. Res. 442: Mrs. CAPITO and Mr. CAMPBELL of California.  
 H. Res. 443: Mr. FORTUÑO.  
 H. Res. 444: Mr. DANIEL E. LUNGREN of California, Ms. CARSON, Mrs. TAUSCHER, and Mr. GRAVES.  
 H. Res. 446: Mr. AKIN, Mr. HALL of Texas, Ms. EDDIE BERNICE JOHNSON of Texas, and Ms. JACKSON-LEE of Texas.  
 H. Res. 447: Mr. WOLF.

#### ¶75.50 DELETIONS

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

H.J. Res. 40: Mr. LATHAM.

### WEDNESDAY, JUNE 6, 2007 (76)

#### ¶76.1 APPOINTMENT OF SPEAKER PRO TEMPORE

The House was called to order by the SPEAKER pro tempore, Mr. MCNULTY, who laid before the House the following communication:

WASHINGTON, DC, June 6, 2007.

I hereby appoint the Honorable MICHAEL R. MCNULTY to act as Speaker pro tempore on this day.

NANCY PELOSI,  
*Speaker of the House of Representatives.*

#### ¶76.2 APPROVAL OF THE JOURNAL

The SPEAKER pro tempore, Mr. MCNULTY, announced he had examined and approved the Journal of the proceedings of Tuesday, June 5, 2007.

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

#### ¶76.3 COMMUNICATIONS

Executive and other communications, pursuant to clause 8, rule XII, were referred as follows:

2032. A letter from the Secretary, Department of Agriculture, transmitting a legislative proposal that would shift funding for the research, development, and maintenance of information technology functions of the Federal Crop Insurance Corporation (FCIC) from the Government to the insurance companies participating in the crop insurance program; to the Committee on Agriculture.

2033. A letter from the Fiscal Assistant Secretary, Department of the Treasury, transmitting the Department's notification to Congress of any significant modifications to the auction process for issuing United States Treasury obligations, pursuant to Public Law 103-202, section 203; to the Committee on Financial Services.

2034. A letter from the Chief Counsel, FEMA, Department of Homeland Security, transmitting the Department's final rule — Final Flood Elevation Determinations — received May 4, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Financial Services.

2035. A letter from the Chief Counsel, FEMA, Department of Homeland Security, transmitting the Department's final rule — Changes in Flood Elevation Determinations — received May 4, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Financial Services.

2036. A letter from the Chief Counsel, FEMA, Department of Homeland Security, transmitting the Department's final rule — Final Flood Elevation Determinations — received May 4, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Financial Services.



2037. A letter from the Chief Counsel, FEMA, Department of Homeland Security, transmitting the Department's final rule — Final Flood Elevation Determinations — received March 18, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Financial Services.

2038. A letter from the Counsel for Legislation and Regulations, Department of Housing and Urban Development, transmitting the Department's final rule — Native American Housing Assistance and Self-Determination Act (NAHASDA); Revisions to the Indian Housing Block Grant Program Formula [Docket No. FR-4938-F-03] (RIN: 2577-AC57) received May 2, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Financial Services.

2039. A letter from the General Deputy Assistant Secretary for Congressional and Intergovernmental Relations, Department of Housing and Urban Development, transmitting the Department's report entitled, "Sixth Progress Report on HUD's Strategy for Homeless Data Collection, Reporting and Analysis"; to the Committee on Financial Services.

2040. A letter from the General Deputy Assistant Secretary for Congressional and Intergovernmental Relations, Department of Housing and Urban Development, transmitting the Department's report entitled, "Affordable Housing Needs 2005"; to the Committee on Financial Services.

2041. A letter from the Assistant Secretary for Legislative Affairs, Department of the Treasury, transmitting a copy of draft bills entitled, "To extend the authority for canceling debt owed to the United States pursuant to the Heavily Indebted Poor Countries Initiative" and "To extend the authority for making contributions to the HIPC Trust Fund"; to the Committee on Financial Services.

2042. A letter from the Fiscal Assistant Secretary, Department of the Treasury, transmitting the Department's annual report on material violations or suspected material violations of regulations relating to Treasury auctions and other Treasury securities offerings during the period January 1, 2006 through December 31, 2006, pursuant to Public Law 103-202, section 202; to the Committee on Financial Services.

2043. A letter from the Secretary, Department of Education, transmitting the final report of the Academic Competitiveness Council, including recommendations for legislation and administrative action, pursuant to Section 8003 of the Deficit Reduction Act of 2005; to the Committee on Education and Labor.

2044. A letter from the Interim Director, Pension Benefit Guaranty Corporation, transmitting the Corporation's final rule — Benefits Payable in Terminated Single-Employer Plans; Allocation of Assets in Single-Employer Plans; Interest Assumptions for Valuing and Paying Benefits — received April 23, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Education and Labor.

2045. A letter from the Regulations Coordinator, CMS, Department of Health and Human Services, transmitting the Department's "Major" final rule — Medicaid Program; Cost Limit for Providers Operated by Units of Government and Provisions to Ensure the Integrity of Federal-State Financial Partnership [CMS-2258-FC] (RIN: 0938-A057) received May 25, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

2046. A letter from the Director, Office of Enforcement, Federal Energy Regulatory Commission, transmitting the Commission's final rule — Accounting and Reporting Requirements For Nonoperating Public Utilities and Licenses [Docket No. RM07-2-000;

Order No. 694) received May 4, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

2047. A letter from the Director, Office of Congressional Affairs, Nuclear Regulatory Commission, transmitting the Commission's final rule — Revision of Fee Schedules; Fee Recovery for FY 2007 (RIN: 3150-AI00) received June 4, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

2048. A letter from the Director, International Cooperation, Department of Defense, transmitting Pursuant to Section 27(f) of the Arms Export Control Act and Section 1(f) of Executive Order 11958, Transmittal No. 05-07 informing of an intent to sign the Air and Space Capability Development Memorandum of Understanding between the United States and Australia, pursuant to 22 U.S.C. 2767(f); to the Committee on Foreign Affairs.

2049. A letter from the Assistant Secretary Legislative Affairs, Department of State, transmitting the Department's final rule — Amendment of the International Traffic in Arms Regulation: United States Munitions List [Public Notice: ] received April 17, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Foreign Affairs.

2050. A letter from the Assistant Secretary Legislative Affairs, Department of State, transmitting the Department's final rule — Amendment of the International Traffic in Arms Regulations: Policy with respect to Vietnam [Public Notice: ] received April 17, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Foreign Affairs.

2051. A letter from the Associate General Counsel for General Law, Department of Homeland Security, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Oversight and Government Reform.

2052. A letter from the Senior Vice President & Chief Financial Officer, Federal Home Loan Bank of New York, transmitting the 2006 management report of the Federal Home Loan Bank of New York, pursuant to 31 U.S.C. 9106; to the Committee on Oversight and Government Reform.

2053. A letter from the Director, Office of Personnel Management, transmitting the Office's final rule — Waiver of Requirements For Continued Coverage During Retirement (RIN: 3206-AI62) received April 17, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Oversight and Government Reform.

2054. A letter from the Inspector General, Railroad Retirement Board, transmitting the semiannual report on activities of the Office of Inspector General for the period October 1, 2006, through April 30, 2007, pursuant to 5 U.S.C. app. (Insp. Gen. Act) section 5(d); to the Committee on Oversight and Government Reform.

2055. A letter from the Assistant Secretary for Land and Minerals Management, Department of the Interior, transmitting a copy of a draft bill entitled, "to amend the Mineral Leasing Act to provide for Net Receipts Sharing and for other purposes"; to the Committee on Natural Resources.

2056. A letter from the Chairman, National Indian Gaming Commission, transmitting a copy of a draft bill entitled, "To amend the Indian Gaming Regulatory Act of 1988 (IGRA) to revise the Act to clarify the scope of the National Indian Gaming Commission's authority and to make such other technical amendments as are required"; to the Committee on Natural Resources.

2057. A letter from the Assistant Administrator for Fisheries, NMFS, National Oceanic and Atmospheric Administration, transmitting the Administration's final rule — Fisheries Off West Coast States and in the Western Pacific; West Coast Salmon Fisheries; 2007 Management Measures [Docket

No. 070430095-7095-01; I.D. 042707D] (RIN: 0648-AV56) received May 18, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Natural Resources.

2058. A letter from the Assistant Administrator, Fisheries, NMFS, National Oceanic and Atmospheric Administration, transmitting the Administration's final rule — Atlantic Highly Migratory Species; Atlantic Commercial Shark Management Measures [Docket No. 070302052-7088-02; I.D. 021307B] (RIN: 0648-AV09) received May 4, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Natural Resources.

2059. A letter from the Under Secretary and Director, Department of Commerce, transmitting the Department's final rule — International Trademark Classification Changes [Docket No. PTO-T-2007-0004] (RIN: 0651-AC10) received May 24, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on the Judiciary.

2060. A letter from the Chief, Regulatory Management Division, Department of Homeland Security, transmitting the Department's final rule — Removal of the Standardized Request for Evidence Processing Timeframe [CIS No. 2287-03] (RIN: 1615-AB13) received April 23, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on the Judiciary.

2061. A letter from the Chief, Regulatory Management Division, Office of the Executive Secretariat, Department of Homeland Security, transmitting the Department's "Major" final rule — Adjustment of the Immigration and Naturalization Benefit Application and Petition Fee Schedule [Docket No. USCIS-2006-0044; CIS No. 2393-06] (RIN: 1615-AB53) received June 6, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on the Judiciary.

2062. A letter from the General Counsel, Office of Justice Programs, Department of Justice, transmitting the Department's final rule — Department of Justice Implementation of OMB Guidance on Nonprocurement Debarment and Suspension [Docket Number: OJP (DOJ)-1457; AG Order No. 2870-2007] (RIN: 1121-AA73) received May 22, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on the Judiciary.

2063. A letter from the Chair, United States Sentencing Commission, transmitting the Commission's report entitled, "Cocaine and Federal Sentencing Policy"; to the Committee on the Judiciary.

2064. A letter from the Assistant Administrator for Procurement, National Aeronautics and Space Administration, transmitting the Administration's final rule — NASA Implementation of OMB Guidance on Nonprocurement Debarment and Suspension (RIN: 2700-AD32) received April 25, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Science and Technology.

2065. A letter from the Administrator, National Aeronautics and Space Administration, transmitting a proposed amendment to the National Aeronautics and Space Act of 1958; to the Committee on Science and Technology.

2066. A letter from the Deputy General Counsel, Small Business Administration, transmitting the Administration's final rule — Business Loan Program; Lender Examination and Review Fees (RIN: Number 3245 AF49) received May 18, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Small Business.

2067. A letter from the Chief, Trade and Commercial Regulations Branch, Department of Homeland Security, transmitting the Department's "Major" final rule — United States — Singapore Free Trade Agreement (RIN: 1505-AB48) received June 6, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

2068. A letter from the United States Trade Representative, Executive Office of the

President, transmitting a report regarding concerns expressed in the United States-Korea Free Trade Agreement (KORUS FTA); to the Committee on Ways and Means.

2069. A letter from the SSA Regulations Officer, Social Security Administration, transmitting the Administration's final rule — Temporary Extension of Attorney Fee Payment System to Title XVI; 5-Year Demonstration Project Extending Fee Withholding and Payment Procedures to Eligible Non-Attorney Representatives; Definition of Past-due Benefits; and Assessment for Fee Payment Services [Docket No. SSA 2006-0097] (RIN: 0960-AG35) received April 17, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

2070. A letter from the United States Trade Representative, Executive Office of the President, transmitting consistent with Title I of the Trade and Development Act of 2000, the "2007 Comprehensive Report on U.S. Trade and Investment Policy Toward Sub-Saharan Africa and Implementation of the African Growth and Opportunity Act"; to the Committee on Ways and Means.

2071. A letter from the Under Secretary, Food, Nutrition, and Consumer Services, Department of Agriculture, transmitting the Department's final rule — Data Collection Related to the Participation of Faith-Based and Community Organizations [FNS-2007-0005] (RIN: 0584-AD43) received May 4, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); jointly to the Committees on Agriculture and Education and Labor.

2072. A letter from the Principal Deputy Under Secretary for Personnel and Readiness, Department of Defense, transmitting the Department's report on the results of a study of initiatives to expand the relationship between the Department and Job Corps, as requested by the National Defense Authorization Act for Fiscal Year 2006; jointly to the Committees on Armed Services and Education and Labor.

2073. A letter from the General Counsel, Department of Defense, transmitting a copy of legislative proposals as part of the National Defense Authorization Bill for Fiscal Year 2008; jointly to the Committees on Armed Services and Foreign Affairs.

2074. A letter from the Deputy Assistant Administrator, Office of Diversion Control, Department of Justice, transmitting the Department's final rule — Implementation of the Combat Methamphetamine Epidemic Act of 2005; Notice of Transfers Following Importation or Exportation [Docket No. DEA-292I] (RIN: 1117-AB06) received April 25, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); jointly to the Committees on the Judiciary and Energy and Commerce.

#### ¶76.4 MESSAGE FROM THE SENATE

A message from the Senate by Ms. Curtis, one of its clerks, announced that the Senate agreed to the following resolution.

S. RES. 220

In the Senate of the United States, June 5, 2007.

Whereas, Senator Craig Thomas had a long and honorable history of public service, serving in the United States Marine Corps, the Wyoming State Legislature, the United States House of Representatives, and the United States Senate;

Whereas, Senator Craig Thomas represented the people of Wyoming with honor and distinction for over 20 years;

Whereas, Senator Craig Thomas was first elected to the United States House of Representatives in 1989;

Whereas, Senator Craig Thomas was subsequently elected 3 times to the United States Senate by record margins of more than 70 percent; and

Whereas, Senator Craig Thomas's life and career were marked by the best of his Western values: hard work, plain speaking, common sense, courage, and integrity: Now, therefore, be it

*Resolved*, That the United States Senate has heard with profound sorrow and deep regret the announcement of the death of the Honorable Craig Thomas, a Senator from the State of Wyoming;

*Resolved*, That the Senate mourns the loss of one of its most esteemed members, Senator Craig Thomas, and expresses its condolences to the people of Wyoming and to his wife, Susan, and his 4 children;

*Resolved*, That the Secretary of the Senate shall communicate this resolution to the House of Representatives and transmit an enrolled copy thereof to the family of Senator Craig Thomas; and

*Resolved*, That when the Senate adjourns today, it shall stand adjourned as a further mark of respect to the memory of Senator Craig Thomas.

#### ¶76.5 MOMENT OF SILENCE IN MEMORY OF SENATOR CRAIG THOMAS

The SPEAKER pro tempore, Mr. McNULTY, announced that all Members stand and observe a moment of silence in memory of Senator Craig Thomas.

#### ¶76.6 OFFICIAL PHOTOGRAPHS OF THE HOUSE OF REPRESENTATIVES

Mr. BRADY of Pennsylvania, by unanimous consent, submitted the following resolution (H. Res. 460):

*Resolved*, That on such date as the Speaker of the House of Representatives may designate, official photographs of the House may be taken while the House is in actual session. Payment for the costs associated with taking, preparing, and distributing such photographs may be made from the applicable accounts of the House of Representatives.

When said resolution was considered and agreed to.

A motion to reconsider the vote whereby said resolution was agreed to was, by unanimous consent, laid on the table.

#### ¶76.7 TRANSFER OF CERTAIN FUNDS FROM THE SENATE GIFT SHOP REVOLVING FUND

On motion of Mr. BRADY of Pennsylvania, by unanimous consent, the bill of the Senate (S. 1537) to authorize the transfer of certain funds from the Senate Gift Shop Revolving Fund to the Senate Employee Child Care Center; was taken from the Speaker's table.

When said bill was considered, read twice, ordered to be read a third time, was read a third time by title, and passed.

A motion to reconsider the vote whereby said bill was passed was, by unanimous consent, laid on the table.

*Ordered*, That the Clerk notify the Senate thereof.

#### ¶76.8 TWENTY-FIRST CONGRESSIONAL DISTRICT OF FLORIDA ELECTION (REPORT ON H. RES. 459)

Mr. BRADY of Pennsylvania, by direction of the Committee on House Administration, reported (Rept. No. 110-175) on the resolution (H. Res. 459) dismissing the election contest relating to the office of the Representative from

the Twenty-first Congressional District of Florida; referred to the House Calendar and ordered printed.

#### ¶76.90 TWENTY-FOURTH CONGRESSIONAL DISTRICT OF FLORIDA ELECTION (REPORT ON H. RES. 461)

Mr. BRADY of Pennsylvania, by direction of the Committee on House Administration, reported (Rept. No. 110-176) on the resolution (H. Res. 461) dismissing the election contest relating to the office of the Representative from the Twenty-fourth Congressional District of Florida; referred to the House Calendar and ordered printed.

#### ¶76.10 FOURTH CONGRESSIONAL DISTRICT OF LOUISIANA ELECTION (REPORT ON H. RES. 462)

Mr. BRADY of Pennsylvania, by direction of the Committee on House Administration, reported (Rept. No. 110-177) on the resolution (H. Res. 462) dismissing the election contest relating to the office of Representative from the Fourth Congressional District of Louisiana; referred to the House Calendar and ordered printed.

#### ¶76.11 FIFTH CONGRESSIONAL DISTRICT OF FLORIDA (REPORT ON H. RES. 463)

Mr. BRADY of Pennsylvania, by direction of the Committee on House Administration, reported (Rept. No. 110-178) on the resolution (H. Res. 463) dismissing the election contest relating to the office of Representative from the Fifth Congressional District of Florida; referred to the House Calendar and ordered printed.

#### ¶76.12 STEM SCHOLARSHIP DATABASE

Mr. HOLT moved to suspend the rules and pass the bill (H.R. 1051) to direct the Secretary of Education to establish and maintain a public website through which individuals may find a complete database of available scholarships, fellowships, and other programs of financial assistance in the study of science, technology, engineering, and mathematics; as amended.

The SPEAKER pro tempore, Mr. McNULTY, recognized Mr. HOLT and Mr. PRICE of Georgia, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and pass said bill, as amended?

The SPEAKER pro tempore, Mr. McNULTY, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill, as amended, was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill, as amended, was passed was by unanimous consent, laid on the table.

*Ordered*, That the Clerk request the concurrence of the Senate in said bill.

#### ¶76.13 HIGHER EDUCATION

Mr. HINOJOSA moved to suspend the rules and pass the bill (H.R. 2559) to

temporarily extend the programs under the Higher Education Act of 1965, and for other purposes.

The SPEAKER pro tempore, Mr. McNULTY, recognized Mr. HINOJOSA and Mr. PRICE of Georgia, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and pass said bill?

The SPEAKER pro tempore, Mr. McNULTY, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill was passed was, by unanimous consent, laid on the table.

*Ordered*, That the Clerk request the concurrence of the Senate in said bill.

#### ¶76.14 "MERCURY 13" WOMEN

Mr. WU moved to suspend the rules and agree to the following resolution (H. Res. 421):

Honoring the trailblazing accomplishments of the "Mercury 13" women, whose efforts in the early 1960s demonstrated the capabilities of American women to undertake the human exploration of space.

Whereas all of the Mercury 13 women were accomplished pilots with commercial ratings or better and at least 2,000 hours of flying time;

Whereas the Mercury 13 women passed the same rigorous physical and psychological tests that the original Mercury 7 astronauts had to undergo;

Whereas the Mercury 13 women successfully completed their testing at the Lovelace Clinic, in Albuquerque, New Mexico by the end of 1961;

Whereas the Mercury 13 women were prepared to continue their contributions to America's space program at the Naval School of Aviation Medicine in Pensacola, Florida, by undergoing advanced aeromedical examinations using jet aircraft and military equipment, until they were informed that their testing program was canceled;

Whereas the Soviet Union flew the first woman in space in 1963;

Whereas the United States flew the first American woman in space, Dr. Sally Ride, in 1983;

Whereas the United States flew the first woman to pilot the Space Shuttle, Lt. Col. Eileen Collins, in 1995;

Whereas the Mercury 13 women served as pathfinders for NASA's female astronauts; and

Whereas the careers of accomplishment of the Mercury 13 women can serve as an inspiration for other young women who are considering pursuing a career in aviation, astronautics, science, or engineering: Now, therefore, be it

*Resolved*, That the House of Representatives—

(1) recognizes and honors the contributions of Myrtle Cagle, Geraldyn "Jerrie" Cobb, Jan Dietrich, Marion Dietrich, Mary Wallace "Wally" Funk, Jane Briggs Hart, Jean Hixson, Gene Nora Stumbough Jessen, Irene Leverton, Sarah Lee Gorelick Ratley, Bernice Trimble Steadman, Geraldine "Jerri" Sloan Truhill, and Rhea Hurrle Allison Woltman; and

(2) encourages young women to follow in the footsteps of the Mercury 13 women and

pursue careers of excellence in aviation and astronautics, as well as in engineering and science.

The SPEAKER pro tempore, Mr. McNULTY, recognized Mr. WU and Mr. FEENEY, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and agree to said resolution?

The SPEAKER pro tempore, Mr. McNULTY, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said resolution was agreed to.

A motion to reconsider the vote whereby the rules were suspended and said resolution was agreed to was, by unanimous consent, laid on the table.

#### ¶76.15 ASTRONAUT WALTER MARTY SCHIRRA

Mr. WU moved to suspend the rules and agree to the following resolution (H. Res. 446):

Whereas Walter Schirra was born on March 12, 1923, in Hackensack, New Jersey;

Whereas as an exchange pilot with the 154th Fighter Bomber Squadron during the Korean War, he flew 90 combat missions in F-84E jets and was credited with downing at least one MIG fighter;

Whereas on October 3, 1962, Walter Schirra became the fifth person to fly in space when he piloted Mercury 8 (Sigma 7) on a six-orbit mission lasting 9 hours, 13 minutes and 11 seconds;

Whereas on December 15, 1965, Walter Schirra piloted Gemini 6A in what was the first attempted rendezvous by two manned spacecraft in earth orbit;

Whereas on October 11, 1968, he concluded his third and final mission when he was launched as commander of Apollo 7, the first manned Apollo mission, making Commander Schirra the only astronaut to fly aboard Mercury, Gemini and Apollo spacecrafts;

Whereas Commander Schirra was the recipient of many distinguished awards, including three distinguished flying crosses, two air medals, two NASA Distinguished Services Medals and induction into the National Aviation Hall of Fame;

Whereas after he retired to San Diego in 1984, Wally dedicated much of his later years to working with children on connecting them to the amazing possibilities that a career on space exploration could provide, and as a tireless advocate for discovery, Wally was an inspirational figure for countless San Diegans; and

Whereas Commander Schirra was an exemplary resident of the State of California where he resided in La Jolla until the time of his death on May 2, 2007: Now, therefore, be it

*Resolved*, That the House of Representatives—

(1) honors the life and accomplishments of Astronaut Walter Marty Schirra and expresses condolences on his passing; and

(2) recognizes the profound importance of Astronaut Schirra's record as a pioneer in space exploration and long-time contributor to NASA's mission as a catalyst to space exploration and scientific advancement in the United States.

The SPEAKER pro tempore, Mr. McNULTY, recognized Mr. WU and Mr. FEENEY, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and agree to said resolution?

The SPEAKER pro tempore, Mr. McNULTY, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said resolution was agreed to.

A motion to reconsider the vote whereby the rules were suspended and said resolution was agreed to was, by unanimous consent, laid on the table.

#### ¶76.16 NATIONAL SCIENCE FOUNDATION

Mr. WU moved to suspend the rules and pass the bill (H.R. 1467) to authorize the National Science Foundation to award grants to institutions of higher education to develop and offer education and training programs.

The SPEAKER pro tempore, Mr. McNULTY, recognized Mr. WU and Mr. HALL of Texas, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and pass said bill?

The SPEAKER pro tempore, Mr. McNULTY, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill was passed was, by unanimous consent, laid on the table.

*Ordered*, That the Clerk request the concurrence of the Senate in said bill.

#### ¶76.17 GREEN ENERGY EDUCATION

Mr. LIPINSKI moved to suspend the rules and pass the bill (H.R. 1716) to authorize higher education curriculum development and graduate training in advanced energy and green building technologies; as amended.

The SPEAKER pro tempore, Mr. McNULTY, recognized Mr. LIPINSKI and Mr. McCAUL of Texas each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and pass said bill, as amended?

The SPEAKER pro tempore, Mr. McNULTY, announced that two-thirds of the Members present had voted in the affirmative.

Mr. McCAUL demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Mr. McNULTY, pursuant to clause 8, rule XX, announced that further proceedings on the question were postponed.

#### ¶76.18 H-PRIZE

Mr. LIPINSKI moved to suspend the rules and pass the bill (H.R. 632) to authorize the Secretary of Energy to establish monetary prizes for achievements in overcoming scientific and

technical barriers associated with hydrogen energy; as amended.

The SPEAKER pro tempore, Mr. McNULTY, recognized Mr. LIPINSKI and Mr. INGLIS, each for 20 minutes.

After debate,  
The question being put, viva voce,  
Will the House suspend the rules and pass said bill, as amended?

The SPEAKER pro tempore, Mr. SALAZAR, announced that two-thirds of the Members present had voted in the affirmative.

Mr. LIPINSKI demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Mr. SALAZAR, pursuant to clause 8, rule XX, announced that further proceedings on the question were postponed.

¶76.19 SECURELY PROTECT YOURSELF AGAINST CYBER TRESPASS

Mr. RUSH moved to suspend the rules and pass the bill (H.R. 964) to protect users of the Internet from unknowing transmission of their personally identifiable information through spyware programs, and for other purposes; as amended.

The SPEAKER pro tempore, Mr. SALAZAR, recognized Mr. RUSH and Mr. STEARNS, each for 20 minutes.

After debate,  
The question being put, viva voce,  
Will the House suspend the rules and pass said bill, as amended?

The SPEAKER pro tempore, Mr. SALAZAR, announced that two-thirds of the Members present had voted in the affirmative.

Mr. WESTMORELAND demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Mr. SALAZAR, pursuant to clause 8, rule XX, announced that further proceedings on the question were postponed.

¶76.20 HUMAN CLONING

Ms. DEGETTE moved to suspend the rules and pass the bill (H.R. 2560) to amend the Federal Food, Drug, and Cosmetic Act to prohibit human cloning, and for other purposes.

The SPEAKER pro tempore, Mr. SALAZAR, recognized Ms. DEGETTE and Mr. PITTS, each for 20 minutes.

After debate,  
The question being put, viva voce,  
Will the House suspend the rules and pass said bill?

The SPEAKER pro tempore, Mr. SALAZAR, announced that two-thirds of the Members present had voted in the affirmative.

Mr. PITTS demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Mr. SALAZAR, pursuant to clause 8, rule

XX, announced that further proceedings on the question were postponed.

¶76.21 PROVIDING FOR CONSIDERATION OF H.R. 2446

Mr. MCGOVERN, by direction of the Committee on Rules, called up the following resolution (H. Res. 453):

*Resolved*, That at any time after the adoption of this resolution the Speaker may, pursuant to clause 2(b) of rule XVIII, declare the House resolved into the Committee of the Whole House on the state of the Union for consideration of the bill (H.R. 2446) to reauthorize the Afghanistan Freedom Support Act of 2002, and for other purposes. The first reading of the bill shall be dispensed with. All points of order against consideration of the bill are waived except those arising under clause 9 or 10 of rule XXI. General debate shall be confined to the bill and shall not exceed one hour equally divided and controlled by the chairman and ranking minority member of the Committee on Foreign Affairs. After general debate the bill shall be considered for amendment under the five-minute rule. The bill shall be considered as read. Notwithstanding clause 11 of rule XVIII, no amendment to the bill shall be in order except those printed in the report of the Committee on Rules accompanying this resolution. Each such amendment may be offered only in the order printed in the report, may be offered only by a Member designated in the report, shall be considered as read, shall be debatable for the time specified in the report equally divided and controlled by the proponent and an opponent, shall not be subject to amendment, and shall not be subject to a demand for division of the question in the House or in the Committee of the Whole. All points of order against such amendments are waived except those arising under clause 9 or 10 of rule XXI. At the conclusion of consideration of the bill for amendment the Committee shall rise and report the bill to the House with such amendments as may have been adopted. The previous question shall be considered as ordered on the bill and amendments thereto to final passage without intervening motion except one motion to recommit with or without instructions.

SEC. 2. During consideration in the House of H.R. 2446 pursuant to this resolution, notwithstanding the operation of the previous question, the Chair may postpone further consideration of the bill to such time as may be designated by the Speaker.

When said resolution was considered.

After debate,

Mr. MCGOVERN moved the previous question on the resolution to its adoption or rejection.

The question being put, viva voce,

Will the House agree to said resolution?

The SPEAKER pro tempore, Mr. SALAZAR, announced that the yeas had it.

Mr. Lincoln DIAZ-BALART of Florida demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The vote was taken by electronic device.

It was decided in the { Yeas ..... 220  
affirmative ..... } Nays ..... 195

¶76.22 [Roll No. 431]

YEAS—220

Abercrombie	Green, Gene	Neal (MA)
Ackerman	Grijalva	Oberstar
Allen	Gutierrez	Obey
Altmire	Hall (NY)	Oliver
Andrews	Hare	Ortiz
Arcuri	Harman	Pascarell
Baird	Herseth Sandlin	Pastor
Baldwin	Higgins	Payne
Barrow	Hill	Perlmutter
Bean	Hinchey	Peterson (MN)
Berkley	Hinojosa	Pomeroy
Berman	Hirono	Price (NC)
Berry	Hodes	Rahall
Bishop (GA)	Holt	Rangel
Bishop (NY)	Honda	Reyes
Blumenauer	Hooley	Rodriguez
Boren	Hoyer	Ross
Boswell	Inslee	Rothman
Boucher	Israel	Roybal-Allard
Boyd (FL)	Jackson (IL)	Ruppersberger
Boyd (KS)	Jackson-Lee	Rush
Brady (PA)	(TX)	Ryan (OH)
Braley (IA)	Johnson (GA)	Salazar
Brown, Corrine	Johnson, E. B.	Sanchez, Linda
Butterfield	Jones (OH)	T.
Capps	Kagen	Sanchez, Loretta
Capuano	Kanjorski	Sarbanes
Cardoza	Kaptur	Schakowsky
Carnahan	Kennedy	Schiff
Carney	Kildee	Schwartz
Carson	Kilpatrick	Scott (GA)
Castor	Kind	Scott (VA)
Chandler	Klein (FL)	Serrano
Clarke	Kucinich	Sestak
Clay	Lampson	Shea-Porter
Cleaver	Langevin	Sherman
Clyburn	Lantos	Shuler
Cohen	Larsen (WA)	Sires
Cooper	Larson (CT)	Skelton
Costa	Lee	Slaughter
Costello	Levin	Smith (WA)
Courtney	Lewis (GA)	Snyder
Cramer	Lipinski	Solis
Crowley	Loeb sack	Space
Cuellar	Lofgren, Zoe	Spratt
Cummings	Lowey	Stark
Davis (AL)	Lynch	Stupak
Davis (CA)	Mahoney (FL)	Sutton
Davis (IL)	Maloney (NY)	Tanner
Davis, Lincoln	Markey	Tauscher
DeFazio	Marshall	Taylor
DeGette	Matheson	Thompson (CA)
Delahunt	Matsui	Thompson (MS)
DeLauro	McCarthy (NY)	Tierney
Dicks	McCollum (MN)	Towns
Dingell	McDermott	Udall (CO)
Doggett	McGovern	Udall (NM)
Donnelly	McIntyre	Van Hollen
Doyle	McNerney	Velazquez
Edwards	McNulty	Visclosky
Ellison	Meehan	Walz (MN)
Ellsworth	Meeks (NY)	Wasserman
Emanuel	Melancon	Schultz
Engel	Michaud	Waters
Eshoo	Miller (NC)	Watson
Etheridge	Miller, George	Watt
Farr	Mitchell	Weiner
Fattah	Mollohan	Wexler
Filner	Moore (KS)	Wilson (OH)
Frank (MA)	Moore (WI)	Woolsey
Giffords	Moran (VA)	Wu
Gillibrand	Murphy (CT)	Wynn
Gonzalez	Murphy, Patrick	Yarmuth
Gordon	Murtha	
Green, Al	Napolitano	

NAYS—195

Aderholt	Bonner	Capito
Akin	Bono	Carter
Alexander	Boozman	Castle
Bachmann	Boustany	Chabot
Bachus	Brady (TX)	Coble
Baker	Brown (SC)	Cole (OK)
Barrett (SC)	Brown-Waite,	Conaway
Bartlett (MD)	Ginny	Crenshaw
Barton (TX)	Buchanan	Cubin
Biggart	Burgess	Culberson
Bilbray	Burton (IN)	Davis (KY)
Bilirakis	Buyer	Davis, David
Bishop (UT)	Calvert	Davis, Tom
Blackburn	Camp (MI)	Deal (GA)
Blunt	Campbell (CA)	Dent
Boehner	Cannon	Diaz-Balart, L.

Diaz-Balart, M. Kingston
Doollittle Kirk
Drake Kline (MN)
Dreier Knollenberg
Duncan Kuhl (NY)
Ehlers LaHood
Emerson Lamborn
English (PA) Latham
Everett LaTourette
Fallin Lewis (CA)
Feeney Lewis (KY)
Ferguson Linder
Flake LoBiondo
Forbes Lucas
Fortenberry Lungren, Daniel
Fossella E.
Foxy Mack
Franks (AZ) Manzullo
Frelinghuysen Marchant
Gallegly McCarthy (CA)
Garrett (NJ) McCaul (TX)
Gerlach McCotter
Gilchrist McCrery
Gillmor McHenry
Gingrey McHugh
Gohmert McKeon
Goode McMorris
Goodlatte Rodgers
Granger Mica
Graves Miller (FL)
Hall (TX) Miller (MI)
Hastert Miller, Gary
Hastings (WA) Moran (KS)
Hayes Murphy, Tim
Heller Musgrave
Hensarling Myrick
Herger Neugebauer
Hobson Nunes
Hoekstra Paul
Hulshof Pearce
Inglis (SC) Pence
Issa Peterson (PA)
Jindal Petri
Johnson (IL) Pitts
Johnson, Sam Platts
Jones (NC) Poe
Jordan Porter
Keller Price (GA)
King (IA) Pryce (OH)
King (NY) Putnam

NOT VOTING—17

Baca Holden
Becerra Hunter
Cantor Jefferson
Conyers Meek (FL)
Davis, Jo Ann Nadler
Hastings (FL) Pallone

So the resolution was agreed to.
A motion to reconsider the vote whereby said resolution was agreed to was, by unanimous consent, laid on the table.

76.23 H.R. 1716—UNFINISHED BUSINESS

The SPEAKER pro tempore, Mr. SALAZAR, pursuant to clause 8, rule XX, announced the further unfinished business to be the motion to suspend the rules and pass the bill (H.R. 1716) to authorize higher education curriculum development and graduate training in advanced energy and green building technologies; as amended.

The question being put, Will the House suspend the rules and pass said bill, as amended?

The vote was taken by electronic device.

It was decided in the Yeas ..... 416 affirmative ..... Nays ..... 0

76.24 [Roll No. 432] YEAS—416

Abercrombie Arcuri
Ackerman Bachmann
Aderholt Bachus
Akin Baird
Alexander Baker
Allen Baldwin
Altmire Barrett (SC)
Andrews Barrow

Radanovich
Ramstad
Regula
Rehberg
Reichert
Renzi
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrabacher
Ros-Lehtinen
Roskam
Royce
Ryan (WI)
Sali
Saxton
Schmidt
Sensenbrenner
Sessions
Shadegg
Shays
Shimkus
Simpson
Smith (NE)
Smith (NJ)
Smith (TX)
Souders
Stearns
Sullivan
Terry
Thornberry
Tiahrt
Tiberi
Turner
Upton
Walberg
Walden (OR)
Walsh (NY)
Wamp
Weldon (FL)
Weller
Westmoreland
Whitfield
Wicker
Wilson (NM)
Wilson (SC)
Wolf
Young (AK)
Young (FL)

Bilirakis
Bishop (GA)
Bishop (NY)
Bishop (UT)
Blackburn
Blumenauer
Blunt
Boehner
Bonner
Bono
Boozman
Boren
Boswell
Boucher
Boustany
Frank (MA)
Franks (AZ)
Frelinghuysen
Gallegly
Garrett (NJ)
Gerlach
Giffords
Gilchrist
Gillibrand
Gillmor
Gingrey
Gohmert
Gonzalez
Goode
Goodlatte
Gordon
Granger
Graves
Green, Al
Green, Gene
Grijalva
Gutierrez
Hall (NY)
Hall (TX)
Hare
Harman
Hastert
Hastings (WA)
Hayes
Heller
Hensarling
Herger
Herseth Sandlin
Higgins
Hill
Hinchev
Hinojosa
Hirono
Hobson
Hodes
Hoekstra
Holt
Honda
Hooley
Hoyer
Hulshof
Inglis (SC)
Inslee
Israel
Issa
Jackson (IL)
Jackson-Lee (TX)
Jindal
Johnson (GA)
Johnson (IL)
Johnson, E. B.
Johnson, Sam
Jones (NC)
Jones (OH)
Jordan
Kagen
Kanjorski
Kaptur
Keller
Kennedy
Kildee
Kilpatrick
Kind
King (IA)
King (NY)
Kingston
Kirk
Klein (FL)
Kline (MN)
Knollenberg
Kucinich
Kuhl (NY)
LaHood
Lamborn
Lampson
Langevin
Lantos
Larsen (WA)
Larson (CT)
Latham
LaTourette
Lee
Levin
Lewis (CA)

Lewis (GA)
Lewis (KY)
Linder
Lipinski
LoBiondo
Loeback
Lofgren, Zoe
Lowey
Lucas
Lungren, Daniel E.
Lynch
Mack
Mahoney (FL)
Maloney (NY)
Manzullo
Marchant
Markey
Marshall
Matheson
Matsui
McCarthy (CA)
McCarthy (NY)
McCaul (TX)
McCollum (MN)
McCotter
McCrery
McDermott
McGovern
McHenry
McHugh
McIntyre
McKeon
McMorris
Rodgers
McNerney
McNulty
Meehan
Meek (FL)
Meeks (NY)
Melancon
Mica
Michaud
Miller (FL)
Miller (MI)
Miller (NC)
Miller, Gary
Miller, George
Mitchell
Mollohan
Moore (KS)
Moore (WI)
Moran (KS)
Moran (VA)
Murphy (CT)
Murphy, Patrick
Murphy, Tim
Murtha
Musgrave
Myrick
Napolitano
Neal (MA)
Neugebauer
Nunes
Oberstar
Obey
Olver
Ortiz
Pascarell
Pastor
Paul
Payne
Pearce
Pence
Perlmutter
Peterson (MN)
Peterson (PA)
Petri
Pitts
Platts
Poe
Pomeroy
Porter
Price (GA)
Price (NC)
Pryce (OH)
Putnam
Radanovich
Rahall
Ramstad
Rangel
Regula
Rehberg
Reichert
Renzi
Reyes
Reynolds
Rodriguez
Rogers (AL)
Rogers (KY)

NOT VOTING—16
Baca
Becerra
Cantor
Conyers
Davis, Jo Ann
Hastings (FL)
Holden
Hunter
Jefferson
Nadler
Pallone
Pickering
Ryan (OH)
Shuster
Tancredo
Welch (VT)

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill, as amended, was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill, as amended, was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said bill.

76.25 H.R. 632—UNFINISHED BUSINESS

The SPEAKER pro tempore, Mr. SALAZAR, pursuant to clause 8, rule XX, announced the further unfinished business to be the motion to suspend the rules and pass the bill (H.R. 632) to authorize the Secretary of Energy to establish monetary prizes for achievements in overcoming scientific and technical barriers associated with hydrogen energy; as amended.

The question being put, Will the House suspend the rules and pass said bill, as amended?

The vote was taken by electronic device.

It was decided in the Yeas ..... 408 affirmative ..... Nays ..... 8

76.26 [Roll No. 433] YEAS—408

Abercrombie Bartlett (MD)
Ackerman Barton (TX)
Aderholt Bean
Akin Berkley
Alexander Berman
Allen Berry
Altmire Biggert
Andrews Bilbray
Arcuri Bilirakis
Bachmann Bishop (GA)
Bachus Bishop (NY)
Baird Bishop (UT)
Baker Blumenauer
Baldwin Blunt
Barrett (SC) Boehner
Barrow Bonner

Burton (IN)	Green, Gene	McHugh	Shimkus	Terry	Watson	Cohen	Jackson-Lee	Petri
Butterfield	Grijalva	McIntyre	Shuler	Thompson (CA)	Watt	Cole (OK)	(TX)	Pitts
Buyer	Gutierrez	McKeon	Simpson	Thompson (MS)	Waxman	Cooper	Jindal	Platts
Calvert	Hall (NY)	McMorris	Sires	Thornberry	Weiner	Costa	Johnson (GA)	Pomeroy
Camp (MI)	Hall (TX)	Rodgers	Skelton	Tiahrt	Welch (VT)	Costello	Johnson (IL)	Porter
Campbell (CA)	Hare	McNerney	Slaughter	Tiberi	Weldon (FL)	Courtney	Johnson, E. B.	Price (NC)
Cannon	Harman	McNulty	Smith (NE)	Tierney	Weller	Cramer	Jones (NC)	Pryce (OH)
Capito	Hastert	Meehan	Smith (NJ)	Towns	Wexler	Crenshaw	Jones (OH)	Putnam
Capps	Hastings (WA)	Meek (FL)	Smith (TX)	Turner	Whitfield	Crowley	Kagen	Radanovich
Capuano	Hayes	Meeks (NY)	Smith (WA)	Udall (CO)	Wicker	Cubin	Kanjorski	Rahall
Cardoza	Heller	Melancon	Snyder	Udall (NM)	Wilson (NM)	Cuellar	Kaptur	Ramstad
Carnahan	Hensarling	Mica	Solis	Upton	Wilson (OH)	Culberson	Keller	Rangel
Carney	Hergert	Michaud	Souder	Van Hollen	Wilson (SC)	Cummings	Kennedy	Regula
Carson	Herse	Miller (FL)	Space	Velázquez	Wolf	Davis (AL)	Kildee	Rehberg
Carter	Higgins	Miller (MI)	Spratt	Visclosky	Woolsey	Davis (CA)	Kilpatrick	Reichert
Castle	Hill	Miller (NC)	Stark	Walberg	Wu	Davis (IL)	Kind	Renzi
Castor	Hinche	Miller, Gary	Stearns	Walden (OR)	Wynn	Davis, David	King (NY)	Reyes
Chabot	Hinojosa	Miller, George	Stupak	Walsh (NY)	Yarmuth	Davis, Jo Ann	Kirk	Reynolds
Chandler	Hirono	Mitchell	Sullivan	Walz (MN)	Young (AK)	Davis, Lincoln	Klein (FL)	Rodriguez
Clarke	Hobson	Mollohan	Sutton	Wamp	Young (FL)	Deal (GA)	Kline (MN)	Rogers (AL)
Clay	Hodes	Moore (KS)	Tanner	Wasserman		DeFazio	Knollenberg	Rogers (KY)
Cleaver	Hoekstra	Moore (WI)	Tauscher	Schultz		DeGette	Kucinich	Rogers (MI)
Clyburn	Holt	Moran (KS)	Taylor	Waters		Delahunt	Kuhl (NY)	Rohrabacher
Coble	Honda	Moran (VA)				DeLauro	LaHood	Ros-Lehtinen
Cohen	Hooley	Murphy (CT)				Dent	Lamborn	Roskam
Cole (OK)	Hoyer	Murphy, Patrick	Blakburn	Flake	Paul	Diaz-Balart, L.	Lampson	Ross
Conaway	Hulshof	Murphy, Tim	Culberson	Fox	Royce	Diaz-Balart, M.	Langevin	Rothman
Cooper	Inglis (SC)	Murtha	Duncan	Manzullo		Dicks	Lantos	Roybal-Allard
Costa	Inslee	Musgrave				Dingell	Larsen (WA)	Royce
Costello	Israel	Myrick				Doggett	Larson (CT)	Ruppersberger
Courtney	Issa	Napolitano	Baca	Holden	Ryan (OH)	Donnelly	LaTourette	Rush
Cramer	Jackson (IL)	Neal (MA)	Becerra	Hunter	Shuster	Doolittle	Lee	Ryan (WI)
Crenshaw	Jackson-Lee	Neugebauer	Boyd (KS)	Jefferson	Tancredo	Doyle	Levin	Salazar
Crowley	(TX)	Nunes	Cantor	Nadler	Westmoreland	Drake	Lewis (CA)	Sánchez, Linda
Cubin	Jindal	Oberstar	Conyers	Pallone		Dreier	Lewis (GA)	T.
Cuellar	Johnson (GA)	Obey	Hastings (FL)	Pickering		Duncan	Lewis (KY)	Sanchez, Loretta
Cummings	Johnson (IL)	Olver				Edwards	Linder	Sarbanes
Davis (AL)	Johnson, E. B.	Ortiz				Ehlers	Lipinski	Saxton
Davis (CA)	Johnson, Sam	Pascrell				Ellison	LoBiondo	Schakowsky
Davis (IL)	Jones (NC)	Pastor				Ellsworth	Loebsack	Schiff
Davis (KY)	Jones (OH)	Payne				Emanuel	Lowey	Schmidt
Davis, David	Jordan	Pearce				Emerson	Lucas	Schwartz
Davis, Jo Ann	Kagen	Pence				Engel	Lynch	Scott (GA)
Davis, Lincoln	Kanjorski	Perlmutter				English (PA)	Mack	Scott (VA)
Davis, Tom	Kaptur	Peterson (MN)				Eshoo	Maloney (NY)	Sensenbrenner
Deal (GA)	Keller	Peterson (PA)				Etheridge	Markey	Serrano
DeFazio	Kennedy	Petri				Everett	Marshall	Sestak
DeGette	Kildee	Pitts				Fallin	Matheson	Shadegg
Delahunt	Kilpatrick	Platts				Farr	Matsui	Shays
DeLauro	Kind	Poe				Fattah	McCarthy (CA)	Shea-Porter
Dent	King (IA)	Pomeroy				Ferguson	McCarthy (NY)	Sherman
Diaz-Balart, L.	King (NY)	Porter				Filner	McCaul (TX)	Shimkus
Diaz-Balart, M.	Kingston	Price (GA)				Forbes	McCaul (TX)	Shuler
Dicks	Kirk	Price (NC)				Fortenberry	McCollum (MN)	Simpson
Dingell	Klein (FL)	Pryce (OH)				Fossella	McCotter	Sires
Doggett	Kline (MN)	Putnam				Frank (MA)	McCrary	Skelton
Donnelly	Knollenberg	Radanovich				Franks (AZ)	McDermott	Slaughter
Doolittle	Kucinich	Rahall				Frelinghuysen	McGovern	Smith (NE)
Doyle	Kuhl (NY)	Ramstad				Gallegly	McHugh	Smith (NJ)
Drake	LaHood	Rangel				Garrett (NJ)	McIntyre	Smith (TX)
Dreier	Lamborn	Regula				Gerlach	McKeon	Smith (WA)
Edwards	Lampson	Rehberg				Giffords	McMorris	Snyder
Ehlers	Langevin	Reichert				Gilchrest	Rodgers	Solis
Ellison	Lantos	Renzi				Gillibrand	McNerney	Souder
Ellsworth	Larsen (WA)	Reyes				Gillmor	McNulty	Space
Emanuel	Larson (CT)	Reynolds				Gohmert	Meek (FL)	Spratt
Emerson	Latham	Rodriguez				Gonzalez	Meeks (NY)	Stark
Engel	LaTourette	Rogers (AL)				Goode	Melancon	Stearns
English (PA)	Lee	Rogers (KY)				Gordon	Mica	Stupak
Eshoo	Levin	Rogers (MI)				Granger	Michaud	Sullivan
Etheridge	Lewis (CA)	Rohrabacher				Graves	Miller (FL)	Sutton
Everett	Lewis (GA)	Ros-Lehtinen				Green, Al	Miller (MI)	Tanner
Fallin	Lewis (KY)	Roskam				Green, Gene	Miller (NC)	Tauscher
Farr	Linder	Ross				Grijalva	Miller, Gary	Taylor
Fattah	Lipinski	Rothman				Gutierrez	Miller, George	Terry
Feeney	LoBiondo	Roybal-Allard				Hall (NY)	Mitchell	Thompson (CA)
Ferguson	Loebsack	Ruppersberger				Hall (TX)	Mollohan	Thompson (MS)
Filner	Lofgren, Zoe	Rush				Hare	Moore (KS)	Tiberi
Forbes	Lowey	Ryan (WI)				Harman	Moore (WI)	Tierney
Fortenberry	Lucas	Salazar				Hastert	Moran (VA)	Towns
Fossella	Lungren, Daniel	Sali	Abercrombie	Bishop (GA)	Butterfield	Hastings (WA)	Murphy (CT)	Turner
Frank (MA)	E.	Sánchez, Linda	Ackerman	Bishop (NY)	Buyer	Hayes	Murphy, Patrick	Udall (CO)
Franks (AZ)	Lynch	T.	Alexander	Blackburn	Calvert	Heller	Murphy, Tim	Udall (NM)
Frelinghuysen	Mack	Sanchez, Loretta	Allen	Blumenauer	Camp (MI)	Hensarling	Murtha	Upton
Gallegly	Mahoney (FL)	Sarbanes	Altmire	Bohner	Campbell (CA)	Hergert	Musgrave	Van Hollen
Garrett (NJ)	Maloney (NY)	Saxton	Andrews	Bono	Capito	Herse	Myrick	Velázquez
Gerlach	Marchant	Schakowsky	Arcuri	Boozman	Capps	Higgins	Napolitano	Visclosky
Giffords	Markey	Schiff	Bachmann	Boren	Capuano	Hinche	Neal (MA)	Walden (OR)
Gilchrest	Marshall	Schmidt	Baird	Boswell	Cardoza	Hinojosa	Neugebauer	Walsh (NY)
Gillibrand	Matheson	Schwartz	Baker	Boucher	Carnahan	Hirono	Oberstar	Walz (MN)
Gillmor	Matsui	Scott (GA)	Baldwin	Boyd (FL)	Carson	Hobson	Obey	Wamp
Gingrey	McCarthy (CA)	Scott (VA)	Barrow	Brady (PA)	Castle	Hodes	Olver	Wasserman
Gohmert	McCarthy (NY)	Sensenbrenner	Bartlett (MD)	Braley (IA)	Castor	Holt	Ortiz	Schultz
Gonzalez	McCaul (TX)	Serrano	Barton (TX)	Brown (SC)	Chabot	Hooley	Pascrell	Waters
Goode	McColum (MN)	Sessions	Bean	Brown, Corrine	Chandler	Hoyer	Pastor	Watson
Goodlatte	McCotter	Sestak	Berkley	Brown-Waite,	Clarke	Hulshof	Payne	Watt
Gordon	McCrary	Shadegg	Berman	Ginny	Clay	Inslee	Pence	Waxman
Granger	McDermott	Shays	Berry	Buchanan	Cleaver	Issa	Perlmutter	Weiner
Graves	McGovern	Shea-Porter	Bilbray	Burgess	Clyburn	Issa	Peterson (MN)	Welch (VT)
Green, Al	McHenry	Sherman	Bilirakis	Burton (IN)	Coble	Jackson (IL)	Peterson (PA)	Weldon (FL)

NAYS—8

NOT VOTING—16

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill, as amended, was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill, as amended, was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said bill.

¶76.27 H.R. 964—UNFINISHED BUSINESS

The SPEAKER pro tempore, Mr. SALAZAR, pursuant to clause 8, rule XX, announced the further unfinished business to be the motion to suspend the rules and pass the bill (H.R. 964) to protect users of the Internet from unknown transmission of their personally identifiable information through spyware programs, and for other purposes; as amended.

The question being put, Will the House suspend the rules and pass said bill, as amended?

The vote was taken by electronic device.

It was decided in the affirmative { Yeas ..... 368 Nays ..... 48

¶76.28 [Roll No. 434] YEAS—368

Abercrombie	Bishop (GA)	Butterfield
Ackerman	Bishop (NY)	Buyer
Alexander	Blackburn	Calvert
Allen	Blumenauer	Camp (MI)
Altmire	Boehner	Campbell (CA)
Andrews	Bono	Capito
Arcuri	Boozman	Capps
Bachmann	Boren	Capuano
Baird	Boswell	Cardoza
Baker	Boucher	Carnahan
Baldwin	Boyd (FL)	Carson
Barrow	Brady (PA)	Castle
Bartlett (MD)	Braley (IA)	Castor
Barton (TX)	Brown (SC)	Chabot
Bean	Brown, Corrine	Chandler
Berkley	Brown-Waite,	Clarke
Berman	Ginny	Clay
Berry	Buchanan	Cleaver
Bilbray	Burgess	Clyburn
Bilirakis	Burton (IN)	Coble



Weller	Wilson (OH)	Yarmuth
Wexler	Wolf	Young (AK)
Whitfield	Woolsey	Young (FL)
Wicker	Wu	
Wilson (NM)	Wynn	

NAYS—48

Aderholt	Flake	Marchant
Akin	Foxx	McHenry
Barrett (SC)	Gingrey	Moran (KS)
Biggert	Goodlatte	Nunes
Bishop (UT)	Hoekstra	Paul
Blunt	Honda	Pearce
Bonner	Inglis (SC)	Poe
Boustany	Johnson, Sam	Price (GA)
Boyd (KS)	Jordan	Sali
Brady (TX)	King (IA)	Sessions
Cannon	Kingston	Thornberry
Carney	Latham	Tiahrt
Carter	Lofgren, Zoe	Talbot
Conaway	Lungren, Daniel	Walberg
Davis (KY)	E.	Westmoreland
Davis, Tom	Mahoney (FL)	Wilson (SC)
Feeney	Manzullo	

NOT VOTING—16

Baca	Hill	Pickering
Bachus	Holden	Ryan (OH)
Becerra	Hunter	Shuster
Cantor	Jefferson	Tancredo
Conyers	Nadler	
Hastings (FL)	Pallone	

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill, as amended, was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill, as amended, was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said bill.

¶76.29 ORDER OF BUSINESS—  
CONSIDERATION OF H.R. 2446

On motion of Mr. LANTOS, by unanimous consent,

Ordered, That it may be in order during consideration of the bill (H.R. 2446) to reauthorize the Afghanistan Freedom Support Act of 2002, and for other purposes, in the Committee of the Whole, pursuant to House Resolution 453, amendment numbered 11 be permitted to be offered at any time.

¶76.30 AFGHANISTAN FREEDOM AND  
SECURITY SUPPORT

The SPEAKER pro tempore, Mr. SALAZAR, pursuant to House Resolution 453 and rule XVIII, declared the House resolved into the Committee of the Whole House on the state of the Union for the consideration of the bill (H.R. 2446) to reauthorize the Afghanistan Freedom Support Act of 2002, and for other purposes.

The SPEAKER pro tempore, Mr. SALAZAR, by unanimous consent, designated Mr. ROSS as Chairman of the Committee of the Whole; and after some time spent therein,

The SPEAKER pro tempore, Mr. VAN HOLLEN, assumed the Chair.

When Mr. POMEROY, Acting Chairman, reported that the Committee, having had under consideration said bill, had come to no resolution thereon.

¶76.31 RECESS—5:15 P.M.

The SPEAKER pro tempore, Mr. VAN HOLLEN, pursuant to clause 12(a) of rule I, declared the House in recess at 4 o'clock and 52 minutes p.m., until approximately 5:15 p.m.

¶76.32 AFTER RECESS—5:17 P.M.

The SPEAKER pro tempore, Ms. CASTOR, called the House to order.

¶76.33 PROVIDING FOR CONSIDERATION  
OF S. 5

Mr. MCGOVERN, by direction of the Committee on Rules, reported (Rept. No. 110-179) the resolution (H. Res. 464) providing for consideration of the bill (S. 5) to amend the Public Health Service Act to provide for human embryonic stem cell research.

When said resolution and report were referred to the House Calendar and ordered printed.

¶76.34 PROVIDING FOR CONSIDERATION  
OF H.R. 65

Mr. MCGOVERN, by direction of the Committee on Rules, reported (Rept. No. 110-180) the resolution (H. Res. 465) providing for consideration of the bill (H.R. 65) to provide for the recognition of the Lumbee Tribe of North Carolina, and for other purposes.

When said resolution and report were referred to the House Calendar and ordered printed.

¶76.35 AFGHANISTAN FREEDOM AND  
SECURITY SUPPORT

The SPEAKER pro tempore, Ms. CASTOR, pursuant to House Resolution 453 and rule XVIII, declared the House resolved into the Committee of the Whole House on the state of the Union for the further consideration of the bill (H.R. 2446) to reauthorize the Afghanistan Freedom Support Act of 2002, and for other purposes.

The Acting Chairman, Mr. ANDREWS assumed the Chair; and after some time spent therein,

¶76.36 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment numbered 7, printed in House Report 110-174, submitted by Mr. KIRK:

At the end of title III of the bill (relating to miscellaneous provisions), insert the following new section:

SEC. 3 . ELIGIBILITY IN CERTAIN CIRCUMSTANCES FOR AGENCIES OF THE GOVERNMENTS OF AFGHANISTAN AND PAKISTAN TO RECEIVE A REWARD UNDER THE DEPARTMENT OF STATE REWARDS PROGRAM.

(a) ELIGIBILITY.—Subsection (f) of section 36 of the State Department Basic Authorities Act of 1956 (22 U.S.C. 2708(f)) is amended—

(1) by striking “(f) INELIGIBILITY.—An officer” and inserting the following:

“(f) INELIGIBILITY.—

“(1) IN GENERAL.—An officer”;

(2) in paragraph (1), as so designated by paragraph (1) of this subsection, by inserting “, except as provided in paragraph (2),” before “of a foreign government”; and

(3) by adding at the end the following new paragraph:

“(2) EXCEPTION IN CERTAIN CIRCUMSTANCES.—The Secretary may pay a reward to an officer or employee of the government of Afghanistan or Pakistan (or any entity thereof) who, while in the performance of his or her official duties, furnishes information described in such subsection, if the Secretary determines that such payment satisfies the following conditions:

“(A) Such payment is appropriate in light of the exceptional or high-profile nature of the information furnished pursuant to such subsection and such information relates in any way to the commission of an act in Afghanistan.

“(B) Such payment may aid in furnishing further information described in such subsection.

“(C) Such payment is formally requested by such agency.”.

(b) CONFORMING AMENDMENT.—Subsection (b) of such section (22 U.S.C. 2708(b)) is amended in the matter preceding paragraph (1) by inserting “or to any officer or employee of a foreign government in accordance with subsection (f)(2)” after “individual”.

It was decided in the { Yeas ..... 419  
affirmative ..... } Nays ..... 1

¶76.37 [Roll No. 435]  
AYES—419

Abercrombie	Cleaver	Gillibrand
Ackerman	Clyburn	Gillmor
Aderholt	Coble	Gingrey
Akin	Cohen	Gohmert
Alexander	Cole (OK)	Gonzalez
Allen	Conaway	Goode
Altmire	Cooper	Goodlatte
Andrews	Costa	Gordon
Arcuri	Costello	Granger
Baca	Courtney	Graves
Bachmann	Cramer	Green, Al
Bachus	Crenshaw	Green, Gene
Baird	Crowley	Grijalva
Baker	Cubin	Gutierrez
Baldwin	Cuellar	Hall (NY)
Barrett (SC)	Culberson	Hall (TX)
Barrow	Cummings	Hare
Bartlett (MD)	Davis (AL)	Harman
Barton (TX)	Davis (CA)	Hastert
Bean	Davis (IL)	Hastings (WA)
Berkley	Davis (KY)	Hayes
Berman	Davis, David	Heller
Berry	Davis, Jo Ann	Hensarling
Biggert	Davis, Lincoln	Herger
Bilbray	Davis, Tom	Herseth Sandlin
Bilirakis	Deal (GA)	Higgins
Bishop (GA)	DeFazio	Hill
Bishop (NY)	DeGette	Hinchee
Bishop (UT)	Delahunt	Hinojosa
Blackburn	DeLauro	Hirono
Blumenauer	Dent	Hobson
Blunt	Diaz-Balart, L.	Hodes
Boehner	Diaz-Balart, M.	Hoekstra
Bonner	Dicks	Holt
Bono	Dingell	Honda
Boozman	Doggett	Hooley
Bordallo	Donnelly	Hoyer
Boren	Doolittle	Hulshof
Boswell	Doyle	Inglis (SC)
Boucher	Drake	Inslee
Boustany	Dreier	Israel
Boyd (FL)	Duncan	Issa
Boyd (KS)	Edwards	Jackson (IL)
Brady (PA)	Ehlers	Jackson-Lee
Brady (TX)	Ellison	(TX)
Braley (IA)	Ellsworth	Jindal
Brown (SC)	Emanuel	Johnson (GA)
Brown, Corrine	Emerson	Johnson (IL)
Brown-Waite,	Engel	Johnson, E. B.
Ginny	English (PA)	Johnson, Sam
Buchanan	Eshoo	Jones (NC)
Burgess	Etheridge	Jordan
Burton (IN)	Everett	Kagen
Butterfield	Fallin	Kanjorski
Buyer	Farr	Keller
Calvert	Fattah	Kennedy
Camp (MI)	Feeney	Kildee
Campbell (CA)	Ferguson	Kilpatrick
Cannon	Finer	Kind
Capito	Flake	King (IA)
Capps	Forbes	King (NY)
Capuano	Fortenberry	Kingston
Cardoza	Fortuño	Kirk
Carnahan	Fossella	Klein (FL)
Carney	Foxx	Kline (MN)
Carson	Frank (MA)	Knollenberg
Carter	Franks (AZ)	Kuhl (NY)
Castle	Frelinghuysen	LaHood
Castor	Gallely	Lamborn
Chabot	Garrett (NJ)	Lampson
Chandler	Gerlach	Langevin
Clarke	Giffords	Lantos
Clay	Gilchrest	Larsen (WA)

Larson (CT) Neugebauer Shea-Porter  
 Latham Norton Sherman  
 LaTourette Nunes Sherman  
 Lee Oberstar Shuler  
 Levin Obey Simpson  
 Lewis (CA) Oliver Sires  
 Lewis (GA) Ortiz Skelton  
 Lewis (KY) Pascrell Slaughter  
 Linder Pastor Smith (NE)  
 Lipinski Paul Smith (NJ)  
 LoBiondo Payne Smith (TX)  
 Loeb sack Pearce Smith (WA)  
 Lofgren, Zoe Pence Snyder  
 Lowey Perlmutter Solis  
 Lucas Peterson (MN) Souder  
 Lungren, Daniel Peterson (PA) Space  
 E. Petri Spratt  
 Lynch Pitts Stark  
 Mack Platts Stearns  
 Mahoney (FL) Poe Stupak  
 Maloney (NY) Pomeroy Sullivan  
 Manzullo Porter Sutton  
 Marchant Price (GA) Tanner  
 Markey Price (NC) Tauscher  
 Marshall Price (OH) Pryce  
 Matheson Putnam Terry  
 Matsui Radanovich Thompson (CA)  
 McCarthy (CA) Rahall Thompson (MS)  
 McCarthy (NY) Ramstad Thornberry  
 McCaul (TX) Rangel Tiahrt  
 McCollum (MN) Regula Tiberi  
 McCotter Rehberg Tierney  
 McCreery Reichert Turner  
 McDermott Renzi Udall (CO)  
 McGovern Reyes Udall (NM)  
 McHenry Reynolds Upton  
 McHugh Rodriguez Van Hollen  
 McIntyre Rogers (AL) Velazquez  
 McKeon Rogers (KY) Visclosky  
 McMorris Rogers (MI) Walberg  
 Rodgers Rohrabacher Walden (OR)  
 McNeerney Ros-Lehtinen Walsh (IL)  
 McNulty Roskam Walsh (NY)  
 Meehan Ross Walz (MN)  
 Meek (FL) Rothman Wamp  
 Meeks (NY) Roybal-Allard Wasserman  
 Melancon Royce Schultz  
 Mica Ruppertsberger Waters  
 Michaud Rush Watson  
 Miller (FL) Ryan (WI) Watt  
 Miller (MI) Salazar Waxman  
 Miller (NC) Sali Weiner  
 Miller, Gary Sanchez, Linda Welch (VT)  
 Miller, George T. Weldon (FL)  
 Mitchell Sanchez, Loretta Weller  
 Mollohan Sarbanes Westmoreland  
 Moore (KS) Saxton Wexler  
 Moore (WI) Schakowsky Whitfield  
 Moran (KS) Schiff Wicker  
 Moran (VA) Schmidt Wilson (NM)  
 Murphy (CT) Schwartz Wilson (OH)  
 Murphy, Patrick Scott (GA) Wilson (SC)  
 Murphy, Tim Scott (VA) Wolf  
 Murtha Sensenbrenner Woolsey  
 Musgrave Serrano Wu  
 Myrick Sessions Wynn  
 Nadler Sestak Yarmuth  
 Napolitano Shadegg Young (AK)  
 Neal (MA) Shays Young (FL)

NOES—1

Kucinich

NOT VOTING—17

Becerra Holden Pickering  
 Cantor Hunter Ryan (OH)  
 Christensen Jefferson Shuster  
 Conyers Jones (OH) Tancredo  
 Faleomavaega Kaptur Towns  
 Hastings (FL) Pallone

So the amendment was agreed to.

76.38 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment, numbered 8, printed in House Report 110-174, submitted by Mr. KUCINICH:

Page 43, after line 6, insert the following new subsection:

(c) CONTRIBUTION TO POST-OPERATIONS HUMANITARIAN RELIEF FUND.—Of the amount appropriated pursuant to subsection (a) of section 110 of the Afghanistan Freedom Support Act of 2002 (as redesignated by title I of this Act), \$500,000 for each of the fiscal years

2008 through 2010 shall be available for a United States contribution to the Post-Operations Humanitarian Relief Fund of the International Security Assistance Force.

It was decided in the { Yeas ..... 159  
 negative ..... } Nays ..... 260

76.39

[Roll No. 436]

AYES—159

Abercrombie Hill Neal (MA)  
 Ackerman Hinchey Norton  
 Allen Hiron Oberstar  
 Baca Hodes Obeys  
 Baldwin Holt Oliver  
 Bean Honda Pascrell  
 Berkley Hooley Pastor  
 Berman Hoyer Payne  
 Berry Inslee Perlmutter  
 Bishop (NY) Israel Pomeroy  
 Blumenauer Jackson (IL) Price (NC)  
 Bordallo Jackson-Lee Rahall  
 Boswell (TX) Rodriguez  
 Braley (IA) Johnson (GA) Rothman  
 Brown, Corrine Johnson, E. B. Roybal-Allard  
 Butterfield Kagen Ruybal-Allard  
 Capps Kaptur Sanchez, Linda  
 Capuano Kennedy T.  
 Carson Kildee Sanchez, Loretta  
 Castor Kilpatrick Sarbanes  
 Clarke Kind Schakowsky  
 Cleaver Klein (FL) Schiff  
 Clyburn Kucinich Scott (VA)  
 Cohen Langevin Serrano  
 Costello Lantos Sestak  
 Courtney Larsen (WA) Shea-Porter  
 Crowley Larson (CT) Sherman  
 Cuellar Lee Sires  
 Cummings Levin Slaughter  
 Davis (IL) Lewis (GA) Solis  
 DeFazio Lipinski Space  
 DeGette Loeb sack Stark  
 Delahunt Lofgren, Zoe Sutton  
 DeLauro Lowey Thompson (CA)  
 Doggett Maloney (NY) Thompson (MS)  
 Doyle Markey Tierney  
 Ellison Matsui Udall (CO)  
 Emanuel McCollum (MN) Udall (NM)  
 Engel McDermott Van Hollen  
 Eshoo McGovern Velazquez  
 Farr McNeerney Visclosky  
 Filner McNulty Wasserman  
 Frank (MA) Meehan Schultz  
 Gillibrand Meek (FL) Waters  
 Gonzalez Meeks (NY) Watson  
 Gordon Melancon Watt  
 Green, Al Michaud Waxman  
 Green, Gene Miller (NC) Weiner  
 Grijalva Miller, George Welch (VT)  
 Gutierrez Moore (KS) Wexler  
 Hall (NY) Moore (WI) Woolsey  
 Hare Moran (VA) Wu  
 Herseth Sandlin Nadler Wynn  
 Higgins Napolitano Yarmuth

NOES—260

Aderholt Brown-Waite, Davis, Jo Ann  
 Akin Ginny Davis, Lincoln  
 Alexander Buchanan Davis, Tom  
 Altmire Burgess Deal (GA)  
 Arcuri Burton (IN) Dent  
 Bachmann Buyer Diaz-Balart, L.  
 Bachus Calvert Diaz-Balart, M.  
 Baird Camp (MI) Dicks  
 Baker Campbell (CA) Dingell  
 Barrett (SC) Cannon Donnelly  
 Barrow Capito Doolittle  
 Bartlett (MD) Cardoza Drake  
 Barton (TX) Carnahan Dreier  
 Biggert Carney Duncan  
 Bilbray Carter Edwards  
 Bilirakis Castle Ehlers  
 Bishop (GA) Chabot Ellsworth  
 Bishop (UT) Chandler Emerson  
 Blackburn Clay English (PA)  
 Blunt Coble Etheridge  
 Boehner Cole (OK) Everett  
 Bonner Conaway Fallin  
 Bono Cooper Fattah  
 Boozman Costa Feeney  
 Boren Cramer Ferguson  
 Boucher Crenshaw Flake  
 Boustany Cubin Forbes  
 Boyd (FL) Culberson Fortenberry  
 Boyda (KS) Davis (AL) Fortuño  
 Brady (PA) Davis (CA) Fossella  
 Brady (TX) Davis (KY) Foy  
 Brown (SC) Davis, David Franks (AZ)

Frelinghuysen Manzullo Ros-Lehtinen  
 Gallegly Marchant Roskam  
 Garrett (NJ) Marshall Ross  
 Gerlach Matheson Royce  
 Giffords McCarthy (CA) Ruppertsberger  
 Gilchrest McCarthy (NY) Ryan (WI)  
 Gillmor McCaul (TX) Salazar  
 Gingrey McCotter Sali  
 Gohmert McCreery Saxton  
 Goode McHenry McHugh  
 Goodlatte McHugh Schmidt  
 Granger McIntyre Schwartz  
 Graves McKeon Scott (GA)  
 Hall (TX) McMorris Sensenbrenner  
 Harman Rodgers Sessions  
 Hastert Mica Shadegg  
 Hastings (WA) Miller (FL) Shays  
 Hayes Miller (MI) Shimkus  
 Heller Miller, Gary Shuler  
 Hensarling Mitchell Simpson  
 Herger Moran (KS) Skelton  
 Hinojosa Murphy (CT) Smith (NE)  
 Hobson Murphy, Patrick Smith (NJ)  
 Hoekstra Murphy, Tim Smith (TX)  
 Hulshof Murtha Smith (WA)  
 Inglis (SC) Musgrave Snyder  
 Issa Myrick Souder  
 Jindal Neugebauer Spratt  
 Johnson (IL) Nunes Stearns  
 Johnson, Sam Ortiz Stupak  
 Jones (NC) Paul Tanner  
 Jordan Pearce Tauscher  
 Kanjorski Pence Taylor  
 Keller Peterson (MN) Terry  
 King (IA) Peterson (PA) Thornberry  
 King (NY) Petri Tiahrt  
 Kingston Pitts Tiberi  
 Kirk Platts Turner  
 Kline (MN) Poe Upton  
 Knollenberg Porter Walberg  
 Kuhl (NY) Price (GA) Walden (OR)  
 LaHood Pryce (OH) Walsh (NY)  
 Lamborn Putnam Walz (MN)  
 Lampson Radanovich Wamp  
 Latham Ramstad Weldon (FL)  
 LaTourette Rangel Weller  
 Lewis (CA) Regula Westmoreland  
 Lewis (KY) Rehberg Whitfield  
 Linder Reichert Wicker  
 LoBiondo Renzi Wilson (NM)  
 Lucas Reyes Wilson (OH)  
 Lungren, Daniel Reynolds Wilson (SC)  
 E. Rogers (KY) Wolf  
 Lynch Rogers (MI) Young (AK)  
 Mack Rohrabacher Young (FL)

NOT VOTING—18

Andrews Hastings (FL) Pallone  
 Becerra Holden Pickering  
 Cantor Hunter Ryan (OH)  
 Christensen Jefferson Shuster  
 Conyers Jones (OH) Tancredo  
 Faleomavaega Mollohan Towns

So the amendment was not agreed to. The SPEAKER pro tempore, Mr. KIND, assumed the Chair.

When Mr. POMEROY, Acting Chairman, pursuant to House Resolution 453, reported the bill back to the House with sundry amendments adopted by the Committee.

The previous question having been ordered by said resolution.

The following amendments, reported from the Committee of the Whole House on the state of the Union, were agreed to:

Page 5, line 23, strike “supports” and insert “is supported by”.

Page 5, line 25, strike “a strategy” and insert “the core framework”.

Page 6, line 6, insert before the period the following: “, particularly at the local and provincial levels”.

Page 12, line 12, strike “(B)” and insert “(C)”.

Page 12, line 13, strike “(B)” and insert “(C)”.

Page 12, lines 19 through 25, move the margins of clauses (ii) and (iii) two ems to the left.

Page 18, line 3, insert “helping women deliver healthier babies and” after “for the purpose of”.

Page 35, line 11, strike “300,000,000” and insert “\$300,000,000”.

Page 37, line 1, strike “The President” and insert “Pursuant to the authorities of the Foreign Assistance Act of 1961 (22 U.S.C. 2151 et seq.) or section 23 of the Arms Export Control Act (22 U.S.C. 2763), the President”.

Page 43, line 16, strike “to conduct” and insert “to participate in, to the extent appropriate and practicable.”.

Page 46, strike lines 1 through 4 and insert the following new subclauses:

- (I) The Afghan forces.
- (II) ISAF.
- (III) Non-ISAF United States forces.
- (IV) Other Coalition forces.

Page 47, beginning on line 10, strike “and countries participating in ISAF” and insert “countries participating in ISAF, and other Coalition countries”.

Page 57, line 24, strike “Affairs” and insert “Relations”.

Page 66, line 9, insert “and” after the semicolon.

Page 70, after line 17, insert the following new subsection:

(c) CONCURRENT SUBMISSION OF REPORT.—Such section is further amended by adding at the end the following new subsection:

“(d) CONCURRENT SUBMISSION OF REPORT.—The strategy required by subsection (b) and any updates of the strategy provided pursuant to subsection (c) shall be submitted concurrently with the report and updates required by section 304 of this Act (relating to progress toward security and stability in Afghanistan).”.

Page 71, line 24, strike “who repatriate” and insert “to ensure orderly and voluntary repatriation”.

Page 17, line 17, strike “and”.

Page 17, line 19, strike the first period, the closing quotation marks, and the second period and insert “; and”.

Page 17, after line 19, insert the following new clause:

“(ix) promoting the empowerment of citizens at the local level in the decision-making process, including reconstruction and economic development decisions.”.

Page 62, beginning on line 16, insert “, create an environment conducive to Afghan small business development,” after “opportunities”.

Page 25, line 20, strike “and”.

Page 25, line 24, strike the first period, the closing quotation marks, and the second period and insert “; and”.

Page 25, after line 24, insert the following new subparagraph:

“(I) providing technical assistance to train provincial and local governmental personnel, especially as it relates to—

- “(i) healthcare;
- “(ii) political participation;
- “(iii) human rights, particularly as pertaining to women; and

“(iv) education, particularly to encourage girls to complete secondary education so they are prepared and able to attend post-secondary schools.”.

Page 26, after line 12, insert the following new subsection:

(j) PRIORITY TO U.S. ORGANIZATIONS FOR GRANTS TO AID IN THE REVITALIZATION OF AFGHANISTAN.—In awarding grants to non-governmental organizations to aid in the revitalization of Afghanistan, including to assist the people of Afghanistan to create and sustain quality economic and educational systems, under section 103 of the Afghanistan Freedom Support Act of 2002 (as amended by this section), the United States Agency for International Development should give priority to organizations based in the United States that have an established and cost-effective record of developing and administering such programs of assistance in Afghanistan.

Page 29, after line 23, insert the following new section (and redesignate subsequent sections and conform the table of contents accordingly):

**SEC. 106. ASSISTANCE TO SUPPORT THE OFFICES OF THE INSPECTOR GENERAL OF DEPARTMENT OF STATE AND THE UNITED STATES AGENCY FOR INTERNATIONAL DEVELOPMENT IN AFGHANISTAN.**

(a) ASSISTANCE AUTHORIZED.—The President shall provide assistance to support the auditing, investigation, and oversight capacity and capability of the Offices of the Inspector General of the Department of State and the United States Agency for International Development in Afghanistan. The Offices of the Inspector General of the Department of State and the United States Agency for International Development are authorized to audit, investigate, and oversee the programs authorized in title I of the Afghanistan Freedom Support Act of 2002 (as amended by this title).

(b) REQUIREMENT FOR IN-COUNTRY PRESENCE.—The Offices of the Inspector General of the Department of State and the United States Agency for International Development, after consultation with the Secretary of State and the Administrator for the United States Agency for International Development, shall permanently deploy not less than two staff from each of the Offices of the Inspector General in Afghanistan to carry out this section.

(c) AUTHORIZATION OF APPROPRIATIONS.—

(1) AVAILABILITY OF FUNDS.—Of the amounts authorized to be appropriated under section 110 of the Afghanistan Freedom Support Act of 2002 (as redesignated by this title) for each of the fiscal years 2008 through 2010, not less than \$1,500,000 for each such fiscal year is authorized to be made available to the Office of the Inspector General of the Department of State and not less than \$3,000,000 for each such fiscal year is authorized to be made available to the Office of the Inspector General of the United States Agency for International Development to carry out this section.

(2) RELATION TO OTHER AVAILABLE FUNDS.—Amounts made available under paragraph (1) are in addition to amounts otherwise available for such purposes.

Page 35, after line 22, insert the following new subsection:

(c) ADDITIONAL SENSE OF CONGRESS.—Such section is further amended by adding at the end the following new subsection:

“(d) ADDITIONAL SENSE OF CONGRESS.—It is the sense of Congress that assistance provided to eligible foreign countries and international organizations under subsection (a) should be used in part to protect women legislators when they return to the provinces that they represent in Afghanistan.”.

Page 44, after line 5, insert the following new section (and conform the table of contents accordingly):

**SEC. 2 . REPORT ON THE SALE AND USE OF IRANIAN-MADE WEAPONS FOR THE TALIBAN IN AFGHANISTAN.**

(a) CONGRESSIONAL FINDING.—United States Armed Forces in Afghanistan recently intercepted a shipment of Iranian-made weapons and explosives intended for the Taliban in Afghanistan.

(b) REPORT REQUIRED.—Not later than 90 days after the date of the enactment of this Act, and every 6 months thereafter, the Secretary of Defense shall transmit to the appropriate congressional committees a report on the current Iranian-made weapons being sold to or used by the Taliban in Afghanistan. The report shall include any evidence of official Iranian Government endorsement of the sale of the Iranian-made weapons.

(c) DEFINITION.—In this section, the term “appropriate congressional committees” means—

(1) the Committee on Armed Services and the Committee on Foreign Affairs of the House of Representatives; and

(2) the Committee on Armed Services and the Committee on Foreign Relations of the Senate.

Page 51, after line 7, insert the following new subparagraph:

(J) An assessment of the quality of government in each province in Afghanistan, including an assessment of the following:

(i) The implementation of the rule of law, including the effects of any lack of such implementation on operations of the Afghan National Army, Afghan National Police, and other Afghan National Security Forces.

(ii) Whether and to what extent actions by Afghan National Security Forces have led to abuses of human rights and the extent to which such abuses, if any, undermine overall counterinsurgency efforts in such province and Afghanistan as a whole.

(iii) The ability of courts and the judicial system to provide an effective justice system to support the civil-military side of military and police operations.

Page 51, line 8, strike “(J)” and insert “(K)”.

At the end of title III of the bill (relating to miscellaneous provisions), insert the following new section:

**SEC. 3 . ELIGIBILITY IN CERTAIN CIRCUMSTANCES FOR AGENCIES OF THE GOVERNMENTS OF AFGHANISTAN AND PAKISTAN TO RECEIVE A REWARD UNDER THE DEPARTMENT OF STATE REWARDS PROGRAM.**

(a) ELIGIBILITY.—Subsection (f) of section 36 of the State Department Basic Authorities Act of 1956 (22 U.S.C. 2708(f)) is amended—

(1) by striking “(f) INELIGIBILITY.—An officer” and inserting the following:

“(f) INELIGIBILITY.—

“(1) IN GENERAL.—An officer”;

(2) in paragraph (1), as so designated by paragraph (1) of this subsection, by inserting “, except as provided in paragraph (2),” before “of a foreign government”; and

(3) by adding at the end the following new paragraph:

“(2) EXCEPTION IN CERTAIN CIRCUMSTANCES.—The Secretary may pay a reward to an officer or employee of the government of Afghanistan or Pakistan (or any entity thereof) who, while in the performance of his or her official duties, furnishes information described in such subsection, if the Secretary determines that such payment satisfies the following conditions:

“(A) Such payment is appropriate in light of the exceptional or high-profile nature of the information furnished pursuant to such subsection and such information relates in any way to the commission of an act in Afghanistan.

“(B) Such payment may aid in furnishing further information described in such subsection.

“(C) Such payment is formally requested by such agency.”.

(b) CONFORMING AMENDMENT.—Subsection (b) of such section (22 U.S.C. 2708(b)) is amended in the matter preceding paragraph (1) by inserting “or to any officer or employee of a foreign government in accordance with subsection (f)(2)” after “individual”.

The bill, as amended, was ordered to be engrossed and read a third time, was read a third time by title.

Mr. PENCE moved to recommit the bill to the Committee on Foreign Affairs with instructions to report the bill back to the House forthwith with the following amendment:

At the end of title III of the bill (relating to miscellaneous provisions), insert the following new section (and conform the table of contents accordingly):

SEC. 3 . UNITED STATES POLICY TOWARD IRAN.

(a) FINDINGS.—Congress makes the following findings:

(1) It is of grave concern that General Peter Pace, the Chairman of the Joint Chiefs of Staff, stated in late April 2007 that United States and Coalition forces “have intercepted weapons in Afghanistan headed for the Taliban that were made in Iran”.

(2) Iran’s provision of weaponry and technological expertise to terrorist and criminal elements operating in Afghanistan have reportedly included—

(A) 107 mm mortars, rocket-propelled grenades, C-4 explosives, and small arms;

(B) surface-to-air missiles reportedly supplied by the Iranian Revolutionary Guard;

(C) explosively-formed projectiles, one of which was recently discovered in Kabul; and

(D) Iranian 240 mm rockets, with a range of up to 30 miles, which have been used recently by Shiite extremists against United States and British targets in Basra and Baghdad.

(3) An increase in both the quantity and quality of Iranian arms shipments and technological expertise to the Taliban, other terrorist organizations, and criminal elements has the potential to significantly change the battlefield in Afghanistan, and lead to a large increase in United States, International Security Assistance Force, Coalition, and Afghan casualties.

(b) RULE OF CONSTRUCTION.—Nothing in this Act or any amendment made by this Act shall be construed to limit the ability of the United States to respond to Iranian-supported or facilitated attacks against United States Armed Forces or interests in Afghanistan.

After debate,

By unanimous consent, the previous question was ordered on the motion to recommit with instructions.

The question being put, viva voce,

Will the House recommit said bill with instructions?

The SPEAKER pro tempore, Mr. KIND, announced that the yeas had it.

Mr. PENCE demanded a recorded vote on agreeing to said motion, which demand was supported by one-fifth of a quorum, so a recorded vote was ordered.

The vote was taken by electronic device.

It was decided in the { Yeas ..... 345 affirmative ..... } Nays ..... 71

¶76.40 [Roll No. 437] AYES—345

Table listing names of representatives who voted AYES for Roll No. 437, including Ackerman, Aderholt, Akin, Alexander, Allen, Altmire, Arcuri, Baca, Bachmann, Bachus, Baird, Baker, Barrett (SC), Barrow, Bartlett (MD), Barton (TX), Bean, Berkley, Berman, Biggert, Bilbray, Bilirakis, Bishop (GA), Bishop (NY), Bishop (UT), Blackburn, Blumenauer, Blunt.

Table listing names of representatives who voted NOES for Roll No. 437, including Davis, Tom, Deal (GA), DeGette, DeLauro, Dent, Diaz-Balart, L., Diaz-Balart, M., Dicks, Dingell, Donnelly, Doolittle, Doyle, Drake, Dreier, Duncan, Edwards, Ehlers, Ellsworth, Emanuel, Emerson, Engel, English (PA), Etheridge, Everett, Fallon, Farr, Fattah, Feeny, Ferguson, Flake, Forbes, Fortenberry, Fossella, Fox, Franks (AZ), Frelinghuysen, Garrett (NJ), Gerlach, Giffords, Gillibrand, Gillmor, Gingrey, Gohmert, Gonzalez, Goode, Goodlatte, Gordon, Granger, Graves, Green, Gene, Hall (NY), Hall (TX), Hare, Harman, Hastert, Hastings (WA), Hayes, Heller, Hensarling, Herger, Herseth Sandlin, Higgins, Hill, Hinojosa, Hobson, Hodes, Hoekstra, Hooley, Hoyer, Hulshof, Inglis (SC), Inslee, Israel, Issa, Jindal, Johnson (IL), Johnson, Sam, Jordan, Kagen, Keller, Kennedy, Kildee, Kind, King (IA), King (NY), Kingston, Kirk, Klein (FL), Abercrombie, Baldwin, Berry, Capps, Capuano, Carson, Clarke, Clay, Cleaver, Cummings, Davis (IL), DeFazio, DeGuzman, Doggett, Ellison, Eshoo, Filner, Frank (MA), Gilchrist, Green, Al, Grijalva, Gutierrez, Hinchey, Hirono, Holt, Honda, Jackson (IL).

Table listing names of representatives who voted YES for Roll No. 438, including Abercrombie, Ackerman, Aderholt, Akin, Alexander, Allen, Altmire, Arcuri, Baca, Bachmann, Bachus, Baird, Baker, Baldwin, Barrett (SC), Barrow, Bartlett (MD), Barton (TX), Bean, Berkley, Berman, Biggert, Bilbray, Bilirakis, Bishop (GA), Bishop (NY), Bishop (UT), Blackburn, Blumenauer, Blunt, Boehner, Bonner, Bono, Boozman, Boren, Boswell, Boucher, Boustany, Boyd (FL), Boyda (KS), Brady (PA), Brady (TX), Braley (IA), Brown (SC), Brown, Corrine, Brown-Waite, Ginny, Buchanan, Burgess, Burton (IN), Capps, Culberson, Davis (AL), Davis (CA), Davis (KY), Davis, David, Davis, Jo Ann, Davis, Lincoln, Deal (GA), DeFazio, DeGuzman, DeLauro, Dent, Diaz-Balart, L., Clarke, Clay, Cleaver, Clyburn, Coble, Cohen, Cole (OK), Conaway, Cooper, Costa, Costello, Courtney, Cramer, Crenshaw, Crowley, Cubin, Cuellar, Culberson, Cummings, Davis (AL), Davis (CA), Davis (IL), Davis (KY), Davis, David, Davis, Jo Ann, Davis, Lincoln, Deal (GA), DeFazio, DeGuzman, DeLauro, Dent, Diaz-Balart, L., Clarke, Clay, Cleaver, Clyburn, Coble, Cohen, Cole (OK), Conaway, Cooper, Costa, Costello, Courtney, Cramer, Crenshaw, Crowley, Cubin, Cuellar, Culberson, Cummings, Davis (AL), Davis (CA), Davis (IL), Davis (KY), Davis, David, Davis, Jo Ann, Davis, Lincoln, Deal (GA), DeFazio, DeGuzman, DeLauro, Dent, Diaz-Balart, L.

Table listing names of representatives who voted YES for Roll No. 438, including Jackson-Lee, McCollum (MN), McDermott, McGovern, Meehan, Meeks (NY), Michael, Miller, George, Moore (WI), Murtha, Neal (MA), Oliver, Paul, Payne, Rahall, Sanchez, Linda T., Schakowsky, Serrano, Solis, Stark, Thompson (CA), Thompson (MS), Tierney, Velazquez, Waters, Watson, Welch (VT), Woolsey, Wu, Wynn.

Table listing names of representatives who did NOT VOTE for Roll No. 438, including Andrews, Becerra, Cantor, Conyers, Hastings (FL), Holden, Hunter, Jefferson, Jones (OH), Pallone, Peterson (MN), Pickering, Ryan (OH), Shuster, Tancredo, Towns.

So the motion to recommit with instructions was agreed to.

Mr. LANTOS, by direction of the Committee on Foreign Affairs and pursuant to the foregoing order of the House reported the bill back to the House with said amendment.

The question being put, viva voce, Will the House agree to said amendment?

The SPEAKER pro tempore, Mr. KIND, announced that the yeas had it.

So the amendment was agreed to.

The bill, as amended, was ordered to be engrossed and read a third time, was read a third time by title.

The question being put, viva voce, Will the House pass said bill?

The SPEAKER pro tempore, Mr. KIND, announced that the yeas had it.

Mr. LANTOS demanded a recorded vote on passage of said bill, which demand was supported by one-fifth of a quorum, so a recorded vote was ordered.

The vote was taken by electronic device.

It was decided in the { Yeas ..... 406 affirmative ..... } Nays ..... 10

¶76.41 [Roll No. 438] AYES—406

Table listing names of representatives who voted AYES for Roll No. 438, including Ackerman, Aderholt, Akin, Alexander, Allen, Altmire, Arcuri, Baca, Bachmann, Bachus, Baird, Baker, Baldwin, Barrett (SC), Barrow, Bartlett (MD), Barton (TX), Bean, Berkley, Berman, Biggert, Bilbray, Bilirakis, Bishop (GA), Bishop (NY), Bishop (UT), Blackburn, Blumenauer, Blunt, Boehner, Bonner, Bono, Boozman, Boren, Boswell, Boucher, Boustany, Boyd (FL), Boyda (KS), Brady (PA), Brady (TX), Braley (IA), Brown (SC), Brown, Corrine, Brown-Waite, Ginny, Buchanan, Burgess, Burton (IN), Capps, Culberson, Davis (AL), Davis (CA), Davis (KY), Davis, David, Davis, Jo Ann, Davis, Lincoln, Deal (GA), DeFazio, DeGuzman, DeLauro, Dent, Diaz-Balart, L., Clarke, Clay, Cleaver, Clyburn, Coble, Cohen, Cole (OK), Conaway, Cooper, Costa, Costello, Courtney, Cramer, Crenshaw, Crowley, Cubin, Cuellar, Culberson, Cummings, Davis (AL), Davis (CA), Davis (IL), Davis (KY), Davis, David, Davis, Jo Ann, Davis, Lincoln, Deal (GA), DeFazio, DeGuzman, DeLauro, Dent, Diaz-Balart, L.

Diaz-Balart, M. Kline (MN)  
 Dicks Knollenberg  
 Dingell Kuhl (NY)  
 Doggett LaHood  
 Donnelly Lamborn  
 Doolittle Lampson  
 Doyle Langevin  
 Drake Lantos  
 Dreier Larsen (WA)  
 Edwards Larson (CT)  
 Ehlers Latham  
 Ellison LaTourette  
 Ellsworth Lee  
 Emanuel Levin  
 Emerson Lewis (CA)  
 Engel Lewis (GA)  
 English (PA) Lewis (KY)  
 Eshoo Linder  
 Etheridge Lipinski  
 Everrett LoBiondo  
 Fallin Loeb sack  
 Farr Lofgren, Zoe  
 Fattah Lowey  
 Feeney Lucas  
 Ferguson Lungren, Daniel  
 Filner E.  
 Forbes Lynch  
 Fortenberry Mack  
 Fossella Mahoney (FL)  
 Foxx Maloney (NY)  
 Frank (MA) Manzullo  
 Franks (AZ) Marchant  
 Frelinghuysen Markey  
 Gallegly Marshall  
 Garrett (NJ) Matheson  
 Gerlach Matsui  
 Giffords McCarthy (CA)  
 Gilchrest McCarthy (NY)  
 Gillibrand McCaul (TX)  
 Gillmor McCollum (MN)  
 Gingrey McCotter  
 Gohmert McCrery  
 Gonzalez McGovern  
 Goodlatte McHenry  
 Gordon McHugh  
 Granger McIntyre  
 Graves McKeon  
 Green, Al McMorris  
 Green, Gene Rodgers  
 Grijalva McNerney  
 Gutierrez McNulty  
 Hall (NY) Meehan  
 Hall (TX) Meek (FL)  
 Hare Meeks (NY)  
 Harman Melancon  
 Hastert Mica  
 Hastings (WA) Michaud  
 Hayes Miller (FL)  
 Heller Miller (MI)  
 Hensarling Miller (NC)  
 Herger Miller, Gary  
 Herse th Sandlin Miller, George  
 Higgins Mitchell  
 Hill Mollohan  
 Hinojosa Moore (KS)  
 Hirono Moore (WI)  
 Hobson Moran (KS)  
 Hodes Moran (VA)  
 Hoekstra Murphy (CT)  
 Holt Murphy, Patrick  
 Honda Murphy, Tim  
 Hooley Murtha  
 Hoyer Musgrave  
 Hulshof Myrick  
 Inglis (SC) Nadler  
 Inslee Napolitano  
 Israel Neal (MA)  
 Issa Neugebauer  
 Jackson (IL) Nunes  
 Jackson-Lee (TX) Oberstar  
 Jindal Obey  
 Johnson (GA) Olver  
 Johnson (IL) Ortiz  
 Johnson, E. B. Pascrell  
 Johnson, Sam Pastor  
 Jordan Payne  
 Kagen Pearce  
 Kanjorski Pence  
 Kaptur Perlmutter  
 Keller Peterson (MN)  
 Kennedy Peterson (PA)  
 Kildee Petri  
 Kilpatrick Platts  
 Kind Poe  
 King (IA) Pomeroy  
 King (NY) Porter  
 Kingston Price (GA)  
 Kirk Price (NC)  
 Klein (FL) Pryce (OH)

Wilson (NM) Woolsey  
 Wilson (OH) Wu  
 Wilson (SC) Wynn  
 Wolf Yarmuth

Young (AK)  
 Young (FL)

NOES—10  
 Berry Hinchey Paul  
 Duncan Jones (NC) Stark  
 Flake Kucinich  
 Goode McDermott

NOT VOTING—16  
 Andrews Hunter Ryan (OH)  
 Becerra Jefferson Shuster  
 Cantor Jones (OH) Tancredo  
 Conyers Pallone Towns  
 Hastings (FL) Pickering  
 Holden Radanovich

So the bill was passed.  
 A motion to reconsider the vote whereby said bill was passed was, by unanimous consent, laid on the table.  
*Ordered*, That the Clerk request the concurrence of the Senate in said bill.

¶76.42 CLERK TO CORRECT ENGROSSMENT  
 On motion of Mr. LANTOS, by unanimous consent,  
*Ordered*, That in the engrossment of the foregoing bill the Clerk be authorized to make technical corrections to include corrections in spelling, punctuation, section numbering, and cross-referencing, and the insertion of appropriate headings.

¶76.43 H.R. 2560—UNFINISHED BUSINESS  
 The SPEAKER pro tempore, Mr. KIND, pursuant to clause 8, rule XX, announced the unfinished business to be the motion to suspend the rules and pass the bill (H.R. 2560) to amend the Federal Food, Drug, and Cosmetic Act to prohibit human cloning, and for other purposes.  
 The question being put,  
 Will the House suspend the rules and pass said bill?  
 The vote was taken by electronic device.  
 It was decided in the { Yeas ..... 204  
 negative ..... } Nays ..... 213

¶76.44 [Roll No. 439]  
 YEAS—204

Kucinich  
 Lampson  
 Langevin  
 Lantos  
 Larsen (WA)  
 Larson (CT)  
 Lee  
 Levin  
 Lewis (GA)  
 Lewis (GA)  
 Loeb sack  
 Lofgren, Zoe  
 Lowey  
 Lynch  
 Mahoney (FL)  
 Maloney (NY)  
 Markey  
 Matheson  
 Matsui  
 McCarthy (NY)  
 McCollum (MN)  
 McDermott  
 McGovern  
 McNerney  
 McNulty  
 Meehan  
 Meek (FL)  
 Meeks (NY)  
 Michaud  
 Miller (NC)  
 Miller, George  
 Mitchell  
 Moore (KS)  
 Moore (WI)  
 Moran (VA)  
 Murphy (CT)

Murphy, Patrick  
 Nadler  
 Napolitano  
 Neal (MA)  
 Obey  
 Olver  
 Ortiz  
 Pascrell  
 Pastor  
 Payne  
 Perlmutter  
 Price (NC)  
 Ramstad  
 Rangel  
 Reichert  
 Reyes  
 Rodriguez  
 Ross  
 Rothman  
 Roybal-Allard  
 Ruppersberger  
 Rush  
 Salazar  
 Sanchez, Linda  
 T.  
 Sanchez, Loretta  
 Sarbanes  
 Watt  
 Schakowsky  
 Schiff  
 Schwartz  
 Scott (GA)  
 Scott (VA)  
 Serrano  
 Sestak  
 Shays  
 Shea-Porter

Sherman  
 Sires  
 Slaughter  
 Smith (WA)  
 Snyder  
 Solis  
 Space  
 Spratt  
 Stark  
 Sutton  
 Tanner  
 Tauscher  
 Thompson (CA)  
 Thompson (MS)  
 Tierney  
 Udall (CO)  
 Udall (NM)  
 Upton  
 Van Hollen  
 Velazquez  
 Visclosky  
 Walz (MN)  
 Wasserman  
 Schultz  
 Waters  
 Watson  
 Watt  
 Waxman  
 Weiner  
 Welch (VT)  
 Waxler  
 Wilson (NM)  
 Woolsey  
 Wu  
 Wynn  
 Yarmuth

NAYS—213  
 Aderholt  
 Akin  
 Alexander  
 Altmire  
 Bachmann  
 Bachus  
 Baker  
 Barrett (SC)  
 Bartlett (MD)  
 Barton (TX)  
 Berry  
 Bilirakis  
 Bishop (GA)  
 Bishop (UT)  
 Blackburn  
 Blunt  
 Boehner  
 Bonner  
 Boozman  
 Boren  
 Boustany  
 Brady (TX)  
 Brown (SC)  
 Brown-Waite,  
 Ginny  
 Buchanan  
 Burgess  
 Burton (IN)  
 Buyer  
 Calvert  
 Camp (MI)  
 Campbell (CA)  
 Cannon  
 Capito  
 Carney  
 Carter  
 Chabot  
 Coble  
 Cole (OK)  
 Conaway  
 Costello  
 Cramer  
 Crenshaw  
 Cubin  
 Cuellar  
 Culberson  
 Davis (KY)  
 Davis, David  
 Davis, Jo Ann  
 Davis, Lincoln  
 Davis, Tom  
 Deal (GA)  
 Diaz-Balart, L.  
 Diaz-Balart, M.  
 Donnelly  
 Doolittle  
 Doyle  
 Drake  
 Dreier  
 Duncan  
 Ehlers  
 Ellsworth

Emerson  
 English (PA)  
 Everett  
 Fallin  
 Feeney  
 Ferguson  
 Flake  
 Forbes  
 Fortenberry  
 Fossella  
 Foxx  
 Franks (AZ)  
 Frelinghuysen  
 Gallegly  
 Garrett (NJ)  
 Gerlach  
 Gillmor  
 Gingrey  
 Gohmert  
 Goode  
 Goodlatte  
 Graves  
 Hall (TX)  
 Hastert  
 Hastings (WA)  
 Hayes  
 Heller  
 Hensarling  
 Herger  
 Hill  
 Hobson  
 Hoekstra  
 Hulshof  
 Inglis (SC)  
 Issa  
 Jordan  
 Kanjorski  
 Kaptur  
 Keller  
 Kennedy  
 Kildee  
 King (IA)  
 King (NY)  
 Kingston  
 Kline (MN)  
 Knollenberg  
 Kuhl (NY)  
 LaHood  
 Lamborn  
 Latham  
 LaTourette  
 Lewis (KY)  
 Linder  
 Lipinski  
 LoBiondo  
 Lucas  
 Lungren, Daniel  
 E.  
 Mack

Manzullo  
 Marchant  
 Marshall  
 McCarthy (CA)  
 McCaul (TX)  
 McCotter  
 McCrery  
 McHenry  
 McHugh  
 McIntyre  
 McKeon  
 McMorris  
 Rodgers  
 Melancon  
 Mica  
 Miller (FL)  
 Miller (MI)  
 Miller, Gary  
 Mollohan  
 Moran (KS)  
 Murphy, Tim  
 Murtha  
 Musgrave  
 Myrick  
 Neugebauer  
 Nunes  
 Oberstar  
 Paul  
 Pearce  
 Pence  
 Peterson (MN)  
 Peterson (PA)  
 Petri  
 Pitts  
 Platts  
 Poe  
 Pomeroy  
 Porter  
 Price (GA)  
 Price (OH)  
 Putnam  
 Radanovich  
 Rahall  
 Regula  
 Rehberg  
 Renzi  
 Reynolds  
 Rogers (AL)  
 Rogers (KY)  
 Rogers (MI)  
 Rohrabacher  
 Ros-Lehtinen  
 Roskam  
 Royce  
 Ryan (WI)  
 Sali  
 Saxton  
 Schmidt  
 Sensenbrenner  
 Sessions  
 Shadegg  
 Shimkus

Shuler	Taylor	Weldon (FL)
Simpson	Terry	Weller
Skelton	Thornberry	Westmoreland
Smith (NE)	Tiahrt	Whitfield
Smith (NJ)	Tiberi	Wicker
Smith (TX)	Turner	Wilson (OH)
Souder	Walberg	Wilson (SC)
Stearns	Walden (OR)	Wolf
Stupak	Walsh (NY)	Young (AK)
Sullivan	Wamp	Young (FL)

## NOT VOTING—15

Andrews	Holden	Pickering
Becerra	Hunter	Ryan (OH)
Cantor	Jefferson	Shuster
Conyers	Jones (OH)	Tancredo
Hastings (FL)	Pallone	Towns

So, less than two-thirds of the Members present having voted in favor thereof, the rules were not suspended and said bill was not passed.

## ¶76.45 WELCOME HOME A HERO PROGRAM

On motion of Mr. ORTIZ, by unanimous consent, the Committee on Armed Services was discharged from further consideration of the following resolution (H. Res. 391):

Whereas the residents of North Texas have greeted thousands of troops returning to the United States from Iraq and Afghanistan for Rest and Recuperation since the program's inception in June of 2004;

Whereas volunteers from North Texas welcome over 200 troops each day who travel through Dallas-Fort Worth International Airport on their way home;

Whereas these are the first people the troops see upon their return to the United States, and the support they give the troops on behalf of all Americans is invaluable and inspirational;

Whereas citizens like Bert Brady, a veteran, spend 300 days a year at the airport thanking troops for their service and giving them a well deserved homecoming;

Whereas thousands of young men from the Boy Scouts of America's Circle Ten Council have also selflessly contributed to one of the largest and most respected community initiatives in North Texas; and

Whereas these dedicated and selfless volunteers positively impact the morale and spirit of the men and women serving our country in Iraq and Afghanistan and demonstrate our appreciation for their sacrifice to the Country: Now, therefore, be it

*Resolved*, That the House of Representatives honors the valuable work of the "Welcome Home a Hero" program and its volunteers and expresses gratitude for their efforts to support our troops proudly serving in Iraq and Afghanistan.

When said resolution was considered and agreed to.

A motion to reconsider the vote whereby said resolution was agreed to was, by unanimous consent, laid on the table.

## ¶76.46 ENROLLED BILLS SIGNED

Lorraine C. Miller, Clerk of the House, reported and found truly enrolled bills of the House of the following titles, which were thereupon signed by the Speaker:

H.R. 1675. An Act to suspend the requirements of the Department of Housing and Urban Development regarding electronic filing of previous participation certificates and regarding filing of such certificates with respect to certain low-income housing investors.

H.R. 1676. An Act to reauthorize the program of the Secretary of Housing and Urban Development for loan guarantees for Indian housing.

## ¶76.47 BILLS PRESENTED TO THE PRESIDENT

Lorraine C. Miller, Clerk of the House, reported that on May 31, 2007, she presented to the President of the United States, for his approval, the following bills.

H.R. 414. An Act to designate the facility of the United States Postal Service located at 60 Calle McKinley, West in Mayaguez, Puerto Rico, as the "Miguel Angel Garcia Mendez Post Office Building".

H.R. 437. An Act to designate the facility of the United States Postal Service located at 500 West Eisenhower Street in Rio Grande City, Texas, as the "Lino Perez, Jr. Post Office".

H.R. 625. An Act to designate the facility of the United States Postal Service located at 4230 Maine Avenue in Baldwin Park, California, as the "Atanacio Haro-Marin Post Office".

H.R. 1402. An Act to designate the facility of the United States Postal Service located at 320 South Lecanto Highway in Lecanto, Florida, as the "Sergeant Dennis J. Flanagan Lecanto Post Office Building".

H.R. 2080. An Act to amend the District of Columbia Home Rule Act to conform the District charter to revisions made by the Council of the District of Columbia relating to public education.

## ¶76.48 LEAVE OF ABSENCE

By unanimous consent, leave of absence was granted—

To Mr. BACA, for today;

To Mr. CONYERS, for today after 1:30 p.m.;

To Mr. HASTINGS of Florida, for today and balance of the week;

To Mr. REYES, for June 5;

To Mr. RYAN of Ohio, for today after 2 p.m.; and

To Mr. SHUSTER, for today.

And then,

## ¶76.49 ADJOURNMENT

On motion of Mr. MEEK of Florida, at 11 o'clock and 12 minutes p.m., the House adjourned.

## ¶76.50 REPORTS OF COMMITTEES ON PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XIII, reports of committees were delivered to the Clerk for printing and reference to the proper calendar, as follows:

Mr. BRADY of Pennsylvania: Committee on House Administration. House Resolution 459. Resolution dismissing the election contest relating to the office of Representative from the Twenty-first Congressional District of Florida (Rept. 110-175). Referred to the House Calendar.

Mr. BRADY of Pennsylvania: Committee on House Administration. House Resolution 461. Resolution dismissing the election contest relating to the office of Representative from the Twenty-fourth Congressional District of Florida (Rept. 110-176). Referred to the House Calendar.

Mr. BRADY of Pennsylvania: Committee on House Administration. House Resolution 462. Resolution dismissing the election contest relating to the office of Representative from the Fourth Congressional District of Louisiana (Rept. 110-177). Referred to the House Calendar.

Mr. BRADY of Pennsylvania: Committee on House Administration. House Resolution

463. Resolution dismissing the election contest relating to the office of Representative from the Fifth Congressional District of Florida (Rept. 110-178). Referred to the House Calendar.

Ms. MATSUI: Committee on Rules. House Resolution 464. Resolution providing for consideration of the bill (S. 5) to amend the Public Health Service Act to provide for human embryonic stem cell research (Rept. 110-179). Referred to the House Calendar.

Mr. ARCURI: Committee on Rules. House Resolution 465. Resolution providing for consideration of the bill (H.R. 65) to provide for the recognition of the Lumbee Tribe of North Carolina, and for other purposes (Rept. 110-180). Referred to the House Calendar.

## ¶76.51 PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XII, public bills and resolutions were introduced and severally referred, as follows:

By Ms. CARSON (for herself, Ms. JACKSON-LEE of Texas, Mr. PAYNE, and Ms. CORRINE BROWN of Florida):

H.R. 2576. A bill to direct the Secretary of Health and Human Services to prepare concise written materials for use by school personnel to help to identify students with a high potential to commit aggressive and harmful behavior, and for other purposes; to the Committee on Energy and Commerce, and in addition to the Committee on Education and Labor, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. MCKEON (for himself, Mr. BOEHNER, Mr. CASTLE, Mr. REGULA, Mr. MARCHANT, Mr. HELLER, Mr. WALBERG, Mr. RENZI, and Mr. PAUL):

H.R. 2577. A bill to amend the Elementary and Secondary Education Act of 1965 to provide additional flexibility to State and local educational agencies to raise the academic achievement of all students; to the Committee on Education and Labor.

By Mr. DAVIS of Alabama (for himself, Mr. ALEXANDER, Mr. RODRIGUEZ, Mr. HIGGINS, Mr. WALSH of New York, Mrs. JONES of Ohio, Ms. CORRINE BROWN of Florida, Mr. KILDEE, Mr. MICHAUD, Mr. RYAN of Ohio, Mr. BOREN, Mr. CLAY, Mr. COHEN, Mr. RAHALL, Mr. MARSHALL, Mr. BONNER, Mr. JINDAL, and Mr. BOUSTANY):

H.R. 2578. A bill to amend the Internal Revenue Code of 1986 to extend and expand the benefits for businesses operating in empowerment zones, enterprise communities, or renewal communities, and for other purposes; to the Committee on Ways and Means.

By Mr. BOOZMAN:

H.R. 2579. A bill to amend title 38, United States Code, to authorize the use of funds in the Department of Veterans Affairs readjustment benefits accounts and funds appropriated for such purpose to provide funding for State approving agencies; to the Committee on Veterans' Affairs.

By Mr. GINGREY (for himself, Mr. DREIER, Mrs. BACHMANN, Mr. AKIN, Mr. SIMPSON, Mr. SESSIONS, Mr. HASTERT, Mr. KNOLLENBERG, Mrs. DRAKE, Mr. HALL of Texas, Mr. WICKER, Mr. GARY G. MILLER of California, Mr. MCCAUL of Texas, Mr. HELLER, Mr. KLINE of Minnesota, Mr. SMITH of Texas, Mr. RADANOVICH, Ms. GINNY BROWN-WAITE of Florida, Mr. FOSSELLA, Mr. EVERETT, Mr. PRICE of Georgia, Mr. WESTMORELAND, Mr. CHABOT, Mr. CARTER, Mr. MILLER of Florida, Mr. SHAYS, Mr. PITTS, Mrs. McMORRIS RODGERS, Mr. PORTER, Mr. DENT, Mr. SHUSTER, Mr. MACK, Mr.



GERLACH, Mr. SAXTON, Mr. WILSON of South Carolina, Mrs. BIGGERT, Mr. SHIMKUS, Mr. CANNON, Mr. SAM JOHNSON of Texas, Mr. WALBERG, Mr. BUCHANAN, Mr. KIRK, Mr. ROGERS of Alabama, Mr. MATHESON, Mr. GARRETT of New Jersey, Mr. CRAMER, Mr. BOREN, Mr. STEARNS, Mr. BURGESS, Mr. MCHUGH, Mr. BOUSTANY, Ms. FALLIN, Mrs. CAPITO, Mr. HAYES, Mr. HOBSON, Mr. HENSARLING, Mr. ROSKAM, and Mr. WOLF):

H.R. 2580. A bill to improve patient access to health care services and provide improved medical care by reducing the excessive burden the liability system places on the health care delivery system; to the Committee on the Judiciary, and in addition to the Committee on Energy and Commerce, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Ms. BALDWIN:

H.R. 2581. A bill to amend titles XIX and XXI of the Social Security Act to permit States to expand coverage for children between 19 and 25 years of age under Medicaid and under the State child health insurance program (SCHIP); to the Committee on Energy and Commerce.

By Ms. GINNY BROWN-WAITE of Florida:

H.R. 2582. A bill to amend the Internal Revenue Code of 1986 to allow a deduction for qualified long-term care services in computing adjusted gross income; to the Committee on Ways and Means.

By Mr. BURGESS (for himself and Mr. MATHESON):

H.R. 2583. A bill to amend title VII of the Public Health Service Act to establish a loan program for eligible hospitals to establish residency training programs; to the Committee on Energy and Commerce.

By Mr. BURGESS (for himself and Mr. CUELLAR):

H.R. 2584. A bill to amend the Public Health Service Act to alleviate critical shortages of physicians in the fields of family practice, internal medicine, pediatrics, emergency medicine, general surgery, and obstetrics-gynecology, and for other purposes; to the Committee on Energy and Commerce, and in addition to the Committee on Ways and Means, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. BURGESS:

H.R. 2585. A bill to amend title XVIII of the Social Security Act to modify Medicare physician reimbursement policies to ensure a future physician workforce, and for other purposes; to the Committee on Energy and Commerce, and in addition to the Committee on Ways and Means, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. CAPUANO:

H.R. 2586. A bill to amend the Investment Advisers Act of 1940 to authorize the Commission to require the registration of hedge fund advisers under that Act; to the Committee on Financial Services.

By Mr. COHEN:

H.R. 2587. A bill to designate the facility of the United States Postal Service located at 555 South 3rd Street Lobby in Memphis, Tennessee, as the "Kenneth T. Whalum, Sr. Post Office"; to the Committee on Oversight and Government Reform.

By Mrs. DRAKE:

H.R. 2588. A bill to amend the Internal Revenue Code of 1986 to modify the annual contribution limit for Coverdell education sav-

ings accounts; to the Committee on Ways and Means.

By Ms. ESHOO:

H.R. 2589. A bill to amend the Federal Food, Drug, and Cosmetic Act and the Public Health Service Act to reauthorize and amend the Best Pharmaceuticals for Children Act and the Pediatric Research Equity Act; to the Committee on Energy and Commerce.

By Mr. FORTUÑO:

H.R. 2590. A bill to provide for an additional requirements payment under the Help America Vote Act of 2002 to ensure that Puerto Rico is treated in the same manner as other States for purposes of determining the amount of the requirements payment made under such Act, and for other purposes; to the Committee on House Administration.

By Mr. FRANK of Massachusetts (for himself, Mr. DELAHUNT, Mr. GOODE, Mr. BRADY of Pennsylvania, Mr. WALSH of New York, Ms. SCHAKOWSKY, Mr. GORDON, Ms. HIRONO, Mr. NEAL of Massachusetts, Mr. GRIJALVA, Mr. CAPUANO, Mr. FARR, Mr. MCGOVERN, Mr. HINCHEY, Mr. ABERCROMBIE, Mr. RODRIGUEZ, Mr. MURPHY of Connecticut, Mr. CUMMINGS, Mr. MARKEY, Mr. COHEN, Mr. LOEBACK, Mrs. TAUSCHER, Mr. LINCOLN DAVIS of Tennessee, Mr. PAYNE, and Mr. GONZALEZ):

H.R. 2591. A bill to amend part B of title XVIII of the Social Security Act to limit the penalty for late enrollment under part B of the Medicare Program to 10 percent and twice the period of no enrollment, and to exclude periods of COBRA and retiree coverage from such late enrollment penalty; to the Committee on Energy and Commerce, and in addition to the Committee on Ways and Means, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Ms. GIFFORDS (for herself, Mrs. BLACKBURN, and Mr. HALL of Texas):

H.R. 2592. A bill to amend the Federal Food, Drug, and Cosmetic Act to provide for one or more Critical Path Public-Private Partnerships to implement the Critical Path Initiative of the Food and Drug Administration, and for other purposes; to the Committee on Energy and Commerce.

By Mr. GRIJALVA:

H.R. 2593. A bill to secure and conserve Federal public lands and natural resources along the international land borders of the United States, and for other purposes; to the Committee on Homeland Security, and in addition to the Committees on Natural Resources, and Agriculture, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. KNOLLENBERG:

H.R. 2594. A bill to establish a Federal public relations and education campaign to promote responsible and fuel-efficient driving in the United States; to the Committee on Energy and Commerce, and in addition to the Committee on Transportation and Infrastructure, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. MAHONEY of Florida (for himself and Mr. CASTLE):

H.R. 2595. A bill to amend the Securities Exchange Act of 1934 to require the disclosure of proxy votes relating to executive and director compensation by beneficial owners of more than 5 percent of a company's shares; to the Committee on Financial Services.

By Mrs. MALONEY of New York (for herself, Mr. SHAYS, Mr. WAXMAN, and Mr. INSLEE):

H.R. 2596. A bill to establish certain duties for pharmacies to ensure provision of Food and Drug Administration-approved contraception, and for other purposes; to the Committee on Energy and Commerce.

By Mr. PAUL (for himself, Mr. BARTLETT of Maryland, and Mr. ALEXANDER):

H.R. 2597. A bill to provide that human life shall be deemed to exist from conception; to the Committee on the Judiciary.

By Mr. SHAYS (for himself and Mr. PRICE of North Carolina):

H.R. 2598. A bill to amend the Federal Election Campaign Act of 1971 to clarify that an expenditure made by a political party committee may not be considered to have been made in concert or cooperation with a candidate solely because the candidate has requested that the committee not make any expenditures in support of the candidate or in opposition to an opponent of the candidate; to the Committee on House Administration.

By Mr. SIREs:

H.R. 2599. A bill to establish a program for the Secretary of Housing and Urban Development to provide financial assistance to certain homeowners experiencing temporary difficulty making home mortgage payments resulting from their call or order to active duty while a member of the Individual Ready Reserve of the Armed Forces or the inactive National Guard; to the Committee on Financial Services.

By Mr. PASCRELL (for himself, Mr. JONES of North Carolina, Mr. MICHAUD, and Mr. HUNTER):

H.R. 2600. A bill to authorize the imposition of a tax on imports from any country that employs indirect taxes and grants rebates of the same upon export and to authorize compensatory payments to eligible United States exporters to neutralize the discriminatory effect of such taxes paid by such exporters if United States trade negotiating objectives regarding border tax treatment in World Trade Organization negotiations are not met; to the Committee on Ways and Means.

By Mr. STEARNS (for himself, Mr. DINGELL, Mr. BARTON of Texas, Mr. PITTS, Mr. RUSH, Mr. PICKERING, and Mr. BURGESS):

H.R. 2601. A bill to extend the authority of the Federal Trade Commission to collect fees to administer and enforce the provisions relating to the "Do-not-call" registry of the Telemarketing Sales Rule; to the Committee on Energy and Commerce.

By Mr. STUPAK (for himself, Mr. EHLERS, Mr. KNOLLENBERG, Mr. LEVIN, Mr. HOEKSTRA, Ms. KILPATRICK, Mr. DINGELL, Mrs. MILLER of Michigan, and Mr. WALBERG):

H.R. 2602. A bill to name the Department of Veterans Affairs medical facility in Iron Mountain, Michigan, as the "Oscar G. Johnson Department of Veterans Affairs Medical Facility"; to the Committee on Veterans' Affairs.

By Mr. WEINER:

H.R. 2603. A bill to require the Secretary of Homeland Security to designate high threat helicopter flight areas and to provide special rules for screening of passengers and property to be transported on passenger helicopters operating to or from such areas and for helicopters flights in such areas, and for other purposes; to the Committee on Homeland Security, and in addition to the Committee on Transportation and Infrastructure, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. DENT (for himself, Mr. ALTMIRE, Mr. BARRETT of South Carolina, Mrs. BONO, Mr. BOUSTANY,

Mr. CAMP of Michigan, Mr. CANTOR, Mr. CARNEY, Mr. CARTER, Mr. CASTLE, Mr. COBLE, Mr. COLE of Oklahoma, Mr. TOM DAVIS of Virginia, Mrs. DRAKE, Mr. DUNCAN, Mr. ENGLISH of Pennsylvania, Ms. FOXX, Mr. GERLACH, Mr. GILCHREST, Mr. GOHMERT, Mr. GRAVES, Mr. HASTERT, Mr. HELLER, Mr. HOLDEN, Mr. HULSHOF, Mr. KELLER, Mr. KINGSTON, Mr. KIRK, Mr. KUHL of New York, Mr. LAHOOD, Mr. LATOURETTE, Mr. DANIEL E. LUNGREN of California, Mr. MCCARTHY of California, Mr. MCCAUL of Texas, Mr. MCCOTTER, Mr. MCHENRY, Mrs. MILLER of Michigan, Mr. PATRICK MURPHY of Pennsylvania, Mr. TIM MURPHY of Pennsylvania, Mr. PETRI, Mr. PLATTS, Mr. PRICE of Georgia, Ms. PRYCE of Ohio, Mr. RAMSTAD, Mr. REGULA, Mr. ROSKAM, Mr. SAXTON, Ms. SCHWARTZ, Mr. SERRANO, Mr. SHAYS, Mr. SHUSTER, Mr. SMITH of New Jersey, Mr. SOUDER, Mr. SULLIVAN, Mr. UPTON, and Mrs. WILSON of New Mexico):

H. Con. Res. 165. Concurrent resolution supporting the goals and ideals of National Teen Driver Safety Week; to the Committee on Oversight and Government Reform.

By Mr. MEEKS of New York (for himself, Mr. TOWNS, Mrs. JONES of Ohio, Mr. PAYNE, Ms. CLARKE, Mr. CUMMINGS, Mr. DAVIS of Alabama, Ms. MOORE of Wisconsin, Mr. ELLISON, Mr. CLAY, Mr. LEWIS of Georgia, Mr. JOHNSON of Georgia, Ms. CARSON, Mr. AL GREEN of Texas, Mr. CLEAVER, Mr. WATT, Mr. SCOTT of Georgia, Ms. LEE, Mr. RUSH, Mr. WYNN, Ms. WATERS, Mr. SCOTT of Virginia, Mr. BUTTERFIELD, Mr. BISHOP of Georgia, Mrs. CHRISTENSEN, Mr. DAVIS of Illinois, Ms. WATSON, and Mr. JEFFERSON):

By BRADY of Pennsylvania:

H. Res. 460. A resolution permitting official photographs of the House of Representatives to be taken while the House is in actual session on a date designated by the Speaker; considered and agreed to.

H. Res. 466. A resolution honoring and recognizing the achievements of Barbara Hillary, the first African-American woman on record to reach the North Pole; to the Committee on Oversight and Government Reform.

By Mr. PATRICK MURPHY of Pennsylvania (for himself, Mr. BURTON of Indiana, Mr. NADLER, Mrs. MCCARTHY of New York, Mr. HIGGINS, Mr. WEXLER, Ms. CORRINE BROWN of Florida, Mr. HALL of New York, Mr. WEINER, Mr. KIRK, Ms. BERKLEY, Mr. ACKERMAN, Mr. WAXMAN, Mr. HASTINGS of Florida, Mr. ENGEL, Mr. KLEIN of Florida, Mr. LEWIS of Georgia, Ms. WASSERMAN SCHULTZ, Mr. McNULTY, Mr. BERMAN, Mr. BRADY of Pennsylvania, Mr. CROWLEY, Mr. ROTHMAN, Mr. COHEN, Mr. FRANK of Massachusetts, Mr. EMANUEL, Mr. LANTOS, Mr. SERRANO, Mr. SIRES, Mr. LINCOLN DIAZ-BALART of Florida, and Mr. BACA):

H. Res. 467. A resolution condemning the decision by the University and College Union of the United Kingdom to support a boycott of Israeli academia; to the Committee on Foreign Affairs.

By Mr. PATRICK MURPHY of Pennsylvania:

H. Res. 468. A resolution expressing the sense of the House of Representatives that officials of local governments who are also members of the National Guard or Reserves and are deployed as part of their service in the Armed Forces should be granted reasonable accommodation to fulfill their govern-

mental duties while so deployed; to the Committee on Oversight and Government Reform.

By Mr. STEARNS:

H. Res. 469. A resolution expressing the sense of the House of Representatives that the Iraqi National Assembly should cancel or postpone its planned two-month recess scheduled to begin in July 2007 and work toward meeting political, social, and military benchmarks; to the Committee on Foreign Affairs.

#### ¶76.52 MEMORIALS

Under clause 3 of rule XII, memorials were presented and referred as follows:

75. The SPEAKER presented a memorial of the Legislature of the State of Louisiana, relative to House Concurrent Resolution No. 61 memorializing the Congress of the United States to take such actions as are necessary to support the goals and ideals of a National Day of Remembrance for Murder Victims; to the Committee on Oversight and Government Reform.

76. Also, a memorial of the Legislature of the State of Louisiana, relative to House Concurrent Resolution No. 67 memorializing the Congress of the United States to take such actions as are necessary to expedite the repair and rebuilding of the St. Bernard Parish levee system by all appropriate federal agencies and to close the Mississippi River Gulf Outlet; to the Committee on Transportation and Infrastructure.

#### ¶76.53 ADDITIONAL SPONSORS

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

H.R. 23: Mr. HALL of New York, and Ms. EDDIE BERNICE JOHNSON of Texas.

H.R. 135: Mr. SHADEGG.

H.R. 156: Mr. MARSHALL.

H.R. 199: Mr. MITCHELL.

H.R. 211: Mr. PETERSON of Minnesota.

H.R. 278: Mr. PETERSON of Minnesota and Mr. ROSS.

H.R. 297: Mr. ROTHMAN and Mr. SIRES.

H.R. 322: Mr. CULBERSON.

H.R. 440: Mr. MURTHA.

H.R. 473: Mr. KINGSTON.

H.R. 549: Mr. MILLER of North Carolina.

H.R. 550: Mr. MITCHELL, Mr. NUNES, Mrs. JONES of Ohio, Mr. MILLER of North Carolina, Ms. SUTTON, and Mr. WAMP.

H.R. 583: Mr. LAHOOD, Mr. THOMPSON of Mississippi, Mr. OLVER, Mr. MEEHAN, Mr. BARROW, and Mr. PETERSON of Minnesota.

H.R. 620: Mr. RAMSTAD.

H.R. 621: Mr. ANDREWS, Mr. ABERCROMBIE, Mr. RYAN of Ohio, and Mr. PETERSON of Minnesota.

H.R. 643: Mrs. BOYDA of Kansas.

H.R. 661: Mr. KENNEDY.

H.R. 695: Mr. RODRIGUEZ and Mr. KENNEDY.

H.R. 741: Mr. DELAHUNT.

H.R. 782: Mrs. MCCARTHY of New York.

H.R. 819: Mr. JEFFERSON and Mr. Mitchell.

H.R. 840: Mr. WILSON of Ohio.

H.R. 980: Mr. HOEKSTRA, Mr. REYNOLDS, and Mr. FRANK of Massachusetts.

H.R. 997: Mr. COBLE.

H.R. 1004: Mr. WYNN and Ms. SCHAKOWSKY.

H.R. 1014: Mrs. MILLER of Michigan and Ms. GIFFORDS.

H.R. 1022: Mr. ROTHMAN and Mr. SIRES.

H.R. 1023: Mrs. BOYDA of Kansas, Ms. NORTON, Mr. RAMSTAD, Mr. BAIRD, Mr. MAHONEY of Florida, Mr. SESSIONS, Mr. KNOLLENBERG, Ms. MATSUI, Mr. DOGGETT, and Mr. HAYES.

H.R. 1076: Mr. PETERSON of Minnesota.

H.R. 1092: Mr. TIERNEY.

H.R. 1093: Mr. BOUCHER, Mr. ROSS, Mr. MAHONEY of Florida, Mr. SNYDER, and Mr. BUCHANAN.

H.R. 1102: Mr. RAHALL and Mr. TERRY.

H.R. 1125: Mr. JACKSON of Illinois, Mr. PAYNE, and Mr. GRAVES.

H.R. 1167: Mr. MORAN of Virginia.

H.R. 1187: Mr. GORDON, Mr. WU, Mr. BECERRA, Mr. JEFFERSON, Ms. JACKSON-LEE of Texas, Ms. ROYBAL-ALLARD, Ms. LINDA T. SANCHEZ of California, Mr. INSLEE, Mr. UDALL of Colorado, Ms. WATSON, Ms. SCHAKOWSKY, Mr. HASTINGS of Florida, Ms. LEE, Mr. KIND, and Mr. STUPAK.

H.R. 1188: Ms. BALDWIN, Mr. SESSIONS, and Mr. KENNEDY.

H.R. 1190: Ms. GINNY BROWN-WAITE of Florida, Mr. GINGREY, Mr. WU, Mr. ROGERS of Alabama, and Mr. PETERSON of Minnesota.

H.R. 1192: Mr. PAYNE.

H.R. 1222: Mr. ELLISON.

H.R. 1223: Mr. ELLISON.

H.R. 1225: Mrs. CAPPS.

H.R. 1232: Mr. BOUCHER, Mr. PETERSON of Minnesota, and Mr. KUHL of New York.

H.R. 1283: Mr. PETERSON of Minnesota, Mr. DUNCAN, Mr. CANNON, Mr. WHITFIELD, and Ms. BALDWIN.

H.R. 1293: Mr. COSTA, Ms. SLAUGHTER, Ms. CORRINE BROWN of Florida, Mr. PETERSON of Pennsylvania, Mr. BOUCHER, and Mr. WU.

H.R. 1304: Mr. LEWIS of Kentucky, Mr. COSTA, Mr. BOUCHER, Mr. FRANKS of Arizona, Mr. STUPAK, Mrs. CAPITO, and Mr. MARIO DIAZ-BALART of Florida.

H.R. 1330: Ms. WOOLSEY.

H.R. 1371: Mr. UPTON and Mr. BUYER.

H.R. 1395: Mr. FEENEY, Mrs. MUSGRAVE, Mr. MILLER of Florida, Mr. PENCE, Mr. AKIN, Mr. GINGREY, Mr. SHADEGG, Mr. GOODE, and Mr. CULBERSON.

H.R. 1396: Mr. WYNN and Ms. LEE.

H.R. 1399: Mr. COBLE, Mr. HASTINGS of Washington, Mr. HAYES, Mr. ROHRBACHER, Mr. WALDEN of Oregon, Mr. FORBES, Mr. BONNER, Mrs. BOYDA of Kansas, and Mr. MCCREERY.

H.R. 1415: Mr. KAGEN, Mr. HOLT, and Mr. FATTAH.

H.R. 1416: Mr. KAGEN, Mr. HOLT, and Ms. ESHOO.

H.R. 1422: Mr. MCNERNEY and Mr. MICHAUD.

H.R. 1426: Ms. GRANGER.

H.R. 1430: Mr. MOORE of Kansas and Mr. SMITH of Nebraska.

H.R. 1435: Ms. WOOLSEY.

H.R. 1440: Mr. PETERSON of Minnesota.

H.R. 1479: Mr. FRANK of Massachusetts.

H.R. 1481: Ms. NORTON.

H.R. 1512: Mr. SOUDER, Mr. HONDA, Mrs. CAPPS, Ms. JACKSON-LEE of Texas, and Mrs. LOWEY.

H.R. 1534: Mr. ELLISON and Mrs. CAPPS.

H.R. 1537: Mr. KUCINICH, Mr. BRADY of Pennsylvania, Mr. WALSH of New York, and Mr. BISHOP of New York.

H.R. 1567: Mr. JACKSON of Illinois and Mr. REYES.

H.R. 1576: Mr. MCNERNEY, Ms. BERKLEY, Mr. LATOURETTE, and Mr. MICHAUD.

H.R. 1600: Mr. DOOLITTLE, Mr. KLEIN of Florida, and Ms. MOORE of Wisconsin.

H.R. 1655: Ms. HIRANO and Mr. ALLEN.

H.R. 1665: Mr. WESTMORELAND.

H.R. 1671: Ms. HIRANO, Mr. RUSH, Mr. HONDA, and Mr. MCGOVERN.

H.R. 1687: Mr. GILCHREST and Mr. GILLMOR.

H.R. 1717: Mr. SMITH of Texas and Mr. AL GREEN of Texas.

H.R. 1727: Mr. NEAL of Massachusetts, Mr. ENGEL, Mrs. LOWEY, Mr. TOWNS, Mr. OLVER, Mr. ALLEN, Mr. YOUNG of Florida, Mrs. MALONEY of New York, and Ms. MCCOLLUM of Minnesota.

H.R. 1733: Mr. SHADEGG.

H.R. 1738: Mr. YARMUTH.

H.R. 1761: Mr. MILLER of Florida.

H.R. 1770: Mr. BONNER.

H.R. 1776: Mr. TIM MURPHY of Pennsylvania and Ms. JACKSON-LEE of Texas.

H.R. 1787: Mr. WEXLER.

H.R. 1823: Mrs. BLACKBURN.  
 H.R. 1838: Mr. DAVID DAVIS of Tennessee, Mr. LATOURETTE, Mr. PASCRELL, and Mr. BACA.  
 H.R. 1859: Mr. MORAN of Virginia.  
 H.R. 1876: Mr. PAYNE and Mr. HOLT.  
 H.R. 1881: Mr. SESSIONS, Mr. RAHALL, Mr. TOM DAVIS of Virginia, Mr. GRIJALVA, Mr. NADLER, and Ms. CASTOR.  
 H.R. 1888: Mr. BUYER.  
 H.R. 1893: Ms. WOOLSEY.  
 H.R. 1895: Mr. MORAN of Virginia.  
 H.R. 1911: Mr. EMANUEL and Mr. ELLSWORTH.  
 H.R. 1924: Mr. KAGEN.  
 H.R. 1947: Mr. DELAHUNT.  
 H.R. 1948: Mr. PAYNE.  
 H.R. 1964: Ms. VELÁZQUEZ, Mr. MCNERNEY, and Mr. PRICE of North Carolina.  
 H.R. 1971: Mr. ACKERMAN, Mr. BISHOP of New York, and Mr. ALEXANDER.  
 H.R. 1975: Ms. BERKLEY and Mr. PAYNE.  
 H.R. 1979: Mr. CASTLE.  
 H.R. 2005: Ms. CARSON, Mr. PERLMUTTER, Mr. EMANUEL, Mr. MCDERMOTT, Mr. CROWLEY, Ms. SHEA-PORTER, Ms. SUTTON, Mr. WELCH of Vermont, Mr. BOREN, Mr. CARNEY, Mr. ARCURI, Mrs. BOYDA of Kansas, Mr. LEWIS of Georgia, Mr. DINGELL, Mr. CAPUANO, Mr. HALL of New York, Mr. HIGGINS, Mr. SIREN, and Mr. MURPHY of Connecticut.  
 H.R. 2017: Ms. NORTON and Mrs. BOYDA of Kansas.  
 H.R. 2019: Mr. FRANK of Massachusetts.  
 H.R. 2035: Mr. MATHESON.  
 H.R. 2049: Mrs. MALONEY of New York, Mr. CUMMINGS, Mr. NADLER, Mr. ELLISON, Ms. CORRINE BROWN of Florida, Mr. GRIJALVA, Mr. CLEAVER, and Mr. YARMUTH.  
 H.R. 2073: Mrs. DAVIS of California, Ms. CORRINE BROWN of Florida, Mr. MCNULTY, Ms. KAPTUR, Mr. WELCH of Vermont, Mr. PRICE of North Carolina, Mr. TIM MURPHY of Pennsylvania, Ms. HIRONO, and Mr. REYES.  
 H.R. 2095: Mr. PASCRELL, Mr. PETERSON of Minnesota, and Mr. SMITH of New Jersey.  
 H.R. 2109: Mr. MCCOTTER.  
 H.R. 2116: Mr. NUNES.  
 H.R. 2125: Mr. SIREN.  
 H.R. 2164: Mr. PERLMUTTER.  
 H.R. 2165: Mr. BOSWELL, Mr. LINCOLN DAVIS of Tennessee, Mr. POMEROY, Mr. ROSS, Mr. ABERCROMBIE, Mr. HINCHEY, Mrs. BOYDA of Kansas, Mr. UDALL of New Mexico, Mr. CLYBURN, Mr. WEINER, Mr. SNYDER, Mr. SCHIFF, Mr. CROWLEY, Mrs. CAPPS, Mr. BAIRD, Mr. DELAHUNT, and Mr. LARSON of Connecticut.  
 H.R. 2197: Mrs. JONES of Ohio and Mr. KUCINICH.  
 H.R. 2205: Mr. BOUSTANY.  
 H.R. 2236: Mr. GRIJALVA, Mr. FILNER, and Mr. FRANK of Massachusetts.  
 H.R. 2266: Ms. CARSON and Mr. FILNER.  
 H.R. 2274: Mr. SESSIONS, Mr. ACKERMAN, Mr. ENGEL, and Mr. MORAN of Virginia.  
 H.R. 2286: Mr. ENGLISH of Pennsylvania.  
 H.R. 2290: Mrs. GILLIBRAND.  
 H.R. 2295: Mr. BAIRD, Mr. ORTIZ, Mr. CHABOT, Mr. DELAHUNT, Mr. YARMUTH, Mr. BUCHANAN, Ms. VELÁZQUEZ, Mr. RAHALL, Ms. BEAN, Mr. SOUDER, Mr. WEXLER, Mr. REICHERT, Ms. GINNY BROWN-WAITE of Florida, Mr. DENT, Mr. ENGLISH of Pennsylvania, Mr. PASCRELL, Ms. WATSON, Mr. ROGERS of Kentucky, Mr. PETERSON of Minnesota, Mr. SULLIVAN, Mr. TIBERI, Ms. WOOLSEY, Mrs. BLACKBURN, Mr. ALEXANDER, and Mr. LUCAS.  
 H.R. 2303: Mrs. MUSGRAVE, Mr. JOHNSON of Illinois, and Mr. YOUNG of Alaska.  
 H.R. 2304: Ms. MATSUI.  
 H.R. 2305: Mr. MCHUGH, Mr. KUHL of New York, and Mr. LEWIS of Georgia.  
 H.R. 2329: Mr. GERLACH, Ms. SLAUGHTER, Mr. PETERSON of Minnesota, and Mr. KUHL of New York.  
 H.R. 2342: Ms. MATSUI and Ms. WOOLSEY.  
 H.R. 2353: Ms. WOOLSEY, Mr. FRANK of Massachusetts, and Ms. BALDWIN.  
 H.R. 2362: Mr. GALLEGLY.

H.R. 2367: Mrs. MALONEY of New York, Mr. CUMMINGS, Mr. WAXMAN, Mrs. TAUSCHER, and Mr. HASTINGS of Florida.  
 H.R. 2368: Mrs. MYRICK and Mr. GINGREY.  
 H.R. 2370: Mr. WELDON of Florida, Mr. INSLEE, Mr. HASTINGS of Florida, Mr. LINCOLN DIAZ-BALART of Florida, Mr. BURTON of Indiana, Mr. MILLER of Florida, Mr. MICA, Mr. KING of New York, Ms. GINNY BROWN-WAITE of Florida, and Mr. PAUL.  
 H.R. 2384: Mr. PETERSON of Minnesota.  
 H.R. 2401: Mr. JEFFERSON, Mr. AL GREEN of Texas, and Mr. FILNER.  
 H.R. 2407: Mr. BOYD of Florida.  
 H.R. 2417: Mr. ROSS, Mr. HILL, and Mr. HINOJOSA.  
 H.R. 2432: Mr. HOEKSTRA, Mr. SULLIVAN, Mr. MCCOTTER, and Mr. FORTENBERRY.  
 H.R. 2449: Mrs. NAPOLITANO.  
 H.R. 2487: Mr. PALLONE and Mr. HINCHEY.  
 H.R. 2521: Mr. TERRY.  
 H.R. 2526: Mr. SHERMAN.  
 H.R. 2573: Mr. ETHERIDGE.  
 H.J. Res. 12: Mr. HOLDEN and Mr. EDWARDS.  
 H. Con. Res. 13: Mr. LOBIONDO.  
 H. Con. Res. 40: Mr. GRAVES.  
 H. Con. Res. 81: Mr. CAPUANO and Mr. FRANK of Massachusetts.  
 H. Con. Res. 138: Mr. RAHALL.  
 H. Con. Res. 142: Mr. HARE and Mrs. LOWEY.  
 H. Con. Res. 149: Mr. PAYNE.  
 H. Con. Res. 162: Mrs. MCCARTHY of New York, Mrs. BOYDA of Kansas, Ms. JACKSON-LEE of Texas, Mr. CUMMINGS, Mr. MCGOVERN, Mr. GUTIERREZ, Mr. AL GREEN of Texas, Mr. CONAWAY, Mr. SALAZAR, Mr. BOSWELL, Mr. LINCOLN DAVIS of Tennessee, Mr. SHULER, Mr. POMEROY, Mrs. GILLIBRAND, Mr. TANNER, Mr. MAHONEY of Florida, Mr. ARCURI, Mr. MELANCON, Mr. HILL, Ms. HERSETH SANDLIN, Mr. WILSON of Ohio, Mr. ELLSWORTH, Mr. CARDOZA, Mr. SPRATT, Ms. WOOLSEY, Mr. BURTON of Indiana, Mr. PERLMUTTER, and Mr. SKELTON.  
 H. Con. Res. 163: Mr. ENGEL, Mr. TOWNS, Mr. HONDA, and Mr. TOM DAVIS of Virginia.  
 H. Res. 49: Mr. RUSH.  
 H. Res. 68: Ms. LEE.  
 H. Res. 111: Mr. FERGUSON.  
 H. Res. 169: Mr. MARSHALL.  
 H. Res. 189: Ms. ROYBAL-ALLARD, Ms. NORTON, and Mr. HINOJOSA.  
 H. Res. 194: Mr. PATRICK MURPHY of Pennsylvania.  
 H. Res. 226: Mr. HINCHEY.  
 H. Res. 257: Mr. SMITH of New Jersey, Mr. KILDEE, Mr. HONDA, Mr. PATRICK MURPHY of Pennsylvania, Mr. BOUSTANY, and Mr. MCGOVERN.  
 H. Res. 282: Mr. SPACE, Mr. CHABOT, Mr. BUTTERFIELD, Mr. YARMUTH, Mr. TIBERI, Mr. LEWIS of Georgia, and Mr. LINCOLN DAVIS of Tennessee.  
 H. Res. 333: Ms. CLARKE.  
 H. Res. 353: Mr. RAHALL, Mrs. CHRISTENSEN, and Mr. LINCOLN DAVIS of Tennessee.  
 H. Res. 356: Mr. BROWN of South Carolina, Mr. LANGEVIN, Ms. BERKLEY, Mr. MCGOVERN, Mr. SHERMAN, and Ms. MATSUI.  
 H. Res. 396: Mr. BAIRD and Mr. WILSON of South Carolina.  
 H. Res. 416: Mr. SMITH of Texas, Mr. DENT, Mr. REICHERT, and Mr. ROGERS of Alabama.  
 H. Res. 431: Mr. WEXLER, Mr. GRIJALVA, Mr. MCDERMOTT, Ms. LEE, Mr. CLEAVER, Mr. CUMMINGS, and Mr. COHEN.  
 H. Res. 436: Mr. MORAN of Virginia, Mr. DOYLE, Ms. ROYBAL-ALLARD, Mr. RAMSTAD, Mr. SHERMAN, Mr. HONDA, Ms. SOLIS, Ms. MATSUI, Mr. WU, Mr. ETHERIDGE, Ms. BALDWIN, Mr. HINCHEY, Mr. REYES, Mr. ORTIZ, Mr. GENE GREEN of Texas, Mr. GONZALEZ, Mr. BACA, Mr. DAVIS of Illinois, Mr. VAN HOLLEN, Mr. THOMPSON of Mississippi, Mr. LYNCH, Mr. WEXLER, Mr. SCHIFF, Mr. KILDEE, Mr. MCGOVERN, Mrs. DAVIS of California, and Ms. MCCOLLUM of Minnesota.  
 H. Res. 442: Mr. KIND and Mr. PICKERING.

## THURSDAY, JUNE 7, 2007 (77)

The House was called to order by the SPEAKER.

## ¶77.1 APPROVAL OF THE JOURNAL

The SPEAKER announced she had examined and approved the Journal of the proceedings of Wednesday, June 7, 2007.

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

## ¶77.2 COMMUNICATIONS

Executive and other communications, pursuant to clause 8, rule XII, were referred as follows:

2075. A letter from the Congressional Review Coordinator, Department of Agriculture, transmitting the Department's final rule — Mexican Fruit Fly; Addition of Quarantined Area [Docket No. APHIS-2007-0051] received May 18, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

2076. A letter from the Director, Defense Procurement and Acquisition Policy, Department of Defense, transmitting the Department's final rule — Defense Federal Acquisition Regulation Supplement; Free Trade Agreement — El Salvador, Honduras, and Nicaragua [DFARS Case 2006-D019] (RIN: 0750-AF43) received March 18, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Armed Services.

2077. A letter from the Director, Defense Procurement and Acquisition Policy, Department of Defense, transmitting the Department's final rule — Defense Federal Acquisition Regulation Supplement; Security-Guard Services Contract [DFARS Case 2006-D011] (RIN: 0750-AF37) received March 18, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Armed Services.

2078. A letter from the Director, Office of Legislative Affairs, Department of the Treasury, transmitting the Department's final rule — Expanded Examination Cycle for Certain Small Insured Depository Institutions and U.S. Branches and Agencies of Foreign Banks [Docket ID OTS-2007-0006] (RIN: 3064-AD17) received April 20, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Financial Services.

2079. A letter from the Deputy Secretary, Securities and Exchange Commission, transmitting the Commission's final rule — COVERED SECURITIES PURSUANT TO SECTION 18 OF THE SECURITIES ACT OF 1933 [Release No. 33-8791; File No. S7-18-06] (RIN: 3235-AJ73) received April 25, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Financial Services.

2080. A letter from the Assistant General Counsel for Regulatory Services, Department of Education, transmitting the Department's final rule — State-Administered Programs (RIN: 1890-AA13) received March 14, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Education and Labor.

2081. A letter from the Interim Director, Pension Benefit Guaranty Corporation, transmitting the Corporation's final rule — Payment of Premiums; Assessment of and Relief from Penalties (RIN: 1212-AA95) received February 27, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Education and Labor.

2082. A letter from the Attorney, Office of Assistant General Counsel for Legislation and Regulatory Law, Department of Energy, transmitting the Department's final rule — Alternative Fuel Transportation Program; Alternative Compliance (RIN: 1904-AB66) received March 22, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

2083. A letter from the Regulations Coordinator, Department of Health and Human Services, transmitting the Department's final rule — Department of Health and Human Services' Implementation of OMB Guidance on Nonprocurement Debarment and Suspension — received February 28, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

2084. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Approval and Promulgation of Implementation Plans and Operating Permits Program; State of Missouri [EPA-R07-OAR-2006-0803; FRL-8278-8] received February 15, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

2085. A letter from the Secretary, Department of Labor, transmitting the semiannual report on the activities of the Office of Inspector General for the period October 1, 2006 through March 31, 2007, pursuant to 5 U.S.C. app. (Insp. Gen. Act) section 5(b); to the Committee on Oversight and Government Reform.

2086. A letter from the Director, Office of the Assistant Secretary for Civil Rights, Department of Agriculture, transmitting the Department's annual report for fiscal year 2006, in accordance with Section 203 of the Notification and Federal Employee Anti-discrimination and Retaliation Act of 2002 (No FEAR Act), Public Law 107-174; to the Committee on Oversight and Government Reform.

2087. A letter from the Chairman, Federal Election Commission, transmitting a copy of the semiannual report on activities of the Inspector General for the period October 1, 2006 through March 31, 2007, pursuant to 5 U.S.C. app. (Insp. Gen. Act) section 5(b); to the Committee on Oversight and Government Reform.

2088. A letter from the Chairman, Federal Energy Regulatory Commission, transmitting a copy of the annual report in compliance with the Government in the Sunshine Act during the calendar year 2006, pursuant to 5 U.S.C. 552b(j); to the Committee on Oversight and Government Reform.

2089. A letter from the Acting Director, Federal Housing Finance Board, transmitting a report on the Board's category rating for calendar year 2006, pursuant to 5 U.S.C. 3319(d); to the Committee on Oversight and Government Reform.

2090. A letter from the Chairman, Securities and Exchange Commission, transmitting the semiannual report on activities of the Inspector General for the period October 1, 2006 through March 31, 2007 and the Management Response for the same period, pursuant to 5 U.S.C. app. (Insp. Gen. Act) section 5(b); to the Committee on Oversight and Government Reform.

2091. A letter from the Acting Director, Office of Surface Mining, Department of the Interior, transmitting the Department's final rule — Indiana Regulatory Program [Docket No. IN-157-FOR] received May 16, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Natural Resources.

2092. A letter from the Chief, Federal Duck Stamp Office, Department of the Interior, transmitting the Department's final rule — Revision of Migratory Bird Hunting and Conservation Stamp Contest Regulations (RIN: 1018-AU94) received March 5, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Natural Resources.

2093. A letter from the Director of Regulations Management, Department of Veterans Affairs, transmitting the Department's final rule — Delegations of Authority-National Cemetery Administration (RIN: 2900-AM18) received March 18, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Veterans' Affairs.

2094. A letter from the Director of Regulations Management, Department of Veterans Affairs, transmitting the Department's final rule — Department of Veterans Affairs Implementation of OMB Guidance on Nonprocurement Debarment and Suspension (RIN: 2900-AM44) received June 4, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Veterans' Affairs.

2095. A letter from the Chief, Trade and Commercial Regulations Branch, Department of Homeland Security, transmitting the Department's final rule—Dominican Republic—Central America—United States Free Trade Agreement [USCBP-2006-0012] (RIN: 1505-AB64) received May 23, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

2096. A letter from the Secretary, Federal Trade Commission, transmitting the sixth annual report pursuant to the College Scholarship Fraud Prevention Act of 2000; jointly to the Committees on Education and Labor and the Judiciary.

2097. A letter from the Secretary, Judicial Conference of the United States, transmitting a copy of proposed legislation entitled, "Civil Judicial Procedure, Administration, and Technical Amendments Act of 2007"; jointly to the Committees on the Judiciary and Oversight and Government Reform.

#### ¶77.3 PROVIDING FOR CONSIDERATION OF S. 5

Ms. MATSUI, by direction of the Committee on Rules, called up the following resolution (H. Res. 464):

*Resolved*, That upon the adoption of this resolution it shall be in order to consider in the House the bill (S. 5) to amend the Public Health Service Act to provide for human embryonic stem cell research. All points of order against the bill and against its consideration are waived except those arising under clause 10 of rule XXI. The bill shall be considered as read. The previous question shall be considered as ordered on the bill to final passage without intervening motion except: (1) one hour of debate equally divided and controlled by the chairman and ranking minority member of the Committee on Energy and Commerce; and (2) one motion to commit.

SEC. 2. During consideration of S. 5 pursuant to this resolution, notwithstanding the operation of the previous question, the Chair may postpone further consideration of the bill to such time as may be designated by the Speaker.

When said resolution was considered.

After debate,

Ms. MATSUI moved the previous question on the resolution to its adoption or rejection.

The question being put, *viva voce*,

Will the House now order the previous question?

The SPEAKER pro tempore, Mr. McDERMOTT, announced that the yeas had it.

Mr. SESSIONS demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The vote was taken by electronic device.

It was decided in the { Yeas ..... 221  
affirmative ..... } Nays ..... 195

¶77.4

[Roll No. 440]

YEAS—221

Abercrombie	Green, Gene	Neal (MA)
Ackerman	Grijalva	Oberstar
Allen	Gutierrez	Obey
Altmire	Hall (NY)	Olver
Arcuri	Hare	Ortiz
Baca	Harman	Pallone
Baird	Herseth Sandlin	Pascarell
Baldwin	Higgins	Pastor
Bean	Hill	Payne
Becerra	Hinchey	Perlmutter
Berkley	Hinojosa	Peterson (MN)
Berman	Hirono	Price (NC)
Berry	Hodes	Rahall
Bishop (GA)	Holt	Rangel
Bishop (NY)	Honda	Reyes
Blumenauer	Hooley	Rodriguez
Boren	Hoyer	Ross
Boswell	Insee	Rothman
Boucher	Israel	Roybal-Allard
Boyd (FL)	Jackson (IL)	Ruppersberger
Boyd (KS)	Jackson-Lee	Rush
Brady (PA)	(TX)	Salazar
Braley (IA)	Johnson (GA)	Sánchez, Linda
Brown, Corrine	Johnson, E. B.	T.
Butterfield	Jones (OH)	Sanchez, Loretta
Capps	Kanjorski	Sarbanes
Capuano	Kaptur	Schakowsky
Cardoza	Kennedy	Schiff
Carnahan	Kildee	Schwartz
Carney	Kilpatrick	Scott (GA)
Carson	Kind	Scott (VA)
Castor	Klein (FL)	Serrano
Chandler	Kucinich	Sestak
Clarke	Langevin	Shea-Porter
Clay	Lantos	Sherman
Cleaver	Larsen (WA)	Shuler
Clyburn	Larson (CT)	Sires
Cohen	Lee	Skelton
Cooper	Levin	Slaughter
Costa	Lewis (GA)	Smith (WA)
Costello	Lipinski	Snyder
Courtney	Loebsock	Solis
Cramer	Lofgren, Zoe	Space
Crowley	Lowey	Spratt
Cuellar	Lynch	Stark
Cummings	Mahoney (FL)	Stupak
Davis (AL)	Maloney (NY)	Sutton
Davis (CA)	Markey	Tanner
Davis (IL)	Marshall	Tauscher
Davis, Lincoln	Matheson	Taylor
DeFazio	Matsui	Thompson (CA)
DeGette	McCarthy (NY)	Thompson (MS)
Delahunt	McCollum (MN)	Tierney
DeLauro	McDermott	Towns
Dicks	McGovern	Udall (CO)
Dingell	McIntyre	Udall (NM)
Doggett	McNerney	Van Hollen
Donnelly	McNulty	Velázquez
Doyle	Meehan	Visclosky
Edwards	Meek (FL)	Walz (MN)
Ellison	Meeks (NY)	Wasserman
Ellsworth	Melancon	Schultz
Emanuel	Michaud	Waters
Engel	Miller (NC)	Watson
Eshoo	Miller, George	Watt
Etheridge	Mitchell	Waxman
Farr	Mollohan	Weiner
Fattah	Moore (KS)	Welch (VT)
Filner	Moore (WI)	Wexler
Frank (MA)	Moran (VA)	Wilson (OH)
Giffords	Murphy (CT)	Woolsey
Gillibrand	Murphy, Patrick	Wu
Gonzalez	Murtha	Wynn
Gordon	Nadler	Yarmuth
Green, Al	Napolitano	

NAYS—195

Aderholt	Bonner	Capito
Akin	Bono	Carter
Alexander	Boozman	Castle
Bachmann	Boustany	Chabot
Bachus	Brady (TX)	Coble
Baker	Brown (SC)	Cole (OK)
Barrett (SC)	Brown-Waite,	Conaway
Barrow	Ginny	Crenshaw
Bartlett (MD)	Buchanan	Cubin
Barton (TX)	Burgess	Culberson
Biggert	Burton (IN)	Davis (KY)
Bilirakis	Buyer	Davis, David
Bishop (UT)	Calvert	Davis, Jo Ann
Blackburn	Camp (MI)	Davis, Tom
Blunt	Campbell (CA)	Deal (GA)
Boehner	Cannon	Dent

Table listing names and their corresponding states, organized in columns. Includes names like Diaz-Balart, King, Ramstad, Costa, Jones, Ramstad, McCotter, Price, Smith, etc.

NOT VOTING—16

Table listing names of individuals who did not vote, including Andrews, Bilbray, Cantor, Conyers, etc.

So the previous question on the resolution was ordered.

The question being put, viva voce, Will the House agree to said resolution?

The SPEAKER pro tempore, Mr. McDERMOTT, announced that the yeas had it.

Mr. SESSIONS demanded a recorded vote on agreeing to said resolution, which demand was supported by one-fifth of a quorum, so a recorded vote was ordered.

The vote was taken by electronic device.

It was decided in the affirmative { Yeas ..... 224 Nays ..... 191

¶77.5 [Roll No. 441] AYES—224

Table listing names of individuals who voted 'AYES', including Abercrombie, Ackerman, Allen, Altmire, etc.

NOES—191

Table listing names of individuals who voted 'NOES', including Aderholt, Akin, Alexander, Bachmann, etc.

NOT VOTING—17

Table listing names of individuals who did not vote, including Bilbray, Buyer, Cantor, Conyers, etc.

So the resolution was agreed to. A motion to reconsider the vote whereby said resolution was agreed to was, by unanimous consent, laid on the table.

¶77.6 STEM CELL RESEARCH ENHANCEMENT

Mr. DINGELL, pursuant to House Resolution 464, called up for consideration the bill of the Senate (S. 5) to amend the Public Health Service Act to provide for human embryonic stem cell research.

When said bill was considered. After debate, The previous question having been ordered by said resolution. The bill was ordered to be read a third time, was read a third time by title.

Mr. GINGREY moved to commit the bill to the Committee on Energy and Commerce with instructions to report the bill back to the House forthwith with the following amendment:

Strike all after the enacting clause and insert the following:

SECTION 1. SHORT TITLE.

This Act may be cited as the "Alternative Pluripotent Stem Cell Therapies Enhancement Act of 2007".

SEC. 2. PURPOSES.

It is the purpose of this Act to— (1) intensify research that may result in improved understanding of or treatments for diseases and other adverse health conditions; and (2) promote the derivation of pluripotent stem cell lines, including from postnatal sources, without creating human embryos for research purposes or discarding, destroying, or harming a human embryo or fetus.

SEC. 3. ALTERNATIVE HUMAN PLURIPOTENT STEM CELL RESEARCH.

Part B of title IV of the Public Health Service Act (42 U.S.C. 284 et seq.) is amended by inserting after section 409I the following: "SEC. 409J. ALTERNATIVE HUMAN PLURIPOTENT STEM CELL RESEARCH.

"(a) IN GENERAL.—In accordance with section 492, the Secretary shall conduct and

support basic and applied research to develop techniques for the isolation, derivation, production, or testing of stem cells that, like embryonic stem cells, are capable of producing all or almost all of the cell types of the developing body and may result in improved understanding of or treatments for diseases and other adverse health conditions, but are not derived from a human embryo.

“(b) GUIDELINES.—Not later than 90 days after the date of the enactment of this section, the Secretary, after consultation with the Director of the National Institutes of Health, shall issue final guidelines to implement subsection (a), that—

“(1) provide guidance concerning the next steps required for additional research, which shall include a determination of the extent to which specific techniques may require additional basic or animal research to ensure that any research involving human cells using these techniques would clearly be consistent with the standards established under this section;

“(2) prioritize research with the greatest potential for near-term clinical benefit; and

“(3) consistent with subsection (a), take into account techniques outlined by the President’s Council on Bioethics and any other appropriate techniques and research.

“(c) REPORTING REQUIREMENTS.—Not later than January 1 of each year, the Secretary shall prepare and submit to the appropriate committees of the Congress a report describing the activities carried out under this section during the fiscal year, including a description of the research conducted under this section.

“(d) RULE OF CONSTRUCTION.—Nothing in this section shall be construed to affect any policy, guideline, or regulation regarding embryonic stem cell research, human cloning by somatic cell nuclear transfer, or any other research not specifically authorized by this section.

“(e) DEFINITION.—In this section, the term ‘human embryo’ includes any organism, not protected as a human subject under part 46 of title 45, Code of Federal Regulations, as of the date of the enactment of the Alternative Pluripotent Stem Cell Therapies Enhancement Act of 2007, that is derived by fertilization, parthenogenesis, cloning, or any other means from one or more human gametes or human diploid cells.

“(f) AUTHORIZATION OF APPROPRIATIONS.—There are authorized to be appropriated such sums as may be necessary for each of fiscal years 2008 through 2010, to carry out this section.”.

After debate,

By unanimous consent, the previous question was ordered on the motion to commit with instructions.

The question being put, viva voce,

Will the House recommit said bill with instructions?

The SPEAKER pro tempore, Mr. PASTOR, announced that the nays had it.

Mr. GINGREY demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The vote was taken by electronic device.

It was decided in the { Yeas ..... 180 negative ..... } Nays ..... 242

¶77.7 [Roll No. 442] YEAS—180

Aderholt Bachmann Barrett (SC) Akin Bachus Bartlett (MD) Alexander Baker Bilirakis Carson

Bishop (UT) Blackburn Blunt Boehner Bonner Boozman Boustany Brady (TX) Brown (SC) Buchanan Burgess Burton (IN) Buyer Calvert Camp (MI) Campbell (CA) Cannon Carter Chabot Cole (OK) Conaway Costello Crenshaw Cubin Culberson Davis (KY) Davis, David Davis, Jo Ann Davis, Lincoln Deal (GA) Diaz-Balart, L. Diaz-Balart, M. Donnelly Doolittle Drake Dreier Duncan Ehlers Ellsworth English (PA) Everett Fallin Feeney Ferguson Forbes Fortenberry Foss Franks (AZ) Gallegly Garrett (NJ) Gillmor Gingrey Gohmert Goode Goodlatte Graves Hall (TX) Hastert

Abercrombie Ackerman Allen Altmire Andrews Arcuri Baca Baird Baldwin Barrow Barton (TX) Bean Becerra Berkley Berman Berry Biggert Bilbray Bishop (GA) Bishop (NY) Blumenauer Bono Boren Boswell Boucher Boyd (FL) Boyda (KS) Brady (PA) Braley (IA) Brown, Corrine Brown-Waite, Ginny Butterfield Capito Capps Capuano Cardoza Carnahan Carson

Hastings (WA) Hayes Hensarling Herger Hobson Hoekstra Hulshof Hunter Inglis (SC) Issa Jindal Johnson (IL) Johnson, Sam Jones (NC) Jordan Keller King (IA) King (NY) Kingston Kline (MN) Knollenberg Kuhl (NY) LaHood Lamborn Latham Lewis (CA) Lewis (KY) Linder Lipinski LoBiondo Lucas Lungren, Daniel E. Manullo Marchant Marshall McCarthy (CA) McCaul (TX) McCotter McCrery McHenry McHugh McIntyre McKeon McMorris Rodgers Mica Miller (FL) Miller (MI) Miller, Gary Mollohan Moran (KS) Murphy, Tim Musgrave Myrick Neugebauer Nunes Oberstar

NAYS—242

Castle Flake Castor Fossella Chandler Frank (MA) Clarke Frelinghuysen Gerlach Giffords Gilchrest Gillibrand Gonzalez Gordon Granger Green, Al Green, Gene Grijalva Gutierrez Hall (NY) Hare Harman Heller Herseth Sandlin Higgins Hill Hinchey Hinojosa Hirono Hodes Holt Honda Hooley Hoyer Inslee Israel Jackson (IL) Jackson-Lee (TX) Johnson (GA) Johnson, E. B. Jones (OH) Kanjorski Kaptur

Kennedy Kildee Kilpatrick Kind Kirk Klein (FL) Kucinich Lampson Langevin Lantos Larsen (WA) Larson (CT) LaTourette Lee Levin Lewis (GA) Loeb sack Lofgren, Zoe Lowey Lynch Roskam Royce Ryan (WI) Sali Saxton Schmidt Sensenbrenner Sessions Shadegg Shimkus Shuler Shuster Simpson Smith (NE) Smith (NJ) Smith (TX) Souder Stearns Stupak Sullivan Taylor Terry Thornberry Tiahrt Tiberi Turner Walberg Walsh (NY) Wamp Weldon (FL) Weller Westmoreland Whitfield Wicker Wilson (SC) Wolf Young (AK) Young (FL)

NOT VOTING—10

Cantor Hastings (FL) Holden Jefferson Kagen Pickering Pomeroy Porter Ryan (OH) Tancredo

So the motion to commit with instructions was not agreed to.

The question being put, viva voce,

Will the House pass said bill?

The SPEAKER pro tempore, Mr. PASTOR, announced that the yeas had it.

Ms. DEGETTE demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The vote was taken by electronic device.

It was decided in the { Yeas ..... 247 affirmative ..... } Nays ..... 176

¶77.8 [Roll No. 443]

YEAS—247

Abercrombie Brady (PA) Cramer Ackerman Braley (IA) Crowley Allen Brown, Corrine Cuellar Altmire Brown-Waite, Cummings Andrews Ginny Davis (AL) Arcuri Butterfield Davis (CA) Baca Calvert Davis (IL) Baird Capito Davis, Tom Baldwin Capps DeFazio Barrow Capuano DeGette Cardoza Carnahan Delahunt Bean Carnahan DeLauro Becerra Carney Dent Berkley Carson Dicks Berman Castle Dingell Berry Castor Doggett Biggert Chandler Doyle Bilbray Clarke Dreier Bishop (GA) Clay Edwards Bishop (NY) Cleaver Ellison Blumenauer Clyburn Emanuel Bono Coble Emerson Boren Cohen Engel Boswell Conyers Eshoo Boucher Cooper Etheridge Boyd (FL) Costa Farr Boyda (KS) Courtney Fattah



Filner  
Fossella  
Frank (MA)  
Frelinghuysen  
Gerlach  
Giffords  
Mahoney (FL)  
Gilchrist  
Gillibrand  
Gonzalez  
Gordon  
Granger  
Green, Al  
Green, Gene  
Grijalva  
Gutierrez  
Hall (NY)  
Hare  
Harman  
Heller  
Herseht Sandlin  
Higgins  
Hill  
Hinchey  
Hinojosa  
Hirono  
Hodes  
Holt  
Honda  
Hooley  
Hoyer  
Inslee  
Israel  
Issa  
Jackson (IL)  
Jackson-Lee  
(TX)  
Johnson (GA)  
Johnson, E. B.  
Jones (OH)  
Kanjorski  
Kennedy  
Kildee  
Kilpatrick  
Kind  
Kirk  
Klein (FL)  
Kucinich  
Lampson  
Langevin  
Lantos  
Larsen (WA)  
Larson (CT)  
LaTourette  
Lee  
Levin  
Lewis (CA)  
Lewis (GA)

Loeb sack  
Lofgren, Zoe  
Lowey  
Lynch  
Mack  
Mahoney (FL)  
Maloney (NY)  
Markey  
Matheson  
Matsui  
McCarthy (NY)  
McCollum (MN)  
McDermott  
McGovern  
McKeon  
McNerney  
McNulty  
Meehan  
Meek (FL)  
Meeks (NY)  
Melancon  
Michaud  
Miller (NC)  
Miller, George  
Mitchell  
Moore (KS)  
Moore (WI)  
Moran (VA)  
Murphy (CT)  
Murphy, Patrick  
Murtha  
Nadler  
Napolitano  
Neal (MA)  
Obey  
Oliver  
Ortiz  
Pallone  
Pascrell  
Pastor  
Payne  
Pelosi  
Perlmutter  
Platts  
Price (NC)  
Pryce (OH)  
Ramstad  
Rangel  
Regula  
Reichert  
Reyes  
Rodriguez  
Rohrabacher  
Ross  
Rothman  
Roybal-Allard  
Ruppersberger

Rush  
Salazar  
Sánchez, Linda  
T.  
Sanchez, Loretta  
Sarbanes  
Schakowsky  
Schiff  
Schwartz  
Scott (GA)  
Scott (VA)  
Serrano  
Sestak  
Shays  
Shea-Porter  
Sherman  
Sires  
Skelton  
Slaughter  
Smith (WA)  
Snyder  
Solis  
Space  
Miller, George  
Spratt  
Stark  
Sutton  
Tanner  
Tauscher  
Thompson (CA)  
Thompson (MS)  
Tierney  
Towns  
Udall (CO)  
Udall (NM)  
Upton  
Van Hollen  
Velázquez  
Viscosky  
Walden (OR)  
Walz (MN)  
Wasserman  
Schultz  
Waters  
Watson  
Watt  
Waxman  
Weiner  
Welch (VT)  
Wexler  
Wilson (NM)  
Woolsey  
Wu  
Wynn  
Yarmuth  
Young (AK)  
Young (FL)

Pearce  
Pence  
Peterson (MN)  
Peterson (PA)  
Petri  
Pitts  
Poe  
Price (GA)  
Putnam  
Radanovich  
Rahall  
Rehberg  
Renzi  
Reynolds  
Rogers (AL)  
Rogers (KY)  
Rogers (MI)  
Ros-Lehtinen  
Roskam

Royce  
Ryan (WI)  
Sali  
Saxton  
Schmidt  
Sensenbrenner  
Sessions  
Shadegg  
Shimkus  
Shuler  
Shuster  
Simpson  
Smith (NE)  
Smith (NJ)  
Smith (TX)  
Souder  
Stearns  
Stupak  
Sullivan

Taylor  
Terry  
Thornberry  
Tiahrt  
Tiberi  
Turner  
Walberg  
Walsh (NY)  
Wamp  
Weldon (FL)  
Weller  
Westmoreland  
Whitfield  
Wicker  
Wilson (OH)  
Wilson (SC)  
Wolf

Cantor  
Hastings (FL)  
Held  
Jefferson

Kagen  
Pickering  
Pomeroy  
Porter

Ryan (OH)  
Tancredo

NOT VOTING—10

So the bill was passed.  
A motion to reconsider the vote whereby said bill was passed was, by unanimous consent, laid on the table.  
*Ordered*, That the Clerk notify the Senate thereof.

¶77.9 PROVIDING FOR CONSIDERATION OF H.R. 65

Mr. ARCURI, by direction of the Committee on Rules, called up the following resolution (H. Res. 465):

*Resolved*, That upon the adoption of this resolution it shall be in order to consider in the House the bill (H.R. 65) to provide for the recognition of the Lumbee Tribe of North Carolina, and for other purposes. All points of order against consideration of the bill are waived except those arising under clause 9 or 10 of rule XXI. The amendment in the nature of a substitute recommended by the Committee on Natural Resources now printed in the bill, modified by the amendment printed in the report of the Committee on Rules accompanying this resolution, shall be considered as adopted. The bill, as amended, shall be considered as read. All points of order against the bill, as amended, to final passage without intervening motion except: (1) one hour of debate equally divided and controlled by the chairman and ranking minority member of the Committee on Natural Resources; and (2) one motion to recommit with or without instructions.

SEC. 2. During consideration of H.R. 65 pursuant to this resolution, notwithstanding the operation of the previous question, the Chair may postpone further consideration of the bill to such time as may be designated by the Speaker.

When said resolution was considered. After debate,

Mr. ARCURI moved the previous question on the resolution to its adoption or rejection.

The question being put, *viva voce*, Will the House now order the previous question?

The SPEAKER pro tempore, Mrs. TAUSCHER, announced that the nays had it.

Mr. ARCURI demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The vote was taken by electronic device.

It was decided in the affirmative ..... { Yeas ..... 217  
Nays ..... 192

¶77.10 [Roll No. 444] YEAS—217

Abercrombie  
Ackerman  
Allen  
Altmire  
Andrews  
Arcuri  
Baca  
Baird  
Baldwin  
Bean  
Becerra  
Berkley  
Berman  
Berry  
Bishop (GA)  
Bishop (NY)  
Blumenauer  
Boren  
Boswell  
Boucher  
Boyd (FL)  
Boyd (KS)  
Brady (PA)  
Braley (IA)  
Brown, Corrine  
Butterfield  
Capps  
Capuano  
Cardoza  
Carnahan  
Carney  
Carson  
Castor  
Chandler  
Clarke  
Clay  
Cleaver  
Clyburn  
Cohen  
Conyers  
Cooper  
Costa  
Costello  
Cramer  
Crowley  
Cuellar  
Cummings  
Davis (AL)  
Davis (CA)  
Davis (IL)  
Davis, Lincoln  
DeFazio  
DeGette  
DeLahunt  
DeLauro  
Dicks  
Dingell  
Doggett  
Donnelly  
Edwards  
Ellison  
Ellsworth  
Emanuel  
Engel  
Etheridge  
Farr  
Fattah  
Filner  
Frank (MA)  
Giffords  
Gillibrand  
Gonzalez  
Gordon  
Green, Al

Green, Gene  
Grijalva  
Gutierrez  
Hall (NY)  
Hare  
Harman  
Herseht Sandlin  
Higgins  
Hill  
Hinchey  
Hinojosa  
Hirono  
Hodes  
Holt  
Honda  
Hooley  
Hoyer  
Inslee  
Israel  
Jackson (IL)  
Jackson-Lee  
(TX)  
Johnson (GA)  
Johnson, E. B.  
Jones (OH)  
Kanjorski  
Kaptur  
Kennedy  
Kildee  
Kilpatrick  
Kind  
Klein (FL)  
Kucinich  
Langevin  
Lantos  
Larsen (WA)  
Larson (CT)  
Lee  
Levin  
Lewis (GA)  
Lipinski  
Loeb sack  
Lofgren, Zoe  
Lowey  
Lynch  
Mahoney (FL)  
Maloney (NY)  
Markey  
Marshall  
Matheson  
Matsui  
McCarthy (NY)  
McCollum (MN)  
McDermott  
McGovern  
McIntyre  
McNerney  
Meehan  
Meek (FL)  
Meeks (NY)  
Melancon  
Michaud  
Miller, George  
Mitchell  
Mollohan  
Moore (KS)  
Moore (WI)  
Moran (VA)  
Murphy (CT)  
Murphy, Patrick  
Murtha  
Nadler  
Napolitano  
Neal (MA)

Oberstar  
Obey  
Olver  
Ortiz  
Pallone  
Pascrell  
Pastor  
Payne  
Perlmutter  
Peterson (MN)  
Price (NC)  
Rahall  
Hodes  
Rangel  
Reyes  
Rodriguez  
Ross  
Rothman  
Roybal-Allard  
Ruppersberger  
Rush  
Ryan (OH)  
Salazar  
Sánchez, Linda  
T.  
Sanchez, Loretta  
Sarbanes  
Schakowsky  
Schiff  
Schwartz  
Scott (GA)  
Scott (VA)  
Serrano  
Sestak  
Shea-Porter  
Sherman  
Sires  
Skelton  
Smith (WA)  
Snyder  
Solis  
Souder  
Space  
Spratt  
Stark  
Stupak  
Sutton  
Tanner  
Tauscher  
Taylor  
Thompson (CA)  
Thompson (MS)  
Tierney  
Towns  
Udall (CO)  
Udall (NM)  
Van Hollen  
Velázquez  
Viscosky  
Walz (MN)  
Wasserman  
Schultz  
Waters  
Watt  
Waxman  
Weiner  
Welch (VT)  
Wexler  
Wilson (OH)  
Woolsey  
Wu  
Wynn  
Yarmuth

NAYS—176

Aderholt  
Akin  
Alexander  
Bachmann  
Bachus  
Baker  
Barrett (SC)  
Bartlett (MD)  
Bilirakis  
Bishop (UT)  
Blackburn  
Blunt  
Boehner  
Bonner  
Boozman  
Boustany  
Brady (TX)  
Brown (SC)  
Buchanan  
Burgess  
Burton (IN)  
Buyer  
Camp (MI)  
Campbell (CA)  
Cannon  
Carter  
Chabot  
Cole (OK)  
Conaway  
Costello  
Crenshaw  
Cubin  
Culberson  
Davis (KY)  
Davis, David  
Davis, Jo Ann  
Davis, Lincoln  
Deal (GA)  
Diaz-Balart, L.  
Diaz-Balart, M.  
Donnelly

Doolittle  
Drake  
Duncan  
Ehlers  
Ellsworth  
English (PA)  
Everett  
Fallin  
Feeney  
Ferguson  
Flake  
Forbes  
Fortenberry  
Foxo  
Franks (AZ)  
Gallegly  
Garrett (NJ)  
Gillmor  
Gingrey  
Gohmert  
Goode  
Goodlatte  
Graves  
Hall (TX)  
Hastert  
Hastings (WA)  
Hayes  
Hensarling  
Henger  
Hobson  
Hoekstra  
Hulshof  
Hunter  
Inglis (SC)  
Jindal  
Johnson (IL)  
Johnson, Sam  
Jones (NC)  
Jordan  
Kaptur  
Keller

King (IA)  
King (NY)  
Kingston  
Kline (MN)  
Knollenberg  
Kuhl (NY)  
LaHood  
Lamborn  
Latham  
Lewis (KY)  
Linder  
Lipinski  
LoBiondo  
Lucas  
Lungren, Daniel  
E.  
Manzullo  
Marchant  
Marshall  
McCarthy (CA)  
McCaul (TX)  
McCotter  
McCrery  
McHenry  
McHugh  
McIntyre  
McMorris  
Rodgers  
Mica  
Miller (FL)  
Miller (MI)  
Miller, Gary  
Mollohan  
Moran (KS)  
Murphy, Tim  
Musgrave  
Myrick  
Neugebauer  
Nunes  
Oberstar  
Paul

NAYS—192

Aderholt  
Akin  
Bachmann  
Bachus  
Baker  
Barrett (SC)  
Barrow  
Bartlett (MD)  
Barton (TX)  
Biggart  
Bilbray  
Bilirakis  
Bishop (UT)  
Blunt  
Boehner  
Bonner  
Bono

Boozman  
Boustany  
Brady (TX)  
Brown (SC)  
Brown-Waite,  
Ginny  
Buchanan  
Burgess  
Burton (IN)  
Buyer  
Calvert  
Camp (MI)  
Campbell (CA)  
Cannon  
Capito  
Carter  
Castle

Chabot  
Coble  
Cole (OK)  
Conaway  
Courtney  
Crenshaw  
Cubin  
Culberson  
Davis (KY)  
Davis, David  
Davis, Tom  
Deal (GA)  
Dent  
Diaz-Balart, L.  
Diaz-Balart, M.  
Doolittle  
Drake

Dreier	Kline (MN)	Ramstad	Crowley	Kind	Rothman	McHugh	Ramstad	Smith (TX)
Duncan	Knollenberg	Regula	Cuellar	Klein (FL)	Roybal-Allard	McKeon	Regula	Stearns
Ehlers	Kuhl (NY)	Rehberg	Cummings	Kucinich	Ruppersberger	McMorris	Rehberg	Sullivan
Emerson	Lamborn	Reichert	Davis (AL)	Lampson	Rush	Rodgers	Reichert	Taylor
English (PA)	Lampson	Renzi	Davis (CA)	Langevin	Ryan (OH)	Mica	Renzi	Terry
Everett	Latham	Reynolds	Davis (IL)	Lantos	Salazar	Miller (FL)	Reynolds	Thornberry
Fallin	LaTourette	Rogers (AL)	DeFazio	Larsen (WA)	Sánchez, Linda	Miller (MI)	Rogers (AL)	Tiahrt
Feeney	Lewis (CA)	Rogers (KY)	DeGette	Larson (CT)	T.	Miller, Gary	Rogers (KY)	Tiberi
Ferguson	Lewis (KY)	Rogers (MI)	Delahunt	Lee	Sanchez, Loretta	Moore (WI)	Rogers (MI)	Turner
Flake	Linder	Rohrabacher	DeLauro	Levin	Sarbanes	Moran (KS)	Rohrabacher	Upton
Forbes	LoBiondo	Ros-Lehtinen	Dicks	Lipinski	Schakowsky	Murphy, Tim	Ros-Lehtinen	Walberg
Fortenberry	Lucas	Roskam	Dingell	Loebsack	Schiff	Musgrave	Roskam	Walden (OR)
Fossella	Lungren, Daniel	Royce	Doggett	Lofgren, Zoe	Schwartz	Myrick	Ross	Walsh (NY)
Fox	E.	Ryan (WI)	Donnelly	Lowey	Scott (GA)	Neugebauer	Royce	Wamp
Franks (AZ)	Mack	Sali	Edwards	Mahoney (FL)	Scott (VA)	Nunes	Ryan (WI)	Weldon (FL)
Frelinghuysen	Manzullo	Saxton	Ellison	Maloney (NY)	Serrano	Paul	Sali	Weller
Gallegly	Marchant	Schmidt	Ellsworth	Markey	Sestak	Pearce	Saxton	Westmoreland
Garrett (NJ)	McCarthy (CA)	Sensenbrenner	Emanuel	Marshall	Shea-Porter	Pence	Schmidt	Whitfield
Gilchrest	McCaul (TX)	Sessions	Engel	Matheson	Sherman	Petri	Sensenbrenner	Wicker
Gillmor	McCotter	Shays	Etheridge	Matsui	Sires	Pitts	Sessions	Wilson (NM)
Gingrey	McCrery	Shimkus	Farr	McCarthy (NY)	Skelton	Platts	Shays	Wilson (SC)
Gohmert	McHenry	Shuler	Fattah	McCollum (MN)	Slaughter	Poe	Shimkus	Wolf
Goode	McHugh	Shuster	Filner	McDermott	Smith (WA)	Price (GA)	Shuler	Young (AK)
Goodlatte	McKeon	Simpson	Frank (MA)	McGovern	Snyder	Pryce (OH)	Shuster	Young (FL)
Granger	McMorris	Smith (NE)	Giffords	McIntyre	Solis	Putnam	Simpson	
Graves	Rodgers	Smith (TX)	Gillibrand	McNerney	Meehan	Radanovich	Smith (NE)	
Hall (TX)	Mica	Stearns	Gonzalez	Meehan	Gordon			
Hastings (WA)	Miller (FL)	Sullivan	Gordon	Meeke (FL)	Green, Al			
Hayes	Miller (MI)	Terry	Green, Al	Meeke (NY)	Melancon			
Heller	Miller, Gary	Thornberry	Green, Gene	Melancon	Michaud			
Hensarling	Moran (KS)	Tiahrt	Grijalva	Miller, George	Miller, George			
Herger	Murphy, Tim	Tiberi	Gutierrez	Mitchell	Mitchell			
Hobson	Musgrave	Turner	Hall (NY)	Mollohan	Mollohan			
Hoekstra	Myrick	Upton	Hare	Moore (KS)	Moore (KS)			
Hulshof	Neugebauer	Walberg	Harman	Moran (VA)	Moran (VA)			
Hunter	Nunes	Walden (OR)	Herseth Sandlin	Murphy (CT)	Murphy (CT)			
Inglis (SC)	Paul	Walsh (NY)	Higgins	Murphy, Patrick	Murphy, Patrick			
Issa	Pearce	Wamp	Hill	Murtha	Murtha			
Jindal	Pence	Weldon (FL)	Hinchev	Nadler	Nadler			
Johnson (IL)	Peterson (PA)	Weller	Hinojosa	Napolitano	Napolitano			
Johnson, Sam	Petri	Westmoreland	Hirono	Neal (MA)	Neal (MA)			
Jones (NC)	Pitts	Whitfield	Hodes	Oberstar	Oberstar			
Jordan	Platts	Wicker	Holt	Obey	Obey			
Keller	Poe	Wilson (NM)	Honda	Olver	Olver			
King (IA)	Price (GA)	Wilson (SC)	Hoolley	Ortiz	Ortiz			
King (NY)	Pryce (OH)	Wolf	Hoyer	Pallone	Pallone			
Kingston	Putnam	Young (AK)	Inslee	Pascrell	Pascrell			
Kirk	Radanovich	Young (FL)	Israel	Pastor	Pastor			

NOT VOTING—25

NOT VOTING—23

Alexander	Hastings (FL)	Pomeroy
Blackburn	Holden	Porter
Cantor	Jefferson	Shadegg
Davis, Jo Ann	Kagen	Slaughter
Doyle	LaHood	Smith (NJ)
Eshoo	McNulty	Tancredo
Gerlach	Miller (NC)	Watson
Hastert	Pickering	

NOES—193

Akin	Davis (KY)	Hensarling
Bachmann	Davis, David	Herger
Bachus	Davis, Lincoln	Hobson
Baker	Davis, Tom	Hoekstra
Barrett (SC)	Dent	Hulshof
Bartlett (MD)	Diaz-Balart, L.	Hunter
Barton (TX)	Diaz-Balart, M.	Inglis (SC)
Biggert	Doolittle	Issa
Bilbray	Drake	Jindal
Bilirakis	Dreier	Johnson (IL)
Bishop (UT)	Duncan	Johnson, Sam
Blunt	Ehlers	Jones (NC)
Boehner	Emerson	Jordan
Bonner	English (PA)	Keller
Bono	Everett	Kennedy
Boozman	Fallin	King (IA)
Boustany	Feeney	King (NY)
Brady (TX)	Ferguson	Kingston
Brown (SC)	Flake	Kirk
Brown-Waite,	Forbes	Kline (MN)
Ginny	Fortenberry	Knollenberg
Buchanan	Fossella	Kuhl (NY)
Burgess	Fox	Lamborn
Burton (IN)	Franks (AZ)	Latham
Buyer	Frelinghuysen	LaTourette
Calvert	Gallegly	Lewis (CA)
Camp (MI)	Garrett (NJ)	Lewis (KY)
Campbell (CA)	Gilchrest	Linder
Cannon	Gillmor	LoBiondo
Capito	Gingrey	Lucas
Carter	Gohmert	Lungren, Daniel
Castle	Goode	E.
Chabot	Goodlatte	Mack
Coble	Granger	Manzullo
Cole (OK)	Graves	Marchant
Conaway	Hall (TX)	McCarthy (CA)
Cortney	Hastert	McCaul (TX)
Crenshaw	Hastings (WA)	McCotter
Cubin	Hayes	McCrery
Culberson	Heller	McHenry

So the previous question on the resolution was ordered.

The question being put, viva voce, Will the House agree to said resolution?

The SPEAKER pro tempore, Mrs. TAUSCHER, announced that the nays had it.

Mr. ARCURI demanded a recorded vote on agreeing to said resolution, which demand was supported by one-fifth of a quorum, so a recorded vote was ordered.

The vote was taken by electronic device.

It was decided in the { Yeas ..... 214 affirmative ..... } Nays ..... 193

¶77.11 [Roll No. 445] AYES—214

Abercrombie	Berry	Carnahan
Ackerman	Bishop (NY)	Carney
Aderholt	Blumenauer	Carson
Allen	Boren	Castor
Altmire	Boswell	Chandler
Andrews	Boucher	Clarke
Arcuri	Boyd (FL)	Clay
Baca	Boyd (KS)	Cleaver
Baird	Brady (PA)	Clyburn
Baldwin	Bralley (IA)	Cohen
Barrow	Brown, Corrine	Conyers
Bean	Butterfield	Cooper
Becerra	Capps	Costa
Berkley	Capuano	Costello
Berman	Cardoza	Cramer

So the resolution was agreed to. A motion to reconsider the vote whereby said resolution was agreed to was, by unanimous consent, laid on the table.

¶77.12 LUMBEE TRIBE OF NORTH CAROLINA

Mr. RAHALL, pursuant to House Resolution 465, called up for consideration the bill (H.R. 65) to provide for the recognition of the Lumbee Tribe of North Carolina, and for other purposes. Pending consideration of said bill.

Pursuant to House Resolution 465, the following amendment in the nature of a substitute recommended by the Committee on Natural Resources, printed in the bill, modified by the amendment printed in House Report 110-180, be considered as agreed to:

Strike out all after the enacting clause and insert:

SECTION 1. SHORT TITLE.  
SEC. 2. PREAMBLE.

The preamble to the Act of June 7, 1956 (70 Stat. 254), is amended as follows:

- (1) By striking "and" at the end of each clause.
- (2) By striking "": Now, therefore," at the end of the last clause and inserting a semicolon.
- (3) By adding at the end the following new clauses:

"Whereas the Lumbee Indians of Robeson and adjoining counties in North Carolina are descendants of coastal North Carolina Indian tribes, principally Cheraw, and have remained a distinct Indian community since the time of contact with white settlers;

"Whereas since 1885 the State of North Carolina has recognized the Lumbee Indians as an Indian tribe;

"Whereas in 1956 the Congress of the United States acknowledged the Lumbee Indians as an Indian tribe, but withheld from the Lumbee Tribe the benefits, privileges and immunities to which the Tribe and its members otherwise would have been entitled by virtue of the Tribe's status as a federally recognized tribe; and

“Whereas the Congress finds that the Lumbee Indians should now be entitled to full Federal recognition of their status as an Indian tribe and that the benefits, privileges and immunities that accompany such status should be accorded to the Lumbee Tribe: Now, therefore,”.

**SEC. 3. FEDERAL RECOGNITION.**

The Act of June 7, 1956 (70 Stat. 254), is amended as follows:

(1) By striking the last sentence of the first section.

(2) By striking section 2 and inserting the following new sections:

“Sec. 2. (a) Federal recognition is hereby extended to the Lumbee Tribe of North Carolina, as designated as petitioner number 65 by the Office of Federal Acknowledgement. All laws and regulations of the United States of general application to Indians and Indian tribes shall apply to the Lumbee Tribe of North Carolina and its members.

“(b) Notwithstanding the first section, any group of Indians in Robeson and adjoining counties, North Carolina, whose members are not enrolled in the Lumbee Tribe of North Carolina as determined under section 3(c), may petition under part 83 of title 25 of the Code of Federal Regulations for acknowledgement of tribal existence.

“SEC. 3. (a) The Lumbee Tribe of North Carolina and its members shall be eligible for all services and benefits provided to Indians because of their status as members of a federally recognized tribe. For the purposes of the delivery of such services, those members of the Tribe residing in Robeson, Cumberland, Hoke, and Scotland counties in North Carolina shall be deemed to be residing on or near an Indian reservation.

“(b) Upon verification by the Secretary of the Interior of a tribal roll under subsection (c), the Secretary of the Interior and the Secretary of Health and Human Services shall develop, in consultation with the Lumbee Tribe of North Carolina, a determination of needs and budget to provide the services to which members of the Tribe are eligible. The Secretary of the Interior and the Secretary of Health and Human Services shall each submit a written statement of such needs and budget to Congress after the tribal roll is verified.

“(c) For purposes of the delivery of Federal services, the tribal roll in effect on the date of the enactment of this section shall, subject to verification by the Secretary of the Interior, define the service population of the Tribe. The Secretary’s verification shall be limited to confirming compliance with the membership criteria set out in the Tribe’s constitution adopted on November 16, 2001, which verification shall be completed within 2 years after the date of the enactment of this section.

“SEC. 4. (a) Fee lands which the Tribe seeks to convey to the United States to be held in trust shall be treated by the Secretary of the Interior as ‘on-reservation’ trust acquisitions under part 151 of title 25 of the Code of Federal Regulations (or a successor regulation) if such lands are located within Robeson County, North Carolina.

“(b) The tribe may not conduct gaming activities as a matter of claimed inherent authority or under the authority of any Federal law, including the Indian Gaming Regulatory Act (25 U.S.C. 2701 et seq.) or under any regulations thereunder promulgated by the Secretary or the National Indian Gaming Commission.

“SEC. 5. (a) The State of North Carolina shall exercise jurisdiction over—

“(1) all criminal offenses that are committed on; and

“(2) all civil actions that arise on, lands located within the State of North Carolina that are owned by, or held in trust by the

United States for, the Lumbee Tribe of North Carolina, or any dependent Indian community of the Lumbee Tribe of North Carolina.

“(b) The Secretary of the Interior is authorized to accept on behalf of the United States, after consulting with the Attorney General of the United States any transfer by the State of North Carolina to the United States of any portion of the jurisdiction of the State of North Carolina described in paragraph (1) pursuant to an agreement between the Lumbee Tribe and the State of North Carolina. Such transfer of jurisdiction may not take effect until 2 years after the effective date of the agreement.

“(c) The provisions of this subsection shall not affect the application of section 109 of the Indian Child Welfare Act of 1978 (25 U.S.C. 1919).

“SEC. 6. There are authorized to be appropriated such sums as are necessary to carry out this Act.”.

When said bill was considered.

After debate,

Pursuant to House Resolution 465, the previous question was ordered on the bill and the committee amendment in the nature of a substitute, as modified.

The bill, as amended, was ordered to be engrossed and read a third time, was read a third time by title.

Mr. MCHENRY moved to recommit the bill to the Committee on Natural Resources with instructions to report the bill back to the House promptly with the following amendment:

At the end of the bill, add the following:

**SEC. 4. NO BAR TO ADMINISTRATIVE RECOGNITION.**

The Act of June 7, 1956 (70 Stat. 254), shall not be construed to constitute a bar to the consideration by the Assistant Secretary of the Interior for Indian Affairs of a petition of any group of Indians described in sections 2(a) and 2(b) of the Act of June 17, 1956 (70 Stat. 254), as amended by this Act, for recognition as an Indian Tribe.

**SEC. 5. EFFECTIVE DATE.**

The amendments made by this Act shall take effect on the date that the Assistant Secretary of the Interior for Indian Affairs approves the petition for Federal recognition as an Indian tribe by the Secretary of the Interior pursuant to part 83 of title 25, Code of Federal Regulations, submitted by the Lumbee Regional Development Association on December 17, 1987, and subsequently supplemented.

After debate,

By unanimous consent, the previous question was ordered on the motion to recommit with instructions.

The question being put, *viva voce*,

Will the House recommit said bill with instructions?

The SPEAKER pro tempore, Mr. SNYDER, announced that the nays had it.

Mr. MCHENRY objected to the vote on the ground that a quorum was not present and not voting.

A quorum not being present,

The roll was called under clause 6, rule XX, and the call was taken by electronic device.

When there appeared { Yeas ..... 152  
Nays ..... 237

¶77.13

[Roll No. 446]

YEAS—152

Akin	Ferguson	Murphy, Tim
Altmire	Flake	Myrick
Baca	Forbes	Neugebauer
Bachmann	Fortenberry	Nunes
Bachus	Fox	Paul
Barrett (SC)	Franks (AZ)	Pence
Bartlett (MD)	Frelinghuysen	Petri
Barton (TX)	Garrett (NJ)	Pitts
Bilbray	Gingrey	Price (GA)
Bilirakis	Goode	Putnam
Bishop (NY)	Goodlatte	Radanovich
Blunt	Granger	Ramstad
Boehner	Graves	Reichert
Bono	Hastert	Renzi
Boozman	Hensarling	Reynolds
Boren	Herger	Rogers (AL)
Boustany	Herseth Sandlin	Rogers (KY)
Brady (TX)	Hobson	Rogers (MI)
Brown (SC)	Hoekstra	Roskam
Brown-Waite,	Hulshof	Ross
Ginny	Inglis (SC)	Royce
Buchanan	Jindal	Ryan (WI)
Burgess	Johnson (IL)	Sali
Burton (IN)	Johnson, Sam	Saxton
Buyer	Jones (NC)	Schmidt
Camp (MI)	Jordan	Sensenbrenner
Carter	Keller	Sessions
Castle	Kennedy	Shays
Chabot	King (IA)	Shimkus
Coble	King (NY)	Shuler
Cole (OK)	Kingston	Shuster
Conaway	Kirk	Sires
Courtney	Kline (MN)	Smith (NE)
Crenshaw	Knollenberg	Smith (TX)
Cubin	Kuhl (NY)	Stearns
Culberson	Lamborn	Tanner
Davis (KY)	Lewis (CA)	Terry
Davis, David	LoBiondo	Tiahrt
Davis, Lincoln	Lucas	Turner
Davis, Tom	Lungren, Daniel	Upton
DeLauro	E.	Walberg
Dent	Mack	Walsh (NY)
Doolittle	Mahoney (FL)	Wamp
Drake	Manzullo	Weldon (FL)
Dreier	McCarthy (CA)	Westmoreland
Duncan	McCaul (TX)	Whitfield
Ehlers	McHenry	Wicker
English (PA)	McKeon	Wilson (SC)
Everett	McNerney	Wolf
Fallin	Mica	Young (FL)
Farr	Miller (FL)	
Feeney	Murphy (CT)	

NAYS—237

Abercrombie	Cleaver	Grijalva
Ackerman	Clyburn	Gutierrez
Aderholt	Cohen	Hall (NY)
Alexander	Conyers	Hall (TX)
Allen	Cooper	Hare
Andrews	Costa	Harman
Arcuri	Costello	Hayes
Baird	Cramer	Heller
Baldwin	Crowley	Higgins
Barrow	Cuellar	Hill
Bean	Cummings	Hinchee
Becerra	Davis (AL)	Hinojosa
Berkley	Davis (CA)	Hirono
Berry	Davis (IL)	Hodes
Biggert	Delahunt	Holt
Bishop (GA)	Diaz-Balart, L.	Honda
Bishop (UT)	Diaz-Balart, M.	Hoyer
Blumenauer	Dicks	Hunter
Bonner	Dingell	Inslee
Boswell	Doggett	Israel
Boucher	Donnelly	Jackson (IL)
Boyd (FL)	Edwards	Jackson-Lee
Boyda (KS)	Ellison	(TX)
Brady (PA)	Ellsworth	Johnson (GA)
Braley (IA)	Emanuel	Johnson, E. B.
Brown, Corrine	Emerson	Jones (OH)
Butterfield	Engel	Kanjorski
Cannon	Etheridge	Kaptur
Capito	Fattah	Kildee
Capps	Finner	Kilpatrick
Capuano	Frank (MA)	Kind
Cardoza	Giffords	Klein (FL)
Carnahan	Gilchrest	Kucinich
Carney	Gillibrand	Lampson
Carson	Gohmert	Langevin
Castor	Gonzalez	Lantos
Chandler	Gordon	Larsen (WA)
Clarke	Green, Al	Larson (CT)
Clay	Green, Gene	Latham

Table of names in three columns: LaTourette, Oberstar, Simpson, Cleaver, Kanjorski, Regula, McCaul (TX), Ramstad, Stearns, Lee, Obey, Skelton, Clyburn, Kaptur, Rehberg, McCotter, Reichert, Tanner, Levin, Olver, Slaughter, Coble, Kildee, McHenry, McHenry, Renzi, Terry, Lewis (GA), Pallone, Smith (WA), Cohen, Reynolds, McKeon, Rogers (AL), Tiahrt, Lewis (KY), Pascrell, Snyder, Conyers, Kind, Rodriguez, Mica, Rogers (KY), Turner, Linder, Pastor, Solis, Cooper, King (NY), Ros-Lehtinen, Miller (FL), Rogers (MI), Upton, Lipinski, Payne, Souder, Costa, Klein (FL), Murphy (CT), Roskam, Walberg, Loeb sack, Pearce, Space, Costello, Knollenberg, Ross, Murphy, Tim, Royce, Walsh (NY), Lowey, Perlmutter, Spratt, Cramer, Crowley, Lampson, Roybal-Allard, Ruppertsberger, Myrick, Ryan (WI), Wamp, Lynch, Peterson (MN), Stark, Cramley, Cubin, Langevin, Ruppertsberger, Rush, Neugebauer, Sali, Weller, Maloney (NY), Peterson (PA), Stupak, Cubin, Langevin, Rush, Paul, Saxton, Westmoreland, Marchant, Platts, Sutton, Cuellar, Lantos, Ryan (OH), Pence, Schmidt, Whitfield, Markey, Poe, Tauscher, Cummings, Davis (AL), Davis (CA), Davis (IL), Davis (KY), Davis, Lincoln, Delahunt, Diaz-Balart, L., Diaz-Balart, M., Dicks, Doggett, Donnelly, Doolittle, Edwards, Ellison, Mahoney (FL), Maloney (NY), Marchant, Markey, Marshall, Matheson, Matsui, Sherman, Simpson, Skelton, Slaughter, Smith (TX), Smith (WA), Snyder, Solis, Souder, Space, Spratt, Stark, Stupak, Meehan, Gohmert, Gonzalez, Gordon, Green, Al Green, Gene Grijalva, Gutierrez, Hall (TX), Hare, Harman, Hayes, Heller, Higgins, Hill, Hinchey, Hinojosa, Hirono, Hobson, Hodes, Holt, Pallone, Pascrell, Pastor, Payne, Pearce, Perlmutter, Peterson (MN), Peterson (PA), Platts, Price (NC), Rahall, Rangel, Akin, Culberson, Hensarling, Baca, Davis, David, Davis, Tom DeLauro, Dent, Inglis (SC), Jindal, Johnson (IL), Johnson, Sam Jones (NC), Jordan, Keller, Kennedy, King (IA), Kingston, Kirk, Kline (MN), Kuhl (NY), Lamborn, LoBiondo, Lucas, Lungren, Daniel E. Mack, Manzullo, McCarthy (CA), Baker, Gillmor, Nadler, Berman, Hastings (FL), Blackburn, Hastings (WA), Ortiz, Calvert, Holden, Pickering, Campbell (CA), Hooley, Pomeroy, Cantor, Issa, Porter, Davis, Jo Ann, Jefferson, Rohrabacher, Deal (GA), Kagen, Shadegg, DeFazio, LaHood, Lofgren, Zoe, DeGette, McMorris, Smith (NJ), Doyle, Rodgers, Sullivan, Eshoo, McNulty, Tancredo, Fossella, Miller, Gary, Thompson (CA), Gallegly, Moran (KS), Tiberi, Gerlach, Moran (KS), Walden (OR), Murphy, Patrick, Nadler, Napolitano, Ortiz, Pickering, Pomeroy, Porter, Pryce (OH), Rohrabacher, Shadegg, Smith (NJ), Sullivan, Tancredo, Thompson (CA), Tiberi, Walden (OR)

NOT VOTING—48

NOT VOTING—43

Table of names under NOT VOTING—43: Baker, Gillmor, Nadler, Berman, Hastings (FL), Blackburn, Hastings (WA), Ortiz, Calvert, Holden, Pickering, Campbell (CA), Hooley, Pomeroy, Cantor, Issa, Porter, Davis, Jo Ann, Jefferson, Rohrabacher, Deal (GA), Kagen, Shadegg, DeFazio, LaHood, Lofgren, Zoe, DeGette, McMorris, Smith (NJ), Doyle, Rodgers, Sullivan, Eshoo, McNulty, Tancredo, Fossella, Miller, Gary, Thompson (CA), Gallegly, Moran (KS), Tiberi, Gerlach, Moran (KS), Walden (OR)

So the motion to recommit with instructions was not agreed to.

The question being put, viva voce, Will the House pass said bill?

The SPEAKER pro tempore, Mr. SNYDER, announced that the yeas had it.

Mr. Tom DAVIS of Virginia demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The vote was taken by electronic device.

It was decided in the affirmative { Yeas ..... 256 Nays ..... 128

¶77.14 [Roll No. 447]

YEAS—256

Table of names under YEAS—256: Abercrombie, Berkley, Brown, Corrine, Ackerman, Berry, Butterfield, Aderholt, Biggert, Cannon, Alexander, Bishop (GA), Capito, Allen, Bishop (UT), Capps, Altmire, Blumenauer, Capuano, Andrews, Bonner, Cardoza, Arcuri, Boswell, Carnahan, Bachus, Boucher, Carney, Baird, Boyd (FL), Carson, Baldwin, Boyda (KS), Castor, Barrow, Brady (PA), Chabot, Bartlett (MD), Brady (TX), Chandler, Bean, Braley (IA), Clarke, Becerra, Brown (SC), Clay

NOT VOTING—48

Table of names under NOT VOTING—48: Baker, Gillmor, Nadler, Berman, Hastings (FL), Blackburn, Hastings (WA), Ortiz, Calvert, Holden, Pickering, Campbell (CA), Hooley, Pomeroy, Cantor, Issa, Porter, Davis, Jo Ann, Jefferson, Rohrabacher, Deal (GA), Kagen, Shadegg, DeFazio, LaHood, Lofgren, Zoe, DeGette, McMorris, Smith (NJ), Doyle, Rodgers, Sullivan, Eshoo, McNulty, Tancredo, Fossella, Miller, Gary, Thompson (CA), Gallegly, Moran (KS), Tiberi, Gerlach, Moran (KS), Walden (OR), Murphy, Patrick, Nadler, Napolitano, Ortiz, Pickering, Pomeroy, Porter, Pryce (OH), Rohrabacher, Shadegg, Smith (NJ), Sullivan, Tancredo, Thompson (CA), Tiberi, Walden (OR)

NAYS—128

Table of names under NAYS—128: Akin, Culberson, Hensarling, Baca, Davis, David, Davis, Tom DeLauro, Dent, Inglis (SC), Jindal, Johnson (IL), Johnson, Sam Jones (NC), Jordan, Keller, Kennedy, King (IA), Kingston, Kirk, Kline (MN), Kuhl (NY), Lamborn, LoBiondo, Lucas, Lungren, Daniel E. Mack, Manzullo, McCarthy (CA)

So the bill was passed.

A motion to reconsider the vote whereby said bill was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said bill.

¶77.15 CALENDAR WEDNESDAY BUSINESS DISPENSED WITH

On motion of Mr. HOYER, by unanimous consent,

Ordered, That business in order for consideration on Wednesday, June 13, 2007, under clause 6, rule XV, the Calendar Wednesday rule, be dispensed with.

¶77.16 HOUR OF MEETING

On motion of Mr. HOYER, by unanimous consent,

Ordered, That when the House adjourns today on Thursday, June 7, 2007, it adjourn to meet at 4 p.m. on Friday, June 8, 2007, and further, when the House adjourns on that day, it adjourn to meet at 12:30 p.m. on Monday, June 11, 2007, for morning hour debate.

¶77.17 COMMUNICATION REGARDING SUBPOENA

The SPEAKER pro tempore, Mr. PERLMUTTER, laid before the House the following communication from Randolph Harrison, Chief of Staff, office of the Honorable Lois Capps:

CONGRESS OF THE UNITED STATES, HOUSE OF REPRESENTATIVES, Washington, DC, June 6, 2007.

Hon. NANCY PELOSI, Speaker, House of Representatives, Washington, DC.

DEAR MADAM SPEAKER: This is to notify you formally, pursuant to Rule VIII of the Rules of the U.S. House of Representatives, that I have been served with a subpoena, issued by the Superior Court of California of Santa Barbara, for documents in a civil case.

After consultation with the Office of General Counsel, I have determined that compliance with the subpoena is consistent with the precedents and privileges of the House.

Sincerely,

RANDOLPH HARRISON,  
*Chief of Staff.*

¶77.18 SENATE ENROLLED BILL SIGNED

The SPEAKER announced her signature to an enrolled bill of the Senate of the following title:

S. 5. An Act to amend the Public Health Service Act to provide for human embryonic stem cell research.

¶77.19 LEAVE OF ABSENCE

By unanimous consent, leave of absence was granted—

To Mr. CONYERS, for today until noon;

To Mr. DEFAZIO, for today after 4:30 p.m.;

To Mr. GERLACH, for today after 2:30 p.m.;

To Mrs. JONES of Ohio, for June 6 after 3:30 p.m.;

To Mr. MCNULTY, for today after 3:00 p.m.; and

To Mr. Gary G. MILLER of California, for today after 3:40 p.m.

And then,

¶77.20 ADJOURNMENT

On motion of Mr. KING of Iowa, pursuant to the previous order of the House, at 7 o'clock and 43 minutes p.m., the House adjourned until 4 p.m. on Friday, June 8, 2007.

¶77.21 PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XII, public bills and resolutions were introduced and severally referred, as follows:

By Mr. CROWLEY:

H.R. 2604. A bill to provide financial and other support to the United Nations Population Fund to carry out activities to save women's lives, limit the incidence of abortion and maternal mortality associated with unsafe abortion, promote universal access to safe and reliable family planning, and assist women, children, and men in developing countries to live better lives; to the Committee on Foreign Affairs.

By Mr. PAUL (for himself, Mr. ABERCROMBIE, Mr. DUNCAN, Mr. JONES of North Carolina, Mr. DELAHUNT, Mr. GILCHREST, Mr. NEAL of Massachusetts, Mr. MEEHAN, Mr. MICHAUD, Ms. KAPTUR, Mr. ELLISON, and Mrs. BOYDA of Kansas):

H.R. 2605. A bill to establish a sunset for the Authorization for Use of Military Force Against Iraq Resolution of 2002 (Public Law 107-243); to the Committee on Foreign Affairs.

By Mr. RUSH (for himself, Mrs. EMERSON, and Mr. STUPAK):

H.R. 2606. A bill to amend section 340B of the Public Health Service Act to revise and expand the drug discount program under that section to improve the provision of discounts on drug purchases for certain safety net providers; to the Committee on Energy and Commerce.

By Mr. McDERMOTT:

H.R. 2607. A bill to amend the Internal Revenue Code of 1986 to regulate internet gambling; to the Committee on Ways and Means.

By Mr. McDERMOTT (for himself, Mr. WELLER, Mr. STARK, Mr. ENGLISH of

Pennsylvania, Mr. LEVIN, Mr. NEAL of Massachusetts, Mr. MCNULTY, Mr. BECERRA, and Mr. BLUMENAUER):

H.R. 2608. A bill to amend section 402 of the Personal Responsibility and Work Opportunity Reconciliation Act of 1996 to provide, in fiscal years 2008 through 2010, extensions of supplemental security income for refugees, asylees, and certain other humanitarian immigrants, and to amend the Internal Revenue Code to collect unemployment compensation debts resulting from fraud; to the Committee on Ways and Means.

By Mr. YARMUTH:

H.R. 2609. A bill to require the establishment of a task force to identify and disseminate evidence-based educational strategies and promising best practices to improve the quality of learning for individuals with autism in grades K-12; to the Committee on Education and Labor.

By Mr. WEXLER:

H.R. 2610. A bill to amend subchapter IV of chapter 53 of title 31, United States Code, and section 1084 of title 18 of such Code to clarify the applicability of such provisions to games of skill, and establish certain requirements with respect to such games, and for other purposes; to the Committee on Financial Services, and in addition to the Committees on the Judiciary, and Energy and Commerce, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mrs. DAVIS of California (for herself, Mr. ROGERS of Michigan, Mr. ETHERIDGE, Mr. PAYNE, Ms. CORRINE BROWN of Florida, Mr. DAVIS of Illinois, Mr. SCHIFF, and Ms. McCOLLUM of Minnesota):

H.R. 2611. A bill to amend the Elementary and Secondary Education Act of 1965 to strengthen mentoring programs, and for other purposes; to the Committee on Education and Labor.

By Mrs. DAVIS of California (for herself, Mrs. CAPPS, Mr. LOEBACK, Mrs. BOYDA of Kansas, Ms. GIFFORDS, Ms. JACKSON-LEE of Texas, Mr. CHANDLER, and Ms. LORETTA SANCHEZ of California):

H.R. 2612. A bill to improve mental health care for wounded members of the Armed Forces, and for other purposes; to the Committee on Armed Services.

By Mr. ABERCROMBIE (for himself and Ms. HIRONO):

H.R. 2613. A bill to amend the Internal Revenue Code of 1986 to exclude from gross income gain on the sale of certain residential leased-fee interests to holders of the leasehold rights; to the Committee on Ways and Means.

By Mr. CALVERT (for himself and Mr. LEWIS of California):

H.R. 2614. A bill to amend the Reclamation Wastewater and Groundwater Study and Facilities Act to authorize the Secretary of the Interior to participate in certain water projects in California; to the Committee on Natural Resources.

By Mr. CUMMINGS:

H.R. 2615. A bill to amend title 10, United States Code, to repeal the limitation on the authority of the Department of Defense to issue security clearances for certain persons; to the Committee on Armed Services.

By Ms. DeLAURO (for herself and Mr. COURTNEY):

H.R. 2616. A bill to promote public-private partnerships to strengthen investment in early childhood development for children from birth to entry into kindergarten in order to ensure healthy development and school readiness for all children; to the Committee on Education and Labor.

By Mr. EMANUEL (for himself, Mr. TIERNEY, Mr. DAVIS of Illinois, Mr.

EHLERS, Mr. ETHERIDGE, Mr. BUTTERFIELD, Mr. MCGOVERN, Ms. JACKSON-LEE of Texas, and Mr. JEFFERSON):

H.R. 2617. A bill to direct the Secretary of Education to make grants to high-need local educational agencies to establish teaching residency programs; to the Committee on Education and Labor.

By Ms. HIRONO (for herself and Mr. ABERCROMBIE):

H.R. 2618. A bill to direct the Secretary of the Interior to study the suitability and feasibility of designating certain lands along the northern coast of Maui, Hawaii, as a unit of the National Park System; to the Committee on Natural Resources.

By Mr. JOHNSON of Illinois (for himself, Mr. SHIMKUS, and Mr. ROSKAM):

H.R. 2619. A bill to direct the Secretary of Transportation to make a grant for the establishment and operation of an ethanol anti-idling power unit research program; to the Committee on Science and Technology.

By Mr. MARSHALL:

H.R. 2620. A bill to end the use of child soldiers in hostilities around the world, and for other purposes; to the Committee on Foreign Affairs.

By Mrs. MCCARTHY of New York (for herself and Mr. PORTER):

H.R. 2621. A bill to amend the Higher Education Act of 1965 to expand the loan forgiveness program for teachers, to provide a loan forgiveness program for nurses, and for other purposes; to the Committee on Education and Labor.

By Mrs. MCCARTHY of New York:

H.R. 2622. A bill to amend title I of the Employee Retirement Income Security Act of 1974 to require de novo review of claims determinations made by employee benefit plans; to the Committee on Education and Labor.

By Mr. MILLER of Florida:

H.R. 2623. A bill to amend title 38, United States Code, to prohibit the collection of copayments for all hospice care furnished by the Department of Veterans Affairs; to the Committee on Veterans' Affairs.

By Ms. NORTON:

H.R. 2624. A bill to amend the Public Health Service Act to provide eligibility to the District of Columbia for the State Loan Repayment Program; to the Committee on Energy and Commerce.

By Mr. PALLONE (for himself and Mr. ALLEN):

H.R. 2625. A bill to prohibit the commercial harvesting of Atlantic striped bass in the coastal waters and the exclusive economic zone; to the Committee on Natural Resources.

By Mr. PRICE of Georgia:

H.R. 2626. A bill to provide for incentives to encourage health insurance coverage, and for other purposes; to the Committee on Ways and Means, and in addition to the Committees on Energy and Commerce, Education and Labor, Oversight and Government Reform, and the Judiciary, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. PAYNE (for himself, Mr. GARRETT of New Jersey, Mr. PALLONE, Mr. SIRES, Mr. ROTHMAN, Mr. ANDREWS, and Mr. SMITH of New Jersey):

H.R. 2627. A bill to establish the Thomas Edison National Historical Park in the State of New Jersey as the successor to the Edison National Historic Site; to the Committee on Natural Resources.

By Mr. PRICE of North Carolina:

H.R. 2628. A bill to amend title 3, United States Code, to extend the date provided for the meeting of electors of the President and Vice President in the States and the date

provided for the joint session of Congress held for the counting of electoral votes, and for other purposes; to the Committee on House Administration.

By Mr. PUTNAM:

H.R. 2629. A bill to restore import and entry agricultural inspection functions to the Department of Agriculture; to the Committee on Agriculture, and in addition to the Committee on Homeland Security, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. SCHIFF (for himself, Mr. CASTLE, Mr. HOYER, Mr. PLATTS, Mr. CLYBURN, Mr. EMANUEL, Mr. LARSON of Connecticut, Mr. VAN HOLLEN, and Ms. SLAUGHTER):

H.R. 2630. A bill to amend the Federal Election Campaign Act of 1971 to prohibit authorized committees and leadership PACs of a candidate or an individual holding Federal office from making payments to the candidate's or individual's spouse, to require such committees and PACs to report on disbursements made to the immediate family members of the candidate or individual, and for other purposes; to the Committee on House Administration.

By Mr. SCHIFF (for himself, Mr. LANGEVIN, Mr. ISRAEL, Mr. SHAYS, and Mr. THORNBERRY):

H.R. 2631. A bill to strengthen efforts in the Department of Homeland Security to develop nuclear forensics capabilities to permit attribution of the source of nuclear material; to the Committee on Homeland Security, and in addition to the Committee on Foreign Affairs, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. UDALL of New Mexico:

H.R. 2632. A bill to establish the Sabinoso Wilderness Area in San Miguel County, New Mexico, and for other purposes; to the Committee on Natural Resources.

By Mr. UDALL of New Mexico (for himself, Mr. MORAN of Virginia, and Mr. MCGOVERN):

H.R. 2633. A bill to improve the health of Americans and reduce health care costs by reorienting the Nation's health care system toward prevention, wellness, and self care; to the Committee on Energy and Commerce, and in addition to the Committees on Ways and Means, Education and Labor, Oversight and Government Reform, House Administration, and Transportation and Infrastructure, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Ms. WATERS (for herself, Mr. BACHUS, Mrs. MALONEY of New York, Mr. GUTIERREZ, Mr. PAYNE, Ms. LEE, and Mr. CLEAVER):

H.R. 2634. A bill to provide for greater responsibility in lending and expanded cancellation of debts owed to the United States and the international financial institutions by low-income countries, and for other purposes; to the Committee on Financial Services.

By Mr. WAXMAN:

H.R. 2635. A bill to reduce the Federal Government's contribution to global warming through measures that promote efficiency in the Federal Government's management and operations, and for other purposes; to the Committee on Oversight and Government Reform, and in addition to the Committees on Energy and Commerce, Armed Services, Transportation and Infrastructure, Natural Resources, and Agriculture, for a period to be subsequently determined by the Speaker, in each case for consideration of such provi-

sions as fall within the jurisdiction of the committee concerned.

By Mrs. WILSON of New Mexico (for herself and Mr. WELCH of Vermont):

H.R. 2636. A bill to amend the Public Health Service Act to revise the amount of minimum allotments under the Projects for Assistance in Transition from Homelessness program; to the Committee on Energy and Commerce.

By Ms. LEE (for herself, Mrs. CHRISTENSEN, Mrs. JONES of Ohio, Ms. CLARKE, Mr. SERRANO, Mr. FORTUÑO, and Mr. RANGEL):

H. Con. Res. 166. Concurrent resolution supporting the goals and ideals of National Caribbean American HIV/AIDS Awareness Day, and for other purposes; to the Committee on Energy and Commerce.

By Ms. PRYCE of Ohio (for herself, Mr. VAN HOLLEN, Mr. MCCAUL of Texas, and Mr. SESTAK):

H. Res. 470. A resolution supporting efforts to increase childhood cancer awareness, treatment, and research; to the Committee on Energy and Commerce.

By Ms. LORETTA SANCHEZ of California (for herself, Mr. GARY G. MILLER of California, Mr. ROHRBACHER, Mr. ROYCE, Mr. CAMPBELL of California, and Mr. CALVERT):

H. Res. 471. A resolution congratulating the National Hockey League Champions, the Anaheim Ducks, on their victory in the 2007 Stanley Cup Finals; to the Committee on Oversight and Government Reform.

By Mr. TIAHRT:

H. Res. 472. A resolution congratulating and commending the Wichita State University women's bowling team for winning the 2007 United States Bowling Congress Intercollegiate Bowling National Championship; to the Committee on Education and Labor.

#### ¶77.22 MEMORIALS

Under clause 3 of rule XII, memorials were presented and referred as follows:

77. The SPEAKER presented a memorial of the Senate of the State of Rhode Island, relative to Senate Resolution No. 363 memorializing the Congress of the United States to fulfill its commitment to forty percent federal funding in its reauthorization of the Individuals with Disabilities Education Act; to the Committee on Education and Labor.

78. Also, a memorial of the Legislature of the State of Maine, relative to House Joint Resolution No. 1318 memorializing the President of the United States and the Congress of the United States to enact the Lyme and Tick-Borne Disease Prevention, Education, and Research Act of 2007; to the Committee on Energy and Commerce.

#### ¶77.23 ADDITIONAL SPONSORS

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

H.R. 77: Mr. GARY G. MILLER of California and Mr. MCCOTTER.

H.R. 111: Mr. MELANCON, Mr. ALTMIRE, and Mr. NADLER.

H.R. 197: Ms. EDDIE BERNICE JOHNSON of Texas.

H.R. 234: Mr. HONDA.

H.R. 260: Mr. WALSH of New York, Mr. WALBERG, and Mr. CAMP of Michigan.

H.R. 281: Ms. Norton, Ms. SUTTON, Mr. CLAY, Mrs. MALONEY of New York, and Mr. MCINTYRE.

H.R. 282: Mr. RUSH.

H.R. 303: Mr. ABERCROMBIE and Mr. BISHOP of Georgia.

H.R. 369: Mr. JOHNSON of Georgia.

H.R. 406: Mr. BISHOP of Georgia, Mr. FALCOMA, Mr. WYNN, Ms. CORRINE BROWN of Florida, Mr. ISRAEL, Ms. HERSETH

SANDLIN, Mr. ARCURI, Mr. DONNELLY, Mr. CLAY, and Mr. SHAYS.

H.R. 436: Mr. GILLMOR.

H.R. 464: Ms. GIFFORDS.

H.R. 502: Mr. MCGOVERN.

H.R. 503: Mr. GUTIERREZ, Mr. BRADY of Pennsylvania, and Ms. SUTTON.

H.R. 539: Mr. WALSH of New York.

H.R. 543: Mr. HOLDEN, Mr. BARROW, Mr. SALAZAR, and Ms. HERSETH SANDLIN.

H.R. 551: Mr. LEWIS of California and Mr. SMITH of Texas.

H.R. 552: Mr. LARSEN of Washington, Ms. ZOE LOFGREN of California, Mr. WALZ of Minnesota, Mr. MEEHAN, Mr. PETERSON of Minnesota, Mr. ELLISON, Mr. MCGOVERN, Ms. HOOLEY, and Mr. BARTLETT of Maryland.

H.R. 553: Mr. KAGEN and Ms. MCCOLLUM of Minnesota.

H.R. 583: Mr. BURTON of Indiana, Mr. JEFFERSON, and Mr. CARNAHAN.

H.R. 604: Mr. KIRK.

H.R. 640: Mr. BAKER.

H.R. 643: Mr. CAMP of Michigan and Mr. MORAN of Virginia.

H.R. 645: Mr. LANGEVIN.

H.R. 677: Mr. JONES of North Carolina, Mr. GORDON, and Mr. LOBIONDO.

H.R. 685: Ms. SLAUGHTER and Mr. SNYDER.

H.R. 687: Ms. SHEA-PORTER and Mr. PETERSON of Minnesota.

H.R. 728: Mr. ALEXANDER.

H.R. 741: Mr. SMITH of Washington.

H.R. 743: Mr. FOSSELLA, Mr. PALLONE, Mr. SHIMKUS, Mr. ROSKAM, Mr. BOUSTANY, Mr. MEEK of Florida, and Mr. COBLE.

H.R. 748: Mr. LUCAS, Mr. FILNER, Mr. UDALL of Colorado, and Ms. GIFFORDS.

H.R. 777: Ms. ZOE LOFGREN of California, Mr. WEXLER, and Mr. BISHOP of New York.

H.R. 791: Mr. JOHNSON of Illinois and Mr. PENCE.

H.R. 801: Mr. RUSH.

H.R. 849: Mr. SOUDER.

H.R. 850: Mr. SOUDER.

H.R. 864: Ms. SCHWARTZ.

H.R. 881: Mrs. CUBIN.

H.R. 891: Ms. SUTTON.

H.R. 900: Ms. BERKLEY and Mr. RADANOVICH.

H.R. 917: Mr. COSTELLO.

H.R. 943: Mr. REICHERT.

H.R. 969: Ms. LEE, Mr. COURTNEY, Mr. KUCINICH, Mr. PERLMUTTER, and Mr. MICHAUD.

H.R. 971: Mr. SARBANES.

H.R. 997: Mr. WALSH of New York.

H.R. 1043: Mr. ALLEN.

H.R. 1055: Mr. SMITH of Washington.

H.R. 1061: Ms. SHEA-PORTER.

H.R. 1063: Mr. CAMP of Michigan.

H.R. 1064: Mr. BUYER and Mr. LATHAM.

H.R. 1069: Mr. CUELLAR.

H.R. 1088: Mr. LINCOLN DAVIS of Tennessee.

H.R. 1091: Mr. BONNER.

H.R. 1120: Mr. CALVERT, Mr. WELLER, Mrs. MILLER of Michigan, and Mr. TURNER.

H.R. 1125: Ms. BERKLEY and Mr. ALTMIRE.

H.R. 1147: Mr. MEEK of Florida.

H.R. 1154: Mr. OLVER and Mr. CUELLAR.

H.R. 1157: Mr. SARBANES, Ms. GIFFORDS, and Mr. JEFFERSON.

H.R. 1193: Mr. MILLER of North Carolina, Mr. WEXLER, Mrs. JO ANN DAVIS of Virginia, Mr. MOORE of Kansas, Mr. POMEROY, Mr. TURNER, Mr. SIREN, Mr. JINDAL, Mr. BRALEY of Iowa, Mr. MEEK of Florida, Mr. BARTLETT of Maryland, Mr. GERLACH, Mr. NUNES, and Ms. JACKSON-LEE of Texas.

H.R. 1194: Mrs. NAPOLITANO and Mr. CAMP of Michigan.

H.R. 1222: Mr. HINCHEY.

H.R. 1223: Mr. HINCHEY.

H.R. 1230: Mr. KUCINICH.

H.R. 1240: Ms. WOOLSEY.

H.R. 1245: Mr. SHIMKUS.

H.R. 1246: Ms. SUTTON.

H.R. 1247: Mr. DAVIS of Illinois.

H.R. 1280: Mr. NADLER.



- H.R. 1302: Mr. FILNER.  
H.R. 1303: Mr. RUPPERSBERGER.  
H.R. 1320: Mr. NADLER.  
H.R. 1338: Mr. BISHOP of Georgia, Mr. CRAMER, Mr. BERRY, Mr. FATTAH, Mr. KIND, Mr. MARKEY, Ms. KAPTUR, and Mr. CHANDLER.  
H.R. 1380: Mr. MANZULLO.  
H.R. 1395: Mr. BARTLETT of Maryland.  
H.R. 1399: Mr. MICA, Mr. STEARNS, Mr. CAMP of Michigan, and Mr. JINDAL.  
H.R. 1414: Mr. DAVIS of Illinois.  
H.R. 1416: Mr. MCINTYRE.  
H.R. 1419: Ms. SLAUGHTER.  
H.R. 1420: Mr. WEINER and Ms. SLAUGHTER.  
H.R. 1422: Mr. ELLISON, Mr. HONDA, Mr. SIREs, and Ms. WOOLSEY.  
H.R. 1428: Mr. ROGERS of Alabama.  
H.R. 1459: Mr. KUHL of New York, Mr. MICA, Mr. ETHERIDGE, Mr. SHIMKUS, and Mr. CARNAHAN.  
H.R. 1461: Mr. SCOTT of Virginia.  
H.R. 1464: Mrs. DAVIS of California and Mr. PLATTS.  
H.R. 1497: Mr. BERMAN.  
H.R. 1498: Mr. OBERSTAR.  
H.R. 1506: Mr. CLAY and Mr. PERLMUTTER.  
H.R. 1507: Mr. MILLER of North Carolina and Mr. McNULTY.  
H.R. 1535: Mrs. MALONEY of New York, and Ms. ZOE LOFGREN of California.  
H.R. 1537: Mr. ISSA and Mr. ROSKAM.  
H.R. 1541: Ms. NORTON.  
H.R. 1552: Mr. WALSH of New York, Mr. ROTHMAN, Mr. ABERCROMBIE, Mr. BLUMENAUER, Mr. DUNCAN, Mr. MARIO DIAZ-BALART of Florida, Mr. FILNER, and Mr. LATOURETTE.  
H.R. 1567: Mr. CARNAHAN.  
H.R. 1584: Mr. SIREs, Mr. KUHL of New York, Mr. REHBERG, Mr. HAYES, Mr. COURTNEY, Mr. FORBES, Mr. COLE of Oklahoma, Mr. YARMUTH, Mr. SALL, Mr. BRADY of Texas, Mr. PETERSON of Minnesota, and Mr. RYAN of Ohio.  
H.R. 1588: Mr. JEFFERSON.  
H.R. 1589: Mr. STEARNS.  
H.R. 1610: Mr. WALBERG.  
H.R. 1649: Mr. JOHNSON of Illinois.  
H.R. 1653: Mr. KUCINICH, Mr. ROTHMAN, and Mr. CARNAHAN.  
H.R. 1663: Mr. JEFFERSON and Mr. PETERSON of Minnesota.  
H.R. 1667: Ms. NORTON.  
H.R. 1679: Mr. MEEK of Florida.  
H.R. 1713: Ms. WATSON and Mr. GRIJALVA.  
H.R. 1729: Mr. McCOTTER.  
H.R. 1732: Mr. JOHNSON of Georgia.  
H.R. 1742: Mr. ROHRBACHER.  
H.R. 1754: Mrs. BOYDA of Kansas, Ms. HIRONO, Ms. BEAN, Mr. BAIRD, Mr. STARK, Mr. MATHESON, and Mr. WILSON of Ohio.  
H.R. 1761: Mr. ALEXANDER.  
H.R. 1772: Mr. WYNN.  
H.R. 1774: Mr. PETERSON of Minnesota, Mr. PAUL, Mr. ENGLISH of Pennsylvania, Mr. CONAWAY, Mr. SHIMKUS, and Mr. GERLACH.  
H.R. 1781: Ms. SOLIS, Mr. VAN HOLLEN, Mr. BOUCHER, Mr. ABERCROMBIE, and Mr. PETERSON of Minnesota.  
H.R. 1797: Mr. MANZULLO and Mr. DOOLITTLE.  
H.R. 1801: Mr. FILNER and Mr. SMITH of Washington.  
H.R. 1813: Mr. AL GREEN of Texas.  
H.R. 1814: Mr. BARTLETT of Maryland.  
H.R. 1821: Mr. FORTENBERRY and Mr. DEFazio.  
H.R. 1845: Mr. DAVID DAVIS of Tennessee, Mr. GILLMOR, Mr. PETERSON of Minnesota, Mr. WAMP, Mr. McNULTY, Mrs. MUSGRAVE, and Mr. AKIN.  
H.R. 1850: Mr. DAVIS of Illinois, Mr. PETERSON of Minnesota, and Mr. MEEKS of New York.  
H.R. 1852: Mr. MARKEY.  
H.R. 1872: Mr. UDALL of Colorado, Ms. SUTTON, and Ms. JACKSON-LEE of Texas.  
H.R. 1875: Ms. FALLIN.  
H.R. 1881: Ms. BALDWIN, Mr. TURNER, Mr. WALZ of Minnesota, and Mr. CARNEY.  
H.R. 1893: Ms. SCHAKOWSKY.  
H.R. 1926: Mr. GORDON, Mr. RAMSTAD, and Mr. TIERNEY.  
H.R. 1938: Mr. ALLEN.  
H.R. 1941: Mr. McCOTTER.  
H.R. 1943: Mr. NADLER, Mr. RANGEL, and Mr. FORTUÑO.  
H.R. 1952: Mr. JOHNSON of Georgia, Mr. ALEXANDER, and Mr. BURTON of Indiana.  
H.R. 1957: Mr. BLUMENAUER, Mr. HONDA, Mr. FILNER, and Ms. BALDWIN.  
H.R. 1959: Mrs. CUBIN and Mr. JONES of North Carolina.  
H.R. 1968: Mr. WAXMAN, Ms. HIRONO, Ms. SCHAKOWSKY, Mr. RUSH, Mrs. CAPPS, Mr. TOWNS, Mr. ALLEN, and Mr. CLEAVER.  
H.R. 1971: Mr. RANGEL.  
H.R. 1983: Mr. GILLMOR.  
H.R. 1985: Mr. JOHNSON of Georgia.  
H.R. 1992: Mr. EDWARDS, Mr. WILSON of Ohio, and Mr. GORDON.  
H.R. 2015: Mr. SERRANO, Mr. THOMPSON of California, Mr. SMITH of Washington, Ms. BEAN, and Ms. GIFFORDS.  
H.R. 2017: Mr. TIERNEY.  
H.R. 2038: Mr. DEAL of Georgia.  
H.R. 2039: Mr. MOORE of Kansas.  
H.R. 2040: Mr. COHEN, Mr. TOWNS, and Mr. HINCHHEY.  
H.R. 2046: Mr. FILNER, Mr. BERMAN, and Mr. MCGOVERN.  
H.R. 2052: Mr. WAXMAN and Mr. ALLEN.  
H.R. 2053: Mr. FRANK of Massachusetts and Mr. ROGERS of Alabama.  
H.R. 2054: Mr. DOGGETT.  
H.R. 2060: Mr. LYNCH and Mrs. BOYDA of Kansas.  
H.R. 2063: Mr. ALLEN, Mr. HALL of New York, Mr. YARMUTH, Ms. SUTTON, and Mr. CARNAHAN.  
H.R. 2064: Ms. BALDWIN, Mr. LARSEN of Washington, Mr. WEXLER, Mr. WEINER, Mr. COURTNEY, and Mr. FRANK of Massachusetts.  
H.R. 2074: Mr. WALSH of New York.  
H.R. 2084: Mr. CAMP of Michigan, Mr. SALL, and Mrs. MUSGRAVE.  
H.R. 2091: Mr. HOLDEN.  
H.R. 2095: Mr. HINOJOSA.  
H.R. 2102: Mr. REYNOLDS, Ms. ZOE LOFGREN of California, Mr. GENE GREEN of Texas, Mr. GUTIERREZ and Mr. COURTNEY.  
H.R. 2111: Mr. SHAYS.  
H.R. 2122: Mr. ABERCROMBIE and Mr. TIERNEY.  
H.R. 2125: Mr. KAGEN and Mr. HINOJOSA.  
H.R. 2126: Mr. WALZ of Minnesota.  
H.R. 2129: Ms. LINDA T. SÁNCHEZ of California, Mr. MILLER of North Carolina, and Mr. MARKEY.  
H.R. 2138: Mr. FILNER, Mr. DOYLE, Ms. MATSUI, Mrs. MILLER of Michigan, Mr. MCGOVERN, Mr. WILSON of South Carolina, Mr. BUCHANAN, Mr. LATOURETTE, Mr. TERRY, Mr. PUTNAM, Mr. McCOTTER, Mr. HAYES, Mr. BARTLETT of Maryland, and Mr. MANZULLO.  
H.R. 2159: Mr. PETERSON of Minnesota.  
H.R. 2165: Mr. SHERMAN, Ms. LEE, Mr. PASCRELL, Mr. CLEAVER, Mr. DICKS, Mr. SCOTT of Virginia, Ms. HERSETH Sandlin, Mr. WAXMAN, Mr. SALAZAR, Mr. STUPAK, Mr. YOUNG of Alaska, Mr. BACHUS, Ms. WASSERMAN SCHULTZ, Mr. KILDEE, Mr. ISRAEL, Mr. HINOJOSA, Mr. ACKERMAN, Mr. CLAY, Ms. WATERS, Mr. BACA, Mr. BARROW, Mr. DINGELL, Mr. SHIMKUS, Mr. KENNEDY, Mr. JACKSON of Illinois, Ms. SCHAKOWSKY, Mr. EDWARDS, Mr. KIND, Mrs. TAUSCHER, Mr. DAVIS of Alabama, Ms. KAPTUR, Mr. HODES, Mr. GENE GREEN of Texas, Mrs. JONES of Ohio, Ms. MOORE of Wisconsin, Mr. ELLISON, and Mr. NEAL of Massachusetts.  
H.R. 2183: Mr. WESTMORELAND, Mr. BUCHANAN, Mr. BURTON of Indiana, Mr. LEWIS of Kentucky, and Mr. MILLER of Florida.  
H.R. 2211: Ms. JACKSON-LEE of Texas, Ms. MCCOLLUM of Minnesota, and Mr. WU.  
H.R. 2230: Mr. FORBES.  
H.R. 2231: Mr. COSTELLO, Mr. PETERSON of Minnesota, and Mr. DAVID DAVIS of Tennessee.  
H.R. 2234: Ms. BERKLEY and Mr. WEXLER.  
H.R. 2253: Mr. MANZULLO.  
H.R. 2265: Mr. SESTAK.  
H.R. 2280: Mr. MCCARTHY of California, Mr. HENSARLING, Mr. KUHL of New York, Mr. CAMP of Michigan, and Mr. HULSHOF.  
H.R. 2286: Mr. CONYERS.  
H.R. 2287: Mr. WEXLER and Mr. ROGERS of Kentucky.  
H.R. 2289: Ms. ROS-LEHTINEN.  
H.R. 2295: Mr. HOLT and Mr. CARNAHAN.  
H.R. 2298: Mr. KUHL of New York and Mr. CLEAVER.  
H.R. 2303: Mr. COHEN.  
H.R. 2305: Mr. PASCRELL.  
H.R. 2313: Ms. CASTOR.  
H.R. 2315: Mr. BUYER.  
H.R. 2327: Ms. WOOLSEY, Mr. RANGEL, Ms. BERKLEY, Mr. COHEN, Ms. BALDWIN, Mr. EHLERS, and Mr. BERMAN.  
H.R. 2335: Mrs. EMERSON.  
H.R. 2353: Mr. JOHNSON of Georgia and Mr. PERLMUTTER.  
H.R. 2357: Mr. TIERNEY.  
H.R. 2360: Mr. McCOTTER.  
H.R. 2363: Mr. MARSHALL, Mr. GENE GREEN of Texas, Mr. MCHUGH, Mr. WOLF, Mr. ISSA, Mr. KING of New York, and Mr. HASTINGS of Washington.  
H.R. 2365: Mr. EHLERS, Mr. JINDAL, Mr. JONES of North Carolina, Mr. GILLMOR, Mr. CONAWAY, and Mr. BOYD of Florida.  
H.R. 2370: Mr. WOLF, Ms. ROS-LEHTINEN, and Mr. KELLER.  
H.R. 2384: Mrs. CAPPS.  
H.R. 2385: Mr. MCGOVERN.  
H.R. 2394: Mr. SPACE.  
H.R. 2398: Mr. KAGEN.  
H.R. 2421: Mr. JOHNSON of Georgia, Mr. ISRAEL, Mr. SESTAK, and Mrs. NAPOLITANO.  
H.R. 2434: Mrs. EMERSON.  
H.R. 2443: Mr. ROSKAM, Mr. BISHOP of New York, and Mrs. CAPITO.  
H.R. 2452: Mr. PAYNE and Mr. SMITH of New Jersey.  
H.R. 2459: Mr. DAVIS of Illinois.  
H.R. 2488: Mr. CAMP of Michigan.  
H.R. 2499: Mr. BACA, Mr. AL GREEN of Texas, Mr. FILNER, and Ms. ZOE LOFGREN of California.  
H.R. 2505: Mr. WALZ of Minnesota.  
H.R. 2508: Mr. GOODE.  
H.R. 2512: Mr. CUMMINGS.  
H.R. 2515: Mr. SHADEGG.  
H.R. 2522: Ms. LEE, Mr. MCGOVERN, Mr. WOLF, Mr. CRENSHAW, Mr. SCHIFF, and Mr. GARRETT of New Jersey.  
H.R. 2537: Mr. ORTIZ.  
H.R. 2550: Mr. BAKER, Mr. McCOTTER, Mr. HOEKSTRA, Mr. EHLERS, and Mr. FILNER.  
H.R. 2564: Mrs. DRAKE, Mr. FORTUÑO, Mr. MCHENRY, and Mrs. CUBIN.  
H.R. 2567: Mr. McNULTY and Mr. PAUL.  
H.R. 2580: Mr. WELLER, Mr. CAMP of Michigan, Mr. FORBES, and Mr. HASTINGS of Washington.  
H.R. 2583: Ms. GRANGER and Mr. SMITH of Texas.  
H.R. 2584: Ms. GRANGER, Mr. SMITH of Texas, and Ms. ROS-LEHTINEN.  
H.R. 2585: Ms. GRANGER and Mr. SMITH of Texas.  
H.R. 2588: Mrs. McMORRIS RODGERS.  
H.R. 2596: Mr. PAYNE, Mr. ALLEN, Mr. WEXLER, and Mr. VAN HOLLEN.  
H.J. Res. 6: Mr. CAMP of Michigan and Mrs. EMERSON.  
H.J. Res. 12: Mr. YOUNG of Alaska.  
H. Con. Res. 21: Mr. BACA.  
H. Con. Res. 70: Mr. TOM DAVIS of Virginia, Mr. HOLDEN, and Mr. BAIRD.  
H. Con. Res. 75: Mr. FATTAH, Mrs. TAUSCHER, Mr. HARE, Mr. McDERMOTT, Ms. ZOE LOFGREN of California, Mrs. MALONEY of New York and Ms. SUTTON.  
H. Con. Res. 87: Mr. HIGGINS.

H. Con. Res. 96: Mr. SMITH of Washington.

H. Con. Res. 102: Mr. BAIRD.

H. Con. Res. 122: Mr. BAIRD, Mr. DELAHUNT, Mr. REICHERT, Mr. LANGEVIN and Mr. BLUMENAUER.

H. Con. Res. 131: Mr. TERRY and Mr. ALEXANDER.

H. Con. Res. 137: Mr. GARRETT of New Jersey and Mrs. Christensen.

H. Con. Res. 139: Mr. WICKER and Ms. SCHWARTZ.

H. Con. Res. 162: Mr. SNYDER and Mr. ALTMIRE.

H. Res. 87: Mr. CAMP of Michigan.

H. Res. 106: Mr. CAMP of Michigan, Mr. WALBERG, and Mr. PITTS.

H. Res. 111: Mr. JONES of North Carolina and Mr. FOSSELLA.

H. Res. 194: Mr. GORDON, Mr. MEEHAN, Mr. DOGGETT, Mr. ENGEL, Mr. GUTIERREZ and Ms. WASSERMAN SCHULTZ.

H. Res. 241: Mr. HIGGINS and Mr. KUCINICH.

H. Res. 284: Mr. TERRY.

H. Res. 333: Ms. LEE and Ms. WOOLSEY.

H. Res. 361: Ms. WOOLSEY.

H. Res. 372: Mr. CAMP of Michigan.

H. Res. 378: Ms. SCHAKOWSKY, Mr. MORAN of Virginia, Mr. CONYERS, Mr. PAYNE, Mr. ROSKAM and Mr. REICHERT.

H. Res. 431: Mr. HOLT, Mr. MORAN of Virginia, Mr. HONDA and Mr. NADLER.

H. Res. 467: Mr. GENE GREEN of Texas, Mr. ISRAEL and Ms. SCHAKOWSKY.

#### ¶77.24 PETITIONS

Under clause 3 of rule XII, petitions and papers were laid on the clerk's desk and referred as follows:

41. The SPEAKER presented a petition of the California Federation of Teachers, relative to a resolution in opposition to military recruiters' intrusion into the privacy of students; to the Committee on Education and Labor.

42. Also, a petition of American Bar Association, relative to a resolution urging federal, state, territorial and local governments to develop, implement, and fund programs that prosecutors and other criminal justice professionals can utilize to enable an offender to be placed under community supervision in appropriate cases; to the Committee on the Judiciary.

43. Also, a petition of American Bar Association, relative to a resolution urging federal, state, territorial and local governments to develop and implement meaningful graduated sanctions for violations of parole and probation as alternatives to incarceration; to the Committee on the Judiciary.

44. Also, a petition of American Bar Association, relative to a resolution urging federal, state, territorial and local governments to develop policies on the employment of persons with a criminal record by government agencies, and the contractors and vendors who do business with those agencies; to the Committee on the Judiciary.

45. Also, a petition of American Bar Association, relative to a resolution urging federal, state, territorial and local governments to develop policies governing access to and use of criminal records for non-law enforcement purposes that would balance the public's right to information against the government's interest in encouraging successful offender reentry and reintegration; to the Committee on the Judiciary.

46. Also, a petition of American Bar Association, relative to a resolution urging federal, state, territorial and local governments to assist defense counsel in advising clients of the collateral consequences of criminal convictions during representation; to the Committee on the Judiciary.

47. Also, a petition of the California Federation of Teachers, relative to a resolution calling for the rejection of the request for

Fast Track authorization and calling for the opportunity to correct the course of globalization and implement deep reforms to U.S. trade policy; to the Committee on Ways and Means.

48. Also, a petition of the California Federation of Teachers, relative to a resolution in support of H.R. 82 and S. 206; to the Committee on Ways and Means.

#### ¶77.25 DELETIONS

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

H.R. 1756: Mr. BOYD of Florida.

### FRIDAY, JUNE 8, 2007 (78)

#### ¶78.1 APPOINTMENT OF SPEAKER PRO TEMPORE

The House was called to order by the SPEAKER pro tempore, Mr. CLEAVER, who laid before the House the following communication:

WASHINGTON, DC,

June 8, 2007.

I hereby appoint the Honorable EMANUEL CLEAVER to act as Speaker pro tempore on this day.

NANCY PELOSI,

*Speaker of the House of Representatives.*

#### ¶78.2 APPROVAL OF THE JOURNAL

The SPEAKER pro tempore, Mr. CLEAVER, announced he had examined and approved the Journal of the proceedings of Thursday, June 7, 2007.

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

#### ¶78.3 COMMUNICATIONS

Executive and other communications, pursuant to clause 8, rule XII, were referred as follows:

2098. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Aspergillus flavus AF36 on Pistachio; Temporary Exemption from the Requirement of a Tolerance [EPA-HQ-OPP-2007-0158; FRL-8129-4] received May 18, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

2099. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Coumaphos; Pesticide Tolerance [EPA-HQ-OPP-2006-0820; FRL-8131-4] received May 18, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

2100. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Famoxadone; Pesticide Tolerance [EPA-HQ-OPP-2006-0332; FRL-8128-6] received May 18, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

2101. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Propanil, Phenmedipham, Triallate, and MCPA; Tolerance Actions [EPA-HQ-OPP-2006-0586; FRL-8126-6] received May 18, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

2102. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Approval and Promulgation of Air Quality Implementation Plans; Ohio; Control of Gasoline Volatility [EPA-R05-

OAR-2006-0976; FRL-8318-3] received May 23, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

2103. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Approval and Promulgation of Implementation Plans Georgia: Enhanced Inspection and Maintenance Plan [EPA-R04-OAR-2006-0985-200625; FRL-8318-1] received May 23, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

2104. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Approval and Promulgation of Implementation Plans: State of Florida; Prevention of Significant Deterioration requirements for Power Plants Subject to the Florida Power Plant Siting Act. [EPA-R04-OAR-2006-0130-200714(a); FRL-8317-8] received May 23, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

2105. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Approval and Promulgation of Implementation Plans; State of Kansas [EPA-R07-OAR-2006-0973; FRL-8318-6] received May 23, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

2106. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Approval and Promulgation of Implementation Plans; State of Missouri [EPA-R07-OAR-2007-038; FRL-8318-8] received May 23, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

2107. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Revisions to the California State Implementation Plan, San Joaquin Valley Unified Air Pollution Control District [EPA-R09-OAR-2007-0236; FRL-8315-9] received May 23, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

2108. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Approval and Promulgation of Air Quality Implementation Plans; Maryland; Update to Materials Incorporated by Reference [MD201-3117; FRL-8313-2] received May 18, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

2109. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Approval and Promulgation of Implementation Plans; Georgia: Removal of Douglas County Transportation Control Measure; Correcting Amendment [EPA-R04-OAR-2006-0577-200624(c); FRL-8317-3] received May 18, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

2110. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Final Rule on the Treatment of Data Influenced by Exceptional Events; Correction [EPA-HQ-OAR-2005-0159; [FRL-8316-5]] (RIN: 2060-AN40) received May 18, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

2111. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Protection of Stratospheric Ozone: Listing of Substitutes for Ozone-Depleting Substances-n-Propyl Bromide in Solvent Cleaning [EPA-HQ-OAR-2002-0064; FRL-

8316-8] (RIN: 2060-AO10) received May 18, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

¶78.4 HOMELAND SECURITY APPROPRIATIONS

Ms. WASSERMAN SCHULTZ submitted a privileged report (Rept. No. 110-181) on the bill (H.R. 2638) making appropriations for the Department of Homeland Security for the fiscal year ending September 30, 2008, and for other purposes.

When said bill and report were referred to the Union Calendar and ordered printed.

Pursuant to clause 1 of rule XXI, all points of order were reserved.

And then,

¶78.5 ADJOURNMENT

On motion of Ms. WASSERMAN SCHULTZ, pursuant to the special order of the House agreed to on June 7, 2007, at 4 o'clock and 5 minutes p.m., the House adjourned until 12:30 p.m. on Monday, June 11, 2007.

¶78.6 REPORTS OF COMMITTEES ON PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XIII, reports of committees were delivered to the Clerk for printing and reference to the proper calendar, as follows:

Mr. PRICE of North Carolina: Committee on Appropriations. H.R. 2638. A bill making appropriations for the Department of Homeland Security for the fiscal year ending September 30, 2008, and for other purposes (Rept. 110-181). Referred to the Committee of the Whole House on the state of the Union.

Mr. OBEY: Committee on Appropriations. Report on the Revised Suballocation of Budget Allocations for Fiscal Year 2007 (Rept. 110-182). Referred to the Committee of the Whole House on the state of the Union.

Mr. OBEY: Committee on Appropriations. Report on the Suballocation of Budget Allocations for Fiscal Year 2008 (Rept. 110-183). Referred to the Committee of the Whole House on the state of the Union.

¶78.7 PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XII, public bills and resolutions were introduced and severally referred, as follows:

By Ms. WOOLSEY (for herself, Mr. WILSON of South Carolina, Mr. GEORGE MILLER of California, Mr. MCKEON, and Mr. HARE):

H.R. 2637. A bill to amend the Fair Labor Standards Act, with respect to civil penalties for child labor violations; to the Committee on Education and Labor.

¶78.8 ADDITIONAL SPONSORS

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

H.R. 219: Mrs. MUSGRAVE.

H.R. 457: Mr. BARTLETT of Maryland.

H.R. 741: Ms. GINNY BROWN-WAITE of Florida.

H.R. 1282: Mr. DENT and Mr. CUMMINGS.

H.R. 1355: Mr. CARTER.

H.R. 1400: Mr. ROSS, Mr. DINGELL, Mr. BURGESS, Mr. CLEAVER, Mr. UPTON, Mr. MARSHALL, Mr. COBLE, Mr. KENNEDY, and Ms. GRANGER.

H.R. 1428: Mr. CARNEY.

H.R. 1440: Mr. FERGUSON, Mr. SMITH of New Jersey, Mr. GARRETT of New Jersey, and Mr. STEARNS.

H.R. 2117: Mr. FORTUÑO and Mr. DEFAZIO.

H.R. 2149: Mr. FORTUÑO.

H.R. 2281: Ms. BERKLEY.

H.R. 2387: Mr. CAMP of Michigan.

H.R. 2604: Mrs. MCCARTHY of New York, Ms. JACKSON-LEE of Texas, and Mr. CARNAHAN.

H. Con. Res. 164: Mr. BOSWELL.

H. Res. 241: Mr. JEFFERSON.

MONDAY, JUNE 11, 2007 (79)

¶79.1 APPOINTMENT OF SPEAKER PRO TEMPORE

The House was called to order at 12:30 p.m. by the SPEAKER pro tempore, Ms. HIRONO, who laid before the House the following communication:

WASHINGTON, DC.

June 11, 2007.

I hereby appoint the Honorable MAZIE K. HIRONO to act as Speaker pro tempore on this day.

NANCY PELOSI,

*Speaker of the House of Representatives.*

Whereupon, pursuant to the order of the House of January 4, 2007, Members were recognized for morning-hour debate.

¶79.2 RECESS—12:35 P.M.

The SPEAKER pro tempore, Ms. HIRONO, pursuant to clause 12(a) of rule I, declared the House in recess at 12 o'clock and 35 minutes p.m., until 2 p.m.

¶79.3 AFTER RECESS—2 P.M.

The SPEAKER pro tempore, Ms. BALDWIN, called the House to order.

¶79.4 APPROVAL OF THE JOURNAL

The SPEAKER pro tempore, Ms. BALDWIN, announced she had examined and approved the Journal of the proceedings of Friday, June 8, 2007.

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

¶79.5 COMMUNICATIONS

Executive and other communications, pursuant to clause 8, rule XII, were referred as follows:

2112. A letter from the Congressional Review Coordinator, Department of Agriculture, transmitting the Department's final rule — Classical Swine Fever Status of the Mexican State of Nayarit [Docket No. APHIS-2006-0104] received June 4, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

2113. A letter from the Congressional Review Coordinator, Department of Agriculture, transmitting the Department's final rule — Importation of Emerald Ash Borer Host Material From Canada [Docket No. APHIS-2006-0125] (RIN: 0579-AC39) received June 4, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

2114. A letter from the Director, Defense Security Cooperation Agency, transmitting Pursuant to the reporting requirements of Section 36(b)(1) of the Arms Export Control Act, as amended, Transmittal No. 07-33, concerning the Department of the Air Force's proposed Letter(s) of Offer and Acceptance to India for defense articles and services, pursuant to 22 U.S.C. 2776(a); to the Committee on Armed Services.

2115. A letter from the Deputy Director, Defense Security Cooperation Agency, trans-

mitting Pursuant to the reporting requirements of Section 36(b)(1) of the Arms Export Control Act, as amended, Transmittal No. 07-25, concerning the Department of the Navy's proposed Letter(s) of Offer and Acceptance to Japan for defense articles and services, pursuant to 22 U.S.C. 2776(a); to the Committee on Armed Services.

2116. A letter from the Deputy Director, Defense Security Cooperation Agency, transmitting Pursuant to the reporting requirements of Section 36(b)(1) of the Arms Export Control Act, as amended, Transmittal No. 07-15, concerning the Department of the Navy's proposed Letter(s) of Offer and Acceptance to Finland for defense articles and services, pursuant to 22 U.S.C. 2776(a); to the Committee on Armed Services.

2117. A letter from the Deputy Director, Defense Security Cooperation Agency, transmitting Pursuant to the reporting requirements of Section 36(b)(1) of the Arms Export Control Act, as amended, Transmittal No. 07-23, concerning the Department of the Army's proposed Letter(s) of Offer and Acceptance to the Philippines for defense articles and services, pursuant to 22 U.S.C. 2776(a); to the Committee on Armed Services.

2118. A letter from the Under Secretary for Acquisition, Technology and Logistics, Department of Defense, transmitting a review of the C-130 Avionics Modernization Program (AMP program), pursuant to 10 U.S.C. 2433; to the Committee on Armed Services.

2119. A letter from the Under Secretary for Acquisitions, Technology and Logistics, Department of Defense, transmitting a review of the Joint Primary Aircraft Trainer System (JPATS) program, pursuant to 10 U.S.C. 2433; to the Committee on Armed Services.

2120. A letter from the Under Secretary for Acquisitions, Technology and Logistics, Department of Defense, transmitting a review of the Joint Air-to-Surface Standoff Missile (JASSM) program, pursuant to 10 U.S.C. 2433; to the Committee on Armed Services.

2121. A letter from the Under Secretary for Acquisitions, Technology and Logistics, Department of Defense, transmitting a review of the Expeditionary Fighting Vehicle (EFV) program, pursuant to 10 U.S.C. 2433; to the Committee on Armed Services.

2122. A letter from the Under Secretary for Acquisition, Technology and Logistics, Department of Defense, transmitting a review of the Warfighter Information Network-Tactical (WIN-T) program, pursuant to 10 U.S.C. 2433; to the Committee on Armed Services.

2123. A letter from the Under Secretary for Personnel and Readiness, Department of Defense, transmitting a letter on the approved retirement Vice Admiral Donald C. Arthur, United States Navy, and his advancement to the grade of vice admiral on the retired list; to the Committee on Armed Services.

2124. A letter from the Under Secretary for Personnel and Readiness, Department of Defense, transmitting a letter on the approved retirement Vice Admiral Rodney P. Rempt, United States Navy, and his advancement to the grade of vice admiral on the retired list; to the Committee on Armed Services.

2125. A letter from the Under Secretary for Acquisition, Technology and Logistics, Department of Defense, transmitting the Department's report on the amount of the acquisitions made from entities that manufacture the articles, materials, or supplies outside of the United States in fiscal year 2006, pursuant to Public Law 109-115, section 837; to the Committee on Armed Services.

2126. A letter from the Assistant to the Board, Board of Governors of the Federal Reserve System, transmitting the Board's final rule — Loans to Executive Officers, Directors, and Principal Shareholders of Member Banks [Regulation O; Docket No. R-1271] received June 4, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Financial Services.

2127. A letter from the Chief Counsel, FEMA, Department of Homeland Security, transmitting the Department's final rule — Final Flood Elevation Determinations — received April 20, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Financial Services.

2128. A letter from the Chief Counsel, FEMA, Department of Homeland Security, transmitting the Department's final rule — Final Flood Elevation Determinations — received April 20, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Financial Services.

2129. A letter from the Counsel for Legislation and Regulations, Department of Housing and Urban Development, transmitting the Department's final rule — HOME Investment Partnerships Program; American Dream Downpayment Initiative and Amendments to Homeownership Affordability [Docket No. FR-4832-F-02] (RIN: 2501-AC93) received April 17, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Financial Services.

2130. A letter from the Counsel for Legislation and Regulations, Department of Housing and Urban Development, transmitting the Department's final rule — Approval of Condominiums in Puerto Rico on Evidence of Presentment of Legal Documents [Docket No. FR-5009-F-02] (RIN: 2502-A136) received April 17, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Financial Services.

2131. A letter from the Regulatory Specialist, Department of the Treasury, transmitting the Department's final rule — Expanded Examination Cycle for Certain Small Insured Depository Institutions and U.S. Branches and Agencies of Foreign Banks [Docket ID OTS-2007-0006] received April 17, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Financial Services.

2132. A letter from the Administrator, Energy Information Administration, Department of Energy, transmitting the Department's report for Calendar Year 2006 on the country of origin and the sellers of uranium and uranium enrichment services purchased by owners and operators of U.S. civilian nuclear power reactors, pursuant to Public Law 102-486, section 1015; to the Committee on Energy and Commerce.

2133. A letter from the Deputy Chief Counsel, Department of Commerce, transmitting the Department's final rule — Rules to Implement and Administer a Coupon Program for Digital-to-Analog Converter Boxes [Docket Number: 0612242667-7051-01] (RIN: 0660-AA16) received April 25, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

2134. A letter from the Attorney, Office of Assistant General Counsel for Legislation and Regulatory Law, Department of Energy, transmitting the Department's final rule — Acquisition Regulation: Technical Revisions or Amendments to Update Clauses (RIN: 1991-AB62) received June 4, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

2135. A letter from the Legal Advisor to the Chief, Media Bureau, Federal Communications Commission, transmitting the Commission's final rule — Amendment of Section 73.202(b), Table of Allotments, FM Broadcast Stations. (Romney and Wardensville, West Virginia) [MB Docket No. 05-143 RM-11221 RM-11286] received June 4, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

2136. A letter from the White House Liaison, Department of Education, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Oversight and Government Reform.

2137. A letter from the White House Liaison, Department of Education, transmitting

a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Oversight and Government Reform.

2138. A letter from the White House Liaison, Department of Health and Human Services, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Oversight and Government Reform.

2139. A letter from the Human Resources Specialist, Department of Labor, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Oversight and Government Reform.

2140. A letter from the Special Assistant to the Secretary, White House Liaison, Department of Veterans Affairs, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Oversight and Government Reform.

2141. A letter from the Special Assistant to the Secretary, Department of Veterans Affairs, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Oversight and Government Reform.

2142. A letter from the Director, Office of Personnel Management, transmitting the Office's final rule — Pay Administration (General) (RIN: 3206-AK74) received April 17, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Oversight and Government Reform.

2143. A letter from the Acting Director, U.S. Trade and Development Agency, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Oversight and Government Reform.

2144. A letter from the Rules Administrator, Department of Justice, transmitting the Department's final rule — National Security; Prevention of Acts of Violence and Terrorism [BOP-1116; AG Order No. 2878-2007] (RIN: 1120-AB08) received April 17, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on the Judiciary.

#### ¶79.6 APPOINTMENT OF FUNERAL COMMITTEE OF THE LATE HONORABLE CRAIG THOMAS

The SPEAKER pro tempore, Ms. BALDWIN, pursuant to House Resolution 454, and the order of the House of January 4, 2007, announced that the Speaker appointed the following Member of the House to the committee to attend the funeral of the late Honorable Craig Thomas: Mrs. CUBIN.

#### ¶79.7 LAKE SIDNEY LANIER, GEORGIA

Mr. ALTMIRE moved to suspend the rules and agree to the following resolution (H. Res. 354):

Whereas the Congress of the United States authorized the creation of Lake Sidney Lanier and Buford Dam by official act in 1946 for flood control, power production, wildlife preservation and downstream navigation;

Whereas construction on the Buford Dam project by the Army Corps of Engineers began in 1951;

Whereas the Army Corps of Engineers constructed the dam and lake on the Chattahoochee and Chestatee Rivers at a cost of approximately \$45,000,000;

Whereas, in 1956, Jack Beachem and the Army Corps of Engineers signed a lease to create Holiday on Lake Sidney Lanier Marina as the lake's first concessionaire;

Whereas the first power was produced through Buford Dam at Lake Sidney Lanier on June 16, 1957;

Whereas Holiday on Lake Sidney Lanier opened on July 4, 1957;

Whereas Buford Dam was officially dedicated on October 9, 1957;

Whereas nearly 225,000 people visited Lake Sidney Lanier to boat, fish and recreate in 1957;

Whereas, in present times, more than 8,000,000 visitors enjoy the attributes and assets of Lake Sidney Lanier annually to boat, fish, swim, camp, and otherwise recreate in the great outdoors;

Whereas Lake Sidney Lanier generates more than \$5,000,000,000 in economic impact annually, according to a study commissioned by the Marine Trade Association of Metropolitan Atlanta;

Whereas, Lake Sidney Lanier has won the prestigious Chief of Engineers Annual Project of the Year Award, the highest recognition from the Army Corps of Engineers for outstanding management, an unprecedented 3 times in 12 years—1990, 1997 and 2002;

Whereas Lake Sidney Lanier hosted the paddling and rowing events for the 1996 Summer Olympics;

Whereas marinas serve as the gateway to recreation for the public on America's waterways;

Whereas Lake Sidney Lanier is now home to 10 marinas—Aqualand Marina, Bald Ridge Marina, Gainesville Marina, Habersham Marina, Holiday on Lake Sidney Lanier, Lanier Harbor Marina, Lazy Days Marina, Port Royale Marina, Starboard Cove Marina, and Sunrise Cove Marina;

Whereas Lake Sidney Lanier will join the Nation on Saturday, August 11 in celebration and commemoration of National Marina Day; and

Whereas 2007 marks the 50th anniversary of Lake Sidney Lanier: Now, therefore, be it

*Resolved*, That the House of Representative recognizes the 50th anniversary celebration of the beginnings of marinas, power production, recreation, and boating on Lake Sidney Lanier, Georgia.

The SPEAKER pro tempore, Ms. BALDWIN, recognized Mr. ALTMIRE and Mr. LATOURETTE, each for 20 minutes.

After debate,

The question being put, *viva voce*,

Will the House suspend the rules and agree to said resolution?

The SPEAKER pro tempore, Ms. BALDWIN, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said resolution was agreed to.

A motion to reconsider the vote whereby the rules were suspended and said resolution was agreed to was by unanimous consent, laid on the table.

#### ¶79.8 LOVING V. VIRGINIA 40TH ANNIVERSARY

Ms. BALDWIN moved to suspend the rules and agree to the following resolution (H. Res. 431):

Whereas the first anti-miscegenation law in the United States was enacted in Maryland in 1661;

Whereas miscegenation was typically a felony under State laws prohibiting interracial marriage punishable by imprisonment or hard labor;

Whereas in 1883, the Supreme Court held in *Pace v. Alabama* that anti-miscegenation laws were consistent with the equal protection clause of the 14th Amendment as long as the punishments given to both white and black violators are the same;

Whereas in 1912, a constitutional amendment was proposed in the House of Representatives prohibiting interracial marriage

“between negroes or persons of color and Caucasians”;

Whereas in 1923, the Supreme Court held in *Meyer v. Nebraska* that the due process clause of the 14th Amendment guarantees the right of an individual “to marry, establish a home and bring up children”;

Whereas in 1924, Virginia enacted the Racial Integrity Act of 1924, which required that a racial description of every person be recorded at birth and prevented marriage between “white persons” and non-white persons;

Whereas in 1948, the California Supreme Court overturned the State’s anti-miscegenation statutes, thereby becoming the first State high court to declare a ban on interracial marriage unconstitutional and making California the first State to do so in the 20th century;

Whereas the California Supreme Court stated in *Perez v. Sharp* that “a member of any of these races may find himself barred from marrying the person of his choice and that person to him may be irreplaceable. Human beings are bereft of worth and dignity by a doctrine that would make them as interchangeable as trains”;

Whereas by 1948, 38 States still forbade interracial marriage, and 6 did so by State constitutional provision;

Whereas in June of 1958, 2 residents of the Commonwealth of Virginia—Mildred Jeter, a black/Native American woman, and Richard Perry Loving, a Caucasian man—were married in Washington, DC;

Whereas upon their return to Virginia, Richard Perry Loving and Mildred Jeter Loving were charged with violating Virginia’s anti-miscegenation statutes, a felonious crime;

Whereas the Lovings subsequently pleaded guilty and were sentenced to 1 year in prison, with the sentence suspended for 25 years on condition that the couple leave the State of Virginia;

Whereas Leon Bazile, the trial judge of the case, proclaimed that “Almighty God created the races white, black, yellow, Malay and red, and he placed them on separate continents. And but for the interference with his arrangement there would be no cause for such marriages. The fact that he separated the races shows that he did not intend for the races to mix.”;

Whereas the Lovings moved to the District of Columbia, and in 1963 they began a series of lawsuits challenging their convictions;

Whereas the convictions were upheld by the State courts, including the Supreme Court of Appeals of Virginia;

Whereas the Lovings appealed the decision to the Supreme Court of the United States on the ground that the Virginia anti-miscegenation laws violated the Equal Protection and Due Process Clauses of the 14th Amendment and were therefore unconstitutional;

Whereas in 1967, the U.S. Supreme Court granted certiorari to *Loving v. Virginia* and readily overturned the Lovings’ convictions;

Whereas in the unanimous opinion, Chief Justice Earl Warren wrote: “Marriage is one of the ‘basic civil rights of man,’ fundamental to our very existence and survival. . . . To deny this fundamental freedom on so unworkable a basis as the racial classifications embodied in these statutes, classifications so directly subversive of the principle of equality at the heart of the Fourteenth Amendment, is surely to deprive all the State’s citizens of liberty without due process of law.”;

Whereas the opinion also stated that “the Fourteenth Amendment requires that the freedom of choice to marry not be restricted by invidious racial discriminations. Under our Constitution, the freedom to marry, or not marry, a person of another race resides

with the individual and cannot be infringed by the State.”;

Whereas in 1967, 16 States still had law prohibiting interracial marriage, including Alabama, Arkansas, Delaware, Florida, Georgia, Kentucky, Louisiana, Mississippi, Missouri, North Carolina, Oklahoma, South Carolina, Tennessee, Texas, and West Virginia;

Whereas *Loving v. Virginia* struck down the remaining anti-miscegenation laws nationwide;

Whereas in 2000, Alabama became the last State to remove its anti-miscegenation laws from its statutes;

Whereas according to the U.S. Census Bureau, from 1970 to 2000 the percentage of interracial marriages has increased from 1 percent of all marriages to more than 5 percent;

Whereas the number of children living in interracial families has quadrupled between 1970 to 2000, going from 900,000 to more than 3 million; and

Whereas June 12th has been proclaimed “Loving Day” by cities and towns across the country in commemoration of *Loving v. Virginia*: Now, therefore, be it

*Resolved*, That the House of Representatives—

(1) observes the 40th Anniversary of the U.S. Supreme Court decision in *Loving v. Virginia*; and

(2) commemorates the legacy of *Loving v. Virginia* in ending the ban on interracial marriage in the United States and in recognizing that marriage is one of the “basic civil rights of man” at the heart of the 14th Amendment protections.

The SPEAKER pro tempore, Mr. ALTMIRE, recognized Ms. BALDWIN and Mr. KING of Iowa, each for 20 minutes.

After debate,

The question being put, *viva voce*,

Will the House suspend the rules and agree to said resolution?

The SPEAKER pro tempore, Mr. ALTMIRE, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said resolution was agreed to.

A motion to reconsider the vote whereby the rules were suspended and said resolution was agreed to was, by unanimous consent, laid on the table.

#### ¶79.9 FATHER’S DAY DISPLAY OF FLAG

Ms. BALDWIN moved to suspend the rules and pass the bill (H.R. 2356) to amend title 4, United States Code, to encourage the display of the flag of the United States on Father’s Day.

The SPEAKER pro tempore, Mr. ALTMIRE, recognized Ms. BALDWIN and Mr. KING of Iowa, each for 20 minutes.

After debate,

The question being put, *viva voce*,

Will the House suspend the rules and pass said bill?

The SPEAKER pro tempore, Mr. ALTMIRE, announced that two-thirds of the Members present had voted in the affirmative.

Ms. BALDWIN demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Mr. ALTMIRE, pursuant to clause 8, rule

XX, announced that further proceedings on the question were postponed.

#### ¶79.10 OLYMPIC MOVEMENT

Mr. FALEOMAVAEGA moved to suspend the rules and agree to the following resolution (H. Res. 395):

Whereas, for over 100 years, the Olympic movement has built a more peaceful and better world by educating young people through athletics, by bringing together athletes from many countries in friendly competition, and by forging new relationships bound by friendship, solidarity, sportsmanship, and fair play;

Whereas the United States Olympic Committee is dedicated to coordinating and developing athletic activity in the United States to foster productive working relationships among sports-related organizations;

Whereas the United States Olympic Committee promotes and supports athletic activities involving the United States and foreign nations;

Whereas the United States Olympic Committee promotes and encourages physical fitness and public participation in athletic activities;

Whereas the United States Olympic Committee assists organizations and persons concerned with sports in the development of athletic programs for able-bodied and disabled athletes regardless of age, race, or gender;

Whereas the United States Olympic Committee protects the opportunity of each athlete, coach, trainer, manager, administrator, and official to participate in athletic competition;

Whereas the United States Olympic Training Centers in Colorado, California, New York, Michigan, and Alabama are dedicated to the development of Olympic athletes;

Whereas athletes representing the United States at the Olympic games have achieved great success personally and for the Nation;

Whereas thousands of men and women of the United States are focusing their energy and skill on becoming part of the United States Olympic team and aspire to compete in the 2008 Olympic games;

Whereas the Nation takes great pride in the qualities of commitment to excellence, grace under pressure, and good will toward other competitors exhibited by the athletes of the United States Olympic team; and

Whereas June 23, 2007 is the anniversary of the founding of the modern Olympic movement, representing the date on which the Congress of Paris approved the proposal of Pierre de Coubertin to found the modern Olympic games: Now, therefore, be it

*Resolved*, That the House of Representatives—

(1) supports the ideals and values of the Olympic movement;

(2) calls upon the President to issue a proclamation recognizing the anniversary of the founding of the modern Olympic movement; and

(3) calls upon the people of the United States to observe such anniversary with appropriate ceremonies and activities.

The SPEAKER pro tempore, Mr. ALTMIRE, recognized Mr. FALEOMAVAEGA and Mr. LAMBORN, each for 20 minutes.

After debate,

The question being put, *viva voce*,

Will the House suspend the rules and agree to said resolution?

The SPEAKER pro tempore, Mr. ALTMIRE, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said resolution was agreed to.

A motion to reconsider the vote whereby the rules were suspended and said resolution was agreed to was, by unanimous consent, laid on the table.

#### ¶79.11 INTER-AMERICAN DEVELOPMENT BANK

Mr. FALEOMAVAEGA moved to suspend the rules and pass the bill of the Senate (S. 676) to provide that the Executive Director of the Inter-American Development Bank or the Alternate Executive Director of the Inter-American Development Bank may serve on the Board of Directors of the Inter-American Foundation.

The SPEAKER pro tempore, Mr. ALTMIRE, recognized Mr. FALEOMAVAEGA and Mr. LAMBORN, each for 20 minutes.

After debate,

The question being put, *viva voce*,

Will the House suspend the rules and pass said bill?

The SPEAKER pro tempore, Mr. ALTMIRE, announced that two-thirds of the Members present had voted in the affirmative.

Mr. FALEOMAVAEGA demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Mr. ALTMIRE, pursuant to clause 8, rule XX, announced that further proceedings on the question were postponed.

#### ¶79.12 CARIBBEAN COMMUNITY DIGNITARIES

Mr. FALEOMAVAEGA moved to suspend the rules and agree to the following resolution (H. Res. 418):

Whereas Presidents, Prime Ministers, and Foreign Ministers from Antigua and Barbuda, the Bahamas, Barbados, Belize, Dominica, Grenada, Guyana, Haiti, Jamaica, Saint Kitts and Nevis, Saint Lucia, Saint Vincent and the Grenadines, Suriname, Trinidad, and Tobago will travel to Washington, DC, to attend the Conference on the Caribbean and meet with Members of Congress;

Whereas for the first time in its history, through the cooperation of the Caribbean Community (CARICOM), the Department of State, and Congress, the Conference on the Caribbean is convening June 19, 2007, through June 21, 2007, in Washington, DC;

Whereas CARICOM was created through the Treaty of Chaguaramas in 1973 at Chaguaramas, Trinidad and Tobago;

Whereas CARICOM was established in order to improve labor standards, production, and sustained economic development, expand foreign trade and economic relations, increase economic leverage and effectiveness of Member States in dealing with third-party states, enhance the coordination of Member States' foreign policies and trade relations, and promote the tradition of democracy in the region;

Whereas CARICOM is developing stronger trade, economic relations, and overall cooperation with the United States Government;

Whereas the Conference on the Caribbean is a unique dialogue between leaders of the

United States and Caribbean countries to develop regional strategies for economic development and better relations with Caribbean countries;

Whereas the United States has maintained deep and enduring relations with the peoples of Caribbean countries and is linked to the Caribbean not only through geography but also through common interests and values;

Whereas the United States and Caribbean countries can enhance their cooperation in many areas, including mutually beneficial trade and economic relationships, countering the transnational scourges of crime, drugs, and terrorism, combating the spread of infectious disease, protecting the environment and encouraging tourism, maintaining fisheries and other maritime resources, addressing climate change, energy security and renewable energy sources, and promoting democracy and good governance; and

Whereas there are increasing numbers of Americans of Caribbean heritage making myriad contributions to America's rich cultural fabric and diversity; Now, therefore, be it

*Resolved*, That House of Representatives—

(1) recognizes the deep and historic ties between the peoples of the United States and the Caribbean;

(2) expresses the hope that relations between the United States and the Caribbean will continue to grow closer in the future;

(3) commends the Caribbean Community (CARICOM) for holding the Conference of the Caribbean; and

(4) recognizes and welcomes the delegation of Presidents, Prime Ministers, and Foreign Ministers from Caribbean countries to Washington, DC.

The SPEAKER pro tempore, Mr. ALTMIRE, recognized Mr. FALEOMAVAEGA and Mr. LAMBORN, each for 20 minutes.

After debate,

The question being put, *viva voce*,

Will the House suspend the rules and agree to said resolution?

The SPEAKER pro tempore, Mr. ALTMIRE, announced that two-thirds of the Members present had voted in the affirmative.

Mr. FALEOMAVAEGA demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Mr. ALTMIRE, pursuant to clause 8, rule XX, announced that further proceedings on the question were postponed.

#### ¶79.13 REPUBLIC OF KOREA GLOBAL WAR AGAINST TERRORISM

Mr. FALEOMAVAEGA moved to suspend the rules and agree to the following resolution (H. Res. 295); as amended:

Recognizing the strong alliance between the Republic of Korea and the United States and expressing appreciation to the Republic of Korea for its efforts in the global war against terrorism.

Whereas for more than 50 years since the outbreak of the Korean War, a close relationship has existed between the United States and the Republic of Korea, which has been of enormous economic, cultural, and strategic advantage to both nations;

Whereas President George W. Bush and President Roh Moo Hyun have demonstrated their mutual willingness to forge a deeper alliance between the United States and the Republic of Korea to enhance stability in East Asia;

Whereas the 29,000 United States armed services personnel who are stationed in the Republic of Korea serve as a testament to the enduring strength of the 1953 U.S.-R.O.K. Mutual Defense Treaty;

Whereas the foundation of the relationship between the United States and the Republic of Korea rests on a shared interest in and commitment to peace, democracy, and freedom on the Korean Peninsula, in Asia, and throughout the world;

Whereas the Republic of Korea and the United States are both deeply committed to the Six Party Talks and have a mutual interest in keeping the Korean Peninsula free of nuclear weapons;

Whereas the Republic of Korea has more than 1,200 armed services personnel deployed in Iraq, constituting the third largest coalition contingent in Iraq behind the United States and the United Kingdom;

Whereas the Republic of Korea has more than 200 armed services personnel deployed in Afghanistan; and

Whereas the Republic of Korea has pledged \$460,000,000 toward reconstruction and stabilization in postwar Iraq; Now, therefore, be it

*Resolved*, That the House of Representatives recognizes the strong alliance between the Republic of Korea and the United States and expresses appreciation to the Republic of Korea for its contributions to international efforts to combat terrorism.

The SPEAKER pro tempore, Mr. ALTMIRE, recognized Mr. FALEOMAVAEGA and Mr. BOOZMAN, each for 20 minutes.

After debate,

The question being put, *viva voce*,

Will the House suspend the rules and agree to said resolution, as amended?

The SPEAKER pro tempore, Mr. ALTMIRE, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said resolution, as amended, was agreed to.

By unanimous consent, the title was amended so as to read: "A resolution recognizing the strong alliance between the Republic of Korea and the United States and expressing appreciation to the Republic of Korea for its contributions to international efforts to combat terrorism."

A motion to reconsider the votes whereby the rules were suspended and said resolution, as amended, was agreed to and the title was amended was, by unanimous consent, laid on the table.

#### ¶79.14 JOHN PEHLE CONTRIBUTIONS DURING WORLD WAR II

Ms. WOOLSEY moved to suspend the rules and agree to the following resolution (H. Res. 226); as amended:

Whereas some 6,000,000 Jews were slaughtered pursuant to Adolf Hitler's diabolical plan for the total extermination of the Jews during the Third Reich, and even more would have perished had it not been for the efforts of a number of United States Government officials who spoke out forcefully against American policy and persuaded President Franklin D. Roosevelt of the need for extraordinary measures to save Jewish lives;

"Whereas on November 9, 1943—the 5th anniversary of Kristallnacht, when pogroms against Jews and the burning of synagogues



and Jewish businesses and homes were carried out throughout Nazi Germany—identical Congressional resolutions were introduced in both houses of Congress calling for the creation of a United States Government commission “to formulate and effectuate a plan of immediate action designed to save the surviving Jewish people of Europe from extinction at the hands of Nazi Germany”;

“Whereas the Senate version was introduced by Senator Guy Gillette of Iowa with the support of Elbert Thomas of Utah and Edwin Johnson of Colorado and was unanimously approved in the Senate Foreign Relations Committee on December 20, 1943, and scheduled for a full Senate vote in early 1944;

Whereas the House version was introduced by Representative Will Rogers, Jr., of California and extensive hearings on the resolution were held by the House Foreign Affairs Committee;

“Whereas United States Government agencies were receiving extensive credible information about the extent of Nazi atrocities against the Jews and other minorities in Europe, nevertheless, the policy of the United States as developed and implemented in the Department of State opposed American government action to save the lives of Jewish and other minorities who were being systematically exterminated by the Nazi German government;

“Whereas in 1943 and early 1944, an extraordinary group of officials at the United States Department of Treasury sought to change those policies and Secretary of the Treasury Henry Morgenthau directed the preparation of a memorandum to the President of the United States urging more direct and forceful American action to aid Jewish victims of the Nazi atrocities, and this document, prepared by Josiah DuBois, Jr., Assistant General Counsel of the Treasury Department, and John Pehle, a 33-year-old attorney in the Foreign Funds Control unit of the Treasury Department, was presented to President Franklin D. Roosevelt by Secretary Morgenthau, Randolph Paul and Pehle on January 16, 1944;

Whereas President Roosevelt signed Executive Order 9417 on January 22, 1944, affirming that “it is the policy of this Government to take all measures within its power to rescue the victims of enemy oppression who are in imminent danger of death and otherwise afford such victims all possible relief and assistance consistent with the successful prosecution of the war” and creating the War Refugee Board, composed of the Secretaries of State, Treasury and War, to carry out this policy;

Whereas John Pehle was appointed the Acting Executive Director and subsequently Executive Director of the Board and Josiah DuBois, Jr. was appointed General Counsel of the Board;

Whereas on January 25, 1944, the Board issued a critically important diplomatic cable to all United States diplomatic missions abroad ordering that “action be taken to forestall the plot of the Nazis to exterminate the Jews and other persecuted minorities in Europe” and developed new programs to increase the flow of Jewish and other refugees from Nazi persecution to neutral countries in Europe, including Turkey, Portugal, Switzerland, Spain, and Sweden, from where they were assisted to go to North America, Palestine and North and South America;

Whereas the Board assisted the International Red Cross to provide food parcels to “stateless” civilians in internment camps, to support and protect some 3,000,000 Allied and Axis prisoners of war, and to streamline Federal licensing procedures for the transmission of funds to pay for Red Cross relief supplies and rescue operations, thus saving the lives of thousands of Jews and other internees;

Whereas in April 1944, John Pehle, on behalf of the War Refugee Board, urged all neutral nations to increase their diplomatic representation in Hungary to help prevent the accelerating deportation of Jews to Auschwitz-Birkenau and other Nazi extermination camps and to begin providing vital funding and other resources to assist in saving Hungarian Jews from concentration and extermination camps;

Whereas the War Refugee Board sought out Swedish citizen Raoul Wallenberg and, with the support of the Swedish government and its legation in Budapest, supported one of the most extensive and successful rescue efforts during the Holocaust; and

Whereas subsequent academic studies have credited the War Refugee Board with rescuing as many as 200,000 Jews from Nazi occupied countries through the efforts of Wallenberg and others: Now, therefore, be it Resolved, That the House of Representatives—

(1) honors the efforts and contributions of those who worked for the establishment of the War Refugee Board and for a more active United States policy to rescue Jews and other victims of Nazi repression who were in imminent danger of death and to provide these persecuted minorities with relief and assistance during World War II; and

(2) commends in particular the actions of Secretary of Treasury Henry Morgenthau, Josiah DuBois, Jr., and John Pehle for their dedication and devotion to helping rescue Jews and other persecuted minorities in the Holocaust.

The SPEAKER pro tempore, Mr. ALTMIRE, recognized Ms. WOOLSEY and Mr. BOOZMAN, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and agree to said resolution, as amended?

The SPEAKER pro tempore, Mr. ALTMIRE, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said resolution, as amended, was agreed to.

By unanimous consent, the title was amended so as to read: “A resolution to recognize American government officials who played a critical role in the creation and activity of the War Refugee Board in an effort to help rescue Jews and other persecuted minorities during the Holocaust.”

A motion to reconsider the votes whereby the rules were suspended and said resolution, as amended, was agreed to and the title was amended was, by unanimous consent, laid on the table.

#### ¶79.15 F-14 FIGHTER AIRCRAFT

Ms. GIFFORDS moved to suspend the rules and pass the bill (H.R. 1441) to prohibit the sale by the Department of Defense of parts for F-14 fighter aircraft; as amended.

The SPEAKER pro tempore, Mr. ALTMIRE, recognized Ms. GIFFORDS and Mr. BOOZMAN, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and pass said bill, as amended?

The SPEAKER pro tempore, Mr. ALTMIRE, announced that two-thirds

of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill, as amended, was passed.

By unanimous consent, the title was amended so as to read: “An Act to strengthen controls on the export of surplus parts for F-14 fighter aircraft.”

A motion to reconsider the votes whereby the rules were suspended and said bill, as amended, was passed and the title was amended was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said bill.

#### ¶79.16 COMMUNICATION REGARDING SUBPOENA

The SPEAKER pro tempore, Mr. ALTMIRE, laid before the House the following communication from Chris Connelly, Chief of Staff, office of the Honorable Jo Ann Davis of Virginia:

JUNE 7, 2007.

Hon. NANCY PELOSI,  
*Speaker, House of Representatives,*  
*Washington, DC.*

DEAR MADAM SPEAKER: This is to notify you formally, pursuant to Rule VIII of the Rules of the House of Representatives, that I have been served with a subpoena, issued by the Circuit Court of the City of Richmond, Virginia, for documents in a civil case.

After consultation with the Office of General Counsel, I have determined that compliance with the subpoena is consistent with the precedents and privileges of the House.

Sincerely,

CHRIS CONNELLY,  
*Chief of Staff.*

#### ¶79.17 COMMUNICATION FROM THE CLERK—APPOINTMENT—ADVISORY COMMITTEE ON THE RECORDS OF CONGRESS

The SPEAKER pro tempore, Mr. ALTMIRE, laid before the House the following communication, which was read as follows:

JUNE 6, 2007.

Hon. NANCY PELOSI,  
*Speaker, House of Representatives,*  
*Washington, DC.*

DEAR MADAM SPEAKER: Pursuant to 44 U.S.C. 2702, I hereby appoint as a member of the Advisory Committee on the Records of Congress the following person: Mr. Bernard Forrester, Houston, Texas.

With best wishes, I am

Sincerely,

LORRAINE C. MILLER,  
*Clerk.*

Ordered, That the Clerk notify the Senate of the foregoing appointment.

#### ¶79.18 RECESS—4:02 P.M.

The SPEAKER pro tempore, Mr. ALTMIRE, pursuant to clause 12(a) of rule I, declared the House in recess at 4 o'clock and 2 minutes p.m., until approximately 6:30 p.m.

#### ¶79.19 AFTER RECESS—6:30 P.M.

The SPEAKER pro tempore, Mrs. JONES of Ohio, called the House to order.

¶79.20 PROVIDING FOR CONSIDERATION OF H.R. 2638

Mr. HASTINGS of Florida, by direction of the Committee on Rules, reported (Rept. No. 110-184) the resolution (H. Res. 473) providing for consideration of the bill (H.R. 2638) making appropriations for the Department of Homeland Security for the fiscal year ending September 30, 2008, and for other purposes.

When said resolution and report were referred to the House Calendar and ordered printed.

¶79.21 H.R. 2356—UNFINISHED BUSINESS

The SPEAKER pro tempore, Mrs. JONES of Ohio, pursuant to clause 8, rule XX, announced the unfinished business to be the motion to suspend the rules and pass the bill (H.R. 2356) to amend title 4, United States Code, to encourage the display of the flag of the United States on Father's Day.

The question being put, Will the House suspend the rules and pass said bill?

The vote was taken by electronic device.

It was decided in the { Yeas ..... 386 affirmative ..... } Nays ..... 0

¶79.22 [Roll No. 448]

YEAS—386

Abercrombie Carnahan Filner  
Ackerman Carney Flake  
Aderholt Carter Forbes  
Alexander Castle Fortenberry  
Altmire Castor Fossella  
Andrews Chabot Foxx  
Arcuri Chandler Frank (MA)  
Baca Clarke Franks (AZ)  
Bachmann Clay Frelinghuysen  
Bachus Cleaver Gallegly  
Baird Clyburn Garrett (NJ)  
Baker Coble Gerlach  
Baldwin Cohen Giffords  
Barrett (SC) Cole (OK) Gilchrist  
Barrow Conaway Gillibrand  
Bartlett (MD) Conyers Gillmor  
Bean Cooper Gingrey  
Becerra Costello Gohmert  
Berkley Courtney Gonzalez  
Berman Cramer Goode  
Berry Crenshaw Goodlatte  
Biggart Cuellar Granger  
Bilbray Cummings Graves  
Bilirakis Davis (AL) Green, Al  
Bishop (NY) Davis (CA) Green, Gene  
Blackburn Davis (KY) Grijalva  
Blumenauer Davis, David Hall (NY)  
Blunt Davis, Tom Hall (TX)  
Boehner Deal (GA) Hare  
Bonner DeFazio Hastert  
Bono DeGette Hastings (FL)  
Boozman Delahunt Hastings (WA)  
Boren DeLauro Hayes  
Boswell Dent Heller  
Boustany Diaz-Balart, L. Hensarling  
Boyd (FL) Diaz-Balart, M. Herger  
Boyd (KS) Dicks Herseth Sandlin  
Brady (PA) Dingell Higgins  
Brady (TX) Doggett Hill  
Braley (IA) Donnelly Hinchey  
Brown (SC) Drake Hirono  
Brown-Waite, Dreier Hobson  
Ginny Duncan Hodes  
Buchanan Ehlers Hoekstra  
Burgess Ellison Holden  
Burton (IN) Ellsworth Holt  
Butterfield Emanuel Honda  
Buyer Emerson Hoyer  
Calvert Engel Hulshof  
Camp (MI) English (PA) Inglis (SC)  
Cannon Eshoo Insole  
Cantor Etheridge Issa  
Capito Fallon Jackson (IL)  
Capps Farr Jackson-Lee  
Capuano Fattah (TX)  
Cardoza Ferguson Jefferson

Jindal Johnson (GA)  
Johnson, Sam Johnson (NC)  
Jones (NC) Jones (OH)  
Jordan Kanjorski  
Kaptur Keller Kennedy  
Kildee Kilpatrick Kind  
King (IA) Kingston  
Kirk Klein (FL)  
Kline (MN) Knollenberg  
Kuhl (NY) LaHood  
Lamborn Lampson  
Langevin Lantos  
Larsen (WA) Latham  
LaTourette Lee  
Levin Lewis (CA)  
Lewis (GA) Lewis (KY)  
Linder Lipinski  
LoBiondo Loeb sack  
Lofgren, Zoe Lowey  
Lucas Lungren, Daniel  
E. Lynch  
Mack Mahoney (FL)  
Maloney (NY) Manzullo  
Markey Marshall  
Matheson Matsui  
McCarthy (CA) McCarthy (NY)  
McCaul (TX) McCollum (MN)  
McCotter McCrery  
McDermott McGovern  
McHenry McHugh  
McIntyre McKeon  
McMorris Rodgers  
McNerney McNulty  
Meehan Meek (FL)  
Meeks (NY) Melancon  
Mica Michaud  
Miller (FL) Miller (MI)

NOT VOTING—46

Akin Doolittle  
Allen Doyle  
Barton (TX) Edwards  
Bishop (GA) Everett  
Bishop (UT) Feeney  
Boucher Gordon  
Brown, Corrine Gutierrez  
Campbell (CA) Harman  
Carson Hinojosa  
Costa Hooley  
Crowley Hunter  
Cubin Israel  
Culberson Johnson (IL)  
Davis (IL) Johnson, E. B.  
Davis, Jo Ann Kagen  
Davis, Lincoln King (NY)

Miller (NC) Miller, Gary  
Miller, George Mitchell  
Mollohan Moore (KS)  
Moore (WI) Moran (KS)  
Moran (VA) Shays  
Murphy (CT) Shea-Porter  
Murphy, Patrick Sherman  
Murphy, Tim Shimkus  
Murtha Shuler  
Musgrave Shuster  
Myrick Simpson  
Nadler Sires  
Napolitano Skelton  
Neal (MA) Slaughter  
Neugebauer Smith (NE)  
Nunes Smith (NJ)  
Oberstar Smith (TX)  
Obey Snyder  
Oliver Solis  
Ortiz Souder  
Pallone Spratt  
Pastor Stearns  
Paul Stupak  
Payne Sullivan  
Pearce Sutton  
Pence Tancredo  
Perlmutter Tanner  
Peterson (MN) Peterson (PA)  
Peterson (PA) Petri  
Pickering Pitts  
Platts Pomeroy  
Poe Porter  
Price (GA) Price (NC)  
Pryce (OH) Putnam  
Rahall Ramstad  
Rangel Rangel  
Regula Regula  
Rehberg Rehberg  
Reichert Reichert  
Renzi Renzi  
Reyes Reyes  
Reynolds Reynolds  
Rodriguez Rodriguez  
Rogers (AL) Rogers (AL)  
Rogers (KY) Rogers (KY)  
Rogers (MI) Rogers (MI)  
Rohrabacher Rohrabacher  
Ros-Lehtinen Ros-Lehtinen  
Roskam Roskam  
Ross Ross  
Rothman Rothman  
Roybal-Allard Roybal-Allard  
Royce Royce  
Ruppersberger Ruppersberger  
Ryan (OH) Ryan (OH)  
Ryan (WI) Ryan (WI)  
Salazar Salazar  
Sali Sali  
Sánchez, Linda Sánchez, Linda  
T. T.  
Sanchez, Loretta Sanchez, Loretta  
Sarbanes Sarbanes  
Saxton Saxton  
Schakowsky Schakowsky

Kucinich Kucinich  
Larson (CT) Larson (CT)  
Marchant Marchant  
Pascrell Pascrell  
Radanovich Radanovich  
Rush Rush  
Sessions Sessions  
Shadegg Shadegg  
Smith (WA) Smith (WA)  
Space Space  
Stark Stark  
Udall (CO) Udall (CO)  
Wamp Wamp  
Wexler Wexler

A motion to reconsider the vote whereby the rules were suspended and said bill was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said bill.

¶79.23 S. 676—UNFINISHED BUSINESS

The SPEAKER pro tempore, Ms. SUTTON, pursuant to clause 8, rule XX, announced the further unfinished business to be the motion to suspend the rules and pass the bill of the Senate (S. 676) to provide that the Executive Director of the Inter-American Development Bank or the Alternate Executive Director of the Inter-American Development Bank may serve on the Board of Directors of the Inter-American Foundation.

The question being put, Will the House suspend the rules and pass said bill?

The vote was taken by electronic device.

It was decided in the { Yeas ..... 386 affirmative ..... } Nays ..... 1

¶79.24 [Roll No. 449]

YEAS—386

Abercrombie Castor Gallegly  
Ackerman Chabot Garrett (NJ)  
Aderholt Chandler Gerlach  
Alexander Clarke Giffords  
Altmire Clay Gilchrist  
Andrews Cleaver Gillibrand  
Arcuri Clyburn Gillmor  
Baca Coble Gingrey  
Bachmann Cohen Gohmert  
Bachus Cole (OK) Gonzalez  
Baird Conaway Goode  
Baker Conyers Goodlatte  
Baldwin Cooper Granger  
Barrett (SC) Costello Graves  
Barrow Courtney Green, Al  
Bartlett (MD) Cramer Green, Gene  
Bean Crenshaw Grijalva  
Becerra Cuellar Hall (NY)  
Berkley Cummings Hall (TX)  
Berman Davis (AL) Hare  
Berry Davis (CA) Hastert  
Biggart Davis (KY) Hastings (FL)  
Bilbray Davis, David Hastings (WA)  
Bilirakis Davis, Tom Hayes  
Bishop (NY) Deal (GA) Heller  
Blackburn DeFazio Hensarling  
Blumenauer DeGette Herger  
Blunt Delahunt Herseth Sandlin  
Boehner DeLauro Higgins  
Bonner Dent Hill  
Bono Diaz-Balart, L. Hinchey  
Boozman Diaz-Balart, M. Hirono  
Boren Dicks Hobson  
Boswell Dingell Hodes  
Boustany Doggett Hoekstra  
Boyd (FL) Donnelly Holden  
Boyd (KS) Drake Holt  
Brady (PA) Dreier Honda  
Brady (TX) Duncan Hoyer  
Braley (IA) Ehlers Hulshof  
Brown (SC) Ellison Inglis (SC)  
Brown-Waite, Ellsworth Insole  
Ginny Emanuel Issa  
Buchanan Emerson Jackson (IL)  
Burgess Engel Jackson-Lee  
Burton (IN) English (PA) (TX)  
Butterfield Eshoo Jefferson  
Buyer Etheridge Jindal  
Calvert Fallon Johnson (GA)  
Camp (MI) Farr Johnson, Sam  
Cannon Fattah Jones (NC)  
Cantor Ferguson Jones (OH)  
Capito Filner Jordan  
Capps Flake Kanjorski  
Capuano Forbes Kaptur  
Cardoza Cardoza Fortenberry  
Carnahan Fossella Keller  
Carney Foxx Kennedy  
Carson Frank (MA) Kilpatrick  
Carter Franks (AZ) Kind  
Castle Frelinghuysen King (IA)

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill was passed.

Kingston	Murphy (CT)	Sensenbrenner
Kirk	Murphy, Patrick	Serrano
Klein (FL)	Murphy, Tim	Sestak
Kline (MN)	Musgrave	Shays
Knollenberg	Myrick	Shea-Porter
Kuhl (NY)	Nadler	Sherman
LaHood	Napolitano	Shimkus
Lamborn	Neal (MA)	Shuler
Lampson	Neugebauer	Shuster
Langevin	Nunes	Simpson
Lantos	Oberstar	Sires
Larsen (WA)	Obey	Skelton
Latham	Olver	Slaughter
LaTourette	Ortiz	Smith (NJ)
Lee	Pallone	Smith (NE)
Levin	Pastor	Smith (TX)
Lewis (CA)	Paul	Snyder
Lewis (GA)	Payne	Solis
Lewis (KY)	Pearce	Souder
Linder	Pence	Spratt
Lipinski	Perlmutter	Stearns
LoBiondo	Peterson (MN)	Stupak
Loeb sack	Peterson (PA)	Sullivan
Lofgren, Zoe	Petri	Sutton
Lowey	Pickering	Tancredo
Lucas	Pitts	Tanner
Lungren, Daniel E.	Platts	Tauscher
Lynch	Poe	Taylor
Mack	Pomeroy	Terry
Mahoney (FL)	Porter	Thompson (CA)
Maloney (NY)	Price (GA)	Thompson (MS)
Manzullo	Price (NC)	Thornberry
Markey	Pryce (OH)	Tiahrt
Marshall	Putnam	Tiberi
Matheson	Rahall	Tierney
Matsui	Ramstad	Towns
McCarthy (CA)	Rangel	Turner
McCarthy (NY)	Regula	Udall (NM)
McCaul (TX)	Rehberg	Upton
McCollum (MN)	Reichert	Van Hollen
McCotter	Renzi	Velázquez
McCrery	Reyes	Visclosky
McDermott	Reynolds	Walberg
McGovern	Rodriguez	Walsh (OR)
McHenry	Rogers (AL)	Walsh (NY)
McHugh	Rogers (KY)	Walz (MN)
McIntyre	Rogers (MI)	Wasserman
McKeon	Rohrabacher	Schultz
McMorris	Ros-Lehtinen	Waters
Rodgers	Roskam	Watson
McNerney	Ross	Watt
McNulty	Rothman	Waxman
Meehan	Roybal-Allard	Weiner
Meek (FL)	Royce	Welch (VT)
Meeks (NY)	Ruppersberger	Weldon (FL)
Melancon	Ryan (OH)	Weller
Mica	Ryan (WI)	Westmoreland
Michaud	Salazar	Whitfield
Miller (FL)	Sali	Wicker
Miller (MI)	Sánchez, Linda T.	Wilson (NM)
Miller (NC)	T.	Wilson (OH)
Miller, Gary	Sanchez, Loretta	Wilson (SC)
Miller, George	Sarbanes	Wolf
Mitchell	Saxton	Woolsey
Mollohan	Schakowsky	Wu
Moore (KS)	Schiff	Wynn
Moore (WI)	Schmidt	Yarmuth
Moran (KS)	Schwartz	Young (AK)
Moran (VA)	Scott (GA)	Young (FL)
	Scott (VA)	

NAYS—1

Kucinich  
NOT VOTING—45

Akin	Doolittle	King (NY)
Allen	Doyle	Larson (CT)
Barton (TX)	Edwards	Marchant
Bishop (GA)	Everett	Murtha
Bishop (UT)	Feeney	Pascarell
Boucher	Gordon	Radanovich
Brown, Corrine	Gutierrez	Rush
Campbell (CA)	Harman	Sessions
Costa	Hinojosa	Shadegg
Crowley	Hooley	Smith (WA)
Cubin	Hunter	Space
Culberson	Israel	Stark
Davis (IL)	Johnson (IL)	Udall (CO)
Davis, Jo Ann	Johnson, E. B.	Wamp
Davis, Lincoln	Kagen	Wexler

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk notify the Senate thereof.

¶79.25 H. RES. 418—UNFINISHED BUSINESS

The SPEAKER pro tempore, Ms. SUTTON, pursuant to clause 8, rule XX, announced the further unfinished business to be the motion to suspend the rules and agree to said resolution (H. Res. 418) recognizing and welcoming the delegation of Presidents, Prime Ministers, and Foreign Ministers from the Caribbean to Washington, D.C., and commending the Caribbean Community (CARICOM) for holding the Conference of the Caribbean.

The question being put,

Will the House suspend the rules and agree to said resolution?

The vote was taken by electronic device.

It was decided in the { Yeas ..... 386  
affirmative ..... } Nays ..... 0

¶79.26 [Roll No. 450]

YEAS—386

Abercrombie	Clay	Gonzalez
Ackerman	Cleaver	Goode
Aderholt	Clyburn	Goodlatte
Alexander	Coble	Granger
Altmire	Cohen	Graves
Andrews	Cole (OK)	Green, Al
Arcuri	Conaway	Green, Gene
Baca	Conyers	Grijalva
Bachmann	Cooper	Hall (NY)
Bachus	Costello	Hall (TX)
Baird	Courtney	Hare
Baker	Cramer	Hastert
Baldwin	Crenshaw	Hastings (FL)
Barrett (SC)	Cuellar	Hastings (WA)
Barrow	Cummings	Hayes
Bartlett (MD)	Davis (AL)	Heller
Bean	Davis (CA)	Hensarling
Becerra	Davis (KY)	Herger
Berkley	Davis, David	Herseth Sandlin
Berman	Davis, Tom	Higgins
Berry	Deal (GA)	Hill
Biggert	DeFazio	Hinchee
Bilbray	DeGette	Hirono
Bilirakis	Delahunt	Hobson
Bishop (NY)	DeLauro	Hodes
Blackburn	Dent	Hoekstra
Blumenauer	Diaz-Balart, L.	Holden
Blunt	Diaz-Balart, M.	Holt
Boehner	Dicks	Honda
Bonner	Dingell	Hoyer
Bono	Doggett	Hulshof
Boozman	Donnelly	Inglis (SC)
Boren	Drake	Inslee
Boswell	Dreier	Issa
Boucher	Duncan	Jackson (IL)
Boustany	Ehlers	Jackson-Lee
Boyd (FL)	Ellison	(TX)
Boyda (KS)	Ellsworth	Jefferson
Brady (PA)	Emanuel	Jindal
Brady (TX)	Emerson	Johnson (GA)
Braley (IA)	Engel	Johnson, Sam
Brown (SC)	English (PA)	Jones (NC)
Brown-Waite,	Eshoo	Jones (OH)
Ginny	Etheridge	Jordan
Buchanan	Fallin	Kanjorski
Burgess	Farr	Kaptur
Burton (IN)	Fattah	Keller
Butterfield	Ferguson	Kennedy
Buyer	Finer	Kildee
Calvert	Flake	Kilpatrick
Camp (MI)	Forbes	Kind
Cannon	Fortenberry	King (IA)
Cantor	Fossella	Kingston
Capito	Fox	Kirk
Capps	Frank (MA)	Klein (FL)
Capuano	Franks (AZ)	Kline (MN)
Cardoza	Frelinghuysen	Knollenberg
Carnahan	Gallely	Kucinich
Carney	Garrett (NJ)	Kuhl (NY)
Carson	Gerlach	LaHood
Carter	Giffords	Lamborn
Castle	Gilchrest	Lampson
Castor	Gillibrand	Langevin
Chabot	Gillmor	Lantos
Chandler	Gingrey	Larsen (WA)
Clarke	Gohmert	Latham

LaTourette	Oberstar	Shimkus
Lee	Obey	Shuler
Levin	Olver	Shuster
Lewis (CA)	Ortiz	Simpson
Lewis (GA)	Pallone	Sires
Lewis (KY)	Pastor	Skelton
Lipinski	Paul	Slaughter
LoBiondo	Payne	Smith (NE)
Loeb sack	Pearce	Smith (NJ)
Lofgren, Zoe	Pence	Smith (TX)
Lowey	Perlmutter	Snyder
Lucas	Peterson (MN)	Solis
Lungren, Daniel E.	Peterson (PA)	Souder
Lynch	Petri	Space
Mack	Pickering	Spratt
Mahoney (FL)	Pitts	Stearns
Maloney (NY)	Platts	Stupak
Markey	Poe	Sullivan
Marshall	Pomeroy	Sutton
Matheson	Porter	Tancredo
Matsui	Price (GA)	Tanner
McCarthy (CA)	Price (NC)	Tauscher
McCarthy (NY)	Pryce (OH)	Taylor
McCaul (TX)	Putnam	Terry
McCollum (MN)	Rahall	Thompson (CA)
McCotter	Ramstad	Thompson (MS)
McCrery	Regula	Thornberry
McDermott	Rehberg	Tiahrt
McGovern	Reichert	Tiberi
McHenry	Renzi	Tierney
McHugh	Reyes	Towns
McIntyre	Reynolds	Turner
McKeon	Rodriguez	Udall (NM)
McMorris	Rogers (AL)	Upton
Rodgers	Rogers (KY)	Van Hollen
McNerney	Rogers (MI)	Velázquez
McNulty	Rohrabacher	Visclosky
Meehan	Roskam	Walberg
Meek (FL)	Ross	Walden (OR)
Meeks (NY)	Rothman	Walsh (NY)
Melancon	Royleb-Allard	Walz (MN)
Mica	Royce	Wasserman
Michaud	Ruppersberger	Schultz
Miller (FL)	Ryan (OH)	Waters
Miller (MI)	Ryan (WI)	Watson
Miller (NC)	Ryan (OH)	Watt
Miller, Gary	Salazar	Waxman
Miller, George	Sali	Weiner
Mitchell	Sánchez, Linda T.	Welch (VT)
Mollohan	T.	Weldon (FL)
Moore (KS)	Sanchez, Loretta	Weller
Moore (WI)	Sarbanes	Westmoreland
Moran (KS)	Saxton	Whitfield
Moran (VA)	Schakowsky	Wicker
	Schiff	Wilson (NM)
	Schmidt	Wilson (OH)
	Schwartz	Wilson (SC)
	Scott (GA)	Wolf
	Scott (VA)	Woolsey
	Scott (VA)	
	Sensenbrenner	
	Serrano	
	Sestak	
	Shays	
	Shea-Porter	
	Sherman	
	Shuler	
	Shuster	
	Simpson	
	Sires	
	Skelton	
	Slaughter	
	Smith (NE)	
	Smith (NJ)	
	Smith (TX)	
	Snyder	
	Solis	
	Souder	
	Space	
	Spratt	
	Stearns	
	Stupak	
	Sullivan	
	Sutton	
	Tancredo	
	Tanner	
	Tauscher	
	Taylor	
	Terry	
	Thompson (CA)	
	Thompson (MS)	
	Thornberry	
	Tiahrt	
	Tiberi	
	Tierney	
	Towns	
	Turner	
	Udall (NM)	
	Upton	
	Van Hollen	
	Velázquez	
	Visclosky	
	Walberg	
	Walden (OR)	
	Walsh (NY)	
	Walz (MN)	
	Wasserman	
	Schultz	
	Waters	
	Watson	
	Watt	
	Waxman	
	Weiner	
	Welch (VT)	
	Weldon (FL)	
	Weller	
	Westmoreland	
	Whitfield	
	Wicker	
	Wilson (NM)	
	Wilson (OH)	
	Wilson (SC)	
	Wolf	
	Woolsey	
	Wu	
	Wynn	
	Yarmuth	
	Young (AK)	
	Young (FL)	

NOT VOTING—46

Akin	Edwards	Manzullo
Allen	Everett	Marchant
Barton (TX)	Feeney	Murtha
Bishop (GA)	Gordon	Pascarell
Bishop (UT)	Gutierrez	Radanovich
Boucher	Harman	Rangel
Brown, Corrine	Hinojosa	Rush
Campbell (CA)	Hooley	Sessions
Costa	Hunter	Shadegg
Crowley	Israel	Smith (WA)
Cubin	Culberson	Stark
Davis (IL)	Davis (IL)	Udall (CO)
Davis, Jo Ann	Davis, Jo Ann	Kagen
Davis, Lincoln	Davis, Lincoln	King (NY)
	Doolittle	Larson (CT)
	Doyle	Linder

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said resolution was agreed to.

A motion to reconsider the vote whereby the rules were suspended and said resolution was agreed to was, by unanimous consent, laid on the table.

¶79.27 ENERGY AND WATER APPROPRIATIONS FY 2008

Mr. VISCLOSESKY submitted a privileged report (Rept. No. 110-185) on the

bill (H.R. 2641) making appropriations for energy and water development and related agencies for the fiscal year ending September 30, 2008, and for other purposes.

When said bill and report were referred to the Union Calendar and ordered printed.

Pursuant to clause 1 of rule XXI, all points of order were reserved.

¶79.28 MILITARY CONSTRUCTION AND VA APPROPRIATIONS FY 2008

Mr. VISCLOSKY submitted a privileged report (Rept. No. 110-186) on the bill (H.R. 2642) making appropriations for military construction, the Department of Veterans Affairs, and related agencies for the fiscal year ending September 30, 2008, and for other purposes.

When said bill and report were referred to the Union Calendar and ordered printed.

Pursuant to clause 1 of rule XXI, all points of order were reserved.

¶79.29 INTERIOR APPROPRIATIONS FY 2008

Ms. KAPTUR submitted a privileged report (Rept. No. 110-187) on the bill (H.R. 2643) making appropriations for the Department of the Interior, environment, and related agencies for the fiscal year ending September 30, 2008, and for other purposes.

When said bill and report were referred to the Union Calendar and ordered printed.

Pursuant to clause 1 of rule XXI, all points of order were reserved.

¶79.30 BILLS PRESENTED TO THE PRESIDENT

Lorraine C. Miller, Clerk of the House reported that on June 6, 2007, she presented to the President of the United States, for his approval, the following bills.

H.R. 1675. An Act to suspend the requirements of the Department of Housing and Urban Development regarding electronic filing of previous participation certificates and regarding filing of such certificates with respect to certain low-income housing investors.

H.R. 1676. An Act to reauthorize the program of the Secretary of Housing and Urban Development for loan guarantees for Indian housing.

¶79.31 LEAVE OF ABSENCE

By unanimous consent, leave of absence was granted—

To Mr. CULBERSON, for today;

To Mr. DAVIS of Illinois, for today;

To Mr. EVERETT, for today;

To Mr. GUTIERREZ, for today and June 12; and

To Mr. SESSIONS, for today and balance of the week.

And then,

¶79.32 ADJOURNMENT

On motion of Mr. BURGESS, at 10 o'clock and 50 minutes p.m., the House adjourned.

¶79.33 REPORTS OF COMMITTEES ON PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XIII, reports of committees were delivered to the Clerk for printing and reference to the proper calendar, as follows:

Ms. SLAUGHTER: Committee on Rules. House Resolution 473. Resolution providing for consideration of the bill (H.R. 2638) making appropriations for the Department of Homeland Security for the fiscal year ending September 30, 2008, and for other purposes (Rept. 110-184). Referred to the House Calendar.

Mr. VISCLOSKY: Committee on Appropriations. H.R. 2641. A bill making appropriations for energy and water development and related agencies for the fiscal year ending September 30, 2008, and for other purposes (Rept. 110-185). Referred to the Committee of the Whole House on the state of the Union.

Mr. EDWARDS: Committee on Appropriations. H.R. 2642. A bill making appropriations for military construction, the Department of Veterans Affairs, and related agencies for the fiscal year ending September 30, 2008, and for other purposes (Rept. 110-186). Referred to the Committee of the Whole House on the state of the Union.

Mr. DICKS: Committee on Appropriations. H.R. 2643. A bill making appropriations for the Department of the Interior, environment, and related agencies for the fiscal year ending September 30, 2008, and for other purposes (Rept. 110-187). Referred to the Committee of the Whole House on the state of the Union.

Mr. DINGELL: Committee on Energy and Commerce. H.R. 251. A bill to amend the Communications Act of 1934 to prohibit manipulation of caller identification information, and for other purposes; with an amendment (Rept. 110-188). Referred to the Committee of the Whole House on the state of the Union.

¶79.34 PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XII, public bills and resolutions were introduced and severally referred, as follows:

By Mr. BOUSTANY:

H.R. 2639. A bill to amend the Internal Revenue Code of 1986 to modify the rules with respect to health savings accounts and medical savings accounts, and for other purposes; to the Committee on Ways and Means, and in addition to the Committee on Energy and Commerce, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mrs. MCCARTHY of New York (for herself, Mr. BOUCHER, Mr. DINGELL, Mr. SMITH of Texas, Mr. BISHOP of New York, Mr. CASTLE, Mr. EMANUEL, Mrs. LOWEY, Mr. MOORE of Kansas, Mr. MORAN of Virginia, Mr. PASCRELL, Ms. SCHAKOWSKY, Mr. SHAYS, Ms. WASSERMAN SCHULTZ, and Mrs. CAPPS):

H.R. 2640. A bill to improve the National Instant Criminal Background Check System, and for other purposes; to the Committee on the Judiciary.

By Mr. JEFFERSON:

H.R. 2644. A bill to amend title XVIII of the Social Security Act to provide for coverage of marriage and family therapist services under Medicare part B, and for other purposes; to the Committee on Energy and Commerce, and in addition to the Committee on Ways and Means, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. JEFFERSON:

H.R. 2645. A bill to amend the Juvenile Justice and Delinquency Prevention Act of 1974 to improve mental health and substance abuse treatment by providing grants for justice system personnel training, treatment programs, and diversion programs, and for other purposes; to the Committee on Education and Labor, and in addition to the Committee on the Judiciary, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. JEFFERSON:

H.R. 2646. A bill to amend the Public Health Service Act to establish grant programs to provide funding for mental health services in response to public health emergencies, for statewide plans for providing such services in response to such emergencies, and for the training of mental health professional with respect to the treatment of victims of such emergencies, and to establish the National Mental Health Crisis Response Technical Assistance Center; to the Committee on Energy and Commerce.

By Mr. JEFFERSON:

H.R. 2647. A bill to amend the Public Health Service Act to improve mental health and substance abuse services for juveniles; to the Committee on Energy and Commerce.

By Mr. ABERCROMBIE:

H.R. 2648. A bill to amend the Internal Revenue Code of 1986 to repeal the reduction in the deductible portion of expenses for business meals and entertainment; to the Committee on Ways and Means.

By Mr. BILBRAY (for himself and Mr. HUNTER):

H.R. 2649. A bill to make amendments to the Reclamation Projects Authorization and Adjustment Act of 1992; to the Committee on Natural Resources.

By Mr. BOYD of Florida:

H.R. 2650. A bill to modify certain water resources projects for the Apalachicola, Chattahoochee, and Flint Rivers, Georgia, Florida, and Alabama; to the Committee on Transportation and Infrastructure.

By Mr. ENGEL:

H.R. 2651. A bill to require large publicly traded companies and significant emitters of greenhouse gases to report their emissions to the Environmental Protection Agency, and for other purposes; to the Committee on Energy and Commerce, and in addition to the Committee on Financial Services, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. ENGLISH of Pennsylvania:

H.R. 2652. A bill to amend the Internal Revenue Code of 1986 to generate renewable energy and encourage novel technologies related to the production of energy, and for other purposes; to the Committee on Ways and Means.

By Mr. GRAVES:

H.R. 2653. A bill to provide for priority consideration for grade crossing safety improvements where there have been serious collisions; to the Committee on Transportation and Infrastructure.

By Ms. HERSETH SANDLIN (for herself and Mr. MCGOVERN):

H.R. 2654. A bill to designate the facility of the United States Postal Service located at 202 South Dumont Avenue in Woonsocket, South Dakota, as the "Eleanor McGovern Post Office Building"; to the Committee on Oversight and Government Reform.

By Ms. HIRONO:

H.R. 2655. A bill to provide for a loan forgiveness program for certain individuals who serve as early childhood educators; to the Committee on Education and Labor.

By Mr. MAHONEY of Florida (for himself and Mr. PUTNAM):

H.R. 2656. A bill to enhance the ongoing profitability and viability of America's farms, forests, and ranches by making conservation activities more cost-effective and efficient, by creating new revenue opportunities through biofuels, and for other purposes; to the Committee on Agriculture, and in addition to the Committees on Energy and Commerce, and Science and Technology, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mrs. MCCARTHY of New York (for herself, Ms. WOOLSEY, and Mr. KILDEE):

H.R. 2657. A bill to amend the Employee Retirement Income Security Act of 1974 to ensure that employees are not improperly disqualified from benefits under pension plans and welfare plans based on the misclassification or reclassification of their status; to the Committee on Education and Labor.

By Mr. MCHUGH:

H.R. 2658. A bill to amend the Internal Revenue Code of 1986 to provide a tax credit for farmers' investments in value-added agriculture; to the Committee on Ways and Means.

By Mr. POMEROY (for himself, Mr. HULSHOF, Mr. PETERSON of Minnesota, Mr. MORAN of Kansas, Mr. UDALL of Colorado, and Mrs. McMORRIS RODGERS):

H.R. 2659. A bill to treat payments under the Conservation Reserve Program as rentals from real estate; to the Committee on Ways and Means.

By Mr. RUPPERSBERGER (for himself, Ms. KILPATRICK, and Ms. WASSERMAN SCHULTZ):

H.R. 2660. A bill to amend title VII of the Civil Rights Act of 1964 to extend the period for filing charges of discrimination in violation of such title and to provide relief for certain current injuries arising from compensation calculations attributable to compensation decisions made at any time in violation of such title; to the Committee on Education and Labor.

By Mr. SARBANES:

H.R. 2661. A bill to make careers in public service more feasible for students with high educational debt; to the Committee on Education and Labor.

By Mrs. SCHMIDT:

H.R. 2662. A bill to require the Secretary of Transportation to collect certain data pertaining to cancelled and diverted flights of air carriers; to the Committee on Transportation and Infrastructure.

By Mr. SHUSTER:

H.R. 2663. A bill to amend title 49, United States Code, to direct the Secretary of Homeland Security to extend a requirement for the prescreening of air passengers to international flights that overfly the United States; to the Committee on Homeland Security.

By Mr. WEINER:

H.R. 2664. A bill to require the Federal Government to reimburse a State or local government for financial losses incurred when an employee of the State or local government who performs public safety or first responder duties and who is also a member of a reserve component of the uniformed services is called or ordered to active duty for a period of more than 30 days; to the Committee on Armed Services.

By Mr. WELCH of Vermont (for himself and Mr. HODES):

H.R. 2665. A bill to authorize the Secretary of the Interior to provide assistance in implementing cultural heritage, conservation, and recreational activities in the Connecticut River watershed of the States of New Hampshire and Vermont; to the Committee on Natural Resources.

By Mr. RUSH:

H.R. 2666. A bill to provide for the implementation of a system of licensing for purchasers of certain firearms and for a record of sale system for those firearms, and for other purposes; to the Committee on the Judiciary.

By Ms. WOOLSEY:

H.R. 2667. A bill to provide for the establishment of a disabled farmers' market nutrition pilot program; to the Committee on Agriculture.

By Mr. WU:

H.R. 2668. A bill to amend the Elementary and Secondary Education Act of 1965 to reduce class size through the use of fully qualified teachers, and for other purposes; to the Committee on Education and Labor.

By Mr. RANGEL:

H. Con. Res. 167. Concurrent resolution expressing the sense of Congress that Lena Horne should be recognized as one of the most popular performers of the 1940s and 1950s and for her outspoken opposition to racial and social injustice; to the Committee on Oversight and Government Reform.

By Mr. MCINTYRE (for himself, Mr. ISSA, Mr. BURTON of Indiana, Mr. HAYES, Mr. CONAWAY, Mr. WAMP, Mr. BISHOP of Georgia, Mr. ROSS, Mr. CARDOZA, Mr. MARCHANT, Mr. LANTOS, Mr. ADERHOLT, Mr. SCOTT of Georgia, Mr. FILNER, Mr. KUHLMAN of New York, Mr. LINCOLN DAVIS of Tennessee, Mrs. MUSGRAVE, Mr. AKIN, Mr. SULLIVAN, Mr. PITTS, Mr. SOUDER, Mr. PICKERING, Mr. GARY G. MILLER of California, Mr. SKELTON, Mr. RAHALL, Mr. ALEXANDER, Mr. BAKER, Mr. BARTLETT of Maryland, Mr. ETHERIDGE, Mr. MARSHALL, Mr. BOREN, Mr. MATHESON, Mr. ARCURI, Mr. SHULER, Mr. FORBES, Mr. COOPER, Mr. LINCOLN DIAZ-BALART of Florida, Mr. LIPINSKI, Mr. SHIMKUS, Mr. KINGSTON, Mr. GARRETT of New Jersey, Mr. GOODE, Mr. DAVIS of Kentucky, Mr. ABERCROMBIE, Mr. JONES of North Carolina, Mr. CANTOR, Mr. SPRATT, Mr. LAMPSON, Mr. MICHAUD, Ms. LINDA T. SANCHEZ of California, and Ms. JACKSON-LEE of Texas):

H. Res. 474. A resolution recognizing the immeasurable contributions of fathers in the healthy development of children, supporting responsible fatherhood, and encouraging greater involvement of fathers in the lives of their children, especially on Father's Day; to the Committee on Education and Labor.

By Mr. GRIJALVA:

H. Res. 475. A resolution congratulating the University of Arizona Wildcats for winning the 2007 National Collegiate Athletic Association Division I Softball Championship; to the Committee on Education and Labor.

By Mr. MEEHAN (for himself, Mr. SHAYS, Mrs. MALONEY of New York, Mr. HONDA, Mr. MICA, Mr. WAXMAN, and Mr. CAMPBELL of California):

H. Res. 476. A resolution condemning bigotry, violence, and discrimination against Iranian-Americans; to the Committee on the Judiciary.

By Mr. GARY G. MILLER of California (for himself, Mr. FRANK of Massachusetts, Mr. BACHUS, Ms. WATERS, Mrs. BIGGERT, Mr. HINOJOSA, Mr. NEUGEBAUER, Mr. CLAY, Mr. DAVIS of Kentucky, Mr. MANZULLO, Mr. AL GREEN of Texas, Mrs. MCCARTHY of New York, Mrs. MALONEY of New York, Mr. WATT, and Mr. ROSKAM):

H. Res. 477. A resolution recognizing National Homeownership Month and the importance of homeownership in the United States; to the Committee on Financial Services.

¶79.35 ADDITIONAL SPONSORS

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

H.R. 23: Mr. RADANOVICH, Mr. BISHOP of Georgia, Mr. SCHIFF, Mr. BAIRD, Mr. HASTINGS of Florida, Mr. MEEHAN, Mr. KILDEE, Mr. RAMSTAD, Ms. JACKSON-LEE of Texas, Mr. THOMPSON of California, Mr. GUTIERREZ, Mr. HINOJOSA, Mr. CAMP of Michigan, Mr. PLATTS, Mr. LYNCH, Mr. SHERMAN, Mr. CLEAVER, and Ms. NORTON.

H.R. 25: Mr. GILCHREST.

H.R. 35: Mr. HARE.

H.R. 82: Mr. BAKER, Mr. BUCHANAN, Mr. DONNELLY, Mr. MILLER of North Carolina, Mr. SESTAK and Mr. SULLIVAN.

H.R. 176: Mr. WEXLER.

H.R. 237: Mr. MATHESON.

H.R. 303: Mr. ADERHOLT.

H.R. 333: Mr. BISHOP of Georgia.

H.R. 464: Mr. SERRANO.

H.R. 555: Mr. BUTTERFIELD.

H.R. 621: Ms. SCHWARTZ, Mr. FORTENBERRY, Mrs. JO ANN DAVIS of Virginia, and Mr. HAYES

H.R. 662: Mr. GRIJALVA, and Mr. MCGOVERN.

H.R. 675: Mr. BOOZMAN.

H.R. 690: Mr. TIBERI, Mrs. MALONEY of New York, and Mr. SIRES.

H.R. 715: Mr. PAYNE, Ms. HIRONO, Mr. JEFFERSON, Mr. WALZ of Minnesota, Ms. EDDIE BERNICE JOHNSON of Texas, and Mr. BISHOP of New York.

H.R. 718: Mr. ISRAEL.

H.R. 741: Mr. PRICE of North Carolina.

H.R. 758: Mr. SMITH of Washington and Mr. ELLISON.

H.R. 760: Mr. PASTOR and Ms. NORTON.

H.R. 784: Mr. LANGEVIN and Mr. BISHOP of Georgia.

H.R. 857: Mr. LEWIS of Kentucky.

H.R. 928: Mr. GORDON.

H.R. 943: Mr. LARSEN of Washington.

H.R. 962: Ms. BALDWIN.

H.R. 971: Ms. FOX.

H.R. 980: Mr. STUPAK, Mr. SALAZAR, Mr. SNYDER, Mr. ELLISON, and Mr. GUTIERREZ.

H.R. 997: Mr. STEARNS, Mr. WELLER, and Mr. PETERSON of Pennsylvania.

H.R. 1038: Mr. COOPER.

H.R. 1043: Mr. SCOTT of Georgia.

H.R. 1073: Mr. DEFAZIO.

H.R. 1098: Mr. GERLACH and Mr. LATOURETTE.

H.R. 1102: Mr. HINOJOSA.

H.R. 1108: Mr. ALEXANDER, Mr. CARNAHAN, and Mr. BRADY of Pennsylvania.

H.R. 1113: Mr. CUMMINGS, Mr. FATTAH, Mrs. JO ANN DAVIS of Virginia, Mr. SOUDER, Ms. GRANGER, Mr. PRICE of North Carolina, Mr. DELAHUNT, Mr. HINOJOSA, and Mr. WEXLER.

H.R. 1115: Mr. MCNULTY.

H.R. 1187: Mr. VISCLOSKEY.

H.R. 1189: Ms. SHEA-PORTER.

H.R. 1192: Mr. MILLER of North Carolina.

H.R. 1239: Mr. FOSSELLA.

H.R. 1261: Ms. FALLIN, Mr. REICHERT, Mr. BUCHANAN, and Mr. STEARNS.

H.R. 1280: Mrs. MALONEY of New York, and Mr. MCGOVERN.

H.R. 1295: Mr. GOODE, Mr. FRANKS of Arizona, and Mr. HUNTER.

H.R. 1304: Mr. COBLE, Mr. BOREN, Mr. WESTMORELAND, Mr. HODES, Mr. LATHAM, and Mr. PETERSON of Minnesota.

H.R. 1338: Mr. GENE GREEN of Texas, Mr. BAIRD, Mr. MCNERNEY, Mr. WELCH of Vermont, and Ms. VELÁZQUEZ.

H.R. 1363: Mr. KUCINICH, Ms. ROYBAL-ALLARD, Ms. ZOE LOFGREN of California, Mr. GORDON, and Mr. POMEROY.

H.R. 1366: Mr. PEARCE and Mr. EHLERS.

H.R. 1418: Mr. FERGUSON, Mr. LOBIONDO, Mr. FORTUÑO, Mrs. BOYDA of Kansas, Mr. CARNEY, Mrs. CHRISTENSEN, Mr. SMITH of New Jersey, and Mr. PICKERING.

H.R. 1428: Mr. WAMP.  
 H.R. 1441: Mrs. DAVIS of California and Mrs. MALONEY of New York.  
 H.R. 1456: Mr. SCHIFF and Mr. CROWLEY.  
 H.R. 1459: Mr. JONES of North Carolina and Mr. WHITFIELD.  
 H.R. 1475: Ms. SCHAKOWSKY.  
 H.R. 1496: Mr. CARTER.  
 H.R. 1514: Mr. GINGREY and Mr. REHBERG.  
 H.R. 1542: Mr. KUCINICH.  
 H.R. 1551: Ms. WATERS.  
 H.R. 1567: Mr. AL GREEN of Texas.  
 H.R. 1576: Mr. HARE, Mr. LEWIS of Kentucky, Mr. WELLER, and Mr. SESTAK.  
 H.R. 1673: Mr. HERGER.  
 H.R. 1705: Mr. McDERMOTT, Mrs. MALONEY of New York, Mr. SERRANO, Mr. DAVIS of Illinois, and Mr. FILNER.  
 H.R. 1707: Mr. WU and Mr. EMANUEL.  
 H.R. 1709: Mr. ARCURI.  
 H.R. 1732: Mr. YOUNG of Alaska.  
 H.R. 1776: Mr. LINCOLN DAVIS of Tennessee and Mr. DAVIS of Illinois.  
 H.R. 1780: Mr. FEENEY.  
 H.R. 1783: Mr. KUCINICH, Mr. CLAY, and Mr. WEINER.  
 H.R. 1791: Mr. WESTMORELAND.  
 H.R. 1809: Mr. PETERSON of Minnesota.  
 H.R. 1810: Mr. CROWLEY.  
 H.R. 1845: Mr. CRAMER, Mr. RYAN of Ohio, Mr. CAMP of Michigan, Mr. MORAN of Kansas, Mr. SALAZAR, Mr. BRALEY of Iowa, and Ms. BALDWIN.  
 H.R. 1866: Mr. BOUSTANY, Ms. ZOE LOFGREN of California, Mr. HELLER, and Mr. FORTUÑO.  
 H.R. 1912: Mr. FORTUÑO.  
 H.R. 1957: Mrs. NAPOLITANO, Mr. ALLEN, Ms. NORTON, Ms. MOORE of Wisconsin, Mr. KENNEDY, Mr. WEXLER, and Mr. GRIJALVA.  
 H.R. 1975: Mr. ORTIZ, Mr. PERLMUTTER, and Mr. JONES of North Carolina.  
 H.R. 1977: Mr. FERGUSON, Mr. LOBIONDO, and Mr. SIREs.  
 H.R. 2017: Mr. ABERCROMBIE.  
 H.R. 2027: Mr. CARNEY, Mrs. JO ANN DAVIS of Virginia, and Mr. GORDON.  
 H.R. 2032: Ms. MCCOLLUM of Minnesota, Ms. HIRONO, and Ms. SLAUGHTER.  
 H.R. 2060: Mr. HASTINGS of Washington and Mr. McINTYRE.  
 H.R. 2109: Mr. CANTOR.  
 H.R. 2111: Mr. CONYERS.  
 H.R. 2129: Ms. WATERS, Mr. GONZALEZ, Mr. GEORGE MILLER of California, and Mr. EMANUEL.  
 H.R. 2131: Mr. MARKEY.  
 H.R. 2164: Mr. ALEXANDER.  
 H.R. 2165: Mrs. NAPOLITANO, Mr. HOLT, Mr. CONYERS, Mrs. BONO, Mr. HILL, Ms. CASTOR, and Mr. McDERMOTT.  
 H.R. 2169: Mr. PASCARELL.  
 H.R. 2232: Ms. BERKLEY.  
 H.R. 2265: Mr. DINGELL and Ms. HIRONO.  
 H.R. 2287: Mrs. CHRISTENSEN.  
 H.R. 2295: Mr. THOMPSON of California, Mr. THOMPSON of Mississippi, and Ms. SUTTON.  
 H.R. 2304: Ms. WOOLSEY and Mr. MATHESON.  
 H.R. 2341: Mr. SHAYS and Mr. GRIJALVA.  
 H.R. 2347: Mr. BACA, Mr. CAPUANO, Mr. BERMAN, Ms. ROS-LEHTINEN, Mr. GUTIERREZ, Ms. BERKLEY, Mr. HODES, Mr. HONDA, and Ms. WASSERMAN SCHULTZ.  
 H.R. 2349: Mr. WYNN.  
 H.R. 2352: Mr. LEWIS of Georgia.  
 H.R. 2358: Mr. CASTLE.  
 H.R. 2362: Mr. SESSIONS and Mr. ROHR-ABACHER.  
 H.R. 2367: Mr. GRIJALVA.  
 H.R. 2373: Mr. ABERCROMBIE.  
 H.R. 2384: Mr. DAVIS of Illinois and Mr. MCGOVERN.  
 H.R. 2392: Ms. HIRONO and Ms. ZOE LOFGREN of California.  
 H.R. 2401: Ms. WATERS.  
 H.R. 2417: Mr. MCGOVERN.  
 H.R. 2421: Mr. EMANUEL.  
 H.R. 2425: Mr. BLUNT.  
 H.R. 2426: Mr. PETERSON of Minnesota.  
 H.R. 2435: Mr. HOLT.

H.R. 2443: Mr. KING of New York, Mr. LEWIS of Kentucky, Mr. MCCAUL of Texas, Mr. DONNELLY, Ms. WASSERMAN SCHULTZ, Mr. DENT, and Mr. ISRAEL.

H.R. 2458: Mr. SAM JOHNSON of Texas.  
 H.R. 2470: Mr. CARNAHAN, Mr. COURTNEY, Mr. FATTAH, and Mr. OBERSTAR.  
 H.R. 2499: Ms. JACKSON-LEE of Texas.  
 H.R. 2503: Ms. BALDWIN, Mrs. DAVIS of California, and Ms. KILPATRICK.  
 H.R. 2508: Mrs. MYRICK and Mrs. JO ANN DAVIS of Virginia.  
 H.R. 2537: Mr. ISRAEL and Ms. BORDALLO.  
 H.R. 2593: Mr. HINOJOSA and Mr. ORTIZ.  
 H.R. 2604: Ms. NORTON, Mr. DAVIS of Illinois, Mrs. MALONEY of New York, Mr. TOWNS, Mr. McDERMOTT, and Mr. McNULTY.  
 H.R. 2605: Mr. BISHOP of New York and Mr. FILNER.  
 H.R. 2633: Mr. DAVIS of Illinois.  
 H.R. 2637: Ms. SHEA-PORTER.  
 H.J. Res. 9: Mr. BOEHNER, Mr. BUYER, Mr. FEENEY, Mr. STEARNS, and Mr. EVERETT.  
 H.J. Res. 12: Mr. LEWIS of Kentucky, Mr. GORDON, Mr. LINCOLN DAVIS of Tennessee, Mr. FRELINGHUYSEN, Mr. FRANKS of Arizona, Mr. TANCREDO, Ms. HERSETH SANDLIN, and Mr. HENSARLING.  
 H.J. Res. 28: Mr. DAVIS of Alabama, Mr. RYAN of Ohio, Mr. KUCINICH, Mr. COHEN, Mr. RANGEL, Ms. LEE, Mr. DAVIS of Illinois, Ms. CARSON, Mr. FILNER, Mr. AL GREEN of Texas, Mr. HOLT, Ms. JACKSON-LEE of Texas, Ms. EDDIE BERNICE JOHNSON of Texas, Mr. KENNEDY, Ms. SCHAKOWSKY, Mr. TOWNS, and Mr. WATT.  
 H. Con. Res. 21: Mr. DAVIS of Kentucky.  
 H. Con. Res. 104: Ms. BERKLEY.  
 H. Con. Res. 138: Mr. PASCARELL, Mr. LOBIONDO, Mr. SAXTON, Mr. HOLT, Mr. GARRETT of New Jersey, Ms. CORRINE BROWN of Florida, Mr. JEFFERSON, Ms. JACKSON-LEE of Texas, Mr. BUTTERFIELD, Mr. CONYERS, Ms. LEE, Mr. DAVIS of Illinois, and Mr. FERGUSON.  
 H. Con. Res. 162: Mr. COURTNEY.  
 H. Res. 226: Mr. FILNER.  
 H. Res. 231: Mr. WELLER.  
 H. Res. 257: Mr. BRADY of Pennsylvania, Mr. COBLE, Mr. MCHUGH, and Mr. SESSIONS.  
 H. Res. 282: Ms. MOORE of Wisconsin, Mr. MEEKS of New York, Mr. WALSH of New York, Mr. JOHNSON of Georgia, Mr. WELLER, Mr. HINOJOSA, and Mr. SESTAK.  
 H. Res. 287: Ms. MATSUI.  
 H. Res. 353: Ms. LEE and Mr. FERGUSON.  
 H. Res. 356: Mr. HOLT, Mr. KENNEDY, Mr. CROWLEY, Mr. SPACE, and Mr. PAYNE.  
 H. Res. 395: Mr. SARBANES.  
 H. Res. 431: Mr. ELLISON, Mr. BERMAN, and Ms. SCHAKOWSKY.  
 H. Res. 442: Mr. PRICE of North Carolina.  
 H. Res. 444: Mr. COHEN.  
 H. Res. 467: Mr. MARIO DIAZ-BALART of Florida, Mr. SHERMAN, Mr. SESSIONS, Mr. ETHERIDGE, Mr. MARSHALL, Mrs. MALONEY of New York, Mr. CANTOR, Mrs. TAUSCHER, Mr. HENSARLING, and Ms. MATSUI.

## TUESDAY, JUNE 12, 2007 (80)

### ¶80.1 APPOINTMENT OF SPEAKER PRO TEMPORE

The House was called to order at 9 a.m. by the SPEAKER pro tempore, Mr. SARBANES, who laid before the House the following communication:

WASHINGTON, DC,  
 June 12, 2007.

I hereby appoint the Honorable JOHN P. SARBANES to act as Speaker pro tempore on this day.

NANCY PELOSI,

*Speaker of the House of Representatives.*

Whereupon, pursuant to the order of the House of January 4, 2007, Members

were recognized for morning-hour debate.

### ¶80.2 RECESS—9:05 A.M.

The SPEAKER pro tempore, Mr. SARBANES, pursuant to clause 12(a) of rule I, declared the House in recess at 9 o'clock and 5 minutes a.m., until 10 a.m.

### ¶80.3 AFTER RECESS—10 A.M.

The SPEAKER pro tempore, Mr. SALAZAR, called the House to order.

### ¶80.4 APPROVAL OF THE JOURNAL

The SPEAKER pro tempore, Mr. SALAZAR, announced he had examined and approved the Journal of the proceedings of Monday, June 11, 2007.

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

### ¶80.5 COMMUNICATIONS

Executive and other communications, pursuant to clause 8, rule XII, were referred as follows:

2145. A letter from the Acting Administrator, Department of Agriculture, transmitting the Department's final rule — Uniform Compliance Date for Food Labeling Regulations [Docket No. FSIS-2006-0045] (RIN: 0583-AD05) received April 25, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

2146. A letter from the Attorney, Office of Assistant General Counsel for Legislation and Regulatory Law, Department of Energy, transmitting the Department's final rule — Energy Conservation Standards for Certain Ceiling Fan Light Kits (RIN: 1904-AB54) received March 26, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

2147. A letter from the Deputy Assistant Administrator, Department of Justice, transmitting the Department's final rule — Schedules of Controlled Substances: Placement of Lisexamfetamine Into Schedule II [Docket No. DEA-301F] received June 6, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

2148. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Federal Motor Vehicle Safety Standards; Door Locks and Door Retention Components [Docket No. NHTSA-2006-23882] (RIN: 2127-AH34) received April 13, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

2149. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — New Car Assessment Program (NCAP); Safety Labeling [Docket No. NHTSA-2006-25772] (RIN: 2127-AJ76) received April 13, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

2150. A letter from the Executive Director, FERC, Federal Energy Regulatory Commission, transmitting the Commission's final rule — Annual Update of Filing Fees in Part 381 Annual Update of Filing Fees (March 10, 2006) [Docket No. RM06-15-000] (RIN: 1902-AD-18) received March 26, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

2151. A letter from the Director, Defense Security Cooperation Agency, transmitting Pursuant to the reporting requirements of Section 36(b)(1) of the Arms Export Control Act, as amended, Transmittal No. 07-26, concerning the Department of the Navy's proposed Letter(s) of Offer and Acceptance to Japan for defense articles and services, pursuant to 22 U.S.C. 2776(a); to the Committee on Foreign Affairs.



2152. A letter from the Secretary, Department of the Treasury, transmitting a six month periodic report on the national emergency with respect to Belarus that was declared in Executive Order 13405 of June 16, 2006, pursuant to 50 U.S.C. 1641(c); to the Committee on Foreign Affairs.

2153. A letter from the Assistant Legal Adviser for Treaty Affairs, Department of State, transmitting Copies of international agreements, other than treaties, entered into by the United States, pursuant to 1 U.S.C. 112b; to the Committee on Foreign Affairs.

2154. A letter from the Assistant Secretary for Export Administration, Department of Commerce, transmitting the Department's final rule — Amendment to General Order No. 3: Expansion of the General Order and Addition of Certain Persons [Docket No. 070523152-7153-01] (RIN: 0694-AD99) received June 7, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Foreign Affairs.

2155. A letter from the Assistant Secretary, Legislative Affairs, Department of State, transmitting the Department's final rule — Amendment of the International Traffic in Arms Regulations: Policy with respect to Somalia [Public Notice: ] received May 15, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Foreign Affairs.

2156. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting pursuant to section 36(c) and (d) of the Arms Export Control Act, certification regarding the proposed manufacturing license agreement for the manufacture of significant military equipment abroad to the Government of Japan (Transmittal No. DDTC 042-07); to the Committee on Foreign Affairs.

2157. A letter from the Secretary, Department of Education, transmitting the fifty-fourth Semiannual Report to Congress on management decisions and final actions taken on audit recommendations, covering the period October 1, 2006 through March 31, 2007 in compliance with the Inspector General Act Amendments of 1988, pursuant to 5 U.S.C. app. (Insp. Gen. Act) section 5(b); to the Committee on Oversight and Government Reform.

2158. A letter from the Secretary, Department of the Interior, transmitting the semi-annual report on the activities of the Office of Inspector General for the period October 1, 2006 through March 31, 2007, pursuant to 5 U.S.C. app. (Insp. Gen. Act) section 5(b); to the Committee on Oversight and Government Reform.

2159. A letter from the Chief Executive Officer, Corporation for National & Community Service, transmitting the Corporation's Report on Final Action as a result of Audits in respect to the semiannual report of the Office of the Inspector General for the period from October 1, 2006 through March 31, 2007, pursuant to 5 U.S.C. app. (Insp. Gen. Act) section 5(b); to the Committee on Oversight and Government Reform.

2160. A letter from the Secretary, Department of Homeland Security, transmitting the semiannual report of the Inspector General for the period October 1, 2006 through March 31, 2007, pursuant to Public Law 95-452, section 5; to the Committee on Oversight and Government Reform.

2161. A letter from the Assistant Attorney General for Administration, Department of Justice, transmitting in accordance with the Federal Activities Inventory Reform Act of 1998, the Department's FY 2006 inventory of commercial and inherently governmental activities; to the Committee on Oversight and Government Reform.

2162. A letter from the Assistant Secretary for Administration and Management, Chief Acquisition Officer, Department of Labor, transmitting the Department's report on the amount of the acquisitions made from enti-

ties that manufacture the articles, materials, or supplies outside of the United States in fiscal year 2006, pursuant to Public Law 109-115, section 837; to the Committee on Oversight and Government Reform.

2163. A letter from the President, Federal Home Loan Bank of Cincinnati, transmitting the 2006 management report and statements on system of internal controls of the Federal Home Loan Bank of Cincinnati, pursuant to 31 U.S.C. 9106; to the Committee on Oversight and Government Reform.

2164. A letter from the Secretary, Federal Maritime Commission, transmitting the Commission's semiannual report on the activities of the Office of Inspector General for the period October 1, 2006 to March 31, 2007, pursuant to 5 U.S.C. app. (Insp. Gen. Act) section 8G(h)(2); to the Committee on Oversight and Government Reform.

2165. A letter from the Chairman, Federal Trade Commission, transmitting the semi-annual report on the activities of the Office of Inspector General for the period from October 1, 2006 through March 31, 2007, pursuant to 5 U.S.C. app. (Insp. Gen. Act) section 5(b); to the Committee on Oversight and Government Reform.

2166. A letter from the Chairman, National Credit Union Administration, transmitting the semiannual report on the activities of the Inspector General for October 1, 2006, through March 31, 2007, pursuant to 5 U.S.C. app. (Insp. Gen. Act) section 5(b); to the Committee on Oversight and Government Reform.

2167. A letter from the Chairman, National Endowment for the Arts, transmitting the Semiannual Report of the Inspector General and the Semiannual Report on Final Action Resulting from Audit Reports for the period October 1, 2006 through March 31, 2007, pursuant to 5 U.S.C. app. (Insp. Gen. Act) section 5(b); to the Committee on Oversight and Government Reform.

2168. A letter from the Director, Office of Personnel Management, transmitting the semiannual report on the activities of the Inspector General and the Management Response for the period of October 1, 2006 to March 31, 2007, pursuant to 5 U.S.C. app. (Insp. Gen. Act) section 5(b); to the Committee on Oversight and Government Reform.

2169. A letter from the Deputy General Counsel, Small Business Administration, transmitting the Administration's final rule — Record Disclosure and Privacy (RIN: 3245-AF20) received June 6, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Oversight and Government Reform.

2170. A letter from the Assistant Administrator, Bureau for Legislative and Public Affairs, U.S. Agency for International Development, transmitting in accordance with the Federal Activities Inventory Reform Act of 1998 (FAIR Act), the Year 2006 A-76 Inventory of Commercial Activities for FY 2005; to the Committee on Oversight and Government Reform.

2171. A letter from the Executive Vice President and Chief Human Resources Officer, U.S. Postal Service, transmitting the Service's annual report for fiscal year 2006, in accordance with Section 203 of the Notification and Federal Employee Antidiscrimination and Retaliation Act of 2002 (No FEAR Act), Public Law 107-174; to the Committee on Oversight and Government Reform.

2172. A letter from the Chairman, U.S. Postal Service, transmitting the semiannual report on activities of the Inspector General for the period ending March 31, 2007 and the Management Response for the same period, pursuant to 5 U.S.C. app. (Insp. Gen. Act) section 8G(h)(2); to the Committee on Oversight and Government Reform.

2173. A letter from the Acting Director, Office of Sustainable Fisheries, NMFS, Na-

tional Oceanic and Atmospheric Administration, transmitting the Administration's final rule — Fisheries of the Economic Exclusive Zone Off Alaska; Deep-Water Species Fishery by Vessels Using Trawl Gear in the Gulf of Alaska [Docket No. 070213032-7032-01] (RIN: 0648-XA40) received June 6, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Natural Resources.

2174. A letter from the Acting Director, Office of Sustainable Fisheries, NMFS, National Oceanic and Atmospheric Administration, transmitting the Administration's final rule — Fisheries of the Exclusive Economic Zone Off Alaska; Pacific Cod by Catcher Vessels Less than 60 Feet (18.3 m) LOA Using Pot or Hook-and-Line Gear in the Bearing Sea and Aleutian Islands Management Area [Docket No. 070213033-7033-01] (RIN: 0648-XA25) received June 6, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Natural Resources.

2175. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Experimental Permits for Reusable Suborbital Rockets [Docket No.: FAA-2006-24197; Amendment Nos. 401-5, 404-4, 405-3, 406-4, 413-9, 420-3, 431-2, 437-0] (RIN: 2120-AI56) received May 10, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

2176. A letter from the Deputy Director, NIST, Department of Commerce, transmitting the Department's final rule — Summer Undergraduate Research Fellowships (SURF) Gaithersburg and Boulder Programs; Availability of Funds [Docket Number: 061128313-6313-01] received June 6, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Science and Technology.

2177. A letter from the Deputy Director, NIST, Department of Commerce, transmitting the Department's final rule — Measurement, Science and Engineering Grants Programs; Availability of Funds [Docket No.: 061222340-6340-01] received June 6, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Science and Technology.

2178. A letter from the Deputy Director, NIST, Department of Commerce, transmitting the Department's final rule — NIST Center for Neutron Research (NCNR) Neutron Research and Neutron Scattering, and Sample Environment Equipment Financial Assistance Programs; Availability of Funds [Docket Number: 070309054-7055-01] received June 6, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Science and Technology.

2179. A letter from the Deputy Director, NIST, Department of Commerce, transmitting the Department's final rule — Precision Measurement Grants Program; Availability of Funds [Docket Number: 061128312-6312-01] received June 6, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Science and Technology.

2180. A letter from the Deputy Director, NIST, Department of Commerce, transmitting the Department's final rule — NIST Consortium/Consortia for Post-Complementary Metal Oxide Semiconductor (CMOS) Nanoelectronics Research Program; Availability of Funds [Docket Number: 070419095-7101-01] received June 6, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Science and Technology.

2181. A letter from the Deputy Director, NIST, Department of Commerce, transmitting the Department's final rule — Advanced Technology Program Notice of Availability of Funds and Announcement of Public Meetings (Proposers' Conferences) [Docket No.: 070320063-7064-01] received June 6, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Science and Technology.

2182. A letter from the Assistant Secretary for Legislative Affairs, Department of State,

transmitting notification of the determination that a waiver of the application of subsections (a) and (b) of section 402 of the Trade Act of 1974 with respect to the Republic of Belarus will substantially promote the objectives of section 402, pursuant to 19 U.S.C. 2432(c) and (d); to the Committee on Ways and Means.

2183. A letter from the Chief, Trade and Commercial Regulations Branch, Department of Homeland Security, transmitting the Department's final rule — FEES FOR CUSTOMS PROCESSING AT EXPRESS CONSIGNMENT CARRIER FACILITIES [CBP Dec. 07-29 USCBP-2006-0015] (RIN: 1505-AB39) received June 6, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

2184. A letter from the Chief, Trade and Commercial Regulations Branch, Department of Homeland Security, transmitting the Department's final rule — EXTENSION OF IMPORT RESTRICTIONS IMPOSED ON ARCHAEOLOGICAL AND ETHNOLOGICAL MATERIALS FROM PERU [CBP Dec. 07-27] (RIN: 1505-AB79) received June 6, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

#### ¶80.6 COMMITTEE ELECTION—MAJORITY

Mr. BRADY of Pennsylvania, by unanimous consent, submitted the following resolution (H. Res. 478):

*Resolved*, That Mrs. Davis of California is hereby elected to the Joint Committee on Printing, to rank after Mr. Capuano.

When said resolution was considered.

A motion to reconsider the vote whereby said resolution was agreed to was, by unanimous consent, laid on the table.

#### ¶80.7 AUTHORIZING THE USE OF ROTUNDA

On motion of Mr. BRADY of Pennsylvania, by unanimous consent, the Committee on House Administration was discharged from further consideration of the following concurrent resolution (H. Con. Res. 164):

*Resolved by the House of Representatives (the Senate concurring)*, That the rotunda of the Capitol is authorized to be used on July 17, 2007, for a ceremony to award the Congressional Gold Medal to Dr. Norman E. Borlaug. Physical preparations for the ceremony shall be carried out in accordance with such conditions as the Architect of the Capitol may prescribe.

When said concurrent resolution was considered and agreed to.

A motion to reconsider the vote whereby said concurrent resolution was agreed to was, by unanimous consent, laid on the table.

*Ordered*, That the Clerk request the concurrence of the Senate in said concurrent resolution.

#### ¶80.8 21ST CONGRESSIONAL DISTRICT OF FLORIDA

Mr. BRADY of Pennsylvania, submitted the following privileged resolution (H. Res. 459):

*Resolved*, That the election contest relating to the office of Representative from the Twenty-first Congressional District of Florida is dismissed.

When said resolution was considered and agreed to.

A motion to reconsider the vote whereby said resolution was agreed to was, by unanimous consent, laid on the table.

#### ¶80.9 24TH CONGRESSIONAL DISTRICT OF FLORIDA

Mr. BRADY of Pennsylvania, submitted the following privileged resolution (H. Res. 461):

*Resolved*, That the election contest relating to the office of Representative from the Twenty-fourth Congressional District of Florida is dismissed.

When said resolution was considered and agreed to.

A motion to reconsider the vote whereby said resolution was agreed to was, by unanimous consent, laid on the table.

#### ¶80.10 4TH CONGRESSIONAL DISTRICT OF LOUISIANA

Mr. BRADY of Pennsylvania, submitted the following privileged resolution (H. Res. 462):

*Resolved*, That the election contest relating to the office of Representative from the Fourth Congressional District of Louisiana is dismissed.

When said resolution was considered and agreed to.

A motion to reconsider the vote whereby said resolution was agreed to was, by unanimous consent, laid on the table.

#### ¶80.11 5TH CONGRESSIONAL DISTRICT OF FLORIDA

Mr. BRADY of Pennsylvania, submitted the following privileged resolution (H. Res. 463):

*Resolved*, That the election contest relating to the office of Representative from the Fifth Congressional District of Florida is dismissed.

When said resolution was considered and agreed to.

A motion to reconsider the vote whereby said resolution was agreed to was, by unanimous consent, laid on the table.

#### ¶80.12 NATIVE AMERICAN \$1 COIN

Mr. BOREN moved to suspend the rules and pass the bill (H.R. 2358) to require the Secretary of the Treasury to mint and issue coins in commemoration of Native Americans and the important contributions made by Indian tribes and individual Native Americans to the development of the United States and the history of the United States, and for other purposes.

The SPEAKER pro tempore, Mr. SALAZAR, recognized Mr. BOREN and Mr. CASTLE, each for 20 minutes.

After debate,  
The question being put, *viva voce*,  
Will the House suspend the rules and pass said bill?

The SPEAKER pro tempore, Mr. SALAZAR, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill was passed was, by unanimous consent, laid on the table.

*Ordered*, That the Clerk request the concurrence of the Senate in said bill.

#### ¶80.13 BARTON COLLEGE MEN'S BASKETBALL TEAM

Mr. HARE moved to suspend the rules and agree to the following resolution (H. Res. 329):

Whereas the Barton College Bulldogs of Wilson, North Carolina, defeated Winona State University of Rochester, Minnesota, the undefeated and defending NCAA Division II Men's Basketball National Champions, 77–75 on March 24, 2007, to become the 2007 NCAA Men's Basketball National Champions;

Whereas Anthony Atkinson of Barton College, the Elite Eight most valuable player, scored 10 points in the final 39 seconds of the game, including a layup at the buzzer, to give Barton College the NCAA Division II men's basketball title and its first NCAA championship in any sport;

Whereas Barton College played and won 9 overtime games during the 2006–2007 season to finish the season 31–5, including winning its last 21 games, a school record;

Whereas Barton College, a school with just 1,000 students, defeated teams during the Elite Eight from schools with much larger student bodies (Grand Valley State, Michigan, 23,000 students, Cal State San Bernardino, 17,000 students, and Winona State University, 8,000 students);

Whereas Coach Ron Lieveuse of Barton College, who had served as a graduate assistant at Winona State University, summed up the Barton College victory: "I don't see how any ending could be any better for any team—ever";

Whereas Barton College continues the long tradition of North Carolina schools winning NCAA basketball championships;

Whereas Barton College was founded in 1902 as Atlantic Christian College and changed its name in 1990; and

Whereas Barton College was named a "Best Southeastern College" for 2006 by the Princeton Review; Now, therefore, be it

*Resolved*, That the House of Representatives congratulates the Barton College men's basketball team for winning the 2007 NCAA Division II Men's Basketball National Championship.

The SPEAKER pro tempore, Mr. SALAZAR, recognized Mr. HARE and Mr. David DAVIS of Tennessee, each for 20 minutes.

After debate,  
The question being put, *viva voce*,  
Will the House suspend the rules and agree to said resolution?

The SPEAKER pro tempore, Mr. SALAZAR, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said resolution was agreed to.

A motion to reconsider the vote whereby the rules were suspended and said resolution was agreed to was, by unanimous consent, laid on the table.

#### ¶80.14 CIVIL PENALTIES FOR CHILD LABOR VIOLATIONS

Mr. HARE moved to suspend the rules and pass the bill (H.R. 2637) to amend the Fair Labor Standards Act, with respect to civil penalties for child labor violations.

The SPEAKER pro tempore, Mr. SALAZAR, recognized Mr. HARE and Mr. David DAVIS of Tennessee, each for 20 minutes.

After debate,  
The question being put, viva voce,  
Will the House suspend the rules and pass said bill?

The SPEAKER pro tempore, Mr. SALAZAR, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill was passed was, by unanimous consent, laid on the table.

*Ordered*, That the Clerk request the concurrence of the Senate in said bill.

#### ¶80.15 CONTRIBUTION OF FATHERS ON FATHER'S DAY

Mr. HARE moved to suspend the rules and agree to the following resolution (H. Res. 474):

Whereas fathers factor significantly in the lives of children;

Whereas fathers play an important role in teaching their children life lessons and preparing them to succeed in school and in life;

Whereas children with involved fathers are more likely to do well in school, have a better sense of well-being, and have fewer behavioral problems;

Whereas supportive fathers promote the positive physical, social, emotional, and mental development of children;

Whereas promoting responsible fatherhood can help increase the chances that children will grow up with two caring parents;

Whereas, when fathers are actively involved in the upbringing of children, the children demonstrate greater self-control and a greater ability to take initiative;

Whereas responsible fatherhood can help reduce child poverty;

Whereas responsible fatherhood strengthens families and communities; and

Whereas Father's Day is the third Sunday in June: Now, therefore, be it

*Resolved*, That the House of Representatives—

(1) commends the millions of fathers who serve as a wonderful, caring parent for their children;

(2) calls on fathers across the United States to use Father's Day to reconnect and rededicate themselves to their children's lives, to spend Father's Day with their children, and to express their love and support for their children;

(3) urges men to understand the level of responsibility fathering a child requires, especially in the encouragement of the moral, academic, and spiritual development of children; and

(4) encourages active involvement of fathers in the rearing and development of their children, including the devotion of time, energy, and resources.

The SPEAKER pro tempore, Mr. SALAZAR, recognized Mr. HARE and Mr. David DAVIS of Tennessee, each for 20 minutes.

After debate,  
The question being put, viva voce,  
Will the House suspend the rules and agree to said resolution?

The SPEAKER pro tempore, Mr. SALAZAR, announced that two-thirds of the Members present had voted in the affirmative.

Mr. HARE demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the

Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Mr. SALAZAR, pursuant to clause 8, rule XX, announced that further proceedings on the question were postponed.

#### ¶80.16 NATIONAL INTERNET SAFETY MONTH

Mr. BUTTERFIELD moved to suspend the rules and agree to the following resolution (H. Res. 455); as amended:

Whereas, on May 16, 2007, the United States Senate passed a resolution designating June 2007 as "National Internet Safety Month";

Whereas there are more than 1,000,000,000 Internet users worldwide;

Whereas, in the United States, 35,000,000 children in kindergarten through grade 12 have Internet access;

Whereas approximately 80 percent of the children of the United States in grades 5 through 12 are online for at least 1 hour per week;

Whereas approximately 41 percent of students in grades 5 through 12 do not share with their parents what they do on the Internet;

Whereas approximately 24 percent of students in grades 5 through 12 have hidden their online activities from their parents;

Whereas approximately 31 percent of the students in grades 5 through 12 have the skill to circumvent Internet filter software;

Whereas 61 percent of the students admit to using the Internet unsafely or inappropriately;

Whereas 20 percent of middle school and high school students have met face-to-face with someone they first met online;

Whereas 23 percent of students know someone who has been bullied online;

Whereas 56 percent of parents feel that online bullying of children is an issue that needs to be addressed;

Whereas 47 percent of parents feel that their ability to monitor and shelter their children from inappropriate material on the Internet is limited; and

Whereas 61 percent of parents want to be more personally involved with Internet safety: Now, therefore, be it

*Resolved*, That the House of Representatives—

(1) supports the goals and ideals of recognizing National Internet Safety Month;

(2) recognizes that National Internet Safety Month provides the citizens of the United States with an opportunity to learn more about—

(A) the dangers of the Internet; and  
(B) the importance of being safe and responsible online;

(3) commends and recognizes national and community organizations for—

(A) promoting awareness of the dangers of the Internet; and

(B) providing information and training that develops critical thinking and decision-making skills that are needed to use the Internet safely; and

(4) calls on parents, educators, Internet safety organizations, law enforcement, community leaders, and volunteers to increase their efforts to raise the level of awareness for the need for online safety in the United States.

The SPEAKER pro tempore, Mr. SALAZAR, recognized Mr. BUTTERFIELD and Mr. STEARNS, each for 20 minutes.

After debate,  
The question being put, viva voce,  
Will the House suspend the rules and agree to said resolution, as amended?

The SPEAKER pro tempore, Mr. SALAZAR, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said resolution, as amended, was agreed to.

A motion to reconsider the vote whereby the rules were suspended and said resolution, as amended, was agreed to was, by unanimous consent, laid on the table.

#### ¶80.17 TRUTH IN CALLER ID

Mr. MARKEY moved to suspend the rules and pass the bill (H.R. 251) to amend the Communications Act of 1934 to prohibit manipulation of caller identification information, and for other purposes; as amended.

The SPEAKER pro tempore, Mr. SALAZAR, recognized Mr. MARKEY and Mr. STEARNS, each for 20 minutes.

After debate,  
The question being put, viva voce,  
Will the House suspend the rules and pass said bill, as amended?

The SPEAKER pro tempore, Mr. SALAZAR, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill, as amended, was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill, as amended, was passed was, by unanimous consent, laid on the table.

*Ordered*, That the Clerk request the concurrence of the Senate in said bill.

#### ¶80.18 RECESS—12:03 P.M.

The SPEAKER pro tempore, Mr. SALAZAR, pursuant to clause 12(a) of rule I, declared the House in recess at 12 o'clock and 3 minutes p.m., subject to the call of the Chair.

#### ¶80.19 AFTER RECESS—1:22 P.M.

The SPEAKER pro tempore, Mr. SALAZAR, called the House to order.

#### ¶80.20 PROVIDING FOR CONSIDERATION OF H.R. 2638

Ms. SLAUGHTER, by direction of the Committee on Rules, called up the following resolution (H. Res. 473):

*Resolved*, That at any time after the adoption of this resolution the Speaker may, pursuant to clause 2(b) of rule XVIII, declare the House resolved into the Committee of the Whole House on the state of the Union for consideration of the bill (H.R. 2638) making appropriations for the Department of Homeland Security for the fiscal year ending September 30, 2008, and for other purposes. The first reading of the bill shall be dispensed with. All points of order against consideration of the bill are waived except those arising under clause 9 or 10 of rule XXI. General debate shall be confined to the bill and shall not exceed one hour equally divided and controlled by the chairman and ranking minority member of the Committee on Appropriations. After general debate the bill shall be considered for amendment under the five-minute rule. Points of order against provisions in the bill for failure to comply with

clause 2 of rule XXI are waived. During consideration of the bill for amendment, the Chairman of the Committee of the Whole may accord priority in recognition on the basis of whether the Member offering an amendment has caused it to be printed in the portion of the Congressional Record designated for that purpose in clause 8 of rule XVIII. Amendments so printed shall be considered as read. When the committee rises and reports the bill back to the House with a recommendation that the bill do pass, the previous question shall be considered as ordered on the bill and amendments thereto to final passage without intervening motion except one motion to recommit with or without instructions.

SEC. 2. During consideration of H.R. 2638 in the House pursuant to this resolution, notwithstanding the operation of the previous question, the Chair may postpone further consideration of the bill to such time as may be designated by the Speaker.

When said resolution was considered. After debate,

Ms. SLAUGHTER moved the previous question on the resolution to its adoption or rejection.

The question being put, viva voce, Will the House now order the previous question?

The SPEAKER pro tempore, Mr. SALAZAR, announced that the yeas had it.

Mr. Lincoln DIAZ-BALART of Florida, demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The vote was taken by electronic device.

It was decided in the { Yeas ..... 222 affirmative ..... Nays ..... 194

180.21 [Roll No. 451] YEAS—222

- Abercrombie Courtney
Ackerman Cramer
Allen Crowley
Altmire Cuellar
Andrews Cummings
Baca Davis (AL)
Baird Davis (CA)
Baldwin Davis (IL)
Barrow Davis, Lincoln
Bean DeFazio
Becerra DeGette
Berkley Delahunt
Berman DeLauro
Berry Dicks
Bishop (GA) Dingell
Bishop (NY) Doggett
Blumenauer Donnelly
Boren Ellison
Boswell Ellsworth
Boucher Emanuel
Boyd (FL) Engel
Boyda (KS) Eshoo
Brady (PA) Etheridge
Brady (IA) Farr
Brown, Corrine Fattah
Butterfield Filner
Capps Frank (MA)
Capuano Giffords
Cardoza Gillibrand
Carnahan Gonzalez
Carney Gordon
Carson Green, Al
Castor Green, Gene
Chandler Grijalva
Clarke Hall (NY)
Clay Hare
Cleaver Harman
Clyburn Hastings (FL)
Cohen Herseth Sandlin
Conyers Higgins
Cooper Hill
Costa Hinchey
Costello Hinojosa

- McDermott
McGovern
McIntyre
McNerney
McNulty
Meehan
Meek (FL)
Meeks (NY)
Melancon
Michaud
Miller (NC)
Miller, George
Mitchell
Mollohan
Moore (KS)
Moore (WI)
Moran (VA)
Murphy (CT)
Murphy, Patrick
Murtha
Nadler
Napolitano
Neal (MA)
Oberstar
Obey
Oliver
Ortiz
Pallone
Pascrell
Pastor
Payne
Perlmutter

NAYS—194

- Aderholt
Akin
Alexander
Bachmann
Bachus
Baker
Barrett (SC)
Bartlett (MD)
Biggart
Bilbray
Bilirakis
Bishop (UT)
Blackburn
Blunt
Boehner
Bonner
Bono
Boozman
Boustany
Brady (TX)
Brown (SC)
Buchanan
Burgess
Burton (IN)
Buyer
Calvert
Camp (MI)
Campbell (CA)
Cannon
Cantor
Capito
Carter
Castle
Chabot
Coble
Cole (OK)
Conaway
Crenshaw
Cubin
Danzon
Dempsey
Dingell
Dionne
Dobson
Duffy
Eshoo
Farr
Fiorina
Flores
Gohmert
Gooden
Graham
Granger
Graves
Hall (TX)
Hastert
Hastings (WA)
Hayes
Heller
Hensarling
Herger
Hobson
Hoekstra
Hulshof
Hunter
Inglis (SC)
Issa
Jindal
Johnson (IL)
Johnson, Sam
Jones (NC)
Jordan
Keller
King (IA)
King (NY)
Kingston
Kirk
Kline (MN)
Knollenberg
Kuhl (NY)
LaHood
Lamborn
Latham
LaTourette
Lewis (CA)
Lewis (KY)
Linder
LoBiondo
Lucas
Lungren, Daniel E.
Mack
Manullo
Marchant
McCarthy (CA)
McCauley (TX)
McCotter
McCrery
McHugh
McKeon
McMorris
Rodgers
Mica
Miller (FL)
Miller (MI)
Miller, Gary
Moran (KS)
Murphy, Tim
Musgrave
Myrick

- Snyder
Solis
Space
Spratt
Stupak
Sutton
Tanner
Ross
Rothman
Roybal-Allard
Ruppersberger
Rush
Ryan (OH)
Salazar
Sanchez, Linda T.
Sanchez, Loretta
Sarbanes
Schakowsky
Schiff
Schwartz
Scott (GA)
Scott (VA)
Serrano
Sestak
Shea-Porter
Sherman
Shuler
Sires
Skelton
Slaughter
Smith (WA)

- Neugebauer
Nunes
Paul
Pearce
Pence
Peterson (PA)
Petri
Pickering
Pitts
Platts
Poe
Porter
Price (GA)
Pryce (OH)
Putnam
Ramstad
Regula
Rehberg
Reichert
Renzi
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrabacher
Ros-Lehtinen
Roskam
Royce
Ryan (WI)
Sali
Saxton
Schmidt
Sensenbrenner
Shadegg
Shays
Shimkus
Shuster
Smith (NE)
Smith (NJ)
Smith (TX)
Souder
Stearns
Sullivan
Tancredo
Terry
Thornberry
Tiahrt
Tiberi
Turner
Upton
Walberg
Walden (OR)
Walsh (NY)
Wamp
Weldon (FL)
Weller
Westmoreland
Whitfield
Wicker
Wilson (NM)
Wilson (SC)
Wolf
Young (AK)
Young (FL)

NOT VOTING—16

- Arcuri
Barton (TX)
Brown-Waite,
Ginny
Davis, Jo Ann
Doyle
Edwards
Gutierrez
Johnson, E. B.
Jones (OH)
Lewis (GA)
McHenry
Radanovich
Sessions
Simpson
Stark
Wasserman
Schultz

So the previous question on the resolution was ordered.

The question being put, viva voce, Will the House agree to said resolution?

The SPEAKER pro tempore, Mr. SALAZAR, announced that the yeas had it.

So the resolution was agreed to. A motion to reconsider the vote whereby said resolution was agreed to was, by unanimous consent, laid on the table.

180.22 H. RES. 474—UNFINISHED BUSINESS

The SPEAKER pro tempore, Mr. SALAZAR, pursuant to clause 8, rule XX, announced the unfinished business to be the motion to suspend the rules and agree to the resolution (H. Res. 474) recognizing the immeasurable contributions of fathers in the healthy development of children, supporting responsible fatherhood, and encouraging greater involvement of fathers in the lives of their children, especially on Father's Day.

The question being put, Will the House suspend the rules and agree to said resolution?

The vote was taken by electronic device.

It was decided in the { Yeas ..... 420 affirmative ..... Nays ..... 0

180.23 [Roll No. 452] YEAS—420

- Abercrombie
Ackerman
Aderholt
Akin
Alexander
Allen
Altmire
Andrews
Baca
Baird
Baldwin
Barrow
Bachmann
Bachus
Baird
Baker
Baldwin
Barrett (SC)
Barrow
Bartlett (MD)
Bean
Becerra
Berkley
Berman
Berry
Biggart
Bilbray
Bilirakis
Bishop (GA)
Bishop (NY)
Bishop (UT)
Blackburn
Blumenauer
Blunt
Boehner
Bonner
Boren
Boswell
Boucher
Boustany
Boyd (FL)
Boyda (KS)
Brady (PA)
Brady (TX)
Braley (IA)
Brown (SC)
Brown, Corrine
Brown-Waite,
Ginny
Buchanan
Burgess
Burton (IN)
Butterfield
Buyer
Calvert
Camp (MI)
Campbell (CA)
Cannon
Cantor
Capito
Carter
Capps
Capuano
Cardoza
Carnahan
Carney
Carson
Carter
Castle
Castor
Chabot
Chandler
Clarke
Clay
Cleaver
Clyburn
Coble
Cohen
Cole (OK)
Conaway
Conyers
Cooper
Costa
Costello
Courtney
Cramer
Crenshaw
Crowley
Cubin
Cuellar
Culberson
Cummings
Davis (AL)
Davis (CA)
Davis (IL)
Davis (KY)
Davis, David
Davis, Lincoln
Davis, Tom
Deal (GA)
DeFazio
DeGette
Delahunt
DeLauro
Dent
Diaz-Balart, L.
Diaz-Balart, M.
Dicks
Dingell
Doggett
Donnelly
Doolittle
Drake
Dreier
Duncan
Ehlers
Ellison
Ellsworth
Emerson
Engel
English (PA)
Eshoo
Etheridge
Everett
Fallin
Farr
Fattah
Feeney
Ferguson
Filner
Flake
Flores
Fong
Fortenberry
Fossella
Foxo
Franks (AZ)
Gallegly

Foxx  
Frank (MA)  
Franks (AZ)  
Frelinghuysen  
Gallegly  
Garrett (NJ)  
Gerlach  
Giffords  
Gilchrest  
Gillibrand  
Gillmor  
Gingrey  
Gohmert  
Gonzalez  
Goode  
Goodlatte  
Gordon  
Granger  
Graves  
Green, Al  
Green, Gene  
Grijalva  
Hall (NY)  
Hall (TX)  
Hare  
Harman  
Hastert  
Hastings (FL)  
Hastings (WA)  
Hayes  
Heller  
Hensarling  
Herger  
Herseth Sandlin  
Higgins  
Hill  
Hinchey  
Hinojosa  
Hirono  
Hobson  
Hodes  
Hoekstra  
Holden  
Holt  
Honda  
Hooley  
Hoyer  
Hulshof  
Hunter  
Inglis (SC)  
Inslee  
Israel  
Issa  
Jackson (IL)  
Jackson-Lee  
(TX)  
Jefferson  
Jindal  
Johnson (GA)  
Johnson (IL)  
Johnson, Sam  
Jones (NC)  
Jones (OH)  
Jordan  
Kagen  
Kanjorski  
Kaptur  
Keller  
Kennedy  
Kildee  
Kilpatrick  
Kind  
King (IA)  
King (NY)  
Kingston  
Kirk  
Klein (FL)  
Kline (MN)  
Knollenberg  
Kucinich  
Kuhl (NY)  
LaHood  
Lamborn  
Lampson  
Langevin  
Lantos  
Larsen (WA)  
Larson (CT)  
Latham  
LaTourette  
Lee  
Levin  
Lewis (CA)  
Lewis (KY)  
Linder  
Lipinski  
LoBiondo  
Loeb sack

Lofgren, Zoe  
Lowe y  
Lucas  
Lungren, Daniel  
E.  
Lynch  
Mack  
Mahoney (FL)  
Maloney (NY)  
Manzullo  
Marchant  
Markey  
Marshall  
Matheson  
Matsui  
McCarthy (CA)  
McCarthy (NY)  
McCaul (TX)  
McCollum (MN)  
McCotter  
McCrary  
McDermott  
McGovern  
McHenry  
McHugh  
McIntyre  
McKeon  
McMorris  
Rodgers  
McNerney  
McNulty  
Meehan  
Meek (FL)  
Meeks (NY)  
Melancon  
Mica  
Michaud  
Miller (FL)  
Miller (MI)  
Miller (NC)  
Miller, Gary  
Miller, George  
Mitchell  
Mollohan  
Moore (KS)  
Moore (WI)  
Moran (KS)  
Moran (VA)  
Murphy (CT)  
Murphy, Patrick  
Murphy, Tim  
Murtha  
Musgrave  
Myrick  
Nadler  
Napolitano  
Neal (MA)  
Neugebauer  
Nunes  
Oberstar  
Obey  
Olver  
Ortiz  
Pallone  
Pascrell  
Pastor  
Paul  
Payne  
Pearce  
Pence  
Perlmutter  
Peterson (MN)  
Peterson (PA)  
Petri  
Pickering  
Pitts  
Platts  
Poe  
Pomeroy  
Porter  
Price (GA)  
Price (NC)  
Pryce (OH)  
Putnam  
Rahall  
Ramstad  
Rangel  
Regula  
Rehberg  
Reichert  
Renzi  
Reyes  
Reynolds  
Rodriguez  
Rogers (AL)  
Rogers (KY)  
Rogers (MI)  
Rohrabacher

Ros-Lehtinen  
Roskam  
Ross  
Rothman  
Roybal-Allard  
Royce  
Ruppersberger  
Rush  
Ryan (OH)  
Ryan (WI)  
Salazar  
Sali  
Sánchez, Linda  
T.  
Sanchez, Loretta  
Sarbanes  
Saxton  
Schakowsky  
Schiff  
Schmidt  
Schwartz  
Scott (GA)  
Scott (VA)  
Sensenbrenner  
Serrano  
Sestak  
Shadegg  
Shays  
Shea-Porter  
Sherman  
Shimkus  
Shuler  
Shuster  
Simpson  
Sires  
Skelton  
Slaughter  
Smith (NE)  
Smith (NJ)  
Smith (TX)  
Smith (WA)  
Snyder  
Solis  
Souder  
Space  
Spratt  
Stearns  
Stupak  
Sullivan  
Sutton  
Tancredo  
Tanner  
Tauscher  
Taylor  
Terry  
Thompson (CA)  
Thompson (MS)  
Thornberry  
Tiahrt  
Tiberi  
Tierney  
Towns  
Turner  
Udall (CO)  
Udall (NM)  
Upton  
Van Hollen  
Paul  
Velázquez  
Visclosky  
Walberg  
Walden (OR)  
Walsh (NY)  
Walz (MN)  
Wamp  
Wasserman  
Schultz  
Waters  
Watson  
Watt  
Waxman  
Weiner  
Welch (VT)  
Weldon (FL)  
Weller  
Westmoreland  
Wexler  
Whitfield  
Wicker  
Wilson (NM)  
Wilson (OH)  
Wilson (SC)  
Wolf  
Woolsey  
Wu  
Wynn  
Yarmuth  
Young (AK)  
Young (FL)

NOT VOTING—12

Arcuri  
Barton (TX)  
Davis, Jo Ann  
Doyle  
Edwards  
Emanuel  
Gutierrez  
Johnson, E. B.  
Lewis (GA)  
Radanovich  
Sessions  
Stark

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said resolution was agreed to.

A motion to reconsider the vote whereby the rules were suspended and said resolution was agreed to was, by unanimous consent, laid on the table.

80.24 RECESS—2:50 P.M.

The SPEAKER pro tempore, Mr. SALAZAR, by unanimous consent, declared the House in recess at 2 o'clock and 50 minutes p.m., to prepare for an official photograph of the House of Representatives in session.

80.25 AFTER RECESS—2:55 P.M.

The SPEAKER called the House to order.

80.26 U. S. HOUSE OF REPRESENTATIVES-OFFICIAL PHOTOGRAPH

Pursuant to House Resolution 460, the Speaker suspended legislative business of the House temporarily while an official photograph was taken of House in session.

80.27 HOMELAND SECURITY APPROPRIATIONS

The SPEAKER pro tempore, Mr. SALAZAR, pursuant to House Resolution 473 and rule XVIII, declared the House resolved into the Committee of the Whole House on the state of the Union for the consideration of the bill (H.R. 2638) making appropriations for the Department of Homeland Security for the fiscal year ending September 30, 2008, and for other purposes.

The SPEAKER pro tempore, Mr. SALAZAR, by unanimous consent, designated Mr. FRANK of Massachusetts, as Chairman of the Committee of the Whole; and after some time spent therein,

80.28 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment numbered 21, submitted by Mr. CROWLEY:

Page 2, line 9, after the dollar amount insert "(reduced by \$15,000,000)".

Page 2, line 16, after the dollar amount insert "(reduced by \$35,000,000)".

Page 39, line 14, after the dollar amount insert "(increased by \$50,000,000)".

Page 40, line 5, after the dollar amount insert "(increased by \$50,000,000)".

Page 40, line 8, after the dollar amount insert "(increased by \$50,000,000)".

It was decided in the { Yeas ..... 244 affirmative ..... } Nays ..... 174

80.29 [Roll No. 453]

AYES—244

Abercrombie  
Ackerman  
Allen  
Andrews  
Baca  
Baird  
Baldwin  
Barrow  
Bean  
Becerra  
Berkley  
Berman  
Biggert  
Bilbray  
Bishop (NY)

Blumenauer  
Boren  
Boustany  
Boyd (FL)  
Brady (PA)  
Braley (IA)  
Brown, Corrine  
Buchanan  
Burgess  
Capps  
Capuano  
Carnahan  
Carson  
Castor  
Chabot  
Chandler  
Clarke  
Clay  
Cleaver  
Clyburn  
Cohen  
Conyers  
Costello  
Crenshaw  
Crowley  
Cummings  
Davis (AL)  
Davis (CA)  
Davis (IL)  
Davis, Lincoln  
Davis, Tom  
DeFazio  
DeGette  
Delahunt  
Dent  
Diaz-Balart, L.  
Diaz-Balart, M.  
Dicks  
Doggett  
Donnelly  
Doolittle  
Drake  
Ellison  
Ellsworth  
Emanuel  
Engel  
English (PA)  
Eshoo  
Fattah  
Feeney  
Ferguson  
Filner  
Forbes  
Fortuño  
Fossella  
Frank (MA)  
Frelinghuysen  
Garrett (NJ)  
Gerlach  
Giffords  
Gilchrest  
Gillibrand  
Gingrey  
Gonzalez  
Gordon  
Green, Al  
Green, Gene  
Grijalva  
Hall (NY)  
Hare  
Harman  
Hastings (FL)  
Heller  
Higgins  
Hill  
Hinchey  
Hirono  
Hodes  
Holden  
Holt  
Honda  
Hooley  
Hooley  
Hoyer  
Hulshof  
Hunter  
Inglis (SC)  
Inslee  
Israel  
Issa  
Jackson (IL)  
Jackson-Lee  
(TX)  
Jefferson  
Jindal  
Johnson (GA)  
Johnson (IL)  
Johnson, Sam  
Jones (NC)  
Jones (OH)  
Jordan  
Kagen  
Kanjorski  
Kaptur  
Keller  
Kennedy  
Kildee  
Kilpatrick  
Kind  
King (IA)  
King (NY)  
Kingston  
Kirk  
Klein (FL)  
Kline (MN)  
Knollenberg  
Kucinich  
Kuhl (NY)  
LaHood  
Lamborn  
Lampson  
Langevin  
Lantos  
Larsen (WA)  
Larson (CT)  
Latham  
LaTourette  
Lee  
Levin  
Lewis (CA)  
Lewis (KY)  
Linder  
Lipinski  
LoBiondo  
Loeb sack

Blumenauer  
Boren  
Boustany  
Boyd (FL)  
Brady (PA)  
Braley (IA)  
Brown, Corrine  
Buchanan  
Burgess  
Capps  
Capuano  
Carnahan  
Carson  
Castor  
Chabot  
Chandler  
Clarke  
Clay  
Cleaver  
Clyburn  
Cohen  
Conyers  
Costello  
Crenshaw  
Crowley  
Cummings  
Davis (AL)  
Davis (CA)  
Davis (IL)  
Davis, Lincoln  
Davis, Tom  
DeFazio  
DeGette  
Delahunt  
Dent  
Diaz-Balart, L.  
Diaz-Balart, M.  
Dicks  
Doggett  
Donnelly  
Doolittle  
Drake  
Ellison  
Ellsworth  
Emanuel  
Engel  
English (PA)  
Eshoo  
Fattah  
Feeney  
Ferguson  
Filner  
Forbes  
Fortuño  
Fossella  
Frank (MA)  
Frelinghuysen  
Garrett (NJ)  
Gerlach  
Giffords  
Gilchrest  
Gillibrand  
Gingrey  
Gonzalez  
Gordon  
Green, Al  
Green, Gene  
Grijalva  
Hall (NY)  
Hare  
Harman  
Hastings (FL)  
Heller  
Higgins  
Hill  
Hinchey  
Hirono  
Hodes  
Holden  
Holt  
Honda  
Hooley  
Hooley  
Hoyer  
Hulshof  
Hunter  
Inglis (SC)  
Inslee  
Israel  
Issa  
Jackson (IL)  
Jackson-Lee  
(TX)  
Jefferson  
Jindal  
Johnson (GA)  
Johnson (IL)  
Johnson, Sam  
Jones (NC)  
Jones (OH)  
Jordan  
Kagen  
Kanjorski  
Kaptur  
Keller  
Kennedy  
Kildee  
Kilpatrick  
Kind  
King (IA)  
King (NY)  
Kingston  
Kirk  
Klein (FL)  
Kline (MN)  
Knollenberg  
Kucinich  
Kuhl (NY)  
LaHood  
Lamborn  
Lampson  
Langevin  
Lantos  
Larsen (WA)  
Larson (CT)  
Latham  
LaTourette  
Lee  
Levin  
Lewis (CA)  
Lewis (KY)  
Linder  
Lipinski  
LoBiondo  
Loeb sack

Pastor  
Payne  
Perlmutter  
Poe  
Porter  
Pryce (GA)  
Pryce (OH)  
Ramstad  
Rangel  
Reichert  
Renzi  
Reyes  
Reynolds  
Rodriguez  
Ros-Lehtinen  
Roskam  
Rothman  
Roybal-Allard  
Ruppersberger  
Rush  
Ryan (OH)  
Sánchez, Linda  
T.  
Sanchez, Loretta  
Sarbanes  
Schakowsky  
Schiff  
Schmidt  
Schwartz  
Scott (GA)  
Scott (VA)  
Serrano  
Sestak  
Shays  
Shea-Porter  
Sherman  
Shimkus  
Shuler  
Shuster  
Simpson  
Sires  
Skelton  
Slaughter  
Smith (NE)  
Smith (NJ)  
Smith (TX)  
Smith (WA)  
Snyder  
Solis  
Souder  
Space  
Spratt  
Stearns  
Stupak  
Sutton  
Tancredo  
Tanner  
Tauscher  
Taylor  
Thompson (CA)  
Thompson (MS)  
Thornberry  
Tiahrt  
Tiberi  
Tierney  
Towns  
Turner  
Udall (CO)  
Udall (NM)  
Upton  
Van Hollen  
Paul  
Velázquez  
Visclosky  
Walberg  
Walden (OR)  
Walsh (NY)  
Walz (MN)  
Wamp  
Wasserman  
Schultz  
Waters  
Watson  
Watt  
Waxman  
Weiner  
Welch (VT)  
Weldon (FL)  
Weller  
Westmoreland  
Wexler  
Whitfield  
Wicker  
Wilson (NM)  
Wilson (OH)  
Wilson (SC)  
Wolf  
Woolsey  
Wu  
Wynn  
Yarmuth  
Young (AK)  
Young (FL)

NOES—174

Aderholt  
Akin  
Alexander  
Altmire  
Bachmann  
Bachus  
Baker  
Barrett (SC)  
Bartlett (MD)  
Barton (TX)  
Berry  
Bilirakis  
Bishop (GA)  
Bishop (UT)  
Blackburn  
Blunt  
Boehner  
Bonner  
Bono  
Boozman  
Boswell  
Boucher  
Boyd (KS)  
Brady (TX)  
Brown (SC)  
Brown-Waite,  
Ginny  
Burton (IN)  
Butterfield  
Buyer  
Calvert  
Camp (MI)  
Campbell (CA)  
Cannon  
Cantor  
Capito  
Cardoza  
Carney  
Carter  
Castle  
Christensen  
Coble  
Cole (OK)  
Cooper  
Courtney  
Cramer  
Cubin  
Cuellar  
Culberson  
Davis (KY)  
Davis, David  
DeLauro  
Dingell  
Dreier  
Duncan  
Ehlers  
Emerson  
Etheridge  
Everett  
Fallin

Farr	Marchant	Rogers (KY)
Flake	McCollum (MN)	Rogers (MI)
Fortenberry	McCotter	Rohrabacher
Fox	McCrery	Ross
Franks (AZ)	McHenry	Royce
Gallegly	McIntyre	Ryan (WI)
Gillmor	McKeon	Salazar
Gohmert	McMorris	Sali
Goodlatte	Rodgers	Saxton
Granger	Mica	Sensenbrenner
Graves	Michaud	Shadegg
Hall (TX)	Miller (MI)	Shimkus
Hastings (WA)	Miller (NC)	Shuler
Hayes	Miller, Gary	Shuster
Hensarling	Mitchell	Simpson
Herger	Mollohan	Skelton
Hereth Sandlin	Moran (KS)	Smith (NE)
Hinojosa	Neugebauer	Snyder
Hobson	Norton	Souder
Hoekstra	Nunes	Spratt
Hoyer	Oberstar	Stearns
Hulshof	Obey	Sullivan
Hunter	Oliver	Terry
Inglis (SC)	Paul	Thornberry
Issa	Pearce	Udall (NM)
Johnson (IL)	Pence	Tiahrt
Johnson, Sam	Peterson (MN)	Udall (NM)
Jordan	Peterson (PA)	Visclosky
King (IA)	Petri	Walberg
Kingston	Pickering	Walden (OR)
Lamborn	Pitts	Wamp
Larson (CT)	Pomeroy	Welch (VT)
Latham	Price (NC)	Weldon (FL)
LaTourette	Putnam	Whitfield
Lewis (CA)	Radanovich	Wicker
Lewis (KY)	Rahall	Wilson (NM)
Lucas	Regula	Wilson (SC)
Mack	Rehberg	Young (AK)
Manzullo	Rogers (AL)	Young (FL)

NOT VOTING—19

Arcuri	Edwards	Linder
Bordallo	Faleomavaega	Miller (FL)
Conaway	Goode	Platts
Costa	Gutierrez	Sessions
Davis, Jo Ann	Hastert	Westmoreland
Deal (GA)	Kuhl (NY)	
Doyle	Lewis (GA)	

So the amendment was agreed to.

80.30 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment numbered 43, submitted by Mr. CAMPBELL of California:

In title I, under the heading "Office of the Secretary and Executive Management", after the first dollar amount insert "(reduced by \$9,961,000)".

It was decided in the { Yeas ..... 201  
negative ..... } Nays ..... 221

80.31 [Roll No. 454] AYES—201

Aderholt	Buyer	English (PA)
Akin	Calvert	Everett
Alexander	Camp (MI)	Fallin
Altmire	Campbell (CA)	Feeney
Bachmann	Cannon	Flake
Bachus	Cantor	Forbes
Baker	Capito	Fortenberry
Barrett (SC)	Carter	Fortuno
Bartlett (MD)	Castle	Fossella
Barton (TX)	Chabot	Fox
Bean	Coble	Franks (AZ)
Berry	Cole (OK)	Gallegly
Biggert	Cooper	Garrett (NJ)
Bilbray	Costa	Gerlach
Bishop (UT)	Crenshaw	Gilchrest
Blackburn	Cubin	Gillmor
Blunt	Culberson	Gingrey
Boehner	Davis (KY)	Gohmert
Bonner	Davis, David	Goode
Bono	Dent	Goodlatte
Boozman	Diaz-Balart, L.	Granger
Boren	Diaz-Balart, M.	Graves
Boustany	Donnelly	Hall (TX)
Brady (TX)	Doolittle	Hastings (WA)
Brown (SC)	Drake	Hayes
Brown-Waite,	Dreier	Heller
Ginny	Duncan	Hensarling
Buchanan	Ehlers	Herger
Burgess	Ellsworth	Hereth Sandlin
Burton (IN)	Emerson	Hill

Hobson	Mica	Roskam
Hoekstra	Miller (FL)	Ross
Hulshof	Miller (MI)	Royce
Hunter	Miller, Gary	Ryan (WI)
Inglis (SC)	Mitchell	Sali
Issa	Moran (KS)	Schmidt
Jindal	Moran (VA)	Sensenbrenner
Johnson, Sam	Murphy, Tim	Shadegg
Jones (NC)	Musgrave	Shays
Jordan	Myrick	Shimkus
Keller	Neugebauer	Shuler
King (IA)	Nunes	Shuster
Kingston	Paul	Simpson
Kline (MN)	Pearce	Smith (NE)
Knollenberg	Pence	Smith (TX)
LaHood	Peterson (MN)	Stearns
Lamborn	Peterson (PA)	Sullivan
Lampson	Petri	Tancredo
Latham	Pickering	Taylor
LaTourette	Pitts	Terry
Lewis (CA)	Platts	Thornberry
Lewis (KY)	Poe	Tiahrt
Linder	Porter	Tiberi
Lucas	Price (GA)	Turner
Lungren, Daniel	Pryce (OH)	Upton
E.	Putnam	Walberg
Mack	Radanovich	Walden (OR)
Manzullo	Ramstad	Walsh (NY)
Matheson	Regula	Walz (MN)
McCarthy (CA)	Rehberg	Wamp
McCaul (TX)	Reichert	Weldon (FL)
McCotter	Renzi	Weller
McCrery	Reynolds	Whitfield
McHenry	Rogers (AL)	Wicker
McKeon	Rogers (KY)	Wilson (NM)
McMorris	Rogers (MI)	Wilson (SC)
Rodgers	Rohrabacher	Wolf
Melancon	Ros-Lehtinen	Young (FL)

NOES—221

Abercrombie	Etheridge	Lynch
Ackerman	Farr	Mahoney (FL)
Allen	Fattah	Maloney (NY)
Andrews	Ferguson	Marchant
Baca	Filner	Markey
Baird	Frank (MA)	Marshall
Baldwin	Frelinghuysen	Matsui
Barrow	Giffords	McCarthy (NY)
Becerra	Gillibrand	McCollum (MN)
Berkley	Gonzalez	McDermott
Berman	Gordon	McGovern
Bishop (GA)	Green, Al	McHugh
Bishop (NY)	Green, Gene	McIntyre
Blumenauer	Grijalva	McNerney
Bordallo	Hall (NY)	Hall (NY)
Boswell	Hare	McNulty
Boucher	Harman	Meehan
Boyd (FL)	Hastings (FL)	Meek (FL)
Boyd (KS)	Higgins	Meeks (NY)
Brady (PA)	Hinche	Michaud
Braley (IA)	Hinojosa	Miller (NC)
Brown, Corrine	Hirono	Miller, George
Butterfield	Hodes	Mollohan
Capps	Holden	Moore (KS)
Capuano	Holt	Moore (WI)
Cardoza	Honda	Murphy (CT)
Carnahan	Hooley	Murphy, Patrick
Carney	Hoyer	Murtha
Carson	Inslee	Nadler
Castor	Israel	Napolitano
Chandler	Jackson (IL)	Neal (MA)
Christensen	Jackson-Lee	Norton
Clarke	(TX)	Oberstar
Clay	Jefferson	Obey
Cleaver	Johnson (GA)	Olver
Clyburn	Johnson (IL)	Ortiz
Cohen	Johnson, E. B.	Pallone
Conyers	Jones (OH)	Pascrell
Costello	Kagen	Pastor
Courtney	Kanjorski	Payne
Cramer	Kaptur	Perlmutter
Crowley	Kennedy	Pomeroy
Cuellar	Kilde	Price (NC)
Cummings	Kilpatrick	Rahall
Davis (AL)	Kind	Reyes
Davis (CA)	King (NY)	Rodriguez
Davis (IL)	Kirk	Rothman
Davis, Lincoln	Klein (FL)	Roybal-Allard
Davis, Tom	Kucinich	Ruppersberger
DeFazio	Langevin	Rush
DeGette	Lantos	Ryan (OH)
Delahunt	Larsen (WA)	Salazar
DeLauro	Larson (CT)	Sánchez, Linda
Dicks	Lee	T.
Dingell	Levin	Sanchez, Loretta
Doggett	Lipinski	Sarbanes
Ellison	LoBiondo	Saxton
Emanuel	Loeb	Schakowsky
Engel	Lofgren, Zoe	Schiff
Eshoo	Lowey	Schwartz
		Scott (GA)

Scott (VA)	Stark	Wasserman
Serrano	Stupak	Schultz
Sestak	Sutton	Waters
Shea-Porter	Tanner	Watson
Sherman	Tauscher	Watt
Sires	Thompson (CA)	Waxman
Skelton	Thompson (MS)	Weiner
Slaughter	Tierney	Welch (VT)
Smith (NJ)	Towns	Wexler
Smith (WA)	Udall (CO)	Wilson (OH)
Snyder	Udall (NM)	Woolsey
Solis	Van Hollen	Wu
Souder	Velázquez	Wynn
Space	Visclosky	Yarmuth
Spratt		Young (AK)

NOT VOTING—15

Arcuri	Doyle	Kuhl (NY)
Bilirakis	Edwards	Lewis (GA)
Conaway	Faleomavaega	Rangel
Davis, Jo Ann	Gutierrez	Sessions
Deal (GA)	Hastert	Westmoreland

So the amendment was not agreed to.

80.32 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment submitted by Mr. REICHERT:

Page 2 line 9, after the dollar amount insert "(reduced by \$1,000,000)".

Page 2 line 16, after the dollar amount insert "(reduced by \$11,000,000)".

Page 4 line 24, after the dollar amount insert "(increased by \$10,000,000)".

It was decided in the { Yeas ..... 218  
affirmative ..... } Nays ..... 205

80.33 [Roll No. 455] AYES—218

Aderholt	Dreier	Knollenberg
Akin	Duncan	LaHood
Alexander	Ehlers	Lamborn
Altmire	Ellsworth	Langevin
Bachmann	Emerson	Larsen (WA)
Bachus	English (PA)	Latham
Baker	Eshoo	LaTourette
Barrett (SC)	Everett	Lewis (CA)
Bartlett (MD)	Fallin	Lewis (KY)
Barton (TX)	Feeney	Linder
Bean	Ferguson	LoBiondo
Biggert	Flake	Lucas
Bilbray	Forbes	Lungren, Daniel
Bilirakis	Fortenberry	E.
Bishop (UT)	Fortuno	Mack
Blackburn	Fossella	Mahoney (FL)
Blunt	Fox	Manzullo
Boehner	Frelinghuysen	Marchant
Bonner	Gallegly	Matheson
Bono	Garrett (NJ)	McCarthy (CA)
Boozman	Gerlach	McCaul (TX)
Boswell	Gilchrest	McCotter
Boustany	Gillmor	McCrery
Brady (TX)	Gingrey	McHenry
Brown (SC)	Gohmert	McHugh
Brown-Waite,	Goode	McIntyre
Ginny	Goodlatte	McKeon
Buchanan	Granger	McMorris
Burgess	Graves	Rodgers
Burton (IN)	Hall (TX)	McNerney
Buyer	Harman	Meeks (NY)
Calvert	Hastings (WA)	Mica
Camp (MI)	Hayes	Miller (FL)
Campbell (CA)	Heller	Miller (MI)
Cannon	Hensarling	Miller, Gary
Cantor	Herger	Moran (KS)
Capito	Hereth Sandlin	Moran (VA)
Carter	Hill	Murphy, Patrick
Castle	Hoekstra	Murphy, Tim
Chabot	Holt	Musgrave
Coble	Hulshof	Myrick
Cole (OK)	Hunter	Neugebauer
Cooper	Inglis (SC)	Nunes
Costa	Israel	Pascrell
Crenshaw	Jindal	Paul
Cubin	Johnson (IL)	Pearce
Culberson	Johnson, Sam	Pence
Davis (KY)	Jones (NC)	Peterson (MN)
Davis, David	Jordan	Peterson (PA)
Dent	Keller	Petri
Diaz-Balart, L.	King (IA)	Pickering
Diaz-Balart, M.	King (NY)	Pitts
Donnelly	Kingston	Platts
Doolittle	Kirk	Poe
Drake	Kline (MN)	Pomeroy
Dreier		
Duncan		
Ehlers		
Ellsworth		
Emerson		



Porter
Price (GA)
Price (OH)
Putnam
Radanovich
Ramstad
Regula
Rehberg
Reichert
Renzi
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrabacher
Ros-Lehtinen
Roskam
Royce
Ryan (WI)

Sali
Saxton
Schmidt
Sensenbrenner
Shadegg
Shays
Shimkus
Shuster
Simpson
Smith (NE)
Smith (NJ)
Smith (TX)
Smith (WA)
Souder
Stearns
Stupak
Sullivan
Taylor
Terry

Thornberry
Tiahrt
Tiberi
Turner
Upton
Walberg
Walden (OR)
Walsh (NY)
Wamp
Weldon (FL)
Weller
Whitfield
Wicker
Wilson (NM)
Wilson (SC)
Wolf
Young (AK)
Young (FL)

80.34 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment numbered 42, submitted by Mr. KING of Iowa:

In title I, under the heading "Office of the Secretary and Executive Management", after the first dollar amount insert "(reduced by \$79,000)".

It was decided in the { Yeas ..... 379 affirmative ..... } Nays ..... 45

80.35 [Roll No. 456]

AYES—379

Abercrombie
Ackerman
Allen
Andrews
Baca
Baird
Baldwin
Barrow
Becerra
Berkley
Berman
Berry
Bishop (GA)
Bishop (NY)
Blumenauer
Bordallo
Boren
Boucher
Boyd (FL)
Boyd (KS)
Brady (PA)
Braley (IA)
Brown, Corrine
Butterfield
Capps
Capuano
Cardoza
Carnahan
Carney
Carson
Castor
Chandler
Christensen
Clarke
Clay
Cleaver
Clyburn
Cohen
Conyers
Cooper
Costa
Costello
Courtney
Cramer
Crowley
Cuellar
Cummings
Davis (AL)
Davis (CA)
Davis (IL)
Davis, Lincoln
DeFazio
DeGette
Delahunt
DeLauro
Dicks
Dingell
Doggett
Donnelly
Ellison
Emanuel
Engel
Etheridge
Farr
Fattah
Filner
Frank (MA)
Giffords
Gillibrand
Gonzalez

NOES—205

Gordon
Green, Al
Green, Gene
Grijalva
Hall (NY)
Hare
Hastings (FL)
Higgins
Hinche
Hinojosa
Hirono
Hodes
Holden
Honda
Hooley
Hoyer
Inslee
Jackson (IL)
Jackson-Lee
Jefferson
Johnson (GA)
Johnson, E. B.
Jones (OH)
Kagen
Kanjorski
Kaptur
Kennedy
Kildee
Kilpatrick
Kind
Klein (FL)
Kucinich
Lampson
Lantos
Larson (CT)
Lee
Levin
Lipinski
Loeback
Lofgren, Zoe
Lowey
Lynch
Maloney (NY)
Markey
Marshall
Matsui
McCarthy (NY)
McCollum (MN)
McDermott
McGovern
McNulty
Meehan
Meek (FL)
Melancon
Michaud
Miller (NC)
Miller, George
Mitchell
Mollohan
Moore (KS)
Moore (WI)
Murphy (CT)
Murtha
Nadler
Napolitano
Neal (MA)
Norton
Oberstar
Obey

Olver
Ortiz
Pallone
Pastor
Payne
Perlmutter
Price (NC)
Rahall
Rangel
Reyes
Rodriguez
Ross
Rothman
Roybal-Allard
Ruppersberger
Rush
Ryan (OH)
Salazar
Sanchez, Linda
T.
Sanchez, Loretta
Sarbanes
Schakowsky
Schiff
Schwartz
Scott (GA)
Scott (VA)
Serrano
Sestak
Shea-Porter
Sherman
Shuler
Sires
Skelton
Slaughter
Snyder
Solis
Space
Spratt
Stark
Sutton
Tancredo
Tanner
Tauscher
Thompson (CA)
Thompson (MS)
Tierney
Townes
Udall (CO)
Udall (NM)
Van Hollen
Velazquez
Visclosky
Walz (MN)
Wasserman
Schultz
Waters
Watson
Watt
Waxman
Weiner
Welch (VT)
Wexler
Wilson (OH)
Woolsey
Wu
Wynn
Yarmuth

NOT VOTING—14

Franks (AZ)
Gutierrez
Hastert
Hobson
Issa

Kuhl (NY)
Lewis (GA)
Sessions
Westmoreland

So the amendment was agreed to.

Mica
Michaud
Miller (FL)
Miller (MI)
Miller (NC)
Miller, Gary
Miller, George
Mitchell
Moore (KS)
Moore (WI)
Moran (KS)
Moran (VA)
Murphy, Patrick
Murphy, Tim
Musgrave
Myrick
Napolitano
Neal (MA)
Neugebauer
Norton
Nunes
Oberstar
Obey
Oliver
Ortiz
Pallone
Holt
Paul
Pearce
Pence
Perlmutter
Peterson (MN)
Peterson (PA)
Petri
Pickering
Pitts
Platts
Poe
Pomeroy
Porter
Price (GA)
Price (NC)
Pryce (OH)
Putnam
Radanovich
Ramstad
Rangel
Regula

Rehberg
Reichert
Renzi
Reyes
Reynolds
Rodriguez
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrabacher
Ros-Lehtinen
Roskam
Ross
Rothman
Roybal-Allard
Royce
Ruppersberger
Rush
Ryan (WI)
Salazar
Sali
Sanchez, Linda
T.
Sanchez, Loretta
Sarbanes
Saxton
Schakowsky
Schiff
Schmidt
Schwartz
Scott (GA)
Scott (VA)
Sensenbrenner
Serrano
Sestak
Shadegg
Shays
Shea-Porter
Shimkus
Shuler
Shuster
Simpson
Sires
Smith (NE)
Smith (NJ)
Smith (TX)
Smith (WA)
Snyder
Solis

NOES—45

Baird
Boucher
Brady (PA)
Carson
Christensen
Clarke
Cohen
Dingell
Engel
Fattah
Grijalva
Hinche
Holden
Hoyer
Jackson (IL)

Kanjorski
Kucinich
Larsen (WA)
Lee
Mahoney (FL)
Markey
Marshall
Matsui
McCaul (TX)
McNerney
McNulty
Meehan
Mollohan
Murphy (CT)
Murtha

NOT VOTING—13

Arcuri
Conaway
Doyle
Edwards
Faleomavaega

Fortuño
Gutierrez
Hastert
Kuhl (NY)
LaTourette

So the amendment was agreed to.

80.36 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment submitted numbered 32, by Mr. LAMBORN:

In title I, under the heading "Office of the Secretary and Executive Management", after the first dollar amount insert "(reduced by \$300,000)".

It was decided in the { Yeas ..... 381 affirmative ..... } Nays ..... 41

80.37 [Roll No. 457]

AYES—381

Abercrombie
Ackerman
Aderholt
Akin
Alexander

Allen
Altmire
Andrews
Baca
Bachmann

Bachus
Baker
Baldwin
Barrett (SC)
Barrow

Bartlett (MD) English (PA) Lungren, Daniel  
 Barton (TX) Eshoo Lynch E.  
 Bean Etheridge Mack  
 Becerra Everett Maloney (NY)  
 Berkley Fallin Manzullo  
 Berman Feeney Marchant  
 Berry Ferguson Matheson  
 Biggert Filner McCarthy (CA)  
 Bilbray Flake McCarthy (NY)  
 Bilirakis Forbes McCaul (TX)  
 Bishop (GA) Fortenberry McCollum (MN)  
 Bishop (NY) Fossella McCotter  
 Bishop (UT) Foxx McCrery  
 Blackburn Franks (AZ) McDermott  
 Blumenauer Frank (MA) McGovern  
 Blunt Frelinghuysen McHenry  
 Boehner Gallegly McHugh  
 Bonner Garrett (NJ) McIntyre  
 Bono Gerlach McKee  
 Boozman Giffords McKee  
 Bordallo Gilchrist McMorris  
 Boren Gillibrand Rodgers  
 Boswell Gillmor Meehan  
 Boustany Gingrey Meek (FL)  
 Boyd (FL) Gohmert Meeks (NY)  
 Boyd (KS) Gonzalez Melancon  
 Brady (TX) Goode Mica  
 Braley (IA) Goodlatte Michaud  
 Brown (SC) Gordon Miller (FL)  
 Brown, Corrine Granger Miller (MI)  
 Brown-Waite, Graves Miller (NC)  
 Ginny Green, Al Miller, Gary  
 Buchanan Green, Gene Miller, George  
 Burgess Hall (NY) Mitchell  
 Burton (IN) Hall (TX) Moore (KS)  
 Butterfield Hare Moore (WI)  
 Buyer Harman Moran (KS)  
 Calvert Hastings (FL) Moran (VA)  
 Camp (MI) Hastings (WA) Murphy, Patrick  
 Campbell (CA) Hayes Murphy, Tim  
 Cannon Heller Murtha  
 Cantor Hensarling Musgrave  
 Capito Herger Myrick  
 Capps Hersth Sandlin Nadler  
 Capuano Higgins Napolitano  
 Cardoza Hill Neal (MA)  
 Carnahan Hinojosa Neugebauer  
 Carney Hirono Norton  
 Carson Hobson Nunes  
 Carter Hodes Obey  
 Castle Hoekstra Olver  
 Castor Holden Ortiz  
 Chabot Holt Pallone  
 Chandler Hooley Pascarell  
 Christensen Hulshof Pastor  
 Clay Hunter Paul  
 Cleaver Inglis (SC) Payne  
 Clyburn Insole Pearce  
 Coble Israel Pence  
 Cohen Issa Perlmutter  
 Cole (OK) Jefferson Peterson (MN)  
 Conyers Jindal Peterson (PA)  
 Cooper Johnson (GA) Petri  
 Costa Johnson (IL) Pickering  
 Courtney Johnson, E. B. Pitts  
 Cramer Johnson, Sam Platts  
 Crenshaw Jones (NC) Poe  
 Crowley Jones (OH) Pomeroy  
 Cubin Jordan Porter  
 Cuellar Kagen Price (GA)  
 Culberson Kaptur Price (NC)  
 Cummings Keller Pryce (OH)  
 Davis (AL) Kennedy Putnam  
 Davis (CA) Kildee Radanovich  
 Davis (IL) Kilpatrick Rahall  
 Davis (KY) Kind Ramstad  
 Davis, David King (IA) Rangel  
 Davis, Jo Ann King (NY) Regula  
 Davis, Lincoln Kingston Rehberg  
 Davis, Tom Kirk Reichert  
 Deal (GA) Klein (FL) Renzi  
 DeFazio Kline (MN) Reyes  
 DeGette Knollenberg Reynolds  
 Delahunt LaHood Rodriguez  
 DeLauro Lamborn Rogers (AL)  
 Dent Lampson Rogers (KY)  
 Diaz-Balart, L. Langevin Rogers (MI)  
 Diaz-Balart, M. Lantos Rohrabacher  
 Dicks Larson (CT) Ros-Lehtinen  
 Doggett Latham Roskam  
 Donnelly LaTourette Ross  
 Drake Levin Rothman  
 Doolittle Lewis (KY) Roybal-Allard  
 Dreier Linder Royce  
 Duncan Lipinski Ruppberger  
 Ehlers LoBiondo Rush  
 Ellison Loeb sack Ryan (WI)  
 Ellsworth Salazar Cannon  
 Emanuel Lowey Sarbanes  
 Emerson Lucas Saxton

Schakowsky Spratt Walz (MN) Lamborn Nunes Shays  
 Schiff Stearns Wamp Latham Paul Shimkus  
 Schmidt Stupak Wasserman LaTourette Pearce Shuster  
 Schwartz Sullivan Schultz Lewis (CA) Petri Simpson  
 Scott (GA) Tancred Watson Lewis (KY) Pickering  
 Scott (VA) Tanner Watt Linder Pitts  
 Sensenbrenner Tauscher LoBiondo Platts  
 Serrano Taylor Smith (TX)  
 Shadegg Terry Poehner  
 Shays Thompson (MS) Weldon (FL) Porter  
 Shea-Porter Thornberry Weller Price (GA)  
 Shimkus Tiahrt Weller Pryce (OH)  
 Shuler Tiberi Wexler Putnam  
 Shuster Tierney Wickert Marchant Ramstad  
 Simpson Turner Wilson (NM) McCarthy (CA) Regula  
 Sires Udall (CO) Wilson (OH) Rehberg  
 Smith (NE) Udall (NM) Wilson (SC) McCotter  
 Smith (NJ) Upton Wolf McCrery  
 Smith (TX) Van Hollen Wu McHenry  
 Smith (WA) Velázquez Wynn McHugh  
 Snyder Visclosky Yarmuth McKeon  
 Solis Walberg Young (AK) McMorris  
 Souder Walden (OR) Young (FL) Rodgers  
 Space Walsh (NY) Young (FL) Mica

NOES—41  
 Jackson-Lee Sánchez, Linda  
 (TX) T.  
 Kanjorski Sanchez, Loretta  
 Kucinich Sestak  
 Larsen (WA) Sherman  
 Lee Skelton  
 Mahoney (FL) Slaughter  
 Markey Stark  
 Marshall Sutton  
 Matsui Thompson (CA)  
 McNerney Towns  
 McNulty Waters  
 Mollohan Weiner  
 Murphy (CT) Woolsey  
 Ryan (OH)

NOES—221  
 Gillibrand Melancon  
 Gonzalez Gonzalez  
 Gordon Miller (NC)  
 Green, Al Miller, George  
 Green, Gene Mitchell  
 Grijalva Mollohan  
 Hall (NY) Moore (KS)  
 Hare Moore (WI)  
 Hastings (FL) Moran (VA)  
 Hersth Sandlin Murphy (CT)  
 Higgins Murphy, Patrick  
 Hill Murtha  
 Hinchey Nadler  
 Berry Hinojosa Napolitano  
 Hirono Neal (MA)  
 Hodes Oberstar  
 Holden Obey  
 Holt Olver  
 Honda Ortiz  
 Hooley Pallone  
 Hoyer Pascarell  
 Insole Pastor  
 Israel Payne  
 Jackson (IL) Perlmutter  
 Jackson-Lee Peterson (MN)  
 Price (NC) Price (NC)  
 Jefferson Rahall  
 Johnson (GA) Rangel  
 Johnson, E. B. Reyes  
 Jones (OH) Rodriguez  
 Kagen Ross  
 Kanjorski Rothman  
 Kaptur Roybal-Allard  
 Kennedy Ruppberger  
 Kildee Rush  
 Kilpatrick Ryan (OH)  
 Kind Salazar  
 Klein (FL) Sánchez, Linda  
 Kucinich T.  
 Lampson Sanchez, Loretta  
 Langevin Sarbanes  
 Lantos Schakowsky  
 Courtney Cramer Schiff  
 Crowley Larson (CT) Schwartz  
 Cuellar Lee Scott (GA)  
 Cummings Levin Scott (VA)  
 Davis (AL) Lipinski Serrano  
 Davis (CA) Davis (CA) Sestak  
 Davis (IL) Davis (IL) Shea-Porter  
 Davis, Lincoln Davis, Lincoln Sherman  
 DeFazio DeFazio Lynch  
 DeGette DeGette Mahoney (FL)  
 DeLauro DeLauro Maloney (NY)  
 Dicks Dicks Markey  
 Dingell Dingell Marshall  
 Doggett Doggett Matheson  
 Donnelly Donnelly Matsu  
 Ellison Ellison McCarthy (NY)  
 Ellsworth Ellsworth McCollum (MN)  
 Emanuel Emanuel McDermott  
 Engel Engel McGovern  
 Eshoo Eshoo McIntyre  
 Etheridge Etheridge McNerney  
 Farr Farr McNulty  
 Fattah Fattah Meehan  
 Frank (MA) Frank (MA) Meek (FL)  
 Giffords Giffords Meeks (NY)

NOT VOTING—15

Fortuño Lewis (GA)  
 Gutierrez Oberstar  
 Hastert Sali  
 Kuhl (NY) Sessions  
 Lewis (CA) Westmoreland

So the amendment was agreed to.  
 After some further time,

180.38 MOTION TO RISE

A recorded vote by electronic device was ordered in the Committee of the Whole on the motion of Mr. BLUNT that the Committee do now rise.

It was decided in the { Yeas ..... 190  
 negative ..... } Nays ..... 221

180.39 [Roll No. 458]

AYES—190

Aderholt Carter Gerlach  
 Akin Castle Gilchrist  
 Alexander Chabot Gillmor  
 Bachmann Coble Gingrey  
 Bachus Cole (OK) Gohmert  
 Baker Crenshaw Goode  
 Barrett (SC) Cubin Goodlatte  
 Bartlett (MD) Davis (KY) Granger  
 Barton (TX) Davis, David Graves  
 Biggert Davis, Tom Hall (TX)  
 Bilbray Deal (GA) Hastings (WA)  
 Bilirakis Dent Hayes  
 Bishop (UT) Diaz-Balart, L. Heller  
 Blackburn Diaz-Balart, M. Hensarling  
 Blunt Doolittle Herger  
 Boehner Drake Hobson  
 Bonner Dreier Hoekstra  
 Bono Duncan Hulshof  
 Boozman Ehlers Inglis (SC)  
 Boustany Emerson Issa  
 Brady (TX) English (PA) Jindal  
 Brown (SC) Everett Johnson (IL)  
 Brown-Waite, Fallon Johnson, Sam  
 Ginny Feeney Jones (NC)  
 Buchanan Ferguson Jordan  
 Burgess Flake Keller  
 Burton (IN) Forbes King (IA)  
 Buyer Fortenberry King (NY)  
 Calvert Fossella Kingston  
 Camp (MI) Foxx Kirk  
 Campbell (CA) Franks (AZ) Kline (MN)  
 Cannon Frelinghuysen Knollenberg  
 Cantor Gallegly Kuhl (NY)  
 Capito Garrett (NJ) LaHood

Gerlach  
 Gilchrist  
 Gillmor  
 Gingrey  
 Gohmert  
 Goode  
 Goodlatte  
 Granger  
 Graves  
 Hall (TX)  
 Hastings (WA)  
 Hayes  
 Heller  
 Hensarling  
 Herger  
 Hobson  
 Hoekstra  
 Hulshof  
 Inglis (SC)  
 Issa  
 Jindal  
 Johnson (IL)  
 Johnson, Sam  
 Jones (NC)  
 Jordan  
 Keller  
 King (IA)  
 King (NY)  
 Kingston  
 Kirk  
 Kline (MN)  
 Knollenberg  
 Kuhl (NY)  
 LaHood

Towns Wasserman Wexler
Udall (CO) Schultz Wilson (OH)
Udall (NM) Waters Woolsey
Van Hollen Watson Wu
Velázquez Watt Wynn
Visclosky Waxman Yarmuth
Walz (MN) Weiner Young (AK)
Welch (VT) Young (FL)

NOT VOTING—26

Arcuri Doyle Lewis (GA)
Bordallo Edwards Norton
Braley (IA) Faleomavaega Pence
Clarke Filner Peterson (PA)
Clay Fortuño Pomeroy
Conaway Gutierrez Radanovich
Culberson Harman Sessions
Davis, Jo Ann Hastert Westmoreland
Delahunt Hunter

So the motion was not agreed to.
After some further time,

80.40 MOTION TO RISE

A recorded vote by electronic device
was ordered in the Committee of the
Whole on the motion of Mr. GINGREY
that the Committee do now rise.

It was decided in the { Yeas ..... 189
negative ..... { Nays ..... 218

80.41 [Roll No. 459]

AYES—189

Aderholt Frelinghuysen Myrick
Akin Gallegly Neugebauer
Alexander Garrett (NJ) Nunes
Bachmann Gerlach Paul
Bachus Gillmor Pearce
Baker Gingrey Petri
Barrett (SC) Gohmert Pickering
Bartlett (MD) Goode Pitts
Barton (TX) Goodlatte Platts
Biggart Granger Poe
Bilbray Graves Porter
Bilirakis Hall (TX) Price (GA)
Bishop (UT) Hastings (WA) Pryce (OH)
Blackburn Hayes Putnam
Blunt Heller Ramstad
Boehner Hensarling Regula
Bonner Herger Rehberg
Bono Hobson Reichert
Boozman Hoekstra Renzi
Boustany Hulshof Reynolds
Brady (TX) Inglis (SC) Rogers (AL)
Brown (SC) Issa Rogers (KY)
Brown-Waite, Jindal Rogers (MI)
Ginny Johnson (IL) Rohrabacher
Buchanan Johnson, Sam Ros-Lehtinen
Burgess Jordan Roskam
Burton (IN) Keller Royce
Buyer King (IA) Ryan (WI)
Calvert King (NY) Sali
Camp (MI) Kingston Saxton
Campbell (CA) Kirk Schmidt
Cannon Kline (MN) Sensenbrenner
Cantor Knollenberg Shadegg
Capito Kuhl (NY) Shays
Carter LaHood Shimkus
Castle Lamborn Shuster
Chabot Latham Simpson
Coble LaTourette Smith (NE)
Cole (OK) Lewis (CA) Smith (NJ)
Crenshaw Lewis (KY) Smith (TX)
Cubin Linder Souder
Davis (KY) LoBiondo Stearns
Davis, David Lucas Sullivan
Davis, Tom Lungren, Daniel
Deal (GA) E. Tancredo
Dent Mack Taylor
Diaz-Balart, L. Manzano Terry
Diaz-Balart, M. Marchant Thornberry
Doolittle McCarthy (CA) Tiahrt
Drake McCaul (TX) Tiberi
Dreier McCotter Turner
Duncan McCrery Upton
Ehlers McHenry Walberg
Emerson McHugh Walden (OR)
Everett McKeon Walsh (NY)
Fallin McMorris Wamp
Feeney Rodgers Waxman
Ferguson Mica Weldon (FL)
Flake Miller (FL) Weller
Forbes Miller (MI) Whitfield
Fortenberry Miller, Gary Wicker
Fossella Moran (KS) Wilson (NM)
Foxy Murphy, Tim Wilson (SC)
Franks (AZ) Musgrave Wolf
Young (FL)

NOES—218
Abercrombie Hall (NY) Obey
Ackerman Hare Oliver
Allen Hastings (FL) Ortiz
Herseth Sandlin Pallone
Higgins Pascarell
Hill Pastor
Hinchev Payne
Hinojosa Perlmutter
Hirono Peterson (MN)
Hodes Pomeroy
Holt Price (NC)
Honda Rahall
Hooley Rangel
Hoyer Reyes
Inslie Rodriguez
Israel Ross
Jackson (IL) Bartton (TX)
Jackson-Lee Rothman
(TX) Roybal-Allard
Jefferson Ruppertsberger
Johnson (GA) Rush
Jones (NC) Ryan (OH)
Jones (OH) Salazar
Butterfield Sanchez, Linda
Kagen T.
Kanjorski Sanchez, Loretta
Kaptur Sarbanes
Capuano Kennedy Schakowsky
Cardoza Kildee Schiff
Carnahan Kind Schwartz
Carney Klein (FL) Scott (GA)
Carson Kucinich Scott (VA)
Castor Lampson Serrano
Chandler Langevin Sestak
Clarke Cleaver Lantos
Clyburn Cohen Larsen (WA)
Cohen Conyers Larson (CT)
Cooper Cooper Lee
Costa Levin
Costello Lipinski
Courtney Loebsack
Cramer Lofgren, Zoe
Crowley Lowey
Cuellar Lynch
Cummings Mahoney (FL)
Davis (AL) Maloney (NY)
Davis (CA) Markey
Davis (IL) Marshall
Davis, Lincoln Matheson
DeFazio Matsui
DeGette McCarthy (NY)
DeLauro McCollum (MN)
Dicks McDermott
Dingell McGovern
Doggett McIntyre
Donnelly McNerney
Ellison McNulty
Elsworth Meehan
Emanuel Meek (FL)
Engel Meeke (NY)
Eshoo Melancon
Etheridge Michael
Farr Miller, George
Fattah Mitchell
Filner Mollohan
Frank (MA) Moore (KS)
Giffords Moran (VA)
Gilchrest Murphy (CT)
Gillibrand Murphy, Patrick
Gonzalez Murtha
Gordon Nadler
Green, Al Napolitano
Green, Gene Neal (MA)
Grijalva Oberstar

NOT VOTING—30

Becerra Doyle Johnson, E. B.
Berkley Edwards Kilpatrick
Bordallo English (PA) Lewis (GA)
Boucher Faleomavaega Miller (NC)
Christensen Fortuño Norton
Clay Gutierrez Pence
Conaway Harman Peterson (PA)
Culberson Harman Radanovich
Davis, Jo Ann Hastert Sessions
Delahunt Holden Westmoreland
Hunter

So the motion was not agreed to.
After some further time,

80.42 MOTION TO RISE

A recorded vote by electronic device
was ordered in the Committee of the
Whole on the motion of Mr. BACHUS
that the Committee do now rise.

It was decided in the { Yeas ..... 187
negative ..... { Nays ..... 220
Answered present 1

80.43 [Roll No. 460]

AYES—187

Aderholt Frelinghuysen Nunes
Akin Gallegly Paul
Alexander Garrett (NJ) Pearce
Bachmann Gerlach Pence
Bachus Gillmor Petri
Baker Gingrey Pickering
Barrett (SC) Goode Pitts
Bartlett (MD) Goodlatte Platts
Barton (TX) Granger Poe
Biggart Graves Porter
Bilbray Hall (TX) Price (GA)
Bilirakis Bilirakis Hastings (WA) Pryce (OH)
Bishop (UT) Hayes Putnam
Blackburn Heller Radanovich
Blunt Hensarling Ramstad
Boehner Herger Regula
Bonner Hobson Rehberg
Bono Hoekstra Reichert
Boozman Hulshof Renzi
Boustany Inglis (SC) Reynolds
Brady (TX) Issa Rogers (AL)
Brown (SC) Jindal Rogers (KY)
Brown-Waite, Johnson (IL) Rogers (MI)
Ginny Johnson, Sam Rohrabacher
Buchanan Jordan Ros-Lehtinen
Burgess Keller Roskam
Burton (IN) King (IA) Royce
Buyer King (NY) Ryan (WI)
Calvert Kingston Sali
Camp (MI) Kirk Saxton
Campbell (CA) Kline (MN) Schmidt
Cannon Knollenberg Sensenbrenner
Cantor Kuhl (NY) Shadegg
Capito LaHood Shays
Carter Lamborn Shimkus
Castle Latham Shuster
Chabot LaTourette Simpson
Cole (OK) Lewis (CA) Smith (NE)
Crenshaw Lewis (KY) Smith (NJ)
Cubin Linder Smith (TX)
Davis (KY) LoBiondo Souder
Davis, David Lucas Stearns
Davis, Tom Lungren, Daniel Sullivan
Deal (GA) E. Tancredo
Dent Mack Taylor
Diaz-Balart, L. Manzano Terry
Diaz-Balart, M. Marchant Thornberry
Doolittle McCarthy (CA) Tiahrt
Drake McCaul (TX) Tiberi
Dreier McCotter Turner
Duncan McCrery Upton
Ehlers McHenry Walberg
Emerson McHugh Walden (OR)
Everett McKeon Walsh (NY)
Fallin Miller (FL) Wamp
Feeney Miller (MI) Weldon (FL)
Ferguson Miller, Gary Weller
Flake Moran (KS) Whitfield
Forbes Moran (KS) Wicker
Fortenberry Murphy, Tim Wilson (NM)
Fossella Musgrave Wilson (SC)
Foxy Myrick Wolf
Franks (AZ) Neugebauer Young (FL)

NOES—220

Abercrombie Capps DeLauro
Ackerman Capuano Dicks
Allen Cardoza Dingell
Altmire Carnahan Doggett
Andrews Carney Donnelly
Arcuri Carson Ellison
Baca Castor Ellsworth
Baird Chandler Emanuel
Baldwin Christensen Engel
Barrow Clarke Eshoo
Bean Cleaver Etheridge
Becerra Clyburn Farr
Berkley Cohen Fattah
Berman Cooper Filner
Berry Costa Frank (MA)
Bishop (GA) Costello Giffords
Bishop (NY) Courtney Gilchrest
Blumenauer Cramer Gillibrand
Boren Crowley Gonzalez
Boswell Cuellar Gordon
Boyd (FL) Cummings Green, Al
Boyda (KS) Davis (AL) Green, Gene
Brady (PA) Davis (CA) Grijalva
Braley (IA) Davis (IL) Hall (NY)
Brown, Corrine DeFazio Hare
Butterfield DeGette Hastings (FL)

Herseth Sandlin	McDermott	Schakowsky	Fallin	Lamborn	Rehberg	Perlmutter	Scott (GA)	Tierney
Higgins	McGovern	Schiff	Feeeny	Latham	Reichert	Peterson (MN)	Scott (VA)	Towns
Hill	McIntyre	Schwartz	Ferguson	LaTourette	Renzi	Pomeroy	Serrano	Udall (CO)
Hinchev	McNerney	Scott (GA)	Flake	Lewis (CA)	Reynolds	Price (NC)	Sestak	Udall (NM)
Hinojosa	McNulty	Scott (VA)	Forbes	Lewis (KY)	Rogers (AL)	Rahall	Shea-Porter	Velázquez
Hirono	Meehan	Serrano	Fortenberry	Linder	Rogers (KY)	Reyes	Sherman	Visclosky
Hodes	Meek (FL)	Sestak	Fossella	LoBiondo	Rogers (MI)	Rodriguez	Shuler	Walz (MN)
Holt	Meeks (NY)	Shea-Porter	Fox	Lucas	Rohrabacher	Ross	Sires	Wasserman
Honda	Melancon	Sherman	Franks (AZ)	Lungren, Daniel	Ros-Lehtinen	Rothman	Skelton	Schultz
Hooley	Michaud	Shuler	Frelinghuysen	E.	Roskam	Roybal-Allard	Slaughter	Waters
Hoyer	Miller (NC)	Sires	Galleghy	Mack	Royce	Ruppersberger	Smith (WA)	Watson
Inslee	Miller, George	Skelton	Garrett (NJ)	Manzullo	Ryan (WI)	Rush	Snyder	Watt
Israel	Mitchell	Slaughter	Gerlach	Marchant	Sali	Ryan (OH)	Solis	Waxman
Jackson (IL)	Mollohan	Smith (WA)	Gilchrest	McCarthy (CA)	Saxton	Salazar	Space	Weiner
Jackson-Lee	Moore (KS)	Snyder	Gillmor	McCaul (TX)	Schmidt	Sánchez, Linda	Spratt	Welch (VT)
(TX)	Moore (WI)	Solis	Gingrey	McCotter	Sensenbrenner	T.	Stupak	Wexler
Jefferson	Moran (VA)	Space	Gohmert	McCrery	Shadegg	Sanchez, Loretta	Sutton	Wilson (OH)
Johnson (GA)	Murphy (CT)	Spratt	Goode	McHenry	Shays	Sarbanes	Tanner	Woolsey
Johnson, E. B.	Murphy, Patrick	Stupak	Goodlatte	McHugh	Shimkus	Schakowsky	Tauscher	Wu
Jones (NC)	Murtha	Sutton	Granger	McKeon	Shuster	Schiff	Thompson (CA)	Wynn
Kagen	Nadler	Tanner	Hall (TX)	McMorris	Simpson	Schwartz	Thompson (MS)	Yarmuth
Kanjorski	Napolitano	Tauscher	Hastings (WA)	Rodgers	Smith (NE)			
Kaptur	Neal (MA)	Thompson (CA)	Hayes	Mica	Smith (NJ)			
Kennedy	Oberstar	Thompson (MS)	Heller	Miller (FL)	Stearns	Bordallo	Delahunt	Myrick
Kildee	Obey	Tierney	Hensarling	Miller (MI)	Sullivan	Doyle	Doyle	Norton
Kind	Olver	Towns	Herger	Miller, Gary	Tancred	Buyer	Edwards	Peterson (PA)
Klein (FL)	Ortiz	Udall (CO)	Hobson	Moran (KS)	Taylor	Coble	English (PA)	Rangel
Kucinich	Pallone	Udall (NM)	Hoekstra	Murphy, Tim	Terry	Conaway	Faleomavaega	Sessions
Lampson	Pascrell	Van Hollen	Hulshof	Musgrave	Thornberry	Coble	Portuño	Smith (TX)
Langevin	Pastor	Velázquez	Inglis (SC)	Neugebauer	Tiahrt	Conaway	Gutierrez	Souder
Lantos	Payne	Visclosky	Issa	Nunes	Tiberi	Davis (IL)	Harman	Stark
Larsen (WA)	Perlmutter	Walz (MN)	Jindal	Paul	Turner	Davis, Jo Ann	Hastert	Van Hollen
Larson (CT)	Peterson (MN)	Wasserman	Johnson (IL)	Pearce	Upton	Davis, Lincoln	Holden	Weldon (FL)
Lee	Pomeroy	Schultz	Johnson, Sam	Pence	Walberg	DeFazio	Hunter	Westmoreland
Levin	Price (NC)	Waters	Jones (NC)	Petri	Walden (OR)			
Lewis (GA)	Rahall	Watson	Jordan	Pickering	Walsh (NY)			
Lipinski	Reyes	Watt	Keller	Pitts	Wamp			
Loeb sack	Rodriguez	Waxman	King (IA)	Platts	Weller			
Lofgren, Zoe	Ross	Weiner	King (NY)	Poe	Whitfield			
Lowe y	Rothman	Welch (VT)	Kingston	Porter	Wicker			
Lynch	Roybal-Allard	Wexler	Kirk	Price (GA)	Wilson (NM)			
Mahoney (FL)	Ruppersberger	Wilson (OH)	Kline (MN)	Pryce (OH)	Wilson (SC)			
Maloney (NY)	Rush	Woolsey	Knollenberg	Putnam	Wolf			
Markey	Ryan (OH)	Wynn	Kuhl (NY)	Radanovich	Young (AK)			
Marshall	Salazar	Yarmuth	LaHood	Ramstad	Young (FL)			
Matheson	Sánchez, Linda	Young (AK)		Regula				
Matsui	T.							
McCarthy (NY)	Sanchez, Loretta							
McCullum (MN)	Sarbanes							

NOT VOTING—33

ANSWERED "PRESENT"—1

Gohmert	
NOT VOTING—29	
Bordallo	Doyle
Boucher	Edwards
Clay	English (PA)
Coble	Faleomavaega
Conaway	Fortuño
Conyers	Gutierrez
Culberson	Harman
Davis, Jo Ann	Hastert
Davis, Lincoln	Holden
Delahunt	Hunter
Jones (OH)	Kilpatrick
Kilpatrick	McMorris
McMorris	Rodgers
Norton	Peterson (PA)
Rangel	Sessions
Stark	Westmoreland
Jones (OH)	Crenshaw
Cubin	Cleaver
Clyburn	Cohen
Cohen	Cooper
Costa	Costello
Courtney	Cramer
Crowley	Cuellar
Cummings	Drake
Davis (AL)	Davis (CA)
Davis (CA)	DeGette
DeLauro	Dicks
Dicks	Kucinich

So the motion was not agreed to.  
After some further time,

180.44 MOTION TO RISE

A recorded vote by electronic device was ordered in the Committee of the Whole on the motion of Mr. SHADEGG that the Committee do now rise.

It was decided in the { Yeas ..... 188  
negative ..... Nays ..... 216

180.45 [Roll No. 461]

Aderholt	Boozman	Cole (OK)
Akin	Boustany	Crenshaw
Alexander	Brady (TX)	Cubin
Bachmann	Brown (SC)	Culberson
Bachus	Brown-Waite,	Davis (KY)
Baker	Ginny	Davis, David
Barrett (SC)	Buchanan	Davis, Tom
Bartlett (MD)	Burgess	Deal (GA)
Barton (TX)	Burton (IN)	Dent
Biggart	Calvert	Diaz-Balart, L.
Bilbray	Camp (MI)	Diaz-Balart, M.
Bilirakis	Campbell (CA)	Doolittle
Bishop (UT)	Cannon	Drake
Blackburn	Cantor	Dreier
Blunt	Capito	Duncan
Boehner	Carter	Ehlers
Bonner	Castle	Emerson
Bono	Chabot	Everett

NOES—216

Abercrombie	Dingell	Lampson
Ackerman	Doggett	Langevin
Allen	Donnelly	Lantos
Altire	Ellison	Larsen (WA)
Andrews	Ellsworth	Larson (CT)
Arcuri	Emanuel	Lee
Baca	Engel	Levin
Baird	Eshoo	Lewis (GA)
Baldwin	Etheridge	Lipinski
Barrow	Farr	Loeb sack
Bean	Fattah	Lofgren, Zoe
Becerra	Filner	Lowey
Berkley	Frank (MA)	Lynch
Berman	Giffords	Mahoney (FL)
Berry	Gillibrand	Maloney (NY)
Bishop (GA)	Gonzalez	Markey
Bishop (NY)	Gordon	Marshall
Blumenauer	Green, Al	Matheson
Boren	Green, Gene	Matsui
Boswell	Grijalva	McCarthy (NY)
Boyd (FL)	Hall (NY)	McCullum (MN)
Boyd (KS)	Hare	McDermott
Brady (PA)	Hastings (FL)	McGovern
Braley (IA)	Herseth Sandlin	McIntyre
Brown, Corrine	Higgins	McNerney
Butterfield	Hill	McNulty
Capps	Hinchev	Meehan
Capuano	Hinojosa	Meek (FL)
Cardoza	Hirono	Meeks (NY)
Carnahan	Hodes	Melancon
Carney	Holt	Michaud
Carson	Honda	Miller (NC)
Castor	Hooley	Miller, George
Chandler	Hoyer	Mitchell
Christensen	Inslee	Mollohan
Clarke	Israel	Moore (KS)
Cleaver	Jackson (IL)	Moore (WI)
Clyburn	Jackson-Lee	Moran (VA)
Cohen	(TX)	Murphy (CT)
Cooper	Jefferson	Murphy, Patrick
Costa	Johnson (GA)	Murtha
Costello	Johnson, E. B.	Nadler
Courtney	Jones (OH)	Napolitano
Cramer	Kagen	Neal (MA)
Crowley	Kanjorski	Oberstar
Cuellar	Kaptur	Obey
Cummings	Kennedy	Olver
Davis (AL)	Kildee	Ortiz
Davis (CA)	Kilpatrick	Pallone
DeGette	Kind	Pascrell
DeLauro	Klein (FL)	Pastor
Dicks	Kucinich	Payne

NOT VOTING—33

Bordallo	Delahunt	Myrick
Boucher	Doyle	Norton
Buyer	Edwards	Peterson (PA)
Coble	English (PA)	Rangel
Conaway	Faleomavaega	Sessions
Coble	Portuño	Smith (TX)
Conaway	Gutierrez	Souder
Conyers	Harman	Stark
Davis (IL)	Hastert	Van Hollen
Davis, Jo Ann	Holden	Weldon (FL)
Davis, Lincoln	Hunter	Westmoreland

So the motion was not agreed to.  
After some further time,

180.46 MOTION TO RISE

A recorded vote by electronic device was ordered in the Committee of the Whole on the motion of Mr. MCCOTTER that the Committee do now rise.

It was decided in the { Yeas ..... 188  
negative ..... Nays ..... 216

180.47 [Roll No. 462]

Aderholt	Diaz-Balart, M.	King (IA)
Akin	Doolittle	King (NY)
Alexander	Drake	Kingston
Bachmann	Dreier	Kirk
Bachus	Duncan	Kline (MN)
Baker	Ehlers	Knollenberg
Barrett (SC)	Emerson	Kuhl (NY)
Bartlett (MD)	English (PA)	LaHood
Barton (TX)	Everett	Lamborn
Biggart	Fallin	Latham
Bilbray	Fenev	LaTourette
Bilirakis	Ferguson	Lewis (CA)
Bishop (UT)	Flake	Lewis (KY)
Blackburn	Forbes	Linder
Blunt	Fortenberry	LoBiondo
Boehner	Fossella	Lucas
Bonner	Fox	Lungren, Daniel
Bono	Franks (AZ)	E.
Boozman	Frelinghuysen	Mack
Boustany	Galleghy	Manzullo
Brady (TX)	Garrett (NJ)	Marchant
Brown (SC)	Gerlach	McCarthy (CA)
Brown-Waite,	Gilchrest	McCaul (TX)
Ginny	Gillmor	McCotter
Buchanan	Gingrey	McCrery
Burgess	Gohmert	McHenry
Burton (IN)	Goode	McHugh
Burton	Goodlatte	McKeon
Calvert	Granger	McMorris
Camp (MI)	Graves	Rodgers
Campbell (CA)	Hall (TX)	Mica
Cannon	Hastings (WA)	Miller (FL)
Cantor	Hayes	Miller (MI)
Capito	Heller	Miller, Gary
Carter	Hensarling	Moran (KS)
Castle	Herger	Murphy, Tim
Chabot	Hobson	Musgrave
Cole (OK)	Hoekstra	Neugebauer
Crenshaw	Hulshof	Nunes
Cubin	Inglis (SC)	Pearce
Culberson	Issa	Pence
Davis (KY)	Jindal	Petri
Davis, David	Johnson (IL)	Pickering
Davis, Tom	Johnson, Sam	Pitts
Deal (GA)	Jones (NC)	Platts
Dent	Jordan	Poe
Diaz-Balart, L.	Keller	Porter

Price (GA) Ryan (WI) Thornberry
Pryce (OH) Sali Tiaht
Putnam Saxton Tiberi
Radanovich Schmidt Turner
Ramstad Sensenbrenner Upton
Regula Shadegg Walberg
Rehberg Shays Walden (OR)
Reichert Shimkus Walsh (NY)
Renzi Shuster Weller
Reynolds Simpson Whitfield
Rogers (AL) Smith (NE) Wicker
Rogers (KY) Smith (NJ) Wilson (NM)
Rogers (MI) Stearns Wilson (SC)
Rohrabacher Sullivan Wolf
Ros-Lehtinen Tancredo Young (AK)
Roskam Taylor Young (FL)
Royce Terry

Holden Peterson (PA) Stark
Hunter Rangel Van Hollen
Myrick Sessions Wamp
Norton Smith (TX) Weldon (FL)
Paul Souder Westmoreland

So the motion was not agreed to.
After some further time,

WEDNESDAY, JUNE 13
(LEGISLATIVE DAY OF JUNE 12),
2007

80.48 MOTION TO RISE

A recorded vote by electronic device
was ordered in the Committee of the
Whole on the motion of Mr. BOEHNER
that the Committee do now rise.

It was decided in the { Yeas ..... 187
negative ..... } Nays ..... 213

80.49 [Roll No. 463]

AYES—187

Aderholt Frelinghuysen Murphy, Tim
Akin Gallegly Musgrave
Alexander Garrett (NJ) Neugebauer
Bachmann Gerlach Nunes
Bachus Gilchrist Pearce
Baker Gillmor Pence
Barrett (SC) Gingrey Petri
Bartlett (MD) Gohmert Pickering
Barton (TX) Goode Pitts
Bigert Gonnlatte Platts
Bilbray Granger Poe
Bilirakis Graves Porter
Bishop (UT) Hall (TX) Price (GA)
Blackburn Hastings (WA) Pryce (OH)
Blunt Hayes Putnam
Boehner Heller Radanovich
Bonner Hensarling Ramstad
Bono Herger Regula
Boozman Hobson Rehberg
Boustany Hoekstra Reichert
Brady (TX) Hulshof Renzi
Brown (SC) Inglis (SC) Reynolds
Brown-Waite, Issa Rogers (AL)
Ginny Jindal Rogers (KY)
Buchanan Johnson (IL) Rogers (MI)
Burgess Johnson, Sam Rohrabacher
Burton (IN) Jones (NC) Ros-Lehtinen
Buyer Jordan Roskam
Calvert Keller Ryan (WI)
Camp (MI) King (IA) Sali
Campbell (CA) King (NY) Saxton
Cannon Kingston Schmidt
Cantor Kirk Schmitt
Capito Kline (MN) Sensenbrenner
Castle Knollenberg Shadegg
Chabot Kuhl (NY) Shays
Cole (OK) LaHood Shuster
Crenshaw Lamborn Simpson
Cubin Latham Smith (NE)
Culberson LaTourette Smith (NJ)
Davis (KY) Lewis (CA) Smith (NY)
Davis, David Lewis (KY) Souder
Davis, Tom Linder Stearns
Deal (GA) LoBiondo Sullivan
Dent Lucas Tancredo
Diaz-Balart, L. Lungren, Daniel Terry
Diaz-Balart, M. E. Thornberry
Doolittle Mack Tiaht
Drake Manzullo Tiberi
Dreier Marchant Turner
Duncan McCarthy (CA) Upton
Ehlers McCaul (TX) Walberg
Emerson McCotter Walden (OR)
English (PA) McCrery Walsh (NY)
Everett McHenry Wamp
Fallin McHugh Weller
Feeney McKeon Whitfield
Ferguson McMorris Wicker
Flake Rodgers Wilson (NM)
Forbes Mica Wilson (SC)
Fortenberry Miller (FL) Wolf
Fossella Miller (MI) Young (AK)
Foxy Miller, Gary Young (FL)
Franks (AZ) Moran (KS)

Boren Holt Ortiz
Boswell Honda Pallone
Boyd (FL) Hooley Pascrell
Boyda (KS) Hoyer Pastor
Brady (PA) Inslee Payne
Braley (IA) Israel Perlmutter
Brown, Corrine Jackson (IL) Peterson (MN)
Butterfield Jackson-Lee Pomeroy
Capps (TX) Price (NC)
Cardoza Jefferson Rahall
Carnahan Johnson (GA) Reyes
Carney Johnson, E. B. Rodriguez
Castor Jones (OH) Ross
Chandler Kagen Rothman
Christensen Kanjorski Roybal-Allard
Clarke Kaptur Ruppertsberger
Cleaver Kennedy Rush
Clyburn Kildee Ryan (OH)
Cohen Kilpatrick Salazar
Conyers Kind Sanchez, Linda
Cooper Klein (FL) T.
Costa Kucinich Sanchez, Loretta
Costello Lampson Sarbanes
Courtney Langevin Schiff
Cramer Larsen (WA) Schwartz
Crowley Larson (CT) Scott (GA)
Cuellar Lee Scott (VA)
Cummings Levin Serrano
Davis (AL) Lewis (GA) Sestak
Davis (CA) Lipinski Shea-Porter
Davis (IL) Loebsack Sherman
Davis, Lincoln Davis, Lincoln Shuler
DeFazio Lynch Sires
DeGette Mahoney (FL) Skelton
Delahunt Maloney (NY) Slaughter
DeLauro Markey Smith (WA)
Dicks Marshall Snyder
Doggett Matheson Solis
Donnelly Matsui Space
Ellison McCarthy (NY) Spratt
Ellsworth McCollum (MN) Stupak
Emanuel McDermott Sutton
Engel McGovern Tanner
Eshoo McIntyre Tauscher
Etheridge McNerney Thompson (CA)
Farr McNulty Thompson (MS)
Fattah Meehan Tierney
Filner Meek (FL) Udall (CO)
Frank (MA) Meeks (NY) Udall (NM)
Giffords Melancon Van Hollen
Gillibrand Michaud Velazquez
Gonzalez Miller (NC) Vislosky
Green, Al Miller, George Walz (MN)
Green, Gene Mitchell Wasserman
Grijalva Moore (KS) Waters
Hall (NY) Moore (WI) Watson
Hare Moran (VA) Watt
Hastings (FL) Murphy (CT) Weiner
Herseth Sandlin Murtha Welch (VT)
Higgins Nadler Wexler
Hill Napolitano Wilson (OH)
Hinchev Neal (MA) Woolsey
Hinojosa Oberstar Wu
Hirono Obey Yarmuth
Hodes Oliver

NOT VOTING—37

Bordallo Fortuño Rangel
Boucher Gutierrez Schakowsky
Capuano Harman Sessions
Carson Hastert Shimkus
Carter Holden Smith (TX)
Clay Hunter Stark
Coble Lantos Taylor
Conaway Lowey Towns
Davis, Jo Ann Murphy, Patrick Waxman
Dingell Myrick Weldon (FL)
Doyle Norton Westmoreland
Edwards Paul
Faleomavaega Peterson (PA)

So the motion was not agreed to.
After some further time,

80.50 MOTION TO RISE

A recorded vote by electronic device
was ordered in the Committee of the
Whole on the motion of Mr. ROSKAM
that the Committee do now rise.

It was decided in the { Yeas ..... 189
negative ..... } Nays ..... 214

80.51 [Roll No. 464]

AYES—189

Aderholt Alexander Bachus
Akin Bachmann Baker

Abercrombie Hare Napolitano
Ackerman Hastings (FL) Neal (MA)
Allen Herseth Sandlin Oberstar
Altmire Higgins Obey
Andrews Hill Olver
Arcuri Hinchev Ortiz
Baca Hinojosa Pallone
Baird Hirono Pascrell
Baldwin Hodes Pastor
Barrow Holt Payne
Bean Honda Perlmutter
Becerra Hooley Peterson (MN)
Berkley Hoyer Pomeroy
Berman Inslee Price (NC)
Berry Israel Rahall
Bishop (GA) Jackson (IL) Reyes
Bishop (NY) Jackson-Lee Rodriguez
Blumenauer (TX) Ross
Boren Jefferson Rothman
Boswell Johnson (GA) Roybal-Allard
Boyd (FL) Johnson, E. B. Ruppertsberger
Boyda (KS) Jones (OH) Rush
Brady (PA) Kagen Ryan (OH)
Braley (IA) Kanjorski Salazar
Brown, Corrine Kaptur Sanchez, Linda
Butterfield Kennedy T.
Capps Kildee Sanchez, Loretta
Capuano Sarbanes
Cardoza Kind Schakowsky
Carmahan Klein (FL) Schiff
Carney Kucinich Schwartz
Castor Lampson Scott (GA)
Chandler Langevin Scott (VA)
Christensen Lantos Serrano
Clarke Larsen (WA) Sestak
Cleaver Larson (CT) Shea-Porter
Clyburn Lee Sherman
Cohen Levin Shuler
Cooper Lewis (GA) Sires
Costa Lipinski Skelton
Costello Loebsack Slaughter
Courtney Lofgren, Zoe Smith (WA)
Cramer Lowey Snyder
Crowley Lynch Solis
Cuellar Mahoney (FL) Space
Cummings Maloney (NY) Spratt
Davis (CA) Markey Stupak
Davis (IL) Marshall Sutton
Davis, Lincoln Matheson Tanner
DeFazio Matsui Tauscher
DeGette McCarthy (NY) Thompson (CA)
Delahunt McCollum (MN) Thompson (MS)
DeLauro McDermott Tierney
Dicks McGovern Towns
Doggett McIntyre Udall (CO)
Donnelly McNerney Udall (NM)
Ellison McNulty Velazquez
Ellsworth Meehan Vislosky
Emanuel Meek (FL) Walz (MN)
Engel Meeks (NY) Wasserman
Eshoo Melancon Schultz
Etheridge Michaud Waters
Farr Miller (NC) Watson
Fattah Miller, George Watt
Filner Mitchell Waxman
Frank (MA) Mollohan Weiner
Giffords Moore (KS) Welch (VT)
Gillibrand Moore (WI) Wexler
Gonzalez Moran (VA) Wilson (OH)
Green, Al Murphy (CT) Woolsey
Green, Gene Murphy, Patrick Wu
Grijalva Murtha Yarmuth
Hall (NY) Nadler

NOT VOTING—33

Bordallo Conyers Faleomavaega
Boucher Davis (AL) Fortuño
Carson Davis, Jo Ann Gordon
Clay Dingell Gutierrez
Coble Doyle Harman
Conaway Edwards Hastert

NOES—213

Abercrombie Baca Berkley
Ackerman Baird Berman
Allen Baldwin Berry
Altmire Barrow Bishop (GA)
Andrews Bean Bishop (NY)
Arcuri Becerra Blumenauer

Barrett (SC)	Garrett (NJ)	Musgrave	Lee	Oberstar	Skelton	Doolittle	Kirk	Ramstad
Bartlett (MD)	Gerlach	Neugebauer	Levin	Obey	Slaughter	Drake	Klein (FL)	Regula
Barton (TX)	Gilchrest	Nunes	Lewis (GA)	Olver	Smith (WA)	Dreier	Kline (MN)	Rehberg
Biggert	Gillmor	Pearce	Lipinski	Ortiz	Snyder	Duncan	Knollenberg	Reichert
Bilbray	Gingrey	Pence	Loeb	Pallone	Solis	Ehlers	Kuhl (NY)	Renzi
Bilirakis	Gohmert	Petri	Lofgren, Zoe	Pascrell	Space	Ellsworth	LaHood	Reyes
Bishop (UT)	Goode	Pickering	Lowe	Pastor	Spratt	Emanuel	Lamborn	Reynolds
Blackburn	Goodlatte	Pitts	Lynch	Payne	Stupak	Emerson	Langevin	Rogers (AL)
Blunt	Granger	Platts	Mahoney (FL)	Perlmutter	Sutton	Engel	Larson (CT)	Rogers (KY)
Boehner	Graves	Poe	Maloney (NY)	Peterson (MN)	Tanner	English (PA)	Latham	Rogers (MI)
Bonner	Hall (TX)	Porter	Markey	Pomeroy	Tauscher	Eshoo	LaTourette	Rohrabacher
Bono	Hastings (WA)	Price (GA)	Marshall	Price (NC)	Thompson (CA)	Everett	Lee	Ros-Lehtinen
Boozman	Hayes	Pryce (OH)	Matheson	Rahall	Thompson (MS)	Fallin	Levin	Roskam
Boustany	Heller	Putnam	Matsui	Reyes	Tierney	Farr	Lewis (CA)	Rothman
Brady (TX)	Hensarling	Radanovich	McCarthy (NY)	Rodriguez	Towns	Feeney	Lewis (KY)	Roybal-Allard
Brown (SC)	Herger	Ramstad	McCollum (MN)	Ross	Udall (CO)	Ferguson	Linder	Royce
Brown-Waite,	Hobson	Regula	McDermott	Rothman	Udall (NM)	Flake	LoBiondo	Rush
Ginny	Hoekstra	Rehberg	McGovern	Roybal-Allard	Van Hollen	Forbes	Loeb	Ryan (OH)
Buchanan	Hulshof	Reichert	McIntyre	Ruppersberger	Velázquez	Fortenberry	Lofgren, Zoe	Ryan (WI)
Burgess	Inglis (SC)	Renzi	McNerney	Rush	Fossella	Fossella	Lowe	Sali
Burton (IN)	Issa	Reynolds	McNulty	Ryan (OH)	Fox	Fox	Lucas	Sánchez, Linda
Buyer	Jindal	Rogers (AL)	Meehan	Salazar	Walz (MN)	Frank (MA)	Lungren, Daniel	T.
Calvert	Johnson (IL)	Rogers (KY)	Meek (FL)	Sánchez, Linda	Wasserman	Franks (AZ)	E.	Sanchez, Loretta
Camp (MI)	Johnson, Sam	Rogers (MI)	Meeks (NY)	T.	Schultz	Frelinghuysen	Mack	Sarbanes
Campbell (CA)	Jordan	Rohrabacher	Melancon	Sanchez, Loretta	Waters	Gallely	Gallegly	Mahoney (FL)
Cannon	Keller	Ros-Lehtinen	Michaud	Sarbanes	Watson	Garrett (NJ)	Manzullo	Saxton
Cantor	King (IA)	Roskam	Miller (NC)	Schakowsky	Watt	Gerlach	Marchant	Schmitt
Capito	King (NY)	Royce	Mitchell	Schiff	Waxman	Giffords	Marchant	Scott (VA)
Carter	Kingston	Ryan (WI)	Mollohan	Schwartz	Weiner	Gilchrest	Markey	Sensenbrenner
Castle	Kirk	Sali	Moore (KS)	Scott (GA)	Welch (VT)	Gillibrand	Marshall	Serrano
Chabot	Kline (MN)	Saxton	Moore (WI)	Scott (VA)	Wexler	Gillmor	Matheson	Shadegg
Coble	Knollenberg	Schmitt	Murphy (CT)	Serrano	Wilson (OH)	Gingrey	Matsui	Shays
Cole (OK)	Kuhl (NY)	Sensenbrenner	Murphy, Patrick	Sestak	Woolsey	Gohmert	McCarthy (CA)	Shuler
Crenshaw	LaHood	Shadegg	Murtha	Shea-Porter	Wu	Goode	McCaul (TX)	Shuster
Cubin	Lamborn	Shays	Nadler	Sherman	Wynn	McCollum (MN)	McCotter	Simpson
Culberson	Latham	Shuster	Napolitano	Sherman	Yarmuth	McCotter	McCotter	Sires
Davis (KY)	LaTourette	Simpson	Neal (MA)	Shuler		Gordon	McCrery	Skelton
Davis, David	Lewis (CA)	Smith (NE)		Sires		Granger	McHenry	Smith (NE)
Davis, Tom	Lewis (KY)	Smith (NJ)				Graves	McHugh	Smith (NJ)
Deal (GA)	Linder	Souder	Baird	Fortuño	Norton	Green, Al	McIntyre	Smith (WA)
Dent	LoBiondo	Stearns	Bordallo	Gutierrez	Paul	Hall (TX)	McKeon	Snyder
Diaz-Balart, L.	Lucas	Sullivan	Boucher	Harman	Peterson (PA)	Hastings (WA)	McMorris	Solis
Diaz-Balart, M.	Lungren, Daniel	Tancredo	Carson	Hastert	Rangel	Hayes	Rodgers	Souder
E.	E.	Taylor	Clay	Holden	Sessions	Heller	Mica	Space
Drake	Mack	Terry	Conaway	Hooley	Shimkus	Hensarling	Michaud	Spratt
Dreier	Manzullo	Thornberry	Conyers	Hunter	Smith (TX)	Herger	Miller (FL)	Stearns
Duncan	Marchant	Tiahrt	Davis, Jo Ann	Jones (NC)	Stark	Herseth Sandlin	Miller (MI)	Sullivan
Ehlers	McCarthy (CA)	Tiberi	Dingell	Lantos	Weldon (FL)	Higgins	Miller (NC)	Tancredo
Emerson	McCaul (TX)	Turner	Doyle	Miller, George	Westmoreland	Hill	Miller, Gary	Tanner
English (PA)	McCotter	Upton	Edwards	Moran (VA)		Hinchev	Miller, George	Tauscher
Everett	McCrery	Walberg	Faleomavaega	Myrick		Hinojosa	Moore (KS)	Taylor
Fallin	McHenry	Walden (OR)				Hirono	Moran (KS)	Terry
Feeney	McHugh	Walsh (NY)				Hobson	Murphy (CT)	Thompson (CA)
Ferguson	McKeon	Wamp				Hodes	Murphy, Patrick	Thornberry
Flake	McMorris	Weller				Hodes	Murphy, Tim	Tiahrt
Forbes	Rodgers	Whitfield				Hoekstra	Murtha	Tiberi
Fortenberry	Mica	Wicker				Honda	Musgrave	Turner
Fossella	Miller (FL)	Wilson (NM)				Hoyer	Napolitano	Upton
Fox	Miller (MI)	Wilson (SC)				Inglis (SC)	Neugebauer	Walberg
Franks (AZ)	Miller, Gary	Wolf				Issa	Nunes	Walden (OR)
Frelinghuysen	Moran (KS)	Young (AK)				Jackson (IL)	Oberstar	Walsh (NY)
Gallely	Murphy, Tim	Young (FL)				Jackson-Lee	Obey	Wamp
						(TX)	Ortiz	Wasserman
						Jefferson	Pallone	Schultz
						Jindal	Payne	Waxman
						Johnson (GA)	Pearce	Weiner
						Johnson (IL)	Pence	Weller
						Johnson, E. B.	Peterson (MN)	Wexler
						Jordan	Petri	Whitfield
						Kagen	Pitts	Wicker
						Kanjorski	Platts	Wilson (NM)
						Kaptur	Poe	Wilson (OH)
						Keller	Pomeroy	Wilson (SC)
						Kennedy	Porter	Wolf
						Kildee	Price (GA)	Wynn
						King (IA)	Price (NC)	Yarmuth
						King (NY)	Pryce (OH)	Young (AK)
						Kingston	Putnam	Young (FL)

NOT VOTING—34

So the motion was not agreed to. After some further time,

80.52 MOTION TO RISE

A recorded vote by electronic device was ordered in the Committee of the Whole on the motion of Mr. FLAKE that the Committee do now rise.

It was decided in the affirmative ..... Yeas ..... 312 Nays ..... 82 Answered present 1

80.53 [Roll No. 465]

AYES—312

NOES—214		
Abercrombie	Cohen	Grijalva
Ackerman	Cooper	Hall (NY)
Allen	Costa	Hare
Altmire	Costello	Hastings (FL)
Andrews	Courtney	Herseth Sandlin
Arcuri	Cramer	Higgins
Baca	Crowley	Hill
Baldwin	Cuellar	Hinchev
Barrow	Cummings	Hinojosa
Bean	Davis (AL)	Hirono
Becerra	Davis (CA)	Hodes
Berkley	Davis (IL)	Holt
Berman	Davis, Lincoln	Honda
Berry	DeFazio	Hoyer
Bishop (GA)	DeGette	Inslee
Bishop (NY)	Delahunt	Israel
Blumenauer	DeLauro	Jackson (IL)
Boren	Dicks	Jackson-Lee
Boswell	Doggett	(TX)
Boyd (FL)	Donnelly	Jefferson
Boyd (KS)	Ellison	Johnson (GA)
Brady (PA)	Ellsworth	Johnson, E. B.
Bralley (IA)	Emanuel	Jones (OH)
Brown, Corrine	Engel	Kagen
Butterfield	Eshoo	Kanjorski
Capps	Etheridge	Kaptur
Capuano	Farr	Kennedy
Caroza	Fattah	Kildee
Carnahan	Filner	Kilpatrick
Carney	Frank (MA)	Kind
Castor	Giffords	Klein (FL)
Chandler	Gillibrand	Kucinich
Christensen	Gonzalez	Lampson
Clarke	Gordon	Langevin
Cleaver	Green, Al	Larsen (WA)
Clyburn	Green, Gene	Larson (CT)
Ackerman	Boehner	Castor
Aderholt	Bonner	Chabot
Akin	Bono	Christensen
Alexander	Boozman	Cole (OK)
Allen	Boren	Conyers
Altmire	Boustany	Costa
Andrews	Boyd (FL)	Courtney
Arcuri	Boyd (KS)	Cramer
Baca	Brady (TX)	Crenshaw
Bachmann	Bralley (IA)	Cubin
Bachus	Brown (SC)	Cuellar
Baker	Brown, Corrine	Cummings
Baldwin	Brown-Waite,	Davis (AL)
Barrett (SC)	Ginny	Davis (CA)
Barrow	Buchanan	Davis (IL)
Bartlett (MD)	Burgess	Davis (KY)
Barton (TX)	Burton (IN)	Davis, David
Bean	Buyer	Davis, Lincoln
Becerra	Calvert	Davis, Tom
Berkley	Camp (MI)	Deal (GA)
Berman	Campbell (CA)	DeFazio
Berry	Cannon	DeGette
Biggert	Cantor	DeLauro
Bilbray	Capito	Dent
Bilirakis	Capps	Diaz-Balart, L.
Bishop (GA)	Cardoza	Diaz-Balart, M.
Bishop (UT)	Carnahan	Dicks
Blackburn	Carter	Doggett
Blunt	Castle	Donnelly



Shea-Porter	Towns	Watson
Sherman	Udall (NM)	Watt
Slaughter	Van Hollen	Welch (VT)
Stupak	Velázquez	Woolsey
Sutton	Visclosky	Wu
Thompson (MS)	Walz (MN)	
Tierney	Waters	

ANSWERED "PRESENT"—1

Cohen

NOT VOTING—42

Baird	Fortuño	Myrick
Bordallo	Gutierrez	Norton
Boucher	Harman	Paul
Carson	Hastert	Peterson (PA)
Clay	Holden	Pickering
Coble	Hooley	Radanovich
Conaway	Hulshof	Rangel
Culberson	Hunter	Sessions
Davis, Jo Ann	Johnson, Sam	Shimkus
Dingell	Jones (NC)	Smith (TX)
Doyle	Kilpatrick	Stark
Edwards	Lantos	Udall (CO)
Ellison	Meehan	Weldon (FL)
Faleomavaega	Moran (VA)	Westmoreland

So the motion was agreed to.

The SPEAKER pro tempore, Ms. TAUSCHER, assumed the Chair.

When Mr. FRANK of Massachusetts, Chairman, reported that the Committee, having had under consideration said bill, had come to no resolution thereon.

180.54 PROVIDING FOR CONSIDERATION OF H.R. 2642

Ms. SLAUGHTER, by direction of the Committee on Rules, reported (Rept. No. 110-189) the resolution (H. Res. 480) providing for consideration (H.R. 2642) making appropriations for military construction, the Department of Veterans Affairs, and related agencies for the fiscal year ending September 30, 2008, and for other purposes.

When said resolution and report were referred to the House Calendar and ordered printed.

180.55 PROVIDING FOR CONSIDERATION OF H.R. 2641

Ms. SLAUGHTER, by direction of the Committee on Rules, reported (Rept. No. 110-190) the resolution (H. Res. 481) providing for consideration of the bill (H.R. 2641) making appropriations for energy and water development and related agencies for the fiscal year ending September 30, 2008, and for other purposes.

When said resolution and report were referred to the House Calendar and ordered printed.

180.56 COMMUNICATION REGARDING SUBPOENA

The SPEAKER pro tempore, Mrs. TAUSCHER, laid before the House the following communication from Carter Ellison, Congressional Aide, office of the Honorable Mark Udall of Colorado:

*Washington, DC, June 7, 2007.*

Hon. NANCY PELOSI,  
*Speaker, House of Representatives,*  
*Washington, DC.*

DEAR MADAM SPEAKER: This is to notify you formally, pursuant to Rule VIII of the Rules of the U.S. House of Representatives, that I have been served with a subpoena, issued by the Westminster, Colorado Municipal Court, for testimony in a criminal case.

After consultation with the Office of General Counsel, I have determined that compli-

ance with the subpoena is consistent with the precedents and privileges of the House.

Sincerely,

CARTER ELLISON,  
*Congressional Aide.*

180.57 COMMUNICATION REGARDING SUBPOENA

The SPEAKER pro tempore, Mrs. TAUSCHER, laid before the House the following communication from John Bristol, Congressional Aide, office of the Honorable Mark Udall of Colorado:

*Washington, DC, June 7, 2007.*

Hon. NANCY PELOSI,  
*Speaker, House of Representatives,*  
*Washington, DC.*

DEAR MADAM SPEAKER: This is to notify you formally, pursuant to Rule VIII of the Rules of the U.S. House of Representatives, that I have been served with a subpoena, issued by the Westminster, Colorado Municipal Court, for testimony in a criminal case.

After consultation with the Office of General Counsel, I have determined that compliance with the subpoena is consistent with the precedents and privileges of the House.

Sincerely,

JOHN BRISTOL,  
*Congressional Aide.*

180.58 LEAVE OF ABSENCE

By unanimous consent, leave of absence was granted—

To Mr. ARCURI, for today until 4 p.m.;

To Mr. CONAWAY, for today after 3 p.m. and June 13 until 8 p.m.;

To Mr. EDWARDS, for June 11 and today; and

To Mr. WAMP, for June 11.

And then,

180.59 ADJOURNMENT

On motion of Mr. ALTMIRE, at 2 o'clock and 10 minutes a.m., Wednesday, June 13 (legislative day of June 12), 2007, the House adjourned.

180.60 REPORTS OF COMMITTEES ON PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XIII, reports of committee were delivered to the Clerk for printing and reference to the proper calendar, as follows:

Mr. WELCH of Vermont: Committee on Rules. House Resolution 480. Resolution providing for consideration of the bill (H.R. 2642) making appropriations for military construction, the Department of Veterans Affairs, and related agencies for the fiscal year ending September 30, 2008, and for other purposes (Rept. 110-189). Referred to the House Calendar.

Ms. MATSUI: Committee on Rules. House Resolution 481. Resolution providing for consideration of the bill (H.R. 2641) making appropriations for energy and water development and related agencies for the fiscal year ending September 30, 2008, and for other purposes (Rept. 110-190). Referred to the House Calendar.

180.61 PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XII, public bills and resolutions were introduced and severally referred, as follows:

By Mr. GEORGE MILLER of California (for himself and Mr. HINOJOSA):

H.R. 2669. A bill to provide for reconciliation pursuant to section 601 of the concur-

rent resolution on the budget for fiscal year 2008; to the Committee on Education and Labor.

By Mr. KING of Iowa (for himself, Mr. BARRETT of South Carolina, Mr. CULBERSON, Mr. FRANKS of Arizona, Mr. SAM JOHNSON of Texas, Mrs. MUSGRAVE, Mr. PAUL, Mr. SESSIONS, Mr. SOUDER, Mr. TANCREDO, Mr. WICKER, and Mr. PENCE):

H.R. 2670. A bill to amend the National Labor Relations Act to protect employer rights; to the Committee on Education and Labor.

By Ms. ROS-LEHTINEN (for herself, Mr. HASTINGS of Florida, Mr. MICA, Mr. BUCHANAN, Ms. GINNY BROWN-WAITE of Florida, Mr. LINCOLN DIAZ-BALART of Florida, Mr. MARIO DIAZ-BALART of Florida, Mr. KELLER, Mr. MEEK of Florida, Mr. MILLER of Florida, Mr. PUTNAM, Mr. KLEIN of Florida, Mr. WEXLER, Ms. CASTOR, Ms. WASSERMAN SCHULTZ, Mr. CRENSHAW, Mr. BOYD of Florida, Mr. MACK, Mr. MAHONEY of Florida, Mr. STEARNS, Mr. FEENEY, Mr. BILIRAKIS, Ms. CORRINE BROWN of Florida, Mr. YOUNG of Florida, and Mr. WELDON of Florida):

H.R. 2671. A bill to designate the United States courthouse located at 301 North Miami Avenue, Miami, Florida, as the "C. Clyde Atkins United States Courthouse"; to the Committee on Transportation and Infrastructure.

By Mr. SMITH of Nebraska (for himself, Mr. DOOLITTLE, and Mr. PAUL):

H.R. 2672. A bill to amend the Internal Revenue Code of 1986 to provide a deduction for the cost of attendance at an eligible educational institution; to the Committee on Ways and Means.

By Mr. MICA:

H.R. 2673. A bill to amend title 49, United States Code, to facilitate the resolution of disputes between the Administrator of the Federal Aviation Administration and employees of the Administration in the course of collective negotiations; to the Committee on Transportation and Infrastructure.

By Ms. ROYBAL-ALLARD (for herself, Ms. WOOLSEY, Mr. GRIJALVA, Mr. CUMMINGS, Mr. WEXLER, and Ms. DELAURO):

H.R. 2674. A bill to amend the Fair Labor Standards Act of 1938 to increase penalties for violations of child labor laws, and for other purposes; to the Committee on Education and Labor.

By Mr. BOREN:

H.R. 2675. A bill to provide for the conveyance of approximately 140 acres of land in the Ouachita National Forest in Oklahoma to the Indian Nations Council, Inc., of the Boy Scouts of America, and for other purposes; to the Committee on Natural Resources.

By Ms. PRYCE of Ohio (for herself, Mrs. CAPPs, Mrs. MYRICK, and Mr. ISRAEL):

H.R. 2676. A bill to amend the Public Health Service Act, the Employee Retirement Income Security Act of 1974, and the Internal Revenue Code of 1986 to require group and individual health insurance coverage and group health plans to provide coverage for individuals participating in approved cancer clinical trials; to the Committee on Energy and Commerce, and in addition to the Committees on Education and Labor, and Ways and Means, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mrs. BONO (for herself, Mrs. LOWEY, Ms. GRANGER, and Mr. RAMSTAD):

H.R. 2677. A bill to establish grants to provide health services for improved nutrition,

increased physical activity, obesity and eating disorder prevention, and for other purposes; to the Committee on Energy and Commerce.

By Mr. ACKERMAN:

H.R. 2678. A bill to prohibit the use of funds appropriated to the Department of Agriculture to approve for human consumption animals that do not stand and walk unassisted; to the Committee on Agriculture.

By Ms. BALDWIN (for herself, Mr. OBEY, Mr. SENSENBRENNER, Mr. KIND, Mr. PETRI, Ms. MOORE of Wisconsin, Mr. RYAN of Wisconsin, and Mr. KAGEN):

H.R. 2679. A bill to authorize the President to posthumously award a gold medal on behalf of the Congress to Robert M. La Follette, Sr., in recognition of his important contributions to the Progressive movement, the State of Wisconsin, and the United States; to the Committee on Financial Services.

By Ms. BALDWIN (for herself, Mr. OBEY, Mr. SENSENBRENNER, Mr. KIND, Mr. PETRI, Ms. MOORE of Wisconsin, Mr. RYAN of Wisconsin, and Mr. KAGEN):

H.R. 2680. A bill to require the Secretary of the Treasury to mint coins in commemoration of Robert M. La Follette, Sr., in recognition of his important contributions to the Progressive movement, the State of Wisconsin, and the United States; to the Committee on Financial Services.

By Ms. CORRINE BROWN of Florida:

H.R. 2681. A bill to provide for the maintenance, management, and availability for research of assets of the Air Force Health Study; to the Committee on Energy and Commerce, and in addition to the Committee on Veterans' Affairs, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. CARTER (for himself, Mr. BISHOP of Georgia, Mr. CULBERSON, Mr. ADERHOLT, Mr. BURTON of Indiana, Mr. LOBIONDO, Mr. BONNER, Mr. SESSIONS, Mr. CONAWAY, Mr. WAMP, Mr. HAYES, Mr. TERRY, Mr. ROGERS of Michigan, Mr. EHLERS, Mr. SOUDER, Ms. GRANGER, Mrs. BONO, Mr. GARRETT of New Jersey, Mr. MARKEY, Mr. NEUGEBAUER, Mr. POE, Mr. BOOZMAN, Mr. PENCE, Ms. PRYCE of Ohio, Mr. EDWARDS, Mr. RADANOVICH, and Mr. MARCHANT):

H.R. 2682. A bill to amend the Internal Revenue Code of 1986 to make employers of spouses of military personnel eligible for the work opportunity credit; to the Committee on Ways and Means, and in addition to the Committee on Armed Services, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. CASTLE (for himself and Mr. MAHONEY of Florida):

H.R. 2683. A bill to amend title I of the Employee Retirement Income Security Act of 1974 to require in the annual report of each defined benefit pension plan disclosure of plan investments in hedge funds; to the Committee on Education and Labor.

By Mr. CHANDLER:

H.R. 2684. A bill to authorize an independent review of the Federal Aviation Administration's aviation safety-related research programs, and in particular those programs related to air traffic control and runway safety, and for other purposes; to the Committee on Science and Technology.

By Mr. HILL (for himself, Ms. HERSETH SANDLIN, Ms. HARMAN, Mr. BOSWELL, Mr. MOORE of Kansas, Mr. CARDOZA, Mr. ROSS, Mr. BARROW, Mr. COOPER,

Mr. BISHOP of Georgia, Mr. TAYLOR, Mrs. GILLIBRAND, Mr. TANNER, Mr. MELANCON, Mr. CHANDLER, Mr. HOLDEN, Mr. SALAZAR, Mr. WILSON of Ohio, Mr. BERRY, Mr. MCINTYRE, Mr. MICHAUD, Mr. THOMPSON of California, Mr. SHULER, Mr. PATRICK MURPHY of Pennsylvania, Mr. MATHESON, and Mr. BOYD of Florida):

H.R. 2685. A bill to amend the Balanced Budget and Emergency Deficit Control Act of 1985 and the Congressional Budget Act of 1974 to extend the discretionary spending caps and the pay-as-you-go requirement, and for other purposes; to the Committee on the Budget, and in addition to the Committee on Rules, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. HILL (for himself, Mr. MOORE of Kansas, Mr. SHULER, Mr. MELANCON, Mr. PATRICK MURPHY of Pennsylvania, Mr. BARROW, Mr. MATHESON, Mr. TANNER, Mr. BOYD of Florida, and Mr. ROSS):

H.R. 2686. A bill to amend the Balanced Budget and Emergency Control Act of 1985 to extend the pay-as-you-go provisions through fiscal year 2012; to the Committee on the Budget, and in addition to the Committee on Rules, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. LAHOOD:

H.R. 2687. A bill to amend title 39, United States Code, to prevent certain types of mail matter from being sent by a Member of the House of Representatives as part of a mass mailing; to the Committee on House Administration, and in addition to the Committee on Oversight and Government Reform, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. RODRIGUEZ (for himself, Mr. GOHMERT, Mr. POE, Mr. SAM JOHNSON of Texas, Mr. HALL of Texas, Mr. HENSARLING, Mr. BARTON of Texas, Mr. CULBERSON, Mr. BRADY of Texas, Mr. AL GREEN of Texas, Mr. MCCAUL of Texas, Mr. CONAWAY, Ms. GRANGER, Mr. THORNBERRY, Mr. PAUL, Mr. HINOJOSA, Mr. REYES, Mr. EDWARDS, Ms. JACKSON-LEE of Texas, Mr. NEUGEBAUER, Mr. GONZALEZ, Mr. SMITH of Texas, Mr. LAMPSON, Mr. MARCHANT, Mr. DOGGETT, Mr. BURGESS, Mr. ORTIZ, Mr. CUELLAR, Mr. GENE GREEN of Texas, Ms. EDDIE BERNICE JOHNSON of Texas, Mr. CARTER, and Mr. SESSIONS):

H.R. 2688. A bill to designate the facility of the United States Postal Service located at 103 South Getty Street in Uvalde, Texas, as the "Dolph S. Briscoe, Jr. Post Office Building"; to the Committee on Oversight and Government Reform.

By Mr. RODRIGUEZ (for himself, Mr. KENNEDY, Mr. SIREN, and Mr. PEARCE):

H.R. 2689. A bill to require the Secretary of Veterans Affairs to establish a program for the provision of readjustment and mental health services to veterans who served in Operation Iraqi Freedom and Operation Enduring Freedom, and for other purposes; to the Committee on Veterans' Affairs.

By Mr. TIERNEY (for himself, Mr. GEORGE MILLER of California, Mr. HINOJOSA, Ms. MCCOLLUM of Minnesota, Mr. BISHOP of New York, Ms. CLARKE, Mr. CLEAVER, Mr. COHEN, Mr. CONYERS, Mr. CUMMINGS, Mr. DAVIS of Illinois, Mr. ELLISON, Mr. EMANUEL, Mr. GONZALEZ, Mr. AL GREEN of Texas, Mr. GRIJALVA, Mr.

GUTIERREZ, Ms. HIRONO, Mr. HOLT, Mr. JEFFERSON, Mr. KUCINICH, Ms. LEE, Mr. LEWIS of Georgia, Mrs. MALONEY of New York, Mrs. MCCARTHY of New York, Mr. MCGOVERN, Mr. NADLER, Mr. OBERSTAR, Mr. ORTIZ, Mr. PAYNE, Ms. SCHAKOWSKY, Ms. SLAUGHTER, Mr. STARK, Ms. WATSON, Mr. WEXLER, and Ms. WOOLSEY):

H.R. 2690. A bill to address rising college tuition by strengthening the compact between the States, the Federal Government, and institutions of higher education to make college more affordable; to the Committee on Education and Labor.

By Mr. WALZ of Minnesota (for himself, Mr. PETERSON of Minnesota, Mr. ELLISON, Ms. MCCOLLUM of Minnesota, Ms. KAPTUR, and Mr. BOSWELL):

H.R. 2691. A bill to amend the Internal Revenue Code of 1986 to provide additional incentives for facilities producing electricity from wind; to the Committee on Ways and Means.

By Mrs. GILLIBRAND (for herself, Mr. BARROW, Mr. BERRY, Mr. BISHOP of Georgia, Mr. BOREN, Mr. BOSWELL, Mr. BOYD of Florida, Mr. CARDOZA, Mr. CHANDLER, Mr. COOPER, Mr. LINCOLN DAVIS of Tennessee, Mr. ELLSWORTH, Ms. HARMAN, Ms. HERSETH SANDLIN, Mr. HILL, Mr. MAHONEY of Florida, Mr. MARSHALL, Mr. MATHESON, Mr. MCINTYRE, Mr. MELANCON, Mr. MICHAUD, Mr. MOORE of Kansas, Mr. PATRICK MURPHY of Pennsylvania, Mr. ROSS, Mr. SALAZAR, Mr. TANNER, Mr. TAYLOR, Mr. THOMPSON of California, and Mr. WILSON of Ohio):

H.J. Res. 45. A joint resolution proposing a balanced budget amendment to the Constitution of the United States; to the Committee on the Judiciary.

By Mr. FILNER:

H. Con. Res. 168. Concurrent resolution urging the President to authorize the return to the people of the Philippines of two church bells that were taken by the United States Army in 1901 from the town of Balangiga on the island of Samar, Philippines, and are currently displayed at F.E. Warren Air Force Base, Wyoming; to the Committee on Foreign Affairs.

By Mr. BRADY of Pennsylvania:

H. Res. 478. A resolution electing a member to the Joint Committee on Printing; considered and agreed to.

By Mr. BOEHNER (for himself, Mr. BLUNT, Mr. PUTNAM, Mr. MCCOTTER, Ms. GRANGER, Mr. CARTER, Mr. COLE of Oklahoma, Mr. DREIER, and Mr. CANTOR):

H. Res. 479. A resolution to amend the Rules of the House of Representatives to provide for enforcement of clause 9 of rule XXI of the Rules of the House of Representatives; to the Committee on Rules.

By Mr. GALLEGLY (for himself, Mr. WEXLER, Mr. SMITH of New Jersey, Mr. LANTOS, Mr. KING of New York, and Mr. NEAL of Massachusetts):

H. Res. 482. A resolution expressing support for the new power-sharing government in Northern Ireland; to the Committee on Foreign Affairs.

By Mr. RODRIGUEZ:

H. Res. 483. A resolution recognizing the 63rd Anniversary of Big Bend National Park, established on June 12, 1944; to the Committee on Natural Resources.

By Mr. SHULER (for himself, Mr. CHANDLER, Ms. HARMAN, Mr. BARROW, Mr. CARDOZA, Mr. COOPER, Mr. COSTA, Mrs. GILLIBRAND, Mr. MOORE of Kansas, Mr. ROSS, Mr. TANNER, Mr. TAYLOR, Ms. HERSETH SANDLIN, Mr. WILSON of Ohio, Mr. SALAZAR, Mr. SCHIFF, Mr. MELANCON, Mr. BOYD of

Florida, Mr. MCINTYRE, Mr. MICHAUD, Mr. HILL, Mr. ELLSWORTH, Mr. MATHESON, Mr. BISHOP of Georgia, Mr. PATRICK MURPHY of Pennsylvania, Mr. BERRY, Mr. LINCOLN DAVIS of Tennessee, and Mr. MAHONEY of Florida):

H. Res. 484. A resolution amending the Rules of the House of Representatives to strengthen the budget process; to the Committee on Rules.

#### 180.62 PRIVATE BILLS AND RESOLUTIONS

Under clause 3 of rule XII,

Mr. LANTOS introduced a bill (H.R. 2692) for the relief of Lucrecia Ramos-Chamana de Zevallos; which was referred to the Committee on the Judiciary.

#### 180.63 ADDITIONAL SPONSORS

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

H.R. 135: Mr. DAVIS of Illinois.  
 H.R. 169: Mr. COBLE.  
 H.R. 180: Mr. CLAY.  
 H.R. 241: Mr. STEARNS.  
 H.R. 272: Mr. STEARNS.  
 H.R. 369: Mr. ROTHMAN and Mr. GORDON.  
 H.R. 410: Ms. BERKLEY.  
 H.R. 526: Mr. HASTINGS of Florida.  
 H.R. 549: Mr. GERLACH.  
 H.R. 551: Mr. GENE GREEN of Texas.  
 H.R. 566: Ms. SUTTON.  
 H.R. 618: Mr. JONES of North Carolina.  
 H.R. 642: Mr. ORTIZ and Ms. NORTON.  
 H.R. 643: Ms. HIRONO.  
 H.R. 676: Mr. THOMPSON of Mississippi.  
 H.R. 695: Mrs. MILLER of Michigan, Mr. MILLER of North Carolina, Mr. THOMPSON of Mississippi, and Ms. WASSERMAN SCHULTZ.  
 H.R. 719: Ms. FOXX, Mr. FOSSELLA, Ms. GIFFORDS, Ms. BERKLEY, Mr. BURTON of Indiana, Mr. FORTUÑO, Mr. FRANKS of Arizona, Mr. KLEIN of Florida, and Mr. CALVERT.  
 H.R. 724: Mr. STEARNS.  
 H.R. 726: Mr. PALLONE and Mr. PAYNE.  
 H.R. 736: Mrs. MUSGRAVE.  
 H.R. 782: Mr. JOHNSON of Georgia and Mr. STEARNS.  
 H.R. 788: Mr. GEORGE MILLER of California, Mr. CLAY, and Mr. MCGOVERN.  
 H.R. 821: Mr. KANJORSKI.  
 H.R. 840: Mr. RYAN of Ohio and Mr. SCOTT of Georgia.  
 H.R. 906: Mr. BARTLETT of Maryland.  
 H.R. 923: Mr. MILLER of North Carolina.  
 H.R. 934: Mr. GOODE.  
 H.R. 970: Mr. PETERSON of Minnesota.  
 H.R. 971: Mr. PRICE of Georgia.  
 H.R. 980: Mr. CONYERS, Ms. EDDIE BERNICE JOHNSON of Texas, Mr. THOMPSON of Mississippi, and Ms. LORETTA SANCHEZ of California.  
 H.R. 1043: Mr. ABERCROMBIE.  
 H.R. 1063: Mr. STEARNS.  
 H.R. 1076: Mr. MILLER of North Carolina, Mr. PITTS, and Ms. BALDWIN.  
 H.R. 1104: Mr. CONYERS.  
 H.R. 1108: Mr. KUCINICH.  
 H.R. 1125: Mr. LINCOLN DAVIS of Tennessee, Mr. HINOJOSA, Mr. EMANUEL, Mr. HINCHEY, Mr. BISHOP of Utah, Mr. TOWNS, Mr. REHBERG, Mr. NEUGEBAUER, and Mr. SIREs.  
 H.R. 1134: Mr. BAIRD, Mrs. BACHMANN, Mr. UDALL of Colorado, Mr. FILNER, Mr. BARROW, and Mr. ABERCROMBIE.  
 H.R. 1188: Mr. POMEROY.  
 H.R. 1222: Ms. GIFFORDS.  
 H.R. 1228: Mr. FORTENBERRY.  
 H.R. 1236: Mr. CARNAHAN and Mr. LATHAM.  
 H.R. 1237: Mr. WEINER.  
 H.R. 1279: Mr. KENNEDY, Mr. FORTUÑO, Mr. SOUDER, Mr. MICHAUD, Mr. KUCINICH, and Mr. PETERSON of Minnesota.  
 H.R. 1293: Mr. UDALL of Colorado, Mr. DICKS, Mr. NADLER, Mr. CLEAVER, Mr. GON-

ZALEZ, Mr. BERRY, Mr. GINGREY, and Ms. BEAN.  
 H.R. 1295: Mr. SAM JOHNSON of Texas and Mr. DOOLITTLE.  
 H.R. 1303: Mr. HILL.  
 H.R. 1308: Mr. LEVIN.  
 H.R. 1318: Mr. ARCURI.  
 H.R. 1338: Mr. YARMUTH.  
 H.R. 1342: Mr. TANCREDO.  
 H.R. 1371: Mr. DINGELL.  
 H.R. 1395: Mr. CRENSHAW.  
 H.R. 1399: Mrs. MILLER of Michigan, Mr. REYNOLDS, Mr. WICKER, and Mr. BURTON of Indiana.  
 H.R. 1415: Mr. RANGEL and Ms. ESHOO.  
 H.R. 1416: Mr. RANGEL and Ms. MATSUI.  
 H.R. 1418: Ms. HERSETH SANDLIN.  
 H.R. 1421: Mr. PENCE, Mr. TIAHRT, Mr. REICHERT, Mr. PUTNAM, and Mr. PICKERING.  
 H.R. 1422: Mr. COSTA.  
 H.R. 1426: Ms. PRYCE of Ohio.  
 H.R. 1461: Mr. DAVIS of Illinois and Ms. HIRONO.  
 H.R. 1472: Mr. UDALL of New Mexico.  
 H.R. 1474: Ms. LINDA T. SANCHEZ of California, Mr. COOPER, Mr. SERRANO, Mr. MILLER of North Carolina, Mr. CAPUANO, Mr. REHBERG, and Mr. DEFAZIO.  
 H.R. 1498: Ms. NORTON.  
 H.R. 1509: Mr. MEEK of Florida.  
 H.R. 1514: Mr. BOOZMAN.  
 H.R. 1524: Ms. SLAUGHTER, Mr. HODES, Ms. HERSETH SANDLIN, Ms. SUTTON, Mr. RAHALL, and Mrs. BOYDA of Kansas.  
 H.R. 1534: Ms. SOLIS and Mr. KUCINICH.  
 H.R. 1540: Mr. PAUL, Mr. TOM DAVIS of Virginia, and Mr. PATRICK MURPHY of Pennsylvania.  
 H.R. 1542: Mr. MCDERMOTT.  
 H.R. 1554: Mr. ABERCROMBIE.  
 H.R. 1556: Mr. ROSKAM, Mr. PICKERING, and Mr. ELLSWORTH.  
 H.R. 1567: Mr. ORTIZ.  
 H.R. 1589: Mr. PAUL.  
 H.R. 1613: Mr. WALBERG.  
 H.R. 1614: Mr. SERRANO, Mr. WEINER, Mr. LOEBACK, Mr. MCNERNEY, Mr. YARMUTH, Ms. HIRONO, and Ms. KAPTUR.  
 H.R. 1663: Mr. WEINER and Mr. TIERNEY.  
 H.R. 1682: Mr. PATRICK MURPHY of Pennsylvania and Ms. SHEA-PORTER.  
 H.R. 1687: Mr. FILNER, Mr. MCGOVERN, Mr. THOMPSON of Mississippi, Mr. MEEKS of New York, and Ms. HARMAN.  
 H.R. 1688: Mr. WELCH of Vermont and Ms. ZOE LOFGREN of California.  
 H.R. 1691: Mr. MCDERMOTT and Mr. BAIRD.  
 H.R. 1707: Ms. SUTTON and Mr. MORAN of Virginia.  
 H.R. 1713: Mrs. MALONEY of New York, Mr. RUSH, Mr. KUCINICH, Mr. MCDERMOTT, Mr. DAVIS of Illinois, and Ms. SLAUGHTER.  
 H.R. 1718: Mr. MILLER of North Carolina and Mr. MEEK of Florida.  
 H.R. 1743: Mr. MCGOVERN.  
 H.R. 1801: Mr. SESSIONS and Mr. SPRATT.  
 H.R. 1814: Mrs. MYRICK and Mr. LUCAS.  
 H.R. 1819: Mr. CONYERS.  
 H.R. 1871: Mr. WEXLER.  
 H.R. 1877: Mr. CHANDLER.  
 H.R. 1884: Mr. PETERSON of Minnesota, Mrs. BACHMANN, and Mr. CAPUANO.  
 H.R. 1959: Mr. SOUDER and Mr. MCHUGH.  
 H.R. 1964: Mr. JOHNSON of Georgia.  
 H.R. 1969: Mr. WOLF and Mrs. BLACKBURN.  
 H.R. 2007: Mr. KENNEDY.  
 H.R. 2016: Ms. WOOLSEY and Mr. BAIRD.  
 H.R. 2035: Ms. HOOLEY.  
 H.R. 2045: Mr. SALAZAR and Mr. FORTUÑO.  
 H.R. 2066: Mr. GERLACH.  
 H.R. 2075: Ms. SCHWARTZ.  
 H.R. 2095: Mr. MCGOVERN, Mr. LYNCH, Mr. HOLT, and Ms. KAPTUR.  
 H.R. 2125: Mr. MILLER of North Carolina, Mr. HOLT, and Mr. ANDREWS.  
 H.R. 2134: Mr. STEARNS.  
 H.R. 2158: Mr. STEARNS.  
 H.R. 2164: Mr. ABERCROMBIE.  
 H.R. 2165: Mr. HALL of New York, Mr. SPRATT, Ms. BERKLEY, Mr. CARNEY, and Mr. VAN HOLLEN.

H.R. 2183: Mr. SIMPSON, Mr. WICKER, Mr. KINGSTON, Mr. EVERETT, Mr. TIBERI, Mr. LATOURETTE and Ms. PRYCE of Ohio.  
 H.R. 2234: Mrs. MALONEY of New York, Mr. DEFAZIO, Mr. RAHALL, Mr. WAMP, and Mr. COHEN.  
 H.R. 2235: Mr. HARE.  
 H.R. 2267: Ms. PRYCE of Ohio.  
 H.R. 2295: Mr. KUHL of New York and Mr. SHULER.  
 H.R. 2298: Mr. LUCAS and Mr. SHULER.  
 H.R. 2303: Mr. DAVIS of Illinois; Mr. ARCURI.  
 H.R. 2305: Mr. DAVIS of Alabama.  
 H.R. 2312: Mr. GOHMERT, Mr. SOUDER, and Mr. WAMP.  
 H.R. 2327: Mr. MILLER of North Carolina, Ms. ROS-LEHTINEN, Ms. SCHWARTZ, and Mr. MARKEY.  
 H.R. 2329: Mr. REYNOLDS.  
 H.R. 2385: Mr. PASTOR.  
 H.R. 2394: Mr. WOLF.  
 H.R. 2398: Mr. WHITFIELD.  
 H.R. 2416: Mr. HELLER.  
 H.R. 2417: Mr. COHEN.  
 H.R. 2426: Mr. BRALEY of Iowa.  
 H.R. 2432: Mr. WHITFIELD and Mr. SOUDER.  
 H.R. 2435: Mr. CONYERS and Mr. KUCINICH.  
 H.R. 2436: Mr. CONYERS.  
 H.R. 2443: Mr. GOHMERT, Mr. BOOZMAN, Mr. NEUGEBAUER, Mr. KANJORSKI, Mr. BARTLETT of Maryland, and Mr. SHERMAN.  
 H.R. 2457: Mr. JACKSON of Illinois and Mr. KUCINICH.  
 H.R. 2464: Mr. GORDON, Mr. GENE GREEN of Texas, and Mr. CLEAVER.  
 H.R. 2471: Mr. YOUNG of Alaska, Mr. GILLMOR, and Mr. LAMBORN.  
 H.R. 2480: Mr. PATRICK MURPHY of Pennsylvania.  
 H.R. 2483: Mr. MARIO DIAZ-BALART of Florida and Mr. NEUGEBAUER.  
 H.R. 2492: Mrs. MYRICK.  
 H.R. 2511: Mr. GENE GREEN of Texas and Mr. RAMSTAD.  
 H.R. 2551: Mr. KING of Iowa.  
 H.R. 2564: Mr. ELLSWORTH.  
 H.R. 2580: Mr. PENCE and Mr. RAMSTAD.  
 H.R. 2599: Ms. CORRINE BROWN of Florida.  
 H.R. 2611: Mr. DEFAZIO and Ms. LINDA T. SANCHEZ of California.  
 H.R. 2635: Mr. BRALEY of Iowa, Mr. CLAY, Mr. CUMMINGS, Mr. HODES, Mr. KUCINICH, Mr. LYNCH, Mrs. MALONEY of New York, Ms. MCCOLLUM of Minnesota, Ms. NORTON, Mr. SARBANES, Mr. VAN HOLLEN, Ms. WATSON, Mr. WELCH of Vermont, and Mr. YARMUTH.  
 H.R. 2637: Mr. LOEBACK.  
 H.R. 2640: Mr. SHERMAN.  
 H. Con. Res. 75: Mr. DAVIS of Illinois, Ms. KILPATRICK, Ms. HIRONO, and Ms. MCCOLLUM of Minnesota.  
 H. Con. Res. 81: Mr. VAN HOLLEN.  
 H. Con. Res. 97: Mr. DENT and Mr. SHAYS.  
 H. Con. Res. 125: Mr. TIERNEY, Mr. KING of New York, and Mr. CRENSHAW.  
 H. Con. Res. 136: Mr. PENCE.  
 H. Con. Res. 147: Mr. HASTINGS of Florida, Ms. MATSUI, Mr. ABERCROMBIE, Mr. TAYLOR, Mr. CULBERSON, and Mr. HALL of Texas.  
 H. Con. Res. 155: Mr. GENE GREEN of Texas.  
 H. Res. 54: Mr. LATOURETTE.  
 H. Res. 101: Mr. PATRICK MURPHY of Pennsylvania.  
 H. Res. 111: Mr. TIBERI and Mr. COURTNEY.  
 H. Res. 121: Mrs. TAUSCHER, Mr. CHANDLER, Mr. RYAN of Ohio, Mr. BOYD of Florida, and Mr. PASTOR.  
 H. Res. 185: Mr. PENCE.  
 H. Res. 194: Mr. SHERMAN and Ms. KAPTUR.  
 H. Res. 231: Mr. BAKER, Mr. JONES of North Carolina, and Mr. PENCE.  
 H. Res. 245: Mr. CROWLEY.  
 H. Res. 282: Mr. CONYERS, Mr. TOWNS, Ms. EDDIE BERNICE JOHNSON of Texas, Mr. DELAHUNT, and Mr. WYNN.  
 H. Res. 303: Mr. HINCHEY, Mr. VAN HOLLEN, Ms. ZOE LOFGREN of California, Ms. BORDALLO, Mr. RAMSTAD, and Mr. BURTON of Indiana.

H. Res. 333: Ms. WATERS.

H. Res. 380: Mr. McNULTY, Mr. DANIEL E. LUNGRIN of California, Mrs. MYRICK, Ms. BORDALLO, Mr. SESSIONS, Mr. WESTMORELAND, Mr. SMITH of Washington, Ms. KILPATRICK, Mr. RAMSTAD, Mr. BOOZMAN, Mr. MORAN of Virginia, Mr. FALEOMAVAEGA, Mr. WALBERG, Mr. BUYER, Mr. SMITH of New Jersey, and Mr. DAVIS of Illinois.

H. Res. 416: Mr. SOUDER.

H. Res. 442: Mr. THORNBERRY, Mr. MARCHANT, Mr. FILNER, Mrs. GILLIBRAND, Mr. KAGEN, Mr. LOEBSACK, Mrs. MUSGRAVE, Mr. EVERETT, Mr. KIRK, Mr. MATHESON, Mr. CONAWAY, Mr. SCHIFF, Mr. LARSON of Connecticut, Mr. BARRETT of South Carolina, Mr. TANNER, Mr. BARROW, Mr. LINCOLN DAVIS of Tennessee, Mr. ROSS, Mr. WILSON of South Carolina, Mr. LOBIONDO, Mr. POMEROY, Mr. ROTHMAN, Mr. SALAZAR, Mr. GORDON, Mr. WHITFIELD, Mr. TIAHRT, Mr. RADANOVICH, Mr. MITCHELL, Mr. CAMP of Michigan, and Mr. WAMP.

H. Res. 457: Mr. SMITH of New Jersey.

H. Res. 467: Mr. PENCE, Mr. WOLF, and Mr. CAPUANO.

H. Res. 477: Mr. KANJORSKI.

### WEDNESDAY, JUNE 13, 2007 (81)

The House was called to order by the SPEAKER.

#### ¶81.1 APPROVAL OF THE JOURNAL

The SPEAKER announced she had examined and approved the Journal of the proceedings of Tuesday, June 12, 2007.

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

#### ¶81.2 COMMUNICATIONS

Executive and other communications, pursuant to clause 8, rule XII, were referred as follows:

Under clause 8 of rule XII, executive communications were taken from the Speaker's table and referred as follows:

2185. A letter from the Under Secretary Rural Development, Department of Agriculture, transmitting the Department's final rule — Rural Economic Development Loan and Grant Programs (RIN: 0570-AA19) received June 4, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

2186. A letter from the Director, Executive Office of the President, transmitting a request for FY 2008 budget amendments for the Departments of Commerce, Energy, Homeland Security, Justice, and Transportation, as well as the Legal Services Corporation; (H. Doc. No. —37); to the Committee on Appropriations and ordered to be printed.

2187. A letter from the Associate Director, FinCEN, Department of the Treasury, transmitting the Department's final rule — Financial Crimes Enforcement Network; Amendment to the Bank Secrecy Act Regulations — Imposition of Special Measure Against Banco Delta Asia, Including Its Subsidiaries Delta Asia Credit Limited and Delta Asia Insurance Limited, as a Financial Institution of Primary Money Laundering Concern (RIN: 1506-AA83) received June 4, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Financial Services.

2188. A letter from the Chairman, Securities and Exchange Commission, transmitting the Commission's report on the amount of the acquisitions made from entities that manufacture the articles, materials, or supplies outside of the United States in fiscal year 2006, pursuant to Public Law 109-115, section 837; to the Committee on Financial Services.

2189. A letter from the Deputy Secretary, Securities and Exchange Commission, transmitting the Commission's final rule — Oversight of Credit Rating Agencies Registered as Nationally Recognized Statistical Rating Organizations [Release No. 34-55857; File No. S7-04-07] (RIN: 3235-AJ78) received June 6, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Financial Services.

2190. A letter from the Chief of Staff, Media Bureau, Federal Communications Commission, transmitting the Commission's final rule — Second Periodic Review of the Commission's Rules and Policies Affecting the Conversion To Digital Television [MB Docket No. 03-15 RM-9832] received June 4, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

2191. A letter from the Acting Legal Advisor to the Chief, WTB, Federal Communications Commission, transmitting the Commission's final rule — MARITEL, INC. and MOBEX NETWORK SERVICES, LLC Petitions for Rule Making to Amend the Commission's Rules to Provide Additional Flexibility for AMTS and VHF Public Coast Station Licensees [WT Docket No. 04-257 RM-10743] received June 4, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

2192. A letter from the Chief, Policy and Rules Division, Federal Communications Commission, transmitting the Commission's final rule — Facilitating Opportunities for Flexible, Efficient, and Reliable Spectrum Use Employing Cognitive Radio Technologies [ET Docket No. 03-108] received June 4, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

2193. A letter from the Chief, Policy and Rules Division, Federal Communications Commission, transmitting the Commission's final rule — Modifications of Parts 2 and 15 of the Commission's Rules for unlicensed devices and equipment approval [ET Docket No. 03-201] received June 4, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

2194. A letter from the Assistant Bureau Chief for Management, IB, Federal Communications Commission, transmitting the Commission's final rule — The Establishment of Policies and Service Rules for the Broadcasting-Satellite Service at the 17.3-17.7 GHz Frequency Band and at the 17.7-17.8 GHz Frequency Band Internationally, and at the 24.75-25.25 GHz Frequency Band for Fixed Satellite Services Providing Feeder Links to the Broadcasting-Satellite Service and for the Satellite Services Operating Bi-directionally in the 17.3-17.8 GHz Frequency Band [IB Docket No. 06-123] received June 4, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

2195. A letter from the Associate Chief Wireline Competition Bureau, Federal Communications Commission, transmitting the Commission's final rule — Implementation of the Telecommunications Act of 1996: Telecommunications Carriers' Use of Customer Proprietary Network Information and Other Customer Information IP-Enabled Services [CC Docket No. 96-115 WC Docket No. 04-36] received June 4, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

2196. A letter from the Acting Legal Advisor/Chief, WTB, Federal Communications Commission, transmitting the Commission's final rule — Implementation of Sections 309(j) and 337 of the Communications Act of 1934 as Amended Promotion of Spectrum Efficient Technologies on Certain Part 90 Frequencies [WT Docket No. 99-87 RM-9332] received May 8, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

2197. A letter from the Chief, Policy and Rules Division, Federal Communications

Commission, transmitting the Commission's final rule — Revision of Parts 2 and 15 of the Commission's Rules to Permit Unlicensed National Information Infrastructure (U-NII) devices in the 5 GHz band [ET Docket No. 03-122] received May 8, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

2198. A letter from the Director, Office of Congressional Affairs, Nuclear Regulatory Commission, transmitting the Commission's final rule — Emergency Preparedness Policies Developed for Nuclear Materials Facilities (RIN: 3150-A117) received June 4, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

2199. A letter from the Director, Office of Congressional Affairs, Nuclear Regulatory Commission, transmitting the Commission's final rule — Access Authorization Fees (RIN: 3150-AH99) received June 4, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

2200. A letter from the Director, Office of Congressional Affairs, Nuclear Regulatory Commission, transmitting the Commission's final rule — List of Approved Spent Fuel Storage Casks: HI-STORM 100 Revision 3 (RIN: 3150-AH98) received June 4, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

2201. A letter from the Director, Office of Congressional Affairs, Nuclear Regulatory Commission, transmitting the Commission's final rule — List of Approved Spent Fuel Storage Casks: NAC-MPC Revision 5 (RIN: 3150-A113) received June 4, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

2202. A letter from the Deputy Director, Defense Security Cooperation Agency, transmitting reports in accordance with Section 36(a) of the Arms Export Control Act, pursuant to 22 U.S.C. 2776(a); to the Committee on Foreign Affairs.

2203. A letter from the Secretary, Department of the Interior, transmitting the 2006 Annual Report for the Office of Surface Mining Reclamation and Enforcement, pursuant to 30 U.S.C. 1211(f), 1267(g), and 1295; to the Committee on Natural Resources.

2204. A letter from the Principal Deputy Assistant Attorney General, Department of Justice, transmitting the report on the administration of the Foreign Agents Registration Act covering the six months ended June 30, 2006, pursuant to 22 U.S.C. 621; to the Committee on the Judiciary.

2205. A letter from the Senior Vice President, Girl Scouts of the United States of America, transmitting the Girl Scouts of the United States of America 2006 Annual Report, pursuant to Public Law 105-225, section 803 112 stat. 1362; to the Committee on the Judiciary.

2206. A letter from the Secretary, Judicial Conference of the United States, transmitting a copy of a draft bill to authorize additional judicial resources in the United States bankruptcy courts; to the Committee on the Judiciary.

2207. A letter from the Director, National Legislative Commission, American Legion, transmitting a copy of the Legion's financial statements as of December 31, 2006, pursuant to 36 U.S.C. 1101(4) and 1103; to the Committee on the Judiciary.

2208. A letter from the Commissioner, Social Security Administration, transmitting the 2007 Annual Report of the Supplemental Security Income Program, pursuant to Public Law 104-193, section 231 (110 Stat. 2197); to the Committee on Ways and Means.

#### ¶81.3 MESSAGE FROM THE SENATE

A message from the Senate by Ms. Curtis, one of its clerks, announced that the Senate has passed without

amendment a bill of the House of the following title:

H.R. 57. An Act to repeal certain sections of the Act of May 26, 1936, pertaining to the Virgin Islands.

The message also announced that pursuant to section 276h-276k of title 22, United States Code, as amended, the Chair, on behalf of the Vice President, appoints the Senator from Texas [Mrs. HUTCHISON] as a member of the Senate Delegation to the Mexico-United States Interparliamentary Group conference for the first session of the One Hundred Tenth Congress.

¶81.4 CRIMINAL BACKGROUND CHECK

Mr. CONYERS moved to suspend the rules and pass the bill (H.R. 2640) to improve the National Instant Criminal Check System, and for other purposes.

The SPEAKER pro tempore, Mr. CARDOZA, recognized Mr. CONYERS and Mr. SMITH of Texas, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and pass said bill?

The SPEAKER pro tempore, Mr. CARDOZA, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said bill.

¶81.5 HOMELAND SECURITY APPROPRIATIONS FY 2008

The SPEAKER pro tempore, Mr. CARDOZA, pursuant to House Resolution 473 and rule XVIII, declared the House resolved into the Committee of the Whole House on the state of the Union for the further consideration of the bill (H.R. 2638) making appropriations for the Department of Homeland Security for the fiscal year ending September 30, 2008, and for other purposes.

Mr. WEINER, Acting Chairman of the Committee of the Whole, assumed the chair; and after some time spent therein,

The SPEAKER pro tempore, Mrs. TAUSCHER, assumed the Chair.

When Mr. WEINER, Acting Chairman, reported that the Committee, having had under consideration said bill, had come to no resolution thereon.

¶81.6 SENATE ENROLLED BILLS SIGNED

The Speaker announced her signature to enrolled bills of the Senate of the following titles:

S. 676. An Act to provide that the Executive Director of the Inter-American Development Bank or the Alternate Executive Director of the Inter-American Development Bank may serve on the Board of Directors of the Inter-American Foundation.

S. 1537. An Act to authorize the transfer of certain funds from the Senate Gift Shop Re-

volving Fund to the Senate Employee Child Care Center.

¶81.7 LEAVE OF ABSENCE

By unanimous consent, leave of absence was granted to Mr. WESTMORELAND, for today.

And then,

¶81.8 ADJOURNMENT

On motion of Mr. RYAN of Ohio, at 8 p.m., the House adjourned.

¶81.9 REPORTS OF COMMITTEES ON PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XIII, reports of committees were delivered to the Clerk for printing and reference to the proper calendar, as follows:

Mr. DINGELL: Committee on Energy and Commerce. H.R. 948. A bill to strengthen the authority of the Federal Government to protect individuals from certain acts and practices in the sale and purchase of Social Security numbers and Social Security account numbers, and for other purposes; with an amendment (Rept. 110-191 Pt. 1). Ordered to be printed.

¶81.10 TIME LIMITATION OF REFERRED BILL

Pursuant to clause 2 of rule XII the following action was taken by the Speaker:

H.R. 948. Referral to the Committee on Ways and Means extended for a period ending not later than July 20, 2007.

¶81.11 PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XII, public bills and resolutions were introduced and severally referred, as follows:

By Ms. WOOLSEY (for herself, Mr. GEORGE MILLER of California, Mr. HARE, Ms. DELAURO, Ms. SOLIS, Mr. PAYNE, Mr. GRIJALVA, Mr. KUCINICH, Mr. KILDEE, Ms. SHEA-PORTER, Mr. BISHOP of New York, Ms. LINDA T. SANCHEZ of California, Mrs. MCCARTHY of New York, and Mr. ANDREWS):

H.R. 2693. A bill to direct the Occupational Safety and Health Administration to issue a standard regulating worker exposure to diacetyl; to the Committee on Education and Labor.

By Mr. TOWNS:

H.R. 2694. A bill to protect the rights of consumers to diagnose, service, maintain, and repair their motor vehicles, and for other purposes; to the Committee on Energy and Commerce.

By Mr. WAMP (for himself and Mr. LEWIS of Georgia):

H.R. 2695. A bill to direct the Secretary of the Interior to study the suitability and feasibility of designating Green McAdoo School in Clinton, Tennessee as a unit of the National Park System, and for other purposes; to the Committee on Natural Resources.

By Mr. LAMBORN:

H.R. 2696. A bill to amend title 38, United States Code, to increase assistance for veterans interred in cemeteries other than national cemeteries, and for other purposes; to the Committee on Veterans' Affairs.

By Mr. LAMBORN:

H.R. 2697. A bill to amend title 38, United States Code, to expand eligibility for veterans' mortgage life insurance to include members of the Armed Forces receiving specially adapted housing assistance from the

Department of Veterans Affairs; to the Committee on Veterans' Affairs.

By Mr. UDALL of Colorado (for himself and Mr. GORDON):

H.R. 2698. A bill to authorize appropriations for the civil aviation research and development projects and activities of the Federal Aviation Administration, and for other purposes; to the Committee on Science and Technology.

By Mr. PATRICK MURPHY of Pennsylvania (for himself, Mr. WALZ of Minnesota, and Mr. ARCURI):

H.R. 2699. A bill to amend title 38, United States Code, to repeal authority for adjustments to per diem payments to homeless veterans service centers for receipt of other sources of income, to extend authorities for certain programs to benefit homeless veterans, and for other purposes; to the Committee on Veterans' Affairs.

By Ms. SHEA-PORTER:

H.R. 2700. A bill to suspend implementation of an Absolute Priority issued by the Department of Education on July 3, 2006; to the Committee on Education and Labor.

By Mr. OBERSTAR (for himself, Mr. DEFAZIO, Ms. NORTON, Mr. NADLER, Mr. FILNER, Ms. EDDIE BERNICE JOHNSON of Texas, Mr. BOSWELL, Mr. CAPUANO, Ms. CARSON, Mr. HIGGINS, Mrs. NAPOLITANO, Mr. LIPINSKI, Ms. MATSUI, Mr. HALL of New York, and Mr. MCNERNEY):

H.R. 2701. A bill to strengthen our Nation's energy security and mitigate the effects of climate change by promoting energy efficient transportation and public buildings, creating incentives for the use of alternative fuel vehicles and renewable energy, and ensuring sound water resource and natural disaster preparedness planning, and for other purposes; to the Committee on Transportation and Infrastructure.

By Mr. SCOTT of Virginia (for himself and Mr. CARNEY, Mr. MORAN of Virginia, Mr. BOUCHER, and Mr. SALAZAR):

H.R. 2702. A bill to amend title 38, United States Code, to establish a program of educational assistance for members of the Armed Forces who serve in the Armed Forces after September 11, 2001, and for other purposes; to the Committee on Veterans' Affairs.

By Mr. ANDREWS:

H.R. 2703. A bill to amend the Private Security Officer Employment Authorization Act of 2004; to the Committee on Education and Labor, and in addition to the Committee on the Judiciary, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. BILIRAKIS (for himself and Mr. MARIO DIAZ-BALART of Florida):

H.R. 2704. A bill to give the consent of Congress to an agreement or compact between Alabama, Florida, Louisiana, Mississippi, and Texas for the purpose of establishing an all-hazard mitigation, readiness, response, and recovery plan, and for other purposes; to the Committee on the Judiciary.

By Mrs. CHRISTENSEN (for herself, Mr. FALDOMAVEGA, Mr. FORTUÑO, and Ms. BORDALLO):

H.R. 2705. A bill to amend the Compact of Free Association Amendments Act of 2003, and for other purposes; to the Committee on Foreign Affairs.

By Mr. FRANKS of Arizona (for himself, Mr. FOSSELLA, Mr. BARRETT of South Carolina, Mr. PAUL, Mr. EHLERS, Mr. HOEKSTRA, Mr. GERLACH, Mr. BLUNT, Mr. CHABOT, Mr. KING of Iowa, Mr. BARTLETT of Maryland, Mr. RADANOVICH, Mr. PITTS, Mr. RENZI, and Mr. AKIN):

H.R. 2706. A bill to amend the Internal Revenue Code of 1986 to provide for a credit which is dependent on enactment of State qualified scholarship tax credits and which is allowed against the Federal income tax for charitable contributions to education investment organizations that provide assistance for elementary and secondary education; to the Committee on Ways and Means.

By Mr. KUCINICH:

H.R. 2707. A bill to reauthorize the Underground Railroad Educational and Cultural Program; to the Committee on Education and Labor.

By Mr. NADLER (for himself, Mr. MURPHY of Connecticut, Mr. PATRICK MURPHY of Pennsylvania, Mr. HIGGINS, Ms. SOLIS, Mr. GRIJALVA, Mr. MICHAUD, Mr. RUSH, Mr. SCOTT of Georgia, Mrs. CAPPAS, and Mr. HONDA):

H.R. 2708. A bill to amend the Public Health Service Act and Employee Retirement Income Security Act of 1974 to require that group and individual health insurance coverage and group health plans provide coverage for annual screening mammography for women 40 years of age or older and for such screening and annual magnetic resonance imaging for women at high risk for breast cancer if the coverage or plans include coverage for diagnostic mammography for women 40 years of age or older; to the Committee on Energy and Commerce, and in addition to the Committee on Education and Labor, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. SAXTON (for himself and Mr. LOBIONDO):

H.R. 2709. A bill to extend the minimum wage index established by regulation for each all-urban State under the Medicare inpatient hospital prospective payment system; to the Committee on Ways and Means.

By Mr. SESTAK:

H.R. 2710. A bill to repeal and modify certain provisions of law relating to the review of the detention of enemy combatants; to the Committee on the Judiciary, and in addition to the Committee on Armed Services, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. PAUL (for himself, Mr. GOODE, Mr. DEAL of Georgia, and Mr. AKIN):

H.J. Res. 46. A joint resolution proposing an amendment to the Constitution of the United States to deny United States citizenship to individuals born in the United States to parents who are neither United States citizens nor persons who owe permanent allegiance to the United States; to the Committee on the Judiciary.

#### 181.12 MEMORIALS

Under clause 3 of rule XII, memorials were presented and referred as follows:

79. The SPEAKER presented a memorial of the Legislature of the State of Montana, relative to House Joint Resolution No. 31 opposing the Rockies Prosperity Act; to the Committee on Natural Resources.

80. Also, a memorial of the Senate of the Territory of American Samoa, relative to a resolution opposing legislation that would direct the Department of the Interior place three measures on the voting ballot for the next general election in the territory; to the Committee on Natural Resources.

#### 181.13 ADDITIONAL SPONSORS

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

H.R. 19: Mr. LINDER.

H.R. 39: Mr. MCNERNEY.

H.R. 63: Mr. ROGERS of Kentucky.

H.R. 111: Mr. HALL of New York.

H.R. 154: Mr. PRICE of North Carolina and Mr. FORTUÑO.

H.R. 174: Mr. STARK and Mr. SIRES.

H.R. 181: Mr. COHEN.

H.R. 223: Mr. DAVID DAVIS of Tennessee, Mr. DANIEL E. LUNGREN of California, and Mr. INGLIS of South Carolina.

H.R. 250: Mr. KIRK.

H.R. 260: Mr. ROTHMAN.

H.R. 282: Mr. MCCOTTER.

H.R. 322: Mr. WALSH of New York.

H.R. 406: Mr. KENNEDY.

H.R. 446: Mr. TIBERI.

H.R. 491: Mr. SHERMAN, Mr. DAVIS of Illinois, and Mr. TANNER.

H.R. 507: Mr. PATRICK MURPHY of Pennsylvania, Ms. NORTON, Mr. WAMP, Mr. CONAWAY, Mr. GONZALEZ, Mr. BERMAN, Mr. BARTLETT of Maryland, Mr. CARNAHAN, Mr. JEFFERSON, Ms. HERSETH SANDLIN, Mr. GILLMOR, and Mr. SNYDER.

H.R. 552: Mr. ABERCROMBIE and Mr. BOSWELL.

H.R. 566: Ms. KAPTUR and Mr. SERRANO.

H.R. 620: Mr. MOORE of Kansas.

H.R. 660: Mr. WEINER and Mr. SMITH of Texas.

H.R. 676: Mr. BECERRA.

H.R. 695: Ms. ZOE LOFGREN of California.

H.R. 748: Mr. BARROW, Mr. TURNER, Mr. MILLER of North Carolina, Mr. HINOJOSA, and Ms. LINDA T. SÁNCHEZ of California.

H.R. 808: Mr. STARK.

H.R. 861: Mr. ADERHOLT and Mr. REHBERG.

H.R. 871: Mrs. MALONEY of New York.

H.R. 891: Mr. FRELINGHUYSEN.

H.R. 898: Mr. BISHOP of Georgia.

H.R. 900: Mr. CUMMINGS, Mr. DAVIS of Alabama, and Mr. BISHOP of Utah.

H.R. 923: Mr. SMITH of Texas, Ms. ZOE LOFGREN of California, and Mr. SHERMAN.

H.R. 927: Mr. TOWNS and Mr. PICKERING.

H.R. 957: Mr. BROWN of South Carolina and Mr. BUYER.

H.R. 969: Mr. MCGOVERN, Ms. HIRONO, Mr. CONYERS, Mr. MEEK of Florida, Mr. LARSON of Connecticut, Mr. HALL of New York, Mr. BRALEY of Iowa, Mr. VAN HOLLEN, Ms. CLARKE, Mr. FARR, and Mr. GEORGE MILLER of California.

H.R. 980: Mr. TURNER, Mr. BOREN, Mr. JEFFERSON, and Mr. HALL of New York.

H.R. 1023: Mr. POE, Ms. SUTTON, Mr. LATHAM, Mr. UDALL of Colorado, Mr. LATOURETTE, Mr. ROGERS of Michigan, Ms. JACKSON-LEE of Texas, Mr. GRAVES, Mr. DAVIS of Illinois, Mr. GRIJALVA, Mr. LARSEN of Washington, Ms. GINNY BROWN-WAITE of Florida, Mr. WALSH of New York, Mr. MARCHANT, Mr. RADANOVICH, Mr. RYAN of Wisconsin, Mr. SESTAK, Mr. CULBERSON, Mr. BOYD of Florida, and Ms. PRYCE of Ohio.

H.R. 1029: Mr. CARNAHAN and Mr. LINCOLN DAVIS of Tennessee.

H.R. 1061: Mr. MCGOVERN.

H.R. 1063: Mr. INGLIS of South Carolina.

H.R. 1069: Mr. AL GREEN of Texas.

H.R. 1070: Mr. DAVIS of Illinois.

H.R. 1127: Mr. COOPER and Mrs. EMERSON.

H.R. 1142: Ms. SOLIS, Mr. DOYLE, and Mr. LEWIS of Georgia.

H.R. 1154: Mr. BRADY of Pennsylvania, Ms. MOORE of Wisconsin, and Ms. SUTTON.

H.R. 1190: Mr. LEWIS of Georgia, Mr. LUCAS, Mr. JOHNSON of Georgia, Ms. JACKSON-LEE of Texas, Ms. EDDIE BERNICE JOHNSON of Texas, Mr. FATTAH, Ms. LEE, Mr. RUSH, and Ms. CORRINE BROWN of Florida.

H.R. 1193: Mr. MITCHELL, Mr. GONZALEZ, Mr. LINCOLN DIAZ-BALART of Florida, and Mr. OBERSTAR.

H.R. 1222: Mr. DAVIS of Illinois.

H.R. 1223: Mr. DAVIS of Illinois.

H.R. 1280: Mr. RANGEL.

H.R. 1295: Mr. JINDAL.

H.R. 1343: Ms. HARMAN, Mr. SMITH of Nebraska, Mr. CARNEY, Mr. BISHOP of Georgia, and Mr. BOOZMAN.

H.R. 1350: Mr. KUCINICH.

H.R. 1357: Mr. BROWN of South Carolina,

Mr. HENSARLING, Mr. BUYER, and Mr. TIBERI.

H.R. 1460: Mrs. GILLIBRAND, Mr. MEEK of Florida, Ms. HIRONO, and Mr. BRADY of Pennsylvania.

H.R. 1524: Mr. ALLEN.

H.R. 1532: Mr. SPRATT and Mr. LARSEN of Washington.

H.R. 1537: Mr. GILCHREST and Ms. HARMAN.

H.R. 1567: Mr. DOGGETT and Mr. POMEROY.

H.R. 1582: Mr. PATRICK MURPHY of Pennsylvania.

H.R. 1644: Mr. DICKS, Mr. REICHERT, Mr. ABERCROMBIE, Mr. LIPINSKI, Mr. LARSEN of Washington, and Ms. BALDWIN.

H.R. 1709: Mr. BISHOP of New York, Mr. WEXLER, Mr. MILLER of North Carolina, and Mr. MANZULLO.

H.R. 1713: Ms. KILPATRICK, Mr. PAYNE, Mr. BISHOP of Georgia, Mr. CONYERS, Mr. GUTIERREZ, and Ms. EDDIE BERNICE JOHNSON of Texas.

H.R. 1728: Mr. ALLEN, Mrs. MALONEY of New York, and Mr. SERRANO.

H.R. 1730: Mr. TANNER.

H.R. 1738: Mrs. MCCARTHY of New York and Mr. COHEN.

H.R. 1759: Mr. MCCOTTER and Mr. PATRICK MURPHY of Pennsylvania.

H.R. 1801: Mr. PICKERING.

H.R. 1809: Ms. HIRONO.

H.R. 1810: Mr. PASCARELL.

H.R. 1823: Mr. MCCAUL of Texas, Mr. FORBES, Mr. WALSH of New York, and Mr. BARTLETT of Maryland.

H.R. 1924: Mr. LARSON of Connecticut and Mr. BAKER.

H.R. 1926: Mr. RANGEL and Mr. RUSH.

H.R. 1947: Mr. CAPUANO and Mr. DEFAZIO.

H.R. 1977: Mr. CAMPBELL of California.

H.R. 2005: Mr. WILSON of Ohio and Mr. CONYERS.

H.R. 2014: Mr. TOM DAVIS of Virginia.

H.R. 2015: Mr. YARMUTH, Mr. MEEKS of New York, and Ms. SOLIS.

H.R. 2017: Mr. COHEN and Mr. MEEKS of New York.

H.R. 2040: Ms. DELAURO and Mr. WYNN.

H.R. 2053: Mr. GONZALEZ and Mr. LAMPSON.

H.R. 2054: Mr. MCINTYRE.

H.R. 2060: Mr. SHUSTER and Mr. JORDAN.

H.R. 2066: Ms. HARMAN and Mrs. MCCARTHY of New York.

H.R. 2075: Mr. KILDEE.

H.R. 2095: Mr. MOLLOHAN and Mr. BRALEY of Iowa.

H.R. 2102: Mr. WALBERG, Mr. RUPPERSBERGER, Mr. KENNEDY, Mr. MURPHY of Connecticut, Mr. LAMPSON, Mr. MEEKS of New York, Mr. ROTHMAN, Mr. BUTTERFIELD, and Mr. ORTIZ.

H.R. 2116: Mr. LEWIS of Kentucky, Mr. BRADY of Texas, Mr. LATOURETTE, Ms. SCHAKOWSKY, and Mr. KANJORSKI.

H.R. 2125: Mr. MOLLOHAN.

H.R. 2139: Mr. SHERMAN, Mr. SCOTT of Georgia, Mr. BOSWELL, Mr. BOYD of Florida, Mr. RAHALL, Mr. CLEAVER, Mr. CALVERT, Mr. DAVIS of Kentucky, Mr. MCHENRY, and Mr. PEARCE.

H.R. 2165: Mr. OLVER, Ms. WOOLSEY, Ms. ZOE LOFGREN of California, Ms. HARMAN, Mr. CRAMER, Mr. BOREN, Mrs. GILLIBRAND, Mrs. LOWEY, Mr. PATRICK J. MURPHY of Pennsylvania, Ms. VELÁZQUEZ, and Mr. RYAN of Ohio.

H.R. 2215: Mr. DELAHUNT and Mr. MCNERNEY.

H.R. 2216: Ms. ZOE LOFGREN of California and Mr. HASTINGS of Florida.

H.R. 2217: Ms. ZOE LOFGREN of California and Mr. HASTINGS of Florida.

H.R. 2238: Mr. MCDERMOTT.

H.R. 2255: Mr. INSLEE.

H.R. 2265: Ms. WOOLSEY.

H.R. 2274: Mr. CANTOR, Mr. RUPPERSBERGER, Ms. HARMAN, Mr. CRENSHAW, Mr. WELLER, Mr. KIRK, Mr. JOHNSON of Georgia, and Mr. LOBIONDO.



H.R. 2286: Mr. BILBRAY and Mr. FEENEY.  
 H.R. 2290: Mr. KIND.  
 H.R. 2295: Mr. MELANCON, Mr. DOGGETT, Ms. HERSETH SANDLIN, Mr. JONES of North Carolina, Mr. MOORE of Kansas, Mr. BRADY of Pennsylvania, Mr. RUPPERSBERGER, Mrs. BOYDA of Kansas, Mr. DONNELLY, Mr. LEVIN, and Mr. POMEROY.  
 H.R. 2304: Mr. MILLER of North Carolina.  
 H.R. 2332: Mr. BUYER and Mr. HENSARLING.  
 H.R. 2365: Mr. MILLER of North Carolina and Mr. PENCE.  
 H.R. 2366: Mr. WYNN.  
 H.R. 2407: Mr. BROWN of South Carolina, Mr. AL GREEN of Texas, and Mr. YOUNG of Florida.  
 H.R. 2421: Mr. MEEKS of New York.  
 H.R. 2453: Mr. MATHESON.  
 H.R. 2473: Mrs. BOYDA of Kansas.  
 H.R. 2478: Mr. MILLER of North Carolina.  
 H.R. 2484: Mr. FILNER.  
 H.R. 2508: Mr. BOOZMAN.  
 H.R. 2514: Mr. KANJORSKI.  
 H.R. 2580: Mr. BURTON of Indiana.  
 H.R. 2593: Mr. CUELLAR, Mr. FILNER, and Mr. RODRIGUEZ.  
 H.R. 2596: Mr. BISHOP of New York, Ms. MOORE of Wisconsin, Mr. WYNN, Mr. MILLER of North Carolina, Mrs. CAPPS, Mrs. MCCARTHY of New York, Mr. FARR, Mr. DAVIS of Illinois, and Mr. MCGOVERN.  
 H.R. 2604: Mr. MCGOVERN, Mr. WAXMAN, Ms. MCCOLLUM of Minnesota, Mrs. DAVIS of California, and Mr. BERMAN.  
 H.R. 2617: Mr. COHEN and Mr. MEEKS of New York.  
 H.R. 2630: Mr. SCOTT of Georgia and Mr. BISHOP of New York.  
 H.R. 2633: Mr. PATRICK MURPHY of Pennsylvania.  
 H.R. 2640: Mr. ROSS and Mrs. CHRISTENSEN.  
 H.R. 2669: Ms. HIRONO, Mr. HARE, Ms. CLARKE, Ms. WOOLSEY, Mrs. DAVIS of California, and Mr. SARBANES.  
 H.R. 2677: Mr. BONNER, Mr. POMEROY, Mr. FORTUÑO, Mr. MCHUGH, and Mr. LATOURETTE.  
 H.J. Res. 12: Mr. ROYCE and Mr. WALDEN of Oregon.  
 H. Con. Res. 75: Mr. KIRK, Mr. COHEN, and Mr. MCNERNEY.  
 H. Con. Res. 108: Mr. FRANK of Massachusetts, Mr. JEFFERSON, and Mr. ROGERS of Alabama.  
 H. Con. Res. 162: Ms. SHEA-PORTER.  
 H. Res. 54: Mr. PETRI.  
 H. Res. 67: Mr. TIAHRT.  
 H. Res. 231: Mr. RYAN of Wisconsin, Mr. COBLE, and Mr. WOLF.  
 H. Res. 232: Mrs. JO ANN DAVIS of Virginia, Mr. PLATTS, and Mr. MCCOTTER.  
 H. Res. 282: Mr. REICHERT, Mr. DAVIS of Alabama, Mr. KANJORSKI, and Mrs. MILLER of Michigan.  
 H. Res. 356: Mr. PALLONE.  
 H. Res. 415: Mr. FALCOMA-VAEGA.  
 H. Res. 417: Mr. ARCURI.  
 H. Res. 445: Mr. GONZALEZ.  
 H. Res. 467: Mr. FOSSELLA.  
 H. Res. 482: Mr. WALSH of New York.

#### 81.14 PETITIONS

Under clause 3 of rule XII, petitions and papers were laid on the clerk's desk and referred as follows:

49. The SPEAKER presented a petition of the City of Santa Cruz, California, relative to a petition advocating for funding for the National Marine Sanctuary Program; to the Committee on Natural Resources.

50. Also, a petition of the California State Lands Commission, relative to a Resolution expressing support for Senate Bill 151, which would prohibit new oil and gas leases in federal waters off California; to the Committee on Natural Resources.

51. Also, a petition of the California State Lands Commission, relative to a Resolution

expressing support for H.R. 1187; to the Committee on Natural Resources.

52. Also, a petition of the Santa Fe County Commission, New Mexico, relative to Resolution No. 2007-45 opposing the United States Citizenship and Immigration Services (USCIS) Fee Increase; to the Committee on the Judiciary.

53. Also, a petition of the Town of Woodstock, New York, relative to Resolution No. 171-07 requesting an investigation of the activities of President George W. Bush and Vice President Richard B. Cheney to the end that they may be impeached and removed from office; to the Committee on the Judiciary.

54. Also, a petition of the Town of Shelburne, Massachusetts, relative to a Resolution calling upon the United States House of Representatives to investigate charges and vote to impeach President George W. Bush and Vice President Richard B. Cheney; to the Committee on the Judiciary.

55. Also, a petition of the Town of Colrain, Massachusetts, relative to a Resolution calling upon the United States House of Representatives to investigate charges and vote to impeach President George W. Bush and Vice President Richard B. Cheney; to the Committee on the Judiciary.

56. Also, a petition of the Town of Leverett, Massachusetts, relative to a Resolution requesting the investigation of the activities of President George W. Bush and Vice President Richard B. Cheney to the end that they may both be impeached and removed from office; to the Committee on the Judiciary.

57. Also, a petition of the County Board of Shelby, Illinois, relative to Resolution 2003-21 requesting that legislation not be supported that would adversely effect the Second Amendment, the Right to Keep and Bear Arms; to the Committee on the Judiciary.

58. Also, a petition of Mr. Cecil Ray Taylor, a citizen of Independence, Missouri, relative to petitioning the Congress of the United States for action on possible misconduct or disability on the part of Missouri Judges or Court Commissioners; to the Committee on the Judiciary.

59. Also, a petition of Twelve Mayors of Ohio and Kentucky, relative to a Resolution calling on the Congress of the United States to remove the "Tiahrt Amendment" illegal gun trace restrictions; to the Committee on the Judiciary.

#### THURSDAY, JUNE 14, 2007 (82)

##### 82.1 APPOINTMENT OF SPEAKER PRO TEMPORE

The House was called to order by the SPEAKER pro tempore, Mr. ALTMIRE, who laid before the House the following communication:

WASHINGTON, DC,  
 June 14, 2007.

I hereby appoint the Honorable JASON ALTMIRE to act as Speaker pro tempore on this day.

NANCY PELOSI,  
 Speaker of the House of Representatives.

##### 82.2 APPROVAL OF THE JOURNAL

The SPEAKER pro tempore, Mr. ALTMIRE, announced he had examined and approved the Journal of the proceedings of Wednesday, June 13, 2007.

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

##### 82.3 COMMUNICATIONS

Executive and other communications, pursuant to clause 8, rule XII, were referred as follows:

Under clause 8 of rule XII, executive communications were taken from the Speaker's table and referred as follows:

2209. A letter from the Executive Director, Commodity Futures Trading Commission, transmitting the Commission's final rule — Corrections to Regional Office Information — received May 10, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

2210. A letter from the Chief Counsel, FEMA, Department of Homeland Security, transmitting the Department's final rule — Changes in Flood Elevation Determinations — received May 10, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Financial Services.

2211. A letter from the Chief of Staff, Media Bureau, Federal Communications Commission, transmitting the Commission's final rule — Amendment of Section 73.202(b), Table of Allotments, FM Broadcast Stations. (Roma, Texas) [MB Docket No. 05-142 RM-11220] received May 8, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

2212. A letter from the Chief of Staff to the Bureau Chief, Media Bureau, Federal Communications Commission, transmitting the Commission's final rule — Amendment of Section 73.202(b), Table of Allotments, FM Broadcast Stations. (Wofford Heights, California) [MB Docket No. 03-91 RM-10693] received May 8, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

2213. A letter from the Chief of Staff, Media Bureau, Federal Communications Commission, transmitting the Commission's final rule — Amendment of Section 73.202(b), Table of Allotments, FM Broadcast Stations. (Glen Arbor, Michigan) [MB Docket No. 03-142 RM-10539] received May 8, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

2214. A letter from the Chief of Staff, Media Bureau, Federal Communications Commission, transmitting the Commission's final rule — Amendment of Section 73.202(b), Table of Allotments, FM Broadcast Stations. (Jackson, Wyoming) [MB Docket No. 05-101 RM-11159] received May 8, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

2215. A letter from the Deputy Bureau Chief, CGB, Federal Communications Commission, transmitting the Commission's final rule — Rules and Regulations Implementing Minimum Customer Account Record Exchange Obligations on All Local and Interexchange Carriers [CG Docket No. 02-386] received May 8, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

2216. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Standard Instrument Approach Procedures, Weather Takeoff Minimums; Miscellaneous Amendments [Docket No. 30545 Amdt. No. 3214] received May 8, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

2217. A letter from the Assistant Chief Counsel, Department of Transportation, transmitting the Department's final rule — Hazardous Materials Transportation; Miscellaneous Revisions to Registration and Fee Assessment Program [Docket No. PHMSA-2006-25589 (HM-208F)] (RIN: 2137-AE11) received May 8, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

2218. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Airbus Model A318, A319, A320, and A321 Airplanes [Docket No. FAA-2007-

26812; Directorate Identifier 2006-NM-199-AD; Amendment 39-15006; AD 2007-07-09] (RIN: 2120-AA64) received May 10, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

2219. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Superior Air Parts, Inc. (SAP), Cylinder Assemblies Part Numbers Series: SA47000L, SA47000S, SA52000, SA55000, SL32000W, SL32000WH, SL32006W, SL36000TW, SL36000W, and SL36006W [Docket No. FAA-2006-25948; Directorate Identifier 2006-NE-32-AD; Amendment 39-15005; AD 2007-04-19R1] (RIN: 2120-AA64) received May 10, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

2220. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Empresa Brasileira de Aeronautica S.A. (EMBRAER) Model EMB-135BJ Airplanes [Docket No. FAA-2006-26685; Directorate Identifier 2006-NM-200-AD; Amendment 39-15015; AD 2007-07-14] (RIN: 2120-AA64) received May 10, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

2221. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Airbus Model A300 B2 and B4 Series Airplanes Equipped With General Electric CF6-50 Engines [Docket No. FAA-2006-25965; Directorate Identifier 2006-NM-127-AD; Amendment 39-15013; AD 2007-07-08] (RIN: 2120-AA64) received May 10, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

2222. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Revision of Class E Airspace; Valdez, AK [Docket No. FAA-2006-26719; Airspace Docket No. 06-AAL-41] received May 10, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

2223. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Standard Instrument Approach Procedures; Miscellaneous Amendments [Docket No. 30546; Amdt. No. 3215] (RIN: 2120-AA65) received May 10, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

#### 182.4 RECESS—10:30 A.M.

The SPEAKER pro tempore, Mr. ALTMIRE, pursuant to clause 12(a) of rule I, declared the House in recess at 10 o'clock and 30 minutes a.m., subject to the call of the Chair.

#### 182.5 AFTER RECESS—7:25 P.M.

The SPEAKER pro tempore, Mrs. TAUSCHER, called the House to order.

#### 182.6 ORDER OF BUSINESS—H.R. 2641, H.R. 2643, AND H.R. 2638

On motion of Mr. OBEY, by unanimous consent,

*Ordered*, That (1) the Committee on Appropriations be permitted to file supplemental reports to accompany the bills (H.R. 2641) making appropriations for energy and water development and related agencies for the fiscal year ending September 30, 2008, and for other purposes, and (H.R. 2643) making appropriations for the Department of the Interior, environment, and related agencies for the fiscal year ending Sep-

tember 30, 2008, and for other purposes, respectively; and (2) during further consideration of the bill (H.R. 2638) making appropriations for the Department of Homeland Security for the fiscal year ending September 30, 2008, and for other purposes, in the Committee of the Whole pursuant to House Resolution 473, the pending amendment offered by Mrs. DRAKE shall be debatable for 10 further minutes equally divided and controlled by the proponent and an opponent and notwithstanding clause 11 of rule 18, no further amendment to the bill may be offered except: pro forma amendments offered at any point in the reading by the chairman or ranking minority member of the Committee on Appropriations or their designees for the purpose of debate; an amendment by Ms. Ginny BROWN-WAITE of Florida, regarding funding for border fencing and technology; an amendment by Mr. MCHENRY regarding funding for Citizenship and Immigration Services; an amendment by Mr. FERGUSON regarding funding for Buffer Zone Protection; which shall be debatable for five minutes; an amendment by Mr. BURGESS regarding funding for Secure Flight; which shall be debatable for five minutes; an amendment by Ms. Corrine BROWN of Florida, regarding funding for the Office of Inspector General; an amendment by Ms. Corrine BROWN of Florida, regarding funding for FEMA management and administration; an amendment by Mr. KING of Iowa, regarding funding for Drug Smuggler Look-Out posts; an amendment by Mr. PEARCE regarding funding for Customs and Border Protection; an amendment by Mr. SHAYS regarding funding for sharing information with Interpol; an amendment by Mr. KUHLMAN of New York, regarding a Western Hemisphere Travel Initiative study; an amendment by Mr. KUHLMAN of New York, regarding a Northern Border study; an amendment by Mr. CONAWAY regarding funding for invasive species removal; an amendment by Mr. HUNTER, Mr. ROYCE, Mr. KING of Iowa, or Mr. FRANKS of Arizona, regarding the Secure Fence Act; an amendment by Mr. CARTER regarding border fencing requirements; an amendment by Mr. SOUDER regarding a report on use of air and marine interdiction assets; an amendment by Mr. MCCAUL of Texas, regarding unmanned aerial systems; an amendment by Mr. KING of Iowa, regarding funding for worksite enforcement; an amendment by Mr. SOUDER regarding funding for Deepwater; an amendment by Mr. BILBRAY regarding funding for REAL ID; an amendment by Mr. DENT regarding funding for Secret Service protective missions; an amendment by Mr. JINDAL regarding funding for FEMA disaster relief for hurricane preparedness; an amendment by Mr. DAVIS of Kentucky, regarding funding for Commercial Equipment Direct Assistance grants; an amendment by Mr. LANGEVIN regarding funding for cyber security research and development; an amendment by Mr. KING of New York, regarding funding for do-

mestic nuclear detection; an amendment by Ms. Corrine BROWN of Florida, regarding airport employee screening pilot; an amendment by Mr. MCCAUL of Texas, regarding the MAX-HR project; an amendment by Mr. THOMPSON of Mississippi, to strike section 537(b) relating to small business; an amendment by Mr. DEAL of Georgia, regarding limitation on use of funds to put out to pasture horses and mules; an amendment by Mr. ELLSWORTH regarding limitation on use of funds for contractors delinquent on Federal debt; an amendment by Mr. HENSARLING regarding limitation on use of certain FEMA grant funds; an amendment by Ms. JACKSON-LEE of Texas, regarding a report on pipeline and refinery vulnerability; an amendment by Mr. LATOURETTE regarding the Western Hemisphere Travel Initiative; an amendment by Mr. ORTIZ regarding limitation on funding for border fencing; an amendment by Mr. POE regarding limitation on use of funds to implement plans under section 7209 of the Intelligence Reform and Terrorism Prevention Act; an amendment by Mr. ROGERS of Kentucky, regarding a reduction in funding; an amendment by Mr. ROGERS of Kentucky, regarding limitation on total number of airport screeners; an amendment by Mr. ROGERS of Kentucky, regarding the Davis-Bacon Act; an amendment by Mr. TANCREDO regarding limitation on use of funds to carry out visa waiver programs; an amendment by Mr. TANCREDO regarding limitation on use of funds in contravention of section 642(a) of the Illegal Reform and Immigrant Responsibility Act; an amendment by Mr. PRICE of Georgia, regarding limitation on use of funds for research on global warming; an amendment or amendments by Mr. PRICE of North Carolina, regarding funding levels; an amendment by Mr. OBEY prohibiting funding for earmarks, and an amendment by Mr. FORBES prohibiting use of funds for temporary protective status.

*Ordered further*, Each such amendment may be offered only by the Member named in this request or a designee, or by the Member who caused it to be printed in the CONGRESSIONAL RECORD or a designee, shall be considered as read, shall not be subject to amendment except that the chairman and ranking minority member of the Committee on Appropriations and the Subcommittee on Homeland Security each may offer one pro forma amendment for the purpose of debate; and shall not be subject to a demand for division of the question in the House or in the Committee of the Whole.

*Ordered further*, Except as otherwise specified, each amendment shall be debatable by the proponent and an opponent. An amendment shall be considered to fit the description stated in his request if it addresses in whole or in part the object described.

§82.7 ORDER OF BUSINESS—PROCEEDINGS ON VOTES

On motion of Mr. OBEY, by unanimous consent,

*Ordered*, That, during consideration of the bill (H.R. 2638) making appropriations for the Department of Homeland Security for the fiscal year ending September 30, 2008, and for other purposes, pursuant to House Resolution 473, the Chair may reduce to two minutes the minimum time for electronic voting under clause 6 of rule XVIII and clauses 8 and 9 of rule XX.

§82.8 HOMELAND SECURITY APPROPRIATIONS FY 2008

The SPEAKER pro tempore, Mrs. TAUCHER, pursuant to House Resolution 473 and rule XVIII, declared the House resolved into the Committee of the Whole House on the state of the Union for the further consideration of the bill (H.R. 2638) making appropriations for the Department of Homeland Security for the fiscal year ending September 30, 2008, and for other purposes.

Mr. ROSS, Acting Chairman, assumed the chair; and after some time spent therein,

**FRIDAY, JUNE 15 (LEGISLATIVE DAY OF JUNE 14), 2007**

The SPEAKER pro tempore, Mr. SERRANO, assumed the Chair.

When Mr. ROSS, Acting Chairman, reported that the Committee, having had under consideration said bill, had come to no resolution thereon.

§82.9 LEAVE OF ABSENCE

By unanimous consent, leave of absence was granted to Mr. WESTMORELAND, for today.

And then,

§82.10 ADJOURNMENT

On motion of Mr. PRICE of North Carolina, at 2 o'clock and 30 minutes a.m., Friday, June 15, (legislative day of June 14), 2007, the House adjourned.

§82.11 PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XII, public bills and resolutions were introduced and severally referred, as follows:

By Mr. SHERMAN (for himself, Mr. TOM DAVIS of Virginia, Mr. PETERSON of Minnesota, Mr. YOUNG of Alaska, Mr. THOMPSON of California, Mr. COHEN, Mr. ENGEL, Mr. GRIJALVA, Ms. HIRONO, Mr. KIRK, Mr. LANGEVIN, Mr. MILLER of North Carolina, Mr. GEORGE MILLER of California, Mr. MOORE of Kansas, Mr. MORAN of Virginia, Ms. LINDA T. SÁNCHEZ of California, Ms. SCHAKOWSKY, Mr. SMITH of New Jersey, and Mr. BERMAN):

H.R. 2711. A bill to amend title 18, United States Code, to prohibit certain computer-assisted remote hunting, and for other purposes; to the Committee on the Judiciary.

By Ms. ROS-LEHTINEN (for herself, Mr. BOOZMAN, Mr. BURTON of Indiana, Mr. CHABOT, Mrs. JO ANN DAVIS of Virginia, Mr. MARIO DIAZ-BALART of Florida, Mr. LINCOLN DIAZ-BALART of

Florida, Mr. FLAKE, Mr. FORTUÑO, Mr. MACK, Mr. MANZULLO, Mr. MCCAUL of Texas, Mr. MCCOTTER, Mr. SMITH of New Jersey, Mr. PENCE, Mr. POE, Mr. ROHRBACHER, and Mr. ROYCE):

H.R. 2712. A bill to promote transparency, accountability, and reform within the United Nations system, and for other purposes; to the Committee on Foreign Affairs.

By Mr. PICKERING (for himself, Mr. POMEROY, and Mr. CANTOR):

H.R. 2713. A bill to amend title II of the Social Security Act to authorize waivers by the Commissioner of Social Security of the 5-month waiting period for entitlement to benefits based on disability in cases in which the Commissioner determines that such waiting period would cause undue hardship to terminally ill beneficiaries, and to provide for a study by the Commissioner regarding possible improvements in disability claims processing; to the Committee on Ways and Means.

By Mr. BARRETT of South Carolina (for himself, Mr. REGULA, Mr. SPRATT, and Mr. NEAL of Massachusetts):

H.R. 2714. A bill to require the President to delay or reverse the implementation of a decision of a World Trade Organization dispute settlement panel or the Appellate Body that is adverse to the United States involving the calculation of dumping margins and weighted average dumping margins, and for other purposes; to the Committee on Ways and Means.

By Mr. BLUMENAUER (for himself, Mr. MARKEY, Mr. EMANUEL, and Ms. SCHWARTZ):

H.R. 2715. A bill to amend the Internal Revenue Code of 1986 to include heavier vehicles in the limitation on the depreciation of certain luxury automobiles; to the Committee on Ways and Means.

By Mr. BURTON of Indiana:

H.R. 2716. A bill to direct the Secretary of Health and Human Services to require the incorporation of counterfeit-resistant technologies into the packaging of prescription drugs, and for other purposes; to the Committee on Energy and Commerce.

By Mr. BURTON of Indiana:

H.R. 2717. A bill to permit an individual to be treated by a health care practitioner with any method of medical treatment such individual requests, and for other purposes; to the Committee on Energy and Commerce.

By Mr. BURTON of Indiana:

H.R. 2718. A bill to ensure that the goals of the Dietary Supplement Health and Education Act of 1994 are met by authorizing appropriations to fully enforce and implement such Act and the amendments made by such Act, and for other purposes; to the Committee on Energy and Commerce.

By Mr. BURTON of Indiana:

H.R. 2719. A bill to amend the Internal Revenue Code of 1986 to provide that amounts paid for foods for special dietary use, dietary supplements, or medical foods shall be treated as medical expenses; to the Committee on Ways and Means.

By Mr. KIND (for himself, Mr. FLAKE, Mr. CROWLEY, Mr. REICHERT, Ms. BERKLEY, Mr. BLUMENAUER, Mr. KIRK, Mr. MCDERMOTT, Mr. PETRI, Mr. RYAN of Wisconsin, Mr. SHAYS, and Mr. SMITH of Washington):

H.R. 2720. A bill to amend the Farm Security and Rural Investment Act of 2002 to reform commodity programs and to increase nutrition, conservation, and energy programs of the Department of Agriculture, to reduce the national budget deficit, and for other purposes; to the Committee on Agriculture, and in addition to the Committees on Education and Labor, Foreign Affairs, and Ways and Means, for a period to be sub-

sequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. CARDOZA:

H.R. 2721. A bill to amend title 10, United States Code, to require the Secretary of Veterans Affairs to develop, and the Secretary of Defense to distribute to members of the Armed Forces upon their discharge or release from active duty, information in a compact disk read-only memory format that lists and explains the health, education, and other benefits for which veterans are eligible under the laws administered by the Secretary of Veterans Affairs; to the Committee on Armed Services, and in addition to the Committee on Veterans Affairs, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. CUMMINGS (for himself and Mr. OBERSTAR):

H.R. 2722. A bill to restructure the Coast Guard Integrated Deepwater Program, and for other purposes; to the Committee on Transportation and Infrastructure.

By Ms. DEGETTE (for herself and Mrs. BONO):

H.R. 2723. A bill to amend title XIX of the Social Security Act to establish programs to improve the quality, performance, and delivery of pediatric care; to the Committee on Energy and Commerce.

By Mr. EMANUEL (for himself and Mr. RAMSTAD):

H.R. 2724. A bill to amend the Internal Revenue Code of 1986 to modify the saver's credit; to the Committee on Ways and Means.

By Mr. ENGEL (for himself and Mr. STEARNS):

H.R. 2725. A bill to require the Federal Communications Commission to adopt regulations to protect subscribers to Internet protocol telephone services concerning the use of such services with alarm, security, and personal emergency response systems; to the Committee on Energy and Commerce.

By Mr. FORBES (for himself, Mr. GOHMERT, Mr. SMITH of Texas, and Mr. CHABOT):

H.R. 2726. A bill to amend title 18, United States Code, to improve the provisions relating to the carrying of concealed weapons by law enforcement officers, and for other purposes; to the Committee on the Judiciary.

By Mr. GARRETT of New Jersey (for himself, Mr. FEENEY, Mr. BACHUS, Mr. BAKER, Mr. SESSIONS, Mr. PAUL, Mr. NEUGEBAUER, Mr. ROYCE, Mr. HENSARLING, Mr. MANZULLO, Mr. HERGER, Mr. MCHENRY, Mr. AKIN, Mr. DAVIS of Kentucky, Mr. WESTMORELAND, Mr. PRICE of Georgia, Mr. BARTLETT of Maryland, Mr. HELLER, Mr. KINGSTON, Mr. BARRETT of South Carolina, Mr. FLAKE, Mr. WALBERG, Mr. LUCAS, Mr. FORTUÑO, Mr. LAMBORN, Mr. MARCHANT, Mr. GINGREY, Mr. PITTS, Mr. BILBRAY, Mr. HOEKSTRA, Mr. RYAN of Wisconsin, Mr. ROSKAM, Mrs. MUSGRAVE, Mr. PENCE, Mr. KIRK, Mrs. BOYDA of Kansas, Mr. PUTNAM, Mr. PEARCE, Mr. SOUDER, Mr. FOSSELLA, Mr. CAMPBELL of California, Mrs. BACHMANN, and Mrs. BIGGERT):

H.R. 2727. A bill to extend the current moratorium for small businesses complying with section 404 of the Sarbanes-Oxley Act of 2002 by 1 year; to the Committee on Financial Services.

By Mr. ISSA (for himself, Mrs. BONO, Mr. CALVERT, Mr. BILBRAY, Mr. ROHRBACHER, Mr. CAMPBELL of California, Mrs. MYRICK, Mr. WELCH of Vermont, Mr. GINGREY, Mr. GARY G. MILLER of California, and Mr. JONES of North Carolina):

H.R. 2728. A bill to designate the station of the United States Border Patrol located at 25762 Madison Avenue in Murrieta, California, as the "Theodore L. Newton, Jr. and George F. Azrak Border Patrol Station"; to the Committee on Transportation and Infrastructure.

By Mr. LOBIONDO (for himself, Mr. HOLDEN, Mr. SMITH of New Jersey, Mr. BRADY of Pennsylvania, Ms. BORDALLO, Mr. PASCRELL, Mr. BURTON of Indiana, Mr. SESTAK, Mr. COHEN, Mr. SHERMAN, Mr. HOLT, and Mr. MARSHALL):

H.R. 2729. A bill to amend the Public Health Service Act to extend preventive-health and research programs with respect to prostate cancer; to the Committee on Energy and Commerce.

By Mr. LUCAS:

H.R. 2730. A bill to amend title 31, United States Code, to provide a clear line of demarcation with regard to private ownership of any coin, medal, or numismatic item made or issued by the United States Government before January 1, 1933, and of any piece produced by the United States Mint before such date, that is not in the possession of the United States Government, to establish requirements with respect to the inventory of certain United States coins, medals, numismatic items, and other pieces produced by the United States Mint that are owned by the Department of the Treasury, and for other purposes; to the Committee on Financial Services.

By Mr. PALLONE (for himself and Mr. GENE GREEN of Texas):

H.R. 2731. A bill to improve the oversight and regulation of tissue banks and the tissue donation process, and for other purposes; to the Committee on Energy and Commerce.

By Mr. SIMPSON:

H.R. 2732. A bill to amend the Act of July 3, 1890, to provide for the granting to a State of a parcel of land for use as an agricultural college and to proscribe the use of earnings and proceeds thereof; to the Committee on Agriculture, and in addition to the Committee on Natural Resources, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. THOMPSON of California (for himself and Mr. GEORGE MILLER of California):

H.R. 2733. A bill to establish the Trinity River Restoration Fund, and for other purposes; to the Committee on Natural Resources.

By Mr. WALBERG (for himself, Mr. ADERHOLT, Mr. AKIN, Mrs. BACHMANN, Mr. BARRETT of South Carolina, Mr. BARTLETT of Maryland, Mr. BILBRAY, Mr. BILIRAKIS, Mr. BISHOP of Utah, Mrs. BLACKBURN, Mr. BLUNT, Mr. BOOZMAN, Mr. BRADY of Texas, Mr. BUCHANAN, Mr. BURTON of Indiana, Mr. CAMP of Michigan, Mr. CAMPBELL of California, Mr. CANTOR, Mr. CARTER, Mr. CHABOT, Mr. COLE of Oklahoma, Mr. CONAWAY, Mrs. CUBIN, Mr. CULBERSON, Mr. DAVID DAVIS of Tennessee, Mr. DAVIS of Kentucky, Mr. MARIO DIAZ-BALART of Florida, Mrs. DRAKE, Mr. DUNCAN, Ms. FALLIN, Mr. FEENEY, Mr. FLAKE, Mr. FORBES, Mr. FORTUÑO, Mr. FRANKS of Arizona, Ms. FOX, Mr. GALLEGLY, Mr. GARRETT of New Jersey, Mr. GINGREY, Mr. GOHMERT, Mr. GOODLATTE, Mr. HELLER, Mr. HENSARLING, Mr. HOEKSTRA, Mr. JONES of North Carolina, Mr. JORDAN, Mr. KING of Iowa, Mr. KINGSTON, Mr. KLINE of Minnesota, Mr. KNOLLENBERG, Mr. LAMBORN, Mr. LEWIS of California, Mr. LINDER, Mr. MACK, Mr. MANZULLO, Mr. MCCARTHY

of California, Mr. MCCAUL of Texas, Mr. MCHENRY, Mr. GARY G. MILLER of California, Mrs. MYRICK, Mr. NEUGEBAUER, Mr. PAUL, Mr. PENCE, Mr. PEARCE, Mr. PITTS, Mr. POE, Mr. PRICE of Georgia, Mr. RADANOVICH, Mr. ROGERS of Michigan, Mr. ROSKAM, Mr. RYAN of Wisconsin, Mr. SALI, Mr. SENSENBRENNER, Mr. SESSIONS, Mr. SHADEGG, Mr. SIMPSON, Mr. SMITH of Nebraska, Mr. SOUDER, Mr. WAMP, Mr. WELDON of Florida, Mr. WILSON of South Carolina, and Mr. LINCOLN DIAZ-BALART of Florida):

H.R. 2734. A bill to make the Economic Growth and Tax Relief Reconciliation Act of 2001 and certain other tax benefits permanent law; to the Committee on Ways and Means.

By Mr. YOUNG of Alaska (for himself and Mr. THOMPSON of California):

H.R. 2735. A bill to provide additional funding for operation of national wildlife refuges; to the Committee on Natural Resources, and in addition to the Committees on Oversight and Government Reform, and Ways and Means, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Ms. LEE (for herself and Ms. WATERS):

H. Con. Res. 169. Concurrent resolution supporting the goals and ideals of National HIV Testing Day, and for other purposes; to the Committee on Energy and Commerce.

By Mr. EHLERS (for himself, Mrs. MCCARTHY of New York, Mr. GINGREY, Mr. LAMPSON, Mr. KUHL of New York, and Mr. AKIN):

H. Res. 485. A resolution expressing appreciation for the profound public service and educational contributions of Donald Jeffrey Herbert, fondly known as "Mr. Wizard"; to the Committee on Education and Labor.

By Mr. HILL (for himself and Mr. TOM DAVIS of Virginia):

H. Res. 486. A resolution supporting the goals and ideals of the National Anthem Project, which has worked to restore America's voice by re-teaching Americans to sing the national anthem; to the Committee on Oversight and Government Reform.

By Mr. FORBES (for himself, Mrs. DRAKE, Mr. FEENEY, Mrs. JO ANN DAVIS of Virginia, Mr. KELLER, Mr. CONAWAY, Mr. TOM DAVIS of Virginia, Mrs. WILSON of New Mexico, and Mr. ORTIZ):

H. Res. 487. A resolution recognizing the contribution of modeling and simulation technology to the security and prosperity of the United States, and recognizing modeling and simulation as a National Critical Technology; to the Committee on Science and Technology.

By Mr. ROGERS of Michigan (for himself, Mr. DINGELL, Mr. CONYERS, Mr. LEVIN, Mr. CRENSHAW, Mr. CAMP of Michigan, Mr. BOUSTANY, Mrs. BLACKBURN, Mr. KNOLLENBERG, Mr. MCCOTTER, Mr. FEENEY, Mr. SHAYS, Mr. WALBERG, Mr. HOEKSTRA, Mr. BUCHANAN, Mr. KIRK, Mrs. MILLER of Michigan, Mr. EHLERS, Mr. TERRY, Mr. REYNOLDS, Mr. SESSIONS, Mrs. BONO, Mr. UPTON, Mr. MACK, Mr. SULLIVAN, Ms. ESHOO, Mr. KELLER, Mr. SHIMKUS, Mr. KILDEE, Ms. KILPATRICK, Mr. STUPAK, Mr. HASTINGS of Florida, Mr. CONAWAY, Mr. HAYES, Mr. SHUSTER, Mr. WILSON of South Carolina, Mr. LINCOLN DIAZ-BALART of Florida, Ms. PRYCE of Ohio, Mr. RADANOVICH, Mr. FERGUSON, Mr. BOOZMAN, and Mr. HALL of Texas):

H. Res. 488. A resolution congratulating the Detroit Tigers for winning the 2006 American League Pennant and for bringing

the City of Detroit and the State of Michigan their first trip to the World Series in 22 years; to the Committee on Oversight and Government Reform.

#### 182.12 ADDITIONAL SPONSORS

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

H.R. 174: Ms. CASTOR.  
 H.R. 196: Mr. BOSWELL.  
 H.R. 197: Mr. MEEHAN and Mr. SESTAK.  
 H.R. 274: Mr. CANTOR.  
 H.R. 303: Mr. INSLEE.  
 H.R. 380: Mr. MEEHAN.  
 H.R. 503: Ms. VELÁZQUEZ, Mr. BILBRAY, Mr. TAYLOR, Mr. MURTHA, Mr. HILL, and Mr. DAVIS of Illinois.  
 H.R. 506: Mr. FILNER, Mr. MOORE of Kansas, and Mr. ALEXANDER.  
 H.R. 530: Mr. SESTAK, Mr. BISHOP of Georgia, and Mr. SRES.  
 H.R. 566: Mr. SESTAK.  
 H.R. 579: Mr. McNULTY.  
 H.R. 583: Mr. BISHOP of Georgia.  
 H.R. 601: Ms. ROYBAL-ALLARD.  
 H.R. 621: Mr. BUTTERFIELD, Mr. BARROW, and Mr. MEEHAN.  
 H.R. 648: Mr. ROSS.  
 H.R. 654: Mr. LYNCH and Ms. KAPTUR.  
 H.R. 660: Ms. JACKSON-LEE of Texas.  
 H.R. 661: Mr. MEEHAN.  
 H.R. 690: Ms. CORRINE BROWN of Florida.  
 H.R. 697: Mr. MICA.  
 H.R. 750: Ms. NORTON.  
 H.R. 784: Ms. CORRINE BROWN of Florida and Mr. BACHUS.  
 H.R. 819: Mr. KLEIN of Florida and Mr. BECERRA.  
 H.R. 821: Mr. HASTINGS of Florida.  
 H.R. 869: Mr. BISHOP of Georgia.  
 H.R. 891: Mr. MEEHAN.  
 H.R. 900: Mr. SALI.  
 H.R. 920: Mr. PAYNE and Ms. CORRINE BROWN of Florida.  
 H.R. 926: Mr. MCCOTTER.  
 H.R. 943: Mr. MEEHAN.  
 H.R. 954: Mr. KUHL of New York.  
 H.R. 998: Mr. HOLT.  
 H.R. 1078: Mr. MCDERMOTT.  
 H.R. 1084: Mr. HASTINGS of Florida.  
 H.R. 1108: Ms. BERKLEY and Ms. CLARKE.  
 H.R. 1110: Mrs. LOWEY, Mr. PRICE of Georgia, Mr. LINCOLN DAVIS of Tennessee, Mr. TIBERI, Mr. ALEXANDER, Mr. SULLIVAN, Ms. GIFFORDS, Mr. CALVERT, and Mr. RODRIGUEZ.  
 H.R. 1157: Mr. HELLER, Ms. PRYCE of Ohio, Mr. HILL, and Mr. COURTNEY.  
 H.R. 1199: Mrs. McMORRIS RODGERS.  
 H.R. 1225: Mr. MEEHAN.  
 H.R. 1228: Ms. HIRONO.  
 H.R. 1229: Mr. THOMPSON of Mississippi.  
 H.R. 1232: Mr. GORDON, Mr. MILLER of North Carolina, Mr. HINCHEY, and Mr. WYNN.  
 H.R. 1245: Ms. BERKLEY.  
 H.R. 1250: Mr. MARCHANT.  
 H.R. 1304: Mr. SOUDER.  
 H.R. 1314: Mr. SHAYS.  
 H.R. 1338: Mr. MEEHAN, Ms. CASTOR, and Mr. TOWNS.  
 H.R. 1346: Ms. LEE.  
 H.R. 1394: Mr. HINOJOSA and Mr. CONYERS.  
 H.R. 1406: Mr. PATRICK MURPHY of Pennsylvania.  
 H.R. 1415: Ms. HIRONO and Mr. NEAL of Massachusetts.  
 H.R. 1416: Ms. HIRONO and Mr. CAPUANO.  
 H.R. 1418: Mr. THOMPSON of California.  
 H.R. 1420: Mr. LARSEN of Washington.  
 H.R. 1422: Mr. HASTINGS of Florida, Mr. MCGOVERN, and Mr. PUTNAM.  
 H.R. 1428: Mr. MCHUGH.  
 H.R. 1439: Mr. PUTNAM.  
 H.R. 1448: Ms. WOOLSEY and Mr. BRADY of Pennsylvania.  
 H.R. 1459: Ms. GINNY BROWN-WAITE of Florida, Mr. RUSH, Mr. KENNEDY, Mr. CROWLEY, Mr. HILL, Mr. KELLER, and Mr. SESTAK.

H.R. 1491: Ms. HOOLEY.  
 H.R. 1498: Mr. MATHESON.  
 H.R. 1506: Ms. CARSON, Ms. JACKSON-LEE of Texas, Mr. HARE, Mr. SNYDER, Mr. UDALL of New Mexico, Mr. DICKS, Ms. HARMAN, and Mr. PASCRELL.  
 H.R. 1518: Mr. PICKERING, Mr. ALLEN, and Mr. ORTIZ.  
 H.R. 1552: Mr. SHERMAN, Mr. MACK, Mr. TURNER, Mr. BARROW, Mr. MILLER of North Carolina, Mr. PETERSON of Minnesota, and Mr. MEEHAN.  
 H.R. 1576: Mr. HINCHEY.  
 H.R. 1582: Mrs. McMORRIS RODGERS.  
 H.R. 1589: Mr. BACHUS.  
 H.R. 1621: Mr. BISHOP of Utah, Mr. BONNER, Mr. GUTIERREZ, Mr. UDALL of Colorado, Mr. DOGGETT, and Ms. DELAURO.  
 H.R. 1644: Mr. DINGELL, Mr. RYAN of Ohio, and Mr. DAVIS of Illinois.  
 H.R. 1645: Ms. NORTON and Mrs. CHRISTENSEN.  
 H.R. 1647: Mr. DEAL of Georgia, Mrs. BLACKBURN, Mr. SHIMKUS, Mr. WAXMAN, Mr. BARROW, Ms. BERKLEY, Mr. BERRY, and Mr. HASTINGS of Florida.  
 H.R. 1673: Mr. CALVERT.  
 H.R. 1674: Ms. JACKSON-LEE of Texas and Mr. INGLIS of South Carolina.  
 H.R. 1687: Mr. GENE GREEN of Texas and Ms. DELAURO.  
 H.R. 1693: Mr. McDERMOTT and Mr. KUCINICH.  
 H.R. 1713: Ms. BERKLEY, Mr. SESTAK, Mr. BOSWELL, and Mr. MEEHAN.  
 H.R. 1727: Ms. GINNY BROWN-WAITE of Florida, Mr. MARSHALL, Ms. KAPTUR, Ms. HERSETH SANDLIN, Mr. PATRICK MURPHY of Pennsylvania, Mr. TIBERI, and Mr. WOLF.  
 H.R. 1767: Mr. UPTON, Mr. NEUGEBAUER, Mr. GOHMERT, Mrs. BOYDA of Kansas, and Mr. MARCHANT.  
 H.R. 1772: Mr. SNYDER.  
 H.R. 1780: Mr. GARRETT of New Jersey.  
 H.R. 1783: Mr. REYNOLDS.  
 H.R. 1797: Mr. KUHL of New York.  
 H.R. 1813: Mr. VAN HOLLEN, Mr. KANJORSKI, and Mr. McNULTY.  
 H.R. 1825: Mr. LUCAS.  
 H.R. 1834: Ms. SHEA-PORTER.  
 H.R. 1843: Mr. BISHOP of Utah.  
 H.R. 1845: Mrs. BONO, Mr. MCCAUL of Texas, Mr. BUTTERFIELD, Mr. GINGREY, Mr. TIBERI, Mr. MILLER of North Carolina, and Mrs. MILLER of Michigan.  
 H.R. 1878: Mr. DAVIS of Illinois and Ms. NORTON.  
 H.R. 1881: Mr. ROTHMAN, Mrs. MALONEY of New York, Mr. GEORGE MILLER of California, Mr. MCGOVERN, Mr. BERMAN, and Mr. PATRICK MURPHY of Pennsylvania.  
 H.R. 1893: Mr. PRICE of North Carolina and Mr. MCHUGH.  
 H.R. 1927: Mr. BACHUS and Mr. JINDAL.  
 H.R. 1937: Mrs. CAPITO, Mr. MCINTYRE, Mr. ALLEN, Mr. DANIEL E. LUNGREN of California, Mr. WU, Mr. ROYCE, Ms. BERKLEY, Mr. REHBERG, Mr. EVERETT, Mr. MELANCON, and Mr. THOMPSON of California.  
 H.R. 1938: Mr. PRICE of North Carolina.  
 H.R. 1964: Mr. MEEHAN.  
 H.R. 1971: Mr. PATRICK MURPHY of Pennsylvania, Ms. CLARKE, Mr. DAVIS of Illinois, Ms. SUTTON, Mr. NEAL of Massachusetts, and Ms. CASTOR.  
 H.R. 1983: Mr. HASTINGS of Florida and Mr. MCGOVERN.  
 H.R. 1990: Mr. PETERSON of Minnesota and Mr. TANCREDO.  
 H.R. 2027: Mr. JINDAL.  
 H.R. 2060: Mr. ROSS and Ms. DEGETTE.  
 H.R. 2066: Ms. NORTON.  
 H.R. 2091: Mr. PLATTS.  
 H.R. 2111: Ms. CLARKE.  
 H.R. 2129: Mrs. NAPOLITANO, Mr. BERMAN, Mr. ROTHMAN, Mrs. JONES of Ohio, Mrs. TAUSCHER, Mr. DEFazio, Ms. ESHOO, and Mr. SCHIFF.  
 H.R. 2137: Mr. JORDAN and Mr. WAMP.

H.R. 2138: Ms. DELAURO, Mrs. BOYDA of Kansas, Mr. COLE of Oklahoma, Mr. TIAHRT, and Mr. GOHMERT.  
 H.R. 2139: Mr. KIRK, Mr. LINCOLN DAVIS of Tennessee, Mr. MOORE of Kansas, Ms. MOORE of Wisconsin, Mr. CHANDLER, Mr. ELLSWORTH, and Mr. WILSON of Ohio.  
 H.R. 2147: Mr. MOORE of Kansas.  
 H.R. 2183: Mrs. JO ANN DAVIS of Virginia and Mr. BARTLETT of Maryland.  
 H.R. 2185: Ms. BORDALLO.  
 H.R. 2204: Mr. CONYERS and Mr. MEEHAN.  
 H.R. 2205: Mr. DAVIS of Illinois.  
 H.R. 2210: Mr. FORTUÑO, Mr. GONZALEZ, and Mr. ABERCROMBIE.  
 H.R. 2214: Mr. LARSEN of Washington.  
 H.R. 2234: Mr. PAYNE, Ms. CASTOR, Ms. JACKSON-LEE of Texas, Ms. SUTTON, and Mr. BRADY of Pennsylvania.  
 H.R. 2236: Mr. PRICE of North Carolina.  
 H.R. 2247: Mr. STUPAK and Mrs. JO ANN DAVIS of Virginia.  
 H.R. 2266: Mr. HASTINGS of Florida, Mr. WAXMAN, Mr. LARSEN of Washington, and Mrs. DAVIS of California.  
 H.R. 2287: Mr. HOLT and Mr. McNERNEY.  
 H.R. 2303: Mr. BAKER.  
 H.R. 2305: Mr. WALBERG.  
 H.R. 2313: Mr. WU and Mr. MILLER of North Carolina.  
 H.R. 2320: Ms. ZOE LOFGREN of California.  
 H.R. 2327: Ms. MCCOLLUM of Minnesota, Mr. KIRK, Mr. MOORE of Kansas, Mr. BRADY of Pennsylvania, Mr. GUTIERREZ, Mr. BLUMENAUER, Mr. BURGESS, and Mr. LEWIS of California.  
 H.R. 2343: Mr. KUCINICH, Mr. MCHUGH, Mr. CARNAHAN, Ms. WOOLSEY, and Mr. GRIJALVA.  
 H.R. 2353: Mr. NADLER.  
 H.R. 2397: Mr. BRALEY of Iowa and Mr. WYNN.  
 H.R. 2400: Ms. SHEA-PORTER.  
 H.R. 2405: Mr. GENE GREEN of Texas and Mr. DAVIS of Illinois.  
 H.R. 2425: Mr. REICHERT.  
 H.R. 2435: Ms. CASTOR.  
 H.R. 2457: Ms. SUTTON.  
 H.R. 2508: Mr. KINGSTON and Mr. GINGREY.  
 H.R. 2539: Mr. ARCURI.  
 H.R. 2542: Ms. GIFFORDS.  
 H.R. 2549: Mr. BRALEY of Iowa, Mr. NEAL of Massachusetts, and Mr. PORTER.  
 H.R. 2550: Mr. PUTNAM, Mr. SESSIONS, Mr. DUNCAN, Mr. BUCHANAN, and Mr. SPACE.  
 H.R. 2564: Mr. DONNELLY.  
 H.R. 2578: Mr. BAKER and Mr. REYNOLDS.  
 H.R. 2580: Ms. NORTON.  
 H.R. 2592: Mr. ENGEL.  
 H.R. 2617: Ms. CASTOR.  
 H.R. 2630: Mr. JINDAL and Mr. LOBIONDO.  
 H.R. 2670: Mr. WILSON of South Carolina, Mr. RADANOVICH, Mr. WESTMORELAND, and Mr. CAMPBELL of California.  
 H.R. 2677: Mr. FRANK of Massachusetts and Mr. DUNCAN.  
 H.R. 2694: Mr. MORAN of Virginia, Ms. ESHOO, Mr. BUTTERFIELD, Mr. GEORGE MILLER of California, and Mr. LATOURETTE.  
 H.R. 2707: Mrs. SCHMIDT and Mrs. JONES of Ohio.  
 H. Con. Res. 3: Mr. TIAHRT, Ms. SOLIS, Ms. MCCOLLUM of Minnesota, and Mr. RANGEL.  
 H. Con. Res. 28: Mr. OBERSTAR.  
 H. Con. Res. 50: Mr. PENCE and Ms. ROS-LEHTINEN.  
 H. Con. Res. 70: Mr. ALLEN, Mr. ROTHMAN, Mr. BISHOP of New York, and Mrs. BIGGERT.  
 H. Con. Res. 87: Mr. MEEHAN.  
 H. Con. Res. 91: Mr. MEEHAN.  
 H. Con. Res. 97: Mr. BISHOP of New York.  
 H. Con. Res. 104: Mr. OLVER.  
 H. Con. Res. 108: Ms. BORDALLO and Ms. WATSON.  
 H. Con. Res. 122: Mr. MEEHAN and Ms. DEGETTE.  
 H. Con. Res. 131: Mr. FOSSELLA.  
 H. Con. Res. 135: Mr. SESTAK.  
 H. Con. Res. 136: Mr. LINCOLN DIAZ-BALART of Florida.

H. Con. Res. 137: Mr. WU, Ms. ROS-LEHTINEN, and Mr. LINCOLN DIAZ-BALART of Florida.  
 H. Con. Res. 160: Ms. WATSON and Mr. MCCOTTER.  
 H. Con. Res. 163: Mr. THOMPSON of California.  
 H. Res. 111: Ms. HARMAN and Mr. RYAN of Ohio.  
 H. Res. 121: Mr. RODRIGUEZ, Mr. MOLLOHAN, Mr. WALSH of New York, Mr. DICKS, and Mr. WAMP.  
 H. Res. 231: Mr. INGLIS of South Carolina.  
 H. Res. 257: Mr. TIBERI.  
 H. Res. 282: Mr. MEEHAN, Mr. NEAL of Massachusetts, Mr. CAPUANO, and Mr. SHULER.  
 H. Res. 287: Ms. LEE, Mr. WEXLER, and Mr. CROWLEY.  
 H. Res. 335: Mr. McDERMOTT and Mr. GOODE.  
 H. Res. 356: Ms. DELAURO, Mr. Lincoln Diaz-Balart of Florida, and Ms. LEE.  
 H. Res. 378: Mrs. MCCARTHY of New York, Mr. UPTON, Ms. HARMAN, Mr. COBLE, Mr. Courtney, Mr. Lincoln Diaz-Balart of Florida, Ms. ZOE LOFGREN of California, and Ms. ROS-LEHTINEN.  
 H. Res. 384: Mr. HUNTER, Mr. HALL of Texas, Mrs. McMORRIS RODGERS, Mr. SESSIONS, Mr. TOWNS, Mr. INSLEE, Mr. BAIRD, Mr. CRENSHAW, Mr. RENZI, Ms. ESHOO, and Mr. BISHOP of Utah.  
 H. Res. 389: Mr. RANGEL.  
 H. Res. 415: Mr. AL GREEN of Texas.  
 H. Res. 424: Mr. SESTAK.  
 H. Res. 425: Ms. SCHAKOWSKY.  
 H. Res. 433: Mr. DAVIS of Illinois.  
 H. Res. 447: Mr. BURTON of Indiana and Mr. GUTIERREZ.  
 H. Res. 456: Mr. LATOURETTE.  
 H. Res. 457: Mr. HASTINGS of Florida.  
 H. Res. 477: Mr. JEFFERSON, Mrs. McMORRIS RODGERS, Mr. MARSHALL, Mr. WILSON of South Carolina, and Mr. BISHOP of Georgia.

182.13 PETITIONS

Under clause 3 of rule XII, petitions and papers were laid on the clerk's desk and referred as follows:

60. The SPEAKER presented a petition of the Selectboard of Roxbury, Vermont, relative to a Resolution supporting the men the Town of and women serving in all branches of the United States Armed Forces in Iraq; to the Committee on Armed Services.

61. Also, a petition of the Legislature of Monroe County, New York, relative to Resolution No. 07-0125 memorializing the Congress of the United States to pass legislation to decrease the disparity in military benefits between military reservists and enlisted servicemen and women; to the Committee on Armed Services.

62. Also, a petition of the San Luis Coastal Unified School District, California, relative to Resolution No. 11-06-07 urging the Congress of the United States to review and address the necessary amendments to the No Child Left Behind Act so that schools can successfully implement the Act; to the Committee on Education and Labor.

63. Also, a petition of Mr. Gavin Newsom, Mayor of the City Francisco, California, relative to supporting House Resolution recognizing the Armenian Genocide of 1915; to the Committee on Affairs.

64. Also, a petition of the Board of Supervisors of Santa Clara County, California, relative to a Resolution urging the World Health Organization to approve the extending of an invitation to Taiwan to participate in the World Health Organization's annual World Health Assembly meeting as an observer; to the Committee on Foreign Affairs.

65. Also, a petition of the Common Council of the City of York, relative to a Resolution urging the federal government States of

America to seek positive diplomatic relations with Committee on Foreign Affairs.

66. Also, a petition of the Board of Supervisors of Los Angeles County, California, relative to a Resolution opposing H.R. 811, the Voter Confidence and Increased Accessibility Act and S. 559, the Vote Integrity and Verification Act; to the Committee on House Administration.

67. Also, a petition of the City of Key Colony Beach, Florida, relative to a Resolution requesting that the Congress of the United States appropriate funds necessary to bring the Herbert Hoover Dike into compliance with current levee protection safety standards; to the Committee on Transportation and Infrastructure.

68. Also, a petition of the Board of County Commissioners of Glades County, Florida, relative to Resolution No. 2007-7 requesting that the Congress of the United States appropriate the funds necessary to bring the Herbert Hoover Dike into compliance with current levee protection safety standards; to the Committee on Transportation and Infrastructure.

69. Also, a petition of the InterCounty Association of Western New York, relative to Resolution No. 18-07 urging the United States House of Representatives and the United States Senate to support mandatory funding for veterans' healthcare services; to the Committee on Veterans' Affairs.

**FRIDAY, JUNE 15, 2007 (83)**

**¶83.1 APPOINTMENT OF SPEAKER PRO TEMPORE**

The House was called to order by the SPEAKER pro tempore, Mr. McNULTY, who laid before the House the following communication:

WASHINGTON, DC,  
June 15, 2007.

I hereby appoint the Honorable MICHAEL R. McNULTY to act as Speaker pro tempore on this day.

NANCY PELOSI,  
*Speaker of the House of Representatives.*

**¶83.2 APPROVAL OF THE JOURNAL**

The SPEAKER pro tempore, Mr. McNULTY, announced he had examined and approved the Journal of the proceedings of Thursday, June 14, 2007.

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

**¶83.3 COMMUNICATIONS**

Executive and other communications, pursuant to clause 8, rule XII, were referred as follows:

2224. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Foramsulfuron; Exemption from the Requirement of a Tolerance [EPA-HQ-OPP-2006-0880; FRL-8125-5] received May 8, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

2225. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Flufenacet; Pesticide Tolerance [EPA-HQ-OPP-2006-0965; FRL-8124-2] received May 8, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

2226. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Fenpyroximate; Pesticide Tolerance for Emergency Exemptions [EPA-HQ-OPP-2007-0237] Received May 8, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

2227. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Clethodim; Pesticide Tolerance [EPA-HQ-OPP-2005-0535; FRL-8127-2] received May 8, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

2228. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Bacillus thuringiensis Vip3Aa19 Protein in Cotton; Exemption from the Requirement of a Tolerance [EPA-HQ-OPP-2006-0913; FRL-8124-6] received May 8, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

2229. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Dioxin and Dioxin-like Compounds; Toxic Equivalency Information; Community Right-to-Know Toxic Chemicals Release Reporting [EPA-HQ-TRI-2002-0001; FRL-8311-6] (RIN: 2025-AA12) received May 8, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

2230. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Determination of Attainment, Approval and Promulgation of Implementation Plans and Designation of Areas from Air Quality Planning Purposes; Ohio; Redesignation of Washington County to Attainment of the 8-Hour Ozone Standard [EPA-R05-OAR-2006-0892; FRL-8313-1] received May 8, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

2231. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Determination of Attainment, Approval and Promulgation of Implementation Plans and Designation of Areas for Air Quality Planning Purposes; Ohio; Redesignation of Jefferson County to Attainment of the 8-Hour Ozone Standard [EPA-R05-OAR-2006-0891; FRL-8312-7] received May 8, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

2232. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Determination of Attainment, Approval and Promulgation of Implementation Plans and Designation of Areas of Air Quality Planning Purposes; Ohio; Redesignation of Belmont County to Attainment of the 8-Hour Ozone Standard [EPA-R05-OAR-2006-0046; FRL-8312-8] received May 8, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

2233. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Determination of Attainment, Approval and Promulgation of Implementation Plans and Designation of Areas for Air Quality Planning Purposes; Ohio; Redesignation of Allen and Stark Counties to Attainment of the 8-Hour Ozone Standard [EPA-R05-OAR-2006-0046; FRL-8312-9] received May 8, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

2234. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Approval and Promulgation of Implementation Plans; State of Iowa [EPA-R07-OAR-2007-0015; FRL-8312-5] received May 8, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

2235. A communication from the President of the United States, transmitting an supplemental consolidated report, consistent with

the War Powers Resolution, to help ensure that the Congress is kept fully informed on U.S. military activities in support of the war on terror and Kosovo, pursuant to Public Law 93-148; (H. Doc. No. —38); to the Committee on Foreign Affairs and ordered to be printed.

**¶83.4 HOMELAND SECURITY APPROPRIATIONS FY 2008**

The SPEAKER pro tempore, Mr. McNULTY, pursuant to House Resolution 473 and rule XVIII, declared the House resolved into the Committee of the Whole House on the state of the Union for the further consideration of the bill (H.R. 2638) making appropriations for the Department of Homeland Security for the fiscal year ending September 30, 2008, and for other purposes.

Mr. ROSS, Acting Chairman, assumed the chair; and after some time spent therein,

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment submitted by Mr. MCHENRY to the amendment numbered 33, submitted by Ms. FOXX:

Amendment submitted by Mr. MCHENRY:

Strike "\$1,241,000"  
Replace with "\$8,961,000"

Amendment numbered 33, submitted by Ms. FOXX:

In title I, under the heading "Office of the Secretary and Executive Management", after the first dollar amount insert "(reduced by \$1,241,000)".

It was decided in the { Yeas ..... 108  
negative ..... } Nays ..... 300

**¶83.5 [Roll No. 466]**

**AYES—108**

Akin	Foxx	Neugebauer
Alexander	Franks (AZ)	Nunes
Bachmann	Garrett (NJ)	Pearce
Baker	Goode	Pence
Barrett (SC)	Goodlatte	Petri
Bartlett (MD)	Graves	Pitts
Biggart	Hastings (WA)	Platts
Bilbray	Heller	Poe
Bishop (UT)	Hensarling	Price (GA)
Blackburn	Herger	Putnam
Blunt	Hoekstra	Radanovich
Boehner	Hulshof	Ramstad
Boozman	Hunter	Rehberg
Buchanan	Inglis (SC)	Reichert
Burgess	Issa	Reynolds
Burton (IN)	Jindal	Rohrabacher
Buyer	Johnson, Sam	Ros-Lehtinen
Campbell (CA)	Jones (NC)	Roskam
Cannon	Jordan	Royce
Cantor	King (IA)	Ryan (WI)
Castle	Kingston	Schmidt
Chabot	Knollenberg	Sensenbrenner
Coble	Lamborn	Shadegg
Cole (OK)	Mack	Shays
Conaway	Manzullo	Shimkus
Davis, David	Marchant	Shuster
Deal (GA)	McCaul (TX)	Smith (NE)
Diaz-Balart, L.	McCotter	Smith (TX)
Diaz-Balart, M.	McCreery	Stearns
Drake	McHenry	Tancredo
Duncan	McMorris	Terry
Ehlers	Rodgers	Upton
English (PA)	Mica	Walberg
Feeney	Miller (FL)	Weller
Flake	Miller, Gary	Wilson (SC)
Forbes	Moran (KS)	
Fossella	Musgrave	

**NOES—300**

Abercrombie	Baca	Barton (TX)
Aderholt	Bachus	Bean
Allen	Baird	Becerra
Altmire	Baldwin	Berkley
Arcuri	Barrow	Berman



Berry  
Bilirakis  
Bishop (GA)  
Bishop (NY)  
Blumenauer  
Bono  
Bordallo  
Boren  
Boswell  
Boucher  
Boustany  
Boyd (FL)  
Brady (PA)  
Braley (IA)  
Brown (SC)  
Brown-Waite,  
Ginny  
Butterfield  
Calvert  
Camp (MI)  
Capito  
Capps  
Capuano  
Cardoza  
Carnahan  
Carney  
Carter  
Castor  
Chandler  
Christensen  
Clarke  
Cleaver  
Clyburn  
Cohen  
Cooper  
Costa  
Costello  
Courtney  
Cramer  
Crenshaw  
Crowley  
Cubin  
Cuellar  
Cummings  
Davis (AL)  
Davis (CA)  
Davis (IL)  
Davis (KY)  
Davis, Lincoln  
Davis, Tom  
DeFazio  
DeGette  
DeLahunt  
DeLauro  
Dent  
Dicks  
Dingell  
Doggett  
Donnelly  
Doyle  
Dreier  
Edwards  
Ellison  
Ellsworth  
Emanuel  
Emerson  
Engel  
Eshoo  
Etheridge  
Everett  
Fallin  
Farr  
Fattah  
Ferguson  
Filner  
Fortenberry  
Fortuño  
Frank (MA)  
Frelinghuysen  
Gallegly  
Gerlach  
Giffords  
Gilchrist  
Gillibrand  
Gillmor  
Gingrey  
Gohmert  
Gonzalez  
Gordon  
Granger  
Green, Al  
Green, Gene  
Grijalva  
Hall (NY)  
Hall (TX)  
Hare  
Harman

Hastert  
Hastings (FL)  
Hayes  
Herseth Sandlin  
Higgins  
Hill  
Hinchev  
Hinojosa  
Hirono  
Hobson  
Hodes  
Holden  
Holt  
Honda  
Hooley  
Hoyer  
Inslee  
Israel  
Jackson (IL)  
Jackson-Lee  
(TX)  
Jefferson  
Johnson (GA)  
Johnson (IL)  
Johnson, E. B.  
Kagen  
Kanjorski  
Keller  
Kennedy  
Kildee  
Kilpatrick  
Kind  
King (NY)  
Kirk  
Klein (FL)  
Kline (MN)  
Kucinich  
Kuhl (NY)  
LaHood  
Lampson  
Langevin  
Lantos  
Larson (CT)  
Latham  
Lee  
Levin  
Lewis (CA)  
Lewis (GA)  
Lewis (KY)  
Linder  
Lipinski  
LoBiondo  
Loebsack  
Lofgren, Zoe  
Lowey  
Lucas  
Lungren, Daniel  
E.  
Lynch  
Mahoney (FL)  
Maloney (NY)  
Markey  
Marshall  
Matheson  
Matsui  
McCarthy (CA)  
McCarthy (NY)  
McCollum (MN)  
McDermott  
McGovern  
McHugh  
McIntyre  
McKeon  
McNulty  
Meehan  
Meek (FL)  
Meeks (NY)  
Melancon  
Michaud  
Miller (MI)  
Miller (NC)  
Mitchell  
Mollohan  
Moore (KS)  
Moore (WI)  
Moran (VA)  
Murphy (CT)  
Murphy, Patrick  
Murphy, Tim  
Murtha  
Myrick  
Nadler  
Napolitano  
Neal (MA)  
Norton  
Oberstar

Obey  
Olver  
Ortiz  
Pallone  
Pascrell  
Pastor  
Payne  
Perlmutter  
Peterson (MN)  
Peterson (PA)  
Pomeroy  
Porter  
Price (NC)  
Pryce (OH)  
Rahall  
Rangel  
Regula  
Renzi  
Reyes  
Rodriguez  
Rogers (KY)  
Rogers (MI)  
Ross  
Rothman  
Roybal-Allard  
Ruppersberger  
Rush  
Ryan (OH)  
Salazar  
Sali  
Sánchez, Linda  
T.  
Sanchez, Loretta  
Sarbanes  
Saxton  
Schakowsky  
Schiff  
Schwartz  
Scott (GA)  
Scott (VA)  
Serrano  
Bishop (UT)  
Blackburn  
Blunt  
Boehner  
Shuler  
Simpson  
Sires  
Skelton  
Slaughter  
Smith (NJ)  
Smith (WA)  
Snyder  
Solis  
Souder  
Space  
Spratt  
Stark  
Sutton  
Tanner  
Tauscher  
Taylor  
Thompson (CA)  
Thompson (MS)  
Thornberry  
Tiahrt  
Tiberi  
Coble  
Tierney  
Townes  
Turner  
Udall (CO)  
Udall (NM)  
Walsh (NY)  
Walz (MN)  
Wamp  
Wasserman  
Schultz  
Watson  
Watt  
Waxman  
Weiner  
Welch (VT)  
Weldon (FL)  
Wexler  
Whitfield  
Wicker  
Wilson (NM)  
Wilson (OH)  
Wolf  
Woolsey  
Wu  
Yarmuth  
Young (FL)

NOT VOTING—29

So the amendment to the amendment was not agreed to.  
A recorded vote by electronic device was ordered in the Committee of the Whole on the foregoing amendment numbered 33, submitted by Ms. FOXX.  
It was decided in the { Yeas ..... 216  
affirmative ..... } Nays ..... 198

83.6 [Roll No. 467] AYES—216

Aderholt  
Akin  
Alexander  
Altmire  
Bachmann  
Bachus  
Baker  
Barrett (SC)  
Bartlett (MD)  
Barton (TX)  
Bean  
Berkley  
Biggers  
Blibray  
Bilirakis  
Bishop (UT)  
Blackburn  
Blunt  
Boehner  
Bono  
Boozman  
Boren  
Boswell  
Boustany  
Boyd (FL)  
Brown (SC)  
Brown-Waite,  
Ginny  
Buchanan  
Burgess  
Burton (IN)  
Buyer  
Calvert  
Camp (MI)  
Campbell (CA)  
Cannon  
Cantor  
Capito  
Carter  
Castle  
Chabot  
Coble  
Cole (OK)  
Conaway  
Costa  
Cramer  
Crenshaw  
Cubin  
Cuellar  
Culberson  
Davis (KY)  
Davis, David  
Davis, Lincoln  
Deal (GA)  
Dent  
Diaz-Balart, L.  
Diaz-Balart, M.  
Donnelly  
Drake  
Dreier  
Duncan  
Ehlers  
Ellsworth  
Emerson  
English (PA)  
Everett  
Fallin  
Feeney  
Ferguson  
Flake  
Forbes  
Fortenberry  
Fortuño

NOES—198  
Hastings (FL)  
Higgins  
Hinchev  
Hinojosa  
Hirono  
Hodes  
Holden  
Holt  
Honda  
Hooley  
Hoyer  
Inslee  
Israel  
Jackson (IL)  
Jackson-Lee  
(TX)  
Jefferson  
Johnson, E. B.  
Kagen  
Kanjorski  
Kapur  
Kennedy  
Kildee  
Kilpatrick  
Kind  
Kirk  
Klein (FL)  
Kucinich  
Langevin  
Lantos  
Larson (CT)  
Lee  
Levin  
Lewis (GA)  
Lipinski  
Loebsack  
Lofgren, Zoe  
Lowey  
Lynch  
Maloney (NY)  
Markey  
Marshall  
Matsui  
McCarthy (NY)  
McCollum (MN)  
McDermott  
McGovern  
McIntyre  
McNulty  
Meehan  
Meek (FL)  
Meeks (NY)  
Michaud  
Miller (NC)  
Mitchell  
Mollohan  
Moore (KS)  
Moore (WI)  
Gillmore  
Moran (VA)  
Murphy (CT)  
Murtha  
Nadler  
Napolitano  
Neal (MA)  
Norton  
Oberstar

NOT VOTING—28  
Ackerman  
Andrews  
Bonner  
Brady (TX)  
Carson  
Cleaver  
Cooper  
Davis, Jo Ann  
Doolittle  
Sessions  
Faleomavaega  
Gutierrez  
Jones (OH)  
Larsen (WA)  
Miller, George  
Paul  
Pickering  
Rogers (AL)  
Sessions  
Stupak  
Sullivan  
Waters  
Westmoreland  
Wynn  
Young (AK)

So the amendment was agreed to.

83.7 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment numbered 31, submitted by Ms. FALLIN:

In title I, under the heading "Office of the Secretary and Executive Management", after the first dollar amount insert "(reduced by \$138,000)".

It was decided in the affirmative { Yeas ..... 248 Nays ..... 168

83.8 [Roll No. 468] AYES—248

Aderholt Gallegly Murphy, Patrick Akin Garrett (NJ) Murphy, Tim Alexander Gerlach Musgrave Altmire Giffords Myrick Bachmann Gilchrist Neugebauer Bachus Gillibrand Nunes Baker Gillmor Pearce Barrett (SC) Gingrey Pence Bartlett (MD) Gohmert Perlmutter Barton (TX) Goode Peterson (MN) Bean Goodlatte Peterson (PA) Berkley Gordon Petri Biggert Granger Pitts Bilbray Graves Platts Bilirakis Hall (TX) Poe Bishop (UT) Hastert Pomeroy Blackburn Hastings (WA) Porter Blunt Hayes Price (GA) Boehner Heller Pryce (OH) Bono Hensarling Putnam Boozman Herger Radanovich Boren Herseth Sandlin Ramstad Boswell Hill Regula Boustany Hobson Rehberg Boyd (FL) Hoekstra Rogers (AL) Brown (SC) Hulshof Rogers (KY) Brown-Waite, Hunter Renzi Ginny Inglis (SC) Reynolds Rodriguez Buchanan Israel Rogers (AL) Burgess Issa Rogers (KY) Burton (IN) Jindal Rogers (MI) Buyer Johnson (IL) Rohrabacher Johnson, Sam Johnson (NC) Jones (NC) Roskam Campbell (CA) Jordan Royce Cannon Kagen Ryan (WI) Cantor Keller Salazar Capito King (NY) Sali Cardoza Kingston Saxton Carney Kirk Schmidt Carter Klein (FL) Sensenbrenner Castle Kline (MN) Shadegg Chabot Knollenberg Shays Chandler Kuhl (NY) Shimkus Coble LaHood Shuler Cohen Lamborn Shuster Cole (OK) Lamborn Shuster Conaway Latham Simpson Cooper LaTourette Sires Costa Levin Skelton Cramer Lewis (CA) Tiberi Crenshaw Lewis (KY) Smith (NE) Cubin Linder Smith (NJ) Cuellar LoBiondo Smith (TX) Culberson Loeb sack Spratt Davis (KY) Lucas Stearns Davis, David Lungren, Daniel Sullivan Deal (GA) Mack Tancredo Dent Mahoney (FL) Tanner Diaz-Balart, L. Manullo Terry Diaz-Balart, M. Marchant Thornberry Donnelly Matheson Tiahrt Drake McCarthy (CA) Tiberi Dreier McCaul (TX) Tierney Duncan McCotter Towns Ehlers McCrery Turner Ellsworth McDermott Udall (CO) Emerson McHenry Upton English (PA) McHugh Velázquez Etheridge McIntyre Walberg Everett McKeon Walden (OR) Fallon McMorris Wamp Feeney Rodgers Weldon (FL) Ferguson McNerney Weller Flake Melancon Wexler Forbes Mica Whitfield Fortenberry Miller (FL) Wicker Fortuño Miller (MI) Wilson (NM) Fossella Miller, Gary Wilson (OH) Foss Mitchell Wilson (SC) Frank (MA) Moore (KS) Wolf Franks (AZ) Moran (KS) Yarmuth Frelinghuysen Murphy (CT) Young (FL)

NOES—168

Abercrombie Becerra Berman Allen Arcuri Baca Baird Baldwin Barrow Boucher Boyda (KS) Brady (PA) Braley (IA) Biggert Brown (SC) Bilbray Brown, Corrine Bilirakis Butterfield Barrow Capps

Capuano Carnahan Castor Christensen Clarke Clay Cleaver Clyburn Conyers Costello Courtney Crowley Cummings Davis (AL) Davis (CA) Davis (IL) Davis, Tom DeFazio DeGette DeLaunt DeLauro Dicks Dofgren, Zoe Dingell Doggett Edwards Ellison Emanuel Engel Eshoo Farr Fattah Filner Gonzalez Green, Al Green, Gene Grijalva Hall (NY) Hare Harman Hastings (FL) Higgins Hinchey Hinojosa Hiron Norton Holden Holt Honda Hooley Hoyer Ackerman Andrews Bonner Brady (TX) Carson Davis, Jo Ann Doolittle Doyle Sessions Gutierrez Jones (OH) King (IA) Miller, George Paul

NOT VOTING—21

Doyle Pickering Sessions Stupak Waters Westmoreland Wynn Young (AK) Inslee Jackson (IL) Jackson-Lee (TX) Jefferson Johnson (GA) Johnson, E. B. Kanjorski Kaptur Kennedy Kildee Kilpatrick Kind Kucinich Langevin Lantos Larsen (WA) Larson (CT) Lee Lewis (GA) Lipinski Lofgren, Zoe Lowey Lynch Maloney (NY) Markey Marshall Matsui McCarthy (NY) McColium (MN) McGovern McNulty Meehan Meek (FL) Meeks (NY) Michaud Miller (NC) Molohan Moore (WI) Moran (VA) Murtha Nadler Napolitano Neal (MA) Norton Oberstar Obey Oliver Ortiz Pallone

So the amendment was agreed to.

83.9 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment numbered 9, submitted by Mrs. DRAKE:

Page 2, line 16, after the dollar amount, insert "(reduced by \$10,400,000)".

Page 17, line 23, after the dollar amount, insert "(increased by \$9,100,000)".

It was decided in the affirmative { Yeas ..... 286 Nays ..... 127

83.10 [Roll No. 469] AYES—286

Aderholt Bishop (UT) Blackburn Blunt Boehner Bono Boozman Bordallo Boren Boswell Boucher Boustany Boyd (FL) Boyd (KS) Brady (PA) Braley (IA) Brown (SC) Brown, Corrine Brown-Waite, Ginny

Pascrell Pastor Payne Price (NC) Rahall Rangel Reyes Ross Rothman Roybal-Allard Ruppertsberger Rush Ryan (OH) Sanchez, Linda T. Sanchez, Loretta Sarbanes Schakowsky Schiff Schwartz Scott (GA) Scott (VA) Serrano Sestak Shea-Porter Sherman Slaughter Smith (WA) Snyder Solis Souder Stark Sutton Tauscher Thompson (CA) Thompson (MS) Udall (NM) Van Hollen Visclosky Walsh (NY) Walz (MN) Wasserman Schultz Watson Watt Waxman Weiner Welch (VT) Woolsey Wu

Pickering Sessions Stupak Waters Westmoreland Wynn Young (AK) Coble Cohen Cole (OK) Conaway Cooper Costa Courtney Cramer Crenshaw Cubin Culberson Davis (AL) Davis (KY) Davis, David Davis, Lincoln Davis, Tom Deal (GA) DeFazio Dent Donnelly Doolittle Drake Dreier Duncan Ehlers Ellsworth Emerson English (PA) Etheridge Everett Fallon Feeney Ferguson Flake Forbes Fortenberry Fossella Foss Fox Franks (AZ) Frelinghuysen Gallegly Garrett (NJ) Gerlach Giffords Gilchrist Gillibrand Gillmor Gingrey Gohmert Goode Goodlatte Gordon Granger Graves Green, Al Green, Gene Hall (NY) Hall (TX) Hare Hastert Hastings (WA) Hayes Heller Hensarling Herger Herseth Sandlin Higgins Hill Hobson Hoekstra Holden Hooley Hulshof Inglis (SC) Israel Issa Jindal Johnson (IL)

Johnson, Sam Jones (NC) Jordan Kagen Kaptur Keller Kildee Kind King (IA) King (NY) Kingston Kirk Klein (FL) Kline (MN) Knollenberg Kuhl (NY) LaHood Lamborn Lampson Langevin Latham LaTourette Lewis (CA) Lewis (GA) Lewis (KY) Linder Lipski LoBiondo Loeb sack Lucas Lungren, Daniel E. Lynch Mack Mahoney (FL) Manullo Marchant Marshall Matheson McCarthy (CA) McCarthy (NY) McCaul (TX) McCotter McCrery McGovern McHenry McHugh McIntyre McKeon McMorris Rodgers McNerney McNulty Meehan Meek (FL) Melancon Mica Michaud Miller (FL) Miller (MI) Miller (NC) Miller, Gary Mitchell Moore (KS) Moran (KS) Murphy (CT) Murphy, Patrick Murphy, Tim Musgrave Myrick Neal (MA) Neugebauer Nunes Oberstar Pearce Pence Perlmutter Peterson (MN) Peterson (PA) Petri Pitts Platts Poe Pomeroy Porter Price (GA) Pryce (OH) Putnam Radanovich Ramstad Regula Rehberg Reichert Renzi Reynolds Rogers (AL) Rogers (KY) Rogers (MI) Rohrabacher Roskam Ross Royce Ryan (WI) Sali Saxton Schiff Schmidt Schwartz Scott (VA) Sensenbrenner Shadegg Shays Shea-Porter Shimkus Shuler Shuster Simpson Sires Smith (NE) Smith (NJ) Smith (TX) Souder Space Spratt Stearns Sullivan Tancredo Tanner Taylor Terry Thornberry Tiahrt Tiberi Turner Upton Walberg Walden (OR) Walsh (NY) Walz (MN) Wamp Waxman Weiner Weldon (FL) Weller Whitfield Wicker Wilson (NM) Wilson (OH) Wilson (SC) Wolf Wu Yarmuth Young (FL)

NOES—127

Abercrombie Baca Baird Baldwin Becerra Berkley Berry Bishop (GA) Blumenauer Butterfield Capps Cardoza Carnahan Carney Carter Castle Castor Chabot Chandler Cleaver

Davis (CA) Davis (IL) DeGette Delahunt DeLauro Diaz-Balart, L. Diaz-Balart, M. Dicks Dingell Doggett Doyle Ellison Emanuel Engel Eshoo Farr Fattah Filner Fortuño Frank (MA) Gonzalez Grijalva Harman Hastings (FL) Hinchey Hinojosa Hiron Hodes Holt Honda Hoyer Inslee Jackson (IL) Jefferson Johnson (GA) Johnson, E. B. Kanjorski Kennedy Kilpatrick Kucinich

Lantos	Pascrell	Slaughter
Larsen (WA)	Pastor	Smith (WA)
Larson (CT)	Payne	Snyder
Lee	Price (NC)	Solis
Levin	Rahall	Stark
Lofgren, Zoe	Rangel	Sutton
Lowey	Reyes	Tauscher
Molloy (NY)	Rodriguez	Thompson (CA)
Markey	Ros-Lehtinen	Thompson (MS)
Matsui	Rothman	Tierney
McCollum (MN)	Ruppersberger	Towns
McDermott	Rush	Udall (CO)
Meeks (NY)	Ryan (OH)	Udall (NM)
Mollohan	Salazar	Van Hollen
Moore (WI)	Sánchez, Linda	Velázquez
Moran (VA)	T.	Visclosky
Murtha	Sanchez, Loretta	Wasserman
Nadler	Sarbanes	Schultz
Napolitano	Schakowsky	Watson
Norton	Scott (GA)	Watt
Oliver	Serrano	Welch (VT)
Ortiz	Sestak	Wexler
Pallone	Sherman	Woolsey

NOT VOTING—24

Ackerman	Gutierrez	Roybal-Allard
Andrews	Hunter	Sessions
Bonner	Jackson-Lee	Stupak
Brady (TX)	(TX)	Waters
Cantor	Jones (OH)	Westmoreland
Carson	Miller, George	Wynn
Davis, Jo Ann	Obey	Young (AK)
Edwards	Paul	
Faleomavaega	Pickering	

So the amendment was agreed to.

83.11 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment submitted by Mr. KING of New York:

Page 2, line 16, after the dollar amount, insert "(reduced by \$35,000,000)".

Page 31, line 18, after the dollar amount, insert "(reduced by \$5,000,000)".

Page 51, line 17, after the dollar amount, insert "(increased by \$40,000,000)".

It was decided in the { Yeas ..... 282  
affirmative ..... Nays ..... 137

83.12 [Roll No. 470]

AYES—282

Aderholt	Carnahan	Fattah
Akin	Carney	Feeney
Altmire	Castle	Ferguson
Arcuri	Chabot	Flake
Bachmann	Chandler	Forbes
Baird	Clarke	Fortenberry
Baker	Cleaver	Fortuno
Baldwin	Cohen	Fossella
Barrett (SC)	Cole (OK)	Fox
Barrow	Conaway	Franks (AZ)
Bartlett (MD)	Cooper	Frelinghuysen
Bean	Costa	Gallely
Berkley	Costello	Garrett (NJ)
Berman	Cramer	Gerlach
Biggert	Crowley	Giffords
Bilbray	Cubin	Gillibrand
Bilirakis	Cuellar	Gillmor
Bishop (NY)	Culberson	Gingrey
Bishop (UT)	Davis (AL)	Gohmert
Blackburn	Davis (KY)	Goode
Blunt	Davis, David	Goodlatte
Boehner	Davis, Lincoln	Gordon
Bono	Davis, Tom	Graves
Bordallo	Deal (GA)	Green, Al
Boren	DeFazio	Green, Gene
Boswell	DeLauro	Hall (NY)
Boustany	Dent	Hall (TX)
Boyd (FL)	Diaz-Balart, L.	Harman
Boyd (KS)	Diaz-Balart, M.	Hastings (WA)
Bralley (IA)	Doggett	Heller
Brown (SC)	Donnelly	Hensarling
Brown-Waite,	Drake	Herger
Ginny	Dreier	Hereth Sandlin
Buchanan	Duncan	Higgins
Burgess	Edwards	Hill
Burton (IN)	Ellsworth	Hinche
Buyer	Emerson	Hobson
Calvert	Engel	Hoekstra
Campbell (CA)	English (PA)	Holden
Cannon	Eshoo	Hulshof
Cantor	Etheridge	Hunter
Capito	Everett	Inglis (SC)
Cardoza	Fallin	Israel

Issa	Mica	Saxton
Jindal	Miller (FL)	Schiff
Johnson (IL)	Miller (MI)	Schmidt
Johnson, E. B.	Miller (NC)	Schwartz
Johnson, Sam	Miller, Gary	Scott (GA)
Jones (NC)	Mitchell	Scott (VA)
Jordan	Moore (KS)	Sensenbrenner
Kalene	Moore (WI)	Sestak
Keller	Murphy (CT)	Shadegg
Kind	Murphy, Patrick	Shays
King (IA)	Murphy, Tim	Sherman
King (NY)	Musgrave	Shuler
Kingston	Nadler	Simpson
Kirk	Neugebauer	Skelton
Klein (FL)	Nunes	Slaughter
Kline (MN)	Obey	Smith (NJ)
Kuhl (NY)	Pascrell	Smith (TX)
LaHood	Pearce	Souder
Lamborn	Pence	Space
Lampson	Perlmutter	Spratt
Langevin	Peterson (MN)	Stearns
Latham	Peterson (PA)	Tancredo
LoBiondo	Petri	Tanner
Lofgren, Zoe	Pitts	Tauscher
Lowey	Platts	Taylor
Lungren, Daniel	Poe	Terry
E.	Pomeroy	Porter
Lynch	Porter	Price (GA)
Mack	Price (OH)	Pryce (OH)
Mahoney (FL)	Putnam	
Maloney (NY)	Radanovich	
Manzullo	Rahall	
Marchant	Ramstad	
Marshall	Rangel	
Matheson	Regula	
Matsui	Rehberg	
McCarthy (CA)	Renzi	
McCarthy (NY)	Reynolds	
McCaul (TX)	Rodriguez	
McCollum (MN)	Rogers (AL)	
McCotter	Rogers (MI)	
McDermott	Rohrabacher	
McHenry	Ros-Lehtinen	
McHugh	Roskam	
McIntyre	Rothman	
McKeon	Royce	
McNerney	Ruppersberger	
McNulty	Rush	
Meehan	Ryan (WI)	
Meek (FL)	Salazar	
Meeks (NY)	Sali	
Melancon		

NOES—137

Abercrombie	Hare	Murtha
Alexander	Hastert	Myrick
Allen	Hastings (FL)	Napolitano
Baca	Hayes	Neal (MA)
Bachus	Hinojosa	Norton
Barton (TX)	Hirono	Oberstar
Becerra	Hodes	Oliver
Berry	Holt	Ortiz
Bishop (GA)	Honda	Pallone
Blumenauer	Hooley	Pastor
Boozman	Hoyer	Payne
Boucher	Inslee	Price (NC)
Brady (PA)	Jackson (IL)	Reichert
Brown, Corrine	Jackson-Lee	Reyes
Butterfield	(TX)	Rogers (KY)
Camp (MI)	Jefferson	Ross
Capps	Johnson (GA)	Roybal-Allard
Capuano	Jones (OH)	Ryan (OH)
Carter	Kanjorski	Sánchez, Linda
Castor	Kaptur	T.
Christensen	Kennedy	Sanchez, Loretta
Clay	Kildee	Sarbanes
Clyburn	Kilpatrick	Schakowsky
Coble	Knollenberg	Serrano
Conyers	Kucinich	Shea-Porter
Courtney	Lantos	Shimkus
Crenshaw	Larsen (WA)	Shuster
Cummings	Larson (CT)	Sires
Davis (CA)	LaTourette	Smith (NE)
Davis (IL)	Lee	Smith (WA)
DeGette	Levin	Snyder
Delahunt	Lewis (CA)	Solis
Dicks	Lewis (GA)	Stark
Dingell	Lewis (KY)	Sullivan
Doolittle	Linder	Sutton
Doyle	Lipinski	Thompson (MS)
Ehlers	Loeb	Tierney
Ellison	Lucas	Udall (CO)
Emanuel	McCrery	Udall (NM)
Farr	McGovern	Udall (NM)
Filner	McMorris	Visclosky
Frank (MA)	Rodgers	Wasserman
Gilchrest	Michaud	Schultz
Gonzalez	Mollohan	Watson
Granger	Moran (KS)	
Grijalva	Moran (VA)	

Watt	Whitfield	Yarmuth
Welch (VT)	Wicker	Young (FL)
NOT VOTING—18		
Ackerman	Faleomavaega	Sessions
Andrews	Gutierrez	Stupak
Bonner	Markey	Waters
Brody (TX)	Miller, George	Westmoreland
Carson	Paul	Wynn
Davis, Jo Ann	Pickering	Young (AK)

So the amendment was agreed to.

83.13 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment numbered 13, submitted by Ms. Ginny BROWN-WAITE of Florida:

Page 2, line 16, after the dollar amount insert "(reduced by \$89,125,000)".

Page 11, line 24, after the dollar amount insert "(increased by \$89,125,000)".

It was decided in the { Yeas ..... 241  
affirmative ..... Nays ..... 179

83.14 [Roll No. 471]

AYES—241

Aderholt	Emerson	LoBiondo
Akin	English (PA)	Lucas
Alexander	Everett	Lungren, Daniel
Allen	Fallin	E.
Altmire	Feeney	Mack
Arcuri	Ferguson	Mahoney (FL)
Bachmann	Flake	Manzullo
Baker	Forbes	Marchant
Barrett (SC)	Fortenberry	Marshall
Barrow	Fossella	Matheson
Bartlett (MD)	Fox	McCarthy (CA)
Barton (TX)	Franks (AZ)	McCaul (TX)
Bean	Frelinghuysen	McCotter
Berry	Gallely	McCrery
Biggert	Garrett (NJ)	McHenry
Bilbray	Gerlach	McHugh
Bilirakis	Giffords	McIntyre
Bishop (NY)	Gillibrand	McKeon
Bishop (UT)	Gillmor	McMorris
Blackburn	Gingrey	Rodgers
Blunt	Gohmert	Melancon
Boehner	Goode	Mica
Bono	Goodlatte	Miller (FL)
Boozman	Gordon	Miller (MI)
Boren	Granger	Miller, Gary
Boswell	Graves	Mitchell
Boustany	Hall (NY)	Moore (KS)
Boyda (KS)	Hall (TX)	Moran (KS)
Brown (SC)	Harman	Murphy, Patrick
Brown-Waite,	Hastert	Murphy, Tim
Ginny	Hastings (WA)	Musgrave
Buchanan	Heller	Myrick
Burgess	Hensarling	Neugebauer
Burton (IN)	Herger	Nunes
Buyer	Hereth Sandlin	Pearce
Calvert	Hobson	Pence
Camp (MI)	Hoekstra	Perlmutter
Campbell (CA)	Holden	Peterson (PA)
Cannon	Hooley	Petri
Cantor	Hulshof	Pitts
Capito	Hunter	Platts
Cardoza	Inglis (SC)	Poe
Carter	Inslee	Pomeroy
Castle	Israel	Porter
Chabot	Issa	Price (GA)
Chandler	Jindal	Pryce (OH)
Coble	Johnson (IL)	Putnam
Cole (OK)	Johnson, Sam	Radanovich
Conaway	Jones (NC)	Rahall
Costello	Jordan	Ramstad
Cramer	Kagen	Regula
Crenshaw	Keller	Rehberg
Cubin	Kind	Reichert
Culberson	King (IA)	Renzi
Davis (AL)	King (NY)	Reynolds
Davis (CA)	Kingston	Rogers (AL)
Davis (KY)	Kirk	Rogers (MI)
Davis, David	Klein (FL)	Rohrabacher
Davis, Lincoln	Kline (MN)	Roskam
Deal (GA)	Kuhl (NY)	Ross
DeFazio	LaHood	Royce
Dent	Lamborn	Ryan (OH)
Donnelly	Lampson	Ryan (WI)
Doolittle	Latham	Sali
Drake	LaTourette	Saxton
Dreier	Lewis (KY)	Schmidt
Duncan	Linder	Scott (GA)
Edwards	Lipinski	Sensenbrenner
Ellsworth		

Sestak  
Shadegg  
Shays  
Shimkus  
Shuler  
Shuster  
Simpson  
Skelton  
Smith (NE)  
Smith (NJ)  
Smith (TX)  
Smith (WA)  
Soudier  
Space

Spratt  
Stearns  
Sullivan  
Tancredo  
Taylor  
Terry  
Thornberry  
Tiahrt  
Tiberi  
Turner  
Udall (CO)  
Upton  
Walberg  
Walden (OR)

Walsh (NY)  
Walz (MN)  
Wamp  
Weldon (FL)  
Weller  
Whitfield  
Wilson (NM)  
Wilson (OH)  
Wilson (SC)  
Wu  
Yarmuth  
Young (FL)

It was decided in the affirmative { Yeas ..... 251  
Nays ..... 171

¶83.16 [Roll No. 472]  
AYES—251

Abercrombie  
Baca  
Bachus  
Baird  
Baldwin  
Becerra  
Berkley  
Berman  
Bishop (GA)  
Blumenauer  
Bordallo  
Boucher  
Boyd (FL)  
Brady (PA)  
Braley (IA)  
Brown, Corrine  
Butterfield  
Capps  
Capuano  
Carnahan  
Carney  
Castor  
Christensen  
Clarke  
Clay  
Cleaver  
Clyburn  
Cohen  
Conyers  
Cooper  
Costa  
Courtney  
Crowley  
Cuellar  
Cummings  
Davis (IL)  
Davis, Tom  
DeGette  
Delahunt  
DeLauro  
Diaz-Balart, L.  
Diaz-Balart, M.  
Dicks  
Dingell  
Doggett  
Doyle  
Edwards  
Ehlers  
Ellison  
Emanuel  
Engel  
Eshoo  
Etheridge  
Farr  
Fattah  
Filner  
Fortuño  
Frank (MA)  
Gilchrist  
Gonzalez  
Green, Al

Green, Gene  
Grijalva  
Hare  
Hastings (FL)  
Hayes  
Higgins  
Hill  
Hinchev  
Hinojosa  
Hirono  
Hodes  
Holt  
Honda  
Hoyer  
Jackson (IL)  
Jackson-Lee (TX)  
Jefferson  
Johnson (GA)  
Johnson, E. B.  
Jones (OH)  
Kanjorski  
Kaptur  
Kennedy  
Kildee  
Kilpatrick  
Knollenberg  
Kucinich  
Langevin  
Lantos  
Larsen (WA)  
Larson (CT)  
Lee  
Levin  
Lewis (CA)  
Lewis (GA)  
Loebsack  
Lofgren, Zoe  
Lowe  
Lynch  
Maloney (NY)  
Markey  
Matsui  
McCarthy (NY)  
McCollum (MN)  
McDermott  
McGovern  
McNerney  
McNulty  
Meehan  
Meek (FL)  
Meeks (NY)  
Michaud  
Miller (NC)  
Mollohan  
Moore (WI)  
Moran (VA)  
Murphy (CT)  
Murtha  
Nadler  
Napolitano

Neal (MA)  
Norton  
Oberstar  
Obey  
Oliver  
Ortiz  
Pallone  
Pascrell  
Pastor  
Payne  
Peterson (MN)  
Price (NC)  
Rangel  
Reyes  
Rodriguez  
Rogers (KY)  
Ros-Lehtinen  
Rothman  
Roybal-Allard  
Ruppersberger  
Rush  
Salazar  
Sánchez, Linda T.  
Sanchez, Loretta  
Sarbanes  
Schakowsky  
Schiff  
Schwartz  
Scott (VA)  
Serrano  
Shea-Porter  
Sherman  
Sires  
Slaughter  
Snyder  
Solis  
Stark  
Sutton  
Tanner  
Tauscher  
Thompson (CA)  
Thompson (MS)  
Tierney  
Towns  
Udall (NM)  
Van Hollen  
Velazquez  
Viscosky  
Wasserman  
Schultz  
Watson  
Watt  
Waxman  
Weiner  
Welch (VT)  
Wexler  
Wicker  
Wolf  
Woolsey

NOT VOTING—17

Ackerman  
Andrews  
Bonner  
Brady (TX)  
Carson  
Davis, Jo Ann

Faleomavaega  
Gutierrez  
Miller, George  
Paul  
Pickering  
Sessions

Stupak  
Waters  
Westmoreland  
Wynn  
Young (AK)

So the amendment was agreed to.

¶83.15 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment submitted by Mr. BURGESS:

Page 2, line 16, after the dollar amount, insert "(reduced by \$15,000,000)".

Page 23, line 16 after the dollar amount, insert "(increased by \$15,000,000)".

Aderholt  
Akin  
Alexander  
Allen  
Altmire  
Bachmann  
Bachus  
Baker  
Barrett (SC)  
Barrow  
Bartlett (MD)  
Barton (TX)  
Bean  
Berkley  
Biggart  
Bilbray  
Bilirakis  
Bishop (UT)  
Blackburn  
Blunt  
Boehner  
Bono  
Boozman  
Boren  
Boustany  
Boyda (KS)  
Braley (IA)  
Brown (SC)  
Brown-Waite,  
Ginny  
Buchanan  
Burgess  
Burton (IN)  
Buyer  
Calvert  
Camp (MI)  
Campbell (CA)  
Cannon  
Cantor  
Capito  
Cardoza  
Carney  
Carson  
Carter  
Chabot  
Christensen  
Coble  
Cohen  
Cole (OK)  
Conaway  
Costello  
Crenshaw  
Cubin  
Cuellar  
Culberson  
Davis (KY)  
Davis, David  
Davis, Tom  
Deal (GA)  
DeFazio  
Dent  
Diaz-Balart, L.  
Diaz-Balart, M.  
Dicks  
Donnelly  
Doolittle  
Drake  
Dreier  
Duncan  
Ehlers  
Ellsworth  
Emerson  
English (PA)  
Everett  
Fallin  
Feehey  
Ferguson  
Flake  
Forbes  
Fortenberry  
Fortuño  
Fossella  
Foxy  
Franks (AZ)  
Frelinghuysen

Gallegly  
Garrett (NJ)  
Gerlach  
Giffords  
Gilchrist  
Gillibrand  
Gillmor  
Gingrey  
Gohmert  
Goode  
Goodlatte  
Granger  
Graves  
Hall (TX)  
Hare  
Harman  
Hastert  
Hastings (WA)  
Hayes  
Heller  
Hensarling  
Herger  
Herseht Sandlin  
Hobson  
Hoekstra  
Holden  
Hooley  
Hulshof  
Hunter  
Inglis (SC)  
Israel  
Issa  
Jindal  
Johnson (IL)  
Johnson, Sam  
Jones (NC)  
Jordan  
Keller  
King (IA)  
King (NY)  
Kingston  
Kirk  
Kline (MN)  
Knollenberg  
Kuhl (NY)  
LaHood  
Lamborn  
Lampson  
Latham  
LaTourette  
Lewis (CA)  
Lewis (KY)  
Linder  
Lipinski  
LoBiondo  
Loebbeck  
Lucas  
Lungren, Daniel E.  
Lynch  
Mack  
Mahoney (FL)  
Maloney (NY)  
Manzullo  
Marchant  
Marshall  
Turner  
Upton  
Walberg  
Walden (OR)  
Walsh (NY)  
Walz (MN)  
Wamp  
Weiner  
Weldon (FL)  
Weller  
Whitfield  
Wicker  
Wilson (NM)  
Wilson (OH)  
Wilson (SC)  
Wolf  
Wu  
Young (AK)  
Young (FL)

NOES—171

Abercrombie  
Arcuri  
Baca  
Baird  
Baldwin  
Becerra

Berman  
Berry  
Bishop (GA)  
Bishop (NY)  
Blumenauer  
Bordallo

Boswell  
Boucher  
Boyd (FL)  
Brady (PA)  
Brown, Corrine  
Butterfield

Capps  
Capuano  
Carnahan  
Castle  
Castor  
Chandler  
Clarke  
Clay  
Cleaver  
Clyburn  
Conyers  
Cooper  
Costa  
Courtney  
Cramer  
Crowley  
Cummings  
Davis (AL)  
Davis (CA)  
Davis (IL)  
Davis, Lincoln  
DeGette  
Delahunt  
DeLauro  
Dingell  
Doggett  
Doyle  
Edwards  
Ellison  
Emanuel  
Engel  
Eshoo  
Etheridge  
Farr  
Fattah  
Finler  
Frank (MA)  
Gonzalez  
Gordon  
Green, Al  
Green, Gene  
Grijalva  
Hall (NY)  
Hastings (FL)  
Higgins  
Hill  
Hinchev  
Hirono  
Hodes  
Holt  
Honda

Hoyer  
Inslee  
Jackson (IL)  
Jackson-Lee (TX)  
Jefferson  
Johnson (GA)  
Johnson, E. B.  
Jones (OH)  
Kagen  
Kanjorski  
Kaptur  
Kennedy  
Kildee  
Kilpatrick  
Kind  
Klein (FL)  
Kucinich  
Langevin  
Lantos  
Larsen (WA)  
Larson (CT)  
Lee  
Levin  
Lewis (GA)  
Lofgren, Zoe  
Lowe  
Markey  
Matsui  
McCarthy (NY)  
McCollum (MN)  
McDermott  
McGovern  
Meehan  
Meek (FL)  
Meeks (NY)  
Miller (NC)  
Mitchell  
Mollohan  
Moore (KS)  
Moore (WI)  
Murphy (CT)  
Murphy, Patrick  
Murtha  
Napolitano  
Norton  
Oberstar  
Obey  
Oliver  
Ortiz  
Pallone

Pascrell  
Pastor  
Payne  
Price (NC)  
Rahall  
Rangel  
Reyes  
Rodriguez  
Roybal-Allard  
Ruppersberger  
Rush  
Ryan (OH)  
Salazar  
Sánchez, Linda T.  
Sanchez, Loretta  
Sarbanes  
Schakowsky  
Schiff  
Schwartz  
Scott (VA)  
Serrano  
Sestak  
Shea-Porter  
Sherman  
Sires  
Slaughter  
Snyder  
Solis  
Spratt  
Stark  
Sutton  
Tanner  
Tauscher  
Thompson (CA)  
Thompson (MS)  
Tierney  
Towns  
Udall (CO)  
Udall (NM)  
Van Hollen  
Velazquez  
Viscosky  
Wasserman  
Schultz  
Watson  
Watt  
Waxman  
Welch (VT)  
Wexler  
Woolsey  
Yarmuth

NOT VOTING—15

Ackerman  
Andrews  
Bonner  
Brady (TX)  
Davis, Jo Ann

Faleomavaega  
Gutierrez  
Miller, George  
Paul  
Pickering

Sessions  
Stupak  
Waters  
Westmoreland  
Wynn

So the amendment was agreed to.

¶83.17 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment submitted by Mr. FERGUSON:

Page 2, line 16, after the dollar amount insert "(reduced by \$50,000,000)".

Page 39, line 14, after the dollar amount insert "(increased by \$50,000,000)".

Page 40, line 5, after the dollar amount insert "(increased by \$50,000,000)".

Page 40, line 21, after the dollar amount insert "(increased by \$50,000,000)".

It was decided in the affirmative { Yeas ..... 239  
Nays ..... 183

¶83.18 [Roll No. 473]  
AYES—239

Aderholt  
Akin  
Altmire  
Arcuri  
Bachmann  
Baker  
Barrett (SC)  
Barrow  
Bartlett (MD)  
Barton (TX)  
Bean  
Berkley  
Biggart  
Bilbray  
Bishop (UT)

Blackburn  
Blunt  
Boehner  
Bono  
Boozman  
Bordallo  
Boren  
Boswell  
Boustany  
Boyda (KS)  
Braley (IA)  
Brown (SC)  
Brown-Waite,  
Ginny  
Buchanan

Burgess  
Burton (IN)  
Buyer  
Camp (MI)  
Campbell (CA)  
Cannon  
Cantor  
Capuano  
Cardoza  
Carnahan  
Carney  
Castle  
Chabot  
Chandler  
Coble

Cole (OK) Holt Porter
Conaway Hooley Price (GA)
Conyers Hunter Pryce (OH)
Costa Israel Radanovich
Costello Issa Ramstad
Courtney Jindal Regula
Cramer Johnson (IL) Rehberg
Crenshaw Johnson, Sam Reichert
Cubin Jones (NC) Reynolds
Cuellar Jordan Rodriguez
Culberson Keller Rogers (AL)
Davis (AL) Kennedy Rogers (MI)
Davis (KY) King (IA) Rohrabacher
Davis, David King (NY) Ros-Lehtinen
Davis, Lincoln Kingstons Roskam
Davis, Tom Kirk Ross
Deal (GA) Kline (MN) Rothman
DeFazio Kuhl (NY) Royce
Delahunt LaHood Ryan (WI)
Duncan Lamborn Salazar
Diaz-Balart, L. Lampson Sali
Diaz-Balart, M. Latham Saxton
Donnelly LaTourette Schmidt
Doolittle Lewis (KY) Scott (GA)
Drake Lipinski Sensenbrenner
Dreier LoBiondo Shadegg
Duncan Loeb sack Shays
Ellsworth Lungren, Daniel Shimkus
Emerson E. Shuler
Engel Lynch Shuster
English (PA) Mack Sires
Eshoo Mahoney (FL) Smith (NE)
Everett Maloney (NY) Smith (NJ)
Fallin Manzullo Smith (TX)
Ferguson Marchant Souder
Forbes Markey Space
Fortenberry Marshall Spratt
Fortuño Matheson Stearns
Fossella McCarthy (CA) Sullivan
Foxy McCaul (TX) Tancredo
Frank (MA) McCotter Tanner
Franks (AZ) McHenry Terry
Frelinghuysen McHugh Thornberry
Gallegly McIntyre Tiahrt
Garrett (NJ) McMorris Tiberi
Gerlach Rodgers Towns
Giffords Meehan Turner
Gilchrist Melancon Upton
Gillibrand Mica Van Hollen
Gillmor Miller (FL) Velázquez
Gingrey Mitchell Waldberg
Gohmert Moore (KS) Walden (OR)
Goode Moran (KS) Walsh (NY)
Goodlatte Murphy, Tim Walz (MN)
Gordon Musgrave Weiner
Graves Nadler Weller
Hall (NY) Neal (MA) Whitfield
Hall (TX) Neugebauer Wilson (OH)
Harman Nunes Wilson (SC)
Hastings (WA) Pallone Wolf
Herseth Sandlin Pascrell Wu
Hill Pence Yarmuth
Hobson Petri Young (AK)
Hodes Pitts Young (FL)
Hoekstra Platts
Holden Poe

NOES—183

Abercrombie Crowley Higgins
Alexander Cummings Hinchey
Allen Davis (CA) Hinojosa
Baca Davis (IL) Hirono
Bachus DeGette Honda
Baird DeLauro Hoyer
Baldwin Dicks Hulshof
Becerra Dingell Inglis (SC)
Berman Doggett Inslee
Berry Doyle Jackson (IL)
Bilirakis Edwards Jackson-Lee
Bishop (GA) Ehlers (TX)
Bishop (NY) Ellison Jefferson
Blumenauer Emanuel Johnson (GA)
Boucher Etheridge Johnson, E. B.
Boyd (FL) Farr Jones (OH)
Brady (PA) Fattah Kagen
Brown, Corrine Brown, Al Kanjorski
Butterfield Filner Kaptur
Calvert Flake Kildee
Capito Gonzalez Kilpatrick
Capps Granger Kind
Carson Green, Al Klein (FL)
Carter Green, Gene Knollenberg
Castor Grijalva Kucinich
Christensen Hare Langevin
Clarke Hastert Lantos
Clay Hastings (FL) Larsen (WA)
Cleaver Hayes Larson (CT)
Clyburn Heller Lee
Cohen Hensarling Levin
Cooper Herger Lewis (CA)

Lewis (GA) Olver Shea-Porter
Linder Ortiz Sherman
Lofgren, Zoe Pastor Simpson
Lowe y Payne Skelton
Lucas Pearce Slaughter
Matsui Perlmutter Smith (WA)
McCarthy (NY) Peterson (MN) Snyder
McCollum (MN) Peterson (PA) Solis
McCrery Pomeroy Stark
McDermott Price (NC) Sutton
McGovern Putnam Tauscher
McKeon Rahall Thompson (CA)
McNerney Rangel Thompson (MS)
McNulty Renzi Tierney
Meek (FL) Reyes Udall (CO)
Meeks (NY) Rogers (KY) Udall (NM)
Michaud Roybal-Allard Visclosky
Miller (MI) Ruppertsberger Wamp
Miller (NC) Rush Wasserman
Miller, Gary Ryan (OH) Schultz
Mollohan Sánchez, Linda Waters
Moore (WI) T. Watson
Moran (VA) Sanchez, Loretta Watt
Murphy (CT) Sarbanes Waxman
Murphy, Patrick Schakowsky Welch (VT)
Murtha Schiff Weldon (FL)
Myrick Schwartz Wexler
Napolitano Scott (VA) Wicker
Oberstar Serrano Wilson (NM)
Obey Sestak Woolsey

NOT VOTING—15

Ackerman Faleomavaega Pickering
Andrews Gutierrez Sessions
Bonner Miller, George Stupak
Brady (TX) Norton Westmoreland
Davis, Jo Ann Paul Wynn

So the amendment was agreed to.

83.19 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment submitted by Mr. MCHENRY:

Page 2, line 16, after the dollar amount, insert "(reduced by \$34,000,000)".

Page 48, line 9, after the dollar amount, insert "(increased by \$30,000,000)".

It was decided in the Yeas ..... 207
negative ..... Nays ..... 214

83.20 [Roll No. 474]

AYES—207

Aderholt Costello Granger
Akin Crenshaw Graves
Alexander Cubin Hall (TX)
Altmire Davis (CA) Hastert
Bachmann Davis (KY) Hastings (WA)
Bachus Davis, David Hayes
Baker Davis, Tom Heller
Barrett (SC) Deal (GA) Hensarling
Barrow DeFazio Herger
Bartlett (MD) Dent Herseth Sandlin
Barton (TX) Diaz-Balart, L. Hobson
Bean Diaz-Balart, M. Hoekstra
Biggett Donnelly Hulshof
Bilbray Doolittle Hunter
Bilirakis Drake Inglis (SC)
Bishop (UT) Issa
Blackburn Duncan Jindal
Blunt Ehlers Johnson (IL)
Bono Ellsworth Johnson, Sam
Boozman Emerson Jones (NC)
Boren English (PA) Jordan
Boswell Everett Keller
Boustany Fallin King (IA)
Boyd (KS) Feeney King (NY)
Brown (SC) Fergusson Kingstons
Brown-Waite, Flake Kirk
Ginny Forbes Kline (MN)
Buchanan Fortenberry Knollenberg
Burgess Fortuño Kuhl (NY)
Burton (IN) Fossella LaHood
Buyer Foxx Lamborn
Calvert Franks (AZ) Latham
Camp (MI) Camp (MI) LaTourette
Campbell (CA) Gallegly Lewis (CA)
Cannon Cannon Lewis (KY)
Cantor Cantor Linder
Capito Giffords LoBiondo
Carter Gilchrist Lucas
Chabot Gillibrand Lungren, Daniel
Coble Gohmert E.
Cole (OK) Goode Mack
Conaway Goodlatte Manzullo

Marchant Platts Shimkus
Marshall Poe Shuler
Matheson Porter Shuster
McCarthy (CA) Price (GA) Simpson
McCaul (TX) Pryce (OH) Smith (NE)
McCotter Putnam Smith (NJ)
McCrery Radanovich Souder
McHenry Ramstad Stearns
McHugh Regula Sullivan
McIntyre Rehberg Tancredo
McKeon Reichert Terry
McMorris Renzi Thornberry
Rodgers Reynolds Tiahrt
Mica Rogers (AL) Tiberi
Miller (FL) Rogers (KY) Turner
Miller (MI) Rogers (MI) Upton
Miller, Gary Rohrabacher Walberg
Moran (KS) Ros-Lehtinen Walden (OR)
Murphy, Tim Roskam Walsh (NY)
Musgrave Ross Wamp
Myrick Royce Weldon (FL)
Neugebauer Ryan (WI) Weller
Nunes Sali Whitfield
Pearce Saxton Wicker
Pence Schmidt Wilson (SC)
Peterson (PA) Sensenbrenner Wolf
Petri Shadegg Young (AK)
Pitts Shays Young (FL)

NOES—214

Abercrombie Grijalva Murtha
Allen Hall (NY) Nadler
Arcuri Hare Napolitano
Baca Harman Neal (MA)
Baird Hastings (FL) Norton
Baldwin Higgins Oberstar
Becerra Hill Obey
Berkley Hinchey Oliver
Berman Hinojosa Ortiz
Berry Pallone Pascrell
Bishop (GA) Hodes Pascrell
Bishop (NY) Holden Pastor
Blumenauer Holt Payne
Boehner Honda Perlmutter
Bordallo Hooley Peterson (MN)
Boucher Hoyer Pomeroy
Boyd (FL) Inslee Price (NC)
Brady (PA) Israel Rahall
Braley (IA) Jackson (IL) Rangel
Brown, Corrine Jackson-Lee Reyes
Butterfield (TX) Rodriguez
Capps Jefferson Rothman
Capuano Johnson (GA) Roybal-Allard
Cardoza Johnson, E. B. Ruppertsberger
Carnahan Jones (OH) Rush
Carney Kagen Ryan (OH)
Carson Kanjorski Salazar
Castle Kaptur Sánchez, Linda
Castor Kennedy T.
Chandler Kildee Sanchez, Loretta
Christensen Kilpatrick Sarbanes
Clarke Kind Schakowsky
Clay Klein (FL) Schwartz
Cleaver Kucinich Scott (GA)
Clyburn Lampson Scott (VA)
Cohen Langevin Serrano
Conyers Lantos Sestak
Cooper Larsen (WA) Shea-Porter
Costa Larson (CT) Sherman
Courtney Lee Sires
Cramer Levin Skelton
Crowley Lewis (GA) Slaughter
Cuellar Lipinski Smith (WA)
Culberson Loeb sack Snyder
Cummings Lofgren, Zoe Solis
Davis (AL) Lowey Space
Davis (IL) Lynch Spratt
Davis, Lincoln Mahoney (FL) Stark
DeGette Maloney (NY) Sutton
Delahunt Markey Tanner
DeLauro Matsui Tauscher
Dicks McCarthy (NY) Taylor
Dingell McCollum (MN) Thompson (CA)
Doggett McDermott Thompson (MS)
Doyle McGovern Tierney
Edwards McNerney Towns
Ellison McNulty Udall (CO)
Emanuel Meehan Udall (NM)
Engel Meek (FL) Van Hollen
Eshoo Meeks (NY) Velázquez
Etheridge Melancon Visclosky
Farr Michaud Walz (MN)
Fattah Miller (NC) Wasserman
Filner Mitchell Schultz
Frank (MA) Mollohan Waters
Gillmor Moore (KS) Watson
Gonzalez Moore (WI) Watt
Gordon Moran (VA) Waxman
Green, Al Murphy (CT) Weiner
Green, Gene Murphy, Patrick Welch (VT)

Wexler Woolsey Yarmuth  
 Wilson (NM) Wu  
 Wilson (OH) Wynn

NOT VOTING—16

Ackerman Gingrey Sessions  
 Andrews Gutierrez Smith (TX)  
 Bonner Miller, George Stupak  
 Brady (TX) Paul Westmoreland  
 Davis, Jo Ann Pickering  
 Faleomavaega Schiff

Dingell Kuhl (NY) Reynolds  
 Doggett Lampson Rodriguez  
 Doolittle Langevin Rogers (KY)  
 Doyle Lantos Rohrabacher  
 Drake Larsen (WA) Ros-Lehtinen  
 Dreier Latham Roskam  
 Edwards LaTourette Ross  
 Ehlers Lee Rothman  
 Ellison Levin Roybal-Allard  
 Emanuel Lewis (CA) Ruppertsberger  
 Emerson Lewis (GA) Rush  
 Engel Lipinski Ryan (OH)  
 Eshoo LoBiondo Ryan (WI)  
 Etheridge Loeb sack Salazar  
 Everett Lofgren, Zoe Sali  
 Fallin Lowey Sánchez, Linda  
 Farr Lucas T.  
 Fattah Lungren, Daniel Sanchez, Loretta  
 Feeney E. Sarbanes  
 Ferguson Lynch Saxton  
 Filner Mack Schakowsky  
 Forbes Mahoney (FL) Schiff  
 Fortenberry Maloney (NY) Schwartz  
 Fortuño Manzullo Scott (GA)  
 Frank (MA) Markey Scott (VA)  
 Frelinghuysen Marshall Sensenbrenner  
 Gallegly Matheson Serrano  
 Gerlach Matsui Sestak  
 Gillchrest McCarthy (CA) Shea-Porter  
 Gillibrand McCarthy (NY) Sherman  
 Gillmor McCollum (MN) Shuler  
 Gonzalez McCotter Shuster  
 Gordon McCreery Simpson  
 Granger McDermott Sires  
 Green, Al McGovern Skelton  
 Green, Gene McIntyre Slaughter  
 Grijalva McKeon Smith (NE)  
 Hall (NY) McNeerney Smith (NJ)  
 Hare McNulty Smith (WA)  
 Harman Meehan Snyder  
 Hastings (FL) Meek (FL) Solis  
 Hastings (WA) Meeks (NY) Spratt  
 Hayes Melancon Stark  
 Hergert Michaud Stearns  
 Herseeth Sandlin Miller (NC) Sutton  
 Higgins Mitchell Tanner  
 Hill Mollohan Tauscher  
 Hinchey Moore (KS) Taylor  
 Hinojosa Moore (WI) Terry  
 Hiron Moran (KS) Thompson (CA)  
 Hobson Moran (VA) Thompson (MS)  
 Hodes Murphy (CT) Tierney  
 Holden Murphy, Patrick Towns  
 Holt Murphy, Tim Udall (CO)  
 Honda Murtha Udall (NM)  
 Hooley Nadler Van Hollen  
 Hoyer Napolitano Velázquez  
 Hulshof Neal (MA) Visclosky  
 Inglis (SC) Norton Walden (OR)  
 Inslee Nunes Walsh (NY)  
 Israel Oberstar Walz (MN)  
 Issa Obey Wamp  
 Jackson (IL) Olver Wasserman  
 Jackson-Lee Ortiz Schultz  
 (TX) Pallone Waters  
 Jefferson Pascrell Watson  
 Johnson (GA) Pastor Watt  
 Johnson, E. B. Payne Waxman  
 Jones (OH) Pence Weiner  
 Jordan Perlmutter Welch (VT)  
 Kagen Peterson (MN) Weldon (FL)  
 Kanjorski Peterson (PA) Weller  
 Kaptur Keller Platts Wexler  
 Kennedy Pomeroy Whitfield  
 Kildee Porter Wicker  
 Kilpatrick Price (NC) Wilson (NM)  
 Kind Pryce (OH) Wilson (OH)  
 King (NY) Rahall Wolf  
 Kirk Ramstad Woolsey  
 Klein (FL) Rangel Wu  
 Kline (MN) Regula Wynn  
 Knollenberg Reichert Yarmuth  
 Kucinich Reyes Young (FL)

Page 11, line 25, strike “: *Provided,*” and all that follows through page 16, line 2, and insert a period.

It was decided in the { Yeas ..... 190  
 negative ..... } Nays ..... 233

So the amendment was not agreed to.

83.21 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment numbered 128, submitted by Mr. PEARCE:

Page 6, line 5, after the first dollar amount, insert “(increased by \$125,000,000)”.

Page 22, line 9, after the dollar amount, insert “(reduced by \$125,000,000)”.

Page 22, line 13, after the dollar amount, insert “(reduced by \$125,000,000)”.

Page 22, line 14, after the dollar amount, insert “(reduced by \$125,000,000)”.

It was decided in the { Yeas ..... 96  
 negative ..... } Nays ..... 327

83.22 [Roll No. 475]

AYES—96

Akin Garrett (NJ) Musgrave  
 Baker Giffords Myrick  
 Barrett (SC) Gingrey Neugebauer  
 Bartlett (MD) Gohmert Pearce  
 Barton (TX) Goode Pitts  
 Biggert Goodlatte Poe  
 Bilbray Graves Price (GA)  
 Bilirakis Hall (TX) Putnam  
 Bishop (UT) Hastert Radanovich  
 Blackburn Heller Rehberg  
 Blunt Hensarling Renzi  
 Boehner Hoekstra Rogers (AL)  
 Boustany Hunter Rogers (MI)  
 Buchanan Jindal Johnson (IL)  
 Burgess Johnson, Sam Royce  
 Camp (MI) Johnson, Sam Schmidt  
 Cannon Jones (NC) Shadegg  
 Carter King (IA) Shays  
 Chabot Kingston Shimkus  
 Coble LaHood Smith (TX)  
 Conaway Lamborn Souder  
 Cubin Lewis (KY) Space  
 Culberson Linder Sullivan  
 Davis, David Marchant Tancredo  
 Deal (GA) McCaul (TX) Thornberry  
 Donnelly McHenry Tiahrt  
 Duncan McHugh Tiberi  
 Ellsworth McMorris Turner  
 English (PA) Rodgers Upton  
 Flake Mica Walberg  
 Fossella Miller (FL) Wilson (SC)  
 Foxx Miller (MI) Young (AK)  
 Franks (AZ) Miller, Gary

NOES—327

Abercrombie Boyda (KS) Clyburn  
 Aderholt Brady (PA) Cohen  
 Alexander Braley (IA) Cole (OK)  
 Allen Brown (SC) Conyers  
 Altmire Brown, Corrine Cooper  
 Arcuri Brown-Waite, Costa  
 Baca Ginny Costello  
 Bachmann Burton (IN) Courtney  
 Bachus Butterfield Cramer  
 Baird Buyer Crenshaw  
 Baldwin Calvert Crowley  
 Barrow Campbell (CA) Cuellar  
 Bean Cantor Cummings  
 Becerra Capito Davis (AL)  
 Berkeley Capps Davis (CA)  
 Berman Capuano Davis (IL)  
 Berry Cardoza Davis (KY)  
 Bishop (GA) Carnahan Davis, Lincoln  
 Bishop (NY) Carney Davis, Tom  
 Blumenauer Carson DeFazio  
 Bono Castle DeGette  
 Boozman Castor Delahunt  
 Bordallo Chandler DeLauro  
 Boren Christensen Dent  
 Boswell Clarke Diaz-Balart, L.  
 Boucher Clay Diaz-Balart, M.  
 Boyd (FL) Cleaver Dicks

So the amendment was not agreed to.

83.23 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment submitted by Mr. CARTER:

83.24 [Roll No. 476]

AYES—190

Aderholt Frelinghuysen Musgrave  
 Akin Gallegly Myrick  
 Alexander Garrett (NJ) Neugebauer  
 Altmire Gerlach Nunes  
 Bachmann Gillmor Pearce  
 Bachus Gingrey Pence  
 Baker Gohmert Peterson (PA)  
 Barrett (SC) Goode Petri  
 Barrow Goodlatte Pitts  
 Bartlett (MD) Granger Platts  
 Barton (TX) Graves Poe  
 Biggert Hall (TX) Porter  
 Bilbray Hastert Price (GA)  
 Bilirakis Hastings (WA) Pryce (OH)  
 Bishop (UT) Hayes Putnam  
 Blackburn Heller Radanovich  
 Blunt Hensarling Ramstad  
 Boehner Hergert Regula  
 Bono Hobson Rehberg  
 Boozman Hoekstra Reichert  
 Boren Hulshof Renzi  
 Boustany Hunter Reynolds  
 Boyda (KS) Inglis (SC) Rogers (AL)  
 Brown (SC) Issa Rogers (KY)  
 Brown-Waite, Jindal Rogers (MI)  
 Ginny Johnson (IL) Rohrabacher  
 Buchanan Johnson, Sam Roskam  
 Burgess Jones (NC) Ross  
 Burton (IN) Jordan Royce  
 Buyer Keller Ryan (WI)  
 Calvert King (IA) Sali  
 Camp (MI) King (NY) Schmidt  
 Campbell (CA) Kingston Sensenbrenner  
 Cannon Kirk Kline (MN)  
 Cantor Kline (MN) Shadegg  
 Capito Knollenberg Shays  
 Carter Kuhl (NY) Shimkus  
 Chabot LaHood Shuler  
 Coble Lamborn Shuster  
 Cole (OK) Latham Simpson  
 Crenshaw LaTourette Skelton  
 Cubin Lewis (CA) Lewis (KY)  
 Culberson Lewis (KY) Smith (NE)  
 Davis (KY) Linder Smith (TX)  
 Davis, David Lucas Souder  
 Davis, Tom Lungren, Daniel Stearns  
 Deal (GA) E. Sullivan  
 Dent Mack Tancredo  
 Donnelly Manzullo Taylor  
 Doolittle Marchant Terry  
 Drake McCarthy (CA) Thornberry  
 Dreier McCaul (TX) Tiberi  
 Duncan McCotter Turner  
 Ellsworth McCrery Upton  
 Emerson McHenry Walberg  
 English (PA) McKeon Walden (OR)  
 Everett McMorris Wamp  
 Fallon Rodgers Weldon (FL)  
 Feeney Mica Weller  
 Flake Miller (FL) Whitfield  
 Forbes Miller (MI) Wicker  
 Fortenberry Miller, Gary Wilson (SC)  
 Fossella Moran (KS) Wolf  
 Foxx Murphy, Patrick Young (AK)  
 Franks (AZ) Murphy, Tim Young (FL)

NOES—233

Abercrombie Capuano Cummings  
 Allen Cardoza Davis (AL)  
 Arcuri Carnahan Davis (CA)  
 Baca Carney Davis (IL)  
 Baird Carson Davis, Lincoln  
 Baldwin Castle DeFazio  
 Bean Castor DeGette  
 Becerra Chandler Delahunt  
 Berkley Christensen DeLauro  
 Berman Clarke Diaz-Balart, L.  
 Berry Clay Diaz-Balart, M.  
 Bishop (GA) Cleaver Dicks  
 Bishop (NY) Clyburn Dingell  
 Blumenauer Cohen Doggett  
 Bordallo Conaway Doyle  
 Boswell Conyers Edwards  
 Boucher Cooper Ehlers  
 Boyd (FL) Costa Ellison  
 Brady (PA) Costello Emanuel  
 Braley (IA) Courtney Engel  
 Brown, Corrine Cramer Eshoo  
 Butterfield Crowley Etheridge  
 Capps Cuellar Farr



Fattah
Ferguson
Filner
Fortuño
Frank (MA)
Giffords
Gilchrist
Gillibrand
Gonzalez
Gordon
Green, Al
Green, Gene
Grijalva
Hall (NY)
Hare
Harman
Hastings (FL)
Herseht Sandlin
Higgins
Hill
Hinchev
Hinojosa
Hirono
Hodes
Holden
Holt
Honda
Hoolley
Hoyer
Inslie
Israel
Jackson (IL)
Jackson-Lee
(TX)
Jefferson
Johnson (GA)
Johnson, E. B.
Jones (OH)
Kagen
Kanjorski
Kaptur
Kennedy
Kildee
Kilpatrick
Kind
Klein (FL)
Kucinich
Lampson
Langevin
Lantos
Larsen (WA)
Larsen (CT)
Lee
Levin
Lewis (GA)
Lipinski

NOT VOTING—14

Ackerman
Andrews
Bonner
Brady (TX)
Davis, Jo Ann
Faleomavaega
Gutierrez
Miller, George
Paul
Pickering
Sessions
Stupak
Tiahrt
Westmoreland

So the amendment was not agreed to.

83.25 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment numbered 98, submitted by Mr. McCAUL of Texas:

Page 17, strike the proviso beginning on line 2.

It was decided in the Yeas ..... 192
negative ..... Nays ..... 232

83.26 [Roll No. 477]

AYES—192

Aderholt
Akin
Alexander
Altmire
Bachmann
Bachus
Baker
Barrett (SC)
Barrow
Bartlett (MD)
Barton (TX)
Biggart
Bilbray
Bilirakis
Bishop (UT)
Blackburn
Blunt
Boehner
Bono
Boozman
Boswell
Boustany
Brown-Waite,
Ginny
Buchanan
Burgess
Burton (IN)
Buyer
Calvert
Camp (MI)
Campbell (CA)
Cannon
Cantor
Capito
Carney
Chabot
Coble
Clay
Cleaver
Clyburn
Cohen
Conyers
Cooper
Costa
Costello
Courtney
Cramer
Crowley
Cummings
Dannon
Davis (AL)
Davis (CA)
Davis (IL)

Dreier
Duncan
Edwards
Ehlers
Ellsworth
Emerson
English (PA)
Everett
Fallin
Feeney
Ferguson
Forbes
Fortenberry
Fossella
Foxy
Franks (AZ)
Frelinghuysen
Garrett (NJ)
Gerlach
Giffords
Gilchrist
Gillibrand
Gingrey
Gohmert
Goode
Goodlatte
Graves
Hall (TX)
Hastert
Hastings (WA)
Hayes
Heller
Hensarling
Herger
Herseht Sandlin
Hobson
Hoekstra
Hulshof
Hunter
Issa
Jindal
Johnson (IL)
Johnson, Sam
Jones (NC)
Jordan
Keller
King (IA)
King (NY)
Kingston
Kirk
Kline (MN)
Kuhl (NY)
Lamborn
Lampson
LaTourette
Linder
LoBiondo
Lofgren, Zoe
Lucas
Lungren, Daniel
E.
Lynch
Mack
Manzullo
Marchant
McCarthy (CA)
McCaul (TX)
McCotter
McHenry
McKeon
McMorris
Rogers
Mica
Miller (FL)
Miller (MI)
Miller, Gary
Moran (KS)
Murphy, Patrick
Murphy, Tim
Muggrave
Myrick
Neugebauer
Nunes
Pearce
Pence
Peterson (MN)
Petri
Pitts
Platts
Poe
Pomeroy
Porter
Price (GA)
Pryce (OH)
Putnam

NOES—232

Abercrombie
Allen
Arcuri
Baca
Baird
Baldwin
Bean
Becerra
Berkley
Berman
Berry
Bishop (GA)
Bishop (NY)
Blumenauer
Bordallo
Boren
Boucher
Boyd (FL)
Boyd (KS)
Brady (PA)
Brale (IA)
Brown (SC)
Brown, Corrine
Butterfield
Capps
Capuano
Cardoza
Carnahan
Carson
Carter
Castle
Castor
Chandler
Christensen
Clarke
Clay
Clever
Clyburn
Cohen
Conyers
Cooper
Costa
Costello
Courtney
Cramer
Crowley
Cummings
Dannon
Davis (AL)
Davis (CA)
Davis (IL)
Davis, Tom
DeFazio
DeGette
DeLahunt
DeLauro
Diaz-Balart, L.
Diaz-Balart, M.
Dicks
Dingell
Doggett
Doyle
Ellison
Emanuel
Engel
Eshoo
Etheridge
Farr
Fattah
Filner
Flake
Fortuño
Frank (MA)
Gillmor
Gonzalez
Gordon
Granger
Green, Al
Green, Gene
Grijalva
Hall (NY)
Hare
Harman
Hastings (FL)
Higgins
Hill
Hinchev
Hinojosa
Hirono
Hodes
Holden
Holt
Honda
Hoolley
Hoyer
Inglis (SC)
Inslie
Israel
Jackson (IL)
Jackson-Lee
(TX)
Jefferson
Johnson (GA)
Johnson, E. B.
Jones (OH)
Kagen
Kanjorski
Kaptur
Kennedy
Kildee
Kilpatrick
Kind
Klein (FL)
Knollenberg
Kucinich
LaHood
Langevin
Lantos
Larsen (WA)
Larsen (CT)
Latham
Lee
Levin
Lewis (CA)
Lewis (GA)
Lewis (KY)
Lipinski
Loebsack
Lowey
Mahoney (FL)
Maloney (NY)
Markey
Marshall
Matheson
Matsui
McCarthy (NY)
McCollum (MN)
McCrery
McDermott
McGovern
McHugh
McIntyre
McNerney
McNulty
Meehan
Meek (FL)
Meeks (NY)
Melancon
Michaud
Miller (NC)
Mittell
Molloy
Mullins
Munoz
Nadler
Napolitano
Neal (MA)
Norton
Oberstar
Obey
Oliver
Ortiz
Pallone
Pascarella
Pastor
Payne
Perlmutter
Peterson (PA)
Price (NC)
Rahall
Rangel
Regula
Reyes
Rodriguez
Rogers (KY)
Ros-Lehtinen
Ross
Santorum
Saxton
Schmitt
Sensenbrenner
Sestak
Shadegg
Shaoh
Sherman
Shimkus
Shuler
Shuster
Simpson
Smith (NE)
Smith (TX)
Smith (WA)
Souder
Stearns
Sullivan
Taheri
Tancredo
Terry
Thornberry
Tiahrt
Tiberi
Turner
Upton
Walberg
Walden (OR)
Weldon (FL)
Weller
Wicker
Wilson (NM)
Wilson (SC)
Young (AK)
Young (FL)

Radanovich
Ramstad
Rehberg
Reichert
Renzi
Reynolds
Rogers (AL)
Rogers (MI)
Rohrabacher
Roskam
Royce
Ruppersberger
Ryan (WI)
Salazar
Sali
Saxton
Schmidt
Sensenbrenner
Sestak
Shadegg
Shaoh
Sherman
Shimkus
Shuler
Shuster
Simpson
Smith (NE)
Smith (TX)
Smith (WA)
Souder
Stearns
Sullivan
Taheri
Tancredo
Terry
Thornberry
Tiahrt
Tiberi
Turner
Upton
Walberg
Walden (OR)
Weldon (FL)
Weller
Wicker
Wilson (NM)
Wilson (SC)
Young (AK)
Young (FL)

Mollohan
Moore (KS)
Moore (WI)
Moran (VA)
Murphy (CT)
Murtha
Nadler
Napolitano
Neal (MA)
Norton
Oberstar
Obey
Oliver
Ortiz
Pallone
Pascarella
Pastor
Payne
Perlmutter
Peterson (PA)
Price (NC)
Rahall
Rangel
Regula
Reyes
Rodriguez
Rogers (KY)
Ros-Lehtinen
Ross
Rothman
Roybal-Allard
Rush
Ryan (OH)
Sanchez, Linda
T.
Sanchez, Loretta
Sarbanes
Schakowsky
Schiff
Schwartz
Scott (GA)
Scott (VA)
Serrano
Shea-Porter
Sires
Skelton
Slaughter
Smith (NJ)
Snyder
Solis
Space
Spratt
Stark
Stanton
Tanner
Tauscher
Taylor
Thompson (CA)
Thompson (MS)
Tierney
Towns
Udall (CO)
Udall (NM)
Van Hollen
Velázquez
Visclosky
Walsh (NY)
Walz (MN)
Wamp
Wasserman
Schultz
Waters
Watson
Watt
Waxman
Weiner
Welch (VT)
Wexler
Whitfield
Wilson (OH)
Wolf
Woolsey
Wu
Wynn
Yarmuth

NOT VOTING—13

Ackerman
Andrews
Bonner
Brady (TX)
Davis, Jo Ann
Faleomavaega
Gutierrez
Miller, George
Paul
Pickering
Sessions
Stupak
Westmoreland

So the amendment was not agreed to.

83.27 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment numbered 105, submitted by Mr. KING of Iowa:

Page 17, line 23, after the dollar amount, insert "(reduced by \$5,000,000) (increased by \$5,000,000)".

It was decided in the Yeas ..... 228
affirmative ..... Nays ..... 195

83.28 [Roll No. 478]

AYES—228

Aderholt
Akin
Alexander
Altmire
Arcuri
Bachmann
Bachus
Baker
Barrett (SC)
Barrow
Bartlett (MD)
Barton (TX)
Bean
Biggart
Bilbray
Bilirakis
Bishop (UT)
Blackburn
Blunt
Boehner
Bono
Boozman
Boswell
Boustany
Boyd (KS)
Brale (IA)
Brown (SC)
Brown-Waite,
Ginny
Buchanan
Burgess
Burton (IN)
Buyer
Calvert
Camp (MI)
Campbell (CA)
Cannon
Cantor
Capito
Carter
Castle
Chabot
Coble
Cole (OK)
Conaway
Costello
Crenshaw
Cubin
Culberson
Davis (KY)
Davis, David
Davis, Tom
Deal (GA)
DeFazio
Dent
Dicks
Donnelly
Doolittle
Drake
Dreier
Duncan
Ehlers
Ellsworth
Emerson
English (PA)
Everett
Fallin
Feeney
Ferguson
Flake
Forbes
Fortenberry
Fossella
Foxy
Franks (AZ)
Frelinghuysen
Gallegly
Garrett (NJ)
Gerlach
Gilchrist
Gillibrand
Gillmor
Gingrey
Gohmert
Goode
Goodlatte
Granger
Graves
Hall (TX)
Harman
Hastert
Hastings (WA)
Hayes
Heller
Hensarling
Herger
Herseht Sandlin
Hobson
Hoekstra
Holden
Hulshof
Hunter
Inglis (SC)
Israel
Issa
Jindal
Johnson (IL)
Johnson, Sam
Jones (NC)
Jordan
Keller
Kind
King (IA)
King (NY)
Kingston
Kirk
Kline (MN)
Knollenberg
Kuhl (NY)
LaHood
Lamborn
Lampson
Latham
LaTourette
Lewis (CA)
Lewis (KY)
Linder
Lipinski

LoBiondo Pearce Shays Wexler Woolsey Wynn Carnahan Jindal Rehberg  
 Loeb sack Pence Shimkus Wilson (OH) Wu Yarmuth Carson Johnson (GA)  
 Lucas Peterson (PA) Shuler Wilson (OH) Wu Yarmuth Carson Johnson (GA)  
 Lungren, Daniel Petri Shuster Wilson (OH) Wu Yarmuth Carson Johnson (GA)  
 E. Pitts Simpson Ackerman Faleomavaega Rush Chandler Kagen  
 Mack Platts Smith (NE) Andrews Gutierrez Sessions Christensen Kanjorski  
 Mahoney (FL) Poe Smith (NJ) Bonner Miller, George Stupak Clarke Kaptur  
 Manzullo Pomeroy Smith (TX) Brady (TX) Paul Westmoreland Clay Kennedy  
 Marchant Porter Souder Davis, Jo Ann Pickering Cleaver Kildee  
 Matheson Price (GA) Space Ruppertsberger Kilpatrick  
 McCarthy (CA) Pryce (OH) Spratt Coble Kind  
 McCaul (TX) Putnam Stearns Cohen King (NY)  
 McCotter Ramstad Sullivan Conaway Klein (FL)  
 McCreery Rangel Tancredo Conyers Costello Knollenberg  
 McHenry Regula Terry Courtney Kucinich  
 McHugh Rehberg Thornberry Crenshaw Kuhl (NY)  
 McKeon Reichert Tiahrt Crowley Lampson  
 McMorris Renzi Tiberi Crowley Langevin  
 Rodgers Reynolds Turner Cummings Levin  
 Mica Rogers (AL) Upton Davis (CA) Lantos  
 Michaud Rogers (KY) Walden (OR) Davis (IL) Larsen (WA)  
 Miller (FL) Rogers (MI) Walsh (OR) Davis, Tom LaTourette  
 Miller (MI) Rohrabacher Walsh (NY) DeGette Lee  
 Miller, Gary Roskam Walz (MN) Delahunt Levin  
 Mitchell Ross Wamp DeLauro Lewis (CA)  
 Moore (KS) Royce Weldon (FL) Diaz-Balart, L. Lewis (GA)  
 Moran (KS) Ryan (WI) Weller Diaz-Balart, M. Lipinski  
 Moran (VA) Sali Whitfield Page 41, line 7, after the dollar amount, insert "(increased by \$150,000,000)".  
 Murphy, Patrick Saxton Wicker It was decided in the { Yeas ..... 155  
 Murphy, Tim Schmidt Wilson (NM) negative ..... { Nays ..... 268  
 Musgrave Schwartz Wilson (SC)  
 Myrick Sensenbrenner Wolf  
 Neugebauer Sestak Young (AK)  
 Nunes Shadegg Young (FL)

So the amendment was agreed to.

83.29 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment submitted by Mr. BILBRAY:

Page 26, line 10, after the first dollar amount, insert "(reduced by \$150,000,000)".

Page 26, line 22, after the dollar amount, insert "(reduced by \$150,000,000)".

Page 39, line 14, after the dollar amount, insert "(increased by \$150,000,000)".

Page 41, line 7, after the dollar amount, insert "(increased by \$150,000,000)".

It was decided in the { Yeas ..... 155  
 negative ..... { Nays ..... 268

83.30 [Roll No. 479]

AYES—155

Abercrombie Allen Baca Baird Baldwin Becerra Berkeley Berman Berry Bishop (GA) Bishop (NY) Blumenauer Bordallo Boucher Boyd (FL) Brady (PA) Brown, Corrine Butterfield Capps Capuano Cardoza Carnahan Carney Carson Castor Chandler Christensen Clarke Clay Cleaver Clyburn Cohen Conyers Cooper Costa Courtney Cramer Crowley Cuellar Cummings Davis (AL) Davis (CA) Davis (IL) Davis, Lincoln DeGette Delahunt DeLauro Diaz-Balart, L. Diaz-Balart, M. Dingell Doggett Doyle Edwards Ellison Emanuel Engel Eshoo Etheridge Farr Fattah Filner Fortuño Frank (MA) Giffords

Aderholt Altmire Bachmann Baird Barrett (SC) Barrow Bartlett (MD) Barton (TX) Bean Berkeley Bilbray Bishop (UT) Blackburn Blunt Boehner Boren Boswell Boyda (KS) Buchanan Burgess Burton (IN) Calvert Camp (MI) Campbell (CA) Cannon Cantor Capito Cardoza Carney Castle Chabot Cole (OK) Cooper Costa Cramer Cubin Cuellar Culberson Davis (AL) Davis (KY) Davis, David Davis, Lincoln Deal (GA) DeFazio Dent Donnelly Doolittle Dreier Duncan Ellsworth Emerson English (PA)

Rehberg Reichert Reyes Reynolds Rodriguez Rogers (KY) Ros-Lehtinen Roskam Rothman Roybal-Allard Ruppertsberger Rush Ryan (OH) Salazar Sali Sanchez, Linda T. Sanchez, Loretta Sarbanes Saxton Schakowsky Schiff Schwartz Scott (GA) Scott (VA) Serrano Sestak Shadegg Shea-Porter Sherman Shimkus Simpson Sires Skelton Slaughter Smith (NJ) Smith (WA) Snyder Solis Souder Spratt Stark Sutton Tauscher Taylor Terry Thompson (CA) Thompson (MS) Tierney Towns Turner Udall (NM) Van Hollen Velázquez Visclosky Walberg Walz (MN) Wamp Wasserman Schultz Waters Watson Watt Waxman Weiner Welch (VT) Weldon (FL) Wexler Whitfield Wicker Wilson (NM) Wilson (OH) Wilson (SC) Woolsey Wu Wynn Yarmuth Young (AK) Young (FL)

NOES—268

Abercrombie Akin Alexander Allen Arcuri Baca Bachus Baker Baldwin Becerra Berman Berry Biggart Bilirakis Bishop (GA) Bishop (NY) Blumenauer Bono Boozman Bordallo Boucher Boustany

NOT VOTING—14

Ackerman Emanuel Pickering  
 Andrews Faleomavaega Sessions  
 Bonner Gutierrez Stupak  
 Brady (TX) Miller, George Westmoreland  
 Davis, Jo Ann Paul

So the amendment was not agreed to.

83.31 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment numbered 99, submitted by Mr. MCCAUL of Texas:

Strike section 531 (page 69, beginning at line 4).

It was decided in the { Yeas ..... 184 negative ..... Nays ..... 238

83.32 [Roll No. 480]

AYES—184

- Aderholt, Akin, Alexander, Bachmann, Bachus, Baker, Barrett (SC), Barrow, Bartlett (MD), Barton (TX), Biggert, Bilbray, Bilirakis, Bishop (UT), Blackburn, Blunt, Boehner, Bono, Boozman, Boustany, Brown (SC), Brown-Waite, Ginny, Buchanan, Burgess, Burton (IN), Buyer, Calvert, Camp (MI), Campbell (CA), Cannon, Cantor, Capito, Carter, Castle, Chabot, Coble, Cole (OK), Conaway, Crenshaw, Cubin, Culberson, Davis (KY), Davis, David, Davis, Tom, Deal (GA), Dent, Diaz-Balart, L., Diaz-Balart, M., Doolittle, Drake, Dreier, Duncan, Ehlers, Emerson, English (PA), Everett, Fallon, Feeoney, Flake, Forbes, Fortenberry, Fortuño, Fossella, Foxx, Franks (AZ), Frelinghuysen, Gallegly, Garrett (NJ), Gerlach, Gilchrest, Gingrey, Gohmert, Goode, Goodlatte, Granger, Graves, Hall (TX), Hastings (WA), Heller, Hensarling, Herger, Hobson, Hulshof, Hunter, Inglis (SC), Issa, Jindal, Johnson (IL), Johnson, Sam, Jones (NC), Jordan, Keller, King (IA), King (NY), Kingston, Kirk, Kline (MN), Knollenberg, Kuhl (NY), LaHood, Lamborn, Latham, Lewis (CA), Lewis (KY), Linder, Lucas, Lungren, Daniel E., Mack, Manzullo, Marchant, Marshall, McCarthy (CA), McCaul (TX), McCreary, McHenry, McKeon, McMorris, Rodgers, Mica, Miller (FL), Miller, Gary, Moran (KS), Musgrave, Myrick, Neugebauer, Nunes, Pearce, Pence, Peterson (PA), Petri, Pitts, Platts, Poe, Porter, Price (GA), Pryce (OH), Putnam, Radanovich, Ramstad, Rehberg, Reichert, Renzi, Reynolds, Rogers (AL), Rogers (KY), Rogers (MI), Rohrabacher, Ros-Lehtinen, Roskam, Royce, Ryan (WI), Sali, Schmidt, Sensenbrenner, Shadegg, Shays, Shimkus, Shuster, Simpson, Smith (NE), Smith (TX), Souder, Stearns, Sullivan, Tancredo, Terry, Thornberry, Tiahrt, Tiberi, Turner, Upton, Walberg, Walden (OR), Walsh (NY), Wamp, Weldon (FL), Weller, Whitfield, Wicker, Wilson (NM), Wilson (SC), Wolf, Young (AK), Young (FL)

NOES—238

- Abercrombie, Allen, Altmire, Arcuri, Baca, Baird, Baldwin, Bean, Becerra, Berkley, Berman, Berry, Bishop (GA), Bishop (NY), Blumenauer, Bordallo, Boren, Boswell, Boucher, Boyd (FL), Boyda (KS), Brady (PA), Braley (IA), Brown, Corrine, Butterfield, Capps, Capuano, Cardoza, Carnahan, Carney, Carson, Castor, Chandler, Christensen, Clarke, Clay, Cleaver, Clyburn, Cohen, Conyers, Cooper, Costa, Costello, Courtney, Cramer, Crowley, Cuellar, Cummings, Davis (AL), Davis (CA), Davis (IL), Davis, Lincoln, DeFazio, DeGette, Delahunt, DeLauro, Dicks, Dingell, Doggett, Donnelly, Doyle, Edwards, Ellison, Ellsworth, Emanuel, Engel, Eshoo, Etheridge, Farr, Fattah, Ferguson, Filner, Frank (MA), Giffords, Gillibrand, Gillmor, Gonzalez, Gordon, Capuano, Cardoza, Carnahan, Carney, Carson, Castor, Chandler, Christensen, Clarke, Clay, Cleaver, Clyburn, Cohen, Conyers, Cooper, Costa, Costello, Courtney, Cramer, Crowley, Cuellar, Cummings, Davis (AL), Davis (CA), Davis (IL), Davis, Lincoln, DeFazio, DeGette, Delahunt, DeLauro, Dicks, Dingell, Doggett, Donnelly, Doyle, Edwards, Ellison, Ellsworth, Emanuel, Engel, Eshoo, Etheridge, Farr, Fattah, Ferguson, Filner, Frank (MA), Giffords, Gillibrand, Gillmor, Gonzalez, Gordon, DeFazio, DeGette, Delahunt, DeLauro, Dicks, Dingell, Doggett, Donnelly, Doyle, Edwards, Ellison, Ellsworth, Emanuel, Engel, Eshoo, Etheridge, Farr, Fattah, Ferguson, Filner, Frank (MA), Giffords, Gillibrand, Gillmor, Gonzalez, Gordon

- Green, Al, Green, Gene, Grijalva, Hall (NY), Hare, Harman, Hastings (FL), Herseht Sandlin, Higgins, Hill, Hinchey, Hinojosa, Hirono, Hodes, Hoekstra, Holden, Holt, Honda, Hooley, Hoyer, Inslee, Israel, Jackson (IL), Jackson-Lee (TX), Jefferson, Johnson (GA), Johnson, E. B., Jones (OH), Kagen, Kanjorski, Kaptur, Kennedy, Kildee, Kilpatrick, Kind, Klein (FL), Kucinich, Lampson, Langevin, Lantos, Larsen (WA), Larson (CT), LaTourette, Lee, Levin, Lewis (GA), Lipinski, LoBiondo, Loeb, Lofgren, Zoe, Lowey, Lynch, Mahoney (FL), Maloney (NY), Markey, Matheson, Matsui, McCarthy (NY), McCollum (MN), McCotter, McDermott, McGovern, McHugh, McIntyre, McNeerney, McNulty, Meehan, Meek (FL), Meeks (NY), Melancon, Michaud, Miller (MI), Miller (NC), Mitchell, Molohan, Moore (KS), Moore (WI), Moran (VA), Murphy (CT), Murphy, Patrick, Murphy, Tim, Murtha, Nadler, Napolitano, Neal (MA), Norton, Oberstar, Obey, Oliver, Ortiz, Pallone, Pascrell, Pastor, Payne, Perlmutter, Peterson (MN), Pomeroy, Price (NC), Rahall, Rangel, Regula, Reyes, Rodriguez, Ross, Rothman, Roybal-Allard, Ruppensberger, Rush, Ryan (OH), Salazar, Sanchez, Linda T., Sanchez, Loretta, Sarbanes, Saxton, Schakowsky, Schiff, Schwartz, Scott (GA), Scott (VA), Serrano, Sestak, Shea-Porter, Sherman, Shuler, Sires, Skelton, Slaughter, Smith (NJ), Smith (WA), Snyder, Solis, Space, Spratt, Stark, Sutton, Tanner, Tauscher, Taylor, Thompson (CA), Thompson (MS), Tierney, Towns, Udall (NM), Van Hollen, Velázquez, Visclosky, Walz (MN), Wasserman, Schultz, Waters, Watson, Watt, Waxman, Weiner, Welch (VT), Wexler, Wilson (OH), Woolsey, Wu, Wynn, Yarmuth, Ackerman, Andrews, Bonner, Brady (TX), Davis, Jo Ann, Faleomavaega, Gutierrez, Hastert, Miller, George, Paul, Pickering, Sessions, Stupak, Udall (CO), Westmoreland

NOT VOTING—15

- Ackerman, Andrews, Bonner, Brady (TX), Davis, Jo Ann, Faleomavaega, Gutierrez, Hastert, Miller, George, Paul, Pickering, Sessions, Stupak, Udall (CO), Westmoreland

So the amendment was not agreed to.

83.33 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment numbered 2, submitted by Mr. ROGERS of Kentucky:

At the end of the bill (before the short title), insert the following:

SEC. \_\_\_\_\_. None of the funds made available under this Act may be used to recruit or hire a total of more than 45,000 full-time equivalent airport screeners.

It was decided in the { Yeas ..... 168 negative ..... Nays ..... 255

83.34 [Roll No. 481]

AYES—168

- Aderholt, Akin, Bachmann, Bachus, Baker, Barrett (SC), Bartlett (MD), Barton (TX), Biggert, Bilbray, Bilirakis, Bishop (UT), Blackburn, Blunt, Boehner, Bono, Boozman, Boustany, Brown (SC), Brown-Waite, Ginny, Buchanan, Burgess, Burton (IN), Buyer, Blackburn, Campbell (MI), Cannon, Carter, Castle, Chabot, Coble, Cole (OK), Conaway, Crenshaw, Cubin, Culberson, Davis (KY), Camp (MI), Campbell (CA), Cannon, Carter, Castle, Chabot, Coble, Cole (OK), Conaway, Crenshaw, Cubin, Culberson, Davis (KY), Camp (MI), Campbell (CA), Cannon, Carter, Castle, Chabot, Coble, Cole (OK), Conaway, Crenshaw, Cubin, Culberson, Davis (KY)

- Davis, David, Deal (GA), Diaz-Balart, L., Diaz-Balart, M., Doolittle, Drake, Dreier, Duncan, Ehlers, Emerson, Everett, Fallon, Feeoney, Flake, Forbes, Fortenberry, Fortuño, Foxx, Franks (AZ), Frelinghuysen, Gallegly, Garrett (NJ), Gerlach, Gillmor, Gingrey, Gohmert, Goode, Goodlatte, Granger, Hall (TX), Hastert, Hastings (WA), Hayes, Heller, Hensarling, Herger, Hobson, Hulshof, Hunter, Inglis (SC), Issa, Johnson, Sam, Jordan, King (IA), Kingston, Kline (MN), Knollenberg, Kuhl (NY), LaHood, Lamborn, Latham, LaTourette, Lewis (CA), Lewis (KY), Linder, Lucas, Lungren, Daniel E., Mack, Manzullo, Marchant, McCarthy (CA), McCotter, McCreary, McHenry, McKeon, McMorris, Rodgers, Mica, Miller (FL), Miller (MI), Miller, Gary, Moran (KS), Musgrave, Myrick, Neugebauer, Nunes, Pearce, Pence, Peterson (PA), Petri, Pitts, Poe, Price (GA), Pryce (OH), Putnam, Radanovich, Ramstad, Regula, Rehberg, Reichert, Renzi, Reynolds, Rogers (AL), Rogers (KY), Rogers (MI), Rohrabacher, Ros-Lehtinen, Roskam, Royce, Ryan (WI), Sali, Schmidt, Sensenbrenner, Shadegg, Shays, Shimkus, Shuster, Simpson, Smith (NE), Smith (TX), Souder, Stearns, Sullivan, Tancredo, Terry, Thornberry, Tiahrt, Tiberi, Turner, Upton, Walberg, Walden (OR), Walsh (NY), Wamp, Weldon (FL), Whitfield, Wicker, Wilson (SC), Wolf, Young (AK), Young (FL)

NOES—255

- Abercrombie, Alexander, Allen, Altmire, Arcuri, Baca, Baird, Baldwin, Bean, Becerra, Berkley, Berman, Berry, Bishop (GA), Bishop (NY), Blumenauer, Bordallo, Boren, Boswell, Boucher, Boyd (FL), Boyda (KS), Brady (PA), Braley (IA), Brown, Corrine, Butterfield, Cantor, Capito, Capps, Capuano, Cardoza, Carnahan, Carney, Carson, Castor, Chandler, Christensen, Clarke, Clay, Cleaver, Clyburn, Cohen, Conyers, Cooper, Costa, Costello, Courtney, Cramer, Crowley, Cuellar, Cummings, Davis (AL), Davis (CA), Davis (IL), Davis, Lincoln, DeFazio, DeGette, Delahunt, DeLauro, Dicks, Dingell, Doggett, Donnelly, Doyle, Edwards, Ellison, Ellsworth, Emanuel, Engel, Eshoo, Etheridge, Farr, Fattah, Ferguson, Filner, Fossella, Frank (MA), Giffords, Gillibrand, Gillmor, Gonzalez, Gordon, Green, Al, Green, Gene, Grijalva, Hall (NY), Hare, Harman, Hastings (FL), Herseht Sandlin, Higgins, Hill, Hinchey, Hinojosa, Hirono, Hodes, Hoekstra, Holden, Holt, Honda, Hooley, Hoyer, Inslee, Israel, Jackson (IL), Jackson-Lee (TX), Jefferson, Jindal, Johnson (GA), Johnson (IL), Johnson, E. B., Jones (NC), Jones (OH), Kagen, Kanjorski, Kaptur, Keller, Kennedy, Kildee, Kilpatrick, Kind, King (NY), Kirk, Klein (FL), Kucinich, Lampson, Langevin, Lantos, Larsen (WA), Larson (CT), Lee, Levin, Lewis (GA), Lipinski, LoBiondo, Loeb, Lofgren, Zoe, Lowey, Lynch, Mahoney (FL), Maloney (NY), Markey, Marshall, Matheson, Matsui, McCarthy (NY), McCaul (TX), McCollum (MN), McDermott, McGovern, McHugh, McIntyre, McNeerney, McNulty, Meehan, Meek (FL), Meeks (NY), Pickering, Sessions, Stupak, Udall (CO), Westmoreland

Melancon  
 Michaud  
 Miller (NC)  
 Mitchell  
 Mollohan  
 Moore (KS)  
 Moore (WI)  
 Moran (VA)  
 Murphy (CT)  
 Murphy, Patrick  
 Murphy, Tim  
 Murtha  
 Nadler  
 Napolitano  
 Neal (MA)  
 Norton  
 Oberstar  
 Obey  
 Oliver  
 Ortiz  
 Pallone  
 Pascrell  
 Pastor  
 Payne  
 Perlmutter  
 Peterson (MN)  
 Platts  
 Pomeroy  
 Porter  
 Price (NC)  
 Rahall  
 Rangel

Reyes  
 Rodriguez  
 Ross  
 Rothman  
 Roybal-Allard  
 Ruppelberger  
 Rush  
 Ryan (OH)  
 Salazar  
 Sanchez, Linda  
 T.  
 Sanchez, Loretta  
 Sarbanes  
 Saxton  
 Schakowsky  
 Schiff  
 Schwartz  
 Scott (GA)  
 Scott (VA)  
 Serrano  
 Sestak  
 Shea-Porter  
 Sherman  
 Shuler  
 Sires  
 Skelton  
 Slaughter  
 Smith (NJ)  
 Smith (WA)  
 Snyder  
 Solis  
 Space

Spratt  
 Stark  
 Sutton  
 Tanner  
 Tauscher  
 Taylor  
 Thompson (CA)  
 Thompson (MS)  
 Tierney  
 Towns  
 Udall (CO)  
 Udall (NM)  
 Van Hollen  
 Velázquez  
 Visclosky  
 Walz (MN)  
 Wasserman  
 Schultz  
 Waters  
 Watson  
 Watt  
 Waxman  
 Weiner  
 Welch (VT)  
 Weller  
 Wexler  
 Wilson (NM)  
 Wilson (OH)  
 Woolsey  
 Wu  
 Wynn  
 Yarmuth

NOT VOTING—14

Ackerman  
 Andrews  
 Bonner  
 Brady (TX)  
 Davis, Jo Ann

Faleomavaega  
 Graves  
 Gutierrez  
 Miller, George  
 Paul

Pickering  
 Sessions  
 Stupak  
 Westmoreland

So the amendment was not agreed to.

83.35 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment numbered 28, submitted by Mr. POE:

At the end of title V, add the following new section:

SEC. \_\_\_\_ . None of the funds made available in this Act may be used by the Secretary of Homeland Security to implement a plan under section 7209 of the Intelligence Reform and Terrorism Prevention Act of 2004 (Public Law 108-458; 8 U.S.C. 1185 note) that permits travel into the United States from foreign countries using any document other than a passport to denote citizenship and identity.

It was decided in the { Yeas ..... 89  
 negative ..... } Nays ..... 331

83.36 [Roll No. 482]

AYES—89

Alexander  
 Baker  
 Barrow  
 Bartlett (MD)  
 Bean  
 Biggert  
 Bilbray  
 Bilirakis  
 Bishop (UT)  
 Blackburn  
 Bordanlo  
 Boustany  
 Boyda (KS)  
 Buchanan  
 Cannon  
 Conaway  
 Cooper  
 Culberson  
 Davis (KY)  
 Davis, David  
 Davis, Lincoln  
 Deal (GA)  
 Diaz-Balart, L.  
 Diaz-Balart, M.  
 Donnelly  
 Drake  
 Duncan  
 Ellsworth  
 Flake  
 Fortenberry

Fortuño  
 Foy  
 Gingrey  
 Gohmert  
 Goode  
 Gordon  
 Graves  
 Green, Gene  
 Heller  
 Hensarling  
 Hinchey  
 Hunter  
 Inglis (SC)  
 Jindal  
 Johnson (IL)  
 Johnson, Sam  
 Jones (NC)  
 King (IA)  
 Kingston  
 Lamborn  
 Lewis (KY)  
 Linder  
 Lynch  
 Mack  
 Mahoney (FL)  
 Marchant  
 Marshall  
 McCaul (TX)  
 McCrery  
 McHenry

Miller (FL)  
 Miller, Gary  
 Mitchell  
 Moran (KS)  
 Murphy, Patrick  
 Musgrave  
 Myrick  
 Pearce  
 Poe  
 Price (GA)  
 Rehberg  
 Rohrabacher  
 Ros-Lehtinen  
 Ross  
 Royce  
 Sali  
 Sánchez, Linda  
 T.  
 Schmidt  
 Shimkus  
 Shuler  
 Smith (TX)  
 Space  
 Stearns  
 Sullivan  
 Tancredo  
 Terry  
 Walden (OR)  
 Wilson (NM)  
 Wilson (SC)

NOES—331

Abercrombie  
 Aderholt  
 Akin  
 Allen  
 Altmire  
 Arcuri  
 Baca  
 Bachmann  
 Bachus  
 Baird  
 Baldwin  
 Barrett (SC)  
 Barton (TX)  
 Berkley  
 Berman  
 Berry  
 Bishop (GA)  
 Bishop (NY)  
 Blumenauer  
 Blunt  
 Boehner  
 Bono  
 Boozman  
 Boren  
 Boswell  
 Boucher  
 Boyd (FL)  
 Brady (PA)  
 Braley (IA)  
 Brown (SC)  
 Brown, Corrine  
 Brown-Waite,  
 Giny  
 Burgess  
 Burton (IN)  
 Butterfield  
 Buyer  
 Calvert  
 Camp (MI)  
 Campbell (CA)  
 Cantor  
 Capito  
 Capps  
 Capuano  
 Carnahan  
 Carney  
 Carson  
 Carter  
 Castle  
 Castor  
 Chabot  
 Chandler  
 Christensen  
 Clarke  
 Clay  
 Cleaver  
 Clyburn  
 Coble  
 Cohen  
 Cole (OK)  
 Conyers  
 Costa  
 Costello  
 Courtney  
 Cramer  
 Crenshaw  
 Crowley  
 Cubin  
 Cuellar  
 Cummings  
 Davis (AL)  
 Davis (CA)  
 Davis (IL)  
 Davis, Tom  
 DeFazio  
 DeGette  
 Delahunt  
 DeLauro  
 Dent  
 Dicks  
 Dingell  
 Doggett  
 Doolittle  
 Doyle  
 Dreier  
 Edwards  
 Ehlers  
 Ellison  
 Emanuel  
 Emerson  
 Engel  
 English (PA)  
 Eshoo  
 Etheridge  
 Everett  
 Fallin  
 Farr  
 Fattah  
 Feeney

Ferguson  
 Filner  
 Forbes  
 Fossella  
 Frank (MA)  
 Franks (AZ)  
 Frelinghuysen  
 Gallegly  
 Garrett (NJ)  
 Gerlach  
 Giffords  
 Gilchrest  
 Gillibrand  
 Gillmor  
 Gonzalez  
 Goodlatte  
 Granger  
 Green, Al  
 Grijalva  
 Hall (NY)  
 Hall (TX)  
 Hare  
 Harman  
 Hastert  
 Hastings (FL)  
 Hastings (WA)  
 Hayes  
 Herger  
 Herseth Sandlin  
 Higgins  
 Hill  
 Hinojosa  
 Hirono  
 Hobson  
 Hodes  
 Hoekstra  
 Holden  
 Holt  
 Honda  
 Hooley  
 Hoyer  
 Hulshof  
 Inslee  
 Israel  
 Issa  
 Jackson (IL)  
 Jackson-Lee  
 (TX)  
 Jefferson  
 Johnson (GA)  
 Johnson, E. B.  
 Jones (OH)  
 Jordan  
 Kagen  
 Kanjorski  
 Kaptur  
 Keller  
 Kennedy  
 Kildee  
 Kilpatrick  
 Kind  
 King (NY)  
 Kirk  
 Klein (FL)  
 Kline (MN)  
 Knollenberg  
 Kucinich  
 Kuhl (NY)  
 LaHood  
 Lampson  
 Langevin  
 Lantos  
 Larsen (WA)  
 Larson (CT)  
 Latham  
 LaTourette  
 Lee  
 Levin  
 Lewis (CA)  
 Lewis (GA)  
 Lipinski  
 LoBiondo  
 Loeb sack  
 Lofgren, Zoe  
 Loney  
 Lucas  
 Lungren, Daniel  
 E.  
 Maloney (NY)  
 Manzullo  
 Markey  
 Matheson  
 Matsui  
 McCarthy (CA)  
 McCarthy (NY)  
 McColium (MN)  
 McCotter  
 McDermott  
 McGovern

Thompson (CA)  
 Thompson (MS)  
 Thornberry  
 Tiahrt  
 Tiberi  
 Tierney  
 Towns  
 Turner  
 Udall (CO)  
 Udall (NM)  
 Upton  
 Van Hollen  
 Velázquez  
 Visclosky  
 Walberg  
 Walsh (NY)  
 Walz (MN)  
 Wamp  
 Wasserman  
 Schultz  
 Waters  
 Watson  
 Watt  
 Waxman  
 Weiner  
 Welch (VT)

NOT VOTING—17

Ackerman  
 Andrews  
 Becerra  
 Bonner  
 Brady (TX)  
 Cardoza  
 Davis, Jo Ann  
 Faleomavaega  
 Gutierrez  
 Meehan  
 Miller, George  
 Moore (WI)  
 Paul  
 Pickering  
 Sessions  
 Stupak  
 Westmoreland

So the amendment was not agreed to.

83.37 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment submitted by Mr. LATOURETTE:

At the end of title V, add the following new section:

SEC. \_\_\_\_ . None of the funds made available in this Act may be used to implement any plan developed under section 7209(b)(1) of the Intelligence Reform and Terrorism Prevention Act of 2004 (Public Law 108-458; 8 U.S.C. 1185 note) before June 1, 2009.

It was decided in the { Yeas ..... 379  
 affirmative ..... } Nays ..... 45

83.38 [Roll No. 483]

AYES—379

Abercrombie  
 Aderholt  
 Akin  
 Alexander  
 Allen  
 Altmire  
 Arcuri  
 Baca  
 Bachmann  
 Bachus  
 Baird  
 Baker  
 Baldwin  
 Barrett (SC)  
 Bean  
 Becerra  
 Berkley  
 Berman  
 Berry  
 Biggert  
 Bilbray  
 Bilirakis  
 Bishop (GA)  
 Bishop (NY)  
 Bishop (UT)  
 Blumenauer  
 Blunt  
 Boehner  
 Bono  
 Boozman  
 Bordanlo  
 Boren  
 Boswell  
 Boucher  
 Boustany  
 Boyd (FL)  
 Boyda (KS)  
 Brady (PA)  
 Braley (IA)  
 Brown (SC)  
 Brown, Corrine  
 Buchanan  
 Burgess  
 Burton (IN)  
 Butterfield  
 Buyer  
 Calvert  
 Camp (MI)  
 Cannon  
 Capito  
 Cardoza  
 Carnahan  
 Carney  
 Carson  
 Carter  
 Castle  
 Castor  
 Chabot  
 Chandler  
 Christensen  
 Fallin  
 Farr  
 Clay  
 Cleaver  
 Clyburn  
 Coble  
 Cohen  
 Cole (OK)  
 Conaway  
 Conyers  
 Cooper  
 Costa  
 Costello  
 Courtney  
 Cramer  
 Crenshaw  
 Crowley  
 Cubin  
 Cuellar  
 Culberson  
 Cummings  
 Davis (AL)  
 Davis (CA)  
 Davis (IL)  
 Davis (KY)  
 Davis, Lincoln  
 Davis, Tom  
 DeFazio  
 DeGette  
 Delahunt  
 DeLauro  
 Dent  
 Diaz-Balart, L.  
 Diaz-Balart, M.  
 Dicks  
 Dingell  
 Doggett  
 Donnelly  
 Doolittle  
 Doyle  
 Drake  
 Dreier  
 Edwards  
 Ehlers  
 Ellison  
 Ellsworth  
 Emanuel  
 Emerson  
 Engel  
 English (PA)  
 Eshoo  
 Etheridge  
 Everett  
 Fallin  
 Farr  
 Fattah  
 Feeney

Honda
Hooley
Hoyer
Hulshof
Inglis (SC)
Inslee
Israel
Issa
Jackson (IL)
Jackson-Lee (TX)
Jefferson
Jindal
Johnson (IL)
Johnson, E. B.
Johnson, Sam
Jones (OH)
Kagen
Kaptur
Kennedy
Kildee
Kilpatrick
Kind
King (IA)
Kingston
Kirk
Klein (FL)
Kline (MN)
Knollenberg
Kucinich
Kuhl (NY)
Lampson
Langevin
Lantos
Larsen (WA)
Larson (CT)
Latham
LaTourette
Lee
Levin
Lewis (CA)
Lewis (GA)
Linder
Lipinski
LoBiondo
Loeb sack
Lofgren, Zoe
Lowey
Lucas
Lynch
Mack
Mahoney (FL)
Maloney (NY)
Manzullo
Marchant
Matheson
Matsui
McCarthy (CA)
McCarthy (NY)
McCaul (TX)
McCollum (MN)
McCotter
McCrery
McDermott
McGovern
McHenry
McHugh
McIntyre
McKeon
McMorris
Rodgers
McNerney
McNulty
Meehan

Meek (FL)
Meeks (NY)
Melancon
Mica
Michaud
Miller (FL)
Miller (MI)
Miller (NC)
Mitchell
Mollohan
Moore (KS)
Moore (WI)
Moran (KS)
Moran (VA)
Murphy (CT)
Murphy, Patrick
Murphy, Tim
Musgrave
Myrick
Nadler
Napolitano
Neal (MA)
Neugebauer
Norton
Nunes
Oberstar
Obey
Olver
Ortiz
Pallone
Pascrell
Pastor
Payne
Pearce
Pence
Perlmutter
Peterson (MN)
Peterson (PA)
Petri
Pitts
Platts
Pomeroy
Porter
Price (NC)
Pryce (OH)
Putnam
Radanovich
Rahall
Ramstad
Rangel
Regula
Rehberg
Reichert
Reynolds
Rodriguez
Rogers (AL)
Rogers (KY)
Rogers (MI)
Ros-Lehtinen
Roskam
Ross
Rothman
Roybal-Allard
Ruppersberger
Rush
Ryan (OH)
Ryan (WI)
Salazar
Sali
Sanchez, Linda
T.
Sanchez, Loretta
Sarbanes

Saxton
Schakowsky
Schiff
Schmidt
Schwartz
Scott (GA)
Scott (VA)
Sensenbrenner
Serrano
Sestak
Shea-Porter
Sherman
Shuler
Shuster
Simpson
Sires
Skelton
Slaughter
Smith (NE)
Smith (NJ)
Smith (WA)
Snyder
Solis
Space
Spratt
Stark
Stearns
Sullivan
Sutton
Tanner
Tauscher
Taylor
Terry
Thompson (CA)
Thompson (MS)
Tiahrt
Tiberi
Tierney
Towns
Turner
Udall (CO)
Udall (NM)
Upton
Van Hollen
Velazquez
Visclosky
Walberg
Walden (OR)
Walsh (NY)
Walz (MN)
Wamp
Wasserman
Schultz
Waters
Watson
Watt
Waxman
Weiner
Welch (VT)
Weldon (FL)
Weller
Wexler
Whitfield
Wicker
Wilson (NM)
Wilson (OH)
Wilson (SC)
Wolf
Woolsey
Wu
Wynn
Yarmuth
Young (AK)
Young (FL)

Barrow
Bartlett (MD)
Barton (TX)
Blackburn
Brown-Waite,
Ginny
Campbell (CA)
Cantor
Capps
Capuano
Davis, David
Deal (GA)
Duncan
Feeney
Franks (AZ)
Garrett (NJ)
Gingrey
Goode
Goodlatte
Harman
Heller
Johnson (GA)
Jones (NC)
Jordan
Kanjorski
Keller
King (NY)
LaHood
Lamborn
Lewis (KY)
Lungren, Daniel
E.

NOT VOTING—13
Ackerman
Andrews
Bonner
Brady (TX)
Davis, Jo Ann
Faleomavaega
Gutierrez
Miller, George
Paul
Pickering
Sessions
Stupak
Westmoreland

So the amendment was agreed to.

83.39 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment submitted by Mr. TANCREDO:

At the end of the bill (before the short title), insert the following:

SEC. . None of the funds made available by this Act may be used to administer any extension of designation made under section 244(b) of the Immigration and Nationality Act with respect to Honduras, or Nicaragua.

It was decided in the Yeas ..... 76
negative ..... 347

83.40 [Roll No. 484]

AYES—76

Aderholt
Altmire
Baker
Barrett (SC)
Barrow
Bartlett (MD)
Bilbray
Blackburn
Brown-Waite,
Ginny
Burgess
Burton (IN)
Buyer
Chabot
Costello
Culberson
Davis (KY)
Deal (GA)
DeFazio
Donnelly
Duncan
Ellsworth
Foxy
Gallegry
Gingrey
Gohmert

Goode
Gordon
Graves
Hall (TX)
Harman
Hastings (WA)
Hayes
Heller
Hensarling
Hooley
Hunter
Johnson, Sam
Royce
Jones (NC)
Jordan
King (IA)
Kingston
Kuhl (NY)
Lamborn
Lewis (KY)
Linder
Marchant
Marshall
McCaul (TX)
McHenry
McIntyre
Melancon
Miller, Gary
Murphy, Patrick
Musgrave
Myrick
Neugebauer
Platts
Poe
Price (GA)
Reichert
Reynolds
Rogers (AL)
Royce
Schmidt
Shuler
Shuster
Smith (NE)
Smith (TX)
Spratt
Stearns
Sullivan
Tancredo
Wamp
Watt
Weldon (FL)
Young (FL)

NOES—347

Abercrombie
Akin
Alexander
Allen
Arcuri
Baca
Bachmann
Bachus
Baird
Baldwin
Barton (TX)
Bean
Becerra
Berkley
Berman
Berry
Biggert
Bilirakis
Bishop (GA)
Bishop (NY)
Bishop (UT)
Blumenauer
Blunt
Boehner
Bono
Boozman
Bordallo
Boren
Boswell
Boucher
Boustany
Boyd (FL)
Boyda (KS)
Brady (PA)
Braley (IA)
Brown (SC)
Brown, Corrine
Buchanan
Butterfield
Calvert
Camp (MI)
Campbell (CA)
Cannon
Cantor
Capito
Capps
Capuano
Cardoza
Carnahan
Carney
Carson
Carter
Castle
Castor
Chandler
Christensen
Clarke
Clay
Cleaver
Clyburn
Coble
Cohen
Cole (OK)
Conaway
Conyers
Cooper
Costa
Courtney
Cramer
Crenshaw
Crowley
Cubin
Cuellar
Cummings
Davis (AL)
Davis (CA)
Davis (IL)
Davis, David
Davis, Lincoln
Davis, Tom
DeGette
Delahunt
Brady (PA)
DeLauro
Dent
Diaz-Balart, L.
Diaz-Balart, M.
Dicks
Dingell
Doggett
Doolittle
Doyle
Drake
Dreier
Edwards
Ehlers
Ellison

Emanuel
Emerson
Engel
English (PA)
Eshoo
Etheridge
Everett
Fallin
Farr
Pattah
Feeney
Ferguson
Filner
Flake
Forbes
Fortenberry
Fortuño
Fossella
Frank (MA)
Franks (AZ)
Frelinghuysen
Garrett (NJ)
Gerlach
Giffords
Gilchrest
Gillibrand
Gillmor
Gonzalez
Goodlatte
Granger
Green, Al
Green, Gene
Grijalva
Hall (NY)
Hare
Hastert
Hastings (FL)
Herseth Sandlin
Higgins
Hill
Hinchev
Hinojosa
Hirono
Hobson
Hodes
Hoekstra
Holden
Holt

Emmanuel
Emerson
Engel
English (PA)
Eshoo
Etheridge
Everett
Fallin
Farr
Pattah
Feeney
Ferguson
Filner
Flake
Forbes
Fortenberry
Fortuño
Fossella
Frank (MA)
Franks (AZ)
Frelinghuysen
Garrett (NJ)
Gerlach
Giffords
Gilchrest
Gillibrand
Gillmor
Gonzalez
Goodlatte
Granger
Green, Al
Green, Gene
Grijalva
Hall (NY)
Hare
Hastert
Hastings (FL)
Herseth Sandlin
Higgins
Hill
Hinchev
Hinojosa
Hirono
Hobson
Hodes
Hoekstra
Holden
Holt

McNulty
Meehan
Meek (FL)
Meeks (NY)
Mica
Michaud
Miller (FL)
Miller (MI)
Miller (NC)
Mitchell
Mollohan
Moore (KS)
Moore (WI)
Moran (KS)
Moran (VA)
Murphy (CT)
Murphy, Tim
Murtha
Nadler
Napolitano
Neal (MA)
Norton
Nunes
Oberstar
Obey
Olver
Ortiz
Pallone
Pascrell
Pastor
Payne
Pearce
Pence
Perlmutter
Peterson (MN)
Peterson (PA)
Petri
Pitts
Pomeroy
Porter
Price (NC)
Pryce (OH)
Putnam
Radanovich
Rahall
Ramstad
Rangel
Regula
Rehberg
Renzi
Reyes
Rodriguez
Rogers (KY)
Rogers (MI)
Rohrabacher
Ros-Lehtinen
Roskam
Ross
Rothman
Roybal-Allard
Ruppersberger
Rush
Ryan (OH)
Ryan (WI)
Salazar
Sali
Sanchez, Linda
T.
Sanchez, Loretta
Sarbanes
Saxton
Schakowsky
Schiff
Schwartz
Scott (GA)
Scott (VA)
Sensenbrenner
Serrano
Sestak
Shadegg
Shays
Shea-Porter
Sherman
Shimkus
Simpson
Sires
Skelton
Slaughter
Smith (NJ)
Smith (WA)
Snyder
Solis
Souder
Space
Stark
Sutton
Tanner
Tauscher
Taylor
Terry
Thompson (CA)
Thompson (MS)
Thornberry
Tiahrt
Tiberi
Tierney
Towns
Turner
Udall (CO)
Udall (NM)
Upton
Van Hollen
Velazquez
Rahall
Ramstad
Rangel
Regula
Rehberg
Renzi
Reyes
Rodriguez
Rogers (KY)
Rogers (MI)
Rohrabacher
Ros-Lehtinen
Roskam
Ross
Rothman
Roybal-Allard
Ruppersberger
Rush
Ryan (OH)
Ryan (WI)
Salazar
Sali
Sanchez, Linda
T.
Sanchez, Loretta
Sarbanes
Waters
Watson
Waxman
Weiner
Welch (VT)
Weller
Wexler
Whitfield
Wicker
Wilson (NM)
Wilson (OH)
Wilson (SC)
Wolf
Woolsey
Wu
Wynn
Yarmuth
Young (AK)

NOT VOTING—14

Ackerman
Andrews
Bonner
Brady (TX)
Davis, Jo Ann
Faleomavaega
Gutierrez
Herger
Miller, George
Paul
Pickering
Sessions
Stupak
Westmoreland

So the amendment was not agreed to.

83.41 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment numbered 7, submitted by Mr. TANCREDO:

At the end of the bill (before the short title), insert the following:

SEC. 544. None of the funds made available in this Act may be used in contravention of section 642(a) of the Illegal Immigration Reform and Immigrant Responsibility Act of 1996 (8 U.S.C. 1373(a)).

It was decided in the affirmative { Yeas ..... 234 Nays ..... 189

83.42

[Roll No. 485]

AYES—234

Aderholt Akin Alexander Altmire Bachmann Bachus Baird Baker Barrett (SC) Barrow Bartlett (MD) Barton (TX) Biggert Bilbray Bilirakis Bishop (UT) Blackburn Blunt Boehner Boozman Boren Boswell Boustany Boyda (KS) Braley (IA) Brown (SC) Brown-Waite, Ginny Buchanan Burgess Burton (IN) Buyer Calvert Camp (MI) Campbell (CA) Cantor Capito Carter Chabot Coble Cohen Cole (OK) Conaway Cooper Cramer Crenshaw Cubin Cuellar Culberson Davis (KY) Davis, David Davis, Lincoln Davis, Tom Deal (GA) DeFazio Dent Donnelly Doolittle Drake Dreier Duncan Ehlert Ellsworth Emerson English (PA) Everett Fallon Feeney Ferguson Flake Forbes Fortenberry Fossella Fox Franks (AZ) Frelinghuysen Gallegly Garrett (NJ) Gerlach Giffords Gilchrist Gillibrand Gillmor Gingrey Gohmert Goode Goodlatte Gordon Granger Graves Hall (TX) Hastert Hastings (WA) Hayes Heller Hensarling Hill Hobson Hoekstra Holden Hooley Hulshof Hunter Inglis (SC) Issa Jindal Johnson (IL) Johnson, Sam Jones (NC) Jordan Keller Kildee Kind King (IA) King (NY) Kingston Kirk Klein (FL) Kline (MN) Knollenberg Kuhl (NY) LaHood Lamborn Lampson Latham LaTourette Lewis (CA) Lewis (KY) Linder Lipsinski LoBiondo Lucas Lungren, Daniel E. Lynch Mack Mahoney (FL) Manzullo Marchant Marshall Matheson McCarthy (CA) McCaul (TX) McCotter McCrery McHenry McHugh McIntyre McKeon McMorris Rodgers Melancon Mica Miller (FL) Miller (MI) Miller, Gary Mitchell Moran (KS) Murphy, Patrick Musgrave Myrick Neugebauer Norton Nunes Obey Pearce Pence Perlmutter Peterson (MN) Peterson (PA) Petri Pitts Platts Poe Pomeroy Porter Price (GA) Pryce (OH) Putnam Radanovich Ramstad Regula Rehberg Renzi Rogers (AL) Rogers (KY) Rogers (MI) Rohrabacher Roskam Ross Royce Ryan (WI) Sali Saxton Schmidt Sensenbrenner Sestak Shadegg Shays Shimkus Shuler Simpson Skelton Smith (NE) Smith (NJ) Smith (TX) Smith (WA) Souder Space Spratt Stearns Sullivan Tanner Taylor Terry Thornberry Tiahrt Tiberi Turner Upton Walberg Walden (OR) Walsh (NY) Wamp Weldon (FL) Weller Whitfield Wicker Wilson (NM) Wilson (SC) Wolf Yarmuth Young (AK) Young (FL)

NOES—189

Abercrombie Allen Arcuri Baca Baldwin Bean Becerra Berkley Berman Berry Bishop (GA) Bishop (NY) Blumenauer Boddallo Boucher Boyd (FL) Brady (PA) Brown, Corrine Butterfield Cannon Capps Capuano Cardoza Carnahan Carney Carson Castle Castor Chandler Christensen Clarke Clay Cleaver Clyburn Conyers Costa

Costello Courtney Crowley Cummings Davis (AL) Davis (CA) Davis (IL) DeGette Delahunt DeLauro Diaz-Balart, L. Diaz-Balart, M. Dicks Dingell Doggett Doyle Edwards Ellison Emanuel Engel Eshoo Etheridge Farr Fattah Filner Fortunio Frank (MA) Gonzalez Green, Al Green, Gene Grijalva Hall (NY) Hare Harman Hastings (FL) Herger Herseth Sandlin Higgins Hinchey Hinojosa Hirono Hodes Holt Honda Hoyer Insee Israel Jackson (IL) Jackson-Lee (TX) Jefferson Johnson (GA) Ackerman Andrews Bonner Brady (TX) Davis, Jo Ann Faleomavaega Gutierrez Miller, George Paul Pickering Sessions Stupak Tancred Westmoreland

NOT VOTING—14

So the amendment was agreed to.

83.43 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment submitted by Mr. ROYCE:

At the end of the bill (before the short title), insert the following:

SEC. \_\_\_\_ . None of the funds made available in this Act for customs and border protection fencing, infrastructure, and technology may be used for anything but at least two layers of reinforced fencing and roads, pursuant to section 102 of Public Law 104-208.

It was decided in the negative { Yeas ..... 149 Nays ..... 272

83.44

[Roll No. 486]

AYES—149

Aderholt Akin Bachmann Baker Barrett (SC) Barrow Bartlett (MD) Bean Bilbray Bishop (UT) Blackburn Blunt Boehner Boozman Boren Boustany Brown-Waite, Ginny Buchanan Burgess Burton (IN) Buyer Calvert Camp (MI) Campbell (CA) Cannon Cantor Capito Capuano Chabot Coble Cole (OK) Cramer Crenshaw Cubin Culberson Davis (KY) Davis, David Davis, Tom Donnelly Doolittle Drake Duncan Ellsworth

English (PA) Everett Fallon Feeney Forbes Fox Franks (AZ) Frelinghuysen Gallegly Garrett (NJ) Gillmor Gingrey Gohmert Goode Goodlatte Gordon Graves Hall (TX) Hayes Heller Herger Herseth Sandlin Hoekstra Hulshof Hunter Jindal Johnson (IL) Johnson, Sam Jones (NC) Jordan Keller King (IA) King (NY) Kingston Kline (MN) English (PA) Everett Fallon Feeney Forbes Fox Franks (AZ) Frelinghuysen Gallegly Garrett (NJ) Gillmor Gingrey Gohmert Goode Goodlatte Gordon Graves Hall (TX) Hayes Heller Herger Herseth Sandlin Hoekstra Hulshof Hunter Jindal Johnson (IL) Johnson, Sam Jones (NC) Jordan Keller King (IA) King (NY) Kingston Kline (MN)

NOES—272

Abercrombie Alexander Allen Altmire Arcuri Baca Baldwin Baird Baldwin Becerra Berkley Berman Berry Biggert Bilirakis Bishop (GA) Bishop (NY) Blumenauer Bono Boddallo Boucher Boyd (FL) Boyda (KS) Brady (PA) Braley (IA) Brown (SC) Brown, Corrine Butterfield Capps Cardoza Carnahan Carney Carson Carter Castle Castor Chandler Christensen Clarke Clay Cleaver Clyburn Cohen Conaway Conyers Cooper Costa Costello Courtney Crowley Cuellar Cummings Davis (AL) Davis (CA) Davis (IL) Davis, Lincoln DeFazio DeGette Delahunt DeLauro Dent Diaz-Balart, L. Diaz-Balart, M. Dicks Dingell Doggett Doyle Dreier Edwards Ehlert Ellison Emanuel Emerson Engel Eshoo Etheridge Farr Fattah Ferguson Filner Flake Fortenberry Fortuno Fossella Frank (MA) Gerlach Giffords Gilchrist Gillibrand Gonzalez Granger Green, Al Green, Gene Grijalva Hall (NY) Harman Hastert Hastings (FL) Hastings (WA) Higgins Hill Hinchey Hinojosa Hirono Hobson Hodes Holden Holt Honda Hooley Hoyer Insee Israel Issa Jackson (IL) Jackson-Lee (TX) Jefferson Johnson (GA) Johnson, E. B. Kagen Kanjorski Kaptur Kennedy Kildee Kilpatrick Kind Kirk Klein (FL) Knollenberg Kucinich Kuhl (NY) Lampson Langevin Lantos Larsen (WA) Larson (CT) LaTourette Lee Levin Lewis (CA) Lewis (GA) Lipinski LoBiondo Loeb sack Loftgren, Zoe Lowey Lungren, Daniel E. Mack Mahoney (FL) Maloney (NY) Markey Matsui McCarthy (NY) McCaul (TX) McCollum (MN) McCotter McCrery McDermott McGovern McHugh McMorris Rodgers McNerney McNulty Meehan Meek (FL) Meeks (NY) Michaud Miller (MI) Miller (NC) Mitchell Mollohan Moore (KS) Moore (WI) Moran (VA) Murphy (CT) Murtha Myrick Nadler Napolitano Neal (MA) Neugebauer Norton



Oberstar Sanchez, Linda Thompson (MS) Sullivan Tiberi Young (AK) Walsh (NY) Weiner Wilson (NM)
Olvey T. Thornberry Terry Upton Young (FL) Walz (MN) Welch (VT) Wilson (OH)
Oliver Sanchez, Loretta Tierney Wamp Young (FL) Wasserman Weldon (FL) Wolf
Ortiz Sarbanes Towns Udall (CO) Udall (NM) Schultz Weller Woolsey
Pallone Saxton Udall (CO) Udall (NM) Waters Wexler Wu
Pascarell Schakowsky Udall (NM) Upton Abercrombie Giffords Michaud Whitfield Wynn
Pastor Schiff Van Hollen Alexander Gillibrand Miller (MI) Wicker Yarmuth
Payne Schwartz Velazquez Gillmor Miller (NC) Neal (MA)
Pearce Scott (GA) Allen Gingrey Mitchell Mollohan Moore (KS)
Perlmutter Scott (VA) Altmire Altmiere Mollohan Moore (KS) Moore (WI)
Peterson (MN) Serrano Walz (MN) Arcuri Green, Al Green, Gene Moran (VA)
Peterson (PA) Sestak Walz (MN) Arcuri Green, Al Green, Gene Moran (VA)
Platts Shays Wasserman Baldwin Hall (NY) Hall (NY) Murtha
Pomeroy Shea-Porter Wasserman Bean Hare Harman Nadler
Price (NC) Sherman Schultz Bono Bachus Green, Gene Grijalva Hall (NY) Hare Harman Nadler
Radanovich Simpson Waters Watson Bono Bachus Green, Gene Grijalva Hall (NY) Hare Harman Nadler
Rahall Sires Watt Becerra Berkley Hastert Napolitano
Rangel Skelton Watt Becerra Berkley Hastert Napolitano
Reichert Slaughter Waxman Berman Berman Hastings (FL) Neal (MA)
Reyes Smith (NJ) Weiner Berry Hastings (WA) Norton
Rodriguez Smith (WA) Welch (VT) Bishop (GA) Herseht Sandlin Nunes
Rogers (KY) Snyder Wexler Bishop (NY) Blumenauer Hill Oberstar
Rogers (MI) Solis Wicker Blumenauer Hill Oberstar
Ros-Lehtinen Spratt Wilson (NM) Bono Bordinello Hinojosa Ortiz
Ross Stark Wilson (OH) Boren Borew Boswell Hodes Hodes
Rothman Sutton Woolsey Boyd (FL) Holden Holt
Roybal-Allard Tanner Wu Boyd (KS) Boyd (PA) Honda
Ruppersberger Tauscher Wynn Braley (IA) Hooley
Rush Taylor Yarmuth Cannon Caputo Capps Capuano
Salazar Thompson (CA) Sessions Brown, Corrine Butterfield Calvert Cannon Caputo Capps Capuano

NOT VOTING—16

Ackerman Gutierrez Sessions Andrews Hensarling Stupak Bonner Jones (OH) Tancredo Brady (TX) Miller, George Westmoreland Davis, Jo Ann Paul Pickering Faleomavaega Pickering

So the amendment was not agreed to.

83.45 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment submitted by Mr. FORBES:

At the end of the bill (before the short title), insert the following:

SEC. 544. None of the funds made available in this Act may be used to extend the designation of any foreign state under section 244(b)(3)(C) of the Immigration and Nationality Act (8 U.S.C. 1254a(b)(3)(C)).

It was decided in the Yeas ..... 123 negative ..... Nays ..... 298

83.46 [Roll No. 487]

AYES—123

Aderholt Duncan Manzullo Akin Ellsworth Marshall Bachmann Emerson McCaul (TX) Baker Everett McCotter Barrett (SC) Feeney McHenry Barrow Forbes McIntyre Bartlett (MD) Fortenberry Mica Barton (TX) Foxx Miller (FL) Biggert Franks (AZ) Miller, Gary Bilbray Gallegly Moran (KS) Bilirakis Gerlach Murphy, Patrick Bishop (UT) Gilchrest Murphy, Tim Blackburn Gohmert Musgrave Blunt Goode Myrick Boehner Goodlatte Neugebauer Boozman Gordon Pearce Boustany Granger Pence Brown (SC) Graves Petri Brown-Waite, Hall (TX) Pitts Ginny Hayes Platts Buchanan Heller Poe Cantor Hensarling Price (GA) Carter Herger Rehberg Chabot Jordan Johnson (IL) Johnson, Sam Saxton Coble Jones (NC) Schmidt Conaway Jordan Sensenbrenner Culberson Keller Shadegg Davis (KY) King (IA) Shuster Deal (GA) Kingston Smith (NE) Dent Lamborn Smith (TX) Donnelly Lewis (KY) Souder Doolittle Linder Space Drake LoBiondo Stearns

Terry Thornberry Tiahrt Giffords Gillibrand Gillmor Gingrey Gonzalez Green, Al Green, Gene Grijalva Hall (NY) Hare Harman Hastert Hastings (FL) Hastings (WA) Herseht Sandlin Higgins Hill Hinchey Hinojosa Hirono Hobson Hodes Hodes Holden Holt Honda Braley (IA) Hooley Hoyer Inglis (SC) Insee Israel Issa Jackson (IL) Jackson-Lee (TX) Jefferson Johnson, E. B. Jones (OH) Kagen Kanjorski Kaptur Kennedy Kildee Kilpatrick Kind King (NY) Kirk Klein (FL) Kline (MN) Knollenberg Kucinich Kuhl (NY) LaHood Lampson Langevin Lantos Lantors Larsen (WA) Larson (CT) Latham LaTourette Lee Levin Lewis (CA) Lewis (GA) Lipinski Loeb sack Lofgren, Zoe Lowey Lucas Lungren, Daniel E. Lynch Mack Mahoney (FL) Maloney (NY) Marchant Markey Matheson Matsui McCartney (CA) McCartney (NY) McCollum (MN) McCreery McDermott McGovern McGugh McKee McKenney McNulty Meehan Meek (FL) Meeks (NY) Melancon

NOES—298

Walsh (NY) Weiner Wilson (NM) Walz (MN) Welch (VT) Wasserman Weldon (FL) Wolf Weller Woolsey Waters Wexler Wu Watson Whitfield Wynn Waxman Wicker Yarmuth

NOT VOTING—16

Ackerman Gutierrez Stupak Andrews Johnson (GA) Tancredo Bonner Miller, George Watt Brady (TX) Paul Westmoreland Davis, Jo Ann Pickering Faleomavaega Sessions

So the amendment was not agreed to.

83.47 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment submitted by Mr. ROGERS of Kentucky:

At the end of the bill (before the short title), insert the following:

Sec. 544. None of the funds made available in this act may be used to implement section 536 of this Act.

It was decided in the Yeas ..... 145 negative ..... Nays ..... 277

83.48 [Roll No. 488]

AYES—145

Aderholt Forbes McKeon Akin Fortenberry McMorris Bachmann Foxx Rodgers Bachus Franks (AZ) Mica Baker Frelinghuysen Miller (FL) Barrett (SC) Gallegly Miller, Gary Bartlett (MD) Garrett (NJ) Moran (KS) Barton (TX) Gingrey Musgrave Bilbray Gohmert Neugebauer Bilirakis Goode Nunes Rogers (MI) Goodlatte Pearce Blunt Granger Pence Blackburn Graves Peterson (PA) Boehner Hall (TX) Pitts Bono Hastings (WA) Platts Boozman Hayes Poe Boustany Heller Price (GA) Brown (SC) Hensarling Pryce (OH) Buchanan Herger Putnam Burgess Hobson Radanovich Burton (IN) Hoekstra Ramstad Buyer Hulshof Reynolds Calvert Hunter Rogers (AL) Camp (MI) Inglis (SC) Rogers (KY) Campbell (CA) Issa Rogers (MI) Cannon Jindal Rohrabacher Cantor Johnson, Sam Royce Carter Jones (NC) Sali Chabot Jordan Sensenbrenner Coble Keller Shadegg Cole (OK) King (IA) Shuster Conaway Kingston Simpson Crenshaw Kline (MN) Smith (NE) Cubin Knollenberg Smith (TX) Culberson Lamborn Souder Davis (KY) Latham Stearns Davis, David Lewis (CA) Sullivan Davis, Tom Lewis (KY) Thornberry Deal (GA) Linder Tiahrt Dent Lucas Tiberi Doolittle Lungren, Daniel Walberg Drake E. Wamp Dreier Mack Weldon (FL) Duncan Manullo Whitfield Ehlert Marchant Wicker Everett McCarthy (CA) Wilson (NM) Fallon McCaul (TX) Wilson (SC) Feeney McCreery Wolf Flake McHenry Young (FL)

NOES—277

Abercrombie Becerra Boswell Alexander Berkley Boucher Allen Boyd (FL) Berman Berry Boyda (KS) Arcuri Biggert Brady (PA) Baca Bishop (GA) Braley (IA) Baird Bishop (NY) Brown, Corrine Baldwin Blumenauer Brown-Waite, Ginny Barrow Bordinello Borew Boswell Bean Boren Butterfield

Capito  
Capps  
Capuano  
Cardoza  
Carnahan  
Carney  
Carson  
Castle  
Castor  
Chandler  
Christensen  
Clarke  
Clay  
Cleaver  
Clyburn  
Cohen  
Conyers  
Cooper  
Costa  
Costello  
Courtney  
Cramer  
Crowley  
Cuellar  
Cummings  
Davis (AL)  
Davis (CA)  
Davis (IL)  
Davis, Lincoln  
DeFazio  
DeGette  
Delahunt  
DeLauro  
Diaz-Balart, L.  
Diaz-Balart, M.  
Dicks  
Dingell  
Doggett  
Donnelly  
Doyle  
Edwards  
Ellison  
Ellsworth  
Emanuel  
Emerson  
Engel  
English (PA)  
Eshoo  
Etheridge  
Farr  
Fattah  
Ferguson  
Filner  
Fortuño  
Fossella  
Frank (MA)  
Gerlach  
Giffords  
Gilchrest  
Gillibrand  
Gillmor  
Gonzalez  
Gordon  
Green, Al  
Green, Gene  
Grijalva  
Hall (NY)  
Hare  
Harman  
Hastert  
Hastings (FL)  
Higgins  
Hill  
Hinchey  
Hinojosa  
Hirono  
Hodes  
Holden  
Holt  
Honda  
Hoolley  
Hoyer  
Inslee

Israel  
Jackson (IL)  
Jackson-Lee  
(TX)  
Jefferson  
Johnson (GA)  
Johnson (IL)  
Johnson, E. B.  
Jones (OH)  
Kagen  
Kanjorski  
Kaptur  
Kennedy  
Kildee  
Kilpatrick  
Kind  
King (NY)  
Kirk  
Klein (FL)  
Kucinich  
Kuhl (NY)  
LaHood  
Lampson  
Langevin  
Lantos  
Larsen (WA)  
Larsen (CT)  
Larson (CT)  
LaTourette  
Lee  
Levin  
Lewis (GA)  
Lipinski  
LoBiondo  
Loeb sack  
Lofgren, Zoe  
Lowey  
Lynch  
Mahoney (FL)  
Maloney (NY)  
Markey  
Marshall  
Matheson  
Matsui  
McCarthy (NY)  
McCollum (MN)  
McCotter  
McDermott  
McGovern  
McHugh  
McIntyre  
McNerney  
McNulty  
Meehan  
Meek (FL)  
Meeks (NY)  
Melancon  
Michaud  
Miller (MI)  
Miller (NC)  
Mitchell  
Mollohan  
Moore (KS)  
Moore (WI)  
Moran (VA)  
Murphy (CT)  
Murphy, Patrick  
Murphy, Tim  
Murtha  
Nadler  
Napolitano  
Neal (MA)  
Norton  
Oberstar  
Oliver  
Ortiz  
Pallone  
Pascarell  
Pastor  
Payne  
Perlmutter  
Peterson (MN)  
Petri  
Pomeroy

Porter  
Price (NC)  
Rahall  
Rangel  
Regula  
Rehberg  
Reichert  
Renzi  
Reyes  
Rodriguez  
Ros-Lehtinen  
Roskam  
Ross  
Rothman  
Roybal-Allard  
Ruppersberger  
Rush  
Ryan (OH)  
Ryan (WI)  
Salazar  
Sánchez, Linda  
T.  
Sanchez, Loretta  
Sarbanes  
Saxton  
Schakowsky  
Schiff  
Schmidt  
Schwartz  
Scott (GA)  
Scott (VA)  
Serrano  
Sestak  
Shays  
Shea-Porter  
Sherman  
Shimkus  
Shuler  
Sires  
Skelton  
Slaughter  
Smith (NJ)  
Smith (WA)  
Snyder  
Solis  
Space  
Spratt  
Stark  
Sutton  
Tanner  
Tauscher  
Taylor  
Terry  
Thompson (CA)  
Thompson (MS)  
Tierney  
Towns  
Turner  
Udall (CO)  
Udall (NM)  
Upton  
Van Hollen  
Velázquez  
Visclosky  
Walden (OR)  
Walsh (NY)  
Walz (MN)  
Wasserman  
Schultz  
Waters  
Watson  
Watt  
Waxman  
Weiner  
Welch (VT)  
Weller  
Wexler  
Wilson (OH)  
Woolsey  
Wu  
Wynn  
Yarmuth  
Young (AK)

NOT VOTING—15

Ackerman  
Andrews  
Bonner  
Brady (TX)  
Davis, Jo Ann

Faleomavaega  
Gutierrez  
Miller, George  
Myrick  
Paul

Pickering  
Sessions  
Stupak  
Tancredo  
Westmoreland

So the amendment was not agreed to.

83.49 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment

numbered 1, submitted by Mr. ROGERS of Kentucky:

At the end of the bill (before the short title), insert the following:

SEC. \_\_\_\_ Each amount appropriated or otherwise made available by this Act that is not required to be appropriated or otherwise made available by a provision of law is hereby reduced by 5.7 percent.

It was decided in the { Yeas ..... 178  
negative ..... } Nays ..... 243

83.50 [Roll No. 489]

AYES—178

Aderholt  
Akin  
Alexander  
Bachmann  
Bachus  
Baker  
Barrett (SC)  
Bartlett (MD)  
Barton (TX)  
Biggett  
Billray  
Bilirakis  
Bishop (UT)  
Blackburn  
Blunt  
Boehner  
Bono  
Boozman  
Boustany  
Brown (SC)  
Brown-Waite,  
Ginny  
Buchanan  
Burgess  
Hunter  
Burton (IN)  
Buyer  
Calvert  
Camp (MI)  
Campbell (CA)  
Cannon  
Cantor  
Capito  
Carter  
Castle  
Chabot  
Coble  
Cole (OK)  
Conaway  
Crenshaw  
Cubin  
Culberson  
Davis (KY)  
Davis, David  
Davis, Tom  
Deal (GA)  
Diaz-Balart, L.  
Diaz-Balart, M.  
Doolittle  
Drake  
Dreier  
Duncan  
Ehlers  
Emerson  
English (PA)  
Everett  
Fallin  
Feeney  
Flake  
Forbes  
Fortenberry  
Fortuño

Fox  
Franks (AZ)  
Frelinghuysen  
Gallegly  
Garrett (NJ)  
Gerlach  
Gillmor  
Gingrey  
Gohmert  
Goode  
Goodlatte  
Granger  
Graves  
Hall (TX)  
Hastert  
Hastings (WA)  
Hayes  
Heller  
Hensarling  
Herger  
Hobson  
Hoekstra  
Hulshof  
Hunter  
Inglis (SC)  
Issa  
Jindal  
Johnson, Sam  
Jones (NC)  
Jordan  
Keller  
King (IA)  
Kingston  
Kline (MN)  
Knollenberg  
Kuhl (NY)  
LaHood  
Lamborn  
Latham  
LaTourette  
Lewis (CA)  
Lewis (KY)  
Linder  
Lucas  
Lungren, Daniel  
E.  
Mack  
Manullo  
Marchant  
Upton  
McCarthy (CA)  
McCauley (TX)  
McCotter  
McCrery  
McHenry  
McKeon  
McMorris  
Rodgers  
Mica  
Miller (FL)  
Miller (MI)  
Miller, Gary

Moran (KS)  
Murphy, Tim  
Musgrave  
Myrick  
Neugebauer  
Nunes  
Pearce  
Pence  
Peterson (PA)  
Petri  
Pitts  
Platts  
Poe  
Price (GA)  
Pryce (OH)  
Putnam  
Radanovich  
Ramstad  
Regula  
Rehberg  
Renzi  
Reynolds  
Rogers (AL)  
Rogers (KY)  
Rogers (MI)  
Rohrabacher  
Ros-Lehtinen  
Roskam  
Royce  
Ryan (WI)  
Sali  
Schmidt  
Sensenbrenner  
Shadegg  
Shimkus  
Shuster  
Simpson  
Smith (NE)  
Smith (TX)  
Souder  
Stearns  
Sullivan  
Taylor  
Terry  
Thornberry  
Tiahrt  
Tiberi  
Upton  
Walberg  
Walden (OR)  
Wamp  
Weldon (FL)  
Whitfield  
Wicker  
Wilson (NM)  
Wilson (SC)  
Wolf  
Young (AK)  
Young (FL)

NOES—243

Abercrombie  
Allen  
Altmire  
Arcuri  
Baca  
Baird  
Baldwin  
Barrow  
Bean  
Becerra  
Berkley  
Berman  
Berry  
Bishop (GA)  
Bishop (NY)  
Blumenauer  
Bordallo  
Boren  
Boswell

Boucher  
Boyd (FL)  
Boyda (KS)  
Brady (PA)  
Braley (IA)  
Brown, Corrine  
Butterfield  
Capps  
Capuano  
Cardoza  
Carnahan  
Carney  
Carson  
Castor  
Chandler  
Christensen  
Bordallo  
Boren  
Boswell

Clyburn  
Cohen  
Conyers  
Cooper  
Costa  
Costello  
Courtney  
Cramer  
Crowley  
Cuellar  
Cummings  
Davis (AL)  
Davis (CA)  
Davis (IL)  
Davis, Lincoln  
DeFazio  
DeGette  
Delahunt  
DeLauro

Dent  
Dicks  
Dingell  
Doggett  
Donnelly  
Doyle  
Edwards  
Ellison  
Ellsworth  
Emanuel  
Engel  
Eshoo  
Etheridge  
Farr  
Fattah  
Ferguson  
Filner  
Fossella  
Frank (MA)  
Giffords  
Gilchrest  
Gillibrand  
Gonzalez  
Gordon  
Green, Al  
Green, Gene  
Grijalva  
Hall (NY)  
Hare  
Harman  
Hastings (FL)  
Herseth Sandlin  
Higgins  
Hill  
Hinchey  
Hinojosa  
Hirono  
Hodes  
Holden  
Holt  
Honda  
Hoolley  
Hoyer  
Inslee  
Israel  
Jackson (IL)  
Jackson-Lee  
Jackson-Lee  
(TX)  
Jefferson  
Johnson (GA)  
Johnson (IL)  
Johnson, E. B.  
Jones (OH)  
Kagen  
Kantor  
Kennedy  
Kildee  
Kilpatrick  
Kind  
King (NY)  
Klein (FL)  
Kucinich  
Lampson

Langevin  
Lantos  
Larsen (WA)  
Larsen (CT)  
Lee  
Levin  
Lewis (GA)  
Lipinski  
LoBiondo  
Loeb sack  
Lofgren, Zoe  
Lowey  
Lynch  
Mahoney (FL)  
Maloney (NY)  
Markey  
Marshall  
Matheson  
Matsui  
McCarthy (NY)  
McCollum (MN)  
McDermott  
McGovern  
McHugh  
McIntyre  
McNerney  
McNulty  
Meehan  
Meek (FL)  
Meeks (NY)  
Melancon  
Michaud  
Miller (NC)  
Mitchell  
Mollohan  
Moore (KS)  
Moore (WI)  
Moran (VA)  
Murphy (CT)  
Murphy, Patrick  
Murtha  
Nadler  
Napolitano  
Neal (MA)  
Norton  
Oberstar  
Obey  
Oliver  
Ortiz  
Pallone  
Pascarell  
Pastor  
Payne  
Perlmutter  
Peterson (MN)  
Petri  
Pomeroy

Ross  
Rothman  
Roybal-Allard  
Ruppersberger  
Rush  
Ryan (OH)  
Salazar  
Sánchez, Linda  
T.  
Sanchez, Loretta  
Sarbanes  
Saxton  
Schakowsky  
Schiff  
Schwartz  
Scott (GA)  
Scott (VA)  
Serrano  
Sestak  
Shays  
Shea-Porter  
Sherman  
Shuler  
Sires  
Skelton  
Slaughter  
Smith (NJ)  
Smith (WA)  
Snyder  
Solis  
Space  
Spratt  
Stark  
Sutton  
Tanner  
Tauscher  
Thompson (CA)  
Thompson (MS)  
Tierney  
Towns  
Turner  
Udall (CO)  
Udall (NM)  
Van Hollen  
Velázquez  
Visclosky  
Walsh (NY)  
Walz (MN)  
Wasserman  
Schultz  
Waters  
Watson  
Watt  
Waxman  
Weiner  
Welch (VT)  
Weller  
Wexler  
Wilson (OH)  
Woolsey  
Wu  
Wynn  
Yarmuth

NOT VOTING—16

Ackerman  
Andrews  
Bonner  
Brady (TX)  
Davis, Jo Ann  
Faleomavaega

Gutierrez  
Kanjorski  
Kirk  
Miller, George  
Paul  
Pickering

Sessions  
Stupak  
Tancredo  
Westmoreland

So the amendment was not agreed to. After some further time,

The SPEAKER pro tempore, Mr. McNULTY, assumed the Chair.

When Mr. ROSS, Acting Chairman, pursuant to House Resolution 473, reported the bill back to the House with sundry amendments adopted by the Committee, with the recommendation that the amendments be agreed to and that the bill, as amended, do pass.

The previous question having been ordered by said resolution.

83.51 ORDER OF BUSINESS-PROCEEDINGS ON VOTES

On motion of Mr. HOYER, by unanimous consent,

Ordered, That (1) during all proceedings today on the bill (H.R. 2642) making appropriations for military construction, the Department of Veterans Affairs, and related agencies for

the fiscal year ending September 30, 2008, and for other purposes, the Chair be authorized to reduce to two minutes the minimum time for electronic voting on any question that otherwise could be subjected to five-minute voting under clause 8 or 9 of rule XX or under clause 6 of rule XVIII; and (2) that during proceedings in the House today on both H.R. 2638 and H.R. 2642, the chair be authorized to reduce to five minutes the minimum time for electronic voting on even the first vote in a series.

The following amendments, reported from the Committee of the Whole House on the state of the Union, were agreed to:

Page 2, line 9, after the dollar amount insert "(reduced by \$15,000,000)".

Page 2, line 16, after the dollar amount insert "(reduced by \$35,000,000)".

Page 39, line 14, after the dollar amount insert "(increased by \$50,000,000)".

Page 40, line 5, after the dollar amount insert "(increased by \$50,000,000)".

Page 40, line 8, after the dollar amount insert "(increased by \$50,000,000)".

Page 2 line 9, after the dollar amount insert "(reduced by \$1,000,000)".

Page 2 line 16, after the dollar amount insert "(reduced by \$11,000,000)".

Page 4 line 24, after the dollar amount insert "(increased by \$10,000,000)".

In title I, under the heading "Office of the Secretary and Executive Management", after the first dollar amount insert "(reduced by \$79,000)".

In title I, under the heading "Office of the Secretary and Executive Management", after the first dollar amount insert "(reduced by \$300,000)".

Page 3, line 14, after the dollar amount insert "(reduced by \$1,000,000)".

Page 39, line 14, after the dollar amount insert "(increased by \$1,000,000)".

In title I, in the item relating to "Office of the Chief Financial Officer", after the dollar amount, insert "(reduced by \$500,000)".

In title I, in the item relating to "Inspector General, operating expenses", after the dollar amount, insert "(increased by \$500,000)".

In title I, under the heading "Office of the Secretary and Executive Management", after the first dollar amount insert "(reduced by \$1,241,000)".

In title I, under the heading "Office of the Secretary and Executive Management", after the first dollar amount insert "(reduced by \$138,000)".

Page 2, line 16, after the dollar amount, insert "(reduced by \$10,400,000)".

Page 17, line 23, after the dollar amount, insert "(increased by \$9,100,000)".

Page 2, line 16, after the dollar amount, insert "(reduced by \$35,000,000)".

Page 31, line 18, after the dollar amount, insert "(reduced by \$5,000,000)".

Page 51, line 17, after the dollar amount, insert "(increased by \$40,000,000)".

Page 2, line 16, after the dollar amount insert "(reduced by \$89,125,000)".

Page 11, line 24, after the dollar amount insert "(increased by \$89,125,000)".

Page 2, line 16, after the dollar amount, insert "(reduced by \$15,000,000)".

Page 23, line 16 after the dollar amount, insert "(increased by \$15,000,000)".

Page 2, line 16, after the dollar amount insert "(reduced by \$50,000,000)".

Page 39, line 14, after the dollar amount insert "(increased by \$50,000,000)".

Page 40, line 5, after the dollar amount insert "(increased by \$50,000,000)".

Page 40, line 21, after the dollar amount insert "(increased by \$50,000,000)".

Page 6, line 5, after the first dollar amount, insert "(reduced by \$1,000,000) (increased by \$1,000,000)".

Page 7, line 16, after "which" insert the following: "\$100,000 is to promote information and education exchange with nations friendly to the United States in order to promote sharing of best practices and technologies relating to homeland security, as authorized by Sec. 879 of Public Law 107-296 and:

Page 11, line 24, after the dollar amount insert "(reduced by \$5,000,000) (increased by \$5,000,000)".

Page 17, line 23, after the dollar amount, insert "(reduced by \$5,000,000) (increased by \$5,000,000)".

Page 33, line 15, after "of which" insert the following: "\$853,690,000 is for protective missions and".

In section 537 of the bill, strike subsection (b).

At the end of the bill (before the short title) insert the following new section:

SEC. \_\_\_\_ None of the funds made available in this Act may be used to destroy or put to pasture any horse or mule belonging to the United States that has become unfit for service.

At the appropriate place, insert the following:

SEC. \_\_\_\_ Critical Infrastructure Vulnerability

None of the funds in this Act may be used to limit the implementation of Homeland Security Presidential Directive 7 (HSPD-7).

At the end of title V, add the following new section:

SEC. \_\_\_\_ None of the funds made available in this Act may be used to implement any plan developed under section 7209(b)(1) of the Intelligence Reform and Terrorism Prevention Act of 2004 (Public Law 108-458; 8 U.S.C. 1185 note) before June 1, 2009.

At the end of the bill (before the short title), insert the following:

SEC. 544. None of the funds made available in this Act may be used in contravention of section 642(a) of the Illegal Immigration Reform and Immigrant Responsibility Act of 1996 (8 U.S.C. 1373(a)).

Page 74, after line 18, insert the following new section:

SEC. \_\_\_\_ The amount otherwise provided by this Act for "Firefighter Assistance Grants" is hereby increased by \$5,058,000, which shall be available to carry out section 34 of the Federal Fire Prevention and Control Act of 1974.

The bill, as amended, was ordered to be engrossed and read a third time, was read a third time by title.

Mr. LEWIS of California, moved to recommit the bill to the Committee on Appropriations with instructions to report the bill the same back promptly to the House with an amendment to provide the funds necessary for the construction of at least 2 layers of reinforced fencing, the installation of additional physical barrier, roads, lighting, cameras, and sensors pursuant to section 102(b)(1) of the Illegal Immigration Reform and Immigrant Responsibility Act of 1986 and make adjustments in such other accounts in the bill as may be necessary to comply with the Subcommittee's 302(b) allocation.

After debate, By unanimous consent, the previous question was ordered on the motion to recommit with instructions.

The question being put, viva voce, Will the House recommit said bill with instructions?

The SPEAKER pro tempore, Mr. McNULTY, announced that the nays had it.

Mr. LEWIS of California, demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The vote was taken by electronic device.

It was decided in the { Yeas ..... 200 negative ..... } Nays ..... 217

83.52 [Roll No. 490] YEAS—200

Table listing names of members voting YEAS, including Aderholt, Akin, Alexander, Bachmann, Bachus, Baker, Barrett (SC), Barrow, Bartlett (MD), Barton (TX), Biggert, Bilbray, Bilirakis, Bishop (UT), Blackburn, Blunt, Boehner, Bono, Boozman, Boren, Boustany, Brown (SC), Brown-Waite, Ginny, Buchanan, Burgess, Burton (IN), Buyer, Calvert, Camp (MI), Campbell (CA), Cannon, Cantor, Capito, Carter, Castle, Chabot, Coble, Cole (OK), Conaway, Crenshaw, Cubin, Culberson, Davis (KY), Davis, David, Davis, Tom, Deal (GA), Dent, Donnelly, Doolittle, Drake, Dreier, Duncan, Ehlers, Ellsworth, Emerson, English (PA), Everett, Fallon, Feeney, Ferguson, Flake, Forbes, Fortenberry, Fossella, Foxx, Franks (AZ), Frelinghuysen, Gallegly, Garrett (NJ), Gerlach, Gilchrest, Gillmor, Gingrey, Gohmert, Goode, Goodlatte, Granger, Graves, Hall (TX), Hastert, Hastings (WA), Hayes, Heller, Hensarling, Herger, Herseth Sandlin, Hobson, Hoekstra, Hulshof, Hunter, Inglis (SC), Issa, Jindal, Johnson (IL), Johnson, Sam, Jones (NC), Jordan, Keller, King (IA), King (NY), Kingston, Kirk, Kline (MN), Knollenberg, Kuhl (NY), Lamborn, Lampson, Latham, LaTourette, Lewis (CA), Lewis (KY), Linder, LoBiondo, Lucas, Lungren, Daniel E., Mack, Manullo, Marchant, Marshall, Matheson, McCarthy (CA), McCaul (TX), McCotter, McCreery, McHenry, McHugh, McKeon, McMorris, Rodgers, Mica, Miller (FL), Miller (MI), Miller, Gary, Moran (KS), Murphy, Patrick, Murphy, Tim, Musgrave, Myrick, Neugebauer, Nunes, Pearce, Pence, Peterson (PA), Petri, Pitts, Platts, Poe, Porter, Price (GA), Pryce (OH), Putnam, Radanovich, Ramstad, Regula, Rehberg, Reichert, Renzi, Reynolds, Rogers (AL), Rogers (KY), Rogers (MI), Rohrabacher, Roskam, Royce, Ryan (WI), Sali, Saxton, Schmidt, Sensenbrenner, Shadegg, Shays, Shimkus, Shuler, Shuster, Simpson, Smith (NE), Smith (NJ), Smith (TX), Souder, Stearns, Sullivan, Taylor, Terry, Thornberry, Tiahrt, Tiberi, Turner, Upton, Walberg, Walden (OR), Walsh (NY), Wamp, Weldon (FL), Weller, Whitfield, Wicker, Wilson (NM), Wilson (SC), Wolf, Young (AK), Young (FL)

NAYS—217

Table listing names of members voting NAYS, including Abercrombie, Allen, Altmire, Arcuri, Baca, Baird, Baldwin, Bean, Becerra, Berkley, Berman, Berry, Bishop (GA), Bishop (NY), Blumenauer, Boswell, Boucher, Boyd (FL), Boyda (KS), Brady (PA), Braley (IA), Brown, Corrine, Butterfield, Capps, Capuano, Cardoza, Carnahan, Carney, Carson, Castor

Chandler	Jackson-Lee	Pomeroy	Cannon	Hooley	Pomeroy	Franks (AZ)	Lewis (KY)	Rogers (MI)
Clarke	(TX)	Price (NC)	Capito	Hoyer	Porter	Gillmor	Linder	Rohrabacher
Clay	Jefferson	Rahall	Capps	Insole	Price (NC)	Gingrey	Lucas	Ros-Lehtinen
Cleaver	Johnson (GA)	Rangel	Capuano	Israel	Pryce (OH)	Gohmert	Lungren, Daniel	Roskam
Clyburn	Johnson, E. B.	Reyes	Cardoza	Jackson (IL)	Rahall	Goode	E.	Royce
Cohen	Jones (OH)	Rodriguez	Carmahan	Jackson-Lee	Ramstad	Goodlatte	Mack	Ryan (WI)
Conyers	Kagen	Ros-Lehtinen	Carney	(TX)	Rangel	Granger	Manzullo	Sali
Cooper	Kanjorski	Ross	Carson	Jefferson	Regula	Hall (TX)	Marchant	Schmidt
Costa	Kaptur	Rothman	Castor	Johnson (GA)	Reichert	Hastert	McCarthy (CA)	Sensenbrenner
Costello	Kennedy	Roybal-Allard	Chabot	Johnson (IL)	Reich	Hastings (WA)	McCaul (TX)	Shadegg
Courtney	Kildee	Ruppersberger	Chandler	Johnson, E. B.	Reyes	Heller	McCotter	Shimkus
Cramer	Kilpatrick	Rush	Clarke	Jones (OH)	Reynolds	Hensarling	McCrary	Shuster
Crowley	Kind	Ryan (OH)	Clay	Kagen	Rodriguez	Herger	McHenry	Simpson
Cuellar	Klein (FL)	Salazar	Cleaver	Kanjorski	Rogers (AL)	Hobson	McKeon	Smith (NE)
Cummings	Kucinich	Sánchez, Linda	Clyburn	Kaptur	Rogers (KY)	Hoekstra	McMorris	Smith (TX)
Davis (AL)	Langevin	T.	Cohen	Kennedy	Ross	Hulshof	Rodgers	Souder
Davis (CA)	Lantos	Sanchez, Loretta	Cooper	Kildee	Rothman	Hunter	Mica	Stark
Davis (IL)	Larsen (WA)	Sarbanes	Costa	Kilpatrick	Roybal-Allard	Inglis (SC)	Miller (FL)	Stearns
Davis, Lincoln	Larson (CT)	Schakowsky	Costello	Kind	Ruppersberger	Issa	Miller, Gary	Sullivan
DeFazio	Lee	Schiff	Courtney	King (NY)	Rush	Jindal	Moran (KS)	Terry
DeGette	Levin	Schwartz	Cramer	Kirk	Ryan (OH)	Johnson, Sam	Musgrave	Thornberry
Delahunt	Lewis (GA)	Scott (GA)	Crowley	Klein (FL)	Salazar	Jones (NC)	Myrick	Tiahrt
DeLauro	Lipinski	Scott (VA)	Cuellar	Lampson	Sánchez, Linda	Jordan	Neugebauer	Tiberi
Diaz-Balart, L.	Loebsack	Serrano	Culberson	Langevin	T.	Keller	Nunes	Turner
Diaz-Balart, M.	Lofgren, Zoe	Shea-Porter	Cummings	Lantos	Sanchez, Loretta	King (IA)	Pearce	Walberg
Dicks	Lowe	Sherman	Davis (AL)	Larsen (WA)	Sarbanes	Kingston	Pence	Walden (OR)
Dingell	Lynch	Sires	Davis (CA)	Larson (CT)	Saxton	Kline (MN)	Petri	Wamp
Doggett	Mahoney (FL)	Skelton	Davis (IL)	LaTourette	Schakowsky	Knollenberg	Pitts	Weldon (FL)
Doyle	Maloney (NY)	Slaughter	Davis (KY)	Lee	Schiff	Kucinich	Platts	Wicker
Edwards	Markey	Smith (WA)	Davis, Lincoln	Levin	Schwartz	Kuhl (NY)	Poe	Wilson (SC)
Ellison	Matsui	Snyder	DeFazio	Lewis (GA)	Scott (GA)	LaHood	Price (GA)	Wolf
Emanuel	McCarthy (NY)	Solis	DeGette	Lipinski	Scott (VA)	Lamborn	Putnam	Young (AK)
Engel	McCollum (MN)	Space	Delahunt	LoBiondo	Serrano	Latham	Radanovich	Young (FL)
Eshoo	McDermott	Spratt	DeLauro	Loebsack	Sestak	Lewis (CA)	Rehberg	
Etheridge	McGovern	Stark	Dent	Lofgren, Zoe	Shays			
Farr	McIntyre	Sutton	Dicks	Lowey	Shea-Porter			
Fattah	McNerney	Tanner	Dingell	Lynch	Sherman			
Finer	McNulty	Tauscher	Doggett	Mahoney (FL)	Shuler			
Giffords	Meehan	Thompson (CA)	Donnelly	Maloney (NY)	Sires			
Gillibrand	Meek (FL)	Thompson (MS)	Doyle	Markey	Skelton			
Gonzalez	Meeks (NY)	Tierney	Edwards	Marshall	Slaughter			
Gordon	Melancon	Towns	Ellison	Matheson	Smith (NJ)			
Green, Al	Michaud	Udall (CO)	Ellsworth	Matsui	Smith (WA)			
Green, Gene	Miller (NC)	Udall (NM)	Emanuel	McCarthy (NY)	Snyder			
Grijalva	Mitchell	Van Hollen	Engel	McCollum (MN)	Solis			
Hall (NY)	Mollohan	Velázquez	Etheridge	McDermott	Space			
Hare	Moore (KS)	Walz (MN)	Farr	McGovern	Spratt			
Harman	Moore (WI)	Wasserman	Fattah	McHugh	Sutton			
Hastings (FL)	Moran (VA)	Schultz	Ferguson	McIntyre	Tanner			
Higgins	Murphy (CT)	Fossella	Finer	McNerney	Tauscher			
Hill	Murtha	Frank (MA)	Schultz	McNulty	Taylor			
Hinche	Nadler	Frank (MA)	Waters	Meehan	Thompson (CA)			
Hinojosa	Napolitano	Frelinghuysen	Watson	Meek (FL)	Thompson (MS)			
Hirono	Neal (MA)	Gallegly	Watt	Meeks (NY)	Tierney			
Hodes	Oberstar	Garrett (NJ)	Waxman	Melancon	Towns			
Holden	Obey	Gerlach	Weiner	Michaud	Udall (CO)			
Holt	Olver	Giffords	Welch (VT)	Miller (MI)	Udall (NM)			
Honda	Ortiz	Gilchrest	Wexler	Miller (NC)	Upton			
Hooley	Pallone	Gillibrand	Wilson (OH)	Mitchell	Van Hollen			
Hoyer	Pascrell	Mollohan	Woolsey	Mollohan	Velázquez			
Insole	Pastor	Gonzalez	Wu	Moore (KS)	Viscosky			
Israel	Payne	Gordon	Wynn	Moore (WI)	Walsh (NY)			
Jackson (IL)	Perlmutter	Graves	Yarmuth	Moran (VA)	Walz (MN)			
	Peterson (MN)	Green, Al		Murphy (CT)	Wasserman			
		Green, Gene		Murphy, Patrick	Schultz			
		Grijalva		Murphy, Tim	Waters			
		Hall (NY)		Hare	Watson			
		Hare		Napolitano	Watt			
		Harman		Neal (MA)	Waxman			
		Hastings (FL)		Oberstar	Weiner			
		Hayes		Obey	Welch (VT)			
		Herseth Sandlin		Olver	Weller			
		Higgins		Ortiz	Wexler			
		Hill		Pallone	Whitfield			
		Hinche		Pascrell	Wilson (NM)			
		Hinojosa		Pastor	Wilson (OH)			
		Hirono		Payne	Woolsey			
		Hodes		Perlmutter	Wu			
		Holden		Peterson (MN)	Wynn			
		Holt		Peterson (PA)	Yarmuth			
		Honda						

NOT VOTING—15

Ackerman	Frank (MA)	Pickering
Andrews	Gutierrez	Sessions
Bonner	LaHood	Stupak
Brady (TX)	Miller, George	Tancredo
Davis, Jo Ann	Paul	Westmoreland

So the motion to recommit with instructions was not agreed to.

The question being put,

Will the House pass said bill?

The SPEAKER pro tempore, Mr. McNULTY, announced that pursuant to clause 10 of rule XX the yeas and nays were ordered, and the call was taken by electronic device.

It was decided in the { Yeas ..... 268  
affirmative ..... } Nays ..... 150

83.53 [Roll No. 491]

YEAS—268

Abercrombie	Becerra	Boucher
Aderholt	Berkley	Boyd (FL)
Allen	Berman	Boyd (KS)
Altmire	Berry	Brady (PA)
Arcuri	Bilirakis	Braley (IA)
Baca	Bishop (GA)	Brown, Corrine
Baird	Bishop (NY)	Brown-Waite,
Baldwin	Blumenauer	Ginny
Barrow	Boren	Buchanan
Bean	Boswell	Butterfield

NAYS—150

Akin	Brown (SC)	Deal (GA)
Alexander	Burgess	Diaz-Balart, L.
Bachmann	Burton (IN)	Diaz-Balart, M.
Bachus	Buyer	Doolittle
Baker	Calvert	Drake
Barrett (SC)	Camp (MI)	Dreier
Bartlett (MD)	Campbell (CA)	Duncan
Barton (TX)	Cantor	Ehlers
Biggart	Carter	Emerson
Bilbray	Castle	English (PA)
Bishop (UT)	Coble	Everett
Blackburn	Cole (OK)	Fallin
Blunt	Conaway	Feeney
Boehner	Crenshaw	Flake
Bono	Cubin	Forbes
Boozman	Davis, David	Fortenberry
Boustany	Davis, Tom	Foxx

NOT VOTING—14

Ackerman	Davis, Jo Ann	Sessions
Andrews	Gutierrez	Stupak
Bonner	Miller, George	Tancredo
Brady (TX)	Paul	Westmoreland
Conyers	Pickering	

So the bill was passed.  
A motion to reconsider the vote whereby said bill was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said bill.

83.54 MOMENT OF SILENCE IN MEMORY OF THE LATE HONORABLE DONALD DAVID CLANCY

The SPEAKER pro tempore, Mr. McNULTY, announced that all Members stand and observe a moment of silence in memory of the late Honorable Donald David Clancy.

83.55 MESSAGE FROM THE PRESIDENT

A message in writing from the President of the United States was communicated to the House by Ms. Wanda Evans, one of his secretaries.

83.56 MESSAGE FROM THE SENATE

A message from the Senate by Ms. Curtis, one of its clerks, announced that the Senate has passed without amendment a bill and a concurrent resolution of the House of the following titles:

H.R. 692. An Act to amend title 4, United States Code, to authorize the Governor of a State, territory, or possession of the United States to order that the National flag be flown at half-staff in that State, territory, or possession in the event of the death of a member of the Armed forces from that State, territory, or possession who dies while serving on active duty.

H. Con. Res. 164. A concurrent resolution authorizing the use of the Rotunda of the Capitol for a ceremony to award the Congressional Gold Medal to Dr. Norman E. Borlaug.

The message also announced That pursuant to Public Law 101-509, the Chair, on behalf of the Secretary of the Senate, announces the appointment of

Cheryl B. Vogt, of Georgia, to the Advisory Committee on the Records of Congress.

¶83.57 CLERK TO CORRECT ENGROSSMENT—H.R. 2638

On motion of Mr. PRICE of North Carolina, by unanimous consent,

*Ordered*, That in the engrossment of the bill (H.R. 2638) making appropriations for the Department of Homeland Security for the fiscal year ending September 30, 2008, and for other purposes, the Clerk be authorized to make technical corrections in the engrossment of the bill, to include corrections in spelling, punctuation, section numbering and cross-referencing, and the insertion of appropriate headings.

¶83.58 ORDER OF BUSINESS—CONSIDERATION OF H.R. 2642

On motion of Mr. WELCH of Vermont, by unanimous consent,

*Ordered*, That (1) it may be in order at any time for the Speaker, as though pursuant to clause 2(b) of rule XVIII, to declare the House resolved into the Committee of the Whole House on the state of the Union for consideration of the bill (H.R. 2642) making appropriations for military construction, the Department of Veterans Affairs, and related agencies for the fiscal year ending September 30, 2008, and for other purposes, which shall proceed according to the following order: the first reading of the bill shall be dispensed with. All points of order against consideration of the bill are waived except those arising under clause 9 or 10 of rule XXI. General debate shall be confined to the bill and shall not exceed one hour equally divided and controlled by the chairman and ranking minority Member of the Committee on Appropriations. After general debate the bill shall be considered for amendment under the five-minute rule. Points of order against provisions in the bill for failure to comply with clause 2 of rule XXI are waived. Notwithstanding clause 11 of rule XVIII, no amendment to the bill may be offered except: Pro forma amendments offered at any point in the reading by the chairman or ranking minority Member of the Committee on Appropriations or their designees for the purpose of debate; an amendment by Mr. HAYES regarding funding for BRAC 2005; an amendment by Mr. BLUMENAUER or Ms. Ginny BROWN-WAITE of Florida, regarding funding for BRAC 1990; an amendment by Mr. PRICE of Georgia, regarding funding for VA medical services; an amendment by Mr. FRANKS of Arizona, regarding the conduct of studies of missile defense; an amendment by Mrs. CAPITO regarding the submission of a report on the implementation of the Office of Rural Health; an amendment by Mr. GARRETT of New Jersey, regarding funding for Extended Care Facilities; an amendment by Mrs. DRAKE regarding a report on pending disability benefit claims; an amendment by Mr. BROWN of South Carolina, regarding a report on ALS; an amendment by Mr.

HALL of New York, regarding awards for certain VA employees; an amendment by Mrs. MUSGRAVE or Mr. SALAZAR regarding the Pinon Canyon Maneuver Site; an amendment by Ms. JACKSON-LEE of Texas, regarding medical centers in underserved urban areas; an amendment by Mrs. BLACKBURN regarding e-commerce; an amendment by Mr. DONNELLY regarding implementation of GAO recommendations related to claims processing; an amendment by Ms. HARMAN or Mr. UPTON regarding purchase of light bulbs; an amendment by Mr. PEARCE regarding reimbursement of travel expenses for VA employees; an amendment by Mr. CONAWAY or Mrs. DRAKE regarding deficit spending; an amendment by Mr. PENCE regarding a funding limitation on the construction of a structure or purchase of equipment for the purpose of performing abortions; an amendment by Mrs. CAPITO regarding interoperable medical records; an amendment by Mr. MORAN of Kansas, regarding funding for VA medical services; an amendment by Ms. Corrine BROWN of Florida, regarding funding for the Gainesville Veterans Affairs Medical Center; an amendment by Mrs. WILSON of New Mexico, regarding funding for service dogs for disabled veterans; an amendment by Mrs. WILSON of New Mexico, regarding funding to create a commission concerning women veterans; an amendment by Mr. MORAN of Kansas, regarding funding for certain VA offices; an amendment by Mr. SMITH of Nebraska, or Mr. SALAZAR regarding funding for the VA Office of Rural Health; and an amendment or amendments by Mr. EDWARDS regarding funding levels.

*Ordered further*, That each amendment may be offered only by the Member named in this request or a designee, shall be considered as read, shall not be subject to amendment except that the chairman and ranking minority member of the Committee on Appropriations and the Subcommittee on Military Construction, Veterans Affairs, and Related Agencies each may offer one pro forma amendment for the purpose of debate; and shall not be subject to a demand for division of the question in the House or in the Committee of the Whole House on the state of the Union. Each amendment shall be debatable for 10 minutes, equally divided and controlled by the proponent and an opponent. An amendment shall be considered to fit the description stated in this request if it addresses in whole or in part the object described. When the committee rises and reports the bill back to the House with a recommendation that the bill do pass, the previous question shall be considered as ordered on the bill and amendments thereto to final passage without intervening motion except one motion to recommit with or without instructions.

*Ordered further*, That during consideration in the House of H.R. 2642 pursuant to this order, notwithstanding the operation of the previous question, the Chair may postpone further consider-

ation of the bill to such time as may be designed by the Speaker; and

*Ordered further*, (2) House Resolution 480 is laid on the table.

¶83.59 MILITARY CONSTRUCTION AND VETERAN AFFAIRS APPROPRIATIONS

The SPEAKER pro tempore, Mr. McNULTY, pursuant to the previous order of the House and rule XVIII, declared the House resolved into the Committee of the Whole House on the state of the Union for the consideration of the bill (H.R. 2642) making appropriations for military construction, the Department of Veteran Affairs, and related agencies for the fiscal year ending September 30, 2008, and for the other purposes.

The SPEAKER pro tempore, Mr. McNULTY, by unanimous consent, designated Mr. LYNCH as Chairman of the Committee of the Whole; and after some time spent therein,

¶83.60 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment submitted by Mr. HAYES:

Page 7, line 12, insert after the dollar amount the following: “(reduced by \$30,000,000)”.

Page 10, line 24, insert after the dollar amount the following: “(increased by \$30,000,000)”.

It was decided in the { Yeas ..... 110  
negative ..... } Nays ..... 304

¶83.61 [Roll No. 492]

AYES—110

Alexander	Forbes	Moran (KS)
Arcuri	Fortuño	Musgrave
Bachus	Fossella	Myrick
Baker	Foxx	Neugebauer
Barrett (SC)	Franks (AZ)	Nunes
Bartlett (MD)	Gerlach	Pearce
Barton (TX)	Gingrey	Pence
Bilbray	Gohmert	Peterson (PA)
Bishop (UT)	Goode	Pitts
Blackburn	Goodlatte	Platts
Blunt	Granger	Pryce (OH)
Boehner	Hall (TX)	Putnam
Bordallo	Hastert	Radanovich
Boyd (KS)	Hayes	Rehberg
Brown (SC)	Heller	Rogers (AL)
Brown-Waite,	Herger	Rogers (KY)
Ginny	Hunter	Rogers (MI)
Burton (IN)	Jindal	Rohrabacher
Buyer	Johnson (IL)	Ros-Lehtinen
Calvert	Johnson, Sam	Sali
Cannon	Jones (NC)	Shadegg
Cantor	Jordan	Shuler
Carney	Keller	Shuster
Chabot	Kingston	Smith (NE)
Conaway	Kline (MN)	Smith (TX)
Cubin	LaTourette	Souder
Culberson	Lewis (KY)	Sullivan
Davis, David	Linder	Terry
Davis, Tom	Lucas	Tiberi
Deal (GA)	Manzullo	Turner
Diaz-Balart, L.	Marchant	Wamp
Diaz-Balart, M.	McCarthy (CA)	Watt
Donnelly	McCotter	Weller
Drake	McCreery	Whitfield
Duncan	McIntyre	Wilson (SC)
Etheridge	Mica	Wolf
Fallin	Miller (FL)	Young (AK)

NOES—304

Abercrombie	Baird	Bilirakis
Ackerman	Baldwin	Bishop (GA)
Aderholt	Barrow	Bishop (NY)
Akin	Bean	Blumenauer
Allen	Becerra	Bono
Altmire	Berkley	Boozman
Andrews	Berman	Boren
Baca	Berry	Boswell
Bachmann	Biggert	Boucher

Boustany  
Boyd (FL)  
Brady (PA)  
Braley (IA)  
Brown, Corrine  
Burgess  
Butterfield  
Camp (MI)  
Campbell (CA)  
Capito  
Capps  
Capuano  
Cardoza  
Carnahan  
Carson  
Carter  
Castle  
Castor  
Chandler  
Christensen  
Clarke  
Clay  
Cleaver  
Clyburn  
Cohen  
Cole (OK)  
Conyers  
Cooper  
Costa  
Costello  
Courtney  
Cramer  
Crenshaw  
Crowley  
Cuellar  
Cummings  
Davis (AL)  
Davis (CA)  
Davis (IL)  
Davis (KY)  
Davis, Lincoln  
DeFazio  
DeGette  
DeLaunt  
DeLauro  
Dent  
Dicks  
Dingell  
Doggett  
Doolittle  
Doyle  
Dreier  
Edwards  
Ehlers  
Ellison  
Ellsworth  
Emanuel  
Emerson  
Engel  
English (PA)  
Everett  
Farr  
Fattah  
Feeney  
Ferguson  
Filner  
Flake  
Fortenberry  
Frank (MA)  
Frelinghuysen  
Gallegly  
Garrett (NJ)  
Giffords  
Gilchrest  
Gillibrand  
Gillmor  
Gonzalez  
Gordon  
Graves  
Green, Al  
Green, Gene  
Grijalva  
Hall (NY)  
Hare  
Hastings (FL)  
Hensarling  
Herseht Sandlin  
Hill  
Hinchee  
Hinojosa  
Hirono  
Hobson  
Hodes  
Hoekstra

Holden  
Holt  
Honda  
Hooley  
Hoyer  
Hulshof  
Inglis (SC)  
Inslee  
Israel  
Issa  
Jackson (IL)  
Jackson-Lee  
Jefferson  
Johnson (GA)  
Johnson, E. B.  
Kagen  
Kanjorski  
Kaptur  
Kennedy  
Kildee  
Kilpatrick  
Kind  
King (IA)  
King (NY)  
Kirk  
Klein (FL)  
Knollenberg  
Kucinich  
Kuhl (NY)  
Lamborn  
Lampson  
Langevin  
Lantos  
Larsen (WA)  
Larson (CT)  
Latham  
Lee  
Levin  
Lewis (CA)  
Lewis (GA)  
Lipinski  
LoBiondo  
Loebbeck  
Lowe  
Lungren, Daniel  
E.  
Lynch  
Mack  
Mahoney (FL)  
Maloney (NY)  
Markey  
Marshall  
Matheson  
Matsui  
McCarthy (NY)  
McCaul (TX)  
McCollum (MN)  
McDermott  
McGovern  
McHugh  
McKeon  
McMorris  
McNulty  
McNulty  
Meek (FL)  
Meeks (NY)  
Melancon  
Michaud  
Miller (MI)  
Miller (NC)  
Miller, Gary  
Mollohan  
Moore (KS)  
Moran (VA)  
Murphy (CT)  
Murphy, Patrick  
Murphy, Tim  
Nadler  
Napolitano  
Neal (MA)  
Norton  
Oberstar  
Obey  
Ortiz  
Pallone  
Pascarell  
Pastor  
Payne

Perlmutter  
Peterson (MN)  
Petri  
Poe  
Pomeroy  
Porter  
Price (GA)  
Price (NC)  
Rahall  
Ramstad  
Rangel  
Regula  
Reichert  
Renzi  
Reyes  
Reynolds  
Rodriguez  
Roskam  
Ross  
Rothman  
Roybal-Allard  
Royce  
Ruppersberger  
Rush  
Ryan (OH)  
Ryan (WI)  
Salazar  
Sánchez, Linda  
T.  
Sanchez, Loretta  
Sarbanes  
Saxton  
Schakowsky  
Schiff  
Schmidt  
Schwartz  
Scott (GA)  
Scott (VA)  
Sensenbrenner  
Serrano  
Sestak  
Shays  
Shea-Porter  
Sherman  
Shimkus  
Simpson  
Sires  
Slaughter  
Smith (NJ)  
Smith (WA)  
Snyder  
Solis  
Space  
Spratt  
Stark  
Stearns  
Sutton  
Tanner  
Tauscher  
Taylor  
Thompson (CA)  
Thompson (MS)  
Thornberry  
Tiahrt  
Tierney  
Towns  
Udall (CO)  
Udall (NM)  
Upton  
Van Hollen  
Velázquez  
Visclosky  
Walberg  
Walden (OR)  
Walsh (NY)  
Wasserman  
Schultz  
Waters  
Watson  
Waxman  
Weiner  
Welch (VT)  
Weldon (FL)  
Wexler  
Wicker  
Wilson (NM)  
Wilson (OH)  
Woolsey  
Wynn  
Yarmuth  
Young (FL)

NOT VOTING—23

Bonner  
Brady (TX)  
Buchanan  
Coble

Davis, Jo Ann  
Eshoo  
Faleomavaega  
Gutierrez

Harman  
Hastings (WA)  
Higgins  
Jones (OH)

LaHood  
Lofgren, Zoe  
McHenry  
Meehan

Miller, George  
Paul  
Pickering  
Sessions

Stupak  
Tancredo  
Westmoreland

So the amendment was not agreed to.

83.62 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment submitted by Mr. BLUMENAUER:

Page 10, line 17, insert after the dollar amount the following: “(increased by \$50,000,000)”.

Page 10, line 24, insert after the dollar amount the following: “(reduced by \$201,000,000)”.

It was decided in the { Yeas ..... 68  
negative ..... } Nays ..... 347

83.63 [Roll No. 493]

AYES—68

Abercrombie  
Baird  
Baldwin  
Barrow  
Barton (TX)  
Bean  
Berman  
Bilbray  
Blumenauer  
Brown-Waite,  
Ginny  
Campbell (CA)  
Capps  
Cardoza  
Clay  
Cleaver  
Costa  
Crowley  
Davis (IL)  
DeFazio  
DeGette  
DeLaunt  
Duncan

Ellison  
Farr  
Feeney  
Foxy  
Gilchrest  
Gordon  
Herseht Sandlin  
T.  
Sanchez, Loretta  
Slaughter  
Smith (WA)  
Snyder  
Stark  
Thompson (CA)  
Tierney  
Velázquez  
Walden (OR)  
Walsh (NY)  
Wasserman  
Schultz  
Waters  
Waxman  
Weiner  
Welch (VT)  
Wu

NOES—347

Ackerman  
Aderholt  
Akin  
Alexander  
Allen  
Altmire  
Andrews  
Arcuri  
Baca  
Bachmann  
Bachus  
Baker  
Barrett (SC)  
Bartlett (MD)  
Beceerra  
Berkley  
Berry  
Biggett  
Bilirakis  
Bishop (GA)  
Bishop (NY)  
Bishop (UT)  
Blackburn  
Blunt  
Boehner  
Bono  
Boozman  
Bordallo  
Boren  
Boswell  
Boucher  
Boustany  
Boyd (FL)  
Boyda (KS)  
Brady (PA)  
Braley (IA)  
Brown (SC)  
Brown, Corrine  
Burgess  
Burton (IN)  
Butterfield  
Buyer  
Calvert  
Camp (MI)  
Cannon  
Cantor  
Capito

Capuano  
Carnahan  
Carney  
Carson  
Carter  
Castle  
Castor  
Chabot  
Chandler  
Christensen  
Clarke  
Clyburn  
Cohen  
Cole (OK)  
Conaway  
Conyers  
Cooper  
Costello  
Courtney  
Cramer  
Crenshaw  
Cubin  
Cuellar  
Culberson  
Cummings  
Davis (AL)  
Davis (CA)  
Davis (KY)  
Davis, David  
Davis, Lincoln  
Davis, Tom  
Deal (GA)  
DeLauro  
Dent  
Diaz-Balart, L.  
Diaz-Balart, M.  
Dicks  
Dingell  
Donnelly  
Doolittle  
Doyle  
Drake  
Dreier  
Edwards  
Ehlers  
Ellsworth  
Emanuel

Napolitano  
Pascarell  
Payne  
Pitts  
Roybal-Allard  
Sánchez, Linda  
T.  
Sanchez, Loretta  
Slaughter  
Smith (WA)  
Snyder  
Stark  
Thompson (CA)  
Tierney  
Velázquez  
Walden (OR)  
Walsh (NY)  
Wasserman  
Schultz  
Waters  
Waxman  
Weiner  
Welch (VT)  
Wu

Emerson  
Engel  
English (PA)  
Etheridge  
Everett  
Fallin  
Fattah  
Ferguson  
Filner  
Flake  
Forbes  
Fortenberry  
Fortuño  
Fossella  
Frank (MA)  
Franks (AZ)  
Frelinghuysen  
Garrett (NJ)  
Gerlach  
Giffords  
Gillibrand  
Gillmor  
Gingrey  
Gohmert  
Goode  
Goodlatte  
Granger  
Graves  
Green, Al  
Green, Gene  
Grijalva  
Hall (NY)  
Hall (TX)  
Hare  
Hastert  
Hastings (FL)  
Hayes  
Heller  
Hensarling  
Herger  
Higgins  
Hill  
Hinojosa  
Hirono  
Hobson  
Hodes

Hoekstra  
Holden  
Holt  
Hoyer  
Hulshof  
Hunter  
Inglis (SC)  
Israel  
Issa  
Jefferson  
Jindal  
Johnson (GA)  
Johnson, E. B.  
Johnson, Sam  
Jones (NC)  
Jones (OH)  
Jordan  
Kagen  
Kanjorski  
Kaptur  
Keller  
Kennedy  
Kildee  
Kilpatrick  
Kind  
King (IA)  
King (NY)  
Kirk  
Klein (FL)  
Kline (MN)  
Knollenberg  
Kucinich  
Kuhl (NY)  
Lamborn  
Lampson  
Langevin  
Larsen (WA)  
Larson (CT)  
Latham  
LaTourette  
Lee  
Levin  
Lewis (CA)  
Lewis (KY)  
Linder  
Lipinski  
LoBiondo  
Loebbeck  
Lowe  
Lucas  
Lungren, Daniel  
E.  
Lynch  
Mack  
Mahoney (FL)  
Maloney (NY)  
Marchant  
Markey  
Marshall  
Matheson  
McCarthy (CA)  
McCarthy (NY)  
McCaul (TX)  
McCollum (MN)  
McCotter  
McCreary  
McHugh  
McIntyre  
McKeon

McMorris  
Rodgers  
McNerney  
McNulty  
Meek (FL)  
Meeks (NY)  
Melancon  
Mica  
Michaud  
Miller (FL)  
Miller (MI)  
Miller (NC)  
Miller, Gary  
Mollohan  
Moore (KS)  
Moran (KS)  
Moran (VA)  
Murphy (CT)  
Murphy, Patrick  
Murphy, Tim  
Murtha  
Musgrave  
Myrick  
Nadler  
Sires  
Neal (MA)  
Neugebauer  
Norton  
Nunes  
Oberstar  
Obey  
Oliver  
Ortiz  
Pallone  
Pastor  
Pearce  
Pence  
Perlmutter  
Peterson (MN)  
Peterson (PA)  
Petri  
Platts  
Poe  
Pomeroy  
Porter  
Price (GA)  
Price (NC)  
Pryce (OH)  
Putnam  
Radanovich  
Rahall  
Ramstad  
Rangel  
Regula  
Rehberg  
Reichert  
Renzi  
Reyes  
Reynolds  
Rodriguez  
Rogers (AL)  
Rogers (KY)  
Rogers (MI)  
Rohrabacher  
Ros-Lehtinen  
Roskam  
Ross  
Rothman  
Royce  
Ruppersberger  
Rush

Ryan (OH)  
Ryan (WI)  
Salazar  
Sali  
Sarbanes  
Saxton  
Schakowsky  
Schiff  
Schmidt  
Schwartz  
Scott (GA)  
Scott (VA)  
Sensenbrenner  
Serrano  
Sestak  
Shadegg  
Shays  
Shea-Porter  
Sherman  
Shimkus  
Shuler  
Shuster  
Simpson  
Sires  
Skelton  
Smith (NE)  
Smith (NJ)  
Smith (TX)  
Solis  
Souder  
Space  
Spratt  
Stearns  
Sullivan  
Sutton  
Tanner  
Tauscher  
Taylor  
Terry  
Thompson (MS)  
Thornberry  
Tiahrt  
Tiberi  
Towns  
Turner  
Udall (CO)  
Udall (NM)  
Upton  
Van Hollen  
Visclosky  
Walberg  
Walz (MN)  
Wamp  
Watson  
Watt  
Weldon (FL)  
Weller  
Wexler  
Whitfield  
Wicker  
Wilson (NM)  
Wilson (OH)  
Wilson (SC)  
Wolf  
Woolsey  
Wynn  
Yarmuth  
Young (AK)  
Young (FL)

NOT VOTING—22

Bonner  
Brady (TX)  
Buchanan  
Coble  
Davis, Jo Ann  
Eshoo  
Faleomavaega  
Gonzalez

Gutierrez  
Harman  
Hastings (WA)  
LaHood  
Lofgren, Zoe  
McHenry  
Meehan  
Miller, George

Paul  
Pickering  
Sessions  
Stupak  
Tancredo  
Westmoreland

So the amendment was not agreed to.

83.64 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment numbered 17, submitted by Mr. PRICE of Georgia:

Page 10, line 17, after the dollar amount, insert “(reduced by \$50,000,000)”.

Page 27, line 6, after the dollar amount insert “(increased by \$22,000,000)”.



It was decided in the { Yeas ..... 154
negative ..... } Nays ..... 260

83.65 [Roll No. 494]

AYES—154

- Akin Gillmor Murphy, Tim
Alexander Gingrey Musgrave
Altmire Gohmert Myrick
Bachmann Goode Neugebauer
Baker Goodlatte Pence
Barrett (SC) Graves Peterson (PA)
Barrow Hall (TX) Petri
Bartlett (MD) Hayes Pitts
Bilirakis Heller Platts
Blackburn Hensarling Poe
Blunt Hoekstra Porter
Bono Hulshof Price (GA)
Boozman Hunter Pryce (OH)
Boren Inglis (SC) Putnam
Boswell Jindal Radanovich
Boustany Johnson, Sam Rahall
Burgess Jones (NC) Ramstad
Burton (IN) Jordan Regula
Calvert Keller Rehberg
Camp (MI) King (IA) Reichert
Campbell (CA) King (NY) Renzi
Cannon Kingston Reynolds
Cantor Kirk Rogers (KY)
Capito Klein (FL) Rogers (MI)
Chabot Kline (MN) Rohrabacher
Cole (OK) Kuhl (NY) Ros-Lehtinen
Conaway Lamborn Ross
Cubin Lampson Royce
Culberson Latham Ryan (WI)
Davis (KY) Lewis (KY) Sali
Davis, David LoBiondo Saxton
Deal (GA) Lucas Schmidt
Dent Lungren, Daniel Sensenbrenner
Diaz-Balart, L. E. Shadegg
Diaz-Balart, M. Mack Shuler
Dingell Marchant Shuster
Doolittle Matheson Smith (NE)
Drake McCarthy (CA) Smith (NJ)
Duncan McCaul (TX) Smith (TX)
Ehlers McCotter Souder
Emerson McCrery Stearns
Fallin McHugh Taylor
Ferguson McIntyre Tiberi
Flake McKeon Upton
Forbes McMorris Walberg
Fortuño Rodgers Wamp
Fossella McNerney Waters
Foxy McNulty Weller
Franks (AZ) Mica Whitfield
Garrett (NJ) Miller (FL) Wilson (SC)
Gerlach Miller (MI) Wolf
Gilchrist Miller, Gary Young (AK)

NOES—260

- Abercrombie Carney Emanuel
Ackerman Carson Engel
Aderholt Carter English (PA)
Allen Castle Etheridge
Andrews Castor Everett
Arcuri Chandler Farr
Baca Christensen Fattah
Bachus Bachus Feeney
Baird Filner Filner
Baldwin Cleaver Fortenberry
Barton (TX) Clyburn Frank (MA)
Bean Cohen Frelinghuysen
Becerra Conyers Gallely
Berkley Cooper Giffords
Berman Gillibrand Hodes
Berry Costello Gonzalez
Biggart Courtney Gordon
Bilbray Cramer Granger
Bishop (GA) Crenshaw Green, Al
Bishop (NY) Crowley Green, Gene
Bishop (UT) Cuellar Grijalva
Blumenauer Cummings Hall (NY)
Boehner Davis (AL) Hare
Bordallo Davis (CA) Hastert
Boucher Davis (IL) Hastings (FL)
Boyd (FL) Davis, Lincoln Herger
Boyd (KS) Davis, Tom Herseth Sandlin
Brady (PA) DeFazio Higgins
Brady (IA) DeGette Hill
Brown (SC) Delahunt Hinchey
Brown, Corrine DeLauro Hinojosa
Brown-Waite, Dicks Hirono
Ginny Doggett Hobson
Butterfield Donnelly Hodes
Buyer Doyle Holden
Capps Dreier Holt
Cappano Edwards Honda
Cardoza Ellison Hooley
Carnahan Ellsworth Hoyer

- Inslie Mollohan Shea-Porter
Israel Moore (KS) Sherman
Issa Moore (WI) Shimkus
Jackson (IL) Moran (KS) Simpson
Jackson-Lee (TX) Moran (VA) Sires
Murphy (CT) Skelton
Jefferson Murphy, Patrick Slaughter
Johnson (GA) Murtha Smith (WA)
Johnson (IL) Nadler Snyder
Johnson, E. B. Napolitano Solis
Jones (OH) Neal (MA) Space
Kagen Norton Spratt
Kanjorski Nunes Stark
Kaptur Oberstar Sutton
Kennedy Obey Tanner
Kildee Olver Tauscher
Kilpatrick Ortiz Terry
Kind Pallone Thompson (CA)
Knollenberg Pascrell Thompson (MS)
Kucinich Pastor Thornberry
Langevin Payne Tiahrt
Lantos Pearce Tierney
Larsen (WA) Perlmutter Towns
Larson (CT) Peterson (MN) Turner
LaTourette Pomeroy Udall (CO)
Lee Price (NC) Udall (NM)
Levin Rangel Van Hollen
Lewis (CA) Reyes Velázquez
Lewis (GA) Rodriguez Visclosky
Linder Rogers (AL) Walden (OR)
Lipinski Roskam Walsh (NY)
Loeb sack Rothman Walz (MN)
Lowey Roybal-Allard Wasserman
Lynch Ruppertsberger Schultz
Mahoney (FL) Rush Watson
Maloney (NY) Ryan (OH) Watt
Manzullo Salazar Waxman
Markey Sanchez, Linda Weiner
Marshall T. Welch (VT)
Matsui Sanchez, Loretta Weldon (FL)
McCarthy (NY) Sarbanes Wexler
McCollum (MN) Schakowsky Wicker
McDermott Schiff Wilson (NM)
McGovern Schwartz Wilson (OH)
Meek (FL) Scott (GA) Woolsey
Meeks (NY) Scott (VA) Wu
Michaud Serrano Wynn
Miller (NC) Sestak Yarmuth
Mitchell Shays Young (FL)

NOT VOTING—23

- Bonner Harman Paul
Brady (TX) Hastings (WA) Pickering
Buchanan LaHood Sessions
Coble Lofgren, Zoe Stupak
Davis, Jo Ann McHenry Sullivan
Eshoo Meehan Tancredo
Faleomavaega Melancon Westmoreland
Gutiérrez Miller, George

So the amendment was not agreed to.

83.66 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment submitted by Mr. MORAN of Kansas:

Page 27, line 6, after the dollar amount, insert "(increased by \$125,000,000)".

Page 28, line 22, after the dollar amount, insert "(reduced by \$125,000,000)".

It was decided in the { Yeas ..... 264
affirmative ..... } Nays ..... 152

83.67 [Roll No. 495]

AYES—264

- Aderholt Boehner Carney
Akin Bono Carson
Boozman Boozman Carter
Boren Boren Castle
Boswell Boswell Chabot
Boucher Boucher Christensen
Boustany Cleaver
Baker Boyda (KS) Cohen
Barrett (SC) Braley (IA) Cole (OK)
Barrow Brown (SC) Conaway
Bartlett (MD) Brown-Waite, Cooper
Barton (TX) Ginny Costa
Bean Burgess Costello
Berry Burton (IN) Courtney
Biggart Buyer Cramer
Bilirakis Calvert Cubin
Bishop (UT) Camp (MI) Cuellar
Blackburn Campbell (CA) Culberson
Blumenauer Cannon Davis (AL)
Blunt Capito Davis (KY)

- Davis, David Kaptur Putnam
Davis, Lincoln Keller Rahall
Davis, Tom Kildee Ramstad
Deal (GA) King (IA) Regula
DeFazio King (NY) Rehberg
Delahunt Kingdon Renzi
Dent Kirk Reynolds
Dicks Klein (FL) Rogers (AL)
Donnelly Kline (MN) Rogers (KY)
Doolittle Kucinich Rogers (MI)
Drake Kuhl (NY) Rohrabacher
Dreier Lamborn Ros-Lehtinen
Duncan Lampson Roskam
Ehlers Larsen (WA) Ross
Ellsworth Latham Royce
Emerson LaTourette Ruppertsberger
English (PA) Lewis (KY) Ryan (WI)
Etheridge Linder Salazar
Everett LoBiondo Salazar
Fallin Loeb sack Sali
Feeney Lucas Saxton
Ferguson Lungren, Daniel Schmidt
Filner E. Scott (GA)
Flake Mack Scott (VA)
Forbes Mahoney (FL) Sensenbrenner
Fortenberry Manzullo Shadegg
Fortuño Marchant Shays
Fossella Marshall Shea-Porter
Foxy Matheson Shimkus
Franks (AZ) Matsui Shuler
Frelinghuysen McCarthy (CA) Shuster
Gallegly McCaul (TX) Simpson
Garrett (NJ) McCotter Skelton
Gerlach McCrery Smith (NE)
Giffords McGovern Smith (NJ)
Gilchrist McHugh Smith (TX)
Gillibrand McIntyre Smith (WA)
Gillmor McKeon Solis
Gingrey McMorris Souder
Gohmert Rodgers Space
Goode McNerney Spratt
Goodlatte McNulty Stearns
Gordon Meek (FL) Sullivan
Granger Mica Terry
Graves Michaud Thompson (CA)
Hall (NY) Miller (FL) Thornberry
Hall (TX) Miller (MI) Tiahrt
Hare Miller (NC) Tiberi
Hastert Miller, Gary Tierney
Hayes Mitchell Turner
Heller Moore (KS) Udall (CO)
Hensarling Moran (KS) Upton
Herger Herseth Sandlin Murphy (CT)
Herseth Sandlin Murphy, Patrick Walberg
Hobson Murphy, Tim Walsh (OR)
Hodes Musgrave Walsh (NY)
Hoekstra Myrick Walz (MN)
Holt Neugebauer Wamp
Hulshof Pearce Welch (VT)
Hunter Pence Weldon (FL)
Inglis (SC) Perlmutter Weller
Issa Peterson (MN) Wexler
Jackson-Lee Peterson (PA) Whitfield
(TX) Petri Wilson (NM)
Jindal Pitts Wilson (OH)
Johnson (IL) Platts Wilson (SC)
Johnson, Sam Poe Wolf
Jones (NC) Pomeroy Wynn
Jordan Price (GA) Young (AK)
Kagen Pryce (OH) Young (FL)

NOES—152

- Abercrombie Conyers Hinojosa
Ackerman Crenshaw Hirono
Andrews Crowley Holden
Baca Cummings Honda
Bachus Davis (CA) Hooley
Baird Davis (IL) Hoyer
Baldwin DeGette Inslie
Becerra DeLauro Israel
Berkley Diaz-Balart, L. Jackson (IL)
Berman Diaz-Balart, M. Jefferson
Bilbray Dingell Johnson (GA)
Bishop (GA) Doggett Johnson, E. B.
Bishop (NY) Doyle Jones (OH)
Bordallo Edwards Kanjorski
Boyd (FL) Ellison Kennedy
Boyd (PA) Emanuel Kilpatrick
Brown, Corrine Engel Kind
Brown-Waite, Farr Knollenberg
Cantor Fattah Langevin
Capps Frank (MA) Lantos
Capuano Gonzalez Larson (CT)
Cardoza Green, Al Lee
Carnahan Green, Gene Levin
Castor Grijalva Lewis (CA)
Chandler Hastings (FL) Lewis (GA)
Clarke Higgins Lipinski
Clay Hill Lowey
Clyburn Hinchey Lynch

Maloney (NY) Porter  
 Markey Price (NC)  
 McCarthy (NY) Radanovich  
 McCollum (MN) Rangel  
 McDermott Reichert  
 Meeks (NY) Reyes  
 Melancon Rodriguez  
 Mollohan Rothman  
 Moore (WI) Roybal-Allard  
 Moran (VA) Rush  
 Murtha Ryan (OH)  
 Nadler Sánchez, Linda  
 Napolitano T.  
 Neal (MA) Sanchez, Loretta  
 Norton Sarbanes  
 Nunes Schakowsky  
 Oberstar Schiff  
 Obey Schwartz  
 Oliver Serrano  
 Ortiz Sestak  
 Pallone Sherman  
 Pascrell Sires  
 Pastor Slaughter  
 Payne Snyder

Stark  
 Sutton  
 Tanner  
 Tauscher  
 Taylor  
 Thompson (MS)  
 Towns  
 Udall (NM)  
 Van Hollen  
 Velazquez  
 Visclosky  
 Wasserman  
 Schultz  
 Waters  
 Watson  
 Watt  
 Waxman  
 Weiner  
 Wicker  
 Woolsey  
 Wu  
 Yarmuth

Ramstad  
 Rangel  
 Regula  
 Rehberg  
 Reichert  
 Moran (KS)  
 Murphy, Tim  
 Musgrave  
 Myrick  
 Nadler  
 Neugebauer  
 Nunes  
 Pallone  
 Pascrell  
 Pearce  
 Pence  
 Peterson (PA)  
 Petri  
 Pitts  
 Platts  
 Poe  
 Price (GA)  
 Pryce (OH)  
 Putnam  
 Rahall

NOT VOTING—20  
 Bonner  
 Brady (TX)  
 Buchanan  
 Coble  
 Davis, Jo Ann  
 Eshoo  
 Faleomavaega  
 Gutierrez  
 Hastings (WA)  
 LaHood  
 Lofgren, Zoe  
 McHenry  
 Meehan  
 Miller, George  
 Paul  
 Pickering  
 Sessions  
 Stupak  
 Tancredo  
 Westmoreland

NOT VOTING—21

Bonner  
 Brady (TX)  
 Buchanan  
 Coble  
 Davis, Jo Ann  
 Eshoo  
 Faleomavaega  
 Gutierrez  
 Harman  
 Hastings (WA)  
 LaHood  
 Lofgren, Zoe  
 McHenry  
 Meehan  
 Miller, George  
 Paul  
 Pickering  
 Sessions  
 Stupak  
 Tancredo  
 Westmoreland

So the amendment was agreed to.

83.68 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment numbered 1, submitted by Mr. GARRETT of New Jersey:

Page 30, line 14, after the dollar amount, insert "(reduced by \$10,000,000)".

Page 36, line 11, after the dollar amount, insert "(increased by \$10,000,000)".

It was decided in the { Yeas ..... 206  
 negative ..... } Nays ..... 211

83.69 [Roll No. 496]

AYES—206

Aderholt  
 Akin  
 Alexander  
 Altmire  
 Andrews  
 Arcuri  
 Bachmann  
 Baker  
 Barrett (SC)  
 Barrow  
 Bartlett (MD)  
 Barton (TX)  
 Bilbray  
 Bilirakis  
 Bishop (UT)  
 Blackburn  
 Blunt  
 Boehner  
 Bono  
 Boozman  
 Boren  
 Boswell  
 Boustany  
 Brown (SC)  
 Brown-Waite,  
 Ginny  
 Burgess  
 Burton (IN)  
 Buyer  
 Calvert  
 Camp (MI)  
 Campbell (CA)  
 Cannon  
 Cantor  
 Capito  
 Carney  
 Carson  
 Carter  
 Castle  
 Chabot  
 Cole (OK)  
 Conaway  
 Cooper  
 Costello  
 Cubin  
 Culberson  
 Cummings  
 Davis (KY)  
 Davis, David  
 Davis, Lincoln  
 Deal (GA)  
 DeFazio  
 Dent  
 Diaz-Balart, L.  
 Diaz-Balart, M.  
 Doolittle  
 Drake  
 Ehlers  
 Emerson  
 English (PA)  
 Fallon  
 Feeney  
 Ferguson  
 Forbes  
 Fortenberry  
 Fortuño  
 Fossella  
 Foxx  
 Franks (AZ)  
 Frelinghuysen  
 Gallegly  
 Garrett (NJ)  
 Gerlach  
 Giffords  
 Gillibrand  
 Gillmor  
 Gingrey  
 Gohmert  
 Goode  
 Goodlatte  
 Granger  
 Graves  
 Hall (NY)  
 Hall (TX)  
 Hayes  
 Hensarling  
 Hergert  
 Hill  
 Hobson  
 Cubin  
 Holt  
 Hooley  
 Hulshof  
 Hunter  
 Inglis (SC)  
 Issa  
 Jindal  
 Johnson, Sam  
 Jordan  
 Keller  
 King (IA)  
 King (NY)  
 Kingston  
 Kirk  
 Klein (FL)  
 Kline (MN)  
 Kucinich  
 Kuhl (NY)  
 Lamborn  
 Lampson  
 Latham  
 LaTourette  
 Lewis (KY)  
 Linder  
 Lipinski  
 LoBiondo  
 Lucas  
 Lungren, Daniel  
 E.  
 Mack  
 Mahoney (FL)  
 Manzullo  
 Marchant  
 Marshall  
 Matheson  
 McCaul (TX)  
 McCotter  
 McCrery  
 McHugh  
 McIntyre  
 McKeon  
 McMorris  
 Rodgers  
 McNulty  
 Melancon

NOES—211

Abercrombie  
 Ackerman  
 Allen  
 Baca  
 Bachus  
 Baird  
 Baldwin  
 Bean  
 Becerra  
 Berkley  
 Berman  
 Berry  
 Biggert  
 Bishop (GA)  
 Bishop (NY)  
 Blumenauer  
 Bordallo  
 Boucher  
 Boyd (FL)  
 Boyda (KS)  
 Brady (PA)  
 Braley (IA)  
 Brown, Corrine  
 Butterfield  
 Capps  
 Capuano  
 Cardoza  
 Carnahan  
 Castor  
 Chandler  
 Kagan  
 Christensen  
 Clarke  
 Clay  
 Cleaver  
 Clyburn  
 Cohen  
 Conyers  
 Costa  
 Courtney  
 Cramer  
 Crumshaw  
 Crowley  
 Cuellar  
 Davis (AL)  
 Davis (CA)  
 Davis (IL)  
 Davis, Tom  
 DeGette  
 DeLauro  
 Dicks  
 Dingell  
 Doggett  
 Donnelly  
 Doyle  
 Dreier  
 Duncan  
 Edwards  
 Ellison  
 Ellsworth  
 Emanuel  
 Engel  
 Etheridge  
 Everett  
 Farr  
 Fattah  
 Filner  
 Flake  
 Frank (MA)  
 Gilchrist  
 Gonzalez  
 Gordon  
 Green, Al  
 Green, Gene  
 Grijalva  
 Hare  
 Harman  
 Hastert  
 Hastings (FL)  
 Heller  
 Herseht Sandlin  
 Higgins  
 Hinchey  
 Hinojosa  
 Hirono  
 Hodes  
 Holden  
 Honda  
 Hoyer  
 Insole  
 Israel  
 Jackson (IL)  
 Jackson-Lee  
 (TX)  
 Jefferson  
 Johnson (GA)  
 Johnson (IL)  
 Johnson, E. B.  
 Jones (NC)  
 Jones (OH)  
 Kagen  
 Kanjorski  
 Kaptur  
 Kennedy  
 Kildee  
 Kilpatrick  
 Kind  
 Knollenberg  
 Langevin  
 Lantos  
 Larsen (WA)  
 Larson (CT)  
 Lee  
 Levin  
 Lewis (CA)  
 Lewis (GA)  
 Loeb sack  
 Lowey  
 Lynch  
 Maloney (NY)  
 Markey  
 Matsui  
 McCarthy (CA)  
 McCarthy (NY)  
 McCollum (MN)  
 McDermott  
 McGovern  
 McNerney  
 Meek (FL)  
 Meeks (NY)  
 Michaud  
 Miller (NC)  
 Mollohan  
 Moore (KS)  
 Moore (WI)  
 Moran (VA)  
 Murphy (CT)  
 Murphy, Patrick  
 Murtha  
 Napolitano  
 Neal (MA)  
 Norton  
 Oberstar  
 Obey

Simpson  
 Smith (NE)  
 Smith (NJ)  
 Smith (TX)  
 Souder  
 Space  
 Sullivan  
 Tanner  
 Terry  
 Thompson (MS)  
 Thornberry  
 Tiberi  
 Turner  
 Upton  
 Walberg  
 Wamp  
 Welch (VT)  
 Weller  
 Wexler  
 Whitfield  
 Wilson (NM)  
 Wilson (SC)  
 Wolf  
 Yarmuth

So the amendment was not agreed to.

83.70 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment submitted by Mrs. MUSGRAVE:

At the end of the bill (before the short title), add the following new section:

SEC. \_\_\_\_ None of the funds appropriated or otherwise made available in this Act may be used for any action that is related to or promotes the expansion of the boundaries or size of the Pinon Canyon Maneuver Site in southeastern Colorado.

It was decided in the { Yeas ..... 383  
 affirmative ..... } Nays ..... 34

83.71 [Roll No. 497]

AYES—383

Abercrombie  
 Ackerman  
 Aderholt  
 Akin  
 Alexander  
 Allen  
 Altmire  
 Andrews  
 Arcuri  
 Baca  
 Bachmann  
 Baird  
 Baker  
 Baldwin  
 Bartlett (MD)  
 Bean  
 Becerra  
 Berkley  
 Berman  
 Berry  
 Bilbray  
 Bilirakis  
 Bishop (GA)  
 Bishop (NY)  
 Bishop (UT)  
 Blackburn  
 Blunt  
 Boehner  
 Bono  
 Boozman  
 Borden  
 Boswell  
 Boucher  
 Boustany  
 Boyd (FL)  
 Boyd (KS)  
 Brady (PA)  
 Braley (IA)  
 Brown (SC)  
 Brown, Corrine  
 Brown-Waite,  
 Ginny  
 Burgess  
 Burton (IN)  
 Butterfield  
 Buyer  
 Calvert  
 Walden (OR)  
 Walsh (NY)  
 Walz (MN)  
 Campbell (CA)  
 Cannon  
 Cantor  
 Capito  
 Capps  
 Cardoza  
 Carnahan  
 Carney  
 Carson  
 Carter  
 Castle  
 Castor  
 Chabot  
 Chandler  
 Christensen  
 Clarke  
 Clay  
 Cleaver  
 Clyburn  
 Cohen  
 Cole (OK)  
 Conaway  
 Conyers  
 Cooper  
 Costa  
 Costello  
 Courtney  
 Cramer  
 Crowley  
 Cubin  
 Cuellar  
 Culberson  
 Cummings  
 Davis (AL)  
 Davis (CA)  
 Davis (IL)  
 Davis (KY)  
 Davis, David  
 Davis, Lincoln  
 Deal (GA)  
 DeFazio  
 DeGette  
 DeLauro  
 Dent  
 Diaz-Balart, L.  
 Diaz-Balart, M.  
 Dingell  
 Doggett  
 Donnelly  
 Doolittle  
 Doyle  
 Drake  
 Dreier  
 Duncan  
 Eshoo  
 Ellison  
 Ellsworth  
 Emerson  
 Engel  
 English (PA)  
 Etheridge  
 Everett  
 Fallin  
 Farr  
 Fattah  
 Feeney  
 Ferguson  
 Filner  
 Flake  
 Forbes  
 Fortenberry  
 Fortuño  
 Fossella  
 Foxx  
 Frank (MA)  
 Franks (AZ)  
 Gallegly  
 Garrett (NJ)  
 Gerlach  
 Giffords  
 Gilchrist  
 Gillibrand  
 Gillmor  
 Gingrey  
 Gohmert  
 Gonzalez  
 Goode  
 Goodlatte  
 Gordon  
 Granger  
 Graves  
 Green, Al  
 Green, Gene  
 Grijalva  
 Hall (NY)  
 Hall (TX)  
 Hare  
 Harman  
 Hastings (FL)  
 Hayes  
 Heller  
 Hensarling  
 Hergert  
 Herseht Sandlin  
 Hill  
 Hinchey  
 Hinojosa  
 Hirono  
 Hobson  
 Hodes  
 Hoekstra  
 Holden  
 Holt  
 Honda  
 Hooley  
 Hoyer  
 Hulshof  
 Hunter  
 Inglis (SC)  
 Insole  
 Israel  
 Issa  
 Jackson (IL)  
 Jackson-Lee  
 (TX)  
 Jefferson  
 Jindal  
 Johnson (GA)  
 Johnson, E. B.  
 Johnson, Sam  
 Jones (NC)  
 Jones (OH)  
 Jordan  
 Kagen  
 Kanjorski  
 Kaptur  
 Keller  
 Kennedy  
 Kildee  
 Kilpatrick  
 Kind  
 King (IA)  
 King (NY)  
 Kingston  
 Kirk  
 Klein (FL)  
 Kline (MN)

Knollenberg	Myrick	Sensenbrenner
Kucinich	Nadler	Serrano
Kuhl (NY)	Napolitano	Shadegg
Lampson	Neal (MA)	Shays
Langevin	Neugebauer	Shea-Porter
Lantos	Norton	Sherman
Larsen (WA)	Nunes	Shuler
Larson (CT)	Oberstar	Shuster
Latham	Obey	Simpson
LaTourette	Olver	Sires
Lee	Ortiz	Slaughter
Levin	Pallone	Smith (NE)
Lewis (GA)	Pastor	Smith (NJ)
Lewis (KY)	Payne	Smith (TX)
Linder	Pearce	Snyder
Lipinski	Pence	Solis
LoBiondo	Perlmutter	Souder
Loeb sack	Peterson (MN)	Space
Lowe y	Peterson (PA)	Spratt
Lucas	Petri	Stark
Mack	Pitts	Stearns
Mahoney (FL)	Platts	Sullivan
Maloney (NY)	Poe	Sutton
Manzullo	Pomeroy	Tanner
Marchant	Porter	Tauscher
Markey	Price (GA)	Terry
Matheson	Price (NC)	Thompson (CA)
Matsui	Pryce (OH)	Thornberry
McCarthy (CA)	Radanovich	Tiahrt
McCarthy (NY)	Rahall	Tierney
McCaul (TX)	Ramstad	Towns
McCollum (MN)	Rangel	Turner
McCotter	Regula	Udall (CO)
McCrery	Rehberg	Udall (NM)
McDermott	Reichert	Upton
McGovern	Renzi	Van Hollen
McHugh	Reyes	Velázquez
McIntyre	Reynolds	Walberg
McKeon	Rodriguez	Walden (OR)
McMorris	Rogers (AL)	Walsh (NY)
Rodgers	Rogers (KY)	Walz (MN)
McNerney	Rogers (MI)	Wamp
McNulty	Rohrabacher	Wasserman
Meek (FL)	Ros-Lehtinen	Schultz
Meeks (NY)	Roskam	Waters
Melancon	Ross	Watson
Mica	Rothman	Watt
Michaud	Roybal-Allard	Waxman
Miller (FL)	Royce	Weiner
Miller (MI)	Ruppersberger	Welch (VT)
Miller (NC)	Rush	Weldon (FL)
Miller, Gary	Ryan (OH)	Weller
Mitchell	Ryan (WI)	Wexler
Mollohan	Salazar	Whitfield
Moore (KS)	Sali	Wilson (NM)
Moore (WI)	Sarbanes	Wilson (OH)
Moran (KS)	Saxton	Wilson (SC)
Moran (VA)	Schakowsky	Wolf
Murphy (CT)	Schiff	Woolsey
Murphy, Patrick	Schmidt	Wu
Murphy, Tim	Schwartz	Wynn
Murtha	Scott (GA)	Yarmuth
Musgrave	Scott (VA)	Young (AK)

NOES—34

Bachus	Higgins	Sestak
Barrett (SC)	Johnson (IL)	Shimkus
Barrow	Lamborn	Skelton
Barton (TX)	Lewis (CA)	Smith (WA)
Biggert	Lungren, Daniel	Taylor
Blumenauer	E.	Thompson (MS)
Capuano	Lynch	Tiberi
Crenshaw	Marshall	Visclosky
Dicks	Pascrell	Wicker
Edwards	Putnam	Young (FL)
Emanuel	Sánchez, Linda	
Frelinghuysen	T.	
Hastert	Sanchez, Loretta	

NOT VOTING—20

Bonner	Gutierrez	Paul
Brady (TX)	Hastings (WA)	Pickering
Buchanan	LaHood	Sessions
Coble	Lofgren, Zoe	Stupak
Davis, Jo Ann	McHenry	Tancredo
Eshoo	Meehan	Westmoreland
Faleomavaega	Miller, George	

So the amendment was agreed to. After some further time, The SPEAKER pro tempore, Mr. WEINER, assumed the Chair. When Mr. LYNCH, Chairman, pursuant to previous order of the House, reported the bill back to the House with sundry amendments adopted by the Committee with the recommendation that the bill, as amended, do pass.

The previous question having been ordered by said previous order of the House.

The following amendments, reported from the Committee of the Whole House on the state of the Union, were agreed to:

Page 19, beginning on line 15, strike section 125.

Page 27, line 6, after the dollar amount, insert "(increased by \$125,000,000)".

Page 28, line 22, after the dollar amount, insert "(reduced by \$125,000,000)".

Page 28, line 22, after the dollar amount, insert "(increased by \$5,000,000)(decreased by \$5,000,000)".

Page 31, line 6, after "Philippines", insert "Provided further, That of the funds made available under this heading, \$2,000,000 is for the Advisory Committee on Women Veterans under section 542 of title 38, United States Code".

At the end of the bill (before the short title), insert the following:

SEC. 409. None of the funds made available in this Act may be used to purchase light bulbs unless the light bulbs have the "ENERGY STAR" designation.

At the end of the bill (before the short title), add the following new section:

SEC. \_\_\_\_ None of the funds appropriated or otherwise made available in this Act may be used for any action that is related to or promotes the expansion of the boundaries or size of the Pinon Canyon Maneuver Site in southeastern Colorado.

In section 405 (page 48, beginning on line 11), strike "encouraged" and insert "directed".

The bill, as amended, was ordered to be engrossed and read a third time, was read a third time by title.

The question being put, viva voce, Will the House pass said bill?

The SPEAKER pro tempore, Mr. WEINER, announced that pursuant to clause 10 of rule XX the yeas and nays were ordered, and the call was taken by electronic device.

It was decided in the { Yeas ..... 409 affirmative ..... } Nays ..... 2

83.72

[Roll No. 498]

YEAS—409

Abercrombie	Boozman	Cleaver
Ackerman	Boren	Clyburn
Aderholt	Boswell	Cohen
Akin	Boucher	Cole (OK)
Alexander	Boustany	Conaway
Allen	Boyd (FL)	Conyers
Altmire	Boyda (KS)	Cooper
Andrews	Brady (PA)	Costa
Arcuri	Brale (IA)	Costello
Baca	Brown (SC)	Courtney
Bachmann	Brown, Corrine	Cramer
Bachus	Brown-Waite,	Crenshaw
Baird	Ginny	Crowley
Baker	Burgess	Cubin
Baldwin	Burton (IN)	Cuellar
Barrett (SC)	Butterfield	Culberson
Barrow	Buyer	Cummings
Bartlett (MD)	Calvert	Davis (AL)
Barton (TX)	Camp (MI)	Davis (CA)
Bean	Cannon	Davis (IL)
Becerra	Cantor	Davis (KY)
Berkley	Capito	Davis, David
Berman	Capps	Davis, Lincoln
Berry	Capuano	Davis, Tom
Biggert	Cardoza	Deal (GA)
Bilbray	Carnahan	DeFazio
Bilirakis	Carney	DeGette
Bishop (GA)	Carson	Delahunt
Bishop (NY)	Carter	DeLauro
Bishop (UT)	Castle	Dent
Blackburn	Castor	Diaz-Balart, M.
Blumenauer	Chabot	Dicks
Blunt	Chandler	Dingell
Boehner	Clarke	Doggett
Bono	Clay	Donnelly

Doolittle	Kline (MN)	Rahall
Doyle	Knollenberg	Ramstad
Drake	Kucinich	Rangel
Dreier	Kuhl (NY)	Regula
Duncan	Lamborn	Rehberg
Edwards	Lampson	Reichert
Ehlers	Langevin	Renzi
Ellison	Lantos	Reyes
Ellsworth	Larsen (WA)	Reynolds
Emanuel	Larson (CT)	Rodriguez
Emerson	Latham	Rogers (AL)
Engel	LaTourette	Rogers (KY)
English (PA)	Lee	Rogers (MI)
Etheridge	Levin	Rohrabacher
Everett	Lewis (CA)	Ros-Lehtinen
Fallin	Lewis (GA)	Roskam
Farr	Lewis (KY)	Ross
Fattah	Linder	Rothman
Ferguson	Lipinski	Roybal-Allard
Filner	LoBiondo	Royce
Flake	Loeb sack	Ruppersberger
Forbes	Lowe y	Rush
Fortenberry	Lucas	Ryan (OH)
Fossella	Lungren, Daniel	Ryan (WI)
Fox x	E.	Salazar
Frank (MA)	Lynch	Sali
Franks (AZ)	Mack	Sánchez, Linda
Frelinghuysen	Mahoney (FL)	T.
Gallegly	Maloney (NY)	Sanchez, Loretta
Garrett (NJ)	Manzullo	Sarbanes
Gerlach	Marchant	Saxton
Giffords	Markey	Schakowsky
Gilchrest	Marshall	Schiff
Gillibrand	Matheson	Schmidt
Gillmor	Matsui	Schwartz
Gingrey	McCarthy (CA)	Scott (GA)
Gohmert	McCarthy (NY)	Scott (VA)
Gonzalez	McCaul (TX)	Sensenbrenner
Goode	McCollum (MN)	Serrano
Goodlatte	McCotter	Sestak
Gordon	McCrery	Shadegg
Granger	McDermott	Shays
Graves	McGovern	Shea-Porter
Green, Al	McHugh	Sherman
Green, Gene	McIntyre	Shimkus
Grijalva	McKeon	Shuler
Hall (NY)	McMorris	Shuster
Hall (TX)	Rodgers	Simpson
Hare	McNerney	Sires
Harman	McNulty	Skelton
Hastert	Meek (FL)	Slaughter
Hastings (FL)	Meeks (NY)	Smith (NE)
Hayes	Melancon	Smith (NJ)
Heller	Mica	Smith (TX)
Hensarling	Michaud	Smith (WA)
Herger	Miller (FL)	Snyder
Herseth Sandlin	Miller (MI)	Solis
Higgins	Miller (NC)	Souder
Hill	Miller, Gary	Space
Hinche y	Mitchell	Spratt
Hinojosa	Mollohan	Stark
Hirono	Moore (KS)	Stearns
Hobson	Moore (WI)	Sullivan
Hodes	Moran (KS)	Sutton
Hoekstra	Moran (VA)	Tanner
Holden	Murphy (CT)	Tauscher
Holt	Murphy, Patrick	Taylor
Honda	Murphy, Tim	Terry
Hooley	Murtha	Thompson (CA)
Hoyer	Musgrave	Thompson (MS)
Hulshof	Myrick	Thornberry
Hunter	Nadler	Tiahrt
Inglis (SC)	Napolitano	Tiberi
Inslee	Neal (MA)	Tierney
Israel	Neugebauer	Towns
Issa	Nunes	Turner
Jackson (IL)	Oberstar	Udall (CO)
Jackson-Lee	Obey	Udall (NM)
(TX)	Olver	Upton
Jefferson	Ortiz	Van Hollen
Jindal	Pallone	Velázquez
Johnson (GA)	Pascrell	Visclosky
Johnson (IL)	Pastor	Walberg
Johnson, E. B.	Payne	Walden (OR)
Johnson, Sam	Pearce	Walsh (NY)
Jones (NC)	Pence	Walz (MN)
Jones (OH)	Perlmutter	Wamp
Jordan	Peterson (MN)	Wasserman
Kagen	Peterson (PA)	Schultz
Kanjorski	Petri	Waters
Kaptur	Pitts	Watson
Keller	Platts	Watt
Kennedy	Poe	Waxman
Kildee	Pomeroy	Weiner
Kind	Porter	Welch (VT)
King (IA)	Price (GA)	Weldon (FL)
King (NY)	Price (NC)	Weller
Kingston	Pryce (OH)	Wexler
Kirk	Putnam	Whitfield
Klein (FL)	Radanovich	Wicker

Wilson (NM)	Woolsey	Young (AK)
Wilson (OH)	Wu	Young (FL)
Wilson (SC)	Wynn	
Wolf	Yarmuth	

NAYS—2

Campbell (CA) Feeney

NOT VOTING—21

Bonner	Gutierrez	Miller, George
Brady (TX)	Hastings (WA)	Paul
Buchanan	Kilpatrick	Pickering
Coble	LaHood	Sessions
Davis, Jo Ann	Lofgren, Zoe	Stupak
Diaz-Balart, L.	McHenry	Tancredo
Eshoo	Meehan	Westmoreland

So the bill was passed.

A motion to reconsider the vote whereby said bill was passed was, by unanimous consent, laid on the table.

*Ordered*, That the Clerk request the concurrence of the Senate in said bill.

#### 183.73 CALENDAR WEDNESDAY BUSINESS DISPENSED WITH

On motion of Mr. HOYER, by unanimous consent,

*Ordered*, That business in order for consideration on Wednesday, June 20, 2007, under clause 6, rule XV, the Calendar Wednesday rule, be dispensed with.

#### 183.74 ADJOURNMENT OVER

On motion of Mr. HOYER, by unanimous consent,

*Ordered*, That when the House adjourns today, it adjourn to meet on Monday, June 18 2007, at 12:30 p.m., for morning-hour debate.

#### 183.75 HOUSE COMMISSION ON CONGRESSIONAL MAILING STANDARDS

The SPEAKER pro tempore, Mr. COURTNEY, pursuant to 2 United States Code 501(b), and the order of the House of January 4, 2007, the Chair announced that the Speaker appointed the following Members of the House to the House Commission on Congressional Mailing Standards: Messrs. CAPUANO, Chairman, SHERMAN, DAVIS of Alabama, EHLERS, PRICE of Georgia, and MCCARTHY of California.

#### 183.76 ABRAHAM LINCOLN BICENTENNIAL COMMISSION

The SPEAKER pro tempore, Mr. COURTNEY, pursuant to section 5(a) of the Abraham Lincoln Bicentennial Commission Act (36 United States Code 101 note), and the order of the House of January 4, 2007, the Chair announced that the Speaker appointed the following Member of the House to the Abraham Lincoln Bicentennial Commission: Mr. JACKSON of Illinois.

*Ordered*, That the Clerk notify the Senate of the foregoing appointment.

#### 183.77 COMMUNICATION FROM THE MINORITY LEADER—APPOINTMENT—ABRAHAM LINCOLN BICENTENNIAL COMMISSION

The SPEAKER pro tempore, Mr. COURTNEY, laid before the House the following communication, which was read as follows:

CONGRESS OF THE UNITED STATES,  
HOUSE OF REPRESENTATIVES,  
Washington, DC, June 14, 2007.

Hon. NANCY PELOSI,  
*Speaker, Washington, DC.*  
DEAR SPEAKER PELOSI: Pursuant to section 5(a) of the Abraham Lincoln Bicentennial Commission Act (36 U.S.C. 101 note), I am pleased to re-appoint the Honorable Ray LaHood of Illinois to the Abraham Lincoln Bicentennial Commission.

Mr. LaHood has expressed interest in serving in this capacity and I am pleased to fulfill his request.

Sincerely,

JOHN A. BOEHNER,  
*Republican Leader.*

*Ordered*, That the Clerk notify the Senate of the foregoing appointment.

#### 183.78 MESSAGE FROM THE PRESIDENT—NATIONAL EMERGENCY REGARDING BELARUS

The SPEAKER pro tempore, Mr. COURTNEY, laid before the House a message from the President, which was read as follows:

*To the Congress of the United States:*

Section 202(d) of the National Emergencies Act (50 U.S.C. 1622(d)) provides for the automatic termination of a national emergency unless, prior to the anniversary date of its declaration, the President publishes in the *Federal Register* and transmits to the Congress a notice stating that the emergency is to continue in effect beyond the anniversary date. In accordance with this provision, I have sent to the *Federal Register* for publication the enclosed notice stating that the national emergency and related measures blocking the property of certain persons undermining democratic processes or institutions in Belarus are to continue in effect beyond June 16, 2007.

The actions and policies of certain members of the Government of Belarus and other persons pose a continuing unusual and extraordinary threat to the national security and foreign policy of the United States. These actions include undermining democratic processes or institutions; committing human rights abuses related to political repression, including detentions and disappearances; and engaging in public corruption, including by diverting or misusing Belarusian public assets or by misusing public authority. For these reasons, I have determined that it is necessary to continue the national emergency and related measures blocking the property of certain persons with respect to Belarus.

GEORGE W. BUSH,  
THE WHITE HOUSE, June 14, 2007.

By unanimous consent, the message, together with the accompanying papers, was referred to the Committee on Foreign Affairs and ordered to be printed (H. Doc. 110-39).

#### 183.79 LEAVE OF ABSENCE

By unanimous consent, leave of absence was granted—

To Mr. WESTMORELAND, for today; and

To Mr. GUTIERREZ, for today.

And then,

#### 183.80 ADJOURNMENT

On motion of Mr. BARTLETT of Maryland, pursuant to the previous order of the House, at 6 o'clock and 20 minutes p.m., the House adjourned until 12:30 p.m. on Monday, June 18, 2007.

#### 183.81 REPORTS OF COMMITTEES ON PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XIII, reports of committees were delivered to the Clerk for printing and reference to the proper calendar, as follows:

Ms. VELÁZQUEZ: Committee on Small Business. H.R. 2284. A bill to amend the Small Business Act to expand and improve the assistance provided by Small Business Development Centers to Indian tribe members, Alaska Natives, and Native Hawaiians (Rept. 110-192). Referred to the Committee of the Whole House on the state of the Union.

Ms. VELÁZQUEZ: Committee on Small Business. H.R. 2359. A bill to reauthorize programs to assist small business concerns, and for other purposes (Rept. 110-193). Referred to the Committee of the Whole House on the state of the Union.

Ms. VELÁZQUEZ: Committee on Small Business. H.R. 2366. A bill to reauthorize the veterans entrepreneurial development programs of the Small Business Administration, and for other purposes (Rept. 110-194). Referred to the Committee of the Whole House on the state of the Union.

Ms. VELÁZQUEZ: Committee on Small Business. H.R. 2397. A bill to reauthorize the women's entrepreneurial development programs of the Small Business Administration, and for other purposes (Rept. 110-195). Referred to the Committee of the Whole House on the state of the Union.

#### 183.82 PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XII, public bills and resolutions were introduced and severally referred, as follows:

By Ms. VELÁZQUEZ (for herself, Ms. SOLIS, Mr. SERRANO, and Mr. FORTUÑO):

H.R. 2736. A bill to amend the Public Health Service Act to authorize grants to provide comprehensive HIV/AIDS services to racial and ethnic minorities, and for other purposes; to the Committee on Energy and Commerce.

By Mr. BOSWELL (for himself and Mr. BISHOP of Georgia):

H.R. 2737. A bill to amend the Internal Revenue Code of 1986 to allow previously uninsured individuals a refundable credit for health insurance costs and to provide tax incentives to encourage small business health plans; to the Committee on Ways and Means.

By Mr. LIPINSKI (for himself, Mr. FORTENBERRY, Mr. SHULER, and Mr. ADERHOLT):

H.R. 2738. A bill to empower parents to protect children from increasing depictions of indecent material on television; to the Committee on Energy and Commerce.

By Mr. HAYES:

H.R. 2739. A bill to amend title 10, United States Code, relating to payment of mental health counselors under TRICARE; to the Committee on Armed Services.

By Mr. PRICE of North Carolina:

H.R. 2740. A bill to require accountability for contractors and contract personnel under Federal contracts, and for other purposes; to the Committee on the Judiciary.

By Ms. SHEA-PORTER:

H.R. 2741. A bill to amend title XVIII of the Social Security Act to provide a wage index

floor for hospitals and home health agencies located in certain areas under the Medicare Program; to the Committee on Ways and Means, and in addition to the Committee on Energy and Commerce, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. ARCURI (for himself and Mr. McHUGH):

H.R. 2742. A bill to amend the Internal Revenue Code of 1986 to provide rate parity for open-loop and closed-loop biomass facilities under the renewable fuels tax credit; to the Committee on Ways and Means.

By Mr. BARTLETT of Maryland:

H.R. 2743. A bill to provide for the continuance of volunteer communications capability within the United States and its territories; to the Committee on Energy and Commerce.

By Mr. BISHOP of New York (for himself, Ms. WOOLSEY, Mr. GEORGE MILLER of California, Ms. KILPATRICK, Ms. HOOLEY, Mr. BAIRD, Mr. KUCINICH, Mrs. MALONEY of New York, Mrs. MCCARTHY of New York, Mr. HARE, Mr. NADLER, Mr. ABERCROMBIE, Mr. ACKERMAN, Mr. COHEN, Mrs. NAPOLITANO, Mr. SCOTT of Virginia, Mr. ELLISON, Mr. GRJALVA, Mr. PASTOR, Ms. SCHAKOWSKY, Ms. HIRONO, Ms. SUTTON, Mr. BRADY of Pennsylvania, Ms. BERKLEY, Mr. MCNERNEY, Ms. SHEA-PORTER, Ms. BORDALLO, Mr. MCCOTTER, Mr. PAYNE, Mr. AL GREEN of Texas, and Mr. WYNN):

H.R. 2744. A bill to amend the Family and Medical Leave Act of 1993 to clarify the eligibility requirements with respect to airline flight crews; to the Committee on Education and Labor, and in addition to the Committees on Oversight and Government Reform, and House Administration, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. COOPER:

H.R. 2745. A bill to refund passport processing fees and international travel costs as a result of unreasonable delays in passport application processing times, and for other purposes; to the Committee on Foreign Affairs, and in addition to the Committee on Homeland Security, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Ms. DEGETTE:

H.R. 2746. A bill to amend titles XIX and XXI of the Social Security Act to provide States with the option to expand or add coverage of pregnant women under the Medicaid and State children's health insurance programs, and for other purposes; to the Committee on Energy and Commerce.

By Mr. ELLISON (for himself, Mr. RAMSTAD, Mr. ABERCROMBIE, Ms. BERKLEY, Mr. BOSWELL, Mr. CARNAHAN, Mr. CLEAVER, Mr. COHEN, Ms. HIRONO, Mr. LARSEN of Washington, Ms. MCCOLLUM of Minnesota, Mr. OBERSTAR, and Mr. WALZ of Minnesota):

H.R. 2747. A bill to establish a grant program to facilitate the creation of methamphetamine precursor electronic logbook systems, and for other purposes; to the Committee on Energy and Commerce, and in addition to the Committee on the Judiciary, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. FRELINGHUYSEN:

H.R. 2748. A bill to amend the Internal Revenue Code of 1986 to allow the alternative

motor vehicle personal credit against the alternative minimum tax; to the Committee on Ways and Means.

By Mr. GORDON (for himself and Mr. SHADEGG):

H.R. 2749. A bill to amend title XVIII of the Social Security Act to provide for a transition to a new voluntary quality reporting program for physicians and other health professionals; to the Committee on Energy and Commerce, and in addition to the Committee on Ways and Means, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Ms. JACKSON-LEE of Texas (for herself and Mr. CULBERSON):

H.R. 2750. A bill to require the Secretary of the Treasury to mint coins in commemoration of the 50th anniversary of the establishment of the National Aeronautics and Space Administration and the Jet Propulsion Laboratory; to the Committee on Financial Services.

By Ms. HARMAN (for herself, Mr. UPTON, Mr. WYNN, and Mr. HASTERT):

H.R. 2751. A bill to prohibit the sale of certain inefficient light bulbs, and require the development of a plan for increasing the use of more efficient light bulbs by consumers and businesses; to the Committee on Energy and Commerce.

By Mr. LAMPSON:

H.R. 2752. A bill to amend provisions of title IX of the Farm Security and Rural Investment Act of 2002 relating to Federal procurement of biobased products and labeling of such products; to the Committee on Agriculture, and in addition to the Committee on Oversight and Government Reform, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Ms. NORTON:

H.R. 2753. A bill to amend title III of the Higher Education Act of 1965 to include law school and other graduate schools of the University of the District of Columbia as eligible professional and graduate institutions, and for other purposes; to the Committee on Education and Labor.

By Mr. PAUL (for himself, Mr. GUTIERREZ, and Mr. JONES of North Carolina):

H.R. 2754. A bill to require the Board of Governors of the Federal Reserve System to continue to make available to the public on a weekly basis information on the measure of the M3 monetary aggregate, and its components, and for other purposes; to the Committee on Financial Services.

By Mr. PAUL:

H.R. 2755. A bill to abolish the Board of Governors of the Federal Reserve System and the Federal reserve banks, to repeal the Federal Reserve Act, and for other purposes; to the Committee on Financial Services.

By Mr. PAUL:

H.R. 2756. A bill to repeal section 5103 of title 31, United States Code; to the Committee on Financial Services.

By Mr. THOMPSON of California (for himself and Mr. YOUNG of Alaska):

H.R. 2757. A bill to amend the Acts popularly known as the Duck Stamp Act and the Wetland Loan Act to reauthorize appropriations to promote the conservation of migratory waterfowl and to offset or prevent the serious loss of important wetlands and other waterfowl habitat essential to the preservation of such waterfowl, and for other purposes; to the Committee on Natural Resources.

By Mr. THOMPSON of California:

H.R. 2758. A bill to permanently prohibit oil and gas leasing off the coast of Mendocino, Humboldt, and Del Norte Coun-

ties in the State of California, and for other purposes; to the Committee on Natural Resources.

By Mr. VISCLOSKY:

H.R. 2759. A bill to prohibit business enterprises that lay-off a greater percentage of their United States workers than workers in other countries from receiving any Federal assistance, and for other purposes; to the Committee on Oversight and Government Reform.

By Mr. TANCREDO (for himself, Mr. CHABOT, Mr. BURTON of Indiana, and Mr. MCCOTTER):

H. Con. Res. 170. Concurrent resolution expressing the sense of Congress that the International Olympic Committee should allow Taiwan (Republic of China) to participate in the 2008 Summer Olympics under the national name, flag, and anthem of its own choosing; to the Committee on Foreign Affairs.

By Mr. SARBANES:

H. Res. 489. A resolution commemorating the Work of United Nations Peacekeepers on International Day of United Nations Peacekeeping; to the Committee on Foreign Affairs.

By Mr. SMITH of Texas (for himself, Mr. CUELLAR, Mr. RODRIGUEZ, and Mr. GONZALEZ):

H. Res. 490. A resolution honoring the 2007 NBA Champion San Antonio Spurs; to the Committee on Oversight and Government Reform.

183.83 PRIVATE BILLS AND RESOLUTIONS

Under clause 3 of rule XII,

Mr. FILNER introduced A bill (H.R. 2760) for the relief of Shigeru Yamada; which was referred to the Committee on the Judiciary.

183.84 ADDITIONAL SPONSORS

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

- H.R. 20: Ms. BEAN.
- H.R. 23: Ms. LORETTA SANCHEZ of California, Mrs. JO ANN DAVIS of Virginia, Mr. JONES of North Carolina, Mr. COSTA, Mr. BACA, Mr. VISCLOSKY, Mr. PASTOR, Mr. SESTAK, Mr. FORTUÑO, Mr. DELAHUNT, Mr. CONYERS, Mr. JEFFERSON, and Mr. FARR.
- H.R. 82: Ms. DEGETTE, Mr. KELLER, Mr. CAMP of Michigan, and Mr. BILBRAY.
- H.R. 111: Mr. MEEHAN.
- H.R. 135: Mr. STUPAK.
- H.R. 139: Mr. LEWIS of Kentucky.
- H.R. 181: Ms. BORDALLO and Mr. HONDA.
- H.R. 192: Mr. LAHOOD.
- H.R. 197: Mr. JINDAL.
- H.R. 237: Mr. BLUNT, Mr. HULSHOF, Mr. MORAN of Kansas, and Mr. SMITH of Nebraska.
- H.R. 293: Mr. SCOTT of Georgia.
- H.R. 303: Mr. JOHNSON of Georgia.
- H.R. 332: Mrs. CUBIN and Mr. BILBRAY.
- H.R. 346: Mr. NADLER.
- H.R. 549: Mr. VAN HOLLEN, Mr. JINDAL, Mr. LAHOOD, and Mr. FRANK of Massachusetts.
- H.R. 552: Mr. FERGUSON, Ms. GRANGER, Mr. LANTOS, Mr. KUHLMAN of New York, and Mr. WALDEN of Oregon.
- H.R. 563: Mr. SOUDER.
- H.R. 618: Mr. POE.
- H.R. 623: Ms. NORTON.
- H.R. 642: Mr. SIREN, Mr. PATRICK MURPHY of Pennsylvania, and Ms. CASTOR.
- H.R. 643: Mr. LYNCH, Mrs. MUSGRAVE, Ms. CASTOR, and Mr. BISHOP of Georgia.
- H.R. 649: Mr. NEAL of Massachusetts.
- H.R. 654: Mr. EMANUEL.
- H.R. 657: Mrs. JO ANN DAVIS of Virginia and Mr. SHULER.
- H.R. 662: Ms. HIRONO.
- H.R. 676: Mr. BERMAN.
- H.R. 689: Mr. THORNBERRY.

- H.R. 690: Mrs. BOYDA of Kansas.  
H.R. 743: Mr. WOLF, Mr. KENNEDY, Mr. BAIRD, Mr. BISHOP of New York, Mr. RYAN of Ohio, Mr. SALAZAR, Mrs. GILLIBRAND, Mr. KILDEE, Mr. BACA, Mr. BUTTERFIELD, Mr. SMITH of Washington, and Mrs. DRAKE.  
H.R. 748: Ms. SOLIS, Mr. WALDEN of Oregon, Mr. KENNEDY, and Mr. SHERMAN.  
H.R. 760: Mr. PASCRELL, Ms. HARMAN, and Mrs. NAPOLITANO.  
H.R. 814: Mrs. BOYDA of Kansas.  
H.R. 867: Mr. BRADY of Pennsylvania and Mr. TIBERI.  
H.R. 880: Mr. BUCHANAN and Mr. BOOZMAN.  
H.R. 882: Mr. FORTUÑO, Mr. JEFFERSON, Mrs. BLACKBURN, Mr. MCGOVERN, Mr. ALEXANDER, Mr. JOHNSON of Georgia, Mr. JONES of North Carolina, Mr. BURGESS, Ms. KILPATRICK, Mr. WEXLER, Mr. RUPPERSBERGER, and Mr. MORAN of Virginia.  
H.R. 889: Mr. KNOLLENBERG.  
H.R. 969: Mr. ARCURI, Mr. DOYLE, Mr. MEEHAN, Mr. MURPHY of Connecticut, and Ms. CORRINE BROWN of Florida.  
H.R. 970: Mr. WYNN.  
H.R. 980: Mr. STARK, Ms. CASTOR, Mr. MEEHAN, Mr. CAMP of Michigan, and Mr. DELAHUNT.  
H.R. 1004: Mr. HONDA, Ms. CORRINE BROWN of Florida, and Mrs. MCCARTHY of New York.  
H.R. 1023: Mr. CUELLAR, Mr. BURTON of Indiana, Mr. MILLER of Florida, Mr. BERRY, Mr. SOUDER, Mr. MATHESON, Mr. SALI, Mr. FLAKE, Mr. LUCAS, Mr. FORTUÑO, Mr. WELDON of Florida, Mr. NEUGEBAUER, Mr. BRADY of Texas, Mr. HONDA, Mr. PAUL, Mr. MCINTYRE, Ms. CORRINE BROWN of Florida, and Mr. WALZ of Minnesota.  
H.R. 1040: Mr. WAMP.  
H.R. 1071: Mr. HOLT.  
H.R. 1073: Mr. LINCOLN DAVIS of Tennessee and Mr. PLATTS.  
H.R. 1084: Mr. MORAN of Virginia.  
H.R. 1103: Ms. HARMAN, Mr. HINCHEY, and Ms. MCCOLLUM of Minnesota.  
H.R. 1113: Mr. CONAWAY, Mrs. JONES of Ohio, Mr. SCOTT of Virginia, Mr. CONYERS, Mr. SCOTT of Georgia, Ms. EDDIE BERNICE JOHNSON of Texas, Mr. FRANK of Massachusetts, Mrs. CHRISTENSEN, Mr. BUTTERFIELD, Ms. SLAUGHTER, Ms. KILPATRICK, Ms. DELAURO, Mr. COSTELLO, Mr. LEWIS of Georgia, Mr. MEEK of Florida, Mr. LIPINSKI, Mr. KIRK, Mr. ELLSWORTH, Ms. MCCOLLUM of Minnesota, and Mr. CRENSHAW.  
H.R. 1125: Mr. CRENSHAW, Mr. LINCOLN DIAZ-BALART of Florida, Mr. AL GREEN of Texas, and Ms. WATSON.  
H.R. 1188: Ms. NORTON.  
H.R. 1193: Ms. SCHWARTZ, Mr. BRADY of Texas, Mr. BOSWELL, Mr. GINGREY, and Mr. MCGOVERN.  
H.R. 1216: Mr. PASTOR.  
H.R. 1230: Mr. ISRAEL.  
H.R. 1237: Mrs. BLACKBURN, Mr. SNYDER, Ms. DEGETTE, and Mr. MORAN of Virginia.  
H.R. 1280: Ms. WOOLSEY and Mr. FRANK of Massachusetts.  
H.R. 1310: Mr. COHEN, Mr. BRADY of Pennsylvania, Mr. THOMPSON of California, and Mr. ELLISON.  
H.R. 1338: Mr. GONZALEZ and Mr. MURPHY of Connecticut.  
H.R. 1350: Mr. RYAN of Ohio.  
H.R. 1366: Ms. FOX and Mr. LATOURETTE.  
H.R. 1396: Mr. HARE.  
H.R. 1419: Mr. THOMPSON of California, Mr. WOLF, and Mr. FORTENBERRY.  
H.R. 1464: Mr. MILLER of North Carolina and Mr. KIRK.  
H.R. 1471: Mr. GOODE.  
H.R. 1473: Mr. JOHNSON of Georgia.  
H.R. 1474: Mr. KIND, Mr. SPRATT, and Mr. REYNOLDS.  
H.R. 1498: Ms. DEGETTE and Mr. UDALL of Colorado.  
H.R. 1507: Mr. WEXLER.  
H.R. 1533: Mr. GONZALEZ.  
H.R. 1536: Ms. HARMAN.  
H.R. 1537: Mr. LARSON of Connecticut and Mr. LEWIS of California.  
H.R. 1551: Mr. WEINER.  
H.R. 1553: Mrs. DRAKE, Mr. PETERSON of Minnesota, Mr. HINOJOSA, Mr. GONZALEZ, Mr. BURTON of Indiana, Mr. CUELLAR, Mr. CANTOR, Mr. MEEHAN, Mr. WU, Mr. ALEXANDER, Mr. GORDON, Mr. LATHAM, and Mr. CRAMER.  
H.R. 1567: Ms. GIFFORDS, Ms. DEGETTE, Mr. HASTINGS of Florida, Mr. MARSHALL, Mr. SHULER, Mrs. DAVIS of California, Mr. GRIJALVA, Mr. PLATTS, and Mr. ELLISON.  
H.R. 1584: Mr. FILNER, Mr. BERRY, Mr. BARROW, Mr. BRALEY of Iowa, Mr. WILSON of Ohio, Mr. PETERSON of Pennsylvania, Mr. GEORGE MILLER of California, Mr. SHERMAN, Mr. CHANDLER, Mr. STUPAK, and Mr. DAVID DAVIS of Tennessee.  
H.R. 1586: Mr. REHBERG.  
H.R. 1609: Mr. McNULTY, Mr. LINCOLN DIAZ-BALART of Florida, and Ms. EDDIE BERNICE JOHNSON of Texas.  
H.R. 1610: Mr. ROSS, Mr. COURTNEY, Mr. BARROW, Mr. SMITH of Nebraska, Mr. CLEAVER, and Mr. BERRY.  
H.R. 1614: Mr. SESTAK, Mr. JACKSON of Illinois, and Ms. DELAURO.  
H.R. 1629: Mr. GORDON and Ms. VELÁZQUEZ.  
H.R. 1644: Ms. CLARKE.  
H.R. 1649: Mr. SMITH of Nebraska.  
H.R. 1671: Mr. BISHOP of Georgia.  
H.R. 1699: Ms. NORTON.  
H.R. 1705: Mr. WAMP and Mr. MARIO DIAZ-BALART of Florida.  
H.R. 1711: Mr. MORAN of Virginia.  
H.R. 1713: Mr. DOYLE and Mr. HASTINGS of Florida.  
H.R. 1731: Mr. GOODLATTE.  
H.R. 1738: Ms. NORTON, Mr. BISHOP of Georgia, and Mr. WALDEN of Oregon.  
H.R. 1747: Mr. GENE GREEN of Texas.  
H.R. 1755: Ms. ZOE LOFGREN of California.  
H.R. 1767: Mr. JOHNSON of Georgia.  
H.R. 1772: Mr. BISHOP of Georgia.  
H.R. 1776: Mr. HIGGINS.  
H.R. 1814: Mr. GILLMOR and Mr. BISHOP of Georgia.  
H.R. 1821: Mr. FILNER and Mrs. BONO.  
H.R. 1838: Mr. THOMPSON of Mississippi, Mr. HOLDEN, and Mr. LINCOLN DAVIS of Tennessee.  
H.R. 1852: Mr. MORAN of Virginia.  
H.R. 1869: Mr. AL GREEN of Texas, Mr. ALTMIRE, and Mr. SOUDER.  
H.R. 1878: Mr. MORAN of Virginia.  
H.R. 1882: Mr. HASTINGS of Florida.  
H.R. 1921: Mr. DEFAZIO.  
H.R. 1922: Mr. HASTINGS of Florida and Mr. KLEIN of Florida.  
H.R. 1927: Mr. JOHNSON of Georgia.  
H.R. 1932: Mr. BECERRA and Ms. DEGETTE.  
H.R. 1940: Mr. STEARNS and Mr. MILLER of Florida.  
H.R. 1941: Mr. WALZ of Minnesota.  
H.R. 1944: Mr. WILSON of Ohio and Mr. UDALL of New Mexico.  
H.R. 1957: Mr. FRANK of Massachusetts and Mr. LANTOS.  
H.R. 1959: Mr. MOLLOHAN, Mr. BISHOP of Georgia, and Mrs. EMERSON.  
H.R. 1975: Mr. COSTELLO and Mr. HONDA.  
H.R. 1992: Mr. COHEN and Mr. TIERNEY.  
H.R. 2015: Mr. HARE and Mr. WELCH of Vermont.  
H.R. 2017: Mr. SESTAK.  
H.R. 2036: Mr. BAIRD and Ms. LORETTA SANCHEZ of California.  
H.R. 2040: Mr. ROGERS of Michigan, Ms. MCCOLLUM of Minnesota, and Mr. BERMAN.  
H.R. 2046: Mr. FOSSELLA.  
H.R. 2050: Mr. MCGOVERN.  
H.R. 2053: Mr. BLUMENAUER, Mr. RUSH, and Mr. CAMP of Michigan.  
H.R. 2054: Mr. SPACE.  
H.R. 2058: Mr. MORAN of Virginia.  
H.R. 2060: Mr. SCOTT of Georgia.  
H.R. 2066: Ms. SCHAKOWSKY, Mr. GORDON, Mr. DAVIS of Illinois, Mr. BRADY of Pennsylvania, Ms. JACKSON-LEE of Texas, Ms. EDDIE BERNICE JOHNSON of Texas, Mr. MORAN of Virginia, and Mr. CHANDLER.  
H.R. 2088: Mr. BISHOP of Georgia.  
H.R. 2102: Mr. DELAHUNT, Mr. PALLONE, and Mr. AL GREEN of Texas.  
H.R. 2111: Mr. HARE.  
H.R. 2117: Mr. KUHL of New York.  
H.R. 2131: Mr. BURTON of Indiana, Mr. ALLEN, and Mr. BISHOP of Georgia.  
H.R. 2139: Mr. GILLMOR, Mr. SIREN, Mr. ELLISON, Mr. KNOLLENBERG, and Mr. SOUDER.  
H.R. 2144: Ms. NORTON.  
H.R. 2154: Mr. WALZ of Minnesota.  
H.R. 2164: Mr. GERLACH.  
H.R. 2165: Mr. CASTLE and Mr. ARCURI.  
H.R. 2166: Mr. RUSH and Ms. NORTON.  
H.R. 2178: Mr. BISHOP of Georgia.  
H.R. 2183: Mr. HERGER and Mrs. CUBIN.  
H.R. 2201: Mr. SESTAK.  
H.R. 2205: Mr. FORTUÑO.  
H.R. 2231: Mr. KANJORSKI.  
H.R. 2234: Mr. AL GREEN of Texas, Mr. BERMAN, and Mr. PEARCE.  
H.R. 2265: Mr. MORAN of Kansas, Mr. LATOURETTE, Mr. DELAHUNT, Ms. BALDWIN, Mr. ELLISON, Mr. ENGLISH of Pennsylvania, and Ms. LINDA T. SANCHEZ of California.  
H.R. 2266: Ms. EDDIE BERNICE JOHNSON of Texas and Mr. BISHOP of Georgia.  
H.R. 2274: Mr. BISHOP of New York and Mr. WAMP.  
H.R. 2280: Mr. RAMSTAD, Mr. SMITH of Nebraska, Mr. BISHOP of Georgia, and Mr. MANZULLO.  
H.R. 2289: Mr. CARNEY, Mr. KUCINICH, and Mr. LEWIS of Kentucky.  
H.R. 2295: Mr. NUNES, Mr. DAVIS of Illinois, Mr. LAHOOD, and Mr. SERRANO.  
H.R. 2303: Mr. SCOTT of Virginia.  
H.R. 2304: Ms. JACKSON-LEE of Texas and Ms. BERKLEY.  
H.R. 2305: Mr. PAUL.  
H.R. 2353: Mr. TERRY and Ms. NORTON.  
H.R. 2362: Ms. BERKLEY and Mr. RADANOVICH.  
H.R. 2365: Mr. HOLT, Mrs. CAPITO, and Mr. RYAN of Wisconsin.  
H.R. 2380: Mr. HASTERT, Mr. PUTNAM, Mr. CHABOT, Mr. REHBERG, Mr. JOHNSON of Illinois, Mr. MANZULLO, Mr. SCOTT of Georgia, Mr. RUPPERSBERGER, Mr. ISSA, Mr. SOUDER, Mr. HUNTER, Mr. GILLMOR, Mr. GOHMERT, Mr. WILSON of South Carolina, and Mr. JONES of North Carolina.  
H.R. 2395: Ms. ZOE LOFGREN of California.  
H.R. 2401: Mr. DAVIS of Illinois.  
H.R. 2405: Mrs. CAPPS.  
H.R. 2449: Mr. SIREN and Mr. ORTIZ.  
H.R. 2452: Mr. KUCINICH and Mr. HINCHEY.  
H.R. 2470: Mr. MEEKS of New York, Mr. GERLACH, Ms. ZOE LOFGREN of California, and Mr. WALZ of Minnesota.  
H.R. 2477: Mr. CAMP of Michigan.  
H.R. 2497: Mr. GORDON.  
H.R. 2511: Mr. BRALEY of Iowa.  
H.R. 2518: Mr. MCNERNEY and Ms. WOOLSEY.  
H.R. 2522: Mr. MCDERMOTT and Mr. BISHOP of Georgia.  
H.R. 2526: Mr. FORTUÑO.  
H.R. 2550: Mr. RANGEL.  
H.R. 2572: Ms. DELAURO, Mr. BISHOP of Georgia, Mr. GORDON, Mr. McNULTY, and Mr. COHEN.  
H.R. 2574: Mr. HOEKSTRA, Mr. YOUNG of Alaska, Mr. RUSH, Mrs. BONO, Mr. DAVIS of Illinois, and Mr. BRADY of Pennsylvania.  
H.R. 2580: Mr. PETERSON of Pennsylvania.  
H.R. 2583: Mr. LATOURETTE, Mrs. EMERSON, Mr. GILCHREST, Mr. PLATTS, and Mr. CASTLE.  
H.R. 2584: Mr. LATOURETTE, Mrs. EMERSON, Mr. GILCHREST, Mr. PLATTS, and Mr. CASTLE.  
H.R. 2585: Mrs. EMERSON, Mr. EHLERS, and Ms. GINNY BROWN-WAITE of Florida.  
H.R. 2591: Mr. HIGGINS, Mr. CHANDLER, and Mr. MORAN of Virginia.  
H.R. 2599: Mr. RODRIGUEZ, Mr. PASCRELL, Mr. GRIJALVA, Mr. BACA, Mr. GENE GREEN of Texas, Mr. GONZALEZ, Mr. CUELLAR, Ms. SOLIS, Mr. BECERRA, Mr. CARDOZA, Mr. KENNEDY, Mr. MCGOVERN, Mr. HIGGINS, Mr.



ARCURI, Mr. DONNELLY, Mr. SALAZAR, Mr. HALL of New York, Mr. PASTOR, and Mr. WILSON of Ohio.

H.R. 2604: Mr. MICHAUD, Mr. AL GREEN of Texas, Mr. RANGEL, and Mr. BLUMENAUER.

H.R. 2606: Mr. GOODE.

H.R. 2672: Mr. MCCARTHY of California.

H.R. 2674: Mr. PASTOR and Mr. BERMAN.

H.R. 2682: Mr. ALEXANDER, Mr. WOLF, and Mr. COBLE.

H.R. 2704: Ms. GINNY BROWN-WAITE of Florida.

H.R. 2707: Mr. LEWIS of Georgia, Mr. BISHOP of Georgia, and Ms. DELAURO.

H.R. 2715: Ms. ESHOO.

H.R. 2720: Mr. ROTHMAN and Mr. HOLT.

H.R. 2722: Mr. BISHOP of New York.

H.R. 2734: Mr. ENGLISH of Pennsylvania,

Mr. CALVERT, and Mr. PETERSON of Pennsylvania.

H.J. Res. 3: Mr. DAVIS of Illinois.

H.J. Res. 22: Mr. GOODE.

H.J. Res. 40: Mr. COHEN and Mr. WILSON of Ohio.

H.J. Res. 46: Mr. JONES of North Carolina. H. Con. Res. 25: Mr. PERLMUTTER, Mr. DONNELLY, and Mr. UPTON.

H. Con. Res. 33: Mr. MEEHAN.

H. Con. Res. 40: Mr. BISHOP of Utah.

H. Con. Res. 81: Mr. MEEHAN.

H. Con. Res. 101: Ms. NORTON.

H. Con. Res. 108: Mr. MORAN of Virginia, Ms. HIRONO, Mr. GENE GREEN of Texas, and Mr. HONDA.

H. Con. Res. 138: Mr. PALLONE, Mr. GONZALEZ, Mr. RANGEL, Mr. SESTAK, Mr. COHEN, Mr. HINOJOSA, Mr. SERRANO, and Mr. BISHOP of Georgia.

H. Con. Res. 141: Ms. NORTON.

H. Con. Res. 143: Mr. HARE, Mr. MICHAUD, Mr. ALTMIRE, Mr. ARCURI, Mr. BOYD of Florida, Mr. BRALEY of Iowa, Mr. CARDOZA, Ms. CASTOR, Mr. ELLSWORTH, Mr. HALL of New York, Ms. HERSETH SANDLIN, Mr. HODES, Mr. LOBBSACK, Mr. MCNERNEY, Mr. MCGOVERN, Ms. MATSUI, Mr. RUPPERSBERGER, Mr. SARBANES, Mr. SHULER, Ms. SLAUGHTER, Mr. YARMUTH, Mr. WELCH of Vermont, Mr. DOGGETT, Mr. KILDEE, Mr. PASCRELL, Mr. HASTINGS of Florida, Mr. SNYDER, Mr. SESTAK, Mr. WALZ of Minnesota, Mr. MOORE of Kansas, Mr. STUPAK, Mr. HONDA, Mr. COHEN, Mr. SIREN, Mr. ELLISON, and Ms. ROYBAL-ALLARD.

H. Con. Res. 153: Mr. WALSH of New York.

H. Con. Res. 159: Mr. KANJORSKI.

H. Con. Res. 162: Mr. SESTAK and Mrs. EMERSON.

H. Res. 49: Mr. MORAN of Virginia.

H. Res. 169: Mr. BAIRD.

H. Res. 231: Mr. FLAKE and Mr. DOOLITTLE.

H. Res. 282: Mr. GONZALEZ and Mr. BURTON of Indiana.

H. Res. 297: Ms. NORTON.

H. Res. 335: Mr. MORAN of Virginia.

R. Res. 351: Mr. HALL of Texas and Mr. MILLER of Florida.

H. Res. 353: Mr. PALLONE, Mr. RANGEL, Mr. GONZALEZ, Mr. HINOJOSA, Mr. SERRANO, and Mr. BISHOP of Georgia.

H. Res. 356: Mr. MARIO DIAZ-BALART of Florida, Ms. KAPTUR, Ms. ESHOO, Mrs. MCCARTHY of New York, Mr. JACKSON of Illinois, Ms. WATSON, Mr. VAN HOLLEN, Mr. MCNULTY, Mr. MCINTYRE, Mr. FRELINGHUYSEN, Mr. SIREN, Mr. CARNAHAN, Mr. ANDREWS, Mr. NADLER, Mr. FRANK of Massachusetts, Ms. NORTON, Ms. ZOE LOFGREN of California, Mr. GEORGE MILLER of California, Ms. HOOLEY, and Mr. DOYLE.

H. Res. 380: Mr. MCNERNEY, Mr. PAYNE, Mr. MORAN of Kansas, Mr. BARTLETT of Maryland, Mr. SERRANO, Mr. SENSENBRENNER, Mr. HASTINGS of Florida, Mr. KENNEDY, Mr. BURTON of Indiana, Mrs. JO ANN DAVIS of Virginia, Mr. AKIN, Mrs. CUBIN, Ms. JACKSON-LEE of Texas, Mr. FORTUÑO, Mr. INGLIS of South Carolina, and Mr. LANTOS.

H. Res. 384: Mrs. MUSGRAVE, Mr. SALI, Mr. GORDON, and Mr. BOUSTANY.

H. Res. 442: Mr. MCCOTTER, Ms. NORTON, Mr. BURTON of Indiana, Mr. DAVIS of Illinois, Mr. CLEAVER, and Mr. SCOTT of Georgia.

H. Res. 444: Mr. CARNAHAN.

H. Res. 447: Mr. DAVIS of Illinois.

H. Res. 467: Mr. SESTAK, Ms. CASTOR, and Mr. CARNAHAN.

H. Res. 479: Mr. ROGERS of Michigan.

H. Res. 485: Mrs. BIGGERT, Mr. HALL of Texas, and Mr. UDALL of Colorado.

H. Res. 488: Mr. CAMPBELL of California, Mr. BURGESS, Mr. TIAHRT, Mrs. BACHMANN, Mr. SAM JOHNSON of Texas, Mr. REICHERT, Mr. THORNBERRY, Mr. TIBERI, and Mr. MCKEON.

## MONDAY, JUNE 18, 2007 (84)

### 184.1 APPOINTMENT OF SPEAKER PRO TEMPORE

The House was called to order at 12:30 p.m. by the SPEAKER pro tempore, Ms. HIRONO, who laid before the House the following communication:

WASHINGTON, DC,

June 18, 2007.

I hereby appoint the Honorable MAZIE K. HIRONO to act as Speaker pro tempore on this day.

NANCY PELOSI,

*Speaker of the House of Representatives.*

Whereupon, pursuant to the order of the House of January 4, 2007, Members were recognized for morning-hour debate.

### 184.2 RECESS—12:38 P.M.

The SPEAKER pro tempore, Ms. HIRONO, pursuant to clause 12(a) of rule I, declared the House in recess at 12 o'clock and 38 minutes p.m., until 2 p.m.

### 184.3 AFTER RECESS—2 P.M.

The SPEAKER pro tempore, Mr. CARDOZA, called the House to order.

### 184.4 APPROVAL OF THE JOURNAL

The SPEAKER pro tempore, Mr. CARDOZA, announced he had examined and approved the Journal of the proceedings of Friday, June 15, 2007.

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

### 184.5 COMMUNICATIONS

Executive and other communications, pursuant to clause 8, rule XII, were referred as follows:

2236. A letter from the Chairman and President, Export-Import Bank, transmitting a report on a transaction involving U.S. exports to Israel pursuant to Section 2(b)(3) of the Export-Import Bank Act of 1945, as amended; to the Committee on Financial Services.

2237. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Revisions to the Nevada State Implementation Plan, Washoe County District Health Department [EPA-R09-OAR-2006-0619; FRL-8327-3] received June 12, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

2238. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Protection of Stratospheric Ozone: Allocation of Essential Use Allowances for Calendar Year 2007. [EPA-HQ-OAR-2006-0159; FRL-8325-5] (RIN: 2060-AN81) received June 12, 2007, pursuant to 5 U.S.C.

801(a)(1)(A); to the Committee on Energy and Commerce.

2239. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Approval and Promulgation of Implementation Plans; Revisions to the Nevada State Implementation Plan; Request for Rescission [EPA-R09-OAR-2006-0590; FRL-8325-8] received June 12, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

2240. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Approval and Promulgation of Air Quality Implementation Plans; Indiana; NSR Reform Regulations [EPA-R05-OAR-2004-IN-0006; FRL-8327-1] received June 12, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

2241. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Approval and Promulgation of Air Quality Implementation Plans; Indiana; Exemption from VOC Requirements for Sources Subject to the National Emission Standards for Hazardous Air Pollutants for Boat Manufacturing or Reinforced Plastics Composites Manufacturing [EPA-R05-OAR-2006-0716; FRL-8319-8] received June 12, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

2242. A letter from the Assistant Secretary, Department of Education, transmitting the Department's report on the use of the Category Rating System for the period from June 2006 through May 2007, pursuant to 5 U.S.C. 3319(d); to the Committee on Oversight and Government Reform.

2243. A letter from the Inspector General, Department of Homeland Security, transmitting notice of the initiation of an audit of the Department's consolidated balance sheet and statement of custodial activity as of and for the year ending September 30, 2007; to the Committee on Oversight and Government Reform.

2244. A letter from the Assistant Secretary for Administration and Mgmt., Department of Labor, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Oversight and Government Reform.

2245. A letter from the Administrator, Environmental Protection Agency, transmitting the semiannual report on activities of the Inspector General for the period October 1, 2006, through March 31, 2007, pursuant to 5 U.S.C. app. (Insp. Gen. Act) section 5(b); to the Committee on Oversight and Government Reform.

2246. A letter from the Interim President and Chief Executive Officer, Federal Home Loan Bank of Indianapolis, transmitting the 2006 Statements on System of Internal Controls of the Federal Home Loan Bank of Indianapolis, pursuant to 31 U.S.C. 9106; to the Committee on Oversight and Government Reform.

2247. A letter from the Director, Office of Personnel Management, transmitting a copy of a legislative proposal entitled, "the Locality Pay Extension Act of 2007"; to the Committee on Oversight and Government Reform.

2248. A letter from the Director, Office of Personnel Management, transmitting a copy of a legislative proposal entitled, "the Federal Employees Health Benefits Improvements Act of 2007"; to the Committee on Oversight and Government Reform.

2249. A letter from the Inspector General, Railroad Retirement Board, transmitting the semiannual report on activities of the Office of Inspector General for the period October 1, 2006 through March 31, 2007, pursuant to 5 U.S.C. app. (Insp. Gen. Act) section 5(d);

to the Committee on Oversight and Government Reform.

2250. A letter from the Staff Director, Commission on Civil Rights, transmitting notification that the Commission recently appointed members to the Virginia Advisory Committee; to the Committee on the Judiciary.

2251. A letter from the Staff Director, Commission on Civil Rights, transmitting notification that the Commission recently appointed members to the Michigan Advisory Committee; to the Committee on the Judiciary.

2252. A letter from the Principal Deputy Assistant Attorney General, Department of Justice, transmitting the Department's report to Congress on stalking and domestic violence, 2005 through 2006, as required by Section 40610 of the Violence Against Women Act of 1994; to the Committee on the Judiciary.

2253. A letter from the Branch Chief, Publications and Regulations, Internal Revenue Service, transmitting the Service's final rule — Safe Harbor for Valuation Under Section 475. [TD 9328] (RIN: 1545-BB90) received June 12, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

#### ¶84.6 DWIGHT D. EISENHOWER MEMORIAL COMMISSION

The SPEAKER pro tempore, Mr. CARDOZA, announced, pursuant to 16 United States Code 431 note, and the order of the House of January 4, 2007, the Speaker's appointment of the following members of the House to the Dwight D. Eisenhower Memorial Commission: Messrs. MOORE of Kansas, BOSWELL, THORNBERRY, and MORAN of Kansas.

*Ordered*, That the Clerk notify the Senate of the foregoing appointments.

#### ¶84.7 SOUL MUSIC-STAX RECORDS

Mr. GRIJALVA moved to suspend the rules and agree to the resolution (H. Res. 154); as amended:

Whereas the origins of southern soul may be traced back to Memphis, Tennessee;

Whereas soul music integrates elements of gospel music and rhythm and blues;

Whereas soul music became a new genre of American music in the 1950's with Stax Records paving the way for soul recordings;

Whereas Stax Records of Memphis, Tennessee is an icon of the American recording industry;

Whereas Stax Records produced some of the earliest recordings by such soul music legends as Isaac Hayes, Otis Redding, the Staple Singers, Wilson Pickett, Luther Ingram, Albert King, the Bar-Kays, Booker T. and the M.G.'s, Johnnie Taylor, The Mar-Keys, Sam & Dave, B.B. King, Rufus and Carla Thomas, and many other artists whose work continues to exert a profound influence on popular music today;

Whereas Stax Records also produced important recordings by, among others, the Reverend Jesse Jackson, Bill Cosby, and Richard Pryor;

Whereas Memphis, Tennessee, over 5 decades as the epicenter of all genres of soul music, earned the moniker "Soulsville, USA";

Whereas the Royal Studio for the Hi Records label served as the birthplace of trailblazing soul artists Aretha Franklin, Al Green, and Maurice White of Earth, Wind, and Fire who also added to the depth of soul Memphis produced for the international music community;

Whereas in 2007 the Memphis Convention and Visitors Bureau, Concord Music Group/

Stax Records, and the Soulsville Foundation will celebrate American soul music and the 50th anniversary of the founding of Stax Records through their "50 Years of Soul" celebration; and

Whereas the influence of soul music permeates some modern music art forms, including Contemporary R & B, and deepens American music history and the Nation's cultural life: Now, therefore, be it

*Resolved*, That the House of Representatives—

(1) recognizes the 50th anniversary of the founding of Stax Records and its role in launching the careers of many legendary soul music artists;

(2) recognizes the important role Memphis, Tennessee played in immortalizing soul music; and

(3) recognizes the continuing contributions and influence of soul music to America's music history and cultural life.

The SPEAKER pro tempore, Mr. CARDOZA, recognized Mr. GRIJALVA and Mr. BISHOP of Utah, each for 20 minutes.

After debate,  
The question being put, *viva voce*,  
Will the House suspend the rules and agree to said resolution, as amended?

The SPEAKER pro tempore, Mr. CARDOZA, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said resolution, as amended, was agreed to.

By unanimous consent, the title was amended so as to read: "A resolution recognizing the rich and resounding impact 50 years of Memphis-originating soul music has offered to American music history."

A motion to reconsider the votes whereby the rules were suspended and said resolution, as amended, was agreed to and the title was amended was, by unanimous consent, laid on the table.

#### ¶84.8 UNIVERSITY OF ARIZONA WILDCATS

Mr. GRIJALVA moved to suspend the rules and agree to the resolution (H. Res. 475):

Whereas, on June 6, 2007, the University of Arizona Wildcats defeated the University of Tennessee Lady Volunteers to win the 2007 National Collegiate Athletic Association Division I Women's College World Series Softball Championship, their eighth such title since 1991;

Whereas Wildcats pitcher Taryne Mowatt set a College World Series record for most innings pitched, and was named the Most Valuable Player of the qualifying tournament;

Whereas Wildcats players Kristie Fox, Jenae Leles, and Caitlin Lowe were selected for the all-tournament team;

Whereas the Wildcats, after beginning the 2007 season with a losing record, completed the season with a 50-14-1 record; and

Whereas Wildcats coach Mike Candrea has taken the Wildcats to the College World Series 19 times in the last 20 years, winning eight College World Series titles: Now, therefore, be it

*Resolved*, That the House of Representatives—

(1) congratulates the University of Arizona Wildcats on their victory in the National Collegiate Athletic Association 2007 Division I Women's College World Series Softball Championship; and

(2) recognizes and commends the efforts of the University of Arizona Wildcats players, coaches, and support staff in achieving their victory.

The SPEAKER pro tempore, Mr. CARDOZA, recognized Mr. GRIJALVA and Mr. BISHOP of Utah, each for 20 minutes.

After debate,  
The question being put, *viva voce*,  
Will the House suspend the rules and agree to said resolution?

The SPEAKER pro tempore, Mr. CARDOZA, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said resolution was agreed to.

A motion to reconsider the vote whereby the rules were suspended and said resolution was agreed to was, by unanimous consent, laid on the table.

#### ¶84.9 DONALD JEFFRY HERBERT

Mr. GRIJALVA moved to suspend the rules and agree to the resolution (H. Res. 485):

Whereas many citizens of the United States remember Donald Jeffrey Herbert as "Mr. Wizard" and mourn his passing;

Whereas Don Herbert was born in Waconia, Minnesota and graduated from the La Crosse State Teacher's College in Wisconsin in 1940 where he trained to be a science teacher;

Whereas Don Herbert volunteered for the U.S. Army Air Corps and served our country in the Atlantic theater and earned the Distinguished Flying Cross and the Air Medal with three oak leaf clusters;

Whereas Don Herbert developed the idea for science programming culminating in "Watch Mr. Wizard", a live television show produced from 1951 to 1964 and honored by a Peabody Award in 1954;

Whereas the National Science Foundation and the American Chemical Society lauded Don Herbert and his show for promoting interest in science and his contributions to science education and has since been recognized by numerous awards;

Whereas an additional educational program, "Mr. Wizard's World", inspired children from 1983 to 1990 on cable television;

Whereas "Mr. Wizard" continued to serve as an ambassador for science education by authoring multiple books and programs, and by traveling to schools and providing classroom demonstrations;

Whereas educational research indicates that young children make decisions about future careers at a very early age and are influenced greatly by positive contacts with science and technology;

Whereas a strong education in science and technology is one of the building blocks of a productive, competitive, and healthy society;

Whereas "Mr. Wizard" encouraged children to duplicate his experiments at home, driving independent inquiry into science with simple household equipment;

Whereas "Mr. Wizard's" dynamic and energetic science experiments attracted unprecedented numbers of children to educational programming, even those who were disinterested or unmotivated in science;

Whereas Mr. Wizard Science Clubs were started across the United States and had more than 100,000 children enrolled in 5,000 clubs by the mid-1950s; and

Whereas Don Herbert will be remembered as a pioneer of commercial educational programming and instrumental in making

science education exciting and approachable for millions of children across the United States: Now, therefore, be it

*Resolved*, That the House of Representatives—

(1) expresses its appreciation for the profound public service and educational contributions of Donald Jeffrey Herbert;

(2) recognizes the profound impact of higher educational institutions that train teachers;

(3) encourages students to honor the heritage of Don Herbert by exploring our world through science, technology, engineering, and mathematics fields; and

(4) tenders its condolences to the family of Don Herbert and thanks them for their strong familial support of him.

The SPEAKER pro tempore, Mr. CARDOZA, recognized Mr. GRIJALVA and Mr. BISHOP of Utah, each for 20 minutes.

After debate,

The question being put, *viva voce*,

Will the House suspend the rules and agree to said resolution?

The SPEAKER pro tempore, Mr. CARDOZA, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said resolution was agreed to.

A motion to reconsider the vote whereby the rules were suspended and said resolution was agreed to was, by unanimous consent, laid on the table.

¶84.10 EQUAL OPPORTUNITY IN EDUCATION

Ms. HIRONO moved to suspend the rules and agree to the resolution (H. Res. 406):

Whereas 35 years ago, on June 23, 1972, the Education Amendments of 1972 containing title IX was signed into law by the President;

Whereas Representatives Patsy T. Mink and Edith Green led the successful fight in Congress to pass this legislation;

Whereas title IX prohibits discrimination on the basis of sex in the administration of any education program receiving Federal financial assistance;

Whereas remarkable gains have been made to ensure equal opportunity for women and girls under the inspiration and mandate of title IX;

Whereas title IX serves as the non-discrimination principle in education;

Whereas title IX has moved this Nation closer to the fulfillment of access and opportunities for women and girls in all aspects of life;

Whereas title IX has increased educational opportunities for women and girls, resulting in improved graduation rates, increased access to professional schools and nontraditional fields of study, and improved employment opportunities;

Whereas title IX has increased opportunities for women and girls in sports, leading to greater access to competitive sports, and building strong values such as teamwork, leadership, discipline, work ethic, self-sacrifice, pride in accomplishment, and strength of character;

Whereas on October 29, 2002, title IX was named the “Patsy Takemoto Mink Equal Opportunity in Education Act” in recognition of Representative Mink’s heroic, visionary, and tireless leadership in developing and winning passage of title IX; and

Whereas 35 years of progress under title IX is widely acknowledged, but because women

continue to earn less for work than men with the same educational background; sexual harassment remains pervasive in schools and on college campuses; women and girls face substantial barriers in pursuing high-wage fields such as science, technology, engineering, and math; and women and girls’ sports teams do not receive an equal share of resources, including fewer recruiting and scholarship dollars at the college level; and athletic participation opportunities still lag behind those provided for men, there is still much work to be done if the promise of title IX is to be fulfilled: Now, therefore, be it

*Resolved*, That the House of Representatives celebrates—

(1) the accomplishments of title IX of the Education Amendments of 1972, also known as the Patsy Takemoto Mink Equal Opportunity in Education Act, in increasing opportunities for women and girls in all facets of education; and

(2) the magnificent accomplishments of women and girls in sports.

The SPEAKER pro tempore, Mr. CARDOZA, recognized Ms. HIRONO and Mr. BISHOP of Utah, each for 20 minutes.

After debate,

The question being put, *viva voce*,

Will the House suspend the rules and agree to said resolution?

The SPEAKER pro tempore, Mr. CARDOZA, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said resolution was agreed to.

A motion to reconsider the vote whereby the rules were suspended and said resolution was agreed to was, by unanimous consent, laid on the table.

¶84.11 DR. FRANCIS TOWNSEND POST OFFICE BUILDING

Mr. DAVIS of Illinois, moved to suspend the rules and pass the bill of the Senate (S. 1352) to designate the facility of the United States Postal Service located at 127 East Locust Street in Fairbury, Illinois, as the “Dr. Francis Townsend Post Office Building”.

The SPEAKER pro tempore, Mr. CARDOZA, recognized Mr. DAVIS of Illinois, and Mr. SALI, each for 20 minutes.

After debate,

The question being put, *viva voce*,

Will the House suspend the rules and pass said bill?

The SPEAKER pro tempore, Mr. CARDOZA, announced that two-thirds of the Members present had voted in the affirmative.

Mr. DAVIS of Illinois, demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Mr. CARDOZA, pursuant to clause 8, rule XX, announced that further proceedings on the question were postponed until Tuesday, June 19, 2007.

¶84.12 JUNETEENTH INDEPENDENCE DAY

Mr. DAVIS of Illinois, moved to suspend the rules and agree to the concurrent resolution (H. Con. Res. 155):

Whereas news of the end of slavery did not reach frontier areas of the United States, and in particular the Southwestern States, for more than 2 years after President Lincoln’s Emancipation Proclamation of January 1, 1863, and months after the conclusion of the Civil War;

Whereas on June 19, 1865, Union soldiers led by Major General Gordon Granger arrived in Galveston, Texas, with news that the Civil War had ended and that the enslaved were free;

Whereas African Americans who had been slaves in the Southwest celebrated June 19, commonly known as Juneteenth Independence Day, as the anniversary of their emancipation;

Whereas African Americans from the Southwest continue the tradition of Juneteenth Independence Day as inspiration and encouragement for future generations;

Whereas for more than 135 years, Juneteenth Independence Day celebrations have been held to honor African American freedom while encouraging self-development and respect for all cultures;

Whereas although Juneteenth Independence Day is beginning to be recognized as a national, and even global, event, the history behind the celebration should not be forgotten; and

Whereas the faith and strength of character demonstrated by former slaves remains an example for all people of the United States, regardless of background, religion, or race: Now, therefore, be it

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

(1) Congress recognizes the historical significance of Juneteenth Independence Day to the Nation;

(2) Congress supports the continued celebration of Juneteenth Independence Day to provide an opportunity for the people of the United States to learn more about the past and to better understand the experiences that have shaped the Nation;

(3) the President is urged to issue a proclamation calling on the people of the United States to observe Juneteenth Independence Day with appropriate ceremonies, activities, and programs; and

(4) it is the sense of Congress that—

(A) history should be regarded as a means for understanding the past and more effectively facing the challenges of the future; and

(B) the celebration of the end of slavery is an important and enriching part of the history and heritage of the United States.

The SPEAKER pro tempore, Mr. CARDOZA, recognized Mr. DAVIS of Illinois, and Mr. SALI, each for 20 minutes.

After debate,

The question being put, *viva voce*,

Will the House suspend the rules and agree to said concurrent resolution?

The SPEAKER pro tempore, Mr. CARDOZA, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said concurrent resolution was agreed to.

A motion to reconsider the vote whereby the rules were suspended and said concurrent resolution was agreed to was, by unanimous consent, laid on the table.

*Ordered*, That the Clerk request the concurrence of the Senate in said concurrent resolution.

¶84.13 CARIBBEAN-AMERICAN HERITAGE MONTH

Mr. DAVIS of Illinois, moved to suspend the rules and agree to the concurrent resolution (H. Con. Res. 148):

Whereas people of Caribbean heritage are found in every State of the Union;

Whereas emigration from the Caribbean region to the American Colonies began as early as 1619 with the arrival of indentured workers in Jamestown, Virginia;

Whereas during the 17th, 18th, and 19th centuries, a significant number of slaves from the Caribbean region were brought to the United States;

Whereas since 1820, millions of people have emigrated from the Caribbean region to the United States;

Whereas much like the United States, the countries of the Caribbean faced obstacles of slavery and colonialism and struggled for independence;

Whereas also like the United States, the people of the Caribbean region have diverse racial, cultural, and religious backgrounds;

Whereas the independence movements in many countries in the Caribbean region during the 1960s and the consequential establishment of independent democratic countries in the Caribbean strengthened ties between the region and the United States;

Whereas Alexander Hamilton, a founding father of the United States and the first Secretary of the Treasury, was born in the Caribbean;

Whereas there have been many influential Caribbean-Americans in the history of the United States, including Jean Baptiste Point du Sable, the pioneer settler of Chicago; Claude McKay, a poet of the Harlem Renaissance; James Weldon Johnson, the writer of the Black National Anthem; Shirley Chisholm, the first African-American Congresswoman and first African-American woman candidate for President; and Celia Cruz, the world-renowned queen of Salsa music;

Whereas the many influential Caribbean-Americans in the history of the United States also include Colin Powell, the first African-American Secretary of State; Sidney Poitier, the first African-American actor to receive the Academy Award for best actor in a leading role; Harry Belafonte, a musician, actor, and activist; Marion Jones, an Olympic gold medalist; Roberto Clemente, the first Latino inducted into the baseball hall of fame; and Al Roker, a meteorologist and television personality;

Whereas Caribbean-Americans have played an active role in the civil rights movement and other social and political movements in the United States;

Whereas Caribbean-Americans have contributed greatly to education, fine arts, business, literature, journalism, sports, fashion, politics, government, the military, music, science, technology, and other areas in the United States;

Whereas Caribbean-Americans share their culture through carnivals, festivals, music, dance, film, and literature that enrich the cultural landscape of the United States;

Whereas the countries of the Caribbean are important economic partners of the United States;

Whereas the countries of the Caribbean represent the United States third border;

Whereas the people of the Caribbean region share the hopes and aspirations of the people of the United States for peace and prosperity throughout the Western Hemisphere and the rest of the world;

Whereas in June 2006, President George W. Bush issued a proclamation declaring June National Caribbean-American Heritage Month after the passage of H. Con. Res 71 in

the 109th Congress by both the Senate and the House of Representatives; and

Whereas June is an appropriate month to establish a Caribbean-American Heritage Month: Now, therefore, be it

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

(1) supports the goals and ideals of Caribbean-American Heritage Month;

(2) encourages the people of the United States to observe Caribbean-American Heritage Month with appropriate ceremonies, celebrations, and activities; and

(3) affirms that—

(A) the contributions of Caribbean-Americans are a significant part of the history, progress, and heritage of the United States; and

(B) the ethnic and racial diversity of the United States enriches and strengthens the Nation.

The SPEAKER pro tempore, Mr. CARDOZA, recognized Mr. DAVIS of Illinois, and Mr. SALI, each for 20 minutes.

After debate,

The question being put, *viva voce*,

Will the House suspend the rules and agree to said concurrent resolution?

The SPEAKER pro tempore, Mr. CARDOZA, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said concurrent resolution was agreed to.

A motion to reconsider the vote whereby the rules were suspended and said concurrent resolution was agreed to was, by unanimous consent, laid on the table.

*Ordered*, That the Clerk request the concurrence of the Senate in said concurrent resolution.

¶84.14 MAJOR SCOTT NISELY POST OFFICE

Mr. DAVIS of Illinois, moved to suspend the rules and pass the bill (H.R. 2563) to designate the facility of the United States Postal Service located at 309 East Linn Street in Marshalltown, Iowa, as the "Major Scott Nisely Post Office".

The SPEAKER pro tempore, Mr. CARDOZA, recognized Mr. DAVIS of Illinois, and Mr. SALI, each for 20 minutes.

After debate,

The question being put, *viva voce*,

Will the House suspend the rules and pass said bill?

The SPEAKER pro tempore, Mr. CARDOZA, announced that two-thirds of the Members present had voted in the affirmative.

Mr. DAVIS of Illinois, demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Mr. CARDOZA, pursuant to clause 8, rule XX, announced that further proceedings on the question were postponed.

¶84.15 CLEM ROGERS MCSPADEN POST OFFICE BUILDING

Mr. DAVIS of Illinois, moved to suspend the rules and pass the bill (H.R.

2127) to designate the facility of the United States Postal Service located at 408 West 6th Street in Chelsea, Oklahoma, as the "Clem Rogers McSpadden Post Office Building".

The SPEAKER pro tempore, Mr. CARDOZA, recognized Mr. DAVIS of Illinois, and Mr. SALI, each for 20 minutes.

After debate,

The question being put, *viva voce*,

Will the House suspend the rules and pass said bill?

The SPEAKER pro tempore, Mr. CARDOZA, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill was passed was, by unanimous consent, laid on the table.

*Ordered*, That the Clerk request the concurrence of the Senate in said bill.

¶84.16 INTERNATIONAL NUCLEAR FUEL FOR PEACE AND NONPROLIFERATION

Mr. LANTOS moved to suspend the rules and pass the bill (H.R. 885) to support the establishment of an international regime for the assured supply of nuclear fuel for peaceful means and to authorize voluntary contributions to the International Atomic Energy Agency to support the establishment of an international nuclear fuel bank; as amended.

The SPEAKER pro tempore, Mr. CARDOZA, recognized Mr. LANTOS and Ms. ROS-LEHTINEN, each for 20 minutes.

After debate,

The question being put, *viva voce*,

Will the House suspend the rules and pass said bill, as amended?

The SPEAKER pro tempore, Mr. CARDOZA, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill, as amended, was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill, as amended, was passed was, by unanimous consent, laid on the table.

*Ordered*, That the Clerk request the concurrence of the Senate in said bill.

¶84.17 IRANIAN PRESIDENT MAHMOUD AHMADINEJAD

Ms. WATSON moved to suspend the rules and agree to the concurrent resolution (H. Con. Res. 21); as amended:

Whereas the 1948 Convention on the Prevention and Punishment of the Crime of Genocide (commonly referred to as the "Genocide Convention") defines genocide as, among other things, the act of killing members of a national, ethnic, racial, or religious group with the intent to destroy, in whole or in part, the targeted group, and it also prohibits conspiracy to commit genocide, as well as "direct and public incitement to commit genocide";

Whereas Article 4 of the Genocide Convention provides that individuals committing any of the listed genocidal crimes shall be punished "whether they are constitutionally responsible rulers, public officials or private individuals";

Whereas 133 Member States of the United Nations have ratified the Genocide Convention and thereby pledged to prosecute those individuals who violate its criteria for incitement to commit genocide, as well as those individuals who commit genocide directly;

Whereas 62 years ago the United Nations was founded in the wake of the Holocaust, the Nazi genocide carried out during World War II that resulted in the slaughter of 6 million Jews in Europe, in order to "save succeeding generations from the scourge of war" and uphold and protect the "dignity and worth of the human person";

Whereas Article 2, Section 4, of the United Nations Charter, to which Iran has agreed as a Member State of the United Nations, requires all Member States of the United Nations to "refrain in their international relations from the threat or use of force against the territorial integrity or political independence of any state";

Whereas on October 26, 2005, at the World Without Zionism Conference in Tehran, Iran, Iranian leader Mahmoud Ahmadinejad called for Israel to be "wiped off the map", described Israel as "a disgraceful blot [on] the face of the Islamic world", and declared that "[a]nybody who recognizes Israel will burn in the fire of the Islamic nation's fury";

Whereas on December 12, 2006, Iranian leader Mahmoud Ahmadinejad addressed a conference in Tehran questioning the historical veracity of the Holocaust and said that Israel would "soon be wiped out";

Whereas on December 15, 2000, Iranian Supreme Leader Ali Khamene'i stated to thousands of Muslim worshippers in Tehran that "Iran's stance has always been clear on this ugly phenomenon (Israel). We have repeatedly said that this cancerous tumor of a state should be removed from the region";

Whereas other Iranian leaders have made similar statements and the Government of Iran has displayed inflammatory symbols that express similar intent;

Whereas on December 14, 2006, incoming United Nations Secretary General Ban Ki-moon said that Iran's calls for Israel's destruction and its dismissal of the Holocaust are "unacceptable", and expressed concern about the regional and global security implications of Tehran's nuclear program;

Whereas on August 3, 2006, in a speech during an emergency meeting of Muslim leaders, Iranian leader Mahmoud Ahmadinejad stated that the Middle East would be better off "without the existence of the Zionist regime", called Israel an "illegitimate regime" with "no legal basis for its existence", and accused the United States of using Israel as a proxy to control the region and its oil resources;

Whereas Iran funds, trains, and openly supports terrorist groups, including Hamas, Hezbollah, and Islamic Jihad among many others, all of which have murdered Americans, Israelis, and non-Israeli Jews and are determined to destroy Israel;

Whereas on December 14, 2001, former leader of Iran and current leader of Iran's influential Expediency Council Ali Akbar Hashemi-Rafsanjani threatened Israel with destruction by nuclear attack, saying, "[i]f one day, the Islamic world is also equipped with weapons like those that Israel possesses now, then the imperialists' strategy will reach a standstill because the use of even one nuclear bomb inside Israel will destroy everything [in Israel], while it will merely harm the Islamic world";

Whereas Iran has aggressively pursued a clandestine effort to arm itself with nuclear weapons; and

Whereas the longstanding policy of the Iranian regime is aimed at destroying the democratic State of Israel, a vital United States ally and longstanding friend, which is confirmed by statements such as those made by Iranian leader Ahmadinejad, Supreme Leader Khamene'i, and Expediency Council leader Rafsanjani, demonstrating the threat of a nuclear-armed Iran: Now, therefore, be it

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

(1) condemns, in the strongest terms, Iranian leader Mahmoud Ahmadinejad's offensive remarks, contemptible statements, and reprehensible policies aimed at the destruction of the State of Israel;

(2) calls on the United Nations Security Council to take up charges against Iranian leader Mahmoud Ahmadinejad for violating the 1948 Convention on the Prevention and Punishment of the Crime of Genocide and Article 2, Section 4, of the United Nations Charter;

(3) further calls on the United Nations Security Council and all Member States of the United Nations to consider stronger measures to prevent Iran from obtaining nuclear weapons, which would be both a dangerous violation of the Nuclear Non-Proliferation Treaty and a potential means to the end of carrying out Mahmoud Ahmadinejad's threats against Israel; and

(4) reaffirms the unwavering strategic partnership and close friendship between the United States and Israel and reasserts the steadfast commitment of the United States to defend the right of Israel to exist as a free and democratic state.

The SPEAKER pro tempore, Mr. CARDOZA, recognized Ms. WATSON and Ms. ROS-LEHTINEN, each for 20 minutes.

After debate,

By unanimous consent, the time for debate was extended by 3 minutes to be equally divided and controlled by Mr. KUCINICH and Ms. ROS-LEHTINEN.

After further debate,

The question being put, viva voce,

Will the House suspend the rules and agree to said concurrent resolution, as amended?

The SPEAKER pro tempore, Mr. CARDOZA, announced that two-thirds of the Members present had voted in the affirmative.

Ms. ROS-LEHTINEN demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Mr. CARDOZA, pursuant to clause 8, rule XX, announced that further proceedings on the question were postponed until Tuesday, June 19, 2007.

#### 184.18 JACOB BIRNBAUM

Ms. WATSON moved to suspend the rules and agree to the resolution (H. Res. 137); as amended:

Whereas Jacob Birnbaum was born on December 10, 1926, and December 10 is International Human Rights Day;

Whereas Birnbaum performed relief work with victims of Nazi and Soviet totalitarianism from 1946 through 1951, then worked with the disintegrating Jewish communities of North Africa in the mid-1950s and early 1960s;

Whereas, in 1964, Birnbaum moved to New York and founded the Student Struggle for Soviet Jewry (SSSJ) on April 27 of that year;

Whereas four days later Birnbaum organized approximately 1,000 students who marched for four hours in front of the Mission to the United Nations of the Soviet Union on May 1, 1964, to begin the direct action public struggle for Soviet Jewry;

Whereas the SSSJ utilized nonviolent methods, including marches, rallies, publication of extensive educational materials, and meetings with government officials, to organize and activate students to take direct action in the cause of freeing Soviet Jews trapped behind the Iron Curtain, utilizing the slogan "Let My People Go";

Whereas, on April 4, 1965, Birnbaum organized the Jericho March, in which students encircled the Soviet Mission and sounded shofars from all around the building and proceeded to rally at the United Nations;

Whereas, on April 12, 1965, petitions were presented at the United Nations's Isaiah Wall;

Whereas Birnbaum organized a Jericho Ride to Washington, DC, on May 20, 1965, where he and the first SSSJ chairman Rabbi Shlomo Riskin met with senior Soviet diplomat Anatoly Myshkov, and thereafter the students circled the Embassy of the Soviet Union to the sound of shofars, then moved on to the Department of State for a vigorous discussion, and finally arrived in Lafayette Park in front of the White House for a rally addressed by Members of Congress and the reading of an Appeal to Conscience;

Whereas Birnbaum and his student steering committee organized approximately thirty events in SSSJ's first two years to awaken the Jewish community in New York and beyond to the plight of Soviet Jews;

Whereas Birnbaum's important New York marches and rallies in the 1960s were the instrumental precursors of the great Solidarity events of the 1970s organized by the Greater New York Conference on Soviet Jewry under the direction of Malcolm Hoenlein, the founding director;

Whereas Birnbaum has testified before committees of the House of Representatives and the Senate and the Helsinki Commission;

Whereas Birnbaum advocated utilizing economic leverage at a Congressional hearing as early as May 1965;

Whereas Birnbaum worked closely in the early 1970s with Senator Henry Jackson, who introduced legislation linking United States trade benefits and capital flow to the Soviet Union with increased Soviet emigration;

Whereas Birnbaum was one of the most persistent of those individuals who fought for passage of the Jackson-Vanik amendment to allow Soviet Jews and other East European Jews to escape oppression and religious, cultural, and communal extinction in the Soviet bloc;

Whereas Birnbaum conducted a number of campaigns with Presidents and Congress for the protection of Soviet Jewish underground self-education groups and organized a delegation of the Synagogue Council of America to meet with the Deputy Secretary of State in 1985;

Whereas Birnbaum received the Prophet in Our Time Award in 1974 on the tenth anniversary of the SSSJ;

Whereas Birnbaum received the Yeshiva University Community Service Award in 1988 and the Freedom Award in 2004 from the Manhattan Beach Jewish Center;

Whereas Birnbaum was honored in 2004 by the Conference of Presidents of Major American Jewish Organizations on the 40th anniversary of the initiation of the Soviet Jewry movement;

Whereas during the 1990s Birnbaum was engaged in a number of interventions in the

former Soviet republics of Central Asia, especially Uzbekistan; and

Whereas Birnbaum continues to assist institutions for the Jewish education of former Soviet Jews as part of his "Let My People Know" campaign: Now, therefore, be it

*Resolved*, That the House of Representatives honors the life and six decades of public service of Jacob Birnbaum and especially his commitment to freeing Soviet Jews from religious, cultural, and communal extinction.

The SPEAKER pro tempore, Mr. CARDOZA, recognized Ms. WATSON and Ms. ROS-LEHTINEN, each for 20 minutes.

After debate,

The question being put, *viva voce*,

Will the House suspend the rules and agree to said resolution, as amended?

The SPEAKER pro tempore, Mr. CARDOZA, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said resolution, as amended, was agreed to.

A motion to reconsider the vote whereby the rules were suspended and said resolution, as amended, was agreed to was, by unanimous consent, laid on the table.

#### ¶84.19 GOVERNMENT OF UGANDA

Ms. WATSON moved to suspend the rules and agree to the concurrent resolution (H. Con. Res. 80); as amended:

Whereas for over two decades, the Government of Uganda has been engaged in an armed conflict with the Lord's Resistance Army (LRA) that has resulted in up to 200,000 deaths from violence and disease and the displacement of more than 1,600,000 civilians from eastern and northern Uganda;

Whereas former United Nations Undersecretary-General for Humanitarian Affairs and Emergency Relief Coordinator Jan Egeland called the crisis in northern Uganda "the biggest forgotten, neglected humanitarian emergency in the world today";

Whereas Joseph Kony, the leader of the LRA, and several of his associates have been indicted by the International Criminal Court for war crimes and crimes against humanity, including rape, murder, enslavement, sexual enslavement, and the forced recruitment of an estimated 66,000 children;

Whereas the LRA is a severe and repeat violator of human rights and has continued to attack civilians and humanitarian aid workers despite a succession of ceasefire agreements;

Whereas the Secretary of State has labeled the LRA "vicious and cult-like" and designates it as a terrorist organization under the Immigration and Nationality Act;

Whereas the 2006 Department of State report on the human rights record of the Government of Uganda found that "security forces committed unlawful killings . . . and were responsible for deaths as a result of torture" along with other "serious problems", including repression of political opposition, official impunity, and violence against women and children;

Whereas in the 2004 Northern Uganda Crisis Response Act (Public Law 108-283; 118 Stat. 912), Congress declared its support for a peaceful resolution of the conflict in northern and eastern Uganda and called for the United States and the international community to assist in rehabilitation, reconstruction, and demobilization efforts;

Whereas the Cessation of Hostilities Agreement, which was mediated by the Govern-

ment of Southern Sudan and signed by representatives of the Government of Uganda and the LRA on August 20, 2006, and extended on November 1, 2006, requires both parties to cease all hostile military and media offensives and asks the Sudan People's Liberation Army to facilitate the safe assembly of LRA fighters in designated areas for the duration of the peace talks;

Whereas the Cessation of Hostilities Agreement expired on February 28, 2007, without ever having been fully implemented, and though the parties resumed peace talks on April 26, 2007, and signed a preliminary agreement on May 2, 2007, they have not yet arrived at a sustainable negotiated settlement and observers remain concerned that hostilities between rebel and government forces could resume;

Whereas a return to civil war would yield disastrous results for the people of northern Uganda and for regional stability, while peace in Uganda will bolster the fragile Comprehensive Peace Agreement in Sudan and de-escalate tensions in the Democratic Republic of the Congo; and

Whereas continuing violence and instability obstruct the delivery of humanitarian assistance to the people of northern Uganda and impede national and regional trade, development and democratization efforts, and counter-terrorism initiatives: Now, therefore, be it

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

(1) disapproves of the Lord's Resistance Army (LRA) leadership's inconsistent commitment to resolving the conflict in Uganda peacefully;

(2) urges the LRA and the Government of Uganda to engage in good-faith negotiations to pursue a political solution to this conflict;

(3) encourages all parties in the region to immediately cease human rights violations and address, within the context of a broader national reconciliation process in Uganda, issues of accountability and impunity for those crimes against humanity already committed;

(4) urges leaders on both sides of the conflict in Uganda to renounce any intentions and halt any preparations to resume violence and to ensure that this message is clearly conveyed to armed elements under their control; and

(5) calls on the Secretary of State, the Administrator of the United States Agency for International Development, and the heads of other similar governmental agencies and nongovernmental organizations within the international community to continue to augment efforts to alleviate the humanitarian crisis in northern Uganda and to support a peaceful resolution to this crisis by publicly and forcefully reiterating the preceding demands.

The SPEAKER pro tempore, Mr. CARDOZA, recognized Ms. WATSON and Ms. ROS-LEHTINEN, each for 20 minutes.

After debate,

The question being put, *viva voce*,

Will the House suspend the rules and agree to said concurrent resolution, as amended?

The SPEAKER pro tempore, Mr. CARDOZA, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said concurrent resolution, as amended, was agreed to.

By unanimous consent, the title was amended so as to read: "A concurrent

resolution calling on the Government of Uganda and the Lord's Resistance Army (LRA) to recommit to a political solution to the conflict in northern Uganda by engaging in good-faith negotiations, and urging immediate and substantial support for the ongoing peace process from the United States and the international community."

A motion to reconsider the vote whereby the rules were suspended and said concurrent resolution, as amended, was agreed to and the title was amended was, by unanimous consent, laid on the table.

*Ordered*, That the Clerk request the concurrence of the Senate in said concurrent resolution.

#### ¶84.20 RUSSIAN PRESIDENT VLADIMIR PUTIN

Ms. WATSON moved to suspend the rules and agree to the concurrent resolution (H. Con. Res. 151); as amended:

Whereas Paul Klebnikov, the editor of the Russian version of Forbes Magazine, who was investigating suspect business dealings and corruption cases in Russia, was shot to death in Moscow on July 9, 2004;

Whereas Mr. Klebnikov's murder remains unsolved;

Whereas Anna Politkovskaya, an acclaimed Russian journalist and human rights activist who wrote numerous articles critical of Russia's prosecution of the war in Chechnya, of human rights abuses by the Russian government and of Russian President Vladimir Putin was shot to death in Moscow on October 7, 2006;

Whereas Ms. Politkovskaya's murder remains unsolved;

Whereas Ivan Safronov, a military affairs reporter for the Russian newspaper "Kommersant" who wrote articles criticizing the failure of Russian military programs and who was planning to report on potential Russian arms sales to Middle Eastern countries, including to state sponsors of terrorism Iran and Syria, died in mysterious circumstances, falling five stories from a window in the stairwell of his apartment building in Moscow on March 2, 2007;

Whereas, Russian prosecutors subsequently suggested that Mr. Safronov may have committed suicide, although he left no suicide note and the circumstances surrounding his death raised unanswered questions;

Whereas the cause of Mr. Safronov's death remains undetermined;

Whereas, according to Reporters Without Borders, twenty-one reporters have been murdered in Russia since March 2000 and many of those murders remain unsolved;

Whereas, according to Reporters Without Borders, Russia was one of the six most dangerous countries for journalists to work in during 2006;

Whereas a number of those reporters who were murdered had reported on alleged corruption, malfeasance and other controversies at the federal, provincial and local levels of government in Russia;

Whereas a number of those murdered had reported on alleged human rights abuses by the Russian Government;

Whereas a number of those murdered had reported on the Russian government's conduct of the war in Chechnya, which has involved numerous allegations of gross human rights violations and corruption;

Whereas, if journalists are killed or silenced through undue pressure with impunity, a vibrant and participatory civil society sector cannot emerge and democratic developments are stalled; and



Whereas, according to the President of the International News Safety Institute, "murder has become the easiest, cheapest and most effective way of silencing troublesome reporting, and the more the killers get away with it the more the spiral of death is forced upwards": Now, therefore, be it

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

(1) recalls the essential role that transparency and the free flow of information play in creating and preserving democratic institutions and civil society in any country;

(2) recognizes the vital contribution made by independent journalists in Russia in bringing transparency and a free flow of information to readers after decades of Communist censorship and repression;

(3) notes the disturbing trend of murders of independent journalists in Russia over the last decade;

(4) encourages the President of the United States to formally offer Russian President Vladimir Putin and other officials of the Russian Government United States Government law enforcement investigative assistance to help identify and bring to justice those responsible for the many unsolved murders of journalists in Russia during the past decade; and

(5) urges President Putin to seek out competent, outside law enforcement assistance in the investigation of the unsolved murders of numerous independent journalists in Russia.

The SPEAKER pro tempore, Mr. CARDOZA, recognized Ms. WATSON and Ms. ROS-LEHTINEN, each for 20 minutes.

After debate,

The question being put, *viva voce*,

Will the House suspend the rules and agree to said concurrent resolution, as amended?

The SPEAKER pro tempore, Mr. CARDOZA, announced that two-thirds of the Members present had voted in the affirmative.

Mr. SMITH of New Jersey, demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Mr. CARDOZA, pursuant to clause 8, rule XX, announced that further proceedings on the question were postponed.

#### ¶84.21 PRINCIPALITY OF LIECHTENSTEIN

Ms. WATSON moved to suspend the rules and agree to the resolution (H. Res. 233); as amended:

Whereas in 1806, Napoleon dissolved the Holy Roman Empire and Liechtenstein became a sovereign country;

Whereas Liechtenstein is nestled between Switzerland and Austria in the Upper Rhine valley of the European Alps, and is one of only two doubly landlocked countries in the world;

Whereas Liechtenstein has approximately 35,000 inhabitants, primarily Roman Catholics of German ethnicity;

Whereas Liechtenstein maintains a strong system of checks and balances between the legislative, executive, and judicial branches of government;

Whereas Liechtenstein is a constitutional hereditary monarchy, whose powers were expanded through a popular referendum in March 2004 in which 64 percent of citizens approved a new constitution;

Whereas the parliament of Liechtenstein, the "Landtag", consists of 25 representatives

elected for four year terms by proportional representation in two multi-seat constituencies, 10 representing the lowland area and 15 representing the highland area;

Whereas after World War II, on the basis of Liechtenstein's advantageous corporate tax laws and its Customs Union with Switzerland, an industrial upswing transformed Liechtenstein from a poor agricultural state to a modern society;

Whereas despite its small geographic area and limited natural resources, Liechtenstein has a prosperous, highly industrialized, free-enterprise economy with manufacturing as its leading economic sector, complemented by a robust financial sector;

Whereas Liechtenstein has been a member of the European Economic Area since May 1995 and is working to harmonize its economic policies more closely with the European Union;

Whereas Liechtenstein companies have a considerable manufacturing, sales and service presence in the United States, which has resulted in the creation of over 4500 jobs;

Whereas since 1999, the United States has been the most important export market for members of the Liechtenstein Chamber of Commerce and Industry, totaling \$521,000,000 in 2005;

Whereas the Mutual Legal Assistance Treaty between the United States and the Principality of Liechtenstein, which entered into force in August of 2003, has resulted in an enhanced pursuit of criminals and terrorists;

Whereas in cooperation with the United States-led coalition after the fall of Saddam Hussein in 2003, Liechtenstein froze assets of the former Iraqi regime, which resulted, among other things, in the return of a Falcon Jet 50 to the Iraqi people;

Whereas in collaboration with experts from the United States, the Liechtenstein Institute on Self-Determination at Princeton University seeks to raise awareness about issues pertaining to self-determination, self-governance and sovereignty through teaching, research and publications;

Whereas Liechtenstein abolished its military in 1868 and has exercised neutrality in its foreign affairs; and

Whereas Liechtenstein is an active member in international organizations such as the United Nations, the World Trade Organization, and the Organization for Security and Cooperation in Europe: Now, therefore, be it

*Resolved, That the House of Representatives—*

(1) recognizes over 200 years of sovereignty of the Principality of Liechtenstein; and

(2) expresses its support for efforts by the United States to continue to strengthen its relationship with that country.

The SPEAKER pro tempore, Mr. CARDOZA, recognized Ms. WATSON and Ms. ROS-LEHTINEN, each for 20 minutes.

After debate,

The question being put, *viva voce*,

Will the House suspend the rules and agree to said resolution, as amended?

The SPEAKER pro tempore, Mr. CARDOZA, announced that two-thirds of the Members present had voted in the affirmative.

Mr. STEARNS demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Mr. CARDOZA, pursuant to clause 8, rule XX, announced that further proceedings on the question were postponed.

#### ¶84.22 ENTREPRENEURIAL DEVELOPMENT PROGRAMS

Ms. VELAZQUEZ moved to suspend the rules and pass the bill (H.R. 2359) to reauthorize programs to assist small business concerns, and for other purposes.

The SPEAKER pro tempore, Mr. CARDOZA, recognized Ms. VELAZQUEZ and Mr. David DAVIS of Tennessee, each for 20 minutes.

After debate,

The question being put, *viva voce*,

Will the House suspend the rules and pass said bill?

The SPEAKER pro tempore, Mr. CARDOZA, announced that two-thirds of the Members present had voted in the affirmative.

Ms. VELAZQUEZ demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Mr. CARDOZA, pursuant to clause 8, rule XX, announced that further proceedings on the question were postponed until Tuesday, June 19, 2007.

#### ¶84.23 EARMARK REFORM

On motion of Ms. SLAUGHTER, by unanimous consent, the Committee on Rules was discharged from further consideration of the following resolution (H. Res. 491):

*Resolved, That during the remainder of the 110th Congress it shall not be in order to consider a conference report to accompany a regular general appropriation bill unless the joint explanatory statement prepared by the managers on the part of the House and the managers on the part of the Senate includes a list of congressional earmarks (as that term is used in clause 9(d) of rule XXI) in the conference report or joint statement (and the name of any Member, Delegate, Resident Commissioner, or Senator who submitted a request to the respective House or Senate committee for each respective item included on such list) that were not committed to the conference committee by either House, not in a report on such bill, and not in a report of a committee of the Senate on a companion measure.*

SEC. 2. It shall not be in order to consider a rule or order that waives the application of the first section of this resolution.

SEC. 3. A point of order under this resolution shall be disposed of by the question of consideration under the same terms as specified in clause 9(b) of rule XXI.

When said resolution was considered and agreed to.

A motion to reconsider the vote whereby said resolution was agreed to was, by unanimous consent, laid on the table.

#### ¶84.24 VETERANS' PROGRAMS

Ms. VELAZQUEZ moved to suspend the rules and pass the bill (H.R. 2366) to reauthorize the veterans entrepreneurial development programs of the Small Business Administration, and for other purposes.

The SPEAKER pro tempore, Mrs. TAUSCHER, recognized Ms. VELAZQUEZ and Mr. David DAVIS of Tennessee, each for 20 minutes.

After debate,

The question being put, *viva voce*, Will the House suspend the rules and pass said bill?

The SPEAKER pro tempore, Mr. CARDOZA, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill was passed was by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said bill.

§84.25 ASSISTANCE TO INDIAN TRIBE MEMBERS, ALASKA NATIVES, AND NATIVE HAWAIIANS

Ms. VELAZQUEZ moved to suspend the rules and pass the bill (H.R. 2284) to amend the Small Business Act to expand and improve the assistance provided by Small Business Development Centers to Indian tribe members, Alaska Natives, and Native Hawaiians.

The SPEAKER pro tempore, Mr. CARDOZA, recognized Ms. VELAZQUEZ and Mr. David DAVIS of Tennessee, each for 20 minutes.

After debate, The question being put, *viva voce*, Will the House suspend the rules and pass said bill?

The SPEAKER pro tempore, Mr. CARDOZA, announced that two-thirds of the Members present had voted in the affirmative.

Mr. GOHMERT demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Mr. CARDOZA, pursuant to clause 8, rule XX, announced that further proceedings on the question were postponed until Tuesday, June 19, 2007.

§84.26 WOMEN'S BUSINESS PROGRAMS

Ms. VELAZQUEZ moved to suspend the rules and pass the bill (H.R. 2397) to reauthorize the women's entrepreneurial development programs of the Small Business Administration, and for other purposes.

The SPEAKER pro tempore, Mr. CARDOZA, recognized Ms. VELAZQUEZ and Mr. David DAVIS of Tennessee, each for 20 minutes.

After debate, The question being put, *viva voce*, Will the House suspend the rules and pass said bill?

The SPEAKER pro tempore, Mr. CARDOZA, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said bill.

§84.27 H.R. 2563—UNFINISHED BUSINESS

The SPEAKER pro tempore, Mr. CARDOZA, pursuant to clause 8, rule XX, announced the unfinished business to be the motion to suspend the rules and pass the bill (H.R. 2563) to designate the facility of the United States Postal Service located at 309 East Linn Street in Marshalltown, Iowa, as the "Major Scott Nisely Post Office".

The question being put, Will the House suspend the rules and pass said bill?

The vote was taken by electronic device.

It was decided in the affirmative { Yeas ..... 386 Nays ..... 0

§84.28 [Roll No. 499] YEAS—386

- |                |                 |                 |
|----------------|-----------------|-----------------|
| Ackerman       | Crowley         | Hastert         |
| Aderholt       | Cuellar         | Hastings (FL)   |
| Akin           | Culberson       | Hastings (WA)   |
| Alexander      | Cummings        | Hayes           |
| Allen          | Davis (AL)      | Heller          |
| Altmire        | Davis (CA)      | Hensarling      |
| Arcuri         | Davis (IL)      | Henger          |
| Baca           | Davis (KY)      | Herseth Sandlin |
| Bachmann       | Davis, David    | Higgins         |
| Bachus         | Davis, Lincoln  | Hill            |
| Baird          | Davis, Tom      | Hinchev         |
| Baker          | Deal (GA)       | Hinojosa        |
| Baldwin        | DeFazio         | Hirono          |
| Barrett (SC)   | DeGette         | Hobson          |
| Barrow         | DeLaunt         | Hodes           |
| Bartlett (MD)  | DeLauro         | Holden          |
| Barton (TX)    | Dent            | Holt            |
| Bean           | Diaz-Balart, L. | Honda           |
| Berkley        | Diaz-Balart, M. | Hooley          |
| Berry          | Dicks           | Hoyer           |
| Biggert        | Dingell         | Hulshof         |
| Bilbray        | Doggett         | Inglis (SC)     |
| Bilirakis      | Donnelly        | Inslee          |
| Bishop (NY)    | Doolittle       | Israel          |
| Bishop (UT)    | Doyle           | Issa            |
| Blackburn      | Drake           | Jackson (IL)    |
| Blumenauer     | Dreier          | Jackson-Lee     |
| Blunt          | Duncan          | (TX)            |
| Boehner        | Edwards         | Johnson (GA)    |
| Bono           | Ehlers          | Johnson (IL)    |
| Boren          | Ellison         | Johnson, Sam    |
| Boswell        | Ellsworth       | Jones (NC)      |
| Boucher        | Emanuel         | Jones (OH)      |
| Boustany       | Emerson         | Jordan          |
| Boyd (FL)      | Engel           | Kagen           |
| Boyd (KS)      | English (PA)    | Kanjorski       |
| Brady (PA)     | Eshoo           | Kaptur          |
| Brady (TX)     | Etheridge       | Keller          |
| Braley (IA)    | Everett         | Kennedy         |
| Brown (SC)     | Fallin          | Kildee          |
| Brown, Corrine | Farr            | Kilpatrick      |
| Brown-Waite,   | Fattah          | Kind            |
| Ginny          | Feeney          | King (IA)       |
| Buchanan       | Ferguson        | King (NY)       |
| Burgess        | Filner          | Kirk            |
| Burton (IN)    | Forbes          | Klein (FL)      |
| Buyer          | Fortenberry     | Kline (MN)      |
| Camp (MI)      | Fossella        | Knollenberg     |
| Campbell (CA)  | Fox             | Kucinich        |
| Cannon         | Frank (MA)      | Kuhl (NY)       |
| Cantor         | Franks (AZ)     | Lamborn         |
| Capito         | Frelinghuysen   | Lampson         |
| Capps          | Gallely         | Langevin        |
| Cardoza        | Garrett (NJ)    | Lantos          |
| Carnahan       | Gerlach         | Larsen (WA)     |
| Carney         | Giffords        | Larson (CT)     |
| Castle         | Gilchrest       | Latham          |
| Castor         | Gillibrand      | LaTourette      |
| Chabot         | Gillmor         | Lee             |
| Chandler       | Gingrey         | Levin           |
| Clarke         | Gohmert         | Lewis (CA)      |
| Clay           | Gonzalez        | Lewis (GA)      |
| Cleaver        | Goode           | Lewis (KY)      |
| Clyburn        | Goodlatte       | Linder          |
| Coble          | Gordon          | LoBiondo        |
| Cohen          | Granger         | Loeback         |
| Cole (OK)      | Green, Al       | Lofgren, Zoe    |
| Conaway        | Green, Gene     | Lowey           |
| Cooper         | Grijalva        | Lucas           |
| Costa          | Gutierrez       | Lungren, Daniel |
| Costello       | Hall (NY)       | E.              |
| Courtney       | Hall (TX)       | Lynch           |
| Cramer         | Hare            | Mack            |
| Crenshaw       | Harman          | Mahoney (FL)    |

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|-----------------|----------------|---------------|
| Maloney (NY)    | Peterson (MN)  | Skelton       |
| Manzullo        | Peterson (PA)  | Slaughter     |
| Markey          | Petri          | Smith (NE)    |
| Marshall        | Pickering      | Smith (NJ)    |
| Matheson        | Pitts          | Smith (TX)    |
| Matsui          | Platts         | Smith (WA)    |
| McCarthy (CA)   | Poe            | Solis         |
| McCarthy (NY)   | Pomeroy        | Souder        |
| McCaul (TX)     | Porter         | Spratt        |
| McCollum (MN)   | Price (GA)     | Stark         |
| McCrery         | Price (NC)     | Stearns       |
| McDermott       | Putnam         | Stupak        |
| McGovern        | Radanovich     | Sutton        |
| McHugh          | Rahall         | Tancredo      |
| McIntyre        | Ramstad        | Tanner        |
| McKeon          | Rangel         | Tauscher      |
| McMorris        | Regula         | Terry         |
| Rodgers         | Rehberg        | Thompson (CA) |
| McNerney        | Reichert       | Thompson (MS) |
| McNulty         | Renzi          | Thornberry    |
| Meek (FL)       | Reynolds       | Tiahrt        |
| Meeks (NY)      | Rodriguez      | Tiberi        |
| Melancon        | Rogers (AL)    | Tierney       |
| Mica            | Rogers (KY)    | Towns         |
| Michaud         | Rogers (MI)    | Turner        |
| Miller (FL)     | Rohrabacher    | Udall (CO)    |
| Miller (MI)     | Ros-Lehtinen   | Udall (NM)    |
| Miller (NC)     | Roskam         | Upton         |
| Miller, Gary    | Rothman        | Van Hollen    |
| Miller, George  | Roybal-Allard  | Velázquez     |
| Mitchell        | Royce          | Visclosky     |
| Mollohan        | Ruppersberger  | Walberg       |
| Moore (KS)      | Ryan (OH)      | Walden (OR)   |
| Moore (WI)      | Ryan (WI)      | Walsh (NY)    |
| Moran (KS)      | Salazar        | Wamp          |
| Moran (VA)      | Sali           | Wasserman     |
| Murphy (CT)     | Sánchez, Linda | Schultz       |
| Murphy, Patrick | T.             | Waters        |
| Murphy, Tim     | Sarbanes       | Watson        |
| Musgrave        | Saxton         | Watt          |
| Myrick          | Schakowsky     | Waxman        |
| Nadler          | Schiff         | Welch (VT)    |
| Napolitano      | Schmidt        | Weldon (FL)   |
| Neal (MA)       | Schwartz       | Westmoreland  |
| Neugebauer      | Scott (GA)     | Whitfield     |
| Nunes           | Scott (VA)     | Wicker        |
| Oberstar        | Sensenbrenner  | Wilson (NM)   |
| Obey            | Serrano        | Wilson (OH)   |
| Oliver          | Sessions       | Wilson (SC)   |
| Ortiz           | Shadegg        | Wolf          |
| Pascarella      | Shays          | Woolsey       |
| Pastor          | Shea-Porter    | Wu            |
| Paul            | Sherman        | Wynn          |
| Payne           | Shuler         | Yarmuth       |
| Pearce          | Shuster        | Young (AK)    |
| Pence           | Simpson        | Young (FL)    |
| Perlmutter      | Sires          |               |

NOT VOTING—46

- |               |                |                  |
|---------------|----------------|------------------|
| Abercrombie   | Graves         | Reyes            |
| Andrews       | Hoekstra       | Ross             |
| Becerra       | Hunter         | Rush             |
| Berman        | Jefferson      | Sanchez, Loretta |
| Bishop (GA)   | Jindal         | Sestak           |
| Bonner        | Johnson, E. B. | Shimkus          |
| Boozman       | Kingston       | Snyder           |
| Butterfield   | LaHood         | Space            |
| Calvert       | Lipinski       | Sullivan         |
| Capuano       | Marchant       | Taylor           |
| Carson        | McCotter       | Walz (MN)        |
| Carter        | McHenry        | Weiner           |
| Conyers       | Meehan         | Weller           |
| Cubin         | Murtha         | Wexler           |
| Davis, Jo Ann | Pallone        |                  |
| Flake         | Pryce (OH)     |                  |

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said bill.

§84.29 H. CON. RES. 151—UNFINISHED BUSINESS

The SPEAKER pro tempore, Mr. CARDOZA, pursuant to clause 8, rule XX, announced the further unfinished business to be the motion to suspend the rules and agree to the concurrent resolution (H. Con. Res. 151) noting the disturbing pattern of killings of dozens

of independent journalists in Russia over the last decade, and calling on Russian President Vladimir Putin to authorize cooperation with outside investigators in solving those murders; as amended.

The question being put,

Will the House suspend the rules and agree to said concurrent resolution, as amended?

The vote was taken by electronic device.

It was decided in the { Yeas ..... 388 affirmative ..... } Nays ..... 1

84.30 [Roll No. 500] YEAS—388

- Ackerman Cummings Herseth Sandlin
Aderholt Davis (AL) Higgins
Akin Davis (CA) Hill
Alexander Davis (IL) Hinchey
Allen Davis (KY) Hinojosa
Altmire Davis, David Hirono
Arcuri Davis, Lincoln Hobson
Baca Davis, Tom Hodes
Bachmann Deal (GA) Holden
Bachus DeFazio Holt
Baird DeGette Honda
Baker Delahunt Hooley
Baldwin DeLauro Hoyer
Barrett (SC) Dent Hulshof
Barrow Diaz-Balart, L. Inglis (SC)
Bartlett (MD) Diaz-Balart, M. Insee
Barton (TX) Dicks Israel
Bean Dingell Issa
Berkley Doggett Jackson (IL)
Berry Donnelly Jackson-Lee
Biggert Doolittle (TX)
Bilbray Doyle Johnson (GA)
Bilirakis Drake Johnson (IL)
Bishop (NY) Dreier Johnson, Sam
Bishop (UT) Duncan Jones (NC)
Blackburn Edwards Jones (OH)
Blumenauer Ehlers Jordan
Blunt Ellison Kagen
Boehner Ellsworth Kanjorski
Bono Emanuel Kaptur
Boozman Emerson Keller
Boren Engel Kennedy
Boswell English (PA) Kildee
Boucher Eshoo Kilpatrick
Boustany Etheridge Kind
Boyd (FL) Everrett King (IA)
Boyd (KS) Fallin King (NY)
Brady (PA) Farr Kirk
Brady (TX) Fattah Klein (FL)
Braley (IA) Feeney Kline (MN)
Brown (SC) Ferguson Knollenberg
Brown, Corrine Filner Kucinich
Brown-Waite, Forbes Kuhl (NY)
Ginny Fortenberry Lamborn
Buchanan Fossella Lampson
Burgess Fox Langevin
Burton (IN) Frank (MA) Carson
Buyer Franks (AZ) Larsen (WA)
Camp (MI) Frelinghuysen Larson (CT)
Campbell (CA) Gallegly Latham
Cannon Garrett (NJ) LaTourette
Cantor Gerlach Lee
Capito Giffords Levin
Capps Gilchrist Lewis (CA)
Cardoza Gillibrand Lewis (KY)
Carnahan Gillmor Linder
Carney Gingrey LoBiondo
Castle Gohmert Loebach
Castor Gonzalez Loebach
Chabot Goode Lofgren, Zoe
Chandler Goodlatte Lowey
Clarke Gordon Lucas
Clay Granger Lungren, Daniel
Cleaver Green, Al E.
Clyburn Green, Gene Lynch
Coble Grijalva Mack
Cohen Gutierrez Mahoney (FL)
Cole (OK) Hall (NY) Maloney (NY)
Conaway Hall (TX) Manzullo
Cooper Hare Markey
Costa Harman Marshall
Costello Hastert Matheson
Courtney Hastings (FL) Matsui
Cramer Hastings (WA) McCarthy (CA)
Crenshaw Hayes McCarthy (NY)
Crowley Heller McCaul (TX)
Cuellar Hensarling McCollum (MN)
Culberson Herger McCreery

- McDermott Price (GA) Smith (WA)
McGovern Price (NC) Solis
McHugh Putnam Souder
McIntyre Radanovich Spratt
McKeon Rahall Stark
McMorris Ramstad Stearns
Rodgers Rangel Stupak
McNerney Regula Sutton
McNulty Rehberg Tancredo
Meek (FL) Reichert Tanner
Meeks (NY) Renzi Tauscher
Melancon Reynolds Terry
Mica Rodriguez Thompson (CA)
Michaud Rogers (AL) Thompson (MS)
Miller (FL) Rogers (KY) Thornberry
Miller (MI) Rogers (MI) Tiaht
Miller (NC) Rohrabacher Ros-Lehtinen Tiberi
Miller, Gary Roskam Tierney
Miller, George Ross Towns
Mitchell Mollohan Rothman Turner
Moore (KS) Roybal-Allard Udall (CO)
Moore (WI) Royce Udall (NM)
Moran (KS) Ruppersberger Upton
Moran (VA) Ryan (OH) Van Hollen
Murphy (CT) Ryan (WI) Velazquez
Murphy, Patrick Salazar Visclosky
Murphy, Tim Sali Walberg
Musgrave Sanchez, Linda Walden (OR)
Myrick T. Walsh (NY)
Nadler Sarbanes Walz (MN)
Napolitano Saxton Wamp
Neal (MA) Schakowsky Wasserman
Neugebauer Schiff Schultz
Nunes Schmidt Waters
Oberstar Schwartz Watson
Obey Scott (GA) Watt
Oliver Scott (VA) Waxman
Ortiz Sensenbrenner Welch (VT)
Pascrell Serrano Weldon (FL)
Pastor Sessions Westmoreland
Payne Shadegg Whitfield
Pearce Shays Wicker
Pence Shea-Porter Wilson (NM)
Perlmutter Sherman Wilson (OH)
Peterson (MN) Shuler Wilson (SC)
Peterson (PA) Shuster Wolf
Petri Simpson Woolsey
Pickering Sires Wu
Pitts Skelton Wynn
Platts Slaughter Yarmuth
Poe Smith (NE) Young (AK)
Pomeroy Smith (NJ) Young (FL)
Porter Smith (TX)

NAYS—1

- Paul
NOT VOTING—43

- Abercrombie Graves Pryce (OH)
Andrews Hoekstra Reyes
Becerra Hunter Rush
Berman Jefferson Sanchez, Loretta
Bishop (GA) Jindal Sestak
Bonner Johnson, E. B. Shimkus
Butterfield Kingston Snyder
Calvert LaHood Space
Capuano Lipinski Sullivan
Carson Marchant Taylor
Carter McCotter Weiner
Conyers McHenry Weller
Cubin Meehan Wexler
Davis, Jo Ann Murtha
Flake Pallone

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said concurrent resolution, as amended, was agreed to.

By unanimous consent, the title was amended so as to read: "A concurrent resolution noting the disturbing pattern of killings of numerous independent journalists in Russia since 2000, and urging Russian President Vladimir Putin to authorize cooperation with outside investigators in solving those murders."

A motion to reconsider the votes whereby the rules were suspended and said concurrent resolution, as amended, was agreed to and the title was amended was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said concurrent resolution.

84.31 H. RES. 233—UNFINISHED BUSINESS

The SPEAKER pro tempore, Mr. CARDOZA, pursuant to clause 8, rule XX, announced the further unfinished business to be the motion to suspend the rules and agree to the resolution (H. Res. 233) recognizing over 200 years of sovereignty of the Principality of Liechtenstein, and expressing support for efforts by the United States continue to strengthen its relationship with that country; as amended.

The question being put,

Will the House suspend the rules and agree to said resolution, as amended?

The vote was taken by electronic device.

It was decided in the { Yeas ..... 389 affirmative ..... } Nays ..... 0

84.32 [Roll No. 501] YEAS—389

- Ackerman Cohen Gillibrand
Aderholt Cole (OK) Gillmor
Akin Conaway Gingrey
Alexander Cooper Gohmert
Allen Costa Gonzalez
Altmire Costello Goode
Arcuri Courtney Goodlatte
Baca Cramer Gordon
Bachmann Crenshaw Granger
Bachus Crowley Green, Al
Baird Cuellar Green, Gene
Baker Culberson Grijalva
Baldwin Cummings Gutierrez
Barrett (SC) Davis (AL) Hall (NY)
Barrow Davis (CA) Hall (TX)
Bartlett (MD) Davis (IL) Hare
Barton (TX) Davis (KY) Harman
Bean Davis, David Hastert
Berkley Davis, Lincoln Hastings (FL)
Berry Davis, Tom Hastings (WA)
Biggert Deal (GA) Hayes
Bilbray DeFazio Heller
Bilirakis DeGette Hensarling
Bishop (NY) Delahunt Herger
Bishop (UT) DeLauro Herseth Sandlin
Blackburn Dent Higgins
Blunt Diaz-Balart, L. Hill
Blumenauer Diaz-Balart, M. Hinchey
Blunt Dicks Hinojosa
Boehner Dingell Hirono
Bono Doggett Hobson
Boozman Donnelly Hodes
Boren Doolittle Holden
Boswell Doyle Holt
Boucher Drake Honda
Boustany Doyle Hooley
Boyd (FL) Dreier Hoyer
Boyd (KS) Duncan Hoyer
Brady (PA) Edwards Hulshof
Brady (TX) Ehlers Inglis (SC)
Braley (IA) Ellison Insee
Brown (SC) Ellsworth Israel
Brown, Corrine Emanuel Issa
Brown-Waite, Emerson Jackson (IL)
Ginny Engel Jackson-Lee
Buchanan English (PA) (TX)
Burgess Eshoo Johnson (GA)
Burton (IN) Etheridge Johnson (IL)
Buyer Everett Johnson, Sam
Camp (MI) Fallin Jones (NC)
Campbell (CA) Farr Jones (OH)
Cannon Fattah Jordan
Cantor Feeney Kagen
Capito Ferguson Kanjorski
Capps Filner Kaptur
Cardoza Forbes Keller
Carnahan Fortenberry Kennedy
Carney Fossella Kildee
Castle Fox Kilpatrick
Castor Frank (MA) Kind
Chabot Franks (AZ) King (IA)
Chandler Frelinghuysen King (NY)
Clarke Gallegly Kirk
Clay Garrett (NJ) Klein (FL)
Cleaver Kline (MN)
Clyburn Giffords Knollenberg
Coble Gilchrist Kucinich

Kuhl (NY)	Nadler	Shadegg
Lamborn	Napolitano	Shays
Lampson	Neal (MA)	Shea-Porter
Langevin	Neugebauer	Sherman
Lantos	Nunes	Shuler
Larsen (WA)	Oberstar	Shuster
Larson (CT)	Obey	Simpson
Latham	Oliver	Sires
LaTourette	Ortiz	Skelton
Lee	Pascrell	Slaughter
Levin	Pastor	Smith (NE)
Lewis (CA)	Paul	Smith (NJ)
Lewis (GA)	Payne	Smith (TX)
Lewis (KY)	Pearce	Smith (WA)
Linder	Pence	Solis
LoBiondo	Perlmutter	Souder
Loebsack	Peterson (MN)	Spratt
Lofgren, Zoe	Peterson (PA)	Stark
Lowe	Petri	Stearns
Lucas	Pickering	Stupak
Lungren, Daniel E.	Pitts	Sutton
Lynch	Platts	Tancredo
Mack	Poe	Tanner
Mahoney (FL)	Pomeroy	Tauscher
Maloney (NY)	Porter	Terry
Manzullo	Price (GA)	Thompson (CA)
Markey	Price (NC)	Thompson (MS)
Marshall	Putnam	Thornberry
Matheson	Radanovich	Tiahrt
Matsui	Rahall	Tiberi
McCarthy (CA)	Ramstad	Tierney
McCarthy (NY)	Rangel	Towns
McCaul (TX)	Regula	Turner
McCollum (MN)	Rehberg	Udall (CO)
McCrery	Reichert	Udall (NM)
McDermott	Renzi	Upton
McGovern	Reynolds	Van Hollen
McHugh	Rodriguez	Velázquez
McIntyre	Rogers (AL)	Visclosky
McKeon	Rogers (KY)	Walberg
McMorris	Rogers (MI)	Walden (OR)
Rodgers	Rohrabacher	Walsh (NY)
McNerney	Ros-Lehtinen	Walz (MN)
McNulty	Roskam	Wamp
Meek (FL)	Ross	Wasserman
Meeks (NY)	Rothman	Schultz
Melancon	Roybal-Allard	Waters
Mica	Royce	Watson
Michaud	Ruppersberger	Watt
Miller (FL)	Ryan (OH)	Waxman
Miller (MI)	Ryan (WI)	Welch (VT)
Miller (NC)	Salazar	Weldon (FL)
Miller, Gary	Sali	Westmoreland
Miller, George	Sánchez, Linda T.	Whitfield
Mitchell	Sarbanes	Wicker
Mollohan	Saxton	Wilson (NM)
Moore (KS)	Schakowsky	Wilson (OH)
Moore (WI)	Schiff	Wilson (SC)
Moran (KS)	Schmidt	Wolf
Moran (VA)	Schwartz	Woolsey
Murphy (CT)	Scott (GA)	Wu
Murphy, Patrick	Scott (VA)	Wynn
Murphy, Tim	Sensenbrenner	Yarmuth
Musgrave	Serrano	Young (AK)
Myrick	Sessions	Young (FL)

## NOT VOTING—43

Abercrombie	Graves	Pryce (OH)
Andrews	Hoekstra	Reyes
Becerra	Hunter	Rush
Berman	Jefferson	Sanchez, Loretta
Bishop (GA)	Jindal	Sestak
Bonner	Johnson, E. B.	Shimkus
Butterfield	Kingston	Snyder
Calvert	LaHood	Space
Capuano	Lipinski	Sullivan
Carson	Marchant	Taylor
Carter	McCotter	Weiner
Conyers	McHenry	Weller
Cubin	Meehan	Wexler
Davis, Jo Ann	Murtha	
Flake	Pallone	

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said resolution, as amended, was agreed to.

A motion to reconsider the vote whereby the rules were suspended and said resolution, as amended, was agreed to was, by unanimous consent, laid on the table.

#### ¶84.33 STATE AND FOREIGN OPERATIONS APPROPRIATIONS FY 2008

Mrs. LOWEY submitted a privileged report (Rept. No. 110-197) on the bill (H.R. 2764) making appropriations for the Department of State, foreign operations, and related programs for the fiscal year ending September 30, 2008, and for other purposes.

When said bill and report were referred to the Union Calendar and ordered printed.

Pursuant to clause 1 of rule XXI, all points of order were reserved.

#### ¶84.34 LEAVE OF ABSENCE

By unanimous consent, leave of absence was granted—

To Mr. ABERCROMBIE, for today and until 6 p.m. on June 19;

To Mr. BISHOP of Georgia, for today;

To Mr. CONYERS, for today;

To Ms. ESHOO, for June 7 after 3 p.m. and June 15 after 4 p.m.;

To Mr. LUCAS, for today;

To Mr. REYES, for today; and

To Mr. SULLIVAN, for today.

And then,

#### ¶84.35 ADJOURNMENT

On motion of Mr. MEEK of Florida, at 11 o'clock and 59 minutes p.m., the House adjourned.

#### ¶84.36 REPORTS OF COMMITTEES ON PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XIII, reports of committees were delivered to the Clerk for printing and reference to the proper calendar, as follows:

Mr. LANTOS: Committee on Foreign Affairs. H.R. 885. A bill to support the establishment of an international regime for the assured supply of nuclear fuel for peaceful means and to authorize voluntary contributions to the International Atomic Energy Agency to support the establishment of an international nuclear fuel bank; with an amendment (Rept. 110-196). Referred to the Committee of the Whole House of the state of the Union.

Mrs. LOWEY: Committee on Appropriations. H.R. 2764. A bill making appropriations for the Department of State, foreign operations, and related programs for the fiscal year ending September 30, 2008, and for other purposes (Rept. 110-197). Referred to the Committee of the Whole House on the state of the Union.

#### ¶84.37 PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XII, public bills and resolutions were introduced and severally referred, as follows:

By Mr. CAPUANO (for himself, Mrs. MALONEY of New York, Mr. ACKERMAN, Mr. MEEKS of New York, Mrs. MCCARTHY of New York, Mr. CROWLEY, Mr. ISRAEL, Mr. KING of New York, Mr. GUTIERREZ, Mr. WATT, Mr. SHERMAN, Mr. LYNCH, Mr. SCOTT of Georgia, Mr. AL GREEN of Texas, Mr. CLEAVER, Mr. LINCOLN DAVIS of Tennessee, Mr. SIRES, Mr. MAHONEY of Florida, Mr. MURPHY of Connecticut, Mr. WEXLER, Mr. BOREN, Mr. FRANK of Massachusetts, Mr. HODES, and Mr. SHAYS):

H.R. 2761. A bill to extend the Terrorism Insurance Program of the Department of the

Treasury, and for other purposes; to the Committee on Financial Services.

By Ms. DEGETTE (for herself, Mr. KILDEE, Mr. CASTLE, and Mr. RENZI):

H.R. 2762. A bill to amend the Public Health Service Act to reauthorize the special diabetes programs for Type I diabetes and Indians under that Act; to the Committee on Energy and Commerce.

By Mr. LAMPSON:

H.R. 2763. A bill to enhance research, development, demonstration, and commercial application of biofuels related technologies, and for other purposes; to the Committee on Science and Technology, and in addition to the Committee on Energy and Commerce, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. CARNEY:

H.R. 2765. A bill to designate the facility of the United States Postal Service located at 44 North Main Street in Hughesville, Pennsylvania, as the "Master Sergeant Sean Michael Thomas Post Office"; to the Committee on Oversight and Government Reform.

By Mr. REYNOLDS (for himself, Mr. MCHUGH, and Mrs. GILLIBRAND):

H.R. 2766. A bill to establish regional dairy marketing areas to stabilize the price of milk and support the income of dairy producers; to the Committee on Agriculture.

By Mr. WELLER:

H.R. 2767. A bill to amend the Internal Revenue Code of 1986 to provide a nonrefundable credit for the purchase of energy efficient tires; to the Committee on Ways and Means, and in addition to the Committee on Energy and Commerce, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. HOYER (for himself and Mr. BOEHNER):

H. Res. 491. A resolution providing for earmark reform; considered and agreed to.

By Ms. CASTOR:

H. Res. 492. A resolution honoring William "Bill" Clifton France, the former president, chief executive officer, and chairman of NASCAR, for his lifetime of contributions and dedication to motorsports; to the Committee on Oversight and Government Reform.

By Mr. LEWIS of California:

H. Res. 493. A resolution congratulating the women's water polo team of the University of California, Los Angeles, for winning the 2007 NCAA Division I Women's Water Polo National Championship, and congratulating UCLA on its 100th NCAA sports national title, making it the most accomplished athletic program in NCAA history; to the Committee on Education and Labor.

By Mrs. MALONEY of New York (for herself, Mrs. LOWEY, Mr. MCGOVERN,

Mr. ROSS, Mr. WAXMAN, Mr. CROWLEY, Ms. JACKSON-LEE of Texas, Mr. CUELLAR, Mr. ISRAEL, Mr. ENGEL, Mr. FATTAH, Mr. LANTOS, Ms. EDDIE BERNICE JOHNSON of Texas, Mr. JOHNSON of Georgia, Mr. SERRANO, Mr. TOWNS, Ms. WASSERMAN SCHULTZ, Ms. MCCOLLUM of Minnesota, Mr. HILL, Mr. DICKS, Ms. CARSON, Mr. KLEIN of Florida, Mr. WEINER, Mr. HONDA, Mr. HASTINGS of Florida, Mr. BACA, Mr. DINGELL, Mrs. TAUSCHER, Mr. MORAN of Virginia, Mr. SIRES, Mr. PAYNE, Ms. MATSUI, Mr. STARK, Mr. BISHOP of New York, Ms. NORTON, Mr. COHEN, Mr. DAVIS of Illinois, Mr. BERRY, Mr. KENNEDY, Mr. GEORGE MILLER of California, Mr. ACKERMAN, Mr. EMANUEL, Mr. SNYDER, Mr. BERMAN, Mr. LINCOLN DAVIS of Tennessee, Mr.

CONYERS, Mr. KIND, Mr. CUMMINGS, Mrs. JONES of Ohio, Mr. KANJORSKI, Mr. SCOTT of Virginia, Ms. ZOE LOFGREN of California, and Ms. CLARKE);

H. Res. 494. A resolution honoring the esteemed former President William Jefferson Clinton on the occasion of his 61st birthday; to the Committee on Oversight and Government Reform.

By Ms. WATSON (for herself and Mr. BUTTERFIELD):

H. Res. 495. A resolution honoring the life and achievements of Dame Lois Browne Evans, Bermuda's first female barrister, Attorney General, and Opposition Leader in the British Commonwealth; to the Committee on Foreign Affairs.

84.38 ADDITIONAL SPONSORS

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

- H.R. 25: Mr. WAMP.
- H.R. 156: Mr. SCOTT of Virginia and Mr. COHEN.
- H.R. 322: Mr. GOODLATTE.
- H.R. 380: Ms. SHEA-PORTER.
- H.R. 543: Mr. BLUMENAUER.
- H.R. 690: Mr. PASTOR, Ms. GIFFORDS, Mr. EDWARDS, and Mr. MICHAUD.
- H.R. 693: Ms. WATERS, Mr. BUTTERFIELD, Mr. HASTINGS of Florida, Ms. PRYCE of Ohio, Ms. CORRINE BROWN of Florida, and Ms. CASTOR.
- H.R. 695: Mr. SESTAK.
- H.R. 704: Mr. DAVID DAVIS of Tennessee.
- H.R. 728: Mr. LINCOLN DAVIS of Tennessee.
- H.R. 776: Mr. BLUMENAUER.
- H.R. 821: Mr. JINDAL.
- H.R. 864: Mr. WALDEN of Oregon.
- H.R. 938: Mr. BILBRAY.
- H.R. 962: Mr. JACKSON of Illinois.
- H.R. 980: Mr. HINCHEY, Mr. RANGEL, and Mr. REHBERG.
- H.R. 1078: Mr. WOLF.
- H.R. 1125: Ms. HIRONO, Mr. CARTER, and Mr. GRIJALVA.
- H.R. 1174: Mr. ARCURI.
- H.R. 1187: Ms. CASTOR and Mr. MCNERNEY.
- H.R. 1188: Mr. BRADY of Pennsylvania.
- H.R. 1225: Mr. FRANK of Massachusetts.
- H.R. 1280: Mr. CLEAVER.
- H.R. 1331: Mr. WEINER and Mr. ALTMIRE.
- H.R. 1344: Mr. MORAN of Virginia, Mrs. CAPPS, and Mr. DEFazio.
- H.R. 1363: Mr. TIBERI, Ms. NORTON, Ms. CLARKE, Mr. MORAN of Virginia, and Mr. PAYNE.
- H.R. 1380: Mr. SESTAK.
- H.R. 1398: Mr. LARSEN of Washington, Mr. RENZI, and Mr. CAMP of Michigan.
- H.R. 1400: Mr. BAIRD, Mrs. TAUSCHER, Ms. CORRINE BROWN of Florida, Mr. DAVID DAVIS of Tennessee, Mr. DANIEL E. LUNGREN of California, and Mr. KUHLE of New York.
- H.R. 1415: Mr. SCOTT of Virginia.
- H.R. 1416: Mr. SCOTT of Virginia.
- H.R. 1436: Mr. FILNER.
- H.R. 1439: Mr. KLEIN of Florida.
- H.R. 1541: Mr. BISHOP of Georgia.
- H.R. 1561: Mr. COHEN.
- H.R. 1567: Ms. LINDA T. SANCHEZ of California and Mr. BRADY of Pennsylvania.
- H.R. 1613: Mr. MILLER of Florida.
- H.R. 1657: Mr. ARCURI.
- H.R. 1687: Ms. JACKSON-LEE of Texas.
- H.R. 1688: Mr. COHEN.
- H.R. 1693: Ms. SCHAKOWSKY.
- H.R. 1707: Mr. BOUCHER.
- H.R. 1709: Mr. CHANDLER, Mr. BISHOP of Georgia, and Mr. BRADY of Pennsylvania.
- H.R. 1733: Mr. WALBERG.
- H.R. 1754: Mr. MELANCON, Mr. ISRAEL, and Mr. CHANDLER.
- H.R. 1783: Ms. WOOLSEY and Mr. MORAN of Virginia.
- H.R. 1814: Mr. GONZALEZ and Mr. DAVID DAVIS of Tennessee.

- H.R. 1828: Mr. HARE.
- H.R. 1880: Mr. HARE.
- H.R. 1909: Mr. BILBRAY.
- H.R. 1926: Ms. BERKLEY and Mr. JEFFERSON.
- H.R. 1933: Mr. COSTELLO.
- H.R. 1959: Mr. ROGERS of Kentucky and Mr. DAVID DAVIS of Tennessee.
- H.R. 1964: Mrs. TAUSCHER.
- H.R. 1967: Mr. SESSIONS.
- H.R. 1971: Mr. PALLONE.
- H.R. 1977: Mr. PAUL.
- H.R. 1992: Ms. CARSON.
- H.R. 2017: Mr. ALLEN and Mr. ARCURI.
- H.R. 2027: Mr. FILNER.
- H.R. 2032: Mr. KANJORSKI and Mr. CARNEY.
- H.R. 2045: Mr. RENZI, Mrs. MALONEY of New York, Mr. DUNCAN, Mr. FRANK of Massachusetts, Mr. ABERCROMBIE, Ms. NORTON, Mr. MARSHALL, Mrs. NAPOLITANO, Mr. GORDON, Mr. RAMSTAD, Mr. MORAN of Virginia, Ms. CASTOR, Mr. COHEN, and Mr. FILNER.
- H.R. 2097: Mr. FRANK of Massachusetts, Mr. MCGOVERN, Mr. SIRES, Mr. ABERCROMBIE, and Mr. MORAN of Virginia.
- H.R. 2108: Mr. GONZALEZ, Mr. DEFazio, and Ms. WOOLSEY.
- H.R. 2114: Mr. MCDERMOTT.
- H.R. 2126: Mr. DAVIS of Illinois and Mr. GORDON.
- H.R. 2192: Ms. WOOLSEY and Ms. HIRONO.
- H.R. 2211: Ms. WATSON and Mr. MICHAUD.
- H.R. 2220: Mr. FOSSELLA and Mr. FORTUÑO.
- H.R. 2221: Mr. WELCH of Vermont.
- H.R. 2223: Mr. MORAN of Virginia.
- H.R. 2255: Mr. SALAZAR.
- H.R. 2265: Ms. WATSON.
- H.R. 2342: Ms. SOLIS.
- H.R. 2361: Mr. ALTMIRE and Mr. BOSWELL.
- H.R. 2364: Mr. CONYERS.
- H.R. 2367: Ms. SCHAKOWSKY.
- H.R. 2370: Mrs. CUBIN, Mrs. MCMORRIS RODGERS, Mr. MCHUGH, Mr. JACKSON of Illinois, and Mr. WILSON of South Carolina.
- H.R. 2384: Mr. COHEN.
- H.R. 2387: Mr. DAVIS of Illinois and Ms. GINNY BROWN-WAITE of Florida.
- H.R. 2392: Mr. SERRANO, Mr. MORAN of Virginia, and Mr. FILNER.
- H.R. 2407: Mr. BISHOP of Georgia and Mr. BILIRAKIS.
- H.R. 2432: Mr. DAVIS of Kentucky.
- H.R. 2443: Mrs. MALONEY of New York, Mr. MCCOTTER, Mr. BRADY of Texas, Mr. TOWNS, Mr. GORDON, Mr. MCHUGH, and Mr. ACKERMAN.
- H.R. 2449: Ms. WATSON.
- H.R. 2452: Ms. SCHAKOWSKY.
- H.R. 2464: Mr. DAVIS of Illinois, Mr. YOUNG of Florida, Ms. DEGETTE, and Ms. MATSUI.
- H.R. 2469: Mr. MILLER of Florida.
- H.R. 2526: Mr. ENGEL and Mr. HINOJOSA.
- H.R. 2566: Mr. BRADY of Pennsylvania.
- H.R. 2567: Mr. PETERSON of Minnesota.
- H.R. 2574: Mr. PAYNE.
- H.R. 2588: Mrs. MYRICK.
- H.R. 2593: Ms. SOLIS and Mr. WYNN.
- H.R. 2596: Mrs. TAUSCHER and Mr. FRANK of Massachusetts.
- H.R. 2604: Mr. MORAN of Virginia.
- H.R. 2617: Mr. CUELLAR.
- H.R. 2674: Mr. CONYERS.
- H.R. 2677: Mrs. NAPOLITANO and Ms. CASTOR.
- H.R. 2685: Mr. KIRK.
- H.R. 2708: Mr. TOWNS, Ms. BORDALLO, Mr. CLEAVER, Mr. DAVIS of Illinois, and Mr. WALZ of Minnesota.
- H.R. 2727: Mr. ENGLISH of Pennsylvania and Ms. FALLIN.
- H.R. 2734: Mr. ROYCE.
- H.R. 2750: Ms. ROYBAL-ALLARD, Mr. RODRIGUEZ, Mr. REYES, Mr. BACA, Mr. SIRES, Mr. PAYNE, Mr. ORTIZ, Mr. PASTOR, Mr. LAMPSON, Mr. CRAMER, Ms. LINDA T. SANCHEZ of California, Mr. DICKS, Ms. SCHAKOWSKY, Mr. BERRY, Ms. MCCOLLUM of Minnesota, Mr. LINCOLN DAVIS of Tennessee, Mr. SHULER, Ms. HOOLEY, Ms. Velázquez, Mrs. NAPOLITANO, Ms. HARMAN, Mr. MEEK of Flor-

- ida, Mrs. LOWEY, Mr. HONDA, Mr. LOEBSACK, Ms. SCHWARTZ, Mr. INSLER, Mr. MCCAUL of Texas, Mr. SULLIVAN, Mr. ISSA, Mr. THOMPSON of California, Mr. CLAY, Mr. BLUMENAUER, Mr. MILLER of North Carolina, Mr. PRICE of North Carolina, Mr. SHERMAN, Ms. SLAUGHTER, Mr. CONYERS, Mr. CLYBURN, Ms. WASSERMAN SCHULTZ, Mr. COSTA, Mr. MCNULTY, Mr. ABERCROMBIE, Mr. ADERHOLT, Mr. AKIN, Mr. ALEXANDER, Mr. BACHUS, Mr. BARTLETT of Maryland, Mr. BARTON of Texas, Mrs. BIGGERT, Mr. BILBRAY, Mr. BILIRAKIS, Mrs. BLACKBURN, Mr. BLUNT, Mr. BONNER, Mrs. BONO, Mr. BOOZMAN, Mr. BOUSTANY, Mr. BRADY of Texas, Mr. BROWN of South Carolina, Ms. GINNY BROWN-WAITE of Florida, Mr. BUCHANAN, Mr. BURGESS, Mr. BURTON of Indiana, Mr. BUTTERFIELD, Mr. BUYER, Mr. CALVERT, Mr. CAMPBELL of California, Mr. CANTOR, Mrs. CAPITO, Mr. CAPUANO, Mr. CARNEY, Mr. CARTER, Mr. COLE of Oklahoma, Mr. CONAWAY, Mr. CRENSHAW, Mr. CUELLAR, Mr. DAVIS of Kentucky, Mr. TOM DAVIS of Virginia, Mr. DEAL of Georgia, Mr. DEFazio, Mr. DENT, Mr. LINCOLN DIAZ-BALART of Florida, Mr. MARIO DIAZ-BALART of Florida, Mr. DOGGETT, Mr. DREIER, Mr. EDWARDS, Mr. EHLERS, Mrs. EMERSON, Mr. ENGLISH of Pennsylvania, Mr. FEENEY, Mr. FLAKE, Mr. FOSSELLA, Ms. FOXX, Mr. FRANKS of Arizona, Mr. FRELINGHUYSEN, Mr. GALLEGLY, Mr. GARRETT of New Jersey, Mr. GERLACH, Mr. GILCHREST, Mr. GILLMOR, Mr. GOHMERT, Mr. GONZALEZ, Mr. GOODE, Mr. GORDON, Ms. GRANGER, Mr. GRAVES, Mr. AL GREEN of Texas, Mr. GENE GREEN of Texas, Mr. GRIJALVA, Mr. HALL of Texas, Mr. HASTERT, Mr. HAYES, Mr. HENSARLING, Mr. HERGER, Mr. HINOJOSA, Mr. HOBSON, Mr. HODES, Mr. HOEKSTRA, Mr. HUNTER, Mr. INGLIS of South Carolina, Mr. SAM JOHNSON of Texas, Mr. JONES of North Carolina, Mr. KING of Iowa, Mr. KING of New York, Mr. KINGSTON, Mr. KIRK, Mr. KLINE of Minnesota, Mr. KNOLLENBERG, Mr. KUCINICH, Mr. KUHLE of New York, Mr. LAHOOD, Mr. LANGEVIN, Mr. LANTOS, Mr. LATOURETTE, Mr. LEWIS of Kentucky, Mr. LINDER, Mr. LOBIONDO, Ms. ZOE LOFGREN of California, Mr. LUCAS, Mr. DANIEL E. LUNGREN of California, Mr. MACK, Mrs. MALONEY of New York, Mr. MANZULLO, Mr. MCCARTHY of California, Mr. MCCOTTER, Mr. MCCRERY, Mr. MCHENRY, Mr. MCHUGH, Mr. MCKEON, Mrs. MCMORRIS RODGERS, Mr. MEEHAN, Mr. MICA, Mr. MILLER of Florida, Mr. GARY G. MILLER of California, Mr. GEORGE MILLER of California, Mr. MORAN of Virginia, Mr. TIM MURPHY of Pennsylvania, Mr. NEUGEBAUER, Mr. NUNES, Mr. OLVER, Mr. PEARCE, Mr. PENCE, Mr. PETERSON of Pennsylvania, Mr. PETRI, Mr. PICKERING, Mr. PITTS, Mr. PLATTS, Mr. POE, Mr. PRICE of Georgia, Mr. PUTNAM, Mr. RADANOVICH, Mr. REGULA, Mr. REICHERT, Mr. RENZI, Mr. REYNOLDS, Mr. ROGERS of Alabama, Mr. ROGERS of Kentucky, Mr. ROGERS of Michigan, Mr. ROHRABACHER, Ms. ROS-LEHTINEN, Mr. SALI, Mr. SAXTON, Mr. SCHIFF, Mr. SESSIONS, Mr. SHAD-EGG, Mr. SHAYS, Mr. SHIMKUS, Mr. SHUSTER, Mr. SIMPSON, Mr. SKELTON, Mr. SMITH of New Jersey, Mr. SOUDER, Mr. TANCREDO, Mr. TERRY, Mr. THORNBERRY, Mr. TIAHRT, Mr. TIBERI, Mr. UDALL of Colorado, Mr. UPTON, Mr. VISLOSKEY, Mr. WALSH of New York, Mr. WAMP, Mr. WAXMAN, Mr. WELCH of Vermont, Mr. WELDON of Florida, Mr. WELLER, Mr. WESTMORELAND, Mr. WICKER, Mrs. WILSON of New Mexico, Mr. WU, and Mr. YOUNG of Alaska.
- H.J. Res. 39: Mr. RUSH.
- H.J. Res. 44: Mr. ROHRABACHER, Mr. BLUMENAUER, Mr. WOLF, Mr. PITTS, Mr. BERMAN, Mr. MCGOVERN, Ms. ZOE LOFGREN of California, Ms. BORDALLO, and Mr. GONZALEZ.
- H. Con. Res. 108: Mr. SHULER and Mr. HINCHEY.
- H. Con. Res. 137: Mr. WELLER.
- H. Con. Res. 162: Mrs. DAVIS of California, Mrs. MALONEY of New York, and Mr. COHEN.

H. Res. 154: Mrs. BLACKBURN and Mr. DAVIS of Illinois.

H. Res. 194: Mrs. GILLIBRAND.

H. Res. 231: Mr. BOOZMAN.

H. Res. 282: Mr. EMANUEL and Mr. MANZULLO.

H. Res. 309: Mr. HASTINGS of Florida.

H. Res. 322: Mrs. BOYDA of Kansas.

H. Res. 356: Mrs. LOWEY and Mr. ISRAEL.

H. Res. 378: Mr. MARIO DIAZ-BALART of Florida, Mr. WILSON of South Carolina, Ms. WATSON, Ms. JACKSON-LEE of Texas, Mr. BURTON of Indiana, and Mr. MANZULLO.

H. Res. 406: Mr. ARCURI, Mr. BISHOP of Georgia, Mr. CLAY, Mr. FALEOMAVAEGA, Mr. WYNN, Ms. BORDALLO, Ms. CORRINE BROWN of Florida, Mr. DAVIS of Illinois, Ms. DEGETTE, Mr. ENGEL, Mr. ISRAEL, Mr. CUMMINGS, Ms. HERSETH SANDLIN, Mr. MOORE of Kansas, Mr. BLUMENAUER, Mr. WAXMAN, Mr. DONNELLY, Mr. SHAYS, and Mr. SNYDER.

H. Res. 426: Mr. HIGGINS.

H. Res. 447: Ms. SCHAKOWSKY.

H. Res. 467: Mr. PALLONE.

H. Res. 475: Ms. GIFFORDS.

H. Res. 477: Mr. CARNAHAN, Mr. MCCOTTER, Mr. BRADY of Pennsylvania, and Mr. CLEAV-ER.

H. Res. 485: Mr. PETERSON of Pennsylvania.

H. Res. 486: Mr. MOORE of Kansas.

## TUESDAY, JUNE 19, 2007 (85)

### ¶85.1 APPOINTMENT OF SPEAKER PRO TEMPORE

The House was called to order at 9 a.m. by the SPEAKER pro tempore, Mr. COSTA, who laid before the House the following communication:

WASHINGTON, DC,  
June 19, 2007.

I hereby appoint the Honorable JIM COSTA to act as Speaker pro tempore on this day.

NANCY PELOSI,

*Speaker of the House of Representatives.*

Whereupon, pursuant to the order of the House of January 4, 2007, Members were recognized for morning-hour debate.

### ¶85.2 RECESS—9:06 A.M.

The SPEAKER pro tempore, Mr. COSTA, pursuant to clause 12(a) of rule I, declared the House in recess at 9 o'clock and 6 minutes a.m., until 10 a.m.

### ¶85.3 AFTER RECESS—10 A.M.

The SPEAKER called the House to order.

### ¶85.4 APPROVAL OF THE JOURNAL

The SPEAKER announced she had examined and approved the Journal of the proceedings of Monday, June 18, 2007.

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

### ¶85.5 COMMUNICATIONS

Executive and other communications, pursuant to clause 8, rule XII, were referred as follows:

2254. A letter from the Principal Deputy Under Secretary for Personnel and Readiness, Department of Defense, transmitting a report to Congress on the use of Aviation Continuation Pay (ACP) for Fiscal Year 2006, pursuant to 37 U.S.C. 301b(i); to the Committee on Armed Services.

2255. A letter from the Chairman, Federal Energy Regulatory Commission, transmitting the Commission's annual report, cov-

ering the fiscal year from October 1, 2005, through September 30, 2006, pursuant to 16 U.S.C. 797(d); to the Committee on Energy and Commerce.

2256. A letter from the Assistant Legal Adviser for Treaty Affairs, Department of State, transmitting Copies of international agreements, other than treaties, entered into by the United States, pursuant to 1 U.S.C. 112b; to the Committee on Foreign Affairs.

2257. A letter from the Under Secretary for Industry and Security, Department of Commerce, transmitting a report that the Department intends to impose new foreign policy-based export controls on exports of certain items under the authority of Section 6 of the Export Administration Act of 1979, as amended, and continued by Executive Order 13222 of August 17, 2001, as extended by the Notice of August 3, 2006; to the Committee on Foreign Affairs.

2258. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting the seventh annual Trafficking in Persons Report, pursuant to Public Law 106-386, section 110; to the Committee on Foreign Affairs.

2259. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting pursuant to section 36(c) of the Arms Export Control Act, certification regarding the proposed technical assistance agreement for the export of technical data, defense services and defense articles to the Government of Canada (Transmittal No. DDTT 061-07); to the Committee on Foreign Affairs.

2260. A letter from the Chief, Regulations and Administrative Law, Department of Homeland Security, transmitting the Department's final rule — Security Zone: Coast Guard Academy Commencement, New London, CT [CGD01-01-049] (RIN: 1625-AA87) received June 13, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

2261. A letter from the Chief, Regulations and Administrative Law, Department of Homeland Security, transmitting the Department's final rule — Regulated Navigation Area; Atchafalaya River, Berwick Bay, Berwick Bay, LA. [CGD08-06-023] (RIN: 1625-AA11) received June 13, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

2262. A letter from the Chief, Regulations and Administrative Law, Department of Homeland Security, transmitting the Department's final rule — Special Local Regulation: ULHRA Hydroplane Races, Howard Amon Park, Richland, Washington. [CGD13-07-013] (RIN: 1625-AA00) received June 13, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

2263. A letter from the Chief, Regulations and Administrative Law, Department of Homeland Security, transmitting the Department's final rule — Drawbridge Operation Regulations; Intracoastal Waterway (ICW); Manasquan River, Brielle, NJ [CGD05-07-056] (RIN: 1625-AA-09) received June 13, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

2264. A letter from the Chief, Regulations and Administrative Law, Department of Homeland Security, transmitting the Department's final rule — Vessels Carrying Oil, Noxious Liquid Substances, Garbage, Municipal or Commercial Waste, and Ballast Water; Technical, Organizational and Conforming Amendment [USCG-2007-28201] (RIN: 1625-ZA13) received June 13, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

2265. A letter from the Adjutant General, Veterans of Foreign Wars of the U.S., transmitting proceedings of the 107th National

Convention of the Veterans of Foreign Wars of the United States, held in Reno, Nevada, August 26-August 31, 2006, pursuant to 36 U.S.C. 118 and 44 U.S.C. 1332; (H. Doc. No. 110-40); to the Committee on Veterans' Affairs and ordered to be printed.

2266. A letter from the Commissioner, Social Security Administration, transmitting a copy of a draft bill to make amendments to the Old-Age, Survivors, and Disability Insurance program and the Supplemental Security Income program.; to the Committee on Ways and Means.

2267. A letter from the Under Secretary for Acquisition, Technology and Logistics, Department of Defense, transmitting the Department's assessment of the FY 2008 President's Budget Request for science and technology, as required by Section 217 of the John Warner National Defense Authorization Act for Fiscal Year 2007; jointly to the Committees on Armed Services and Science and Technology.

2268. A letter from the Secretary, Department of Health and Human Services, transmitting the Department's FY 2004 report on the Low Income Home Energy Assistance Program (LIHEAP), pursuant to 42 U.S.C. 8629(b); jointly to the Committees on Energy and Commerce and Education and Labor.

2269. A letter from the Deputy Director, Defense Security Cooperation Agency, transmitting the Department's notification of its intention to use unobligated International Military Education and Training (IMET) funds appropriated for Montenegro, pursuant to Public Law 108-447; jointly to the Committees on Foreign Affairs and Appropriations.

### ¶85.6 PROVIDING FOR CONSIDERATION OF H.R. 2641

Ms. MATSUI, by direction of the Committee on Rules, called up the following resolution (H. Res. 481):

*Resolved*, That at any time after the adoption of this resolution the Speaker may, pursuant to clause 2(b) of rule XVIII, declare the House resolved into the Committee of the Whole House on the state of the Union for consideration of the bill (H.R. 2641) making appropriations for energy and water development and related agencies for the fiscal year ending September 30, 2008, and for other purposes. The first reading of the bill shall be dispensed with. All points of order against consideration of the bill are waived except those arising under clause 9 or 10 of rule XXI. General debate shall be confined to the bill and shall not exceed one hour equally divided and controlled by the chairman and ranking minority member of the Committee on Appropriations. After general debate the bill shall be considered for amendment under the five-minute rule. Points of order against provisions in the bill for failure to comply with clause 2 of rule XXI are waived. During consideration of the bill for amendment, the Chairman of the Committee of the Whole may accord priority in recognition on the basis of whether the Member offering an amendment has caused it to be printed in the portion of the Congressional Record designated for that purpose in clause 8 of rule XVIII. Amendments so printed shall be considered as read. When the committee rises and reports the bill back to the House with a recommendation that the bill do pass, the previous question shall be considered as ordered on the bill and amendments thereto to final passage without intervening motion except one motion to recommitt with or without instructions.

SEC. 2. During consideration in the House of H.R. 2641 pursuant to this resolution, notwithstanding the operation of the previous question, the Chair may postpone further consideration of the bill to such time as may be designated by the Speaker.



When said resolution was considered. After debate,

On motion of Ms. MATSUI, the previous question was ordered on the resolution to its adoption or rejection.

The question being put, *viva voce*,

Will the House agree to said resolution?

The SPEAKER pro tempore, Mr. SNYDER, announced that the yeas had it.

So the resolution was agreed to.

A motion to reconsider the vote whereby said resolution was agreed to was, by unanimous consent, laid on the table.

#### ¶85.7 COMMITTEE ELECTION—MINORITY

Mr. HASTINGS of Washington, by direction of the Republican Conference, submitted the following privileged resolution (H. Res. 496):

*Resolved*, That the following member be, and is hereby, elected to the following standing committee of the House of Representatives.

COMMITTEE ON ENERGY AND COMMERCE.—Mr. Gillmor, to rank after Mr. Stearns.

When said resolution was considered and agreed to.

A motion to reconsider the vote whereby said resolution was agreed to was, by unanimous consent, laid on the table.

#### ¶85.8 VOTE PROCEEDINGS VACATED—S. 1352

Mr. VISCLOSKY, by unanimous consent, requested that the ordering of the yeas and nays on the motion to suspend the rules and pass the bill of the Senate (S. 1352) to designate the facility of the United States Postal Service located at 127 East Locust Street in Fairbury, Illinois, as the "Dr. Francis Townsend Post Office Building", be vacated to the end that the Chair put the question on the motion *de novo*.

Accordingly,

The question being put, *viva voce*,

Will the House suspend the rules and pass said bill?

The SPEAKER pro tempore, Mr. SNYDER, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill was passed was, by unanimous consent, laid on the table.

*Ordered*, That the Clerk notify the Senate thereof.

#### ¶85.9 ORDER OF BUSINESS—PROCEEDINGS ON VOTES

On motion of Mr. VISCLOSKY, by unanimous consent,

*Ordered*, That, during consideration of the bill (H.R. 2641) making appropriations for energy and water development and related agencies for the fiscal year ending September 30, 2008, and for other purposes, pursuant to House Resolution 481, the Chair may reduce to two minutes the minimum time for

electronic voting under clause 6 of rule XVIII.

#### ¶85.10 ENERGY AND WATER APPROPRIATIONS FY 2008

The SPEAKER pro tempore, Mr. SNYDER, pursuant to House Resolution 481 and rule XVIII, declared the House resolved into the Committee of the Whole House on the state of the Union for the consideration of the bill (H.R. 2641) making appropriations for energy and water development and related agencies for the fiscal year ending September 30, 2008, and for other purposes.

The SPEAKER pro tempore, Mr. SNYDER, by unanimous consent, designated Mr. DAVIS of Alabama, as Chairman of the Committee of the Whole; and after some time spent therein,

The SPEAKER pro tempore, Mr. Gene GREEN of Texas, assumed the Chair.

When Mr. DAVIS of Alabama, Chairman, reported that the Committee, having had under consideration said bill, had come to no resolution thereon.

#### ¶85.11 LEGISLATIVE BRANCH APPROPRIATIONS FY 2008

Ms. WASSERMAN SCHULTZ submitted a privileged report (Rept. No. 110-198) on the bill (H.R. 2771) making appropriations for the Legislative Branch for the fiscal year ending September 30, 2008, and for other purposes.

When said bill and report were referred to the Union Calendar and ordered printed.

Pursuant to clause 1 of rule XXI, all points of order were reserved.

#### ¶85.12 ENERGY AND WATER APPROPRIATIONS FY 2008

The SPEAKER pro tempore, Mr. Gene GREEN of Texas, pursuant to House Resolution 481 and rule XVIII, declared the House resolved into the Committee of the Whole House on the state of the Union for the further consideration of the bill (H.R. 2641) making appropriations for energy and water development and related agencies for the fiscal year ending September 30, 2008, and for other purposes.

Mr. DAVIS of Alabama, Chairman of the Committee of the Whole, resumed the chair; and after some time spent therein,

The Committee rose informally to receive a message from the President.

The SPEAKER pro tempore, Mr. SERRANO, assumed the Chair.

#### ¶85.13 MESSAGE FROM THE PRESIDENT

A message in writing from the President of the United States was communicated to the House by Ms. Wanda Evans, one of his secretaries.

The Committee resumed its sitting; and after some further time spent therein,

The SPEAKER pro tempore, Mrs. JONES of Ohio, assumed the Chair.

When Mr. POMEROY, Acting Chairman, reported that the Committee, having had under consideration said bill, had come to no resolution thereon.

#### ¶85.14 PROVIDING FOR CONSIDERATION OF H.R. 2764

Ms. SLAUGHTER, by direction of the Committee on Rules, reported (Rept. No. 110-199) the resolution (H. Res. 498) providing for consideration of the bill (H.R. 2764) making appropriations for the Department of State, foreign operations, and related programs for the fiscal year ending September 30, 2008, and for other purposes.

When said resolution and report were referred to the House Calendar and ordered printed.

#### ¶85.15 ORDER OF BUSINESS—FURTHER CONSIDERATION OF H.R. 2641

On motion of Mr. VISCLOSKY, by unanimous consent,

*Ordered*, That during further consideration of the bill (H.R. 2641) making appropriations for energy and water development and related agencies for the fiscal year ending September 30, 2008, and for other purposes, in the Committee of the Whole House on the state of the Union, pursuant to House Resolution 481, notwithstanding clause 11 of rule XVIII, no amendment to the bill may be offered except: pro forma amendments offered at any point in the reading by the chairman or ranking minority member of the Committee on Appropriations or their designees for the purpose of debate; an amendment by Mr. FORBES regarding a study of certain river basins; an amendment by Mr. WYNN regarding hydrogen research; an amendment by Mr. HENSARLING regarding funding for DOE Electricity Delivery and energy Reliability; an amendment by Mr. SHADEGG regarding funding for hydropower incentives; an amendment by Mr. PORTER regarding Yucca Mountain; an amendment by Mr. PRICE of Georgia regarding funding for the Advanced Fuel Cycle Initiative; an amendment by Mr. BURGESS regarding funding for fossil energy; an amendment by Mrs. WILSON of New Mexico regarding funding for medical imaging; an amendment by Mr. UPTON or Mr. TOWNS regarding funding for nuclear energy loan guarantees; an amendment by Mr. HENSARLING regarding funding for DOE Departmental Administration; an amendment by Mr. MATHESON regarding funding for contract oversight; an amendment by Mrs. TAUSCHER regarding weapons dismantlement activities; an amendment by Mr. UDALL of New Mexico regarding funding for weapons activities; an amendment by Mrs. SCHMIDT regarding a prohibition on Global Nuclear Energy Partnership funds for certain nuclear waste storage; an amendment by Mr. SPACE regarding funding for the Appalachian Regional Commission; an amendment by Mr. NEUGEBAUER regarding funding for the Appalachian Regional Commission; an amendment by Mr. HENSARLING regarding funding for the Denali Commission; an amendment by Ms. BERKLEY limiting use of funds for the Yucca Mountain Youth Website educational campaign; an amendment by Mr. BISHOP of New York, Mr.

COURTNEY, or Ms. DELAURO limiting use of Federal Energy Regulatory Commission funds to review a particular application; an amendment by Mr. CONAWAY regarding use of reductions made through amendments for deficit reduction; an amendment by Mr. KING of Iowa regarding actions to mitigate global warming; an amendment by Mr. MURPHY of Connecticut limiting use of Federal Energy Regulatory Commission funds for certain permit actions; an amendment by Mrs. MUSGRAVE regarding an across-the board reduction in funding; an amendment by Mr. PRICE of Georgia regarding an across-the-board reduction in funding, which shall be debatable for 30 minutes; an amendment by Mr. UPTON or Ms. HARMAN regarding use of Energy Star certified light bulbs; an amendment by Mr. SHADEGG limiting use of funds to breach or remove hydropower dams; an amendment by Mr. HINCHEY or Mr. WOLF limiting use of funds for designation of transmission corridors, which shall be debatable for 20 minutes; an amendment by Mr. GOHMERT limiting use of funds for a certain settlement regarding the National Resources Defense Council; an amendment by Mr. CAMPBELL of California reducing funds in the bill, which shall be debatable for 30 minutes; an amendment by Mr. CAMPBELL of California reducing funds in the bill, which shall be debatable for 30 minutes; an amendment by Mr. OBEY regarding earmarks; an amendment by Mr. GARRETT of New Jersey limiting the use of funds for international conferences; an amendment by Mr. HOBSON limiting use of funds for the Mental Illness and Neuroscience Discovery Institute in New Mexico; and an amendment or amendments by Mr. VISCLOSKY regarding funding levels.

*Ordered further,* That each such amendment may be offered only by the Member named in this request or a designee, shall be considered as read, shall not be subject to amendment except that the chairman and ranking minority member of the Committee on Appropriations and the Subcommittee on Energy and Water Development each may offer one pro forma amendment for the purpose of debate; and shall not be subject to a demand for division of the question in the House or in the Committee of the Whole.

*Ordered further,* That, except as otherwise specified, each amendment shall be debatable for 10 minutes equally divided and controlled by the proponent and an opponent. An amendment shall be considered to fit the description stated in this request, if it addresses in whole or in part the object described.

185.16 ENERGY AND WATER  
APPROPRIATIONS FY 2008

The SPEAKER pro tempore, Mrs. JONES of Ohio, pursuant to House Resolution 481 and rule XVIII, declared the House resolved into the Committee of the Whole House on the state of the Union for the further consideration of the bill (H.R. 2641) making appropriations for energy and water develop-

ment and related agencies for the fiscal year ending September 30, 2008, and for other purposes.

Mr. POMEROY, Acting Chairman, assumed the chair; and after some time spent therein,

185.17 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment submitted by Mr. WESTMORELAND:

Page 2, line 18, after the dollar amount, insert "(reduced by \$30,000,000)".

It was decided in the { Yeas ..... 84  
negative ..... } Nays ..... 341

185.18 [Roll No. 502]

AYES—84

Bachmann Fossella Miller (FL)  
Bachus Foxx Moran (KS)  
Barrett (SC) Franks (AZ) Myrick  
Bartlett (MD) Garrett (NJ) Neugebauer  
Bilbray Gingrey Paul  
Blackburn Gohmert Pearce  
Blunt Goode Pence  
Boehner Goodlatte Petri  
Brown-Waite, Graves Pickering  
Ginny Hall (TX)  
Burgess Heller Pitts  
Burton (IN) Hensarling Price (GA)  
Buyer Hunter Ramstad  
Campbell (CA) Inglis (SC) Roskam  
Cannon Issa Royce  
Cantor Johnson, Sam Ryan (WI)  
Chabot Keller Sali  
Coble King (IA) Schmidt  
Cole (OK) Kingston Sensenbrenner  
Conaway Kline (MN) Sessions  
Culberson Lamborn Shadegg  
Davis (KY) Lewis (KY) Shimkus  
Davis, David Linder Smith (NE)  
Deal (GA) Lungren, Daniel Smith (TX)  
Dreier E. Souder  
Duncan Marchant Stearns  
Ehlers McHenry Terry  
Everett McKeon Westmoreland  
Flake Mica Wilson (SC)

NOES—341

Ackerman Capito Doyle  
Aderholt Drake  
Akin Capps Edwards  
Alexander Capuano Ellison  
Allen Carnahan Ellsworth  
Altmire Emanuel  
Andrews Carson Emerson  
Arcuri Carter Engel  
Baca Castle English (PA)  
Baird Castor Eshoo  
Baker Chandler Etheridge  
Baldwin Christensen  
Barrow Clarke Fallin  
Barton (TX) Clay Farr  
Bean Cleaver Fattah  
Becerra Clyburn Feeney  
Berkley Cohen Ferguson  
Berman Conyers Filner  
Berry Cooper Forbes  
Biggart Costa Fortenberry  
Billirakis Costello Fortuño  
Bishop (GA) Courtney Frank (MA)  
Bishop (NY) Cramer Frelinghuysen  
Bishop (UT) Crenshaw Gallegly  
Blumenauer Crowley Gerlach  
Bonner Cuellar Giffords  
Bono Cummings Gilchrist  
Boozman Davis (AL) Gillibrand  
Bordallo Davis (CA) Gillmor  
Boren Davis (IL) Gonzalez  
Boswell Davis, Lincoln Gordon  
Boucher Davis, Tom Granger  
Boustany DeFazio Green, Al  
Boyd (FL) DeGette Green, Gene  
Boyd (KS) DeLahunt Grijalva  
Brady (PA) DeLauro Gutierrez  
Brady (TX) Dent Hall (NY)  
Brale (IA) Diaz-Balart, L. Hare  
Brown (SC) Diaz-Balart, M. Harman  
Brown, Corrine Dicks Hastert  
Buchanan Dingell Hastings (FL)  
Butterfield Doggett Hastings (WA)  
Calvert Donnelly Hayes  
Camp (MI) Doollittle Heger  
 Herseth Sandlin

Higgins McCrery Sarbanes  
Hill McDermott Saxton  
Hinchey McGovern Schakowsky  
Hinojosa McHugh Schiff  
Hirono McIntyre Schwartz  
Hobson McMorris Scott (GA)  
Hodes Rodgers Scott (VA)  
Hoekstra McNeerney Serrano  
Holden McNulty Sestak  
Holt Meehan Shays  
Honda Meek (FL) Shea-Porter  
Hooley Meeks (NY) Sherman  
Hoyer Melancon Shuler  
Hulshof Michaud Shuster  
Inslee Miller (MI) Simpson  
Israel Miller (NC) Sires  
Jackson (IL) Miller, Gary Skelton  
Jackson-Lee Miller, George Slaughter  
(TX) Mitchell Smith (NJ)  
Jefferson Mollohan Smith (WA)  
Jindal Moore (KS) Snyder  
Johnson (GA) Moran (VA) Solis  
Johnson (IL) Murphy (CT) Space  
Johnson, E. B. Murphy, Patrick Spratt  
Jones (NC) Murphy, Tim Stark  
Jones (OH) Murtha Stupak  
Jordan Nadler Sutton  
Kagen Napolitano Tancredo  
Kanjorski Neal (MA) Tanner  
Kaptur Norton Tauscher  
Kennedy Nunes Taylor  
Kildee Obey Thompson (CA)  
Kind Olver Thompson (MS)  
King (NY) Pallone Thornberry  
Kirk Pascrell Tiahrt  
Klein (FL) Pastor Tiberi  
Knollenberg Payne Tierney  
Kucinich Perlmutter Towns  
Kuhl (NY) Peterson (MN) Turner  
LaHood Platts Udall (CO)  
Lampson Poe Udall (NM)  
Langevin Pomeroy Upton  
Lantos Porter Van Hollen  
Larsen (WA) Price (NC) Velazquez  
Latham Pryce (OH) Visclosky  
LaTourette Putnam Walberg  
Lee Radanovich Walsh (NY)  
Levin Rahall Walz (MN)  
Lewis (CA) Rangel Wamp  
Lewis (GA) Regula Wasserman  
Lipinski Rehberg Schultz  
LoBiondo Reichert Waters  
Loeb sack Renzi Watson  
Lofgren, Zoe Reyes Watt  
Lowey Reynolds Waxman  
Lucas Rodriguez Weiner  
Lynch Rogers (AL) Welch (VT)  
Mack Rogers (KY) Weldon (FL)  
Mahoney (FL) Rogers (MI) Weller  
Maloney (NY) Rohrabacher Wexler  
Manzullo Ros-Lehtinen Whitfield  
Markey Ross Wicker  
Marshall Rothman Wilson (NM)  
Matheson Roybal-Allard Wilson (OH)  
Matsui Ruppertsberger Wolf  
McCarthy (CA) Rush Woolsey  
McCarthy (NY) Ryan (OH) Wu  
McCaul (TX) Salazar Wynn  
McCotter (MN) Sanchez, Linda Yarmuth  
T. Young (AK)  
Sanchez, Loretta Young (FL)

NOT VOTING—12

Abercrombie Larson (CT) Ortiz  
Cubin Moore (WI) Peterson (PA)  
Davis, Jo Ann Musgrave Sullivan  
Faleomavaega Oberstar Walden (OR)

So the amendment was not agreed to.

185.19 MOMENT OF SILENCE IN MEMORY  
OF SOUTH CAROLINA FIREFIGHTERS

Mr. POMEROY, Acting Chairman, announced that all Members stand and observe a moment of silence in memory of Fire Fighters who lost their lives in South Carolina.

185.20 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment numbered 26, submitted by Mr. WEST-MORELAND:

Page 3, line 8, after the dollar amount, insert "(reduced by \$481,186,000)".

It was decided in the { Yeas ..... 76
negative ..... } Nays ..... 351

¶85.21 [Roll No. 503]

AYES—76

Bachmann, Barrett (SC), Bartlett (MD), Bilbray, Bishop (UT), Blackburn, Blunt, Boehner, Brown-Waite, Ginny, Burton (IN), Buyer, Campbell (CA), Cannon, Cantor, Chabot, Coble, Cole (OK), Conaway, Davis, David, Davis, Tom, Deal (GA), Dreier, Duncan, Ehlers, Everett, Flake, Fossella, Foxx, Franks (AZ), Gingrey, Goode, Graves, Hall (TX), Hastings (WA), Hensarling, Hunter, Inglis (SC), Issa, Johnson, Sam, Keller, King (IA), Kline (MN), Lamborn, Linder, Manzullo, Marchant, Matheson, McKeon, McMorris, Rodgers, Miller (FL), Myrick, Neugebauer, Paul, Pearce, Petri, Pitts, Price (GA), Ramstad, Roskam, Royce, Ryan (WI), Sali, Schmidt, Sensenbrenner, Sessions, Shadegg, Shimkus, Smith (NE), Smith (TX), Souder, Stearns, Tancredo, Terry, Westmoreland, Wilson (SC)

NOES—351

Ackerman, Aderholt, Akin, Alexander, Allen, Altmire, Andrews, Arcuri, Baca, Bachus, Baird, Baker, Baldwin, Barrow, Barton (TX), Bean, Becerra, Berkeley, Berman, Berry, Biggert, Bilirakis, Bishop (GA), Bishop (NY), Blumenauer, Bonner, Bono, Boozman, Bordallo, Boren, Boswell, Boucher, Boustany, Boyd (FL), Boyd (KS), Brady (PA), Brady (TX), Braley (IA), Brown (SC), Brown, Corrine, Buchanan, Burgess, Butterfield, Calvert, Camp (MI), Capito, Capps, Capuano, Cardoza, Carnahan, Carney, Carson, Carter, Castle, Castor, Chandler, Christensen, Clarke, Clay, Cleaver, Clyburn, Cohen, Conyers, Cooper, Costa, Costello, Courtney, Cramer, Crenshaw, Crowley, Cuellar, Culberson, Cummings, Davis (AL), Davis (CA), Davis (IL), Davis (KY), Davis, Lincoln, DeFazio, DeGette, Delahunt, DeLauro, Dent, Diaz-Balart, L., Diaz-Balart, M., Dicks, Dingell, Doggett, Donnelly, Doolittle, Doyle, Drake, Edwards, Ellison, Ellsworth, Emanuel, Emerson, Engel, English (PA), Eshoo, Etheridge, Fallin, Farr, Fattah, Feeney, Ferguson, Filner, Forbes, Fortenberry, Fortuño, Frank (MA), Frelinghuysen, Gallegly, Garrett (NJ), Gerlach, Giffords, Hirono, Kagen, Kanjorski, Kaptur, Kennedy, Kildee, Kilpatrick, Kind, King (NY), Kingston, Kirk, Klein (FL), Knollenberg, Kucinich, Kuhl (NY), LaHood, Lampson, Langevin, Lantos, Larsen (WA), Latham, LaTourette, Lee, Levin, Lewis (CA), Lewis (GA), Lipinski, LoBiondo, Loebsack, Lofgren, Zoe, Lowey, Harman, Hastert, Hastings (FL), Hayes, Herger, Herseht Sandlin, Higgins, Hill, Hinchey, Hinojosa, Hirono, Hobson, Hodes, Hoekstra, Holden, Holt, Honda, Hooley, Hoyer, Hulshof, Insee, Israel, Jackson (IL), Jackson-Lee (TX), Jefferson, Jindal, Johnson (GA), Johnson (IL), Johnson, E. B., Jones (NC), Jones (OH), Jordan, Kagen, Kanjorski, Kaptur, Kennedy, Kildee, Kilpatrick, Kind, King (NY), Kingston, Kirk, Klein (FL), Knollenberg, Kucinich, Kuhl (NY), LaHood, Lampson, Langevin, Lantos, Larsen (WA), Latham, LaTourette, Lee, Levin, Lewis (CA), Lewis (GA), Lipinski, LoBiondo, Loebsack, Lofgren, Zoe, Lowey

Lucas, Lungren, Daniel E., Lynch, Mack, Mahoney (FL), Maloney (NY), Markey, Marshall, Matsui, McCarthy (CA), McCarthy (NY), McCaul (TX), McCollum (MN), McCotter, McCrery, McDermott, McGovern, McHenry, McHugh, McIntyre, McNeerney, McNulty, Meehan, Meek (FL), Meeks (NY), Melancon, Mica, Michaud, Miller (MI), Miller (NC), Miller, Gary, Miller, George, Mitchell, Mollohan, Moore (KS), Moran (KS), Moran (VA), Murphy (CT), Murphy, Patrick, Murphy, Tim, Murtha, Musgrave, Nadler, Napolitano, Neal (MA), Norton, Nunes, Oberstar, Obey, Oliver, Pallone, Pascrell, Pastor, Sanchez, Linda T., Sanchez, Loretta, Sarbanes, Saxton, Schakowsky, Schiff, Schwartz, Scott (GA), Scott (VA), Serrano, Sestak, Shays, Shea-Porter, Sherman, Shuler, Shuster, Simpson, Sires, Skelton, Slaughter, T. Waters, Watson, Watt, Waxman, Weiner, Welch (VT), Weldon (FL), Weller, Wexler, Whitfield, Wicker, Wilson (NM), Wilson (OH), Wolf, Woolsey, Wu, Wynn, Yarmuth, Young (AK), Young (FL)

NOT VOTING—10

Abercrombie, Cubin, Davis, Jo Ann, Faleomavaega, Larson (CT), Moore (WI), Ortiz, Peterson (PA), Sullivan, Walden (OR)

So the amendment was not agreed to.

¶85.22 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment numbered 24, submitted by Mr. WEST-MORELAND:

Page 4, line 9, after the dollar amount, insert "(reduced by \$18,000,000)".

It was decided in the { Yeas ..... 111
negative ..... } Nays ..... 315

¶85.23 [Roll No. 504]

AYES—111

Bachmann, Bachus, Barrett (SC), Bartlett (MD), Bilbray, Bishop (UT), Blunt, Boehner, Bonner, Brady (TX), Burgess, Burton (IN), Buyer, Camp (MI), Campbell (CA), Cannon, Cantor, Castle, Chabot, Coble, Cole (OK), Conaway, Davis, David, Davis, Tom, Deal (GA), Diaz-Balart, L., Diaz-Balart, M., Dreier, Duncan, Ehlers, Everett, Feeney, Flake, Fortuño, Fossella, Foxx, Franks (AZ), Gallegly, Garrett (NJ), Gillmor, Gingrey, Gohmert, Goode, Goodlatte, Graves, Hall (TX), Hastings (WA), Heller, Hensarling, Hoekstra, Inglis (SC), Issa, Johnson, Sam, Jordan, Keller, King (IA), Kingston, Kline (MN), Knollenberg, Lamborn, Linder, Manzullo, Marchant, Matheson, McCarthy (CA), McCaul (TX), McHenry, McKeon, McMorris, Rodgers, McNeerney, Mica, Miller (FL), Miller, Gary, Miller, George, Musgrave, Myrick, Neugebauer, Smith (NJ), Smith (WA), Snyder, Solis, Space, Spratt, Stark, Stupak, Sutton, Tanner, Tauscher, Taylor, Thompson (CA), Thompson (MS), Thornberry, Tiahrt, Tiberi, Tierney, Towns, Turner, Udall (CO), Udall (NM), Upton, Van Hollen, Velázquez, Visclosky, Walberg, Walsh (NY), Walz (MN), Wamp, Wasserman, Schultz, Waters, Watt, Waxman, Weiner, Welch (VT), Weldon (FL), Weller, Wexler, Whitfield, Wicker, Wilson (NM), Wilson (OH), Wolf, Woolsey, Wu, Wynn, Yarmuth, Young (AK), Young (FL)

Linder, Manzullo, Marchant, Matheson, McCarthy (CA), McCaul (TX), McHenry, McKeon, McMorris, Rodgers, McNeerney, Mica, Miller (FL), Miller, Gary, Miller, George, Musgrave, Myrick, Neugebauer, Paul, Pearce, Pence, Petri, Pitts, Platts, Poe, Price (GA), Putnam, Ramstad, Reynolds, Rogers (AL), Rogers (MI), Roskam, Royce, Ryan (WI), Sali, Schmidt, Sensenbrenner, Sessions, Shadegg, Smith (NE), Smith (TX), Souder, Stearns, Tancredo, Terry, Thornberry, Tiberi, Upton, Walberg, Westmoreland, Wilson (NM), Wilson (SC)

NOES—315

Ackerman, Aderholt, Akin, Alexander, Allen, Altmire, Andrews, Arcuri, Baca, Baird, Baker, Baldwin, Barrow, Barton (TX), Bean, Becerra, Berkeley, Berman, Berry, Biggert, Bilirakis, Bishop (GA), Bishop (NY), Blackburn, Blumenauer, Bono, Boozman, Bordallo, Boren, Boswell, Boucher, Boustany, Boyd (FL), Boyd (KS), Brady (PA), Brady (TX), Braley (IA), Brown (SC), Brown, Corrine, Brown-Waite, Ginny, Buchanan, Butterfield, Calvert, Capito, Capps, Capuano, Cardoza, Carnahan, Carney, Carson, Carter, Castor, Chandler, Christensen, Clarke, Clay, Cleaver, Clyburn, Cohen, Conyers, Cooper, Costa, Costello, Courtney, Cramer, Crenshaw, Crowley, Cuellar, Culberson, Cummings, Davis (AL), Davis (CA), Davis (IL), Davis (KY), Davis, Lincoln, DeFazio, DeGette, Delahunt, DeLauro, Dent, Dicks, Dingell, Doggett, Donnelly, Doolittle, Doyle, Drake, Edwards, Ellison, Ellsworth, Emanuel, Emerson, Engel, English (PA), Eshoo, Etheridge, Fallin, Farr, Fattah, Ferguson, Filner, Forbes, Fortenberry, Frank (MA), Frelinghuysen, Gerlach, Giffords, Gilchrest, Gillibrand, Gonzalez, Gordon, Granger, Green, Al, Green, Gene, Grijalva, Gutierrez, Hall (NY), Hare, Harman, Hastert, Hastings (FL), Hayes, Herger, Herseht Sandlin, Higgins, Hill, Hinchey, Hinojosa, Hirono, Carson, Hobson, Hodes, Holden, Holt, Honda, Hooley, Hoyer, Hulshof, Hunter, Insee, Israel, Jackson (IL), Jefferson, Jindal, Johnson (GA), Johnson (IL), Johnson, E. B., Jones (NC), Jones (OH), Jordan, Kagen, Kanjorski, Kaptur, Kennedy, Kildee, Kilpatrick, Kind, King (NY), Kingston, Kline (FL), Kucinich, Kuhl (NY), LaHood, Lampson, Langevin, Lantos, Larsen (WA), Latham, LaTourette, Lee, Levin, Lewis (CA), Lewis (GA), Lipinski, LoBiondo, Loebsack, Lofgren, Zoe, Lowey, MaHood, Lampson, Langevin, Lantos, Larsen (WA), Latham, LaTourette, Lee, Levin, Lewis (CA), Lewis (GA), Lewis (KY), Lipinski, LoBiondo, Loebsack, Lofgren, Zoe, Lowey, MaHood, Lampson, Langevin, Lantos, Larsen (WA), Latham, LaTourette, Lee, Levin, Lewis (CA), Lewis (GA), Lewis (KY), Lipinski, LoBiondo, Loebsack, Lofgren, Zoe, Lowey

Rogers (KY) Shuster  
 Rohrabacher Simpson  
 Ros-Lehtinen Sires  
 Ross Skelton  
 Rothman Slaughter  
 Roybal-Allard Smith (NJ)  
 Ruppertsberger Smith (WA)  
 Rush Snyder  
 Ryan (OH) Solis  
 Salazar Space  
 Sánchez, Linda Spratt  
 T. Stark  
 Sanchez, Loretta Stupak  
 Sarbanes Sutton  
 Saxton Tanner  
 Schakowsky Tauscher  
 Schiff Taylor  
 Schwartz Thompson (CA)  
 Scott (GA) Thompson (MS)  
 Scott (VA) Tiahrt  
 Serrano Tierney  
 Sestak Towns  
 Shays Turner  
 Shea-Porter Udall (CO)  
 Sherman Udall (NM)  
 Shimkus Van Hollen  
 Shuler Velázquez

Visclosky  
 Walsh (NY)  
 Walz (MN)  
 Wamp  
 Wasserman  
 Schultz  
 Waters  
 Watson  
 Watt  
 Waxman  
 Weiner  
 Welch (VT)  
 Weldon (FL)  
 Weller  
 Wexler  
 Whitfield  
 Wicker  
 Wilson (OH)  
 Wolf  
 Woolsey  
 Wu  
 Wynn  
 Yarmuth  
 Young (AK)  
 Young (FL)

Castor  
 Chandler  
 Christensen  
 Clarke  
 Clay  
 Cleaver  
 Clyburn  
 Cohen  
 Conyers  
 Cooper  
 Costa  
 Costello  
 Courtney  
 Cramer  
 Crenshaw  
 Crowley  
 Cuellar  
 Culberson  
 Cummings  
 Davis (AL)  
 Davis (CA)  
 Davis (IL)  
 Davis (KY)  
 Davis, Lincoln  
 Davis, Tom  
 Deal (GA)  
 DeFazio  
 DeGette  
 Delahunt  
 DeLauro  
 Dent  
 Dicks  
 Dingell  
 Doggett  
 Donnelly  
 Doolittle  
 Doyle  
 Drake  
 Edwards  
 Ehlers  
 Ellison  
 Ellsworth  
 Emanuel  
 Emerson  
 Engel  
 English (PA)  
 Eshoo  
 Etheridge  
 Everett  
 Fallin  
 Farr  
 Fattah  
 Ferguson  
 Filner  
 Forbes  
 Fortenberry  
 Fortuño  
 Frank (MA)  
 Frelinghuysen  
 Gallegly  
 Gerlach  
 Giffords  
 Gillibrand  
 Gillmor  
 Gohmert  
 Gonzalez  
 Goode  
 Goodlatte  
 Gordon  
 Granger  
 Green, Al  
 Green, Gene  
 Grijalva  
 Gutierrez  
 Hall (NY)  
 Hall (TX)  
 Hare  
 Harman  
 Hastert  
 Hastings (FL)  
 Hastings (WA)  
 Hayes  
 Herger  
 Herseth Sandlin  
 Higgins  
 Hill  
 Hinchey  
 Hinojosa  
 Hirono  
 Hobson  
 Hodes  
 Hoekstra  
 Holden  
 Holt  
 Honda  
 Hooley  
 Hoyer  
 Hulshof  
 Inslee

NOT VOTING—10  
 Larson (CT)  
 Moore (WI)  
 Ortiz  
 Peterson (PA)  
 Sullivan  
 Walden (OR)

**NOT VOTING—11**  
 Abercrombie Jackson-Lee  
 Cubin (TX)  
 Davis, Jo Ann Larson (CT)  
 Faleomavaega Moore (WI)  
 Ortiz  
 Peterson (PA)  
 Sullivan  
 Walden (OR)

So the amendment was not agreed to.

**85.24 RECORDED VOTE**

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment numbered 25, submitted by Mr. WEST-MORELAND:

Page 5, line 8, after the dollar amount, insert “(reduced by \$184,241,000)”.

It was decided in the { Yeas ..... 77  
 negative ..... Nays ..... 350

**85.25 [Roll No. 505] AYES—77**

Bachmann  
 Barrett (SC)  
 Bartlett (MD)  
 Bilbray  
 Bishop (UT)  
 Blackburn  
 Blunt  
 Boehner  
 Brown-Waite,  
 Ginny  
 Burton (IN)  
 Buyer  
 Campbell (CA)  
 Cannon  
 Cantor  
 Chabot  
 Coble  
 Cole (OK)  
 Conaway  
 Davis, David  
 Diaz-Balart, L.  
 Diaz-Balart, M.  
 Dreier  
 Duncan  
 Feeney  
 Flake  
 Fossella  
 Foxx  
 Franks (AZ)  
 Garrett (NJ)  
 Gingrey  
 Graves  
 Heller  
 Hensarling  
 Hunter  
 Brown-Waite,  
 Issa  
 Johnson, Sam  
 Keller  
 King (IA)  
 Kline (MN)  
 Lamborn  
 Linder  
 Lungren, Daniel  
 E.  
 Manzullo  
 Marchant  
 Matheson  
 McKeon  
 Miller (FL)  
 Miller, Gary  
 Musgrave  
 Myrick  
 Neugebauer  
 Paul  
 Pearce  
 Pence  
 Pitts  
 Price (GA)  
 Putnam  
 Ramstad  
 Rogers (MI)  
 Roskam  
 Royce  
 Ryan (WI)  
 Sali  
 Schmidt  
 Sensenbrenner  
 Sessions  
 Shadegg  
 Smith (NE)  
 Smith (TX)  
 Souder  
 Stearns  
 Tancredo  
 Terry  
 Weldon (FL)  
 Westmoreland  
 Wilson (SC)

Jackson-Lee  
 Ortiz  
 Peterson (PA)  
 Sullivan  
 Walden (OR)  
 Lantos  
 Larsen (WA)  
 Latham  
 LaTourrette  
 Lee  
 Levin  
 Lewis (CA)  
 Lewis (GA)  
 Lewis (KY)  
 Lipinski  
 LoBiondo  
 Loebsack  
 Lofgren, Zoe  
 Lowey  
 Lucas  
 Lynch  
 Mack  
 Mahoney (FL)  
 Maloney (NY)  
 Markey  
 Marshall  
 Matsui  
 McCarthy (CA)  
 McCarthy (NY)  
 McCaul (TX)  
 McCollum (MN)  
 McCotter  
 McCreery  
 McDermott  
 McGovern  
 McHenry  
 McHugh  
 McIntyre  
 McMorris  
 Rodgers  
 McNeerney  
 McNulty  
 Meehan  
 Meek (FL)  
 Meeks (NY)  
 Melancon  
 Michaud  
 Miller (MI)  
 Miller (NC)  
 Miller, George  
 Mitchell  
 Mollohan  
 Moore (KS)  
 Moran (KS)  
 Moran (VA)  
 Murphy (CT)  
 Murphy, Patrick  
 Murphy, Tim  
 Murtha  
 Nadler  
 Napolitano  
 Neal (MA)  
 Norton  
 Nunes  
 Oberstar  
 Obey  
 Oliver  
 Pallone  
 Pascrell  
 Pastor  
 Payne  
 Perlmutter  
 Peterson (MN)  
 Petri  
 Pickering  
 LaHood  
 Lampson  
 Langevin  
 Lantos  
 Larsen (WA)  
 Latham  
 LaTourrette  
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 Lewis (GA)  
 Lewis (KY)  
 Lipinski  
 LoBiondo  
 Loebsack  
 Lofgren, Zoe  
 Lowey  
 Lucas  
 Lynch  
 Mack  
 Mahoney (FL)  
 Maloney (NY)  
 Markey  
 Marshall  
 Matsui  
 McCarthy (CA)  
 McCarthy (NY)  
 McCaul (TX)  
 McCollum (MN)  
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 Moore (KS)  
 Moran (KS)  
 Moran (VA)  
 Murphy (CT)  
 Murphy, Patrick  
 Murphy, Tim  
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 Neal (MA)  
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 Miller (MI)  
 Miller (NC)  
 Miller, George  
 Mitchell  
 Mollohan  
 Moore (KS)  
 Moran (KS)  
 Moran (VA)  
 Murphy (CT)  
 Murphy, Patrick  
 Murphy, Tim  
 Murtha  
 Nadler  
 Napolitano  
 Neal (MA)  
 Norton  
 Nunes  
 Oberstar  
 Obey  
 Oliver  
 Pallone  
 Pascrell  
 Pastor  
 Payne  
 Perlmutter  
 Peterson (MN)  
 Petri  
 Pickering

Israel  
 Jackson (IL)  
 Jackson-Lee  
 (TX)  
 Jefferson  
 Jindal  
 Johnson (GA)  
 Johnson (IL)  
 Johnson, E. B.  
 Jones (NC)  
 Jones (OH)  
 Jordan  
 Kagen  
 Kanjorski  
 Kaptur  
 Kennedy  
 Kildee  
 Kilpatrick  
 Kind  
 King (NY)  
 Kingston  
 Kirk  
 Klein (FL)  
 Knollenberg  
 Kucinich  
 Kuhl (NY)  
 LaHood  
 Lampson  
 Langevin  
 Lantos  
 Larsen (WA)  
 Latham  
 LaTourrette  
 Lee  
 Levin  
 Lewis (CA)  
 Lewis (GA)  
 Lewis (KY)  
 Lipinski  
 LoBiondo  
 Loebsack  
 Lofgren, Zoe  
 Lowey  
 Lucas  
 Lynch  
 Mack  
 Mahoney (FL)  
 Maloney (NY)  
 Markey  
 Marshall  
 Matsui  
 McCarthy (CA)  
 McCarthy (NY)  
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 McGovern  
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 McNulty  
 Meehan  
 Meek (FL)  
 Meeks (NY)  
 Melancon  
 Michaud  
 Miller (MI)  
 Miller (NC)  
 Miller, George  
 Mitchell  
 Mollohan  
 Moore (KS)  
 Moran (KS)  
 Moran (VA)  
 Murphy (CT)  
 Murphy, Patrick  
 Murphy, Tim  
 Murtha  
 Nadler  
 Napolitano  
 Neal (MA)  
 Norton  
 Nunes  
 Oberstar  
 Obey  
 Oliver  
 Pallone  
 Pascrell  
 Pastor  
 Payne  
 Perlmutter  
 Peterson (MN)  
 Petri  
 Pickering  
 Platts  
 Poe  
 Pomeroy  
 Porter  
 Price (NC)  
 Pryce (OH)  
 Radanovich  
 Rahall  
 Rangel  
 Regula  
 Rehberg  
 Reichert  
 Renzi  
 Reyes  
 Reynolds  
 Rodriguez  
 Rogers (AL)  
 Rogers (KY)  
 Rohrabacher  
 Ros-Lehtinen  
 Ross  
 Rothman  
 Roybal-Allard  
 Ruppertsberger  
 Rush  
 Ryan (OH)  
 Salazar  
 Sánchez, Linda  
 T.  
 Sanchez, Loretta  
 Sarbanes  
 Saxton  
 Schakowsky  
 Schiff  
 Schwartz  
 Scott (GA)  
 Scott (VA)  
 Serrano  
 Sestak  
 Shea-Porter  
 Sherman  
 Shimkus  
 Shuler  
 Shuster  
 Simpson  
 Sires  
 Skelton  
 Slaughter  
 Smith (NJ)  
 Smith (WA)  
 Snyder  
 Solis  
 Space  
 Spratt  
 Stark  
 Stupak  
 Sutton  
 Tanager  
 Tauscher  
 Taylor  
 Thompson (CA)  
 Thompson (MS)  
 Tiahrt  
 Tierney  
 Towns  
 Turner  
 Udall (CO)  
 Udall (NM)  
 Van Hollen  
 Velázquez

So the amendment was not agreed to.

**85.26 RECORDED VOTE**

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment numbered 23, submitted by Mr. SESSIONS:

Strike section 105.

It was decided in the { Yeas ..... 164  
 negative ..... Nays ..... 259

**85.27 [Roll No. 506] AYES—164**

Aderholt  
 Akin  
 Alexander  
 Bachmann  
 Baker  
 Barrett (SC)  
 Bartlett (MD)  
 Barton (TX)  
 Biggert  
 Bilbray  
 Bilirakis  
 Bishop (UT)  
 Blackburn  
 Blunt  
 Boehner  
 Bonner  
 Bono  
 Boozman  
 Boustany  
 Brady (TX)  
 Brown (SC)  
 Brown-Waite,  
 Ginny  
 Buchanan  
 Burgess  
 Burton (IN)  
 Hunter  
 Inglis (SC)  
 Issa  
 Camp (MI)  
 Campbell (CA)  
 Cannon  
 Cantor  
 Carter  
 Chabot  
 Coble  
 Cole (OK)  
 Conaway  
 Crenshaw  
 Culberson  
 Davis (KY)  
 Davis, David  
 Davis, Tom  
 Deal (GA)  
 Dent  
 Diaz-Balart, L.  
 Diaz-Balart, M.  
 Doolittle  
 Drake  
 Dreier  
 Duncan  
 Feeney  
 Flake  
 Fossella  
 Fortenberry  
 Fortuño  
 Fossella  
 Foxx  
 Franks (AZ)  
 Frelinghuysen  
 Gallegly  
 Garrett (NJ)  
 Nunes  
 Gerlach  
 Gillmor  
 Gingrey  
 Gohmert  
 Goode  
 Goodlatte  
 Granger  
 Graves  
 Hall (TX)  
 Hastert  
 Hastings (WA)  
 Hayes  
 Heller  
 Hensarling  
 Herger  
 Hoeckstra  
 Hulshof  
 Hunter  
 Ingalls (SC)  
 Issa  
 Jindal  
 Johnson, Sam  
 Jordan  
 Keller  
 King (IA)  
 King (NY)  
 Kingston  
 Kline (MN)  
 Knollenberg  
 Kuhl (NY)  
 Lamborn  
 Latham  
 Lewis (CA)  
 Lewis (KY)  
 Linder  
 Lucas  
 Lungren, Daniel  
 E.  
 Mack  
 Manzullo  
 McCarthy (CA)  
 McCaul (TX)  
 McCreery  
 McHenry  
 McKeon  
 McMorris  
 Rodgers  
 Mica  
 Miller (FL)  
 Miller (MI)  
 Miller, Gary  
 Moran (KS)  
 Moran (SC)  
 Musgrave  
 Myrick  
 Neugebauer  
 Miller (FL)  
 Miller (MI)  
 Miller, Gary  
 Moran (KS)  
 Moran (SC)  
 Musgrave  
 Myrick  
 Neugebauer  
 Miller (FL)  
 Miller (MI)  
 Miller, Gary  
 Moran (KS)  
 Moran (SC)  
 Musgrave  
 Myrick  
 Neugebauer

**NOES—259**

Ackerman  
 Aderholt  
 Akin  
 Alexander  
 Allen  
 Altmire  
 Andrews  
 Arcuri  
 Baca  
 Bachus  
 Baird  
 Baker  
 Baldwin  
 Barrow  
 Barton (TX)  
 Bean  
 Becerra  
 Berkley  
 Berman  
 Berry  
 Biggert  
 Bilirakis  
 Bishop (GA)  
 Bishop (NY)  
 Blumenauer  
 Bonner  
 Bono  
 Boozman  
 Bordallo  
 Boren  
 Boswell  
 Boucher  
 Bowdoin  
 Boyd (FL)  
 Boyd (KS)  
 Brady (PA)  
 Brady (TX)  
 Braley (IA)  
 Brown (SC)  
 Brown, Corrine  
 Buchanan  
 Burgess  
 Butterfield  
 Calvert  
 Camp (MI)  
 Capito  
 Capps  
 Capuano  
 Cardoza  
 Carnahan  
 Carney  
 Carson  
 Carter  
 Castle  
 Chandler  
 Christensen  
 Clarke  
 Clay  
 Cleaver  
 Clyburn  
 Cohen  
 Conyers  
 Cooper  
 Costa  
 Costello  
 Courtney  
 Cramer  
 Crowley  
 Cuellar  
 Cummings  
 Davis (AL)  
 Davis (CA)

Davis (IL) Kucinich
Davis, Lincoln LaHood
DeFazio Lampson
DeGette Langevin
Delahunt Lantos
DeLauro Larsen (WA)
Dicks LaTourette
Dingell Lee
Doggett Levin
Donnelly Lewis (GA)
Doyle Lipinski
Edwards LoBiondo
Ellison Loeb sack
Ellsworth Lofgren, Zoe
Emanuel Lowey
Emerson Lynch
Engel Mahoney (FL)
English (PA) Maloney (NY)
Eshoo Markey
Etheridge Marshall
Farr Matheson
Fattah Matsui
Ferguson McCarthy (NY)
Filner McCollum (MN)
Frank (MA) McCotter
Giffords McDermott
Gilchrist McGovern
Gillibrand McHugh
Gonzalez McIntyre
Gordon McNerney
Green, Al McNulty
Green, Gene Meehan
Grijalva Meek (FL)
Gutierrez Meeks (NY)
Hall (NY) Melancon
Hare Michaud
Harman Miller (NC)
Hastings (FL) Miller, George
Herse th Sandlin Mitchell
Higgins Mollohan
Hill Moore (KS)
Hinche y Moran (VA)
Hinojosa Murphy (CT)
Hirono Murphy, Patrick
Hobson Murphy, Tim
Hodes Murtha
Holden Nadler
Holt Napolitano
Honda Neal (MA)
Hooley Norton
Hoyer Oberstar
Inslee Obey
Israel Oliver
Jackson (IL) Pallone
Jackson-Lee Pascrell
(TX) Pastor
Jefferson Payne
Johnson (GA) Perlmutter
Johnson (IL) Peterson (MN)
Johnson, E. B. Platts
Jones (NC) Pomeroy
Jones (OH) Price (NC)
Kanjorski Radanovich
Kaptur Rahall
Kennedy Rangel
Kildee Regula
Kilpatrick Reyes
Kind Rodriguez
Kirk Ros-Lehtinen
Klein (FL) Roskam

NOT VOTING—14

Abercrombie Kagen
Bachus Larson (CT)
Cubin Marchant
Davis, Jo Ann Moore (WI)
Faleomavaega Ortiz

So the amendment was not agreed to.

85.28 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment numbered 22, submitted by Mr. HENSARLING:

Page 11, line 21, after the dollar amount, insert "(reduced by \$55,000,000)".

It was decided in the Yeas ..... 121
negative ..... Nays ..... 305

85.29 [Roll No. 507]

AYES—121

Akin Bachus
Alexander Baker
Bachmann Barrett (SC)

Ross
Rothman
Roybal-Allard
Ruppersberger
Rush
Ryan (OH)
Salazar
Sanchez, Linda
T.
Sanchez, Loretta
Sarbanes
Saxton
Schiff
Schwartz
Scott (GA)
Scott (VA)
Serrano
Sestak
Shea-Porter
Sherman
Shimkus
Shuler
Shuster
Simpson
Sires
Skelton
Slaughter
Smith (NJ)
Smith (WA)
Snyder
Solis
Space
Spratt
Stark
Stupak
Sutton
Tanner
Tauscher
Taylor
Thompson (CA)
Thompson (MS)
Tierney
Towns
Turner
Udall (CO)
Udall (NM)
Van Hollen
Velázquez
Visclosky
Walsh (NY)
Walz (MN)
Bean
Wasserman
Schultz
Waters
Watson
Watt
Waxman
Weiner
Welch (VT)
Wexler
Whitfield
Wilson (OH)
Wolf
Woolsey
Wu
Wynn
Yarmuth
Young (AK)

Bishop (UT)
Blackburn
Blunt
Boehner
Bonner
Boustany
Brady (TX)
Brown-Waite,
Ginny
Buchanan
Burgess
Burton (IN)
Buyer
Camp (MI)
Campbell (CA)
Cannon
Cantor
Capito
Carter
Chabot
Coble
Conaway
Cooper
Davis (KY)
Davis, David
Davis, Tom
Deal (GA)
Dent
Dreier
Duncan
Ehlers
Everett
Fallin
Feeney
Flake
Fortuño
Fossella
Foxy

NOES—305

Ackerman
Aderholt
Allen
Altmire
Andrews
Arcuri
Baca
Baird
Baldwin
Barrow
Barton (TX)
Bean
Becerra
Berkley
Berman
Berry
Biggert
Bishop (GA)
Bishop (NY)
Blumenauer
Bono
Boozman
Bordallo
Boren
Boswell
Boucher
Boyd (FL)
Boyda (KS)
Brady (PA)
Braley (IA)
Brown (SC)
Brown, Corrine
Butterfield
Calvert
Capps
Capuano
Cardoza
Carnahan
Carney
Carson
Castle
Castor
Chandler
Christensen
Clarke
Clay
Clever
Clyburn
Cohen
Cole (OK)
Conyers
Costa
Costello
Courtney
Cramer
Crenshaw
Crowley
Cuellar
Culberson
Cummings

Neugebauer
Nunes
Paul
Pearce
Pence
Petri
Pitts
Platts
Poe
Price (GA)
Putnam
Ramstad
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Roskam
Royce
Ryan (WI)
Sali
Schmidt
Sensenbrenner
Sessions
Shadegg
Shimkus
Shuster
Smith (NE)
Smith (TX)
Souder
Stearns
Tancredo
Terry
Upton
Weldon (FL)
Weller
Westmoreland
Wilson (SC)

Davis (AL)
Davis (CA)
Davis (IL)
Davis, Lincoln
DeFazio
DeGette
Delahunt
DeLauro
Diaz-Balart, L.
Diaz-Balart, M.
Dicks
Dingell
Doggett
Donnelly
Doolittle
Doyle
Drake
Edwards
Ellison
Ellsworth
Emanuel
Emerson
Engel
Eshoo
Etheridge
Farr
Fattah
Ferguson
Filner
Forbes
Fortenberry
Frank (MA)
Gallegly
Giffords
Lantos
Larsen (WA)
Latham
LaTourette
Lee
Levin
Lewin
Lewis (CA)
Lewis (GA)
Lipinski
LoBiondo
Loeb sack
Lofgren, Zoe
Lowey
Lucas
Lungren, Daniel
E.
Lynch
Mahoney (FL)
Maloney (NY)
Markey
Marshall
Burton (IN)
Camp (MI)
Campbell (CA)
Cannon
Cantor
Carter

McDermott
McGovern
McHugh
McIntyre
McMorris
Rodgers
McNerney
McNulty
Meehan
Meek (FL)
Meeks (NY)
Melancon
Michaud
Miller (MI)
Miller (NC)
Miller, Gary
Miller, George
Mitchell
Mollohan
Moore (KS)
Moran (VA)
Murphy (CT)
Murphy, Patrick
Murphy, Tim
Murtha
Nadler
Napolitano
Neal (MA)
Norton
Oberstar
Obey
Oliver
Pallone
Pascrell
Pastor
Payne
Perlmutter
Peterson (MN)
Pickering
Pomeroy
Porter
Price (NC)
Price (OH)
Radanovich
Rahall
Rangel
Regula
Rehberg
Reichert
Reizert
Renzi
Reyes
Rodriguez
Rohrabacher
Ros-Lehtinen
Ross
Rothman
Roybal-Allard
Ruppersberger
Rush
Ryan (OH)
Salazar
Sanchez, Linda
T.
Sanchez, Loretta
Sarbanes
Saxton
Schakowsky
Schiff
Schwartz
Scott (GA)
Scott (VA)
Serrano
Sestak
Shays
Shea-Porter
Sherman
Shuler
Simpson
Sires
Skelton
Slaughter
Smith (NJ)
Smith (WA)
Snyder
Solis
Space
Spratt
Stark

NOT VOTING—11

Abercrombie
Cubin
Davis, Jo Ann
English (PA)
Faleomavaega
Larson (CT)
Moore (WI)
Ortiz
Peterson (PA)
Sullivan
Walden (OR)

So the amendment was not agreed to.

85.30 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment submitted by Mr. LAMBORN:

Page 14, line 18, after the dollar amount insert "(reduced by \$1,236,000)".

It was decided in the Yeas ..... 151
negative ..... Nays ..... 274

85.31 [Roll No. 508]

AYES—151

Aderholt
Akin
Alexander
Alexand
Altmire
Bachmann
Bachus
Baker
Barrett (SC)
Bartlett (MD)
Barton (TX)
Bean
Biggert
Bilbray
Bishop (UT)
Blackburn
Blunt
Boehner
Bonner
Boustany
Brady (TX)
Brown (SC)
Brown-Waite,
Ginny
Buchanan
Burgess
Burton (IN)
Camp (MI)
Campbell (CA)
Cannon
Cantor
Carter
Castle
Chabot
Coble
Conaway
Cooper
Culberson
Davis (KY)
Davis, David
Deal (GA)
Dent
Diaz-Balart, L.
Diaz-Balart, M.
Dreier
Duncan
Ehlers
Fallin
Feeney
Flake
Forbes
Fortuño
Fossella
Foxy
Franks (AZ)
Frelinghuysen
Gallegly
Garrett (NJ)
Gerlach
Gillmor
Gingrey
Gohmert
Goode
Goodlatte
Granger
Graves
Hall (TX)
Hastert
Hastings (WA)
Hayes
Heller
Hensarling
Hoekstra
Hulshof
Inglis (SC)
Issa
Jindal
Johnson, Sam
Jones (NC)
Jordan
Keller
King (IA)
King (NY)
Kingston
Kline (MN)
Knollenberg
Lamborn
Lewis (KY)
Linder
LoBiondo
Lungren, Daniel
E.
Mack
Manzullo

Marchant
Matheson
McCarthy (CA)
McCaul (TX)
McCrery
McHenry
McKeon
McMorris
Rodgers
Mica
Miller (FL)
Miller, Gary
Moran (KS)
Murphy, Patrick
Musgrave
Myrick
Neugebauer
Nunes
Paul
Pearce
Pence
Petri
Pickering
Pitts
Platts
Poe
Price (GA)
Putnam
Ramstad
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrabacher
Roskam
Royce
Ryan (WI)
Sali
Saxton
Schmidt
Sensenbrenner
Sessions

Shadegg
Shimkus
Shuster
Smith (NE)
Smith (TX)
Souder
Stearns
Tancredo
Taylor
Terry
Thornberry
Upton
Walberg
Weldon (FL)
Weller
Westmoreland
Wicker
Wilson (SC)
Young (AK)

Skelton
Tiberi
Tierney
Towns
Turner
Udall (CO)
Udall (NM)
Van Hollen
Velázquez
Visclosky
Walsh (NY)
Walz (MN)
Wamp
Wasserman
Schultz
Waters
Watson

Watt
Waxman
Weiner
Welch (VT)
Wexler
Whitfield
Wilson (NM)
Wilson (OH)
Wolf
Woolsey
Wu
Wynn
Yarmuth
Young (FL)

Costa
Costello
Courtney
Cramer
Crenshaw
Crowley
Cuellar
Cummings
Davis (AL)
Davis (CA)
Davis (IL)
Davis, Lincoln
Davis, Tom
DeFazio
DeGette
Delahunt
DeLauro
Dent
Diaz-Balart, L.
Diaz-Balart, M.
Dicks
Dingell
Doggett
Donnelly
Doolittle
Doyle
Drake
Edwards
Ehlers
Ellison
Ellsworth
Emanuel
Emerson
Engel
English (PA)
Eshoo
Etheridge
Everett
Farr
Fattah
Ferguson
Filner
Fortenberry
Frank (MA)
Frelinghuysen
Gerlach
Giffords
Gilchrest
Gillibrand
Gillmor
Gonzalez
Gordon
Granger
Graves
Green, Al
Green, Gene
Grijalva
Gutierrez
Hall (NY)
Harman
Hastings (FL)
Herger
Herseth Sandlin
Higgins
Hill
Hinchev
Hinojosa
Hirono
Hobson
Hodes
Holden
Holt
Honda
Carnahan
Hoyer
Hunter
Inslee
Israel
Jackson (IL)
Jackson-Lee
(TX)
Jefferson
Johnson (GA)
Johnson (IL)
Johnson, E. B.
Jones (OH)
Kagen
Kanjorski
Kaptur
Kennedy
Kildee
Kilpatrick
Kind
King (NY)
Kirk
Klein (FL)
Knollenberg
Kucinich
Kuhl (NY)
LaHood
Lampson
Langevin
Lantos
Larsen (WA)
Latham
LaTourrette
Lee
Levin
Lewis (CA)
Lewis (GA)
Lewis (KY)
Lipinski
LoBiondo
Loeb sack
Lofgren, Zoe
Lowey
Lucas
Lynch
Mahoney (FL)
Maloney (NY)
Markey

Johnson, E. B.
Jones (NC)
Jones (OH)
Kagen
Kanjorski
Kaptur
Kennedy
Kildee
Kilpatrick
Kind
King (NY)
Kirk
Klein (FL)
Knollenberg
Kucinich
Kuhl (NY)
LaHood
Lampson
Langevin
Lantos
Larsen (WA)
Latham
LaTourrette
Lee
Levin
Lewis (CA)
Lewis (GA)
Lewis (KY)
Lipinski
LoBiondo
Loeb sack
Lofgren, Zoe
Lowey
Lucas
Lynch
Mahoney (FL)
Maloney (NY)
Markey

Ramstad
Rangel
Regula
Rehberg
Reichert
Renzi
Reyes
Reynolds
Rodriguez
Rogers (AL)
Rogers (KY)
Ros-Lehtinen
Ross
Rothman
Roybal-Allard
Ruppersberger
Rush
Ryan (OH)
Salazar
Sanchez, Linda
T.
Sanchez, Loretta
Sarbanes
Saxton
Schakowsky
Schiff
Schwartz
Scott (GA)
Scott (VA)
Serrano
Sestak
Shays
Shea-Porter
Sherman
Shuler
Shuster
Simpson
Sires
Skelton
Slaughter
Smith (NJ)
Smith (WA)
Snyder
Solis
Space
Spratt
Stark
Stupak
Sutton
Tanner
Tauscher
Meehan
Meek (FL)
Meeks (NY)
Melancon
Michaud
Miller (MI)
Miller (NC)
Miller, George
Mitchell
Mollohan
Moore (KS)
Moran (KS)
Moran (VA)
Murphy (CT)
Murphy, Patrick
Murphy, Tim
Murtha
Nadler
Napolitano
Neal (MA)
Norton
Oberstar
Obey
Oliver
Pallone
Pascrell
Pastor
Payne
Perlmutter
Peterson (MN)
Pomeroy
Porter
Price (NC)
Pryce (OH)
Radanovich
Rahall
Rangel
Regula
Reichert
Renzi
Reyes
Rodriguez
Ros-Lehtinen
Ross
Rothman
Roybal-Allard
Ruppersberger
Rush
Ryan (OH)
Salazar
Sanchez, Linda
T.
Sanchez, Loretta
Sarbanes
Schakowsky
Schiff
Schwartz
Scott (GA)
Scott (VA)
Serrano
Sestak
Shays
Shea-Porter
Sherman
Shuler
Simpson
Sires

NOES—274

Ackerman
Allen
Andrews
Arcuri
Baca
Baird
Baldwin
Barrow
Becerra
Berkley
Berman
Berry
Bilirakis
Bishop (GA)
Bishop (NY)
Blumenauer
Bono
Boozman
Bordallo
Boren
Boswell
Boucher
Boyd (FL)
Boyd (KS)
Brady (PA)
Braley (IA)
Brown, Corrine
Butterfield
Calvert
Capito
Capps
Capuano
Cardoza
Carnahan
Carney
Carson
Castor
Chandler
Christensen
Clarke
Clever
Clyburn
Cohen
Cole (OK)
Conyers
Costa
Costello
Courtney
Cramer
Crenshaw
Crowley
Cuellar
Cummings
Davis (AL)
Davis (CA)
Davis (IL)
Davis, Lincoln
Davis, Tom
DeFazio
DeGette
Delahunt
DeLauro
Dicks
Dingell
Doggett
Donnelly
Donnelly
Doyle
Drake
Edwards
Ellison
Ellsworth
Emanuel
Emerson
Engel
English (PA)
Eshoo
Etheridge
Everett
Farr
Fattah
Ferguson
Filner
Fortenberry
Frank (MA)
Frelinghuysen
Gerlach
Giffords
Gilchrest
Gillibrand
Gillmor
Gonzalez
Gordon
Granger
Graves
Green, Al
Green, Gene
Grijalva
Gutierrez
Hall (NY)
Harman
Hastings (FL)
Herger
Herseth Sandlin
Higgins
Hill
Hinchev
Hinojosa
Hirono
Hobson
Hodes
Holden
Holt
Honda
Carnahan
Hoyer
Hunter
Inslee
Israel
Jackson (IL)
Jackson-Lee
(TX)
Jefferson
Johnson (GA)
Johnson (IL)
Johnson, E. B.
Jones (OH)
Kagen
Kanjorski
Kaptur
Kennedy
Kildee
Kilpatrick
Kind
King (NY)
Kirk
Klein (FL)
Knollenberg
Kucinich
Kuhl (NY)
LaHood
Lampson
Langevin
Lantos
Larsen (WA)
Latham
LaTourrette
Lee
Levin
Lewis (CA)
Lewis (GA)
Lipinski
LoBiondo
Loeb sack
Lofgren, Zoe
Lowey
Lucas
Lynch
Mahoney (FL)
Maloney (NY)
Markey

Abercrombie
Buyer
Clay
Cubin

Davis, Jo Ann
Faleomavaega
Larson (CT)
Moore (WI)

Ortiz
Peterson (PA)
Sullivan
Walden (OR)

NOT VOTING—12

So the amendment was not agreed to.

85.32 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment numbered 21, submitted by Mr. CAMP-BELL of California:

Page 16, line 19, after the dollar amount insert "(reduced by \$101,550,000)".

It was decided in the Yeas ..... 107
negative ..... Nays ..... 320

85.33 [Roll No. 509]

AYES—107

Akin
Bachmann
Bachus
Baker
Barrett (SC)
Bilbray
Bishop (UT)
Blackburn
Blunt
Boehner
Bonner
Boustany
Brady (TX)
Brown-Waite,
Ginny
Buchanan
Burton (IN)
Buyer
Campbell (CA)
Cannon
Cantor
Capito
Chabot
Coble
Cole (OK)
Conaway
Culberson
Davis (KY)
Davis, David
Deal (GA)
Dreier
Duncan
Fallin
Feeney
Flake
Fortuño
Fossella

Fox
Franks (AZ)
Gallegly
Garrett (NJ)
Gingrey
Gohmert
Goode
Goodlatte
Hall (TX)
Hastert
Hastings (WA)
Hayes
Hensarling
Herger
Hoekstra
Issa
Johnson, Sam
Jordan
Keller
King (IA)
Kingston
Kline (MN)
Lamborn
Linder
Lungren, Daniel
E.
Mack
Manzullo
Marchant
McCarthy (CA)
Terry
McCaul (TX)
McCrery
McHenry
McKeon
McMorris
Rodgers
Mica

Miller (FL)
Miller, Gary
Myrick
Neugebauer
Paul
Pearce
Pence
Petri
Pickering
Pitts
Poe
Price (GA)
Putnam
Rogers (MI)
Rohrabacher
Roskam
Royce
Ryan (WI)
Sali
Schmidt
Sensenbrenner
Sessions
Shadegg
Shimkus
Smith (NE)
Smith (TX)
Souder
Stearns
Tancredo
Terry
Thornberry
Walberg
Waters
Westmoreland
Wicker
Wilson (SC)

NOES—320

Ackerman
Aderholt
Alexander
Allen
Altmire
Andrews
Arcuri
Baca
Baird
Baldwin
Barrow
Bartlett (MD)
Barton (TX)
Bean
Becerra
Berkley
Berman
Berry
Biggart

Bilirakis
Bishop (GA)
Bishop (NY)
Blumenauer
Bono
Boozman
Bordallo
Boren
Boswell
Boucher
Boyd (FL)
Boyd (KS)
Brady (PA)
Braley (IA)
Brown (SC)
Brown, Corrine
Burgess
Butterfield
Calvert

Camp (MI)
Capps
Capuano
Cardoza
Carnahan
Carney
Carson
Carter
Castle
Castor
Chandler
Christensen
Clarke
Clay
Clever
Clyburn
Cohen
Conyers
Cooper

Miller (FL)
Miller, Gary
Myrick
Neugebauer
Paul
Pearce
Pence
Petri
Pickering
Pitts
Poe
Price (GA)
Putnam
Rogers (MI)
Rohrabacher
Roskam
Royce
Ryan (WI)
Sali
Schmidt
Sensenbrenner
Sessions
Shadegg
Shimkus
Smith (NE)
Smith (TX)
Souder
Stearns
Tancredo
Terry
Thornberry
Walberg
Waters
Westmoreland
Wicker
Wilson (SC)

Miller (FL)
Miller, Gary
Myrick
Neugebauer
Paul
Pearce
Pence
Petri
Pickering
Pitts
Poe
Price (GA)
Putnam
Rogers (MI)
Rohrabacher
Roskam
Royce
Ryan (WI)
Sali
Schmidt
Sensenbrenner
Sessions
Shadegg
Shimkus
Smith (NE)
Smith (TX)
Souder
Stearns
Tancredo
Terry
Thornberry
Walberg
Waters
Westmoreland
Wicker
Wilson (SC)

Sanchez, Loretta
Sarbanes
Saxton
Schakowsky
Schiff
Schwartz
Scott (GA)
Scott (VA)
Serrano
Sestak
Shays
Shea-Porter
Sherman
Shuler
Shuster
Simpson
Sires
Skelton
Slaughter
Smith (NJ)
Smith (WA)
Snyder
Solis
Space
Spratt
Stark
Stupak
Sutton
Tanner
Tauscher
Meehan
Meek (FL)
Meeks (NY)
Melancon
Michaud
Miller (MI)
Miller (NC)
Miller, George
Mitchell
Mollohan
Moore (KS)
Moran (KS)
Moran (VA)
Murphy (CT)
Murphy, Patrick
Murphy, Tim
Murtha
Musgrave
Nadler
Napolitano
Neal (MA)
Norton
Oberstar
Obey
Oliver
Pallone
Pascrell
Pastor
Payne
Perlmutter
Peterson (MN)
Platts
Pomeroy
Porter
Price (NC)
Pryce (OH)
Radanovich
Rahall

NOT VOTING—10

Abercrombie
Cubin
Davis, Jo Ann
Faleomavaega

Larson (CT)
Moore (WI)
Ortiz
Peterson (PA)

So the amendment was not agreed to.



85.34 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment submitted by Mr. STEARNS:

Page 17, line 14, after the dollar amount insert "(reduced by \$20,000,000)(increased by \$20,000,000)".

It was decided in the { Yeas ..... 158  
negative ..... Nays ..... 269

85.35 [Roll No. 510]

AYES—158

Aderholt Fossella Miller (MI)  
Akin Fossella Miller (NC)  
Alexander Franks (AZ) Miller, Gary  
Bachmann Garrett (NJ) Moran (KS)  
Bachus Gerlach Murphy, Tim  
Baker Gillibrand Musgrave  
Barrett (SC) Gillmor Myrick  
Barrow Gingrey Neugebauer  
Bartlett (MD) Gohmert Nunes  
Barton (TX) Goode Paul  
Berry Goodlatte Pearce  
Bilbray Granger Pence  
Bilirakis Graves Pickering  
Bishop (UT) Hall (TX) Pitts  
Blackburn Harman Platts  
Blunt Hastert Poe  
Boehner Hastings (FL) Price (GA)  
Bonner Heller Pryce (OH)  
Bono Hensarling Putnam  
Boozman Herger Ramstad  
Boren Hersth Sandlin Rehberg  
Boustany Hoekstra Reichert  
Boyd (FL) Hulshof Rogers (AL)  
Brady (TX) Hunter Rogers (MI)  
Brown-Waite, Issa Rohrabacher  
Ginny Jindal Ross  
Buchanan Johnson (IL) Royce  
Burgess Johnson, Sam Ryan (WI)  
Burton (IN) Jordan Schmidt  
Buyer Keller Sensenbrenner  
Campbell (CA) King (IA) Sessions  
Cannon Kline (MN) Shadegg  
Cantor Kline (MN) Shimkus  
Carter Knollenberg Skelton  
Castle Kuhl (NY) Smith (NE)  
Chabot Lamborn Smith (TX)  
Coble Linder Souder  
Cooper Lucas Stearns  
Cramer Lungren, Daniel Tancredo  
Crenshaw E. Tanner  
Culberson Mack Terry  
Davis, David Manzullo Thornberry  
Davis, Tom Marchant Tiberi  
Deal (GA) Marshall Walberg  
Dent McCarthy (CA) Wamp  
Diaz-Balart, L. McCaul (TX) Weldon (FL)  
Diaz-Balart, M. McCrery Westmoreland  
Drake McHenry Whitfield  
Duncan McHugh Wicker  
Feeney McIntyre Wilson (NM)  
Flake McKeon Wilson (SC)  
Forbes Melancon Young (FL)  
Fortenberry Mica  
Fortuño Miller (FL)

NOES—269

Ackerman Capito Davis (KY)  
Allen Capps Davis, Lincoln  
Altmire Capuano DeFazio  
Andrews Cardoza DeGette  
Arcuri Carnahan Delahunt  
Baca Carney DeLauro  
Baird Carson Dicks  
Baldwin Castor Dingell  
Bean Chandler Doggett  
Becerra Christensen Donnelly  
Berkley Clarke Doolittle  
Berman Clay Doyle  
Biggert Cleaver Dreier  
Bishop (GA) Clyburn Edwards  
Bishop (NY) Cohen Ehlers  
Blumenauer Cole (OK) Ellison  
Bordallo Conaway Ellsworth  
Boswell Conyers Emanuel  
Boucher Costa Emerson  
Boyd (KS) Costello Engel  
Brady (PA) Courtney English (PA)  
Bralely (IA) Crowley Eshoo  
Brown (SC) Cuellar Etheridge  
Brown, Corrine Cummings Everett  
Butterfield Fallin Fallin  
Calvert Davis (CA) Farr  
Camp (MI) Davis (IL) Fattah

Ferguson LoBiondo Salazar  
Filner Loebbeck Sali  
Frank (MA) Lofgren, Zoe Sanchez, Linda  
Frelinghuysen Lowey T.  
Gallegly Lynch Sanchez, Loretta  
Giffords Mahoney (FL) Sarbanes  
Gilchrist Maloney (NY) Saxton  
Gonzalez Markey Schakowsky  
Gordon Matheson Schiff  
Green, Al Matsui Schwartz  
Green, Gene McCarthy (NY) Scott (GA)  
Grijalva McCollum (MN) Scott (VA)  
Gutierrez McCotter Serrano  
Hall (NY) McDermott Sestak  
Hare McGovern Shays  
Hastings (WA) McMorris Shea-Porter  
Hayes Rodgers Sherman  
Higgins McNeerney Shuler  
Hill McNulty Shuster  
Hinchey Meehan Simpson  
Hinojosa Meek (FL) Sires  
Hirono Meeks (NY) Slaughter  
Hobson Michaud Smith (NJ)  
Hodes Miller, George Smith (WA)  
Holden Mitchell Snyder  
Holt Mollohan Solis  
Honda Moore (KS) Space  
Hooley Moran (VA) Spratt  
Hoyer Murphy (CT) Stark  
Inglis (SC) Stupak Stupak  
Inslee Murtha Sutton  
Israel Nadler Tauscher  
Jackson (IL) Napolitano Taylor  
Jackson-Lee Neal (MA) Thompson (CA)  
(TX) Norton Thompson (MS)  
Jefferson Oberstar Tiahrt  
Johnson (GA) Obey Tierney  
Johnson, E. B. Olver Towns  
Jones (NC) Pallone Turner  
Jones (OH) Pascrell Udall (CO)  
Kagen Pastor Udall (NM)  
Kanjorski Payne Upton  
Kaptur Perlmutter Van Hollen  
Kennedy Peterson (MN) Velazquez  
Kildee Petri Visclosky  
Kilpatrick Pomeroy Walsh (NY)  
Kind Porter Walz (MN)  
King (NY) Price (NC) Wasserman  
Kirk Radanovich Schultz  
Klein (FL) Rahall Waters  
Kucinich Rangel Watson  
LaHood Regula Watt  
Lampson Renzi Waxman  
Langevin Reyes Weiner  
Lantos Reynolds Welch (VT)  
Larsen (WA) Rodriguez Weller  
Latham Rogers (KY) Wexler  
LaTourette Ros-Lehtinen Wilson (OH)  
Lee Roskam Wolf  
Levin Rothman Woolsey  
Lewis (CA) Roybal-Allard Wu  
Lewis (GA) Ruppertsberger Wynn  
Lewis (KY) Rush Yarmuth  
Lipinski Ryan (OH) Young (AK)

NOT VOTING—10

Abercrombie Larson (CT) Sullivan  
Cubin Moore (WI) Walden (OR)  
Davis, Jo Ann Ortiz  
Faleomavaega Peterson (PA)

So the amendment was not agreed to.

85.36 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment numbered 19, submitted by Mr. KLINE of Minnesota:

Page 18, line 10, after the dollar amount insert "(reduced by \$142,000,000)".

It was decided in the { Yeas ..... 123  
negative ..... Nays ..... 303

85.37 [Roll No. 511]

AYES—123

Bachmann Bonner Castle  
Baird Boswell Chabot  
Barrett (SC) Buchanan Coble  
Bartlett (MD) Burgess Cole (OK)  
Berkley Burton (IN) Conaway  
Bilbray Buyer Cooper  
Bishop (UT) Camp (MI) Crowley  
Blackburn Campbell (CA) Culberson  
Blunt Cannon Davis, David  
Boehner Cantor Deal (GA)

Diaz-Balart, L. King (IA)  
Drake King (NY)  
Dreier Kingston  
Duncan Kline (MN)  
Fallin Knollenberg  
Feeney Kucinich  
Flake Kuhl (NY)  
Forbes Lamborn  
Fortuño Linder  
Fossella LoBiondo  
Foxy Lungren, Daniel  
Franks (AZ) E.  
Garrett (NJ) Mack  
Gerlach Manzullo  
Gillibrand Markey  
Gingrey McHenry  
Gohmert McKeon  
Goode McMorris  
Goodlatte Rodgers  
Hastings (WA) McNerney  
Heller Miller (FL)  
Hensarling Miller (MI)  
Herger Miller, Gary  
Hoekstra Murphy, Patrick  
Hunter Musgrave  
Inglis (SC) Myrick  
Issa Neugebauer Terry  
Jackson (IL) Nunes  
Johnson, Sam Paul  
Jones (NC) Pearce  
Jordan Pence  
Keller Petri

NOES—303

Ackerman Davis (IL)  
Aderholt Davis (KY)  
Akin Davis, Lincoln  
Alexander Davis, Tom  
Allen DeFazio  
Altmire DeGette  
Andrews Delahunt  
Arcuri DeLauro  
Baca Dent  
Bachus Dicks  
Baker Dingell  
Baldwin Doggett  
Barrow Donnelly  
Barton (TX) Doolittle  
Bean Doyle  
Becerra Edwards  
Berman Ehlers  
Berry Ellison  
Biggert Ellsworth  
Bilirakis Emanuel  
Bishop (GA) Emerson  
Bishop (NY) Engel  
Blumenauer English (PA)  
Bono Eshoo  
Boozman Etheridge  
Bordallo Everett  
Boren Farr  
Boucher Fattah  
Boustany Ferguson  
Boyd (FL) Filner  
Boyd (KS) Fortenberry  
Brady (PA) Frank (MA)  
Brady (TX) Frelinghuysen  
Bralely (IA) Gallegly  
Brown (SC) Giffords  
Brown, Corrine Gilchrist  
Brown-Waite, Ginny Lynch  
Butterfield Gordon  
Calvert Granger  
Capito Graves  
Capuano Green, Al  
Capuano Green, Gene  
Cardoza Grijalva  
Carnahan Gutierrez  
Carney Hall (NY)  
Carson Hall (TX)  
Carter Hare  
Castor Harman  
Chandler Hastert  
Christensen Hastings (FL)  
Clarke Hayes  
Clay Hersth Sandlin  
Cleaver Higgins  
Clyburn Hill  
Cohen Hinchey  
Conyers Hinojosa  
Costa Hirono  
Costello Hobson  
Courtney Hodes  
Cramer Holden  
Crenshaw Holt  
Cuellar Honda  
Cummings Hooley  
Davis (AL) Hoyer  
Davis (CA) Hulshof

Pickering  
Pitts  
Platts  
Price (GA)  
Putnam  
Ramstad  
Reichert  
Rogers (MI)  
Rohrabacher  
Royce  
Ryan (WI)  
Sali  
Saxton  
Schmidt  
Sensenbrenner  
Sessions  
Shadegg  
Shays  
Shuler  
Smith (NE)  
Smith (TX)  
Smith (WA)  
Stark  
Stearns  
Tancredo  
Terry  
Weldon (FL)  
Westmoreland  
Wicker  
Wilson (SC)  
Wolf

Moran (VA)	Roybal-Allard	Thornberry
Murphy (CT)	Ruppersberger	Tiahrt
Murphy, Tim	Rush	Tiberi
Murtha	Ryan (OH)	Tierney
Nadler	Salazar	Towns
Napolitano	Sánchez, Linda	Turner
Neal (MA)	T.	Udall (CO)
Norton	Sanchez, Loretta	Udall (NM)
Oberstar	Sarbanes	Upton
Obey	Schakowsky	Van Hollen
Olver	Schiff	Velázquez
Pallone	Schwartz	Visclosky
Pascarell	Scott (GA)	Walberg
Pastor	Scott (VA)	Walsh (NY)
Payne	Serrano	Walz (MN)
Perlmutter	Sestak	Wamp
Peterson (MN)	Shea-Porter	Wasserman
Poe	Sherman	Wasserman
Pomeroy	Shimkus	Schultz
Porter	Shuster	Waters
Price (NC)	Simpson	Watson
Pryce (OH)	Sires	Watt
Radanovich	Skelton	Waxman
Rahall	Slaughter	Weiner
Rangel	Smith (NJ)	Welch (VT)
Regula	Snyder	Weller
Rehberg	Solis	Wexler
Renzi	Souder	Whitfield
Reyes	Space	Wilson (NM)
Reynolds	Spratt	Wilson (OH)
Rodriguez	Stupak	Woolsey
Rogers (AL)	Sutton	Wu
Rogers (KY)	Tanner	Wynn
Ros-Lehtinen	Tauscher	Yarmuth
Roskam	Taylor	Young (AK)
Ross	Thompson (CA)	Young (FL)
Rothman	Thompson (MS)	

## NOT VOTING—11

Abercrombie	Faleomavaega	Peterson (PA)
Cubin	Larson (CT)	Sullivan
Davis, Jo Ann	Moore (WI)	Walden (OR)
Diaz-Balart, M.	Ortiz	

So the amendment was not agreed to. The SPEAKER pro tempore, Mr. WALZ of Minnesota, assumed the Chair.

When Mr. POMEROY, Acting Chairman, reported that the Committee, having had under consideration said bill, had come to no resolution thereon.

#### ¶85.38 MESSAGE FROM THE PRESIDENT— NATIONAL EMERGENCY WITH RESPECT TO THE RUSSIAN FEDERATION

The SPEAKER pro tempore, Mr. WALZ of Minnesota, laid before the House a message from the President, which was read as follows:

*To the Congress of the United States:*

Section 202(d) of the National Emergencies Act (50 U.S.C. 1622(d) provides for the automatic termination of a national emergency unless, prior to the anniversary date of its declaration, the President publishes in the *Federal Register* and transmits to the Congress a notice stating that the emergency is to continue in effect beyond the anniversary date. In accordance with this provision, I have sent the enclosed notice to the *Federal Register* for publication, stating that the emergency declared with respect to the accumulation of a large volume of weapons-usable fissile material in the territory of the Russian Federation is to continue beyond June 21, 2007.

It remains a major national security goal of the United States to ensure that fissile material removed from Russian nuclear weapons pursuant to various arms control and disarmament agreements is dedicated to peaceful uses, subject to transparency measures, and protected from diversion to activities of proliferation concern. The accumulation of a large volume of

weapons-usable fissile material in the territory of the Russian Federation continues to pose an unusual and extraordinary threat to the national security and foreign policy of the United States. For this reason, I have determined that it is necessary to continue the national emergency declared with respect to the accumulation of a large volume of weapons-usable fissile material in the territory of the Russian Federation and maintain in force these emergency authorities to respond to this threat.

GEORGE W. BUSH.

THE WHITE HOUSE, June 19, 2007.

By unanimous consent, the message, together with the accompanying papers, was referred to the Committee on Foreign Affairs and ordered to be printed (H. Doc. 110-41).

#### ¶85.39 ORDER OF BUSINESS— POSTPONEMENT OF VOTES ON SUSPENSIONS

The SPEAKER pro tempore, Mr. WALZ of Minnesota, by unanimous consent and pursuant to clause 8 of rule XX, announced that further proceedings on motions to suspend the rules with regard to House Concurrent Resolution 21, H.R. 2359, and H.R. 2284, were postponed until Wednesday, June 20, 2007.

#### ¶85.40 ENROLLED BILLS SIGNED

Lorraine C. Miller, Clerk of the House, reported and found truly enrolled bills of the House of the following titles, which were thereupon signed by the Speaker:

H.R. 57. An Act to repeal certain sections of the Act of May 26, 1936, pertaining to the Virgin Islands.

H.R. 692. An Act to amend title 4, United States Code, to authorize the Governor of a State, territory, or possession of the United States to order that the National flag be flown at half-staff in that State, territory, or possession in the event of the death of a member of the Armed Forces from that State, territory, or possession who dies while serving on active duty.

#### ¶85.41 LEAVE OF ABSENCE

By unanimous consent, leave of absence was granted to Mr. LARSON of Connecticut, for today.

And then,

#### ¶85.42 ADJOURNMENT

On motion of Mr. ROHRBACHER, at 8 o'clock and 5 minutes p.m., the House adjourned.

#### ¶85.43 REPORTS OF COMMITTEES ON PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XIII, reports of committees were delivered to the Clerk for printing and reference to the proper calendar, as follows:

Ms. WASSERMAN SCHULTZ: Committee on Appropriations. H.R. 2771. A bill making appropriations for the Legislative Branch for the fiscal year ending September 30, 2008, and for other purposes (Rept. 110-198). Referred to the Committee of the Whole House on the state of the Union.

Mr. HASTINGS (FL): Committee on Rules. House Resolution 498. Resolution providing for consideration of the bill (H.R. 2764) making appropriations for the Department of State, foreign operations, and related programs for the fiscal year ending September 30, 2008, and for other purposes (Rept. 110-199). Referred to the House Calendar.

Mr. CONYERS: Committee on the Judiciary. H.R. 923. A bill to establish an Unsolved Crimes Section in the Civil Rights Division of the Department of Justice, and an Unsolved Civil Rights Crime Investigative Office in the Civil Rights Unit of the Federal Bureau of Investigation, and for other purposes; with an amendment (Rept. 110-200). Referred to the Committee of the Whole House on the state of the Union.

#### ¶85.44 PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XII, public bills and resolutions were introduced and severally referred, as follows:

By Mr. GEORGE MILLER of California (for himself, Mr. RAHALL, Ms. WOOLSEY, Mr. MURTHA, Mr. KUCINICH, Mr. CHANDLER, Mr. HARE, Mr. BISHOP of New York, Mr. MOLLOHAN, Mr. PAYNE, Mr. HOLT, Mr. SARBANES, and Mr. YARMUTH):

H.R. 2768. A bill to establish improved mandatory standards to protect miners during emergencies, and for other purposes; to the Committee on Education and Labor.

By Mr. GEORGE MILLER of California (for himself, Mr. RAHALL, Ms. WOOLSEY, Mr. MURTHA, Mr. KUCINICH, Mr. CHANDLER, Mr. HARE, Mr. BISHOP of New York, Mr. MOLLOHAN, Mr. PAYNE, Mr. HOLT, Mr. SARBANES, and Mr. YARMUTH):

H.R. 2769. A bill to establish improved mandatory standards to protect and enhance the health of miners; to the Committee on Education and Labor.

By Mr. TOWNS (for himself and Mr. WHITFIELD):

H.R. 2770. A bill to amend title XVIII of the Social Security Act to ensure more appropriate payment amounts for drugs and biologicals under part B of the Medicare Program by excluding customary prompt pay discounts extended to wholesalers from the manufacturer's average sales price; to the Committee on Energy and Commerce, and in addition to the Committee on Ways and Means, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. BRADY of Texas (for himself, Mr. SAM JOHNSON of Texas, Mr. CULBERSON, Mr. PAUL, Mr. HALL of Texas, Ms. GRANGER, Mr. MCCAUL of Texas, Mr. MEEK of Florida, Mr. BURGESS, Mr. POE, Mr. EDWARDS, Mr. MARCHANT, Mr. MCGOVERN, Mr. DELAHUNT, and Mr. HINOJOSA):

H.R. 2772. A bill to amend title II of the Social Security Act to repeal the windfall elimination provision and protect the retirement of public servants; to the Committee on Ways and Means.

By Mr. LAMPSON:

H.R. 2773. A bill to enhance research, development, demonstration, and commercial application of biofuels related technologies, and for other purposes; to the Committee on Science and Technology.

By Ms. GIFFORDS:

H.R. 2774. A bill to support the research, development, and commercial application of solar energy technologies, and for other purposes; to the Committee on Science and Technology.

By Mr. OBERSTAR (for himself and Ms. NORTON):

H.R. 2775. A bill to amend the Robert T. Stafford Disaster Relief and Emergency Assistance Act to authorize funding for emergency management performance grants, and for other purposes; to the Committee on Transportation and Infrastructure.

By Mr. RANGEL (for himself, Mr. LEVIN, Mr. McDERMOTT, Mr. LEWIS of Georgia, Mr. NEAL of Massachusetts, Mr. McNULTY, Mr. TANNER, Mr. BECERRA, Mr. DOGGETT, Mr. POMEROY, Mrs. JONES of Ohio, Mr. THOMPSON of California, Mr. LARSON of Connecticut, Mr. EMANUEL, Mr. BLUMENAUER, Mr. KIND, Mr. PASCRELL, Ms. BERKLEY, Mr. CROWLEY, Mr. VAN HOLLEN, Ms. SCHWARTZ, and Mr. DAVIS of Alabama):

H.R. 2776. A bill to amend the Internal Revenue Code of 1986 to provide tax incentives for the production of renewable energy and energy conservation; to the Committee on Ways and Means.

By Mr. BISHOP of Utah (for himself, Mr. CANNON, and Mr. MATHESON):

H.R. 2777. A bill to provide for the acquisition of five isolated parcels of land owned by the State of Utah, under the control of the Utah National Guard, and withdrawn for military use as part of Camp Williams, Utah, in exchange for a consolidated parcel of public land of approximate equal value, also within the boundaries of Camp Williams, necessary for future military mission training; to the Committee on Natural Resources.

By Mrs. LOWEY (for herself, Mrs. MALONEY of New York, Mr. HIGGINS, Mr. TOWNS, Mr. CROWLEY, Mr. KUHL of New York, Mr. MCHUGH, Mr. HALL of New York, Mr. ACKERMAN, Mr. NADLER, Mr. FOSSELLA, Mr. BISHOP of New York, Mr. ENGEL, Ms. CLARKE, and Mrs. GILLIBRAND):

H.R. 2778. A bill to designate the facility of the United States Postal Service located at 3 Quaker Ridge Road in New Rochelle, New York, as the "Robert Merrill Postal Station"; to the Committee on Oversight and Government Reform.

By Mr. MAHONEY of Florida (for himself, Mr. HASTINGS of Florida, Ms. CASTOR, Mr. BOYD of Florida, Mrs. DRAKE, Mrs. DAVIS of California, and Mr. CALVERT):

H.R. 2779. A bill to recognize the Navy UDT-SEAL Museum in Fort Pierce, Florida, as the official national museum of Navy SEALS and their predecessors; to the Committee on Armed Services.

By Mr. MORAN of Virginia:

H.R. 2780. A bill to amend section 8339(p) of title 5, United States Code, to clarify the method for computing certain annuities under the Civil Service Retirement System which are based on part-time service, and for other purposes; to the Committee on Oversight and Government Reform.

By Mr. RANGEL:

H.R. 2781. A bill to award a congressional gold medal to Ray Charles in recognition of his many contributions to the Nation; to the Committee on Financial Services.

By Mr. REHBERG:

H.R. 2782. A bill to amend the Internal Revenue Code of 1986 to extend the deduction for qualified tuition and related expenses; to the Committee on Ways and Means.

By Mrs. TAUSCHER (for herself, Ms. LEE, Ms. MATSUI, Mr. McNERNEY, Mrs. NAPOLITANO, Mr. FILNER, Mr. STARK, Mr. GEORGE MILLER of California, Mr. LANTOS, Ms. ESHOO, Ms. ZOE LOFGREN of California, Ms. WOOLSEY, Mr. THOMPSON of California, Mrs. CAPPs, Ms. LINDA T. SANCHEZ of California, Ms. WATSON, and Mr. FARR):

H.R. 2783. A bill to amend title 23, United States Code, to provide for mass transpor-

tation services that provide temporary substitute highway traffic service as a result of an emergency; to the Committee on Transportation and Infrastructure.

By Ms. ROS-LEHTINEN (for herself, Mr. LANTOS, Mr. BURTON of Indiana, Mr. ROHRBACHER, Mr. CHABOT, Mr. PENCE, Mr. TANCREDO, Mr. PITTS, and Mr. HONDA):

H. Res. 497. A resolution expressing the sense of the House of Representatives that the Government of the People's Republic of China should immediately release from custody the children of Rebiya Kadeer and Canadian citizen Huseyin Celil and should refrain from further engaging in acts of cultural, linguistic, and religious suppression directed against the Uyghur people, and for other purposes; to the Committee on Foreign Affairs.

By Mr. SMITH of Texas (for himself and Mr. KING of New York):

H. Res. 499. A resolution expressing the sense of the House of Representatives that the Administration should rigorously enforce the laws of the United States to substantially reduce illegal immigration and greatly improve border security; to the Committee on the Judiciary, and in addition to the Committees on Financial Services, and Homeland Security, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

185.45 MEMORIALS

Under clause 3 of rule XII, memorials were presented and referred as follows:

81. The SPEAKER presented a memorial of the Legislature of the State of Louisiana, relative to House Concurrent Resolution No. 83 memorializing the Congress of the United States to take such actions as are necessary to continue the current United States sugar program in the 2007 Farm Bill; to the Committee on Agriculture.

82. Also, a memorial of the Senate of the Commonwealth of Pennsylvania, relative to Senate Resolution No. 115 urging the President of the United States and the Congress of the United States to enact legislation to provide additional funding for ALS research; to the Committee on Education and Labor.

83. Also, a memorial of the Senate of the Commonwealth of Pennsylvania, relative to Senate Resolution No. 91 urging the President of the United States and the Congress of the United States to fulfill the commitment of the Individuals with Disabilities Education Act to provide resources equal to forty percent of the national average per pupil expenditure for special education students for each Pennsylvania student with special needs; to the Committee on Education and Labor.

185.46 ADDITIONAL SPONSORS

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

H.R. 21: Ms. CASTOR, Mr. KILDEE, Mr. WEXLER, and Mr. KIND.

H.R. 241: Mr. ENGLISH of Pennsylvania and Mr. JORDAN.

H.R. 293: Mr. CUMMINGS.

H.R. 435: Ms. BERKLEY.

H.R. 550: Mr. PAUL, Ms. HIRONO, Mr. WAXMAN, Mr. MARIO DIAZ-BALART of Florida, Mr. MEEHAN, Mrs. MALONEY of New York, Mrs. GILLIBRAND, and Ms. WOOLSEY.

H.R. 601: Ms. KAPTUR.

H.R. 624: Mr. BLUMENAUER, Mr. ABERCROMBIE, and Ms. SCHAKOWSKY.

H.R. 690: Mr. EVERETT.

H.R. 695: Mrs. MALONEY of New York.

H.R. 715: Mr. LANTOS, Mr. RANGEL, and Mr. MORAN of Virginia.

H.R. 741: Mr. HONDA.

H.R. 767: Mr. FARR.

H.R. 772: Mr. COHEN.

H.R. 777: Mr. HASTINGS of Florida and Mr. STARK.

H.R. 782: Mr. TIM MURPHY of Pennsylvania and Mr. SHULER.

H.R. 822: Mr. KUCINICH.

H.R. 873: Mr. CLEAVER.

H.R. 954: Mr. FOSSELLA and Mr. REYNOLDS.

H.R. 971: Mr. BARROW and Mr. CROWLEY.

H.R. 980: Ms. MOORE of Wisconsin, Mr. SCOTT of Virginia, Mr. KELLER, Mr. JACKSON of Illinois, Mr. NEAL of Massachusetts, Mrs. LOWEY, Mr. HUNTER, Mr. LANGEVIN, Mr. BECERRA, and Mr. LYNCH.

H.R. 983: Mr. BAIRD.

H.R. 989: Mr. SOUDER.

H.R. 1023: Mr. SPACE, Mr. DAVIS of Kentucky, and Mr. BILBRAY.

H.R. 1032: Mr. SALAZAR.

H.R. 1049: Mr. MCCOTTER.

H.R. 1055: Mr. MEEHAN.

H.R. 1105: Mr. SNYDER.

H.R. 1108: Ms. KILPATRICK.

H.R. 1110: Mr. McDERMOTT.

H.R. 1125: Mr. PICKERING, Mr. HERGER, Mr. DAVIS of Alabama, and Mr. STEARNS.

H.R. 1188: Mr. HONDA.

H.R. 1192: Mr. RAHALL, Mrs. NAPOLITANO, and Mr. BOUCHER.

H.R. 1224: Mr. RAHALL.

H.R. 1245: Mr. BRADY of Pennsylvania.

H.R. 1264: Mr. STUPAK, and Ms. VELÁZQUEZ.

H.R. 1302: Mr. WAXMAN, Mrs. CAPPs, Mr. SHULER, Ms. LEE, Mr. FATTAH, and Ms. NORTON.

H.R. 1418: Mr. HAYES, Mr. BISHOP of Georgia, Mr. CAPUANO, and Mr. SESSIONS.

H.R. 1422: Ms. GINNY BROWN-WAITE of Florida.

H.R. 1428: Mr. DAVIS of Illinois.

H.R. 1439: Mrs. CAPITO.

H.R. 1459: Mr. SALI, Mr. SNYDER, and Mr. MOLLOHAN.

H.R. 1481: Mr. BRADY of Texas and Mr. FORBES.

H.R. 1498: Mr. HONDA.

H.R. 1527: Mr. PETERSON of Minnesota.

H.R. 1537: Mr. BILIRAKIS.

H.R. 1589: Mr. JOHNSON of Georgia, Mr. CALVERT, and Mr. FILNER.

H.R. 1687: Mr. RYAN of Ohio.

H.R. 1707: Mr. BISHOP of New York and Mr. HILL.

H.R. 1718: Ms. WATSON.

H.R. 1742: Mr. JOHNSON of Illinois.

H.R. 1748: Mr. CARNEY, Mr. PORTER, Ms. ROS-LEHTINEN, Mr. MCGOVERN, and Mr. BRADY of Pennsylvania.

H.R. 1754: Mr. LAMPSON.

H.R. 1818: Mr. LEWIS of Georgia.

H.R. 1823: Ms. NORTON, Mr. JINDAL, and Ms. SLAUGHTER.

H.R. 1845: Mr. WELCH of Vermont, Ms. GINNY BROWN-WAITE of Florida, Mr. SOUDER, Mr. COURTNEY, Mrs. BLACKBURN, Mr. PORTER, Mr. ABERCROMBIE, Mr. ALTMIRE, Mr. RAHALL, Mr. GONZALEZ, Mr. BOUCHER, Mr. CARNEY, Mr. DAVIS of Kentucky, Ms. BERKLEY, and Ms. SUTTON.

H.R. 1852: Mr. ETHERIDGE.

H.R. 1876: Mr. BROWN of South Carolina and Mrs. CHRISTENSEN.

H.R. 1889: Mr. HINCHEY.

H.R. 1924: Mr. BOUSTANY.

H.R. 1926: Mr. COHEN and Mr. BRADY of Pennsylvania.

H.R. 1938: Mr. ELLISON and Mr. SCHIFF.

H.R. 1969: Mr. FEENEY.

H.R. 1971: Mr. PLATTS.

H.R. 1983: Mr. ROTHMAN and Mr. BRALEY of Iowa.

H.R. 2003: Mr. WU.

H.R. 2049: Mr. LEVIN.

H.R. 2052: Mr. GORDON, Mrs. CAPITO, Mr. DAVIS of Illinois, Mr. ISRAEL, Mrs. CAPPs, and Mrs. GILLIBRAND.

H.R. 2060: Mr. HASTINGS of Florida.  
 H.R. 2063: Mrs. CAPPS, Mr. NEAL of Massachusetts, and Ms. DEGETTE.  
 H.R. 2108: Mr. RANGEL.  
 H.R. 2116: Mr. REGULA and Mr. CARNAHAN.  
 H.R. 2129: Mr. COURTNEY, Mr. WU, and Mr. BISHOP of Georgia.  
 H.R. 2139: Mr. JONES of North Carolina and Mr. ETHERIDGE.  
 H.R. 2161: Mr. TIBERI.  
 H.R. 2165: Mr. ETHERIDGE.  
 H.R. 2169: Mr. LEVIN.  
 H.R. 2183: Mr. GOODE, Mr. LAMBORN, Mr. CANTOR, Mr. BURGESS, and Mr. SOUDER.  
 H.R. 2211: Mr. FARR and Mr. DAVIS of Illinois.  
 H.R. 2225: Mr. BERMAN.  
 H.R. 2234: Ms. CARSON, Mr. BISHOP of New York, Mr. KAGEN, and Mr. YOUNG of Alaska.  
 H.R. 2236: Mr. MORAN of Virginia.  
 H.R. 2262: Ms. JACKSON-LEE of Texas, Mr. UDALL of Colorado, Mr. WAXMAN, Mr. HONDA, Mrs. CAPPS, Mr. GONZALEZ, and Mr. STARK.  
 H.R. 2265: Mr. PAYNE and Mr. MEEKS of New York.  
 H.R. 2289: Ms. WOOLSEY and Ms. LEE.  
 H.R. 2290: Ms. JACKSON-LEE of Texas.  
 H.R. 2298: Ms. BERKLEY and Mr. SCHIFF.  
 H.R. 2303: Mr. BISHOP of New York.  
 H.R. 2304: Mr. MARSHALL and Mr. SCHIFF.  
 H.R. 2327: Mr. RAMSTAD and Mr. SCHIFF.  
 H.R. 2353: Mr. MORAN of Virginia, Mrs. DAVIS of California, and Mr. SMITH of New Jersey.  
 H.R. 2384: Mr. HOLT and Mr. ALTMIRE.  
 H.R. 2425: Mrs. CAPITO.  
 H.R. 2443: Mr. PASTOR, Mrs. BLACKBURN, and Ms. SUTTON.  
 H.R. 2449: Mr. FRANK of Massachusetts and Mr. GRIJALVA.  
 H.R. 2477: Mr. PLATTS and Ms. DELAURO.  
 H.R. 2480: Mr. KAGEN.  
 H.R. 2481: Mr. KAGEN.  
 H.R. 2495: Mr. GOODE.  
 H.R. 2508: Mrs. MUSGRAVE, Mr. BARRETT of South Carolina, and Mrs. BOYDA of Kansas.  
 H.R. 2526: Mr. NADLER.  
 H.R. 2537: Mrs. CAPPS, Mrs. MCCARTHY of New York, Mr. SAXTON, and Mr. MEEKS of New York.  
 H.R. 2539: Mr. BLUMENAUER.  
 H.R. 2549: Mr. KIND, Mr. BUTTERFIELD, and Mr. LARSON of Connecticut.  
 H.R. 2566: Mrs. CHRISTENSEN.  
 H.R. 2572: Mr. BRADY of Pennsylvania, Mr. HINOJOSA, and Mr. JEFFERSON.  
 H.R. 2574: Mr. ALTMIRE.  
 H.R. 2585: Mr. MILLER of Florida.  
 H.R. 2588: Mr. SHIMKUS.  
 H.R. 2599: Mr. HINOJOSA and Ms. WOOLSEY.  
 H.R. 2602: Mr. KILDEE, Mr. CONYERS, Mr. CAMP of Michigan, Mr. ROGERS of Michigan, Mr. UPTON, and Mr. MCCOTTER.  
 H.R. 2611: Mr. LAHOOD.  
 H.R. 2612: Mr. KAGEN.  
 H.R. 2621: Mr. PLATTS.  
 H.R. 2630: Ms. ZOE LOFGREN of California and Mr. LOEBSACK.  
 H.R. 2634: Mr. BLUMENAUER, Mr. CLAY, Mr. HASTINGS of Florida, Ms. JACKSON-LEE of Texas, Mr. JEFFERSON, Mr. GRIJALVA, Mr. HINCHEY, Ms. NORTON, and Mr. WU.  
 H.R. 2677: Mr. FILNER, Mr. JEFFERSON, Mr. HINOJOSA, Mr. COHEN, Mr. GORDON, and Mr. SHAYS.  
 H.R. 2693: Ms. ROYBAL-ALLARD, Mr. LOEBSACK, and Mr. HOLT.  
 H.R. 2707: Ms. WOOLSEY and Mr. BRADY of Pennsylvania.  
 H.R. 2712: Mr. GALLEGLEY.  
 H.R. 2715: Mr. INSLEE and Mr. VAN HOLLEN.  
 H.R. 2720: Mr. DEFazio.  
 H.R. 2727: Mr. MCCOTTER and Mr. PASCARELL.  
 H.R. 2729: Mr. BISHOP of Georgia and Mr. McNULTY.  
 H.R. 2734: Mrs. CAPITO, Mr. PLATTS, Mrs. MUSGRAVE, Mr. GOODE, and Mr. HUNTER.  
 H.R. 2765: Mr. GERLACH, Mr. ALTMIRE, Mr. HOLDEN, and Mr. MURTHA.

H.J. Res. 3: Mr. RANGEL, Ms. MCCOLLUM of Minnesota, Ms. SOLIS, and Mr. TIAHRT.  
 H.J. Res. 39: Ms. WOOLSEY.  
 H.J. Res. 40: Mr. RODRIGUEZ.  
 H. Con. Res. 24: Ms. NORTON.  
 H. Con. Res. 75: Mr. HILL.  
 H. Con. Res. 81: Mr. BRADY of Pennsylvania.  
 H. Con. Res. 108: Mr. MCCOTTER, Ms. ZOE LOFGREN of California, and Mr. CONYERS.  
 H. Con. Res. 120: Mr. SIMPSON.  
 H. Con. Res. 122: Ms. WOOLSEY.  
 H. Con. Res. 147: Mrs. CAPPS, Mrs. MCMORRIS RODGERS, and Mr. FALCOMA VAEGA.  
 H. Con. Res. 162: Mr. KAGEN, Mr. DONNELLY, Mr. DELAHUNT, Mr. LOEBSACK, and Ms. GIFFORDS.  
 H. Res. 111: Mr. TAYLOR, Mr. BISHOP of Georgia, and Mrs. BONO.  
 H. Res. 121: Mr. AL GREEN of Texas and Mr. FALCOMA VAEGA.  
 H. Res. 143: Mr. BAIRD, Mr. ALLEN, and Mr. HILL.  
 H. Res. 145: Mrs. NAPOLITANO, Mr. SALAZAR, Mr. CAPUANO, Mr. CARDOZA, Mr. FILNER, Mr. HINCHEY, Mr. LEWIS of Georgia, Ms. WATSON, and Ms. ESHOO.  
 H. Res. 146: Mr. BRADY of Pennsylvania.  
 H. Res. 238: Mr. BLUMENAUER, Mr. GRIJALVA, Mr. PAYNE, Mr. BERMAN, Mr. ENGEL, Mr. MCGOVERN, Ms. MCCOLLUM of Minnesota, and Mr. STARK.  
 H. Res. 241: Mr. MCDERMOTT, Mr. BRADY of Pennsylvania, Ms. KILPATRICK, and Ms. NORTON.  
 H. Res. 282: Mr. HALL of New York and Mr. LEVIN.  
 H. Res. 358: Mr. POE, Mr. BRADY of Pennsylvania, Ms. SUTTON, and Mr. NEUGEBAUER.  
 H. Res. 415: Ms. MATSUI.  
 H. Res. 426: Mrs. JO ANN DAVIS of Virginia.  
 H. Res. 442: Mr. UDALL of Colorado.  
 H. Res. 447: Mr. HONDA.  
 H. Res. 467: Mr. KAGEN, Mr. FERGUSON, and Mr. ALLEN.  
 H. Res. 477: Mr. ELLISON.  
 H. Res. 482: Mr. McNULTY, Mr. ACKERMAN, Mr. MCHUGH, and Mr. WILSON of South Carolina.

### WEDNESDAY, JUNE 20, 2007 (86)

#### ¶86.1 APPOINTMENT OF SPEAKER PRO TEMPORE

The House was called to order by the SPEAKER pro tempore, Mr. SIREs, who laid before the House the following communication:

WASHINGTON, DC,  
 June 20, 2007.

I hereby appoint the Honorable ALBIO SIREs to act as Speaker pro tempore on this day.

NANCY PELOSI,  
*Speaker of the House of Representatives.*

#### ¶86.2 APPROVAL OF THE JOURNAL

The SPEAKER pro tempore, Mr. SIREs, announced he had examined and approved the Journal of the proceedings of Tuesday, June 19, 2007.

#### ¶86.3 COMMUNICATIONS

Executive and other communications, pursuant to clause 8, rule XII, were referred as follows:

2270. A letter from the Chief, Regulations and Administrative Law, Department of Homeland Security, transmitting the Department's final rule — Drawbridge Operation Regulations; California Route 12 Drawbridge, near Isleton, CA [CGD11-07-011] (RIN: 1625-AA09) received June 13, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

2271. A letter from the Chief, Regulations and Administrative Law, Department of Homeland Security, transmitting the Department's final rule — Drawbridge Operation Regulations; Illinois Waterway, Beardstown, IL [CGD08-07-012] received June 13, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

2272. A letter from the Chief, Regulations and Administrative Law, Department of Homeland Security, transmitting the Department's final rule — Drawbridge Operation Regulation; Burns Cutoff, Stockton, CA [CGD11-07-010] (RIN: 1625-AA09) received June 13, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

2273. A letter from the Chief, Regulations and Administrative Law, Department of Homeland Security, transmitting the Department's final rule — Large Passenger Vessel Crew Requirements [USCG-2007-27761] (RIN: 1625-AB16) received June 13, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

2274. A letter from the Chief, Regulations and Administrative Law, Department of Homeland Security, transmitting the Department's final rule — Navigation and Navigable Waters; Technical, Organizational, and Conforming Amendments [USCG-2006-25150] (RIN: 1625-ZA08) received June 13, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

2275. A letter from the Chief, Publications and Regulations, Internal Revenue Service, transmitting the Service's final rule — Guidance to clarify the treatment of certain distributions under Internal Revenue Code section 897(h)(1) [Notice 2007-55] received June 15, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

2276. A letter from the Chief, Regulations and Publications Branch, Internal Revenue Service, transmitting the Service's final rule — 26 CFR 601.201: Rulings and determination letters (Also, Part 1, 401; 1.401(b)-1.) (Rev. Proc. 2007-44) received June 15, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

#### ¶86.4 EMMETT TILL UNSOLVED CIVIL RIGHTS CRIME

Mr. SCOTT of Virginia, moved to suspend the rules and pass the bill (H.R. 923) to establish an Unsolved Crimes Section in the Civil Rights Division of the Department of Justice, and an Unsolved Civil Rights Crime Investigative Office in the Civil Rights Unit of the Federal Bureau of Investigation, and for other purposes; as amended.

The SPEAKER pro tempore, Mr. SIREs, recognized Mr. SCOTT of Virginia, and Mr. SMITH of Texas, each for twenty minutes.

After debate,  
 The question being put, *viva voce*,  
 Will the House suspend the rules and pass said bill, as amended?

The SPEAKER pro tempore, Mr. SIREs, announced that two-thirds of the Members present had voted in the affirmative.

Mr. FORBES demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Mr. SIREs, pursuant to clause 8, rule XX, announced that further proceedings on the question were postponed.

186.5 PROVIDING FOR CONSIDERATION OF H.R. 2764

Mr. HASTINGS of Florida, by direction of the Committee on Rules, called up the following resolution (H. Res. 498):

Resolved, That at any time after the adoption of this resolution the Speaker may, pursuant to clause 2(b) of rule XVIII, declare the House resolved into the Committee of the Whole House on the state of the Union for consideration of the bill (H.R. 2764) making appropriations for the Department of State, foreign operations, and related programs for the fiscal year ending September 30, 2008, and for other purposes. The first reading of the bill shall be dispensed with. All points of order against consideration of the bill are waived except those arising under clause 9 or 10 of rule XXI. General debate shall be confined to the bill and shall not exceed one hour equally divided and controlled by the chairman and ranking minority member of the Committee on Appropriations. After general debate the bill shall be considered for amendment under the five-minute rule. Points of order against provisions in the bill for failure to comply with clause 2 of rule XXI are waived. During consideration of the bill for amendment, the Chairman of the Committee of the Whole may accord priority in recognition on the basis of whether the Member offering an amendment has caused it to be printed in the portion of the Congressional Record designated for that purpose in clause 8 of rule XVIII. Amendments so printed shall be considered as read. When the committee rises and reports the bill back to the House with a recommendation that the bill do pass, the previous question shall be considered as ordered on the bill and amendments thereto to final passage without intervening motion except one motion to recommit with or without instructions.

SEC. 2. During consideration in the House of H.R. 2764 pursuant to this resolution, notwithstanding the operation of the previous question, the Chair may postpone further consideration of the bill to such time as may be designated by the Speaker.

When said resolution was considered. After debate,

On motion of Mr. HASTINGS of Florida, the previous question was ordered on the resolution to its adoption or rejection.

The question being put, viva voce,

Will the House agree to said resolution?

The SPEAKER pro tempore, Mr. SNYDER, announced that the yeas had it.

So the resolution was agreed to.

A motion to reconsider the vote whereby said resolution was agreed to was, by unanimous consent, laid on the table.

186.6 MESSAGE FROM THE SENATE

A message from the Senate by Ms. Curtis, one of its clerks, announced that the Senate has passed with an amendment in which the concurrence of the House is requested, a bill of the House of the following title:

H.R. 1429. An Act to reauthorize the Head Start Act, to improve program quality, to expand access, and for other purposes.

The message also announced that the Senate has passed a bill of the following title in which the concurrence of the House is requested:

S. 277. An Act to modify the boundaries of Grand Teton National Park to include cer-

tain land within the GT Park Subdivision, and for other purposes.

The message also announced that the Senate insists upon its amendment to the bill (H.R. 1429) "An Act to reauthorize the Head Start Act, to improve program quality, to expand access, and for other purposes," requests a conference with the House on the disagreeing votes of the two Houses thereon, and appoints Messrs. KENNEDY, DODD, HARKIN, Ms. MIKULSKI, Messrs. BINGAMAN, Mrs. MURRAY, Mr. REED, Mrs. CLINTON, Messrs. OBAMA, SANDERS, BROWN, ENZI, GREGG, ALEXANDER, BURR, ISAKSON, Ms. MURKOWSKI, Messrs. HATCH, ROBERTS, ALLARD, and COBURN, to be the conferees on the part of the Senate.

The message also announced that pursuant to the provisions of S. Res. 105 (adopted April 13, 1989), as amended by S. Res. 149 (adopted October 5, 1993), as amended by Public Law 105-275, further amended by S. Res. 75 (adopted March 25, 1999), amended by S. Res. 383 (adopted October 27, 2000), and amended by S. Res. 355 (adopted November 13, 2002), and further amended by S. Res. 480 (adopted November 20, 2004), the Chair, on behalf of the Republican Leader, announces the appointment of the following Senators to serve as members of the Senate National Security Working Group for the One Hundred Tenth Congress: The Senator from Indiana [Mr. LUGAR], The Senator from Virginia [Mr. WARNER], The Senator from Alabama [Mr. SESSIONS], The Senator from New Mexico [Mr. DOMENICI], and The Senator from Tennessee [Mr. CORKER].

186.7 H.R. 923—UNFINISHED BUSINESS

The SPEAKER pro tempore, Mr. SNYDER, pursuant to clause 8, rule XX, announced the unfinished business to be the motion to suspend the rules and pass the bill (H.R. 923) to establish an Unsolved Crimes Section in the Civil Rights Division of the Department of Justice, and an Unsolved Civil Rights Crime Investigative Office in the Civil Rights Unit of the Federal Bureau of Investigation, and for other purposes; as amended.

The question being put,

Will the House suspend the rules and pass said bill, as amended?

The vote was taken by electronic device.

It was decided in the affirmative { Yeas ..... 422 Nays ..... 2

186.8 [Roll No. 512]

YEAS—422

Table listing names of members who voted YEAS, including Abercrombie, Barrett (SC), Blumenauer, Ackerman, Barrow, Blunt, Aderholt, Bartlett (MD), Boehner, Akin, Barton (TX), Bonner, Alexander, Bean, Bono, Allen, Berkley, Boozman, Altmire, Berman, Boren, Andrews, Berry, Boswell, Arcuri, Biggert, Boucher, Baca, Bilbray, Boustany, Bachmann, Bilirakis, Boyd (FL), Bachus, Bishop (GA), Boyda (KS), Baird, Bishop (NY), Brady (PA), Baker, Bishop (UT), Brady (TX), Baldwin, Blackburn, Braley (IA)

Table listing names of members who voted NAYS, including Brown (SC), Gillmor, Brown, Corrine, Brown-Waite, Ginny, Buchanan, Burgess, Burton (IN), Butterfield, Buyer, Calvert, Camp (MI), Campbell (CA), Cannon, Cantor, Capito, Capps, Capuano, Cardoza, Carnahan, Carney, Carson, Carter, Castle, Castor, Chabot, Chandler, Clarke, Clay, Cleaver, Clyburn, Coble, Cohen, Cole (OK), Conaway, Conyers, Cooper, Costa, Costello, Courtney, Cramer, Crenshaw, Crowley, Cuellar, Culberson, Cummings, Davis (AL), Davis (CA), Davis (IL), Davis (KY), Davis, David, Davis, Lincoln, Davis, Tom, Deal (GA), DeFazio, DeGette, Delahunt, DeLauro, Dent, Diaz-Balart, L., Diaz-Balart, M., Dicks, Dingell, Doggett, Donnelly, Doolittle, Doyle, Drake, Dreier, Duncan, Edwards, Ehlers, Ellison, Ellsworth, Emanuel, Emerson, Engel, English (PA), Eshoo, Etheridge, Everett, Fallin, Farr, Fattah, Feeney, Ferguson, Filner, Flake, Forbes, Fortenberry, Fossella, Foss, Frank (MA), Franks (AZ), Frelinghuysen, Gallegly, Garrett (NJ), Gerlach, Giffords, Gilchrest, Gillibrand, Gillingor, Gingrey, Gohmert, Gonzalez, Goode, Goodlatte, Gordon, Granger, Graves, Green, Al, Green, Gene, Grijalva, Gutierrez, Hall (NY), Hall (TX), Hare, Harman, Hastert, Hastings (FL), Hastings (WA), Hayes, Heller, Hensarling, Herger, Herseht Sandlin, Higgins, Hill, Hinchey, Hinojosa, Hirono, Hobson, Hodes, Hoekstra, Holden, Holt, Honda, Hooley, Hoyer, Hulshof, Hunter, Inglis (SC), Insee, Israel, Issa, Jackson (IL), Jackson-Lee (TX), Jefferson, Jindal, Johnson (GA), Johnson (IL), Johnson, E. B., Johnson, Sam, Jones (NC), Jones (OH), Jordan, Kagen, Kanjorski, Kaptur, Keller, Kennedy, Kildee, Kilpatrick, Kind, King (IA), King (NY), Kingdon, Kirk, Klein (FL), Kline (MN), Knollenberg, Kucinich, Kuhl (NY), LaHood, Lamborn, Lampson, Langevin, Eshoo, Lantos, Larsen (WA), Larson (CT), Latham, LaTourette, Lee, Levin, Lewis (CA), Lewis (GA), Lewis (KY), Linder, Lipinski, LoBiondo, Loeb, Loebsack, Lofgren, Zoe, Lowey, Lucas, Lungren, Daniel, E., Lynch, Mack, Mahoney (FL), Maloney (NY), Manzullo, Marchant, Markey, Marshall, Matheson, Matsui, McCarthy (CA), McCarthy (NY), McCaul (TX), McCollum (MN), McCotter, McDermott, McGovern, McHenry, McHugh, McIntyre, McKeon, McMorris, Rodgers, McNerney, McNulty, Meehan, Meek (FL), Meeks (NY), Melancon, Mica, Michaud, Miller (FL), Miller (MI), Miller (NC), Miller, Gary, Miller, George, Mitchell, Mollohan, Moore (KS), Moore (WI), Moran (KS), Moran (VA), Murphy (CT), Murphy, Patrick, Murphy, Tim, Murtha, Musgrave, Myrick, Nadler, Napolitano, Neal (MA), Neugebauer, Nunes, Oberstar, Obey, Olver, Pallone, Pascrell, Pastor, Payne, Pearce, Pence, Perlmutter, Peterson (MN), Peterson (PA), Petri, Pickering, Pitts, Platts, Poe, Pomeroy, Porter, Price (GA), Price (NC), Pryce (OH), Putnam, Radanovich, Rahall, Ramstad, Rangel, Regula, Rehberg, Reichert, Renzi, Reyes, Reynolds, Rodriguez, Rogers (AL), Rogers (KY), Rogers (MI), Rohrabacher, Ros-Lehtinen, Roskam, Ross, Rothman, Roybal-Allard, Royce, Ruppel, Ruppel, Rush, Ryan (OH), Ryan (WI), Salazar, Sali

Sánchez, Linda T.  
 Sanchez, Loretta  
 Sarbanes  
 Saxton  
 Schakowsky  
 Schiff  
 Schmidt  
 Schwartz  
 Scott (GA)  
 Scott (VA)  
 Sensenbrenner  
 Serrano  
 Sessions  
 Sestak  
 Shadegg  
 Shays  
 Shea-Porter  
 Sherman  
 Shimkus  
 Shuler  
 Shuster  
 Simpson  
 Sires  
 Skelton  
 Slaughter  
 Smith (NE)  
 Smith (NJ)

NAYS—2

Paul Westmoreland

NOT VOTING—8

Becerra  
 Cubin  
 Davis, Jo Ann

McCrery  
 Ortiz  
 Sullivan

Velázquez  
 Visclosky  
 Walberg  
 Walsh (NY)  
 Walz (MN)  
 Wamp  
 Wasserman  
 Schultz  
 Waters  
 Watson  
 Watt  
 Waxman  
 Weiner  
 Welch (VT)  
 Weldon (FL)  
 Weller  
 Wexler  
 Whitfield  
 Wilson (NM)  
 Wilson (OH)  
 Wilson (SC)  
 Wolf  
 Woolsey  
 Wu  
 Wynn  
 Yarmuth  
 Young (AK)  
 Young (FL)

It was decided in the affirmative .....  
 Yeas ..... 411  
 Nays ..... 2  
 Answered present 11

86.11 [Roll No. 513]

YEAS—411

Ackerman  
 Aderholt  
 Akin  
 Alexander  
 Allen  
 Altmire  
 Andrews  
 Arcuri  
 Baca  
 Bachmann  
 Bachus  
 Baird  
 Baker  
 Barrett (SC)  
 Barrow  
 Bartlett (MD)  
 Barton (TX)  
 Bean  
 Berkley  
 Berman  
 Berry  
 Biggart  
 Bilbray  
 Bilirakis  
 Bishop (GA)  
 Bishop (NY)  
 Bishop (UT)  
 Blackburn  
 Blunt  
 Boehner  
 Bonner  
 Bono  
 Boozman  
 Boren  
 Boswell  
 Boucher  
 Boustany  
 Boyd (FL)  
 Boyda (KS)  
 Brady (PA)  
 Brady (TX)  
 Braley (IA)  
 Brown (SC)  
 Brown, Corrine  
 Brown-Waite,  
 Ginny  
 Buchanan  
 Burgess  
 Burton (IN)  
 Butterfield  
 Buyer  
 Calvert  
 Camp (MI)  
 Campbell (CA)  
 Cannon  
 Cantor  
 Capito  
 Capps  
 Capuano  
 Cardoza  
 Carnahan  
 Carney  
 Carson  
 Carter  
 Castle  
 Castor  
 Chabot  
 Chandler  
 Clarke  
 Clay  
 Cleaver  
 Clyburn  
 Coble  
 Cohen  
 Cole (OK)  
 Conaway  
 Cooper  
 Costa  
 Costello  
 Courtney  
 Cramer  
 Crenshaw  
 Crowley  
 Cuellar  
 Culberson  
 Cummings  
 Davis (AL)  
 Davis (CA)  
 Davis (IL)  
 Davis (KY)  
 Davis, David

Murphy, Patrick  
 Murphy, Tim  
 Murtha  
 Musgrave  
 Myrick  
 Nadler  
 Napolitano  
 Neal (MA)  
 Neugebauer  
 Nunes  
 Oberstar  
 Obey  
 Oliver  
 Pallone  
 Pascrell  
 Pastor  
 Payne  
 Pearce  
 Pence  
 Perlmutter  
 Peterson (MN)  
 Peterson (PA)  
 Petri  
 Pickering  
 Pitts  
 Platts  
 Poe  
 Pomeroy  
 Porter  
 Price (GA)  
 Price (NC)  
 Pryce (OH)  
 Putnam  
 Radanovich  
 Rahall  
 Ramstad  
 Rangel  
 Regula  
 Rehberg  
 Reichert  
 Renzi  
 Reyes  
 Reynolds  
 Rodriguez  
 Rogers (AL)  
 Rogers (KY)  
 Rogers (MI)  
 Rohrabacher

NAYS—2

Kucinich Paul

ANSWERED "PRESENT"—11

Abercrombie  
 Baldwin  
 Blumenauer  
 DeFazio

Gilchrest  
 Hinchey  
 Jones (NC)  
 McDermott

NOT VOTING—8

Becerra  
 Conyers  
 Cubin

Davis, Jo Ann  
 Marshall  
 Ortiz  
 Sullivan  
 Walden (OR)

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said concurrent resolution, as amended, was agreed to.

By unanimous consent, the title was amended so as to read: "A concurrent resolution calling on the United Nations Security Council to charge Iranian leader Mahmoud Ahmadinejad with violating the 1948 Convention on the Prevention and Punishment of the Crime of Genocide and the United Nations Charter because of his calls for the destruction of the State of Israel."

A motion to reconsider the vote whereby the rules were suspended and said concurrent resolution, as amended, was agreed to and the title was amended was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said concurrent resolution.

86.12 H.R. 2359—UNFINISHED BUSINESS

The SPEAKER pro tempore, Mr. SNYDER, pursuant to clause 8, rule XX, announced the further unfinished business to be the motion to suspend



the rules and pass the bill (H.R. 2359) to reauthorize programs to assist small business concerns, and for other purposes.

The question being put, Will the House suspend the rules and pass said bill?

The vote was taken by electronic device.

It was decided in the { Yeas ..... 405 affirmative ..... Nays ..... 18

¶86.13 [Roll No. 514] YEAS—405

- Abercrombie Ackerman Aderholt Akin Alexander Allen Altmire Andrews Arcuri Baca Bachmann Bachus Baird Baker Baldwin Barrow Bartlett (MD) Barton (TX) Bean Berkley Berman Berry Biggett Bilbray Bilirakis Bishop (GA) Bishop (NY) Bishop (UT) Blackburn Blumenauer Blunt Boehner Bonner Bono Boozman Boren Boswell Boucher Boustany Boyd (FL) Boyda (KS) Brady (PA) Brady (TX) Braley (IA) Brown (SC) Brown, Corrine Brown, Corrine Brown-Waite, Ginny Buchanan Burgess Burton (IN) Butterfield Buyer Calvert Camp (MI) Cantor Capito Capps Capuano Cardoza Carnahan Carney Carson Carter Castle Castor Chabot Chandler Clarke Clay Cleaver Clyburn Coble Cohen Cole (OK) Conaway Conyers Cooper Costa Costello Courtney Cramer

- McDermott McGovern McHenry McHugh McIntyre McKeon McMorris Rodgers McNeerney McNulty Meehan Meek (FL) Meeks (NY) Melancon Mica Michaud Miller (FL) Miller (MI) Miller (NC) Miller, Gary Miller, George Mitchell Molohan Moore (KS) Moore (WI) Moran (KS) Moran (VA) Murphy (CT) Murphy, Patrick Murphy, Tim Murtha Musgrave Myrick Nadler Napolitano Neal (MA) Neugebauer Nunes Oberstar Obey Oliver Pallone Pascrell Pastor Payne Pearce Perlmutter Peterson (MN) Peterson (PA) Petri Pitts Platts Pomeroy Porter Price (GA)

- Barrett (SC) Campbell (CA) Cannon Duncan Flake Foxx Franks (AZ) Hensarling Manzullo Paul Pence Pickering Poe Rohrabacher Royce Shadegg Stearns Westmoreland

NAYS—18

- Becerra Cubin Davis, Jo Ann Gutierrez Holden Ortiz Sullivan Walden (OR) Yarmuth

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said bill.

¶86.14 H.R. 2284—UNFINISHED BUSINESS

The SPEAKER pro tempore, Mr. SNYDER, pursuant to clause 8, rule XX, announced the further unfinished business to be the motion to suspend the rules and pass the bill (H.R. 2284) to amend the Small Business Act to expand and improve the assistance provided by Small Business Development Centers to Indian tribe members, Alaska Natives, and Native Hawaiians.

The question being put, Will the House suspend the rules and pass said bill?

The vote was taken by electronic device.

It was decided in the { Yeas ..... 351 affirmative ..... Nays ..... 73

¶86.15 [Roll No. 515] YEAS—351

- Abercrombie Ackerman Aderholt Allen Altmire Andrews Arcuri Baca Bachus Baird Baldwin Barrow Bartlett (MD) Barton (TX) Bean Berkley Berman Berry Bilirakis Bishop (GA) Bishop (NY) Bishop (UT) Blackburn Blumenauer Blunt Boehner Bonner Boozman Boren Boswell Boucher Boyd (FL) Boyda (KS) Brady (PA) Brady (TX) Braley (IA) Brown (SC) Brown, Corrine Buchanan Burton (IN) Butterfield Buyer Calvert Camp (MI) Cantor Capito Capps Capuano Cardoza Carnahan Carney Carson Carter Castle Castor Chabot Chandler Clarke Clay Cleaver Clyburn Cohen Conyers Cooper Costa Costello Courtney Cramer Crenshaw Crowley Cuellar Cummings Davis (AL) Davis (CA) Davis (IL) Davis (KY) Davis, David Davis, Lincoln Davis, Tom DeFazio DeGette Delahunt DeLauro Dent Diaz-Balart, L. Diaz-Balart, M. Dicks Dingell Doggett Donnelly Doolittle Doyle Drake Dreier Edwards Ellison Ellsworth Emanuel Emerson Engel English (PA) Eshoo Etheridge Fallon Farr Fattah Ferguson Filner Fortenberry Frank (MA) Frelinghuysen Gallegly Gerlach Giffords Gilchrist Gillibrand Gillmor Gingrey Gonzalez Gordon Granger Graves Green, Al Green, Gene Grijalva Gutierrez Hall (NY) Hall (TX) Hare Harman Hastert Hastings (FL) Heller Herger Herseth Sandlin Higgins Hill Hinchey Hinojosa Hirono Cardoza Hobson Hodes Hoekstra Holden Holt Honda Hooley Hoyer Hulshof Hunter Insole Israel Issa Jackson (IL) Jackson-Lee (TX) Jefferson Johnson (GA) Johnson (IL) Johnson, E. B. Jones (NC) Jones (OH) Jones (OH) Kagan Kanjorski Kaptur Keller Kennedy Kennedy Kildee Kilpatrick Kind King (NY) King (NY) Kirk Klein (FL) Klein (MN) Kline (MN) Knollenberg Kucinich Kuhl (NY) Kuhl (NY) LaHood Lampson Langevin Lantors Larson (WA) Larson (CT) Latham LaTourette Lee Levin Lewis (CA) Lewis (GA) Lewis (KY) Linder Lipinski LoBiondo Loeb sack Lofgren, Zoe Lowey Lucas Lungren, Daniel E. Lynch Mack Mahoney (FL) Maloney (NY) Marchant Markey Marshall Matheson Matsui McCarthy (CA) McCarthy (NY) McCaul (TX) McCollum (MN) McCotter McCreery

Roskam Skelton Visclosky  
 Ross Slaughter Walsh (NY)  
 Rothman Smith (NJ) Walz (MN)  
 Roybal-Allard Smith (TX) Wamp  
 Ruppertsberger Smith (WA) Wasserman  
 Rush Snyder Schultz  
 Ryan (OH) Solis Waters  
 Salazar Souder Watson  
 Sánchez, Linda Space Watt  
 T. Spratt Waxman  
 Sanchez, Loretta Stark Weiner  
 Sarbanes Stupak Welch (VT)  
 Saxton Sutton Weldon (FL)  
 Schakowsky Tanner Weller  
 Schiff Tauscher Wexler  
 Schmidt Taylor Whitfield  
 Schwartz Thompson (CA) Wicker  
 Scott (GA) Thompson (MS) Wilson (NM)  
 Scott (VA) Tiahrt Wilson (OH)  
 Serrano Tiberi Wolf  
 Sestak Tierney Woolsey  
 Shays Towns Wu  
 Shea-Porter Turner Wynn  
 Sherman Udall (CO) Yarmuth  
 Shimkus Udall (NM) Young (AK)  
 Shuler Upton Young (FL)  
 Simpson Van Hollen  
 Sires Velázquez

NAYS—73

Akin Franks (AZ) Myrick  
 Alexander Garrett (NJ) Neugebauer  
 Bachmann Gohmert Paul  
 Baker Goode Pence  
 Barrett (SC) Goodlatte Petri  
 Biggert Hastings (WA) Pitts  
 Bilbray Hayes Poe  
 Boustany Hensarling Price (GA)  
 Brown-Waite, Inglis (SC) Rogers (AL)  
 Ginny Jindal Rohrabacher  
 Burgess Johnson, Sam Royce  
 Campbell (CA) King (IA) Ryan (WI)  
 Cannon Kingston Sali  
 Coble Lamborn Sensenbrenner  
 Conaway Lewis (KY) Sessions  
 Culberson Lungren, Daniel Shadegg  
 Deal (GA) E. Shuster  
 Duncan Mack Smith (NE)  
 Ehlers Manzullo Stearns  
 Everett Marchant Tancredo  
 Feeney McCotter Terry  
 Flake McHenry Thornberry  
 Forbes Mica Walberg  
 Fossella Miller (FL) Westmoreland  
 Foxx Miller, Gary Wilson (SC)

NOT VOTING—8

Becerra Davis, Jo Ann Sullivan  
 Cole (OK) Ortiz Walden (OR)  
 Cubin Ros-Lehtinen

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said bill.

¶86.16 BOARD OF VISITORS TO THE UNITED STATES AIR FORCE ACADEMY

The SPEAKER pro tempore, Mr. SNYDER, pursuant to 10 United States Code 9355(a), amended by Public Law 108-375, and the order of the House of January 4, 2007, the Chair appoints the following Members of the House to the Board of Visitors to the United States Air Force Academy: Mr. DEFAZIO, Ms. LORETTA SANCHEZ of California, and Mr. LAMBORN.

Ordered, That the Clerk notify the Senate of the foregoing appointments.

¶86.17 ENERGY AND WATER APPROPRIATIONS FY 2008

The SPEAKER pro tempore, Mr. SNYDER, pursuant to House Resolution 481 and rule XVIII, declared the House resolved into the Committee of

the Whole House on the state of the Union for the further consideration of the bill (H.R. 2641) making appropriations for energy and water development and related agencies for the fiscal year ending September 30, 2008, and for other purposes.

Mr. LYNCH, Acting Chairman of the Committee of the Whole, assumed the chair; and after some time spent therein,

¶86.18 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment submitted by Mr. PORTER:

Page 21, strike line 22 and all that follows through page 24, line 9.

It was decided in the { Yeas ..... 80  
 negative ..... } Nays ..... 351

¶86.19 [Roll No. 516]

AYES—80

Abercrombie Grijalva Payne  
 Ackerman Hall (NY) Pearce  
 Alexander Harman Porter  
 Berkley Heller Rodriguez  
 Berman Hirono Rogers (AL)  
 Bishop (UT) Holt Rothman  
 Blumenauer Salazar  
 Campbell (CA) Jackson (IL) Sanchez, Loretta  
 Cannon Jackson-Lee Schakowsky  
 Capps (TX) Schiff  
 Chandler Jones (OH) Shea-Porter  
 Christensen Kucinich Sherman  
 Cohen Lantos Sires  
 Conyers Lee Souder  
 Crowley Lewis (GA) Thompson (CA)  
 Davis (CA) Lofgren, Zoe  
 DeFazio Markey Udall (CO)  
 DeLauro Matheson Udall (NM)  
 Doggett McCotter Velázquez  
 Engel McDermott Waters  
 Eshoo McGovern Watson  
 Farr McKeon Waxman  
 Filner Meehan Weiner  
 Gallegly Miller, George Wexler  
 Giffords Nadler Woolsey  
 Gillibrand Pallone Yarmuth  
 Gohmert Paul Young (AK)

NOES—351

Aderholt Brown-Waite, Davis, David  
 Akin Ginny Davis, Lincoln  
 Allen Buchanan Davis, Tom  
 Altmire Burgess Deal (GA)  
 Andrews Burton (IN) DeGette  
 Arcuri Butterfield Delahunt  
 Baca Buyer Dent  
 Bachmann Calvert Diaz-Balart, L.  
 Bachus Camp (MI) Dicks  
 Baird Cantor Dingell  
 Baldwin Capito Donnelly  
 Barrett (SC) Capuano Doolittle  
 Barrow Cardoza Doyle  
 Bartlett (MD) Carnahan Drake  
 Barton (TX) Carney Dreier  
 Berry Carter Duncan  
 Biggert Castle Edwards  
 Bilbray Castor Ehlers  
 Bilirakis Chabot Ellison  
 Bishop (GA) Clarke Ellsworth  
 Bishop (NY) Clay Emanuel  
 Blackburn Clay Emerson  
 Blunt Cleaver English (PA)  
 Boehner Clyburn Etheridge  
 Bonner Coble Everett  
 Bono Cole (OK) Faleomavaega  
 Boozman Conaway Fallon  
 Bordallo Cooper Fattah  
 Boren Costa Feeney  
 Boswell Costello Ferguson  
 Boucher Courtney Flake  
 Boustany Cramer Forbes  
 Boyd (FL) Crenshaw Fortenberry  
 Boyd (KS) Cubin Fortuño  
 Brady (PA) Cuellar Fossella  
 Brady (TX) Culberson Foxx  
 Braley (IA) Cummings Frank (MA)  
 Brown (SC) Davis (AL) Franks (AZ)  
 Brown, Corrine Davis (IL) Frelinghuysen  
 Davis (KY) Davis (NJ) Garrett (NJ)

Gerlach Lungren, Daniel Rohrabacher  
 Gilchrest E. Ros-Lehtinen  
 Gillmor Lynch Roskam  
 Gingrey Mack Ross  
 Gonzalez Mahoney (FL) Roybal-Allard  
 Goode Maloney (NY) Royce  
 Goodlatte Manzullo Ruppertsberger  
 Gordon Marchant Rush  
 Granger Marshall Ryan (OH)  
 Graves Matsui Ryan (WI)  
 Green, Al McCarthy (CA) Sali  
 Green, Gene McCarthy (NY) Sánchez, Linda  
 Gutierrez McCaul (TX) T.  
 Hall (TX) McCollum (MN) Sarbanes  
 Hare McCreery Saxton  
 Hastert McHenry Schmidt  
 Hastings (FL) McHugh Schwartz  
 Hastings (WA) McIntyre Scott (GA)  
 Hayes McMorris Scott (VA)  
 Hensarling Rodgers Sensenbrenner  
 Herger McNerney Serrano  
 Herseht Sandlin McNulty Sessions  
 Higgins Meek (FL) Sestak  
 Hill Meeks (NY) Shadegg  
 Hinchey Melancon Shays  
 Hinojosa Mica Shimkus  
 Hobson Michaud Shuler  
 Hodes Miller (FL) Shuster  
 Hoekstra Miller (MI) Simpson  
 Holden Miller (NC) Skelton  
 Hooley Miller, Gary Slaughter  
 Hoyer Mitchell Smith (NE)  
 Hulshof Mollohan Smith (NJ)  
 Hunter Moore (KS) Smith (TX)  
 Inglis (SC) Moore (WI) Smith (WA)  
 Inslee Moran (KS) Snyder  
 Israel Moran (VA) Solis  
 Issa Murphy (CT) Space  
 Jefferson Murphy, Patrick Spratt  
 Jindal Murphy, Tim Stark  
 Johnson (GA) Murtha Stearns  
 Johnson (IL) Johnson (IL) Stupak  
 Johnson, E. B. Myrick Sutton  
 Johnson, Sam Napolitano Tancredo  
 Jones (NC) Neal (MA) Tanner  
 Jordan Neugebauer Tauscher  
 Kagen Norton Taylor  
 Kanjorski Nunes Terry  
 Kaptur Oberstar  
 Keller Obey Thompson (MS)  
 Kennedy Oliver Thornberry  
 Kildee Pascrell Tiahrt  
 Kilpatrick Pastor Tiberi  
 Kind Pence Towns  
 King (IA) Perlmutter Turner  
 King (NY) Peterson (MN) Upton  
 Kingston Peterson (PA) Van Hollen  
 Kirk Petri Visclosky  
 Klein (FL) Pickering Walberg  
 Kline (MN) Pitts Walden (OR)  
 Knollenberg Platts Walsh (NY)  
 Kuhl (NY) Poe Walz (MN)  
 LaHood Pomeroy Wamp  
 Lamborn Price (GA) Wasserman  
 Lampson Price (NC) Schultz  
 Langevin Pryce (OH) Watt  
 Larsen (WA) Putnam Welch (VT)  
 Larson (CT) Radanovich Weldon (FL)  
 Latham Rahall Weller  
 LaTourette Ramstad Westmoreland  
 Levin Rangel Whitfield  
 Lewis (CA) Regula Wicker  
 Lewis (KY) Rehberg Wilson (NM)  
 Linder Reichert Wilson (OH)  
 Lipinski Renzi Wilson (SC)  
 LoBiondo Reyes Wolf  
 Loeb sack Reynolds Wu  
 Lowey Rogers (KY) Wynn  
 Lucas Rogers (MI) Young (FL)

NOT VOTING—6

Bean Davis, Jo Ann Ortiz  
 Becerra Diaz-Balart, M. Sullivan

So the amendment was not agreed to.

¶86.20 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment numbered 18, submitted by Ms. FOXX:

Page 25, line 14, after the second dollar amount, insert “(reduced by \$27,950,000)”.

It was decided in the { Yeas ..... 134
negative ..... } Nays ..... 293

86.21 [Roll No. 517]

AYES—134

- Akin, Alexander, Bachmann, Barrett (SC), Bartlett (MD), Bean, Bilbray, Bilirakis, Bishop (UT), Blackburn, Boehner, Bonner, Heller, Bono, Boozman, Brady (TX), Brown-Waite, Ginny, Buchanan, Burgess, Burton (IN), Buyer, Camp (MI), Campbell (CA), Cannon, Cantor, Capito, Chabot, Coble, Conaway, Cooper, Cubin, Culberson, Davis (KY), Davis, David, Deal (GA), Diaz-Balart, L., Diaz-Balart, M., Drake, Dreier, Duncan, Ellsworth, Feeney, Flake, Forbes, Fortuño, Fossella, Miller, Gary, Moran (KS), Musgrave, Myrick, Neugebauer, Nunes, Paul, Pearce, Pence, Graves, Hayes, Pickering, Pitts, Platts, Poe, Price (GA), Putnam, Ramstad, Rehberg, Reynolds, Rogers (AL), Rogers (MI), Rohrabacher, Roskam, Royce, Kline (MN), Knollenberg, Lamborn, Lewis (KY), Linder, Lungren, Daniel E., Mack, Manzullo, Marchant, Matheson, McCarthy (TX), McCaul (TX), McCotter, McCrery, McHenry, McKeon, McMorris, Rodgers, Mica, Miller (FL), Miller (MI),

NOES—293

- Abercrombie, Ackerman, Aderholt, Allen, Altmire, Andrews, Arcuri, Baca, Bachus, Baird, Courtney, Cramer, Baldwin, Barrow, Barton (TX), Berkley, Berman, Berry, Biggert, Bishop (GA), Bishop (NY), Blumenauer, Bordallo, Boren, Boswell, Boucher, Boustany, Boyd (FL), Boyda (KS), Brady (PA), Braley (IA), Brown (SC), Brown, Corrine, Butterfield, Calvert, Capps, Capuano, Cardoza, Carnahan, Carney, Carson, Carter, Castle, Castor, Chandler, Christensen, Clarke, Filner, Cleaver, Clyburn, Cohen, Cole (OK), Conyers, Costa, Costello, Courtney, Cramer, Crenshaw, Crowley, Cuellar, Cummings, Davis (AL), Davis (CA), Davis (IL), Davis, Lincoln, Davis, Tom, DeFazio, DeGette, Delahunt, DeLauro, Dent, Dicks, Dingell, Doggett, Hirono, Hodes, Holden, Holt, Honda, Hooley, Hoyer, Hunter, Inslee, Israel, Issa, Jackson (IL), Jackson-Lee (TX), Jefferson, Johnson (GA),

- Johnson (IL), Johnson, E. B., Jones (OH), Kagen, Kanjorski, Kaptur, Kennedy, Kildee, Kilpatrick, King (NY), Kirk, Klein (FL), Kucinich, Kuhl (NY), LaHood, Lampson, Langevin, Lantos, Larsen (WA), Larson (CT), Latham, LaTourette, Lee, Levin, Lewis (CA), Lewis (GA), Lipinski, LoBiondo, Loeb sack, Lofgren, Zoe, Lowey, Lucas, Lynch, Mahoney (FL), Maloney (NY), Markey, Marshall, Matsui, McCarthy (NY), McCollum (MN), McDermott, McGovern, McHugh, McIntyre, McNeerney, McNulty, Meehan, Meek (FL), Meeks (NY), Melancon, Michaud, Miller (NC), Miller, George, Mitchell, Mollohan, Moore (KS), Moore (WI), Moran (VA), Murphy (CT), Murphy, Patrick, Murphy, Tim, Murtha, Nadler, Napolitano, Neal (MA), Norton, Oberstar, Olver, Pallone, Pascrell, Pastor, Perlmutter, Peterson (MN), Peterson (PA), Pomeroy, Porter, Price (NC), Pryce (OH), Rahall, Rangel, Regula, Reichert, Renzi, Reyes, Rodriguez, Rogers (KY), Ross, Rothman, Roybal-Allard, Ruppersberger, Rush, Ryan (OH), Salazar, Sanchez, Linda T., Sanchez, Loretta, Sarbanes, Saxton, Schakowsky, Schiff, Schwartz, Scott (GA), Scott (VA), Serrano, Sestak, Shays, Shea-Porter, Sherman, Shuler, Simpson, Sires, Skelton, Slaughter, Smith (NJ), Smith (WA), Snyder, Solis, Souder, Space, Spratt, Stark, Stupak, Sutton, Tanner, Tauscher, Taylor, Thompson (CA), Thompson (MS), Thornberry, Tiberi, Tierney, Towns, Turner, Udall (CO), Udall (NM), Van Hollen, Velázquez, Visclosky, Walden (OR), Walsh (NY), Walz (MN), Wamp, Wasserman, Schultz, Waters, Watson, Watt, Waxman, Weiner, Welch (VT), Wexler, Wicker, Wilson (NM), Wilson (OH), Wolf, Woolsey, Wu, Wynn, Yarmuth, Young (AK),

- Heller, Hensarling, Herger, Hoekstra, Hulshof, Hunter, Issa, Jindal, Jordan, Kind, King (NY), Kline (MN), Lamborn, LaTourette, Lewis (CA), Linder, Lucas, Lungren, Daniel E., Mack, Marshall, Matheson, McCarthy (CA), McCaul (TX), McCollum (MN), McCotter, McCrery, McHenry, Melancon, Miller (FL), Miller (MI), Miller, Gary, Mitchell, Moran (KS), Musgrave, Myrick, Pearce, Pence, Peterson (MN), Pickering, Pitts, Poe, Price (GA), Rahall, Ramstad, Rogers (MI), Roskam, Royce, Ryan (WI), Salazar, Scott (VA), Sessions, Shadegg, Shays, Shimkus, Souder, Space, Stearns, Tancredo, Thompson (CA), Towns, Udall (CO), Udall (NM), Walberg, Walden (OR), Weller, Westmoreland, Wilson (NM),

NOES—312

- Abercrombie, Ackerman, Allen, Altmire, Arcuri, Baca, Bachus, Baird, Baldwin, Barton (TX), Bean, Berman, Berry, Biggert, Bilbray, Bishop (GA), Bishop (NY), Blackburn, Farr, Blumenauer, Bonner, Bordallo, Boucher, Boyd (FL), Boyda (KS), Brady (PA), Braley (IA), Brown (SC), Brown, Corrine, Brown-Waite, Ginny, Buchanan, Butterfield, Calvert, Camp (MI), Campbell (CA), Capito, Capps, Capuano, Cardoza, Carnahan, Carney, Carson, Castor, Christensen, Clarke, Clay, Cleaver, Clyburn, Coble, Cohen, Conaway, Conyers, Cooper, Costa, Costello, Courtney, Cramer, Crenshaw, Crowley, Cuellar, Culberson, Cummings, Davis (AL), Davis (CA), Davis (IL), Davis (KY), Davis, Tom, Deal (GA), DeFazio, DeGette, Delahunt, DeLauro, Dent, Dicks, Dingell, Doggett, Donnelly, Doolittle, Doyle, Drake, Dreier, Edwards, Ehlers, Ellison, Ellsworth, Emanuel, Emerson, Engel, English (PA), Eshoo, Etheridge, Everett, Faleomavaega, Farr, Fattah, Giffords, Grijalva, Gutierrez, Hall (NY), Hare, Harman, Hastert, Hastings (FL), Hastings (WA), Hayes, Herseth Sandlin, Higgins, Hill, Hinchey, Hinojosa, Hirono, Hobson, Hodes, Holden, Holt, Honda, Hooley, Hoyer, Hunter, Inslee, Israel, Jackson (IL), Jackson-Lee (TX), Jefferson, Johnson (GA), Johnson (IL), Johnson, E. B., Johnson, Sam, Jones (NC), Jones (OH), Kagen, Kanjorski, Kaptur, Keller, Kennedy, Kildee, Kilpatrick, King (IA), Kingston, Kirk, Klein (FL), Knollenberg, Kucinich, Kuhl (NY), LaHood, Lampson, Langevin, Lantos, Larsen (WA), Larson (CT), Latham, Lee, Levin, Lewis (GA), Lewis (KY), Lipinski, LoBiondo, Loeb sack, Lofgren, Zoe, Lowey, Lynch, Mahoney (FL), Maloney (NY), Manzullo, Marchant, Markey, Matsui, McCarthy (NY), McDermott, McGovern, McHugh, McIntyre, McKeon, McMorris, Rodgers, McNeerney, McNulty, Meehan, Meek (FL), Meeks (NY), Mica, Michaud, Miller (NC), Miller, George, Mollohan, Moore (KS), Moore (WI), Moran (VA), Murphy (CT), Murphy, Patrick, Murphy, Tim, Murtha, Nadler, Napolitano, Neal (MA), Neugebauer, Norton, Nunes, Oberstar, Obey, Pallone, Pascrell, Pastor, Paul, Payne, Perlmutter, Peterson (PA), Petri, Platts, Pomeroy, Porter, King (IA), Kingston, Kirk, Klein (FL), Knollenberg, Kucinich, Kuhl (NY), LaHood, Lampson, Langevin, Lantos, Larsen (WA), Larson (CT), Latham, Lee, Levin, Lewis (GA), Lewis (KY), Lipinski, LoBiondo, Loeb sack, Lofgren, Zoe, Lowey, Lynch, Mahoney (FL), Maloney (NY), Manzullo, Marchant, Markey, Matsui, McCarthy (NY), McDermott, McGovern, McHugh, McIntyre, McKeon, McMorris, Rodgers, McNeerney, McNulty, Meehan, Meek (FL), Meeks (NY), Mica, Michaud, Miller (NC), Miller, George, Mollohan, Moore (KS), Moore (WI), Moran (VA), Murphy (CT), Murphy, Patrick, Murphy, Tim, Murtha, Nadler, Napolitano, Neal (MA), Neugebauer, Norton, Nunes, Oberstar, Obey, Pallone, Pascrell, Pastor, Paul, Payne, Perlmutter, Peterson (PA), Petri, Platts, Pomeroy, Porter,

NOT VOTING—10

- Becerra, Blunt, Davis, Jo Ann, Obey, Ortiz, Payne, Radanovich, Ros-Lehtinen, Shuster, Sullivan,

So the amendment was not agreed to.

86.22 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment submitted by Mr. UDALL of New Mexico:

Page 27, line 4, after the dollar amount, insert "(increased by \$192,123,000)".

Page 28, line 2, after the second dollar amount, insert "(reduced by \$192,123,000)".

It was decided in the { Yeas ..... 121
negative ..... } Nays ..... 312

86.23 [Roll No. 518]

AYES—121

- Aderholt, Akin, Alexander, Andrews, Bachmann, Baker, Barrett (SC), Barrow, Bartlett (MD), Berkley, Bilirakis, Bishop (UT), Blunt, Boehner, Bono, Boozman, Boren, Boswell, Boustany, Brady (TX), Burgess, Burton (IN), Buyer, Cannon, Cantor, Carter, Castle, Chabot, Chandler, Cole (OK), Cubin, Davis, David, Davis, Lincoln, Diaz-Balart, L., Diaz-Balart, M., Duncan, Fallin, Feeney, Filner, Flake, Fortuño, Fossella, Foxx, Franks (AZ), Garrett (NJ), Gerlach, Gilchrest, Gillibrand, Gillmor, Gingrey, Gohmert, Graves, Hall (TX),

Price (NC) Schwartz Tierney  
 Pryce (OH) Scott (GA) Turner  
 Putnam Sensenbrenner Upton  
 Radanovich Serrano Van Hollen  
 Rangel Sestak Velázquez  
 Regula Shea-Porter Visclosky  
 Rehberg Sherman Walsh (NY)  
 Reichert Shuler Walz (MN)  
 Renzi Shuster Wamp  
 Reyes Simpson Wasserman  
 Reynolds Sires Schultz  
 Rodriguez Skelton Waters  
 Rogers (AL) Slaughter Watson  
 Rogers (KY) Smith (NE) Watt  
 Rohrabacher Smith (NJ) Waxman  
 Ros-Lehtinen Smith (TX) Weiner  
 Ross Smith (WA) Welch (VT)  
 Rothman Snyder Weldon (FL)  
 Roybal-Allard Solis Wexler  
 Ruppertsberger Spratt Whitfield  
 Rush Stark Wickler  
 Ryan (OH) Stupak Wilson (OH)  
 Sali Sutton Wilson (SC)  
 Sánchez, Linda T. Tanner Wolf  
 Tauscher  
 Taylor  
 Sarbanes Terry Wu  
 Saxton Thompson (MS) Wynn  
 Schakowsky Thornberry Yarmuth  
 Schiff Tiahrt Young (AK)  
 Schmidt Tiberi Young (FL)

NOES—298  
 Abercrombie Fossella Moran (VA)  
 Ackerman Frank (MA) Murphy (CT)  
 Aderholt Gerlach Murphy, Patrick  
 Allen Giffords Murphy, Tim  
 Altmire Gilchrest Murtha  
 Andrews Gillibrand Nadler  
 Arcuri Gillmor Napolitano  
 Baca Gingrey Neal (MA)  
 Bachus Gonzalez Norton  
 Baird Goode Nunes  
 Baldwin Goodlatte Oberstar  
 Barrow Gordon Obey  
 Bartlett (MD) Graves Olver  
 Berkley Green, Al Pallone  
 Berman Green, Gene Pascrell  
 Berry Grijalva Pastor  
 Biggert Hall (NY) Payne  
 Bishop (GA) Hare Perlmutter  
 Bishop (NY) Harman Peterson (MN)  
 Blackburn Hastert Peterson (PA)  
 Blumenauer Hastings (FL) Pickering  
 Bonner Hayes Platts  
 Bordallo Herseth Sandlin Pomeroy  
 Boren Higgins Price (GA)  
 Boswell Hill Price (NC)  
 Boucher Hinchey Rahall  
 Boyd (FL) Hinojosa Rangel  
 Boyda (KS) Hirono Regula  
 Brady (PA) Hodes Renzi  
 Braley (IA) Holden Reyes  
 Brown (SC) Holt Reynolds  
 Brown, Corrine Honda Rodriguez  
 Butterfield Hooley Rogers (AL)  
 Calvert Hoyer Rogers (KY)  
 Capito Hunter Ross  
 Capps Inslee Rothman  
 Capuano Israel Roybal-Allard  
 Cardoza Jackson (IL) Ruppertsberger  
 Carnahan Jackson-Lee Rush  
 Carney (TX) Jefferson Ryan (OH)  
 Carson Johnson (GA) Salazar  
 Castle Johnson, E. B. Sánchez, Linda  
 Castor Jones (OH) T.  
 Chandler Kanjorski Sanchez, Loretta  
 Christensen Kaptur Sarbanes  
 Clarke Kaptur Kennedy Schakowsky  
 Clay Kildee Schiff  
 Cleaver Kilpatrick Schmidt  
 Clyburn Kind Schwartz  
 Coble King (NY) Scott (GA)  
 Cohen Klein (FL) Scott (VA)  
 Cole (OK) Kucinich Serrano  
 Conyers Costa Kuhl (NY) Sestak  
 Akin Granger Pearce  
 Alexander Hall (TX) Pence  
 Bachmann Hastings (WA) Petri  
 Baker Heller Pitts  
 Barrett (SC) Hensarling Poe  
 Barton (TX) Herger Porter  
 Bean Hobson Pryce (OH)  
 Bilbray Hoekstra Putnam  
 Bilirakis Hulshof Radanovich  
 Bishop (UT) Inglis (SC) Ramstad  
 Blunt Issa Rehberg  
 Boehner Jindal Reichert  
 Bono Johnson (IL) Rogers (MI)  
 Boozman Johnson, Sam Rohrabacher  
 Boustany Jones (NC) Ros-Lehtinen  
 Brady (TX) Jordan Roskam  
 Brown-Waite, Kagen Royce  
 Ginny Keller Ryan (WI)  
 Buchanan King (IA) Sali  
 Burgess Kingston Sali  
 Burton (IN) Kirk Saxton  
 Buyer Kline (MN) Sensenbrenner  
 Camp (MI) Knollenberg Sessions  
 Campbell (CA) Lamborn Shadegg  
 Cannon LoBiondo Shays  
 Cantor Lucas Shimkus  
 Carter Lungren, Daniel Simpson  
 Chabot E. Smith (NE)  
 Conaway Mack Smith (TX)  
 Cooper Manzullo Smith (WA)  
 Culberson Marchant Souder  
 Diaz-Balart, L. Matheson Stearns  
 Diaz-Balart, M. McCarthy (CA) Tancredo  
 Doggett McCaul (TX) Terry  
 Doolittle McCrery Thornberry  
 Dreier McMorris Tiberi  
 Fallin Rodgers Upton  
 Feeney Mica Walberg  
 Flake Miller (FL) Walden (OR)  
 Fortuño Miller (MI) Weldon (FL)  
 Foss Fox Miller, Gary Weller  
 Franks (AZ) Moran (KS) Westmoreland  
 Frelinghuysen Musgrave Myrick  
 Gallegly Myrick Wolf  
 Garrett (NJ) Neugebauer Young (FL)  
 Gohmert Paul

Wilson (SC) Wu Yarmuth  
 Woolsey Wynn Young (AK)  
 NOT VOTING—6  
 Becerra Gutierrez Ortiz  
 Davis, Jo Ann Larsen (WA) Sullivan

So the amendment was not agreed to.  
 ¶86.26 RECORDED VOTE  
 A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment numbered 9, submitted by Mrs. MUSGRAVE:  
 At the end of the bill (before the short title), insert the following new section:  
 SEC. 503. Each amount appropriated or otherwise made available by this Act that is not required to be appropriated or otherwise made available by a provision of law is hereby reduced by 0.5 percent.  
 It was decided in the { Yeas ..... 166  
 affirmative ..... } Nays ..... 267  
 ¶86.27 [Roll No. 520]  
 AYES—166  
 Aderholt Fortuño Mitchell  
 Akin Fossella Moran (KS)  
 Altmire Foxx Murphy, Patrick  
 Bachmann Franks (AZ) Musgrave  
 Bachus Frelinghuysen Myrick  
 Barrett (SC) Garrett (NJ) Neugebauer  
 Bartlett (MD) Gerlach Nunes  
 Bean Gillmor Paul  
 Biggert Gingrey Pearce  
 Bilbray Gohmert Pence  
 Bilirakis Goode Peterson (PA)  
 Bishop (UT) Goodlatte Petri  
 Blackburn Granger Pickering  
 Blunt Graves Pitts  
 Boehner Hall (TX) Platts  
 Bonner Hastert Poe  
 Bono Hastings (WA) Price (GA)  
 Boozman Hayes Putnam  
 Brady (TX) Heller Radanovich  
 Brown-Waite, Hensarling Ramstad  
 Ginny Herger Reynolds  
 Buchanan Hill  
 Burton (IN) Hoekstra Rogers (AL)  
 Buyer Hulshof Rogers (MI)  
 Hunter Calvert Rohrabacher  
 Camp (MI) Ingalls (SC) Roskam  
 Campbell (CA) Issa Royce  
 Cannon Johnson, Sam Ryan (WI)  
 Cantor Jordan Sali  
 Capito Kagen Schmidt  
 Castle Keller Sensenbrenner  
 Chabot King (IA) Sessions  
 Coble Kingston Shadegg  
 Cole (OK) Kirk Shays  
 Conaway Kline (MN) Shimkus  
 Cooper Knollenberg Shuler  
 Crenshaw Lamborn Shuster  
 Cubin Lewis (KY) Smith (NE)  
 Culberson Linder Smith (TX)  
 Davis (KY) Lucas Souder  
 Davis, David Lungren, Daniel Stearns  
 Davis, Tom E. Tancredo  
 Deal (GA) Mack Tanner  
 DeGette Dent Manzullo  
 Delahunt Mahoney (FL) Marchant  
 DeLauro Maloney (NY) Matheson Terry  
 Dent Markey Marshall  
 Dicks Marshall Tierney  
 Dingell Matsui Towns  
 Donnelly McCarthy (NY) Turner  
 Doyle McCollum (MN) Udall (CO)  
 Drake McCotter Udall (NM)  
 Duncan McDermott Van Hollen  
 Emerson McGovern Velázquez  
 Engel McHenry Visclosky  
 English (PA) McHugh Walsh (NY)  
 Eshoo McIntyre Walz (MN)  
 Etheridge Emanuel Wamp  
 Everett Emerson Wasserman  
 Faleonavaega Farr McNulty Schultz  
 Farr Miller (NC) Meehan  
 Fattah Miller, George Meeke (FL)  
 Ferguson Mitchell Meeke (NY)  
 Filner Mollohan Melancon  
 Forbes Moore (KS) Michaud  
 Fortenberry Moore (WI) Miller (NC)  
 Fortenberry Moore (WI) Miller, George  
 Waters  
 Watson  
 Watt  
 Waxman  
 Alexander  
 Allen  
 Andrews  
 Arcuri  
 Baca  
 Baird  
 Baker

NOT VOTING—4  
 Becerra Ortiz  
 Davis, Jo Ann Sullivan

So the amendment was not agreed to.

¶86.24 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment numbered 17, submitted by Mr. NEUGEBAUER:

Page 37, strike lines 9 through 19.

It was decided in the { Yeas ..... 133  
 negative ..... } Nays ..... 298

¶86.25 [Roll No. 519]  
 AYES—133

Akin Granger Pearce  
 Alexander Hall (TX) Pence  
 Bachmann Hastings (WA) Petri  
 Baker Heller Pitts  
 Barrett (SC) Hensarling Poe  
 Barton (TX) Herger Porter  
 Bean Hobson Pryce (OH)  
 Bilbray Hoekstra Putnam  
 Bilirakis Hulshof Radanovich  
 Bishop (UT) Inglis (SC) Ramstad  
 Blunt Issa Rehberg  
 Boehner Jindal Reichert  
 Bono Johnson (IL) Rogers (MI)  
 Boozman Johnson, Sam Rohrabacher  
 Boustany Jones (NC) Ros-Lehtinen  
 Brady (TX) Jordan Roskam  
 Brown-Waite, Kagen Royce  
 Ginny Keller Ryan (WI)  
 Buchanan King (IA) Sali  
 Burgess Kingston Sali  
 Burton (IN) Kirk Saxton  
 Buyer Kline (MN) Sensenbrenner  
 Camp (MI) Knollenberg Sessions  
 Campbell (CA) Lamborn Shadegg  
 Cannon LoBiondo Shays  
 Cantor Lucas Shimkus  
 Carter Lungren, Daniel Simpson  
 Chabot E. Smith (NE)  
 Conaway Mack Smith (TX)  
 Cooper Manzullo Smith (WA)  
 Culberson Marchant Souder  
 Diaz-Balart, L. Matheson Stearns  
 Diaz-Balart, M. McCarthy (CA) Tancredo  
 Doggett McCaul (TX) Terry  
 Doolittle McCrery Thornberry  
 Dreier McMorris Tiberi  
 Fallin Rodgers Upton  
 Feeney Mica Walberg  
 Flake Miller (FL) Walden (OR)  
 Fortuño Miller (MI) Weldon (FL)  
 Foss Fox Miller, Gary Weller  
 Franks (AZ) Moran (KS) Westmoreland  
 Frelinghuysen Musgrave Myrick  
 Gallegly Myrick Wolf  
 Garrett (NJ) Neugebauer Young (FL)  
 Gohmert Paul

Brown (SC) Holt Reynolds  
 Brown, Corrine Honda Rodriguez  
 Butterfield Hooley Rogers (AL)  
 Calvert Hoyer Rogers (KY)  
 Capito Hunter Ross  
 Capps Inslee Rothman  
 Capuano Israel Roybal-Allard  
 Cardoza Jackson (IL) Ruppertsberger  
 Carnahan Jackson-Lee Rush  
 Carney (TX) Jefferson Ryan (OH)  
 Carson Johnson (GA) Salazar  
 Castle Johnson, E. B. Sánchez, Linda  
 Castor Jones (OH) T.  
 Chandler Kanjorski Sanchez, Loretta  
 Christensen Kaptur Sarbanes  
 Clarke Kaptur Kennedy Schakowsky  
 Clay Kildee Schiff  
 Cleaver Kilpatrick Schmidt  
 Clyburn Kind Schwartz  
 Coble King (NY) Scott (GA)  
 Cohen Klein (FL) Scott (VA)  
 Cole (OK) Kucinich Serrano  
 Conyers Costa Kuhl (NY) Sestak  
 Akin Granger Pearce  
 Alexander Hall (TX) Pence  
 Bachmann Hastings (WA) Petri  
 Baker Heller Pitts  
 Barrett (SC) Hensarling Poe  
 Barton (TX) Herger Porter  
 Bean Hobson Pryce (OH)  
 Bilbray Hoekstra Putnam  
 Bilirakis Hulshof Radanovich  
 Bishop (UT) Inglis (SC) Ramstad  
 Blunt Issa Rehberg  
 Boehner Jindal Reichert  
 Bono Johnson (IL) Rogers (MI)  
 Boozman Johnson, Sam Rohrabacher  
 Boustany Jones (NC) Ros-Lehtinen  
 Brady (TX) Jordan Roskam  
 Brown-Waite, Kagen Royce  
 Ginny Keller Ryan (WI)  
 Buchanan King (IA) Sali  
 Burgess Kingston Sali  
 Burton (IN) Kirk Saxton  
 Buyer Kline (MN) Sensenbrenner  
 Camp (MI) Knollenberg Sessions  
 Campbell (CA) Lamborn Shadegg  
 Cannon LoBiondo Shays  
 Cantor Lucas Shimkus  
 Carter Lungren, Daniel Simpson  
 Chabot E. Smith (NE)  
 Conaway Mack Smith (TX)  
 Cooper Manzullo Smith (WA)  
 Culberson Marchant Souder  
 Diaz-Balart, L. Matheson Stearns  
 Diaz-Balart, M. McCarthy (CA) Tancredo  
 Doggett McCaul (TX) Terry  
 Doolittle McCrery Thornberry  
 Dreier McMorris Tiberi  
 Fallin Rodgers Upton  
 Feeney Mica Walberg  
 Flake Miller (FL) Walden (OR)  
 Fortuño Miller (MI) Weldon (FL)  
 Foss Fox Miller, Gary Weller  
 Franks (AZ) Moran (KS) Westmoreland  
 Frelinghuysen Musgrave Myrick  
 Gallegly Myrick Wolf  
 Garrett (NJ) Neugebauer Young (FL)  
 Gohmert Paul

Wilson (SC) Wu Yarmuth  
 Woolsey Wynn Young (AK)  
 NOT VOTING—6  
 Becerra Gutierrez Ortiz  
 Davis, Jo Ann Larsen (WA) Sullivan

So the amendment was not agreed to.  
 ¶86.26 RECORDED VOTE  
 A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment numbered 9, submitted by Mrs. MUSGRAVE:  
 At the end of the bill (before the short title), insert the following new section:  
 SEC. 503. Each amount appropriated or otherwise made available by this Act that is not required to be appropriated or otherwise made available by a provision of law is hereby reduced by 0.5 percent.  
 It was decided in the { Yeas ..... 166  
 affirmative ..... } Nays ..... 267  
 ¶86.27 [Roll No. 520]  
 AYES—166  
 Aderholt Fortuño Mitchell  
 Akin Fossella Moran (KS)  
 Altmire Foxx Murphy, Patrick  
 Bachmann Franks (AZ) Musgrave  
 Bachus Frelinghuysen Myrick  
 Barrett (SC) Garrett (NJ) Neugebauer  
 Bartlett (MD) Gerlach Nunes  
 Bean Gillmor Paul  
 Biggert Gingrey Pearce  
 Bilbray Gohmert Pence  
 Bilirakis Goode Peterson (PA)  
 Bishop (UT) Goodlatte Petri  
 Blackburn Granger Pickering  
 Blunt Graves Pitts  
 Boehner Hall (TX) Platts  
 Bonner Hastert Poe  
 Bono Hastings (WA) Price (GA)  
 Boozman Hayes Putnam  
 Brady (TX) Heller Radanovich  
 Brown-Waite, Hensarling Ramstad  
 Ginny Herger Reynolds  
 Buchanan Hill  
 Burton (IN) Hoekstra Rogers (AL)  
 Buyer Hulshof Rogers (MI)  
 Hunter Calvert Rohrabacher  
 Camp (MI) Ingalls (SC) Roskam  
 Campbell (CA) Issa Royce  
 Cannon Johnson, Sam Ryan (WI)  
 Cantor Jordan Sali  
 Capito Kagen Schmidt  
 Castle Keller Sensenbrenner  
 Chabot King (IA) Sessions  
 Coble Kingston Shadegg  
 Cole (OK) Kirk Shays  
 Conaway Kline (MN) Shimkus  
 Cooper Knollenberg Shuler  
 Crenshaw Lamborn Shuster  
 Cubin Lewis (KY) Smith (NE)  
 Culberson Linder Smith (TX)  
 Davis (KY) Lucas Souder  
 Davis, David Lungren, Daniel Stearns  
 Davis, Tom E. Tancredo  
 Deal (GA) Mack Tanner  
 DeGette Dent Manzullo  
 Delahunt Mahoney (FL) Marchant  
 DeLauro Maloney (NY) Matheson Terry  
 Dent Markey Marshall  
 Dicks Marshall Tierney  
 Dingell Matsui Towns  
 Donnelly McCarthy (NY) Turner  
 Doyle McCollum (MN) Udall (CO)  
 Drake McCotter Udall (NM)  
 Duncan McDermott Van Hollen  
 Emerson McGovern Velázquez  
 Engel McHenry Visclosky  
 English (PA) McHugh Walsh (NY)  
 Eshoo McIntyre Walz (MN)  
 Etheridge Emanuel Wamp  
 Everett Emerson Wasserman  
 Faleonavaega Farr McNulty Schultz  
 Farr Miller (NC) Meehan  
 Fattah Miller, George Meeke (FL)  
 Ferguson Mitchell Meeke (NY)  
 Filner Mollohan Melancon  
 Forbes Moore (KS) Michaud  
 Fortenberry Moore (WI) Miller (NC)  
 Fortenberry Moore (WI) Miller, George  
 Waters  
 Watson  
 Watt  
 Waxman  
 Alexander  
 Allen  
 Andrews  
 Arcuri  
 Baca  
 Baird  
 Baker

Brown (SC) Insee Pomeroy
Brown, Corrine Israel Porter
Burgess Jackson (IL) Price (NC)
Butterfield Jackson-Lee Pryce (OH)
Capps (TX) Rahall
Capuano Jefferson Rangel
Cardoza Jindal Regula
Carnahan Johnson (GA) Rehberg
Carney Johnson (IL) Reichert
Carson Johnson, E. B. Renzi
Carter Jones (NC) Reyes
Castor Jones (OH) Rodriguez
Chandler Kanjorski Rogers (KY)
Christensen Kaptur Ros-Lehtinen
Clarke Kennedy Ross
Clay Kildee Rothman
Cleaver Kilpatrick Roybal-Allard
Clyburn Kind Ruppertsberger
Cohen King (NY) Rush
Conyers Klein (FL) Ryan (OH)
Costa Kucinich Salazar
Costello Kuhl (NY) Sanchez, Linda
Courtney LaHood T.
Cramer Lampson Sanchez, Loretta
Crowley Langevin Sarbanes
Cuellar Lantos Saxton
Cummings Larsen (WA) Schakowsky
Davis (AL) Larson (CT) Schiff
Davis (CA) Latham Schwartz
Davis (IL) LaTourette Scott (GA)
Davis, Lincoln Lee Scott (VA)
DeFazio Levin Serrano
DeGette Lewis (CA) Sestak
DeLaHunt Lewis (GA) Shea-Porter
DeLauro Lipinski Sherman
Dicks LoBiondo Simpson
Dingell Loeb sack Sires
Doggett Lofgren, Zoe Skelton
Doolittle Lowey Slaughter
Doyle Lynch Smith (NJ)
Edwards Mahoney (FL) Smith (WA)
Ehlers Maloney (NY) Snyder
Ellison Markey Solis
Emmanuel Marshall Space
Emerson Matsui Spratt
Engel McCarthy (NY) Stark
English (PA) McCollum (MN) Stupak
Eshoo McDermott Sutton
Etheridge McGovern Tauscher
Faleomavaega McHugh Thompson (CA)
Farr McIntyre Thompson (MS)
Fattah McNeerney Tierney
Ferguson McNulty Towns
Filner Meehan Turner
Frank (MA) Meek (FL) Udall (CO)
Gallegly Meeks (NY) Udall (NM)
Giffords Melancon Van Hollen
Gilchrist Michaud Velázquez
Gillibrand Miller (MI) Visclosky
Gonzalez Miller (NC) Walsh (NY)
Gordon Miller, George Walz (MN)
Green, Al Mollohan Wamp
Green, Gene Moore (KS) Wasserman
Grijalva Moore (WI) Schultz
Gutierrez Moran (VA) Waters
Hall (NY) Murphy (CT) Watson
Hare Murphy, Tim Watt
Harman Murtha Waxman
Hastings (FL) Nadler Weiner
Herse th Sandlin Napolitano Welch (VT)
Higgins Neal (MA) Weller
Hinchey Norton Wexler
Hinojosa Oberstar Whitfield
Hirono Obey Wicker
Hobson Olver Wilson (NM)
Hodes Pallone Wilson (OH)
Holden Pascrell Woolsey
Holt Pastor Wu
Honda Payne Wynn
Hoolley Perlmutter Yarmuth
Hoyer Peterson (MN) Young (AK)

NOT VOTING—4

Becerra Ortiz
Davis, Jo Ann Sullivan

So the amendment was not agreed to.

86.28 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment numbered 1, submitted by Mr. BISHOP of New York:

At the end of the bill, before the short title, insert the following new section:

SEC. 503. None of the funds made available by this Act may be used by the Federal En-

ergy Regulatory Commission to review the application for the Broadwater Energy proposal, dockets CP06-54-000, CP06-55-000, and CP06-56-000.

It was decided in the negative ..... { Yeas ..... 146 Nays ..... 285 Answered present 1

86.29 [Roll No. 521]

AYES—146

Abercrombie Holt Payne
Ackerman Honda Perlmutter
Arcuri Hoyer Peterson (MN)
Baca Insee Pomeroy
Baird Israel Rodriguez
Baldwin Ryan (IL) Rothman
Barrow Jackson-Lee Roybal-Allard
Berkley (TX) Ruppertsberger
Berman Kagen Sanchez, Linda
Berry Kennedy T.
Bishop (NY) Kind Sanchez, Loretta
Boswell Kingston Sarbanes
Brady (PA) Kucinich Schakowsky
Brady (IA) Langevin Schiff
Capps Lantos Schwartz
Capuano Larsen (WA) Scott (VA)
Cardoza Larson (CT) Serrano
Carney Lee Sestak
Castor Levin Shea-Porter
Chandler Lewis (GA) Sherman
Christensen LoBiondo Simpson
Clarke Loeb sack Sires
Clay Lofgren, Zoe Skelton
Cleaver Lowey Slaughter
Cohen Lynch Smith (NJ)
Courtney Maloney (NY) Smith (WA)
Davis (CA) Markey Smith (WA)
DeFazio Solis Solis
DeLauro McDermott Space
Doggett McGovern Stark
Donnelly McNeerney Stupak
Emanuel McNulty Sutton
Eshoo Meehan Taylor
Etheridge Meeks (NY) Thompson (CA)
Faleomavaega Melancon Tierney
Farr Miller (NC) Towns
Filner Udall (CO) Udall (CO)
Frank (MA) Mitchell Velázquez
Gillibrand Moore (KS) Walz (MN)
Gordon Alexander Moore (WI) Wasserman
Grijalva Moran (VA) Schultz
Hall (NY) Murphy (CT) Watson
Hare Hinchey Murphy, Patrick
Harman Myrick Welch (VT)
Herse th Sandlin Nadler Wexler
Higgins Napolitano Wilson (SC)
Hill Neal (MA) Woolsey
Hinchey Olver Wu
Hirono Pallone Yarmuth
Hodes Pascrell Young (FL)

NOES—285

Aderholt Brown-Waite, Davis (IL)
Akin Ginny Davis (KY)
Alexander Buchanan Davis, David
Allen Burgess Davis, Lincoln
Altmire Burton (IN) Davis, Tom
Andrews Butterfield Deal (GA)
Bachmann Buyer DeGette
Bachus Calvert Delahunt
Baker Camp (MI) Dent
Barrett (SC) Campbell (CA) Diaz-Balart, L.
Bartlett (MD) Cannon Diaz-Balart, M.
Barton (TX) Cantor Dicks
Bean Capito Dingell
Biggart Carnahan Doolittle
Bilbray Carson Doyle
Bilirakis Carter Drake
Bishop (GA) Castle Dreier
Bishop (UT) Chabot Duncan
Blackburn Clyburn Edwards
Blumenauer Coble Ehlers
Blunt Cole (OK) Ellison
Boehner Conaway Ellsworth
Bonner Conyers Emerson
Bono Cooper Engel
Boozman Costa English (PA)
Bordallo Costello Everett
Boren Cramer Fallin
Boucher Crenshaw Fattah
Boustany Crowley Feeney
Boyd (FL) Cubin Ferguson
Boyd (KS) Cuellar Flake
Brady (TX) Culberson Forbes
Brown (SC) Cummings Fortenberry
Brown, Corrine Davis (AL) Fortuño

Fossella LaTourette Renzi
Foxy Lewis (CA) Reyes
Franks (AZ) Lewis (KY) Reynolds
Frelinghuysen Linder Rogers (AL)
Gallegly Lipinski Rogers (KY)
Garrett (NJ) Lucas Rogers (MI)
Gerlach Lungren, Daniel Rohrabacher
Giffords E. Ros-Lehtinen
Gilchrist Mack Roskam
Gillmor Mahoney (FL) Ross
Gingrey Manzullo Royce
Gohmert Marchant Rush
Gonzalez Marshall Ryan (OH)
Goode Matheson Ryan (WI)
Goodlatte McCarthy (CA) Salazar
Gordon McCaul (TX) Sali
Granger McCollum (MN) Saxton
Graves McCotter Schmidt
Green, Gene McCrery Scott (GA)
Gutierrez McHenry Serrano
Hall (TX) McHugh Sessions
Hastert McIntyre Shadegg
Hastings (FL) McKeon Sherman
Hastings (WA) McMorris Shimkus
Hayes Rodgers Shuster
Heller Meek (FL) Simpson
Hensarling Mica Smith (NE)
Herger Michaud Smith (TX)
Hinojosa Miller (FL) Snyder
Hobson Miller (MI) Souder
Hoekstra Miller, Gary Spratt
Holden Mollohan Stearns
Hoolley Moran (KS) Tancredo
Hulshof Murphy, Tim Tanner
Hunter Murtha Tanner
Inglis (SC) Musgrave Terry
Issa Neugebauer Thompson (MS)
Jefferson Norton Thornberry
Jindal Nunes Tiaht
Johnson (GA) Oberstar Tiberi
Johnson (IL) Obey Turner
Johnson, E. B. Pastor Udall (NM)
Johnson, Sam Pearce Upton
Jones (NC) Pence Van Hollen
Jones (OH) Peterson (PA) Visclosky
Jordan Petri Walberg
Kanjorski Pickering Walden (OR)
Kaptur Pitts Walsh (NY)
Keller Platts Wamp
Kildee Poe Waters
Porter Porter Watt
King (IA) Price (GA) Weiner
King (NY) Price (NC) Weldon (FL)
Kirk Pryce (OH) Weller
Klein (FL) Putnam Westmoreland
Kline (MN) Radanovich Whitfield
Knollenberg Rahall Wicker
Kuhl (NY) Ramstad Wilson (NM)
LaHood Rangel Wilson (OH)
Lamborn Regula Wolf
Lampson Rehberg Wynn
Latham Reichert Young (AK)

ANSWERED "PRESENT"—1

McCarthy (NY)

NOT VOTING—5

Becerra Ortiz Sullivan
Davis, Jo Ann Paul

So the amendment was not agreed to.

86.30 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment numbered 14, submitted by Mr. JORDAN:

At the end of the bill (before the short title), insert the following:

SEC. 503. Appropriations made in this Act are hereby reduced in the amount of \$1,305,000,000.

It was decided in the negative ..... { Yeas ..... 129 Nays ..... 301

86.31 [Roll No. 522]

AYES—129

Akin Bishop (UT) Brady (TX)
Bachmann Blackburn Brown-Waite,
Bachus Blunt Ginny
Barrett (SC) Boehner Buchanan
Bartlett (MD) Bonner Burton (IN)
Bilbray Bono Buyer
Bilirakis Boozman Camp (MI)

Campbell (CA) Herger  
 Cannon Hoekstra  
 Cantor Hunter  
 Chabot Inglis (SC)  
 Coble Issa  
 Cole (OK) Johnson, Sam  
 Conaway Jordan  
 Cubin Kagen  
 Culberson Keller  
 Davis (KY) King (IA)  
 Davis, David Kline (MN)  
 Davis, Tom Lamborn  
 Deal (GA) Lewis (KY)  
 Diaz-Balart, M. Linder  
 Drake Lucas  
 Dreier Lungren, Daniel  
 Duncan E.  
 Everett Mack  
 Fallon Manzullo  
 Feeney Marchant  
 Forbes McCarthy (CA)  
 Fortuño McCaul (TX)  
 Fossella McCotter  
 Foxx McHenry  
 Franks (AZ) McKeon  
 Gallegly McMorris  
 Garrett (NJ) Rodgers  
 Gohmert Mica  
 Goode Miller (FL)  
 Goodlatte Miller (MI)  
 Granger Miller, Gary  
 Graves Moran (KS)  
 Hall (TX) Musgrave  
 Hastert Myrick  
 Hayes Neugebauer  
 Heller Nunes  
 Hensarling Pearce

NOES—301

Abercrombie Cuellar  
 Ackerman Cummings  
 Aderholt Davis (AL)  
 Alexander Davis (CA)  
 Allen Davis (IL)  
 Altmire Davis, Lincoln  
 Andrews DeFazio  
 Arcuri DeGette  
 Baca Delahunt  
 Baird DeLauro  
 Baker Dent  
 Baldwin Diaz-Balart, L.  
 Barrow Dicks  
 Barton (TX) Dingell  
 Bean Doggett  
 Berkley Donnelly  
 Berman Doolittle  
 Berry Doyle  
 Biggert Edwards  
 Bishop (GA) Ehlers  
 Bishop (NY) Ellison  
 Blumenauer Ellsworth  
 Bordallo Emanuel  
 Boren Emerson  
 Boswell Engel  
 Boucher English (PA)  
 Boustany Eshoo  
 Boyd (FL) Etheridge  
 Boyda (KS) Faleomavaega  
 Brady (PA) Farr  
 Braley (IA) Fattah  
 Brown (SC) Ferguson  
 Brown, Corrine Filner  
 Burgess Fortenberry  
 Butterfield Frank (MA)  
 Calvert Frelinghuysen  
 Capito Gerlach  
 Capps Giffords  
 Capuano Gilchrest  
 Cardoza Gillibrand  
 Carnahan Gillmor  
 Carney Gingrey  
 Carson Gonzalez  
 Carter Gordon  
 Castle Green, Al  
 Castor Green, Gene  
 Chandler Grijalva  
 Christensen Gutierrez  
 Clarke Hall (NY)  
 Clay Hare  
 Cleaver Harman  
 Clyburn Hastings (FL)  
 Cohen Hastings (WA)  
 Conyers Hersheth Sandlin  
 Cooper Higgins  
 Costa Hill  
 Costello Hinchey  
 Courtney Hinojosa  
 Cramer Cramer  
 Crenshaw Crenshaw  
 Crowley Crowley

McNerney Reyes  
 McNulty Rodriguez  
 Meehan Rogers (AL)  
 Meek (FL) Rogers (KY)  
 Meeks (NY) Ros-Lehtinen  
 Melancon Ross  
 Michaud Rothman  
 Miller (NC) Roybal-Allard  
 Miller, George Ruppertsberger  
 Mitchell Rush  
 Mollohan Ryan (OH)  
 Moore (KS) Salazar  
 Moore (WI) Sanchez, Linda  
 Moran (VA) T.  
 Murphy (CT) Sanchez, Loretta  
 Murphy, Patrick Sarbanes  
 Murphy, Tim Saxton  
 Murtha Schakowsky  
 Nadler Schiff  
 Napolitano Schwartz  
 Neal (MA) Scott (GA)  
 Norton Scott (VA)  
 Oberstar Serrano  
 Obey Sestak  
 Olver Shays  
 Pallone Shea-Porter  
 Pascrell Sherman  
 Pastor Shuler  
 Payne Simpson  
 Perlmutter Sires  
 Peterson (MN) Skelton  
 Pomeroy Slaughter  
 Porter Smith (NJ)  
 Pryce (NC) Smith (WA)  
 Pryce (OH) Snyder  
 Rahall Solis  
 Rangel Space  
 Regula Spratt  
 Rehberg Stark  
 Reichert Stupak  
 Renzi Sutton

NOT VOTING—7

Becerra McCreery  
 Davis, Jo Ann Ortiz  
 Flake Paul

So the amendment was not agreed to.

86.32 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment submitted by Mr. SHADEGG:

At the end of the bill, before the short title, insert the following:

SEC. 503. LIMITATION ON FUNDS RELATED TO FEDERAL DAMS.

No funds appropriated in or made available by this Act may be used to study or implement any plan to breach, decommission, or remove any Federal dams producing hydro-power.

It was decided in the { Yeas ..... 157  
 negative ..... } Nays ..... 274

86.33 [Roll No. 523]

AYES—157

Aderholt Cannon  
 Akin Cantor  
 Alexander Castle  
 Bachmann Chabot  
 Baker Coble  
 Barrett (SC) Cole (OK)  
 Barton (TX) Conaway  
 Bilbray Crenshaw  
 Bilirakis Cubin  
 Bishop (UT) Culberson  
 Blackburn Davis (KY)  
 Blunt Davis, David  
 Boehner Deal (GA)  
 Bonner Dent  
 Bono Diaz-Balart, L.  
 Boozman Diaz-Balart, M.  
 Boustany Doolittle  
 Brady (TX) Drake  
 Brown (SC) Dreier  
 Brown-Waite, Falin  
 Ginny Ferguson  
 Buchanan Flake  
 Burgess Forbes  
 Burton (IN) Fortuño  
 Buyer Fossella  
 Calvert Foxx  
 Campbell (CA) Franks (AZ)

Kingston Murphy, Tim  
 Kline (MN) Musgrave  
 Kuhl (NY) Neugebauer  
 Lamborn Nunes  
 Lewis (KY) Pearce  
 Linder Pence  
 LoBiondo Peterson (PA)  
 Lucas Pickingering  
 Mack Pitts  
 Manzullo Poe  
 Marchant Price (GA)  
 Matheson Putnam  
 McCarthy (CA) Radanovich  
 McCaul (TX) Regula  
 McCotter Rehberg  
 McCreery Reichert  
 McHenry Renzi  
 McKeon Reynolds  
 McMorris Rogers (AL)  
 Rodgers Rogers (KY)  
 Mica Rogers (MI)  
 Miller (FL) Rohrabacher  
 Miller (MI) Roskam  
 Mitchell Royce  
 Moran (KS) Ryan (WI)  
 Sali

NOES—274

Abercrombie Ehlers  
 Ackerman Ellison  
 Allen Ellsworth  
 Altmire Emanuel  
 Andrews Emerson  
 Arcuri Engel  
 Baca English (PA)  
 Bachus Eshoo  
 Baird Etheridge  
 Baldwin Everett  
 Barrow Faleomavaega  
 Bartlett (MD) Farr  
 Bean Fattah  
 Berkley Filner  
 Berman Fortenberry  
 Berry Frank (MA)  
 Biggert Frelinghuysen  
 Bishop (GA) Gerlach  
 Bishop (NY) Gilchrest  
 Blumenauer Gillibrand  
 Bordallo Gillmor  
 Boren Gonzalez  
 Boswell Gordon  
 Boucher Granger  
 Boyd (FL) Green, Al  
 Boyda (KS) Green, Gene  
 Brady (PA) Grijalva  
 Braley (IA) Gutierrez  
 Brown, Corrine Hare  
 Butterfield Harman  
 Camp (MI) Hastings (FL)  
 Capito Hersheth Sandlin  
 Capps Higgins  
 Capuano Hill  
 Cardoza Hinchey  
 Carnahan Hinojosa  
 Carney Hirono  
 Carson Hobson  
 Carter Hodes  
 Castor Holden  
 Chandler Holt  
 Christensen Honda  
 Clarke Hooley  
 Clay Hoyer  
 Cleaver Inslee  
 Clyburn Clyburn  
 Cohen Jackson (IL)  
 Conyers Jackson-Lee  
 Cooper (TX)  
 Costello Jefferson  
 Courtney Johnson (GA)  
 Cramer Cramer  
 Crenshaw Johnson (IL)  
 Crowley Jones (NC)  
 Cuellar Jones (OH)  
 Cummings Kagen  
 Davis (AL) Kanjorski  
 Davis (CA) Kaptur  
 Davis (IL) Kennedy  
 Davis, Lincoln Kildee  
 Davis, Tom Kilpatrick  
 DeFazio Kind  
 DeGette Kirk  
 DeLoach Klein (FL)  
 Dingell Knollenberg  
 Doggett Knollenberg  
 Donnelly Kucinich  
 Doyle Kucinich  
 Duncan LaHood  
 Edwards Larson (CT) Lampson



Salazar Smith (NJ) Visclosky Tancredo Tiberi Westmoreland
Sánchez, Linda Smith (WA) Walsh (NY) Tanner Upton Wicker
T. Snyder Walsh (MN) Taylor Walberg Wilson (SC)
Sanchez, Loretta Solis Wamp Terry Walden (OR) Young (FL)
Sarbanes Space Wasserman
Schakowsky Spratt Schultz
Schiff Stark
Schwartz Stupak
Scott (GA) Sutton
Scott (VA) Tanner
Serrano Tauscher
Sestak Taylor
Shays Thompson (CA)
Shea-Porter Thompson (MS)
Sherman Tiberi
Shuler Tierney
Shuster Turner
Simpson Udall (CO)
Sires Udall (NM)
Skelton Wynn
Slaughter Velázquez

NOT VOTING—6

Becerra Feeney Paul
Davis, Jo Ann Ortiz Sullivan

So the amendment was not agreed to.

86.34 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment numbered 12, submitted by Mr. PRICE of Georgia:

At the end of the bill, before the short title, insert the following new section:

SEC. 503. Each amount appropriated or otherwise made available by this Act that is not required to be appropriated or otherwise made available by a provision of law is reduced by 1 percent.

It was decided in the { Yeas ..... 158
negative ..... Nays ..... 275

86.35 [Roll No. 524]

AYES—158

Aderholt Feeney McCrery
Akin Flake McHenry
Altmire Forbes McKeon
Bachmann Fortuño McMorris
Bachus Fossella Rodgers
Barrett (SC) Foxx
Bartlett (MD) Franks (AZ)
Bean Frelinghuysen Miller (MI)
Biggert Gallegly Miller, Gary
Bilbray Garrett (NJ) Mitchell
Bilirakis Guehlach Moran (KS)
Bishop (UT) Gillmor Murphy, Patrick
Blackburn Greigrey Musgrave
Blunt Gohmert Myrick
Boehner Goode Neugebauer
Bonner Goodlatte Nunes
Bono Granger Paul
Boozman Graves Pearce
Brady (TX) Hall (TX) Pence
Brown-Waite, Hastings (WA) Peterson (PA)
Ginny Hayes Petri
Buchanan Heller Pickering
Burton (IN) Hensarling Pitts
Buyer Herger Platts
Calvert Hoekstra Poe
Camp (MI) Hulshof Price (GA)
Campbell (CA) Inglis (SC) Putnam
Cannon Issa Radanovich
Cantor Johnson, Sam Ramstad
Capito Jordan Reynolds
Castle Kagen Rogers (AL)
Chabot Keller Rogers (MI)
Coble King (IA) Rohrabacher
Cole (OK) Kingston Roskam
Conaway Kirk Royce
Cubin Kline (MN) Ryan (WI)
Culberson Lamborn Sali
Davis (KY) Lewis (KY) Schmidt
Davis, David Linder Sensenbrenner
Deal (GA) Lucas Sessions
Dent Lungren, Daniel Shadegg
Diaz-Balart, L. E. Shays
Diaz-Balart, M. Mack Shimkus
Donnelly Manuzullo Shuler
Drake Marchant Shuster
Dreier Matheson Smith (NE)
Duncan McCarthy (CA) Smith (TX)
Everett McCaul (TX) Souder
Fallin McCotter Stearns

Walsh (NY) Tancredo Tiberi Westmoreland
Walsh (MN) Tanner Upton Wicker
Wamp Terry Walden (OR) Wilson (SC)
Wasserman Taylor Walberg Wilson (FL)
Schultz
Waters
Watson
Watt
Waxman
Weiner
Welch (VT)
Weller
Wexler
Wicker
Wilson (OH)
Woolsey
Wu
Wynn
Yarmuth

Abercrombie Green, Gene Norton
Ackerman Grijalva Oberstar
Alexander Gutierrez Obey
Allen Hall (NY) Olver
Andrews Hare Pallone
Arcuri Harman Pascrell
Baca Hastert Pastor
Baird Hastings (FL) Payne
Baker Herseht Sandlin Perlmutter
Baldwin Higgins Peterson (MN)
Barrow Hill Pomeroy
Barton (TX) Hinchey Porter
Berkley Hinojosa Price (NC)
Berman Hiron Pryce (OH)
Berry Hobson Rahall
Bishop (GA) Hodes Rangel
Bishop (NY) Holden Regula
Blumenauer Holt Rehberg
Bordallo Honda Reichert
Boren Hooley Renzi
Boswell Hoyer Reyes
Boucher Hunter Rodriguez
Boustany Insole Rogers (KY)
Boyd (FL) Israel Ros-Lehtinen
Boyd (KS) Jackson (IL) Ross
Brady (PA) Jackson-Lee Roythman
Braley (IA) (TX) Roybal-Allard
Brown (SC) Jefferson Ruppertsberger
Brown, Corrine Jindal Rush
Burgess Johnson (GA) Ryan (OH)
Butterfield Johnson (IL) Salazar
Capps Johnson, E. B. Sánchez, Linda
Capuano Jones (NC) T.
Cardoza Jones (OH) Sanchez, Loretta
Carnahan Kanjorski Sarbanes
Carney Kaptur Saxton
Carson Kennedy Schakowsky
Carter Kildee Schiff
Castor Kilpatrick Schwartz
Chandler Kind Schartz
Christensen King (NY) Scott (GA)
Clarke Klein (FL) Scott (VA)
Clay Knollenberg Serrano
Clever Kucinich Sestak
Clyburn Kuhl (NY) Shea-Porter
Cohen LaHood Sherman
Conyers Lampson Simpson
Cooper Langevin Sires
Costa Lantos Skelton
Costello Larsen (WA) Slaughter
Courtney Larson (CT) Smith (NJ)
Cramer Latham Smith (WA)
Crenshaw LaTourette Snyder
Crowley Lee
Cuellar Levin Space
Cummings Lewis (CA) Spratt
Davis (AL) Lewis (GA) Stark
Davis (CA) Lipinski Stupak
Davis (IL) LoBiondo Sutton
Davis, Lincoln Loeback Tauscher
Davis, Tom Lofgren, Zoe Thompson (CA)
DeGette Lowey Thompson (MS)
DeLauro Lynch
Delahunt Mahoney (FL) Tierney
Dicks Marshall Towns
Dingell Matsui Turner
Doggett McCarty (NY) Udall (CO)
Doolittle McCollum (MN) Udall (NM)
Doyle McDermott Van Hollen
Edwards McGovern Velázquez
Ehlers McHugh Visclosky
Ellison McInyre Walsh (NY)
Ellsworth McIntyre Walz (MN)
Emanuel McNeerly Wamp
Emerson McNulty Wasserman
Engel Meehan Schultz
English (PA) Meek (FL) Waters
Eshoo Meeks (NY) Watson
Etheridge Melancon Watt
Faleomavaega Michael Waxman
Farr Miller (NC) Weiner
Ferguson Mollohan Welch (VT)
Filner Moore (KS) Weller
Fortenberry Moore (WI) Wexler
Frank (MA) Moran (VA) Whitfield
Giffords Murphy (CT) Wilson (NM)
Gilchrest Murphy, Tim Wolf
Gillibrand Murtha Wilson (OH)
Gonzalez Nader
Gordon Napolitano
Green, Al Neal (MA) Young (AK)

NOES—275

NOT VOTING—4

Becerra Ortiz
Davis, Jo Ann Sullivan

So the amendment was not agreed to.

86.36 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment numbered 15, submitted by Mr. WILSON of South Carolina:

At the end of the bill (before the short title), insert the following:

SEC. 503. Appropriations made in this Act are hereby reduced in the amount of \$1,130,000,000.

It was decided in the { Yeas ..... 138
negative ..... Nays ..... 295

86.37 [Roll No. 525]

AYES—138

Aderholt Forbes Miller (MI)
Akin Fortuño Miller, Gary
Bachmann Fossella Moran (KS)
Barrett (SC) Foxx Musgrave
Bartlett (MD) Franks (AZ) Myrick
Bilbray Gallegly Neugebauer
Bilirakis Garrett (NJ) Nunes
Bishop (UT) Gohmert Paul
Blackburn Goode Pearce
Blunt Goodlatte Pence
Boehner Granger Peterson (PA)
Bonner Graves Petri
Bono Hall (TX) Pickering
Boozman Hayes Pitts
Brady (TX) Heller Platts
Brown (SC) Hensarling Poe
Brown-Waite, Herger Price (GA)
Ginny Hoekstra Putnam
Buchanan Hunter Radanovich
Burton (IN) Inglis (SC) Ramstad
Buyer Issa Reynolds
Camp (MI) Johnson, Sam Rogers (KY)
Campbell (CA) Jordan Rogers (MI)
Cannon Kagen Rohrabacher
Cantor Keller Roskam
Capito King (IA) Royce
Carter Kline (MN) Ryan (WI)
Castle Knollenberg Sali
Chabot Lamborn Schmidt
Coble Lewis (KY) Sensenbrenner
Cole (OK) Linder Sessions
Conaway Lucas Shadegg
Cubin Lungren, Daniel Shimkus
Culberson E. Shuster
Davis (KY) Mack Smith (NE)
Davis, David Manuzullo Smith (TX)
Davis, Tom Marchant Souder
Deal (GA) McCarthy (CA) Stearns
Diaz-Balart, L. McCaul (TX) Tancredo
Diaz-Balart, M. McCotter Terry
Drake McCrery Thornberry
Dreier McHenry Upton
Duncan McKeon Walberg
Everett McMorris Walden (OR)
Fallin Rodgers Weldon (FL)
Feeney Mica Westmoreland
Flake Miller (FL) Wilson (SC)

NOES—295

Abercrombie Boswell Cohen
Ackerman Boucher Conyers
Alexander Boustany Cooper
Allen Boyd (FL) Costa
Altmire Boyd (KS) Costello
Andrews Brady (PA) Courtney
Arcuri Braley (IA) Cramer
Baca Brown, Corrine Crenshaw
Bachus Burgess Crowley
Baird Butterfield Cuellar
Baker Calvert Cummings
Baldwin Capps Davis (AL)
Barrow Capuano Davis (CA)
Barton (TX) Cardoza Davis (IL)
Bean Carnahan Davis, Lincoln
Berkley Carney DeFazio
Berman Carson DeGette
Berry Castor Delahunt
Biggert Chandler DeLauro
Bishop (GA) Christensen Dent
Bishop (NY) Clarke Dicks
Blumenauer Clay Dingell
Bordallo Cleaver Doggett
Boren Clyburn Donnelly

Doolittle  
Doyle  
Edwards  
Ehlers  
Ellison  
Ellsworth  
Emanuel  
Emerson  
Engel  
English (PA)  
Eshoo  
Etheridge  
Faleomavaega  
Farr  
Fattah  
Ferguson  
Filner  
Fortenberry  
Frank (MA)  
Frelinghuysen  
Gerlach  
Giffords  
Gilchrest  
Gillibrand  
Gillmor  
Gingrey  
Gonzalez  
Gordon  
Green, Al  
Green, Gene  
Grijalva  
Gutierrez  
Hall (NY)  
Hare  
Harman  
Hastert  
Hastings (FL)  
Hastings (WA)  
Herseeth Sandlin  
Higgins  
Hill  
Hinchee  
Hinojosa  
Hirono  
Hobson  
Hodes  
Holden  
Holt  
Honda  
Hooley  
Hoyer  
Hulshof  
Insee  
Israel  
Jackson (IL)  
Jackson-Lee  
(TX)  
Jefferson  
Jindal  
Johnson (GA)  
Johnson (IL)  
Johnson, E. B.  
Jones (NC)  
Jones (OH)  
Kanjorski  
Kaptur  
Kennedy  
Kildee  
Kilpatrick  
Kind  
King (NY)  
Kingston  
Kirk  
Klein (FL)  
Kucinich  
Kuhl (NY)

LaHood  
Lampson  
Langevin  
Lantos  
Larsen (WA)  
Larsen (CT)  
Latham  
LaTourette  
Lee  
Levin  
Lewis (CA)  
Lewis (GA)  
Lipinski  
LoBiondo  
Loeb sack  
Lofgren, Zoe  
Lowey  
Lynch  
Mahoney (FL)  
Maloney (NY)  
Markey  
Marshall  
Matheson  
Matsui  
McCarthy (NY)  
McCollum (MN)  
McDermott  
McGovern  
McHugh  
McIntyre  
McNerney  
Meehan  
Meek (FL)  
Meeks (NY)  
Melancon  
Michaud  
Miller (NC)  
Miller, George  
Mitchell  
Mollohan  
Moore (KS)  
Moore (WI)  
Moran (VA)  
Murphy (CT)  
Murphy, Patrick  
Murphy, Tim  
Murtha  
Nadler  
Napolitano  
Neal (MA)  
Norton  
Oberstar  
Obey  
Oliver  
Pallone  
Pascrell  
Pastor  
Payne  
Perlmutter  
Peterson (MN)  
Pomeroy  
Porter  
Price (NC)  
Pryce (OH)  
Rahall  
Rangel  
Regula  
Rehberg  
Reichert  
Renzi  
Reyes  
Rodriguez  
Rogers (AL)  
Ros-Lehtinen  
Ross

Rothman  
Roybal-Allard  
Ruppersberger  
Rush  
Ryan (OH)  
Salazar  
Sánchez, Linda  
T.  
Sanchez, Loretta  
Sarbanes  
Saxton  
Schakowsky  
Schiff  
Schwartz  
Scott (GA)  
Scott (VA)  
Serrano  
Sestak  
Shays  
Shea-Porter  
Sherman  
Shuler  
Simpson  
Sires  
Skelton  
Slaughter  
Smith (NJ)  
Smith (WA)  
Snyder  
Solis  
Space  
Spratt  
Stark  
Stupak  
Sutton  
Tanner  
Tauscher  
Taylor  
Thompson (CA)  
Thompson (MS)  
Tiahrt  
Tiberi  
Tierney  
Townes  
Turner  
Udall (CO)  
Udall (NM)  
Van Hollen  
Velázquez  
Visclosky  
Walsh (NY)  
Walz (MN)  
Wamp  
Wasserman  
Schultz  
Waters  
Watson  
Watt  
Waxman  
Weiner  
Welch (VT)  
Weller  
Wexler  
Whitfield  
Wicker  
Wilson (NM)  
Wilson (OH)  
Wolf  
Woolsey  
Wu  
Wynn  
Yarmuth  
Young (AK)  
Young (FL)

NOT VOTING—4

Becerra Ortiz  
Davis, Jo Ann Sullivan

So the amendment was not agreed to.

86.38 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment submitted by Mr. HINCHEY:

Page 40, after line 18, insert the following: SEC. 503. None of the funds made available in this Act may be used by the Secretary of Energy to designate any geographic area as a national interest electric transmission corridor under section 216(a) of the Federal Power Act (as added by section 1221 of the Energy Policy Act of 2005), and none of the funds made available in this Act may be used by the Federal Energy Regulatory Commis-

sion to take any action related to the processing or issuance of a permit under section 216(b) of the Federal Power Act.

It was decided in the { Yeas ..... 174  
negative ..... } Nays ..... 257

86.39 [Roll No. 526]

AYES—174

Ackerman  
Allen  
Andrews  
Arcuri  
Baird  
Baldwin  
Berman  
Bishop (NY)  
Blumenauer  
Brosdy (PA)  
Capito  
Capps  
Capuano  
Carney  
Carson  
Castle  
Castor  
Chandler  
Christensen  
Clarke  
Clay  
Cleaver  
Cohen  
Conyers  
Courtney  
Cummings  
Davis (CA)  
Davis, Tom  
DeFazio  
DeGette  
DeLahunt  
DeLauro  
Dicks  
Doggett  
Donnelly  
Drake  
Ellison  
Emanuel  
Engel  
Eshoo  
Etheridge  
Farr  
Fattah  
Ferguson  
Filner  
Forbes  
Fortuño  
Frelinghuysen  
Garrett (NJ)  
Gerlach  
Giffords  
Gilchrest  
Gillibrand  
Gonzalez  
Green, Al  
Grijalva  
Gutierrez  
Hall (NY)

NOES—257

Abercrombie  
Aderholt  
Akin  
Alexander  
Altmire  
Baca  
Bachmann  
Bachus  
Baker  
Barrett (SC)  
Barrow  
Bartlett (MD)  
Barton (TX)  
Bean  
Berkley  
Berry  
Biggert  
Billray  
Bilirakis  
Bishop (GA)  
Bishop (UT)  
Blackburn  
Blunt  
Boehner  
Bonner  
Bono  
Boozman  
Bordallo  
Boren

Feeney  
Flake  
Fortenberry  
Fossella  
Foxy  
Frank (MA)  
Franks (AZ)  
Gallegly  
Gillmor  
Gingrey  
Gohmert  
Goode  
Goodlatte  
Gordon  
Granger  
Oberstar  
Obey  
Oliver  
Pallone  
Pascrell  
Pastor  
Paul  
Payne  
Perlmutter  
Petri  
Pitts  
Platts  
Porter  
Price (NC)  
Ramstad  
Reichert  
Rodriguez  
Rothman  
Sarbanes  
Saxton  
Schakowsky  
Schwartz  
Scott (VA)  
Sestak  
Shays  
Shea-Porter  
Shuler  
Sires  
Slaughter  
Smith (NJ)  
Solis  
Spratt  
Stark  
Stupak  
Tanner  
Tauscher  
Taylor  
Thompson (CA)  
Thompson (MS)  
Tierney  
Udall (CO)  
Udall (NM)  
Udall (VA)  
Van Hollen  
Walsh (NY)  
Wasserman  
Schultz  
Waters  
Waxman  
Welch (VT)  
Wolf  
Woolsey  
Wu  
Wynn  
Yarmuth

Lewis (CA)  
Lewis (KY)  
Linder  
Lucas  
Lungren, Daniel  
E.  
Lynch  
Mack  
Manzullo  
Marchant  
Markey  
Matheson  
McCarthy (CA)  
McCaul (TX)  
McCrery  
McHenry  
McIntyre  
McKeon  
McMorris  
Rodgers  
Melancon  
Mica  
Miller (FL)  
Miller (MI)  
Miller, Gary  
Mollohan  
Moore (KS)  
Moran (KS)  
Myrick  
Neugebauer  
Norton  
Nunes  
Pearce  
Pence  
Peterson (MN)  
Peterson (PA)  
Pickering  
Poe  
Pomeroy  
Price (GA)  
Pryce (OH)  
Putnam  
Radanovich  
Rahall  
Rangel  
Regula  
Rehberg  
Renzi  
Reyes  
Reynolds  
Rogers (AL)  
Rogers (KY)  
Rogers (MI)  
Rohrabacher  
Ros-Lehtinen  
Roskam  
Ross  
Roybal-Allard

NOT VOTING—6

Becerra Diaz-Balart, L. Ortiz  
Davis, Jo Ann Jones (OH) Sullivan

So the amendment was not agreed to. The SPEAKER pro tempore, Mr. ALTMIRE, assumed the Chair.

When Mr. ANDREWS, Acting Chairman, reported that the Committee, having had under consideration said bill, had come to no resolution thereon.

86.40 STATE AND FOREIGN OPERATIONS APPROPRIATIONS FY 2008

The SPEAKER pro tempore, Mr. ALTMIRE, pursuant to House Resolution 498 and rule XVIII, declared the House resolved into the Committee of the Whole House on the state of the Union for the consideration of the bill (H.R. 2764) making appropriations for the Department of State, foreign operations, and related programs for the fiscal year ending September 30, 2008, and for other purposes.

The SPEAKER pro tempore, Mr. ALTMIRE, by unanimous consent, designated Mr. CAPUANO as Chairman of the Committee of the Whole, and after some time spent therein,

The SPEAKER pro tempore, Ms. CLARKE, assumed the Chair.

When Mr. CAPUANO, Chairman, reported that the Committee, having had

under consideration said bill, had come to no resolution thereon.

¶86.41 PROVIDING FOR CONSIDERATION OF H.R. 2771

Ms. SUTTON, by direction of the Committee on Rules, reported (Rept. No. 110-201) the resolution (H. Res. 502) providing for the consideration of the bill (H.R. 2771) making appropriations for the Legislative Branch for the fiscal year ending September 30, 2008, and for other purposes.

When said resolution and report were referred to the House Calendar and ordered printed.

¶86.42 ORDER OF BUSINESS—H.R. 2764

On motion of Mrs. LOWEY, by unanimous consent,

*Ordered.* That during further consideration of H.R. 2764 in the Committee of the Whole House on the state of the Union, pursuant to House Resolution 498, notwithstanding clause 11 of rule 18, no amendment to the bill may be offered except: pro forma amendments offered at any point in the reading by the chairman or ranking minority member of the Committee on Appropriations or their designees for the purpose of debate; an amendment by Mr. LINCOLN DIAZ-BALART of Florida or Mr. SIRETSKY regarding funding for Cuba Democracy assistance programs, which shall be debatable for 20 minutes; an amendment by Mr. WOLF regarding funding for certain assistance programs for Iraq, which shall be debatable for 20 minutes; an amendment by Mr. SHAYS regarding funding for Iraq Study Group; an amendment by Mr. GARRETT of New Jersey regarding funding for anti-terrorism programs; an amendment by Mr. MCCAUL of Texas regarding funding for International Narcotics Control and Law enforcement programs; an amendment by Mr. GARRETT of New Jersey regarding certain reporting requirements related to UN employees participating in UN peacekeeping missions; an amendment by Mr. MACK regarding funding for broadcasting to Venezuela; an amendment by Mr. SHADEGG to strike language designating funds for renewable energy; an amendment by Mr. SHERMAN regarding funding for the International Development Association; an amendment by Mr. PAYNE regarding funding for tuberculosis through Child Survival and Health; an amendment by Ms. JACKSON-LEE of Texas regarding funding for Liberia; an amendment by Mr. BLUMENAUER regarding funding for Pakistan; an amendment by Mr. CULBERSON regarding funding for rural water and sanitation projects in East Africa; an amendment by Mr. SHAYS regarding funding for community assistance programs in Iraq; an amendment by Mr. FORBES regarding ESF funding in Ethiopia; an amendment by Mr. KNOLLENBERG regarding funding for the Millennium Challenge Corporation; an amendment by Mr. PITTS regarding funding for HIV/AIDS abstinence prevention programs, which shall be debatable for 30 minutes; an amendment

by Mr. PRICE of Georgia regarding funding for Israel; an amendment by Ms. ROS-LEHTINEN regarding funding for the UN Development Program; an amendment by Ms. MOORE of Wisconsin regarding funding notification requirements on Liberia; an amendment by Mr. SKELTON regarding oversight of Iraq reconstruction; an amendment by Mr. WEINER regarding military assistance for Egypt; an amendment by Mr. SMITH of New Jersey or Mr. STUPAK regarding the Mexico City policy on family planning assistance, which shall be debatable for 45 minutes and shall remain in order even if proposing to strike language inserted by amendment; an amendment by Mrs. LOWEY making changes to Section 622, which shall be debatable for 45 minutes; an amendment by Mr. LAMBORN regarding a prohibition on funds for certain individuals and entities for West Bank and Gaza programs; an amendment by Mr. KING of Iowa regarding basing rights in Iraq; an amendment by Mr. BOUSTANY to strike Section 699; an amendment by Mr. FORTENBERRY regarding Foreign Military Financing funds for Egypt for certain border security efforts; an amendment by Mr. MCGOVERN limiting assistance for Western Hemisphere Institute for Security Cooperation, which shall be debatable for 30 minutes; an amendment by Mr. WEINER limiting funding for Saudi Arabia; an amendment by Mr. UPTON or Ms. HARMAN regarding use of Energy Star certified light bulbs; an amendment by Mr. TIERNEY regarding funding for Pakistan; an amendment by Ms. JACKSON-LEE of Texas regarding health infrastructure in Africa; an amendment by Mr. GINGREY regarding a prohibition on funds for negotiations related to the visa waiver program; an amendment by Mr. PENCE regarding a limitation on the use of liquidated assets from an Enterprise Fund to establish a new foundation or entity; an amendment by Mr. GARRETT of New Jersey limiting the use of funds for international conferences; an amendment by Ms. ROS-LEHTINEN regarding a prohibition on the use of funds for contributions to the UN for the United Nations Human Rights Council; an amendment by Mr. PRICE of Georgia regarding an across-the-board reduction in funding, which shall be debatable for 20 minutes; an amendment by Mr. POE regarding a prohibition on funds to issue visas to citizens of certain countries based on certain extradition policies; an amendment by Mr. POE or Mr. TANCREDO regarding a prohibition on the use of funds in contravention of 8 United States Code 1253; an amendment by Mr. FLAKE limiting the use of certain funds to certain non-governmental organizations other than through the competitive bidding process; an amendment by Mr. KING of Iowa limiting the use of funds for travel by certain House officials to certain countries; an amendment by Mr. GOODLATTE or Ms. HERSETH SANDLIN regarding a prohibition on the use of funds for the diversity vise program; an amendment by

Mr. PENCE limiting the use of funds for the Palestinian Authority; an amendment by Mr. PENCE regarding a prohibition on funds for U.S. contributions to the United Nations Relief and Works Agency for Gaza; an amendment by Mrs. MUSGRAVE regarding an across-the-board reduction in funding, which shall be debatable for 20 minutes; an amendment by Mr. JORDAN reducing funds in the bill, which shall be debatable for 20 minutes; an amendment by Mr. CONAWAY regarding use of reductions made through amendments for deficit reduction; an amendment by Mr. HENSARLING reducing funds in the bill; an amendment by Mr. TANCREDO prohibiting funds to enforce certain guidelines regarding relations with Taiwan; an amendment by Mr. BLUNT prohibiting funds for the International Seabed Authority; an amendment by Mr. SHADEGG prohibiting funds for countries providing assistance to Iran related to nuclear and missile programs; an amendment by Mr. SHADEGG prohibiting funds for countries providing refined petroleum to Iran; an amendment by Mr. OBEY regarding earmarks; and an amendment or amendments by Mrs. LOWEY regarding funding levels.

*Ordered further.* That each such amendment may be offered only by the Member named in this request or a designee, or by the Member who caused it to be printed in the Record or a designee, shall be considered as read, shall not be subject to amendment except that the chairman and ranking minority member of the Committee on Appropriations and the Subcommittee on State, Foreign Operations, and Related Programs each may offer one pro forma amendment for the purpose of debate; and shall not be subject to a demand for division of the question in the House or in the Committee of the Whole.

*Ordered further.* That except otherwise specified, each amendment shall be debatable for 10 minutes, equally divided and controlled by the proponent and an opponent. An amendment shall be considered to fit the description stated in this request if it addresses in whole or in part the object desired.

¶86.43 SENATE BILL REFERRED

A bill of the Senate of the following title was taken from the Speaker's table and, under the rule, referred as follows:

S. 277. An Act to modify the boundaries of Grand Teton National Park to include certain land within the GT Park Subdivision, and for other purposes to the Committee on Natural Resources.

¶86.44 LEAVE OF ABSENCE

By unanimous consent, leave of absence was granted—

- To Mr. MCCOTTER, for June 18;
- To Mr. ORTIZ, for today and balance of the week;
- To Mr. SULLIVAN, for June 19 and today; and
- To Mr. WALDEN of Oregon, for June 19.

And then,

#### ¶86.45 ADJOURNMENT

On motion of Mr. DONNELLY, at 9 o'clock and 50 minutes p.m., the House adjourned.

#### ¶86.46 REPORTS OF COMMITTEES ON PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XIII, reports of committees were delivered to the Clerk for printing and reference to the proper calendar, as follows:

Mr. CARDOZA: Committee on Rules. House Resolution 502. Resolution providing for consideration of the bill (H.R. 2771) making appropriations for the Legislative Branch for the fiscal year ending September 30, 2008, and for other purposes (Rept. 110-201). Referred to the House Calendar.

#### ¶86.47 PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XII, public bills and resolutions were introduced and severally referred, as follows:

By Mr. PETERSON of Pennsylvania (for himself, Mr. ABERCROMBIE, Mrs. DRAKE, Mr. NUNES, Mr. EDWARDS, and Mr. MELANCON):

H.R. 2784. A bill to greatly enhance the Nation's environmental, energy, economic, and national security by terminating long-standing Federal prohibitions on the domestic production of abundant offshore supplies of natural gas, to dedicate fixed percentages of the resultant royalties for environmental restoration projects, renewable energy and carbon sequestration research, and weatherization and energy assistance for those in need, and to share a portion of such royalties with producing States, and for other purposes; to the Committee on Natural Resources, and in addition to the Committees on Rules, and the Budget, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. WELCH of Vermont:

H.R. 2785. A bill to amend the Internal Revenue Code of 1986 to provide that the exception from the treatment of publicly traded partnerships as corporations for partnerships with passive-type income shall not apply to partnerships directly or indirectly deriving income from providing investment adviser and related asset management services; to the Committee on Ways and Means.

By Mr. KILDEE (for himself, Mr. PEARCE, Ms. WATERS, Mr. BOREN, Mr. RENZI, Mr. COLE of Oklahoma, and Mr. FRANK of Massachusetts):

H.R. 2786. A bill to reauthorize the programs for housing assistance for Native Americans; to the Committee on Financial Services.

By Mr. ELLSWORTH (for himself, Ms. GRANGER, and Mr. MOORE of Kansas):

H.R. 2787. A bill to amend the National Manufactured Housing Construction and Safety Standards Act of 1974 to require that weather radios be installed in all manufactured homes manufactured or sold in the United States; to the Committee on Financial Services.

By Mr. FLAKE:

H.R. 2788. A bill to require each piece included in a mass mailing sent by a Member of the House of Representatives as franked mail to include a statement of the costs of producing and mailing the mass mailing, and for other purposes; to the Committee on House Administration.

By Mr. FORTUÑO (for himself, Ms. ROS-LEHTINEN, Mr. LINCOLN DIAZ-BALART of Florida, Mr. MARIO DIAZ-BALART of Florida, Mr. WELLER, Ms. NORTON, and Mr. SERRANO):

H.R. 2789. A bill to amend title XVIII of the Social Security Act to apply automatic "deemed" enrollment under part B of the Medicare Program to residents of Puerto Rico; to the Committee on Energy and Commerce, and in addition to the Committee on Ways and Means, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. HARE (for himself and Mr. MORAN of Kansas):

H.R. 2790. A bill to amend title 38, United States Code, to establish the position of Director of Physician Assistant Services within the office of the Under Secretary of Veterans Affairs for Health; to the Committee on Veterans' Affairs.

By Ms. HOOLEY (for herself and Mr. DOYLE):

H.R. 2791. A bill to amend the Federal Food, Drug, and Cosmetic Act to provide for establishment of a unique device identification system for medical devices; to the Committee on Energy and Commerce.

By Mrs. MALONEY of New York:

H.R. 2792. A bill to amend the Family and Medical Leave Act of 1993 to permit leave to care for a same-sex spouse, domestic partner, parent-in-law, adult child, sibling, or grandparent who has a serious health condition; to the Committee on Education and Labor, and in addition to the Committees on House Administration, and Oversight and Government Reform, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. MOLLOHAN:

H.R. 2793. A bill to provide for the reinstatement of a license for a certain Federal Energy Regulatory Commission project; to the Committee on Energy and Commerce.

By Mr. PASTOR:

H.R. 2794. A bill to amend the Public Health Service Act to authorize grants to increase the number of qualified nursing faculty, and for other purposes; to the Committee on Energy and Commerce.

By Mr. PEARCE:

H.R. 2795. A bill to amend title 38, United States Code, to direct the Secretary of Veterans Affairs to set the rate of reimbursement under the beneficiary travel program of the Department of Veterans Affairs at \$0.21 per mile; to the Committee on Veterans' Affairs.

By Mr. RYAN of Wisconsin (for himself, Mr. DAVIS of Alabama, and Mr. CROWLEY):

H.R. 2796. A bill to amend the Internal Revenue Code of 1986 to allow individuals to defer recognition of reinvested capital gains distributions from regulated investment companies; to the Committee on Ways and Means.

By Mr. SCOTT of Virginia (for himself, Mr. FORBES, Mr. CONYERS, and Mr. SMITH of Texas):

H.R. 2797. A bill to amend title I of the Omnibus Crime Control and Safe Streets Act of 1968 to establish a National White Collar Crime Center grants program for purposes of improving the identification, investigation, and prosecution of certain criminal conspiracies and activities and terrorist conspiracies and activities; to the Committee on the Judiciary.

By Mr. SHERMAN:

H.R. 2798. A bill to reauthorize the programs of the Overseas Private Investment Corporation, and for other purposes; to the Committee on Foreign Affairs.

By Mr. THORNBERRY:

H.R. 2799. A bill to require a quadrennial review of the diplomatic strategy and structure of the Department of State and its related agencies to determine how the Department can best fulfill its mission in the 21st century and meet the challenges of a changing world; to the Committee on Foreign Affairs.

By Mr. THORNBERRY:

H.R. 2800. A bill to improve the conduct of strategic communication by the Federal Government; to the Committee on Foreign Affairs.

By Mr. YOUNG of Alaska:

H.R. 2801. A bill to provide for the inclusion of certain non-Federal land in the Izembek and Alaska Peninsula Wildlife Refuges and Wilderness in the State of Alaska and for the granting of a right-of-way for safe and reliable access for the Native Village of King Cove, Alaska, and for other purposes; to the Committee on Natural Resources.

By Mr. TANCREDO:

H. Con. Res. 171. Concurrent resolution expressing the sense of Congress with respect to relocating the United States Embassy in Israel to Jerusalem; to the Committee on Foreign Affairs.

By Ms. ROS-LEHTINEN (for herself, Mr. MANZULLO, Mr. LANTOS, Mr. MACK, Mr. CHABOT, Mr. WILSON of South Carolina, Mr. BURTON of Indiana, Mr. FORTUÑO, Mr. ROYCE, and Mr. INGLIS of South Carolina):

H. Res. 500. A resolution expressing the sense of the House of Representatives in opposition to efforts by major natural gas exporting countries to establish a cartel or other mechanism to manipulate the supply of natural gas to the world market for the purpose of setting an arbitrary and non-market price or as an instrument of political pressure; to the Committee on Foreign Affairs.

By Mr. BRADY of Texas (for himself, Mr. PAUL, Mr. POE, Mr. HINOJOSA, Mr. CULBERSON, Mr. BARTON of Texas, Mr. CUELLAR, Mr. CARTER, Mr. ORTIZ, Mr. McCAUL of Texas, Mr. BURGESS, Mr. STUPAK, Mr. SESSIONS, Mr. KINGSTON, Mr. SERRANO, and Mr. SHUSTER):

H. Res. 501. A resolution commending Craig Biggio of the Houston Astros for reaching 3,000 base hits as a Major League Baseball player and for his outstanding service to baseball and the Houston, Texas, region; to the Committee on Oversight and Government Reform.

By Mr. BAIRD (for himself and Mr. SHAYS):

H. Res. 503. A resolution commending the Middle East Investment Initiative; to the Committee on Foreign Affairs.

By Mr. BAIRD (for himself, Ms. JACKSON-LEE of Texas, Mr. MATHESON, Mr. MOORE of Kansas, Mr. CLEAVER, Mr. JONES of North Carolina, and Mr. JOHNSON of Illinois):

H. Res. 504. A resolution amending the Rules of the House of Representatives to require that legislation and conference reports be available on the Internet for 72 hours before consideration by the House, and for other purposes; to the Committee on Rules.

By Mr. KLEIN of Florida (for himself, Ms. WASSERMAN SCHULTZ, Mr. TANNER, Mr. COBLE, Mr. LOBIONDO, Mr. RADANOVICH, Mr. TAYLOR, and Mrs. MILLER of Michigan):

H. Res. 505. A resolution recognizing the innumerable contributions of the recreational boating community and the boating industry to the continuing prosperity and affluence of the United States; to the Committee on Transportation and Infrastructure.

By Ms. ZOE LOFGREN of California (for herself, Mr. WOLF, Ms. LORETTA

SANCHEZ of California, Mr. TOM DAVIS of Virginia, and Mr. SMITH of New Jersey):

H. Res. 506. A resolution condemning ongoing human rights abuses in Vietnam, and expressing the sense of the House of Representatives that the United States should remove permanent normal trade relations status with Vietnam unless all political and religious prisoners are released and significant and immediate human rights reforms are made by the Government of Vietnam; to the Committee on Foreign Affairs, and in addition to the Committee on Ways and Means, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Ms. SCHWARTZ (for herself and Mr. SAM JOHNSON of Texas):

H. Res. 507. A resolution supporting the goals and ideals of National Save for Retirement Week; to the Committee on Financial Services.

186.48 MEMORIALS

Under clause 3 of rule XII, memorials were presented and referred as follows:

84. The SPEAKER presented a memorial of the Legislature of the State of Montana, relative to House Joint Resolution No. 25 opposing any effort to implement a trinational political, governmental entity among the United States, Canada, and Mexico; jointly to the Committees on Foreign Affairs and Transportation and Infrastructure.

186.49 ADDITIONAL SPONSORS

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

H.R. 23: Mr. BISHOP of New York, Mr. FOSSELLA, Mr. DAVIS of Illinois, Mr. ORTIZ, Mr. ISSA, and Mr. UDALL of New Mexico.  
 H.R. 77: Mr. STEARNS.  
 H.R. 98: Mr. KING of New York.  
 H.R. 171: Mrs. CAPPS.  
 H.R. 176: Mr. BUTTERFIELD, Mr. MEEK of Florida, Ms. MOORE of Wisconsin, and Mr. SCOTT of Georgia.  
 H.R. 180: Mrs. JONES of Ohio and Mr. REICHERT.  
 H.R. 181: Mr. BRADY of Pennsylvania.  
 H.R. 364: Mr. TOM DAVIS of Virginia, Mr. INGLIS of South Carolina, Ms. SHEA-PORTER, Mr. HONDA, and Ms. WOOLSEY.  
 H.R. 369: Mr. STARK.  
 H.R. 371: Ms. WOOLSEY and Mr. CUELLAR.  
 H.R. 402: Mr. BRALEY of Iowa.  
 H.R. 480: Mr. CARTER, Mr. SHADEGG, Mr. WAMP, Mrs. BLACKBURN, Mr. CULBERSON, Mr. CAMPBELL of California, Mr. BUCHANAN, Mr. LUCAS, Mr. MARCHANT, Mr. AKIN, Mr. WALBERG, and Mr. KLINE of Minnesota.  
 H.R. 503: Mr. CRENSHAW, Mr. SARBANES, and Ms. BALDWIN.  
 H.R. 513: Mr. MURTHA, Mr. JEFFERSON, Mr. ORTIZ, Mr. FATTAH, and Mr. DAVIS of Illinois.  
 H.R. 662: Mr. GONZALEZ.  
 H.R. 690: Mr. FRANKS of Arizona, Mr. CUELLAR, and Mr. MCCAUL of Texas.  
 H.R. 711: Mr. BAIRD and Mr. MELANCON.  
 H.R. 757: Mr. RANGEL.  
 H.R. 760: Ms. ZOE LOFGREN of California.  
 H.R. 767: Mr. WALZ of Minnesota.  
 H.R. 819: Mr. BRADY of Pennsylvania.  
 H.R. 821: Mrs. BOYDA of Kansas.  
 H.R. 864: Ms. SCHAKOWSKY.  
 H.R. 900: Mr. UDALL of Colorado and Mr. MCCARTHY of California.  
 H.R. 946: Ms. LEE.  
 H.R. 962: Ms. MCCOLLUM of Minnesota and Ms. ESHOO.  
 H.R. 971: Mr. COHEN.  
 H.R. 980: Mrs. JONES of Ohio and Mr. KLEIN of Florida.

H.R. 1073: Mr. CLAY and Mr. STUPAK.  
 H.R. 1120: Mr. EHLERS, Mr. PORTER, Mr. REYNOLDS, Mr. BROWN of South Carolina, Mr. DANIEL E. LUNGRN of California, Mr. LAMBORN, Mr. POE, Mr. GOHMERT, Mr. CASTLE, Mr. KELLER, Mr. HOEKSTRA, Mr. BARTON of Texas, Mr. HENSARLING, and Mr. CULBERSON.  
 H.R. 1125: Mr. ALLEN, Mr. ISSA, Ms. SCHAKOWSKY, Mr. BAIRD, Mr. ROHRBACHER, Mr. RUSH, Mr. DELAHUNT, Mr. CULBERSON, Mr. BOYD of Florida, Mr. CLEAVER, and Mrs. MCCARTHY of New York.  
 H.R. 1134: Mr. PERLMUTTER and Mr. ELLISON.  
 H.R. 1142: Mr. SHERMAN, Mr. PAYNE, Mr. BUTTERFIELD, Mr. SCHIFF, Mr. FARR, and Mr. MEEK of Florida.  
 H.R. 1239: Mr. SESTAK, Mr. ELLISON, and Ms. NORTON.  
 H.R. 1259: Mr. COHEN and Mr. BERRY.  
 H.R. 1273: Mr. CROWLEY.  
 H.R. 1275: Ms. ESHOO, Ms. MOORE of Wisconsin, Mr. SARBANES, and Mr. HONDA.  
 H.R. 1293: Mr. UDALL of New Mexico, Ms. DEGETTE, Mr. JEFFERSON, Ms. SHEA-PORTER, and Mr. BOYD of Florida.  
 H.R. 1320: Mr. GUTIERREZ.  
 H.R. 1384: Mr. DREIER and Mr. ROYCE.  
 H.R. 1385: Mr. SAM JOHNSON of Texas and Mr. LEWIS of Georgia.  
 H.R. 1386: Mr. OBERSTAR and Ms. HIRONO.  
 H.R. 1420: Mr. MEEHAN.  
 H.R. 1428: Mr. DAVID DAVIS of Tennessee and Mr. PLATTS.  
 H.R. 1456: Mr. LINCOLN DIAZ-BALART of Florida.  
 H.R. 1459: Mr. MORAN of Kansas.  
 H.R. 1474: Mr. JOHNSON of Illinois, Mr. FILNER, and Mr. HUNTER.  
 H.R. 1479: Mr. MORAN of Virginia.  
 H.R. 1518: Mr. BOYD of Florida.  
 H.R. 1551: Mr. NADLER.  
 H.R. 1567: Mr. BURTON of Indiana, Mr. SCOTT of Georgia, Ms. WOOLSEY, and Mr. BLUMENAUER.  
 H.R. 1589: Mr. BOUCHER and Ms. MCCOLLUM of Minnesota.  
 H.R. 1653: Mrs. LOWEY and Mr. MEEHAN.  
 H.R. 1655: Mr. KING of New York, Ms. NORTON, and Mr. TOWNS.  
 H.R. 1671: Ms. BALDWIN, Mr. CONYERS, Mr. DELAHUNT, Mrs. MALONEY of New York, Mrs. MCCARTHY of New York, Mr. RAHALL, Mr. MEEKS of New York, Mr. ENGEL, Mr. DEFAZIO, Mr. LANTOS, Mr. RUPPERSBERGER, Mr. BRALEY of Iowa, Mr. BISHOP of New York, Mr. RYAN of Ohio, Mr. PERLMUTTER, and Ms. ESHOO.  
 H.R. 1693: Mr. GRIJALVA.  
 H.R. 1705: Ms. HARMAN and Ms. BERKLEY.  
 H.R. 1707: Ms. HOOLEY and Mrs. GILLIBRAND.  
 H.R. 1713: Mr. SCHIFF.  
 H.R. 1742: Mr. ANDREWS.  
 H.R. 1746: Ms. JACKSON-LEE of Texas and Mr. LANTOS.  
 H.R. 1755: Ms. BALDWIN.  
 H.R. 1759: Mr. COBLE, Mr. CHABOT, Mr. GOHMERT, Mr. CONAWAY, Mr. BISHOP of New York, Mr. WEINER, Mr. DELAHUNT, Mr. HUNTER, and Ms. WASSERMAN SCHULTZ.  
 H.R. 1761: Mr. KELLER.  
 H.R. 1821: Mr. MCCAUL of Texas.  
 H.R. 1851: Mr. DAVIS of Illinois.  
 H.R. 1909: Mr. HINOJOSA.  
 H.R. 1940: Mr. BARRETT of South Carolina and Mr. BACHUS.  
 H.R. 1945: Ms. BERKLEY and Mr. COHEN.  
 H.R. 1959: Mr. BARTLETT of Maryland.  
 H.R. 2003: Mr. CAPUANO, Ms. SCHAKOWSKY, Ms. CORRINE BROWN of Florida, Ms. WOOLSEY, Mr. BLUMENAUER, and Mr. LANTOS.  
 H.R. 2005: Mr. BOUSTANY and Mr. GRIJALVA.  
 H.R. 2017: Ms. MCCOLLUM of Minnesota.  
 H.R. 2064: Ms. HIRONO, Mr. GONZALEZ, Mr. ELLISON, Ms. MCCOLLUM of Minnesota, Ms. WOOLSEY, Mr. MCDERMOTT, and Mr. CARNAHAN.

H.R. 2079: Mr. MCCOTTER.  
 H.R. 2123: Mr. MEEKS of New York.  
 H.R. 2125: Mr. PAUL and Mr. INGLIS of South Carolina.  
 H.R. 2164: Mr. DAVID DAVIS of Tennessee.  
 H.R. 2165: Mr. MEEKS of New York and Mr. WYNN.  
 H.R. 2183: Mr. ROSS, Mr. COOPER, Mr. MOORE of Kansas, and Mr. BARROW.  
 H.R. 2185: Mr. CALVERT.  
 H.R. 2211: Mr. PASTOR.  
 H.R. 2216: Mr. AL GREEN of Texas.  
 H.R. 2217: Mr. AL GREEN of Texas and Ms. NORTON.  
 H.R. 2226: Mr. KAGEN.  
 H.R. 2233: Ms. CORRINE BROWN of Florida.  
 H.R. 2265: Mr. HONDA.  
 H.R. 2286: Ms. CORRINE BROWN of Florida.  
 H.R. 2287: Mr. BRADY of Pennsylvania and Mr. DAVIS of Illinois.  
 H.R. 2295: Mr. RADANOVICH and Mr. BISHOP of Utah.  
 H.R. 2353: Mr. BOUCHER.  
 H.R. 2371: Mr. BRADY of Pennsylvania and Ms. WOOLSEY.  
 H.R. 2405: Ms. SOLIS, Mr. STARK, Mr. HINCHEY, Ms. LORETTA SANCHEZ of California, Ms. LINDA T. SANCHEZ of California, Mr. GUTIERREZ, Mr. CARDOZA, Mr. CROWLEY, Mr. MCNERNEY, Ms. WATSON, Ms. ROYBAL-ALLARD, Mr. COSTA, Mr. BERMAN, Mr. COHEN, and Ms. HIRONO.  
 H.R. 2417: Mr. CUELLAR.  
 H.R. 2485: Mr. GONZALEZ.  
 H.R. 2508: Mr. HUNTER and Mrs. BLACKBURN.  
 H.R. 2567: Mr. RYAN of Ohio, Ms. SCHWARTZ, and Mr. MITCHELL.  
 H.R. 2572: Mrs. CHRISTENSEN and Mr. PASTOR.  
 H.R. 2596: Mr. ABERCROMBIE and Ms. ESHOO.  
 H.R. 2608: Mr. DAVIS of Illinois and Mr. LINCOLN DIAZ-BALART of Florida.  
 H.R. 2619: Mr. TOWNS.  
 H.R. 2654: Ms. WOOLSEY.  
 H.R. 2669: Mr. BISHOP of New York, Mr. YARMUTH, Ms. SHEA-PORTER, Mr. SCOTT of Virginia, Mr. DAVIS of Illinois, Mr. TIERNEY, Ms. ZOE LOFGREN of California, and Mr. WU.  
 H.R. 2702: Mrs. MALONEY of New York, Ms. CARSON, and Mr. DAVIS of Illinois.  
 H.R. 2715: Mr. MORAN of Virginia and Mr. GEORGE MILLER of California.  
 H.R. 2736: Mr. GUTIERREZ.  
 H.R. 2738: Mr. DAVIS of Illinois.  
 H.R. 2740: Mr. DEFAZIO, Mr. FILNER, and Ms. WOOLSEY.  
 H.R. 2744: Mr. DAVIS of Illinois and Mrs. CAPPS.  
 H.R. 2765: Mr. PETERSON of Pennsylvania and Mr. FATTAH.  
 H.R. 2779: Ms. CORRINE BROWN of Florida.  
 H. Con. Res. 40: Mr. HELLER.  
 H. Con. Res. 75: Mr. GONZALEZ.  
 H. Con. Res. 102: Mr. MEEKS of New York.  
 H. Con. Res. 113: Mr. SMITH of Texas.  
 H. Con. Res. 138: Mr. MCCOTTER, Mr. KING of New York, Mr. DEAL of Georgia, Mr. SMITH of New Jersey, and Mr. BOSWELL.  
 H. Con. Res. 162: Mr. GONZALEZ and Mr. JOHNSON of Georgia.  
 H. Res. 18: Mr. DEFAZIO.  
 H. Res. 106: Ms. HIRONO, Mr. KUHL of New York, Mr. THOMPSON of Mississippi, and Mr. BARROW.  
 H. Res. 143: Mr. FARR, Mr. MARKEY, and Mr. JOHNSON of Georgia.  
 H. Res. 169: Mr. BARTLETT of Maryland.  
 H. Res. 194: Mr. MCNULTY and Mr. LOEBACK.  
 H. Res. 282: Ms. KILPATRICK and Mr. ENGEL.  
 H. Res. 294: Ms. LORETTA SANCHEZ of California, Mr. HINCHEY, Mr. ALLEN, Ms. CORRINE BROWN of Florida, Ms. SLAUGHTER, Mrs. CAPPS, Ms. HERSETH SANDLIN, Mrs. GILLIBRAND, Mrs. DAVIS of California, Ms. BEAN, Mr. CLYBURN, Mr. WELCH of Vermont, Ms. EDDIE BERNICE JOHNSON of Texas, Mr. JOHNSON of Georgia, Mr. PAYNE, Mr. ROTHMAN, Mr. LEWIS of Georgia, Mr. BISHOP of

Georgia, Mr. DAVIS of Illinois, Mr. THOMPSON of Mississippi, Mr. CARNEY, Mr. KLEIN of Florida, Ms. ZOE LOFGREN of California, Mr. MCDERMOTT, Ms. LEE, Mr. PERLMUTTER, Ms. SCHWARTZ, Ms. LINDA T. SÁNCHEZ of California, and Mr. CUELLAR.

H. Res. 353: Mr. CLAY, Mr. JEFFERSON, Ms. CARSON, Mr. GILCREST, and Ms. EDDIE BERNICE JOHNSON of Texas.

H. Res. 356: Mr. DUNCAN, Mr. ROSKAM, Mr. MEEHAN, and Mr. TIERNEY.

H. Res. 389: Ms. MCCOLLUM of Minnesota, Ms. MOORE of Wisconsin, and Mr. HONDA.

H. Res. 426: Mr. DELAHUNT, Mr. GONZALEZ, and Mr. FALEOMAVAEGA.

H. Res. 444: Mr. GONZALEZ.

H. Res. 447: Mr. SCHIFF.

H. Res. 457: Mr. FORTUÑO and Mr. TIBERI.

H. Res. 467: Mr. FRELINGHUYSEN and Mr. GERLACH.

H. Res. 490: Mr. LUCAS, Mr. MANZULLO, Mr. WATT, Mr. COBLE, Mr. YOUNG of Alaska, Mr. BARTON of Texas, Ms. BALDWIN, Mr. HAYES, Mr. GALLEGLY, Mr. GOHMERT, Mr. CARTER, Mr. NEUGEBAUER, Mr. BILBRAY, Mr. BRADY of Texas, Ms. GRANGER, Mr. THORNBERRY, Mr. BACHUS, Mr. HENSARLING, Mr. SESSIONS, Mrs. BONO, Mr. ISSA, Mr. LEWIS of California, Mr. CALVERT, Mr. HASTINGS of Washington, Mr. WICKER, Mr. HINOJOSA, Mr. CULBERSON, Mr. ORTIZ, Mr. MARCHANT, Mr. POE, Mr. JOHNSON of Georgia, Mr. CLAY, Mr. THOMPSON of Mississippi, Mr. STUPAK, Mr. CARNEY, Mr. PATRICK MURPHY of Pennsylvania, Mr. BURGESS, Mr. KANJORSKI, Mr. ENGLISH of Pennsylvania, Mr. MICHAUD, Mr. MOLLOHAN, Mr. BACA, Mr. SHERMAN, Ms. VELÁZQUEZ, Mr. GRIJALVA, Mr. WALDEN of Oregon, Ms. CLARKE, Mr. PERLMUTTER, and Mr. HALL of Texas.

#### ¶86.50 PETITIONS

Under clause 3 of rule XII, petitions and papers were laid on the clerk's desk and referred as follows:

70. The SPEAKER presented a petition of the Board of County Commissioner of Miami-Dade County, Florida, relative to Resolution No. R-470-07 urging the Florida Legislature increase funding for Florida's voluntary pre-kindergarten education program; to the Committee on Education and Labor.

71. Also, a petition of the Legislature of Tompkins County, New York, relative to Resolution No. 55 supporting the Federal recognition and funding for the National 2-1-1 initiative; to the Committee on Energy and Commerce.

72. Also, a petition of the National Sorority of Phi Delta Kappa, Inc., relative to a petition supporting the actions taken by CBS Radio and MSNBC in terminating the services of Don Imus; to the Committee on Oversight and Government Reform.

73. Also, a petition of the Board of County Commissioners of Miami-Dade County, Florida, relative to Resolution No. R-472-07 urging the Florida Legislature to defeat legislation that would preempt local regulation of limerock mining; to the Committee on Natural Resources.

74. Also, a petition of the Legislature of Rockland County, New York, relative to Resolution No. 215 requesting that the Congress of the United States pass S. 431 and H.R. 719, the Keeping the Internet Devoid of Sexual Predators Act of 2007 or the Kids Act of 2007; to the Committee on the Judiciary.

75. Also, a petition of the Town of Lanesborough, Massachusetts, relative to a Resolution to impeach President George W. Bush and Vice President Richard B. Cheney; to the Committee on the Judiciary.

76. Also, a petition of the City Council of Oberlin, Ohio, relative to Resolution No. R07-06 petitioning the Congress of the United

States initiate impeachment proceedings of President George W. Bush and Vice President Richard B. Cheney; to the Committee on the Judiciary.

77. Also, a petition of the Town of Whately, Massachusetts, relative to a Resolution to impeach President George W. Bush and Vice President Richard B. Cheney; to the Committee on the Judiciary.

78. Also, a petition of the Board of Supervisors of Seneca County, New York, relative to Resolution No. 140-07 requesting continued support for an immigration reform bill; to the Committee on the Judiciary.

79. Also, a petition of the Board of County Commissioners of Miami-Dade County, Florida, relative to Resolution No. R-473-07 urging the Florida Legislature to not pass legislation related to the South Florida Regional Transportation Authority that increases the statutorily-mandated local funding requirements unless it includes a dedicated funding source; to the Committee on Transportation and Infrastructure.

80. Also, a petition of the Board of County Commissioners of Miami-Dade County, Florida, relative to Resolution No. R-471-07 urging the Florida Legislature to defeat legislation that would preempt local regulation of wetlands; to the Committee on Transportation and Infrastructure.

### THURSDAY, JUNE 21, 2007 (87)

The House was called to order by the SPEAKER.

#### ¶87.1 APPROVAL OF THE JOURNAL

The SPEAKER announced she had examined and approved the Journal of the proceedings of Wednesday, June 20, 2007.

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

#### ¶87.2 COMMUNICATIONS

Executive and other communications, pursuant to clause 8, rule XII, were referred as follows:

2277. A letter from the Acting Director, Office of Surface Mining, Department of the Interior, transmitting the Department's final rule—Maryland Regulatory Program [MD-055-FOR] received June 12, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Natural Resources.

2278. A letter from the Deputy Assistant Administrator For Regulatory Programs, NMFS, National Oceanic and Atmospheric Administration, transmitting the Administration's final rule—Fisheries Off West Coast States; Coastal Pelagic Species Fisheries; Reporting Requirements and Conservation Measures [Docket No. 061127309-7100-02; I.D. 110706D] (RIN: 0648-AU72) received June 13, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Natural Resources.

2279. A letter from the Deputy Assistant Administrator For Regulatory Programs, NMFS, National Oceanic and Atmospheric Administration, transmitting the Administration's final rule—Fisheries of the Northeastern United States; Atlantic Sea Scallop Fishery; Interim Rule Extension [Docket No. 061213334-6334-01; I.D. 120806B] (RIN: 0648-AV05) received June 13, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Natural Resources.

2280. A letter from the Acting Director Office of Sustainable Fisheries, NMFS, National Oceanic and Atmospheric Administration, transmitting the Administration's final rule—Fisheries of the Caribbean, Gulf of Mexico, and South Atlantic; Reef Fish Fishery of the Gulf of Mexico; Closure of the 2007 Deep-Water Grouper Commercial Fishery

[Docket No. 040205043-4043-01] (RIN: 0648-XA46) received June 13, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Natural Resources.

2281. A letter from the Regulations Coordinator, Department of Health and Human Services, transmitting the Department's final rule—Section 506 of the Medicare Prescription Drug, Improvement, and Modernization Act of 2003—Limitation on Charges for Services Furnished by Medicare Participating Inpatient Hospitals to Individuals Eligible for Care Purchased by Indian Health Programs [CMS-2206-F] (RIN: 0917-AA02) received June 15, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

2282. A letter from the Chief, Trade and Commercial Regulations Branch, Department of Homeland Security, transmitting the Department's final rule—United States-Singapore Free Trade Agreement [USCBP-2007-0057; CBP Dec. 07-28] (RIN: 1505-AB48) received June 13, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

2283. A letter from the Chief, Publications and Regulations Branch, Internal Revenue Service, transmitting the Service's final rule—Industry Director Directive #1 on Backdated Stock Options [LMSB Control No. 04-0407-036 Impacted IRM 4.51.5] received June 13, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

#### ¶87.3 MESSAGE FROM THE SENATE

A message from the Senate by Ms. Curtis, one of its clerks, announced that the Senate has passed without amendment a bill of the House of the following title:

H. Con. Res. 76. A concurrent resolution honoring the 50th Anniversary of the International Geophysical Year (IGY) and its past contributions to space research, and looking forward to future accomplishments.

The message also announced that pursuant to Executive Order 12131, as amended, the Chair appoints the following Member to the President's Export Council: The Senator from Texas [Mr. CORNYN].

#### ¶87.4 ORDER OF BUSINESS—PROCEEDINGS ON VOTES

On motion of Mr. SIREN, by unanimous consent,

*Ordered*, That during consideration of the bill (H.R. 2764) making appropriations for the Department of State, foreign operations, and related programs for the fiscal year ending September 30, 2008, and for other purposes, pursuant to House Resolution 498, the Chair may reduce to two minutes the minimum time for electronic voting under clause 6 of rule XVIII and clauses 8 and 9 of rule XX.

#### ¶87.5 STATE AND FOREIGN OPERATIONS APPROPRIATIONS FY 2008

The SPEAKER pro tempore, Mr. PERLMUTTER, pursuant to House Resolution 498 and rule XVIII, declared the House resolved into the Committee of the Whole House on the state of the Union for the further consideration of the bill (H.R. 2764) making appropriations for the Department of State, foreign operations, and related programs for the fiscal year ending September 30, 2008, and for other purposes.



Mr. HOLDEN, Acting Chairman, assumed the chair; and after some time spent therein,

¶87.6 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment submitted by Mr. Lincoln DIAZ-BALART of Florida:

Page 2, line 22, after the dollar amount, insert "(reduced by \$36,700,000)".

Page 40, line 26, after the dollar amount, insert "(increased by \$36,700,000)".

It was decided in the { Yeas ..... 254 affirmative ..... } Nays ..... 170

¶87.7 [Roll No. 527]

AYES—254

- Aderholt Ellsworth McCarthy (CA)
Akin Engel McCaul (TX)
Alexander English (PA)
Altmire Everett
Andrews Faleomavaega
Arcuri Fallin
Baca Feeney
Bachmann Ferguson
Bachus Forbes
Baker Fortenberry
Barrett (SC) Fossella
Barrow Foyx
Bartlett (MD) Franks (AZ)
Barton (TX) Frelinghuysen
Bean Gallegly
Berkley Garrett (NJ)
Biggert Gerlach
Bilbray Giffords
Bilirakis Gilchrest
Bishop (UT) Gillibrand
Blackburn Gillmor
Blunt Gingrey
Boehner Gohmert
Bono Goode
Boozman Goodlatte
Bordallo Graves
Boren Green, Gene
Boustany Gutierrez
Boyd (FL) Hall (TX)
Brady (TX) Hare
Braley (IA) Hastert
Brown (SC) Hastings (FL)
Brown, Corrine Hastings (WA)
Brown-Waite, Hayes
Heller Hensarling
Buchanan Herger
Burgess Higgins
Burton (IN) Hobson
Butterfield Hoekstra
Buyer Hulshof
Calvert Ingalls (SC)
Camp (MI) Issa
Campbell (CA) Jefferson
Cantor Jindal
Capito Johnson, Sam
Cardoza Jones (OH)
Carnahan Jordan
Carney Keller
Carter Kennedy
Castle King (IA)
Castor King (NY)
Chabot Kingston
Chandler Kirk
Clyburn Klein (FL)
Coble Kline (MN)
Cole (OK) Knollenberg
Conaway Kuhl (NY)
Crenshaw LaHood
Cuellar Lamborn
Culberson Latham
Davis (AL) LaTourette
Davis (KY) Lewis (CA)
Davis, David Lewis (KY)
Davis, Tom Linder
Deal (GA) Lipinski
Dent LoBiondo
Diaz-Balart, L. Lofgren, Zoe
Diaz-Balart, M. Lucas
Donnelly Lungren, Daniel
Doolittle E.
Drake Mack
Dreier Mahoney (FL)
Duncan Manzullo
Edwards Marchant
Ehlers Marshall

- Souder
Space
Spratt
Stearns
Tancredo
Terry
Thornberry
Tiahrt
Tiberi
Turner

NOES—170

- Ackerman
Allen
Baird
Baldwin
Becerra
Berman
Berry
Bishop (GA)
Bishop (NY)
Blumenauer
Boswell
Boucher
Boya (KS)
Brady (PA)
Capps
Capuano
Carson
Christensen
Clarke
Clay
Cleaver
Cohen
Conyers
Cooper
Costa
Costello
Courtney
Crowley
Cummings
Davis (CA)
Davis (IL)
Davis, Lincoln
DeFazio
DeGette
Delahunt
DeLauro
Dicks
Dingell
Doggett
Doyle
Ellison
Emanuel
Emerson
Eshoo
Etheridge
Farr
Fattah
Filner
Flake
Frank (MA)
Gonzalez
Gordon
Gordon, Al
Grijalva
Hall (NY)
Harman
Herseeth Sandlin
Hill

NOT VOTING—13

- Abercrombie
Bonner
Cramer
Cubin
Davis, Jo Ann

So the amendment was agreed to.

¶87.8 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment submitted by Mr. WOLF:

Page 2, line 22, after the dollar amount, insert "(reduced by \$158,000,000)".

Page 40, line 26, after the dollar amount, insert "(increased by \$140,000,000)".

Page 58, line 18, after the dollar amount, insert "(increased by \$16,000,000)".

Page 63, line 23, after the dollar amount, insert "(increased by \$2,000,000)".

- Wexler
Whitfield
Wicker
Wilson (NM)
Wilson (OH)
Wilson (SC)
Wolf
Wu
Young (AK)
Young (FL)

- Napolitano
Neal (MA)
Norton
Oberstar
Obey
Olver
Pastor
Paul
Peterson (MN)
Pomeroy
Price (NC)
Rahall
Rangel
Reyes
Rodriguez
Ross
Roybal-Allard
Ruppersberger
Rush
Sánchez, Linda
T.
Sarbanes
Schakowsky
Schwartz
Scott (GA)
Scott (VA)
Serrano
Shea-Porter
Slaughter
Smith (WA)
Snyder
Solis
Stark
Stupak
Sutton
Tanner
Tauscher
Taylor
Thompson (CA)
Thompson (MS)
Tierney
Towns
Udall (CO)
Udall (NM)
Van Hollen
Velázquez
Walz (MN)
Waters
Watson
Watt
Weiner
Welch (VT)
Woolsey
Wynn
Yarmuth

It was decided in the { Yeas ..... 205 negative ..... } Nays ..... 219

¶87.9 [Roll No. 528]

AYES—205

- Aderholt
Akin
Alexander
Bachmann
Bachus
Baker
Barrett (SC)
Barrow
Bartlett (MD)
Barton (TX)
Biggert
Bilbray
Bilirakis
Bishop (UT)
Blackburn
Blunt
Boehner
Bono
Boozman
Boren
Boustany
Brady (TX)
Brown (SC)
Brown-Waite,
Ginny
Buchanan
Burgess
Burton (IN)
Buyer
Calvert
Camp (MI)
Campbell (CA)
Cannon
Cantor
Capito
Carney
Carter
Castle
Chabot
Chandler
Coble
Cole (OK)
Conaway
Crenshaw
Culberson
Davis (KY)
Davis, David
Davis, Tom
Deal (GA)
Dent
Diaz-Balart, L.
Donnelly
Doolittle
Drake
Dreier
Ehlers
Ellsworth
Emerson
English (PA)
Everett
Fallin
Feeney
Ferguson
Flake
Forbes
Fortenberry
Fossella
Foyx
Franks (AZ)
Frelinghuysen

NOES—219

- Brady (PA)
Braley (IA)
Brown, Corrine
Butterfield
Capps
Capuano
Cardoza
Carnahan
Bean
Castor
Christensen
Clarke
Clay
Cleaver
Clyburn
Cohen
Conyers
Cooper
Cooper
Costa
Costello
Courtney

Etheridge	Lewis (GA)	Rothman
Faleomavaega	Loebsack	Roybal-Allard
Farr	Lofgren, Zoe	Ruppersberger
Fattah	Lowey	Rush
Filner	Lynch	Ryan (OH)
Frank (MA)	Maloney (NY)	Salazar
Gonzalez	Markey	Sánchez, Linda
Gordon	Matheson	T.
Green, Al	Matsui	Sarbanes
Green, Gene	McCarthy (NY)	Schakowsky
Grijalva	McCollum (MN)	Schiff
Gutierrez	McDermott	Schwartz
Hall (NY)	McGovern	Scott (GA)
Hare	McIntyre	Scott (VA)
Harman	McNerney	Serrano
Hastings (FL)	McNulty	Sestak
Hereth Sandlin	Meehan	Shea-Porter
Higgins	Meek (FL)	Sires
Hill	Meeks (NY)	Skelton
Hinchev	Melancon	Slaughter
Hinojosa	Michaud	Smith (WA)
Hirono	Miller (MI)	Snyder
Hodes	Miller (NC)	Solis
Holden	Miller, George	Space
Holt	Mitchell	Spratt
Honda	Mollohan	Stark
Hooley	Moore (KS)	Sutton
Hoyer	Moore (WI)	Tanner
Insee	Moran (VA)	Tauscher
Israel	Murphy (CT)	Taylor
Jackson (IL)	Murphy, Tim	Thompson (CA)
Jackson-Lee	Murtha	Thompson (MS)
(TX)	Nadler	Tierney
Jefferson	Napolitano	Towns
Johnson (GA)	Neal (MA)	Udall (CO)
Johnson, E. B.	Norton	Udall (NM)
Jones (NC)	Oberstar	Van Hollen
Jones (OH)	Obey	Velázquez
Kagen	Olver	Visclosky
Kanjorski	Pallone	Walz (MN)
Kaptur	Pascrell	Wasserman
Kennedy	Pastor	Schultz
Kildee	Paul	Waters
Kilpatrick	Payne	Watson
Kind	Perlmutter	Watt
Klein (FL)	Peterson (MN)	Weiner
Kucinich	Pomeroy	Welch (VT)
Langevin	Price (NC)	Wexler
Lantos	Rahall	Wilson (OH)
Larsen (WA)	Rangel	Woolsey
Larson (CT)	Reyes	Wu
Lee	Rodriguez	Wynn
Levin	Ross	Yarmuth

NOT VOTING—13

Abercrombie	Diaz-Balart, M.	Sanchez, Loretta
Bonner	Fortuño	Sullivan
Cramer	Hunter	Waxman
Cubin	Ortiz	
Davis, Jo Ann	Pickering	

So the amendment was not agreed to.

87.10 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment submitted by Mr. SHAYS:

Page 2, line 22, after the dollar amount insert "(reduced by \$1,000,000)".  
Page 17, line 19, after the dollar amount insert "(increased by \$1,000,000)".

It was decided in the { Yeas ..... 355  
affirmative ..... } Nays ..... 69

87.11 [Roll No. 529]

AYES—355

Ackerman	Berry	Brown (SC)
Aderholt	Biggert	Brown, Corrine
Alexander	Bilbray	Buchanan
Allen	Bilirakis	Burgess
Altmire	Bishop (GA)	Butterfield
Andrews	Bishop (NY)	Calvert
Arcuri	Blumenauer	Camp (MI)
Baca	Blunt	Campbell (CA)
Bachmann	Bono	Capito
Bachus	Boozman	Capps
Baird	Bordallo	Capuano
Baldwin	Boren	Cardoza
Barrow	Boswell	Carnahan
Bartlett (MD)	Boucher	Carney
Barton (TX)	Boustany	Carson
Bean	Boyd (FL)	Carter
Becerra	Boyd (KS)	Castle
Berkley	Brady (PA)	Castor
Berman	Braley (IA)	Chabot

Chandler	Jackson-Lee	Pascrell
Christensen	(TX)	Pastor
Clarke	Jefferson	Paul
Clay	Jindal	Payne
Clyburn	Johnson (GA)	Pearce
Cohen	Johnson (IL)	Perlmutter
Cole (OK)	Johnson, E. B.	Peterson (MN)
Conaway	Johnson, Sam	Peterson (PA)
Conyers	Jones (NC)	Petri
Cooper	Jones (OH)	Platts
Costa	Kagen	Pomeroy
Costello	Kanjorski	Porter
Courtney	Kaptur	Price (GA)
Crenshaw	Keller	Price (NC)
Crowley	Kennedy	Pryce (OH)
Cuellar	Kildee	Rahall
Culberson	Kilpatrick	Ramstad
Cummings	Kind	Rangel
Davis (AL)	King (NY)	Regula
Davis (CA)	Kirk	Reichert
Davis (IL)	Klein (FL)	Renzi
Davis (KY)	Kline (MN)	Reyes
Davis, Lincoln	Knollenberg	Reynolds
Davis, Tom	Kucinich	Rodriguez
DeFazio	Kuhl (NY)	Rogers (KY)
DeGette	LaHood	Rogers (MI)
Delahunt	Lampson	Ros-Lehtinen
DeLauro	Langevin	Roskam
Dent	Lantos	Ross
Diaz-Balart, L.	Larsen (WA)	Rothman
Diaz-Balart, M.	Larson (CT)	Roybal-Allard
Dicks	Latham	Ruppersberger
Doggett	LaTourette	Rush
Donnelly	Lee	Ryan (OH)
Doolittle	Levin	Ryan (WI)
Doyle	Lewis (CA)	Salazar
Dreier	Lewis (GA)	Sánchez, Linda
Edwards	Lewis (KY)	T.
Ehlers	Lipinski	Sarbanes
Ellison	LoBiondo	Saxton
Ellsworth	Loebsack	Schakowsky
Emanuel	Lowey	Schiff
Engel	Lucas	Schmidt
English (PA)	Lungren, Daniel	Schwartz
Eshoo	E.	Scott (GA)
Etheridge	Lynch	Scott (VA)
Faleomavaega	Mack	Serrano
Fallin	Mahoney (FL)	Sessions
Farr	Maloney (NY)	Sestak
Ferguson	Manzullo	Shays
Filner	Marchant	Shea-Porter
Fortenberry	Markey	Sherman
Fox	Marshall	Shimkus
Frank (MA)	Matheson	Shuler
Frelinghuysen	Matsui	Simpson
Gallegly	McCarthy (CA)	Sires
Garrett (NJ)	McCarthy (NY)	Skelton
Gerlach	McCaul (TX)	Slaughter
Giffords	McCollum (MN)	Smith (NE)
Gilchrest	McDermott	Smith (NJ)
Gillibrand	McGovern	Smith (TX)
Gillmor	McHenry	Smith (WA)
Gingrey	McHugh	Snyder
Gohmert	McIntyre	Solis
Gonzalez	McKeon	Space
Goodlatte	McMorris	Space
Gordon	McMorris	Spratt
Granger	Rodgers	Stark
Graves	McNerney	Stearns
Green, Al	McNulty	Stupak
Green, Gene	Meehan	Sutton
Grijalva	Meek (FL)	Tancredo
Hall (NY)	Meeks (NY)	Tanner
Hall (TX)	Melancon	Tauscher
Hare	Michaud	Taylor
Harman	Miller (MI)	Terry
Hastert	Miller (NC)	Thompson (CA)
Hastings (FL)	Miller, Gary	Thompson (MS)
Hastings (WA)	Miller, George	Thornberry
Hereth Sandlin	Mitchell	Tiahrt
Higgins	Mollohan	Tiberi
Hill	Moore (KS)	Towns
Hinchev	Moore (WI)	Turner
Hirono	Moran (KS)	Udall (CO)
Hobson	Moran (VA)	Udall (NM)
Hodes	Murphy (CT)	Upton
Hoekstra	Murphy, Tim	Van Hollen
Holden	Murtha	Velázquez
Holt	Musgrave	Visclosky
Honda	Myrick	Walberg
Hooley	Nadler	Walden (OR)
Hoyer	Napolitano	Walsh (NY)
Hulshof	Neal (MA)	Walz (MN)
Inglis (SC)	Neugebauer	Wamp
Insee	Norton	Watt
Issa	Nunes	Weiner
Jackson (IL)	Oberstar	Weller
	Obey	Wexler
	Olver	Whitfield
	Pallone	Wicker

Wilson (OH)	Woolsey	Yarmuth
Wolf	Wynn	Young (AK)
NOES—69		
Akin	Forbes	Putnam
Baker	Fossella	Radanovich
Barrett (SC)	Franks (AZ)	Rehberg
Bishop (UT)	Goode	Rogers (AL)
Blackburn	Gutierrez	Rohrabacher
Boehner	Hayes	Royce
Boehner	Brady (TX)	Sali
Brown-Waite,	Herger	Sensenbrenner
Ginny	Hinojosa	Shadegg
Burton (IN)	Israel	Shuster
Buyer	Jordan	Souder
Cannon	King (IA)	Tierney
Cantor	Kingston	Wasserman
Cleaver	Lamborn	Schultz
Coble	Linder	Waters
Davis, David	Lofgren, Zoe	Watson
Deal (GA)	McCotter	Welch (VT)
Dingell	McCrery	Weldon (FL)
Drake	Mica	Westmoreland
Duncan	Miller (FL)	Wilson (NM)
Everett	Murphy, Patrick	Wilson (SC)
Fattah	Pence	Wu
Feeney	Pitts	Young (FL)
Flake	Poe	

NOT VOTING—13

Abercrombie	Fortuño	Sanchez, Loretta
Bonner	Heller	Sullivan
Cramer	Hunter	Waxman
Cubin	Ortiz	
Davis, Jo Ann	Pickering	

So the amendment was agreed to.

87.12 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment submitted by Mr. GARRETT of New Jersey:

Page 8, line 18, after the dollar amount, insert "(reduced by \$20,000,000)".  
Page 58, line 18, after the dollar amount, insert "(increased by \$20,000,000)".

It was decided in the { Yeas ..... 192  
negative ..... } Nays ..... 232

87.13 [Roll No. 530]

AYES—192

Akin	Davis, David	Issa
Alexander	Deal (GA)	Jindal
Altmire	Dent	Johnson (IL)
Bachmann	Diaz-Balart, L.	Johnson, Sam
Bachus	Diaz-Balart, M.	Jones (NC)
Baker	Donnelly	Jordan
Barrett (SC)	Doolittle	Keller
Barrow	Drake	King (IA)
Bartlett (MD)	Dreier	King (NY)
Barton (TX)	Duncan	Kingston
Berkley	Ehlers	Kline (MN)
Bilbray	Ellsworth	Kuhl (NY)
Bilirakis	Fallin	Lamborn
Bishop (UT)	Feeney	Lampson
Blackburn	Ferguson	Latham
Blunt	Flake	Lewis (KY)
Boehner	Forbes	Linder
Bono	Fossella	LoBiondo
Boren	Fox	Lucas
Boustany	Franks (AZ)	Lungren, Daniel
Brady (TX)	Frelinghuysen	E.
Brown (SC)	Garrett (NJ)	Lynch
Brown-Waite,	Gerlach	Mack
Ginny	Giffords	Mahoney (FL)
Buchanan	Gillibrand	Marchant
Burgess	Gingrey	Marshall
Burton (IN)	Gohmert	Matheson
Buyer	Goode	McCarthy (CA)
Calvert	Goodlatte	McCaul (TX)
Camp (MI)	Granger	McCotter
Campbell (CA)	Graves	McCrery
Cannon	Green, Gene	McHenry
Cantor	Hall (NY)	McHugh
Capito	Hall (TX)	McIntyre
Carter	Hastert	McKeon
Chabot	Hastings (WA)	McMorris
Coble	Hayes	Rodgers
Cole (OK)	Heller	Melancon
Conaway	Hensarling	Mica
Cuellar	Hoekstra	Miller (FL)
Culberson	Hulshof	Miller (MI)
Davis (AL)	Inglis (SC)	Miller, Gary
Davis (KY)		Moran (KS)

Murphy (CT) Reichert Smith (TX) Wilson (OH) Wynn Young (FL) Delahunt Klein (FL) Reyes
Murphy, Patrick Renzi Souder Wolf Yarmuth DeLauro Knollenberg Rodriguez
Murphy, Tim Reynolds Space Woolsey Young (AK) Dent Kucinich Ros-Lehtinen
Musgrave Rogers (AL) Stearns Dicks LaHood Ross
Myrick Rogers (KY) Tancredo Dingell Lampson Rothman
Neugebauer Rogers (MI) Taylor Doggett Langevin Roybal-Allard
Nunes Rohrabacher Donnelly Lantos Ruppertsberger
Paul Ros-Lehtinen Doyle Larsen (WA) Rush
Pearce Roskam Edwards Larson (CT) Ryan (OH)
Pence Royce Ehlers Latham Salazar
Peterson (PA) Ryan (WI) Ellison LaTourette Sanchez, Linda
Petri Sali Ellsworth Lee T.
Pitts Saxton Emanuel Levin Sarbanes
Platts Schmidt Emerson Lewis (CA) Schakowsky
Poe Sensenbrenner Engel Lewis (GA) Schiff
Porter Sessions English (PA) Lipinski Schwartz
Price (GA) Shadegg Eshoo Loeb sack Scott (GA)
Pryce (OH) Sherman Faleomavaega Lofgren, Zoe Scott (VA)
Putnam Shimkus Lowey Serrano
Radanovich Shuler Wilson (NM) Fallin Lucas Sestak
Ramstad Shuster Wilson (SC) Farr Lynch Shays
Rehberg Smith (NE) Wu Davis, Jo Ann Rangel Waxman Fattah Mahoney (FL) Shea-Porter
Ferguson Maloney (NY) Sherman
Filner Markey Shimkus
Fortenberry Marshall Shuler
Frank (MA) Matheson Simpson
Frelinghuysen Matsui Sires
Giffords McCarthy (NY) Skelton
Gilchrist McCollum (MN) Slaughter
Gillibrand McCotter Smith (NJ)
Gillmor McDermott Smith (WA)
Gonzalez McGovern Snyder
Gordon Murtha McHugh Solis
Arcuri Green, Al Nadler McIntyre Souder
Baca Grijalva Napolitano Neal (MA) Space
Baird Gutierrez Norton Oberstar Hastings (FL)
Bean Harman Obey Olver Herger
Becerra Hastings (FL) Pallone Herseth Sandlin
Berry Herger Pallasone Pascrell
Biggart Higgins Pastor Payne
Bishop (GA) Hill Hinchey Payne Perlmutter
Bishop (NY) Hinojosa Peterson (MN)
Blumenauer Hirono Pomeroy Blunt
Boozman Hobson Price (NC) Boehner
Bordallo Hodes Rahall Brady (TX)
Boswell Holden Regula Brown (SC)
Boucher Holdren Regula Brown-Waite,
Boyd (FL) Holt Regula Brown-Waite,
Boyda (KS) Honda Reyes Rodriguez
Brady (PA) Hooley Ross
Braley (IA) Hoyer Rothman
Brown, Corrine Inslee Rothman
Butterfield Israel Roybal-Allard
Capps Jackson (IL) Ruppertsberger
Capuano Jackson-Lee Rush
Cardoza (TX) Ryan (OH) Salazar
Carnahan Jefferson Sanchez, Linda
Carney Johnson (GA) T.
Carson Johnson, E. B. Sarbanes
Castle Jones (OH) Schakowsky
Castor Kagen Schiff
Chandler Kanjorski Culberson
Christensen Kaptur Schwartz
Clarke Kennedy Scott (GA)
Clay Kildee Scott (VA)
Cleaver Kilpatrick Serrano
Clyburn Kind Sestak
Cohen Kirk Shays
Conyers Klein (FL) Shea-Porter
Cooper Knollenberg Simpson
Costa Kucinich Sires
Costello LaHood Skelton
Courtney Langevin Slaughter
Crenshaw Lantos Smith (NJ)
Crowley Larsen (WA) Smith (WA)
Cummings Larson (CT) Snyder
Davis (CA) LaTourette Solis
Davis (IL) Lee Spratt
Davis, Lincoln Levin Stark
Davis, Tom Lewis (CA) Stupak
DeFazio Lewis (GA) Sutton
DeGette Lipinski Tanner
Delahunt Loeb sack Tauscher
DeLauro Lofgren, Zoe Thompson (CA)
Dicks Lowey Thompson (MS)
Dingell Maloney (NY) Tierney
Doggett Manzullo Towns
Doyle Markey Turner
Edwards Matsui Udall (CO)
Ellison McCarthy (NY) Udall (NM)
Emanuel McCollum (MN) Van Hollen
Emerson McDermott Velazquez
Engel McGovern Visclosky
English (PA) McNerney Walsh (NY)
Eshoo McNulty Walz (MN)
Etheridge Meehan Wasserman
Everett Meek (FL) Schultz
Faleomavaega Meeks (NY) Waters
Farr Michaud Watson
Fattah Miller (NC) Watt
Filner Miller, George Weiner
Fortenberry Mitchell Welch (VT)
Frank (MA) Mollohan Wexler

NOT VOTING—13
Abercrombie Fortuño Sanchez, Loretta
Bonner Hunter Sullivan
Cramer Ortiz Waxman
Cubin Pickering
Davis, Jo Ann Rangel

So the amendment was not agreed to.

87.14 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment submitted by Ms. FOXX:

Page 8, line 18, after the dollar amount, insert "(reduced by \$203,082,000)".

It was decided in the Yeas ..... 137
negative ..... 287

87.15 [Roll No. 531]

AYES—137

Akin Garrett (NJ) Murphy, Tim
Alexander Gerlach Musgrave
Bachmann Gingrey Myrick
Baker Gohmert Neugebauer
Barrett (SC) Goode Nunes
Bartlett (MD) Goodlatte Paul
Barton (TX) Granger Pence
Biggart Graves Peterson (PA)
Bibray Hall (TX) Petri
Bilirakis Hastert Pitts
Bishop (UT) Hastings (WA) Poe
Blackburn Hayes Price (GA)
Blunt Heller Miller
Boehner Hensarling Putnam
Brady (TX) Herger Radanovich
Brown (SC) Hoekstra Rehberg
Brown-Waite, Inglis (SC) Renzi
Ginny Reynolds
Buchanan Johnson (IL) Rogers (AL)
Burgess Johnson, Sam Rogers (KY)
Jones (NC) Jones (NC) Rogers (MI)
Jordan Rohrabacher
King (IA) King (IA) Roskam
Kingston Kline (MN) Royce
Cannon Kuhl (NY) Ryan (WI)
Cantor Kuhl (NY) Sali
Chabot Lamborn Saxton
Coble Lewis (KY) Schmidt
Coble Lewis (KY) Sensenbrenner
Conaway Linder Sessions
Culberson LoBiondo Shadegg
Davis (KY) Lungren, Daniel Shuster
Davis, David E. Shuster
Deal (GA) Mack Smith (NE)
Diaz-Balart, L. Manulzo Smith (TX)
Diaz-Balart, M. Marchant Stearns
Doolittle McCarthy (CA) Tancredo
Drake McCaul (TX) Taylor
Dreier McCrery Terry
Duncan McHenry Thornberry
Everett McKeon Thornberry
Feeney McMorris Upton
Flake Rodgers Walberg
Forbes Mica Walden (OR)
Fossella Miller (FL) Wamp
Foxy Miller (MI) Weldon (FL)
Franks (AZ) Miller, Gary Westmoreland
Gallegly Moran (KS) Wilson (SC)

NOES—287

Ackerman Boswell Clarke
Aderholt Boucher Clay
Allen Boustany Cleaver
Altmire Boyd (FL) Clyburn
Andrews Boyda (KS) Cohen
Arcuri Brady (PA) Cole (OK)
Baca Braley (IA) Conyers
Baird Brown, Corrine Cooper
Baldwin Baldwin Butterfield
Barrow Barrow Calvert
Bean Capito Courtney
Becerra Capps Crenshaw
Berkley Capuano Crowley
Berman Cardoza Cuellar
Berry Carnahan Cummings
Bishop (GA) Carney Davis (AL)
Bishop (NY) Carson Davis (CA)
Blumenauer Carter Davis (IL)
Bono Castle Davis, Lincoln
Boozman Castor Davis, Tom
Bordallo Chandler DeFazio
Boren Christensen DeGette

NOES—232

Ackerman Gilchrist Moore (KS)
Aderholt Gillmor Moore (WI)
Allen Gonzalez Moran (VA)
Andrews Gordon Murtha
Arcuri Green, Al Nadler
Baca Grijalva Napolitano
Baird Gutierrez Neal (MA)
Baldwin Hare Norton Oberstar
Bean Harman Obey
Becerra Hastings (FL) Olver
Berry Herger Pallone
Biggart Higgins Pascrell
Bishop (GA) Hill Pastor Payne
Bishop (NY) Hinchey Payne Perlmutter
Blumenauer Hinojosa Peterson (MN)
Boozman Hirono Pomeroy Blunt
Bordallo Hobson Price (NC) Boehner
Boswell Hodes Rahall Brady (TX)
Boucher Holden Regula Brown (SC)
Boyd (FL) Holt Regula Brown-Waite,
Boyda (KS) Honda Reyes Rodriguez
Brady (PA) Hooley Ross
Braley (IA) Hoyer Rothman
Brown, Corrine Inslee Rothman
Butterfield Israel Roybal-Allard
Capps Jackson (IL) Ruppertsberger
Capuano Jackson-Lee Rush
Cardoza (TX) Ryan (OH) Salazar
Carnahan Jefferson Sanchez, Linda
Carney Johnson (GA) T.
Carson Johnson, E. B. Sarbanes
Castle Jones (OH) Schakowsky
Castor Kagen Schiff
Chandler Kanjorski Culberson
Christensen Kaptur Schwartz
Clarke Kennedy Scott (GA)
Clay Kildee Scott (VA)
Cleaver Kilpatrick Serrano
Clyburn Kind Sestak
Cohen Kirk Shays
Conyers Klein (FL) Shea-Porter
Cooper Knollenberg Simpson
Costa Kucinich Sires
Costello LaHood Skelton
Courtney Langevin Slaughter
Crenshaw Lantos Smith (NJ)
Crowley Larsen (WA) Smith (WA)
Cummings Larson (CT) Snyder
Davis (CA) LaTourette Solis
Davis (IL) Lee Spratt
Davis, Lincoln Levin Stark
Davis, Tom Lewis (CA) Stupak
DeFazio Lewis (GA) Sutton
DeGette Lipinski Tanner
Delahunt Loeb sack Tauscher
DeLauro Lofgren, Zoe Thompson (CA)
Dicks Lowey Thompson (MS)
Dingell Maloney (NY) Tierney
Doggett Manzullo Towns
Doyle Markey Turner
Edwards Matsui Udall (CO)
Ellison McCarthy (NY) Udall (NM)
Emanuel McCollum (MN) Van Hollen
Emerson McDermott Velazquez
Engel McGovern Visclosky
English (PA) McNerney Walsh (NY)
Eshoo McNulty Walz (MN)
Etheridge Meehan Wasserman
Everett Meek (FL) Schultz
Faleomavaega Meeks (NY) Waters
Farr Michaud Watson
Fattah Miller (NC) Watt
Filner Miller, George Weiner
Fortenberry Mitchell Welch (VT)
Frank (MA) Mollohan Wexler

NOT VOTING—13

Abercrombie Davis, Jo Ann Sanchez, Loretta
Bachus Fortuño Sullivan
Bonner Hunter Waxman
Cramer Ortiz
Cubin Pickering

So the amendment was not agreed to.

87.16 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment submitted by Mr. PITTS:

In the item relating to "Global HIV/AIDS Initiative", strike "Provided Further, That funds made available under this heading and under the heading 'Child Survival and Health Programs Fund' shall be made available notwithstanding the second sentence of section 403(a) of Public Law 108-25:".

It was decided in the { Yeas ..... 200  
negative ..... } Nays ..... 226

187.17 [Roll No. 532]

AYES—200

Aderholt	Gallegly	Neugebauer
Akin	Garrett (NJ)	Nunes
Alexander	Gerlach	Paul
Bachmann	Gillmor	Pearce
Bachus	Gingrey	Pence
Baker	Gohmert	Peterson (MN)
Barrett (SC)	Goode	Peterson (PA)
Barrow	Goodlatte	Petri
Bartlett (MD)	Granger	Pitts
Barton (TX)	Graves	Platts
Bilbray	Hall (TX)	Poe
Bilirakis	Hastert	Porter
Bishop (UT)	Hastings (WA)	Price (GA)
Blackburn	Hayes	Pryce (OH)
Blunt	Heller	Putnam
Boehner	Hensarling	Radanovich
Bono	Herger	Rahall
Boozman	Hoekstra	Regula
Boren	Holden	Rehberg
Boustany	Hulshof	Reichert
Brady (TX)	Inglis (SC)	Renzi
Brown (SC)	Issa	Reynolds
Brown-Waite,	Jindal	Rogers (AL)
Ginny	Johnson (IL)	Rogers (KY)
Buchanan	Johnson, Sam	Rogers (MI)
Burgess	Jones (NC)	Rohrabacher
Burton (IN)	Jordan	Ros-Lehtinen
Buyer	Keller	Roskam
Calvert	King (IA)	Royce
Camp (MI)	King (NY)	Ryan (WI)
Campbell (CA)	Kingston	Sali
Cannon	Kline (MN)	Saxton
Cantor	Knollenberg	Schmidt
Capito	Kuhl (NY)	Sensenbrenner
Carter	LaHood	Sessions
Chabot	Lamborn	Shadegg
Coble	Latham	Shimkus
Cole (OK)	LaTourette	Shuler
Conaway	Lewis (CA)	Shuster
Crenshaw	Lewis (KY)	Simpson
Cuellar	Linder	Smith (NE)
Culberson	LoBiondo	Smith (NJ)
Davis (KY)	Lucas	Smith (TX)
Davis, David	Lungren, Daniel	Souder
Davis, Lincoln	E.	Stearns
Davis, Tom	Mack	Stupak
Deal (GA)	Manzullo	Tancredo
Diaz-Balart, L.	Marchant	Taylor
Diaz-Balart, M.	Marshall	Terry
Donnelly	McCarthy (CA)	Thornberry
Doolittle	McCaul (TX)	Tiahrt
Drake	McCotter	Tiberi
Dreier	McCrery	Turner
Duncan	McHenry	Upton
Ehlers	McHugh	Walberg
Ellsworth	McIntyre	Walden (OR)
Emerson	McKeon	Walsh (NY)
English (PA)	McMorris	Wamp
Everett	Rodgers	Weldon (FL)
Fallin	Mica	Weller
Feeney	Miller (FL)	Westmoreland
Ferguson	Miller (MI)	Whitfield
Flake	Miller, Gary	Wicker
Forbes	Mollohan	Wilson (NM)
Fortenberry	Moran (KS)	Wilson (SC)
Fossella	Murphy, Tim	Wolf
Fox	Musgrave	Young (FL)
Franks (AZ)	Myrick	

NOES—226

Ackerman	Braley (IA)	Crowley
Allen	Brown, Corrine	Cummings
Altmire	Butterfield	Davis (AL)
Andrews	Capps	Davis (CA)
Arcuri	Capuano	Davis (IL)
Baca	Cardoza	DeFazio
Baird	Carnahan	DeGette
Baldwin	Carney	Delahunt
Bean	Carson	DeLauro
Becerra	Castle	Dent
Berkley	Castor	Dicks
Berman	Chandler	Dingell
Berry	Christensen	Doggett
Biggart	Clarke	Doyle
Bishop (GA)	Clay	Edwards
Bishop (NY)	Cleaver	Ellison
Blumenauer	Clyburn	Emanuel
Bordallo	Cohen	Engel
Boswell	Conyers	Eshoo
Boucher	Cooper	Etheridge
Boyd (FL)	Costa	Faleomavaega
Boyd (KS)	Costello	Farr
Brady (PA)	Courtney	Fattah

Filner	Lewis (GA)	Rush
Frank (MA)	Lipinski	Ryan (OH)
Frelinghuysen	Loeb	Salazar
Giffords	Loeb	Salazar
Gilchrist	Lofgren, Zoe	Sánchez, Linda
Gillibrand	Lowey	T.
Gonzalez	Lynch	Sarbanes
Gordon	Mahoney (FL)	Schakowsky
Green, Al	Maloney (NY)	Schiff
Green, Gene	Markey	Schwartz
Grijalva	Matheson	Scott (GA)
Hare	Matsui	Scott (VA)
Harman	McCarthy (NY)	Serrano
Hastings (FL)	McCollum (MN)	Sestak
Hereth Sandlin	McDermott	Shays
Higgins	McGovern	Shea-Porter
Hill	McNerney	Sherman
Hinchev	McNulty	Sires
Hinojosa	Meehan	Skelton
Hirono	Meek (FL)	Slaughter
Hobson	Meeks (NY)	Smith (WA)
Hodes	Melancon	Snyder
Holt	Michaud	Solis
Honda	Miller (NC)	Space
Hooley	Miller, George	Spratt
Hoyer	Mitchell	Stark
Inslee	Moore (KS)	Sutton
Israel	Moore (WI)	Tanner
Jackson (IL)	Moran (VA)	Tauscher
Jackson-Lee	Murphy (CT)	Thompson (CA)
(TX)	Murphy, Patrick	Thompson (MS)
Jefferson	Murtha	Tierney
Johnson (GA)	Nadler	Towns
Johnson, E. B.	Napolitano	Udall (CO)
Kagen	Neal (MA)	Udall (NM)
Kanjorski	Norton	Van Hollen
Kaptur	Oberstar	Velázquez
Kennedy	Obey	Visclosky
Kildee	Olver	Walz (MN)
Kilpatrick	Pallone	Wasserman
Kind	Pascrell	Schultz
Kirk	Pastor	Waters
Klein (FL)	Payne	Watson
Kucinich	Pelosi	Watt
Lampson	Perlmutter	Weiner
Langevin	Pomeroy	Welch (VT)
Lantos	Price (NC)	Wexler
Larsen (WA)	Ramstad	Wilson (OH)
Larson (CT)	Rangel	Woolsey
Lee	Reyes	Wu
Levin	Rodriguez	Wynn
	Ross	Yarmuth
	Rothman	Young (AK)
	Roybal-Allard	
	Ruppersberger	

NOT VOTING—12

Abercrombie	Davis, Jo Ann	Pickering
Bonner	Fortuno	Sanchez, Loretta
Cramer	Hunter	Sullivan
Cubin	Ortiz	Waxman

So the amendment was not agreed to. After some further time,

187.18 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment submitted by Mrs. LOWEY:

Page 97, beginning on line 10, strike “: *Provided further,*” and all that follows through line 21 and insert the following: “: *Provided further,* That, in order to prevent unintended pregnancies, abortions, and the transmission of sexually transmitted infections, including HIV/AIDS, no contract or grant for the exclusive purpose of providing donated contraceptives in developing countries shall be denied to any nongovernmental organization solely on the basis of the policy contained in the President’s March 28, 2001, Memorandum to the Administrator of the United States Agency for International Development with respect to providing contraceptives in developing countries, or any comparable administration policy regarding the provision of contraceptives.”.

It was decided in the { Yeas ..... 223  
affirmative ..... } Nays ..... 201

187.19 [Roll No. 533]

AYES—223

Abercrombie	Allen	Arcuri
Ackerman	Andrews	Baca

Baird	Green, Al	Norton
Baldwin	Green, Gene	Oberstar
Barrow	Grijalva	Obey
Bean	Gutierrez	Olver
Becerra	Hall (NY)	Pallone
Berkley	Hare	Pascrell
Berman	Harman	Pastor
Berry	Hastings (FL)	Payne
Biggart	Hersteth Sandlin	Pelosi
Bishop (GA)	Higgins	Perlmutter
Bishop (NY)	Hill	Pomeroy
Blumenauer	Hinchev	Price (NC)
Bono	Hinojosa	Pryce (OH)
Boswell	Hirono	Ramstad
Boucher	Hobson	Rangel
Boyd (FL)	Hodes	Reyes
Boyd (KS)	Holt	Rodriguez
Braley (IA)	Honda	Ross
Brady (PA)	Hooley	Rothman
Brown, Corrine	Hoyer	Roybal-Allard
Butterfield	Inslee	Ruppersberger
Capito	Israel	Rush
Capuano	Jackson (IL)	Ryan (OH)
Cardoza	Jackson-Lee	Salazar
Carnahan	(TX)	Sánchez, Linda
Carney	Jefferson	T.
Carson	Johnson (GA)	Schakowsky
Carson	Johnson, E. B.	Schiff
Castle	Jones (OH)	Kagen
Castor	Kagen	Kennedy
Chandler	Kennedy	Kilpatrick
Christensen	Kilpatrick	Kind
Clarke	Kind	Kirk
Clay	Kirk	Klein (FL)
Cleaver	Klein (FL)	Kucinich
Clyburn	Kucinich	Lampson
Cohen	Lampson	Langevin
Conyers	Langevin	Lantos
Cooper	Lantos	Larsen (WA)
Costa	Larsen (WA)	Larson (CT)
Courtney	Lee	Levin
Crowley	Lee	
Cuellar	Levin	
Cummings	Lewis (GA)	
Davis (CA)	Loeb	
Davis (IL)	Loeb	
Davis, Tom	Lofgren, Zoe	
DeFazio	Lowey	
DeGette	Lynch	
Delahunt	Mahoney (FL)	
DeLauro	Maloney (NY)	
Dent	Markey	
Dicks	Matheson	
Dingell	Matsui	
Doggett	McCarthy (NY)	
Doyle	McCollum (MN)	
Edwards	McDermott	
Ellison	McGovern	
Emanuel	McNerney	
Engel	McNulty	
Eshoo	Meehan	
Etheridge	Meek (FL)	
Faleomavaega	Meeks (NY)	
Farr	Michaud	
Fattah	Miller (NC)	
Filner	Miller, George	
Frank (MA)	Mitchell	
Frelinghuysen	Moore (KS)	
Giffords	Moore (WI)	
Gilchrist	Moran (VA)	
Gillibrand	Murphy (CT)	
Gonzalez	Murphy, Patrick	
Gordon	Nadler	
Granger	Napolitano	
	Neal (MA)	

NOES—201

Aderholt	Buchanan	Doolittle
Akin	Burgess	Drake
Alexander	Burton (IN)	Dreier
Altmire	Buyer	Duncan
Andrews	Calvert	Ehlers
Arcuri	Camp (MI)	Ellsworth
Baca	Campbell (CA)	Emerson
Baird	Cannon	English (PA)
Baldwin	Cantor	Everett
Bean	Barton (TX)	Fallin
Becerra	Carter	Feeney
Berkley	Chabot	Ferguson
Berman	Coble	Flake
Berry	Cole (OK)	Forbes
Biggart	Conaway	Fortenberry
Bishop (GA)	Costello	Fossella
Bishop (NY)	Crenshaw	Fox
Blumenauer	Culberson	Franks (AZ)
Bordallo	Davis (KY)	Gallegly
Boren	Davis, David	Garrett (NJ)
Boustany	Davis, Lincoln	Gerlach
Brady (TX)	Deal (GA)	Gillmor
Brown (SC)	Diaz-Balart, L.	Gingrey
Brown-Waite,	Diaz-Balart, M.	Gohmert
Ginny	Donnelly	

Goode Marchant Rogers (KY) Hulshof McKeon Royce
Goodlatte Marshall Rogers (MI) Inglis (SC) McMorris Ryan (WI)
Graves McCarthy (CA) Rohrabacher Issa McMorris Rodgers
Hall (TX) McCaul (TX) Ros-Lehtinen Jindal Johnson (IL) Miller (FL)
Hastert McCotter Roskam Johnson, Sam Jones (NC) Miller (MI)
Hastings (WA) McCrery Royce Jordan Kanjorski Moran (KS)
Hayes McHenry Ryan (WI) Sali King (IA) Miller (MI)
Heller McHugh Saxton Kaptur Keller King (NY)
Hensarling McIntyre Saxton Kaptur Keller King (NY)
Herger McKeon Schmidt Kaptur Keller King (NY)
Hoekstra McMorris Sensenbrenner Keller King (NY)
Holden Rodgers Sessions Kildee King (NY)
Hulshof Melancon Shadegg King (IA)
Inglis (SC) Mica Shimkus King (IA)
Issa Miller (FL) Shuler King (NY)
Jindal Miller (MI) Shuster King (NY)
Johnson (IL) Miller, Gary Skelton Kline (MN)
Johnson, Sam Mollohan Smith (NE) Knollenberg
Jones (NC) Moran (KS) Smith (NJ) Kuhl (NY)
Jordan Murphy, Tim Smith (TX) LaHood
Kanjorski Murtha Souder Lamborn
Kaptur Musgrave Stearns Latham
Keller Myrick Stupak LaTourette
Kildee Neugebauer Tancredo Lewis (CA)
King (IA) Nunes Taylor Lewis (KY)
King (NY) Pearce Terry Linder
Kingston Pence Thornberry Lipinski
Kline (MN) Peterson (MN) Tiahrt LoBiondo
Knollenberg Peterson (PA) Tiberi Lucas
Kuhl (NY) Petri Turner Lungren, Daniel
LaHood Pitts Walberg E.
Lamborn Platts Walsh (NY) Mack
Latham Poe Wamp Marshall Manzano
LaTourette Porter Weldon (FL) Marshall
Lewis (CA) Price (GA) Weller McCarthy (CA)
Lewis (KY) Putnam Whitfield Rogers (AL)
Linder Radanovich Wicker McCaul (TX)
Lipinski Rahall Wicker McCotter
LoBiondo Regula Wilson (NM) McHenry
Lucas Rehberg Wilson (OH) McHugh
Lungren, Daniel Reichert Wilson (SC) McIntyre
E. Renzi Wolf
Mack Reynolds Young (AK)
Manzullo Rogers (AL) Young (FL)

NOT VOTING—14

Bonner Fortuño Sanchez, Loretta
Cramer Hunter Simpson
Cubin Ortiz Sullivan
Davis (AL) Paul Weiner
Davis, Jo Ann Pickering

So the amendment was agreed to.

87.20 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment submitted by Mr. SMITH of New Jersey:

Strike the last proviso of section 622 of the bill.

It was decided in the { Yeas ..... 205
negative ..... } Nays ..... 218

87.21 [Roll No. 534]

AYES—205

Aderholt Camp (MI) Fallon
Akin Campbell (CA) Feeney
Alexander Cannon Ferguson
Altmire Cantor Flake
Bachmann Capito Forbes
Bachus Carter Fortenberry
Baker Chabot Fossella
Barrett (SC) Coble Foxx
Bartlett (MD) Cole (OK) Franks (AZ)
Barton (TX) Conaway Gallegly
Bilbray Costello Garrett (NJ)
Bilirakis Crenshaw Gerlach
Bishop (UT) Culberson Gillmor
Blackburn Davis (KY) Gingrey
Blunt Davis, David Gohmert
Boehner Davis, Lincoln Goode
Boozman Deal (GA) Goodlatte
Bordallo Diaz-Balart, L. Granger
Boren Diaz-Balart, M. Graves
Boustany Donnelly Hall (TX)
Brady (TX) Doolittle Hastert
Brown (SC) Drake Hastings (WA)
Brown-Waite, Dreier Hayes
Ginny Duncan Heller
Buchanan Ehlers Hensarling
Burgess Ellsworth Herger
Burton (IN) Emerson Hobson
Buyer English (PA) Hoekstra
Calvert Everett Holden

Rogers (KY) Hulshof McKeon Royce
Rogers (MI) Inglis (SC) McMorris Ryan (WI)
Rohrabacher Issa McMorris Rodgers
Ros-Lehtinen Jindal Johnson (IL) Miller (FL)
Roskam Johnson, Sam Jones (NC) Miller (MI)
Royce Jordan Kanjorski Moran (KS)
Sali King (IA) Miller (MI)
Saxton Kaptur Keller King (IA)
Schmidt Kaptur Keller King (IA)
Sensenbrenner Keller King (IA)
Shuler King (IA)
Saxton Kaptur Keller King (IA)
Schmidt Kaptur Keller King (IA)
Sensenbrenner Keller King (IA)
Sessions Kildee King (IA)
Shadegg King (IA)
Shimkus King (IA)
Shuler King (IA)
Shuster King (IA)
Skelton Kline (MN)
Smith (NE) Knollenberg
Smith (NJ) LaHood
Smith (TX) Lamborn
Souder Latham
Stearns LaTourette
Stupak Lewis (CA)
Tancredo Lewis (KY)
Taylor Linder
Terry Lipinski
Thornberry LoBiondo
Tiahrt Lucas
Tiberi Lungren, Daniel
Turner E.
Walberg Mack
Walsh (NY) Manzano
Wamp Marshall
Weldon (FL) Marshall
Weller McCarthy (CA)
Westmoreland Whitfield
Whitfield Wicker
Wicker McCotter
Wilson (NM) McHenry
Wilson (OH) McHugh
Wilson (SC) McIntyre
Wolf
Young (AK)
Young (FL)

NOES—218

Abercrombie Dent
Ackerman Dicks
Allen Dingell
Andrews Doggett
Arcuri Doyle
Baca Edwards
Baird Ellison
Baldwin Emanuel
Barrow Engel
Bean Eshoo
Becerra Etheridge
Berkley Faleomavaega
Berman Farr
Berry Fattah
Biggert Filner
Bishop (GA) Frank (MA)
Bishop (NY) Frelinghuysen
Blumenauer Giffords
Bono Gilchrest
Boswell Gillibrand
Boucher Gonzalez
Boyd (FL) Gordon
Boyda (KS) Green, Al
Brady (PA) Green, Gene
Braley (IA) Grijalva
Brown, Corrine Gutierrez
Butterfield Hall (NY)
Capps Hare
Capuano Harman
Cardoza Hastings (FL)
Carnahan Herseth Sandlin
Carney Higgins
Carson Hill
Castle Hinchey
Castor Hinojosa
Chandler Castor
Christensen Hirono
Clarke Hodes
Clay Holt
Clever Honda
Clyburn Hooley
Cohen Hoyer
Conyers Inslee
Cooper Israel
Costa Jackson (IL)
Courtney Jackson-Lee
Crawley Courtney
Cuellar Jefferson
Cummings Johnson (GA)
Davis (AL) Johnson, E. B.
Davis (CA) Jones (OH)
Davis (IL) Kagen
Davis, Tom Kennedy
DeFazio Kilpatrick
DeGette Kind
Delahunt Kirk
DeLauro Klein (FL)
Kucinich

Royce
Ryan (WI)
Sali
Saxton
Schmidt
Sensenbrenner
Sessions
Shadegg
Shimkus
Shuler
Shuster
Skelton
Smith (NE)
Smith (NJ)
Smith (TX)
Souder
Stearns
Stupak
Tancredo
Taylor
Terry
Thornberry
Tiahrt
Tiberi
Turner
Upton
Walberg
Walsh (NY)
Wamp
Weldon (FL)
Weller
Westmoreland
Wicker
Wilson (NM)
Wilson (OH)
Wilson (SC)
Wolf
Young (AK)
Young (FL)

Slaughter
Smith (WA)
Snyder
Solis
Space
Spratt
Stark
Sutton
Tanner
Tauscher
Thompson (CA)
Thompson (MS)
Tierney
Towns
Udall (CO)
Udall (NM)
Van Hollen
Velázquez
Visclosky
Walden (OR)
Walz (MN)
Wasserman
Schultz
Waters
Watson
Watt
Waxman
Welch (VT)
Wexler
Woolsey
Wu
Wynn
Yarmuth

NOT VOTING—14

Bonner Hunter Simpson
Cramer Ortiz Sullivan
Cubin Paul Weiner
Davis, Jo Ann Pickering
Fortuño Sanchez, Loretta

So the amendment was not agreed to.
After some further time,

87.22 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment submitted by Mr. BOUSTANY:

Strike section 699 of the bill (relating to assistance for Egypt).

It was decided in the { Yeas ..... 74
negative ..... } Nays ..... 343

87.23 [Roll No. 535]

AYES—74

Ackerman Fortenberry Neugebauer
Aderholt Gillmor Nunes
Alexander Gingrey Pearce
Bachus Granger Petri
Baird Hayes Price (NC)
Baker Herger Radanovich
Bishop (UT) Hoekstra Rahall
Boehner Issa Rogers (MI)
Boustany Jackson-Lee Ruppertsberger
Brady (TX) (TX) Ryan (WI)
Buchanan Kilpatrick Sali
Campbell (CA) Knollenberg Schmidt
Cannon LaHood Sessions
Carter Lee Shadegg
Chabot Mack Taylor
Clarke Marchant Terry
Davis (KY) Marshall Thornberry
Davis, Tom McCotter Tiahrt
Diaz-Balart, L. McCrery Walberg
Diaz-Balart, M. McDermott Weller
Dreier McHenry Wexler
Ellison McKeon Wicker
English (PA) Meeks (NY) Wilson (NM)
Everett Miller (FL) Wilson (SC)
Flake Miller, Gary Young (FL)

NOES—343

Abercrombie Boswell Cleaver
Akin Boucher Clyburn
Allen Boyd (FL) Coble
Altmire Boyda (KS) Cohen
Andrews Brady (PA) Cole (OK)
Arcuri Braley (IA) Conaway
Baca Brown (SC) Conyers
Bachmann Brown, Corrine Cooper
Baldwin Brown-Waite, Costa
Barrett (SC) Ginny Courtney
Barrow Burgess Crenshaw
Bartlett (MD) Burton (IN) Crowley
Barton (TX) Butterfield Cuellar
Bean Buyer Culberson
Becerra Calvert Cummings
Berkley Camp (MI) Davis (AL)
Berman Cantor Davis (CA)
Berry Capito Davis (IL)
Biggert Capps Davis, David
Bilbray Capuano Davis, Lincoln
Bilirakis Cardoza Deal (GA)
Bishop (GA) Carnahan DeFazio
Bishop (NY) Carney DeGette
Blackburn Carson Delahunt
Blumenauer Castle DeLauro
Blunt Castor Dent
Bono Chandler Dicks
Boozman Christensen Dingell
Boren Clay Doggett

Donnelly  
Doolittle  
Doyle  
Drake  
Duncan  
Edwards  
Ehlers  
Ellsworth  
Emanuel  
Emerson  
Engel  
Eshoo  
Etheridge  
Faleomavaega  
Fallin  
Farr  
Fattah  
Feeney  
Ferguson  
Finer  
Forbes  
Fossella  
Foxy  
Frank (MA)  
Franks (AZ)  
Frelinghuysen  
Gallegly  
Garrett (NJ)  
Gerlach  
Giffords  
Gilchrest  
Gillibrand  
Gohmert  
Gonzalez  
Goode  
Goodlatte  
Graves  
Green, Al  
Green, Gene  
Grijalva  
Gutierrez  
Hall (NY)  
Hall (TX)  
Hare  
Harman  
Hastings (FL)  
Hastings (WA)  
Heller  
Hensarling  
Herseht Sandlin  
Higgins  
Hill  
Hinchev  
Hinojosa  
Hirono  
Hobson  
Hodes  
Holden  
Holt  
Honda  
Hookey  
Hoyer  
Hulshof  
Inglis (SC)  
Inslee  
Israel  
Jackson (IL)  
Jefferson  
Jindal  
Johnson (IL)  
Johnson, E. B.  
Johnson, Sam  
Jones (NC)  
Jones (OH)  
Jordan  
Kagen  
Kanjorski  
Kaptur  
Keller  
Kennedy  
Kildee  
Kind  
King (IA)  
King (NY)  
Kingston  
Kirk  
Klein (FL)

Kline (MN)  
Kucinich  
Kuhl (NY)  
Lamborn  
Lampson  
Langevin  
Lantos  
Larsen (WA)  
Larson (CT)  
Latham  
LaTourette  
Levin  
Lewis (CA)  
Lewis (GA)  
Lewis (KY)  
Linder  
Lipinski  
LoBiondo  
Loebsack  
Lofgren, Zoe  
Lowey  
Lucas  
Lungren, Daniel  
E.  
Lynch  
Mahoney (FL)  
Manzullo  
Markey  
Matheson  
Matsui  
McCarthy (CA)  
McCarthy (NY)  
McCaul (TX)  
McCollum (MN)  
McHugh  
McIntyre  
McMorris  
Rodgers  
McNerney  
McNulty  
Meek (FL)  
Melancon  
Smith (WA)  
Snyder  
Solis  
Miller (MI)  
Miller (NC)  
Miller, George  
Mitchell  
Mollohan  
Moore (KS)  
Moore (WI)  
Moran (KS)  
Moran (VA)  
Murphy (CT)  
Murphy, Patrick  
Murphy, Tim  
Murtha  
Musgrave  
Myrick  
Nadler  
Neal (MA)  
Norton  
Oberstar  
Obey  
Olver  
Pallone  
Pascrell  
Pastor  
Paul  
Payne  
Pence  
Perlmutter  
Peterson (MN)  
Peterson (PA)  
Pickering  
Pitts  
Platts  
Poe  
Pomeroy  
Porter  
Price (GA)  
Pryce (OH)  
Putnam  
Wynn  
Walden (OR)  
Walsh (NY)  
Walz (MN)  
Wamp  
Wasserman  
Schultz  
Waters  
Watson  
Watt  
Waxman  
Welch (VT)  
Weldon (FL)  
Westmoreland  
Whitfield  
Wilson (OH)  
Wolf  
Woolsey  
Wu  
Wynn  
Yarmuth  
Young (AK)

NOT VOTING—20

Bonner  
Bordallo  
Costello  
Cramer  
Cubin  
Davis, Jo Ann  
Fortuño

Gordon  
Hastert  
Hunter  
Johnson (GA)  
Maloney (NY)  
McGovern  
Meehan

Napolitano  
Ortiz  
Rangel  
Sanchez, Loretta  
Sullivan  
Weiner

So the amendment was not agreed to.

87.24 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment numbered 7, submitted by Mr. McGOVERN:

At the end of the bill (before the short title), insert the following new section:

LIMITATION ON ASSISTANCE FOR THE WESTERN HEMISPHERE INSTITUTE FOR SECURITY COOPERATION

SEC. 6XX. None of the funds made available in this Act may be used for programs at the Western Hemisphere Institute for Security Cooperation located at Fort Benning, Georgia.

It was decided in the negative ..... 203  
Yeas ..... 214  
Nays ..... 214  
Answered present 1

87.25 [Roll No. 536]

AYES—203

Ackerman  
Allen  
Altmire  
Andrews  
Arcuri  
Baca  
Baird  
Baldwin  
Bean  
Becerra  
Berkley  
Berman  
Berry  
Biggart  
Bishop (NY)  
Blumenauer  
Boswell  
Boucher  
Boyd (KS)  
Brady (PA)  
Braley (IA)  
Brown, Corrine  
Butterfield  
Camp (MI)  
Capps  
Capuano  
Carnahan  
Carson  
Chabot  
Chandler  
Clarke  
Clay  
Clever  
Coble  
Cohen  
Conyers  
Courtney  
Crowley  
Walz (MN)  
Cummings  
Davis (AL)  
Davis (CA)  
Davis (IL)  
Davis, Lincoln  
DeFazio  
DeGette  
Delahunt  
DeLauro  
Dicks  
Doggett  
Donnelly  
Doyle  
Duncan  
Ehlers  
Ellison  
Ellsworth  
Emanuel  
Engel  
English (PA)  
Eshoo  
Etheridge  
Faleomavaega  
Farr  
Fattah  
Finer  
Flake  
Frank (MA)  
Giffords  
Gilchrest  
Gillibrand

Green, Al  
Green, Gene  
Grijalva  
Gutierrez  
Hall (NY)  
Hare  
Harman  
Hastings (FL)  
Higgins  
Hill  
Hinojosa  
Hirono  
Hodes  
Holden  
Holt  
Honda  
Hooley  
Hoyer  
Hulshof  
Inglis (SC)  
Inslee  
Israel  
Jackson (IL)  
Jefferson  
Jindal  
Johnson (IL)  
Johnson, E. B.  
Johnson, Sam  
Jones (NC)  
Jones (OH)  
Jordan  
Kagen  
Kanjorski  
Kaptur  
Kennedy  
Kildee  
Kind  
King (IA)  
King (NY)  
Kingston  
Kirk  
Klein (FL)

Nadler  
Neal (MA)  
Norton  
Oberstar  
Obey  
Olver  
Pallone  
Pascrell  
Pastor  
Paul  
Payne  
Petri  
Platts  
Pomeroy  
Price (NC)  
Rahall  
Ramstad  
Rothman  
Roybal-Allard  
Rush  
Ryan (OH)  
Salazar  
Sanchez, Linda  
T.  
Sarbanes  
Schakowsky  
Schiff  
Schwartz  
Scott (GA)  
Scott (VA)  
Sensenbrenner  
Serrano  
Sestak  
Shays  
Shea-Porter  
Sherman  
Shimkus  
Shuler  
Shuster  
Simpson  
Sires  
Skelton  
Slaughter  
Smith (NE)  
Smith (NJ)  
Smith (TX)  
Smith (WA)  
Snyder  
Solis  
Souder  
Space  
Spratt  
Stark  
Stearns  
Stupak  
Sutton  
Tanner  
Tauscher  
Thompson (CA)  
Thompson (MS)  
Tiberi  
Tierney  
Towns  
Turner  
Udall (CO)  
Udall (NM)  
Upton  
Van Hollen  
Velázquez  
Visclosky  
Walden (OR)  
Walsh (NY)  
Walz (MN)  
Wamp  
Wasserman  
Schultz  
Waters  
Watson  
Watt  
Waxman  
Welch (VT)  
Weldon (FL)  
Westmoreland  
Whitfield  
Wilson (OH)  
Wolf  
Woolsey  
Wu  
Wynn  
Yarmuth  
Young (AK)

NOES—214

Abercrombie  
Aderholt  
Akin  
Alexander  
Bachmann  
Bachus  
Baker  
Barrett (SC)  
Barrow  
Bartlett (MD)  
Barton (TX)  
Bilbray  
Bilirakis  
Bishop (GA)  
Bishop (UT)  
Blackburn  
Blunt  
Boehner  
Bono  
Boozman  
Boren  
Boustany  
Boyd (FL)  
Brady (TX)  
Brown (SC)  
Brown-Waite,  
Ginny  
Buchanan  
Burgess  
Burton (IN)  
Buyer  
Calvert  
Campbell (CA)  
Cannon  
Cantor  
Capito  
Caroza  
Carney  
Carter  
Castle  
Castor  
Clyburn  
Cole (OK)  
Conaway  
Cooper  
Costa  
Crenshaw  
Cuellar  
Culberson  
Davis (KY)  
Davis, David  
Davis, Tom  
Deal (GA)  
Dent  
Diaz-Balart, L.  
Diaz-Balart, M.  
Dingell  
Doolittle  
Drake  
Dreier  
Edwards  
Emerson  
Everett  
Fallin  
Feeney  
Ferguson  
Forbes  
Fortenberry  
Fossella  
Cubin  
Davis, Jo Ann  
Fortuño

Garrett (NJ)  
Gerlach  
Gillmor  
Gingrey  
Gohmert  
Gonzalez  
Goode  
Goodlatte  
Gordon  
Granger  
Graves  
Hall (TX)  
Hastings (WA)  
Hayes  
Heller  
Hensarling  
Herger  
Herseht Sandlin  
Hobson  
Hoekstra  
Inglis (SC)  
Issa  
Jefferson  
Jindal  
Johnson (IL)  
Johnson, E. B.  
Johnson, Sam  
Jones (NC)  
Jordan  
Keller  
King (IA)  
King (NY)  
Kingston  
Kirk  
Klein (FL)  
Kline (MN)  
Knollenberg  
Kuhl (NY)  
Lamborn  
Lampson  
Latham  
Lewis (CA)  
Lewis (KY)  
Linder  
Lucas  
Lungren, Daniel  
E.  
Mack  
Mahoney (FL)  
Manzullo  
Marchant  
Marshall  
Matheson  
McCarthy (CA)  
McCaul (TX)  
McCotter  
McCrery  
McHenry  
McHugh  
McIntyre  
McKeon  
McMorris  
Rodgers  
Meek (FL)  
Mica  
Miller (FL)  
Miller (MI)  
Miller (NC)  
Miller, Gary  
Murphy, Patrick  
Murtha  
Musgrave  
Myrick

Neugebauer  
Nunes  
Pearce  
Pence  
Perlmutter  
Peterson (MN)  
Peterson (PA)  
Pickering  
Pitts  
Poe  
Porter  
Price (GA)  
Pryce (OH)  
Putnam  
Radanovich  
Regula  
Rehberg  
Reichert  
Renzi  
Reyes  
Reynolds  
Rodriguez  
Rogers (AL)  
Rogers (KY)  
Rogers (MI)  
Rohrabacher  
Ros-Lehtinen  
Roskam  
Ross  
Royce  
Ruppersberger  
Ryan (WI)  
Sali  
Saxton  
Schmidt  
Sensenbrenner  
Sessions  
Sestak  
Shadegg  
Latham  
Lewis (CA)  
Lewis (KY)  
Linder  
Lucas  
Lungren, Daniel  
E.  
Snyder  
Souder  
Space  
Spratt  
Stearns  
Tancredo  
Tanner  
Taylor  
Terry  
Thornberry  
Tiahrt  
Tiberi  
Turner  
Walberg  
Walden (OR)  
Wamp  
Weldon (FL)  
Weller  
Westmoreland  
Whitfield  
Wicker  
Wilson (NM)  
Wilson (SC)  
Wolf  
Young (AK)  
Young (FL)

ANSWERED "PRESENT"—1

Christensen

NOT VOTING—19

Bonner  
Bordallo  
Costello  
Cramer  
Cubin  
Davis, Jo Ann  
Fortuño

Hastert  
Hunter  
Johnson (GA)  
Meehan  
Melancon  
Napolitano  
Ortiz

Rangel  
Sanchez, Loretta  
Scott (GA)  
Sullivan  
Weiner

So the amendment was not agreed to.

87.26 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment numbered 26, submitted by Mr. JORDAN:

At the end of the bill (before the short title), insert the following:



SEC. \_\_\_\_ Appropriations made in this Act are hereby reduced in the amount of \$2,956,000,000.

It was decided in the { Yeas ..... 152 negative ..... } Nays ..... 268

87.27

[Roll No. 537]

AYES—152

Aderholt Garrett (NJ) Nunes Gillmor Paul Bachmann Gingrey Pearce Bachus Gohmert Pence Barrett (SC) Goode Peterson (PA) Bartlett (MD) Goodlatte Petri Barton (TX) Granger Pickering Biggert Graves Pitts Bilbray Hall (TX) Poe Bilirakis Hastings (WA) Price (GA) Bishop (UT) Hayes Putnam Blackburn Heller Radanovich Blunt Hensarling Rahall Boehner Herger Rehberg Bono Hobson Renzi Boozman Hoekstra Reynolds Brady (TX) Hulshof Rogers (AL) Brown (SC) Inglis (SC) Rogers (KY) Brown-Waite, Issa Rogers (MI) Ginny Jindal Rohrabacher Buchanan Johnson, Sam Jones (NC) Roskam Burton (IN) Jordan Royce Buyer Keller Ryan (WI) Camp (MI) King (IA) Sali Campbell (CA) Kingston Schmidt Cannon Kline (MN) Sensenbrenner Cantor Lamborn Sessions Carter Lewis (KY) Shadegg Chabot Linder Shimkus Coble Lucas Shuster Conaway Lungren, Daniel Simpson Culbertson E. Smith (NE) Davis (KY) Mack Smith (TX) Davis, David Manuzullo Stearns Deal (GA) Marchant Tancred DeFazio McCarthy (CA) Taylor Diaz-Balart, L. McCaul (TX) Terry Diaz-Balart, M. McHenry Thornberry Drake McKeon Tiahrt Dreier McMorris Tiberti Duncan McMorris Rodgers Turner English (PA) Rogers Mica Upton Everett Mica Upton Fallin Miller (FL) Walberg Feene Miller (MI) Walden (OR) Flake Miller, Gary Wamp Forbes Moran (KS) Weldon (FL) Fossella Murphy, Tim Westmoreland Foxx Musgrave Wicker Franks (AZ) Myrick Wilson (SC) Gallegly Neugebauer Young (FL)

NOES—268

Abercrombie Carney Ehlers Ackerman Carson Ellison Alexander Castle Ellsworth Allen Castor Emanuel Altmire Chandler Emerson Andrews Christensen Engel Arcuri Clarke Eshoo Baca Clay Etheridge Baird Cleaver Faleomavaega Baker Clyburn Farr Bonow Cohen Fattah Barrow Cole (OK) Ferguson Boren Conyers Filner Becerra Cooper Fortenberry Berkley Costa Frank (MA) Berman Courtney Frelinghuysen Berry Crenshaw Gerlach Bishop (GA) Crowley Giffords Bishop (NY) Cuellar Gilchrest Blumenauer Cummings Gillibrand Boren Davis (AL) Gonzalez Boswell Davis (CA) Gordon Boucher Davis (IL) Green, Al Boustany Davis, Lincoln Green, Gene Boyd (FL) Davis, Tom Grijalva Boyd (KS) DeGette Gutierrez Brady (PA) Delahunt Hall (NY) Braley (IA) DeLauro Hare Brown, Corrine Dent Harman Butterfield Dicks Hastings (FL) Calvert Dingell Hersheth Sandlin Capito Doggett Higgins Capps Donnelly Hill Capuano Donnelly Hill Cardoza Doyle Hinojosa Carnahan Edwards Hirono

Hodes McDermott McGovern Schwartz Scott (GA) Scott (VA) Serrano Sestak Shays Sherman Shuler Sires Skelton Miller, George Mitchell Mollohan Moore (KS) Moore (WI) Moran (VA) Murphy (CT) Kennedy Murphy, Patrick Kildee Murtha Nadler Neal (MA) King (NY) Norton Oberstar Klein (FL) Obey Knollenberg Kucinich Pallone Kuhl (NY) Pascrell LaHood Pastor Payne Langemv Perlmutter Lantos Peterson (MN) Larsen (WA) Platts Larson (CT) Pomeroy Latham Porter Price (NC) Lee Pryce (OH) Levin Ramstad Lewis (CA) Regula Lewis (GA) Reichert Lipinski Reyes Rodriguez LoBiondo Loeb sack Lofgren, Zoe Lowey Lynch Mahoney (FL) Maloney (NY) Markey Marshall Sanchez, Linda Matheson T. Sarbanes Matsui Sarbanes McCarthy (NY) Saxton McCallum (MN) Schakowsky McCrery Schiff Bonner Fortuño Ortiz Bordallo Hastert Rangel Costello Hunter Sanchez, Loretta Cramer Johnson (GA) Sullivan Davis, Jo Ann Meehan Weiner Napolitano

NOT VOTING—17

Bonner Fortuño Ortiz Bordallo Hastert Rangel Costello Hunter Sanchez, Loretta Cramer Johnson (GA) Sullivan Davis, Jo Ann Meehan Weiner Napolitano

So the amendment was not agreed to.

87.28 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment submitted by Mr. PRICE of Georgia:

At the end of the bill (before the short title), insert the following:

SEC. \_\_\_\_ Appropriations made in this Act are hereby reduced in the amount of \$342,430,000.

It was decided in the { Yeas ..... 168 negative ..... } Nays ..... 252

87.29

[Roll No. 538]

AYES—168

Aderholt Blackburn Campbell (CA) Akin Blunt Cannon Alexander Boehner Cantor Altmire Bono Capito Bachmann Brozman Carter Bachus Brady (TX) Castle Baker Brown (SC) Chabot Coble Brown-Waite, Cole (OK) Buchanan Conway Culbertson Bean Burgess Burton (IN) Biggert Buyer Camp (MI) Bilirakis Calvert Bishop (UT) Camp (MI)

Diaz-Balart, M. Drake Dreier Duncan English (PA) Everett Fallin Feeneey Flake Forbes Fossella Foxx Franks (AZ) Frelinghuysen Gallegly Garrett (NJ) Gerlach Gillmor Gohmert Goode Goodlatte Granger Graves Hall (TX) Hayes Heller Hensarling Herger Hoekstra Hulshof Upton Ingris (SC) Issa Johnson, Sam Jones (NC) Jordan Keller King (IA) Kingston Kline (MN) Lamborn Lewis (KY) Linder Lucas Lungren, Daniel E. Mack Manuzullo Marchant Matheson McCarthy (CA) McCaul (TX) McCotter McCrery McHenry McKeon McMorris Rodgers Mica Miller (FL) Miller (MI) Miller, Gary Moran (KS) Murphy, Tim Musgrave Myrick Neugebauer Nunes Paul Pearce Petri Pickering Pitts Platts Poe Price (GA) Putnam Radanovich Rahall

NOES—252

Abercrombie DeLauro Johnson (IL) Ackerman Dent Johnson, E. B. Allen Dicks Jones (OH) Andrews Dingell Kagen Arcuri Doggett Kanjorski Baca Donnelly Kaptur Baird Doolittle Kennedy Baldwin Doyle Kildee Barrow Edwards Kilpatrick Becerra Ehlers Kind Berkley Ellison King (NY) Berman Ellsworth Kirk Miller, Gary Emanuel Klein (FL) Bishop (GA) Emerson Knollenberg Bishop (NY) Engel Kucinich Blumenauer Eshoo Kuhl (NY) Boren Etheridge LaHood Boswell Faleomavaega Lampson Boucher Farr Langevin Boustany Fattah Lantos Boyd (FL) Ferguson Larsen (WA) Boyda (KS) Filner Larson (CT) Brady (PA) Fortenberry Latham Braley (IA) Frank (MA) LaTourette Brown, Corrine Giffords Lee Butterfield Gilchrest Levin Capps Gillibrand Lewis (CA) Capuano Gonzalez Lewis (GA) Cardoza Gordon Lipinski Carnahan Green, Al LoBiondo Carson Green, Gene Loeb sack Grijalva Gutierrez Lofgren, Zoe Castor Gutierrez Lowey Chandler Hall (NY) Lynch Christensen Hare Mahoney (FL) Clarke Harman Maloney (NY) Berry Hastings (FL) Markey Bishop (GA) Herse th Sandlin Marshall Blumenauer Higgs Matsui Hill McCarthy (NY) Conyers Hinche y McCollum (MN) Cooper Hinojosa McDermott Costa Hirono McGovern Courtney Hobson McHugh Crenshaw Hodes McIntyre Crenshaw Holden McNerney Crowley Cuellar Holt Dent Harman Hinojosa Meek (FL) Bishop (NY) Cuellar Gilchrest Hinojosa Meeks (NY) Giffords Gillibrand Hirono Miller (NC) Cummings Hall (NY) Hirono Miller, George Davis (AL) Hooley Moore (KS) Davis (CA) Hoyer Inslee Michaud Davis (IL) Insee Miller (NC) Davis, Lincoln Israel Jackson (IL) Davis, Tom Jackson-Lee Mollohan DeFazio Jackson-Lee Moore (KS) DeGette (TX) Moore (WI) Delahunt Jefferson

Moran (VA) Ryan (OH) Tanner Jordan Moran (KS) Schmidt Scott (VA) Stark Wasserman
Murphy (CT) Salazar Tauscher Kagen Murphy, Tim Sensenbrenner Serrano Stupak
Murphy, Patrick Sánchez, Linda Thompson (CA) Keller Musgrave Sessions Sestak Sutton
Murtha T. Thompson (MS) King (IA) Myrick Shadegg Shays Tauscher Watson
Nadler Sarbanes Tierney Kingston Neugebauer Shadegg Shea-Porter Thompson (CA) Watt
Neal (MA) Saxton Towns Kline (MN) Nunes Shuler Sherman Thompson (MS) Waxman
Norton Schakowsky Udall (CO) Kuhl (NY) Paul Shuster Sires Tierney Welch (VT)
Oberstar Schiff Udall (NM) LaHood Simpson Skelton Towns Welxer
Obey Schwartz Van Hollen Lamborn Pence Smith (NE) Slaughter Udall (CO) Wilson (OH)
Oliver Scott (GA) Velázquez Lewis (KY) Linder Petri Smith (TX) Smith (WA) Udall (NM) Wolf
Pallone Scott (VA) Visclosky Walsh (NY) Lucas Pickering Stearns Solis Snyder Van Hollen Woolsey
Pascarell Serrano Walsh (NY) Lucas Pickering Stearns Solis Snyder Van Hollen Woolsey
Pastor Sestak Walz (MN) Lungren, Daniel Pitts Tanner Taylor Terry Young (AK)
Payne Shays Wasserman E. Mack Manzano Marchant Matheson McCarthy (CA)
Perlmutter Shea-Porter Schultz Macks Manzano Marchant Matheson McCarthy (CA)
Peterson (MN) Sherman Waters Watson Welch (VT) McCaul (TX) Rehberg
Pomeroy Sires Sestak Walz (MN) Lungren, Daniel Pitts Tanner Taylor Terry Young (AK)
Porter Skelton Sutton
Price (NC) Slaughter Waxman
Pryce (OH) Smith (NJ) Welch (VT) McCaul (TX) Rehberg
Regula Smith (WA) Weller
Reichert Snyder Welxer
Reyes Solis Wilson (OH)
Rodriguez Souder Wolf
Ross Space Woolsey
Rothman Spratt Wu
Roybal-Allard Stark Wynn
Ruppersberger Stupak Yarmuth
Rush Sutton Young (AK)

NOT VOTING—17

Bonner Fortuño Ortiz
Bordallo Hastert Rangel
Costello Hunter Sanchez, Loretta
Cramer Johnson (GA) Sullivan
Cubin Meehan Weiner
Davis, Jo Ann Napolitano

So the amendment was not agreed to.

FRIDAY, JUNE 22 (LEGISLATIVE DAY OF JUNE 21), 2007

87.30 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment submitted by Mrs. MUSGRAVE:

At the end of the bill (before the short title), insert the following new section:

ACROSS-THE-BOARD REDUCTION

SEC. \_\_\_\_ . Each amount appropriated or otherwise made available by this Act (other than for assistance for Israel) that is not required to be appropriated or otherwise made available by a provision of law is hereby reduced by 0.5 percent.

It was decided in the { Yeas ..... 179 negative ..... } Nays ..... 241

87.31 [Roll No. 539]

AYES—179

Aderholt Camp (MI) Fossella
Akin Campbell (CA) Foxx
Alexander Cannon Franks (AZ)
Altmire Cantor Frelinghuysen
Bachmann Capito Gallegly
Bachus Carter Garrett (NJ)
Baker Castle Gerlach
Barrett (SC) Chabot Gillmor
Bartlett (MD) Coble Gingrey
Barton (TX) Cole (OK) Gohmert
Bean Conaway Goode
Biggert Culberson Goodlatte
Bilbray Davis (KY) Granger
Bilirakis Davis, David Graves
Bishop (UT) Deal (GA) Hall (TX)
Blackburn Dent Hastings (WA)
Blunt Diaz-Balart, L. Hayes
Boehner Diaz-Balart, M. Heller
Bono Donnelly Hensarling
Boozman Drake Hergert
Brady (TX) Dreier Hill
Brown (SC) Duncan Hoekstra
Brown-Waite, Ellsworth Hulshof
Ginny English (PA) Inglis (SC)
Buchanan Everett Issa
Burgess Fallin Jindal
Burton (IN) Feeney Johnson (IL)
Buyer Flake Johnson, Sam
Calvert Forbes Jones (NC)

Jordan Kagen Keller King (IA) Kingston Kline (MN) Kuhl (NY) Udall (NM) Lamborn Lewis (KY) Linder Lucas Lungren, Daniel E. Mack Manzano Marchant Matheson McCarthy (CA) McCaul (TX) Rehberg Renzi Reynolds Rogers (AL) McKeon Rogers (KY) Rogers (MD) Rohrabacher Ros-Lehtinen Roskam Royce Ryan (WI) Sali
Engel Eshoo Etheridge Faleomavaega Farr Fattah Ferguson Filner Fortenberry Frank (MA) Giffords Gilchrest Gillibrand Gonzalez Gordon Green, Al Green, Gene Grijalva Gutierrez Hall (NY) Hare Harman Hastings (FL) Herse Sandlin Higgins Hinchey Hinojosa Hiron Moran (VA) Hobson Hodes Holden Holt Honda Hooley Hoyer Inslee Israel Jackson (IL) Jackson-Lee (TX) Jefferson Johnson, E. B. Jones (OH) Kanjorski Kaptur Kennedy Kildee Kilpatrick Kind King (NY) Kirk Klein (FL) Knollenberg Kucinich Lampson Langevin Lantos Larsen (WA) Larson (CT) Latham LaTourette Lee Levin Ellison Lewis (CA) Lewis (GA) Lipinski

NOES—241

Abercrombie Ackerman Allen Andrews Arcuri Baca Baird Baldwin Barrow Becerra Berkley Berry Bishop (GA) Bishop (NY) Blumenauer Boren Boswell Boucher Boustany Boyd (FL) Boyda (KS) Brady (PA) Braley (IA) Brown, Corrine Butterfield Capps Capuano Cardoza Carnahan Carney Carney Carson Castor Chandler Christensen Clarke Clay Cleaver Clyburn Cohen Conyers Cooper Costa Courtney Crenshaw Crowley Cuellar Cummings Davis (AL) Davis (CA) Davis (IL) Davis, Lincoln Davis, Tom DeFazio DeGette Delahunt DeLauro DeLucca Dicks Dingell Doggett Doolittle Doyle Edwards Ehlers Ellison Emanuel Emerson

Scott (VA) Stark Wasserman
Serrano Stupak
Sestak Sutton
Shays Tauscher
Shea-Porter Thompson (CA)
Sherman Thompson (MS)
Sires Tierney
Skelton Towns
Slaughter Udall (CO)
Smith (NJ) Udall (NM)
Smith (WA) Van Hollen
Snyder Walsh (NY)
Solis Woolsey
Souder Wu
Space Yarmuth
Spratt Young (AK)

NOT VOTING—17

Berman Davis, Jo Ann Ortiz
Bonner Fortuño Rangel
Bordallo Hastert Sanchez, Loretta
Costello Hunter Sullivan
Cramer Johnson (GA) Weiner
Cubin Napolitano

So the amendment was not agreed to.

87.32 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment submitted by Mr. PENCE:

At the end of the bill (before the short title), insert the following:

SEC. \_\_\_\_ . None of the funds made available in this Act may be used to provide direct aid to the Palestinian Authority, except as otherwise provided by existing law.

It was decided in the { Yeas ..... 390 affirmative ..... } Nays ..... 30

87.33 [Roll No. 540]

AYES—390

Abercrombie Calvert Ellsworth
Ackerman Camp (MI) Emanuel
Aderholt Campbell (CA) Emerson
Akin Cannon Engel
Alexander Cantor English (PA)
Allen Capito Eshoo
Altmire Cardoza Etheridge
Andrews Carney Everett
Arcuri Carter Faleomavaega
Baca Castle Fallin
Bachmann Castor Farr
Bachus Chabot Fattah
Baker Chandler Feeney
Baldwin Clarke Ferguson
Barrett (SC) Clyburn Filner
Barrow Coble Flake
Bartlett (MD) Cohen Forbes
Barton (TX) Cole (OK) Fortenberry
Bean Conaway Fossella
Becerra Conyers Foxx
Berkley Cooper Frank (MA)
Berman Costa Franks (AZ)
Berry Courtney Frelinghuysen
Biggert Crenshaw Gallegly
Bilbray Crowley Garrett (NJ)
Bilirakis Cuellar Gerlach
Bishop (GA) Culberson Giffords
Bishop (NY) Cummings Gillibrand
Bishop (UT) Davis (AL) Gillmor
Blackburn Davis (CA) Gingrey
Blumenauer Davis (IL) Gohmert
Blunt Davis (KY) Gonzalez
Boehner Davis, David Goode
Bono Davis, Lincoln Goodlatte
Boozman Davis, Tom Gordon
Boren Deal (GA) Granger
Boswell DeFazio Graves
Boucher DeGette Green, Al
Boustany Delahunt Green, Gene
Boyd (FL) DeLauro Grijalva
Boyda (KS) Dent Gutierrez
Brady (PA) Diaz-Balart, L. Hall (NY)
Brady (TX) Diaz-Balart, M. Hall (TX)
Braley (IA) Dicks Hare
Brown (SC) Doggett Harman
Brown, Corrine Donnelly Hastings (FL)
Brown-Waite, Doolittle Hastings (WA)
Ginny Doyle Hayes
Buchanan Drake Heller
Burgess Dreier Hensarling
Burton (IN) Duncan Hergert
Buyer Edwards Edwards Herse Sandlin
Calvert Ehlers Ehlers Higgins

Hill  
Hinchey  
Hinojosa  
Hirono  
Hobson  
Hodes  
Hoekstra  
Holden  
Holt  
Honda  
Hooley  
Hoyer  
Hulshof  
Inglis (SC)  
Inslee  
Israel  
Issa  
Jackson (IL)  
Jackson-Lee (TX)  
Jindal  
Johnson (IL)  
Johnson, Sam  
Jones (OH)  
Jordan  
Kagen  
Keller  
Kildee  
Kind  
King (IA)  
King (NY)  
Kingston  
Kirk  
Klein (FL)  
Kline (MN)  
Knollenberg  
Kuhl (NY)  
Lamborn  
Lampson  
Langevin  
Lantos  
Larsen (WA)  
Larson (CT)  
Latham  
LaTourette  
Levin  
Lewis (CA)  
Lewis (GA)  
Lewis (KY)  
Linder  
Lipinski  
LoBiondo  
Loeb sack  
Lofgren, Zoe  
Lowey  
Lucas  
Lungren, Daniel E.  
Lynch  
Mack  
Mahoney (FL)  
Maloney (NY)  
Manzullo  
Marchant  
Markey  
Marshall  
Matheson  
Matsui  
McCarthy (CA)  
McCarthy (NY)  
McCaul (TX)  
McCollum (MN)  
McCotter  
McCrery  
McGovern  
McHenry  
McHugh  
McIntyre  
McKeon

McMorris  
Rodgers  
McNerney  
McNulty  
Meehan  
Meek (FL)  
Meeks (NY)  
Melancon  
Mica  
Michaud  
Miller (FL)  
Miller (MI)  
Miller (NC)  
Miller, Gary  
Mitchell  
Mollohan  
Moore (KS)  
Moore (WI)  
Moran (KS)  
Murphy (CT)  
Murphy, Patrick  
Murphy, Tim  
Murtha  
Musgrave  
Myrick  
Nadler  
Neal (MA)  
Neugebauer  
Norton  
Nunes  
Oberstar  
Obey  
Olver  
Pallone  
Pascrell  
Pastor  
Paul  
Payne  
Pearce  
Pence  
Perlmutter  
Peterson (MN)  
Peterson (PA)  
Petri  
Pitts  
Platts  
Poe  
Pomeroy  
Porter  
Price (GA)  
Price (NC)  
Pryce (OH)  
Putnam  
Radanovich  
Ramstad  
Regula  
Rehberg  
Reichert  
Renzi  
Reyes  
Reynolds  
Rodriguez  
Rogers (AL)  
Rogers (KY)  
Rogers (MI)  
Rohrabacher  
Ros-Lehtinen  
Roskam  
Ross  
Rothman  
Roybal-Allard  
Royce  
Ruppersberger  
Rush  
Ryan (OH)  
Ryan (WI)  
Salazar  
Sali  
Sánchez, Linda T.

Sarbanes  
Saxton  
Schakowsky  
Schiff  
Schmidt  
Schwartz  
Scott (GA)  
Scott (VA)  
Sensenbrenner  
Serrano  
Sessions  
Sestak  
Shadegg  
Shays  
Shea-Porter  
Sherman  
Shimkus  
Shuler  
Shuster  
Simpson  
Sires  
Skelton  
Smith (NE)  
Smith (NJ)  
Smith (TX)  
Smith (WA)  
Snyder  
Solis  
Souder  
Space  
Spratt  
Stearns  
Stupak  
Sutton  
Tancredo  
Tanner  
Tauscher  
Taylor  
Terry  
Thompson (CA)  
Thompson (MS)  
Thornberry  
Tiahrt  
Tiberi  
Tierney  
Towns  
Turner  
Udall (CO)  
Udall (NM)  
Upton  
Van Hollen  
Velázquez  
Viscosky  
Walberg  
Walden (OR)  
Walsh (NY)  
Walz (MN)  
Wamp  
Wasserman  
Schultz  
Watson  
Waxman  
Aderholt  
Weldon (FL)  
Weller  
Westmoreland  
Wexler  
Andrews  
Arcuri  
Baca  
Baird  
Baker  
Baldwin  
Barrow  
Bartlett (MD)  
Barton (TX)  
Bean  
Becerra  
Berkley  
Berman  
Berry  
Biggert  
Bilirakis  
Bishop (GA)  
Bishop (NY)  
Blumenauer  
Blunt  
Bono  
Boozman  
Boren  
Boswell  
Boucher  
Boustany  
Boyd (FL)  
Boyd (KS)  
Brady (PA)  
Brady (TX)  
Braley (IA)  
Brown (SC)  
Brown, Corrine

So the amendment was agreed to.

87.34 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment submitted by Mr. KING of Iowa:

At the end of the bill (before the short title), insert the following:

LIMITATION ON FUNDS FOR TRAVEL BY THE SPEAKER OF THE HOUSE OF REPRESENTATIVES TO COUNTRIES THAT ARE STATE SPONSORS OF TERRORISM

SEC. 6. None of the funds appropriated or otherwise made available in this Act may be used to fund or support travel by the Speaker of the House of Representatives to Cuba, Iran, North Korea, Sudan, or Syria.

It was decided in the { Yeas ..... 84 negative ..... } Nays ..... 337

87.35 [Roll No. 541]

AYES—84

Bachmann  
Bachus  
Barrett (SC)  
Bilbray  
Bishop (UT)  
Blackburn  
Boehner  
Brown-Waite, Ginny  
Burgess  
Burton (IN)  
Buyer  
Campbell (CA)  
Cannon  
Cantor  
Chabot  
Coble  
Cole (OK)  
Culberson  
Davis (KY)  
Davis, David  
Deal (GA)  
Diaz-Balart, L.  
Diaz-Balart, M.  
Drake  
Everett  
Fallin  
Feeney  
Forbes

Fox  
Franks (AZ)  
Garrett (NJ)  
Gingrey  
Gohmert  
Goode  
Granger  
Graves  
Hayes  
Jindal  
Johnson, Sam  
Jordan  
Keller  
King (IA)  
Kingston  
Kirk  
LaHood  
Lamborn  
Latham  
Lewis (KY)  
Lucas  
Mack  
Manzullo  
Marchant  
McCaul (TX)  
McCotter  
McHenry  
McMorris  
Rodgers

Mica  
Miller (FL)  
Musgrave  
Neugebauer  
Nunes  
Pearce  
Pence  
Peterson (PA)  
Radanovich  
Reichert  
Rogers (AL)  
Sali  
Schmidt  
Sessions  
Shadegg  
Shuster  
Smith (NE)  
Smith (TX)  
Souder  
Stearns  
Tancredo  
Tiahrt  
Turner  
Walberg  
Weldon (FL)  
Westmoreland  
Wilson (SC)  
Young (AK)

NOES—337

Abercrombie  
Ackerman  
Calvert  
Camp (MI)  
Capito  
Capps  
Capuano  
Cardoza  
Carnahan  
Carney  
Carson  
Carter  
Castle  
Castor  
Chandler  
Christensen  
Clarke  
Clay  
Cleaver  
Clyburn  
Cohen  
Conaway  
Conyers  
Cooper  
Costa  
Costello  
Courtney  
Crenshaw  
Crowley  
Cuellar  
Cummings  
Davis (AL)  
Davis (CA)  
Davis (IL)  
Davis, Lincoln  
Davis, Tom  
DeFazio  
DeGette  
Delahunt  
DeLauro

Dent  
Dicks  
Dingell  
Doggett  
Donnelly  
Doolittle  
Doyle  
Dreier  
Duncan  
Edwards  
Ehlers  
Ellison  
Ellsworth  
Emanuel  
Emerson  
Engel  
English (PA)  
Eshoo  
Etheridge  
Faleomavaega  
Farr  
Fattah  
Ferguson  
Filner  
Flake  
Fortenberry  
Fossella  
Frank (MA)  
Frelinghuysen  
Gallegly  
Gerlach  
Giffords  
Gilchrest  
Gillibrand  
Gillmor  
Gonzalez  
Goodlatte  
Gordon  
Green, Al  
Green, Gene

NOT VOTING—16

Bonner  
Bordallo  
Cramer  
Cubin  
Davis, Jo Ann  
Fortuño  
Hastert  
Hunter  
Johnson (GA)  
Napolitano  
Ortiz  
Rangel  
Ros-Lehtinen  
Sanchez, Loretta  
Sullivan  
Weiner

So the amendment was not agreed to. After some further time,

The SPEAKER pro tempore, Mrs. TAUSCHER, assumed the Chair.

When Mr. POMEROY, Acting Chairman, reported that the Committee, having had under consideration said bill, had directed him to report the same back to the House with sundry amendments adopted by the Committee with the recommendation that the bill, as amended, do pass.

NOES—30  
Baird  
Capps  
Capuano  
Carnahan  
Carson  
Christensen  
Clay  
Cleaver  
Dingell  
Ellison  
Gilchrest  
Jefferson  
Johnson, E. B.  
Jones (NC)  
Kanjorski  
Kaptur  
Kennedy  
Kilpatrick  
Kucinich  
LaHood  
Lee  
McDermott  
Miller, George  
Moran (VA)  
Rahall  
Slaughter  
Stark  
Waters  
Watt  
Welch (VT)  
Pickering  
Rangel  
Sanchez, Loretta  
Sullivan  
Weiner

NOT VOTING—17

Fortuño  
Hastert  
Hunter  
Johnson (GA)  
Sullivan  
Napolitano  
Ortiz

Pursuant to House Resolution 498, the previous question was ordered on the amendments and the bill.

The following amendments, reported from the Committee of the Whole House on the state of the Union, were agreed to:

Page 2, line 22, after the dollar amount insert "(reduced by \$1,000,000)".

Page 17, line 19, after the dollar amount insert "(increased by \$1,000,000)".

Page 2, line 22, after the dollar amount, insert "(reduced by \$36,700,000)".

Page 40, line 26, after the dollar amount, insert "(increased by \$36,700,000)".

Page 10, line 17, insert before the semicolon the following: "including the prosecution in their home countries of such individuals in connection with such acts".

Page 14, line 14, after the dollar amount, insert "(increased by \$10,000,000) (reduced by \$10,000,000)".

Page 29, line 1, after the dollar amount, insert "(decreased by \$25,000,000) (increased by \$50,000,000)".

Page 40, line 26, after the dollar amount, insert "(decreased by \$25,000,000)".

Page 29, line 1, after the dollar amount, insert "(increased by \$5,000,000) (reduced by \$5,000,000)".

Page 34, line 17, after the dollar amount, insert "(increased by \$5,000,000) (reduced by \$5,000,000)".

Page 40, line 26, after the dollar amount, insert "(increased by \$75,000,000) (reduced by \$75,000,000)".

Page 72, line 5, after the dollar amount, insert the following: "(increased by \$20,000,000) (reduced by \$20,000,000)".

In section 620 of the bill (relating to special notification requirements), strike "Liberia."

Page 97, beginning on line 10, strike "Provided further," and all that follows through line 21 and insert the following: "Provided further, That, in order to prevent unintended pregnancies, abortions, and the transmission of sexually transmitted infections, including HIV/AIDS, no contract or grant for the exclusive purpose of providing donated contraceptives in developing countries shall be denied to any nongovernmental organization solely on the basis of the policy contained in the President's March 28, 2001, Memorandum to the Administrator of the United States Agency for International Development with respect to providing contraceptives in developing countries, or any comparable administration policy regarding the provision of contraceptives."

Page 190, line 25, insert "permanent" before "basing rights agreement".

At the end of the bill, before the short title, insert the following new section:

SEC. \_\_\_\_ . None of the funds made available in this Act may be used for negotiating the participation of additional countries under the visa waiver program described in section 217 of the Immigration and Nationality Act (8 U.S.C. 1187).

At the end of the bill (before the short title), insert the following new section:

LIMITATION ON USE OF FUNDS RELATING TO RESTRICTIONS ON RELATIONS WITH TAIWAN

SEC. 6xx. None of the funds made available in this Act may be used to enforce any of the provisions in the Memorandum to all Department and Agency Executive Secretaries dated, February 2, 2001, and entitled "Guidelines on Relations With Taiwan".

At the end of the bill, before the short title, insert the following new section:

SEC. \_\_\_\_ . None of the funds made available in this Act may be used to carry out the diversity visa program under sections 201(e), 203(c), or 204(a)(1)(I) of the Immigration and Nationality Act (8 U.S.C. 1151(e), 1153(c), and 1154(a)(1)(I)).

At the end of the bill, before the short title, insert the following new section:

SEC. \_\_\_\_ . None of the funds made available in this Act may be expended in violation of section 243(d) of the Immigration and Nationality Act (8 U.S.C. 1253(d)) (relating to discontinuing granting visas to nationals of countries denying or delaying accepting aliens removed from the United States).

At the end of the bill (before the short title), insert the following:

SEC. \_\_\_\_ . None of the funds made available in this Act may be used to purchase light bulbs for operations in the United States unless the light bulbs have the "ENERGY STAR" or "Federal Energy Management Program" designation.

At the end of the bill (before the short title), insert the following:

SEC. \_\_\_\_ . None of the funds made available in this Act under the heading "Economic Support Fund" may be made available for Ethiopia.

At the end of the bill (before the short title), insert the following:

SEC. \_\_\_\_ . None of the funds made available in this Act may be used by the Department of State as a contribution for the United Nations Human Rights Council.

At the end of the bill, before the short title, insert the following new section:

SEC. \_\_\_\_ . None of the funds made available in this Act may be used to provide an immigrant or nonimmigrant visa to a national or citizen of a country with which the United States maintains diplomatic relations and the central government of which has notified the Secretary of State of its refusal to extradite to the United States any individual indicted in the United States for killing a law enforcement officer, as specified in a United States extradition request.

At the end of the bill (before the short title), insert the following:

SEC. \_\_\_\_ . None of the funds made available in this Act may be used for the International Seabed Authority or the Enterprise of the International Seabed Authority.

At the end of the bill (before the short title), insert the following:

SEC. \_\_\_\_ . None of the funds made available in this Act may be used to send or otherwise pay for the attendance of more than 50 employees from a Federal department or agency at any single conference occurring outside the United States.

At the end of the bill (before the short title), insert the following:

PROHIBITION AGAINST ASSISTANCE TO SAUDI ARABIA

SEC. \_\_\_\_ . None of the funds appropriated or otherwise made available pursuant to this Act—

(1) shall be obligated or expended to finance any assistance to Saudi Arabia; or

(2) shall be used to execute a waiver of section 571 or 614 of the Foreign Assistance Act of 1961 (22 U.S.C. 2349aa or 2364) with regard to assistance to Saudi Arabia.

At the end of the bill (before the short title), insert the following:

SEC. \_\_\_\_ . None of the funds made available in this Act may be used to provide direct aid to the Palestinian Authority, except as otherwise provided by existing law.

The bill, as amended, was ordered to be engrossed and read a third time, was read a third time by title.

The question being put,  
Will the House pass said bill?

The SPEAKER pro tempore, Mrs. TAUSCHER, announced that pursuant to clause 10, rule XX the yeas and nays were ordered, and the call was taken by electronic device.

It was decided in the { Yeas ..... 241  
affirmative ..... } Nays ..... 178

187.36

[Roll No. 542]

YEAS—241

Abercrombie	Gillibrand	Murphy, Patrick
Ackerman	Gonzalez	Murtha
Allen	Gordon	Nadler
Altmire	Green, Al	Neal (MA)
Andrews	Green, Gene	Oberstar
Arcuri	Grijalva	Obey
Baca	Gutierrez	Olver
Baird	Hall (NY)	Pallone
Baldwin	Hare	Pascarell
Barrow	Harman	Pastor
Bean	Hastings (FL)	Payne
Becerra	Hersteth Sandlin	Pence
Berkley	Higgins	Perlmutter
Berman	Hill	Pomeroy
Biggert	Hinchey	Porter
Bishop (GA)	Hinojosa	Price (GA)
Bishop (NY)	Hirono	Price (NC)
Blumenauer	Hobson	Pryce (OH)
Bono	Hodes	Ramstad
Boswell	Holden	Reichert
Boucher	Holt	Reyes
Boyd (FL)	Honda	Rodriguez
Boyd (KS)	Hooley	Ross
Brady (PA)	Hoyer	Rothman
Braley (IA)	Inlee	Roybal-Allard
Brown, Corrine	Israel	Ruppersberger
Butterfield	Jackson (IL)	Rush
Capps	Jackson-Lee (TX)	Ryan (OH)
Capuano	Jefferson	Salazar
Cardoza	Johnson, E. B.	Sánchez, Linda T.
Carnahan	Jones (OH)	Sarbanes
Carney	Kagen	Saxton
Carson	Kanjorski	Schakowsky
Castle	Kaptur	Schiff
Castor	Kennedy	Schwartz
Chandler	Kildee	Scott (GA)
Clarke	Kilpatrick	Scott (VA)
Clay	Kind	Serrano
Cleaver	King (NY)	Sestak
Clyburn	Kirk	Shadegg
Cohen	Klein (FL)	Shays
Conyers	Lampson	Shea-Porter
Cooper	Langevin	Sherman
Costa	Lantos	Sires
Costello	Larsen (WA)	Larson (CT)
Courtney	Larson (CT)	LaTourrette
Crowley	Lee	Levin
Cuellar	Levin	Lewis (GA)
Cummings	Lipinski	Lipinski
Davis (AL)	LoBiondo	LoBiondo
Davis (CA)	Loeb	Loeb
Davis (IL)	Loeb	Lofgren, Zoe
Davis, Tom	Loeb	Lowey
DeFazio	Lynch	Lynch
DeGette	Mack	Mack
DeLauro	Mahoney (FL)	Mahoney (FL)
Dent	Maloney (NY)	Maloney (NY)
Dicks	Markey	Markey
Dingell	Matheson	Matheson
Doggett	Matsui	Matsui
Donnelly	McCarthy (NY)	McCarthy (NY)
Doyle	McCollum (MN)	McCollum (MN)
Edwards	McDermott	McDermott
Ehlers	McGovern	McGovern
Ellison	McHugh	McHugh
Ellsworth	McNerney	McNerney
Emanuel	McNulty	McNulty
Emanuel	Meehan	Meehan
Engel	Meek (FL)	Meeks (NY)
English (PA)	Meehan	Melancon
Eshoo	Meek (FL)	Meek (FL)
Etheridge	Meehan	Meehan
Farr	Melancon	Melancon
Fattah	Michaud	Michaud
Ferguson	Miller (NC)	Miller (NC)
Filner	Miller, George	Miller, George
Fossella	Mitchell	Mitchell
Frank (MA)	Moore (KS)	Moore (KS)
Frelinghuysen	Moore (WI)	Moore (WI)
Gerlach	Moran (VA)	Moran (VA)
Giffords	Murphy (CT)	Murphy (CT)
Gilchrest		

NAYS—178

Aderholt	Berry	Boustany
Akin	Bilbray	Brady (TX)
Alexander	Bilirakis	Brown (SC)
Bachmann	Bishop (UT)	Brown-Waite,
Bachus	Blackburn	Ginny
Baker	Blunt	Buchanan
Barrett (SC)	Boehner	Burgess
Bartlett (MD)	Boozman	Burton (IN)
Barton (TX)	Boren	Buyer

Calvert	Johnson (IL)	Putnam
Camp (MI)	Johnson, Sam	Radanovich
Campbell (CA)	Jones (NC)	Rahall
Cannon	Jordan	Regula
Cantor	Keller	Rehberg
Capito	King (IA)	Renzi
Carter	Kingston	Reynolds
Chabot	Kline (MN)	Rogers (AL)
Coble	Knollenberg	Rogers (KY)
Cole (OK)	Kucinich	Rogers (MI)
Conaway	Kuhl (NY)	Rohrabacher
Crenshaw	LaHood	Ros-Lehtinen
Culberson	Lamborn	Roskam
Davis (KY)	Latham	Royce
Davis, David	Lewis (CA)	Ryan (WI)
Davis, Lincoln	Lewis (KY)	Sali
Deal (GA)	Linder	Schmidt
Diaz-Balart, L.	Lucas	Sensenbrenner
Diaz-Balart, M.	Lungren, Daniel	Sessions
Doolittle	E.	Shimkus
Drake	Manzullo	Shuler
Dreier	Marchant	Shuster
Duncan	Marshall	Simpson
Emerson	McCarthy (CA)	Smith (NE)
Everett	McCaul (TX)	Smith (NJ)
Fallin	McCotter	Smith (TX)
Feeney	McCrery	Stark
Flake	McHenry	Stearns
Forbes	McIntyre	Stupak
Fortenberry	McKeon	Tancredo
Fox	McMorris	Taylor
Franks (AZ)	Rodgers	Terry
Gallegly	Mica	Thornberry
Garrett (NJ)	Miller (FL)	Tiahrt
Gillmor	Miller (MI)	Tiberi
Gingrey	Miller, Gary	Turner
Gohmert	Mollohan	Upton
Goode	Moran (KS)	Walberg
Goodlatte	Murphy, Tim	Walden (OR)
Granger	Musgrave	Wamp
Graves	Myrick	Weldon (FL)
Hall (TX)	Neugebauer	Westmoreland
Hastings (WA)	Nunes	Whitfield
Hayes	Paul	Wicker
Heller	Pearce	Wilson (NM)
Hensarling	Peterson (MN)	Wilson (OH)
Herger	Peterson (PA)	Wilson (SC)
Hoekstra	Petri	Wolf
Hulshof	Pickering	Young (AK)
Inglis (SC)	Pitts	Young (FL)
Issa	Platts	
Jindal	Poe	

NOT VOTING—13

Bonner	Hunter	Sanchez, Loretta
Cramer	Johnson (GA)	Sullivan
Cubin	Napolitano	Weiner
Davis, Jo Ann	Ortiz	
Hastert	Rangel	

So the bill was passed.

A motion to reconsider the vote whereby said bill was passed was, by unanimous consent, laid on the table.

*Ordered*, That the Clerk request the concurrence of the Senate in said bill.

¶87.37 BILLS PRESENTED TO THE PRESIDENT

Lorraine C. Miller, Clerk of the House reported that on June 20, 2007, she presented to the President of the United States, for his approval, the following bills.

H.R. 57. An Act to repeal certain sections of the Act of May 26, 1936, pertaining to the Virgin Islands.

H.R. 692. An Act to amend title 4, United States Code, to authorize the Governor of a State, territory, or possession of the United States to order that the National flag be flown at half-staff in that State, territory, or possession in the event of the death of a member of the Armed Forces from that State, territory, or possession who dies while serving on active duty.

¶87.38 LEAVE OF ABSENCE

By unanimous consent, leave of absence was granted—

To Mr. ABERCROMBIE, for today from 2:30 p.m. until 4:30 p.m.;

To Mr. BONNER, for today and June 22;

To Mr. JOHNSON of Georgia, for today after 7:30 p.m.;

To Mrs. NAPOLITANO, for today after 8 p.m.; and

To Mr. SULLIVAN, for today.

And then,

¶87.39 ADJOURNMENT

On motion of Mr. HOYER, at 12 o'clock and 33 minutes a.m. Friday, June 22 (legislative day of June 21), 2007, the House adjourned.

¶87.40 REPORTS OF COMMITTEES ON PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XIII, reports of committees were delivered to the Clerk for printing and reference to the proper calendar, as follows:

Mr. GORDON of Tennessee: Committee on Science and Technology. H.R. 2313. A bill to establish research, development, demonstration, and commercial application programs for marine renewable energy technologies; with an amendment (Rept. 110-202). Referred to the Committee of the Whole House on the state of the Union.

Mr. GORDON of Tennessee: Committee on Science and Technology. H.R. 2304. A bill to direct the Secretary of Energy to conduct a program of research, development, demonstration, and commercial application for geothermal energy, and for other purposes; with an amendment (Rept. 110-203). Referred to the Committee of the Whole House on the state of the Union.

Mr. FRANK: Committee on Financial Services. H.R. 1980. A bill to authorize appropriations for the Housing Assistance Council (Rept. 110-204). Referred to the Committee of the Whole House on the state of the Union.

Mr. FRANK: Committee on Financial Services. H.R. 1982. A bill to authorize appropriations for the rural housing and economic development program of the Department of Housing and Urban Development; with an amendment (Rept. 110-205). Referred to the Committee of the Whole House on the state of the Union.

Mr. FRANK: Committee on Financial Services. H.R. 2139. A bill to modernize the manufactured housing loan insurance program under title I of the National Housing Act; with an amendment (Rept. 110-206). Referred to the Committee of the Whole House on the state of the Union.

¶87.41 PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XII, public bills and resolutions were introduced and severally referred, as follows:

By Mr. DOYLE (for himself and Mr. TERRY):

H.R. 2802. A bill to implement the recommendations of the Federal Communications Commission report to the Congress regarding low-power FM service; to the Committee on Energy and Commerce.

By Ms. VELÁZQUEZ (for herself, Ms. BEAN, Mr. BRALEY of Iowa, and Ms. CLARKE):

H.R. 2803. A bill to amend the Small Business Investment Act of 1958 to establish the Angel Investment Program; to the Committee on Small Business, and in addition to the Committee on Ways and Means, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. ENGEL:

H.R. 2804. A bill to repeal the prohibitions on United States assistance to countries

that are parties to the International Criminal Court; to the Committee on Foreign Affairs.

By Mr. BECERRA (for himself, Mr. CASTLE, Ms. DEGETTE, Mr. KIRK, Mr. SESSIONS, Mr. UPTON, and Ms. CASTOR):

H.R. 2805. A bill to amend title XVIII of the Social Security Act to authorize expansion of the population of Medicare beneficiaries eligible for Medicare coverage of medical nutrition therapy services; to the Committee on Energy and Commerce, and in addition to the Committee on Ways and Means, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. ENGLISH of Pennsylvania (for himself, Mr. MCCOTTER, Mrs. CAPITO, and Mr. GERLACH):

H.R. 2806. A bill to reform the Federal unemployment benefits system, and for other purposes; to the Committee on Ways and Means, and in addition to the Committee on Education and Labor, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. FORBES (for himself and Mr. LIPINSKI):

H.R. 2807. A bill to intensify stem cell research showing evidence of substantial clinical benefit to patients, and for other purposes; to the Committee on Energy and Commerce.

By Mr. HINOJOSA (for himself, Mr. EHLERS, Mr. HOLT, Mr. GUTIERREZ, Mr. ORTIZ, Mr. WEXLER, Mr. LYNCH, Mr. VAN HOLLEN, Mr. DINGELL, Mr. TIERNEY, Mr. MEEHAN, Mr. COHEN, and Mr. HASTINGS of Florida):

H.R. 2808. A bill to amend the Family and Medical Leave Act of 1993 and title 5, United States Code, to allow leave for individuals who provide living organ donations; to the Committee on Education and Labor, and in addition to the Committees on Oversight and Government Reform, and House Administration, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. INSLEE (for himself, Mr. VAN HOLLEN, Mr. LANGEVIN, Mr. HONDA, Mr. SMITH of Washington, Mr. SCHIFF, Mr. DELAHUNT, Mr. ELLISON, Ms. BALDWIN, Mr. HINCHEY, Mr. FATTAH, Mr. ISRAEL, Mr. JEFFERSON, Mr. EMANUEL, Mr. DAVIS of Illinois, Ms. LEE, Mr. SHAYS, and Mr. WEINER):

H.R. 2809. A bill to ensure that the United States leads the world baseline in developing and manufacturing next generation energy technologies, to grow the economy of the United States, to create new highly trained, highly skilled American jobs, to eliminate American overdependence on foreign oil, and to address the threat of global warming; to the Committee on Energy and Commerce, and in addition to the Committees on Rules, Ways and Means, Education and Labor, Foreign Affairs, the Judiciary, Financial Services, Science and Technology, Oversight and Government Reform, Natural Resources, Agriculture, and the Budget, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. JEFFERSON (for himself, Ms. NORTON, Mr. BUTTERFIELD, and Mr. MELANCON):

H.R. 2810. A bill to amend the Internal Revenue Code of 1986 to provide a credit against income tax for biomethane produced from

biomass which is equivalent to the credit allowed for electricity produced from biomass; to the Committee on Ways and Means.

By Mr. JEFFERSON (for himself and Mr. CONYERS):

H.R. 2811. A bill to improve consumer access to passenger vehicle loss data held by insurers; to the Committee on Energy and Commerce, and in addition to the Committee on Financial Services, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. LAMPSON (for himself and Mr. BRADY of Texas):

H.R. 2812. A bill to permit the issuance of tax-exempt bonds for air and water pollution control facilities; to the Committee on Ways and Means.

By Mr. LOBIONDO (for himself and Mr. ANDREWS):

H.R. 2813. A bill to address the risks of exposure of children to mercury from mercury-contaminated industrial sites; to the Committee on Energy and Commerce.

By Mr. MARCHANT:

H.R. 2814. A bill to authorize the Secretary of Energy to provide loan guarantees for 100 percent of the cost of construction of new domestic nuclear power production facilities; to the Committee on Energy and Commerce, and in addition to the Committee on Science and Technology, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. MEEHAN:

H.R. 2815. A bill to expand the boundary of the Minute Man National Historical Park in the Commonwealth of Massachusetts to include Barrett's Farm, and for other purposes; to the Committee on Natural Resources.

By Mr. MEEK of Florida (for himself, Mr. HERGER, Mr. BLUMENAUER, and Mr. ABERCROMBIE):

H.R. 2816. A bill to amend the Internal Revenue Code of 1986 to modify the application of the tonnage tax on vessels operating in the dual United States domestic and foreign trades, and for other purposes; to the Committee on Ways and Means.

By Mr. OBEY (for himself, Ms. DELAURO, Mr. FILNER, Mr. FRANK of Massachusetts, Mr. ISRAEL, Mr. MCGOVERN, Mr. STARK, Mr. UDALL of New Mexico, and Mr. WAXMAN):

H.R. 2817. A bill to amend the Federal Election Campaign Act of 1971 to provide for expenditure limitations and public financing for House of Representatives general elections, and for other purposes; to the Committee on House Administration, and in addition to the Committees on Ways and Means, and Rules, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. PERLMUTTER (for himself, Mr. FILNER, Mr. MICHAUD, Mr. KENNEDY, Mr. SALAZAR, Mr. WEXLER, and Mr. LAMBORN):

H.R. 2818. A bill to amend title 38, United States Code, to provide for the establishment of Epilepsy Centers of Excellence in the Veterans Health Administration of the Department of Veterans Affairs; to the Committee on Veterans' Affairs.

By Mr. RANGEL (for himself, Mrs. EMERSON, Mr. HINCHEY, Mr. TOWNS, Mr. McNULTY, Mr. BOSWELL, Mr. FARR, Mr. MOORE of Kansas, Mr. OBERSTAR, Ms. EDDIE BERNICE JOHNSON of Texas, Ms. CLARKE, Mr. GRIJALVA, Mr. RUSH, Mrs. TAUSCHER, Mr. UDALL of New Mexico, Ms. CARSON, Mr. COHEN, Ms. MCCOLLUM of

Minnesota, Mr. KILDEE, Mr. BLUMENAUER, Mr. DAVIS of Illinois, Mr. TANNER, Mr. GORDON, Mr. MCGOVERN, Mr. SNYDER, Mrs. BIGGERT, Mr. KIND, Mr. STARK, Mr. THOMPSON of California, Mr. ELLISON, Mrs. CAPPS, Mr. WAXMAN, Mr. MORAN of Virginia, Ms. LEE, Ms. WATSON, Mr. SERRANO, Mr. HONDA, Mr. PETERSON of Minnesota, Mr. WELCH of Vermont, and Mr. JEFFERSON):

H.R. 2819. A bill to facilitate the export of United States agricultural products to Cuba as authorized by the Trade Sanctions Reform and Export Enhancement Act of 2000, to remove impediments to the export to Cuba of medical devices and medicines, to allow travel to Cuba by United States legal residents, to establish an agricultural export promotion program with respect to Cuba, and for other purposes; to the Committee on Foreign Affairs, and in addition to the Committees on Ways and Means, the Judiciary, Agriculture, and Financial Services, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. ROSS:

H.R. 2820. A bill to require health insurance coverage for certain reconstructive surgery; to the Committee on Energy and Commerce, and in addition to the Committee on Education and Labor, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. ROSS (for himself, Mrs. CUBIN, and Mr. BOREN):

H.R. 2821. A bill to amend section 122 of title 17, United States Code, and the Communications Act of 1934 to permit satellite carriers and cable operators to retransmit the signals of local television broadcast stations to their adjacent markets, and for other purposes; to the Committee on the Judiciary, and in addition to the Committee on Energy and Commerce, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. SESTAK:

H.R. 2822. A bill to establish an Independent Ethics Commission within the House of Representatives composed of former Federal judges; to the Committee on House Administration, and in addition to the Committee on Rules, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. STARK:

H.R. 2823. A bill to amend the Internal Revenue Code of 1986 to deny any deduction for direct-to-consumer advertisements of prescription drugs that fail to provide certain information or to present information in a balanced manner, to amend the Federal Food, Drug, and Cosmetic Act to require reports regarding such advertisements, and to amend such Code to deny any deduction for direct-to-consumer advertisements of qualified prescription drugs for a two-year period; to the Committee on Ways and Means, and in addition to the Committee on Energy and Commerce, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Ms. WATSON (for herself, Ms. NORTON, Mr. CUMMINGS, Mrs. CHRISTENSEN, Mr. BUTTERFIELD, Mr. CONYERS, Mr. CLAY, Ms. LEE, Mr. TOWNS, Mr. AL GREEN of Texas, Mr. FATTAH, and Mr. FALCOMA VAGA):

H.R. 2824. A bill to sever United States' government relations with the Cherokee Nation of Oklahoma until such time as the Cherokee Nation of Oklahoma restores full tribal citizenship to the Cherokee Freedmen disenfranchised in the March 3, 2007, Cherokee Nation vote and fulfills all its treaty obligations with the Government of the United States, and for other purposes; to the Committee on Natural Resources, and in addition to the Committee on the Judiciary, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. WELLES (for himself, Mr. RUSH, Mr. JACKSON of Illinois, Mr. LIPINSKI, Mr. GUTIERREZ, Mr. EMANUEL, Mr. ROSKAM, Mr. DAVIS of Illinois, Ms. BEAN, Ms. SCHAKOWSKY, Mr. KIRK, Mr. COSTELLO, Mrs. BIGGERT, Mr. HASTERT, Mr. JOHNSON of Illinois, Mr. MANZULLO, Mr. HARE, Mr. LAHOOD, and Mr. SHIMKUS):

H.R. 2825. A bill to designate the facility of the United States Postal Service located at 326 South Main Street in Princeton, Illinois, as the "Owen Lovejoy Princeton Post Office Building"; to the Committee on Oversight and Government Reform.

By Mr. BROWN of South Carolina (for himself, Mr. CLYBURN, Mr. PASCRELL, Mr. WILSON of South Carolina, Mr. INGLIS of South Carolina, Mr. BARRETT of South Carolina, and Mr. SPRATT):

H. Con. Res. 172. Concurrent resolution honoring the life of each of the 9 fallen City of Charleston firefighters who lost their lives in Charleston, South Carolina, on June 18, 2007; to the Committee on Oversight and Government Reform.

By Mrs. JONES of Ohio (for herself and Mrs. CHRISTENSEN):

H. Con. Res. 173. Concurrent resolution supporting the goals and ideals of the First Summit of Caribbean Ministers of Health; to the Committee on Foreign Affairs.

By Mr. SAXTON:

H. Res. 508. A resolution recognizing the strong security alliance between the Government of Japan and the United States and expressing appreciation to Japan for its role in enhancing stability in the Asia-Pacific region and its efforts in the global war against terrorism; to the Committee on Foreign Affairs.

By Mrs. DAVIS of California (for herself, Mrs. BOYDA of Kansas, Ms. CARSON, Mr. BACHUS, Mr. BILBRAY, Mr. BROWN of South Carolina, Mr. CROWLEY, Mr. AL GREEN of Texas, Mr. ORTIZ, Mr. BISHOP of Georgia, Ms. BORDALLO, Mr. CLAY, Mr. COBLE, Mr. DUNCAN, Mr. FILNER, Mr. GINGREY, Mr. HIGGINS, Mr. HINCHEY, Mr. SAM JOHNSON of Texas, Mr. KENNEDY, Mrs. MALONEY of New York, Mr. MEEKS of New York, Ms. NORTON, Mr. SERRANO, and Mr. SNYDER):

H. Res. 509. A resolution supporting the goals and ideals of National Zoo Keeper Week, and for other purposes; to the Committee on Natural Resources, and in addition to the Committee on Agriculture, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

#### 187.42 MEMORIALS

Under clause 3 of rule XII,

85. The SPEAKER presented a memorial of the Senate of the State of Oregon, relative to Senate Memorial 1 urging the Congress of the United States to exercise its appropriate constitutional authority to oppose the administration's escalation of United States

forces in Iraq; jointly to the Committees on Armed Services and Veterans' Affairs.

187.43 ADDITIONAL SPONSORS

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

- H.R. 156: Mr. HARE and Mr. MCNERNEY.
- H.R. 180: Mrs. NAPOLITANO.
- H.R. 181: Mr. MCNERNEY.
- H.R. 207: Ms. ZOE LOFGREN of California.
- H.R. 216: Mr. RANGEL.
- H.R. 217: Mr. RANGEL.
- H.R. 243: Mr. LAHOOD.
- H.R. 245: Mr. MCINTYRE.
- H.R. 281: Mr. PRICE of North Carolina.
- H.R. 303: Ms. DELAULO and Mr. WILSON of Ohio.
- H.R. 315: Mr. HENSARLING.
- H.R. 601: Mr. HOLDEN.
- H.R. 748: Mr. LEWIS of Georgia, Mr. BARTLETT of Maryland, Mr. CUMMINGS, Mr. PERLMUTTER, and Mr. ELLISON.
- H.R. 760: Mr. SARBANES.
- H.R. 767: Ms. HERSETH SANDLIN.
- H.R. 777: Mr. DELAHUNT.
- H.R. 809: Mr. MOLLLOHAN and Mr. PAYNE.
- H.R. 810: Mr. PAYNE.
- H.R. 840: Mr. FILNER and Mr. HARE.
- H.R. 864: Mrs. WILSON of New Mexico, Mr. MOORE of Kansas, and Mr. BOYD of Florida.
- H.R. 876: Mrs. BOYDA of Kansas.
- H.R. 900: Mr. MOORE of Kansas.
- H.R. 1000: Mr. NADLER, Mr. COSTELLO, Mr. BOSWELL, Mr. YOUNG of Alaska, Ms. CORRINE BROWN of Florida, Ms. EDDIE BERNICE JOHNSON of Texas, Ms. CARSON, Mr. KAGEN, Mr. TAYLOR, Mr. COHEN, Mr. HALL of New York, Mr. CARNEY, Mr. MITCHELL, Mr. ARCURI, Mr. SHULER, Mr. BAKER, Mr. PETRI, Mr. PLATTS, Mr. CUMMINGS, Mr. BAIRD, Mr. BISHOP of New York, Mr. ALTMIRE, Mr. SHUSTER, Mr. BROWN of South Carolina, Mrs. TAUSCHER, Mr. HOLDEN, Mr. MICHAUD, Ms. HIRONO, Ms. MATSUI, Mr. LIPINSKI, Mrs. NAPOLITANO, Mr. SALAZAR, Mr. BOUSTANY, Mrs. MILLER of Michigan, Ms. FALLIN, Mr. BUCHANAN, Mr. MACK, Mr. DENT, Mr. GERLACH, Mrs. CAPITO, Mr. BOOZMAN, Mr. CARNAHAN, Mr. EHLERS, Mr. SPACE, Mr. WALZ of Minnesota, Mr. HIGGINS, and Mr. LATOURETTE.
- H.R. 1091: Mr. BOYD of Florida.
- H.R. 1102: Mr. YOUNG of Alaska, Mr. GONZALEZ, and Ms. EDDIE BERNICE JOHNSON of Texas.
- H.R. 1108: Mr. RYAN of Ohio.
- H.R. 1110: Mr. MCCAUL of Texas, Mr. KELLER, Mr. ORTIZ, Mr. LOEBSACK, Mr. TAYLOR, Mr. WALZ of Minnesota, Mr. CONYERS, and Mr. WILSON of Ohio.
- H.R. 1125: Mr. LAHOOD, Ms. JACKSON-LEE of Texas, Mr. SHMKUS, and Mr. MEEK of Florida.
- H.R. 1127: Mr. RYAN of Wisconsin.
- H.R. 1176: Mr. RANGEL.
- H.R. 1239: Ms. KILPATRICK.
- H.R. 1380: Mr. MCNERNEY.
- H.R. 1399: Mr. LINDER, Mr. ALEXANDER, Mr. GRAVES, Mr. GERLACH, Mr. DENT, Mr. GILLMOR, Mr. KINGSTON, Mr. LEWIS of California, Mr. LEWIS of Kentucky, Mr. ROYCE, and Mr. WALZ of Minnesota.
- H.R. 1416: Mr. BOSWELL.
- H.R. 1418: Mr. RYAN of Ohio, Mr. FILNER, Mr. TERRY, and Mr. SESTAK.
- H.R. 1437: Mr. REHBERG.
- H.R. 1459: Mr. LARSON of Connecticut.
- H.R. 1567: Mr. PRICE of North Carolina, Mr. DOYLE, and Mr. DELAHUNT.
- H.R. 1576: Mr. LARSON of Connecticut.
- H.R. 1614: Mr. BLUMENAUER, Ms. SLAUGHTER, and Mr. DEFAZIO.
- H.R. 1646: Mr. HOLT.
- H.R. 1647: Mr. UPTON.
- H.R. 1650: Mr. KIND and Mr. INGLIS of South Carolina.
- H.R. 1667: Mr. MCGOVERN.

- H.R. 1671: Ms. ZOE LOFGREN of California and Mr. MCNULTY.
- H.R. 1687: Mr. PICKERING.
- H.R. 1693: Mrs. CHRISTENSEN.
- H.R. 1707: Mr. BRALEY of Iowa and Mr. WALZ of Minnesota.
- H.R. 1709: Mr. BOYD of Florida.
- H.R. 1732: Mr. DAVIS of Illinois.
- H.R. 1738: Mr. BRADY of Pennsylvania and Mr. SOUDER.
- H.R. 1754: Ms. GIFFORDS and .
- H.R. 1759: Mr. BERMAN, Mr. BOUCHER, and Mr. WEXLER.
- H.R. 1767: Mr. BERRY.
- H.R. 1818: Mr. GOODE.
- H.R. 1845: Mr. BISHOP of Utah and Mr. BOREN.
- H.R. 1866: Mr. LAMPSON, Mr. KUHL of New York, and Mr. HARE.
- H.R. 1915: Mr. EHLERS.
- H.R. 1937: Mr. MANZULLO, Mr. COHEN, Ms. HOOLEY, Mr. CALVERT, Mr. TERRY, Mr. BROWN of South Carolina, Mr. GALLEGLY, Mr. YOUNG of Alaska, and Mr. SESSIONS.
- H.R. 1938: Mr. HARE.
- H.R. 1964: Ms. GIFFORDS and Mrs. NAPOLITANO.
- H.R. 1975: Mr. MCNULTY and Mr. BRADY of Pennsylvania.
- H.R. 1992: Mr. MURTHA, Mr. KUCINICH, and Mr. CONYERS.
- H.R. 2045: Mr. HINOJOSA, Mr. BRADY of Pennsylvania, Mr. PASTOR, Mr. ROTHMAN, and Mr. OLVER.
- H.R. 2053: Mr. PICKERING, Ms. ESHOO, and Mr. SAXTON.
- H.R. 2065: Mr. MORAN of Virginia.
- H.R. 2105: Mr. GENE GREEN of Texas.
- H.R. 2106: Mr. POE, Mr. PAUL, Mrs. MYRICK, and Mr. PATRICK MURPHY of Pennsylvania.
- H.R. 2142: Mr. HOLT.
- H.R. 2163: Mr. SHUSTER.
- H.R. 2164: Ms. DEGETTE.
- H.R. 2165: Mr. BRALEY of Iowa.
- H.R. 2166: Mrs. BOYDA of Kansas.
- H.R. 2172: Mr. FILNER.
- H.R. 2210: Mr. BISHOP of Georgia, Mr. MORAN of Virginia, Ms. SHEA-PORTER, and Mr. BRADY of Pennsylvania.
- H.R. 2211: Mr. DEFAZIO, Mr. DINGELL, and Mr. ELLISON.
- H.R. 2265: Mr. LARSON of Connecticut, Mr. POMEROY, Mr. CAPUANO, Mr. LARSEN of Washington, and Mr. LANTOS.
- H.R. 2266: Mr. BRALEY of Iowa and Ms. HERSETH SANDLIN.
- H.R. 2286: Ms. JACKSON-LEE of Texas.
- H.R. 2295: Ms. DEGETTE, Ms. HARMAN, Mr. HILL, Ms. BERKLEY, and Mr. BOUCHER.
- H.R. 2304: Mr. WALDEN of Oregon.
- H.R. 2305: Mr. HERGER.
- H.R. 2319: Mr. PLATTS.
- H.R. 2398: Mrs. BOYDA of Kansas and Mr. COSTA.
- H.R. 2405: Mr. SHERMAN and Ms. JACKSON-LEE of Texas.
- H.R. 2421: Mr. CLYBURN.
- H.R. 2443: Mr. MCNERNEY, Mr. CLEAVER, and Ms. EDDIE BERNICE JOHNSON of Texas.
- H.R. 2461: Ms. DEGETTE.
- H.R. 2493: Mr. KLINE of Minnesota.
- H.R. 2499: Mr. COHEN.
- H.R. 2508: Mr. COSTELLO.
- H.R. 2518: Mr. DAVIS of Illinois and Mr. SHMKUS.
- H.R. 2537: Mr. MCINTYRE.
- H.R. 2566: Mr. CUMMINGS.
- H.R. 2567: Mr. SOUDER.
- H.R. 2583: Mr. GINGREY.
- H.R. 2593: Mr. REYES.
- H.R. 2596: Mr. BERMAN.
- H.R. 2625: Mr. MICHAUD.
- H.R. 2627: Mr. PASCRELL and Mr. HOLT.
- H.R. 2630: Mr. MITCHELL.
- H.R. 2660: Mr. BRALEY of Iowa, Ms. CARSON, Mr. COHEN, Mr. FRANK of Massachusetts, Ms. JACKSON-LEE of Texas, and Mr. RUSH.
- H.R. 2662: Mr. GERLACH.
- H.R. 2677: Mr. OLVER, Mr. WHITFIELD, and Mr. ROTHMAN.

- H.R. 2715: Mr. SMITH of Washington and Mr. PALLONE.
- H.R. 2723: Mr. MCNULTY, Mr. DAVIS of Illinois, and Mr. JEFFERSON.
- H.R. 2725: Mr. DAVIS of Illinois.
- H.R. 2727: Mr. BOREN.
- H.R. 2746: Mr. GRIJALVA, Mr. MCNULTY, and Mr. DAVIS of Illinois.
- H.R. 2750: Mr. KIND, Mr. ALLEN, Mr. BISHOP of Georgia, Ms. CORRINE BROWN of Florida, Mr. CROWLEY, Mr. DAVIS of Illinois, Mr. GUTIERREZ, Mr. HASTINGS of Florida, Ms. HIRONO, Mr. HOYER, Mrs. JONES of Ohio, Ms. KAPTUR, Mr. LARSON of Connecticut, Mr. MCGOVERN, Mr. MELANCON, Mr. SARBANES, and Ms. WATSON.
- H.R. 2762: Ms. JACKSON-LEE of Texas, Mr. HINOJOSA, Mr. MCHUGH, Ms. NORTON, Mr. PICKERING, Mr. MCNULTY, Mr. BOSWELL, Mr. DICKS, Mr. TIBERI, Mr. VAN HOLLEN, Mr. YARMUTH, Ms. BERKLEY, Mr. BERMAN, Mr. DAVIS of Illinois, Mr. JEFFERSON, Mr. PASTOR, and Ms. ZOE LOFGREN of California.
- H.R. 2765: Mr. DENT.
- H.R. 2772: Mr. GOHMERT.
- H.R. 2784: Mr. BROWN of South Carolina.
- H.R. 2787: Mr. BACHUS.
- H. Con. Res. 48: Mr. PLATTS.
- H. Con. Res. 104: Mr. MORAN of Virginia.
- H. Con. Res. 162: Mr. MCINTYRE.
- H. Con. Res. 169: Ms. NORTON, Mr. BUTTERFIELD, and Mrs. CHRISTENSEN.
- H. Res. 106: Mr. MEEK of Florida, Mr. MITCHELL, and Ms. BORDALLO.
- H. Res. 121: Ms. SUTTON, Mr. REICHERT, and Mr. LANTOS.
- H. Res. 143: Mr. MOORE of Kansas and Ms. LEE.
- H. Res. 186: Mr. CUMMINGS, Mr. SCOTT of Virginia, and Mr. GALLEGLY.
- H. Res. 257: Ms. SCHAKOWSKY, Mr. MARSHALL, and Mr. FERGUSON.
- H. Res. 339: Mr. CONAWAY.
- H. Res. 353: Mr. RUPPERSBERGER, Mr. THOMPSON of Mississippi, Mr. CONYERS, Mr. SESTAK, Ms. JACKSON-LEE of Texas, Mr. FATTAH, Mr. ELLISON, Ms. MOORE of Wisconsin, Mr. RUSH, Mr. AL GREEN of Texas, Mr. SCOTT of Georgia, and Mrs. JONES of Ohio.
- H. Res. 389: Mr. CONYERS and Ms. LEE.
- H. Res. 427: Mr. DEFAZIO, Mr. SMITH of New Jersey, Mr. MCNULTY, Mrs. MALONEY of New York, Mr. GEORGE MILLER of California, Mr. FARR, and Ms. BERKLEY.
- H. Res. 470: Mr. BURTON of Indiana, Mr. SESSIONS, Mr. REYES, Mr. MCNULTY, Ms. BORDALLO, and Mr. KENNEDY.
- H. Res. 477: Mr. SOUDER, Mr. SKELTON, and Ms. BORDALLO.
- H. Res. 482: Mr. CROWLEY, Mr. CAPUANO, Mr. MORAN of Virginia, Mr. BROWN of South Carolina, Mr. HINCHEY, Mr. ENGEL, and Mr. HASTINGS of Florida.
- H. Res. 494: Mr. RAHALL and Ms. MOORE of Wisconsin.
- H. Res. 501: Mr. DAVIS of Illinois, Mr. MCCOTTER, Ms. GRANGER, Mr. SMITH of Texas, Mr. GOODE, Mr. MCCARTHY of California, Ms. JACKSON-LEE of Texas, and Mr. FLAKE.
- H. Res. 504: Mr. SMITH of Washington and Mr. TAYLOR.

187.44 PETITIONS

Under clause 3 of rule XII, petitions and papers were laid on the clerk's desk and referred as follows:

- 81. The SPEAKER presented a petition of the Board of County Commissioners of Miami-Dade County, Florida, relative to Resolution No. 482-07 urging the Florida Legislature to pass legislation that protects the identities of people who report elder abuse or neglect; to the Committee on Education and Labor.
- 82. Also, a petition of the Board of County Commissioners of Miami-Dade County, Florida, relative to Resolution No. R-483-07 urging the Florida Legislature to designate NW



135th Street from NW 7th Avenue to NW 27th Avenue as Bishop Victor Tyrone Curry Boulevard; to the Committee on Oversight and Government Reform.

83. Also, a petition of the Washington State Democrats, relative to Resolution No. 329 calling on the House of Representatives to start the process of investigation for the purposes of determining the articles of impeachment that are justified by the acts of George W. Bush as President of the United States and also as Commander-in-Chief of the Armed Forces and the same process be instituted in regard to Vice President Richard Cheney; to the Committee on the Judiciary.

84. Also, a petition of the Wisconsin Broadcasters Association, relative to a Resolution opposing the proposed merger of the only two satellite radion companies, XM and Sirius; jointly to the Committees on Energy and Commerce and the Judiciary.

85. Also, a petition of the Nebraska Broadcasters Association, relative to a Resolution opposing the proposed merger of the only two satellite radio companies, XM and Sirius; jointly to the Committees on Energy and Commerce and the Judiciary.

86. Also, a petition of the Kansas Broadcasters Association, relative to a Resolution opposing the proposed merger of the only two satellite radio companies in the country, XM and Sirius; jointly to the Committees on Energy and Commerce and the Judiciary.

87. Also, a petition of the City Council of Carson, California, relative to Resolution No. 07-020 supporting an increase in the federal budget for low income home energy assistance; jointly to the Committees on Energy and Commerce and Education and Labor.

88. Also, a petition of the City Commission of Hallandale Beach, Florida, relative to Resolution No. 2007-22 supporting S. 1115 aimed at improving energy efficiency and reducing green house emissions; jointly to the Committees on Energy and Commerce, Transportation and Infrastructure, Science and Technology, and Oversight and Government Reform.

**FRIDAY, JUNE 22, 2007 (88)**

**¶88.1 APPOINTMENT OF SPEAKER PRO TEMPORE**

The House was called to order by the SPEAKER pro tempore, Mrs. TAUSCHER, who laid before the House the following communication:

WASHINGTON, DC,  
June 22, 2007.

I hereby appoint the Honorable ELLEN O. TAUSCHER to act as Speaker pro tempore on this day.

NANCY PELOSI,  
*Speaker of the House of Representatives.*

**¶88.2 APPROVAL OF THE JOURNAL**

The SPEAKER pro tempore, Mrs. TAUSCHER, announced she had examined and approved the Journal of the proceedings of Thursday, June 21, 2007.

**¶88.3 COMMUNICATIONS**

Executive and other communications, pursuant to clause 8, rule XII, were referred as follows:

2284. A letter from the Counsel for Legislation and Regulations, Department of Housing and Urban Development, transmitting the Department's final rule — Self-Insurance Plans Under the Indian Housing Block Grant Program [Docket No. FR-4897-F-02] (RIN: 2577-AC58) received June 13, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Financial Services.

2285. A letter from the Attorney, Office of Assistant General Counsel for Legislation and Regulatory Law, Department of Energy, transmitting the Department's final rule — Procedural Rules for DOE Nuclear Activities and Occupational Radiation Protection [Docket No. EH-RM-02-835] (RIN: 1901-AA95) received June 11, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

2286. A letter from the Secretary, Department of Energy, transmitting the Department's request regarding the use of appropriated funds for the implementation of Section 1221(a) of the Energy Policy Act of 2005; to the Committee on Energy and Commerce.

2287. A letter from the Chief, Regulations and Administrative Law, Department of Homeland Security, transmitting the Department's final rule — Safety Zone; Great Lakes Naval Training Center Harbor, North Chicago, IL [CGD09-07-012] (RIN: 1625-AA00) received June 13, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

2288. A letter from the Chief, Regulations and Administrative Law, Department of Homeland Security, transmitting the Department's final rule — Safety Zone, Kenosha Harbor, Kenosha, WI. [CGD09-07-013] (RIN: 1625-AA00) received June 13, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

2289. A letter from the Chief, Regulations and Administrative Law, Department of Homeland Security, transmitting the Department's final rule — Safety Zone; Fireworks Display, Patuxent River, Calvert County, MD [CGD05-07-037] (RIN: 1625-AA00) received June 13, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

2290. A letter from the Chief, Regulations and Administrative Law, Department of Homeland Security, transmitting the Department's final rule — Safety Zone; Baileys Harbor Fireworks, Baileys Harbor, Baileys Harbor, WI. [CGD09-07-014] (RIN: 1625-AA00) received June 13, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

2291. A letter from the Chief, Regulations and Administrative Law, Department of Homeland Security, transmitting the Department's final rule — Safety Zone, Kenosha Harbor, Kenosha, WI. [CGD09-07-003] (RIN: 1625-AA00) received June 13, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

2292. A letter from the Assistant Secretary, Office of Legislative Affairs, Department of Homeland Security, transmitting the Department's report regarding its efforts in the area of transportation security for the calendar year 2006, pursuant to 49 U.S.C. 44938; to the Committee on Homeland Security.

2293. A letter from the Director of Defense Research and Engineering, Department of Defense, transmitting a joint report setting forth recommendations regarding cooperative activities in areas of mutual interest related to research, development, and test and evaluation, pursuant to Public Law 109-163, section 259; jointly to the Committees on Armed Services and Science and Technology.

2294. A letter from the Secretary, Department of Homeland Security, transmitting a report of the Department's Office of Civil Rights and Civil Liberties, pursuant to 6 U.S.C. 345; jointly to the Committees on Homeland Security and the Judiciary.

**¶88.4 PROVIDING FOR CONSIDERATION OF H.R. 2771**

Mr. CARDOZA, by direction of the Committee on Rules, called up the following resolution (H. Res. 502):

*Resolved*, That at any time after the adoption of this resolution the Speaker may, pursuant to clause 2(b) of rule XVIII, declare the House resolved into the Committee of the Whole House on the state of the Union for consideration of the bill (H.R. 2771) making appropriations for the Legislative Branch for the fiscal year ending September 30, 2008, and for other purposes. The first reading of the bill shall be dispensed with. All points of order against consideration of the bill are waived except those arising under clause 9 or 10 of rule XXI. General debate shall be confined to the bill and shall not exceed one hour equally divided and controlled by the chairman and ranking minority member of the Committee on Appropriations. After general debate the bill shall be considered for amendment under the five-minute rule. The bill shall be considered as read. All points of order against provisions in the bill for failure to comply with clause 2 of rule XXI are waived. Notwithstanding clause 11 of rule XVIII, no amendment to the bill shall be in order except those printed in the report of the Committee on Rules accompanying this resolution. Each such amendment may be offered only in the order printed in the report, may be offered only by a Member designated in the report, shall be considered as read, shall be debatable for the time specified in the report equally divided and controlled by the proponent and an opponent, shall not be subject to amendment, and shall not be subject to a demand for division of the question in the House or in the Committee of the Whole. All points of order against such amendments are waived except those arising under clause 9 or 10 of rule XXI. At the conclusion of consideration of the bill for amendment the Committee shall rise and report the bill to the House with such amendments as may have been adopted. The previous question shall be considered as ordered on the bill and amendments thereto to final passage without intervening motion except one motion to recommit with or without instructions.

SEC. 2. During consideration in the House of H.R. 2771 pursuant to this resolution, notwithstanding the operation of the previous question, the Chair may postpone further consideration of the bill to such time as may be designated by the Speaker.

When said resolution was considered. After debate,

Mr. CARDOZA moved the previous question on the resolution to its adoption or rejection.

The question being put, *viva voce*,

Will the House now order the previous question?

The SPEAKER pro tempore, Mrs. TAUSCHER, announced that the yeas had it.

Mr. SESSIONS demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The vote was taken by electronic device.

It was decided in the { Yeas ..... 217  
affirmative ..... } Nays ..... 179

**¶88.5 [Roll No. 543]**

**YEAS—217**

Abercrombie	Bean	Boswell
Ackerman	Becerra	Boyd (FL)
Allan	Berkley	Boyda (KS)
Altmire	Berman	Brady (PA)
Andrews	Berry	Braley (IA)
Arcuri	Bishop (GA)	Brown, Corrine
Baca	Bishop (NY)	Butterfield
Baird	Blumenauer	Capps
Baldwin	Boren	Capuano

Cardoza Jackson (IL)  
 Carnahan Jackson-Lee  
 Carney (TX)  
 Carson Jefferson  
 Castor Johnson, E. B.  
 Chandler Jones (OH)  
 Clarke Kagen  
 Clay Kanjorski  
 Cleaver Kaptur  
 Cohen Kennedy  
 Conyers Kildee  
 Cooper Kilpatrick  
 Costa Kind  
 Costello Klein (FL)  
 Courtney Kucinich  
 Crowley Lampson  
 Cuellar Langevin  
 Cummings Lantos  
 Davis (AL) Larsen (WA)  
 Davis (CA) Larson (CT)  
 Davis (IL) Lee  
 Davis, Lincoln Levin  
 DeFazio Lewis (GA)  
 DeGette Lipinski  
 Delahunt Loeb sack  
 DeLauro Lofgren, Zoe  
 Dicks Lowey  
 Dingell Lynch  
 Doggett Mahoney (FL)  
 Donnelly Maloney (NY)  
 Doyle Marchant  
 Edwards Markey  
 Ellison Marshall  
 Ellsworth Matheson  
 Emanuel Matsui  
 Engel McCarthy (NY)  
 Eshoo McCollum (MN)  
 Etheridge McDermott  
 Farr McIntyre  
 Fattah McNeerney  
 Filner McNulty  
 Frank (MA) Meehan  
 Giffords Meek (FL)  
 Gonzalez Meeks (NY)  
 Gordon Melancon  
 Green, Al Michaud  
 Green, Gene Miller (NC)  
 Grijalva Udall (CO)  
 Gutierrez Udall (NM)  
 Hall (NY) Mitchell  
 Hare Mollohan  
 Harman Moore (KS)  
 Herseth Sandlin Moran (VA)  
 Higgins Murphy (CT)  
 Hill Murphy, Patrick  
 Hinchey Murtha  
 Hinojosa Nadler  
 Hirono Neal (MA)  
 Hodes Obey  
 Holden Oliver  
 Holt Pallone  
 Honda Pascrell  
 Hooley Pastor  
 Hoyer Payne  
 Inslee Perlmutter  
 Peterson (MN)

Linder  
 LoBiondo  
 Lucas  
 Lungren, Daniel  
 E.  
 Mack  
 Manzullo  
 McCarthy (CA)  
 McCaul (TX)  
 McCotter  
 McCreery  
 McHugh  
 McKeon  
 McMorris  
 Rodgers  
 Mica  
 Miller (FL)  
 Miller (MI)  
 Miller, Gary  
 Murphy, Tim  
 Musgrave  
 Myrick  
 Neugebauer  
 Pearce  
 Pence  
 Peterson (PA)  
 Petri  
 Pickering

Pitts  
 Poe  
 Porter  
 Price (GA)  
 Pryce (OH)  
 Putnam  
 Radanovich  
 Ramstad  
 Regula  
 Rehberg  
 Reichert  
 Renzi  
 Reynolds  
 Rogers (AL)  
 Rogers (KY)  
 Rogers (MI)  
 Rohrabacher  
 Ros-Lehtinen  
 Roskam  
 Royce  
 Ryan (WI)  
 Sali  
 Saxton  
 Schmidt  
 Sensenbrenner  
 Sessions  
 Shadegg  
 Shays

NOT VOTING—36

Baker  
 Barton (TX)  
 Bonner  
 Boucher  
 Brown (SC)  
 Brown-Waite,  
 Ginny  
 Carter  
 Clyburn  
 Cramer  
 Cubin  
 Davis, Jo Ann  
 Doolittle

Shimkus  
 Shuster  
 Simpson  
 Smith (NE)  
 Smith (NJ)  
 Smith (TX)  
 Souder  
 Stearns  
 Terry  
 Thornberry  
 Tiahrt  
 Tiberi  
 Turner  
 Upton  
 Walberg  
 Walden (OR)  
 Walsh (NY)  
 Wamp  
 Weller  
 Westmoreland  
 Whitfield  
 Wicker  
 Wilson (NM)  
 Wilson (SC)  
 Wolf  
 Young (FL)

So the previous question on the resolution was ordered.

The question being put, viva voce, Will the House agree to said resolution?

The SPEAKER pro tempore, Mrs. TAUSCHER, announced that the yeas had it.

Mr. SESSIONS demanded a recorded vote on agreeing to said resolution, which demand was supported by one-fifth of a quorum, so a recorded vote was ordered.

The vote was taken by electronic device.

It was decided in the affirmative { Yeas ..... 222 Nays ..... 179

NOES—179

Aderholt  
 Akin  
 Alexander  
 Bachmann  
 Bachus  
 Barrett (SC)  
 Barrow  
 Bartlett (MD)  
 Biggert  
 Bilbray  
 Bilirakis  
 Bishop (UT)  
 Blackburn  
 Blunt  
 Boehner  
 Bono  
 Boozman  
 Boustany  
 Brady (TX)  
 Buchanan  
 Burgess  
 Burton (IN)  
 Buyer  
 Calvert  
 Camp (MI)  
 Campbell (CA)  
 Cannon  
 Cantor  
 Capito  
 Castle  
 Chabot  
 Coble  
 Cole (OK)  
 Fossella  
 Foxx  
 Franks (AZ)  
 Frelinghuysen  
 Gallegly  
 Garrett (NJ)  
 Gerlach  
 Gilchrest  
 Gillmor  
 Gingrey  
 Gohmert  
 Goode  
 Goodlatte  
 Granger  
 Graves  
 Hall (TX)  
 Hastings (WA)  
 Heller  
 Hensarling  
 Herger  
 Hobson  
 Hoeckstra  
 Hulshof  
 Inglis (SC)  
 Issa  
 Jindal  
 Johnson (IL)  
 Johnson, Sam  
 Jones (NC)  
 Jordan  
 Keller  
 King (IA)  
 King (NY)  
 Kingston  
 Kirk  
 Kline (MN)  
 Knollenberg  
 Kuhl (NY)  
 Lamborn  
 Latham  
 LaTourette  
 Lewis (CA)  
 Lewis (KY)  
 Linder  
 LoBiondo  
 Lucas  
 Emerson  
 English (PA)  
 Fallon  
 Feeney  
 Ferguson  
 Flake  
 Forbes  
 Fortenberry  
 Fossella  
 Foxx  
 Franks (AZ)  
 Frelinghuysen  
 Gallegly  
 Garrett (NJ)  
 Gerlach  
 Gilchrest  
 Gillmor  
 Gingrey  
 Gohmert

NAYS—179

Conaway  
 Crenshaw  
 Culberson  
 Davis (KY)  
 Davis, David  
 Davis, Tom  
 Deal (GA)  
 Dent  
 Diaz-Balart, L.  
 Diaz-Balart, M.  
 Drake  
 Dreier  
 Duncan  
 Blackburn  
 Blunt  
 Boehner  
 Bono  
 Boozman  
 Boustany  
 Brady (TX)  
 Buchanan  
 Burgess  
 Burton (IN)  
 Buyer  
 Calvert  
 Camp (MI)  
 Campbell (CA)  
 Cannon  
 Cantor  
 Capito  
 Castle  
 Chabot  
 Coble  
 Cole (OK)  
 Goode  
 Goodlatte  
 Granger  
 Graves  
 Hall (TX)  
 Hastings (WA)  
 Hayes  
 Heller  
 Hensarling  
 Herger  
 Hobson  
 Hoeckstra  
 Hulshof  
 Inglis (SC)  
 Issa  
 Jindal  
 Johnson (IL)  
 Johnson, Sam  
 Jones (NC)  
 Jordan  
 Keller  
 King (IA)  
 King (NY)  
 Kingston  
 Kirk  
 Kline (MN)  
 Knollenberg  
 Kuhl (NY)  
 Lamborn  
 Latham  
 LaTourette  
 Lewis (CA)  
 Lewis (KY)

188.6 [Roll No. 544] AYES—222

Abercrombie  
 Ackerman  
 Allen  
 Altmire  
 Andrews  
 Arcuri  
 Baca  
 Baird  
 Baldwin  
 Barrow  
 Bean  
 Becerra  
 Berkeley  
 Berman  
 Berry  
 Bishop (GA)  
 Bishop (NY)  
 Blumenauer  
 Boren  
 Boswell  
 Boyd (FL)  
 Boyda (KS)  
 Brady (PA)  
 Braley (IA)  
 Brown, Corrine  
 Butterfield  
 Capps  
 Capuano  
 Cardoza  
 Carnahan  
 Carney  
 Carson  
 Castor  
 Chandler  
 Clarke  
 Clay  
 Cleaver  
 Clyburn  
 Cohen  
 Conyers  
 Cooper  
 Costa  
 Costello  
 Courtney  
 Crowley  
 Cuellar  
 Cummings  
 Davis (AL)  
 Davis (CA)  
 Davis (IL)  
 Davis, Lincoln  
 DeFazio  
 DeGette  
 Hill  
 Delahunt  
 DeLauro  
 Dicks  
 Dingell  
 Doggett  
 Donnelly  
 Doyle  
 Edwards  
 Ellison

Thornberry	Walden (OR)	Whitfield
Tiaht	Walsh (NY)	Wicker
Tiberi	Wamp	Wilson (NM)
Turner	Weldon (FL)	Wilson (SC)
Upton	Weller	Wolf
Walberg	Westmoreland	Young (FL)

It was decided in the { Yeas ..... 218  
affirmative ..... } Nays ..... 191

¶88.11 [Roll No. 545]

AYES—218

NOT VOTING—31

Baker	Doolittle	Moran (KS)
Barton (TX)	Everett	Napolitano
Bonner	Hastert	Nunes
Boucher	Hastings (FL)	Ortiz
Brown (SC)	Hunter	Paul
Brown-Waite,	Johnson (GA)	Radanovich
Ginny	LaHood	Sanchez, Loretta
Carter	McGovern	Sullivan
Cramer	McMorris	Tancredo
Cubin	Rodgers	Waxman
Davis, Jo Ann	Miller, George	Young (AK)

Aderholt	Giffords	Murphy, Tim
Akin	Gilchrest	Musgrave
Alexander	Gillibrand	Myrick
Altmire	Gillmor	Neugebauer
Bachmann	Gingrey	Pearce
Bachus	Gohmert	Pence
Barrett (SC)	Goode	Peterson (PA)
Barrow	Goodlatte	Petri
Bartlett (MD)	Granger	Pickering
Barton (TX)	Graves	Pitts
Bean	Hall (NY)	Platts
Biggert	Hall (TX)	Poe
Bilbray	Harman	Porter
Bilirakis	Hastings (WA)	Price (GA)
Bishop (UT)	Hayes	Pryce (OH)
Blackburn	Heller	Putnam
Blumenauer	Hensarling	Radanovich
Blunt	Herger	Ramstad
Boehner	Hersteth Sandlin	Regula
Bono	Hobson	Rehberg
Boozman	Hoekstra	Reichert
Boustany	Hooley	Renzi
Brady (TX)	Hulshof	Reynolds
Buchanan	Inglis (SC)	Rogers (AL)
Burgess	Issa	Rogers (KY)
Burton (IN)	Jindal	Rogers (MI)
Buyer	Johnson (IL)	Rohrabacher
Calvert	Johnson, Sam	Ros-Lehtinen
Camp (MI)	Jones (NC)	Roskam
Campbell (CA)	Jordan	Royce
Cannon	Keller	Ryan (WI)
Cantor	Kind	Sali
Capito	King (IA)	Saxton
Carney	King (NY)	Schmidt
Castle	Kingston	Schwartz
Chabot	Kirk	Sensenbrenner
Coble	Klein (FL)	Sessions
Cohen	Kline (MN)	Shadegg
Cole (OK)	Knollenberg	Shays
Conaway	Kuhl (NY)	Shimkus
Cooper	Lamborn	Shuster
Crenshaw	Lampson	Simpson
Cuellar	Langevin	Skelton
Culberson	Latham	Smith (NE)
Davis (KY)	LaTourrette	Smith (NJ)
Davis, David	Lewis (CA)	Smith (TX)
Davis, Tom	Lewis (KY)	Smith (WA)
Deal (GA)	Linder	Snyder
Dent	LoBiondo	Souder
Diaz-Balart, M.	Lucas	Stearns
Donnelly	Lungren, Daniel	Taylor
Doolittle	E.	Terry
Drake	Mack	Tiaht
Dreier	Mahoney (FL)	Tiberi
Duncan	Manzullo	Turner
Ehlers	Marchant	Udall (CO)
Ellsworth	Marshall	Upton
Emerson	Matheson	Walberg
English (PA)	McCarthy (CA)	Walden (OR)
Fallin	McCaul (TX)	Walsh (NY)
Feeney	McCotter	Wamp
Ferguson	McCreery	Welch (VT)
Finer	McHenry	Weldon (FL)
Flake	McHugh	Weller
Forbes	McKeon	Westmoreland
Fortenberry	McNerney	Whitfield
Fossella	Melancon	Wilson (NM)
Fox	Mica	Wilson (OH)
Franks (AZ)	Miller (FL)	Wilson (SC)
Frelinghuysen	Miller (MI)	Wolf
Gallely	Miller, Gary	Wu
Garrett (NJ)	Mitchell	Young (AK)
Gerlach	Murphy, Patrick	Young (FL)

NOES—191

So the resolution was agreed to.

A motion to reconsider the vote whereby said resolution was agreed to was, by unanimous consent, laid on the table.

¶88.7 MOMENT OF SILENCE IN MEMORY OF THE LATE HONORABLE GUY VANDER JAGT

The SPEAKER pro tempore, Mrs. TAUSCHER, announced that all Members stand and observe a moment of silence in memory of former congressman Guy Vander Jagt.

¶88.8 APPROPRIATIONS FOR LEGISLATIVE BRANCH FY 2008

The SPEAKER pro tempore, Mrs. TAUSCHER, pursuant to House Resolution 502 and rule XVIII, declared the House resolved into the Committee of the Whole House on the state of the Union for the consideration of the bill (H.R. 2771) making appropriations for the Legislative Branch for the fiscal year ending September 30, 2008, and for other purposes.

The SPEAKER pro tempore, Mrs. TAUSCHER, by unanimous consent, designated Ms. BALDWIN as Chairman of the Committee of the Whole; and after some time spent therein,

The Committee rose informally to receive a message from the President.

The SPEAKER pro tempore, Ms. JACKSON-LEE of Texas, assumed the Chair.

¶88.9 MESSAGE FROM THE PRESIDENT

A message in writing from the President of the United States was communicated to the House by Ms. Evans, one of his secretaries.

The Committee resumed its sitting; and after some further time spent therein,

¶88.10 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment numbered 2, printed in House Report 110-201, submitted by Mr. FLAKE:

In the item relating to "Government Printing Office—Congressional Printing and Binding", insert after the dollar amount the following: "(reduced by \$3,200,000)".

Abercrombie	Boyd (FL)	Conyers
Ackerman	Boyda (KS)	Costa
Allen	Brady (PA)	Costello
Andrews	Braley (IA)	Courtney
Arcuri	Brown, Corrine	Crowley
Baca	Butterfield	Cummings
Baird	Capps	Davis (AL)
Baldwin	Capuano	Davis (CA)
Becerra	Cardoza	Davis (IL)
Berkley	Carnahan	Davis, Lincoln
Berman	Carson	DeFazio
Berry	Castor	DeGette
Bishop (GA)	Chandler	Delahunt
Bishop (NY)	Christensen	DeLauro
Bordallo	Clarke	Diaz-Balart, L.
Boren	Clay	Dicks
Boswell	Cleaver	Dingell
Boucher	Clyburn	Doggett

Doyle	Lewis (GA)	Ruppersberger
Edwards	Lipinski	Rush
Ellison	Loeb	Ryan (OH)
Emanuel	Lofgren, Zoe	Salazar
Engel	Lowey	Sanchez, Linda
Eshoo	Lynch	T.
Etheridge	Maloney (NY)	Sarbanes
Farr	Markey	Schakowsky
Fattah	Matsui	Schiff
Frank (MA)	McCarthy (NY)	Scott (GA)
Gonzalez	McCollum (MN)	Scott (VA)
Gordon	McDermott	Serrano
Green, Al	McIntyre	Sestak
Green, Gene	McNulty	Shea-Porter
Grijalva	Meehan	Sherman
Gutierrez	Meek (FL)	Shuler
Hare	Meeks (NY)	Sires
Higgins	Michaud	Slaughter
Hill	Miller (NC)	Solis
Hincheay	Miller, George	Space
Hinojosa	Mollohan	Spratt
Hirono	Moore (KS)	Stark
Hodes	Moore (WI)	Stupak
Holden	Moran (VA)	Sutton
Holt	Murphy (CT)	Tanner
Honda	Murtha	Tauscher
Hoyer	Nadler	Thompson (CA)
Inslee	Neal (MA)	Thompson (MS)
Israel	Norton	Thornberry
Jackson (IL)	Oberstar	Tierney
Jackson-Lee	Obey	Towns
(TX)	Olver	Udall (NM)
Jefferson	Pallone	Van Hollen
Johnson, E. B.	Pascarell	Velázquez
Jones (OH)	Pastor	Velosky
Kagen	Payne	Walz (MN)
Kanjorski	Perlmutter	Wasserman
Kaptur	Peterson (MN)	Schultz
Kennedy	Pomeroy	Waters
Kildee	Price (NC)	Watson
Kilpatrick	Rahall	Watt
Kucinich	Rangel	Weiner
Lantos	Reyes	Wexler
Larsen (WA)	Rodriguez	Woolsey
Larson (CT)	Ross	Wynn
Lee	Rothman	Yarmuth
Levin	Roybal-Allard	

NOT VOTING—28

Baker	Faleomavaega	Moran (KS)
Bonner	Fortuño	Napolitano
Brown (SC)	Hastert	Nunes
Brown-Waite,	Hastings (FL)	Ortiz
Ginny	Hunter	Paul
Carter	Johnson (GA)	Sanchez, Loretta
Cramer	LaHood	Sullivan
Cubin	McGovern	Tancredo
Davis, Jo Ann	McMorris	Waxman
Everett	Rodgers	Wicker

So the amendment was agreed to.

¶88.12 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment numbered 3, printed in House Report 110-201, submitted by Mr. JORDAN:

At the end of the bill (before the short title), insert the following:

SEC. \_\_\_\_ ACROSS-THE-BOARD REDUCTION.— Each amount appropriated or otherwise made available by this Act that is not required to be appropriated or otherwise made available by a provision of law is hereby reduced by 4 percent.

It was decided in the { Yeas ..... 177  
negative ..... } Nays ..... 231

¶88.13 [Roll No. 546]

AYES—177

Aderholt	Blunt	Capito
Akin	Boehner	Castle
Alexander	Bono	Chabot
Bachmann	Boozman	Coble
Bachus	Brady (TX)	Cole (OK)
Barrett (SC)	Buchanan	Conaway
Bartlett (MD)	Burgess	Crenshaw
Barton (TX)	Burton (IN)	Culberson
Biggert	Buyer	Davis (KY)
Bilbray	Calvert	Davis, David
Bilirakis	Camp (MI)	Davis, Tom
Bishop (UT)	Campbell (CA)	Deal (GA)
Blackburn	Cannon	Dent
	Cantor	Diaz-Balart, L.

Diaz-Balart, M. Lampson  
 Drake Latham  
 Dreier Lewis (CA)  
 Duncan Lewis (KY)  
 English (PA) Linder  
 Fallin LoBiondo  
 Feeney Lucas  
 Ferguson Lungren, Daniel  
 Flake E.  
 Forbes Mack  
 Fossella Mahoney (FL)  
 Foxx Manzullo  
 Franks (AZ) Marchant  
 Frelinghuysen Marshall  
 Gallegly McCarthy (CA)  
 Garrett (NJ) McCaul (TX)  
 Giffords McCotter  
 Gingrey McCreery  
 Gohmert McHenry  
 Goode McHugh  
 Goodlatte McKeon  
 Granger McNerney  
 Graves Mica  
 Hall (TX) Miller (FL)  
 Hastings (WA) Miller (MI)  
 Hayes Miller, Gary  
 Heller Mitchell  
 Hensarling Murphy, Patrick  
 Herger Murphy, Tim  
 Hobson Musgrave  
 Hoekstra Myrick  
 Hulshof Neugebauer  
 Inglis (SC) Pearce  
 Issa Pence  
 Jindal Peterson (PA)  
 Johnson (IL) Petri  
 Johnson, Sam Pickering  
 Jones (NC) Pitts  
 Jordan Platts  
 Keller Poe  
 King (IA) Price (GA)  
 King (NY) Putnam  
 Kingston Radanovich  
 Kline (MN) Ramstad  
 Knollenberg Regula  
 Lamborn Rehberg

NOES—231

Abercrombie Davis (L)  
 Ackerman Davis, Lincoln  
 Allen DeFazio  
 Andrews DeGette  
 Arcuri Delahunt  
 Baca DeLauro  
 Baird Dicks  
 Baldwin Dingell  
 Barrow Doggett  
 Bean Donnelly  
 Becerra Doolittle  
 Berkley Doyle  
 Berman Edwards  
 Berry Ehlers  
 Bishop (GA) Ellison  
 Bishop (NY) Ellsworth  
 Blumenauer Emanuel  
 Bordallo Emerson  
 Boren Engel  
 Boswell Eshoo  
 Boucher Etheridge  
 Boustany Farr  
 Boyd (FL) Fattah  
 Boyda (KS) Filner  
 Brady (PA) Fortenberry  
 Braley (IA) Frank (MA)  
 Brown, Corrine Gerlach  
 Butterfield Gilchrest  
 Capps Gillibrand  
 Capuano Gillmor  
 Cardoza Gonzalez  
 Carnahan Gordon  
 Carney Green, Al  
 Carson Green, Gene  
 Castor Grijalva  
 Chandler Gutierrez  
 Christensen Hall (NY)  
 Clarke Hare  
 Clay Harman  
 Cleaver Herseth Sandlin  
 Clyburn Higgins  
 Cohen Hill  
 Conyers Hinchey  
 Cooper Hinojosa  
 Costa Hirono  
 Costello Hodes  
 Courtney Holden  
 Crowley Holt  
 Cuellar Honda  
 Cummings Hooley  
 Davis (AL) Hoyer  
 Davis (CA) Inslee

Murtha Salazar  
 Nadler Sánchez, Linda  
 Neal (MA) T.  
 Norton Sarbanes  
 Oberstar Schakowsky  
 Obey Schiff  
 Oliver Schwartz  
 Pallone Scott (GA)  
 Pascrell Scott (VA)  
 Pastor Serrano  
 Payne Sestak  
 Perlmutter Shea-Porter  
 Peterson (MN) Sherman  
 Pomeroy Shuler  
 Porter Simpson  
 Price (NC) Sires  
 Rahall Skelton  
 Rangel Slaughter  
 Reyes Smith (WA)  
 Rodriguez Snyder  
 Ross Solis  
 Rothman Space  
 Roybal-Allard Spratt  
 Ruppersberger Stark  
 Rush Stupak  
 Ryan (OH) Sutton

NOT VOTING—29

Baker Fortuño  
 Bonner Hastert  
 Brown (SC) Hastings (FL)  
 Hunter Brown-Waite,  
 Ginny  
 Johnson (GA)  
 LaHood  
 Cramer McGovern  
 Cubin McMorris  
 Davis, Jo Ann Rodgers  
 Everett Moran (KS)  
 Faleomavaega Napolitano

So the amendment was not agreed to. The SPEAKER pro tempore, Mrs. TAUSCHER, assumed the Chair.

When Ms. BALDWIN, Chairman, reported that the Committee, having had under consideration said bill, had directed her to report the same back to the House with sundry amendments adopted by the Committee with the recommendation that the amendments be agreed to and that the bill, as amended, do pass.

Pursuant to House Resolution 502, the previous question was ordered on the amendments and the bill.

The following amendments, reported from the Committee of the Whole House on the state of the Union, were agreed to:

In the item relating to "Government Printing Office—Congressional Printing and Binding", insert after the dollar amount the following: "(reduced by \$3,200,000)".

At the end of the bill (before the short title), insert the following:

SEC. \_\_\_\_\_. None of the funds made available in this Act may be used to purchase light bulbs unless the light bulbs have the "ENERGY STAR" or "Federal Energy Management Program" designation.

The bill, as amended, was ordered to be engrossed and read a third time, was read a third time by title.

Mr. KINGSTON moved to recommit the bill to the Committee on Appropriations with instructions to report the bill back to the House forthwith with the following amendment:

On page 16, line 14, after the dollar amount, insert the following: "(decreased by \$16,000,000)". One page 16, line 15, after the dollar amount, insert the following: "(decreased by \$16,000,000)".

After debate, By unanimous consent, the previous question was ordered on the motion to recommit with instructions.

The question being put, viva voce,

Will the House recommit said bill with instructions?

The SPEAKER pro tempore, Mrs. TAUSCHER, announced that the nays had it.

Mr. KINGSTON demanded a recorded vote on agreeing to said motion, which demand was supported by one-fifth of a quorum, so a recorded vote was ordered.

The vote was taken by electronic device.

It was decided in the { Yeas ..... 181  
 negative ..... } Nays ..... 217

88.14 [Roll No. 547]

AYES—181

Aderholt Gilchrest Neugebauer  
 Alexander Gillmor Pearce  
 Altmire Gingrey Pence  
 Bachmann Gohmert Peterson (PA)  
 Bachus Goode Petri  
 Barrett (SC) Goodlatte Pickering  
 Bartlett (MD) Granger Pitts  
 Barton (TX) Graves Platts  
 Biggert Hall (TX) Poe  
 Bilbray Hastings (WA) Porter  
 Bilirakis Hayes Price (GA)  
 Bishop (UT) Heller Putnam  
 Blackburn Hensarling Radanovich  
 Blunt Herger Ramstad  
 Boehner Hobson Regula  
 Bono Hoekstra Rehberg  
 Boozman Hulshof Reichert  
 Boustany Inglis (SC) Renzi  
 Brady (TX) Issa Reynolds  
 Buchanan Jindal Rogers (AL)  
 Burgess Johnson (IL) Rogers (KY)  
 Burton (IN) Johnson, Sam Rogers (MI)  
 Buyer Jones (NC) Rohrabacher  
 Calvert Jordan Ros-Lehtinen  
 Camp (MI) Keller Roskam  
 Cannon King (IA) Royce  
 Cantor King (NY) Ryan (WI)  
 Capto Kingston Sali  
 Castle Kline (MN) Saxton  
 Chabot Knollenberg Schmidt  
 Coble Kuhl (NY) Sensenbrenner  
 Cole (OK) Lamborn Sessions  
 Conaway Latham Shadegg  
 Crenshaw LaTourette Shays  
 Culberson Lewis (CA) Shimkus  
 Davis (KY) Lewis (KY) Shuster  
 Davis, David LoBiondo Simpson  
 Davis, Tom Lucas Smith (NE)  
 Deal (GA) Lungren, Daniel Smith (TX)  
 Dent E. Souder  
 Diaz-Balart, L. Mack Stearns  
 Diaz-Balart, M. Manzullo Terry  
 Doolittle Marchant Thornberry  
 Drake Marshall Tiahrt  
 Dreier McCarthy (CA) Tiberi  
 Duncan McCaul (TX) Turner  
 Ehlers McCotter Upton  
 Emerson McCreery Walberg  
 English (PA) McHenry Walden (OR)  
 Fallin McHugh Walsh (NY)  
 Feeney McKeon Wamp  
 Ferguson McMorris Weldon (FL)  
 Flake Rodgers Weller  
 Forbes McNerney Westmoreland  
 Fortenberry Mica Whitfield  
 Foxx Miller (FL) Wilson (NM)  
 Franks (AZ) Miller (MI) Wilson (SC)  
 Frelinghuysen Miller, Gary Wolf  
 Gallegly Murphy, Tim Young (AK)  
 Garrett (NJ) Musgrave Young (FL)  
 Gerlach Myrick

NOES—217

Abercrombie Blumenauer Carson  
 Ackerman Boren Castor  
 Allen Boswell Chandler  
 Andrews Boucher Clarke  
 Arcuri Boyda (KS) Clyburn  
 Baca Brady (PA) Cohen  
 Baird Braley (IA) Conyers  
 Baldwin Brown, Corrine Cooper  
 Barrow Butterfield Costa  
 Bean Campbell (CA) Costello  
 Becerra Capps Courtney  
 Berkley Capuano Crowley  
 Berry Cardoza Cuellar  
 Bishop (GA) Carnahan Cummings  
 Bishop (NY) Carney Davis (AL)

Davis (CA) Kilpatrick  
 Davis (IL) Kind  
 Davis, Lincoln Kirk  
 DeFazio Klein (FL)  
 DeGette Kucinich  
 Delahunt Lampron  
 DeLauro Langevin  
 Dicks Lantos  
 Dingell Larsen (WA)  
 Doggett Larson (CT)  
 Donnelly Lee  
 Doyle Levin  
 Edwards Lewis (GA)  
 Ellison Lipinski  
 Ellsworth Loeb sack  
 Emanuel Lowey  
 Engel Lynch  
 Eshoo Mahoney (FL)  
 Etheridge Maloney (NY)  
 Farr Markey  
 Fattah Matheson  
 Filner Matsui  
 Frank (MA) McCarthy (NY)  
 Giffords McColium (MN)  
 Gillibrand McDermott  
 Gonzalez McIntyre  
 Gordon McNulty  
 Green, Al Meehan  
 Green, Gene Meek (FL)  
 Grijalva Meeks (NY)  
 Gutierrez Melancon  
 Hall (NY) Michaud  
 Hare Miller (NC)  
 Harman Miller, George  
 Herseth Sandlin Mitchell  
 Higgins Mollohan  
 Hill Moore (KS)  
 Hinchey Moore (WI)  
 Hinojosa Moran (VA)  
 Hirono Murphy (CT)  
 Hodes Murphy, Patrick  
 Holden Murtha  
 Holt Nadler  
 Honda Neal (MA)  
 Hooley Oberstar  
 Hoyer Obey  
 Inslee Oliver  
 Israel Pallone  
 Jackson (IL) Pascrell  
 Jackson-Lee Pastor  
 (TX) Payne  
 Jefferson Perlmutter  
 Johnson, E. B. Peterson (MN)  
 Jones (OH) Pomeroy  
 Kagen Price (NC)  
 Kanjorski Rahall  
 Kaptur Rangel  
 Kennedy Reyes  
 Kildee Rodriguez

NOT VOTING—34

Akin Cubin  
 Baker Davis, Jo Ann  
 Berman Everett  
 Bonner Fossella  
 Boyd (FL) Hastert  
 Brown (SC) Hastings (FL)  
 Brown-Waite, Hunter  
 (Ginny Johnson (GA)  
 Carter LaHood  
 Clay Linder  
 Cleaver Lofgren, Zoe  
 Cramer McGovern

So the motion to recommit with instructions was not agreed to.

The question being put, Will the House pass said bill?

The SPEAKER pro tempore, Mrs. TAUSCHER, announced that pursuant to clause 10, rule XX the yeas and nays were ordered, and the call was taken by electronic device.

It was decided in the { Yeas ..... 216 affirmative ..... } Nays ..... 176

¶88.15 [Roll No. 548]

YEAS—216

Abercrombie Baldwin  
 Ackerman Barrow  
 Allen Becerra  
 Altmire Berkley  
 Andrews Bishop (GA)  
 Arcuri Bishop (NY)  
 Baca Blumenauer  
 Baird Boren

Boswell Boucher  
 Boyda (KS)  
 Brady (PA)  
 Braley (IA)  
 Brown, Corrine  
 Butterfield  
 Capps

Capuano Cardoza  
 Carnahan Carmahan  
 Carney Carney  
 Carson Carson  
 Chandler Chandler  
 Clarke Clarke  
 Clyburn Clyburn  
 Cohen Cohen  
 Conyers Conyers  
 Cooper Cooper  
 Costa Costa  
 Costello Costello  
 Courtney Courtney  
 Crenshaw Crenshaw  
 Crowley Crowley  
 Cuellar Cuellar  
 Cummings Cummings  
 Davis (AL) Davis (AL)  
 Davis (CA) Davis (CA)  
 Davis (IL) Davis (IL)  
 Davis, Lincoln Davis, Lincoln  
 DeFazio DeFazio  
 DeGette DeGette  
 Delahunt Delahunt  
 DeLauro DeLauro  
 Diaz-Balart, L. Diaz-Balart, L.  
 Diaz-Balart, M. Diaz-Balart, M.  
 Dicks Dicks  
 Dingell Dingell  
 Doolittle Doolittle  
 Edwards Edwards  
 Ellison Ellison  
 Ellsworth Ellsworth  
 Emanuel Emanuel  
 Markey Markey  
 Matsui Matsui  
 McCarthy (NY) McCarthy (NY)  
 McColium (MN) McColium (MN)  
 McDermott McDermott  
 Fattah Fattah  
 Filner Filner  
 Frank (MA) Frank (MA)  
 Gillchrest Gillchrest  
 Gillibrand Gillibrand  
 Gonzalez Gonzalez  
 Gordon Gordon  
 Green, Al Green, Al  
 Green, Gene Green, Gene  
 Grijalva Grijalva  
 Gutierrez Gutierrez  
 Hall (NY) Hall (NY)  
 Hare Hare  
 Harman Harman  
 Herseth Sandlin Herseth Sandlin  
 Higgins Higgins  
 Hill Hill  
 Hinchey Hinchey  
 Hinojosa Hinojosa  
 Hirono Hirono  
 Hobson Hobson  
 Hodes Hodes  
 Holt Holt  
 Honda Honda  
 Hooley Hooley  
 Hoyer Hoyer

NAYS—176

Aderholt Cole (OK)  
 Alexander Conaway  
 Bachmann Culberson  
 Bachus Davis (KY)  
 Barrett (SC) Davis, David  
 Bartlett (MD) Davis, Tom  
 Barton (TX) Deal (GA)  
 Bean Dent  
 Berry Donnelly  
 Biggert Drake  
 Bilbray Dreier  
 Bilirakis Duncan  
 Bishop (UT) Ehlers  
 Blackburn English (PA)  
 Blunt Fallin  
 Boehner Feeney  
 Bono Ferguson  
 Boozman Flake  
 Boustany King (IA)  
 Brady (TX) Fortenberry  
 Buchanan Fossella  
 Burgess Fossella  
 Burton (IN) Foxx  
 Buyer Franks (AZ)  
 Calvert Frelinghuysen  
 Camp (MI) Gallegly  
 Campbell (CA) Garrett (NJ)  
 Cannon Gerlach  
 Cantor Giffords  
 Capito Gillmor  
 Castle Gingrey  
 Chabot Gohmert  
 Coble Goode  
 Goodlatte

Price (NC) Price (NC)  
 Rahall Rahall  
 Rangel Rangel  
 Regula Regula  
 Reyes Reyes  
 Rodriguez Rodriguez  
 Ros-Lehtinen Ros-Lehtinen  
 Ross Ross  
 Rothman Rothman  
 Roybal-Allard Roybal-Allard  
 Ruppertsberger Ruppertsberger  
 Rush Rush  
 Salazar Salazar  
 Sanchez, Linda Sanchez, Linda  
 T. T.  
 Sarbanes Sarbanes  
 Schakowsky Schakowsky  
 Schiff Schiff  
 Schwartz Schwartz  
 Scott (GA) Scott (GA)  
 Scott (VA) Scott (VA)  
 Serrano Serrano  
 Sestak Sestak  
 Shea-Porter Shea-Porter  
 Sherman Sherman  
 Shuler Shuler  
 Simpson Simpson  
 Sires Sires  
 Skelton Skelton  
 Slaughter Slaughter  
 Smith (WA) Smith (WA)  
 Snyder Snyder  
 Solis Solis  
 Space Space  
 Spratt Spratt  
 Stark Stark  
 Stupak Stupak  
 Sutton Sutton  
 Tanner Tanner  
 Tauscher Tauscher  
 Taylor Taylor  
 Engel Engel  
 Eshoo Eshoo  
 Etheridge Etheridge  
 Farr Farr  
 McDermott McDermott  
 McIntyre McIntyre  
 McNulty McNulty  
 Meek (FL) Meek (FL)  
 Meeks (NY) Meeks (NY)  
 Melancon Melancon  
 Michaud Michaud  
 Miller (NC) Miller (NC)  
 Miller, George Miller, George  
 Mollohan Mollohan  
 Moore (KS) Moore (KS)  
 Moore (WI) Moore (WI)  
 Moran (VA) Moran (VA)  
 Murphy (CT) Murphy (CT)  
 Murtha Murtha  
 Nadler Nadler  
 Neal (MA) Neal (MA)  
 Oberstar Oberstar  
 Obey Obey  
 Oliver Oliver  
 Pallone Pallone  
 Pascrell Pascrell  
 Pastor Pastor  
 Payne Payne  
 Perlmutter Perlmutter  
 Peterson (MN) Peterson (MN)  
 Pomeroy Pomeroy  
 Young (FL)

Pickering Pickering  
 Pitts Pitts  
 Platts Platts  
 Poe Poe  
 Porter Porter  
 Price (GA) Price (GA)  
 Putnam Putnam  
 Radanovich Radanovich  
 Ramstad Ramstad  
 Rehberg Rehberg  
 Reichert Reichert  
 Renzi Renzi  
 Reynolds Reynolds  
 Rogers (AL) Rogers (AL)  
 Rogers (KY) Rogers (KY)  
 Rogers (MI) Rogers (MI)  
 Rohrabacher Rohrabacher  
 Roskam Roskam  
 Royce Royce  
 Ryan (WI) Ryan (WI)  
 Sali Sali  
 Saxton Saxton  
 Schmidt Schmidt  
 Sensenbrenner Sensenbrenner  
 Sessions Sessions  
 Shadegg Shadegg  
 Shays Shays

NOT VOTING—40

Akin Davis, Jo Ann  
 Baker Doggett  
 Berman Doyle  
 Bonner Emerson  
 Boyd (FL) Everett  
 Brown (SC) Hastert  
 Brown-Waite, Hastings (FL)  
 (Ginny Hulshof  
 Carter Hunter  
 Castor Johnson (GA)  
 Clay LaHood  
 Cleaver Linder  
 Cramer Lofgren, Zoe  
 Cubin McGovern

So the bill was passed. A motion to reconsider the vote whereby said bill was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said bill.

¶88.16 CLERK TO CORRECT ENGROSSMENT

On motion of Ms. WASSERMAN SCHULTZ, by unanimous consent, Ordered, That in the engrossment of the foregoing bill and the bill (H.R. 2764) making appropriations for the Department of State, foreign operations, and related programs for the fiscal year ending September 30, 2008, and for other purposes, the Clerk be authorized to correct section numbers, cross references, and punctuation, the insertion of appropriate headings, and other changes as may be necessary to reflect the actions of the House in amending the bills.

¶88.17 FINANCIAL SERVICES APPROPRIATIONS FY 2008

Ms. WASSERMAN SCHULTZ submitted a privileged report (Rept. No. 110-207) on the bill (H.R. 2829) making appropriations for financial services and general government for the fiscal year ending September 30, 2008, and for other purposes.

When said bill and report were referred to the Union Calendar and ordered printed.

Pursuant to clause 1 of rule XXI, all points of order were reserved.

¶88.18 ADJOURNMENT OVER

On motion of Mr. HOYER, by unanimous consent, Ordered, That when the House adjourns today, it adjourn to meet on Monday, June 25, 2007, at 12:30 p.m.; for morning-hour debate.

¶88.19 CALENDAR WEDNESDAY BUSINESS  
DISPENSED WITH

On motion of Mr. HOYER, by unanimous consent,

*Ordered*, That business in order for consideration on Wednesday, June 27, 2007, under clause 6, rule XV, the Calendar Wednesday rule, be dispensed with.

¶88.20 MESSAGE FROM THE PRESIDENT—  
NATIONAL EMERGENCY REGARDING  
THE BALKANS

The SPEAKER pro tempore, Mr. SHERMAN, laid before the House a message from the President, which was read as follows:

*To the Congress of the United States:*

Section 202(d) of the National Emergencies Act (50 U.S.C. 1622(d)) provides for the automatic termination of a national emergency unless, prior to the anniversary date of its declaration, the President publishes in the *Federal Register* and transmits to the Congress a notice stating that the emergency is to continue in effect beyond the anniversary date. In accordance with this provision, I have sent the enclosed notice to the *Federal Register* for publication stating that the Western Balkans emergency is to continue in effect beyond June 26, 2007. The most recent notice continuing this emergency was published in the *Federal Register* on June 23, 2006, 71 FR 36183.

The crisis constituted by the actions of persons engaged in, or assisting, sponsoring, or supporting (i) extremist violence in the Republic of Macedonia and elsewhere in the Western Balkans region, or (ii) acts obstructing implementation of the Dayton Accords in Bosnia or United Nations Security Council Resolution 1244 of June 10, 1999, in Kosovo, that led to the declaration of a national emergency on June 26, 2001, in Executive Order 13219 and to amendment of that order in Executive Order 13304 of May 28, 2003, has not been resolved. The acts of extremist violence and obstructionist activity outlined in Executive Order 13219, as amended, are hostile to U.S. interests and pose a continuing unusual and extraordinary threat to the national security and foreign policy of the United States. For these reasons, I have determined that it is necessary to continue the national emergency declared with respect to the Western Balkans and maintain in force the comprehensive sanctions to respond to this threat.

GEORGE W. BUSH.

THE WHITE HOUSE June 22, 2007.

By unanimous consent, the message, together with the accompanying papers, was referred to the Committee on Foreign Affairs and ordered to be printed (H. Doc. 110-42).

¶88.21 BOARD OF TRUSTEES OF  
GALLAUDET UNIVERSITY

The SPEAKER pro tempore, Mr. SHERMAN, pursuant to 20 United States Code 4303 and the order of the House of January 4, 2007, the Chair announced the Speaker appointed the fol-

lowing Members of the House to the Board of Trustees of Gallaudet University: Ms. WOOLSEY AND Mr. LAHOOD.

*Ordered*, That the Clerk notify the Senate of the foregoing appointments.

¶88.22 BOARD OF VISITORS TO THE  
UNITED STATES NAVAL ACADEMY

The SPEAKER pro tempore, Mr. SHERMAN, pursuant to 10 United States Code 6968(a) and the order of the House of January 4, 2007, the Chair announced the Speaker appointed the following Members of the House on the part of the House, to the Board of Visitors to the United States Naval Academy: Messrs. RUPPERSBERGER, CUMMINGS, KLINE of Minnesota, and WICKER.

*Ordered*, That the Clerk notify the Senate of the foregoing appointments.

¶88.23 SENATE ENROLLED BILL SIGNED

The SPEAKER announced her signature to an enrolled bill of the Senate of the following title:

S. 1352. An Act to designate the facility of the United States Postal Service located at 127 East Locust Street in Fairbury, Illinois, as the "Dr. Francis Townsend Post Office Building".

¶88.24 LEAVE OF ABSENCE

By unanimous consent, leave of absence was granted to Ms. Ginny BROWN-WAITE of Florida, for today.

And then,

¶88.25 ADJOURNMENT

On motion of Mr. GARRETT of New Jersey, pursuant to the previous order of the House, at 2 o'clock and 52 minutes p.m., the House adjourned until 12:30 p.m. on Monday, June 25, 2007.

¶88.26 REPORTS OF COMMITTEES ON  
PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XIII, reports of committees were delivered to the Clerk for printing and reference to the proper calendar, as follows:

Mr. DICKS: Committee on Appropriations. Supplemental report on H.R. 2643. A bill making appropriations for the Department of the Interior, environment, and related agencies for the fiscal year ending September 30, 2008, and for other purposes (Rept. 110-187, Pt. 2). Referred to the Committee of the Whole House on the state of the Union.

Mr. SERRANO: Committee on Appropriations. H.R. 2829. A bill making appropriations for financial services and general government for the fiscal year ending September 30, 2008, and for other purposes (Rept. 110-207). Referred to the Committee of the Whole House on the state of the Union.

Mr. CONYERS: Committee on the Judiciary. H.R. 2286. A bill to amend title 18, United States Code, and the Federal Rules of Criminal Procedure with respect to bail bond forfeitures (Rept. 110-208). Referred to the Committee of the Whole House on the state of the Union.

¶88.27 PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XII, public bills and resolutions were introduced and severally referred, as follows:

By Mr. SKELTON (for himself, Mr. CONYERS, Mr. BARTLETT of Maryland,

Mr. NADLER, Mr. JONES of North Carolina, Mr. BOUCHER, Mr. ABERCROMBIE, Mr. MEEHAN, Ms. JACKSON-LEE of Texas, Mr. SMITH of Washington, Mr. ANDREWS, Mrs. TAUSCHER, Mr. BRADY of Pennsylvania, Mr. UDALL of Colorado, Ms. HARMAN, Ms. CASTOR, Mr. COURTNEY, Mr. JOHNSON of Georgia, Mr. PATRICK MURPHY of Pennsylvania, Mr. SESTAK, Ms. SHEA-PORTER, Mr. POMEROY, Ms. ZOE LOFGREN of California, Ms. BALDWIN, Mr. LARSEN of Washington, Mr. COHEN, Mr. ELLISON, Ms. GIFFORDS, Mrs. GILLIBRAND, and Mr. LOEBACK):

H.R. 2826. A bill to amend titles 28 and 10, United States Code, to restore habeas corpus for individuals detained by the United States at Naval Station, Guantanamo Bay, Cuba, and for other purposes; to the Committee on the Judiciary, and in addition to the Committee on Armed Services, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. BRALEY of Iowa (for himself and Mr. SMITH of Nebraska):

H.R. 2827. A bill to amend part B of title XVIII of the Social Security Act to provide a floor of 1.0 for the practice expense and for the work expense geographic practice cost indices (GPCI) under the Medicare Program; to the Committee on Energy and Commerce, and in addition to the Committee on Ways and Means, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. JACKSON of Illinois (for himself and Mr. BLUNT):

H.R. 2828. A bill to provide compensation to relatives of United States citizens who were killed as a result of the bombings of United States Embassies in East Africa on August 7, 1998; to the Committee on Foreign Affairs.

By Mr. OBERSTAR (for himself, Mr. CUMMINGS, and Mr. LATOURETTE):

H.R. 2830. A bill to authorize appropriations for the Coast Guard for fiscal year 2008, and for other purposes; to the Committee on Transportation and Infrastructure.

By Mr. GEORGE MILLER of California (for himself, Mr. HOYER, Ms. DELAURO, Mr. ANDREWS, Ms. NORTON, Ms. WOOLSEY, Ms. SHEA-PORTER, Ms. HIRONO, Mrs. CAPPS, Mrs. MALONEY of New York, Ms. LINDA T. SANCHEZ of California, Mrs. MCCARTHY of New York, Mr. LOEBACK, Ms. SLAUGHTER, Mr. VAN HOLLEN, Ms. MCCOLLUM of Minnesota, Mr. HINOJOSA, Mr. DAVIS of Illinois, Mr. KUCNICH, Mr. MCDERMOTT, Mr. FARR, Ms. BERKLEY, Mr. NADLER, and Ms. CLARKE):

H.R. 2831. A bill to amend title VII of the Civil Rights Act of 1964, the Age Discrimination in Employment Act of 1967, the Americans With Disabilities Act of 1990, and the Rehabilitation Act of 1973 to clarify that a discriminatory compensation decision or other practice that is unlawful under such Acts occurs each time compensation is paid pursuant to the discriminatory compensation decision or other practice, and for other purposes; to the Committee on Education and Labor.

By Mrs. MALONEY of New York (for herself, Mr. HINCHEY, and Mr. PAUL):

H.R. 2832. A bill to direct the Secretary of Health and Human Services to conduct or support a comprehensive study comparing total health outcomes, including risk of autism, in vaccinated populations in the United States with such outcomes in unvaccinated populations in the United

States, and for other purposes; to the Committee on Energy and Commerce.

By Mr. COURTNEY (for himself and Mr. GEORGE MILLER of California):

H.R. 2833. A bill to amend title I of the Employee Retirement Income Security Act of 1974, title XXVII of the Public Health Service Act, and the Internal Revenue Code of 1986 to provide additional limitations on pre-existing condition exclusions in group health plans and health insurance coverage in the group and individual markets; to the Committee on Energy and Commerce, and in addition to the Committees on Education and Labor, and Ways and Means, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. LEVIN (for himself, Mr. RANGEL, Mr. STARK, Mr. MCDERMOTT, Mr. LEWIS of Georgia, Mr. NEAL of Massachusetts, Mr. POMEROY, Mrs. JONES of Ohio, Mr. LARSON of Connecticut, Mr. BLUMENAUER, Mr. KIND, Mr. PASCRELL, and Mr. FRANK of Massachusetts):

H.R. 2834. A bill to amend the Internal Revenue Code of 1986 to treat income received by partners for performing investment management services as ordinary income received for the performance of services; to the Committee on Ways and Means.

By Mr. FALEOMAVAEGA:

H.R. 2835. A bill to amend the Uniformed and Overseas Citizens Absentee Voting Act to extend the requirements under such Act regarding the ability of absent uniformed services voters and overseas voters to use absentee registration procedures and vote by absentee ballot in Federal elections to elections for certain offices in American Samoa; to the Committee on House Administration.

By Mr. FALEOMAVAEGA:

H.R. 2836. A bill to authorize appropriations for the National Sea Grant College Program Act for fiscal years 2009 through 2013; to the Committee on Natural Resources.

By Mr. FALEOMAVAEGA:

H.R. 2837. A bill to provide for administrative procedures to extend Federal recognition to certain Indian groups, and for other purposes; to the Committee on Natural Resources.

By Mr. FALEOMAVAEGA (for himself and Ms. BORDALLO):

H.R. 2838. A bill to enhance the Department of Energy Innovative Technology Loan Guarantee Program established under title XVII of the Energy Policy Act of 2005 by explicitly permitting its application on United States Government installations worldwide, in the Insular Areas of the United States, and in those nations in free association with the United States, as well as explicitly authorize loans for ocean thermal energy conversion projects; to the Committee on Energy and Commerce, and in addition to the Committee on Science and Technology, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. FRANK of Massachusetts:

H.R. 2839. A bill to amend the Developmental Disabilities Assistance and Bill of Rights Act of 2000 to require protection and advocacy systems to give notice to, and obtain the authorization of, an individual (or the individual's legal representative) before pursuing remedies on behalf of the individual; to the Committee on Energy and Commerce.

By Ms. EDDIE BERNICE JOHNSON of Texas (for herself, Mr. ELLISON, and Ms. CARSON):

H.R. 2840. A bill to amend the Community Reinvestment Act of 1977 to allow the direct

support by a financial institution of a qualified community-based financial literacy program provided to consumers and borrowers to be taken into account in assessing the institution's record of meeting the credit needs of its entire community, and for other purposes; to the Committee on Financial Services.

By Mr. MCHUGH:

H.R. 2841. A bill to amend the wetlands reserve program of the Department of Agriculture to exclude from enrollment under the program land subject to a State or local set-back requirement unless the Secretary determines that enrollment of the land is essential to restore or preserve wetlands; to the Committee on Agriculture.

By Ms. SCHWARTZ:

H.R. 2842. A bill to amend title I of the Employee Retirement Income Security Act of 1974, title XXVII of the Public Health Service Act, and the Internal Revenue Code of 1986 to prohibit preexisting condition exclusions for children in group health plans and health insurance coverage in the group and individual markets; to the Committee on Energy and Commerce, and in addition to the Committees on Education and Labor, and Ways and Means, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Ms. WATSON:

H.R. 2843. A bill to provide for the establishment and maintenance of existing libraries and resource centers at United States diplomatic and consular missions to provide information about American culture, society, and history, and for other purposes; to the Committee on House Administration, and in addition to the Committee on Foreign Affairs, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. YOUNG of Alaska:

H. Con. Res. 174. Concurrent resolution expressing the sense of the Congress that hunting seasons for migratory ducks and geese should be modified so that individuals have a fair and equitable opportunity to harvest such birds; to the Committee on Natural Resources.

By Ms. JACKSON-LEE of Texas (for herself, Mr. DOGGETT, Ms. KILPATRICK, Mr. CLEAVER, Mr. REYES, Mr. GONZALEZ, Mr. SALAZAR, Mr. JACKSON of Illinois, Mr. EDWARDS, Mr. LAMPSON, Ms. LEE, Ms. WATERS, Mr. HINOJOSA, Mr. THOMPSON of Mississippi, Mr. AL GREEN of Texas, Mr. CUELLAR, Mr. CONYERS, Mr. MEEK of Florida, Mr. ELLISON, Ms. MCCOLLUM of Minnesota, Mr. COURTNEY, Mr. SIREN, Mr. ALTMIRE, Mr. GENE GREEN of Texas, Mr. BRADY of Texas, Mrs. JONES of Ohio, and Mr. LEWIS of Georgia):

H. Res. 510. A resolution honoring the life accomplishments and extraordinary leadership of Sylvia K. Brooks, a 16-year President and CEO of the Houston Area Urban League (HAUL) and first female president of the Houston Urban League, who transformed the Houston Area Urban League into a nationally-recognized and respected social service agency; to the Committee on Education and Labor.

By Mr. CAMPBELL of California (for himself, Mr. CALVERT, Mr. ISSA, Mr. HERGER, Mr. ROYCE, Mr. ROHRBACHER, Mr. MCCARTHY of California, Mr. BILBRAY, Mr. GARY G. MILLER of California, Mrs. BONO, Mr. MCKEON, Mr. DANIEL E. LUNGREN of California, Mr. LEWIS of California, Mr. DOOLITTLE, Mr. NUNES, Mr.

HUNTER, Mr. RADANOVICH, Mr. GALLEGLY, Ms. LORETTA SANCHEZ of California, and Mr. LANTOS):

H. Res. 511. A resolution congratulating the men's volleyball team of the University of California, Irvine, for winning the 2007 NCAA Division I Men's Volleyball National Championship; to the Committee on Education and Labor.

By Mr. TIAHRT:

H. Res. 512. A resolution honoring and commending the Honorable Wesley E. Brown, United States District Court Judge for the District of Kansas, for his commitment and dedication to public service, the judicial system, and equal access to justice as he celebrates his 100th birthday; to the Committee on the Judiciary.

#### 188.28 MEMORIALS

Under clause 3 of rule XII,

86. The SPEAKER presented a memorial of the Senate of the State of Arizona, relative to Senate Memorial No. 1004 encouraging the Congress of the United States to continue the funding and completion of Sbinet; to the Committee on Homeland Security.

#### 188.29 ADDITIONAL SPONSORS

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

H.R. 21: Ms. SHEA-PORTER and Mr. MCNULTY.

H.R. 23: Mrs. CAPITO, Mr. CUELLAR, Mr. KAGEN, Mr. WALSH of New York, and Mr. CARNAHAN.

H.R. 111: Mr. HODES.

H.R. 196: Mr. LATHAM and Ms. KAPTUR.

H.R. 197: Mr. SMITH of Nebraska.

H.R. 346: Mr. HILL, Mr. BRADY of Pennsylvania, Mr. COOPER, Mr. GOODE, Mr. FILNER, Mr. INGLIS of South Carolina, Mr. CONAWAY, Mr. CARDOZA, Mr. GORDON, Mr. WAMP, Mr. DAVID DAVIS of Tennessee, Mrs. JO ANN DAVIS of Virginia, Mr. ISSA, Mr. NUNES, Mr. GOHMERT, Mr. LEWIS of Kentucky, Mr. HERGER, Mr. WESTMORELAND, Mr. TERRY, Mr. KINGSTON, Mr. SIMPSON, Mr. PITTS, and Mr. HENSARLING.

H.R. 446: Mr. HARE.

H.R. 507: Mr. LOBIONDO, Mr. ARCURI, Mr. ROTHMAN, Ms. SLAUGHTER, and Mr. MCGOVERN.

H.R. 510: Mr. ISSA and Mr. TIAHRT.

H.R. 552: Mr. OLVER and Ms. MCCOLLUM of Minnesota.

H.R. 583: Mr. GRJALVA, Mr. COURTNEY, and Mr. WATT.

H.R. 621: Mr. SOUDER, Mr. LATOURETTE, Mr. SARBANES, Ms. SUTTON, and Mr. DELAHUNT.

H.R. 642: Ms. SCHAKOWSKY.

H.R. 643: Mr. BOREN and Mr. CARNAHAN.

H.R. 728: Mr. MCNERNEY and Mr. MCINTYRE.

H.R. 743: Mr. SPACE, Mr. PATRICK MURPHY of Pennsylvania, Mr. LAMPSON, Mr. MITCHELL, Mr. BARTON of Texas, Mr. SPRATT, and Mrs. WILSON of New Mexico.

H.R. 746: Mr. ROTHMAN.

H.R. 760: Mr. SHERMAN.

H.R. 901: Mr. ROTHMAN and Mr. HARE.

H.R. 927: Mrs. BONO.

H.R. 969: Mr. LEVIN and Mr. ACKERMAN.

H.R. 980: Mrs. BONO, Mr. PEARCE, and Mr. WEINER.

H.R. 1000: Mr. YARMUTH and Mr. SARBANES.

H.R. 1014: Mrs. DRAKE, Mr. DOYLE, Mr. ALXANDER, and Mr. JONES of North Carolina.

H.R. 1043: Mrs. CHRISTENSEN.

H.R. 1077: Mr. RADANOVICH.

H.R. 1102: Mr. HOLT.

H.R. 1113: Mr. GUTIERREZ, Mr. RUPPERSBERGER, Mr. CLYBURN, Ms. CLARKE, Ms. CORRINE BROWN of Florida, Mr. HASTINGS of Florida, Mr. THOMPSON of Mississippi, Ms. CARSON, Mr. CLEAVER, Mr. DAVIS of Alabama, Mr. ELLISON, Mr. AL GREEN of Texas,



- Mr. JOHNSON of Georgia, Mr. MEEKS of New York, Ms. WATERS, Ms. WATSON, Mr. WATT, Mr. KUCINICH, Ms. LORETTA SANCHEZ of California, Mr. UDALL of New Mexico, Ms. ROYBAL-ALLARD, Mr. EDWARDS, Ms. BERKLEY, Ms. HERSETH SANDLIN, Mr. FARR, Mr. THOMPSON of California, Mr. LOEBBSACK, Mr. MURTHA, Mr. SIERRANO, Mr. ISSA, Mr. ARCURI, Mr. RODRIGUEZ, Mr. BACA, Mr. GENE GREEN of Texas, Ms. BEAN, and Mr. BRALEY of Iowa.
- H.R. 1134: Mr. CARNAHAN and Mr. PEARCE.  
H.R. 1154: Mr. LARSON of Connecticut.  
H.R. 1177: Mr. DELAHUNT.  
H.R. 1193: Mr. WATT, Mr. SCOTT of Georgia, Mr. DEFAZIO, Mr. HERGER, and Mr. PEARCE.  
H.R. 1194: Mr. RUSH.  
H.R. 1216: Mr. SMITH of New Jersey and Mr. McDERMOTT.  
H.R. 1236: Mr. MEEHAN.  
H.R. 1282: Mr. WEXLER.  
H.R. 1283: Mr. WELCH of Vermont, Mr. HARE, Ms. NORTON, Mr. BRALEY of Iowa, Mr. UPTON, and Mr. ALEXANDER.  
H.R. 1338: Mr. ACKERMAN, Mr. THOMPSON of California, Mr. RAHALL, Mr. REYES, Mr. BECERRA, Mr. EMANUEL, Mr. MOLLOHAN, Mr. WATT, Mr. PASCRELL, Mr. CLYBURN, Mr. CLAY, Mr. HASTINGS of Florida, Mr. RANGEL, Mr. RUSH, Ms. LORETTA SANCHEZ of California, Mr. COSTELLO, and Mr. ARCURI.  
H.R. 1343: Mr. BRALEY of Iowa, Mr. ALTMIRE, Mr. LAHOOD, and Mr. KUHL of New York.  
H.R. 1355: Mr. POE.  
H.R. 1366: Mr. HUNTER.  
H.R. 1399: Ms. ROS-LEHTINEN, Mr. HIGGINS, and Mr. KUHL of New York.  
H.R. 1409: Mrs. MYRICK.  
H.R. 1419: Mr. SOUDER.  
H.R. 1430: Mr. SHERMAN.  
H.R. 1440: Mr. DUNCAN.  
H.R. 1459: Mrs. NAPOLITANO, Mr. NEUGEBAUER, and Mr. AL GREEN of Texas.  
H.R. 1464: Mr. CLEAVER, Mr. CALVERT, Mr. NADLER, Mr. MEEKS of New York, Mr. CROWLEY, Mr. SCHIFF, and Mr. KIND.  
H.R. 1474: Mr. CARNAHAN.  
H.R. 1514: Mr. SHIMKUS.  
H.R. 1528: Mr. DELAHUNT.  
H.R. 1532: Mr. HASTINGS of Florida, Mr. HONDA, Mrs. LOWEY, Mr. MARSHALL, and Mr. YOUNG of Alaska.  
H.R. 1537: Mr. TOWNS, Mr. MARCHANT, and Mr. LEVIN.  
H.R. 1542: Mr. BISHOP of New York, Mr. ABERCROMBIE, Mr. HARE, and Mr. LANTOS.  
H.R. 1552: Mr. ELLISON, Mr. RAHALL, Ms. FOXF, and Ms. SOLIS.  
H.R. 1584: Mr. MELANCON, Ms. SHEA-PORTER, Mr. BOSWELL, Ms. LEE, Mr. MEEK of Florida, Mr. ARCURI, Mr. BISHOP of Georgia, Mr. CARDOZA, Mr. ELLSWORTH, Mr. MCCAUL of Texas and Ms. FALLIN.  
H.R. 1589: Mrs. WILSON of New Mexico and Mrs. CUBIN.  
H.R. 1610: Mr. PERLMUTTER and Mr. BOYD of Florida.  
H.R. 1627: Mr. POE.  
H.R. 1629: Mr. ROGERS of Michigan.  
H.R. 1647: Mr. MURPHY of Connecticut, and Mr. CAMP of Michigan.  
H.R. 1651: Mr. SALAZAR.  
H.R. 1657: Ms. ZOE LOFGREN of California.  
H.R. 1663: Mr. LEVIN, Mr. GORDON, Mr. WALZ of Minnesota, and Mr. DELAHUNT.  
H.R. 1671: Mr. HARE, Mr. FILNER, Ms. WATSON, and Mr. ROTHMAN.  
H.R. 1693: Ms. WATERS, Mr. CONYERS, Mr. CUMMINGS, Mr. JACKSON of Illinois, Ms. CARSON, Mrs. JONES of Ohio, Mr. BUTTERFIELD, Mr. CLYBURN, Mr. AL GREEN of Texas, Ms. EDDIE BERNICE JOHNSON of Texas, Mr. WYNN, Ms. WATSON, Mr. CLEAVER, Mr. SCOTT of Georgia, Ms. KILPATRICK, Ms. LEE, Mr. RUSH, Mr. WATT, Ms. CORRINE BROWN of Florida, Mr. ELLISON, Mr. HASTINGS of Florida, Mr. TOWNS, Mr. SCOTT of Virginia, Mr. THOMPSON of Mississippi, Ms. NORTON, Ms. MOORE of Wisconsin, and Mr. DAVIS of Alabama.
- H.R. 1713: Mr. AL GREEN of Texas, Ms. LINDA T. SANCHEZ of California, and Mr. ROTHMAN.  
H.R. 1728: Mr. STARK.  
H.R. 1732: Mr. PEARCE.  
H.R. 1740: Mr. MORAN of Virginia and Mr. ROTHMAN.  
H.R. 1792: Mr. SMITH of Nebraska.  
H.R. 1840: Mrs. JONES of Ohio and Mr. LATOURETTE.  
H.R. 1841: Mr. HARE.  
H.R. 1845: Mr. LINCOLN DAVIS of Tennessee, Mr. DELAHUNT, and Mr. WICKER.  
H.R. 1880: Mr. MORAN of Virginia.  
H.R. 1881: Mrs. LOWEY, Mr. LOBONDO, Mr. MORAN of Virginia, Ms. SCHAKOWSKY, Mr. CARNAHAN, Mr. FORTUÑO, Mr. CROWLEY, and Mr. DAVIS of Illinois.  
H.R. 1897: Mr. GOODE.  
H.R. 1926: Mr. HALL of Texas, Mr. BISHOP of Georgia, and Mr. PETERSON of Minnesota.  
H.R. 1940: Mr. POE.  
H.R. 1947: Ms. CASTOR, Ms. KILPATRICK, and Mr. ARCURI.  
H.R. 1965: Mr. LATHAM.  
H.R. 1967: Mr. PEARCE.  
H.R. 1983: Mr. BOREN.  
H.R. 1990: Mrs. MUSGRAVE.  
H.R. 2015: Mr. REYES, Ms. CASTOR, Mrs. BIGGERT, and Mr. ARCURI.  
H.R. 2016: Mr. FORTUÑO.  
H.R. 2035: Mr. HAYES.  
H.R. 2054: Mr. BRALEY of Iowa.  
H.R. 2066: Mr. BRALEY of Iowa.  
H.R. 2122: Mr. KUCINICH, Mr. COHEN, Mr. DAVIS of Illinois, Mr. BISHOP of New York, and Mr. BRALEY of Iowa.  
H.R. 2189: Mrs. NAPOLITANO, Ms. JACKSON-LEE of Texas, Mr. CUMMINGS, and Mr. DAVIS of Illinois.  
H.R. 2210: Mr. McINTYRE.  
H.R. 2219: Mr. CLAY, Mr. FILNER, Mrs. BOYDA of Kansas, Mr. McNERNEY, Ms. DELAULO, Mr. ELLISON, and Mr. FORTUÑO.  
H.R. 2244: Ms. SCHAKOWSKY.  
H.R. 2265: Ms. NORTON, Mr. ISRAEL, and Mr. GILCHREST.  
H.R. 2266: Mr. DELAHUNT.  
H.R. 2280: Mr. WELLER, Mr. McNERNEY, and Mr. FORTENBERRY.  
H.R. 2286: Ms. KAPTUR.  
H.R. 2293: Ms. ROS-LEHTINEN.  
H.R. 2295: Mr. McNERNEY.  
H.R. 2303: Mr. LATHAM.  
H.R. 2307: Mr. MORAN of Virginia.  
H.R. 2315: Mr. EVERETT.  
H.R. 2327: Mr. ELLISON, Mr. TAYLOR, and Ms. EDDIE BERNICE JOHNSON of Texas.  
H.R. 2353: Ms. EDDIE BERNICE JOHNSON of Texas, Ms. SHEA-PORTER, Mr. PLATTS, Mr. McINTYRE, and Mr. SAXTON.  
H.R. 2362: Mr. WELLER.  
H.R. 2363: Mr. McNERNEY, Ms. DEGETTE, and Mr. COHEN.  
H.R. 2365: Mr. WILSON of Ohio, Mr. YOUNG of Alaska, Mr. BOREN, Ms. MATSUI and Mr. SHAYS.  
H.R. 2370: Mr. FEENEY, Mr. DREIER, Mr. CLEAVER, and Mr. PLATTS.  
H.R. 2390: Mr. PICKERING.  
H.R. 2405: Mr. AL GREEN of Texas, Ms. BORDALLO, Mr. ACKERMAN, and Mr. FORTUÑO.  
H.R. 2424: Mr. GOODE.  
H.R. 2464: Ms. Schakowsky, Mr. COHEN, and Mr. CLAY.  
H.R. 2478: Mr. TIERNEY.  
H.R. 2486: Mr. LANTOS, Ms. BORDALLO, and Mr. GONZALEZ.  
H.R. 2495: Mr. DAVIS of Illinois.  
H.R. 2512: Mr. DOGGETT.  
H.R. 2566: Mr. DAVIS of Illinois.  
H.R. 2588: Mr. McHUGH.  
H.R. 2591: Mr. OLVER and Mr. HARE.  
H.R. 2599: Mr. ROTHMAN.  
H.R. 2605: Mr. ALLEN, Mr. CAPUANO, Mr. FALDOMAEGA, Mr. BLUMENAUER, Ms. MCCOLLUM of Minnesota, and Mr. WELCH of Vermont.  
H.R. 2723: Mr. KIND.
- H.R. 2729: Mr. HASTINGS of Florida, Mr. GOODE, and Mr. McHUGH.  
H.R. 2734: Mr. DOOLITTLE, Mr. GERLACH, and Mr. HALL of Texas.  
H.R. 2746: Mr. COHEN.  
H.R. 2747: Mr. BLUNT.  
H.R. 2750: Mr. ACKERMAN, Ms. BALDWIN, Mr. BARROW, Ms. BERKLEY, Mr. BERMAN, Mr. BISHOP of New York, Mr. BRADY of Pennsylvania, Mrs. CAPPS, Ms. CARSON, Ms. CLARKE, Mr. COHEN, Mr. DOYLE, Mr. HIGGINS, Mr. HINCHEY, Mr. KLEIN of Florida, Ms. LEE, Mr. LEVIN, Mr. LYNCH, Mr. McNERNEY, Ms. MOORE of Wisconsin, Mr. RUSH, Mr. SCOTT of Georgia, Mr. SIERRANO, Mr. THOMPSON of Mississippi, Mr. VAN HOLLEN, Mr. WEINER, Ms. WOOLSEY, Mr. WYNN, Mr. KILDEE, Mr. ALTMIRE, Mr. ANDREWS, Mrs. BOYDA of Kansas, Mr. CARDOZA, Ms. DE LAURO, Mr. MEEKS of New York, Mr. MOLLOHAN, Mr. NADLER, Mr. PERLMUTTER, and Mr. RANGEL.  
H.R. 2761: Mr. RAMSTAD.  
H.R. 2762: Mr. RODRIGUEZ and Mr. UPTON.  
H.R. 2772: Mr. CONAWAY and Mr. CARTER.  
H.R. 2778: Mrs. MCCARTHY of New York.  
H.R. 2787: Mr. BURTON of Indiana, Mr. BURGESS, and Ms. CARSON.  
H.R. 2792: Mr. FRANK of Massachusetts, Ms. BALDWIN, Ms. WOOLSEY, and Mr. SHAYS.  
H.J. Res. 44: Ms. MCCOLLUM of Minnesota, Mr. TANCREDO, Mr. SCHIFF, Mr. FRANK of Massachusetts, Ms. DELAULO, Mr. MORAN of Virginia, and Mr. WYNN.  
H. Con. Res. 25: Mr. PENCE.  
H. Con. Res. 163: Mr. LINCOLN DAVIS of Tennessee.  
H. Con. Res. 169: Ms. JACKSON-LEE of Texas and Mr. DAVIS of Illinois.  
H. Res. 32: Mrs. MCCARTHY of New York, Ms. BORDALLO, Mr. FATTAH, Mr. HONDA, Mrs. TAUSCHER, Mrs. MALONEY of New York, Mr. RANGEL, Ms. CLARKE, Mr. McNULTY, Mr. AL GREEN of Texas, Ms. CORRINE BROWN of Florida, Mr. GUTIERREZ, Mr. HINOJOSA, Ms. KILPATRICK, Mr. DAVIS of Illinois, Mrs. CHRISTENSEN, Mr. CUMMINGS, Mr. MEEKS of New York, Ms. NORTON, and Mr. FALDOMAEGA.  
H. Res. 34: Mr. HASTINGS of Florida, Mr. CONYERS, Mr. FATTAH, Ms. CARSON, Mr. JEFFERSON, Mr. MORAN of Virginia, Mr. RANGEL, Mr. McNULTY, Mr. HINOJOSA, Ms. MOORE of Wisconsin, Ms. CORRINE BROWN of Florida, Mr. GUTIERREZ, Mr. PAYNE, Mr. DOYLE, Mr. DAVIS of Illinois, Mrs. CHRISTENSEN, Mr. CUMMINGS, Mr. MEEKS of New York, Ms. NORTON, Mr. FALDOMAEGA, and Ms. KILPATRICK.  
H. Res. 111: Mr. THOMPSON of California, Mr. ROTHMAN, and Mr. BRADY of Pennsylvania.  
H. Res. 303: Mr. GERLACH, Mrs. MCCARTHY of New York, and Ms. JACKSON-LEE of Texas.  
H. Res. 375: Mr. BROWN of South Carolina.  
H. Res. 380: Mr. COHEN and Mr. MCGOVERN.  
H. Res. 426: Mr. FORTUÑO.  
H. Res. 427: Mr. HINCHEY, Mr. PALLONE, Mr. HONDA, Mr. SHERMAN, and Mr. KUCINICH.  
H. Res. 433: Mr. PICKERING.  
H. Res. 467: Mr. GONZALEZ.  
H. Res. 470: Mrs. DRAKE, Mr. BACHUS, Mr. McHUGH, and Mrs. CAPPS.  
H. Res. 477: Mrs. TAUSCHER.  
H. Res. 489: Mr. MORAN of Virginia.  
H. Res. 493: Mr. WAXMAN, Mr. CAMPBELL of California, Mrs. TAUSCHER, Mr. CALVERT, Ms. WATSON, Mr. SCHIFF, Mr. McCOTTER, Mrs. CAPPS, Ms. ROYBAL-ALLARD, and Ms. LINDA T. SANCHEZ of California.  
H. Res. 501: Mr. SHIMKUS, Mr. BARRETT of South Carolina, Mr. SAM JOHNSON of Texas, Mr. NEUGEBAUER, Mr. WALBERG, Mr. HENSARLING, Mr. BOUSTANY, Mr. GOHMERT, Mr. MARCHANT, Mr. BAKER, Mr. REYNOLDS, Mr. RODRIGUEZ, Mr. REYES, Mr. SMITH of Washington, Mr. WAMP, Mr. DELAHUNT, Ms. DELAULO, Mr. PASCRELL, Mr. EDWARDS, Mr. LAMPSON, Mr. DOYLE, Mr. AL GREEN of Texas, Mr. KELLER, Mr. McHUGH, and Mr. GENE GREEN of Texas.

H. Res. 506: Mr. ADERHOLT, Mr. FRANKS of Arizona, Mr. McNULTY, and Mr. AL GREEN of Texas.

H. Res. 509: Ms. LEE.

#### ¶88.30 PETITIONS

Under clause 3 of rule XII,

89. The SPEAKER presented a petition of the U.S. National Commission on Libraries and Information Science, relative to a Resolution recognizing the need for state certified school library media specialists; which was referred to the Committee on Energy and Commerce.

### MONDAY, JUNE 25, 2007 (89)

#### ¶89.1 APPOINTMENT OF SPEAKER PRO TEMPORE

The House was called to order at 12:30 p.m. by the SPEAKER pro tempore, Mr. Lincoln DAVIS of Tennessee, who laid before the House the following communication:

WASHINGTON, DC,  
June 25, 2007.

I hereby appoint the Honorable LINCOLN DAVIS to act as Speaker pro tempore on this day.

NANCY PELOSI,  
*Speaker of the House of Representatives.*

#### ¶89.2 MESSAGE FROM THE SENATE

A message from the Senate by Ms. Curtis, one of its clerks, announced that the Senate has passed a bill and a concurrent resolution of the following titles in which the concurrence of the House is requested:

S. 1099. An Act to amend chapter 89 of title 5, United States Code, to make individuals employed by the Roosevelt Campobello International Park Commission eligible to obtain Federal health insurance.

S. Con. Res. 40. A concurrent resolution supporting the goals and ideals of observing the National Day of Human Trafficking Awareness on January 11 of each year to raise awareness of and opposition to human trafficking.

#### ¶89.3 MORNING-HOUR DEBATE

The SPEAKER pro tempore, Mr. Lincoln DAVIS of Tennessee, pursuant to the order of the House of January 4, 2007, recognized Members for morning-hour debate.

#### ¶89.4 RECESS—12:32 P.M.

The SPEAKER pro tempore, Mr. Lincoln DAVIS of Tennessee, pursuant to clause 12(a) of rule I, declared the House in recess at 12 o'clock and 32 minutes p.m., until 2 p.m.

#### ¶89.5 AFTER RECESS—2 P.M.

The SPEAKER pro tempore, Mr. Lincoln DAVIS of Tennessee, called the House to order.

#### ¶89.6 APPROVAL OF THE JOURNAL

The SPEAKER pro tempore, Mr. Lincoln DAVIS of Tennessee, announced he had examined and approved the Journal of the proceedings of Friday, June 22, 2007.

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

#### ¶89.7 COMMUNICATIONS

Executive and other communications, pursuant to clause 8, rule XII, were referred as follows:

2295. A letter from the Congressional Review Coordinator, Department of Agriculture, transmitting the Department's final rule — Wood Packaging Material; Treatment Modification [Docket No. APHIS-2006-0129] (RIN: 0579-AC32) received June 4, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

2296. A letter from the Congressional Review Coordinator, Department of Agriculture, transmitting the Department's final rule — Emerald Ash Border; Quarantined Areas; Maryland [Docket No. APHIS-2007-0028] received June 4, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

2297. A letter from the Assistant Secretary for Reserve Affairs, Department of Defense, transmitting the Department's STARBASE Program 2006 Annual Report, pursuant to 10 U.S.C. 2193b(g); to the Committee on Armed Services.

2298. A letter from the Acting Assistant Secretary, Department of Education, transmitting the Department's report on the amount of the acquisitions made from entities that manufacture the articles, materials, or supplies outside of the United States in fiscal year 2006, pursuant to Public Law 109-115, section 837; to the Committee on Education and Labor.

2299. A letter from the Attorney, Office of Assistant General Counsel for Legislation and Regulatory Law, Department of Energy, transmitting the Department's final rule — Acquisition Regulation: Implementation of DOE's Cooperative Audit Strategy for Its Management and Operating Contracts (RIN: 1991-AB67) received May 25, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

2300. A letter from the Director, Defense Security Cooperation Agency, transmitting pursuant to the reporting requirements of Section 36(b)(1) of the Arms Export Control Act, as amended, Transmittal No. 07-31, concerning the Department of the Navy's proposed Letter(s) of Offer and Acceptance to Turkey for defense articles and services, pursuant to 22 U.S.C. 2776(a); to the Committee on Foreign Affairs.

2301. A letter from the Assistant Legal Adviser for Treaty Affairs, Department of State, transmitting pursuant to the Taiwan Relations Act, agreements concluded by the American Institute in Taiwan on April 16 and April 17, 2007, pursuant to 22 U.S.C. 3311(a); to the Committee on Foreign Affairs.

2302. A letter from the Chairman of the Board, Pension Benefit Guaranty Corporation, transmitting the semiannual report on activities of the Inspector General of the Pension Benefit Guaranty Corporation for the period October 1, 2006 through March 31, 2007, pursuant to 5 U.S.C. app. (Insp. Gen. Act) section 8G(h)(2); to the Committee on Oversight and Government Reform.

2303. A letter from the District of Columbia Auditor, Office of the District of Columbia Auditor, transmitting a report entitled, "Letter Report: Auditor's Preliminary Findings From Examination of Contract Between the Office of Contracting and Procurement and Venable, Baetjer and Howard, LLP," pursuant to D.C. Code section 47-117(d); to the Committee on Oversight and Government Reform.

2304. A letter from the Federal Co-Chair, Appalachian Regional Commission, transmitting the semiannual report on the activities of the Office of Inspector General for the period October 1, 2006, through March 31, 2007, pursuant to 5 U.S.C. app. (Insp. Gen. Act) section 8G(h)(2); to the Committee on Oversight and Government Reform.

2305. A letter from the Secretary, Department of the Treasury, transmitting two Semiannual Reports which were prepared separately by Treasury's Office of Inspector

General (OIG) and the Treasury Inspector General for Tax Administration (TIGTA) for the period ended March 31, 2007, pursuant to 5 U.S.C. app. (Insp. Gen. Act) section 5(b); to the Committee on Oversight and Government Reform.

2306. A letter from the Deputy Archivist of the United States, National Archives and Records Administration, transmitting the Administration's final rule — NARA Reproduction Fees [FDMS Docket NARA-07-0002] (RIN: 3095-AB49) received May 31, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Oversight and Government Reform.

2307. A letter from the Director, Peace Corps, transmitting the semiannual report on the activities of the Office of Inspector General for the period October 1, 2006 through March 31, 2007, pursuant to 5 U.S.C. app. (Insp. Gen. Act) section 5(b); to the Committee on Oversight and Government Reform.

2308. A letter from the Assistant Secretary for Water and Science, Department of the Interior, transmitting the Department's final rule — Public Conduct on Bureau of Reclamation Facilities, Lands, and Waterbodies; Inclusion of Hoover Dam (RIN: 1006-AA52) received June 6, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Natural Resources.

2309. A letter from the Regulatory Analyst, Department of the Interior, transmitting the Department's final rule — Protection of Eagles; Definition of "Disturb" (RIN: 1018-AT94) received June 6, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Natural Resources.

2310. A letter from the Federal Liaison Officer, Department of Commerce, transmitting the Department's final rule — Fastener Quality Act [Docket No: 070404076-7077-01] (RIN: 0693-AB57) received June 14, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Science and Technology.

2311. A letter from the Chief, Publications and Regulations Branch, Internal Revenue Service, transmitting the Service's final rule — Change of address for submission of CREBs applications [Notice 2007-56] received June 19, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

2312. A letter from the Chief, Publications and Regulations Branch, Internal Revenue Service, transmitting the Service's final rule — Tier 1 Issue: Government Settlements Directive #1 [LMSB Control No.: LMSB-04-0507-042 Impacted IRM 4.51.2] received June 4, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

2313. A letter from the Chief, Publications and Regulations Branch, Internal Revenue Service, transmitting the Service's final rule — Section 72.—Annuities: Certain Proceeds of Endowment and Life Insurance Contracts (Rev. Rul. 2007-38) received June 4, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

2314. A letter from the Chairman, Farm Credit System Insurance Corporation, transmitting the Corporation's annual report for calendar year 2006, pursuant to 12 U.S.C. 2277a-13; jointly to the Committees on Oversight and Government Reform and Agriculture.

#### ¶89.8 ROBERT E. LEE COYLE UNITED STATES COURTHOUSE

Ms. NORTON moved to suspend the rules and pass the bill of the Senate (S. 801) to designate a United States courthouse located in Fresno, California, as the "Robert E. Lee Coyle United States Courthouse".

The SPEAKER pro tempore, Mr. Lincoln DAVIS of Tennessee, recognized

Ms. NORTON and Mr. BOUSTANY, each for 20 minutes.

After debate,  
The question being put, *viva voce*,  
Will the House suspend the rules and pass said bill?

The SPEAKER pro tempore, Mr. Lincoln DAVIS of Tennessee, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill was passed was, by unanimous consent, laid on the table.

*Ordered*, That the Clerk notify the Senate thereof.

¶89.9 RECREATIONAL BOATING AND BOATING INDUSTRY RECOGNITION

Ms. NORTON moved to suspend the rules and agree to the following resolution (H. Res. 505):

Whereas the boating community in the United States includes over 73,000,000 individuals, generates more than \$39,000,000,000 annually in the United States economy, and provides jobs for 380,000 citizens of the United States;

Whereas boaters often serve as stewards of the marine environment of the United States, educating future generations of the value of these resources, and preserving such resources for such generations' enjoyment;

Whereas there are approximately 1,400 active boat builders in the United States, using materials and services contributed from all 50 States;

Whereas boating, as an activity, provides opportunities for families to be together, appeals to all age groups, and has a beneficial effect on the physical fitness and scholastic performance of those who participate; and

Whereas, July 1, 2007, would be an appropriate day to establish as National Boating Day: Now, therefore, be it

*Resolved*, That it is the sense of the House of Representatives that—

(1) the recreational boating community and the boating industry of the United States should be commended for their innumerable contributions to the economy of the United States, the well-being of United States citizens, and responsible environmental stewardship of the marine resources of the United States; and

(2) the President should issue a proclamation calling on the people of the United States to observe National Boating Day with appropriate programs and activities.

The SPEAKER pro tempore, Mr. Lincoln DAVIS of Tennessee, recognized Ms. NORTON and Mr. BOUSTANY, each for 20 minutes.

After debate,  
The question being put, *viva voce*,  
Will the House suspend the rules and agree to said resolution?

The SPEAKER pro tempore, Mr. Lincoln DAVIS of Tennessee, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said resolution was agreed to.

A motion to reconsider the vote whereby the rules were suspended and said resolution was agreed to was, by unanimous consent, laid on the table.

¶89.10 GEORGE HOWARD, JR. FEDERAL BUILDING AND UNITED STATES COURTHOUSE

Ms. NORTON moved to suspend the rules and pass the bill (H.R. 2011) to designate the Federal building and United States courthouse located at 100 East 8th Avenue in Pine Bluff, Arkansas, as the "George Howard, Jr. Federal Building and United States Courthouse".

The SPEAKER pro tempore, Mr. Lincoln DAVIS of Tennessee, recognized Ms. NORTON and Mr. BOUSTANY, each for 20 minutes.

After debate,  
The question being put, *viva voce*,  
Will the House suspend the rules and pass said bill?

The SPEAKER pro tempore, Mr. Lincoln DAVIS of Tennessee, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill was passed was, by unanimous consent, laid on the table.

*Ordered*, That the Clerk request the concurrence of the Senate in said bill.

¶89.11 CHANGE OF REFERENCE—H.R. 123

On motion of Ms. WATSON, by unanimous consent, the Committee on Transportation and Infrastructure was discharged from further consideration of the bill (H.R. 123) to authorize appropriations for the San Gabriel Basin Restoration Fund.

When said bill was rereferred to the Committee on Natural Resources.

¶89.12 TONY BLAIR, PRIME MINISTER OF THE UNITED KINGDOM

Ms. WATSON moved to suspend the rules and agree to the following resolution (H. Res. 416):

Whereas Tony Blair has served as the Prime Minister of the United Kingdom for more than a decade, winning three general elections as leader of the Labour Party;

Whereas Mr. Blair played an instrumental role in achieving peace in Northern Ireland and negotiating the Good Friday Agreement which brought all communities into the political and governmental process and ended centuries of division, conflict, and strife;

Whereas Mr. Blair committed himself to bringing devolved government to Northern Ireland which was achieved with the recent decision of the Democratic Unionist Party and Sinn Féin agreeing to form a power-sharing government;

Whereas the United Kingdom and the United States have had a long-standing alliance which was further strengthened during Tony Blair's tenure as he and the United Kingdom stood side-by-side with the United States during conflicts in Bosnia, Kosovo, Afghanistan, and Iraq;

Whereas Mr. Blair showed British solidarity with the United States after the 9/11 terrorist attacks by being the first foreign leader to visit Ground Zero and attending President Bush's speech before a joint session of Congress on September 20, 2001;

Whereas Mr. Blair displayed exemplary leadership as Prime Minister when the United Kingdom suffered its own terrorist

attacks on July 7, 2005, when suicide bombers killed 52 people traveling on London's public transportation system;

Whereas the United Kingdom has been a steadfast ally to the United States in the Global War on Terror as it is the second largest contributor of coalition forces in Iraq and Afghanistan; and

Whereas on July 17, 2003, Mr. Blair was awarded the Congressional Gold Medal that declared "Congress finds that Prime Minister Tony Blair of the United Kingdom has clearly demonstrated, during a very trying and historic time for our two countries, that he is a staunch and steadfast ally of the United States of America.": Now, therefore, be it

*Resolved*, That the House of Representatives—

(1) recognizes the remarkable public service of Tony Blair during his tenure as Prime Minister of the United Kingdom; and

(2) expresses appreciation to Mr. Blair for his steadfast support for the United States and Britain's invaluable alliance to our Nation.

The SPEAKER pro tempore, Mr. Lincoln DAVIS of Tennessee, recognized Ms. WATSON and Mr. BILIRAKIS, each for 20 minutes.

After debate,  
The question being put, *viva voce*,  
Will the House suspend the rules and agree to said resolution?

The SPEAKER pro tempore, Mr. Lincoln DAVIS of Tennessee, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said resolution was agreed to.

A motion to reconsider the vote whereby the rules were suspended and said resolution was agreed to was, by unanimous consent, laid on the table.

¶89.13 EXPRESSING CONDOLENCES TO THE FAMILY OF JACK VALENTI

Ms. NORTON moved to suspend the rules and agree to the following resolution (H. Res. 361); as amended:

Whereas Jack Valenti was born in Houston, Texas, on September 5, 1921, and resided in Washington, DC and Beverly Hills, California;

Whereas Jack Valenti graduated from the University of Houston with a Bachelor of Arts degree and from Harvard University with a Master of Business Administration degree;

Whereas Jack Valenti served as special assistant to President Lyndon B. Johnson;

Whereas Jack Valenti was the distinguished president of the Motion Picture Association of America for 38 years;

Whereas Jack Valenti was a trusted presidential advisor, a war hero, an author, and a pioneer in the American film industry;

Whereas Jack Valenti was a great humanitarian who served as a powerful spokesperson for the global fight against AIDS, tuberculosis, and malaria;

Whereas Jack Valenti was a loving husband to his wife, Mary Margaret, and an exceptional father to his three children, Alexandra, John, and Courtenay;

Whereas Jack Valenti's spirit touched everyone he encountered, whether in his political career or in his time spent with the Motion Picture Association of America;

Whereas Jack Valenti revolutionized the movie industry through the creation of a voluntary movie rating system that has endured to this day;

Whereas Jack Valenti's vision for the movie industry has withstood the test of time, and has provided guidance for families in their movie viewing experiences as well as safeguards for our filmmakers;

Whereas the vision and character Jack Valenti brought to the movie industry will be greatly missed; and

Whereas on April 26, 2007, Jack Valenti passed away, prompting his friend and confidant, Dan Glickman, to say, "Jack was a showman, a gentleman, an orator, and a passionate champion of this country, its movies, and the enduring freedoms that made both so important to this world. He also embodied the theatricality of our industry with his conviction, quick wit and boundless energy. In a very real sense, he was the ultimate leading man." Now, therefore, be it

*Resolved*, That the House of Representatives—

(1) recognizes Jack Valenti as one of the greatest contributors to the motion picture industry;

(2) honors Jack Valenti for his service to his country, for his tremendous accomplishments, and for his contributions to the movie industry and to the Nation; and

(3) extends its deepest condolences to the family of Jack Valenti.

The SPEAKER pro tempore, Mr. Lincoln DAVIS of Tennessee, recognized Ms. NORTON and Mr. SHAYS, each for 20 minutes.

After debate,

The question being put, *viva voce*,

Will the House suspend the rules and agree to said resolution, as amended?

The SPEAKER pro tempore, Mr. Lincoln DAVIS of Tennessee, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said resolution, as amended, was agreed to.

A motion to reconsider the vote whereby the rules were suspended and said resolution, as amended, was agreed to was, by unanimous consent, laid on the table.

#### §189.14 WELCOME HOME VIETNAM VETERANS DAY

Ms. NORTON moved to suspend the rules and agree to the following resolution (H. Res. 189):

Whereas the Vietnam War was fought in Vietnam from 1961 to 1975, and involved North Vietnam and the Viet Cong in conflict with United States Armed Forces and South Vietnam;

Whereas the United States became involved in Vietnam because policy-makers in the United States believed that if South Vietnam fell to a Communist government then Communism would spread throughout the rest of Southeast Asia;

Whereas members of the United States Armed Forces began serving in an advisory role to the South Vietnamese in 1961;

Whereas as a result of the Gulf of Tonkin incidents on August 2 and 4, 1964, Congress overwhelmingly passed the Gulf of Tonkin Resolution (Public Law 88-408), on August 7, 1964, which effectively handed over war-making powers to President Johnson until such time as "peace and security" had returned to Vietnam;

Whereas, in 1965, United States Armed Forces ground combat units arrived in Vietnam;

Whereas, by the end of 1965, there were 80,000 United States troops in Vietnam, and by 1969 a peak of approximately 543,000 troops was reached;

Whereas, on January 27, 1973, the Treaty of Paris was signed, which required the release of all United States prisoners-of-war held in North Vietnam and the withdrawal of all United States Armed Forces from South Vietnam;

Whereas, on March 30, 1973, the United States Armed Forces completed the withdrawal of combat troops from Vietnam;

Whereas more than 58,000 members of the United States Armed Forces lost their lives in Vietnam and more than 300,000 members of the Armed Forces were wounded;

Whereas, in 1982, the Vietnam Veterans Memorial was dedicated in the District of Columbia to commemorate those members of the United States Armed Forces who died or were declared missing-in-action in Vietnam;

Whereas the Vietnam War was an extremely divisive issue among the people of the United States;

Whereas members of the United States Armed Forces who served bravely and faithfully for the United States during the Vietnam War were caught upon their return home in the crossfire of public debate about the involvement of the United States in the Vietnam War;

Whereas the establishment of a "Welcome Home Vietnam Veterans Day" would be an appropriate way to honor those members of the United States Armed Forces who served in Vietnam during the Vietnam War; and

Whereas March 30 would be an appropriate day to establish as "Welcome Home Vietnam Veterans Day": Now, therefore, be it

*Resolved*, That it is the sense of the House of Representatives that there should be established a "Welcome Home Vietnam Veterans Day" to honor those members of the United States Armed Forces who served in Vietnam.

The SPEAKER pro tempore, Mr. Lincoln DAVIS of Tennessee, recognized Ms. NORTON and Mr. SHAYS, each for 20 minutes.

After debate,

The question being put, *viva voce*,

Will the House suspend the rules and agree to said resolution?

The SPEAKER pro tempore, Mr. Lincoln DAVIS of Tennessee, announced that two-thirds of the Members present had voted in the affirmative.

Ms. NORTON demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Mr. Lincoln DAVIS of Tennessee, pursuant to clause 8, rule XX, announced that further proceedings on the question were postponed.

#### §189.15 NATIONAL PET WEEK

Ms. NORTON moved to suspend the rules and agree to the following concurrent resolution (H. Con. Res. 142); as amended:

Whereas this year marks the 26th anniversary of "National Pet Week", sponsored by the American Veterinary Medical Association and the Auxiliary to the American Veterinary Medical Association;

Whereas animals and pets give companionship and pleasure in daily living, share the homes of nearly 69,000,000 individuals or families in the United States, and provide special benefits to elderly persons and children;

Whereas the people of the United States have a firm commitment to promote responsible care of animals and pets and guard against cruel and irresponsible treatment;

Whereas teaching kindness and respect for all living animals through education in

schools and communities is essential to the basic values of a humane and civilized society;

Whereas the people of the United States are grateful to the veterinary medical profession for providing preventive and emergency medical care and assistance to animals, spaying and neutering animals to combat overpopulation, and contributing to the education of animal owners; and

Whereas the people of the United States are indebted to animal protection organizations, State humane organizations, and local animal care and control agencies for promoting respect for animals and pets, educating children about humane attitudes, and caring for lost, unwanted, abused, and abandoned animals: Now, therefore, be it

*Resolved by the House of Representatives (the Senate concurring)*, That it is the sense of the Congress—

(1) that there should be established an annual National Pet Week; and

(2) the goals and ideals expressed during National Pet Week should be guides for the people of the United States to observe in the care of pets.

The SPEAKER pro tempore, Mr. Lincoln DAVIS of Tennessee, recognized Ms. NORTON and Mr. SHAYS, each for 20 minutes.

After debate,

The question being put, *viva voce*,

Will the House suspend the rules and agree to said concurrent resolution, as amended?

The SPEAKER pro tempore, Mr. Lincoln DAVIS of Tennessee, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said concurrent resolution, as amended, was agreed to.

A motion to reconsider the vote whereby the rules were suspended and said concurrent resolution, as amended, was agreed to was, by unanimous consent, laid on the table.

#### §189.16 FHA MANUFACTURED HOUSING LOAN MODERNIZATION

Mr. DONNELLY moved to suspend the rules and pass the bill (H.R. 2139) to modernize the manufactured housing loan insurance program under title I of the National Housing Act; as amended.

The SPEAKER pro tempore, Mr. Lincoln DAVIS of Tennessee, recognized Mr. DONNELLY and Ms. Ginny BROWN-WAITE of Florida, each for 20 minutes.

After debate,

The question being put, *viva voce*,

Will the House suspend the rules and pass said bill, as amended?

The SPEAKER pro tempore, Mr. Lincoln DAVIS of Tennessee, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill, as amended, was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill, as amended, was passed was, by unanimous consent, laid on the table.

*Ordered*, That the Clerk request the concurrence of the Senate in said bill.

¶89.17 NATIONAL HOMEOWNERSHIP MONTH

Mr. DONNELLY moved to suspend the rules and agree to the following resolution (H. Res. 477):

Whereas the President of the United States has issued a proclamation designating the month of June 2007 as National Homeownership Month;

Whereas the national homeownership rate in the United States has reached a record high of almost 70 percent and more than half of all minority families are homeowners;

Whereas the people of the United States are one of the best-housed populations in the world;

Whereas owning a home is a fundamental part of the American dream and is the largest personal investment many families will ever make;

Whereas homeownership provides economic security for homeowners by aiding them in building wealth over time and strengthens communities through a greater stake among homeowners in local schools, civic organizations, and churches;

Whereas creating affordable homeownership opportunities requires the commitment and cooperation of the private, public, and nonprofit sectors, including the Federal Government and State and local governments; and

Whereas the current laws of the United States, such as the American Dream Downpayment Act, encourage homeownership and should continue to do so in the future: Now, therefore, be it

*Resolved*, That the House of Representatives—

(1) fully supports the goals and ideals of National Homeownership Month; and

(2) recognizes the importance of homeownership in building strong communities and families.

The SPEAKER pro tempore, Mr. Lincoln DAVIS of Tennessee, recognized Mr. DONNELLY and Mr. ROSKAM, each for 20 minutes.

After debate,

The question being put, *viva voce*,

Will the House suspend the rules and agree to said resolution?

The SPEAKER pro tempore, Mr. Lincoln DAVIS of Tennessee, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said resolution was agreed to.

A motion to reconsider the vote whereby the rules were suspended and said resolution was agreed to was, by unanimous consent, laid on the table.

¶89.18 NONADMITTED AND REINSURANCE REFORM

Mr. MOORE of Kansas, moved to suspend the rules and pass the bill (H.R. 1065) to streamline the regulation of nonadmitted insurance and reinsurance, and for other purposes.

The SPEAKER pro tempore, Mr. Lincoln DAVIS of Tennessee, recognized Mr. MOORE of Kansas, and Ms. Ginny BROWN-WAITE of Florida, each for 20 minutes.

After debate,

The question being put, *viva voce*,

Will the House suspend the rules and pass said bill?

The SPEAKER pro tempore, Mr. Lincoln DAVIS of Tennessee, announced

that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill, as amended, was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill was passed was, by unanimous consent, laid on the table.

*Ordered*, That the Clerk request the concurrence of the Senate in said bill.

¶89.19 BAIL BOND FAIRNESS

Mr. CONYERS moved to suspend the rules and pass the bill (H.R. 2286) to amend title 18, United States Code, and the Federal Rules of Criminal Procedure with respect to bail bond forfeitures.

The SPEAKER pro tempore, Mr. Lincoln DAVIS of Tennessee, recognized Mr. CONYERS and Mr. FORBES, each for 20 minutes.

After debate,

The question being put, *viva voce*,

Will the House suspend the rules and pass said bill?

The SPEAKER pro tempore, Mr. ROSS, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill was passed was, by unanimous consent, laid on the table.

*Ordered*, That the Clerk request the concurrence of the Senate in said bill.

¶89.20 ERNEST CHILDERS DEPARTMENT OF VETERANS AFFAIRS OUTPATIENT CLINIC

Mr. HARE moved to suspend the rules and pass the bill (H.R. 366) to designate the Department of Veterans Affairs Clinic in Tulsa, Oklahoma, as the "Earnest Childers Department of Veterans Affairs Outpatient Clinic."

The SPEAKER pro tempore, Mr. ROSS, recognized Mr. HARE and Ms. Ginny BROWN-WAITE of Florida, each for 20 minutes.

After debate,

The question being put, *viva voce*,

Will the House suspend the rules and pass said bill?

The SPEAKER pro tempore, Mr. ROSS, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill was passed was, by unanimous consent, laid on the table.

*Ordered*, That the Clerk request the concurrence of the Senate in said bill.

¶89.21 CHARLES GEORGE DEPARTMENT OF VETERANS AFFAIRS MEDICAL CENTER

Mr. HARE moved to suspend the rules and pass the bill (H.R. 2546) to

designate the Department of Veterans Affairs Medical Center in Asheville, North Carolina, as the "Charles George Department of Veterans Affairs Medical Center".

The SPEAKER pro tempore, Mr. ROSS, recognized Mr. HARE and Ms. Ginny BROWN-WAITE of Florida, each for 20 minutes.

After debate,

The question being put, *viva voce*,

Will the House suspend the rules and pass said bill?

The SPEAKER pro tempore, Mr. ROSS, announced that two-thirds of the Members present had voted in the affirmative.

Mr. HARE demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Mr. ROSS, pursuant to clause 8, rule XX, announced that further proceedings on the question were postponed.

¶89.22 OSCAR G. JOHNSON DEPARTMENT OF VETERANS AFFAIRS MEDICAL FACILITY

Mr. HARE moved to suspend the rules and pass the bill (H.R. 2602) to name the Department of Veterans Affairs medical facility in Iron Mountain, Michigan, as the "Oscar G. Johnson Department of Veterans Affairs Medical Facility".

The SPEAKER pro tempore, Mr. ROSS, recognized Mr. HARE and Ms. Ginny BROWN-WAITE of Florida, each for 20 minutes.

After debate,

The question being put, *viva voce*,

Will the House suspend the rules and pass said bill?

The SPEAKER pro tempore, Mr. ROSS, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill was passed was, by unanimous consent, laid on the table.

*Ordered*, That the Clerk request the concurrence of the Senate in said bill.

¶89.23 RAYMOND G. MURPHY DEPARTMENT OF VETERANS AFFAIRS MEDICAL CENTER

Mr. HARE moved to suspend the rules and pass the bill of the Senate (S. 229) to designate a Federal building in Albuquerque, New Mexico, as the "Raymond G. Murphy Department of Veterans Affairs Medical Center".

The SPEAKER pro tempore, Mr. ROSS, recognized Mr. HARE and Ms. Ginny BROWN-WAITE of Florida, each for 20 minutes.

After debate,

The question being put, *viva voce*,

Will the House suspend the rules and pass said bill?

The SPEAKER pro tempore, Mr. ROSS, announced that two-thirds of

the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill was passed was, by unanimous consent, laid on the table.

*Ordered*, That the Clerk notify the Senate thereof.

¶89.24 DECEPTIVE PRACTICES AND VOTER INTIMIDATION PREVENTION

Mr. CONYERS moved to suspend the rules and pass the bill (H.R. 1281) to amend title 18, United States Code, to prohibit certain deceptive practices in Federal elections, and for other purposes; as amended.

The SPEAKER pro tempore, Mr. ROSS, recognized Mr. CONYERS and Mr. FORBES, each for 20 minutes.

After debate,

The question being put, *viva voce*,

Will the House suspend the rules and pass said bill, as amended?

The SPEAKER pro tempore, Mr. ROSS, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill, as amended, was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill, as amended, was passed was, by unanimous consent, laid on the table.

*Ordered*, That the Clerk request the concurrence of the Senate in said bill.

¶89.25 PROVIDING FOR CONSIDERATION OF H.R. 2643

Mr. HASTINGS of Florida, by direction of the Committee on Rules, reported (Rept. No. 110-211) the resolution (H. Res. 514) providing for consideration of the bill (H.R. 2643) making appropriations for the Department of the Interior, environment, and related agencies for the fiscal year ending September 30, 2008, and for the other purposes.

When said resolution and report were referred to the House Calendar and ordered printed.

¶89.26 SAVE FOR RETIREMENT

Ms. SCHWARTZ moved to suspend the rules and agree to the following resolution (H. Res. 513):

Whereas Americans are living longer and the cost of retirement continues to rise, in part because the number of employers providing retiree health coverage continues to decline, and retiree health care costs continue to increase at a rapid pace;

Whereas Social Security remains the bedrock of retirement income for the great majority of the people of the United States, but was never intended by Congress to be the sole source of retirement income for families;

Whereas recent data from the Employee Benefit Research Institute indicates that, in the United States, less than 2% of workers or their spouses are currently saving for retire-

ment and that the actual amount of retirement savings of workers lags far behind the amount that will be needed to adequately fund their retirement years;

Whereas many workers may not be aware of their options for saving for retirement or may not have focused on the importance of, and need for, saving for their own retirement;

Whereas many employees have available to them through their employers access to defined benefit and defined contribution plans to assist them in preparing for retirement, yet many of them may not be taking advantage of employer-sponsored defined contribution plans at all or to the full extent allowed by the plans as prescribed by Federal law;

Whereas all workers, including public- and private-sector employees, employees of tax-exempt organizations, and self-employed individuals, can benefit from increased awareness of the need to save adequate funds for retirement and the availability of tax-preferred savings vehicles to assist them in saving for retirement; and

Whereas October 21 through October 27, 2007, has been designated as "National Save for Retirement Week": Now, therefore, be it

*Resolved*, That the House of Representatives—

(1) supports the goals and ideals of National Save for Retirement Week, including raising public awareness of the various tax-preferred retirement vehicles;

(2) supports the need to raise public awareness of efficiently utilizing substantial tax revenues that currently subsidize retirement savings, revenues in excess of \$125,000,000,000 as of the 2006 Fiscal Year Budget;

(3) supports the need to raise public awareness of the importance to save adequately for retirement and the availability of tax-preferred employer-sponsored retirement savings vehicles; and

(4) calls on the States, localities, schools, universities, nonprofit organizations, businesses, other entities, and the people of the United States to observe this week with appropriate programs and activities with the goal of increasing the retirement savings for all the people of the United States.

The SPEAKER pro tempore, Mr. ROSS, recognized Ms. SCHWARTZ and Mr. Sam JOHNSON of Texas, each for 20 minutes.

After debate,

The question being put, *viva voce*,

Will the House suspend the rules and agree to said resolution?

The SPEAKER pro tempore, Mr. ROSS, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said resolution was agreed to.

A motion to reconsider the vote whereby the rules were suspended and said resolution was agreed to was, by unanimous consent, laid on the table.

¶89.27 RECESS—5:50 P.M.

The SPEAKER pro tempore, Mr. ROSS, pursuant to clause 12(a) of rule I, declared the House in recess at 5 o'clock and 50 minutes p.m., until approximately 6 p.m.

¶89.28 AFTER RECESS—6 P.M.

The SPEAKER pro tempore, Mr. ROSS, called the House to order.

¶89.29 H. RES. 189—UNFINISHED BUSINESS

The SPEAKER pro tempore, Mr. ROSS, pursuant to clause 8, rule XX, announced the unfinished business to be the motion to suspend the rules and agree to the resolution (H. Res. 189) expressing the sense of the House of Representatives that a "Welcome Home Vietnam Veterans Day" should be established.

The question being put,

Will the House suspend the rules and agree to said resolution?

The vote was taken by electronic device.

It was decided in the { Yeas ..... 381  
affirmative ..... } Nays ..... 0

¶89.30 [Roll No. 549]

YEAS—381

Abercrombie	Conyers	Herseth Sandlin
Ackerman	Cooper	Higgins
Aderholt	Costa	Hill
Akin	Costello	Hinchey
Alexander	Courtney	Hinojosa
Allen	Cramer	Hirono
Altmire	Crowley	Hobson
Andrews	Cubin	Hodes
Arcuri	Culberson	Hoekstra
Baca	Davis (AL)	Holden
Bachmann	Davis (CA)	Holt
Bachus	Davis (IL)	Honda
Baird	Davis, David	Hooley
Baker	Davis, Lincoln	Hoyer
Baldwin	Davis, Tom	Hulshof
Barrett (SC)	Deal (GA)	Hunter
Barrow	DeFazio	Inglis (SC)
Bartlett (MD)	DeGette	Insee
Barton (TX)	Delahunt	Israel
Bean	DeLauro	Jackson (IL)
Becerra	Dent	Jackson-Lee
Berkley	Diaz-Balart, L.	(TX)
Berman	Diaz-Balart, M.	Jindal
Berry	Dicks	Johnson (GA)
Biggert	Doggett	Johnson, E. B.
Bilbray	Donnelly	Johnson, Sam
Bilirakis	Doyle	Jones (NC)
Bishop (GA)	Drake	Jordan
Bishop (NY)	Dreier	Kagen
Bishop (UT)	Duncan	Kanjorski
Blackburn	Edwards	Kaptur
Blumenauer	Ehlers	Keller
Boehner	Ellison	Kennedy
Bonner	Ellsworth	Kildee
Bono	Emanuel	King (IA)
Boozman	Engel	King (NY)
Boswell	English (PA)	Kingston
Boucher	Eshoo	Kirk
Boustany	Etheridge	Klein (FL)
Boyda (KS)	Fallin	Kline (MN)
Brady (PA)	Farr	Knollenberg
Brady (TX)	Fattah	Kuhl (NY)
Braley (IA)	Feeney	Lamborn
Brown (SC)	Filner	Lampson
Brown, Corrine	Flake	Langevin
Brown-Waite,	Forbes	Larsen (WA)
Ginny	Fossella	Larson (CT)
Buchanan	Fox	Latham
Burgess	Frank (MA)	LaTourette
Burton (IN)	Franks (AZ)	Lee
Butterfield	Frelinghuysen	Levin
Buyer	Garrett (NJ)	Lewis (CA)
Calvert	Giffords	Lewis (GA)
Camp (MI)	Gillibrand	Lewis (KY)
Campbell (CA)	Gillmor	Linder
Cannon	Gingrey	Lipinski
Cantor	Gohmert	LoBiondo
Capito	Gonzalez	Loeb
Capps	Goode	Loftgren, Zoe
Cardoza	Goodlatte	Lowey
Carnahan	Gordon	Lucas
Carney	Granger	Lungren, Daniel
Castle	Graves	E.
Castor	Grijalva	Lynch
Chabot	Hall (NY)	Mack
Chandler	Hall (TX)	Mahoney (FL)
Clarke	Hare	Manzullo
Clay	Hastert	Marchant
Cleaver	Hastings (FL)	Markey
Clyburn	Hastings (WA)	Marshall
Coble	Hayes	Matheson
Cohen	Heller	Matsui
Cole (OK)	Hensarling	McCarthy (CA)
Conaway	Herger	McCarthy (NY)



McCaul (TX) Price (NC) Snyder  
 McCollum (MN) Putnam Solis  
 McCotter Radanovich Souder  
 McCrery Rahall Space  
 McDermott Ramstad Spratt  
 McGovern Rangel Stark  
 McHenry Regula Stearns  
 McHugh Rehberg Stupak  
 McIntyre Reichert Sullivan  
 McKeon Renzi Sutton  
 McMorris Reyes Tancredo  
 Rodgers Reynolds Tanner  
 McNeerney Rodriguez Tauscher  
 McNulty Rogers (KY) Taylor  
 Meehan Rogers (MI) Terry  
 Meek (FL) Rohrabacher Thompson (CA)  
 Melancon Ros-Lehtinen Thompson (MS)  
 Mica Roskam Thornberry  
 Michaud Ross Tiahrt  
 Miller (FL) Rothman Tiberi  
 Miller (MI) Roybal-Allard Tierney  
 Miller (NC) Royce Towns  
 Miller, Gary Ruppertsberger Turner  
 Miller, George Ryan (OH) Udall (CO)  
 Mitchell Ryan (WI) Udall (NM)  
 Mollohan Salazar Upton  
 Moore (KS) Sali Van Hollen  
 Moore (WI) Sánchez, Linda Velázquez  
 Moran (KS) T. Visclosky  
 Moran (VA) Sanchez, Loretta Walberg  
 Murphy (CT) Sarbanes Walden (OR)  
 Murphy, Patrick Saxton Walsh (NY)  
 Murphy, Tim Schakowsky Wamp  
 Musgrave Schiff Wasserman  
 Myrick Schmidt Schultz  
 Nadler Schwartz Waters  
 Napolitano Scott (GA) Watson  
 Neal (MA) Scott (VA) Watt  
 Nunes Sensenbrenner Waxman  
 Obey Serrano Weiner  
 Oliver Sestak Welch (VT)  
 Pallone Shadegg Weldon (FL)  
 Pascrell Shays Weller  
 Pastor Shea-Porter Whitfield  
 Payne Sherman Wicker  
 Pearce Shimkus Wilson (NM)  
 Pence Shuler Wilson (OH)  
 Perlmutter Shuster Wilson (SC)  
 Peterson (MN) Sires Wolf  
 Petri Skelton Woolsey  
 Pickering Slaughter Wu  
 Pitts Smith (NE) Wynn  
 Platts Smith (NJ) Yarmuth  
 Porter Smith (TX) Young (AK)  
 Price (GA) Smith (WA) Young (FL)

NOT VOTING—51

Blunt Gallegly Meeks (NY)  
 Boren Gerlach Murtha  
 Boyd (FL) Gilchrest Neugebauer  
 Capuano Green, Al Oberstar  
 Carson Green, Gene Ortiz  
 Carter Gutierrez Paul  
 Crenshaw Harman Peterson (PA)  
 Cuellar Issa Poe  
 Cummings Jefferson Pomeroy  
 Davis (KY) Johnson (IL) Pryce (OH)  
 Davis, Jo Ann Jones (OH) Rogers (AL)  
 Dingell Kilpatrick Rush  
 Doolittle Kind Sessions  
 Emerson Kucinich Simpson  
 Everett LaHood Walz (MN)  
 Ferguson Lantos Westmoreland  
 Fortenberry Maloney (NY) Wexler

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said resolution was agreed to.

A motion to reconsider the vote whereby the rules were suspended and said resolution was agreed to was, by unanimous consent, laid on the table.

¶89.31 H.R. 2546—UNFINISHED BUSINESS

The SPEAKER pro tempore, Mr. ROSS, pursuant to clause 8, rule XX, announced the further unfinished business to be the motion to suspend the rules and pass the bill (H.R. 2546) to designate the Department of Veterans Affairs Medical Center in Asheville, North Carolina, as the "Charles George Department of Veterans Affairs Medical Center".

The question being put,  
 Will the House suspend the rules and pass said bill?

The vote was taken by electronic device.

It was decided in the { Yeas ..... 381  
 affirmative ..... } Nays ..... 0

¶89.32 [Roll No. 550]

YEAS—381

Abercrombie Davis, David Johnson, Sam  
 Ackerman Davis, Lincoln Jones (NC)  
 Aderholt Davis, Tom Jordan  
 Akin Deal (GA) Kagen  
 Alexander DeFazio Kanjorski  
 Allen DeGette Kaptur  
 Altmire Delahunt Keller  
 Andrews DeLauro Kennedy  
 Arcuri Dent Kildee  
 Baca Diaz-Balart, L. King (IA)  
 Bachmann Diaz-Balart, M. King (NY)  
 Bachus Dicks Kingston  
 Baird Dingell Kirk  
 Baker Doggett Klein (FL)  
 Baldwin Donnelly Kline (MN)  
 Barrett (SC) Doyle Knollenberg  
 Barrow Drake Kuhl (NY)  
 Bartlett (MD) Dreier Lamborn  
 Barton (TX) Duncan Lampson  
 Bean Edwards Langevin  
 Becerra Ehlers Larsen (WA)  
 Berkley Ellison Larson (CT)  
 Berman Ellsworth Latham  
 Berry Emanuel LaTourette  
 Biggert Engel Lee  
 Bilbray English (PA) Levin  
 Bilirakis Eshoo Lewis (CA)  
 Bishop (GA) Etheridge Lewis (GA)  
 Bishop (NY) Fallon Lewis (KY)  
 Bishop (UT) Farr Linder  
 Blackburn Fattah Lipinski  
 Blumensauer Filner LoBiondo  
 Boehner Flake Loeb sack  
 Bonner Forbes Lofgren, Zoe  
 Bono Fossella Lowey  
 Boozman Foxx Lucas  
 Boswell Frank (MA) Lungren, Daniel  
 Boucher Franks (AZ) E.  
 Boustany Frelinghuysen Lynch  
 Boyda (KS) Garrett (NJ) Mack  
 Brady (PA) Giffords Mahoney (FL)  
 Brady (TX) Gillibrand Manzullo  
 Braley (IA) Gillmor Marchant  
 Brown (SC) Gingrey Markey  
 Brown, Corrine Gonzalez Matheson  
 Brown-Waite, Goode Matsui  
 Ginny Goodlatte  
 Buchanan Gordon McCarthy (CA)  
 Burgess Granger McCarthy (NY)  
 Burton (IN) Graves McCaul (TX)  
 Butterfield Grijalva McCollum (MN)  
 Buyer Hall (NY) McCotter  
 Calvert Hall (TX) McCrery  
 Camp (MI) Hare McDermott  
 Campbell (CA) Hastert McGovern  
 Cannon Hastings (FL) McHenry  
 Cantor Hastings (WA) McHugh  
 Capito Hayes McIntyre  
 Capps Heller McKeon  
 Cardoza Hensarling McMorris  
 Carnahan Herger Rodgers  
 Carney Hersheth Sandlin McNerney  
 Castle Higgins McNulty  
 Castor Hill Meehan  
 Chabot Hinchey Meek (FL)  
 Chandler Hinojosa Melancon  
 Clarke Hirono Mica  
 Clay Hobson Michaud  
 Cleaver Hodes Miller (FL)  
 Cleburn Hoekstra Miller (MI)  
 Coble Holden Miller (NC)  
 Cohen Holt Miller, Gary  
 Cole (OK) Honda Miller, George  
 Conaway Hooley Mitchell  
 Conyers Hoyer Moore (KS)  
 Cooper Hulshof Moore (WI)  
 Costa Hunter Moran (VA)  
 Costello Inglis (SC) Moran (KS)  
 Courtney Inslee Murphy (CT)  
 Cramer Israel Murphy, Patrick  
 Crowley Jackson (IL) Murphy, Tim  
 Cubin Jackson-Lee Musgrave  
 Culberson (TX) Myrick  
 Cummings Jindal Nadler  
 Davis (AL) Johnson (GA) Napolitano  
 Davis (CA) Johnson (IL) Neal (MA)  
 Davis (IL) Johnson, E. B. Nunes

Obey Sali Taylor  
 Oliver Sánchez, Linda Terry  
 Pallone T. Thompson (CA)  
 Pascrell Sanchez, Loretta Thompson (MS)  
 Pastor Sarbanes Thornberry  
 Payne Saxton Tiahrt  
 Pearce Schakowsky Tiberi  
 Pence Schiff Tierney  
 Perlmutter Schmidt Towns  
 Peterson (MN) Schwartz Turner  
 Petri Scott (GA) Udall (CO)  
 Pickering Scott (VA) Udall (NM)  
 Pitts Sensenbrenner Upton  
 Platts Serrano Van Hollen  
 Porter Sestak Velázquez  
 Price (GA) Shadegg Visclosky  
 Price (NC) Shays Walberg  
 Putnam Shea-Porter Walden (OR)  
 Radanovich Sherman Walsh (NY)  
 Rahall Shimkus Wamp  
 Ramstad Shuler Wasserman  
 Rangel Shuster Schultz  
 Regula Sires Waters  
 Rehberg Skelton Watson  
 Reichert Slaughter Watt  
 Renzi Smith (NE) Waxman  
 Reyes Smith (NJ) Weiner  
 Reynolds Smith (TX) Welch (VT)  
 Rodriguez Smith (WA) Weldon (FL)  
 Rogers (KY) Snyder Weller  
 Rogers (MI) Solis Whitfield  
 Rohrabacher Souder Wicker  
 Ros-Lehtinen Space Wilson (NM)  
 Roskam Spratt Wilson (OH)  
 Ross Stark Wilson (SC)  
 Rothman Stearns Wolf  
 Roybal-Allard Stupak Woolsey  
 Royce Sullivan Wu  
 Ruppertsberger Sutton Wynn  
 Ryan (OH) Tancredo Yarmuth  
 Ryan (WI) Tanner Young (AK)  
 Salazar Tauscher Young (FL)

NOT VOTING—51

Blunt Gerlach Meeks (NY)  
 Boren Gilchrest Murtha  
 Boyd (FL) Gohmert Neugebauer  
 Capuano Green, Al Oberstar  
 Carson Green, Gene Ortiz  
 Carter Gutierrez Paul  
 Crenshaw Harman Peterson (PA)  
 Cuellar Issa Poe  
 Davis (KY) Jefferson Pomeroy  
 Davis, Jo Ann Jones (OH) Pryce (OH)  
 Doolittle Kilpatrick Rogers (AL)  
 Emerson Kind Rush  
 Everett Kucinich Sessions  
 Feeney LaHood Simpson  
 Ferguson Lantos Walz (MN)  
 Fortenberry Maloney (NY) Westmoreland  
 Gallegly Marshall Wexler

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said bill.

¶89.33 SENATE BILL REFERRED

A bill of the Senate of the following title was taken from the Speaker's table and, under the rule, referred as follows:

S. 1099. An Act to amend chapter 89 of title 5, United States Code, to make individuals employed by the Roosevelt Campobello International Park Commission eligible to obtain Federal health insurance; to the Committee on Government Reform.

¶89.34 LEAVE OF ABSENCE

By unanimous consent, leave of absence was granted—

- To Mr. CARTER, for today;
- To Mr. CUELLAR, for today;
- To Mr. DAVIS of Kentucky, for today, June 26, and June 27;
- To Ms. KILPATRICK, for today;



To Mr. ORTIZ, for today and balance of the week;  
 To Mr. PAUL, for today;  
 To Mr. POE, for today;  
 To Mr. WESTMORELAND, for today;  
 and  
 To Mrs. JONES of Ohio, for today.  
 And then,

#### 189.35 ADJOURNMENT

On motion of Mr. BARTLETT of Maryland, at 8 o'clock and 58 minutes p.m., the House adjourned.

#### 189.36 REPORTS OF COMMITTEES ON PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XIII, reports of committees were delivered to the Clerk for printing and reference to the proper calendar, as follows:

Mr. OBERSTAR: Committee on Transportation and Infrastructure. H.R. 2011. A bill to designate the Federal building and United States courthouse located at 100 East 8th Avenue in Pine Bluff, Arkansas, as the "George Howard, Jr. Federal Building and United States Courthouse" (Rept. 110-209). Referred to the House Calendar.

Mr. GEORGE MILLER of California: Committee on Education and Labor. H.R. 2669. A bill to provide for reconciliation pursuant to section 601 of the concurrent solution on the budget for fiscal year 2008; with an amendment (Rept. 110-210). Referred to the Committee of the Whole House on the state of the Union.

Mr. HASTINGS of Florida: Committee on Rules. House Resolution 514. Resolution providing for consideration of the bill (H.R. 2643) making appropriations for the Department of the Interior, environment, and related agencies for fiscal year ending September 30, 2008, and for other purposes. (Rept. 110-211). Referred to the House Calendar.

#### 189.37 PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XII, public bills and resolutions were introduced and severally referred, as follows:

By Mr. LANTOS:

H.R. 2844. A bill to promote United States emergency and non-emergency food and other assistance programs, to promote United States agricultural export programs, and for other purposes; to the Committee on Foreign Affairs, and in addition to the Committee on Agriculture, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mrs. MCCARTHY of New York:

H.R. 2845. A bill to amend the State Department Basic Authorities Act of 1956 and the Foreign Service Act of 1980 to enable the Secretary of State to respond to a critical shortage of passport processing personnel; to the Committee on Foreign Affairs.

By Mr. YARMUTH:

H.R. 2846. A bill to improve the quality of classroom learning by empowering States to develop performance-based assessments that measure higher order thinking skills; to the Committee on Education and Labor.

By Ms. SOLIS (for herself, Mr. TIERNEY, and Mr. MCNERNEY):

H.R. 2847. A bill to amend the Workforce Investment Act of 1998 to establish an energy efficiency and renewable energy worker training program; to the Committee on Education and Labor.

By Mr. CARDOZA (for himself and Mr. FERGUSON):

H.R. 2848. A bill to amend the Public Utility Regulatory Policies Act of 1978 to promote energy independence and self-sufficiency by providing for the use of net metering by certain small electric energy generation systems, and for other purposes; to the Committee on Energy and Commerce, and in addition to the Committees on Oversight and Government Reform, Financial Services, and Science and Technology, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. COLE of Oklahoma (for himself, Mr. BOREN, Ms. FALLIN, Mr. LUCAS, Mrs. MUSGRAVE, and Mr. THORNBERRY):

H.R. 2849. A bill to amend the National Trails System Act to designate the Chisholm Trail and Great Western Trail historic cattle-drive trails for study and for potential addition to the National Trails System, and for other purposes; to the Committee on Natural Resources.

By Mr. GINGREY (for himself, Mr. WU, Mr. EHLERS, Mr. MARIO DIAZ-BALART of Florida, and Mr. WELCH of Vermont):

H.R. 2850. A bill to provide for the implementation of a Green Chemistry Research and Development Program, and for other purposes; to the Committee on Science and Technology.

By Mr. HODES (for himself, Mr. CASTLE, Ms. SHEA-PORTER, Mr. NADLER, Mrs. MCCARTHY of New York, Mr. DAVIS of Illinois, Ms. SUTTON, Mrs. BOYDA of Kansas, Mr. MCGOVERN, Mr. STARK, Ms. CASTOR, Ms. CLARKE, Mr. COHEN, Mr. JOHNSON of Georgia, Mrs. LOWEY, Mr. EDWARDS, Mr. EMANUEL, Ms. SOLIS, Ms. ZOE LOFGREN of California, Mr. LANTOS, Mr. SHERMAN, Mr. WU, Mr. LINCOLN DAVIS of Tennessee, Mr. KAGEN, Mr. LARSON of Connecticut, Mr. BERRY, Mr. McDERMOTT, Mrs. TAUSCHER, Ms. HARMAN, Mr. GUTIERREZ, Mr. SCOTT of Virginia, Ms. SCHAKOWSKY, Mr. MITCHELL, Mr. SARBANES, Ms. KAPTUR, Mr. GILCREST, Mr. BARROW, Mr. McNULTY, Mr. WELCH of Vermont, Ms. SCHWARTZ, Mr. BRALEY of Iowa, Mr. ELLISON, Mr. REGULA, and Mr. BISHOP of New York):

H.R. 2851. A bill to amend the Employee Retirement Income Security Act of 1974, the Public Health Service Act, and the Internal Revenue Code of 1986 to ensure that dependent students who take a medically necessary leave of absence do not lose health insurance coverage, and for other purposes; to the Committee on Energy and Commerce, and in addition to the Committees on Education and Labor, and Ways and Means, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. HOYER (for himself and Mr. SAM JOHNSON of Texas):

H.R. 2852. A bill to grant a Federal charter to Korean War Veterans Association, Incorporated; to the Committee on the Judiciary.

By Mr. PATRICK MURPHY of Pennsylvania:

H.R. 2853. A bill to require the Environmental Protection Agency to promptly notify State and local authorities and the public of certain enforcement actions under environmental laws; to the Committee on Energy and Commerce, and in addition to the Committee on Transportation and Infrastructure, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. PALLONE:

H.R. 2854. A bill to restore, protect, and preserve the natural, chemical, physical, and biological integrity, and the economic potentialities, of the New York/New Jersey Bight through designation and establishment of the New Jersey/New York Clean Ocean Zone and the regulation of various activities therein, and for other purposes; to the Committee on Transportation and Infrastructure, and in addition to the Committee on Natural Resources, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. RODRIGUEZ:

H.R. 2855. A bill to provide for transitional emergency assistance to certain members of the Armed Forces and veterans who are severely injured while serving on active duty, to expand and improve programs for caregiver services for those members and veterans, to require improved screening and care for traumatic brain injury for returning servicemembers and veterans, and for other purposes; to the Committee on Veterans' Affairs, and in addition to the Committees on Ways and Means, and Armed Services, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Ms. SCHWARTZ (for herself and Mr. SAM JOHNSON of Texas):

H. Res. 513. A resolution supporting the goals and ideals of National Save for Retirement Week; to the Committee on Ways and Means, considered and agreed to.

By Ms. HOOLEY:

H. Res. 515. A resolution congratulating the Oregon State University Beavers baseball team for winning the 2007 National Collegiate Athletic Association Division I College World Series; to the Committee on Education and Labor.

By Mr. PALLONE (for himself and Mr. WELLER):

H. Res. 516. A resolution expressing the serious concern of the House of Representatives regarding the worsening situation in Sri Lanka; to the Committee on Foreign Affairs.

#### 189.38 PRIVATE BILLS AND RESOLUTIONS

Under clause 3 of rule XII,

Mr. DICKS introduced a bill (H.R. 2856) for the relief of Alfredo B. de Perio, Myrna L. de Perio, Allan Rey L. de Perio, and Marc de Perio; which was referred to the Committee on the Judiciary.

#### 189.39 ADDITIONAL SPONSORS

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

H.R. 23: Mr. SCOTT of Georgia.

H.R. 45: Mr. HARE.

H.R. 89: Ms. FALLIN.

H.R. 303: Mr. EVERETT.

H.R. 367: Mrs. BIGGERT, Mr. BOUSTANY, Mr. CASTLE, Mr. DAVIS of Kentucky, Mr. DENT, Mr. ENGLISH of Pennsylvania, Mr. GERLACH, Mr. GILCREST, Ms. GRANGER, Mr. ISSA, Mr. JORDAN, Mr. KINGSTON, Mr. LAMBORN, Mrs. MUSGRAVE, Mr. PORTER, Mr. PRICE of Georgia, Mr. RENZI, Mr. REYNOLDS, Mrs. SCHMIDT, Mr. SHAYS, Mr. SHIMKUS, Mr. SMITH of New Jersey, Mr. TIAHRT, Mr. UPTON, Mrs. WILSON of New Mexico, and Mr. WOLF.

H.R. 462: Mrs. MYRICK and Mr. BARROW.

H.R. 551: Mr. RADANOVICH.

H.R. 579: Mr. HALL of New York, Mr. EVERETT and Mr. WILSON of Ohio.

H.R. 697: Mr. SALI and Mr. TOM DAVIS of Virginia.

H.R. 734: Mr. LATOURETTE and Mr. TIAHRT.

H.R. 741: Mr. HARE and Mr. INGLIS of South Carolina.  
 H.R. 773: Mr. COHEN.  
 H.R. 820: Mr. ABERCROMBIE, Mr. SOUDER, and Ms. HERSETH SANDLIN.  
 H.R. 864: Ms. SOLIS and Ms. NORTON.  
 H.R. 895: Mrs. BACHMANN.  
 H.R. 901: Mr. BOSWELL and Mr. CUMMINGS.  
 H.R. 906: Mr. EHLERS and Mr. MILLER of North Carolina.  
 H.R. 926: Mr. ADERHOLT.  
 H.R. 977: Ms. SHEA-PORTER.  
 H.R. 1065: Mr. DENT, Mr. ROSKAM, Mr. SESSIONS, Mr. DAVIS of Illinois, and Mr. HINOJOSA.  
 H.R. 1098: Ms. BERKLEY and Mr. NUNES.  
 H.R. 1125: Mrs. BOYDA of Kansas, Mr. BACHUS, Mrs. MALONEY of New York, Mr. CARDOZA, Mr. GUTIERREZ, Ms. NORTON, Mrs. CAPPS, Mr. JORDAN, Mr. SKELTON, and Mr. MCDERMOTT.  
 H.R. 1147: Mr. NUNES.  
 H.R. 1176: Mr. WEINER.  
 H.R. 1223: Mr. BARROW.  
 H.R. 1225: Mr. PRICE of North Carolina.  
 H.R. 1230: Mr. CLAY.  
 H.R. 1239: Mr. MILLER of North Carolina.  
 H.R. 1371: Mr. HARE.  
 H.R. 1400: Mr. BRADY of Pennsylvania, Mr. THOMPSON of California, Mr. HALL of New York, Mr. TIM MURPHY of Pennsylvania, Mrs. CAPITO, Ms. WOOLSEY, Mrs. EMERSON, Mr. TURNER, Mr. MCCARTHY of California, Mr. HILL, Mr. INSLER, Mr. DAVIS of Illinois, Mr. SHULER, Mrs. WILSON of New Mexico, Mr. TOM DAVIS of Virginia, Mr. ADERHOLT, and Mr. FORTENBERRY.  
 H.R. 1422: Mr. EMANUEL and Mr. WAXMAN.  
 H.R. 1428: Mr. GRAVES.  
 H.R. 1457: Mr. BOOZMAN.  
 H.R. 1551: Mr. COHEN.  
 H.R. 1567: Mr. DAVIS of Illinois.  
 H.R. 1632: Mr. BOOZMAN.  
 H.R. 1649: Mr. GOHMERT and Mr. EDWARDS.  
 H.R. 1653: Mr. MILLER of North Carolina.  
 H.R. 1665: Ms. ZOE LOFGREN of California, Mr. WOLF, Mr. BARTLETT of Maryland, Mr. HOLT, and Mr. DOYLE.  
 H.R. 1718: Mr. HARE.  
 H.R. 1732: Mrs. MYRICK.  
 H.R. 1738: Mr. PRICE of North Carolina.  
 H.R. 1755: Ms. WOOLSEY.  
 H.R. 1772: Mr. BOREN.  
 H.R. 1813: Mr. GORDON.  
 H.R. 1838: Mr. CALVERT and Mr. DAVIS of Kentucky.  
 H.R. 1846: Mr. PETERSON of Pennsylvania.  
 H.R. 1903: Mr. CARNAHAN.  
 H.R. 1929: Mr. BISHOP of Georgia.  
 H.R. 1956: Mr. MELANCON.  
 H.R. 1969: Mr. HARE.  
 H.R. 1992: Mr. COSTELLO.  
 H.R. 2004: Mr. HARE.  
 H.R. 2032: Mr. BOREN.  
 H.R. 2035: Mr. TIAHRT and Mr. BACA.  
 H.R. 2045: Mr. SNYDER, Mr. KIND, Mr. SOUDER, Mr. DELAHUNT, and Mr. ETHERIDGE.  
 H.R. 2049: Mr. MCGOVERN, Mr. COHEN, and Mrs. DAVIS of California.  
 H.R. 2060: Mr. MITCHELL and Mr. CONAWAY.  
 H.R. 2066: Mr. COHEN.  
 H.R. 2091: Mr. BRADY of Pennsylvania, Mr. GERLACH, and Mr. ALTMIRE.  
 H.R. 2126: Mr. COHEN.  
 H.R. 2129: Mr. FALEOMAVAEGA.  
 H.R. 2131: Mr. NEAL of Massachusetts, Mr. MORAN of Virginia, Mr. ALTMIRE, Mr. BRADY of Pennsylvania, and Mr. BOREN.  
 H.R. 2138: Mr. MEEK of Florida, Mr. COURTNEY, Mrs. CAPPS, Mrs. BIGGERT, Mr. ALTMIRE, Mr. MOORE of Kansas, Mr. GILLMOR, Mrs. TAUSCHER, Mr. SHIMKUS, and Mr. GOODLATTE.  
 H.R. 2159: Mr. WILSON of Ohio.  
 H.R. 2164: Mr. RAHALL.  
 H.R. 2169: Mr. JOHNSON of Georgia and Mr. KIRK.  
 H.R. 2185: Mr. UDALL of New Mexico.  
 H.R. 2192: Mr. MCINTYRE and Mr. CUELLAR.

H.R. 2204: Mrs. CAPPS and Mr. OLVER.  
 H.R. 2238: Mr. RANGEL.  
 H.R. 2255: Mr. HIGGINS.  
 H.R. 2265: Mr. WEXLER.  
 H.R. 2266: Mr. PRICE of North Carolina and Mr. HIGGINS.  
 H.R. 2295: Mr. SARBANES, Mr. FORTENBERRY, Mr. CARTER, and Mr. GARY G. MILLER of California.  
 H.R. 2327: Mr. PRICE of North Carolina and Ms. LORETTA SANCHEZ of California.  
 H.R. 2360: Mr. FRELINGHUYSEN.  
 H.R. 2371: Ms. SCHAKOWSKY.  
 H.R. 2394: Mr. RANGEL.  
 H.R. 2434: Mr. POE.  
 H.R. 2443: Mr. ROSS and Mr. PAUL.  
 H.R. 2468: Mrs. CHRISTENSEN.  
 H.R. 2469: Mr. REGULA.  
 H.R. 2488: Mr. LINDER and Mr. GERLACH.  
 H.R. 2508: Mr. BAKER.  
 H.R. 2537: Mrs. LOWEY and Mr. HIGGINS.  
 H.R. 2552: Mr. RAMSTAD and Mr. KENNEDY.  
 H.R. 2566: Mr. WYNN and Mr. HALL of New York.  
 H.R. 2567: Mr. ALLEN and Mrs. MCCARTHY of New York.  
 H.R. 2583: Mr. BOREN, Mr. KIND, Ms. JACKSON-LEE of Texas, and Mr. PEARCE.  
 H.R. 2585: Mr. CONAWAY and Mr. TERRY.  
 H.R. 2588: Mr. POE.  
 H.R. 2593: Mr. GENE GREEN of Texas and Mr. STARK.  
 H.R. 2630: Mr. FORBES.  
 H.R. 2669: Mr. ELLISON, Ms. CARSON, Mr. KILDEE, Mr. ENGEL, Mr. VAN HOLLEN, Ms. DELAULO, Mr. KUCINICH, Ms. MCCOLLUM of Minnesota, Mr. LEWIS of Georgia, Ms. SCHAKOWSKY, Mr. STARK, Ms. MATSUI, Mrs. MALONEY of New York, Mr. PRICE of North Carolina, Ms. ESHOO, and Ms. KILPATRICK.  
 H.R. 2702: Mr. COHEN, Mrs. MCCARTHY of New York, and Mr. CLEAVER.  
 H.R. 2706: Mr. HENSARLING.  
 H.R. 2712: Mr. GINGREY.  
 H.R. 2715: Ms. LEE.  
 H.R. 2725: Mr. WYNN.  
 H.R. 2729: Mr. SALAZAR.  
 H.R. 2765: Mr. BRADY of Pennsylvania, Mr. SESTAK, Mr. PLATTS, Mr. ENGLISH of Pennsylvania, Ms. SCHWARTZ, Mr. PITTS, Mr. KANJORSKI, Mr. SHUSTER, Mr. DOYLE, Mr. TIM MURPHY of Pennsylvania, and Mr. PATRICK MURPHY of Pennsylvania.  
 H.R. 2778: Mr. WEINER, Mr. HINCHEY, Mr. MEEKS of New York, and Mr. ARCURI.  
 H.R. 2813: Ms. WASSERMAN SCHULTZ, Mr. BURTON of Indiana, and Mr. ELLISON.  
 H.R. 2818: Mrs. CHRISTENSEN.  
 H.R. 2821: Mr. BOOZMAN.  
 H.R. 2831: Mr. CLYBURN, Mr. CONYERS, Mr. SCOTT of Virginia, Mr. HOLT, and Mr. ALLEN.  
 H.J. Res. 12: Mr. LATHAM, Mrs. MUSGRAVE, and Mr. TOM DAVIS of Virginia.  
 H. Con. Res. 75: Mr. HIGGINS.  
 H. Con. Res. 83: Mr. MILLER of Florida.  
 H. Con. Res. 127: Mr. ELLISON.  
 H. Con. Res. 136: Ms. ROS-LEHTINEN, Mr. GONZALEZ, Mr. BILIRAKIS, Mr. CULBERSON, Mr. SOUDER, Mr. FORTUÑO, Mr. BUTTERFIELD, Mr. ENGEL, Mr. COLE of Oklahoma, Ms. JACKSON-LEE of Texas, Mr. BAKER, Mr. FEENEY, Mr. MARIO DIAZ-BALART of Florida, and Mr. LANTOS.  
 H. Con. Res. 137: Mr. LAMBORN and Mr. BAKER.  
 H. Con. Res. 139: Ms. JACKSON-LEE of Texas, Mr. LANTOS, and Mr. PENCE.  
 H. Con. Res. 160: Mr. DAVID DAVIS of Tennessee and Mr. JONES of North Carolina.  
 H. Con. Res. 162: Mr. ORTIZ.  
 H. Con. Res. 163: Mr. DENT.  
 H. Con. Res. 169: Mr. GRIJALVA, Mr. RUSH, Mr. JEFFERSON, Mr. BRADY of Pennsylvania, Mr. AL GREEN of Texas, Mr. CUMMINGS, Ms. BORDALLO, and Mr. HONDA.  
 H. Res. 121: Mrs. MUSGRAVE.  
 H. Res. 145: Mr. HENSARLING, Mr. ALLEN, Mr. CLAY, Mr. COSTA, Mr. MOORE of Kansas, Mr. NEAL of Massachusetts, Mr. PASCRELL,

Mr. RUSH, Mr. TAYLOR, Mr. KILDEE, and Mr. DOYLE.  
 H. Res. 186: Mr. BERMAN, Mr. MARKEY, and Mr. TOWNS.  
 H. Res. 194: Mr. GILCHREST.  
 H. Res. 208: Mr. ROYCE, Mr. CONAWAY, Mr. GARRETT of New Jersey, Mr. ROGERS of Michigan, Ms. PRYCE of Ohio, Mr. WILSON of South Carolina, Mr. SAXTON, Mr. CARTER, Mr. BILIRAKIS, Mr. BOOZMAN, Mr. SMITH of New Jersey, Mr. PENCE, Mr. MCHENRY, Mr. CHABOT, Mr. MACK, Mrs. BONO, and Mr. PAYNE.  
 H. Res. 231: Mr. CONAWAY.  
 H. Res. 283: Mr. MCCOTTER.  
 H. Res. 287: Mr. TANNER, Ms. CARSON, Mr. PORTER, Mr. FARR, and Mr. VAN HOLLEN.  
 H. Res. 416: Mr. ENGEL.  
 H. Res. 426: Mr. COSTA, Mr. DOGGETT, and Mr. LANGEVIN.  
 H. Res. 427: Mr. MOORE of Kansas, Mr. MORAN of Virginia, Mr. FALEOMAVAEGA, Mr. WEXLER, Mr. PAYNE, Mr. ACKERMAN, Mr. ENGEL, Ms. ZOE LOFGREN of California, Ms. LEE, Mr. DELAHUNT, Mr. HIGGINS, and Ms. ROS-LEHTINEN.  
 H. Res. 457: Ms. ZOE LOFGREN of California, Mr. BURTON of Indiana, and Mr. PRICE of North Carolina.  
 H. Res. 467: Mr. HOLT, Mr. SMITH of New Jersey, Mr. LOBIONDO, Ms. SCHWARTZ, and Mrs. LOWEY.  
 H. Res. 477: Mr. HASTINGS of Florida, Mr. DONNELLY, and Mr. CALVERT.  
 H. Res. 482: Mr. ROHRBACHER, Mr. ROYCE, Mr. BURTON of Indiana, Mr. HIGGINS, Mr. FORTUÑO, Mr. INGLIS of South Carolina, Mrs. MALONEY of New York, Mr. HINOJOSA, Mr. PENCE, Mr. MANZULLO, Ms. WATSON, and Ms. MCCOLLUM of Minnesota.  
 H. Res. 489: Ms. MCCOLLUM of Minnesota, Mr. SHAYS, and Mr. MCDERMOTT.  
 H. Res. 497: Mr. ENGEL, Mr. SHERMAN, Ms. WATSON, Mrs. MALONEY of New York, Ms. KILPATRICK, Mr. McNULTY, Mr. ISSA, Mr. FALEOMAVAEGA, Mr. DELAHUNT, Mr. ACKERMAN, Ms. SCHAKOWSKY, and Ms. WOOLSEY.  
 H. Res. 499: Mr. BURGESS, Mr. SAM JOHNSON of Texas, Mr. FRANKS of Arizona, Mr. ROYCE, Mr. BAKER, Mr. FEENEY, Mrs. CAPITO, Mr. GARY G. MILLER of California, Mr. GOODE, Mr. CHABOT, Mr. McCAUL of Texas, Mr. ADERHOLT, Mr. DAVID DAVIS of Tennessee, Mr. BILBRAY, Mr. GALLEGLY, Mr. GOODLATTE, Mr. GINGREY, Mrs. MYRICK, Mr. POE, Mr. DEAL of Georgia, Mrs. CUBIN, Mr. MCHENRY, Mr. MARCHANT, Mr. BUCHANAN, Mr. TANCREDO, Mr. NEUGEBAUER, Mr. COBLE, Mr. MCCARTHY of California, Mr. MCCOTTER, Mr. HUNTER, Mr. DOOLITTLE, Mrs. DRAKE, Mr. BARTON of Texas, Mrs. MUSGRAVE, Mr. ROSKAM, Mr. CARTER, Mr. DUNCAN, Mr. AKIN, Mr. CAMPBELL of California, Mr. BARTLETT of Maryland, Mr. MILLER of Florida, Mr. FORBES, and Mr. GILCHREST.

**TUESDAY, JUNE 26, 2007 (90)**

¶90.1 APPOINTMENT OF SPEAKER PRO TEMPORE

The House was called to order at 9 a.m. by the SPEAKER pro tempore, Mr. SIREs, who laid before the House the following communication:

WASHINGTON, DC,  
 June 26, 2007.

I hereby appoint the Honorable ALBIO SIREs to act as Speaker pro tempore on this day.

NANCY PELOSI,  
 Speaker of the House of Representatives.

Whereupon, pursuant to the order of the House of January 4, 2007, Members were recognized for morning-hour debate.

## ¶90.2 RECESS—9:07 A.M.

The SPEAKER pro tempore, Mr. SIREs, pursuant to clause 12(a) of rule I, declared the House in recess at 9 o'clock and 7 minutes a.m., until 10 a.m.

## ¶90.3 AFTER RECESS—10 A.M.

The SPEAKER pro tempore, Mr. HOLDEN, called the House to order.

## ¶90.4 APPROVAL OF THE JOURNAL

The SPEAKER pro tempore, Mr. HOLDEN, announced he had examined and approved the Journal of the proceedings of Monday, June 25, 2007.

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

## ¶90.5 COMMUNICATIONS

Executive and other communications, pursuant to clause 8, rule XII, were referred as follows:

2315. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Findings of Failure to Attain; State of Arizona, Phoenix Nonattainment Area; State of California, Owens Valley Nonattainment Area; Particulate Matter of 10 Microns or Less [EPA-R09-OAR-2007-0091, FRL-8322-5] received June 6, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

2316. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Determination of Attainment, Approval and Promulgation of Implementation Plans and Designation of Areas for Air Quality Planning Purposes; Ohio; Redesignation of Youngstown, Ohio to Attainment of the 8-Hour Ozone Standard [EPA-R05-OAR-2006-1022; FRL 8324-9] received June 6, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

2317. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Hazardous Waste Management System; Identification and Listing of Hazardous Waste; Final Exclusion [EPA-R07-RCRA-2006-0923; FRL-8322-6] received June 6, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

2318. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Prevention of Significant Deterioration (PSD) and Nonattainment New Source Review (NSR): Removal of Vacated Elements [EPA-HQ-OAR-2001-0004; FRL-8324-6] (RIN: 2060-AN92) received June 6, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

2319. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Phase 2 of the Final Rule to Implement the 8-Hour Ozone National Ambient Air Quality Standard-Notice of Reconsideration [EPA-HQ-OAR-2003-0079, FRL-8324-3] (RIN: 2060-A000) received June 6, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

2320. A letter from the Acting Director Office of Sustainable Fisheries, NMFS, National Oceanic and Atmospheric Administration, transmitting the Administration's final rule — Fisheries of the Economic Exclusive Zone Off Alaska; Pacific Cod in the Bering Sea and Aleutian Islands [Docket No. 070213033-7033-01] (RIN: 0648-XA45) received June 19, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Natural Resources.

2321. A letter from the Deputy Assistant Administrator for Regulatory Programs, NMFS, National Oceanic and Atmospheric Administration, transmitting the Administration's final rule — International Fisheries; Pacific Tuna Fisheries; Restrictions for 2007 Purse Seine and Longline Fisheries in the Eastern Tropical Pacific Ocean [Docket No. 070215036-7107-02; I.D. 012307A] (RIN: 0648-AU79) received June 19, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Natural Resources.

## ¶90.6 PROVIDING FOR CONSIDERATION OF H.R. 2643

Mr. HASTINGS of Florida, by direction of the Committee on Rules, called up the following resolution (H. Res. 514):

*Resolved*, That at any time after the adoption of this resolution the Speaker may, pursuant to clause 2(b) of rule XVIII, declare the House resolved into the Committee of the Whole House on the state of the Union for consideration of the bill (H.R. 2643) making appropriations for the Department of the Interior, environment, and related agencies for the fiscal year ending September 30, 2008, and for other purposes. The first reading of the bill shall be dispensed with. All points of order against consideration of the bill are waived except those arising under clause 9 or 10 of rule XXI. General debate shall be confined to the bill and shall not exceed one hour equally divided and controlled by the chairman and ranking minority member of the Committee on Appropriations. After general debate the bill shall be considered for amendment under the five-minute rule. Points of order against provisions in the bill for failure to comply with clause 2 of rule XXI are waived. During consideration of the bill for amendment, the Chairman of the Committee of the Whole may accord priority in recognition on the basis of whether the Member offering an amendment has caused it to be printed in the portion of the Congressional Record designated for that purpose in clause 8 of rule XVIII. Amendments so printed shall be considered as read. When the committee rises and reports the bill back to the House with a recommendation that the bill do pass, the previous question shall be considered as ordered on the bill and amendments thereto to final passage without intervening motion except one motion to recommit with or without instructions.

SEC. 2. During consideration in the House of H.R. 2643 pursuant to this resolution, notwithstanding the operation of the previous question, the Chair may postpone further consideration of the bill to such time as may be designated by the Speaker.

When said resolution was considered. After debate,

On motion of Mr. HASTINGS of Florida, the previous question was ordered on the resolution to its adoption or rejection and, under the operation thereof, the resolution was agreed to.

A motion to reconsider the vote whereby said resolution was agreed to was, by unanimous consent, laid on the table.

## ¶90.7 ORDER OF BUSINESS—PROCEEDINGS ON VOTES

On motion of Mr. DICKS, by unanimous consent,

*Ordered*, That during consideration of the bill (H.R. 2643) making appropriations for the Department of the Interior, environment, and related agencies for the fiscal year ending September 30, 2008, and for other purposes, pursuant

to House Resolution 514, the Chair may reduce to two minutes the minimum time for electronic voting under clause 6 of rule XVIII and clauses 8 and 9 of rule XX.

## ¶90.8 INTERIOR AND THE ENVIRONMENT APPROPRIATIONS FY 2008

The SPEAKER pro tempore, Mr. HOLDEN, pursuant to House Resolution 514 and rule XVIII, declared the House resolved into the Committee of the Whole House on the state of the Union for the consideration of the bill (H.R. 2643) making appropriations for the Department of the Interior, environment, and related agencies for the fiscal year ending September 30, 2008, and for other purposes.

The SPEAKER pro tempore, Mr. HOLDEN, by unanimous consent, designated Mrs. JONES of Ohio, as Chairwoman of the Committee of the Whole.

The Acting Chairman, Mr. McNULTY assumed the Chair; and after some time spent therein,

The Committee rose informally to receive a message from the Senate.

The SPEAKER pro tempore, Ms. CASTOR, assumed the Chair.

## ¶90.9 MESSAGE FROM THE SENATE

A message from the Senate by Ms. Curtis, one of its clerks, announced that the Senate has passed with amendments in which the concurrence of the House is requested, a bill of the House of the following title:

H.R. 6. An Act to reduce our Nation's dependency on foreign oil by investing in clean, renewable, and alternative energy resources, promoting new emerging energy technologies, developing greater efficiency, and creating a Strategic Energy Efficiency and Renewables Reserve to invest in alternative energy, and for other purposes.

The Committee resumed its sitting; and after some further time spent therein,

The SPEAKER pro tempore, Ms. BOYDA, assumed the Chair.

When Mr. DAVIS of Alabama, Acting Chairman, reported that the Committee, having had under consideration said bill, had come to no resolution thereon.

## ¶90.10 ORDER OF BUSINESS—FURTHER CONSIDERATION OF H.R. 2643

On motion of Mr. DICKS, by unanimous consent,

*Ordered*, That, during further consideration of H.R. 2643 in the Committee of the Whole House on the state of the Union, pursuant to House Resolution 514, notwithstanding clause 11 of rule 18, no further amendment to the bill may be offered except: pro forma amendments offered at any point in the reading by the chairman or ranking minority member of the Committee on Appropriations or their designees for the purposes of debate; an amendment by Ms. JACKSON-LEE of Texas regarding historic preservation; an amendment by Mr. PEARCE striking language related to administrative cost sharing for certain activities performed by the Minerals Management Service; an

amendment by Mr. LAMBORN regarding funding for the National Endowment for the Arts; an amendment by Mr. RAHALL to strike certain provisions relating to national wildlife refuge management of wild horses; an amendment by Mr. KING of Iowa regarding funding for the U.S. Forest Service; an amendment by Mr. NUNES regarding funding for the U.S. Forest Service; an amendment by Mr. LOBIONDO regarding funding for the Agency for Toxic Substances and Disease Registry; an amendment by Mr. ELLSWORTH regarding Smithsonian Institution salaries; an amendment by Ms. Ginny BROWN-WAITE of Florida reducing funding for the National Endowment for the Arts; an amendment by Mrs. MUSGRAVE reducing funds in the bill by 0.5 percent, which shall be debatable for 40 minutes; an amendment by Mr. Tom DAVIS of Virginia striking language expressing the Sense of the Congress on Global Climate Change; an amendment by Mr. BARTON of Texas or Mr. SULLIVAN regarding Global Climate Change; an amendment by Ms. Eddie Bernice JOHNSON of Texas regarding Maximum Achievable Air Control Standards; an amendment by Mr. ANDREWS or Mr. CHABOT regarding the Tongass National Forest; an amendment by Mr. INSLEE or Mr. LOBIONDO regarding importation of polar bear parts; an amendment by Mr. SALAZAR or Mr. UDALL of Colorado regarding oil and gas leasing on the Roan Plateau; an amendment by Mr. UDALL of Colorado regarding oil shale leasing; an amendment by Mr. UDALL of Colorado regarding RS 2477 road determinations; an amendment by Mr. CONAWAY regarding use of reductions made through amendment for deficit reduction; an amendment by Mr. DEFAZIO or Mr. WALDEN of Oregon regarding Secure Rural Schools county payments; an amendment by Mr. PEARCE prohibiting funds for the continued operation of the Mexican wolf program; an amendment by Mr. PEARCE prohibiting funds for the expansion of the Mexican wolf program; an amendment by Mr. DENT prohibiting funds for implementation or enforcement of certain provisions of the Indian Gaming Regulatory Act; an amendment by Mr. KINGSTON prohibiting funds for contracts to entities that do not participate in a basic pilot program related to illegal immigration; an amendment by Mr. UPTON regarding use of Energy Star certified light bulbs; an amendment by Mr. GARRETT of New Jersey limiting the use of funds for international conferences; an amendment by Mr. JORDAN reducing funds in the bill by 4.3 percent, which shall be debatable for 40 minutes; an amendment by Mr. PRICE of Georgia reducing funds in the bill by 1 percent, which shall be debatable for 40 minutes; an amendment by Mr. Gary MILLER of California regarding funding for the San Gabriel watershed study; an amendment by Mr. BISHOP of Utah limiting the use of funds for non-profits which are a party to a lawsuit against certain Federal agencies; an amendment by Mr. BISHOP of Utah limiting

the use of funds for land condemnation actions; an amendment by Mr. DOOLITTLE regarding funding for the Secure Rural Schools and Community Self-Determination Act; an amendment by Mr. STUPAK regarding funding for the EPA Administrator's security detail; an amendment by Mr. KING of Iowa prohibiting funds for certain EPA computer modeling activities; an amendment by Mr. CANNON prohibiting funds for certain oil shale leasing activities in Utah and Wyoming; an amendment by Mr. CANNON limiting the use of funds to implement restrictions on certain oil and gas leasing activities; an amendment by Mr. HELLER of Nevada prohibiting funds in contravention of a court decision related to the Southern Utah Wilderness Alliance; an amendment by Mr. HELLER of Nevada limiting the use of funds for certain Heritage Areas that do not contain private property provisions; an amendment by Mr. FLAKE prohibiting funds for the Ohio Association of Professional Firefighters in Columbus, Ohio; an amendment by Mr. FLAKE prohibiting funds for the W.A. Young and Sons Foundry in Greene County, Pennsylvania; an amendment by Mr. FLAKE prohibiting funds for the Philadelphia Art Museum in Pennsylvania; an amendment by Mr. FLAKE prohibiting funds for the Payne Gallery at Moravian College in Pennsylvania; an amendment by Mr. FLAKE prohibiting funds for certain entities related to the Southwest Pennsylvania Industrial Heritage Route; an amendment by Mr. HENSARLING limiting funds for the Clover Bend Historic site; an amendment by Mr. HENSARLING limiting funds for the St. Joseph's College Theater; an amendment by Mr. HENSARLING limiting funds for the Bremertown Public Library; an amendment by Mr. HENSARLING limiting funds for the Maverick Concert Hall; an amendment by Mr. CAMPBELL of California limiting funds for Wetzel County Courthouse; an amendment by Mr. CAMPBELL of California limiting funds for equipment for anadromous fish research; an amendment by Ms. JACKSON-LEE of Texas regarding urban forestry; an amendment by Ms. JACKSON-LEE of Texas regarding Smithsonian Institution Outreach; an amendment by Mr. OBEY regarding earmarks; an amendment or amendments by Mr. DICKS regarding funding levels; and an amendment by Mr. FEENEY regarding competitive sourcing.

*Ordered Further*, That, each such amendment may be offered only by the Member named in this request or a designee, shall be considered as read, shall not be subject to amendment except that the chairman and ranking minority member of the Committee on Appropriations and the Subcommittee on Interior, Environment, and Related Agencies each may offer one pro forma amendment for the purpose of debate; and shall not be subject to a demand for division of the question in the House or in the Committee of the Whole.

*Ordered Further*, That, except as otherwise specified, each amendment shall be debatable for 10 minutes, equally divided and controlled by the proponent and an opponent. An amendment shall be considered to fit the description stated in this request if it addresses in whole or in part the object described.

#### ¶90.11 INTERIOR AND THE ENVIRONMENT APPROPRIATIONS FY 2008

The SPEAKER pro tempore, Ms. BOYDA, pursuant to House Resolution 514 and rule XVIII, declared the House resolved into the Committee of the Whole House on the state of the Union for the further consideration of the bill (H.R. 2643) making appropriations for the Department of the Interior, environment, and related agencies for the fiscal year ending September 30, 2008, and for other purposes.

Mr. DAVIS of Alabama, Acting Chairman, assumed the chair; and after some time spent therein,

The SPEAKER pro tempore, Ms. JACKSON-LEE of Texas, assumed the Chair.

When Mr. DAVIS of Alabama, Acting Chairman, reported that the Committee, having had under consideration said bill, had come to no resolution thereon.

#### ¶90.12 PROVIDING FOR CONSIDERATION OF H.R. 2829

Mr. CARDOZA, by direction of the Committee on Rules, reported (Rept. No. 110-213) the resolution (H. Res. 517) providing for consideration of the bill (H.R. 2829) making appropriations for financial services and general government for the fiscal year ending September 30, 2008, and for other purposes.

When said resolution and report were referred to the House Calendar and ordered printed.

#### ¶90.13 INTERIOR AND THE ENVIRONMENT APPROPRIATIONS FY 2008

The SPEAKER pro tempore, Ms. JACKSON-LEE of Texas, pursuant to House Resolution 514 and rule XVIII, declared the House resolved into the Committee of the Whole House on the state of the Union for the further consideration of the bill (H.R. 2643) making appropriations for the Department of the Interior, environment, and related agencies for the fiscal year ending September 30, 2008, and for other purposes.

The Committee rose informally to receive a message from the Senate.

The SPEAKER pro tempore, Mr. ANDREWS, assumed the Chair.

#### ¶90.14 FURTHER MESSAGE FROM THE SENATE

A further message from the Senate by Ms. Curtis, one of its clerks, announced that the Senate has passed a bill and a concurrent resolution of the following titles in which the concurrence of the House is requested:

S. 1612. An Act to amend the penalty provisions in the International Emergency Economic Powers Act, and for other purposes.

S. Con. Res. 25. A concurrent resolution condemning the recent violent actions of the

Government of Zimbabwe against peaceful opposition party activists and members of civil society.

The Committee resumed its sitting; and after some further time spent therein,

90.15 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment submitted by Mr. KING of Iowa:

Page 18, line 23, insert "(increased by \$100,000,000)" after the first dollar amount.

Page 58, line 3 insert "(reduced by \$62,000,000)" after the dollar amount.

Page 59, line 3 insert "(reduced by \$160,000,000)" after the dollar amount.

Page 66, line 23, insert "(reduced by \$1,000,000)" after the dollar amount.

It was decided in the Yeas ..... 156 negative ..... Nays ..... 274

90.16 [Roll No. 551]

AYES—156

Table listing names of members voting AYES for Roll No. 551, including Aderholt, Akin, Alexander, Bachmann, Bachus, Baker, Barrett (SC), Barrow, Bartlett (MD), Barton (TX), Bilbray, Bilirakis, Bishop (UT), Blackburn, Blunt, Boehner, Bonner, Bono, Boozman, Brady (TX), Brown (SC), Brown-Waite, Ginny, Buchanan, Burgess, Burton (IN), Buyer, Calvert, Camp (MI), Campbell (CA), Cannon, Cantor, Capito, Carter, Chabot, Coble, Cole (OK), Conaway, Crenshaw, Culberson, Davis, David, Deal (GA), Doolittle, Drake, Dreier, Duncan, Ellsworth, Emerson, Everett, Fallin, Feeney, Flake, Forbes, Fox, Franks (AZ), Gallegly, Garrett (NJ), Gillmor, Gingrey, Gohmert, Goode, Goodlatte, Graves, Hall (TX), Hastert, Hastings (WA), Hayes, Heller, Hensarling, Herger, Hoekstra, Hulshof, Hunter, Inglis (SC), Issa, Johnson (IL), Johnson, Sam, Jones (NC), Jordan, Keller, King (IA), Kingston, Kline (MN), Lamborn, Lewis (CA), Lewis (KY), Linder, Lucas, Lungren, Daniel E., Mack, Manzullo, Marchant, McCarthy (CA), McCaul (TX), McCotter, McCreery, McHenry, McKeon, McMorris, Rodgers, Mica, Miller (FL), Miller (MI), Miller, Gary, Moran (KS), Murphy, Patrick, Musgrave, Myrick, Neugebauer, Nunes, Paul, Pearce, Peterson (PA), Petri, Pickering, Pitts, Poe, Porter, Price (GA), Pryce (OH), Putnam, Radanovich, Regula, Renzi, Rogers (AL), Rogers (KY), Rogers (MI), Rohrabacher, Roskam, Royce, Ryan (WI), Sali, Schmidt, Sensenbrenner, Shadegg, Shimkus, Shuler, Shuster, Smith (NE), Smith (TX), Souder, Stearns, Sullivan, Tancred, Terry, Thornberry, Tiahrt, Tiberi, Upton, Walberg, Wamp, Weldon (FL), Westmoreland, Wicker, Wilson (SC), Young (AK), Young (FL).

NOES—274

Table listing names of members voting NOES for Roll No. 551, including Abercrombie, Ackerman, Allen, Altmire, Andrews, Arcuri, Baca, Baird, Baldwin, Bean, Becerra, Berkeley, Berman, Berry, Biggart, Bishop (GA), Bishop (NY), Blumenauer, Bordallo, Boren, Boswell, Boucher, Boustany, Boyd (FL), Boyda (KS), Brady (PA), Braley (IA), Brown, Corrine, Butterfield, Capps, Capuano, Cardoza, Carnahan, Carney, Carson, Castle, Castor, Chandler, Christensen.

Table listing names of members who did not vote (NOT VOTING), including Clarke, Clay, Cleaver, Clyburn, Cohen, Conyers, Cooper, Costa, Costello, Courtney, Cramer, Crowley, Cubin, Cuellar, Cummings, Davis (AL), Davis (CA), Davis (IL), Davis, Lincoln, Davis, Tom, DeFazio, DeGette, Delahunt, DeLauro, Dent, Diaz-Balart, L., Diaz-Balart, M., Dicks, Dingell, Doggett, Donnelly, Doyle, Edwards, Ehlers, Ellison, Emanuel, Engel, English (PA), Eshoo, Etheridge, Faleomavaega, Farr, Fattah, Ferguson, Filner, Fortenberry, Fortuño, Fossella, Frank (MA), Frelinghuysen, Gerlach, Giffords, Gillibrand, Gonzalez, Gordon, Granger, Green, Al, Green, Gene, Grijalva, Gutierrez, Hall (NY), Hare, Harman, Hastings (FL), Hersheth Sandlin, Higgins, Hill, Hinchey, Hinojosa, Hirono, Hobson, Hodes, Holden, Holt, Honda, Hooley, Hoyer, Inslie, Israel, Jackson (IL), Jackson-Lee (TX), Jefferson, Jindal, Johnson (GA), Johnson, E. B., Jones (OH), Kagen, Kanjorski, Kaptur, Kennedy, Kildee, Kilpatrick, Kind, King (NY), Kirk, Klein (FL), Knollenberg, Kucinich, Kuhl (NY), LaHood, Lampson, Langevin, Lantos, Larsen (WA), Larson (CT), Latham, LaTourette, Lee, Levin, Lewis (GA), Lipinski, LoBiondo, Loeb, Lofgren, Zoe, Lowey, Lynch, Maloney (NY), Markey, Marshall, Matheson, Matsui, McCarthy (NY), McCollum (MN), McDermott, McGovern, McHugh, McIntyre, McNerney, McNulty, Meehan, Meeke (FL), Meeks (NY), Melancon, Michaud, Miller (NC), Miller, George, Mitchell, Mollohan, Moore (KS), Moore (WI), Moran (VA), Murphy (CT), Murphy, Tim, Murtha, Nadler, Napolitano, Neal (MA), Norton, Oberstar, Obey, Oliver, Pallone, Pascrell, Pastor, Perlmutter, Peterson (MN), Platts, Pomeroy, Price (NC), Price (KY), Mahoney (FL), Ortiz, Payne, Sessions.

NOT VOTING—7

So the amendment was not agreed to.

90.17 MOMENT OF SILENCE IN MEMORY OF THE LATE HONORABLE WILLIAM HUNGATE

Mr. BECERRA, Acting Chairman, announced that all Members stand and observe a moment of silence in memory of former Congressman William Hungate.

90.18 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment numbered 1, submitted by Mr. PETERSON of Pennsylvania:

Page 50, line 3, after the period, insert "The preceding sentence shall not apply with respect to natural gas offshore preleasing, leasing, and related activities beyond 25 miles from the coastline";

Page 50, line 7, after the period, insert "The preceding sentence shall not apply with respect to natural gas offshore preleasing, leasing, and related activities beyond 25 miles from the coastline";

It was decided in the Yeas ..... 196 negative ..... Nays ..... 233

90.19 [Roll No. 552]

AYES—196

Table listing names of members voting AYES for Roll No. 552, including Abercrombie, Aderholt, Akin, Alexander, Bachmann, Bachus, Baker, Barrett (SC), Barton (TX), Bean, Bishop (UT), Blackburn, Blunt, Boehner, Boozman, Bordallo, Boren, Boswell, Boustany, Boyda (KS), Brady (TX), Brown (SC), Burgess, Burton (IN), Buyer, Calvert, Camp (MI), Cannon, Cantor, Capito, Carter, Chabot, Coble, Cole (OK), Conaway, Cooper, Cramer, Cubin, Cuellar, Culberson, Davis, David, Davis, Lincoln, Davis, Tom, Deal (GA), Dent, Doolittle, Doyle, Drake, Duncan, Edwards, Emerson, English (PA), Everett, Fallin, Flake, Forbes, Fortenberry, Fortuño, Fossella, Fox, Franks (AZ), Gerlach, Gingrey, Gohmert, Gonzalez, Goode, Goodlatte, Gordon, Granger, Graves, Green, Al, Green, Gene, Hall (TX), Hastert, Hastings (WA), Hayes, Heller, Hensarling, Herger, Hersheth Sandlin, Hinojosa, Hobson, Hoekstra, Hulshof, Hunter, Inglis (SC), Issa, Jefferson, Jindal, Johnson, Sam, Jordan, Kanjorski, Kind, King (IA), King (NY), Kingston, Kline (MN), Knollenberg, Kuhl (NY), Lamborn, Lampson, Latham, LaTourette, Lewis (CA), Lewis (KY), Linder, Lungren, Daniel E., Manzullo, Marchant, Taylor, Marshall, Matheson, McCarthy (CA), McCaul (TX), McCotter, McCreery, McHenry, McHugh, McKeon, McMorris, Rodgers, Melancon, Mica, Miller (MI), Miller, Gary, Mollohan, Moran (KS), Murphy, Tim, Murtha, Musgrave, Myrick, Neugebauer, Nunes, Paul, Pearce, Pence, Peterson (MN), Peterson (PA), Pickering, Pitts, Platts, Poe, Porter, Price (GA), Pryce (OH), Radanovich, Regula, Rehberg, Renzi, Reyes, Reynolds, Rodriguez, Rogers (KY), Rogers (MI), Rohrabacher, Roskam, Ross, Royce, Ryan (WI), Salazar, Sali, Schmidt, Sensenbrenner, Shadegg, Shimkus, Shuster, Simpson, Skelton, Smith (NE), Smith (TX), Souder, Space, Sullivan, Tancred, Tanner, Taylor, Terry, Thornberry, Tiahrt, Tiberi, Turner, Upton, Visclosky, Walberg, Walden (OR), Walsh (NY), Wamp, Weldon (FL), Weller, Westmoreland, Whitfield, Wicker, Wilson (NM), Wilson (SC), Wolf, Young (AK).

NOES—233

Table listing names of members voting NOES for Roll No. 552, including Ackerman, Allen, Altmire, Andrews, Arcuri, Baca, Baird, Baldwin, Berman, Berry, Biggart, Becerra, Berkeley, Berman, Berry, Biggart.

Bilbray  
Bilirakis  
Bishop (GA)  
Bishop (NY)  
Blumenauer  
Bonner  
Bono  
Boucher  
Boyd (FL)  
Brady (PA)  
Braley (IA)  
Brown, Corrine  
Brown-Waite,  
Ginny  
Buchanan  
Butterfield  
Campbell (CA)  
Capps  
Capuano  
Cardoza  
Carnahan  
Carney  
Carson  
Castle  
Castor  
Chandler  
Christensen  
Clarke  
Clay  
Cleaver  
Clyburn  
Cohen  
Kucinich  
Conyers  
Costa  
Costello  
Courtney  
Crenshaw  
Crowley  
Cummings  
Davis (AL)  
Davis (CA)  
Davis (IL)  
DeFazio  
DeGette  
Delahunt  
DeLauro  
Diaz-Balart, L.  
Diaz-Balart, M.  
Dicks  
Dingell  
Doggett  
Donnelly  
Dreier  
Ehlers  
Ellison  
Ellsworth  
Emanuel  
Engel  
Eshoo  
Etheridge  
Faleomavaega  
Farr  
Fattah  
Feeney  
Ferguson  
Filner  
Frank (MA)  
Frelinghuysen  
Gallegly  
Giffords  
Gillibrand  
Gillmor  
Grijalva  
Gutierrez

Hall (NY)  
Hare  
Harman  
Hastings (FL)  
Higgins  
Hill  
Hinchev  
Hirono  
Hodes  
Holt  
Honda  
Hooley  
Hoyer  
Inslee  
Israel  
Jackson (IL)  
Jackson-Lee  
(TX)  
Johnson (GA)  
Johnson (IL)  
Johnson, E. B.  
Jones (NC)  
Jones (OH)  
Kagen  
Kaptur  
Keller  
Kennedy  
Kildee  
Kilpatrick  
Kirk  
Klein (FL)  
Kucinich  
LaHood  
Langevin  
Lantos  
Larsen (WA)  
Larson (CT)  
Lee  
Levin  
Lewis (GA)  
Lipinski  
LoBiondo  
Loebsack  
Lofgren, Zoe  
Lowey  
Lynch  
Mack  
Mahoney (FL)  
Maloney (NY)  
Markey  
Matsui  
McCarthy (NY)  
McCollum (MN)  
McDermott  
McGovern  
McIntyre  
McNerney  
McNulty  
Meehan  
Meeks (NY)  
Michaud  
Miller (FL)  
Miller (NC)  
Miller, George  
Mitchell  
Moore (KS)  
Moore (WI)  
Moran (VA)  
Murphy (CT)  
Murphy, Patrick  
Nadler  
Napolitano  
Neal (MA)  
Norton

Oberstar  
Obey  
Olver  
Pallone  
Pascrell  
Pastor  
Perlmutter  
Petri  
Pomeroy  
Price (NC)  
Putnam  
Rahall  
Ramstad  
Rangel  
Reichert  
Rogers (AL)  
Ros-Lehtinen  
Rothman  
Roybal-Allard  
Ruppersberger  
Rush  
Ryan (OH)  
Sánchez, Linda  
T.  
Sanchez, Loretta  
Sarbanes  
Saxton  
Schakowsky  
Schiff  
Schwartz  
Scott (GA)  
Scott (VA)  
Serrano  
Sestak  
Shays  
Shea-Porter  
Sherman  
Shuler  
Sires  
Slaughter  
Smith (NJ)  
Smith (WA)  
Snyder  
Solis  
Spratt  
Stark  
Stearns  
Stupak  
Sutton  
Tauscher  
Thompson (CA)  
Thompson (MS)  
Tierney  
Towns  
Udall (CO)  
Udall (NM)  
Van Hollen  
Velázquez  
Walz (MN)  
Wasserman  
Schultz  
Waters  
Watt  
Waxman  
Weiner  
Welch (VT)  
Weller  
Wexler  
Wilson (OH)  
Wilson (SC)  
Wolf  
Woolsey  
Wu  
Wynn  
Yarmuth  
Young (FL)

Blackburn  
Blunt  
Boehner  
Bonner  
Boozman  
Boren  
Boustany  
Brady (TX)  
Brown (SC)  
Burgess  
Burton (IN)  
Buyer  
Camp (MI)  
Cannon  
Cantor  
Capito  
Carter  
Coble  
Cole (OK)  
Conaway  
Cooper  
Cramer  
Cubin  
Cuellar  
Culberson  
Davis, David  
Davis, Lincoln  
Davis, Tom  
Deal (GA)  
Dent  
Doolittle  
Drake  
Duncan  
Edwards  
Emerson  
English (PA)  
Everett  
Fallin  
Flake  
Fortenberry  
Fortuño  
Fossella  
Fox  
Franks (AZ)  
Garrett (NJ)  
Gingrey  
Gohmert  
Gonzalez  
Goode  
Goodlatte  
Gordon  
Granger  
Graves  
Green, Gene

Hall (TX)  
Hastert  
Hastings (WA)  
Hayes  
Heller  
Hensarling  
Herger  
Hinojosa  
Hoekstra  
Holden  
Hulshof  
Hunter  
Issa  
Jefferson  
Jindal  
Johnson, Sam  
Jordan  
Kanjorski  
King (IA)  
King (NY)  
Kingston  
Kline (MN)  
Knollenberg  
Lamborn  
Lampson  
Latham  
LaTourette  
Lewis (KY)  
Linder  
Lucas  
Lungren, Daniel  
E.  
Manzullo  
Marchant  
Matheson  
McCarthy (CA)  
McCaul (TX)  
McCotter  
McCrery  
McHenry  
McHugh  
McKeon  
McMorris  
Rodgers  
Melancon  
Mica  
Miller (MI)  
Miller, Gary  
Mollohan  
Moran (KS)  
Murphy, Tim  
Murtha  
Murgrave  
Murryick

Neugebauer  
Nunes  
Paul  
Pearce  
Pence  
Peterson (PA)  
Petri  
Pickering  
Pitts  
Poe  
Porter  
Price (GA)  
Radanovich  
Regula  
Rehberg  
Renzi  
Rodriguez  
Rogers (AL)  
Rogers (KY)  
Rogers (MI)  
Rohrabacher  
Roskam  
Ross  
Royce  
Ryan (WI)  
Sali  
Schmidt  
Sensenbrenner  
Shadegg  
Shimkus  
Shuster  
Simpson  
Smith (NE)  
Smith (TX)  
Souder  
Space  
Sullivan  
Tancredo  
Tanner  
Taylor  
Terry  
Thornberry  
Tiahrt  
Upton  
Walberg  
Wamp  
Weldon (FL)  
Westmoreland  
Whitfield  
Wicker  
Wilson (NM)  
Young (AK)

Kirk  
Klein (FL)  
Kucinich  
Kuhl (NY)  
LaHood  
Langevin  
Lantos  
Larsen (WA)  
Larson (CT)  
Lee  
Levin  
Lewis (CA)  
Lewis (GA)  
Lipinski  
LoBiondo  
Loebsack  
Lofgren, Zoe  
Lowey  
Lynch  
Mack  
Mahoney (FL)  
Maloney (NY)  
Markey  
Marshall  
Matsui  
McCarthy (NY)  
McCollum (MN)  
McDermott  
McGovern  
McIntyre  
McNerney  
McNulty  
Meehan  
Meek (FL)  
Meeks (NY)  
Michaud  
Miller (FL)  
Miller (NC)  
Miller, George  
Mitchell  
Moore (KS)  
Moore (WI)  
Moran (VA)  
Murphy (CT)  
Murphy, Patrick  
Nadler

Napolitano  
Neal (MA)  
Norton  
Oberstar  
Obey  
Olver  
Pallone  
Pascrell  
Pastor  
Perlmutter  
Peterson (MN)  
Platts  
Pomeroy  
Price (NC)  
Pryce (OH)  
Putnam  
Rahall  
Ramstad  
Rangel  
Reichert  
Reyes  
Reynolds  
Ros-Lehtinen  
Rothman  
Roybal-Allard  
Ruppersberger  
Rush  
Ryan (OH)  
Salazar  
Sánchez, Linda  
T.  
Sanchez, Loretta  
Sarbanes  
Saxton  
Schakowsky  
Schiff  
Schwartz  
Scott (GA)  
Scott (VA)  
Serrano  
Sestak  
Shays  
Shea-Porter  
Sherman  
Shuler  
Sires

Skelton  
Slaughter  
Smith (NJ)  
Smith (WA)  
Snyder  
Solis  
Spratt  
Stark  
Stearns  
Stupak  
Sutton  
Tauscher  
Thompson (CA)  
Thompson (MS)  
Tiberi  
Tierney  
Towns  
Turner  
Udall (CO)  
Udall (NM)  
Van Hollen  
Velázquez  
Viscosky  
Walden (OR)  
Walsh (NY)  
Walz (MN)  
Wasserman  
Schultz  
Waters  
Watson  
Watt  
Waxman  
Saxton  
Weiner  
Welch (VT)  
Weller  
Wexler  
Wilson (OH)  
Wilson (SC)  
Wolf  
Woolsey  
Wu  
Wynn  
Yarmuth  
Young (FL)

NOT VOTING—6

Davis (KY) Gilchrest Payne  
Davis, Jo Ann Ortiz Sessions

So the amendment was not agreed to.

¶90.22 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment submitted by Mr. BISHOP of Utah:

On page 67, line 8, insert after the dollar amount “(increased by \$13,000,000)”.

On page 96, line 14 insert after the dollar amount “(decreased by \$31,588,000)”.

It was decided in the { Yeas ..... 156  
negative ..... } Nays ..... 270

¶90.23 [Roll No. 554]

AYES—156

Aderholt  
Akin  
Alexander  
Bachmann  
Bachus  
Baker  
Barrett (SC)  
Bartlett (MD)  
Barton (TX)  
Bilirakis  
Bishop (UT)  
Blackburn  
Blunt  
Boehner  
Bonner  
Boustany  
Brady (TX)  
Braley (IA)  
Brown (SC)  
Brown-Waite,  
Ginny  
Burgess  
Burton (IN)  
Keller  
Kennedy  
Kildee  
Kilpatrick  
Kind

Carter  
Chabot  
Coble  
Cole (OK)  
Conaway  
Cubin  
Culberson  
Davis, David  
Deal (GA)  
Diaz-Balart, L.  
Diaz-Balart, M.  
Doolittle  
Drake  
Dreier  
Duncan  
Everett  
Fallin  
Feeney  
Flake  
Forbes  
Fox  
Franks (AZ)  
Gallagher  
Garrett (NJ)  
Giffords  
Gillmor  
Gingrey  
Gohmert

Goode  
Goodlatte  
Granger  
Graves  
Hall (TX)  
Hastert  
Hastings (WA)  
Hayes  
Heller  
Hensarling  
Herger  
Herseth Sandlin  
Hoekstra  
Hulshof  
Hunter  
Inglis (SC)  
Issa  
Jindal  
Johnson, Sam  
Jones (NC)  
Jordan  
Keller  
King (IA)  
King (NY)  
Kingston  
Kline (MN)  
Knollenberg  
Kuhl (NY)

NOT VOTING—8

Davis (KY) Gilchrest Payne  
Davis, Jo Ann Meek (FL) Sessions  
Garrett (NJ) Ortiz

So the amendment was not agreed to.

¶90.20 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment submitted by Mr. CONAWAY:

Strike sections 104 and 105.

It was decided in the { Yeas ..... 167  
negative ..... } Nays ..... 264

¶90.21 [Roll No. 553]

AYES—167

Aderholt  
Akin  
Alexander

Bachmann  
Bachus  
Baker

Barrett (SC)  
Barton (TX)  
Bishop (UT)

Castle

Lamborn  
Latham  
Lewis (CA)  
Lewis (KY)  
Linder  
Lucas  
Lungren, Daniel E.  
Mack  
Manzullo  
Marchant  
McCarthy (CA)  
McCaul (TX)  
McCrery  
McHenry  
McHugh  
McKeon  
McMorris  
Rodgers  
Melancon  
Mica  
Miller (FL)  
Miller (MI)  
Miller, Gary  
Musgrave

Myrick  
Neugebauer  
Nunes  
Paul  
Pearce  
Pence  
Petri  
Pickering  
Pitts  
Poe  
Pomeroy  
Price (GA)  
Putnam  
Radanovich  
Rehberg  
Renzi  
Rogers (AL)  
Rogers (KY)  
Rogers (MI)  
Rohrabacher  
Roskam  
Royce  
Ryan (WI)  
Sali  
Schmidt

Sensenbrenner  
Shadegg  
Shuler  
Shuster  
Smith (NE)  
Smith (TX)  
Souder  
Stearns  
Sullivan  
Tancredo  
Tanner  
Taylor  
Terry  
Thornberry  
Tiahrt  
Walberg  
Wamp  
Weldon (FL)  
Weller  
Westmoreland  
Wicker  
Wilson (NM)  
Wilson (SC)  
Young (AK)  
Young (FL)

Schiff  
Schwartz  
Scott (GA)  
Scott (VA)  
Serrano  
Sestak  
Shays  
Shea-Porter  
Sherman  
Shimkus  
Simpson  
Sires  
Skelton  
Slaughter  
Smith (NJ)  
Smith (WA)  
Snyder  
Solis

Space  
Spratt  
Stupak  
Sutton  
Tauscher  
Thompson (CA)  
Thompson (MS)  
Tiberi  
Tierney  
Towns  
Turner  
Udall (CO)  
Udall (NM)  
Upton  
Van Hollen  
Velázquez  
Visclosky  
Walden (OR)

Walsh (NY)  
Walz (MN)  
Wasserman  
Schultz  
Waters  
Watson  
Watt  
Waxman  
Weiner  
Welch (VT)  
Wexler  
Whitfield  
Wilson (OH)  
Wolf  
Woolsey  
Wu  
Wynn  
Yarmuth

Barrow  
Bartlett (MD)  
Bean  
Becerra  
Berkley  
Berman  
Berry  
Biggert  
Bishop (GA)  
Bishop (NY)  
Blumenauer  
Bono  
Boozman  
Bordallo  
Boren  
Boswell  
Boucher  
Boyd (FL)  
Boyd (KS)  
Brady (PA)  
Braley (IA)  
Brown, Corrine  
Brown-Waite,  
Ginny  
Buchanan  
Butterfield  
Capps  
Capuano  
Cardoza  
Carnahan  
Carney  
Carson  
Castle  
Castor  
Chandler  
Christensen  
Clarke  
Clay  
Cleaver  
Clyburn  
Cohen  
Conyers  
Cooper  
Costa  
Costello  
Courtney  
Cramer  
Crowley  
Cuellar  
Cummings  
Davis (AL)  
Davis (IL)  
Davis, Lincoln  
Davis, Tom  
DeFazio  
DeGette  
Delahunt  
DeLauro  
Dent  
Dicks  
Dingell  
Doggett  
Donnelly  
Doyle  
Edwards

Payne  
Sessions  
Stark

Farr  
Gilchrest  
Gutierrez  
Ortiz

NOT VOTING—11

So the amendment was not agreed to.

§90.24 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment submitted by Mr. BARTON of Texas:

Strike section 501 (relating to global climate change).

It was decided in the { Yeas ..... 153 negative ..... Nays ..... 274

§90.25 [Roll No. 555]

AYES—153

Abercrombie  
Ackerman  
Allen  
Altmire  
Andrews  
Arcuri  
Baca  
Baird  
Baldwin  
Barrow  
Bean  
Becerra  
Berkley  
Berman  
Berry  
Biggert  
Bilbray  
Bishop (GA)  
Bishop (NY)  
Blumenauer  
Bono  
Boozman  
Bordallo  
Boren  
Boswell  
Boucher  
Boyd (FL)  
Boyd (KS)  
Brady (PA)  
Brown, Corrine  
Buchanan  
Butterfield  
Capito  
Capps  
Capuano  
Cardoza  
Carnahan  
Carney  
Carson  
Castle  
Castor  
Chandler  
Clarke  
Clay  
Cleaver  
Clyburn  
Cohen  
Conyers  
Cooper  
Costa  
Costello  
Courtney  
Cramer  
Crenshaw  
Crowley  
Cuellar  
Cummings  
Davis (AL)  
Davis (CA)  
Davis (IL)  
Davis, Lincoln  
Davis, Tom  
DeFazio  
DeGette  
Delahunt  
DeLauro  
Dent  
Dicks  
Dingell  
Doggett  
Donnelly  
Doyle  
Edwards

Ehlers  
Ellison  
Ellsworth  
Emanuel  
Emerson  
Engel  
English (PA)  
Eshoo  
Etheridge  
Faleomavaega  
Fattah  
Ferguson  
Filner  
Fortenberry  
Fortuño  
Fossella  
Frank (MA)  
Frelinghuysen  
Gerlach  
Gillibrand  
Gonzalez  
Gordon  
Green, Al  
Green, Gene  
Grijalva  
Hall (NY)  
Hare  
Harman  
Hastings (FL)  
Higgins  
Hill  
Hinchev  
Hinojosa  
Hirono  
Hobson  
Hodes  
Holden  
Hooley  
Hoyer  
Hunter  
Inglis (SC)  
Inslee  
Israel  
Jackson (IL)  
Jackson-Lee  
(TX)  
Jefferson  
Johnson (GA)  
Johnson (IL)  
Johnson, E. B.  
Jones (NC)  
Jones (OH)  
Kagen  
Kanjorski  
Kaptur  
Kennedy  
Kildee  
Kilpatrick  
Kind  
Kirk  
Klein (FL)  
Kucinich  
LaHood  
Lampson  
Langevin  
Lantos  
Larsen (WA)  
Larson (CT)  
LaTourette  
Lee  
Levin  
Lewis (GA)  
Lipinski  
LoBiondo

Loebsack  
Lofgren, Zoe  
Lowey  
Lynch  
Mahoney (FL)  
Maloney (NY)  
Markey  
Marshall  
Matheson  
Matsui  
McCarthy (NY)  
McCollum (MN)  
McCotter  
McDermott  
McGovern  
McIntyre  
McNerney  
McNulty  
Meehan  
Meek (FL)  
Meeks (NY)  
Michaud  
Miller (NC)  
Miller, George  
Mitchell  
Mollohan  
Moore (KS)  
Moore (WI)  
Moran (KS)  
Moran (VA)  
Murphy (CT)  
Murphy, Patrick  
Murphy, Tim  
Murtha  
Nadler  
Napolitano  
Neal (MA)  
Norton  
Oberstar  
Obey  
Oliver  
Pallone  
Pascarell  
Pastor  
Perlmutter  
Peterson (MN)  
Peterson (PA)  
Platts  
Porter  
Price (NC)  
Pryce (OH)  
Rahall  
Ramstad  
Rangel  
Reichert  
Reyes  
Reynolds  
Rodriguez  
Ros-Lehtinen  
Ross  
Rothman  
Roybal-Allard  
Ruppersberger  
Rush  
Ryan (OH)  
Salazar  
Sanchez, Linda  
T.  
Sanchez, Loretta  
Sarbanes  
Saxton  
Schakowsky

Aderholt  
Akin  
Alexander  
Bachmann  
Baker  
Barrett (SC)  
Barton (TX)  
Bilbray  
Bilirakis  
Bishop (UT)  
Blackburn  
Blunt  
Boehner  
Bonner  
Boustany  
Brady (TX)  
Brown (SC)  
Burgess  
Burton (IN)  
Buyer  
Calvert  
Camp (MI)  
Campbell (CA)  
Cannon  
Cantor  
Capito  
Carter  
Chabot  
Coble  
Cole (OK)  
Conaway  
Crenshaw  
Cubin  
Culberson  
Davis, David  
Deal (GA)  
Diaz-Balart, L.  
Diaz-Balart, M.  
Doolittle  
Drake  
Dreier  
Duncan  
Emerson  
Everett  
Fallin  
Feeney  
Flake  
Forbes  
Foxy  
Franks (AZ)  
Gallegly  
Garrett (NJ)

Gillmor  
Gingrey  
Gohmert  
Goode  
Goodlatte  
Granger  
Graves  
Hall (TX)  
Hastert  
Hastings (WA)  
Hayes  
Heller  
Hensarling  
Herger  
Hoekstra  
Hulshof  
Issa  
Johnson, Sam  
Jordan  
Keller  
King (IA)  
Kingston  
Kline (MN)  
Knollenberg  
Kuhl (NY)  
Lamborn  
Latham  
Lewis (CA)  
Lewis (KY)  
Linder  
Lucas  
Lungren, Daniel E.  
Mack  
Manzullo  
Marchant  
McCarthy (CA)  
McCaul (TX)  
McCotter  
McCrery  
McHenry  
McKeon  
McMorris  
Rodgers  
Mica  
Miller (FL)  
Miller (MI)  
Miller, Gary  
Moran (KS)  
Murphy, Tim  
Musgrave  
Myrick

Neugebauer  
Nunes  
Paul  
Pearce  
Pence  
Peterson (PA)  
Pickering  
Pitts  
Poe  
Price (GA)  
Putnam  
Radanovich  
Regula  
Rehberg  
Renzi  
Reynolds  
Rogers (AL)  
Rogers (KY)  
Rogers (MI)  
Rohrabacher  
Ros-Lehtinen  
Roskam  
Royce  
Ryan (WI)  
Sali  
Schmidt  
Sensenbrenner  
Shadegg  
Shimkus  
Shuster  
Simpson  
Smith (NE)  
Smith (TX)  
Souder  
Stearns  
Sullivan  
Tancredo  
Terry  
Thornberry  
Tiahrt  
Walberg  
Walden (OR)  
Wamp  
Weldon (FL)  
Westmoreland  
Whitfield  
Wicker  
Wilson (NM)  
Wilson (SC)  
Young (AK)  
Young (FL)

Neugebauer  
Nunes  
Paul  
Pearce  
Pence  
Peterson (PA)  
Pickering  
Pitts  
Poe  
Price (GA)  
Putnam  
Radanovich  
Regula  
Rehberg  
Renzi  
Reynolds  
Rogers (AL)  
Rogers (KY)  
Rogers (MI)  
Rohrabacher  
Ros-Lehtinen  
Roskam  
Royce  
Ryan (WI)  
Sali  
Schmidt  
Sensenbrenner  
Shadegg  
Shimkus  
Shuster  
Simpson  
Smith (NE)  
Smith (TX)  
Souder  
Stearns  
Sullivan  
Tancredo  
Terry  
Thornberry  
Tiahrt  
Walberg  
Walden (OR)  
Wamp  
Weldon (FL)  
Westmoreland  
Whitfield  
Wicker  
Wilson (NM)  
Wilson (SC)  
Young (AK)  
Young (FL)

Bachus  
Davis (CA)  
Davis (KY)  
Davis, Jo Ann

Baca  
Baird  
Baldwin

Altire  
Andrews  
Arcuri

Gillchrest  
Ortiz  
Payne  
Schwartz

Bachus  
Davis (CA)  
Davis (KY)  
Davis, Jo Ann

Baca  
Baird  
Baldwin

NOES—274

Napolitano  
Neal (MA)  
Norton  
Oberstar  
Obey  
Oliver  
Pallone  
Pascarell  
Pastor  
Perlmutter  
Peterson (MN)  
Petri  
Platts  
Pomeroy  
Porter  
Price (NC)  
Pryce (OH)  
Rahall  
Ramstad  
Rangel  
Reichert  
Reyes  
Rodriguez  
Ross  
Rothman  
Roybal-Allard  
Ruppersberger  
Rush  
Ryan (OH)  
Salazar  
Sanchez, Linda  
T.  
Sanchez, Loretta  
Sarbanes  
Saxton  
Schakowsky  
Schiff  
Scott (GA)  
Scott (VA)  
Serrano  
Sestak  
Shays  
Shea-Porter  
Sherman  
Shuler  
Sires  
Skelton  
Slaughter  
Smith (NJ)  
Smith (WA)  
Snyder  
Solis  
Space  
Spratt  
Stupak  
Sutton  
Tanner  
Tauscher  
Taylor  
Thompson (CA)  
Thompson (MS)  
Tiberi  
Tierney  
Towns  
Turner  
Udall (CO)  
Udall (NM)  
Upton  
Van Hollen  
Velázquez  
Visclosky  
Walsh (NY)  
Walz (MN)  
Wasserman  
Schultz  
Waters  
Watson  
Watt  
Waxman  
Weiner  
Weller  
Wexler  
Wilson (OH)  
Wolf  
Woolsey  
Wu  
Wynn  
Yarmuth

Grijalva  
Gutierrez  
Hall (NY)  
Hare  
Harman  
Hastings (FL)  
Hersefth Sandlin  
Higgins  
Hill  
Hinchev  
Hinojosa  
Hirono  
Hobson  
Hodes  
Holden  
Hooley  
Hoyer  
Hunter  
Inglis (SC)  
Inslee  
Israel  
Jackson (IL)  
Jackson-Lee  
(TX)  
Jefferson  
Jindal  
Johnson (GA)  
Johnson (IL)  
Johnson, E. B.  
Jones (NC)  
Jones (OH)  
Kagen  
Kanjorski  
Kaptur  
Kennedy  
Kildee  
Kilpatrick  
Kind  
King (NY)  
Kirk  
Klein (FL)  
Kucinich  
LaHood  
Lampson  
Langevin  
Lantos  
Larsen (WA)  
Larson (CT)  
LaTourette  
Lee  
Levin  
Lewis (GA)  
Lipinski  
LoBiondo  
Loebsack  
Lofgren, Zoe  
Lowey  
Lynch  
Mahoney (FL)  
Maloney (NY)  
Markey  
Marshall  
Matheson  
Matsui  
McCarthy (NY)  
McCollum (MN)  
McDermott  
McGovern  
McIntyre  
McHugh  
McNulty  
Meehan  
Meek (FL)  
Meeks (NY)  
Melancon  
Michaud  
Miller (NC)  
Miller, George  
Mitchell  
Mollohan  
Moore (KS)  
Moore (WI)  
Moran (VA)  
Murphy (CT)  
Murphy, Patrick  
Murtha  
Nadler

Bachus  
Gilchrest  
Sessions  
Welch (VT)

NOT VOTING—10

So the amendment was not agreed to.



90.26 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment numbered 7, submitted by Ms. Eddie Bernice JOHNSON of Texas:

Page 111, after line 17, insert the following:

TITLE VI—ADDITIONAL GENERAL PROVISIONS

SEC. 601. None of the funds made available under this Act may be used to promulgate or implement the Environmental Protection Agency proposed regulations published in the Federal Register on January 3, 2007 (72 Fed. Reg. 69).

It was decided in the affirmative { Yeas ..... 252 Nays ..... 178

90.27 [Roll No. 556]

AYES—252

- Abercrombie, Ackerman, Allen, Altmire, Andrews, Arcuri, Baca, Baird, Baldwin, Barrow, Bean, Becerra, Berkley, Berman, Berry, Bishop (GA), Bishop (NY), Blumenauer, Bordallo, Boren, Boswell, Boucher, Boyd (FL), Boyda (KS), Brady (PA), Braley (IA), Brown, Corrine, Butterfield, Capps, Capuano, Cardoza, Carnahan, Carney, Carson, Castle, Castor, Chandler, Christensen, Clarke, Clay, Cleaver, Clyburn, Cohen, Conyers, Cooper, Costa, Costello, Courtney, Cramer, Crowley, Cuellar, Cummings, Davis (AL), Davis (CA), Davis (IL), Davis, Tom, DeFazio, DeGette, DeLahunt, DeLauro, Dent, Dicks, Dingell, Doggett, Donnelly, Doyle, Edwards, Ehlers, Ellison, Ellsworth, Emanuel, Engel, English (PA), Eshoo, Etheridge, Faleomavaega, Farr, Fattah, Ferguson, Filner, Fossella, Frank (MA), Frelinghuysen, Giffords, Gillibrand, Gonzalez, Gordon, Green, Al, Green, Gene, Grijalva, Gutierrez, Hall (NY), Hall (NY), Hare, Harman, Hastings (FL), Herse, Higgs, Hill, Hinchey, Hinojosa, Hirono, Hodes, Holt, Honda, Hooley, Hoyer, Inslee, Israel, Jackson (IL), Jackson-Lee, Christensen, Jefferson, Johnson (GA), Johnson (IL), Johnson, E. B., Jones (OH), Kagen, Kennedy, Kildee, Kilpatrick, Kind, Kirk, Klein (FL), Kucinich, Lampson, Langevin, Lantos, Larsen (WA), Larson (CT), Lee, Levin, Lewis (GA), Lipinski, LoBiondo, Loeb, Lofgren, Zoe, Lowey, Lynch, Mahoney (FL), Maloney (NY), Markey, Marshall, Matheson, Matsui, McCarthy (NY), McCollum (MN), McDermott, McGovern, McHugh, McIntyre, McNerney, McNulty, Meehan, Meek (FL), Meeks (NY), Melancon, Michaud, Miller (NC), Miller, George, Mitchell, Moore (KS), Moore (WI), Moran (VA), Murphy (CT), Murphy, Patrick, Nadler, Napolitano, Neal (MA), Norton, Oberstar, Obey, Olver, Pallone, Pascarella, Pastor, Perlmutter, Peterson (MN), Platts, Pomeroy, Porter, Price (NC), Rahall, Ramstad, Rangel, Reichert, Reyes, Rodriguez, Ross, Rothman, Roybal-Allard, Ruppersberger, Rush, Ryan (OH), Salazar, Sanchez, Linda T., Sanchez, Loretta, Sarbanes, Saxton, Schakowsky, Schiff, Schwartz, Scott (GA), Scott (VA), Serrano, Sestak, Shays, Shea-Porter, Sherman, Shuler, Sires, Skelton, Slaughter, Smith (NJ), Smith (WA), Snyder, Solis, Space, Spratt, Stark, Stearns

- Sutton, Tanner, Tauscher, Taylor, Thompson (CA), Thompson (MS), Tierney, Towns, Udall (CO), Udall (NM), Van Hollen, Velazquez, Visclosky, Walsh (NY), Walz (MN), Wasserman, Schultz, Waters, Watson, Watt, Waxman, Weiner, Welch (VT), Weldon (FL), Wexler, Wilson (OH), Wolf, Woolsey, Wu, Wynn, Yarmuth, Young (AK), Young (FL)

NOES—178

- Aderholt, Akin, Alexander, Bachmann, Bachus, Baker, Barrett (SC), Bartlett (MD), Barton (TX), Biggert, Bilbray, Bilirakis, Bishop (UT), Blackburn, Blunt, Boehner, Bonner, Bono, Boozman, Boustany, Brady (TX), Brown (SC), Brown-Waite, Ginny, Buchanan, Burgess, Burton (IN), Buyer, Calvert, Camp (MI), Campbell (CA), Cantor, Capito, Carter, Chabot, Coble, Cole (OK), Conaway, Crenshaw, Cubin, Culberson, Davis, David, Davis, Lincoln, Deal (GA), Diaz-Balart, L., Doolittle, Drake, Dreier, Duncan, Emerson, Everrett, Fallon, Feeney, Flake, Forbes, Fortenberry, Fortuño, Foss, Franks (AZ), Gallegly, Garrett (NJ), Gillmor, Gingrey, Gohmert, Goode, Goodlatte, Granger, Graves, Hall (TX), Hastert, Hastings (WA), Hayes, Heller, Hensarling, Herger, Hobson, Hoekstra, Holden, Hulshof, Hunter, Inglis (SC), Issa, Jindal, Johnson, Sam, Jones (NC), Jordan, Kanjorski, Kaptur, Keller, King (IA), King (NY), Kingston, Kline (MN), Knollenberg, Kuhl (NY), LaHood, Lamborn, Latham, LaTourette, Lewis (CA), Lewis (KY), Linder, Lucas, Lungren, Daniel E., Mack, Manullo, Marchant, McCarthy (CA), McCaul (TX), McCotter, McCrery, McHenry, McKeon, McMorris, Rodgers, Mollohan, Moran (KS), Murphy, Tim, Murtha, Musgrave, Myrick, Neugebauer, Nunes, Paul, Pearce, Pence, Peterson (PA), Petri, Pitts, Poe, Price (GA), Pryce (OH), Putnam, Radanovich, Regula, Rehberg, Renzi, Reynolds, Rogers (AL), Rogers (KY), Rogers (MI), Rohrabacher, Ros-Lehtinen, Roskam, Royce, Ryan (WI), Sali, Schmidt, Sensenbrenner, Shadegg, Shimkus, Shuster, Simpson, Smith (NE), Smith (TX), Souder, Stupak, Sullivan, Tancredo, Terry, Thornberry, Tiahrt, Tiberi, Turner, Upton, Walberg, Walden (OR), Wamp, Weller, Westmoreland, Whitfield, Wicker, Wilson (NM), Wilson (SC)

NOT VOTING—7

- Davis, Ky Ann, Gilchrest, Ortiz, Payne, Pickering, Sessions

So the amendment was agreed to.

90.28 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment numbered 13, submitted by Mr. DENT:

Page 111, after line 17, insert the following:

TITLE VI—ADDITIONAL GENERAL PROVISIONS

SEC. 601. None of the funds made available in this Act may be used to implement, administer, or enforce section 20(b)(1) of the Indian Gaming Regulatory Act (25 U.S.C. 2719(b)(1)).

It was decided in the negative { Yeas ..... 194 Nays ..... 236

90.29 [Roll No. 557]

AYES—194

- Aderholt, Akin, Alexander, Altmire, Andrews, Arcuri, Bachus, Baker, Barrett (SC), Barrow, Bartlett (MD), Barton (TX), Berkley, Biggert, Bilbray, Bilirakis, Bishop (UT), Blackburn, Blunt, Boehner, Bonner, Boozman, Boustany, Brady (TX), Brown (SC), Brown-Waite, Ginny, Buchanan, Burgess, Burton (IN), Buyer, Camp (MI), Campbell (CA), Cannon, Cantor, Capito, Carney, Carter, Castle, Chabot, Coble, Conaway, Cooper, Costello, Crenshaw, Cubin, Culberson, Davis, David, Davis, Lincoln, Davis, Tom, Deal (GA), DeFazio, Dent, Donnelly, Doolittle, Drake, Duncan, Ehlers, Ellsworth, Emerson, Everrett, Feeney, Ferguson, Flake, Forbes, Fortenberry, Fortuño, Foss, Franks (AZ), Frelinghuysen, Giffords, Gerlach, Gillmor, Gingrey, Gohmert, Goode, Goodlatte, Gordon, Granger, Graves, Hall (TX), Hastert, Hastings (WA), Hayes, Heller, Hensarling, Herger, Hobson, Hoekstra, Hulshof, Hunter, Ingalls (SC), Jindal, Johnson (IL), Johnson, Sam, Jones (NC), Jordan, Keller, King (IA), King (NY), Kingston, Kirk, Knollenberg, LaHood, Lamborn, Langevin, Latham, LaTourette, Lewis (CA), Lewis (KY), Linder, Lipinski, LoBiondo, Lofgren, Zoe, Mack, Manullo, Marchant, Marshall, Matheson, McCaul (TX), McCotter, McCrery, McHenry, McHugh, McKeon, Miller (FL), Miller, Gary, Moran (KS), Murphy, Patrick, Murphy, Tim, Musgrave, Myrick, Neugebauer, Paul, Pence, Peterson (MN), Peterson (PA), Petri, Pickering, Pitts, Platts, Poe, Porter, Price (GA), Pryce (OH), Putnam, Radanovich, Ramstad, Regula, Rehberg, Reichert, Rogers (AL), Rogers (KY), Rogers (MI), Roskam, Royce, Sali, Saxton, Schmidt, Schwartz, Sensenbrenner, Shadegg, Shays, Shimkus, Shuster, Simpson, Smith (NE), Smith (NJ), Smith (TX), Souder, Space, Stearns, Tancredo, Tanner, Taylor, Terry, Thornberry, Tiahrt, Tiberi, Turner, Upton, Walberg, Walsh (NY), Wamp, Weldon (FL), Weller, Westmoreland, Whitfield, Wicker, Wilson (NM), Wilson (SC), Wolf, Young (FL)

NOES—236

- Abercrombie, Ackerman, Allen, Baca, Bachmann, Baird, Baldwin, Bean, Becerra, Berman, Berry, Bishop (GA), Bishop (NY), Blumenauer, Bono, Bordallo, Boren, Boswell, Boucher, Boyd (FL), Boyda (KS), Brady (PA), Braley (IA), Brown, Corrine, Butterfield, Calvert, Capuano, Cardoza, Carnahan, Carson, Castor, Chandler, Christensen, Clarke, Clay, Cleaver, Clyburn, Cohen, Cole (OK), Conyers, Costa, Courtney, Cramer, Crowley, Cuellar, Cummings, Davis (AL), Davis (CA), Davis (IL), DeGette, DeLauro, DeLauro, Diaz-Balart, L., Dicks, Dingell, Doggett, Doyle, Dreier, Edwards, Ellison, Emanuel, Engel, English (PA), Eshoo, Etheridge, Faleomavaega, Fallon, Farr, Fattah, Filner, Frank (MA), Giffords, Gillibrand, Gonzalez, Green, Al, Green, Gene, DeLauro

Grijalva	Matsui	Ryan (WI)	Costa	Keller	Radanovich	McHugh	Rahall	Spratt
Gutierrez	McCarthy (CA)	Salazar	Crenshaw	King (IA)	Regula	McIntyre	Ramstad	Stark
Hall (NY)	McCarthy (NY)	Sánchez, Linda	Cubin	King (NY)	Reberg	McNerney	Rangel	Stupak
Hare	McCollum (MN)	T.	Culberson	Kingston	Renzi	McNulty	Reichert	Sutton
Harman	McDermott	Sanchez, Loretta	Davis, David	Kline (MN)	Reynolds	Meehan	Reyes	Tanner
Hastings (FL)	McGovern	Sarbanes	Deal (GA)	Knollenberg	Rogers (AL)	Meek (FL)	Rodriguez	Tauscher
Herseht Sandlin	McIntyre	Schakowsky	Diaz-Balart, L.	Kuhl (NY)	Rogers (KY)	Meeks (NY)	Rothman	Thompson (CA)
Higgins	McMorris	Schiff	Diaz-Balart, M.	Lamborn	Rogers (MI)	Melancon	Royal-Allard	Thompson (MS)
Hill	Rodgers	Scott (GA)	Doolittle	Lampson	Rohrabacher	Michaud	Royce	Tierney
Hinchev	McNerney	Scott (VA)	Drake	Latham	Ros-Lehtinen	Miller (MI)	Ruppersberger	Towns
Hinojosa	McNulty	Serrano	Dreier	Lewis (KY)	Roskam	Miller (NC)	Rush	Udall (CO)
Hirono	Meehan	Sestak	Duncan	Linder	Ross	Miller, George	Ryan (OH)	Udall (NM)
Hiro	Meek (FL)	Shea-Porter	Emerson	Lucas	Ryan (WI)	Mitchell	Sanchez, Linda	Upton
Holden	Meeks (NY)	Sherman	Fallin	Lungren, Daniel	Salazar	Mollohan	T.	Van Hollen
Holt	Melancon	Shuler	Feeney	E.	Sali	Moore (KS)	Sanchez, Loretta	Velázquez
Honda	Mica	Sires	Flake	Mack	Schmidt	Moore (WI)	Sarbanes	Visclosky
Hooley	Michaud	Skelton	Forbes	Manzullo	Sensenbrenner	Moran (KS)	Saxton	Walsh (NY)
Hoyer	Miller (MI)	Slaughter	Fortuño	Marchant	Shadegg	Moran (VA)	Schakowsky	Walz (MN)
Inslee	Miller (NC)	Smith (WA)	Fossella	Matheson	Shimkus	Murphy (CT)	Schiff	Wasserman
Israel	Miller, George	Smith (WA)	Fox	McCarthy (CA)	Shuster	Murphy, Patrick	Schwartz	Schultz
Issa	Mitchell	Snyder	Franks (AZ)	McCaul (TX)	Shuster	Murtha	Scott (GA)	Waters
Jackson (IL)	Mollohan	Solis	Gallegly	McCrery	Simpson	Nadler	Scott (VA)	Watson
Jackson-Lee	Moore (KS)	Spratt	Garrett (NJ)	McHenry	Smith (NE)	Napolitano	Serrano	Watt
(TX)	Moore (WI)	Stark	Gingrey	McKeon	Smith (TX)	Neal (MA)	Sestak	Waxman
Jefferson	Moran (VA)	Stupak	Gingert	McMorris	Souder	Norton	Shays	Weiner
Johnson (GA)	Murphy (CT)	Sullivan	Goode	Rodgers	Space	Oberstar	Shea-Porter	Welch (VT)
Johnson, E. B.	Murtha	Sutton	Goodlatte	Mica	Stearns	Obey	Sherman	Weller
Jones (OH)	Nadler	Tauscher	Granger	Miller (FL)	Sullivan	Oliver	Shuler	Wexler
Kagen	Napolitano	Thompson (CA)	Graves	Miller, Gary	Taylor	Pallone	Sires	Whitfield
Kanjorski	Neal (MA)	Thompson (MS)	Hall (TX)	Murphy, Tim	Terry	Pascarell	Skelton	Wilson (OH)
Kaptur	Norton	Tierney	Hastert	Musgrave	Thornberry	Pastor	Slaughter	Wolf
Kennedy	Nunes	Towns	Hastings (WA)	Myrick	Tiaht	Perlmutter	Smith (NJ)	Woolsey
Kildee	Oberstar	Udall (CO)	Hayes	Neugebauer	Tiberi	Platts	Smith (WA)	Wu
Kilpatrick	Obey	Udall (NM)	Heller	Nunes	Turner	Pomeroy	Snyder	Wynn
Kind	Oliver	Van Hollen	Hensarling	Paul	Walberg	Price (NC)	Solis	Yarmuth
Klein (FL)	Pallone	Velázquez	Herger	Pearce	Walden (OR)			
Kline (MN)	Pascarell	Visclosky	Hobson	Pence	Wamp			
Kucinich	Pastor	Walden (OR)	Hoekstra	Peterson (MN)	Weldon (FL)	Davis (KY)	Ortiz	Sessions
Kuhl (NY)	Pearce	Walz (MN)	Hulshof	Peterson (PA)	Westmoreland	Davis, Jo Ann	Payne	
Lampson	Perlmutter	Wasserman	Hunter	Petri	Wicker	Gilchrest	Pickering	
Lantos	Pomeroy	Schultz	Inglis (SC)	Pitts	Poe			
Larsen (WA)	Price (NC)	Waters	Issa	Porter	Wilson (NM)			
Larson (CT)	Rahall	Watson	Jindal	Price (GA)	Wilson (SC)			
Lee	Rangel	Watt	Johnson, Sam	Pryce (OH)	Young (AK)			
Levin	Renzi	Waxman	Jones (NC)	Putnam	Young (FL)			
Lewis (GA)	Reyes	Weiner	Jordan					
Loeb sack	Reynolds	Welch (VT)						
Lowey	Rodriguez	Wexler						
Lucas	Rohrabacher	Wilson (OH)						
Lungren, Daniel	Ross	Woolsey						
E.	Rothman	Wu						
Lynch	Royal-Allard	Wynn						
Mahoney (FL)	Ruppersberger	Yarmuth						
Maloney (NY)	Rush	Young (AK)						
Markey	Ryan (OH)							

NOT VOTING—7

Davis (KY)	Ortiz	Sessions
Davis, Jo Ann	Payne	
Gilchrest	Ros-Lehtinen	

So the amendment was not agreed to.

90.30 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment submitted by Mr. PEARCE:

At the end of the bill, before the short title, insert the following:

TITLE VI—ADDITIONAL GENERAL PROVISIONS

SEC. 601. No funds made available in or through this Act may be used for the continued operation of the Mexican Wolf Recovery program.

It was decided in the { Yeas ..... 172 negative ..... } Nays ..... 258

90.31 [Roll No. 558]

AYES—172

Aderholt	Boehner	Burton (IN)
Akin	Bonner	Buyer
Altmire	Bono	Calvert
Bachmann	Boozman	Camp (MI)
Bachus	Boren	Campbell (CA)
Baker	Boustany	Cannon
Barrett (SC)	Boyd (KS)	Cantor
Barton (TX)	Brady (TX)	Capito
Berry	Brown (SC)	Cardoza
Bilbray	Brown-Waite,	Carter
Bishop (UT)	Ginny	Coble
Blackburn	Buchanan	Cole (OK)
Blunt	Burgess	Conaway

NOES—258

Abercrombie	Davis (CA)	Hodes
Ackerman	Davis (IL)	Holden
Alexander	Davis, Lincoln	Holt
Allen	Davis, Tom	Honda
Andrews	DeFazio	Hooley
Arcuri	DeGette	Hoyer
Baca	Delahunt	Inslee
Baird	DeLauro	Israel
Baldwin	Dent	Jackson (IL)
Barrow	Dicks	Jackson-Lee
Bartlett (MD)	Dingell	(TX)
Bean	Doggett	Jefferson
Becerra	Donnelly	Johnson (GA)
Berkley	Doyle	Johnson (IL)
Berman	Edwards	Johnson, E. B.
Biggert	Ehlers	Jones (OH)
Bilirakis	Ellison	Kagen
Bishop (GA)	Ellsworth	Kanjorski
Bishop (NY)	Emanuel	Kaptur
Blumenauer	Engel	Kennedy
Bordallo	English (PA)	Kilpatrick
Boswell	Eshoo	Kind
Boucher	Etheridge	Kirk
Boyd (FL)	Everett	Klein (FL)
Brady (PA)	Faleomavaega	Kucinich
Braley (IA)	Farr	LaHood
Brown, Corrine	Fattah	LaHood
Butterfield	Ferguson	Langevin
Capps	Finer	Lantos
Capuano	Fortenberry	Larsen (WA)
Carnahan	Frank (MA)	Larson (CT)
Carney	Frelinghuysen	LaTourette
Carson	Gerlach	Lee
Castle	Giffords	Levin
Castor	Gillibrand	Lewis (CA)
Chabot	Gillmor	Lewis (GA)
Chandler	Gonzalez	Lipinski
Christensen	Gordon	LoBiondo
Clarke	Green, Al	Loeb sack
Clay	Green, Gene	Lofgren, Zoe
Cleaver	Grijalva	Lowey
Clyburn	Gutierrez	Lynch
Cohen	Hall (NY)	Mahoney (FL)
Conyers	Hare	Maloney (NY)
Cooper	Harman	Markey
Costello	Hastings (FL)	McCarthy (NY)
Courtney	Herseht Sandlin	McCollum (MN)
Cramer	Higgins	McCotter
Crowley	Hill	McDermott
Cuellar	Hinchev	McGovern
Cummings	Hinojosa	
Davis (AL)	Hirono	

NOT VOTING—7

Davis (KY)	Ortiz	Sessions
Davis, Jo Ann	Payne	
Gilchrest	Pickering	

So the amendment was not agreed to.

90.32 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment numbered 34, submitted by Mr. HENSARLING:

At the end of the bill (before the short title), insert the following:

None of the funds in this Act may be used for the Clover Bend Historic Site.

It was decided in the { Yeas ..... 98 negative ..... } Nays ..... 331

90.33 [Roll No. 559]

AYES—98

Akin	Garrett (NJ)	Pearce
Bachmann	Goodlatte	Pence
Barrett (SC)	Graves	Petri
Bartlett (MD)	Hall (TX)	Pitts
Barton (TX)	Hastert	Platts
Biggert	Heller	Poe
Bilbray	Hensarling	Price (GA)
Bishop (UT)	Hunter	Putnam
Blackburn	Inglis (SC)	Radanovich
Boehner	Jindal	Ramstad
Brady (TX)	Johnson (IL)	Rogers (MI)
Burton (IN)	Johnson, Sam	Rohrabacher
Camp (MI)	Jones (NC)	Roskam
Campbell (CA)	Jordan	Royce
Cannon	Keller	Ryan (WI)
Cantor	King (IA)	Sali
Chabot	Kline (MN)	Schmidt
Coble	Lamborn	Sensenbrenner
Conaway	Linder	Shadegg
Cooper	Lungren, Daniel	Shuster
Davis, David	E.	Smith (NE)
Davis, Tom	Mack	Smith (TX)
Deal (GA)	McCarthy (CA)	Souder
Diaz-Balart, M.	McCaul (TX)	Stearns
Duncan	McHenry	Sullivan
Ehlers	Miller (FL)	Tancredo
Fallin	Miller (MI)	Terry
Feeney	Miller, Gary	Thornberry
Flake	Musgrave	Tiberi
Fortenberry	Myrick	Upton
Fossella	Neugebauer	Walberg
Franks (AZ)	Nunes	Westmoreland
Gallegly	Paul	Wilson (SC)

NOES—331

Abercrombie	Aderholt	Allen
Ackerman	Alexander	Altmire

Andrews
Arcuri
Baca
Bachus
Baird
Baker
Baldwin
Barrow
Bean
Becerra
Berkley
Berman
Berry
Bilirakis
Bishop (GA)
Bishop (NY)
Blumenauer
Blunt
Bonner
Bono
Boozman
Bordallo
Boren
Boswell
Boucher
Boustany
Boyd (FL)
Boyd (KS)
Brady (PA)
Brady (IA)
Brown (SC)
Brown, Corrine
Brown-Waite,
Ginny
Buchanan
Burgess
Butterfield
Buyer
Calvert
Capito
Capps
Capuano
Cardoza
Carnahan
Carney
Carson
Carter
Castle
Castor
Chandler
Christensen
Clarke
Clay
Cleaver
Clyburn
Cohen
Cole (OK)
Conyers
Costa
Costello
Courtney
Cramer
Crenshaw
Crowley
Cubin
Cuellar
Culberson
Cummings
Davis (AL)
Davis (CA)
Davis (IL)
Davis, Lincoln
DeFazio
DeGette
DeLauro
Dent
Diaz-Balart, L.
Dicks
Dingell
Doggett
Donnelly
Doolittle
Doyle
Drake
Dreier
Edwards
Ellison
Ellsworth
Emanuel
Emerson
Engel
English (PA)
Eshoo
Etheridge
Everett
Faleomavaega
Farr
Fattah
Ferguson

McIntyre
McKeon
McMorris
Rodgers
McNerney
McNulty
Meehan
Meek (FL)
Meeks (NY)
Melancon
Mica
Michaud
Miller (NC)
Miller, George
Mitchell
Mollohan
Moore (KS)
Moore (WI)
Moran (KS)
Moran (VA)
Murphy (CT)
Murphy, Patrick
Murphy, Tim
Murtha
Nadler
Napolitano
Neal (MA)
Oberstar
Obey
Olver
Pallone
Pascrell
Pastor
Perlmutter
Peterson (MN)
Peterson (PA)
Pickering
Pomeroy
Porter
Price (NC)
Pryce (OH)
Rahall
Rangel
Regula
Rehberg
Reichert
Renzi
Reynolds
Rodriguez
Rogers (AL)
Rogers (KY)
Ros-Lehtinen
Ross
Rothman
Roybal-Allard
Ruppersberger
Rush
Ryan (OH)
Salazar
Sanchez, Linda
T.
Sanchez, Loretta
Sarbanes
Saxton
Schakowsky
Schiff
Schwartz
Scott (GA)
Scott (VA)
Serrano
Sestak
Shays
Shea-Porter
Sherman
Shimkus
Shuler
Simpson
Sires
Skelton
Slaughter
Spratt
Stark
Stupak
Sutton
Tanner
Tauscher
Taylor
Thompson (CA)
Thompson (MS)
Tiahrt
Tierney
Towns
Turner
Udall (NM)
Udall (NY)
Udall (CO)
Walsh (NY)
Walz (MN)
Wamp
Wasserman
Schultz
Davis (KY)
Davis, Jo Ann
Gilchrist

Waters
Watson
Watt
Visclosky
Weiner
Welch (VT)
Weldon (FL)
Weller
Wexler
Whitfield
Wicker
Wilson (NM)
Wilson (OH)
Wolf
Woolsey
Wu
Wynn
Yarmuth
Young (AK)
Young (FL)
Diaz-Balart, L.
Dicks
Dingell
Doggett
Donnelly
Doolittle
Doyle
Drake
Edwards
Ellison
Ellsworth
Emanuel
Emerson
Engel
English (PA)
Eshoo
Etheridge
Everett
Faleomavaega
Farr
Fattah
Ferguson
Knollenberg
Kucinich
Kuhl (NY)
LaHood
Lampson
Langevin
Lantos
Larsen (WA)
Larson (CT)
Latham
LaTourette
Lee
Levin
Lewis (CA)
Lewis (GA)
Lewis (KY)
Lipinski
LoBiondo
Loebsack
Lofgren, Zoe
Lowe
Lowey
Lynch
Mahoney (FL)
Maloney (NY)
Manzullo
Markey
Marshall
Matheson
Matsui
McCarthy (NY)
McCollum (MN)
McCotter
McCrery
McDermott
McGovern
McHugh
McIntyre
McKeon
McMorris
Rodgers
McNerney
McNulty
Meehan
Meek (FL)
Meeks (NY)
Melancon
Michaud
Miller (NC)
Miller, George
Mitchell
Mollohan
Moore (KS)
Moore (WI)
Moran (KS)
Moran (VA)
Murphy (CT)
Murphy, Patrick
Murphy, Tim
Nadler
Napolitano
Neal (MA)
Norton
Oberstar
Oliver
Pallone
Pascrell
Pastor
Perlmutter
Peterson (MN)
Peterson (PA)
Platts
Pomeroy
Porter
Price (NC)
Pryce (OH)
Putnam
Rahall
Rangel
Regula
Rehberg
Reichert
Castor
Chandler
Clarke
Clay
Cleaver
Clyburn
Cohen
Cole (OK)
Conyers
Costa
Courtney
Cramer
Crenshaw
Crowley
Cubin
Cuellar
Culberson
Cummings
Davis (AL)
Davis (CA)
Davis (IL)
Davis, Lincoln
DeFazio
DeGette
DeLauro
Dent

NOT VOTING—8

So the amendment was not agreed to.

90.34 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment numbered 44, submitted by Mr. HENSARLING:

At the end of the bill (before the short title), insert the following:

None of the funds in this Act may be used for the St. Joseph's College Theatre.

It was decided in the { Yeas ..... 97 negative ..... Nays ..... 328

90.35 [Roll No. 560]

AYES—97

Akin
Bachmann
Barrett (SC)
Bartlett (MD)
Bilbray
Bishop (UT)
Blackburn
Boehner
Bono
Brady (TX)
Burgess
Burton (IN)
Camp (MI)
Campbell (CA)
Cannon
Cantor
Chabot
Coble
Conaway
Cooper
Davis, David
Davis, Tom
Deal (GA)
Diaz-Balart, M.
Dreier
Duncan
Ehlers
Fallin
Feeney
Flake
Fortenberry
Fossella
Franks (AZ)
Gallegly
Garrett (NJ)
Graves
Hall (TX)
Hastert
Heller
Hensarling
Herger
Inglis (SC)
Issa
Jindal
Johnson, Sam
Jones (NC)
Jordan
Keller
King (IA)
Kline (MN)
Lamborn
Linder
Lucas
Lungren, Daniel
E.
Mack
Marchant
McCarthy (CA)
McCauley (TX)
McHenry
Miller (FL)
Miller (MI)
Miller, Gary
Musgrave
Myrick
Neugebauer
Nunes
Paul
Pearce
Pence
Petri
Pitts
Poe
Price (GA)
Radanovich
Ramstad
Rogers (MI)
Rohrabacher
Roskam
Royce
Ryan (WI)
Sali
Schmidt
Sensenbrenner
Shadegg
Shuster
Smith (NE)
Smith (TX)
Stearns
Sullivan
Tancredo
Terry
Thornberry
Tiberi
Upton
Walberg
Westmoreland
Wilson (SC)

NOES—328

Abercrombie
Ackerman
Aderholt
Alexander
Allen
Altmire
Andrews
Arcuri
Baca
Bachus
Baird
Baker
Baldwin
Barrow
Barton (TX)
Bean
Becerra
Berkley
Berman
Berry
Bishop (GA)
Bishop (NY)
Blumenauer
Blunt
Bonner
Boozman
Bordallo
Boren
Boswell
Boucher
Boustany
Boyd (FL)
Boyd (KS)
Brady (PA)
Braley (IA)
Brown (SC)
Brown, Corrine
Brown-Waite,
Ginny
Buchanan
Butterfield
Buyer
Calvert
Capito
Capps
Capuano
Cardoza
Carnahan
Carney
Carson
Carter
Castle

NOT VOTING—12

Christensen
Costello
Davis (KY)
Davis, Jo Ann
Fortuno
Gilchrist
Ortiz
Payne
Pickering
Sessions
Woolsey

So the amendment was not agreed to.

90.36 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment numbered 56, submitted by Mr. HENSARLING:

At the end of the bill (before the short title), insert the following:

None of the funds in this Act may be used for the Maverick Concert Hall.

It was decided in the { Yeas ..... 114 negative ..... } Nays ..... 316

90.37 [Roll No. 561]

AYES—114

Akin Franks (AZ) Nunes
Bachmann Gallegly Paul
Barrett (SC) Garrett (NJ) Pearce
Bartlett (MD) Gerlach Pence
Barton (TX) Gingrey Petri
Biggert Gohmert Pitts
Bilbray Graves Platts
Bishop (UT) Hall (TX) Poe
Blackburn Hastert Price (GA)
Blunt Heller Putnam
Boehner Hensarling Radanovich
Bono Herger Ramstad
Brady (TX) Inglis (SC) Rogers (MI)
Brown-Waite, Issa Rohrabacher
Ginny Jindal Roskam
Buchanan Johnson (IL) Royce
Burgess Johnson, Sam Ryan (WI)
Burton (IN) Jones (NC) Sali
Camp (MI) Jordan Schmidt
Campbell (CA) Keller Sensenbrenner
Cannon King (IA) Shadegg
Cantor Kingston Shimkus
Castle Kline (MN) Shuster
Chabot Lamborn Smith (NE)
Coble Linder Smith (TX)
Conaway Lucas Souder
Cooper Lungren, Daniel Stearns
Davis, David E. Sullivan
Davis, Tom Mack Tancredo
Deal (GA) Marchant Terry
Diaz-Balart, M. McCarthy (CA) Thornberry
Dreier McCaul (TX) Tiberi
Duncan McHenry Upton
Ehlers Miller (FL) Walberg
Fallin Miller (MI) Westmoreland
Feeney Miller, Gary Whitfield
Flake Musgrave Wilson (SC)
Fortenberry Myrick Young (AK)
Fossella Neugebauer

NOES—316

Abercrombie Castor Faleomavaega
Ackerman Chandler Farr
Aderholt Christensen Fattah
Alexander Clarke Ferguson
Allen Clay Filner Forbes
Altmire Cleaver Forbese
Andrews Clyburn Fortuño
Arcuri Cohen Foyx
Baca Cole (OK) Frank (MA)
Bachus Conyers Frelinghuysen
Baird Boyd (FL) Granger
Baker Costello Giffords
Baldwin Gillibrand Gillmor
Barrow Cramer Gonzalez
Bean Crenshaw Goode
Becerra Crowley Goodlatte
Berkley Cubin Gordon
Berman Cuellar Granger
Berry Culberson Green, Al
Bilirakis Cummings Green, Gene
Bishop (GA) Davis (AL) Grijalva
Bishop (NY) Davis (CA) Grijalva
Blumenauer Hall (NY) Hare
Bonner Davis, Lincoln Hare
Boozman DeFazio Harman
Bordallo DeGette Hastings (FL)
Boren Delahunt Hastings (WA)
Boswell DeLauro Hayes
Boucher Dent Herseth Sandlin
Boustany Higgins Hinojosa
Boyd (FL) Dicks Hill
Boyda (KS) Dingell Hinojosa
Brady (PA) Doggett Hirono
Braley (IA) Donnelly Hobson
Brown (SC) Doolittle Hobson
Brown, Corrine Doyle Hodes
Butterfield Drake Hoekstra
Buyer Edwards Holden
Calvert Ellison Holt
Capito Ellsworth Honda
Capps Emanuel Hooley
Capuano Emerson Hoyer
Cardoza Engel Hulshof
Carnahan English (PA) Hunter
Carney Eshoo Insee
Carson Etheridge Israel
Carter Everett Jackson (IL)

Jackson-Lee (TX) Meeks (NY) Schwartz
Jefferson Melancon Scott (GA)
Johnson (GA) Mica Scott (VA)
Johnson, E. B. Michaud Serrano
Jones (OH) Miller (NC) Sestak
Kagen Miller, George Shays
Kanjorski Mitchell Shea-Porter
Kaptur Mollohan Sherman
Kennedy Moore (KS) Shuler
Kildee Moore (WI) Simpson
Kind Moran (KS) Sires
King (NY) Moran (VA) Skelton
Kirk Murphy (CT) Slaughter
Klein (FL) Murphy, Patrick Smith (NJ)
Knollenberg Kirke Murphy, Tim Smith (WA)
Kucinich Murtha Snyder
Kuhl (NY) Nadler Solis
Lampson Kucinich Napolitano
Langevin Kuhl (NY) Neal (MA)
Lantos Oberstar Norton
Larsen (WA) Oliver Stupak
Larson (CT) Pallone SUTTON
Latham Pastor Tanner
LaTourette Perlmutter Tauscher
Lee Peterson (MN) Tiahrt
Levin Peterson (PA) Tierney
Lewis (CA) Pickering Towns
Lewis (GA) Pomeroy Turner
Lewis (KY) Porter Udall (CO)
Lipinski Price (NC) Udall (NM)
LoBiondo Pryce (OH) Van Hollen
Loeb sack Rahall Velázquez
Lofgren, Zoe Rangel Visclosky
Lowey Regula Walden (OR)
Lynch Rehberg Walsh (NY)
Mahoney (FL) Reichert Walz (MN)
Maloney (NY) Renzi Wamp
Manzullo Reyes Wasserman
Markey Reynolds Schultz
Marshall Rodriguez Waters
Matheson Rogers (AL) Watson
Matsui Rogers (KY) Watt
McCarthy (NY) Ros-Lehtinen Waxman
McCullum (MN) Ross Weiner
McCotter Rothman Welch (VT)
McCrary Roybal-Allard Weldon (FL)
McDermott Ruppberger Weller
McGovern Rush Wexler
McHugh Ryan (OH) Wicker
McIntyre Salazar Wilson (NM)
McKeon Sánchez, Linda Wilson (OH)
McMorris T. Wolf
Rodgers Sanchez, Loretta Woolsey
McNerney Sarbanes Wu
Saxton Saxton Wynn
Schakowsky Yarmuth
Schiff Young (FL)

NOT VOTING—7

Davis (KY) Gutierrez Sessions
Davis, Jo Ann Ortiz
Gilchrist Payne

So the amendment was not agreed to.

90.38 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment numbered 74, submitted by Mr. HENSARLING:

At the end of the bill (before the short title), insert the following:

None of the funds in this Act may be used for the Bremerton Public Library.

It was decided in the { Yeas ..... 98 negative ..... } Nays ..... 333

90.39 [Roll No. 562]

AYES—98

Akin Camp (MI) Duncan
Bachmann Campbell (CA) Ehlers
Barrett (SC) Cannon Feeney
Bartlett (MD) Cantor Flake
Biggert Chabot Fortenberry
Bilbray Coble Fossella
Bishop (UT) Bishop (AZ) Franks (AZ)
Blackburn Cooper Gallegly
Boehner Davis, David Garrett (NJ)
Bono Davis, Tom Gohmert
Burgess Deal (GA) Graves
Burton (IN) Diaz-Balart, M. Hall (TX)

Hastert McCarthy (CA) Roskam
Heller McCaul (TX) Royce
Hensarling McHenry Ryan (WI)
Herger Miller (FL) Sali
Hunter Miller (MI) Schmidt
Inglis (SC) Miller, Gary Sensenbrenner
Issa Musgrave Shadegg
Jindal Myrick Shimkus
Johnson, Sam Neugebauer Shuster
Jones (NC) Nunes Smith (NE)
Jordan Paul Smith (TX)
Kanjorski Pearce Souder
Keller Pence Stearns
King (IA) Petri Sullivan
Kline (MN) Pitts Tancredo
Lamborn Poe Terry
Linder Price (GA) Thornberry
Lungren, Daniel Putnam Upton
E. Radanovich Walberg
Mack Ramstad Westmoreland
Marchant Rohrabacher Wilson (SC)

NOES—333

Abercrombie Davis, Lincoln Johnson (GA)
Ackerman DeFazio Johnson (IL)
Aderholt DeGette Johnson, E. B.
Alexander Delahunt Jones (OH)
Allen DeLauro Kagen
Altmire Dent Kaptur
Andrews Diaz-Balart, L. Kennedy
Arcuri Dicks Kildee
Baca Dingell Kilpatrick
Bachus Doggett Kind
Baird Donnelly King (NY)
Baker Doolittle Kingston
Baldwin Doyle Kirk
Barrow Drake Klein (FL)
Barton (TX) Dreier Knollenberg
Bean Edwards Kucinich
Becerra Ellison Kuhl (NY)
Berkley Ellsworth LaHood
Berman Emanuel Lampson
Berry Emerson Langevin
Bilirakis Engel Lantos
Bishop (GA) English (PA) Larsen (WA)
Bishop (NY) Eshoo Larson (CT)
Blumenauer Etheridge Latham
Blunt Everett LaTourette
Bonner Faleomavaega Lee
Boozman Fallin Levin
Bordallo Farr Lewis (CA)
Boren Fattah Lewis (GA)
Boswell Ferguson Lewis (KY)
Boucher Filner Lipinski
Boustany Forbes LoBiondo
Boyd (FL) Fortuño Loeb sack
Boyda (KS) Foyx Lofgren, Zoe
Brady (PA) Frank (MA) Lowey
Brady (TX) Frelinghuysen Lucas
Braley (IA) Gerlach Lynch
Brown (SC) Giffords Mahoney (FL)
Brown, Corrine Gillibrand Maloney (NY)
Brown-Waite, Gillmor Manzullo
Ginny Granger
Buchanan Giffords Markley
Butterfield Goode Marshall
Buyer Goodlatte Mathereson
Calvert Gordon Matsui
Capito Granger McCarthy (NY)
Capps Green, Al McCollum (MN)
Capuano Capuano, Gene McCotter
Cardoza Grijalva McCrary
Carnahan Gutierrez McDermott
Carney Hall (NY) McGovern
Carson Hare McHugh
Carter Harman McIntyre
Castle Hastings (FL) McKeon
Castor Hastings (WA) McMorris
Chandler Hayes Rodgers
Christensen Herseth Sandlin McNerney
Clarke Higgins McNulty
Clay Hill Meehan
Cleaver Hinojosa Meek (FL)
Clyburn Hill Meeks (NY)
Cohen Hirono Melancon
Cole (OK) Hobson Mica
Conyers Hodes Michaud
Costa Hoekstra Miller (NC)
Costello Holden Mitchell
Courtney Holt Mollohan
Cramer Honda Moore (KS)
Crenshaw Hooley Moore (WI)
Crowley Hoyer Moran (KS)
Cubin Hulshof Moran (VA)
Cuellar Insee Murphy (CT)
Culberson Israel Murphy, Patrick
Cummins Jackson (IL) Murphy, Tim
Davis (AL) Jackson-Lee Murtha
Davis (CA) (TX) Nadler
Davis (IL) Jefferson Napolitano

Neal (MA) Salazar Tiberi
Norton Sánchez, Linda Tierney
Oberstar T. Towns
Obey Sanchez, Loretta Turner
Oliver Sarbanes Udall (CO)
Pallone Saxton Udall (NM)
Pascrell Schakowsky Van Hollen
Pastor Schiff Velázquez
Perlmutter Schwartz Visclosky
Peterson (MN) Scott (GA) Walden (OR)
Peterson (PA) Scott (VA) Walsh (NY)
Pickering Serrano Walz (MN)
Platts Sestak Wamp
Pomeroy Shays Wasserman
Porter Shea-Porter Schultz
Price (NC) Sherman Waters
Pryce (OH) Shuler Watson
Rahall Simpson Watt
Rangel Sires Waxman
Regula Skelton Weiner
Rehberg Slaughter Welch (VT)
Reichert Smith (NJ) Weldon (FL)
Renzi Smith (WA) Weller
Reyes Snyder Wexler
Reynolds Solis Whitfield
Rodriguez Space Wicker
Rogers (AL) Spratt Wilson (NM)
Rogers (KY) Stark Wilson (OH)
Rogers (MI) Stupak Wolf
Ros-Lehtinen Sutton Woolsey
Ross Tanner Wu
Rothman Tauscher Wynn
Roybal-Allard Taylor Yarmuth
Ruppersberger Thompson (CA) Young (AK)
Rush Thompson (MS) Young (FL)
Ryan (OH) Tiahrt

NOT VOTING—6

Davis (KY) Gilchrest Payne
Davis, Jo Ann Ortiz Sessions

So the amendment was not agreed to.

¶90.40 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment submitted by Mr. ANDREWS:

At the end of the bill (before the short title), add the following new section:

SEC. 4. None of the funds made available in this Act may be used to plan, design, study, or construct, for the purpose of harvesting timber by private entities or individuals, a forest development road in the Tongass National Forest.

It was decided in the { Yeas ..... 283 affirmative ..... } Nays ..... 145

¶90.41 [Roll No. 563] AYES—283

Ackerman Capps DeLauro
Akin Capuano Dent
Allen Cardoza Diaz-Balart, L.
Altmire Carnahan Dicks
Andrews Carney Dingell
Arcuri Carson Doggett
Baca Castle Donnelly
Bachus Castor Doyle
Baird Chabot Ehlers
Baldwin Chandler Ellison
Barrett (SC) Christensen Ellsworth
Barrow Clarke Emanuel
Bartlett (MD) Cleaver Engel
Bean Clyburn English (PA)
Becerra Coble Eshoo
Berkley Cohen Etheridge
Berman Conyers Faleomavaega
Biggart Cooper Farr
Bilbray Costello Fattah
Bilirakis Courtney Ferguson
Bishop (NY) Cramer Filner
Blackburn Crowley Flake
Blumenauer Cuellar Fortenberry
Bonner Cummings Foxx
Bordallo Davis (AL) Frank (MA)
Boucher Davis (CA) Frelinghuysen
Boyd (KS) Davis (IL) Garrett (NJ)
Brady (PA) Davis, David Gerlach
Braley (IA) Davis, Lincoln Giffords
Brown (SC) Davis, Tom Gillibrand
Brown, Corrine Deal (GA) Gillmor
Buchanan DeFazio Gonzalez
Campbell (CA) DeGette Gordon
Capito Delahunt Green, Al

Green, Gene Marshall Sanchez, Loretta
Grijalva Matheson Saxton
Hall (NY) Matsui Schakowsky
Hare McCarthy (NY) Schiff
Harman McCaul (TX) Schmidt
Hastings (FL) McCollum (MN) Schwartz
Hensarling McDermott Scott (GA)
Hereth Sandlin McGovern Scott (VA)
Higgins McIntyre Sensenbrenner
Hill McNehey Sestak
Hinchey McNulty Shays
Hinojosa Meehan Shea-Porter
Hodes Meek (FL) Sherman
Holden Meeks (NY) Shuler
Michaud Miller (MI) Sires
Holt Miller (NC) Skelton
Honda Hooley Miller (NJ) Slaughter
Hooley Hoyer Miller, George Smith (NJ)
Hoyer Inglis (SC) Mitchell Smith (WA)
Inslee Moore (KS) Snyder
Israel Moore (WI) Solis
Jackson (IL) Moran (KS) Stark
Jackson-Lee Moran (VA) Spratt
(TX) Murphy (CT) Stark
Jefferson Murphy, Patrick Stearns
Wicker Johnson (GA) Sutton
Johnson (IL) Johnson (IL) Murtha Tanner
Johnson, E. B. Myrick Tauscher
Jones (NC) Nadler Taylor
Jones (OH) Napolitano Terry
Jordan Neal (MA) Thompson (CA)
Kagen Norton Thompson (MS)
Kanjorski Obey Tiberi
Kaptur Oliver Tierney
Keller Pallone Towns
Kennedy Pascrell Udall (CO)
Kildee Pastor Udall (NM)
Kilpatrick Paul Upton
Kind Perlmutter Van Hollen
King (NY) Petri Velázquez
Kirk Platts Visclosky
Klein (FL) Poe Walberg
Kucinich Pomeroy Walz (MN)
Kuhl (NY) Price (GA) Wasserman
Lampson Price (NC) Schultz
Langevin Pryce (OH) Waters
Lantos Rahall Watson
Larson (CT) Ramstad Watt
LaTourette Rangel Waxman
Lee Reichert Weiner
Levin Rodriguez Ros-Lehtinen
Lewis (GA) Roskam Welch (VT)
Lipinski LoBiondo Rothman Wexler
LoBiondo Loeb sack Roybal-Allard Whitfield
Lofgren, Zoe Royce Wilson (OH)
Lowe Rush Wolf
Lynch Ryan (OH) Woolsey
Mahoney (FL) Ryan (WI) Wu
Maloney (NY) Sánchez, Linda Wynn
Markey T. Yarmuth Young (FL)

NOES—145

Abercrombie Doolittle Knollenberg
Aderholt Drake LaHood
Alexander Dreier Lamborn
Bachmann Duncan Larsen (WA)
Baker Edwards Latham
Barton (TX) Emerson Lewis (CA)
Berry Everett Lewis (KY)
Bishop (GA) Fallon Linder
Bishop (UT) Feeney Lucas
Blunt Forbes Lungren, Daniel
Boehner Fortuño E.
Bono Fossella Mack
Boozman Franks (AZ) Manzullo
Boren Gallegly Marchant
Boswell Gingrey McCarthy (CA)
Boustany Gohmert McCotter
Boyd (FL) Goode McCrery
Brady (TX) Goodlatte McHenry
Granger Granger McHugh
Ginny Graves McKeon
Burgess Hall (TX) McMorris
Burton (IN) Hastert Rodgers
Butterfield Hastings (WA) Mica
Buyer Hayes Miller (FL)
Calvert Heller Miller, Gary
Camp (MI) Herger Mollohan
Cannon Hobson Musgrave
Cantor Hoekstra Neugebauer
Carter Hulshof Nunes
Cole (OK) Hunter Oberstar
Conaway Issa Pearce
Costa Jindal Pence
Crenshaw Johnson, Sam Peterson (MN)
Cubish King (IA) Peterson (PA)
Culberson Kingston Pickering
Diaz-Balart, M. Kline (MN) Pitts

Porter Sali Tiahrt
Putnam Sarbanes Turner
Radanovich Serrano Walden (OR)
Regula Shadegg Walsh (NY)
Rehberg Shimkus Wamp
Renzi Shuster Weldon (FL)
Reyes Simpson Weller
Reynolds Smith (NE) Westmoreland
Rogers (KY) Smith (TX) Wicker
Rogers (MI) Souder Wilson (NM)
Rohrabacher Stupak Wilson (SC)
Ross Sullivan Young (AK)
Ruppersberger Tancredo
Salazar Thornberry

NOT VOTING—9

Clay Gilchrest Payne
Davis (KY) Gutierrez Rogers (AL)
Davis, Jo Ann Ortiz Sessions

So the amendment was agreed to. The SPEAKER pro tempore, Mr. HALL of New York, assumed the Chair.

When Mr. BECERRA, Acting Chairman, reported that the Committee, having had under consideration said bill, had come to no resolution thereon.

¶90.42 SENATE BILL REFERRED

A bill of the Senate of the following title was taken from the Speaker's table and, under the rule, referred as follows:

S. 1612. An Act to amend the penalty provisions in the International Emergency Economic Powers Act, and for other purposes; to the Committee on Foreign Affairs.

¶90.43 ADJOURNMENT

On motion of Ms. KAPTUR, at 11 o'clock and 9 minutes p.m., the House adjourned.

¶90.44 REPORTS OF COMMITTEES ON PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XIII, reports of committees were delivered to the Clerk for printing and reference to the proper calendar, as follows:

Mr. OBEY: Committee on Appropriations. Report on the Revised Suballocation of Budget Allocations for Fiscal Year 2008 (Rept. 110-212). Referred to the Committee of the Whole House on the state of the Union.

Mr. WELCH of Vermont: Committee on Rules. House Resolution 517. Resolution providing for consideration of the bill (H.R. 2829) making appropriations for financial services and general government for the fiscal year ending September 30, 2008, and for other purposes (Rept. 110-213). Referred to the House Calendar.

¶90.45 PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XII, public bills and resolutions were introduced and severally referred, as follows:

By Mrs. MCCARTHY of New York (for herself, Mr. GEORGE MILLER of California, Ms. MATSUI, Mr. HINOJOSA, and Mr. PLATTS):

H.R. 2857. A bill to reauthorize and reform the national service laws; to the Committee on Education and Labor.

By Mr. TERRY: H.R. 2858. A bill to promote the production and use of ethanol; to the Committee on Energy and Commerce, and in addition to the Committees on Science and Technology, and Ways and Means, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mrs. MALONEY of New York (for herself, Mr. HINCHEY, and Ms. SCHWARTZ):

H.R. 2859. A bill to assist States in making voluntary high quality full-day prekindergarten programs available and economically affordable for the families of all children for at least 1 year preceding kindergarten; to the Committee on Education and Labor.

By Mr. POMEROY (for himself, Mr. WALDEN of Oregon, Mr. STUPAK, Mrs. EMERSON, Mr. THOMPSON of California, Mr. MORAN of Kansas, Mr. KIND, Mr. PETERSON of Pennsylvania, Mr. ALLEN, Mr. BERRY, Mr. CAMP of Michigan, Ms. HERSETH SANDLIN, Mr. MCINTYRE, Mr. TANNER, Mr. BISHOP of Georgia, Mr. BOSWELL, Mr. BOYD of Florida, Mr. BOUCHER, Mrs. BOYDA of Kansas, Mr. BRALEY of Iowa, Mr. CARNEY, Mr. DAVIS of Alabama, Mr. EDWARDS, Mr. ETHERIDGE, Mr. GILCHREST, Mr. GRAVES, Mr. HARE, Mr. HASTINGS of Washington, Mr. HINCHEY, Ms. JACKSON-LEE of Texas, Mr. JONES of North Carolina, Mr. KANJORSKI, Mr. LAHOOD, Mr. LUCAS, Mr. MATHESON, Mr. MCHUGH, Mrs. MCMORRIS RODGERS, Mr. MCNULTY, Mr. MELANCON, Mr. OBERSTAR, Mr. PAUL, Mr. PICKERING, Mr. RAHALL, Mr. REHBERG, Mr. RENZI, Mr. SALAZAR, Mr. SIMPSON, Mr. TIAHRT, Mr. WELCH of Vermont, Mr. WILSON of Ohio, Mr. YOUNG of Alaska, Mr. THORNBERRY, and Mr. ROSS):

H.R. 2860. A bill to amend title XVIII of the Social Security Act to protect and preserve access of Medicare beneficiaries in rural areas to health care providers under the Medicare Program, and for other purposes; to the Committee on Energy and Commerce, and in addition to the Committee on Ways and Means, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Ms. VELÁZQUEZ:

H.R. 2861. A bill to forgive certain loan repayments of teachers of limited English proficiency students, to direct the Commissioner of the National Center for Educational Statistics to study educational achievement performance measures of limited English proficiency children, and for other purposes; to the Committee on Education and Labor.

By Mr. CASTLE (for himself and Mr. MCKEON):

H.R. 2862. A bill to amend the Elementary and Secondary Education Act of 1965 to establish an accurate and reliable graduation rate for measuring student academic achievement; to the Committee on Education and Labor.

By Mr. DEFAZIO:

H.R. 2863. A bill to authorize the Coquille Indian Tribe of the State of Oregon to convey land and interests in land owned by the Tribe; to the Committee on Natural Resources.

By Mr. GRIJALVA (for himself and Mr. EHLERS):

H.R. 2864. A bill to amend the provisions of the Elementary and Secondary Education Act of 1965 regarding school library media specialists, and for other purposes; to the Committee on Education and Labor.

By Mrs. MALONEY of New York (for herself, Ms. ROS-LEHTINEN, and Mr. LANTOS):

H.R. 2865. A bill to award a Congressional Gold Medal to Rabbi Arthur Schneier in recognition of his pioneering role in promoting religious freedom and human rights throughout the world, for close to half a century; to the Committee on Financial Services.

By Mrs. MALONEY of New York:

H.R. 2866. A bill to suspend temporarily the duty on stick and golf umbrellas; to the Committee on Ways and Means.

By Mr. MCHENRY:

H.R. 2867. A bill to authorize the Secretary of Energy to establish a program for making prizes for advanced or transformational technologies for the production, consumption, and distribution of nonpetroleum-based alternative energy and energy efficiency; to the Committee on Science and Technology.

By Mr. MEEKS of New York (for himself, Mr. FOSSELLA, Mr. TOWNS, Mr. KING of New York, Mr. DAVIS of Illinois, Mr. CLAY, and Mrs. MALONEY of New York):

H.R. 2868. A bill to eliminate the exemption from State regulation for certain securities designated by national securities exchanges; to the Committee on Financial Services.

By Mr. PITTS:

H.R. 2869. A bill to establish a pilot program of Central Asian scholarships for undergraduate and graduate level public policy internships in the United States; to the Committee on Foreign Affairs.

By Mr. TOWNS:

H.R. 2870. A bill to amend titles XIX and XXI of the Social Security Act to ensure payment under Medicaid and the State Children's Health Insurance Program (CHIP) for covered items and services furnished by school-based health clinics; to the Committee on Energy and Commerce.

By Mr. UDALL of New Mexico (for himself, Mr. GUTIERREZ, Mr. ELLISON, and Ms. SCHAKOWSKY):

H.R. 2871. A bill to amend the Truth in Lending Act and the Federal Deposit Insurance Act to prohibit payday loans based on checks drawn on, or authorized withdrawals from, depository institutions and to prohibit insured depository institutions from making payday loans, and for other purposes; to the Committee on Financial Services.

By Ms. WATERS:

H.R. 2872. A bill to prohibit the Secretary of Transportation from approving under subtitle VII of title 49, United States Code, any project for the relocation of Runway 24R at Los Angeles International Airport, and for other purposes; to the Committee on Transportation and Infrastructure.

By Mr. WELDON of Florida (for himself, Mr. WEXLER, Mr. YOUNG of Florida, Mr. HASTINGS of Florida, Ms. ROS-LEHTINEN, Mr. LINCOLN DIAZ-BALART of Florida, Ms. GINNY BROWN-WAITE of Florida, Mr. MARIO DIAZ-BALART of Florida, Mr. MILLER of Florida, Mr. FEENEY, Mr. CRENSHAW, and Mr. BILIRAKIS):

H.R. 2873. A bill to amend the Internal Revenue Code of 1986 to exempt disaster relief distributions from retirement plans from the penalty for early withdrawal; to the Committee on Ways and Means.

By Mr. LATHAM (for himself, Mr. BOSWELL, Mr. KING of Iowa, Mr. BRALEY of Iowa, and Mr. LOEBSACK):

H. Con. Res. 175. Concurrent resolution expressing the sense of Congress that courts with fiduciary responsibility for a child of a deceased member of the Armed Forces who receives a death gratuity payment under section 1477 of title 10, United States Code, should take into consideration the expression of clear intent of the member regarding the distribution of funds on behalf of the child; to the Committee on the Judiciary.

By Mr. MEEKS of New York (for himself and Mr. SESSIONS):

H. Res. 518. A resolution recognizing the 50th anniversary of Malaysia's independence; to the Committee on Foreign Affairs.

By Mr. REYES (for himself, Mr. BRADY of Pennsylvania, Mr. GONZALEZ, Mr. GENE GREEN of Texas, Mr. HINOJOSA, Mr. ORTIZ, Mr. RODRIGUEZ, Ms. LORETTA SANCHEZ of California, Mr. SNYDER, Mr. LARSEN of Washington,

Mr. LOBIONDO, Mr. JOHNSON of Georgia, Mr. AL GREEN of Texas, Ms. JACKSON-LEE of Texas, Mr. GRIJALVA, Mrs. NAPOLITANO, Mr. THORNBERRY, Ms. EDDIE BERNICE JOHNSON of Texas, Mr. UDALL of Colorado, Mr. BUTTERFIELD, Mr. PEARCE, Mrs. TAUSCHER, Mr. BOREN, Mr. DOGGETT, Ms. SCHAKOWSKY, Mr. MORAN of Virginia, Ms. WATERS, Mr. PRICE of North Carolina, Mr. DICKS, Mr. HALL of Texas, Mr. CALVERT, Mr. SMITH of New Jersey, Mr. ROGERS of Michigan, Mr. ROGERS of Kentucky, Mr. WILSON of South Carolina, Mr. HAYES, Mr. CLYBURN, Mr. MEEHAN, Mr. SKELTON, Mr. SPRATT, Mr. RANGEL, Mr. COSTELLO, Mr. TAYLOR, Mr. ABERCROMBIE, Mr. McDERMOTT, Ms. KAPTUR, Ms. DEGETTE, Ms. HOOLEY, Mr. THOMPSON of Mississippi, Mrs. LOWEY, Mr. BARTLETT of Maryland, Mr. BACA, Mr. BECERRA, Mr. PASTOR, Mr. PATRICK MURPHY of Pennsylvania, Mr. WATT, Mr. BISHOP of Georgia, Mr. LEVIN, Mr. RUPPERSBERGER, Mr. CRAMER, Mr. MANZULLO, Ms. GIFFORDS, Mrs. BOYDA of Kansas, Mr. UDALL of New Mexico, Mr. MCHUGH, Mr. BRALEY of Iowa, Mr. LANGEVIN, Ms. LINDA T. SANCHEZ of California, Mr. SMITH of Texas, Mr. DUNCAN, Mr. MILLER of Florida, and Mr. JONES of North Carolina):

H. Res. 519. A resolution honoring the life and accomplishments of renowned artist Tom Lea on the 100th anniversary of his birth; to the Committee on Oversight and Government Reform.

#### 190.46 MEMORIALS

Under clause 3 of rule XII, memorials were presented and referred as follows:

87. The SPEAKER presented a memorial of the House of Representatives of the State of Michigan, relative to House Resolution No. 76 memorializing the Congress of the United States to provide resources to address the colony collapse disorder affecting honeybees; to the Committee on Agriculture.

88. Also, a memorial of the General Assembly of the State of Colorado, relative to Senate Joint Memorial No. 07-005 memorializing the Congress of the United States to pass the federal "Gestational Diabetes Act of 2006"; to the Committee on Energy and Commerce.

89. Also, a memorial of the Senate of the State of Florida, relative to Senate Memorial No. 1506 urging the Congress of the United States to timely reauthorize the State Children's Health Insurance Program to assure federal funding for the Florida Kidcare program; to the Committee on Energy and Commerce.

90. Also, a memorial of the Legislature of the State of Maine, relative to H.P. 1348 memorializing the Congress of the United States and the Federal Communications Commission to forego imposing a cap on federal universal service fund support for Maine's rural wireless carriers; to the Committee on Energy and Commerce.

91. Also, a memorial of the Legislature of the State of Maine, relative to H.P. 1346 memorializing the President of the United States and the Congress of the United States to fully appropriate the money for radioactive waste management; to the Committee on Energy and Commerce.

92. Also, a memorial of the Senate of the State of Florida, relative to Senate Memorial No. 1698 urging the Congress of the United States to engage the international community to take action in the effort to bring a just and lasting peace to the people of Darfur; to the Committee on Foreign Affairs.

93. Also, a memorial of the Legislature of the State of Oregon, relative to Senate Joint

Memorial No. 3 urging the Congress of the United States to encourage the formation of democratic institutions, multiparty participation, progressive social change and respect for human rights in Ethiopia; to the Committee on Foreign Affairs.

94. Also, a memorial of the Legislature of the State of Nevada, relative to Senate Joint Resolution No. 15 urging the President of the United States and the Congress of the United States to continue to support the participation of the Republic of China on Taiwan in the World Health Organization; to the Committee on Foreign Affairs.

95. Also, a memorial of the Legislature of the State of Nevada, relative to Senate Joint Resolution No. 18 urging the Congress of the United States to support a proposed off-highway vehicle park in Clark County; to the Committee on Natural Resources.

96. Also, a memorial of the Legislature of the State of Nevada, relative to Assembly Joint Resolution No. 7 urging the Secretary of the Department of the Interior to fully fund the interagency airtanker base programs for wildland fire suppression in Battle Mountain, Minden and Stead; to the Committee on Natural Resources.

97. Also, a memorial of the Legislature of the State of Nevada, relative to Assembly Joint Resolution No. 9 urging the Congress of the United States to allow certain proceeds from the Southern Nevada Public Land Management Act of 1998 to be used for Nevada's state parks; to the Committee on Natural Resources.

98. Also, a memorial of the Legislature of the State of Montana, relative to House Joint Resolution No. 38 urging the Congress of the United States to call a convention pursuant to the terms of Article V of the Constitution of the United States for proposing one or more amendments to the Constitution; to the Committee on the Judiciary.

99. Also, a memorial of the Legislature of the State of Nevada, relative to Assembly Joint Resolution No. 6 urging the Congress of the United States to repeal the REAL ID Act of 2005; to the Committee on the Judiciary.

100. Also, a memorial of the Senate of the State of Florida, relative to Senate Memorial No. 2770 urging the Congress of the United States to fully authorize the conditionally approved projects in section 601 of the Water Resources Development Act of 2000 and the Indian River Lagoon and Pica-yune Strand projects in the Comprehensive Everglades Restoration Plan and to provide funding for the federal share of the full and equal partnership; to the Committee on Transportation and Infrastructure.

101. Also, a memorial of the Legislature of the State of Louisiana, relative to Senate Concurrent Resolution No. 25 memorializing the Congress of the United States and the Internal Revenue Service to take such actions as are necessary to prevent the taxation of rebuilding grants from the state's Road Home program; to the Committee on Ways and Means.

102. Also, a memorial of the Legislature of the State of Nevada, relative to Senate Joint Resolution No. 16 urging the President of the United States and the Congress of the United States to support a free trade agreement between the Republic of China on Taiwan and the United States; to the Committee on Ways and Means.

103. Also, a memorial of the Legislature of the State of Nevada, relative to Assembly Joint Resolution No. 10 urging the Congress of the United States to reevaluate the "fast track" approval of international trade agreements; to the Committee on Ways and Means.

190.47 ADDITIONAL SPONSORS

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

- H.R. 89: Mr. PETERSON of Minnesota.
- H.R. 174: Ms. MCCOLLUM of Minnesota.
- H.R. 176: Ms. BORDALLO.
- H.R. 303: Mr. PETERSON of Minnesota.
- H.R. 354: Mr. HARE.
- H.R. 369: Mr. HALL of New York.
- H.R. 405: Mr. ELLISON.
- H.R. 503: Mr. MITCHELL, Ms. MOORE of Wisconsin, and Mr. BARRETT of South Carolina.
- H.R. 524: Mrs. LOWEY.
- H.R. 615: Mr. NUNES.
- H.R. 616: Mr. NUNES.
- H.R. 623: Mr. MCNULTY and Mr. ABERCROMBIE.
- H.R. 624: Mr. SERRANO, Ms. CARSON, Mr. ISRAEL, Mr. HINCHEY, Mr. MEEKS of New York, and Mr. FARR.
- H.R. 654: Ms. LINDA T. SÁNCHEZ of California, Mr. ABERCROMBIE, and Mr. ETHERIDGE.
- H.R. 676: Mr. JEFFERSON.
- H.R. 726: Mr. HIGGINS.
- H.R. 734: Mrs. BOYDA of Kansas.
- H.R. 743: Mr. CUMMINGS, Mr. PICKERING, Mr. EHLERS, Mr. FEENEY, Mr. PITTS, and Mr. ROHRBACHER.
- H.R. 822: Mr. RODRIGUEZ.
- H.R. 887: Mr. HARE.
- H.R. 891: Mr. HOLT.
- H.R. 969: Mr. DELAHUNT.
- H.R. 980: Mr. CRAMER and Mr. NADLER.
- H.R. 997: Mr. FRANKS of Arizona.
- H.R. 1023: Mrs. BLACKBURN, Mr. FEENEY, Mr. RAHALL, Mr. KLEIN of Florida, Mr. BUTTERFIELD, Ms. CASTOR, Ms. GRANGER, Mr. PEARCE, Mr. CRAMER, Mr. CLEAVER, Mr. BISHOP of Utah, Mr. MORAN of Kansas, Mr. CARNEY, and Mr. ARCURI.
- H.R. 1026: Mr. CONAWAY and Mr. ALEXANDER.
- H.R. 1038: Mr. ELLISON.
- H.R. 1064: Mrs. CAPITO, Mr. SAXTON, and Mr. MEEHAN.
- H.R. 1069: Mr. BILBRAY.
- H.R. 1078: Mr. RODRIGUEZ.
- H.R. 1093: Mr. PUTNAM.
- H.R. 1110: Mr. PETERSON of Minnesota.
- H.R. 1120: Mr. BRADY of Texas, Mr. CAMPBELL of California, Mr. TOM DAVIS of Virginia, Mr. FERGUSON, and Mr. SMITH of New Jersey.
- H.R. 1134: Mr. WESTMORELAND.
- H.R. 1142: Mr. TIM MURPHY of Pennsylvania, Ms. ESHOO, Mr. ANDREWS, Mr. DICKS, Mr. TOWNS, and Mrs. WILSON of New Mexico.
- H.R. 1153: Mr. PRICE of Georgia.
- H.R. 1188: Mr. KING of New York.
- H.R. 1228: Mr. SCOTT of Georgia.
- H.R. 1230: Mr. MCGOVERN.
- H.R. 1232: Mr. ALLEN, Mr. LATHAM, and Mr. MCHUGH.
- H.R. 1268: Mr. CAPUANO.
- H.R. 1307: Mr. PRICE of Georgia.
- H.R. 1310: Mr. MCNULTY.
- H.R. 1338: Mr. HOYER, Mr. ROSS, Mr. MEEK of Florida, Mr. STUPAK, Mr. SCOTT of Virginia, Mr. MATHESON, Mr. INSLEE, Mr. KUCINICH, Ms. MOORE of Wisconsin, Ms. HARMAN, Mr. DAVIS of Alabama, Mr. CLEAVER, Mr. KANJORSKI, Mr. HODES, Mr. HIGGINS, and Mr. BLUMENAUER.
- H.R. 1379: Mrs. CHRISTENSEN.
- H.R. 1415: Mr. HODES, Mr. DOYLE, Ms. MATSUI, and Mr. DOGGETT.
- H.R. 1416: Mr. KUCINICH, Mr. DOYLE, and Mr. DOGGETT.
- H.R. 1418: Ms. NORTON.
- H.R. 1430: Mr. POE and Mr. STEARNS.
- H.R. 1458: Mr. LEWIS of Kentucky.
- H.R. 1459: Mr. SERRANO, Mr. ARCURI, Mr. DAVIS of Illinois, and Mr. SALAZAR.
- H.R. 1464: Mr. KING of New York and Ms. WOOLSEY.
- H.R. 1474: Mr. BACHUS, Mr. MCNERNEY, Mr. FORTENBERRY, Mr. PUTNAM, Mr. WESTMORE-

- LAND, Mrs. MILLER of Michigan, Mr. PITTS, and Mr. THORNBERRY.
- H.R. 1498: Mr. PASTOR.
- H.R. 1514: Mr. WELCH of Vermont.
- H.R. 1524: Mr. BOUCHER, Mr. BRADY of Pennsylvania, and Mr. YARMUTH.
- H.R. 1540: Ms. MCCOLLUM of Minnesota.
- H.R. 1567: Mrs. LOWEY.
- H.R. 1582: Mr. BILBRAY.
- H.R. 1586: Mrs. WILSON of New Mexico.
- H.R. 1596: Mr. MCCOTTER.
- H.R. 1647: Mr. BERMAN.
- H.R. 1671: Mr. BLUMENAUER, Mr. SARBANES, and Ms. KAPTUR.
- H.R. 1687: Mr. BAIRD.
- H.R. 1727: Ms. LEE, Mr. HINCHEY, and Mr. LYNCH.
- H.R. 1759: Mr. SNYDER.
- H.R. 1774: Mr. CARTER, Mr. DAVIS of Kentucky, Mr. HOEKSTRA, and Mr. RAHALL.
- H.R. 1781: Mr. COHEN and Mr. LAMPSON.
- H.R. 1814: Mr. TERRY.
- H.R. 1818: Mr. TIAHRT and Mr. LATHAM.
- H.R. 1823: Mr. DAVID DAVIS of Tennessee.
- H.R. 1838: Mr. PRICE of Georgia.
- H.R. 1845: Ms. ROS-LEHTINEN, Mr. FILNER, and Mr. ENGLISH of Pennsylvania.
- H.R. 1849: Mr. SCOTT of Georgia.
- H.R. 1852: Mr. WYNN.
- H.R. 1869: Mr. LAHOOD, Ms. GINNY BROWN-WAITE of Florida, and Mr. HARE.
- H.R. 1927: Mr. PAUL and Mr. LEWIS of Georgia.
- H.R. 1929: Mr. LAMPSON.
- H.R. 1932: Mr. BRADY of Pennsylvania and Mr. LEWIS of Kentucky.
- H.R. 1971: Mr. DOYLE, Mr. SCOTT of Georgia, Mr. MEEKS of New York, and Mr. ORTIZ.
- H.R. 1975: Mr. HODES, Mr. COHEN, and Mrs. LOWEY.
- H.R. 2003: Mr. BURTON of Indiana and Mr. DELAHUNT.
- H.R. 2005: Mr. HINCHEY.
- H.R. 2015: Mr. UDALL of New Mexico, Mrs. GILLIBRAND, Mr. STARK, and Mr. COURTNEY.
- H.R. 2017: Ms. CARSON.
- H.R. 2040: Mr. MORAN of Virginia, Ms. BALDWIN, Ms. MATSUI, and Ms. WOOLSEY.
- H.R. 2050: Mr. PICKERING, Mr. GORDON, and Ms. BERKLEY.
- H.R. 2060: Mr. BRADY of Pennsylvania.
- H.R. 2066: Mr. RAMSTAD.
- H.R. 2075: Mr. BAKER, Mr. PRICE of North Carolina, and Mr. CHABOT.
- H.R. 2104: Mr. MILLER of Florida and Mr. PENCE.
- H.R. 2108: Mr. SCHIFF, Mr. PRICE of North Carolina, and Mr. HOLT.
- H.R. 2111: Mr. DAVIS of Illinois, Mr. ARCURI, and Ms. CARSON.
- H.R. 2126: Mr. ELLISON.
- H.R. 2158: Mr. LEWIS of Kentucky.
- H.R. 2161: Mr. RANGEL.
- H.R. 2164: Mr. THORNBERRY.
- H.R. 2167: Mr. HODES.
- H.R. 2183: Mr. CONAWAY, Mr. CHABOT, Mr. HAYES, Mr. LINCOLN DAVIS of Tennessee, Mr. KUHL of New York, and Mr. HALL of Texas.
- H.R. 2189: Mr. CAPUANO.
- H.R. 2223: Mr. LEWIS of Kentucky.
- H.R. 2231: Mr. PRICE of North Carolina.
- H.R. 2234: Mr. HIGGINS, Mr. BERRY, Mr. ELLISON, Mr. MCCAUL of Texas, Ms. SCHAKOWSKY, Mr. LAMPSON, and Ms. BORDALLO.
- H.R. 2290: Mr. ENGEL.
- H.R. 2293: Mr. SHERMAN.
- H.R. 2295: Mrs. EMERSON.
- H.R. 2303: Mr. BUCHANAN and Mr. POE.
- H.R. 2327: Mr. CONYERS.
- H.R. 2352: Ms. CARSON.
- H.R. 2364: Mr. ELLISON and Mr. WELCH of Vermont.
- H.R. 2384: Mr. CARNAHAN and Ms. CARSON.
- H.R. 2405: Mr. PASTOR and Mr. GRJALVA.
- H.R. 2417: Mr. LEWIS of Georgia.
- H.R. 2443: Mr. PATRICK MURPHY of Pennsylvania and Mr. THORNBERRY.
- H.R. 2449: Mr. FILNER.



H.R. 2452: Mrs. LOWEY and Mr. WAXMAN.  
 H.R. 2468: Mr. DOOLITTLE.  
 H.R. 2484: Mr. HERGER.  
 H.R. 2495: Mr. DAVID DAVIS of Tennessee.  
 H.R. 2503: Mrs. CAPPS.  
 H.R. 2508: Mr. CAMPBELL of California and Mr. ALEXANDER.  
 H.R. 2514: Mr. ARCURI, Mr. SHERMAN, and Mr. CARNAHAN.  
 H.R. 2538: Mr. LARSON of Connecticut.  
 H.R. 2547: Mr. GILLMOR.  
 H.R. 2549: Mr. HERGER.  
 H.R. 2581: Mrs. CAPPS, Mr. McDERMOTT, Ms. MATSUI, and Mr. WILSON of Ohio.  
 H.R. 2591: Mr. LAMPSON and Mr. ARCURI.  
 H.R. 2634: Ms. EDDIE BERNICE JOHNSON of Texas, Mr. RUSH, Ms. SCHAKOWSKY, Mr. McNULTY, Mr. RANGEL, Ms. CARSON, Mr. MORAN of Virginia, and Mr. McGOVERN.  
 H.R. 2668: Ms. LEE and Mr. MEEK of Florida.  
 H.R. 2674: Ms. LINDA T. SÁNCHEZ of California.  
 H.R. 2677: Mr. DELAHUNT and Mrs. CAPPS.  
 H.R. 2706: Mr. MILLER of Florida, Mr. GARRETT of New Jersey, Mr. SHADEGG, and Ms. ROS-LEHTINEN.  
 H.R. 2708: Ms. SCHAKOWSKY, Mr. McNULTY, Ms. KAPTUR, Mr. McDERMOTT, Mr. SNYDER, and Ms. ROS-LEHTINEN.  
 H.R. 2712: Mr. BARRETT of South Carolina.  
 H.R. 2715: Mr. WAXMAN.  
 H.R. 2720: Mr. MORAN of Virginia, Mr. REYES, and Mr. WYNN.  
 H.R. 2723: Ms. SCHAKOWSKY.  
 H.R. 2727: Mr. MILLER of Florida, Mr. GOHMERT, and Mrs. CUBIN.  
 H.R. 2740: Mr. HALL of New York, Mr. GRIJALVA, Mr. McGOVERN, and Mr. STARK.  
 H.R. 2744: Mr. FILNER, Mr. MITCHELL, Mr. ISRAEL, Ms. LINDA T. SÁNCHEZ of California, and Mr. DEFazio.  
 H.R. 2762: Ms. HERSETH SANDLIN, Mr. RANGEL, Mr. WAXMAN, Mr. WU, and Mr. GORDON.  
 H.R. 2778: Mr. SERRANO and Mr. McNULTY.  
 H.R. 2798: Mr. LANTOS, Ms. ROS-LEHTINEN, and Mr. PAYNE.  
 H.R. 2803: Ms. MOORE of Wisconsin.  
 H.R. 2819: Mr. BERRY, Mrs. MALONEY of New York, Ms. KILPATRICK, and Ms. SCHAKOWSKY.  
 H.R. 2827: Mr. BOSWELL.  
 H.R. 2831: Mr. BRALEY of Iowa.  
 H. Con. Res. 27: Mr. DEAL of Georgia and Mr. LEWIS of Georgia.  
 H. Con. Res. 89: Mr. STARK.  
 H. Con. Res. 91: Ms. MCCOLLUM of Minnesota.  
 H. Con. Res. 104: Mr. McGOVERN.  
 H. Con. Res. 108: Mr. WATT.  
 H. Con. Res. 131: Mr. PRICE of Georgia.  
 H. Con. Res. 136: Mr. INGLIS of South Carolina.  
 H. Con. Res. 140: Ms. HIRONO.  
 H. Con. Res. 162: Mr. McDERMOTT.  
 H. Con. Res. 169: Ms. SOLIS, Mr. TOWNS, Mr. NADLER, Ms. CARSON, Ms. KILPATRICK, Mr. WATT, Mr. MEEKS of New York, Mr. WAXMAN, and Mr. ENGEL.  
 H. Res. 106: Mr. KINGSTON, Mr. MARSHALL, Mr. DAVIS of Alabama, Mr. RODRIGUEZ, Mr. SERRANO, Mr. CUELLAR, and Mr. WICKER.  
 H. Res. 111: Mr. PRICE of Georgia.  
 H. Res. 121: Mr. HIGGINS, Mr. PASCRELL, and Ms. ROS-LEHTINEN.  
 H. Res. 128: Mr. CROWLEY.  
 H. Res. 208: Mr. REICHERT and Mr. SHERMAN.  
 H. Res. 241: Mr. GONZALEZ, Mr. AL GREEN of Texas, and Mr. PRICE of North Carolina.  
 H. Res. 282: Mr. PRICE of North Carolina, Mr. MAHONEY of Florida, and Mr. PETERSON of Minnesota.  
 H. Res. 426: Mr. SHERMAN.  
 H. Res. 449: Mr. PETERSON of Minnesota.  
 H. Res. 482: Mr. CAMPBELL of California, Mr. SHERMAN, and Mr. MCCOTTER.  
 H. Res. 489: Mr. PAYNE and Mr. FATTAH.  
 H. Res. 497: Mr. HOLT, Mr. UDALL of Colorado, and Mr. WOLF.

H. Res. 500: Mr. BERMAN, Mr. FALCOMA VAEAGA, Mr. ENGEL, Mr. MILLER of North Carolina, Mr. SMITH of New Jersey, Mr. GALLEGLY, Mr. BILIRAKIS, Mr. FORTENBERRY, Ms. WATSON, Mr. ACKERMAN, Mr. DREIER, Mr. ROSKAM, Mr. GRAVES, Mr. BOOZMAN, Mr. PENCE, Mr. THOMPSON of Mississippi, Mr. COBLE, and Mr. LAHOOD.  
 H. Res. 501: Mr. CONAWAY and Mr. GONZALEZ.  
 H. Res. 504: Mr. DUNCAN.

### WEDNESDAY, JUNE 27, 2007 (91)

The House was called to order by the SPEAKER.

#### ¶91.1 APPROVAL OF THE JOURNAL

The SPEAKER announced she had examined and approved the Journal of the proceedings of Tuesday, June 27, 2007.

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

#### ¶91.2 COMMUNICATIONS

Executive and other communications, pursuant to clause 8, rule XII, were referred as follows:

2322. A letter from the Administrator, Risk Management Agency, Department of Agriculture, transmitting the Department's final rule — Common Crop Insurance Regulations; Mint Crop Insurance Provisions (RIN: 0563-AC03) received June 6, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

2323. A letter from the Chief Counsel, FEMA, Department of Homeland Security, transmitting the Department's final rule — Final Flood Elevation Determinations — received June 6, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Financial Services.

2324. A letter from the Chief Counsel, FEMA, Department of Homeland Security, transmitting the Department's final rule — Changes in Flood Elevation Determinations — received June 6, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Financial Services.

2325. A letter from the Chief Counsel, FEMA, Department of Homeland Security, transmitting the Department's final rule — Final Flood Elevation Determinations — received June 6, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Financial Services.

2326. A letter from the Chief Counsel, FEMA, Department of Homeland Security, transmitting the Department's final rule — Changes in Flood Elevation Determinations — received June 6, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Financial Services.

2327. A letter from the Director, Regulations Policy and Mgmt. Staff, Department of Health and Human Services, transmitting the Department's final rule — Medical Devices; Immunology and Microbiology Devices; Classification of Gene Expression Profiling Test System for Breast Cancer Prognosis [Docket No. 2007N-0136] received June 6, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

2328. A letter from the National ESA Listing Coordinator, National Oceanic and Atmospheric Administration, transmitting the Administration's final rule — Endangered and Threatened Species: Final Listing Determination for Puget Sound Steelhead [Docket No. 070123015-7086-02; I.D. 031006D] (RIN: 0648-AU43) received June 6, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Natural Resources.

2329. A letter from the Assistant Administrator for Fisheries, NMFS, National Oce-

anic and Atmospheric Administration, transmitting the Administration's final rule — Fisheries in the Western Pacific; Bottomfish and Seamount Groundfish Fisheries; Closed Season [Docket No. 070418089-7089-01; I.D. 040507G] (RIN: 0648-AV49) received June 6, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Natural Resources.

2330. A letter from the Acting Director, Office of Sustainable Fisheries, NMFS, National Oceanic and Atmospheric Administration, transmitting the Administration's final rule — Fisheries of the Exclusive Economic Zone Off Alaska; Pacific Cod by Catcher Processor Vessels Using Trawl Gear in the Bering Sea and Aleutian Islands Management Area [Docket No. 070213033-7033-01] (RIN: 0648-XA23) received June 6, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Natural Resources.

2331. A letter from the Acting Director, Office of Sustainable Fisheries, NMFS, National Oceanic and Atmospheric Administration, transmitting the Administration's final rule — Fisheries Off West Coast States and in the Western Pacific; Modifications of the West Coast Commercial Salmon Fishery [Docket No. 060427113-6113-01] (RIN: 0648-XA16) received June 6, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Natural Resources.

2332. A letter from the Acting Director, Office of Sustainable Fisheries, NMFS, National Oceanic and Atmospheric Administration, transmitting the Administration's final rule — Fisheries of the Caribbean, Gulf of Mexico, and South Atlantic; Snapper/Groupers Resources of the South Atlantic; Trip Limit Reduction [Docket No. 060525140-6221-02] (RIN: 0648-XA21) received June 6, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Natural Resources.

2333. A letter from the Clerk of the Court, United States Court of Appeals for the Seventh Circuit, transmitting an opinion of the United States Court of Appeals for the Seventh Circuit (No. 06-3676 — United States v. Georgia L. Thompson (April 20, 2007)); to the Committee on the Judiciary.

2334. A letter from the Assistant Secretary of the Army for Civil Works, Department of Defense, transmitting notification that the Secretary of the Army supports the authorization and plans to implement the flood damage reduction project for Chesterfield, Missouri; to the Committee on Transportation and Infrastructure.

2335. A letter from the Assistant Secretary, Transportation Security Administration, Department of Homeland Security, transmitting the Administration's certification that the level of screening services and protection provided at Key West International Airport and the Florida Keys Marathon Airport will be equal to or greater than the level that would be provided at the airport by TSA Transportation Security Officers, pursuant to 49 U.S.C. 44920(d); to the Committee on Homeland Security.

2336. A letter from the Deputy Director, Defense Security Cooperation Agency, transmitting notification that the Department intends to use FY 2007 IMET funds for Sudan, pursuant to Public Law 110-5, section 520; jointly to the Committees on Foreign Affairs and Appropriations.

2337. A letter from the Associate Administrator, Environmental Protection Agency, transmitting the Agency's report entitled, "Environmental Protection and Border Security on the U.S.-Mexico Border, Tenth Report of the Good Neighbor Environmental Board to the President and the Congress of the United States"; jointly to the Committees on Transportation and Infrastructure and Energy and Commerce.

2338. A letter from the Principal Deputy Assistant Attorney General, Department of Justice, transmitting a legislative proposal

that would enhance the Department of Justice's ability to pursue its core missions of protecting Americans from violent crime and preventing acts of terrorism; jointly to the Committees on the Judiciary, Energy and Commerce, Financial Services, Natural Resources, Transportation and Infrastructure, Ways and Means, and Agriculture.

91.3 COMMITTEE ELECTION—MINORITY

Mr. PUTNAM, by direction of the Republican Conference, submitted the following privileged resolution (H. Res. 520):

Resolved, That the following member be, and is hereby, elected to the following standing committee of the House of Representatives:

COMMITTEE ON ENERGY AND COMMERCE—Mr. Sullivan, to rank after Mrs. Myrick.

When said resolution was considered and agreed to.

A motion to reconsider the vote whereby said resolution was agreed to was, by unanimous consent, laid on the table.

91.4 NATIONAL CLEAN BEACHES WEEK

On motion of Mr. RAHALL, by unanimous consent, the Committee on Natural Resources was discharged from further consideration of the following resolution (H. Res. 186):

Whereas coastal areas produce 85 percent of all United States tourism dollars and are the leading tourism destination in America;

Whereas the National Oceanic and Atmospheric Administration reports that over 50 percent of the population of the United States lives in coastal counties;

Whereas according to the National Oceanic and Atmospheric Administration, the beaches in these coastal counties provide recreational opportunities for numerous Americans and their families who, together with international tourists, make almost 2 billion trips to the beach each year to fish, sunbathe, boat, swim, surf, and bird-watch;

Whereas according to the Army Corps of Engineers, United States beaches are a critical driver of the American economy and its competitiveness in the global economy;

Whereas beaches represent a critical part of our natural heritage and a beautiful part of the American landscape;

Whereas beaches are sensitive ecosystems, susceptible to degradation and alteration from pollution, sea level rise, natural forces, untreated sewage, and improper use;

Whereas members of the government, the private sector, and nongovernmental organizations, along with citizen volunteers, have worked diligently to clean up and protect our beaches over the years;

Whereas according to the United States Geological Survey, great strides have been made in understanding the science of watersheds and the connections between inland areas and coastal waters, and science-based policy should be developed that is commensurate with this knowledge; and

Whereas a 7-day week commencing in June, and including July 5, will be observed each year as National Clean Beaches Week: Now, therefore, be it

Resolved, That the House of Representatives—

(1) supports the goals and ideals of National Clean Beaches Week;

(2) recognizes the value of beaches to the American way of life and the important contributions of beaches to the economy, recreation, and natural environment of the United States;

(3) encourages all Americans to work to keep beaches, which are a critical part of the

natural heritage of the United States, safe and clean for the continued enjoyment of the public;

(4) expresses a renewed appreciation for the beaches of the United States and an invigorated effort to protect them with updated, integrated policy; and

(5) encourages individuals to engage in activities during National Clean Beaches Week to encourage stewardship and volunteerism along our coastlines.

When said resolution was considered and agreed to.

A motion to reconsider the vote whereby said resolution was agreed to was, by unanimous consent, laid on the table.

91.5 GRAND TETON NATIONAL PARK

On motion of Mr. RAHALL, by unanimous consent, the Committee on Natural Resources was discharged from further consideration of the bill of the Senate (S. 277) to modify the boundaries of Grand Teton National Park to include certain land within the GT Park Subdivision, and for other purposes.

When said bill was considered, read twice, ordered to be read a third time, was read a third time by title, and passed.

A motion to reconsider the vote whereby the bill was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk notify the Senate thereof.

91.6 INTERIOR AND ENVIRONMENT APPROPRIATIONS FY 2008

The SPEAKER pro tempore, Mr. COHEN, pursuant to House Resolution 514 and rule XVIII, declared the House resolved into the Committee of the Whole House on the state of the Union for the further consideration of the bill (H.R. 2643) making appropriations for the Department of the Interior, environment, and related agencies for the fiscal year ending September 30, 2008, and for other purposes.

Mr. WATT, Acting Chairman, assumed the chair; and after some time spent therein,

91.7 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment submitted by Ms. Ginny BROWN-WAITE of Florida:

At the end of the bill (before the short title), insert the following:

TITLE VI—ADDITIONAL GENERAL PROVISIONS

SEC. 601. The amount otherwise provided by this Act for "NATIONAL FOUNDATION ON THE ARTS AND THE HUMANITIES—NATIONAL ENDOWMENT FOR THE ARTS—GRANTS AND ADMINISTRATION" is reduced by \$32,000,000.

It was decided in the { Yeas ..... 137 negative ..... } Nays ..... 285

91.8 [Roll No. 564]

AYES—137

- Akin Barton (TX) Bonner
Bachmann Bilbray Boustany
Bachus Bilirakis Brady (TX)
Barrett (SC) Blackburn Brown-Waite,
Bartlett (MD) Boehner Ginny

- Burgess
Burton (IN)
Buyer
Calvert
Camp (MI)
Campbell (CA)
Cannon
Cantor
Carter
Chabot
Coble
Cole (OK)
Conaway
Crenshaw
Davis, David
Deal (GA)
Diaz-Balart, L.
Diaz-Balart, M.
Doolittle
Drake
Dreier
Duncan
Everett
Fallin
Feeney
Flake
Forbes
Fortuño
Fossella
Foxy
Franks (AZ)
Gallegly
Garrett (NJ)
Gingrey
Gohmert
Goode
Goodlatte
Granger
Graves
Hall (TX)
Hastert
Hastings (WA)
Hayes
Heller
Hensarling
Herger
Hoekstra
Hulshof
Hunter
Inglis (SC)
Issa
Jindal
Johnson, Sam
Jones (NC)
Jordan
Keller
King (IA)
King (NY)
Kingston
Kline (MN)
Lamborn
Latham
Lewis (KY)
Linder
Lungren, Daniel
E.
Mack
Manzullo
Marchant
McCarthy (CA)
McCaul (TX)
McCrery
McHenry
McKeon
McMorris
Rodgers
Mica
Miller (FL)
Miller (MI)
Miller, Gary
Miller, George
Musgrave
Myrick
Neugebauer

NOES—285

- Abercrombie
Ackerman
Aderholt
Alexander
Allen
Altmire
Andrews
Arcuri
Baca
Baird
Baker
Baldwin
Barrow
Bean
Becerra
Berkley
Berman
Berry
Biggart
Bishop (GA)
Bishop (NY)
Blumenauer
Blunt
Bono
Boozman
Bordallo
Boren
Boswell
Boucher
Boyd (FL)
Boyda (KS)
Brady (PA)
Brown (SC)
Brown, Corrine
Buchanan
Butterfield
Capito
Capps
Capuano
Cardoza
Carnahan
Carney
Carson
Castle
Castor
Chandler
Christensen
Clarke
Clay
Cleaver
Clyburn
Cohen
Conyers
Cooper
Costello
Courtney
Cramer
Crowley
Cuellar
Cummings
Davis (AL)
Davis (CA)
Davis (IL)
Davis, Lincoln
Davis, Tom
DeFazio
DeGette
Delahunt
DeLauro
Dent
Dicks
Dingell
Doggett
Donnelly
Doyle
Edwards
Ehlers
Ellison
Ellsworth
Emanuel
Emerson
Engel
English (PA)
Eshoo
Etheridge
Faleomavaega
Farr
Fattah
Ferguson
Filner
Fortenberry
Frank (MA)
Frelinghuysen
Gerlach
Gilchrest
Gillibrand
Gillmor
Gonzalez
Gordon
Green, Al
Green, Gene
Grijalva
Gutierrez
Hall (NY)
Hare
Harman
Hastings (FL)
Herseth Sandlin
Higginns
Hill
Hinchey
Hinojosa
Hirono
Hobson
Hodes
Holden
Holt
Honda
Hooley
Hoyer
Insee
Israel
Jackson (IL)
Jackson-Lee (TX)
Jefferson
Johnson (IL)
Johnson, E. B.
Kagen
Kanjorski
Kaptur
Kennedy
Kildee
Kilpatrick
Kind
Kirk
Klein (FL)
Knollenberg
Kucinich
Kuhl (NY)
LaHood
Lampson
Langevin
Lantos
Larsen (WA)
Larson (CT)
LaTourette
Lee
Levin
Lewis (CA)
Lewis (GA)
Lipinski
LoBiondo
Loeback
Lofgren, Zoe
Lowey
Lucas
Lynch
Mahoney (FL)
Maloney (NY)
Markey
Marshall
Matheson
Matsui
McCarthy (NY)
McCollum (MN)
McCotter
McDermott

McGovern Ramstad Snyder  
 McHugh Rangel Solis  
 McIntyre Regula Space  
 McNeerney Rehberg Spratt  
 McNulty Reichert Stark  
 Meehan Reyes Stupak  
 Meeks (NY) Reynolds Sullivan  
 Melancon Rodriguez Sutton  
 Michaud Rogers (MI) Tauscher  
 Miller (NC) Ros-Lehtinen Thompson (CA)  
 Mitchell Ross Thompson (MS)  
 Mollohan Rothman Tiaht  
 Moore (KS) Roybal-Allard Tiberi  
 Moore (WI) Ruppertsberger Tierney  
 Moran (KS) Rush Towns  
 Moran (VA) Ryan (OH) Turner  
 Murphy (CT) Salazar Udall (CO)  
 Murphy, Patrick Sánchez, Linda Udall (NM)  
 Murphy, Tim T. Van Hollen  
 Murtha Sanchez, Loretta Velázquez  
 Nadler Sarbanes Visclosky  
 Napolitano Saxton Walden (OR)  
 Neal (MA) Schakowsky Walsh (NY)  
 Norton Schiff Walz (MN)  
 Oberstar Schwartz Wasserman  
 Obey Scott (GA) Schultz  
 Pallone Scott (VA) Waters  
 Pascrell Serrano Watson  
 Pastor Sestak Watt  
 Payne Shays Waxman  
 Perlmutter Shea-Porter Weiner  
 Peterson (MN) Sherman Welch (VT)  
 Peterson (PA) Shimkus Wexler  
 Pickering Shuler Whitfield  
 Platts Simpson Wilson (OH)  
 Pomeroy Sires Wolf  
 Porter Slaughter Woolsey  
 Price (NC) Smith (NJ) Wu  
 Pryce (OH) Smith (TX) Wynn  
 Rahall Smith (WA) Yarmuth

NOT VOTING—15

Bishop (UT) Davis (KY) Meek (FL)  
 Braley (IA) Davis, Jo Ann Olver  
 Costa Giffords Ortiz  
 Cubin Johnson (GA) Pearce  
 Culberson Jones (OH) Sessions

So the amendment was not agreed to.

91.9 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment numbered 51, submitted by Mr. CAMPBELL of California:

At the end of the bill (before the short title), insert the following:

None of the funds in this Act may be used for Wetzel County Courthouse, New Martinsville, West Virginia.

It was decided in the { Yeas ..... 104  
 negative ..... } Nays ..... 323

91.10 [Roll No. 565]

AYES—104

Akin Duncan Lamborn  
 Bachmann Ehlers Lewis (KY)  
 Barrett (SC) Feeney Linder  
 Bartlett (MD) Flake Lungren, Daniel  
 Barton (TX) Fortenberry E.  
 Biggert Fossella Mack  
 Bilbray Franks (AZ) Marchant  
 Bishop (UT) Gallegly McCaul (TX)  
 Bono Garrett (NJ) McHenry  
 Brady (TX) Gingrey Miller (FL)  
 Buchanan Gohmert Miller (MI)  
 Burgess Goodlatte Miller, Gary  
 Burton (IN) Graves Musgrave  
 Buyer Hastert Myrick  
 Camp (MI) Heller Neugebauer  
 Campbell (CA) Hensarling Nunes  
 Cannon Herger Paul  
 Cantor Inglis (SC) Pearce  
 Chabot Chabot Issa  
 Coble Jindal Petri  
 Conaway Johnson (IL) Pitts  
 Cooper Johnson, Sam Platts  
 Cubin Jones (NC) Poe  
 Davis, David Jordan Price (GA)  
 Davis, Tom Keller Putnam  
 Deal (GA) King (IA) Radanovich  
 Diaz-Balart, M. Kingston Ramstad  
 Drake Kirk Rogers (MI)  
 Dreier Kline (MN) Rohrabacher

Roskam Shadegg Terry  
 Royce Smith (NE) Thornberry  
 Ryan (WI) Souder Upton  
 Sali Stearns Walberg  
 Schmidt Sullivan Westmoreland  
 Sensenbrenner Tancredo Wilson (SC)

NOES—323

Abercrombie Etheridge Matheson  
 Ackerman Everrett Matsui  
 Aderholt Faleomavaega McCarthy (CA)  
 Alexander Fallon McCarthy (NY)  
 Allen Farr McColium (MN)  
 Altmire Fattah McCotter  
 Andrews Ferguson McCreery  
 Arcuri Filner McDermott  
 Baca Forbes McDermott  
 Bachus Fortuño McGovern  
 Baird Foxx McHugh  
 Baker Frank (MA) McIntyre  
 Baldwin Frelinghuysen McKeon  
 Barrow Gerlach McMorris  
 Bean Gilchrest Rodgers  
 Becerra Gillibrand McNerney  
 Berkley Gillmor McNulty  
 Berman Gonzalez Meehan  
 Berry Goode Meeks (NY)  
 Bilirakis Gordon Melancon  
 Bishop (GA) Granger Mica  
 Bishop (NY) Green, Al Miller (NC)  
 Blumenauer Green, Gene Miller, George  
 Blunt Grijalva Mitchell  
 Bonner Gutierrez Mollohan  
 Boozman Hall (NY) Moore (KS)  
 Bordallo Hall (TX) Moore (WI)  
 Boren Hare Moran (KS)  
 Boswell Harman Moran (VA)  
 Boucher Hastings (FL) Murphy (CT)  
 Boustany Hastings (WA) Murphy, Patrick  
 Boyd (FL) Hayes Murphy, Tim  
 Boyda (KS) Hereth Sandlin Murtha  
 Brady (PA) Higgins Nadler  
 Brown (SC) Hill Napolitano  
 Brown, Corrine Hinchey Neal (MA)  
 Brown-Waite, Hinojosa Norton  
 Ginny Hirono Oberstar  
 Butterfield Hobson Obey  
 Calvert Hodes Olver  
 Capito Hoekstra Pallone  
 Capps Holden Pascrell  
 Capuano Holt Pastor  
 Cardoza Honda Payne  
 Carnahan Hooley Perlmutter  
 Carney Hoyer Peterson (MN)  
 Carson Hulshof Peterson (PA)  
 Carter Hunter Pickering  
 Castle Inslee Pomeroy  
 Castor Israel Porter  
 Chandler Jackson (IL) Price (NC)  
 Christensen Jackson-Lee Pryce (OH)  
 Clarke (TX) Jefferson Rahall  
 Clay Johnson (GA) Rangel  
 Cleaver Johnson, E. B. Regula  
 Clyburn Johnson, E. B. Rehberg  
 Cohen Kagen Reichert  
 Cole (OK) Kanjorski Renzi  
 Conyers Kaptur Reyes  
 Costa Kennedy Reynolds  
 Costello Kildee Rodriguez  
 Courtney Kilpatrick Rogers (AL)  
 Cramer Kind Rogers (KY)  
 Crenshaw King (NY) Ros-Lehtinen  
 Crowley Klein (FL) Ross  
 Cuellar Knollenberg Rothman  
 Culberson Kucinich Roybal-Allard  
 Cummings Kuhl (NY) Ruppertsberger  
 Davis (AL) LaHood Rush  
 Davis (CA) Lampson Ryan (OH)  
 Davis (IL) Langevin Salazar  
 Davis, Lincoln Lantos Sánchez, Linda  
 DeFazio Larsen (WA) T.  
 DeGette Larson (CT) Sanchez, Loretta  
 Delahunt Latham Sarbanes  
 DeLauro LaTourette Saxton  
 Dent Lee Schakowsky  
 Diaz-Balart, L. Levin Schiff  
 Dicks Lewis (CA) Schwartz  
 Dingell Lewis (GA) Scott (GA)  
 Doggett Lipinski Scott (VA)  
 Donnelly LoBiondo Serrano  
 Doolittle Loeb sack Sestak  
 Doyle Lofgren, Zoe Shays  
 Edwards Lowey Shea-Porter  
 Ellison Lucas Sherman  
 Ellsworth Lynch Shimkus  
 Emanuel Mahoney (FL) Shuler  
 Emerson Maloney (NY) Shuster  
 Engel Ramstad Simpson  
 English (PA) Markey Sires  
 Eshoo Marshall Skelton

Slaughter Tierney Weiner  
 Smith (NJ) Towns Welch (VT)  
 Smith (TX) Turner Weldon (FL)  
 Smith (WA) Udall (CO) Weller  
 Snyder Udall (NM) Wexler  
 Solis Van Hollen Whitfield  
 Space Velázquez Wicker  
 Spratt Visclosky Visclosky  
 Stark Walden (OR) Walden (OR)  
 Stupak Walsh (NY) Walsh (NY)  
 Sutton Walz (MN) Walz (MN)  
 Tanner Wamp Woolsey  
 Tauscher Wasserman Wu  
 Taylor Schultz Wynn  
 Thompson (CA) Waters Yarmuth  
 Thompson (MS) Watson Young (AK)  
 Tiaht Watson Young (FL)  
 Tiberi Waxman

NOT VOTING—10

Blackburn Davis, Jo Ann Ortiz  
 Boehner Giffords Sessions  
 Braley (IA) Jones (OH)  
 Davis (KY) Meek (FL)

So the amendment was not agreed to.

91.11 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment submitted by Mr. CAMPBELL of California:

At the end of the bill (before the short title), insert the following:

None of the funds in this Act may be used for the Conte Anadromous Fish Laboratory.

It was decided in the { Yeas ..... 97  
 negative ..... } Nays ..... 330

91.12 [Roll No. 566]

AYES—97

Akin Garrett (NJ) Musgrave  
 Bachmann Gingrey Myrick  
 Barrett (SC) Goodlatte Neugebauer  
 Bartlett (MD) Graves Nunes  
 Barton (TX) Hastert Paul  
 Bilbray Hastings (WA) Pearce  
 Bishop (UT) Heller Pence  
 Blackburn Hensarling Petri  
 Blunt Herger Pitts  
 Boehner Hunter Platts  
 Bono Inglis (SC) Poe  
 Buchanan Issa Price (GA)  
 Burgess Jindal Radanovich  
 Burton (IN) Johnson, Sam Ramstad  
 Camp (MI) Jordan Roskam  
 Campbell (CA) Keller Royce  
 Cannon King (IA) Ryan (WI)  
 Cantor Kingston Sali  
 Chabot Kline (MN) Schmidt  
 Coble Lamborn Sensenbrenner  
 Conaway Lewis (KY) Shadegg  
 Cooper Linder Shimkus  
 Davis, David Lofgren, Zoe Smith (NE)  
 Davis, Lincoln Lungren, Daniel Souder  
 Davis, Tom E. Stearns  
 Deal (GA) Mack Sullivan  
 Duncan Marchant Tancredo  
 Ehlers McCarthy (CA) Thornberry  
 Feeney McCaul (TX) Upton  
 Flake McHenry Upton  
 Fossella Miller (FL) Walberg  
 Franks (AZ) Miller (MI) Westmoreland  
 Gallegly Miller, Gary Wilson (SC)

NOES—330

Abercrombie Berry Brown, Corrine  
 Ackerman Biggert Brown-Waite,  
 Aderholt Bilirakis Ginny  
 Alexander Bishop (GA) Butterfield  
 Allen Bishop (NY) Buyer  
 Altmire Blumenauer Calvert  
 Andrews Bonner Capito  
 Arcuri Boozman Capps  
 Baca Bordallo Capuano  
 Bachus Boren Cardoza  
 Baird Boswell Carnahan  
 Baker Boucher Carney  
 Baldwin Boustany Carson  
 Barrow Boyd (FL) Carter  
 Bean Boyda (KS) Castle  
 Becerra Brady (PA) Castor  
 Berkley Braley (IA) Chandler  
 Berman Brown (SC) Christensen

Clarke  
Clay  
Cleaver  
Clyburn  
Cohen  
Cole (OK)  
Conyers  
Costa  
Costello  
Courtney  
Cramer  
Crenshaw  
Crowley  
Cubin  
Cuellar  
Culberson  
Cummings  
Davis (AL)  
Davis (CA)  
Davis (IL)  
DeFazio  
DeGette  
Delahunt  
DeLauro  
Dent  
Diaz-Balart, L.  
Diaz-Balart, M.  
Dicks  
Dingell  
Doggett  
Donnelly  
Doolittle  
Doyle  
Drake  
Dreier  
Edwards  
Ellison  
Ellsworth  
Emanuel  
Emerson  
Engel  
English (PA)  
Eshoo  
Etheridge  
Everett  
Faleomavaega  
Fallin  
Farr  
Fattah  
Ferguson  
Filner  
Forbes  
Fortenberry  
Fortuño  
Fox  
Frank (MA)  
Frelinghuysen  
Gerlach  
Giffords  
Gilchrist  
Gillmor  
Gohmert  
Gonzalez  
Goode  
Gordon  
Granger  
Green, Al  
Green, Gene  
Grijalva  
Gutierrez  
Hall (NY)  
Hall (TX)  
Hare  
Harman  
Hastings (FL)  
Hayes  
Herseth Sandlin  
Higgins  
Hill  
Hinchev  
Hinojosa  
Hobson  
Hodes  
Hoekstra  
Holden  
Holt  
Honda  
Hooley  
Hoyer  
Hulshof  
Inslee  
Israel  
Jackson (IL)

Jackson-Lee  
(TX)  
Jefferson  
Johnson (GA)  
Johnson (IL)  
Johnson, E. B.  
Jones (NC)  
Kagen  
Kanjorski  
Kaptur  
Kennedy  
Kildee  
Kilpatrick  
Kind  
King (NY)  
Kirk  
Klein (FL)  
Knollenberg  
Kucinich  
Kuhl (NY)  
LaHood  
Lampson  
Langevin  
Lantos  
Larsen (WA)  
Larson (CT)  
Latham  
LaTourette  
Lee  
Lewis (CA)  
Lewis (GA)  
Lipinski  
LoBiondo  
Loeb sack  
Lowey  
Sherman  
Lucas  
Lynch  
Mahoney (FL)  
Maloney (NY)  
Manzullo  
Markey  
Marshall  
Matheson  
Matsui  
McCarthy (NY)  
McCollum (MN)  
McCotter  
McCrery  
McGovern  
McHugh  
McIntyre  
McKeon  
McMorris  
Rodgers  
McNerney  
McNulty  
Meehan  
Meek (FL)  
Meeke (NY)  
Melancon  
Mica  
Michaud  
Miller (NC)  
Miller, George  
Mitchell  
Mollohan  
Moore (KS)  
Moran (KS)  
Moran (VA)  
Murphy (CT)  
Murphy, Patrick  
Murphy, Tim  
Murtha  
Nadler  
Napolitano  
Neal (MA)  
Norton  
Oberstar  
Obey  
Oliver  
Pallone  
Pascrell  
Pastor  
Payne  
Perlmutter  
Peterson (MN)  
Peterson (PA)  
Pickering  
Pomeroy  
Porter  
Price (NC)  
Pryce (OH)  
Putnam  
Rahall

Rangel  
Regula  
Rehberg  
Reichert  
Renzi  
Reyes  
Reynolds  
Rodriguez  
Rogers (AL)  
Rogers (KY)  
Rogers (MI)  
Rohrabacher  
Ros-Lehtinen  
Ross  
Rothman  
Roybal-Allard  
Ruppersberger  
Rush  
Ryan (OH)  
Salazar  
Sanchez, Linda  
T.  
Sanchez, Loretta  
Sarbanes  
Saxton  
Schakowsky  
Schiff  
Schwartz  
Scott (GA)  
Scott (VA)  
Serrano  
Sestak  
Shays  
Shea-Porter  
Sherman  
Shuler  
Shuster  
Simpson  
Sires  
Skelton  
Slaughter  
Smith (NJ)  
Smith (TX)  
Smith (WA)  
Snyder  
Solis  
Space  
Spratt  
Stark  
Stupak  
Sutton  
Tanner  
Tauscher  
Taylor  
Terry  
Thompson (CA)  
Thompson (MS)  
Tiahrt  
Tiberi  
Tierney  
Towns  
Turner  
Udall (CO)  
Udall (NM)  
Van Hollen  
Velázquez  
Visclosky  
Walden (OR)  
Walsh (NY)  
Walz (MN)  
Wamp  
Wasserman  
Schultz  
Waters  
Watson  
Watt  
Waxman  
Weiner  
Welch (VT)  
Weldon (FL)  
Weller  
Wexler  
Whitfield  
Wicker  
Wilson (NM)  
Wilson (OH)  
Wolf  
Woolsey  
Wu  
Wynn  
Yarmuth  
Young (AK)  
Young (FL)

NOT VOTING—10

Brady (TX)  
Davis (KY)  
Davis, Jo Ann  
Hirono

Jones (OH)  
Levin  
McDermott  
Moore (WI)

Ortiz  
Sessions

So the amendment was not agreed to.

91.13 MOMENT OF SILENCE IN MEMORY OF THE LATE HONORABLE JOHN J. FLINT

Mr. SNYDER, Acting Chairman, announced that all Members stand and observe a moment of silence in memory of the late Congressman John J. Flint.

91.14 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment submitted by Mr. FLAKE:

At the end of the bill (before the short title), insert the following:

TITLE VI—ADDITIONAL GENERAL PROVISIONS

SEC. 601. None of the funds made available in this Act may be used for W.A. Young & Sons Foundry, Greene County Pennsylvania.

It was decided in the { Yeas ..... 104 negative ..... } Nays ..... 328

91.15 [Roll No. 567]

AYES—104

Akin	Fossella	Neugebauer
Bachmann	Fox	Nunes
Barrett (SC)	Franks (AZ)	Paul
Bartlett (MD)	Gallegly	Pearce
Barton (TX)	Garrett (NJ)	Pence
Biggart	Gingrey	Petri
Bibray	Gohmert	Pitts
Bishop (UT)	Goodlatte	Platts
Blackburn	Graves	Poe
Boehner	Hastings (WA)	Price (GA)
Bono	Heller	Putnam
Brady (TX)	Hensarling	Radanovich
Brown-Waite,	Herger	Ramstad
Ginny	Inglis (SC)	Rogers (MI)
Buchanan	Issa	Rohrabacher
Burgess	Jindal	Roskam
Burton (IN)	Johnson, Sam	Royce
Buyer	Jones (NC)	Ryan (WI)
Camp (MI)	Jordan	Sali
Campbell (CA)	Keller	Schmidt
Cannon	King (IA)	Sensenbrenner
Cantor	Kline (MN)	Shadegg
Castle	Lamborn	Shimkus
Chabot	Linder	Smith (NE)
Coble	Lungren, Daniel	Souder
Conaway	E.	Stearns
Cooper	Mack	Sullivan
Davis, David	Marchant	Tancredo
Davis, Tom	McCarthy (CA)	Terry
Deal (GA)	McCauley (TX)	Thornberry
Dreier	McHenry	Upton
Duncan	Mica	Walberg
Ehlers	Miller (FL)	Westmoreland
Feeney	Miller, Gary	Wilson (SC)
Flake	Musgrave	
Fortenberry	Myrick	

NOES—328

Abercrombie	Bordallo	Cleaver
Ackerman	Boren	Clyburn
Aderholt	Boswell	Cohen
Alexander	Boucher	Cole (OK)
Allen	Boustany	Conyers
Altmire	Boyd (FL)	Costa
Andrews	Boyd (KS)	Costello
Arcuri	Brady (PA)	Courtney
Baca	Braley (IA)	Cramer
Bachus	Brown (SC)	Crenshaw
Baird	Brown, Corrine	Crowley
Baker	Butterfield	Cubin
Baldwin	Calvert	Cuellar
Barrow	Capito	Culberson
Bean	Capps	Cummings
Becerra	Capuano	Davis (AL)
Berkley	Cardoza	Davis (CA)
Berman	Carnahan	Davis (IL)
Berry	Carney	Davis, Lincoln
Bilirakis	Carson	DeFazio
Bishop (GA)	Carter	DeGette
Bishop (NY)	Castor	Delahunt
Blumentauer	Chandler	DeLauro
Blunt	Christensen	Dent
Bonner	Clarke	Diaz-Balart, L.
Boozman	Clay	Diaz-Balart, M.

Dicks  
Dingell  
Doggett  
Donnelly  
Doolittle  
Doyle  
Drake  
Edwards  
Ellison  
Ellsworth  
Emanuel  
Emerson  
Engel  
English (PA)  
Eshoo  
Etheridge  
Everett  
Faleomavaega  
Fallin  
Farr  
Fattah  
Ferguson  
Filner  
Forbes  
Fortuño  
Frank (MA)  
Frelinghuysen  
Gerlach  
Giffords  
Gilchrist  
Gillibrand  
Gillmor  
Gonzalez  
Goode  
Gordon  
Granger  
Green, Al  
Green, Gene  
Grijalva  
Gutierrez  
Hall (NY)  
Hall (TX)  
Hare  
Harman  
Hastert  
Hastings (FL)  
Hayes  
Herseth Sandlin  
Higgins  
Hill  
Hinchev  
Hinojosa  
Hirono  
Hobson  
Hodes  
Hoekstra  
Holden  
Holt  
Honda  
Hooley  
Hoyer  
Hulshof  
Hunter  
Inslee  
Israel  
Jackson (IL)  
Jackson-Lee  
(TX)  
Jefferson  
Johnson (GA)  
Johnson (IL)  
Johnson, E. B.  
Kagen  
Kanjorski  
Kaptur  
Kennedy  
Kildee  
Kilpatrick  
Kind  
King (NY)  
Kingston  
Kirk  
Klein (FL)  
Knollenberg  
Kucinich

Kuhl (NY)  
LaHood  
Lampson  
Langevin  
Lantos  
Larsen (WA)  
Larson (CT)  
Latham  
LaTourette  
Lee  
Levin  
Lewis (CA)  
Lewis (GA)  
Lewis (KY)  
Lipinski  
LoBiondo  
Loeb sack  
Lofgren, Zoe  
Lowey  
Lucas  
Lynch  
Mahoney (FL)  
Maloney (NY)  
Manzullo  
Markey  
Marshall  
Matheson  
Matsui  
McCarthy (NY)  
McCollum (MN)  
McCotter  
McCrery  
McDermott  
McGovern  
McHugh  
McIntyre  
McKeon  
McMorris  
Rodgers  
McNerney  
McNulty  
Meehan  
Meek (FL)  
Meeks (NY)  
Melancon  
Michaud  
Miller (MI)  
Miller (NC)  
Miller, George  
Mitchell  
Mollohan  
Moore (KS)  
Moran (KS)  
Moran (VA)  
Murphy (CT)  
Murphy, Patrick  
Murphy, Tim  
Murtha  
Nadler  
Napolitano  
Neal (MA)  
Norton  
Oberstar  
Obey  
Oliver  
Pallone  
Pascrell  
Pastor  
Payne  
Perlmutter  
Peterson (MN)  
Peterson (PA)  
Pickering  
Pomeroy  
Porter  
Price (NC)  
Pryce (OH)  
Rahall  
Rangel  
Regula  
Rehberg  
Reichert  
Renzi  
Reyes

Reynolds  
Rodriguez  
Rogers (AL)  
Rogers (KY)  
Ros-Lehtinen  
Ross  
Rothman  
Roybal-Allard  
Ruppersberger  
Rush  
Ryan (OH)  
Salazar  
Sanchez, Linda  
T.  
Sanchez, Loretta  
Sarbanes  
Saxton  
Schakowsky  
Schiff  
Schwartz  
Scott (GA)  
Scott (VA)  
Serrano  
Sestak  
Shays  
Shea-Porter  
Sherman  
Shuler  
Shuster  
Simpson  
Sires  
Skelton  
Slaughter  
Smith (NJ)  
Smith (TX)  
Smith (WA)  
Snyder  
Solis  
Space  
Spratt  
Stark  
Stupak  
Sutton  
Tanner  
Tauscher  
Taylor  
Thompson (CA)  
Thompson (MS)  
Tiahrt  
Tiberi  
Tierney  
Towns  
Turner  
Udall (CO)  
Udall (NM)  
Van Hollen  
Velázquez  
Visclosky  
Walden (OR)  
Walsh (NY)  
Walz (MN)  
Wamp  
Wasserman  
Schultz  
Waters  
Watson  
Watt  
Waxman  
Weiner  
Welch (VT)  
Weldon (FL)  
Weller  
Wexler  
Whitfield  
Wicker  
Wilson (NM)  
Wilson (OH)  
Wolf  
Woolsey  
Wu  
Wynn  
Yarmuth  
Young (AK)  
Young (FL)

NOT VOTING—5

Davis (KY)  
Davis, Jo Ann

Jones (OH)  
Ortiz

Sessions

So the amendment was not agreed to.

91.16 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment submitted by Mr. FLAKE:

At the end of the bill (before the short title), insert the following:

TITLE VI—ADDITIONAL GENERAL PROVISIONS

SEC. 601. None of the funds made available for this Act may be used for the Columbus Fire Fighters Union in Columbus, Ohio.

It was decided in the { Yeas ..... 66 negative ..... } Nays ..... 364

91.17 [Roll No. 568]

AYES—66

- Akin, Bachmann, Barrett (SC), Biggert, Bilbray, Blackburn, Brady (TX), Campbell (CA), Cannon, Conaway, Cooper, Davis, David, Davis, Tom, Deal (GA), Duncan, Ehlers, Feeney, Flake, Fortenberry, Franks (AZ), Gallegly, Garrett (NJ), Graves, Heller, Hensarling, Inglis (SC), Jindal, Johnson, Sam, Jordan, Keller, Kingston, King (IA), Cannon, Kline (MN), Lamborn, Linder, Lungren, Daniel E., Marchant, McCarthy (CA), Mica, Miller (FL), Musgrave, Myrick, Neugebauer, Nunes, Paul, Pearce, Petri, Pitts, Price (GA), Radanovich, Rohrabacher, Roskam, Royce, Ryan (WI), Sali, Sensenbrenner, Shadegg, Smith (NE), Souder, Sullivan, Tancredo, Terry, Thornberry, Walberg, Westmoreland, Wilson (SC)

NOES—364

- Abercrombie, Ackerman, Aderholt, Alexander, Allen, Altmire, Andrews, Arcuri, Baca, Bachus, Baird, Baker, Baldwin, Barrow, Bartlett (MD), Barton (TX), Bean, Becerra, Berkeley, Berman, Berry, Bilirakis, Bishop (GA), Bishop (NY), Bishop (UT), Blumenauer, Blunt, Boehner, Bonner, Bono, Boozman, Bordallo, Boren, Boswell, Boucher, Boustany, Boyd (FL), Boyda (KS), Brady (PA), Braley (IA), Brown (SC), Brown, Corrine, Brown-Waite, Ginny, Buchanan, Burgess, Burton (IN), Butterfield, Buyer, Calvert, Camp (MI), Cantor, Capito, Capps, Capuano, Cardoza, Carnahan, Carney, Carson, Carter, Castor, Chabot, Chandler, Christensen, Cohen, Cleaver, Clyburn, Coble, Baker, Cole (OK), Conyers, Costa, Costello, Courtney, Cramer, Crenshaw, Crowley, Cubin, Cuellar, Culberson, Cummings, Davis (AL), Davis (CA), Davis (IL), Davis, Lincoln, DeFazio, DeGette, Bono, Delahunt, DeLauro, Dent, Diaz-Balart, L., Diaz-Balart, M., Dicks, Dingell, Doggett, Donnelly, Donnell, Doolittle, Doyle, Drake, Dreier, Edwards, Ellison, Ellsworth, Emanuel, Emerson, Engel, English (PA), Eshoo, Etheridge, Faleomavaega, Fallon, Farr, Fattah, Fergusson, Filner, Forbes, Fossella, Foxx, Frank (MA), Frelinghuysen, Gerlach, Giffords, Gilchrest, Gillibrand, Gillmor, McMorris, Rodgers, McNeerney, McNulty, Meehan, Sarbanes, Meeks (NY), Melancon, Michaud, Miller (MI), Miller (NC), Miller, Gary, Miller, George, Mitchell, Forbes, Fortuño, Fossella, Foxx, Frank (MA), Frelinghuysen, Gerlach, Giffords, Gilchrest, Gillibrand, Gillmor, McMorris, Rodgers, McNeerney, McNulty, Meehan, Sarbanes, Meeks (NY), Melancon, Michaud, Miller (MI), Miller (NC), Miller, Gary, Miller, George, Mitchell, Harman, Hastert, Hastings (FL), Hastings (WA), Hayes, Herger, Herseth Sandlin, Higgins, Hill, Hinchey, Hinojosa, Hirono, Hobson, Hodes, Hoekstra, Holden, Holt, Honda, Hooley, Hoyer, Hulshof, Hunter, Inslee, Israel, Issa, Jackson (IL), Jackson-Lee, (TX), Jefferson, Johnson (GA), Johnson (IL), Johnson, E. B., Jones (NC), Kagen

- Kanjorski, Kaptur, Kennedy, Kildee, Kilpatrick, Kind, King (NY), Klein (FL), Knollenberg, Kucinich, Kuhl (NY), LaHood, Lampson, Langevin, Lantos, Larsen (WA), Larson (CT), Latham, LaTourette, Lee, Levin, Lewis (CA), Lewis (GA), Lewis (KY), Lipinski, LoBiondo, Loeb sack, Lofgren, Zoe, Lowey, Lucas, Lynch, Mack, Mahoney (FL), Mahoney (NY), Manzullo, Markey, Marshall, Matheson, Matsui, McCarthy (NY), McCaul (TX), McCollum (MN), McCotter, McCrory, McDermott, McGovern, McHenry, McHugh, McIntyre, McKeon, McMorris, Rodgers, McNeerney, McNulty, Meehan, Sarbanes, Meeks (NY), Melancon, Michaud, Miller (MI), Miller (NC), Miller, Gary, Miller, George, Mitchell, Mollohan, Moore (KS), Moore (WI), Moran (KS), Moran (VA), Murphy (CT), Murphy, Patrick, Murphy, Tim, Murtha, Nadler, Napolitano, Neal (MA), Norton, Oberstar, Obey, Oliver, Pallone, Pascrell, Pastor, Payne, Perlmutter, Peterson (MN), Peterson (PA), Pickering, Platts, Poe, Pomeroy, Porter, Price (NC), Pryce (OH), Putnam, Rahall, Ramstad, Rangel, Regula, Reichert, Renzi, Reyes, Reynolds, Rodriguez, Rogers (AL), Rogers (KY), Rogers (MI), Ros-Lehtinen, Ross, Rothman, Roybal-Allard, Ruppertsberger, Rush, Ryan (OH), Salazar, Sanchez, Linda T., Sanchez, Loretta, Sarbanes, Saxton, Schakowsky, Schiff, Schmidt, Schwartz, Scott (GA), Scott (VA), Serrano, Sestak, Sha ys, Shea-Porter, Sherman, Shimkus, Shuler, Shuster, Simpson, Sires, Skelton, Slaughter, Smith (NJ), Smith (TX), Smith (WA), Snyder, Solis, Space, Spratt, Stark, Stearns, Stupak, Sutton, Tanner, Tauscher, Taylor, Thompson (CA), Thompson (MS), Tiahrt, Tiberi, Tierney, Towns, Turner, Udall (CO), Udall (NM), Upton, Van Hollen, Velázquez, Visclosky, Walden (OR), Walsh (NY), Walz (MN), Wamp, Wasserman, Schultz, Waters, Watson, Watt, Waxman, Weiner, Welch (VT), Weldon (FL), Weller, Wexler, Whitfield, Wicker, Wilson (NM), Wilson (OH), Wolf, Woolsey, Wu, Wynn, Yarmuth, Young (AK), Young (FL)

NOT VOTING—7

- Davis (KY), Kirk, Sessions, Davis, Jo Ann, Ortiz, Jones (OH), Pence

So the amendment was not agreed to.

91.18 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment submitted by Mr. FLAKE:

At the end of the bill (before the short title), insert the following:

TITLE VI—ADDITIONAL GENERAL PROVISIONS

SEC. 601. None of the funds made available in this Act may be used for the Southwestern Pennsylvania Heritage Preservation Commission in Hollidaysburg, Pennsylvania; the Westsylvania Heritage Corporation in Hollidaysburg, Pennsylvania; and the Progress Fund in Greensburg, Pennsylvania.

It was decided in the { Yeas ..... 86 negative ..... } Nays ..... 343

91.19 [Roll No. 569]

AYES—86

- Akin, Bachmann, Barrett (SC), Bartlett (MD), Barton (TX), Bilbray, Blackburn, Blunt, Bono, Burgess, Camp (MI), Campbell (CA), Cannon, Cantor, Keller, Castle, Chabot, Coble, Conaway, Cooper, Davis, David, Deal (GA), Duncan, Ehlers, Feeney, Flake, Fortenberry, Fossella, Franks (AZ), Gallegly, Garrett (NJ), Gingrey, Gohmert, Graves, Heller, Hensarling, Herger, Inglis (SC), Issa, Jindal, Johnson, Sam, Jones (NC), Jordan, Keller, King (IA), Kline (MN), Lamborn, Linder, Lungren, Daniel E., Mack, McCarthy (CA), McCaul (TX), McHenry, Miller (FL), Miller, Gary, Musgrave, Myrick, Neugebauer, Paul, Pearce, Pence, Petri, Pitts, Platts, Poe, Price (GA), Putnam, Ramstad, Rogers (MI), Rohrabacher, Roskam, Royce, Ryan (WI), Sali, Schmidt, Sensenbrenner, Shadegg, Shimkus, Smith (NE), Stearns, Tancredo, Terry, Thornberry, Upton, Walberg, Westmoreland, Wilson (SC)

NOES—343

- Abercrombie, Ackerman, Aderholt, Alexander, Allen, Altmire, Andrews, Arcuri, Baca, Bachus, Baird, Baker, Baldwin, Barrow, Bean, Becerra, Berkeley, Berman, Berry, Bilirakis, Bishop (GA), Bishop (NY), Bishop (UT), Blumenauer, Blunt, Boozman, Bordallo, Boren, Boswell, Boucher, Boustany, Boyd (FL), Boyda (KS), Brady (PA), Brady (TX), Braley (IA), Brown (SC), Brown, Corrine, Brown-Waite, Ginny, Buchanan, Burton (IN), Butterfield, Buyer, Calvert, Capito, Capps, Capuano, Cardoza, Carnahan, Carney, Carson, Carter, Castor, Chandler, Christensen, Clarke, Clay, Cleaver, Clyburn, Cohen, Cole (OK), Conyers, Costa, Costello, Courtney, Cramer, Crenshaw, Crowley, Cubin, Cuellar, Culberson, Cummings, Davis (AL), Davis (CA), Davis (IL), Davis, Lincoln, DeFazio, DeGette, DeLauro, Dent, Diaz-Balart, L., Diaz-Balart, M., Dicks, Dingell, Doggett, Donnelly, Doolittle, Doyle, Drake, Dreier, Edwards, Ellison, Ellsworth, Emanuel, Emerson, Engel, English (PA), Eshoo, Etheridge, Faleomavaega, Fallon, Farr, Fattah, Fergusson, Filner, Forbes, Fortuño, Frank (MA), Frelinghuysen, Gerlach, Giffords, Gilchrest, Gillibrand, Gillmor, Gonzalez, Goode, Goodlatte, Gordon, Granger, Green, Al, Green, Gene, Grijalva, Gutierrez, Hall (NY), Hall (TX), Hare, Harman, Hastert, Hastings (FL), Hastings (WA), Hayes, Herseth Sandlin, Higgins, Hill, Hinchey, Hinojosa, Hirono, Hobson, Hodes, Hoekstra, Holden, Holt, Honda, Hooley, Hoyer, Hulshof, Inslee, Israel, Jackson (IL), Jackson-Lee, (TX), Jefferson, Johnson (GA), Johnson (IL), Johnson, E. B., Kagen, Kanjorski, Kaptur, Kennedy, Kildee, Kilpatrick, Kind, King (NY), Kingston, Kirk, Klein (FL), Knollenberg, Kucinich, Kuhl (NY), LaHood, Lampson, Langevin, Lantos, Larsen (WA), Larson (CT), Latham, LoBiondo, Lee, Levin

Table with 3 columns: Name, State, and Position. Includes names like Lewis (CA), Oberstar, Skelton, etc.

NOT VOTING—8

Table with 3 columns: Name, State, and Position. Includes Davis (KY), Jones (OH), Sessions, etc.

So the amendment was not agreed to.

91.20 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment numbered 22, submitted by Mr. JORDAN:

Page 111, after line 17, insert the following:

TITLE VI—ADDITIONAL GENERAL PROVISIONS

SEC. 601. Each amount appropriated or otherwise made available by this Act that is not required to be appropriated or otherwise made available by a provision of law is reduced by 4.3 percent.

It was decided in the Yeas ..... 150 negative ..... 281

91.21 [Roll No. 570]

AYES—150

Table with 3 columns: Name, State, and Position. Includes Aderholt, Blackburn, Buyer, etc.

Table with 3 columns: Name, State, and Position. Includes Davis, Tom, Jordan, Keller, etc.

NOES—281

Table with 3 columns: Name, State, and Position. Includes Abercrombie, DeFazio, Jackson-Lee, etc.

Table with 3 columns: Name, State, and Position. Includes Moore (KS), Ross, Stupak, etc.

NOT VOTING—6

Table with 3 columns: Name, State, and Position. Includes Davis (KY), Hunter, Pickering, etc.

So the amendment was not agreed to.

91.22 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment numbered 29, submitted by Mr. PRICE of Georgia:

At the end of the bill (before the short title), insert the following:

TITLE VI—ADDITIONAL GENERAL PROVISIONS

SEC. 601. Appropriations made in this Act are hereby reduced in the amount of \$276,330,000.

It was decided in the Yeas ..... 178 negative ..... 254

91.23 [Roll No. 571]

AYES—178

Table with 3 columns: Name, State, and Position. Includes Aderholt, Capito, Gerlach, etc.

Linder Pearce Shinkus Simpson Tauscher Waters Sensenbrenner Tancredo Weldon (FL)
Lucas Pence Shuler Sires Thompson (CA) Watson Shadegg Tanner Westmoreland
Lungren, Daniel Petri Shuster Skelton Thompson (MS) Watt Shays Whitfield
E. Pickering Smith (NE) Tierney Towns Waxman Terry Wicker
Mack Pitts Smith (TX) Udall (CO) Welch (VT) Weiner Shuster Wilson (NM)
Manzullo Platts Stearns Udall (NM) Weller Smith (NE) Tiahrt Wilson (SC)
Matheson Poe Sullivan Van Hollen Wexler Smith (TX) Tiberi Wolf
McCarthy (CA) Porter Tancredo Velázquez Wilson (OH) Young (AK)
McCaul (TX) Price (GA) Taylor Visclosky Walden (OR) Wolf Young (FL)
McCotter Pryce (OH) Terry Space Spratt Stark Walsh (NY)
McCrery Putnam Thornberry Stupak Stupak Walz (MN) Woolsey
McHenry Radanovich Tiahrt Tiahrt Walsh (NY) Wu Wynn
McKeon Ramstad Tiberi Tiberi Wasserman Wynn
McMorris Rehberg Reynolds Turner Turner Wasserman Yarmuth
Rodgers Reynolds Upton Upton Walberg Wamp
Mica Rogers (AL) Walberg Wamp
Miller (FL) Rogers (KY) Wamp
Miller (MI) Rogers (MI) Weldon (FL)
Miller, Gary Rohrabacher Westmoreland
Mitchell Ros-Lehtinen Whitfield
Moran (KS) Roskam Wicker
Murphy, Patrick Royce Wilson (NM)
Musgrave Ryan (WI) Wilson (SC)
Myrick Sali Young (AK)
Neugebauer Schmidt Young (FL)
Nunes Sensenbrenner
Paul Shadegg

NOES—254

Abercrombie Faleomavaega Maloney (NY)
Ackerman Farr Markey
Allen Pattah Marshall
Andrews Ferguson Matsui
Arcuri Filner McCarthy (NY)
Baca Fortenberry McCollum (MN)
Baird Frank (MA) McDermott
Baldwin Giffords McGovern
Barrow Gilchrist McHugh
Becerra Gillibrand McIntyre
Berkley Gonzalez McNeerney
Berman Gordon McNulty
Berry Green, Al Meehan
Bishop (GA) Green, Gene Meek (FL)
Bishop (NY) Grijalva Meeks (NY)
Blumenauer Gutierrez Melancon
Bordallo Hall (NY) Michaud
Boren Hare Miller (NC)
Boswell Harman Miller, George
Boucher Hastings (FL) Mollohan
Boustany Herseth Sandlin Moore (KS)
Boyd (FL) Higgins Moore (WI)
Boyd (KS) Hill Moran (VA)
Brady (PA) Hinchey Murphy (CT)
Brady (IA) Hinojosa Murphy, Tim
Brown, Corrine Hirono Murtha
Butterfield Hobson Nadler
Capps Hodes Napolitano
Capuano Holden Neal (MA)
Cardoza Holt Norton
Carnahan Honda Oberstar
Carney Hooley Obey
Carson Hoyer Oliver
Carter Inslee Pallone
Castor Israel Pascrell
Chandler Jackson (IL) Pastor
Christensen Jackson-Lee Payne
Clarke (TX) Perlmutter
Clay Jefferson Peterson (MN)
Cleaver Johnson (GA) Peterson (PA)
Clyburn Johnson (IL) Pomeroy
Cohen Johnson, E. B. Price (NC)
Conyers Jones (OH) Rahall
Costa Kagen Rangel
Costello Kanjorski Regula
Courtney Kaptur Reichert
Cramer Kennedy Renzi
Crowley Kildee Reyes
Cuellar Kilpatrick Rodriguez
Cummings Kind Ross
Davis (AL) King (NY) Rothman
Davis (CA) Kirk Roybal-Allard
Davis (IL) Klein (FL) Ruppertsberger
Davis, Lincoln Kucinich Rush
DeFazio Kuhl (NY) Ryan (OH)
DeGette LaHood Salazar
Delahunt Langevin Sánchez, Linda
DeLauro Lantos T.
Dicks Larsen (WA) Sanchez, Loretta
Dingell Larson (CT) Sarbanes
Doggett LaTourette Saxton
Doolittle Lee Schakowsky
Doyle Levin Schiff
Edwards Lewis (GA) Schwartz
Ehlers Lipinski Scott (GA)
Ellison LoBiondo Scott (VA)
Emanuel Loeb sack Serrano
Engel Lofgren, Zoe Sestak
English (PA) Lowey Shays
Eshoo Lynch Shea-Porter
Etheridge Mahoney (FL) Sherman

Shinkus Simpson Tauscher Waters Sensenbrenner Tancredo Weldon (FL)
Shuler Sires Thompson (CA) Watson Shadegg Tanner Westmoreland
Shuster Skelton Thompson (MS) Watt Shays Whitfield
Smith (NE) Tierney Towns Waxman Terry Wicker
Smith (TX) Udall (CO) Welch (VT) Weiner Shuster Wilson (NM)
Stearns Udall (NM) Weller Smith (NE) Tiahrt Wilson (SC)
Sullivan Van Hollen Wexler Smith (TX) Tiberi Wolf
Tancredo Velázquez Wilson (OH) Young (AK)
Taylor Visclosky Walden (OR) Wolf Young (FL)
Terry Space Spratt Stark Walsh (NY)
Thornberry Stupak Stupak Walz (MN) Woolsey
Tiahrt Tiahrt Walsh (NY) Wu Wynn
Tiberi Wasserman Wynn
Turner Turner Wasserman Yarmuth
Upton Upton Walberg Wamp
Walberg Wamp

Simpson Tauscher Waters Sensenbrenner Tancredo Weldon (FL)
Sires Thompson (CA) Watson Shadegg Tanner Westmoreland
Skelton Thompson (MS) Watt Shays Whitfield
Slaughter Tierney Towns Waxman Terry Wicker
Smith (NJ) Udall (CO) Welch (VT) Weiner Shuster Wilson (NM)
Smith (WA) Udall (NM) Weller Smith (NE) Tiahrt Wilson (SC)
Snyder Van Hollen Wexler Smith (TX) Tiberi Wolf
Solis Velázquez Wilson (OH) Young (AK)
Souder Visclosky Walden (OR) Wolf Young (FL)
Space Spratt Stark Walsh (NY)
Spratt Stupak Stupak Walz (MN) Woolsey
Stark Tiahrt Tiahrt Walsh (NY) Wu Wynn
Stupak Tiahrt Wasserman Wynn
Sutton Turner Turner Wasserman Yarmuth
Tanner

NOT VOTING—5

Davis (KY) Marchant Sessions
Davis, Jo Ann Ortiz

So the amendment was not agreed to.

91.24 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment numbered 27, submitted by Mrs. MUSGRAVE:

Page 110, after line 18, insert the following new section:

SEC. 417. Each amount appropriated or otherwise made available by this Act that is not required to be appropriated or otherwise made available by a provision of law is hereby reduced by 0.5 percent.

It was decided in the { Yeas ..... 193 negative ..... } Nays ..... 268

91.25 [Roll No. 572]

AYES—193

Aderholt Dreier Lucas
Akin Duncan Lungren, Daniel
Alexander Ellsworth E.
Altmire Emerson Mack
Bachmann English (PA) Manzullo
Bachus Everett Marchant
Baker Fallin Matheson
Barrett (SC) Feeney McCarthy (CA)
Bartlett (MD) Flake McCaul (TX)
Barton (TX) Forbes McCotter
Bean Fortenberry McCrery
Biggart Fortuño McHenry
Bilbray Fossella McHugh
Bilirakis Foxx McKeon
Bishop (UT) Franks (AZ) McMorris
Blackburn Frelinghuysen Rodgers
Blunt Gallegly McNeerney
Boehner Garrett (NJ) Melancon
Bonner Gerlach Mica
Bono Gillmor Miller (FL)
Boozman Gingrey Miller (MI)
Brady (TX) Gohmert Miller, Gary
Brown (SC) Goode Mitchell
Brown-Waite, Goodlatte Moran (KS)
Ginny Graves Murphy, Patrick
Buchanan Hall (TX) Musgrave
Burgess Hastert Myrick
Burton (IN) Hastings (WA) Neugebauer
Buyer Heller Paul
Calvert Hensarling Pearce
Camp (MI) Herger Peterson (PA)
Campbell (CA) Hill Petri
Cannon Hobson Pickering
Cantor Hoeckstra Pitts
Capito Hulshof Platts
Cardoza Hunter Porter
Carney Inglis (SC) Price (GA)
Carter Issa Pryce (OH)
Castle Johnson (IL) Putnam
Chabot Johnson, Sam Radanovich
Coble Jones (NC) Ramstad
Cole (OK) Jordan Rehberg
Conaway Keller Reynolds
Cooper King (IA) Rogers (AL)
Crenshaw King (NY) Rogers (KY)
Cubin Kingston Rogers (MI)
Culberson Kirk Knollenberg
Davis, David Kline (MN) Lamborn
Davis, Tom Knollenberg Lampson
Deal (GA) Deal (GA) Latham
Dent Diaz-Balart, L. L. Diaz-Balart, M.
Drake Linder

Lucas Lungren, Daniel E. Mack
Manzullo Marchant Matheson
McCarthy (CA) McCaul (TX)
McCotter McCrery McHenry
McHugh McKeon McMorris
Rodgers McNeerney Melancon
Mica Miller (FL) Miller (MI)
Miller, Gary Mitchell Moran (KS)
Murphy, Patrick Musgrave
Myrick Neugebauer Paul
Pearce Peterson (PA) Petri
Pickering Pitts Platts
Poe Porter Price (GA)
Pryce (OH) Putnam Radanovich
Ramstad Rehberg Reynolds
Rogers (AL) Rogers (KY) Rogers (MI)
Rohrabacher Ros-Lehtinen Roskam
Royce Royce Ryan (WI)
Sali Sali Schmidt

Sensenbrenner Tancredo Weldon (FL)
Shadegg Tanner Westmoreland
Shays Taylor Whitfield
Shimkus Terry Wicker
Shuler Thornberry Wilson (NM)
Shuster Tiahrt Wilson (SC)
Smith (NE) Tiberi Wolf
Smith (TX) Tiberi Young (AK)
Souder Walberg Young (FL)
Stearns Walsh (NY)
Sullivan Wamp

NOES—238

Abercrombie Grijalva Oberstar
Ackerman Gutierrez Obey
Allen Hall (NY) Oliver
Andrews Hare Pallone
Arcuri Harman Pastor
Baca Hastings (FL) Payne
Baird Hayes Perlmutter
Baldwin Herseth Sandlin Peterson (MN)
Barrow Higgins Pomeroy
Becerra Hinchey Price (NC)
Berkley Hinojosa Rahall
Berman Hirono Rangel
Berry Hodes Regula
Bishop (GA) Holden Reichert
Bishop (NY) Holt Renzi
Blumenauer Honda Reyes
Bordallo Hooley Rodriguez
Boren Hoyer Ross
Boswell Inslee Rothman
Boucher Israel Roybal-Allard
Boustany Jackson (IL) Ruppertsberger
Boyd (FL) Jackson-Lee (TX) Rush
Boyd (KS) Jefferson Ryan (OH)
Brady (PA) Jefferson Salazar
Braley (IA) Jindal Sánchez, Linda
Brown, Corrine Johnson (GA) T.
Butterfield Johnson, E. B. Sanchez, Loretta
Capps Jones (OH) Sarbanes
Capuano Kagen Saxton
Carnahan Kanjorski Schakowsky
Carson Kaptur Schiff
Castor Kennedy Schwartz
Chandler Kildee Scott (GA)
Christensen Kilpatrick Scott (VA)
Clarke Kind Serrano
Clay Klein (FL) Sestak
Cleaver Kucinich Shea-Porter
Clyburn Kuhl (NY) Sherman
Cohen LaHood Simpson
Conyers Langevin Sires
Costa Lantos Skelton
Costello Larsen (WA) Slaughter
Courtney Larson (CT) Smith (NJ)
Cramer LaTourette Smith (WA)
Crowley Lee Snyder
Cuellar Levin
Cummings Lewis (GA) Solis
Davis (AL) Lipinski Space
Davis (CA) LoBiondo Spratt
Davis (IL) Loeb sack Stark
Davis, Lincoln Lofgren, Zoe Stupak
DeFazio Lowey Sutton
DeGette Lynch Tauscher
Delahunt Mahoney (FL) Thompson (CA)
DeLauro Maloney (NY) Thompson (MS)
Dicks Marshall Tierney
Dingell Doggett Turner
Doolittle McCarthy (NY) Towns
Doyle Doyle McCollum (MN) Udall (CO)
Edwards McCollum (MN) Udall (NM)
Ehlers McDermott Van Hollen
Ellison McGovern Velázquez
Emanuel McIntyre Visclosky
Engel McNeerney Walden (OR)
Eshoo McNutty Walz (MN)
Etheridge Meehan Wasserman
Faleomavaega Michaud Schultz
Farr Miller (NC) Waters
Fattah Miller, George Watson
Ferguson Mollohan Watt
Filner Moore (KS) Waxman
Frank (MA) Moore (WI) Weiner
Giffords Moran (VA) Welch (VT)
Gilchrist Murphy (CT) Weller
Gillibrand Murphy, Tim Wexler
Gonzalez Murtha Wilson (OH)
Gordon Nadler Woolsey
Granger Napolitano Wu
Green, Al Neal (MA) Wynn
Green, Gene Norton Yarmuth

NOT VOTING—6

Nunes Pascrell
Davis (KY) Ortiz Sessions
Davis, Jo Ann

So the amendment was not agreed to.



91.26 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment submitted by Mr. INSLEE:

TITLE —ADDITIONAL GENERAL PROVISIONS

SEC. .... None of the funds made available in this Act may be used to issue any permit for, or otherwise approve or allow, importation of any polar bear or polar bear part under section 104(c)(5)(A) of the Marine Mammal Protection Act of 1972 (16 U.S.C. 1374(c)(5)(A)).

It was decided in the { Yeas ..... 188 negative ..... } Nays ..... 242

91.27 [Roll No. 573] AYES—188

- Ackerman, Gillmor, Nadler, Allen, Grijalva, Napolitano, Andrews, Gutierrez, Neal (MA), Arcuri, Hall (NY), Olver, Baird, Hare, Pallone, Baldwin, Harman, Pastor, Bean, Hastings (FL), Becerra, Higgins, Platts, Berkley, Hinchey, Price (NC), Berman, Hinojosa, Rahall, Biggett, Hirono, Ramstad, Bishop (NY), Hodes, Rangel, Blumenauer, Holt, Reichert, Bono, Honda, Rothman, Boucher, Hooley, Roybal-Allard, Boyda (KS), Hoyer, Ruppersberger, Brady (PA), Inslee, Rupp, Braley (IA), Israel, Ryan (OH), Brown, Corrine, Jackson (IL), Butterfield, Jackson-Lee, T., Campbell (CA), TX, Sanchez, Loretta, Capps, Jefferson, Sarbanes, Capuano, Johnson (GA), Schakowsky, Carnahan, Johnson, E. B., Schiff, Carson, Jones (NC), Schwartz, Castle, Jones (OH), Scott (GA), Castor, Kaptur, Scott (VA), Chabot, Kennedy, Serrano, Christensen, Kildee, Sestak, Clarke, Kilpatrick, Shays, Clay, King (NY), Shearman, Cleaver, Kirk, Sherman, Clyburn, Klein (FL), Sires, Cohen, Kucinich, Slaughter, Conyers, Langevin, Smith (NJ), Cooper, Lantos, Smith (WA), Courtney, Larson (CT), Solis, Crenshaw, Lee, Stark, Crowley, Levin, Sutton, Cummings, Lewis (GA), Davis (CA), Lipinski, Tauscher, Davis (IL), LoBiondo, Thompson (MS), DeFazio, Loebsack, Tierney, DeGette, Lofgren, Zoe, Towns, Delahunt, Lowey, Udall (NM), DeLauro, Lynch, Van Hollen, Diaz-Balart, L., Maloney (NY), Velazquez, Diaz-Balart, M., Markey, Visclosky, Dicks, Matsui, Wasserman, Doggett, McCarthy (NY), Schultz, Doyle, McCollum (MN), Waters, Ehlers, McDermott, Watson, Ellison, McGovern, Watt, Emanuel, McNerney, Waxman, Engel, McNulty, Weiner, Eshoo, Meehan, Welch (VT), Etheridge, Miller (NC), Wexler, Faleomavaega, Miller, George, Whitfield, Farr, Mitchell, Wilson (OH), Fattah, Mollohan, Woolsey, Ferguson, Moore (KS), Wu, Filner, Moore (WI), Wynn, Frelinghuysen, Moran (VA), Yarmuth, Giffords, Murphy (CT), Young (FL)

NOES—242

- Abercrombie, Barrett (SC), Blackburn, Aderholt, Barrow, Blunt, Akin, Bartlett (MD), Boehner, Alexander, Barton (TX), Bonner, Altmire, Berry, Boozman, Baca, Bilbray, Bardoallo, Bachmann, Billirakis, Boren, Bachus, Bishop (GA), Boswell, Baker, Bishop (UT), Boustany

- Boyd (FL), Hensarling, Perlmutter, Brady (TX), Herseth Sandlin, Peterson (MN), Brown (SC), Hill, Peterson (PA), Brown-Waite, Hobson, Petri, Ginny, Hoekstra, Pickering, Buchanan, Holden, Pitts, Burton (IN), Hulshof, Poe, Buyer, Hunter, Pomeroy, Calvert, Inglis (SC), Porter, Camp (MI), Issa, Price (GA), Cannon, Jindal, Pryce (OH), Cantor, Johnson (IL), Putnam, Capito, Johnson, Sam, Radanovich, Cardoza, Jordan, Regula, Carney, Kagen, Rehberg, Carter, Kanjorski, Renzi, Chandler, Keller, Reyes, Coble, Kind, Reynolds, Cole (OK), King (IA), Rodriguez, Conaway, Kingston, Rogers (AL), Costa, Kline (MN), Rogers (KY), Costello, Knollenberg, Rogers (MI), Cramer, Kuhl (NY), Rohrabacher, Ros-Lehtinen, Cubin, LaHood, Lamborn, Roskam, Cuellar, Lamborn, Ross, Culberson, Lampson, Larsen (WA), Davis (AL), Latham, Davis, David, Lathum, Davis, Lincoln, LaTourette, Davis, Tom, Lewis (CA), Deal (GA), Lewis (KY), Dent, Linder, Dingell, Lucas, Sensenbrenner, Donnelly, Doolittle, E., Shadegg, Drake, Mack, Shimkus, Dreier, Mahoney (FL), Shuler, Duncan, Manzullo, Stupak, Edwards, Marchant, Simpson, Ellsworth, Marshall, Skelton, Emerson, Matheson, Smith (NE), English (PA), McCarthy (CA), Smith (TX), Everett, McCaul (TX), Snyder, Fallin, McCotter, Souder, Feeney, McCrery, Space, Flake, McHenry, Spratt, Forbes, McHugh, Stearns, Fortenberry, McIntyre, Stupak, Fortuño, McKeon, Sullivan, Fossella, McMorris, Tancredo, Foxx, Rodgers, Taylor, Meeke (FL), Meeks (NY), Terry, Melancon, Mica, Thompson (CA), Thornberry, Gerlach, Michaud, Tiahrt, Tiberi, Gilchrist, Miller (FL), Turner, Miller (MI), Udall (CO), Miller, Gary, Upton, Moran (KS), Walberg, Murphy, Patrick, Walden (OR), Goodlatte, Murtha, Walsh (NY), Gordon, Musgrave, Walz (MN), Granger, Myrick, Wamp, Graves, Neugebauer, Weldon (FL), Green, Al, Nunes, Weller, Green, Gene, Oberstar, Westmoreland, Hall (TX), Obey, Wickert, Hastert, Pascrell, Wilson (NM), Hastings (WA), Paul, Wilson (SC), Hayes, Pearce, Wolf, Heller, Pence, Young (AK)

NOT VOTING—7

- Burgess, Herger, Sessions, Davis (KY), Norton, Sessions, Davis, Jo Ann, Ortiz

So the amendment was not agreed to.

91.28 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment numbered 2, submitted by Mr. UDALL of Colorado:

Page 111, after line 17, insert the following:

TITLE VI—ADDITIONAL GENERAL PROVISIONS

SEC. 601. None of the funds made available by this Act shall be used to prepare or publish final regulations regarding a commercial leasing program for oil shale resources on public lands pursuant to section 369(d) of the Energy Policy Act of 2005 (Public Law

109-58) or to conduct an oil shale lease sale pursuant to subsection 369(e) of such Act.

It was decided in the { Yeas ..... 219 affirmative ..... } Nays ..... 215

91.29 [Roll No. 574] AYES—219

- Abercrombie, Gordon, Olver, Ackerman, Grijalva, Pallone, Allen, Gutierrez, Pascrell, Altmire, Hall (NY), Pastor, Andrews, Hare, Payne, Arcuri, Harman, Pelosi, Baca, Hastings (FL), Perlmutter, Baird, Higgins, Pomeroy, Baldwin, Hill, Price (NC), Barrow, Hinchey, Rahall, Bartlett (MD), Hirono, Ramstad, Bean, Hodes, Rangel, Becerra, Holden, Reichert, Berkley, Berkley, Holt, Berman, Honda, Roybal-Allard, Roskam, Hooley, Ruppersberger, Biggett, Hoyer, Rush, Bishop (GA), Inslee, Ryan (OH), Bishop (NY), Blumenauer, Salazar, Bernaldo, Jackson (IL), Sanchez, Linda, Boyd (FL), Johnson (GA), T., Johnson (IL), Sanchez, Loretta, Jones (OH), Sarbanes, Brown, Corrine, Kagen, Saxton, Butterfield, Kaptur, Schakowsky, Capps, Kennedy, Schiff, Capuano, Kildee, Kilpatrick, Schwart, Cardoza, Kilpatrick, Scott (GA), Carnahan, Kind, Scott (VA), Carson, Kirk, Serrano, Castle, Klein (FL), Kucinich, Castor, Kucinich, Shays, Chandler, Langevin, Shea-Porter, Christensen, Lantos, Sherman, Clarke, Larson (WA), Shuler, Clay, Larson (CT), Lee, Sires, Cleaver, Levin, Skelton, Clyburn, Lewis (GA), Slaughter, Cohen, LoBiondo, Smith (NJ), Costello, Loebsack, Smith (WA), Courtney, Lofgren, Zoe, Solis, Crowley, Lowey, Spratt, Cummings, Lynch, Stark, Davis (AL), Maloney (NY), Stupak, Davis (CA), Markey, Sutton, Davis (IL), Matsui, Tauscher, Davis, Lincoln, McCarthy (NY), Taylor, DeFazio, McCollum (MN), Thompson (CA), DeGette, McDermott, Thompson (MS), McGovern, Tierney, DeLauro, McIntyre, Towns, Dicks, McNerney, Udall (CO), Dingell, McNulty, Udall (NM), Doggett, Meehan, Van Hollen, Doyle, Meek (FL), Velazquez, Ehlers, Meeks (NY), Visclosky, Ellison, Michaud, Walz (MN), Miller (NC), Wasserman, Ellsworth, Miller (NC), Schultz, Emanuel, Miller, George, Waters, Engel, Mitchell, Fattah, Moore (KS), Watson, Eshoo, Moore (WI), Watt, Etheridge, Moore (VA), Waxman, Faleomavaega, Moran (VA), Weiner, Farr, Murphy (CT), Welch (VT), Fattah, Murphy, Patrick, Wexler, Ferguson, Murtha, Wexler, Filner, Nadler, Wilson (OH), Frank (MA), Napolitano, Woolsey, Frelinghuysen, Neal (MA), Wu, Giffords, Norton, Wynn, Gilchrist, Oberstar, Yarmuth, Gillibrand, Obey, Young (FL)

NOES—215

- Aderholt, Bonner, Buyer, Akin, Bono, Calvert, Alexander, Boozman, Camp (MI), Bachmann, Boren, Campbell (CA), Bachus, Boswell, Cannon, Baker, Boucher, Cantor, Boustany, Boustany, Capito, Boyda (KS), Carney, Berry, Brady (TX), Carter, Bilbray, Brown (SC), Chabot, Bilirakis, Brown-Waite, Coble, Bishop (UT), Ginny, Cole (OK), Blackburn, Buchanan, Conaway, Blunt, Burgess, Cooper, Boehner, Burton (IN), Cramer

Crenshaw	Jefferson	Pickering	Keller	Musgrave	Sensenbrenner	Pomeroy	Schmidt	Turner
Cubin	Jindal	Pitts	King (IA)	Neugebauer	Shadegg	Porter	Schwartz	Udall (CO)
Cuellar	Johnson, E. B.	Platts	King (NY)	Nunes	Shuster	Price (GA)	Scott (GA)	Udall (NM)
Culberson	Johnson, Sam	Poe	Kingston	Paul	Skelton	Price (NC)	Scott (VA)	Upton
Davis, David	Jones (NC)	Porter	Lamborn	Pearce	Smith (NE)	Pryce (OH)	Serrano	Van Hollen
Davis, Tom	Jordan	Price (GA)	Lewis (KY)	Pence	Souder	Putnam	Sestak	Velázquez
Deal (GA)	Kanjorski	Pryce (OH)	Linder	Petri	Stearns	Rahall	Shays	Visclosky
Dent	Keller	Putnam	Manzullo	Pickering	Sullivan	Pickstad	Shea-Porter	Walden (OR)
Diaz-Balart, L.	King (IA)	Radanovich	Marchant	Pitts	Tancredo	Rangel	Sherman	Walsh (NY)
Diaz-Balart, M.	King (NY)	Regula	Matheson	Poe	Taylor	Regula	Shimkus	Walz (MN)
Donnelly	Kingston	Rehberg	McCaul (TX)	Radanovich	Thornberry	Rehberg	Shuler	Wamp
Doolittle	Kline (MN)	Renzi	McHenry	Rogers (AL)	Walberg	Reichert	Simpson	Wasserman
Drake	Knollenberg	Reyes	McKeon	Rogers (KY)	Weldon (FL)	Renzi	Sires	Schultz
Dreier	Kuhl (NY)	Reynolds	McMorris	Rohrabacher	Westmoreland	Reyes	Slaughter	Waters
Duncan	LaHood	Rodriguez	Rodgers	Royce	Wilson (SC)	Reynolds	Smith (NJ)	Watson
Edwards	Lamborn	Rogers (AL)	Miller (FL)	Ryan (WI)	Young (AK)	Rodriguez	Smith (TX)	Watt
Emerson	Lampson	Rogers (KY)	Miller, Gary	Sali		Rogers (MI)	Smith (WA)	Waxman
English (PA)	Latham	Rogers (MI)				Ros-Lehtinen	Snyder	Weiner
Everett	LaTourette	Rohrabacher				Roskam	Solis	Welch (VT)
Fallin	Lewis (CA)	Ros-Lehtinen				Ross	Space	Weller
Feeney	Lewis (KY)	Roskam				Rothman	Spratt	Wexler
Flake	Linder	Ross				Roybal-Allard	Stark	Whitfield
Forbes	Lucas	Royce				Ruppersberger	Stupak	Wicker
Fortenberry	Lungren, Daniel	Ryan (WI)				Rush	Sutton	Wilson (NM)
Fortuño	E.	Sali				Ryan (OH)	Tanner	Wilson (OH)
Fossella	Mack	Schmidt				Salazar	Tauscher	Wolf
Fox	Mahoney (FL)	Sensenbrenner				Sánchez, Linda	Terry	Woolsey
Franks (AZ)	Manzullo	Shadegg				T.	Thompson (CA)	Wu
Gallely	Marchant	Shimkus				Sanchez, Loretta	Thompson (MS)	Wynn
Garrett (NJ)	Marshall	Shuster				Sarbanes	Tiahrt	Yarmuth
Gerlach	Matheson	Simpson				Saxton	Tiberi	Young (FL)
Gillmor	McCarthy (CA)	Smith (NE)				Schakowsky	Tierney	
Gingrey	McCaul (TX)	Smith (TX)				Schiff	Towns	
Gohmert	McCotter	Souder						
Gonzalez	McCrery	Space						
Goode	McHenry	Stearns						
Goodlatte	McHugh	Sullivan						
Granger	McKeon	Tancredo						
Graves	McMorris	Tanner						
Green, Al	Rodgers	Terry						
Green, Gene	Melancon	Thornberry						
Hall (TX)	Mica	Tiahrt						
Hastert	Miller (FL)	Tiberi						
Hastings (WA)	Miller (MI)	Turner						
Hayes	Miller, Gary	Upton						
Heller	Mollohan	Walberg						
Hensarling	Moran (KS)	Walden (OR)						
Hergert	Murphy, Tim	Walsh (NY)						
Herseht Sandlin	Musgrave	Wamp						
Hinojosa	Myrick	Weldon (FL)						
Hobson	Neugebauer	Weller						
Hoekstra	Nunes	Westmoreland						
Hulshof	Paul	Whitfield						
Hunter	Pearce	Wicker						
Inglis (SC)	Pence	Wilson (NM)						
Issa	Peterson (MN)	Wilson (SC)						
Jackson-Lee	Peterson (PA)	Wolf						
(TX)	Petri	Young (AK)						

NOES—335

NOT VOTING—5

NOT VOTING—4  
 Davis (KY) Ortiz  
 Davis, Jo Ann Sessions

So the amendment was agreed to.

91.30 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment submitted by Mr. LAMBORN:

At the end of the bill (before the short title) insert the following:

None of the funds in this Act may be used for the National Endowment for the Arts.

It was decided in the { Yeas ..... 97  
 negative ..... 335

91.31 [Roll No. 575]

AYES—97

Akin	Cannon	Garrett (NJ)
Bachmann	Cantor	Gohmert
Bachus	Carter	Goode
Baker	Chabot	Goodlatte
Barrett (SC)	Crenshaw	Graves
Bartlett (MD)	Cubin	Hall (TX)
Barton (TX)	Culberson	Hastert
Blackburn	Davis, David	Hastings (WA)
Blunt	Doolittle	Hayes
Boehner	Dreier	Heller
Brady (TX)	Duncan	Hensarling
Burgess	Everett	Hergert
Burton (IN)	Feeney	Hunter
Buyer	Flake	Johnson, Sam
Camp (MI)	Fox	Jones (NC)
Campbell (CA)	Franks (AZ)	Jordan

Ackerman	Diaz-Balart, L.	Kilpatrick
Aderholt	Diaz-Balart, M.	Kind
Alexander	Dicks	Kirk
Allen	Dingell	Klein (FL)
Altmire	Doggett	Kline (MN)
Andrews	Donnelly	Knollenberg
Arcuri	Doyle	Kucinich
Baca	Drake	Kuhl (NY)
Baird	Edwards	LaHood
Baldwin	Ehlers	Lampson
Barrow	Ellison	Langevin
Bean	Ellsworth	Lantos
Becerra	Emanuel	Larsen (WA)
Berkley	Emerson	Larson (CT)
Berman	Engel	Latham
Berry	English (PA)	LaTourette
Biggett	Eshoo	Lee
Bilbray	Etheridge	Levin
Bilirakis	Faleomavaega	Lewis (CA)
Bishop (GA)	Fallin	Lewis (GA)
Bishop (NY)	Farr	Lipinski
Bishop (UT)	Fattah	LoBiondo
Blumenauer	Ferguson	Loeback
Bonner	Finer	Loftgren, Zoe
Bono	Forbes	Lowey
Boozman	Fortenberry	Lucas
Bordallo	Fortuño	Lungren, Daniel
Boren	Fossella	E.
Boswell	Frank (MA)	Lynch
Boucher	Frelinghuysen	Mack
Boustany	Gallely	Mahoney (FL)
Boyd (FL)	Gerlach	Maloney (NY)
Boyd (KS)	Giffords	Markey
Brady (PA)	Gilchrest	Marshall
Braley (IA)	Gillibrand	Matsui
Brown (SC)	Gillmor	McCarthy (CA)
Brown, Corrine	Gingrey	McCarthy (NY)
Brown-Waite,	Gonzalez	McCollum (MN)
Ginny	Gordon	McCotter
Buchanan	Granger	McCrery
Butterfield	Green, Al	McDermott
Calvert	Green, Gene	McGovern
Capito	Grijalva	McHugh
Capps	Gutierrez	McIntyre
Capuano	Hall (NY)	McNerney
Cardoza	Hare	McNulty
Carnahan	Harman	Meehan
Carney	Hastings (FL)	Meek (FL)
Carson	Herseht Sandlin	Meeks (NY)
Castle	Higgins	Melancon
Castor	Hill	Mica
Chandler	Hinche	Michaud
Christensen	Hinojosa	Miller (MI)
Clarke	Hirono	Miller (NC)
Clay	Hobson	Miller, George
Cleaver	Hodes	Mitchell
Clyburn	Hoekstra	Mollohan
Coble	Holden	Moore (KS)
Cohen	Holt	Moore (WI)
Cole (OK)	Honda	Moran (KS)
Conaway	Hooley	Moran (VA)
Conyers	Hoyer	Murphy (CT)
Cooper	Hulshof	Murphy, Patrick
Costa	Inglis (SC)	Murphy, Tim
Costello	Inslee	Murtha
Courtney	Israel	Myrick
Cramer	Issa	Nadler
Crowley	Jackson (IL)	Napolitano
Cuellar	Jackson-Lee	Neal (MA)
Cummings	(TX)	Neal
Davis (AL)	Jefferson	Norton
Davis (CA)	Jindal	Oberstar
Davis (IL)	Johnson (GA)	Obey
Davis, Lincoln	Johnson (IL)	Olver
Davis, Tom	Johnson, E. B.	Pallone
Deal (GA)	Jones (OH)	Pascarell
DeFazio	Kagen	Pastor
DeGette	Kanjorski	Payne
DeLauro	Kaptur	Perlmutter
Dent	Kennedy	Peterson (MN)
	Kildee	Peterson (PA)
		Platts

Abercrombie Davis, Jo Ann Sessions  
 Davis (KY) Ortiz

So the amendment was not agreed to.

91.32 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment submitted by Mr. CANNON:

At end of bill add:

SEC. \_\_\_\_\_. None of the funds in this Act may be used to implement section of this bill (relating to oil-shale leasing) in the States of Utah or Wyoming.

It was decided in the { Yeas ..... 204  
 negative ..... 223

91.33 [Roll No. 576]

AYES—204

Aderholt	Cramer	Green, Al
Akin	Cubin	Green, Gene
Alexander	Cuellar	Hall (TX)
Bachmann	Culberson	Hastert
Bachus	Davis, David	Hastings (WA)
Baker	Davis, Lincoln	Hayes
Barrett (SC)	Davis, Tom	Heller
Barton (TX)	Deal (GA)	Hensarling
Berry	Dent	Hergert
Bilirakis	Diaz-Balart, L.	Herseht Sandlin
Bishop (UT)	Diaz-Balart, M.	Hinojosa
Blackburn	Donnelly	Hobson
Blunt	Doolittle	Hulshof
Boehner	Drake	Hunter
Bonner	Dreier	Inglis (SC)
Bono	Duncan	Issa
Boozman	Edwards	Jindal
Boren	Emerson	Johnson, E. B.
Boucher	English (PA)	Johnson, Sam
Boustany	Everett	Jones (NC)
Boyd (KS)	Fallin	Jordan
Brady (TX)	Feeney	Keller
Brown (SC)	Flake	King (IA)
Buchanan	Forbes	King (NY)
Burgess	Fortenberry	Kingston
Burton (IN)	Fortuño	Kline (MN)
Buyer	Fossella	Knollenberg
Calvert	Fox	Kuhl (NY)
Camp (MI)	Franks (AZ)	LaHood
Campbell (CA)	Frelinghuysen	Lamborn
Cannon	Garrett (NJ)	Lampson
Cantor	Gerlach	Larson (CT)
Capito	Gillmor	Latham
Carter	Gingrey	LaTourette
Chabot	Gonzalez	Lewis (CA)
Coble	Goode	Lewis (KY)
Cole (OK)	Goodlatte	Linder
Conaway	Granger	Lucas
Cooper	Graves	Lungren, Daniel
Costa	E.	

Mack  
Manzullo  
Marchant  
Marshall  
Matheson  
McCarthy (CA)  
McCaul (TX)  
McCotter  
McCrery  
McHenry  
McHugh  
McKeon  
McMorris  
Rodgers  
Mica  
Miller (FL)  
Miller (MI)  
Miller, Gary  
Moran (KS)  
Murphy, Tim  
Musgrave  
Myrick  
Neugebauer  
Nunes  
Paul  
Pearce  
Pence  
Peterson (PA)  
Petri

NOES—223

Abercrombie  
Ackerman  
Allen  
Altmiere  
Andrews  
Arcuri  
Baca  
Baird  
Baldwin  
Barrow  
Bartlett (MD)  
Bean  
Becerra  
Berkley  
Berman  
Biggert  
Bilbray  
Bishop (GA)  
Bishop (NY)  
Blumenauer  
Bordallo  
Boswell  
Boyd (FL)  
Brady (PA)  
Bralley (IA)  
Brown, Corrine  
Brown-Waite,  
Ginny  
Butterfield  
Capps  
Capuano  
Cardoza  
Carnahan  
Carney  
Carson  
Castle  
Castor  
Chandler  
Christensen  
Clarke  
Clay  
Cleaver  
Clyburn  
Cohen  
Costello  
Courtney  
Crowley  
Cummings  
Davis (AL)  
Davis (CA)  
Davis (IL)  
DeFazio  
DeGette  
DeLahunt  
DeLauro  
Dicks  
Dingell  
Doggett  
Doyle  
Ehlers  
Ellison  
Ellsworth  
Emanuel  
Engel  
Eshoo  
Etheridge  
Faleomavaega  
Farr  
Fattah

Pickering  
Pitts  
Platts  
Poe  
Porter  
Price (GA)  
Pryce (OH)  
Putnam  
Radanovich  
Regula  
Rehberg  
Renzi  
Reynolds  
Rodriguez  
Rogers (AL)  
Rogers (KY)  
Rogers (MI)  
Rohrabacher  
Ros-Lehtinen  
Roskam  
Ross  
Royce  
Ryan (WI)  
Sali  
Schmidt  
Sensenbrenner  
Shadegg  
Shimkus  
Shuster

Ferguson  
Filner  
Frank (MA)  
Giffords  
Gilchrest  
Gillibrand  
Gohmert  
Gordon  
Grijalva  
Gutierrez  
Hall (NY)  
Hare  
Harman  
Hastings (FL)  
Higgins  
Hill  
Hirono  
Hodes  
Holden  
Holt  
Honda  
Hooley  
Hoyer  
Inslee  
Israel  
Jackson (IL)  
Jackson-Lee  
(TX)  
Jefferson  
Johnson (GA)  
Johnson (IL)  
Jones (OH)  
Kagen  
Kanjorski  
Kaptur  
Kennedy  
Kildee  
Kilpatrick  
Kind  
Kirk  
Klein (FL)  
Kucinich  
Langevin  
Lantos  
Larsen (WA)  
Lee  
Levin  
Lewis (GA)  
Lipinski  
LoBiondo  
Loebsack  
Lofgren, Zoe  
Lowe  
Lynch  
Mahoney (FL)  
Maloney (NY)  
Markey  
Matsui  
McCarthy (NY)  
McCollum (MN)  
McDermott  
McGovern  
McIntyre  
McNerney  
McNulty  
Meehan  
Meek (FL)  
Meeks (NY)  
Melancon

Simpson  
Smith (NE)  
Smith (TX)  
Souder  
Space  
Stearns  
Sullivan  
Tancredo  
Tanner  
Taylor  
Terry  
Thornberry  
Tiahrt  
Tiberi  
Turner  
Upton  
Walberg  
Walden (OR)  
Wamp  
Weldon (FL)  
Weller  
Westmoreland  
Wicker  
Wilson (NM)  
Wilson (SC)  
Wolf  
Young (AK)  
Young (FL)

UDall (NM)  
Van Hollen  
Velazquez  
Visclosky  
Walsh (NY)  
Walz (MN)  
Wasserman  
Schultz  
Waters  
Watson  
Watt  
Waxman  
Weiner  
Conyers  
Crenshaw  
Davis (KY)  
Davis, Jo Ann

NOT VOTING—10

Hinchev  
Hoekstra  
Ortiz  
Reyes  
Sessions  
Whitfield

So the amendment was not agreed to. After some further time,

The SPEAKER pro tempore, Mr. McNULTY, assumed the Chair.

When Mr. SNYDER, Acting Chairman, reported that the Committee, having had under consideration said bill, had directed him to report the same back to the House with sundry amendments adopted by the Committee with the recommendation that the amendments be agreed to and that the bill, as amended, do pass.

Pursuant to House Resolution 514, the previous question was ordered on the amendments and the bill.

Mr. CANNON demanded a separate vote on the amendment numbered 2, by Mr. UDALL of Colorado.

The following remaining amendments, reported from the Committee of the Whole House on the state of the Union, were then agreed to:

Page 18, line 23, after the first dollar amount, insert “(reduced by \$1,000,000) (increased by \$1,000,000)”.

Page 18, line 23, insert “(increased by \$1,000,000)” after the first dollar amount.

Page 39, line 17, insert “(reduced by \$1,000,000)” after the first dollar amount.

Page 31, line 11, after the dollar amount, insert “(decreased by \$1,000,000) (increased by \$1,000,000)”.

Page 39, line 17, after each dollar amount, insert “(reduced by \$5,000,000)”.

Page 55, line 22, after the second dollar amount, insert “(reduced by \$5,000,000)”.

Page 58, line 3, after the dollar amount, insert “(reduced by \$5,000,000)”.

Page 60, line 24, after the dollar amount, insert “(increased by \$15,000,000)”.

Page 61, line 16, after the dollar amount, insert “(increased by \$15,000,000)”.

Page 39, line 17, insert “(decreased by \$23,000,000)” after the first dollar amount.

Page 44, line 23, insert “(increased by \$20,148,000)” after the first dollar amount.

Page 55, line 22, after the second dollar amount insert “(reduced by \$1,000,000) (increased by \$1,000,000)”.

Page 55, line 22, insert “(reduced by \$3,884,000) (increased by \$3,884,000)” after the second dollar amount.

Page 58, line 3, insert “(reduced by \$2,500,000) (increased by \$2,500,000)” after the dollar amount.

Page 89, line 13, after the first dollar amount, insert “(increased by \$1,000,000) (reduced by \$1,000,000)”.

At the end of the bill, before the long title, add the following new section:

“SEC. \_\_\_\_ . No funds made available by this Act shall be used to condemn land.”

At the end of the bill (before the short title), insert the following:

TITLE VI—ADDITIONAL GENERAL PROVISIONS

SEC. \_\_\_\_ . None of the funds made available in this Act may be used to eliminate or restrict programs that are for the reforestation of urban areas.

At the end of the bill (before the short title), insert the following:

TITLE VI—ADDITIONAL GENERAL PROVISIONS

SEC. \_\_\_\_ . None of the funds made available in this Act may be used to limit outreach programs administered by the Smithsonian Institution.

At the end of the bill (before the short title), insert the following:

TITLE VI—ADDITIONAL GENERAL PROVISION

SEC. 601. None of the funds made available in this Act may be used to purchase light bulbs unless the light bulbs have the “ENERGY STAR” or “Federal Energy Management Program” designation.

Page 111, after line 17, insert the following:

TITLE VI—ADDITIONAL GENERAL PROVISIONS

SEC. 601. None of the funds made available under this Act may be used to promulgate or implement the Environmental Protection Agency proposed regulations published in the Federal Register on January 3, 2007 (72 Fed. Reg. 69).

At the end of the bill (before the short title), add the following new section:

SEC. 4 \_\_\_\_ . None of the funds made available in this Act may be used to plan, design, study, or construct, for the purpose of harvesting timber by private entities or individuals, a forest development road in the Tongass National Forest.

Page 111, after line 17, insert the following:

TITLE VI—ADDITIONAL GENERAL PROVISIONS

SEC. 601. None of the funds made available by this Act shall be used to prepare or publish final regulations regarding a commercial leasing program for oil shale resources on public lands pursuant to section 369(d) of the Energy Policy Act of 2005 (Public Law 109-58) or to conduct an oil shale lease sale pursuant to subsection 369(e) of such Act.

At the end of the bill (before the short title), insert the following:

TITLE VI—ADDITIONAL GENERAL PROVISIONS

SEC. 601. None of the funds made available in this Act for the Division of Criminal Investigation of the Environmental Protection Agency may be used in contravention of the criminal investigator requirements of the Pollution Prevention Act of 1990 (P.L. 101-593).

At the end of bill (before the short title), insert the following:

The amount otherwise provided in this Act for “The Historic Preservation Fund” is hereby decreased by \$1,000,000 and increased by \$1,000,000.

The question being put, viva voce, Will the House agree to the following amendment (UDALL of Colorado, amendment numbered 2), on which a separate vote had been demanded?

Page 111, after line 17, insert the following:

TITLE VI—ADDITIONAL GENERAL PROVISIONS

SEC. 601. None of the funds made available by this Act shall be used to prepare or publish final regulations regarding a commercial leasing program for oil shale resources on public lands pursuant to section 369(d) of the Energy Policy Act of 2005 (Public Law 109-58) or to conduct an oil shale lease sale pursuant to subsection 369(e) of such Act.

The SPEAKER pro tempore, Mr. McNULTY, announced that the yeas had it.

Mr. CANNON demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The vote was taken by electronic device.

It was decided in the affirmative { Yeas ..... 216  
Nays ..... 210

91.34 [Roll No. 577]  
YEAS—216

Abercrombie	Gonzalez	Neal (MA)
Ackerman	Gordon	Neerstar
Allen	Grijalva	Obey
Altmire	Gutierrez	Olver
Andrews	Hall (NY)	Pallone
Arcuri	Hare	Pascrell
Baca	Harman	Pastor
Baird	Hastings (FL)	Payne
Baldwin	Higgins	Perlmutter
Barrow	Hill	Pomeroy
Bartlett (MD)	Hinchee	Price (NC)
Bean	Hirono	Rahall
Becerra	Hodes	Ramstad
Berkley	Holden	Rangel
Berman	Holt	Reichert
Berry	Honda	Rothman
Biggart	Hooley	Roybal-Allard
Bishop (GA)	Hoyer	Ruppersberger
Bishop (NY)	Insee	Rush
Blumenauer	Israel	Goode
Boyd (FL)	Jackson (IL)	Goodlatte
Brady (PA)	Johnson (GA)	Granger
Braley (IA)	Johnson (IL)	Salazar
Brown, Corrine	Jones (OH)	Sanchez, Linda
Butterfield	Kagen	T.
Capps	Kanjorski	Sanchez, Loretta
Capuano	Kaptur	Sarbanes
Cardoza	Kennedy	Saxton
Carnahan	Kildee	Schakowsky
Carson	Kilpatrick	Schiff
Castle	Kind	Schwartz
Castor	Kirk	Scott (GA)
Chandler	Klein (FL)	Scott (VA)
Clarke	Kucinich	Serrano
Clay	Lantos	Sestak
Cleaver	Langevin	Shays
Clyburn	Larios	Shea-Porter
Cohen	Larsen (WA)	Sherman
Conyers	Larson (CT)	Shuler
Costa	Lee	Sires
Costello	Levin	Skelton
Courtney	Lewis (GA)	Slaughter
Cramer	Lipinski	Smith (WA)
Crowley	LoBiondo	Snyder
Cummings	Loebsack	Solis
Davis (AL)	Lofgren, Zoe	Spratt
Davis (CA)	Lowey	Stark
Davis (IL)	Lynch	Stupak
Davis, Lincoln	Maloney (NY)	Sutton
DeFazio	Markey	Tauscher
DeGette	Matsui	Taylor
Delahunt	McCarthy (NY)	Thompson (CA)
DeLauro	McCollum (MN)	Thompson (MS)
Dicks	McDermott	Tierney
Dingell	McGovern	Towns
Doggett	McIntyre	Udall (CO)
Doyle	McNerney	Udall (NM)
Ehlers	Van Hollen	Walz (MN)
Ellison	Meeke (FL)	Wasserman
Ellsworth	Meeke (NY)	Schultz
Emanuel	Melancon	Wasserman
Engel	Michaud	Waters
Eshoo	Miller (NC)	Watson
Etheridge	Miller, George	Watt
Farr	Mitchell	Weiner
Fattah	Mollohan	Welch (VT)
Ferguson	Moore (KS)	Wexler
Filner	Moore (WI)	Wilson (OH)
Frank (MA)	Moran (VA)	Woolsey
Frelinghuysen	Murphy (CT)	Wu
Giffords	Murphy, Patrick	Wynn
Gilchrest	Nurtha	Yarmuth
Gillibrand	Nadler	
	Napolitano	

NAYS—210

Aderholt	Boozman	Campbell (CA)
Akin	Boren	Cannon
Alexander	Boswell	Cantor
Bachmann	Boucher	Capito
Bachus	Boustany	Carney
Baker	Boyd (KS)	Carter
Barrett (SC)	Brady (TX)	Chabot
Barton (TX)	Brown (SC)	Coble
Bilbray	Brown-Waite,	Cole (OK)
Bilirakis	Ginny	Conaway
Bishop (UT)	Buchanan	Cooper
Blackburn	Burgess	Crenshaw
Blunt	Burton (IN)	Cubin
Boehner	Buyer	Cuellar
Bonner	Calvert	Culberson
Bono	Camp (MI)	Davis, David

Davis, Tom	Jordan	Price (GA)
Deal (GA)	Keller	Pryce (OH)
Dent	King (IA)	Putnam
Diaz-Balart, L.	King (NY)	Radanovich
Diaz-Balart, M.	Kingston	Regula
Donnelly	Kline (MN)	Rehberg
Doolittle	Knollenberg	Renzi
Drake	Kuhl (NY)	Reyes
Dreier	LaHood	Reynolds
Duncan	Lamborn	Rodriguez
Edwards	Lampson	Rogers (AL)
Emerson	Latham	Rogers (KY)
English (PA)	LaTourette	Rogers (MI)
Everett	Lewis (CA)	Rohrabacher
Fallin	Lewis (KY)	Ros-Lehtinen
Feeney	Linder	Roskam
Flake	Lucas	Ross
Forbes	Lungren, Daniel	Royce
Fortenberry	E.	Ryan (WI)
Fossella	Mack	Sali
Fox	Mahoney (FL)	Schmidt
Franks (AZ)	Manzullo	Sensenbrenner
Gallegly	Marchant	Shadegg
Garrett (NJ)	Marshall	Shimkus
Gerlach	Matheson	Shuster
Gillmor	McCarthy (CA)	Simpson
Gingrey	McCaul (TX)	Smith (NE)
Gohmert	McCotter	Smith (TX)
Goode	McCrery	Souder
Goodlatte	McHenry	Space
Granger	McHugh	Stearns
Graves	McKeon	Sullivan
Green, Al	McMorris	Tancredo
Green, Gene	Rodgers	Tanner
Hall (TX)	Meehan	Terry
Hastert	Mica	Thornberry
Hastings (WA)	Miller (FL)	Tiahrt
Hayes	Miller (MI)	Tiberi
Heller	Miller, Gary	Turner
Hensarling	Moran (KS)	Upton
Herger	Murphy, Tim	Walberg
Herseth Sandlin	Musgrave	Walden (OR)
Hinojosa	Myrick	Walsh (NY)
Hobson	Neugebauer	Wamp
Hoekstra	Nunes	Weldon (FL)
Hulshof	Paul	Weller
Hunter	Pearce	Westmoreland
Inglis (SC)	Pence	Whitfield
Issa	Peterson (MN)	Wicker
Jackson-Lee	Peterson (PA)	Wilson (NM)
(TX)	Petri	Wilson (SC)
Jefferson	Pickering	Wolf
Jindal	Pitts	Young (AK)
Johnson, E. B.	Platts	Young (FL)
Johnson, Sam	Poe	
Jones (NC)	Porter	

NOT VOTING—6

Davis (KY)	Ortiz	Smith (NJ)
Davis, Jo Ann	Sessions	Waxman

So the amendment was agreed to. The bill, as amended, was ordered to be engrossed and read a third time, was read a third time by title.

Mr. LEWIS of California, moved to recommit the bill to the Committee on Appropriations with instructions to report the bill back to the House promptly with the following amendment:

At the end of the bill (before the short title) insert the following:

TITLE VII—EFFECTIVE DATE

SEC. 701. The effective date of section 115 of this Act and of title VI of this Act shall be the day that the Secretary of the Interior, in consultation with the Secretary of Energy and the Energy Information Administration, certifies that nothing in this Act—

- (1) shall reduce the amount of domestic energy available from the public lands of the United States;
- (2) shall result in the increased imports of any energy otherwise available from the public lands of the United States; or
- (3) shall result in higher costs, to Federal agencies funded in this Act, for gasoline, natural gas or home heating oil.

After debate, By unanimous consent, the previous question was ordered on the motion to recommit with instructions.

The question being put, viva voce,

Will the House recommit said bill with instructions?

The SPEAKER pro tempore, Mr. McNULTY, announced that the nays had it.

Mr. LEWIS of California, demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The vote was taken by electronic device.

It was decided in the negative { Yeas ..... 186  
Nays ..... 233

91.35 [Roll No. 578]  
YEAS—186

Aderholt	Gallegly	Murphy, Tim
Akin	Garrett (NJ)	Musgrave
Alexander	Gillmor	Myrick
Bachmann	Gingrey	Neugebauer
Bachus	Gohmert	Nunes
Baker	Goode	Paul
Barrett (SC)	Goodlatte	Pearce
Bartlett (MD)	Granger	Pence
Barton (TX)	Graves	Peterson (PA)
Biggart	Hastert	Petri
Bilbray	Hastings (WA)	Pickering
Bilirakis	Hayes	Pitts
Bishop (UT)	Heller	Platts
Blackburn	Hensarling	Poe
Blunt	Herger	Porter
Bonner	Hobson	Price (GA)
Bono	Hoekstra	Pryce (OH)
Boozman	Hulshof	Putnam
Boren	Hunter	Radanovich
Boustany	Inglis (SC)	Regula
Brady (TX)	Issa	Rehberg
Brown (SC)	Jindal	Renzi
Brown-Waite,	Johnson, Sam	Reynolds
Ginny	Jones (NC)	Rogers (AL)
Buchanan	Jordan	Rogers (KY)
Burgess	Keller	Rogers (MI)
Burton (IN)	King (IA)	Rohrabacher
Buyer	King (NY)	Ros-Lehtinen
Calvert	Kingston	Roskam
Camp (MI)	Kline (MN)	Royce
Campbell (CA)	Knollenberg	Ryan (WI)
Cannon	Kuhl (NY)	Sali
Cantor	LaHood	Schmidt
Capito	Lamborn	Sensenbrenner
Carter	Lampson	Shadegg
Chabot	Latham	Shimkus
Coble	LaTourette	Shuster
Cole (OK)	Lewis (CA)	Simpson
Conaway	Lewis (KY)	Smith (NE)
Crenshaw	Linder	Smith (TX)
Cubin	Lucas	Souder
Culberson	Lungren, Daniel	Stearns
Davis, David	E.	Sullivan
Davis, Tom	Mack	Tancredo
Deal (GA)	Manzullo	Terry
Dent	Marchant	Thornberry
Diaz-Balart, L.	Marshall	Tiahrt
Diaz-Balart, M.	Matheson	Tiberi
Doolittle	McCarthy (CA)	Turner
Drake	McCaul (TX)	Upton
Dreier	McCotter	Walberg
Duncan	McCrery	Walden (OR)
Ehlers	McHenry	Walsh (NY)
Emerson	McHugh	Wamp
English (PA)	McKeon	Weller
Everett	McMorris	Westmoreland
Fallin	Rodgers	Whitfield
Flake	McNerney	Wicker
Forbes	Mica	Wilson (NM)
Fortenberry	Miller (FL)	Wilson (SC)
Fossella	Miller (MI)	Wolf
Fox	Miller, Gary	Young (AK)
Franks (AZ)	Moran (KS)	Young (FL)

NAYS—233

Abercrombie	Berman	Capps
Ackerman	Berry	Capuano
Allen	Bishop (GA)	Cardoza
Altmire	Bishop (NY)	Carnahan
Andrews	Blumenauer	Carney
Arcuri	Boswell	Carson
Baca	Boucher	Castle
Baird	Boyd (FL)	Castor
Baldwin	Boyd (KS)	Chandler
Barrow	Brady (PA)	Clarke
Bean	Braley (IA)	Clay
Becerra	Brown, Corrine	Cleaver
Berkley	Butterfield	Clyburn

Cohen Johnson (GA) Rangel Boyd (KS) Hoyer Pryce (OH) Davis, David Jordan Petri
Conyers Johnson (IL) Reichert Brady (PA) Inslee Davis, Tom Kanjorski Pickering
Cooper Johnson, E. B. Reyes Braley (IA) Israel Deal (GA) Keller Pitts
Costa Jones (OH) Rodriguez Brown, Corrine Jackson (IL) Regala Diaz-Balart, L. King (IA) Poe
Costello Kagen Ross Butterfield Jackson-Lee Regula Diaz-Balart, M. King (NY) Price (GA)
Courtney Kanjorski Rothman Capps Rehberg Doolittle Kingston Putnam
Cramer Kaptur Carnahan Jefferson Johnson (GA) Drake Kline (MN) Radanovich
Crowley Kennedy Ruppelberger Carney Johnson (IL) Dreier Knollenberg Reynolds
Cuellar Kildee Carson Castor Johnson (IL) Duncan Kuhl (NY) Rogers (KY)
Cummings Kilpatrick Ryan (OH) Johnson, E. B. Ehlers Lambert Rogers (MI)
Davis (AL) Kind Salazar Sanchez, Linda Castor Chandler Kagen Everett Lewis (CA) Rohrabacher
Davis (CA) Kirk Salazar Sanchez, Linda T. Clarke Kaptur Kennedy Roybal-Allard Fallin Lewis (KY) Ros-Lehtinen
Davis (IL) Klein (FL) T. Sarbanes Clay Kennedy Kildee Ruppelberger Flake Lucas Roskam
Davis, Lincoln Kucinich Langevin Cleaver Kilpatrick Rush Fortenberry E. Royce
DeGette DeLauro Lantos Schakowsky Cohen Kind Ryan (OH) Fossella Mack Ryan (WI)
Dicks Larson (CT) Schiff Conyers Kirk Salazar Franks (AZ) Manzullo Schmidt
Dingell Lee Scott (GA) Cooper Klein (FL) Kucinich Sanchez, Linda Marchant Sensenbrenner
Donnelly Levin Scott (VA) Costa LaHood Gallegly Matheson Shadegg
Doyle Lewis (GA) Serrano Costello Courtney Lampson Sarbanes Garrett (NJ) McCarthy (CA) Shuster
Edwards Lipinski Sestak Crowley Shays Sherman Cuellar Larsen (WA) Schuff Skelton Gingrey McCaul (TX) Smith (NE)
Ellison LoBiondo Shays Shea-Porter Cummings Shuler Davis (AL) Latham LaTourette Lee Serrano Miller (FL) Smith (TX)
Ellsworth Lofgren, Zoe Sherman Cramer Crowley Shuler Davis (CA) LaTourette Lee Serrano Miller (FL) Smith (TX)
Emanuel Engel Lowey Lynch Mahoney (FL) Skelton Davis (IL) Slaughter Smith (NJ) Turner
Eshoo Lynch Mahoney (NY) Skelton Slaughter Smith (NJ) Turner
Etheridge Farr Markey Matsui McCarthy (NY) Snyder Solis DeFazio DeGette Delahunt DeLauro Dent Dicks Dingell Doggett Donnelly Doyle Edwards Ellison Ellsworth Emanuel Emerson English (PA) Eshoo Etheridge Farr Fattah Ferguson Filner Frank (MA) Frelinghuysen Gerlach Giffords Gillchrist Gillibrand Gonzalez Gordon Green, Al Green, Gene Grijalva Gutierrez Hall (NY) Hare Harman Hastings (FL) Herseht Sandlin Higgins Hill Hinojosa Hirono Hodes Holden Holt Honda Hooley Hoyer Inslee Israel Jackson (IL) Jackson-Lee Jefferson

Johnson (GA) Reichert Brady (PA) Inslee Davis, Tom Kanjorski Pickering
Johnson (IL) Reyes Braley (IA) Israel Deal (GA) Keller Pitts
Jones (OH) Rodriguez Brown, Corrine Jackson (IL) Regala Diaz-Balart, L. King (IA) Poe
Kagen Ross Butterfield Jackson-Lee Regula Diaz-Balart, M. King (NY) Price (GA)
Kanjorski Rothman Capps Rehberg Doolittle Kingston Putnam
Kaptur Carnahan Jefferson Johnson (GA) Drake Kline (MN) Radanovich
Kennedy Ruppelberger Carney Johnson (IL) Dreier Knollenberg Reynolds
Kildee Carson Castor Johnson (IL) Duncan Kuhl (NY) Rogers (KY)
Kilpatrick Ryan (OH) Johnson, E. B. Ehlers Lambert Rogers (MI)
Kind Salazar Sanchez, Linda T. Clarke Kaptur Kennedy Roybal-Allard Fallin Lewis (CA) Rohrabacher
Kirk Salazar Sanchez, Linda T. Clarke Kaptur Kennedy Roybal-Allard Fallin Lewis (KY) Ros-Lehtinen
Klein (FL) T. Sarbanes Clay Kennedy Kildee Ruppelberger Flake Lucas Roskam
Kucinich Langevin Cleaver Kilpatrick Rush Fortenberry E. Royce
Langevin Cleaver Kilpatrick Rush Fortenberry E. Royce
Lantos Schakowsky Cohen Kind Ryan (OH) Fossella Mack Ryan (WI)
Larson (CT) Schiff Conyers Kirk Salazar Franks (AZ) Manzullo Schmidt
Lee Scott (GA) Cooper Klein (FL) Kucinich Sanchez, Linda Marchant Sensenbrenner
Levin Scott (VA) Costa LaHood Gallegly Matheson Shadegg
Lewis (GA) Serrano Costello Courtney Lampson Sarbanes Garrett (NJ) McCarthy (CA) Shuster
Lipinski Sestak Crowley Shays Sherman Cuellar Larsen (WA) Schuff Skelton Gingrey McCaul (TX) Smith (NE)
LoBiondo Shays Shea-Porter Cummings Shuler Davis (AL) Latham LaTourette Lee Serrano Miller (FL) Smith (TX)
Lofgren, Zoe Sherman Cramer Crowley Shuler Davis (CA) LaTourette Lee Serrano Miller (FL) Smith (TX)
Lowey Lynch Mahoney (FL) Skelton Davis (IL) Slaughter Smith (NJ) Turner
Lynch Mahoney (NY) Skelton Slaughter Smith (NJ) Turner
Mahoney (FL) Skelton Slaughter Smith (NJ) Turner
Maloney (NY) Skelton Slaughter Smith (NJ) Turner
Markey Matsui McCarthy (NY) Snyder Solis DeFazio DeGette Delahunt DeLauro Dent Dicks Dingell Doggett Donnelly Doyle Edwards Ellison Ellsworth Emanuel Emerson English (PA) Eshoo Etheridge Farr Fattah Ferguson Filner Frank (MA) Frelinghuysen Gerlach Giffords Gillchrist Gillibrand Gonzalez Gordon Green, Al Green, Gene Grijalva Gutierrez Hall (NY) Hare Harman Hastings (FL) Herseht Sandlin Higgins Hill Hinojosa Hirono Hodes Holden Holt Honda Hooley Hoyer Inslee Israel Jackson (IL) Jackson-Lee Jefferson

Davis, David Jordan Petri
Davis, Tom Kanjorski Pickering
Deal (GA) Keller Pitts
Diaz-Balart, L. King (IA) Poe
Diaz-Balart, M. King (NY) Price (GA)
Doolittle Kingston Putnam
Drake Kline (MN) Radanovich
Dreier Knollenberg Reynolds
Duncan Kuhl (NY) Rogers (KY)
Ehlers Lambert Rogers (MI)
Everett Lewis (CA) Rohrabacher
Fallin Lewis (KY) Ros-Lehtinen
Feeoney Linder Roskam
Flake Lucas Royce
Forbes Lungren, Daniel
Fortenberry E. Ryan (WI)
Fossella Mack Sali
Franks (AZ) Manzullo Schmidt
Frelinghuysen Marchant Sensenbrenner
Gallegly Matheson Shadegg
Garrett (NJ) McCarthy (CA) Shuster
Gingrey McCaul (TX) Smith (NE)
Gohmert McCotter Smith (TX)
Goode McCrery Stearns
Goodlatte McHenry Sullivan
Granger McKeon Tancredo
Graves McMorris Terry
Hall (TX) Rodgers Thornberry
Hastings (WA) Miller (FL) Tiberi
Hensarling Miller (MI) Turner
Herger Miller, Gary Walberg
Hoekstra Moran (KS) Wamp
Hulshof Musgrave Weldon (FL)
Hunter Myrick Westmoreland
Inglis (SC) Neugebauer Whitfield
Issa Nunes Wicker
Jindal Paul Wilson (SC)
Johnson, Sam Pearce Young (AK)
Jones (NC) Pence Young (FL)

NOT VOTING—5

Davis (KY) Frank (MA) Sessions
Davis, Jo Ann Ortiz

So the bill was passed.
A motion to reconsider the vote whereby said bill was passed was, by unanimous consent, laid on the table.
Ordered, That the Clerk request the concurrence of the Senate in said bill.

91.37 MESSAGE FROM THE SENATE

A message from the Senate by Ms. Curtis, one of its clerks, announced that the Senate has passed a bill of the following title in which the concurrence of the House is requested:

S. 1704. An Act to temporarily extend the programs under the Higher Education Act of 1965, and for other purposes.

91.38 ANDEAN TRADE

Mr. RANGEL moved to suspend the rules and pass the bill (H.R. 1830) to extend the authorities of the Andean Trade Preference Act until September 30, 2009; as amended.

The SPEAKER pro tempore, Mr. POMEROY, recognized Mr. RANGEL and Mr. MCCRERY, each for 20 minutes.

After debate, The question being put, viva voce, Will the House suspend the rules and pass said bill, as amended?

The SPEAKER pro tempore, Mr. POMEROY, announced that two-thirds of the Members present had voted in the affirmative.

Ms. KAPTUR demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Mr. POMEROY, pursuant to clause 8, rule XX, announced that further proceedings on the question were postponed.

NOT VOTING—13

Boehner Feeney Sanchez, Loretta
Davis (KY) Hall (TX) Sessions
Davis, Jo Ann Melancon Weldon (FL)
DeFazio Miller, George
Delahunt Ortiz

So the motion to recommit with instructions was not agreed to.

The question being put,

Will the House pass said bill?

The SPEAKER pro tempore, Mr. McNULTY, announced that pursuant to clause 10, rule XX the yeas and nays were ordered, and the call was taken by electronic device.

It was decided in the { Yeas ..... 272
affirmative ..... } Nays ..... 155

91.36 [Roll No. 579] YEAS—272

Abercrombie Baird Bishop (GA)
Ackerman Baldwin Bishop (NY)
Aderholt Barrow Blumenauer
Allen Bean Bono
Altmire Becerra Boozman
Andrews Berkley Boswell
Arcuri Berman Boucher
Baca Berry Boyd (FL)

Hastert Hastings (FL)
Hayes Heller
Herseht Sandlin Higgins Hill
Hinojosa Hirono Hobson
Hodes Peterson (MN)
Holden Peterson (PA)
Holt Platts
Honda Pomeroy
Hooley Porter Price (NC)

NAYS—155

Akin Boehner Campbell (CA)
Alexander Bonner Cannon
Bachmann Boren Cantor
Bachus Boustany Capito
Baker Brady (TX) Capuano
Barrett (SC) Brown (SC) Cardoza
Bartlett (MD) Brown-Waite, Carter
Barton (TX) Ginny Chabot
Biggart Buchanan Coble
Bibray Burgess Cole (OK)
Bilirakis Burton (IN) Conaway
Bishop (UT) Buyer Crenshaw
Blackburn Calvert Cubin
Blunt Camp (MI) Culberson

¶91.39 PROVIDING FOR CONSIDERATION OF H.R. 2829

Ms. MATSUI, by direction of the Committee on Rules, called up the following resolution (H. Res. 517):

*Resolved*, That at any time after the adoption of this resolution the Speaker may, pursuant to clause 2(b) of rule XVIII, declare the House resolved into the Committee of the Whole House on the state of the Union for consideration of the bill (H.R. 2829) making appropriations for financial services and general government for the fiscal year ending September 30, 2008, and for other purposes. The first reading of the bill shall be dispensed with. All points of order against consideration of the bill are waived except those arising under clause 9 or 10 of rule XXI. General debate shall be confined to the bill and shall not exceed one hour equally divided and controlled by the chairman and ranking minority member of the Committee on Appropriations. After general debate the bill shall be considered for amendment under the five-minute rule. Points of order against provisions in the bill for failure to comply with clause 2 of rule XXI are waived. During consideration of the bill for amendment, the Chairman of the Committee of the Whole may accord priority in recognition on the basis of whether the Member offering an amendment has caused it to be printed in the portion of the Congressional Record designated for that purpose in clause 8 of rule XVIII. Amendments so printed shall be considered as read. When the committee rises and reports the bill back to the House with a recommendation that the bill do pass, the previous question shall be considered as ordered on the bill and amendments thereto to final passage without intervening motion except one motion to recommit with or without instructions.

SEC. 2. During consideration in the House of H.R. 2829 pursuant to this resolution, notwithstanding the operation of the previous question, the Chair may postpone further consideration of the bill to such time as may be designated by the Speaker.

When said resolution was considered.

Ms. MATSUI submitted the following amendment which was agreed to:

At the end of the resolution add the following new section:

SEC. \_\_\_\_\_. It shall be in order, any rule of the House to the contrary notwithstanding, to consider concurrent resolutions providing for the adjournment of the House and Senate during the month of July.

After debate,

Ms. MATSUI moved the previous question on the amendment and the resolution to its adoption or rejection.

The question being put, *viva voce*,

Will the House now order the previous question?

The SPEAKER pro tempore, Mr. POMEROY, announced that the yeas had it.

Mr. DREIER demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The vote was taken by electronic device.

It was decided in the affirmative { Yeas ..... 244 Nays ..... 181

¶91.40 [Roll No. 580]

YEAS—244

- Abercrombie
- Ackerman
- Akin
- Alexander
- Andrews
- Baca
- Bachus
- Baird
- Baldwin
- Barton (TX)
- Becerra
- Berman
- Biggert
- Bilbray
- Herger
- Bishop (GA)
- Blackburn
- Blumenauer
- Blunt
- Boehner
- Bonner
- Bono
- Boucher
- Boustany
- Boyd (FL)
- Brady (PA)
- Brady (TX)
- Brown (SC)
- Brown, Corrine
- Burgess
- Burton (IN)
- Butterfield
- Buyer
- Calvert
- Camp (MI)
- Campbell (CA)
- Cannon
- Cantor
- Capps
- Capuano
- Carter
- Castor
- Clarke
- Clay
- Cleaver
- Clyburn
- Conaway
- Conyers
- Cooper
- Costa
- Costello
- Cramer
- Crenshaw
- Crowley
- Cubin
- Culberson
- Cummings
- Davis (AL)
- Davis (IL)
- Davis, Tom
- DeGette
- DeLauro
- Diaz-Balart, L.
- Diaz-Balart, M.
- Dicks
- Dingell
- Doolittle
- Doyle
- Dreier
- Ehlers
- Emanuel
- Engel
- Eshoo
- Everett
- Farr
- Fattah
- Feeney
- Ferguson
- Filner
- Fortenberry
- Frank (MA)
- Frelinghuysen
- Galleghy
- Garrett (NJ)
- Gillmor
- Gohmert
- Gonzalez
- Goodlatte
- Granger
- Green, Al
- Green, Gene
- Grijalva
- Gutierrez
- Hastert
- Hastings (FL)
- Hastings (WA)
- Herrington
- Higgins
- Hinche
- Hinojosa
- Hirono
- Hobson
- Holt
- Honda
- Hoyer
- Israel
- Issa
- Jackson (IL)
- Jackson-Lee (TX)
- Jefferson
- Johnson (GA)
- Johnson, E. B.
- Johnson, Sam
- Jones (OH)
- Kanjorski
- Kaptur
- Kennedy
- Kilpatrick
- Kind
- King (IA)
- King (NY)
- Kingston
- Kline (MN)
- Knollenberg
- Lantos
- Larsen (WA)
- Larson (CT)
- Lee
- Levin
- Lewis (CA)
- Lewis (GA)
- Lewis (KY)
- Lipinski
- Lowe
- Lucas
- Lungren, Daniel E.
- Lynch
- Mack
- Maloney (NY)
- Marchant
- Markey
- Matsui
- McCarthy (CA)
- McCarthy (NY)
- McCollum (MN)
- McDermott
- McGovern
- McHugh
- McKeon
- McNulty
- Meehan
- Meek (FL)
- Meeke (NY)
- Miller, Gary
- Miller, George
- Mollohan
- Moore (WI)
- Moran (VA)
- Murtha
- Myrick
- Nadler
- Neal (MA)
- Neugebauer
- Nunes
- Oberstar
- Obey
- Oliver
- Pallone
- Pascarella
- Pastor
- Payne
- Pelosi
- Pence
- Peterson (MN)
- Pickering
- Price (GA)
- Putnam
- Rahall
- Rangel
- Regula
- Reyes
- Rogers (AL)
- Rogers (KY)
- Rohrabacher
- Ros-Lehtinen
- Rothman
- Roybal-Allard
- Ruppersberger
- Rush
- Ryan (OH)
- Sánchez, Linda T.
- Sanchez, Loretta
- Sarbanes
- Saxton
- Schakowsky
- Schiff
- Scott (VA)
- Serrano
- Shadegg
- Shays
- Sherman
- Shimkus
- Simpson
- Sires
- Skelton
- Slaughter
- Smith (NE)
- Smith (NJ)
- Smith (TX)
- Smith (WA)
- Solis
- Stark
- Stupak
- Sullivan
- Tancredo
- Tanner
- Tauscher
- Thompson (CA)
- Thompson (MS)
- Thornberry
- Tiahrt
- Towns
- Turner
- Upton
- Van Hollen
- Velazquez
- Viscosky
- Walsh (NY)
- Wasserman
- Schultz
- Waters
- Watson
- Watt
- Waxman
- Weiner
- Weldon (FL)
- Westmoreland
- Wexler
- Whitfield
- Wicker
- Wolf
- Woolsey
- Wynn
- Young (AK)
- Young (FL)

NAYS—181

- Aderholt
- Allen
- Altmire
- Arcuri
- Bachmann
- Baker
- Barrett (SC)
- Barrow
- Bartlett (MD)
- Bean
- Berkley
- Berry
- Billirakis
- Bishop (NY)
- Bishop (UT)
- Boozman
- Boren
- Boswell
- Boyd (KS)
- Braley (IA)
- Brown-Waite,
- Ginny
- Buchanan
- Capito
- Carnahan
- Carney
- Carson
- Castle
- Chabot
- Chandler
- Coble
- Cohen
- Cole (OK)
- Courtney
- Cuellar
- Davis (CA)
- Davis, David
- Davis, Lincoln
- Deal (GA)
- DeFazio
- Dent
- Doggett
- Donnelly
- Drake
- Duncan
- Edwards
- Ellison
- Ellsworth
- Emerson
- English (PA)
- Etheridge
- Fallin
- Flake
- Forbes
- Fossella
- Fox
- Franks (AZ)
- Gerlach
- Giffords
- Gilchrest
- Gillibrand
- Gingrey
- Goode
- Gordon
- Graves
- Hall (NY)
- Hall (TX)
- Hare
- Hayes
- Heller
- Hensarling
- Herseth Sandlin
- Hill
- Hodes
- Hoekstra
- Holden
- Hooley
- Hulshof
- Inglis (SC)
- Inslee
- Jindal
- Johnson (IL)
- Jones (NC)
- Jordan
- Kagen
- Keller
- Kildee
- Kirk
- Klein (FL)
- Kucinich
- Kuhl (NY)
- LaHood
- Lamborn
- Lampson
- Langevin
- Latham
- LaTourette
- Linder
- LoBiondo
- Loeb
- Loeb
- Mahoney (FL)
- Manzullo
- Marshall
- Matheson
- McCaul (TX)
- McCotter
- McCrary
- McHenry
- McIntyre
- McMorris
- Rodgers
- McNerney
- Melancon
- Mica
- Michaud
- Miller (FL)
- Miller (MI)
- Miller (NC)
- Mitchell
- Moore (KS)
- Moran (KS)
- Murphy (CT)
- Murphy, Patrick
- Murphy, Tim
- Musgrave
- Napolitano
- Paul
- Pearce
- Perlmutter
- Peterson (PA)
- Petri
- Pitts
- Platts
- Poe
- Pomeroy
- Porter
- Price (NC)
- Pryce (OH)
- Radanovich
- Ramstad
- Rehberg
- Reichert
- Renzi
- Reynolds
- Rodriguez
- Rogers (MI)
- Roskam
- Ross
- Royce
- Ryan (WI)
- Salazar
- Sali
- Schmidt
- Schwartz
- Scott (GA)
- Sensenbrenner
- Sestak
- Shea-Porter
- Shuler
- Shuster
- Snyder
- Souder
- Space
- Spratt
- Stearns
- Sutton
- Taylor
- Terry
- Tiberi
- Tierney
- Udall (CO)
- Udall (NM)
- Walberg
- Walden (OR)
- Walz (MN)
- Wamp
- Welch (VT)
- Weller
- Wilson (NM)
- Wilson (OH)
- Wilson (SC)
- Wu
- Yarmuth

NOT VOTING—8

- Cardoza
- Davis (KY)
- Davis, Jo Ann
- Harman
- Hunter
- Lofgren, Zoe
- Ortiz
- Sessions

So the previous question on the amendment and the resolution was ordered.

The question being put, *viva voce*, Will the House agree to the amendment?

The SPEAKER pro tempore, Mr. POMEROY, announced that the yeas had it.

Mr. DREIER demanded a recorded vote on agreeing to said amendment, which demand was supported by one-fifth of a quorum, so a recorded vote was ordered.

The vote was taken by electronic device.

It was decided in the affirmative { Yeas ..... 225 Nays ..... 198

¶91.41 [Roll No. 581]

AYES—225

- Abercrombie
- Ackerman
- Allen
- Andrews
- Arcuri
- Baca
- Baird
- Baldwin
- Barrow
- Bean
- Becerra
- Berkley
- Berman
- Berry
- Bishop (GA)
- Bishop (NY)
- Blumenauer
- Boren
- Boswell
- Boucher
- Boyd (FL)
- Boyd (KS)
- Brady (PA)
- Braley (IA)
- Brown, Corrine
- Butterfield
- Capps
- Capuano
- Carnahan
- Carson
- Castor
- Clarke
- Clay
- Cleaver
- Clyburn
- Cohen
- Conyers
- Cooper
- Costa
- Costello
- Courtney
- Cramer

Crowley  
Cuellar  
Cummings  
Davis (AL)  
Davis (CA)  
Davis (IL)  
Davis, Lincoln  
DeFazio  
DeGette  
Delahunt  
DeLauro  
Dicks  
Dingell  
Doggett  
Doyle  
Edwards  
Ellison  
Ellsworth  
Emanuel  
Engel  
Eshoo  
Etheridge  
Farr  
Fattah  
Filner  
Frank (MA)  
Giffords  
Gillibrand  
Gonzalez  
Gordon  
Green, Al  
Green, Gene  
Grijalva  
Gutierrez  
Hall (NY)  
Hare  
Hastings (FL)  
Herseht Sandlin  
Higgins  
Hill  
Hinchey  
Hinojosa  
Hirono  
Hodes  
Holden  
Holt  
Honda  
Hooley  
Hoyer  
Inlee  
Israel  
Jackson (IL)  
Jackson-Lee (TX)  
Jefferson  
Johnson (GA)  
Johnson, E. B.  
Johnson, Sam  
Jones (NC)  
Jones (OH)  
Kagen  
Kanjorski

Kaptur  
Kennedy  
Kildee  
Kilpatrick  
Kind  
Klein (FL)  
Kucinich  
Langevin  
Lantos  
Larsen (WA)  
Larsen (CT)  
Lee  
Levin  
Lewis (GA)  
Lewis (IL)  
Lipinski  
Loeb sack  
Lowey  
Lynch  
Mahoney (FL)  
Maloney (NY)  
Markey  
Marshall  
Matheson  
Matsui  
McCarthy (NY)  
McCollum (MN)  
McDermott  
McGovern  
McIntyre  
McNerney  
McNulty  
Meehan  
Meek (FL)  
Meeks (NY)  
Melancon  
Michaud  
Miller (NC)  
Miller, George  
Mollohan  
Moore (KS)  
Moore (WI)  
Moran (VA)  
Murphy (CT)  
Murphy, Patrick  
Murtha  
Nadler  
Napolitano  
Neal (MA)  
Oberstar  
Obey  
Oliver  
Pallone  
Pascrell  
Pastor  
Payne  
Perlmutter  
Peterson (MN)  
Pomeroy  
Price (NC)  
Rahall  
Rangel

Reyes  
Rodriguez  
Rohrabacher  
Ross  
Rothman  
Roybal-Allard  
Ruppersberger  
Rush  
Ryan (OH)  
Salazar  
Sánchez, Linda  
T.  
Sanchez, Loretta  
Sarbanes  
Schakowsky  
Schiff  
Schwartz  
Scott (GA)  
Scott (VA)  
Serrano  
Sestak  
Shea-Porter  
Sherman  
Sires  
Skelton  
Slaughter  
Smith (WA)  
Solis  
Space  
Spratt  
Stark  
Stupak  
Sutton  
Tanner  
Tauscher  
Taylor  
Thompson (CA)  
Thompson (MS)  
Tierney  
Towns  
Udall (CO)  
Udall (NM)  
Van Hollen  
Velázquez  
Visclosky  
Walz (MN)  
Wasserman  
Schultz  
Waters  
Watson  
Weiner  
Welch (VT)  
Wexler  
Wilson (OH)  
Woolsey  
Wu  
Wynn  
Yarmuth  
Young (AK)

NOES—198

Aderholt  
Akin  
Alexander  
Altmire  
Bachmann  
Bachus  
Baker  
Barrett (SC)  
Bartlett (MD)  
Barton (TX)  
Biggart  
Bilbray  
Bilirakis  
Bishop (UT)  
Blackburn  
Boehner  
Bonner  
Bono  
Boozman  
Boustany  
Brady (TX)  
Brown (SC)  
Brown-Waite,  
Ginny  
Buchanan  
Burgess  
Burton (IN)  
Buyer  
Calvert  
Camp (MI)  
Campbell (CA)  
Cannon  
Cantor  
Capito  
Carney  
Carter

Castle  
Chabot  
Chandler  
Coble  
Cole (OK)  
Conaway  
Crenshaw  
Cubin  
Culberson  
Davis, David  
Davis, Tom  
Deal (GA)  
Dent  
Diaz-Balart, L.  
Diaz-Balart, M.  
Donnelly  
Doolittle  
Drake  
Dreier  
Duncan  
Ehlers  
Emerson  
English (PA)  
Everett  
Fallin  
Feeney  
Ferguson  
Flake  
Forbes  
Fortenberry  
Fossella  
Foxy  
Franks (AZ)  
Frelinghuysen  
Gallegly  
Garrett (NJ)

Gerlach  
Gilchrest  
Gillmor  
Gingrey  
Gohmert  
Goode  
Goodlatte  
Granger  
Graves  
Hall (TX)  
Hastert  
Hastings (WA)  
Hayes  
Heller  
Hensarling  
Herger  
Hobson  
Hobson  
Hoekstra  
Hulshof  
Inglis (SC)  
Issa  
Jindal  
Johnson (IL)  
Jordan  
Keller  
King (IA)  
King (NY)  
Kingston  
Kirk  
Kline (MN)  
Knollenberg  
Kuhl (NY)  
LaHood  
Lamborn  
Lampson  
Latham

LaTourette  
Lewis (CA)  
Lewis (KY)  
Linder  
LoBiondo  
Lucas  
Lungren, Daniel  
E.  
Mack  
Manzullo  
Marchant  
McCarthy (CA)  
McCaul (TX)  
McCotter  
McCrery  
McHenry  
McHugh  
McKeon  
McMorris  
Rodgers  
Mica  
Miller (FL)  
Miller (MI)  
Miller, Gary  
Mitchell  
Moran (KS)  
Murphy, Tim  
Musgrave  
Myrick  
Neugebauer  
Nunes

Pearce  
Pence  
Peterson (PA)  
Petri  
Pickering  
Pitts  
Platts  
Poe  
Porter  
Price (GA)  
Pryce (OH)  
Putnam  
Radanovich  
Ramstad  
Regula  
Rehberg  
Reichert  
Renzi  
Reynolds  
Rogers (AL)  
Rogers (KY)  
Rogers (MI)  
Ros-Lehtinen  
Roskam  
Royce  
Ryan (WI)  
Sali  
Saxton  
Schmidt  
Sensenbrenner  
Shadegg

Shays  
Shimkus  
Shuler  
Shuster  
Simpson  
Smith (NE)  
Smith (NJ)  
Smith (TX)  
Souder  
Stearns  
Sullivan  
Tancredo  
Terry  
Thornberry  
Tiahrt  
Tiberi  
Turner  
Upton  
Walberg  
Walden (OR)  
Walsh (NY)  
Wamp  
Weldon (FL)  
Weller  
Westmoreland  
Whitfield  
Wicker  
Wilson (NM)  
Wilson (SC)  
Wolf  
Young (FL)

NOT VOTING—9

Blunt  
Cardoza  
Davis (KY)

Davis, Jo Ann  
Harman  
Hunter

Lofgren, Zoe  
Ortiz  
Sessions

So the amendment was agreed to.  
The question being put, viva voce,  
Will the House agree to said resolution, as amended?

The SPEAKER pro tempore, Mr. POMEROY, announced that the yeas had it.

Mr. DREIER demanded a recorded vote on agreeing to said resolution, as amended, which demand was supported by one-fifth of a quorum, so a recorded vote was ordered.

The vote was taken by electronic device.

It was decided in the { Yeas ..... 213  
affirmative ..... { Nays ..... 206

91.42

[Roll No. 582]

AYES—213

Abercrombie  
Ackerman  
Allen  
Andrews  
Baca  
Baird  
Baldwin  
Beccerra  
Berkley  
Berman  
Berry  
Bishop (GA)  
Bishop (NY)  
Blumenauer  
Boren  
Boswell  
Boucher  
Boyd (FL)  
Boyd (KS)  
Brady (PA)  
Braley (IA)  
Brown, Corrine  
Butterfield  
Capps  
Capano  
Carnahan  
Carson  
Castor  
Chandler  
Clarke  
Clay  
Cleaver  
Clyburn  
Cohen  
Conyers  
Cooper  
Costa  
Costello  
Courtney

Cramer  
Crowley  
Cuellar  
Cummings  
Davis (AL)  
Davis (CA)  
Davis (IL)  
Davis, Lincoln  
DeFazio  
DeGette  
Delahunt  
DeLauro  
Dicks  
Dingell  
Doggett  
Doyle  
Ehlers  
Ellison  
Ellsworth  
Emanuel  
Kanjorski  
Engel  
Eshoo  
Etheridge  
Farr  
Fattah  
Filner  
Frank (MA)  
Gillibrand  
Gonzalez  
Gordon  
Green, Al  
Green, Gene  
Grijalva  
Gutierrez  
Hall (NY)  
Hare  
Hastings (FL)  
Herseht Sandlin  
Higgins

Hinchey  
Hinojosa  
Hirono  
Hodes  
Holden  
Holt  
Honda  
Hooley  
Hoyer  
Inlee  
Israel  
Jackson (IL)  
Jackson-Lee (TX)  
Jefferson  
Johnson (GA)  
Johnson, E. B.  
Jones (OH)  
Kagen  
Kanjorski  
Kaptur  
Kennedy  
Kildee  
Kilpatrick  
Kind  
Klein (FL)  
Kucinich  
Langevin  
Lantos  
Larsen (WA)  
Larson (CT)  
Lee  
Levin  
Lewis (GA)  
Lipinski  
Loeb sack  
Lowey  
Lynch  
Mahoney (FL)

Maloney (NY)  
Markey  
Marshall  
Matheson  
Matsui  
McCarthy (NY)  
McCollum (MN)  
McDermott  
McGovern  
McIntyre  
McNerney  
McNulty  
Meehan  
Meek (FL)  
Meeks (NY)  
Melancon  
Michaud  
Miller (NC)  
Miller, George  
Mollohan  
Moore (KS)  
Moore (WI)  
Moran (VA)  
Murphy (CT)  
Murtha  
Nadler  
Napolitano  
Neal (MA)  
Oberstar  
Obey  
Oliver  
Pallone  
Pascrell

Pastor  
Payne  
Perlmutter  
Peterson (MN)  
Pomeroy  
Price (NC)  
Rahall  
Rangel  
Reyes  
Rodriguez  
Ross  
Rothman  
Roybal-Allard  
Ruppersberger  
Rush  
Ryan (OH)  
Salazar  
Sánchez, Linda  
T.  
Sanchez, Loretta  
Sarbanes  
Schakowsky  
Schiff  
Schwartz  
Scott (GA)  
Scott (VA)  
Serrano  
Sestak  
Shea-Porter  
Sherman  
Shuler  
Sires  
Skelton

Slaughter  
Smith (WA)  
Snyder  
Solis  
Space  
Spratt  
Stark  
Stupak  
Tanner  
Tauscher  
Taylor  
Thompson (CA)  
Thompson (MS)  
Tierney  
Towns  
Udall (CO)  
Udall (NM)  
Van Hollen  
Velázquez  
Visclosky  
Walz (MN)  
Wasserman  
Schultz  
Waters  
Watson  
Weiner  
Welch (VT)  
Wexler  
Wilson (OH)  
Woolsey  
Wu  
Wynn  
Yarmuth

NOES—206

Aderholt  
Akin  
Alexander  
Altmire  
Arcuri  
Bachmann  
Bachus  
Baker  
Barrett (SC)  
Barrow  
Bartlett (MD)  
Barton (TX)  
Bean  
Biggart  
Bilbray  
Bilirakis  
Bishop (UT)  
Blackburn  
Blunt  
Boehner  
Bonner  
Bono  
Boozman  
Boustany  
Brady (TX)  
Brown (SC)  
Brown-Waite,  
Ginny  
Buchanan  
Burgess  
Burton (IN)  
Buyer  
Calvert  
Camp (MI)  
Campbell (CA)  
Cannon  
Cantor  
Capito  
Carney  
Carter  
Castle  
Chabot  
Coble  
Cole (OK)  
Conaway  
Crenshaw  
Cubin  
Culberson  
Davis, David  
Davis, Tom  
Dent  
Diaz-Balart, L.  
Diaz-Balart, M.  
Donnelly  
Doolittle  
Drake  
Dreier  
Duncan  
Ehlers  
Emerson  
English (PA)  
Everett  
Fallin  
Feeney

Ferguson  
Flake  
Forbes  
Fortenberry  
Fossella  
Foxy  
Franks (AZ)  
Frelinghuysen  
Gallegly  
Garrett (NJ)  
Gerlach  
Giffords  
Gilchrest  
Gingrey  
Gohmert  
Goode  
Goodlatte  
Granger  
Graves  
Hall (TX)  
Hastert  
Hastings (WA)  
Hayes  
Heller  
Hensarling  
Herger  
Hill  
Hobson  
Hoekstra  
Hulshof  
Inglis (SC)  
Issa  
Jindal  
Johnson (IL)  
Johnson, Sam  
Jones (NC)  
Jordan  
Keller  
King (IA)  
King (NY)  
Kingston  
Kirk  
Kline (MN)  
Knollenberg  
Kuhl (NY)  
LaHood  
Lamborn  
Lampson  
Latham  
LaTourette  
Lewis (CA)  
Lewis (KY)  
Linder  
LoBiondo  
Lucas  
Lungren, Daniel  
E.  
Mack  
Manzullo  
Marchant  
McCarthy (CA)  
McCaul (TX)  
McCotter  
McCrery  
McHenry

McHugh  
McKeon  
McMorris  
Rodgers  
Mica  
Miller (FL)  
Miller (MI)  
Miller, Gary  
Mitchell  
Moran (KS)  
Murphy, Patrick  
Murphy, Tim  
Musgrave  
Myrick  
Neugebauer  
Nunes  
Paul  
Granger  
Pearce  
Peterson (PA)  
Petri  
Pitts  
Platts  
Poe  
Porter  
Price (GA)  
Pryce (OH)  
Putnam  
Radanovich  
Ramstad  
Regula  
Rehberg  
Reichert  
Renzi  
Reynolds  
Rogers (AL)  
Rogers (KY)  
Rogers (MI)  
Rohrabacher  
Ros-Lehtinen  
Roskam  
Royce  
Ryan (WI)  
Sali  
Saxton  
Schmidt  
Sensenbrenner  
Shadegg  
Shays  
Shimkus  
Shuster  
Simpson  
Smith (NE)  
Smith (NJ)  
Smith (TX)  
Souder  
Stearns  
Sullivan  
Tancredo  
Thornberry  
Tiahrt  
Tiberi  
Turner  
Upton



Walberg  
Walden (OR)  
Walsh (NY)  
Wamp  
Weldon (FL)

Weller  
Westmoreland  
Whitfield  
Wicker  
Wilson (NM)

Wilson (SC)  
Wolf  
Young (AK)  
Young (FL)

NOT VOTING—13

Cardoza  
Davis (KY)  
Davis, Jo Ann  
Gillmor  
Harman

Hunter  
Lofgren, Zoe  
Ortiz  
Pickering  
Sessions

Sutton  
Watt  
Waxman

So the resolution, as amended, was agreed to.

A motion to reconsider the vote whereby said resolution, as amended, was agreed to was, by unanimous consent, laid on the table.

¶91.43 H.R. 1830—UNFINISHED BUSINESS

The SPEAKER pro tempore, Mr. POMEROY, pursuant to clause 8, rule XX, announced the unfinished business to be the motion to suspend the rules and pass the bill (H.R. 1830) to extend the authorities of the Andean Trade Preference Act until September 30, 2009; as amended.

The question being put, Will the House suspend the rules and pass said bill, as amended?

The vote was taken by electronic device.

It was decided in the { Yeas ..... 365  
affirmative ..... } Nays ..... 59

¶91.44 [Roll No. 583]

YEAS—365

Ackerman  
Akin  
Alexander  
Allen  
Altmire  
Arcuri  
Baca  
Bachmann  
Bachus  
Baird  
Baker  
Barrett (SC)  
Barrow  
Bartlett (MD)  
Barton (TX)  
Bean  
Becerra  
Berkley  
Berman  
Berry  
Biggart  
Bilbray  
Bilirakis  
Bishop (GA)  
Bishop (NY)  
Blackburn  
Blumenauer  
Blunt  
Boehner  
Bonner  
Bono  
Boozman  
Boren  
Boswell  
Boucher  
Boustany  
Boyd (FL)  
Boyda (KS)  
Brady (PA)  
Brady (TX)  
Bralley (IA)  
Brown (SC)  
Brown, Corrine  
Brown-Waite,  
Ginny  
Buchanan  
Burgess  
Burton (IN)  
Butterfield  
Buyer  
Calvert  
Camp (MI)  
Campbell (CA)  
Cannon

Cantor  
Capito  
Capps  
Capuano  
Carnahan  
Arcuri  
Carson  
Carter  
Castle  
Castor  
Chabot  
Chandler  
Clarke  
Clay  
Cleaver  
Clyburn  
Coble  
Cole (OK)  
Conaway  
Conyers  
Cooper  
Costa  
Courtney  
Cramer  
Crenshaw  
Crowley  
Cueellar  
Culberson  
Cummings  
Davis (AL)  
Davis (CA)  
Davis (IL)  
Davis, David  
Davis, Lincoln  
Davis, Tom  
Deal (GA)  
DeGette  
Delahunt  
DeLauro  
Dent  
Diaz-Balart, L.  
Diaz-Balart, M.  
Dicks  
Dingell  
Doggett  
Donnelly  
Doolittle  
Doyle  
Drake  
Dreier  
Edwards  
Ehlers  
Ellison  
Ellsworth

Emanuel  
Emerson  
Engel  
English (PA)  
Eshoo  
Etheridge  
Fallin  
Farr  
Fattah  
Feeney  
Ferguson  
Flake  
Forbes  
Fortenberry  
Fossella  
Fox  
Frank (MA)  
Franks (AZ)  
Frelinghuysen  
Gallegly  
Garrett (NJ)  
Gerlach  
Giffords  
Gilchrest  
Gillibrand  
Gillmor  
Gingrey  
Gohmert  
Gonzalez  
Goodlatte  
Gordon  
Granger  
Graves  
Green, Al  
Green, Gene  
Grijalva  
Gutierrez  
Hall (NY)  
Hall (TX)  
Hastert  
Hastings (FL)  
Heller  
Hensarling  
Herger  
Herseth Sandlin  
Higgins  
Hill  
Hinchev  
Hinojosa  
Hobson  
Hodes  
Holt  
Honda  
Hooley

Hoyer  
Hulshof  
Inglis (SC)  
Inslee  
Israel  
Issa  
Jackson (IL)  
Jackson-Lee  
(TX)  
Jefferson  
Johnson (GA)  
Johnson (IL)  
Johnson, E. B.  
Johnson, Sam  
Jones (OH)  
Jordan  
Kagen  
Keller  
Kennedy  
Kilpatrick  
Kind  
King (IA)  
King (NY)  
Kirk  
Klein (FL)  
Kline (MN)  
Knollenberg  
LaHood  
Lamborn  
Lampson  
Langevin  
Larsen (WA)  
Larson (CT)  
Latham  
Lee  
Levin  
Lewis (CA)  
Lewis (GA)  
Lewis (KY)  
Linder  
Lipinski  
LoBiondo  
Loeb sack  
Lofgren, Zoe  
Lowe y  
Lucas  
Lungren, Daniel  
E.  
Lynch  
Mack  
Mahoney (FL)  
Maloney (NY)  
Manzullo  
Marchant  
Markey  
Matheson  
Matsui  
McCarthy (CA)  
McCarthy (NY)  
McCaul (TX)  
McCollum (MN)  
McCotter  
McCrary  
McDermott  
McGovern  
McHenry  
McHugh  
McKeon  
McNerney  
McNulty

NAYS—59

Abercrombie  
Aderholt  
Andrews  
Baldwin  
Cohen  
Costello  
Cubin  
DeFazio  
Duncan  
Everett  
Finler  
Goode  
Hare  
Hastings (WA)  
Hayes  
Hirono  
Hoekstra  
Holden  
Jindal  
Jones (NC)

Kanjorski  
Kaptur  
Kildee  
Kingston  
Kucinich  
Kuhl (NY)  
Lantos  
LaTourette  
Marshall  
McIntyre  
McMorris  
Rodgers  
Mollohan  
Murtha  
Napolitano  
Oberstar  
Pallone  
Payne  
Rahall  
Rogers (AL)

Bishop (UT)  
Cardoza  
Davis (KY)

NOT VOTING—8

Davis, Jo Ann  
Harman  
Hunter

Meehan  
Meek (FL)  
Meeks (NY)  
Melancon  
Mica  
Michaud  
Miller (FL)  
Miller (MI)  
Miller (NC)  
Miller, Gary  
Miller, George  
Mitchell  
Moore (KS)  
Moore (WI)  
Moran (KS)  
Moran (VA)  
Murphy (CT)  
Murphy, Patrick  
Murphy, Tim  
Musgrave  
Myrick  
Nadler  
Neal (MA)  
Neugebauer  
Nunes  
Obey  
Oliver  
Pascrell  
Pastor  
Paul  
Pearce  
Pence  
Perlmutter  
Peterson (MN)  
Peterson (PA)  
Petri  
Pickering  
Pitts  
Platts  
Poe  
Pomeroy  
Porter  
Price (GA)  
Price (NC)  
Pryce (OH)  
Putnam  
Radanovich  
Ramstad  
Rangel  
Regula  
Rehberg  
Reichert  
Renzi  
Reyes  
Reynolds  
Rodriguez  
Rogers (KY)  
Rogers (MI)  
Ros-Lehtinen  
Roskam  
Ross  
Roybal-Allard  
Royce  
Ruppersberger  
Rush  
Ryan (OH)  
Ryan (WI)  
Salazar  
Sali

Rohrabacher  
Rothman  
Sherman  
Shuler  
Slaughter  
Space  
Spratt  
Stearns  
Stupak  
Sutton  
Taylor  
Thompson (MS)  
Visclosky  
Walsh (NY)  
Waters  
Watson  
Watt  
Wilson (SC)  
Woolsey  
Wu

the rules were suspended and said bill, as amended, was passed.

By unanimous consent, the title was amended so as to read: "An Act to extend the authorities of the Andean Trade Preference Act until February 29, 2008."

A motion to reconsider the votes whereby the rules were suspended and said bill, as amended, was passed and the title was amended was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said bill.

¶91.45 FURTHER MESSAGE FROM THE SENATE

A further message from the Senate by Ms. Curtis, one of its clerks, announced that the Senate has passed a bill of the following title in which the concurrence of the House is requested:

S. 1701. An Act to provide for the extension of transitional medical assistance (TMA) and the abstinence education program through the end of fiscal year 2007, and for other purposes.

¶91.46 HONORING CHARLESTON FIREFIGHTERS

On motion of Mr. CLYBURN, by unanimous consent, the Committee on Oversight and Government Reform was discharged from further consideration of the following concurrent resolution (H. Con. Res. 172):

Whereas firefighters work devotedly and selflessly on behalf of the people of the United States, without regard for the peril or danger to themselves;

Whereas firefighters carry out the vital role of protecting and ensuring the safety of the public and their property;

Whereas on June 18, 2007, 9 brave men of the Charleston Fire Department selflessly paid the ultimate sacrifice in service to their community;

Whereas the firemen who perished had over 120 years of combined service in the fire department;

Whereas the events of June 18, 2007, constitute the single worst loss of firefighters since September 11, 2001;

Whereas Captain William "Billy" Hutchinson, Captain Mike Benke, Captain Louis Mulkey, Engineer Mark Kelsey, Engineer Bradford "Brad" Baity, Assistant Engineer Michael French, Firefighter James "Earl" Drayton, Firefighter Brandon Thompson, and Firefighter Melvin Champaign were heroes in the truest sense of the word; and

Whereas Charlestonians, South Carolinians, and Americans will forever be grateful for the service of these firefighters and mourn their loss: Now, therefore, be it

Resolved by the House of Representatives (the Senate concurring), That Congress honors the lives of the 9 fallen City of Charleston firefighters who lost their lives in Charleston, South Carolina, on June 18, 2007.

When said concurrent resolution was considered and agreed to.

A motion to reconsider the vote whereby said concurrent resolution was agreed to was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said concurrent resolution.

¶91.47 ORDER OF BUSINESS—PROCEEDINGS ON VOTES

On motion of Mr. SERRANO, by unanimous consent,

*Ordered*, That during consideration of the bill (H.R. 2829) making appropriations for financial services and general government for the fiscal year ending September 30, 2008, and for other purposes, pursuant to House Resolution 517, the Chair may reduce to two minutes the minimum time for electronic voting under clause 6 of rule XVIII and clauses 8 and 9 of rule XX.

¶91.48 FINANCIAL SERVICES  
APPROPRIATIONS FY 2008

The SPEAKER pro tempore, Mr. POMEROY, pursuant to House Resolution 517 and rule XVIII, declared the House resolved into the Committee of the Whole House on the state of the Union for the consideration of the bill (H.R. 2829) making appropriations for financial services and general government for the fiscal year ending September 30, 2008, and for other purposes.

The SPEAKER pro tempore, Mr. POMEROY, by unanimous consent, designated Mr. HASTINGS of Florida, as Chairman of the Committee of the Whole; and after some time spent therein,

The SPEAKER pro tempore, Mr. ANDREWS, assumed the Chair.

When Mr. HASTINGS of Florida, Chairman, reported that the Committee, having had under consideration said bill, had come to no resolution thereon.

¶91.49 ORDER OF BUSINESS—DURING  
FURTHER CONSIDERATION OF H.R. 2829

On motion of Mr. SERRANO, by unanimous consent,

*Ordered*, That during further consideration of H.R. 2829 in the Committee of the Whole House on the state of the Union, pursuant to House Resolution 517, notwithstanding clause 11 of rule XVIII, no amendment to the bill may be offered except: pro forma amendments offered at any point in the reading by the chairman or ranking minority member of the Committee on Appropriations or their designees for the purpose of debate; an amendment by Mr. STEARNS regarding currency manipulation; an amendment by Ms. HOOLEY regarding funding for High Intensity Drug Trafficking Areas; an amendment by Mr. POE or Mr. CUELLAR regarding funding for the Federal district courts; an amendment by Mr. Tom DAVIS of Virginia, regarding funding for District of Columbia schools programs; an amendment by Mr. KING of Iowa, reducing funding for election reform programs; an amendment by Mr. CARDOZA regarding funding for the General Services Administration; an amendment by Mr. CARDOZA regarding funding for the General Services Administration; an amendment by Mr. DEFazio regarding funding for the Selective Service System; an amendment by Mr. SESSIONS striking Section 738; an amendment by Mr. BOOZMAN regarding High Intensity Drug Trafficking Areas; an amendment by Mr. BOSWELL regarding studies by the Office of National Drug Control Policy; an amendment by Mr. CONAWAY regarding use of

reductions made through amendment for deficit reduction; an amendment by Mr. DEFazio regarding funding for the Selective Service System; an amendment by Mr. ELLSWORTH prohibiting funds for certain contractors with tax debt; an amendment by Mr. EMANUEL limiting funds for the Vice President's office; an amendment by Mr. GARRETT of New Jersey, limiting funds to enforce certain requirements under section 404 of the Sarbanes-Oxley Act; an amendment by Mr. GOODE limiting Federal funds for registration of unmarried couples in the District of Columbia; an amendment by Mr. HULSHOF regarding funding for High Intensity Drug Trafficking Areas; an amendment by Mr. JORDAN reducing funds in the bill by 8.9 percent, which shall be debatable for 30 minutes; an amendment by Mr. KINGSTON limiting funds for contracts to entities that do not participate in the basic pilot program related to illegal immigration; an amendment by Mr. LUCAS limiting funds to seize coins made or issued by the United States government prior to 1933; an amendment by Mr. MORAN of Kansas, limiting funds to enforce certain regulations related to exports to Cuba; an amendment by Mr. MILLER of North Carolina, regarding Executive Order 13422; an amendment by Mrs. MUSGRAVE reducing funds in the bill by 0.5 percent, which shall be debatable for 30 minutes; an amendment by Mr. NEUGEBAUER limiting funds for the Federal Election Commission regarding certain certifications for the Presidential Election Campaign Fund; an amendment by Mr. NEUGEBAUER limiting the collection and distribution of funds from the Presidential Election Campaign Fund; an amendment by Mr. PENCE limiting funds to implement the Fairness Doctrine, which shall be debatable for 40 minutes; an amendment by Mr. PRICE of Georgia, reducing funds in the bill by 1 percent, which shall be debatable for 30 minutes; an amendment by Mr. SOUDER limiting funds for needle exchange programs in the District of Columbia; an amendment by Mr. STEARNS limiting funds for the IRS "Where's My Refund" program; an amendment by Mr. UPTON regarding use of Energy Star certified light bulbs; an amendment by Mr. WICKER limiting the use of funds to implement section 5112 of title 31, United States Code; an amendment by Mr. WOLF regarding establishment and funding for a budget and entitlement reform commission; an amendment by Mr. FLAKE limiting funds for a project of the Barracks Row Main Street; an amendment by Mr. FLAKE limiting funds for the Fairplex Trade and Conference Center in Pomona, California; an amendment by Mr. FLAKE limiting funds for the Grace Johnstown Area Regional Industries Incubator and Workforce Development program; an amendment by Mr. FLAKE limiting funds for the Mitchell County Development Foundation, Inc., for the Home of the Perfect Christmas Tree project; an amendment by Mr. FLAKE limiting

funds for the Oil Region Alliance of Business Industry and Tourism; an amendment by Mr. FLAKE limiting funds for the San Francisco Planning and Urban Research Association, SPUR Urban Center; an amendment by Mr. FLAKE limiting funds for the West Virginia University Research Corporation for renovations of a small business incubator; an amendment by Mr. FLAKE limiting funds for the City of Charlotte, North Carolina Belvedere Business Park project; an amendment by Mr. FLAKE limiting funds for the Historic Downtown Retail project, Valley Economic Development Center; an amendment by Mr. FLAKE limiting funds for the Advantage West Economic Development Group Certified Entrepreneurial Community program; an amendment by Mr. CAMPBELL of California, limiting funds for Abraham Lincoln National Airport Commission; an amendment by Mr. CAMPBELL of California, limiting funds for the Wittenberg University East Asian Study Center; an amendment by Mr. CAMPBELL of California, limiting funds for 147 projects requested by Members of Congress and disclosed pursuant to the rules of the House; an amendment by Mr. REGULA regarding the IRS; an amendment by Mr. OBEY regarding earmarks; and an amendment or amendments by Mr. SERRANO regarding funding levels.

*Ordered further*, That each such amendment may be offered only by the Member named in this request or a designee, shall be considered as read, shall not be subject to amendment except that the chairman and ranking minority member of the Committee on Appropriations and the Subcommittee on Financial Services and General Government each may offer one pro forma amendment for the purpose of debate; and shall not be subject to a demand for division of the question in the House or in the Committee of the Whole House on the state of the Union.

*Ordered further*, That except as otherwise specified, each amendment shall be debatable for 10 minutes, equally divided and controlled by the proponent and an opponent. An amendment shall be considered to fit the description stated in this request if it addresses in whole or in part the object described.

¶91.50 FINANCIAL SERVICES  
APPROPRIATIONS FY 2008

The SPEAKER pro tempore, Mr. ANDREWS, pursuant to House Resolution 517 and rule XVIII, declared the House resolved into the Committee of the Whole House on the state of the Union for the consideration of the bill (H.R. 2829) making appropriations for financial services and general government for the fiscal year ending September 30, 2008, and for other purposes.

Mr. HASTINGS of Florida, Chairman of the Committee of the Whole, resumed the Chair; and after some time spent therein,

**THURSDAY, JUNE 28 (LEGISLATIVE DAY OF JUNE 27), 2007**

The SPEAKER pro tempore, Mr. VIS-CLOSKY, assumed the Chair.

When Mr. ALTMIRE, Acting Chairman, reported that the Committee, having had under consideration said bill, had come to no resolution thereon.

¶91.51 SENATE ENROLLED BILLS SIGNED

The SPEAKER announced her signature to enrolled bills of the Senate of the following titles:

S. 229. An Act to redesignate a Federal building in Albuquerque, New Mexico, as the "Raymond G. Murphy Department of Veterans Affairs Medical Center".

S. 801. An Act to designate a United States courthouse located in Fresno, California, as the "Robert E. Coyle United States Courthouse".

¶91.52 LEAVE OF ABSENCE

By unanimous consent, leave of absence was granted to Mrs. JONES of Ohio, for today until 5:30 p.m.

And then,

¶91.53 ADJOURNMENT

On motion of Mr. SERRANO, at 12 o'clock and 23 minutes a.m. Thursday, June 28 (legislative day of June 27), 2007, the House adjourned.

¶91.54 REPORTS OF COMMITTEES ON PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XIII, reports of committees were delivered to the Clerk for printing and reference to the proper calendar, as follows:

Mr. RANGEL: Committee on Ways and Means. H.R. 2776. A bill to amend the Internal Revenue Code of 1986 to provide tax incentives for the production of renewable energy and energy conservation; with an amendment (Rept. 110-214). Referred to the Committee of the Whole House on the state of the Union.

¶91.55 PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XII, public bills and resolutions were introduced and severally referred, as follows:

By Mr. MICHAUD (for himself, Mr. FILNER, Mr. HALL of New York, Ms. CORRINE BROWN of Florida, Mr. SALAZAR, Mr. RODRIGUEZ, Ms. HERSETH SANDLIN, Ms. BERKLEY, Mr. MAHONEY of Florida, Mr. LOEBSACK, Mr. BOSWELL, Mr. MCNERNEY, Mr. ARCURI, Mr. PATRICK MURPHY of Pennsylvania, Mr. DONNELLY, Mr. MITCHELL, Mr. WALZ of Minnesota, and Mr. HARE):

H.R. 2874. A bill to amend title 38, United States Code, to make certain improvements in the provision of health care to veterans, and for other purposes; to the Committee on Veterans' Affairs.

By Mr. KAGEN (for himself, Mr. KIND, Mr. RYAN of Wisconsin, Mr. OBEY, Ms. BALDWIN, Ms. MOORE of Wisconsin, Mr. PETRI, and Mr. SENSEN-BRENNER):

H.R. 2875. A bill to amend title XVIII of the Social Security Act to provide for a technical correction to the amendments made by section 422 of the Medicare Prescription Drug, Improvement, and Modernization Act of 2003; to the Committee on Ways and Means.

By Mr. SPACE:

H.R. 2876. A bill to permit the interstate distribution of State-inspected meat under appropriate circumstances; to the Committee on Agriculture.

By Mr. SULLIVAN (for himself, Mr. TOWNS, and Mr. HALL of Texas):

H.R. 2877. A bill to provide for a program of research, development, and demonstration on natural gas vehicles; to the Committee on Science and Technology.

By Mr. DAVIS of Alabama (for himself, Mr. DELAHUNT, Mr. TOM DAVIS of Virginia, Mr. CANNON, Mr. MCCAUL of Texas, Mr. SCHIFF, Ms. ROSLEHTINEN, Mr. SHAYS, Mr. UDALL of New Mexico, Mr. MORAN of Virginia, Ms. NORTON, and Mr. CUMMINGS):

H.R. 2878. A bill to amend titles 18 and 28 of the United States Code to provide incentives for the prompt payments of debts owed to the United States and the victims of crime by imposing surcharges on unpaid judgments owed to the United States and to the victims of crime, to provide for offsets on amounts collected by the Department of Justice for Federal agencies, and to increase the amount of special assessments imposed upon convicted persons; to establish an Enhanced Financial Recovery Fund to enhance, supplement and improve the debt collection activities of the Department of Justice; to amend title 5, United States Code, to provide to assistant United States attorneys the same retirement benefits as are afforded to Federal law enforcements officers, and for other purposes; to the Committee on the Judiciary, and in addition to the Committee on Oversight and Government Reform, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mrs. McMORRIS RODGERS (for herself and Mr. LARSEN of Washington):

H.R. 2879. A bill to amend the Farm Security and Rural Investment Act of 2002 to authorize the Secretary of Agriculture to consider variations in the national average market price for different classes of wheat when determining the eligibility of wheat producers for counter-cyclical payments for the 2007 crop year; to the Committee on Agriculture.

By Mr. KIRK (for himself, Mr. ANDREWS, Mr. KLEIN of Florida, Mr. BOUSTANY, Mr. WEXLER, Mr. CANTOR, Mr. PENCE, Mr. BURTON of Indiana, Mr. SMITH of New Jersey, Mr. SOUDER, Mr. KING of New York, Mrs. WILSON of New Mexico, Mr. CULBERSON, Mr. MCCAUL of Texas, Mr. WELDON of Florida, Mr. CARNEY, Mr. CROWLEY, Mr. WILSON of South Carolina, and Mr. MAHONEY of Florida):

H.R. 2880. A bill to amend the Iran Sanctions Act of 1996 to enhance United States diplomatic efforts with respect to Iran by expanding economic sanctions against Iran to include the importation of refined petroleum; to the Committee on Foreign Affairs, and in addition to the Committees on Financial Services, Oversight and Government Reform, and Ways and Means, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. OBERSTAR (for himself, Mr. MICA, Mr. COSTELLO, Mr. PETRI, Mr. RAHALL, Mr. YOUNG of Alaska, Mr. DEFAZIO, Ms. NORTON, Mr. NADLER, Ms. CORRINE BROWN of Florida, Mr. FILNER, Ms. EDDIE BERNICE JOHNSON of Texas, Mr. CUMMINGS, Mrs. TAUSCHER, Mr. BOSWELL, Mr. HOLDEN, Mr. BAIRD, Mr. LARSEN of Wash-

ington, Mr. CAPUANO, Ms. CARSON, Mr. BISHOP of New York, Mr. HIGGINS, Mr. CARNAHAN, Mr. SALAZAR, Mrs. NAPOLITANO, Mr. LIPINSKI, Ms. MATSUI, Mr. SPACE, Ms. HIRONO, Mr. ARCURI, Mr. BRALEY of Iowa, Mr. HALL of New York, Mr. KAGEN, and Mr. COHEN):

H.R. 2881. A bill to amend title 49, United States Code, to authorize appropriations for the Federal Aviation Administration for fiscal years 2008 through 2011, to improve aviation safety and capacity, to provide stable funding for the national aviation system, and for other purposes; to the Committee on Transportation and Infrastructure.

By Mr. ARCURI:

H.R. 2882. A bill to authorize the Secretary of Health and Human Services to make grants to promote professional retrofit installation of fire alarm detection systems and other fire detection and prevention technologies in nursing homes, hospice facilities, and other appropriate facilities; to the Committee on Energy and Commerce.

By Ms. BERKLEY (for herself, Mr. PORTER, Mr. ENGLISH of Pennsylvania, Mr. CANNON, Mr. JONES of North Carolina, Mr. WILSON of South Carolina, Mrs. MUSGRAVE, and Mr. DREIER):

H.R. 2883. A bill to amend the Internal Revenue Code of 1986 to treat gold, silver, platinum, and palladium, in either coin or bar form, in the same manner as equities and mutual funds for purposes of the maximum capital gains rate for individuals; to the Committee on Ways and Means.

By Mr. CUMMINGS:

H.R. 2884. A bill to assist members of the Armed Forces in obtaining United States citizenship, and for other purposes; to the Committee on the Judiciary.

By Mr. KANJORSKI (for himself, Mr. ROYCE, Mr. PRICE of Georgia, Mr. BACHUS, Ms. BEAN, Ms. GINNY BROWN-WAITE of Florida, Mr. SCOTT of Georgia, Mr. SESSIONS, and Mr. CAMPBELL of California):

H.R. 2885. A bill to amend the Credit Repair Organizations Act to clarify the applicability of certain provisions to credit monitoring services, and for other purposes; to the Committee on Financial Services.

By Mr. KNOLLENBERG:

H.R. 2886. A bill to address the exchange-rate misalignment of the Japanese yen with respect to the United States dollar, and for other purposes; to the Committee on Ways and Means, and in addition to the Committee on Financial Services, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mrs. MCCARTHY of New York:

H.R. 2887. A bill to amend the Public Health Service Act to provide for a program of screenings and education regarding children with sudden cardiac arrhythmia syndromes; to the Committee on Energy and Commerce.

By Mrs. MCCARTHY of New York:

H.R. 2888. A bill to repeal the reduction in Medicare payment for therapeutic shoes and inserts for individuals with diabetes effected by section 627 of the Medicare Prescription Drug, Improvement, and Modernization Act of 2003; to the Committee on Energy and Commerce, and in addition to the Committee on Ways and Means, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. REYNOLDS:

H.R. 2889. A bill to amend the Public Health Service Act to improve newborn screening activities, and for other purposes; to the Committee on Energy and Commerce.

By Mr. SMITH of Texas:  
H.R. 2890. A bill to direct the Secretary of Energy to establish a photovoltaic demonstration program, and for other purposes; to the Committee on Science and Technology.

By Mrs. TAUSCHER (for herself, Mr. MEHAN, Mr. ANDREWS, Mr. BRADY of Pennsylvania, Mr. SPRATT, Ms. SHEA-PORTER, Mr. SMITH of Washington, and Mr. LOEBSACK):

H.R. 2891. A bill to prevent nuclear terrorism, and for other purposes; to the Committee on Foreign Affairs.

By Mr. WEINER (for himself and Ms. WASSERMAN SCHULTZ):

H.R. 2892. A bill to amend the Public Health Service Act, the Employee Retirement Income Security Act of 1974, chapter 89 of title 5, United States Code, and title 10, United States Code, to require coverage for the treatment of infertility; to the Committee on Energy and Commerce, and in addition to the Committees on Education and Labor, Oversight and Government Reform, and Armed Services, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. WELDON of Florida:  
H.R. 2893. A bill to amend the Internal Revenue Code of 1986 to provide that qualified homeowner downpayment assistance is a charitable purpose, and for other purposes; to the Committee on Ways and Means.

By Mr. BUCHANAN (for himself, Mr. AKIN, Mr. BARTLETT of Maryland, Mrs. BACHMANN, Mr. BILIRAKIS, Mrs. BLACKBURN, Mr. BOOZMAN, Ms. GINNY BROWN-WAITE of Florida, Mr. BURTON of Indiana, Mr. CAMPBELL of California, Ms. CARSON, Mr. CHABOT, Mr. CRENSHAW, Mr. CULBERSON, Mr. DAVIS of Illinois, Mr. DAVID DAVIS of Tennessee, Mrs. DAVIS of California, Mr. LINCOLN DIAZ-BALART of Florida, Mr. MARIO DIAZ-BALART of Florida, Mr. DOOLITTLE, Mr. FEENEY, Mr. GARRETT of New Jersey, Mr. HENSARLING, Mr. JONES of North Carolina, Ms. KAPTUR, Mr. KLINE of Minnesota, Mr. KUHLMAN of New York, Mrs. MCMORRIS RODGERS, Mr. MCNERNEY, Mr. MCKEON, Mr. MACK, Mr. MANZULLO, Mr. MARSHALL, Mr. MICA, Mr. MILLER of Florida, Mr. NEAL of Massachusetts, Mr. NEUGEBAUER, Mr. PAYNE, Mr. PITTS, Mr. PUTNAM, Mr. REICHERT, Mr. ROGERS of Alabama, Mr. ROSKAM, Ms. SHEA-PORTER, Mr. SHADEGG, Mr. SMITH of New Jersey, Mr. SOUDER, Mr. TANCREDO, Mr. UDALL of Colorado, Mr. WAMP, Mr. WELDON of Florida, Mr. YOUNG of Alaska, Mr. COHEN, Mr. FORTUÑO, Mr. DONNELLY, Mr. MITCHELL, Mrs. CHRISTENSEN, Mr. BROWN of South Carolina, Ms. BERKLEY, Mrs. BOYDA of Kansas, Mr. STEARNS, Mr. ROGERS of Michigan, Ms. ROS-LEHTINEN, Mr. FOSSELLA, Mr. CASTLE, Mr. WUPON, Mr. MAHONEY of Florida, Mr. WALDEN of Oregon, Mr. MEEK of Florida, Mr. KING of New York, Mr. KELLER, Mr. PETERSON of Minnesota, and Mr. SPACE):

H. Con. Res. 176. Concurrent resolution expressing the sense of the Congress that a commemorative postage stamp should be issued to honor our Nation's disabled veterans; to the Committee on Oversight and Government Reform.

By Mrs. LOWEY:  
H. Con. Res. 177. Concurrent resolution expressing the sense of the Congress concerning contraceptives for women; to the Committee on Energy and Commerce.

By Mr. PUTNAM:  
H. Res. 520. A resolution electing a minority member to a standing committee of the House of Representatives; considered and agreed to.

By Mrs. GILLIBRAND (for herself, Mr. MCHUGH, Mr. ACKERMAN, Mr. ARCURI, Mr. CROWLEY, Mr. ENGEL, Mr. HIGGINS, Mr. HINCHEY, Mr. KUHLMAN of New York, Mrs. MCCARTHY of New York, Mr. McNULTY, Mrs. MALONEY of New York, Mr. MEEKS of New York, Mr. RANGEL, Mr. REYNOLDS, Mr. SERRANO, Ms. VELÁZQUEZ, Mr. WALSH of New York, Mr. FILNER, Mr. KENNEDY, Mr. TANNER, Mr. MCGOVERN, Mr. BRADY of Pennsylvania, Mr. KLEIN of Florida, Mr. LANTOS, Ms. WOOLSEY, Mr. MILLER of North Carolina, Mr. HINOJOSA, and Ms. LINDA T. SÁNCHEZ of California):

H. Res. 521. A resolution celebrating the 75th Anniversary of the 1932 Winter Olympic Games in Lake Placid, New York; to the Committee on Foreign Affairs.

By Ms. DELAURO (for herself, Mr. LARSON of Connecticut, Mr. SHAYS, Mr. MURPHY of Connecticut, and Mr. COURTNEY):

H. Res. 522. A resolution recognizing the historical and educational significance of the Freedom Schooner Amistad's 14-month 2007 Atlantic Freedom Tour, and expressing the sense of the House of Representatives that preserving the legacy of the Amistad story is important in promoting multi-cultural dialogue, education, and cooperation; to the Committee on Oversight and Government Reform.

By Mr. MARKEY:  
H. Res. 523. A resolution encouraging recognition, and supporting the goals and ideals, of National Aphasia Awareness Month; to the Committee on Energy and Commerce.

By Mrs. MCCARTHY of New York:  
H. Res. 524. A resolution expressing the sense of the House of Representatives with respect to Diamond-Blackfan Anemia; to the Committee on Energy and Commerce.

91.56 ADDITIONAL SPONSORS

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

- H.R. 20: Mr. PITTS and Mr. MEEHAN.
- H.R. 23: Mr. GOHMERT, Mr. SCOTT of Virginia, Mr. TOM DAVIS of Virginia, Mr. GONZALEZ, Mr. THOMPSON of Mississippi, Mr. MURPHY of Connecticut, Mrs. BONO, Mr. LEWIS of Georgia, and Mr. BAKER.
- H.R. 101: Ms. SUTTON.
- H.R. 119: Mrs. EMERSON.
- H.R. 180: Mr. SPACE.
- H.R. 260: Mr. HARE.
- H.R. 281: Mr. BERMAN.
- H.R. 368: Ms. GIFFORDS, Mrs. CAPITO, Mr. ROSS, Mr. HAYES, Mr. PETERSON of Minnesota, Mr. BISHOP of Georgia, and Mr. BRALEY of Iowa.
- H.R. 369: Mr. BRADY of Pennsylvania.
- H.R. 447: Mr. PASTOR.
- H.R. 551: Mr. SESSIONS and Ms. WATERS.
- H.R. 552: Mr. NEAL of Massachusetts, Mr. EDWARDS, Mrs. EMERSON, Ms. MATSUI, and Mr. DELAHUNT.
- H.R. 581: Mr. KINGSTON, Mr. BISHOP of Utah, Mr. MARCHANT, and Mr. FEENEY.
- H.R. 661: Mr. MURPHY of Connecticut.
- H.R. 683: Mr. DUNCAN.
- H.R. 690: Ms. FOX, Mr. GOODLATTE, and Mr. HINCHEY.
- H.R. 695: Mr. DAVIS of Kentucky.
- H.R. 725: Mr. BAKER.
- H.R. 752: Mr. RUPPERSBERGER, Mr. MURPHY of Connecticut, Mr. HASTINGS of Florida, Mr. MELANCON, Mr. HIGGINS, Mr. HODES, Ms. SUTTON, Mr. HOLT, and Mr. WATT.

- H.R. 758: Ms. MOORE of Wisconsin, Mr. PETERSON of Minnesota, and Mr. CARDOZA.
- H.R. 760: Mr. REYES, Mr. MOLLOHAN, and Ms. WATERS.
- H.R. 784: Mr. GORDON, Mr. DAVID DAVIS of Tennessee, and Mr. DAVIS of Alabama.
- H.R. 809: Mr. RAHALL.
- H.R. 848: Ms. CLARKE.
- H.R. 882: Mr. CAPUANO and Mr. BOUCHER.
- H.R. 969: Mr. HIGGINS.
- H.R. 980: Ms. WATERS and Ms. ESHOO.
- H.R. 1004: Ms. CARSON and Ms. BORDALLO.
- H.R. 1014: Mr. PETERSON of Minnesota and Mr. ENGLISH of Pennsylvania.
- H.R. 1043: Ms. DELAURO.
- H.R. 1082: Mr. HARE.
- H.R. 1091: Mr. SAXTON.
- H.R. 1102: Mr. DELAHUNT.
- H.R. 1108: Ms. LORETTA SANCHEZ of California, and Mrs. NAPOLITANO.
- H.R. 1125: Mr. BOUCHER, Mr. LEWIS of Georgia, Mr. RODRIGUEZ, Mr. ARCURI, Mr. GINGREY, Mr. DOOLITTLE, Mr. RUPPERSBERGER, Mr. BURTON of Indiana, Mr. JOHNSON of Georgia, Mr. LOEBSACK, and Mrs. BLACKBURN.
- H.R. 1157: Mr. HARE.
- H.R. 1163: Mr. SHAYS.
- H.R. 1193: Ms. MATSUI, Mr. CARDOZA, Ms. SOLIS, Mr. LEWIS of Kentucky, and Mr. UDALL of New Mexico.
- H.R. 1194: Mr. POE, Mr. BOREN, Mr. MITCHELL, and Mr. NUNES.
- H.R. 1236: Ms. CLARKE, Mr. CLYBURN, Mr. DAVIS of Alabama, Mr. ELLISON, Mr. JACKSON of Illinois, Mrs. JONES of Ohio, Mr. RANGEL, Mr. SCOTT of Georgia, Mr. THOMPSON of Mississippi, Ms. WATERS, and Mr. WATT.
- H.R. 1237: Ms. ESHOO, Mr. BUTTERFIELD, Mrs. CAPPS, Mr. CARNAHAN, and Mr. HARE.
- H.R. 1266: Mr. RODRIGUEZ.
- H.R. 1286: Mr. PLATTS, Mr. BRADY of Pennsylvania, and Mr. FATTAH.
- H.R. 1293: Mr. DELAHUNT, Mr. LAMPSON, and Mr. JOHNSON of Georgia.
- H.R. 1295: Mr. LAMBORN.
- H.R. 1298: Mr. BOREN.
- H.R. 1304: Mr. TANCREDO, Mr. TIBERI, and Mr. SESSIONS.
- H.R. 1306: Mr. SIRES.
- H.R. 1338: Mr. VISCLOSKEY, Mr. ALTMIRE, Ms. HERSETH SANDLIN, Mr. PETERSON of Minnesota, Mr. MURTHA, Mr. PERLMUTTER, Mr. LINCOLN DAVIS of Tennessee, Mr. SCOTT of Georgia, Mr. SIRES, Mr. BOYD of Florida, Ms. WATERS, Mr. BRALEY of Iowa, Mr. FALEOMAVAEGA, Mr. COOPER, Mr. LARSEN of Washington, Mr. MELANCON, Mr. SARBANES, Mr. SPRATT, Mr. KAGEN, Mr. WILSON of Ohio, Mr. LYNCH, Mr. EDWARDS, Mr. WALZ of Minnesota, Mr. SNYDER, Mr. BARROW, Ms. GIFFORDS, Mr. MAHONEY of Florida, Mr. SALAZAR, and Mr. SPACE.
- H.R. 1352: Mr. LEVIN.
- H.R. 1363: Mr. BERMAN and Mr. HARE.
- H.R. 1399: Mr. WHITFIELD, Mrs. BIGGERT, Ms. HERSETH SANDLIN, and Mr. MCCOTTER.
- H.R. 1415: Mr. DELAHUNT.
- H.R. 1418: Mr. HINCHEY.
- H.R. 1440: Mr. PRICE of North Carolina.
- H.R. 1514: Mr. DAVIS of Kentucky.
- H.R. 1537: Mr. BRALEY of Iowa, Mrs. BONO, and Mr. CULBERSON.
- H.R. 1543: Mr. BLUMENAUER.
- H.R. 1551: Mr. REYES.
- H.R. 1553: Mr. WHITFIELD, Mr. ALTMIRE, Mr. LEWIS of Kentucky, Mr. OLVER, Mr. WYNN, Mr. BOSWELL, Ms. BERKLEY, Mrs. MYRICK, Mr. PORTER, Mr. LANGEVIN, Mr. SIRES, Mr. RODRIGUEZ, and Mr. SAXTON.
- H.R. 1576: Mr. DOGGETT.
- H.R. 1581: Mr. FRANK of Massachusetts.
- H.R. 1589: Mr. GORDON and Mr. DAVIS of Alabama.
- H.R. 1609: Mr. HINOJOSA, Mrs. MCCARTHY of New York, and Mr. CAPUANO.
- H.R. 1632: Mr. FORTUÑO and Mr. PETERSON of Minnesota.
- H.R. 1655: Mr. SARBANES and Mr. ROTHMAN.

H.R. 1663: Mr. LAMPSON.  
 H.R. 1671: Mr. KENNEDY.  
 H.R. 1755: Ms. WATSON.  
 H.R. 1759: Mr. HOLDEN and Mr. SHERMAN.  
 H.R. 1767: Mr. GOODLATTE and Ms. FOX.  
 H.R. 1783: Mr. WALSH of New York and Mr. JOHNSON of Georgia.  
 H.R. 1794: Mr. HINOJOSA, Mr. AL GREEN of Texas, Mr. HONDA, Mr. FILNER, and Mr. SOUDER.  
 H.R. 1818: Mr. PALLONE and Mr. DAVIS of Alabama.  
 H.R. 1829: Mr. KELLER and Mrs. MYRICK.  
 H.R. 1884: Mr. BRALEY of Iowa, Mr. ROTHMAN, Ms. CASTOR, Mr. LOBIONDO, and Mr. BOREN.  
 H.R. 1919: Mr. PRICE of North Carolina, Mr. DICKS, Mr. MEEHAN, Mr. JOHNSON of Illinois, Ms. SHEA-PORTER, Mr. BRADY of Pennsylvania, and Mr. HODES.  
 H.R. 1923: Mr. CAMPBELL of California.  
 H.R. 1926: Mr. LEWIS of Kentucky, Mr. ROTHMAN, and Mr. MEEHAN.  
 H.R. 1932: Mr. RYAN of Ohio and Mr. RAHALL.  
 H.R. 1940: Mr. JORDAN.  
 H.R. 1971: Mr. HOLT, Mrs. LOWEY, and Mr. ABERCROMBIE.  
 H.R. 2035: Mr. BRALEY of Iowa and Mr. UDALL of New Mexico.  
 H.R. 2040: Mr. MEEKS of New York and Mr. CLEAVER.  
 H.R. 2046: Mr. YOUNG of Alaska.  
 H.R. 2052: Mr. ARCURI and Mr. DOOLITTLE.  
 H.R. 2056: Mr. COHEN.  
 H.R. 2060: Mr. LOEBSACK.  
 H.R. 2063: Mr. MORAN of Virginia and Mr. RUSH.  
 H.R. 2129: Mr. REYNOLDS.  
 H.R. 2157: Mrs. GILLIBRAND.  
 H.R. 2205: Ms. HERSETH SANDLIN and Mrs. BACHMANN.  
 H.R. 2243: Mr. WAXMAN.  
 H.R. 2253: Mr. MILLER of Florida.  
 H.R. 2265: Mr. JONES of North Carolina and Mr. FRANK of Massachusetts.  
 H.R. 2281: Mr. BILBRAY.  
 H.R. 2302: Mr. GARRETT of New Jersey.  
 H.R. 2329: Mr. ROSKAM, Mr. BOUSTANY and Mr. BUTTERFIELD.  
 H.R. 2341: Mr. BLUMENAUER.  
 H.R. 2347: Mr. PALLONE, Mr. HASTINGS of Florida, Mr. VAN HOLLEN, Mr. CULBERSON, and Mr. FOSSELLA.  
 H.R. 2370: Mr. DAVID DAVIS of Tennessee.  
 H.R. 2421: Mr. AL GREEN of Texas.  
 H.R. 2423: Mr. PETRI.  
 H.R. 2441: Mr. REHBERG.  
 H.R. 2443: Mrs. CHRISTENSEN and Mr. DAVIS of Kentucky.  
 H.R. 2457: Mr. CONYERS.  
 H.R. 2471: Mr. DOOLITTLE and Mr. CARTER.  
 H.R. 2472: Mr. GOODE, Mr. TOWNS, Ms. CASTOR, Mr. HASTINGS of Florida, Mr. PAYNE, Ms. CLARKE, Mr. PLATTS, Mrs. JONES of Ohio, Mr. BISHOP of Georgia, Mr. HARE, Ms. FALLIN, Mr. ELLISON, Mr. WEXLER, Mr. THOMPSON of Mississippi, and Mr. ALTMIRE.  
 H.R. 2479: Mr. COHEN, Mr. HINOJOSA, Mr. LAMPSON, Ms. ZOE LOFGREN of California, Mr. MURPHY of Connecticut, Mr. SHAYS, and Mr. STARK.  
 H.R. 2497: Mr. BOOZMAN.  
 H.R. 2508: Mr. MCCAUL of Texas and Mr. NEUGEBAUER.  
 H.R. 2511: Mr. GRIJALVA, Mr. McNULTY, and Mr. BRADY of Texas.  
 H.R. 2522: Mr. BUTTERFIELD, Mr. BRADY of Pennsylvania, Mr. STARK, Mr. BAIRD, and Mr. LAMPSON.  
 H.R. 2531: Mr. LAMPSON, Ms. CORRINE BROWN of Florida, Mr. AL GREEN of Texas, and Mr. HINOJOSA.  
 H.R. 2542: Mr. CARTER, Mr. SESSIONS, Mr. SAM JOHNSON of Texas, Mr. MCCAUL of Texas, Ms. GRANGER, Mr. DUNCAN, Mr. ADERHOLT, Mr. MILLER of Florida, Mr. BURTON of Indiana, Mr. LEWIS of Kentucky, Mr. DEAL of Georgia, Mr. BISHOP of Utah, Mr. MCCOTTER, and Mrs. BOYDA of Kansas.

H.R. 2558: Mr. CULBERSON, Mrs. MYRICK, Mr. PAUL, Mr. SESSIONS, Mr. WICKER, and Mrs. MUSGRAVE.  
 H.R. 2566: Mr. MICHAUD.  
 H.R. 2567: Mr. ENGLISH of Pennsylvania and Mr. GERLACH.  
 H.R. 2574: Mr. DINGELL, Mr. WALSH of New York, Mr. DREIER, Mr. HELLER, and Mrs. MYRICK.  
 H.R. 2583: Mr. AKIN.  
 H.R. 2593: Mr. WAXMAN.  
 H.R. 2599: Mr. AL GREEN of Texas.  
 H.R. 2606: Mr. SALAZAR and Mr. MORAN of Kansas.  
 H.R. 2610: Mr. THOMPSON of Mississippi.  
 H.R. 2612: Mr. CAPUANO, Mr. FILNER, Mr. FRANK of Massachusetts, and Mr. GORDON.  
 H.R. 2617: Ms. LINDA T. SANCHEZ of California and Ms. CARSON.  
 H.R. 2668: Mr. FILNER and Ms. CARSON.  
 H.R. 2677: Ms. ESHOO and Mr. GILLMOR.  
 H.R. 2682: Mrs. MUSGRAVE, Mr. GERLACH, Mr. HASTINGS of Washington, Mr. MCCAUL of Texas, Mr. KING of Iowa, Mr. BRADY of Pennsylvania, Mr. AKIN, Mr. GOODE, and Mr. BISHOP of Utah.  
 H.R. 2689: Mr. ORTIZ, Mr. KAGEN, and Mr. GORDON.  
 H.R. 2691: Ms. HERSETH SANDLIN.  
 H.R. 2714: Mr. BONNER.  
 H.R. 2720: Ms. MOORE of Wisconsin and Mr. FATTAH.  
 H.R. 2726: Mrs. DRAKE and Mr. BOOZMAN.  
 H.R. 2734: Mr. BAKER, Mrs. SCHMIDT, and Mr. REICHERT.  
 H.R. 2740: Mr. BRADY of Pennsylvania.  
 H.R. 2747: Mr. BAIRD and Mr. HINOJOSA.  
 H.R. 2749: Mr. GOODE.  
 H.R. 2774: Mr. MITCHELL.  
 H.R. 2778: Mr. ISRAEL.  
 H.R. 2787: Mrs. MCCARTHY of New York, Mrs. BOYDA of Kansas, Mr. HILL, and Mrs. GILLIBRAND.  
 H.R. 2789: Mr. ENGLISH of Pennsylvania.  
 H.R. 2807: Mr. PITTS, Mr. GINGREY, Mr. LUCAS, Mr. AKIN, Mr. WALBERG, Mr. FORTUÑO, Mr. DOOLITTLE, Mr. LAMBORN, Mr. MILLER of Florida, Mr. SMITH of New Jersey, Mr. FRANKS of Arizona, and Mr. BLUNT.  
 H.R. 2814: Mr. CONAWAY, Mr. ISSA, and Mr. MARSHALL.  
 H.R. 2827: Mr. LATHAM.  
 H.R. 2844: Mr. SMITH of New Jersey and Ms. JACKSON-LEE of Texas.  
 H.R. 2857: Mr. KILDEE.  
 H.R. 2860: Mr. LATHAM.  
 H.J. Res. 44: Mr. OLVER.  
 H.J. Res. 46: Mr. MILLER of Florida and Mr. ALEXANDER.  
 H. Con. Res. 134: Mr. JACKSON of Illinois, Mrs. NAPOLITANO, and Mr. BERMAN.  
 H. Con. Res. 136: Mr. SHERMAN, Mr. MOORE of Kansas, and Mr. AL GREEN of Texas.  
 H. Con. Res. 137: Mr. UDALL of Colorado.  
 H. Con. Res. 162: Mr. WALZ of Minnesota.  
 H. Con. Res. 163: Mr. SESSIONS.  
 H. Con. Res. 169: Mr. HASTINGS of Florida and Mr. JACKSON of Illinois.  
 H. Con. Res. 172: Mr. NUNES, Mr. BARROW, Mr. GERLACH, Mr. PLATTS, Mr. GOHMERT, Ms. FOX, Mr. HENSARLING, Mr. PETERSON of Pennsylvania, Mr. BOOZMAN, Mr. REICHERT, Mrs. MYRICK, Mr. DENT, Mr. CAPUANO, Mr. DUNCAN, Mr. WALDEN of Oregon, Mr. DAVID DAVIS of Tennessee, Mr. ENGLISH of Pennsylvania, Mrs. JO ANN DAVIS of Virginia, Mr. HUNTER, Mr. WHITFIELD, Mr. FRANKS of Arizona, Mr. MACK, Mr. CONAWAY, Mr. PALLONE, Mr. BRADY of Pennsylvania, Mr. MORAN of Kansas, Mr. SHUSTER, Mr. CANNON, Mr. SESSIONS, Mr. JONES of North Carolina, Ms. FALLIN, Mr. PRICE of Georgia, Mr. WOLF, Mr. YOUNG of Alaska, Mrs. BLACKBURN, Mr. ADERHOLT, Mr. WALBERG, Mr. HAYES, Ms. ROS-LEHTINEN, Mr. CALVERT, Mr. FORBES, Mr. MICHAUD, Mr. TERRY, Ms. EDDIE BERNICE JOHNSON of Texas, Mr. LOBIONDO, Mr. GALLEGLY, Mr. SOUDER, Mr. REHBERG, Mr. BACA, Ms. CORRINE BROWN of Florida, Mr.

BUTTERFIELD, Mr. CUELLAR, Mr. DAVIS of Alabama, Mr. ELLISON, Mr. DAVIS of Kentucky, Mr. HASTINGS of Florida, Ms. HERSETH SANDLIN, Mr. LEWIS of Georgia, Mr. MCGOVERN, Mr. MCINTYRE, Mr. MEEK of Florida, Mr. MILLER of North Carolina, Mrs. MILLER of Michigan, Ms. MOORE of Wisconsin, Mr. MORAN of Virginia, Mr. SCOTT of Virginia, Mr. SCOTT of Georgia, Mrs. TAUSCHER, Mr. TAYLOR, Mr. TANNER, Mr. HOYER, Ms. MATSUI, Mr. TOWNS, Mr. WALZ of Minnesota, Ms. WASSERMAN SCHULTZ, Mr. WELCH of Vermont, Mr. KLEIN of Florida, Mr. THOMPSON of Mississippi, Mr. BISHOP of Georgia, Mr. ARCURI, Mr. HALL of New York, Mr. BISHOP of New York, Mr. ALTMIRE, Mr. HOLDEN, Mr. PETRI, Mr. DONNELLY, Mr. LAMPSON, Mr. RODRIGUEZ, Ms. CASTOR, Mrs. DRAKE, Mr. COHEN, Mr. ELLSWORTH, Mr. BILBRAY, Ms. GINNY BROWN-WAITE of Florida, Mr. KING of New York, Mr. HARE, Mr. SIRES, Mr. REYES, Mr. KUHL of New York, Mr. HODES, Mr. GARY G. MILLER of California, Mr. BRALEY of Iowa, and Mrs. BOYDA of Kansas.

H. Res. 121: Mr. SHERMAN and Mr. WATT.  
 H. Res. 143: Ms. WOOLSEY, Ms. SCHAKOWSKY, Mr. STARK, and Mr. EMANUEL.  
 H. Res. 169: Mr. MCHENRY.  
 H. Res. 208: Mr. FORTUÑO.  
 H. Res. 282: Ms. CASTOR.  
 H. Res. 303: Mr. HIGGINS, Mr. KUHL of New York, Mr. ELLSWORTH, Mr. HASTINGS of Florida, and Mr. COSTA.  
 H. Res. 378: Mr. SMITH of New Jersey and Mr. PLATTS.  
 H. Res. 411: Mr. ROSS, Mr. ROGERS of Kentucky, and Mr. BARROW.  
 H. Res. 444: Mr. TURNER and Ms. BERKLEY.  
 H. Res. 449: Mr. ENGLISH of Pennsylvania.  
 H. Res. 487: Mr. ADERHOLT.  
 H. Res. 509: Ms. WOOLSEY and Mr. REYES.  
 H. Res. 511: Mr. SHIMKUS, Ms. GINNY BROWN-WAITE of Florida, Mr. CONAWAY, Mr. PRICE of Georgia, Mr. BUCHANAN, Mr. WILSON of South Carolina, and Mr. BISHOP of Utah.

#### ¶91.57 DELETIONS OF SPONSORS FROM PUBLIC BILLS AND RESOLUTIONS

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

H. Res. 106: Mr. TANCREDO.

#### THURSDAY, JUNE 28, 2007 (92)

#### ¶92.1 APPOINTMENT OF SPEAKER PRO TEMPORE

The House was called to order by the SPEAKER pro tempore, Ms. MCCOLLUM of Minnesota, who laid before the House the following communication:

WASHINGTON, DC,

June 28, 2007.

I hereby appoint the Honorable BETTY MCCOLLUM to act as Speaker pro tempore on this day.

NANCY PELOSI,

*Speaker of the House or Representatives.*

#### ¶92.2 APPROVAL OF THE JOURNAL

The SPEAKER pro tempore, Ms. MCCOLLUM of Minnesota, announced she had examined and approved the Journal of the proceedings of Wednesday, June 27, 2007.

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

#### ¶92.3 COMMUNICATIONS

Executive and other communications, pursuant to clause 8, rule XII, were referred as follows:

2339. A letter from the Principal Deputy Associate Administrator, Environmental

Protection Agency, transmitting the Agency's final rule — Lactofen; Pesticide Tolerance [EPA-HQ-OPP-2006-0178; FRL-8132-9] received June 19, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

2340. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Imidacloprid; Pesticide Tolerance [EPA-HQ-OPP-2006-0968; FRL-8135-5] received June 19, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

2341. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — National Emission Standards for Hazardous Air Pollutants for Area Sources: Acrylic and Modacrylic Fibers Production, Carbon Black Production, Chemical Manufacturing: Chromium Compounds, Flexible Polyurethane Foam Production and Fabrication, Lead Acid Battery Manufacturing, and Wood Preserving [EPA-HQ-AR-2006-0897; FRL-8330-1] (RIN: 2060-AN44) received June 19, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

2342. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Approval and Promulgation of Implementation Plans; North Carolina: Charlotte, Raleigh-Durham, and Winston-Salem Areas Second 10-Year Maintenance Plan for the Carbon Monoxide National Ambient Air Quality Standard; Clarification [EPA-R04-OAR-2005-NC-0002-200538C; FRL-8328-6] received June 19, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

2343. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's report on Audit Policy: Frequently Asked Questions for 2007; to the Committee on Energy and Commerce.

2344. A letter from the Chairman, Council of the District of Columbia, transmitting a copy of D.C. ACT 17-61, "Cigarette Stamp Clarification Temporary Act of 2007," pursuant to D.C. Code section 1-233(c)(1); to the Committee on Oversight and Government Reform.

2345. A letter from the Chairman, Council of the District of Columbia, transmitting a copy of D.C. ACT 17-62, "District of Columbia School Reform Property Disposition Clarification Temporary Amendment Act of 2007," pursuant to D.C. Code section 1-233(c)(1); to the Committee on Oversight and Government Reform.

2346. A letter from the Clerk of the House of Representatives, transmitting the annual compilation of personal financial disclosure statements and amendments thereto filed with the Clerk of the House of Representatives, pursuant to rule XXVI, clause 1, of the House Rules; (H. Doc. No. —43); to the Committee on Standards of Official Conduct and ordered to be printed.

2347. A letter from the Fiscal Assistant Secretary, Department of the Treasury, transmitting the Department's March 2007 "Treasury Bulletin," pursuant to 26 U.S.C. 9602(a); jointly to the Committees on Ways and Means, Transportation and Infrastructure, Natural Resources, Energy and Commerce, Education and Labor, and Agriculture.

¶92.4 MESSAGE FROM THE SENATE

A message from the Senate by Ms. Curtis, one of its clerks, announced that the Secretary be directed to request the House of Representatives to return to the Senate the bill (S. 1612)

entitled "An Act to amend the penalty provisions in the International Emergency Economic Powers Act, and for other purposes.", and that upon the compliance of the request, the Secretary of the Senate be authorized to make corrections in the engrossment of the aforesaid bill.

¶92.5 HIGHER EDUCATION

On motion of Mr. BISHOP of New York, by unanimous consent, the bill of the Senate (S. 1704) to temporarily extend the programs under the Higher Education Act of 1965, and for other purposes; was taken from the Speaker's table.

When said bill was considered, read twice, ordered to be read a third time, was read a third time by title, and passed.

A motion to reconsider the vote whereby said bill was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk notify the Senate thereof.

¶92.6 FINANCIAL SERVICES APPROPRIATIONS FY 2008

The SPEAKER pro tempore, Ms. MCCOLLUM of Minnesota, pursuant to House Resolution 517 and rule XVIII, declared the House resolved into the Committee of the Whole House on the state of the Union for the further consideration of the bill (H.R. 2829) making appropriations for financial services and general government for the fiscal year ending September 30, 2008, and for other purposes.

Mr. HASTINGS of Florida, Chairman of the Committee of the Whole, resumed the chair; and after some time spent therein,

The SPEAKER pro tempore, Ms. MCCOLLUM of Minnesota, assumed the Chair.

When Mr. HASTINGS of Florida, Chairman, reported that the Committee, having had under consideration said bill, had come to no resolution thereon.

¶92.7 ADJOURNMENT OF THE TWO HOUSES

On motion of Mr. SERRANO, submitted the following privileged concurrent resolution (H. Con. Res. 179):

Resolved by the House of Representatives (the Senate concurring), That when the House adjourns on the legislative day of Thursday, June 28, 2007, or Friday, June 29, 2007, on a motion offered pursuant to this concurrent resolution by its Majority Leader or his designee, it stand adjourned until 2 p.m. on Tuesday, July 10, 2007, or until the time of any reassembly pursuant to section 2 of this concurrent resolution, whichever occurs first; and that when the Senate recesses or adjourns on Friday, June 29, 2007, Saturday, June 30, 2007, Sunday, July 1, 2007, or Monday, July 2, 2007, on a motion offered pursuant to this concurrent resolution by its Majority Leader or his designee, it stand recessed or adjourned until noon on Monday, July 9, 2007, or such other time on that day as may be specified by its Majority Leader or his designee in the motion to recess or adjourn, or until the time of any reassembly pursuant to section 2 of this concurrent resolution, whichever occurs first.

SEC. 2. The Speaker of the House and the Majority Leader of the Senate, or their re-

spective designees, acting jointly after consultation with the Minority Leader of the House and the Minority Leader of the Senate, shall notify the Members of the House and the Senate, respectively, to reassemble at such place and time as they may designate if, in their opinion, the public interest shall warrant it.

When said concurrent resolution was considered and agreed to.

A motion to reconsider the vote whereby said concurrent resolution was agreed to was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said concurrent resolution.

¶92.8 FINANCIAL SERVICES APPROPRIATIONS FY 2008

The SPEAKER pro tempore, Ms. MCCOLLUM of Minnesota, pursuant to House Resolution 517 and rule XVIII, declared the House resolved into the Committee of the Whole House on the state of the Union for the further consideration of the bill (H.R. 2829) making appropriations for financial services and general government for the fiscal year ending September 30, 2008, and for other purposes.

Mr. HASTINGS of Florida, Chairman of the Committee of the Whole, resumed the chair; and after some time spent therein,

¶92.9 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment submitted by Mr. CARDOZA:

Page 65, line 17, insert after the first dollar amount "(reduced by \$8,000,000)".

Page 65, line 25, insert after the first dollar amount "(increased by \$6,000,000)".

It was decided in the { Yeas ..... 281 affirmative ..... } Nays ..... 144

¶92.10 [Roll No. 584] AYES—281

Ackerman	Cardoza	Ehlers
Aderholt	Carnahan	Ellison
Allen	Carney	Ellsworth
Altmire	Carson	Emanuel
Andrews	Castor	Emerson
Arcuri	Chandler	Engel
Baca	Christensen	Eshoo
Bachus	Clarke	Etheridge
Baird	Clay	Everett
Baker	Cleaver	Faleomavaega
Baldwin	Clyburn	Farr
Barrow	Cohen	Fattah
Bartlett (MD)	Conyers	Ferguson
Bean	Cooper	Filmer
Becerra	Costa	Flake
Berkley	Costello	Frank (MA)
Berman	Courtney	Gerlach
Berry	Cramer	Giffords
Bishop (GA)	Crowley	Gillibrand
Bishop (NY)	Cuellar	Gillmor
Blumenauer	Cummings	Gonzalez
Bordallo	Davis (AL)	Gordon
Boren	Davis (CA)	Green, Al
Boswell	Davis (IL)	Green, Gene
Boucher	Davis, Lincoln	Grijalva
Boyd (FL)	DeFazio	Gutierrez
Boyd (KS)	DeGette	Hall (NY)
Brady (PA)	Delahunt	Hare
Braley (IA)	DeLauro	Harman
Brown, Corrine	Diaz-Balart, L.	Hastings (FL)
Buchanan	Diaz-Balart, M.	Heller
Butterfield	Dingell	Hensarling
Buyer	Doggett	Herseth Sandlin
Calvert	Donnelly	Higgins
Capps	Duncan	Hill
Capuano	Edwards	Hinchev



Hinojosa  
Hirono  
Hobson  
Hodes  
Holden  
Holt  
Honda  
Hooley  
Hoyer  
Hunter  
Inslee  
Israel  
Jackson (IL)  
Jackson-Lee (TX)  
Jefferson  
Johnson (GA)  
Johnson (IL)  
Johnson, E. B.  
Jones (NC)  
Kagen  
Kanjorski  
Kaptur  
Kennedy  
Kildee  
Kilpatrick  
Kind  
Kingston  
Kirk  
Klein (FL)  
Kucinich  
Lampson  
Langevin  
Lantos  
Larsen (WA)  
Larson (CT)  
LaTourette  
Lee  
Levin  
Lewis (GA)  
Lipinski  
LoBiondo  
Loeb sack  
Lofgren, Zoe  
Lowey  
Lynch  
Mahoney (FL)  
Maloney (NY)  
Markey  
Marshall  
Matheson  
Matsui  
McCarthy (NY)  
McCollum (MN)  
McCotter  
McCrery  
McDermott  
McGovern  
McIntyre

NOES—144

Akin  
Alexander  
Barrett (SC)  
Barton (TX)  
Biggart  
Bilbray  
Bilirakis  
Bishop (UT)  
Blackburn  
Blunt  
Boehner  
Bonner  
Bono  
Boozman  
Boustany  
Brady (TX)  
Brown (SC)  
Brown-Waite,  
Ginny  
Burgess  
Burton (IN)  
Camp (MI)  
Campbell (CA)  
Cannon  
Cantor  
Capito  
Carter  
Castle  
Chabot  
Coble  
Cole (OK)  
Conaway  
Crenshaw  
Cubin  
Culberson  
Davis, David  
Davis, Tom  
Deal (GA)  
Dent

Dicks  
Doolittle  
Doyle  
Drake  
Dreier  
English (PA)  
Fallin  
Feeney  
Fortenberry  
Fossella  
Foxy  
Franks (AZ)  
Frelinghuysen  
Gallegly  
Garrett (NJ)  
Gilchrist  
Gingrey  
Gohmert  
Ginny  
Goodell  
Granger  
Graves  
Hall (TX)  
Hastert  
Hastings (WA)  
Hayes  
Herger  
Hoekstra  
Hulshof  
Inglis (SC)  
Issa  
Jindal  
Johnson, Sam  
Jordan  
Keller  
King (IA)  
King (NY)  
Kline (MN)  
Knollenberg

Schakowsky  
Schiff  
Schwartz  
Scott (GA)  
Scott (VA)  
Sensenbrenner  
Serrano  
Sestak  
Shays  
Shea-Porter  
Sherman  
Shuler  
Sires  
Skelton  
Slaughter  
Smith (NJ)  
Smith (WA)  
Snyder  
Solis  
Space  
Spratt  
Stark  
Stearns  
Stupak  
Sutton  
Tancredo  
Tanner  
Tauscher  
Taylor  
Thompson (CA)  
Thompson (MS)  
Tiahrt  
Tiberi  
Tierney  
Towns  
Udall (CO)  
Udall (NM)  
Van Hollen  
Velázquez  
Visclosky  
Walz (MN)  
Wasserman  
Schultz  
Waters  
Watson  
Watt  
Waxman  
Weiner  
Welch (VT)  
Weller  
Wexler  
Wilson (OH)  
Woolsey  
Wu  
Wynn  
Yarmuth  
Young (AK)  
Young (FL)

Kuhl (NY)  
Lamborn  
Latham  
Lewis (CA)  
Lewis (KY)  
Linder  
Lucas  
Lungren, Daniel  
E.  
Mack  
Manzullo  
Marchant  
McCarthy (CA)  
McCaul (TX)  
McHenry  
McHugh  
McKeon  
Mica  
Miller (FL)  
Miller (NC)  
Miller, Gary  
Murphy, Tim  
Myrick  
Neugebauer  
Paul  
Pearce  
Pence  
Peterson (PA)  
Pickering  
Pitts  
Poe  
Price (GA)  
Pryce (OH)  
Putnam  
Regula  
Rehberg  
Reichert  
Reynolds  
Rogers (AL)

Rogers (KY)  
Rohrabacher  
Roskam  
Souder  
Sullivan  
Terry  
Thornberry  
Turner  
Upton  
Walberg  
Walden (OR)  
Abercrombie  
Bachmann  
Davis (KY)  
Davis, Jo Ann  
Forbes

So the amendment was agreed to.

92.11 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment numbered 8, submitted by Mr. DEFAZIO:

Page 80, line 23, after the dollar amount, insert "(reduced by \$10,000,000)".

Page 81, line 10, after the dollar amount, insert "(increased by \$10,000,000)".

It was decided in the { Yeas ..... 95  
negative ..... } Nays ..... 320

92.12 [Roll No. 585]

AYES—95

Arcuri  
Baldwin  
Hooley  
Berkley  
Berry  
Blumenauer  
Bordallo  
Braley (IA)  
Camp (MI)  
Carney  
Carson  
Christensen  
Cohen  
Conyers  
Costello  
Crowley  
Crownley  
Davis (IL)  
DeFazio  
Duncan  
Ellison  
Engel  
Faleomavaega  
Farr  
Filner  
Frank (MA)  
Garrett (NJ)  
Green, Al  
Gutierrez  
Hall (NY)  
Hall (TX)  
Heller  
Hinchee  
Hodes  
Holt

NOES—320

Ackerman  
Aderholt  
Akin  
Alexander  
Allen  
Altmire  
Andrews  
Baca  
Bachus  
Baird  
Baker  
Barrett (SC)  
Barrow  
Barton (TX)  
Bean  
Becerra  
Berman  
Biggart  
Bilbray  
Bilirakis  
Bishop (GA)  
Bishop (NY)  
Bishop (UT)  
Blackburn  
Blunt

Smith (NE)  
Smith (TX)  
Souders  
Sullivan  
Terry  
Thornberry  
Turner  
Upton  
Walberg  
Walden (OR)  
Fortuño  
Jones (OH)  
LaHood  
McMorris  
Rodgers

NOT VOTING—12

92.11 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment numbered 8, submitted by Mr. DEFAZIO:

Page 80, line 23, after the dollar amount, insert "(reduced by \$10,000,000)".

Page 81, line 10, after the dollar amount, insert "(increased by \$10,000,000)".

It was decided in the { Yeas ..... 95  
negative ..... } Nays ..... 320

92.12 [Roll No. 585]

AYES—95

Honda  
Hooley  
Jackson-Lee (TX)  
Jefferson  
Johnson (GA)  
Johnson (IL)  
Kildee  
Kingston  
Kucinich  
Lee  
Loeb sack  
Lofgren, Zoe  
Stupak  
Sutton  
Tancredo  
Terry  
Thompson (CA)  
Thompson (MS)  
Tiberi  
Towns  
Upton  
Velázquez  
Walden (OR)  
Walz (MN)  
Waters  
Welch (VT)  
Wexler  
Wilson (OH)  
Woolsey  
Wu  
Wynn  
Young (FL)

NOES—320

Boehner  
Bonner  
Bono  
Boozman  
Boren  
Boswell  
Boucher  
Boustany  
Boyd (FL)  
Boyd (KS)  
Brady (PA)  
Brady (TX)  
Brown (SC)  
Brown, Corrine  
Brown-Waite,  
Ginny  
Buchanan  
Burgess  
Burton (IN)  
Butterfield  
Buyer  
Calvert  
Campbell (CA)  
Cannon  
Cantor

Davis, Lincoln  
Davis, Tom  
Deal (GA)  
DeGette  
DeLauro  
Dent  
Diaz-Balart, L.  
Diaz-Balart, M.  
Dicks  
Dingell  
Doggett  
Donnelly  
Doolittle  
Doyle  
Drake  
Dreier  
Edwards  
Ehlers  
Ellsworth  
Emanuel  
Levin  
Emerson  
English (PA)  
Eshoo  
Etheridge  
Everett  
Fallin  
Fattah  
Feeney  
Ferguson  
Flake  
Fortenberry  
Fossella  
Foxy  
Franks (AZ)  
Frelinghuysen  
Gallegly  
Gerlach  
Giffords  
Gilchrist  
Gillibrand  
Gillmor  
Gingrey  
Gohmert  
Gonzalez  
Goode  
Goodlatte  
Gordon  
Granger  
Graves  
Green, Gene  
Grijalva  
Hare  
Harman  
Hastings (FL)  
Hastings (WA)  
Hayes  
Hensarling  
Herger  
Herseth Sandlin  
Higgins  
Hill  
Hinojosa  
Hirono  
Hobson  
Hoekstra  
Holden  
Hoyer  
Hulshof  
Hunter  
Inglis (SC)  
Inslee  
Israel  
Issa  
Jackson (IL)  
Jindal  
Johnson, E. B.  
Johnson, Sam  
Jones (NC)  
Jones (OH)  
Jordan  
Kagen  
Kanjorski  
Kaptur

NOT VOTING—12

92.11 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment numbered 8, submitted by Mr. DEFAZIO:

Page 80, line 23, after the dollar amount, insert "(reduced by \$10,000,000)".

Page 81, line 10, after the dollar amount, insert "(increased by \$10,000,000)".

It was decided in the { Yeas ..... 95  
negative ..... } Nays ..... 320

92.12 [Roll No. 585]

AYES—95

Sánchez, Linda  
T.  
Schakowsky  
Scott (GA)  
Scott (VA)  
Sensenbrenner  
Shays  
Sires  
Skelton  
Slaughter  
Space  
Stark  
Stupak  
Sutton  
Tancredo  
Terry  
Thompson (CA)  
Thompson (MS)  
Tiberi  
Towns  
Upton  
Velázquez  
Walden (OR)  
Walz (MN)  
Waters  
Welch (VT)  
Wexler  
Wilson (OH)  
Woolsey  
Wu  
Wynn  
Young (FL)

NOES—320

Capps  
Carnahan  
Carter  
Castle  
Castor  
Chabot  
Chandler  
Clarke  
Cleaver  
Clyburn  
Coble  
Cole (OK)  
Conaway  
Cooper  
Costa  
Courtney  
Cramer  
Crenshaw  
Cubin  
Cuellar  
Culberson  
Cummings  
Davis (AL)  
Davis (CA)  
Davis, David

Keller  
Kennedy  
Kilpatrick  
Kind  
King (IA)  
King (NY)  
Kirk  
Klein (FL)  
Kline (MN)  
Knollenberg  
Kuhl (NY)  
Lamborn  
Lampson  
Langevin  
Lantos  
Larsen (WA)  
Larson (CT)  
Latham  
LaTourette  
Levin  
Lewis (CA)  
Lewis (GA)  
Lewis (KY)  
Linder  
Lipinski  
LoBiondo  
Ryan (OH)  
Ryan (WI)  
Lucas  
Lungren, Daniel  
E.  
Lynch  
Mack  
Mahoney (FL)  
Maloney (NY)  
Manzullo  
Marchant  
Marshall  
Matheson  
Matsui  
McCarthy (CA)  
McCarthy (NY)  
McCaul (TX)  
McCollum (MN)  
McCrery  
McDermott  
McHenry  
McHugh  
McIntyre  
McKeon  
McMorris  
Rodgers  
Meeke (FL)  
Meeks (NY)  
Mica  
Miller (FL)  
Miller (MI)  
Miller (NC)  
Miller, Gary  
Mitchell  
Mollohan  
Moore (KS)  
Moran (VA)  
Murphy (CT)  
Murphy, Patrick  
Tim  
Murtha  
Musgrave  
Myrick  
Napolitano  
Neugebauer  
Norton  
Nunes  
Oberstar  
Obey  
Olver  
Pascrell  
Pastor  
Pearce  
Pence  
Peterson (MN)  
Peterson (PA)  
Pickering  
Pitts

NOT VOTING—12

92.11 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment numbered 8, submitted by Mr. DEFAZIO:

Page 80, line 23, after the dollar amount, insert "(reduced by \$10,000,000)".

Page 81, line 10, after the dollar amount, insert "(increased by \$10,000,000)".

It was decided in the { Yeas ..... 95  
negative ..... } Nays ..... 320

92.12 [Roll No. 585]

AYES—95

Sánchez, Linda  
T.  
Schakowsky  
Scott (GA)  
Scott (VA)  
Sensenbrenner  
Shays  
Sires  
Skelton  
Slaughter  
Space  
Stark  
Stupak  
Sutton  
Tancredo  
Terry  
Thompson (CA)  
Thompson (MS)  
Tiberi  
Towns  
Upton  
Velázquez  
Walden (OR)  
Walz (MN)  
Waters  
Welch (VT)  
Wexler  
Wilson (OH)  
Woolsey  
Wu  
Wynn  
Young (FL)

NOES—320

Boehner  
Bonner  
Bono  
Boozman  
Boren  
Boswell  
Boucher  
Boustany  
Boyd (FL)  
Boyd (KS)  
Brady (PA)  
Brady (TX)  
Brown (SC)  
Brown, Corrine  
Brown-Waite,  
Ginny  
Buchanan  
Burgess  
Burton (IN)  
Butterfield  
Buyer  
Calvert  
Campbell (CA)  
Cannon  
Cantor

Platts  
Poe  
Pomeroy  
Price (GA)  
Price (NC)  
Putnam  
Radanovich  
Rahall  
Ramstad  
Regula  
Rehberg  
Reichert  
Lampson  
Langevin  
Lantos  
Larsen (WA)  
Larson (CT)  
Latham  
LaTourette  
Levin  
Lewis (CA)  
Lewis (GA)  
Lewis (KY)  
Linder  
Lipinski  
LoBiondo  
Ryan (OH)  
Ryan (WI)  
Lucas  
Lungren, Daniel  
E.  
Lynch  
Mack  
Mahoney (FL)  
Maloney (NY)  
Manzullo  
Marchant  
Marshall  
Matheson  
Matsui  
McCarthy (CA)  
McCarthy (NY)  
McCaul (TX)  
McCollum (MN)  
McCrery  
McDermott  
McHenry  
McHugh  
McIntyre  
McKeon  
McMorris  
Rodgers  
Meeke (FL)  
Meeks (NY)  
Mica  
Miller (FL)  
Miller (MI)  
Miller (NC)  
Miller, Gary  
Mitchell  
Mollohan  
Moore (KS)  
Moran (VA)  
Murphy (CT)  
Murphy, Patrick  
Tim  
Murtha  
Musgrave  
Myrick  
Napolitano  
Neugebauer  
Norton  
Nunes  
Oberstar  
Obey  
Olver  
Pascrell  
Pastor  
Pearce  
Pence  
Peterson (MN)  
Peterson (PA)  
Pickering  
Pitts

NOT VOTING—12

92.11 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment numbered 8, submitted by Mr. DEFAZIO:

Page 80, line 23, after the dollar amount, insert "(reduced by \$10,000,000)".

Page 81, line 10, after the dollar amount, insert "(increased by \$10,000,000)".

It was decided in the { Yeas ..... 95  
negative ..... } Nays ..... 320

92.12 [Roll No. 585]

AYES—95

Sánchez, Linda  
T.  
Schakowsky  
Scott (GA)  
Scott (VA)  
Sensenbrenner  
Shays  
Sires  
Skelton  
Slaughter  
Space  
Stark  
Stupak  
Sutton  
Tancredo  
Terry  
Thompson (CA)  
Thompson (MS)  
Tiberi  
Towns  
Upton  
Velázquez  
Walden (OR)  
Walz (MN)  
Waters  
Welch (VT)  
Wexler  
Wilson (OH)  
Woolsey  
Wu  
Wynn  
Young (FL)

NOES—320

Boehner  
Bonner  
Bono  
Boozman  
Boren  
Boswell  
Boucher  
Boustany  
Boyd (FL)  
Boyd (KS)  
Brady (PA)  
Brady (TX)  
Brown (SC)  
Brown, Corrine  
Brown-Waite,  
Ginny  
Buchanan  
Burgess  
Burton (IN)  
Butterfield  
Buyer  
Calvert  
Campbell (CA)  
Cannon  
Cantor

So the amendment was not agreed to.

92.13 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment numbered 8, submitted by Mr. DEFAZIO:

Page 80, line 23, after the dollar amount, insert "(reduced by \$10,000,000)".

Page 81, line 10, after the dollar amount, insert "(increased by \$10,000,000)".

It was decided in the { Yeas ..... 95  
negative ..... } Nays ..... 320



Whole on the following amendment numbered 15, submitted by Mr. PRICE of Georgia:

Strike section 738 (page 117, line 9, through page 124, line 13) and redesignate the succeeding provisions accordingly.

It was decided in the { Yeas ..... 158 negative ..... } Nays ..... 268

92.14 [Roll No. 586] AYES—158

- Aderholt Franks (AZ) Pearce
Akin Frelinghuysen Pence
Alexander Gallegly Peterson (PA)
Bachus Garrett (NJ) Petri
Baker Gingrey Pickering
Barrett (SC) Gohmert Pitts
Bartlett (MD) Goode Poe
Barton (TX) Goodlatte Price (GA)
Biggart Granger Pryce (OH)
Bilbray Graves Putnam
Bilirakis Hall (TX) Radanovich
Blackburn Hastings (WA) Ramstad
Blunt Hayes Regula
Boehner Heller Rehberg
Bonner Hensarling Reichert
Bono Herger Renzi
Boozman Hoekstra Reynolds
Boustany Hulshof Rogers (KY)
Brady (TX) Inglis (SC) Rogers (MI)
Brown (SC) Jindal Rohrabacher
Brown-Waite, Johnson, Sam Ros-Lehtinen
Ginny Jordan Royce
Buchanan Keller Ryan (WI)
Burgess King (IA) Sali
Burton (IN) King (NY) Schmidt
Buyer Kingston Sensenbrenner
Calvert Kline (MN) Shadegg
Camp (MI) Knollenberg Shays
Campbell (CA) Kuhl (NY) Shimkus
Cantor Lamborn Shuster
Carter Latham Simpson
Coble Lewis (CA) Smith (NE)
Conaway Linder Smith (TX)
Crenshaw Lungren, Daniel Souder
Cubin E. Sullivan
Culberson Mack Tancredo
Davis, David Manzullo Terry
Davis, Tom McCarthy (CA) Thornberry
Deal (GA) McCaul (TX) Tiahrt
Dent McCreery Tiberi
Diaz-Balart, L. McHenry Turner
Diaz-Balart, M. McKeon Upton
Doolittle McMorris Walberg
Drake Rodgers Walden (OR)
Dreier Mica Wamp
Duncan Miller (FL) Weldon (FL)
Ehlers Miller (MI) Weller
Everett Miller, Gary Westmoreland
Fallin Moran (KS) Whitfield
Feeney Musgrave Wicker
Flake Myrick Wilson (NM)
Fortenberry Neugebauer Wilson (SC)
Fossella Nunes Wilson (SC)
Foxy Paul Young (FL)

NOES—268

- Ackerman Capito Davis (IL)
Allen Capps Davis, Lincoln
Altmire Capuano DeFazio
Andrews Cardoza DeGette
Arcuri Carnahan Delahunt
Baca Carney DeLauro
Baird Carson Dicks
Baldwin Castle Dingell
Barrow Castor Doggett
Bean Chabot Donnelly
Becerra Chandler Doyle
Berkley Christensen Edwards
Berman Clarke Ellison
Berry Clay Ellsworth
Bishop (GA) Cleaver Emanuel
Bishop (NY) Clyburn Emerson
Bishop (UT) Cohen Engel
Blumenauer Cole (OK) English (PA)
Bordallo Conyers Eshoo
Boren Cooper Etheridge
Boswell Costa Faleomavaega
Boucher Costello Farr
Boyd (FL) Courtney Fattah
Boyd (KS) Cramer Ferguson
Brady (PA) Crowley Filner
Braley (IA) Cuellar Frank (MA)
Brown, Corrine Cummings Gerlach
Butterfield Davis (AL) Giffords
Cannon Davis (CA) Gilchrest

- Gillibrand Lowey Ryan (OH)
Gillmor Lucas Salazar
Gonzalez Lynch Sanchez, Linda
Gordon Mahoney (FL) T.
Green, Al Maloney (NY) Sanchez, Loretta
Green, Gene Marchant Sarbanes
Grijalva Markey Saxton
Gutierrez Marshall Schakowsky
Hall (NY) Matheson Schiff
Hare Matsui Schwartz
Harman McCarthy (NY) Scott (GA)
Hastings (FL) McColium (MN) Scott (VA)
Herseht Sandlin McCotter Serrano
Higgins McDermott Sestak
Hill McGovern Shea-Porter
Hinojosa McHugh Sherman
Hirono McIntyre Sherman
Hobson Meehan Shuler
Hodes Meek (FL) Sires
Holden Meeks (NY) Skelton
Holt Melancon Slaughter
Honda Michaud Smith (NJ)
Hooley Miller (NC) Smith (WA)
Hoyer Miller, George Snyder
Hunter Mitchell Solis
Inslee Molohan Space
Israel Moore (KS) Spratt
Issa Moore (WI) Stark
Jackson (IL) Moran (VA) Stearns
Jackson-Lee Murphy (CT) Stupak
(TX) Murphy, Patrick Sutton
Jefferson Murphy, Tim Tanner
Johnson (GA) Murtha Tauscher
Johnson (IL) Nadler Taylor
Johnson, E. B. Napolitano Thompson (CA)
Jones (NC) Neal (MA) Thompson (MS)
Jones (OH) Norton Tierney
Kagen Oberstar Towns
Kanjorski Obey Udall (CO)
Kaptur Oliver Udall (NM)
Kennedy Pallone Van Hollen
Kildee Pascrell Velázquez
Kilpatrick Pastor Visclosky
Kind Payne Walsh (NY)
Kirk Perlmutter Walz (MN)
Klein (FL) Peterson (MN) Wasserman
Kucinich Platts Schultz
Lampson Pomeroy Waters
Langevin Porter Watson
Lantos Price (NC) Watt
Larsen (WA) Rahall Waxman
Larson (CT) Rangel Weiner
LaTourrette Reyes Welch (VT)
Lee Rodriguez Wexler
Levin Rogers (AL) Wilson (OH)
Lewis (GA) Roskam Wolf
Lewis (KY) Ross Woolsey
Lipinski Rothman Wu
LoBiondo Roybal-Allard Wynn
Loeb sack Ruppberger Yarmuth
Lofgren, Zoe Rush Young (AK)

NOT VOTING—11

- Abercrombie Forbes McNulty
Bachmann Fortuño Ortiz
Davis (KY) Hastert Sessions
Davis, Jo Ann LaHood

So the amendment was not agreed to.

92.15 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment submitted by Mr. Tom DAVIS of Virginia:

At the end of the bill add the following new section:

TITLE \_\_\_\_

SEC. \_\_\_\_ the amount otherwise provided for under title IV for the Federal Payment for Resident Tuition Support is increased by \$1,000,000 and the amount otherwise provided for Salaries and Expenses of the Office of Special Counsel is reduced by \$1,000,000.

It was decided in the { Yeas ..... 146 negative ..... } Nays ..... 279

92.16 [Roll No. 587] AYES—146

- Aderholt Bachmann Barton (TX)
Akin Bachus Bilbray
Alexander Bartlett (MD) Bilirakis

- Bishop (UT) Goode Paul
Blackburn Goodlatte Pearce
Blunt Graves Pence
Boehner Hall (TX) Perlmutter
Bonner Hayes Peterson (PA)
Bono Heller Pickering
Boren Herger Pitts
Boustany Hobson Porter
Brady (TX) Hooley Price (GA)
Buchanan Hunter Pryce (OH)
Burgess Issa Radanovich
Burton (IN) Jindal Regula
Calvert Johnson, Sam Reichert
Cannon Jordan Renzi
Capito King (IA) Reynolds
Carney King (NY) Rogers (AL)
Castle Kingston Rogers (MI)
Chabot Knollenberg Ros-Lehtinen
Clay Kuhl (NY) Roskam
Coble Lamborn Ryan (WI)
Cole (OK) Latham Saxton
Culberson LaTourette Shadegg
Davis, David Lewis (CA) Shays
Davis, Tom Lewis (KY) Shimkus
Deal (GA) Lipinski Shuster
Dent LoBiondo Simpson
Diaz-Balart, L. Lucas Smith (NE)
Diaz-Balart, M. Lungren, Daniel Smith (TX)
Donnelly E. Souder
Doolittle Mack Sullivan
Dreier Manzullo Tancredo
Ehlers Marchant Terry
Emerson McCarthy (CA) Thornberry
Eshoo McHenry Tiahrt
Fallin McHugh Turner
Feeney McKeon Walberg
Fortenberry Mica Walsh (NY)
Fossella Michaud Wamp
Franks (AZ) Miller (FL) Weldon (FL)
Frelinghuysen Miller, Gary Weller
Gallegly Mitchell Wicker
Garrett (NJ) Murphy, Tim Wilson (NM)
Gerlach Musgrave Wilson (SC)
Gillmor Myrick Wolf
Gingrey Neugebauer Young (AK)
Gohmert Nunes Young (FL)

NOES—279

- Cooper Harman
Allen Hastings (FL)
Costa Hastings (WA)
Courtney Hensarling
Cramer Herseht Sandlin
Crenshaw Higgins
Crowley Hill
Cubin Hinojosa
Cuellar Hirono
Cummings Hodes
Davis (AL) Hoekstra
Davis (CA) Holden
Davis (IL) Holt
Davis, Lincoln Honda
DeFazio Hoyer
DeGette Hulshof
Delahunt Inglis (SC)
DeLauro Inlee
Dicks Israel
Dingell Jackson (IL)
Doggett Jackson-Lee
Doyle (TX)
Drake Jefferson
Duncan Johnson (GA)
Edwards Johnson (IL)
Boyd (KS) Johnson, E. B.
Brady (PA) Ellsworth
Braley (IA) Emanuel
Brown (SC) Jones (NC)
Brown, Corrine Engel
Brown-Waite, English (PA)
Ginny Etheridge
Butterfield Everett
Buyer Faleomavaega
Camp (MI) Farr
Campbell (CA) Fattah
Cantor Filner Ferguson
Capps Flake
Capuano Foyx Klein (FL)
Cardoza Frank (MA) Kline (MN)
Carnahan Giffords Kucinich
Carson Gilchrest Lampson
Carter Gillibrand Langevin
Castor Gillibrand Lantos
Chandler Gonzalez Larsen (WA)
Christensen Gordon Larson (CT)
Clarke Granger Lee
Cleaver Green, Al Levin
Clyburn Green, Gene Lewis (GA)
Cohen Grijalva Linder
Conaway Gutierrez Loeb sack
Conyers Hall (NY) Lofgren, Zoe
Hare Hare Lowey

Lynch  
 Mahoney (FL)  
 Maloney (NY)  
 Markey  
 Marshall  
 Matheson  
 Matsui  
 McCarthy (NY)  
 McCaul (TX)  
 McCollum (MN)  
 McCotter  
 McCrery  
 McDermott  
 McGovern  
 McIntyre  
 McMorris  
 Rodgers  
 McNerney  
 Meehan  
 Meek (FL)  
 Meeks (NY)  
 Melancon  
 Miller (MI)  
 Miller (NC)  
 Miller, George  
 Mollohan  
 Moore (KS)  
 Moore (WI)  
 Moran (KS)  
 Moran (VA)  
 Murphy (CT)  
 Murphy, Patrick  
 Murtha  
 Nadler  
 Napolitano  
 Neal (MA)  
 Oberstar  
 Obey  
 Oliver  
 Pallone  
 Pascrell  
 Pastor  
 Payne

NOT VOTING—12

Abercrombie  
 Davis (KY)  
 Davis, Jo Ann  
 Forbes

So the amendment was not agreed to.

92.17 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment numbered 1, submitted by Mr. GARRETT of New Jersey:

At the end of title VI, insert the following:  
 SEC. \_\_\_\_ . None of the funds made available under this Act may be used by the Securities and Exchange Commission to enforce the requirements of section 404 of the Sarbanes-Oxley Act with respect to non-accelerated filers, who, pursuant to section 210.2-02T of title 17, Code of Federal Regulations, are not required to comply with such section 404 prior to December 15, 2007.

It was decided in the { Yeas ..... 267  
 affirmative ..... } Nays ..... 154

92.18 [Roll No. 588]

AYES—267

Aderholt  
 Akin  
 Alexander  
 Allen  
 Andrews  
 Arcuri  
 Bachmann  
 Bachus  
 Baird  
 Baker  
 Barrett (SC)  
 Barrow  
 Bartlett (MD)  
 Barton (TX)  
 Bean  
 Berkley  
 Biggert  
 Bilbray  
 Bilirakis  
 Bishop (GA)  
 Bishop (UT)

Blackburn  
 Blunt  
 Boehner  
 Bonner  
 Bono  
 Boozman  
 Boren  
 Boswell  
 Boucher  
 Boustany  
 Boyd (FL)  
 Boyda (KS)  
 Brady (TX)  
 Braley (IA)  
 Brown (SC)  
 Brown-Waite,  
 Ginny  
 Buchanan  
 Burton (IN)  
 Buyer  
 Calvert

Camp (MI)  
 Campbell (CA)  
 Cannon  
 Cantor  
 Capito  
 Cardoza  
 Carney  
 Carter  
 Castle  
 Chabot  
 Cohen  
 Cole (OK)  
 Cooper  
 Costa  
 Cramer  
 Crenshaw  
 Cubin  
 Cuellar  
 Culberson  
 Davis (AL)

Davis, David  
 Davis, Lincoln  
 Davis, Tom  
 Deal (GA)  
 Dent  
 Diaz-Balart, L.  
 Diaz-Balart, M.  
 Donnelly  
 Doolittle  
 Drake  
 Dreier  
 Duncan  
 Edwards  
 Ehlers  
 Emerson  
 English (PA)  
 Everett  
 Fallon  
 Feeney  
 Ferguson  
 Flake  
 Fortenberry  
 Fossella  
 Foxx  
 Franks (AZ)  
 Frelinghuysen  
 Gallegly  
 Garrett (NJ)  
 Gerlach  
 Giffords  
 Gilchrest  
 Gillibrand  
 Gillmor  
 Gingrey  
 Gohmert  
 Goode  
 Goodlatte  
 Gordon  
 Granger  
 Graves  
 Hall (TX)  
 Hare  
 Hastings (WA)  
 Hayes  
 Heller  
 Hensarling  
 Hergert  
 Herseth Sandlin  
 Hill  
 Hobson  
 Hoekstra  
 Hulshof  
 Hunter  
 Inglis (SC)  
 Issa  
 Jackson-Lee  
 (TX)  
 Jefferson  
 Jindal  
 Johnson (IL)  
 Johnson, Sam  
 Jones (NC)  
 Jordan  
 Keller  
 Kind  
 King (IA)  
 King (NY)  
 Kingston  
 Kirk  
 Kline (MN)

NOES—154

Ackerman  
 Altmire  
 Baca  
 Baldwin  
 Becerra  
 Berman  
 Berry  
 Bishop (NY)  
 Blumenauer  
 Bordallo  
 Brady (PA)  
 Brown, Corrine  
 Butterfield  
 Capps  
 Capuano  
 Carnahan  
 Carson  
 Castor  
 Chandler  
 Christensen  
 Clarke  
 Clay  
 Cleaver  
 Conaway  
 Conyers  
 Costello  
 Courtney  
 Crowley

Levin  
 Lewis (GA)  
 Lofgren, Zoe  
 Lowey  
 Lynch  
 Maloney (NY)  
 Matsui  
 McCarthy (NY)  
 McCollum (MN)  
 McDermott  
 McGovern  
 McNerney  
 Meehan  
 Meek (FL)  
 Meeks (NY)  
 Miller (NC)  
 Miller, George  
 Mollohan  
 Moore (KS)  
 Moore (WI)  
 Moran (VA)  
 Murphy (CT)  
 Murtha  
 Nadler

NOT VOTING—16

Abercrombie  
 Burgess  
 Clyburn  
 Davis (KY)  
 Davis, Jo Ann  
 Emanuel

So the amendment was agreed to.

92.19 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment submitted by Mr. SOUDER:

At the end of the bill (before the short title), insert the following:

TITLE IX—ADDITIONAL GENERAL PROVISIONS

SEC. 901. None of the funds made available in this Act (including funds made available in title IV or VIII) may be used by the District of Columbia for any program of distributing sterile needles or syringes for the hypodermic injection of any illegal drug.

It was decided in the { Yeas ..... 208  
 negative ..... } Nays ..... 216

92.20 [Roll No. 589]

AYES—208

Aderholt  
 Akin  
 Alexander  
 Altmire  
 Bachmann  
 Bachus  
 Baker  
 Barrett (SC)  
 Barrow  
 Bartlett (MD)  
 Barton (TX)  
 Biggert  
 Bilbray  
 Bilirakis  
 Bishop (UT)  
 Blackburn  
 Blunt  
 Boehner  
 Bonner  
 Bono  
 Boozman  
 Boren  
 Boswell  
 Boustany  
 Brady (TX)  
 Brown (SC)  
 Brown-Waite,  
 Ginny  
 Buchanan  
 Burgess  
 Burton (IN)  
 Buyer  
 Calvert  
 Camp (MI)  
 Campbell (CA)  
 Cannon  
 Cantor

Capito  
 Carney  
 Carter  
 Chabot  
 Chandler  
 Coble  
 Cole (OK)  
 Conaway  
 Costello  
 Crenshaw  
 Cubin  
 Culberson  
 Davis (AL)  
 Davis, David  
 Deal (GA)  
 Dent  
 Diaz-Balart, L.  
 Diaz-Balart, M.  
 Donnelly  
 Doolittle  
 Drake  
 Dreier  
 Duncan  
 Ellsworth  
 Emerson  
 English (PA)  
 Etheridge  
 Everrett  
 Fallon  
 Feeney  
 Ferguson  
 Flake  
 Fortenberry  
 Fossella  
 Foxx  
 Franks (AZ)  
 Gallegly

Garrett (NJ)  
 Gerlach  
 Gillmor  
 Gingrey  
 Gohmert  
 Goode  
 Goodlatte  
 Granger  
 Graves  
 Hall (TX)  
 Hastings (WA)  
 Hayes  
 Heller  
 Hensarling  
 Hergert  
 Herseth Sandlin  
 Hoekstra  
 Holden  
 Hulshof  
 Hunter  
 Inglis (SC)  
 Jindal  
 Johnson (IL)  
 Johnson, Sam  
 Jones (NC)  
 Jordan  
 Keller  
 King (IA)  
 King (NY)  
 Kingston  
 Kline (MN)  
 Knollenberg  
 Kuhl (NY)  
 Lamborn  
 Lampson  
 Latham  
 Lewis (KY)

Linder
Lipinski
LoBiondo
Lucas
Lungren, Daniel E.
Mack
Mahoney (FL)
Manzullo
Marchant
Marshall
McCarthy (CA)
McCaul (TX)
McCotter
McHenry
McHugh
McIntyre
McKeon
McMorris
Rogers
Melancon
Mica
Miller (FL)
Miller (MI)
Miller, Gary
Moran (KS)
Murphy, Tim
Musgrave
Myrick
Neugebauer
Pearce
Pence
Peterson (MN)
Peterson (PA)
Petri
Pickering
Pitts
Platts
Poe
Pomeroy
Porter
Price (GA)
Putnam
Radanovich
Rahall
Ramstad
Rehberg
Reichert
Renzi
Reynolds
Rodriguez
Rogers (AL)
Rogers (KY)
Rogers (MI)
Ros-Lehtinen
Roskam
Ross
Royce
Ryan (WI)
Sali
Saxton
Schmidt
Scott (GA)
Sensenbrenner
Shadegg
Shimkus
Shuler
Shuster

NOES—216

Ackerman
Allen
Andrews
Arcuri
Baca
Baird
Baldwin
Bean
Becerra
Berkley
Berman
Berry
Bishop (GA)
Bishop (NY)
Blumenauer
Bordallo
Boucher
Boyd (FL)
Boyd (KS)
Brady (PA)
Brown, Corrine
Butterfield
Capps
Capuano
Cardoza
Carnahan
Carson
Castle
Castor
Christensen
Clarke
Clay
Cleaver
Clyburn
Cohen
Conyers
Cooper
Costa
Courtney
Cramer
Crowley
Cuellar
Cummings
Davis (CA)
Davis (IL)
Davis, Lincoln
Davis, Tom
DeFazio
DeGette
Delahunt
DeLauro
Dicks
Dingell
Doggett
Doyle
Edwards
Ehlers
Ellison
Emanuel
Engel
Eshoo
Faleomavaega
Farr
Fattah
Filner
Frank (MA)
Frelinghuysen
Giffords
Gilchrest
Gillibrand
Gonzalez
Gordon
Green, Al
Green, Gene
Grijalva
Gutierrez
Hall (NY)
Hare
Harman
Hastings (FL)
Higgins
Hill
Hinche
Hinojosa
Hirono
Hobson
Hodes
Holt
Honda
Hooley
Hoyer
Insee
Israel
Issa
Jackson (IL)
Jackson-Lee (TX)
Jefferson
Johnson (GA)
Johnson, E. B.
Jones (OH)
Kagen
Kanjorski
Kaptur
Kennedy
Kildee
Kilpatrick
Kind
Kirk
Klein (FL)
Kucinich
Langevin
Lantos
Larsen (WA)
Larson (CT)
LaTourette
Lee
Levin
Lewis (CA)
Lewis (GA)
Loebsack
Lofgren, Zoe
Lowe
Lynch
Maloney (NY)
Markey
Matheson
Matsui
McCarthy (NY)
McCollum (MN)
McDermott
McGovern
McNerney
Meehan
Meek (FL)
Meeks (NY)
Michaud
Miller (NC)
Miller, George
Mitchell
Mollohan
Moore (KS)
Moore (WI)
Moran (VA)
Murphy (CT)
Murphy, Patrick
Murtha
Nadler
Napolitano
Neal (MA)
Norton
Oberstar
Obey
Oliver
Pallone
Pascrell
Pastor
Paul
Payne
Pelosi
Perlmutter
Price (NC)
Pryce (OH)
Rangel
Regula
Reyes
Rohrabacher
Rothman
Roybal-Allard
Ruppersberger
Rush
Ryan (OH)
Salazar
Sanchez, Linda T.
Sanchez, Loretta
Sarbanes
Schiff
Schwartz
Scott (VA)
Serrano
Sestak
Shays
Shea-Porter
Sherman
Sires
Slaughter
Smith (WA)
Snyder
Solis
Space

Stark
Stupak
Braley (IA)
Tauscher
Thompson (CA)
Thompson (MS)
Tierney
Townes
Udall (CO)
Udall (NM)
Van Hollen
Velázquez
Visclosky
Walz (MN)
Wasserman
Schultz
Waters
Watson
Watt
Waxman
Weiner
Welch (VT)
Wexler
Wooley
Wu
Wynn
Yarmuth

NOT VOTING—14

Abercrombie
Fortuño
Nunes
Braley (IA)
Hastert
Ortiz
Davis (KY)
LaHood
Sessions
Davis, Jo Ann
McCrery
Spratt
Forbes
McNulty

So the amendment was not agreed to.

92.21 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment numbered 18, submitted by Mr. FLAKE:

At the end of the bill (before the short title), insert the following:

TITLE IX

ADDITIONAL GENERAL PROVISIONS

SEC. 901. None of the funds made available in this Act to the Small Business Administration may be used for the Grace Johnstown Area Regional Industries Incubator and Workforce Development program.

It was decided in the { Yeas ..... 87
negative ..... } Nays ..... 335

92.22 [Roll No. 590]

AYES—87

Akin
Gingrey
Pearce
Bachmann
Gohmert
Pence
Barrett (SC)
Goodlatte
Petri
Barton (TX)
Graves
Pitts
Biggart
Hastings (WA)
Poe
Bilbray
Heller
Price (GA)
Bishop (UT)
Hensarling
Putnam
Blackburn
Herger
Radanovich
Boehner
Inglis (SC)
Jindal
Brown (SC)
Jindal
Buchanan
Johnson (IL)
Rohrabacher
Burton (IN)
Johnson, Sam
Roskam
Buyer
Jordan
Royce
Campbell (CA)
King (IA)
Ryan (WI)
Cannon
Kline (MN)
Sali
Cantor
Lamborn
Hooley
Schmidt
Castle
Linder
Sensenbrenner
Chabot
Lungren, Daniel E.
Shadegg
Coble
Mack
Shimkus
Conaway
Marchant
Smith (NE)
Cooper
McCarthy (CA)
Souder
Davis, David
McCauley (TX)
Sullivan
Deal (GA)
McHenry
Tancredo
Duncan
Ehlers
Terry
Mica
Miller (FL)
Thornberry
Feeney
Miller, Gary
Flake
Musgrave
Walberg
Fossella
Franks (AZ)
Myrick
Westmoreland
Garrett (NJ)
Nunes
Wilson (SC)

NOES—335

Ackerman
Blumenauer
Capito
Aderholt
Blunt
Capps
Alexander
Bonner
Capuano
Allen
Bono
Carnahan
Altmire
Boozman
Carney
Andrews
Boren
Carson
Arcuri
Boswell
Carter
Baca
Boucher
Castor
Baird
Boustany
Chandler
Baker
Boyd (FL)
Christensen
Baldwin
Boyd (KS)
Clarke
Barrow
Brady (PA)
Clay
Bartlett (MD)
Brady (TX)
Clever
Bean
Braley (IA)
Clyburn
Cohen
Becerra
Brown, Corrine
Berkley
Brown-Waite, Ginny
Berman
Ginny
Berry
Burgess
Bilirakis
Butterfield
Bishop (GA)
Calvert
Bishop (NY)
Camp (MI)
Cramer

Crenshaw
Crowley
Cubin
Cuellar
Culberson
Cummings
Davis (AL)
Davis (CA)
Davis (IL)
Davis, Lincoln
Davis, Tom
DeFazio
DeGette
Delahunt
DeLauro
Davis (IL)
Davis, Lincoln
Davis, Tom
DeFazio
DeGette
Delahunt
DeLauro
Dent
Diaz-Balart, L.
Diaz-Balart, M.
Dicks
Dingell
Doggett
Donnelly
Doolittle
Doyle
Drake
Dreier
Edwards
Ellison
Ellsworth
Emanuel
Emerson
Engel
English (PA)
Eshoo
Etheridge
Everett
Faleomavaega
Fallin
Farr
Fattah
Ferguson
Filner
Fortenberry
Foxy
Frank (MA)
Frelinghuysen
Gallegly
Gerlach
Giffords
Gillibrand
Gillmor
Gonzalez
Goode
Gordon
Granger
Green, Al
Green, Gene
Grijalva
Gutierrez
Hall (NY)
Hall (TX)
Hare
Harman
Hastings (FL)
Hayes
Herseth Sandlin
Higgins
Hill
Hinche
Hinojosa
Hirono
Hobson
Hodes
Hoekstra
Holden
Holt
Honda
Hooley
Hoyer
Hulshof
Hunter
Inslee
Israel
Issa
Jackson (IL)
Jackson-Lee (TX)
Jefferson
Johnson (GA)
Johnson, E. B.
Jones (NC)
Kagen
Kanjorski
Kaptur
Keller
Kennedy
Kildee
Kilpatrick
Kind
King (NY)
Kingston
Kirk
Klein (FL)
Knollenberg
Kucinich
Kuhl (NY)
Lampson
Langevin
Lantos
Larsen (WA)
Larson (CT)
Latham
LaTourette
Lee
Levin
Lewis (CA)
Lewis (GA)
Lewis (KY)
Lipinski
LoBiondo
Loebsack
Lofgren, Zoe
Lowe
Lucas
Lynch
Mahoney (FL)
Maloney (NY)
Manzullo
Markey
Marshall
Matheson
Matsui
McCarthy (NY)
McCollum (MN)
McCotter
McDermott
McGovern
McHugh
McIntyre
McKeon
McMorris
Rodgers
McNerney
Meehan
Meeks (NY)
Melancon
Michaud
Miller (MI)
Miller (NC)
Mitchell
Mollohan
Moore (KS)
Moore (WI)
Moran (KS)
Moran (VA)
Murphy (CT)
Murphy, Patrick
Murphy, Tim
Murtha
Nadler
Napolitano
Neal (MA)
Neugebauer
Norton
Oberstar
Obey
Oliver
Pallone
Pascrell
Pastor
Paul
Payne
Perlmutter
Peterson (MN)
Peterson (PA)
Pickering
Platts
Pomeroy
Porter
Price (NC)
Pryce (OH)
Rahall
Rangel
Regula
Rehberg
Reichert
Renzi
Reyes
Reynolds
Rodriguez
Rogers (AL)
Rogers (KY)
Ros-Lehtinen
Ross
Rothman
Roybal-Allard
Ruppersberger
Rush
Ryan (OH)
Salazar
Sanchez, Linda T.
Sanchez, Loretta
Sarbanes
Saxton
Schakowsky
Schiff
Schwartz
Scott (GA)
Scott (VA)
Serrano
Sestak
Shays
Shea-Porter
Sherman
Sires
Slaughter
Smith (WA)
Snyder
Solis
Space

NOT VOTING—15

Abercrombie
Hastert
Miller, George
Davis (KY)
LaHood
Ortiz
Davis, Jo Ann
McCrery
Sessions
Forbes
McNulty
Tierney
Fortuño
Meek (FL)
Waters

So the amendment was not agreed to.

¶92.23 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment submitted by Mr. FLAKE:

At the end of the bill (before the short title), insert the following:

TITLE IX

ADDITIONAL GENERAL PROVISIONS

SEC. 901. None of the funds made available in this Act to the Small Business Administration may be used for the Grace Johnstown Area Regional Industries Incubator and Workforce Development program.

It was decided in the { Yeas ..... 60  
negative ..... } Nays ..... 361

¶92.24 [Roll No. 591]

AYES—60

Bachmann	Gingrey	Platts
Barrett (SC)	Goodlatte	Poe
Bilbray	Graves	Price (GA)
Blackburn	Heller	Putnam
Buchanan	Hensarling	Radanovich
Burgess	Inglis (SC)	Rogers (MI)
Burton (IN)	Jindal	Ryan (WI)
Campbell (CA)	Jordan	Sali
Chabot	Kline (MN)	Schmidt
Coble	Lamborn	Sensenbrenner
Conaway	Linder	Shadegg
Cooper	Mica	Smith (NE)
Davis, David	Miller (FL)	Souder
Deal (GA)	Musgrave	Stearns
Duncan	Myrick	Sullivan
Feeney	Neugebauer	Terry
Flake	Pearce	Thornberry
Fossella	Pence	Walberg
Franks (AZ)	Petri	Westmoreland
Garrett (NJ)	Pitts	Wilson (SC)

NOES—361

Ackerman	Capito	Ellison
Aderholt	Capps	Ellsworth
Akin	Capuano	Emanuel
Alexander	Cardoza	Emerson
Allen	Carnahan	Engel
Altmire	Carney	English (PA)
Andrews	Carson	Eshoo
Arcuri	Carter	Etheridge
Baca	Castle	Everett
Baird	Castor	Faleomavaega
Baker	Chandler	Fallin
Baldwin	Christensen	Farr
Barrow	Clarke	Fattah
Bartlett (MD)	Clay	Ferguson
Barton (TX)	Cleaver	Filner
Bean	Clyburn	Fortenberry
Becerra	Cohen	Fox
Berkley	Cole (OK)	Frank (MA)
Berman	Conyers	Frelinghuysen
Berry	Costa	Galleghy
Biggart	Costello	Gerlach
Bilirakis	Courtney	Giffords
Bishop (GA)	Cramer	Gilchrest
Bishop (NY)	Crenshaw	Gillibrand
Bishop (UT)	Crowley	Gillmor
Blumenauer	Cubin	Gohmert
Blunt	Cuellar	Gonzalez
Boehner	Culberson	Goode
Bonner	Cummings	Gordon
Bono	Davis (AL)	Granger
Boozman	Davis (CA)	Green, Al
Bordallo	Davis (IL)	Green, Gene
Boren	Davis, Lincoln	Grijalva
Boswell	Davis, Tom	Gutierrez
Boucher	DeFazio	Hall (NY)
Boustany	DeGette	Hall (TX)
Boyd (FL)	Delahunt	Hare
Boyd (KS)	DeLauro	Harman
Brady (PA)	Dent	Hastings (FL)
Brady (TX)	Diaz-Balart, L.	Hastings (WA)
Bralley (IA)	Diaz-Balart, M.	Hayes
Brown (SC)	Dicks	Herger
Brown, Corrine	Dingell	Herseth Sandlin
Brown-Waite,	Doggett	Higgins
Ginny	Donnelly	Hill
Butterfield	Doolittle	Hinchesy
Buyer	Doyle	Hirono
Calvert	Drake	Hobson
Camp (MI)	Dreier	Hodes
Cannon	Edwards	Hoekstra
Cantor	Ehlers	Holden

Holt	McHenry	Saxton
Honda	McHugh	Schakowsky
Hooley	McIntyre	Schiff
Hoyer	McKeon	Schwartz
Hulshof	McMorris	Scott (GA)
Hunter	Rodgers	Scott (VA)
Inslee	McNerney	Serrano
Israel	Meehan	Sestak
Issa	Meek (FL)	Shays
Jackson (IL)	Meeks (NY)	Shea-Porter
Jackson-Lee	Melancon	Sherman
(TX)	Michaud	Shimkus
Jefferson	Miller (MI)	Shuler
Johnson (GA)	Miller (NC)	Shuster
Johnson (IL)	Miller, Gary	Simpson
Johnson, E. B.	Miller, George	Sires
Johnson, Sam	Mitchell	Skelton
Jones (NC)	Mollohan	Slaughter
Jones (OH)	Moore (KS)	Smith (NJ)
Kagen	Moore (WI)	Smith (TX)
Kanjorski	Moran (KS)	Smith (WA)
Kaptur	Moran (VA)	Snyder
Keller	Murphy (CT)	Solis
Kennedy	Murphy, Patrick	Space
Kildee	Murphy, Tim	Space
Kilpatrick	Murtha	Spratt
Kind	Nadler	Stark
King (NY)	Napolitano	Stupak
Kingston	Nunes	Sutton
Kirk	Oberstar	Tancredo
Klein (FL)	Obey	Tanner
Knollenberg	Olver	Tauscher
Kucinich	Pallone	Taylor
Kuhl (NY)	Pascrell	Thompson (CA)
Lampson	Pastor	Thompson (MS)
Langevin	Paul	Tiahrt
Lantos	Payne	Tiberi
Larsen (WA)	Perlmutter	Tierney
Larson (CT)	Peterson (MN)	Towns
Latham	Peterson (PA)	Turner
LaTourette	Pickering	Udall (CO)
Lee	Pomeroy	Udall (NM)
Levin	Porter	Upton
Lewis (CA)	Price (NC)	Van Hollen
Lewis (GA)	Pryce (OH)	Velázquez
Lewis (KY)	Rahall	Walden (OR)
Lipinski	Ramstad	Walsh (NY)
LoBiondo	Rangel	Walz (MN)
Loeb	Regula	Wamp
Loeb	Rehberg	Wasserman
Lofgren, Zoe	Reichert	Schultz
Lowe	Renzi	Waters
Lucas	Reyes	Watson
Lungren, Daniel	Reynolds	Watt
E.	Rodriguez	Waxman
Lynch	Rogers (AL)	Weiner
Mack	Rogers (KY)	Welch (VT)
Mahoney (FL)	Rohrabacher	Weldon (FL)
Maloney (NY)	Ros-Lehtinen	Weller
Manzullo	Roskam	Wexler
Marchant	Ross	Whitfield
Markey	Rothman	Wicker
Marshall	Roybal-Allard	Wilson (NM)
Matheson	Royce	Wilson (OH)
Matsui	Ruppersberger	Wolf
McCarthy (CA)	Rush	Woolsey
McCarthy (NY)	Ryan (OH)	Wu
McCaul (TX)	Salazar	Wynn
McCollum (MN)	Sánchez, Linda	Yarmuth
McCotter	T.	Young (AK)
McCrey	Sanchez, Loretta	Young (FL)
McDermott	Sarbanes	
McGovern		

NOT VOTING—16

Abercrombie	Hastert	Norton
Bachus	Hinojosa	Ortiz
Davis (KY)	King (IA)	Sessions
Davis, Jo Ann	LaHood	Visclosky
Forbes	McNulty	
Fortuño	Neal (MA)	

So the amendment was not agreed to.

¶92.25 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment numbered 21, submitted by Mr. FLAKE:

At the end of the bill (before the short title), insert the following:

TITLE IX

ADDITIONAL GENERAL PROVISIONS

SEC. 901. None of the funds made available in this Act to the Small Business Administration may be used for the San Francisco

Planning and Urban Research Association, SPUR Urban Center.

It was decided in the { Yeas ..... 102  
negative ..... } Nays ..... 317

¶92.26 [Roll No. 592]

AYES—102

Akin	Franks (AZ)	Neugebauer
Bachmann	Garrett (NJ)	Nunes
Barrett (SC)	Gingrey	Pearce
Barton (TX)	Gohmert	Pence
Biggart	Goodlatte	Petri
Bilbray	Graves	Pitts
Bishop (UT)	Gutierrez	Platts
Blackburn	Hall (TX)	Poe
Boehner	Hastings (WA)	Price (GA)
Brady (TX)	Heller	Putnam
Brown-Waite,	Hensarling	Radanovich
Ginny	Inglis (SC)	Ramstad
Buchanan	Issa	Rogers (MI)
Burgess	Jindal	Rohrabacher
Burton (IN)	Johnson (IL)	Roskam
Buyer	Johnson, Sam	Royce
Camp (MI)	Jordan	Ryan (WI)
Campbell (CA)	King (IA)	Sali
Cannon	Kingston	Schmidt
Cantor	Kirk	Sensenbrenner
Castle	Kline (MN)	Shadegg
Chabot	Lamborn	Shimkus
Coble	Linder	Smith (NE)
Conaway	Lungren, Daniel	Souder
Cooper	E.	Stearns
Davis, David	Mack	Sullivan
Davis, Tom	Marchant	Tancredo
Deal (GA)	McCarthy (CA)	Terry
Delahunt	McCaul (TX)	Thornberry
Duncan	McHenry	Upton
Ehlers	Mica	Walberg
Feeney	Miller (FL)	Westmoreland
Flake	Miller, Gary	Wilson (SC)
Fossella	Musgrave	Young (AK)
Franks (AZ)	Myrick	

NOES—317

Ackerman	Clyburn	Gillibrand
Aderholt	Cohen	Gillmor
Alexander	Cole (OK)	Gonzalez
Allen	Conyers	Goode
Altmire	Costa	Gordon
Andrews	Costello	Granger
Arcuri	Courtney	Green, Al
Baca	Cramer	Green, Gene
Bachus	Crenshaw	Grijalva
Baird	Crowley	Hall (NY)
Baker	Cubin	Hare
Baldwin	Cuellar	Harman
Barrow	Culberson	Hastings (FL)
Bartlett (MD)	Cummings	Hayes
Bean	Davis (AL)	Herseth Sandlin
Becerra	Davis (CA)	Higgins
Berkley	Davis (IL)	Hill
Berman	Davis, Lincoln	Hinchesy
Berry	DeFazio	Hirono
Bilirakis	DeGette	Hobson
Bishop (GA)	DeLauro	Hodes
Bishop (NY)	Dent	Holden
Bishop (UT)	Diaz-Balart, L.	Holt
Blumenauer	Diaz-Balart, M.	Honda
Blunt	Dicks	Hooley
Bonner	Dingell	Hoyer
Bono	Donnelly	Hulshof
Boozman	Doolittle	Hunter
Bordallo	Doyle	Inslee
Boren	Drake	Israel
Boswell	Dreier	Jackson (IL)
Boucher	Edwards	Jackson-Lee
Boustany	Boyd (FL)	(TX)
Boyd (KS)	Boyd (KS)	Ellsworth
Brady (PA)	Brady (PA)	Emanuel
Bralley (IA)	Bralley (IA)	Emerson
Brown (SC)	Brown (SC)	Engel
Brown, Corrine	Brown, Corrine	English (PA)
Butterfield	Butterfield	Eshoo
Buyer	Calvert	Etheridge
Calvert	Capito	Everett
Camp (MI)	Capps	Faleomavaega
Cannon	Capuano	Fallin
Cantor	Cardoza	Farr
	Carnahan	Fattah
	Carney	Ferguson
	Carson	Filner
	Carter	Fortenberry
	Castor	Frank (MA)
	Chandler	Frelinghuysen
	Christensen	Galleghy
	Clarke	Gerlach
	Clay	Giffords
	Cleaver	Gilchrest

Larson (CT) Norton Sires Campbell (CA) Inglis (SC) Petri Herger Mica Ruppertsberger
Latham Oberstar Skelton Cannon Issa Pitts Hinchey Michaud Ryan (OH)
LaTourette Obey Slaughter Capps Hiron Miller, Gary Sarbanes
Levin Olver Smith (NJ) Cardoza Hobson Hodes Mitchell Serrano
Lewis (CA) Pallone Smith (TX) Carnahan Jefferson Pomeroy Mollohan Shays
Lewis (GA) Pascrell Smith (WA) Carney Jindal Porter Hoekstra Moran (KS) Sherman
Lewis (KY) Pastor Snyder Johnson (GA) Price (GA) Holt Murphy (CT) Shuler
Lipinski Paul Solis Castor Johnson (IL) Rahall Hulshof Murphy, Tim Shuster
LoBiondo Payne Space Chabot Johnson, E. B. Hunter Murtha
Loebsack Perlmutter Spratt Chandler Jones (OH) Rodriguez Inslee Napolitano Simpson
Lofgren, Zoe Peterson (MN) Stark Jordan Rogers (MI) Israel Norton Smith (NJ)
Lowey Peterson (PA) Stupak Clay Kanjorski Rogers (MI) Jackson (IL) Smith (TX)
Lucas Pickering Sutton Cleaver Kilpatrick Rohrabacher Johnson, Sam Snyder
Lynch Pomeroy Tanner Cleyburn Kind King (IA) Ross Johnson, Sam Oliver Thompson (MS)
Mahoney (FL) Porter Tauscher Clyburn King (IA) King (NY) Rothman Jones (NC) Pallone Pascrell Tiahrt
Maloney (NY) Price (NC) Cohen Conaway Kingston Royce Kagen Kaptur Pastor Tiberi
Manzullo Pryce (OH) Thompson (CA) Conaway King (NY) Rush Keller Paul Towns
Markey Rahall Thompson (MS) Cooper Kirk King (NY) Ryan (WI) Kennedy Payne Udall (NM)
Marshall Rangel Tiahrt Costa Kline (MN) Salazar Sali Sanchez, Linda Knollenberg Peterson (MN) Van Hollen
Matheson Regula Tiberi Kline (MN) Sali Sanchez, Linda Knollenberg Peterson (PA) Velazquez
Matsui Rehberg Tierney Lamborn T. Kucinich Kucinich Pickering Visclosky
McCarthy (NY) Reichert Towns Cuellar Cummings Lantos Sanchez, Loretta Saxton Lewis (CA) Walsh (NY) Walz (NY)
McCollum (MN) Renzi Turner Cummings Lantos Sanchez, Loretta Saxton Lewis (CA) Walsh (NY) Walz (NY)
McCotter Reyes Udall (CO) Davis (AL) Larsen (WA) Schiff Schmidt Schwartz Scott (GA) Scott (VA) McCotter Reynolds Whitfield
McCrery Reynolds Udall (NM) Davis (CA) Larson (CT) LaHamm Schmitt Schwartz Scott (GA) Scott (VA) McCotter Reynolds Whitfield
McDermott Rodriguez Van Hollen Davis (IL) LaHamm Schmitt Schwartz Scott (GA) Scott (VA) McCotter Reynolds Whitfield
McGovern Rogers (AL) Velazquez Davis, Lincoln Deal (GA) DeFazio Lewis (GA) Linder LoBiondo Loebsack Sestak
McHugh Rogers (KY) Visclosky Deal (GA) DeFazio Lewis (GA) Linder LoBiondo Loebsack Sestak
McIntyre Ros-Lehtinen Walden (OR) DeFazio Lewis (GA) Linder LoBiondo Loebsack Sestak
McKeon Ross Walsh (NY) DeGette Delahunt Dent Dicks Lofgren, Zoe King (NY)
McMorris Rothman Walz (MN) Delahunt Dent Dicks Lofgren, Zoe King (NY)
Rodgers Roybal-Allard Wamp Dicks Lofgren, Zoe King (NY)
McNerney Ruppertsberger Wasserman Dicks Lofgren, Zoe King (NY)
Meehan Ryan (OH) Schultz Waters Doggett Doyle Lynch Duncan Mack
Meek (FL) Salazar Waters Doggett Doyle Lynch Duncan Mack
Meeks (NY) Sanchez, Linda T. Watt Melancon Ehlers Ehlison Emanuel Engel English (PA) Eshoo Farr Fattah Feeney Ferguson
Melancon T. Sanchez, Loretta Waxman Weiner Welch (VT) Weldon (FL) Weller Wexler Whitfield Wicker Wilson (NM) Wilson (OH)
Michaud Sanchez, Loretta Waxman Weiner Welch (VT) Weldon (FL) Weller Wexler Whitfield Wicker Wilson (NM) Wilson (OH)
Miller (MI) Sarbanes Saxton Welch (VT) Weldon (FL) Weller Wexler Whitfield Wicker Wilson (NM) Wilson (OH)
Miller (NC) Saxton Welch (VT) Weldon (FL) Weller Wexler Whitfield Wicker Wilson (NM) Wilson (OH)
Miller, George Schakowsky Weldon (FL) Weller Wexler Whitfield Wicker Wilson (NM) Wilson (OH)
Mitchell Schiff Schwartz Scott (GA) Scott (VA) Serrano Sestak Shays Sherman
Moore (KS) Moore (GA) Scott (VA) Serrano Sestak Shays Sherman
Moore (WI) Scott (VA) Serrano Sestak Shays Sherman
Moran (KS) Serrano Sestak Shays Sherman
Moran (VA) Sestak Shays Sherman
Murphy (CT) Shays Sherman
Murphy, Patrick Shea-Porter Sherman
Murphy, Tim Shuler
Murtha Shuster
Napolitano Simpson
Neal (MA) Simpson

NOT VOTING—18

Abercrombie Hastert Lee Davis (KY) Herger McNulty Davis, Jo Ann Hinojosa Nadler Doggett Hoekstra Ortiz Forbes Jones (OH) Rush Fortuño LaHood Sessions

So the amendment was not agreed to.

92.27 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment numbered 19, submitted by Mr. FLAKE:

At the end of the bill (before the short title), insert the following:

TITLE IX

ADDITIONAL GENERAL PROVISIONS

SEC. 901. None of the funds made available in this Act to the Small Business Administration may be used for the Mitchell County Development Foundation, Inc. for the Home of the Perfect Christmas Tree project.

It was decided in the affirmative { Yeas ..... 249 Nays ..... 174

92.28 [Roll No. 593]

AYES—249

Ackerman Berman Brady (PA) Akin Berry Braley (IA) Allen Bigert Brown, Corrine Bachmann Bishop (GA) Brown-Waite, Baird Blackburn Ginny Barret (SC) Blumenauer Buchanan Barrow Boehner Burgess Barton (TX) Boren Burton (IN) Bean Boswell Buyer Berkley Boyd (FL) Camp (MI)

Campbell (CA) Cannon Issa Pitts Hinchey Michaud Ryan (OH)
Latham Oberstar Skelton Cannon Issa Pitts Hinchey Michaud Ryan (OH)
LaTourette Obey Slaughter Capps Hiron Miller, Gary Sarbanes
Levin Olver Smith (NJ) Cardoza Hobson Hodes Mitchell Serrano
Lewis (CA) Pallone Smith (TX) Carnahan Jefferson Pomeroy Mollohan Shays
Lewis (GA) Pascrell Smith (WA) Carney Jindal Porter Hoekstra Moran (KS) Sherman
Lewis (KY) Pastor Snyder Johnson (GA) Price (GA) Holt Murphy (CT) Shuler
Lipinski Paul Solis Castor Johnson (IL) Rahall Hulshof Murphy, Tim Shuster
LoBiondo Payne Space Chabot Johnson, E. B. Hunter Murtha
Loebsack Perlmutter Spratt Chandler Jones (OH) Rodriguez Inslee Napolitano Simpson
Lofgren, Zoe Peterson (MN) Stark Jordan Rogers (MI) Israel Norton Smith (NJ)
Lowey Peterson (PA) Stupak Clay Kanjorski Rogers (MI) Jackson (IL) Smith (TX)
Lucas Pickering Sutton Cleaver Kilpatrick Rohrabacher Johnson, Sam Snyder
Lynch Pomeroy Tanner Cleyburn Kind King (IA) Ross Johnson, Sam Oliver Thompson (MS)
Mahoney (FL) Porter Tauscher Clyburn King (IA) King (NY) Rothman Jones (NC) Pallone Pascrell Tiahrt
Maloney (NY) Price (NC) Cohen Conaway Kingston Royce Kagen Kaptur Pastor Tiberi
Manzullo Pryce (OH) Thompson (CA) Conaway King (NY) Rush Keller Paul Towns
Markey Rahall Thompson (MS) Cooper Kirk King (NY) Ryan (WI) Kennedy Payne Udall (NM)
Marshall Rangel Tiahrt Costa Kline (MN) Salazar Sali Sanchez, Linda Knollenberg Peterson (MN) Van Hollen
Matheson Regula Tiberi Kline (MN) Sali Sanchez, Linda Knollenberg Peterson (PA) Velazquez
Matsui Rehberg Tierney Lamborn T. Kucinich Kucinich Pickering Visclosky
McCarthy (NY) Reichert Towns Cuellar Cummings Lantos Sanchez, Loretta Saxton Lewis (CA) Walsh (NY) Walz (NY)
McCollum (MN) Renzi Turner Cummings Lantos Sanchez, Loretta Saxton Lewis (CA) Walsh (NY) Walz (NY)
McCotter Reyes Udall (CO) Davis (AL) Larsen (WA) Schiff Schmidt Schwartz Scott (GA) Scott (VA) McCotter Reynolds Whitfield
McCrery Reynolds Udall (NM) Davis (CA) Larson (CT) LaHamm Schmitt Schwartz Scott (GA) Scott (VA) McCotter Reynolds Whitfield
McDermott Rodriguez Van Hollen Davis (IL) LaHamm Schmitt Schwartz Scott (GA) Scott (VA) McCotter Reynolds Whitfield
McGovern Rogers (AL) Velazquez Davis, Lincoln Deal (GA) DeFazio Lewis (GA) Linder LoBiondo Loebsack Sestak
McHugh Rogers (KY) Visclosky Deal (GA) DeFazio Lewis (GA) Linder LoBiondo Loebsack Sestak
McIntyre Ros-Lehtinen Walden (OR) DeFazio Lewis (GA) Linder LoBiondo Loebsack Sestak
McKeon Ross Walsh (NY) DeGette Delahunt Dent Dicks Lofgren, Zoe King (NY)
McMorris Rothman Walz (MN) Delahunt Dent Dicks Lofgren, Zoe King (NY)
Rodgers Roybal-Allard Wamp Dicks Lofgren, Zoe King (NY)
McNerney Ruppertsberger Wasserman Dicks Lofgren, Zoe King (NY)
Meehan Ryan (OH) Schultz Waters Doggett Doyle Lynch Duncan Mack
Meek (FL) Salazar Waters Doggett Doyle Lynch Duncan Mack
Meeks (NY) Sanchez, Linda T. Watt Melancon Ehlers Ehlison Emanuel Engel English (PA) Eshoo Farr Fattah Feeney Ferguson
Melancon T. Sanchez, Loretta Waxman Weiner Welch (VT) Weldon (FL) Weller Wexler Whitfield Wicker Wilson (NM) Wilson (OH)
Michaud Sanchez, Loretta Waxman Weiner Welch (VT) Weldon (FL) Weller Wexler Whitfield Wicker Wilson (NM) Wilson (OH)
Miller (MI) Sarbanes Saxton Welch (VT) Weldon (FL) Weller Wexler Whitfield Wicker Wilson (NM) Wilson (OH)
Miller (NC) Saxton Welch (VT) Weldon (FL) Weller Wexler Whitfield Wicker Wilson (NM) Wilson (OH)
Miller, George Schakowsky Weldon (FL) Weller Wexler Whitfield Wicker Wilson (NM) Wilson (OH)
Mitchell Schiff Schwartz Scott (GA) Scott (VA) Serrano Sestak Shays Sherman
Moore (KS) Moore (GA) Scott (VA) Serrano Sestak Shays Sherman
Moore (WI) Scott (VA) Serrano Sestak Shays Sherman
Moran (KS) Serrano Sestak Shays Sherman
Moran (VA) Sestak Shays Sherman
Murphy (CT) Shays Sherman
Murphy, Patrick Shea-Porter Sherman
Murphy, Tim Shuler
Murtha Shuster
Napolitano Simpson
Neal (MA) Simpson

NOES—174

Aderholt Brady (TX) Dreier Alexander Brown (SC) Edwards Ellsworth Emerson Cantor Etheridge Everett Faleomavaega Capuano Carson Carter Cole (OK) Conyers Costello Cramer Crenshaw Cubin Culberson Davis, Tom DeLauro Diaz-Balart, L. Diaz-Balart, M. Donnelly Doolittle Drake

Herger Hinchey Miller, Gary Sarbanes Mitchell Serrano Shays Sherman Shuler Shuster Simpson Smith (NJ) Smith (TX) Snyder Thompson (MS) Tiahrt Tiberi Towns Udall (NM) Van Hollen Velazquez Visclosky Walsh (NY) Walz (MN) Wasserman Schultz Watson Wicker Wilson (OH) Wolf Young (AK) Young (FL)

NOT VOTING—14

Abercrombie Forbes McNulty Christensen Fortuño Ortiz Davis (KY) Hastert Reyes Davis, David Hinojosa Sessions Davis, Jo Ann LaHood

So the amendment was agreed to.

92.29 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment numbered 22, submitted by Mr. FLAKE:

At the end of the bill (before the short title), insert the following:

TITLE IX

ADDITIONAL GENERAL PROVISIONS

SEC. 901. None of the funds made available in this Act to the Small Business Administration may be used for the West Virginia University Research Corporation for renovations of a small business incubator.

It was decided in the negative { Yeas ..... 101 Nays ..... 325

92.30 [Roll No. 594]

AYES—101

Akin Davis, David Kline (MN) Bachmann Davis, Tom Lamborn Barrett (SC) Deal (GA) Linder Barton (TX) Dent Mack Biggert Duncan Marchant Bilbray Ehlers McCauly (CA) Bishop (UT) Eshoo McCaul (TX) Blackburn Feeney McHenry Blunt Flake Mica Boehner Fossella Miller (FL) Brady (TX) Franks (AZ) Musgrave Brown (SC) Garrett (NJ) Myrick Brown-Waite, Gerlach Neugebauer Gilchrist Granger Pence Buchanan Gohmert Pearce Frelinghuysen Gallegly Granger Pence Cramer Gillmor Graves Petri Buyer Heller Pitts Camp (MI) Hensarling Platts Campbell (CA) Inglis (SC) Poe Cannon Issa Porter Cantor Jindal Price (GA) Carter Johnson (IL) Putnam Castle Johnson, Sam Radanovich Chabot Jordan Ramstad Coble King (IA) Rogers (MI) Conaway Kingston Rohrabacher Cooper Kirk Roskam

Royce  
Ryan (WI)  
Sali  
Schmidt  
Sensenbrenner  
Shadegg

Shimkus  
Smith (NE)  
Souder  
Stearns  
Sullivan  
Terry

Thornberry  
Upton  
Walberg  
Walden (OR)  
Westmoreland  
Wilson (SC)

Sires  
Skelton  
Slaughter  
Smith (NJ)  
Smith (TX)  
Smith (WA)  
Snyder  
Solis  
Space  
Spratt  
Stark  
Stupak  
Sutton  
Tancredo  
Tanner  
Tauscher  
Taylor  
Thompson (CA)

Thompson (MS)  
Tiahrt  
Tiberi  
Tierney  
Towns  
Turner  
Udall (CO)  
Udall (NM)  
Van Hollen  
Velázquez  
Visclosky  
Walsh (NY)  
Walz (MN)  
Wamp  
Wasserman  
Schultz  
Waters  
Watson

Watt  
Waxman  
Weiner  
Welch (VT)  
Weldon (FL)  
Weller  
Wexler  
Whitfield  
Wicker  
Wilson (NM)  
Wilson (OH)  
Wolf  
Woolsey  
Wu  
Wynn  
Yarmuth  
Young (AK)  
Young (FL)

Butterfield  
Calvert  
Capito  
Capps  
Capuano  
Cardoza  
Carnahan  
Carney  
Carson  
Castle  
Castor  
Chandler  
Christensen  
Clarke  
Clay  
Cleaver  
Clyburn  
Cohen  
Cole (OK)  
Costa  
Costello  
Courtney  
Cramer  
Crenshaw  
Crowley  
Cubin  
Cuellar  
Culberson  
Cummings  
Davis (AL)  
Davis (CA)  
Davis (IL)  
Davis, Lincoln  
DeFazio  
DeGette  
Delahunt  
DeLauro  
Diaz-Balart, L.  
Dicks  
Dingell  
Doggett  
Donnelly  
Doolittle  
Doyle  
Drake  
Dreier  
Edwards  
Ellison  
Ellsworth  
Emanuel  
Emerson  
Engel  
English (PA)  
Etheridge  
Everett

Hulshof  
Hunter  
Inslée  
Israel  
Jackson (IL)  
Jackson-Lee  
(TX)  
Jefferson  
Johnson (GA)  
Johnson, E. B.  
Jones (NC)  
Jones (OH)  
Kagen  
Kanjorski  
Kaptur  
Kennedy  
Kildee  
Kilpatrick  
Kind  
King (NY)  
Kirk  
Klein (FL)  
Knollenberg  
Kucinich  
Kuhl (NY)  
Lampson  
Langevin  
Lantos  
Larsen (WA)  
Larsen (CT)  
Latham  
LaTourette  
Lee  
Levin  
Lewis (CA)  
Lewis (GA)  
Lewis (KY)  
Lipinski  
LoBiondo  
Loebsack  
Lofgren, Zoe  
Lowey  
Lucas  
Lynch  
Mahoney (FL)  
Maloney (NY)  
Markey  
Marshall  
Matheson  
Matsui  
McCarthy (NY)  
McCollum (MN)  
McCotter  
Stark  
Stupak  
Sutton  
Tancredo  
Tanner  
Tauscher  
Taylor  
Thompson (CA)  
Thompson (MS)  
Tiahrt  
Tiberi  
Tierney  
Towns  
Turner  
Udall (CO)  
Udall (NM)  
Van Hollen  
Velázquez  
Visclosky  
Walsh (NY)  
Walz (MN)  
Wamp  
Wasserman  
Schultz  
Waters  
Watson  
Watt  
Waxman  
Weiner  
Welch (VT)  
Weldon (FL)  
Wexler  
Whitfield  
Wicker

Peterson (PA)  
Pickering  
Pomeroy  
Price (NC)  
Pryce (OH)  
Rahall  
Rangel  
Regula  
Rehberg  
Reichert  
Renzi  
Reyes  
Rodriguez  
Rogers (AL)  
Rogers (KY)  
Ros-Lehtinen  
Roskam  
Ross  
Rothman  
Roybal-Allard  
Ruppersberger  
Rush  
Ryan (OH)  
Salazar  
Sánchez, Linda  
T.  
Sanchez, Loretta  
Sarbanes  
Saxton  
Schakowsky  
Schiff  
Schwartz  
Scott (GA)  
Scott (VA)  
Serrano  
Sestak  
Shays  
Shea-Porter  
Sherman  
Shuler  
Shuster  
Simpson  
Sires  
Skelton  
Slaughter  
Smith (NJ)  
Smith (WA)  
Snyder  
Solis  
Space  
Spratt  
Stark  
Stupak  
Sutton  
Tancredo  
Tanner  
Tauscher  
Taylor  
Thompson (CA)  
Thompson (MS)  
Tiahrt  
Tiberi  
Tierney  
Towns  
Turner  
Udall (CO)  
Udall (NM)  
Van Hollen  
Velázquez  
Visclosky  
Walsh (NY)  
Walz (MN)  
Wamp  
Wasserman  
Schultz  
Waters  
Watson  
Watt  
Waxman  
Weiner  
Welch (VT)  
Weldon (FL)  
Wexler  
Whitfield  
Wicker  
Wilson (NM)  
Wilson (OH)  
Wolf  
Woolsey  
Wu  
Wynn  
Yarmuth  
Young (AK)  
Young (FL)

NOES—325

Ackerman  
Aderholt  
Alexander  
Allen  
Altmire  
Andrews  
Arcuri  
Baca  
Bachus  
Baird  
Baker  
Baldwin  
Barrow  
Bartlett (MD)  
Bean  
Becerra  
Berkley  
Berman  
Berry  
Bilirakis  
Bishop (GA)  
Bishop (NY)  
Blumenauer  
Bonner  
Bono  
Boozman  
Bordallo  
Boren  
Boswell  
Boucher  
Boustany  
Boyd (FL)  
Boyd (KS)  
Brady (PA)  
Braley (IA)  
Brown, Corrine  
Butterfield  
Calvert  
Capito  
Capps  
Capuano  
Cardoza  
Carnahan  
Carney  
Carson  
Castor  
Chandler  
Christensen  
Clarke  
Clay  
Cleaver  
Clyburn  
Cohen  
Cole (OK)  
Conyers  
Costa  
Costello  
Courtney  
Cramer  
Crenshaw  
Crowley  
Cubin  
Cuellar  
Culberson  
Cummings  
Davis (AL)  
Davis (CA)  
Davis (IL)  
Davis, Lincoln  
DeFazio  
DeGette  
Delahunt  
DeLauro  
Diaz-Balart, L.  
Diaz-Balart, M.  
Dicks  
Dingell  
Doggett  
Donnelly  
Doolittle  
Doyle  
Drake  
Dreier  
Edwards  
Ellison  
Ellsworth  
Emanuel  
Emerson  
Engel  
English (PA)  
Etheridge  
Everett

Faleomavaega  
Fallin  
Farr  
Fattah  
Ferguson  
Filner  
Fortenberry  
Fox  
Frank (MA)  
Frelinghuysen  
Gallegly  
Giffords  
Gilchrest  
Gillibrand  
Gillmor  
Gonzalez  
Goode  
Goodlatte  
Gordon  
Green, Al  
Green, Gene  
Grijalva  
Gutiérrez  
Hall (NY)  
Hall (TX)  
Hare  
Harman  
Hastings (FL)  
Hastings (WA)  
Hayes  
Herger  
Herseth Sandlin  
Higgins  
Hill  
Hinchev  
Hirono  
Hobson  
Hodes  
Hoekstra  
Holden  
Holt  
Honda  
Hooley  
Hoyer  
Hulshof  
Hunter  
Inslée  
Israel  
Jackson (IL)  
Jackson-Lee  
(TX)  
Jefferson  
Johnson (GA)  
Johnson, E. B.  
Jones (NC)  
Jones (OH)  
Kagen  
Kanjorski  
Kaptur  
Keller  
Kennedy  
Kildee  
Kilpatrick  
Kind  
King (NY)  
Klein (FL)  
Knollenberg  
Kucinich  
Kuhl (NY)  
Lampson  
Langevin  
Lantos  
Larsen (WA)  
Larsen (CT)  
Latham  
LaTourette  
Lee  
Levin  
Lewis (CA)  
Lewis (GA)  
Lewis (KY)  
Lipinski  
LoBiondo  
Loebsack  
Lofgren, Zoe  
Lowey  
Lucas  
Lungren, Daniel  
E.  
Lynch  
Mahoney (FL)  
Maloney (NY)

Manzullo  
Markey  
Marshall  
Matheson  
Matsui  
McCarthy (NY)  
McCollum (MN)  
McCotter  
McCrery  
McDermott  
McGovern  
McHugh  
McIntyre  
McKeon  
McMorris  
Rodgers  
McNerney  
Meehan  
McHugh  
McIntyre  
McKeon  
McMorris  
Rodgers  
McNerney  
Meehan  
Meek (FL)  
Meeks (NY)  
Melancon  
Michaud  
Miller (MI)  
Miller (NC)  
Miller, Gary  
Miller, George  
Mitchell  
Mollohan  
Moore (KS)  
Moore (WI)  
Moran (KS)  
Moran (VA)  
Murphy (CT)  
Murphy, Patrick  
Murphy, Tim  
Murtha  
Nadler  
Napolitano  
Neal (MA)  
Norton  
Oberstar  
Obey  
Oliver  
Pallone  
Pascrell  
Pastor  
Paul  
Payne  
Perlmutter  
Peterson (MN)  
Peterson (PA)  
Pickering  
Pomeroy  
Price (NC)  
Pryce (OH)  
Rahall  
Rangel  
Regula  
Rehberg  
Reichert  
Renzi  
Reyes  
Reynolds  
Rodriguez  
Rogers (AL)  
Rogers (KY)  
Ros-Lehtinen  
Ross  
Rothman  
Roybal-Allard  
Ruppersberger  
Rush  
Ryan (OH)  
Salazar  
Sánchez, Linda  
T.  
Sanchez, Loretta  
Sarbanes  
Saxton  
Schakowsky  
Schiff  
Schwartz  
Scott (GA)  
Scott (VA)  
Serrano  
Sestak  
Shays  
Andrews  
Arcuri  
Baca  
Bachus  
Baird  
Baker  
Baldwin

Abercrombie  
Davis (KY)  
Davis, Jo Ann  
Forbes

Fortuño  
Hastert  
Hinojosa  
LaHood

NOT VOTING—11

So the amendment was not agreed to.

92.31 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment submitted by Mr. CAMPBELL of California:

At the end of the bill (before the short title), insert the following:

None of the funds in this Act to the Small Business Administration may be used for the Abraham Lincoln National Airport Commission.

It was decided in the { Yeas ..... 107  
negative ..... } Nays ..... 318

92.32

[Roll No. 595]

AYES—107

Akin  
Bachmann  
Barrett (SC)  
Barton (TX)  
Biggert  
Bilbray  
Bishop (UT)  
Blackburn  
Blunt  
Boehner  
Brady (TX)  
Brown (SC)  
Brown-Waite,  
Ginny  
Buchanan  
Burgess  
Burton (IN)  
Buyer  
Camp (MI)  
Campbell (CA)  
Cannon  
Cantor  
Carter  
Chabot  
Coble  
Conaway  
Cooper  
Davis, David  
Davis, Tom  
Deal (GA)  
Dent  
Diaz-Balart, M.  
Duncan  
Ehlers  
Feeney  
Flake  
Fossella

Franks (AZ)  
Garrett (NJ)  
Gerlach  
Gingrey  
Gohmert  
Goodlatte  
Granger  
Graves  
Hastings (WA)  
Heller  
Hensarling  
Herger  
Hoekstra  
Inglis (SC)  
Issa  
Jindal  
Johnson (IL)  
Johnson, Sam  
Jordan  
Keller  
King (IA)  
Kingston  
Kline (MN)  
Lamborn  
Linder  
Lungren, Daniel  
E.  
Mack  
Manzullo  
Marchant  
McCarthy (CA)  
McCaul (TX)  
McHenry  
Miller (FL)  
Miller, Gary  
Musgrave  
Myrick

Neugebauer  
Pearce  
Pence  
Petri  
Eshoo  
Etheridge  
Platts  
Poe  
Porter  
Price (GA)  
Putnam  
Radanovich  
Ramstad  
Reynolds  
Rogers (MI)  
Rohrabacher  
Royce  
Ryan (WI)  
Sali  
Schmidt  
Sensenbrenner  
Shadegg  
Shimkus  
Smith (NE)  
Smith (TX)  
Souder  
Stearns  
Sullivan  
Terry  
Thornberry  
Upton  
Walberg  
Walden (OR)  
Weller  
Westmoreland  
Wilson (SC)

Neugebauer  
Pearce  
Pence  
Petri  
Eshoo  
Etheridge  
Platts  
Poe  
Porter  
Price (GA)  
Putnam  
Radanovich  
Ramstad  
Reynolds  
Rogers (MI)  
Rohrabacher  
Royce  
Ryan (WI)  
Sali  
Schmidt  
Sensenbrenner  
Shadegg  
Shimkus  
Smith (NE)  
Smith (TX)  
Souder  
Stearns  
Sullivan  
Terry  
Thornberry  
Upton  
Walberg  
Walden (OR)  
Weller  
Westmoreland  
Wilson (SC)

Emerson  
Engel  
English (PA)  
Etheridge  
Everett  
Farr  
Fattah  
Ferguson  
Filner  
Fortenberry  
Fox  
Frank (MA)  
Frelinghuysen  
Gallegly  
Giffords  
Gilchrest  
Gillibrand  
Gillmor  
Gonzalez  
Goode  
Gordon  
Green, Al  
Green, Gene  
Grijalva  
Gutiérrez  
Hall (NY)  
Hall (TX)  
Hare  
Harman  
Hastings (FL)  
Hayes  
Herseth Sandlin  
Higgins  
Hill  
Hinchev  
Hirono  
Hobson  
Hodes  
Holden  
Holt  
Honda  
Hooley  
Hoyer

Emerson  
Engel  
English (PA)  
Etheridge  
Everett  
Farr  
Fattah  
Ferguson  
Filner  
Fortenberry  
Fox  
Frank (MA)  
Frelinghuysen  
Gallegly  
Giffords  
Gilchrest  
Gillibrand  
Gillmor  
Gonzalez  
Goode  
Gordon  
Green, Al  
Green, Gene  
Grijalva  
Gutiérrez  
Hall (NY)  
Hall (TX)  
Hare  
Harman  
Hastings (FL)  
Hayes  
Herseth Sandlin  
Higgins  
Hill  
Hinchev  
Hirono  
Hobson  
Hodes  
Holden  
Holt  
Honda  
Hooley  
Hoyer

NOES—318

Ackerman  
Aderholt  
Alexander  
Allen  
Altmire  
Andrews  
Arcuri  
Baca  
Bachus  
Baird  
Baker  
Baldwin

Barrow  
Bartlett (MD)  
Bean  
Becerra  
Berkley  
Berman  
Berry  
Bilirakis  
Bishop (GA)  
Bishop (NY)  
Blumenauer  
Bonner

Bono  
Boozman  
Bordallo  
Boren  
Boswell  
Boucher  
Boustany  
Boyd (FL)  
Boyd (KS)  
Brady (PA)  
Braley (IA)  
Brown, Corrine

Bono  
Boozman  
Bordallo  
Boren  
Boswell  
Boucher  
Boustany  
Boyd (FL)  
Boyd (KS)  
Brady (PA)  
Braley (IA)  
Brown, Corrine

Bono  
Boozman  
Bordallo  
Boren  
Boswell  
Boucher  
Boustany  
Boyd (FL)  
Boyd (KS)  
Brady (PA)  
Braley (IA)  
Brown, Corrine

Bono  
Boozman  
Bordallo  
Boren  
Boswell  
Boucher  
Boustany  
Boyd (FL)  
Boyd (KS)  
Brady (PA)  
Braley (IA)  
Brown, Corrine

NOT VOTING—12

Abercrombie  
Conyers

Davis (KY)  
Davis, Jo Ann

Forbes  
Fortuño

Hastert LaHood Ortiz
Hinojosa McNulty Sessions

Tauscher Velazquez Weiner
Taylor Vislosky Welch (VT)
Thompson (CA) Walz (MN) Wexler
Thompson (MS) Wasserman Wilson (OH)
Tierney Schultz Woolsey
Towns Waters Wu
Udall (CO) Watson Wynn
Udall (NM) Watt Yarmuth
Van Hollen Waxman

submitted by Mr. CAMPBELL of California:
At the end of the bill (before the short title), insert the following:
None of the funds in this Act may be used for the following:
Abraham Lincoln National Airport Commission
Adelante Development Center
Advantage West Economic Development Group
Alleghany Highlands Economic Development Corporation
ARISE Foundation
Career Center for the Northeast Central Ohio Bioscience Consortium
Barracks Row
Barry University for the Institute for Community and Economic Development
Ben Franklin Technology Partners
Boston Chinatown Neighborhood Center Workforce Development Initiative
Bridgeport Regional Business Council
Bright Beginnings, Inc.
Bronx Council on the Arts
Booklyn College's Entrepreneurial Center
Buffalo Niagara International Trade Foundation
California State University, Pasadena Biotech Training Facility
Caribbean American Chamber of Commerce and Industry
Catalyst, Washington, DC
Center for Economic Growth, Greene County, NY
Center for Inspired Teaching
Center for Women and Enterprise
Belvedere Business Park Project, City of Charlotte, NC
Angela Rudolph, Assistant to the Mayor, Chicago, IL
Grow Inglewood, City of Inglewood, CA
Adams-LaBrea Retail Project, City of Los Angeles, CA.
Colorado State University, Sustainable Biofuels Development Center
Columbus College of Art and Design
Community College of Philadelphia
Connected Technologies Corridor
Cuyahoga Community College
Dartmouth Regional Technology Center
Detroit Economic Growth Corporation
Detroit Renaissance
DuPage Technology Park
Earth Conservation Corps
Eastern Market, Washington, DC
Economic Development Coalition of Southeast Michigan
Entrepreneurial Development Center, Inc., Cedar Rapids, IA
Everybody Wins!
Excel Institute
Purdue Technology Center of Northwest Indiana
Experience Works, Inc., Richmond VA
Experience Works, Arlington, VA
Fairplex Trade and Conference Center
Federal HUBZone Incubator, Elizabeth City, NC
Friends of the Big South Fork
Greater Harlem Chamber of Commerce
Greater North Louisiana Community Development Corporation
Greystone Foundation
Hispanic Information and Telecommunications Network
Historic Congressional Cemetery
Valley Economic Development Center
Howard University College of Dentistry
Hudson Alpha Institute
Illinois Institute of Technology
Indiana State University, Center for New Business Development
Inquilinos Boricuas en Accion
Institute for Advanced Learning and Research
International Youth Service and Development Corps

So the amendment was not agreed to.

92.33 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment submitted by Mr. EMANUEL:

At the end of the bill (before the short title), insert the following:

TITLE IX

ADDITIONAL GENERAL PROVISIONS

SEC. 901. None of the funds made available in this Act may be used for any of the following:

(1) The care, operation, refurbishing, or improvement of the official residence of the Vice President.

(2) Any expenses of the Vice President, including the hire of passenger motor vehicles, official entertainment expenses, and services described in section 3109 of title 5, United States Code, and section 106 of title 3, United States Code.

It was decided in the Yeas ..... 209
negative ..... Nays ..... 217

92.34 [Roll No. 596]

AYES—209

Ackerman Etheridge McCarthy (NY)
Allen Faleomavaega McCollum (MN)
Altmire Farr McGovern
Andrews Fattah McIntyre
Arcuri Filner McNerney
Baca Frank (MA) Meehan
Baird Giffords Meek (FL)
Baldwin Gillibrand Meeks (NY)
Barrow Gonzalez Melancon
Becerra Green, Al Michaud
Berkley Green, Gene Miller (NC)
Berman Grijalva Miller, George
Berry Gutierrez Mitchell
Bishop (GA) Hall (NY) Mollohan
Bishop (NY) Hare Moore (KS)
Blumenauer Harman Moore (WI)
Bordallo Hastings (FL) Moran (VA)
Boswell Higgins Murphy (CT)
Boucher Hill Murphy, Patrick
Boyda (KS) Hinchey Nadler
Brady (PA) Hirono Napolitano
Braley (IA) Hodes Neal (MA)
Brown, Corrine Holden Norton
Butterfield Holt Oberstar
Capps Honda Olver
Cardoza Hooley Pallone
Carnahan Hoyer Pascrell
Carney Insee Pastor
Carson Israel Paul
Castor Jackson (IL) Payne
Chandler Jackson-Lee Perlmutter
Christensen (TX) Pomeroy
Clarke Jefferson Price (NC)
Clay Johnson (GA) Rahall
Cleaver Johnson, E. B. Rangel
Clyburn Jones (NC) Reyes
Cohen Jones (OH) Rodriguez
Conyers Kagen Rothman
Cooper Kanjorski Roybal-Allard
Costa Kennedy Ruppertsberger
Costello Kildee Rush
Courtney Kilpatrick Ryan (OH)
Cramer Kind Sanchez, Linda
Crowley Kucinich T.
Cummings Langevin Sanchez, Loretta
Davis (AL) Lantos Sarbanes
Davis (CA) Larsen (WA) Schakowsky
Davis (IL) Larson (CT) Schiff
Davis, Lincoln Lee Schwartz
DeFazio Levin Scott (GA)
DeGette Lewis (GA) Scott (VA)
Delahunt Lipinski Serrano
DeLauro Loeb sack Shea-Porter
Dicks Lofgren, Zoe Sherman
Dingell Lowey Shuler
Doggett Lynch Sires
Donnelly Mahoney (FL) Slaughter
Doyle Maloney (NY) Solis
Ellison Markey Spratt
Emanuel Marshall Stark
Engel Matheson Stupak
Eshoo Matsui Sutton

NOES—217

Aderholt Garrett (NJ) Pearce
Akin Gerlach Pence
Alexander Gilchrest Peterson (MN)
Bachmann Gillmor Peterson (PA)
Bachus Gingrey Petri
Baker Gohmert Pickering
Barrett (SC) Goode Pitts
Bartlett (MD) Goodlatte Platts
Barton (TX) Gordon Poe
Bean Granger Porter
Biggart Graves Price (GA)
Bilbray Hall (TX) Pryce (OH)
Bilirakis Hastings (WA) Putnam
Bishop (UT) Hayes
Blackburn Heller
Blunt Hensarling
Boehner Herger
Bonner Herseht Sandlin
Bono Hobson
Boozman Hoekstra
Boren Hulshof
Boustany Hunter Rogers (AL)
Boyd (FL) Inglis (SC) Rogers (KY)
Brady (TX) Issa Rogers (MI)
Brown (SC) Jindal Rohrabacher
Brown-Waite, Johnson (IL) Ros-Lehtinen
Ginny Johnson, Sam Roskam
Buchanan Jordan Ross
Burgess Kaptur Royce
Burton (IN) Keller Ryan (WI)
Buyer King (IA) Salazar
Calvert King (NY) Sali
Camp (MI) Kingston Saxton
Campbell (CA) Kirk Schmidt
Cannon Klein (FL) Sensenbrenner
Cantor Kline (MN) Sestak
Capito Knollenberg Shadegg
Capuano Kuhl (NY) Sha ys
Carter Lamborn Shimkus
Castle Lampson Shuster
Chabot Latham Simpson
Coble LaTourette Skelton
Cole (OK) Lewis (CA) Smith (NE)
Conaway Lewis (KY) Smith (NJ)
Crenshaw Linder Smith (TX)
Cubin LoBiondo Smith (WA)
Cuellar Lucas Snyder
Culberson Lungren, Daniel Souder
Davis, David E. Space
Davis, Tom Mack Stearns
Deal (GA) Manzullo Sullivan
Dent Marchant Tancred o
Diaz-Balart, L. McCarthy (CA) Tanner
Diaz-Balart, M. McCaul (TX) Terry
Doolittle McCotter Thornberry
Drake McCrery Tiahrt
Dreier McDermott Tiberi
Duncan McHenry Turner
Edwards McHugh Upton
Ehlers McKeon Walberg
Ellsworth McMorris Walden (OR)
Emerson Rodgers Walsh (NY)
English (PA) Mica Wamp
Everett Miller (FL) Weldon (FL)
Fallin Miller (MI) Weller
Feeeny Miller, Gary Westmoreland
Ferguson Moran (KS) Whitfield
Flake Murphy, Tim Wicker
Fortenberry Murtha Wilson (NM)
Fossella Musgrave Wilson (SC)
Foxy Myrick Wolf
Franks (AZ) Neugebauer Young (AK)
Frelinghuysen Nunes Young (FL)
Gallegly Obey

NOT VOTING—11

Abercrombie Fortuño McNulty
Davis (KY) Hastert Ortiz
Davis, Jo Ann Hinojosa Sessions
Forbes LaHood

So the amendment was not agreed to.

92.35 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment



John C. Calhoun Community College  
 Johnson and Wales University  
 Johnstown Area Regional Industries Incu-  
 bator and Workforce Development  
 Kulanu Vocational Education Program  
 LaGuardia Community College  
 Lewis and Clark State College  
 Lorain County Community College  
 Louisiana Small Business Development Cen-  
 ter  
 Louisville Medical Center Development Cor-  
 poration  
 Macomb County Department of Planning and  
 Economic Development  
 Marshalltown Community College  
 Office of Workforce Development, Medina  
 County, OH  
 MenzFit, Washington DC  
 Mifflin County Industrial Development Cor-  
 poration  
 Mississippi State University  
 Mitchell County Development Foundation,  
 Inc.  
 Montana State Univrsity  
 Montana World Trade Center  
 Montgomery College  
 National Association of Development Orga-  
 nizations  
 National Federation of the Blind  
 New College Institute  
 North Carolina Rural Economic Develop-  
 ment Center  
 North Dakota State College of Science,  
 Nanotechnology Applied Science Labora-  
 tory  
 North Iowa Area Community College  
 North Side Industrial Development Company  
 Northeast Entrepreneur Fund  
 Northwest Agriculture Business Center  
 Northwestern Univerity  
 Ohio University  
 Oil Region Alliance of Business  
 Operation New Hope, Florida  
 Peoria NEXT Innovation Center  
 Phoenix House  
 Portland State University  
 Ready to Work, Ohio  
 Rio Hondo College  
 Rochester Tooling and Machining Associa-  
 tion  
 Rock Valley College  
 Rockford Area Ventures Small Business In-  
 cubator and Technology Commercializa-  
 tion Center  
 Rockland Small Business Development Cen-  
 ter  
 Rowan University  
 San Francisco Planning and Urban Research  
 Association  
 Sandoval County New Mexico  
 Seedco Financial Services Alabama Minority  
 and Women-owned Business Enterprises  
 Southern and Eastern Kentucky Tourism  
 Development Association  
 Sephardic Angel Fund, Brooklyn, NY  
 SER—Jobs for Progress National  
 Shawnee State University  
 Sierra College  
 Sitar Arts Center  
 Soundview Community in Action  
 South Dakota School of Mines  
 South Side Innovation Center  
 Southeastern University  
 Spanish American Merchants Association  
 St. Jerome's Church Community Center  
 STEEED Youth Program  
 University of Northern Iowa  
 TechRanch Technology Venture Center  
 Enterprise Center, Tennessee  
 Illinois Institute of Technology  
 University of Texas, San Antonio  
 Thomas More College  
 Thurgood Marshall College Fund  
 University of Connecticut, Avery Point  
 University of Maryland  
 University of Missouri, Kansas City  
 University of Notre Dame, Robinson Enter-  
 prises Community Learning Center  
 University of Pittsburgh

University of South Florida  
 University of Southern Maine  
 Lewiston-Auburn College  
 University of Texas, Brownsville Inter-  
 national Trade Center  
 Urban League of Rochester  
 USS Saratoga Museum Foundation  
 Valley Economic Development Center  
 Vermont Small Business Development Cen-  
 ter  
 Wallace State Community College  
 Department of Public Services, Wayne Coun-  
 ty, MI  
 Wayne County, New York  
 West Virginia University Research Corpora-  
 tion  
 Western Massachusetts Enterprise Fund  
 Williamsburg County, SC  
 Wittenberg University  
 Workforce Initiative Asociation, Canton, OH  
 Youngstown Edison Incubator Corporation  
 Youngstown Central Area Community Im-  
 provement Corps  
 Youngstown Warren Relational Chamber

It was decided in the { Yeas ..... 48  
 negative ..... } Nays ..... 372

¶92.36 [Roll No. 597]  
 AYES—48

Bachmann	Heller	Petri
Burgess	Hensarling	Pitts
Burton (IN)	Issa	Platts
Buyer	Jindal	Price (GA)
Campbell (CA)	Jordan	Royce
Chabot	King (IA)	Ryan (WI)
Coble	Kline (MN)	Sali
Cooper	Lamborn	Sensenbrenner
Davis, David	Linder	Shadegg
Deal (GA)	Mack	Sullivan
Duncan	Marchant	Terry
Flake	McCarthy (CA)	Thornberry
Franks (AZ)	Miller (FL)	Tiberi
Garrett (NJ)	Musgrave	Walberg
Goode	Myrriek	Westmoreland
Goodlatte	Pence	Woolsey

NOES—372

Ackerman	Brown-Waite,	Diaz-Balart, L.
Aderholt	Ginny	Diaz-Balart, M.
Akin	Buchanan	Dicks
Alexander	Butterfield	Dingell
Allen	Calvert	Doggett
Altmire	Camp (MI)	Donnelly
Andrews	Cannon	Doolittle
Arcuri	Cantor	Doyle
Baca	Capito	Drake
Bachus	Capps	Dreier
Baird	Capuano	Edwards
Baker	Cardoza	Ellison
Baldwin	Carnahan	Ellsworth
Barrett (SC)	Carney	Emanuel
Barrow	Carson	Engel
Bartlett (MD)	Carter	English (PA)
Barton (TX)	Castle	Eshoo
Bean	Castor	Etheridge
Becerra	Chandler	Everett
Berkley	Christensen	Faleomavaega
Berman	Clarke	Fallin
Berry	Clay	Farr
Biggert	Cleaver	Fattah
Bilbray	Clyburn	Ferguson
Bilirakis	Cohen	Filner
Bishop (GA)	Cole (OK)	Fortenberry
Bishop (NY)	Conaway	Fossella
Bishop (UT)	Conyers	Foxo
Blackburn	Costa	Frank (MA)
Blumenauer	Costello	Frelinghuysen
Blunt	Courtney	Gallely
Boehner	Cramer	Gerlach
Bonner	Crenshaw	Giffords
Bono	Crowley	Gilchrest
Boozman	Cubin	Gillibrand
Bordallo	Cuellar	Gillmor
Boren	Culberson	Gingrey
Boswell	Cummings	Gohmert
Boucher	Davis (AL)	Gonzalez
Boustany	Davis (CA)	Gordon
Boyd (FL)	Davis (IL)	Granger
Boyd (KS)	Davis, Lincoln	Graves
Brady (PA)	Davis, Tom	Green, Al
Brady (TX)	DeFazio	Green, Gene
Braleigh (IA)	DeGette	Grijalva
Brown (SC)	Delahunt	Gutierrez
Brown, Corrine	DeLauro	Hall (NY)
	Dent	Hall (TX)

Hare	McCollum (MN)	Sánchez, Linda
Harman	McCotter	T.
Hastings (FL)	McCrery	Sanchez, Loretta
Hastings (WA)	McDermott	Sarbanes
Hayes	McGovern	Saxton
Herger	McHugh	Schakowsky
Herseth Sandlin	McIntyre	Schiff
Higgins	McKeon	Schmidt
Hill	McMorris	Schwartz
Hinchey	Rodgers	Scott (GA)
Hirono	McNerney	Scott (VA)
Hobson	Meehan	Serrano
Hodes	Meek (FL)	Sestak
Hoekstra	Meeks (NY)	Shays
Holden	Melancon	Shea-Porter
Holt	Mica	Sherman
Honda	Michaud	Shuler
Hooley	Miller (MI)	Shuster
Hoyer	Miller (NC)	Simpson
Hulshof	Miller, Gary	Sires
Hunter	Mitchell	Skelton
Inglis (SC)	Mollohan	Slaughter
Inslee	Moore (KS)	Smith (NE)
Israel	Moore (WI)	Smith (NJ)
Jackson (IL)	Moran (KS)	Smith (TX)
Jackson-Lee	Moran (VA)	Smith (WA)
(TX)	Murphy (CT)	Snyder
Jefferson	Murphy, Patrick	Solis
Johnson (GA)	Murphy, Tim	Souder
Johnson (IL)	Murtha	Space
Johnson, E. B.	Nadler	Spratt
Johnson, Sam	Napolitano	Stark
Jones (NC)	Neal (MA)	Stearns
Jones (OH)	Neugebauer	Stupak
Kagen	Norton	Sutton
Kanjorski	Nunes	Tancredo
Kaptur	Oberstar	Tanner
Keller	Obey	Tauscher
Kennedy	Olver	Taylor
Kildee	Pallone	Thompson (CA)
Kilpatrick	Pascrell	Thompson (MS)
Kind	Pastor	Tiahrt
King (NY)	Paul	Tierney
Kingston	Payne	Towns
Kirk	Pearce	Turner
Klein (FL)	Perlmutter	Udall (CO)
Knollenberg	Peterson (MN)	Udall (NM)
Kucinich	Peterson (PA)	Upton
Kuhl (NY)	Pickering	Van Hollen
Lampson	Poe	Velázquez
Langevin	Pomeroy	Visclosky
Lantos	Porter	Walden (OR)
Larsen (WA)	Price (NC)	Walsh (NY)
Larson (CT)	Pryce (OH)	Walz (MN)
Latham	Putnam	Wamp
LaTourette	Radanovich	Wasserman
Lee	Rahall	Schultz
Levin	Ramstad	Waters
Lewis (CA)	Rangel	Watson
Lewis (GA)	Regula	Watt
Lewis (KY)	Rehberg	Waxman
Lipinski	Reichert	Weiner
LoBiondo	Renzi	Welch (VT)
Loeb sack	Reyes	Weldon (FL)
Lofgren, Zoe	Reynolds	Weller
Lowey	Rodriguez	Wexler
Lucas	Rogers (AL)	Whitfield
Lungren, Daniel	Rogers (KY)	Wicker
E.	Rogers (MI)	Wilson (NM)
Lynch	Rohrabacher	Wilson (OH)
Mahoney (FL)	Ros-Lehtinen	Wilson (SC)
Maloney (NY)	Roskam	Wolf
Manzullo	Ross	Wu
Markey	Rothman	Wynn
Marshall	Roybal-Allard	Yarmuth
Matheson	Ruppersberger	Young (AK)
Matsui	Rush	Young (FL)
McCarthy (NY)	Ryan (OH)	
McCaul (TX)	Salazar	

NOT VOTING—17

Abercrombie	Forbes	McNulty
Davis (KY)	Fortuño	Miller, George
Davis, Jo Ann	Hastert	Ortiz
Ehlers	Hinojosa	Sessions
Emerson	LaHood	Shimkus
Feeney	McHenry	

So the amendment was not agreed to.

¶92.37 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment submitted by Mr. WICKER:

At the end of the bill (before the short title), insert the following:

TITLE IX—ADDITIONAL GENERAL PROVISIONS

SEC. 901. None of the funds made available in this Act may be used to implement section 5112(n)(2)(C) of title 31, United States Code.

It was decided in the affirmative { Yeas ..... 295 Nays ..... 127

¶92.38 [Roll No. 598]

AYES—295

- Ackerman Dreier Lungren, Daniel
Aderholt Duncan E.
Akin Edwards Lynch
Alexander Ehlers Mack
Allen Ellsworth Mahoney (FL)
Altmire Emerson Manzullo
Andrews English (PA) Marchant
Baca Eshoo Matheson
Bachmann Etheridge McCarthy (CA)
Bachus Everett McCarthy (NY)
Baird Fallin McCaul (TX)
Baker Farr McCotter
Barrett (SC) Fattah McCreery
Bartlett (MD) Feeney McHenry
Barton (TX) Ferguson McHugh
Berkley Flake McIntyre
Biggett Fortenberry McKeon
Bilbray Possella McMorris
Bilirakis Fossella Rodgers
Bishop (NY) Franks (AZ) Melancon
Bishop (UT) Frelinghuysen Mica
Blackburn Gallegly Michaud
Blunt Garrett (NJ) Miller (FL)
Boehner Gerlach Miller (MI)
Bonner Gilchrest Miller, Gary
Bono Gillibrand Mitchell
Boozman Gillmor Moore (KS)
Bordallo Gingrey Moran (KS)
Boren Gohmert Murphy, Patrick
Boucher Goode Murphy, Tim
Boustany Goodlatte Musgrave
Boyd (FL) Gordon Myrick
Boyd (KS) Granger Neugebauer
Brady (PA) Graves Nunes
Brady (TX) Hall (NY) Oberstar
Braley (IA) Hall (TX) Obey
Brown (SC) Hare Paul
Brown, Corrine Hastings (WA) Payne
Brown-Waite, Hayes Pearce
Ginny Heller Pence
Buchanan Hensarling Perlmutter
Burgess Herger Peterson (MN)
Burton (IN) Herseth Sandlin Peterson (PA)
Butterfield Higgins Petri
Calvert Hill Pickering
Camp (MI) Hobson Pitts
Campbell (CA) Hoekstra Platts
Cannon Holden Poe
Cantor Hooley Pomeroy
Capito Hoyer Porter
Capuano Hulshof Price (GA)
Cardoza Hunter Pryce (OH)
Carnahan Inglis (SC) Putnam
Carney Issa Radanovich
Carter Jackson-Lee Rahall
Castle (TX) Ramstad
Chabot Jindal Regula
Chandler Johnson (IL) Rehberg
Coble Johnson, Sam Reichert
Cohen Jones (NC) Renzi
Cole (OK) Jordan Reyes
Conaway Kanjorski Reynolds
Cooper Kaptur Rogers (AL)
Costa Keller Rogers (KY)
Costello Kildee Rogers (MI)
Courtney Kind Rohrabacher
Cramer King (IA) Ros-Lehtinen
Crenshaw King (NY) Roskam
Cubin Kingston Ross
Cuellar Kirk Royce
Culberson Klein (FL) Ruppertsberger
Cummings Kline (MN) Ryan (OH)
Davis, David Knollenberg Ryan (WI)
Davis, Lincoln Kuhl (NY) Sali
Davis, Tom Lamborn Saxton
Deal (GA) Larson (CT) Schakowsky
DeFazio Latham Schmidt
Dent LaTourrette Schwartz
Diaz-Balart, L. Lee Scott (GA)
Diaz-Balart, M. Levin Sensenbrenner
Dicks Lewis (CA) Sestak
Doggett Lewis (KY) Shadegg
Donnelly Linder Shays
Doolittle Lipinski Shimkus
Doyle LoBiondo Shuler
Drake Lucas Shuster

- Simpson Tancredo Walz (MN)
Skelton Tanner Wamp
Smith (NE) Tauscher Wamp
Smith (NJ) Taylor Weldon (FL)
Smith (TX) Terry Weller
Smith (WA) Thornberry Westmoreland
Snyder Tiahrt Whitfield
Souder Tiberi Wicker
Space Turner Wilson (NM)
Spratt Upton Wilson (OH)
Stark Visclosky Wolf
Stearns Walberg Young (AK)
Stupak Walden (OR) Young (FL)
Sullivan Walsh (NY)

NOES—127

- Arcuri Holt Pallone
Baldwin Honda Pascrell
Barrow Insee Pastor
Bean Israel Price (NC)
Becerra Jackson (IL) Rangel
Berman Jefferson Rodriguez
Berry Johnson (GA) Rothman
Bishop (GA) Johnson, E. B. Roybal-Allard
Blumenauer Jones (OH) Rush
Boswell Kagen Salazar
Capps Kennedy Sanchez, Linda
Carson Kilpatrick T.
Castor Kucinich Sanchez, Loretta
Christensen Lampson Sarbanes
Clarke Langevin Schiff
Clay Lantos Scott (VA)
Cleaver Larsen (WA) Serrano
Clyburn Lewis (GA) Shea-Porter
Crowley Loeb sack Sherman
Davis (AL) Lofgren, Zoe Sires
Davis (CA) Lowey Slaughter
Davis (IL) Maloney (NY) Solis
DeGette Markey Sutton
Delahunt Marshall Thompson (CA)
DeLauro Matsui Thompson (MS)
Dingell McCollum (MN) Tierney
Ellison McDermott Towns
Emanuel McGovern Udall (CO)
Engel Mc Nerney Udall (NM)
Faleomavaega Meehan Van Hollen
Finer Meek (FL) Velázquez
Frank (MA) Meeks (NY) Wasserman
Giffords Miller (NC) Schultz
Gonzalez Miller, George Waters
Green, Al Mollohan Watson
Green, Gene Moore (WI) Watt
Grijalva Moran (VA) Weiner
Gutierrez Murphy (CT) Welch (VT)
Harman Murtha Wexler
Hastings (FL) Nadler Woolsey
Hinchey Napolitano Wu
Hirono Neal (MA) Wynn
Hodes Olver Yarmuth

NOT VOTING—15

- Abercrombie Forbes McNulty
Buyer Fortuño Norton
Conyers Hastert Ortiz
Davis (KY) Hinojosa Sessions
Davis, Jo Ann LaHood Waxman

So the amendment was agreed to.

¶92.39 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment submitted by Mr. PENCE:

At the end of the bill (before the short title) add the following:

TITLE IX—ADDITIONAL GENERAL PROVISIONS

SEC. 901. None of the funds made available by this Act may be used by the Federal Communications Commission to implement the Fairness Doctrine, as repealed in General Fairness Doctrine Obligations of Broadcast Licensees (50 Fed. Reg. 35418 (1985)), or any other regulations having the same substance.

It was decided in the affirmative { Yeas ..... 309 Nays ..... 115 Answered present 1

¶92.40 [Roll No. 599]

AYES—309

- Aderholt Engel McCreery
Akin English (PA) McHenry
Alexander Etheridge McHugh
Altmire Everett McIntyre
Andrews Faleomavaega McKeon
Baca Fallin McMorris
Bachmann Feeney Rodgers
Bachus Ferguson Meek (FL)
Baker Flake Meeks (NY)
Barrett (SC) Fortenberry Melancon
Barrow Fossella Mica
Bartlett (MD) Foss Michaud
Barton (TX) Franks (AZ) Miller (FL)
Bean Frelinghuysen Miller (MI)
Berman Gallegly Miller (NC)
Biggett Garrett (NJ) Miller, Gary
Bilbray Gerlach Mitchell
Bilirakis Giffords Mollohan
Bishop (NY) Gilchrest Moore (KS)
Bishop (UT) Gillibrand Moran (KS)
Blackburn Gillmor Murphy (CT)
Blunt Gingrey Murphy, Patrick
Boehner Gohmert Murphy, Tim
Bonner Goode Musgrave
Bono Goodlatte Myrick
Boozman Gordon Napolitano
Bordallo Granger Neugebauer
Boren Graves Norton
Boucher Green, Gene Nunes
Boustany Hall (TX) Oberstar
Boyd (FL) Hare Obey
Brady (TX) Hastings (FL) Paul
Brown (SC) Hastings (WA) Pearce
Brown, Corrine Hayes Pence
Brown-Waite, Heller Perlmutter
Ginny Hensarling Peterson (MN)
Buchanan Herger Peterson (PA)
Burgess Herseth Sandlin Petri
Burton (IN) Hill Pickering
Buyer Hobson Pitts
Calvert Hoekstra Platts
Camp (MI) Holden Poe
Campbell (CA) Hooley Pomeroy
Cannon Hulshof Porter
Cantor Hunter Price (GA)
Capito Inglis (SC) Pryce (OH)
Cardoza Inslee Putnam
Carnahan Israel Radanovich
Carson Issa Rahall
Carter Jackson-Lee Ramstad
Castle (TX) Jindal Regula
Castor Jindal Rehberg
Chabot Johnson (IL) Reichert
Chandler Johnson, Sam Renzi
Christensen Jones (NC) Reyes
Coble Jordan Reynolds
Coble Cole (OK) Kagen Rodriguez
Conaway Keller Rogers (AL)
Cooper Kildee Rogers (KY)
Costa Kind Rogers (MI)
Costello King (IA) Rohrabacher
Courtney King (NY) Ros-Lehtinen
Cramer Kingston Roskam
Crenshaw Kirk Ross
Crowley Kline (MN) Rothman
Cubin Knollenberg Roybal-Allard
Cuellar Kuhl (NY) Royce
Culberson Lamborn Ruppertsberger
Cummings Lampson Rush
Davis (AL) Lantos Ryan (OH)
Davis (KY) Latham Ryan (WI)
Davis, David LaTourette Salazar
Davis, Lincoln Lewis (CA) Sali
Davis, Tom Lewis (KY) Sarbanes
Deal (GA) Linder Saxton
DeGette Lipinski Schmidt
Delahunt LoBiondo Schwartz
Dent Lucas Scott (GA) Schwartz
Diaz-Balart, L. Lungren, Daniel Scott (GA)
Diaz-Balart, M. E. Sensenbrenner
Dicks Lynch Serrano
Donnelly Mack Shadegg
Doolittle Mahoney (FL) Shays
Drake Manzullo Shea-Porter
Dreier Marchant Sherman
Duncan Marshall Shimkus
Edwards Matheson Shuler
Edwards McCarthy (CA) Shuster
Ehlers McCarthy (NY) Simpson
Ellsworth McCaul (TX) Sires
Emanuel McCotter Skelton
Emerson

Table with 9 columns of names and state abbreviations. Includes names like Smith (NJ), Thornberry, Weldon (FL), Bono, Herger, Pence, Lynch, Peterson (PA), and Smith (NJ).

NOES—115

Table of names and states organized under the section 'NOES—115'. Includes names like Ackerman, Allen, Arcuri, Baird, Baldwin, Becerra, Berkley, Berry, Bishop (GA), Blumenauer, Boswell, Boyda (KS), Brady (PA), Braley (IA), Butterfield, Capps, Capuano, Carney, Clarke, Clay, Cleaver, Clyburn, Conyers, Davis (CA), Davis (IL), DeFazio, DeLauro, Dingell, Doggett, Doyle, Ellison, Eshoo, Farr, Fattah, Filner, Frank (MA), Gonzalez, Green, Al, Grijalva, Moore (WI), Moran (VA), Murtha, Nadler, Neal (MA), Olver, Pallone, Pascrell, Pastor, Payne, Price (NC), Rangel, Sanchez, Linda T., Sanchez, Loretta, Schakowsky, Schiff, Scott (VA), Sestak, Slaughter, Solis, Stark, Sutton, Tauscher, Thompson (CA), Thompson (MS), Towns, Van Hollen, Velázquez, Wasserman, Schultz, Waters, Watson, Watt, Weiner, Welch (VT), Weldon (FL), Wexler, Wilson (NM), Wilson (OH), Woolsey, Wu, Wynn, Yarmuth, Young (FL), Ackerman, Alexander, Allen, Altmire, Andrews, Arcuri, Baca, Baird, Baker, Baldwin, Barrow, Bean, Becerra, Berkley, Berman, Berry, Bishop (GA), Bishop (NY), Blumenauer, Bordallo, Boren, Boswell, Boucher, Boustany, Boyd (FL), Boyda (KS), Brady (PA), Braley (IA), Brown, Corrine, Brown-Waite, Ginny, Butterfield, Calvert, Cantor, Capps, Capuano, Cardoza, Carnahan, Carney, Carson, Castle, Castor, Chandler, Christensen, Clay, Cleaver, Clyburn, Cohen, Conyers, Cooper, Costa, Costello, Courtney, Cramer, Crenshaw, Crowley, Cuellar, Cummings, Daviss (AL), Davis (CA), Davis (IL), Davis, Lincoln, DeFazio, DeGette, Delahunt, DeLauro, Dent, Dicks, Dingell, Doggett, Donnelly, Doolittle, Doyle, Edwards, Ehlers, Ellison, Ellsworth, Emanuel, Emerson, Engel, English (PA), Eshoo, Etheridge, Everett, Faleomavaega, Farr, Fattah, Ferguson, Filner, Portenberry, Frank (MA), Frelinghuysen, Gallegly, Gerlach, Giffords, Gilchrest, Gillibrand, Gillmor, Gonzalez, Gordon, Green, Al, Green, Gene, Grijalva, Gutierrez, Hall (NY), Hare, Harman, Hastings (FL), Herseth Sandlin, Higgins, Hill, Hinchey, Hirono, Hobson, Hodes, Holden, Holt, Honda, Hooley, Hoyer, Inslee, Israel, Jackson (IL), Jackson-Lee (TX), Jefferson, Johnson (GA), Johnson, E. B., Jones (OH), Kagen, Kanjorski, Kaptur, Kennedy, Kildee, Kilpatrick, King, King (NY), Kirk, Klein (FL), Kucinich, Kuhl (NY), Bean, Biggert, Bilbray, Bilirakis, Bishop (UT), Blackburn, Blunt, Boehner, Bonner, Bono, Boozman, Brady (TX), Brown (SC), Brown-Waite, Ginny, Buchanan, Abercrombie, Clarke, Davis, Jo Ann, Forbes, Fortuño, Hastert, Hinojosa, LaHood, McNulty, Ortiz, Sessions, Waxman

ANSWERED "PRESENT"—1

Cohen

NOT VOTING—12

Table of names and states under 'NOT VOTING—12'. Includes names like Abercrombie, Davis, Jo Ann, Forbes, Fortuño, Hastert, Hinojosa, LaHood, McNulty, Ortiz, Sessions, Tierney, Waxman

So the amendment was agreed to.

¶92.41 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment numbered 31, submitted by Mr. JORDAN:

At the end of bill (before the short title), insert the following:

TITLE IX

ADDITIONAL GENERAL PROVISIONS

SEC. 901. Each amount appropriated or otherwise made available by this Act (including titles IV and VIII) that is not required to be appropriated or otherwise made available by a provision of law is hereby reduced by 8.9 percent.

It was decided in the { Yeas ..... 149 negative ..... } Nays ..... 276

¶92.42 [Roll No. 600]

AYES—149

Table of names and states under 'AYES—149'. Includes names like Aderholt, Akin, Bachmann, Bachus, Barrett (SC), Bartlett (MD), Barton (TX), Biggert, Bilbray, Bilirakis, Bishop (UT), Blackburn, Blunt, Boehner, Bonner

NOES—276

Table of names and states organized under the section 'NOES—276'. Includes names like Ackerman, Alexander, Allen, Altmire, Andrews, Arcuri, Baca, Baird, Baker, Baldwin, Barrow, Bean, Becerra, Berkley, Berman, Berry, Bishop (GA), Bishop (NY), Blumenauer, Bordallo, Boren, Boswell, Boucher, Boustany, Boyd (FL), Boyda (KS), Brady (PA), Braley (IA), Brown, Corrine, Brown-Waite, Ginny, Butterfield, Calvert, Cantor, Capps, Capuano, Cardoza, Carnahan, Carney, Carson, Castle, Castor, Chandler, Christensen, Clay, Cleaver, Clyburn, Cohen, Conyers, Cooper, Costa, Costello, Courtney, Cramer, Crenshaw, Crowley, Cuellar, Cummings, Daviss (AL), Davis (CA), Davis (IL), Davis, Lincoln, DeFazio, DeGette, Delahunt, DeLauro, Dent, Dicks, Dingell, Doggett, Donnelly, Doolittle, Doyle, Edwards, Ehlers, Ellison, Ellsworth, Emanuel, Emerson, Engel, English (PA), Eshoo, Etheridge, Everett, Faleomavaega, Farr, Fattah, Ferguson, Filner, Portenberry, Frank (MA), Frelinghuysen, Gallegly, Gerlach, Giffords, Gilchrest, Gillibrand, Gillmor, Gonzalez, Gordon, Green, Al, Green, Gene, Grijalva, Gutierrez, Hall (NY), Hare, Harman, Hastings (FL), Herseth Sandlin, Higgins, Hill, Hinchey, Hirono, Hobson, Hodes, Holden, Holt, Honda, Hooley, Hoyer, Inslee, Israel, Jackson (IL), Jackson-Lee (TX), Jefferson, Johnson (GA), Johnson, E. B., Jones (OH), Kagen, Kanjorski, Kaptur, Kennedy, Kildee, Kilpatrick, King, King (NY), Kirk, Klein (FL), Kucinich, Kuhl (NY), Bean, Biggert, Bilbray, Bilirakis, Bishop (UT), Blackburn, Blunt, Boehner, Bonner, Bono, Boozman, Brady (TX), Brown (SC), Brown-Waite, Ginny, Buchanan, Courtney, Cramer, Crenshaw, Crowley, Cuellar, Cummings, Daviss (AL), Davis (CA), Davis (IL), Davis, Lincoln, DeFazio, DeGette, Delahunt, DeLauro, Dent, Dicks, Dingell, Doggett, Donnelly, Doolittle, Doyle, Edwards, Ehlers, Ellison, Ellsworth, Emanuel, Emerson, Engel, English (PA), Eshoo, Etheridge, Everett, Faleomavaega, Farr, Fattah, Ferguson, Filner, Portenberry, Frank (MA), Frelinghuysen, Gallegly, Gerlach, Giffords, Gilchrest, Gillibrand, Gillmor, Gonzalez, Gordon, Green, Al, Green, Gene, Grijalva, Gutierrez, Hall (NY), Hare, Harman, Hastings (FL), Herseth Sandlin, Higgins, Hill, Hinchey, Hirono, Hobson, Hodes, Holden, Holt, Honda, Hooley, Hoyer, Inslee, Israel, Jackson (IL), Jackson-Lee (TX), Jefferson, Johnson (GA), Johnson, E. B., Jones (OH), Kagen, Kanjorski, Kaptur, Kennedy, Kildee, Kilpatrick, King, King (NY), Kirk, Klein (FL), Kucinich, Kuhl (NY), Bean, Biggert, Bilbray, Bilirakis, Bishop (UT), Blackburn, Blunt, Boehner, Bonner, Bono, Boozman, Brady (TX), Brown (SC), Brown-Waite, Ginny, Buchanan, Hall (NY), Hare, Harman, Hastings (FL), Herseth Sandlin, Higgins, Hill, Hinchey, Hirono, Hobson, Hodes, Holden, Holt, Honda, Hooley, Hoyer, Inslee, Israel, Jackson (IL), Jackson-Lee (TX), Jefferson, Johnson (GA), Johnson, E. B., Jones (OH), Kagen, Kanjorski, Kaptur, Kennedy, Kildee, Kilpatrick, King, King (NY), Kirk, Klein (FL), Kucinich, Kuhl (NY), Bean, Biggert, Bilbray, Bilirakis, Bishop (UT), Blackburn, Blunt, Boehner, Bonner, Bono, Boozman, Brady (TX), Brown (SC), Brown-Waite, Ginny, Buchanan, Hirono, Hirono, Hobson, Hodes, Holden, Holt, Honda, Hooley, Hoyer, Inslee, Israel, Jackson (IL), Jackson-Lee (TX), Jefferson, Johnson (GA), Johnson, E. B., Jones (OH), Kagen, Kanjorski, Kaptur, Kennedy, Kildee, Kilpatrick, King, King (NY), Kirk, Klein (FL), Kucinich, Kuhl (NY), Bean, Biggert, Bilbray, Bilirakis, Bishop (UT), Blackburn, Blunt, Boehner, Bonner, Bono, Boozman, Brady (TX), Brown (SC), Brown-Waite, Ginny, Buchanan, Hirono, Hirono, Hobson, Hodes, Holden, Holt, Honda, Hooley, Hoyer, Inslee, Israel, Jackson (IL), Jackson-Lee (TX), Jefferson, Johnson (GA), Johnson, E. B., Jones (OH), Kagen, Kanjorski, Kaptur, Kennedy, Kildee, Kilpatrick, King, King (NY), Kirk, Klein (FL), Kucinich, Kuhl (NY), Bean, Biggert, Bilbray, Bilirakis, Bishop (UT), Blackburn, Blunt, Boehner, Bonner, Bono, Boozman, Brady (TX), Brown (SC), Brown-Waite, Ginny, Buchanan, Hirono, Hirono, Hobson, Hodes, Holden, Holt, Honda, Hooley, Hoyer, Inslee, Israel, Jackson (IL), Jackson-Lee (TX), Jefferson, Johnson (GA), Johnson, E. B., Jones (OH), Kagen, Kanjorski, Kaptur, Kennedy, Kildee, Kilpatrick, King, King (NY), Kirk, Klein (FL), Kucinich, Kuhl (NY), Bean, Biggert, Bilbray, Bilirakis, Bishop (UT), Blackburn, Blunt, Boehner, Bonner, Bono, Boozman, Brady (TX), Brown (SC), Brown-Waite, Ginny, Buchanan, Hirono, Hirono, Hobson, Hodes, Holden, Holt, Honda, Hooley, Hoyer, Inslee, Israel, Jackson (IL), Jackson-Lee (TX), Jefferson, Johnson (GA), Johnson, E. B., Jones (OH), Kagen, Kanjorski, Kaptur, Kennedy, Kildee, Kilpatrick, King, King (NY), Kirk, Klein (FL), Kucinich, Kuhl (NY), Bean, Biggert, Bilbray, Bilirakis, Bishop (UT), Blackburn, Blunt, Boehner, Bonner, Bono, Boozman, Brady (TX), Brown (SC), Brown-Waite, Ginny, Buchanan

NOT VOTING—12

Table of names and states under 'NOT VOTING—12'. Includes names like Abercrombie, Clarke, Davis, Jo Ann, Forbes

So the amendment was not agreed to.

¶92.43 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment submitted by Mr. PRICE of Georgia:

At the end of the bill (before the short title), insert the following:

TITLE IX

REDUCTION IN APPROPRIATIONS

SEC. 901. Appropriations made in this Act are hereby reduced in the amount of \$214,340,000.

It was decided in the { Yeas ..... 191 negative ..... } Nays ..... 233

¶92.44 [Roll No. 601]

AYES—191

Table of names and states organized under the section 'AYES—191'. Includes names like Aderholt, Akin, Bachmann, Bachus, Barrett (SC), Bartlett (MD), Barton (TX), Biggert, Bilbray, Bilirakis, Bishop (UT), Blackburn, Blunt, Boehner, Bonner, Bono, Boozman, Brady (TX), Brown (SC), Brown-Waite, Ginny, Buchanan, Burgess, Burton (IN), Buyer, Calvert, Duncan, Ellsworth, Emerson, English (PA), Everett, Fallon, Feeney, Castle, Chabot, Fossella, Fox, Conaway, Cooper, Crenshaw, Cubin, Culberson, Davis (KY), Davis, David, Davis, Tom, Deal (GA), Dent, Diaz-Balart, L., Diaz-Balart, M.

Hall (TX) McHenry
Hastings (WA) McHugh
Hayes McKeon
Heller McMorris
Hensarling Rodgers
Hergler Mica
Hoekstra Miller (FL)
Hulshof Miller (MI)
Hunter Miller, Gary
Inglis (SC) Mitchell
Issa Moran (KS)
Jindal Murphy, Patrick
Johnson (IL) Murphy, Tim
Johnson, Sam Musgrave
Jones (NC) Myrick
Jordan Neugebauer
Keller Nunes
King (IA) Paul
King (NY) Pearce
Kingston Pence
Kline (MN) Petri
Knollenberg Pickering
Lamborn Pitts
Lampson Platts
Lewis (KY) Poe
Linder Porter
LoBiondo Price (GA)
Lucas Pryce (OH)
Lungren, Daniel E. Putnam
Mack Radanovich
Mahoney (FL) Ramstad
Manzullo Rehberg
Marchant Reynolds
Matheson Rogers (AL)
McCarthy (CA) Rogers (KY)
McCaul (TX) Rogers (MI)
McCotter Rohrabacher
McCrery Ros-Lehtinen
Roskam

NOES—233

Ackerman Doolittle
Allen Doyle
Andrews Ehlers
Arcuri Ellison
Baca Emanuel
Baird Engel
Baldwin Eshoo
Barrow Etheridge
Becerra Faleomavaega
Berkley Farr
Berman Fattah
Berry Filner
Bishop (GA) Fortenberry
Bishop (NY) Frank (MA)
Blumenauer Giffords
Bordallo Gilchrist
Boren Gillibrand
Boswell Gonzalez
Boucher Gordon
Boustany Green, Al
Boyd (FL) Green, Gene
Boyd (KS) Grijalva
Brady (PA) Gutierrez
Braley (IA) Hall (NY)
Brown, Corrine Hare
Butterfield Harman
Capps Hastings (FL)
Capuano Herseth Sandlin
Cardoza Higgins
Carnahan Hill
Carney Hinchey
Carson Hirono
Castor Hobson
Chandler Hodes
Christensen Holden
Clarke Holt
Clay Honda
Cleaver Hooley
Clyburn Hoyer
Cohen Insee
Conyers Israel
Costa Jackson (IL)
Costello Jackson-Lee
Courtney (TX)
Cramer Jefferson
Crowley Johnson (GA)
Cuellar Johnson, E. B.
Cummings Jones (OH)
Davis (AL) Kagen
Davis (CA) Kanjorski
Davis (IL) Kaptur
Davis, Lincoln Kennedy
DeFazio Kildee
DeGette Kilpatrick
Delahunt Kind
DeLauro Kirk
Dicks Klein (FL)
Dingell Kucinich
Doggett Kuhl (NY)

Rodriguez Sherman
Ross Simpson
Rothman Sires
Roybal-Allard Skelton
Ruppersberger Slaughter
Rush Smith (WA)
Ryan (OH) Snyder
Salazar Solis
Sánchez, Linda Space
T. Spratt
Sanchez, Loretta Stark
Sarbanes Stupak
Schakowsky Sutton
Schiff Tauscher
Schwartz Thompson (CA)
Scott (GA) Thompson (MS)
Scott (VA) Tierney
Serrano Towns
Sestak Udall (CO)
Shea-Porter Udall (NM)

NOT VOTING—13

Abercrombie Hastert
Davis, Jo Ann Hinojosa
Edwards LaHood
Forbes Maloney (NY)
Fortuño McNulty

So the amendment was not agreed to.

92.45 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment numbered 13, submitted by Mrs. MUSGRAVE:

At the end of the bill (before the short title), insert the following:

TITLE IX—ADDITIONAL GENERAL PROVISION

SEC. 901. Each amount appropriated or otherwise made available by this Act (including Federal funds contained in titles IV and VIII) that is not required to be appropriated or otherwise made available by a provision of law is hereby reduced by 0.5 percent.

It was decided in the { Yeas ..... 205
negative ..... } Nays ..... 220

92.46 [Roll No. 602]

AYES—205

Aderholt Crenshaw Hensarling
Akin Cubin Hergler
Alexander Culberson Hill
Altmire Davis (KY) Hobson
Bachmann Davis, David Hoekstra
Bachus Davis, Tom Hulshof
Baker Deal (GA) Hunter
Barrett (SC) Dent
Bartlett (MD) Diaz-Balart, L.
Barton (TX) Diaz-Balart, M.
Bean Donnelly
Biggett Drake
Billray Dreier
Bilirakis Duncan
Bishop (UT) Ellsworth
Blackburn Emerson
Blunt English (PA)
Boehner Everett
Bonner Fallin
Bono Feeney
Boozman Ferguson
Brady (TX) Flake
Brown (SC) Fortenberry
Brown-Waite, Fossella
Ginny Foxx
Buchanan Franks (AZ)
Burgess Frelinghuysen
Burton (IN) Gallegly
Buyer Garrett (NJ)
Calvert Gerlach
Camp (MI) Giffords
Campbell (CA) Gillibrand
Cannon Gillmor
Cantor Gingrey
Capito Gohmert
Carney Goode
Carter Goodlatte
Castle Granger
Chabot Graves
Coble Hall (TX)
Cole (OK) Hastings (WA)
Conaway Hayes
Cooper Heller

McMorris Pryce (OH) Souder
Rodgers Putnam Stearns
McNerney Radanovich Sullivan
Melancon Ramstad Tancredo
Mica Rehberg Tanner
Miller (FL) Reynolds Taylor
Miller (MI) Rogers (AL) Terry
Miller, Gary Rogers (KY) Thornberry
Mitchell Rogers (MI) Tiahrt
Moran (KS) Rohrabacher Tiberi
Murphy, Patrick Ros-Lehtinen Turner
Murphy, Tim Roskam Upton
Musgrave Royce Walberg
Myrick Ryan (WI) Walden (OR)
Neugebauer Sali Walsh (NY)
Nunes Saxton Wamp
Paul Schmidt Weldon (FL)
Pearce Sensenbrenner Weller
Pence Shadegg Westmoreland
Peterson (PA) Shays Whitfield
Petri Shimkus Wicker
Pickering Shuler Wilson (NM)
Pitts Shuster Wilson (SC)
Platts Simpson Wolf
Poe Smith (NE) Young (AK)
Porter Smith (NJ) Young (FL)
Price (GA) Smith (TX)

NOES—220

Ackerman Frank (MA) Moore (WI)
Allen Gilchrist Moran (VA)
Andrews Gonzalez Murphy (CT)
Arcuri Gordon Murtha
Baca Green, Al Nadler
Baird Green, Gene Napolitano
Baldwin Grijalva Neal (MA)
Barrow Gutierrez Norton
Becerra Hall (NY) Oberstar
Berkley Hare Obey
Berman Harman Olver
Berry Hastings (FL) Pallone
Bishop (GA) Herseth Sandlin Pascrell
Bishop (NY) Higgins Pastor
Blumenauer Hinchey Payne
Bordallo Hirono Perlmutter
Boren Hodes Peterson (MN)
Boswell Holden Pomeroy
Boucher Holt Price (NC)
Boustany Honda Rahall
Boyd (FL) Hooley Rangel
Boyd (KS) Hoyer Regula
Brady (PA) Insee Reichert
Braley (IA) Israel Renzi
Brown, Corrine Jackson (IL) Reyes
Butterfield Jackson-Lee Rodriguez
Capps (TX) Ross
Capuano Jefferson Rothman
Cardoza Johnson (GA) Roybal-Allard
Carnahan Johnson, E. B. Ruppersberger
Carson Jones (OH) Rush
Castor Kagen Ryan (OH)
Chandler Kanjorski Salazar
Christensen Kaptur Sánchez, Linda
Clarke Kennedy T.
Clay Kildee Sanchez, Loretta
Cleaver Kilpatrick Sarbanes
Clyburn Kind Schakowsky
Cohen Klein (FL) Schiff
Conyers Kucinich Schwartz
Costa Kuhl (NY) Scott (GA)
Costello Langevin Scott (VA)
Courtney Lantos Serrano
Cramer Larsen (WA) Sestak
Crowley Larson (CT) Shea-Porter
Cuellar Latham Sherman
Cummings Sires
Davis (AL) Levin Skelton
Davis (CA) Lewis (GA) Slaughter
Davis (IL) Lipinski Smith (WA)
Davis, Lincoln Loeb sack Snyder
DeFazio Lofgren, Zoe Solis
DeGette Lowey Space
Delahunt Lynch Spratt
DeLauro Maloney (NY) Stark
Dicks Markey Stupak
Dingell Marshall Sutton
Doggett Matsui Tauscher
Doolittle McCarthy (NY) Thompson (CA)
Doyle McColium (MN) Thompson (MS)
Edwards McDermott Tierney
Ehlers McGovern Towns
Ellison McIntyre Udall (CO)
Emanuel Udall (NM)
Engel Meek (FL) Van Hollen
Eshoo Meeks (NY) Velázquez
Etheridge Michaud Visclosky
Faleomavaega Miller (NC) Walz (MN)
Farr Miller, George Wasserman
Fattah Mollohan Schultz
Filner Moore (KS) Waters

Watson	Wexler	Wynn
Watt	Wilson (OH)	Yarmuth
Weiner	Woolsey	
Welch (VT)	Wu	

NOT VOTING—12

Abercrombie	Hastert	McNulty
Davis, Jo Ann	Hinojosa	Ortiz
Forbes	Kirk	Sessions
Fortuño	LaHood	Waxman

So the amendment was not agreed to.

92.47 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment numbered 32, submitted by Mr. GOODE:

At the end of the bill (before the short title), insert the following:

TITLE IX—ADDITIONAL GENERAL PROVISIONS

SEC. 901. None of the Federal funds made available in title IV or VIII may be used to implement or enforce the Health Care Benefits Expansion Act of 1992 (D.C. Law 9-114; D.C. Official Code, section 32-701 et seq.).

It was decided in the { Yeas ..... 224 affirmative ..... } Nays ..... 200

92.48 [Roll No. 603]

AYES—224

Aderholt	Donnelly	Lucas
Akin	Doolittle	Lungren, Daniel
Alexander	Drake	E.
Bachmann	Dreier	Mack
Bachus	Duncan	Mahoney (FL)
Baker	Ehlers	Manzullo
Barrett (SC)	Ellsworth	Marchant
Barrow	Emerson	Marshall
Bartlett (MD)	Etheridge	Matheson
Barton (TX)	Everett	McCarthy (CA)
Berry	Faleomavaega	McCaul (TX)
Biggart	Fallin	McCotter
Bilbray	Feeney	McCrery
Bilirakis	Ferguson	McHenry
Bishop (UT)	Flake	McHugh
Blackburn	Fortenberry	McIntyre
Blunt	Fossella	McKeon
Boehner	Fox	McMorris
Bonner	Franks (AZ)	Rodgers
Boozman	Gallely	Melancon
Bordallo	Garrett (NJ)	Mica
Boren	Gerlach	Miller (FL)
Boucher	Gillmor	Miller (MI)
Boustany	Gingrey	Miller, Gary
Boyd (KS)	Gohmert	Moran (KS)
Brady (TX)	Goode	Murphy, Tim
Brown (SC)	Goodlatte	Musgrave
Brown-Waite,	Gordon	Myrick
Ginny	Granger	Neugebauer
Buchanan	Graves	Norton
Burgess	Hall (TX)	Nunes
Burton (IN)	Hastings (WA)	Obey
Buyer	Hayes	Paul
Calvert	Heller	Pearce
Camp (MI)	Hensarling	Pence
Campbell (CA)	Herger	Peterson (MN)
Cannon	Herseth Sandlin	Peterson (PA)
Cantor	Hobson	Petri
Capito	Hoekstra	Pickering
Carnahan	Hulshof	Pitts
Carney	Hunter	Platts
Carter	Inglis (SC)	Poe
Chabot	Jindal	Porter
Coble	Johnson (IL)	Price (GA)
Cole (OK)	Johnson, Sam	Putnam
Conaway	Jones (NC)	Radanovich
Costello	Jordan	Rahall
Cramer	Keller	Ramstad
Crenshaw	King (IA)	Regula
Cubin	King (NY)	Rehberg
Cuellar	Kingston	Reichert
Culberson	Kline (MN)	Renzi
Davis (AL)	Kuhl (NY)	Reynolds
Davis (KY)	Lamborn	Rogers (AL)
Davis, David	Lampson	Rogers (KY)
Davis, Lincoln	Latham	Rogers (MI)
Davis, Tom	Lewis (CA)	Rohrabacher
Deal (GA)	Lewis (KY)	Roskam
Dent	Linder	Ross
Diaz-Balart, L.	Lipinski	Royce
Diaz-Balart, M.	LoBiondo	Ruppersberger

Ryan (WI)	Smith (TX)
Salazar	Souder
Sali	Space
Saxton	Spratt
Schmidt	Stearns
Scott (GA)	Sullivan
Sensenbrenner	Tancredo
Shadegg	Tanner
Shimkus	Taylor
Shuler	Terry
Shuster	Thornberry
Simpson	Tiahrt
Skelton	Tiberi
Smith (NE)	Turner
Smith (NJ)	Upton

NOES—200

Ackerman	Gutierrez
Allen	Hall (NY)
Altmire	Hare
Andrews	Harman
Arcuri	Hastings (FL)
Baca	Higgins
Baird	Hill
Baldwin	Hinche
Bean	Hirono
Becerra	Hodes
Berkley	Holden
Berman	Holt
Bishop (GA)	Honda
Bishop (NY)	Hooley
Blumenauer	Hoyer
Bono	Insee
Boswell	Israel
Boyd (FL)	Issa
Brady (PA)	Jackson (IL)
Braley (IA)	Jackson-Lee
Brown, Corrine	(TX)
Butterfield	Jefferson
Capps	Johnson (GA)
Capuano	Johnson, E. B.
Cardoza	Jones (OH)
Carson	Kagen
Castle	Kanjorski
Castor	Kaptur
Chandler	Kennedy
Christensen	Kildee
Clarke	Kilpatrick
Clay	Kind
Cleaver	Kirk
Clyburn	Klein (FL)
Cohen	Knollenberg
Cohen	Knollenberg
Conyers	Kucinich
Cooper	Langevin
Costa	Lantos
Courtney	Larsen (WA)
Crowley	Larson (CT)
Cummings	LaTourette
Davis (CA)	Lee
Davis (IL)	Levin
DeFazio	Lewis (GA)
DeGette	Loeb sack
Delahunt	Loftgren, Zoe
DeLauro	Lowe
Dicks	Lynch
Dingell	Maloney (NY)
Doggett	Markey
Doyle	Matsui
Ellison	McCarthy (NY)
Emanuel	McCollum (MN)
Engel	McDermott
English (PA)	McGovern
Eshoo	McNerney
Farr	Meehan
Fattah	Meek (FL)
Filner	Meeks (NY)
Frank (MA)	Michaud
Frelinghuysen	Miller (NC)
Giffords	Miller, George
Gilchrest	Mitchell
Gillibrand	Mollohan
Gonzalez	Moore (KS)
Green, Al	Moore (WI)
Green, Gene	Moran (VA)
Grijalva	Murphy (CT)

NOT VOTING—13

Abercrombie	Hastert	Sessions
Davis, Jo Ann	Hinojosa	Waxman
Edwards	LaHood	Wu
Forbes	McNulty	
Fortuño	Ortiz	

So the amendment was agreed to.

92.49 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the

Whole on the following amendment submitted by Mr. STEARNS:

At the end of the bill (before the short title), insert the following:

TITLE IX

ADDITIONAL GENERAL PROVISIONS

SEC. 901. None of the funds made available in this Act may be used by the Internal Revenue Service to implement a Spanish-language version of the "Where's my Refund?" service.

It was decided in the { Yeas ..... 165 negative ..... } Nays ..... 257

92.50 [Roll No. 604]

AYES—165

Aderholt	Gallely	Moran (KS)
Akin	Garrett (NJ)	Musgrave
Alexander	Gingrey	Myrick
Altmire	Gohmert	Neugebauer
Bachmann	Goode	Nunes
Bachus	Goodlatte	Paul
Baker	Gordon	Pence
Barrett (SC)	Graves	Peterson (PA)
Barrow	Hall (TX)	Petri
Bartlett (MD)	Hastings (WA)	Pickering
Barton (TX)	Hayes	Pitts
Biggart	Heller	Platts
Bilbray	Hensarling	Poe
Bilirakis	Herger	Price (GA)
Bishop (UT)	Hobson	Price (OH)
Blackburn	Hoekstra	Putnam
Blunt	Hulshof	Radanovich
Boehner	Hunter	Ramstad
Bonner	Inglis (SC)	Rehberg
Boozman	Issa	Reynolds
Boustany	Jindal	Rogers (AL)
Brown (SC)	Johnson (IL)	Rogers (KY)
Brown-Waite,	Johnson, Sam	Rogers (MI)
Ginny	Jones (NC)	Rohrabacher
Buchanan	Jordan	Roskam
Burgess	Keller	Ross
Burton (IN)	King (IA)	Royce
Buyer	King (NY)	Sali
Calvert	Kingston	Saxton
Camp (MI)	Kline (MN)	Schmidt
Campbell (CA)	Campbell (CA)	Sensenbrenner
Cantor	Kuhl (NY)	Shimkus
Capito	Lamborn	Shuler
Carney	Lampson	Shuster
Chabot	Latham	Simpson
Coble	LaTourette	Smith (NE)
Conaway	Lewis (KY)	Smith (TX)
Crenshaw	Linder	Souder
Cubin	LoBiondo	Stearns
Culberson	Lucas	Sullivan
Davis (KY)	Mack	Tancredo
Davis, David	Manzullo	Taylor
Deal (GA)	Marchant	Terry
Donnelly	Marshall	Tiahrt
Doolittle	McCarthy (CA)	Tiberi
Drake	McCaul (TX)	Turner
Dreier	McCotter	Upton
Duncan	McHenry	Walberg
Emerson	McHugh	Wamp
Everett	McKeon	Westmoreland
Fallin	McMorris	Whitfield
Feeney	Rodgers	Wicker
Fortenberry	Mica	Wilson (SC)
Fossella	Miller (FL)	Young (AK)
Fox	Miller (MI)	Young (FL)
Franks (AZ)	Miller, Gary	

NOES—257

Ackerman	Boyd (KS)	Cohen
Allen	Brady (PA)	Cole (OK)
Andrews	Brady (TX)	Conyers
Arcuri	Braley (IA)	Cooper
Baca	Brown, Corrine	Costa
Baird	Butterfield	Costello
Baldwin	Cannon	Courtney
Bean	Capps	Cramer
Becerra	Capuano	Crowley
Berkley	Cardoza	Cuellar
Berman	Carnahan	Cummings
Berry	Carson	Davis (AL)
Bishop (GA)	Carter	Davis (CA)
Bishop (NY)	Castle	Davis (IL)
Blumenauer	Castor	Davis, Lincoln
Bono	Chandler	Davis, Tom
Bordallo	Christensen	DeFazio
Boren	Clarke	DeGette
Boswell	Clay	Delahunt
Boucher	Cleaver	DeLauro
Boyd (FL)	Clyburn	Dent

Table listing names of members: Diaz-Balart, L., Diaz-Balart, M., Dicks, Dingell, Doggett, Doyle, Edwards, Ehlers, Ellison, Ellsworth, Emanuel, Engel, English (PA), Eshoo, Etheridge, Faleomavaega, Farr, Fattah, Ferguson, Filner, Flake, Frank (MA), Frelinghuysen, Gerlach, Giffords, Gilchrest, Gillibrand, Gillmor, Gonzalez, Granger, Green, Al, Green, Gene, Grijalva, Hall (NY), Hare, Harman, Hastings (FL), Herseht Sandlin, Higgins, Hill, Hinchey, Hirono, Hodes, Holden, Holt, Honda, Hooley, Hoyer, Inslee, Israel, Jackson (IL), Jackson-Lee (TX), Jefferson, Johnson (GA), Johnson, E. B., Jones (OH), Kagen, Kanjorski, Kaptur, Kennedy, Kildeer, Kilpatrick, Kind, Kirk, Klein (FL), Kucinich, Langevin, Lantos, Larsen (WA), Larson (CT), Lee, Levin, Lewis (CA), Lewis (GA), Lipinski, Loeb sack, Lofgren, Zoe, Lowey, Lungren, Daniel E., Lynch, Mahoney (FL), Maloney (NY), Markey, Matheson, Matsui, McCarthy (NY), McCollum (MN), McCrery, McDermott, McGovern, McNerney, Meehan, Meek (FL), Meeks (NY), Melancon, Michaud, Miller (NC), Miller, George, Mitchell, Mollohan, Moore (KS), Moore (WI), Moran (VA), Murphy (CT), Murphy, Patrick, Murphy, Tim, Murtha, Nadler, Napolitano, Neal (MA), Norton, Oberstar, Obey, Olver, Pallone, Pascrell, Pastor, Payne, Pearce, Perlmutter, Peterson (MN), Pomeroy, Porter, Price (NC), Rahall, Rangel, Regula, Reichert, Renzi, Reyes, Rodriguez, Ros-Lehtinen, Rothman, Roybal-Allard, Ruppersberger, Rush, Ryan (OH), Ryan (WI), Salazar, Sanchez, Linda T., Sanchez, Loretta, Schakowsky, Schiff, Schwartz, Scott (GA), Scott (VA), Serrano, Sestak, Shadegg, Shays, Shea-Porter, Sires, Skelton, Stupak, SUTTON, Tanner, Tauscher, Thompson (CA), Thompson (MS), Thornberry, Tierney, Towns, Udall (CO), Udall (NM), Van Hollen, Velazquez, Visclosky, Walden (OR), Walsh (NY), Walz (MN), Wasserman, Schultz, Waters, Watson, Watt, Weiner, Welch (VT), Weldon (FL), Weller, Wexler, Wilson (NM), Wilson (OH), Wolf, Woolsey, Wu, Wynn, Yarmuth

NOT VOTING—15

Table listing names of members: Abercrombie, Davis, Jo Ann, Forbes, Fortuño, Gutierrez, Hastert, Hinojosa, LaHood, McIntyre, McNulty, Ortiz, Sarbanes, Sessions, Sherman, Waxman

So the amendment was not agreed to. The SPEAKER pro tempore, Mrs. TAUSCHER, assumed the Chair.

When Mr. HASTINGS of Florida, Chairman, reported that the Committee, having had under consideration said bill, had directed him to report the same back to the House with sundry amendments adopted by the Committee with the recommendation that the amendments be agreed to and that the bill, as amended, do pass.

Pursuant to House Resolution 417, the previous question was ordered on the amendments and the bill.

The following amendments, reported from the Committee of the Whole House on the state of the Union, were agreed to:

Page 146, insert the following after line 22:

TITLE IX—ADDITIONAL GENERAL PROVISIONS

SEC. 901. None of the funds made available in this Act may be used to administer, implement, or enforce the amendment made to section 515.533 of title 31, Code of Federal Regulations, that was published in the Federal Register on February 25, 2005.

At the end of the bill (before the short title), add the following new title:

TITLE IX—ADDITIONAL GENERAL PROVISIONS

SEC. 901. None of the funds appropriated or otherwise made available by this Act may be used by the Selective Service System to prepare for, plan, or execute the Area Office Mobilization Prototype Exercise.

Page 65, line 17, insert after the first dollar amount "(reduced by \$8,000,000)".

Page 65, line 25, insert after the first dollar amount "(increased by \$6,000,000)".

At the end of title VI, insert the following:

SEC. \_\_\_\_\_. None of the funds made available under this Act may be used by the Securities and Exchange Commission to enforce the requirements of section 404 of the Sarbanes-Oxley Act with respect to non-accelerated filers, who, pursuant to section 210.2-02T of title 17, Code of Federal Regulations, are not required to comply with such section 404 prior to December 15, 2007.

At the end of the bill (before the short title), insert the following:

TITLE IX

ADDITIONAL GENERAL PROVISIONS

SEC. 901. None of the funds made available in this Act to the Small Business Administration may be used for the Mitchell County Development Foundation, Inc. for the Home of the Perfect Christmas Tree project.

At the end of the bill (before the short title), insert the following:

TITLE IX—ADDITIONAL GENERAL PROVISIONS

SEC. 901. None of the funds made available in this Act may be used to implement section 5112(n)(2)(C) of title 31, United States Code.

At the end of the bill (before the short title) add the following:

TITLE IX—ADDITIONAL GENERAL PROVISIONS

SEC. 901. None of the funds made available by this Act may be used by the Federal Communications Commission to implement the Fairness Doctrine, as repealed in General Fairness Doctrine Obligations of Broadcast Licensees (50 Fed. Reg. 35418 (1985)), or any other regulations having the same substance.

At the end of the bill (before the short title), insert the following:

TITLE IX—ADDITIONAL GENERAL PROVISIONS

SEC. 901. None of the Federal funds made available in title IV or VIII may be used to implement or enforce the Health Care Benefits Expansion Act of 1992 (D.C. Law 9-114; D.C. Official Code, section 32-701 et seq.).

The bill, as amended, was ordered to be engrossed and read a third time, was read a third time by title.

Mr. LEWIS of California, moved to recommit the bill to the Committee on Appropriations with instructions to report the bill back promptly to the House with an amendment designating funding for the Internal Revenue Service under such bill as available only for administering, implementing, and enforcing existing Federal taxes and tariffs as enacted on the date of the enactment of such bill.

After debate,

By unanimous consent, the previous question was ordered on the motion to recommit with instructions.

The question being put, viva voce, Will the House recommit said bill with instructions?

The SPEAKER pro tempore, Mrs. TAUSCHER, announced that the nays had it.

Mr. LEWIS of California, demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The vote was taken by electronic device.

It was decided in the { Yeas ..... 199 negative ..... } Nays ..... 222

92.51

[Roll No. 605]

YEAS—199

Table listing names of members: Aderholt, Akin, Alexander, Bachmann, Bachus, Baker, Barrett (SC), Barrow, Bartlett (MD), Barton (TX), Bean, Biggart, Bilbray, Bilirakis, Bishop (UT), Blackburn, Blunt, Boehner, Bonner, Bono, Boozman, Boustany, Brady (TX), Brown (SC), Brown-Waite, Ginny, Buchanan, Burgess, Burton (IN), Buyer, Calvert, Camp (MI), Campbell (CA), Cannon, Cantor, Capito, Carter, Castle, Chabot, Coble, Cole (OK), Conaway, Crenshaw, Cubin, Culberson, Davis (KY), Davis, David, Davis, Tom, Deal (GA), Dent, Diaz-Balart, L., Diaz-Balart, M., Doolittle, Drake, Dreier, Duncan, Ehlers, Emerson, English (PA), Everett, Fallon, Feeney, Ferguson, Flake, Fortenberry, Fossella, Foxx, Franks (AZ), Frelinghuysen, Gallegly, Garrett (NJ), Gerlach, Gilchrest, Gillmor, Gingrey, Gohmert, Goode, Goodlatte, Granger, Graves, Hall (TX), Hastings (WA), Hayes, Heller, Hensarling, Herger, Hobson, Hoekstra, Hulshof, Hunter, Inglis (SC), Issa, Jindal, Johnson (IL), Johnson, Sam, Jones (NC), Jordan, Keller, King (IA), King (NY), Kingston, Kirk, Kline (MN), Knollenberg, Kuhl (NY), Lamborn, Lampson, Latham, LaTourette, Lewis (CA), Lewis (KY), Linder, LoBiondo, Lucas, Lungren, Daniel E., Mack, Manzullo, Marchant, McCarthy (CA), McCaul (TX), McCotter, McCrery, McHenry, McHugh, McKeon, McMorris, Rodgers, Mica, Miller (FL), Miller (MI), Miller, Gary, Moran (KS), Murphy, Tim, Musgrave, Myrick, Neugebauer, Nunes, Paul, Pearce, Pence, Peterson (PA), Petri, Pickering, Pitts, Platts, Porter, Price (GA), Pryce (OH), Putnam, Radanovich, Ramstad, Regula, Rehberg, Reichert, Renzi, Reynolds, Rogers (AL), Rogers (KY), Rogers (MI), Rohrabacher, Ros-Lehtinen, Roskam, Royce, Ryan (WI), Sali, Saxton, Schmidt, Sensenbrenner, Shadegg, Shays, Shimkus, Shuler, Shuster, Simpson, Smith (NE), Smith (NJ), Smith (TX), Souder, Stearns, Sullivan, Tancred, Terry, Thornberry, Tiahrt, Tiberi, Turner, Upton, Walberg, Walden (OR), Walsh (NY), Wamp, Weldon (FL), Weller, Westmoreland, Whitfield, Wicker, Wilson (NM), Wilson (SC), Wolf, Young (AK), Young (FL)

NAYS—222

Table listing names of members: Ackerman, Allen, Altmire, Andrews, Arcuri, Baca, Baird, Baldwin, Becerra

Berkley	Hastings (FL)	Oberstar	Becerra	Hayes	Pascrell	Fortenberry	Lewis (KY)	Reynolds
Berman	Herseth Sandlin	Obey	Berkley	Herseth Sandlin	Pastor	Fossella	Linder	Rogers (AL)
Berry	Higgins	Olver	Berman	Higgins	Payne	Fox	LoBiondo	Rogers (KY)
Bishop (GA)	Hill	Pallone	Berry	Hill	Perlmutter	Franks (AZ)	Lucas	Rogers (MI)
Bishop (NY)	Hinchee	Pascrell	Bishop (GA)	Hinchee	Peterson (MN)	Frelinghuysen	Lungren, Daniel	Rohrabacher
Blumenauer	Hirono	Pastor	Bishop (NY)	Hirono	Pomeroy	Galleghy	E.	Ros-Lehtinen
Boren	Hodes	Payne	Blumenauer	Hobson	Price (NC)	Garrett (NJ)	Mack	Roskam
Boswell	Holden	Perlmutter	Boren	Hodes	Pryce (OH)	Gerlach	Manzullo	Royce
Boucher	Holt	Peterson (MN)	Boswell	Holden	Rahall	Gillmor	McCarthy (CA)	Ryan (WI)
Boyd (FL)	Honda	Pomeroy	Boucher	Holt	Rangel	Gingrey	McCauley (TX)	Sali
Boyda (KS)	Hooley	Price (NC)	Boyd (FL)	Honda	Regula	Gohmert	McCotter	Saxton
Brady (PA)	Hoyer	Rahall	Boyda (KS)	Hooley	Rehberg	Goode	McCrery	Schmidt
Braley (IA)	Insee	Rangel	Brady (PA)	Hoyer	Reichert	Goodlatte	McHenry	Sensenbrenner
Brown, Corrine	Israel	Reyes	Braley (IA)	Insee	Renzi	Granger	McHugh	Shadegg
Butterfield	Jackson (IL)	Rodriguez	Brown, Corrine	Israel	Reyes	Graves	McKeon	Shimkus
Capps	Jackson-Lee	Ross	Butterfield	Israel	Rodriguez	Hall (TX)	McMorris	Shuster
Capuano	(TX)	Rothman	Capps	Jackson (IL)	Ross	Hastings (WA)	Rodgers	Simpson
Cardoza	Jefferson	Roybal-Allard	Capuano	(TX)	Rothman	Heller	Mica	Smith (NE)
Carnahan	Johnson (GA)	Ruppersberger	Cardoza	Jefferson	Roybal-Allard	Hensarling	Miller (FL)	Smith (TX)
Carney	Johnson, E. B.	Rush	Carnahan	Johnson (GA)	Ruppersberger	Herger	Miller (MI)	Souder
Carson	Jones (OH)	Ryan (OH)	Carney	Johnson, E. B.	Rush	Hoekstra	Miller, Gary	Stearns
Castor	Kagen	Salazar	Carson	Jones (OH)	Ryan (OH)	Hulshof	Mitchell	Sullivan
Chandler	Kanjorski	Sánchez, Linda	Castor	Kagen	Salazar	Hunter	Moran (KS)	Tancredo
Clarke	Kaptur	T.	Chandler	Kanjorski	Sánchez, Linda	Inglis (SC)	Murphy, Tim	Terry
Clay	Kennedy	Sanchez, Loretta	Clarke	Kaptur	T.	Issa	Musgrave	Thornberry
Cleaver	Kildee	Schakowsky	Cleaver	Kennedy	Sanchez, Loretta	Jindal	Myrick	Tiahrt
Clyburn	Kilpatrick	Schiff	Clyburn	Kildee	Schakowsky	Johnson (IL)	Neugebauer	Tiberi
Cohen	Kind	Schwartz	Cohen	Kilpatrick	Schiff	Johnson, Sam	Nunes	Turner
Conyers	Klein (FL)	Scott (GA)	Conyers	Kind	Schwartz	Jones (NC)	Paul	Upton
Cooper	Kucinich	Scott (VA)	Cooper	Kirk	Scott (GA)	Jordan	Pearce	Walberg
Costa	Langevin	Serrano	Costa	Klein (FL)	Scott (VA)	Keller	Pence	Walden (OR)
Costello	Lantos	Sestak	Courtney	Kucinich	Serrano	King (IA)	Peterson (PA)	Wamp
Cramer	Larsen (WA)	Shea-Porter	Cramer	Langevin	Sestak	King (NY)	Petri	Weldon (FL)
Crowley	Larson (CT)	Sherman	Crowley	Lantos	Shays	Kingston	Pickering	Weller
Cuellar	Lee	Sires	Cuellar	Larsen (WA)	Shea-Porter	Kline (MN)	Pitts	Westmoreland
Cummings	Levin	Skelton	Cummings	Larson (CT)	Sherman	Knollenberg	Platts	Wicker
Davis (AL)	Lewis (GA)	Slughter	Davis (AL)	Latham	Shuler	Kuhl (NY)	Porter	Wilson (NM)
Davis (CA)	Lipinski	Smith (WA)	Davis (CA)	Lee	Sires	Lamborn	Price (GA)	Wilson (SC)
Davis (IL)	Loebback	Snyder	Davis (IL)	Levin	Skelton	Lampson	Putnam	Young (AK)
Davis, Lincoln	Lofgren, Zoe	Solis	Davis, Lincoln	Lewis (GA)	Slaughter	LaTourette	Radanovich	Young (FL)
DeFazio	Lowey	Space	Davis, Tom	Lipinski	Smith (NJ)	Lewis (CA)	Ramstad	
DeGette	Lynch	Spratt	DeFazio	Loebback	Smith (WA)			
DeLahunt	Mahoney (FL)	Stark	DeGette	Lofgren, Zoe	Snyder			
DeLauro	Maloney (NY)	Stupak	DeLahunt	Lowey	Solis			
Dicks	Markey	Sutton	Dicks	Lynch	Space			
Dingell	Marshall	Tanner	Dingell	Maloney (FL)	Spratt			
Doggett	Matheson	Tauscher	Doggett	Maloney (NY)	Stark			
Donnelly	Matsui	Taylor	Donnelly	Markey	Stupak			
Doyle	McCarthy (NY)	Thompson (CA)	Doyle	Marshall	Sutton			
Edwards	McCollum (MN)	Thompson (MS)	Edwards	Matheson	Tanner			
Ellison	McDermott	Tierney	Ellison	Matsui	Tauscher			
Ellsworth	McGovern	Towns	Ellsworth	McCarthy (NY)	Taylor			
Emanuel	McIntyre	Udall (CO)	Emanuel	McCollum (MN)	Thompson (CA)			
Engel	McNerney	Udall (NM)	Engel	McDermott	Thompson (MS)			
Eshoo	Meehan	Van Hollen	Eshoo	McGovern	Tierney			
Etheridge	Meek (FL)	Velázquez	Etheridge	McIntyre	Towns			
Farr	Meeke (NY)	Visclosky	Farr	McNerney	Towns			
Fattah	Melancon	Walz (MN)	Fattah	Engel	Udall (CO)			
Filner	Michaud	Wasserman	Filner	Meehan	Udall (NM)			
Frank (MA)	Miller (NC)	Schultz	Frank (MA)	Meek (FL)	Van Hollen			
Giffords	Miller, George	Waters	Giffords	Meeke (NY)	Velázquez			
Gillibrand	Mitchell	Watson	Gillibrand	Melancon	Visclosky			
Gonzalez	Mollohan	Watt	Gonzalez	Michaud	Walsh (NY)			
Gordon	Moore (KS)	Waxman	Gordon	Miller (NC)	Walz (MN)			
Green, Al	Moore (WI)	Weiner	Green, Al	Miller, George	Wasserman			
Green, Gene	Moran (VA)	Welch (VT)	Green, Gene	Mollohan	Schultz			
Grijalva	Murphy (CT)	Wexler	Grijalva	Moore (KS)	Waters			
Gutierrez	Murphy, Patrick	Wilson (OH)	Gutierrez	Moore (WI)	Watson			
Hall (NY)	Murtha	Woolsey	Hall (NY)	Moran (VA)	Watt			
Hare	Nadler	Wu	Hare	Gonzalez	Waxman			
Harman	Napolitano	Wynn	Harman	Gordon	Weiner			
	Neal (MA)	Yarmuth	Hastings (FL)	Green, Al	Welch (VT)			
				Green, Gene	Wexler			
				Gutierrez	Wilson (OH)			
				Hall (NY)	Wolf			
				Oberstar	Woolsey			
				Obey	Wu			
				Oliver	Wynn			
				Pallone	Yarmuth			

NOT VOTING—13

Abercrombie	Hinojosa	Poe
Davis, Jo Ann	LaHood	Sarbanes
Forbes	McNulty	Sessions
Hastert	Ortiz	

So the motion to recommit with instructions was not agreed to.

The question being put,  
Will the House pass said bill?  
The SPEAKER pro tempore, Mrs. TAUSCHER, announced that pursuant to clause 10, rule XX the yeas and nays were ordered, and the call was taken by electronic device.

It was decided in the { Yeas ..... 240  
affirmative ..... } Nays ..... 179

¶92.52 [Roll No. 606]

YEAS—240

Ackerman	Arcuri	Baldwin
Allen	Baca	Barrow
Andrews	Baird	Bean

NAYS—179

Aderholt	Boustany	Conaway
Akin	Brady (TX)	Costello
Alexander	Brown (SC)	Crenshaw
Altmire	Brown-Waite,	Cubin
Bachmann	Ginny	Culberson
Bachus	Buchanan	Davis (KY)
Baker	Burgess	Davis, David
Barrett (SC)	Burton (IN)	Deal (GA)
Bartlett (MD)	Buyer	Dent
Barton (TX)	Calvert	Diaz-Balart, L.
Biggart	Camp (MI)	Diaz-Balart, M.
Bilbray	Campbell (CA)	Drake
Bilirakis	Cannon	Dreier
Bishop (UT)	Cantor	Duncan
Blackburn	Capito	Ehlers
Blunt	Carter	Everett
Boehner	Castle	Fallin
Bonner	Chabot	Feeney
Bono	Coble	Ferguson
Boozman	Cole (OK)	Flake

Abercrombie	LaHood	Sarbanes
Davis, Jo Ann	Marchant	Sessions
Forbes	McNulty	Whitfield
Hastert	Ortiz	
Hinojosa	Poe	

So the bill was passed.  
A motion to reconsider the vote whereby said bill was passed was, by unanimous consent, laid on the table.  
*Ordered*, That the Clerk request the concurrence of the Senate in said bill.

¶92.53 PERMISSION TO FILE REPORT

On motion of Mr. PALLONE, by unanimous consent, the Committee on Energy and Commerce was granted permission until midnight, on Monday, July 9, 2007, to file a report on the bill (H.R. 2900) to amend the Federal Food, Drug, and Cosmetic Act to revise and extend the user-fee programs for prescription drugs and for medical devices, to enhance the postmarket authorities of the Food and Drug Administration with respect to the safety of drugs, and for other purposes.

¶92.54 ADJOURNMENT OVER

On motion of Mr. PALLONE, by unanimous consent,  
*Ordered*, That when the House adjourns today on a motion offered pursuant to this order, it adjourn to meet on Monday, July 2, 2007, at 2 p.m.; unless it sooner has received a message from the Senate transmitting its concurrence in House Concurrent Resolution 179, in which case the House shall stand adjourned pursuant to that concurrent resolution.

¶92.55 CALENDAR WEDNESDAY BUSINESS DISPENSED WITH

On motion of Mr. PALLONE, by unanimous consent,



*Ordered*, That business in order for consideration on Wednesday, July 11, 2007, under clause 6, rule XV, the Calendar Wednesday rule, be dispensed with.

¶92.56 MOMENT OF SILENCE IN MEMORY OF THE CHERLEADERS OF FAIRPORT HIGH SCHOOL

The SPEAKER pro tempore, Mrs. BOYDA of Kansas, announced that all Members stand and observe a moment of silence in memory of the Cheerleaders of Fairport High School: Hannah Congdon, Bailey Goodman, Meredith McClure, Sara Monnat and Katherine Shirley.

¶92.57 JOINT COMMITTEE ON THE LIBRARY

The SPEAKER pro tempore, Mrs. BOYDA of Kansas, laid before the House the following communication from the Speaker:

CONGRESS OF THE UNITED STATES,  
HOUSE OF REPRESENTATIVES,  
*Washington, DC, June 28, 2007.*

HON. NANCY PELOSI,  
*Speaker, House of Representatives,*  
*Washington, DC.*

DEAR MADAM SPEAKER: Pursuant to Section 801(b) of Public Law 101-696 (2 U.S.C. 2081(b)), the Chairman and Vice Chairman of the Joint Committee of Congress on the Library serve ex officio on the U.S. Capitol Preservation Commission, but each may designate another Member to serve in his or her place.

As Vice Chairman of the Joint Committee for the 110th Congress, I am designating Representative Michael E. Capuano of Massachusetts to serve on the U.S. Capitol Preservation Commission in lieu of myself in my role as Vice Chairman of the Joint Committee of Congress on the Library, as provided for in Section 801(c) of Public Law 101-696 (2 U.S.C. 2081(c)).

Thank you for your attention to this matter.

Sincerely,

ROBERT A. BRADY,  
*Vice Chairman,*  
*Joint Committee on the Library.*

¶92.58 APPOINTMENT OF SPEAKER PRO TEMPORE TO SIGN ENROLLMENTS

The SPEAKER pro tempore, Mrs. BOYDA of Kansas, laid before the House a communication, which was read as follows:

WASHINGTON, DC,  
*June 28, 2007.*

I hereby appoint the Honorable C.A. DUTCH RUPPERSBERGER and the Honorable ELIJAH E. CUMMINGS to act as Speaker pro tempore to sign enrolled bills and joint resolutions through July 10, 2007.

NANCY PELOSI,  
*Speaker of the House of Representatives.*

By unanimous consent, the appointments were approved.

¶92.59 COMMITTEE RESIGNATION—MINORITY

The SPEAKER pro tempore, Mrs. BOYDA of Kansas, laid before the House the following communication, which was read as follows:

HOUSE OF REPRESENTATIVES,  
*Washington, DC, June 26, 2007.*

HON. NANCY PELOSI,  
*Speaker, House of Representatives,*  
*The Capitol, Washington, DC.*

DEAR MADAM SPEAKER: Pursuant to H. Res. 496, I was elected to the Energy and Commerce Committee on June 19, 2007, to fill the vacancy created by a Member's temporary absence. That Member's temporary absence is over and the Member is able to reclaim his seat. Therefore, I hereby resign from the Committee on Energy and Commerce, effective immediately.

This resignation does not affect my own status of being on leave from the Energy and Commerce Committee, and I will retain my seniority upon returning to the Committee.

Thank you for your attention to this matter.

Sincerely,

PAUL E. GILLMOR,  
*Member of Congress.*

By unanimous consent, the resignation was accepted.

¶92.60 REQUEST FOR RETURN OF SENATE BILL

The SPEAKER pro tempore, Mrs. BOYDA of Kansas, laid before the House a message from the Senate, which was read as follows:

In the Senate of the United States, June 27, 2007.

*Ordered*, That the Secretary be directed to request the House of Representatives to return to the Senate the bill (S. 1612) entitled "An Act to amend the penalty provisions in the International Emergency Economic Powers Act, and for other purposes.", and that upon the compliance of the request, the Secretary of the Senate be authorized to make corrections in the engrossment of the aforesaid bill.

The Speaker, pro tempore, Mrs. BOYDA of Kansas, by unanimous consent,

*Ordered*, That the Clerk return said bill to the Senate.

¶92.61 COMMUNICATION REGARDING SUBPOENA

The SPEAKER pro tempore, Mrs. BOYDA of Kansas, laid before the House the following communication from the Chief Administrative Officer:

OFFICE OF THE CHIEF ADMINISTRATIVE OFFICER, HOUSE OF REPRESENTATIVES,

*Washington, DC, June 28, 2007.*

HON. NANCY PELOSI,  
*Speaker, House of Representatives,*  
*Washington, DC.*

DEAR MADAM SPEAKER: This is to formally notify you, pursuant to Rule VIII of the Rules of the House of Representatives, that I have been served with an administrative subpoena for documents issued by the Inspector General of the U.S. Department of Education.

After consulting with the Office of General Counsel, I have determined that compliance with the subpoena is consistent with the privileges and rights of the House.

Sincerely,

DANIEL P. BEARD,  
*Chief Administrative Officer.*

¶92.62 FURTHER MESSAGE FROM THE SENATE

A further message from the Senate by Ms. Curtis, one of its clerks, announced that the Senate has passed without amendment a bill and a Con-

current Resolution of the House of the following titles:

H.R. 1830. An Act to extend the authorities of the Andean Trade Preference Act until February 29, 2008.

H. Con. Res. 179. A concurrent resolution providing for a conditional adjournment of the House of Representatives and a conditional recess or adjournment of the Senate.

¶92.63 LEAVE OF ABSENCE

By unanimous consent, leave of absence was granted—

To Mr. ABERCROMBIE, for today after noon;

To Mr. GILCREST, for June 25 and 26;

To Mr. MCNULTY, for today; and  
To Mr. POE, for today after 6:45 p.m..  
And then,

¶92.64 ADJOURNMENT

Mr. ALTMIRE moved that the House do now adjourn.

The question being put, viva voce,  
Will the House now adjourn?

The SPEAKER pro tempore, Mr. HALL of New York, announced that the yeas had it.

So the motion to adjourn was agreed to.

Accordingly,

Pursuant to House Concurrent Resolution 179, One Hundred Tenth Congress, at 9 o'clock and 50 minutes p.m., the House stands adjourned until 2 p.m. on Tuesday, July 10, 2007.

¶92.65 REPORTS OF COMMITTEES ON PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XIII, reports of committees were delivered to the Clerk for printing and reference to the proper calendar, as follows:

Mr. LANTOS: Committee on Foreign Affairs. H.R. 2420. A bill to declare United States policy on international climate cooperation, to authorize assistance to promote clean and efficient energy technologies in foreign countries, and to establish the International Clean Energy Foundation; with an amendment (Rept. 110-215). Referred to the Committee of the Whole House on the state of the Union.

Mr. FRANK of Massachusetts: Committee on Financial Services. H.R. 1851. A bill to reform the housing choice voucher program under section 8 of the United States Housing Act of 1937; with an amendment (Rept. 110-216). Referred to the Committee of the Whole House on the state of the Union.

Mr. FRANK of Massachusetts: Committee on Financial Services. H.R. 1852. A bill to modernize and update the National Housing Act and enable the Federal Housing Administration to use risk-based pricing to more effectively reach underserved borrowers, and for other purposes; with an amendment (Rept. 110-217). Referred to the Committee of the Whole House on the state of the Union.

¶92.66 PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XII, public bills and resolutions were introduced and severally referred, as follows:

By Mr. RUPPERSBERGER:

H.R. 2894. A bill to require the Secretary of the Treasury to mint coins in commemoration of the bicentennial of the writing of the "Star Spangled Banner" and the War of 1812,

and for other purposes; to the Committee on Financial Services.

By Mr. FRANK of Massachusetts (for himself, Ms. WATERS, Mr. GARY G. MILLER of California, Mr. RAMSTAD, Ms. VELÁZQUEZ, Mr. MCHUGH, Mr. ENGLISH of Pennsylvania, Mr. AL GREEN of Texas, Mr. SHAYS, Mr. MURPHY of Connecticut, Mr. DENT, Ms. LEE, Mr. RENZI, Mr. CLAY, Mr. SMITH of New Jersey, Mr. LYNCH, and Mr. HINOJOSA):

H.R. 2895. A bill to establish the National Affordable Housing Trust Fund in the Treasury of the United States to provide for the construction, rehabilitation, and preservation of decent, safe, and affordable housing for low-income families; to the Committee on Financial Services.

By Mrs. MCCARTHY of New York (for herself and Mr. TERRY):

H.R. 2896. A bill to amend the Elementary and Secondary Education Act of 1965 to establish a volunteer teacher advisory committee; to the Committee on Education and Labor.

By Mr. LEWIS of Georgia (for himself, Mr. WELLER, Mr. BISHOP of Georgia, Mrs. EMERSON, Ms. JACKSON-LEE of Texas, Mr. MCDERMOTT, Mr. MCNULTY, and Mr. HINOJOSA):

H.R. 2897. A bill to amend title XVIII of the Social Security Act to establish a prospective payment system instead of the reasonable cost-based reimbursement method for Medicare-covered services provided by Federally qualified health centers and to expand the scope of such covered services to account for expansions in the scope of services provided by Federally qualified health centers since the inclusion of such services for coverage under the Medicare Program; to the Committee on Energy and Commerce, and in addition to the Committee on Ways and Means, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. AKIN (for himself, Mr. DOOLITTLE, Mr. MARCHANT, Mr. CHABOT, Mr. GARRETT of New Jersey, Mr. CULBERSON, Mr. WILSON of South Carolina, Mr. POE, Mr. FRANKS of Arizona, Mr. SAM JOHNSON of Texas, Mr. PITTS, Mr. KING of Iowa, Mr. GINGREY, Mr. MCHENRY, Mr. KINGSTON, Mr. NEUGEBAUER, and Mrs. DRAKE):

H.R. 2898. A bill to amend title 28, United States Code, to establish standards for impeachment of justices and judges of the United States; to the Committee on the Judiciary.

By Mr. BISHOP of Georgia (for himself, Mr. LEWIS of Georgia, Mr. WESTMORELAND, Mr. SCOTT of Georgia, Mr. GINGREY, and Mr. JOHNSON of Georgia):

H.R. 2899. A bill to designate the Department of Veteran Affairs outpatient clinic located at 417 West 4th Avenue in Albany, Georgia, as the "Walter Carl Jordan, Jr. Department of Veterans Affairs Outpatient Clinic"; to the Committee on Veterans' Affairs.

By Mr. DINGELL (for himself, Mr. BARTON of Texas, Mr. PALLONE, Mr. DEAL of Georgia, Mr. WAXMAN, Mr. BARROW, Mr. BUTTERFIELD, Mr. GONZALEZ, Mr. GENE GREEN of Texas, Mr. GORDON, Ms. SOLIS, Mr. MATHESON, Mr. INSLEE, Ms. ESHOO, Ms. HOOLEY, Ms. BALDWIN, Mr. FERGUSON, Mr. ENGEL, Mr. ROSS, Mr. TOWNS, Mr. ROGERS of Michigan, Mr. MARKEY, Ms. DEGETTE, Ms. SCHAKOWSKY, Mr. ALLEN, Mr. BURGESS, Mr. TERRY, Mrs. BONO, Mrs. MYRICK, Mrs. CAPPS, Mr. UPTON, Mr. MELANCON, and Mr. RUSH):

H.R. 2900. A bill to amend the Federal Food, Drug, and Cosmetic Act to revise and extend the user-fee programs for prescription drugs and for medical devices, to enhance the postmarket authorities of the Food and Drug Administration with respect to the safety of drugs, and for other purposes; to the Committee on Energy and Commerce.

By Mr. ALLEN (for himself and Mr. MICHAUD):

H.R. 2901. A bill to amend the Internal Revenue Code of 1986 to establish a program demonstrating multiple approaches to Lifelong Learning Accounts, which are portable, worker-owned savings accounts that can be used by workers to help finance education, training, and apprenticeships and which are intended to supplement both public and employer-provided education and training resources, and for other purposes; to the Committee on Ways and Means.

By Mr. ALLEN (for himself, Mr. BISHOP of New York, Mrs. BOYDA of Kansas, Mr. BRALEY of Iowa, Ms. CASTOR, Mr. COHEN, Mr. ELLISON, Mr. HALL of New York, Mr. HARE, Ms. HIRONO, Ms. JACKSON-LEE of Texas, Mr. JOHNSON of Georgia, Mr. MCNERNEY, Mr. PERLMUTTER, Mr. SESTAK, Mr. WALZ of Minnesota, Mr. WEINER, Mr. MURPHY of Connecticut, Mr. WELCH of Vermont, and Mr. GENE GREEN of Texas):

H.R. 2902. A bill to amend the Internal Revenue Code to double the child tax credit for the first year, to expand the credit dependent care services, to provide relief from the alternative minimum tax, and for other purposes; to the Committee on Ways and Means.

By Mr. PRICE of North Carolina (for himself, Mr. ETHERIDGE, Ms. CORRINE BROWN of Florida, Mr. MILLER of North Carolina, Mr. COHEN, Mr. MCINTYRE, Mr. DONNELLY, Mr. WALZ of Minnesota, Ms. CARSON, Mr. WATT, and Mr. BUTTERFIELD):

H.R. 2903. A bill to amend the Elementary and Secondary Education Act of 1965 to provide grants for innovative teacher retention programs; to the Committee on Education and Labor.

By Mr. BOUSTANY (for himself, Mr. MCKEON, Mr. CASTLE, Mr. HOEKSTRA, Mrs. MCCARTHY of New York, and Mr. FORTUÑO):

H.R. 2904. A bill to amend the Elementary and Secondary Education Act of 1965 to reauthorize the laws relating to public charter schools to improve academic achievement of all students; to the Committee on Education and Labor.

By Mr. PENCE (for himself, Mr. WALDEN of Oregon, Mr. BOEHNER, Mr. BLUNT, Mr. HASTERT, Mr. PUTNAM, Mr. CANTOR, Mr. HENSARLING, Mr. FLAKE, Mr. ADERHOLT, Mr. AKIN, Mrs. BACHMANN, Mr. BARRETT of South Carolina, Mr. BARTON of Texas, Mr. BILBRAY, Mr. BISHOP of Utah, Mrs. BLACKBURN, Mrs. BONO, Mr. BOOZMAN, Mr. BRADY of Texas, Mr. BROWN of South Carolina, Ms. GINNY BROWN-WAITE of Florida, Mr. BURGESS, Mr. BURTON of Indiana, Mr. BUYER, Mr. CALVERT, Mr. CAMP of Michigan, Mr. CAMPBELL of California, Mr. CANNON, Mr. CARTER, Mr. COLE of Oklahoma, Mr. CONAWAY, Mr. CRENSHAW, Mr. CULBERSON, Mr. DAVIS of Kentucky, Mr. DAVID DAVIS of Tennessee, Mr. TOM DAVIS of Virginia, Mr. DEAL of Georgia, Mr. MARIO DIAZ-BALART of Florida, Mr. DOOLITTLE, Mrs. DRAKE, Mr. DUNCAN, Mr. ENGLISH of Pennsylvania, Mr. EVERETT, Ms. FALLIN, Mr. FEENEY, Mr. FORTUÑO, Ms. FOXF, Mr. FRANKS of Arizona, Mr. GARRETT of New Jersey, Mr. GINGREY, Mr. GOHMERT, Mr. GOODE, Mr. GOOD-

LATTE, Mr. GRAVES, Mr. HASTINGS of Washington, Mr. HERGER, Mr. HOEKSTRA, Mr. HUNTER, Mr. ISSA, Mr. SAM JOHNSON of Texas, Mr. JORDAN, Mr. KELLER, Mr. KING of Iowa, Mr. KINGSTON, Mr. KIRK, Mr. KLINE of Minnesota, Mr. KUHLMANN of New York, Mr. LAMBORN, Mr. LATHAM, Mr. LUCAS, Mr. DANIEL E. LUNGREN of California, Mr. MACK, Mr. MARCHANT, Mr. MCCARTHY of California, Mr. MCCRERY, Mr. MCHENRY, Mr. MILLER of Florida, Mr. GARY G. MILLER of California, Mrs. MUSGRAVE, Mrs. MYRICK, Mr. NEUGEBAUER, Mr. PAUL, Mr. PEARCE, Mr. PITTS, Mr. POE, Mr. PRICE of Georgia, Mr. RADANOVICH, Mr. REYNOLDS, Mr. ROYCE, Mr. RYAN of Wisconsin, Mrs. SCHMIDT, Mr. SEN-SENBRENNER, Mr. SESSIONS, Mr. SHAD-EGG, Mr. SHUSTER, Mr. SIMPSON, Mr. SMITH of Nebraska, Mr. SMITH of Texas, Mr. SOUDER, Mr. STEARNS, Mr. TERRY, Mr. TIAHRT, Mr. WALBERG, Mr. WELDON of Florida, Mr. WESTMORELAND, Mr. WHITFIELD, Mr. WICKER, Mr. WILSON of South Carolina, Mr. WOLF, Mr. YOUNG of Alaska, and Mr. UPTON):

H.R. 2905. A bill to prevent the Federal Communications Commission from repromulgating the fairness doctrine; to the Committee on Energy and Commerce.

By Mr. KIRK:

H.R. 2906. A bill to establish a pilot program under which the Secretary of Education makes grants to establish and support the 10th Congressional District of Illinois School Conservation Corps; to the Committee on Education and Labor.

By Mr. KIRK (for himself and Mr. LIPINSKI):

H.R. 2907. A bill to amend the Federal Water Pollution Control Act to establish a deadline for restricting sewage dumping into the Great Lakes and to fund programs and activities for improving wastewater discharges into the Great Lakes; to the Committee on Transportation and Infrastructure.

By Mr. SCOTT of Virginia:

H.R. 2908. A bill to encourage States to report to the Attorney General certain information regarding the deaths of individuals in the custody of law enforcement agencies; to the Committee on the Judiciary.

By Mr. ABERCROMBIE (for himself and Mr. PUTNAM):

H.R. 2909. A bill to amend the Internal Revenue Code of 1986 to restore the deduction for the travel expenses of a taxpayer's spouse who accompanies the taxpayer on business travel; to the Committee on Ways and Means.

By Mrs. DAVIS of California (for herself, Mr. MITCHELL, and Mr. WALZ of Minnesota):

H.R. 2910. A bill to amend the Servicemembers Civil Relief Act to provide for reimbursement to members of the Armed Forces of tuition for programs of education delayed by military service, for deferment of students loans and reduced interest rates for members of the Armed Forces during periods of military service, and for other purposes; to the Committee on Veterans' Affairs.

By Mr. ACKERMAN (for himself, Mr. GRIJALVA, Ms. KAPTUR, Ms. JACKSON-LEE of Texas, Mr. CAPUANO, Mr. COHEN, Ms. ZOE LOFGREN of California, Mr. PRICE of North Carolina, Mr. RANGEL, Ms. SCHAKOWSKY, Mr. MCDERMOTT, Ms. LEE, and Mr. CLEAVER):

H.R. 2911. A bill to amend the Electronic Fund Transfer Act to provide similar protections under that Act for consumers as apply under the Truth in Lending Act, and for other purposes; to the Committee on Financial Services.

By Mr. BISHOP of New York:

H.R. 2912. A bill to require the Administrator of the Federal Aviation Administration to finalize the proposed rule relating to the reduction of fuel tank flammability exposure, and for other purposes; to the Committee on Transportation and Infrastructure.

By Mr. BLUMENAUER (for himself, Mr. HASTINGS of Florida, and Mr. KUHLMANN of New York):

H.R. 2913. A bill to amend the administrative requirements for conservation programs administered by the Department of Agriculture to ensure a greater emphasis on increasing habitat for native and managed pollinators and establishing cropping systems, integrated pest management regimes, and other practices to protect native and managed pollinators, and for other purposes; to the Committee on Agriculture.

By Mr. BRADY of Texas (for himself, Mr. ISRAEL, Mrs. BLACKBURN, Mr. BURGESS, Mrs. CUBIN, Mr. ENGLISH of Pennsylvania, Mr. HERGER, Mr. HINCHAY, Mr. MEEKS of New York, Mr. McNULTY, Mr. NUNES, Mr. PAUL, Mr. RAMSTAD, Mr. SESSIONS, Mrs. TAUSCHER, Ms. ROYBAL-ALLARD, Mr. SMITH of New Jersey, and Mr. YOUNG of Florida):

H.R. 2914. A bill to amend title XVIII of the Social Security Act to improve access of Medicare beneficiaries to immune globulins; to the Committee on Energy and Commerce, and in addition to the Committee on Ways and Means, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. BRALEY of Iowa (for himself, Mr. CONYERS, Mr. EMANUEL, Mr. BOSWELL, and Mr. LOEBSACK):

H.R. 2915. A bill to amend the Public Health Service Act to reauthorize the National Health Service Corps Scholarship and Loan Repayment Programs; to the Committee on Energy and Commerce.

By Mr. BURTON of Indiana:

H.R. 2916. A bill to prevent Members of Congress from receiving the automatic pay adjustment scheduled to take effect in 2008; to the Committee on House Administration, and in addition to the Committee on Oversight and Government Reform, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. BUTTERFIELD (for himself, Ms. BERKLEY, Mr. MCINTYRE, Mr. MEEKS of New York, Mr. WYNN, Mr. THOMPSON of Mississippi, and Mr. LEWIS of Georgia):

H.R. 2917. A bill to require the Federal Communications Commission to report on measures being taken to inform the public of the transition to digital format television broadcasting; to the Committee on Energy and Commerce.

By Mrs. CAPPS (for herself, Mr. THOMPSON of California, Ms. ESHOO, Mr. FARR, Ms. SOLIS, Ms. ZOE LOFGREN of California, Mr. SCHIFF, Mr. WAXMAN, Mr. GEORGE MILLER of California, Mr. MCNERNEY, Mr. HONDA, Ms. WOOLSEY, Ms. MATSUI, Mr. STARK, Mr. LANTOS, Ms. LORETTA SANCHEZ of California, Ms. WATSON, Mrs. NAPOLITANO, Ms. LEE, Ms. HARMAN, Mrs. TAUSCHER, Mrs. DAVIS of California, Ms. ROYBAL-ALLARD, Mr. BERMAN, Ms. LINDA T. SANCHEZ of California, and Mr. SHERMAN):

H.R. 2918. A bill to permanently prohibit oil and gas leasing off the coast of the State of California, and for other purposes; to the Committee on Natural Resources.

By Mrs. CHRISTENSEN:

H.R. 2919. A bill to authorize the Secretary of the Interior to conduct a study to determine the suitability and feasibility of designating the Virgin Islands Military and Veterans Memorial, to be located in Fredericksted, St. Croix, U.S. Virgin Islands, as a unit of the National Park System; to the Committee on Natural Resources.

By Mrs. CHRISTENSEN:

H.R. 2920. A bill to convey certain submerged lands to the Government of the Virgin Islands, and for other purposes; to the Committee on Natural Resources.

By Mr. COOPER:

H.R. 2921. A bill to require the Secretary of the Treasury to conduct a study on the feasibility of authorizing the Department of the Treasury to create and issue annuity products, and for other purposes; to the Committee on Financial Services.

By Ms. DEGETTE (for herself, Mr. CASTLE, Mr. BECERRA, and Mr. KIRK):

H.R. 2922. A bill to amend title XVIII of the Social Security Act to reduce the occurrence of diabetes in Medicare beneficiaries by extending coverage under Medicare for medical nutrition therapy services to such beneficiaries with pre-diabetes or with risk factors for developing type 2 diabetes; to the Committee on Energy and Commerce, and in addition to the Committee on Ways and Means, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. DINGELL (for himself, Mr. REGULA, Mr. McCRERY, Mr. JINDAL, Mr. HALL of Texas, Mr. BAKER, Mr. JEFFERSON, Mr. BOUSTANY, and Mr. MELANCON):

H.R. 2923. A bill to direct the Secretary of Defense to make a grant to the National D-Day Museum Foundation for facilities and programs of America's National World War II Museum; to the Committee on Armed Services.

By Mr. ELLISON:

H.R. 2924. A bill to amend the Internal Revenue Code of 1986 to expand expenses which qualify for the Hope Scholarship Credit and to make the Hope Scholarship Credit and the Lifetime Learning Credit refundable; to the Committee on Ways and Means.

By Mr. GALLEGLY (for himself, Mr. MATHESON, Mr. ETHERIDGE, and Mr. GILLMOR):

H.R. 2925. A bill to provide a grant program for gifted and talented students, and for other purposes; to the Committee on Education and Labor.

By Mr. AL GREEN of Texas (for himself, Ms. LINDA T. SANCHEZ of California, Mr. HONDA, Mr. FRANK of Massachusetts, Ms. WATERS, Mr. LEWIS of Georgia, Mr. GUTIERREZ, Mr. HINOJOSA, Mr. THOMPSON of Mississippi, Mr. SERRANO, Mr. SIREN, Mr. HASTINGS of Florida, Mr. GRIJALVA, Mr. PASTOR, Mr. ELLISON, Ms. SCHAKOWSKY, Mr. CAPUANO, Ms. MOORE of Wisconsin, Mr. LYNCH, Mr. CLAY, Mr. WATT, Ms. CORRINE BROWN of Florida, Mr. KUCINICH, Mr. LARSON of Connecticut, Mr. CLEAVER, Mr. WALSH of New York, and Mr. COHEN):

H.R. 2926. A bill to authorize funds to prevent housing discrimination through the use of nationwide testing, to increase funds for the Fair Housing Initiatives Program, and for other purposes; to the Committee on Financial Services.

By Mr. HILL (for himself, Mr. TERRY, Mr. BARROW, Mr. BROWN of South Carolina, Mr. RYAN of Wisconsin, Mr. ROSS, and Mr. TOWNS):

H.R. 2927. A bill to increase the corporate average fuel economy standards for automobiles, to promote the domestic develop-

ment and production of advanced technology vehicles, and for other purposes; to the Committee on Energy and Commerce.

By Mr. HINOJOSA (for himself, Mr. BACA, Mr. BECERRA, Mr. GONZALEZ, Mr. SERRANO, Mr. GUTIERREZ, Mrs. NAPOLITANO, Mr. ORTIZ, Mr. REYES, Mr. RODRIGUEZ, Ms. ROYBAL-ALLARD, Mr. SALAZAR, Ms. SOLIS, Ms. VELÁZQUEZ, Mr. SCOTT of Virginia, Mr. DAVIS of Illinois, Mr. CUMMINGS, Mr. FATTAH, Mr. LEWIS of Georgia, Ms. LEE, and Ms. LINDA T. SANCHEZ of California):

H.R. 2928. A bill to provide grants to States to improve high schools and raise graduation rates while ensuring rigorous standards, to develop and implement effective school models for struggling students and dropouts, and to improve State policies to raise graduation rates, and for other purposes; to the Committee on Education and Labor.

By Ms. LEE (for herself, Mr. ALLEN, Ms. WOOLSEY, Mr. PRICE of North Carolina, and Ms. WATERS):

H.R. 2929. A bill to limit the use of funds to establish any military installation or base for the purpose of providing for the permanent stationing of United States Armed Forces in Iraq or to exercise United States economic control of the oil resources of Iraq; to the Committee on Foreign Affairs, and in addition to the Committee on Armed Services, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. MAHONEY of Florida:

H.R. 2930. A bill to amend section 202 of the Housing Act of 1959 to improve the program under such section for supportive housing for the elderly, and for other purposes; to the Committee on Financial Services.

By Mrs. MALONEY of New York (for herself and Mrs. CAPITO):

H.R. 2931. A bill to amend the Public Health Service Act and Employee Retirement Income Security Act of 1974 to require that group and individual health insurance coverage and group health plans provide coverage for qualified individuals for bone mass measurement (bone density testing) to prevent fractures associated with osteoporosis; to the Committee on Energy and Commerce, and in addition to the Committee on Education and Labor, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. MCHUGH:

H.R. 2932. A bill to amend title 39, United States Code, to make cigarettes and certain other tobacco products nonavailable, and for other purposes; to the Committee on Oversight and Government Reform, and in addition to the Committee on Ways and Means, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. GARY G. MILLER of California (for himself, Mr. GORDON, Mr. BROWN of South Carolina, Mr. CALVERT, Mr. COOPER, Mr. CULBERSON, Mr. DAVID DAVIS of Tennessee, Mrs. JO ANN DAVIS of Virginia, Mr. DUNCAN, Mr. ETHERIDGE, Mr. GALLEGLY, Mr. GERLACH, Mr. HINCHEY, Mr. HOLT, Mr. KIND, Mr. MARKEY, Mr. MOLLOHAN, Mr. MOORE of Kansas, Mr. MORAN of Virginia, Mr. PICKERING, Mr. POE, and Mr. ROSS):

H.R. 2933. A bill to amend the American Battlefield Protection Act of 1996 to extend the authorization for that Act, and for other purposes; to the Committee on Natural Resources.

By Mr. MITCHELL:

H.R. 2934. A bill to prevent Members of Congress from receiving the automatic pay adjustment scheduled to take effect in 2008; to the Committee on House Administration, and in addition to the Committee on Oversight and Government Reform, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. MORAN of Kansas (for himself, Mr. TIAHRT, Mr. MOORE of Kansas, and Mrs. BOYDA of Kansas):

H.R. 2935. A bill to extend tax relief to the residents and businesses of an area with respect to which a major disaster has been declared by the President under section 401 of the Robert T. Stafford Disaster Relief and Emergency Assistance Act (FEMA-1699-DR) by reason of severe storms and tornados beginning on May 4, 2007, and determined by the President to warrant individual or individual and public assistance from the Federal Government under such Act; to the Committee on Ways and Means.

By Mr. NEAL of Massachusetts (for himself, Mr. ENGLISH of Pennsylvania, Mr. DAVIS of Alabama, Mr. SAM JOHNSON of Texas, and Mr. RAMSTAD):

H.R. 2936. A bill to amend the Internal Revenue Code of 1986 to provide a shorter recovery period for the depreciation of certain improvements to retail space; to the Committee on Ways and Means.

By Mr. NEAL of Massachusetts:

H.R. 2937. A bill to amend the Internal Revenue Code of 1986 to provide that management and administrative activities will not be taken into account in determining if an entity has sufficient business activities in a foreign country to avoid treatment as an expatriated entity; to the Committee on Ways and Means.

By Ms. NORTON:

H.R. 2938. A bill to authorize grants to upgrade agriculture and food sciences facilities at the District of Columbia Land Grant University, and for other purposes; to the Committee on Agriculture, and in addition to the Committee on Oversight and Government Reform, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. PALLONE:

H.R. 2939. A bill to prohibit the commercial harvesting of Atlantic blackfish in the coastal waters and the exclusive economic zone, and for other purposes; to the Committee on Natural Resources.

By Mr. PERLMUTTER (for himself, Mr. KAGEN, Mr. WALZ of Minnesota, Mr. KIND, Mr. COSTA, Mr. DAVID DAVIS of Tennessee, and Ms. MCCOLLUM of Minnesota):

H.R. 2940. A bill to amend section 212 of the Immigration and Nationality Act with respect to discretionary determinations waiving an alien's inadmissibility based on certain activities, and for other purposes; to the Committee on the Judiciary.

By Mr. POE (for himself, Mr. COSTA, Mr. CHABOT, Mr. HOLDEN, Mrs. NAPOLITANO, Mr. PAYNE, Mr. FORTUÑO, Mr. ABERCROMBIE, Mr. REICHERT, Mr. ORTIZ, Mr. MOORE of Kansas, Mr. PAUL, Mr. MCHUGH, Mrs. MALONEY of New York, Mr. SNYDER, Mr. HALL of New York, Ms. CARSON, Mr. CLEAVER, Mr. GENE GREEN of Texas, Ms. NORTON, Mr. GRIJALVA, Mr. WELCH of Vermont, Mr. MCCAUL of Texas, Mr. WALZ of Minnesota, Mr. MICHAUD, Mr. GORDON, Mrs. GILLIBRAND, Mr. CARDOZA, Mr. MARSHALL, Mr. JEFFERSON, Ms. MATSUI,

Mr. ETHERIDGE, Mr. SALAZAR, Mr. BRALEY of Iowa, Mr. ALLEN, Mr. RUPPERSBERGER, Ms. ROYBAL-AL-LARD, Ms. KAPTUR, Ms. GINNY BROWN-WAITE of Florida, Ms. MOORE of Wisconsin, and Mr. MORAN of Virginia):

H.R. 2941. A bill to safeguard the Crime Victims Fund; to the Committee on the Budget, and in addition to the Committees on Rules, and the Judiciary, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. RYAN of Ohio (for himself and Mr. HUNTER):

H.R. 2942. A bill to provide for identification of misaligned currency, require action to correct the misalignment, and for other purposes; to the Committee on Ways and Means, and in addition to the Committees on Financial Services, and Foreign Affairs, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. SARBANES (for himself, Mr. ALTMIRE, Mr. ANDREWS, Ms. BERKLEY, Mr. BISHOP of Utah, Mr. BOOZMAN, Mrs. BOYDA of Kansas, Mr. BRADY of Pennsylvania, Mr. BRALEY of Iowa, Mr. CARNEY, Mr. CASTLE, Mr. CUMMINGS, Mr. TOM DAVIS of Virginia, Mr. EHLERS, Mr. FILNER, Mr. GONZALEZ, Mr. HALL of New York, Mr. HARE, Ms. HIRONO, Ms. KAPTUR, Mr. KENNEDY, Mr. LOEBSACK, Mrs. MCCARTHY of New York, Mr. GEORGE MILLER of California, Mr. MILLER of Florida, Mr. PALLONE, Mr. PERLMUTTER, Mr. RUPPERSBERGER, Ms. LINDA T. SANCHEZ of California, Mr. SERRANO, Mr. SHAYS, Ms. SOLIS, Mr. SPACE, Ms. SUTTON, Mr. VAN HOLLEN, Mr. WALZ of Minnesota, Mr. WELCH of Vermont, and Ms. DELAURO):

H.R. 2943. A bill to amend titles II and XVI of the Social Security Act to provide for treatment of disability rated and certified as total by the Secretary of Veterans Affairs as disability for purposes of such titles; to the Committee on Ways and Means.

By Mr. SHAYS:

H.R. 2944. A bill to amend title II of the Social Security Act to provide that the eligibility requirement for disability insurance benefits under which an individual must have 20 quarters of Social Security coverage in the 40 quarters preceding a disability shall not be applicable in the case of a disabled individual suffering from a covered terminal disease; to the Committee on Ways and Means.

By Mr. STARK:

H.R. 2945. A bill to amend part C of title XVIII of the Social Security Act to provide beneficiary protections against excessive cost-sharing under the Medicare Advantage Program; to the Committee on Ways and Means, and in addition to the Committee on Energy and Commerce, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. TERRY (for himself, Mr. HOLDEN, Mrs. MCCARTHY of New York, Mr. SAXTON, Mr. PLATTS, Mr. SIMPSON, Mr. THOMPSON of Mississippi, Mr. PAUL, Mr. GRAVES, and Mr. CRAMER):

H.R. 2946. A bill to amend the accountability provisions of part A of title I of the Elementary and Secondary Education Act of 1965, and for other purposes; to the Committee on Education and Labor.

By Mr. UDALL of New Mexico:

H.R. 2947. A bill to provide for the establishment of energy performance standards

for new Federal or federally supported buildings, and major renovations of Federal or federally supported buildings, and for other purposes; to the Committee on Energy and Commerce, and in addition to the Committees on Transportation and Infrastructure, and Ways and Means, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. WALBERG:

H.R. 2948. A bill to amend the Internal Revenue Code of 1986 to permit health insurance to be purchased from a health savings account; to the Committee on Ways and Means.

By Mr. WEXLER (for himself, Mr. GALLEGLEY, and Mr. ACKERMAN):

H.R. 2949. A bill to authorize grants to the Eurasia Foundation, and for other purposes; to the Committee on Foreign Affairs.

By Mrs. WILSON of New Mexico:

H.R. 2950. A bill to reduce our Nation's dependency on foreign oil by investing in clean, renewable, and alternative energy resources, promoting new emerging energy technologies, developing greater efficiency, and creating a Strategic Energy Efficiency and Renewables Reserve to invest in alternative energy, and for other purposes; to the Committee on Energy and Commerce, and in addition to the Committees on Science and Technology, Education and Labor, Transportation and Infrastructure, Natural Resources, Oversight and Government Reform, Financial Services, Foreign Affairs, Small Business, the Judiciary, Armed Services, Intelligence (Permanent Select), and Agriculture, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. YARMUTH (for himself and Mr. ELLISON):

H.R. 2951. A bill to amend the Internal Revenue Code of 1986 to modify the earned income tax credit for single, childless workers; to the Committee on Ways and Means.

By Mr. DREIER (for himself, Mr. HASTERT, Mr. COLE of Oklahoma, Mr. PITTS, Mr. PUTNAM, and Mr. RUSH):

H. Con. Res. 178. Concurrent resolution expressing the sense of the Congress that the United States should expand trade opportunities with Mongolia by initiating negotiations to enter into a free trade agreement with Mongolia; to the Committee on Ways and Means.

By Mr. SERRANO:

H. Con. Res. 179. Concurrent resolution providing for a conditional adjournment of the House of Representatives and a conditional recess or adjournment of the Senate; considered and agreed to.

By Ms. KILPATRICK (for herself, Mr. CONYERS, Mr. GRIJALVA, Mr. SERRANO, Mr. COHEN, Mr. RUSH, and Mr. HASTINGS of Florida):

H. Con. Res. 180. Concurrent resolution supporting the goals and ideals of African American Bone Marrow Awareness Month; to the Committee on Energy and Commerce.

By Mr. ORTIZ (for himself, Mr. TOM DAVIS of Virginia, Mr. BRADY of Pennsylvania, Mr. TAYLOR, Mrs. BOYDA of Kansas, Ms. BORDALLO, Mr. HINOJOSA, Mr. ABERCROMBIE, Mr. ISSA, Mr. MORAN of Virginia, Mr. BOUCHER, Mr. GOODE, Ms. KILPATRICK, Mr. BISHOP of Georgia, Mr. GRIJALVA, Mr. SESSIONS, Mr. YOUNG of Alaska, Mr. FORBES, Mr. SPRATT, Mr. AL GREEN of Texas, Mr. SPACE, and Mr. WOLF):

H. Con. Res. 181. Concurrent resolution recognizing and commending all volunteers and other persons who provide support to the

families and children of members of the Armed Forces, including National Guard and Reserve personnel, who are deployed in service to the United States; to the Committee on Armed Services.

By Mr. ALLEN:

H. Res. 525. A resolution expressing the sense of the House of Representatives that the United States should reaffirm the commitments of the United States to the 2001 Doha Declaration on the TRIPS Agreement and Public Health and to pursuing trade policies that promote access to affordable medicines; to the Committee on Ways and Means.

By Mr. CUMMINGS:

H. Res. 526. A resolution supporting home ownership and responsible lending; to the Committee on Financial Services.

By Mr. McDERMOTT (for himself, Mr. WELLER, Mr. STARK, Mr. PORTER, Mr. LEWIS of Georgia, Ms. BERKLEY, Mrs. BACHMANN, Mr. YARMUTH, and Mrs. DAVIS of California):

H. Res. 527. A resolution recognizing the month of November as "National Homeless Youth Awareness Month"; to the Committee on Ways and Means.

By Mr. MURPHY of Connecticut (for himself, Mr. COURTNEY, Ms. DELAURO, Mr. LARSON of Connecticut, and Mr. SHAYS):

H. Res. 528. A resolution commemorating the 300th anniversary of the Town of New Milford, Connecticut; to the Committee on Oversight and Government Reform.

By Mr. WELCH of Vermont:

H. Res. 529. A resolution commending Brigadier General George Stannard and the Second Vermont Brigade upon the 144th anniversary of the Battle of Gettysburg; to the Committee on Armed Services.

192.67 ADDITIONAL SPONSORS

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

- H.R. 82: Mr. BERRY, Mr. BLUMENAUER, Ms. GIFFORDS, and Mr. ISRAEL.
- H.R. 154: Mr. DAVIS of Illinois.
- H.R. 156: Mr. TIM MURPHY of Pennsylvania.
- H.R. 180: Mr. PETERSON of Minnesota and Mr. JOHNSON of Georgia.
- H.R. 219: Mr. ADERHOLT.
- H.R. 241: Mrs. BACHMANN.
- H.R. 245: Mr. DAVID DAVIS of Tennessee.
- H.R. 303: Mr. GONZALEZ, Mr. LARSEN of Washington, Mr. SMITH of Washington, and Mr. HAYES.
- H.R. 396: Ms. GRANGER.
- H.R. 404: Mr. DUNCAN.
- H.R. 418: Mr. KLINE of Minnesota, Mr. BACHUS, Mr. MILLER of North Carolina, and Mr. PETERSON of Minnesota.
- H.R. 450: Mr. DICKS.
- H.R. 462: Mr. HILL.
- H.R. 468: Mr. SERRANO and Ms. ZOE LOFGREN of California.
- H.R. 507: Mr. LEWIS of Kentucky.
- H.R. 530: Mr. MCNERNEY and Mr. ALEXANDER.
- H.R. 549: Mr. DAVIS of Kentucky.
- H.R. 583: Mr. NEAL of Massachusetts and Mr. DAVIS of Kentucky.
- H.R. 601: Mr. LATOURETTE.
- H.R. 621: Mr. HODES and Mr. DENT.
- H.R. 642: Mr. ALEXANDER.
- H.R. 643: Mr. HARE and Mr. RAHALL.
- H.R. 657: Mr. JOHNSON of Georgia, Mr. GORDON, and Mr. FRANK of Massachusetts.
- H.R. 687: Mr. ALLEN.
- H.R. 697: Mr. SULLIVAN.
- H.R. 748: Mrs. MILLER of Michigan and Mr. PEARCE.
- H.R. 758: Mr. ALEXANDER.
- H.R. 782: Ms. EDDIE BERNICE JOHNSON of Texas and Ms. LORETTA SANCHEZ of California.

- H.R. 840: Mr. PASTOR.
- H.R. 864: Mr. RAMSTAD and Mr. RUSH.
- H.R. 867: Mr. WOLF, Mr. PETERSON of Minnesota, and Mr. LEWIS of Kentucky.
- H.R. 928: Mr. CASTLE.
- H.R. 957: Mr. FOSSELLA, Mr. COBLE, Mr. DENT, Mrs. WILSON of New Mexico, and Mr. CARTER.
- H.R. 971: Mr. WELCH of Vermont.
- H.R. 1023: Mr. RUPPERSBERGER, Mr. ROGERS of Kentucky, Mr. YOUNG of Florida, Ms. VELÁZQUEZ, and Mrs. BIGGERT.
- H.R. 1030: Mr. WATT.
- H.R. 1043: Mr. ELLISON.
- H.R. 1076: Mr. FOSSELLA.
- H.R. 1088: Mr. TIM MURPHY of Pennsylvania.
- H.R. 1092: Mr. FRANK of Massachusetts.
- H.R. 1102: Mr. SPACE and Mr. SCHIFF.
- H.R. 1103: Mr. DAVIS of Illinois, Ms. WOOLSEY, Ms. LINDA T. SÁNCHEZ of California, and Mr. HONDA.
- H.R. 1108: Mr. BISHOP of New York and Ms. EDDIE BERNICE JOHNSON of Texas.
- H.R. 1110: Mr. BOSWELL.
- H.R. 1112: Mr. CAMPBELL of California.
- H.R. 1113: Mr. YOUNG of Florida, Mr. RENZI, and Mr. BURTON of Indiana.
- H.R. 1120: Mrs. BACHMANN and Mr. WAMP.
- H.R. 1134: Ms. MCCOLLUM of Minnesota.
- H.R. 1147: Mr. LEWIS of Georgia.
- H.R. 1171: Mr. CLAY and Mr. GERLACH.
- H.R. 1177: Mr. ETHERIDGE.
- H.R. 1178: Mr. RAMSTAD.
- H.R. 1193: Mr. TIM MURPHY of Pennsylvania.
- H.R. 1197: Mr. SAM JOHNSON of Texas.
- H.R. 1211: Mr. BRADY of Pennsylvania.
- H.R. 1216: Mr. PRICE of North Carolina.
- H.R. 1229: Mr. HOLDEN.
- H.R. 1267: Mr. ALTMIRE and Mr. SPACE.
- H.R. 1275: Mr. WAXMAN and Ms. WATSON.
- H.R. 1282: Mr. DAVIS of Illinois.
- H.R. 1304: Mr. CAMP of Michigan.
- H.R. 1322: Mr. HASTINGS of Florida, Mr. BOUCHER, Mr. PASCRELL, and Mr. HONDA.
- H.R. 1338: Mr. MITCHELL, Mr. SHULER, Mr. LIPINSKI, Mr. CARNEY, Mr. ELLSWORTH, Mr. BOREN, Mr. PATRICK MURPHY of Pennsylvania, Mr. CUELLAR, Mr. ORTIZ, Mr. KLEIN of Florida, Mr. SHAYS, and Mr. MCINTYRE.
- H.R. 1343: Mr. LEWIS of Georgia, Mr. SCOTT of Georgia, Ms. LEE, Mr. GERLACH, and Mr. CUMMINGS.
- H.R. 1357: Mr. COBLE, Mrs. WILSON of New Mexico, Mr. CRENSHAW, and Mr. CARTER.
- H.R. 1381: Mr. PAYNE.
- H.R. 1398: Mrs. CAPITO, Mr. HARE, Mr. CALVERT, Mr. HOEKSTRA, and Mr. JOHNSON of Georgia.
- H.R. 1399: Mr. GOHMERT, Mr. FLAKE, Mrs. MCMORRIS RODGERS, Mr. NUNES, and Mr. PAUL.
- H.R. 1400: Ms. LORETTA SANCHEZ of California, Mr. SCHIFF, Mr. STUPAK, Mr. CRENSHAW, Mr. MCKEON, Mr. MICA, Mr. KELLER, Mr. CUMMINGS, and Mr. MILLER of Florida.
- H.R. 1415: Ms. DEGETTE, Ms. CLARKE, and Mr. BRADY of Pennsylvania.
- H.R. 1416: Ms. CLARKE and Mr. BRADY of Pennsylvania.
- H.R. 1418: Ms. DEGETTE.
- H.R. 1419: Mr. SHAYS, Mr. JORDAN, and Mr. ELLISON.
- H.R. 1420: Ms. ROYBAL-ALLARD, Mr. GEORGE MILLER of California, and Ms. LORETTA SANCHEZ of California.
- H.R. 1422: Ms. HOOLEY, Mr. FARR, Mr. OLVER, and Mr. BROWN of South Carolina.
- H.R. 1428: Mr. SMITH of Washington.
- H.R. 1440: Mr. PORTER.
- H.R. 1459: Mr. STUPAK, Mr. WELLER, Mr. SCOTT of Georgia, and Mr. DUNCAN.
- H.R. 1464: Mr. GILCREST, Mr. HOLT, Ms. LEE, Mr. McDERMOTT, and Mr. ACKERMAN.
- H.R. 1474: Mr. WELCH of Vermont, Mr. HINCHEY, Mr. McCAUL of Texas, Mr. MELANCON, and Ms. VELÁZQUEZ.

- H.R. 1506: Mr. ARCURI, Ms. CASTOR, and Ms. LINDA T. SÁNCHEZ of California.
- H.R. 1507: Ms. MCCOLLUM of Minnesota and Mr. NEAL of Massachusetts.
- H.R. 1514: Mr. LEWIS of Kentucky.
- H.R. 1532: Mr. McDERMOTT and Mr. FRANK of Massachusetts.
- H.R. 1536: Mr. ARCURI.
- H.R. 1537: Mr. MCKEON, Mr. RODRIGUEZ, Mr. PERLMUTTER, and Ms. SUTTON.
- H.R. 1552: Mr. CUMMINGS, Mrs. CAPPS, and Mrs. MILLER of Michigan.
- H.R. 1560: Mr. GOODE.
- H.R. 1576: Mrs. BOYDA of Kansas.
- H.R. 1584: Mr. MCINTYRE, Ms. HERSETH SANDLIN, Mr. REGULA, and Mr. HODES.
- H.R. 1610: Mr. PASCRELL, Mr. CARTER, and Mr. BILBRAY.
- H.R. 1629: Mr. LEWIS of Kentucky.
- H.R. 1634: Mr. MORAN of Virginia, Mr. GENE GREEN of Texas, Ms. SCHAKOWSKY, Ms. SOLIS, Mr. ENGEL, Mr. WAXMAN, Mrs. TAUSCHER, Mr. RUSH, and Mrs. CAPPS.
- H.R. 1647: Mr. TIM MURPHY of Pennsylvania.
- H.R. 1665: Mr. BISHOP of Georgia.
- H.R. 1687: Ms. NORTON, Mr. LOEBSSACK, and Mr. ALLEN.
- H.R. 1699: Mr. DAVIS of Illinois, Mr. PRICE of North Carolina, and Mr. BRADY of Pennsylvania.
- H.R. 1705: Mr. ARCURI and Mr. COHEN.
- H.R. 1707: Mr. COSTELLO.
- H.R. 1709: Mr. HOLDEN and Mr. KILDEE.
- H.R. 1761: Mr. POE.
- H.R. 1809: Mrs. MCCARTHY of New York.
- H.R. 1845: Mr. REYES, Mr. BISHOP of Georgia, Mr. LANGEVIN, and Mr. PETRI.
- H.R. 1846: Mr. SESSIONS.
- H.R. 1856: Mr. BROWN of South Carolina.
- H.R. 1871: Mr. WYNN.
- H.R. 1872: Mr. DAVIS of Illinois.
- H.R. 1881: Mr. DEFAZZIO.
- H.R. 1889: Mr. COURTNEY.
- H.R. 1912: Mr. STUPAK.
- H.R. 1927: Mr. DAVIS of Alabama.
- H.R. 1937: Mr. SPRATT, Mrs. MYRICK, Mr. BLUMENAUER, Ms. FOXX, Mr. NUNES, Mr. STUPAK, and Mr. PORTER.
- H.R. 1941: Mr. CUMMINGS.
- H.R. 1943: Mr. JACKSON of Illinois and Mr. BUTTERFIELD.
- H.R. 1953: Mr. BOREN.
- H.R. 1956: Mr. BISHOP of New York.
- H.R. 1957: Mr. DELAHUNT and Mr. HOLT.
- H.R. 1968: Ms. ZOE LOFGREN of California, Mr. THOMPSON of Mississippi, and Mr. LEWIS of Georgia.
- H.R. 1971: Mr. BUTTERFIELD and Mr. ALLEN.
- H.R. 1983: Mr. LOBIONDO, Ms. CASTOR, and Mr. WEXLER.
- H.R. 1990: Mrs. JONES of Ohio.
- H.R. 2015: Ms. HARMAN, Mr. PERLMUTTER, Mr. RODRIGUEZ, Mr. WALZ of Minnesota, and Mr. HIGGINS.
- H.R. 2027: Mrs. MCMORRIS RODGERS and Mr. DAVIS of Alabama.
- H.R. 2036: Mr. HARE.
- H.R. 2046: Mr. CARNAHAN and Mr. HASTINGS of Florida.
- H.R. 2053: Mr. ROSKAM, Mr. McNULTY, Mrs. BONO, and Mr. MURPHY of Connecticut.
- H.R. 2054: Mr. COSTA.
- H.R. 2060: Mr. GILCREST.
- H.R. 2069: Mr. GRIJALVA.
- H.R. 2075: Mr. BACA.
- H.R. 2091: Mr. DAVIS of Alabama and Mr. GILLMOR.
- H.R. 2092: Mr. MCGOVERN, Mr. GEORGE MILLER of California, Ms. ZOE LOFGREN of California, Mr. ALLEN, Mr. MORAN of Virginia, Mrs. MALONEY of New York, Mr. HONDA, Mr. PAYNE, Mr. FILNER, Ms. WOOLSEY, Mr. ROTHMAN, Mr. WAXMAN, Ms. WATSON, Mr. BLUMENAUER, Ms. JACKSON-LEE of Texas, Mr. POMEROY, Mr. SERRANO, Mr. BOUCHER, Mr. COHEN, Mr. BERMAN, Mr. McDERMOTT, Mr. LEWIS of Georgia, Mr. COURTNEY, and Mr. ANDREWS.

H.R. 2102: Mr. HASTINGS of Florida, Mr. DICKS, Ms. NORTON, Mr. WEXLER, Mr. MCCAUL of Texas, Mr. RYAN of Wisconsin, Mr. PAYNE, and Mr. WOLF.  
 H.R. 2103: Mr. COURTNEY.  
 H.R. 2122: Mr. BOSWELL, Mr. SHERMAN, Mr. GEORGE MILLER of California, Mr. OLVER, Ms. MCCOLLUM of Minnesota, Mr. NADLER, Mr. CUMMINGS, Mr. ALLEN, and Mr. LOBIONDO.  
 H.R. 2123: Ms. EDDIE BERNICE JOHNSON of Texas.  
 H.R. 2125: Mr. GILLMOR.  
 H.R. 2138: Mr. TOM DAVIS of Virginia, Ms. HOOLEY, Mr. CULBERSON, and Mrs. BACHMANN.  
 H.R. 2149: Mr. ALEXANDER.  
 H.R. 2165: Ms. KILPATRICK and Mr. GONZALEZ.  
 H.R. 2216: Ms. CARSON.  
 H.R. 2217: Ms. CARSON.  
 H.R. 2228: Mr. WOLF.  
 H.R. 2231: Mr. HASTINGS of Washington and Mr. DUNCAN.  
 H.R. 2236: Ms. DEGETTE.  
 H.R. 2247: Mr. PASTOR and Mr. DEFazio.  
 H.R. 2255: Mr. DAVID DAVIS of Tennessee.  
 H.R. 2265: Ms. HOOLEY.  
 H.R. 2274: Mr. BARTLETT of Maryland, Mrs. MCCARTHY of New York, and Mr. DICKS.  
 H.R. 2280: Mr. MARSHALL, Mr. BOSWELL, and Mr. PLATTS.  
 H.R. 2289: Ms. LINDA T. SÁNCHEZ of California.  
 H.R. 2298: Mr. HIGGINS and Mr. GRUJALVA.  
 H.R. 2312: Mr. BAKER and Mr. MILLER of Florida.  
 H.R. 2332: Mr. COBLE, Mr. DOOLITTLE, Mrs. WILSON of New Mexico, and Mrs. JO ANN DAVIS of Virginia.  
 H.R. 2342: Mr. HONDA.  
 H.R. 2353: Mrs. CUBIN, Mr. RODRIGUEZ, and Ms. HIRONO.  
 H.R. 2361: Mr. MOORE of Kansas.  
 H.R. 2362: Mr. LEWIS of Kentucky and Mr. CROWLEY.  
 H.R. 2365: Mr. SHERMAN, Mr. PETERSON of Minnesota, Mr. GOHMERT, and Mr. CAMP of Michigan.  
 H.R. 2380: Mrs. BLACKBURN, Mr. HAYES, Mrs. SCHMIDT, Mrs. MILLER of Michigan, Mr. PLATTS, Mrs. CAPITO, Mr. ROHRBACHER, and Mrs. WILSON of New Mexico.  
 H.R. 2392: Mr. HARE.  
 H.R. 2416: Mr. WELDON of Florida.  
 H.R. 2417: Mr. STARK.  
 H.R. 2426: Mr. HILL.  
 H.R. 2435: Mr. LEWIS of Georgia and Mr. WYNN.  
 H.R. 2438: Mr. BAKER.  
 H.R. 2443: Mr. MCNULTY and Mr. BOREN.  
 H.R. 2447: Ms. CARSON, Mr. CLEAVER, Mr. CONYERS, Mr. KUCINICH, Mr. JEFFERSON, and Mr. HOLT.  
 H.R. 2458: Mr. ALTMIRE.  
 H.R. 2471: Mr. LEWIS of Kentucky.  
 H.R. 2504: Mr. LARSON of Connecticut.  
 H.R. 2510: Mr. WICKER and Mrs. BACHMANN.  
 H.R. 2512: Mr. LAMPSON.  
 H.R. 2548: Mr. SCHIFF and Ms. LORETTA SANCHEZ of California.  
 H.R. 2550: Mrs. DRAKE and Mr. MILLER of Florida.  
 H.R. 2578: Mr. YOUNG of Alaska, Ms. FALLIN, and Mr. ROGERS of Kentucky.  
 H.R. 2588: Mr. WELDON of Florida.  
 H.R. 2596: Mr. FILNER, Ms. BEAN, Mr. MOORE of Kansas, Mr. TIERNEY, Ms. SCHAKOWSKY, Mr. ELLISON, and Mr. DEFazio.  
 H.R. 2600: Mr. GOODE, Mr. DUNCAN, and Mr. ADERHOLT.  
 H.R. 2608: Mr. LEWIS of Georgia.  
 H.R. 2609: Mr. CHANDLER and Mr. HINOJOSA.  
 H.R. 2634: Ms. CORRINE BROWN of Florida, Mr. CONYERS, Mr. DAVIS of Alabama, Mr. STARK, Mrs. CAPPS, and Mrs. CHRISTENSEN.  
 H.R. 2639: Mr. WALBERG and Mr. BURTON of Indiana.  
 H.R. 2659: Mr. SMITH of Nebraska, Mrs. BOYDA of Kansas, and Mr. PLATTS.

H.R. 2668: Mr. ELLISON.  
 H.R. 2700: Ms. BORDALLO.  
 H.R. 2702: Mrs. CHRISTENSEN, Mr. SIRES, Mr. CARNAHAN, and Mr. STARK.  
 H.R. 2707: Mr. FOSSELLA.  
 H.R. 2723: Mr. RUSH, Mr. HALL of Texas, and Mr. BUTTERFIELD.  
 H.R. 2734: Mr. SULLIVAN, Mr. TIAHRT, Mr. LEWIS of Kentucky, Mr. MILLER of Florida, and Mrs. MCMORRIS RODGERS.  
 H.R. 2738: Mr. PENCE.  
 H.R. 2743: Mrs. CHRISTENSEN.  
 H.R. 2745: Mr. PAUL, Mr. LAMPSON, and Mr. ALEXANDER.  
 H.R. 2746: Mr. RUSH.  
 H.R. 2750: Mr. MARCHANT, Mr. PAUL, Mr. LEWIS of California, Mr. CUMMINGS, Mr. WEXLER, Ms. MATSUI, Ms. BORDALLO, Mr. SMITH of Texas, Mr. BAIRD, Mr. BOREN, Mr. BOSWELL, Ms. CASTOR, Mr. ELLSWORTH, Ms. ESHOO, Ms. GIFFORDS, Ms. EDDIE BERNICE JOHNSON of Texas, Mrs. MCCARTHY of New York, Mr. MITCHELL, Mr. RUPPERSBERGER, Ms. SHEA-PORTER, Mr. STARK, Mrs. TAUSCHER, Mr. TOWNS, Mr. PASCRELL, Mr. MICHAUD, Mr. SESTAK, and Ms. SOLIS.  
 H.R. 2758: Mr. HOLT, Mr. RUPPERSBERGER, Mr. TIERNEY, Mr. MORAN of Virginia, Mr. MURPHY of Connecticut, Mr. CRAMER, Mr. BECERRA, Mr. BERMAN, Mrs. CAPPS, Mr. CARDOZA, Mrs. DAVIS of California, Ms. ESHOO, Mr. FARR, Mr. FILNER, Ms. HARMAN, Mr. HONDA, Mr. LANTOS, Ms. LEE, Ms. ZOE LOFGREN of California, Ms. MATSUI, Mr. MCNERNEY, Mr. GEORGE MILLER of California, Mrs. NAPOLITANO, Ms. ROYBAL-ALLARD, Ms. LINDA T. SÁNCHEZ of California, Ms. LORETTA SANCHEZ of California, Ms. SOLIS, Mr. STARK, Mrs. TAUSCHER, Ms. WATERS, Ms. WATSON, Mr. WAXMAN, Ms. WOOLSEY, Mr. DEFazio, Mr. KENNEDY, Ms. WASSERMAN SCHULTZ, Mr. BAIRD, Mr. EMANUEL, Mr. UDALL of New Mexico, Mr. MARKEY, Mr. CAPUANO, Mr. LARSON of Connecticut, Mr. MCGOVERN, Mr. NEAL of Massachusetts, Ms. SCHAKOWSKY, Mr. DELAHUNT, Ms. BERKLEY, and Ms. CASTOR.  
 H.R. 2762: Mrs. CUBIN, Mr. BACHUS, and Ms. DELAURO.  
 H.R. 2802: Mr. PAUL, Ms. SOLIS, Mr. PAYNE, Mr. HONDA, Mr. BARTLETT of Maryland, Ms. SCHAKOWSKY, Mr. TIERNEY, and Mr. FARR.  
 H.R. 2805: Mr. DOGGETT, Mr. DAVID DAVIS of Tennessee, and Mr. GORDON.  
 H.R. 2809: Ms. SCHWARTZ, Mr. GRUJALVA, Mr. KIND, and Mr. CARNAHAN.  
 H.R. 2818: Ms. CORRINE BROWN of Florida, Ms. CARSON, and Mr. GONZALEZ.  
 H.R. 2821: Mr. HERGER and Mr. JEFFERSON.  
 H.R. 2827: Mr. LOEBACK.  
 H.R. 2831: Ms. WASSERMAN SCHULTZ and Mr. DAVIS of Alabama.  
 H.R. 2832: Mr. UPTON.  
 H.R. 2834: Mr. WELCH of Vermont and Mr. FILNER.  
 H.R. 2840: Mr. PAYNE.  
 H.R. 2842: Mr. CLAY.  
 H.R. 2852: Mr. CONYERS, Mr. ETHERIDGE, Mr. FOSSELLA, Mr. DELAHUNT, Ms. BORDALLO, Mr. FALOMAVAEGA, Mr. FARR, Mrs. MCCARTHY of New York, and Mr. LINCOLN DIAZ-BALART of Florida.  
 H.R. 2857: Mr. SARBANES, Mr. PAYNE, Mr. HARE, and Ms. CLARKE.  
 H.R. 2859: Mr. COHEN.  
 H.R. 2860: Mr. HOEKSTRA and Mr. HINOJOSA.  
 H.R. 2879: Mr. HASTINGS of Washington.  
 H.R. 2880: Mr. SAXTON, Mr. RENZI, and Mr. SESSIONS.  
 H.R. 2892: Mrs. MALONEY of New York.  
 H.J. Res. 45: Mr. DONNELLY.  
 H. Con. Res. 4: Mr. GORDON.  
 H. Con. Res. 102: Mr. SNEYDER, Ms. ROYBAL-ALLARD, Mr. CONYERS, Ms. HOOLEY, Mr. CAPUANO, Ms. BERKLEY, and Mr. DAVIS of Illinois.  
 H. Con. Res. 136: Mr. UDALL of New Mexico and Mr. JONES of North Carolina.  
 H. Con. Res. 139: Mr. JOHNSON of Georgia.

H. Con. Res. 162: Mr. BRADY of Pennsylvania, Mr. DOYLE, Ms. MATSUI, and Mr. RUPPERSBERGER.  
 H. Con. Res. 169: Mrs. CAPPS.  
 H. Con. Res. 176: Mr. PETERSON of Pennsylvania.  
 H. Res. 32: Mr. BURTON of Indiana, Mr. LEWIS of Georgia, Ms. MOORE of Wisconsin, Ms. SCHAKOWSKY, Ms. MCCOLLUM of Minnesota, and Mr. MCGOVERN.  
 H. Res. 34: Mr. RUSH, Mr. HONDA, Mr. LEWIS of Georgia, and Mr. MCGOVERN.  
 H. Res. 37: Ms. LEE and Ms. CASTOR.  
 H. Res. 106: Mr. BUTTERFIELD, Mr. BOYD of Florida, Ms. CARSON, Mr. WATT, Mr. CUMMINGS, Mr. SCOTT of Virginia, Mr. KAGEN, and Mr. LARSEN of Washington.  
 H. Res. 111: Mrs. MALONEY of New York, Mr. SPACE, Mr. ROGERS of Kentucky, Mr. WALZ of Minnesota, and Mr. MANZULLO.  
 H. Res. 140: Ms. SHEA-PORTER and Mr. BRADY of Pennsylvania.  
 H. Res. 145: Mr. CROWLEY and Ms. LINDA T. SÁNCHEZ of California.  
 H. Res. 169: Mr. ALTMIRE.  
 H. Res. 208: Mr. WESTMORELAND and Mr. GALLEGLY.  
 H. Res. 231: Mr. BACHUS.  
 H. Res. 282: Mr. FOSSELLA and Mrs. DRAKE.  
 H. Res. 303: Mr. CONYERS and Mr. PAYNE.  
 H. Res. 326: Mr. SPRATT, Mr. ORTIZ, Mr. BRADY of Pennsylvania, Mr. MARSHALL, and Mr. SESTAK.  
 H. Res. 333: Mr. JOHNSON of Georgia and Mr. ELLISON.  
 H. Res. 338: Mr. DAVIS of Illinois and Mr. HASTINGS of Florida.  
 H. Res. 345: Mr. KILDEE, Mr. RYAN of Wisconsin, Mr. CASTLE, and Mr. DELAHUNT.  
 H. Res. 356: Ms. ROS-LEHTINEN, Ms. LORETTA SANCHEZ of California, Ms. SCHAKOWSKY, Ms. SCHWARTZ, Mr. DELAHUNT, Mr. WAXMAN, and Mr. RUSH.  
 H. Res. 476: Ms. ZOE LOFGREN of California.  
 H. Res. 489: Mr. AL GREEN of Texas, and Ms. KILPATRICK.  
 H. Res. 493: Mr. THOMPSON of California, Mr. DREIER, Mr. BERMAN, Mr. MCKEON, and Mrs. MALONEY of New York.  
 H. Res. 494: Mr. FILNER.  
 H. Res. 497: Mr. SMITH of New Jersey, Mr. FORTUÑO, Mr. MCGOVERN, Mr. MCCOTTER, Mr. MORAN of Virginia, Mr. FRANKS of Arizona, and Mr. HIGGINS.  
 H. Res. 499: Mr. KLINE of Minnesota, Mr. ELLSWORTH, Mr. DENT, Mr. KING of Iowa, Mr. LAMBORN, Mr. WAMP, Mr. SHAYS, Mr. CULBERSON, Mr. YOUNG of Florida, Mr. WILSON of South Carolina, and Mr. ALEXANDER.  
 H. Res. 500: Mr. WICKER and Mr. MCCOTTER.  
 H. Res. 506: Mr. BURTON of Indiana.  
 H. Res. 508: Mr. ROHRBACHER.  
 H. Res. 511: Mr. ROSKAM.  
 H. Res. 515: Mr. DEFazio, Mr. BLUMENAUER, Mr. WU, and Mr. WALDEN of Oregon.  
 H. Res. 521: Mr. WEINER and Mrs. LOWEY.  
 H. Res. 523: Mr. ROTHMAN.

#### 192.68 PETITIONS

Under clause 3 of rule XII, petitions and papers were laid on the clerk's desk and referred as follows:

91. The SPEAKER presented a petition of the Democrats Abroad Munich, Germany, relative to a Resolution strongly supporting a political rather than a military solution to the civil war in Iraq involving a regional diplomatic effort including Iraq's neighbors, as military force cannot be the answer to communal violence; to the Committee on Armed Services.

92. Also, a petition of the Democrats Abroad Munich, Germany, relative to a Resolution calling on the Democratic National Committee to develop a United States Climate Change Policy by 2008 that includes the United States participation in multilateral efforts to slow, stop and reverse the increase



of global GHG emissions; to the Committee on Energy and Commerce.

93. Also, a petition of the Democrats Abroad Munich, Germany, relative to a Resolution calling for a proactive policy on the part of the United States of America for the renewal of the Israeli-Palestinian peace process; to the Committee on Foreign Affairs.

94. Also, a petition of the Democrats Abroad Munich, Germany, relative to a Resolution urging the Congress of the United States to impress upon the President of the United States that the current crisis over Iran's enrichment of uranium and its alleged aid and assistance to the insurgency in Iraq should be solved through diplomacy and direct talks with the government of Iran; to the Committee on Foreign Affairs.

95. Also, a petition of the Democrats Abroad Munich, Germany, relative to a Resolution concerning the restoration of habeas corpus; to the Committee on the Judiciary.

96. Also, a petition of the Washington Democratic Town Committee, relative to a Resolution urgently petitioning the Congress of the United States to institute impeachment proceedings against the President of the United States and the Vice President for approving warrantless surveillance of United States citizens in violation of the Constitution; to the Committee on the Judiciary.

97. Also, a petition of the Democratic Party of Arizona, relative to a Resolution calling for an end to the United States presence in Iraq by limiting funding for the war and fully funding the safe and orderly redeployment and withdrawal of all troops from Iraq; jointly to the Committees on Armed Services and Foreign Affairs.

#### ¶92.69 DELETIONS OF SPONSORS FROM PUBLIC BILLS AND RESOLUTIONS

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

H.R. 2720: Mr. REYES.

H. Res. 106: Mr. WICKER.

### TUESDAY, JULY 10, 2007 (93)

#### ¶93.1 APPOINTMENT OF SPEAKER PRO TEMPORE

The House was called to order by the SPEAKER pro tempore, Mr. GUTIERREZ, who laid before the House the following communication:

WASHINGTON, DC,

July 10, 2007.

I hereby appoint the Honorable LUIS V. GUTIERREZ to act as Speaker pro tempore on this day.

NANCY PELOSI,

*Speaker of the House of Representatives.*

#### ¶93.2 APPROVAL OF THE JOURNAL

The SPEAKER pro tempore, Mr. GUTIERREZ, announced he had examined and approved the Journal of the proceedings of Thursday, June 28, 2007.

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

#### ¶93.3 COMMUNICATIONS

Executive and other communications, pursuant to clause 8, rule XII, were referred as follows:

2348. A letter from the Director, Defense Procurement and Acquisition Policy, Department of Defense, transmitting the Department's final rule — Defense Federal Acquisition Regulation Supplement; Wage Determinations [DFARS Case 2006-D043] (RIN: 0750-AF59) received May 8, 2007, pursuant to

5 U.S.C. 801(a)(1)(A); to the Committee on Armed Services.

2349. A letter from the Director, Defense Procurement and Acquisition Policy, Department of Defense, transmitting the Department's final rule — Defense Federal Acquisition Regulation Supplement; Military Construction on Guam [DFARS Case 2006-D065] (RIN: 0750-AF65) received May 8, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Armed Services.

2350. A letter from the Director, Defense Procurement and Acquisition Policy, Department of Defense, transmitting the Department's final rule — Defense Federal Acquisition Regulation Supplement; Deletion of Obsolete Acquisition Procedures [DFARS Case 2006-D046] (RIN: 0750-AF62) received May 8, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Armed Services.

2351. A letter from the Director, Defense Procurement and Acquisition Policy, Department of Defense, transmitting the Department's final rule — Defense Federal Acquisition Regulation Supplement; Excessive Pass-Through Charges [DFARS Case 2006-D057] (RIN: 0750-AF67) received May 8, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Armed Services.

2352. A letter from the Director, Defense Procurement and Acquisition Policy, Department of Defense, transmitting the Department's final rule — Defense Federal Acquisition Regulation Supplement; Acquisition Integrity [DFARS Case 2006-D044] (RIN: 0750-AF60) received May 8, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Armed Services.

2353. A letter from the Secretary, Securities and Exchange Commission, transmitting the Department's "Major" final rule — Amendments to Rules Regarding Management's Report on Internal Control Over Financial Reporting (RIN: 3235-AJ58) received June 25, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Financial Services.

2354. A letter from the Director, Regulations Policy and Mgmt. Staff, Department of Health and Human Services, transmitting the Department's final rule — Medical Devices; Obstetrical and Gynecological Devices; Classification of Computerized Labor Monitoring System [Docket No. 2007N-0120] received May 10, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

2355. A letter from the Regulations Coordinator, FDA, Department of Health and Human Services, transmitting the Department's "Major" final rule — Current Good Manufacturing Practice in Manufacturing, Packaging, Labeling, or Holding Operations for Dietary Supplements [Docket No. 1996N-0417] (RIN: 0910-AB88) received June 22, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

2356. A letter from the Deputy Assistant Administrator, Office of Diversion Control, DEA, Department of Justice, transmitting the Department's "Major" final rule — Import and Production Quotas for Certain List I Chemicals [Docket No. DEA-239] (RIN: 1117-AB08) received July 5, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

2357. A letter from the Chief of Staff to the Bureau Chief, Media Bureau, Federal Communications Commission, transmitting the Commission's final rule — In the Matter of Amendment of Section 73.202(b), Table of Allotments, FM Broadcast Stations. (Milano, Texas) [MB Docket No. 05-97 RM-11186 RM-11251] received May 8, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

2358. A letter from the Chief of Staff, Media Bureau, Federal Communications Commission, transmitting the Commission's final

rule — In the Matter of Implementation of Section 621(a)(1) of the Cable Communications Policy Act of 1984 as amended by the Cable Television Consumer Protection and Competition Act of 1992 [MB Docket No. 05-311] received May 8, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

2359. A letter from the Assistant Secretary for Export Administration, Department of Commerce, transmitting the Department's final rule — Revisions and Clarification of Export and Reexport Controls for the People's Republic of China (PRC); New Authorization Validated End-User; Revision of Import Certificate and PRC End-User Statement Requirements [Docket No. 061205125-7125-01] (RIN: 0694-AD75) received June 14, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Foreign Affairs.

2360. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting the Department's report entitled, "Policy Objectives and U.S. Policy Regarding Iran," pursuant to Public Law 109-364, section 1213(b); to the Committee on Foreign Affairs.

2361. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting a Determination and Memorandum of Justification pursuant to Section 563 of the Foreign Operations, Export Financing and Related Program Appropriations Act of 2006, Pub. L. 109-102; to the Committee on Foreign Affairs.

2362. A letter from the Chairman, Council of the District of Columbia, transmitting a copy of D.C. ACT 17-63, "Fiscal Year 2008 Budget Support Act of 2007," pursuant to D.C. Code section 1-233(c)(1); to the Committee on Oversight and Government Reform.

2363. A letter from the Assistant Director, Executive & Political Personnel, Department of Defense, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Oversight and Government Reform.

2364. A letter from the Assistant Director, Executive & Political Personnel, Department of Defense, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Oversight and Government Reform.

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2378. A letter from the Assistant Director, Executive & Political Personnel, Department of Defense, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Oversight and Government Reform.

2379. A letter from the Deputy White House Liaison, Department of Justice, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Oversight and Government Reform.

2380. A letter from the Deputy White House Liaison, Department of Justice, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Oversight and Government Reform.

2381. A letter from the Deputy White House Liaison, Department of Justice, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Oversight and Government Reform.

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2386. A letter from the Deputy White House Liaison, Department of Justice, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Oversight and Government Reform.

2387. A letter from the Deputy White House Liaison, Department of Justice, transmit-

ting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Oversight and Government Reform.

2388. A letter from the Deputy White House Liaison, Department of Justice, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Oversight and Government Reform.

2389. A letter from the Deputy White House Liaison, Department of Justice, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Oversight and Government Reform.

2390. A letter from the Assistant Director, Executive & Political Personnel, Department of the Army, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Oversight and Government Reform.

2391. A letter from the Director, Office of Sustainable Fisheries, NMFS, National Oceanic and Atmospheric Administration, transmitting the Administration's final rule — Fisheries of the Northeastern United States; Tilefish Fishery; Quota Harvested for Full-time Tier 2 Category [Docket No. 010319075-1217-02] (RIN: 0648-XA54) received June 20, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Natural Resources.

2392. A letter from the Assistant Administrator, Fisheries, NMFS, National Oceanic and Atmospheric Administration, transmitting the Administration's final rule — Atlantic Highly Migratory Species (HMS); U.S. Atlantic Swordfish Fishery Management Measures [Docket No. 061121306-7105-02; I.D. 110206A] (RIN: 0648-AU86) received June 20, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Natural Resources.

2393. A letter from the Acting Director, Office of Sustainable Fisheries, NMFS, National Oceanic and Atmospheric Administration, transmitting the Administration's final rule — Magnuson-Stevens Fishery Conservation and Management Act Provisions; Fisheries of the Northeastern United States; Northeast (NE) Multispecies Fishery; Closure of the Eastern U.S./Canada Area [Docket No. 04011-2010-4114-02; I.D. 042407B] (RIN: 0648-AN17) received May 10, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Natural Resources.

2394. A letter from the Rules Administrator, Department of Justice, transmitting the Department's final rule — Searching and Detaining or Arresting Non-Inmates [BOP-1128] (RIN: 1120-AB28) received June 20, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on the Judiciary.

2395. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Establishment of Class E Airspace; Nucla, CO [Docket No. FAA-2006-24826; Airspace Docket No. 06-ANM-3] received May 10, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

2396. A communication from the President of the United States, transmitting notification of his determination that a waiver for Turkmenistan will substantially promote the objectives of section 402, of the Trade Act of 1974, pursuant to 19 U.S.C. 2432(c)(2) and (d); (H. Doc. No. 110-44); to the Committee on Ways and Means and ordered to be printed.

2397. A letter from the Chief, Trade and Commercial Regulations Branch, Department of Homeland Security, transmitting the Department's final rule — HAITIAN HEMISPHERIC OPPORTUNITY THROUGH PARTNERSHIP ENCOURAGEMENT ACT OF 2006 [USCBP-2007-0062 CBP Dec. 07-43] (RIN: 1505-AB82) received June 21, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

2398. A letter from the Chief Counsel, Bureau of Public Debt, Department of the Treasury, transmitting the Department's

final rule — Regulations Governing Securities Held in TreasuryDirect — received May 30, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

2399. A letter from the Chief, Publications and Regulations, Internal Revenue Service, transmitting the Service's final rule — Application of Section 6404(g) of the Internal Revenue Code Suspension Provisions [TD 9333] (RIN: 1545-BG64) received June 21, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

#### ¶93.4 MESSAGE FROM THE SENATE

A message from the Senate by Mr. Curtis, one of its clerks, announced that the Senate has passed with an amendment in which the concurrence of the House is requested, bills of the House of the following titles:

H.R. 1. An Act to provide for the implementation of the recommendations of the National Commission on Terrorist Attacks Upon the United States.

H.R. 710. An Act to amend the National Organ Transplant Act to provide that criminal penalties do not apply to paired donations of human kidneys, and for other purposes.

The message also announced that the Senate insists upon its amendment to the bill (H.R. 1) "An Act to provide for the implementation of the recommendations of the National Commission on Terrorist Attacks Upon the United States", requests a conference with the House on the disagreeing votes of the two Houses thereon, and appoints Messrs. LIEBERMAN, LEVIN, AKAKA, CARPER, PRYOR, Ms. COLLINS, Messrs. VOINOVICH, COLEMAN, and COBURN, to be the conferees on the part of the Senate; and

From the Committee on Banking, Housing, and Urban Affairs: Messrs. DODD and SHELBY;

Committee on Commerce, Science, and Transportation: Messrs. INOUE and STEVENS; and

Committee on Foreign Relations: Messrs. BIDEN and LUGAR, to be the conferees on the part of the Senate.

#### ¶93.5 COMMUNICATION FROM THE

##### CLERK—MESSAGE FROM THE SENATE

The SPEAKER pro tempore, Mr. GUTIERREZ, laid before the House a communication, which was read as follows:

OFFICE OF THE CLERK,

HOUSE OF REPRESENTATIVES,

Washington, DC, June 29, 2007.

Hon. NANCY PELOSI, The Speaker, House of Representatives, Washington, DC.

DEAR MADAM SPEAKER: Pursuant to the permission granted in Clause 2(h) of Rule II of the Rules of the U.S. House of Representatives, the Clerk received the following message from the Secretary of the Senate on June 29, 2007, at 2:59 pm:

That the Senate passed S. 1612

That the Senate passed S. 966

That the Senate passed with an amendment H.R. 556

With best wishes, I am,

Sincerely,

LORRAINE C. MILLER,

Clerk of the House.

#### ¶93.6 ENROLLED BILLS SIGNED

The SPEAKER pro tempore, Mr. GUTIERREZ, announced that pursuant

to clause 4, rule I, the Speaker signed the following enrolled bills on Friday, June 29, 2007:

H.R. 1830. An Act to extend the authorities of the Andean Trade Preference Act until February 29, 2008.

S. 277. An Act to modify the boundaries of Grand Teton National Park to include certain land within the GT Park Subdivision, and for other purposes.

S. 1704. An Act to temporarily extend the programs under the Higher Education Act of 1965, and for other purposes.

#### ¶93.7 WHOLE NUMBER OF THE HOUSE OF REPRESENTATIVES ADJUSTED

The SPEAKER pro tempore, Mr. GUTIERREZ, announced under clause 5(d) of rule XX, that, in light of the resignation of the gentleman from Massachusetts, [Mr. MEEHAN], the whole number of the House is adjusted to 432.

#### ¶93.8 CESAR ESTRADA CHAVEZ

Mr. SARBANES moved to suspend the rules and pass the bill (H.R. 359) to authorize the Secretary of the Interior to conduct a special resource study of sites associated with the life of Cesar Estrada Chavez and the farm labor movement; as amended.

The SPEAKER pro tempore, Mr. GUTIERREZ, recognized Mr. SARBANES and Mr. COLE of Oklahoma, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and pass said bill, as amended?

The SPEAKER pro tempore, Mr. GUTIERREZ, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill, as amended, was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill, as amended, was passed was, by unanimous consent, laid on the table.

*Ordered*, That the Clerk request the concurrence of the Senate in said bill.

#### ¶93.9 LAND GRANT PATENT

Mr. SARBANES moved to suspend the rules and pass the bill (H.R. 2121) to modify a land grant patent issued by the Secretary of the Interior.

The SPEAKER pro tempore, Mr. GUTIERREZ, recognized Mr. SARBANES and Mr. COLE of Oklahoma, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and pass said bill?

The SPEAKER pro tempore, Mr. GUTIERREZ, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill was passed was, by unanimous consent, laid on the table.

*Ordered*, That the Clerk request the concurrence of the Senate in said bill.

#### ¶93.10 WILD AND SCENIC RIVERS

Mr. SARBANES moved to suspend the rules and pass the bill (H.R. 986) to amend the Wild and Scenic Rivers Act to designate certain segments of the Eightmile River in the State of Connecticut as components of the National Wild and Scenic Rivers System, and for other purposes; as amended.

The SPEAKER pro tempore, Mr. GUTIERREZ, recognized Mr. SARBANES and Mr. COLE of Oklahoma, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and pass said bill, as amended?

The SPEAKER pro tempore, Mr. GUTIERREZ, announced that two-thirds of the Members present had voted in the affirmative.

Mr. MCHENRY demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Mr. GUTIERREZ, pursuant to clause 8, rule XX, announced that further proceedings on the question were postponed until Wednesday, July 11, 2007.

#### ¶93.11 CENTRAL OKLAHOMA MASTER CONSERVANCY

Mr. SARBANES moved to suspend the rules and pass the bill (H.R. 1337) to provide for a feasibility study of alternatives to augment the water supplies of the Central Oklahoma Master Conservancy District and cities served by the District; as amended.

The SPEAKER pro tempore, Mr. GUTIERREZ, recognized Mr. SARBANES and Mr. COLE of Oklahoma, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and pass said bill, as amended?

The SPEAKER pro tempore, Mr. GUTIERREZ, announced that two-thirds of the Members present had voted in the affirmative.

Mr. SARBANES demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Mr. GUTIERREZ, pursuant to clause 8, rule XX, announced that further proceedings on the question were postponed until Wednesday, July 11, 2007.

#### ¶93.12 RANCHO CALIFORNIA WATER DISTRICT

Mr. SARBANES moved to suspend the rules and pass the bill (H.R. 1725) to amend the Reclamation Wastewater and Groundwater Study and Facilities Act to authorize the Secretary of the Interior to participate in the Rancho California Water District Southern Riverside County Recycled/Non-Potable Distribution Facilities and Demineralization/Desalination Recy-

clad Water Treatment and Reclamation Facility Project.

The SPEAKER pro tempore, Mr. GUTIERREZ, recognized Mr. SARBANES and Mr. COLE of Oklahoma, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and pass said bill?

The SPEAKER pro tempore, Mr. GUTIERREZ, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill was passed was, by unanimous consent, laid on the table.

*Ordered*, That the Clerk request the concurrence of the Senate in said bill.

#### ¶93.13 NEW MEXICO WATER PLANNING

Mr. SARBANES moved to suspend the rules and pass the bill (H.R. 1904) to provide assistance to the State of New Mexico for the development of comprehensive State water plans, and for other purposes.

The SPEAKER pro tempore, Mr. GUTIERREZ, recognized Mr. SARBANES and Mr. COLE of Oklahoma, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and pass said bill?

The SPEAKER pro tempore, Mr. GUTIERREZ, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill was passed was, by unanimous consent, laid on the table.

*Ordered*, That the Clerk request the concurrence of the Senate in said bill.

#### ¶93.14 BIG BEND NATIONAL PARK

Mr. SARBANES moved to suspend the rules and agree to the following resolution (H. Res. 483):

Whereas Big Bend National Park is a scenic treasure of southwest Texas encompassing more than 800,000 acres;

Whereas Big Bend National Park manages nearly one quarter of the approximately 1000 mile stretch of the Rio Grande River that also serves as the boundary between the United States and Mexico;

Whereas along the boundary of the park, the flow of the Rio Grande River shifts from a southeasterly direction to the northeast, forming the bend after which the park is named;

Whereas Big Bend National Park is unique because it covers a variety of different ecosystems ranging from the Chihuahuan Desert to the Chisos Mountains;

Whereas Native people inhabited the area for thousands of years;

Whereas many people have traversed the Big Bend region in the past 150 years, including Spanish explorers, Comanche Indians, Mexican settlers, and American ranchers;

Whereas in 1933 the Texas Legislature, led by Everett Ewing Townsend, established the Texas Canyons State Park;

Whereas later that year the park was expanded and renamed Big Bend State Park;

Whereas Townsend later became known as the Father of Big Bend National Park;

Whereas between 1934 and 1942 the Civilian Conservation Corps worked diligently to make the park suitable for visitors; and

Whereas 63 years ago Big Bend National Park, "Texas' Gift to the Nation", was officially established on June 12, 1944: Now, therefore, be it

*Resolved*, That the House of Representatives—

(1) recognizes the 63rd anniversary of the founding of Big Bend National Park; and

(2) honors the National Park Service for their service to the Big Bend region and Big Bend National Park.

The SPEAKER pro tempore, Mr. GUTIERREZ, recognized Mr. SARBANES and Mr. COLE of Oklahoma, each for 20 minutes.

After debate,

The question being put, *viva voce*,

Will the House suspend the rules and agree to said resolution?

The SPEAKER pro tempore, Mr. GUTIERREZ, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said resolution was agreed to.

A motion to reconsider the vote whereby the rules were suspended and said resolution was agreed to was, by unanimous consent, laid on the table.

#### ¶93.15 UPPER MISSISSIPPI RIVER BASIN

Mr. SARBANES moved to suspend the rules and pass the bill (H.R. 2381) to promote Department of the Interior efforts to provide a scientific basis for the management of sediment and nutrient loss in the Upper Mississippi River Basin, and for other purposes.

The SPEAKER pro tempore, Mr. GUTIERREZ, recognized Mr. SARBANES and Mr. COLE of Oklahoma, each for 20 minutes.

After debate,

The question being put, *viva voce*,

Will the House suspend the rules and pass said bill?

The SPEAKER pro tempore, Mr. GUTIERREZ, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill was passed was, by unanimous consent, laid on the table.

*Ordered*, That the Clerk request the concurrence of the Senate in said bill.

#### ¶93.16 HOME OWNERSHIP AND RESPONSIBLE LENDING

Mrs. MALONEY of New York, moved to suspend the rules and agree to the following resolution (H. Res. 526):

Whereas home ownership is an important part of realizing the American Dream;

Whereas home ownership is a powerful economic stimulus, both for individual homeowners and for the national economy;

Whereas home ownership also benefits neighborhoods by raising property values and by providing economic and social capital in previously distressed communities;

Whereas in 2006, more than 75,000,000 Americans owned homes, and the home ownership rate was nearly 69 percent, a near record high;

Whereas the home ownership rate for non-Hispanic whites in 2006 was 76 percent, while the rate for African American households was only 48.2 percent; Hispanic households were at 49.5 percent, and Asian, Native Americans, and Pacific Islanders were at 60 percent;

Whereas this Nation experienced a housing boom from 2001 to 2006, due to historically low mortgage rates, rising home prices, and increased liquidity in the secondary mortgage market, all factors that led to the growth of the sub-prime mortgage industry;

Whereas the sub-prime market has created home ownership opportunities for lower-income people, families without access to down payments and people with little or no credit histories, but has also created opportunities for "predatory" lending in which unscrupulous lenders have hidden the true cost of sub-prime loans from unsophisticated borrowers;

Whereas during the past few months, it has become increasingly clear that irresponsible sub-prime lending practices have contributed to a wave of foreclosures that are harming communities and disrupting housing markets;

Whereas higher cost sub-prime mortgage loans are most prevalent in lower-income neighborhoods with high concentrations of minorities (in 2005, 53 percent of African American and 37.8 percent of Hispanic borrowers took out sub-prime loans);

Whereas foreclosures are also costly from a legal and administrative standpoint, with the average foreclosure costing the borrower \$7,200 in administrative charges;

Whereas lenders do not typically benefit from taking over a delinquent owner's property, losing thousands of dollars per foreclosure;

Whereas foreclosures can also be very costly for local governments because abandoned homes cost districts tax revenue;

Whereas a recent study calculated that a single-family home foreclosure lowers the value of homes located within one-eighth of a mile (or one city block) by an average of 0.9 percent and even more so (1.4 percent) in low to moderate-income communities; and

Whereas the time has come to raise awareness about the dangers of risky loans and to protect homeowners from unscrupulous lending practices: Now, therefore, be it

*Resolved*, That—

(1) it is the sense of the House that Government action should be taken that protects buyers from unscrupulous mortgage brokers and lenders; and

(2) specifically, such action should—

(A) enforce rules to eliminate unfair and deceptive practices in sub-prime mortgage lending;

(B) encourage lenders to evaluate a borrower's ability to reasonably repay any mortgage loan;

(C) establish clear minimum standards for mortgage originators;

(D) require that disclosures clearly and effectively communicate necessary information about any mortgage loan to the potential borrower;

(E) reduce or eliminate abuses in prepayment penalties;

(F) address appraisal and other mortgage fraud;

(G) raise public awareness regarding mortgage originators whose loans have high foreclosure rates; and

(H) increase opportunities for loan counseling.

The SPEAKER pro tempore, Mr. GUTIERREZ, recognized Mrs. MALONEY of New York, and Mrs. BIGGERT, each for 20 minutes.

After debate,

The question being put, *viva voce*,

Will the House suspend the rules and agree to said resolution?

The SPEAKER pro tempore, Mr. GUTIERREZ, announced that two-thirds of the Members present had voted in the affirmative.

Mr. FRANK of Massachusetts, demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Mr. GUTIERREZ, pursuant to clause 8, rule XX, announced that further proceedings on the question were postponed until Wednesday, July 11, 2007.

#### ¶93.17 FOREIGN INVESTMENT

Mrs. MALONEY of New York, moved to suspend the rules and agree to the amendment of the Senate to the bill (H.R. 556) to ensure national security while promoting foreign investment and the creation and maintenance of jobs, to reform the process by which such investments are examined for any effect they may have on national security, to establish the Committee on Foreign Investment in the United States, and for other purposes:

Strike out all after the enacting clause and insert:

##### **SECTION 1. SHORT TITLE; TABLE OF CONTENTS.**

(a) *SHORT TITLE*.—This Act may be cited as the "Foreign Investment and National Security Act of 2007".

(b) *TABLE OF CONTENTS*.—The table of contents for this Act is as follows:

Sec. 1. *Short title; table of contents.*

Sec. 2. *United States security improvement amendments; clarification of review and investigation process.*

Sec. 3. *Statutory establishment of the Committee on Foreign Investment in the United States.*

Sec. 4. *Additional factors for consideration.*

Sec. 5. *Mitigation, tracking, and postconsummation monitoring and enforcement.*

Sec. 6. *Action by the President.*

Sec. 7. *Increased oversight by Congress.*

Sec. 8. *Certification of notices and assurances.*

Sec. 9. *Regulations.*

Sec. 10. *Effect on other law.*

Sec. 11. *Clerical amendments*

Sec. 12. *Effective date.*

##### **SEC. 2. UNITED STATES SECURITY IMPROVEMENT AMENDMENTS; CLARIFICATION OF REVIEW AND INVESTIGATION PROCESS.**

Section 721 of the Defense Production Act of 1950 (50 U.S.C. App. 2170) is amended by striking subsections (a) and (b) and inserting the following:

"(a) *DEFINITIONS*.—For purposes of this section, the following definitions shall apply:

"(1) *COMMITTEE*; *CHAIRPERSON*.—The terms 'Committee' and 'chairperson' mean the Committee on Foreign Investment in the United States and the chairperson thereof, respectively.

"(2) *CONTROL*.—The term 'control' has the meaning given to such term in regulations which the Committee shall prescribe.

"(3) *COVERED TRANSACTION*.—The term 'covered transaction' means any merger, acquisition, or takeover that is proposed or pending

after August 23, 1988, by or with any foreign person which could result in foreign control of any person engaged in interstate commerce in the United States.

“(4) FOREIGN GOVERNMENT-CONTROLLED TRANSACTION.—The term ‘foreign government-controlled transaction’ means any covered transaction that could result in the control of any person engaged in interstate commerce in the United States by a foreign government or an entity controlled by or acting on behalf of a foreign government.

“(5) CLARIFICATION.—The term ‘national security’ shall be construed so as to include those issues relating to ‘homeland security’, including its application to critical infrastructure.

“(6) CRITICAL INFRASTRUCTURE.—The term ‘critical infrastructure’ means, subject to rules issued under this section, systems and assets, whether physical or virtual, so vital to the United States that the incapacity or destruction of such systems or assets would have a debilitating impact on national security.

“(7) CRITICAL TECHNOLOGIES.—The term ‘critical technologies’ means critical technology, critical components, or critical technology items essential to national defense, identified pursuant to this section, subject to regulations issued at the direction of the President, in accordance with subsection (h).

“(8) LEAD AGENCY.—The term ‘lead agency’ means the agency, or agencies, designated as the lead agency or agencies pursuant to subsection (k)(5) for the review of a transaction.

“(b) NATIONAL SECURITY REVIEWS AND INVESTIGATIONS.—

“(1) NATIONAL SECURITY REVIEWS.—

“(A) IN GENERAL.—Upon receiving written notification under subparagraph (C) of any covered transaction, or pursuant to a unilateral notification initiated under subparagraph (D) with respect to any covered transaction, the President, acting through the Committee—

“(i) shall review the covered transaction to determine the effects of the transaction on the national security of the United States; and

“(ii) shall consider the factors specified in subsection (f) for such purpose, as appropriate.

“(B) CONTROL BY FOREIGN GOVERNMENT.—If the Committee determines that the covered transaction is a foreign government-controlled transaction, the Committee shall conduct an investigation of the transaction under paragraph (2).

“(C) WRITTEN NOTICE.—

“(i) IN GENERAL.—Any party or parties to any covered transaction may initiate a review of the transaction under this paragraph by submitting a written notice of the transaction to the Chairperson of the Committee.

“(ii) WITHDRAWAL OF NOTICE.—No covered transaction for which a notice was submitted under clause (i) may be withdrawn from review, unless a written request for such withdrawal is submitted to the Committee by any party to the transaction and approved by the Committee.

“(iii) CONTINUING DISCUSSIONS.—A request for withdrawal under clause (ii) shall not be construed to preclude any party to the covered transaction from continuing informal discussions with the Committee or any member thereof regarding possible resubmission for review pursuant to this paragraph.

“(D) UNILATERAL INITIATION OF REVIEW.—Subject to subparagraph (F), the President or the Committee may initiate a review under subparagraph (A) of—

“(i) any covered transaction;

“(ii) any covered transaction that has previously been reviewed or investigated under this section, if any party to the transaction submitted false or misleading material information to the Committee in connection with the review or investigation or omitted material information, including material documents, from information submitted to the Committee; or

“(iii) any covered transaction that has previously been reviewed or investigated under this section, if—

“(I) any party to the transaction or the entity resulting from consummation of the transaction intentionally materially breaches a mitigation agreement or condition described in subsection (l)(1)(A);

“(II) such breach is certified to the Committee by the lead department or agency monitoring and enforcing such agreement or condition as an intentional material breach; and

“(III) the Committee determines that there are no other remedies or enforcement tools available to address such breach.

“(E) TIMING.—Any review under this paragraph shall be completed before the end of the 30-day period beginning on the date of the acceptance of written notice under subparagraph (C) by the chairperson, or beginning on the date of the initiation of the review in accordance with subparagraph (D), as applicable.

“(F) LIMIT ON DELEGATION OF CERTAIN AUTHORITY.—The authority of the Committee to initiate a review under subparagraph (D) may not be delegated to any person, other than the Deputy Secretary or an appropriate Under Secretary of the department or agency represented on the Committee.

“(2) NATIONAL SECURITY INVESTIGATIONS.—

“(A) IN GENERAL.—In each case described in subparagraph (B), the Committee shall immediately conduct an investigation of the effects of a covered transaction on the national security of the United States, and take any necessary actions in connection with the transaction to protect the national security of the United States.

“(B) APPLICABILITY.—Subparagraph (A) shall apply in each case in which—

“(i) a review of a covered transaction under paragraph (1) results in a determination that—

“(I) the transaction threatens to impair the national security of the United States and that threat has not been mitigated during or prior to the review of a covered transaction under paragraph (1);

“(II) the transaction is a foreign government-controlled transaction; or

“(III) the transaction would result in control of any critical infrastructure of or within the United States by or on behalf of any foreign person, if the Committee determines that the transaction could impair national security, and that such impairment to national security has not been mitigated by assurances provided or renewed with the approval of the Committee, as described in subsection (l), during the review period under paragraph (1); or

“(ii) the lead agency recommends, and the Committee concurs, that an investigation be undertaken.

“(C) TIMING.—Any investigation under subparagraph (A) shall be completed before the end of the 45-day period beginning on the date on which the investigation commenced.

“(D) EXCEPTION.—

“(i) IN GENERAL.—Notwithstanding subparagraph (B)(i), an investigation of a foreign government-controlled transaction described in subclause (II) of subparagraph (B)(i) or a transaction involving critical infrastructure described in subclause (III) of subparagraph (B)(i) shall not be required under this paragraph, if the Secretary of the Treasury and the head of the lead agency jointly determine, on the basis of the review of the transaction under paragraph (1), that the transaction will not impair the national security of the United States.

“(ii) NONDELEGATION.—The authority of the Secretary or the head of an agency referred to in clause (i) may not be delegated to any person, other than the Deputy Secretary of the Treasury or the deputy head (or the equivalent thereof) of the lead agency, respectively.

“(E) GUIDANCE ON CERTAIN TRANSACTIONS WITH NATIONAL SECURITY IMPLICATIONS.—The Chairperson shall, not later than 180 days after the effective date of the Foreign Investment and National Security Act of 2007, publish in the Federal Register guidance on the types of transactions that the Committee has reviewed and that have presented national security consider-

ations, including transactions that may constitute covered transactions that would result in control of critical infrastructure relating to United States national security by a foreign government or an entity controlled by or acting on behalf of a foreign government.

“(3) CERTIFICATIONS TO CONGRESS.—

“(A) CERTIFIED NOTICE AT COMPLETION OF REVIEW.—Upon completion of a review under subsection (b) that concludes action under this section, the chairperson and the head of the lead agency shall transmit a certified notice to the members of Congress specified in subparagraph (C)(iii).

“(B) CERTIFIED REPORT AT COMPLETION OF INVESTIGATION.—As soon as is practicable after completion of an investigation under subsection (b) that concludes action under this section, the chairperson and the head of the lead agency shall transmit to the members of Congress specified in subparagraph (C)(iii) a certified written report (consistent with the requirements of subsection (c)) on the results of the investigation, unless the matter under investigation has been sent to the President for decision.

“(C) CERTIFICATION PROCEDURES.—

“(i) IN GENERAL.—Each certified notice and report required under subparagraphs (A) and (B), respectively, shall be submitted to the members of Congress specified in clause (iii), and shall include—

“(I) a description of the actions taken by the Committee with respect to the transaction; and

“(II) identification of the determinative factors considered under subsection (f).

“(ii) CONTENT OF CERTIFICATION.—Each certified notice and report required under subparagraphs (A) and (B), respectively, shall be signed by the chairperson and the head of the lead agency, and shall state that, in the determination of the Committee, there are no unresolved national security concerns with the transaction that is the subject of the notice or report.

“(iii) MEMBERS OF CONGRESS.—Each certified notice and report required under subparagraphs (A) and (B), respectively, shall be transmitted—

“(I) to the Majority Leader and the Minority Leader of the Senate;

“(II) to the chair and ranking member of the Committee on Banking, Housing, and Urban Affairs of the Senate and of any committee of the Senate having oversight over the lead agency;

“(III) to the Speaker and the Minority Leader of the House of Representatives;

“(IV) to the chair and ranking member of the Committee on Financial Services of the House of Representatives and of any committee of the House of Representatives having oversight over the lead agency; and

“(V) with respect to covered transactions involving critical infrastructure, to the members of the Senate from the State in which the principal place of business of the acquired United States person is located, and the member from the Congressional District in which such principal place of business is located.

“(iv) SIGNATURES; LIMIT ON DELEGATION.—

“(I) IN GENERAL.—Each certified notice and report required under subparagraphs (A) and (B), respectively, shall be signed by the chairperson and the head of the lead agency, which signature requirement may only be delegated in accordance with subclause (II).

“(II) LIMITATION ON DELEGATION OF CERTIFICATIONS.—The chairperson and the head of the lead agency may delegate the signature requirement under subclause (I)—

“(aa) only to an appropriate employee of the Department of the Treasury (in the case of the Secretary of the Treasury) or to an appropriate employee of the lead agency (in the case of the lead agency) who was appointed by the President, by and with the advice and consent of the Senate, with respect to any notice provided under paragraph (1) following the completion of a review under this section; or

“(bb) only to a Deputy Secretary of the Treasury (in the case of the Secretary of the Treasury) or a person serving in the Deputy position

or the equivalent thereof at the lead agency (in the case of the lead agency), with respect to any report provided under subparagraph (B) following an investigation under this section.

“(4) ANALYSIS BY DIRECTOR OF NATIONAL INTELLIGENCE.—

“(A) IN GENERAL.—The Director of National Intelligence shall expeditiously carry out a thorough analysis of any threat to the national security of the United States posed by any covered transaction. The Director of National Intelligence shall also seek and incorporate the views of all affected or appropriate intelligence agencies with respect to the transaction.

“(B) TIMING.—The analysis required under subparagraph (A) shall be provided by the Director of National Intelligence to the Committee not later than 20 days after the date on which notice of the transaction is accepted by the Committee under paragraph (1)(C), but such analysis may be supplemented or amended, as the Director considers necessary or appropriate, or upon a request for additional information by the Committee. The Director may begin the analysis at any time prior to acceptance of the notice, in accordance with otherwise applicable law.

“(C) INTERACTION WITH INTELLIGENCE COMMUNITY.—The Director of National Intelligence shall ensure that the intelligence community remains engaged in the collection, analysis, and dissemination to the Committee of any additional relevant information that may become available during the course of any investigation conducted under subsection (b) with respect to a transaction.

“(D) INDEPENDENT ROLE OF DIRECTOR.—The Director of National Intelligence shall be a non-voting, ex officio member of the Committee, and shall be provided with all notices received by the Committee under paragraph (1)(C) regarding covered transactions, but shall serve no policy role on the Committee, other than to provide analysis under subparagraphs (A) and (C) in connection with a covered transaction.

“(5) SUBMISSION OF ADDITIONAL INFORMATION.—No provision of this subsection shall be construed as prohibiting any party to a covered transaction from submitting additional information concerning the transaction, including any proposed restructuring of the transaction or any modifications to any agreements in connection with the transaction, while any review or investigation of the transaction is ongoing.

“(6) NOTICE OF RESULTS TO PARTIES.—The Committee shall notify the parties to a covered transaction of the results of a review or investigation under this section, promptly upon completion of all action under this section.

“(7) REGULATIONS.—Regulations prescribed under this section shall include standard procedures for—

“(A) submitting any notice of a covered transaction to the Committee;

“(B) submitting a request to withdraw a covered transaction from review;

“(C) resubmitting a notice of a covered transaction that was previously withdrawn from review; and

“(D) providing notice of the results of a review or investigation to the parties to the covered transaction, upon completion of all action under this section.”

### SEC. 3. STATUTORY ESTABLISHMENT OF THE COMMITTEE ON FOREIGN INVESTMENT IN THE UNITED STATES.

Section 721 of the Defense Production Act of 1950 (50 U.S.C. App. 2170) is amended by striking subsection (k) and inserting the following:

“(k) COMMITTEE ON FOREIGN INVESTMENT IN THE UNITED STATES.—

“(1) ESTABLISHMENT.—The Committee on Foreign Investment in the United States, established pursuant to Executive Order No. 11858, shall be a multi agency committee to carry out this section and such other assignments as the President may designate.

“(2) MEMBERSHIP.—The Committee shall be comprised of the following members or the designee of any such member:

“(A) The Secretary of the Treasury.

“(B) The Secretary of Homeland Security.

“(C) The Secretary of Commerce.

“(D) The Secretary of Defense.

“(E) The Secretary of State.

“(F) The Attorney General of the United States.

“(G) The Secretary of Energy.

“(H) The Secretary of Labor (nonvoting, ex officio).

“(I) The Director of National Intelligence (nonvoting, ex officio).

“(J) The heads of any other executive department, agency, or office, as the President determines appropriate, generally or on a case-by-case basis.

“(3) CHAIRPERSON.—The Secretary of the Treasury shall serve as the chairperson of the Committee.

“(4) ASSISTANT SECRETARY FOR THE DEPARTMENT OF THE TREASURY.—There shall be established an additional position of Assistant Secretary of the Treasury, who shall be appointed by the President, by and with the advice and consent of the Senate. The Assistant Secretary appointed under this paragraph shall report directly to the Undersecretary of the Treasury for International Affairs. The duties of the Assistant Secretary shall include duties related to the Committee on Foreign Investment in the United States, as delegated by the Secretary of the Treasury under this section.

“(5) DESIGNATION OF LEAD AGENCY.—The Secretary of the Treasury shall designate, as appropriate, a member or members of the Committee to be the lead agency or agencies on behalf of the Committee—

“(A) for each covered transaction, and for negotiating any mitigation agreements or other conditions necessary to protect national security; and

“(B) for all matters related to the monitoring of the completed transaction, to ensure compliance with such agreements or conditions and with this section.

“(6) OTHER MEMBERS.—The chairperson shall consult with the heads of such other Federal departments, agencies, and independent establishments in any review or investigation under subsection (a), as the chairperson determines to be appropriate, on the basis of the facts and circumstances of the covered transaction under review or investigation (or the designee of any such department or agency head).

“(7) MEETINGS.—The Committee shall meet upon the direction of the President or upon the call of the chairperson, without regard to section 552b of title 5, United States Code (if otherwise applicable).”

### SEC. 4. ADDITIONAL FACTORS FOR CONSIDERATION.

Section 721(f) of the Defense Production Act of 1950 (50 U.S.C. App. 2170(f)) is amended—

(1) in the matter preceding paragraph (1), by striking “among other factors”;

(2) in paragraph (4)—

(A) in subparagraph (A) by striking “or” at the end;

(B) by redesignating subparagraph (B) as subparagraph (C);

(C) by inserting after subparagraph (A) the following:

“(B) identified by the Secretary of Defense as posing a potential regional military threat to the interests of the United States; or”;

(D) by striking “and” at the end;

(3) in paragraph (5), by striking the period at the end and inserting a semicolon; and

(4) by adding at the end the following:

“(6) the potential national security-related effects on United States critical infrastructure, including major energy assets;

“(7) the potential national security-related effects on United States critical technologies;

“(8) whether the covered transaction is a foreign government-controlled transaction, as determined under subsection (b)(1)(B);

“(9) as appropriate, and particularly with respect to transactions requiring an investigation

under subsection (b)(1)(B), a review of the current assessment of—

“(A) the adherence of the subject country to nonproliferation control regimes, including treaties and multilateral supply guidelines, which shall draw on, but not be limited to, the annual report on ‘Adherence to and Compliance with Arms Control, Nonproliferation and Disarmament Agreements and Commitments’ required by section 403 of the Arms Control and Disarmament Act;

“(B) the relationship of such country with the United States, specifically on its record on cooperating in counter-terrorism efforts, which shall draw on, but not be limited to, the report of the President to Congress under section 7120 of the Intelligence Reform and Terrorism Prevention Act of 2004; and

“(C) the potential for transshipment or diversion of technologies with military applications, including an analysis of national export control laws and regulations;

“(10) the long-term projection of United States requirements for sources of energy and other critical resources and material; and

“(11) such other factors as the President or the Committee may determine to be appropriate, generally or in connection with a specific review or investigation.”

### SEC. 5. MITIGATION, TRACKING, AND POSTCONSUMMATION MONITORING AND ENFORCEMENT.

Section 721 of the Defense Production Act of 1950 (50 U.S.C. App. 2170) is amended by adding at the end the following:

“(1) MITIGATION, TRACKING, AND POSTCONSUMMATION MONITORING AND ENFORCEMENT.—

“(1) MITIGATION.—

“(A) IN GENERAL.—The Committee or a lead agency may, on behalf of the Committee, negotiate, enter into or impose, and enforce any agreement or condition with any party to the covered transaction in order to mitigate any threat to the national security of the United States that arises as a result of the covered transaction.

“(B) RISK-BASED ANALYSIS REQUIRED.—Any agreement entered into or condition imposed under subparagraph (A) shall be based on a risk-based analysis, conducted by the Committee, of the threat to national security of the covered transaction.

“(2) TRACKING AUTHORITY FOR WITHDRAWN NOTICES.—

“(A) IN GENERAL.—If any written notice of a covered transaction that was submitted to the Committee under this section is withdrawn before any review or investigation by the Committee under subsection (b) is completed, the Committee shall establish, as appropriate—

“(i) interim protections to address specific concerns with such transaction that have been raised in connection with any such review or investigation pending any resubmission of any written notice under this section with respect to such transaction and further action by the President under this section;

“(ii) specific time frames for resubmitting any such written notice; and

“(iii) a process for tracking any actions that may be taken by any party to the transaction, in connection with the transaction, before the notice referred to in clause (ii) is resubmitted.

“(B) DESIGNATION OF AGENCY.—The lead agency, other than any entity of the intelligence community (as defined in the National Security Act of 1947), shall, on behalf of the Committee, ensure that the requirements of subparagraph (A) with respect to any covered transaction that is subject to such subparagraph are met.

“(3) NEGOTIATION, MODIFICATION, MONITORING, AND ENFORCEMENT.—

“(A) DESIGNATION OF LEAD AGENCY.—The lead agency shall negotiate, modify, monitor, and enforce, on behalf of the Committee, any agreement entered into or condition imposed under paragraph (1) with respect to a covered transaction, based on the expertise with and knowledge of the issues related to such transaction on

the part of the designated department or agency. Nothing in this paragraph shall prohibit other departments or agencies in assisting the lead agency in carrying out the purposes of this paragraph.

“(B) REPORTING BY DESIGNATED AGENCY.—

“(i) MODIFICATION REPORTS.—The lead agency in connection with any agreement entered into or condition imposed with respect to a covered transaction shall—

“(I) provide periodic reports to the Committee on any material modification to any such agreement or condition imposed with respect to the transaction; and

“(II) ensure that any material modification to any such agreement or condition is reported to the Director of National Intelligence, the Attorney General of the United States, and any other Federal department or agency that may have a material interest in such modification.

“(ii) COMPLIANCE.—The Committee shall develop and agree upon methods for evaluating compliance with any agreement entered into or condition imposed with respect to a covered transaction that will allow the Committee to adequately assure compliance, without—

“(I) unnecessarily diverting Committee resources from assessing any new covered transaction for which a written notice has been filed pursuant to subsection (b)(1)(C), and if necessary, reaching a mitigation agreement with or imposing a condition on a party to such covered transaction or any covered transaction for which a review has been reopened for any reason; or

“(II) placing unnecessary burdens on a party to a covered transaction.”.

#### SEC. 6. ACTION BY THE PRESIDENT.

Section 721 of the Defense Production Act of 1950 (50 U.S.C. App. 2170) is amended by striking subsections (d) and (e) and inserting the following:

“(d) ACTION BY THE PRESIDENT.—

“(1) IN GENERAL.—Subject to paragraph (4), the President may take such action for such time as the President considers appropriate to suspend or prohibit any covered transaction that threatens to impair the national security of the United States.

“(2) ANNOUNCEMENT BY THE PRESIDENT.—The President shall announce the decision on whether or not to take action pursuant to paragraph (1) not later than 15 days after the date on which an investigation described in subsection (b) is completed.

“(3) ENFORCEMENT.—The President may direct the Attorney General of the United States to seek appropriate relief, including divestment relief, in the district courts of the United States, in order to implement and enforce this subsection.

“(4) FINDINGS OF THE PRESIDENT.—The President may exercise the authority conferred by paragraph (1), only if the President finds that—

“(A) there is credible evidence that leads the President to believe that the foreign interest exercising control might take action that threatens to impair the national security; and

“(B) provisions of law, other than this section and the International Emergency Economic Powers Act, do not, in the judgment of the President, provide adequate and appropriate authority for the President to protect the national security in the matter before the President.

“(5) FACTORS TO BE CONSIDERED.—For purposes of determining whether to take action under paragraph (1), the President shall consider, among other factors each of the factors described in subsection (f), as appropriate.

“(e) ACTIONS AND FINDINGS NONREVIEWABLE.—The actions of the President under paragraph (1) of subsection (d) and the findings of the President under paragraph (4) of subsection (d) shall not be subject to judicial review.”.

#### SEC. 7. INCREASED OVERSIGHT BY CONGRESS.

(a) REPORT ON ACTIONS.—Section 721(g) of the Defense Production Act of 1950 (50 U.S.C. App. 2170(g)) is amended to read as follows:

“(g) ADDITIONAL INFORMATION TO CONGRESS; CONFIDENTIALITY.—

“(1) BRIEFING REQUIREMENT ON REQUEST.—The Committee shall, upon request from any Member of Congress specified in subsection (b)(3)(C)(iii), promptly provide briefings on a covered transaction for which all action has concluded under this section, or on compliance with a mitigation agreement or condition imposed with respect to such transaction, on a classified basis, if deemed necessary by the sensitivity of the information. Briefings under this paragraph may be provided to the congressional staff of such a Member of Congress having appropriate security clearance.

“(2) APPLICATION OF CONFIDENTIALITY PROVISIONS.—

“(A) IN GENERAL.—The disclosure of information under this subsection shall be consistent with the requirements of subsection (c). Members of Congress and staff of either House of Congress or any committee of Congress, shall be subject to the same limitations on disclosure of information as are applicable under subsection (c).

“(B) PROPRIETARY INFORMATION.—Proprietary information which can be associated with a particular party to a covered transaction shall be furnished in accordance with subparagraph (A) only to a committee of Congress, and only when the committee provides assurances of confidentiality, unless such party otherwise consents in writing to such disclosure.”.

(b) ANNUAL REPORT.—Section 721 of the Defense Production Act of 1950 (50 U.S.C. App. 2170) is amended by adding at the end the following:

“(m) ANNUAL REPORT TO CONGRESS.—

“(1) IN GENERAL.—The chairperson shall transmit a report to the chairman and ranking member of the committee of jurisdiction in the Senate and the House of Representatives, before July 31 of each year on all of the reviews and investigations of covered transactions completed under subsection (b) during the 12-month period covered by the report.

“(2) CONTENTS OF REPORT RELATING TO COVERED TRANSACTIONS.—The annual report under paragraph (1) shall contain the following information, with respect to each covered transaction, for the reporting period:

“(A) A list of all notices filed and all reviews or investigations completed during the period, with basic information on each party to the transaction, the nature of the business activities or products of all pertinent persons, along with information about any withdrawal from the process, and any decision or action by the President under this section.

“(B) Specific, cumulative, and, as appropriate, trend information on the numbers of filings, investigations, withdrawals, and decisions or actions by the President under this section.

“(C) Cumulative and, as appropriate, trend information on the business sectors involved in the filings which have been made, and the countries from which the investments have originated.

“(D) Information on whether companies that withdrew notices to the Committee in accordance with subsection (b)(1)(C)(ii) have later refiled such notices, or, alternatively, abandoned the transaction.

“(E) The types of security arrangements and conditions the Committee has used to mitigate national security concerns about a transaction, including a discussion of the methods that the Committee and any lead agency are using to determine compliance with such arrangements or conditions.

“(F) A detailed discussion of all perceived adverse effects of covered transactions on the national security or critical infrastructure of the United States that the Committee will take into account in its deliberations during the period before delivery of the next report, to the extent possible.

“(3) CONTENTS OF REPORT RELATING TO CRITICAL TECHNOLOGIES.—

“(A) IN GENERAL.—In order to assist Congress in its oversight responsibilities with respect to this section, the President and such agencies as the President shall designate shall include in the annual report submitted under paragraph (1)—

“(i) an evaluation of whether there is credible evidence of a coordinated strategy by 1 or more countries or companies to acquire United States companies involved in research, development, or production of critical technologies for which the United States is a leading producer; and

“(ii) an evaluation of whether there are industrial espionage activities directed or directly assisted by foreign governments against private United States companies aimed at obtaining commercial secrets related to critical technologies.

“(B) RELEASE OF UNCLASSIFIED STUDY.—All appropriate portions of the annual report under paragraph (1) may be classified. An unclassified version of the report, as appropriate, consistent with safeguarding national security and privacy, shall be made available to the public.”.

(c) STUDY AND REPORT.—

(1) STUDY REQUIRED.—Before the end of the 120-day period beginning on the date of enactment of this Act and annually thereafter, the Secretary of the Treasury, in consultation with the Secretary of State and the Secretary of Commerce, shall conduct a study on foreign direct investments in the United States, especially investments in critical infrastructure and industries affecting national security, by—

(A) foreign governments, entities controlled by or acting on behalf of a foreign government, or persons of foreign countries which comply with any boycott of Israel; or

(B) foreign governments, entities controlled by or acting on behalf of a foreign government, or persons of foreign countries which do not ban organizations designated by the Secretary of State as foreign terrorist organizations.

(2) REPORT.—Before the end of the 30-day period beginning upon the date of completion of each study under paragraph (1), and thereafter in each annual report under section 721(m) of the Defense Production Act of 1950 (as added by this section), the Secretary of the Treasury shall submit a report to Congress, for transmittal to all appropriate committees of the Senate and the House of Representatives, containing the findings and conclusions of the Secretary with respect to the study described in paragraph (1), together with an analysis of the effects of such investment on the national security of the United States and on any efforts to address those effects.

(d) INVESTIGATION BY INSPECTOR GENERAL.—

(1) IN GENERAL.—The Inspector General of the Department of the Treasury shall conduct an independent investigation to determine all of the facts and circumstances concerning each failure of the Department of the Treasury to make any report to the Congress that was required under section 721(k) of the Defense Production Act of 1950, as in effect on the day before the date of enactment of this Act.

(2) REPORT TO THE CONGRESS.—Before the end of the 270-day period beginning on the date of enactment of this Act, the Inspector General of the Department of the Treasury shall submit a report on the investigation under paragraph (1) containing the findings and conclusions of the Inspector General, to the chairman and ranking member of each committee of the Senate and the House of Representatives having jurisdiction over any aspect of the report, including, at a minimum, the Committee on Foreign Relations, the Committee on Banking, Housing, and Urban Affairs, and the Committee on Commerce, Science, and Transportation of the Senate, and the Committee on Foreign Affairs, the Committee on Financial Services, and the Committee on Energy and Commerce of the House of Representatives.



**SEC. 8. CERTIFICATION OF NOTICES AND ASSURANCES.**

Section 721 of the Defense Production Act of 1950 (50 U.S.C. App. 2170) is amended by adding at the end the following:

“(n) CERTIFICATION OF NOTICES AND ASSURANCES.—Each notice, and any followup information, submitted under this section and regulations prescribed under this section to the President or the Committee by a party to a covered transaction, and any information submitted by any such party in connection with any action for which a report is required pursuant to paragraph (3)(B) of subsection (l), with respect to the implementation of any mitigation agreement or condition described in paragraph (1)(A) of subsection (l), or any material change in circumstances, shall be accompanied by a written statement by the chief executive officer or the designee of the person required to submit such notice or information certifying that, to the best of the knowledge and belief of that person—

“(1) the notice or information submitted fully complies with the requirements of this section or such regulation, agreement, or condition; and

“(2) the notice or information is accurate and complete in all material respects.”.

**SEC. 9. REGULATIONS.**

Section 721(h) of the Defense Production Act of 1950 (50 U.S.C. App. 2170(h)) is amended to read as follows:

“(h) REGULATIONS.—

“(1) IN GENERAL.—The President shall direct, subject to notice and comment, the issuance of regulations to carry out this section.

“(2) EFFECTIVE DATE.—Regulations issued under this section shall become effective not later than 180 days after the effective date of the Foreign Investment and National Security Act of 2007.

“(3) CONTENT.—Regulations issued under this subsection shall—

“(A) provide for the imposition of civil penalties for any violation of this section, including any mitigation agreement entered into or conditions imposed pursuant to subsection (l);

“(B) to the extent possible—

“(i) minimize paperwork burdens; and

“(ii) coordinate reporting requirements under this section with reporting requirements under any other provision of Federal law; and

“(C) provide for an appropriate role for the Secretary of Labor with respect to mitigation agreements.”.

**SEC. 10. EFFECT ON OTHER LAW.**

Section 721(i) of the Defense Production Act of 1950 (50 U.S.C. App. 2170(i)) is amended to read as follows:

“(i) EFFECT ON OTHER LAW.—No provision of this section shall be construed as altering or affecting any other authority, process, regulation, investigation, enforcement measure, or review provided by or established under any other provision of Federal law, including the International Emergency Economic Powers Act, or any other authority of the President or the Congress under the Constitution of the United States.”.

**SEC. 11. CLERICAL AMENDMENTS.**

(a) TITLE 31.—Section 301(e) of title 31, United States Code, is amended by striking “8 Assistant” and inserting “9 Assistant”.

(b) TITLE 5.—Section 5315 of title 5, United States Code, is amended in the item relating to “Assistant Secretaries of the Treasury”, by striking “(8)” and inserting “(9)”.

**SEC. 12. EFFECTIVE DATE.**

The amendments made by this Act shall apply after the end of the 90-day period beginning on the date of enactment of this Act.

The SPEAKER pro tempore, Mr. GUTIERREZ, recognized Mrs. MALONEY of New York, and Ms. PRYCE of Ohio, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and agree to said amendment?

The SPEAKER pro tempore, Mr. GUTIERREZ, announced that two-thirds of the Members present had voted in the affirmative.

Mrs. MALONEY of New York, demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Mr. GUTIERREZ, pursuant to clause 8, rule XX, announced that further proceedings on the question were postponed until Wednesday, July 11, 2007.

**¶93.18 COURT SECURITY**

Mr. CONYERS moved to suspend the rules and pass the bill (H.R. 660) to amend title 18, United States Code, to protect judges, prosecutors, witnesses, victims, and their family members, and for other purposes; as amended.

The SPEAKER pro tempore, Mr. GUTIERREZ, recognized Mr. CONYERS and Mr. COBLE, each for 20 minutes.

After debate,

The question being put, viva voce, Will the House suspend the rules and pass said bill, as amended?

The SPEAKER pro tempore, Mr. GUTIERREZ, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill, as amended, was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill, as amended, was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said bill.

**¶93.19 NOTARY PUBLIC**

Mr. CONYERS moved to suspend the rules and pass the bill (H.R. 1979) to require any Federal or State court to recognize any notarization made by a notary public licensed by a State other than the State where the court is located when such notarization; as amended.

The SPEAKER pro tempore, Mr. GUTIERREZ, recognized Mr. CONYERS and Mr. COBLE, each for 20 minutes.

After debate,

The question being put, viva voce, Will the House suspend the rules and pass said bill, as amended?

The SPEAKER pro tempore, Mr. GUTIERREZ, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill, as amended, was passed.

By unanimous consent, the title was amended so as to read: “An Act to require any Federal or State court to recognize any notarization made by a notary public licensed by a State other

than the State where the court is located when such notarization occurs in or affects interstate commerce.”.

A motion to reconsider the votes whereby the rules were suspended and said bill, as amended, was passed and the title was amended was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said bill.

**¶93.20 TRANSITIONAL MEDICAL ASSISTANCE AND ABSTINENCE EDUCATION**

Mr. Gene GREEN of Texas, moved to suspend the rules and pass the bill of the Senate (S. 1701) to provide for the extension of transitional medical assistance (TMA) and the abstinence education program through the end of fiscal year 2007, and for other purposes.

The SPEAKER pro tempore, Mr. GUTIERREZ, recognized Mr. Gene GREEN of Texas, and Mr. COBLE, each for 20 minutes.

After debate,

The question being put, viva voce, Will the House suspend the rules and pass said bill?

The SPEAKER pro tempore, Mr. GUTIERREZ, announced that two-thirds of the Members present had voted in the affirmative.

Mr. COBLE demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Mr. GUTIERREZ, pursuant to clause 8, rule XX, announced that further proceedings on the question were postponed until Wednesday, July 11, 2007.

**¶93.21 RECESS—4:40 P.M.**

The SPEAKER pro tempore, Mr. GUTIERREZ, pursuant to clause 12(a) of rule I, declared the House in recess at 4 o'clock and 40 minutes p.m., until approximately 6:30 p.m.

**¶93.22 AFTER RECESS—6:37 P.M.**

The SPEAKER pro tempore, Mr. SCOTT of Virginia, called the House to order.

**¶93.23 PROVIDING FOR CONSIDERATION OF H.R. 2669**

Mr. ARCURI, by direction of the Committee on Rules, reported (Rept. No. 110-224) the resolution (H. Res. 531) providing for consideration of the bill (H.R. 2669) to provide for reconciliation pursuant to section 601 of the concurrent resolution on the budget for fiscal year 2008.

When said resolution and report were referred to the House Calendar and ordered printed.

**¶93.24 SENATE BILLS REFERRED**

Bills of the Senate of the following titles were taken from the Speaker's table and, under the rule, referred as follows:

S. 966. An Act to enable the Department of State to respond to a critical shortage of passport processing personnel, and for other purposes; to the Committee on Foreign Affairs.



S. 1612. An Act to amend the penalty provisions in the International Emergency Economic Powers Act, and for other purposes; to the Committee on Foreign Affairs.

¶93.25 BILL PRESENTED TO THE PRESIDENT

Lorraine C. Miller, Clerk of the House, reported that on June 29, 2007, she presented to the President of the United States, for his approval, the following bill.

H.R. 1830. An Act to extend the authorities of the Andean Trade Preference Act until February 29, 2008.

And then,

¶93.26 ADJOURNMENT

On motion of Mr. ROHRBACHER, at 9 o'clock and 7 minutes p.m., the House adjourned.

¶93.27 REPORTS OF COMMITTEES ON PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XIII, reports of committees were delivered to the Clerk for printing and reference to the proper calendar, as follows:

Mr. CONYERS: Committee on the Judiciary. H.R. 660. A bill to amend title 18, United States Code, to protect judges, prosecutors, witnesses, victims, and their family members, and for other purposes; with an amendment (Rept. 110-218, Pt. 1). Referred to the Committee of the Whole House on the state of the Union.

Mr. RAHALL: Committee on Natural Resources. H.R. 713. A bill to establish the Niagara Falls National Heritage Area in the State of New York, and for other purposes; with an amendment (Rept. 110-219). Referred to the Committee of the Whole House on the state of the Union.

Mr. RAHALL: Committee on Natural Resources. H.R. 986. A bill to amend the Wild and Scenic Rivers Act to designate certain segments of the Eightmile River in the State of Connecticut as components of the National Wild and Scenic Rivers System, and for other purposes; with an amendment (Rept. 110-220). Referred to the Committee of the Whole House on the state of the Union.

Mr. RAHALL: Committee on Natural Resources. H.R. 1337. A bill to provide for a feasibility study of alternatives to augment the water supplies of the Central Oklahoma Master Conservancy District and cities served by the District; with an amendment (Rept. 110-221). Referred to the Committee of the Whole House on the state of the Union.

Mr. RAHALL: Committee on Natural Resources. H.R. 1725. A bill to amend the Reclamation Wastewater and Groundwater Study and Facilities Act to authorize the Secretary of the Interior to participate in the Rancho California Water District Southern Riverside County Recycled/Non-Potable Distribution Facilities and Demineralization/Desalination Recycled Water Treatment and Reclamation Facility Project (Rept. 110-222). Referred to the Committee of the Whole House on the state of the Union.

Mr. RAHALL: Committee on Natural Resources. H.R. 359. A bill to authorize the Secretary of the Interior to conduct a special resource study of sites associated with the life of Cesar Estarada Chavez and the farm labor movement; with an amendment (Rept. 110-223). Referred to the Committee of the Whole House on the state of the Union.

Ms. SUTTON: Committee on Rules. House Resolution 531. Resolution providing for con-

sideration of the bill (H.R. 2669) to provide for reconciliation pursuant to section 601 of the concurrent resolution on the budget for fiscal year 2008 (Rept. 110-224). Referred to the House Calendar.

¶93.28 TIME LIMITATION OF REFERRED BILL

Pursuant to clause 2 of rule XII the following action was taken by the Speaker:

[The following action occurred on June 29, 2007]

H.R. 957. Referral to the Committees on Financial Services and Ways and Means extended for a period ending not later than July 13, 2007.

¶93.29 COMMITTEE DISCHARGE

Pursuant to clause 2 of rule XII, the Committees on Ways and Means and Oversight and Government Reform discharged from further consideration. H.R. 660 referred to the Committee of the Whole House on the state of the Union, and ordered to be printed.

¶93.30 PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XII, public bills and resolutions were introduced and severally referred, as follows:

By Mr. KILDEE (for himself and Mr. CAMP of Michigan):

H.R. 2952. A bill to authorize the Saginaw Chippewa Tribe of Indians of the State of Michigan to convey land and interests in land owned by the Tribe; to the Committee on Natural Resources.

By Mr. SPACE:

H.R. 2953. A bill to amend the Rural Electrification Act of 1936 to improve the application process for the rural broadband program of the Department of Agriculture; to the Committee on Agriculture, and in addition to the Committee on Energy and Commerce, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. KING of New York (for himself, Mr. SMITH of Texas, Mr. MCCAUL of Texas, Mr. DANIEL E. LUNGREN of California, Mr. DAVID DAVIS of Tennessee, Mr. BILBRAY, Mr. GALLEGLY, Mr. YOUNG of Florida, Mr. GINGREY, Mrs. MYRICK, Mr. POE, Mr. DEAL of Georgia, Mrs. CUBIN, Mrs. EMERSON, Mr. MARCHANT, Mr. NEUGEBAUER, Mr. BARTLETT of Maryland, Mr. MCCOTTER, Mr. CARTER, Mr. CANTOR, Mr. FORBES, Mr. MILLER of Florida, Mr. FRANKS of Arizona, Mr. KLINE of Minnesota, Mr. CAMPBELL of California, Mr. SHAYS, Mr. DREIER, Mr. WILSON of South Carolina, Mr. GARY G. MILLER of California, and Mr. BLUNT):

H.R. 2954. A bill to strengthen enforcement of immigration laws, and gain operational control over the borders of the United States, and for other purposes; to the Committee on the Judiciary, and in addition to the Committees on Homeland Security, Ways and Means, Education and Labor, and Oversight and Government Reform, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. SCOTT of Virginia (for himself, Mr. HINOJOSA, Mr. DAVIS of Illinois, Mr. THOMPSON of Mississippi, Ms. CORRINE BROWN of Florida, Mr. CUMMINGS, Mr. FATTAH, Mr. JEFFERSON, Mr. GRIJALVA, Ms. LINDA T. SANCHEZ of California, Ms. LEE, Ms.

CARSON, Mr. AL GREEN of Texas, Ms. LORETTA SANCHEZ of California, Mr. TOWNS, Mr. ELLISON, Mr. HARE, and Ms. KILPATRICK):

H.R. 2955. A bill to improve calculation, reporting, and accountability for graduation rates; to the Committee on Education and Labor.

By Mr. SKELTON:

H.R. 2956. A bill to require the Secretary of Defense to commence the reduction of the number of United States Armed Forces in Iraq to a limited presence by April 1, 2008, and for other purposes; to the Committee on Armed Services, and in addition to the Committee on Foreign Affairs, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. BACA:

H.R. 2957. A bill to amend the Elementary and Secondary Education Act of 1965 to improve educational practices for limited English proficient students and immigrant students; to the Committee on Education and Labor.

By Mr. BACA (for himself, Mr. BURTON of Indiana, Mrs. BOYDA of Kansas, and Mr. CHANDLER):

H.R. 2958. A bill to direct the Federal Trade Commission to review the video game ratings of the Entertainment Software Ratings Board and to direct the Government Accountability Office to study the impact of video games on children and young adults; to the Committee on Energy and Commerce.

By Mr. BISHOP of Utah (for himself and Mr. YOUNG of Alaska) (both by request):

H.R. 2959. A bill to establish a fund for the National Park Centennial Challenge, and for other purposes; to the Committee on Natural Resources.

By Mr. CAPUANO (for himself, Ms. SLAUGHTER, Mr. HINOJOSA, Mr. POE, Mr. AL GREEN of Texas, Mr. THORBERRY, Mr. GONZALEZ, Ms. EDDIE BERNICE JOHNSON of Texas, Ms. BERKLEY, Mr. CUELLAR, Ms. SHEA-PORTER, Mr. MCNERNEY, and Mr. WELCH of Vermont):

H.R. 2960. A bill to amend the State Department Basic Authorities Act of 1956 and the Foreign Service Act of 1980 to enable the Department of State to respond to a critical shortage of passport processing personnel, and for other purposes; to the Committee on Foreign Affairs.

By Mr. GARRETT of New Jersey:

H.R. 2961. A bill to expand the boundaries of the Walkkill National Wildlife Refuge located in Sussex county, New Jersey, and to authorize appropriations for the acquisition of lands and waters located within such expanded boundaries; to the Committee on Natural Resources.

By Mr. AL GREEN of Texas (for himself, Ms. SCHAKOWSKY, Ms. JACKSON-LEE of Texas, Mr. HONDA, Ms. KILPATRICK, and Ms. EDDIE BERNICE JOHNSON of Texas):

H.R. 2962. A bill to designate Pakistan under section 244 of the Immigration and Nationality Act to permit nationals of Pakistan to be eligible for temporary protected status under such sections; to the Committee on the Judiciary.

By Mr. ISSA:

H.R. 2963. A bill to transfer certain land in Riverside County, California, and San Diego County, California, from the Bureau of Land Management to the United States to be held in trust for the Pechanga Band of Luiseno Mission Indians, and for other purposes; to the Committee on Natural Resources.

By Ms. EDDIE BERNICE JOHNSON of Texas (for herself, Mr. KIRK, Mr. GEORGE MILLER of California, Mr.

GRIJALVA, Ms. SCHAKOWSKY, and Mr. BOSWELL):

H.R. 2964. A bill to amend the Lacey Act Amendments of 1981 to treat nonhuman primates as prohibited wildlife species under that Act, to make corrections in the provisions relating to captive wildlife offenses under that Act, and for other purposes; to the Committee on Natural Resources.

By Mrs. LOWEY (for herself and Ms. ROS-LEHTINEN):

H.R. 2965. A bill to increase the United States financial and programmatic contributions to promote economic opportunities for women in developing countries; to the Committee on Foreign Affairs.

By Mr. MARKEY (for himself, Mr. MORAN of Virginia, Mr. BLUMENAUER, and Mr. INSLEE):

H.R. 2966. A bill to amend the Internal Revenue Code of 1986 to provide a credit for the conversion of hybrid motor vehicles to plug-in hybrid motor vehicles; to the Committee on Ways and Means.

By Mr. MARSHALL:

H.R. 2967. A bill to prohibit the use of Federal funds in support of any travel undertaken by the President, Vice President, or certain other executive branch officials which includes the attendance by the official at any political campaign or fundraising event unless the sponsor of the event reimburses the Federal government for the actual costs incurred in support of the travel, and for other purposes; to the Committee on Oversight and Government Reform, and in addition to the Committee on House Administration, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. PLATTS:

H.R. 2968. A bill to amend the Richard B. Russell National School Lunch Act to make permanent the summer food service pilot project for rural areas of Pennsylvania and apply it to rural areas of every State; to the Committee on Education and Labor.

By Mr. WEINER:

H.R. 2969. A bill to establish the GothamCorps program; to the Committee on Education and Labor.

By Mr. WEINER:

H.R. 2970. A bill to ensure integrity in the operation of pharmacy benefit managers; to the Committee on Energy and Commerce.

By Mr. WEINER:

H.R. 2971. A bill to amend title XIX of the Social Security Act to require States to report data on Medicaid beneficiaries who are employed; to the Committee on Energy and Commerce.

By Mr. WEINER:

H.R. 2972. A bill to require providers of wireless telephone services to provide access to the universal emergency telephone number in subterranean subway stations located within their area of coverage; to the Committee on Energy and Commerce.

By Mr. WEINER:

H.R. 2973. A bill to amend the Truth in Lending Act to require a store in which a consumer may apply to open a credit or charge card account to display a sign, at each location where the application may be made, containing the same information required by such Act to be prominently placed in a tabular format on the application; to the Committee on Financial Services.

By Mr. WEINER:

H.R. 2974. A bill to protect innocent parties from certain fees imposed by depository institutions for dishonored checks, and for other purposes; to the Committee on Financial Services.

By Mr. WEINER:

H.R. 2975. A bill to make unlawful the establishment or maintenance within the

United States of an office of the Palestine Liberation Organization (PLO); to the Committee on Foreign Affairs.

By Mr. WEINER:

H.R. 2976. A bill to halt Saudi support for institutions that fund, train, incite, encourage, or in any other way aid and abet terrorism, and to secure full Saudi cooperation in the investigation of terrorist incidents, and for other purposes; to the Committee on Foreign Affairs.

By Mr. WEINER:

H.R. 2977. A bill to prohibit United States military assistance for Egypt and to express the sense of Congress that the amount of military assistance that would have been provided for Egypt for a fiscal year should be provided in the form of economic support fund assistance; to the Committee on Foreign Affairs.

By Mr. WEINER:

H.R. 2978. A bill to prohibit United States assistance for the Palestinian Authority and for programs, projects, and activities in the West Bank and Gaza, unless certain conditions are met; to the Committee on Foreign Affairs.

By Mr. WEINER:

H.R. 2979. A bill to prohibit the Department of Homeland Security from limiting the amount of Urban Area Security Initiative or State Homeland Security Grant Program grant funds that may be used to pay salaries or overtime pay of law enforcement officials engaged in antiterrorism activities, and for other purposes; to the Committee on Homeland Security.

By Mr. WEINER:

H.R. 2980. A bill to amend title 18, United States Code, to protect individuals performing certain Federal and federally assisted functions, and for other purposes; to the Committee on the Judiciary.

By Mr. WEINER:

H.R. 2981. A bill to halt the issuance of visas to citizens of Saudi Arabia until the President certifies that the Kingdom of Saudi Arabia does not discriminate in the issuance of visas on the basis of religious affiliation or heritage; to the Committee on the Judiciary.

By Mr. WEINER:

H.R. 2982. A bill to require the National Park Service to make necessary safety improvements to the Statue of Liberty and to fully reopen the Statue to the public; to the Committee on Natural Resources.

By Mr. WEINER:

H.R. 2983. A bill to amend the Internal Revenue Code of 1986 to provide middle class tax relief, impose a surtax for families with incomes over \$1,000,000, and for other purposes; to the Committee on Ways and Means.

By Mr. WEINER:

H.R. 2984. A bill to amend the Low-Income Home Energy Assistance Act of 1981 to extend energy assistance to households headed by certain senior citizens; to the Committee on Energy and Commerce, and in addition to the Committee on Education and Labor, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. WEINER:

H.R. 2985. A bill to require the Secretary of the Treasury to take certain actions with regard to the Arab Bank, and for other purposes; to the Committee on Financial Services, and in addition to the Committee on Foreign Affairs, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. WEINER:

H.R. 2986. A bill to prohibit assistance to Saudi Arabia; to the Committee on Foreign Affairs, and in addition to the Committee on

Financial Services, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. WEINER:

H.R. 2987. A bill to require the establishment of regional consumer price indices to compute cost-of-living increases under the programs for Social Security and Medicare and other medical benefits under titles II and XVIII of the Social Security Act; to the Committee on Ways and Means, and in addition to the Committees on Energy and Commerce, and Education and Labor, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. WYNN:

H.R. 2988. A bill to amend title II of the Social Security Act to provide that the reductions in Social Security benefits which are required in the case of spouses and surviving spouses who are also receiving certain government pensions shall be equal to the amount by which two-thirds of the total amount of the combined monthly benefit (before reduction) and monthly pension exceeds \$1,200, adjusted for inflation; to the Committee on Ways and Means.

By Mr. WEXLER (for himself, Mr. BLUMENAUER, Mr. BRADY of Pennsylvania, Mr. CAPUANO, Mr. CLAY, Mr. COHEN, Mr. DEFAZIO, Mr. FARR, Mr. HALL of New York, Ms. HOOLEY, Ms. JACKSON-LEE of Texas, Mrs. MALONEY of New York, Mr. MICHAUD, Mr. WELCH of Vermont, Ms. WOOLSEY, Mr. WU, and Mr. WYNN):

H. Res. 530. A resolution censuring George W. Bush; to the Committee on the Judiciary.

By Mr. GOHMERT:

H. Res. 532. A resolution recognizing the energy and economic partnership between the United States and Honduras; to the Committee on Foreign Affairs.

#### ¶93.31 ADDITIONAL SPONSORS

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

- H.R. 11: Mr. GRIJALVA.  
 H.R. 21: Mr. UDALL of New Mexico, Mr. DELAHUNT, Mr. SMITH of New Jersey, and Mr. SHULER.  
 H.R. 60: Mr. LAMPSON.  
 H.R. 73: Mr. WALBERG.  
 H.R. 224: Mr. MCCOTTER.  
 H.R. 303: Mr. SHAYS.  
 H.R. 406: Mr. HIGGINS.  
 H.R. 473: Mr. WAMP.  
 H.R. 500: Mr. BILBRAY and Mrs. EMERSON.  
 H.R. 538: Ms. EDDIE BERNICE JOHNSON of Texas.  
 H.R. 661: Mr. CAPUANO and Mr. FERGUSON.  
 H.R. 693: Mr. DAVIS of Illinois, Mr. BISHOP of Georgia, Ms. CARSON, Mrs. CHRISTENSEN, Mr. CLYBURN, Mr. CONYERS, Mr. CUMMINGS, Mr. DAVIS of Alabama, Mr. FATTAH, Mr. AL GREEN of Texas, Mr. JACKSON of Illinois, Mr. JOHNSON of Georgia, Ms. EDDIE BERNICE JOHNSON of Texas, Mr. LEWIS of Georgia, Ms. NORTON, Mr. SCOTT of Virginia, Mr. THOMPSON of Mississippi, Ms. WATSON, Mr. WATT, Mr. WEINER, Mr. NADLER, Mr. GENE GREEN of Texas, Mrs. CUBIN, Ms. SCHAKOWSKY, Mrs. MALONEY of New York, Ms. WASSERMAN SCHULTZ, Mr. KUCINICH, Mr. BERMAN, Ms. HARMAN, Ms. ZOE LOFGREN of California, and Mr. RANGEL.  
 H.R. 695: Mr. RYAN of Ohio and Mr. WELCH of Vermont.  
 H.R. 711: Mr. SCOTT of Virginia.  
 H.R. 725: Mrs. McMORRIS RODGERS and Mr. BROWN of South Carolina.  
 H.R. 728: Ms. WOOLSEY.

- H.R. 743: Mr. ROYCE, Mr. CULBERSON, Mrs. BOYDA of Kansas, Mr. AL GREEN of Texas, Mr. SHULER, Mr. TIM MURPHY of Pennsylvania, Mr. MAHONEY of Florida, Mr. MURPHY of Connecticut, Mrs. CAPPS, Mr. NUNES, and Ms. CARSON.  
H.R. 854: Ms. CARSON.  
H.R. 861: Mr. GOODLATTE and Mr. WILSON of Ohio.  
H.R. 864: Mr. WAXMAN.  
H.R. 895: Mrs. MCCARTHY of New York.  
H.R. 969: Mr. KILDEE, Mr. SARBANES, Mr. HARE, Ms. WATSON, and Ms. NORTON.  
H.R. 971: Ms. MCCOLLUM of Minnesota and Mr. PATRICK MURPHY of Pennsylvania.  
H.R. 980: Mr. COLE of Oklahoma and Mr. LAMPSON.  
H.R. 992: Mr. DEFAZIO.  
H.R. 1029: Mr. MARSHALL, Mr. BISHOP of Utah, and Mr. WESTMORELAND.  
H.R. 1070: Ms. CORRINE BROWN of Florida.  
H.R. 1072: Mr. JINDAL.  
H.R. 1076: Mrs. MILLER of Michigan, Mr. GILCHREST, Mr. HAYES, Mr. BARTLETT of Maryland, Mr. BAIRD, Mr. RYAN of Ohio, Mr. HOLDEN, and Mr. PUTNAM.  
H.R. 1084: Ms. ZOE LOFGREN of California.  
H.R. 1092: Mr. COHEN.  
H.R. 1108: Ms. ROYBAL-ALLARD, Mr. LANGEVIN, and Mr. HASTINGS of Florida.  
H.R. 1110: Mrs. DAVIS of California and Mr. HASTINGS of Washington.  
H.R. 1152: Mr. GARRETT of New Jersey.  
H.R. 1185: Mr. FARR.  
H.R. 1188: Mr. HINOJOSA.  
H.R. 1211: Mr. DAVIS of Illinois.  
H.R. 1222: Mr. LINCOLN DIAZ-BALART of Florida.  
H.R. 1224: Mr. HARE.  
H.R. 1225: Mr. MARKEY.  
H.R. 1228: Mr. EHLERS.  
H.R. 1245: Mr. ALTMIRE and Mr. HINOJOSA.  
H.R. 1275: Ms. CORRINE BROWN of Florida.  
H.R. 1280: Mr. NEAL of Massachusetts.  
H.R. 1283: Ms. SOLIS.  
H.R. 1306: Mr. ISSA and Mr. PALLONE.  
H.R. 1308: Ms. ESHOO.  
H.R. 1324: Mr. FRANKS of Arizona.  
H.R. 1328: Mr. HINOJOSA and Mr. MICHAUD.  
H.R. 1338: Mr. UDALL of Colorado and Mr. MARSHALL.  
H.R. 1391: Mr. CAPUANO.  
H.R. 1400: Mrs. MYRICK, Mr. GUTIERREZ, Mr. HOEKSTRA, and Mr. SMITH of Washington.  
H.R. 1428: Mr. SPRATT and Mr. JINDAL.  
H.R. 1440: Mr. GOODE.  
H.R. 1448: Mr. YOUNG of Florida and Ms. SHEA-PORTER.  
H.R. 1464: Mr. KUCINICH and Mr. BISHOP of New York.  
H.R. 1514: Mrs. MYRICK.  
H.R. 1518: Mr. THOMPSON of Mississippi.  
H.R. 1542: Mr. ELLISON and Ms. SUTTON.  
H.R. 1551: Mr. FATTAH.  
H.R. 1621: Mrs. BOYDA of Kansas.  
H.R. 1650: Mr. GARRETT of New Jersey.  
H.R. 1671: Mr. HASTINGS of Florida, Mrs. NAPOLITANO, and Mr. STARK.  
H.R. 1674: Mr. BARRETT of South Carolina.  
H.R. 1687: Mrs. MCCARTHY of New York, Mr. GUTIERREZ, Mr. RUSH, and Mr. DAVIS of Alabama.  
H.R. 1713: Ms. GIFFORDS and Mr. CLAY.  
H.R. 1742: Mr. HOLT, Mr. SIREN, and Mr. HOLDEN.  
H.R. 1748: Mr. BOREN and Mr. CUMMINGS.  
H.R. 1778: Mr. DAVIS of Alabama.  
H.R. 1801: Mr. UDALL of Colorado and Ms. BERKLEY.  
H.R. 1819: Mrs. MALONEY of New York, Ms. ZOE LOFGREN of California, and Mr. HINOJOSA.  
H.R. 1927: Mr. SMITH of Washington.  
H.R. 1948: Mr. GRIJALVA.  
H.R. 1971: Ms. SCHAKOWSKY and Mr. MICHAUD.  
H.R. 1974: Mr. McHUGH.  
H.R. 1981: Ms. SUTTON.  
H.R. 1992: Mr. OBEY, Mr. HOLDEN, and Mr. SHULER.  
H.R. 2003: Ms. KILPATRICK, Ms. MATSUI, Mr. STARK, Mr. LEWIS of Georgia, Mr. FATTAH, Mr. RUSH, and Mr. RANGEL.  
H.R. 2016: Mr. GORDON, Ms. MCCOLLUM of Minnesota, Mr. LIPINSKI, and Mr. CHANDLER.  
H.R. 2033: Mr. ISSA.  
H.R. 2035: Mr. KUHL of New York.  
H.R. 2036: Ms. HIRONO.  
H.R. 2046: Mr. WEINER and Mr. THOMPSON of Mississippi.  
H.R. 2060: Ms. CLARKE, Mrs. NAPOLITANO, and Mr. REYES.  
H.R. 2066: Mr. ABERCROMBIE.  
H.R. 2108: Ms. MCCOLLUM of Minnesota.  
H.R. 2111: Mr. ENGLISH of Pennsylvania.  
H.R. 2126: Mrs. BOYDA of Kansas.  
H.R. 2154: Mr. KUHL of New York.  
H.R. 2164: Mr. HIGGINS and Mr. MITCHELL.  
H.R. 2169: Mr. EMANUEL and Mr. WATT.  
H.R. 2183: Mr. BOOZMAN and Mr. KLINE of Minnesota.  
H.R. 2188: Mr. GRIJALVA.  
H.R. 2189: Mr. GUTIERREZ.  
H.R. 2204: Mr. WALZ of Minnesota, Mr. ALTMIRE, and Ms. CARSON.  
H.R. 2212: Mrs. MALONEY of New York, Mr. OLVER, Mr. BOSWELL, and Mr. KUCINICH.  
H.R. 2234: Mr. ROSS, Ms. MCCOLLUM of Minnesota, Mr. WOLF, Mr. PETERSON of Minnesota, Mr. HALL of New York, Mr. HONDA, Mr. GUTIERREZ, Mr. BACA, Mr. ABERCROMBIE, Mr. BOSWELL, and Mr. HOLDEN.  
H.R. 2247: Mr. GORDON.  
H.R. 2266: Mr. COHEN, Mr. DOYLE, Mr. HINOJOSA, and Mrs. GILLIBRAND.  
H.R. 2287: Mr. BARROW and Mrs. MYRICK.  
H.R. 2303: Mr. HELLER, Mr. CARNEY, and Mr. FORTUÑO.  
H.R. 2327: Mr. HOLT, Mr. KENNEDY, Mr. FRELINGHUYSEN, Mrs. DAVIS of California, Mr. ARCURI, and Mr. GRIJALVA.  
H.R. 2343: Ms. LINDA T. SANCHEZ of California.  
H.R. 2373: Mr. NEAL of Massachusetts and Mr. GUTIERREZ.  
H.R. 2380: Mr. HINOJOSA.  
H.R. 2390: Mr. TOM DAVIS of Virginia, Mr. SHAYS, Mr. HINCHEY, and Mr. BURTON of Indiana.  
H.R. 2405: Ms. MCCOLLUM of Minnesota, Mr. VAN HOLLEN, Ms. LEE, Mr. LEWIS of Georgia, and Mr. WEXLER.  
H.R. 2416: Mr. GARRETT of New Jersey.  
H.R. 2443: Mr. AL GREEN of Texas, Ms. SLAUGHTER, Mr. BARROW, Mr. FORTUÑO, Ms. HIRONO, Mr. ELLSWORTH, Ms. CARSON, and Mr. BRALEY of Iowa.  
H.R. 2458: Mrs. MCCARTHY of New York and Mr. ELLISON.  
H.R. 2464: Ms. HERSETH SANDLIN, Mr. TIM MURPHY of Pennsylvania, and Ms. CORRINE BROWN of Florida.  
H.R. 2478: Mr. PRICE of North Carolina and Mr. ABERCROMBIE.  
H.R. 2495: Mr. DOYLE and Mr. FRANK of Massachusetts.  
H.R. 2512: Mr. HINOJOSA.  
H.R. 2516: Ms. SLAUGHTER.  
H.R. 2526: Mr. CAPUANO.  
H.R. 2566: Mr. PETERSON of Minnesota and Mr. BLUMENAUER.  
H.R. 2580: Mr. INGLIS of South Carolina, Mrs. MUSGRAVE, and Mr. GILCHREST.  
H.R. 2583: Mr. GORDON.  
H.R. 2596: Mr. KIRK, Mr. PRICE of North Carolina, Mr. EMANUEL, and Mrs. NAPOLITANO.  
H.R. 2599: Mr. WU and Ms. SUTTON.  
H.R. 2608: Mr. GRIJALVA, Ms. MCCOLLUM of Minnesota, and Mr. ELLISON.  
H.R. 2610: Mr. HASTINGS of Florida and Ms. BERKLEY.  
H.R. 2611: Mr. WELCH of Vermont.  
H.R. 2627: Mr. SAXTON.  
H.R. 2630: Mr. UDALL of Colorado.  
H.R. 2668: Mr. THOMPSON of Mississippi, Mr. MARSHALL, Ms. MATSUI, and Mr. PAYNE.  
H.R. 2691: Mr. RAMSTAD.  
H.R. 2694: Mr. DAVIS of Illinois, Ms. CARSON, Ms. LEE, Mr. MCINTYRE, Mr. ETHERIDGE, and Mr. WHITFIELD.  
H.R. 2701: Mr. LOEBSACK.  
H.R. 2702: Ms. JACKSON-LEE of Texas, Mr. ELLISON, Mr. WU, Ms. KILPATRICK, and Mr. PAYNE.  
H.R. 2713: Mr. ARCURI.  
H.R. 2714: Mr. BERRY.  
H.R. 2715: Ms. SCHAKOWSKY.  
H.R. 2720: Ms. EDDIE BERNICE JOHNSON of Texas, Ms. JACKSON-LEE of Texas, and Mr. WEINER.  
H.R. 2745: Mr. SPACE and Mr. HINOJOSA.  
H.R. 2814: Ms. GINNY BROWN-WAITE of Florida and Mrs. MYRICK.  
H.R. 2818: Mr. BRADY of Pennsylvania, Mr. ENGLISH of Pennsylvania, Ms. JACKSON-LEE of Texas, Mr. HINCHEY, Mr. ABERCROMBIE, and Mr. RUPPERSBERGER.  
H.R. 2827: Mr. WELCH of Vermont.  
H.R. 2831: Mr. KILDEE, Mr. PAYNE, Mr. BISHOP of New York, Mr. HARE, Ms. JACKSON-LEE of Texas, Mr. DEFAZIO, Ms. SUTTON, Mr. MARSHALL, Mr. OBERSTAR, Mr. GRIJALVA, Mr. AL GREEN of Texas, and Mr. ACKERMAN.  
H.R. 2833: Mr. EMANUEL and Mr. CLAY.  
H.R. 2843: Ms. ROS-LEHTINEN.  
H.R. 2850: Mr. HASTINGS of Washington, Mr. REICHERT, Mr. BARTLETT of Maryland, and Mr. CAPUANO.  
H.R. 2854: Mr. SMITH of New Jersey and Mr. PAYNE.  
H.R. 2870: Mr. SERRANO, Mr. RANGEL, and Mr. PAYNE.  
H.R. 2899: Mr. LINDER.  
H.R. 2900: Mr. WYNN and Mr. HILL.  
H.R. 2910: Ms. CARSON, Mr. FILNER, Ms. JACKSON-LEE of Texas, Mr. GUTIERREZ, Mr. CARTER, Mr. RUSH, Mr. RYAN of Ohio, Mr. RUPPERSBERGER, Mr. BOSWELL, and Mrs. NAPOLITANO.  
H.R. 2911: Mr. GUTIERREZ.  
H.R. 2915: Mr. WELCH of Vermont.  
H.R. 2916: Mr. GOODE.  
H.R. 2923: Mr. ALEXANDER.  
H.R. 2926: Ms. WATSON, Ms. CLARKE, and Mrs. JONES of Ohio.  
H.R. 2929: Mr. MORAN of Virginia, Mr. GUTIERREZ, Ms. JACKSON-LEE of Texas, Mr. ROTHMAN, Mr. FARR, Mrs. MALONEY of New York, Ms. MATSUI, Mr. GRIJALVA, Mr. DEFAZIO, Mr. KUCINICH, Mr. HONDA, Mr. FATTAH, and Mr. CLAY.  
H.R. 2934: Mrs. BOYDA of Kansas, Mr. HALL of New York, Mr. SHULER, Mr. SPACE, Mrs. GILLIBRAND, Mr. PATRICK MURPHY of Pennsylvania, Mr. MARSHALL, and Mr. KIND.  
H.R. 2941: Mr. LANGEVIN, Ms. SLAUGHTER, Mr. HODES, Mr. HIGGINS, Mr. ENGLISH of Pennsylvania, Mr. COHEN, Mrs. BOYDA of Kansas, and Ms. HIRONO.  
H.R. 2942: Mr. BURTON of Indiana, Mrs. MCCARTHY of New York, Mr. MURPHY of Connecticut, Mr. SHULER, Mr. ALTMIRE, Mr. MICHAUD, Mr. WILSON of Ohio, Mr. MCGOVERN, Ms. DELAURO, Mr. KILDEE, and Ms. SUTTON.  
H.J. Res. 6: Mr. GRAVES.  
H.J. Res. 9: Mr. McHUGH and Mr. PRICE of Georgia.  
H.J. Res. 44: Mr. GUTIERREZ, Mr. CROWLEY, Mrs. MALONEY of New York, Mr. SNYDER, Mr. COHEN, Mr. PAYNE, Mr. BURTON of Indiana, and Mr. DEFAZIO.  
H. Con. Res. 10: Mrs. CHRISTENSEN, Mr. FATTAH, Mr. JEFFERSON, and Mr. PAYNE.  
H. Con. Res. 87: Mr. ANDREWS.  
H. Con. Res. 120: Mr. BOOZMAN.  
H. Con. Res. 122: Mrs. MALONEY of New York and Mr. CHANDLER.  
H. Con. Res. 136: Mr. LEWIS of Georgia, Mr. FRANK of Massachusetts, Mr. JEFFERSON, Mr. ROYCE, and Mrs. NAPOLITANO.  
H. Con. Res. 160: Mr. SHULER, Mr. ROHR-ABACHER, and Mr. WAMP.  
H. Con. Res. 162: Mr. BRALEY of Iowa, and Mr. KANJORSKI.  
H. Con. Res. 163: Mr. DAVIS of Illinois and Mr. ROGERS of Michigan.  
H. Con. Res. 169: Mr. BERMAN.  
H. Con. Res. 181: Ms. LINDA T. SANCHEZ of California, Mr. MCGOVERN, Mr. BOSWELL, Ms.

JACKSON-LEE of Texas, and Mr. WALZ of Minnesota.

H. Res. 106: Mrs. CHRISTENSEN and Mr. YARMUTH.

H. Res. 111: Mr. FRANKS of Arizona, Mr. ALLEN, Ms. ESHOO, Mr. TIM MURPHY of Pennsylvania, Mr. DAVIS of Kentucky, Mr. WHITFIELD, Mr. ELLISON, Mr. GARRETT of New Jersey, Mr. ACKERMAN, and Mr. KLINE of Minnesota.

H. Res. 121: Mr. PERLMUTTER and Mr. SARBANES.

H. Res. 143: Mr. MCGOVERN and Mr. YARMUTH.

H. Res. 146, Mrs. MCCARTHY of New York, Mr. RUPPERSBERGER, and Mr. LEWIS of Georgia.

H. Res. 148: Mr. WEXLER.

H. Res. 169: Ms. BEAN.

H. Res. 208: Mrs. MYRICK.

H. Res. 231: Mr. DAVIS of Kentucky.

H. Res. 282: Mr. STUPAK.

H. Res. 333: Mr. MCDERMOTT and Mr. MORAN of Virginia.

H. Res. 345: Mr. MARKEY, Mr. WALSH of New York, and Ms. KAPTUR.

H. Res. 356: Mr. DAVIS of Illinois, Ms. SOLIS, Mr. SCHIFF, Mr. SHAYS, Mr. WEINER, Mr. SCOTT of Virginia, and Ms. BORDALLO.

H. Res. 373: Ms. LEE and Mr. HINOJOSA.

H. Res. 389: Mr. WAXMAN.

H. Res. 467: Ms. ROS-LEHTINEN, Mr. ENGLISH of Pennsylvania, Ms. FOXX, Mr. TIM MURPHY of Pennsylvania, and Mr. SOUDER.

H. Res. 482: Mr. COURTNEY, Mrs. MCCARTHY of New York, and Mr. TIM MURPHY of Pennsylvania.

H. Res. 489: Mr. STARK, Mr. VAN HOLLEN, and Ms. SCHAKOWSKY.

H. Res. 500: Mr. SOUDER, Mr. WEXLER, Ms. BERKLEY, and Mr. TIM MURPHY of Pennsylvania.

H. Res. 503: Mr. VAN HOLLEN.

H. Res. 504: Mr. CHABOT, Mr. WALDEN of Oregon, and Mr. FORTENBERRY.

H. Res. 509: Ms. MCCOLLUM of Minnesota, Mr. BOSWELL, and Mr. WALSH of New York.

H. Res. 511: Ms. LINDA T. SANCHEZ of California and Ms. HARMAN.

H. Res. 519: Mr. CARTER, Mrs. DAVIS of California, Mr. HARE, Mr. BARTON of Texas, Mr. SAXTON, Mr. EVERETT, Mrs. JO ANN DAVIS of Virginia, and Mr. CONAWAY.

### WEDNESDAY, JULY 11, 2007 (94)

The House was called to order by the SPEAKER.

#### ¶94.1 APPROVAL OF THE JOURNAL

The SPEAKER announced she had examined and approved the Journal of the proceedings of Tuesday, July 11, 2007.

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

#### ¶94.2 COMMUNICATIONS

Executive and other communications, pursuant to clause 8, rule XII, were referred as follows:

2400. A letter from the Deputy Secretary, Department of Defense, transmitting the Department's report for the second quarter of fiscal year 2007 as required by the Joint Improved Explosive Device Defeat Fund provision in Title IX of the Department of Defense Appropriations Act of 2007, Pub. L. 109-289; to the Committee on Armed Services.

2401. A letter from the Interim Director, Pension Benefit Guaranty Corporation, transmitting the Corporation's final rule — Benefits Payable in Terminated Single-Employer Plans; Allocation of Assets in Single-Employer Plans; Interest Assumptions for Valuing and Paying Benefits — received

June 6, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Education and Labor.

2402. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Approval and Promulgation of Implementation Plans; State of Iowa [EPA-R07-OAR-2007-0124; FRL-8320-3] received June 4, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

2403. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Approval and Promulgation of Air Quality Implementation Plans; Virginia; Redesignation of the Richmond-Petersburg 8-Hour Ozone Nonattainment Area to Attainment and Approval of the Area's Maintenance Plan and 2002 Base-Year Inventory [EPA-R03-OAR-2006-0917; FRL-8320-8] received June 4, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

2404. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Approval and Promulgation of Air Quality Implementation Plans; Virginia; Redesignation of the Hampton Roads 8-Hour Ozone Nonattainment Area to Attainment and Approval of the Area's Maintenance Plan and 2002 Base-Year Inventory [EPA-R03-OAR-2006-0919; FRL-8320-9] received June 4, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

2405. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Approval and Promulgation of Air Quality Implementation Plans; Texas; Revision to the Texas State Implementation Plan Regarding a Negative Declaration for the Synthetic Organic Chemical Manufacturing Industry Batch Processing Source Category in El Paso County [EPA-R06-OAR-2007-0386; FRL-8321-7] received June 4, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

2406. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Approval and Promulgation of Implementation Plans; South Carolina: Revisions to State Implementation Plan; Clarification [EPA-R04-OAR-2005-SC-0003, EPA-R04-OAR-2005-SC-0005-200620c; FRL-8321-4] received June 4, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

2407. A letter from the Management Analyst, Federal Communications Commission, transmitting the Commission's final rule — In the Matter of Amendment of the Schedule of Application Fees Set Forth in Sections 1.1102 through 1.1107 of the Commission's Rules [GEN Docket No. 86-285] received May 8, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

2408. A letter from the General Counsel, Federal Energy Regulatory Commission, transmitting the Commission's final rule — Applicability of Federal Power Act Section 215 to Qualifying Small Power Production and Cogeneration Facilities [Docket No. RM07-11-000] received June 6, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

2409. A letter from the Acting Assistant Director for Licensing, OFAC, Department of the Treasury, transmitting the Department's final rule — Alphabetical Listing of Blocked Persons, Specially Designated Nationals, Specially Designated Terrorists, Specially Designated Global Terrorists, Foreign Terrorist Organizations, and Specially Designated Narcotics Traffickers — received July 3, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Foreign Affairs.

2410. A letter from the Director, Office of Personnel Management, transmitting a report on the Physicians' Comparability Allowance Program for fiscal year 2007, pursuant to 5 U.S.C. 5948(j)(1); to the Committee on Oversight and Government Reform.

2411. A letter from the Secretary, Department of Health and Human Services, transmitting the semiannual report on the activities of the Office of Inspector General for the period October 1, 2006 through March 31, 2007, pursuant to 5 U.S.C. app. (Insp. Gen. Act) section 5(b); to the Committee on Oversight and Government Reform.

2412. A letter from the Assistant Inspector General, Communications and Congressional Liaison, Department of Defense, transmitting in compliance with the "Federal Activities Inventory Reform Act of 1998," (Pub. L. 105-270, the FAIR Act), the inventory of commercial and inherently government activities for FY 2006; to the Committee on Oversight and Government Reform.

2413. A letter from the Assistant Secretary for Administration, Department of Transportation, transmitting the Department's 2006 annual report on the use of the Category Rating System, pursuant to 5 U.S.C. 3319; to the Committee on Oversight and Government Reform.

2414. A letter from the Secretary, Department of Veterans Affairs, transmitting the semiannual report on activities of the Inspector General for the period October 1, 2006, through March 31, 2007, pursuant to 5 U.S.C. app. (Insp. Gen. Act) section 5(b); to the Committee on Oversight and Government Reform.

2415. A letter from the Associate Deputy Secretary, Department of the Interior, transmitting the Department's FY 2006 inventory of commercial and inherently governmental activities prepared in accordance with the Federal Activities Reform (FAIR) Act of 1998 (P.L. 105-270) and the Office of Management and Budget (OMB) Circular No. A-76; to the Committee on Oversight and Government Reform.

2416. A letter from the Chair, Equal Employment Opportunity Commission, transmitting the semiannual report on the activities of the Inspector General and management's report for the period ending March 31, 2007, pursuant to 5 U.S.C. app. (Insp. Gen. Act) section 5(b); to the Committee on Oversight and Government Reform.

2417. A letter from the Chairman, Federal Deposit Insurance Corporation, transmitting the Corporation's annual report required by Section 203 of the Notification and Federal Antidiscrimination and Retaliation Act of 2002, Pub. L. 107-174, for Fiscal Years 2004 and 2005; to the Committee on Oversight and Government Reform.

2418. A letter from the Interim Chief Financial Officer, Federal Home Loan Bank of Atlanta, transmitting the 2006 management report and statements on system of internal controls of the Federal Home Loan Bank of Atlanta, pursuant to 31 U.S.C. 9106; to the Committee on Oversight and Government Reform.

2419. A letter from the First Vice President and Controller, Federal Home Loan Bank of Boston, transmitting the 2006 management report and statements of internal controls of the Federal Home Loan Bank of Boston, pursuant to 31 U.S.C. 9106; to the Committee on Oversight and Government Reform.

2420. A letter from the Executive Vice President, Financial Information Group, Federal Home Loan Bank of Chicago, transmitting the 2006 management report and statements on system of internal controls of the Federal Home Loan Bank of Chicago, pursuant to 31 U.S.C. 9106; to the Committee on Oversight and Government Reform.

2421. A letter from the Senior Vice President and Chief Accounting Officer, Federal

Home Loan Bank of Dallas, transmitting the 2006 management report of the Federal Home Loan Bank of Dallas, pursuant to 31 U.S.C. 9106; to the Committee on Oversight and Government Reform.

2422. A letter from the Controller, Federal Home Loan Bank of Des Moines, transmitting the 2006 management report and statements on system of internal controls of the Federal Home Loan Bank of Des Moines, pursuant to 31 U.S.C. 9106; to the Committee on Oversight and Government Reform.

2423. A letter from the President and Chief Executive Officer, Federal Home Loan Bank of Pittsburgh, transmitting the 2006 Statements on System of Internal Controls of the Federal Home Loan Bank of Pittsburgh, pursuant to 31 U.S.C. 9106; to the Committee on Oversight and Government Reform.

2424. A letter from the President and Chief Executive Officer, Federal Home Loan Bank of Topeka, transmitting the 2006 Statements on System of Internal Controls of the Federal Home Loan Bank of Topeka, pursuant to 31 U.S.C. 9106; to the Committee on Oversight and Government Reform.

2425. A letter from the Comptroller General, Government Accountability Office, transmitting a copy of the Office's report entitled, "Forces That Will Shape America's Future: Themes from GAO's Strategic Plan"; to the Committee on Oversight and Government Reform.

2426. A letter from the Chairman, International Trade Commission, transmitting in accordance with Section 645 of Division F, Title VI, of the Consolidated Appropriations Act, FY 2004, Pub. L. 108-199, the Commission's report covering fiscal year 2006; to the Committee on Oversight and Government Reform.

2427. A letter from the Administrator, Small Business Administration, transmitting the semiannual report of the Office of Inspector General for the period October 1, 2006 through March 31, 2007, pursuant to 5 U.S.C. app. (Insp. Gen. Act) section 5(b); to the Committee on Oversight and Government Reform.

2428. A letter from the Inspector General, Small Business Administration, transmitting the semiannual report of the Office of Inspector General for the period October 1, 2006 through March 31, 2007, pursuant to 5 U.S.C. app. (Insp. Gen. Act) section 5(b); to the Committee on Oversight and Government Reform.

2429. A letter from the Commissioner, Social Security Administration, transmitting the semiannual report on the activities of the Office of Inspector General for the period October 1, 2006 through March 31, 2007, pursuant to 5 U.S.C. app. (Insp. Gen. Act) section 5(b); to the Committee on Oversight and Government Reform.

2430. A letter from the Deputy Assistant Administrator for Regulatory Programs, NMFS, National Oceanic and Atmospheric Administration, transmitting the Administration's final rule — Fisheries Off West Coast States; Pacific Coast Groundfish Fishery; a Temporary Rule [Docket No. 070510101-7101-01] (RIN: 0648-AV57) received June 6, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Natural Resources.

2431. A letter from the Chief, Publications and Regulations Branch, Internal Revenue Service, transmitting the Service's final rule — Rollovers to Prototype Roth IRAs [Announcement 2007-55] received June 6, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

2432. A letter from the Chief, Publications and Regulations Branch, Internal Revenue Service, transmitting the Service's final rule — Covered Employees under section 162(m)(3) [Notice 2007-49] received June 6, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

2433. A letter from the Chief, Publications and Regulations, Internal Revenue Service, transmitting the Service's final rule — 26 CFR 601.201: Rulings and determination letters. (Also Part 1, 102.) (Rev. Proc. 2007-39) received June 6, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

2434. A letter from the Branch Chief, Publications and Regulations, Internal Revenue Service, transmitting the Service's final rule — Guidance regarding deductions by individuals for qualified conservation contributions [Notice 2007-50] received June 4, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

¶94.3 PROVIDING FOR CONSIDERATION OF H.R. 2669

Ms. SUTTON, by direction of the Committee on Rules, called up the following resolution (H. Res. 531):

Resolved, That upon the adoption of this resolution it shall be in order to consider in the House the bill (H.R. 2669) to provide for reconciliation pursuant to section 601 of the concurrent resolution on the budget for fiscal year 2008. All points of order against consideration of the bill are waived except those arising under clause 9 or 10 of rule XXI. The amendment in the nature of a substitute recommended by the Committee on Education and Labor now printed in the bill, modified by the amendment printed in part A of the report of the Committee on Rules accompanying this resolution, shall be considered as adopted. The bill, as amended, shall be considered as read. All points of order against the bill, as amended, are waived. The previous question shall be considered as ordered on the bill, as amended, to final passage without intervening motion except: (1) one hour of debate on the bill, as amended, equally divided and controlled by the chairman and ranking minority member of the Committee on Education and Labor; (2) the amendment in the nature of a substitute printed in part B of the report on the Committee on Rules, if offered by the gentleman from California, Mr. McKeon, or his designee, which shall be in order without intervention of any point of order except those arising under clause 9 or 10 of rule XXI, shall be considered as read, and shall be separately debatable for one hour equally divided and controlled by the proponent and an opponent; and (3) one motion to recommit with or without instructions.

SEC. 2. During consideration of H.R. 2669 pursuant to this resolution, notwithstanding the operation of the previous question, the Chair may postpone further consideration of the bill to such time as may be designated by the Speaker.

When said resolution was considered.

After debate,

Ms. SUTTON moved the previous question on the resolution to its adoption or rejection.

The question being put, viva voce,

Will the House now order the previous question?

The SPEAKER pro tempore, Mr. HOLDEN, announced that the nays had it.

Ms. SUTTON demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The vote was taken by electronic device.

It was decided in the { Yeas ..... 221 affirmative ..... } Nays ..... 198

¶94.4 [Roll No. 607]

YEAS—221

- Abercrombie Gutierrez Oberstar
Ackerman Hall (NY) Obey
Allen Hare Olver
Altmire Harman Ortiz
Andrews Hastings (FL) Pallone
Arcuri Hill Pascrell
Baca Hinchey Pastor
Baird Hiron Payne
Baldwin Hodes Perlmutter
Becerra Holden Peterson (MN)
Berman Holt Pomeroy
Berry Honda Price (NC)
Bishop (GA) Hooley Rahall
Bishop (NY) Hoyer Rangel
Boren Inslee Reyes
Boswell Israel Rodriguez
Boucher Jackson (IL) Ross
Boyd (FL) Jackson-Lee Rothman
Boyd (KS) (TX) Roybal-Allard
Braley (IA) Jefferson Ruppertsberger
Brown, Corrine Johnson (GA) Rush
Butterfield Johnson, E. B. Ryan (OH)
Capps Jones (OH) Salazar
Capuano Kagen Sanchez, Linda
Cardoza Kanjorski T.
Carnahan Kaptur Sanchez, Loretta
Carney Kennedy Sarbanes
Carson Kildee Schakowsky
Castor Kilpatrick Schiff
Chandler Kind Schwartz
Clarke Klein (FL) Scott (GA)
Clay Kucinich Scott (VA)
Cleaver Lampson Serrano
Clyburn Langevin Sestak
Cohen Lantos Shea-Porter
Conyers Larsen (WA) Sherman
Cooper Larson (CT) Shuler
Costa Lee Sires
Costello Levin Skelton
Courtney Lewis (GA) Slaughter
Cramer Lipinski Smith (WA)
Crowley Loeb sack Snyder
Cuellar Lofgren, Zoe Solis
Cummings Lowey Space
Davis (AL) Lynch Spratt
Davis (CA) Mahoney (FL) Stark
Davis (IL) Maloney (NY) Stupak
Davis, Lincoln Markey Sutton
DeFazio Marshall Tanner
DeGette Matheson Tauscher
DeLaunt Matsui Taylor
DeLauro McCarthy (NY) Thompson (CA)
Dicks McCollum (MN) Thompson (MS)
Dingell McDermott Tierney
Doggett McGovern Udall (CO)
Donnelly McIntyre Udall (NM)
Doyle McNerney Van Hollen
Edwards McNulty Velázquez
Ellison Meek (FL) Vislosky
Ellsworth Meeke (NY) Walz (MN)
Emanuel Melancon Walz (MN)
Engel Michaud Wasserman
Eshoo Miller (NC) Schultz
Etheridge Miller, George Waters
Farr Mitchell Watson
Fattah Mollohan Watt
Filner Moore (KS) Waxman
Frank (MA) Moore (WI) Weiner
Giffords Moran (VA) Welch (VT)
Gillibrand Murphy (CT) Wexler
Gonzalez Murphy, Patrick Wilson (OH)
Gordon Murtha Woolsey
Green, Al Nadler Wu
Green, Gene Napolitano Wynn
Grijalva Neal (MA) Yarmuth

NAYS—198

- Aderholt Boehner Cannon
Akin Bonner Cantor
Alexander Bono Capito
Bachmann Boozman Carter
Bachus Boustany Castle
Baker Brady (TX) Chabot
Barrett (SC) Brown (SC) Coble
Barrow Brown-Waite, Cole (OK)
Bartlett (MD) Ginny Conaway
Barton (TX) Buchanan Crenshaw
Biggart Burgess Culberson
Bilbray Burton (IN) Davis (KY)
Bilirakis Buyer Davis, David
Bishop (UT) Calvert Davis, Tom
Blackburn Camp (MI) Deal (GA)
Blunt Campbell (CA) Dent

Diaz-Balart, L.	King (NY)	Radanovich	Davis (AL)	Kind	Reyes	Lungren, Daniel	Pickering	Shimkus
Diaz-Balart, M.	Kingston	Ramstad	Davis (CA)	Klein (FL)	Rodriguez	E.	Pitts	Shuster
Doolittle	Kirk	Regula	Davis (IL)	Kucinich	Ross	Mack	Platts	Simpson
Drake	Kline (MN)	Rehberg	Davis, Lincoln	Lampson	Rothman	Manzullo	Poe	Smith (NE)
Dreier	Knollenberg	Reichert	DeFazio	Langevin	Roybal-Allard	Marchant	Price (GA)	Smith (NJ)
Duncan	Kuhl (NY)	Renzi	DeGette	Lantos	Ruppersberger	McCarthy (CA)	Pryce (OH)	Smith (TX)
Ehlers	LaHood	Reynolds	Delahunt	Larsen (WA)	Rush	McCaul (TX)	Putnam	Souder
Emerson	Lamborn	Rogers (AL)	DeLauro	Larson (CT)	Ryan (OH)	McCotter	Radanovich	Stearns
English (PA)	Latham	Rogers (KY)	Dicks	Lee	Salazar	McCrery	Ramstad	Sullivan
Everett	LaTourette	Rogers (MI)	Dingell	Levin	Sánchez, Linda	McHenry	Regula	Tancredo
Fallin	Lewis (CA)	Rohrabacher	Doggett	Lewis (GA)	T.	McHugh	Rehberg	Terry
Feehey	Lewis (KY)	Ros-Lehtinen	Donnelly	Lipinski	Sanchez, Loretta	McKeon	Reichert	Thornberry
Ferguson	Linder	Roskam	Doyle	Loeb	Sarbanes	McMorris	Renzi	Tiahrt
Flake	LoBiondo	Royce	Edwards	Lofgren, Zoe	Schakowsky	Rodgers	Reynolds	Tiberi
Forbes	Lucas	Ryan (WI)	Ellison	Lowe	Schiff	Mica	Rogers (AL)	Turner
Fortenberry	Lungren, Daniel	Sali	Ellsworth	Lynch	Schwartz	Miller (FL)	Rogers (KY)	Upton
Fossella	E.	Saxton	Emanuel	Mahoney (FL)	Scott (GA)	Miller (MI)	Rogers (MI)	Walberg
Fox	Mack	Schmidt	Engel	Maloney (NY)	Scott (VA)	Miller, Gary	Rohrabacher	Walden (OR)
Franks (AZ)	Manzullo	Sensenbrenner	Eshoo	Markey	Serrano	Moran (KS)	Ros-Lehtinen	Walsh (NY)
Frelinghuysen	Marchant	Sessions	Etheridge	Marshall	Sestak	Murphy, Tim	Roskam	Wamp
Gallely	McCarthy (CA)	Shadegg	Farr	Matheson	Shea-Porter	Musgrave	Royce	Weldon (FL)
Garrett (NJ)	McCaul (TX)	Shays	Fattah	Matsui	Sherman	Myrick	Ryan (WI)	Weller
Gerlach	McCotter	Shimkus	Filner	McCarthy (NY)	Shuler	Neugebauer	Sali	Westmoreland
Gilchrist	McCrery	Shuster	Frank (MA)	McCollum (MN)	Sires	Nunes	Saxton	Whitfield
Gillmor	McHenry	Simpson	Giffords	McDermott	Skelton	Paul	Schmidt	Wicker
Gingrey	McHugh	Smith (NE)	Gillibrand	McGovern	Slaughter	Pearce	Sensenbrenner	Wilson (NM)
Gohmert	McKeon	Smith (NJ)	Gonzalez	McIntyre	Smith (WA)	Pence	Sessions	Wilson (SC)
Goode	McMorris	Smith (TX)	Gordon	McNerney	Snyder	Peterson (PA)	Shadegg	Wolf
Goodlatte	Rodgers	Souder	Green, Al	McNulty	Solis	Petri	Shays	Young (FL)
Granger	Mica	Stearns	Green, Gene	Meek (FL)	Space			
Graves	Miller (FL)	Sullivan	Grijalva	Meeke (NY)	Spratt			
Hall (TX)	Miller (MI)	Tancredo	Gutierrez	Melancon	Stark			
Hastert	Miller, Gary	Terry	Hall (NY)	Michaud	Stupak			
Hastings (WA)	Moran (KS)	Thornberry	Hare	Miller (NC)	Sutton			
Hayes	Murphy, Tim	Tiahrt	Harman	Miller, George	Tanner			
Heller	Musgrave	Tiberi	Hastings (FL)	Mitchell	Tauscher			
Hensarling	Myrick	Turner	Hill	Mollohan	Taylor			
Herger	Neugebauer	Upton	Hinchoy	Moore (KS)	Thompson (CA)			
Hobson	Nunes	Walberg	Hirono	Moore (WI)	Thompson (MS)			
Hoekstra	Paul	Walden (OR)	Hodes	Moran (VA)	Tierney			
Hulshof	Pearce	Walsh (NY)	Holden	Murphy (CT)	Udall (CO)			
Hunter	Pence	Wamp	Holt	Murphy, Patrick	Udall (NM)			
Inglis (SC)	Peterson (PA)	Weldon (FL)	Honda	Murtha	Van Hollen			
Issa	Petri	Weller	Hooley	Nadler	Velázquez			
Jindal	Pickering	Westmoreland	Hoyer	Napolitano	Visclosky			
Johnson (IL)	Pitts	Whitfield	Ingle	Neal (MA)	Walz (MN)			
Johnson, Sam	Platts	Wicker	Israel	Oberstar	Wasserman			
Jones (NC)	Poe	Wilson (NM)	Jackson (IL)	Obey	Schultz			
Jordan	Price (GA)	Wilson (SC)	Jackson-Lee	Oliver	Waters			
Keller	Pryce (OH)	Wolf	(TX)	Ortiz	Watson			
King (IA)	Putnam	Young (FL)	Jefferson	Pallone	Watt			
			Johnson (GA)	Pascarell	Waxman			
			Johnson, E. B.	Pastor	Weiner			
			Jones (OH)	Payne	Welch (VT)			
			Kagen	Perlmutter	Wexler			
			Kanjorski	Peterson (MN)	Wilson (OH)			
			Kaptur	Pomeroy	Woolsey			
			Kennedy	Price (NC)	Wu			
			Kildee	Rahall	Wynn			
			Kilpatrick	Rangel	Yarmuth			

NOT VOTING—12

Bean	Cubin	Hinojosa
Berkley	Davis, Jo Ann	Porter
Blumenauer	Herseth Sandlin	Towns
Brady (PA)	Higgins	Young (AK)

So the previous question on the resolution was ordered.

The question being put, viva voce, Will the House agree to said resolution?

The SPEAKER pro tempore, Mr. HOLDEN, announced that the yeas had it.

Mr. HASTINGS of Washington, demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The vote was taken by electronic device.

It was decided in the { Yeas ..... 222 affirmative ..... } Nays ..... 197

¶94.5 [Roll No. 608] YEAS—222

Abercrombie	Boren	Chandler
Ackerman	Boswell	Clarke
Allen	Boucher	Clay
Altmire	Boyd (FL)	Cleaver
Andrews	Boyda (KS)	Clyburn
Arcuri	Braley (IA)	Cohen
Baca	Brown, Corrine	Conyers
Baird	Butterfield	Cooper
Baldwin	Capps	Costa
Barrow	Capuano	Costello
Becerra	Cardoza	Courtney
Berman	Carnahan	Cramer
Berry	Carney	Crowley
Bishop (GA)	Carson	Cuellar
Bishop (NY)	Castor	Cummings

Aderholt	Cole (OK)	Granger
Akin	Conaway	Graves
Alexander	Crenshaw	Hall (TX)
Bachmann	Culberson	Hastert
Bachus	Davis (KY)	Hastings (WA)
Baker	Davis, David	Hayes
Barrett (SC)	Davis, Tom	Heller
Bartlett (MD)	Deal (GA)	Hensarling
Barton (TX)	Dent	Herger
Biggart	Diaz-Balart, L.	Hobson
Bilbray	Diaz-Balart, M.	Hoekstra
Bilirakis	Doolittle	Altmire
Bishop (UT)	Drake	Andrews
Blackburn	Dreier	Arcuri
Blunt	Duncan	Andrews
Boehner	Ehlers	Arcuri
Bonner	Emerson	Baca
Bono	English (PA)	Bachmann
Boozman	Everett	Bachus
Boustany	Fallin	Ginny
Brady (TX)	Feehey	Baird
Brown (SC)	Ferguson	Baker
Brown-Waite,	Flake	Baldwin
Ginny	Forbes	Barrett (SC)
Buchanan	Fortenberry	Barrow
Burgess	Fossella	King (IA)
Burton (IN)	Fox	King (NY)
Buyer	Franks (AZ)	Kingston
Calvert	Frelinghuysen	Kirk
Camp (MI)	Gallely	Kline (MN)
Campbell (CA)	Garrett (NJ)	Knollenberg
Cannon	Gerlach	Kuhl (NY)
Cantor	Gilchrist	LaHood
Capito	Gillmor	Lamborn
Carter	Gingrey	Latham
Castle	Gohmert	LaTourette
Chabot	Goode	Lewis (CA)
Coble	Goodlatte	Lewis (KY)
		Linder
		LoBiondo
		Lucas

NAYS—197

Bean	Cubin	Hinojosa
Berkley	Davis, Jo Ann	Porter
Blumenauer	Herseth Sandlin	Towns
Brady (PA)	Higgins	Young (AK)

It was decided in the { Yeas ..... 411 affirmative ..... } Nays ..... 7

¶94.7 [Roll No. 609] YEAS—411

Abercrombie	Boren	Chandler
Ackerman	Boswell	Clarke
Aderholt	Boucher	Clay
Akin	Boustany	Cleaver
Alexander	Boyd (FL)	Clyburn
Allen	Boyda (KS)	Coble
Altmire	Brady (TX)	Cohen
Andrews	Braley (IA)	Cole (OK)
Arcuri	Brown (SC)	Conaway
Baca	Brown, Corrine	Conyers
Bachmann	Brown-Waite,	Cooper
Bachus	Ginny	Costa
Baird	Buchanan	Costello
Baker	Burgess	Courtney
Baldwin	Burton (IN)	Cramer
Barrett (SC)	Butterfield	Crenshaw
Barrow	Buyer	Crowley
Bartlett (MD)	Calvert	Cuellar
Barton (TX)	Camp (MI)	Culberson
Becerra	Campbell (CA)	Cummings
Berman	Cannon	Davis (AL)
Berry	Cantor	Davis (CA)
Biggart	Capito	Davis (IL)
Bilbray	Capps	Davis (KY)
Bilirakis	Capuano	Davis, David
Bishop (GA)	Cardoza	Davis, Lincoln
Bishop (NY)	Carnahan	Davis, Tom
Bishop (UT)	Carney	DeFazio
Blunt	Carson	DeGette
Boehner	Carter	Delahunt
Bonner	Castle	DeLauro
Bono	Castor	Dent
Boozman	Chabot	Diaz-Balart, L.

Diaz-Balart, M. King (NY)
Dicks Kingston
Dingell Kirk
Doggett Klein (FL)
Donnelly Kliene (MN)
Doolittle Knollenberg
Doyle Kucinich
Drake Kuhl (NY)
Dreier LaHood
Duncan Lamborn
Edwards Lampson
Ehlers Langevin
Ellison Lantos
Ellsworth Larsen (WA)
Emanuel Larson (CT)
Emerson Latham
Engel LaTourette
English (PA) Lee
Eshoo Levin
Etheridge Lewis (CA)
Everett Lewis (GA)
Fallin Lewis (KY)
Farr Linder
Fattah Lipinski
Feeney LoBiondo
Ferguson Loeb sack
Filner Lofgren, Zoe
Forbes Lowey
Fortenberry Lucas
Fossella Lungren, Daniel
Frank (MA) E.
Frank (AZ) Lynch
Frelinghuysen Mack
Gallegly Mahoney (FL)
Garrett (NJ) Maloney (NY)
Gerlach Manzullo
Giffords Marchant
Gilchrist Markey
Gillibrand Marshall
Gillmor Matheson
Gingrey Matsui
Gohmert McCarthy (CA)
Gonzalez McCarthy (NY)
Goode McCaul (TX)
Goodlatte McCollum (MN)
Gordon McCotter
Granger McCrery
Graves McDermott
Green, Al McGovern
Green, Gene McHenry
Grijalva McHugh
Gutierrez McIntyre
Hall (NY) McKeon
Hall (TX) McMorris
Harman Rodgers
Hastert Mc Nerney
Hastings (FL) McNulty
Hastings (WA) Meek (FL)
Hayes Meeks (NY)
Heller Melancon
Hensarling Mica
Hergert Michaud
Hill Miller (FL)
Hinche y Miller (MI)
Hirono Miller (NC)
Hobson Miller, Gary
Hodes Miller, George
Hoekstra Mitchell
Holden Mollohan
Holt Moore (KS)
Honda Moore (WI)
Hooley Moran (KS)
Hoyer Moran (VA)
Hulshof Murphy (CT)
Hunter Murphy, Patrick
Inglis (SC) Murphy, Tim
Inslee Murtha
Israel Musgrave
Issa Myrick
Jackson (IL) Nadler
Jackson-Lee Napolitano
(TX) Neal (MA)
Jefferson Neugebauer
Jindal Nunes
Johnson (GA) Oberstar
Johnson (IL) Obey
Johnson, E. B. Oliver
Johnson, Sam Ortiz
Jones (NC) Pallone
Jones (OH) Pascrell
Jordan Pastor
Kagan Payne
Kanjorski Pearce
Kaptur Pence
Keller Perlmutter
Kennedy Peterson (MN)
Kildee Peterson (PA)
Kilpatrick Petri
Kind Pickering
King (IA) Pitts

Platts
Poe
Pomeroy
Price (GA)
Price (NC)
Pryce (OH)
Putnam
Radanovich
Rahall
Ramstad
Rangel
Regula
Rehberg
Reichert
Renzi
Reyes
Reynolds
Rodriguez
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrabacher
Ros-Lehtinen
Roskam
Ross
Rothman
Roybal-Allard
Royce
Ruppersberger
Rush
Ryan (OH)
Ryan (WI)
Salazar
Sali
Sanchez, Linda T.
Sanchez, Loretta
Sarbanes
Saxton
Schakowsky
Schiff
Schmidt
Schwartz
Scott (GA)
Scott (VA)
Sensenbrenner
Serrano
Sessions
Sestak
Shadegg
Shays
Shea-Porter
Sherman
Shimkus
Shuler
Shuster
Simpson
Sires
Skelton
Slaughter
Smith (NE)
Smith (NJ)
Smith (TX)
Smith (WA)
Snyder
Solis
Souder
Space
Spratt
Stark
Stearns
Stupak
Sullivan
Sutton
Tancredo
Tanner
Tauscher
Taylor
Terry
Thompson (CA)
Thompson (MS)
Thornberry
Tiahrt
Tiberi
Tierney
Udall (CO)
Udall (NM)
Upton
Van Hollen
Velázquez
Visclosky
Walberg
Walden (OR)
Walsh (NY)
Walz (MN)
Wamp
Wasserman
Schultz
Waters
Watson

Watt
Waxman
Weiner
Welch (VT)
Weldon (FL)
Weller
Blackburn
Deal (GA)
Flake
Bean
Berkley
Blumenauer
Brady (PA)
Cubin
Wexler
Whitfield
Wicker
Wilson (NM)
Wilson (OH)
Wilson (SC)
Foe x
Paul
Turner
Davis, Jo Ann
Hare
Herseth Sandlin
Higgins
Hinojosa

Wolf
Woolsey
Wu
Wynn
Yarmuth
Young (FL)
Westmoreland
Porter
Town s
Young (AK)
NOT VOTING—13
Porter
Town s
Young (AK)
Hinojosa

Kaptur
Kennedy
Kildee
Kilpatrick
Kind
King (NY)
Klein (FL)
Knollenberg
Kucinich
Kuhl (NY)
LaHood
Lampson
Langevin
Lantos
Larsen (WA)
Larson (CT)
LaTourette
Lee
Levin
Lewis (GA)
Lipinski
LoBiondo
Loeb sack
Lofgren, Zoe
Lowey
Lungren, Daniel E.
Lynch
Mack
Mahoney (FL)
Maloney (NY)
Markey
Marshall
Matsui
McCarthy (NY)
McCaul (TX)
McCollum (MN)
McCotter
McDermott
McGovern
McHugh
McIntyre
McNerney
McNulty
Meek (FL)
Meeks (NY)
Melancon
Michaud
Miller (NC)
Miller, Gary
Miller, George
Mitchell
Mollohan
Moore (KS)
Moore (WI)
Moran (KS)

Murphy (CT)
Murphy, Patrick
Murphy, Tim
Murtha
Musgrave
Nadler
Napolitano
Neal (MA)
Oberstar
Oliver
Ortiz
Pallone
Pascrell
Pastor
Payne
Pearce
Perlmutter
Peterson (MN)
Petri
Pitts
Platts
Pomeroy
Price (GA)
Price (NC)
Rahall
Ramstad
Rangel
Regula
Rehberg
Reichert
Renzi
Reyes
Reynolds
Rodriguez
Rogers (KY)
Rogers (MI)
Rohrabacher
Ross
Rothman
Roybal-Allard
Ruppersberger
Rush
Ryan (OH)
Salazar
Sali
Sanchez, Linda T.
Sanchez, Loretta
Sarbanes
Saxton
Schakowsky
Schiff
Schmidt
Schwartz
Scott (GA)
Scott (VA)

Sensenbrenner
Serrano
Sestak
Shea-Porter
Sherman
Shimkus
Shuler
Sires
Skelton
Slaughter
Smith (NJ)
Smith (WA)
Snyder
Soilis
Space
Spratt
Stark
Stearns
Stupak
Sutton
Tanner
Tauscher
Taylor
Terry
Thompson (CA)
Thompson (MS)
Tiahrt
Tierney
Turner
Udall (CO)
Udall (NM)
Van Hollen
Velázquez
Visclosky
Walden (OR)
Walsh (NY)
Walz (MN)
Wasserman
Schultz
Waters
Watson
Watt
Waxman
Weiner
Welch (VT)
Weldon (FL)
Westmoreland
Wexler
Whitfield
Wilson (OH)
Wolf
Woolsey
Wu
Wynn
Yarmuth
McCarthy (CA)
McCrery
McHenry
McKeon
McMorris
Rodgers
Mica
Miller (FL)
Miller (MI)
Moran (VA)
Myrick
Neugebauer
Nunes
Paul
Pence
Peterson (PA)
Pickering
Poe
Pryce (OH)
Putnam
Radanovich
Rogers (AL)
Ros-Lehtinen
Roskam
Royce
Ryan (WI)
Sessions
Shadegg
Keller
Shays
Shuster
Simpson
Smith (NE)
Smith (TX)
Souder
Sullivan
Tanner
Tancredo
Thornberry
Tiberi
Upton
Walberg

NAYS—7

NOT VOTING—13

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said resolution was agreed to.

A motion to reconsider the vote whereby the rules were suspended and said resolution was agreed to was, by unanimous consent, laid on the table.

194.8 S. 1701—UNFINISHED BUSINESS

The SPEAKER pro tempore, Mr. HOLDEN, pursuant to clause 8, rule XX, announced the further unfinished business to be the motion to suspend the rules and pass the bill of the Senate (S. 1701) to provide for the extension of transitional medical assistance (TMA) and the abstinence education program through the end of fiscal year 2007, and for other purposes.

The question being put, Will the House suspend the rules and pass said bill?

The vote was taken by electronic device.

It was decided in the affirmative { Yeas ..... 291 Nays ..... 126

194.9 [Roll No. 610]

YEAS—291

Abercrombie
Ackerman
Alexander
Allen
Altmire
Andrews
Arcuri
Baca
Baird
Baldwin
Barrow
Barton (TX)
Becerra
Berman
Berry
Bishop (GA)
Bishop (NY)
Bono
Boozman
Boren
Boswell
Boucher
Boyd (FL)
Boyd (KS)
Boyle (IA)
Brown (SC)
Brown, Corrine
Buchanan
Butterfield
Capps
Capuano
Cardoza
Carnahan
Carney
Carson
Castle
Castor
Chabot
Chandler
Clarke
Clay
Cleaver

Clyburn
Cohen
Conyers
Cooper
Costa
Costello
Cramer
Crowley
Cuellar
Cummings
Davis (AL)
Davis (CA)
Davis, Lincoln
Davis, Tom
Deal (GA)
DeFazio
Delahunt
DeLauro
Dent
Dicks
Dingell
Doggett
Donnelly
Doyle
Edwards
Ehlers
Ellison
Ellsworth
Emanuel
Engel
Eshoo
Etheridge
Farr
Fattah
Ferguson
Filner
Forbes
Fortenberry
Fossella
Frank (MA)
Frelinghuysen

Gallegly
Gerlach
Giffords
Gilchrist
Gillibrand
Gingrey
Gonzalez
Goodlatte
Gordon
Graves
Green, Al
Grijalva
Gutierrez
Hall (NY)
Hare
Harman
Hastings (FL)
Heller
Hill
Hinche y
Hirono
Hodes
Holden
Holt
Honda
Hooley
Hoyer
Hulshof
Inslee
Israel
Jackson (IL)
Jackson-Lee (TX)
Jefferson
Jindal
Johnson (GA)
Johnson (IL)
Johnson, E. B.
Jones (NC)
Jones (OH)
Kagen
Kanjorski

Aderholt
Akin
Bachmann
Bachus
Baker
Barrett (SC)
Bartlett (MD)
Biggart
Bilbray
Bilirakis
Bishop (UT)
Blackburn
Blunt
Boehner
Bonner
Boustany
Brady (TX)
Brown-Waite, Ginny
Burgess
Burton (IN)
Buyer
Calvert
Camp (MI)
Campbell (CA)
Cannon
Cantor
Capito
Carter
Coble
Cole (OK)
Conaway
Crenshaw
Culberson
Davis (KY)
Davis, David
DeGette
Diaz-Balart, L.
Diaz-Balart, M.
Doolittle
Drake

NAYS—126

Dreier
Duncan
Emerson
English (PA)
Everett
Fallin
Feeney
Flake
Foe x
Franks (AZ)
Garrett (NJ)
Gillmor
Gohmert
Goode
Granger
Hall (TX)
Hastert
Hastings (WA)
Hayes
Hensarling
Hergert
Hobson
Hoekstra
Hunter
Inglis (SC)
Issa
Johnson, Sam
Jordan
Keller
King (IA)
Kingston
Kirk
Kline (MN)
Lamborn
Latham
Lewis (CA)
Lewis (KY)
Linder
Lucas
Manzullo
Marchant



Wamp	Wicker	Wilson (SC)
Weller	Wilson (NM)	Young (FL)

## NOT VOTING—14

Bean	Cubin	Hinojosa
Berkley	Davis, Jo Ann	Porter
Blumenauer	Green, Gene	Towns
Brady (PA)	Herseth Sandlin	Young (AK)
Courtney	Higgins	

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill was passed was, by unanimous consent, laid on the table.

*Ordered*, That the Clerk notify the Senate thereof.

## 194.10 COLLEGE COST REDUCTION

Mr. George MILLER of California, pursuant to House Resolution 531, called up for consideration the bill (H.R. 2669) to provide for reconciliation pursuant to section 601 of the concurrent resolution on the budget for fiscal year 2008.

Pending consideration of said bill.

Pursuant to House Resolution 531, the following amendment in the nature of a substitute, recommended by the Committee on Education and Labor printed in the bill, as modified by the amendment printed in part A of House Report 110-224, was considered as agreed to:

Strike all after the enacting clause and insert the following:

## SECTION 1. SHORT TITLE.

(a) SHORT TITLE.—This Act may be cited to as the “College Cost Reduction Act of 2007”.

(b) TABLE OF CONTENTS.—

Sec. 1. Short title; table of contents.  
Sec. 2. References; effective date.

## TITLE I—INVESTING IN STUDENT AID

## PART A—INCREASING THE PURCHASING POWER OF PELL GRANTS

Sec. 101. Mandatory Pell Grant Increases.  
Sec. 102. Support for working students.  
Sec. 103. Simplified needs test and automatic zero improvements.  
Sec. 104. Definitions.

## PART B—MAKING STUDENT LOANS MORE AFFORDABLE

Sec. 111. Interest rate reductions.  
Sec. 112. Increases in loan limits.  
Sec. 113. Reduction of lender special allowance payments.  
Sec. 114. Elimination of exceptional performer status for lenders.  
Sec. 115. Reduction of lender insurance percentage.  
Sec. 116. Guaranty agency collection retention.  
Sec. 117. Account maintenance fees.  
Sec. 118. Increased loan fees from lenders.  
Sec. 119. Student loan information.  
Sec. 120. Market-based determination of lender returns.

## PART C—REWARDING SERVICE IN REPAYMENT

Sec. 131. Loan forgiveness for service in areas of national need.  
“Sec. 428K. Loan forgiveness for service in areas of national need.  
Sec. 132. Income-contingent repayment for public sector employees.  
Sec. 133. Income-based repayment.  
“Sec. 493C. Income-based repayment.

Sec. 134. Definition of economic hardship.  
Sec. 135. Deferrals.  
Sec. 136. Maximum repayment period.  
Sec. 137. Deferral of loan repayment following active duty.  
“Sec. 484C. Deferral of loan repayment following active duty.

Sec. 138. Sense of the Congress; report.  
PART D—SUSTAINING THE PERKINS LOAN PROGRAM

Sec. 141. Federal Perkins Loans.  
TITLE II—REDUCING THE COST OF COLLEGE

Sec. 201. State commitment to affordable college education.  
“Sec. 132. State commitment to affordable college education.

Sec. 202. Consumer information and public accountability in higher education.  
“Sec. 131. Consumer information and public accountability in higher education.

Sec. 203. Incentives and rewards for low tuition.  
“Sec. 401B. Incentives and rewards for low tuition.

Sec. 204. Cooperative education rewards for institutions that restrain tuition increases.

## “TITLE VIII—COOPERATIVE EDUCATION REWARDS FOR INSTITUTIONS THAT RESTRAIN TUITION INCREASES

“Sec. 801. Definition of cooperative education.  
“Sec. 802. Authorization of appropriations; reservations.  
“Sec. 803. Grants for cooperative education.  
“Sec. 804. Demonstration and innovation projects; training and resource centers; and research.

## TITLE III—ENSURING A HIGHLY QUALIFIED TEACHER IN EVERY CLASSROOM

## PART A—TEACH GRANTS

Sec. 301. TEACH Grants.  
“SUBPART 9—TEACH GRANTS  
“Sec. 420L. Program established.  
“Sec. 420M. Eligibility; applications.  
“Sec. 420N. Definitions.  
“Sec. 420O. Program period and funding.

## PART B—CENTERS OF EXCELLENCE

Sec. 311. Centers of excellence.  
“PART C—CENTERS OF EXCELLENCE  
“Sec. 231. Definitions.  
“Sec. 232. Centers of excellence.  
“Sec. 233. Appropriations.

## TITLE IV—LEVERAGING FUNDS TO INCREASE COLLEGE ACCESS

## PART A—STRENGTHENING HISTORICALLY BLACK COLLEGES AND UNIVERSITIES AND MINORITY-SERVING INSTITUTIONS

Sec. 401. Investment in Historically Black Colleges and Universities and Minority-Serving Institution.

## “PART I—STRENGTHENING HISTORICALLY BLACK COLLEGES AND UNIVERSITIES AND OTHER MINORITY-SERVING INSTITUTIONS

“Sec. 499A. Investment in Historically Black Colleges and Universities and Other Minority-Serving Institution.

## PART B—COLLEGE ACCESS CHALLENGE GRANTS

Sec. 411. College Access Challenge grants.  
PART C—UPWARD BOUND

Sec. 412. Upward Bound.

## TITLE V—ADDITIONAL PROVISIONS

Sec. 501. Independent evaluation of distance education programs.  
Sec. 502. Encouraging colleges and universities to “go green”.

## SEC. 2. REFERENCES; EFFECTIVE DATE.

(a) REFERENCES.—Except as otherwise expressly provided, whenever in this Act an

amendment or repeal is expressed in terms of an amendment to, or repeal of, a section or other provision, the reference shall be considered to be made to a section or other provision of the Higher Education Act of 1965 (20 U.S.C. 1001 et seq.).

(b) EFFECTIVE DATE.—Except as otherwise expressly provided therein, the amendments made by this Act shall be effective on October 1, 2007.

TITLE I—INVESTING IN STUDENT AID  
PART A—INCREASING THE PURCHASING POWER OF PELL GRANTS

## SEC. 101. MANDATORY PELL GRANT INCREASES.

(a) EXTENSION OF AUTHORITY.—Section 401(a) (20 U.S.C. 1070a(a)) is amended by striking “fiscal year 2004” and inserting “fiscal year 2013”.

(b) FUNDING FOR INCREASES.—Section 401(b) (20 U.S.C. 1070a(b)) is amended by adding at the end the following new paragraph:

“(9) ADDITIONAL FUNDS.—  
“(A) IN GENERAL.—There are authorized to be appropriated, and there are appropriated, to carry out subparagraph (B) of this paragraph (in addition to any other amounts appropriated to carry out this section and out of any money in the Treasury not otherwise appropriated) the following amounts:

“(i) \$840,000,000 for fiscal year 2008;  
“(ii) \$870,000,000 for fiscal year 2009;  
“(iii) \$1,340,000,000 for fiscal year 2010;  
“(iv) \$2,280,000,000 for fiscal year 2011;  
“(v) \$2,350,000,000 for fiscal year 2012;  
“(vi) \$2,400,000,000 for fiscal year 2013;  
“(vii) \$2,450,000,000 for fiscal year 2014;  
“(viii) \$2,510,000,000 for fiscal year 2015;  
“(ix) \$2,550,000,000 for fiscal year 2016; and  
“(x) \$2,570,000,000 for fiscal year 2017.

“(B) INCREASE IN FEDERAL PELL GRANTS.—The amounts made available pursuant to subparagraph (A) of this paragraph shall be used to increase the amount of the maximum Pell Grant for which a student shall be eligible during an award year, as specified in the last enacted appropriation Act applicable to that award year, by—

“(i) \$200 for each of the award years 2008–2009 and 2009–2010;  
“(ii) \$300 for award year 2010–2011; and  
“(iii) \$500 for award year 2011–2012 and each subsequent award year.

“(C) USE OF FISCAL YEAR FUNDS FOR AWARD YEARS.—The amounts made available by subparagraph (A) for any fiscal year shall be available and remain available for use under subparagraph (B) for the award year that begins in such fiscal year.”.

(c) AUTHORIZED MAXIMUMS.—Section 401(b)(2)(A) (20 U.S.C. 1070a(b)(2)(A)) is amended to read as follows:

“(2)(A) The amount of the Federal Pell Grant for a student eligible under this part shall be—

“(i) \$7,600 for academic year 2008–2009;  
“(ii) \$8,600 for academic year 2009–2010;  
“(iii) \$9,600 for academic year 2010–2011;  
“(iv) \$10,600 for academic year 2011–2012; and

“(v) \$11,600 for academic year 2012–2013, less an amount equal to the amount determined to be the expected family contribution with respect to that student for that year.”.

(d) TUITION SENSITIVITY.—  
(1) AMENDMENT.—Section 401(b) (20 U.S.C. 1070a(b)) is further amended—

(A) by striking paragraph (3); and  
(B) by redesignating paragraphs (4) through (9) as paragraphs (3) through (8), respectively.

(2) EFFECTIVE DATE.—The amendments made by paragraph (1) of this subsection are effective on the date of enactment of this Act.

(3) APPROPRIATION.—There shall be available to the Secretary, from funds not otherwise appropriated, \$5,000,000 for the period

beginning on the date of enactment of this Act and ending on October 1, 2008, to carry out the amendments made by paragraph (1) of this subsection.

(e) MULTIPLE GRANTS.—

(1) AMENDMENT.—Paragraph (5) of section 401(b) (as redesignated by subsection (d)(1)(B)) is amended to read as follows:

“(5) YEAR-ROUND PELL GRANTS.—The Secretary is authorized, for students enrolled in a baccalaureate degree, associate’s degree, or certificate program of study at an eligible institution, to award such students not more than two Pell grants during an award year to permit such students to accelerate progress toward their degree or certificate objectives by enrolling in courses for more than 2 semesters, or 3 quarters, or the equivalent, in a given academic year.”

(2) EFFECTIVE DATE.—The amendment made by paragraph (1) shall be effective July 1, 2009.

(f) ACADEMIC COMPETITIVENESS GRANTS.—Section 401A (as amended by section 8003 of Public Law 109-171) is amended—

(1) in subsection (c)(3)(A)(ii), by inserting “, except as part of a secondary school program of study” before the semicolon;

(2) by redesignating subsection (g) as subsection (h); and

(3) by inserting after subsection (f) the following new subsection:

“(g) DETERMINATION OF ACADEMIC YEAR.—Notwithstanding section 481(a)(2), for the purpose of determining eligibility for a grant under this section, a student shall be considered to be enrolled or accepted for enrollment in the first, second, third, or fourth academic year of a program of undergraduate education based on the student’s class standing, as determined by the institution of higher education at which the student is enrolled or accepted for enrollment.”

(g) ELIGIBILITY FOR ACADEMIC COMPETITIVENESS GRANTS.—Section 401A is further amended—

(1) in subsection (c)—

(A) by striking “full-time”; and

(B) by amending paragraph (1) to read as follows:

“(1) is an eligible student under section 484, including being enrolled or accepted for enrollment in a degree, certificate, or other eligible program leading to a recognized educational credential at an institution of higher education;”;

(2) in subsection (d), by adding at the end the following new paragraph:

“(3) ADJUSTMENT FOR LESS THAN FULL-TIME ENROLLMENT.—A grant awarded under this section to an eligible student who attends an eligible institution on a less than full-time (but at least half-time or more) basis shall be reduced in the same proportion as would a Federal Pell Grant pursuant to section 401(b)(2)(B).”

**SEC. 102. SUPPORT FOR WORKING STUDENTS.**

(a) DEPENDENT STUDENTS.—Subparagraph (D) of section 475(g)(2) (20 U.S.C. 1087oo)(g)(2)(D)) is amended to read as follows:

“(D) an income protection allowance of \$3,750 (or a successor amount prescribed by the Secretary under section 478);”

(b) INDEPENDENT STUDENTS WITHOUT DEPENDENTS OTHER THAN A SPOUSE.—Clause (iv) of section 476(b)(1)(A) (20 U.S.C. 1087pp)(b)(1)(A)(iv)) is amended to read as follows:

“(iv) an income protection allowance of the following amount (or a successor amount prescribed by the Secretary under section 478)—

“(I) for single or separated students, or married students where both are enrolled pursuant to subsection (a)(2), \$6,690; and

“(II) for married students where 1 is enrolled pursuant to subsection (a)(2), \$10,720;”

(c) UPDATED TABLES AND AMOUNTS.—Section 478(b) (20 U.S.C. 1087rr(b)) is amended—

(1) in paragraph (1)—

(A) by striking “REVISED TABLES.—For each” and inserting “REVISED TABLES.—

“(A) IN GENERAL.—For each”;

(B) in subparagraph (A) (as designated by subparagraph (A)), in the third sentence—

(i) by striking “preceding sentence” and inserting “subparagraph (A)”; and

(ii) by striking “For the 2007–2008” and inserting the following:

“(B) SPECIAL RULE FOR 2007–2008 ACADEMIC YEAR.—For the 2007–2008”; and

(C) by adding at the end the following:

“(C) SPECIAL RULE FOR 2009–2010 THROUGH 2012–2013 ACADEMIC YEARS.—For the 2009–2010 academic year, and for each of the 3 succeeding academic years, the Secretary shall revise the tables in accordance with this paragraph, except that, for the table in section 477(b)(4), the Secretary shall revise such table by increasing the amounts contained in such table for the preceding academic year by 10 percent.”; and

(2) in paragraph (2), by striking “shall be developed” and all that follows through the period at the end and inserting “shall be developed—

“(A) for academic year 2008–2009, by increasing each of the dollar amounts contained in such section as such section was in effect on the day before the date of enactment of the College Cost Reduction Act of 2007 by a percentage equal to the estimated percentage increase in the Consumer Price Index (as defined in section 478(f)) between December 2006 and the December next preceding the beginning of such academic year, and rounding the result to the nearest \$10;

“(B) for each of the academic years 2010–2011 and 2011–2012, by increasing each of the amounts determined under this paragraph for the preceding academic year by 10 percent; and

“(C) for each academic year after 2012–2013, by increasing each of the dollar amounts determined under this paragraph for academic year 2012–2013 by a percentage equal to the estimated percentage increase in the Consumer Price Index (as defined in section 478(f)) between December 2011 and the December next preceding the beginning of such academic year, and rounding the result to the nearest \$10.”

(d) EFFECTIVE DATE.—The amendments made by subsections (a) and (b) shall take effect on July 1, 2009, and the amendment made by subsection (c) shall take effect on July 1, 2008.

**SEC. 103. SIMPLIFIED NEEDS TEST AND AUTOMATIC ZERO IMPROVEMENTS.**

(a) SIMPLIFIED NEEDS TEST.—Section 479 (20 U.S.C. 1087ss) is amended—

(1) in subsection (b)—

(A) in paragraph (1)(A)(i)—

(i) in subclause (II), by striking “or” after the semicolon;

(ii) by redesignating subclause (III) as subclause (IV);

(iii) by inserting after subclause (II) the following:

“(III) 1 of whom is a dislocated worker; or”; and

(iv) in subclause (IV) (as redesignated by clause (ii)), by striking “12-month” and inserting “24-month”; and

(B) in paragraph (1)(B)(i)—

(i) in subclause (II), by striking “or” after the semicolon;

(ii) by redesignating subclause (III) as subclause (IV);

(iii) by inserting after subclause (II) the following:

“(III) 1 of whom is a dislocated worker; or”; and

(iv) in subclause (IV) (as redesignated by clause (ii)), by striking “12-month” and inserting “24-month”;

(2) in subsection (c)—

(A) in paragraph (1)—

(i) in subparagraph (A)—

(I) in clause (ii), by striking “or” after the semicolon;

(II) by redesignating clause (iii) as clause (iv);

(III) by inserting after clause (ii) the following:

“(iii) 1 of whom is a dislocated worker; or”; and

(IV) in clause (iv) (as redesignated by subclause (II)), by striking “12-month” and inserting “24-month”; and

(ii) in subparagraph (B), by striking “\$20,000” and inserting “\$30,000”; and

(B) in paragraph (2)—

(i) in subparagraph (A)—

(I) in clause (ii), by striking “or” after the semicolon;

(II) by redesignating clause (iii) as clause (iv);

(III) by inserting after clause (ii) the following:

“(iii) is a dislocated worker; or”; and

(IV) in clause (iv) (as redesignated by subclause (II)), by striking “12-month” and inserting “24-month”; and

(ii) in subparagraph (B), by striking “\$20,000” and inserting “\$30,000”; and

(C) in the flush matter following paragraph (2)(B), by adding at the end the following:

“The Secretary shall annually adjust the income level necessary to qualify an applicant for the zero expected family contribution. The income level shall be adjusted according to increases in the Consumer Price Index, as defined in section 478(f).”; and

(3) in subsection (d)—

(A) by redesignating paragraphs (1) through (6) as subparagraphs (A) through (F), respectively and moving the margins of such subparagraphs 2 ems to the right;

(B) by striking “(d) DEFINITION” and all that follows through “the term” and inserting the following:

“(d) DEFINITIONS.—In this section:

“(1) DISLOCATED WORKER.—The term ‘dislocated worker’ has the meaning given the term in section 101 of the Workforce Investment Act of 1998 (29 U.S.C. 2801).

“(2) MEANS-TESTED FEDERAL BENEFIT PROGRAM.—The term”

(b) DISCRETION OF STUDENT FINANCIAL AID ADMINISTRATORS.—Section 479A(a) (20 U.S.C. 1087tt(a)) is amended in the third sentence by inserting “a family member who is a dislocated worker (as defined in section 101 of the Workforce Investment Act of 1998 (29 U.S.C. 2801)).” after “recent unemployment of a family member.”

(c) EFFECTIVE DATE.—The amendments made by this section shall be effective on July 1, 2009.

**SEC. 104. DEFINITIONS.**

(a) TOTAL INCOME.—Section 480(a)(2) (20 U.S.C. 1087vv(a)(2)) is amended—

(1) by striking “and no portion” and inserting “no portion”; and

(2) by inserting “and no distribution from any qualified education benefit described in subsection (f)(3) that is not subject to Federal income tax.” after “1986.”

(b) UNTAXED INCOME AND BENEFITS.—Section 480(b) (20 U.S.C. 1087vv(b)) is amended to read as follows:

“(b) UNTAXED INCOME AND BENEFITS.—

“(1) The term ‘untaxed income and benefits’ means—

“(A) child support received;

“(B) workman’s compensation;

“(C) veteran’s benefits such as death pension, dependency, and indemnity compensation, but excluding veterans’ education benefits as defined in subsection (c);

“(D) interest on tax-free bonds;

“(E) housing, food, and other allowances (excluding rent subsidies for low-income

housing) for military, clergy, and others (including cash payments and cash value of benefits);

“(F) cash support or any money paid on the student's behalf, except, for dependent students, funds provided by the student's parents;

“(G) untaxed portion of pensions;

“(H) payments to individual retirement accounts and Keogh accounts excluded from income for Federal income tax purposes; and

“(I) any other untaxed income and benefits, such as Black Lung Benefits, Refugee Assistance, railroad retirement benefits, or Job Training Partnership Act noneducational benefits or benefits received through participation in employment and training activities under title I of the Workforce Investment Act of 1998 (29 U.S.C. 2801 et seq.).

“(2) The term ‘untaxed income and benefits’ shall not include the amount of additional child tax credit claimed for Federal income tax purposes.”

(c) ASSETS.—Section 480(f) (20 U.S.C. 1087vv(f)) is amended—

(1) in paragraph (3), by striking “shall not be considered an asset of a student for purposes of section 475” and inserting “shall be considered an asset of the parent for purposes of section 475”;

(2) by redesignating paragraphs (4) and (5) as paragraphs (5) and (6), respectively; and

(3) by inserting after paragraph (3) the following:

“(4) A qualified education benefit shall be considered an asset of the student for purposes of section 476 and 477.”

(d) OTHER FINANCIAL ASSISTANCE.—Section 480(j)(2) (20 U.S.C. 1087vv(j)(2)) is amended by inserting “, or a distribution that is not includable in gross income under section 529 of such Code, under another prepaid tuition plan offered by a State, or under a Coverdell education savings account under section 530 of such Code,” after “1986”.

(e) EFFECTIVE DATE.—The amendments made by this section shall be effective on July 1, 2009.

#### **PART B—MAKING STUDENT LOANS MORE AFFORDABLE**

##### **SEC. 111. INTEREST RATE REDUCTIONS.**

(a) FFEL INTEREST RATES.—

(1) Section 427A(1) (20 U.S.C. 1077a(1)) is amended by adding at the end the following new paragraph:

“(4) REDUCED RATES FOR UNDERGRADUATE SUBSIDIZED LOANS.—Notwithstanding subsection (h) and paragraph (1) of this subsection, with respect to any loan to an undergraduate student made, insured, or guaranteed under this part (other than a loan made pursuant to section 428B, 428C, or 428H) for which the first disbursement is made on or after July 1, 2006, and before July 1, 2013, the applicable rate of interest shall be as follows:

“(A) For a loan for which the first disbursement is made on or after July 1, 2006, and before July 1, 2008, 6.80 percent on the unpaid principal balance of the loan.

“(B) For a loan for which the first disbursement is made on or after July 1, 2008, and before July 1, 2009, 6.12 percent on the unpaid principal balance of the loan.

“(C) For a loan for which the first disbursement is made on or after July 1, 2009, and before July 1, 2010, 5.44 percent on the unpaid principal balance of the loan.

“(D) For a loan for which the first disbursement is made on or after July 1, 2010, and before July 1, 2011, 4.76 percent on the unpaid principal balance of the loan.

“(E) For a loan for which the first disbursement is made on or after July 1, 2011, and before July 1, 2012, 4.08 percent on the unpaid principal balance of the loan.

“(F) For a loan for which the first disbursement is made on or after July 1, 2012

and before July 1, 2013, 3.40 percent on the unpaid principal balance of the loan.”

(2) SPECIAL ALLOWANCE CROSS REFERENCE.—Section 438(b)(2)(I)(ii)(II) (20 U.S.C. 1086(b)(2)(I)(ii)(II)) is amended by striking “section 427A(1)(1)” and inserting “section 427A(1)(1) or (1)(4)”.

(b) DIRECT LOAN INTEREST RATES.—Section 455(b)(7) (20 U.S.C. 1087e(b)(7)) is amended by adding at the end the following new subparagraph:

“(D) REDUCED RATES FOR UNDERGRADUATE FDSL.—Notwithstanding the preceding paragraphs of this subsection, for Federal Direct Stafford Loans made to undergraduate students for which the first disbursement is made on or after July 1, 2006, and before July 1, 2013, the applicable rate of interest shall be as follows:

“(i) For a loan for which the first disbursement is made on or after July 1, 2006, and before July 1, 2008, 6.80 percent on the unpaid principal balance of the loan.

“(ii) For a loan for which the first disbursement is made on or after July 1, 2008, and before July 1, 2009, 6.12 percent on the unpaid principal balance of the loan.

“(iii) For a loan for which the first disbursement is made on or after July 1, 2009, and before July 1, 2010, 5.44 percent on the unpaid principal balance of the loan.

“(iv) For a loan for which the first disbursement is made on or after July 1, 2010, and before July 1, 2011, 4.76 percent on the unpaid principal balance of the loan.

“(v) For a loan for which the first disbursement is made on or after July 1, 2011, and before July 1, 2012, 4.08 percent on the unpaid principal balance of the loan.

“(vi) For a loan for which the first disbursement is made on or after July 1, 2012, and before July 1, 2013, 3.40 percent on the unpaid principal balance of the loan.”

##### **SEC. 112. INCREASES IN LOAN LIMITS.**

(a) INCREASE IN THIRD AND SUBSEQUENT YEAR LIMITS.—

(1) FEDERAL INSURANCE LIMITS.—Section 425(a)(1)(A)(iii) (20 U.S.C. 1075(a)(1)(A)(iii)) is amended by striking “\$5,500” and inserting “\$7,500”.

(2) GUARANTY LIMITS.—Section 428(b)(1)(A)(iii)(I) (20 U.S.C. 1078(b)(1)(A)(iii)(I)) is amended by striking “\$5,500” and inserting “\$7,500”.

(b) INCREASE IN AGGREGATE LIMITS.—

(1) FEDERAL INSURANCE LIMITS.—Section 425(a)(2)(A) (20 U.S.C. 1075(a)(2)(A)) is amended—

(A) in clause (i), by striking “\$23,000” and inserting “\$30,500”; and

(B) in clause (ii), by striking “\$65,500” and inserting “\$73,000”.

(2) GUARANTY LIMITS.—Section 428(b)(1)(B) (20 U.S.C. 1078(b)(1)(A)(iii)(I)) is amended—

(A) in clause (i), by striking “\$23,000” and inserting “\$30,500”; and

(B) in clause (ii), by striking “\$65,500” and inserting “\$73,000”.

(c) EFFECTIVE DATE.—The amendments made by this section shall be effective July 1, 2008.

##### **SEC. 113. REDUCTION OF LENDER SPECIAL ALLOWANCE PAYMENTS.**

Section 438(b)(2)(I) (20 U.S.C. 1087–1(b)(2)(I)) is amended—

(1) in clause (i), by striking “clauses (ii), (iii), and (iv)” and inserting “the following clauses”;

(2) in clause (v)(III), by striking “clauses (ii), (iii), and (iv)” and inserting “clauses (ii), (iii), (iv), and (vi)”;

(3) by adding at the end the following new clause:

“(vi) REDUCTION FOR LOANS ON OR AFTER OCTOBER 1, 2007.—With respect to a loan on which the applicable interest rate is determined under section 427A(1), the percentage to be added under clause (i)(III) in computing

the special allowance payment pursuant to this subparagraph shall be the following:

“(I) IN GENERAL AND PLUS LOANS.—1.79 percent in the case of a loan described in clause (i) or (iii) for which the first disbursement of principal is made on or after October 1, 2007.

“(II) IN SCHOOL AND GRACE PERIOD.—1.19 percent in the case of a loan described in clause (ii)(II) for which the first disbursement of principal is made on or after October 1, 2007.

“(III) CONSOLIDATION LOANS.—2.09 percent in the case of a loan described in clause (iv) made on or after October 1, 2007.”

##### **SEC. 114. ELIMINATION OF EXCEPTIONAL PERFORMER STATUS FOR LENDERS.**

(a) ELIMINATION OF STATUS.—Part B of title IV (20 U.S.C. 1071 et seq.) is amended by striking section 428I (20 U.S.C. 1078–9).

(b) CONFORMING AMENDMENTS.—Part B of title IV is further amended—

(1) in section 428(c)(1) (20 U.S.C. 1078(c)(1))—

(A) by striking subparagraph (D); and

(B) by redesignating subparagraphs (E) through (H) as subparagraphs (D) through (G), respectively; and

(2) in section 438(b)(5) (20 U.S.C. 1087–1(b)(5)), by striking the matter following subparagraph (B).

##### **SEC. 115. REDUCTION OF LENDER INSURANCE PERCENTAGE.**

(a) AMENDMENT.—Subparagraph (G) of section 428(b)(1) (20 U.S.C. 1078(b)(1)(G)) is amended to read as follows:

“(G) insures 95 percent of the unpaid principal of loans insured under the program, except that—

“(i) such program shall insure 100 percent of the unpaid principal of loans made with funds advanced pursuant to section 428(j) or 439(q); and

“(ii) notwithstanding the preceding provisions of this subparagraph, such program shall insure 100 percent of the unpaid principal amount of exempt claims as defined in subsection (c)(1)(G);”

(b) EFFECTIVE DATE.—The amendment made by subsection (a) shall take effect with respect to loans made on or after October 1, 2007.

##### **SEC. 116. GUARANTY AGENCY COLLECTION RETENTION.**

Clause (ii) of section 428(c)(6)(A) (20 U.S.C. 1078(c)(6)(A)(ii)) is amended to read as follows:

“(ii) an amount equal to 23 percent of such payments for use in accordance with section 422B, except that beginning October 1, 2007, this subparagraph shall be applied by substituting ‘16 percent’ for ‘23 percent’.”

##### **SEC. 117. UNIT COSTS FOR ACCOUNT MAINTENANCE FEES.**

Section 458(b) (20 U.S.C. 1087h(b)) is amended by striking “0.10 percent” and inserting “0.06 percent”.

##### **SEC. 118. INCREASED LOAN FEES FROM LENDERS.**

Paragraph (2) of section 438(d) (20 U.S.C. 1087–1(d)(2)) is amended to read as follows:

“(2) AMOUNT OF LOAN FEES.—

“(A) AMOUNT.—The amount of the loan fee which shall be deducted under paragraph (1), but which may not be collected from the borrower, shall be equal to—

“(i) except as provided in clauses (ii) and (iii), 0.50 percent of the principal amount of the loan with respect to any loan under this part for which the first disbursement was made on or after October 1, 1993;

“(ii) 1.0 percent of the principal amount of the loan with respect to any loan under this part for which the first disbursement was made on or after October 1, 2007, that is held by any holder other than a holder described in subclause (I) or (II) of clause (iii); and

“(iii) 0.0 percent of the principal amount of the loan with respect to any loan under this part for which the first disbursement was

made on or after October 1, 2007, that is held by—

“(I) any holder that, together with its affiliated holders, is designated by the Secretary annually as a small lender under subparagraph (B); or

“(II) any holder that—

“(aa) is a unit of a State or local government or a nonprofit private entity; and

“(bb) is not owned in whole or in part by, or controlled or operated by a for-profit entity.

“(B) DESIGNATION OF SMALL LENDERS.—In determining which holders of eligible loans qualify as small lenders for purposes of subparagraph (A)(iii)(I), the Secretary shall, using the most recently available data with respect to the total principal amount of eligible loans held by holders—

“(i) rank all holders of eligible loans (combined with their affiliated holders) in descending order by total principal amount of eligible loans held;

“(ii) calculate the total principal amount of eligible loans held by all holders; and

“(iii) identify the subset of consecutively ranked holders under clause (i), starting with the lowest ranked holder, that together hold a total principal amount of such loans equal to 15 percent of the total amount calculated under clause (ii), but excluding the holder, if any, whose holdings when added cause the total holdings of the subset to equal but not exceed such 15 percent of such total amount calculated; and

“(iv) designate as small lenders any holder identified as a member of the subset under clause (iii).”

**SEC. 119. MARKET-BASED DETERMINATION OF LENDER RETURNS.**

(a) JOINT PLANNING STUDY TO SELECT AUCTION MECHANISMS FOR TESTING.—

(1) PLANNING STUDY.—The Secretaries of Education and Treasury jointly shall conduct a planning study, in consultation with the Office of Management and Budget, the Congressional Budget Office, the General Accounting Office, and other individuals and entities the Secretaries determines appropriate, to—

(A) examine the matters described in paragraph (2) in order to determine which market-based mechanisms for determining lender returns on loans made, insured, or guaranteed under part B of title IV of the Higher Education Act of 1965 (20 U.S.C. 1071 et seq.) shall be tested under the pilot programs described in subsection (c); and

(B) determine what related administrative and other changes will be required in order to ensure that high-quality services are provided under a successful implementation of market-based determinations of lender returns for all loans made, insured, or guaranteed under such part.

(2) MATTERS EXAMINED.—The planning study under this subsection shall examine—

(A) whether it is most appropriate to auction existing loans under part B of title IV of such Act, to auction the rights to originate loans under such part, or whether the sale of securities backed by federally-owned student loan assets originated by banks acting as agents of the Federal Government would provide the most efficient market-based alternative;

(B) matters related to efficient financial organization of any auctions or sales of loans under such part, including how loans and origination rights are bundled, the capital structure of any securitization plan, and issues related to servicing; and

(C) how to ensure that statutory, regulatory, and administrative requirements do not impede separate management and ownership of loans or assets backed by loans under part B of title IV of such Act.

(3) MECHANISMS.—In determining which market-based mechanisms are the most

promising models to test the pilot programs under subsection (b), the planning study shall take into account whether a particular market-based mechanism will—

(A) ensure loan availability under part B of title IV of such Act to all eligible students at all participating institutions;

(B) minimize administrative complexity for borrowers, institutions, lenders, and the Federal Government; and

(C) reduce Federal costs if used on a program-wide basis.

(4) REPORT.—A report on the results of the planning study, together with a plan for implementation of one or more pilot programs using promising market-based approaches for determining lender returns, shall be transmitted to Congress not later than 6 months after the date of enactment of this Act.

(b) PILOT PROGRAMS TO BE TESTED.—

(1) AUTHORIZATION.—

(A) IN GENERAL.—Notwithstanding any other provision of law, after the report described in subsection (a)(4) is transmitted to Congress, the Secretary of Education shall, in consultation with the Secretary of the Treasury, begin preparations necessary to carry out pilot programs meeting the requirements of this subsection in accordance with the implementation plan included in such report.

(B) IMPLEMENTATION DATE.—The Secretary of Education shall commence implementation of the pilot programs under this subsection not earlier than July 1, 2008.

(C) DURATION AND LOAN VOLUME.—The pilot programs under this subsection shall be not more than two academic years in duration, and the Secretary of Education may use the pilot programs to determining the lender returns for not more than—

(i) 10 percent of the annual loan volume under part B of title IV of the Higher Education Act of 1965 during the first year of the pilot programs under this subsection; and

(ii) 20 percent of the annual loan volume under part B of title IV of such Act during the second year of the pilot programs under this subsection.

(2) VOLUNTARY PARTICIPATION.—

(A) Participation in any auction-based pilot program under this subsection shall be voluntary for eligible institutions and eligible lenders participating under part B of title IV of such Act prior to July 1, 2006.

(B) All savings to the United States Treasury generated by such auctions shall be distributed to institutions participating under this subsection on a basis proportionate to loan volume under such part for supplemental, need-based financial aid, except that an institution that is operating as an eligible lender under section 435(d)(2) of such Act shall not be eligible for any such distribution.

(3) INDEPENDENT EVALUATION.—The Government Accountability Office shall conduct an independent evaluation of the pilot programs under this subsection, which evaluation shall be completed, and the results of such submitted to the Secretary of Education, the Secretary of the Treasury, and Congress, not later than 120 days after the termination of such pilot programs.

(c) PROGRAM-WIDE IMPLEMENTATION.—Notwithstanding any other provision of part B of title IV of the Higher Education Act of 1965, for the first academic year beginning not less than 120 days after the independent evaluation described in subsection (b)(3) has been transmitted to Congress, and succeeding academic years, the Secretary of Education is authorized to implement for all loans made under such part, a program-wide, market-based system to determine returns to all lenders as the Secretary of Education determines appropriate, provided that—

(1) the Secretary of Education, in consultation with the Secretary of the Treasury, has certified that the auction-based system that the Secretary of Education intends to implement on a program-wide basis would—

(A) ensure loan availability under such part to all eligible students at all participating institutions;

(B) minimize administrative complexity for borrowers, institutions, lenders, and the Federal Government, including the enhancement of the modernization of the student financial aid system; and

(C) reduce Federal costs when used on a program-wide basis; and

(2) the Secretary of Education has notified Congress of the Secretary's intent to implement a program-wide auction based system, and has provided a description of the structure of such auction-based system, at least 120 days before implementing such system.

(d) CONSULTATION.—

(1) IN GENERAL.—As part of the planning study, pilot programs, and program-wide implementation phases described in this section, the Secretary of Education shall consult with representatives of investment banks, ratings agencies, lenders, institutions of higher education, and students, as well as individuals or other entities with pertinent technical expertise. The Secretary of Education shall engage in such consultations using such methods as, and to the extent that, the Secretary determines appropriate to the time constraints associated with the study, programs, and implementation.

(2) SERVICES OF OTHER FEDERAL AGENCIES.—In carrying out the planning study and pilot programs described in this section, the Secretary of Education may use, on a reimbursable basis, the services (including procurement authorities and services), equipment, personnel, and facilities of other agencies and instrumentalities of the Federal Government.

**SEC. 120. OTHER GUARANTY AGENCY REFORMS.**

(a) AGENCY OPERATING FUNDS.—Section 422B(c) (20 U.S.C. 1072b(c)) is amended—

(1) by striking “and” at the end of paragraph (5);

(2) by redesignating paragraph (6) as paragraph (7); and

(3) by inserting after paragraph (5) the following new paragraph:

“(6) the delinquency prevention fee paid by the Secretary in accordance with section 428(o); and”

(b) DELINQUENCY PREVENTION FEE.—Section 428 (20 U.S.C. 1078) is amended by adding at the end the following new subsection:

“(o) DELINQUENCY PREVENTION FEE.—

“(1) AMOUNT OF FEE.—The Secretary shall pay to each guaranty agency, on a monthly basis, a delinquency prevention fee equal to 0.0055 percent of the original principal amount of loans insured by the agency, other than loans in in-school or grace period status, that are not in delinquency status as of the end of the previous month.

“(2) DEFINITION.—For the purpose of earning the delinquency prevention fee, the term ‘not in delinquency status’ means the borrower is less than 60 days delinquent in making a required payment.”

(c) MINIMUM LOAN PROCESSING AND ISSUANCE FEES.—Section 428(f)(1)(A)(ii) (20 U.S.C. 1078(f)(1)(A)(ii)) is amended by inserting before the period at the end the following: “, except that the total amount of such payments to each guaranty agency in any fiscal year shall equal at least \$1,500,000”.

Page 46, line 1, redesignate paragraph (9) as paragraph (10) and insert before such line the following new paragraph:

“(9) SCHOOL COUNSELORS.—An individual who is employed as a school counselor (as such term is defined in section 5421(e)(3) of

Elementary and Secondary Education Act of 1965 (20 U.S.C. 7245(e)(3)) in an elementary or secondary school which is in the school district of a local educational agency which is eligible in such year for assistance pursuant to title I of the Elementary and Secondary Education Act of 1965, and which for the purpose of this paragraph and for that year has been determined by the Secretary (pursuant to regulations and after consultation with the State educational agency of the State in which the school is located) to be a school in which the enrollment of children counted under section 1113(a)(5) of the Elementary and Secondary Education Act of 1965 exceeds 30 percent of the total enrollment of that school.

### PART C—REWARDING SERVICE IN REPAYMENT

#### SEC. 131. LOAN FORGIVENESS FOR SERVICE IN AREAS OF NATIONAL NEED.

Section 428K (20 U.S.C. 1078-11) is amended to read as follows:

#### “SEC. 428K. LOAN FORGIVENESS FOR SERVICE IN AREAS OF NATIONAL NEED.

“(a) PROGRAM AUTHORIZED.—

“(1) LOAN FORGIVENESS AUTHORIZED.—The Secretary shall forgive, in accordance with this section, the student loan obligation of a borrower in the amount specified in subsection (c), for any new borrower after the date of enactment of the College Cost Reduction Act of 2007, who—

“(A) is employed full-time in an area of national need described in subsection (b); and

“(B) is not in default on a loan for which the borrower seeks forgiveness.

“(2) METHOD OF LOAN FORGIVENESS.—To provide loan forgiveness under paragraph (1), the Secretary is authorized to carry out a program—

“(A) through the holder of the loan, to assume the obligation to repay a qualified loan amount for a loan made, insured, or guaranteed under this part; and

“(B) to cancel a qualified loan amount for a loan made under part D of this title.

“(3) REGULATIONS.—The Secretary is authorized to issue such regulations as may be necessary to carry out the provisions of this section.

“(b) AREAS OF NATIONAL NEED.—For purposes of this section, an individual shall be treated as employed in an area of national need if the individual is employed full-time as any of the following:

“(1) EARLY CHILDHOOD EDUCATORS.—An individual who is employed as an early childhood educator in an eligible preschool program or eligible early childhood education program in a low-income community, and who is involved directly in the care, development, and education of infants, toddlers, or young children age 5 and under.

“(2) NURSES.—An individual who is employed—

“(A) as a nurse in a clinical setting; or

“(B) as a member of the nursing faculty at an accredited school of nursing (as those terms are defined in section 801 of the Public Health Service Act (42 U.S.C. 296)).

“(3) FOREIGN LANGUAGE SPECIALISTS.—An individual who has obtained a baccalaureate degree in a critical foreign language and is employed—

“(A) in an elementary or secondary school as a teacher of a critical foreign language; or

“(B) in an agency of the United States Government in a position that regularly requires the use of such critical foreign language.

“(4) LIBRARIANS.—An individual who is employed as a librarian in—

“(A) a public library that serves a geographic area within which the public schools have a combined average of 30 percent or more of their total student enrollments composed of children counted under section

1113(a)(5) of the Elementary and Secondary Education Act of 1965; or

“(B) an elementary or secondary school which is in the school district of a local educational agency which is eligible in such year for assistance pursuant to title I of the Elementary and Secondary Education Act of 1965, and which for the purpose of this paragraph and for that year has been determined by the Secretary (pursuant to regulations and after consultation with the State educational agency of the State in which the school is located) to be a school in which the enrollment of children counted under section 1113(a)(5) of the Elementary and Secondary Education Act of 1965 exceeds 30 percent of the total enrollment of that school.

“(5) HIGHLY QUALIFIED TEACHERS: BILINGUAL EDUCATION AND LOW-INCOME COMMUNITIES.—An individual who—

“(A) is highly qualified as such term is defined in section 9101 of the Elementary and Secondary Education Act of 1965; and

“(B)(i) is employed as a full-time teacher of bilingual education; or

“(ii) is employed as a teacher in a public or nonprofit private elementary or secondary school which is in the school district of a local educational agency which is eligible in such year for assistance pursuant to title I of the Elementary and Secondary Education Act of 1965, and which for the purpose of this paragraph and for that year has been determined by the Secretary (pursuant to regulations and after consultation with the State educational agency of the State in which the school is located) to be a school in which the enrollment of children counted under section 1113(a)(5) of the Elementary and Secondary Education Act of 1965 exceeds 40 percent of the total enrollment of that school.

“(6) CHILD WELFARE WORKERS.—An individual who—

“(A) has obtained a degree in social work or a related field with a focus on serving children and families; and

“(B) is employed in public or private child welfare services.

“(7) SPEECH-LANGUAGE PATHOLOGISTS.—An individual who is a speech-language pathologist, who is employed in an eligible preschool program or an elementary or secondary school, and who has, at a minimum, a graduate degree in speech-language pathology, or communication sciences and disorders.

“(8) NATIONAL SERVICE.—An individual who is engaged as a participant in a project under the National and Community Service Act of 1990 (as such terms are defined in section 101 of such Act (42 U.S.C. 12511)).

“(9) PUBLIC SECTOR EMPLOYEES.—An individual who is employed in public safety (including as a first responder, firefighter, police officer, or other law enforcement or public safety officer), emergency management (including as an emergency medical technician), public health, or public interest legal services (including prosecution or public “defense or legal advocacy in low-income communities at a nonprofit organization”).

“(c) QUALIFIED LOAN AMOUNT.—At the end of each school, academic, or calendar year of full-time employment in an area of national need described in subsection (b), not to exceed 5 years, the Secretary shall forgive not more than \$1,000 of the student loan obligation of a borrower that is outstanding after the completion of each such school, academic, or calendar year of employment, as appropriate, not to exceed \$5,000 in the aggregate for any borrower.

“(d) CONSTRUCTION.—Nothing in this section shall be construed to authorize the refunding of any repayment of a loan.

“(e) SEGAL AMERICORPS EDUCATION AWARD AND NATIONAL SERVICE AWARD RECIPIENTS.—A student borrower who qualifies for the maximum education award under subtitle D

of title I of the National and Community Service Act of 1990 (42 U.S.C. 12601 et seq.) shall receive under this section the amount, if any, by which the maximum benefit available under this section exceeds the maximum education award available under such subtitle.

“(f) INELIGIBILITY FOR DOUBLE BENEFITS.—No borrower may receive a reduction of loan obligations under both this section and section 428J or 460.

“(g) DEFINITIONS.—In this section:

“(1) CRITICAL FOREIGN LANGUAGE.—The term ‘critical foreign language’ includes the languages of Arabic, Korean, Japanese, Chinese, Pashto, Persian-Farsi, Serbian-Croatian, Russian, Portuguese, and any other language identified by the Secretary of Education, in consultation with the Defense Language Institute, the Foreign Service Institute, and the National Security Education Program, as a critical foreign language need.

“(2) EARLY CHILDHOOD EDUCATOR.—The term ‘early childhood educator’ means an early childhood educator who works directly with children in an eligible preschool program or eligible early childhood education program who has completed a baccalaureate or advanced degree in early childhood development, early childhood education, or in a field related to early childhood education.

“(3) ELIGIBLE PRESCHOOL PROGRAM.—The term ‘eligible preschool program’ means a program that provides for the care, development, and education of infants, toddlers, or young children age 5 and under, meets any applicable State or local government licensing, certification, approval, and registration requirements, and is operated by—

“(A) a public or private school that is supported, sponsored, supervised, or administered by a local educational agency;

“(B) a Head Start agency serving as a grantee designated under the Head Start Act (42 U.S.C. 9831 et seq.);

“(C) a nonprofit or community based organization; or

“(D) a child care program, including a home.

“(4) ELIGIBLE EARLY CHILDHOOD EDUCATION PROGRAM.—The term ‘eligible early childhood education program’ means—

“(A) a family child care program, center-based child care program, State prekindergarten program, school program, or other out-of-home early childhood development care program, that—

“(i) is licensed or regulated by the State; and

“(ii) serves 2 or more unrelated children who are not old enough to attend kindergarten;

“(B) a Head Start Program carried out under the Head Start Act (42 U.S.C. 9831 et seq.); or

“(C) an Early Head Start Program carried out under section 645A of the Head Start Act (42 U.S.C. 9840a).

“(5) LOW-INCOME COMMUNITY.—In this subsection, the term ‘low-income community’ means a community in which 70 percent of households earn less than 85 percent of the State median household income.

“(6) NURSE.—The term ‘nurse’ means a nurse who meets all of the following:

“(A) The nurse graduated from—

“(i) an accredited school of nursing (as those terms are defined in section 801 of the Public Health Service Act (42 U.S.C. 296));

“(ii) a nursing center; or

“(iii) an academic health center that provides nurse training.

“(B) The nurse holds a valid and unrestricted license to practice nursing in the State in which the nurse practices in a clinical setting.

“(C) The nurse holds one or more of the following:

“(i) A graduate degree in nursing, or an equivalent degree.

“(ii) A nursing degree from a collegiate school of nursing (as defined in section 801 of the Public Health Service Act (42 U.S.C. 296)).

“(iii) A nursing degree from an associate degree school of nursing (as defined in section 801 of the Public Health Service Act (42 U.S.C. 296)).

“(iv) A nursing degree from a diploma school of nursing (as defined in section 801 of the Public Health Service Act (42 U.S.C. 296)).

“(7) **SPEECH-LANGUAGE PATHOLOGIST.**—The term ‘speech-language pathologist’ means a speech-language pathologist who—

“(A) has received, at a minimum, a graduate degree in speech-language pathology or communication sciences and disorders from an institution of higher education accredited by an agency or association recognized by the Secretary pursuant to section 496(a) of this Act; and

“(B) provides speech-language pathology services under section 1861(l)(1) of the Social Security Act (42 U.S.C. 1395x(l)(1)), or meets or exceeds the qualifications for a qualified speech-language pathologist under subsection (l)(3) of such section (42 U.S.C. 1395x(l)(3)).

“(h) **PROGRAM FUNDING.**—There shall be available to the Secretary to carry out this section, from funds not otherwise appropriated, such sums as may be necessary to provide loan forgiveness in accordance with this section to each eligible individual.”

**SEC. 132. INCOME-CONTINGENT REPAYMENT FOR PUBLIC SECTOR EMPLOYEES.**

Section 455(e) (20 U.S.C. 1087e(e)) is amended by adding at the end the following:

“(7) **REPAYMENT PLAN FOR PUBLIC SECTOR EMPLOYEES.**—

“(A) **IN GENERAL.**—The Secretary shall forgive the balance due on any loan made under this part or section 428C(b)(5) for a borrower—

“(i) who has made 120 payments on such loan pursuant to income-contingent repayment; and

“(ii) who is employed, and was employed for the 10-year period in which the borrower made the 120 payments described in clause (i), in a public sector job.

“(B) **PUBLIC SECTOR JOB.**—In this paragraph, the term ‘public sector job’ means a full-time job in emergency management, government, public safety, law enforcement, public health, education (including early childhood education), social work in a public child or family service agency, public interest legal services (including prosecution or public ‘defense or legal advocacy in low-income communities at a nonprofit organization), or at an organization that is described in section 501(c)(3) of the Internal Revenue Code of 1986 and exempt from taxation under section 501(a) of such Code”.

“(8) **RETURN TO STANDARD REPAYMENT.**—A borrower who is repaying a loan made under this part pursuant to income-contingent repayment may choose, at any time, to terminate repayment pursuant to income-contingent repayment and repay such loan under the standard repayment plan.”

**SEC. 133. INCOME-BASED REPAYMENT.**

(a) **AMENDMENT.**—Part G of title IV (20 U.S.C. 1088 et seq.) is further amended by adding at the end the following:

**“SEC. 493C. INCOME-BASED REPAYMENT.**

“(a) **DEFINITIONS.**—In this section:

“(1) **EXCEPTED PLUS LOAN.**—The term ‘excepted PLUS loan’ means a loan under section 428B, or a Federal Direct PLUS Loan, that is made, insured, or guaranteed on behalf of a dependent student.

“(2) **PARTIAL FINANCIAL HARDSHIP.**—The term ‘partial financial hardship’, when used with respect to a borrower, means that for such borrower—

“(A) the annual amount due on the total amount of loans made, insured, or guaranteed under part B or D (other than an excepted PLUS loan) to a borrower as calculated under the standard repayment plan under section 428(b)(9)(A)(i) or 455(d)(1)(A); exceeds

“(B) 15 percent of the result obtained by calculating the amount by which—

“(i) the borrower’s, and the borrower’s spouse’s (if applicable), adjusted gross income; exceeds

“(ii) 150 percent of the poverty line applicable to the borrower’s family size as determined under section 673(2) of the Community Services Block Grant Act (42 U.S.C. 9902(2)).

“(b) **INCOME-BASED REPAYMENT PROGRAM AUTHORIZED.**—Notwithstanding any other provision of this Act, the Secretary shall carry out a program under which—

“(1) a borrower of any loan made, insured, or guaranteed under part B or D (other than an excepted PLUS loan) who has a partial financial hardship may elect, during any period the borrower has the partial financial hardship, to have the borrower’s aggregate monthly payment for all such loans not exceed the result described in subsection (a)(2)(B) divided by 12;

“(2) the holder of such a loan shall apply the borrower’s monthly payment under this subsection first toward interest due on the loan and then toward the principal of the loan;

“(3) any interest due and not paid under paragraph (2) shall be capitalized;

“(4) any principal due and not paid under paragraph (2) shall be deferred;

“(5) the amount of time the borrower makes monthly payments under paragraph (1) may exceed 10 years;

“(6) if the borrower no longer has a partial financial hardship or no longer wishes to continue the election under this subsection, then—

“(A) the maximum monthly payment required to be paid for all loans made to the borrower under part B or D (other than an excepted PLUS loan) shall not exceed the monthly amount calculated under section 428(b)(9)(A)(i) or 455(d)(1)(A) when the borrower first made the election described in this subsection; and

“(B) the amount of time the borrower is permitted to repay such loans may exceed 10 years;

“(7) the Secretary shall repay or cancel any outstanding balance of principal and interest due on all loans made under part B or D (other than a loan under section 428B or a Federal Direct PLUS Loan) to a borrower who—

“(A) is in deferment due to an economic hardship described in section 435(o) for a period of time prescribed by the Secretary, not to exceed 20 years; or

“(B)(i) makes the election to participate in income-based repayment under paragraph (1); and

“(ii) for a period of time prescribed by the Secretary, not to exceed 20 years (including any period during which the borrower is in deferment due to an economic hardship described in section 435(o)), meets 1 or more of the following requirements:

“(I) has made reduced monthly payments under paragraph (1);

“(II) has made monthly payments of not less than the monthly amount calculated under section 428(b)(9)(A)(i) or 455(d)(1)(A) when the borrower first made the election described in this subsection;

“(III) has made payments under a standard repayment plan under section 428(b)(9)(A)(i) or 455(d)(1)(A);

“(IV) has made payments under an income-contingent repayment plan under section 455(d)(1)(D); and

“(8) a borrower who is repaying a loan made under this part pursuant to income-

based repayment may elect, at any time, to terminate repayment pursuant to income-based repayment and repay such loan under the standard repayment plan.”

(b) **CONFORMING ICR AMENDMENT.**—Section 455(d)(1)(D) (20 U.S.C. 1087e(d)(1)(D)) is amended by inserting “made on behalf of a dependent student” after “PLUS loan”.

**SEC. 134. DEFINITION OF ECONOMIC HARDSHIP.**

Section 435(o) (20 U.S.C. 1085(o)) is amended—

(1) in paragraph (1)—

(A) in subparagraph (A)(ii)—

(i) by striking “100 percent of the poverty line for a family of 2” and inserting “150 percent of the poverty line applicable to the borrower’s family size”; and

(ii) by inserting “or” after the semicolon; (B) by striking subparagraph (B); and

(C) by redesignating subparagraph (C) as subparagraph (B); and

(2) in paragraph (2), by striking “(1)(C)” and inserting “(1)(B)”.

**SEC. 135. DEFERRALS.**

(a) **FISL.**—Section 427(a)(2)(C)(iii) (20 U.S.C. 1077(a)(2)(C)(iii)) is amended by striking “not in excess of 3 years”.

(b) **INTEREST SUBSIDIES.**—Section 428(b)(1)(M)(iv) (20 U.S.C. 1078(b)(1)(M)(iv)) is amended by striking “not in excess of 3 years”.

(c) **DIRECT LOANS.**—Section 455(f)(2)(D) (20 U.S.C. 1087e(f)(2)(D)) is amended by striking “not in excess of 3 years”.

(d) **PERKINS.**—Section 464(c)(2)(A)(iv) (20 U.S.C. 1087dd(c)(2)(A)(iv)) is amended by striking “not in excess of 3 years”.

**SEC. 136. MAXIMUM REPAYMENT PERIOD.**

(a) **IN GENERAL.**—Section 455(e) (20 U.S.C. 1087e(e)) is amended by adding at the end the following:

“(9) **MAXIMUM REPAYMENT PERIOD.**—In calculating the extended period of time for which an income-contingent repayment plan under this subsection may be in effect for a borrower, the Secretary shall include all time periods during which a borrower of loans under part B, part D, or part E—

“(A) is not in default on any loan that is included in the income-contingent repayment plan; and

“(B)(i) is in deferment due to an economic hardship described in section 435(o);

“(ii) makes monthly payments under paragraph (1) or (6) of section 493C(b); or

“(iii) makes payments under a standard repayment plan described in section 428(b)(9)(A)(i) or subsection (d)(1)(A).”

(b) **TECHNICAL CORRECTION.**—Section 455(d)(1)(C) (20 U.S.C. 1087e(d)(1)(C)) is amended by striking “428(b)(9)(A)(v)” and inserting “428(b)(9)(A)(iv)”.

**SEC. 137. DEFERRAL OF LOAN REPAYMENT FOLLOWING ACTIVE DUTY.**

Part G of title IV is amended by inserting after section 484B (20 U.S.C. 1091b) the following new section:

**“SEC. 484C. DEFERRAL OF LOAN REPAYMENT FOLLOWING ACTIVE DUTY.**

“(a) **DEFERRAL OF LOAN REPAYMENT FOLLOWING ACTIVE DUTY.**—In addition to any deferral of repayment of a loan made under this title pursuant to section 428(b)(1)(M)(iii), 455(f)(2)(C), or 464(c)(2)(A)(ii), a borrower of a loan under this title who is a member of the National Guard or other reserve component of the Armed Forces of the United States, or a member of such Armed Forces in a retired status, is called or ordered to active duty, and is currently enrolled, or was enrolled within six months prior to the activation, in a program of instruction at an eligible institution, shall be eligible for a deferment during the 13 months following the conclusion of such service, except that a deferment under this subsection shall expire upon the borrower’s return to enrolled student status.



“(b) ACTIVE DUTY.—Notwithstanding section 481(d), in this section, the term ‘active duty’ has the meaning given such term in section 101(d)(1) of title 10, United States Code, except that such term—

“(1) does not include active duty for training or attendance at a service school; but

“(2) includes, in the case of members of the National Guard, active State duty.”.

#### **PART D—SUSTAINING THE PERKINS LOAN PROGRAM**

##### **SEC. 141. FEDERAL PERKINS LOANS.**

Section 461(b) (20 U.S.C. 1087aa(b)) is amended by adding at the end the following new paragraphs:

“(3) In addition to any amounts appropriated pursuant to paragraph (1) or (2) of this subsection, there shall be available to the Secretary for contributions to student loan funds established under part E, from funds not otherwise appropriated, \$100,000,000 for each of the fiscal years 2008 through 2012. The sum of the amount made available under this subsection for any such fiscal year, plus the amount so appropriated for such fiscal year, shall, for purposes of allocations under section 462, be treated as the amount appropriated pursuant to section 461(b) for such fiscal year.

“(4) The authority to make contributions to student loan funds under this part shall expire at the end of fiscal year 2012.”.

#### **TITLE II—REDUCING THE COST OF COLLEGE**

##### **SEC. 201. CONSUMER INFORMATION AND PUBLIC ACCOUNTABILITY IN HIGHER EDUCATION.**

Section 131 of the Higher Education Act of 1965 (20 U.S.C. 1015) is amended to read as follows:

##### **“SEC. 131. CONSUMER INFORMATION AND PUBLIC ACCOUNTABILITY IN HIGHER EDUCATION.**

“(a) COLLEGE OPPORTUNITY ON-LINE (COOL) WEBSITE RE-DESIGN PROCESS.—In carrying out this section, the Commissioner of Education Statistics—

“(1) shall identify the data elements related to college costs that are of greatest importance to prospective students, enrolled students, and their families, paying particular attention to low-income, non-traditional student populations, and first-generation college students;

“(2) shall convene a group of individuals with expertise in the informational needs of prospective college students and parents to—

“(A) determine the relevance of particular data elements to prospective students, enrolled students, and families based upon the results of opinion research; and

“(B) make recommendations regarding the inclusion of specific data items and the most effective and least burdensome methods of collecting and reporting useful data from institutions of higher education; and

“(3) shall ensure that the redesigned COOL website—

“(A) uses, to the extent practicable, data elements currently provided by institutions of higher education to the Secretary;

“(B) includes clear and uniform information determined to be relevant to prospective students, enrolled students, and families;

“(C) provides comparable information, by ensuring that information is based on accepted criteria and common definitions;

“(D) includes a sorting function that permits users to customize their search for and comparison of institutions of higher education based on the information identified through the process as prescribed in paragraph (1) as being of greatest relevance to choosing an institution of higher education.

“(b) DATA COLLECTION.—

“(1) DATA SYSTEM.—The Commissioner of Education Statistics shall continue to rede-

sign the relevant parts of the Integrated Postsecondary Education Data System to include additional data as required by this section and to continue to improve the usefulness and timeliness of data collected by such System in order to inform consumers about institutions of higher education.

“(2) COLLEGE CONSUMER PROFILE.—The Secretary shall continue to publish on the COOL website, for each academic year and in accordance with standard definitions developed by the Commissioner of Education Statistics (including definitions developed under section 131(a)(3)(A) as in effect on the day before the date of enactment of the College Cost Reduction Act of 2007), from at least all institutions of higher education participating in programs under title IV the following information:

“(A) The tuition and fees charged for a first-time, full-time undergraduate student.

“(B) The room and board charges for a first-time, full-time undergraduate student.

“(C) The cost of attendance for a first-time, full-time undergraduate student, consistent with the provisions of section 472.

“(D) The average amount of financial assistance (including grant assistance) received by a first-year, full-time undergraduate student.

“(E) The number and percentage of first-time, full-time undergraduate students receiving financial assistance (including grant assistance) described in each clause of subparagraph (D).

“(F) Student enrollment information, including information on the number and percentage of full-time and part-time students, and the number and percentage of resident and non-resident students.

“(G) Faculty-to-student ratios.

“(H) The total number of faculty and the percentage of faculty who are full-time employees of the institution and the percentage who are part-time.

“(I) Graduation rates calculated pursuant to section 485(a)(1)(L), including rates disaggregated by gender, by each major racial and ethnic subgroup, and by income status, as measured by receipt of Federal Pell Grants or Federal subsidized student loans.

“(J) A link to the institution of higher education with information of interest to students including mission, accreditation, student services (including services for students with disabilities), transfer of credit policies, any articulation agreements entered into by the institution.

“(K) The college affordability information elements specified in subsection (d).

“(c) INFORMATION TO THE PUBLIC.—The Secretary shall work with public and private entities to promote broad public awareness, particularly among middle and high school students and their families, of the information made available under this section, including by distribution to students who participate in or receive benefits from means-tested federally funded education programs and other Federal programs determined by the Secretary.

“(d) COLLEGE AFFORDABILITY INFORMATION ELEMENTS.—The college affordability information elements required by subsection (b)(2)(K) shall include, for each institution submitting data—

“(1) the sticker price of the institution for the 5 most recent academic years; and

“(2) the net tuition of the institution for the most recent academic year for which data are available.

“(e) OUTCOMES AND ACTIONS.—

“(1) RESPONSE FROM INSTITUTION.—Effective on June 30, 2011, an institution that increases its sticker price at a percentage rate for any 3-year interval ending on or after that date that exceeds two times the rate of change in the higher education price index over the same time period shall provide a re-

port to the Secretary. Such report shall be published by the Secretary on the COOL website, and shall include—

“(A) a description of the factors contributing to the increase in the institution’s costs and in the tuition and fees charged to students; and

“(B) if determinations of tuition and fee increases are not within the exclusive control of the institution, a description of the agency or instrumentality of State government or other entity that participates in such determinations and the authority exercised by such agency, instrumentality, or entity.

“(2) CONSEQUENCES FOR 2-YEAR CONTINUATION OF FAILURE.—If the Secretary determines that an institution that is subject to paragraph (1) has failed to reduce the subsequent increase in sticker price to equal to or below two times the rate of change in the higher education price index for 2 consecutive academic years subsequent to the 3-year interval used under paragraph (1), the Secretary shall place the institution on affordability alert status.

“(3) EXEMPTIONS.—Notwithstanding paragraph (2), an institution shall not be placed on affordability alert status if, for any 3-year interval for which sticker prices are computed under paragraph (1)—

“(A) with respect the class of institutions described in paragraph (5) to which the institution belongs, the sticker price of the institution is in the lowest quartile of institutions within such class, as determined by the Secretary, during the last year of such 3-year interval; or

“(B) the institution has a percentage change in its sticker price computed under paragraph (1) that exceeds two times the rate of change in the higher education price index over the same time period, but the dollar amount of the sticker price increase is less than \$500.

“(4) INFORMATION TO STATE AGENCIES.—Any institution that reports under paragraph (1)(B) that an agency or instrumentality of State government or other entity participates in the determinations of tuition and fee increases shall, prior to submitting any information to the Secretary under this subsection, submit such information to, and request the comments and input of, such agency, instrumentality, or entity. With respect to any such institution, the Secretary shall provide a copy of any communication by the Secretary with that institution to such agency, instrumentality, or entity.

“(5) CLASSES OF INSTITUTIONS.—For purposes of this subsection, the classes of institutions shall be those sectors used by the Integrated Postsecondary Education Data System, based on whether the institution is public, nonprofit private, or for-profit private, and whether the institution has a 4-year, 2-year, or less than 2-year program of instruction.

“(6) DATA REJECTION.—Nothing in this subsection shall be construed as allowing the Secretary to reject the data submitted by an individual institution of higher education.

“(f) FINES.—In addition to actions authorized in section 487(c), the Secretary may impose a fine in an amount not to exceed \$25,000 on an institution of higher education for failing to provide the information required by this section in a timely and accurate manner, or for failing to otherwise cooperate with the National Center for Education Statistics regarding efforts to obtain data under subsection (c) and pursuant to the program participation agreement entered into under section 487.

“(g) REGULATIONS.—The Secretary is authorized to issue such regulations as may be necessary to carry out the provisions of this section.

“(h) DEFINITIONS.—For the purposes of this section:



“(1) NET TUITION.—The term ‘net tuition’ means the average tuition and fees charged to a full-time undergraduate student by an institution of higher education for any academic year, minus the average grant amount received by such a student for such academic year.

“(2) STICKER PRICE.—The term ‘sticker price’ means the average published tuition and fees charged to a first-time, full-time, undergraduate student by an institution of higher education for any academic year.

“(3) HIGHER EDUCATION PRICE INDEX.—The term ‘higher education price index’ means a statistical measure of change over time in the prices of a fixed market basket of goods and services purchased by colleges and universities through current fund educational and general expenditures (excluding expenditures for research), as developed by the Bureau of Labor Statistics.”

**SEC. 202. COOPERATIVE EDUCATION REWARDS FOR INSTITUTIONS THAT RESTRAIN TUITION INCREASES.**

The Higher Education Act of 1965 (20 U.S.C. 1001 et seq.) is amended by adding at the end the following title:

**“TITLE VIII—RESTRAINING TUITION INCREASES**

**“PART A—COOPERATIVE EDUCATION**

**“SEC. 801. DEFINITION OF COOPERATIVE EDUCATION.**

“For the purpose of this title the term ‘cooperative education’ means the provision of alternating or parallel periods of academic study and public or private employment in order to give students work experiences related to their academic or occupational objectives and an opportunity to earn the funds necessary for continuing and completing their education.

**“SEC. 802. AUTHORIZATION OF APPROPRIATIONS; RESERVATIONS.**

“(a) APPROPRIATIONS.—There shall be available to the Secretary to carry out this title from funds not otherwise appropriated \$15,000,000 for each of the fiscal years 2008 through 2012.

“(b) RESERVATIONS.—Of the amount appropriated for each such fiscal year—

“(1) not less than 50 percent shall be available for carrying out grants to institutions of higher education and combinations of such institutions described in section 803(a)(1)(A) for cooperative education under section 803;

“(2) not less than 25 percent shall be available for carrying out grants to institutions of higher education described in section 803(a)(1)(B) for cooperative education under section 803;

“(3) not more than 11 percent shall be available for demonstration projects under paragraph (1) of section 804(a);

“(4) not more than 11 percent shall be available for training and resource centers under paragraph (2) of section 804(a); and

“(5) not more than 3 percent shall be available for research under paragraph (3) of section 804(a).

“(c) AVAILABILITY OF APPROPRIATIONS.—Appropriations under this title shall not be available for the payment of compensation of students for employment by employers under arrangements pursuant to this title.

“(d) SUNSET.—The authority to carry out this title shall expire at the end of fiscal year 2012.

**“SEC. 803. GRANTS FOR COOPERATIVE EDUCATION.**

“(a) GRANTS AUTHORIZED.—

“(1) IN GENERAL.—The Secretary is authorized—

“(A) from the amount available under section 802(b)(1) in each fiscal year and in accordance with the provisions of this title, to make grants to institutions of higher education or combinations of such institutions

that have not previously received a grant under this paragraph to pay the Federal share of the cost of planning, establishing, expanding, or carrying out programs of cooperative education by such institutions or combinations of institutions; and

“(B) from the amount available under section 802(b)(2) in each fiscal year and in accordance with the provisions of this title, to make grants to institutions of higher education that are operating an existing cooperative education program (as determined by the Secretary) to pay the cost of planning, establishing, expanding, or carrying out programs of cooperative education by such institutions.

“(2) PROGRAM REQUIREMENT.—Cooperative education programs assisted under this section shall provide alternating or parallel periods of academic study and of public or private employment, giving students work experience related to their academic or occupational objectives and the opportunity to earn the funds necessary for continuing and completing their education.

“(3) AMOUNT OF GRANTS.—

“(A) The amount of each grant awarded pursuant to paragraph (1)(A) to any institution of higher education or combination of such institutions in any fiscal year shall not exceed \$500,000.

“(B)(i) Except as provided in clauses (ii) and (iii), the Secretary shall award grants in each fiscal year to each institution of higher education described in paragraph (1)(B) that has an application approved under subsection (b) in an amount which bears the same ratio to the amount reserved pursuant to section 802(b)(2) for such fiscal year as the number of unduplicated students placed in cooperative education jobs during the preceding fiscal year (other than cooperative education jobs under section 804 and as determined by the Secretary) by such institution of higher education bears to the total number of all such students placed in such jobs during the preceding fiscal year by all such institutions.

“(ii) No institution of higher education shall receive a grant pursuant to paragraph (1)(B) in any fiscal year in an amount which exceeds 25 percent of such institution’s cooperative education program’s personnel and operating budget for the preceding fiscal year.

“(iii) The minimum annual grant amount which an institution of higher education is eligible to receive under paragraph (1)(B) is \$1,000 and the maximum annual grant amount is \$75,000.

“(4) LIMITATION.—The Secretary shall not award grants pursuant to paragraphs (1)(A) and (1)(B) to the same institution of higher education or combination of such institution in any one fiscal year.

“(5) USES.—Grants under paragraph (1)(B) shall be used exclusively—

“(A) to expand the quality and participation of a cooperative education program;

“(B) for outreach in new curricular areas; and

“(C) for outreach to potential participants including underrepresented and nontraditional populations.

“(b) APPLICATIONS.—Each institution of higher education or combination of such institutions desiring to receive a grant under this section shall submit an application to the Secretary at such time and in such manner as the Secretary shall prescribe. Each such application shall—

“(1) set forth the program or activities for which a grant is authorized under this section;

“(2) specify each portion of such program or activities which will be performed by a nonprofit organization or institution other than the applicant, and the compensation to be paid for such performance;

“(3) provide that the applicant will expend during such fiscal year for the purpose of such program or activities not less than the amount expended for such purpose during the previous fiscal year;

“(4) describe the plans which the applicant will carry out to assure, and contain a formal statement of the institution’s commitment which assures, that the applicant will continue the cooperative education program beyond the 5-year period of Federal assistance described in subsection (c)(1) at a level which is not less than the total amount expended for such program during the first year such program was assisted under this section;

“(5) provide that, in the case of an institution of higher education that provides a 2-year program which is acceptable for full credit toward a bachelor’s degree, the cooperative education program will be available to students who are certificate or associate degree candidates and who carry at least one-half the normal full-time academic workload;

“(6) provide that the applicant will—

“(A) for each fiscal year for which the applicant receives a grant, make such reports with respect to the impact of the cooperative education program in the previous fiscal year as may be essential to ensure that the applicant is complying with the provisions of this section, including—

“(i) the number of unduplicated student applicants in the cooperative education program;

“(ii) the number of unduplicated students placed in cooperative education jobs;

“(iii) the number of employers who have hired cooperative education students;

“(iv) the average income for students derived from working in cooperative education jobs; and

“(v) the increase or decrease in the number of unduplicated students placed in cooperative education jobs in each fiscal year compared to the previous fiscal year; and

“(B) keep such records as are essential to ensure that the applicant is complying with the provisions of this title, including the notation of cooperative education employment on the student’s transcript;

“(7) describe the extent to which programs in the academic discipline for which the application is made have had a favorable reception by public and private sector employers;

“(8) describe the extent to which the institution is committed to extending cooperative education on an institution-wide basis for all students who can benefit;

“(9) describe the plans that the applicant will carry out to evaluate the applicant’s cooperative education program at the end of the grant period;

“(10) provide for such fiscal control and fund accounting procedures as may be necessary to assure proper disbursement of, and accounting for, Federal funds paid to the applicant under this title;

“(11) demonstrate a commitment to serving all underserved populations; and

“(12) include such other information as is essential to carry out the provisions of this title.

**“(c) DURATION OF GRANTS; FEDERAL SHARE.—**

“(1) DURATION OF GRANTS.—No individual institution of higher education may receive, individually or as a participant in a combination of such institutions—

“(A) a grant pursuant to subsection (a)(1)(A) for more than 5 fiscal years; or

“(B) a grant pursuant to subsection (a)(1)(B) for more than 5 fiscal years.

“(2) FEDERAL SHARE.—The Federal share of a grant under section 803(a)(1)(A) may not exceed—

“(A) 85 percent of the cost of carrying out the program or activities described in the application in the first year the applicant receives a grant under this section;

“(B) 70 percent of such cost in the second such year;

“(C) 55 percent of such cost in the third such year;

“(D) 40 percent of such cost in the fourth such year; and

“(E) 25 percent of such cost in the fifth such year.

“(3) SPECIAL RULE.—Any provision of law to the contrary notwithstanding, the Secretary shall not waive the provisions of this subsection.

“(d) MAINTENANCE OF EFFORT.—If the Secretary determines that a recipient of funds under this section has failed to maintain the fiscal effort described in subsection (b)(3), then the Secretary may elect not to make grant payments under this section to such recipient.

**“SEC. 804. DEMONSTRATION AND INNOVATION PROJECTS; TRAINING AND RESOURCE CENTERS; AND RESEARCH.**

“(a) AUTHORIZATION.—The Secretary is authorized, in accordance with the provisions of this section, to make grants and enter into contracts—

“(1) from the amounts available in each fiscal year under section 802(b)(3), for the conduct of demonstration projects designed to demonstrate or determine the feasibility or value of innovative methods of cooperative education;

“(2) from the amounts available in each fiscal year under section 802(b)(4), for the conduct of training and resource centers designed to—

“(A) train personnel in the field of cooperative education;

“(B) improve materials used in cooperative education programs if such improvement is conducted in conjunction with other activities described in this paragraph;

“(C) furnish technical assistance to institutions of higher education to increase the potential of the institution to continue to conduct a cooperative education program without Federal assistance;

“(D) encourage model cooperative education programs which furnish education and training in occupations in which there is a national need;

“(E) support partnerships under which an institution carrying out a comprehensive cooperative education program joins with one or more institutions of higher education in order to—

“(i) assist the institutions other than the comprehensive cooperative education institution to develop and expand an existing program of cooperative education; or

“(ii) establish and improve or expand comprehensive cooperative education programs; and

“(F) encourage model cooperative education programs in the fields of science and mathematics for women and minorities who are underrepresented in such fields; and

“(3) from the amounts available in each fiscal year under section 802(b)(5), for the conduct of research relating to cooperative education.

“(b) ADMINISTRATIVE PROVISION.—

“(1) IN GENERAL.—To carry out this section, the Secretary may—

“(A) make grants to or contracts with institutions of higher education, or combinations of such institutions; and

“(B) make grants to or contracts with other public or private nonprofit agencies or organizations, whenever such grants or contracts will make an especially significant contribution to attaining the objectives of this section.

“(2) LIMITATION.—

“(A) The Secretary may not use more than 3 percent of the amount appropriated to carry out this section in each fiscal year to make grants or enter into contracts described in paragraph (1)(A).

“(B) The Secretary may use not more than 3 percent of the amount appropriated to carry out this section in each fiscal year to make grants or enter into contracts described in paragraph (1)(B).

“(c) SUPPLEMENT NOT SUPPLANT.—A recipient of a grant or contract under this section may use the funds provided only to supplement and, to the extent possible, increase the level of funds that would, in the absence of such funds, be made available from non-Federal sources to carry out the activities supported by such grant or contract, and in no case to supplant such funds from non-Federal sources.

**“PART B—LOW TUITION**

**“SEC. 811. INCENTIVES AND REWARDS FOR LOW TUITION.**

“(a) REWARDS FOR LOW TUITION.—

“(1) COMPETITIVE GRANTS.—The Secretary shall award grants on a competitive basis to institutions of higher education that, for academic year 2008–2009 or any succeeding academic year, have an annual net tuition increase (expressed as a percentage) for the most recent academic year for which satisfactory data is available that is equal to or less than the percentage change in the higher education price index for such academic year.

“(2) USE OF FUNDS.—Funds awarded to an institution of higher education under paragraph (1) shall be distributed by the institution in the form of need-based grant aid to students who are eligible for Federal Pell Grants, except that no student shall receive an amount under this section that would cause the amount of total financial aid received by such student to exceed the cost of attendance at the institution.

“(b) REWARDS FOR GUARANTEED TUITION.—

“(1) BONUS.—For each institution of higher education that the Secretary of Education determines complies with the requirements of paragraph (2) or (3) of this subsection, the Secretary shall provide to such institution a bonus amount. Such institution shall award the bonus amount first to students who are eligible for Federal Pell Grants who were in attendance at the institution during the award year that such institution satisfied the eligibility criteria for maintaining low tuition and fees, then to students who are eligible for Federal Pell Grants who were not in attendance at the institution during such award year, in the form of need-based aid.

“(2) 4-YEAR INSTITUTIONS.—An institution of higher education that provides a program of instruction for which it awards a bachelor's degree complies with the requirements of this paragraph if such institution guarantees that for any academic year beginning on or after July 1, 2008, and for each of the 4 succeeding continuous academic years, the net tuition charged to an undergraduate student will not exceed—

“(A) the amount that the student was charged for an academic year at the time he or she first enrolled in the institution of higher education, plus

“(B) the product of the percentage increase in the higher education price index for the prior academic year, or the most recent prior academic year for which data is available, multiplied by the amount determined under subparagraph (A).

“(3) LESS-THAN 4-YEAR INSTITUTIONS.—An institution of higher education that does not provide a program of instruction for which it awards a bachelor's degree complies with the requirements of this paragraph if such institution guarantees that for any academic year (or the equivalent) beginning on or

after July 1, 2008, and for each of the 1.5 succeeding continuous academic years, the net tuition charged to an undergraduate student will not exceed—

“(A) the amount that the student was charged for an academic year at the time he or she first enrolled in the institution of higher education, plus

“(B) the product of the percentage increase in the higher education price index for the prior academic year, or the most recent prior academic year for which data is available, multiplied by the amount determined under subparagraph (A).

“(c) MAINTAINING AFFORDABLE TUITION.—

“(1) INSTITUTION REPORTS.—If an institution of higher education has an increase in annual net tuition (expressed as a percentage), for the most recent academic year for which satisfactory data is available, that is greater than the percentage increase in the higher education price index for such academic year, the institution is required to submit to the Secretary the following information, within 6 months of such determination—

“(A) a report on the factors contributing to the increase in the institution's costs and the increase in net tuition and fees charged to students, including identification of the major areas in the institution's budget with the greatest cost increases;

“(B) the institution's 3 most recent Form 990s submitted to the Internal Revenue Service, as required under section 6033 of the Internal Revenue Code of 1986;

“(C) a description of the major areas of expenditures in the institution's budget with the greatest increase for such academic year; and

“(D) voluntary actions being taken by the institution to reduce net tuition.

“(2) REPORT TO CONGRESS.—The Secretary shall compile the information submitted under this subsection and shall provide to the relevant authorizing committees an annual report relating to such information.

“(d) PRIORITY.—In awarding incentives and rewards under this section, the Secretary shall give priority to institutions of higher education with the lowest annual net tuition increase for the most recent academic year for which satisfactory data is available, when compared with other institutions of higher education with annual net tuition increases that are equal to or less than the higher education price index for such academic year.

“(e) EXEMPTIONS.—An institution shall still be eligible to receive rewards under subsections (a) and (b), and will not be penalized under subsection (c) if, for any 2-year interval for which net tuition is computed under such subsections—

“(1) with respect to the class of institutions described in section 131(d)(5) to which the institution belongs, the net tuition of the institution is in the lowest quartile of institutions within such class, as determined by the Secretary, during the last year of such 2-year interval; or

“(2) the institution has a percentage change in its net tuition computed under subsection (a) or (c) that exceeds the rate of change in the higher education price index (as defined in section 401B(d)) over the same time period, but the dollar amount of the net tuition increase is less than \$500.

“(f) DEFINITIONS.—

“(1) NET TUITION.—The term ‘net tuition’ has the same meaning as provided in section 131(h).

“(2) HIGHER EDUCATION PRICE INDEX.—The term ‘higher education price index’ has the same meaning as provided in section 131(h).

“(g) FUNDING.—There shall be available to the Secretary to carry out this section, from funds not otherwise appropriated, \$15,000,000 for each of the fiscal years 2008 through 2012.

“(h) SUNSET.—The authority to carry out this section shall expire at the end of fiscal year 2012.”.

**TITLE III—ENSURING A HIGHLY QUALIFIED TEACHER IN EVERY CLASSROOM**  
**PART A—TEACH GRANTS**

**SEC. 301. TEACH GRANTS.**

Part A of title IV (20 U.S.C. 1070a et seq.) is amended by adding at the end the following new subpart:

**“Subpart 9—TEACH Grants**

**“SEC. 420L. PROGRAM ESTABLISHED.**

“(a) PROGRAM AUTHORITY.—  
 “(1) PAYMENTS REQUIRED.—The Secretary shall pay to each eligible institution such sums as may be necessary to pay to each eligible student (defined in accordance with section 484) who files an application and agreement in accordance with section 420M, and who qualifies—  
 “(A) under paragraph (2) of section 420M(a), a TEACH Grant in the amount of \$4,000 for each academic year during which that student is in attendance at the institution; and  
 “(B) under paragraphs (2) and (3) of section 420M(a), a Bonus TEACH Grant in the amount of \$500 (in addition to the amount of the TEACH Grant under subparagraph (A)) for each academic year during which that student so qualifies.  
 “(2) REFERENCE.—Grants made under—  
 “(A) paragraph (1)(A) shall be known as ‘Teacher Education Assistance for College and Higher Education Grants’ or ‘TEACH Grants’; and  
 “(B) paragraph (1)(B) shall be known as Bonus TEACH Grants.  
 “(b) PAYMENT METHODOLOGY.—  
 “(1) PREPAYMENT.—Not less than 85 percent of any funds provided to an institution under subsection (a) shall be advanced to eligible institutions prior to the start of each payment period and shall be based upon an amount requested by the institution as needed to pay eligible students until such time as the Secretary determines and publishes in the Federal Register with an opportunity for comment, an alternative payment system that provides payments to institutions in an accurate and timely manner, except that this sentence shall not be construed to limit the authority of the Secretary to place an institution on a reimbursement system of payment.  
 “(2) DIRECT PAYMENT.—Nothing in this section shall be interpreted to prohibit the Secretary from paying directly to students, in advance of the beginning of the academic term, an amount for which they are eligible, in cases where the eligible institution elects not to participate in the disbursement system required by paragraph (1).  
 “(3) DISTRIBUTION OF GRANTS TO STUDENTS.—Payments under this subpart shall be made, in accordance with regulations promulgated by the Secretary for such purpose, in such manner as will best accomplish the purposes of this subpart. Any disbursement allowed to be made by crediting the student’s account shall be limited to tuition and fees and, in the case of institutionally-owned housing, room and board. The student may elect to have the institution provide other such goods and services by crediting the student’s account.  
 “(c) REDUCTIONS IN AMOUNT.—  
 “(1) PART-TIME STUDENTS.—In any case where a student attends an institution of higher education on less than a full-time basis (including a student who attends an institution of higher education on less than a half-time basis) during any academic year, the amount of a grant under this subpart for which that student is eligible shall be reduced in proportion to the degree to which that student is not attending on a full-time basis, in accordance with a schedule of re-

ductions established by the Secretary for the purposes of this subpart, computed in accordance with this subpart. Such schedule of reductions shall be established by regulation and published in the Federal Register in accordance with section 482 of this Act.  
 “(2) NO EXCEEDING COST.—The amount of a grant awarded under this subpart, in combination with Federal assistance and other student assistance, shall not exceed the cost of attendance (as defined in section 472) at the institution at which that student is in attendance. If, with respect to any student, it is determined that the amount of a TEACH Grant or a Bonus TEACH Grant exceeds the cost of attendance for that year, the amount of the TEACH Grant or Bonus TEACH Grant, respectively, shall be reduced until such grant does not exceed the cost of attendance at such institution.  
 “(d) PERIOD OF ELIGIBILITY FOR GRANTS.—  
 “(1) UNDERGRADUATE AND POST-BACCALAUREATE STUDENTS.—The period during which an undergraduate or post-baccalaureate student may receive grants under this subpart shall be the period required for the completion of the first undergraduate baccalaureate or post-baccalaureate course of study being pursued by that student at the institution at which the student is in attendance except that—  
 “(A) any period during which the student is enrolled in a noncredit or remedial course of study as defined in paragraph (3) shall not be counted for the purpose of this paragraph; and  
 “(B) the total amount that a student may receive under this subpart for undergraduate or post-baccalaureate study shall not exceed \$16,000 with respect to a student who receives only TEACH Grants, and \$18,000 with respect to a student who receives TEACH Grants and Bonus TEACH Grants.  
 “(2) GRADUATE STUDENTS.—The period during which a graduate student may receive grants under this subpart shall be the period required for the completion of a master’s degree course of study being pursued by that student at the institution at which the student is in attendance, except that the total amount that a student may receive under this subpart for graduate study shall not exceed \$8,000 with respect to a student who receives only TEACH Grants, and \$10,000 with respect to a student who receives TEACH Grants and Bonus TEACH Grants.  
 “(3) REMEDIAL COURSE; STUDY ABROAD.—Nothing in this section shall exclude from eligibility courses of study which are non-credit or remedial in nature (including courses in English language acquisition) which are determined by the institution to be necessary to help the student be prepared for the pursuit of a first undergraduate baccalaureate or post-baccalaureate degree or certificate or, in the case of courses in English language instruction, to be necessary to enable the student to utilize already existing knowledge, training, or skills. Nothing in this section shall exclude from eligibility programs of study abroad that are approved for credit by the home institution at which the student is enrolled.  
**“SEC. 420M. ELIGIBILITY; APPLICATIONS.**  
 “(a) APPLICATIONS; DEMONSTRATION OF ELIGIBILITY.—  
 “(1) FILING REQUIRED.—The Secretary shall from time to time set dates by which students shall file applications for grants under this subpart. Each student desiring a grant under this subpart for any year shall file an application containing such information and assurances as the Secretary may deem necessary to enable the Secretary to carry out the functions and responsibilities of this subpart.  
 “(2) DEMONSTRATION OF TEACH GRANT ELIGIBILITY.—Each application submitted under

paragraph (1) for a TEACH Grant shall contain such information as is necessary to demonstrate that—  
 “(A) if the applicant is an enrolled student—  
 “(i) the student is an eligible student for purposes of section 484;  
 “(ii) the student—  
 “(I) has a grade point average that is determined, under standards prescribed by the Secretary, to be comparable to a 3.25 average on a zero to 4.0 scale, except that, if the student is in the first year of a program of undergraduate education, such grade point average shall be determined on the basis of the student’s cumulative high school grade point average; or  
 “(II) displayed high academic aptitude by receiving a score above the 75th percentile on at least one of the batteries in an undergraduate, post-baccalaureate, or graduate school admissions test; and  
 “(iii) the student is completing coursework and other requirements necessary to begin a career in teaching, or plans to complete such coursework and requirements prior to graduating; or  
 “(B) if the applicant is a current or prospective teacher applying for a grant to obtain a graduate degree—  
 “(i) the applicant is a teacher or a retiree from another occupation with expertise in a field in which there is a shortage of teachers, such as math, science, special education, English language acquisition, or another high-need subject; or  
 “(ii) the applicant is or was a teacher who is using high-quality alternative certification routes, such as Teach for America, to get certified.  
 “(3) DEMONSTRATION OF BONUS TEACH GRANT ELIGIBILITY.—Each application submitted under paragraph (1) for a Bonus TEACH Grant shall contain such information as is necessary to demonstrate that the applicant is—  
 “(A) eligible for, and has applied for, a TEACH Grant; and  
 “(B) a student enrolled in a qualified teacher preparation program, as defined in section 420N.  
 “(b) AGREEMENTS TO SERVE.—Each application under subsection (a) shall contain or be accompanied by an agreement by the applicant that—  
 “(1) the applicant will—  
 “(A) serve as a full-time teacher for a total of not less than 4 academic years within 8 years after completing the course of study for which the applicant received a TEACH Grant under this subpart;  
 “(B) teach in a school described in section 465(a)(2)(A);  
 “(C) with respect to an applicant for—  
 “(i) TEACH Grants, teach in any of the following fields: mathematics, science, a foreign language, bilingual education, or special education, or as a reading specialist, or another field documented as high-need by the Federal Government, State government, or local education agency and approved by the Secretary; or  
 “(ii) TEACH Grants and Bonus TEACH Grants, teach mathematics, science, or a science-related field;  
 “(D) submit evidence of such employment in the form of a certification by the chief administrative officer of the school upon completion of each year of such service; and  
 “(E) comply with the requirements for being a highly qualified teacher as defined in section 9101 of the Elementary and Secondary Education Act of 1965; and  
 “(2) in the event that the applicant is determined to have failed or refused to carry out such service obligation, the sum of the amounts of any TEACH Grants and Bonus TEACH Grants received by such applicant will be treated as a loan and collected from

the applicant in accordance with subsection (c) and the regulations thereunder.

“(c) REPAYMENT FOR FAILURE TO COMPLETE SERVICE.—In the event that any recipient of a grant under this subpart fails or refuses to comply with the service obligation in the agreement under subsection (b), the sum of the amounts of any TEACH Grants and Bonus TEACH Grants received by such recipient shall be treated as a Direct Loan under part D of title IV, and shall be subject to repayment, together with interest thereon accruing after the period of service, in accordance with terms and conditions specified by the Secretary in regulations under this subpart.

**“SEC. 420N. DEFINITIONS.**

“For the purposes of this subpart:

“(1) ELIGIBLE INSTITUTION.—The term ‘eligible institution’ means an institution of higher education, as defined in section 102, that the Secretary determines—

“(A) provides high quality teacher preparation and professional development services, including extensive clinical experience as a part of pre-service preparation;

“(B) is financially sound;

“(C) provides pedagogical course work, or assistance in the provision of such coursework, including the monitoring of student performance, and formal instruction related to the theory and practices of teaching; and

“(D) provides supervision and support services to teachers, or assistance in the provision of such services, including mentoring focused on developing effective teaching skills and strategies.

“(2) QUALIFIED TEACHER PREPARATION PROGRAM.—The term ‘qualified teacher preparation program’ means a program for students and teachers described in subparagraph (A) or (B) of section 420M(a)(2) (referred to jointly in this paragraph as ‘teacher candidates’) that—

“(A) recruits and prepares teacher candidates who major in science, technology fields, special education, foreign language, engineering, or mathematics disciplines to become certified as elementary and secondary teachers in those disciplines, special education teachers, or teachers of English Language Learners, with the goals of improving teacher knowledge and effectiveness and increasing elementary and secondary student academic achievement;

“(B) is implemented by an institution of higher education in partnership with high-need local educational agencies and schools;

“(C) offers a baccalaureate degree, post-baccalaureate teacher credential, or graduate degree with a concurrent teacher certification to teacher candidates;

“(D) is implemented in coordination with the faculty of the relevant departments of the institution of higher education;

“(E) utilizes experienced teachers who have a demonstrated record of success in teaching underserved students to instruct teacher candidates in the disciplines described in subparagraph (A);

“(F) provides teacher candidates with—

“(i) support services, including mentoring by experienced teachers who have a demonstrated record of success in teaching underserved students;

“(ii) exposure to, and field experience in, the classroom within the first year of entering the qualified teacher preparation program; and

“(iii) other related support practices while the teacher candidates are participating in the program, and after such candidates graduate from the institution of higher education and are employed as teachers;

“(G) participates in partnerships which include the institution of higher education and local educational agencies and charter dis-

tricts to provide opportunities for teacher candidate field work;

“(H) focuses on increasing the number of teachers in the disciplines described in subparagraph (A); and

“(I) encourages individuals from underrepresented populations to enter into the teaching profession.

“(3) POST-BACCALAUREATE.—The term ‘post-baccalaureate’ means a program of instruction that does not lead to a graduate degree, and that consists of courses required by a State in order for the student to receive a professional certification or licensing credential that is required for employment as a teacher in an elementary school or secondary school in that State, except that such term shall not include any program of instruction offered by an institution of higher education that offers a baccalaureate degree in education.

**“SEC. 420O. PROGRAM PERIOD AND FUNDING.**

“There shall be available to the Secretary to carry out this subpart, from funds not otherwise appropriated, such sums as may be necessary to provide TEACH Grants and Bonus TEACH Grants in accordance with this subpart to each eligible applicant.”

**PART B—CENTERS OF EXCELLENCE**

**SEC. 311. CENTERS OF EXCELLENCE.**

Title II (20 U.S.C. 1021 et seq.) is amended by adding at the end the following:

**“PART C—CENTERS OF EXCELLENCE**

**“SEC. 231. DEFINITIONS.**

“As used in this part:

“(1) ELIGIBLE INSTITUTION.—The term ‘eligible institution’ means—

“(A) an institution of higher education that has a teacher preparation program that meets the requirements of section 203(b)(2) and that is—

“(i) a part B institution (as defined in section 322);

“(ii) a Hispanic-serving institution (as defined in section 502);

“(iii) a Tribal College or University (as defined in section 316);

“(iv) an Alaska Native-serving institution (as defined in section 317(b)); or

“(v) a Native Hawaiian-serving institution (as defined in section 317(b));

“(B) a consortium of institutions described in subparagraph (A); or

“(C) an institution described in subparagraph (A), or a consortium described in subparagraph (B), in partnership with any other institution of higher education, but only if the center of excellence established under section 232 is located at an institution described in subparagraph (A).

“(2) HIGHLY QUALIFIED.—The term ‘highly qualified’ when used with respect to an individual means that the individual is highly qualified as determined under section 9101 of the Elementary and Secondary Education Act of 1965 (20 U.S.C. 7801) or section 602 of the Individuals with Disabilities Education Act (20 U.S.C. 1401).

“(3) SCIENTIFICALLY BASED READING RESEARCH.—The term ‘scientifically based reading research’ has the meaning given such term in section 1208 of the Elementary and Secondary Education Act of 1965 (20 U.S.C. 6368).

“(4) SCIENTIFICALLY BASED RESEARCH.—The term ‘scientifically based research’ has the meaning given such term in section 9101 of the Elementary and Secondary Education Act of 1965 (20 U.S.C. 7801).

**“SEC. 232. CENTERS OF EXCELLENCE.**

“(a) PROGRAM AUTHORIZED.—From the amounts appropriated to carry out this part, the Secretary is authorized to award competitive grants to eligible institutions to establish centers of excellence.

“(b) USE OF FUNDS.—Grants provided by the Secretary under this part shall be used

to ensure that current and future teachers are highly qualified, by carrying out one or more of the following activities:

“(1) Implementing reforms within teacher preparation programs to ensure that such programs are preparing teachers who are highly qualified, are able to understand scientifically based research, and are able to use advanced technology effectively in the classroom, including use for instructional techniques to improve student academic achievement, by—

“(A) retraining faculty; and

“(B) designing (or redesigning) teacher preparation programs that—

“(i) prepare teachers to close student achievement gaps, are based on rigorous academic content, scientifically based research (including scientifically based reading research), and challenging State student academic content standards; and

“(ii) promote strong teaching skills.

“(2) Providing sustained and high-quality preservice clinical experience, including the mentoring of prospective teachers by exemplary teachers, substantially increasing interaction between faculty at institutions of higher education and new and experienced teachers, principals, and other administrators at elementary schools or secondary schools, and providing support, including preparation time, for such interaction.

“(3) Developing and implementing initiatives to promote retention of highly qualified teachers and principals, including minority teachers and principals, including programs that provide—

“(A) teacher or principal mentoring from exemplary teachers or principals; or

“(B) induction and support for teachers and principals during their first 3 years of employment as teachers or principals, respectively.

“(4) Awarding scholarships based on financial need to help students pay the costs of tuition, room, board, and other expenses of completing a teacher preparation program.

“(5) Disseminating information on effective practices for teacher preparation and successful teacher certification and licensure assessment preparation strategies.

“(6) Activities authorized under sections 202, 203, and 204.

“(c) APPLICATION.—Any eligible institution desiring a grant under this section shall submit an application to the Secretary at such a time, in such a manner, and accompanied by such information as the Secretary may require.

“(d) MINIMUM GRANT AMOUNT.—The minimum amount of each grant under this part shall be \$500,000.

“(e) LIMITATION ON ADMINISTRATIVE EXPENSES.—An eligible institution that receives a grant under this part may not use more than 2 percent of the grant funds for purposes of administering the grant.

“(f) REGULATIONS.—The Secretary shall prescribe such regulations as may be necessary to carry out this part.

**“SEC. 233. APPROPRIATIONS.**

“There shall be available to the Secretary, from funds not otherwise appropriated, \$50,000,000 for the period beginning with fiscal year 2008 and ending with fiscal year 2012, to carry out this part beginning with academic year 2008–2009, which shall remain available until expended. The authority to carry out this part shall expire at the end of fiscal year 2012.”

**TITLE IV—LEVERAGING FUNDS TO INCREASE COLLEGE ACCESS**

**PART A—STRENGTHENING HISTORICALLY BLACK COLLEGES AND UNIVERSITIES AND MINORITY-SERVING INSTITUTIONS**

**SEC. 401. INVESTMENT IN HISTORICALLY BLACK COLLEGES AND UNIVERSITIES AND MINORITY-SERVING INSTITUTION.**

Title IV is amended by adding at the end the following new part:

**“PART I—STRENGTHENING HISTORICALLY BLACK COLLEGES AND UNIVERSITIES AND OTHER MINORITY-SERVING INSTITUTIONS**

**“SEC. 499A. INVESTMENT IN HISTORICALLY BLACK COLLEGES AND UNIVERSITIES AND OTHER MINORITY-SERVING INSTITUTION.**

“(a) ELIGIBLE INSTITUTION.—An institution of higher education is eligible to receive funds from the amounts made available under this section if such institution is—

“(1) a part B institution (as defined in section 322 (20 U.S.C. 1061));

“(2) a Hispanic-serving institution (as defined in section 502 (20 U.S.C. 1101a));

“(3) a Tribal College or University (as defined in section 316 (20 U.S.C. 1059c));

“(4) an Alaska Native-serving institution or a Native Hawaiian-serving institution (as defined in section 317(b) (20 U.S.C. 1059d(b)));

“(5) a Predominantly Black Institution (as defined in subsection (c)); or

“(6) an Asian and Pacific Islander-serving institution (as defined in subsection (c)).

“(b) NEW INVESTMENT OF FUNDS.—

“(1) IN GENERAL.—There shall be available to the Secretary to carry out this section, from funds not otherwise appropriated, \$100,000,000 for each of the fiscal years 2008 through 2012. The authority to carry out this section shall expire at the end of fiscal year 2012.

“(2) ALLOCATION AND ALLOTMENT.—

“(A) IN GENERAL.—Of the amounts made available under paragraph (1) for any fiscal year—

“(i) 40 percent shall be available for allocation under subparagraph (B);

“(ii) 40 percent shall be available for allocation under subparagraph (C); and

“(iii) 20 percent shall be available for allocation under subparagraph (D).

“(B) HSI STEM AND ARTICULATION PROGRAMS.—The amount made available for allocation under this subparagraph by subparagraph (A)(i) for any fiscal year shall be available for Hispanic-serving Institutions for activities described in section 503, with a priority given to applications that propose—

“(i) to increase the number of Hispanic and other low income students attaining degrees in the fields of science, technology, engineering and mathematics; and

“(ii) to develop model transfer and articulation agreements between 2-year Hispanic-serving institutions and 4-year institutions in such fields.

“(C) ALLOCATION AND ALLOTMENT HBCU AND PBIS.—From the amount made available for allocation under this subparagraph by subparagraph (A)(ii) for any fiscal year—

“(i) \$34,000,000 shall be available to eligible institutions described in subsection (a)(1) and shall be made available as grants under section 323 and allotted among such institutions under section 324, treating such amount, plus the amount appropriated for such fiscal year in a regular or supplemental appropriation Act to carry out part B of title III, as the amount appropriated to carry out part B of title III for purposes of allotments under section 324, for use by such institutions with a priority for—

“(I) activities described in paragraphs (1), (2), (4), (5), and (10) of section 323(a); and

“(II) other activities, consistent with the institution’s comprehensive plan and de-

signed to increase the institution’s capacity to prepare students for careers in the physical and natural sciences, mathematics, computer science and information technology and sciences, engineering, language instruction in the less-commonly taught languages and international affairs, and nursing and allied health professions; and

“(ii) \$6,000,000 shall be available to eligible institutions described in subsection (a)(5) and shall be available for a competitive grant program to award 10 grants of \$600,000 annually for programs in the following areas: science, technology, engineering, or mathematics (STEM); health education; internationalization or globalization; teacher preparation; or improving educational outcomes of African American males.

“(D) ALLOCATION AND ALLOTMENT TO OTHER MINORITY-SERVING INSTITUTIONS.—From the amount made available for allocation under this subparagraph by subparagraph (A)(iii) for any fiscal year (in this subparagraph referred to as the ‘allocable amount’)—

“(i) 60 percent of the allocable amount for such fiscal year shall be available to eligible institutions described in subsection (a)(3) and shall be made available as grants under section 316, treating such 60 percent of the allocable amount as part of the amount appropriated for such fiscal year in a regular or supplemental appropriation Act to carry out such section, and using such 60 percent for purposes described in subsection (c) of such section;

“(ii) 30 percent of the allocable amount for such fiscal year shall be available to eligible institutions described in subsection (a)(4) and shall be made available as grants under section 317, treating such 30 percent of the allocable amount as part of the amount appropriated for such fiscal year in a regular or supplemental appropriation Act to carry out such section and using such 60 percent for purposes described in subsection (a) of such section; and

“(iii) 10 percent of the allocable amount for such fiscal year shall be available to eligible institutions described in subsection (a)(6) for activities described in section 311(c).

“(c) DEFINITIONS.—

“(1) PREDOMINANTLY BLACK INSTITUTION.—The term ‘Predominantly Black institution’ means an institution of higher education that—

“(A) has an enrollment of needy undergraduate students as required and defined by paragraph (2);

“(B) has an average educational and general expenditure which is low, per full-time equivalent undergraduate student in comparison with the average educational and general expenditure per full-time equivalent undergraduate student of institutions that offer similar instruction, except that the Secretary may apply the waiver requirements described in section 392(b) to this subparagraph in the same manner as the Secretary applies the waiver requirements to section 312(b)(1)(B);

“(C) has an enrollment of undergraduate students—

“(i) that is at least 40 percent Black American students;

“(ii) that is at least 1,000 undergraduate students;

“(iii) of which not less than 50 percent of the undergraduate students enrolled at the institution are low-income individuals or first-generation college students (as that term is defined in section 402A(g)); and

“(iv) of which not less than 50 percent of the undergraduate students are enrolled in an educational program leading to a bachelor’s or associate’s degree that the institution is licensed to award by the State in which it is located;

“(D) is legally authorized to provide, and provides within the State, an educational program for which the institution of higher education awards a bachelors degree, or in the case of a junior or community college, an associate’s degree;

“(E) is accredited by a nationally recognized accrediting agency or association determined by the Secretary to be a reliable authority as to the quality of training offered, or is, according to such an agency or association, making reasonable progress toward accreditation; and

“(F) is not receiving assistance under part B of title III.

“(2) ENROLLMENT OF NEEDY STUDENTS.—The term ‘enrollment of needy students’ means the enrollment at an eligible institution with respect to which not less than 50 percent of the undergraduate students enrolled in an academic program leading to a degree—

“(A) in the second fiscal year preceding the fiscal year for which the determination is made, were Federal Pell Grant recipients for such year;

“(B) come from families that receive benefits under a means-tested Federal benefits program (as defined in paragraph (4));

“(C) attended a public or nonprofit private secondary school—

“(i) that is in the school district of a local educational agency that was eligible for assistance under part A of title I of the Elementary and Secondary Education Act of 1965 for any year during which the student attended such secondary school; and

“(ii) which for the purpose of this paragraph and for that year was determined by the Secretary (pursuant to regulations and after consultation with the State educational agency of the State in which the school is located) to be a school in which the enrollment of children counted under section 1113(a)(5) of such Act exceeds 30 percent of the total enrollment of such school; or

“(D) are first-generation college students (as that term is defined in section 402A(g)), and a majority of such first-generation college students are low-income individuals.

“(3) LOW-INCOME INDIVIDUAL.—The term ‘low-income individual’ has the meaning given such term in section 402A(g).

“(4) MEANS-TESTED FEDERAL BENEFIT PROGRAM.—The term ‘means-tested Federal benefit program’ means a program of the Federal Government, other than a program under title IV, in which eligibility for the programs’ benefits, or the amount of such benefits, or both, are determined on the basis of income or resources of the individual or family seeking the benefit.

“(5) ASIAN AMERICAN AND PACIFIC ISLANDER-SERVING INSTITUTION.—The term ‘Asian American and Pacific Islander-serving institution’ means an institution of higher education that—

“(A) is an eligible institution under section 312(b); and

“(B) at the time of application, has an enrollment of undergraduate students that is at least 10 percent Asian American and Pacific Islander students.

“(6) ASIAN AMERICAN.—The term ‘Asian American’ has the meaning given the term ‘Asian’ in the Office of Management and Budget’s Standards for Maintaining, Collecting, and Presenting Federal Data on Race and Ethnicity as published on October 30, 1997 (62 Fed. Reg. 58789).

“(7) PACIFIC ISLANDER.—The term ‘Pacific Islander’ has the meaning given the term ‘Native Hawaiian’ or ‘Other Pacific Islander’ in such Standards for Maintaining, Collecting, and Presenting Federal Data on Race and Ethnicity.

“(d) TERMINATION OF AUTHORITY.—The authority to carry out this section expires at the end of fiscal year 2012.”

**PART B—COLLEGE ACCESS CHALLENGE GRANTS**

**SEC. 411. COLLEGE ACCESS CHALLENGE GRANTS.**

**(a) CHALLENGE GRANT PROGRAM ESTABLISHED.—**

(1) PROGRAM ESTABLISHED.—The Secretary shall establish a program to award matching grants to increase the number of eligible students from underserved populations who enter and complete college by providing grants to philanthropic organizations who are members of eligible consortia to carry out the activities of the consortia to achieve this purpose, including—

(A) providing need-based grants to eligible students;

(B) providing support to eligible students through school- or institution-based mentoring programs; and

(C) conducting outreach programs to encourage eligible students to pursue higher education.

(2) GRANT PERIOD; RENEWABILITY.—Grants under this section shall be awarded for one 5-year period, and may not be renewed.

**(3) GRANT AMOUNTS.—**

(A) IN GENERAL.—A grant awarded under this part for a given fiscal year to a philanthropic organization shall be in an amount equal to the lesser of—

(i) 200 percent of the amount of charitable gifts received in the preceding fiscal year by the eligible consortia, including charitable gifts received by the individual members of the consortia with which the philanthropic organization is associated; or

(ii) the maximum grant amount established by the Secretary by regulation, pursuant to subsection (f).

(B) GIFTS PROVIDED IN CASH OR IN-KIND.—For the purposes of subparagraph (A), the charitable gifts received by an eligible consortia and its members may be provided in cash or in-kind, including physical non-cash contributions of monetary value such as property, facilities, and equipment, but excluding services.

**(b) USES OF GRANT.—**

(1) IN GENERAL.—A philanthropic organization receiving a grant under this section shall—

(A) provide grants to eligible students; and

(B) distribute grants to members of the consortia with which the philanthropic organization is affiliated, in accordance with the plan described in subsection (c)(2)(A), to fund the activities of such consortia in accordance with the application under subsection (c).

(2) LIMITATION.—Not more than 15 percent of the funds made available annually through a grant under this section may be used for administrative purposes.

(c) APPLICATIONS.—A philanthropic organization desiring a grant under this section shall submit an application to the Secretary at such time, in such manner, and containing such information as the Secretary may require. Such application shall include the following:

(1) A description of an eligible consortia that meets the requirements of subsection (d), with which the philanthropic organization is affiliated, in accordance with subsection (g).

(2) A detailed description of—

(A) the philanthropic organization's plans for distributing the matching grant funds among the members of the eligible consortia; and

(B) the eligible consortia's plans for using the matching grant funds, including how the funds will be used to provide financial aid, mentoring, and outreach programs to eligible students.

(3) A plan to ensure the viability of the eligible consortia and the work of the consortia beyond the grant period.

(4) A detailed description of the activities that carry out this section that are conducted by the eligible consortia at the time of the application, and how the matching grant funds will assist the eligible consortia with expanding and enhancing such activities.

(5) A description of the organizational structure that will be used to administer the activities carried out under the plan, including a description of the system used to track the participation of students who receive grants to degree completion.

(6) A description of the strategies that will be used to identify eligible students who are enrolled in secondary school and who may benefit from the activities of the eligible consortia.

(d) ELIGIBLE CONSORTIA.—An eligible consortia with which a philanthropic organization is affiliated for the program under this section shall—

(1) be a partnership of multiple entities that have agreed to work together to carry out this section, including—

(A) such philanthropic organization, which shall serve as the manager of the consortia;

(B) a State that demonstrates a commitment to ensuring the creation of a Statewide system to address the issues of early intervention and financial support for eligible students to enter and remain in college; and

(C) at the discretion of the philanthropic organization described in subparagraph (A), additional partners, including other non-profit organizations, government entities (including local municipalities, school districts, cities, and counties), institutions of higher education, and other public or private programs that provide mentoring or outreach programs; and

(2) conduct activities to assist eligible students with entering and remaining in college, which include—

(A) providing need-based grants to eligible students;

(B) providing early notification to low-income students of their potential eligibility for Federal financial aid (which may include assisting students and families with filling out FAFSA forms), as well as financial aid and other support available from the eligible consortia;

(C) encouraging increased eligible student participation in higher education through mentoring or outreach programs; and

(D) conducting marketing and outreach efforts that are designed to—

(i) encourage full participation of eligible students in the activities of the consortia that carry out this section; and

(ii) provide the communities impacted by the activities of the consortia with a general knowledge about the efforts of the consortia.

(e) REGULATIONS.—The Secretary shall promulgate regulations to carry out this section. Such regulations shall include—

(1) the maximum grant amount that may be awarded to a philanthropic organization under this section;

(2) the minimum amount of charitable gifts an eligible consortia (including its members) shall receive in a fiscal year for the philanthropic organization affiliated with such consortia to be eligible for a grant under this section.

(f) DEFINITIONS.—For the purposes of this section:

(1) ELIGIBLE STUDENT.—The term “eligible student” means an individual who—

(A) is a member of an underserved population;

(B) is enrolled—

(i) in a secondary school pursuing a high school diploma; or

(ii) in an institution of higher education or is planning to attend an institution of higher education; and

(C) either—

(i) is receiving, or has received, financial assistance or support services from the consortium; or

(ii) meets 2 or more of the following criteria:

(I) Has an expected family contribution equal to zero (as described in section 479 of the Higher Education Act of 1965) or a comparable alternative based upon the State's approved criteria in section 415C(b)(4) of such Act.

(II) Has qualified for a free lunch, or at the State's discretion a reduced price lunch, under the school lunch program established under the Richard B. Russell National School Lunch Act.

(III) Qualifies for the State's maximum need-based undergraduate award.

(IV) Is participating in, or has participated in, a Federal, State, institutional, or community mentoring or outreach program, as recognized by the eligible consortia carrying out activities under this section.

(2) PHILANTHROPIC ORGANIZATION.—The term “philanthropic organization” means a non-profit organization—

(A) that does not receive funds under title IV of the Higher Education Act of 1965 or under the Elementary and Secondary Education Act of 1965;

(B) that is not a local educational agency or an institution of higher education;

(C) that has a demonstrated record of dispersing grant aid to underserved populations to ensure access to, and participation in, higher education;

(D) that is affiliated with an eligible consortia (as defined in subsection (d)) to carry out this section; and

(E) the primary purpose of which is to provide financial aid and support services to students from underrepresented populations to increase the number of such students who enter and remain in college.

(3) STATE.—The term “State” means each of the several States of the United States, the District of Columbia, and Puerto Rico.

(4) UNDERSERVED POPULATION.—The term “underserved population” means a group of individuals who traditionally have not been well represented in the general population of students who pursue and successfully complete a higher education degree.

**(g) PROGRAM FUNDING.—**

(1) IN GENERAL.—There shall be available to the Secretary to carry out this section, from funds not otherwise appropriated, \$300,000,000 for the period beginning with fiscal year 2008 and ending with fiscal year 2012.

(2) USE OF EXCESS FUNDS.—If, at the end of a fiscal year, the funds available for awarding grants under this section exceed the amount necessary to make such grants, then all of the excess funds shall remain available for the subsequent fiscal year, and shall be used to award grants under section 401 of the Higher Education Act of 1965 (20 U.S.C. 1070a) for such subsequent fiscal year.

(h) SUNSET.—The authority to carry out this section shall expire at the end of fiscal year 2012.

**PART C—UPWARD BOUND**

**SEC. 412. UPWARD BOUND.**

(a) ABSOLUTE PRIORITY PROHIBITED IN UPWARD BOUND PROGRAM.—Section 402C (20 U.S.C. 1070a-13) is amended by adding at the end the following new subsection:

“(f) ABSOLUTE PRIORITY PROHIBITED IN UPWARD BOUND PROGRAM.—Except as otherwise expressly provided by amendment to this section, the Secretary shall not implement or enforce, and shall rescind, the absolute priority for Upward Bound Program participant selection and evaluation published by the Department of Education in the Federal Register on September 22, 2006 (71 Fed. Reg. 55447 et seq.).”

(b) ADDITIONAL FUNDS.—Section 402C is further amended by adding after subsection (f)



(as added by subsection (a)) the following new subsection:

“(g) ADDITIONAL FUNDS.—

“(1) AUTHORIZATION AND APPROPRIATION.—There are authorized to be appropriated, and there are appropriated to the Secretary, from funds not otherwise appropriated, \$30,000,000 for each of the fiscal years 2008 through 2011 to carry out paragraph (2), except that any amounts that remain unexpended for such purpose for each of such fiscal years may be available for technical assistance and administration costs for the Upward Bound program.

“(2) USE OF FUNDS.—The amounts made available by paragraph (1) shall be available to provide assistance to all Upward Bound projects that did not receive assistance in fiscal year 2007 and that have a grant score above 70. Such assistance shall be made available in the form of 4-year grants.”.

When said bill, as amended, was considered.

After debate,

Pursuant to House Resolution 531, the following further amendment, printed in Part B of House Report 110-224, was submitted by Mr. McKEON:

Strike all after the enacting clause and insert the following:

**SECTION 1. SHORT TITLE.**

This Act may be cited as the “Pell Grant Enhancement Act”.

**SEC. 2. REDUCTION OF LENDER INSURANCE PERCENTAGE.**

(a) AMENDMENT.—Subparagraph (G) of section 428(b)(1) of the Higher Education Act of 1965 (20 U.S.C. 1078(b)(1)(G)) is amended to read as follows:

“(G) insures 95 percent of the unpaid principal of loans insured under the program, except that—

“(i) such program shall insure 100 percent of the unpaid principal of loans made with funds advanced pursuant to section 428(j) or 439(q); and

“(ii) notwithstanding the preceding provisions of this subparagraph, such program shall insure 100 percent of the unpaid principal amount of exempt claims as defined in subsection (c)(1)(G);”.

(b) EFFECTIVE DATE.—The amendment made by subsection (a) shall take effect with respect to loans made on or after October 1, 2007.

**SEC. 3. GUARANTEE AGENCY COLLECTION RETENTION.**

Clause (ii) of section 428(c)(6)(A) of the Higher Education Act of 1965 (20 U.S.C. 1078(c)(6)(A)(ii)) is amended to read as follows:

“(i) an amount equal to 24 percent of such payments for use in accordance with section 422B, except that—

“(I) beginning October 1, 2003 and ending September 30, 2007, this subparagraph shall be applied by substituting ‘23 percent’ for ‘24 percent’;

“(II) beginning October 1, 2007 and ending September 30, 2008, this subparagraph shall be applied by substituting ‘20 percent’ for ‘24 percent’;

“(III) beginning October 1, 2008 and ending September 30, 2010, this subparagraph shall be applied by substituting ‘18 percent’ for ‘24 percent’; and

“(IV) beginning October 1, 2010, this subparagraph shall be applied by substituting for ‘24 percent’ a percentage determined in accordance with the regulations of the Secretary and equal to the average rate paid to collection agencies that have contracts with the Secretary.”.

**SEC. 4. ELIMINATION OF EXCEPTIONAL PERFORMER STATUS FOR LENDERS.**

(a) ELIMINATION OF STATUS.—Part B of title IV of the Higher Education Act of 1965 (20

U.S.C. 1071 et seq.) is amended by striking section 428I (20 U.S.C. 1078–9).

(b) CONFORMING AMENDMENTS.—Part B of title IV of such Act is further amended—

(1) in section 428(c)(1) (20 U.S.C. 1078(c)(1))—

(A) by striking subparagraph (D); and

(B) by redesignating subparagraphs (E) through (H) as subparagraphs (D) through (G), respectively; and

(2) in section 438(b)(5) (20 U.S.C. 1087–1(b)(5)), by striking the matter following subparagraph (B).

(c) EFFECTIVE DATE.—The amendments made by subsections (a) and (b) shall take effect on October 1, 2007.

**SEC. 5. REDUCTION OF LENDER SPECIAL ALLOWANCE PAYMENTS.**

Section 438(b)(2)(I) of the Higher Education Act of 1965 (20 U.S.C. 1087–1(b)(2)(I)) is amended by adding at the end the following new clauses:

“(vi) REDUCTION FOR LOANS DISBURSED ON OR AFTER OCTOBER 1, 2007.—With respect to a loan on which the applicable interest rate is determined under section 427A(1) and for which the first disbursement of principal is made on or after October 1, 2007, the special allowance payment computed pursuant to this subparagraph shall be computed—

“(I) by substituting ‘2.0 percent’ for ‘2.34 percent’ each place it appears in this subparagraph;

“(II) by substituting ‘1.4 percent’ for ‘1.74 percent’ in clause (ii); and

“(III) by substituting ‘2.0 percent’ for ‘2.64 percent’ each place it appears in clauses (iii) and (iv).”.

**SEC. 6. UNIT COST CALCULATION FOR GUARANTY AGENCY ACCOUNT MAINTENANCE FEES.**

Section 458(b) of the Higher Education Act of 1965 (20 U.S.C. 1087h(b)) is amended—

(1) by striking “Account” and inserting the following:

“(1) FOR FISCAL YEARS 2006 AND 2007.—For each of the fiscal years 2006 and 2007, account”; and

(2) by adding at the end the following new paragraph:

“(2) FOR FISCAL YEAR 2008 AND SUCCEEDING FISCAL YEARS.—

“(A) UNIT COST BASIS.—For fiscal year 2008 and each succeeding fiscal year, the Secretary shall calculate the account maintenance fees payable to guaranty agencies under subsection (a)(3), on a per-loan cost basis in accordance with subparagraph (B).

“(B) DETERMINATIONS.—To determine the amount that shall be paid under subsection (a)(3) per outstanding loan guaranteed by a guaranty agency for fiscal year 2008 and succeeding fiscal years, the Secretary shall—

“(i) establish the per-loan cost basis amount by—

“(I) dividing the total amount of account maintenance fees paid under subsection (a)(3) in fiscal year 2006, by

“(II) the number of loans under part B that were outstanding in that fiscal year; and

“(ii) determine on October 1 of fiscal year 2008 and each subsequent fiscal year, and pay to each guaranty agency, an amount equal to the product of the number of loans under part B that are outstanding on October 1 of that fiscal year and insured by that guaranty agency multiplied by—

“(I) the amount determined under clause (i); increased by

“(II) a percentage equal to the percentage increase in the Consumer Price Index for Wage Earners (as determined by the Bureau of Labor Statistics of the Department of Labor) between the calendar quarter ending on June 30, 2006, and the calendar quarter ending on the June 30 preceding such October 1 of such fiscal year.”.

**SEC. 7. TUITION SENSITIVITY.**

(a) ELIMINATION OF TUITION SENSITIVITY.—Section 401(b) of the Higher Education Act of 1965 (20 U.S.C. 1070a(b)) is amended—

(1) by striking paragraph (3); and

(2) by redesignating paragraphs (4) through (9) as paragraphs (3) through (8), respectively.

(b) EFFECTIVE DATE.—The amendments made by subsection (a) shall take effect on July 1, 2008.

**SEC. 8. MANDATORY PELL GRANT INCREASES.**

(a) EXTENSION OF AUTHORITY.—Section 401(a) (20 U.S.C. 1070a(a)) is amended by striking “fiscal year 2004” and inserting “fiscal year 2017”.

(b) FUNDING FOR INCREASES.—Section 401(b) (20 U.S.C. 1070a(b)) is amended by adding at the end the following new paragraph:

“(9) ADDITIONAL FUNDS.—

“(A) IN GENERAL.—For an academic year, there are authorized to be appropriated, and there are appropriated, such sums as may be necessary to carry out subparagraph (B) of this paragraph (in addition to any other amounts appropriated to carry out this section and out of any money in the Treasury not otherwise appropriated) the following amounts:

- “(i) \$1,454,000,000 for fiscal year 2008;
- “(ii) \$1,915,000,000 for fiscal year 2009;
- “(iii) \$2,380,000,000 for fiscal year 2010;
- “(iv) \$2,845,000,000 for fiscal year 2011;
- “(v) \$3,386,000,000 for fiscal year 2012;
- “(vi) \$3,407,000,000 for fiscal year 2013;
- “(vii) \$3,443,000,000 for fiscal year 2014;
- “(viii) \$3,474,000,000 for fiscal year 2015;
- “(ix) \$3,502,000,000 for fiscal year 2016; and
- “(x) \$3,526,000,000 for fiscal year 2017.

“(B) INCREASE IN FEDERAL PELL GRANTS.—The amounts made available pursuant to subparagraph (A) of this paragraph shall be used to increase the amount of the maximum Pell Grant for which a student shall be eligible during an award year, as specified in the last enacted appropriation Act applicable to that award year, by—

- “(i) \$350 for award year 2008–2009;
- “(ii) \$450 for award year 2009–2010;
- “(iii) \$550 for award year 2010–2011;
- “(iv) \$650 for award year 2011–2012; and
- “(v) \$750 for each of the award years 2012–2013 through 2017–2018.”.

(c) AUTHORIZED MAXIMUMS.—Section 401(b)(2)(A) (20 U.S.C. 1070a(b)(2)(A)) is amended to read as follows:

“(2)(A) The amount of the Federal Pell Grant for a student eligible under this part shall be for each of the award years 2008–2009 through 2016–2017, the sum of—

“(i) the amount appropriated in the applicable appropriation Act for the maximum Federal Pell Grant for that award year; and

“(ii) the amount specified in subsection (a)(2)(B) for that award year;

less an amount equal to the amount determined to be the expected family contribution with respect to that student for that year.”.

**SEC. 9. PLUS LOAN INTEREST RATES.**

Paragraph (2) of section 427A(1) of the Higher Education Act of 1965 (20 U.S.C. 1077a(1)(2)) is amended to read as follows:

“(2) PLUS LOANS.—Notwithstanding subsection (h), with respect to any loan under section 428B, the applicable rate of interest—

“(A) shall be 8.5 percent on the unpaid principal balance of any such loan for which the first disbursement is made on or after July 1, 2006, and before July 1, 2008; and

“(B) shall be 7.9 percent on the unpaid principal balance of any such loan for which the first disbursement is made on or after July 1, 2008.”.



**SEC. 10. CONSUMER INFORMATION AND PUBLIC ACCOUNTABILITY IN HIGHER EDUCATION.**

Section 131 of the Higher Education Act of 1965 (20 U.S.C. 1015) is amended to read as follows:

**“SEC. 131. CONSUMER INFORMATION AND PUBLIC ACCOUNTABILITY IN HIGHER EDUCATION.**

“(a) **PURPOSE.**—It is the purpose of this section to—

“(1) provide students and families with an easy-to-use, comprehensive web-based tool for researching and comparing institutions of higher education;

“(2) increase the transparency of college cost, price, and financial aid; and

“(3) raise public awareness of information available about postsecondary education, particularly among low-income families, non-traditional student populations, and first-generation college students.

“(b) **COLLEGE OPPORTUNITY ON-LINE (COOL) WEBSITE RE-DESIGN PROCESS.**—In carrying out this section, the Commissioner of Education Statistics—

“(1) shall identify the data elements that are of greatest importance to prospective students, enrolled students, and their families, paying particular attention to low-income, non-traditional student populations, and first-generation college students;

“(2) shall convene a group of individuals with expertise in the collection and reporting of data related to institutions of higher education to—

“(A) determine the relevance of particular data elements to prospective students, enrolled students, and families;

“(B) assess the cost-effectiveness of various ways in which institutions of higher education might produce relevant data;

“(C) determine the general comparability of the data across institutions of higher education;

“(D) make recommendations regarding the inclusion of specific data items and the most effective and least burdensome methods of collecting and reporting useful data from institutions of higher education; and

“(3) shall ensure that the redesigned COOL website—

“(A) uses, to the extent practicable, data elements currently provided by institutions of higher education to the Secretary;

“(B) includes clear and uniform information determined to be relevant to prospective students, enrolled students, and families;

“(C) provides comparable information, by ensuring that data are based on accepted criteria and common definitions;

“(D) includes a sorting function that permits users to customize their search for and comparison of institutions of higher education based on the information identified through the process as prescribed in paragraph (1) as being of greatest relevance to choosing an institution of higher education.

“(c) **DATA COLLECTION.**—

“(1) **DATA SYSTEM.**—The Commissioner of Education Statistics shall continue to redesign the relevant parts of the Integrated Postsecondary Education Data System to include additional data as required by this section and to continue to improve the usefulness and timeliness of data collected by such systems in order to inform consumers about institutions of higher education.

“(2) **COLLEGE CONSUMER PROFILE.**—The Secretary shall continue to publish on the COOL website, for each academic year and in accordance with standard definitions developed by the Commissioner of Education Statistics (including definitions developed under section 131(a)(3)(A) as in effect on the day before the date of enactment of the College Affordability and Transparency Act of 2007), from at least all institutions of higher education

participating in programs under title IV the following information:

“(A) The tuition and fees charged for a first-time, full-time, full-year undergraduate student.

“(B) The room and board charges for a first-time, full-time, full-year undergraduate student.

“(C) The price of attendance for a first-time, full-time, full-year undergraduate student, consistent with the provisions of section 472.

“(D) The average amount of financial assistance received by a first-year, full-time, full-year undergraduate student, including—

“(i) each type of assistance or benefits described in 428(a)(2)(C)(ii);

“(ii) institutional and other assistance; and

“(iii) Federal loans under parts B, D, and E of title IV.

“(E) The number of first-time, full-time, full-year undergraduate students receiving financial assistance described in each clause of subparagraph (D).

“(F) The institutional instructional expenditure per full-time equivalent student.

“(G) Student enrollment information, including information on the number and percentage of full-time and part-time students, the number and percentage of resident and non-resident students.

“(H) Faculty-to-student ratios.

“(I) Faculty information, including the total number of faculty and the percentage of faculty who are full-time employees of the institution and the percentage who are part-time.

“(J) Completion and graduation rates of undergraduate students, identifying whether the completion or graduation rates are from a 2-year or 4-year program of instruction and, in the case of a 2-year program of instruction, the percentage of students who transfer to 4-year institutions prior or subsequent to completion or graduation.

“(K) A link to the institution of higher education with information of interest to students including mission, accreditation, student services (including services for students with disabilities), transfer of credit policies and, if appropriate, placement rates and other measures of success in preparing students for entry into or advancement in the workforce.

“(L) The college affordability information elements specified in subsection (d).

“(M) Any additional information that the Secretary may require.

“(d) **COLLEGE AFFORDABILITY INFORMATION ELEMENTS.**—The college affordability information elements required by subsection (c)(2)(L) shall include, for each institution submitting data—

“(1) the sticker price of the institution for the 3 most recent academic years;

“(2) the net tuition price of the institution for the 3 most recent academic years;

“(3) the percentage change in both the sticker price and the net tuition price over the 3-year time period that is being reported;

“(4) the percentage change in the CPI over the same time period; and

“(5) whether the institution has been placed on affordability alert status as required by subsection (e)(3).

“(e) **OUTCOMES AND ACTIONS.**—

“(1) **RESPONSE FROM INSTITUTION.**—Effective on June 30, 2008, an institution that increases its sticker price at a percentage rate for any 3-year interval ending on or after that date that exceeds two times the rate of change in the CPI over the same time period shall provide a report to the Secretary, in such a form, at such time, and containing such information as the Secretary may require. Such report shall be published by the Secretary on the COOL website, and shall include—

“(A) a description of the factors contributing to the increase in the institution's costs and in the tuition and fees charged to students; and

“(B) if determinations of tuition and fee increases are not within the exclusive control of the institution, a description of the agency or instrumentality of State government or other entity that participates in such determinations and the authority exercised by such agency, instrumentality, or entity.

“(2) **QUALITY-EFFICIENCY TASK FORCES.**—

“(A) **REQUIRED.**—Each institution subject to paragraph (1) that has a percentage change in its sticker price that is in the highest 5 percent of all institutions subject to paragraph (1) shall establish a quality-efficiency task force to review the operations of such institution.

“(B) **MEMBERSHIP.**—Such task force shall include administrators, business and civic leaders, and faculty, and may include students, trustees, parents of students, and alumni of such institution.

“(C) **FUNCTIONS.**—Such task force shall analyze institutional operating costs in comparison with such costs at other institutions within the class of institutions. Such analysis should identify areas where, in comparison with other institutions in such class, the institution operates more expensively to produce a similar result. Any identified areas should then be targeted for in-depth analysis for cost reduction opportunities.

“(D) **REPORT.**—The results of the analysis by a quality-efficiency task force under this paragraph shall be made available to the public on the COOL website.

“(3) **CONSEQUENCES FOR 2-YEAR CONTINUATION OF FAILURE.**—If the Secretary determines that an institution that is subject to paragraph (1) has failed to reduce the subsequent increase in sticker price below two times the rate of change in the CPI for 2 consecutive academic years subsequent to the 3-year interval used under paragraph (1), the Secretary shall place the institution on affordability alert status.

“(4) **EXEMPTIONS.**—Notwithstanding paragraph (3), an institution shall not be placed on affordability alert status if, for any 3-year interval for which sticker prices are computed under paragraph (1)—

“(A) with respect the class of institutions described in paragraph (6) to which the institution belongs, the sticker price of the institution is in the lowest quartile of institutions within such class, as determined by the Secretary, during the last year of such 3-year interval; or

“(B) the institution has a percentage change in its sticker price computed under paragraph (1) that exceeds two times the rate of change in the CPI over the same time period, but the dollar amount of the sticker price increase is less than \$500.

“(5) **INFORMATION TO STATE AGENCIES.**—Any institution that reports under paragraph (1)(B) that an agency or instrumentality of State government or other entity participates in the determinations of tuition and fee increases shall, prior to submitting any information to the Secretary under this subsection, submit such information to, and request the comments and input of, such agency, instrumentality, or entity. With respect to any such institution, the Secretary shall provide a copy of any communication by the Secretary with that institution to such agency, instrumentality, or entity.

“(6) **CLASSES OF INSTITUTIONS.**—For purposes of this subsection, the classes of institutions shall be those sectors used by the Integrated Postsecondary Education Data System, based on whether the institution is public, nonprofit private, or for-profit private, and whether the institution has a 4-year, 2-

year, or less than 2-year program of instruction.

“(7) DATA REJECTION.—Nothing in this subsection shall be construed as allowing the Secretary to reject the data submitted by an individual institution of higher education.

“(f) INFORMATION TO THE PUBLIC.—The Secretary shall work with public and private entities to promote broad public awareness, particularly among middle and high school students and their families, of the information made available under this section, including by distribution to students who participate in or receive benefits from means-tested federally funded education programs and other Federal programs determined by the Secretary.

“(g) FINES.—In addition to actions authorized in section 487(c), the Secretary may impose a fine in an amount not to exceed \$25,000 on an institution of higher education for failing to provide the information required by this section in a timely and accurate manner, or for failing to otherwise cooperate with the National Center for Education Statistics regarding efforts to obtain data under subsections (c) and (j) and pursuant to the program participation agreement entered into under section 487.

“(h) GAO STUDY AND REPORT.—

“(1) GAO STUDY.—The Comptroller General shall conduct a study of the policies and procedures implemented by institutions in increasing the affordability of postsecondary education. Such study shall include information with respect to—

“(A) a list of those institutions that—

“(i) have reduced their sticker prices; or

“(ii) are within the least costly quartile of institutions within each class described in subsection (e)(6);

“(B) policies implemented to stem the increase in tuition and fees and institutional costs;

“(C) the extent to which room and board costs and prices changed;

“(D) the extent to which other services were altered to affect tuition and fees;

“(E) the extent to which the institution's policies affected student body demographics and time to completion;

“(F) what, if any, operational factors played a role in reducing tuition and fees;

“(G) the extent to which academic quality was affected, and how;

“(H) if the institution is a public institution, the relationship between State and local appropriations and the institution's tuition and fees;

“(I) the extent to which policies and practices reducing costs and prices may be replicated from one institution to another; and

“(J) other information as necessary to determine best practices in increasing the affordability of postsecondary education.

“(2) INTERIM AND FINAL REPORTS.—The Comptroller General shall submit an interim and a final report regarding the findings of the study required by paragraph (1) to the appropriate authorizing committees of Congress. The interim report shall be submitted not later than July 31, 2011, and the final report shall be submitted not later than July 31, 2013.

“(i) STUDENT AID RECIPIENT SURVEY.—

“(1) SURVEY REQUIRED.—The Secretary shall conduct a survey of student aid recipients under title IV on a regular cycle and State-by-State basis, but not less than once every 4 years—

“(A) to identify the population of students receiving Federal student aid;

“(B) to describe the income distribution and other socioeconomic characteristics of federally aided students;

“(C) to describe the combinations of aid from State, Federal, and private sources received by students from all income groups;

“(D) to describe the debt burden of educational loan recipients and their capacity to repay their education debts, and the impact of such debt burden on career choices;

“(E) to describe the role played by the price of postsecondary education in the determination by students of what institution to attend; and

“(F) to describe how the increased costs of textbooks and other instructional materials affects the costs of postsecondary education to students.

“(2) SURVEY DESIGN.—The survey shall be representative of full-time and part-time, undergraduate, graduate, and professional and current and former students in all types of institutions, and designed and administered in consultation with the Congress and the postsecondary education community.

“(3) DISSEMINATION.—The Commissioner of Education Statistics shall disseminate the information resulting from the survey in both printed and electronic form.

“(j) REGULATIONS.—The Secretary is authorized to issue such regulations as may be necessary to carry out the provisions of this section.

“(k) DEFINITIONS.—For the purposes of this section:

“(1) NET TUITION PRICE.—The term ‘net tuition price’ means the average tuition and fees charged to a first-time, full-time, full-year undergraduate student, minus the average grants provided to such students, for any academic year.

“(2) STICKER PRICE.—The term ‘sticker price’ means the average tuition and fees charged to a first-time, full-time, full-year undergraduate student by an institution of higher education for any academic year.

“(3) CPI.—The term ‘CPI’ means the Consumer Price Index-All Urban Consumers (Current Series).”

#### SEC. 11. COLLEGE AFFORDABILITY DEMONSTRATION PROJECT.

(a) .—Part G of title IV is amended by inserting after section 486 (20 U.S.C. 1093) the following new section:

##### “SEC. 486A. COLLEGE AFFORDABILITY DEMONSTRATION PROJECT.

“(a) PURPOSE.—It is the purpose of this section—

“(1) to provide, through a college affordability demonstration project, for increased innovation in the delivery of higher education and student financial aid in a manner resulting in reduced costs for students as well as the institution by employing one or more strategies including accelerating degree or program completion, increasing availability of, and access to, distance components of education delivery, engaging in collaborative arrangements with other institutions and organizations, and other alternative methodologies; and

“(2) to help determine—

“(A) the most effective means of delivering student financial aid as well as quality education;

“(B) the specific statutory and regulatory requirements that should be altered to provide for more efficient and effective delivery of student financial aid, as well as access to high quality distance education programs, resulting in a student more efficiently completing postsecondary education; and

“(C) the most effective methods of obtaining and managing institutional resources.

“(b) DEMONSTRATION PROJECT AUTHORIZED.—

“(1) IN GENERAL.—In accordance with the purposes described in subsection (a) and the provisions of subsection (d), the Secretary is authorized to select not more than 100 institutions of higher education, including those applying as part of systems or consortia of such institutions, for voluntary participation in the College Affordability Demonstration

Project in order to enable participating institutions to carry out such purposes by providing programs of postsecondary education, and making available student financial assistance under this title to students enrolled in those programs, in a manner that would not otherwise meet the requirements of this title.

“(2) WAIVERS.—The Secretary is authorized to waive for any institutions of higher education, or any system or consortia of institutions of higher education, selected for participation in the College Affordability Demonstration Project, any requirements of this Act or the regulations thereunder as deemed necessary by the Secretary to meet the purpose described in subsection (a)(1), and shall make a determination that the waiver can reasonably be expected to result in reduced costs to students or institutions without an increase in Federal program costs. The Secretary may not waive under this paragraph the maximum award amounts for an academic year or loan period.

“(3) ELIGIBLE APPLICANTS.—

“(A) ELIGIBLE INSTITUTIONS.—Except as provided in subparagraph (B), only an institution of higher education that is eligible to participate in programs under this title shall be eligible to participate in the demonstration project authorized under this section.

“(B) PROHIBITION.—An institution of higher education described in section 102(a)(1)(C) shall not be eligible to participate in the demonstration project authorized under this section.

“(c) APPLICATION.—

“(1) IN GENERAL.—Each institution or system of institutions desiring to participate in the demonstration project under this section shall submit an application to the Secretary at such time and in such manner as the Secretary may require.

“(2) CONTENTS OF APPLICATIONS.—Each application for the college affordability demonstration project shall include at least the following:

“(A) a description of the institution or system or consortium of institutions and what quality assurance mechanisms are in place to ensure the integrity of the Federal financial aid programs;

“(B) a description of the innovation or innovations being proposed and the affected programs and students, including—

“(i) a description of any collaborative arrangements with other institutions or organizations to reduce costs;

“(ii) a description of any expected economic impact of participation in the project within the community in which the institution is located; and

“(iii) a description of any means the institution will employ to reduce the costs of instructional materials, such as textbooks;

“(C) a description of each regulatory or statutory requirement for which waivers are sought, with a reason for each waiver;

“(D) a description of the expected outcomes of the program changes proposed, including the estimated reductions in costs both for the institution and for students;

“(E) an assurance from each institution in a system or consortium of a commitment to fulfill its role as described in the application;

“(F) an assurance that the participating institution or system of institutions will offer full cooperation with the ongoing evaluations of the demonstration project provided for in this section; and

“(G) any other information or assurances the Secretary may require.

“(d) SELECTION.—In selecting institutions to participate in the demonstration project under this section, the Secretary shall take into account—

“(1) the number and quality of applications received, determined on the basis of the contents required by subsection (c)(2);

“(2) the Department’s capacity to oversee and monitor each institution’s participation;  
 “(3) an institution’s—  
 “(A) financial responsibility;  
 “(B) administrative capability;  
 “(C) program or programs being offered via distance education, if applicable;  
 “(D) student completion rates; and  
 “(E) student loan default rates; and  
 “(4) the participation of a diverse group of institutions with respect to size, mission, and geographic distribution.

“(e) NOTIFICATION.—The Secretary shall make available to the public and to the authorizing committees a list of institutions selected to participate in the demonstration project authorized by this section. Such notice shall include a listing of the specific statutory and regulatory requirements being waived for each institution and a description of the innovations being demonstrated.

“(f) EVALUATIONS AND REPORTS.—  
 “(1) EVALUATION.—The Secretary shall evaluate the demonstration project authorized under this section on a biennial basis. Such evaluations specifically shall review—

“(A) the extent to which expected outcomes, including the estimated reductions in cost, were achieved;

“(B) the number and types of students participating in the programs offered, including the progress of participating students toward recognized certificates or degrees and the extent to which participation in such programs increased;

“(C) issues related to student financial assistance associated with the innovations undertaken;

“(D) effective technologies and alternative methodologies for delivering student financial assistance;

“(E) the extent of the cost savings to the institution, the student, and the Federal Government resulting from the waivers provided, and an estimate as to future cost savings for the duration of the demonstration project;

“(F) the extent to which students saved money by completing their postsecondary education sooner;

“(G) the extent to which the institution reduced its tuition and fees and its costs by participating in the demonstration project

“(H) the extent to which any collaborative arrangements with other institutions or organizations have reduced the participating institution’s costs; and

“(I) the extent to which statutory or regulatory requirements not waived under the demonstration project present difficulties for students or institutions.

“(2) POLICY ANALYSIS.—The Secretary shall review current policies and identify those policies that present impediments to the implementation of innovations that result in cost savings and in expanding access to education.

“(3) REPORTS.—The Secretary shall provide a report to the authorizing committees on a biennial basis regarding—

“(A) the demonstration project authorized under this section;

“(B) the results of the evaluations conducted under paragraph (1);

“(C) the cost savings to the Federal Government by the demonstration project authorized by this section; and

“(D) recommendations for changes to increase the efficiency and effective delivery of financial aid.

“(g) OVERSIGHT.—In conducting the demonstration project authorized under this section, the Secretary shall, on a continuing basis—

“(1) ensure compliance of institutions or systems of institutions with the requirements of this title (other than the sections and regulations that are waived under subsection (b)(2));

“(2) provide technical assistance to institutions in their application to and participation in the demonstration project;

“(3) monitor fluctuations in the student population enrolled in the participating institutions or systems of institutions;

“(4) monitor changes in financial assistance provided at the institution; and

“(5) consult with appropriate accrediting agencies or associations and appropriate State regulatory authorities.

“(h) TERMINATION OF AUTHORITY.—The authority of the Secretary under this section shall cease to be effective on October 1, 2012.”.

**SEC. 12. MULTIPLE GRANTS.**

(a) AMENDMENT.—Paragraph (5) of section 401(b) (as redesignated by section 7(a)(2) of this Act) is amended to read as follows:

“(5) YEAR-ROUND PELL GRANTS.—The Secretary is authorized, for students enrolled in a baccalaureate degree, associate’s degree, or certificate program of study at an eligible institution, to award such students not more than two Pell grants during an award year to permit such students to accelerate progress toward their degree or certificate objectives by enrolling in courses for more than 2 semesters, or 3 quarters, or the equivalent, in a given academic year.”.

(b) EFFECTIVE DATE.—The amendment made by subsection (a) shall be effective July 1, 2009.

**SEC. 13. DEFERRAL OF LOAN REPAYMENT FOLLOWING ACTIVE DUTY.**

Part G of title IV is amended by inserting after section 484B (20 U.S.C. 1091b) the following new section:

**“SEC. 484C. DEFERRAL OF LOAN REPAYMENT FOLLOWING ACTIVE DUTY.**

“(a) DEFERRAL OF LOAN REPAYMENT FOLLOWING ACTIVE DUTY.—In addition to any deferral of repayment of a loan made under this title pursuant to section 428(b)(1)(M)(iii), 455(f)(2)(C), or 464(c)(2)(A)(ii), a borrower of a loan under this title who is a member of the National Guard or other reserve component of the Armed Forces of the United States, or a member of such Armed Forces in a retired status, is called or ordered to active duty, and is currently enrolled, or was enrolled within six months prior to the activation, in a program of instruction at an eligible institution, shall be eligible for a deferment during the 13 months following the conclusion of such service, except that a deferment under this subsection shall expire upon the borrower’s return to enrolled student status.

“(b) ACTIVE DUTY.—Notwithstanding section 481(d), in this section, the term ‘active duty’ has the meaning given such term in section 101(d)(1) of title 10, United States Code, except that such term—

“(1) does not include active duty for training or attendance at a service school; but

“(2) includes, in the case of members of the National Guard, active State duty.”.

After debate,

Pursuant to House Resolution 531, the previous question was ordered on the bill, as amended, and the further amendment.

The question being put, *viva voce*,

Will the House agree to said further amendment?

The SPEAKER pro tempore, Mr. ROSS, announced that the nays had it.

Mr. McKEON objected to the vote on the ground that a quorum was not present and not voting.

A quorum not being present,

The roll was called under clause 6, rule XX, and the call was taken by electronic device.

When there appeared { Yeas ..... 189  
 Nays ..... 231

¶94.11

[Roll No. 611]

YEAS—189

Aderholt	Galleghy	Musgrave
Akin	Garrett (NJ)	Myrick
Alexander	Gerlach	Neugebauer
Bachmann	Gilchrest	Nunes
Bachus	Gillmor	Paul
Baker	Gingrey	Pearce
Barrett (SC)	Gohmert	Peterson (PA)
Bartlett (MD)	Goode	Pickering
Barton (TX)	Goodlatte	Pitts
Biggart	Gordon	Platts
Bilbray	Granger	Poe
Bilirakis	Graves	Price (GA)
Bishop (UT)	Hall (TX)	Pryce (OH)
Blackburn	Hastert	Putnam
Bonner	Hastings (WA)	Radanovich
Bono	Hayes	Ramstad
Boozman	Heller	Regula
Boustany	Herger	Rehberg
Brown (SC)	Hobson	Reichert
Brown-Waite,	Hoekstra	Renzi
Ginny	Hulshof	Reynolds
Buchanan	Hunter	Rogers (AL)
Burgess	Inglis (SC)	Rogers (KY)
Burton (IN)	Issa	Rogers (MI)
Buyer	Johnson, Sam	Rohrabacher
Calvert	Jones (NC)	Ros-Lehtinen
Camp (MI)	Jordan	Roskam
Campbell (CA)	Keller	Royce
Cannon	King (IA)	Sali
Capito	King (NY)	Saxton
Carter	Kingston	Schmidt
Castle	Kirk	Sensenbrenner
Chabot	Kline (MN)	Sessions
Coble	Knollenberg	Shadegg
Cole (OK)	Kuhl (NY)	Shays
Conaway	LaHood	Shimkus
Crenshaw	Lamborn	Shuster
Culberson	Latham	Simpson
Davis (KY)	LaTourette	Smith (NE)
Davis, David	Lewis (CA)	Smith (NJ)
Davis, Lincoln	Lewis (KY)	Smith (TX)
Davis, Tom	Linder	Souder
Deal (GA)	LoBiondo	Stearns
Dent	Lucas	Sullivan
Diaz-Balart, L.	Lungren, Daniel	Tancredo
Diaz-Balart, M.	E.	Terry
Doolittle	Mack	Thornberry
Drake	Manullo	Tiahrt
Dreier	Marchant	Tiberi
Duncan	McCarthy (CA)	Turner
Ehlers	McCaul (TX)	Upton
Emerson	McCotter	Walberg
English (PA)	McCrery	Walden (OR)
Everett	McHenry	Walsh (NY)
Fallin	McHugh	Wamp
Feeney	McKeon	Weldon (FL)
Ferguson	McMorris	Weller
Flake	Rodgers	Westmoreland
Forbes	Mica	Whitfield
Fortenberry	Miller (FL)	Wicker
Fossella	Miller (MI)	Wilson (NM)
Fox	Miller, Gary	Wilson (SC)
Franks (AZ)	Moran (KS)	Wolf
Frelinghuysen	Murphy, Tim	Young (FL)

NAYS—231

Abercrombie	Capps	Delahunt
Ackerman	Capuano	DeLauro
Allen	Cardoza	Dingell
Altmire	Carnahan	Doggett
Andrews	Carney	Donnelly
Arcuri	Carson	Doyle
Baca	Castor	Edwards
Baird	Chandler	Ellison
Baldwin	Clarke	Ellsworth
Barrow	Clay	Emanuel
Bean	Cleaver	Engel
Becerra	Clyburn	Eshoo
Berman	Cohen	Etheridge
Berry	Conyers	Farr
Bishop (GA)	Cooper	Fattah
Bishop (NY)	Costa	Filner
Boren	Costello	Frank (MA)
Boswell	Courtney	Giffords
Boucher	Cramer	Gillibrand
Boyd (FL)	Crowley	Gonzalez
Boyd (KS)	Cuellar	Green, Al
Brady (PA)	Cummings	Green, Gene
Brady (TX)	Davis (AL)	Grijalva
Braley (IA)	Davis (CA)	Gutierrez
Brown, Corrine	Davis (IL)	Hall (NY)
Butterfield	DeFazio	Hare
Cantor	DeGette	Harman

Table listing names of members: Hastings (FL), Hensarling, Herseht Sandlin, Higgins, Hill, Hinchev, Hirono, Hodes, Holden, Holt, Honda, Hooley, Hoyer, Inslee, Israel, Jackson (IL), Jackson-Lee (TX), Jefferson, Jindal, Johnson (GA), Johnson (IL), Johnson, E. B., Jones (OH), Kagen, Kanjorski, Kaptur, Kennedy, Kildee, Kilpatrick, Kind, Klein (FL), Kucinich, Lampson, Langevin, Lantos, Larsen (WA), Larson (CT), Lee, Levin, Lewis (GA), Lipinski, Loeb sack, Lofgren, Zoe, Lowey, Lynch, Mahoney (FL), Maloney (NY), Markey, Marshall, Matheson, Matsui, McCarthy (NY), McCollum (MN), McDermott, McGovern, McIntyre, McNerney, McNulty, Meek (FL), Meeks (NY), Melancon, Michaud, Miller (NC), Miller, George, Mitchell, Mollohan, Moore (KS), Moore (WI), Moran (VA), Murphy (CT), Murphy, Patrick, Murtha, Nadler, Napolitano, Neal (MA), Oberstar, Obey, Oliver, Ortiz, Pallone, Pascrell, Pastor, Payne, Pence, Perlmutter, Peterson (MN), Petri, Pomeroy, Price (NC), Rahall, Rangel, Reyes, Rodriguez, Ross, Rothman, Roybal-Allard, Roppersberger, Rush, Ryan (OH), Ryan (WI), Salazar, Sanchez, Linda T., Sanchez, Loretta, Sarbanes, Schakowsky, Schiff, Schwartz, Scott (GA), Scott (VA), Serrano, Sestak, Shea-Porter, Sherman, Shuler, Sires, Skelton, Slaughter, Smith (WA), Snyder, Solis, Space, Spratt, Stark, Stupak, Sutton, Tanner, Tauscher, Taylor, Thompson (CA), Thompson (MS), Tierney, Udall (CO), Udall (NM), Van Hollen, Velazquez, Vislosky, Walz (MN), Wasserman, Schultz, Waters, Watson, Watt, Waxman, Weiner, Welch (VT), Wexler, Wilson (OH), Woolsey, Wu, Wynn, Yarmuth

It was decided in the { Yeas ..... 199 negative ..... } Nays ..... 223

94.12 [Roll No. 612]

AYES—199

Table listing names of members: Aderholt, Akin, Alexander, Bachmann, Bachus, Baker, Barrett (SC), Barrow, Barton (TX), Biggert, Bilbray, Bilirakis, Bishop (UT), Blackburn, Blunt, Bonner, Bono, Boozman, Boustany, Brady (TX), Brown (SC), Brown-Waite, Ginny, Buchanan, Burgess, Burton (IN), Buyer, Calvert, Camp (MI), Campbell (CA), Cannon, Cantor, Capito, Carter, Castle, Chabot, Coble, Cole (OK), Conaway, Crenshaw, Culberson, Davis (KY), Davis, David, Davis, Tom, Deal (GA), Dent, Diaz-Balart, L., Diaz-Balart, M., Doolittle, Drake, Dreier, Duncan, Ehlers, Emerson, English (PA), Everett, Fallon, Feeney, Ferguson, Flake, Forbes, Fortenberry, Fossella, Fox, Franks (AZ), Frelinghuysen, Gallegly, Garrett (NJ), Gerlach, Gilchrest, Gillmor, Gingrey, Gohmert, Goode, Goodlatte, Granger, Graves, Hall (TX), Hastert, Hastings (WA), Hayes, Heller, Hensarling, Herger, Hobson, Hoekstra, Hulshof, Hunter, Inglis (SC), Issa, Jindal, Johnson (IL), Johnson, Sam, Jones (NC), Jordan, Keller, King (IA), King (NY), Kingston, Kirk, Kline (MN), Knollenberg, Kuhl (NY), LaHood, Lamborn, Latham, LaTourette, Lewis (CA), Lewis (KY), Linder, LoBiondo, Lucas, Lungren, Daniel E., Mack, Manullo, Marchant, Marshall, McCarthy (CA), McCaul (TX), McCotter, McCreary, McHenry, McHugh, McKeon, McMorris, Rodgers, McNerney, Mica, Miller (FL), Miller (MI), Miller, Gary, Moran (KS), Murphy, Patrick, Murphy, Tim, Musgrave, Myrick, Neugebauer, Nunes, Paul, Pearce, Pence, Peterson (PA), Petri, Pickering, Pitts, Platts, Hastings (WA), Poe, Price (GA), Pryce (OH), Putnam, Radanovich, Ramstad, Regula, Rehberg, Reichert, Renzi, Reynolds, Rogers (AL), Rogers (KY), Rogers (MI), Rohrabacher, Ros-Lehtinen, Roskam, Royce, Ryan (WI), Sali, Saxton, Schmidt, Sensenbrenner, Sessions, Shadegg, Shays, Shimkus, Shuster, Simpson, Smith (NE), Smith (NJ), Smith (TX), Souder, Stearns, Sullivan, Tancredo, Terry, Thornberry, Tiahrt, Tiberi, Turner, Upton, Walberg, Walden (OR), Walsh (NY), Wamp, Weldon (FL), Weller, Westmoreland, Whitfield, Wicker, Wilson (NM), Wilson (SC), Wolf, Young (FL)

Table listing names of members: Frank (MA), Giffords, Gillibrand, Gonzalez, Gordon, Green, Al, Green, Gene, Grijalva, Gutierrez, Hall (NY), Hare, Harman, Hastings (FL), Herseht Sandlin, Higgins, Hill, Hinchev, Hirono, Hodes, Holden, Holt, Honda, Hooley, Hoyer, Inslee, Israel, Jackson (IL), Jackson-Lee (TX), Jefferson, Johnson (GA), Johnson, E. B., Jones (OH), Kagen, Kanjorski, Kaptur, Kennedy, Kildee, Kilpatrick, Kind, Klein (FL), Kucinich, Lampson, Langevin, Lantos, Larsen (WA), Larson (CT), Lee, Levin, Lewis (GA), Lipinski, Loeb sack, Lofgren, Zoe, Lowey, Lynch, Mahoney (FL), Maloney (NY), Markey, Matheson, Matsui, McCarthy (NY), McCollum (MN), McDermott, McGovern, McIntyre, McNulty, Meek (FL), Meeks (NY), Melancon, Michaud, Miller (NC), Miller, George, Mitchell, Mollohan, Moore (KS), Moore (WI), Moran (VA), Murphy (CT), Murtha, Nadler, Napolitano, Neal (MA), Oberstar, Obey, Oliver, Ortiz, Pallone, Pascrell, Pastor, Payne, Perlmutter, Peterson (MN), Pomeroy, Price (NC), Rahall, Rangel, Reyes, Rodriguez, Ross, Rothman, Roybal-Allard, Roppersberger, Rush, Ryan (OH), Salazar, Sanchez, Linda T., Sanchez, Loretta, Sarbanes, Schakowsky, Schiff, Schwartz, Scott (GA), Scott (VA), Serrano, Sestak, Shea-Porter, Sherman, Shuler, Sires, Skelton, Slaughter, Smith (WA), Snyder, Solis, Space, Spratt, Stark, Stupak, Sutton, Tanner, Tauscher, Taylor, Thompson (CA), Thompson (MS), Tierney, Towns, Udall (CO), Udall (NM), Van Hollen, Velazquez, Vislosky, Walz (MN), Wasserman, Schultz, Waters, Watson, Watt, Waxman, Weiner, Welch (VT), Wexler, Wilson (OH), Woolsey, Wu, Wynn, Yarmuth

NOT VOTING—11

Table listing names of members: Berkley, Blumenauer, Blunt, Boehner, Cubin, Davis, Jo Ann, Dicks, Hinojosa, Porter, Towns, Young (AK)

So the further amendment was not agreed to.

The bill, as amended, was ordered to be engrossed and read a third time, was read a third time by title.

Mr. ROSKAM moved to recommit the bill to the Committee on Education and Labor with instructions to report the bill back to the House promptly with an amendment providing that a borrower who is a full-time elected public official who receives compensation for such elected position, or who is a registered lobbyist at either the Federal or State level who receives compensation for lobbying activities, shall be ineligible for any of the loan forgiveness programs included in the bill. After debate,

By unanimous consent, the previous question was ordered on the motion to recommit with instructions.

The question being put, viva voce,

Will the House recommit said bill with instructions?

The SPEAKER pro tempore, Mr. ROSS, announced that the yeas had it.

Mr. ROSKAM demanded a recorded vote on agreeing to said motion, which demand was supported by one-fifth of a quorum, so a recorded vote was ordered.

The vote was taken by electronic device.

NOES—223

Table listing names of members: Abercrombie, Ackerman, Allen, Altmire, Andrews, Arcuri, Baca, Baird, Baldwin, Bean, Becerra, Berman, Berry, Bishop (GA), Bishop (NY), Boren, Boswell, Boucher, Boyd (FL), Boyda (KS), Brady (PA), Braley (IA), Brown, Corrine, Butterfield, Capps, Capuano, Cardoza, Carnahan, Carney, Carson, Castor, Chandler, Clarke, Clay, Cleaver, Clyburn, Cohen, Conyers, Cooper, Costa, Costello, Courtney, Cramer, Crowley, Cuellar, Cummings, Davis (AL), Davis (CA), Davis (IL), Davis, Lincoln, DeFazio, DeGette, Delahunt, DeLauro, Dicks, Dingell, Doggett, Donnelly, Doyle, Edwards, Ellison, Ellsworth, Emanuel, Engel, Eshoo, Etheridge, Farr, Fattah, Filner

NOT VOTING—9

Table listing names of members: Bartlett (MD), Berkley, Blumenauer, Boehner, Cubin, Davis, Jo Ann, Hinojosa, Porter, Young (AK)

So the motion to recommit with instructions was not agreed to.

The question being put, viva voce, Will the House pass said bill?

The SPEAKER pro tempore, Mr. ROSS, announced that the yeas had it.

Mr. George MILLER of California, demanded a recorded vote on passage of said bill, which demand was supported by one-fifth of a quorum, so a recorded vote was ordered.

The vote was taken by electronic device.

It was decided in the { Yeas ..... 273 affirmative ..... } Nays ..... 149

94.13 [Roll No. 613]

AYES—273

Table listing names of members: Abercrombie, Ackerman, Allen, Altmire, Andrews, Arcuri, Baca, Baird, Baldwin, Barrow, Bean, Becerra, Berman, Berry, Bishop (GA), Bishop (NY), Boren, Boswell, Boucher, Boyd (FL), Boyda (KS), Brady (PA), Braley (IA), Brown, Corrine, Buchanan, Butterfield, Capito, Capps, Capuano, Cardoza, Carnahan, Carney, Carson, Castle, Castor, Chandler, Boucher, Boyd (FL), Cohen, Cohen, Cole (OK), Conyers, Cooper, Costa, Costello, Courtney, Cramer, Crowley, Cuellar, Cummings, Davis (AL), Davis (CA), Davis (IL), Davis, Lincoln

DeFazio Kind Reichert  
 DeGette King (NY) Renzi  
 Delahunt Kirk Reyes  
 DeLauro Klein (FL) Rodriguez  
 Dent Knollenberg Ross  
 Dicks Kucinich Rothman  
 Dingell Lampson Roybal-Allard  
 Doggett Langevin Ruppertsberger  
 Donnelly Lantos Rush  
 Doyle Larsen (WA) Ryan (OH)  
 Edwards Larson (CT) Salazar  
 Ellison LaTourette Sánchez, Linda  
 Ellsworth Lee T.  
 Emanuel Levin Sanchez, Loretta  
 Emerson Lewis (GA) Sarbanes  
 Engel Lipinski Saxton  
 English (PA) LoBiondo Schakowsky  
 Eshoo Loeb sack Schiff  
 Etheridge Lofgren, Zoe Schwartz  
 Farr Lowey Scott (GA)  
 Fattah Lucas Scott (VA)  
 Ferguson Lynch Serrano  
 Filner Mahoney (FL) Sestak  
 Forbes Maloney (NY) Shays  
 Fossella Markey Shea-Porter  
 Frank (MA) Marshall Sherman  
 Gerlach Matheson Shuler  
 Giffords Matsui Sires  
 Gilchrest McCarthy (NY) Skelton  
 Gillibrand McCaul (TX) Slaughter  
 Gohmert McCollum (MN) Smith (NJ)  
 Gonzalez McDermott Smith (WA)  
 Gordon McGovern Snyder  
 Graves McHugh Solis  
 Green, Al McIntyre Space  
 Green, Gene McNerney Spratt  
 Grijalva McNulty Stark  
 Gutierrez Meek (FL) Stupak  
 Hall (NY) Meeks (NY) Sutton  
 Hall (TX) Melancon Tanner  
 Hare Michaud Tauscher  
 Harman Miller (MI) Taylor  
 Hastings (FL) Miller (NC) Thompson (CA)  
 Hayes Miller, George Thompson (MS)  
 Heller Mitchell Tiahrt  
 Herse th Sandlin Mollohan Tierney  
 Higgins Moore (KS) Towns  
 Hill Moore (WI) Turner  
 Hinchey Moran (KS) Udall (CO)  
 Hirono Moran (VA) Udall (NM)  
 Hodes Murphy (CT) Upton  
 Holden Murphy, Patrick Van Hollen  
 Hoyt Murphy, Tim Velázquez  
 Honda Murtha Visclosky  
 Hooley Nadler Walsh (NY)  
 Hoyer Napolitano Walz (MN)  
 Inslee Neal (MA) Wasserman  
 Israel Oberstar Schultz  
 Jackson (IL) Obey Waters  
 Jackson-Lee Oliver Watson  
 (TX) Ortiz  
 Jefferson Pallone Waxman  
 Jindal Pascrell Weiner  
 Johnson (GA) Pastor Welch (VT)  
 Johnson (IL) Payne Weller  
 Johnson, E. B. Perlmutter Wexler  
 Jones (NC) Peterson (MN) Whitfield  
 Jones (OH) Petri Wilson (NM)  
 Kagen Pomeroy Wilson (OH)  
 Kanjorski Price (NC) Wolf  
 Kaptur Rahall Woolsey  
 Kennedy Ramstad Wu  
 Kildee Rangel Wynn  
 Kilpatrick Regula Yarmuth

Issa Miller (FL) Ryan (WI)  
 Johnson, Sam Miller, Gary Sali  
 Jordan Musgrave Schmidt  
 Keller Myrick Sensenbrenner  
 King (IA) Neugebauer Sessions  
 Kingston Nunes Shadegg  
 Kline (MN) Paul Shimkus  
 Kuhl (NY) Pearce Shuster  
 LaHood Pence Simpson  
 Lamborn Peterson (PA) Smith (NE)  
 Latham Pickering Smith (TX)  
 Lewis (CA) Pitts Souder  
 Lewis (KY) Platts Stearns  
 Linder Poe Sullivan  
 Lungren, Daniel Price (GA) Tancredo  
 E. Pryce (OH) Terry  
 Mack Putnam Thornberry  
 Manzullo Radanovich Tiberi  
 Marchant Rehberg Walberg  
 McCarthy (CA) Reynolds Walden (OR)  
 McCotter Rogers (AL) Wamp  
 McCrery Rogers (KY) Weldon (FL)  
 McHenry Rogers (MI) Westmoreland  
 McKeon Rohrabacher Wicker  
 McMorris Ros-Lehtinen Wilson (SC)  
 Rodgers Roskam Young (FL)  
 Mica Royce

NOT VOTING—9

Berkley Clarke Hinojosa  
 Blumenauer Cubin Porter  
 Boehner Davis, Jo Ann Young (AK)

So the bill was passed.  
 A motion to reconsider the vote whereby said bill was passed was, by unanimous consent, laid on the table.  
*Ordered*, That the Clerk request the concurrence of the Senate in said bill.

¶94.14 H.R. 556—UNFINISHED BUSINESS

The SPEAKER pro tempore, Mr. ROSS, pursuant to clause 8, rule XX, announced the unfinished business to be the motion to suspend the rules and agree to the amendment of the Senate to the bill (H.R. 556) to ensure national security while promoting foreign investment and the creation and maintenance of jobs, to reform the process by which such investments are examined for any effect they may have on national security, to establish the Committee on Foreign Investment in the United States, and for other purposes.

The question being put,  
 Will the House suspend the rules and agree to said amendment of the Senate?

The vote was taken by electronic device.

It was decided in the { Yeas ..... 370  
 affirmative ..... } Nays ..... 45

¶94.15 [Roll No. 614]

YEAS—370

NOES—149  
 Aderholt Burton (IN) Everett  
 Akin Buyer Fallin  
 Alexander Calvert Feeney  
 Bachmann Camp (MI) Flake  
 Bachus Campbell (CA) Fortenberry  
 Baker Cannon Foxx  
 Barrett (SC) Cantor Franks (AZ)  
 Bartlett (MD) Carter Frelinghuysen  
 Barton (TX) Chabot Gallegly  
 Biggert Coble Garrett (NJ)  
 Bilbray Conaway Gillmor  
 Bilirakis Crenshaw Greigrey  
 Bishop (UT) Culberson Goode  
 Blackburn Davis (KY) Goodlatte  
 Blunt Davis, David Granger  
 Bonner Davis, Tom Hastert  
 Bono Deal (GA) Hastings (WA)  
 Boozman Diaz-Balart, L. Hensarling  
 Boustany Diaz-Balart, M. Herger  
 Brady (TX) Doolittle Hobson  
 Brown (SC) Drake Hoekstra  
 Brown-Waite, Dreier Hulshof  
 Ginny Duncan Hunter  
 Burgess Ehlers Inglis (SC)

Abercrombie Bonner Capps  
 Ackerman Boozman Capuano  
 Alexander Boren Cardoza  
 Allen Boswell Carnahan  
 Altmire Boucher Carney  
 Andrews Boustany Carson  
 Arcuri Boyd (FL) Carter  
 Baca Boyda (KS) Castle  
 Bachmann Brady (PA) Castor  
 Bachus Brady (TX) Chabot  
 Baird Braley (IA) Chandler  
 Baldwin Brown (SC) Clarke  
 Barrow Brown, Corrine Clay  
 Bartlett (MD) Brown-Waite, Cleaver  
 Barton (TX) Ginny Clyburn  
 Bean Buchanan Coble  
 Becerra Burton (IN) Cohen  
 Berman Butterfield Cole (OK)  
 Berry Buyer Conaway  
 Biggert Calvert Cooper  
 Bilbray Camp (MI) Costa  
 Bilirakis Campbell (CA) Costello  
 Bishop (GA) Cannon Courtney  
 Bishop (NY) Cantor Cramer  
 Blunt Capito Crenshaw

Crowley Keller Putnam  
 Cuellar Kennedy Radanovich  
 Cummings Kildee Rahall  
 Davis (AL) Kilpatrick Ramstad  
 Davis (CA) Kind Rangel  
 Davis (IL) King (IA) Regula  
 Davis (KY) Kingston Rehberg  
 Davis, David Kirk Reichert  
 Davis, Lincoln Klein (FL) Renzi  
 Davis, Tom Kline (MN) Reyes  
 DeFazio Knollenberg Reynolds  
 DeGette Kucinich Rodriguez  
 Delahunt LaHood Rogers (KY)  
 DeLauro Lampson Rogers (MI)  
 Dent Langevin Rohrabacher  
 Diaz-Balart, L. Lantos Ros-Lehtinen  
 Diaz-Balart, M. Larsen (WA) Ross  
 Dicks Larson (CT) Rothman  
 Dingell LaTham Roybal-Allard  
 Donnelly LaTourette Ruppertsberger  
 Doyle Lee Rush  
 Drake Levin Ryan (OH)  
 Dreier Lewis (CA) Ryan (WI)  
 Duncan Lewis (GA) Salazar  
 Edwards Lewis (KY) Sali  
 Ehlers Lipinski Sánchez, Linda  
 Ellison LoBiondo T.  
 Ellsworth Loeb sack Sanchez, Loretta  
 Emanuel Lofgren, Zoe Sarbanes  
 Engel Lowey Saxton  
 English (PA) Lucas Schakowsky  
 Eshoo Lungren, Daniel Schiff  
 Etheridge E. Schmidt  
 Fallin Lynch Schwartz  
 Farr Mack Scott (VA)  
 Fattah Mahoney (FL) Scott (GA)  
 Feeney Maloney (NY) Sensenbrenner  
 Ferguson Manzullo Serrano  
 Filner Markey Sessions  
 Flake Marshall Sestak  
 Forbes Matheson Shadegg  
 Fortenberry Matsui Shays  
 Foyx McCarthy (CA) Shea-Porter  
 Frank (MA) McCarthy (NY) Sherman  
 Frelinghuysen McCollum (MN) Simpson  
 Garrett (NJ) McCrery Shuler  
 Gerlach McDermott Shuster  
 Giffords McGovern Simpson  
 Gilchrest McHenry Sires  
 Gillibrand McIntyre Skelton  
 Gillmor McKeon Slaughter  
 Gingrey McMorris Smith (NE)  
 Gonzalez Rodgers Smith (NJ)  
 Goodlatte McNerney Smith (TX)  
 Granger McNulty Smith (WA)  
 Graves Meek (FL) Snyder  
 Green, Al Meeks (NY) Solis  
 Green, Gene Melancon Souder  
 Grijalva Mica Space  
 Gutierrez Michaud Spratt  
 Hall (NY) Miller (MI) Stark  
 Hall (TX) Miller (NC) Stearns  
 Hare Miller, Gary Stupak  
 Harman Miller, George Sutton  
 Hastert Mitchell Tanner  
 Hastings (FL) Mollohan Tauscher  
 Hastings (WA) Moore (KS) Terry  
 Heller Moore (WI) Thompson (CA)  
 Hensarling Moran (KS) Thompson (MS)  
 Herger Moran (VA) Tiahrt  
 Herse th Sandlin Murphy (CT) Tiberi  
 Higgins Murphy, Patrick Tierney  
 Hill Murtha Towns  
 Hinchey Musgrave Myrick  
 Hirono Myrick Nadler  
 Hobson Napolitano Udall (CO)  
 Hodes Napolitano Udall (NM)  
 Holt Neal (MA) Van Hollen  
 Honda Neugebauer Velázquez  
 Hooley Oberstar Velázquez  
 Hoyer Obey Walberg  
 Inslee Olver Walden (OR)  
 Israel Pascrell Walsh (NY)  
 Issa Paul Walz (MN)  
 Jackson (IL) Pastor Wamp  
 Jackson-Lee Paul Wasserman  
 (TX) Payne Schultz  
 Jefferson Pence Waters  
 Jindal Jindal Perlmutter Watt  
 Johnson (GA) Johnson (GA) Peterson (PA) Waxman  
 Johnson (IL) Johnson (IL) Pickering Weldon (FL)  
 Johnson, E. B. Johnson, E. B. Pitts Weller  
 Jones (OH) Jones, Sam Platts Wexler  
 Kagen Jones (OH) Pomeroy Whitfield  
 Kanjorski Jordan Price (GA) Wicker  
 Kaptur Kagen Price (NC) Wilson (NM)  
 Kennedy Jackson-Lee Pryce (OH) Wilson (OH)  
 Kildee Kildee

Wolf	Wu	Yarmuth
Woolsey	Wynn	Young (FL)
NAYS—45		
Aderholt	Gallegly	McHugh
Akin	Gohmert	Miller (FL)
Baker	Goode	Murphy, Tim
Barrett (SC)	Hayes	Nunes
Bishop (UT)	Hoekstra	Peterson (MN)
Blackburn	Holden	Petri
Bono	Hunter	Poe
Burgess	Jones (NC)	Royce
Culberson	Kaptur	Shuster
Deal (GA)	King (NY)	Sullivan
Doolittle	Kuhl (NY)	Tancredo
Emerson	Lamborn	Thornberry
Everett	Marchant	Upton
Fossella	McCaul (TX)	Westmoreland
Franks (AZ)	McCotter	Wilson (SC)

NOT VOTING—16

Berkley	Doggett	Roskam
Blumenauer	Gordon	Watson
Boehner	Hinojosa	Welch (VT)
Conyers	Linder	Young (AK)
Cubin	Porter	
Davis, Jo Ann	Rogers (AL)	

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said amendment of the Senate was agreed to.

A motion to reconsider the vote whereby the rules were suspended and said amendment of the Senate, was agreed to was, by unanimous consent, laid on the table.

*Ordered*, That the Clerk notify the Senate thereof.

¶94.16 CLERK TO CORRECT ENGROSSMENT—H.R. 2669

On motion of Ms. CLARKE, by unanimous consent,

*Ordered*, That in the engrossment of the bill (H.R. 2669) to provide for reconciliation pursuant to section 601 of the concurrent resolution on the budget for fiscal year 2008, the Clerk be authorized to correct section numbers, punctuation, citations, and cross references and to make such other technical and conforming changes as may be appropriate to reflect the actions of the House.

¶94.17 NATIONAL HISTORIC PUBLICATIONS AND RECORDS COMMISSION

The SPEAKER pro tempore, Mr. GUTIERREZ, announced, pursuant to 44 United States Code 2501 and the order of the House of January 4, 2007, the Chair announced the Speaker appointed the following Member of the House to the National Historic Publications and Records Commission: Mr. LARSON of Connecticut

*Ordered*, That the Clerk notify the Senate of the foregoing appointment.

¶94.18 ELDERLY AND DISABLED REFUGEES

Mr. McDERMOTT moved to suspend the rules and pass the bill (H.R. 2608) to amend section 402 of the Personal Responsibility and Work Opportunity Reconciliation Act of 1996 to provide, in fiscal years 2008 through 2010, extensions of supplemental security income for refugees, asylees, and certain other humanitarian immigrants, and to amend the Internal Revenue Code to collect unemployment compensation debts resulting from fraud.

The SPEAKER pro tempore, Mr. GUTIERREZ, recognized Mr. McDERMOTT and Mr. WELLER of Illinois, each for 20 minutes.

After debate, The question being put, viva voce, Will the House suspend the rules and pass said bill?

The SPEAKER pro tempore, Mr. GUTIERREZ, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill was passed was, by unanimous consent, laid on the table.

*Ordered*, That the Clerk request the concurrence of the Senate in said bill.

¶94.19 HOMELESS YOUTH AWARENESS

Mr. McDERMOTT moved to suspend the rules and agree to the following resolution (H. Res. 527):

Whereas an estimated 1,300,000 to 2,800,000 youths in the United States are homeless for at least one night each year, with many staying on the streets or in emergency shelters;

Whereas homeless youth are typically too poor to secure basic needs, are often unable to access adequate medical or mental health care, and are often unaware of supportive services that are available;

Whereas an average of 13 homeless youth die each day due to physical assault, illness, or suicide;

Whereas some homeless youth are expelled from their homes or run away after physical, sexual, or emotional abuse by their parents or guardians, or are separated from their parents through death or divorce;

Whereas other youth become homeless due to a lack of financial and housing resources as they exit juvenile corrections or foster care, including 25 percent of foster youth who experience homelessness within two to four years after exiting foster care;

Whereas awareness of the tragedy of youth homelessness and its causes should be heightened to better coordinate current programs with the many families, businesses, law enforcement agencies, schools, and community and faith-based organizations working to help youth remain off the streets; and

Whereas November would be an appropriate month to recognize as National Homeless Youth Awareness Month: Now, therefore, be it

*Resolved*, That the House of Representatives—

(1) supports helping vulnerable youth through current programs authorized under title IV of the Social Security Act;

(2) encourages the promotion through such programs of assistance for especially foster youth in staying off the streets, staying in school, and obtaining their high school diplomas and further education and training;

(3) applauds the initiative of public and private organizations and individuals dedicated to helping these programs prevent homelessness among youth, and provide aid when prevention fails; and

(4) should recognize "National Homeless Youth Awareness Month" to support and further encourage such efforts.

The SPEAKER pro tempore, Mr. GUTIERREZ, recognized Mr. McDERMOTT and Mr. WELLER of Illinois, each for 20 minutes.

After debate, The question being put, viva voce, Will the House suspend the rules and agree to said resolution?

The SPEAKER pro tempore, Mr. GUTIERREZ, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said resolution was agreed to.

A motion to reconsider the vote whereby the rules were suspended and said resolution was agreed to was, by unanimous consent, laid on the table.

¶94.20 FOOD AND DRUG ADMINISTRATION

Mr. DINGELL moved to suspend the rules and pass the bill (H.R. 2900) to amend the Federal Food, Drug, and Cosmetic Act to revise and extend the user-fee programs for prescription drugs and medical devices, to enhance the postmarket authorities of the Food and Drug Administration with respect to the safety of drugs, and for other purposes; as amended.

The SPEAKER pro tempore, Mr. GUTIERREZ, recognized Mr. DINGELL and Mr. BURGESS, each for 20 minutes.

After debate, By unanimous consent, the time for debate was extended by 5 minutes to be controlled by Mr. HINCHEY.

After further debate, The question being put, viva voce, Will the House suspend the rules and pass said bill, as amended?

The SPEAKER pro tempore, Mr. GUTIERREZ, announced that two-thirds of the Members present had voted in the affirmative.

Mr. PALLONE demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Mr. GUTIERREZ, pursuant to clause 8, rule XX, announced that further proceedings on the question were postponed.

¶94.21 PROVIDING FOR CONSIDERATION OF H.R. 2956

Mr. HASTINGS of Florida, by direction of the Committee on Rules, reported (Rept. No. 110-226) the resolution (H. Res. 533) providing for consideration of the bill (H.R. 2956) to require the Secretary of Defense to commence the reduction of the number of the United States Armed Forces in Iraq to a limited presence by April 1, 2008, and for other purposes.

When said resolution and report were referred to the House Calendar and ordered printed.

¶94.22 PROVIDING FOR CONSIDERATION OF H.R. 1851

Mr. HASTINGS of Florida, by direction of the Committee on Rules, reported (Rept. No. 110-227) the resolution (H. Res. 534) providing for consideration of the bill (H.R. 1851) to reform the housing choice voucher program

under section 8 of the United States Housing Act of 1937.

When said resolution and report were referred to the House Calendar and ordered printed.

¶94.23 USE OF THE NAME "AMERICA"

Ms. JACKSON-LEE of Texas, moved to suspend the rules and agree to the following resolution (H. Res. 287); as amended:

Whereas Italian navigator Amerigo Vespucci was born in 1454 and traveled across the Atlantic Ocean 4 times between 1497 and 1504;

Whereas during his second voyage to the Western Hemisphere in 1499, Amerigo Vespucci realized that the land Christopher Columbus discovered in 1492 was not India but a new continent;

Whereas cartographer Martin Waldseemüller, a member of the research group *Gymnasium Vosagense* in Saint-Dié, France, first used the word "America" in his world map, which first appeared in public on April 25, 1507, and described the newly discovered Western Hemisphere as separated by the Atlantic Ocean and an ocean known now as the Pacific Ocean, in its first depiction;

Whereas Waldseemüller chose to honor Amerigo Vespucci by naming the new continent with Vespucci's name even while Vespucci was alive;

Whereas Waldseemüller described this decision in his "Cosmographiae Introductio", the book that accompanied the map, by writing, "I see no reason why anyone should justly object to calling this part ... America, after Amerigo [Vespucci], its discoverer, a man of great ability."; and

Whereas April 25, 2007, will be the 500th anniversary of this first public use of the word "America", which now serves as the root of the names of 2 continents: Now, therefore, be it

*Resolved*, That the House of Representatives—

(1) celebrates the 500th anniversary of the first use of the name "America" to describe areas in the Western Hemisphere;

(2) honors the explorations of Amerigo Vespucci and other navigators who contributed to the discovery of the Western Hemisphere;

(3) acknowledges the significance of Martin Waldseemüller's 1507 map of the world and accompanying book, "Cosmographiae Introductio", which forever changed the accepted geographical view of the world and first officially used the name "America"; and

(4) encourages the inhabitants of all countries of the Western Hemisphere who have the privilege to share this great name "America" to join with the House of Representatives and citizens of the United States of America in this historic celebration.

The SPEAKER pro tempore, Mr. GUTIERREZ, recognized Ms. JACKSON-LEE of Texas, and Ms. ROSLEHTINEN, each for 20 minutes.

After debate,

The question being put, *viva voce*,

Will the House suspend the rules and agree to said resolution, as amended?

The SPEAKER pro tempore, Mr. GUTIERREZ, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said resolution, as amended, was agreed to.

A motion to reconsider the vote whereby the rules were suspended and

said resolution, as amended, was agreed to was, by unanimous consent, laid on the table.

¶94.24 INTERNALLY DISPLACED PERSONS IN COLUMBIA

Ms. JACKSON-LEE of Texas, moved to suspend the rules and agree to the following resolution (H. Res. 426); as amended:

Whereas Colombia has experienced the internal displacement of more than 3,800,000 people over the past 20 years, representing approximately 8 percent of Colombia's population;

Whereas Colombia's internally displaced population is one of the worst humanitarian crises in the Americas, and the second largest internally displaced population in the world, after Sudan;

Whereas more than 200,000 people continue to be displaced internally every year;

Whereas Colombia's internally displaced people are often forced from their homes multiple times, and fear repercussions if they identify their attackers;

Whereas the International Committee of the Red Cross and the World Food Program have found internally displaced people in Colombia to be poorer and more disenfranchised than the general population, with 70 percent suffering from food insecurity, inadequate shelter, or limited health care services;

Whereas Afro-Colombian and indigenous peoples are disproportionately affected by displacement, representing almost one-third of the internally displaced;

Whereas women and children also comprise a large majority of the internally displaced;

Whereas very few internally displaced Colombians have been able to return to their original homes due to ongoing conflict throughout the country, and when returns take place they should be carried out voluntarily, in safety and with dignity;

Whereas, in 1997, the Government of Colombia passed landmark legislation, known as Law 387, to guarantee rights and assistance to its internally displaced population;

Whereas the Government of Colombia has expanded its ability to assist internally displaced people through its own agencies, and with the financial, technical, and operational support of the international community;

Whereas the Constitutional Court of Colombia has handed down multiple decisions recognizing the insufficient nature of the government's efforts to meet the basic needs of internally displaced persons and upheld the importance of implementing law 387 in light of the United Nations Guiding Principles on Internal Displacement;

Whereas the Constitutional Court of Colombia, in consultation with the Government of Colombia, civil society, and the United Nations, has developed an extensive set of measurements to ensure government compliance with Law 387;

Whereas the Government of Colombia, the international community, and civil society are engaged in the London-Cartagena Process to develop coordinated responses to domestic problems, including humanitarian assistance and internal displacement;

Whereas the Government of the United States provides valuable, but limited, humanitarian assistance through Plan Colombia, and has programs targeted specifically for internally displaced people; and

Whereas the United Nations High Commissioner for Refugees, Antonio Guterres, on a visit to Colombia in March 2007, urged greater attention to the issue, stating that it should be a "national priority" and asked for "greater coherence" in programs to address

the needs of the internally displaced: Now, therefore, be it

*Resolved*, That it is the sense of the House of Representatives that—

(1) the United Nations High Commissioner for Refugees, the Colombian Catholic Church, and the Consultancy for Human Rights and Internal Displacement should be commended for their initiative to declare the Year of the Rights of the Internally Displaced People in Colombia;

(2) the Government of Colombia and the international donor community should be encouraged to prioritize discussion of humanitarian assistance and internal displacement with the international donor community, especially within the context of the London-Cartagena Process; and

(3) the Government of the United States should increase the resources it makes available to provide emergency humanitarian assistance and protection through international and civilian government agencies, and assist Colombia's internally displaced people in rebuilding their lives in a dignified, safe, and sustainable manner.

The SPEAKER pro tempore, Mr. GUTIERREZ, recognized Ms. JACKSON-LEE of Texas, and Ms. ROSLEHTINEN, each for 20 minutes.

After debate,

The question being put, *viva voce*,

Will the House suspend the rules and agree to said resolution, as amended?

The SPEAKER pro tempore, Ms. DEGETTE, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said resolution, as amended, was agreed to.

A motion to reconsider the vote whereby the rules were suspended and said resolution, as amended, was agreed to was, by unanimous consent, laid on the table.

¶94.25 UNIVERSITY AND COLLEGE UNION OF THE UNITED KINGDOM

Ms. JACKSON-LEE of Texas, moved to suspend the rules and agree to the following resolution (H. Res. 467); as amended:

Whereas, on May 30, 2007, the leadership of the University and College Union (UCU) of the United Kingdom voted in favor of a motion to consider at the branch level a boycott of Israeli faculty and academic institutions;

Whereas the UCU was created in 2006 out of a merger of the Association of University Teachers (AUT) and the National Association of Teachers in Further and Higher Education (NATFHE);

Whereas both AUT (in 2005) and NATFHE (in 2006) have passed resolutions supporting a boycott of Israeli academics and academic institutions;

Whereas, however, the AUT boycott resolution was overturned after one month in a revote, and the NATFHE boycott resolution was voided when the two organizations merged into the UCU;

Whereas Britain's National Union of Journalists called for a boycott of Israeli goods in April 2007;

Whereas the UCU boycott motion appears to have spawned similar movements in Britain to boycott Israel economically and culturally, and the country's largest labor union, UNISON, said it would follow the union of university instructors in weighing punitive measures against Israel;

Whereas these unions have a hypocritical double standard in condemning Israel, a free



and democratic state, while completely ignoring gross human rights abuses occurring throughout the Middle East and around the world;

Whereas Article 19, section 2, of the United Nations Covenant on Civil and Political Rights states that, "Everyone shall have the right to . . . receive and impart information and ideas of all kinds, regardless of frontiers, either orally, in writing or in print, in the form of art, or through any other media of his choice";

Whereas these and other attempts to stifle intellectual freedom through the imposition of an academic boycott are morally offensive and contrary to the values of freedom of speech and freedom of inquiry;

Whereas American Nobel laureate Prof. Steven Weinberg refused to participate in a British academic conference due to the National Union of Journalist's boycott and stated that he perceived "a widespread anti-Israel and anti-Semitic current in British opinion"; and

Whereas the senseless boycotting of Israeli academics contributes to the demonization and attempted delegitimization of the State of Israel: Now, therefore, be it

*Resolved*, That the House of Representatives—

(1) condemns the vote by the leadership of the University and College Union of May 30, 2007, to consider at the branch level a boycott of Israeli academics and academic institutions;

(2) urges the international scholarly community, the European Union, and individual governments, to reject, or continue to oppose vigorously, calls for an academic boycott of Israel;

(3) urges educators and governments throughout the world, especially democratically-elected governments, to reaffirm the importance of academic freedom;

(4) urges other unions and organizations to reject the troubling and disturbing actions of the UCU leadership; and

(5) urges the general members of the UCU to reject the call of the union's leadership to boycott Israel.

The SPEAKER pro tempore, Ms. DEGETTE, recognized Ms. JACKSON-LEE of Texas, and Ms. ROS-LEHTINEN, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and agree to said resolution, as amended?

The SPEAKER pro tempore, Ms. DEGETTE, announced that two-thirds of the Members present had voted in the affirmative.

Mr. Patrick J. MURPHY of Pennsylvania, demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Ms. DEGETTE, pursuant to clause 8, rule XX, announced that further proceedings on the question were postponed.

¶94.26 NORTHERN IRELAND

Ms. JACKSON-LEE of Texas, moved to suspend the rules and agree to the following resolution (H. Res. 482); as amended:

Whereas the Good Friday Agreement, signed on April 10, 1998, in Belfast, and endorsed in a referendum by the overwhelming majority of people in Northern Ireland and the Republic of Ireland, set forth a blueprint for lasting peace in Northern Ireland;

Whereas on May 8, 2007, leaders from the major political parties in Northern Ireland took office as part of an agreement to share power in accordance with the democratic mandate of the Good Friday Agreement;

Whereas on May 8, 2007, Ian Paisley and Martin McGuinness became Northern Ireland's first minister and deputy first minister, marking the beginning of a new era of power-sharing;

Whereas Dr. Paisley, the Democratic Unionist leader, and Mr. McGuinness, the Sinn Fein negotiator, have put aside decades of conflict and moved toward historic reconciliation and unity in Northern Ireland;

Whereas on May 8, 2007, Dr. Paisley declared, "I believe that Northern Ireland has come to a time of peace, a time when hate will no longer rule.";

Whereas Mr. McGuinness declared this new government to be "a fundamental change of approach, with parties moving forward together to build a better future for the people that we represent";

Whereas former British Prime Minister Tony Blair declared that "[T]oday marks not just the completion of the transition from conflict to peace, but also gives the most visible expression to the fundamental principle on which the peace process has been based. The acceptance that the future of Northern Ireland can only be governed successfully by both communities working together, equal before the law, equal in the mutual respect shown by all and equally committed both to sharing power and to securing peace. That is the only basis upon which true democracy can function and by which normal politics can at last after decades of violence and suffering come to this beautiful but troubled land.";

Whereas the Taoiseach of Ireland, Bertie Ahern, declared that "[O]n this day, we mark the historic beginning of a new era for Northern Ireland. An era founded on peace and partnership. An era of new politics and new realities.";

Whereas both communities have worked together in a spirit of cooperation and mutual respect to solve the problems of concern to all the people of Northern Ireland, including the decision by all the major political parties to join the Northern Ireland Police Board and support the Police Service of Northern Ireland; and

Whereas President George W. Bush, like his predecessor President William J. Clinton, has worked tirelessly to bring the parties in Northern Ireland together in support of fulfilling the promises of the Good Friday Agreement; Now, therefore, be it

*Resolved*, That it is the sense of the House of Representatives that—

(1) the United States stands strongly in support of the new power-sharing government in Northern Ireland;

(2) political leaders of Northern Ireland, former Prime Minister Tony Blair, and Taoiseach Bertie Ahern should be commended for acting in the best interest of the people of Northern Ireland by forming the new power-sharing government;

(3) May 8, 2007, will be remembered as an historic day and an important milestone in cementing peace and unity for Northern Ireland and a shining example for nations around the world plagued by internal conflict and violence; and

(4) the United States stands ready to support this new government and to work with the people of Northern Ireland as they strive for lasting peace for the people of Northern Ireland.

The SPEAKER pro tempore, Ms. DEGETTE, recognized Ms. JACKSON-LEE of Texas, and Ms. ROS-LEHTINEN, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and agree to said resolution, as amended?

The SPEAKER pro tempore, Ms. DEGETTE, announced that two-thirds of the Members present had voted in the affirmative.

Mr. GALLEGLY demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Ms. DEGETTE, pursuant to clause 8, rule XX, announced that further proceedings on the question were postponed.

¶94.27 NATURAL GAS EXPORTING COUNTRIES

Ms. JACKSON-LEE of Texas, moved to suspend the rules and agree to the following resolution (H. Res. 500); as amended:

Whereas the United States currently is largely self-sufficient in natural gas but is projected to greatly increase its usage over time, which could create a growing dependence on world supply;

Whereas the cost of natural gas has approximately tripled since 2000 and has had a significant negative impact on United States manufacturers and on employment in manufacturing;

Whereas in 2004 alone the rising cost of natural gas was responsible for the closure of scores of chemical companies in the United States and the loss of over 100,000 jobs;

Whereas chemicals, plastics, and advanced composite materials are used extensively for military and commercial applications and are crucial components of the United States defense industrial base, which is the foundation of United States national security;

Whereas Europe, as well as Japan, South Korea, and other United States allies, are heavily dependent on imported natural gas, and countries such as China and India are rapidly increasing their reliance on foreign suppliers;

Whereas the supply of natural gas is controlled by a relatively small number of countries, including Iran, Russia, Venezuela, Bolivia, Algeria, and Qatar, among others;

Whereas these and other countries have established an organization known as the Gas Exporting Countries Forum (GECF) to promote coordination on policies regarding natural gas;

Whereas the members of the GECF are estimated to possess over 70 percent of global gas reserves and over 40 percent of global production;

Whereas several of these countries have governments hostile to the United States;

Whereas on January 29, 2007, Iranian Supreme Leader Ayatollah Khamenei proposed that Russia and Iran cooperate to establish a cartel for natural gas, which has been termed a "gas OPEC";

Whereas Russian President Putin has expressed great interest in the formation of a cartel of this type;

Whereas Venezuelan President Hugo Chavez has declared his strong support for the proposed cartel and described it as an expansion of his efforts to establish a similar cartel in the Western Hemisphere;

Whereas Iranian officials have made clear their interest in using this "gas OPEC" as an instrument for political purposes;

Whereas Russia has repeatedly demonstrated its willingness to use its role as supplier of oil and gas to exert political pressure on other countries, such as Georgia, Ukraine, and Belarus, among others;

Whereas Europe currently relies on Russia for almost half of its imports of natural gas and is likely to increase its dependence on this source over the next decade;

Whereas North Atlantic Treaty Organization officials have warned of the danger of Europe's increasing dependence on Russian energy and of the prospect of alternative suppliers, such as Algeria, cooperating with Russia;

Whereas at the GECF meeting in Doha on April 9, 2007, of senior officials from Iran, Russia, Venezuela, Bolivia, Algeria, Qatar, and other countries, an agreement was reached to establish a committee chaired by the Russian Government to study proposals for greater coordination of policies, including pricing, that participants stated would be necessary for the creation of a cartel; and

Whereas the creation of an international cartel for natural gas similar to that of the Organization of Petroleum Exporting Countries (OPEC) would pose a major threat to the price and supply of energy, to the economy of the United States and of the world, and to their security; Now, therefore, be it

*Resolved*, That it is the sense of the House of Representatives that—

(1) the United States should make clear to the governments of major natural gas exporting countries that it regards efforts to establish a cartel or other mechanism to manipulate the supply of natural gas to the world market for the purpose of setting an arbitrary and nonmarket price, or as an instrument of political pressure, to be prejudicial to the security of the United States and of the world as a whole;

(2) the United States should develop a joint strategy with its allies and all countries that are importers of natural gas, as well as with cooperative exporting countries, to prevent the establishment of a cartel or other mechanism of this type, including by diversifying sources and alternative means of access by exporters and importers to international markets, such as by pipeline; and

(3) in order to mitigate potential economic and other threats to our security, the United States should work with our allies to reduce our dependence on natural gas and to increase and promote the utilization of clean energy sources.

The SPEAKER pro tempore, Ms. DEGETTE, recognized Ms. JACKSON-LEE of Texas, and Ms. ROS-LEHTINEN, each for 20 minutes.

After debate,

The question being put, *viva voce*,

Will the House suspend the rules and agree to said resolution, as amended?

The SPEAKER pro tempore, Ms. DEGETTE, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said resolution, as amended, was agreed to.

A motion to reconsider the vote whereby the rules were suspended and said resolution, as amended, was agreed to was, by unanimous consent, laid on the table.

#### ¶94.28 UNIVERSITY OF CENTRAL ARKANSAS

Mr. YARMUTH moved to suspend the rules and agree to the following resolution (H. Res. 436):

Whereas the University of Central Arkansas strives to maintain the highest academic standards and ensure that its programs remain current and responsive to the diverse needs of those it serves;

Whereas the University of Central Arkansas now has more than 100 undergraduate courses of study, 33 masters degree programs, and 3 doctoral programs;

Whereas the University of Central Arkansas serves over 12,300 students, and recognized 1,008 graduates in the spring of 2007;

Whereas the University of Central Arkansas serves students from all 75 counties in Arkansas, more than 35 States, and 55 foreign countries;

Whereas the University of Central Arkansas has produced many successful alumni, including government officials, business and community leaders, and professional athletes;

Whereas the University of Central Arkansas has graduated over 52,000 students in its history;

Whereas many buildings at the University of Central Arkansas were constructed during the Great Depression, thus allowing the institution to play a pivotal role during World War II as it served as a temporary military base;

Whereas the first Arkansas educational television station, now the Arkansas Educational Television Network, was established on the campus of the University of Central Arkansas in 1966;

Whereas the University of Central Arkansas established one of the first honors colleges in the United States;

Whereas State Senator Otis Wingo sponsored legislation to establish the Arkansas State Normal School, which was signed into law on May 14, 1907;

Whereas the Arkansas State Normal School started as a teacher-training school with 105 students, and the first commencement ceremony recognized 10 graduates in 1909; and

Whereas, in 1975, the Arkansas State Normal School was granted university status and renamed the University of Central Arkansas; Now, therefore, be it

*Resolved*, That the House of Representatives recognizes the 100th anniversary of the University of Central Arkansas.

The SPEAKER pro tempore, Ms. DEGETTE, recognized Mr. YARMUTH and Ms. FOXX, each for 20 minutes.

After debate,

The question being put, *viva voce*,

Will the House suspend the rules and agree to said resolution?

The SPEAKER pro tempore, Ms. DEGETTE, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said resolution was agreed to.

A motion to reconsider the vote whereby the rules were suspended and said resolution was agreed to was, by unanimous consent, laid on the table.

#### ¶94.29 APPALACHIAN STATE UNIVERSITY FOOTBALL

Mr. YARMUTH moved to suspend the rules and agree to the following resolution (H. Res. 210); as amended:

Whereas on December 15, 2006, the Appalachian State University football team (referred to in this preamble as the "Mountaineers") defeated the University of Massachusetts football team by a score of 28-17, to win the 2006 National Collegiate Athletic Association (NCAA) Division I-AA Football Championship;

Whereas the Mountaineers were successful due to the leadership of Coach Jerry Moore, and in great part to the spectacular play of

Most Valuable Player Kevin Richardson, who scored all 4 touchdowns, and to Corey Lynch, whose fourth quarter interception helped seal the victory;

Whereas the championship victory was the pinnacle of a remarkable season for the Mountaineers, who ended the season with a 14-1 record;

Whereas the Mountaineers' offense was led by Southern Conference Freshman of the Year Armanti Edwards, who rushed for over 1,000 yards and passed for over 2,000 yards, and accounted for 30 touchdowns in his first season;

Whereas the success of the Mountaineers' offense is attributed to Kevin Richardson, who rushed for over 1,000 yards, William Mayfield, who had over 1,000 yards receiving, and the impenetrable offensive line, who made it possible for those amazing statistics to occur;

Whereas the Mountaineers' intimidating defense was led by Marques Murell, Jeremy Wiggins, Monte Smith, and Corey Lynch;

Whereas the Mountaineers were undefeated in conference games through the 2006 season and are the champions of the Southern Conference for the second year in a row;

Whereas Appalachian State University affirmed its position as a dominant football program by securing its second consecutive national championship;

Whereas in 2005, Appalachian State University became the first team from North Carolina to win an NCAA football championship with a 21-16 victory over Northern Iowa;

Whereas the members of the 2006 Appalachian State University football team are excellent representatives of a fine university that is a leader in higher education, producing many fine student-athletes and other leaders;

Whereas the Mountaineers showed tremendous dedication to each other, appreciation to their fans, sportsmanship to their opponents, and respect for the game of football throughout the 2006 season; and

Whereas residents of the Old North State and Appalachian State University fans everywhere are to be commended for their long-standing support, perseverance, and pride in the team; Now, therefore, be it

*Resolved*, That the House of Representatives—

(1) commends the champion Appalachian State University football team for their historic win in the 2006 National Collegiate Athletic Association Division I-AA Football Championship;

(2) recognizes the achievements of the players, coaches, students, alumni, and support staff who were instrumental in helping Appalachian State University win the championship; and

(3) directs the Clerk of the House to transmit copies of this resolution to Appalachian State University Chancellor Kenneth Peacock and head coach Jerry Moore for appropriate display.

The SPEAKER pro tempore, Ms. DEGETTE, recognized Mr. YARMUTH and Ms. FOXX, each for 20 minutes.

After debate,

The question being put, *viva voce*,

Will the House suspend the rules and agree to said resolution, as amended?

The SPEAKER pro tempore, Ms. DEGETTE, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said resolution, as amended, was agreed to.

A motion to reconsider the vote whereby the rules were suspended and

said resolution, as amended, was agreed to was, by unanimous consent, laid on the table.

¶94.30 H.R. 986—UNFINISHED BUSINESS

The SPEAKER pro tempore, Ms. DEGETTE, pursuant to clause 8, rule XX, announced the unfinished business to be the motion to suspend the rules and pass the bill (H.R. 986) to amend the Wild and Scenic Rivers Act to designate certain segments of the Eightmile River in the State of Connecticut as components of the National Wild and Scenic Rivers System, and for other purposes; as amended.

The question being put,

Will the House suspend the rules and pass said bill, as amended?

The vote was taken by electronic device.

It was decided in the { Yeas ..... 239 negative ..... } Nays ..... 173

¶94.31 [Roll No. 615]

YEAS—239

- Abercrombie Allen Altmire Andrews Arcuri Baca Baird Baldwin Barrow Bean Becerra Berman Berry Bishop (GA) Bishop (NY) Blumenauer Bono Boren Boswell Boucher Boyd (FL) Boyda (KS) Brady (PA) Braley (IA) Brown, Corrine Butterfield Capps Capuano Cardoza Carnahan Carney Castor Chandler Clarke Clay Cleaver Clyburn Cohen Cole (OK) Cooper Costello Courtney Cramer Crowley Cuellar Cummings Davis (AL) Davis (CA) Davis (IL) Davis, Lincoln DeFazio DeGette DeLahunt DeLauro Dent Dingell Doggett Donnelly Doyle Edwards Ehlers Ellison Ellsworth Emanuel Eshoo Etheridge Farr Fattah Ferguson Filner Frank (MA) Frelinghuysen Gerlach Giffords Gilchrest Gillibrand Gonzalez Gordon Green, Al Green, Gene Grijalva Gutierrez Hall (NY) Hare Harman Hastings (FL) Herseht Sandlin Higgins Hill Hinchey Hirono Hodes Hodes Holden Holt Honda Hooley Hoyer Insee Israel Jackson (IL) Jackson-Lee (TX) Jefferson Johnson (GA) Johnson (IL) Johnson, E. B. Jones (OH) Kagen Kanjorski Kaptur Kennedy Kildee Kilpatrick Kind Kirk Klein (FL) LaHood Lampson Langevin Lantos Larsen (WA) Larson (CT) Lee Levin Lewis (GA) Lipinski Loeb sack Lofgren, Zoe Lowey Lynch Mahoney (FL) Maloney (NY) Markey Marshall Matheson Matsui McCarthy (NY) McCollum (MN) McDermott McGovern McIntyre Mc Nerney McNulty Meek (FL) Meeks (NY) Melancon Michaud Miller (NC) Miller, George Mitchell Mollohan Moore (KS) Moore (WI) Moran (VA) Murphy (CT) Murphy, Patrick Murtha Nadler Napolitano Neal (MA) Oberstar Obey Oliver Ortiz Pallone Pascrell Pastor Payne Perlmutter Peterson (MN) Petri Pomeroy Price (NC) Rahall Rangel Regula Reichert Reyes Rodriguez Ross Rothman Roybal-Allard Ruppertsberger Rush Ryan (OH) Salazar Sanchez, Linda T. Sanchez, Loretta Sarbanes Saxton Schakowsky Schiff Schwartz Scott (GA) Scott (VA) Serrano Sestak

- Shays Shea-Porter Sherman Shuler Sires Skelton Slaughter Smith (NJ) Smith (WA) Snyder Solis Space Spratt Stark Stupak

- Sutton Tanner Tauscher Taylor Thompson (CA) Thompson (MS) Tierney Towns Udall (CO) Udall (NM) Van Hollen Velazquez Visclosky Walz (MN)

- Wasserman Schultz Waters Watson Watt Waxman Weiner Welch (VT) Wexler Wilson (OH) Wolf Woolsey Wu Wynn Yarmuth

NAYS—173

- Aderholt Akin Alexander Bachmann Bachus Baker Barrett (SC) Bartlett (MD) Barton (TX) Biggart Bilbray Bilirakis Bishop (UT) Blackburn Blunt Boehner Bonner Boozman Boustany Brady (TX) Brown (SC) Brown-Waite, Ginny Buchanan Burgess Burton (IN) Buyer Calvert Camp (MI) Campbell (CA) Cannon Cantor Capito Carter Castle Chabot Coble Conaway Crenshaw Culberson Davis (KY) Davis, David Davis, Tom Deal (GA) Diaz-Balart, L. Diaz-Balart, M. Doolittle Drake Dreier Duncan Emerson Everett Fallon Feeney Flake Forbes Fortenberry Fossella Foxx

NOT VOTING—19

- Ackerman Berkley Carson Conyers Costa Cubin Davis, Jo Ann

- Dicks Engel English (PA) Hastert Hinojosa Jones (NC) Kucinich

- Myrick Neugebauer Nunes Paul Pearce Pence Peterson (PA) Pickering Pitts Platts Poe Price (GA) Pryce (OH) Putnam Radanovich Ramstad Rehberg Renzi Reynolds Rogers (AL) Rogers (KY) Rohrabacher Ros-Lehtinen Roskam Royce Ryan (WI) Sali Schmidt Sensenbrenner Sessions Shadegg Shimkus Shuster Simpson Smith (NE) Smith (TX) Souder Stearns Sullivan Terry Thornberry Tiahrt Tiberi Turner Upton Walberg Walden (OR) Walsh (NY) Wamp Weldon (FL) Weller Westmoreland Whitfield Wicker Wilson (NM) Wilson (SC) Young (FL)

- McMorris Rodgers Porter Rogers (MI) Tancredo Young (AK)

provide for a feasibility study of alternatives to augment the water supplies of the Central Oklahoma Master Conservancy District and cities served by the District; as amended.

The question being put,

Will the House suspend the rules and pass said bill, as amended?

The vote was taken by electronic device.

It was decided in the { Yeas ..... 208 negative ..... } Nays ..... 211

¶94.33 [Roll No. 616]

YEAS—208

- Aderholt Frelinghuysen Moran (VA) Akin Gallegly Murphy, Tim Alexander Garrett (NJ) Musgrave Altmire Gerlach Myrick Bachmann Gilchrest Neugebauer Bachus Gillibrand Nunes Baker Barlett (SC) Pearce Gillmor Barrow Barrow Gohmert Peterson (PA) Bartlett (MD) Goode Petri Barton (TX) Bean Goodlatte Pickering Biggart Granger Pitts Bilbray Graves Platts Bilirakis Hall (TX) Poe Bishop (UT) Hastings (WA) Price (GA) Blackburn Hayes Pryce (OH) Blunt Heller Putnam Bonner Hensarling Radanovich Bono Herger Ramstad Boozman Hobson Regula Boren Hoekstra Rehberg Boustany Hulshof Reichert Boyda (KS) Hunter Renzi Brady (TX) Ingalls (SC) Reynolds Brown (SC) Issa Rogers (AL) Brown-Waite, Ginny Jindal Johnson (IL) Rogers (KY) Jindal Johnson, Sam Rohrabacher Burgess Jordan Ros-Lehtinen Burton (IN) Keller Roskam King (IA) Royce Buyer King (NY) Ryan (WI) Calvert King (NY) Smith (TX) Sali Camp (MI) Kingston Camp (CA) Kirk Campbell (CA) Cannon Kline (MN) Cantor Knollenberg Sensenbrenner Capito Kuhl (NY) Sessions Carter LaHood Shadegg Castle Lamborn Shimkus Chabot Lampson Shuster Cole (OK) Latham Shuler Conaway LaTourette Shuster Cooper Lewis (CA) Simpson Crenshaw Lewis (KY) Smith (NE) Culberson Linder Smith (TX) Davis (KY) Lipinski Davis, David LoBiondo Smith (NJ) Davis, Tom Lucas Souder Deal (GA) Lungren, Daniel Stearns Dent E. Terry Westmoreland Diaz-Balart, L. Mack Tanner Diaz-Balart, M. Manuzello Terry Donnelly Marchant Thornberry Doolittle Marshall Tiahrt Drake McCarthy (CA) Turner Tiberi Dreier McCaul (TX) Turner Ehlert McCotter Upton Ellsworth McCotter Upton Emerson McCrery Walden (OR) English (PA) McHenry Walsh (NY) Everett McHugh Wamp Fallin McKeon Weldon (FL) Feeney McMorris Weller Ferguson Rodgers Westmoreland Flake Mica Whitfield Forbes Miller (FL) Wicker Fortenberry Miller (MI) Wilson (NM) Fossella Miller, Gary Wilson (SC) Foxx Mitchell Wolf Franks (AZ) Moran (KS) Young (FL)

NAYS—211

- Abercrombie Baldwin Boswell Ackerman Becerra Boucher Allen Berman Boyd (FL) Andrews Berry Brady (PA) Arcuri Bishop (GA) Braley (IA) Baca Bishop (NY) Brown, Corrine Baird Blumenauer Butterfield

¶94.32 H.R. 1337—UNFINISHED BUSINESS

The SPEAKER pro tempore, Ms. DEGETTE, pursuant to clause 8, rule XX, announced the further unfinished business to be the motion to suspend the rules and pass the bill (H.R. 1337) to

Capps Israel  
 Capuano Jackson (IL)  
 Cardoza Jackson-Lee  
 Carmahan (TX)  
 Carney Jefferson  
 Carson Johnson (GA)  
 Castor Johnson, E. B.  
 Chandler Jones (NC)  
 Clarke Jones (OH)  
 Clay Kagen  
 Cleaver Kanjorski  
 Clyburn Kaptur  
 Cohen Kennedy  
 Conyers Kildee  
 Costa Kilpatrick  
 Costello Kind  
 Courtney Klein (FL)  
 Cramer Langevin  
 Crowley Lantos  
 Cuellar Larsen (WA)  
 Cummings Larson (CT)  
 Davis (AL) Lee  
 Davis (CA) Levin  
 Davis (IL) Lewis (GA)  
 Davis, Lincoln Loeb sack  
 DeFazio Lofgren, Zoe  
 DeGette Lowey  
 Delahunt Lynch  
 DeLauro Mahoney (FL)  
 Dingell Maloney (NY)  
 Doggett Markey  
 Doyle Matheson  
 Duncan Matsui  
 Edwards McCarthy (NY)  
 Ellison McCollum (MN)  
 Emanuel McGovern  
 Engel McIntyre  
 Eshoo McNerney  
 Etheridge McNulty  
 Farr Meek (FL)  
 Fattah Meeks (NY)  
 Filner Melancon  
 Frank (MA) Michaud  
 Gonzalez Miller (NC)  
 Gordon Miller, George  
 Green, Al Mollohan  
 Green, Gene Moore (KS)  
 Grijalva Moore (WI)  
 Gutierrez Murphy (CT)  
 Hall (NY) Murphy, Patrick  
 Hare Murtha  
 Harman Nadler  
 Hastings (FL) Napolitano  
 Herseth Sandlin Neal (MA)  
 Higgins Oberstar  
 Hill Obey  
 Hinchey Olver  
 Hirono Ortiz  
 Hodes Pallone  
 Holden Pascrell  
 Holt Pastor  
 Honda Paul  
 Hooley Payne  
 Hoyer Perlmutter  
 Inslee Peterson (MN)

NOT VOTING—12

Berkley Davis, Jo Ann  
 Boehner Dicks  
 Coble Hastert  
 Cubin Hinojosa

So, less than two-thirds of the Members present having voted in favor thereof, the rules were not suspended and said bill, as amended, was not passed.

94.34 MOMENT OF SILENCE IN MEMORY OF FORMER FIRST LADY LADY BIRD JOHNSON

The SPEAKER pro tempore, Ms. DEGETTE, announced that all Members stand and observe a moment of silence in memory of former First Lady Lady Bird Johnson.

94.35 H.R. 2900—UNFINISHED BUSINESS

The SPEAKER pro tempore, Ms. DEGETTE, pursuant to clause 8, rule XX, announced the further unfinished business to be the motion to suspend the rules and pass the bill (H.R. 2900) to amend the Federal Food, Drug, and Cosmetic Act to revise and extend the

user-fee programs for prescription drugs and medical devices, to enhance the postmarket authorities of the Food and Drug Administration with respect to the safety of drugs, and for other purposes; as amended.

The question being put,  
 Will the House suspend the rules and pass said bill, as amended?

The vote was taken by electronic device.

It was decided in the { Yeas ..... 403  
 affirmative ..... } Nays ..... 16

94.36

[Roll No. 617]

YEAS—403

Abercrombie Costello  
 Ackerman Courtney  
 Aderholt Cramer  
 Akin Crenshaw  
 Alexander Crowler  
 Allen Cuellar  
 Altmire Culberson  
 Andrews Cummings  
 Arcuri Davis (AL)  
 Baca Davis (CA)  
 Bachmann Davis (IL)  
 Bachus Davis (KY)  
 Baird Davis, David  
 Baker Davis, Lincoln  
 Baldwin Davis, Tom  
 Barrett (SC) Deal (GA)  
 Barrow DeGette  
 Bartlett (MD) Delahunt  
 Barton (TX) Taylor  
 Bean Diaz-Balart, L.  
 Becerra Diaz-Balart, M.  
 Berman Dingell  
 Biggert Doggett  
 Bilbray Donnelly  
 Bilirakis Doolittle  
 Bishop (GA) Doyle  
 Bishop (NY) Drake  
 Bishop (UT) Dreier  
 Blackburn Duncan  
 Blunt Edwards  
 Boehner Ehlers  
 Bonner Ellison  
 Bono Ellsworth  
 Boozman Emanuel  
 Boren Engel  
 Boswell English (PA)  
 Boucher Eshoo  
 Boustany Etheridge  
 Boyd (FL) Everett  
 Boyda (KS) Fallin  
 Brady (PA) Farr  
 Brady (TX) Fattah  
 Braley (IA) Feeney  
 Brown (SC) Ferguson  
 Brown, Corrine Filner  
 Brown-Waite, Forbes  
 Ginny Portenberry  
 Buchanan Fossella  
 Burgess Foy  
 Burton (IN) Frank (MA)  
 Butterfield Franks (AZ)  
 Buyer Frelinghuysen  
 Calvert Gallegly  
 Camp (MI) Garrett (NJ)  
 Campbell (CA) Gerlach  
 Cannon Giffords  
 Cantor Gilchrest  
 Capito Gillibrand  
 Capps Gillmor  
 Capuano Gingrey  
 Cardoza Gohmert  
 Carmahan Gonzalez  
 Carney Goodlatte  
 Carson Gordon  
 Carter Granger  
 Castle Graves  
 Castor Green, Al  
 Chabot Green, Gene  
 Chandler Grijalva  
 Clarke Gutierrez  
 Clay Hall (NY)  
 Cleaver Hall (TX)  
 Clyburn Hare  
 Cohen Harman  
 Cole (OK) Hastings (FL)  
 Conaway Hastings (WA)  
 Conyers Hayes  
 Cooper Heller  
 Costa Hensarling

McCarthy (NY) Pryce (OH)  
 McCaul (TX) Putnam  
 McCollum (MN) Radanovich  
 McCotter Rahall  
 McCreery Ramstad  
 McGovern Rangel  
 McHenry Regula  
 McHugh Rehberg  
 McIntyre Reichert  
 McKeon Renzi  
 McMorris Reyes  
 Rodgers Reynolds  
 McNerney Rodriguez  
 McNulty Rogers (AL)  
 Meek (FL) Rogers (KY)  
 Meeks (NY) Rogers (MI)  
 Melancon Rohrabacher  
 Mica Ros-Lehtinen  
 Michaud Roskam  
 Miller (MI) Ross  
 Miller (NC) Rothman  
 Miller, Gary Roybal-Allard  
 Mollohan Royce  
 Moore (KS) Ruppersberger  
 Moore (WI) Rush  
 Moran (VA) Ryan (OH)  
 Murphy (CT) Ryan (WI)  
 Murphy, Patrick Salazar  
 Murphy, Tim Sali  
 Murtha Sánchez, Linda  
 Musgrave T.  
 Myrick Sanchez, Loretta  
 Nadler Sarbanes  
 Napolitano Saxton  
 Neal (MA) Schakowsky  
 Neugebauer Schiff  
 Nunes Schmidt  
 Oberstar Schwartz  
 Obey Scott (GA)  
 Olver Scott (VA)  
 Ortiz Sensenbrenner  
 Pallone Serrano  
 Pascrell Sessions  
 Pastor Sestak  
 Payne Shadegg  
 Pearce Shays  
 Pence Shea-Porter  
 Perlmutter Sherman  
 Peterson (MN) Shimkus  
 Peterson (PA) Shuler  
 Petri Shuster  
 Pickering Simpson  
 Pitts Sires  
 Platts Skelton  
 Poe Slaughte  
 Pomeroy Smith (NE)  
 Price (GA) Smith (NJ)  
 Price (NC) Smith (TX)

NAYS—16

Berry Goode  
 Blumenauer Hinchey  
 DeFazio Lee  
 DeLauro McDermott  
 Emerson Miller (FL)  
 Flake Miller, George

NOT VOTING—12

Berkley Dicks  
 Coble Hastert  
 Cubin Hinojosa  
 Davis, Jo Ann Kucinich

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill, as amended, was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill, as amended, was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said bill.

94.37 H. RES. 467—UNFINISHED BUSINESS

The SPEAKER pro tempore, Ms. DEGETTE, pursuant to clause 8, rule XX, announced the further unfinished business to be the motion to suspend the rules and agree to the resolution (H. Res. 467) condemning the decision by the University and College Union of the United Kingdom to support a boycott of Israeli academia; as amended.

The question being put, Will the House suspend the rules and agree to said resolution, as amended? The vote was taken by electronic device.

Table with 2 columns: affirmative, Yeas ..... 414, Nays ..... 0, Answered present 2

¶94.38 [Roll No. 618] YEAS—414

- Abercrombie, Ackerman, Aderholt, Akin, Alexander, Allen, Altmire, Andrews, Arcuri, Baca, Bachmann, Bachus, Baird, Baker, Baldwin, Barrett (SC), Barrow, Bartlett (MD), Barton (TX), Bean, Becerra, Berman, Berry, Biggart, Bilbray, Bilirakis, Bishop (GA), Bishop (NY), Bishop (UT), Blackburn, Blumenauer, Blunt, Boehner, Bonner, Bono, Boozman, Boren, Boswell, Boucher, Boustany, Boyd (FL), Boyda (KS), Brady (PA), Brady (TX), Braley (IA), Brown (SC), Brown, Corrine, Brown-Waite, Ginny, Buchanan, Burgess, Burton (IN), Butterfield, Buyer, Gerlach, Calvert, Giffords, Camp (MI), Campbell (CA), Cannon, Cantor, Capito, Capps, Cardoza, Carnahan, Carney, Carson, Carter, Castle, Castor, Chabot, Chandler, Clarke, Clay, Cleaver, Clyburn, Cohen, Cole (OK), Conaway, Conyers, Cooper, Costa, Costello, Courtney, Cramer, Crenshaw

- McKeon, McMorris, Rodgers, McNeerney, McNulty, Meek (FL), Meeks (NY), Melancon, Mica, Michaud, Miller (FL), Miller (MI), Miller (NC), Miller, Gary, Miller, George, Mitchell, Mollohan, Moore (KS), Moore (WI), Moran (KS), Moran (VA), Murphy (CT), Murphy, Patrick, Murphy, Tim, Murtha, Musgrave, Myrick, Nadler, Napolitano, Neal (MA), Neugebauer, Nunes, Oberstar, Obey, Oliver, Ortiz, Pallone, Pascrell, Pastor, Payne, Pearce, Pence, Perlmutter, Peterson (MN), Peterson (PA), Petri, Pickering, Pitts, Platts, Poe, Pomeroy, Price (GA), Price (NC), Pryce (OH), Putnam, Radanovich, Rahall, Ramstad, Regula, Rehberg, Reichert, Renzi, Reyes, Reynolds, Rodriguez, Rogers (AL), Rogers (KY), Rogers (MI), Rohrabacher, Ros-Lehtinen, Roskam, Ross, Rothman, Roybal-Allard, Royce, Ruppersberger, Rush, Ryan (OH), Ryan (WI), Salazar, Sali, Sanchez, Linda T., Sanchez, Loretta, Sarbanes, Saxton, Schakowsky, Schiff, Schmidt, Schwartz, Scott (GA), Scott (VA), Sensenbrenner, Serrano, Sessions, Sestak, Shadegg, Shays, Shea-Porter, Sherman, Shimkus, Shuler, Shuster, Simpson, Sires, Skelton, Slaughter, Smith (NE), Smith (NJ), Smith (TX), Smith (WA), Snyder, Solis, Souder, Space, Spratt, Stark, Stearns, Stupak, Sullivan, Sutton, Tanner, Tauscher, Taylor, Terry, Thompson (CA), Thompson (MS), Tiahrt, Tiberi, Towns, Turner, Udall (CO), Udall (NM), Upton, Van Hollen, Velazquez, Visclosky, Walberg, Walden (OR), Walsh (NY), Walz (MN), Wamp, Wasserman, Schultz, Waters, Watson, Watt, Waxman, Weiner, Welch (VT), Weldon (FL), Weller, Westmoreland, Wexler, Whitfield, Wicker, Wilson (NM), Wilson (OH), Wilson (SC), Wolf, Woolsey, Wu, Wynn, Yarmuth, Young (FL)

ANSWERED "PRESENT"—2

- Paul, Thornberry

NOT VOTING—15

- Berkley, Coble, Cubin, Davis, Jo Ann, Davis, Tom, Dicks, Hastert, Hinojosa, Kucinich, McCrery, Porter, Rangel, Tancredo, Tierney, Young (AK)

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said resolution, as amended, was agreed to.

By unanimous consent, the title was amended so as to read: "A resolution condemning the decision by the leadership of the University and College Union of the United Kingdom to support a boycott of Israeli academia."

A motion to reconsider the votes whereby the rules were suspended and said resolution, as amended, was agreed to and the title was amended was, by unanimous consent, laid on the table.

¶94.39 H. RES. 482—UNFINISHED BUSINESS

The SPEAKER pro tempore, Ms. DEGETTE, pursuant to clause 8, rule XX, announced the further unfinished business to be the motion to suspend the rules and agree to the resolution (H. Res. 482) expressing support for the new power-sharing government in Northern Ireland; as amended.

The question being put,

Will the House suspend the rules and agree to said resolution, as amended?

The vote was taken by electronic device.

Table with 2 columns: affirmative, Yeas ..... 413, Nays ..... 1, Answered present 1

¶94.40 [Roll No. 619] YEAS—413

- Abercrombie, Ackerman, Aderholt, Akin, Alexander, Allen, Altmire, Andrews, Arcuri, Baca, Bachmann, Bachus, Baird, Baker, Baldwin, Barrett (SC), Barrow, Bartlett (MD), Barton (TX), Bean, Becerra, Berman, Berry, Biggart, Bilbray, Bilirakis, Bishop (GA), Bishop (NY), Bishop (UT), Blackburn, Blumenauer, Blunt, Boehner, Bonner, Bono, Boozman, Boren, Boswell, Boucher, Boustany, Boyd (FL), Boyda (KS), Brady (PA), Braley (IA), Brown (SC), Brown, Corrine, Brown-Waite, Ginny, Buchanan, Burgess, Burton (IN), Buyer, Gerlach, Calvert, Camp (MI), Campbell (CA), Cannon, Cantor, Capito, Capps, Cardoza, Carnahan, Carney, Carson, Carter, Castle, Castor, Chabot, Chandler, Clarke, Clay, Cleaver, Clyburn, Cohen, Cole (OK), Conaway, Conyers, Cooper, Costa, Costello, Courtney, Cramer, Crenshaw, Crowley, Cuellar, Culberson, Cummings, Davis (AL), Davis (CA), Davis (IL), Davis (KY), Davis, David, Davis, Lincoln, DeFazio, DeGette, Delahunt, DeLauro, Dent, Diaz-Balart, L., Diaz-Balart, M., Dingell, Doggett, Donnelly, Doolittle, Doyle, Drake, Dreier, Duncan, Edwards, Ehlers, Ellison, Ellsworth, Emanuel, Emerson, Engel, English (PA), Eshoo, Everett, Fallon, Farr, Fattah, Feeney, Ferguson, Filner, Flake, Forbes, Fortenberry, Fossella, Foy, Frank (MA), Franks (AZ), Frelinghuysen, Gallegly, Garrett (NJ), Gerlach, Giffords, Gilchrist, Gillibrand, Gillmor, Gingrey, Gohmert, Gonzalez, Goode, Goodlatte, Gordon, Granger, Graves, Green, Al, Green, Gene, Grijalva, Gutierrez, Hall (NY), Hall (TX), Hare, Harman, Hastings (FL), Hastings (WA), Hayes, Heller, Hensarling, Herger, Herseth Sandlin, Higgins, Hill, Hinchey, Hirono, Hobson, Hodes, Hoekstra, Holdren, Honda, Hooley, Hoyer, Hulshof, Hunter, Inglis (SC), Inslee, Israel, Issa, Jackson (IL), Jackson-Lee, Jindal, Johnson (GA), Johnson (IL), Johnson, E. B., Johnson, E. B., Johnson, Sam, Jones (NC), Jones (OH), Jordan, Kagen, Kanjorski, Kaptur, Keller, Kennedy, Kildee, Kilpatrick, Kind, King (IA), King (NY), Kingston, Kirk, Klein (FL), Kline (MN), Kline (NY), Knollenberg, Kuhl (NY), LaHood, Lamborn, Lampson, Langevin, Lantons, Lantoso, Larsen (WA), Larson (CT), Latham, LaTourette, Lee, Levin, Lewis (CA), Lewis (GA), Lewis (KY), Linder, Lipinski, LoBiondo, Loeback, Lofgren, Zoe, Lowey, Lucas, Lungren, Daniel E., Lynch, Mack, Mahoney (FL), Maloney (NY), Manzullo, Marchant, Markey, Marshall, Matheson, Matsui, McCarthy (CA), McCarthy (NY), McCaul (TX), McCaul (TX), McCollum (MN), McCotter, McDermott, McHenry, McHugh, McIntyre, McKeon, McMorris, Rodgers, McNeerney

McNulty	Rehberg	Souder
Meek (FL)	Reichert	Space
Meeks (NY)	Renzi	Spratt
Melancon	Reyes	Stark
Mica	Reynolds	Stearns
Michaud	Rodriguez	Stupak
Miller (FL)	Rogers (AL)	Sullivan
Miller (MI)	Rogers (KY)	Sutton
Miller (NC)	Rogers (MI)	Tanner
Miller, Gary	Rohrabacher	Tauscher
Miller, George	Ros-Lehtinen	Taylor
Mitchell	Roskam	Terry
Mollohan	Ross	Thompson (CA)
Moore (KS)	Rothman	Thompson (MS)
Moore (WI)	Roybal-Allard	Tiahrt
Moran (KS)	Royce	Tiberi
Moran (VA)	Ruppersberger	Tierney
Murphy (CT)	Rush	Towns
Murphy, Patrick	Ryan (OH)	Turner
Murphy, Tim	Ryan (WI)	Udall (CO)
Musgrave	Salazar	Udall (NM)
Myrick	Sali	Upton
Nadler	Sánchez, Linda	Van Hollen
Napolitano	T.	Velázquez
Neal (MA)	Sanchez, Loretta	Visclosky
Neugebauer	Sarbanes	Walberg
Nunes	Saxton	Walden (OR)
Oberstar	Schakowsky	Walsh (NY)
Obey	Schiff	Walz (MN)
Olver	Schmidt	Wamp
Ortiz	Schwartz	Wasserman
Pallone	Scott (GA)	Schultz
Pascarell	Scott (VA)	Waters
Pastor	Sensenbrenner	Watson
Payne	Serrano	Watt
Pearce	Sessions	Waxman
Pence	Sestak	Weiner
Perlmutter	Shadegg	Welch (VT)
Peterson (MN)	Shays	Weldon (FL)
Peterson (PA)	Shea-Porter	Weller
Petri	Sherman	Westmoreland
Pickering	Shimkus	Wexler
Pitts	Shuler	Whitfield
Platts	Shuster	Wicker
Poe	Simpson	Wilson (NM)
Pomeroy	Sires	Wilson (OH)
Price (GA)	Skelton	Wilson (SC)
Price (NC)	Slaughter	Wolf
Pryce (OH)	Smith (NE)	Woolsey
Putnam	Smith (NJ)	Wu
Radanovich	Smith (TX)	Wynn
Rahall	Smith (WA)	Yarmuth
Ramstad	Snyder	Young (FL)
Regula	Solis	

## NAYS—1

Paul

## ANSWERED "PRESENT"—1

Thornberry

## NOT VOTING—16

Berkley	Dicks	Porter
Brady (TX)	Hastert	Rangel
Butterfield	Hinojosa	Tancredo
Coble	Kucinich	Young (AK)
Cubin	McCrery	
Davis, Jo Ann	Murtha	

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said resolution, as amended, was agreed to.

A motion to reconsider the vote whereby the rules were suspended and said resolution, as amended, was agreed to was, by unanimous consent, laid on the table.

## ¶94.41 COMMISSION ON INTERNATIONAL RELIGIOUS FREEDOM

The SPEAKER pro tempore, Mr. BRALEY of Iowa, pursuant to section 201(b) of the International Religious Freedom Act of 1998 (22 United States Code 6431 note), amended by section 681(b) of the Foreign Relations Authorization Act, fiscal year 2003 (22 United States Code 2651 note), and the order of the House of January 4, 2007, announced the Speaker reappointed the following members on the part of the House to the Commission on International Religious Freedom: Ms. Felice

Gaer, Paramus, New Jersey, for a two-year term ending May 14, 2009, to succeed herself, and upon the recommendation of the Minority Leader: Ms. Nina Shea, Washington, D.C., for a two-year term ending May 14, 2009, to succeed herself.

*Ordered*, That the Clerk notify the Senate of the foregoing appointments.

## ¶94.42 BRITISH-AMERICAN INTERPARLIAMENTARY GROUP

The SPEAKER pro tempore, Mr. BRALEY of Iowa, pursuant to 22 United States Code 2761, clause 10 of rule 1, and the order of the House of January 4, 2007, the Chair announced the Speaker appointed the following Members of the House to the British-American Interparliamentary Group, in addition to Mr. CHANDLER, Chairman, appointed March 30, 2007: Messrs. WU, Vice Chairman, POMEROY, CLYBURN, ETHERIDGE, Mrs. DAVIS of California, Messrs. BISHOP of New York, PETRI, BOOZMAN, BOUSTANY, CRENSHAW, and WILSON of South Carolina.

*Ordered*, That the Clerk notify the Senate of the foregoing appointments.

## ¶94.43 LEAVE OF ABSENCE

By unanimous consent, leave of absence was granted to Ms. BERKLEY for today and balance of the week.

And then,

## ¶94.44 ADJOURNMENT

On motion of Mr. RYAN of Ohio, at midnight.

## ¶94.45 REPORTS OF COMMITTEES ON PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XIII, reports of committees were delivered to the Clerk for printing and reference to the proper calendar, as follows:

Mr. DINGELL: Committee on Energy and Commerce. H.R. 2900. A bill to amend the Federal Food, Drug, and Cosmetic Act to revise and extend the user-fee programs for prescription drugs and for medical devices, to enhance the postmarket authorities of the Food and Drug Administration with respect to the safety of drugs, and for other purposes. (Rept. 110-225). Referred to the Committee of the Whole House on the state of the Union.

Ms. SLAUGHTER: Committee on Rules. House Resolution 533. Resolution providing for consideration of the bill (H.R. 2956) to require the Secretary of Defense to commence the reduction of the number of United States Armed Forces in Iraq to a limited presence by April 1, 2008, and for other purposes. (Rept. 110-226). Referred to the House Calendar.

Ms. CASTOR: Committee on Rules. House Resolution 534. Resolution providing for consideration of the bill (H.R. 1851) to reform the housing choice voucher program under section 8 of the United States Housing Act of 1937. (Rept. 110-227). Referred to the House Calendar.

Mr. OBERSTAR: Committee on Transportation and Infrastructure. H.R. 1144. A bill to waive the non-Federal share of the cost of certain disaster assistance provided in connection with Hurricanes Katrina and Rita, and for other purposes; with amendments. (Rept. 110-228). Referred to the Committee of the Whole House on the state of the Union.

Mr. OBERSTAR: Committee on Transportation and Infrastructure. H.R. 781. A bill to redesignate Lock and Dam No. 5 of the McClellan-Kerr Arkansas River Navigation System near Redfield, Arkansas, authorized by the Rivers and Harbors Act approved July 24, 1946, as the "Colonel Charles D. Maynard Lock and Dam". (Rept. 110-229). Referred to the House Calendar.

Mr. OBERSTAR: Committee on Transportation and Infrastructure. H.R. 735. A bill to designate the Federal building under construction at 799 First Avenue in New York, New York, as the "Ronald H. Brown United States Mission to the United Nations Building". (Rept. 110-230). Referred to the House Calendar.

## ¶94.46 PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XII, public bills and resolutions were introduced and severally referred, as follows:

By Mr. DOGGETT (for himself and Mr. LEWIS of Georgia):

H.R. 2989. A bill to amend provisions of title 46, United States Code, popularly known as the Death on the High Seas Act to limit application of those provisions to maritime accidents, and for other purposes; to the Committee on the Judiciary.

By Mr. DOGGETT (for himself and Mr. GORDON):

H.R. 2990. A bill to amend the Internal Revenue Code of 1986 to make geothermal heat pump systems eligible for the energy credit and the residential energy efficient property credit; to the Committee on Ways and Means.

By Mr. MOORE of Kansas (for himself, Mr. RYAN of Wisconsin, Mr. BARROW, Mrs. BLACKBURN, Mr. BOUSTANY, Mr. BOYD of Florida, Mrs. BOYDA of Kansas, Mr. CLAY, Mr. CLEAVER, Mr. COOPER, Mr. CROWLEY, Mr. DAVIS of Alabama, Mr. LINCOLN DAVIS of Tennessee, Mr. DELAHUNT, Mr. DICKS, Mrs. EMERSON, Mr. ETHERIDGE, Mr. GRAVES, Mr. HELLER, Mr. HERGER, Mr. HILL, Mr. HOLDEN, Mr. HOLT, Mrs. JONES of Ohio, Mr. LARSON of Connecticut, Mrs. MCCARTHY of New York, Mr. MITCHELL, Mr. MORAN of Kansas, Mr. PUTNAM, Mrs. McMORRIS RODGERS, Mr. SENSENBRENNER, Mr. SESSIONS, Mr. SMITH of Washington, Mrs. TAUSCHER, Mr. TIAHRT, and Mr. BAIRD):

H.R. 2991. A bill to improve the availability of health information and the provision of health care by encouraging the creation, use, and maintenance of lifetime electronic health records of individuals in independent health record trusts and by providing a secure and privacy-protected framework in which such records are made available only by the affirmative consent of such individuals and are used to build a nationwide health information technology infrastructure; to the Committee on Energy and Commerce, and in addition to the Committee on Ways and Means, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. HALL of New York (for himself, Mr. SESTAK, Ms. VELÁZQUEZ, Mr. LIPINSKI, Mr. CUELLAR, and Ms. CLARKE):

H.R. 2992. A bill to amend the Small Business Act to improve trade programs, and for other purposes; to the Committee on Small Business.

By Mr. BOREN:

H.R. 2993. A bill to prohibit the importation for sale of foreign-made flags of the United States of America; to the Committee on Ways and Means.

By Mrs. CAPPS (for herself and Mr. ROGERS of Michigan):

H.R. 2994. A bill to amend the Public Health Service Act with respect to pain care; to the Committee on Energy and Commerce.

By Mr. CHABOT (for himself, Mr. AKIN, Mr. BARTLETT of Maryland, Mr. BOREN, Ms. GINNY BROWN-WAITE of Florida, Mr. CONAWAY, Mr. FEENEY, Mr. FRANKS of Arizona, Mr. GINGREY, Mr. MILLER of Florida, Mrs. MUSGRAVE, Mr. PITTS, Mr. WALBERG, and Mr. WELDON of Florida):

H.R. 2995. A bill to provide small businesses certain protections from litigation expenses; to the Committee on the Judiciary.

By Mrs. DRAKE:

H.R. 2996. A bill to amend title 37, United States Code, to provide a dislocation allowance under section 407 of such title to retired members of the uniformed services, including members placed on the temporary disability retired list, moving from their last duty station to their designated home; to the Committee on Armed Services.

By Ms. KAPTUR (for herself and Mr. LANGEVIN):

H.R. 2997. A bill to require the Secretary of Agriculture and the Commissioner of Food and Drugs to establish a program requiring a certificate of assured safety for imported food items; to the Committee on Energy and Commerce, and in addition to the Committees on Agriculture, and Ways and Means, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. MARSHALL:

H.R. 2998. A bill to establish the Ocmulgee National Heritage Corridor in the State of Georgia, and for other purposes; to the Committee on Natural Resources.

By Ms. NORTON:

H.R. 2999. A bill to amend title XIX of the Social Security Act to increase the Federal medical assistance percentage for the District of Columbia under the Medicaid Program to 75 percent; to the Committee on Energy and Commerce.

By Ms. LEE (for herself, Mr. PAYNE, Mr. KUCINICH, and Mrs. CHRISTENSEN):

H.R. 3000. A bill to establish a United States Health Service to provide high quality comprehensive health care for all Americans and to overcome the deficiencies in the present system of health care delivery; to the Committee on Energy and Commerce, and in addition to the Committees on Education and Labor, and Ways and Means, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. PALLONE (for himself and Mr. DINGELL):

H.R. 3001. A bill to amend the Public Health Service Act to help individuals with functional impairments and their families pay for services and supports that they need to maximize their functionality and independence and have choices about community participation, education, and employment, and for other purposes; to the Committee on Energy and Commerce, and in addition to the Committees on Ways and Means, and Rules, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. PEARCE (for himself, Mr. BOREN, Mr. FRANK of Massachusetts, Mr. KILDEE, and Mr. RENZI):

H.R. 3002. A bill to establish a demonstration program to authorize the Secretary of Housing and Urban Development to guarantee obligations issued by Indian tribes to finance community and economic development activities; to the Committee on Financial Services.

By Mr. RANGEL:

H.R. 3003. A bill to amend the Internal Revenue Code of 1986 to provide tax incentives to encourage diversity of ownership of telecommunications businesses, and for other purposes; to the Committee on Ways and Means, and in addition to the Committee on Small Business, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. SALAZAR (for himself and Mr. PETERSON of Pennsylvania):

H.R. 3004. A bill to reform the essential air service program, and for other purposes; to the Committee on Transportation and Infrastructure.

By Mr. SERRANO:

H.R. 3005. A bill to establish a grant program to provide screenings for glaucoma to individuals determined to be at high risk for glaucoma, and for other purposes; to the Committee on Energy and Commerce, and in addition to the Committee on Ways and Means, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. SIMPSON (for himself and Mr. SALI):

H.R. 3006. A bill to improve the use of a grant of a parcel of land to the State of Idaho for use as an agricultural college, and for other purposes; to the Committee on Agriculture, and in addition to the Committee on Natural Resources, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. THOMPSON of California (for himself, Mr. SAM JOHNSON of Texas, Mr. STARK, Mr. HERGER, Mr. McDERMOTT, Mr. RAMSTAD, Mr. TANNER, Mr. KIND, Mr. FOSSELLA, Mr. GORDON, Mrs. McMORRIS RODGERS, Mr. SCHIFF, Mr. TERRY, Mr. SHULER, Mr. POE, Mr. CARNEY, Mr. CONAWAY, Mr. SESTAK, Mr. FORTUÑO, Mrs. CHRISTENSEN, Mr. WELDON of Florida, Ms. MATSUI, Mr. SMITH of New Jersey, Mr. COHEN, Mrs. EMERSON, Mr. HINOJOSA, Mr. CALVERT, and Mr. MILLER of Florida):

H.R. 3007. A bill to amend title XVIII of the Social Security Act to provide an exception to the 60-day limit on Medicare reciprocal billing arrangements between two physicians during the period in which one of the physicians is ordered to active duty as a member of a reserve component of the Armed Forces; to the Committee on Energy and Commerce, and in addition to the Committee on Ways and Means, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. WU (for himself, Mr. BRADY of Pennsylvania, Mr. HILL, Mr. PETERSON of Minnesota, and Mr. KAGEN):

H.R. 3008. A bill to amend title 38, United States Code, to improve services for veterans residing in rural areas; to the Committee on Veterans' Affairs.

By Ms. JACKSON-LEE of Texas (for herself, Ms. ROS-LEHTINEN, Ms. BALDWIN, Mr. COHEN, Mr. CUMMINGS, Mr. AL GREEN of Texas, Mr. GENE GREEN of Texas, Mr. GRIJALVA, Mr. GUTIERREZ, Mr. ISRAEL, Ms. KILPATRICK, Ms. LEE, Ms. MOORE of Wisconsin, Mr. NADLER, Mr. DELAHUNT, Mrs. NAPOLITANO, Ms. LINDA T. SANCHEZ of California, Mr. SCOTT of Virginia, Ms. WOOLSEY, Mr. WYNN, Ms. WATSON, Ms. EDDIE BERNICE JOHNSON of Texas, Ms. CLARKE, Mr. LEWIS of Georgia,

Ms. WATERS, Mrs. BIGGERT, Mr. CONYERS, and Mr. ELLISON):

H. Res. 535. A resolution commending David Ray Ritcheson, a survivor of one of the most horrific hate crimes in the history of Texas, and recognizing his efforts in promoting Federal legislation to combat hate crimes; to the Committee on the Judiciary.

By Mr. CUMMINGS:

H. Res. 536. A resolution recognizing the Johns Hopkins Men's Lacrosse Team as the 2007 National Collegiate Athletic Association Division I Men's Lacrosse Champions; to the Committee on Education and Labor.

By Ms. ESHOO (for herself, Mr. SHIMKUS, Ms. BORDALLO, Mr. DAVIS of Illinois, Mr. COSTELLO, Mr. MCINTYRE, Mr. MILLER of North Carolina, Mr. WELLER, Mr. TERRY, Mr. CHABOT, Mr. GILLMOR, Mr. GORDON, Mrs. MYRICK, Ms. ZOE LOFGREN of California, Mr. COBLE, Mr. TURNER, Mr. KENNEDY, and Mr. PRICE of North Carolina):

H. Res. 537. A resolution expressing support for the designation and goals of "National 9-1-1 Education Month", and for other purposes; to the Committee on Oversight and Government Reform.

By Mr. MEEKS of New York:

H. Res. 538. A resolution recognizing Mukhtar Mai for her courage and her humanitarian work; to the Committee on Foreign Affairs.

By Mr. STUPAK (for himself, Mr. RAMSTAD, Ms. CARSON, Mr. MEEK of Florida, Ms. McCOLLUM of Minnesota, Ms. JACKSON-LEE of Texas, Mr. REYES, Mr. CANTOR, Mrs. McMORRIS RODGERS, Mr. WU, Mr. SCHIFF, Mr. ELLISON, Mr. GENE GREEN of Texas, Mr. FARR, Mr. GERLACH, Ms. BORDALLO, and Mr. POE):

H. Res. 539. A resolution requesting that the President focus appropriate attention on neighborhood crime prevention and community policing, and coordinate certain Federal efforts to participate in "National Night Out", which occurs the first Tuesday of August each year, including by supporting local efforts and community watch groups and by supporting local officials, to promote community safety and help provide homeland security; to the Committee on the Judiciary.

194.47 ADDITIONAL SPONSORS

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

- H.R. 23: Mr. FORBES, Mr. ROSS, Mr. MOLLOHAN, Mr. BERMAN, Mr. TOWNS, Mr. WATT, Mr. LIPINSKI, Mr. HOLDEN, and Mr. KIND.
- H.R. 39: Ms. CORRINE BROWN of Florida.
- H.R. 45: Ms. CLARKE and Ms. SOLIS.
- H.R. 111: Mr. DONNELLY.
- H.R. 211: Mr. TURNER.
- H.R. 333: Mr. CRAMER and Mr. WEXLER.
- H.R. 406: Mr. BRADY of Pennsylvania.
- H.R. 436: Mr. BUCHANAN.
- H.R. 507: Mr. FATTAH, Mr. WILSON of Ohio, Mr. JINDAL, Ms. McCOLLUM of Minnesota, and Mr. RYAN of Ohio.
- H.R. 508: Mr. WATT.
- H.R. 513: Mr. REYES, Mr. SPRATT, Mr. LEWIS of Georgia, and Mr. PATRICK MURPHY of Pennsylvania.
- H.R. 539: Mr. ALTMIRE.
- H.R. 549: Mr. YOUNG of Alaska.
- H.R. 551: Mr. GEORGE MILLER of California.
- H.R. 558: Mr. ROSS.
- H.R. 583: Mr. GONZALEZ, Ms. ESHOO, and Mr. COBLE.
- H.R. 601: Mrs. JONES of Ohio.
- H.R. 631: Mr. RYAN of Wisconsin and Ms. BEAN.
- H.R. 677: Mr. BOUCHER.
- H.R. 690: Mr. COURTNEY and Mr. LYNCH.



- H.R. 695: Mr. ACKERMAN.  
H.R. 718: Mr. WU.  
H.R. 743: Mrs. MALONEY of New York, Mr. ALTMIRE, and Ms. FALLIN.  
H.R. 758: Mr. HASTINGS of Florida, Mr. CUMMINGS, and Mr. RUPPERSBERGER.  
H.R. 760: Ms. WATSON.  
H.R. 784: Mr. LYNCH and Mr. MITCHELL.  
H.R. 882: Mr. CONAWAY, Ms. CASTOR, and Mr. KILDEE.  
H.R. 894: Ms. SHEA-PORTER.  
H.R. 900: Ms. FALLIN and Mr. SHULER.  
H.R. 917: Mr. SHULER.  
H.R. 920: Ms. LORETTA SANCHEZ of California and Mr. COHEN.  
H.R. 943: Mr. KILDEE.  
H.R. 946: Ms. EDDIE BERNICE JOHNSON of Texas.  
H.R. 969: Mr. THOMPSON of Mississippi.  
H.R. 1004: Ms. LEE, Mr. BRADY of Pennsylvania, Mr. RUPPERSBERGER, and Mr. AL GREEN of Texas.  
H.R. 1014: Mrs. BIGGERT, Mr. BARROW, Mr. EMANUEL, and Mr. WELDON of Florida.  
H.R. 1023: Mrs. NAPOLITANO, Mr. RUSH, Mrs. MYRICK, Mr. SMITH of Nebraska, Mr. REYES, and Mr. HELLER.  
H.R. 1030: Mr. MARKEY.  
H.R. 1043: Mr. TOM DAVIS of Virginia.  
H.R. 1064: Mr. WELCH of Vermont, Mr. LAMPSON, Mr. BOOZMAN, and Mr. COHEN.  
H.R. 1069: Mr. ENGEL.  
H.R. 1070: Ms. CLARKE and Mr. BRADY of Pennsylvania.  
H.R. 1073: Mr. ALTMIRE.  
H.R. 1078: Mr. ALEXANDER, Mr. MARSHALL, Mr. HINOJOSA, Mr. WAXMAN, and Mr. FRANK of Massachusetts.  
H.R. 1091: Mr. DEFazio.  
H.R. 1105: Mr. RENZI and Mr. CHANDLER.  
H.R. 1108: Mr. ALTMIRE and Ms. CORRINE BROWN of Florida.  
H.R. 1117: Mr. KUCINICH.  
H.R. 1125: Mr. BRALEY of Iowa, Mr. LARSEN of Washington, Mr. PERLMUTTER, Mr. DAVIS of Illinois, Ms. VELÁZQUEZ, Mr. DAVIS of Kentucky, Mr. HOEKSTRA, Mr. HODES, Mrs. BIGGERT, Mr. DONNELLY, Mr. THOMPSON of California, and Mr. BARRETT of South Carolina.  
H.R. 1134: Ms. HERSETH SANDLIN, Mr. SHAYS, and Mr. RUPPERSBERGER.  
H.R. 1188: Mr. FRANK of Massachusetts.  
H.R. 1198: Ms. BERKLEY and Mr. JINDAL.  
H.R. 1223: Mr. FRANK of Massachusetts.  
H.R. 1228: Mrs. TAUSCHER and Mr. SMITH of Washington.  
H.R. 1229: Mr. BURTON of Indiana and Mr. YARMUTH.  
H.R. 1237: Mrs. BONO, Mr. RENZI, Mr. ABERCROMBIE, Mr. PLATTS, Mr. ALLEN, and Mr. HILL.  
H.R. 1240: Mr. DOYLE.  
H.R. 1275: Mr. SCHIFF.  
H.R. 1279: Mr. BLUMENAUER, Mr. HALL of New York, Mrs. LOWEY, Mr. HARE, Mr. HIGGINS, Mr. GRIJALVA, Ms. HERSETH SANDLIN, Mrs. GILLIBRAND, Mr. JINDAL, and Mr. CHANDLER.  
H.R. 1303: Mr. SNYDER and Mr. DINGELL.  
H.R. 1304: Mrs. MYRICK.  
H.R. 1343: Mr. FATTAH, Mr. HOLDEN, Mr. MOORE of Kansas, and Mr. MEEKS of New York.  
H.R. 1363: Ms. CARSON, Mr. LANTOS, Mr. DOYLE, Ms. MOORE of Wisconsin, Mr. HASTINGS of Florida, Mr. AL GREEN of Texas, Mr. ELLISON, and Mrs. MALONEY of New York.  
H.R. 1396: Mr. WELCH of Vermont.  
H.R. 1399: Mr. TURNER, Mr. HULSHOF, Mrs. EMERSON, and Mr. TERRY.  
H.R. 1400: Mr. SCOTT of Virginia, Mr. ALTMIRE, and Mr. HASTERT.  
H.R. 1409: Mr. BARTLETT of Maryland.  
H.R. 1415: Mr. COSTELLO and Ms. WASSERMAN SCHULTZ.  
H.R. 1416: Mr. COSTELLO, Ms. WASSERMAN SCHULTZ, and Mr. SALAZAR.  
H.R. 1418: Mr. DONNELLY, Mr. HOLDEN, and Mr. ABERCROMBIE.  
H.R. 1421: Mr. SIMPSON and Mr. FORBES.  
H.R. 1422: Ms. MCCOLLUM of Minnesota, Ms. SCHAKOWSKY, Mr. GUTIERREZ, Mr. DANIEL E. LUNGREN of California, Mr. DINGELL, and Mr. GARRETT of New Jersey.  
H.R. 1430: Mr. SHULER.  
H.R. 1459: Mrs. BIGGERT, Mr. SMITH of Texas, Mr. COSTELLO, Mr. GUTIERREZ, and Mr. JINDAL.  
H.R. 1524: Ms. LINDA T. SÁNCHEZ of California, and Ms. ZOE LOFGREN of California.  
H.R. 1474: Mr. UPTON, Mr. DOYLE, Ms. SUTTON, Mr. LINCOLN DAVIS of Tennessee, Mr. WAXMAN, and Mr. OBERSTAR.  
H.R. 1498: Mr. BRALEY of Iowa and Mrs. MUSGRAVE.  
H.R. 1514: Mr. WEXLER, Mr. FORBES, and Mr. KILDEE.  
H.R. 1524: Mr. KUHL of New York, Mr. SERRANO, and Mr. ABERCROMBIE.  
H.R. 1532: Mrs. GILLIBRAND and Mr. KUCINICH.  
H.R. 1537: Mr. BISHOP of Utah and Mr. DOOLITTLE.  
H.R. 1540: Mr. LANTOS.  
H.R. 1553: Mr. ORTIZ, Mrs. JONES of Ohio, Mr. CUMMINGS, Mr. RUSH, Mr. NEAL of Massachusetts, Mr. BISHOP of Georgia, Ms. LORETTA SANCHEZ of California, Mr. HOLT, Mr. BRALEY of Iowa, Ms. EDDIE BERNICE JOHNSON of Texas, Mr. LYNCH, Mr. WAMP, Mr. MCDERMOTT, Mr. TIBERI, Mr. PRICE of North Carolina, Mr. JINDAL, Mr. BARROW, Mr. DAVIS of Illinois, and Mr. FATTAH.  
H.R. 1560: Ms. SUTTON, Mr. HINOJOSA, Mr. RYAN of Ohio, Mrs. GILLIBRAND, Mr. CARNAHAN, and Mr. PRICE of North Carolina.  
H.R. 1567: Mr. FARR, Mr. BERMAN, Mr. ANDREWS, Mr. LEVIN, Ms. SOLIS, Mr. KUCINICH, Mr. ROTHMAN, Mr. SIRES, Ms. NORTON, and Ms. HARMAN.  
H.R. 1589: Mr. BOYD of Florida and Mrs. BOYDA of Kansas.  
H.R. 1632: Mr. ENGLISH of Pennsylvania, Mr. HINCHEY, and Ms. CARSON.  
H.R. 1643: Mr. KILDEE.  
H.R. 1644: Ms. MCCOLLUM of Minnesota, Mr. FARR, Mr. ROTHMAN, Mr. BISHOP of New York, and Mr. VISLOSKEY.  
H.R. 1663: Mr. WAXMAN and Mr. FATTAH.  
H.R. 1671: Mr. WEINER.  
H.R. 1687: Mr. FATTAH and Mr. REHBERG.  
H.R. 1688: Mr. FRANK of Massachusetts, Ms. SUTTON, and Mr. KUCINICH.  
H.R. 1721: Mr. WEINER, Mr. RAMSTAD, and Mr. PAYNE.  
H.R. 1742: Mrs. EMERSON and Mr. KILDEE.  
H.R. 1755: Mr. GRIJALVA and Mr. TOM DAVIS of Virginia.  
H.R. 1767: Mr. NUNES.  
H.R. 1774: Mr. CASTLE, Mr. PICKERING, Mr. KIND, and Mr. ISRAEL.  
H.R. 1809: Mr. ALLEN, Mr. BOUCHER, and Mr. KUCINICH.  
H.R. 1813: Mr. JINDAL and Mr. MEEK of Florida.  
H.R. 1818: Mr. HERGER.  
H.R. 1823: Mr. BUCHANAN, Mr. COHEN, Mr. CALVERT, and Mr. MANZULLO.  
H.R. 1838: Mr. SCOTT of Georgia and Mr. FOSSELLA.  
H.R. 1845: Mr. LEWIS of Georgia, Mr. BARROW, Mr. COHEN, Mr. HASTINGS of Florida, Mr. CALVERT, Mr. JINDAL, Mrs. JONES of Ohio, Mr. WEINER, Mr. HOLDEN, Mr. ACKERMAN, and Mr. KENNEDY.  
H.R. 1872: Mr. WELCH of Vermont.  
H.R. 1878: Mr. WAXMAN, Mr. FARR, Mr. CUMMINGS, Mr. WYNN, Mr. CLAY, Ms. WATSON, Mr. THOMPSON of Mississippi, Mr. BUTTERFIELD, Mr. SCOTT of Georgia, Mr. CLYBURN, Ms. MOORE of Wisconsin, and Mrs. JONES of Ohio.  
H.R. 1881: Mr. HOLDEN, Mr. JINDAL, Ms. WOOLSEY, and Mr. MCNERNEY.  
H.R. 1884: Mr. RYAN of Ohio, Mr. BOOZMAN, Mr. GERLACH, Ms. SCHAKOWSKY, and Mr. BOYD of Florida.  
H.R. 1937: Mr. RAMSTAD, Mr. WILSON of South Carolina, and Mr. BAKER.  
H.R. 1964: Mr. BAIRD and Ms. DELAURO.  
H.R. 1971: Mr. FATTAH.  
H.R. 1975: Mr. BISHOP of New York and Ms. BEAN.  
H.R. 1981: Mr. AL GREEN of Texas.  
H.R. 1983: Mr. RYAN of Ohio and Mr. BOYD of Florida.  
H.R. 2001: Mr. NUNES.  
H.R. 2015: Mr. SARBANES, Ms. ESHOO, Ms. MOORE of Wisconsin, Mr. LEWIS of Georgia, and Mr. MCNERNEY.  
H.R. 2017: Mr. FATTAH.  
H.R. 2045: Mr. ALEXANDER, Mr. JEFFERSON, Mrs. GILLIBRAND, Mrs. MYRICK, Mr. CHANDLER, and Mr. GENE GREEN of Texas.  
H.R. 2049: Mr. WELCH of Vermont, Ms. MOORE of Wisconsin, Mr. FILNER, Mr. KUCINICH, and Mr. WEXLER.  
H.R. 2060: Mr. MCGOVERN and Mr. SARBANES.  
H.R. 2066: Mr. MCNERNEY.  
H.R. 2075: Mr. SPACE.  
H.R. 2102: Ms. SCHAKOWSKY, Mrs. NAPOLITANO, Ms. FALLIN, Mr. ENGLISH of Pennsylvania, Mr. DOYLE, Ms. WASSERMAN SCHULTZ, and Mr. GARRETT of New Jersey.  
H.R. 2116: Mr. ADERHOLT, Mr. BACHUS, Mr. WALDEN of Oregon, Mr. CLAY, and Mr. BOOZMAN.  
H.R. 2122: Mr. DOYLE, Mr. WAXMAN, Ms. JACKSON-LEE of Texas, Ms. LORETTA SANCHEZ of California, Mr. EMANUEL, Mr. WEXLER, Mrs. NAPOLITANO, and Mr. BAIRD.  
H.R. 2131: Mr. MITCHELL and Mr. HINOJOSA.  
H.R. 2138: Mr. PITTS, Mr. SMITH of Washington, and Mr. CAMPBELL of California.  
H.R. 2167: Mr. FORTUÑO.  
H.R. 2183: Mr. GOODLATTE.  
H.R. 2188: Mr. WELCH of Vermont and Ms. BERKLEY.  
H.R. 2192: Mr. HINOJOSA.  
H.R. 2205: Ms. ZOE LOFGREN of California and Mr. RAHALL.  
H.R. 2208: Mr. NUNES and Mr. DAVIS of Kentucky.  
H.R. 2211: Mr. ALLEN, Ms. SCHAKOWSKY, Ms. NORTON, Ms. CARSON, Mr. GUTIERREZ, Mr. ABERCROMBIE, Mr. FILNER, and Mr. MEEKS of New York.  
H.R. 2215: Ms. MCCOLLUM of Minnesota.  
H.R. 2221: Ms. JACKSON-LEE of Texas.  
H.R. 2244: Mr. BLUMENAUER.  
H.R. 2265: Mr. TOM DAVIS of Virginia and Mr. SNYDER.  
H.R. 2284: Mr. DAVIS of Illinois.  
H.R. 2289: Mr. WELCH of Vermont and Mr. SCOTT of Virginia.  
H.R. 2295: Mr. HOLDEN, Mr. CANNON, Mr. CLEAVER, Mr. KILDEE, Mr. LATHAM, and Mr. REYES.  
H.R. 2335: Mr. LATHAM.  
H.R. 2343: Mr. MICHAUD, Ms. DELAURO, and Mr. ABERCROMBIE.  
H.R. 2353: Mr. YARMUTH, Mr. WALZ of Minnesota, Mr. BOOZMAN, and Mr. COHEN.  
H.R. 2364: Ms. KAPTUR and Ms. ESHOO.  
H.R. 2367: Ms. WOOLSEY.  
H.R. 2380: Mr. LEWIS of Kentucky, Mr. BOOZMAN, Mr. ADERHOLT, Mr. EHLERS, and Mr. CONAWAY.  
H.R. 2390: Mr. TERRY.  
H.R. 2392: Mrs. NAPOLITANO.  
H.R. 2398: Ms. PRYCE of Ohio.  
H.R. 2407: Mr. TOWNS, Mr. HINOJOSA, and Ms. CLARKE.  
H.R. 2449: Mr. MARSHALL.  
H.R. 2452: Mr. FILNER, Mr. PALLONE, Ms. JACKSON-LEE of Texas, Mr. MCNULTY, and Mr. GILCREST.  
H.R. 2453: Mr. AKIN.  
H.R. 2478: Mrs. DAVIS of California.  
H.R. 2484: Ms. MATSUI.  
H.R. 2508: Mr. PICKERING.  
H.R. 2518: Ms. BERKLEY.  
H.R. 2566: Mr. RANGEL.  
H.R. 2567: Mr. GORDON, Mr. HOLDEN, and Mrs. EMERSON.

H.R. 2574: Mr. GONZALEZ and Mr. RAMSTAD.  
 H.R. 2577: Mr. BLUNT, Mr. PLATTS, and Mrs. MUSGRAVE.  
 H.R. 2578: Mr. ENGEL, Mr. THOMPSON of Mississippi, Mr. MCHUGH, and Mr. DAVID DAVIS of Tennessee.  
 H.R. 2587: Mr. WAMP.  
 H.R. 2592: Mr. VAN HOLLEN.  
 H.R. 2599: Mr. DAVIS of Illinois.  
 H.R. 2606: Mrs. MCMORRIS RODGERS, Mr. HINCHEY, and Mr. GENE GREEN of Texas.  
 H.R. 2608: Mr. NADLER.  
 H.R. 2609: Ms. KILPATRICK, Mr. MCGOVERN, Mr. PAYNE, Mr. TOM DAVIS of Virginia, and Ms. JACKSON-LEE of Texas.  
 H.R. 2612: Mr. RAHALL.  
 H.R. 2634: Ms. DELAURO, Mr. FILNER, Ms. ZOE LOFGREN of California, Mr. SERRANO, Mr. LEWIS of Georgia, Ms. MOORE of Wisconsin, Mr. WEXLER, Mr. AL GREEN of Texas, Mr. JACKSON of Illinois, Mr. GEORGE MILLER of California, Mr. BISHOP of Georgia, Mr. OBERSTAR, Mr. BRADY of Pennsylvania, Ms. WOOLSEY, and Mr. WATT.  
 H.R. 2639, Mr. SOUDER, Mr. PAUL, Mr. Platts, and Mrs. MCMORRIS RODGERS.  
 H.R. 2677, Mr. PRICE of North Carolina, Mr. CLAY, Mr. PAYNE, Mr. CHANDLER, and Mr. GENE GREEN of Texas.  
 H.R. 2693: Mr. WAXMAN.  
 H.R. 2702: Ms. HOOLEY.  
 H.R. 2706: Mr. FENEY.  
 H.R. 2708: Ms. MATSUI, Mr. HINOJOSA, and Mr. HOLDEN.  
 H.R. 2711: Mr. WAXMAN and Mrs. TAUSCHER.  
 H.R. 2715: Ms. SOLIS.  
 H.R. 2726: Mr. ENGLISH of Pennsylvania, Mr. TIM MURPHY of Pennsylvania, Mr. SESSIONS, and Mr. GARRETT of New Jersey.  
 H.R. 2729: Mr. FERGUSON.  
 H.R. 2736: Ms. LINDA T. SANCHEZ of California.  
 H.R. 2743: Mr. ENGLISH of Pennsylvania.  
 H.R. 2744: Mr. MCDERMOTT, Mr. PRICE of North Carolina, Mr. FRANK of Massachusetts, Ms. ZOE LOFGREN of California, and Mr. LANTOS.  
 H.R. 2749: Mr. GERLACH.  
 H.R. 2758: Mr. HINCHEY and Mr. CAMPBELL of California.  
 H.R. 2787: Ms. GINNY BROWN-WAITE of Florida and Mr. VISCLOSKY.  
 H.R. 2809: Ms. SCHAKOWSKY and Mr. MCDERMOTT.  
 H.R. 2813: Mr. WALSH of New York.  
 H.R. 2818: Mr. DAVIS of Illinois and Ms. EDDIE BERNICE JOHNSON of Texas.  
 H.R. 2832: Mr. GORDON.  
 H.R. 2834: Mr. SHERMAN.  
 H.R. 2842: Mr. EMANUEL.  
 H.R. 2851: Mr. HINOJOSA, Mr. PAYNE, Mr. WAXMAN, Mrs. CAPPS, and Mr. ABERCROMBIE.  
 H.R. 2861: Ms. JACKSON-LEE of Texas and Ms. CARSON.  
 H.R. 2865: Mr. RANGEL.  
 H.R. 2880: Ms. GIFFORDS, Mr. KUHL of New York, and Mr. LINDER.  
 H.R. 2884: Mr. JEFFERSON, Mr. RANGEL, Ms. HARMAN, Mr. BUTTERFIELD, Mr. HONDA, Ms. SCHAKOWSKY, Mr. DAVIS of Illinois, and Mr. KLINE of Minnesota.  
 H.R. 2892: Mr. DAVIS of Illinois.  
 H.R. 2895: Mr. PAYNE.  
 H.R. 2902: Mr. SARBANES, Mr. LAMPSON, and Mr. DAVIS of Illinois.  
 H.R. 2905: Mr. TANCREDO, Mr. FERGUSON, Mr. MORAN of Kansas, Mr. SULLIVAN, Mr. LEWIS of Kentucky, Mr. SALI, Mr. MCCOTTER, Mr. LINDER, Mrs. CUBIN, and Mr. HELLER.  
 H.R. 2928: Mr. GRIJALVA, Mrs. CHRISTENSEN, Ms. KILPATRICK, Mr. PAYNE, and Mr. RANGEL.  
 H.R. 2929: Mr. RUSH, Mr. STARK, Mr. BRADY of Pennsylvania, Mr. FRANK of Massachusetts, Mr. RANGEL, Ms. WATSON, Mr. LEWIS of Georgia, Mr. MCGOVERN, Mr. INSLEE, and Ms. HIRONO.  
 H.R. 2933: Mr. LINCOLN DAVIS of Tennessee, and Mr. PLATTS.  
 H.R. 2934: Mr. ALTMIRE and Ms. GIFFORDS.

H.R. 2936: Mr. PAUL.  
 H.R. 2946: Mr. PAYNE.  
 H.R. 2955: Ms. JACKSON-LEE of Texas, Mr. PAYNE, and Ms. CLARKE.  
 H.R. 2962: Mr. DAVIS of Illinois.  
 H. Con. Res. 28: Mr. KLINE of Minnesota.  
 H. Con. Res. 85: Mr. NADLER, Mr. GONZALEZ, Ms. BALDWIN, Mr. MITCHELL, Mr. BRADY of Pennsylvania, Mr. DELAHUNT, and Mr. EDWARDS.  
 H. Con. Res. 108: Mrs. CAPPS.  
 H. Con. Res. 136: Mr. TERRY.  
 H. Con. Res. 138: Mr. SIRE, Mr. FATTAH, Mr. AL GREEN of Texas, and Mr. GOODE.  
 H. Con. Res. 160: Mr. LEWIS of California.  
 H. Con. Res. 176: Ms. CORRINE BROWN of Florida, Mr. ENGLISH of Pennsylvania, and Mr. BRADY of Pennsylvania.  
 H. Res. 121: Mr. GUTIERREZ and Mr. STUPAK.  
 H. Res. 143: Mr. FILNER.  
 H. Res. 194: Mr. ROTHMAN.  
 H. Res. 241: Mr. HOLT, Mr. LEWIS of Georgia, Mr. CUMMINGS, Mr. TOWNS, Ms. WASSERMAN SCHULTZ, and Mr. JACKSON of Illinois.  
 H. Res. 282: Mr. DENT.  
 H. Res. 326: Mr. HAYES, Mr. HUNTER, Mrs. JO ANN DAVIS of Virginia, Mrs. BLACKBURN, Mr. GINGREY, Mr. UPTON, Mr. HALL of Texas, and Ms. GIFFORDS.  
 H. Res. 415: Mr. ABERCROMBIE.  
 H. Res. 427: Mr. BERMAN, Mr. WAXMAN, Mr. MCGOVERN, Mr. GRIJALVA, and Ms. SCHAKOWSKY.  
 H. Res. 433: Mr. BERRY.  
 H. Res. 444: Mr. ABERCROMBIE.  
 H. Res. 447: Mr. TOM DAVIS of Virginia.  
 H. Res. 457: Mr. WEXLER.  
 H. Res. 467: Mr. VAN HOLLEN, Mr. RAMSTAD, and Ms. LINDA T. SANCHEZ of California.  
 H. Res. 471: Mrs. NAPOLITANO, Ms. HARMAN, Mr. LANTOS, Mr. ISSA, Ms. CLARKE, Mr. SCOTT of Virginia, Mr. BISHOP of New York, Mr. MILLER of North Carolina, Mr. CROWLEY, Mr. ELLSWORTH, Mr. MURTHA, Mr. MICHAUD, Mr. DOYLE, Ms. SCHWARTZ, Mr. PALLONE, Ms. EDDIE BERNICE JOHNSON of Texas, Mr. PAYNE, Mr. RANGEL, Mr. ISRAEL, Mr. BRADY of Texas, Mr. SULLIVAN, Mr. THOMPSON of Mississippi, Mr. PASCRELL, Ms. KILPATRICK, Mr. CLYBURN, Mr. BUTTERFIELD, Mr. DAVIS of Illinois, Mr. MEEKS of New York, Mr. ROTHMAN, Mr. WYNN, Mr. SCOTT of Georgia, Mr. ORTIZ, Mr. REYES, Mr. CARNAHAN, Mrs. BOYDA of Kansas, Mrs. TAUSCHER, Mr. ABERCROMBIE, Mr. NEAL of Massachusetts, Mr. COSTELLO, Mr. MOORE of Kansas, Mr. GINGREY, Mr. MATHESON, Mr. BOREN, Mr. SHULER, Mr. EMANUEL, Mr. BOSWELL, Mr. BERRY, Ms. LINDA T. SANCHEZ of California, Mr. PATRICK MURPHY of Pennsylvania, Mr. COHEN, and Ms. VELAZQUEZ.  
 H. Res. 489: Mr. CAPUANO.  
 H. Res. 501: Mr. BAIRD.  
 H. Res. 509: Mr. RANGEL, Mr. MARIO DIAZ-BALART of Florida, and Mr. BRADY of Pennsylvania.  
 H. Res. 527: Mrs. MCCARTHY of New York.

94.48 DELETIONS

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

H.R. 989: Mr. JACKSON of Illinois.

THURSDAY, JULY 12, 2007 (95)

95.1 APPOINTMENT OF SPEAKER PRO TEMPORE

The House was called to order by the SPEAKER pro tempore, Mr. SALAZAR, who laid before the House the following communication:

WASHINGTON, DC,  
 July 12, 2007.

I hereby appoint the Honorable JOHN T. SALAZAR to act as Speaker pro tempore on this day.

NANCY PELOSI,  
 Speaker of the House of Representatives.

95.2 APPROVAL OF THE JOURNAL

The SPEAKER pro tempore, Mr. SALAZAR, announced he had examined and approved the Journal of the proceedings of Wednesday, July 11, 2007.

Mr. PALLONE, pursuant to clause 1, rule I, demanded a vote on agreeing to the Chair's approval of the Journal.

The question being put, viva voce, Will the House agree to the Chair's approval of said Journal?

The SPEAKER pro tempore, Mr. SALAZAR, announced that the yeas had it.

Mr. PALLONE demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Mr. SALAZAR, pursuant to clause 8, rule XX, announced that further proceedings on the question were postponed.

95.3 COMMUNICATIONS

Executive and other communications, pursuant to clause 8, rule XII, were referred as follows:

2435. A letter from the Congressional Review Coordinator, Department of Agriculture, transmitting the Department's final rule — Asian Longhorned Beetle; Removal of Quarantined Area in Illinois [Docket No. APHIS-2006-0105] received July 9, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

2436. A letter from the Congressional Review Coordinator, Department of Agriculture, transmitting the Department's final rule — Cold Treatment Regulations [Docket No. APHIS-2006-0050] received July 9, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

2437. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Indoxacarb; Pesticide Tolerance [EPA-HQ-OPP-2005-0149; FRL-8137-8] received July 10, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

2438. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Cymoxanil; Pesticide Tolerance [EPA-HQ-OPP-2006-0331; FRL-8130-5] received July 10, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

2439. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Chlorpropham, Linuron, Pebulate, Asulam, and Thiophanate-methyl; Tolerance Actions [EPA-HQ-OPP-2006-0483; FRL-8131-6] received July 10, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

2440. A letter from the Acting Deputy Administrator, Agency for International Development, transmitting a report of a violation of the Anti-Deficiency Act which occurred in the Agency for International Development, pursuant to 31 U.S.C. 1517(b); to the Committee on Appropriations.

2441. A letter from the Comptroller, Department of Defense, transmitting a report of a violation of the Antideficiency Act, Case Number 04-02, pursuant to 31 U.S.C. 1517(b); to the Committee on Appropriations.

2442. A letter from the Chief Counsel, FEMA, Department of Homeland Security, transmitting the Department's final rule — Changes in Flood Elevation Determinations [Docket No. FEMA-B-7703] received July 9, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Financial Services.

2443. A letter from the Deputy Director, Pension Benefit Guaranty Corporation, transmitting the Corporation's final rule — Benefits Payable in Terminated Single-Employer Plans; Allocation of Assets in Single-Employer Plans; Interest Assumptions for Valuing and Paying Benefits — received July 9, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Education and Labor.

2444. A letter from the Director, Regulations Policy and Mgmt. Staff, Department of Health and Human Services, transmitting the Department's final rule — Human Cells, Tissues, and Cellular and Tissue-Based Products; Donor Screening and Testing, and Related Labeling [Docket No. 1997N-0484T] received July 9, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

2445. A letter from the Regulations Coordinator, CMS, Department of Health and Human Services, transmitting the Department's "Major" final rule — Medicaid Program; Citizenship Documentation Requirements [CMS-2557-F] (RIN: 0938-A051) received July 9, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

2446. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Revisions to the Arizona State Implementation Plan, Pinal County Air Quality Control District [EPA-R09-OAR-2006-0729; FRL-8439-2] received July 10, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

2447. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Criteria for the Safe and Environmentally Protective Use of Granular Mine Tailings known as "Chat" [EPA-HQ-RCRA-2006-0097; FRL-8326-1] (RIN: 2050-AG-27) received July 10, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

2448. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Approval and Promulgation of State Air Quality Plans for Designated Facilities and Pollutants; Delaware, and West Virginia; Control of Emissions from Existing Other Solid Waste Incinerator Units [EPA-R03-OAR-2007-0354; [FRL-8338-7]] received July 10, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

2449. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Approval and Promulgation of Air Quality Implementation Plans; Virginia; Update to Materials Incorporated by Reference [VA201-5201; FRL-8336-1] received July 10, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

2450. A letter from the Director, International Cooperation, Department of Defense, transmitting Pursuant to Section 27(f) of the Arms Export Control Act and Section 1(f) of Executive Order 11958, Transmittal No. 06-07 informing of an intent to sign Research, Development, Test and Evaluation (RDT&E) Projects Memorandum of Understanding be-

tween the United States and the Republic of Korea, pursuant to 22 U.S.C. 2767(f); to the Committee on Foreign Affairs.

2451. A letter from the Assistant Legal Adviser for Treaty Affairs, Department of State, transmitting Copies of international agreements, other than treaties, entered into by the United States, pursuant to 1 U.S.C. 112b; to the Committee on Foreign Affairs.

2452. A letter from the Director, Defense Security Cooperation Agency, transmitting pursuant to section 36(b)(5)(A) of the Arms Export Control Act, relating to enhancements and upgrades from the level of sensitivity of technology or capability described in the Section 36(b)(1) AECA certification 06-70 of 27 September 2006 (Transmittal No. 0A-07); to the Committee on Foreign Affairs.

2453. A letter from the Director, Defense Security Cooperation Agency, transmitting pursuant to Section 62(a) of the Arms Export Control Act (AECA), notification concerning the Department of the Navy's proposed lease of defense articles to the Government of France (Transmittal No. 01-07); to the Committee on Foreign Affairs.

2454. A letter from the Deputy Director, Defense Security Cooperation Agency, transmitting pursuant to the reporting requirements of Section 36(b)(1) of the Arms Export Control Act, as amended, Transmittal No. 07-27, concerning the Department of the Army's proposed Letter(s) of Offer and Acceptance to Brazil for defense articles and services; to the Committee on Foreign Affairs.

2455. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting pursuant to section 36(c) and (d) of the Arms Export Control Act, certification regarding the proposed technical assistance agreement for the export of defense services, including technical data, and defense services to the Republic of Korea (Transmittal No. DDTC 044-07); to the Committee on Foreign Affairs.

2456. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting pursuant to section 36(c) and (d) of the Arms Export Control Act, certification regarding the proposed manufacturing license agreement for the manufacture of significant military equipment abroad with the Government of Germany (Transmittal No. DDTC 018-07); to the Committee on Foreign Affairs.

2457. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting pursuant to section 36(c) and (d) of the Arms Export Control Act, certification regarding the proposed manufacturing license agreement for the manufacture of significant military equipment abroad to the Republic of Korea (Transmittal No. DDTC 054-07); to the Committee on Foreign Affairs.

2458. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting pursuant to section 36(d) of the Arms Export Control Act, certification regarding the proposed manufacturing license agreement for the manufacture of significant military equipment with the Government of Japan (Transmittal No. DDTC 040-07); to the Committee on Foreign Affairs.

2459. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting pursuant to section 36(d) of the Arms Export Control Act, certification regarding the proposed manufacturing license agreement for the manufacture of significant military equipment with the Government of Japan (Transmittal No. DDTC 011-07); to the Committee on Foreign Affairs.

2460. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting pursuant to section 36(d) of the Arms Export Control Act, certification regarding the proposed manufacturing license agreement for the manufacture of significant military equipment with the Government of

Norway (Transmittal No. DDTC 021-07); to the Committee on Foreign Affairs.

2461. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting pursuant to section 36(c) of the Arms Export Control Act, certification regarding the proposed license for the export of defense articles to the Government of Colombia (Transmittal No. DDTC 038-07); to the Committee on Foreign Affairs.

2462. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting pursuant to section 36(c) of the Arms Export Control Act, certification regarding the proposed license for the export of defense articles and services to the Government of Israel (Transmittal No. DDTC 056-07); to the Committee on Foreign Affairs.

2463. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting pursuant to section 36(c) of the Arms Export Control Act, certification regarding the proposed license for the export of defense articles and services to the Government of Pakistan (Transmittal No. DDTC 025-07); to the Committee on Foreign Affairs.

2464. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting pursuant to section 36(c) of the Arms Export Control Act, certification regarding the proposed license for the export of defense articles and services to the Government of the United Arab Emirates (Transmittal No. DDTC 017-07); to the Committee on Foreign Affairs.

2465. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting pursuant to section 36(c) of the Arms Export Control Act, certification regarding the proposed license for the export of major defense equipment and defense articles to the Commonwealth of Australia (Transmittal No. DDTC 041-07); to the Committee on Foreign Affairs.

2466. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting pursuant to section 36(c) of the Arms Export Control Act, certification regarding the proposed technical assistance agreement for the export of technical data, defense services, and defense articles with the Government of Israel (Transmittal No. DDTC 015-07); to the Committee on Foreign Affairs.

2467. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting pursuant to section 36(c) of the Arms Export Control Act, re-certification of the proposed manufacturing license agreement for the manufacture of defense articles with the Government of Japan (Transmittal No. DDTC 028-07); to the Committee on Foreign Affairs.

2468. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting pursuant to section 36(c) of the Arms Export Control Act, certification of a proposed amendment to a license for the export of defense articles and services to the Government of Canada (Transmittal No. DDTC 027-07); to the Committee on Foreign Affairs.

2469. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting pursuant to section 36(c) of the Arms Export Control Act, certification regarding the proposed technical assistance agreement for defense services to the Commonwealth of Australia (Transmittal No. DDTC 023-07); to the Committee on Foreign Affairs.

2470. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting pursuant to section 3(d) of the Arms Export Control Act, certification regarding the proposed transfer of major defense equipment from the Government of Norway (Transmittal No. RSAT-10-06); to the Committee on Foreign Affairs.

2471. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting pursuant to section 3(d) of the Arms Export Control Act, certification regarding the proposed transfer of major defense equipment from the Government of Jordan (Transmittal No. RSAT-02-07); to the Committee on Foreign Affairs.

2472. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting a copy a determination made pursuant to Section 1306 of the National Defense Authorization Act for FY 2003, Pub. L. 107-314; to the Committee on Foreign Affairs.

2473. A letter from the Chairman, Council of the District of Columbia, transmitting a copy of D.C. ACT 17-70, "Safe and Stable Homes for Children and Youth Amendment Act of 2007," pursuant to D.C. Code section 1-233(c)(1); to the Committee on Oversight and Government Reform.

2474. A letter from the Director, Office of Sustainable Fisheries, NMFS, National Oceanic and Atmospheric Administration, transmitting the Administration's final rule — Atlantic Highly Migratory Species; Atlantic Bluefin Tuna Fisheries (RIN: 0648-XA57) received June 18, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Natural Resources.

2475. A letter from the Director, Statutory Import Programs Staff, Department of Commerce, transmitting the Department's final rule — Changes in the Insular Possessions Watch, Watch Movement and Jewelry Programs 2006 [Docket No. 0612243019-7062-02] (RIN: 0625-AA72) received July 10, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

2476. A letter from the Regulations Coordinator, CMS, Department of Health and Human Services, transmitting the Department's "Major" final rule — Medicaid Program; Prescription Drugs [CMS-2238-FC] (RIN: 0938-AO20) received July 9, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); jointly to the Committees on Energy and Commerce and Ways and Means.

2477. A letter from the Board Members, Railroad Retirement Board, transmitting the 2007 annual report on the financial status of the railroad unemployment insurance system, pursuant to 45 U.S.C. 369; jointly to the Committees on Transportation and Infrastructure and Ways and Means.

2478. A letter from the Board Members, Railroad Retirement Board, transmitting a report on the actuarial status of the railroad retirement system, including any recommendations for financing changes, pursuant to 45 U.S.C. 231f-1; jointly to the Committees on Ways and Means and Transportation and Infrastructure.

95.4 MESSAGE FROM THE PRESIDENT

A message in writing from the President of the United States was communicated to the House by Ms. Wanda Evans, one of his secretaries.

95.5 PROVIDING FOR CONSIDERATION OF H.R. 2956

Ms. SLAUGHTER, by direction of the Committee on Rules, called up the following resolution (H. Res. 533):

Resolved, That upon the adoption of this resolution it shall be in order to consider in the House the bill (H.R. 2956) to require the Secretary of Defense to commence the reduction of the number of United States Armed Forces in Iraq to a limited presence by April 1, 2008, and for other purposes. All points of order against the bill and against its consideration are waived except those arising under clause 9 or 10 of rule XXI. The bill shall be considered as read. The previous

question shall be considered as ordered on the bill to final passage without intervening motion except: (1) four hours of debate, with three hours equally divided and controlled by the chairman and ranking minority member of the Committee on Armed Services and one hour equally divided and controlled by the chairman and ranking minority member of the Committee on Foreign Affairs; and (2) one motion to recommit.

SEC. 2. During consideration of H.R. 2956 pursuant to this resolution, notwithstanding the operation of the previous question, the Chair may postpone further consideration of the bill to such time as may be designated by the Speaker.

When said resolution was considered.

After debate,

Ms. SLAUGHTER moved the previous question on the resolution to its adoption or rejection.

The question being put, viva voce,

Will the House now order the previous question?

The SPEAKER pro tempore, Mr. SALAZAR, announced that the yeas had it.

Mr. DREIER demanded a recorded vote on ordering the previous question, which demand was supported by one-fifth of a quorum, so a recorded vote was ordered.

The vote was taken by electronic device.

It was decided in the affirmative { Yeas ..... 225 Nays ..... 197

95.6 [Roll No. 620]

AYES—225

Table listing names of members voting AYES, including Abercrombie, Ackerman, Allen, Altmire, Andrews, Arcuri, Baca, Baird, Baldwin, Bean, Becerra, Berman, Berry, Bishop (GA), Bishop (NY), Blumenauer, Boren, Boswell, Boucher, Boyd (FL), Boyda (KS), Brady (PA), Braley (IA), Brown, Corrine, Butterfield, Capps, Capuano, Cardoza, Carnahan, Carson, Castor, Chandler, Clarke, Clay, Cleaver, Clyburn, Cohen, Conyers, Cooper, Cramer, Crowley, Cuellar, Cummings, Davis (AL), Davis (CA), Davis (IL), Davis, Lincoln, DeFazio, DeGette, Delahunt, DeLauro, Dicks, Dingell, Doggett, Donnelly, Doyle, Edwards, Ellison, Ellsworth, Emanuel, Engel, Eshoo, Etheridge, Farr, Fattah, Filner, Frank (MA), Giffords, Gillibrand, Gonzalez, Gordon, Green, Al, Green, Gene, Grijalva, Gutierrez, Hall (NY), Hare, Harman, Hastings (FL), Herseth Sandlin, Higgins, Hill, Hinchey, Hinojosa, Hirono, Hodes, Holden, Holt, Honda, Hooley, Hoyer, Inslie, Israel, Jackson (IL), Jackson-Lee (TX), Jefferson, Johnson (GA), Johnson, E. B., Jones (NC), Jones (OH), Kagen, Kanjorski, Kaptur, Kennedy, Kildee, Kilpatrick, Kind, Klein (FL), Lampson, Langevin, Lantos, Larsen (WA), Larson (CT), Lee, Levin, Lewis (GA), Lipinski, Loeb sack, Loftgren, Zoe, Lowey, Lynch, Mahoney (FL), Maloney (NY), Markey, Matheson, Matsui, McCarthy (NY), McCollum (MN), McDermott, McGovern, McIntyre, McNERNEY, McNulty, Meek (FL), Meeks (NY), Melancon, Michaud, Miller (NC), Miller, George, Mitchell, Mollohan, Moore (KS), Moore (WI), Moran (VA), Murphy (CT), Murphy, Patrick, Murtha, Nadler, Napolitano, Neal (MA), Oberstar, Obey

Table listing names of members voting NAYS, including Oliver, Ortiz, Pallone, Pascrell, Pastor, Payne, Perlmutter, Peterson (MN), Pomeroy, Price (NC), Rahall, Rangel, Reyes, Rodriguez, Ross, Rothman, Roybal-Allard, Ruppertsberger, Rush, Ryan (OH), Salazar, Sanchez, Linda T., Sanchez, Loretta, Sarbanes, Schakowsky, Schiff, Schwartz, Scott (GA), Scott (VA), Serrano, Sestak, Shea-Porter, Sherman, Shuler, Sires, Skelton, Slaughter, Smith (WA), Snyder, Solis, Space, Spratt, Stupak, Sutton, Tanner, Tauscher, Taylor, Thompson (CA), Thompson (MS), Tierney, Towns, Udall (CO), Udall (NM), Van Hollen, Velázquez, Visclosky, Walz (MN), Wasserman, Schultz, Waters, Watson, Watt, Waxman, Weiner, Welch (VT), Wexler, Wilson (OH), Woolsey, Wu, Wynn, Yarmuth

NOES—197

Table listing names of members voting NOES, including Aderholt, Akin, Alexander, Bachmann, Bachus, Baker, Barrett (SC), Barrow, Bartlett (MD), Barton (TX), Biggert, Bilbray, Bilirakis, Bishop (UT), Blackburn, Blunt, Boehner, Bonner, Bono, Boozman, Boustany, Brady (TX), Brown (SC), Brown-Waite, Ginny, Buchanan, Burgess, Burton (IN), Buyer, Calvert, Camp (MI), Campbell (CA), Cannon, Cantor, Capito, Carney, Carter, Castle, Chabot, Coble, Cole (OK), Conaway, Crenshaw, Culberson, Davis (KY), Davis, David, Davis, Tom, Deal (GA), Dent, Diaz-Balart, L., Diaz-Balart, M., Doolittle, Drake, Dreier, Duncan, Ehlers, Emerson, English (PA), Everett, Fallin, Feeney, Ferguson, Flake, Forbes, Fortenberry, Fossella, Foxx, Franks (AZ), Frelinghuysen, Gallegly, Garrett (NJ), Gerlach, Gilchrest, Gillmor, Gingrey, Gohmert, Goode, Goodlatte, Granger, Graves, Hall (TX), Hastert, Hastings (WA), Hayes, Heller, Hensarling, Herger, Hobson, Hoekstra, Hulshof, Hunter, Inglis (SC), Issa, Johnson (IL), Johnson, Sam, Keller, King (IA), King (NY), Kingston, Kirk, Kline (MN), Knollenberg, Kuhl (NY), LaHood, Lamborn, Latham, LaTourette, Lewis (CA), Lewis (KY), Linder, LoBiondo, Lucas, Lungren, Daniel E., Mack, Manullo, Marchant, Marshall, McCarthy (CA), McCaul (TX), McCotter, McCrery, McHenry, McHugh, McKeon, McMorris, Rodgers, Mica, Miller (FL), Miller (MI), Miller, Gary, Moran (KS), Murphy, Tim, Musgrave, Myrick, Neugebauer, Nunes, Paul, Pearce, Pence, Peterson (PA), Petri, Pickering, Pitts, Platts, Poe, Porter, Price (GA), Pryce (OH), Putnam, Radanovich, Ramstad, Regula, Rehberg, Reichert, Renzi, Reynolds, Rogers (AL), Rogers (KY), Rogers (MI), Rohrabacher, Ros-Lehtinen, Roskam, Royce, Ryan (WI), Sali, Saxton, Schmidt, Sensenbrenner, Sessions, Shadegg, Shays, Shimkus, Shuster, Simpson, Smith (NE), Smith (NJ), Smith (TX), Souder, Stearns, Sullivan, Terry, Thornberry, Tiahrt, Tiberi, Turner, Upton, Walberg, Walden (OR), Walsh (NY), Wamp, Weldon (FL), Weller, Westmoreland, Whitfield, Wicker, Wilson (NM), Wilson (SC), Wolf, Young (FL), Berkley, Cubin, Davis, Jo Ann, Jindal, Jordan, Kucinich, Stark, Tancredo, Young (AK)

NOT VOTING—9

So the previous question on the resolution was ordered.

The question being put, viva voce,

Will the House agree to said resolution?

The SPEAKER pro tempore, Mr. SALAZAR, announced that the yeas had it.

Mr. DREIER demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The vote was taken by electronic device.

It was decided in the { Yeas ..... 221  
affirmative ..... { Nays ..... 196

¶95.7 [Roll No. 621]

YEAS—221

- Abercrombie
- Ackerman
- Allen
- Altmire
- Andrews
- Arcuri
- Baca
- Baldwin
- Barrow
- Bean
- Becerra
- Berman
- Berry
- Bishop (GA)
- Bishop (NY)
- Blumenauer
- Boren
- Boswell
- Boucher
- Boyd (FL)
- Boyda (KS)
- Brady (PA)
- Braley (IA)
- Brown, Corrine
- Butterfield
- Capps
- Capuano
- Cardoza
- Carnahan
- Carson
- Castor
- Chandler
- Clarke
- Clay
- Cleaver
- Clyburn
- Cohen
- Conyers
- Cooper
- Costa
- Costello
- Courtney
- Cramer
- Crowley
- Cuellar
- Cummings
- Davis (AL)
- Davis (CA)
- Davis (IL)
- Davis, Lincoln
- DeFazio
- DeGette
- Delahunt
- DeLauro
- Dicks
- Dingell
- Doggett
- Donnelly
- Doyle
- Edwards
- Ellison
- Ellsworth
- Emanuel
- Engel
- Eshoo
- Etheridge
- Farr
- Fattah
- Filner
- Frank (MA)
- Giffords
- Gillibrand
- Gonzalez
- Gordon
- Green, Al
- Green, Gene
- Grijalva
- Gutierrez
- Hall (NY)
- Hare
- Harman
- Hastings (FL)
- Herseth Sandlin
- Higgins
- Hill
- Hinchev
- Hinojosa
- Hirono
- Hodes
- Holden
- Holt
- Honda
- Hooley
- Hoyer
- Inslee
- Israel
- Jackson (IL)
- Jackson-Lee
- (TX)
- Jefferson
- Johnson (GA)
- Johnson, E. B.
- Jones (OH)
- Kagen
- Kanjorski
- Kaptur
- Kennedy
- Kildee
- Kilpatrick
- Kind
- Klein (FL)
- Lampson
- Langevin
- Lantos
- Courtney
- Larsen (WA)
- Larson (CT)
- Lee
- Levin
- Lewis (GA)
- Lipinski
- Loebsack
- Lofgren, Zoe
- Lowey
- Lynch
- Mahoney (FL)
- Maloney (NY)
- Markey
- Matheson
- Matsui
- McCarthy (NY)
- McCollum (MN)
- McDermott
- Doyle
- McGovern
- McIntyre
- McNerney
- McNulty
- Meek (FL)
- Meeks (NY)
- Melancon
- Michaud
- Miller (NC)
- Miller, George
- Mitchell
- Mollohan
- Moore (KS)
- Moore (WI)
- Moran (VA)
- Murphy (CT)
- Murphy, Patrick
- Murtha
- Nader
- Napolitano
- Neal (MA)
- Oberstar
- Obey
- Oliver
- Ortiz
- Pallone
- Pascarell
- Pastor
- Payne
- Perlmutter
- Peterson (MN)
- Pomeroy
- Price (NC)
- Rahall
- Rangel
- Reyes
- Rodriguez
- Ross
- Rothman
- Roybal-Allard
- Ruppersberger
- Rush
- Ryan (OH)
- Salazar
- Sanchez, Linda T.
- Sanchez, Loretta
- Sarbanes
- Schakowsky
- Schiff
- Schwartz
- Scott (GA)
- Scott (VA)
- Serrano
- Shea-Porter
- Sherman
- Shuler
- Sires
- Skelton
- Slaughter
- Smith (WA)
- Snyder
- Solis
- Space
- Spratt
- Stupak
- Sutton
- Tanner
- Tauscher
- Thompson (CA)
- Thompson (MS)
- Tierney
- Towns
- Udall (CO)
- Udall (NM)
- Van Hollen
- Velázquez
- Visclosky
- Walz (MN)
- Wasserman
- Schultz
- Waters
- Watson
- Watt
- Waxman
- Weiner

- Welch (VT)
- Wexler
- Aderholt
- Akin
- Alexander
- Bachmann
- Bachus
- Baird
- Baker
- Barrett (SC)
- Bartlett (MD)
- Barton (TX)
- Biggert
- Bilbray
- Bilirakis
- Bishop (UT)
- Blackburn
- Blunt
- Boehner
- Bonner
- Bono
- Boozman
- Boustany
- Brady (TX)
- Brown (SC)
- Brown-Waite, Ginny
- Buchanan
- Burgess
- Burton (IN)
- Buyer
- Calvert
- Camp (MI)
- Campbell (CA)
- Cannon
- Cantor
- Capito
- Carney
- Carter
- Castle
- Chabot
- Coble
- Conaway
- Crenshaw
- Culberson
- Davis (KY)
- Davis, David
- Davis, Tom
- Deal (GA)
- Dent
- Diaz-Balart, L.
- Diaz-Balart, M.
- Doolittle
- Drake
- Dreier
- Duncan
- Ehlers
- Emerson
- English (PA)
- Everett
- Ferrel
- Feeney
- Ferguson
- Flake
- Forbes
- Fortenberry
- Fossella
- Fox
- Franks (AZ)
- Berkley
- Cole (OK)
- Cubin
- Davis, Jo Ann
- Jindal
- Kucinich
- Lewis (CA)
- Musgrave
- Pickering
- Saxton
- Frelinghuysen
- Galleghy
- Garrett (NJ)
- Gerlach
- Gilchrest
- Gillmor
- Gingrey
- Gohmert
- Goode
- Goodlatte
- Granger
- Graves
- Hall (TX)
- Hastert
- Hastings (WA)
- Hayes
- Heller
- Hensarling
- Herger
- Hobson
- Hoekstra
- Hulshof
- Hunter
- Inglis (SC)
- Issa
- Johnson (IL)
- Johnson, Sam
- Jones (NC)
- Jordan
- Keller
- King (IA)
- King (NY)
- Kingston
- Kirk
- Kline (MN)
- Knollenberg
- Kuhl (NY)
- LaHood
- Lamborn
- Latham
- LaTourette
- Lewis (KY)
- Linder
- LoBiondo
- Lucas
- Lungren, Daniel E.
- Mack
- Manzullo
- Marchant
- Marshall
- McCarthy (CA)
- McCaul (TX)
- McCotter
- McCoy
- McHenry
- McHugh
- McKeon
- McMorris
- Rodgers
- Mica
- Miller (FL)
- Miller (MI)
- Miller, Gary
- Moran (KS)
- Murphy, Tim
- Myrick
- Woolsey
- Wu
- NAYS—196

NOT VOTING—14

- Wynn
- Yarmuth
- Neugebauer
- Nunes
- Paul
- Pearce
- Pence
- Peterson (PA)
- Petri
- Pitts
- Platts
- Poe
- Porter
- Price (GA)
- Price (OH)
- Putnam
- Radanovich
- Ramstad
- Regula
- Rehberg
- Reichert
- Renzi
- Reynolds
- Rogers (AL)
- Rogers (KY)
- Rogers (MI)
- Rohrabacher
- Ros-Lehtinen
- Roskam
- Royce
- Ryan (WI)
- Sali
- Schmidt
- Sensenbrenner
- Sessions
- Sestak
- Shadegg
- Shays
- Shimkus
- Shuster
- Simpon
- Smith (NE)
- Smith (NJ)
- Smith (TX)
- Souder
- Stearns
- Sullivan
- Taylor
- Terry
- Thornberry
- Tiaht
- Tiberi
- Turner
- Upton
- Walberg
- Walden (OR)
- Walsh (NY)
- Wamp
- Weldon (FL)
- Weller
- Westmoreland
- Whitfield
- Wicker
- Wilson (NM)
- Wilson (SC)
- Wolf
- Young (FL)
- Stark
- Tancredo
- Wilson (OH)
- Young (AK)

So the resolution was agreed to.  
A motion to reconsider the vote whereby said resolution was agreed to was, by unanimous consent, laid on the table.

¶95.8 APPROVAL OF THE JOURNAL— UNFINISHED BUSINESS

The SPEAKER pro tempore, Mr. SALAZAR, pursuant to clause 8, rule XX, announced the unfinished business to be the question on agreeing to the Chair's approval of the Journal of Wednesday, July 11, 2007.

The question being put,  
Will the House agree to the Chair's approval of said Journal?

The roll was called under clause 6, rule XX, and the call was taken by electronic device.

When there appeared .... { Yeas ..... 240  
Nays ..... 178  
Answered present 1

¶95.9 [Roll No. 622]

YEAS—240

- Abercrombie
- Ackerman
- Aderholt
- Akin
- Alexander
- Allen
- Andrews
- Arcuri
- Baca
- Baldwin
- Bean
- Becerra
- Berman
- Berry
- Biggert
- Bilbray
- Bishop (GA)
- Bishop (NY)
- Blumenauer
- Bono
- Boozman
- Boswell
- Boucher
- Boyd (FL)
- Brady (PA)
- Braley (IA)
- Brown, Corrine
- Butterfield
- Capito
- Capps
- Capuano
- Cardoza
- Carnahan
- Carson
- Castor
- Chandler
- Clarke
- Clay
- Cleaver
- Clyburn
- Cohen
- Conyers
- Cooper
- Costa
- Costello
- Courtney
- Crenshaw
- Crowley
- Cummings
- Davis (AL)
- Davis (CA)
- Davis (IL)
- Davis, Lincoln
- Davis, Tom
- DeFazio
- DeGette
- Delahunt
- DeLauro
- Dent
- Dicks
- Dingell
- Doggett
- Doolittle
- Doyle
- Edwards
- Ellison
- Emanuel
- Emerson
- Engel
- Eshoo
- Etheridge
- Farr
- Fattah
- Filner
- Fortenberry
- Frank (MA)
- Gillmor
- Gonzalez
- Goodlatte
- Gordon
- Green, Al
- Green, Gene
- Grijalva
- Gutierrez
- Hall (NY)
- Hare
- Harman
- Hastings (FL)
- Hastings (WA)
- Higgins
- Hill
- Hinchev
- Hinojosa
- Hirono
- Hodes
- Holden
- Holt
- Honda
- Hooley
- Hoyer
- Hulshof
- Inslee
- Israel
- Jackson (IL)
- Jackson-Lee
- (TX)
- Jefferson
- Johnson (GA)
- Johnson (IL)
- Johnson, E. B.
- Jones (NC)
- Jones (OH)
- Kanjorski
- Carson
- Castle
- Castor
- Clarke
- Clay
- Cleaver
- Clyburn
- Coble
- Cohen
- Conyers
- Cooper
- Costa
- Costello
- Courtney
- Crenshaw
- Crowley
- Cummings
- Davis (AL)
- Davis (CA)
- Davis (IL)
- Davis, Lincoln
- Davis, Tom
- DeFazio
- DeGette
- Delahunt
- DeLauro
- Dent
- Dicks
- Dingell
- Doggett
- Doolittle
- Doyle
- Edwards
- Ellison
- Emanuel
- Emerson
- Engel
- Eshoo
- Etheridge
- Farr
- Fattah
- Filner
- Fortenberry
- Frank (MA)
- Gillmor
- Gonzalez
- Napolitano
- Neal (MA)
- Oberstar
- Obey
- Oliver
- Ortiz
- Pallone
- Pascarell
- Paul
- Payne
- Petri
- Pickering
- Pomeroy
- Price (NC)
- Rahall
- Rangel
- Rehberg
- Reyes
- Reynolds
- Rodriguez
- Ross
- Rothman
- Roybal-Allard
- Ruppersberger
- Rush
- Ryan (OH)
- Salazar
- Sanchez, Linda T.
- Sanchez, Loretta
- Sarbanes
- Schakowsky
- Schiff
- Schwartz
- Scott (GA)
- Scott (VA)
- Serrano
- Shea-Porter
- Sherman
- Shimkus
- Sires
- Skelton
- Smith (WA)
- Snyder
- Solis
- Souder
- Spratt
- Stark
- Sutton
- Tanner
- Tauscher
- Taylor
- Terry
- Thompson (MS)
- Thornberry
- Tiaht
- Tierney
- Towns
- Udall (NM)
- Van Hollen
- Velázquez
- Visclosky
- Walsh (NY)
- Wasserman
- Schultz
- Waters
- Watson
- Watt
- Waxman
- Weyner
- Wynn

NAYS—178

- Altmire
- Bachus
- Baird
- Barrett (SC)
- Barrow
- Bartlett (MD)
- Barton (TX)
- Bilirakis
- Bishop (UT)

Blackburn	Goode	Pearce
Blunt	Granger	Pence
Boehner	Hunter	Perlmutter
Bonner	Hall (TX)	Peterson (MN)
Boren	Hastert	Peterson (PA)
Boustany	Hayes	Pitts
Boyd (KS)	Heller	Platts
Brady (TX)	Hensarling	Poe
Brown (SC)	Herger	Porter
Brown-Waite,	Herseht Sandlin	Price (GA)
Ginny	Hobson	Pryce (OH)
Buchanan	Hoekstra	Putnam
Burgess	Hunter	Radanovich
Burton (IN)	Inglis (SC)	Ramstad
Buyer	Issa	Regula
Calvert	Johnson, Sam	Reichert
Camp (MI)	Jordan	Renzi
Campbell (CA)	Kagen	Rogers (AL)
Cannon	Keller	Rogers (KY)
Cantor	King (IA)	Rogers (MI)
Carney	King (NY)	Rohrabacher
Carter	Kirk	Ros-Lehtinen
Chabot	Kline (MN)	Roskam
Chandler	Knollenberg	Royce
Cole (OK)	LaHood	Ryan (WI)
Conaway	Lamborn	Sali
Cramer	Larsen (WA)	Saxton
Cuellar	Latham	Schmidt
Culberson	Lewis (CA)	Sensenbrenner
Davis (KY)	Lewis (KY)	Shadegg
Davis, David	Linder	Shays
Deal (GA)	LoBiondo	Shuler
Diaz-Balart, L.	Lucas	Shuster
Diaz-Balart, M.	Lungren, Daniel	Smith (NE)
Donnelly	E.	Smith (NJ)
Drake	Mahoney (FL)	Smith (TX)
Dreier	Manzullo	Space
Duncan	Marchant	Stearns
Ehlers	Matheson	Stupak
Ellsworth	McCarthy (CA)	Sullivan
English (PA)	McCotter	Thompson (CA)
Fallin	McCreery	Tiberi
Feehey	McHenry	Turner
Ferguson	McHugh	Udall (CO)
Flake	McKeon	Upton
Forbes	Melancon	Walberg
Fossella	Mica	Walden (OR)
Fox	Miller (FL)	Walz (MN)
Franks (AZ)	Miller (MI)	Wamp
Frelinghuysen	Miller, Gary	Weldon (FL)
Gallely	Moore (KS)	Weller
Garrett (NJ)	Moran (KS)	Westmoreland
Gerlach	Musgrave	Wicker
Giffords	Myrick	Wolf
Gilchrest	Neugebauer	Wu
Gillibrand	Nunes	Yarmuth
Gingrey	Pastor	Young (FL)

ANSWERED "PRESENT"—1

Gohmert

NOT VOTING—12

Berkley	Kucinich	Simpson
Cubin	Marshall	Slaughter
Davis, Jo Ann	McNerney	Tancredo
Jindal	Murphy, Tim	Young (AK)

So the Journal was approved.

195.10 ARMED FORCES IN IRAQ REDUCTION

On motion of Mr. SKELTON, pursuant to House Resolution 533, called up for consideration the bill (H.R. 2956) to require the Secretary of Defense to commence the reduction of the number of United States Armed Forces in Iraq to a limited presence by April 1, 2008, and for other purposes.

Pending consideration of said bill.

Pursuant to House Resolution 533, the SPEAKER pro tempore, Mr. CARDOZA, recognized Messrs. SKELTON, and HUNTER, for 90 minutes each and Mr. LANTOS, and Ms. ROS-LEHTINEN, for 30 minutes each.

When said bill was considered.

After debate,

The previous question having been ordered by said resolution.

The bill was ordered to be engrossed and read a third time, was read a third time by title.

Mrs. WILSON of New Mexico, moved to recommit the bill to the Committee on Armed Services with instructions to report the bill back to the House forthwith with the following amendment:

Strike all after the enacting clause and insert the following:

SEC. 1. ELECTRONIC SURVEILLANCE.

Section 101(f) of the Foreign Intelligence Surveillance Act of 1978 (50 U.S.C. 1801(f)) is amended to read as follows:

"(f) 'Electronic surveillance' means—

"(1) the installation or use of an electronic, mechanical, or other surveillance device for acquiring information by intentionally directing surveillance at a particular known person who is reasonably believed to be in the United States under circumstances in which that person has a reasonable expectation of privacy and a warrant would be required for law enforcement purposes; or

"(2) the intentional acquisition of the contents of any communication under circumstances in which a person has a reasonable expectation of privacy and a warrant would be required for law enforcement purposes, if both the sender and all intended recipients are reasonably believed to be located within the United States."

Pending consideration of said motion.

195.11 POINT OF ORDER

Mr. SKELTON made a point of order against the motion to recommit with instructions, and said:

"Mr. Speaker, I raise the point of order that the motion to recommit that was just handed to me moments ago, a motion to recommit with instructions, relates to electronic surveillance and is not germane to the bill in front of us, which deals with Iraq, and I claim the point of order that it is not germane and should be stricken."

Mrs. WILSON of New Mexico, was recognized to speak to the point of order and said:

"This motion to recommit would do one very simple and vital thing that is critical to the security of this country, more critical than the underlying resolution itself, and I am begging you and pleading with you to take up this issue.

"The motion to recommit would do a very simple thing. It would say that the United States can listen to phone conversations of terrorists overseas without a warrant. Why does that matter? It matters because intelligence is the first line of defense in the war on terror, and we are now knowingly operating with our fingers in our ears and our hands over our eyes.

"Recent testimony in front of this Congress by Director McConnell—"

Mr. SKELTON was further recognized and said:

"The gentlelady is not addressing the point of order. She's giving a closing argument. I urge the Chair to rule that she must confine her remarks to the point of order that I have raised."

The SPEAKER pro tempore, Mr. POMEROY, spoke and said:

"The Chair reminds the gentlewoman that debate on the point of order must address the point of order and only the point of order."

Mrs. WILSON of New Mexico, was further recognized and said:

"My remarks will be confined to the importance of the point of order and its germaneness.

"Director of National Intelligence McConnell recently said in testimony to this House that we are actually missing a significant portion of what we should be getting. That is true not only in Iraq and Afghanistan but for the war on terror in its whole.

"This is critical to the security of this country."

The SPEAKER pro tempore, Mr. POMEROY, spoke and said:

"The gentlewoman from New Mexico is once again reminded that the remarks on the point of order must be confined to the point of order."

Mrs. WILSON of New Mexico, was further recognized and said:

"Thank you, Mr. Speaker. That is what I am attempting to do.

"The question in the point of order has to do with germaneness and the relevance of my motion to recommit to the underlying bill with respect to the Iraq resolution. That is what I'm trying to explain to the House. If my colleague from Missouri would give me a little latitude, I will continue to explain."

The SPEAKER pro tempore, Mr. POMEROY, spoke and said:

"The gentlewoman's remarks are not confined to the point of order at issue before this House."

Mrs. WILSON of New Mexico, was further recognized and said:

"Thank you, Mr. Speaker.

"We have a responsibility in this House to do things that matter, the things that are in our lap and our responsibility. There is something squarely in the lap of this House, and it is our responsibility to deal with the national security matters at hand.

"We all remember where we were on the morning of 9/11 and what we were doing, who we were with."

Mr. SKELTON was further recognized and said:

"I, again, urge the Chair to request the gentlelady to address the point of order, that this is not germane to the bill regarding Iraq that is before us."

The SPEAKER pro tempore, Mr. POMEROY, spoke and said:

"The gentlewoman is once again advised that the remarks on the point of order must confine themselves closely to the point of order. If not, the Chair will recognize other Members to speak on a point of order. If no others seek recognition, the Chair will rule.

"Does the gentlewoman from New Mexico wish to proceed?"

Mrs. WILSON of New Mexico, was further recognized and said:

"Thank you, Mr. Speaker. I would wish to proceed.

"The question of germaneness is very important here. The reality is that this underlying bill deals with an issue of national security vital to this country, and the most important vital issue that this body must deal with today is to make sure we have the ability to listen to our enemies. That is the first line of defense in the war on terror, and that is what we are willfully ignoring.

"I would urge my colleagues to vote for the motion to recommit, and if this point of order is sustained, I would ask my colleagues to vote to challenge the ruling of the Chair."

The SPEAKER pro tempore, Mr. POMEROY, sustained the point of order and said:

"The gentleman makes a point of order that the instructions contained in the motion to recommit offered by the gentlewoman from New Mexico are not germane.

"Clause 7 of rule XVI, the germaneness rule, provides that no proposition on a "subject different from that under consideration shall be admitted under color of amendment."

"One of the central tenets of the germaneness rule is that an amendment should be within the jurisdiction of the committees whose jurisdiction is reflected in the bill.

"The bill, H.R. 2956, was referred to the Committees on Armed Services and Foreign Affairs.

"The instructions in the motion to recommit offered by the gentlewoman from New Mexico address the Foreign Intelligence Surveillance Act of 1978, a law within the jurisdictions of the Committee on the Judiciary and the Permanent Select Committee on Intelligence.

"Because they address a matter outside the jurisdictions broached by the bill, the instructions in the motion to recommit are not germane.

"The point of order is sustained. The motion is not in order."

Mrs. WILSON of New Mexico, appealed the ruling of the Chair.

The question being stated,

Will the decision of the Chair stand as the judgment of the House?

Mr. SKELTON moved to lay the appeal on the table.

The question being put, viva voce,

Will the House lay on the table the appeal of the ruling of the Chair?

The SPEAKER pro tempore, Mr. POMEROY, announced that the yeas had it.

Mrs. WILSON of New Mexico, demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The vote was taken by electronic device.

It was decided in the { Yeas ..... 224  
affirmative ..... { Nays ..... 197

¶95.12 [Roll No. 623]  
YEAS—224

Abercrombie	Bishop (NY)	Carson
Ackerman	Blumenauer	Castor
Allen	Boren	Chandler
Altmire	Boswell	Clarke
Andrews	Boucher	Clay
Arcuri	Boyd (FL)	Cleaver
Baca	Boyd (KS)	Clyburn
Baird	Brady (PA)	Cohen
Baldwin	Brale (IA)	Cooper
Barrow	Brown, Corrine	Costa
Bean	Butterfield	Costello
Becerra	Capps	Courtney
Berman	Capuano	Cramer
Berry	Cardoza	Crowley
Bishop (GA)	Carnahan	Cuellar

Cummings	Kildee
Davis (AL)	Kilpatrick
Davis (CA)	Kind
Davis, Lincoln	Klein (FL)
DeFazio	Kucinich
DeGette	Lampson
Delahunt	Langevin
DeLauro	Lantos
Dicks	Larsen (WA)
Dingell	Larson (CT)
Doggett	Lee
Donnelly	Levin
Doyle	Lewis (GA)
Edwards	Lipinski
Ellison	Loeb
Ellsworth	Loeb
Emanuel	Lofgren, Zoe
Engel	Lynch
Eshoo	Mahoney (FL)
Etheridge	Maloney (NY)
Farr	Markey
Fattah	Matheson
Filner	Matsui
Frank (MA)	McCarthy (NY)
Giffords	McCollum (MN)
Gillibrand	McDermott
Gonzalez	McGovern
Gonzalez	McIntyre
Gordon	McNerney
Green, Al	McNulty
Green, Gene	Meek (FL)
Grijalva	Meeke (NY)
Gutierrez	Melancon
Hall (NY)	Michaud
Hare	Miller (NC)
Harman	Miller, George
Hastings (FL)	Mitchell
Herseth Sandlin	Mollohan
Higgins	Moore (KS)
Hill	Moore (WI)
Hinchee	Moran (VA)
Hinojosa	Murphy (CT)
Hirono	Murphy, Patrick
Hodes	Murtha
Holden	Nadler
Holt	Napolitano
Honda	Neal (MA)
Hooley	Oberstar
Hoyer	Obey
Inslie	Oliver
Israel	Ortiz
Jackson (IL)	Pallone
Jackson-Lee	Pascrell
(TX)	Pastor
Jefferson	Payne
Johnson (GA)	Perlmutter
Johnson, E. B.	Peterson (MN)
Jones (OH)	Pomeroy
Kagen	Price (NC)
Kanjorski	Rahall
Kaptur	Rangel
Kennedy	Reyes

NAYS—197

Aderholt	Chabot
Akin	Coble
Alexander	Cole (OK)
Bachmann	Conaway
Bachus	Crenshaw
Baker	Culberson
Barrett (SC)	Davis (KY)
Bartlett (MD)	Davis, David
Barton (TX)	Davis, Tom
Biggart	Deal (GA)
Bilbray	Dent
Bilirakis	Diaz-Balart, L.
Bishop (UT)	Diaz-Balart, M.
Blackburn	Doolittle
Blunt	Drake
Boehner	Dreier
Bonner	Duncan
Bono	Ehlers
Boozman	Emerson
Boustany	English (PA)
Brady (TX)	Everett
Brown (SC)	Fallin
Brown-Waite,	Feeney
Ginny	Ferguson
Buchanan	Flake
Burgess	Forbes
Burton (IN)	Fortenberry
Buyer	Fossella
Calvert	Fox
Camp (MI)	Franks (AZ)
Campbell (CA)	Frelinghuysen
Cannon	Galleghy
Cantor	Garrett (NJ)
Capito	Gerlach
Berman	Gilchrist
Berry	Gillmor
Bishop (GA)	Castle

Rodriguez	LoBiondo
Ross	Lucas
Rothman	Lungren, Daniel
Roybal-Allard	E.
Ruppersberger	Mack
Rush	Manzullo
Ryan (OH)	Marchant
Salazar	Marshall
Sánchez, Linda	McCarthy (CA)
T.	McCaul (TX)
Sanchez, Loretta	McCotter
Sarbanes	McCrery
Schakowsky	McHenry
Schiff	McHugh
Schwartz	McKeon
Scott (GA)	McMorris
Scott (VA)	Rodgers
Serrano	Mica
Sestak	Miller (FL)
Shea-Porter	Miller (MI)
Sherman	Miller, Gary
Shuler	Moran (KS)
Sires	Murphy, Tim
Skelton	Musgrave
Slaughter	Myrick
Smith (WA)	Neugebauer
Snyder	Nunes
Solis	Pearce
Space	Pence
Spratt	Peterson (PA)
Stark	
Stupak	Berkley
Sutton	Conyers
Tanner	Cubin
Tauscher	Davis (IL)
Taylor	
Mollohan	Thompson (CA)
Thompson (MS)	
Tierney	
Towns	
Udall (CO)	
Udall (NM)	
Van Hollen	
Velázquez	
Visclosky	
Walz (MN)	
Wasserman	
Schultz	
Waters	
Watson	
Watt	
Waxman	
Weiner	
Welch (VT)	
Wexler	
Wilson (OH)	
Woolsey	
Wu	
Wynn	
Yarmuth	

Petri	Shays
Pickering	Shimkus
Pitts	Shuster
Platts	Simpson
Poe	Smith (NE)
Porter	Smith (NJ)
Price (GA)	Smith (TX)
Pryce (OH)	Souder
Putnam	Stearns
Radanovich	Sullivan
Ramstad	Terry
Regula	Thornberry
Rehberg	Tiahrt
Reichert	Tiberi
Renzi	Turner
Reynolds	Upton
Rogers (AL)	Walberg
Rogers (KY)	Walden (OR)
Rogers (MI)	Walsh (NY)
Rohrabacher	Wamp
Ros-Lehtinen	Weldon (FL)
Roskam	Weller
Royce	Westmoreland
Ryan (WI)	Whitfield
Sali	Wicker
Saxton	Wilson (NM)
Schmidt	Wilson (SC)
Sensenbrenner	Wolf
Sessions	Young (FL)
Shadegg	

NOT VOTING—10

Davis, Jo Ann	Tancredo
Jindal	Young (AK)
Lowey	
Paul	

So the motion to lay the appeal on the table was agreed to.

A motion to reconsider the vote whereby said motion was agreed to was, by unanimous consent, laid on the table.

The question being put, viva voce,  
Will the House pass said bill?

The SPEAKER pro tempore, Mr. POMEROY, announced that the yeas had it.

Mr. SKELTON demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The vote was taken by electronic device.

It was decided in the { Yeas ..... 223  
affirmative ..... { Nays ..... 201

¶95.13 [Roll No. 624]  
YEAS—223

Abercrombie	Cleaver	Fattah
Ackerman	Clyburn	Filner
Allen	Cohen	Frank (MA)
Altmire	Cooper	Giffords
Andrews	Costa	Gilchrest
Arcuri	Costello	Gillibrand
Baca	Courtney	Gonzalez
Baird	Cramer	Gordon
Baldwin	Crowley	Green, Al
Bean	Cuellar	Green, Gene
Becerra	Cummings	Grijalva
Berman	Davis (AL)	Gutierrez
Berry	Davis (CA)	Hall (NY)
Bishop (GA)	Davis (IL)	Hare
Bishop (NY)	Davis, Lincoln	Harman
Blumenauer	DeFazio	Hastings (FL)
Boswell	DeGette	Herseth Sandlin
Boucher	Delahunt	Higgins
Boyd (FL)	DeLauro	Hill
Boyd (KS)	Dicks	Hinchee
Brady (PA)	Dingell	Hinojosa
Brale (IA)	Doggett	Hirono
Brown, Corrine	Donnelly	Hodes
Butterfield	Doyle	Holt
Capps	Duncan	Honda
Capuano	Edwards	Hooley
Cardoza	Ellison	Hoyer
Carnahan	Emanuel	Inslie
Carson	Emerson	Israel
Castor	Engel	Jackson (IL)
Chandler	Eshoo	Jackson-Lee
Clarke	Etheridge	(TX)
Clay	Farr	Jefferson



Johnson (GA)	Mollohan	Serrano
Johnson, E. B.	Moore (KS)	Sestak
Jones (NC)	Moore (WI)	Shea-Porter
Jones (OH)	Moran (VA)	Sherman
Kagen	Murphy (CT)	Shuler
Kanjorski	Murphy, Patrick	Sires
Kaptur	Murtha	Skelton
Kennedy	Nadler	Slaughter
Kildee	Napolitano	Smith (WA)
Kilpatrick	Neal (MA)	Solis
Kind	Oberstar	Space
Klein (FL)	Obey	Spratt
Lampson	Olver	Stark
Langevin	Ortiz	Stupak
Lantos	Pallone	Sutton
Larsen (WA)	Pascrell	Tanner
Larson (CT)	Pastor	Tauscher
Lee	Payne	Thompson (CA)
Levin	Pelosi	Thompson (MS)
Lewis (GA)	Perlmutter	Tierney
Lipinski	Peterson (MN)	Towns
Loebsock	Pomeroy	Udall (CO)
Lofgren, Zoe	Price (NC)	Udall (NM)
Lowey	Rahall	Van Hollen
Lynch	Rangel	Velázquez
Mahoney (FL)	Reyes	Visclosky
Maloney (NY)	Rodriguez	Walz (MN)
Markey	Ross	Wasserman
Matsui	Rothman	Schultz
McCarthy (NY)	Roybal-Allard	Waters
McCollum (MN)	Ruppersberger	Watson
McDermott	Rush	Watt
McGovern	Ryan (OH)	Waxman
McIntyre	Salazar	Weiner
McNerney	Sánchez, Linda	Welch (VT)
McNulty	T.	Wexler
Meek (FL)	Sanchez, Loretta	Wilson (OH)
Meeks (NY)	Sarbanes	Woolsey
Melancon	Schakowsky	Wu
Michaud	Schiff	Wynn
Miller (NC)	Schwartz	Yarmuth
Miller, George	Scott (GA)	
Mitchell	Scott (VA)	

NAYS—201

Aderholt	Ehlers	Lewis (KY)
Akin	Ellsworth	Linder
Alexander	English (PA)	LoBiondo
Bachmann	Everett	Lucas
Bachus	Fallin	Lungren, Daniel
Baker	Feeney	E.
Barrett (SC)	Ferguson	Mack
Barrow	Flake	Manzullo
Bartlett (MD)	Forbes	Marchant
Barton (TX)	Fortenberry	Marshall
Biggert	Fossella	Matheson
Bilbray	Fox	McCarthy (CA)
Bilirakis	Franks (AZ)	McCaul (TX)
Bishop (UT)	Frelinghuysen	McCotter
Blackburn	Gallegly	McCrery
Blunt	Garrett (NJ)	McHenry
Boehner	Gerlach	McHugh
Bonner	Gillmor	McKeon
Bono	Gingrey	McMorris
Boozman	Gohmert	Rodgers
Boren	Goode	Mica
Boustany	Goodlatte	Miller (FL)
Brady (TX)	Granger	Miller (MI)
Brown (SC)	Graves	Miller, Gary
Brown-Waite,	Hall (TX)	Moran (KS)
Ginny	Hastert	Murphy, Tim
Buchanan	Hastings (WA)	Musgrave
Burgess	Hayes	Myrick
Burton (IN)	Heller	Neugebauer
Buyer	Hensarling	Nunes
Calvert	Herge	Pearce
Camp (MI)	Hobson	Pence
Campbell (CA)	Hoekstra	Peterson (PA)
Cannon	Holden	Petri
Cantor	Hulshof	Pickering
Capito	Hunter	Pitts
Carney	Inglis (SC)	Platts
Carter	Issa	Poe
Castle	Johnson (IL)	Porter
Chabot	Johnson, Sam	Price (GA)
Coble	Jordan	Pryce (OH)
Cole (OK)	Keller	Putnam
Conaway	King (IA)	Radanovich
Crenshaw	King (NY)	Ramstad
Culberson	Kingston	Regula
Davis (KY)	Kirk	Rehberg
Davis, David	Kline (MN)	Reichert
Davis, Tom	Knollenberg	Renzi
Deal (GA)	Kucinich	Reynolds
Dent	Kuhl (NY)	Rogers (AL)
Diaz-Balart, L.	LaHood	Rogers (KY)
Diaz-Balart, M.	Lamborn	Rogers (MI)
Doolittle	Latham	Rohrabacher
Drake	LaTourette	Ros-Lehtinen
Dreier	Lewis (CA)	Roskam

Royce	Smith (NJ)	Walberg
Ryan (WI)	Smith (TX)	Walden (OR)
Sali	Snyder	Walsh (NY)
Saxton	Souder	Wamp
Schmidt	Stearns	Weldon (FL)
Sensenbrenner	Sullivan	Weller
Sessions	Taylor	Westmoreland
Shadegg	Terry	Whitfield
Shays	Thornberry	Wicker
Shimkus	Tiahrt	Wilson (NM)
Shuster	Tiberi	Wilson (SC)
Simpson	Turner	Wolf
Smith (NE)	Upton	Young (FL)

NOT VOTING—8

Berkley	Davis, Jo Ann	Tancredo
Conyers	Jindal	Young (AK)
Cubin	Paul	

So the bill was passed.

A motion to reconsider the vote whereby said bill was passed was, by unanimous consent, laid on the table.

*Ordered*, That the Clerk request the concurrence of the Senate in said bill.

95.14 COMMITTEE RESIGNATION—MAJORITY

The SPEAKER pro tempore, Mr. WEINER, laid before the House the following communication, which was read as follows:

CONGRESS OF THE UNITED STATES,  
HOUSE OF REPRESENTATIVES,  
Washington, DC, July 12, 2007.

Speaker NANCY PELOSI,  
*Office of the Speaker,*  
*Washington, DC.*

DEAR MADAM SPEAKER: I am writing to officially announce my resignation on this date, Thursday, July 12, 2007, from the House Committee on the Budget, where it has been a true honor to serve.

If there are any questions, please do not hesitate to call me.

Thank you.

Sincerely,

BETTY SUTTON,  
*Member of Congress.*

By unanimous consent, the resignation was accepted.

95.15 COMMITTEE ELECTION—MAJORITY

Mr. BECERRA, by direction of the Democratic Caucus, submitted the following privileged resolution (H. Res. 540):

*Resolved*, That the following named Member be and is hereby elected to the following standing committee of the House of Representatives:

COMMITTEE ON THE JUDICIARY.—Ms. Sutton (to rank immediately after Mr. Johnson of Georgia).

When said resolution was considered and agreed to.

A motion to reconsider the vote whereby said resolution was agreed to was, by unanimous consent, laid on the table.

95.16 PROVIDING FOR CONSIDERATION OF H.R. 1851

Ms. CASTOR, by direction of the Committee on Rules, called up the following resolution (H. Res. 534):

*Resolved*, That at any time after the adoption of this resolution the Speaker may, pursuant to clause 2(b) of rule XVIII, declare the House resolved into the Committee of the Whole House on the state of the Union for consideration of the bill (H.R. 1851) to reform the housing choice voucher program under section 8 of the United States Housing Act of 1937. The first reading of the bill shall be dispensed with. All points of order against con-

sideration of the bill are waived except those arising under clause 9 or 10 of rule XXI. General debate shall be confined to the bill and shall not exceed one hour equally divided and controlled by the chairman and ranking minority member of the Committee on Financial Services. After general debate the bill shall be considered for amendment under the five-minute rule. It shall be in order to consider as an original bill for the purpose of amendment under the five-minute rule the amendment in the nature of a substitute recommended by the Committee on Financial Services now printed in the bill. The committee amendment in the nature of a substitute shall be considered as read. All points of order against the committee amendment in the nature of a substitute are waived except those arising under clause 10 of rule XXI. Notwithstanding clause 11 of rule XVIII, no amendment to the committee amendment in the nature of a substitute shall be in order except those printed in the report of the Committee on Rules accompanying this resolution. Each such amendment may be offered only in the order printed in the report, may be offered only by a Member designated in the report, shall be considered as read, shall be debatable for the time specified in the report equally divided and controlled by the proponent and an opponent, shall not be subject to amendment, and shall not be subject to a demand for division of the question in the House or in the Committee of the Whole. All points of order against such amendments are waived except those arising under clause 9 or 10 of rule XXI. At the conclusion of consideration of the bill for amendment the Committee shall rise and report the bill to the House with such amendments as may have been adopted. Any Member may demand a separate vote in the House on any amendment adopted in the Committee of the Whole to the bill or to the committee amendment in the nature of a substitute. The previous question shall be considered as ordered on the bill and amendments thereto to final passage without intervening motion except one motion to recommend with or without instructions.

SEC. 2. During consideration in the House of H.R. 1851 pursuant to this resolution, notwithstanding the operation of the previous question, the Chair may postpone further consideration of the bill to such time as may be designated by the Speaker.

When said resolution was considered. After debate,

On motion of Ms. CASTOR, the previous question was ordered on the resolution to its adoption or rejection.

The question being put, viva voce,

Will the House agree to said resolution?

The SPEAKER pro tempore, Mr. WEINER, announced that the yeas had it.

So the resolution was agreed to.

A motion to reconsider the vote whereby said resolution was agreed to was, by unanimous consent, laid on the table.

95.17 SECTION 8 VOUCHER REFORM

The SPEAKER pro tempore, Ms. CASTOR, pursuant to House Resolution 534 and rule XVIII, declared the House resolved into the Committee of the Whole House on the state of the Union for the consideration of the bill (H.R. 1851) to reform the housing choice voucher program under section 8 of the United States Housing Act of 1937.

The SPEAKER pro tempore, Ms. CASTOR, by unanimous consent, designated Mr. WEINER as Chairman of the Committee of the Whole; and after some time spent therein,

It was decided in the { Yeas ..... 151 negative ..... } { Nays ..... 267

95.18 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment numbered 3, submitted by Mr. Gary G. MILLER of California:

Page 28, after line 11, insert the following new section:

SEC. 6. TIME LIMITATION ON ASSISTANCE.

Section 16 of the United States Housing Act of 1937 (42 U.S.C. 1437n), as amended by the preceding provisions of this Act, is further amended by adding at the end the following new subsection:

“(g) TIME LIMITATION ON SECTION 8 ASSISTANCE.—

“(1) IN GENERAL.—Except as provided in this subsection and notwithstanding any other provision of this Act, assistance under section 8 may not be provided on behalf of any family that includes a member who has previously been provided such assistance for 84 months (whether or not consecutive) or longer.

“(2) EXCEPTION FOR ELDERLY AND DISABLED FAMILIES.—In determining the number of months for which an individual has been provided assistance under section 8, for purposes of paragraph (1), a public housing agency shall disregard any month during which such individual was a member of a disabled or elderly family so assisted.

“(3) AUTHORITY FOR HARDSHIP EXEMPTIONS.—A public housing agency may exempt a family from the application of paragraph (1) by reason of hardship, subject to the following requirements:

“(A) The agency shall define the reasons for, and terms under which, a hardship exemption may be granted, which may include mental illness and disability that is not sufficient to qualify the individual for benefits under the program of supplemental security income benefits under title XVI of the Social Security Act.

“(B) The agency shall establish a plan to provide appropriate case management planning and services for the families for which such an exemption is granted.

“(4) LIMITATION ON EXEMPTIONS.—Subject to paragraph (5), the average monthly number of families with respect to which an exemption is made under paragraph (3) by a public housing agency shall not exceed 20 percent of the average monthly number of families on behalf of whom assistance is provided under section 8 during the fiscal year or the immediately preceding fiscal year (but not both), as the agency may elect.

“(5) REQUEST FOR ADDITIONAL EXEMPTIONS.—Upon the request of a public housing agency, the Secretary may increase the number of families with respect to which an exemption may be made under paragraph (3) by the agency above the limitation provided in paragraph (4).

“(6) APPLICABILITY.—In determining the number of months for which an individual has been provided assistance under section 8, for purposes of paragraph (1), a public housing agency shall disregard any month that commenced before the date of the enactment of the Section 8 Voucher Reform Act of 2007.”.

95.19 [Roll No. 625]

AYES—151

- Aderholt Franks (AZ) Murphy, Patrick
Alexander Gallegly Musgrave
Bachmann Garrett (NJ) Myrick
Bachus Gillmor Neugebauer
Baker Gingrey Nunes
Barrett (SC) Gohmert Pence
Bartlett (MD) Goode Peterson (MN)
Barton (TX) Goodlatte Peterson (PA)
Biggart Granger Petri
Bilbray Graves Pickering
Bilirakis Hall (TX) Pitts
Bishop (UT) Hastings (WA) Poe
Blackburn Hayes Price (GA)
Boehner Heller Pryce (OH)
Bonner Hensarling Putnam
Bono Herger Regula
Boozman Hoekstra Rehberg
Boustany Hulshof Reynolds
Brady (TX) Hunter Rogers (AL)
Brown (SC) Inglis (SC) Rogers (KY)
Brown-Waite, Issa Rohrabacher
Ginny Johnson (IL) Roskam
Buchanan Johnson, Sam Royce
Burgess Jones (NC) Ryan (WI)
Burton (IN) Jordan Sali
Buyer Keller King (IA)
Calvert Kingdon Schwartz
Campbell (CA) Kirk Sensenbrenner
Cannon Cantor Kline (MN) Sessions
Capito Knollenberg Shadegg
Carter Lamborn Shuster
Chabot Latham Simpson
Coble Lewis (CA) Smith (NE)
Cole (OK) Lewis (KY) Smith (TX)
Conaway Linder Sullivan
Crenshaw Lucas Terry
Davis (KY) Lungren, Daniel Thornberry
Davis, David E. Tiahrt
Deal (GA) Mack Walberg
Dent Manzullo Walsh (NY)
Doolittle McCarthy (CA) Wamp
Drake McCaul (TX) Weldon (FL)
Dreier McHenry McKee
Duncan McKeon Weller
Everett McMorris Westmoreland
Fallin Rodgers Whitfield
Feeley Mica Wicker
Flake Miller (FL) Wilson (SC)
Forbes Miller, Gary Wolf
Fortenberry Mitchell Moran (KS) Young (FL)
Foxy

NOES—267

- Abercrombie Christensen Etheridge
Ackerman Clarke Farr
Akin Clay Fattah
Allen Cleaver Ferguson
Altmire Clyburn Filner
Andrews Cohen Fortuño
Arcuri Cooper Fossella
Baca Costa Frank (MA)
Baird Costello Frelinghuysen
Baldwin Courtney Gerlach
Barrow Cramer Giffords
Bean Crowley Gilchrest
Becerra Cuellar Gillibrand
Berman Cummings Gonzalez
Berry Davis (AL) Gordon
Bishop (GA) Davis (CA) Green, Al
Bishop (NY) Davis (IL) Green, Gene
Blumenauer Davis, Lincoln Grijalva
Blunt Davis, Tom Gutierrez
Bordallo DeFazio Hall (NY)
Boren DeGette Hare
Boswell Delahunt Harman
Boucher DeLauro Hastings (FL)
Boyd (FL) Diaz-Balart, L. Herseth Sandlin
Boyd (KS) Diaz-Balart, M. Hill
Brady (PA) Dicks Hinchey
Braley (IA) Dingell Hinojosa
Brown, Corrine Doggett Hirono
Butterfield Donnelly Hobson
Camp (MI) Doyle Hodes
Capps Edwards Holden
Capuano Ehlers Holt
Cardoza Ellison Honda
Carmahan Ellsworth Hooley
Carney Emanuel Hoyer
Carson Emerson Inslee
Castle Engel Israel
Castor English (PA) Jackson (IL)
Chandler Eshoo

- Jackson-Lee (TX)
Jefferson
Johnson (GA)
Johnson, E. B.
Jones (OH)
Kagen
Kanjorski
Kaptur
Kennedy
Kildee
Kilpatrick
Kind
King (NY)
Klein (FL)
Kucinich
Kuhl (NY)
LaHood
Lampson
Langevin
Lantos
Larsen (WA)
Larson (CT)
LaTourette
Lee
Levin
Lewis (GA)
Lipinski
LoBiondo
Loebsock
Roskam
Lofgren, Zoe
Lowey
Lynch
Mahoney (FL)
Maloney (NY)
Marchant
Markey
Marshall
Matheson
Matsui
McCarthy (NY)
McCullum (MN)
McCotter
McDermott
McGovern
McHugh
McIntyre
McNerney
McNulty
Meek (FL)
Meeks (NY)
Melancon
Michaud
Miller (MI)
Miller (NC)
Mollohan
Moore (KS)
Moore (WI)
Moran (VA)
Murphy (CT)
Murphy, Tim
Murtha
Nadler
Napolitano
Neal (MA)
Norton
Oberstar
Obey
Oliver
Ortiz
Pallone
Pascrell
Pastor
Payne
Pearce
Perlmutter
Platts
Pomeroy
Porter
Price (NC)
Rahall
Ramstad
Rangel
Reichert
Renzi
Reyes
Rodriguez
Rogers (MI)
Ros-Lehtinen
Ross
Rothman
Roybal-Allard
Ruppersberger
Rush
Ryan (OH)
Salazar
Sanchez, Linda
T.
Sanchez, Loretta
Sarbanes
Saxton
Schakowsky
Schiff
Scott (GA)
Scott (VA)
Serrano
Sestak
Shays
Shea-Porter
Sherman
Shuler
Sires
Skelton
Smith (NJ)
Smith (WA)
Snyder
Solis
Souder
Space
Spratt
Stark
Stupak
Sutton
Tanner
Tauscher
Taylor
Thompson (CA)
Thompson (MS)
Tierney
Towns
Turner
Udall (CO)
Udall (NM)
Upton
Van Hollen
Velázquez
Viscosky
Walden (OR)
Walz (MN)
Wasserman
Schultz
Waters
Watson
Watt
Waxman
Weiner
Welch (VT)
Wexler
Wilson (NM)
Wilson (OH)
Woolsey
Wu
Wynn
Yarmuth

NOT VOTING—18

- Berkley
Conyers
Cubin
Culberson
Davis, Jo Ann
Faleomavaega
Hastert
Higgins
Jindal
McCrary
Miller, George
Paul
Radanovich
Shimkus
Slaughter
Stearns
Tancredo
Young (AK)

So the amendment was not agreed to.

95.20 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment numbered 5, submitted by Mr. CHABOT:

Page 107, strike lines 3 through 9.

It was decided in the { Yeas ..... 144 negative ..... } { Nays ..... 277

95.21 [Roll No. 626]

AYES—144

- Aderholt Calvert Fallin
Akin Camp (MI) Feeney
Bachmann Campbell (CA) Flake
Barrett (SC) Cannon Forbes
Bartlett (MD) Cantor Fortenberry
Barton (TX) Carter Foxx
Biggart Chabot Franks (AZ)
Bilbray Coble Gallegly
Bishop (UT) Cole (OK) Garrett (NJ)
Blackburn Conaway Gingrey
Blunt Crenshaw Gohmert
Boehner Culberson Goode
Bonner Davis (KY) Goodlatte
Bono Davis, David Granger
Boozman Deal (GA) Graves
Brady (TX) Dent Hall (TX)
Brown (SC) Doolittle Hastings (WA)
Brown-Waite, Drake Hayes
Ginny Dreier Heller
Buchanan Duncan Hensarling
Buyer Everett Herger

Hobson  
Hoekstra  
Hunter  
Ingليس (SC)  
Issa  
Johnson (IL)  
Johnson, Sam  
Jordan  
Keller  
King (IA)  
Kingston  
Kirk  
Kline (MN)  
Knollenberg  
Lamborn  
Latham  
Lewis (CA)  
Lewis (KY)  
Linder  
Lucas  
Lungren, Daniel  
E.  
Mack  
Manzullo  
Marchant  
McCarthy (CA)  
McCaul (TX)  
McCotter

McHenry  
McKeon  
McMorris  
Rodgers  
Mica  
Miller (FL)  
Miller (MI)  
Miller, Gary  
Murphy, Patrick  
Musgrave  
Myrick  
Neugebauer  
Nunes  
Pearce  
Pence  
Peterson (MN)  
Peterson (PA)  
Petri  
Pickering  
Pitts  
Poe  
Price (GA)  
Pryce (OH)  
Putnam  
Regula  
Rehberg  
Rogers (AL)  
Rogers (KY)

Rogers (MI)  
Rohrabacher  
Roskam  
Royce  
Ryan (WI)  
Sali  
Schmidt  
Schwartz  
Sensenbrenner  
Sessions  
Shadegg  
Shuster  
Smith (NE)  
Smith (TX)  
Sullivan  
Thornberry  
Tiahrt  
Tiberi  
Upton  
Walberg  
Wamp  
Weldon (FL)  
Weller  
Westmoreland  
Wicker  
Wilson (SC)  
Wolf  
Young (FL)

NOES—277

Abercrombie  
Ackerman  
Alexander  
Allen  
Altmire  
Andrews  
Arcuri  
Baca  
Bachus  
Baird  
Baker  
Baldwin  
Barrow  
Bean  
Becerra  
Berman  
Berry  
Bilirakis  
Bishop (GA)  
Bishop (NY)  
Blumenauer  
Bordallo  
Boren  
Boswell  
Boucher  
Boustany  
Boyd (FL)  
Boyd (KS)  
Brady (PA)  
Braley (IA)  
Brown, Corrine  
Burgess  
Butterfield  
Capito  
Capps  
Capuano  
Cardoza  
Carnahan  
Carney  
Carson  
Castle  
Castor  
Chandler  
Christensen  
Clarke  
Clay  
Cleaver  
Clyburn  
Cohen  
Cooper  
Costa  
Costello  
Courtney  
Cramer  
Crowley  
Cuellar  
Cummings  
Davis (AL)  
Davis (CA)  
Davis (IL)  
Davis, Lincoln  
Davis, Tom  
DeFazio  
DeGette  
Delahunt  
DeLauro  
Diaz-Balart, L.  
Diaz-Balart, M.  
Dicks  
Dingell

Doggett  
Donnelly  
Doyle  
Edwards  
Ehlers  
Ellison  
Ellsworth  
Emanuel  
Emerson  
Engel  
English (PA)  
Eshoo  
Etheridge  
Farr  
Fattah  
Ferguson  
Finler  
Fortuño  
Fossella  
Frank (MA)  
Frelinghuysen  
Gerlach  
Giffords  
Gilchrest  
Gillibrand  
Gillmor  
Gonzalez  
Gordon  
Green, Al  
Green, Gene  
Grijalva  
Gutierrez  
Hall (NY)  
Hare  
Harman  
Hastings (FL)  
Herseth Sandlin  
Higgins  
Hill  
Hinchev  
Hinojosa  
Hirono  
Hodes  
Holden  
Holt  
Honda  
Hooley  
Hoyer  
Hulshof  
Inslie  
Israel  
Jackson (IL)  
Jackson-Lee  
(TX)  
Jefferson  
Johnson (GA)  
Johnson, E. B.  
Jones (NC)  
Jones (OH)  
Kagen  
Kanjorski  
Kaptur  
Kennedy  
Kildee  
Kilpatrick  
Kind  
King (NY)  
Klein (FL)  
Kucinich  
Kuhl (NY)

LaHood  
Lampson  
Langevin  
Lantos  
Larsen (WA)  
Larson (CT)  
LaTourette  
Lee  
Levin  
Lewis (GA)  
Lipinski  
LoBiondo  
Loeback  
Lofgren, Zoe  
Lowey  
Lynch  
Mahoney (FL)  
Maloney (NY)  
Markey  
Marshall  
Matheson  
Matsui  
McCarthy (NY)  
McCollum (MN)  
McDermott  
McGovern  
McHugh  
McIntyre  
McNerney  
McNulty  
Meek (FL)  
Meeks (NY)  
Melancon  
Michaud  
Miller (NC)  
Miller, George  
Mitchell  
Mollohan  
Moore (KS)  
Moore (WI)  
Moran (KS)  
Moran (VA)  
Murphy (CT)  
Murphy, Tim  
Murtha  
Nadler  
Napolitano  
Neal (MA)  
Norton  
Oberstar  
Obey  
Olver  
Ortiz  
Pallone  
Pascrell  
Pastor  
Payne  
Perlmutter  
Platts  
Pomeroy  
Porter  
Price (NC)  
Rahall  
Ramstad  
Rangel  
Reichert  
Renzi  
Reyes  
Reynolds  
Rodriguez

Ros-Lehtinen  
Ross  
Rothman  
Roybal-Allard  
Ruppersberger  
Rush  
Ryan (OH)  
Salazar  
Sánchez, Linda  
T.  
Sanchez, Loretta  
Sarbanes  
Serrano  
Sestak  
Shays  
Shea-Porter  
Sherman  
Shimkus  
Shuler

Simpson  
Sires  
Skelton  
Smith (NJ)  
Smith (WA)  
Snyder  
Solis  
Souder  
Space  
Spratt  
Stark  
Stupak  
Sutton  
Tanner  
Tauscher  
Taylor  
Terry  
Thompson (CA)  
Thompson (MS)  
Tierney  
Towns  
Turner  
Udall (CO)  
Udall (NM)

NOT VOTING—15

Berkley  
Burton (IN)  
Conyers  
Cubin  
Davis, Jo Ann

Faleomavaega  
Hastert  
Jindal  
McCrery  
Paul

Radanovich  
Slaughter  
Stearns  
Tancredo  
Young (AK)

So the amendment was not agreed to.

¶95.22 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment numbered 6, submitted by Mr. HENSARLING:

Page 107, after line 9, insert the following new section:

SEC. 19. WORK REQUIREMENT FOR THOSE RECEIVING ASSISTANCE FOR 7 YEARS OR MORE.

Section 16 of the United States Housing Act of 1937 (42 U.S.C. 1437n), as amended by the preceding provisions of this Act, is further amended by adding at the end the following new subsection:

“(g) WORK REQUIREMENT FOR ASSISTED FAMILIES RECEIVING SECTION 8 ASSISTANCE FOR 7 YEARS OR MORE.—

“(1) IN GENERAL.—Except as provided in this subsection and notwithstanding any other provision of this Act, assistance under section 8 may not be provided on behalf of any family who has previously been provided such assistance for 84 consecutive months or more, unless each member of the family who is 18 years of age or older performs not fewer than 20 hours of approved work activities (as such term is defined in section 407(d) of the Social Security Act (42 U.S.C. 607(d))).

“(2) EXEMPTION.—The Secretary of Housing and Urban Development shall provide an exemption from the applicability of paragraph (1) for any individual family member who—

“(A) is 62 years of age or older;  
“(B) is a blind or disabled individual, as defined under section 216(i)(1) or 1614 of the Social Security Act (42 U.S.C. 416(i)(1); 1382c), and who is unable to comply with this section, or is a primary caretaker of such individual;

“(C) is engaged in a work activity (as such term is defined in section 407(d) of the Social Security Act (42 U.S.C. 607(d)), as in effect on and after July 1, 1997);

“(D) meets the requirements for being exempted from having to engage in a work activity under the State program funded under part A of title IV of the Social Security Act (42 U.S.C. 601 et seq.) or under any other welfare program of the State in which the public housing agency administering rental assistance described in subsection (a) is located, including a State-administered welfare-to-work program;

“(E) is in a family receiving assistance under a State program funded under part A

of title IV of the Social Security Act (42 U.S.C. 601 et seq.) or under any other welfare program of the State in which the public housing agency administering such rental assistance is located, including a State-administered welfare-to-work program, and has not been found by the State or other administering entity to be in noncompliance with such program; or

“(F) is a single custodial parent caring for a child who has not attained 6 years of age, and the individual proves that the individual has a demonstrated inability (as determined by the State) to obtain needed child care, for one or more of the following reasons:

“(i) Unavailability of appropriate child care within a reasonable distance from the individual’s home or work site.

“(ii) Unavailability or unsuitability of informal child care by a relative or under other arrangements.

“(iii) Unavailability of appropriate and affordable formal child care arrangements.

“(3) ADMINISTRATION.—A public housing agency providing rental assistance described in paragraph (1) may administer the work activities requirement under this subsection directly, through a resident organization, or through a contractor having experience in administering work activities programs within the service area of the public housing agency. The Secretary may establish qualifications for such organizations and contractors.

“(4) PROSPECTIVE APPLICABILITY.—In determining the number of months for which an assisted family has been provided assistance under section 8, for purposes of paragraph (1), a public housing agency shall disregard any month that commenced before the date of the enactment of the Section 8 Voucher Reform Act of 2007.”

Page 39, line 18, strike “and”.

Page 39, after line 18, insert the following:

“(v) include an amount for the costs of administering the work activities requirement under section 16(g); and”.

Page 39, line 19, strike “(v)” and insert “(vi)”.

It was decided in the { Yeas ..... 197  
negative ..... } Nays ..... 222

¶95.23 [Roll No. 627]

AYES—197

Aderholt  
Akin  
Alexander  
Bachmann  
Bachus  
Baker  
Barrett (SC)  
Barrow  
Bartlett (MD)  
Barton (TX)  
Bilbray  
Bilirakis  
Bishop (UT)  
Blackburn  
Blunt  
Boehner  
Bonner  
Bono  
Boozman  
Boustany  
Boyd (FL)  
Boyd (KS)  
Brady (TX)  
Brown (SC)  
Brown-Waite,  
Ginny  
Buchanan  
Burgess  
Burton (IN)  
Buyer  
Calvert  
Camp (MI)  
Campbell (CA)  
Cannon  
Cantor  
Capito  
Carter

Castle  
Chabot  
Coble  
Cole (OK)  
Conaway  
Crenshaw  
Culberson  
Davis (KY)  
Davis, David  
Davis, Tom  
Deal (GA)  
Dent  
Diaz-Balart, L.  
Diaz-Balart, M.  
Doolittle  
Drake  
Dreier  
Duncan  
Ehlers  
Emerson  
English (PA)  
Everett  
Fallin  
Feeney  
Ferguson  
Flake  
Forbes  
Fortenberry  
Fortuño  
Fossella  
Foxy  
Franks (AZ)  
Frelinghuysen  
Gallegly  
Garrett (NJ)  
Gerlach  
Gillmor

Gingrey  
Gohmert  
Goode  
Goodlatte  
Granger  
Graves  
Hall (TX)  
Hastings (WA)  
Hayes  
Heller  
Hensarling  
Herger  
Hill  
Hobson  
Hoekstra  
Hulshof  
Hunter  
Ingليس (SC)  
Issa  
Johnson (IL)  
Johnson, Sam  
Jones (NC)  
Jordan  
Keller  
King (IA)  
King (NY)  
Kingston  
Kirk  
Kline (MN)  
Knollenberg  
Kuhl (NY)  
LaHood  
Lamborn  
Latham  
Lewis (CA)  
Lewis (KY)  
Linder

Lipinski  
LoBiondo  
Lucas  
Lungren, Daniel  
E.  
Mack  
Manzullo  
Marchant  
Marshall  
McCarthy (CA)  
McCaul (TX)  
McCotter  
McHenry  
McHugh  
McKeon  
McMorris  
Rodgers  
McNerney  
Melancon  
Mica  
Miller (FL)  
Miller (MI)  
Miller, Gary  
Moran (KS)  
Murphy, Patrick  
Murphy, Tim  
Musgrave  
Myrick  
Neugebauer  
Nunes

Pearce  
Pence  
Peterson (MN)  
Peterson (PA)  
Petri  
Pickering  
Pitts  
Platts  
Poe  
Porter  
Price (GA)  
Putnam  
Ramstad  
Rehberg  
Reichert  
Renzi  
Reynolds  
Rogers (AL)  
Rogers (KY)  
Rogers (MI)  
Ros-Lehtinen  
Roskam  
Royce  
Ryan (WI)  
Sali  
Saxton  
Schmidt  
Schwartz  
Sensenbrenner  
Sessions

Shadegg  
Shays  
Shuster  
Simpson  
Smith (NE)  
Smith (NJ)  
Smith (TX)  
Souder  
Sullivan  
Tanner  
Taylor  
Terry  
Thornberry  
Tiahrt  
Tiberi  
Turner  
Upton  
Walberg  
Walden (OR)  
Walsh (NY)  
Wamp  
Weldon (FL)  
Weller  
Westmoreland  
Whitfield  
Wicker  
Wilson (SC)  
Wolf  
Young (FL)

Towns  
Udall (CO)  
Udall (NM)  
Van Hollen  
Velázquez  
Vislowsky  
Walz (MN)

Wasserman  
Schultz  
Waters  
Watson  
Watt  
Waxman  
Weiner

Welch (VT)  
Wexler  
Wilson (NM)  
Wilson (OH)  
Woolsey  
Wynn  
Yarmuth

## NOT VOTING—17

Berkley  
Conyers  
Cubin  
Davis, Jo Ann  
Faleomavaega  
Hastert  
Jindal  
McCrery  
Paul  
Pryce (OH)  
Radanovich  
Rohrabacher  
Slaughter  
Stearns  
Tancredo  
Wu  
Young (AK)

So the amendment was not agreed to.  
After some further time,  
The SPEAKER pro tempore, Mr.  
McNULTY, assumed the Chair.

When Ms. BALDWIN, Acting Chairman, pursuant to House Resolution 534, reported the bill back to the House with an amendment adopted by the Committee.

The previous question having been ordered by said resolution.

The following amendment, reported from the Committee of the Whole House on the state of the Union, was agreed to:

Strike out all after the enacting clause and insert:

**SECTION 1. SHORT TITLE.**

This Act may be cited as the "Section 8 Voucher Reform Act of 2007".

**SEC. 2. INSPECTION OF DWELLING UNITS.**

(a) IN GENERAL.—Section 8(o)(8) of the United States Housing Act of 1937 (42 U.S.C. 1437f(o)(8)) is amended—

(1) by striking subparagraph (A) and inserting the following new subparagraph:

“(A) INITIAL INSPECTION.—

“(i) IN GENERAL.—For each dwelling unit for which a housing assistance payment contract is established under this subsection, the public housing agency (or other entity pursuant to paragraph (11)) shall inspect the unit before any assistance payment is made to determine whether the dwelling unit meets the housing quality standards under subparagraph (B), except as provided in clause (ii) or (iii) of this subparagraph.

“(ii) CORRECTION OF NON-LIFE THREATENING CONDITIONS.—In the case of any dwelling unit that is determined, pursuant to an inspection under clause (i), not to meet the housing quality standards under subparagraph (B), assistance payments may be made for the unit notwithstanding subparagraph (C) if failure to meet such standards is a result only of non-life threatening conditions. A public housing agency making assistance payments pursuant to this clause for a dwelling unit shall, 30 days after the beginning of the period for which such payments are made, suspend any assistance payments for the unit if any deficiency resulting in non-compliance with the housing quality standards has not been corrected by such time, and may not resume such payments until each such deficiency has been corrected.

“(iii) PROJECTS RECEIVING CERTAIN FEDERAL HOUSING SUBSIDIES.—In the case of any property that within the previous 12 months has been determined to meet housing quality and safety standards under any Federal housing program inspection standard, including the program under section 42 of the Internal Revenue Code of 1986 or under subtitle A of title II of the Cranston Gonzalez National Affordable Housing Act of 1990, a public housing agency may authorize occupancy before the inspection under clause (i) has been completed, and may make assistance payments retroactive to the beginning of the lease term after the unit has been determined pursuant to an inspection under

clause (i) to meet the housing quality standards under subparagraph (B).”;

(2) by striking subparagraph (D) and inserting the following new subparagraph:

“(D) BIENNIAL INSPECTIONS.—

“(i) REQUIREMENT.—Each public housing agency providing assistance under this subsection (or other entity, as provided in paragraph (11)) shall, for each assisted dwelling unit, make inspections not less often than biennially during the term of the housing assistance payments contract for the unit to determine whether the unit is maintained in accordance with the requirements under subparagraph (A). The agency (or other entity) shall retain the records of the inspection for a reasonable time and shall make the records available upon request to the Secretary, the Inspector General for the Department of Housing and Urban Development, and any auditor conducting an audit under section 5(h).

“(ii) SUFFICIENT INSPECTION.—An inspection of a property shall be sufficient to comply with the inspection requirement under clause (i) if—

“(I) the inspection was conducted pursuant to requirements under a Federal, State, or local housing assistance program (including the HOME investment partnerships program under title II of the Cranston-Gonzalez National Affordable Housing Act (42 U.S.C. 12721 et seq.)); and

“(II) pursuant to such inspection, the property was determined to meet the standards or requirements regarding housing quality or safety applicable to units assisted under such program, and, if a non-Federal standard was used, the public housing agency has certified to the Secretary that such standards or requirements provide the same protection to occupants of dwelling units meeting such standards or requirements as, or greater protection than, the housing quality standards under subparagraph (B).”; and

(3) by redesignating subparagraph (E) as subparagraph (G);

(4) by inserting after subparagraph (D) the following new subparagraphs:

“(E) INTERIM INSPECTIONS.—Upon notification to the public housing agency, by a family on whose behalf tenant-based rental assistance is provided under this subsection or by a government official, that the dwelling unit for which such assistance is provided does not comply with the housing quality standards under subparagraph (B), the agency shall inspect the dwelling unit—

“(i) in the case of any condition that is life-threatening, within 24 hours after receipt of such notice; and

“(ii) in the case of any condition that is not life-threatening, within 15 days after receipt of such notice.

“(F) ENFORCEMENT OF HOUSING QUALITY STANDARDS.—

“(i) DETERMINATION OF NONCOMPLIANCE.—A dwelling unit that is covered by a housing assistance payments contract under this subsection shall be considered, for purposes of this subparagraph, to be in noncompliance with the housing quality standards under subparagraph (B) if—

“(I) the public housing agency or an inspector authorized by the State or unit of local government determines upon inspection of the unit that the unit fails to comply with such standards;

“(II) the agency or inspector notifies the owner of the unit in writing of such failure to comply; and

“(III) the failure to comply is not corrected—

“(aa) in the case of any such failure that is a result of life-threatening conditions, within 24 hours after receipt of such notice; and

“(bb) in the case of any such failure that is a result of non-life threatening conditions,

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Abercrombie  
Ackerman  
Allen  
Altmire  
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Arcuri  
Baca  
Baird  
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Biggart  
Bishop (GA)  
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Blumenauer  
Bordallo  
Boren  
Boswell  
Boucher  
Brady (PA)  
Braley (IA)  
Brown, Corrine  
Butterfield  
Capps  
Capuano  
Cardoza  
Carnahan  
Carney  
Carson  
Castor  
Chandler  
Christensen  
Clarke  
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Cleaver  
Clyburn  
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Costa  
Costello  
Courtney  
Cramer  
Crowley  
Cuellar  
Cummings  
Davis (AL)  
Davis (CA)  
Davis (IL)  
Davis, Lincoln  
DeFazio  
DeGette  
Delahunt  
DeLauro  
Dicks  
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Doggett  
Donnelly  
Doyle  
Edwards  
Ellison  
Elsworth  
Emanuel  
Engel  
Eshoo  
Etheridge  
Farr

Fattah  
Filner  
Frank (MA)  
Giffords  
Gilchrest  
Gillibrand  
Gonzalez  
Gordon  
Green, Al  
Green, Gene  
Grijalva  
Gutierrez  
Hall (NY)  
Hare  
Harman  
Hastings (FL)  
Herseth Sandlin  
Higgins  
Hinchev  
Hinojosa  
Hirono  
Hodes  
Holden  
Holt  
Honda  
Hooley  
Hoyer  
Inslee  
Israel  
Jackson (IL)  
Jackson-Lee  
(TX)  
Jefferson  
Johnson (GA)  
Johnson, E. B.  
Jones (OH)  
Kagen  
Kanjorski  
Kaptur  
Kennedy  
Kildee  
Kilpatrick  
Kind  
Klein (FL)  
Kucinich  
Lampson  
Langevin  
Lantos  
Larsen (WA)  
Larson (CT)  
LaTourette  
Lee  
Levin  
Lewis (GA)  
Loebsack  
Lofgren, Zoe  
Lowey  
Lynch  
Mahoney (FL)  
Maloney (NY)  
Markey  
Matheson  
Matsui  
McCarthy (NY)  
McCollum (MN)  
McDermott  
McGovern  
McIntyre

McNulty  
Meek (FL)  
Meeks (NY)  
Michaud  
Miller (NC)  
Miller, George  
Mitchell  
Mollohan  
Moore (KS)  
Moore (WI)  
Moran (VA)  
Murphy (CT)  
Murtha  
Nadler  
Napolitano  
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Pallone  
Pascrell  
Pastor  
Payne  
Perlmutter  
Pomeroy  
Price (NC)  
Rahall  
Rangel  
Regula  
Reyes  
Rodriguez  
Ross  
Rothman  
Roybal-Allard  
Ruppersberger  
Rush  
Ryan (OH)  
Salazar  
Sánchez, Linda  
T.  
Sanchez, Loretta  
Sarbanes  
Schakowsky  
Schiff  
Scott (GA)  
Scott (VA)  
Serrano  
Sestak  
Shea-Porter  
Sherman  
Shimkus  
Shuler  
Sires  
Skelton  
Smith (WA)  
Snyder  
Solis  
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Spratt  
Stark  
Stupak  
Sutton  
Tauscher  
Thompson (CA)  
Thompson (MS)  
Tierney

within 30 days after receipt of such notice or such other reasonable period as the public housing agency may establish.

“(i) WITHHOLDING OF ASSISTANCE AMOUNTS.—The public housing agency shall withhold all of the assistance amounts under this subsection with respect to a dwelling unit that is in noncompliance with housing quality standards under subparagraph (B). Upon completion of repairs by the public housing agency or the owner sufficient so that the dwelling unit complies with such housing quality standards, the agency shall recommence payments under the housing assistance payments contract to the owner of the dwelling unit.

“(iii) USE OF WITHHELD ASSISTANCE TO PAY FOR REPAIRS.—The public housing agency may use such amounts withheld to make repairs to the dwelling unit or to contract to have repairs made, except that a contract to make repairs may not be entered into with the inspector for the dwelling unit referred to in clause (i)(D).

“(iv) PROTECTION OF TENANTS.—An owner of a dwelling unit may not terminate the tenancy of any tenant or refuse to renew a lease for such unit because of the withholding of assistance pursuant to this subparagraph. During the period that assistance is withheld pursuant to this subparagraph, the tenant may terminate the tenancy by notifying the owner.

“(v) TERMINATION OF LEASE OR ASSISTANCE PAYMENTS CONTRACT.—If assistance amounts under this section for a dwelling unit are withheld pursuant to clause (ii) and the owner does not correct the noncompliance within 60 days after the effective date of the determination of noncompliance under clause (i), or such other reasonable period as the public housing agency may establish, and the agency does not use its authority under clause (iii), the agency shall terminate the housing assistance payments contract for the dwelling unit.

“(vi) RELOCATION.—If the public housing agency terminates the housing assistance payments contract for a dwelling unit, the lease for any family residing in that unit shall terminate and the family may remain in the unit subject to a new lease as an unassisted family. The agency shall provide the family residing in such a dwelling unit a period of 90 days, beginning upon termination of the contract, to lease a new residence to assist with the tenant-based rental assistance made available under this section for the family. If the family is unable to lease such a new residence during such period, the public housing agency shall extend the period during which the family may lease a new residence to be assisted with such assistance or provide such family a preference for occupancy in a dwelling unit of public housing owned or operated by the agency that first becomes available for occupancy after the expiration of such period. The agency shall provide reasonable assistance to the family in finding a new residence, including use of two months of any assistance amounts withheld pursuant to clause (ii) for costs associated with relocation of the family to a new residence.

“(vii) LIMITATION OF LIABILITY OF PUBLIC HOUSING AGENCIES.—A public housing agency that uses its authority under clause (iii) shall not, if the agency accomplishes the work through a contractor that is licensed, bonded, and insured in amounts and with coverage as required by the Secretary, be liable for any injury or damages that may result to persons or to any property owned by the tenant or owner.

“(viii) TENANT-CAUSED DAMAGES.—If a public housing agency determines that any damage to a dwelling unit that results in a failure of the dwelling unit to comply with housing quality standards under subpara-

graph (B), other than any damage resulting from ordinary use, was caused by the tenant, any member of the tenant's household, or any guest or other person under the tenant's control, the agency may, in the discretion of the agency, waive the applicability of this subparagraph, except that this clause shall not exonerate a tenant from any liability otherwise existing under applicable law for damages to the premises caused by such tenant.

“(ix) APPLICABILITY.—This subparagraph shall apply to any dwelling unit for which a housing assistance payments contract is entered into or renewed after the date of the effectiveness of the regulations implementing this subparagraph.”.

(b) REGULATIONS.—The Secretary of Housing and Urban Development shall issue any regulations necessary to carry out the amendment made by subsection (a)(3) not later than the expiration of the 12-month period beginning upon the date of the enactment of this Act. Such regulations shall take effect not later than the expiration of the 90-day period beginning upon such issuance. This subsection shall take effect upon enactment of this Act.

### SEC. 3. RENT REFORM AND INCOME REVIEWS.

(a) RENT FOR PUBLIC HOUSING AND SECTION 8 PROGRAMS.—Section 3 of the United States Housing Act of 1937 (42 U.S.C. 1437a(a)) is amended—

(1) in subsection (a)—

(A) in paragraph (1) by inserting “LOW-INCOME OCCUPANCY REQUIREMENT AND RENTAL PAYMENTS.—” after “(1)”;

(B) in paragraph (1)—

(i) by striking “paragraph (2)” and inserting “paragraphs (2) and (3)”;

(ii) by striking “paragraph (3)” and inserting “paragraph (4)”;

(C) in paragraph (2)(A)(i), by striking “paragraph (3)” and inserting “paragraph (4)”;

(D) by redesignating paragraphs (4) and (5) as paragraphs (5) and (6), respectively;

(E) by inserting after paragraph (2) the following new paragraph:

“(3) PHA AUTHORITY TO ESTABLISH ALTERNATIVE RENTS.—

“(A) RENT FLEXIBILITY FOR PUBLIC HOUSING AND VOUCHER PROGRAM.—Subject to the requirements under subparagraph (B), a public housing agency may establish for public housing and for families on whose behalf assistance is provided under the program for tenant-based voucher assistance under section 8(o)—

“(i) a tenant rent structure in which—

“(I) the public housing agency establishes, based on the rental value of the unit, as determined by the public housing agency—

“(aa) a ceiling rent for each dwelling unit that it owns and operates; and

“(bb) a ceiling on the amount of the tenant contribution toward rent required of a family provided tenant-based assistance; and

“(II) such ceiling rent and tenant contribution are adjusted periodically on the basis of an inflation index or a recalculation of the rental value of the unit (which may be recalculated by unit or by building);

“(ii) an income-tiered tenant rent structure in which the amount of rent a family shall pay is set and distributed on the basis of broad tiers of income and such tiers and rents are adjusted on the basis of an annual cost index except that families entering public housing shall not be offered a rent lower than the rent corresponding to their income tier; or

“(iii) a tenant rent structure in which the amount of rent a family shall pay is based on a percentage of family income, except that lower percentages may apply only with respect to earned income; such a rent

structure may provide for an amount of rent based on a calculation of earned income that provides for disregard of a higher percentage or higher dollar amount, or both, than provided for in paragraph (8)(B).

“(B) LIMITATION.—Notwithstanding the authority provided under subparagraph (A), the amount paid for rent (including the amount allowed for tenant-paid utilities) by any family for a dwelling unit in public housing or for rental of a dwelling unit for which tenant-based voucher assistance under section 8(o) is provided may not exceed the amount determined under subsection (a)(1) of this section or section 8(o), respectively. The Secretary shall issue regulations and establish procedures to ensure compliance with this subparagraph.

“(C) ELDERLY FAMILIES AND DISABLED FAMILIES.—Notwithstanding any other provision of this Act, this paragraph shall not apply to elderly families and disabled families.”; and

(F) by adding at the end the following new paragraphs:

“(7) REVIEWS OF FAMILY INCOME.—

“(A) FREQUENCY.—Reviews of family income for purposes of this section shall be made—

“(i) in the case of all families, upon the initial provision of housing assistance for the family;

“(ii) annually thereafter, except as provided in subparagraph (B)(i);

“(iii) upon the request of the family, at any time the income or deductions (under subsection (b)(5)) of the family change by an amount that is estimated to result in a decrease of \$1,500 (or such lower amount as the public housing agency may, at the option of the agency or owner, establish) or more in annual adjusted income; and

“(iv) at any time the income or deductions (under subsection (b)(5)) of the family change by an amount that is estimated to result in an increase of \$1,500 or more in annual adjusted income, except that any increase in the earned income of a family shall not be considered for purposes of this clause (except that earned income may be considered if the increase corresponds to previous decreases under clause (iii)), except that a public housing agency or owner may elect not to conduct such review in the last three months of a certification period.

“(B) FIXED-INCOME FAMILIES.—

“(i) SELF CERTIFICATION AND 3-YEAR REVIEW.—In the case of any family described in clause (ii), after the initial review of the family's income pursuant to subparagraph (A)(i), the public housing agency or owner shall not be required to conduct a review of the family's income pursuant to subparagraph (A)(ii) for any year for which such family certifies, in accordance with such requirements as the Secretary shall establish, that the income of the family meets the requirements of clause (ii) of this subparagraph, except that the public housing agency or owner shall conduct a review of each such family's income not less than once every 3 years.

“(ii) ELIGIBLE FAMILIES.—A family described in this clause is a family who has an income, as of the most recent review pursuant to subparagraph (A) or clause (i) of this subparagraph, of which 90 percent or more consists of fixed income, as such term is defined in clause (iii).

“(iii) FIXED INCOME.—For purposes of this subparagraph, the term ‘fixed income’ includes income from—

“(I) the supplemental security income program under title XVI of the Social Security Act, including supplementary payments pursuant to an agreement for Federal administration under section 1616(a) of the Social Security Act and payments pursuant to an

agreement entered into under section 212(b) of Public Law 93-66;

“(II) Social Security payments;

“(III) Federal, State, local and private pension plans; and

“(IV) other periodic payments received from annuities, insurance policies, retirement funds, disability or death benefits, and other similar types of periodic receipts.

“(C) IN GENERAL.—Reviews of family income for purposes of this section shall be subject to the provisions of section 904 of the Stewart B. McKinney Homeless Assistance Amendments Act of 1988.

“(8) CALCULATION OF INCOME.—

“(A) USE OF PRIOR YEAR'S INCOME.—Except as otherwise provided in this paragraph, in determining the income of a family for a year, a public housing agency or owner may use the income of the family as determined by the agency or owner for the preceding year, taking into consideration any redetermination of income during such prior year pursuant to clause (iii) or (iv) of paragraph (7)(A).

“(B) EARNED INCOME.—For purposes of this section, the earned income of a family for a year shall be the amount of earned income by the family in the prior year minus an amount equal to 10 percent of the lesser of such prior year's earned income or \$10,000, except that the income of a family for purposes of section 16 (relating to eligibility for assisted housing and income mix) shall be determined without regard to any reduction under this subparagraph.

“(C) INFLATIONARY ADJUSTMENT FOR FIXED INCOME FAMILIES.—If, for any year, a public housing agency or owner determines the income for any family described in paragraph (7)(B)(ii), or the amount of fixed income of any other family, based on the prior year's income or fixed income, respectively, pursuant to subparagraph (A), such prior year's income or fixed income, respectively, shall be adjusted by applying an inflationary factor as the Secretary shall, by regulation, establish.

“(D) OTHER INCOME.—If, for any year, a public housing agency or owner determines the income for any family based on the prior year's income, with respect to prior year calculations of types of income not subject to subparagraph (B), a public housing agency or owner may make other adjustments as it considers appropriate to reflect current income.

“(E) SAFE HARBOR.—A public housing agency or owner may, to the extent such information is available to the public housing agency or owner, determine the family's income for purposes of this section based on timely income determinations made for purposes of other means-tested Federal public assistance programs (including the program for block grants to States for temporary assistance for needy families under part A of title IV of the Social Security Act, a program for medicaid assistance under a State plan approved under title XIX of the Social Security Act, and the food stamp program as defined in section 3(h) of the Food Stamp Act of 1977). The Secretary shall, in consultation with other appropriate Federal agencies, develop procedures to enable public housing agencies and owners to have access to such income determinations made by other Federal programs.

“(F) PHA AND OWNER COMPLIANCE.—A public housing agency or owner may not be considered to fail to comply with this paragraph or paragraph (7) due solely to any de minimus errors made by the agency or owner in calculating family incomes.”;

(2) by striking subsections (d) and (e); and

(3) by redesignating subsection (f) as subsection (d).

(b) INCOME.—Section 3(b) of the United States Housing Act of 1937 (42 U.S.C. 1437a(b)) is amended—

(1) by striking paragraph (4) and inserting the following new paragraph:

“(4) INCOME.—The term ‘income’ means, with respect to a family, income received from all sources by each member of the household who is 18 years of age or older or is the head of household or spouse of the head of the household, plus unearned income by or on behalf of each dependent who is less than 18 years of age, as determined in accordance with criteria prescribed by the Secretary, in consultation with the Secretary of Agriculture, subject to the following requirements:

“(A) INCLUDED AMOUNTS.—Such term includes recurring gifts and receipts, actual income from assets, and profit or loss from a business.

“(B) EXCLUDED AMOUNTS.—Such term does not include—

“(i) any imputed return on assets; and

“(ii) any amounts that would be eligible for exclusion under section 1613(a)(7) of the Social Security Act (42 U.S.C. 1382b(a)(7)).

“(C) EARNED INCOME OF STUDENTS.—Such term does not include earned income of any dependent earned during any period that such dependent is attending school on a full-time basis or any grant-in-aid or scholarship amounts related to such attendance used for the cost of tuition or books.

“(D) EDUCATIONAL SAVINGS ACCOUNTS.—Income shall be determined without regard to any amounts in or from, or any benefits from, any Coverdell education savings account under section 530 of the Internal Revenue Code of 1986 or any qualified tuition program under section 529 of such Code.

“(E) OTHER EXCLUSIONS.—Such term shall not include other exclusions from income as are established by the Secretary or any amount required by Federal law to be excluded from consideration as income. The Secretary may not require a public housing agency or owner to maintain records of any amounts excluded from income pursuant to this subparagraph.”; and

(2) by striking paragraph (5) and inserting the following new paragraph:

“(5) ADJUSTED INCOME.—The term ‘adjusted income’ means, with respect to a family, the amount (as determined by the public housing agency or owner) of the income of the members of the family residing in a dwelling unit or the persons on a lease, after any deductions from income as follows:

“(A) ELDERLY AND DISABLED FAMILIES.—\$725 in the case of any family that is an elderly family or a disabled family.

“(B) DEPENDENTS.—In the case of any family that includes a member or members who—

“(i) are less than 18 years of age or attending school or vocational training on a full-time basis; or

“(ii) is a person with disabilities who is 18 years of age or older and resides in the household, \$500 for each such member.

“(C) HEALTH AND MEDICAL EXPENSES.—The amount, if any, by which 10 percent of annual family income is exceeded by the sum of—

“(i) in the case of any elderly or disabled family, any unreimbursed health and medical care expenses; and

“(ii) any unreimbursed reasonable attendant care and auxiliary apparatus expenses for each handicapped member of the family, to the extent necessary to enable any member of such family to be employed.

“(D) PERMISSIVE DEDUCTIONS.—Such additional deductions as a public housing agency may, at its discretion, establish, except that the Secretary shall establish procedures to

ensure that such deductions do not increase Federal expenditures.

The Secretary shall annually adjust the amounts of the exclusions under subparagraphs (A) and (B), as such amounts may have been previously adjusted, by applying an inflationary factor as the Secretary shall, by regulation, establish. If the dollar amount of any such exclusion determined for any year by applying such inflationary factor is not a multiple of \$25, the Secretary shall round such amount to the next lowest multiple of \$25.”.

(c) HOUSING CHOICE VOUCHER PROGRAM.—Paragraph (5) of section 8(o) of the United States Housing Act of 1937 (42 U.S.C. 1437f(o)(5)) is amended—

(1) in the paragraph heading, by striking “ANNUAL REVIEW” and inserting “REVIEWS”;

(2) in subparagraph (A)—

(A) by striking “the provisions of” and inserting “paragraphs (7) and (8) of section 3(a) and to”; and

(B) by striking “and shall be conducted upon the initial provision of housing assistance for the family and thereafter not less than annually”; and

(3) in subparagraph (B), by striking the second sentence.

(d) ENHANCED VOUCHER PROGRAM.—Section 8(t)(1)(D) of the United States Housing Act of 1937 (42 U.S.C. 1437f(t)(1)(D)) is amended by striking “income” each place such term appears and inserting “annual adjusted income”.

(e) PROJECT-BASED HOUSING.—Paragraph (3) of section 8(c) of the United States Housing Act of 1937 (42 U.S.C. 1437f(c)(3)) is amended by striking the last sentence.

(f) IMPACT ON PUBLIC HOUSING REVENUES.—

(1) INTERACTION WITH ASSET MANAGEMENT RULE.—If the Secretary of Housing and Urban Development determines that the application of the amendments made by this section results in a reduction in the rental income of a public housing agency that is not de minimus during the period that the operating formula income is frozen at a level that does not fully reflect the changes made by such amendments, the Secretary shall make appropriate adjustments in the formula income of the agency.

(2) HUD REPORTS ON PUBLIC HOUSING REVENUE IMPACT.—For each of fiscal years 2008 and 2009, the Secretary of Housing and Urban Development shall submit a report to Congress identifying and calculating the impact of changes made by the amendments made by this section on the revenues and costs of operating public housing units.

(g) EFFECTIVE DATE AND TRANSITION.—The amendments made by this section shall apply with respect to fiscal year 2008 and fiscal years thereafter.

#### SEC. 4. ELIGIBILITY FOR ASSISTANCE BASED ON ASSETS AND INCOME.

(a) ASSETS.—Section 16 of the United States Housing Act of 1937 (42 U.S.C. 1437n) is amended by inserting after subsection (d) the following new subsection:

“(e) ELIGIBILITY FOR ASSISTANCE BASED ON ASSETS.—

“(1) LIMITATION ON ASSETS.—Subject to paragraph (3) and notwithstanding any other provision of this Act, a dwelling unit assisted under this Act may not be rented and assistance under this Act may not be provided, either initially or at each recertification of family income, to any family—

“(A) whose net family assets exceed \$100,000, as such amount is adjusted annually by applying an inflationary factor as the Secretary considers appropriate; or

“(B) who has a present ownership interest in, and a legal right to reside in, real property that is suitable for occupancy as a residence, except that the prohibition under this subparagraph shall not apply to—



“(i) any property for which the family is receiving assistance under this Act;

“(ii) any person that is a victim of domestic violence; or

“(iii) any family that is making a good faith effort to sell such property.

“(2) NET FAMILY ASSETS.—

“(A) IN GENERAL.—For purposes of this subsection, the term ‘net family assets’ means, for all members of the household, the net cash value of all assets after deducting reasonable costs that would be incurred in disposing of real property, savings, stocks, bonds, and other forms of capital investment. Such term does not include interests in Indian trust land, equity accounts in homeownership programs of the Department of Housing and Urban Development, or Family Self Sufficiency accounts.

“(B) EXCLUSIONS.—Such term does not include—

“(i) the value of personal property, except for items of personal property of significant value, as the public housing agency may determine;

“(ii) the value of any retirement account;

“(iii) any amounts recovered in any civil action or settlement based on a claim of malpractice, negligence, or other breach of duty owed to a member of the family and arising out of law, that resulted in a member of the family being disabled (under the meaning given such term in section 1614 of the Social Security Act (42 U.S.C. 1382c)); and

“(iv) the value of any Coverdell education savings account under section 530 of the Internal Revenue Code of 1986 or any qualified tuition program under section 529 of such Code.

“(C) TRUST FUNDS.—In cases where a trust fund has been established and the trust is not revocable by, or under the control of, any member of the family or household, the value of the trust fund shall not be considered an asset of a family if the fund continues to be held in trust. Any income distributed from the trust fund shall be considered income for purposes of section 3(b) and any calculations of annual family income, except in the case of medical expenses for a minor.

“(D) SELF-CERTIFICATION.—A public housing agency or owner may determine the net assets of a family, for purposes of this section, based on the amounts reported by the family at the time the agency or owner reviews the family’s income.

“(3) COMPLIANCE FOR PUBLIC HOUSING DWELLING UNITS.—When recertifying family income with respect to families residing in public housing dwelling units, a public housing agency may, in the discretion of the agency and only pursuant to a policy that is set forth in the public housing agency plan under section 5A for the agency, choose not to enforce the limitation under paragraph (1).

“(4) AUTHORITY TO DELAY EVICTIONS.—In the case of a family residing in a dwelling unit assisted under this Act who does not comply with the limitation under paragraph (1), the public housing agency or project owner may delay eviction or termination of the family based on such noncompliance for a period of not more than 6 months.”

(b) INCOME.—The United States Housing Act of 1937 is amended—

(1) in section 3(a)(1) (42 U.S.C. 1437a(a)(1)), by striking the first sentence and inserting the following: “Dwelling units assisted under this Act may be rented, and assistance under this Act may be provided, whether initially or at time of recertification, only to families who are low-income families at the time such initial or continued assistance, respectively, is provided, except that families residing in dwelling units

as of the date of the enactment of the Section 8 Voucher Reform Act of 2007 that, under agreements in effect on such date of enactment, may have incomes up to 95 percent of local area median income shall continue to be eligible for assistance at recertification as long as they continue to comply with such income restrictions. When recertifying family income with respect to families residing in public housing dwelling units, a public housing agency may, in the discretion of the agency and only pursuant to a policy that is set forth in the public housing agency plan under section 5A for the agency, choose not to enforce the prohibition under the preceding sentence. When recertifying family income with respect to families residing in dwelling units for which project-based assistance is provided, a project owner may, in the owner’s discretion and only pursuant to a policy adopted by such owner, choose not to enforce such prohibition. In the case of a family residing in a dwelling unit assisted under this Act who does not comply with the prohibition under the first sentence of this paragraph, the public housing agency or project owner may delay eviction or termination of the family based on such noncompliance for a period of not more than 6 months.”;

(2) in section 8(o)(4) (42 U.S.C. 1437f(o)(4)), by striking the matter preceding subparagraph (A) and inserting the following:

“(4) ELIGIBLE FAMILIES.—Assistance under this subsection may be provided, whether initially or at each recertification, only pursuant to subsection (t) to a family eligible for assistance under such subsection or to a family who at the time of such initial or continued assistance, respectively, is a low-income family that is—”; and

(3) in section 8(c)(4) (42 U.S.C. 1437f(c)(4)), by striking “at the time it initially occupied such dwelling unit” and inserting “according to the restrictions under section 3(a)(1)”.

**SEC. 5. TARGETING ASSISTANCE TO LOW-INCOME WORKING FAMILIES.**

(a) VOUCHERS.—Section 16(b)(1) of the United States Housing Act of 1937 (42 U.S.C. 1437n(b)(1)) is amended—

(1) by inserting after “do not exceed” the following: “the higher of (A) the poverty line (as such term is defined in section 673 of the Omnibus Budget Reconciliation Act of 1981 (42 U.S.C. 9902), including any revision required by such section) applicable to a family of the size involved, or (B)”;

(2) by inserting before the period at the end the following: “; and except that clause (A) of this sentence shall not apply in the case of families residing in Puerto Rico or any other territory or possession of the United States”.

(b) PUBLIC HOUSING.—Section 16(a)(2)(A) of the United States Housing Act of 1937 (42 U.S.C. 1437n(a)(2)(A)) is amended—

(1) by inserting after “do not exceed” the following: “the higher of (i) the poverty line (as such term is defined in section 673 of the Omnibus Budget Reconciliation Act of 1981 (42 U.S.C. 9902), including any revision required by such section) applicable to a family of the size involved, or (ii)”;

(2) by inserting before the period at the end the following: “; and except that clause (i) of this sentence shall not apply in the case of families residing in Puerto Rico or any other territory or possession of the United States”.

(c) PROJECT-BASED SECTION 8 ASSISTANCE.—Section 16(c)(3) of the United States Housing Act of 1937 (42 U.S.C. 1437n(c)(3)) is amended—

(1) by inserting after “do not exceed” the following: “the higher of (A) the poverty line (as such term is defined in section 673 of the Omnibus Budget Reconciliation Act of 1981 (42 U.S.C. 9902), including any revision re-

quired by such section) applicable to a family of the size involved, or (B)”;

(2) by inserting before the period at the end the following: “; and except that clause (A) of this sentence shall not apply in the case of families residing in Puerto Rico or any other territory or possession of the United States”.

**SEC. 6. VOUCHER RENEWAL FUNDING.**

(a) IN GENERAL.—Section 8 of the United States Housing Act of 1937 (42 U.S.C. 1437f) is amended by striking subsection (dd) and inserting the following new subsection:

“(dd) TENANT-BASED VOUCHERS.—

“(1) AUTHORIZATION OF APPROPRIATIONS.—There are authorized to be appropriated, for each of fiscal years 2008 through 2012, such sums as may be necessary for tenant-based assistance under subsection (o) for the following purposes:

“(A) To renew all expiring annual contributions contracts for tenant-based rental assistance.

“(B) To provide tenant-based rental assistance for—

“(i) relocation and replacement of housing units that are demolished or disposed of pursuant to the Omnibus Consolidated Revisions and Appropriations Act of 1996 (Public Law 104-134);

“(ii) conversion of section 23 projects to assistance under this section;

“(iii) the family unification program under subsection (x) of this section;

“(iv) relocation of witnesses in connection with efforts to combat crime in public and assisted housing pursuant to a request from a law enforcement or prosecution agency;

“(v) enhanced vouchers authorized under subsection (t) of this section;

“(vi) vouchers in connection with the HOPE VI program under section 24;

“(vii) demolition or disposition of public housing units pursuant to section 18 of the United States Housing Act of 1937 (42 U.S.C. 1437p);

“(viii) mandatory and voluntary conversions of public housing to vouchers, pursuant to sections 33 and 22 of the United States Housing Act of 1937, respectively (42 U.S.C. 1437z-5, 1437t);

“(ix) vouchers necessary to comply with a consent decree or court order;

“(x) vouchers to replace dwelling units that cease to receive project-based assistance under subsection (b), (c), (d), (e), or (v) of this section;

“(xi) relocation and replacement of public housing units that are demolished or disposed of pursuant to eminent domain, pursuant to a homeownership program, or in connection with a mixed finance development method under section 35 or otherwise;

“(xii) tenant protection assistance, including replacement and relocation assistance; and

“(xiii) emergency voucher assistance for the protection of victims of domestic violence, dating violence, sexual assault, or stalking.

Subject only to the availability of sufficient amounts provided in appropriation Acts, the Secretary shall provide tenant-based rental assistance to replace all dwelling units that cease to be available as assisted housing as a result of clause (i), (ii), (v), (vi), (vii), (viii), (x), or (xi).

“(2) ALLOCATION OF RENEWAL FUNDING AMONG PUBLIC HOUSING AGENCIES.—

“(A) From amounts appropriated for each year pursuant to paragraph (1)(A), the Secretary shall provide renewal funding for each public housing agency—

“(i) based on leasing and cost data from the preceding calendar year, as adjusted by an annual adjustment factor to be established by the Secretary, which shall be established using the smallest geographical



areas for which data on changes in rental costs are annually available;

“(ii) by making any adjustments necessary to provide for the first-time renewal of vouchers funded under paragraph (1)(B) and of any incremental vouchers funded in previous years;

“(iii) by making any adjustments necessary for full year funding of vouchers ported in the prior calendar year under subsection (r)(2); and

“(iv) by making such other adjustments as the Secretary considers appropriate, including adjustments necessary to address changes in voucher utilization rates and voucher costs related to natural and other major disasters.

“(B) LEASING AND COST DATA.—For purposes of subparagraph (A)(i), leasing and cost data shall be calculated annually by using the average for the preceding calendar year. Such leasing and cost data shall be adjusted to include vouchers that were set aside under a commitment to provide project-based assistance under subsection (o)(13) and to exclude amounts funded through advances under paragraph (3). Such leasing and cost data shall not include funds not appropriated for tenant-based assistance under section 8(o), unless the agency’s funding was prorated in the prior year and the agency used other funds to maintain vouchers in use.

“(C) OVERLEASING.—For the purpose of determining allocations under subsection (A)(i), the leasing rate calculated for the prior calendar year may exceed an agency’s authorized voucher level, except that such calculation in 2009 shall not include amounts resulting from a leasing rate in excess of 103 percent of an agency’s authorized vouchers in 2008 which results from the use of accumulated amounts, as referred to in paragraph (4)(A).

“(D) MOVING TO WORK; HOUSING INNOVATION PROGRAM.—Notwithstanding subparagraphs (A) and (B), each public housing agency participating at any time in the moving to work demonstration under section 204 of the Departments of Veterans Affairs and Housing and Urban Development, and Independent Agencies Appropriations Act, 1996 (42 U.S.C. 1437f note) or in the housing innovation program under section 36 of this Act shall be funded pursuant to its agreement under such program and shall be subject to any pro rata adjustment made under subparagraph (E)(i).

“(E) PRO RATA ALLOCATION.—

“(i) INSUFFICIENT FUNDS.—To the extent that amounts made available for a fiscal year are not sufficient to provide each public housing agency with the full allocation for the agency determined pursuant to subparagraphs (A) and (D), the Secretary shall reduce such allocation for each agency on a pro rata basis, except that renewal funding of enhanced vouchers under section 8(t) shall not be subject to such proration.

“(ii) EXCESS FUNDS.—To the extent that amounts made available for a fiscal year exceed the amount necessary to provide each housing agency with the full allocation for the agency determined pursuant to subparagraphs (A) and (D), such excess amounts shall be used for the purposes specified in subparagraphs (B) and (C) of paragraph (4).

“(F) PROMPT FUNDING ALLOCATION.—The Secretary shall allocate all funds under this subsection for each year before the latter of (i) February 15, or (ii) the expiration of the 45-day period beginning upon the enactment of the appropriations Act funding such renewals.

“(3) ADVANCES.—

“(A) AUTHORITY.—During the last 3 months of each calendar year, the Secretary shall provide amounts to any public housing agency, at the request of the agency, in an amount up to two percent of the allocation

for the agency for such calendar year, subject to subparagraph (C).

“(B) USE.—Amounts advanced under subparagraph (A) may be used to pay for additional voucher costs, including costs related to temporary overleasing.

“(C) USE OF PRIOR YEAR AMOUNTS.—During the last 3 months of a calendar year, if amounts previously provided to a public housing agency for tenant-based assistance for such year or for previous years remain unobligated and available to the agency—

“(i) the agency shall exhaust such amounts to cover any additional voucher costs under subparagraph (B) before amounts advanced under subparagraph (A) may be so used; and

“(ii) the amount that may be advanced under subparagraph (A) to the agency shall be reduced by an amount equal to the total of such previously provided and unobligated amounts.

“(D) REPAYMENT.—Amounts advanced under subparagraph (A) in a calendar year shall be repaid to the Secretary in the subsequent calendar year by reducing the amounts made available for such agency for such subsequent calendar year pursuant to allocation under paragraph (2) by an amount equal to the amount so advanced to the agency.

“(4) RECAPTURE.—

“(A) IN GENERAL.—The Secretary shall recapture, from amounts provided under the annual contributions contract for a public housing agency for a calendar year, all accumulated amounts allocated under paragraph (2) and from previous years that are unused by the agency at the end of each calendar year except—

“(i) with respect to the recapture under this subparagraph at the end of 2007, an amount equal to 12.5 percent of the amount allocated to the public housing agency for such year pursuant to paragraph (2)(A); and

“(ii) with respect to the recapture under this subparagraph at the end of each of 2008, 2009, 2010, and 2011, an amount equal to 5 percent of such amount allocated to the agency for such year. Notwithstanding any other provision of law, each public housing agency may retain all amounts not authorized to be recaptured under this subparagraph, and may use such amounts for all authorized purposes.

“(B) REALLOCATION.—Not later than May 1 of each calendar year, the Secretary shall—

“(i) calculate the aggregate unused amounts for the preceding year recaptured pursuant to subparagraph (A);

“(ii) set aside and make available such amounts as the Secretary considers appropriate to reimburse public housing agencies for increased costs related to portability and family self-sufficiency activities during such year; and

“(iii) reallocate all remaining amounts among public housing agencies, with priority given based on the extent to which an agency has utilized the amount allocated under paragraph (2) for the agency to serve eligible families.

“(C) USE.—Amounts reallocated to a public housing agency pursuant to subparagraph (B)(iii) may be used only to increase voucher leasing rates as provided under paragraph (2)(C).”

(b) ABSORPTION OF VOUCHERS FROM OTHER AGENCIES.—Section 8(r)(2) of the United States Housing Act of 1937 (42 U.S.C. 1437f(r)(2)) is amended by adding after the period at the end the following: “The agency shall absorb the family into its program for voucher assistance under this section and shall have priority to receive additional funding from the Secretary for the housing assistance provided for such family from amounts made available pursuant to subsection (dd)(4)(B).”

(c) VOUCHERS FOR PERSONS WITH DISABILITIES.—The Secretary of Housing and Urban Development shall develop and issue, to public housing agencies that received voucher assistance under section 8(o) for non-elderly disabled families pursuant to appropriations Acts for fiscal years 1997 through 2002, guidance to ensure that, to the maximum extent practicable, such vouchers continue to be provided upon turnover to qualified non-elderly disabled families.

#### SEC. 7. ADMINISTRATIVE FEES.

(a) IN GENERAL.—Section 8(q) of the United States Housing Act of 1937 (42 U.S.C. 1437f(q)) is amended—

(1) in paragraph (1), by striking subparagraphs (B) and (C) and inserting the following new subparagraphs:

“(B) CALCULATION.—The fee under this subsection shall—

“(i) be payable to each public housing agency for each month for which a dwelling unit is covered by an assistance contract;

“(ii) be based on the per-unit fee payable to the agency in fiscal year 2003, updated for each subsequent year as specified in subsection (iv);

“(iii) include an amount for the cost of issuing voucher to new participants;

“(iv) be updated each year using an index of changes in wage data or other objectively measurable data that reflect the costs of administering the program for such assistance, as determined by the Secretary; and

“(v) include an amount for the cost of family self-sufficiency coordinators, as provided in section 23(h)(1).

“(C) PUBLICATION.—The Secretary shall cause to be published in the Federal Register the fee rate for each geographic area.”; and (2) in paragraph (4), by striking “1999” and inserting “2007”.

(b) ADMINISTRATIVE FEES FOR FAMILY SELF-SUFFICIENCY PROGRAM COSTS.—Subsection (h) of section 23 of the United States Housing Act of 1937 (42 U.S.C. 1437u(h)) is amended by striking paragraph (1) and inserting the following new paragraph:

“(1) SECTION 8 FEES.—

“(A) IN GENERAL.—The Secretary shall establish a fee under section 8(q) for the costs incurred in administering the self-sufficiency program under this section to assist families receiving voucher assistance through section 8(o).

“(B) ELIGIBILITY FOR FEE.—The fee shall provide funding for family self-sufficiency coordinators as follows:

“(i) BASE FEE.—A public housing agency serving 25 or more participants in the family self-sufficiency program under this section shall receive a fee equal to the costs of employing one full-time family self-sufficiency coordinator. An agency serving fewer than 25 such participants shall receive a prorated fee.

“(ii) ADDITIONAL FEE.—An agency that meets minimum performance standards shall receive an additional fee sufficient to cover the costs of employing a second family self-sufficiency coordinator if the agency has 75 or more participating families, and a third such coordinator if it has 125 or more participating families.

“(iii) PREVIOUSLY FUNDED AGENCIES.—An agency that received funding from the Department of Housing and Urban Development for more than three such coordinators in any of fiscal years 1998 through 2007 shall receive funding for the highest number of coordinators funded in a single fiscal year during that period, provided they meet applicable size and performance standards.

“(iv) INITIAL YEAR.—For the first year in which a public housing agency exercises its right to develop an family self-sufficiency program for its residents, it shall be entitled to funding to cover the costs of up to one

family self-sufficiency coordinator, based on the size specified in its action plan for such program.

“(v) STATE AND REGIONAL AGENCIES.—For purposes of calculating the family self-sufficiency portion of the administrative fee under this subparagraph, each administratively distinct part of a State or regional public housing agency shall be treated as a separate agency.

“(vi) DETERMINATION OF NUMBER OF COORDINATORS.—In determining whether a public housing agency meets a specific threshold for funding pursuant to this paragraph, the number of participants being served by the agency in its family self-sufficiency program shall be considered to be the average number of families enrolled in such agency’s program during the course of the most recent fiscal year for which the Department of Housing and Urban Development has data.

“(C) PRORATION.—If insufficient funds are available in any fiscal year to fund all of the coordinators authorized under this section, the first priority shall be given to funding one coordinator at each agency with an existing family self-sufficiency program. The remaining funds shall be prorated based on the number of remaining coordinators to which each agency is entitled under this subparagraph.

“(D) RECAPTURE.—Any fees allocated under this subparagraph by the Secretary in a fiscal year that have not been spent by the end of the subsequent fiscal year shall be recaptured by the Secretary and shall be available for providing additional fees pursuant to subparagraph (B)(ii).

“(E) PERFORMANCE STANDARDS.—Within six months after the date of the enactment of this paragraph, the Secretary shall publish a proposed rule specifying the performance standards applicable to funding under clauses (ii) and (iii) of subparagraph (B). Such standards shall include requirements applicable to the leveraging of in-kind services and other resources to support the goals of the family self-sufficiency program.

“(F) DATA COLLECTION.—Public housing agencies receiving funding under this paragraph shall collect and report to the Secretary, in such manner as the Secretary shall require, information on the performance of their family self-sufficiency programs.

“(G) EVALUATION.—The Secretary shall conduct a formal and scientific evaluation of the effectiveness of well-run family self-sufficiency programs, using random assignment of participants to the extent practicable. Not later than the expiration of the 4-year period beginning upon the enactment of this paragraph, the Secretary shall submit an interim evaluation report to the Congress. Not later than the expiration of the 8-year period beginning upon such enactment, the Secretary shall submit a final evaluation report to the Congress. There is authorized to be appropriated \$10,000,000 to carry out the evaluation under this subparagraph.

“(H) INCENTIVES FOR INNOVATION AND HIGH PERFORMANCE.—The Secretary may reserve up to 10 percent of the amounts made available for administrative fees under this paragraph to provide support to or reward family self-sufficiency programs that are particularly innovative or highly successful in achieving the goals of the program.”

(c) REPEAL.—Section 202 of the Departments of Veterans Affairs and Housing and Urban Development, and Independent Agencies Appropriations Act, 1997 (42 U.S.C. 1437f note; Public Law 104-204; 110 Stat. 2893) is hereby repealed.

#### SEC. 8. HOMEOWNERSHIP.

(a) SECTION 8 HOMEOWNERSHIP DOWNPAYMENT PROGRAM.—Section 8(y)(7) of the United States Housing Act of 1937 (42 U.S.C.

1437f(y)(7)) is amended by striking subparagraphs (A) and (B) and inserting the following new subparagraphs:

“(A) IN GENERAL.—Subject to the provisions of this paragraph, in the case of a family on whose behalf rental assistance under section 8(o) has been provided for a period of not less than 12 months prior to the date of receipt of downpayment assistance under this paragraph, a public housing agency may, in lieu of providing monthly assistance payments under this subsection on behalf of a family eligible for such assistance and at the discretion of the agency, provide a downpayment assistance grant in accordance with subparagraph (B).

“(B) GRANT REQUIREMENTS.—A downpayment assistance grant under this paragraph—

“(i) shall be used by the family only as a contribution toward the downpayment and reasonable and customary closing costs required in connection with the purchase of a home;

“(ii) shall be in the form of a single one-time grant; and

“(iii) may not exceed \$10,000.

“(C) NO EFFECT ON OBTAINING OUTSIDE SOURCES FOR DOWNPAYMENT ASSISTANCE.—This Act may not be construed to prohibit a public housing agency from providing downpayment assistance to families from sources other than a grant provided under this Act, or as determined by the public housing agency.”

(b) USE OF VOUCHERS FOR MANUFACTURED HOUSING.—Section 8(o)(12) of the United States Housing Act of 1937 (42 U.S.C. 1437f(o)(12)) is amended—

(1) in subparagraph (A), by striking the period at the end of the first sentence and all that follows through “of” in the second sentence and inserting “and rents”; and

(2) in subparagraph (B)—

(A) in clause (i), by striking “the rent” and all that follows and inserting the following: “rent shall mean the sum of the monthly payments made by a family assisted under this paragraph to amortize the cost of purchasing the manufactured home, including any required insurance and property taxes, the monthly amount allowed for tenant-paid utilities, and the monthly rent charged for the real property on which the manufactured home is located, including monthly management and maintenance charges.”;

(B) by striking clause (ii); and

(C) in clause (iii)—

(i) by inserting after the period at the end the following: “If the amount of the monthly assistance payment for a family exceeds the monthly rent charged for the real property on which the manufactured home is located, including monthly management and maintenance charges, a public housing agency may pay the remainder to the family, lender or utility company, or may choose to make a single payment to the family for the entire monthly assistance amount.”; and

(ii) by redesignating such clause as clause (ii).

#### SEC. 9. PHA REPORTING OF RENT PAYMENTS TO CREDIT REPORTING AGENCIES.

(a) IN GENERAL.—Section 3 of the United States Housing Act of 1937 (42 U.S.C. 1437a), as amended by the preceding provisions of this Act, is further amended by adding at the end the following new subsection:

“(e) PHA REPORTING OF RENT PAYMENTS TO CREDIT REPORTING AGENCIES.—

“(1) AUTHORITY.—To the extent that a family receiving tenant-based housing choice vouchers under section 8 by a public housing agency agrees in writing to reporting under this subsection, the public housing agency may submit to consumer reporting agencies described in section 603(p) of the Fair Credit

Reporting Act (15 U.S.C. 1681a) information regarding the past rent payment history of the family with respect to the dwelling unit for which such assistance is provided.

“(2) FORMAT.—The Secretary, after consultation with consumer reporting agencies referred in paragraph (1), shall establish a system and format to be used by public housing agencies for reporting of information under such paragraph that provides such information in a format and manner that is similar to other credit information submitted to such consumer reporting agencies and is usable by such agencies.”

(b) EFFECTIVE DATE.—The amendment made by subsection (a) shall take effect on the date of the enactment of this Act.

#### SEC. 10. PERFORMANCE ASSESSMENTS.

Section 8(o) of the United States Housing Act of 1937 (42 U.S.C. 1437f(o)) is amended by adding at the end the following new paragraph:

“(21) PERFORMANCE ASSESSMENTS.—

“(A) ESTABLISHMENT.—The Secretary shall, by regulation, establish standards and procedures for assessing the performance of public housing agencies in carrying out the programs for tenant-based rental assistance under this subsection and for homeownership assistance under subsection (y).

“(B) CONTENTS.—The standards and procedures under this paragraph shall provide for assessment of the performance of public housing agencies in the following areas:

“(i) Quality of dwelling units obtained using such assistance.

“(ii) Extent of utilization of assistance amounts provided to the agency and of authorized vouchers.

“(iii) Timeliness and accuracy of reporting by the agency to the Secretary.

“(iv) Effectiveness in carrying out policies to achieve deconcentration of poverty.

“(v) Reasonableness of rent burdens, consistent with public housing agency responsibilities under section 8(o)(1)(E)(iii).

“(vi) Accurate rent calculations and subsidy payments.

“(vii) Effectiveness in carrying out family self-sufficiency activities.

“(viii) Timeliness of actions related to landlord participation.

“(ix) Such other areas as the Secretary considers appropriate.

“(C) PERIODIC ASSESSMENT.—Using the standards and procedures established under this paragraph, the Secretary shall conduct an assessment of the performance of each public housing agency carrying out a program referred to in subparagraph (A) and shall submit a report to the Congress regarding the results of each such assessment.”

#### SEC. 11. PHA PROJECT-BASED ASSISTANCE.

Section 8(o)(13) of the United States Housing Act of 1937 (42 U.S.C. 1437f(o)(13)) is amended—

(1) by striking subparagraph (B) and inserting the following new subparagraph:

“(B) PERCENTAGE LIMITATION.—

“(i) IN GENERAL.—Subject to clause (ii), not more than 25 percent of the funding available for tenant-based assistance under this section that is administered by the agency may be attached to structures pursuant to this paragraph.

“(ii) EXCEPTION.—An agency may attach up to an additional 5 percent of the funding available for tenant-based assistance under this section to structures pursuant to this paragraph for dwelling units that house individuals and families that meet the definition of homeless under section 103 of the McKinney-Vento Homeless Assistance Act (42 U.S.C. 11302).”

(2) by striking subparagraph (D) and inserting the following new subparagraph:

“(D) INCOME MIXING REQUIREMENT.—

“(i) IN GENERAL.—Except as provided in clause (ii), not more than the greater of 25

dwelling units or 25 percent of the dwelling units in any project may be assisted under a housing assistance payment contract for project-based assistance pursuant to this paragraph. For purposes of this subparagraph, the term 'project' means a single building, multiple contiguous buildings, or multiple buildings on contiguous parcels of land.

“(i) EXCEPTIONS.—

“(I) CERTAIN HOUSING.—The limitation under clause (i) shall not apply in the case of assistance under a contract for housing consisting of single family properties, or for dwelling units that are specifically made available for households comprised of elderly families, disabled families, and families receiving supportive services. For purposes of the preceding sentence, the term 'single family properties' means buildings with no more than four dwelling units.

“(II) CERTAIN AREAS.—With respect to areas in which fewer than 75 percent of families issued vouchers become participants in the program, the public housing agency has established the payment standard at 110 percent of the fair market rent for all census tracts in the area for the previous six months, and the public housing agency grants an automatic extension of 90 days (or longer) to families with vouchers who are attempting to find housing, clause (i) shall be applied by substituting '50 percent' for '25 percent'.”;

(3) in the first sentence of subparagraph (F), by striking “10 years” and inserting “15 years”;

(4) in subparagraph (G)—

(A) by inserting after the period at the end of the first sentence the following: “Such contract may, at the election of the public housing agency and the owner of the structure, specify that such contract shall be extended for renewal terms of up to 15 years each, if the agency makes the determination required by this subparagraph and the owner is in compliance with the terms of the contract.”; and

(B) by adding at the end the following: “A public housing agency may agree to enter into such a contract at the time it enters into the initial agreement for a housing assistance payment contract or at any time thereafter that is before the expiration of the housing assistance payment contract.”;

(5) in subparagraph (H), by inserting before the period at the end of the first sentence the following: “, except that in the case of a contract unit that has been allocated low-income housing tax credits and for which the rent limitation pursuant to such section 42 is less than the amount that would otherwise be permitted under this subparagraph, the rent for such unit may, in the sole discretion of a public housing agency, be established at the higher section 8 rent, subject only to paragraph (10)(A)”;

(6) in subparagraph (I)(i), by inserting before the semicolon the following: “, except that the contract may provide that the maximum rent permitted for a dwelling unit shall not be less than the initial rent for the dwelling unit under the initial housing assistance payments contract covering the unit”;

(7) in subparagraph (J)—

(A) by striking the fifth and sixth sentences and inserting the following: “A public housing agency may establish and utilize procedures for maintaining site-based waiting lists under which applicants may apply directly at, or otherwise designate to the public housing agency, the project or projects in which they seek to reside, except that all applicants on the waiting list of an agency for assistance under this subsection shall be permitted to place their names on such separate list. All such procedures shall comply with title VI of the Civil Rights Act

of 1964, the Fair Housing Act, and other applicable civil rights laws. The owner or manager of a structure assisted under this paragraph shall not admit any family to a dwelling unit assisted under a contract pursuant to this paragraph other than a family referred by the public housing agency from its waiting list, or a family on a site-based waiting list that complies with the requirements of this subparagraph. A public housing agency shall fully disclose to each applicant each option in the selection of a project in which to reside that is available to the applicant.”; and

(B) by inserting after the third sentence the following new sentence: “Any family who resides in a dwelling unit proposed to be assisted under this paragraph, or in a unit to be replaced by a proposed unit to be assisted under this paragraph shall be given an absolute preference for selection for placement in the proposed unit, if the family is otherwise eligible for assistance under this subsection.”; and

(8) by adding at the end the following new subparagraphs:

“(L) USE IN COOPERATIVE HOUSING AND ELEVATOR BUILDINGS.—A public housing agency may enter into a housing assistance payments contract under this paragraph with respect to—

“(i) dwelling units in cooperative housing;

“(ii) notwithstanding subsection (c), dwelling units in a high-rise elevator project, including such a project that is occupied by families with children, without review and approval of the contract by the Secretary.

“(M) REVIEWS.—

“(i) SUBSIDY LAYERING.—A subsidy layering review in accordance with section 102(d) of the Department of Housing and Urban Development Reform Act of 1989 (42 U.S.C. 3545(d)) shall not be required for assistance under this subparagraph in the case of a housing assistance payments contract for an existing structure, or if a subsidy layering review has been conducted by the applicable State or local agency.

“(ii) ENVIRONMENTAL REVIEW.—A public housing agency shall not be required to undertake any environmental review before entering into a housing assistance payments contract under this paragraph for an existing structure, except to the extent such a review is otherwise required by law or regulation.

“(N) ADMINISTRATIVE FEE.—The administrative fee applicable to the administration of assistance under this paragraph shall be determined in the same manner as administrative fees applicable to other assistance administered under other provisions of this subsection.

“(O) LEASES AND TENANCY.—Assistance provided under this paragraph shall be subject to the provisions of paragraph (7), except that subparagraph (A) of such paragraph shall not apply.”.

#### SEC. 12. RENT BURDENS.

(a) REVIEWS.—Section 8(o)(1) of the United States Housing Act of 1937 (42 U.S.C. 1437f(o)(1)) is amended by striking subparagraph (E) and inserting the following new subparagraph:

“(E) REVIEWS.—

“(i) RENT BURDENS.—The Secretary shall monitor rent burdens and submit a report to the Congress annually on the percentage of families assisted under this subsection, occupying dwelling units of any size, that pay more than 30 percent of their adjusted incomes for rent and such percentage that pay more than 40 percent of their adjusted incomes for rent. Using information regularly reported by public housing agencies, the Secretary shall provide public housing agencies, on an annual basis, a report with the infor-

mation described in the first sentence of this clause, and may require a public housing agency to modify a payment standard that results in a significant percentage of families assisted under this subsection, occupying dwelling units of any size, paying more than 30 percent of their adjusted incomes for rent.

“(ii) CONCENTRATION OF POVERTY.—The Secretary shall submit a report to the Congress annually on the degree to which families assisted under this subsection in each metropolitan area are clustered in lower rent, higher poverty areas and how, and the extent to which, greater geographic distribution of such assisted families could be achieved, including by increasing payment standards for particular communities within such metropolitan areas.

“(iii) PUBLIC HOUSING AGENCY RESPONSIBILITIES.—Each public housing agency shall make publicly available the information on rent burdens provided by the Secretary pursuant to clause (i), and, for agencies located in metropolitan areas, the information on concentration provided by the Secretary pursuant to clause (ii). If the percentage of families paying more than 30 percent or 40 percent of income exceeds the national average for either of such categories, as reported pursuant to clause (i), the public housing agency shall adjust the payment standard to eliminate excessive rent burdens within a reasonable time period or explain its reasons for not making such adjustment. The Secretary may not deny the request of a public housing agency to set a payment standard up to 120 percent of the fair market rent to remedy rent burdens in excess of the national average or undue concentration of families assisted under this subsection in lower rent, higher poverty sections of a metropolitan area except on the basis that an agency has not demonstrated that its request meets these criteria. If a request of a public housing agency has not been denied or approved within 45 days after the request is made, the request shall be considered to have been approved.”.

(b) PUBLIC HOUSING AGENCY PLAN.—Section 5A(d)(4) of the United States Housing Act of 1937 (42 U.S.C. 1437c-1(d)(4)) is amended by inserting before the period at the end the following: “, including the report with respect to the agency furnished by the Secretary pursuant to section 8(o)(1)(E) concerning rent burdens and, if applicable, geographic concentration of voucher holders, any changes in rent or other policies the public housing agency is making to address excessive rent burdens or concentration, and if the public housing agency is not adjusting its payment standard, its reasons for not doing so”.

(c) RENT BURDENS FOR PERSONS WITH DISABILITIES.—Subparagraph (D) of section 8(o)(1) is amended by inserting before the period at the end the following: “, except that a public housing agency may establish a payment standard of not more than 120 percent of the fair market rent where necessary as a reasonable accommodation for a person with a disability, without approval of the Secretary. A public housing agency may seek approval of the Secretary to use a payment standard greater than 120 percent of the fair market rent as a reasonable accommodation for a person with a disability”.

#### SEC. 13. ESTABLISHMENT OF FAIR MARKET RENT.

(a) IN GENERAL.—Paragraph (1) of section 8(c) of the United States Housing Act of 1937 (42 U.S.C. 1437f(c)(1)) is amended—

(1) by inserting “(A)” after the paragraph designation;

(2) by striking the seventh, eighth, and ninth sentences; and

(3) by adding at the end the following:

“(B)(i) The Secretary shall endeavor to define market areas for purposes of this paragraph in a manner that results in fair market rentals that are adequate to cover typical rental costs of units suitable for occupancy by persons assisted under this section in as wide a range of communities as is feasible, including communities with low poverty rates.

“(ii) The Secretary at a minimum shall define a separate market area for each—

“(I) metropolitan city, as such term is defined in section 102(a) of the Housing and Community Development Act of 1974 (42 U.S.C. 5302(a)), with more than 40,000 rental dwelling units; and

“(II) urban county or portion of an urban county, as such term is defined in such section 102(a), located outside the boundaries of any metropolitan city specified in subclause (I).

“(iii) The Secretary shall, at the request of one or more public housing agencies, establish a separate market area for part or all of the area under the jurisdiction of such agencies, if—

“(I) the requested market area contains at least 20,000 rental dwelling units;

“(II) the areas contained in the requested market area are geographically contiguous and share similar housing market characteristics;

“(III) adequate data are available to establish a reliable fair market rental for the requested market area, and for the remainder of the market area in which it is currently located; and

“(IV) establishing the requested market area would raise or lower the fair market rental by 10 percent or more at the time the requested market area is established.

For purposes of subclause (III), data for an area shall be considered adequate if they are sufficient to establish from time to time a reliable benchmark fair market rental based primarily on data from that area, whether or not those data need to be supplemented with data from a larger area for purposes of annual updates.

“(iv) The Secretary shall not reduce the fair market rental in a market area as a result of a change in the percentile of the distribution of market rents used to establish the fair market rental.”

(b) PAYMENT STANDARD.—Subparagraph (B) of section 8(o)(1) of the United States Housing Act of 1937 (42 U.S.C. 1437f(o)(1)(B)) is amended by inserting before the period at the end the following: “, except that no public housing agency shall be required as a result of a reduction in the fair market rental to reduce the payment standard applied to a family continuing to reside in a unit for which the family was receiving assistance under this section at the time the fair market rental was reduced”.

**SEC. 14. SCREENING OF APPLICANTS.**

Subparagraph (B) of section 8(o)(6) of the United States Housing Act of 1937 (1437f(o)(6)(B)) is amended by inserting after the period at the end of the second sentence the following: “A public housing agency’s elective screening shall be limited to criteria that are directly related to an applicant’s ability to fulfill the obligations of an assisted lease and shall consider mitigating circumstances related to such applicant. Any applicant or participant determined to be ineligible for admission or continued participation to the program shall be notified of the basis for such determination and provided, within a reasonable time after the determination, an opportunity for an informal hearing on such determination at which mitigating circumstances, including remedial conduct subsequent to the notice, shall be considered.”

**SEC. 15. ENHANCED VOUCHERS.**

(a) TREATMENT OF UNIT AND FAMILY SIZE.—Subparagraph (B) of section 8(t)(1) of the United States Housing Act of 1937 (42 U.S.C. 1437(t)(1)(B)) is amended by inserting after “eligibility event for the project,” the following: “regardless of unit and family size standards normally used by the administering agency (except that tenants may be required to move to units of appropriate size if available on the premises).”

(b) ELIGIBILITY OF CERTAIN PROJECTS.—Notwithstanding any other provision of law—

(1) the property known as The Heritage Apartments (FHA No. 023-44804), in Malden, Massachusetts, shall be considered eligible low-income housing for purposes of the eligibility of residents of the property for enhanced voucher assistance under section 8(t) of the United States Housing Act of 1937 (42 U.S.C. 1437(t)), pursuant to paragraph (2)(A) of section 223(f) of the Low-Income Housing Preservation and Resident Homeownership Act of 1990 (12 U.S.C. 4113(f)(2)(A));

(2) such residents shall receive enhanced rental housing vouchers upon the prepayment of the mortgage loan for the property under section 236 of the National Housing Act (12 U.S.C. 1715z-1); and

(3) The Secretary shall approve such prepayment and subsequent transfer of the property without any further condition, except that the property shall be restricted for occupancy, until the original maturity date of the prepaid mortgage loan, only by families with incomes not exceeding 80 percent of the adjusted median income for the area in which the property is located, as published by the Secretary.

Amounts for the enhanced vouchers pursuant to this subsection shall be provided under amounts appropriated for tenant-based rental assistance otherwise authorized under section 8(t) of the United States Housing Act of 1937.

**SEC. 16. HOUSING INNOVATION PROGRAM.**

(a) ESTABLISHMENT OF PROGRAM.—Title I of the United States Housing Act of 1937 (42 U.S.C. 1437 et seq.) is amended by adding at the end the following new section:

**“SEC. 36. HOUSING INNOVATION PROGRAM.**

“(a) PURPOSE.—The purpose of the program under this section is to provide public housing agencies and the Secretary the flexibility to design and evaluate innovative approaches to providing housing assistance that—

“(1) increase housing opportunities for low-income families, including preventing homelessness, rehabilitate or replace housing at risk of physical deterioration or obsolescence, and develop additional affordable housing;

“(2) leverage other Federal, State, and local funding sources, including the low-income housing tax credit program, to expand and preserve affordable housing opportunities, including public housing;

“(3) provide financial incentives and other support mechanisms to families to obtain employment and increase earned income;

“(4) test alternative rent-setting policies to determine whether rent determinations can be simplified and administrative cost savings can be realized while protecting extremely low- and very low-income families from increased rent burdens;

“(5) are subject to rigorous evaluation to test the effectiveness of such innovative approaches; and

“(6) are developed with the support of the local community and with the substantial participation of affected residents.

“(b) PROGRAM AUTHORITY.—

“(1) SCOPE.—The Secretary shall carry out a housing innovation program under this

section under which the Secretary may designate not more than 60 public housing agencies to participate, at any one time, in the housing innovation program, in accordance with subsections (c) and (d), except that, in addition to such 60 agencies, the Secretary may designate an additional 20 agencies to participate in the program under the terms of subsection (h).

“(2) DURATION.—The Secretary may carry out the housing innovation program under this section only during the 10-year period beginning on the date of the enactment of the Section 8 Voucher Reform Act of 2007.

“(c) PARTICIPATION OF EXISTING MTW AGENCIES.—

“(1) EXISTING MTW AGENCIES.—Subject to the requirements of paragraph (2), all existing MTW agencies shall be designated to participate in the program.

“(2) CONDITIONS OF PARTICIPATION.—The Secretary shall approve and transfer into the housing innovation program under this section each existing MTW agency that the Secretary determines is not in default under such agreement and which the Secretary also determines is meeting the goals and objectives of its moving to work plan. Each such agency shall, within two years after the date of the enactment of the Section 8 Voucher Reform Act of 2007, make changes to its policies that were implemented before such date of enactment in order to comply with the requirements of this section.

“(d) ADDITIONAL AGENCIES.—

“(1) PROPOSALS; SELECTION PROCESS.—In addition to agencies participating in the program pursuant to subsection (c), the Secretary shall, within 18 months after such date of enactment, select public housing agencies to participate in the program pursuant to a competitive process that meets the following requirements:

“(A) Any public housing agency may be selected to participate in the program, except that not more than 5 agencies that are near-troubled under the public housing assessment system and/or section 8 management assessment program may be selected, and except that any agency that is a troubled agency under either such assessment program or for which the Secretary has hired an alternative management entity for such agency or has taken possession of all or any part of such agency’s public housing program shall not be eligible for participation. Any near-troubled public housing agency participating in the program shall remain subject to the requirements of this Act governing tenant rent contributions, eligibility, and continued participation, and may not adopt policies described in subsection (e)(4) (relating to rents and requirements for continued occupation and participation).

“(B) The process provides, to the extent possible based on eligible agencies submitting applications and taking into account existing MTW agencies participating pursuant to subsection (c), for representation among agencies selected of agencies having various characteristics, including both large and small agencies, agencies serving urban, suburban, and rural areas, and agencies in various geographical regions throughout the United States, and which may include the selection of agencies that only administer the voucher program under section 8(o).

“(C) Any agency submitting a proposal under this paragraph shall have provided notice to residents and the local community, not later than 30 days before the first of the two public meetings required under subparagraph (D).

“(D) The agency submitting a proposal shall hold two public meetings to receive comments on the agency’s proposed application, on the implications of changes under

the proposal, and the possible impact on residents.

“(E) The process includes criteria for selection, as follows:

“(i) The extent to which the proposal generally identifies existing rules and regulations that impede achievement of the goals and objectives of the proposal and an explanation of why participation in the program is necessary to achieve such goals and objectives.

“(ii) The extent of commitment and funding for carrying out the proposal by local government agencies and nonprofit organizations, including the provision of additional funding and other services, and the extent of support for the proposal by residents, resident advisory boards, and members of the local community.

“(iii) The extent to which the agency has a successful history of implementing strategies similar to those set forth in the agency’s proposal.

“(iv) Whether the proposal pursues a priority strategy as specified in paragraph (2). In the case of any proposal utilizing a such a priority strategy, the proposal shall be evaluated based upon—

“(I) the extent to which the proposal is likely to achieve the objectives of developing additional housing dwelling units affordable to extremely low-, very low-, and low-income families, and preserving, rehabilitating, or modernizing existing public housing dwelling units; or

“(II) the extent to which the proposal is likely to achieve the purposes of moving families toward economic self-sufficiency and increasing employment rates and wages of families without imposing a significant rent burden on the lowest income families, as well as such of the additional purposes as may be identified in the proposal, which may include expanding housing choices utilizing coordinators for the family self-sufficiency program under section 23, making more effective use of program funds, and improving program management.

“(v) Such other factors as the Secretary may provide, in consultation with participating agencies, program stakeholders, and any entity conducting evaluations pursuant to subsection (f).

“(2) PRIORITY STRATEGIES.—For purposes of paragraph (1)(E)(iv), the following are priority strategies:

“(A) DEVELOPMENT, REHABILITATION, AND FINANCING.—A strategy of development of additional affordable housing dwelling units and/or a strategy for preservation and physical rehabilitation and modernization of existing public housing dwelling units. Such strategies may include innovative financing proposals, leveraging of non-public housing funds (including the low-income housing tax credit program), and combining of funds for assistance under sections 8 and 9. Each such proposal shall include detailed information about the strategies expected to be employed, an explanation of why participation in the program is necessary to employ such strategies, and numerical goals regarding the number of dwelling units to be developed, preserved, or rehabilitated.

“(B) RENT REFORMS.—A strategy to implement rent reforms, which shall be designed to help families increase their earned income through rent and other work incentives, and may also test the effectiveness of achieving administrative cost savings without increased rent burdens for extremely low- and very low-income families.

“(3) CONTRACT AMENDMENT.—After selecting agencies under this subsection, the Secretary shall promptly amend the applicable annual contributions contracts of such agencies to provide that—

“(A) subject to subparagraph (B), such agencies may implement any policies and ac-

tivities that are not inconsistent with this section without specifying such policies and activities in such amendment and without negotiating or entering into any other agreements with the Secretary specifying such policies and activities; and

“(B) the activities to be implemented by an agency under the program in a given year shall be described in and subject to the requirements of the annual plan under subsection (e)(8). Upon the enactment of this section, any agency which has participated in the Moving to Work demonstration may, at its option, be subject to the provisions of this paragraph in lieu of any other agreement required by the Secretary for participation in the program.

“(4) MAINTAINING PARTICIPATION RATE.—If, at any time after the initial selection period under paragraph (1), the number of public housing agencies participating in the program under this section is fewer than 40, the Secretary shall promptly solicit applications from and select public housing agencies to participate in the program under the terms and conditions for application and selection provided in this section to increase the number of agencies participating in the program to 40.

“(e) PROGRAM REQUIREMENTS.—

“(1) PROGRAM FUNDS.—

“(A) IN GENERAL.—To carry out a housing innovation program under this section, the participating agency may use amounts provided to the agency from the Operating Fund under section 9(e), amounts provided to the agency from the Capital Fund under section 9(d), and amounts provided to the agency for voucher assistance under section 8(o). Such program funds may be used for any activities that are authorized by section 8(o) or 9, or for other activities that are not inconsistent with this section, which shall include, without limitation—

“(i) providing capital and operating assistance, and financing for housing previously developed or operated pursuant to a contract between the Secretary and such agency;

“(ii) the acquisition, new construction, rehabilitation, financing, and provision of capital or operating assistance for low-income housing (including housing other than public housing) and related facilities, which may be for terms exceeding the term of the program under this section in order to secure other financing for such housing;

“(iii) costs of site acquisition and improvement, providing utility services, demolition, planning, and administration of activities under this paragraph;

“(iv) housing counseling for low-income families in connection with rental or homeownership assistance provided under the program;

“(v) safety, security, law enforcement, and anticrime activities appropriate to protect and support families assisted under the program;

“(vi) tenant-based rental assistance, which may include the project-basing of such assistance; and

“(vii) appropriate and reasonable financial assistance that is required to preserve low-income housing otherwise assisted under programs administered by the Secretary or under State or local low-income housing programs.

“(B) COMBINING FUNDS.—Notwithstanding any other provision of law, a participating agency may combine and use program funds for any activities authorized under this section, except that a participating agency may use funds provided for assistance under section 8(o) for activities other than those authorized under section 8(o) only if (i) in the calendar year prior to its participation in the program, the agency utilized not less than 95 percent of such funds allocated for

that calendar year for such authorized activities or 95 percent of its authorized vouchers, including vouchers ported in to the agency and vouchers ported out; or (ii) after approval to participate in the program, the agency achieves such utilization for a 12-month period. This subparagraph shall not apply to participating agencies approved by the Secretary to combine funds from sections 8 and 9 of the Act prior to enactment of this section.

“(2) USE OF PROGRAM FUNDS.—In carrying out the housing innovation program under this section, each participating agency shall continue to assist—

“(A) not less than substantially the same number of eligible low-income families under the program as it assisted in the base year for the agency; and

“(B) a comparable mix of families by family size, subject to adjustment to reflect changes in the agency’s waiting list, except that the Secretary may approve exceptions to such requirements for up to 3 years based on modernization or redevelopment activities proposed in an annual plan submitted and approved in accordance with paragraph (8).

Determinations with respect to the number of families served shall be adjusted based on any allocation of additional vouchers under section 8(o) and to reflect any change in the percentage of program funds that a participating agency receives compared to the base year.

“(3) RETAINED PROVISIONS.—Notwithstanding any other provision of this section, families receiving assistance under this section shall retain the same rights of judicial review of agency action as they would otherwise have had if the agency were not participating in the program, and each participating agency shall comply with the following provisions of this Act:

“(A) Subsections (a)(2)(A) and (b)(1) of section 16 (relating to targeting for new admissions in the public housing and voucher programs).

“(B) Section 2(b) (relating to tenant representatives on the public housing agency board of directors).

“(C) Section 3(b)(2) (relating to definitions for the terms ‘low-income families’ and ‘very low-income families’).

“(D) Section 5(A)(e) (relating to the formation of and consultation with a resident advisory board).

“(E) Sections 6(f)(1) and 8(o)(8)(B) (relating to compliance of units assisted with housing quality standards or other codes).

“(F) Sections 6(c)(3), 6(c)(4)(i), and 8(o)(6)(B) (relating to rights of public housing applicants and existing procedural rights for applicants under section 8(o)).

“(G) Section 6(k) (relating to grievance procedures for public housing tenants) and comparable procedural rights for families assisted under section 8(o).

“(H) Section 6(l) (relating to public housing lease requirements), except that for units assisted both with program funds and low-income housing tax credits, the initial lease term may be less than 12 months if required to conform lease terms with such tax credit requirements.

“(I) Section 7 (relating to designation of housing for elderly and disabled households), except that a participating agency may make such designations (at initial designation or upon renewal) for a term of up to 5 years if the agency includes in its annual plan under paragraph (8) an analysis of the impact of such designations on affected households and such designation is subject to the program evaluation. Any participating agency with a designated housing plan that was approved under the moving to work demonstration may continue to operate under the terms of such plan for a term

of 5 years (with an option to renew on the same terms for an additional 5 years) if it includes in its annual plan an analysis of the impact of such designations on affected households and is subject to evaluation under subsection (f).

“(J) Subparagraphs (C) through (E) of section 8(o)(7) and section 8(o)(20) (relating to lease requirements and eviction protections for families assisted with tenant-based assistance).

“(K) Subject to paragraph (1)(B) of this subsection, section 8(o)(13)(B) (relating to a percentage limitation on project-based assistance), except that for purposes of this subparagraph such section shall be applied by substituting ‘50 percent’ for ‘20 percent’.

“(L) Section 8(o)(13)(E) (relating to resident choice for tenants of units with project-based vouchers), except with respect to—

“(i) in the case of agencies participating in the moving to work demonstration, any housing assistance payment contract entered into within 2 years after the enactment of this section;

“(ii) project-based vouchers that replace public housing units;

“(iii) not more than 10 percent of the vouchers available to the participating agency upon entering the housing innovation program under this section; and

“(iv) any project-based voucher program that is subject to evaluation under subsection (f).

“(M) Section 8(r) (relating to portability of voucher assistance), except that a participating agency may receive funding for portability obligations under section 8(dd) in the same manner as other public housing agencies.

“(N) Sections 8(ee) and 6(u) (relating to records, certification and confidentiality regarding domestic violence).

“(O) Subsections (a) and (b) of section 12 (relating to payment of prevailing wages).

“(P) Section 18 (relating to demolition and disposition of public housing).

“(4) RENTS AND REQUIREMENTS FOR CONTINUED OCCUPANCY OR PARTICIPATION.—

“(A) BEFORE POLICY CHANGE.—Before adopting any policy pursuant to participation in the housing innovation program under this section that would make a material change to the requirements of this Act regarding tenant rents or contributions, or conditions of continued occupancy or participation, a participating agency shall complete each of the following actions:

“(i) The agency shall conduct an impact analysis of the proposed policy on families the agency is assisting under the program under this section and on applicants on the waiting list, including analysis of the incidence and severity of rent burdens greater than 30 percent of adjusted income on households of various sizes and types and in various income tiers, that would result, if any, without application of the hardship provisions. The analysis with respect to applicants on the waiting list may be limited to demographic data provided by the applicable consolidated plan, information provided by the Secretary, and other generally available information. The proposed policy, including provisions for addressing hardship cases and transition provisions that mitigate the impact of any rent increases or changes in the conditions of continued occupancy or participation, and data from this analysis shall be made available for public inspection for at least 60 days in advance of the public meeting described in clause (ii).

“(ii) The agency shall hold a public meeting regarding the proposed change, including the hardship provisions, which may be combined with a public meeting on the draft annual plan under paragraph (8) or the annual report under paragraph (9).

“(iii) The board of directors or other similar governing body of the agency shall approve the change in public session.

“(iv) The agency shall obtain approval from the Secretary of the annual plan or plan amendment. The Secretary may approve a plan or amendment containing a material change to the requirements of this Act regarding tenant rents or contributions, or conditions of continued occupancy or participation, only if the agency agrees that such policy may be included as part of the national evaluation.

“(B) AFTER POLICY CHANGE.—After adopting a policy described in subparagraph (A), a program agency shall complete each of the following actions:

“(i) The agency shall provide adequate notice to residents, which shall include a description of the changes in the public housing lease or participation agreement that may be required and of the hardship or transition protections offered.

“(ii) In the case of any additional requirements for continued occupancy or participation, the agency shall execute a lease addendum or participation agreement specifying the requirements applicable to both the resident and the agency. A resident may bring a civil action to enforce commitments of the agency made through the lease addendum or participation agreement.

“(iii) The agency shall reassess rent, subsidy level, and policies on program participation no less often than every two years, which shall include preparing a revised impact analysis, and make available to the public the results of such reassessment and impact analysis. The requirement under this clause may be met by sufficiently detailed interim reports, if any, by the national evaluating entity.

“(iv) The agency shall include in the annual report under paragraph (8) information sufficient to describe any hardship requests, including the number and types of requests made, granted, and denied, the use of transition rules, and adverse impacts resulting from changes in rent or continued occupancy policies, including actions taken by the agency to mitigate such impacts and impacts on families no longer assisted under the program.

“(C) APPLICABILITY TO EXISTING MTW AGENCIES.—An existing MTW agency that, before the date of the enactment of this section, implemented material changes to the requirements of this Act regarding tenant rents or contributions, or conditions of continued occupancy or participation, as part of the moving to work demonstration shall not be subject to subparagraph (A) with regard to such previously implemented changes, but shall comply with the requirements of subparagraph (B)(ii) and provide the evaluation and impact analysis required by subparagraph (B)(iii) by the end of the second agency fiscal year ending after such date of enactment.

“(5) PROHIBITION AGAINST DECREASE IN PROGRAM FUNDS.—The amount of program funds a participating agency receives shall not be diminished by its participation in the housing innovation program under this section.

“(6) SUBMISSION OF INFORMATION.—As part of the annual report required under subsection (g)(2), each participating agency shall submit information annually to the Secretary regarding families assisted under the program of the agency and comply with any other data submissions required by the Secretary for purposes of evaluation of the program under this section.

“(7) PUBLIC AND RESIDENT PARTICIPATION.—Each participating agency shall provide opportunities for resident and public participation in the annual plan under paragraph (8), as follows:

“(A) NOTICE TO RESIDENTS.—

“(i) NOTICE.—Each year, the agency shall provide notice to the low-income families it serves under the programs authorized by this section as to the impact of proposed policy changes and program initiatives and of the schedule of resident advisory board and public meetings for the annual plan.

“(ii) MEETING.—The agency shall hold at least one meeting with the resident advisory board (including representatives of recipients of assistance under section 8) to review the annual plan for each year.

“(B) PUBLIC MEETING.—With respect to each annual plan, the agency shall hold at least one annual public meeting to obtain comments on the plan, which may be combined with a meeting to review the annual report. In the case of any agency that administers, in the aggregate, more than 15,000 public housing units and vouchers, the agency shall hold additional meetings in locations that promote attendance by residents and other stakeholders.

“(C) PUBLIC AVAILABILITY.—Before adoption of any annual plan, and not less than 30 days before the public meeting required under subparagraph (A)(ii) with respect to the plan, the agency shall make the proposed annual plan available for public inspection. The annual plan shall be made available for public inspection not less than 30 days before approval by the board of directors (or other similar governing body) of the agency and shall remain publicly available.

“(D) BOARD APPROVAL.—Before submitting an annual plan or annual report to the Secretary, the plan or report, as applicable, shall be approved in a public meeting by the board of directors or other governing body of the agency.

“(8) ANNUAL PLAN.—

“(A) REQUIREMENT.—For each year that a participating agency participates in the housing innovation program under this section, the agency shall submit to the Secretary, in lieu of all other planning requirements, an annual plan under this paragraph.

“(B) CONTENTS.—Each annual plan shall include the following information:

“(i) A list and description of all program initiatives and generally applicable policy changes, including references to affected provisions of law or the implementing regulations affected.

“(ii) A description and comparison of changes under the housing innovation program of the agency from the plan for such program for the preceding year.

“(iii) A description of property redevelopment or portfolio repositioning strategies and proposed changes in policies or uses of funds required to implement such strategies.

“(iv) Documentation of public and resident participation sufficient to comply with the requirements under paragraphs (4) and (7), including a copy of any recommendations submitted in writing by the resident advisory board of the agency and members of the public, a summary of comments, and a description of the manner in which the recommendations were addressed.

“(v) Certifications by the agency that—

“(I) the annual plan will be carried out in conformity with title VI of the Civil Rights Act of 1964, the Fair Housing Act, section 504 of the Rehabilitation Act of 1973, title II of the Americans with Disabilities Act of 1990, and the rules, standards, and policies in the approved plan;

“(II) the agency will affirmatively further fair housing; and

“(III) the agency has complied and will continue to comply with its obligations under the national evaluation.

“(vi) A description of the agency’s local asset management strategy for public housing properties, which shall be in lieu of any



other asset management, project based management or accounting, or other system of allocating resources and costs to participating agency assets or cost centers that the Secretary may otherwise impose under this Act.

“(C) CHANGES.—If the agency proposes to make material changes in policies or initiatives in the plan during the year covered by the plan, the agency shall consult with the resident advisory board for the agency established pursuant to section 5A(e) and the public regarding such changes before their adoption.

“(D) APPROVAL PROCESS.—

“(i) TIMING.—The Secretary shall review and approve or disapprove each annual plan submitted to the Secretary within 45 days after such submission.

“(ii) STANDARDS FOR DISAPPROVAL.—The Secretary may disapprove a plan only if—

“(I) the Secretary reasonably determines, based on information contained in the annual plan or annual report, that the agency is not in compliance with the requirements of this section;

“(II) the annual plan or most recent annual report is not consistent with other reliable information available to the Secretary; or

“(III) the annual plan or annual report or the agency’s activities under the program are not otherwise in accordance with applicable law.

“(iii) FAILURE TO DISAPPROVE.—If a submitted plan is not disapproved within 45 days after submission, the plan shall be considered to be approved for purposes of this section. The preceding sentence shall not preclude judicial review regarding such compliance pursuant to chapter 7 of title 5, United States Code, or an action regarding such compliance under section 1979 of the Revised Statutes of the United States (42 U.S.C. 1983).

“(f) EVALUATION OF PERFORMANCE.—

“(1) IN GENERAL.—The Secretary shall conduct detailed evaluations of all public housing agencies participating in the program under this section—

“(A) to determine the level of success of each public housing agency in achieving the purposes of the program under subsection (a); and

“(B) to identify program models that can be replicated by other agencies to achieve such success.

“(2) REPORTS.—

“(A) IN GENERAL.—The Secretary shall submit three reports to the Congress, as provided in subparagraph (B), evaluating the programs of all public housing agencies participating in the program under this section and all agencies participating in the moving to work demonstration. Each such report shall include findings and recommendations for any appropriate legislative action.

“(B) TIMING.—The reports under this paragraph shall include—

“(i) an initial report, which shall be submitted before the expiration of the 3-year period beginning on the date of the enactment of the Section 8 Voucher Reform Act of 2007;

“(ii) an interim report, which shall be submitted before the expiration of the 5-year period beginning on such date of enactment; and

“(iii) a final report, which shall be submitted before the expiration of the 10-year period beginning on such date of enactment.

“(3) EVALUATING ENTITY.—The Secretary may contract out the responsibilities under this paragraphs (1) and (2) to an independent entity that is qualified to perform such responsibilities.

“(4) PERFORMANCE MEASURES.—The Secretary or the evaluating entity, as applicable, shall establish performance measures, which may include—

“(A) a baseline performance level against which program activities may be evaluated; and

“(B) performance measures for—

“(i) increasing housing opportunities for extremely low-, very low-, and low-income families, replacing or rehabilitating housing at risk of physical deterioration or obsolescence, and developing additional affordable housing;

“(ii) leveraging other Federal, State, and local funding sources, including the low-income housing tax credit program, to expand and preserve affordable housing opportunities, including public housing;

“(iii) moving families to self-sufficiency and increasing employment rates and wages of families without imposing a significant rent burden on the families having the lowest incomes;

“(iv) reducing administrative costs; and

“(v) any other performance measures that the Secretary or evaluating entity, as applicable, may establish.

“(g) RECORDKEEPING, REPORTS, AND AUDITS.—

“(1) RECORDKEEPING.—Each public housing agency participating in the program under this section shall keep such records as the Secretary may prescribe as reasonably necessary to disclose the amounts and the disposition of amounts under the program, to ensure compliance with the requirements of this section, and to measure performance.

“(2) REPORTS.—In lieu of all other reporting requirements, each such agency participating in the program shall submit to the Secretary an annual report in a form and at a time specified by the Secretary. Each annual report shall include the following information:

“(A) A description, including an annual consolidated financial report, of the sources and uses of funds of the agency under the program, which shall account separately for funds made available under section 8 and subsections (d) and (e) of section 9, and shall compare the agency’s actions under the program with its annual plan for the year.

“(B) An annual audit that complies with the requirements of Circular A-133 of the Office of Management and Budget, including the OMB Compliance Supplement.

“(C) A description of each hardship exception requested and granted or denied, and of the use of any transition rules.

“(D) Documentation of public and resident participation sufficient to comply with the requirements under paragraph (7).

“(E) A comparison of income and the sizes and types of families assisted by the agency under the program compared to those assisted by the agency in the base year.

“(F) Every two years, an evaluation of rent policies, subsidy level policies, and policies on program participation.

“(G) A description of any ongoing local evaluations and the results of any local evaluations completed during the year.

“(3) ACCESS TO DOCUMENTS BY SECRETARY.—The Secretary shall have access for the purpose of audit and examination to any books, documents, papers, and records that are pertinent to assistance in connection with, and the requirements of, this section.

“(4) ACCESS TO DOCUMENTS BY THE COMPTROLLER GENERAL.—The Comptroller General of the United States, or any of the duly authorized representatives of the Comptroller General, shall have access for the purpose of audit and examination to any books, documents, papers, and records that are pertinent to assistance in connection with, and the requirements of, this section.

“(5) REPORTS REGARDING EVALUATIONS.—The Secretary shall require each public housing agency participating in the program under this section to submit to the Secretary, as part of the agency’s annual report

under paragraph (2), such information as the Secretary considers appropriate to permit the Secretary to evaluate (pursuant to subsection (f)) the performance and success of the agency in achieving the purposes of the demonstration.

“(h) ADDITIONAL PROGRAM AGENCIES.—In participating in the program under the terms of this subsection, the public housing agencies designated for such participation shall be subject to the requirements of this section, and the additional following requirements:

“(1) APPLICABILITY OF CERTAIN EXISTING PROVISIONS.—Such agencies shall be subject to the provisions of—

“(A) subsections (a) and (b) of section 3; and

“(B) section 8(o), except for paragraph (11) and except as the requirements of section 8(o) are modified by subsection (e)(3) of this section.

“(2) NO TIME LIMITS.—Such agencies may not impose time limits on the term of housing assistance received by families under the program.

“(3) NO EMPLOYMENT CONDITIONS.—Such agencies may not condition the receipt of housing assistance by families under the program on the employment status of one of more family members.

“(4) ONE-FOR-ONE REPLACEMENT.—

“(A) CONDITIONS ON DEMOLITION.—Such agencies may not demolish or dispose of any dwelling unit of public housing operated or administered by such agency (including any uninhabitable unit and any unit previously approved for demolition) except pursuant to a plan for replacement of such units in accordance with, and approved by the Secretary of Housing and Urban Development pursuant to, subparagraph (B).

“(B) PLAN REQUIREMENTS.—The Secretary may not approve a plan that provides for demolition or disposition of any dwelling unit of public housing referred to in subparagraph (A) unless—

“(i) such plan provides for outreach to public housing agency residents in accordance with paragraph (5);

“(ii) not later than 60 days before the date of the approval of such plan, such agency has convened and conducted a public hearing regarding the demolition or disposition proposed in the plan;

“(iii) such plan provides that for each such dwelling unit demolished or disposed of, such public housing agency will provide an additional dwelling unit through—

“(I) the acquisition or development of additional public housing dwelling units; or

“(II) the acquisition, development, or contracting (including through project-based assistance) of additional dwelling units that are subject to requirements regarding eligibility for occupancy, tenant contribution toward rent, and long-term affordability restrictions which are comparable to public housing units, except that no household may be prevented from occupying a replacement dwelling unit provided pursuant to clause (iii) except to the extent specifically provided by any other provision of Federal law (including subtitle F of title V of the Quality Housing and Work Responsibility Act of 1998 (42 U.S.C. 13661 et seq.; relating to safety and security in public and assisted housing, subtitle D of title VI of the Housing and Community Development Act of 1992 (42 U.S.C. 13611 et seq.; relating to preferences for elderly and disabled residents), and section 16(f) of this Act (42 U.S.C. 1437n(f)); relating to ineligibility of persons convicted of methamphetamine offenses);

“(iv) such plan provides for a right, and implementation of such right, to occupancy of additional dwelling units provided in accordance with clause (iii), for households



who, as of the time that dwelling units demolished or disposed of were vacated to provide for such demolition or disposition, were occupying such dwelling units;

“(v) such plan provides that the proposed demolition or disposition and relocation will be carried out in a manner that affirmatively furthers fair housing, as described in subsection (e) of section 808 of the Civil Rights Act of 1968; and

“(vi) to the extent that such plan provides for the provision of replacement or additional dwelling units, or redevelopment, in phases over time, such plan provides that the ratio of dwelling units described in subclauses (I) and (II) of clause (iii) that are provided in any such single phase to the total number of dwelling units provided in such phase is not less than the ratio of the aggregate number of such dwelling units provided under the plan to the total number of dwelling units provided under the plan.

“(C) INAPPLICABLE PROVISIONS.—Subparagraphs (B) and (D) of section 8(o)(13) of the United States Housing Act of 1937 (42 U.S.C. 1437f(o)(13)) shall not apply with respect to vouchers used to comply with the requirements of subparagraph (B)(iii) of this paragraph.

“(D) MONITORING.—The Secretary of Housing and Urban Development shall provide for the appropriate field offices of the Department to monitor and supervise enforcement of this paragraph and plans approved under this paragraph and to consult, regarding such monitoring and enforcement, with resident councils of, and residents of public housing operated or administered by, the agency.

“(5) COMPREHENSIVE OUTREACH PLAN.—No program funds of such agencies may be used to demolish or dispose of any public housing dwelling units except in accordance with a comprehensive outreach plan for such activities, developed by the agency in conjunction with the residents of the public housing agency, as follows:

“(A) The plan shall be developed by the agency and a resident task force, which may include members of the Resident Council, but may not be limited to such members, and which shall represent all segments of the population of residents of the agency, including single parent-headed households, the elderly, young employed and unemployed adults, teenage youth, and disabled persons.

“(B) The votes and agreements regarding the plan shall involve—

“(i) in the case of any public housing agency that administers 250 or fewer public housing dwelling units, not less than 10 percent of affected residents; and

“(ii) in the case of any public housing agency that administers more than 250 public housing dwelling units, not less than 25 affected residents.

“(C) The plan shall provide for and describe outreach efforts to inform residents of the program under this subsection, including a door-to-door information program, monthly newsletters to each resident household, monthly meetings dedicated solely to every aspect of the proposed development, including redevelopment factors, which shall include the one-for-one replacement requirement under paragraph (5), resident rights to return, the requirements of the program under this subsection, new resident support and community services to be provided, opportunities for participation in architectural design, and employment opportunities for residents, which shall make available at least 30 percent of the total hours worked at all such employment, and shall also make available at least 25 percent of unskilled jobs in demolition activities and 25 percent of unskilled jobs in construction activities related to the redevelopment project, including job

training, apprenticeships, union membership assistance.

“(D) The plan shall provide for regularly scheduled monthly meeting updates and a system for filing complaints about any aspect of the redevelopment process.

“(i) DEFINITIONS.—For purposes of this section, the following definitions shall apply:

“(1) EXISTING MTW AGENCY.—The term ‘existing MTW agency’ means a public housing agency that as of the date of the enactment of the Section 8 Voucher Reform Act of 2007 has an existing agreement with the Secretary pursuant to the moving to work demonstration.

“(2) BASE YEAR.—The term ‘base year’ means, with respect to a participating agency, the agency fiscal year most recently completed prior to selection and approval for participation in the housing innovation program under this section.

“(3) MOVING TO WORK DEMONSTRATION.—The term ‘moving to work demonstration’ means the moving to work demonstration program under section 204 of the Departments of Veterans Affairs and Housing and Urban Development, and Independent Agencies Appropriations Act, 1996 (42 U.S.C. 1437f note).

“(4) PARTICIPATING AGENCIES.—The term ‘participating agencies’ means public housing agencies designated and approved for participation, and participating, in the housing innovation program under this section.

“(5) PROGRAM FUNDS.—The term ‘program funds’ means, with respect to a participating agency, any amounts that the agency is authorized, pursuant to subsection (e)(1), to use to carry out the housing innovation program under this section of the agency.

“(6) RESIDENTS.—The term ‘residents’ means, with respect to a public housing agency, tenants of public housing of the agency and participants in the voucher or other housing assistance programs of the agency funded under section 8(o), or tenants of other units owned by the agency and assisted under this section.

“(j) AUTHORIZATION OF APPROPRIATIONS FOR RESIDENT TECHNICAL ASSISTANCE.—There is authorized to be appropriated for each of fiscal years 2008 through 2012 \$10,000,000, for providing capacity building and technical assistance to enhance the capabilities of low-income families assisted under the program under this section to participate in the process for establishment of annual plans under this section for participating agencies.

“(k) AUTHORIZATION OF APPROPRIATIONS FOR EVALUATIONS.—There is authorized to be appropriated \$15,000,000 to the Department of Housing and Urban Development for the purpose of conducting the evaluations required under subsection (f)(1).”

(b) GAO REPORT.—Not later than 48 months after the date of the enactment of this Act, the Comptroller General of the United States shall submit a report to the Congress on the extent to which the public housing agencies participating in the housing innovation program under section 36 of the United States Housing Act of 1937 are meeting the goals and purposes of such program, as identified in subsection (a) of such section 36.

#### SEC. 17. DEMONSTRATION PROGRAM WAIVER AUTHORITY.

(a) AUTHORITY TO ENTER INTO AGREEMENTS.—Notwithstanding any other provision of law, the Secretary of Housing and Urban Development may enter into such agreements as may be necessary with the Social Security Administration and the Secretary of Health and Human Services to allow for the participation, in any demonstration program described in subsection (c), by the Department of Housing and Urban Development and the use under such pro-

gram of housing choice vouchers under section 8(o) of the United States Housing Act of 1937 (42 U.S.C. 1437f(o)).

(b) WAIVER OF INCOME REQUIREMENTS.—The Secretary of Housing and Urban Development may, to extent necessary to allow rental assistance under section 8(o) of the United States Housing Act of 1937 to be provided on behalf of persons described in subsection (c) who participate in a demonstration program described in such subsection, and to allow such persons to be placed on a waiting list for such assistance, partially or wholly disregard increases in earned income for the purpose of rent calculations under section 3 for such persons.

(c) DEMONSTRATION PROGRAMS.—A demonstration program described in this subsection is a demonstration program of a State that provides for persons with significant disabilities to be employed and continue to receive benefits under programs of the Department of Health and Human Services and the Social Security Administration, including the program of supplemental security income benefits under title XVI of the Social Security Act, disability insurance benefits under title II of such Act, and the State program for medical assistance (Medicaid) under title XIX of such Act.

#### SEC. 18. ACCESS TO HUD PROGRAMS FOR PERSONS WITH LIMITED ENGLISH PROFICIENCY.

(a) HUD RESPONSIBILITIES.—To allow the Department of Housing and Urban Development to better serve persons with limited proficiency in the English language by providing technical assistance to recipients of Federal funds, the Secretary of Housing and Urban Development shall take the following actions:

(1) TASK FORCE.—Within 90 days after the enactment of this Act, convene a task force comprised of appropriate industry groups, recipients of funds from the Department of Housing and Urban Development (in this section referred to as the “Department”), community-based organizations that serve individuals with limited English proficiency, civil rights groups, and stakeholders, which shall identify a list of vital documents, including Department and certain property and other documents, to be competently translated to improve access to federally conducted and federally assisted programs and activities for individuals with limited English proficiency. The task force shall meet not less frequently than twice per year.

(2) TRANSLATIONS.—Within 6 months after identification of documents pursuant to paragraph (1), produce translations of the documents identified in all necessary languages and make such translations available as part of the library of forms available on the website of the Department and as part of the clearinghouse developed pursuant to paragraph (4).

(3) PLAN.—Develop and carry out a plan that includes providing resources of the Department to assist recipients of Federal funds to improve access to programs and activities for individuals with limited English proficiency, which plan shall include the elements described in paragraph (4).

(4) HOUSING INFORMATION RESOURCE CENTER.—Develop and maintain a housing information resource center to facilitate the provision of language services by providers of housing services to individuals with limited English proficiency. Information provided by such center shall be made available in printed form and through the Internet. The resources provided by the center shall include the following:

(A) TRANSLATION OF WRITTEN MATERIALS.—The center may provide, directly or through contract, vital documents from competent translation services for providers of housing services.

(B) TOLL-FREE CUSTOMER SERVICE TELEPHONE NUMBER.—The center shall provide a 24-hour toll-free interpretation service telephone line, by which recipients of funds of the Department and individuals with limited English proficiency may—

(i) obtain information about federally conducted or federally assisted housing programs of the Department;

(ii) obtain assistance with applying for or accessing such housing programs and understanding Federal notices written in English; and

(iii) communicate with housing providers, and learn how to access additional language services.

The toll-free telephone service provided pursuant to this subparagraph shall supplement resources in the community identified by the plan developed pursuant to paragraph (3).

(C) DOCUMENT CLEARINGHOUSE.—The center shall collect and evaluate for accuracy or develop, and make available, templates and documents that are necessary for consumers, relevant industry representatives, and other stakeholders of the Department, to access, make educated decisions, and communicate effectively about their housing, including—

(i) administrative and property documents;

(ii) legally binding documents;

(iii) consumer education and outreach materials;

(iv) documents regarding rights and responsibilities of any party; and

(v) remedies available to consumers.

(D) STUDY OF LANGUAGE ASSISTANCE PROGRAMS.—The center shall conduct a study that evaluates best-practices models for all programs of the Department that promote language assistance and strategies to improve language services for individuals with limited English proficiency. Not later than 18 months after the date of the enactment of this Act, the center shall submit a report to the Committee on Financial Services of the House of Representatives and the Committee on Banking, Housing, and Urban Affairs of the Senate, which shall provide recommendations for implementation, specific to programs of the Department, and information and templates that could be made available to all recipients of grants from the Department.

(E) CULTURAL AND LINGUISTIC COMPETENCE MATERIALS.—The center shall provide information relating to culturally and linguistically competent housing services for populations with limited English proficiency.

(b) AUTHORIZATION OF APPROPRIATIONS.—There are authorized to be appropriated such sums as may be necessary to carry out subsection (a).

(c) REPORT.—Not later than the expiration of the 6-month period beginning on the date of the enactment of this Act, and annually thereafter, the Secretary of Housing and Urban Development shall submit a report regarding its compliance with the requirements under subsection (a) to the Committee on Financial Services of the House of Representatives and the Committee on Banking, Housing, and Urban Affairs of the Senate.

**SEC. 19. TRANSFER OF CERTAIN RENTAL ASSISTANCE CONTRACTS.**

(a) TRANSFER.—Subject to subsection (c) and notwithstanding any other provision of law, the Secretary of Housing and Urban Development shall, at the request of the owner, transfer or authorize the transfer, of the contracts, restrictions, and debt described in subsection (b)—

(1) on the housing that is owned or managed by Community Properties of Ohio Management Services LLC or an affiliate of Ohio Capital Corporation for Housing and located in Franklin County, Ohio, to other properties located in Franklin County, Ohio; and

(2) on the housing that is owned or managed by The Model Group, Inc., and located in Hamilton County, Ohio, to other properties located in Hamilton County, Ohio.

(b) CONTRACTS, RESTRICTIONS, AND DEBT COVERED.—The contracts, restrictions, and debt described in this subsection are as follows:

(1) All or a portion of a project-based rental assistance housing assistance payments contract under section 8 of the United States Housing Act of 1937 (42 U.S.C. 1437f).

(2) Existing Federal use restrictions, including without limitation use agreements, regulatory agreements, and accommodation agreements.

(3) Any subordinate debt held by the Secretary or assigned and any mortgages securing such debt, all related loan and security documentation and obligations, and reserve and escrow balances.

(c) RETENTION OF SAME NUMBER OF UNITS AND AMOUNT OF ASSISTANCE.—Any transfer pursuant to subsection (a) shall result in—

(1) a total number of dwelling units (including units retained by the owners and units transferred) covered by assistance described in subsection (b)(1) after the transfer remaining the same as such number assisted before the transfer, with such increases or decreases in unit sizes as may be contained in a plan approved by a local planning or development commission or department; and

(2) no reduction in the total amount of the housing assistance payments under contracts described in subsection (b)(1).

(d) EFFECTIVE DATE.—This section shall take effect on the date of the enactment of this Act.

**SEC. 20. AUTHORIZATION OF APPROPRIATIONS.**

There is authorized to be appropriated the amount necessary for each of fiscal years 2008 through 2012 to provide public housing agencies with incremental tenant-based assistance under section 8(o) of the United States Housing Act of 1937 (42 U.S.C. 1437f(o)) sufficient to assist 20,000 incremental dwelling units in each such fiscal year.

**SEC. 21. EFFECTIVE DATE.**

Except as otherwise specifically provided in this Act, this Act and the amendments made by this Act, shall take effect on January 1, 2008.

The bill, as amended, was ordered to be engrossed and read a third time, was read a third time by title.

Mrs. CAPITO moved to recommit the bill to the Committee on Financial Services with instructions to report the bill back to the House forthwith with the following amendment:

Page 107, after line 9, insert the following new section:

**SEC. 19. ACCEPTABLE IDENTIFICATION REQUIREMENT.**

(a) IN GENERAL.—Rental housing assistance under section 8(o) of the United States Housing Act of 1937 may not be provided on behalf of any individual or household unless the individual provides, or, in the case of a household, all adult members of the household provide, valid personal identification in one of the following forms:

(1) SOCIAL SECURITY CARD WITH PHOTO IDENTIFICATION CARD OR REAL ID ACT IDENTIFICATION.—

(A) A social security card accompanied by a photo identification card issued by the Federal Government or a State Government; or

(B) A driver's license or identification card issued by a State in the case of a State that is in compliance with title II of the REAL ID Act of 2005 (title II of division B of Public Law 109-13; 49 U.S.C. 30301 note).

(2) PASSPORT.—A passport issued by the United States or a foreign government.

(3) USCIS PHOTO IDENTIFICATION CARD.—A photo identification card issued by the Secretary of Homeland Security (acting through the Director of the United States Citizenship and Immigration Services).

(b) REGULATIONS.—The Secretary of Housing and Urban Development shall, by regulation, require that each public housing agency or other entity administering rental housing assistance described in subsection (a) take such actions as the Secretary considers necessary to ensure compliance with the requirements of subsection (a).

After debate,

By unanimous consent, the previous question was ordered on the motion to recommit with instructions.

The question being put, *viva voce*,

Will the House recommit said bill with instructions?

The SPEAKER pro tempore, Mr. McNULTY, announced that the nays had it.

Mrs. CAPITO demanded a recorded vote on agreeing to said motion, which demand was supported by one-fifth of a quorum, so a recorded vote was ordered.

The vote was taken by electronic device.

It was decided in the { Yeas ..... 233  
affirmative ..... } Nays ..... 186

95.24

[Roll No. 628]

AYES—233

Aderholt	Deal (GA)	Jones (NC)
Akin	Dent	Jordan
Alexander	Donnelly	Kanjorski
Altmire	Doolittle	Keller
Bachmann	Drake	King (IA)
Bachus	Dreier	King (NY)
Baker	Duncan	Kingston
Barrett (SC)	Ehlers	Kirk
Barrow	Ellsworth	Klein (FL)
Bartlett (MD)	Emerson	Kline (MN)
Barton (TX)	English (PA)	Knollenberg
Bean	Everett	Kuhl (NY)
Biggert	Fallin	LaHood
Bilbray	Feeney	Lamborn
Bilirakis	Ferguson	Lampson
Bishop (UT)	Flake	Latham
Blackburn	Forbes	LaTourette
Blunt	Portenberry	Lewis (CA)
Boehner	Fossella	Lewis (KY)
Bonner	Fox	Linder
Bono	Franks (AZ)	Lipinski
Boozman	Frelinghuysen	LoBiondo
Boren	Galleghy	Lucas
Boswell	Garrett (NJ)	Lungren, Daniel
Boustany	Gerlach	E.
Boyd (FL)	Giffords	Mack
Boyd (KS)	Gilchrest	Mahoney (FL)
Brady (TX)	Gillibrand	Manzullo
Brown (SC)	Gillmor	Marchant
Brown-Waite,	Gingrey	Marshall
Ginny	Gohmert	Matheson
Buchanan	Goode	McCarthy (CA)
Burgess	Goodlatte	McCaul (TX)
Burton (IN)	Gordon	McCotter
Buyer	Granger	McHenry
Calvert	Graves	McHugh
Camp (MI)	Hall (NY)	McIntyre
Campbell (CA)	Hall (TX)	McKeon
Cannon	Harman	McMorris
Cantor	Hastings (WA)	Rodgers
Capito	Hayes	McNerney
Carney	Heller	Melancon
Carter	Hensarling	Mica
Castle	Herger	Miller (FL)
Chabot	Hereth Sandlin	Miller (MI)
Chandler	Hill	Miller, Gary
Coble	Hobson	Mitchell
Cole (OK)	Hodes	Moore (KS)
Conaway	Hoekstra	Moran (KS)
Cramer	Holden	Murphy, Patrick
Crenshaw	Hulshof	Murphy, Tim
Culberson	Hunter	Musgrave
Davis (KY)	Inglis (SC)	Myrick
Davis, David	Issa	Neugebauer
Davis, Lincoln	Johnson (IL)	Nunes
Davis, Tom	Johnson, Sam	Pearce

Pence	Roskam	Taylor
Perlmutter	Ross	Terry
Peterson (MN)	Royce	Thornberry
Peterson (PA)	Ryan (WI)	Tiahrt
Petri	Saxton	Tiberi
Pickering	Schmidt	Turner
Pitts	Sensenbrenner	Udall (CO)
Platts	Sessions	Upton
Poe	Shadegg	Walberg
Porter	Shays	Walden (OR)
Price (GA)	Shimkus	Walsh (NY)
Pryce (OH)	Shuler	Wamp
Putnam	Shuster	Weldon (FL)
Ramstad	Simpson	Weller
Regula	Skelton	Westmoreland
Rehberg	Smith (NE)	Whitfield
Reichert	Smith (NJ)	Wicker
Renzi	Smith (TX)	Wilson (NM)
Reynolds	Souder	Wilson (OH)
Rogers (AL)	Space	Wilson (SC)
Rogers (KY)	Stearns	Wolf
Rogers (MI)	Sullivan	Young (FL)
Rohrabacher	Tanner	

NOES—186

Abercrombie	Grijalva	Ortiz
Ackerman	Gutierrez	Pallone
Allen	Hare	Pascrell
Andrews	Hastings (FL)	Pastor
Arcuri	Higgins	Payne
Baca	Hinchev	Pomeroy
Baird	Hinojosa	Price (NC)
Baldwin	Hirono	Rahall
Becerra	Holt	Rangel
Berman	Honda	Reyes
Berry	Hooley	Rodriguez
Bishop (GA)	Hoyer	Ros-Lehtinen
Bishop (NY)	Inslee	Rothman
Blumenauer	Israel	Roybal-Allard
Boucher	Jackson (IL)	Ruppersberger
Brady (PA)	Jackson-Lee	Rush
Brady (IA)	(TX)	Ryan (OH)
Brown, Corrine	Jefferson	Salazar
Butterfield	Johnson (GA)	Sali
Capps	Johnson, E. B.	Sánchez, Linda
Capuano	Jones (OH)	T.
Cardoza	Kagen	Sanchez, Loretta
Carnahan	Kaptur	Sarbanes
Carson	Kennedy	Schakowsky
Castor	Kildee	Schiff
Clarke	Kilpatrick	Schwartz
Clay	Kind	Scott (GA)
Cleaver	Kucinich	Scott (VA)
Clyburn	Langevin	Serrano
Cohen	Lantos	Sestak
Cooper	Larsen (WA)	Shea-Porter
Costa	Larson (CT)	Sherman
Costello	Lee	Sires
Courtney	Levin	Smith (WA)
Crowley	Lewis (GA)	Snyder
Cuellar	Loeb sack	Solis
Cummings	Lofgren, Zoe	Spratt
Davis (AL)	Lowey	Stark
Davis (CA)	Lynch	Stupak
Davis (IL)	Maloney (NY)	Sutton
DeFazio	Markey	Tauscher
DeGette	Matsui	Thompson (CA)
Delahunt	McCarthy (NY)	Thompson (MS)
DeLauro	McCollum (MN)	Tierney
Diaz-Balart, L.	McDermott	Towns
Diaz-Balart, M.	McGovern	Udall (NM)
Dicks	McNulty	Van Hollen
Dingell	Meek (FL)	Velázquez
Doggett	Meeke (NY)	Visclosky
Doyle	Michaud	Walz (MN)
Edwards	Miller (NC)	Wasserman
Ellison	Miller, George	Schultz
Emanuel	Mollohan	Waters
Engel	Moore (WI)	Watson
Eshoo	Moran (VA)	Watt
Etheridge	Murphy (CT)	Waxman
Farr	Murtha	Weiner
Fattah	Nadler	Welch (VT)
Filner	Napolitano	Wexler
Frank (MA)	Neal (MA)	Woolsey
Gonzalez	Oberstar	Wu
Green, Al	Obey	Wynn
Green, Gene	Olver	Yarmuth

NOT VOTING—12

Berkley	Hastert	Radanovich
Conyers	Jindal	Slaughter
Cubin	McCrary	Tancredo
Davis, Jo Ann	Paul	Young (AK)

So the motion to recommit with instructions was agreed to.

Mr. FRANK of Massachusetts, by direction of the Committee on Financial

Services and pursuant to the foregoing order of the House reported the bill back to the House with said amendment.

The question being put, viva voce, Will the House agree to said amendment?

The SPEAKER pro tempore, Mr. McNULTY, announced that the yeas had it.

So the amendment was agreed to. The bill, as amended, was ordered to be engrossed and read a third time, was read a third time by title.

The question being put, viva voce, Will the House pass said bill?

The SPEAKER pro tempore, Mr. McNULTY, announced that the yeas had it.

Mr. FRANK of Massachusetts, demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The vote was taken by electronic device.

It was decided in the affirmative { Yeas ..... 333 Nays ..... 83

195.25 [Roll No. 629]

YEAS—333

Abercrombie	Cohen	Green, Al
Ackerman	Cole (OK)	Green, Gene
Aderholt	Cooper	Grijalva
Alexander	Costa	Gutierrez
Allen	Costello	Hall (NY)
Altmiere	Courtney	Hall (TX)
Andrews	Cramer	Hare
Arcuri	Crenshaw	Harman
Baca	Crowley	Hastings (FL)
Bachmann	Cuellar	Hayes
Bachus	Cummings	Heller
Baird	Davis (AL)	Herseth Sandlin
Baker	Davis (CA)	Higgins
Baldwin	Davis (IL)	Hill
Barrow	Davis (KY)	Hinchev
Barton (TX)	Davis, Lincoln	Hinojosa
Bean	Davis, Tom	Hirono
Becerra	DeFazio	Hobson
Berman	DeGette	Hodes
Berry	Delahunt	Holden
Biggart	DeLauro	Holt
Bilbray	Dent	Honda
Bilirakis	Diaz-Balart, L.	Hoyer
Bishop (GA)	Diaz-Balart, M.	Hulshof
Bishop (NY)	Dicks	Hunter
Bishop (UT)	Dingell	Inslee
Blumenauer	Doggett	Israel
Bonner	Donnelly	Jackson (IL)
Boozman	Doyle	Jackson-Lee
Boren	Drake	(TX)
Boswell	Edwards	Jefferson
Boucher	Ehlers	Johnson (GA)
Boustany	Ellison	Johnson, E. B.
Boyd (FL)	Ellsworth	Jones (NC)
Boyd (KS)	Emanuel	Jones (OH)
Brady (PA)	Emerson	Kagen
Brady (IA)	Engel	Kanjorski
Brown (SC)	English (PA)	Kaptur
Brown, Corrine	Eshoo	Kennedy
Brown-Waite,	Etheridge	Kildee
Ginny	Everett	Kilpatrick
Buchanan	Fallin	Kind
Burgess	Farr	King (NY)
Butterfield	Fattah	Kirk
Camp (MI)	Ferguson	Klein (FL)
Capito	Filner	Knollenberg
Capps	Forbes	Kucinich
Capuano	Fortenberry	Kuhl (NY)
Cardoza	Fossella	LaHood
Carnahan	Frank (MA)	Lampson
Carney	Frelinghuysen	Langevin
Carson	Gerlach	Lantos
Castle	Giffords	Larsen (WA)
Castor	Gilchrest	Larsen (CT)
Chandler	Gillibrand	Latham
Clarke	Gillmor	LaTourette
Clay	Gonzalez	Lee
Cleaver	Gordon	Levin
Clyburn	Granger	Lewis (GA)

Lewis (KY)	Olver	Sires
Lipinski	Ortiz	Skelton
LoBiondo	Pallone	Smith (NE)
Loeb sack	Pascrell	Smith (NJ)
Lofgren, Zoe	Pastor	Smith (TX)
Lowey	Payne	Smith (WA)
Lucas	Pearce	Snyder
Lungren, Daniel	Perlmutter	Solis
E.	Peterson (MN)	Souder
Lynch	Peterson (PA)	Space
Mahoney (FL)	Pickering	Spratt
Maloney (NY)	Platts	Stark
Marchant	Pomeroy	Stupak
Markey	Porter	Sutton
Marshall	Price (NC)	Tanner
Matheson	Pryce (OH)	Tauscher
Matsui	Rahall	Taylor
McCarthy (CA)	Ramstad	Terry
McCarthy (NY)	Rangel	Thompson (CA)
McCaul (TX)	Regula	Thompson (MS)
McCollum (MN)	Rehberg	Tiahrt
McCotter	Reichert	Tiberi
McDermott	Renzi	Tierney
McGovern	Reyes	Towns
McHugh	Reynolds	Turner
McIntyre	Rodriguez	Udall (CO)
McMorris	Rogers (AL)	Udall (NM)
Rodgers	Rogers (KY)	Upton
McNerney	Rogers (MI)	Van Hollen
McNulty	Ros-Lehtinen	Velázquez
Meek (FL)	Roskam	Visclosky
Meeks (NY)	Ross	Walden (OR)
Melancon	Rothman	Walsh (NY)
Michaud	Roybal-Allard	Walz (MN)
Miller (MI)	Ruppersberger	Wasserman
Miller (NC)	Rush	Schultz
Miller, Gary	Ryan (OH)	Waters
Miller, George	Salazar	Watson
Mitchell	Sanchez, Loretta	Watt
Mollohan	Sarbanes	Waxman
Moore (KS)	Saxton	Weiner
Moore (WI)	Schakowsky	Welch (VT)
Moran (KS)	Schiff	Weller
Moran (VA)	Schmidt	Wexler
Murphy (CT)	Scott (GA)	Whitfield
Murphy, Tim	Scott (VA)	Wilson (NM)
Murtha	Serrano	Wilson (OH)
Myrick	Sestak	Wolf
Nadler	Shays	Woolsey
Napolitano	Shea-Porter	Wu
Neal (MA)	Sherman	Wynn
Nunes	Shimkus	Yarmuth
Oberstar	Shuler	Young (FL)
Obey	Simpson	

NAYS—83

Akin	Galleghy	Miller (FL)
Barrett (SC)	Garrett (NJ)	Murphy, Patrick
Bartlett (MD)	Gingrey	Musgrave
Blackburn	Gohmert	Neugebauer
Blunt	Goode	Pence
Boehner	Goodlatte	Petri
Bono	Graves	Pitts
Brady (TX)	Hastings (WA)	Poe
Burton (IN)	Hensarling	Price (GA)
Buyer	Herger	Putnam
Calvert	Hoekstra	Rohrabacher
Campbell (CA)	Inglis (SC)	Royce
Cannon	Issa	Ryan (WI)
Cantor	Johnson (IL)	Sali
Carter	Johnson, Sam	Schwartz
Chabot	Jordan	Sensenbrenner
Coble	Keller	Sessions
Conaway	King (IA)	Shadegg
Culberson	Kingston	Stearns
Davis, David	Kline (MN)	Sullivan
Deal (GA)	Lamborn	Thornberry
Doolittle	Lewis (CA)	Walberg
Dreier	Linder	Wamp
Duncan	Mack	Weldon (FL)
Feehey	Manzullo	Westmoreland
Flake	McHenry	Wicker
Foxx	McKeon	Wilson (SC)
Franks (AZ)	Mica	

NOT VOTING—15

Berkley	Jindal	Shuster
Conyers	McCrary	Slaughter
Cubin	Paul	Tancredo
Davis, Jo Ann	Radanovich	Young (AK)
Hastert	Sánchez, Linda	
Hooley	T.	

So the bill was passed.

A motion to reconsider the vote whereby said bill was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said bill.

## ¶95.26 CLERK TO CORRECT ENGROSSMENT

On motion of Mr. FRANK of Massachusetts, by unanimous consent,

*Ordered*, That in the engrossment of the foregoing bill the Clerk be authorized to correct spelling, section numbers, cross references, and punctuation, and the insertion of appropriate headings.

## ¶95.27 ADJOURNMENT OVER

On motion of Mr. HOYER, by unanimous consent,

*Ordered*, That when the House adjourns today, it adjourn to meet on Friday, July 13, 2007, at 4 p.m.; and further, when the House adjourns on Friday, July 13, 2007, it adjourn to meet at 12:30 p.m. on Monday, July 16, 2007, for morning-hour debate.

## ¶95.28 CALENDAR WEDNESDAY BUSINESS DISPENSED WITH

On motion of Mr. HOYER, by unanimous consent,

*Ordered*, That business in order for consideration on Wednesday, July 18, 2007, under clause 6, rule XV, the Calendar Wednesday rule, be dispensed with.

## ¶95.29 HARRY S. TRUMAN SCHOLARSHIP FOUNDATION

The SPEAKER pro tempore, Mr. ELLISON, pursuant to 20 United States Code 2004(b) and the order of the House of January 4, 2007, announced that the Speaker appointed the following Members of the House to the Board of Trustees of the Harry S Truman Scholarship Foundation: Messrs. SKELTON and HULSHOF.

*Ordered*, That the Clerk notify the Senate of the foregoing appointments.

## ¶95.30 MESSAGE FROM THE PRESIDENT—IRAQ BENCHMARKS

The SPEAKER pro tempore, Mr. ELLISON, laid before the House a message from the President, which was read as follows:

*To the Congress of the United States:*

Consistent with section 1314 of the U.S. Troop Readiness, Veterans' Care, Katrina Recovery, and Iraq Accountability Appropriations Act, 2007 (Public Law 110-28) (the "Act"), attached is the report that assesses the status of each of the 18 Iraqi benchmarks contained in the Act and declares whether satisfactory progress toward meeting these benchmarks is, or is not, being achieved.

This report has been prepared in consultation with the Secretaries of State and Defense; Commander, Multi-National Forces—Iraq; the United States Ambassador to Iraq; and the Commander of United States Central Command.

GEORGE W. BUSH.

THE WHITE HOUSE, July 12, 2007.

By unanimous consent, the message, together with the accompanying papers, was referred to the Committee on Foreign Affairs and the Committee on Armed Services and ordered to be printed (H. Doc. 110-45).

## ¶95.31 LEAVE OF ABSENCE

By unanimous consent, leave of absence was granted to Mr. CONYERS, for today after 3 p.m.

And then,

## ¶95.32 ADJOURNMENT

On motion of Ms. SUTTON, pursuant to the previous order of the House, at 11 o'clock and 59 minutes p.m., the House adjourned until 4 p.m. on Friday, July 13, 2007.

## ¶95.33 PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XII, public bills and resolutions were introduced and severally referred, as follows:

By Mr. BARROW (for himself and Mr. GRAVES):

H.R. 3009. A bill to enhance transparency of trading in over-the-counter derivatives in natural gas; to the Committee on Agriculture.

By Mr. JOHNSON of Georgia (for himself, Mr. BARROW, Mr. LEWIS of Georgia, Ms. SCHAKOWSKY, Mr. BRALEY of Iowa, Mr. CUMMINGS, Mr. GONZALEZ, Mr. COHEN, and Mr. ELLISON):

H.R. 3010. A bill to amend chapter 1 of title 9 of United States Code with respect to arbitration; to the Committee on the Judiciary.

By Mr. TOWNS (for himself, Mr. HALL of Texas, and Mr. WHITFIELD):

H.R. 3011. A bill to amend title XVIII of the Social Security Act to ensure adequate payment amounts for drugs and biologicals under part B of the Medicare Program; to the Committee on Energy and Commerce, and in addition to the Committee on Ways and Means, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. BACHUS (for himself, Mr. GILLMOR, Ms. PRYCE of Ohio, Mr. GARY G. MILLER of California, and Mr. LATOURETTE):

H.R. 3012. A bill to amend the Truth in Lending Act to provide for the establishment of fair mortgage practices, generally, and for subprime mortgages in particular, to provide for a national system for licensing or registering residential mortgage loan originators, and for other purposes; to the Committee on Financial Services, and in addition to the Committee on the Judiciary, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. SCOTT of Virginia (for himself, Mr. FORBES, Mr. CONYERS, Mr. DANIEL E. LUNGREN of California, Mr. SMITH of Texas, Mr. DAVIS of Alabama, Mr. COBLE, Mr. FEENEY, and Mr. ROSKAM):

H.R. 3013. A bill to provide appropriate protection to attorney-client privileged communications and attorney work product; to the Committee on the Judiciary.

By Ms. SOLIS (for herself, Mr. ABERCROMBIE, Mr. BACA, Mr. BECERRA, Mr. BISHOP of Georgia, Ms. BORDALLO, Ms. CORRINE BROWN of Florida, Mr. BUTTERFIELD, Mr. CARDOZA, Ms. CARSON, Ms. CASTOR, Mrs. CHRISTENSEN, Ms. CLARKE, Mr. CLAY, Mr. CLEAVER, Mr. CLYBURN, Mr. CONYERS, Mr. COSTA, Mr. CROWLEY, Mr. CUELLAR, Mr. CUMMINGS, Mr. DAVIS of Alabama, Mr. DAVIS of Illinois, Mr. ELLISON, Mr. JOHNSON of Georgia, Mrs. JONES of Ohio, Mr. KILDEE, Ms.

KILPATRICK, Ms. LEE, Ms. JACKSON-LEE of Texas, Mr. LEWIS of Georgia, Ms. MATSUI, Mr. MEEK of Florida, Mr. MEEKS of New York, Ms. MOORE of Wisconsin, Mrs. NAPOLITANO, Ms. NORTON, Mr. ORTIZ, Mr. PASTOR, Mr. PAYNE, Mr. RANGEL, Mr. REYES, Mr. RUSH, Mr. RODRIGUEZ, Ms. ROSLEHTINEN, Ms. ROYBAL-ALLARD, Mr. SALAZAR, Mr. FATTAH, Mr. FORTUÑO, Mr. GONZALEZ, Mr. AL GREEN of Texas, Mr. GENE GREEN of Texas, Mr. GRIJALVA, Mr. HASTINGS of Florida, Mr. HINOJOSA, Mr. HONDA, Mr. HOYER, Mr. JACKSON of Illinois, Mr. JEFFERSON, Ms. EDDIE BERNICE JOHNSON of Texas, Mr. SCOTT of Georgia, Mr. SCOTT of Virginia, Mr. SERRANO, Mr. SIREN, Mr. THOMPSON of Mississippi, Mr. TOWNS, Ms. VELÁZQUEZ, Ms. WATERS, Ms. WATSON, Mr. WATT, and Mr. WYNN):

H.R. 3014. A bill to improve the health of minority individuals, and for other purposes; to the Committee on Energy and Commerce, and in addition to the Committees on Ways and Means, Education and Labor, Natural Resources, and the Judiciary, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. CHABOT (for himself and Ms. VELÁZQUEZ):

H.R. 3015. A bill to delay the applicability to webcasters of rates and terms determined by the Copyright Royalty Judges for certain statutory licenses under title 17, United States Code; to the Committee on the Judiciary.

By Ms. BERKLEY (for herself, Mr. LEWIS of Kentucky, Mr. ABERCROMBIE, Mr. SHAYS, Mr. SAM JOHNSON of Texas, Mr. RAMSTAD, Ms. GRANGER, Mr. SENSENBRENNER, Mrs. MCCARTHY of New York, Ms. DEGETTE, Mrs. MUSGRAVE, Mr. CROWLEY, Ms. ZOE LOFGREN of California, Mr. POMEROY, Mr. THOMPSON of California, Mr. BECERRA, and Mr. CARTER):

H.R. 3016. A bill to amend the Internal Revenue Code of 1986 to expand the tip tax credit to employers of cosmetologists and to promote tax compliance in the cosmetology sector; to the Committee on Ways and Means.

By Mrs. BIGGERT:

H.R. 3017. A bill to authorize additional appropriations for the Federal Bureau of Investigation to enhance its ability to more effectively stop mortgage fraud, and for other purposes; to the Committee on the Judiciary.

By Mrs. BIGGERT:

H.R. 3018. A bill to provide for payment of an administrative fee to public housing agencies to cover the costs of administering family self-sufficiency programs in connection with the housing choice voucher program of the Department of Housing and Urban Development; to the Committee on Financial Services.

By Mrs. BIGGERT:

H.R. 3019. A bill to establish an Office of Housing Counseling to carry out and coordinate the responsibilities of the Department of Housing and Urban Development regarding counseling on homeownership and rental housing issues, to make grants to entities for providing such counseling, to launch a national housing counseling advertising campaign, and for other purposes; to the Committee on Financial Services.

By Mr. CHABOT (for himself, Ms. VELÁZQUEZ, Mr. CUELLAR, Ms. CLARKE, and Mr. LIPINSKI):

H.R. 3020. A bill to amend the Small Business Act to improve the Microloan program, and for other purposes; to the Committee on Small Business.

By Mr. CHANDLER (for himself, Mr. GEORGE MILLER of California, and Mr. KILDEE):

H.R. 3021. A bill to direct the Secretary of Education to make grants and low-interest loans to local educational agencies for the construction, modernization, or repair of public kindergarten, elementary, and secondary educational facilities, and for other purposes; to the Committee on Education and Labor.

By Mr. COSTA (for himself and Mr. NUNES):

H.R. 3022. A bill to designate the John Krebs Wilderness in the State of California, to add certain land to the Sequoia-Kings Canyon National Park Wilderness, and for other purposes; to the Committee on Natural Resources.

By Mr. DEFAZIO (for himself, Mr. STARK, Mr. WAXMAN, Mr. CHANDLER, and Mr. HINCHEY):

H.R. 3023. A bill to require the manufacturers, packers, and distributors of prescription drugs and medical devices to disclose certain gifts provided in connection with detailing, promotional, or other marketing activities, and for other purposes; to the Committee on Energy and Commerce.

By Ms. DEGETTE (for herself, Mr. SALAZAR, Mrs. CAPPS, and Mr. TIM MURPHY of Pennsylvania):

H.R. 3024. A bill to amend titles XIX and XXI of the Social Security Act to provide States with the option to provide nurse home visitation services under Medicaid and the State Children's Health Insurance Program; to the Committee on Energy and Commerce.

By Mr. DOGGETT (for himself, Mr. ACKERMAN, Mr. ALLEN, Mr. BECERRA, Mr. BERMAN, Mrs. CAPPS, Mr. COHEN, Mr. DAVIS of Illinois, Ms. DELAURO, Ms. EDDIE BERNICE JOHNSON of Texas, Mr. ELLISON, Mr. EMANUEL, Mr. ENGEL, Mr. FRANK of Massachusetts, Mr. AL GREEN of Texas, Mr. GRIJALVA, Mr. GUTIERREZ, Mr. HINCHEY, Ms. JACKSON-LEE of Texas, Ms. KAPTUR, Mr. KENNEDY, Mr. LARSON of Connecticut, Mr. LEWIS of Georgia, Mrs. LOWEY, Mrs. MALONEY of New York, Ms. MATSUI, Ms. MCCOLLUM of Minnesota, Mr. McDERMOTT, Mr. MCGOVERN, Mr. McNULTY, Mr. MICHAUD, Ms. MOORE of Wisconsin, Mr. MORAN of Virginia, Mr. NADLER, Mr. NEAL of Massachusetts, Ms. NOR-TON, Mr. ORTIZ, Mr. RUPPERSBERGER, Ms. SCHAKOWSKY, Mr. SCOTT of Virginia, Mr. STARK, Mr. WEINER, and Mr. WYNN):

H.R. 3025. A bill to amend title XVIII of the Social Security Act to provide comprehensive improvements to the Medicare Prescription Drug Program, and for other purposes; to the Committee on Energy and Commerce, and in addition to the Committee on Ways and Means, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mrs. DRAKE:

H.R. 3026. A bill to authorize the Military Spouse Legacy Association, Inc., to establish a commemorative work on Federal land in the District of Columbia and its environs to honor all those who have put their country first as military spouses throughout our Nation's history; to the Committee on Natural Resources.

By Mr. ELLISON:

H.R. 3027. A bill to amend title 18, United States Code, to require the electronic recording of custodial interrogations in Federal criminal cases; to the Committee on the Judiciary.

By Mr. FORTENBERRY (for himself, Mr. PAYNE, and Mr. SMITH of New Jersey):

H.R. 3028. A bill to end the use of child soldiers in hostilities around the world, and for other purposes; to the Committee on Foreign Affairs.

By Mr. GRIJALVA (for himself, Mr. CAMPBELL of California, Mr. CONYERS, Mr. GEORGE MILLER of California, Mr. FARR, Mr. FORTENBERRY, Ms. SCHAKOWSKY, Mr. GUTIERREZ, Mrs. MCCARTHY of New York, Mr. SERRANO, Ms. DELAURO, Mr. KUCINICH, Mr. LEWIS of Georgia, Mr. NADLER, Mr. UDALL of Colorado, Mr. RANGEL, Mr. HINCHEY, and Mr. DAVIS of Illinois):

H.R. 3029. A bill to conserve global bear populations by prohibiting the importation, exportation, and interstate trade of bear viscera and items, products, or substances containing, or labeled or advertised as containing, bear viscera, and for other purposes; to the Committee on Natural Resources, and in addition to the Committees on Foreign Affairs, and Ways and Means, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Ms. HOOLEY:

H.R. 3030. A bill to amend the Richard B. Russell National School Lunch Act to improve the summer food service program for children; to the Committee on Education and Labor.

By Mr. INSLEE (for himself, Mr. WEINER, Ms. SCHAKOWSKY, and Mr. GRIJALVA):

H.R. 3031. A bill to promote the construction of green buildings in the United States, and for other purposes; to the Committee on Energy and Commerce, and in addition to the Committees on Transportation and Infrastructure, Education and Labor, Oversight and Government Reform, Financial Services, and Ways and Means, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. JONES of North Carolina:

H.R. 3032. A bill to amend the Federal Election Campaign Act of 1971 to permit candidates for election for Federal office to designate an individual who will be authorized to disburse funds of the authorized campaign committees of the candidate in the event of the death of the candidate; to the Committee on House Administration.

By Mrs. MALONEY of New York (for herself and Mr. TOWNS):

H.R. 3033. A bill to improve Federal agency awards and oversight of contracts and assistance and to strengthen accountability of the Government-wide suspension and debarment system; to the Committee on Oversight and Government Reform.

By Mr. MOORE of Kansas (for himself, Mrs. BOYDA of Kansas, Mr. MORAN of Kansas, and Mr. TIAHRT):

H.R. 3034. A bill to designate the facility of the United States Postal Service located at 127 South Elm Street in Gardner, Kansas, as the "Private First Class Shane R. Austin Post Office"; to the Committee on Oversight and Government Reform.

By Mr. PAYNE (for himself, Mr. PORTER, and Mr. BILIRAKIS):

H.R. 3035. A bill to award a Congressional Gold Medal to Jerry Lewis in recognition of his outstanding service to the Nation; to the Committee on Financial Services.

By Mr. SARBANES:

H.R. 3036. A bill to amend the Elementary and Secondary Education Act of 1965 regarding environmental education, and for other purposes; to the Committee on Education and Labor.

By Ms. SCHWARTZ:

H.R. 3037. A bill to ensure that all Federal agencies consider the environmentally preferable features and practices of a vendor in purchases of meeting and conference services; to the Committee on Oversight and Government Reform.

By Mr. SESSIONS:

H.R. 3038. A bill to amend section 1848 of the Social Security Act to establish standards for growth in Medicare expenditures for physicians' services based on categories of services; to the Committee on Energy and Commerce, and in addition to the Committee on Ways and Means, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. SMITH of Nebraska (for himself, Mr. LINDER, Mr. BARTLETT of Maryland, Mr. LAMBORN, Mr. BISHOP of Utah, Mr. BRADY of Texas, Mr. PEARCE, Mr. KLINE of Minnesota, Mr. CAMPBELL of California, Mr. GINGREY, Mr. PITTS, Mr. MARCHANT, Mr. AKIN, Mr. HERGER, Mr. PRICE of Georgia, Mr. WILSON of South Carolina, Mr. SHADEGG, and Mr. MCCARTHY of California):

H.R. 3039. A bill to amend the Internal Revenue Code of 1986 to increase the time that taxpayers may use to make a tax-free exchange of like kind property; to the Committee on Ways and Means.

By Mr. SPACE:

H.R. 3040. A bill to amend title 38, United States Code, to provide additional educational assistance under the Montgomery GI Bill to veterans pursuing a degree in science, technology, engineering, or math; to the Committee on Veterans' Affairs, and in addition to the Committee on Armed Services, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. STUPAK (for himself and Mr. RUSH):

H.R. 3041. A bill to amend title XIX of the Social Security Act to reduce the costs of prescription drugs for enrollees of Medicaid managed care organizations by extending the discounts offered under fee-for-service Medicaid to such organizations; to the Committee on Energy and Commerce.

By Mr. THOMPSON of California (for himself, Mr. RAMSTAD, Mr. McNULTY, Mr. MARSHALL, Mr. HOLDEN, and Mr. FARR):

H.R. 3042. A bill to amend title XVIII of the Social Security Act to extend for 6 months the eligibility period for the "Welcome to Medicare" physical examination and to eliminate coinsurance for screening mammography and colorectal cancer screening tests in order to promote the early detection of cancer; to the Committee on Energy and Commerce, and in addition to the Committee on Ways and Means, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. DEAL of Georgia (for himself, Mr. BAIRD, Mr. CASTLE, Mr. UPTON, Mr. WESTMORELAND, Mr. GINGREY, and Mr. MILLER of North Carolina):

H. Con. Res. 182. Concurrent resolution recognizing the need to pursue research into the causes, a treatment, and an eventual cure for idiopathic pulmonary fibrosis, supporting the goals and ideals of National Idiopathic Pulmonary Fibrosis Awareness Week, and for other purposes; to the Committee on Energy and Commerce.

By Mr. HASTINGS of Florida (for himself, Mr. McCOTTER, and Mr. ACKERMAN):

H. Con. Res. 183. Concurrent resolution calling on the Government of the Republic of Azerbaijan to immediately release Farhad Aliyev and Rafiq Aliyev from detention during trial, to assure that their right to a fair and open trial before an independent and impartial tribunal will be carried out, and to comply with all its international human rights agreements and commitments respecting the rule of law, and for other purposes; to the Committee on Foreign Affairs.

By Mr. SALI:

H. Con. Res. 184. Concurrent resolution expressing the sense of the Congress opposing removal of dams on the Columbia and Snake Rivers for fishery restoration purposes, supporting the renewable energy that the dams produce, and agreeing that their removal does not make sound environmental nor fiscal sense; to the Committee on Natural Resources, and in addition to the Committee on Transportation and Infrastructure, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. EMANUEL:

H. Res. 540. A resolution electing a Member to a certain standing committee of the House of Representatives; considered and agreed to.

By Mr. TERRY (for himself, Mr. CONAWAY, Mr. LOBIONDO, Mr. SAXTON, Mr. ROGERS of Michigan, Mr. CUMMINGS, Mr. COLE of Oklahoma, Mr. HALL of Texas, Mr. ORTIZ, Mrs. BOYDA of Kansas, Mr. LAMBORN, Ms. FALLIN, Mr. KUHLMAN of New York, Mr. CALVERT, Mr. WESTMORELAND, Mr. ADERHOLT, Mr. BOUSTANY, Mr. WILSON of South Carolina, and Mr. CANON):

H. Res. 541. A resolution recognizing the Marines of Company M (or "Mike Company") of the 3rd Battalion, 7th Regiment, 1st Marine Division on the occasion of their 25th Annual Reunion; to the Committee on Armed Services.

By Ms. GINNY BROWN-WAITE of Florida:

H. Res. 542. A resolution expressing the unconditional support of the House of Representatives for the members of the National Guard; to the Committee on Armed Services.

By Mr. MARKEY (for himself and Mr. SMITH of New Jersey):

H. Res. 543. A resolution expressing the sense of the House of Representatives that the United States Postal Service should issue a semipostal stamp to support medical research relating to Alzheimer's disease; to the Committee on Oversight and Government Reform, and in addition to the Committee on Energy and Commerce, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. TIAHRT (for himself, Mr. MORAN of Kansas, Mr. MOORE of Kansas, and Mrs. BOYDA of Kansas):

H. Res. 544. A resolution expressing the sympathy and pledging the support of the House of Representatives and the people of the United States for the victims of the devastating thunderstorms that caused severe flooding in 20 counties in eastern Kansas beginning on June 26, 2007; to the Committee on Oversight and Government Reform.

#### 195.34 ADDITIONAL SPONSORS

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

H.R. 23: Mrs. TAUSCHER, Mr. YOUNG of Alaska, Mr. SULLIVAN, and Mr. LOEBACK.  
H.R. 39: Mr. RANGEL.

H.R. 44: Ms. CLARKE.

H.R. 89: Mr. FRANK of Massachusetts.

H.R. 278: Mr. BAIRD.

H.R. 368: Mr. CARNEY, Mr. LAMPSON, Mr. ADERHOLT, Mr. KLEIN of Florida, and Mr. LINCOLN DIAZ-BALART of Florida.

H.R. 380: Mr. WELCH of Vermont.

H.R. 398: Mr. GRIJALVA, Mr. BRADY of Pennsylvania, and Mr. DAVIS of Illinois.

H.R. 406: Mr. LARSON of Connecticut and Mr. NEAL of Massachusetts.

H.R. 473: Mr. MICA.

H.R. 601: Mr. ALLEN.

H.R. 621: Mr. SCOTT of Georgia, Mr. CALVERT, Mr. ALTMIRE, Mr. KENNEDY, and Mr. TIBERI.

H.R. 643: Ms. KAPTUR, Mr. PICKERING, and Mr. HOLDEN.

H.R. 654: Mr. ISRAEL.

H.R. 695: Mr. ALTMIRE, Mr. JACKSON of Illinois, and Ms. SOLIS.

H.R. 719: Ms. HERSETH SANDLIN, Mr. DONNELLY, and Mrs. MYRICK.

H.R. 728: Mr. ROTHMAN.

H.R. 743: Mr. LUCAS, Mr. SAM JOHNSON of Texas, and Mr. COLE of Oklahoma.

H.R. 756: Mr. DAVIS of Illinois.

H.R. 758: Mr. COURTNEY.

H.R. 782: Mr. COBLE.

H.R. 814: Ms. HARMAN.

H.R. 819: Mr. RUSH.

H.R. 864: Mr. ALLEN.

H.R. 881: Mr. ACKERMAN.

H.R. 940: Mrs. MYRICK.

H.R. 962: Mr. COHEN.

H.R. 1000: Mr. AL GREEN of Texas, Mr. CLEAVER, Mr. JOHNSON of Georgia, Mrs. CHRISTENSEN, Ms. WATERS, Mr. CLYBURN, Ms. MOORE of Wisconsin, and Ms. WATSON.

H.R. 1022: Ms. CLARKE.

H.R. 1042: Mr. SHAYS.

H.R. 1064: Mr. McNULTY.

H.R. 1073: Mr. ACKERMAN.

H.R. 1103: Ms. WATERS.

H.R. 1108: Mr. BARROW.

H.R. 1110: Mr. MITCHELL, Mr. GOODLATTE, Mrs. EMERSON, Mr. COSTELLO, Mr. SHERMAN, Mr. TIM MURPHY of Pennsylvania, Mr. SPRATT, Mr. LYNCH, Mr. COHEN, Mr. CRAMER, Mr. DAVID DAVIS of Tennessee, Ms. HERSETH SANDLIN, Mr. MILLER of North Carolina, Ms. SOLIS, Mr. PERLMUTTER, and Mr. NEAL of Massachusetts.

H.R. 1113: Mr. SIREN, Mr. WAMP, Mr. SCHIFF, Mrs. EMERSON, Mr. BERRY, and Ms. SOLIS.

H.R. 1125: Ms. HOOLEY, Ms. HARMAN, Mr. HILL, and Mr. INGLIS of South Carolina.

H.R. 1190: Mr. BARROW, Mr. PRICE of Georgia, Ms. PRYCE of Ohio, Mr. DAVIS of Illinois, and Mrs. JONES of Ohio.

H.R. 1194: Mr. CAMPBELL of California, Mr. JOHNSON of Georgia, Mr. WEXLER, and Mrs. MCCARTHY of New York.

H.R. 1232: Mr. HINOJOSA.

H.R. 1236: Mr. WELCH of Vermont, Mr. PERLMUTTER, and Mrs. JO ANN DAVIS of Virginia.

H.R. 1245: Mr. RUSH and Mr. LINCOLN DIAZ-BALART of Florida.

H.R. 1275: Mr. McDERMOTT.

H.R. 1282: Mr. CHANDLER.

H.R. 1302: Mr. MATHESON, Mr. MCNERNEY, and Mrs. TAUSCHER.

H.R. 1304: Mr. BROWN of South Carolina.

H.R. 1310: Mr. BLUMENAUER, Mr. WAXMAN, and Mr. DAVIS of Illinois.

H.R. 1354: Ms. ZOE LOFGREN of California.

H.R. 1363: Mr. GENE GREEN of Texas, Mr. FERGUSON, Ms. ESHOO, Mr. SARBANES, Mr. FATTAH, Mr. McNULTY, Mr. BRADY of Pennsylvania, and Mr. SCHIFF.

H.R. 1376: Mr. LEWIS of Georgia, Mr. ELLISON, and Mr. STARK.

H.R. 1390: Mr. SOUDER.

H.R. 1416: Mr. LEVIN.

H.R. 1419: Mr. HOEKSTRA, Mr. DUNCAN, Mr. EHLERS, Mr. DONNELLY, Mr. PENCE, and Mr. DAVIS of Alabama.

H.R. 1439: Mr. CLAY.

H.R. 1459: Mrs. MILLER of Michigan, Mr. UPTON, Mr. MILLER of North Carolina, and Mr. HAYES.

H.R. 1464: Mr. CUMMINGS.

H.R. 1474: Mr. HASTINGS of Florida and Mr. CLAY.

H.R. 1475: Mr. INSLEE.

H.R. 1479: Mr. ACKERMAN.

H.R. 1537: Mr. BRADY of Texas and Mr. MOLLOHAN.

H.R. 1542: Mr. McNULTY and Mr. CLAY.

H.R. 1567: Mr. GALLEGLY and Mr. TOM DAVIS of Virginia.

H.R. 1584: Mrs. MCMORRIS RODGERS, Mr. FEENEY, and Mr. MARSHALL.

H.R. 1610: Mr. ROTHMAN, Mr. BARRETT of South Carolina, Mr. BLUNT, Mr. LEWIS of Kentucky, Mr. GRAVES, Mr. CAPUANO, Mr. BONNER, Mr. SAM JOHNSON of Texas, Mr. LOBIONDO, Mr. BURTON of Indiana, Mr. PAYNE, and Mrs. CAPITO.

H.R. 1621: Ms. MOORE of Wisconsin.

H.R. 1647: Mr. FRANK of Massachusetts, Mr. SCHIFF, Mr. JEFFERSON, Mr. DAVIS of Illinois, Ms. DELAURO, Mr. STUPAK, Mr. SPRATT, Mr. BOUCHER, and Mrs. CUBIN.

H.R. 1657: Mr. ABERCROMBIE and Mr. WU.

H.R. 1663: Mrs. BOYDA of Kansas.

H.R. 1665: Mr. LYNCH, Mr. GRIJALVA, Mr. ROTHMAN, and Mr. CLAY.

H.R. 1671: Mr. SESTAK.

H.R. 1673: Mr. WATT.

H.R. 1687: Mr. ALTMIRE.

H.R. 1709: Mr. WAXMAN, Mr. GRIJALVA, Ms. LORETTA SANCHEZ of California, Ms. ESHOO, and Mr. PALLONE.

H.R. 1713: Ms. WASSERMAN SCHULTZ.

H.R. 1727: Mr. BERMAN, Mrs. CAPPS, and Ms. HARMAN.

H.R. 1728: Mrs. CHRISTENSEN.

H.R. 1755: Mr. FRANK of Massachusetts.

H.R. 1767: Mr. SESSIONS.

H.R. 1776: Mr. JONES of North Carolina.

H.R. 1783: Ms. GIFFORDS, Mr. LATOURETTE, and Mrs. TAUSCHER.

H.R. 1790: Mr. HINCHEY.

H.R. 1818: Mr. COHEN and Mr. GUTIERREZ.

H.R. 1845: Mr. WALBERG, Mr. SPRATT, and Ms. HERSETH SANDLIN.

H.R. 1878: Mr. AL GREEN of Texas, Mr. BOUCHER, and Ms. LEE.

H.R. 1888: Mr. BRADY of Pennsylvania.

H.R. 1895: Ms. CLARKE.

H.R. 1911: Mr. DAVIS of Illinois.

H.R. 1926: Mr. HOLDEN and Mr. BROWN of South Carolina.

H.R. 1932: Mr. ELLISON.

H.R. 1957: Mr. ROTHMAN.

H.R. 1968: Mr. HINOJOSA, Mr. AL GREEN of Texas, Ms. JACKSON-LEE of Texas, Mr. COHEN, Mr. BRADY of Pennsylvania, and Mr. DAVIS of Illinois.

H.R. 1992: Ms. SLAUGHTER.

H.R. 2005: Mr. HINOJOSA and Mr. JONES of North Carolina.

H.R. 2012: Mr. LEWIS of Kentucky.

H.R. 2035: Mr. LEWIS of Kentucky.

H.R. 2045: Mrs. MUSGRAVE and Mr. PRICE of North Carolina.

H.R. 2060: Mr. PLATTS, Mr. RODRIGUEZ, Ms. BEAN, Ms. WATSON, and Mr. GENE GREEN of Texas.

H.R. 2095: Ms. HOOLEY and Mr. WU.

H.R. 2110: Mr. BARTLETT of Maryland.

H.R. 2122: Mr. MOORE of Kansas, Ms. CORRINE BROWN of Florida, Ms. HERSETH SANDLIN, Mrs. MCCARTHY of New York, Mr. WU, and Ms. SOLIS.

H.R. 2125: Mr. GARRETT of New Jersey and Mr. PATRICK MURPHY of Pennsylvania.

H.R. 2129: Mr. LANTOS, Mr. FATTAH, Mr. HONDA, and Ms. LORETTA SANCHEZ of California.

H.R. 2138: Mr. MEEKS of New York, Ms. HARMAN, Mr. BOSWELL, Mr. MICHAUD, and Mr. FRANKS of Arizona.

H.R. 2159: Mr. OBERSTAR.

H.R. 2165: Ms. CORRINE BROWN of Florida.



H.R. 2183: Mr. SAM JOHNSON of Texas.  
 H.R. 2205: Mr. BRADY of Texas.  
 H.R. 2210: Mr. GRUJALVA.  
 H.R. 2211: Mr. UDALL of Colorado, Mr. CARNAHAN, and Mr. CAPUANO.  
 H.R. 2221: Mr. DAVIS of Illinois.  
 H.R. 2274: Ms. ROS-LEHTINEN.  
 H.R. 2280: Mr. PITTS, Mr. NUNES, Mr. HINOJOSA, and Mr. CARNEY.  
 H.R. 2287: Mr. BARTLETT of Maryland.  
 H.R. 2295: Mr. BAKER, Mr. FEENEY, and Mr. ROGERS of Alabama.  
 H.R. 2303: Mr. HENSARLING.  
 H.R. 2315: Mr. JORDAN, Mr. WELCH of Vermont, and Mr. BARTLETT of Maryland.  
 H.R. 2327: Ms. HARMAN and Mr. CASTLE.  
 H.R. 2342: Ms. HARMAN.  
 H.R. 2343: Mr. SOUDER.  
 H.R. 2347: Mr. TIM MURPHY of Pennsylvania, Mr. RANGEL, and Mr. GERLACH.  
 H.R. 2370: Mr. MORAN of Virginia, Mr. FORBES, Mr. BILIRAKIS, Mr. EHLERS, and Mr. DAVIS of Illinois.  
 H.R. 2373: Mr. MEEK of Florida.  
 H.R. 2380: Mr. RYAN of Wisconsin, Mr. CARDOZA, Mr. DAVID DAVIS of Tennessee, Mr. PICKERING, and Mr. SAM JOHNSON of Texas.  
 H.R. 2443: Mr. WALZ of Minnesota, Mr. DEFazio, Mr. YOUNG of Alaska, and Mr. PERLMUTTER.  
 H.R. 2449: Mr. GORDON.  
 H.R. 2468: Ms. BORDALLO, Mr. NADLER, and Mr. MCGOVERN.  
 H.R. 2526: Mr. SIRES.  
 H.R. 2548: Mrs. NAPOLITANO, Mr. BERMAN, and Ms. WATSON.  
 H.R. 2550: Mr. ADERHOLT, Mr. PAUL, Mr. CAMP of Michigan, and Mr. BARTLETT of Maryland.  
 H.R. 2564: Mr. INGLIS of South Carolina.  
 H.R. 2567: Mr. TERRY and Mr. SHAYS.  
 H.R. 2581: Mr. ELLISON.  
 H.R. 2587: Mr. TANNER, Mr. COOPER, Mr. LINCOLN DAVIS of Tennessee, Mr. DUNCAN, Mr. DAVID DAVIS of Tennessee, and Mr. GORDON.  
 H.R. 2593: Mr. GONZALEZ.  
 H.R. 2604: Mr. JEFFERSON, Mr. WEXLER, Mr. PAYNE, Mr. DELAHUNT, and Mr. JACKSON of Illinois.  
 H.R. 2617: Mr. BRADY of Texas.  
 H.R. 2629: Mr. WALDEN of Oregon and Mr. HASTINGS of Washington.  
 H.R. 2659: Mr. CARNEY.  
 H.R. 2666: Ms. CLARKE and Ms. LEE.  
 H.R. 2674: Mr. LEVIN.  
 H.R. 2723: Mr. BRALEY of Iowa, Mr. MATHESON, and Mr. CAPUANO.  
 H.R. 2740: Mr. DAVIS of Illinois, and Mr. SPRATT.  
 H.R. 2746: Mr. WAXMAN, and Mr. FATTAH.  
 H.R. 2761: Mr. DONNELLY.  
 H.R. 2762: Mr. FRANK of Massachusetts, Mr. MURPHY of Connecticut, Mr. ELLISON, Mr. MOORE of Kansas, Mr. MCDERMOTT, Mr. ABERCROMBIE, Mr. ALLEN, and Mr. NUNES.  
 H.R. 2774: Mr. ROHRBACHER, Ms. EDDIE BERNICE JOHNSON of Texas, Mr. DAVIS of Illinois, and Mr. BARTLETT of Maryland.  
 H.R. 2818: Mr. RAMSTAD.  
 H.R. 2828: Ms. KILPATRICK, Mr. BOYD of Florida, Mr. TOM DAVIS of Virginia, Mr. THOMPSON of Mississippi, Mr. WAMP, Ms. WATSON, Mr. BURTON of Indiana, Ms. JACKSON-LEE of Texas, Mrs. MALONEY of New York, Mr. SMITH of New Jersey, Mr. FRANK of Massachusetts, Mrs. EMERSON, Mr. ACKERMAN, Mr. KIRK, Mr. WEXLER, Mr. LAHOOD, Mr. DAVIS of Illinois, Ms. CORRINE BROWN of Florida, and Mr. BISHOP of Georgia.  
 H.R. 2831: Mr. YARMUTH, Mr. SESTAK, Mr. SERRANO, Mr. ELLISON, Mr. BUTTERFIELD, Mr. BERMAN, Mrs. CHRISTENSEN, Mr. ABERCROMBIE, Mr. BOSWELL, Ms. SCHAKOWSKY, Mr. HIGGINS, Mr. MORAN of Virginia, Mr. COHEN, Ms. SOLIS, Mr. JACKSON of Illinois, Ms. GIFFORDS, Mr. GONZALEZ, Mr. HODES, Mr. RANGEL, Mr. RUPPERSBERGER, Mr. DOGGETT, Ms. KILPATRICK, Ms. CORRINE BROWN of Florida,

Ms. MATSUI, Mr. PATRICK MURPHY of Pennsylvania, Mr. CUMMINGS, Mr. SCHIFF, Mr. SARBANES, Mr. RYAN of Ohio, Ms. LORETTA SANCHEZ of California, Mr. LARSON of Connecticut, Mr. MILLER of North Carolina, Mr. GENE GREEN of Texas, Mrs. DAVIS of California, Mr. SIRES, Mr. JOHNSON of Georgia, Mr. POMEROY, Mr. TIERNEY, Mr. WILSON of Ohio, Mr. WATT, and Mr. LEVIN.  
 H.R. 2847: Ms. LEE, Mr. WYNN, Mr. ELLISON, and Mr. INSLEE.  
 H.R. 2850: Mr. GORDON.  
 H.R. 2860: Mr. CHANDLER, Mr. WALZ of Minnesota, and Mr. GOODE.  
 H.R. 2862: Mr. REGULA.  
 H.R. 2878: Mr. PICKERING.  
 H.R. 2894: Mr. BARTLETT of Maryland, Mr. SARBANES, Mr. BRADY of Pennsylvania, Mr. CUMMINGS, Mr. SHUSTER, Mrs. EMERSON, Mr. HINCHEY, Mr. BISHOP of Utah, Mr. HOYER, and Ms. KILPATRICK.  
 H.R. 2910: Mr. BOOZMAN, Mr. SOUDER, and Mr. SPRATT.  
 H.R. 2922: Mr. BUTTERFIELD, Mr. PAYNE, Mr. HINOJOSA, Mr. McNULTY, Mr. WAXMAN, and Mr. ABERCROMBIE.  
 H.R. 2926: Mr. CARNAHAN.  
 H.R. 2934: Mr. BAIRD, Mr. DEFazio, Mr. MILLER of Florida, Mr. UDALL of Colorado, Mr. GRAVES, and Mr. BARTLETT of Maryland.  
 H.R. 2941: Mr. LINCOLN DAVIS of Tennessee.  
 H.R. 2942: Mr. GERLACH, Ms. SLAUGHTER, Mr. HAYES, and Ms. LORETTA SANCHEZ of California.  
 H.R. 2952: Mr. STUPAK.  
 H.R. 2954: Mr. BOOZMAN, Mr. BUYER, and Mr. GOODLATTE.  
 H.R. 2956: Ms. PELOSI, Mr. HOYER, Mr. CLYBURN, Mr. LANTOS, Mr. OBEY, Ms. SLAUGHTER, Mr. GEORGE MILLER of California, Mr. EMANUEL, Mrs. TAUSCHER, Mr. LARSON of Connecticut, Mr. VAN HOLLEN, Mr. BECERRA, Ms. DELAURO, Mr. PALLONE, Ms. CASTOR, Mrs. GILLIBRAND, Mr. BRADY of Pennsylvania, Mr. JOHNSON of Georgia, Mr. JONES of North Carolina, Mrs. BOYDA of Kansas, Mr. HODES, Mr. BRALEY of Iowa, Ms. HIRONO, Mr. LARSEN of Washington, Mr. WALZ of Minnesota, Mr. PATRICK MURPHY of Pennsylvania, Mr. COHEN, Mr. HARE, Mr. PERLMUTTER, Ms. LORETTA SANCHEZ of California, Ms. SHEA-PORTER, Mr. CUMMINGS, Mr. LOEBSACK, Ms. CLARKE, Mr. KAGEN, Ms. GIFFORDS, Mr. MAHONEY of Florida, Mr. WELCH of Vermont, Ms. HARMAN, Mr. COURTNEY, Mr. MEEK of Florida, Mrs. DAVIS of California, and Ms. JACKSON-LEE of Texas.  
 H.R. 2963: Mr. BACA.  
 H.J. Res. 28: Mr. HONDA, Mr. HINCHEY, Mr. HASTINGS of Florida, Ms. WATSON, Mr. JEFFERSON, Mr. GUTIERREZ, and Mr. PAYNE.  
 H. Con. Res. 10: Mr. FILNER.  
 H. Con. Res. 28: Mr. MCNERNEY.  
 H. Con. Res. 40: Mrs. JO ANN DAVIS of Virginia.  
 H. Con. Res. 111: Mr. KUHL of New York, Mr. PAYNE, Mr. MOORE of Kansas, Mr. ABERCROMBIE, and Mr. MCHUGH.  
 H. Con. Res. 122: Mr. MOORE of Kansas.  
 H. Con. Res. 136: Mr. WELLER.  
 H. Con. Res. 139: Mr. GONZALEZ.  
 H. Con. Res. 157: Mr. CALVERT, and Ms. LORETTA SANCHEZ of California.  
 H. Con. Res. 176: Ms. WATSON and Mr. WOLF.  
 H. Con. Res. 181: Mr. DAVIS of Illinois.  
 H. Res. 49: Mr. KILDEE.  
 H. Res. 95: Mrs. NAPOLITANO.  
 H. Res. 111: Mr. ISRAEL, Mr. HOLDEN, Mr. SAM JOHNSON of Texas, and Mr. SAXTON.  
 H. Res. 121: Mr. WEXLER.  
 H. Res. 143: Mr. CLAY.  
 H. Res. 146: Mr. ROTHMAN.  
 H. Res. 235: Mr. CROWLEY, Mr. COHEN, Mr. CUELLAR, Ms. MATSUI, Mr. CHABOT, and Mr. NADLER.  
 H. Res. 245: Mr. WEXLER and Mr. MCNERNEY.  
 H. Res. 333: Mr. FARR and Mr. FILNER.

H. Res. 378: Ms. EDDIE BERNICE JOHNSON of Texas.  
 H. Res. 417: Mr. NADLER.  
 H. Res. 433: Mr. SHAYS and Mr. ENGEL.  
 H. Res. 443: Mr. BROWN of South Carolina and Mr. SERRANO.  
 H. Res. 444: Ms. FALLIN.  
 H. Res. 536: Mr. HOYER, Ms. JACKSON-LEE of Texas, Mr. VAN HOLLEN, Mr. RUPPERSBERGER, Mr. SARBANES, and Mr. DAVIS of Illinois.  
 H. Res. 539: Mrs. DRAKE, Mr. DAVIS of Illinois, Mr. ETHERIDGE, Mr. HOLDEN, Mr. WELCH of Vermont, and Ms. WATSON.

### FRIDAY, JULY 13, 2007 (96)

The House was called to order by the SPEAKER.

#### ¶96.1 APPROVAL OF THE JOURNAL

The SPEAKER announced she had examined and approved the Journal of the proceedings of Thursday, July 12, 2007.

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

#### ¶96.2 COMMUNICATIONS

Executive and other communications, pursuant to clause 8, rule XII, were referred as follows:

2479. A letter from the Congressional Review Coordinator, Department of Agriculture, transmitting the Department's final rule — Importation of Fruit from Thailand [Docket No. APHIS-2006-0040] (RIN: 0579-AC10) received June 22, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

2480. A letter from the Congressional Review Coordinator, Department of Agriculture, transmitting the Department's final rule — Pine Shoot Beetle; Addition of Cumberland County, NJ, to the List of Quarantined Areas [Docket No. APHIS-2007-0067] received June 22, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

2481. A letter from the Comptroller, Department of Defense, transmitting a report of a violation of the Antideficiency Act, Case Number 04-02, pursuant to 31 U.S.C. 1517(b); to the Committee on Appropriations.

2482. A letter from the Acting Chief, Programs and Legislation Division, Office of Legislative Liaison, Department of Defense, transmitting Notice of the decision to conduct a standard competition of the Central Heat Plant function at Malmstrom Air Force Base, Montana, pursuant to 10 U.S.C. 2461; to the Committee on Armed Services.

2483. A letter from the Acting Under Secretary for Acquisition, Technology and Logistics, Department of Defense, transmitting the annual report on operations of the National Defense Stockpile (NDS), detailing NDS operations during FY 2006 and providing information with regard to the acquisition, upgrade, and disposition of NDS materials, as well as the financial status of the NDS Transaction Fund for FY 2006, pursuant to 50 U.S.C. 98h-2; to the Committee on Armed Services.

2484. A letter from the Under Secretary for Acquisition, Technology and Logistics, Department of Defense, transmitting an annual report entitled, "Defense Acquisition Challenge Program: Fiscal Year 2006," pursuant to 10 U.S.C. 2359b(j); to the Committee on Armed Services.

2485. A letter from the Chief Counsel, FEMA, Department of Homeland Security, transmitting the Department's final rule — Final Flood Elevation Determinations — received June 7, 2007, pursuant to 5 U.S.C.



801(a)(1)(A); to the Committee on Financial Services.

2486. A letter from the Assistant Secretary, Department of Education, transmitting the Department's final rule — Centers for Independent Living Program—Training and Technical Assistance — received July 9, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Education and Labor.

2487. A letter from the Director, OLMS-Office of Policy, Reports & Disclosure, Department of Labor, transmitting the Department's final rule — Labor Organization Officer and Employee Report, Form LM-30 (RIN: 1215-AB49) received July 12, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Education and Labor.

2488. A letter from the Regulations Coordinator, Department of Health and Human Services, transmitting the Department's final rule — Petition to Request an Exemption From 100 Percent Identity Testing of Dietary Ingredients: Current Good Manufacturing Practice in Manufacturing, Packaging, Labeling, or Holding Operations for Dietary Supplements [Docket No. 2007N-0186] (RIN: 0910-AB88) received June 22, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

2489. A letter from the Regulations Coordinator, Department of Health and Human Services, transmitting the Department's final rule — National Vaccine Injury Compensation Program: Calculation of Average Cost of a Health Insurance Policy (RIN: 0905-AA68) received July 9, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

2490. A letter from the Chief of Staff, Media Bureau, Federal Communications Commission, transmitting the Commission's final rule — In the Matter of Implementation of Section 629 of the Consolidated Appropriations Act, 2004 (National Broadcast Television Ownership) — received May 8, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

2491. A letter from the Secretary, Department of Commerce, transmitting a six-month report prepared by the Department of Commerce's Bureau of Industry and Security on the national emergency declared by Executive Order 13222 of August 17, 2001, and continued on August 14, 2002, August 7, 2003, August 6, 2004, August 2, 2005, and August 6, 2006 to deal with the threat to the national security, foreign policy, and economy of the United States caused by the lapse of the Export Administration Act of 1979, pursuant to 50 U.S.C. 1641(c); to the Committee on Foreign Affairs.

2492. A letter from the Under Secretary for Policy, Department of Defense, transmitting the Department's notification of the intention to obligate up to \$17.0 million in FY 2007 funds for the Cooperative Threat Reduction Program, pursuant to Public Law 109-364, section 1302; to the Committee on Foreign Affairs.

2493. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting the 2006 annual report on the operation of the Enterprise for the Americas Initiative and the Tropical Forest Conservation Act, pursuant to 7 U.S.C. 17381; to the Committee on Foreign Affairs.

2494. A letter from the Secretary, Department of the Treasury, transmitting as required by section 401(c) of the National Emergencies Act, 50 U.S.C. 1641(c), and section 204(c) of the International Economic Powers Act, 50 U.S.C. 1703(c), and pursuant to Executive Order 13313 of July 31, 2003, a six-month periodic report on the national emergency with respect to the risk of nuclear proliferation created by the accumulation of weapons-usable fissile material in the territory of the Russian Federation that was declared in Executive Order 13159 of June 21, 2000; to the Committee on Foreign Affairs.

2495. A letter from the Secretary, Department of the Treasury, transmitting as required by section 401(c) of the National Emergencies Act, 50 U.S.C. 1641(c), and section 204(c) of the International Emergency Economic Powers Act, 50 U.S.C. 1703(c), and pursuant to Executive Order 13313 of July 31, 2003, a six-month periodic report of the national emergency with respect to the Western Balkans that was declared in Executive Order 13219 of June 26, 2001; to the Committee on Foreign Affairs.

2496. A letter from the Chief Operating Officer/Executive Secretary, Agency for International Development, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Oversight and Government Reform.

2497. A letter from the Secretary, Department of Commerce, transmitting the Inspector General's semiannual report to Congress for the reporting period October 1, 2006 through March 31, 2007, pursuant to 5 U.S.C. app. (Insp. Gen. Act) section 5(b); to the Committee on Oversight and Government Reform.

2498. A letter from the Deputy General Counsel, Executive Office of the President, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Oversight and Government Reform.

2499. A letter from the Acting Assistant Administrator for Procurement, National Aeronautics and Space Administration, transmitting the Administration's final rule — Award Fee Administrative Changes (RIN: 2700-AD33) received July 12, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Oversight and Government Reform.

2500. A letter from the Chief, Publications and Regulations Branch, Internal Revenue Service, transmitting the Service's final rule — Qualifying Gasification Project Program [Notice 2007-53] received June 7, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

2501. A letter from the Acting Social Security Regulations Officer, Social Security Administration, transmitting the Administration's final rule — Extension of the Expiration Date for Several Body System Listings [Docket No. SSA-2007-0026] (RIN: 0960-AG51) received July 9, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

#### ¶96.3 LABOR, HHS, AND EDUCATION APPROPRIATIONS FY 2008

Mr. OBEY, submitted a privileged report (Rept. No. 110-231) on the bill (H.R. 3043) making appropriations for the Departments of Labor, Health and Human Services, and Education and related agencies for the fiscal year ending September 30, 2008, and for other purposes.

When said bill and report were referred to the Union Calendar and ordered printed.

Pursuant to clause 1 of rule XXI, all points of order were reserved.

And then,

#### ¶96.4 ADJOURNMENT

On motion of Mr. OBEY, pursuant to the special order of the House agreed to on Thursday, July 12, 2007, at 4 o'clock and 7 minutes p.m., the House adjourned until 12:30 p.m. on Monday, July 16, 2007.

#### ¶96.5 REPORTS OF COMMITTEES ON PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XIII, reports of committees were delivered to the Clerk

for printing and reference to the proper calendar, as follows:

Mr. VISCLOSKEY: Committee on Appropriations. Supplemental report on H.R. 2641. A bill making appropriations for energy and water development and related agencies for the fiscal year ending September 30, 2008, and for other purposes (Rept. 110-185 Pt. 2).

Mr. OBEY: Committee on Appropriations. H.R. 3043. A bill making appropriations for the Departments of Labor, Health and Human Services, and Education, and related agencies for the fiscal year ending September 30, 2008, and for other purposes (Rept. 110-231). Referred to the Committee of the Whole House on the state of the Union.

Mr. GEORGE MILLER of California: Committee on Education and Labor. H.R. 980. A bill to provide collective bargaining rights for public safety officers employed by States or their political subdivisions, with an amendment (Rept. 110-232). Referred to the Committee of the Whole House on the state of the Union.

Mr. OBERSTAR: Committee on Transportation and Infrastructure. House Resolution 375. Resolution honoring United Parcel Service and its 100 years of commitment and leadership in the United States; with an amendment (Rept. 110-233). Referred to the House Calendar.

#### ¶96.6 COMMITTEE DISCHARGE

Pursuant to clause 2 of rule XII the Committees on Financial Services and Ways and Means discharged from further consideration. H.R. 957 referred to the Committee of the Whole House on the state of the Union, and ordered to be printed.

#### ¶96.7 PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XII, public bills and resolutions were introduced and severally referred, as follows:

By Mr. MCHUGH:

H.R. 3044. A bill to promote the use of anaerobic digesters by agricultural producers and rural small businesses to produce renewable energy and improve environmental quality; to the Committee on Agriculture.

By Mr. WALZ of Minnesota (for himself, Ms. MCCOLLUM of Minnesota, Mr. OBERSTAR, Mr. PETERSON of Minnesota, Mr. ELLISON, Mr. KLINE of Minnesota, Mrs. BACHMANN, and Mr. RAMSTAD):

H. Con. Res. 185. Concurrent resolution commending the 1st Brigade Combat Team/34th Infantry Division of the Minnesota National Guard upon its completion of the longest continuous deployment of any United States military unit during Operation Iraqi Freedom; to the Committee on Armed Services.

By Mr. CHABOT:

H. Res. 545. A resolution expressing the sense of the House of Representatives regarding the border fence dispute with Mexico; to the Committee on Foreign Affairs.

By Mr. MEEKS of New York (for himself, Mr. BURTON of Indiana, and Ms. JACKSON-LEE of Texas):

H. Res. 546. A resolution recognizing Mukhtar Mai for her courage and her humanitarian work; to the Committee on Foreign Affairs.

#### ¶96.8 ADDITIONAL SPONSORS

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

H.R. 74: Mrs. TAUSCHER.

H.R. 652: Mr. UDALL of New Mexico.

H.R. 957: Mr. LINCOLN DIAZ-BALART of Florida, Mr. SAXTON, and Mr. GINGREY.

H.R. 1076: Mr. DAVIS of Illinois, Mrs. EMERSON, and Mr. KLINE of Minnesota.

H.R. 1174: Mr. WAXMAN.

H.R. 1518: Mr. CLAY.

H.R. 1671: Mr. FATTAH.

H.R. 1974: Mr. PETERSON of Minnesota.

H.R. 2003: Mr. BISHOP of Georgia, Mr. TOWNS, Ms. NORTON, Mrs. JONES of Ohio, Mr. AL GREEN of Texas, Mr. WYNN, Mr. THOMPSON of Mississippi, Mr. CLYBURN, Ms. MOORE of Wisconsin, Mr. HASTINGS of Florida, Mr. PASTOR, Mr. ROTHMAN, Mrs. CHRISTENSEN, Mr. MILLER of North Carolina, Mr. GRIJALVA, Ms. SOLIS, Mr. OLVER, Mr. MCGOVERN, Mr. FRANK of Massachusetts, Mr. SIREN, Mr. MCDERMOTT, Mrs. CAPPS, Mrs. TAUSCHER, Mr. FARR, Mr. KENNEDY, Mr. RODRIGUEZ, Mr. CROWLEY, Mr. NADLER, Mr. WEINER, Ms. VELÁZQUEZ, Mr. GUTIERREZ, Ms. MCCOLLUM of Minnesota, Ms. HIRONO, Ms. HERSETH SANDLIN, Mr. DAVIS of Alabama, Mr. ELLISON, Ms. LEE, Mr. JOHNSON of Georgia, Ms. CLARKE, Ms. CARSON, Mr. CUMMINGS, Ms. EDDIE BERNICE JOHNSON of Texas, Mr. DAVIS of Illinois, Mr. MEEK of Florida, Ms. WATERS, Mr. CONYERS, Mr. SCOTT of Georgia, Mr. PRICE of North Carolina, Ms. ZOE LOFGREN of California, Mr. CLEAVER, Mr. JACKSON of Illinois, Mr. MEEKS of New York, Mr. BUTTERFIELD, Ms. JACKSON-LEE of Texas, and Mr. WATT.

H.R. 2219: Ms. BERKLEY, Ms. EDDIE BERNICE JOHNSON of Texas, Mr. MCCAUL of Texas, and Mr. WILSON of Ohio.

H.R. 2220: Mrs. BOYDA of Kansas.

H.R. 2234: Mr. DAVIS of Illinois, Ms. CORRINE BROWN of Florida, Mr. HINOJOSA, and Mr. JONES of North Carolina.

H.R. 2266: Mr. CAPUANO and Mr. STARK.

H.R. 2332: Mr. RANGEL, Mr. LINCOLN DIAZ-BALART of Florida, Mr. BONNER, Mrs. DRAKE, Mr. GINGREY, and Mr. KIRK.

H.R. 2373: Mr. COHEN.

H.R. 2405: Mr. HOBSON and Mr. LAHOOD.

H.R. 2477: Mr. CARDOZA.

H.R. 2585: Mr. LATOURETTE.

H.R. 2612: Mr. SMITH of Washington.

H.R. 2676: Mr. HOBSON, Ms. ROS-LEHTINEN, Mr. UPTON, and Mr. HIGGINS.

H.R. 2781: Mr. KUHL of New York, Mr. COHEN, Mr. PAYNE, Mr. MOORE of Kansas, Ms. EDDIE BERNICE JOHNSON of Texas, Mr. MCHUGH, Mr. BOSWELL, and Mr. WATT.

H.R. 2784: Mr. MCHENRY, Mr. BRADY of Texas, Mr. KANJORSKI, Mr. HOLDEN, Ms. HERSETH SANDLIN, Mr. LINCOLN DAVIS of Tennessee, Mr. ORTIZ, Mr. JEFFERSON, Mr. SHIMKUS, Mr. PRICE of Georgia, Mr. MCCARTHY of California, Mr. WAMP, Mr. PENCE, Mr. GOODE, Mr. BARRETT of South Carolina, Mr. ADERHOLT, Mr. LINDER, Mr. BARTON of Texas, Mr. FLAKE, Mrs. CUBIN, Mr. BAKER, Mr. ALEXANDER, Mr. REHBERG, Mr. JINDAL, Mr. BOUSTANY, Mr. HOEKSTRA, Mr. RADANOVICH, Mr. HUNTER, Mr. SAM JOHNSON of Texas, Mr. ROHRBACHER, Mr. BOEHRNER, Mr. REYNOLDS, Mr. DEAL of Georgia, Mr. AKIN, Mr. LATHAM, Mr. BACHUS, Mrs. MYRICK, Mr. GRAVES, Mr. CANTOR, Mr. LUCAS, Mr. DOOLITTLE, Mr. RENZI, Mr. CARTER, Mr. THORNBERRY, Mr. WICKER, Mr. ROGERS of Michigan, Ms. FALLIN, Ms. GRANGER, Mr. CONAWAY, Mr. SHUSTER, Mr. MCCAUL of Texas, Mr. TANCREDO, Mr. KUHL of New York, Mr. MCHUGH, Mr. SHADEGG, Mr. PITTS, Mr. TAHRIT, Mr. POE, Mr. NEUGEBAUER, Mr. HENSARLING, Mrs. CAPITO, Mr. HALL of Texas, Mr. LEWIS of California, Mr. MANZULLO, Mr. MORAN of Kansas, Mr. PEARCE, Mr. BISHOP of Utah, Mrs. EMERSON, Mr. CANNON, Mr. SALLI, Mr. BURTON of Indiana, Mr. DAVID DAVIS of Tennessee, Mr. JORDAN, Mr. WALBERG, Mr. DUNCAN, Mr. ROGERS of Kentucky, Mr. LEWIS of Kentucky, Mr. WELDON of Florida, Mr. REGULA, Mr. MARCHANT, Mr. WALSH of New York, Mr. SOUDER, Mr. LAMBORN, Mr. RYAN of Wisconsin, Mr. ISSA, and Mr. DAVIS of Kentucky.

H.R. 2787: Mr. CLEAVER and Mr. CRENSHAW.

H.R. 2827: Mr. KAGEN.

H.R. 2915: Mr. KAGEN.

H.R. 3008: Mr. WILSON of Ohio and Mr. BISHOP of Georgia.

H. Con. Res. 27: Mr. REICHERT, Mr. COHEN, Mrs. CHRISTENSEN, Mr. KUHL of New York, Mr. PAYNE, and Mr. DAVIS of Illinois.

H. Con. Res. 73: Mr. GARRETT of New Jersey.

H. Con. Res. 167: Mr. MCDERMOTT, Mr. PAYNE, Mr. MOORE of Kansas, and Mr. MCHUGH.

H. Res. 143: Mr. BISHOP of Georgia.

H. Res. 497: Mr. CAPUANO.

## MONDAY, JULY 16, 2007 (97)

### ¶97.1 APPOINTMENT OF SPEAKER PRO TEMPORE

The House was called to order at 12:30 p.m. by the SPEAKER pro tempore, Ms. HIRONO, who laid before the House the following communication:

WASHINGTON, DC, July 16, 2007.

I hereby appoint the Honorable MAZIE K. HIRONO to act as Speaker pro tempore on this day.

NANCY PELOSI,

*Speaker of the House of Representatives.*

Whereupon, pursuant to the order of the House of January 4, 2007, Members were recognized for morning-hour debate.

### ¶97.2 RECESS—12:44 P.M.

The SPEAKER pro tempore, Ms. HIRONO, pursuant to clause 12(a) of rule I, declared the House in recess at 12 o'clock and 44 minutes p.m., until 2 p.m.

### ¶97.3 AFTER RECESS—2 P.M.

The SPEAKER pro tempore, Ms. Loretta SANCHEZ of California, called the House to order.

### ¶97.4 APPROVAL OF THE JOURNAL

The SPEAKER pro tempore, Ms. Loretta SANCHEZ of California, announced she had examined and approved the Journal of the proceedings of Friday, July 13, 2007.

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

### ¶97.5 COMMUNICATIONS

Executive and other communications, pursuant to clause 8, rule XII, were referred as follows:

2502. A letter from the Director, Office of Management and Budget, transmitting a supplemental update of the Budget for Fiscal Year 2008, pursuant to 31 U.S.C. 1106; (H. Doc. No. 110-46); to the Committee on the Budget and ordered to be printed.

2503. A letter from the Assistant Legal Adviser for Treaty Affairs, Department of State, transmitting Copies of international agreements, other than treaties, entered into by the United States, pursuant to 1 U.S.C. 112b; to the Committee on Foreign Affairs.

2504. A letter from the Director, Defense Security Cooperation Agency, transmitting pursuant to the reporting requirements of Section 36(b)(1) of the Arms Export Control Act, as amended, Transmittal No. 07-06, concerning the Department of the Air Force's proposed Letter(s) of Offer and Acceptance to United Arab Emirates for defense articles and services; to the Committee on Foreign Affairs.

2505. A letter from the Director, Defense Security Cooperation Agency, transmitting

pursuant to Section 62(a) of the Arms Export Control Act (AECA), notification concerning the Department of the Army's proposed lease of defense articles to the Government of Singapore (Transmittal No. 03-07); to the Committee on Foreign Affairs.

2506. A letter from the Secretary, Department of Education, transmitting the thirty-sixth Semiannual Report to Congress on Audit Follow-Up, covering the period October 1, 2006 through March 31, 2007 in compliance with the Inspector General Act Amendments of 1988, pursuant to 5 U.S.C. app. (Insp. Gen. Act) section 5(b); to the Committee on Oversight and Government Reform.

2507. A letter from the Acting Executive Secretary, Agency for International Development, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Oversight and Government Reform.

2508. A letter from the Assistant Director, Executive & Political Personnel, Department of Defense, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Oversight and Government Reform.

2509. A letter from the Assoc. Gen. Counsel for General Law, Department of Homeland Security, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Oversight and Government Reform.

2510. A letter from the Attorney General, Department of Justice, transmitting the Semiannual Management Report to Congress for October 1, 2006 through March 31, 2007, and the Inspector General's Semiannual Report for the same period, pursuant to 5 U.S.C. app. (Insp. Gen. Act) section 5(b); to the Committee on Oversight and Government Reform.

2511. A letter from the Assistant Secretary for Administration and Mgmt., Department of Labor, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Oversight and Government Reform.

2512. A letter from the Attorney Advisor, Department of Transportation, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Oversight and Government Reform.

2513. A letter from the Special Assistant to the Secretary, Department of Veterans Affairs, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Oversight and Government Reform.

2514. A letter from the Secretary, Department of the Interior, transmitting the Department's Strategic Plan for FY 2007 to FY 2012; to the Committee on Oversight and Government Reform.

2515. A letter from the Human Resources Management Office, Federal Trade Commission, transmitting the Commission's report on the use of the Category Rating System for each of the first three years following implementation of an alternative rating and selection procedure, pursuant to 5 U.S.C. 3319(d); to the Committee on Oversight and Government Reform.

2516. A letter from the Administrator, General Services Administration, transmitting a semiannual report on Office of Inspector General auditing activity, together with a report providing management's perspective on the implementation status of audit recommendations, pursuant to Public Law 100-504, section 5; to the Committee on Oversight and Government Reform.

2517. A letter from the General Counsel, National Labor Relations Board, transmitting the semiannual report on the activities of the Office of Inspector General of the National Labor Relations Board for the period October 1, 2006 through March 31, 2007, pursuant to 5 U.S.C. app. (Insp. Gen. Act) section

86(h)(2); to the Committee on Oversight and Government Reform.

2518. A letter from the General Counsel, Office of Management and Budget, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Oversight and Government Reform.

2519. A letter from the Executive Director and Chief Executive Officer, American Chemical Society, transmitting the Society's Annual Report and the Audited Financial Statements for the years ended December 31, 2006 and 2005, pursuant to Public Law 88-504, section 3; to the Committee on the Judiciary.

2520. A letter from the Secretary, Department of Health and Human Services, transmitting the Department's determination on a petition on behalf of a class of workers from W.R. Grace in Erwin, Tennessee be added to the Special Exposure Cohort (SEC), pursuant to the Energy Employees Occupational Illness Compensation Program Act of 2000 (EEOICPA); to the Committee on the Judiciary.

2521. A letter from the Secretary, Department of Health and Human Services, transmitting the Department's determination on a petition on behalf of a class of workers from Los Alamos National Laboratory be added to the Special Exposure Cohort (SEC), pursuant to the Energy Employees Occupational Illness Compensation Program Act of 2000 (EEOICPA); to the Committee on the Judiciary.

2522. A letter from the Secretary, Department of Health and Human Services, transmitting the Department's determination on a petition on behalf of a class of workers from the Dow Chemical Company site in Madison, Illinois be added to the Special Exposure Cohort (SEC), pursuant to the Energy Employees Occupational Illness Compensation Program Act of 2000 (EEOICPA); to the Committee on the Judiciary.

2523. A letter from the Principal Deputy Assistant Attorney General, Department of Justice, transmitting the Department's report on the activities of the review panel on prison rape in 2006, pursuant to 42 U.S.C. 15603(c); to the Committee on the Judiciary.

2524. A letter from the President, National Council on Radiation Protection and Measurements, transmitting the 2006 Annual Report of independent auditors who have audited the records of the National Council on Radiation Protection and Measurements, pursuant to 36 U.S.C. 10101(b)(1) and 150909; to the Committee on the Judiciary.

2525. A letter from the General Counsel, National Tropical Botanical Garden, transmitting the annual audit report of the National Tropical Botanical Garden for the period from January 1, 2006 through December 31, 2006, pursuant to 36 U.S.C. 4610 Public Law 88-449, section 10(b); to the Committee on the Judiciary.

2526. A letter from the Chief Judge, United States Bankruptcy Court for the Central District of California, transmitting the 2006 Annual Report for the United States Bankruptcy Court for the Central District of California; to the Committee on the Judiciary.

2527. A letter from the Chief, Regulations and Administrative Law, Department of Homeland Security, transmitting the Department's final rule — Safety Zone; Clayton Fireworks, St. Lawrence River, Clayton, NY. [CGD09-07-039] (RIN: 1625-AA00) received June 22, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

2528. A letter from the Chief, Regulations and Administrative Law, Department of Homeland Security, transmitting the Department's final rule — Safety Zone; Papermill Island Fireworks, Baldwinsville, NY [CGD09-07-041] (RIN: 1625-AA00) received June 22, 2007, pursuant to 5 U.S.C.

801(a)(1)(A); to the Committee on Transportation and Infrastructure.

2529. A letter from the Chief, Regulations and Administrative Law, Department of Homeland Security, transmitting the Department's final rule — Safety Zone; Lake Erie Interclub Race, Presque Isle Bay, Erie, PA. [CGD09-07-044] (RIN: 1625-AA00) received June 22, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

2530. A letter from the Chief, Regulations and Administrative Law, Department of Homeland Security, transmitting the Department's final rule — Safety Zone; Tom Graves Memorial Fireworks, Port Bay, Wolcott, NY. [CGD09-07-047] (RIN: 1625-AA00) received June 22, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

2531. A letter from the Chief, Regulations and Administrative Law, Department of Homeland Security, transmitting the Department's final rule — Safety Zone; Peninsula Celebration Association Annual Fireworks Spectacular, San Francisco Bay, CA [COTP San Francisco Bay 07-024] (RIN: 1625-AA00) received June 22, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

2532. A letter from the Chief, Regulations and Administrative Law, Department of Homeland Security, transmitting the Department's final rule — Safety Zones; Lake Tahoe Fireworks, Lake Tahoe, CA [COTP San Francisco Bay 07-023] (RIN: 1625-AA00) received June 22, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

2533. A letter from the Chief, Regulations and Administrative Law, Department of Homeland Security, transmitting the Department's final rule — Safety Zone; Summer Solstice/US Chamber of Commerce Fireworks, Mystic Seaport, CT. (RIN: 1625-AA00) received June 22, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

2534. A letter from the Chief, Regulations and Administrative Law, Department of Homeland Security, transmitting the Department's final rule — Safety Zone; Lesbian and Gay Community Center Fireworks, Fire Island Pines Harbor, NY. [CGD01-07-063] (RIN: 1625-AA00) received June 22, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

2535. A letter from the Chief, Regulations and Administrative Law, Department of Homeland Security, transmitting the Department's final rule — Safety Zone; French Festival Fireworks, St. Lawrence River, Cape Vincent, NY [CGD09-07-042] (RIN: 1625-AA00) received June 22, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

2536. A letter from the Chief, Regulations and Administrative Law, Department of Homeland Security, transmitting the Department's final rule — Safety Zone; Thunder on Wheathouse Bay, St. Lawrence River, Ogdensburg, NY. [CGD09-07-046] (RIN: 1625-AA00) received June 22, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

2537. A letter from the Chief, Regulations and Administrative Law, Department of Homeland Security, transmitting the Department's final rule — Safety Zone; Rochester Harborfest, Genesee River and Lake Ontario, Rochester, NY [CGD09-07-045] (RIN: 1625-AA00) received June 22, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

2538. A letter from the Chief, Regulations and Administrative Law, Department of Homeland Security, transmitting the Department's final rule — Safety Zone; Fire-

works Displays in the Captain of the Port Puget Sound Zone [CGD13-07-017] (RIN: 1625-AA00) received June 22, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

2539. A letter from the Chief, Regulations and Administrative Law, Department of Homeland Security, transmitting the Department's final rule — Safety Zone; City of Long Beach Fireworks, Atlantic Ocean, Long Beach, NY. [CGD01-07-065] (RIN: 1625-AA00) received June 22, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

2540. A letter from the Chief, Regulations and Administrative Law, Department of Homeland Security, transmitting the Department's final rule — Safety Zone; Fireworks Extravaganza, City of Antioch, San Francisco Bay, CA [COTP San Francisco Bay 07-022] (RIN: 1625-AA00) received June 22, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

2541. A letter from the Chief, Regulations and Administrative Law, Department of Homeland Security, transmitting the Department's final rule — Safety Zone; Pittsburgh Chamber of Commerce Fourth of July Fireworks Display, San Francisco Bay, CA [COTP San Francisco Bay 07-018] (RIN: 1625-AA00) received June 22, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

2542. A letter from the Chief, Regulations and Administrative Law, Department of Homeland Security, transmitting the Department's final rule — Safety Zone; City of San Francisco Fourth of July Fireworks Display, San Francisco Bay, CA [COTP San Francisco Bay 07-016] (RIN: 1625-AA00) received June 22, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

¶197.6 COMMUNICATION FROM THE CLERK—MESSAGE FROM THE SENATE

The SPEAKER pro tempore, Ms. Loretta SANCHEZ of California, laid before the House a communication, which was read as follows:

OFFICE OF THE CLERK,  
HOUSE OF REPRESENTATIVES,  
Washington, DC, July 16, 2007.

Hon. NANCY PELOSI,  
*The Speaker, House of Representatives,*  
Washington, DC.

DEAR MADAM SPEAKER: Pursuant to the permission granted in Clause 2(h) of Rule II of the Rules of the U.S. House of Representatives, the Clerk received the following message from the Secretary of the Senate on July 16, 2007, at 9:53 am:

That the Senate passed S. 975.  
Appointments: British-American Interparliamentary Group, National Council of the Arts, Vietnam Education Foundation, Senate National Security Working Group.

With best wishes, I am,  
Sincerely,  
LORRAINE C. MILLER,  
*Clerk of the House.*

¶197.7 INSPECTOR GENERAL OF HOUSE OF REPRESENTATIVES

The SPEAKER pro tempore, Ms. Loretta SANCHEZ of California, announced, pursuant to clause 6 of rule II and the order of the House of January 4, 2007, the Chair announced the Speaker's, Majority Leader's, and Minority Leader's joint appointment of the following individual to the position of Inspector General of the House of Representatives for the 110th Congress: Mr. James A. Cornell of Springfield, Virginia, effective January 4, 2007..

## ¶97.8 FDIC ENFORCEMENT ENHANCEMENT

Mr. SIREs moved to suspend the rules and pass the bill (H.R. 2547) to amend the Federal Deposit Insurance Act to prevent misrepresentation about deposit insurance coverage, and for other purposes; as amended.

The SPEAKER pro tempore, Ms. Loretta SANCHEZ of California, recognized Mr. SIREs and Mrs. BIGGERT, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and pass said bill, as amended?

The SPEAKER pro tempore, Ms. Loretta SANCHEZ of California, announced that two-thirds of the Members present had voted in the affirmative.

Mr. SIREs demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Ms. Loretta SANCHEZ of California, pursuant to clause 8, rule XX, announced that further proceedings on the question were postponed.

## ¶97.9 HOUSING ASSISTANCE COUNCIL

Mr. HINOJOSA moved to suspend the rules and pass the bill (H.R. 1980) to authorize appropriations for the Housing Assistance Council.

The SPEAKER pro tempore, Ms. Loretta SANCHEZ of California, recognized Mr. HINOJOSA and Mr. PEARCE, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and pass said bill?

The SPEAKER pro tempore, Ms. Loretta SANCHEZ of California, announced that two-thirds of the Members present had voted in the affirmative.

Mr. PEARCE demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Ms. Loretta SANCHEZ of California, pursuant to clause 8, rule XX, announced that further proceedings on the question were postponed.

## ¶97.10 RURAL HOUSING AND ECONOMIC DEVELOPMENT

Mr. HINOJOSA moved to suspend the rules and pass the bill (H.R. 1982) to authorize appropriations for the rural housing and economic development program of the Department of Housing and Urban Development; as amended.

The SPEAKER pro tempore, Ms. Loretta SANCHEZ of California, recognized Mr. HINOJOSA and Mr. PEARCE, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and pass said bill, as amended?

The SPEAKER pro tempore, Ms. Loretta SANCHEZ of California, an-

nounced that two-thirds of the Members present had voted in the affirmative.

Mr. PEARCE demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Ms. Loretta SANCHEZ of California, pursuant to clause 8, rule XX, announced that further proceedings on the question were postponed.

## ¶97.11 CATHEDRAL SQUARE CORPORATION 30TH ANNIVERSARY

Mr. HODES moved to suspend the rules and agree to the following resolution (H. Res. 408):

Whereas in 1977 the Cathedral Church of St. Paul, the Cathedral of the Episcopal Diocese of Vermont, recognized the need to provide safe and affordable housing for its low-income seniors, organized the Cathedral Square Corporation, and began construction of a single project;

Whereas since that small beginning Cathedral Square Corporation has grown into one of the largest and most innovative nonprofit housing developers in Vermont;

Whereas the work of Cathedral Square Corporation has been groundbreaking, both literally and figuratively;

Whereas Cathedral Square Corporation has developed housing for persons with mental health challenges, and operates the housing in partnership with mental health agencies;

Whereas Cathedral Square Corporation has developed housing for younger adults with severe mobility impairments, and operates the housing in partnership with the Visiting Nurse Association;

Whereas Cathedral Square Corporation completed one of the first assisted living conversion projects in the country for very low-income seniors who otherwise would be in nursing homes;

Whereas Cathedral Square Corporation saved the historic Ruggles House, a property on the National Register of Historic Places, converting it to shared housing;

Whereas Cathedral Square Corporation developed an intergenerational community, serving the elderly, teenage parents, and parents returning to college;

Whereas Cathedral Square Corporation created Whitcomb Terrace, a housing development for persons of any age, income, or disability, which is a truly integrated, barrier-free community;

Whereas Cathedral Square Corporation recently completed construction of an innovative mixed-financing project, which is one of few such projects in the Nation and will be home to 63 senior households and 4 nonprofit organizations;

Whereas Cathedral Square Corporation currently manages housing for 837 seniors, 79 young adults with special needs, and 24 low-income children, and every property managed by the Corporation provides as many services as possible to enable independent living by the residents;

Whereas not only has Cathedral Square Corporation made possible 40 affordable housing communities throughout Vermont, but the Board of Directors and staff of the Corporation are always looking to the future, anticipating the housing and service needs of those Vermonters who otherwise would have few housing options; and

Whereas Cathedral Square Corporation does not just build housing, they provide homes: Now, therefore, be it

*Resolved*, That the House of Representatives recognizes and honors the tremendous

accomplishments and dedication of Cathedral Square Corporation, a Vermont nonprofit housing development organization, on the occasion of its 30th anniversary.

The SPEAKER pro tempore, Ms. Loretta SANCHEZ of California, recognized Mr. HODES and Mr. PEARCE, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and agree to said resolution?

The SPEAKER pro tempore, Ms. Loretta SANCHEZ of California, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said resolution was agreed to.

A motion to reconsider the vote whereby the rules were suspended and said resolution was agreed to was, by unanimous consent, laid on the table.

## ¶97.12 ROAD CRASH VICTIMS

Mr. DAVIS of Illinois, moved to suspend the rules and agree to the following concurrent resolution (H. Con. Res. 87):

Whereas 40,000 people in the United States, and 1,200,000 people globally, die in road crashes each year;

Whereas another 20,000,000 to 50,000,000 people globally are injured each year as a result of speeding motor vehicles, the increasing use of motor vehicles, and rapid urbanization;

Whereas the World Health Organization has predicted that by the year 2020 the annual number of deaths from motor vehicle crashes is likely to surpass the annual number of deaths from AIDS;

Whereas the current estimated cost of motor vehicle crashes worldwide is \$518,000,000,000 annually, representing between 3 and 5 percent of the gross domestic product of each nation;

Whereas over 90 percent of motorist-related deaths occur in low- and middle-income countries;

Whereas according to the World Health Organization motorist-related deaths and costs continue to rise in these countries due to a lack of appropriate road engineering and injury prevention programs in public health sectors; and

Whereas the United Nations General Assembly adopted a resolution designating the third Sunday of November as a day of remembrance for road crash victims and their families, and called on nations globally to improve road safety: Now, therefore, be it

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

(1) supports the goals and ideals of a world day of remembrance for road crash victims; and

(2) encourages the people of the United States to support and participate in programs and activities to commemorate a world day of remembrance for road crash victims with appropriate ceremonies, programs, and other activities.

The SPEAKER pro tempore, Ms. Loretta SANCHEZ of California, recognized Mr. DAVIS of Illinois, and Mr. CANNON, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and agree to said concurrent resolution?

The SPEAKER pro tempore, Ms. Loretta SANCHEZ of California, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said concurrent resolution was agreed to.

A motion to reconsider the vote whereby the rules were suspended and said concurrent resolution was agreed to was, by unanimous consent, laid on the table.

*Ordered*, That the Clerk request the concurrence of the Senate in said concurrent resolution.

¶97.13 DR. KARL E. CARSON POST OFFICE BUILDING

Mr. DAVIS of Illinois, moved to suspend the rules and pass the bill (H.R. 2570) to designate the facility of the United States Postal Service located at 301 Boardwalk Drive in Fort Collins, Colorado, as the "Dr. Karl E. Carson Post Office Building".

The SPEAKER pro tempore, Ms. Loretta SANCHEZ of California, recognized Mr. DAVIS of Illinois, and Mr. CANNON, each for 20 minutes.

After debate,

The question being put, *viva voce*,

Will the House suspend the rules and pass said bill?

The SPEAKER pro tempore, Ms. Loretta SANCHEZ of California, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill was passed was, by unanimous consent, laid on the table.

*Ordered*, That the Clerk request the concurrence of the Senate in said bill.

¶97.14 JOHN BRANCHIZIO, MARK PARSON, AND JOHN MARIN LINDE

Mr. ACKERMAN moved to suspend the rules and pass the bill (H.R. 2293) to require the Secretary of State to submit to Congress a report on efforts to bring to justice the Palestinian terrorists who killed John Branchizio, Mark Parson, and John Marin Linde.

The SPEAKER pro tempore, Ms. Loretta SANCHEZ of California, recognized Mr. ACKERMAN and Ms. ROSLEHTINEN, each for 20 minutes.

After debate,

The question being put, *viva voce*,

Will the House suspend the rules and pass said bill?

The SPEAKER pro tempore, Ms. Loretta SANCHEZ of California, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill was passed.

A motion to reconsider the vote whereby the rules were suspended and

said bill was passed was, by unanimous consent, laid on the table.

*Ordered*, That the Clerk request the concurrence of the Senate in said bill.

¶97.15 OPERATION SMILE 25TH ANNIVERSARY

Ms. WATSON moved to suspend the rules and agree to the following resolution (H. Res. 208); as amended:

Whereas Operation Smile is a private, not-for-profit volunteer medical services organization providing reconstructive surgery and related health care to indigent children and young adults in developing countries and the United States;

Whereas in 1982, Dr. William P. Magee Jr., a plastic surgeon, and his wife, Kathleen S. Magee, a nurse and clinical social worker, traveled to the Philippines with a group of medical volunteers to repair children's cleft lips and cleft palates;

Whereas there they discovered hundreds of children ravaged by deformities, and although they helped many children, the volunteers were forced to turn away the majority of those who sought help;

Whereas Operation Smile headquartered in Norfolk, Virginia, was founded in 1982 by Dr. William Magee Jr. and his wife Kathleen S. Magee to address this need;

Whereas since 1982, Operation Smile's volunteers have provided free reconstructive surgery to more than 100,000 children and young adults with facial deformities in 25 countries;

Whereas Operation Smile provides education and training to thousands of healthcare professionals globally, and is implementing a plan for a Global Standard of Care to ensure that every child treated will receive the same high standard of care every time;

Whereas Operation Smile provides a network of resources to assist families in the United States with children born with facial deformities;

Whereas more than 450 Operation Smile Student Associations in the United States and around the world build awareness, raise funds, and educate students about values of commitment, leadership, and volunteerism; and

Whereas in 2007, in commemoration of its 25th anniversary, Operation Smile has announced a year-long series of initiatives to include implementing global standards of care for all its medical programs, opening comprehensive care centers in seven countries, hosting international forums on medical diplomacy, and launching the World Journey of Smiles, which consists of 40 simultaneous missions in 25 countries with the goal of treating an estimated 5,000 children living with facial deformities: Now, therefore, be it

*Resolved*, That the House of Representatives recognizes the 25th anniversary of the founding of Operation Smile as its volunteer medical professionals continue to travel around the world to treat children suffering from facial deformities.

The SPEAKER pro tempore, Ms. Loretta SANCHEZ of California, recognized Ms. WATSON and Ms. ROSLEHTINEN, each for 20 minutes.

After debate,

The question being put, *viva voce*,

Will the House suspend the rules and agree to said resolution, as amended?

The SPEAKER pro tempore, Ms. Loretta SANCHEZ of California, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said resolution, as amended, was agreed to.

By unanimous consent, the title was amended so as to read: "A resolution recognizing the 25th anniversary of the founding of Operation Smile."

A motion to reconsider the votes whereby the rules were suspended and said resolution, as amended, was agreed to and the title was amended was, by unanimous consent, laid on the table.

¶97.16 LESOTHO INTERNATIONAL WOMEN'S DAY

Ms. WATSON moved to suspend the rules and agree to the following resolution (H. Res. 294); as amended:

Whereas the Kingdom of Lesotho is a parliamentary constitutional monarchy that has been an independent country since 1966;

Whereas Lesotho is a low-income country with a gross national income per capita of \$960 and 50 percent of the population lives below the poverty line;

Whereas, in Lesotho, the HIV prevalence is estimated at 23 percent for the total adult population and 56 percent for pregnant women between the ages of 25 and 29, and the current average life expectancy at birth is estimated to be 34.4 years;

Whereas the Kingdom of Lesotho, referred to by some as the "Kingdom in the Sky", was a strong public supporter of the end of apartheid in South Africa, and the Government of Lesotho granted political asylum to a number of refugees from South Africa during the apartheid era;

Whereas the Government of Lesotho has demonstrated a strong commitment to ruling justly, investing in people, ensuring economic freedom, and controlling corruption;

Whereas the Government of Lesotho has been named eligible by the Millennium Challenge Corporation (MCC) for a Compact of financial assistance that, as currently proposed, would strongly focus on improving and safeguarding the health of the people of Lesotho, in addition to supporting projects for sustainable water resource management and private sector development;

Whereas, historically, a married woman in Lesotho was considered a legal minor during the lifetime of her husband, was severely restricted in economic activities, was unable to enter into legally binding contracts without her husband's consent, and had no standing in civil court;

Whereas legislation elevating the legal status of married women and providing property and inheritance rights to women in Lesotho was introduced as early as 1992;

Whereas for years women's groups, non-governmental organizations, the Federation of Women Lawyers, officials of the Government of Lesotho, and others in Lesotho have pushed for passage of legislation strengthening rights of married women;

Whereas in a letter to the Government of Lesotho in September 2006, the chief executive officer of the MCC stated that gender inequality is a constraint on economic growth and poverty reduction and is related to the high prevalence of HIV/AIDS, and that inattention to issues of gender inequality could undermine the potential impact of the Compact proposed to be entered into between the MCC and the Government of Lesotho;

Whereas the MCC's advocacy of gender equity played a supportive role in the enactment of the Legal Capacity of Married Persons Act in the Kingdom of Lesotho, which

effectively eliminated “de jure” discrimination against women in the customary law system;

Whereas the Legal Capacity of Married Persons Act was passed by the Parliament of Lesotho and enacted into law in November 2006;

Whereas the MCC has already provided assistance to further full and meaningful implementation of the new law; and

Whereas the MCC has promulgated and is currently implementing a new gender policy to integrate gender into all phases of the development and implementation of the Compact between the MCC and the Government of Lesotho: Now, therefore, be it

*Resolved*, That the House of Representatives—

(1) applauds the enactment of the Legal Capacity of Married Persons Act by the Kingdom of Lesotho;

(2) lauds the Kingdom of Lesotho for demonstrating its commitment to improve gender equity;

(3) encourages the Kingdom of Lesotho to continue its effort to ensure gender equity; and

(4) commends the Millennium Challenge Corporation (MCC) for developing and implementing policies to advance gender equity in the Kingdom of Lesotho and other countries eligible for financial assistance from the MCC.

The SPEAKER pro tempore, Ms. Loretta SANCHEZ of California, recognized Ms. WATSON and Ms. ROS-LEHTINEN, each for 20 minutes.

After debate,

The question being put, *viva voce*,

Will the House suspend the rules and agree to said resolution, as amended?

The SPEAKER pro tempore, Ms. Loretta SANCHEZ of California, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said resolution, as amended, was agreed to.

By unanimous consent, the title was amended so as to read: “A resolution commending the Kingdom of Lesotho for the enactment of a law to improve the status of married women and ensure the access of married women to property rights.”.

A motion to reconsider the votes whereby the rules were suspended and said resolution, as amended, was agreed to and the title was amended was, by unanimous consent, laid on the table.

#### ¶97.17 WORLD RED CROSS RED CRESCENT DAY

Ms. WATSON moved to suspend the rules and agree to the following resolution (H. Res. 378); as amended:

Whereas World Red Cross Red Crescent Day was observed on May 8, 2007;

Whereas May 8 marks the birth of Henry Dunant, the founder of the International Committee of the Red Cross, who began advocating for the humane treatment of the wartime sick and wounded after witnessing the atrocities at the Battle of Solferino in 1859;

Whereas World Red Cross Red Crescent Day is celebrated by many of the 185 Red Cross, Red Crescent, and Magen David Adom National Societies throughout the world and more than 750 chapters throughout the United States;

Whereas through the motivation and action of its volunteers and donors, the American Red Cross and its partners worldwide pay tribute to Henry Dunant’s legacy by helping those in need and protecting human dignity for all;

Whereas the American Red Cross helps vulnerable people and communities around the world to prevent, prepare for, respond to, and recover from disasters, complex humanitarian emergencies, and life-threatening health conditions;

Whereas the American Red Cross is uniquely positioned to save lives through the Red Cross, Red Crescent, and Magen David Adom National Societies network of 97,000,000 volunteers located in nearly every country in the world;

Whereas in 2006, the American Red Cross responded to 23 international disasters, contributing more than \$16.1 million in financial support, deploying delegates and providing relief supplies and other emergency assistance to millions affected by disasters;

Whereas the American Red Cross continues to help affected communities recover from the tsunami that resulted from the earthquake that occurred off the west coast of northern Sumatra, Indonesia, on December 26, 2004, by providing assistance to more than 3.3 million people through long-term recovery programs and more than 80 million people through disease control activities in the tsunami-affected countries;

Whereas since 2001, the American Red Cross and its partners in the Measles Initiative have vaccinated more than 372 million children in 48 countries against measles; and

Whereas World Red Cross Red Crescent Day will honor the efforts of Red Cross, Red Crescent, and Magen David Adom employees and volunteers who work tirelessly to alleviate human suffering: Now, therefore, be it

*Resolved*, That the House of Representatives commends the humanitarian efforts of Red Cross, Red Crescent, and Magen David Adom National Societies worldwide on the occasion of World Red Cross Red Crescent Day.

The SPEAKER pro tempore, Ms. Loretta SANCHEZ of California, recognized Ms. WATSON and Ms. ROS-LEHTINEN, each for 20 minutes.

After debate,

The question being put, *viva voce*,

Will the House suspend the rules and agree to said resolution, as amended?

The SPEAKER pro tempore, Ms. Loretta SANCHEZ of California, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said resolution, as amended, was agreed to.

By unanimous consent, the title was amended so as to read: “A resolution commending the humanitarian efforts of Red Cross, Red Crescent, and Magen David Adom National Societies worldwide on the occasion of World Red Cross Red Crescent Day.”.

A motion to reconsider the votes whereby the rules were suspended and said resolution, as amended, was agreed to and the title was amended was, by unanimous consent, laid on the table.

#### ¶97.18 PASSPORT BACKLOG REDUCTION

Ms. WATSON moved to suspend the rules and pass the bill of the Senate (S. 966) to enable the Department of State

to respond to a critical shortage of passport processing personnel, and for other purposes; as amended.

The SPEAKER pro tempore, Ms. Loretta SANCHEZ, recognized Ms. WATSON and Ms. ROS-LEHTINEN, each for 20 minutes.

After debate,

The question being put, *viva voce*,

Will the House suspend the rules and pass said bill, as amended?

The SPEAKER pro tempore, Ms. Loretta SANCHEZ of California, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill, as amended, was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill, as amended, was passed was, by unanimous consent, laid on the table.

*Ordered*, That the Clerk request the concurrence of the Senate in said amendment.

#### ¶97.19 NATIONAL CRITICAL TECHNOLOGY

Mr. GORDON of Tennessee, moved to suspend the rules and agree to the following resolution (H. Res. 487):

Whereas the United States of America is a great and prosperous Nation, and modeling and simulation contribute significantly to that greatness and prosperity;

Whereas modeling and simulation in the United States is a unique application of computer science and mathematics that depends on the validity, verification, and reproducibility of the model or simulation, and depends also on the capability of the thousands of Americans in modeling and simulation careers to develop these models;

Whereas members of the modeling and simulation community in government, industry, and academia have made significant contributions to the general welfare of the United States, and while these contributions are too numerous to enumerate, modeling and simulation efforts have contributed to the United States by—

(1) expanding the understanding of nuclear chain reactions during the Manhattan Project through some of the earliest simulations replicating the reaction process, which ultimately contributed to the end of World War II;

(2) serving as a foundational element of the Stockpile Stewardship Program, which enabled the President of the United States to certify the safety, security, and reliability of the nuclear stockpile for more than ten years without the use of live nuclear testing, which demonstrates the Nation’s commitment to nuclear nonproliferation;

(3) accelerating the effectiveness of joint, coalition, and interagency training exercises, while dramatically reducing the costs of such exercises, as demonstrated by United States Joint Forces Command’s 2007 homeland security exercise, Noble Resolve, which was conducted virtually and required 5 months, 140 personnel, and \$2,000,000 for development, compared to a 2002 Millennium Challenge exercise that was conducted live and required 5 years, 14,000 personnel, and \$250,000,000 for development;

(4) preserving countless human lives, as well as military and civilian aircraft, ships, and other vehicles through the rehearsal of repeatable, simulated emergencies that otherwise could not have been practiced;



(5) increasing the quality of health care through the development of medical simulation training, which led the Food and Drug Administration to require such training for physicians before certain high-risk procedures to treat heart disease and strokes;

(6) reducing the cost of health care, as demonstrated by medical malpractice insurance rate discounts being provided to anesthesiologists and obstetricians who include simulated procedures in their biennial training requirements;

(7) simulating large scale natural or man-made disasters to improve the effectiveness of local, State, and Federal first responders, law enforcement, and other agencies involved in a coordinated emergency response;

(8) forecasting weather and predicting climate change to enable scientists, industry, and policymakers to study the effects of climate change and also to prepare for extreme weather, such as hurricanes;

(9) protecting rivers, waterways, and endangered species reliant on these waters through the Environmental Protection Agency's hydrology Dynamic Stream Simulation and Assessment Model, which predicts impacts on water quality for the Truckee River, including its effect on Lake Tahoe and other portions of its basin;

(10) producing analysis that resulted in enhanced designs and construction of critical infrastructure, such as roads, interchanges, airports, harbors, railways, and bridges that increases transportation capacity and safety, and reduces travel time and environmental impact; and

(11) providing National Aeronautics and Space Administration (NASA) astronaut training to ensure a safe and productive mission in space, including the utilization of the Shuttle Training Aircraft, which simulates real aircraft shuttle characteristics and enables NASA pilots to have 1,000 simulated shuttle landings before they land the Space Shuttle for the first time as a glider;

Whereas these contributions, in addition to numerous contributions that are not listed but that equally have brought prosperity to our Nation, demonstrate that modeling and simulation efforts have, and will continue to—

(1) provide vital strategic support functions to our Military;

(2) defend our freedom and advance United States interests around the world;

(3) promote better health care through improved medical training, improved quality of care, reduced medical errors, and reduced cost;

(4) encourage comprehensive planning for national disaster and emergency preparedness response;

(5) improve and secure our critical infrastructure and transportation systems;

(6) protect the environment; and

(7) allow the Nation to explore the Earth and space to further our understanding of our world and universe;

Whereas modeling and simulation frequently complements or replaces experimentation where experimentation is hazardous, expensive, or impossible, thus providing far greater capability than experimentation alone;

Whereas the modeling and simulation industry provides well-paying jobs to many Americans and represents an opportunity for Americans with strong foundations in science, technology, engineering, and mathematics to contribute to the prosperity and security of the United States;

Whereas other countries have recognized the value of modeling and simulation as an opportunity to gain a competitive advantage over the United States economically and militarily, and some of these same countries produce more engineers each year than the United States;

Whereas modeling and simulation efforts are critically dependent on a fundamental education in science, technology, engineering, and mathematics;

Whereas modeling and simulation require unique knowledge, skills, and abilities that are not adequately incorporated into governmental occupational classification codes; and

Whereas advances in modeling and simulation can be achieved through innovation in the private sector, and proper export controls and intellectual property rights are critical to the continued growth and innovation in this sector: Now, therefore, be it

*Resolved*, That the House of Representatives—

(1) commends those who have contributed to the modeling and simulation efforts which have developed essential characteristics of our Nation;

(2) urges that, consistent with previous legislation passed by this and previous Congresses, science, technology, engineering, and mathematics remain key disciplines for primary and secondary education;

(3) encourages the expansion of modeling and simulation as a tool and subject within higher education;

(4) recognizes modeling and simulation as a National Critical Technology;

(5) affirms the need to study the national economic impact of modeling and simulation;

(6) supports the development and implementation of governmental classification codes that include separate classification for modeling and simulation occupations; and

(7) encourages the development and implementation of ways to protect intellectual property of modeling and simulation enterprises.

The SPEAKER pro tempore, Ms. Loretta SANCHEZ of California, recognized Mr. GORDON of Tennessee, and Mr. FEENEY, each for 20 minutes.

After debate,

The question being put, *viva voce*,

Will the House suspend the rules and agree to said resolution?

The SPEAKER pro tempore, Ms. Loretta SANCHEZ of California, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said resolution was agreed to.

A motion to reconsider the vote whereby the rules were suspended and said resolution was agreed to was, by unanimous consent, laid on the table.

#### ¶97.20 COLONEL CHARLES D. MAYNARD LOCK AND DAM

Ms. Eddie Bernice JOHNSON of Texas, moved to suspend the rules and pass the bill (H.R. 781) to redesignate Lock and Dam No. 5 of the McClellan-Kerr Arkansas River Navigation System near Redfield, Arkansas, authorized by the Rivers and Harbors Act approved July 24, 1946, as the "Colonel Charles D. Maynard Lock and Dam".

The SPEAKER pro tempore, Ms. Loretta SANCHEZ of California, recognized Ms. Eddie Bernice JOHNSON of Texas, and Mr. WESTMORELAND, each for 20 minutes.

After debate,

The question being put, *viva voce*,

Will the House suspend the rules and pass said bill?

The SPEAKER pro tempore, Ms. Loretta SANCHEZ of California, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill was passed was, by unanimous consent, laid on the table.

*Ordered*, That the Clerk request the concurrence of the Senate in said bill.

#### ¶97.21 UNITED PARCEL SERVICE 100TH ANNIVERSARY

Ms. Eddie Bernice JOHNSON of Texas, moved to suspend the rules and agree to the following resolution (H. Res. 375); as amended:

Whereas United Parcel Service (in this resolution referred to as "UPS") provides solutions that connect the flow of goods, funds, and information in the United States to more than 200 countries, including delivery service to every address in North America and Europe, through its expansive transportation network, thus truly synchronizing global commerce;

Whereas UPS was founded in 1907 as the American Messenger Company by James E. "Jim" Casey in Seattle, Washington, with \$100 borrowed from a friend and has grown from a 2-person message delivery firm into a 427,000-plus employee global transportation and logistics corporation that moves nearly 15,000,000 packages through its network each business day;

Whereas Jim and his partner, Claude Ryan, focused on providing the best service and lowest rates to launch what would become the world's largest package delivery service;

Whereas the American Messenger Company acquired its first delivery car, a Model T Ford, in 1913 and operates today a vehicle fleet of almost 92,000 vehicles;

Whereas, in 1913, the American Messenger Company merged with competitor Evert "Mac" McCabe and selected the name Merchants Parcel Delivery;

Whereas, in 1919, Merchants Parcel Delivery made its first expansion beyond Seattle to Oakland, California, and adopted its present name, United Parcel Service;

Whereas, in 1929, UPS became the first package delivery company to provide air service and operates today the world's eighth largest airline;

Whereas, during the Second World War, UPS still continued to grow by expanding employment opportunities to, and capitalizing on the talents of, women in the workforce;

Whereas, in 1975, UPS forged the "Golden Link", becoming the first package delivery company to serve every address in the continental United States and began its first operations outside the United States in Ontario, Canada;

Whereas UPS continues to expand its role as a provider of transportation-based and supply chain services;

Whereas UPS has earned numerous awards for its outstanding business practices, recognizing the company's values and commitment to social responsibility and diversity;

Whereas the Environmental Protection Agency awarded UPS the Clean Air Excellence Award, citing UPS's alternative fuel program under which the UPS "Green Fleet" recently passed the 100,000,000 mile mark;

Whereas UPS plays a major philanthropic leadership role in the United States and has



made significant contributions to numerous charitable organizations around the world;

Whereas, over the past 100 years, UPS has gone through many transformations, growing from a small messenger company to a leading provider of air, ocean, ground, and electronic services, while remaining true to its modest origins and commitment to customer service; and

Whereas UPS maintains its reputation for integrity, reliability, employee ownership, and customer service: Now, therefore, be it Resolved, That the House of Representatives—

(1) recognizes United Parcel Service's role in the global transportation system as the world's largest package delivery company; and

(2) celebrates United Parcel Service's 100th anniversary.

The SPEAKER pro tempore, Ms. Loretta SANCHEZ of California, recognized Ms. Eddie Bernice JOHNSON of Texas, and Mr. WESTMORELAND, each for 20 minutes.

After debate, The question being put, viva voce, Will the House suspend the rules and agree to said resolution, as amended?

The SPEAKER pro tempore, Ms. Loretta SANCHEZ of California, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said resolution, as amended, was agreed to.

A motion to reconsider the vote whereby the rules were suspended and said resolution, as amended, was agreed to was, by unanimous consent, laid on the table.

¶97.22 APPALACHIAN REGIONAL DEVELOPMENT

Ms. Eddie Bernice JOHNSON of Texas, moved to suspend the rules and pass the bill (H.R. 799) to reauthorize and improve the program authorized by the Appalachian Regional Development Act of 1965; as amended.

The SPEAKER pro tempore, Ms. Loretta SANCHEZ of California, recognized Ms. Eddie Bernice JOHNSON of Texas, and Mr. GRAVES, each for 20 minutes.

After debate, The question being put, viva voce, Will the House suspend the rules and pass said bill, as amended?

The SPEAKER pro tempore, Ms. Loretta SANCHEZ of California, announced that two-thirds of the Members present had voted in the affirmative.

Mr. PEARCE demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Ms. Loretta SANCHEZ of California, pursuant to clause 8, rule XX, announced that further proceedings on the question were postponed.

¶97.23 RECESS—4:50 P.M.

The SPEAKER pro tempore, Ms. Loretta SANCHEZ of California, pursuant to clause 12(a) of rule I, declared the

House in recess at 4 o'clock and 50 minutes p.m., until approximately 6:30 p.m.

¶97.24 AFTER RECESS—6:30 P.M.

The SPEAKER pro tempore, Mr. HILL, called the House to order.

¶97.25 PROVIDING FOR CONSIDERATION OF H.R. 3043

Mr. HASTINGS of Florida, by direction of the Committee on Rules, reported (Rept. No. 110-235) the resolution (H. Res. 547) providing for consideration of the bill (H.R. 3043) making appropriations for the Departments of Labor, Health, and Human Services, and Education, and related agencies for the fiscal year ending September 30, 2008, and for other purposes.

When said resolution and report were referred to the House Calendar and ordered printed.

¶97.26 VOTE PROCEEDINGS VACATED—H.R. 2547

Mr. HASTINGS of Florida, by unanimous consent, requested that the ordering of the yeas and nays on the motion to suspend the rules and pass the bill (H.R. 2547) to amend the Federal Deposit Insurance Act to prevent misrepresentation about deposit insurance coverage, and for other purposes; as amended, be vacated, to the end that the Chair put the question on the motion de novo.

Accordingly, The question being put, viva voce, Will the House suspend the rules and pass said bill, as amended?

The SPEAKER pro tempore, Mr. HILL, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill, as amended, was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill, as amended, was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said bill.

¶97.27 H.R. 1980—UNFINISHED BUSINESS

The SPEAKER pro tempore, Mr. HILL, pursuant to clause 8, rule XX, announced the unfinished business to be the motion to suspend the rules and pass the bill (H.R. 1980) to authorize appropriations for the Housing Assistance Council.

The question being put, Will the House suspend the rules and pass said bill?

The vote was taken by electronic device.

It was decided in the { Yeas ..... 350 affirmative ..... } Nays ..... 49

¶97.28 [Roll No. 630] YEAS—350

- Abercrombie Altmire Baird Ackerman Andrews Baker Aderholt Arcuri Baldwin Alexander Baca Barrow Allen Bachus Bartlett (MD)

- Bean Gillibrand McNerney Becerra Gillmor McNulty Berkley Gohmert Meeks (NY) Berman Gonzalez Melancon Berry Gordon Mica Biggert Granger Michaud Bilirakis Graves Miller (MI) Bishop (GA) Green, Al Miller (NC) Bishop (NY) Green, Gene Miller, Gary Bishop (UT) Grijalva Miller, George Blumenauer Hall (NY) Mitchell Blunt Hall (TX) Mollohan Boehner Hare Moore (KS) Bonner Harman Moore (WI) Bono Hastert Moran (KS) Boozman Hastings (FL) Moran (VA) Boren Hastings (WA) Murphy (CT) Boswell Hayes Murphy, Patrick Boustany Heller Murphy, Tim Boyd (FL) Herger Murtha Boyda (KS) Herseth Sandlin Musgrave Brady (PA) Higgins Nadler Brady (TX) Hill Napolitano Braley (IA) Hinojosa Neal (MA) Brown (SC) Hirono Neugebauer Brown-Waite, Hobson Nunes Ginny Hodes Oberstar Buchanan Holden Obey Burgess Holt Olver Buyer Honda Ortiz Calvert Hooley Pallone Camp (MI) Hoyer Pascrell Cannon Hulshof Pastor Capito Hunter Payne Capps Inslee Pearce Capuano Israel Perlmutter Cardoza Jackson (IL) Peterson (MN) Carney Jackson-Lee Pickering Carson Castle Pitts Castle Johnson (GA) Platts Castor Johnson (E. B.) Pomeroy Chandler Johnson, E. B. Porter Clarke Jones (NC) Price (GA) Clay Jones (OH) Price (NC) Cleaver Kanjorski Putnam Clyburn Kaptur Radanovich Cohen Keller Rahall Cole (OK) Kennedy Ramstad Conaway Kildee Regula Conyers Kilpatrick Rehberg Cooper Kind Reichert Costa King (NY) Renzi Costello Kirk Reyes Courtney Klein (FL) Reynolds Cramer Kline (MN) Rodriguez Crowley Knollenberg Rogers (AL) Cummings Kuhl (NY) Rogers (KY) Davis (AL) LaHood Rogers (MI) Davis (CA) Lampson Ros-Lehtinen Davis (IL) Langevin Roskam Davis (KY) Lantos Ross Davis, David Larsen (WA) Rothman Davis, Lincoln Larson (CT) Roybal-Allard Davis, Tom Latham Ruppertsberger DeFazio LaTourette Ryan (OH) DeGette Lee Salazar Delahunt Levin Sanchez, Linda DeLauro Lewis (CA) T. Dent Lewis (GA) Sanchez, Loretta Diaz-Balart, L. Lewis (KY) Sarbanes Diaz-Balart, M. Linder Saxton Dicks LoBiondo Schakowsky Dingell Loebsack Schiff Doggett Lofgren, Zoe Schmidt Donnelly Lowey Schwartz Doyle Lucas Scott (GA) Drake Lungren, Daniel Scott (VA) Dreier E. Serrano Edwards Lynch Sestak Ehlers Mack Shays Ellison Mahoney (FL) Shea-Porter Ellsworth Maloney (NY) Sherman Emanuel Manullo Shimkus Emerson Markey Shuler Engel Marshall Shuster English (PA) Matheson Sires Eshoo Matsui Skelton Etheridge McCarthy (CA) Slaughter Everett McCarthy (NY) Smith (NE) Fallin McCaul (TX) Smith (NJ) Farr McCollum (MN) Smith (TX) Fattah McCotter Smith (WA) Ferguson McCrery Snyder Filner McDermott Solis Forbes McGovern Space Frank (MA) McHenry Spratt Frelinghuysen McHugh Stark Gerlach McIntyre Stupak Giffords McMorris Sullivan Gilchrest Rodgers Sutton

Tanner	Velázquez	Weller	Brown (SC)	Hirono	Neugebauer	Waters	Weller	Wolf
Tauscher	Visclosky	Wexler	Brown-Waite,	Hobson	Nunes	Watson	Wexler	Wu
Taylor	Walberg	Whitfield	Ginny	Hodes	Oberstar	Watt	Whitfield	Wynn
Terry	Walden (OR)	Wicker	Buchanan	Holden	Obey	Waxman	Wicker	Yarmuth
Thompson (CA)	Walsh (NY)	Wilson (NM)	Burgess	Holt	Olver	Weiner	Wilson (NM)	Young (AK)
Thompson (MS)	Walz (MN)	Wilson (OH)	Burton (IN)	Honda	Ortiz	Welch (VT)	Wilson (OH)	
Thornberry	Wasserman	Wolf	Buyer	Hooley	Pallone			
Tiberi	Schultz	Woolsey	Calvert	Hoyer	Pascarell			
Tierney	Waters	Wu	Camp (MI)	Hulshof	Pastor	Bachmann	Foxx	Pence
Turner	Watson	Wynn	Cannon	Hunter	Payne	Barrett (SC)	Franks (AZ)	Petri
Udall (CO)	Watt	Yarmuth	Capito	Inslee	Pearce	Barton (TX)	Garrett (NJ)	Poe
Udall (NM)	Waxman	Young (AK)	Capps	Israel	Perlmutter	Bilbray	Gingrey	Rohrabacher
Upton	Weiner	Young (FL)	Capuano	Jackson (IL)	Peterson (MN)	Blackburn	Goode	Roskam
Van Hollen	Welch (VT)		Cardoza	Jackson-Lee	Pickering	Campbell (CA)	Goodlatte	Royce

NAYS—49

Akin	Flake	Petri
Bachmann	Foxx	Poe
Barrett (SC)	Franks (AZ)	Rohrabacher
Barton (TX)	Garrett (NJ)	Royce
Bilbray	Gingrey	Ryan (WI)
Blackburn	Goode	Sali
Burton (IN)	Goodlatte	Sensenbrenner
Campbell (CA)	Hensarling	Sessions
Cantor	Issa	Shadegg
Carter	Johnson, Sam	Souder
Chabot	Jordan	Stearns
Coble	King (IA)	Wamp
Culberson	Lamborn	Weldon (FL)
Deal (GA)	Marchant	Westmoreland
Doolittle	Miller (FL)	Wilson (SC)
Duncan	Paul	
Feeney	Pence	

NOT VOTING—32

Boucher	Gutierrez	Meek (FL)
Brown, Corrine	Hinchev	Myrick
Butterfield	Hoekstra	Peterson (PA)
Carnahan	Inglis (SC)	Pryce (OH)
Crenshaw	Jindal	Rangel
Cubin	Johnson (IL)	Rush
Cuellar	Kagen	Simpson
Davis, Jo Ann	Kingston	Tancredo
Fortenberry	Kucinich	Tiahrt
Fossella	Lipinski	Towns
Gallegly	McKeon	

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said bill.

¶97.29 H.R. 1982—UNFINISHED BUSINESS

The SPEAKER pro tempore, Mr. HILL, pursuant to clause 8, rule XX, announced the further unfinished business to be the motion to suspend the rules and pass the bill (H.R. 1982) to authorize appropriations for the rural housing and economic development program of the Department of Housing and Urban Development; as amended.

The question being put,

Will the House suspend the rules and pass said bill, as amended?

The vote was taken by electronic device.

It was decided in the { Yeas ..... 350 affirmative ..... } Nays ..... 49

¶97.30 [Roll No. 631]

YEAS—350

Abercrombie	Barrow	Blunt
Ackerman	Bartlett (MD)	Boehner
Aderholt	Bean	Bonner
Alexander	Becerra	Bono
Allen	Berkley	Boozman
Altmore	Berman	Boren
Andrews	Berry	Boswell
Arcuri	Biggert	Boustany
Baca	Bilirakis	Boyd (FL)
Bachus	Bishop (GA)	Boyda (KS)
Baird	Bishop (NY)	Brady (PA)
Baker	Bishop (UT)	Brady (TX)
Baldwin	Blumenauer	Braley (IA)

Brown (SC)	Hirono	Neugebauer
Brown-Waite,	Hobson	Nunes
Ginny	Hodes	Oberstar
Buchanan	Holden	Obey
Burgess	Holt	Olver
Burton (IN)	Honda	Ortiz
Buyer	Hooley	Pallone
Calvert	Hoyer	Pascarell
Camp (MI)	Hulshof	Pastor
Cannon	Hunter	Payne
Capito	Inslee	Pearce
Capps	Israel	Perlmutter
Capuano	Jackson (IL)	Peterson (MN)
Cardoza	Jackson-Lee	Pickering
Carnahan	(TX)	Pitts
Carney	Jefferson	Platts
Carson	Johnson (GA)	Pomeroy
Castle	Johnson, E. B.	Porter
Castor	Jones (NC)	Price (GA)
Chandler	Jones (OH)	Price (NC)
Clarke	Kanjorski	Putnam
Clay	Kaptur	Radanovich
Cleaver	Keller	Rahall
Clyburn	Kennedy	Ramstad
Cohen	Kildee	Regula
Cole (OK)	Kilpatrick	Rehberg
Conaway	Kind	Reichert
Conyers	King (NY)	Renzi
Cooper	Kirk	Reyes
Costa	Klein (FL)	Reynolds
Costello	Kline (MN)	Rodriguez
Courtney	Knollenberg	Rogers (AL)
Cramer	Kuhl (NY)	Rogers (KY)
Crowley	LaHood	Rogers (MI)
Cummings	Lampson	Ros-Lehtinen
Davis (AL)	Langevin	Ross
Davis (CA)	Lantos	Rothman
Davis (IL)	Larsen (WA)	Roybal-Allard
Davis (KY)	Larson (CT)	Ruppersberger
Davis, David	Latham	Ryan (OH)
Davis, Lincoln	LaTourette	Ryan (WI)
Davis, Tom	Levin	Salazar
DeFazio	Lewis (CA)	Sánchez, Linda
DeGette	Lewis (GA)	T.
Delahunt	Lewis (KY)	Sanchez, Loretta
DeLauro	Linder	Sarbanes
Dent	LoBiondo	Saxton
Diaz-Balart, L.	Loeb sack	Schakowsky
Diaz-Balart, M.	Lofgren, Zoe	Schiff
Dicks	Lowe y	Schmidt
Dingell	Lucas	Schwartz
Doggett	Lungren, Daniel	Scott (GA)
Donnelly	E.	Scott (VA)
Doyle	Lynch	Serrano
Drake	Mack	Sestak
Edwards	Mahoney (FL)	Shays
Ehlers	Maloney (NY)	Shea-Porter
Ellison	Marchant	Sherman
Ellsworth	Markey	Shimkus
Emanuel	Marshall	Shuler
Emerson	Matheson	Shuster
Engel	Matsui	Sires
English (PA)	McCarthy (CA)	Skelton
Eshoo	McCarthy (NY)	Slaughter
Etheridge	McCaul (TX)	Smith (NE)
Everett	McCollum (MN)	Smith (NJ)
Fallin	McCotter	Smith (TX)
Farr	McCrery	Smith (WA)
Fattah	McDermott	Snyder
Ferguson	McGovern	Solis
Filner	McHenry	Souder
Forbes	McHugh	Space
Frank (MA)	McIntyre	Spratt
Frelinghuysen	McMorris	Stark
Gerlach	Rodgers	Stupak
Giffords	McNerney	Sullivan
Gilchrest	McNulty	Sutton
Gillibrand	Meeks (NY)	Tanner
Gillmor	Melancon	Tauscher
Gohmert	Mica	Taylor
Gonzalez	Michaud	Terry
Gordon	Miller (MI)	Aderholt
Granger	Miller (NC)	Alexander
Graves	Miller, Gary	Allen
Green, Al	Miller, George	Altmire
Green, Gene	Mitchell	Andrews
Grijalva	Mollohan	Arcuri
Hall (NY)	Moore (KS)	Baca
Hall (TX)	Moore (WI)	Bachmann
Hare	Moran (KS)	Bachus
Harman	Moran (VA)	Baird
Hastings (FL)	Murphy (CT)	Baker
Hastings (WA)	Murphy, Patrick	Baldwin
Hayes	Murphy, Tim	Baldrwin
Heller	Murtha	Barrow
Herger	Musgrave	Walden (OR)
Herseth Sandlin	Nadler	Walsh (NY)
Higgins	Napolitano	Walz (MN)
Hill	Neal (MA)	Wamp
Hinojosa		Wasserman
		Schultz

NAYS—49

Bachmann	Foxx	Pence
Barrett (SC)	Franks (AZ)	Petri
Barton (TX)	Garrett (NJ)	Poe
Bilbray	Gingrey	Rohrabacher
Blackburn	Goode	Roskam
Campbell (CA)	Goodlatte	Royce
Cantor	Hastert	Sali
Carter	Hensarling	Sensenbrenner
Chabot	Inglis (SC)	Sessions
Coble	Issa	Shadegg
Culberson	Johnson, Sam	Stearns
Deal (GA)	Jordan	Weldon (FL)
Doolittle	King (IA)	Westmoreland
Dreier	Lamborn	Wilson (SC)
Duncan	Manzullo	Young (FL)
Feeney	Miller (FL)	
Flake	Paul	

NOT VOTING—32

Akin	Gutierrez	Myrick
Boucher	Hinchev	Peterson (PA)
Brown, Corrine	Hoekstra	Pryce (OH)
Butterfield	Jindal	Rangel
Crenshaw	Johnson (IL)	Rush
Cubin	Kagen	Simpson
Cuellar	Kingston	Tancredo
Davis, Jo Ann	Kucinich	Tiahrt
Fortenberry	Lipinski	Towns
Fossella	McKeon	Woolsey
Gallegly	Meek (FL)	

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill, as amended, was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill, as amended, was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said bill.

¶97.31 H.R. 799—UNFINISHED BUSINESS

The SPEAKER pro tempore, Mr. HILL, pursuant to clause 8, rule XX, announced the further unfinished business to be the motion to suspend the rules and pass the bill (H.R. 799) to reauthorize and improve the program authorized by the Appalachian Regional Development Act of 1965; as amended.

The question being put,

Will the House suspend the rules and pass said bill, as amended?

The vote was taken by electronic device.

It was decided in the { Yeas ..... 332 affirmative ..... } Nays ..... 70

¶97.32 [Roll No. 632]

YEAS—332

Abercrombie	Biggert	Calvert
Ackerman	Bishop (GA)	Capito
Aderholt	Bishop (NY)	Capps
Alexander	Bishop (UT)	Capuano
Allen	Blackburn	Cardoza
Altmire	Blumenauer	Carnahan
Andrews	Bonner	Carney
Arcuri	Bono	Carson
Baca	Boozman	Castle
Bachmann	Boren	Castor
Bachus	Boswell	Chandler
Baird	Boustany	Clarke
Baker	Boyd (FL)	Clay
Baldwin	Boyd (KS)	Cleaver
Barrow	Brady (PA)	Clyburn
Bartlett (MD)	Brady (TX)	Cohen
Bean	Braley (IA)	Cole (OK)
Becerra	Brown (SC)	Conyers
Berkley	Brown-Waite,	Cooper
Berman	Ginny	Costa
Berry	Buchanan	Costello

Courtney	Kildee	Ramstad
Cramer	Kilpatrick	Regula
Crowley	Kind	Rehberg
Cummings	King (NY)	Reichert
Davis (AL)	Kirk	Renzi
Davis (CA)	Klein (FL)	Reyes
Davis (IL)	Kline (MN)	Reynolds
Davis (KY)	Knollenberg	Rodriguez
Davis, David	Kuhl (NY)	Rogers (AL)
Davis, Lincoln	LaHood	Rogers (KY)
Davis, Tom	Lampson	Rogers (MI)
Deal (GA)	Langevin	Ros-Lehtinen
DeFazio	Lantos	Ross
DeGette	Larsen (WA)	Rothman
DeLahunt	Larson (CT)	Roybal-Allard
DeLauro	Latham	Ruppersberger
Dent	LaTourette	Ryan (OH)
Diaz-Balart, L.	Lee	Salazar
Diaz-Balart, M.	Levin	Sánchez, Linda T.
Dicks	Lewis (CA)	Sanchez, Loretta
Dingell	Lewis (GA)	Sarbanes
Doggett	Lewis (KY)	Sarbanes
Donnelly	Linder	Saxton
Doyle	LoBiondo	Schakowsky
Drake	Loebback	Schiff
Duncan	Lofgren, Zoe	Schmitt
Edwards	Lowe	Schwartz
Ehlers	Lucas	Scott (GA)
Ellison	Lynch	Scott (VA)
Ellsworth	Mack	Serrano
Emanuel	Mahoney (FL)	Sestak
Emerson	Maloney (NY)	Shays
Engel	Markey	Shea-Porter
English (PA)	Marshall	Sherman
Eshoo	Matheson	Shimkus
Etheridge	Matsui	Shuler
Everett	McCarthy (NY)	Shuster
Fallin	McCollum (MN)	Sires
Farr	McCotter	Skelton
Fattah	McCrary	Slaughter
Ferguson	McDermott	Smith (NJ)
Filner	McGovern	Smith (WA)
Forbes	McHenry	Snyder
Fortenberry	McHugh	Solis
Frank (MA)	McIntyre	Space
Frelinghuysen	McMorris	Spratt
Gerlach	Rodgers	Stark
Giffords	McNerney	Stupak
Gilchrest	McNulty	Sullivan
Gillibrand	Meeks (NY)	Sutton
Gillmor	Melancon	Tanner
Gingrey	Mica	Tauscher
Gonzalez	Michaud	Taylor
Goode	Miller (MI)	Terry
Goodlatte	Miller (NC)	Thompson (CA)
Gordon	Miller, Gary	Thompson (MS)
Graves	Miller, George	Tiberi
Green, Al	Mitchell	Tierney
Green, Gene	Mollohan	Turner
Grijalva	Moore (KS)	Udall (CO)
Hall (NY)	Moore (WI)	Udall (NM)
Hare	Moran (KS)	Udall (NM)
Harman	Moran (VA)	Van Hollen
Hastings (FL)	Murphy (CT)	Velázquez
Hastings (WA)	Murphy, Patrick	Visclosky
Hayes	Murphy, Tim	Walden (OR)
Herseht Sandlin	Murtha	Walsh (NY)
Higgins	Musgrave	Walz (MN)
Hill	Nadler	Wamp
Hinojosa	Napolitano	Wasserman
Hirono	Neal (MA)	Schultz
Hodes	Nunes	Waters
Holden	Oberstar	Watson
Holt	Obey	Watt
Honda	Olver	Waxman
Hooley	Ortiz	Weiner
Hoyer	Pallone	Welch (VT)
Hunter	Pascrell	Weller
Inslee	Pastor	Westmoreland
Israel	Payne	Wexler
Jackson (IL)	Pearce	Whitfield
Jackson-Lee	Perlmutter	Wicker
(TX)	Peterson (MN)	Wilson (NM)
Jefferson	Pickering	Wilson (OH)
Johnson (GA)	Pitts	Wolf
Johnson, E. B.	Platts	Woolsey
Johnson, Sam	Pomeroy	Wu
Jones (OH)	Porter	Wynn
Kanjorski	Price (NC)	Yarmuth
Kaptur	Putnam	Young (AK)
Keller	Radanovich	Young (FL)
Kennedy	Rahall	

NAYS—70

Akin	Boehner	Cannon
Barrett (SC)	Burgess	Cantor
Barton (TX)	Burton (IN)	Carter
Bilbray	Buyer	Chabot
Bilirakis	Camp (MI)	Coble
Blunt	Campbell (CA)	Conaway

Culberson	Issa	Rohrabacher
Doolittle	Jones (NC)	Roskam
Dreier	Jordan	Royce
Feeney	King (IA)	Ryan (WI)
Flake	Lamborn	Sali
Fox	Lungren, Daniel E.	Sensenbrenner
Franks (AZ)	Manzullo	Sessions
Garrett (NJ)	Marchant	Shadegg
Gohmert	McCarthy (CA)	Smith (NE)
Granger	McCaul (TX)	Smith (TX)
Hall (TX)	Miller (FL)	Souder
Hastert	Neugebauer	Stearns
Heller	Paul	Thornberry
Hensarling	Pence	Upton
Herger	Petri	Walberg
Hobson	Poe	Weldon (FL)
Hulshof	Price (GA)	Wilson (SC)
Inglis (SC)		

NOT VOTING—29

Boucher	Hinchey	Myrick
Brown, Corrine	Hoekstra	Peterson (MA)
Butterfield	Jindal	Pryce (OH)
Crenshaw	Johnson (IL)	Rangel
Cubin	Kagen	Rush
Cuellar	Kingston	Simpson
Davis, Jo Ann	Kucinich	Tancredo
Fossella	Lipinski	Tiahrt
Gallegly	McKeon	Towns
Gutierrez	Meek (FL)	

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill, as amended, was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill, as amended, was passed was, by unanimous consent, laid on the table.

*Ordered*, That the Clerk request the concurrence of the Senate in said bill.

¶97.33 COMMUNICATION FROM THE MINORITY LEADER—APPOINTMENT—PUBLIC INTEREST DECLASSIFICATION BOARD

The SPEAKER pro tempore, Mr. HILL laid before the House the following communication, which was read as follows:

HOUSE OF REPRESENTATIVES,  
July 16, 2007.

Hon. NANCY PELOSI,  
*Speaker, U.S. Capitol, Washington, DC.*

DEAR SPEAKER PELOSI: Pursuant to section 703c of the Public Interest Declassification Board, 50 U.S.C. 435 note, I have agreed to reappoint the Honorable David Skaggs to the Public Interest Declassification Board as the Minority Leader appointment. As previously agreed, because of the change in Congress and the presumed statutory intent of the Board, Mr. Skaggs has requested that he continue serving in this capacity, with the understanding that he will resign the position effective June 5, 2009. As such, I am pleased to make this appointment.

Sincerely,  
JOHN A. BOEHNER,  
*Republican Leader.*

*Ordered*, That the Clerk notify the Senate of the foregoing appointment.

¶97.34 COMMUNICATION FROM THE MINORITY LEADER—APPOINTMENT—NATIONAL COUNCIL ON THE ARTS

The SPEAKER pro tempore, Mr. HILL laid before the House the following communication, which was read as follows:

CONGRESS OF THE UNITED STATES,  
HOUSE OF REPRESENTATIVES,  
July 12, 2007.

Hon. NANCY PELOSI,  
*Speaker, U.S. Capitol, Washington, DC.*

DEAR SPEAKER PELOSI: Pursuant to The National Foundation on the Arts and the Humanities Act of 1965 (20 U.S.C. 955(b) note), I am pleased to appoint the Honorable Pat Tiberi of Ohio to the National Council on the Arts.

Mr. Tiberi has expressed interest in serving in this capacity and I am pleased to fulfill his request.

Sincerely,  
JOHN A. BOEHNER,  
*Republican Leader.*

*Ordered*, That the Clerk notify the Senate of the foregoing appointment.

¶97.35 SENATE BILL REFERRED

A bill of the Senate of the following title was taken from the Speaker's table and, under the rule, referred as follows:

S. 975. An Act granting the consent and approval of Congress to an interstate forest fire protection compact; to the Committee on the Judiciary.

¶97.36 ENROLLED BILL SIGNED

Lorraine C. Miller, Clerk of the House, reported and found truly enrolled a bill of the House of the following title, which was thereupon signed by the Speaker:

H.R. 556. An Act to ensure national security while promoting foreign investment and the creation and maintenance of jobs, to reform the process by which such investments are examined for any effect they may have on national security, to establish the Committee on Foreign Investment in the United States, and for other purposes.

¶97.37 SENATE ENROLLED BILL SIGNED

The SPEAKER announced her signature to an enrolled bill of the Senate of the following title:

S. 1701. An Act to provide for the extension of transitional medical assistance (TMA) and the abstinence education program through the end of fiscal year 2007, and for other purposes.

¶97.38 LEAVE OF ABSENCE

By unanimous consent, leave of absence was granted—

To Mr. TIAHRT, for today; and  
To Mr. BOUCHER, for today.  
And then,

¶97.39 ADJOURNMENT

On motion of Ms. SCHWARTZ, at 10 o'clock and 59 minutes p.m., the House adjourned.

¶97.40 REPORTS OF COMMITTEES ON PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XIII, reports of committees were delivered to the Clerk for printing and reference to the proper calendar, as follows:

Mr. FRANK: Committee on Financial Services. H.R. 2547. A bill to amend the Federal Deposit Insurance Act to prevent misrepresentation about deposit insurance coverage, and for other purposes (Rept. 110-234). Referred to the Committee of the Whole House on the state of the Union.

Ms. MATSUI: Committee on Rules. House Resolution 547. Resolution providing for consideration of the bill (H.R. 3043) making appropriations for the Departments of Labor, Health and Human Services, and Education, and related agencies for the fiscal year ending September 30, 2008, and for other purposes (Rept. 110-235). Referred to the House Calendar.

#### 197.41 PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XII, public bills and resolutions were introduced and severally referred, as follows:

By Ms. SHEA-PORTER:

H.R. 3045. A bill to regulate the judicial use of presidential signing statements in the interpretation of Acts of Congress; to the Committee on the Judiciary.

By Mr. McNULTY (for himself, Mr. SAM JOHNSON of Texas, Mr. RANGEL, Mr. MCCREERY, Mr. STARK, Mr. LEVIN, Mr. LEWIS of Georgia, Mr. LEWIS of Kentucky, Mr. WOLF, Mr. BECERRA, Mr. DOGGETT, Mr. POMEROY, Mr. LARSON of Connecticut, Mr. EMANUEL, Mr. BLUMENAUER, Mr. PASCRELL, Mr. MEEK of Florida, Mr. HASTINGS of Washington, Ms. MATSUI, Mrs. CAPPS, Mr. FARR, Mr. RODRIGUEZ, Mr. FILNER, Ms. MCCOLLUM of Minnesota, and Mr. HINCHEY):

H.R. 3046. A bill to amend the Social Security Act to enhance Social Security account number privacy protections, to prevent fraudulent misuse of the Social Security account number, and to otherwise enhance protection against identity theft, and for other purposes; to the Committee on Ways and Means.

By Mr. LAMBORN (for himself, Mr. STUPAK, Mr. BUCHANAN, Mr. BOOZMAN, Ms. EDDIE BERNICE JOHNSON of Texas, Mr. BROWN of South Carolina, Mr. HAYES, Mr. DAVIS of Illinois, Mr. MANZULLO, Mr. GRAVES, Mr. BILIRAKIS, Mr. ENGLISH of Pennsylvania, Mrs. CHRISTENSEN, and Mr. FORTUÑO):

H.R. 3047. A bill to amend title 38, United States Code, to improve the processing of claims for benefits administered by the Secretary of Veterans Affairs, and for other purposes; to the Committee on Veterans' Affairs.

By Mr. DINGELL:

H.R. 3048. A bill to provide for and approve the settlement of certain land claims of the Sault Ste. Marie Tribe of Chippewa Indians; to the Committee on Natural Resources.

By Mr. DUNCAN:

H.R. 3049. A bill to establish a pilot program for the expedited disposal of Federal real property; to the Committee on Oversight and Government Reform.

By Ms. HERSETH SANDLIN:

H.R. 3050. A bill to grant the consent and approval of Congress to an interstate forest fire protection compact; to the Committee on the Judiciary.

By Mr. SALAZAR (for himself, Mr. PASCRELL, Mr. ELLISON, Mr. McDERMOTT, Mrs. MCCARTHY of New York, Mr. McNULTY, Mr. PAYNE, Mr. CLAY, Mrs. EMERSON, Mr. SMITH of New Jersey, Mr. HINCHEY, Mr. NADLER, Mr. KUCINICH, Mr. SESTAK, Mr. BRADY of Pennsylvania, Mr. LOBIONDO, Mr. KAGEN, Mr. EMANUEL, Ms. SUTTON, Mr. RANGEL, Ms. MATSUI, Mr. HALL of New York, Ms. CORRINE BROWN of Florida, Mr. MORAN of Virginia, Mrs. NAPOLITANO, Ms. HOOLEY, Ms. LINDA T. SANCHEZ of California, Mr. SRES, Mr. UDALL of New Mexico, Mr. WAXMAN, Mr. AL GREEN of Texas, Ms. WOOLSEY, Mr. MCGOVERN, Mr. PERLMUTTER, and Mr. DAVIS of Illinois):

H.R. 3051. A bill to improve the diagnosis and treatment of traumatic brain injury in members and former members of the Armed Forces, to review and expand telehealth and telemental health programs of the Department of Defense and the Department of Veterans Affairs, and for other purposes; to the Committee on Veterans' Affairs, and in addition to the Committee on Armed Services, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. SPACE (for himself, Mr. TIBERI, Mr. REGULA, Ms. KAPTUR, Mr. WILSON of Ohio, Mrs. SCHMIDT, Mr. TURNER, Mr. RYAN of Ohio, Ms. SUTTON, Mr. JORDAN, Mrs. JONES of Ohio, Mr. KUCINICH, Mr. LAFOURETTE, Mr. CHABOT, Mr. GILLMOR, Mr. HOBSON, and Ms. PRYCE of Ohio):

H.R. 3052. A bill to designate the facility of the United States Postal Service located at 954 Wheeling Avenue in Cambridge, Ohio, as the "John Herschel Glenn, Jr. Post Office Building"; to the Committee on Oversight and Government Reform.

By Ms. WATERS (for herself, Mr. SEN-SENBRENNER, Ms. HERSETH SANDLIN, Mr. SMITH of Texas, Mr. DEFAZIO, Mr. GOODLATTE, Mr. FRANKS of Arizona, and Mrs. DRAKE):

H.R. 3053. A bill to protect private property rights; to the Committee on the Judiciary.

By Mr. WOLF (for himself, Mr. TERRY, Mrs. DRAKE, Mr. JOHNSON of Georgia, Ms. EDDIE BERNICE JOHNSON of Texas, Mr. McNULTY, Ms. BORDALLO, Mr. PITTS, Mr. WALSH of New York, Mr. OLVER, Ms. WATSON, Mr. SMITH of New Jersey, Mr. CAPUANO, Ms. CLARKE, Mr. ADERHOLT, Mr. JACKSON of Illinois, Ms. WOOLSEY, Mr. HONDA, Mr. MCGOVERN, Mr. PAYNE, Mr. SOUDER, Mr. FRANKS of Arizona, Mr. STARK, Mr. CALVERT, Ms. SCHAKOWSKY, and Mr. LEWIS of Georgia):

H.R. 3054. A bill to establish a program to assist Sudanese refugees in the United States known as the "Lost Boys and Lost Girls of Sudan" to voluntarily return to southern Sudan to assist in reconstruction efforts in southern Sudan; to the Committee on Foreign Affairs.

By Mr. YARMUTH (for himself and Mr. PLATTS):

H.R. 3055. A bill to amend the Elementary and Secondary Education Act of 1965 to provide expanded resources, technical assistance, reasonable accountability, and professional development to eligible entities implementing Even Start programs; to the Committee on Education and Labor.

By Mr. ACKERMAN (for himself, Mr. PENCE, Mr. LANTOS, Mr. ISSA, and Mr. BOUSTANY):

H. Res. 548. A resolution expressing the ongoing concern of the House of Representatives for Lebanon's democratic institutions and unwavering support for the administration of justice upon those responsible for the assassination of Lebanese public figures opposing Syrian control of Lebanon; to the Committee on Foreign Affairs.

By Mr. BILIRAKIS:

H. Res. 549. A resolution recognizing the importance of America's Waterway Watch program, and for other purposes; to the Committee on Transportation and Infrastructure.

By Mr. HONDA (for himself and Mr. PAYNE):

H. Res. 550. A resolution congratulating the people of Ethiopia on the second millennium of Ethiopia, and for other purposes; to the Committee on Foreign Affairs.

By Mr. JEFFERSON (for himself, Mr. WAXMAN, Mr. CLYBURN, Ms. KIL-

PATRICK, Mr. PAYNE, Ms. EDDIE BERNICE JOHNSON of Texas, Ms. CORRINE BROWN of Florida, Mr. JOHNSON of Georgia, Mr. AL GREEN of Texas, Mr. BACA, Mr. NADLER, Mr. LEWIS of Georgia, Mr. CLAY, Mr. ELLISON, Mr. WATT, Mr. DAVIS of Alabama, Mr. BISHOP of Georgia, Mr. RUSH, Mr. CUMMINGS, Ms. JACKSON-LEE of Texas, Mrs. CHRISTENSEN, Mr. WYNN, Mr. THOMPSON of Mississippi, Mr. CLEAVER, Mr. BUTTERFIELD, Mr. SCOTT of Georgia, Mr. HASTINGS of Florida, Mrs. JONES of Ohio, Ms. KAPTUR, Mr. ENGEL, Mr. JACKSON of Illinois, Mr. DAVIS of Illinois, Mr. RODRIGUEZ, Mr. GENE GREEN of Texas, Mr. REYES, Mr. HONDA, Mr. SIREX, Mr. ANDREWS, Mr. FILNER, Mr. RANGEL, Mr. MEEKS of New York, Mr. TOWNS, Ms. WOOLSEY, Mr. BAIRD, Mr. CUELLAR, Mr. MEEK of Florida, Mr. GONZALEZ, Ms. CLARKE, Mr. RYAN of Ohio, Ms. VELÁZQUEZ, Mr. MELANCON, and Mr. MCCREERY):

H. Res. 551. A resolution acknowledging the progress made and yet to be made to rebuild the Gulf Coast region after Hurricanes Katrina and Rita; to the Committee on Oversight and Government Reform.

#### 197.42 ADDITIONAL SPONSORS

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

H.R. 23: Mr. SMITH of Washington, Mr. GARRETT of New Jersey, Mr. TIBERI, and Mr. MILLER of North Carolina.

H.R. 178: Mr. KUCINICH.

H.R. 180: Mr. TIERNEY.

H.R. 346: Mr. MCCOTTER, Mr. ENGLISH of Pennsylvania, Mr. JINDAL, and Mr. CANNON.

H.R. 418: Mr. GONZALEZ, Ms. BERKLEY, and Mr. ENGLISH of Pennsylvania.

H.R. 657: Mrs. CHRISTENSEN, Mr. CARNEY, Ms. CARSON, Mr. ENGLISH of Pennsylvania, and Mr. PAUL.

H.R. 687: Mr. FATTAH and Mr. MILLER of North Carolina.

H.R. 690: Ms. WOOLSEY.

H.R. 695: Mr. COSTELLO, Mr. LANGEVIN, Mr. WEINER, Mr. BERMAN, Ms. CLARKE, and Ms. MATSUI.

H.R. 725: Mr. TERRY.

H.R. 734: Mr. MAHONEY of Florida.

H.R. 760: Mr. ROYCE, Mr. BERMAN, and Mr. WALZ of Minnesota.

H.R. 784: Mr. UDALL of New Mexico and Mr. KELLER of Florida.

H.R. 826: Mr. GOODLATTE.

H.R. 840: Mr. UDALL of New Mexico, Mr. CAPUANO, and Ms. ESHOO.

H.R. 861: Ms. FOXF.

H.R. 864: Mr. BOUCHER and Mr. VAN HOLLEN.

H.R. 962: Mr. VAN HOLLEN.

H.R. 1029: Mr. GINGREY and Mrs. BOYDA of Kansas.

H.R. 1038: Mr. CLAY.

H.R. 1043: Mr. McDERMOTT.

H.R. 1076: Mr. FATTAH.

H.R. 1125: Mr. COHEN, Ms. KAPTUR, Mr. HALL of New York, Mr. CUMMINGS, Mr. MICHAUD, and Mr. GONZALEZ.

H.R. 1228: Ms. MCCOLLUM of Minnesota.

H.R. 1275: Mrs. MCCARTHY of New York.

H.R. 1320: Mr. COURTNEY.

H.R. 1330: Mr. KANJORSKI.

H.R. 1346: Mr. WYNN.

H.R. 1357: Mr. LINCOLN DIAZ-BALART of Florida, Mr. SAXTON, Mrs. DRAKE, and Mr. GINGREY.

H.R. 1376: Mr. ENGLISH of Pennsylvania and Mr. McNULTY.

H.R. 1384: Mr. HUNTER, Ms. MATSUI, Ms. LORETTA SANCHEZ of California, Mr. SCHIFF, Mrs. TAUSCHER, Ms. WATSON, and Mr. WAXMAN.

H.R. 1399: Ms. FOXF and Mr. TIAHRT.  
 H.R. 1400: Mr. LOEBSACK.  
 H.R. 1415: Mr. LEWIS of Georgia.  
 H.R. 1416: Mr. LEWIS of Georgia and Mr. WAXMAN.  
 H.R. 1418: Mr. McNULTY.  
 H.R. 1422: Mr. CALVERT and Mr. WEXLER.  
 H.R. 1464: Mr. MCHUGH.  
 H.R. 1466: Mrs. MCMORRIS RODGERS.  
 H.R. 1497: Mr. KUCINICH.  
 H.R. 1509: Mr. NUNES.  
 H.R. 1514: Ms. CLARKE.  
 H.R. 1553: Mr. FRANK of Massachusetts.  
 H.R. 1590: Ms. CLARKE.  
 H.R. 1632: Mr. SPACE, Mr. WILSON of Ohio, and Mr. BRADY of Pennsylvania.  
 H.R. 1713: Mr. FRANK of Massachusetts, Mrs. JONES of Ohio, Mr. MARKEY, Mrs. CHRISTENSEN, Ms. MATSUI, Mr. MEEKS of New York, Mrs. TAUSCHER, and Mr. LEWIS of Georgia.  
 H.R. 1732: Mr. RUPPERSBERGER.  
 H.R. 1740: Mr. CAPUANO and Ms. MATSUI.  
 H.R. 1818: Mr. PAUL, Mr. GONZALEZ, and Mr. RADANOVICH.  
 H.R. 1964: Mr. CARNAHAN.  
 H.R. 2003: Mr. JEFFERSON.  
 H.R. 2005: Mr. YOUNG of Alaska.  
 H.R. 2027: Mr. PAUL.  
 H.R. 2050: Mr. GENE GREEN of Texas.  
 H.R. 2066: Mr. MARSHALL.  
 H.R. 2164: Mr. COHEN and Ms. DELAURO.  
 H.R. 2205: Mr. MCDERMOTT.  
 H.R. 2216: Mr. RUSH and Mr. GRIJALVA.  
 H.R. 2217: Mr. RUSH and Mr. GRIJALVA.  
 H.R. 2265: Mr. CROWLEY and Mr. MCDERMOTT.  
 H.R. 2266: Mr. OBERSTAR.  
 H.R. 2295: Mr. GEORGE MILLER of California, Mr. PUTNAM, and Mr. MORAN of Virginia.  
 H.R. 2303: Mr. BISHOP of Georgia.  
 H.R. 2325: Mrs. MCMORRIS RODGERS.  
 H.R. 2342: Mr. MCNERNEY.  
 H.R. 2364: Mr. KUCINICH.  
 H.R. 2464: Mr. CARNAHAN and Mr. HINCHEY.  
 H.R. 2478: Mr. LEVIN.  
 H.R. 2495: Mr. SPRATT and Mr. GORDON.  
 H.R. 2566: Mr. ABERCROMBIE.  
 H.R. 2585: Mr. BOUSTANY.  
 H.R. 2587: Mrs. BLACKBURN.  
 H.R. 2593: Mr. PASTOR.  
 H.R. 2596: Mr. BOUCHER, Mr. ROTHMAN, and Mr. WEINER.  
 H.R. 2606: Ms. SCHAKOWSKY and Mr. BOUCHER.  
 H.R. 2630: Mr. KIND.  
 H.R. 2668: Mr. HASTINGS of Florida.  
 H.R. 2733: Mr. KIND.  
 H.R. 2750: Mr. WOLF.  
 H.R. 2757: Mr. KIND.  
 H.R. 2758: Mr. SCHIFF, and Mr. CUMMINGS.  
 H.R. 2778: Mr. RANGEL.  
 H.R. 2818: Mr. WYNN, Mr. DAVID DAVIS of Tennessee, and Mr. BISHOP of Georgia.  
 H.R. 2832: Mr. WYNN.  
 H.R. 2840: Mr. GUTIERREZ, and Mr. BISHOP of Georgia.  
 H.R. 2865: Mr. NADLER.  
 H.R. 2870: Ms. WATERS, and Mr. VAN HOLLEN.  
 H.R. 2892: Mrs. GILLIBRAND, and Mr. ISRAEL.  
 H.R. 2902: Mr. MICHAUD.  
 H.R. 2903: Mr. MORAN of Virginia.  
 H.R. 2929: Mr. NADLER, Mr. ELLISON, Mr. JACKSON of Illinois, Mr. MILLER of North Carolina, Ms. CORRINE BROWN of Florida, Ms. ROYBAL-ALLARD, Ms. HARMAN, Ms. SOLIS, Ms. SCHAKOWSKY, Mrs. TAUSCHER, Mr. PAYNE, Mr. WATT, Mr. YARMUTH, Mrs. GILLIBRAND, Ms. VELÁZQUEZ, Mr. SCOTT of Georgia, and Mr. JOHNSON of Georgia.  
 H.R. 2933: Mr. SOUDER.  
 H.R. 2934: Mr. PAUL, Mr. WALBERG, and Mr. BARROW.  
 H.R. 2941: Mr. SPACE.  
 H.R. 2954: Mr. WAMP and Ms. FOXF.  
 H.R. 2966: Mr. LANTOS.

H.R. 3005: Mr. BOOZMAN.  
 H.R. 3008: Mr. CUELLAR and Mrs. CHRISTENSEN.  
 H.R. 3029: Ms. EDDIE BERNICE JOHNSON of Texas.  
 H. Con. Res. 28: Mr. DAVID DAVIS of Tennessee, Mr. CONAWAY, Mr. PAUL, Mr. LAHOOD, Mr. HENSARLING, Mr. TIBERI, Mrs. JO ANN DAVIS of Virginia, Mr. FORTUÑO, Mr. SHIMKUS, Mr. KIND, and Mr. CARTER.  
 H. Con. Res. 49: Mrs. CHRISTENSEN, Mr. SALAZAR, Mr. WOLF, Mr. CONAWAY, and Mr. LAHOOD.  
 H. Con. Res. 75: Mr. NADLER, Mr. MCGOVERN, Mr. WOLF, Mr. WEXLER, and Mr. MOORE of Kansas.  
 H. Con. Res. 108: Ms. CLARKE.  
 H. Con. Res. 176: Mr. LAHOOD and Mr. LAMBORN.  
 H. Res. 111: Mr. SHULER, Mr. CROWLEY, Mr. BISHOP of New York, Mr. CONAWAY, Mr. CARDOZA, and Mr. FILNER.  
 H. Res. 121: Mr. FORTUÑO, Ms. WASSERMAN SCHULTZ, Mr. DOGGETT, and Mr. PETERSON of Minnesota.  
 H. Res. 123: Mr. SHAYS.  
 H. Res. 143: Mr. HINCHEY and Mr. SKELTON.  
 H. Res. 146: Mr. CONYERS and Mr. NADLER.  
 H. Res. 345: Ms. GINNY BROWN-WAITE of Florida.  
 H. Res. 351: Mr. SESSIONS.  
 H. Res. 356: Mr. KIRK.  
 H. Res. 407: Mr. PALLONE and Mr. MCGOVERN.  
 H. Res. 417: Mr. WYNN.  
 H. Res. 443: Mr. WELCH of Vermont, Ms. MATSUI, Mr. HASTINGS of Florida, Ms. CASTOR, Mr. ARCURI, and Ms. SLAUGHTER.  
 H. Res. 457: Mr. MILLER of North Carolina.  
 H. Res. 487: Mr. SCOTT of Virginia.  
 H. Res. 499: Mrs. BOYDA of Kansas, Mr. JONES of North Carolina, Mr. BOOZMAN, Mrs. ALTMIRE, Mr. PICKERING, and Ms. GINNY BROWN-WAITE of Florida.  
 H. Res. 529: Mrs. GILLIBRAND, Ms. JACKSON-LEE of Texas, Mr. BRADY of Pennsylvania, Mr. DAVIS of Illinois, Mr. MCGOVERN, and Mr. JOHNSON of Georgia.  
 H. Res. 535: Mr. STUPAK, Mr. STARK, and Mr. GONZALEZ.  
 H. Res. 541: Mrs. GILLIBRAND, Mr. JONES of North Carolina, Mr. HUNTER, Mr. BILBRAY, Mr. SESSIONS, Mr. MCKEON, Mr. PUTNAM, Mr. KING of Iowa, Mr. YOUNG of Alaska, Mr. FERGUSON, Mr. MCHENRY, Mr. ROHRBACHER, Mr. DANIEL E. LUNGREN of California, Mr. GILLMOR, Mr. TIBERI, Mr. KLINE of Minnesota, Mr. SAM JOHNSON of Texas, Mr. MCCOTTER, Mr. HULSHOF, Mr. SMITH of Nebraska, Mr. MCCARTHY of California, Mr. REICHERT, Mr. GRAVES, Mr. PITTS, Mrs. BLACKBURN, Mr. SHUSTER, Mr. WALBERG, Ms. ROS-LEHTINEN, Mrs. CAPITO, Mrs. BACHMANN, Mr. LATHAM, Mr. CULBERSON, and Mr. MANZULLO.

TUESDAY, JULY 17, 2007 (98)

198.1 APPOINTMENT OF SPEAKER PRO TEMPORE

The House was called to order at 9 a.m. by the SPEAKER pro tempore, Ms. SOLIS, who laid before the House the following communication:

WASHINGTON, DC,  
 July 17, 2007.

I hereby appoint the Honorable HILDA L. SOLIS to act as Speaker pro tempore on this day.

NANCY PELOSI,  
 Speaker of the House of Representatives.

Whereupon, pursuant to the order of the House of January 4, 2007, Members were recognized for morning-hour debate.

198.2 RECESS—9:02 A.M.

The SPEAKER pro tempore, Ms. SOLIS, pursuant to clause 12(a) of rule

I, declared the House in recess at 9 o'clock and 2 minutes a.m., until 10 a.m.

198.3 AFTER RECESS—10 A.M.

The SPEAKER pro tempore, Mr. BLUMENAUER, called the House to order.

198.4 APPROVAL OF THE JOURNAL

The SPEAKER pro tempore, Mr. BLUMENAUER, announced he had examined and approved the Journal of the proceedings of Monday, July 16, 2007.

Mr. WILSON of South Carolina, pursuant to clause 1, rule I, demanded a vote on agreeing to the Chair's approval of the Journal.

The question being put, viva voce, Will the House agree to the Chair's approval of said Journal?

The SPEAKER pro tempore, Mr. BLUMENAUER, announced that the yeas had it.

Mr. WILSON of South Carolina, objected to the vote on the ground that a quorum was not present and not voting.

The SPEAKER pro tempore, Mr. BLUMENAUER, pursuant to clause 8, rule XX, announced that further proceedings on the question were postponed.

The point of no quorum was considered as withdrawn.

198.5 COMMUNICATIONS

Executive and other communications, pursuant to clause 8, rule XII, were referred as follows:

2543. A letter from the Counsel for Legislation and Regulations, Department of Housing and Urban Development, transmitting the Department's final rule — Manufactured Home Dispute Resolution Program [Docket No. FR-4813-F-03] (RIN: 2502-AH98) received June 4, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Financial Services.

2544. A letter from the Secretary, Department of Housing and Urban Development, transmitting a copy of proposed legislation to update the National Housing Act and modernize the Federal Housing Administration (FHA) mortgage insurance program to ensure that the FHA continues to play a key role in serving low- and moderate-income homebuyers; to the Committee on Financial Services.

2545. A letter from the Secretary, Department of Housing and Urban Development, transmitting a copy of proposed legislation to reauthorize the American Dream Downpayment Act, Section 271 of the Cranston-Gonzalez National Affordable Housing Act; to the Committee on Financial Services.

2546. A letter from the Senior Vice President for Resource Management, Export-Import Bank, transmitting the Bank's Buy American Act reporting for fiscal year 2006, pursuant to section 837 of Division A of the fiscal year 2006 Departments of Transportation, Housing and Urban Development Appropriations Act, Pub. L. 109-115; to the Committee on Financial Services.

2547. A letter from the Chairman and President, Export-Import Bank of the United States, transmitting a report on transactions involving U.S. exports to Republic of Panama pursuant to Section 2(b)(3) of the Export-Import Bank Act of 1945, as amended, pursuant to 12 U.S.C. 635(b)(3)(i); to the Committee on Financial Services.

2548. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Alachlor, Chlorothalonil, Metribuzin; Denial of Objections [EPA-HQ-OPP-2005-0050; FRL-8135-3] received July 13, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

2549. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Approval and Promulgation of Air Quality Implementation Plans; Minnesota [EPA-R05-OAR-2006-0772; FRL-8439-7] received July 13, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

2550. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Approval and Promulgation of Air Quality Implementation Plans; Minnesota [EPA-R05-OAR-2006-0772; FRL-8439-8] received July 13, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

2551. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Determination of Attainment, Approval and Promulgation of Implementation Plans and Designation of Areas for Air Quality Planning Purposes; Indiana; Redesignation of the Clark and Floyd Counties 8-hour Ozone Nonattainment Area to Attainment [EPA-R05-OAR-2006-0715; FRL-8440-2] received July 13, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

2552. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Determination of Attainment, Approval and Promulgation of Implementation Plans and Designation of Areas for Air Quality Planning Purposes; Indiana; Redesignation of LaPorte County To Attainment for Ozone [EPA-R05-OAR-2006-0459; FRL-8440-4] received July 13, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

2553. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Determination of Attainment, Approval and Promulgation of Implementation Plans and Designation of Areas for Air Quality Planning Purposes; Indiana; Redesignation of the South Bend-Elkhart 8-hour Ozone Nonattainment Area to Attainment [EPA-R05-OAR-2006-0305; FRL-8440-3] received July 13, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

2554. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Public Hearings and Submission of Plans [EPA-HQ-OAR-2006-0903; FRL-8439-6] received July 13, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

2555. A letter from the Director, International Cooperation, Department of Defense, transmitting Pursuant to Section 27(f) of the Arms Export Control Act and Section 1(f) of Executive Order 11958, Transmittal No. 07-07 informing of an intent to sign the Joint U.S./U.K. Weapon and Sensor Resource Management Algorithm Development and Evaluation Project Arrangement between the United States and the United Kingdom, pursuant to 22 U.S.C. 2767(f); to the Committee on Foreign Affairs.

2556. A letter from the Director, Defense Security Cooperation Agency, transmitting pursuant to Section 62(a) of the Arms Export Control Act (AECA), notification concerning the Department of the Army's proposed lease

of defense articles to the Government of Singapore (Transmittal No. 02-07); to the Committee on Foreign Affairs.

2557. A letter from the Chairman, Broadcasting Board of Governors, transmitting the semiannual report on the activities of the Office of Inspector General for the period October 1, 2006 to March 31, 2007, pursuant to 5 U.S.C. app. (Insp. Gen. Act) section 5(b); to the Committee on Oversight and Government Reform.

2558. A letter from the Librarian of Congress, Library of Congress, transmitting the Annual Report of the Library of Congress, for the fiscal year ending September 30, 2006, pursuant to 2 U.S.C. 139; to the Committee on House Administration.

2559. A letter from the Secretary, Department of Health and Human Services, transmitting the Department's report entitled, "Report to Congress on the Social and Economic Conditions of Native Americans: Fiscal Years 1995-2000," pursuant to Section 811A of the Native American Programs Act of 1974; to the Committee on Natural Resources.

2560. A letter from the Acting Chair, Federal Subsistence Board, Department of the Interior, transmitting the Department's final rule — Subsistence Management Regulations for Public Lands in Alaska, Subpart C: Nonrural Determinations (RIN: 1018-AT99) received July 12, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Natural Resources.

2561. A letter from the Assistant Director, Fisheries & Habitat Conservation U.S. Fish & Wildlife Service, Department of the Interior, transmitting the Department's final rule — Injurious Wildlife Species; Silver Carp (*Hypophthalmichthys molitrix*) and Largescale Silver Carp (*Hypophthalmichthys harmandi*) (RIN: 1018-AT29) received July 12, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Natural Resources.

2562. A letter from the Acting Assistant Secretary for Fish, Wildlife and Parks, Department of the Interior, transmitting the Department's final rule — Endangered and Threatened Wildlife and Plants; Designation of Critical Habitat for the Peck's Cave Amphipod, Comal Springs Dryopid Beetle, and Comal Springs Riffle Beetle (RIN: 1018-AU75) received July 16, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Natural Resources.

2563. A letter from the Director, Fish and Wildlife Service, Department of the Interior, transmitting the Department's final rule — Endangered and Threatened Wildlife and Plants; Removing the Bald Eagle in the Lower 48 States From the List of Endangered and Threatened Wildlife (RIN: 1018-AF21) received July 16, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Natural Resources.

2564. A letter from the Deputy Secretary, Department of the Interior, transmitting a copy of draft legislation entitled, "Cooperative Conservation Enhancement Act"; to the Committee on Natural Resources.

2565. A letter from the Acting Director, Minerals Management Service, Department of the Interior, transmitting the Department's report on the Minerals Management Service Royalty-in-Kind Operation for Fiscal Year 2006, as required by Section 342 of the Energy Policy Act of 2005; to the Committee on Natural Resources.

2566. A letter from the Executive Director, Department of the Interior, transmitting the 2005 annual report of the National Center for Preservation Technology and Training (National Center), pursuant to 16 U.S.C. 470 et seq.; to the Committee on Natural Resources.

2567. A letter from the Associate Deputy Secretary, Department of the Interior, transmitting a copy of a draft bill entitled, "The

Fiscally Responsible Energy Amendments Act of 2007"; to the Committee on Natural Resources.

2568. A letter from the Director, National Marine Fisheries Service, National Oceanic and Atmospheric Administration, transmitting the Administration's 2006 report to Congress on the "The Status of U.S. Fisheries"; to the Committee on Natural Resources.

2569. A letter from the Director, National Marine Fisheries Service, National Oceanic and Atmospheric Administration, transmitting the Administration's biennial report regarding the administration of the Endangered Species Act from October 1, 2004 to September 30, 2006; to the Committee on Natural Resources.

2570. A letter from the Secretary, Department of Health and Human Services, transmitting a copy of the Annual Report to Congress on the Refugee Resettlement Program for the period October 1, 2004 through September 30, 2005 as required by section 413(a) of the Immigration and Nationality Act, pursuant to 8 U.S.C. 1523(a); to the Committee on the Judiciary.

2571. A letter from the Assistant Secretary for Civil Works, Department of the Army, Department of Defense, transmitting the Administration's position on the budgeting for the Cedar Bayou, Texas Navigation Improvement Project; to the Committee on Transportation and Infrastructure.

2572. A letter from the Assistant Secretary for Civil Works, Department of the Army, Department of Defense, transmitting the Administration's position on the budgeting for the Unalaska, Alaska Navigation Improvement Project; to the Committee on Transportation and Infrastructure.

2573. A letter from the Secretary, Department of Labor, transmitting the 2005 Annual Report of the Assistant Secretary for Veterans' Employment and Training of the Department of Labor, pursuant to 38 U.S.C. 4107(c); to the Committee on Veterans' Affairs.

2574. A letter from the Secretary, Department of Veterans Affairs, transmitting a copy of a draft bill entitled, "To amend title 38, United States Code, to improve veterans' health care benefits, and for other purposes"; to the Committee on Veterans' Affairs.

2575. A letter from the Chief, Trade and Commercial Regulations Branch, Department of Homeland Security, transmitting the Department's final rule — United States — Jordan Free Trade Agreement [USCBP-2007-0001 CBP Dec. 07-50] (RIN: 1505-AB75) received June 25, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

2576. A letter from the Chief, Border Security Regulations Branch, Department of Homeland Security, transmitting the Department's final rule — Advance Electronic Presentation of Cargo Information for Truck Carriers Required to be Transmitted through ACE Truck Manifest as Ports in the States of Maine and Minnesota [CBP Dec. 07-53] received July 12, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

2577. A letter from the Chief, Trade and Commercial Regulations Branch, Department of Homeland Security, transmitting the Department's final rule — United States-Morocco Free Trade Agreement [USCBP-2007-0056 CBP Dec. 07-51] (RIN: 1505-AB76) received June 27, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

2578. A letter from the Chief, Trade and Commercial Regulations Branch, Department of Homeland Security, transmitting the Department's final rule — EXTENSION OF IMPORT RESTRICTIONS IMPOSED ON PRE-CLASSICAL AND CLASSICAL ARCHAEOLOGICAL OBJECTS AND BYZANTINE PERIOD ECCLESIASTICAL AND RITUAL ETHNOLOGICAL MATERIAL FROM



CYPRUS [CBP Dec. 07-52] (RIN: 1505-AB80) received July 12, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

2579. A letter from the Chief, Publications and Regulations, Internal Revenue Service, transmitting the Service's final rule — Guidance under Subpart F Relating to Partnerships [TD 9326] (RIN: 1545-BE34) received July 13, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

2580. A letter from the Chief, Publications and Regulations Branch, Internal Revenue Service, transmitting the Service's final rule — Withholding Exemptions [TD 9337] (RIN: 1545-BE21) received July 13, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

¶98.6 MESSAGE FROM THE SENATE

A message from the Senate by Ms. Curtis, one of its clerks, announced that the Senate has passed bills of the following titles in which the concurrence of the House is requested:

S. Con. Res. 27. A concurrent resolution supporting the goals and ideals of "National Purple Heart Recognition Day".

S. Con. Res. 41. A concurrent resolution commending the 1st Brigade Combat Team/34th Infantry Division of the Minnesota National Guard upon its completion of the longest continuous deployment of any United States military unit during Operation Iraqi Freedom.

The message also announced that pursuant to Executive Order 12131, as amended, the Chair reappoints the following Member to the President's Export Council: The Senator from Wyoming [Mr. ENZI].

¶98.7 PUBLIC SAFETY EMPLOYER-EMPLOYEE COOPERATION

Mr. KILDEE moved to suspend the rules and pass the bill (H.R. 980) to provide collective bargaining rights for public safety officers employed by States or their political subdivisions; as amended.

The SPEAKER pro tempore, Mr. BLUMENAUER, recognized Mr. KILDEE and Mr. KELLER of Florida, each for 20 minutes.

After debate,

The question being put, *viva voce*, Will the House suspend the rules and pass said bill, as amended?

The SPEAKER pro tempore, Mr. BLUMENAUER, announced that two-thirds of the Members present had voted in the affirmative.

Mr. KILDEE demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Mr. BLUMENAUER, pursuant to clause 8, rule XX, announced that further proceedings on the question were postponed.

¶98.8 PROVIDING FOR CONSIDERATION OF H.R. 3043

Ms. MATSUI, by direction of the Committee on Rules, called up the following resolution (H. Res. 547):

*Resolved*, That at any time after the adoption of this resolution the Speaker may, pursuant to clause 2(b) of rule XVIII, declare the

House resolved into the Committee of the Whole House on the state of the Union for consideration of the bill (H.R. 3043) making appropriations for the Departments of Labor, Health and Human Services, and Education, and related agencies for the fiscal year ending September 30, 2008, and for other purposes. The first reading of the bill shall be dispensed with. All points of order against consideration of the bill are waived except those arising under clause 9 or 10 of rule XXI. General debate shall be confined to the bill and shall not exceed one hour equally divided and controlled by the chairman and ranking minority member of the Committee on Appropriations. After general debate the bill shall be considered for amendment under the five-minute rule. Points of order against provisions in the bill for failure to comply with clause 2 of rule XXI are waived. During consideration of the bill for amendment, the Chairman of the Committee of the Whole may accord priority in recognition on the basis of whether the Member offering an amendment has caused it to be printed in the portion of the Congressional Record designated for that purpose in clause 8 of rule XVIII. Amendments so printed shall be considered as read. When the committee rises and reports the bill back to the House with a recommendation that the bill do pass, the previous question shall be considered as ordered on the bill and amendments thereto to final passage without intervening motion except one motion to recommit with or without instructions.

SEC. 2. During consideration in the House of H.R. 3043 pursuant to this resolution, notwithstanding the operation of the previous question, the Chair may postpone further consideration of the bill to such time as may be designated by the Speaker.

When said resolution was considered.

After debate,

On motion of Ms. MATSUI, the previous question was ordered on the resolution to its adoption or rejection.

The question being put, *viva voce*,

Will the House agree to said resolution?

The SPEAKER pro tempore, Mr. BLUMENAUER, announced that the yeas had it.

Mr. HASTINGS of Washington, objected to the vote on the ground that a quorum was not present and not voting.

The SPEAKER pro tempore, Mr. BLUMENAUER, pursuant to clause 8, rule XX, announced that further proceedings on the question were postponed.

The point of no quorum was considered as withdrawn.

¶98.9 9/11 COMMISSION

On motion of Mr. THOMPSON of Mississippi, by direction of the Committee on Homeland Security and pursuant to clause 1 of rule XXII, the bill (H.R. 1) to provide for the implementation of the recommendations of the National Commission on Terrorist Attacks Upon the United States; together with the amendment of the Senate thereto, was taken from the Speaker's table.

When on motion of Mr. THOMPSON of Mississippi, it was,

*Resolved*, That the House disagree to the amendment of the Senate and agree to the conference asked by the Senate on the disagreeing votes of the two Houses thereon.

*Ordered*, That the Clerk notify the Senate thereof.

¶98.10 MOTION TO INSTRUCT CONFEREES—H.R. 1

Mrs. BLACKBURN moved that the managers on the part of the House at the conference on the disagreeing votes of the two Houses on the amendment of the Senate to the bill, H.R. 1, be instructed to agree to section 1455 of the amendment of the Senate.

After debate,

By unanimous consent, the previous question was ordered on the motion to instruct the managers on the part of the House.

The question being put, *viva voce*,

Will the House agree to said motion?

The SPEAKER pro tempore, Mr. MURTHA, announced that the yeas had it.

Mrs. BLACKBURN demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Mr. MURTHA, pursuant to clause 8, rule XX, announced that further proceedings on the question were postponed.

¶98.11 H.R. 980—UNFINISHED BUSINESS

The SPEAKER pro tempore, Mr. MURTHA, pursuant to clause 8, rule XX, announced the unfinished business to be the motion to suspend the rules and pass the bill (H.R. 980) to provide collective bargaining rights for public safety officers employed by States or their political subdivisions; as amended.

The question being put,

Will the House suspend the rules and pass said bill, as amended?

The vote was taken by electronic device.

It was decided in the { Yeas ..... 314  
affirmative ..... } Nays ..... 97

¶98.12 [Roll No. 633]

YEAS—314

Abercrombie	Braleley (IA)	Cummings
Ackerman	Brown-Waite,	Davis (AL)
Allen	Ginny	Davis (CA)
Altmire	Buchanan	Davis (IL)
Andrews	Burton (IN)	Davis (KY)
Arcuri	Butterfield	Davis, David
Baca	Buyer	Davis, Lincoln
Bachmann	Camp (MI)	Davis, Tom
Baird	Capito	DeFazio
Baldwin	Capps	DeGette
Barrow	Capuano	Delahunt
Bean	Cardoza	DeLauro
Becerra	Carnahan	Dent
Berkley	Carney	Diaz-Balart, L.
Berman	Castle	Diaz-Balart, M.
Berry	Castor	Dicks
Biggett	Chandler	Dingell
Bilbray	Clarke	Doggett
Bilirakis	Clay	Donnelly
Bishop (GA)	Cleaver	Doyle
Bishop (NY)	Clyburn	Duncan
Bishop (UT)	Cohen	Ehlers
Blumenauer	Cole (OK)	Ellison
Bonner	Conyers	Ellsworth
Bono	Cooper	Emanuel
Boren	Costa	Emerson
Boswell	Costello	Engel
Boucher	Courtney	English (PA)
Boustany	Cramer	Eshoo
Boyd (FL)	Crenshaw	Etheridge
Boyd (KS)	Crowley	Farr
Brady (PA)	Cuellar	Fattah



Ferguson  
 Filner  
 Fortenberry  
 Fossella  
 Frank (MA)  
 Frelinghuysen  
 Gallegly  
 Gerlach  
 Giffords  
 Gilchrist  
 Gillibrand  
 Gonzalez  
 Gordon  
 Graves  
 Grijalva  
 Gutierrez  
 Hall (NY)  
 Hare  
 Harman  
 Hastert  
 Hastings (FL)  
 Heller  
 Herseth Sandlin  
 Higgins  
 Hill  
 Hinchey  
 Hirono  
 Hobson  
 Hodes  
 Hoekstra  
 Holden  
 Holt  
 Honda  
 Hooley  
 Hoyer  
 Hulshof  
 Hunter  
 Inslee  
 Israel  
 Jackson (IL)  
 Jackson-Lee (TX)  
 Jefferson  
 Johnson (GA)  
 Johnson, E. B.  
 Jones (NC)  
 Jones (OH)  
 Kagen  
 Kanjorski  
 Kaptur  
 Keller  
 Kennedy  
 Kildee  
 Kilpatrick  
 Kind  
 King (NY)  
 Kirk  
 Klein (FL)  
 Kline (MN)  
 Knollenberg  
 Kuhl (NY)  
 LaHood  
 Lampson  
 Langevin  
 Lantos  
 Larsen (WA)  
 Larson (CT)  
 Latham  
 LaTourette  
 Lee  
 Levin  
 Lewis (CA)  
 Lewis (KY)  
 Lipinski

LoBiondo  
 Loebbeck  
 Lofgren, Zoe  
 Lowey  
 Lynch  
 Mahoney (FL)  
 Maloney (NY)  
 Markey  
 Marshall  
 Matheson  
 Matsui  
 McCarthy (NY)  
 McCollum (MN)  
 McCotter  
 Grijalva  
 McDermott  
 McGovern  
 McHugh  
 McIntyre  
 McKeon  
 McNeerney  
 McNulty  
 Meek (FL)  
 Meeke (NY)  
 Michaud  
 Miller (MI)  
 Miller (NC)  
 Miller, George  
 Mitchell  
 Mollohan  
 Moore (KS)  
 Moore (WI)  
 Moran (VA)  
 Murphy (CT)  
 Murphy, Patrick  
 Murphy, Tim  
 Nadler  
 Napolitano  
 Neal (MA)  
 Oberstar  
 Obey  
 Oliver  
 Pallone  
 Pascrell  
 Pastor  
 Pearce  
 Perlmutter  
 Peterson (MN)  
 Petri  
 Platts  
 Poe  
 Pomeroy  
 Porter  
 Price (NC)  
 Pryce (OH)  
 Rahall  
 Ramstad  
 Rangel  
 Regula  
 Rehberg  
 Reichert  
 Renzi  
 Reyes  
 Reynolds  
 Rodriguez  
 Rogers (KY)  
 Rogers (MI)  
 Ros-Lehtinen  
 Roskam  
 Ross  
 Rothman  
 Roybal-Allard  
 Ruppberger

Rush  
 Ryan (OH)  
 Ryan (WI)  
 Salazar  
 Sanchez, Linda  
 T.  
 Sanchez, Loretta  
 Sarbanes  
 Saxton  
 Schakowsky  
 Schiff  
 Schmidt  
 Schwartz  
 Scott (GA)  
 Scott (VA)  
 Serrano  
 Shays  
 Shea-Porter  
 Sherman  
 Shimkus  
 Shuler  
 Shuster  
 Sires  
 Skelton  
 Slaughter  
 Smith (NJ)  
 Smith (WA)  
 Snyder  
 Solis  
 Souder  
 Space  
 Spratt  
 Stark  
 Stupak  
 Sullivan  
 Sutton  
 Tauscher  
 Terry  
 Thompson (CA)  
 Thompson (MS)  
 Tiahrt  
 Tiberi  
 Tierney  
 Towns  
 Turner  
 Udall (CO)  
 Udall (NM)  
 Upton  
 Van Hollen  
 Velázquez  
 Visclosky  
 Walden (OR)  
 Walsh (NY)  
 Walz (MN)  
 Wasserman  
 Schultz  
 Waters  
 Watson  
 Watt  
 Waxman  
 Weiner  
 Welch (VT)  
 Weller  
 Wexler  
 Whitfield  
 Wilson (NM)  
 Wilson (OH)  
 Wilson (SC)  
 Woolsey  
 Wu  
 Wynn  
 Yarmuth  
 Young (AK)  
 Young (FL)

Paul  
 Pence  
 Peterson (PA)  
 Pickering  
 Pitts  
 Putnam  
 Radanovich  
 Rogers (AL)  
 Rohrabacher

Royce  
 Sali  
 Sensenbrenner  
 Sessions  
 Shadegg  
 Simpson  
 Smith (NE)  
 Smith (TX)  
 Stearns

Tanner  
 Taylor  
 Thornberry  
 Walberg  
 Wamp  
 Weldon (FL)  
 Westmoreland  
 Wickner  
 Wolf

Gordon  
 Grijalva  
 Gutierrez  
 Hall (NY)  
 Hare  
 Harman  
 Hastings (FL)  
 Herseth Sandlin  
 Higgins  
 Hill  
 Hinchey  
 Hirono  
 Hodes  
 Holden  
 Holt  
 Honda  
 Hooley  
 Hoyer  
 Inslee  
 Israel  
 Jackson (IL)  
 Jackson-Lee (TX)  
 Jefferson  
 Johnson (GA)  
 Johnson, E. B.  
 Jones (OH)  
 Kagen  
 Kanjorski  
 Kaptur  
 Kennedy  
 Kildee  
 Kilpatrick  
 Kind  
 Klein (FL)  
 Lampson  
 Langevin  
 Lantos  
 Larsen (WA)  
 Larson (CT)  
 LaTourette  
 Lee  
 Levin  
 Lipinski  
 Loebbeck  
 Lofgren, Zoe  
 Lowey  
 Lynch  
 Mahoney (FL)  
 Maloney (NY)  
 Markey  
 Marshall  
 Matheson  
 Matsui

McCarthy (NY)  
 McCollum (MN)  
 McDermott  
 McGovern  
 McIntyre  
 McNeerney  
 McNulty  
 Meek (FL)  
 Meeke (NY)  
 Melancon  
 Michaud  
 Miller (NC)  
 Miller, George  
 Mitchell  
 Mollohan  
 Moore (KS)  
 Moore (WI)  
 Moran (VA)  
 Murphy (CT)  
 Murphy, Patrick  
 Murphy, Tim  
 Murtha  
 Nadler  
 Napolitano  
 Neal (MA)  
 Oberstar  
 Obey  
 Oliver  
 Pallone  
 Pascrell  
 Pastor  
 Perlmutter  
 Peterson (MN)  
 Platts  
 Pomeroy  
 Price (NC)  
 Rahall  
 Ramstad  
 Rangel  
 Regula  
 Reyes  
 Rodriguez  
 Ross  
 Rothman  
 Roybal-Allard  
 Ruppberger  
 Rush  
 Ryan (OH)  
 Salazar  
 Sanchez, Linda  
 T.  
 Sanchez, Loretta  
 Sarbanes  
 Schakowsky

Schiff  
 Schwartz  
 Scott (GA)  
 Scott (VA)  
 Serrano  
 Sestak  
 Shea-Porter  
 Sherman  
 Shuler  
 Simpson  
 Sires  
 Skelton  
 Slaughter  
 Smith (WA)  
 Snyder  
 Solis  
 Space  
 Spratt  
 Stark  
 Stupak  
 Sutton  
 Tanner  
 Tauscher  
 Taylor  
 Thompson (CA)  
 Thompson (MS)  
 Thornberry  
 Tierney  
 Towns  
 Udall (CO)  
 Udall (NM)  
 Van Hollen  
 Velázquez  
 Visclosky  
 Walz (MN)  
 Wamp  
 Wasserman  
 Schultz  
 Waters  
 Watson  
 Watt  
 Waxman  
 Weiner  
 Welch (VT)  
 Weldon (FL)  
 Wexler  
 Whitfield  
 Wilson (OH)  
 Woolsey  
 Wu  
 Wynn  
 Yarmuth

NOT VOTING—20

Alexander  
 Brady (TX)  
 Brown, Corrine  
 Carson  
 Cubin  
 Davis, Jo Ann  
 Edwards  
 Gohmert  
 Green, Al  
 Green, Gene  
 Hinojosa  
 Johnson (IL)  
 Kucinich  
 Lewis (GA)  
 McCaul (TX)  
 Ortiz  
 Payne  
 Price (GA)  
 Sestak  
 Tancredo

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill, as amended, was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill, as amended, was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said bill.

98.13 H. RES. 547—UNFINISHED BUSINESS

The SPEAKER pro tempore, Mr. FRANK of Massachusetts, pursuant to clause 8, rule XX, announced the further unfinished business to be the question on agreeing to the resolution (H. Res. 547) providing for consideration of the bill (H.R. 3043) making appropriations for the Departments of Labor, Health and Human Services and Education, and related agencies for the fiscal year ending September 30, 2008, and for other purposes.

The question being put, viva voce, Will the House agree to said resolution?

The SPEAKER pro tempore, Mr. FRANK of Massachusetts, announced that the yeas had it.

Mr. HASTINGS of Washington demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The vote was taken by electronic device.

It was decided in the { Yeas ..... 232 affirmative ..... Nays ..... 178

98.14 [Roll No. 634]

YEAS—232

Abercrombie  
 Ackerman  
 Allen  
 Altmire  
 Andrews  
 Arcuri  
 Baca  
 Baird  
 Baldwin  
 Barrow  
 Bean  
 Becerra  
 Berkeley  
 Berman  
 Berry  
 Biggart  
 Bishop (GA)  
 Bishop (NY)  
 Blumenauer  
 Boren  
 Boswell  
 Boucher  
 Boyd (FL)  
 Boyda (KS)  
 Brady (PA)

Braley (IA)  
 Butterfield  
 Capps  
 Capuano  
 Cardoza  
 Carnahan  
 Carney  
 Castle  
 Castor  
 Chandler  
 Clarke  
 Clay  
 Cleaver  
 Clyburn  
 Cohen  
 Conyers  
 Cooper  
 Costa  
 Costello  
 Courtney  
 Cramer  
 Crowley  
 Cuellar  
 Cummings  
 Davis (AL)  
 Davis (CA)  
 Davis (IL)  
 Davis, Lincoln  
 DeFazio  
 DeGette  
 Delahunt  
 DeLauro  
 Dicks  
 Dingell  
 Doggett  
 Donnelly  
 Doyle  
 Ellison  
 Ellsworth  
 Emanuel  
 Engel  
 Eshoo  
 Etheridge  
 Farr  
 Fattah  
 Filner  
 Frank (MA)  
 Giffords  
 Gillibrand  
 Gonzalez

NAYS—178

Aderholt  
 Akin  
 Bachmann  
 Bachus  
 Baker  
 Barrett (SC)  
 Bartlett (MD)  
 Barton (TX)  
 Bilbray  
 Bilirakis  
 Bishop (UT)  
 Blackburn  
 Blunt  
 Boehner  
 Bonner  
 Bono  
 Boozman  
 Boustany  
 Brown (SC)  
 Brown-Waite,  
 Ginny  
 Buchanan  
 Burgess  
 Burton (IN)  
 Buyer  
 Calvert  
 Camp (MI)  
 Campbell (CA)  
 Cannon  
 Cantor  
 Capito  
 Carter  
 Chabot  
 Coble  
 Cole (OK)  
 Conaway  
 Crenshaw  
 Culberson  
 Davis (KY)  
 Davis, David  
 Davis, Tom  
 Deal (GA)  
 Dent  
 Diaz-Balart, L.  
 Diaz-Balart, M.  
 Doolittle  
 Drake  
 Dreier  
 Duncan  
 Ehlers  
 Emerson  
 English (PA)  
 Everett  
 Fallon  
 Feeney  
 Ferguson  
 Flake  
 Forbes  
 Fortenberry  
 Fossella  
 Foxx  
 Franks (AZ)  
 Frelinghuysen  
 Gallegly  
 Garrett (NJ)  
 Gerlach  
 Gilchrist  
 Gillmor  
 Gingrey  
 Goode  
 Goodlatte  
 Granger  
 Graves  
 Hall (TX)  
 Hastert  
 Hastings (WA)  
 Hayes  
 Heller  
 Hensarling  
 Herger  
 Hobson  
 Hoekstra  
 Hulshof  
 Hunter  
 Inglis (SC)  
 Issa  
 Jindal  
 Johnson, Sam  
 Jones (NC)  
 Jordan  
 Keller  
 King (IA)  
 King (NY)  
 Kingston  
 Kirk  
 Kline (MN)  
 Knollenberg  
 Kuhl (NY)  
 LaHood  
 Lamborn  
 Latham  
 Latham  
 Lewis (CA)  
 Lewis (KY)  
 Linder  
 LoBiondo  
 Lucas  
 Lungren, Daniel  
 E.  
 Mack  
 Manzullo  
 Marchant  
 McCarthy (CA)  
 McCotter  
 McCrery  
 McHenry  
 McHugh  
 McKeon  
 McMorris  
 Rodgers  
 Mica  
 Miller (FL)  
 Miller (MI)  
 Miller, Gary  
 Moran (KS)  
 Musgrave  
 Myrick  
 Neugebauer  
 Nunes  
 Paul  
 Pearce  
 Pence  
 Petri

NAYS—97

Aderholt  
 Akin  
 Bachus  
 Baker  
 Barrett (SC)  
 Bartlett (MD)  
 Barton (TX)  
 Blackburn  
 Blunt  
 Boehner  
 Boozman  
 Brown (SC)  
 Burgess  
 Calvert  
 Campbell (CA)  
 Cannon  
 Cantor  
 Carter  
 Chabot  
 Coble  
 Conaway  
 Culberson  
 Deal (GA)  
 Doolittle  
 Drake  
 Dreier  
 Everrett  
 Fallon  
 Feeney  
 Flake  
 Forbes  
 Foxx  
 Franks (AZ)  
 Garrett (NJ)  
 Gillmor  
 Brown (SC)  
 Gingrey  
 Goode  
 Goodlatte  
 Granger  
 Cannon  
 Cantor  
 Carter  
 Chabot  
 Coble  
 Conaway  
 Culberson  
 Deal (GA)  
 Doolittle  
 Jordan  
 King (IA)  
 Kingston  
 Lamborn  
 Linder  
 Lucas  
 Lungren, Daniel  
 E.  
 Mack  
 Manzullo  
 Marchant  
 McCarthy (CA)  
 McHenry  
 McMorris  
 Rodgers  
 Melancon  
 Mica  
 Miller (FL)  
 Miller, Gary  
 Moran (KS)  
 Musgrave  
 Myrick  
 Neugebauer  
 Nunes

Pickering Royce  
 Pitts Ryan (WI)  
 Poe Sali  
 Porter Saxton  
 Pryce (OH) Schmidt  
 Putnam Sensenbrenner  
 Radanovich Sessions  
 Rehberg Shadegg  
 Reichert Shays  
 Renzi Shimkus  
 Reynolds Shuster  
 Rogers (AL) Smith (NE)  
 Rogers (KY) Smith (NJ)  
 Rogers (MI) Smith (TX)  
 Rohrabacher Souder  
 Ros-Lehtinen Stearns  
 Roskam Sullivan

Terry  
 Tiahrt  
 Tiberi  
 Turner  
 Upton  
 Walberg  
 Walden (OR)  
 Shadegg  
 Walsh (NY)  
 Weller  
 Fattah  
 Westmoreland  
 Wicker  
 Wilson (NM)  
 Wolf  
 Young (AK)  
 Young (FL)

Ellsworth  
 Emanuel  
 Emerson  
 Engel  
 English (PA)  
 Eshoo  
 Etheridge  
 Everett  
 Fallin  
 Fattah  
 Feeney  
 Ferguson  
 Flake  
 Forbes  
 Fortenberry  
 Fossella  
 Foxx  
 Franks (AZ)  
 Frelinghuysen  
 Gallegly  
 Garrett (NJ)  
 Gerlach  
 Giffords  
 Matsui  
 McCarthy (CA)  
 McCarthy (NY)  
 McCaul (TX)  
 McCollum (MN)  
 McCotter  
 McCrery  
 McHenry  
 McHugh  
 Gordon  
 McIntyre  
 McMorris  
 Rodgers  
 McNerney  
 McNulty  
 Meek (FL)  
 Meeke (NY)  
 Mica  
 Michaud  
 Miller (FL)  
 Miller (MI)  
 Miller (NC)  
 Heller  
 Miller, Gary  
 Mitchell  
 Mollohan  
 Moore (KS)  
 Moran (KS)  
 Moran (VA)  
 Murphy (CT)  
 Murphy, Patrick  
 Murphy, Tim  
 Musgrave  
 Myrick  
 Nadler  
 Napolitano  
 Neal (MA)  
 Neugebauer  
 Nunes  
 Oberstar  
 Obey  
 Ortiz  
 Pastor  
 Pearce  
 Pence  
 Perlmutter  
 Peterson (MN)  
 Peterson (PA)  
 Petri  
 Pickering  
 Pitts  
 Platts  
 Porter  
 Pomeroy  
 Porter  
 Price (GA)  
 Pryce (OH)  
 Putnam  
 Radanovich  
 Rahall  
 Ramstad  
 Rangel  
 Regula  
 Rehberg  
 Reichert  
 Renzi

Reyes  
 Reynolds  
 Rodriguez  
 Rogers (AL)  
 Rogers (KY)  
 Rogers (MI)  
 Rohrabacher  
 Ros-Lehtinen  
 Roskam  
 Ross  
 Rothman  
 Roybal-Allard  
 Royce  
 Ruppertsberger  
 Ryan (OH)  
 Ryan (WI)  
 Salazar  
 Sali  
 Sarbanes  
 Saxton  
 Schiff  
 Schmidt  
 Schwartz  
 Scott (GA)  
 Sensenbrenner  
 Serrano  
 Sessions  
 Sestak  
 Shadegg  
 Shays  
 Shea-Porter  
 Sherman  
 Shimkus  
 Shuler  
 Shuster  
 Simpson  
 Sires  
 Skelton  
 Smith (NE)  
 Smith (NJ)  
 Smith (TX)  
 Snyder  
 Souder  
 Space  
 Spratt  
 Stearns  
 Stupak  
 Sullivan  
 Sutton  
 Tanner  
 Tauscher  
 Taylor  
 Terry  
 Thompson (CA)  
 Thornberry  
 Tiahrt  
 Tiberi  
 Tierney  
 Towns  
 Turner  
 Udall (CO)  
 Udall (NM)  
 Upton  
 Van Hollen  
 Velázquez  
 Visclosky  
 Walberg  
 Walden (OR)  
 Walsh (NY)  
 Walz (MN)  
 Wamp  
 Weiner  
 Welch (VT)  
 Weldon (FL)  
 Weller  
 Westmoreland  
 Whitfield  
 Wicker  
 Wilson (NM)  
 Wilson (OH)  
 Wilson (SC)  
 Wolf  
 Wu  
 Yarmuth  
 Young (AK)  
 Young (FL)

Lee  
 Markey  
 McDermott  
 McGovern  
 Melancon  
 Miller, George  
 Moore (WI)  
 Murtha  
 Oliver  
 Pallone  
 Pascrell  
 Paul  
 Price (NC)  
 Rush  
 Sánchez, Linda  
 T.  
 Sanchez, Loretta  
 Schakowsky  
 Scott (VA)  
 Slaughter  
 Smith (WA)  
 Solis  
 Stark  
 Thompson (MS)  
 Wasserman  
 Schultz  
 Waters  
 Watson  
 Watt  
 Waxman  
 Wexler  
 Woolsey  
 Wynn

NOT VOTING—21

Alexander Gohmert  
 Brady (TX) Green, Al  
 Brown, Corrine Green, Gene  
 Carson Hinojosa  
 Cubin Johnson (IL)  
 Davis, Jo Ann Kucinich  
 Edwards Lewis (GA)

McCaul (TX)  
 Ortiz  
 Payne  
 Peterson (PA)  
 Price (GA)  
 Tancredo  
 Wilson (SC)

Maloney (NY)  
 Manzullo  
 Marchant  
 Marshall  
 Matheson  
 Matsui  
 McCarthy (CA)  
 McCarthy (NY)  
 McCaul (TX)  
 McCollum (MN)  
 McCotter  
 McCrery  
 McHenry  
 McHugh  
 Gordon  
 McIntyre  
 McMorris  
 Rodgers  
 McNerney  
 McNulty  
 Meek (FL)  
 Meeke (NY)  
 Mica  
 Michaud  
 Miller (FL)  
 Miller (MI)  
 Miller (NC)  
 Heller  
 Miller, Gary  
 Mitchell  
 Mollohan  
 Moore (KS)  
 Moran (KS)  
 Moran (VA)  
 Murphy (CT)  
 Murphy, Patrick  
 Murphy, Tim  
 Musgrave  
 Myrick  
 Nadler  
 Napolitano  
 Neal (MA)  
 Neugebauer  
 Nunes  
 Oberstar  
 Obey  
 Ortiz  
 Pastor  
 Pearce  
 Pence  
 Perlmutter  
 Peterson (MN)  
 Peterson (PA)  
 Petri  
 Pickering  
 Pitts  
 Platts  
 Porter  
 Pomeroy  
 Porter  
 Price (GA)  
 Pryce (OH)  
 Putnam  
 Radanovich  
 Rahall  
 Ramstad  
 Rangel  
 Regula  
 Rehberg  
 Reichert  
 Renzi

NOT VOTING—11

Alexander Hinojosa  
 Brown, Corrine Johnson (IL)  
 Cubin Kucinich  
 Davis, Jo Ann Lewis (GA)

So the motion to instruct the managers on the part of the House was agreed to.

A motion to reconsider the vote whereby said motion was agreed to was, by unanimous consent, laid on the table.

¶98.17 MESSAGE FROM THE PRESIDENT

A message in writing from the President of the United States was communicated to the House by Ms. Wanda Evans, one of his secretaries.

¶98.18 ORDER OF BUSINESS—  
 CONSIDERATION OF H.R. 2641

On motion of Mr. VISCLOSKY, by unanimous consent,

*Ordered*, That during further consideration of the bill (H.R. 2641) making appropriations for energy and water development and related agencies for the fiscal year ending September 30, 2008, and for other purposes, in the Committee of the Whole House on the State of the Union, pursuant to House Resolution 481, notwithstanding clause 11 of rule XVIII, no further amendment to the bill may be offered except: pro forma amendments offered at any point in the reading by the chairman or ranking minority member of the Committee on Appropriations or their designees for the purpose of debate; an amendment by Mr. ROTHMAN limiting funds for the Green Maintenance Building in North Bergen, New Jersey; an amendment by Mr. FLAKE limiting Army Corps of Engineers construction funding for the South Central Pennsylvania Project; an amendment by Mr. FLAKE limiting funds for the Coastal Wind Ohio project; an amendment by Mr. FLAKE limiting funds for the Green Maintenance Building in North Bergen, New Jersey; an amendment by Mr. FLAKE limiting funds for the National Center for Manufacturing Science in Michigan; an amendment by Mr. FLAKE limiting funds for the University of North Alabama Green Campus Initiative; an amendment by Mr. FLAKE limiting funds for the Center for Instrumented Critical Infrastructure in Pennsylvania; an amendment by Mr. FLAKE limiting funds for the Alliance for NanoHealth in Texas; an amendment by Mr. FLAKE limiting funds for the Notre Dame Innovation Park in Indiana; an amendment by Mr. FLAKE limiting funds for the ACE Program at Maricopa Community Colleges in Arizona; an amendment by Mr. HENSARLING limiting funds for the South Carolina HBCU Science and

So the resolution was agreed to.  
 A motion to reconsider the vote whereby said resolution was agreed to was, by unanimous consent, laid on the table.

¶98.15 MOTION TO INSTRUCT CONFEREES TO H.R. 1—UNFINISHED BUSINESS

The SPEAKER pro tempore, Mr. FRANK of Massachusetts, pursuant to clause 8 of rule XX, announced the further unfinished business to be the question on the motion, by Mrs. BLACKBURN, to instruct the managers on the part of the House at the conference on the disagreeing votes of the two Houses on the amendment of the Senate to the bill (H.R. 1) to provide for the implementation of the recommendations of the National Commission on Terrorist Attacks Upon the United States.

The question being put,  
 Will the House agree to said motion?  
 The vote was taken by electronic device.

It was decided in the { Yeas ..... 354  
 affirmative ..... } Nays ..... 66

¶98.16 [Roll No. 635]

YEAS—354

Ackerman Boswell  
 Aderholt Boucher  
 Akin Boustany  
 Allen Boyd (FL)  
 Altmire Boyda (KS)  
 Andrews Brady (TX)  
 Arcuri Braley (IA)  
 Baca Brown (SC)  
 Bachmann Brown-Waite,  
 Bachus Ginny  
 Baird Buchanan  
 Baker Burgess  
 Barrett (SC) Burton (IN)  
 Barrow Buyer  
 Bartlett (MD) Calvert  
 Barton (TX) Camp (MI)  
 Bean Campbell (CA)  
 Becerra Cannon  
 Berkley Cantor  
 Berry Capito  
 Biggert Cardoza  
 Bilbray Carnahan  
 Bilirakis Carney  
 Bishop (GA) Carter  
 Bishop (NY) Castle  
 Bishop (UT) Castor  
 Blackburn Chabot  
 Blunt Chandler  
 Boehner Cleaver  
 Bonner Coble  
 Bono Cohen  
 Boozman Cole (OK)  
 Boren Conaway

Cooper  
 Costa  
 Costello  
 Courtney  
 Cramer  
 Crenshaw  
 Crowley  
 Cuellar  
 Culberson  
 Cummings  
 Davis (AL)  
 Davis (KY)  
 Davis, David  
 Davis, Lincoln  
 Davis, Tom  
 Deal (GA)  
 DeFazio  
 DeLauro  
 Dent  
 Diaz-Balart, L.  
 Diaz-Balart, M.

Johnson (GA)  
 Johnson, Sam  
 Jones (NC)  
 Jordan  
 Kagen  
 Kanjorski  
 Keller  
 Kennedy  
 Kildee  
 Kilpatrick  
 Kind  
 King (IA)  
 King (NY)  
 Kirk  
 Klein (FL)  
 Kline (MN)  
 Knollenberg  
 Kuhl (NY)  
 LaHood  
 Lamborn  
 Lampson  
 Langevin  
 Lantos  
 Larsen (WA)

NAYS—66

Abercrombie  
 Baldwin  
 Bernman  
 Blumenauer  
 Brady (PA)  
 Butterfield  
 Capps  
 Capuano  
 Carson  
 Clarke  
 Clay  
 Clyburn

Conyers  
 Davis (CA)  
 Davis (IL)  
 DeGette  
 Delahunt  
 Farr  
 Filner  
 Frank (MA)  
 Green, Al  
 Green, Gene  
 Gutierrez  
 Hastings (FL)

Honda  
 Hoyer  
 Inslee  
 Jackson (IL)  
 Jackson-Lee (TX)  
 Jefferson  
 Johnson, E. B.  
 Jones (OH)  
 Kaptur  
 Kingston  
 LaTourette

Technology initiative (SC); an amendment by Mr. HENSARLING limiting funds for the Environmental Science Center, University of Dubuque, IA; an amendment by Mr. HENSARLING limiting funds for the Emmanuel College Center for Science Partnership, MA; an amendment by Mr. HENSARLING limiting funds for Roosevelt University Biology Laboratory Equipment (IL); an amendment by Mr. HENSARLING limiting funds for Nanosys Inc.; an amendment by Mr. CAMPBELL of California limiting funds for projects requested by Members of Congress and disclosed pursuant to the rules of the House, which shall be debatable for 30 minutes; and an amendment or amendments by Mr. VISCLOSKY regarding funding levels.

*Ordered further,* That each such amendment may be offered only by the Member named in this request or a designee, shall be considered as read, shall not be subject to amendment (except that the chairman and ranking minority member of the Committee on Appropriations and its Subcommittee on Energy and Water Development each may offer one pro forma amendment for the purpose of debate); and shall not be subject to a demand for division of the question in the House or in the Committee of the Whole House on the state of the Union.

*Ordered further,* Except as otherwise specified, each amendment shall be debatable for 10 minutes equally divided and controlled by the proponent and an opponent. An amendment shall be considered to fit the description stated in this request if it addresses in whole or in part the object described.

¶98.19 ENERGY AND WATER  
DEVELOPMENT APPROPRIATIONS FY  
2008

The SPEAKER pro tempore, Mr. FRANK of Massachusetts, pursuant to House Resolution 481 and rule XVIII, declared the House resolved into the Committee of the Whole House on the state of the Union for the further consideration of the bill (H.R. 2641) making appropriations for energy and water development and related agencies for the fiscal year ending September 30, 2008, and for other purposes.

Mr. TIERNEY, Acting Chairman of the Committee of the Whole, resumed the chair; and after some time spent therein,

The SPEAKER pro tempore, Mr. DAVIS of Illinois, assumed the Chair.

When Mr. TIERNEY, Acting Chairman, reported that the Committee, having had under consideration said bill, had come to no resolution thereon.

¶98.20 APPOINTMENT OF CONFEREES—  
H.R. 1

The SPEAKER pro tempore, Mr. DAVIS of Illinois, by unanimous consent, appointed the following Members as managers on the part of the House to the conference with the Senate on the disagreeing votes of the two Houses on the amendment of the Senate to the bill (H.R. 1) to provide for the implementation of the recommendations of

the National Commission on Terrorist Attacks Upon the United States:

From the Committee on Homeland Security, for consideration of the House bill and the Senate amendment, and modifications committed to conference: Mr. THOMPSON of Mississippi, Ms. Loretta SANCHEZ of California, Mr. DICKS, Ms. HARMAN, Mrs. LOWEY, Ms. JACKSON-LEE of Texas, Mrs. CHRISTENSEN, Messrs. ETHERIDGE, LANGEVIN, CUELLAR, Al GREEN of Texas, PERLMUTTER, KING of New York, SMITH of Texas, SOUDER, Tom DAVIS of Virginia, Daniel E. LUNGREN of California, ROGERS of Alabama, MCCAUL of Texas, DENT, and Ms. Ginny BROWN-WAITE of Florida.

From the Committee on Armed Services, for consideration of secs. 1202, 1211, 1221, 1232, 1233, and 1241 of the House bill, and section 703 of the Senate amendment, and modifications committed to conference: Messrs. SKELTON, SPRATT, AND SAXTON.

From the Committee on Energy and Commerce, for consideration of Title I, Title II, secs. 743 and 901 of the House bill, and Title III, secs. 1002, 1481, 1482, 1484, and Title XVII of the Senate amendment, and modifications committed to conference: Messrs. DINGELL, MARKEY, and BARTON of Texas.

From the Committee on Foreign Affairs, for consideration of secs. 601, 1202, 1211, 1221, 1222, 1232, 1233, 1241, 1302, 1311, 1312, 1322, 1323, 1331-1333, 1412, 1414, 1422, 1431, and 1441-1443 of the House bill, and secs. 502, 1301, Title XVIII, secs. 1911-1913, and 1951 of the Senate amendment, and modifications committed to conference: Messrs. LANTOS, ACKERMAN, and Ms. ROS-LEHTINEN.

From the Committee on the Judiciary, for consideration of secs. 406, 501, 601, 702, and Title VIII of the House bill, and secs. 123, 501-503, 601-603, 1002, and 1432 of the Senate amendment, and modifications committed to conference: Mr. CONYERS, Ms. Zoe LOFGREN of California, and Mr. SENSENBRENNER.

From the Committee on Oversight and Government Reform, for consideration of sec. 408 and subtitle A of title VIII of the House bill, and secs. 114, 601, 602, 903, 904, 1203, 1205, and 1601 of the Senate amendment, and modifications committed to conference: Messrs. WAXMAN, CLAY, AND ISSA.

From the Permanent Select Committee on Intelligence, for consideration of secs. 601, 712, 723, 732, 733, 741, 742, and subtitle A of title VIII of the House bill, and secs. 111-113, 121, 122, 131, 502, 601, 602, 703, 1201-1203, 1205, 1206, and 1606 of the Senate amendment, and modifications committed to conference: Messrs. REYES, CRAMER, and HOEKSTRA.

From the Committee on Science and Technology, for consideration of secs. 703, 1301, 1464, 1467, and 1507 of the Senate amendment, and modifications committed to conference: Messrs. GORDON of Tennessee, WU, and GINGREY.

From the Committee on Transportation and Infrastructure, for consideration of Titles I-III, sec. 1002, and Title XI of the House bill, and secs. 202, 301,

Title IV, secs. 801-803, 807, 901, 1001, 1002, 1101-1103, 1422-1424, 1426, 1427, 1429, 1430, 1433, 1436-1438, 1441, 1443, 1444, 1446, 1449, 1464, 1473, 1503, and 1605 of the Senate amendment, and modifications committed to conference: Messrs. OBERSTAR, DEFAZIO, and MICA.

For consideration of Title II of the House bill, and Title III and subtitle C of title XIV of the Senate amendment, and modifications committed to conference: Mr. LARSON of Connecticut.

*Ordered,* That the Clerk notify the Senate of the foregoing appointments.

¶98.21 ENERGY AND WATER  
DEVELOPMENT APPROPRIATIONS FY  
2008

The SPEAKER pro tempore, Mr. DAVIS of Illinois, pursuant to House Resolution 481 and rule XVIII, declared the House resolved into the Committee of the Whole House on the state of the Union for the further consideration of the bill (H.R. 2641) making appropriations for energy and water development and related agencies for the fiscal year ending September 30, 2008, and for other purposes.

Mr. TIERNEY, Acting Chairman of the Committee of the Whole, resumed the chair; and after some time spent therein,

¶98.22 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment submitted by Mr. FLAKE:

At the end of the bill (before the short title), insert the following:

SEC. 503. (a) LIMITATION ON USE OF FUNDS.—None of the funds made available in this Act may be used for Concurrent Technology Corporation.

(b) CORRESPONDING REDUCTION IN FUNDS.—The amount otherwise provided by this Act for “Department of Energy—Fossil Energy Research and Development” is hereby reduced by \$1,000,000.

It was decided in the { Yeas ..... 98  
negative ..... } Nays ..... 326

¶98.23 [Roll No. 636]

AYES—98

Akin	Feeney	McCaul (TX)
Bachmann	Flake	McHenry
Barrett (SC)	Fossella	McKeon
Biggert	Fox	Miller (FL)
Bilbray	Franks (AZ)	Miller, Gary
Bishop (UT)	Garrett (NJ)	Moran (KS)
Blackburn	Gillmor	Musgrave
Boehner	Gohmert	Myrick
Brady (TX)	Graves	Neugebauer
Brown-Waite,	Hastert	Nunes
Ginny	Hastings (WA)	Pearce
Buchanan	Heller	Pence
Burton (IN)	Hensarling	Petri
Buyer	Hulshof	Pitts
Campbell (CA)	Inglis (SC)	Poe
Cannon	Issa	Price (GA)
Cantor	Jindal	Putnam
Carney	Johnson (IL)	Radanovich
Carter	Johnson, Sam	Ramstad
Castle	Jordan	Rogers (MI)
Chabot	Keller	Rohrabacher
Coble	King (IA)	Roskam
Conaway	Kirk	Ryan (WI)
Cooper	Kline (MN)	Sali
Davis (KY)	Lamborn	Schmidt
Davis, David	Linder	Sensenbrenner
Deal (GA)	Lungren, Daniel	Sessions
Duncan	E.	Shadegg
Ehlers	Mack	Shays
Fallin	McCarthy (CA)	Shimkus

Smith (NE) Thornberry Westmoreland
Souder Tiberi Wilson (SC)
Stearns Walberg
Terry Walden (OR)

NOES—326

Abercrombie Eshoo Matheson
Ackerman Etheridge Matsui
Aderholt Everrett McCarthy (NY)
Alexander Farr McCollum (MN)
Allen Fattah McCotter
Altmire Ferguson McCrery
Andrews Filner McDermott
Arcuri Forbes McGovern
Baca Fortenberry McHugh
Bachus Fortuño McIntyre
Baird Frank (MA) McMorris
Baker Frelinghuysen Rodgers
Baldwin Gallegly McNerney
Barrow Gerlach McNulty
Bartlett (MD) Giffords Meek (FL)
Barton (TX) Gilchrest Meeks (NY)
Bean Gillibrand Melancon
Becerra Gingrey Mica
Berkley Gonzalez Michaud
Berman Goode Miller (MI)
Berry Goodlatte Miller (NC)
Bilirakis Gordon Miller, George
Bishop (NY) Green, Al Mitchell
Blumenauer Green, Gene Mollohan
Blunt Grijalva Moore (KS)
Bonner Gutierrez Moore (WI)
Bono Hall (NY) Moran (VA)
Boozman Hall (TX) Murphy (CT)
Boren Hare Murphy, Patrick
Boswell Harman Murphy, Tim
Boucher Hastings (FL) Murtha
Boustany Hayes Nadler
Boyd (FL) Herger Neal (MA)
Boyd (KS) Herseth Sandlin Norton
Brady (PA) Higgins Oberstar
Braley (IA) Hinchey Obey
Brown (SC) Hinojosa Oliver
Burgess Hirono Ortiz
Butterfield Hobson Pallone
Calvert Hodes Pascrell
Camp (MI) Hoekstra Pastor
Capito Holden Paul
Capps Holt Payne
Capuano Honda Perlmutter
Cardoza Hooley Peterson (MN)
Carnahan Hunter Peterson (PA)
Carson Inslee Pickering
Castor Israel Platts
Chandler Jackson (IL) Pomeroy
Christensen Jackson-Lee Porter
Clarke (TX) Price (NC)
Clay Jefferson Pryce (OH)
Cleaver Johnson (GA) Rahall
Clyburn Johnson, E. B. Rangel
Cohen Jones (NC) Regula
Cole (OK) Jones (OH) Rehberg
Conyers Kagen Reichert
Costa Kanjorski Renzi
Costello Kaptur Reyes
Courtney Kennedy Reynolds
Cramer Kildee Rodriguez
Crenshaw Kilpatrick Rogers (AL)
Crowley Kind Rogers (KY)
Cubin King (NY) Ros-Lehtinen
Cuellar Kingston Ross
Culberson Klein (FL) Rothman
Cummings Knollenberg Roybal-Allard
Davis (AL) Kuhl (NY) Royce
Davis (CA) LaHood Ruppertsberger
Davis (IL) Lampson Rush
Davis, Lincoln Langevin Ryan (OH)
Davis, Tom Lantos Salazar
DeFazio Larsen (WA) Sánchez, Linda
DeGette Larson (CT) T.
Delahunt Latham Sanchez, Loretta
DeLauro LaTourette Sarbanes
Dent Lee Saxton
Diaz-Balart, L. Levin Schakowsky
Diaz-Balart, M. Lewis (CA) Schiff
Dicks Lewis (GA) Schwartz
Dingell Lewis (KY) Scott (GA)
Doggett Lipinski Scott (VA)
Donnelly LoBiondo Serrano
Doolittle Loeb sack Sestak
Doyle Lofgren, Zoe Shea-Porter
Drake Lowey Sherman
Dreier Lucas Shuler
Edwards Lynch Shuster
Ellison Mahoney (FL) Simpson
Ellsworth Maloney (NY) Sires
Emanuel Manzullo Skelton
Emerson Marchant Slaughter
Engel Markey Smith (NJ)
English (PA) Marshall Smith (TX)

Smith (WA) Turner
Snyder Udall (CO) Weiner
Space Udall (NM) Welch (VT)
Spratt Udall (NM) Weldon (FL)
Stark Upton Weller
Stupak Van Hollen Wexler
Sullivan Velázquez Whitfield
Sutton Visclosky Wicker
Tanner Walsh (NY) Wilson (NM)
Tauscher Walz (MN) Wilson (OH)
Taylor Wamp Wolf
Thompson (CA) Wasserman Woolsey
Thompson (MS) Schultz Wu
Tiahrt Waters Wynn
Tierney Watson Yarmuth
Towns Watt Young (AK)
Waxman Young (FL)

NOT VOTING—12

Bishop (GA) Faleomavaega Kucinich
Bordallo Granger Napolitano
Brown, Corrine Hill Solis
Davis, Jo Ann Hoyer Tancredo

So the amendment was not agreed to.

98.24 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment numbered 35, submitted by Mr. HENSARLING:

At the end of the bill (before the short title), insert the following:

None of the funds in this Act may be used for the South Carolina HBCU Science and Technology initiative (SC).

It was decided in the { Yeas ..... 70
negative ..... } Nays ..... 357

98.25 [Roll No. 637]

AYES—70

Akin Graves Pitts
Bachmann Hastert Poe
Bilbray Heller Price (GA)
Bishop (UT) Hensarling Putnam
Blackburn Issa Radanovich
Boehner Jindal Ramstad
Burton (IN) Johnson (IL) Royce
Campbell (CA) Johnson, Sam Ryan (WI)
Cannon Jordan Sali
Cantor Keller Schmidt
Carter King (IA) Sensenbrenner
Chabot Kline (MN) Sessions
Coble Lamborn Shadegg
Conaway Linder Shimkus
Cooper Mack Smith (NE)
Davis, David McHenry Stearns
Deal (GA) Mica Sullivan
Duncan Miller (FL) Terry
Feehey Musgrave Thornberry
Flake Myrick Tiberi
Fossella Neugebauer Walberg
Foxy Pearce Westmoreland
Franks (AZ) Pence
Garrett (NJ) Petri

NOES—357

Abercrombie Bonner Castle
Ackerman Bono Castor
Aderholt Boozman Chandler
Alexander Boren Christensen
Allen Boswell Clarke
Altmire Boucher Clay
Andrews Boustany Cleaver
Arcuri Boyd (FL) Clyburn
Baca Boyda (KS) Cohen
Bachus Brady (PA) Cole (OK)
Baird Brady (TX) Conyers
Baker Braley (IA) Costa
Baldwin Brown (SC) Costello
Barrett (SC) Brown-Waite, Courtney
Barrow Ginny Cramer
Bartlett (MD) Buchanan Crenshaw
Barton (TX) Burgess Crowley
Bean Butterfield Cubin
Becerra Buyer Cuellar
Berkley Calvert Culberson
Berman Camp (MI) Cummings
Berry Capito Davis (AL)
Biggert Capps Davis (CA)
Bilirakis Capuano Davis (IL)
Bishop (GA) Cardoza Davis (KY)
Bishop (NY) Carnahan Davis, Lincoln
Blumenauer Carney Davis, Tom
Blunt Carson DeFazio

DeGette Kirk
Delahunt Klein (FL)
DeLauro Knollenberg
Dent Kuhl (NY)
Diaz-Balart, L. LaHood
Diaz-Balart, M. Lampson
Dicks Langevin
Dingell Lantos
Doggett Larsen (WA)
Donnelly Larson (CT)
Doolittle Latham
Doyle LaTourette
Drake Lee
Dreier Levin
Edwards Lewis (CA)
Ehlers Lewis (GA)
Ellison Lewis (KY)
Ellsworth Lipinski
Emanuel LoBiondo
Emerson Loeb sack
Engel Lofgren, Zoe
English (PA) Lowey
Eshoo Lucas
Etheridge Lungren, Daniel
Everett E.
Fallin Lynch
Farr Mahoney (FL)
Fattah Maloney (NY)
Ferguson Manzullo
Filner Marchant
Forbes Markey
Fortenberry Marshall
Fortuño Matheson
Frank (MA) Matsui
Frelinghuysen McCarthy (CA)
Galegally McCarthy (NY)
Gerlach McCaul (TX)
Giffords McCollum (MN)
Gilchrest McCotter
Gillibrand McCrery
Gillmor McDermott
Gingrey McGovern
Gohmert McHugh
Gonzalez McIntyre
Goode McKeon
Goodlatte McMorris
Gordon Rodgers
Green, Al McNerney
Green, Gene McNulty
Grijalva Meek (FL)
Gutiérrez Meeks (NY)
Hall (NY) Melancon
Hall (TX) Michaud
Hare Miller (MI)
Harman Miller (NC)
Hastings (FL) Miller, Gary
Hastings (WA) Miller, George
Hayes Mitchell
Herger Mollohan
Herseth Sandlin Moore (KS)
Higgins Moore (WI)
Hill Moran (KS)
Hinchey Moran (VA)
Hinojosa Murphy (CT)
Hirono Murphy, Patrick
Hobson Murphy, Tim
Hodes Murtha
Hoekstra Nadler
Holden Napolitano
Holt Neal (MA)
Honda Norton
Hooley Nunes
Hulshof Oberstar
Hunter Obey
Inglis (SC) Olver
Inslee Ortiz
Israel Pallone
Jackson (IL) Pascrell
Jackson-Lee Pastor
Paul
Payne
Jefferson Perlmutter
Johnson (GA) Peterson (MN)
Johnson, E. B. Peterson (PA)
Jones (NC) Pickering
Jones (OH) Platts
Kanjorski Kaptur Wolf
Kapur Kennedy Porter
Kildee Price (NC)
Kilpatrick Pryce (OH)
Kind Rahall
King (NY) Rangel
Kingston Regula

NOT VOTING—9

Bordallo Faleomavaega Kagen
Brown, Corrine Granger Kucinich
Davis, Jo Ann Hoyer Tancredo

So the amendment was not agreed to.

¶98.26 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment numbered 37, submitted by Mr. HENSARLING:

At the end of the bill (before the short title), insert the following:

None of the funds in this Act may be used for the Emmanuel College Center for Science Partnership, MA.

It was decided in the { Yeas ..... 79  
negative ..... } Nays ..... 337

¶98.27 [Roll No. 638]

AYES—79

Akin	Fossella	Neugebauer
Bachmann	Foxx	Pearce
Barrett (SC)	Franks (AZ)	Pence
Biggart	Garrett (NJ)	Petri
Bilbray	Graves	Pitts
Bishop (UT)	Hastert	Platts
Blackburn	Heller	Poe
Blunt	Hensarling	Price (GA)
Boehner	Inglis (SC)	Ramstad
Brown-Waite,	Issa	Roskam
Ginny	Jindal	Royce
Buchanan	Johnson (IL)	Ryan (WI)
Burgess	Jordan	Sali
Burton (IN)	Keller	Schmidt
Campbell (CA)	King (IA)	Sensenbrenner
Cannon	Kingston	Sessions
Cantor	Kline (MN)	Shadegg
Carter	Lamborn	Shimkus
Chabot	Linder	Smith (NE)
Coble	Lungren, Daniel	Stearns
Conaway	E.	Sullivan
Cooper	Mack	Terry
Davis, David	McCaul (TX)	Thornberry
Deal (GA)	McHenry	Tiberi
Duncan	Miller (FL)	Walberg
Feeney	Musgrave	Westmoreland
Flake	Myrick	Wilson (SC)

NOES—337

Abercrombie	Clay	Ferguson
Aderholt	Cleaver	Filner
Alexander	Clyburn	Forbes
Allen	Cohen	Fortenberry
Altmire	Cole (OK)	Portuño
Andrews	Conyers	Frank (MA)
Arcuri	Costa	Frelinghuysen
Baca	Costello	Gallely
Bachus	Courtney	Gerlach
Baird	Cramer	Giffords
Baker	Crenshaw	Gilchrest
Baldwin	Crowley	Gillibrand
Barrow	Cubin	Gillmor
Bartlett (MD)	Cuellar	Gingrey
Barton (TX)	Culberson	Gohmert
Bean	Cummings	Goode
Becerra	Davis (AL)	Goodlatte
Berkley	Davis (CA)	Gordon
Berman	Davis (IL)	Granger
Berry	Davis (KY)	Green, Al
Bilirakis	Davis, Lincoln	Green, Gene
Bishop (GA)	Davis, Tom	Grijalva
Bishop (NY)	DeFazio	Gutierrez
Blumenauer	DeGette	Hall (NY)
Bonner	Delahunt	Hall (TX)
Bono	DeLauro	Hare
Boozman	Dent	Harman
Boren	Diaz-Balart, L.	Hastings (FL)
Boucher	Diaz-Balart, M.	Hastings (WA)
Boustany	Dingell	Hayes
Boyd (FL)	Doggett	Heger
Boyd (KS)	Donnelly	Herseth Sandlin
Brady (PA)	Doolittle	Higgins
Brady (TX)	Doyle	Hill
Braley (IA)	Drake	Hinchev
Brown (SC)	Dreier	Hinojosa
Butterfield	Edwards	Hirono
Buyer	Evans	Hobson
Calvert	Ellison	Hodes
Camp (MI)	Ellsworth	Hoekstra
Capito	Emanuel	Holden
Capps	Emerson	Holt
Capuano	Engel	Honda
Cardoza	English (PA)	Hooley
Carney	Eshoo	Hulshof
Carson	Etheridge	Hunter
Castle	Everett	Inslee
Castor	Fallin	Israel
Chandler	Farr	Jackson (IL)
Clarke	Fattah	

Jackson-Lee (TX)	Miller (MI)	Schwartz
Jefferson	Miller (NC)	Scott (GA)
Johnson (GA)	Miller, Gary	Scott (VA)
Johnson, E. B.	Miller, George	Serrano
Jones (NC)	Mitchell	Sestak
Jones (OH)	Mollohan	Shays
Kagen	Moore (KS)	Shea-Porter
Kanjorski	Moore (WI)	Sherman
Kaptur	Moran (KS)	Shuler
Kennedy	Moran (VA)	Shuster
Kildee	Murphy (CT)	Simpson
Kilpatrick	Murphy, Patrick	Sires
Kind	Murphy, Tim	Skelton
King (NY)	Murtha	Slaughter
Klein (FL)	Nadler	Smith (NJ)
Knollenberg	Neal (MA)	Smith (TX)
Kuhl (NY)	Norton	Smith (WA)
LaHood	Nunes	Snyder
Lampson	Oberstar	Solis
Langevin	Obey	Souder
Lantos	Olver	Space
Larsen (WA)	Ortiz	Spratt
Larson (CT)	Pallone	Stark
Latham	Pascrell	Stupak
LaTourette	Latham	Sutton
Lee	Paul	Tanner
Levin	Payne	Tauscher
Lewis (CA)	Perlmutter	Taylor
Lewis (GA)	Peterson (MN)	Thompson (CA)
Lewis (KY)	Peterson (PA)	Thompson (MS)
Lipinski	Pickering	Tiaht
LoBiondo	Pomeroy	Tierney
Loeback	Porter	Towns
Loftgren, Zoe	Price (NC)	Turner
Lowey	Pryce (OH)	Udall (CO)
Lucas	Putnam	Udall (NM)
Lynch	Rahall	Upton
Mahoney (FL)	Rangel	Van Hollen
Maloney (NY)	Regula	Velázquez
Manzullo	Rehberg	Visclosky
Markey	Reichert	Walden (OR)
Marshall	Renzi	Walsh (NY)
Matheson	Reyes	Walz (MN)
Matsui	Reynolds	Wamp
McCarthy (CA)	Rodriguez	Wasserman
McCarthy (NY)	Rogers (AL)	Schultz
McCollum (MN)	Rogers (KY)	Waters
McCotter	Rogers (MI)	Watson
McCrery	Rohrabacher	Watt
McDermott	Ros-Lehtinen	Waxman
McGovern	Ross	Weiner
McHugh	Rothman	Weldon (FL)
McIntyre	Roybal-Allard	Wexler
McKeon	Ruppersberger	Whitfield
McMorris	Rush	Wicker
Rodgers	Ryan (OH)	Wilson (NM)
McNerney	Salazar	Wilson (OH)
McNulty	Sánchez, Linda	Wolf
T.	T.	Woolsey
Meek (FL)	Sanchez, Loretta	Wu
Meeks (NY)	Sarbanes	Wynn
Melancon	Saxton	Yarmuth
Mica	Schakowsky	Young (AK)
Michaud	Schiff	Young (FL)

NOT VOTING—20

Ackerman	Dicks	Marchant
Bordallo	Faleomavaega	Napolitano
Boswell	Gonzalez	Radanovich
Brown, Corrine	Hoyer	Tancredo
Carnahan	Johnson, Sam	Welch (VT)
Christensen	Kirk	Weller
Davis, Jo Ann	Kucinich	

So the amendment was not agreed to.

¶98.28 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment numbered 39, submitted by Mr. HENSARLING:

At the end of the bill (before the short title), insert the following:

None of the funds in this Act may be used for Nanosys, Inc.

It was decided in the { Yeas ..... 81  
negative ..... } Nays ..... 348

¶98.29 [Roll No. 639]

AYES—81

Akin	Blackburn	Buchanan
Bachmann	Boehner	Burton (IN)
Barrett (SC)	Brown (SC)	Campbell (CA)
Bilbray	Brown-Waite,	Cannon
Bishop (UT)	Ginny	Cantor

Carter	Johnson, Sam	Price (GA)
Chabot	Jordan	Putnam
Coble	Keller	Radanovich
Conaway	King (IA)	Ramstad
Cooper	Kingston	Rohrabacher
Davis, David	Kline (MN)	Roskam
Deal (GA)	Lamborn	Royce
Duncan	Linder	Ryan (WI)
Feeney	Lungren, Daniel	Sali
Flake	E.	Schmidt
Fossella	Mack	Sensenbrenner
Foxx	McHenry	Sessions
Franks (AZ)	Miller (FL)	Shadegg
Garrett (NJ)	Musgrave	Smith (NE)
Gingrey	Myrick	Stearns
Gohmert	Neugebauer	Sullivan
Goodlatte	Nunes	Terry
Graves	Pearce	Thornberry
Heller	Pence	Tiberi
Hensarling	Petri	Walberg
Inglis (SC)	Pitts	Westmoreland
Issa	Platts	Wilson (SC)
Jindal	Poe	

NOES—348

Abercrombie	Davis (KY)	Hulshof
Ackerman	Davis, Lincoln	Hunter
Aderholt	Davis, Tom	Inslee
Alexander	DeFazio	Israel
Allen	DeGette	Jackson (IL)
Altmire	Delahunt	Jackson-Lee (TX)
Andrews	DeLauro	Jefferson
Arcuri	Dent	Johnson (GA)
Baca	Diaz-Balart, L.	Johnson (IL)
Bachus	Diaz-Balart, M.	Johnson, E. B.
Baird	Dicks	Jones (NC)
Baker	Dingell	Jones (OH)
Baldwin	Doggett	Kagen
Barrow	Donnelly	Kanjorski
Bartlett (MD)	Doolittle	Kaptur
Barton (TX)	Doyle	Kennedy
Bean	Drake	Kildee
Becerra	Dreier	Kilpatrick
Berkley	Edwards	Kind
Berman	Ehlers	King (NY)
Berry	Ellison	Kirk
Biggart	Ellsworth	Klein (FL)
Bilirakis	Emanuel	Knollenberg
Bishop (GA)	Emerson	Kuhl (NY)
Bishop (NY)	Engel	LaHood
Blumenauer	English (PA)	Lampson
Blunt	Eshoo	Langevin
Bonner	Etheridge	Lantos
Bono	Everett	Larsen (WA)
Boozman	Fallin	Larson (CT)
Boren	Farr	Latham
Boswell	Fattah	Ferguson
Boucher	Ferguson	Finler
Boustany	Finler	Forbes
Boyd (FL)	Forbes	Fortenberry
Boyd (KS)	Fortenberry	Portuño
Brady (PA)	Portuño	Frank (MA)
Brady (TX)	Frank (MA)	Frelinghuysen
Braley (IA)	Frelinghuysen	Gallely
Burgess	Gallely	LoBiondo
Butterfield	Gerlach	Loeback
Buyer	Giffords	Loftgren, Zoe
Calvert	Gilchrest	Lowey
Capito	Gillibrand	Lucas
Capps	Gillmor	Lynch
Capuano	Gingrey	Mahoney (FL)
Cardoza	Gohmert	Maloney (NY)
Carney	Goode	Manzullo
Carson	Gordon	Marchant
Castle	Granger	Markey
Castor	Green, Al	Marshall
Chandler	Green, Gene	Matheson
Christensen	Grijalva	Matsui
Clarke	Gutierrez	McCarthy (CA)
Clay	Hall (NY)	McCarthy (NY)
Cleaver	Hall (TX)	McCaul (TX)
Clyburn	Hare	McCollum (MN)
Cohen	Harman	McCotter
Cole (OK)	Hastings (FL)	McCrery
Conyers	Hastings (WA)	McDermott
Costa	Hayes	McGovern
Costello	Heger	McHugh
Courtney	Herseth Sandlin	McIntyre
Cramer	Higgins	McKeon
Crenshaw	Hill	McMorris
Crowley	Hinchev	Rodgers
Cubin	Hinojosa	McNerney
Cuellar	Hirono	McNulty
Culberson	Hobson	Meek (FL)
Cummings	Hodes	Meeks (NY)
Davis (AL)	Hoekstra	Melancon
Davis (CA)	Holden	Mica
Davis (IL)	Holt	Michaud
Davis (KY)	Honda	Miller (MI)
Davis, Lincoln	Hooley	Miller (NC)
Davis, Tom	Hulshof	
DeFazio	Hunter	
DeGette	Inslee	
Delahunt	Israel	
DeLauro	Jackson (IL)	
Dent		
Diaz-Balart, L.		
Diaz-Balart, M.		
Dingell		
Doggett		
Donnelly		
Doolittle		
Doyle		
Drake		
Dreier		
Edwards		
Evans		
Ellison		
Ellsworth		
Emanuel		
Emerson		
Engel		
English (PA)		
Eshoo		
Etheridge		
Everett		
Fallin		
Farr		
Fattah		

Miller, Gary  
 Miller, George  
 Mitchell  
 Mollohan  
 Moore (KS)  
 Moore (WI)  
 Moran (KS)  
 Moran (VA)  
 Murphy (CT)  
 Murphy, Patrick  
 Murphy, Tim  
 Murtha  
 Nadler  
 Napolitano  
 Neal (MA)  
 Norton  
 Oberstar  
 Obey  
 Oliver  
 Ortiz  
 Pallone  
 Pascarell  
 Pastor  
 Paul  
 Payne  
 Perlmutter  
 Peterson (MN)  
 Peterson (PA)  
 Pickering  
 Pomeroy  
 Porter  
 Price (NC)  
 Pryce (OH)  
 Rahall  
 Rangel  
 Regula  
 Rehberg  
 Reichert  
 Renzi  
 Reyes  
 Reynolds  
 Rodriguez  
 Rogers (AL)  
 Rogers (KY)  
 Rogers (MI)  
 Ros-Lehtinen  
 Ross  
 Rothman  
 Roybal-Allard  
 Ruppersberger  
 Rush  
 Ryan (OH)  
 Salazar  
 Sánchez, Linda  
 T.  
 Sanchez, Loretta  
 Sarbanes  
 Saxton  
 Schakowsky  
 Schiff  
 Schwartz  
 Scott (GA)  
 Scott (VA)  
 Serrano  
 Sestak  
 Shays  
 Shea-Porter  
 Sherman  
 Shimkus  
 Shuler  
 Shuster  
 Simpson  
 Sires  
 Skelton  
 Slaughter  
 Smith (NJ)  
 Smith (TX)  
 Smith (WA)  
 Snyder  
 Solis  
 Souder  
 Space  
 Spratt  
 Stark  
 Stupak  
 Sutton  
 Tanner  
 Tauscher  
 Taylor  
 Thompson (CA)  
 Thompson (MS)  
 Tiahrt  
 Tierney  
 Towns  
 Turner  
 Udall (CO)  
 Udall (NM)  
 Upton  
 Van Hollen  
 Velázquez  
 Saxton  
 Visclosky  
 Walden (OR)  
 Walsh (NY)  
 Walz (MN)  
 Wamp  
 Wasserman  
 Schultz  
 Waters  
 Watson  
 Watt  
 Waxman  
 Weiner  
 Welch (VT)  
 Weldon (FL)  
 Weller  
 Waxler  
 Whitfield  
 Wicker  
 Wilson (NM)  
 Wilson (OH)  
 Wolf  
 Woolsey  
 Wu  
 Wynn  
 Yarmuth  
 Young (AK)  
 Young (FL)

NOT VOTING—7

Bordallo  
 Brown, Corrine  
 Davis, Jo Ann  
 Faleomavaega  
 Hoyer  
 Kucinich  
 Tancredo

So the amendment was not agreed to.

198.30 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment submitted by Mr. CAMPBELL of California:

At the end of the bill (before the short title), insert the following:

None of the funds in this Act may be used for the following:

Ala Wai Canal feasibility study  
 U.S. Army Corps of Engineers for Wailupe Stream Flood Damage Reduction Investigation  
 Consortium for Plant Biotechnology Research, GA  
 Aquatic Ecosystem Restoration Funds, North Hempstead, New York  
 Fumer Creek, NY  
 Moyer Creek, NY  
 University of North Alabama Green Campus Initiative (AL)  
 Upper Mississippi River System Navigation and Ecosystem Sustainability Program  
 Ouachita and Black Rivers Navigation Project  
 U.S. Army Corps of Engineers for Bayou DeSiard, Monroe, LA  
 J Bennett Johnston Waterway, Louisiana  
 Ouachita River Levees, Louisiana  
 Camp Ellis, Maine  
 Gulf of Maine Research Institute Laboratory Upgrades, Maine  
 Port of Pittsburgh Commission  
 Kennedy Health System, Voorhees, New Jersey  
 Steele Creek, NY  
 Upper Susquehanna River Basin Environment, Cooperstown, NY  
 Stillwater, MN Flood and Retaining Wall Project, St. Croix River  
 Mt. St. Helens Sediment Control, Washington

Columbia River Channel Improvements, Oregon and Washington  
 Columbia River at Baker Bay, WA  
 Puget Sound and Adjacent Waters Restoration, Washington  
 Comite River Diversion Canal, Louisiana  
 Bayou Sorrel Lock, Louisiana  
 Louisiana State University Ag Center  
 Lake Belle View, Wisconsin  
 BioEthanol Collaborative, SC  
 Augusta, Georgia U.S. Army Corps of Engineers study  
 City of Atlanta, Environmental Infrastructure  
 Biorefinery and Hydrogen Fuel Cell Research, Development and Demonstration Project, Georgia  
 Sustainable Energy Research Facility Construction, Frostburg State University, MD  
 Johnson Creek Project, Arlington, Texas  
 Advancing Texas Biofuel Production Project, Baylor University, Texas  
 Center for Renewable Energy, Science, and Technology (CREST)  
 Jupiter Oxygen Inc., Dallas, Texas  
 Army Corps of Engineers Des Plaines River Project  
 Army Corps of Engineers Squaw Creek (Round Lake Drain) project  
 Ballona Creek Restoration, CA  
 Los Angeles River Ecosystem Restoration, CA  
 Sun Valley Watershed Management Plan, County of Los Angeles, CA  
 Tujung Wash Environmental Restoration, County of Los Angeles, CA  
 Arroyo Seco Watershed Management Plan Feasibility Study, CA  
 City of North Las Vegas Water Reuse Facility, NY  
 Las Vegas Wash Improvement Project, Nevada  
 Channel Improvement Program, U.S. Army Corps of Engineers, Memphis District  
 White River, AR  
 White River Navigation Study, AR  
 Bayou Metro Basin, AR  
 Ethanol from Agriculture for Arkansas and America project, Arkansas State University, Arkansas  
 Ozark Powerhouse Rehabilitation project, Arkansas  
 Mississippi River Levees project, U.S. Army Corps of Engineers, Memphis District  
 Orland Wetlands Project, IL  
 Aquatic Invasive Species Dispersal Barriers, Chicago District of the U.S. Army Corps of Engineers, IL  
 Lockport Lock Upper Pool Major Rehabilitation and Maintenance, Rock Island District of the U.S.  
 Army Corps of Engineers, IL  
 North San Diego County Water Recycling Project, CA  
 Shoreline restoration Tarpon Springs, FL  
 Logan Cancer Center Equipment and Technology, Intermountain Health Care Logan Regional Hospital, UT  
 Chattahoochee Dam Removal, GA  
 Underground waste pipeline integrity, Albany, GA  
 Fire Island Montauk Point Study, NY  
 Wolf River, TN  
 Lower Columbia River Ecosystem Restoration project, OR  
 Table Rock Lake, MO  
 High School Branch creek study, MO  
 Missouri Alternative Renewable Energy Technology Center, MO  
 Jordan Creek, Springfield, MO  
 USA Cancer Institute Oncology Medical Record System, University of South Alabama, AL  
 Coosa-Alabama civil works project, AL  
 Whitewater River Basin Flood Control project, CA  
 Murriets Creek Flood Control project, CA  
 Rancho California Water District water study project, CA  
 Pine Mountain Lake, AR  
 National Center for Reliable Electric Power Transmission, AR  
 Agana (Hagatna) River Flood Control, Guam  
 Webbers Falls Lock and Dam, OK  
 Beaver Creek flood control project, VA and TN  
 Philpott Lake, VA  
 Levisa and Tug Forks of Big Sandy River and Upper Cumberland River, WV, KY, and VA  
 Calcasieu Lock, Louisiana  
 Southwest Coastal Louisiana Hurricane Protection Study, LA  
 Gulf Petro Initiative, University of Louisiana at Lafayette, LA  
 Florida State University Electric Grid System Study, FL  
 Horseshoe Cove, Dixie County, FL  
 Clinton Lake, Kansas  
 Manhattan Levee Study, KS  
 Kansas Flood Damage Reduction project, Topeka, KS  
 Town Bluff Dam, Texas  
 Schuykill River at Grand Point, PA  
 MRI machine, Memorial Hermann Baptist Orange Hospital, TX  
 Philadelphia Naval Shipyard Seawall, Philadelphia Industrial Development Corporation, PA  
 Environmental Science Center, University of Dubuque, IA  
 Lock and Dam 11 project, U.S. Army Corps of Engineers Rock Island District, IL  
 Hogan's Creek Ecosystem Restoration, FL  
 Jacksonville Harbor, FL  
 Jacksonville Marine Science Research Institute, FL  
 Georgetown Harbor, South Carolina  
 Wauchula Municipal Electric Substation Rehabilitation, FL  
 Wares Creek Flood and Coastal Storm Damage project, FL  
 Port Manatee, FL  
 Pecan Creek, Texas  
 Center for Advanced Scientific Computing and Modeling, University of North Texas, TX  
 Upper Trinity River Basin, TX  
 EnerDel Inc., IN  
 Indiana Wesleyan University School of Nursing, IN  
 Martin County Hydrogen Fuel Cell Development, NC  
 Dismal Swamp Canal, VA  
 Heacock and Cactus Channels flood control, CA  
 San Clemente Shoreline, CA  
 Inland Empire Regional Water Recycling Project, CA  
 Upper Newport Bay Ecosystem Restoration, CA  
 Santa Anna River Mainstem flood control, CA  
 Leland Harbor, MI  
 Great Lakes Fishery and Ecosystem Restoration, MI  
 Boardman River Dam project, MI  
 Imaging and Oncology Equipment, Intermountain Healthcare, UT  
 Central West Virginia, WV  
 Marmet Lock and Dam, WV  
 Santa Clara River Watershed Protection Plan Feasibility Study, CA  
 Capintaria Shoreline Study, CA  
 Matilija Dam Removal and Ecosystem Restoration, CA  
 Lake Cachuma Water and Sewage Treatment Replacement Project, CA  
 Emmanuel College Center for Science Partnership, MA  
 Muddy River Ecosystem Restoration and Flood Damage Control Project, Massachusetts  
 San Joaquin County Urban Flood Protection Project, CA  
 San Joaquin River Salinity Management, CA

- Saint Genevieve levee, MO  
 St. Louis North Riverfront feasibility study, MO and IL  
 St. Louis Flood Protection, MO  
 Nicholson Borough Authority, Wastewater Collection and Treatment Facility, PA  
 Towanda Municipal Authority Public Water Expansion, PA  
 Whitpan Township, Pennsylvania  
 White River (North) Flood Damage Reduction Project, Indianapolis  
 Williamson County Water Recycling Project, TX  
 Cardiac Catheterization Research and Equipment, Metroplex Hospital, TX  
 Middle Brazos Feasibility Study, Brazos River Authority, TX  
 Wilmington Harbor project, New Castle County, DE  
 Vehicle to Grid Demonstration Project, Delaware Energy Office, DE  
 Bethany/South Bethany Beach Replenishment Project, Delaware  
 Good Samaritan Hospital Specialty Cancer Center, OH  
 Xavier University Science Equipment, OH  
 Central Riverfront Project, OH  
 Eastern Kentucky University Chemical Research Instrumentation, KY  
 Bluegrass Pride, KY  
 Green Visitor Center, Brooklyn Botanic Garden, NY  
 Blue River Channel, Kansas City, MO  
 City of Kansas City Water Services Department, MO  
 Swope Park, Kansas City, MO  
 Turkey Creek Basin, Kansas City, MO  
 Brush Creek Basin, Kansas City Water Services Department, Kansas and Missouri  
 Kansas City Plant Multi-Disciplined Integrated Collaborative Environment, Kansas City, MO  
 Feasibility study Edisto Beach, South Carolina  
 Lake Marion Regional Water Agency, SC  
 EngenuitySC, Columbia, SC  
 South Carolina HBCU Science and Technology Initiative (SC)  
 Wolf River Harbor, Memphis, Tennessee  
 Memphis Riverfront Development Project, TN  
 O.C. Fisher Lake Ecosystem Restoration, TX  
 Lower Colorado River Basin Study, TX  
 J. Percy Priest modifications, US Army Corps of Engineers Nashville District  
 Mill Creek Watershed feasibility study, TN  
 SemiTropic Phase II Groundwater Banking project, CA  
 Alton to Gale Levees Districts, IL  
 Wood River Levee, IL  
 East St. Louis and Vicinity Ecosystem Restoration and Flood Damage Reduction, IL  
 Belleville (IL) project, Madison and St. Clair Counties  
 Mystic River Harbor Commission, CT  
 Long Island Sound Dredged Material Management Plan, Army Corps of Engineers New England District, CT and NY  
 Pinhook Creek Flood Control Project, Huntsville, AL  
 Integrated Environmental Research and Services (IERS), Alabama A and M, University Research Institute  
 Fernandina Beach shore protection project, FL  
 Bronx River Basin, Army Corps of Engineers New York District  
 Orchard Beach, Army Corps of Engineers New York District  
 Soundview Park, Army Corps of Engineers New York District  
 Casper College Renewable Energy Program, WY  
 Energy-Efficient Green Campus Research Initiative, Texas A and M International University (TX)  
 Alliance for Nanohealth, TX  
 Brays Bayou, Harris County Flood Control District  
 Buffalo Bayou flood control, Harris County Flood Control District  
 Marshall Fund, Minority Energy Science Initiative, MD  
 Baltimore Harbor and Channels project, Maryland Department of Transportation  
 Poplar Island project, Maryland Department of Transportation  
 Eastern Shore, Mid-Chesapeake Bay Island project, Maryland Department of Transportation  
 McCook Reservoir Project, Metropolitan Water Reclamation District of Greater Chicago  
 Chesapeake Bay Oyster Recovery, MD and VA  
 Tennessee-Tombigee Waterway, Tennessee Waterway Development Authority  
 Roosevelt University Biology Laboratory Equipment (IL)  
 Greenup Locks and Dam Ohio River, Huntington District U.S. Army Corps of Engineers  
 Coal Fuels Alliance, KY and IN  
 Cumberland County Water Supply, TN  
 Belmont Bay Science Center, VA  
 George Mason University Center for Bio-defense and Infectious Disease Research (VA)  
 Broad Creek shallow draft navigation channel, Norfolk District U.S. Army Corps of Engineers  
 Utility Integration of Distributed Generation, San Diego Gas and Electric, CA  
 Buford Dam and Lake Sydney Lanier (GA), U.S. Army Corps of Engineers Mobile District  
 International Port of Coos Bay, OR  
 Siuslaw River project, Oregon  
 Port of Umpqua, OR  
 Wave Power Demonstration Project, Reedsport, OR  
 Chatfield Reservoir water reallocation study, CO  
 Upper Colorado River Endangered Fish Recovery Program and San Juan River Basin Recovery  
 Implementation Program, U.S. Bureau of Reclamation Upper Colorado Region  
 Ecosystem Restoration project, Treat's Pond, MA  
 Aunt Lydia's Cove, New England District of the Army Corps of Engineers  
 Sesuit Harbor (MA), New England District Army Corps of Engineers  
 Green Harbor (MA), New England District Army Corps of Engineers  
 Long Island Dredged Material Management Plan, Connecticut Department of Environmental Protection  
 Lehigh River Basin Release, Army Corps of Engineers Philadelphia District  
 Advanced Cellular and Biomolecular Imaging, Lehigh University (PA)  
 Biodiesel Injection Blending Facilities, Independence Biofuels, PA  
 Air Products and Chemicals Inc., PA  
 Center for Collaborative Sciences and Research, Barry University, FL  
 University-Community Outreach, Research and Training Endeavor, St. Thomas University (FL)  
 Everglades Ecosystem Restoration, Seminole Tribe, FL  
 Makah Community Water supply project, Makah Tribe, WA  
 Grays Harbor Navigation Improvement Project, WA  
 Inland Northwest Research Alliance Water Research Consortium, WA  
 Puget Sound Nearshore Ecosystem Restoration study, WA  
 Skagit River Flood Control project, WA  
 Green Duwamish Ecosystem Restoration Project, Seattle District Army Corps of Engineers  
 Mud Mountain Dam, Army Corps of Engineers Seattle District  
 National Center for Manufacturing Sciences, MI  
 Port of Monroe, U.S. Army Corps of Engineers Detroit  
 Great Lakes Sea Lamprey Barrier, Great Lakes Fishery Commission  
 Spring Lake Aquatic Ecosystem Restoration Project, Texas  
 Michigan City Harbor Dredging project, U.S. Army Corps of Engineers Chicago  
 Notre Dame Innovation Park, IN  
 Placer County Subregional Wastewater Treatment Project, CA  
 Placer County Biomass Utilization Pilot Project, CA  
 American River Pump Station, CA  
 Three Rivers Wet Weather Demonstration Project, U.S. Army Corps of Engineers Pittsburgh, PA  
 Lower Monongahela Improvement Project for Locks and Dams 2, 3, and 4, PA  
 Nuvision Engineering, PA  
 Lynnhaven River Environmental Restoration, U.S. Army Corps of Engineers, VA  
 Norfolk Harbor, Craney Island, Army Corps of Engineers Norfolk, VA  
 Plug-in Hybrid Electric Vehicle Demonstration, South Coast Air Quality Management District, CA  
 San Gabriel Basin Restoration Fund, CA  
 Pistol Creek, U.S. Army Corps of Engineers, Nashville District  
 First Creek, Knoxville, TN  
 Nuclear Security Science and Policy Institute, Texas A&M University  
 Meridian Wetlands, Meridian, TX  
 Whitney Lake Powerhouse, Whitney, TX  
 San Antonio Channel Improvement, San Antonio, TX  
 Dallas Floodway Extension, Upper Trinity River Basin, TX  
 Lower Rio Grande Valley Water Conservation Project, Waco, TX  
 Houston-Galveston Navigation Channel, TX  
 Clear Creek, TX  
 Texas A&M University Port of Freeport, TX  
 Upper Trinity River Feasibility Study, TX  
 Texas City Ship Channel, Galveston, TX  
 The Brazos River Authority, TX  
 Lower Colorado River Basin Study  
 Guadalupe and San Antonio River Basins  
 Greens Bayou, Houston, TX  
 Brazos Island Harbor  
 Lake Whitney, TX  
 Brazos Island Harbor, TX  
 Houston Ship Channel, TX  
 Minnehahah Creek Watershed District, MN  
 University of Southern Indiana  
 John T. Myers Locks and Dam, IN and KY  
 Illinois Institute of Technology's Energy and Sustainability Institute  
 DePaul University's Interdisciplinary Science and Technology Center  
 Cape Girardeau Floodwall, MO  
 Rolla Distributed Energy Research Center, MO  
 Clearwater Dam Rehabilitation, Clearwater Lake, MO  
 Brois Brule Drainage and Levee District  
 Wappapello Lake, MO  
 St. Johns-New Madrid Floodway Flood Control Project, MO  
 Mississippi River Levees, MO  
 Ramapo and Mahwah River Project, NY  
 Rockland Community College Science Lab  
 Presque Isle Shoreline Erosion Control Project, PA  
 Clean and Efficient Diesel Locomotive Project, PA  
 Direct Carbon Technologies, CA  
 Nanosys, Inc. CA  
 San Mateo County Harbor District  
 California Coast Conservancy  
 Integrated Biomass Refining Institute, North Carolina State University, NC  
 Robert F. Henry Lock and Dam, AL  
 Ground Water Protection Council, OK



- Watsonville Area Water Recycling Project, CA  
 Pajaro River Flood Control Project, Santa Cruz, CA  
 Moss Landing Harbor, CA  
 Education Advancement Alliance, PA  
 City of Philadelphia Water Department  
 Rosa Bay Environmental Restoration Project, FL  
 Florida Inland Navigation District  
 Raritan River, Green Brook Sub-Basin, NJ  
 Flood Damage Reduction Project  
 Salton Sea Research Project, Temecula, CA  
 Dismal Swamp and Dismal Swamp Canal Feasibility Project, Chesapeake, VA  
 Tyler's Beach Boat Harbor and Channel/Up-land Disposal Site, Isle of Wight, VA  
 Appomattox River Federal Navigation Dredging Project, VA  
 Chesapeake Atlantic Intracoastal Waterway-Dismal Swamp Canal, VA  
 Antelope Creek Flood Damage Reduction Project, Fremont, NE  
 Sand Creek Environmental Restoration Project, NE  
 Western Sarpy-Clear Creek Flood Damage Reduction Project, NE  
 Lower Platte North Natural Resources District, NE  
 Rio Puerto Nuevo Flood Control Project, Puerto Rico  
 Portugues and Bucana Rivers Flood Control Project, Puerto Rico  
 Appalachian State University  
 Wake Forest University Health Sciences, Winston Salem, NC  
 Muddy River Ecosystem Restoration and Flood Damage Control Project, MA  
 Westport River and Harbor, MA  
 Colorado River Transmission Line Upgrade, Phoenix, AZ  
 Saint Clare's Hospital, Denville, NJ  
 Upper Passaic River & Tributaries, NJ Project  
 New York and New Jersey Harbor Deepening Project, Port Authority of NY and NJ  
 Raritan River, Green Brook Sub-Basin, NJ Project  
 Jackson Brook, NJ Flood Damage Reduction Project  
 Hudson River Estuary Lower Passaic River Restoration Project, NJ  
 Calleguas Municipal Water District, CA  
 Albright College, Reading, PA  
 St. Joseph's University, PA  
 Johnson Matthey Fuel Cells North America, PA  
 University of Arizona, Tucson, AZ  
 Big Elk Creek, Elkton, MD  
 Chesapeake Bay Restoration, U.S. Army Corps of Engineers, Baltimore District  
 Upper Delaware River Basin  
 New York City Watershed, NY  
 Office of Sponsored Programs and Research, Bowling Green State University, Green, OH  
 Defiance County, Office of the Commissioners, Defiance, OH  
 Lake Allatoona Operations and Maintenance, Allatoona, GA  
 Nueces River Basin, San Antonio, TX  
 John H. Kerr Dam and Reservoir, VA and NC  
 Center for Energy Efficient Design, Rocky Mount, VA  
 Roanoke River Flood Control, Roanoke, VA  
 J Percy Priest Greenway, Nashville, TN  
 Oaklands and Murfree Springs, Nashville, TN  
 Dale Hollow Lake, Nashville, TN  
 Tennessee Technological University, Cookeville, TN  
 Central City Corps Project, Fort Worth, TX  
 Farmers Branch, Fort Worth, TX  
 Benbrook Lake Recreational Facilities, Fort Worth, TX  
 Harris County Flood Control District, Houston, TX  
 Yuma East Wetlands Restoration, Yuma, AZ  
 Chicago Public Schools Science Laboratory, Chicago, IL  
 Northeast Texas Community College, Mt. Pleasant, TX  
 Photovoltaic System Demonstration, NY  
 Lock and Dam 24, IL and MO  
 Mill Creek South Slough, Rock Island, IL  
 Rock Island Sunset Marina, Rock Island, IL  
 Intelligent Optical Systems, Inc, Torrance, CA  
 West Basin Municipal Water District, Carson, CA  
 County of Los Angeles Department of Beaches and Harbors, Marina del Rey, CA  
 Sherman Hospital, Elgin, IL  
 U.S. Bureau of Reclamation Pacific Northwest Regional Office, Boise, ID  
 Herbert Hoover Dike, West Palm Beach, FL  
 St. Lucie Inlet, St. Lucie Country, FL  
 Levine Children's Hospital, Charlotte, NC  
 University of North Carolina, Chapel Hill, NC  
 Nye County, Pahrump, NY  
 Photovoltaic green buildings technology art RPI, NY  
 Truckers Meadow Water Reclamation Facility, Sparks, NY  
 Sacramento River, Glenn-Colusa Irrigation District, CA  
 Hamilton City, CA  
 Yuba River, Sacramento, CA  
 Sutter County, CA  
 U.S. Bureau of Reclamation, Mid-Pacific Region, Sacramento, CA  
 Perkins Country Rural Water System, Bison, SD  
 Mni Wiconi Rural Water System, Ft. Pierre, SD  
 Lewis and Clark Rural Water System, Sioux Falls, SD  
 Buffalo Harbor, NY  
 Buffalo River, Buffalo, NY  
 NanoDynamics, Buffalo, NY  
 Ohio River Greenway Development Commission, Jeffersonville, IN  
 Next Wave Systems, H.H.C., Pekin, IN  
 Solar Consortium, New Paltz, NY  
 Barbers Point Harbor, Oahu, HI  
 Kawaihae Deep Draft Harbor, HI  
 U.S. Army Corps of Engineers, Honolulu District, Fort Shafter, HI  
 Mason Run Watershed, City of Whitehall, OH  
 Airpark Ohio Sewer Utility, Springfield, OH  
 Village of Bloomingburg, OH  
 Culpepper Area Water System, OH  
 Euclid Creek, OH  
 Decision Support Tools for Complex Analysis, Springfield, OH  
 Hydro Partners Brazil, Solon, OH  
 IntelliTech, Fairborn, OH  
 Columbus Children's Hospital, Columbus, OH  
 Ohio University, Lancaster, OH  
 Brown Street, University of Dayton, Dayton, OH  
 Laboratory for Advanced Laser-Target Interactions, College of Math and Physical Science, Ohio State University  
 New Hampshire Department of Environmental Services, Concord, Columbus, NH  
 Arcadia Harbor, MI  
 Pentwater Harbor, MI  
 Saugatuck Harbor, MI  
 White Lake Harbor, MI  
 Sweet Arrow Lake, PA  
 SiGNa Chemistry, New York, NY  
 Assunpink Creek, Trenton, NJ  
 Delaware River Basin, NY, NJ, PA, DE  
 Guadalupe River, CA  
 San Luis Reservoir, CA  
 Coyote and Berryessa Creeks, CA  
 Tillamook Bay and Bar, Tillamook, OR  
 Yaquina River, OR  
 Paint Branch Fish Passage and Stream, MD  
 Parish Creek, Anne Arundel County, MD  
 St. Jerome Creek, St. Mary's County, MD  
 Anacostia River and Tributaries, MD  
 Clemson University, Columbia, SC  
 Northport Harbor, Huntington, NY  
 New York Institute of Technology, NY  
 San Luis Rey River, Los Angeles, CA  
 Science and Technology Center, Chicago State University, Chicago, IL  
 Indian Ridge Marsh, Chicago, IL  
 Chicago Shoreline, Chicago, IL  
 Cook County, IL  
 Alexandria, LA to the Gulf of Mexico Hurricane Protection Project, New Orleans, LA  
 Lake Shelbyville Wildlife Management Area, Shelbyville, IL  
 Dallas Floodway/Trinity Lakes Title XVI Study, City of Dallas, TX  
 Eastern Illinois University, Charleston, IL  
 Dansby Hall, Morehouse College, Atlanta, GA  
 City of Mayfield Heights, OH  
 Wind Spires, Cleveland State University, Cleveland, OH  
 Cuyahoga Community College, Cleveland, OH  
 Green Bay Harbor, Detroit, MI  
 Keweenaw Harbor, Detroit, MI  
 Sturgeon Bay Harbor and Lake Michigan Ship Canal, MI  
 Lackawanna River, Scranton, PA  
 Wynn Road, Oregon, OH  
 Pit-in-Bay, Put-in-Bay, OH  
 Huron Harbor, OH  
 Ten Mile River, MA  
 Saginaw River, MI  
 Wyandotte Municipal Services, Wyandotte, MI  
 City of Alma Fish and Wildlife Service, Alma, WI  
 Driftless Area Initiative, Lancaster, WI  
 Jones Inlet, Town of Hempstead, NY  
 Glen Cove Creek, Glen Cove, NY  
 Atlantic Intracoastal Waterway, GA  
 Savannah Harbor, GA  
 Brunswick Harbor, GA  
 Waukegan Harbor, IL  
 Des Plaines River, IL  
 Palm Beach Harbor, FL  
 Broward County, FL  
 National Center for Manufacturing Sciences, Ann Arbor, MI  
 Wavecrest Labs, Rochester Hills, MI  
 Federal Technology Group, Cleveland, OH  
 Rochester Institute of Technology, Rochester, NY  
 Spunky Bottoms, Brown County, IL  
 Upper Missouri River Restoration, IL  
 Meredosia, IL  
 Illinois River Basin, IL  
 Lakeview Museum, Peoria, IL  
 Memorial Medical Center, Springfield, IL  
 Fountain Creek Watershed, Colorado Springs, CO  
 Charlestown Breachway Project, Massachusetts  
 Harbor of Refuge, Block Island, Rhode Island  
 San Francisco Bay Harbor—Main Ship Channel, California  
 Photovoltaic Demonstration Project, Connecticut  
 Southington Water Supply Study, Connecticut  
 The Winnebago River reconnaissance study, Iowa  
 General Investigations study in Perry, Iowa  
 Iowa Stored Energy Project  
 Luther College Science building renovation, Decorah, Iowa  
 Iowa Central Community College Renewable Fuel Labs  
 West Jackson Street Water Main Replacement, Painesville, Ohio  
 Allen Road/McCauley Road Waterline Construction, Stowe, Ohio  
 Ashtabula River and Harbor, Ashtabula, Ohio  
 Oakland Harbor, California  
 Clinton River, Michigan  
 Loma Linda University Medical Center, Loma Linda, CA  
 South Coast Air Quality Management District, Diamond Bar, CA  
 Hi-Desert Water District, Palms Highway, Yucca Valley, CA

- Mojave Water Agency, Apple Valley, CA  
 Santa Ana River, San Bernardino, California  
 San Bernardino Valley Municipal Water District, 1350 South E. Street, San Bernardino, CA 92408  
 Mission Springs Water District, Desert Hot Springs  
 Morehouse School of Medicine, 720 Westview Drive, SW, Atlanta, GA 30310-1495  
 University of Kentucky's Center for Applied Energy Research, Kentucky  
 Northern Illinois University Fuel Research and Development, DeKalb, Illinois  
 Cook County Environmental Infrastructure Fund, Chicago, Illinois  
 Townsend Inlet, Cape May, New Jersey  
 City of Pennsville, New Jersey  
 New Jersey shore protection, New Jersey  
 Coe College, Cedar Rapids, Iowa  
 Santa Clara Valley Water District, Santa Clara, California  
 South County Nature Preserve, Irvington, New York  
 Saw Mill River feasibility study, New York  
 Bronx River Basin, New York  
 University of Oklahoma Center for Biofuels Refining Engineering, Norman, Oklahoma  
 Sacramento Area Flood Control Agency, Sacramento, California  
 Parametric Technology Corporation, Needham, Massachusetts  
 Muddy River, Massachusetts  
 Massachusetts Port Authority, East Boston, Massachusetts  
 Gulf Intracoastal Waterway, Lee County, Sarasota County and Manatee County, Florida  
 Naples to Big Marco Pass, Collier County, Florida  
 Estero and Gasparilla Islands, Florida  
 Intracoastal Waterway, Jacksonville, Florida  
 St. Lucie Inlet, Florida  
 New York City Watershed, New York, New York  
 Solar 2—Green Energy, Arts & Education Center, New York, New York  
 McHenry County Groundwater/Stormwater Protection program, Chicago, Illinois  
 Boston College, Chestnut Hill, Massachusetts  
 Malden River, Malden, Massachusetts  
 Town of Winchester, Massachusetts  
 Middlesex Community College, Lowell, Massachusetts  
 Ben Hill County Commission, Fitzgerald, Georgia  
 Clean Cities Program, Macon, Georgia  
 Olijato Chapter of the Navajo Nation, Monument Valley, Utah  
 Westminster College, Salt Lake City, Utah  
 Hofstra University, Hempstead, New York  
 City of Lancaster, California  
 CureSearch, Bethesda, Maryland  
 Harriet Island, St. Paul, Minnesota  
 Minnesota's New Museum of Natural History, Minneapolis, Minnesota  
 J. Bennett Johnston Waterway, Louisiana  
 Shreveport-Bossier Community Renewal, Inc., Shreveport, Louisiana  
 Elliot Bay Seawall, Seattle, Washington  
 Puget Sound Nearshore Ecosystem Restoration Study, Seattle, Washington  
 Duwamish/Green Ecosystem Restoration Program, Seattle, Washington  
 Puget Sound and Adjacent Waters Restoration Program, Washington  
 Eikos Inc., Franklin, Massachusetts  
 Upper Blackstone Water Pollution Abatement District, Millbury, Massachusetts  
 Blackstone River Coalition, Massachusetts  
 NuVision Engineering, Mooresville, North Carolina  
 State University of New York at Oswego (SUNY Oswego), Oswego, New York  
 Catalyst Renewables Corporation, Lyons Falls, New York  
 New Topsail Inlet, North Carolina  
 Carolina Beach Inlet, North Carolina  
 Lockwoods Folly Inlet, North Carolina  
 Wilmington Harbor, North Carolina  
 Santa Clara River Restoration Project, California  
 Eastern Santa Clara River basin Perchlorate Remediation Initiative, California  
 Walla Walla Watershed Feasibility Report, Washington  
 Columbia Basin Development League, Royal City, Washington  
 Electric Utility Transmission and Distribution Line Engineering Program at Gonzaga University, Washington  
 Farmington Groundwater Recharge Project, California  
 San Francisco Bay to Stockton Project, California  
 Mt. Diablo Mercury Mine Cleanup, California  
 Mokelumne River Regional Water Storage and Conjunctive Use Project, California  
 State University of New York College of Agriculture and Technology at Cobleskill, New York  
 Virginia Key Beach project  
 Jamaica Bay (Port Authority of New York and New Jersey)  
 Atlantic Coast New York City, East Rockaway Inlet and Jamaica Bay, NY Shoreline Project  
 Houma navigation Cal Dredging and Beneficial Use  
 Flagler Beach feasibility study, Florida  
 Reconnaissance Study of Deep Creek for St. Johns County, Florida  
 Stetson University's Sage Hall, DeLand, Florida  
 Bucks Harbor, Machiasport, Maine  
 Greenville Steam Company, Greenville, Maine  
 Los Angeles River, California  
 Port of Long Beach, California  
 Long Beach Desalination Project, California  
 Long Beach Water Refuse Project, California  
 City of Creedmoor Corps Study, North Carolina  
 North Carolina State University, Raleigh, North Carolina  
 Lexington Harbor, Michigan  
 Port Sanilac Harbor, Michigan  
 Leeper Regional Medical Center CT Stimulator, Michigan  
 Escambia and Conecuh Rivers, Florida  
 Santa Ana River Mainstem Project, California  
 Orange County regional water reclamation project, CA  
 Suisun Bay Channel, California  
 San Pablo Bay and Mare Island Strait, California  
 Pinole Shoal management study, California  
 Napa River Salt March Restoration Project, California  
 Lower Walnut Creek, California  
 Mt. Diablo Mercury Mine Cleanup, Costa County, California  
 Trinity River Restoration Program, Weaverville, California  
 Walnut Creek Basin (Grayson & Murderer's Creeks), Contra Costa County, California  
 Va Shly-Ay Akimel Salt River Restoration, AZ  
 Tres Rios Environmental Restoration, Arizona  
 Rio Salado, Phoenix and Tempe Reaches, Arizona  
 Parkersburg Riverfront Park project, New Martinsville, West Virginia  
 Monongahela Locks Automation project, Morgantown, Hildebrand and Opekiska Locks, West Virginia  
 West Virginia and Pennsylvania Flood Control project, Philippi, Parsons and Belington West Virginia; Clymer Pennsylvania  
 Turkey Creek flood damage reduction project, Kansas City, Kansas and Missouri  
 Upper Turkey Creek project, Kansas  
 Kansas City Metropolitan flood protection system, Kansas and Missouri  
 Bush Creek Basin project, Johnson County, Kansas and Jackson County, Missouri  
 Four Mile Run environmental restoration project, Virginia  
 Tripps-Holmes-Cameron Run-Hunting Creek water resources study, Virginia  
 National Venter for Biodefense, Virginia  
 University of Kansas Medical Center Tele-Oncology Network, Kansas  
 Greater New Haven Clean Cities Coalition, New Haven, Connecticut  
 Electro Energy, Inc., Danbury, Connecticut  
 Environmental restoration feasibility study, Upper South Hampton Township, Pennsylvania  
 Philadelphia Navy Yard Seawall, Delaware River, Philadelphia, Pennsylvania  
 Flood Plain Management Study, Pennsylvania  
 CENTRIA, Moon Township, Pennsylvania  
 Dams and Locks on the Monongahela River, Pennsylvania  
 Conversion of Waste Biomass into Biodegradable Plastics and Bioethanol: Research on a New Streamline Biomass to Sugar Conversion Process, Indiana, Pennsylvania  
 Concurrent Technology Corporation, Johnstown, Pennsylvania  
 South Central Pennsylvania Environmental Infrastructure Program  
 Structural and nonstructural flood control, stream bank protection, storm water management and channel clearing, Southwestern Pennsylvania  
 Sustainable Biofuels Development Center, Colorado State University, Fort Collins, Colorado  
 Upper Colorado River/San Juan River basin Endangered Fish Recovery Program, Colorado  
 Sorghum to Ethanol Research, Lubbock, Texas  
 Building Materials Reclamation Program, Charlotte, North Carolina  
 RenewableNY project, New York, New York  
 New School University Green Building, New York  
 Coney Island Area Shore Protection Project, New York, New York  
 Norwalk, California, Water Supply Improvement  
 Pioneer Valley Life Sciences Institute (\$2 million), Springfield, Massachusetts  
 Wind Science and Engineering Research Center, Texas Tech University, Lubbock, Texas  
 J. Strom Thurmond O<sub>2</sub> System for Richard B. Russell Pumped Storage  
 Success Dam Seismic Remediation Project, California  
 Upper San Joaquin River Storage Investigation, California  
 Laurentian Energy Authority, Minnesota  
 Garrison-Kathio-West Mille Lacs Lake Sanitary District, Minnesota  
 Section 569 authorized in the Water Resources Development Act of 1999, Minnesota  
 St. Lawrence Seaway Study  
 Duluth-Superior Harbor maintenance and operations, Minnesota and Wisconsin  
 Northern Wisconsin Environmental Assistance Program  
 Protection of endangered mussels, Minnesota, Wisconsin and Michigan  
 City of St. Croix Falls, Wisconsin  
 Lake Superior Small Harbor Dredging, Michigan  
 A second lock at Sault St. Marie, Michigan  
 St. Croix River Basin Reconnaissance Study, Minnesota and Wisconsin  
 Mt. Wachusett Community College Wind Project, Massachusetts  
 Integrative Science Building, UMASS, Amherst, Massachusetts  
 Milford Pond, Milford, Massachusetts

- Hoosic River Restoration Design, Massachusetts
- Berkshire Environmental Resources Center, Massachusetts College of Liberal Arts, North Adams, Massachusetts
- Popular Brook Continuing Authorities Program, New Jersey
- Shark River Maintenance Dredging project, New Jersey
- Nutley Board of Education, Nutley, New Jersey
- Peckman River and Tributaries, New Jersey
- Rio Salado Oeste project, Salt River, AZ
- Achieving a College Education (ACE) program, Maricopa Community Colleges, Arizona
- Phoenix Metropolitan Water Reuse project, Arizona
- Rio de Flag project, Flagstaff, Arizona
- Seton Hall University Science and Technology Center, South Orange, New Jersey
- Newark Bay, Hackensack, and Passaic Rivers operation or maintenance, New York and New Jersey
- High Efficiency Cascade Solar Cells, New Mexico State University, Las Cruces, New Mexico
- San Francisco MUNI Solar Energy Facility Project, California
- Hamilton Army Airfield Wetland Restoration Project, California
- San Francisco Bay Harbor and Bay Drift Removal project, California
- San Francisco Bay Long Term Site-Monitoring Strategy, California
- University of San Francisco Science Facility and Hamey Science Center, California
- Renewable & Logistical Fuels for Fuel Cells at the Colorado School of Mines, Colorado
- Jefferson County Bioenergy Initiative, Colorado
- White Earth Tribal Nation Wind Energy Project, Minnesota
- Willmar Municipal Utilities Power Generation Study, Minnesota
- Stripper Well Consortium, Penn State University, College Park, Pennsylvania
- Bath house and camping area at Tioga-Hammond Lake, Pennsylvania
- Bath house and playground equipment at Tionesta Dam, Pennsylvania
- Bath house and camping area at Cowanesque Lake, Pennsylvania
- Campground improvements at East Branch Clarion River Chippewa River at Montevideo, Minnesota
- Strategic Biomass Initiative of the Mississippi Technology Alliance, Mississippi
- Sustainable Energy Research Center, Mississippi State University, Starkville, Mississippi
- Laboratory facilities, Messiah College, Grantham, Pennsylvania
- Garrison Diversion Project, North Dakota
- Fargo-Ridgewood Flood Control Project, North Dakota
- Garrison Dam and Power Plant, North Dakota
- Sierra Trauma Center, St. Rose Dominican Hospitals, Las Vegas, Nevada
- West Cary Stream Restoration project, Cary, North Carolina
- Upground reservoir, Marysville, Ohio
- 5th Avenue Dam removal, Olentangy River, Columbus Ohio
- Timberlake Wastewater upgrades, Franklin County, Ohio
- Florida Renewable Energy Program, University of Florida, Gainesville
- Friant-Kern and Madera Canals Capacity Improvement, California
- Greenbrier River Basin, West Virginia
- Robert C. Byrd Locks and Dam, Ohio River, West Virginia, and Ohio
- Southern West Virginia environmental infrastructure projects, West Virginia
- Fuel Cell balance-of-Plant Reliability Testing Prototype High Altitude Airship Project, Stark State College of Technology, North Canton, Ohio
- Louisville Wastewater Treatment Plant, Louisville, Ohio
- Orrville water main replacement, Orrville, Ohio
- Rolls-Royce Solid Oxide fuel cell systems development, Fuel Cell Prototyping Center at Stark State College
- Center for Zero Emissions Research and Technology, Montana
- State University, Bozeman, Montana
- Western Environmental Technology Office, MSE Technology Applications, Inc., Butte, Montana
- Fort Peck / Dry Prairie Rural Water System, Montana
- King County Biogas and Nutrient Reduction Project, Washington
- Seattle Cancer Care Alliance Proton Beam Therapy, Washington
- Dine Power Authority Project, Window Rock, Arizona
- Little Colorado River Levee project, Winslow, Arizona
- Sparks Arroyo Flood Control, Colonia, El Paso, Texas
- El Paso Flood Control project, El Paso, Texas
- Mill Seat Landfill Bioreactor Renewable Green Power Project, Monroe County, New York
- Alternative Energy/Geothermal Technology Demonstration Program, Daemen College, Amherst New York
- Pikeville Medical Center medical science research facility, Pikeville, Kentucky
- Paintsville Lake recreational improvements, Johnson County, Kentucky
- Southern and Eastern Kentucky Environmental Restoration Initiative, Kentucky
- Wolf Creek Dam Seepage project, Kentucky
- Southeast Bioenergy Initiative, Auburn University, Auburn, Alabama
- MBI International biomass research, Lansing, Michigan
- Intermediary BioChemicals, Okemos, Michigan
- Energy Efficient Press and Sinter of Titanium Powder, Glendale Heights, Illinois
- Miami Museum of Science Renewable Energy Project, Miami, Florida
- Florida Keys Water Quality Improvement, Monroe County Florida
- Lower Saddle River Project, New Jersey
- Hackensack Meadowlands Environmental Restoration, New Jersey
- Port of Los Angeles, Main Channel Deepening Project, California
- Water Replenishment District Regional Groundwater Monitoring Program, Lakewood, California
- Jackson Park Hospital Green Medical Office Building, Chicago, Illinois
- Parker Hannifin Corporation Hybrid Hydraulic Drive Train Demonstration, Youngstown, Ohio
- NorthEast Ohio Pipeline Scooping Study, Mentor, Ohio
- Baard Energy L.L.C., CO2 Production & Emissions Study, Mentor, Ohio
- Lower Girard Dam Repairs, Girard, Ohio
- Struthers South Interceptor Sewer Project, Youngstown, Ohio
- Windham to Ravenna Arsenal Infrastructure Project, Ravenna, Ohio
- Brookfield Center North Sanitary Sewer—Phase II, Vienna, Ohio
- Animas-LaPlata Project, Durango, Colorado
- Arkansas River Fisheries Habitat Restoration, Pueblo, Colorado
- Los Angeles Basin Water Supply Augmentation Study, California
- La Mirada Flood Control and Drainage Study, California
- Barnegat Inlet Navigation Project, New Jersey
- Solid Acid Fuel Cell Research, California
- Metropolitan Region of Cincinnati flood control project, Duck Creek, Ohio
- Perry Township Waterline Extension, Ohio
- Williamsburg Water Treatment Plant Expansion, Ohio
- Borough of Hatfield wastewater and sewer infrastructure improvements, Pennsylvania
- Elizabeth River sediment remediation, Hampton Roads, Virginia
- Cheyney University Science and Technology Building, Cheyney, Pennsylvania
- Stamford Waste-to-Energy Project, Connecticut
- Bridgeport Harbor, Connecticut
- Norwalk Harbor Federal Navigation Project, Connecticut
- Portsmouth Harbor/Pascataqua River Feasibility Study for Navigation Improvement, Portsmouth, NH
- Wiswall Dam Aquatic Ecosystem Restoration Project, New Hampshire Fish and Game Department, Durham, NH
- Cocheo River Federal Navigation Project, Maintenance Dredging, Dover, NH
- Hampton Harbor Improvement Project, Pease Development Authority, Division of Ports and Harbors, Portsmouth, NH
- Hampton Harbor Maintenance Project, Pease Development Authority, Division of Ports and Harbors, Portsmouth, NH
- Olmstead Lock and Dam Project, USACE Louisville District, Louisville, KY
- Energy Xchange, Yancey County Local Government, Burnsville, NC
- Western North Carolina Clean Energy Business Incubator Consortium, Asheville, NC
- South Central Pennsylvania Environmental Improvement Program, Altoona-Blair County County Development Corporation, Altoona, PA
- Eastern Idaho Regional Wastewater Authority, City of Shelley, Idaho
- Harbor Deepening Project at the Port of New York and New Jersey, Port Authority of New York and New Jersey, New York, NY
- Green Department of Public Works/Fleet Maintenance Project, Town of North Bergen's Green
- Maintenance Building, Township of North Bergen, North Bergen, NJ
- Olcott Outer Harbor Breakwater Project, Niagara County Department of Economic Development, Sanborn, NY
- Dredging of the Genesee River at the Rochester Harbor, Buffalo District
- Nanosystems Initiatives at the University of Rochester, University of Rochester, Rochester, NY
- Nanostructured Solar Cell Project, University of Arkansas at Little Rock, Little Rock, AR
- University of Saint Francis Achatz Hall, University of Saint Francis, Fort Wayne, IN
- Monday Creek Watershed, Hocking River, Huntington, WV
- Arbaugh-Hope Water Project, Vinton County Commissioners, McArthur, OH
- South Carolina Lambda Rail Portal, Clemson University, Clemson, SC
- National Energy Resource Center, York Technical College National Energy Resource Center, York Technical College, Rock Hill, SC
- Estudillo Canal Feasibility Study, San Francisco, CA
- Jack D. Maltester Channel (San Leandro Marina), San Francisco, CA
- Dredging of Menominee Harbor, Menominee River, Detroit, MI
- Michigan Technological University Nanostructured Materials Development project, Michigan Technological University, Houghton, MI

Traverse City Harbor Dredging at North-western Michigan College, Traverse City, MI  
 McClellan-Kerr Arkansas River Navigation System, Locks and Dams, Tulsa, OK  
 City of Elyria Water Treatment Plant Water Intake Project, Elyria, OH  
 Flood Control Project, Sandy Creek, TN  
 Flood Control Demonstration Project, West Tennessee Tributaries, Obion and Forked Deer River, West, TN  
 Pinole Shoal Management CA/Delta Long Term Management Strategy for Delta Levee rehabilitation, Contra Costa County, CA  
 Contra Costa Water District Alternative Intake Project, Contra Costa County, CA  
 Napa River Shallow Draft Dredging, San Francisco, CA  
 West Sacramento Flood Control Project Deficiency Study and Repair, Sacramento, CA  
 Dredging of Noyo Harbor, Fort Bragg, CA  
 Sacramento River Deep Water Ship Channel Dredging, Sacramento, CA  
 Warm Springs Dam Inundation maps, San Francisco, CA  
 EI Dorado Lake, KS (O&M), Tulsa, OK  
 Oologah Lake Watershed, Oklahoma and Kansas, Tulsa, OK  
 Equus Beds Division of the Wichita Project, City of Wichita, Wichita, KS  
 Sustainable Energy Solutions, Wichita State University, Wichita, KS  
 Federal Maintenance Dredging of the Newburyport Harbor Entrance Channel, Concord, MA  
 Silicon Based Solid Oxide Fuel Cell Chip for Portable Consumer Electronics, Lilliputian Systems, Wilmington, MA  
 Urban Environmental Research Center and Greenhouse Project, Brooklyn College, Brooklyn, NY  
 Holes Creek Flood Protection Project, Miami Conservancy District, Dayton, OH  
 Edison Materials Technology Center (EMTEC) Hydrogen Energy Production and Storage—Phase IV, Edison Materials Technology Center, Dayton, OH  
 South Goose Creek, Cottonwood Pond, Boulder County, CO  
 Canyon Road Water Treatment Plant Upgrade, Sante Fe County, Sante Fe, NM  
 Jicarilla Apache Reservation Rural Water System, Rio Arriba County, Dulce, NM  
 Navajo Hopi Land Commission Office Renewable Energy Generation Project, Window Rock, AZ  
 St. Joseph Harbor, St. Joseph, Detroit, MI  
 Dredging the harbor at South Haven, MI, Detroit, MI  
 Sustainable Energy Center, Biodiesel from farmed algae, Western Michigan University, Kalamazoo, MI  
 Bioscience Education Center, Germantown Innovation Center, Life Sciences and Technology Park of the Germantown Biotechnology Project, Germantown, MD  
 Jupiter Oxy Fuel Technology Project, Illinois  
 Northwest Indiana Computation Grid, Indiana  
 Pilot Energy Cost Control Evaluations, West Virginia, Pennsylvania, Indiana  
 Purdue Calumet Island Water Institute, Indiana  
 Purdue Hydrogen Technologies Program, Indiana  
 Waste-to-Energy Cogeneration Project, Munster, Indiana  
 CIMTRAK Cyber Security software, Indiana  
 Bioenergy Cooperative ethanol biomass fuel plant, Indiana  
 Little Calumet River, Indiana  
 Indiana Harbor—Grand Calumet River Environmental Dredging, Indiana  
 Burns Waterway Small Boat Harbor, Indiana  
 Burns Waterway and the Bailey intake pipe, Indiana

Calumet Region Environmental Infrastructure, Indiana  
 Cedar Lake, Indiana  
 Notre Dame Geothennal Ionic Liquids Research, Indiana  
 Purdue Technology Center, Indiana  
 Indiana Shoreline, Indiana  
 Oregon Institute of Technology Geo-Heat Center, Klamath Falls, Oregon  
 Port of Umatilla biodiesel refining plant, Pendleton, Oregon  
 Savage Rapids Pumping Plant, Rogue River Basin, Oregon  
 Umatilla Basin Project, Umatilla County, Oregon  
 Elk Creek Lake permanent trap-and-haul facility, Oregon  
 Walla Walla River Restoration Feasibility Study, Oregon  
 Environmental System Center at Syracuse University, Syracuse, New York  
 Rochester Institute of Technology Integrated Power Microsystems, Rochester, New York  
 Woody Biomass Project at State University of New York College of Environmental Science and Forestry  
 Limestone Creek, Fayetteville, New York  
 Onondaga Lake, New York  
 Irondequoit Harbor, New York  
 Minnesota Center for Renewable Energy, Minnesota State University Mankato  
 Blue Earth Ecosystem Restorations, MN, SD, IA, ND  
 Chickamauga Lock, Tennessee River, TN  
 Port Everglades Future Dredging Program, Florida  
 Seminole Big Cypress Critical Project, Everglades and South Florida  
 The Methanol Economy, University of Southern California  
 Science and Technology Facility, Bennett College, Greensboro, North Carolina  
 Vermont Independent Colleges Zero-Energy Campaigns, Vermont  
 Canaveral Harbor, Florida  
 Illinois State University Biomass Research, Illinois  
 Perry Memorial Hospital Picture Archiving and Communication System (PACS), Illinois  
 Will County Government, Illinois  
 Port Everglades Dredging Reimbursement Project, Broward County, Florida  
 Kentucky Lock and Dam Addition Project, Tennessee River, Kentucky  
 Elvis J. Stahr Harbor Project, Hickman-Fulton County, Kentucky  
 DeSoto County Wastewater Treatment Facility, Mississippi  
 New Albany Electrical Substation, Mississippi  
 Carbon sequestration study, Mentor, Ohio  
 New Mexico Center for Isotopes in Medicine, University of New Mexico  
 Ecosystem Revitalization at Route 66, Albuquerque, New Mexico  
 Rio Grande Bosque Rehabilitation (Bosque wildfires), New Mexico  
 Middle Rio Grande Bosque, New Mexico  
 Petaluma River Flood Control, California  
 Corte Madera Creek, California  
 North Bay Water Reuse Project, CA  
 San Rafael Channel Dredging, California  
 Tools for the Nanotechnology Education Development Program, Oregon  
 Tualatin Basin water supply project, Oregon  
 CVD Single-Crystal Diamond Optical Switch, Maryland  
 Water Infrastructure Project, Mill Creek basin, Louisville, KY  
 Water Infrastructure Project, Louisville, KY  
 McAlpine Locks and Dam, Ohio River, Louisville, KY  
 Math and Science Educational Project, Louisville Science Center, Louisville, KY  
 Pinellas County Beach Erosion Control Project, Pinellas County Board of Commissioners, Clearwater, FL

WaterReuse Foundation Research Activities, WaterReuse Foundation, Alexandria, VA  
 Eckerd College Science Center, Eckerd College, St. Petersburg, FL  
 Chenega IRA Council, Chenega Bay, AK  
 Technology Initiative for Print Disabled Community, Recording for the Blind and Dyslexic, Princeton, NJ  
 Kotzebue Electric Association's Wind Program, Kotzebue Electric Association, Kotzebue, AK  
 Renewable Energy Biomass Utilization Program, Alaska Village Initiatives, Anchorage, AK  
 Tanadgusix Foundation's Hydrogen Project, Tanadgusix Foundation (TDX), Anchorage, AK

It was decided in the { Yeas ..... 39  
 negative ..... } Nays ..... 388

¶98.31 [Roll No. 640]

AYES—39

Akin	Heller	Petri
Blackburn	Hensarling	Pitts
Campbell (CA)	Issa	Platts
Cannon	Jindal	Price (GA)
Cantor	Jordan	Radanovich
Chabot	Kiine (MN)	Ryan (WI)
Cooper	Lamborn	Sensenbrenner
Deal (GA)	Linder	Shadegg
Flake	Miller (FL)	Sullivan
Foxx	Musgrave	Terry
Franks (AZ)	Myrick	Thornberry
Garrett (NJ)	Neugebauer	Tiberi
Goode	Pence	Westmoreland

NOES—388

Ackerman	Carson	Farr
Aderholt	Carter	Fattah
Alexander	Castle	Feeney
Allen	Castor	Ferguson
Altmire	Chandler	Filner
Andrews	Christensen	Forbes
Arcuri	Clarke	Fortenberry
Baca	Clay	Fortuño
Bachmann	Cleaver	Fossella
Bachus	Clyburn	Frank (MA)
Baird	Coble	Frelinghuysen
Baker	Cohen	Galleghy
Baldwin	Cole (OK)	Gerlach
Barrett (SC)	Conaway	Giffords
Barrow	Conyers	Gilchrest
Bartlett (MD)	Costa	Gillibrand
Barton (TX)	Costello	Gillmor
Bean	Courtney	Gingrey
Becerra	Cramer	Gohmert
Berkley	Crenshaw	Gonzalez
Berman	Crowley	Goodlatte
Berry	Cubin	Gordon
Biggert	Culberson	Granger
Bilbray	Cummings	Graves
Bilirakis	Davis (AL)	Green, Al
Bishop (GA)	Davis (CA)	Green, Gene
Bishop (NY)	Davis (IL)	Grijalva
Bishop (UT)	Davis (KY)	Gutierrez
Blumenauer	Davis, David	Hall (NY)
Blunt	Davis, Lincoln	Hall (TX)
Boehner	Davis, Tom	Hare
Bonner	DeFazio	Harman
Bono	DeGette	Hastert
Boozman	Delahunt	Hastings (FL)
Boren	DeLauro	Hastings (WA)
Boswell	Dent	Hayes
Boucher	Diaz-Balart, L.	Herger
Boustany	Diaz-Balart, M.	Herseth Sandlin
Boyd (FL)	Dicks	Higgins
Boyd (KS)	Dingell	Hill
Brady (PA)	Doggett	Hinches
Brady (TX)	Donnelly	Hinojosa
Braley (IA)	Doolittle	Hirono
Brown (SC)	Doyle	Hobson
Brown-Waite,	Drake	Hodes
Ginny	Dreier	Hoekstra
Buchanan	Duncan	Holden
Burgess	Edwards	Holt
Burton (IN)	Ehlers	Honda
Butterfield	Ellison	Hooley
Buyer	Ellsworth	Hulshof
Calvert	Emanuel	Hunter
Camp (MI)	Emerson	Inglis (SC)
Capito	Engel	Inslee
Capps	English (PA)	Israel
Capuano	Eshoo	Jackson (IL)
Caroza	Etheridge	Jackson-Lee
Carnahan	Everett	(TX)
Carney	Fallin	Jefferson

Johnson (GA) Miller (MI) Scott (GA)  
 Johnson (IL) Miller (NC) Scott (VA)  
 Johnson, E. B. Miller, Gary Serrano  
 Johnson, Sam Miller, George Sessions  
 Jones (NC) Mitchell Sestak  
 Jones (OH) Mollohan Shays  
 Kagen Moore (KS) Shea-Porter  
 Kanjorski Moore (WI) Sherman  
 Kaptur Moran (KS) Shimkus  
 Keller Moran (VA) Shuler  
 Kennedy Murphy (CT) Shuster  
 Kildee Murphy, Patrick Simpson  
 Kilpatrick Murphy, Tim Sires  
 Kind Murtha Skelton  
 King (IA) Nadler Slaughter  
 King (NY) Napolitano Smith (NE)  
 Kingston Neal (MA) Smith (NJ)  
 Kirk Norton Smith (TX)  
 Klein (FL) Nunes Smith (WA)  
 Knollenberg Oberstar Snyder  
 Kuhl (NY) Obey Solis  
 LaHood Olver Souder  
 Lampson Ortiz Space  
 Langevin Pallone Spratt  
 Lantos Pascrell Stark  
 Larsen (WA) Pastor Stearns  
 Larson (CT) Paul Stupak  
 Latham Payne Sutton  
 LaTourette Pearce Tanner  
 Lee Perlmutter Tauscher  
 Levin Peterson (MN) Taylor  
 Lewis (CA) Peterson (PA) Thompson (CA)  
 Lewis (GA) Pickering Thompson (MS)  
 Lewis (KY) Poe Tiahrt  
 Lipinski Pomeroy Tierney  
 LoBiondo Porter Towns  
 Loeb sack Price (NC) Turner  
 Lofgren, Zoe Pryce (OH) Udall (CO)  
 Lowey Putnam Udall (NM)  
 Lucas Rahall Upton  
 Lungren, Daniel Ramstad  
 E. Rangel  
 Lynch Regula  
 Mack Rehberg  
 Mahoney (FL) Reichert  
 Maloney (NY) Renzi  
 Manzullo Reyes  
 Marchant Reynolds  
 Markey Rodriguez  
 Marshall Rogers (AL)  
 Matheson Rogers (KY)  
 Matsui Rogers (MI)  
 McCarthy (CA) Rohrabacher  
 McCarthy (NY) Ros-Lehtinen  
 McCaul (TX) Roskam  
 McCollum (MN) Ross  
 McCotter Rothman  
 McCreery Roybal-Allard  
 McDermott Royce  
 McGovern Ruppertsberger  
 McHenry Rush  
 McHugh Ryan (OH)  
 McIntyre Salazar  
 McKeon Sali  
 McMorris Sanchez, Linda  
 Rodgers T.  
 McNeerney Sanchez, Loretta  
 McNulty Sarbanes  
 Meek (FL) Saxton  
 Meeks (NY) Schakowsky  
 Melancon Schiff  
 Mica Schmidt  
 Michaud Schwartz

House on the state of the Union, were agreed to:

Page 26, line 17, after the dollar amount insert "(reduced by \$1,000,000) (increased by \$1,000,000)".

Page 27, line 4, after "expended" insert the following: "Provided, That \$173,250,000 of the amounts provided are available for nuclear weapons dismantlement activities at Department of Energy facilities authorized for such activities, of which \$91,000,000 is for the Pit Disassembly and Conversion Facility Project at the Savannah River Site, South Carolina".

Page 38, strike lines 7 through 13. At the end of the bill, before the short title, insert the following:

SEC. 503. Of the amount made available for Energy Efficiency and Renewable Energy for the Department of Energy, \$213,000,000 shall be made available for hydrogen technologies as authorized by section 974 of the Energy Policy Act of 2005 (42 U.S.C. 16314).

At the end of the bill (before the short title), insert the following:

SEC. 503. None of the funds made available in this Act may be used to purchase light bulbs unless the light bulbs have the "ENERGY STAR" designation.

At the end of the bill, before the short title, insert the following new section:

SEC. 503. None of the funds made available by this Act may be used to administer the "Yucca Mountain Youth Zone" website.

At the end of the bill, before the short title, insert the following new section:

SEC. 503. None of the funds made available in this Act may be used to send or otherwise pay for the attendance of more than 50 employees from a Federal department or agency at any single conference occurring outside the United States.

At the end of the bill, before the short title, insert the following new section:

SEC. 503. None of the funds made available in this Act may be used for the Green Maintenance Building in North Bergen, New Jersey.

The bill, as amended, was ordered to be engrossed and read a third time, was read a third time by title.

The question being put, Will the House pass said bill?

The SPEAKER pro tempore, Mr. McNULTY, announced that pursuant to clause 10 rule XX, the yeas and nays were ordered, and the call was taken by electronic device.

It was decided in the { Yeas ..... 312 affirmative ..... } Nays ..... 112

Dingell LaHood Rogers (MI)  
 Doggett Lampson Rohrabacher  
 Donnelly Langevin Ros-Lehtinen  
 Doolittle Lantos Ross  
 Doyle Larsen (WA) Rothman  
 Edwards Larson (CT) Roybal-Allard  
 Ehlers Latham Ruppertsberger  
 Ellison LaTourette Rush  
 Ellsworth Lee Ryan (OH)  
 Emanuel Levin Salazar  
 Emerson Lewis (GA) Sali  
 Engel Lewis (KY) Sanchez, Linda  
 Eshoo Lipinski T.  
 Etheridge LoBiondo Sanchez, Loretta  
 Farr Loebsack Sarbanes  
 Fattah Lofgren, Zoe Saxton  
 Ferguson Lowey Schakowsky  
 Filner Lungren, Daniel Schiff  
 Forbes E. Schmidt  
 Fortenberry Lynch Schwartz  
 Frank (MA) Mahoney (FL) Scott (GA)  
 Frelinghuysen Maloney (NY) Scott (VA)  
 Gerlach Manzullo Serrano  
 Giffords Markey Sestak  
 Gilchrest Marshall Shays  
 Gillibrand Matheson Shea-Porter  
 Gillmor Matsui Sherman  
 Gonzalez McCarthy (NY) Shuler  
 Goode McCollum (MN) Shuster  
 Goodlatte McCotter Simpson  
 Gordon McDermott Sires  
 Granger McGovern Skelton  
 Green, Al McHugh Slaughter  
 Green, Gene McIntyre Smith (NJ)  
 Grijalva McMorrison Smith (WA)  
 Gutierrez Rodgers Snyder  
 Hall (NY) McNeerney Solis  
 Hare McNulty Space  
 Harman Meek (FL) Spratt  
 Hastert Meeks (NY) Stark  
 Hastings (FL) Melancon Stupak  
 Hastings (WA) Michaud Sutton  
 Hayes Miller (MI) Tanner  
 Herger Miller (NC) Tauscher  
 Hersheth Sandlin Miller, George Taylor  
 Higgins Mitchell Thompson (CA)  
 Hill Mollohan Thompson (MS)  
 Hinchey Moore (KS) Thornberry  
 Hinojosa Moore (WI) Tiberi  
 Hirono Moran (VA) Tierney  
 Hobson Murphy (CT) Towns  
 Hodes Murphy, Patrick Turner  
 Hoekstra Murphy, Tim Udall (CO)  
 Holden Murtha Udall (NM)  
 Holt Nadler Upton  
 Honda Napolitano Van Hollen  
 Hoolley Neal (MA) Velazquez  
 Hoyer Hoyer Nunes  
 Hulshof Oberstar Walden (OR)  
 Inslee Obey Walsh (NY)  
 Israel Olver Walsh (NM)  
 Jackson (IL) Ortiz Wamp  
 Jackson-Lee Pallone Wasserman  
 (TX) Pascrell Schultz  
 Jefferson Pastor Waters  
 Johnson (GA) Payne Watson  
 Johnson (IL) Perlmutter Watt  
 Johnson, E. B. Peterson (MN) Waxman  
 Jones (OH) Pomeroy Weiner  
 Kagen Price (NC) Welch (VT)  
 Kanjorski Pryce (OH) Weller  
 Kaptur Rahall Wexler  
 Kennedy Rangel Whitfield  
 Kildee Regula Wicker  
 Kilpatrick Rehberg Wilson (OH)  
 Kind Reichert Woolsey  
 King (IA) Renzi Wu  
 Kingston Reyes Wynn  
 Kirk Rodriguez Yarmuth  
 Klein (FL) Rogers (AL) Young (AK)  
 Kuhl (NY) Rogers (KY) Young (FL)

NOT VOTING—9  
 Abercrombie Cuellar Hoyer  
 Bordallo Davis, Jo Ann Kucinich  
 Brown, Corrine Faleomavaega Tancredo

So the amendment was not agreed to. The SPEAKER pro tempore, Mr. McNULTY, assumed the Chair.

When Mr. TIERNEY, Acting Chairman, pursuant to House Resolution 481, having had under consideration said bill, had directed him to report the bill back to the House with sundry amendments adopted by the Committee, with the recommendation that the amendments be agreed to and that the bill, as amended, do pass.

Pursuant to House Resolution 481, the previous question was ordered on the amendments and the bill.

The following amendments, reported from the Committee of the Whole

198.32 [Roll No. 641]  
 YEAS—312

Abercrombie	Boustany	Clyburn
Ackerman	Boyd (FL)	Cohen
Aderholt	Boyda (KS)	Conyers
Allen	Brady (PA)	Cooper
Altmire	Braley (IA)	Costa
Andrews	Brown-Waite,	Costello
Arcuri	Ginny	Courtney
Baca	Buchanan	Cramer
Baird	Burgess	Crenshaw
Baker	Butterfield	Crowley
Baldwin	Buyer	Cuellar
Barrow	Camp (MI)	Cummings
Barton (TX)	Capito	Davis (AL)
Becerra	Capps	Davis (CA)
Berman	Capuano	Davis (IL)
Berry	Cardoza	Davis, Lincoln
Biggert	Carnahan	Davis, Tom
Bishop (GA)	Carney	DeFazio
Bishop (NY)	Carson	DeGette
Blumenauer	Castle	Delahunt
Bono	Castor	DeLauro
Boozman	Chandler	Dent
Boren	Clarke	Diaz-Balart, L.
Boswell	Clay	Diaz-Balart, M.
Boucher	Cleaver	Dicks

NAYS—112

Akin	Calvert	Everett
Alexander	Campbell (CA)	Fallin
Bachmann	Cannon	Feeney
Bachus	Cantor	Flake
Barrett (SC)	Carter	Fossella
Bartlett (MD)	Chabot	Foxx
Berkley	Coble	Franks (AZ)
Bilbray	Cole (OK)	Gallagher
Bilirakis	Conaway	Garrett (NJ)
Bishop (UT)	Cubin	Gingrey
Blackburn	Culberson	Gohmert
Blunt	Davis (KY)	Graves
Boehner	Davis, David	Hall (TX)
Bonner	Deal (GA)	Heller
Brady (TX)	Drake	Hensarling
Brown (SC)	Dreier	Hunter
Burton (IN)	Duncan	Inglis (SC)

Issa	Miller, Gary	Royce
Jindal	Moran (KS)	Ryan (WI)
Johnson, Sam	Musgrave	Sensenbrenner
Jordan	Myrick	Sessions
Keller	Neugebauer	Shadegg
King (NY)	Paul	Shimkus
Kline (MN)	Pearce	Smith (NE)
Knollenberg	Pence	Smith (TX)
Lamborn	Peterson (PA)	Souder
Lewis (CA)	Petri	Stearns
Linder	Pickering	Sullivan
Lucas	Pitts	Terry
Mack	Platts	Tiahrt
Marchant	Poe	Walberg
McCarthy (CA)	Porter	Weldon (FL)
McCaul (TX)	Price (GA)	Westmoreland
McCrery	Putnam	Wilson (NM)
McHenry	Radanovich	Wilson (SC)
McKeon	Ramstad	Wolf
Mica	Reynolds	
Miller (FL)	Roskam	

NOT VOTING—7

Bean	English (PA)	Tancredo
Brown, Corrine	Jones (NC)	
Davis, Jo Ann	Kucinich	

So the bill was passed.

A motion to reconsider the vote whereby said bill was passed was, by unanimous consent, laid on the table.

*Ordered*, That the Clerk request the concurrence of the Senate in said bill.

98.33 MESSAGE FROM THE PRESIDENT—  
NATIONAL EMERGENCY WITH RESPECT  
TO IRAQ

The SPEAKER pro tempore, Mr. McNULTY, laid before the House a message from the President, which was read as follows:

*To the Congress of the United States:*

Pursuant to the International Emergency Economic Powers Act, as amended (50 U.S.C. 1701 et seq.) (IEEPA), I hereby report that I have issued an Executive Order blocking property of persons determined to have committed, or to pose a significant risk of committing, an act or acts of violence that have the purpose or effect of threatening the peace or stability of Iraq or the Government of Iraq or undermining efforts to promote economic reconstruction and political reform in Iraq or to provide humanitarian assistance to the Iraqi people. I issued this order to take additional steps with respect to the national emergency declared in Executive Order 13303 of May 22, 2003, and expanded in Executive Order 13315 of August 28, 2003, and relied upon for additional steps taken in Executive Order 13350 of July 29, 2004, and Executive Order 13364 of November 29, 2004. In these previous Executive Orders, I ordered various measures to address the unusual and extraordinary threat to the national security and foreign policy of the United States posed by obstacles to the orderly reconstruction of Iraq, the restoration and maintenance of peace and security in that country, and the development of political, administrative, and economic institutions in Iraq.

My new order takes additional steps with respect to the national emergency declared in Executive Order 13303 and expanded in Executive Order 13315 by blocking the property and interests in property of persons determined by the Secretary of the Treasury, in consultation with the Secretary of State and the Secretary of Defense, to have com-

mitted, or to pose a significant risk of committing, an act or acts of violence that have the purpose or effect of threatening the peace or stability of Iraq or the Government of Iraq or undermining efforts to promote economic reconstruction and political reform in Iraq or to provide humanitarian assistance to the Iraqi people. The order further authorizes the Secretary of the Treasury, in consultation with the Secretary of State and the Secretary of Defense, to designate for blocking those persons determined to have materially assisted, sponsored, or provided financial, material, logistical, or technical support for, or goods or services in support of, such an act or acts of violence or any person designated pursuant to this order, or to be owned or controlled by, or to have acted or purported to act for or on behalf of, directly or indirectly, any person whose property and interests in property are blocked pursuant to this order.

I delegated to the Secretary of the Treasury, in consultation with the Secretary of State and the Secretary of Defense, the authority to take such actions, including the promulgation of rules and regulations, and to employ all powers granted to the President by IEEPA as may be necessary to carry out the purposes of my order. I am enclosing a copy of the Executive Order I have issued.

GEORGE W. BUSH.

THE WHITE HOUSE, July 17, 2007.

By unanimous consent, the message, together with the accompanying papers, was referred to the Committee on Foreign Affairs and ordered to be printed (H. Doc. 110-47).

98.34 ORDER OF BUSINESS—  
PROCEEDINGS ON VOTES

On motion of Mr. OBEY, by unanimous consent,

*Ordered*, That during consideration of the bill (H.R. 3043), pursuant to House Resolution 547, the Chair may reduce to two minutes the minimum time for electronic voting under clause 6 of rule XVIII and clauses 8 and 9 of rule XX.

98.35 LABOR, HHS, AND EDUCATION  
APPROPRIATIONS FY 2008

The SPEAKER pro tempore, Mr. McNULTY, pursuant to House Resolution 547 and rule XVIII, declared the House resolved into the Committee of the Whole House on the state of the Union for the consideration of the bill (H.R. 3043) making appropriations for the Departments of Labor, Health and Human Services and Education, and related agencies for the fiscal year ending September 30, 2008, and for other purposes.

The SPEAKER pro tempore, Mr. McNULTY, by unanimous consent, designated Mrs. TAUSCHER as Chairman of the Committee of the Whole; and after some time spent therein,

98.36 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment submitted by Mr. KLINE of Minnesota:

Page 13, line 23, after the dollar amount, insert “(increased by \$2,016,000)”.

Page 25, line 22, after each dollar amount, insert “(reduced by \$3,000,000)”.

It was decided in the { Yeas ..... 186  
negative ..... } Nays ..... 237

98.37 [Roll No. 642]

AYES—186

Aderholt	Fortenberry	Musgrave
Akin	Fortuno	Myrick
Alexander	Fossella	Neugebauer
Bachmann	Fox	Nunes
Bachus	Franks (AZ)	Paul
Baker	Frelinghuysen	Pearce
Barrett (SC)	Galleghy	Pence
Bartlett (MD)	Garrett (NJ)	Peterson (PA)
Barton (TX)	Gerlach	Petri
Bilbray	Gilchrest	Pickering
Bilirakis	Gillmor	Pitts
Bishop (UT)	Gingrey	Platts
Blackburn	Gohmert	Poe
Blunt	Goode	Price (GA)
Boehner	Goodlatte	Pryce (OH)
Bonner	Granger	Putnam
Bono	Graves	Radanovich
Boozman	Hall (TX)	Ramstad
Boren	Hastings (WA)	Regula
Boustany	Hayes	Rehberg
Brady (TX)	Heller	Reichert
Brown (SC)	Hensarling	Renzi
Brown-Waite,	Herger	Reynolds
Ginny	Hobson	Rogers (AL)
Buchanan	Hoekstra	Rogers (KY)
Burgess	Hulshof	Rogers (MI)
Burton (IN)	Hunter	Rohrabacher
Buyer	Inglis (SC)	Ros-Lehtinen
Calvert	Issa	Royce
Camp (MI)	Jindal	Ryan (WI)
Campbell (CA)	Johnson, Sam	Sali
Cannon	Jones (NC)	Schmidt
Cantor	Jordan	Sensenbrenner
Capito	Keller	Sessions
Carter	King (IA)	Shadegg
Castle	King (NY)	Shimkus
Chabot	Kingston	Shuler
Coble	Kline (MN)	Shuster
Cole (OK)	Knollenberg	Simpson
Conaway	Kuhl (NY)	Smith (NE)
Cramer	Lamborn	Smith (TX)
Crenshaw	Latham	Souder
Cubin	LaTourette	Stearns
Davis (KY)	Lewis (CA)	Sullivan
Davis, David	Lewis (KY)	Terry
Davis, Lincoln	Linder	Thornberry
Davis, Tom	Lucas	Tiahrt
Deal (GA)	Lungren, Daniel	Tiberi
Dent	E.	Turner
Diaz-Balart, L.	Mack	Upton
Diaz-Balart, M.	Mahoney (FL)	Walberg
Doolittle	Manzullo	Walden (OR)
Drake	McCarthy (CA)	Walsh (NY)
Dreier	McCaul (TX)	Wamp
Duncan	McCrery	Weldon (FL)
Ehlers	McHenry	Westmoreland
Ellsworth	McIntyre	Whitfield
Emerson	McKeon	Wicker
English (PA)	Mica	Wilson (NM)
Everett	Miller (FL)	Wilson (SC)
Fallin	Miller, Gary	Wolf
Flake	Mitchell	Young (FL)
Forbes	Moran (KS)	

NOES—237

Abercrombie	Braley (IA)	Davis (AL)
Ackerman	Butterfield	Davis (CA)
Allen	Capps	Davis (IL)
Altmire	Capuano	DeFazio
Andrews	Cardoza	DeGette
Arcuri	Carnahan	Delahunt
Baca	Carney	DeLauro
Baird	Carson	Dicks
Baldwin	Castor	Dingell
Barrow	Chandler	Doggett
Bean	Christensen	Donnelly
Becerra	Clarke	Doyle
Berkley	Clay	Ellison
Berman	Cleaver	Emanuel
Berry	Clyburn	Engel
Biggert	Cohen	Eshoo
Bishop (GA)	Conyers	Etheridge
Bishop (NY)	Cooper	Faleomavaega
Blumenauer	Costa	Farr
Boswell	Costello	Fattah
Boucher	Courtney	Ferguson
Boyd (FL)	Crowley	Filner
Boyd (KS)	Cuellar	Frank (MA)
Brady (PA)	Cummings	Giffords

Gillibrand Lynch  
 Gonzalez Maloney (NY)  
 Gordon Markey  
 Green, Al Marshall  
 Green, Gene Matheson  
 Grijalva Matsui  
 Gutierrez McCarthy (NY)  
 Hall (NY) McCollum (MN)  
 Hare McCotter  
 Harman McDermott  
 Hastings (FL) McGovern  
 Herseeth Sandlin McHugh  
 Higgins McNerney  
 Hill McNulty  
 Hinchey Meek (FL)  
 Hinojosa Meeks (NY)  
 Hirono Melancon  
 Hodes Michaud  
 Holden Miller (MI)  
 Holt Miller (NC)  
 Honda Miller, George  
 Hooley Mollohan  
 Hoyer Moore (KS)  
 Inslee Moore (WI)  
 Israel Moran (VA)  
 Jackson (IL) Murphy (CT)  
 Jackson-Lee Murphy, Patrick  
 (TX) Murphy, Tim  
 Jefferson  
 Johnson (GA) Nadler  
 Johnson (IL) Napolitano  
 Johnson, E. B. Neal (MA)  
 Jones (OH) Norton  
 Kagen Oberstar  
 Kanjorski Obey  
 Kaptur Oliver  
 Kennedy Ortiz  
 Kildee Pallone  
 Kilpatrick Pascrell  
 Kind Pastor  
 Kirk Payne  
 Klein (FL) Perlmutter  
 LaHood Peterson (MN)  
 Lampson Pomeroy  
 Langevin Porter  
 Lantos Price (NC)  
 Larsen (WA) Rahall  
 Larson (CT) Reyes  
 Lee Rodriguez  
 Levin Roskam  
 Lewis (GA) Ross  
 Lipinski Rothman  
 LoBiondo Roybal-Allard  
 Loeb sack Ruppertsberger  
 Lofgren, Zoe Rush  
 Lowey Ryan (OH)

NOT VOTING—13

Bordallo Feeny  
 Brown, Corrine Hastert  
 Culberson Kucinich  
 Davis, Jo Ann Marchant  
 Edwards Young (AK)

So the amendment was not agreed to.

¶98.38 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment submitted by Mr. PLATTS:

Page 24, line 22, after the dollar amount, insert the following: "(reduced by \$27,995,000)".

Page 25, line 22, after the first dollar amount, insert the following: "(reduced by \$10,163,000)".

Page 63, line 4, after the first dollar amount, insert the following: "(reduced by \$10,942,000)".

Page 77, line 6, after the dollar amount, insert the following: "(increased by \$50,000,000)".

Page 77, line 7, after the dollar amount, insert the following: "(increased by \$50,000,000)".

Page 92, line 17, after the dollar amount, insert the following: "(reduced by \$900,000)".

It was decided in the { Yeas ..... 174  
 negative ..... } Nays ..... 250

¶98.39 [Roll No. 643]

AYES—174

Aderholt Everett  
 Akin Fallon  
 Alexander Feeney  
 Altmirer Ferguson  
 Bachmann Forbes  
 Bachus Fortenberry  
 Barrow Fortuño  
 Bartlett (MD) Fossella  
 Barton (TX) Foxx  
 Bean Frelinghuysen  
 Biggert Gallegly  
 Bilbray Gerlach  
 Bilirakis Giffords  
 Blunt Gilchrest  
 Boehner Gillibrand  
 Bonner Gingrey  
 Bono Gohmert  
 Boozman Goode  
 Boren Granger  
 Boustany Graves  
 Boyd (KS) Hall (TX)  
 Brady (TX) Hastings (WA)  
 Brown (SC) Hayes  
 Brown-Waite, Heller  
 Ginny Herger  
 Buchanan Herseth Sandlin  
 Burgess Hobson  
 Burston (IN) Holt  
 Buyer Hulshof  
 Calvert Hunter  
 Camp (MI) Issa  
 Cannon Jindal  
 Cantor Johnson (IL)  
 Capito Johnson, Sam  
 Carney Jones (NC)  
 Carter Kanjorski  
 Castle Smith (NE)  
 Chabot King (NY)  
 Cleaver Kingston  
 Coble Knollenberg  
 Cole (OK) Kuhl (NY)  
 Conaway Langevin  
 Cubin LaTourette  
 Cuellar Lewis (CA)  
 Davis (KY) Lewis (KY)  
 Davis, David Linder  
 Davis, Lincoln LoBiondo  
 Dent Lucas  
 Diaz-Balart, L. Lungren, Daniel  
 Diaz-Balart, M. E.  
 Donnelly Mahoney (FL)  
 Doolittle Marchant  
 Drake Marshall  
 Dreier Matheson  
 Duncan McCarthy (CA)  
 Ehlers McCaul (TX)  
 Ellsworth McCrery  
 Emerson McHenry  
 English (PA) McHugh

NOES—250

Abercrombie Chandler  
 Ackerman Christensen  
 Allen Clarke  
 Andrews Clay  
 Arcuri Clyburn  
 Baca Cohen  
 Baird Conyers  
 Baker Cooper  
 Baldwin Costa  
 Barrett (SC) Costello  
 Becerra Courtney  
 Berkley Cramer  
 Berman Crenshaw  
 Berry Crowley  
 Bishop (GA) Cummings  
 Bishop (NY) Davis (AL)  
 Bishop (UT) Davis (CA)  
 Blackburn Davis (IL)  
 Blumenauer Davis, Tom  
 Boswell Deal (GA)  
 Boucher DeFazio  
 Boyd (FL) DeGette  
 Brady (PA) Delahunt  
 Braley (IA) DeLauro  
 Butterfield Dicks  
 Campbell (CA) Dingell  
 Capps Doggett  
 Capuano Doyle  
 Cardoza Ellison  
 Carnahan Emanuel  
 Carson Engel  
 Castor Eshoo

Hoyer Miller (FL)  
 Inglis (SC) Miller (MI)  
 Inslee Miller (NC)  
 Israel Miller, Gary  
 Jackson (IL) Miller, George  
 Jackson-Lee Mitchell  
 (TX) Mollohan  
 Jefferson Moore (KS)  
 Johnson (GA) Moore (WI)  
 Johnson, E. B. Moran (VA)  
 Jones (OH) Murphy (CT)  
 Jordan Murtha  
 Kagen Musgrave  
 Kaptur Myrick  
 Kennedy Nadler  
 Kildee Napolitano  
 Kilpatrick Neal (MA)  
 Kind Norton  
 King (IA) Oberstar  
 Kirk Obey  
 Klein (FL) Oliver  
 Kline (MN) Ortiz  
 LaHood Pallone  
 Lamborn Pascrell  
 Lampson Pastor  
 Lantos Payne  
 Larsen (WA) Pence  
 Larson (CT) Perlmutter  
 Latham Peterson (MN)  
 Lee Poe  
 Levin Pomeroy  
 Lewis (GA) Price (GA)  
 Lipinski Price (NC)  
 Loeb sack Rahall  
 Lofgren, Zoe Reyes  
 Lowey Rodriguez  
 Lynch Rohrabacher  
 Mack Roskam  
 Maloney (NY) Ross  
 Manzullo Rothman  
 Markey Roybal-Allard  
 Matsui Royce  
 McCarthy (NY) Ruppertsberger  
 McCollum (MN) Rush  
 McCotter Ryan (OH)  
 McDermott Salazar  
 McGovern Sánchez, Linda  
 McIntyre T.  
 McNulty Sanchez, Loretta  
 Meek (FL) Sarbanes  
 Meeks (NY) Saxton  
 Melancon Schakowsky  
 Michaud Schiff

NOT VOTING—12

Bordallo Hastert  
 Brown, Corrine Kucinich  
 Culberson McMorris  
 Davis, Jo Ann Rodgers  
 Edwards Mica  
 Rangel  
 Tancredo  
 Young (AK)

So the amendment was not agreed to.

¶98.40 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment submitted by Mr. MARCHANT:

Page 25, line 22, after each dollar amount, insert "(reduced by \$58,419,000)".

It was decided in the { Yeas ..... 149  
 negative ..... } Nays ..... 277

¶98.41 [Roll No. 644]

AYES—149

Aderholt Burgess  
 Akin Burton (IN)  
 Alexander Buyer  
 Bachmann Calvert  
 Bachus Camp (MI)  
 Baker Campbell (CA)  
 Barrett (SC) Cannon  
 Bartlett (MD) Cantor  
 Barton (TX) Carter  
 Bilbray Chabot  
 Bilirakis Coble  
 Bishop (UT) Cole (OK)  
 Blackburn Conaway  
 Blunt Crenshaw  
 Boehner Cubin  
 Hirono Davis (KY)  
 Hodes Davis, David  
 Bono Goode  
 Boustany Davis, Tom  
 Brady (TX) Deal (GA)  
 Brown (SC) Diaz-Balart, M.  
 Buchanan Doolittle



Hall (TX) McCaul (TX) Royce  
 Hastings (WA) McCreary Ryan (WI)  
 Hayes McHenry Sali  
 Heller McKeon Schmidt  
 Hensarling McMorris Sensenbrenner  
 Herger Rodgers Sessions  
 Hoekstra Mica Shadegg  
 Hulshof Miller (FL) Shuster  
 Inglis (SC) Miller, Gary Smith (NE)  
 Issa Musgrave Smith (TX)  
 Jindal Myrick Souder  
 Johnson, Sam Neugebauer Stearns  
 Jordan Nunes Sullivan  
 Keller Paul Taylor  
 King (IA) Pearce Terry  
 Kingston Pence Thornberry  
 Kline (MN) Petri Tiahrt  
 Knollenberg Pickering Tiberi  
 Kuhl (NY) Pitts Upton  
 Lamborn Poe Walberg  
 Latham Price (GA) Walden (OR)  
 Lewis (KY) Putnam Wamp  
 Linder Radanovich Weldon (FL)  
 Lucas Ramstad Westmoreland  
 Lungren, Daniel Rehberg Reynolds  
 E. Rogers (AL) Whitfield  
 Mack Rogers (KY) Wicker  
 Manzullo Rogers (MI) Wilson (SC)  
 Marchant Rogers (MI) Wolf  
 McCarthy (CA) Rohrabacher

NOES—277

Abercrombie Donnelly LaHood  
 Ackerman Doyle Lampson  
 Allen Ellison Langevin  
 Altmire Ellsworth Lantos  
 Andrews Emanuel Larsen (WA)  
 Arcuri Emerson Larson (CT)  
 Baca Engel LaTourette  
 Baird English (PA) Lee  
 Baldwin Eshoo Levin  
 Barrow Etheridge Lewis (CA)  
 Bean Faleomavaega Lewis (GA)  
 Becerra Farr Lipinski  
 Berkeley Fattah LoBiondo  
 Berman Ferguson Loeb sack  
 Berry Filner Lofgren, Zoe  
 Biggert Forbes Lowey  
 Bishop (GA) Fortenberry Lynch  
 Bishop (NY) Frank (MA) Mahoney (FL)  
 Blumenauer Gerlach Maloney (NY)  
 Boozman Giffords Markey  
 Boren Gilchrist Marshall  
 Boswell Gillibrand Matheson  
 Boucher Gillmor Matsui  
 Boyd (FL) Gonzalez McCarthy (NY)  
 Boyda (KS) Gordon McCollum (MN)  
 Brady (PA) Green, Al McCotter  
 Braley (IA) Green, Gene McDermott  
 Brown-Waite, Grijalva McGovern  
 Ginny Gutierrez McHugh  
 Butterfield Hall (NY) McIntyre  
 Capito Hare McNERNEY  
 Capps Harman McNulty  
 Capuano Hastings (FL) Meek (FL)  
 Cardoza Herseth Sandlin Meeks (NY)  
 Carnahan Higgins Melancon  
 Carney Hill Michaud  
 Carson Hinchey Miller (MI)  
 Castle Hinojosa Miller (NC)  
 Castor Hirono Miller, George  
 Chandler Hobson Mitchell  
 Christensen Hodes Mollohan  
 Clarke Holden Moore (KS)  
 Clay Holt Moore (WI)  
 Cleaver Honda Moran (KS)  
 Clyburn Hooley Moran (VA)  
 Cohen Hoyer Murphy (CT)  
 Conyers Hunter Murphy, Patrick  
 Cooper Inslee Murphy, Tim  
 Costa Israel Murtha  
 Costello Jackson (IL) Nadler  
 Courtney Jackson-Lee Napolitano  
 Cramer (TX) Neal (MA)  
 Crowley Jefferson Norton  
 Cuellar Johnson (GA) Oberstar  
 Cummings Johnson (IL) Obey  
 Davis (AL) Johnson, E. B. Olver  
 Davis (CA) Jones (NC) Ortiz  
 Davis (IL) Jones (OH) Pallone  
 Davis, Lincoln Kagen Pascrell  
 DeFazio Kanjorski Pastor  
 DeGette Kaptur Payne  
 Delahunt Kennedy Perlmutter  
 DeLauro Kildee Peterson (MN)  
 Dent Kilpatrick Peterson (PA)  
 Diaz-Balart, L. Kind Platts  
 Dicks King (NY) Pomeroy  
 Dingell Kirk Porter  
 Doggett Klein (FL) Price (NC)

Pryce (OH) Serrano Turner  
 Rahall Sestak Udall (CO)  
 Regula Shays Udall (NM)  
 Reichert Shea-Porter Van Hollen  
 Renzi Sherman Velázquez  
 Reyes Shimkus Visclosky  
 Rodriguez Shuler Walsh (NY)  
 Ros-Lehtinen Simpson Walz (MN)  
 Roskam Sires Wasserman  
 Ross Skelton Schultz  
 Rothman Slaughter Waters  
 Roybal-Allard Smith (NJ) Watson  
 Ruppertsberger Smith (WA) Watt  
 Rush Snyder Waxman  
 Ryan (OH) Solis Weiner  
 Salazar Space Welch (VT)  
 Sánchez, Linda Spratt Weller  
 T. Stark Wexler  
 Sanchez, Loretta Stupak  
 Sarbanes Sutton Wilson (NM)  
 Saxton Tanner Wilson (OH)  
 Schakowsky Tauscher Woolsey  
 Schiff Thompson (CA) Wu  
 Schwartz Thompson (MS) Wynn  
 Scott (GA) Tierney Yarmuth  
 Scott (VA) Towns Young (FL)

NOT VOTING—10

Bordallo Edwards Tancredo  
 Brown, Corrine Hastert Young (AK)  
 Cuberson Kucinich  
 Davis, Jo Ann Rangel

So the amendment was not agreed to.

98.42 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment submitted by Mr. JINDAL:

Page 25, line 22, after the first dollar amount insert “(reduced by \$50,000,000)”.

Page 38, line 18, after the aggregate dollar amount insert “(increased by \$50,000,000)”.

It was decided in the { Yeas ..... 183  
 negative ..... Nays ..... 243

98.43 [Roll No. 645]

AYES—183

Aderholt Diaz-Balart, M. Kingston  
 Akin Doolittle Kirk  
 Alexander Drake Kline (MN)  
 Bachmann Dreier Knollenberg  
 Baker Duncan Kuhl (NY)  
 Barrett (SC) Ehlers Lamborn  
 Barrow Engel Lamborn  
 Bartlett (MD) English (PA) Latham  
 Barton (TX) Everett Lewis (CA)  
 Biggert Fallin Lewis (KY)  
 Bilbray Feeney Linder  
 Bilirakis Flake Lucas  
 Bishop (UT) Forbes Lungren, Daniel  
 Blackburn Fortuño Mack  
 Blunt Possella Manzullo  
 Boehner Foxx Marchant  
 Bonner Franks (AZ) Marshall  
 Bono Gallegly Matheson  
 Boren Garrett (NJ) McCarthy (CA)  
 Boustany Gerlach McCaul (TX)  
 Boyd (KS) Gillibrand McCreary  
 Brady (TX) Gingrey McHenry  
 Brown (SC) Gohmert McKeon  
 Brown-Waite, Goode McMorris  
 Ginny Goodlatte Rodgers  
 Buchanan Granger McNERNEY  
 Burgess Graves Melancon  
 Burton (IN) Green, Gene Mica  
 Buyer Hall (TX) Miller (FL)  
 Calvert Harman Miller, Gary  
 Camp (MI) Hastings (WA) Mitchell  
 Campbell (CA) Hayes Moran (KS)  
 Cannon Heller Musgrave  
 Cantor Hensarling Myrick  
 Carney Herger Neugebauer  
 Carter Hoekstra Nunes  
 Chabot Hulshof Paul  
 Coble Hunter Pearce  
 Cole (OK) Inglis (SC) Pence  
 Conaway Issa Peterson (PA)  
 Cubin Jindal Petri  
 Cuellar Johnson, Sam Pickering  
 Davis, David Jones (NC) Pitts  
 Davis, Tom Jordan Platts  
 Deal (GA) Keller Poe  
 Dent King (IA) Porter  
 Diaz-Balart, L. King (NY) Price (GA)

Putnam Radanovich Sensenbrenner  
 Sessions Tiberi  
 Shadegg Tipton  
 Shuler Walberg  
 Shuster Walden (OR)  
 Smith (NE) Wamp  
 Smith (TX) Weldon (FL)  
 Souder Weller  
 Space Westmoreland  
 Stearns Whitfield  
 Sullivan Wicker  
 Ryan (WI) Tanner Wilson (NM)  
 Sali Taylor Wilson (SC)  
 Schmidt Terry Wolf  
 Schwartz Thornberry Young (FL)

NOES—243

Abercrombie Green, Al Norton  
 Ackerman Grijalva Oberstar  
 Allen Gutierrez Obey  
 Altmire Hall (NY) Olver  
 Andrews Hare Ortiz  
 Arcuri Hastings (FL) Pallone  
 Baca Herseth Sandlin Pascrell  
 Bachus Higgins Pastor  
 Baird Hill Payne  
 Baldwin Hinchey Perlmutter  
 Bean Hinojosa Peterson (MN)  
 Becerra Hirono Pomeroy  
 Berkeley Hobson Price (NC)  
 Berman Hodes Pryce (OH)  
 Berry Holden Rahall  
 Bishop (GA) Holt Regula  
 Bishop (NY) Honda Rehberg  
 Blumenauer Hooley Reyes  
 Boozman Hoyer Rodriguez  
 Boswell Inslee Ros-Lehtinen  
 Boucher Israel Roskam  
 Boyd (FL) Jackson (IL) Ross  
 Brady (PA) Jackson-Lee Rothman  
 Braley (IA) (TX) Roybal-Allard  
 Butterfield Jefferson Ruppertsberger  
 Capito Johnson (GA) Rush  
 Capps Johnson (IL) Ryan (OH)  
 Capuano Johnson, E. B. Salazar  
 Cardoza Cardoza Sánchez, Linda  
 Carnahan Jones (OH) T.  
 Kagen Sanchez, Loretta  
 Carson Kanjorski Sarbanes  
 Castle Kaptur Saxton  
 Castor Kennedy Schakowsky  
 Chandler Kildee Schiff  
 Christensen Kilpatrick Scott (GA)  
 Clarke Kind Scott (VA)  
 Clay Klein (FL) Serrano  
 Cleaver LaHood Sestak  
 Clyburn Lampson Shays  
 Cohen Langevin Shea-Porter  
 Conyers Lantos Sherman  
 Cooper Larsen (WA) Shimkus  
 Costa Larson (CT) Simpson  
 Costello LaTourette Sires  
 Courtney Lee Skelton  
 Cramer Levin Slaughter  
 Crenshaw Lewis (GA) Smith (NJ)  
 Crowley Lipinski Smith (WA)  
 Cummings LoBiondo Snyder  
 Davis (AL) Loeb sack  
 Davis (CA) Lofgren, Zoe Solis  
 Davis (IL) Lowey Spratt  
 Davis, Lincoln Davis (KY) Lynch  
 Davis, Lincoln Mahoney (FL)  
 DeFazio Maloney (NY) Stupak  
 DeGette Markey Sutton  
 Delahunt Matsui Tauscher  
 DeLauro McCarthy (NY) Thompson (CA)  
 Dicks McCollum (MN) Thompson (MS)  
 Dingell McCotter Tierney  
 Doggett McDermott Towns  
 Donnelly Turner  
 Doyle McGovern Udall (CO)  
 Ellison McHugh Udall (NM)  
 Ellsworth McIntyre Van Hollen  
 Emanuel McNulty Velázquez  
 Emerson Meek (FL) Visclosky  
 Eshoo Meeks (NY) Walsh (NY)  
 Etheridge Michaud Walz (MN)  
 Faleomavaega Miller (MI) Wasserman  
 Farr Miller (NC) Schultz  
 Fattah Miller, George Waters  
 Ferguson Mollohan Watson  
 Filner Moore (KS) Watt  
 Fortenberry Moore (WI) Waxman  
 Frank (MA) Moran (VA) Weiner  
 Frelinghuysen Murphy (CT) Welch (VT)  
 Giffords Murphy, Patrick Wexler  
 Gilchrist Murphy, Tim Wilson (OH)  
 Gillmor Murtha Woolsey  
 Gonzalez Nadler Wu  
 Gordon Napolitano Wynn  
 Neal (MA) Yarmuth

NOT VOTING—10

Bordallo	Edwards	Tancredo
Brown, Corrine	Hastert	Young (AK)
Culberson	Kucinich	
Davis, Jo Ann	Rangel	

So the amendment was not agreed to.

¶98.44 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment numbered 5, submitted by Mr. SESSIONS:

Strike section 111.

It was decided in the { Yeas ..... 173  
negative ..... } Nays ..... 251

¶98.45 [Roll No. 646]

AYES—173

Aderholt	Foxx	Myrick
Akin	Franks (AZ)	Neugebauer
Alexander	Frelinghuysen	Nunes
Bachmann	Galleghy	Paul
Bachus	Garrett (NJ)	Pearce
Baker	Gilchrest	Pence
Barrett (SC)	Gillmor	Peterson (PA)
Bartlett (MD)	Gingrey	Petri
Barton (TX)	Gohmert	Pickering
Biggart	Goode	Pitts
Bilbray	Goodlatte	Poe
Bilirakis	Granger	Price (GA)
Bishop (UT)	Graves	Pryce (OH)
Blackburn	Hall (TX)	Putnam
Blunt	Hastings (WA)	Radanovich
Boehner	Hayes	Ramstad
Bonner	Heller	Regula
Bono	Hensarling	Rehberg
Boozman	Herger	Reichert
Boustany	Hobson	Renzi
Brady (TX)	Hoekstra	Reynolds
Brown (SC)	Hulshof	Rogers (AL)
Brown-Waite,	Hunter	Rogers (KY)
Ginny	Inglis (SC)	Rogers (MI)
Buchanan	Issa	Rohrabacher
Burgess	Jindal	Royce
Burton (IN)	Johnson, Sam	Ryan (WI)
Buyer	Jones (NC)	Sali
Calvert	Jordan	Schmidt
Camp (MI)	Keller	Sensenbrenner
Campbell (CA)	King (IA)	Sessions
Cannon	King (NY)	Shadegg
Cantor	Kingston	Shays
Carter	Kirk	Shuster
Chabot	Kline (MN)	Simpson
Coble	Knollenberg	Smith (NE)
Cole (OK)	Kuhl (NY)	Smith (TX)
Conaway	Lamborn	Souder
Crenshaw	Latham	Stearns
Cubin	Lewis (CA)	Sullivan
Davis (KY)	Lewis (KY)	Terry
Davis, David	Linder	Thornberry
Deal (GA)	Lucas	Tiahrt
Dent	Lungren, Daniel	Tiberi
Diaz-Balart, L.	E.	Turner
Diaz-Balart, M.	Mack	Upton
Doolittle	Manzullo	Walberg
Drake	Marchant	Walden (OR)
Dreier	McCarthy (CA)	Walsh (NY)
Duncan	McCrary	Wamp
Ehlers	McHenry	Weldon (FL)
Everett	McKeon	Weller
Fallin	McMorris	Westmoreland
Feehey	Rodgers	Whitfield
Flake	Mica	Wicker
Forbes	Miller (FL)	Wilson (NM)
Fortenberry	Miller, Gary	Wilson (SC)
Fortuño	Moran (KS)	Young (FL)
Fossella	Musgrave	

NOES—251

Abercrombie	Bishop (GA)	Carnahan
Ackerman	Bishop (NY)	Carney
Allen	Blumenauer	Carson
Altmire	Boren	Castle
Andrews	Boswell	Castor
Arcuri	Boucher	Chandler
Baca	Boyd (FL)	Christensen
Baird	Boyda (KS)	Clarke
Baldwin	Brady (PA)	Clay
Barrow	Braley (IA)	Cleaver
Bean	Butterfield	Clyburn
Becerra	Capito	Cohen
Berkley	Capps	Conyers
Berman	Capuano	Cooper
Berry	Cardoza	Costa

Costello	Kanjorski	Porter
Courtney	Kaptur	Price (NC)
Cramer	Kennedy	Rahall
Crowley	Kildee	Reyes
Cuellar	Kilpatrick	Rodriguez
Cummings	Kind	Ros-Lehtinen
Davis (AL)	Klein (FL)	Roskam
Davis (CA)	LaHood	Ross
Davis (IL)	Lampson	Rothman
Davis, Lincoln	Langevin	Roybal-Allard
Davis, Tom	Lantos	Ruppersberger
DeFazio	Larsen (WA)	Rush
DeGette	Larson (CT)	Ryan (OH)
DeLahunt	LaTourette	Salazar
DeLauro	Lee	Sánchez, Linda
Dicks	Levin	T.
Dingell	Lewis (GA)	Sanchez, Loretta
Doggett	Lipinski	Sarbanes
Donnelly	LoBiondo	Saxton
Doyle	Loebsock	Schakowsky
Ellison	Lofgren, Zoe	Schiff
Ellsworth	Lowe	Schwartz
Emanuel	Lynch	Scott (GA)
Emerson	Mahoney (FL)	Scott (VA)
Engel	Maloney (NY)	Serrano
English (PA)	Markey	Sestak
Eshoo	Marshall	Shea-Porter
Etheridge	Matheson	Sherman
Faleomavaega	Matsui	Shimkus
Farr	McCarthy (NY)	Shuler
Fattah	McCollum (MN)	Sires
Ferguson	McCotter	Skelton
Finler	McDermott	Slaughter
Frank (MA)	McGovern	Smith (NJ)
Gerlach	McHugh	Smith (WA)
Giffords	McIntyre	Snyder
Gillibrand	McNerney	Solis
Gonzalez	McNulty	Space
Gordon	Meek (FL)	Spratt
Green, Al	Meeke (NY)	Stark
Green, Gene	Melancon	Stupak
Grijalva	Michaud	Sutton
Gutierrez	Miller (MI)	Tanner
Hall (NY)	Miller (NC)	Tauscher
Hare	Miller, George	Taylor
Harman	Mitchell	Thompson (CA)
Hastings (FL)	Mollohan	Thompson (MS)
Herseth Sandlin	Moore (KS)	Tierney
Higgins	Moore (WI)	Towns
Hill	Moran (VA)	Udall (CO)
Hinchee	Murphy (CT)	Udall (NM)
Hinojosa	Murphy, Patrick	Van Hollen
Hirono	Murphy, Tim	Velázquez
Hodes	Murtha	Visclosky
Holden	Nadler	Walz (MN)
Holt	Napolitano	Wasserman
Honda	Neal (MA)	Schultz
Houley	Norton	Watson
Hoyer	Oberstar	Watt
Inslee	Obey	Waxman
Israel	Olver	Weiner
Jackson (IL)	Ortiz	Welch (VT)
Jackson-Lee	Pallone	Wexler
(TX)	Pascrell	Wilson (OH)
Jefferson	Pastor	Wolf
Johnson (GA)	Payne	Woolsey
Johnson (IL)	Perlmutter	Wu
Johnson, E. B.	Peterson (MN)	Wynn
Jones (OH)	Platts	Yarmuth
Kagen	Pomeroy	

NOT VOTING—12

Bordallo	Edwards	Rangel
Brown, Corrine	Hastert	Tancredo
Culberson	Kucinich	Waters
Davis, Jo Ann	McCaul (TX)	Young (AK)

So the amendment was not agreed to. The SPEAKER pro tempore, Mr. WALZ of Minnesota, assumed the Chair.

When Mrs. TAUSCHER, Chairman, reported that the Committee, having had under consideration said bill, had come to no resolution thereon.

¶98.46 BOARD OF DIRECTORS OF THE VIETNAM EDUCATION FOUNDATION

The SPEAKER pro tempore, Mr. WALZ of Minnesota, pursuant to section 205(a) of the Vietnam Education Foundation Act of 2000 (Public Law 106-554) and the order of the House of January 4, 2007, announced the Speaker appointed the following Members of the House to the Board of Directors of the

Vietnam Education Foundation: upon the recommendation of the Majority Leader: Mr. BLUMENAUER of Oregon; and upon the recommendation of the Minority Leader: Mr. PITTS of Pennsylvania.

Ordered, That the Clerk notify the Senate of the foregoing appointments.

¶98.47 APPROVAL OF THE JOURNAL— UNFINISHED BUSINESS

The SPEAKER pro tempore, Mr. WALZ of Minnesota, pursuant to clause 8, rule XX, announced the unfinished business to be the question on agreeing to the Chair's approval of the Journal of Monday, July 16, 2007.

The question being put, viva voce, Will the House agree to the Chair's approval of said Journal?

The SPEAKER pro tempore, Mr. WALZ of Minnesota, announced that the yeas had it.

So the Journal was approved.

¶98.48 SENATE CONCURRENT RESOLUTION REFERRED

Concurrent resolutions of the Senate of the following titles were taken from the Speaker's table and, under the rule, referred as follows:

S. Con. Res. 27. A concurrent resolution supporting the goals and ideals of "National Purple Heart Recognition Day"; to the Committee on Armed Services.

S. Con. Res. 41. A concurrent resolution commending the 1st Brigade Combat Team/34th Infantry Division of the Minnesota National Guard upon its completion of the longest continuous deployment of any United States military unit during Operation Iraqi Freedom; to the Committee on Armed Services.

¶98.49 LEAVE OF ABSENCE

By unanimous consent, leave of absence was granted—

To Ms. Corrine BROWN of Florida, for July 16 and balance of the week; and

To Ms. BORDALLO, for today and balance of the week.

And then,

¶98.50 ADJOURNMENT

On motion of Mr. BURGESS, at midnight, the House adjourned.

¶98.51 REPORTS OF COMMITTEES ON PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XIII, reports of committees were delivered to the Clerk for printing and reference to the proper calendar, as follows:

Mr. OBEY: Committee on Appropriations. Report on the Revised Suballocation of Budget Allocations for Fiscal Year 2008 (Rept. 110-236). Referred to the Committee of the Whole House on the state of the Union.

¶98.52 PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XII, public bills and resolutions were introduced and severally referred, as follows:

By Mr. RANGEL (for himself, Mr. LEVIN, Mr. McDERMOTT, Mr. LEWIS of Georgia, Mr. BLUMENAUER, Mr. VAN HOLLEN, Mr. MEEK of Florida, Mr. LARSON of Connecticut, Mr. POMEROY, and Mr. CROWLEY):

H.R. 3056. A bill to amend the Internal Revenue Code of 1986 to repeal the authority of the Internal Revenue Service to use private debt collection companies, to delay implementation of withholding taxes on government contractors, to revise the tax rules on expatriation, and for other purposes; to the Committee on Ways and Means.

By Mr. POMEROY (for himself, Mr. LARSON of Connecticut, and Mr. ENGLISH of Pennsylvania):

H.R. 3057. A bill to amend title XVIII of the Social Security Act to ensure and foster continued patient quality of care by establishing facility and patient criteria for long-term care hospitals and related improvements under the Medicare Program; to the Committee on Ways and Means.

By Mr. DEFAZIO (for himself, Mr. RAHALL, Mr. THOMPSON of California, Mr. BAIRD, Ms. HOOLEY, Mr. MATHE-SON, and Mr. BLUMENAUER):

H.R. 3058. A bill to amend chapter 69 of title 31, United States Code, to provide full payments under such chapter to units of general local government in which entitlement land is located, to provide transitional payments during fiscal years 2008 through 2012 to those States and counties previously entitled to payments under the Secure Rural Schools and Community Self-Determination Act of 2000, and for other purposes; to the Committee on Natural Resources, and in addition to the Committee on Agriculture, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. BARTON of Texas (for himself, Mr. HASTERT, Mr. BLUNT, Mr. PUTNAM, Mr. STEARNS, Mr. DEAL of Georgia, Mrs. CUBIN, Mr. SHADEGG, Mr. BUYER, Mr. RADANOVICH, Mr. WALDEN of Oregon, Mr. SULLIVAN, Mr. BURGESS, Mr. GILLMOR, Mr. SESSIONS, Mr. WHITFIELD, Mr. PITTS, Mrs. BLACKBURN, Mr. SHIMKUS, Mr. HALL of Texas, Mr. SMITH of Texas, Mr. CONAWAY, Mr. GOHMERT, and Mr. MCCAUL of Texas):

H.R. 3059. A bill to increase the corporate average fuel economy standards for automobiles, and for other purposes; to the Committee on Energy and Commerce.

By Mr. BOREN (for himself and Mr. HALL of Texas):

H.R. 3060. A bill to amend the Public Health Service Act, the Employee Retirement Income Security Act of 1974, the Internal Revenue Code of 1986, and title 5, United States Code, to require that group and individual health insurance coverage and group health plans and Federal employees health benefit plans provide coverage of colorectal cancer screening; to the Committee on Energy and Commerce, and in addition to the Committees on Ways and Means, Education and Labor, and Oversight and Government Reform, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. DOGGETT (for himself, Mr. ABERCROMBIE, Mr. ALLEN, Mr. DAVIS of Illinois, Mr. EMANUEL, Mr. ENGEL, Mr. AL GREEN of Texas, Mr. HINCHEY, Ms. KAPTUR, Mr. LARSON of Connecticut, Ms. MCCOLLUM of Minnesota, Mr. MCDERMOTT, and Mr. STARK):

H.R. 3061. A bill to amend title XVIII of the Social Security Act to require that Medicare prescription drug plans using formularies cover all drugs included in 6 specified therapeutic categories, to establish protective requirements for coverage determinations, reconsiderations, and appeals related to such drugs, and to require annual reports on such

determinations, reconsiderations, and appeals; to the Committee on Energy and Commerce, and in addition to the Committee on Ways and Means, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. FALEOMAVAEGA:

H.R. 3062. A bill to authorize appropriations to provide for South Pacific exchanges, provide technical and other assistance to countries in the Pacific region through the United States Agency for International Development, and authorize appropriations to provide Fulbright Scholarships for Pacific Island students; to the Committee on Foreign Affairs.

By Mrs. GILLIBRAND:

H.R. 3063. A bill to revise the boundary of Martin Van Buren National Historic Site, and for other purposes; to the Committee on Natural Resources.

By Mr. GRAVES:

H.R. 3064. A bill to suspend certain non-essential visas, in order to provide temporary workload relief critical to the successful reorganization of the immigration and naturalization functions of the Department of Homeland Security, to ensure that the screening and monitoring of arriving immigrants and nonimmigrants, and the deterrence of entry and settlement by illegal or unauthorized aliens, is sufficient to maintain the integrity of the sovereign borders of the United States, and for other purposes; to the Committee on the Judiciary.

By Mr. HALL of New York:

H.R. 3065. A bill to amend title 38 United States Code, to modify the rate of reimbursement of State and local agencies administering veterans education benefits; to the Committee on Veterans' Affairs.

By Mr. HARE (for himself and Mr. JOHNSON of Illinois):

H.R. 3066. A bill to permit pass-through payment for reasonable costs of certified registered nurse anesthetist services in critical access hospitals notwithstanding the reclassification of such hospitals as urban hospitals, including hospitals located in "Lugar counties", and for on-call and standby costs for such services; to the Committee on Ways and Means.

By Mr. NEUGEBAUER:

H.R. 3067. A bill to amend the United States Housing Act of 1937 to exempt small public housing agencies from the requirement of preparing an annual public housing agency plan; to the Committee on Financial Services.

By Ms. NORTON:

H.R. 3068. A bill to prohibit the award of contracts to provide guard services under the contract security guard program of the Federal Protective Service to a business concern that is owned, controlled, or operated by an individual who has been convicted of a felony; to the Committee on Transportation and Infrastructure.

By Mr. NUNES (for himself and Mr. COSTA):

H.R. 3069. A bill to reaffirm and clarify the Federal relationship of the Dunlap Band of Mono Indians as a distinct federally recognized Indian Tribe; to the Committee on Natural Resources.

By Mr. PETERSON of Minnesota:

H.R. 3070. A bill to amend title 38, United States Code, to authorize additional compensation to be paid to certain veterans in receipt of compensation for a service-connected disability rated totally disabling for whom a family member dependent on the veteran for support provides care; to the Committee on Veterans' Affairs.

By Mr. THOMPSON of California (for himself, Mr. MURTHA, Mr. GEORGE MILLER of California, and Ms. MATSUI):

H.R. 3071. A bill to require the immediate redeployment of United States Armed Forces from Iraq; to the Committee on Armed Services, and in addition to the Committee on Foreign Affairs, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. UDALL of Colorado (for himself, Ms. DEGETTE, Mr. TANCREDO, Mrs. MUSGRAVE, Mr. SALAZAR, Mr. PERLMUTTER, and Mr. LAMBORN):

H.R. 3072. A bill to reduce the risks to Colorado communities and water supplies from severe wildfires, especially in areas affected by insect infestations, to provide model legislation that may be applied to other States experiencing similar insect infestations or other forest-related problems, and for other purposes; to the Committee on Natural Resources, and in addition to the Committees on Agriculture, Ways and Means, Transportation and Infrastructure, and Science and Technology, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. MARSHALL (for himself, Mr. ROSKAM, Mr. FRANK of Massachusetts, and Mr. BACHUS):

H. Res. 552. A resolution calling on the Government of the People's Republic of China to remove barriers to United States financial services firms doing business in China; to the Committee on Financial Services.

By Ms. EDDIE BERNICE JOHNSON of Texas (for herself, Mr. HALL of Texas, Mr. ORTIZ, Mr. BARTON of Texas, Ms. PELOSI, Mr. HOYER, Mr. REYES, Mr. CARTER, Mr. EDWARDS, Mr. SMITH of Texas, Mr. LAMPSON, Mr. POE, Mr. GONZALEZ, Mr. GOHMERT, Ms. JACKSON-LEE of Texas, Mr. SAM JOHNSON of Texas, Mr. HINOJOSA, Mr. SESSIONS, Mr. DOGGETT, Mr. MCCAUL of Texas, Mr. RODRIGUEZ, Mr. BURGESS, Mr. GENE GREEN of Texas, Mr. CUELLAR, Ms. GRANGER, Mr. THORNBERRY, Mr. AL GREEN of Texas, Mr. GEORGE MILLER of California, Ms. DELAURO, Mr. DICKS, Mrs. CAPPS, Ms. MCCOLLUM of Minnesota, Mr. CONAWAY, Mrs. MALONEY of New York, Mr. MCCOTTER, Mr. SCHIFF, Mr. SERRANO, Mr. KIND, Ms. KAPTUR, Ms. LINDA T. SANCHEZ of California, Mr. MICHAUD, Mr. CUMMINGS, Mr. KILDEE, Ms. BORDALLO, Mr. UDALL of New Mexico, Mr. MCNULTY, Ms. LEE, Mr. VAN HOLLEN, Mr. JEFFERSON, Mr. HOLT, Mr. MCHUGH, Mrs. MCCARTHY of New York, Mr. FARR, and Mr. ALTMIRE):

H. Res. 553. A resolution mourning the passing of former First Lady, Lady Bird Johnson, and celebrating her life and contributions to the people of the United States; to the Committee on Oversight and Government Reform.

By Ms. LEE (for herself, Ms. WOOLSEY, Ms. MCCOLLUM of Minnesota, Ms. CORRINE BROWN of Florida, Mr. BUTTERFIELD, Mrs. JONES of Ohio, Mr. RANGEL, Mr. BISHOP of Georgia, Mr. HASTINGS of Florida, Mr. GRIJALVA, Mr. RUSH, Mr. MCDERMOTT, Ms. EDDIE BERNICE JOHNSON of Texas, Ms. KILPATRICK, Mr. HINCHEY, Mr. MEEK of Florida, Mr. MEEKS of New York, Ms. JACKSON-LEE of Texas, Mr. DAVIS of Illinois, Mr. LARSON of Connecticut, Mr. BACA, Mrs. NAPOLITANO, Mr. LOEBSACK, Mr. NADLER, Mr. HONDA, Mr. CUMMINGS, Mr. ELLISON, Mrs. TAUSCHER, Mr. CARDOZA, Mr. HILL,

Ms. WATSON, Ms. SOLIS, Mr. MORAN of Virginia, Mr. SCHIFF, Ms. MOORE of Wisconsin, Mr. THOMPSON of Mississippi, Ms. CLARKE, Mr. TOWNS, Ms. SCHAKOWSKY, Ms. LORETTA SANCHEZ of California, Ms. NORTON, Mrs. CAPPS, Mrs. CHRISTENSEN, Mr. DICKS, Mr. FATTAH, Mr. MCGOVERN, Mr. McNULTY, Mr. PAYNE, Mr. CLEAVER, Mr. CLYBURN, Mr. JACKSON of Illinois, Mr. SERRANO, Mr. ARCURI, Mrs. DAVIS of California, Mr. FRANK of Massachusetts, and Ms. WATERS):

H. Res. 554. A resolution supporting the goals and ideals of National Passport Month; to the Committee on Oversight and Government Reform.

98.53 ADDITIONAL SPONSORS

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

H.R. 23: Mr. TANCREDO, Ms. MOORE of Wisconsin, Mr. MCHUGH, Mrs. EMERSON, and Mr. MEEK of Florida.  
 H.R. 25: Mr. BISHOP of Utah.  
 H.R. 135: Ms. LORETTA SANCHEZ of California.  
 H.R. 136: Mr. BAIRD.  
 H.R. 154: Mrs. NAPOLITANO, Mr. CHANDLER, and Mr. CLAY.  
 H.R. 171: Mr. WEXLER.  
 H.R. 406: Ms. ZOE LOFGREN of California and Mr. WU.  
 H.R. 436: Mrs. BLACKBURN.  
 H.R. 462: Mr. STUPAK.  
 H.R. 507: Mr. HOLT, Ms. KILPATRICK, Ms. WATERS, and Ms. SOLIS.  
 H.R. 592: Mr. LEWIS of Georgia.  
 H.R. 601: Mr. PLATTS and Mr. FORTUÑO.  
 H.R. 642: Mrs. CHRISTENSEN and Mr. MOORE of Kansas.  
 H.R. 643: Mrs. EMERSON, Mr. HALL of Texas, Mr. HERGER, Mr. WYNN, Mrs. CAPITO, and Mr. MICA.  
 H.R. 687: Mr. CHANDLER and Mr. DAVIS of Illinois.  
 H.R. 694: Mrs. CHRISTENSEN.  
 H.R. 726: Mr. WEXLER and Ms. JACKSON-LEE of Texas.  
 H.R. 729: Mr. KUCINICH.  
 H.R. 741: Ms. ESHOO.  
 H.R. 743: Mrs. BONO, Mr. BOREN, Ms. CLARKE, and Mr. ROTHMAN.  
 H.R. 760: Mr. WAXMAN and Mr. SALAZAR.  
 H.R. 779: Mr. JONES of North Carolina.  
 H.R. 784: Mr. PUTNAM, Mr. MCINTYRE, and Mr. HILL.  
 H.R. 790: Mr. KUCINICH.  
 H.R. 864: Mr. SMITH of Washington.  
 H.R. 867: Mr. WEXLER.  
 H.R. 871: Ms. WOOLSEY.  
 H.R. 895: Mr. GERLACH.  
 H.R. 920: Mr. CRAMER, Mr. BERRY, Mr. PATRICK MURPHY of Pennsylvania, Mr. COOPER, and Mr. PICKERING.  
 H.R. 946: Mr. CAPUANO, Mr. DAVIS of Illinois, and Mr. GRIJALVA.  
 H.R. 969: Mr. THOMPSON of California, Mr. BACA, and Mrs. LOWEY.  
 H.R. 1014: Mr. HOLDEN and Mr. RUPPERSBERGER.  
 H.R. 1023: Ms. HARMAN, Mr. BUCHANAN, Mr. MANZULLO, and Mr. DAVIS of Alabama.  
 H.R. 1040: Mr. BISHOP of Utah.  
 H.R. 1046: Mr. BOOZMAN.  
 H.R. 1061: Mr. HINCHEY.  
 H.R. 1064: Mr. PASCRELL, Mr. SNYDER, Mr. BARROW, Mrs. GILLIBRAND, Mrs. BIGGERT, and Ms. WATSON.  
 H.R. 1078: Mr. WYNN and Mr. FILNER.  
 H.R. 1091: Mr. ALLEN.  
 H.R. 1125: Mr. MCHENRY, Mr. FALCONOVAEGA, Mr. BRADY of Pennsylvania, Mr. MCGOVERN, Mr. VAN HOLLEN, and Mr. BERMAN.  
 H.R. 1142: Mr. DENT, Mr. HARE, and Mr. GARRETT of New Jersey.

H.R. 1232: Mr. LAHOOD, Mr. BARROW, Mrs. TAUSCHER, Mr. MCGOVERN, Ms. HOOLEY, Mr. INSLEE, Mr. BLUMENAUER, Mr. JINDAL, Mr. DEAL of Georgia, and Mr. LUCAS.  
 H.R. 1233: Mr. WAMP.  
 H.R. 1279: Mr. HOLDEN, Mr. FATTAH, Mr. LANGEVIN, Mr. CAPUANO, and Mr. BERMAN.  
 H.R. 1299: Mr. PAUL.  
 H.R. 1302: Mr. HINOJOSA.  
 H.R. 1304: Mr. SPACE, Mr. DAVIS of Alabama, Mr. STEARNS, Mr. KANJORSKI, and Mr. BURTON of Indiana.  
 H.R. 1308: Ms. MATSUI and Mrs. MALONEY of New York.  
 H.R. 1320: Ms. JACKSON-LEE of Texas.  
 H.R. 1343: Mr. YOUNG of Alaska and Mr. LUCAS.  
 H.R. 1389: Mr. FOSSELLA, Mr. KUHL of New York, and Mr. WALSH of New York.  
 H.R. 1400: Mr. WALZ of Minnesota and Mr. REYNOLDS.  
 H.R. 1416: Mr. BAIRD.  
 H.R. 1456: Mr. GARRETT of New Jersey.  
 H.R. 1466: Mr. HASTINGS of Washington.  
 H.R. 1479: Mr. KUCINICH.  
 H.R. 1498: Mr. KUCINICH.  
 H.R. 1506: Ms. CORRINE BROWN of Florida and Mr. KUCINICH.  
 H.R. 1512: Mr. ABERCROMBIE, Mr. BILBRAY, and Mr. HILL.  
 H.R. 1518: Mr. BOREN.  
 H.R. 1532: Mr. ORTIZ.  
 H.R. 1533: Mr. KUCINICH.  
 H.R. 1534: Ms. SCHAKOWSKY.  
 H.R. 1542: Ms. LINDA T. SANCHEZ of California, Mr. FRANK of Massachusetts, and Mr. MICHAUD.  
 H.R. 1553: Mr. DAVIS of Kentucky, Ms. GRANGER, and Ms. SOLIS.  
 H.R. 1609: Mr. VAN HOLLEN, Mr. DAVIS of Illinois, and Mr. SIREN.  
 H.R. 1620: Mr. KUCINICH.  
 H.R. 1671: Mr. MOORE of Kansas.  
 H.R. 1709: Ms. SHEA-PORTER.  
 H.R. 1779: Mrs. BOYDA of Kansas.  
 H.R. 1814: Mr. WALDEN of Oregon.  
 H.R. 1818: Mr. CUMMINGS.  
 H.R. 1869: Mr. MCCAUL of Texas, Mr. BURTON of Indiana, and Mr. ROGERS of Kentucky.  
 H.R. 1871: Mr. EMANUEL.  
 H.R. 1878: Mr. NADLER and Mr. BERMAN.  
 H.R. 1909: Mr. DAVIS of Illinois and Mr. SESSIONS.  
 H.R. 1911: Mr. PAUL.  
 H.R. 1932: Ms. SOLIS and Mr. LATHAM.  
 H.R. 1952: Mr. LATHAM.  
 H.R. 1956: Mr. MORAN of Virginia.  
 H.R. 2003: Mr. SMITH of Washington and Mr. COSTA.  
 H.R. 2015: Mr. MILLER of North Carolina, Ms. WATSON, Mr. JEFFERSON, Mr. SALAZAR, and Mr. BACA.  
 H.R. 2016: Mr. SCHIFF and Mr. SERRANO.  
 H.R. 2017: Mr. MOORE of Kansas.  
 H.R. 2035: Mr. SPACE.  
 H.R. 2036: Mr. WEXLER.  
 H.R. 2045: Mr. BISHOP of Georgia and Mr. GONZALEZ.  
 H.R. 2060: Mr. BISHOP of Georgia, Mr. UDALL of New Mexico, and Mr. WELCH of Vermont.  
 H.R. 2065: Mr. WEXLER.  
 H.R. 2070: Mr. CONYERS and Mr. BARTLETT of Maryland.  
 H.R. 2095: Mr. OBEY and Mr. KUCINICH.  
 H.R. 2111: Mr. MOORE of Kansas.  
 H.R. 2116: Mr. PETERSON of Minnesota, Mr. BUCHANAN, Mr. AKIN, Mr. SMITH of Nebraska, Mr. TERRY, and Ms. CORRINE BROWN of Florida.  
 H.R. 2122: Mr. NEAL of Massachusetts, Mr. LEWIS of Georgia, Mr. RYAN of Ohio, Mr. MORAN of Virginia, Ms. DELAURO, Mr. DICKS, Mr. MCDERMOTT, Ms. WOOLSEY, Mr. FILNER, and Ms. EDDIE BERNICE JOHNSON of Texas.  
 H.R. 2126: Mr. ROTHMAN and Mr. MOORE of Kansas.  
 H.R. 2164: Mr. BOOZMAN.  
 H.R. 2183: Mr. PUTNAM and Mr. FORBES.

H.R. 2188: Mr. DAVIS of Alabama.  
 H.R. 2244: Mr. FRANK of Massachusetts.  
 H.R. 2248: Mr. DAVIS of Illinois.  
 H.R. 2265: Ms. JACKSON-LEE of Texas, Mr. SMITH of Washington, and Mr. HINCHEY.  
 H.R. 2268: Mr. RUPPERSBERGER, Mr. PLATTS, Mr. TERRY, Mr. NEUGEBAUER, Mr. SMITH of Nebraska, Mr. ROGERS of Alabama, Mr. HASTERT, Mr. BUYER, Mr. REYNOLDS, Mr. TIBERI, Mr. YOUNG of Florida, Mr. HOBSON, Mr. BUCHANAN, Mr. BOEHNER, Mr. BILBRAY, Mr. REHBERG, Mr. BAKER, Ms. SLAUGHTER, and Mrs. MCMORRIS RODGERS.  
 H.R. 2287: Mr. MEEK of Florida.  
 H.R. 2295: Mr. RODRIGUEZ.  
 H.R. 2298: Mr. TERRY.  
 H.R. 2325: Mr. MCCOTTER.  
 H.R. 2343: Mrs. MCCARTHY of New York and Ms. CORRINE BROWN of Florida.  
 H.R. 2353: Mr. LAHOOD, Mr. REYES, and Mrs. NAPOLITANO.  
 H.R. 2371: Ms. SHEA-PORTER, Mr. HINOJOSA, and Mr. FATTAH.  
 H.R. 2395: Mr. BAIRD.  
 H.R. 2421: Mr. WATT and Mr. BECERRA.  
 H.R. 2464: Mr. McNULTY and Mr. REICHERT.  
 H.R. 2470: Mr. MCCOTTER and Mr. SPACE.  
 H.R. 2484: Mr. MCHUGH.  
 H.R. 2490: Mr. GINGREY.  
 H.R. 2505: Ms. ZOE LOFGREN of California and Mr. HILL.  
 H.R. 2568: Ms. GINNY BROWN-WAITE of Florida and Mr. ISSA.  
 H.R. 2605: Mr. KUCINICH and Mr. HALL of New York.  
 H.R. 2606: Ms. SHEA-PORTER.  
 H.R. 2610: Mr. WEINER, Mr. CAPUANO, Mr. MORAN of Virginia, and Mr. COHEN.  
 H.R. 2623: Mr. MARSHALL.  
 H.R. 2677: Mr. HASTINGS of Florida.  
 H.R. 2715: Mr. KUCINICH and Ms. MATSUI.  
 H.R. 2716: Ms. HERSETH SANDLIN.  
 H.R. 2743: Mr. BRADY of Pennsylvania.  
 H.R. 2744: Ms. CORRINE BROWN of Florida, Ms. WATERS, Mr. McNULTY, and Mr. WEINER.  
 H.R. 2787: Ms. HARMAN and Mr. LAMPSON.  
 H.R. 2802: Mr. PETERSON of Minnesota, Mr. CAPUANO, Mr. CUMMINGS, Mr. PRICE of North Carolina, Mr. GRIJALVA, Mr. CLAY, Mrs. NAPOLITANO, Ms. WOOLSEY, Mr. DAVID DAVIS of Tennessee, Mr. TIM MURPHY of Pennsylvania, Ms. ZOE LOFGREN of California, Ms. ESHOO, Mr. BRADY of Pennsylvania, and Mr. FATTAH.  
 H.R. 2809: Mr. MCNERNEY.  
 H.R. 2821: Mr. SALAZAR.  
 H.R. 2831: Mr. BRADY of Pennsylvania, Mr. SPRATT, Ms. WATSON, Mr. ROTHMAN, Mr. BARROW, Mrs. TAUSCHER, Ms. ZOE LOFGREN of California, Mr. BAIRD, and Mr. ALTMIRE.  
 H.R. 2840: Mr. BISHOP of New York.  
 H.R. 2842: Mr. BECERRA, Mr. BERMAN, Mr. BISHOP of New York, Mr. BOUCHER, Mr. BRADY of Pennsylvania, Mr. CARDOZA, Ms. CLARKE, Mr. CLEAVER, Mr. CUELLAR, Mr. DAVIS of Alabama, Mr. DEFAZIO, Ms. DELAURO, Mr. ENGEL, Mr. FARR, Mr. FATTAH, Ms. HOOLEY, Mr. ISRAEL, Ms. EDDIE BERNICE JOHNSON of Texas, Mr. KAGEN, Ms. KAPTUR, Mr. KENNEDY, Ms. KILPATRICK, Mrs. LOWEY, Mrs. MCCARTHY of New York, Mr. MCDERMOTT, Mr. MCGOVERN, Mr. GEORGE MILLER of California, Mr. MORAN of Virginia, Mr. PASCRELL, Mr. RYAN of Ohio, Ms. LINDA T. SANCHEZ of California, Ms. SCHAKOWSKY, Mr. SERRANO, Mr. SNYDER, Mr. STARK, Mr. THOMPSON of California, Ms. VELAZQUEZ, Ms. WASSERMAN SCHULTZ, Ms. WATERS, and Ms. WATSON.  
 H.R. 2905: Mr. MCHUGH, Mr. PICKERING, Mr. TURNER, Mr. ROSKAM, Mr. BUCHANAN, Mr. ROGERS of Alabama, Mr. MCCAUL of Texas, Mr. SHIMKUS, Mrs. MILLER of Michigan, Mr. TIBERI, Mr. RAMSTAD, and Mr. JOHNSON of Illinois.  
 H.R. 2925: Mr. ENGLISH of Pennsylvania.  
 H.R. 2927: Mr. SESSIONS, Mr. SHUSTER, Mr. DAVIS of Alabama, Mr. GRAVES, Mr. DAVIS of Kentucky, Mrs. EMERSON, Mr. BOSWELL, Mr.

LEWIS of Kentucky, Mr. NEUGEBAUER, Mr. MORAN of Kansas, Mr. DONNELLY, Mr. LAMPSON, Mr. LEVIN, Mrs. MILLER of Michigan, Mr. LINCOLN DAVIS of Tennessee, Mr. KILDEE, Mr. WAMP, Mr. MANZULLO, Mr. WILSON of Ohio, Mr. BISHOP of Georgia, Mr. MELANCON, Mrs. GILLIBRAND, Mr. INGLIS of South Carolina, Mr. CRAMER, Mr. CALVERT, Mr. ELLSWORTH, Mr. ROGERS of Kentucky, Mr. MCKEON, Mr. GARRETT of New Jersey, Mr. MCCARTHY of California, Mr. MARSHALL, Mrs. MYRICK, Ms. FOXX, Mr. LINCOLN DIAZ-BALART of Florida, Mr. BOREN, Mr. MARIO DIAZ-BALART of Florida, Mr. CARNEY, Mr. HOLDEN, Mr. BURTON of Indiana, Mr. BARTLETT of Maryland, Mr. CAMPBELL of California, Mr. REGULA, Mr. MICA, Mr. DINGELL, and Mr. BOUCHER.

H.R. 2929: Mr. DOGGETT, Mr. BLUMENAUER, Ms. EDDIE BERNICE JOHNSON of Texas, Ms. KILPATRICK, Ms. CLARKE, Mr. MEEKS of New York, Mr. FILNER, and Mrs. CHRISTENSEN.

H.R. 2941: Mr. TIM MURPHY of Pennsylvania, Mr. CONYERS, and Mr. McNULTY.

H.R. 2943: Mr. BILIRAKIS, Mr. MARSHALL, and Mr. PASTOR.

H.R. 2966: Mr. GRIJALVA, Ms. WOOLSEY, and Mr. ELLISON.

H.R. 2991: Ms. LORETTA SANCHEZ of California.

H.R. 3007: Mr. BUYER.

H.R. 3012: Mrs. CAPITO, Mr. EHLERS, Mr. UPTON, and Mr. REGULA.

H.R. 3030: Mr. BLUMENAUER, Ms. HERSETH SANDLIN, and Ms. MATSUI.

H.R. 3031: Mr. BLUMENAUER.

H.R. 3037: Mr. GRIJALVA.

H.R. 3042: Mr. AL GREEN of Texas.

H.R. 3046: Mr. DAVIS of Illinois, Mr. MILLER of Florida, Mr. SAXTON, and Mr. SULLIVAN.

H.J. Res. 44: Mr. CAPUANO and Mr. WELCH of Vermont.

H.J. Res. 45: Mr. LAMPSON.

H.J. Res. 46: Mr. WAMP.

H. Con. Res. 19: Mr. COHEN.

H. Con. Res. 22: Mr. LOBIONDO.

H. Con. Res. 28: Mr. BURTON of Indiana, Mr. McNULTY, and Mr. UPTON.

H. Con. Res. 108: Ms. LEE.

H. Con. Res. 120: Mr. CARNAHAN.

H. Con. Res. 138: Mr. MOORE of Kansas, Ms. CLARKE, Mr. LINCOLN DAVIS of Tennessee, and Ms. EDDIE BERNICE JOHNSON of Texas.

H. Con. Res. 160: Mr. WELLER of Illinois and Mr. GORDON of Tennessee.

H. Res. 95: Mr. MOORE of Kansas and Mr. ETHERIDGE.

H. Res. 235: Ms. JACKSON-LEE of Texas and Mr. DAVIS of Illinois.

H. Res. 258: Mr. HONDA, Mr. WAXMAN, and Mr. LATHAM.

H. Res. 282: Ms. GIFFORDS.

H. Res. 303: Mr. WELCH of Vermont, Mr. BUTTERFIELD, Ms. HERSETH SANDLIN, and Mr. SALAZAR.

H. Res. 433: Mr. WALZ of Minnesota.

H. Res. 484: Mr. CRAMER, Mr. DONNELLY, and Mr. LAMPSON.

H. Res. 508: Mrs. TAUSCHER, Ms. ROSLEHTINEN, Mr. LANTOS, Mr. TANCREDO, and Mr. BURTON of Indiana.

H. Res. 509: Ms. SCHAKOWSKY and Mr. MCINTYRE.

H. Res. 515: Mr. WILSON of Ohio, Mr. HARE, Mr. SIREN, Ms. SLAUGHTER, Mr. THOMPSON of California, Mr. ORTIZ, Mr. RODRIGUEZ, Mr. GENE GREEN of Texas, Mr. SALAZAR, Mr. BOSWELL, Ms. DEGETTE, Mr. ROSS, Mr. SNYDER, Mr. PERLMUTTER, Ms. SHEA-PORTER, Ms. HIRONO, Mrs. DAVIS of California, Mr. CRAMER, Mr. BOREN, Mr. TANNER, Mr. MATHESON, Mr. BOYD of Florida, Mr. MCDERMOTT, and Mr. BERRY.

H. Res. 528: Mr. CARNEY, Mr. WELCH of Vermont, Mr. WALZ of Minnesota, Mr. ALTMIRE, Mr. HASTINGS of Florida, Ms. CORRINE BROWN of Florida, Mr. NADLER, Mr. CROWLEY, Ms. SCHAKOWSKY, Mr. HODES, Ms. LINDA T. SANCHEZ of California, Mr. LYNCH,

Mr. BRALEY of Iowa, Mrs. GILLIBRAND, Mr. ELLISON, Mr. AL GREEN of Texas, Mr. PERLMUTTER, and Mr. SARBANES.

H. Res. 530: Ms. BALDWIN, Mr. FILNER, and Mr. CLYBURN.

H. Res. 535: Ms. ZOE LOFGREN of California and Ms. BERKLEY.

H. Res. 536: Ms. KILPATRICK.

H. Res. 539: Mr. COHEN, Mr. TERRY, Mr. GORDON, and Ms. ZOE LOFGREN of California.

H. Res. 541: Mr. MCHUGH, Mr. DAVIS of Kentucky, Mr. MILLER of Florida, Mr. ISSA, Mr. YOUNG of Florida, Ms. GRANGER, Mr. BRADY of Pennsylvania, Mr. MEEK of Florida, Mr. SNYDER, and Ms. BORDALLO.

### WEDNESDAY, JULY 18, 2007 (99)

The House was called to order by the SPEAKER.

#### ¶99.1 APPROVAL OF THE JOURNAL

The SPEAKER announced she had examined and approved the Journal of the proceedings of Tuesday, July 17, 2007.

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

#### ¶99.2 COMMUNICATIONS

Executive and other communications, pursuant to clause 8, rule XII, were referred as follows:

2581. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Diuron; Pesticide Tolerance [EPA-HQ-OPP-2006-0559; FRL-8133-2] received June 22, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

2582. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Tobacco Mild Green Mosaic Tobamovirus (TMGMV); Temporary Exemption From the Requirement of a Tolerance [EPA-HQ-OPP-2006-0313; FRL-8134-5] received June 22, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

2583. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Buprofezin; Pesticide Tolerance [EPA-HQ-OPP-2006-0821; FRL-8133-1] received June 22, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

2584. A letter from the Liaison Officer, DoD 6/15/2007, Department of Defense, transmitting the Department's final rule — Non-procurement Debarment and Suspension [DoD-2006-OS-0137] (RIN: 0790-AH97) received June 27, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Armed Services.

2585. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Approval and Promulgation of Implementation Plans; Idaho and Washington; Interstate Transport of Pollution [EPA-R10-OAR-2007-0110; FRL-8330-9] received June 22, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

2586. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Approval and Promulgation of Implementation Plans; State of Iowa [EPA-R07-OAR-2007-0457; FRL-8330-7] received June 22, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

2587. A letter from the Legal Advisor to the Bureau Chief, WTB, Federal Communications Commission, transmitting the Commission's final rule — In the Matter of Service Rules for the 698-806 MHz Band and Revision of the Commission's Rules Regarding Enhanced 911 Emergency Calling Systems, Hearing Aid-Compatible Telephones and Public Safety Spectrum Requirements [WT Docket No. 06-150 CC Docket No. 94-102 WT Docket No. 01-309 WT Docket No. 03-264 WT Docket No. 06-169 PS Docket No. 06-229 WT Docket No. 96-86] received June 7, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

#### ¶99.3 LABOR, HHS, AND EDUCATION APPROPRIATIONS FY 2008

The SPEAKER pro tempore, Mr. WELCH of Vermont, pursuant to House Resolution 547 and rule XVIII, declared the House resolved into the Committee of the Whole House on the state of the Union for the further consideration of the bill (H.R. 3043) making appropriations for the Departments of Labor, Health and Human Services and Education, and related agencies for the fiscal year ending September 30, 2008, and for other purposes.

Mrs. TAUSCHER, Chairman of the Committee of the Whole, resumed the chair; and after some time spent therein,

The SPEAKER pro tempore, Mr. ARCURI, assumed the Chair.

When Mr. CAPUANO, Acting Chairman, reported that the Committee, having had under consideration said bill, had come to no resolution thereon.

#### ¶99.4 ORDER OF BUSINESS—FURTHER CONSIDERATION OF H.R. 3043

On motion of Mr. OBEY, by unanimous consent,

*Ordered*, That during further consideration of the bill (H.R. 3043) making appropriations for the Departments of Labor, Health and Human Services and Education, and related agencies for the fiscal year ending September 30, 2008, and for other purposes, in the Committee of the Whole House on the state of the Union, pursuant to House Resolution 547, notwithstanding clause 11 of rule XVIII, no further amendment to the bill may be offered except: pro forma amendments offered at any point in the reading by the chairman or ranking minority member of the Committee on Appropriations or their designees for the purpose of debate; an amendment by Mr. PASCRELL regarding funding for Traumatic Brain Injury programs; an amendment by Mr. NADLER regarding eligibility for 9/11 health programs; an amendment by Mr. NADLER regarding funding for 9/11 health programs; an amendment by Mr. BARTON of Texas regarding funding for the National Institutes of Health; an amendment by Mr. GARRETT of New Jersey regarding funding for certain autism programs; an amendment by Mr. HOLT regarding funding for math and science partnerships; an amendment by Mr. COOPER regarding funding for Historically Black Colleges and Universities and Historically Black Graduate Institutions; an amendment

by Mr. FLAKE reducing funding for the Corporation for National and Community Service; an amendment by Mr. CONAWAY limiting funds for the LIHEAP program until certain conditions are met; an amendment by Mr. CONAWAY regarding use of reductions made through amendment for deficit reduction; an amendment by Mr. DINGELL regarding the Deputy Commissioner of the Social Security Administration; an amendment by Mr. GINGREY limiting funds for social security totalization agreements with Mexico; an amendment by Mr. HARE regarding Critical Access Hospitals; an amendment by Mr. JORDAN reducing funds in the bill by 4.6 percent, which shall be debatable for 30 minutes; an amendment by Ms. MOORE of Wisconsin, Mr. SCOTT OF VIRGINIA, Mr. COLE or Ms. SHEA-PORTER regarding the Upward Bound Program; an amendment by Mrs. MUSGRAVE reducing funds in the bill by 0.5 percent, which shall be debatable for 30 minutes; an amendment by Mr. PRICE of Georgia reducing funds in the bill by 1 percent, which shall be debatable for 30 minutes; an amendment by Mr. CAMPBELL of California reducing the funds in the bill by 0.25 percent, which shall be debatable for 30 minutes; an amendment by Mr. OBEY regarding earmarks; an amendment by Mr. SCOTT of Virginia regarding funding for student drug testing; an amendment by Mr. LEWIS of Georgia, Mr. WELCH of Vermont, or Mr. WELLER of Illinois regarding certain Medicare regulations; an amendment by Ms. JACKSON-LEE of Texas regarding the Office of Civil Rights at the Department of Education; an amendment by Ms. JACKSON-LEE of Texas regarding Education for the Disadvantaged; an amendment by Mr. UPTON or Ms. HARMAN regarding use of Energy Star certified light bulbs; an amendment by Mr. PENCE limiting funds for Planned Parenthood; an amendment by Mr. EHLERS regarding funding for math and science partnership programs; an amendment by Mr. GINGREY or Mr. JORDAN limiting funds regarding requirements for HPV vaccinations for school admittance; an amendment by Mr. RYAN of Wisconsin limiting funds for certain Centers for Disease Control Activities; an amendment by Mr. GARRETT of New Jersey limiting funds for certain international conferences; an amendment by Mr. KING of Iowa limiting the use of funds to employ workers described in section 274A of the Immigration and Nationality Act; an amendment by Mr. KING of Iowa limiting the use of funds to sponsor certain events at the Sundance Film Festival; an amendment by Mr. DAVIS of Kentucky limiting performance bonuses for certain employees of the Centers for Medicare and Medicaid Services and the Social Security Administration; an amendment by Mr. DAVIS of Kentucky limiting performance bonuses for certain employees of the Centers for Medicare and Medicaid Services and the Social Security Administration unless certain requirements related to Medicare Part D are

met; an amendment by Mrs. SCHMIDT limiting funds for Title X grantees; an amendment by Mr. FLAKE limiting funds for the American Jazz Museum in Kansas City, Missouri; an amendment by Mr. FLAKE limiting funds for the American Ballet Theatre in New York; an amendment by Mr. FLAKE limiting funds for the Portuguese and Lusophone studies at Rhode Island College; an amendment by Mr. FLAKE limiting funds for the Shedd Aquarium in Chicago; an amendment by Mr. FLAKE limiting funds for the Kansas Regional Prisons Museum; an amendment by Mr. FLAKE limiting funds for the Corporation for Jefferson's Poplar Forest in Virginia; an amendment by Mr. FLAKE limiting funds for the South Carolina Aquarium; an amendment by Mr. FLAKE limiting funds for the Burpee Museum in Rockford, Illinois; an amendment by Mr. FLAKE limiting funds for a college preparatory pilot program at Missouri State University; an amendment by Mr. FLAKE limiting funds for the Explorium in San Francisco, California; an amendment by Mrs. MUSGRAVE limiting funds for attachment therapy; an amendment by Mr. SOUDER limiting CMS funds for certain Medicare payment activities related to hospital transplant programs; an amendment by Mr. SOUDER limiting funds of the National Labor Relations Board to recognize a union as the exclusive bargaining representative of employees that has not been elected by a secret-ballot election; an amendment by Mr. HENSARLING reducing funding for the Centers for Disease Control; an amendment by Mr. WESTMORELAND limiting funds for the publication of certain student loan applications; an amendment by Mr. CAMPBELL of California limiting funds for the Charter School Development Foundation; an amendment by Mr. CAMPBELL of California limiting funds for the City College of New York; an amendment by Mr. CAMPBELL of California limiting funds for all projects requested by Members of Congress and disclosed pursuant to the rules of the House, which shall be debatable for 20 minutes; an amendment by Mr. CAMP of Michigan regarding the Medicare Advantage program; an amendment by Mr. CROWLEY limiting funds for the North Carolina Technology Association Education Foundation; an amendment by Mr. CROWLEY limiting funds for Alleghany Memorial Hospital; an amendment by Mr. CROWLEY limiting funds for Caldwell Community College and Technical Institute; an amendment by Mr. CROWLEY limiting funds for the North Carolina Center for Emerging Technologies; an amendment by Mr. CROWLEY limiting funds for the Southeastern Center for Emerging Biologic Threats; an amendment by Mr. HENSARLING regarding education for Native Hawaiians; an amendment by Mr. BARRETT of South Carolina regarding Byrd Honors Scholarship program; an amendment by Mr. LAMBORN regarding the Corporation of Public Broadcasting; an amendment by Mr.

HENSARLING regarding Twin Cities Public Television for the Minnesota Digital Public Media Archive; an amendment by Mr. HENSARLING regarding West Los Angeles College, Culver City (CA); an amendment by Mr. HENSARLING regarding Families in Schools, Los Angeles (CA); and an amendment or amendments by Mr. OBEY regarding funding.

*Ordered further*, Each such amendment may be offered only by the Member named in this request or a designee, shall be considered as read, shall not be subject to amendment (except that the chairman and ranking minority member of the Committee on Appropriations and its Subcommittee on Labor, Health and Human Services, Education, and Related Agencies in each such capacity each may offer one pro forma amendment for the purpose of debate); and shall not be subject to a demand for a division of the question in the House or in the Committee of the Whole House on the state of the Union.

*Ordered further*, Except as otherwise specified, each amendment shall be debatable for 10 minutes, equally divided and controlled by the proponent and an opponent. An amendment shall be considered to fit the description stated in this request if it addresses in whole or in part the object described.

#### ¶99.5 TRANSPORTATION AND HUD APPROPRIATIONS FY 2008

Mr. OBEY submitted a privileged report (Rept. No. 110-238) on the bill (H.R. 3074) making appropriations for the Departments of Transportation, and Housing and Urban Development, and related agencies for the fiscal year ending September 30, 2008, and for other purposes.

When said bill and report were referred to the Union Calendar and ordered printed.

Pursuant to clause 1 of rule XXI, all points of order were reserved.

#### ¶99.6 LABOR, HHS, AND EDUCATION APPROPRIATIONS FY 2008

The SPEAKER pro tempore, Mr. ARCURI, pursuant to House Resolution 547 and rule XVIII, declared the House resolved into the Committee of the Whole House on the state of the Union for the further consideration of the bill (H.R. 3043) making appropriations for the Departments of Labor, Health and Human Services and Education, and related agencies for the fiscal year ending September 30, 2008, and for other purposes.

Mr. CAPUANO, Acting Chairman, assumed the chair; and after some time spent therein,

#### ¶99.7 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment submitted by Mr. STEARNS:

Page 33, line 25, after the aggregate dollar figure insert "(increased by \$12,500,000)".

Page 90, line 7, after the first dollar amount insert "(increased by \$12,500,000)".

Page 97, line 16, after the aggregate dollar amount insert "(reduced by \$25,000,000)".

It was decided in the { Yeas ..... 182 negative ..... } Nays ..... 242

99.8 [Roll No. 647]

AYES—182

- Aderholt, Akin, Alexander, Altmire, Bachmann, Bachus, Baker, Barrett (SC), Bartlett (MD), Barton (TX), Bilbray, Bilirakis, Bishop (UT), Blackburn, Blunt, Boehner, Bonner, Bono, Boozman, Boren, Boyda (KS), Brady (TX), Brown-Waite, ...

NOES—242

- Abercrombie, Ackerman, Allen, Andrews, Arcuri, Baca, Baird, Baldwin, Barrow, Bean, Becerra, Berkley, Berman, Berry, Biggart, Bishop (GA), Bishop (NY), Blumenauer, Boswell, Boucher, Boustany, Boyd (FL), Brady (PA), Braley (IA), Brown (SC), Butterfield, Capps, Capuano, Cardoza, Carnahan, Carney, Carson, Castle, Castor, Chandler, Christensen, Clarke, Clay, Berkley, Berman, Berry, Biggart, Bishop (GA), Bishop (NY), Blumenauer, Boswell, Boucher, Boustany, Boyd (FL), Brady (PA), Braley (IA), Brown (SC), Butterfield, Capps, ...

- Green, Gene, Grijalva, Gutierrez, Hall (NY), Hare, Harman, Hastings (FL), Herseht Sandlin, Higgins, Hill, Hinojosa, Hirono, Hobson, Hodes, Holden, Holt, Honda, Hooley, Hoyer, Inslee, Israel, Jackson (IL), Jackson-Lee (TX), Jefferson, Johnson (GA), Johnson, E. B., Jones (OH), Kagen, Kanjorski, Kaptur, Kennedy, Kildee, Kilpatrick, Kind, Kirk, Klein (FL), Kuhl (NY), LaHood, Lampson, Langevin, Lantos, Larsen (WA), Larson (CT), Latham, LaTourette, Lee, Levin, Lewis (CA), Lewis (GA), Lipinski, Loeb sack, Lofgren, Zoe, Lowey, Lynch, Mahoney (FL), Maloney (NY), Markey, Marshall, Matsui, McCarthy (NY), McCollum (MN), McDermott, McGovern, McNerney, McNulty, Meek (FL), Meeks (NY), Michaud, Miller (NC), Miller, George, Mitchell, Mollohan, Moore (KS), Moore (WI), Moran (VA), Murphy (CT), Murphy, Patrick, Murtha, Nadler, Napolitano, Neal (MA), Norton, Oberstar, Obey, Oliver, Ortiz, Pallone, Pascrell, Pastor, Payne, Perlmutter, Peterson (MN), Pickering, Platts, Pomeroy, Price (NC), Pryce (OH), Rahall, Rangel, Reyes, Rodriguez, Roskam, Ross, Rothman, Roybal-Allard, Ruppertsberger, Rush, Ryan (OH), Salazar, Sanchez, Linda T., Sanchez, Loretta, Sarbanes, Schakowsky, Schiff, Schwartz, Scott (GA), Scott (VA), Serrano, Sestak, Shays, Shea-Porter, Sherman, Shuler, Sires, Skelton, Smith (WA), Snyder, Soils, Spratt, Stark, Stupak, Sutton, Tauscher, Taylor, Thompson (CA), Thompson (MS), Tiberi, Tierney, Towns, Turner, Udall (CO), Udall (NM), Van Hollen, Velázquez, Visclosky, Walsh (NY), Walz (MN), Wasserman, Schultz, Waters, Watson, Watt, Waxman, Weiner, Welch (VT), Wexler, Wicker, Wilson (OH), Woolsey, Wu, Wynn, Yarmuth, ...

NOT VOTING—12

- Bordallo, Brown, Corrine, Cramer, Davis, Jo Ann, Faleomavaega, Hinchey, Kucinich, Reynolds, Slaughter, Souder, Tancred, Westmoreland

So the amendment was not agreed to.

99.9 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment submitted by Mr. JINDAL:

Page 33, line 25, after the aggregate dollar amount insert "(reduced by \$37,200,000) (increased by \$37,200,000)".

It was decided in the { Yeas ..... 207 negative ..... } Nays ..... 217

99.10 [Roll No. 648]

AYES—207

- Aderholt, Akin, Alexander, Altmire, Bachmann, Bachus, Baker, Barrett (SC), Barrow, Bartlett (MD), Barton (TX), Biggart, Bilbray, Bilirakis, Bishop (UT), Blackburn, Blunt, Boehner, Bonner, Bono, Boozman, Boren, Boustany, Brady (TX), Brown (SC), Brown-Waite, Ginny, Buchanan, Burgess, Burton (IN), Buyer, Calvert, Campbell (CA), Cannon, Cantor, Capito, Carter, Castle, Chabot, Coble, Cole (OK), Conaway, Cubin, Cuellar, Culberson, Davis (KY), Davis, David, Davis, Tom, Deal (GA), Dent, Diaz-Balart, L., Diaz-Balart, M., Donnelly, Dreier, Castle, Chabot, Coble, Cole (OK), Conaway, Cubin, Cuellar, Culberson, Davis (KY), Davis, David, Davis, Tom, Deal (GA), Dent, Diaz-Balart, L., Diaz-Balart, M., Donnelly, Doolittle, Drake, Dreier, ...

- Duncan, Ehlers, Ellsworth, Emerson, English (PA), Everett, Fallin, Feeney, Ferguson, Forbes, Fortenberry, Fortuño, Fossella, Foxx, Franks (AZ), Frelinghuysen, Gallegly, Garret (NJ), Gerlach, Giffords, Gillmor, Gingrey, Gohmert, Goode, Goodlatte, Granger, Graves, Heller, Hensarling, Herger, Herseth Sandlin, Hobson, Hoekstra, Hulshof, Hunter, Issa, Jindal, Johnson (IL), Johnson, Sam, Jones (NC), Jordan, Keller, King (IA), King (NY), Kingston, Kline (MN), Knollenberg, Kuhl (NY), Lamborn, Latham, LaTourette, Lewis (CA), Lewis (KY), Linder, LoBiondo, Lucas, Lungren, Daniel E., Mack, Manzano, Marchant, Marshall, McCarthy (CA), McCaul (TX), McCotter, McCreary, McHenry, McHugh, McIntyre, McKeon, Mica, Miller (FL), Miller (MI), Mitchell, Moran (KS), Moran (VA), Murphy, Tim, Musgrave, Myrick, Neugebauer, Nunes, Paul, Pearce, Pence, Peterson (MN), Peterson (PA), Petri, Pickering, Pitts, Platts, Poe, Porter, Price (GA), Pryce (OH), Putnam, Radanovich, Ramstad, Regula, Rehberg, Renzi, Reynolds, Rogers (AL), Rogers (KY), Rogers (MI), Ros-Lehtinen, Roskam, Royce, Ryan (WI), Sali, Saxton, Schmidt, Sensenbrenner, Sessions, Shadegg, Shays, Shimkus, Shuler, Shuster, Simpson, Smith (NE), Smith (NJ), Smith (TX), Spratt, Stearns, Stupak, Sullivan, Taylor, Terry, Thornberry, Tiahrt, Tiberi, Turner, Upton, Walberg, Walden (OR), Walden (NY), Wamp, Weller, Westmoreland, Whitfield, Wicker, Wilson (NM), Wilson (SC), Wolf, Young (AK), Young (FL), ...

NOES—217

- Abercrombie, Ackerman, Allen, Andrews, Arcuri, Baca, Baird, Baldwin, Bean, Becerra, Berkley, Berman, Berry, Ellison, Emanuel, Engel, Eshoo, Blumenauer, Boswell, Boucher, Boyd (FL), Filner, Flake, Frank (MA), Gonzalez, Goodlatte, Gordon, Green, Al, Green, Gene, Grijalva, Gutierrez, Hall (NY), Hare, Harman, Hastings (FL), Higgins, Hill, Hinojosa, Hirono, Hodes, McNulty, Meek (FL), Meeks (NY), Melancon, Michaud, Miller (NC), Miller, Gary, Miller, George, Mollohan, Moore (KS), Davis (IL), Davis, Lincoln, DeFazio, DeGette, Delahunt, DeLauro, Dicks, Dingell, Doggett, Doyle, Edwards, Ellison, Emanuel, Engel, Eshoo, Etheridge, Farr, Fattah, Filner, Flake, Frank (MA), Gonzalez, Goodlatte, Gordon, Green, Al, Green, Gene, Grijalva, Gutierrez, Hall (NY), Hare, Harman, Hastings (FL), Higgins, Hill, Hinojosa, Hirono, Hodes, McNulty, Meek (FL), Meeks (NY), Melancon, Michaud, Miller (NC), Miller, Gary, Miller, George, Mollohan, Moore (KS), ...



Moore (WI) Roybal-Allard Tauscher
Murphy (CT) Ruppertsberger Thompson (CA)
Murphy, Patrick Rush Thompson (MS)
Murtha Ryan (OH) Tierney
Nadler Salazar Towns
Napolitano Sánchez, Linda Udall (CO)
Neal (MA) T. Udall (NM)
Norton Sanchez, Loretta Van Hollen
Oberstar Sarbanes Velázquez
Obey Schakowsky Visclosky
Oliver Schiff Walz (MN)
Ortiz Schwartz Wasserman
Pallone Scott (GA) Schultz
Pascrell Scott (VA) Waters
Pastor Serrano Watson
Payne Sestak Watt
Perlmutter Shea-Porter Waxman
Pomeroy Sherman Weiner
Price (NC) Sires Welch (VT)
Rahall Skelton Weldon (FL)
Rangel Smith (WA) Wexler
Reichert Snyder Wilson (OH)
Reyes Solis Woolsey
Rodríguez Space Wu
Rohrabacher Stark Yarnuth
Ross Sutton Wynn
Rothman Tanner

NOT VOTING—12

Bordallo Hinchey Slaughter
Brown, Corrine Jones (OH) Souder
Cramer Kucinich Tancredo
Davis, Jo Ann McMorris
Faleomavaega Rodgers

So the amendment was not agreed to.

99.11 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment submitted by Mr. BARTON of Texas:

Page 36, beginning at line 5, strike "Provided further, That within" and all that follows through the end of the proviso.

It was decided in the Yeas ..... 196
negative ..... Nays ..... 230

99.12 [Roll No. 649]

AYES—196

Aderholt Dent Issa
Akin Diaz-Balart, L. Jackson-Lee
Alexander Diaz-Balart, M. (TX)
Bachmann Doolittle Jindal
Bachus Drake Johnson (IL)
Baker Dreier Johnson, Sam
Barrett (SC) Duncan Jones (NC)
Bartlett (MD) Edwards Jordan
Barton (TX) Ehlers Keller
Biggett Emerson King (IA)
Bilbray English (PA) Kingston
Bilirakis Everett Kline (MN)
Bishop (UT) Fallin Knollenberg
Blackburn Feeney Kuhl (NY)
Blunt Flake LaHood
Boehner Forbes Lamborn
Bonner Fortenberry Latham
Bono Fossella LaTourette
Boozman Franks (AZ) Lewis (CA)
Boustany Gallegly Lewis (KY)
Brady (TX) Garrett (NJ) Linder
Brown (SC) Gerlach Lucas
Brown-Waite, Gilchrist Lungren, Daniel
Ginny Gillmor E.
Buchanan Gingrey Mack
Burgess Gohmert Manzullo
Burton (IN) Gonzalez Marchant
Calvert Goode McCarthy (CA)
Cannon Camp (MI) McCaul (TX)
Campbell (CA) Gordon McCotter
Cantor Granger McCrery
Capito Graves McHenry
Carter Green, Gene McHugh
Castle Hall (TX) McIntyre
Chabot Hastert McKeon
Coble Hastings (WA) McMorris
Cole (OK) Heller Mica
Conaway Hensarling Miller (FL)
Crenshaw Herger Miller (MI)
Cubin Herseth Sandlin Miller, Gary
Culberson Hobson Moran (KS)
Davis (KY) Hoekstra Murphy, Tim
Davis, David Hulshof Musgrave
Davis, Tom Hunter Myrick
Deal (GA) Inglis (SC) Neugebauer

Nunes Rogers (KY) Terry
Paul Rogers (MI) Thornberry
Pearce Rohrabacher Tiahrt
Pence Roskam Tiberi
Peterson (PA) Royce Turner
Petri Ryan (WI) Upton
Pickering Sali Walberg
Pitts Schmidt Walden (OR)
Platts Sensenbrenner Walsh (NY)
Poe Sessions Wamp
Porter Shadegg Weldon (FL)
Price (GA) Shimkus Weller
Pryce (OH) Shuster Westmoreland
Putnam Simpson Whitfield
Ramstad Skelton Wicker
Regula Smith (NE) Wilson (NM)
Rehberg Smith (TX) Wilson (SC)
Reichert Space Wolf
Renzi Stearns Young (AK)
Reynolds Sullivan Young (FL)
Rogers (AL) Taylor

NOES—230

Abercrombie Green, Al Napolitano
Ackerman Grijalva Neal (MA)
Allen Gutierrez Norton
Altmire Hall (NY) Oberstar
Andrews Hare Obey
Arcuri Harman Oliver
Baca Hastings (FL) Ortiz
Baird Higgins Pallone
Baldwin Hill Pascrell
Barrow Hinchey Pastor
Bean Hinojosa Payne
Becerra Hirono Perlmutter
Berkley Hodes Peterson (MN)
Berman Holden Pomeroy
Berry Holt Price (NC)
Bishop (GA) Honda Radanovich
Bishop (NY) Hooley Rahall
Blumenauer Hoyer Rangel
Boren Insee Reyes
Boswell Israel Rodriguez
Boucher Johnson (IL) Ros-Lehtinen
Boyd (FL) Jefferson Ross
Boyd (KS) Johnson (GA) Rothman
Brady (PA) Johnson, E. B. Roybal-Allard
Braley (IA) Jones (OH) Ruppertsberger
Butterfield Kagen Rush
Capps Kanjorski Ryan (OH)
Capuano Kaptur Salazar
Cardoza Kennedy Sánchez, Linda
Carnahan Kildee T.
Carney Kilpatrick Sanchez, Loretta
Carson Kind Sarbanes
Castor King (NY) Saxton
Chandler Kirk Schakowsky
Christensen Klein (FL) Schiff
Clarke Lampson Schwartz
Clay Langevin Scott (GA)
Cleave Lantos Scott (VA)
Clyburn Larsen (WA) Serrano
Cohen Larson (CT) Sestak
Cooper Lee Shays
Costa Levin Shea-Porter
Costello Lewis (GA) Sherman
Courtney Lipinski Shuler
Crawley LoBiondo Sires
Crowley Loebsack Slaught
Cummings Lofgren, Zoe Smith (NJ)
Davis (AL) Lowey Smith (WA)
Davis (CA) Lynch Snyder
Davis (IL) Mahoney (FL) Solis
Davis, Lincoln Maloney (NY) Spratt
DeFazio Markey Stark
DeGette Marshall Stupak
Delahunt Matheson Sutton
DeLauro Matsui Tanner
Dicks McCarthy (NY) Tauscher
Dingell McCollum (MN) Thompson (CA)
Doggett McDermott Thompson (MS)
Donnelly McGovern Tierney
Doyle McNerney Towns
Ellison McNulty Udall (CO)
Ellsworth Meek (FL) Udall (NM)
Emanuel Meeke (NY) Van Hollen
Engel Melancon Velázquez
Eshoo Michaud Visclosky
Etheridge Miller (NC) Walz (MN)
Farr Miller, George Wasserman
Fattah Mitchell Schultz
Ferguson Mollohan
Filner Moore (KS) Walters
Fortuño Moore (WI) Watson
Fossella Moran (VA) Watt
Frank (MA) Murphy (CT) Waxman
Frelinghuysen Murphy, Patrick Weiner
Giffords Murtha Welch (VT)
Gillibrand Nadler

Wexler Woolsey Wynn
Wilson (OH) Wu Yarnuth

NOT VOTING—10

Bordallo Cramer Souder
Brown, Corrine Davis, Jo Ann Tancredo
Buyer Faleomavaega
Conyers Kucinich

So the amendment was not agreed to.

99.13 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment submitted by Mr. GRAVES:

Page 42, line 12, after the dollar amount, insert "(reduced by \$125,000,000)".

Page 42, line 13, after the dollar amount, insert "(reduced by \$125,000,000)".

Page 84, line 24, after the dollar amount, insert "(increased by \$125,000,000)".

It was decided in the Yeas ..... 203
negative ..... Nays ..... 224

99.14 [Roll No. 650]

AYES—203

Aderholt Fossella Musgrave
Akin Franks (AZ) Myrick
Alexander Frelinghuysen Neugebauer
Altmire Gallegly Nunes
Bachmann Garrett (NJ) Paul
Bachus Gerlach Pearce
Baker Giffords Pence
Barrett (SC) Gillibrand Peterson (MN)
Barrow Gillmor Peterson (PA)
Bartlett (MD) Gingrey Petri
Barton (TX) Gohmert Pickering
Biggett Goode Pitts
Bilirakis Goodlatte Platts
Bishop (UT) Granger Poe
Blackburn Graves Porter
Blunt Hall (TX) Price (GA)
Boehner Hastert Pryce (OH)
Bonner Hastings (WA) Putnam
Boozman Hayes Radanovich
Boren Heller Ramstad
Boustany Hensarling Regula
Brady (TX) Herger Rehberg
Brown (SC) Herseth Sandlin Reichert
Brown-Waite, Hill Renzi
Ginny Hobson Reynolds
Buchanan Hoekstra Rogers (AL)
Burgess Hulshof Rogers (KY)
Burton (IN) Hunter Rogers (MI)
Buyer Issa Rohrabacher
Calvert Jindal Roskam
Camp (MI) Johnson (IL) Royce
Campbell (CA) Johnson, Sam Ryan (WI)
Cannon Jones (NC) Sali
Cantor Jordan Saxton
Capito Keller Schmidt
Carter King (IA) Sensenbrenner
Chabot King (NY) Sessions
Coble Kingston Shadegg
Cole (OK) Kirk Shuler
Conaway Kline (MN) Shuster
Crenshaw Knollenberg Simpson
Cubin Kuhl (NY) Smith (NE)
Cuellar Lamborn Smith (NJ)
Culberson Latham Smith (TX)
Davis (KY) LaTourette Space
Davis, David Lewis (KY) Stearns
Davis, Tom Linder Sullivan
Deal (GA) LoBiondo Tanner
Dent Lucas Taylor
Diaz-Balart, L. Lungren, Daniel Terry
Diaz-Balart, M. E. Thornberry
Donnelly Mack Tiahrt
Doolittle Manzullo Tiberi
Drake Marchant Turner
Dreier Marshall Upton
Duncan McCarthy (CA) Walberg
Ehlers McCrery Walden (OR)
Ellsworth McHenry Walsh (NY)
Emerson McHugh Wamp
English (PA) McKeon Weldon (FL)
Everett McMorris Weller
Fallin Rodgers Westmoreland
Feeney Mica Whitfield
Ferguson Miller (FL) Wicker
Flake Miller (MI) Wilson (NM)
Forbes Miller, Gary Wilson (SC)
Fortenberry Moran (KS) Young (AK)
Fortuño Murphy, Patrick Young (FL)
Fossella Murphy, Tim

NOES—224

Abercrombie Hall (NY) Norton
Ackerman Hare Oberstar
Allen Harman Obey
Andrews Hastings (FL) Olver
Arcuri Higgins Ortiz
Baca Hinchey Pallone
Baird Hinojosa Pascarell
Baldwin Hirono Pastor
Bean Hodes Payne
Becerra Holden Perlmutter
Berkley Honda Pomeroy
Berman Hooley Price (NC)
Berry Hoyer Rahall
Bilbray Inglis (SC) Rangel
Bishop (GA) Insee Reyes
Bishop (NY) Israel Rodriguez
Blumenauer Jackson (IL) Ros-Lehtinen
Bono Jackson-Lee Ross
Boswell (TX) Rothman
Boucher Jefferson Roybal-Allard
Boyd (FL) Johnson (GA) Ruppertsberger
Boyd (KS) Johnson, E. B. Rush
Brady (PA) Jones (OH) Ryan (OH)
Braley (IA) Kagen Salazar
Butterfield Kanjorski Sanchez, Linda
Capps Kaptur T.
Capuano Kennedy Sanchez, Loretta
Cardoza Kildee Sarbanes
Carnahan Kilpatrick Schakowsky
Carney Kind Schiff
Carson Klein (FL) Schwartz
Castle LaHood Scott (GA)
Castor Lampson Scott (VA)
Chandler Langevin Serrano
Christensen Lantos Sestak
Clarke Larsen (WA) Shays
Clay Larson (CT) Shea-Porter
Cleaver Lee Sherman
Clyburn Levin Shimkus
Cohen Lewis (CA) Sires
Conyers Lewis (GA) Skelton
Cooper Lipinski Slaughter
Costa Loeb sack Smith (WA)
Costello Lofgren, Zoe Snyder
Courtney Lowey Solis
Crowley Lynch Spratt
Cummings Mahoney (FL) Stark
Davis (AL) Maloney (NY) Stupak
Davis (CA) Markey Sutton
Davis (IL) Matheson Tauscher
Davis, Lincoln Matsui Thompson (CA)
DeFazio McCarthy (NY) Thompson (MS)
DeGette McCaul (TX) Tierney
DeLauro McCollum (MN) Towns
Dicks McCotter Udall (CO)
McDermott McDermott Udall (NM)
Dingell McGovern Van Hollen
Doggett McIntyre Velázquez
Doyle McNerney Visclosky
Edwards McNulty Walz (MN)
Ellison Meek (FL) Wasserman
Emanuel Meeks (NY) Schultz
Engel Melancon Waters
Etheridge Michaud Watson
Farr Miller (NC) Watt
Fattah Miller, George Waxman
Filner Mollohan Weiner
Frank (MA) Moore (KS) Welch (VT)
Gilchrest Moore (WI) Wexler
Gonzalez Moran (VA) Wilson (OH)
Gordon Murphy (CT) Wolf
Green, Al Murtha Woolsey
Green, Gene Nadler Wu
Grijalva Napolitano Wynn
Gutierrez Neal (MA) Yarmuth

NOT VOTING—9

Bordallo Davis, Jo Ann Kucinich
Brown, Corrine Faleomavaega Souder
Cramer Holt Tancred

So the amendment was not agreed to.

99.15 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment numbered 41, submitted by Mr. HENSARLING:

Page 58, line 21, after the dollar amount, insert "(reduced by \$8,000,000)".

It was decided in the { Yeas ..... 58
negative ..... } Nays ..... 370

99.16 [Roll No. 651]

AYES—58

Akin Gallegly Pence
Bachmann Garrett (NJ) Petri
Bachus Hensarling Pitts
Barrett (SC) Hoekstra Poe
Biggart Inglis (SC) Price (GA)
Bilbray Johnson, Sam Radanovich
Blackburn Jordan Rohrabacher
Boehner Keller Roskam
Burton (IN) Lamborn Royce
Campbell (CA) Mack Ryan (WI)
Cantor Marchant
Chabot McCaul (TX) Sali
Culberson McHenry Sensenbrenner
Deal (GA) McKeon Sessions
Duncan Mica Shadegg
Feeney Miller (FL) Sullivan
Flake Miller, Gary Weldon (FL)
Fossella Musgrave Westmoreland
Foxy Myrick Wilson (SC)
Franks (AZ) Paul

NOES—370

Abercrombie Costello Hastert
Ackerman Courtney Hastings (FL)
Aderholt Crenshaw Hastings (WA)
Alexander Hayes
Allen Cubin Heller
Altmire Cuellar Hergert
Andrews Cummings Herseht Sandlin
Arcuri Davis (AL) Higgins
Baca Davis (CA) Hill
Baird Davis (IL) Hinchey
Baker Davis (KY) Hinojosa
Baldwin Davis, David Hirono
Barrow Davis, Lincoln Hobson
Bartlett (MD) Davis, Tom Hodes
DeFazio Holden
Bean DeGette Holt
Becerra Delahunt Honda
Berkley DeLauro Hooley
Berman Dent Hoyer
Berry Diaz-Balart, L. Hulshof
Bilirakis Diaz-Balart, M. Hunter
Bishop (GA) Dicks Inslee
Bishop (NY) Dingell Israel
Bishop (UT) Doggett Issa
Blumenauer Donnelly Jackson (IL)
Blunt Doolittle Jackson-Lee
Bonner Doyle (TX)
Bono Drake Jefferson
Boozman Dreier Jindal
Boren Edwards Johnson (GA)
Boswell Ehlers Johnson (IL)
Boucher Ellison Johnson, E. B.
Boustany Ellsworth Jones (NC)
Boyd (FL) Emanuel Jones (OH)
Boyd (KS) Emerson Kagen
Brady (PA) Engel Kanjorski
Brady (TX) English (PA) Kaptur
Braley (IA) Eshoo Kennedy
Brown (SC) Etheridge Kildee
Brown-Waite, Everett Kilpatrick
Ginny Fallin Kind
Buchanan Farr King (IA)
Burgess Fattah King (NY)
Butterfield Ferguson Kingston
Buyer Filner Kirk
Forbes Forbes Kleinf (FL)
Fortenberry Fortenberry Kline (MN)
Fortuño Fortuño Knollenberg
Frank (MA) Frank (MA) Kuhl (NY)
Frelinghuysen LaHood
Capuano Gerlach Lampson
Cardoza Giffords Langevin
Carnahan Gilchrest Lantos
Carney Gillibrand Larsen (WA)
Carson Gillmor Larson (CT)
Carter Gingrey Latham
Castle Gohmert LaTourette
Castor Gonzalez Lee
Chandler Goode Levin
Christensen Goodlatte Lewis (CA)
Clarke Gordon Lewis (GA)
Clay Granger Lewis (KY)
Clay Graves Linder
Clever Green, Al Lipinski
Clyburn Green, Gene LoBiondo
Coble Grijalva Loeb sack
Cohen Gutierrez Lofgren, Zoe
Cole (OK) Gutierrez Lowey
Conaway Hall (NY) Lucas
Conyers Hall (TX) Lungren, Daniel
Cooper Hare E.
Costa Harman

Lynch Peterson (PA) Smith (WA)
Mahoney (FL) Pickering Snyder
Maloney (NY) Platts Solis
Manzullo Pomeroy Space
Markey Porter Spratt
Marshall Price (NC) Stark
Matheson Pryce (OH) Stearns
Matsui Putnam Stupak
McCarthy (CA) Rahall Sutton
McCarthy (NY) Ramstad Tanner
McCollum (MN) Rangel Tauscher
McCotter Regula Taylor
McCrery Rehberg Terry
McDermott Reichert Thompson (CA)
McGovern Renzi Thompson (MS)
McHugh Reyes Thornberry
McIntyre Reynolds
McMorris Rodriguez Tiahrt
Rodgers Rogers (AL) Tiberi
McNerney Rogers (KY) Tierney
McNulty Rogers (MI) Towns
Meek (FL) Ros-Lehtinen Turner
Meeks (NY) Ross Udall (CO)
Melancon Rothman Udall (NM)
Michaud Roybal-Allard Upton
Miller (MI) Ruppertsberger Van Hollen
Miller (NC) Rush Velázquez
Miller, George Ryan (OH) Visclosky
Mitchell Salazar Walberg
Mollohan Sanchez, Linda Walden (OR)
Moore (KS) T. Walsh (NY)
Moore (WI) Sanchez, Loretta Walz (MN)
Moran (KS) Sarbanes Wamp
Moran (VA) Saxton Wasserman
Murphy (CT) Schakowsky Schultz
Murphy, Patrick Schiff Waters
Murphy, Tim Schmidt Watson
Murtha Schwartz Watt
Nadler Scott (GA) Waxman
Napolitano Scott (VA) Weiner
Neal (MA) Serrano Welch (VT)
Neugebauer Sestak Weller
Norton Shays Wexler
Oberstar Nunes Shea-Porter
Obey Sherman Whitfield
Olver Shimkus Wicker
Ortiz Shuler Wilson (NM)
Pallone Shuster Wilson (OH)
Pascarell Simpson Wolf
Pastor Sires Woolsey
Payne Skelton Wu
Pearce Slaughter Wynn
Perlmutter Smith (NE) Yarmuth
Peterson (MN) Smith (NJ) Young (AK)
Smith (TX) Young (FL)

NOT VOTING—8

Bordallo Davis, Jo Ann Souder
Brown, Corrine Faleomavaega Tancred
Cramer Kucinich

So the amendment was not agreed to.

99.17 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment numbered 42, submitted by Mr. HENSARLING:

Page 58, line 21, after the dollar amount, insert "(reduced by \$5,000,000)".

It was decided in the { Yeas ..... 80
negative ..... } Nays ..... 347

99.18 [Roll No. 652]

AYES—80

Akin Deal (GA) Issa
Bachmann Drake Johnson, Sam
Bachus Dreier Jordan
Barrett (SC) Duncan Keller
Blackburn Feeney King (IA)
Boehner Flake Kingston
Brady (TX) Forbes Kline (MN)
Brown-Waite, Fossella Lamborn
Ginny Foxx Lungren, Daniel
Burton (IN) Franks (AZ) E.
Campbell (CA) Gallegly Mack
Cannon Garrett (NJ) Manzullo
Cantor Gingrey Marchant
Carter Gohmert McHenry
Chabot Goode McKeon
Cohen Goodlatte Miller (FL)
Coble Granger Miller, Gary
Cubin Culberson Hensarling
Culberson Davis (KY) Hoekstra
Davis (KY) Hoekstra Myrick
Davis, David Inglis (SC) Neugebauer

Paul
Pence
Petri
Pitts
Poe
Price (GA)
Rohrabacher
Roskam
Royce
Ryan (WI)
Sali
Schmidt
Sensenbrenner
Sessions
Shadegg
Smith (NE)

Sullivan
Thornberry
Walberg
Weldon (FL)
Westmoreland
Wilson (SC)
Rothman
Royal-Allard
Ruppersberger
Rush
Ryan (OH)
Salazar
Sanchez, Linda
T.
Sanchez, Loretta
Sarbanes
Saxton
Schakowsky
Schiff
Schwartz
Scott (GA)
Scott (VA)
Serrano
Sestak
Shays
Shea-Porter
Sherman
Shimkus
Shuler
Shuster
Simpson
Sires
Skelton

Velazquez
Visclosen
Walden (OR)
Walsh (NY)
Walz (MN)
Wamp
Wasserman
Schultz
Waters
Watson
Watt
Waxman
Weiner
Welch (VT)
Weller
Wexler
Whitfield
Wicker
Wilson (NM)
Wilson (OH)
Wolf
Woolsey
Wu
Wynn
Yarmuth
Young (AK)
Young (FL)
McKeon
McMorris
Rodgers
Mica
Miller (FL)
Miller, Gary
Musgrave
Myrick
Neugebauer
Nunes
Paul
Pearce
Pence
Petri
Pickering
Pitts
Poe
Price (GA)
Pryce (OH)
Putnam
Radanovich
Regula
Reichert
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrabacher
Roskam
Royce
Ryan (WI)
Sali
Schmidt
Sensenbrenner
Sessions
Shadegg
Shays
Smith (NE)
Smith (TX)
Stearns
Sullivan
Terry
Thornberry
Tiahrt
Tiberi
Turner
Walberg
Walsh (NY)
Wamp
Weldon (FL)
Wicker
Wilson (SC)
Wolf
Young (AK)
Young (FL)

NOES—347

Abercrombie
Ackerman
Aderholt
Alexander
Allen
Altmire
Andrews
Arcuri
Baca
Baird
Baker
Baldwin
Barrow
Bartlett (MD)
Barton (TX)
Bean
Becerra
Berkley
Berman
Berry
Biggert
Bilirakis
Bishop (GA)
Bishop (NY)
Bishop (UT)
Blumenauer
Blunt
Bonner
Bono
Boozman
Boren
Boswell
Boucher
Boustany
Boyd (FL)
Boyd (KS)
Brady (PA)
Braley (IA)
Brown (SC)
Buchanan
Burgess
Butterfield
Buyer
Calvert
Camp (MI)
Capito
Capps
Capuano
Cardoza
Carnahan
Carney
Carson
Castle
Castor
Chandler
Christensen
Clarke
Clay
Cleaver
Clyburn
Cohen
Cole (OK)
Conaway
Conyers
Cooper
Costa
Costello
Courtney
Crenshaw
Crowley
Cuellar
Cummings
Davis (AL)
Davis (CA)
Davis (IL)
Davis, Lincoln
Davis, Tom
DeFazio
DeGette
Delahunt
DeLauro
Dent
Diaz-Balart, L.
Diaz-Balart, M.
Dicks
Dingell
Doggett
Donnelly
Doolittle
Doyle
Edwards
Ehlers
Ellison
Ellsworth
Emanuel
Emerson
Engel
English (PA)
Eshoo
Etheridge
Everett
Fallin
Farr
Fattah
Ferguson
Filner
Fortenberry
Fortuño
Frank (MA)
Frelinghuysen
Gerlach
Giffords
Gilchrest
Gillibrand
Gillmor
Gonzalez
Gordon
Graves
Green, Al
Green, Gene
Grijalva
Gutierrez
Hall (NY)
Hall (TX)
Hare
Harman
Hastert
Hastings (FL)
Hastings (WA)
Hayes
Heller
Herger
Herseth Sandlin
Higgins
Hill
Hinche
Hinojosa
Hirono
Hobson
Hodes
Holden
Holt
Carson
Castle
Castor
Chandler
Christensen
Clarke
Clay
Cleaver
Clyburn
Cohen
Cole (OK)
Conaway
Conyers
Cooper
Costa
Costello
Courtney
Crenshaw
Crowley
Cuellar
Cummings
Davis (AL)
Davis (CA)
Davis (IL)
Davis, Lincoln
Davis, Tom
DeFazio
DeGette
Delahunt
DeLauro
Dent
Diaz-Balart, L.
Diaz-Balart, M.
Dicks
Dingell
Doggett
Donnelly
Doolittle
Doyle

Levin
Lewis (CA)
Lewis (GA)
Lewis (KY)
Linder
Lipinski
LoBiondo
Loeback
Lofgren, Zoe
Lowey
Lucas
Lynch
Mahoney (FL)
Maloney (NY)
Markey
Marshall
Matheson
Matsui
McCarthy (CA)
McCarthy (NY)
McCaul (TX)
McCollum (MN)
McCotter
McCrery
McDermott
McGovern
McHugh
McIntyre
McMorris
Rodgers
McNerney
McNulty
Meek (FL)
Meeke (NY)
Melancon
Mica
Michaud
Miller (MI)
Miller (NC)
Miller, George
Mitchell
Mollohan
Moore (KS)
Moran (KS)
Moran (VA)
Murphy (CT)
Murphy, Patrick
Murphy, Tim
Murtha
Nadler
Napolitano
Neal (MA)
Norton
Nunes
Oberstar
Obey
Oliver
Ortiz
Pallone
Pascarell
Pastor
Payne
Pearce
Perlmutter
Peterson (MN)
Peterson (PA)
Pickering
Platts
Pomeroy
Porter
Price (OH)
Pryce (OH)
Putnam
Radanovich
Rahall
Ramstad
Rangel
Rehberg
Reichert
Renzi
Reyes
Reynolds
Rodriguez
Rogers (AL)
Rogers (KY)
Rogers (MI)
Ros-Lehtinen
Ross

Edwards
Ehlers
Ellison
Ellsworth
Emanuel
Emerson
Engel
English (PA)
Eshoo
Etheridge
Everett
Fallin
Farr
Fattah
Ferguson
Filner
Fortenberry
Fortuño
Frank (MA)
Frelinghuysen
Gerlach
Giffords
Gilchrest
Gillibrand
Gillmor
Gonzalez
Gordon
Graves
Green, Al
Green, Gene
Grijalva
Gutierrez
Hall (NY)
Hall (TX)
Hare
Harman
Hastings (FL)
Hastings (WA)
Hayes
Heller
Herger
Herseth Sandlin
Higgins
Hill
Hinche
Hinojosa
Hirono
Hobson
Hodes
Holden
Holt
Carson
Castle
Castor
Chandler
Christensen
Clarke
Clay
Cleaver
Clyburn
Cohen
Cole (OK)
Conaway
Conyers
Cooper
Costa
Costello
Courtney
Crenshaw
Crowley
Cuellar
Cummings
Davis (AL)
Davis (CA)
Davis (IL)
Davis, Lincoln
Davis, Tom
DeFazio
DeGette
Delahunt
DeLauro
Dent
Diaz-Balart, L.
Diaz-Balart, M.
Dicks
Dingell
Doggett
Donnelly
Doolittle
Doyle

NOES—274

Ferguson
Finler
Fortuño
Frank (MA)
Gerlach
Giffords
Gillibrand
Gillmor
Gonzalez
Goode
Granger
Graves
Green, Al
Green, Gene
Grijalva
Gutierrez
Hall (NY)
Hare
Harman
Hastings (FL)
Herseth Sandlin
Higgins
Hill
Hinche
Hinojosa
Hirono
Hodes
Holden
Holt
Capito
Capps
Capuano
Cardoza
Carnahan
Carney
Carson
Carter
Castle
Castor
Chandler
Christensen
Clarke
Clay
Cleaver
Clyburn
Cohen
Cole (OK)
Conyers
Cooper
Costa
Costello
Courtney
Crowley
Cubin
Cuellar
Cummings
Davis (AL)
Davis (CA)
Davis (KY)
Davis, Lincoln
Davis, Tom
DeFazio
DeGette
Delahunt
DeLauro
Dent
Dicks
Dingell
Doggett
Donnelly
Doyle
Edwards
Ellsworth
Engel
English (PA)
Eshoo
Etheridge
Farr
Fattah
Ferguson
Finler
Fortuño
Frank (MA)
Gerlach
Giffords
Gillibrand
Gillmor
Gonzalez
Goode
Granger
Graves
Green, Al
Green, Gene
Grijalva
Gutierrez
Hall (NY)
Hare
Harman
Hastings (FL)
Herseth Sandlin
Higgins
Hill
Hinche
Hinojosa
Hirono
Hodes
Holden
Holt
Capito
Capps
Capuano
Cardoza
Carnahan
Carney
Carson
Carter
Castle
Castor
Chandler
Christensen
Clarke
Clay
Cleaver
Clyburn
Cohen
Cole (OK)
Conyers
Cooper
Costa
Costello
Courtney
Crowley
Cubin
Cuellar
Cummings
Davis (AL)
Davis (CA)
Davis (KY)
Davis, Lincoln
Davis, Tom
DeFazio
DeGette
Delahunt
DeLauro
Dent
Dicks
Dingell
Doggett
Donnelly
Doyle
Edwards
Ellsworth
Engel
English (PA)
Eshoo
Etheridge
Farr
Fattah
McDermott
McGovern
McHugh
McIntyre
McNerney
McNulty
Meek (FL)
Meeke (NY)
Melancon
Mica
Michaud
Miller (MI)
Miller (NC)
Miller, George
Mitchell
Mollohan
Moore (KS)
Moran (KS)
Moran (VA)
Murphy (CT)
Murphy, Patrick
Murphy, Tim
Murtha
Nadler
Napolitano
Neal (MA)
Norton
Nunes
Oberstar
Obey
Oliver
Ortiz
Pallone
Pascarell
Pastor
Payne
Perlmutter
Peterson (MN)
Peterson (PA)
Platts
Pomeroy
Porter
Price (NC)
Rahall
Ramstad
Rangel
Rehberg
Renzi
Reyes
Rodriguez
Ros-Lehtinen
Ross
Rothman
Roybal-Allard
Ruppersberger
Rush
Ryan (OH)
Salazar
Sanchez, Linda
T.
Sanchez, Loretta
Sarbanes
Saxton
Schakowsky
Schiff
Schwartz
LoBiondo
Loeback
Lofgren, Zoe
Serrano
Sestak
Shea-Porter
Sherman
Shimkus
Shuler
Shuster
Simpson
Sires
Skelton
Slaughter
Smith (NJ)

NOT VOTING—9

Bilbray
Bordallo
Brown, Corrine
Cramer
Davis, Jo Ann
Faleomavaega
Kucinich
Souder
Tancredo

So the amendment was not agreed to.

199.19 MOMENT OF SILENCE FOR BRAZILIAN PLANE CRASH VICTIMS

Mr. CAPUANO, announced that all Members stand and observe a moment of silence in memory of those who lost their lives in a plane crash in Brazil.

199.20 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment submitted by Mr. PRICE of Georgia:

Page 80, line 2, after the first dollar amount and after the second dollar amount, insert "(reduced by \$21,000,000)".

Page 82, line 6, after the first dollar amount, insert "(increased by \$21,000,000)".

Page 82, line 13, after the dollar amount, insert "(increased by \$21,000,000)".

Page 82, line 15, after the dollar amount, insert "(increased by \$21,000,000)".

It was decided in the Yeas ..... 149 negative ..... Nays ..... 274

199.21 [Roll No. 653] AYES—149

Bachmann
Bachus
Baker
Barrett (SC)
Bartlett (MD)
Barton (TX)
Billray
Bilirakis
Drake
Bishop (UT)
Blackburn
Boehner
Ehlers
Bonner
Bono
Boozman
Boustany
Boyda (KS)
Brown (SC)
Brown-Waite, Ginny
Buchanan
Burgess
Burton (IN)
Buyer
Calvert
Camp (MI)
Campbell (CA)
Cannon
Cantor
Chabot
Chabot
Conaway
Crenshaw
Culberson
Davis (IL)
Davis, David
Deal (GA)
Diaz-Balart, L.
Diaz-Balart, M.
Doolittle
Drake
Dreier
Duncan
Ehlers
Emanuel
Emerson
Everett
Fallin
Feeney
Flake
Forbes
Fortenberry
Fossella
Foxo
Franks (AZ)
Frelinghuysen
Gallegly
Garrett (NJ)
Gilchrest
Gingery
Gohmert
Goodlatte
Hastert
Hastings (WA)
Hayes
Heller
Hensarling
Herger
Hobson
Hoekstra
Hulshof
Hunter
Inglis (SC)
Issa
Jindal
Johnson, Sam
Jordan
Keller
King (IA)
King (NY)
Kingston
Kline (MN)
Knollenberg
Lamborn
Latham
Lewis (CA)
Lewis (KY)
Linder
Lungren, Daniel E.
Mack
Manzullo
Marchant
McCarthy (CA)
McCaul (TX)
McCrery
McHenry

Smith (WA)	Towns	Waxman
Snyder	Udall (CO)	Weiner
Solis	Udall (NM)	Welch (VT)
Space	Upton	Weller
Spratt	Van Hollen	Wexler
Stark	Velázquez	Whitfield
Stupak	Visclosky	Wilson (NM)
Sutton	Walden (OR)	Wilson (OH)
Tanner	Walz (MN)	Woolsey
Tauscher	Wasserman	Wu
Taylor	Schultz	Wynn
Thompson (CA)	Waters	Yarmuth
Thompson (MS)	Watson	
Tierney	Watt	

NOT VOTING—13

Baird	Davis, Jo Ann	Kucinich
Bishop (GA)	Ellison	Souder
Bordallo	Faleomavaega	Tancredo
Brown, Corrine	Gordon	
Cramer	Hall (TX)	

So the amendment was not agreed to.

¶99.22 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment submitted by Mr. GARRETT of New Jersey:

Page 80, line 2, after each dollar amount, insert "(reduced by \$33,907,000)".

It was decided in the	Yeas .....	74
negative .....	Nays .....	352
	Answered present	1

¶99.23 [Roll No. 654]

AYES—74

Akin	Garrett (NJ)	Pitts
Bachmann	Gingrey	Poe
Bachus	Gohmert	Price (GA)
Barrett (SC)	Hall (TX)	Putnam
Biggert	Heller	Radanovich
Bilbray	Hensarling	Ramstad
Bilirakis	Inglis (SC)	Rohrabacher
Blackburn	Issa	Roskam
Brown-Waite,	Jindal	Royce
Ginny	Johnson, Sam	Ryan (WI)
Campbell (CA)	Jordan	Sali
Cannon	Keller	Sensenbrenner
Cantor	King (IA)	Sessions
Carney	Kingston	Shadegg
Chabot	Kline (MN)	Smith (NE)
Conaway	Lamborn	Smith (TX)
Culberson	Mack	Space
Davis (KY)	Miller (FL)	Stearns
Davis, David	Mitchell	Sullivan
Deal (GA)	Murphy, Patrick	Terry
Fallin	Musgrave	Thornberry
Feeney	Myrick	Tiberi
Flake	Neugebauer	Walberg
Foxx	Paul	Westmoreland
Franks (AZ)	Pence	Wilson (SC)

NOES—352

Abercrombie	Boustany	Cohen
Ackerman	Boyd (FL)	Cole (OK)
Aderholt	Boyd (KS)	Conyers
Alexander	Brady (PA)	Cooper
Allen	Brady (TX)	Costa
Altmire	Braley (IA)	Costello
Andrews	Brown (SC)	Courtney
Arcuri	Buchanan	Crenshaw
Baca	Burgess	Crowley
Baird	Burton (IN)	Cubin
Baker	Butterfield	Cuellar
Baldwin	Buyer	Cummings
Barrow	Calvert	Davis (AL)
Barton (TX)	Camp (MI)	Davis (CA)
Bean	Capito	Davis (IL)
Becerra	Capps	Davis, Lincoln
Berkley	Capuano	Davis, Tom
Berman	Cardoza	DeFazio
Berry	Carnahan	DeGette
Bishop (GA)	Carson	Delahunt
Bishop (NY)	Carter	DeLauro
Blumenauer	Castle	Dent
Blunt	Castor	Diaz-Balart, L.
Boehner	Chandler	Diaz-Balart, M.
Bonner	Christensen	Dicks
Bono	Clarke	Dingell
Boozman	Clay	Doggett
Boren	Cleaver	Donnelly
Boswell	Clyburn	Doolittle
Boucher	Coble	Doyle

Drake	Langevin	Rehberg
Dreier	Lantos	Reichert
Duncan	Larsen (WA)	Renzi
Edwards	Larson (CT)	Reyes
Ehlers	Latham	Reynolds
Ellison	LaTourette	Rodriguez
Ellsworth	Lee	Rogers (AL)
Emanuel	Levin	Rogers (KY)
Emerson	Lewis (CA)	Rogers (MI)
Engel	Lewis (GA)	Ros-Lehtinen
English (PA)	Lewis (KY)	Ross
Eshoo	Linder	Rothman
Etheridge	Lipinski	Roybal-Allard
Everett	LoBiondo	Ruppersberger
Farr	Loeb	Rush
Fattah	Lofgren, Zoe	Ryan (OH)
Ferguson	Lowey	Salazar
Flner	Lucas	Sánchez, Linda
Forbes	Lungren, Daniel	T.
Fortenberry	E.	Sanchez, Loretta
Fortuño	Lynch	Sarbanes
Fossella	Mahoney (FL)	Saxton
Frank (MA)	Maloney (NY)	Schakowsky
Frelinghuysen	Manzullo	Schiff
Galleghy	Marchant	Schmitt
Gerlach	Markey	Schwartz
Giffords	Marshall	Scott (GA)
Gilchrest	Matheson	Scott (VA)
Gillibrand	Matsui	Serrano
Gillmor	McCarthy (CA)	Sestak
Gonzalez	McCarthy (NY)	Shays
Goode	McCaul (TX)	Shea-Porter
Goodlatte	McCollum (MN)	Sherman
Gordon	McCotter	Shimkus
Granger	McCrery	Shuler
Graves	McDermott	Shuster
Green, Al	McGovern	Simpson
Green, Gene	McHenry	Sires
Grijalva	McHugh	Skelton
Gutierrez	McIntyre	Slaughter
Hall (NY)	McKeon	Smith (NJ)
Hare	McMorris	Smith (WA)
Harman	Rodgers	Snyder
Hastert	McNerney	Solis
Hastings (FL)	McNulty	Spratt
Hastings (WA)	Meek (FL)	Spratt
Hayes	Meeks (NY)	Stark
Herger	Melancon	Stupak
Herseth Sandlin	Mica	Sutton
Higgins	Michaud	Tanner
Hill	Miller (MI)	Tauscher
Hinchee	Miller (NC)	Taylor
Hinojosa	Miller, Gary	Thompson (CA)
Hiron	Miller, George	Thompson (MS)
Hobson	Mollohan	Tiahrt
Hodes	Moore (KS)	Tierney
Hoekstra	Moore (WI)	Towns
Holden	Moran (KS)	Turner
Holt	Moran (VA)	Udall (CO)
Honda	Murphy (CT)	Udall (NM)
Hooley	Murphy, Tim	Upton
Hoyer	Murtha	Van Hollen
Hulshof	Nadler	Velázquez
Hunter	Napolitano	Visclosky
Insee	Neal (MA)	Walden (OR)
Israel	Norton	Walsh (NY)
Jackson (IL)	Nunes	Walz (MN)
Jackson-Lee	Oberstar	Wamp
(TX)	Obey	Wasserman
Jefferson	Oliver	Schultz
Johnson (GA)	Ortiz	Waters
Johnson (IL)	Pallone	Watson
Johnson, E. B.	Pascrell	Watt
Jones (NC)	Pastor	Waxman
Jones (OH)	Payne	Weiner
Kagen	Pearce	Welch (VT)
Kanjorski	Perlmutter	Weldon (FL)
Kaptur	Peterson (MN)	Weller
Kennedy	Peterson (PA)	Wexler
Kildee	Petri	Whitfield
Kilpatrick	Pickering	Wicker
Kind	Platts	Wilson (NM)
King (NY)	Pomeroy	Wilson (OH)
Kirk	Porter	Wolf
Klein (FL)	Price (NC)	Woolsey
Knollenberg	Pryce (OH)	Wu
Kuhl (NY)	Rahall	Wynn
LaHood	Rangel	Yarmuth
Lampson	Regula	Young (AK)
		Young (FL)

ANSWERED "PRESENT"—1

Bartlett (MD)

NOT VOTING—9

Bishop (UT)	Cramer	Kucinich
Bordallo	Davis, Jo Ann	Souder
Brown, Corrine	Faleomavaega	Tancredo

So the amendment was not agreed to.

¶99.24 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment submitted by Ms. FOXX:

Page 82, line 6, after the first dollar amount, insert "(reduced by \$10,000,000)".

Page 82, line 13, after the dollar amount, insert "(reduced by \$10,000,000)".

Page 84, line 24, after the dollar amount, insert "(increased by \$10,000,000)".

Page 84, line 25, after the dollar amount, insert "(increased by \$10,000,000)".

It was decided in the	Yeas .....	186
negative .....	Nays .....	241

¶99.25 [Roll No. 655]

AYES—186

Aderholt	Fortuño	Miller, Gary
Akin	Fossella	Murphy, Tim
Alexander	Foxx	Myrick
Bachmann	Franks (AZ)	Neugebauer
Bachus	Frelinghuysen	Nunes
Baker	Galleghy	Paul
Barrett (SC)	Garrett (NJ)	Pearce
Bartlett (MD)	Gerlach	Pence
Barton (TX)	Gingrey	Peterson (PA)
Biggert	Gohmert	Petri
Bilbray	Goode	Pickering
Bilirakis	Goodlatte	Pitts
Bishop (UT)	Granger	Platts
Blackburn	Graves	Poe
Blunt	Hall (TX)	Price (GA)
Boehner	Hastert	Pryce (OH)
Bonner	Hastings (WA)	Putnam
Bono	Hayes	Radanovich
Boozman	Heller	Ramstad
Boustany	Hensarling	Regula
Boyd (KS)	Herger	Rehberg
Brady (TX)	Hobson	Reichert
Brown (SC)	Hoekstra	Reynolds
Brown-Waite,	Hulshof	Rogers (AL)
Ginny	Hunter	Rogers (MI)
Buchanan	Inglis (SC)	Rohrabacher
Burgess	Issa	Roskam
Burton (IN)	Jindal	Royce
Buyer	Johnson (IL)	Ryan (WI)
Calvert	Johnson, Sam	Sali
Camp (MI)	Jones (NC)	Saxton
Campbell (CA)	Jordan	Schmidt
Cannon	Keller	Sensenbrenner
Cantor	King (IA)	Sessions
Carney	King (NY)	Shadegg
Chabot	Kingston	Shays
Conaway	Kline (MN)	Shimkus
Coble	Knollenberg	Shuster
Cole (OK)	Kuhl (NY)	Simpson
Conaway	Lamborn	Smith (NE)
Crenshaw	Latham	Smith (NJ)
Cubin	LaTourette	Smith (TX)
Culberson	Lewis (CA)	Stearns
Davis, David	Lewis (KY)	Sullivan
Davis, Tom	Linder	Terry
Deal (GA)	LoBiondo	Thornberry
Dent	Lungren, Daniel	Tiahrt
Diaz-Balart, L.	E.	Tiberi
Diaz-Balart, M.	Mack	Turner
Doolittle	Manzullo	Upton
Drake	Marchant	Walberg
Dreier	McCarthy (CA)	Walden (OR)
Duncan	McCaul (TX)	Walsh (NY)
Ehlers	McCotter	Wamp
Emerson	McCrary	Weldon (FL)
English (PA)	McHenry	Weller
Everett	McHugh	Westmoreland
Fallin	McKeon	Whitfield
Feeney	McMorris	Wicker
Ferguson	Rodgers	Wilson (NM)
Flake	Mica	Wilson (SC)
Forbes	Miller (FL)	Wolf
Fortenberry	Miller (MI)	Young (FL)

NOES—241

Abercrombie	Berkley	Butterfield
Ackerman	Berman	Capito
Allen	Berry	Capps
Altmire	Bishop (GA)	Capuano
Andrews	Bishop (NY)	Cardoza
Arcuri	Blumenauer	Carnahan
Baca	Boren	Carney
Baird	Boswell	Carson
Baldwin	Boucher	Castle
Barrow	Boyd (FL)	Castor
Bean	Brady (PA)	Chandler
Becerra	Braley (IA)	Christensen

Table with 9 columns listing names and their corresponding states. Includes names like Clarke, Johnson, Price, Boozman, Granger, Nunes, McHugh, Rangel, Space, etc.

NOES—309

NOT VOTING—11

Table listing names and states for the first 'NOT VOTING' group, including Bordallo, Brown, Cramer, Davis, Jo Ann, Musgrave, Faleomavaega, Souder, Kucinich, Tancredo.

So the amendment was not agreed to. After some further time,

99.26 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment numbered 49, submitted by Mr. SHAD-EGG:

Page 82, line 6 after the first dollar amount, insert "(reduced by \$10,695,000)".

It was decided in the Yeas ..... 116 negative ..... Nays ..... 309

99.27 [Roll No. 656] AYES—116

Table listing names and states for the 'AYES' group, including Akin, Bachmann, Bachus, Barrett, etc.

Table listing names and states for the 'NOES' group, including Abercrombie, Cummings, Davis, etc.

Table listing names and states for the 'NOT VOTING' group, including Bordallo, Brown, Costa, Davis, Jo Ann, etc.

So the amendment was not agreed to.

99.28 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment numbered 50, submitted by Mr. WEST-MORELAND:

Page 82, line 6 after the first dollar amount, insert "(reduced by \$23,533,000)".

It was decided in the Yeas ..... 97 negative ..... Nays ..... 331

99.29 [Roll No. 657]

Table listing names and states for the 'AYES' group, including Akin, Bachmann, Bachus, Barrett, etc.



99.32 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment submitted by Mr. GARRETT of New Jersey:

Page 85, line 19, after the dollar amount, insert "(reduced by \$2,279,000)".

It was decided in the Yeas ..... 95 negative ..... 335

99.33 [Roll No. 659]

AYES—95

- Akin Feeney Mica
Bachmann Flake Miller (FL)
Bachus Fossella Miller (MI)
Barrett (SC) Foxx Miller, Gary
Barrow Franks (AZ) Myrick
Bean Gallegly Paul
Biggett Garrett (NJ) Pence
Blackburn Gingrey Petri
Boehner Gohmert Poe
Brown (SC) Goode Price (GA)
Brown-Waite, Granger Putnam
Ginny Hall (TX) Radanovich
Burton (IN) Heller Rogers (AL)
Buyer Hensarling Rohrabacher
Calvert Inglis (SC) Roskam
Campbell (CA) Issa Royce
Cannon Johnson, Sam Ryan (WI)
Cantor Jordan Sali
Chabot Keller Schmidt
Coble King (IA) Sensenbrenner
Cole (OK) Kingston Sessions
Culberson Kline (MN) Shadegg
Davis (KY) Lamborn Shuler
Davis, David Lewis (KY) Shuster
Davis, Lincoln Linder Space
Deal (GA) Mack Sullivan
Donnelly Manzullo Tanner
Drake Marchant Taylor
Dreier Marshall Walberg
Duncan Matheson Wamp
Ellsworth McCaul (TX) Westmoreland
Fallin McHenry Wilson (SC)

NOES—335

- Abercrombie Castle Ferguson
Ackerman Castor Filner
Aderholt Chandler Forbes
Alexander Christensen Fortenberry
Allen Clarke Fortuño
Altmire Clay Frank (MA)
Andrews Cleaver Frelinghuysen
Arcuri Clyburn Gerlach
Baca Cohen Giffords
Baird Conaway Gilchrest
Baker Conyers Gillibrand
Baldwin Cooper Gillmor
Bartlett (MD) Costa Gonzalez
Barton (TX) Costello Goodlatte
Becerra Courtney Gordon
Berkley Cramer Graves
Berman Crenshaw Green, Al
Berry Crowly Green, Gene
Bilbray Cubin Grijalva
Bilirakis Cuellar Gutierrez
Bishop (GA) Cummings Hall (NY)
Bishop (NY) Davis (AL) Hare
Bishop (UT) Davis (CA) Harman
Blumenauer Davis (IL) Hastert
Blunt Davis, Tom Hastings (FL)
Bonner DeFazio Hastings (WA)
Bono DeGette Hayes
Boozman Delahunt Herger
Boren DeLauro Herseth Sandlin
Boswell Dent Higgins
Boucher Diaz-Balart, L. Hill
Boustany Diaz-Balart, M. Hinchey
Boyd (FL) Dicks Hinojosa
Boyd (KS) Dingell Hirono
Brady (PA) Doggett Hobson
Brady (TX) Doolittle Hodes
Braley (IA) Doyle Hoekstra
Buchanan Edwards Holden
Burgess Ehlers Holt
Butterfield Ehlers Honda
Ellison Ellison Hooley
Camp (MI) Emanuel Hoyer
Capito Emerson Hulshof
Capps Engel Hunter
Capuano English (PA) Inslee
Cardoza Eshoo Israel
Carnahan Etheridge Jackson (IL)
Carney Everett Jackson-Lee
Carson Farr
Carter Fattah (TX)

- Jefferson Mitchell Scott (VA)
Jindal Mollohan Serrano
Johnson (GA) Moore (KS) Sestak
Johnson (IL) Moore (WI) Shays
Johnson, E. B. Moran (KS) Shea-Porter
Jones (NC) Moran (VA) Sherman
Jones (OH) Murphy (CT) Shimkus
Kagen Murphy, Patrick Simpson
Kanjorski Murphy, Tim Sires
Kaptur Murtha Skelton
Kennedy Musgrave Slaughter
Kildee Nadler Smith (NJ)
Kilpatrick Napolitano Smith (NE)
Kind Neal (MA) Smith (TX)
King (NY) Neugebauer Smith (WA)
Kirk Norton Snyder
Klein (FL) Nunes Solis
Knollenberg Oberstar Souder
Kucinich Obey Spratt
Kuhl (NY) Olver Stearns
LaHood Ortiz Stupak
Lampson Pallone Sutton
Langevin Pascrell Tauscher
Lantos Pastor Terry
Larsen (WA) Payne Thompson (CA)
Larson (CT) Pearce Thompson (MS)
Latham Perlmutter Thornberry
LaTourette Peterson (MN) Tiahrt
Lee Peterson (PA) Tiberi
Levin Pickering Tierney
Lewis (CA) Pitts Towns
Lewis (GA) Platts Turner
Lipinski Pomeroy Udall (CO)
LoBiondo Porter Udall (NM)
Loeb sack Price (NC) Pryce (OH)
Lofgren, Zoe Rahall Van Hollen
Lowey Lucas Ramstad Velázquez
Lucas Rangel Walsh (OR)
Lungren, Daniel Regula Wald (NY)
E. Lynch Rehberg Walsh (MN)
Mahoney (FL) Reichert Walz (MN)
Maloney (NY) Renzi Wasserman
Markey Reyes Schultz
Matsui Reynolds Waters
McCarthy (CA) Rodriguez Watson
McCarthy (NY) Rogers (KY) Watt
McCollum (MN) Rogers (MI) Waxman
McCotter Ros-Lehtinen Weiner
McCrery Ross Welch (VT)
McDermott Rothman Weldon (FL)
McGovern Roybal-Allard Weller
McHugh Ruppertsberger Wexler
McIntyre Rush Whitfield
McKeon Ryan (OH) Wicker
McMorris Salazar Wilson (NM)
Rodgers Sánchez, Linda Wilson (OH)
McNulty T. Wolf
Meek (FL) Sanchez, Loretta Woolsey
Meeks (NY) Sarbanes Wu
Melancon Saxton Wynn
Michaud Schakowsky Yarmuth
Miller (NC) Schiff Yarmuth
Miller, George Schwartz Young (AK)
Scott (GA) Scott (GA) Young (FL)

NOT VOTING—6

- Bordallo Davis, Jo Ann Stark
Brown, Corrine Paleomavaega Tancredo

So the amendment was not agreed to.

99.34 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment numbered 65, submitted by Mr. PRICE of Georgia:

Page 89, line 7, after the dollar amount, insert "(reduced by \$64,987,000)".

It was decided in the Yeas ..... 79 negative ..... 349

99.35 [Roll No. 660]

AYES—79

- Akin Brown-Waite, Deal (GA)
Bachmann Ginny Duncan
Bachus Burton (IN) Feeney
Barrett (SC) Campbell (CA) Flake
Cannon Bartlett (MD) Fossella
Cantor Barton (TX) Foxx
Carter Blackburn Carter Franks (AZ)
Chabot Chabot Garrett (NJ)
Coble Boehner Goode
Culberson Granger Heller

- Hensarling McHenry Royce
Inglis (SC) Mica Ryan (WI)
Issa Miller (FL) Sali
Johnson, Sam Musgrave Schmidt
Jordan Myrick Sensenbrenner
Keller Neugebauer Sessions
King (IA) Nunes Shadegg
Kingston Paul Shimkus
Kline (MN) Pence Shuster
Lamborn Petri Souder
Linder Pitts Stearns
Lungren, Daniel Poe Terry
E. Price (GA) Thornberry
Mack Putnam Wamp
Manzullo Radanovich Westmoreland
Marchant Rohrabacher Wilson (SC)

NOES—349

- Abercrombie Diaz-Balart, L. Jones (OH)
Ackerman Diaz-Balart, M. Kagen
Aderholt Dicks Kanjorski
Alexander Dingell Kaptur
Allen Doggett Kennedy
Altmire Donnelly Kildee
Andrews Doolittle Kilpatrick
Arcuri Doyle Kind
Baca Drake King (NY)
Baird Dreier Kirk
Baker Edwards Klein (FL)
Baldwin Ehlers Knollenberg
Barrow Ellison Kucinich
Bean Ellsworth Kuhl (NY)
Becerra Emanuel LaHood
Berkley Emerson Lampson
Berman Engel Langevin
Berry English (PA) Lantos
Biggett Eshoo Larsen (WA)
Bilbray Etheridge Larson (CT)
Bilirakis Everett Latham
Bishop (GA) Fallin LaTourette
Bishop (NY) Farr Lee
Bishop (UT) Fattah Levin
Blumenauer Ferguson Lewis (CA)
Bonner Filner Lewis (GA)
Bono Forbes Lewis (KY)
Boozman Fortenberry Lipinski
Boren Fortuño LoBiondo
Boswell Frank (MA) Loeb sack
Boucher Frelinghuysen Lofgren, Zoe
Boustany Gallegly Lowey
Boyd (FL) Gerlach Lucas
Boyd (KS) Giffords Lynch
Brady (PA) Gilchrest Mahoney (FL)
Braley (IA) Gillibrand Maloney (NY)
Buchanan Gillmor Markey
Burgess Gingrey Marshall
Butterfield Gohmert Matheson
Buyer Gonzalez Matsui
Calvert Goodlatte McCarthy (CA)
Camp (MI) Gordon McCarthy (NY)
Capito Graves McCaul (TX)
Capps Green, Al McCollum (MN)
Capuano Green, Gene McCotter
Cardoza Grijalva McCrery
Carnahan Gutierrez McDermott
Carney Hall (NY) McGovern
Carson Hare McHugh
Castle Harman McIntyre
Castor Hastert McKeon
Chandler Hastings (FL) McMorris
Christensen Hastings (WA) Rodgers
Clarke Hayes McNerney
Clay Herger McNulty
Cleaver Herseth Sandlin Meek (FL)
Clyburn Higgins Meeks (NY)
Cohen Hill Melancon
Cole (OK) Hinchey Michaud
Conaway Hinojosa Miller (MI)
Conyers Hirono Miller (NC)
Cooper Hobson Miller, Gary
Costa Hodes Miller, George
Costello Hoekstra Mitchell
Courtney Holden Mollohan
Cramer Holt Moore (KS)
Crenshaw Honda Moore (WI)
Crowley Hooley Moran (KS)
Cubin Hoyer Moran (VA)
Cuellar Hulshof Murphy (CT)
Cummings Hunter Murphy, Patrick
Davis (AL) Inslee Murphy, Tim
Davis (CA) Israel Murtha
Davis (IL) Jackson (IL) Nadler
Davis (KY) Jackson-Lee Napolitano
Davis, Lincoln (TX) Neal (MA)
Davis, Tom Jefferson Norton
DeFazio Jindal Oberstar
DeGette Johnson (GA) Obey
Delahunt Johnson (IL) Olver
DeLauro Johnson, E. B. Ortiz
Dent Jones (NC) Pallone



Pascrell  
Pastor  
Payne  
Pearce  
Perlmutter  
Peterson (MN)  
Peterson (PA)  
Pickering  
Platts  
Pomeroy  
Porter  
Price (NC)  
Pryce (OH)  
Rahall  
Ramstad  
Rangel  
Regula  
Rehberg  
Reichert  
Renzi  
Reyes  
Reynolds  
Rodriguez  
Rogers (AL)  
Rogers (KY)  
Rogers (MI)  
Ros-Lehtinen  
Roskam  
Ross  
Rothman  
Roybal-Allard  
Ruppersberger  
Rush  
Ryan (OH)  
Salazar

Sánchez, Linda  
T.  
Sanchez, Loretta  
Sarbanes  
Saxton  
Schakowsky  
Schiff  
Schwartz  
Scott (GA)  
Scott (VA)  
Serrano  
Sestak  
Shays  
Shea-Porter  
Sherman  
Shuler  
Simpson  
Sires  
Skelton  
Slaughter  
Smith (NE)  
Smith (NJ)  
Smith (TX)  
Smith (WA)  
Snyder  
Solis  
Space  
Spratt  
Stupak  
Sutton  
Tanner  
Tauscher  
Taylor  
Thompson (CA)  
Thompson (MS)  
Tiahrt

Tiberi  
Tierney  
Towns  
Turner  
Udall (CO)  
Udall (NM)  
Upton  
Van Hollen  
Velázquez  
Visclosky  
Walberg  
Walden (OR)  
Walsh (NY)  
Walz (MN)  
Wasserman  
Schultz  
Waters  
Watson  
Watt  
Waxman  
Weiner  
Welch (VT)  
Weldon (FL)  
Weller  
Wexler  
Whitfield  
Wicker  
Wilson (NM)  
Wilson (OH)  
Wolf  
Woodsey  
Wu  
Wynn  
Yarmuth  
Young (AK)  
Young (FL)

Abercrombie  
Ackerman  
Aderholt  
Alexander  
Allen  
Altmire  
Andrews  
Arcuri  
Baca  
Baird  
Baker  
Baldwin  
Barrow  
Bean  
Becerra  
Berkley  
Berman  
Berry  
Biggart  
Bishop (GA)  
Bishop (NY)  
Bishop (UT)  
Blumenauer  
Bonner  
Bono  
Boozman  
Boren  
Boswell  
Boucher  
Boustany  
Boyd (FL)  
Boyd (KS)  
Brady (PA)  
Braley (IA)  
Brown (SC)  
Buchanan  
Butterfield  
Camp (MI)  
Capito  
Capps  
Capuano  
Cardoza  
Carnahan  
Carney  
Carson  
Castle  
Castor  
Chandler  
Christensen  
Clarke  
Clay  
Cleaver  
Clyburn  
Cohen  
Cole (OK)  
Conyers  
Cooper  
Costa  
Costello  
Courtney  
Cramer  
Crenshaw  
Crowley  
Cuellar  
Cummings  
Davis (AL)  
Davis (CA)  
Davis (IL)  
Davis (KY)  
Davis, Lincoln  
Davis, Tom  
DeFazio  
DeGette  
Delahunt  
DeLauro  
Dent  
Diaz-Balart, L.  
Diaz-Balart, M.  
Dicks  
Dingell  
Doggett  
Donnelly  
Doyle  
Drake  
Edwards  
Ehlers  
Ellison  
Ellsworth  
Emanuel  
Engel  
English (PA)  
Eshoo  
Etheridge  
Everett  
Fallin  
Farr  
Fattah  
Ferguson

NOES—334

Sutton  
Tanner  
Tauscher  
Taylor  
Terry  
Thompson (CA)  
Thompson (MS)  
Tiberi  
Tierney  
Towns  
Turner  
Udall (CO)  
Udall (NM)  
Upton

Van Hollen  
Velázquez  
Visclosky  
Walden (OR)  
Walsh (NY)  
Walz (MN)  
Wasserman  
Schultz  
Waters  
Watson  
Watt  
Waxman  
Weiner  
Welch (VT)

NOT VOTING—6

Bordallo  
Brown, Corrine

Davis, Jo Ann  
Faleomavaega  
Stark  
Tancredo

So the amendment was not agreed to.

99.38 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment numbered 56, submitted by Mr. LAMBORN:

Page 103, strike line 7 and all that follows through the comma on page 104, line 12.

It was decided in the { Yeas ..... 72  
negative ..... } Nays ..... 357

99.39 [Roll No. 662]

AYES—72

Akin  
Bachmann  
Barrett (SC)  
Bartlett (MD)  
Bishop (UT)  
Blackburn  
Boehner  
Brady (TX)  
Buyer  
Campbell (CA)  
Cannon  
Cantor  
Carter  
Chabot  
Conaway  
Culberson  
Davis, David  
Deal (GA)  
Doolittle  
Dreier  
Feeney  
Flake  
Forbes  
Foxy  
Franks (AZ)

Garrett (NJ)  
Miller, Gary  
Musgrave  
Myrick  
Neugebauer  
Paul  
Pence  
Pitts  
Hensarling  
Poe  
Price (GA)  
Radanovich  
Rohrabacher  
Roskam  
Royce  
Ryan (WI)  
Sali  
Sensenbrenner  
Sessions  
Shadegg  
Thornberry  
Tiahrt  
Weldon (FL)  
Westmoreland  
Wilson (SC)

NOES—357

Bordallo  
Brown, Corrine  
Davis, Jo Ann

NOT VOTING—8

Faleomavaega  
Hall (TX)  
Stark  
Sullivan  
Tancredo

So the amendment was not agreed to.

99.36 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment numbered 55, submitted by Mr. SHAD-EGG:

Page 97, line 16, after the first dollar amount, insert “(reduced by \$255,625,000)”.

Page 97, line 17, after the dollar amount, insert “(reduced by \$255,625,000)”.

Page 98, line 20, after the dollar amount, insert “(reduced by \$55,000,000)”.

It was decided in the { Yeas ..... 96  
negative ..... } Nays ..... 334

99.37 [Roll No. 661]

AYES—96

Akin  
Bachmann  
Bachus  
Barrett (SC)  
Bartlett (MD)  
Barton (TX)  
Bilbray  
Bilirakis  
Blackburn  
Blunt  
Boehner  
Brady (TX)  
Brown-Waite,  
Ginny  
Burgess  
Burton (IN)  
Buyer  
Calvert  
Campbell (CA)  
Cannon  
Cantor  
Carter  
Chabot  
Coble  
Conaway  
Cubin  
Culberson  
Davis, David  
Deal (GA)  
Doolittle  
Dreier  
Duncan  
Feeney

Flake  
Fossella  
Foxy  
Franks (AZ)  
Gallegly  
Garrett (NJ)  
Gingrey  
Goode  
Goodlatte  
Hastert  
Poe  
Hastings (WA)  
Hayes  
Hensarling  
Herger  
Hunter  
Inglis (SC)  
Johnson, Sam  
Jones (NC)  
Jordan  
Keller  
King (IA)  
Kingston  
Kline (MN)  
Lamborn  
Lewis (KY)  
Linder  
Lungren, Daniel  
E.  
Mack  
Manzullo  
Marchant  
McHenry  
Mica

Miller (FL)  
Miller, Gary  
Musgrave  
Myrick  
Neugebauer  
Paul  
Pence  
Petri  
Pitts  
Poe  
Price (GA)  
Radanovich  
Rogers (AL)  
Rohrabacher  
Royce  
Ryan (WI)  
Sali  
Sensenbrenner  
Sessions  
Shadegg  
Shimkus  
Shuster  
Smith (NE)  
Stearns  
Sullivan  
Thornberry  
Tiahrt  
Walberg  
Wamp  
Westmoreland  
Wilson (SC)  
Young (FL)

Jefferson  
Jindal  
Johnson (GA)  
Johnson (IL)  
Johnson, E. B.  
Jones (OH)  
Kagen  
Kanjorski  
Kaptur  
Kennedy  
Kildee  
Kilpatrick  
Courtney  
Cramer  
Crenshaw  
Crowley  
Cuellar  
Cummings  
Davis (AL)  
Davis (CA)  
Davis (IL)  
Davis (KY)  
Davis, Lincoln  
Davis, Tom  
DeFazio  
DeGette  
Delahunt  
DeLauro  
Dent  
Diaz-Balart, L.  
Diaz-Balart, M.  
Dicks  
Dingell  
Doggett  
Donnelly  
Doyle  
Drake  
Edwards  
Ehlers  
Ellison  
Ellsworth  
Emanuel  
Engel  
English (PA)  
Eshoo  
Etheridge  
Everett  
Fallin  
Farr  
Fattah  
Ferguson

Abercrombie  
Ackerman  
Aderholt  
Alexander  
Allen  
Altmire  
Andrews  
Arcuri  
Sarbanes  
Saxton  
Schakowsky  
Schiff  
Schmidt  
Schwartz  
Scott (GA)  
Scott (VA)  
Serrano  
Sestak  
Shays  
Shea-Porter  
Sherman  
Shuler  
Simpson  
Sires  
Skelton  
Slaughter  
Smith (NJ)  
Smith (TX)  
Smith (WA)  
Snyder  
Solis  
Souders  
Space  
Spratt  
Stupak

Boyd (KS)  
Brady (PA)  
Braley (IA)  
Brown (SC)  
Brown-Waite,  
Ginny  
Buchanan  
Burgess  
Burton (IN)  
Butterfield  
Calvert  
Camp (MI)  
Capito  
Capps  
Capuano  
Cardoza  
Carnahan  
Berkley  
Carson  
Castle  
Castor  
Chandler  
Christensen  
Clarke  
Clay  
Cleaver  
Clyburn  
Coble  
Cohen  
Boozman  
Boren  
Boswell  
Boucher  
Boustany  
Boyd (FL)

Etheridge	Levin	Ross
Everett	Lewis (CA)	Rothman
Fallin	Lewis (GA)	Roybal-Allard
Farr	Lewis (KY)	Ruppersberger
Fattah	Lipinski	Rush
Ferguson	LoBiondo	Ryan (OH)
Filner	Loeb sack	Salazar
Fortenberry	Lofgren, Zoe	Sánchez, Linda
Fortuño	Lowe y	T.
Fossella	Lucas	Sanchez, Loretta
Frank (MA)	Lynch	Sarbanes
Frelinghuysen	Mahoney (FL)	Saxton
Gallegly	Maloney (NY)	Schakowsky
Gerlach	Markey	Schiff
Giffords	Marshall	Schmidt
Gilchrest	Matheson	Schwartz
Gillibrand	Matsui	Scott (GA)
Gillmor	McCarthy (CA)	Scott (VA)
Gonzalez	McCarthy (NY)	Serrano
Gordon	McCaul (TX)	Sestak
Granger	McCollum (MN)	Shays
Graves	McCotter	Shea-Porter
Green, Al	McCrery	Sherman
Green, Gene	McDermott	Shimkus
Grijalva	McGovern	Shuler
Gutierrez	McHugh	Shuster
Hall (NY)	McIntyre	Simpson
Hall (TX)	McMorris	Sires
Hare	Rodgers	Skelton
Harman	McNerney	Slaughter
Hastings (FL)	McNulty	Smith (NE)
Hayes	Meek (FL)	Smith (NJ)
Heller	Meeks (NY)	Smith (TX)
Herse th Sandlin	Melancon	Smith (WA)
Higgins	Michaud	Snyder
Hill	Miller (MI)	Solis
Hinche y	Miller (NC)	Souder
Hinojosa	Miller, George	Space
Hirono	Mitchell	Spratt
Hobson	Mollohan	Stearns
Hodes	Moore (KS)	Stupak
Hoekstra	Moore (WI)	Sullivan
Holden	Moran (KS)	Sutton
Holt	Moran (VA)	Tanner
Honda	Murphy (CT)	Tauscher
Hooley	Murphy, Patrick	Taylor
Hoyer	Murphy, Tim	Terry
Hulshof	Murtha	Thompson (CA)
Hunter	Nadler	Thompson (MS)
Inglis (SC)	Napolitano	Tiberi
Insee	Neal (MA)	Tierney
Israel	Norton	Towns
Issa	Nunes	Turner
Jackson (IL)	Oberstar	Udall (CO)
Jackson-Lee	Obey	Udall (NM)
(TX)	Olver	Upton
Jefferson	Ortiz	Van Hollen
Jindal	Pallone	Velázquez
Johnson (GA)	Pascrell	Visclosky
Johnson (IL)	Pastor	Walberg
Johnson, E. B.	Payne	Walden (OR)
Jones (NC)	Pearce	Walsh (NY)
Jones (OH)	Perlmutter	Walz (MN)
Kagen	Peterson (MN)	Wamp
Kanjorski	Peterson (PA)	Wasserman
Kaptur	Petri	Schultz
Kennedy	Platts	Waters
Kildee	Pomeroy	Watson
Kilpatrick	Porter	Watt
Kind	Price (NC)	Waxman
King (NY)	Pryce (OH)	Weiner
Kirk	Putnam	Welch (VT)
Klein (FL)	Rahall	Weller
Kline (MN)	Ramstad	Wexler
Knollenberg	Rangel	Whitfield
Kucinich	Regula	Wicker
Kuhl (NY)	Rehberg	Wilson (NM)
LaHood	Reichert	Wilson (OH)
Lampson	Renzi	Wolf
Langevin	Reyes	Woolsey
Lantos	Reynolds	Wu
Larsen (WA)	Rodriguez	Wynn
Larson (CT)	Rogers (AL)	Yarmuth
Latham	Rogers (KY)	Young (AK)
LaTourette	Rogers (MI)	Young (FL)
Lee	Ros-Lehtinen	

NOT VOTING—7

Bordallo	Faleomavaega	Tancredo
Brown, Corrine	Pickering	
Davis, Jo Ann	Stark	

So the amendment was not agreed to.

¶99.40 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment submitted by Mr. OBEY:

At the end of the bill (before the short title), insert the following:

SEC. \_\_\_\_ None of the funds in this Act may be used for the following:

Children Uniting Nations, Los Angeles, CA;  
Crisis Nursery of the Ozarks, Springfield, MO;  
Jefferson County, Golden, CO;  
New York Center for Children, New York, NY;  
Shelter for Abused Women, Winchester, VA;  
Arrowhead Economic Opportunity Agency, Virginia, MN;  
Augusta Levy Learning Center, Wheeling, WV;  
Beth El House, Alexandria, VA;  
Children's Home Society of South Dakota, Sioux Falls, SD;  
Christian Outreach of Lutherans, Waukegan, IL;  
City of Detroit, MI;  
City of Fort Worth, TX;  
City of San Jose, CA;  
Cliff Hagan Boys and Girls Club—Mike Horn Unit, Owensboro, KY;  
Communities In Schools, Bell-Coryell Counties, Inc., Killeen, TX;  
Covenant House Florida, Ft. Lauderdale, FL;  
Eisner Pediatric and Family Medical Center, Los Angeles, CA;  
Every Citizen Has Opportunities, Inc., Leesburg, VA;  
Family Center of Washington County, Montpelier, VT;  
First 5 Alameda County, San Leandro, CA;  
Friendship Circle of the South Bay, Redondo Beach, CA;  
Greater New Britain Teen Pregnancy Prevention, Inc., New Britain, CT;  
Hamilton-Madison House, New York, NY;  
Healthy Learners Dillon, Columbia, SC;  
Helping Children Worldwide, Herndon, VA;  
Hennepin County Human Services and Public Health Department, Minneapolis, MN;  
Hillside Family of Agencies, Rochester, NY;  
Hope Village for Children, Meridian, MS;  
Horizons for Homeless Children, Boston, MA;  
Kingsborough Community College, Brooklyn, NY;  
L.I.F.T. Women's Resource Center, Detroit, MI;  
Lawrence County Social Services, New Castle, PA;  
Lutheran Social Services, Duluth, MN;  
Marcus Institute, Atlanta, GA;  
Mary's Family, Orlean, VA;  
Mecklenburg County, Charlotte, NC;  
Missouri Bootheel Regional Consortium, Portageville, MO;  
Monterey County Probation Department, Salinas, CA;  
Nashua Adult Learning Center, Nashua, NH;  
National Energy Assistance Directors' Association, Washington, DC;  
Network for Instructional TV, Inc., Reston, VA;  
Nurses for Newborns Foundation, St. Louis, MO;  
Organization of the NorthEast, Chicago, IL;  
Pediatric Interim Care Center, Kent, WA;  
Public Health Department, Solano County, Fairfield, CA;  
Sephardic Bikur Holim of Monmouth County, Deal, NJ;  
Services, Immigrant Rights and Education Network, San Jose, CA  
Southern Illinois University, Carbondale, IL;  
Stephen F. Austin State University, Nacogdoches, TX;  
Susan Wesley Family Learning Center, East Prairie, MO;  
TLC for Children and Families, Inc., Olathe, KS;

United Way Southeastern Michigan, Detroit, MI;  
University of Central Missouri, Warrensburg, MO;  
Visitation Home, Inc., Yardville, NJ;  
Allied Jewish Federation of Colorado, Denver, CO;  
Amalgamated Warbasse Houses, Inc., Brooklyn, NY;  
California Senior Legal Hotline, Sacramento, CA;  
Durham-Chapel Hill Jewish Federation, Durham, NC;  
Howard Brown Health Center, Chicago, IL;  
Jewish Community Services of South Florida, North Miami, FL;  
Jewish Family and Children's Service of Minneapolis, Minnetonka, MI;  
Jewish Family Service of New Mexico, Albuquerque, NM;  
Jewish Family Service, Los Angeles, CA;  
Jewish Family Services of Delaware, Inc., Wilmington, DE;  
Jewish Federation of Central New Jersey, Scotch Plains, NJ;  
Jewish Federation of Greater Monmouth County, NJ;  
Jewish Federation of Greater New Haven, Woodbridge, CT;  
Jewish Federation of Middlesex County, South River, NJ;  
Jewish Social Service Agency, Fairfax, VA;  
Shenandoah Area Agency on Aging, Front Royal, VA;  
United Jewish Communities of MetroWest, NJ, Parsippany, NJ;  
University of Florida, Gainesville, FL;  
Adler Aphasia Center, Maywood, NJ;  
Advocate Good Shepard Hospital, Barrington, IL;  
Alameda County Public Health Department, Office of AIDS Administration, Oakland, CA;  
Baylor College of Medicine, Houston, TX;  
Bayside Community Center, San Diego, CA;  
Berean Community & Family Life Center, Brooklyn, NY;  
Bienestar Human Services, Inc., Los Angeles, CA;  
Boys and Girls Club of Delaware County, Jay, OK;  
California State University-Fullerton, Fullerton, CA;  
Charles R. Drew Wellness Center, Columbia, SC;  
Charter County of Wayne, Michigan, Detroit, MI;  
Chez Pannise Foundation, Berkeley, CA;  
Children's Hunger Alliance, Columbus, OH;  
Columbus Children's Research Institute, Columbus, OH;  
County of Marin, San Rafael, CA  
CREATE Foundation, Tupelo, MS;  
DuPage County, Wheaton, IL;  
East Carolina University, Brody School of Medicine, Greenville, NC;  
EI Puente, Brooklyn, NY;  
Friends of the Congressional Glaucoma Caucus Foundation, Lake Success, NY;  
Friends of the Congressional Glaucoma Caucus Foundation, Lake Success, NY;  
Georgia Chapter of the American Lung Association, Smyrna, GA  
Haitian American Association Against Cancer, Inc., Miami, FL;  
Healthy Eating Lifestyle Principles, Monterey, CA;  
Home Instruction Program for Preschool Youngsters—Florida, Coral Gables, FL;  
Ingalls Development Foundation, Harvey, IL;  
International Rett Syndrome Association, Clinton, MD;  
Kips Bay Boys and Girls Club, Bronx, NY;  
Long Island University, Brooklyn, NY;  
Louisville Department of Public Health and Wellness, Louisville, KY;  
Middle Tennessee State University, Murfreesboro, TN;

Myositis Association, Washington, DC;  
 Natividad Medical Center, Salinas, CA;  
 Nevada Cancer Institute, Las Vegas, NV;  
 North Shore Health Project, Gloucester, MA;  
 Plymouth State University, Plymouth, NH;  
 Providence Cancer Center, Portland, OR;  
 Pulmonary Hypertension Association, Silver Spring, MD;  
 San Antonio Metropolitan Health District, San Antonio, TX;  
 SHAREing and CAREing, Astoria, NY;  
 Silent Spring Institute, Newton, MA;  
 Southeastern Center for Emerging Biologic Threats, Atlanta, GA;  
 St. Elizabeth's Medical Center, Wabasha, MN;  
 St. Francis Medical Center Foundation, Lynwood, CA;  
 St. John's Regional Medical Center, Oxnard, CA;  
 St. John's Well Child and Family Center, Los Angeles, CA  
 University of Arizona College of Medicine, Tucson, AZ;  
 University of Findlay Center for Public Health Preparedness, Findlay, OH;  
 University of North Texas Health Science Center, Fort Worth, TX;  
 University of South Florida, Tampa, FL;  
 University of Texas Pan American, Edinburg, TX;  
 University of Texas, Brownsville, TX;  
 Virgin Islands Perinatal Inc., Christiansted, VI;  
 Voorhees College, Denmark, SC;  
 Wayne County Department of Public Health, Detroit, MI;  
 WestCare Foundation, Las Vegas, NV;  
 Yale New Haven Hospital, New Haven, CT;  
 YBH Project, Inc., Albany, GA;  
 Access Health, Inc., Muskegon, MI;  
 Bedford Ride, Bedford, VA;  
 Bi-State Primary Care Association, Concord, NH;  
 City and County of San Francisco Department of Public Health, San Francisco, CA;  
 City of Detroit, MI;  
 City of Waterbury, CT;  
 Gadsden County, FL, Quincy, FL;  
 Jefferson Area Board for Aging, Charlottesville, VA;  
 Orange County's Primary Care Access Network, Orlando, FL;  
 Piedmont Hospital, Atlanta, GA;  
 Thurston-Mason County Medical Society, Olympia, WA;  
 Valley Hospice, Inc., Steubenville, OH;  
 ABC Unified School District, Cerritos, CA;  
 Academy for Urban School Leadership, Chicago, IL;  
 Action for Bridgeport Community Development, Inc., Bridgeport, CT;  
 African-American Male Achievers Network, Inc., Inglewood, CA;  
 Akron Public Schools, OH;  
 Alamance-Burlington School District, Burlington, NC;  
 All Kinds of Minds, Chapel Hill, NC;  
 American Ballet Theatre, New York, NY;  
 Amistad America, New Haven, CT;  
 An Achievable Dream, Inc., Newport News, VA;  
 Angelo State University, San Angelo, TX;  
 Apache County Schools, St. Johns, AZ;  
 Arab City Schools, Arab, AL;  
 AVANCE, Inc, El Paso, TX;  
 AVANCE, Inc., Del Rio, TX;  
 AVANCE, Inc., Waco, TX;  
 Barat Education Foundation, Lake Forest, IL;  
 Bay Haven Charter Academy Middle School, Lynn Haven, FL;  
 Baylor University, Waco, TX;  
 Best Buddies International, Miami, FL;  
 Best Buddies Maryland, Baltimore, MD;  
 Best Buddies Rhode Island, Providence, RI;  
 Big Top Chautauqua, WI;  
 Boise State University, Boise, ID;  
 Bowie State University, Bowie, MD;  
 Boys & Girls Club of Hawaii, Honolulu, HI;  
 Boys & Girls Town of Missouri, Columbia, MO;  
 Boys and Girls Club of San Bernardino, CA;  
 Bradford Area School District, Bradford, PA;  
 Brookdale Community College, Lincroft, NJ;  
 Bushnell Center for the Performing Arts, Hartford, CT;  
 California State University Northridge, CA;  
 California State University, San Bernardino, CA;  
 Canton Symphony Orchestra Association, Canton, OH;  
 Carnegie Hall, New York, NY;  
 Central County Occupational Center, San Jose, CA;  
 Central Pennsylvania Institute of Science and Technology, State College, PA;  
 Centro de Salud Familiar Le Fe, El Paso, TX;  
 Charlotte County School District, Port Charlotte, FL;  
 Charter School Development Foundation, Las Vegas, NV;  
 City of Fairfield, CA;  
 City of Gadsden, AL;  
 City of Hayward, Hayward, CA;  
 City of Indianapolis, Indianapolis, IN;  
 City of Newark, Newark, CA;  
 City of Pawtucket School Department, Pawtucket, RI;  
 City of Pembroke Pines, FL;  
 City of San Jose, CA;  
 City of San Jose, CA;  
 City of Springfield, MO;  
 City of Whittier, Whittier, CA;  
 City School District of New Rochelle, New Rochelle, NY;  
 Clark County School District, Las Vegas, NV;  
 Clark County School District, Las Vegas, NV;  
 Clovis Unified School District, Clovis, CA;  
 College Summit, Inc., Washington, DC;  
 Communities in Schools—Northeast Texas, Mount Pleasant, TX;  
 Communities in Schools of Cochran and Bleckley County, Cochran, GA;  
 Communities in Schools of Coweta, Inc., Newnan, GA;  
 Communities in Schools of Fitzgerald-Ben Hill County, Fitzgerald, GA;  
 Communities in Schools of Tacoma, Tacoma, WA;  
 Communities in Schools, Austin, TX;  
 Communities in Schools, San Fernando Valley, Inc., North Hills, CA;  
 Community Development Commission of the County of Los Angeles, Monterey Park, CA;  
 Community Service Society, New York, NY;  
 Connecticut Technical High School System, Middletown, CT;  
 Contra Costa College, San Pablo, CA;  
 Cooperative Educational Service Agency No. 11;  
 Cooperative Educational Service Agency No. 12, Ashland, WI;  
 Cooperative Educational Service Agency No. 5, Portage, WI;  
 Cooperative Educational Service Agency No. 9, Tomahawk, WI;  
 County of San Diego, San Pasqual Academy, Escondido, CA;  
 Cuyahoga County Board of County Commissioners, Cleveland, OH;  
 Delaware Department of Education, Dover, DE;  
 Detroit Youth Foundation, Detroit, MI;  
 DNA EpiCenter, Inc., New London, CT;  
 Duval County Public Schools, Jacksonville, FL;  
 Edgar School District, Edgar, WI;  
 Edison and Ford Winter Estates Education Foundation;  
 Education Partnership, Providence, RI;  
 Education Service Center, Region 12, Hillsboro, TX;  
 Ennis Independent School District, Ennis, TX ;  
 Envision Schools, San Francisco, CA;  
 Erskine College, Due West, SC;  
 Exploratorium, San Francisco, CA;  
 Fairfax County Public Schools, Fairfax, VA;  
 Fairfax County Public Schools, Falls Church, VA;  
 Fairhope Center for the Arts, Bay Minette, AL;  
 Families In Schools, Los Angeles, CA;  
 Fayetteville Technical Community College, Fayetteville, NC;  
 Forward in the Fifth, Somerset, KY;  
 Friends of the Children National, Portland, OR;  
 George B. Thomas, Sr. Learning Academy, Inc., Bethesda, MD;  
 Girl Scouts of the USA, New York, NY;  
 Graham County Schools, Safford, AZ;  
 Guam Public School System, Hagatna, GU;  
 Hamilton Wings, Elgin, IL;  
 Harris County Department of Education, Houston, TX;  
 Harvey Public School District 152, Harvey, IL;  
 Hawaii Department of Education, Honolulu, HI;  
 Hawk Mountain Sanctuary Association, Kempton, PA;  
 Helen Keller International, New York, NY;  
 High Plains Regional Education Cooperative, Raton, NM;  
 Hillside Family of Agencies, Rochester, NY;  
 Hoke County Schools, Raeford, NC;  
 Houston Independent School District, Houston, TX;  
 I KNOW I CAN, Columbus, OH;  
 In Tune Foundation Group, Washington, DC;  
 Independent School District 181, Brainerd, MN;  
 Institute for Student Achievement, Lake Success, NY;  
 Institute for Student Achievement, Lake Success, NY;  
 Iowa City Community School District, Iowa City, IA;  
 Ivy Tech Community College of Indiana—Southeast, Madison, IN;  
 Jacob Burns Film Center, Pleasantville, NY;  
 Jazz at Lincoln Center, New York, NY;  
 Jefferson County Public Schools, Golden, CO;  
 Jersey Shore Area School District, Jersey Shore, PA;  
 JFYNetWorks, Boston, MA;  
 JFYNetWorks, Boston, MA;  
 Joplin School District, Joplin, MO;  
 Jumpstart for Young Children, Inc., Boston, MA;  
 Jumpstart for Young Children, San Francisco, CA;  
 Kelberman Center, Utica, NY;  
 KIPP Foundation, San Francisco, CA;  
 KIPP Foundation, San Francisco, CA;  
 KIPP Foundation, San Francisco, CA;  
 La Crosse School District, La Crosse, WI;  
 Learning Point Associates/North Central Regional Education Laboratory, Naperville, IL;  
 Lee Pesky Learning Center, Boise, ID;  
 Lemay Child & Family Center, St. Louis, MO;  
 Los Angeles Conservation Corps, Los Angeles, CA;  
 Louisiana Arts and Sciences Museum, Baton Rouge, LA;  
 Louisiana Tech University, Ruston, LA;  
 Lower East Side Conservancy, New York, NY;

- Madison County Schools, Richmond, KY;  
Mesa Unified School District, Mesa, AZ;  
Military Heritage Center Foundation, Carlisle, PA;  
Miller County Development Authority, Colquit, GA;  
Milton S. Eisenhower Foundation, Washington, DC;  
Milwaukee Public Schools, Milwaukee, WI;  
Minnesota Humanities Commission, St. Paul, MN;  
Mississippi University for Women, Columbus, MS;  
Missouri State University, Springfield, MO;  
Monroe County School District, Key West, FL;  
Montgomery County Public Schools, Rockville, MD;  
Mote Marine Laboratory, Sarasota, FL;  
Mount Hood Community College, Gresham, OR;  
National Center for Electronically Mediated Learning, Inc., Milford, CT;  
National Council on Crime and Delinquency, Oakland, CA;  
National Cued Speech Association, Bethesda, MD;  
National Flight Academy, Naval Air Station Pensacola, FL;  
National Resource Center for Deafblindness, East Greenville, PA;  
National Teacher's Hall of Fame, Emporia, KS;  
Neighborhood Youth Association, Venice, CA;  
New Mexico Public Education Department, Santa Fe, NM;  
Newton Public Schools, Newton, KS;  
North Carolina Agricultural and Technical University, Greensboro, NC;  
North Carolina Central University, Durham, NC;  
North Carolina Symphony, Raleigh, NC;  
North Carolina Technology Association Education Foundation, Raleigh, NC;  
North Philadelphia Youth Association, Philadelphia, PA;  
Northeast Louisiana Family Literacy Interagency Consortium;  
Northern Tier Industry & Education Consortium, Dimock, PA;  
Norwich Public School System, Norwich, CT;  
Oakland Unified School District, Oakland, CA;  
O'Neill Sea Odyssey, Santa Cruz, CA;  
OneWorld Now!, Seattle, WA;  
Ossining Union Free School District, Ossining, NY;  
Parent Institute for Quality Education, San Diego, CA;  
PE4life, Kansas City, MO;  
PE4life, Kansas City, MO;  
People for People, Philadelphia, PA;  
Peru State College, Peru, NE;  
Philadelphia Academies, Inc., Philadelphia, PA;  
Pinal County Education Service Agency, Florence, AZ;  
Polk County Public Schools, Bartow, FL;  
Port Chester—Rye Union Free School District, Port Chester, NY;  
Project GRAD USA, Philadelphia, PA;  
Purdue University Calumet, Hammond, IN;  
Queens Theatre in the Park, Flushing, NY;  
Renwick Public Schools, Andale, KS;  
Rio Rancho Public Schools, Rio Ranch, NM;  
Riverside Community College, Riverside, CA;  
Riverside County Office of Education, Riverside, CA;  
Rockdale County Public Schools, Conyers, GA;  
Rose-Hulman Institute of Technology, Terre Haute, IN;  
Salesian Boys and Girls Club of Los Angeles, CA;  
San Bernardino City Unified School District, San Bernardino, CA;  
San Bernardino County Superintendent of Schools, San Bernardino, CA;  
San Joaquin County, Stockton, CA;  
San Mateo County, Redwood City, CA;  
School Board of Broward County, Fort Lauderdale, FL;  
Schultz Center for Teaching and Leadership, Jacksonville, FL;  
Selden/Centereach Youth Association, Selden, NY;  
Silver Crescent Foundation, Charleston, SC;  
Sociedad Latina, Roxbury, MA;  
Southwestern University, Georgetown, TX;  
Springboard for Improving Schools, San Francisco, CA;  
Springfield Public School District No. 19, Springfield, OR;  
St. Mary's County Public Schools, Leonardtown, MD;  
State of Nevada Department of Education; Summit Educational Resources, Getzville, NY;  
Susannah Wesley Community Center, Honolulu, HI;  
Tampa Metropolitan YMCA, Tampa, FL;  
Texas Southern University, Houston, TX;  
Tomas Rivera Policy Institute, Los Angeles, CA;  
Town of Cumberland, Cumberland, RI;  
Towson University, Towson, MD;  
Tracy Joint Unified School District, Tracy, CA;  
Tri-County Educational Service, Wooster, OH;  
Trumbull County Educational Service Center, Niles, OH;  
Tulsa Public Schools, Tulsa, OK;  
Union County Public Schools, Monroe, NC;  
Union Free School District of the Tarrytowns, Sleepy Hollow, NY;  
University of Akron, Akron, OH;  
University of Alabama, Tuscaloosa, AL;  
USD 259, Wichita Public Schools, Wichita, KS;  
Valle Lindo School District, South El Monte, CA;  
Venango Technology Center, Oil City, PA;  
Vision Therapy Project, Casper, WY;  
Visually Impaired Preschool Services, Louisville, KY;  
Washington College, Chestertown, MD;  
Washington State University, Tacoma, WA;  
WE CARE San Jacinto Valley, Inc., San Jacinto, CA;  
West Contra Costa Unified School District, Richmond, CA;  
White-Williams Scholars, Philadelphia, PA;  
Widener University, Chester, PA;  
Wildlife Information Center, Inc., Slattington, PA;  
Williamsburg County First Steps, Kingstree, SC;  
Yonkers Public Schools, Yonkers, NY;  
Youngstown City School District, OH;  
Youngstown State University, Youngstown, OH;  
YWCA of Gary, Gary, IN;  
Adelante Development Center, Albuquerque, NM;  
Agudath Israel of America Community Services, Inc., Brooklyn, NY;  
Arc of Blackstone Valley, Pawtucket, RI;  
Bellingham Technical College, Bellingham, WA;  
Bismarck State College, Bismarck, ND;  
Brookdale Community College, Lincroft, NJ;  
Capital IDEA, Austin, TX;  
Center for Employment Training, San Jose, CA;  
Central Carolina Tech College, Sumter, SC;  
Central Maine Community College, Auburn, ME;  
Chinese-American Planning Council, New York, NY;  
City College of San Francisco, San Francisco, CA;  
City of Alexandria, VA;  
City of Baltimore, MD;  
City of Milwaukee, WI;  
City of Palmdale, Palmdale, CA;  
City of Suffolk, VA;  
City of West Palm Beach, FL;  
Clarian Health Partners, Indianapolis, IN;  
College of Southern Maryland, La Plata, MD;  
Community Learning Center, Fort Worth, TX;  
Des Moines Area Community College, Arkeny, IA;  
Dillard University, New Orleans, LA;  
East Los Angeles Community Union, Los Angeles, CA;  
Easter Seals Arc of Northeast Indiana, Inc., Fort Wayne, IN;  
Edgar Campbell Foundation, Philadelphia, PA;  
Employment & Economic Development Department of San Joaquin County, Stockton, CA;  
Essex County Community Organization, Lynn, MA;  
Foundation of the Delaware County Chamber, Media, PA;  
Goodwill of Southern Nevada, North Las Vegas, NV;  
Greater Akron Chamber, Akron, OH;  
Grodin Center, Providence, RI;  
Guam Community College, Mangilao, Guam;  
Hamilton County Government, Chattanooga, TN;  
Home of Life Community Development Corp., Chicago, IL;  
Homecare Workers Training Center, Los Angeles, CA;  
International Fellowship of Chaplains, Inc., Saginaw, MI;  
Iowa Valley Community College, Marshalltown, IA;  
Ivy Tech Community College of Indiana—Columbus Region, Indianapolis, IN;  
Ivy Tech Community College of Indiana Lafayette, Indianapolis, IN;  
Kansas City Kansas Community College, Kansas City, KS;  
Kent State University/Trumbull County, Warren, OH;  
Louisiana Delta Community College, Monroe, LA;  
Louisiana National Guard, Carville, LA;  
Manufacturing Association of Central New York, Syracuse, NY;  
Massachusetts College of Pharmacy and Health Sciences, Manchester, NH;  
McHenry County Community College, Woodstock, IL;  
Minot State University, Minot, ND;  
Mission Language and Vocational School, San Francisco, CA;  
Neighborhood First Program, Inc., Bristol, PA;  
NewLife Academy of Information Technology, East Liverpool, OH;  
North West Pasadena Development Corp., Pasadena, CA;  
Northcott Neighborhood House, Milwaukee, WI;  
Oakland Community College, Bloomfield Hills, MI;  
Opportunity, Inc., Highland Park, IL;  
Our Piece of the Pie, Hartford, CT;  
Parish of Rapides Career Solutions Center, Alexandria, LA;  
Philadelphia Shipyard Development Corporation, Philadelphia, PA;  
Piedmont Virginia Community College, Charlottesville, VA;  
Poder Learning Center, Chicago, IL;  
Precision Manufacturing Institute, Meadville, PA;  
Project One Inc., Louisville, KY;

Project QUEST, Inc., San Antonio, TX;  
 PRONTO of Long Island, Inc., Bayshore, NY;  
 Schoenbaum Family Enrichment Center, Charleston, WV;  
 Schuylkill Intermediate Unit 29, Marlin, PA;  
 South Bay Workforce Investment Board, Hawthorne, CA;  
 Southeast Missouri State University, Cape Girardeau, MO;  
 Southern University at Shreveport, Shreveport, LA;  
 Southside Virginia Community College, Alberta, VA;  
 Southwestern Oklahoma State University, Weatherford, OK;  
 St. Louis Agency on Training and Employment, St. Louis, MO;  
 Towson University, Towson, MD;  
 United Mine Workers of America, Washington, PA;  
 University of West Florida, Pensacola, FL;  
 Veteran Community Initiatives, Inc., Johnstown, PA;  
 Vincennes University, Vincennes, IN;  
 Wayne County, NY Planning Department, Lyons, NY;  
 West Los Angeles College, Culver City, CA;  
 Women Work and Community, Augusta, ME;  
 A.O. Fox Memorial Hospital, Oneonta, NY;  
 Access Community Health Network, Chicago, IL;  
 Adirondack Medical Center, Saranac Lake, NY;  
 Adrian College, Adrian, MI;  
 Adventist GlenOaks Hospital, Glendale Heights, IL;  
 Adventist Health, Roseville, CA;  
 Alamo Community College System, San Antonio, TX;  
 Alaska Addictions Rehabilitation Services, Inc., Wasilla, AK;  
 Alderson-Broaddus College, Philippi, WV;  
 Alice Hyde Medical Center, Malone, NY;  
 Alleghany Memorial Hospital, Sparta, NC;  
 Alle-Kiski Medical Center, Natrona Heights, PA;  
 Alliance for NanoHealth, Houston, TX;  
 AltaMed Health Services Corp., Los Angeles, CA;  
 American Oncologic Hospital, Fox Chase Cancer Center, Philadelphia, PA;  
 LBJ Medical Center, American Samoa;  
 Amite County Medical Services, Liberty, MS;  
 Arnold Palmer Hospital, Orlando, FL;  
 Ashland County Oral Health Services, Ashland, OH;  
 Asian Americans for Community Involvement, San Jose, CA;  
 Association for Utah Community Health, Salt Lake City, UT;  
 Atlantic Health Systems, Florham Park, NJ;  
 Avis Goodwin Community Health Center, Dover, NH;  
 Avista Adventist Hospital, Louisville, CO;  
 Bad River Tribe of Lake Superior Chippewa, Odanah, WI;  
 Ball Memorial Hospital, Muncie, IN;  
 Baltimore City Health Department, Baltimore, MD;  
 Baltimore Medical System, Baltimore, MD;  
 Baptist Health Medical Center—Heber Springs, Heber Springs, AR;  
 Barnert Hospital, Paterson, NJ;  
 Barnes-Kasson County Hospital, Susquehanna, PA;  
 Barre Family Health Center, Barre, MA;  
 Bay Area Medical Clinic, Marinette, WI;  
 BayCare Health System, Clearwater, FL;  
 Baylor Research Institute, Dallas, TX;  
 Bayonne Medical Center, Bayonne, NJ;  
 Baystate Health Systems, Springfield, MA;  
 Beaumont Hospital, Royal Oak, MI;  
 Belmont University, Nashville, TN;  
 Bemidji State University, Bemidji, MN;  
 Benedictine Hospital, Kingston, NY;  
 Benefis Healthcare, Great Falls, MT;  
 Berea Health Ministry Rural Health Clinic, Inc., Berea, KY;  
 Bloomington Hospital Foundation, Bloomington, IN;  
 Bloomsburg Hospital, Bloomsburg, PA;  
 Blount Memorial Hospital, Maryville, TN;  
 Boone Hospital Center, Columbia, MO;  
 Boriken Neighborhood Health Center, New York, NY;  
 Boscobel Area Health Care, Boscobel, WI;  
 Boston Medical Center, Boston, MA;  
 Boston University Medical School, Boston, MA;  
 Bridge Community Health Clinic, Wausau, WI;  
 Bridgeport Hospital, Bridgeport, CT;  
 Brockton Neighborhood Health Center, Brockton, MA;  
 Brookside Community Health Center, San Pablo, CA;  
 Brunswick County, Bolivia, NC;  
 Bryan W. Whitfield Hospital, Demopolis, AL;  
 Bureau County Health Clinic, Princeton, IL;  
 Cactus Health Services, Inc., Sanderson, TX;  
 California Hospital Medical Center, Los Angeles, CA;  
 California State University, Bakersfield, CA;  
 Camillus House, Inc., Miami, FL;  
 Canonsburg General Hospital, Canonsburg, PA;  
 Cape Cod Free Clinic and Community Health Center, Mashpee, MA;  
 Capital Park Family Health Center, Columbus, OH;  
 Cardinal Stritch University, Milwaukee, WI;  
 Carolinas HealthCare System, Charlotte, NC;  
 Carroll County Regional Medical Center, Carrollton, KY;  
 Carroll County Youth Service Bureau, Westminster, MD;  
 Center for Health Equity, Louisville, KY;  
 Central Wyoming College, Riverton, WY;  
 CentralMed, San Antonio, TX;  
 Champlain Valley Physician's Hospital, Plattsburgh, NY;  
 Charles A. Dean Memorial Hospital, Greenville, ME;  
 Chatham County Safety Net Collaborative, Savannah, GA;  
 Cherry Street Health Services, Grand Rapids, MI;  
 Children's Friend and Family Services, Salem, MA;  
 Children's Home of Pittsburgh, Pittsburgh, PA;  
 Children's Hospital and Clinics of Minnesota, Minneapolis, MN;  
 Children's Hospital and Health System, Milwaukee, WI;  
 Children's Hospital at Albany Medical Center, Albany, NY;  
 Children's Hospital Medical Center of Akron, Akron, OH;  
 Children's Hospital of Orange County, Mission Viejo, CA;  
 Children's Hospital of The King's Daughters, Norfolk, VA;  
 Children's Hospital, Denver, CO;  
 Children's Hospitals and Clinics of Minnesota, Minneapolis, MN;  
 Children's Medical Center, Dayton, OH;  
 Children's Memorial Hospital, Chicago, IL;  
 Children's National Medical Center, Washington, DC;  
 Children's Specialized Hospital, Mountainside, NJ;  
 Chippewa Valley Hospital, Durand, WI;  
 Chiricahua Community Health Centers, Inc., Elfrida, AZ;  
 Christian Health Care Center of New Jersey, Wyckoff, NJ;  
 Christian Sarkine Autism Treatment Center, Indianapolis, IN;  
 Christus Santa Rosa's Children's Hospital, San Antonio, TX;  
 Cincinnati Children's Hospital Medical Center, Cincinnati, OH;  
 Citrus County Board of County Commissioners, Inverness, FL;  
 Travis County Hospital District, City of Austin, TX;  
 City of Chesapeake, VA;  
 City of Hueytown, AL;  
 City of Oakland, CA;  
 City of Stockton, CA;  
 City of Stonewall, OK;  
 Clarion Health Center, Clarion, PA;  
 Cleveland Clinic Huron Hospital, East Cleveland, OH;  
 Cobb County Government, Marietta, GA;  
 Coffeyville Regional Medical Center, Coffeyville, KS;  
 Coles County Council on Aging, Mattoon, IL;  
 College Misericordia, Dallas, PA;  
 Collier County, Naples, FL;  
 Colorado State University, Fort Collins, CO;  
 Columbia Memorial Hospital, Hudson, NY;  
 Columbus Children's Hospital, Columbus, OH;  
 Columbus Children's Hospital, Columbus, OH;  
 Communi Care, Inc., Columbia, SC;  
 Community College of Aurora, Aurora, CO;  
 Community Dental Services, Albuquerque, NM;  
 Community Health Care, Tacoma, WA;  
 Community Health Center of Franklin County, Turners Falls, MA;  
 Community Health Works, Forsyth, GA;  
 Community Hospital of Bremen, Bremen, IN;  
 Community Hospital TeleHealth Consortium, Lake Charles, LA;  
 Community Medical Centers, Stockton, CA;  
 Comprehensive Community Action Program (CCAP), Cranston, RI;  
 Connecticut Hospice, Inc., Branford, CT;  
 Cook Children's Medical Center, Fort Worth, TX;  
 Cooperative Education Service Agency 11 Rural Health Dental Clinic, Turtle Lake, WI;  
 County of Modoc Medical Center, Alturas, CA;  
 County of Peoria, Peoria, IL;  
 County of San Diego, CA;  
 Crouse Hospital, Syracuse, NY;  
 Crowder College-Nevada Campus, Nevada, MO;  
 Crozer-Chester Medical Center, Upland, PA;  
 Cumberland Medical Center, Crossville, TN;  
 Dartmouth-Hitchcock Medical Center, Lebanon, NH;  
 Delaware Technical and Community College, Dover, DE;  
 Denver Health and Hospital Authority, Denver, CO;  
 Des Moines University and Broadlawn Medical Center, Des Moines, IA;  
 Detroit Primary Care Access, Detroit, MI;  
 Dixie County, Cross City, FL;  
 Dodge County Hospital, Eastman, GA;  
 Drew County Memorial Hospital, Monticello, AR;  
 DuBois Regional Medical Center, DuBois, PA;  
 East Carolina University, Greenville, NC;  
 East Tennessee Children's Hospital, Knoxville, TN;  
 East Tennessee State University College of Pharmacy, Johnson City, TN;  
 Easter Seals of Mahoning, Trumbull, and Columbiana Counties, Youngstown, OH;  
 Eddy County, NM;  
 Edgemoor Hospital, Santee, CA;  
 Eisenhower Medical Center, Rancho Mirage, CA;

- El Proyecto del Barrio, Arleta, CA;  
El Proyecto del Barrio, Winnetka, CA;  
Elizabeth City State University, Elizabeth City, NC;  
Emerson Hospital, Concord, MA;  
Englewood Hospital and Medical Center, Englewood, NJ;  
Excela Health, Mt. Pleasant, PA;  
Fairfield Medical Center, Lancaster, OH;  
Fairview Southdale Hospital, Edina, MN;  
Family and Children's Aid, Danbury, CT;  
Family Behavioral Resources, Greensburg, PA;  
Family Center of the Northern Neck, Inc., White Stone, VA;  
Family Health Center of Southern Oklahoma, Tishomingo, OK;  
Family HealthCare Network, Visalia, CA;  
Family Medicine Spokane, Spokane, WA;  
Florida Hospital College of Health Sciences, Orlando, FL;  
Florida Institute of Technology, Melbourne, FL;  
Florida Southern College, Lakeland, FL;  
Floyd Valley Hospital, Le Mars, IA;  
Freeman Health System, Joplin, MO;  
Fulton County Medical Center, McConnellsburg, PA;  
Gardner Family Health Network, Inc., San Jose, CA;  
Gaston College, Health Education Institute, Dallas, NC;  
Gateway to Care, Houston, TX;  
Gertrude A. Barber Center, Erie, PA;  
Glen Rose Medical Center, Glen Rose, TX;  
Glendale Adventist Medical Center, Glendale, CA;  
Glens Falls Hospital, Glens Falls, NY;  
Grady Health Systems, Atlanta, GA;  
Grandview Hospital, Dayton, OH;  
Greater Hudson Valley Family Health Center, Inc., Newburgh, NY;  
Greater New Bedford Community Health Center, New Bedford, MA;  
Griffin Hospital, Derby, CT;  
Gritman Medical Center, Moscow, ID;  
Gundersen Lutheran Health System, West Union, IA;  
Gunderson Lutheran, Decorah, IA;  
Halifax Regional Health System, South Boston, VA;  
Hamilton Community Health Network, Flint, MI;  
Hampton University, Hampton, VA;  
Harris County Hospital District, Houston, TX;  
Harris County Hospital District, Houston, TX;  
Harris County Hospital District, Houston, TX;  
Harris County Hospital District, Houston, TX;  
Harris County Hospital District, Houston, TX;  
Harris Methodist Erath County Hospital, Stephenville, TX;  
Hatzolah EMS, Inc., Monsey, NY;  
Hawkeye Community College, Waterloo, IA;  
Healing Tree Addiction Treatment Solutions, Inc., Sterling, CO;  
HEALS Dental Clinic, Huntsville, AL;  
HealthCare Connection, Cincinnati, OH;  
HealthEast Care System, St. Paul, MN;  
Heartland Community Health Clinic, Peoria, IL;  
Hektoen Institute for Medical Research Beloved Community Wellness Program, Chicago, IL;  
Helen DeVos Children's Hospital, Grand Rapids, MI;  
Henry Mayo Newhall Memorial Hospital, Valencia, CA;  
Highland Community Hospital, Pica-yune, MS;  
Highlands County, Sebring, FL;  
Holy Name Hospital, Teaneck, NJ;  
Home Nursing Agency, Altoona, PA;  
Hormel Foundation, Austin, MN;  
Hospice of Northwest Ohio Toledo Center, Toledo, OH;  
Hospice of the Western Reserve, Cleveland, OH;  
Houston County Hospital District, Crockett, TX;  
Howard Community College, Columbia, MD;  
Hudson Alpha Institute for Biotechnology, Huntsville, AL;  
Hudson Headwaters Health Network, Inc., Glens Falls, NY;  
Humility of Mary Health Partners, Youngstown, OH;  
Humphreys County Memorial Hospital, Belzoni, MS;  
Hunterdon Medical Center, Flemington, NJ;  
Hunter's Hope Foundation, Orchard Park, NY;  
Huntsville Hospital, Huntsville, AL;  
Hurley Medical Center, Flint, MI;  
Idaho Caring Foundation, Inc., Boise, ID;  
Idaho State University, Pocatello, ID;  
Illinois Masonic Medical Center, Chicago, IL;  
Illinois Primary Health Care Association, Springfield, IL;  
India Community Center, Milpitas, CA;  
Indiana University Bloomington, IN;  
Indiana University School of Medicine, Gary, IN;  
Indiana University School of Medicine, Indianapolis, IN;  
Indiana University Southeast, New Albany, IN;  
Inland Behavioral Health Services, Inc., San Bernardino, CA;  
Institute for Family Health, New Paltz, NY;  
Institute for Research and Rehabilitation, Houston, TX;  
INTEGRIS Health, Oklahoma City, OK;  
Intermountain Healthcare, Salt Lake City, UT;  
Jameson Hospital, New Castle, PA;  
Jasper Memorial Hospital, Monticello, GA;  
Jefferson Regional Medical Center Nursing School, Pine Bluff, AR;  
Jenkins County GA Hospital, Millen, GA;  
John Wesley Community Health Institute, Bell Gardens, CA;  
Johnson Memorial Hospital, Stafford Springs, CT;  
Johnston Memorial Hospital, Smithfield, NC;  
Kalamazoo Valley Community College, Kalamazoo, MI;  
Kennedy Krieger Institute, Baltimore, MD;  
Kent State University Stark Campus, North Canton, OH;  
Kent State University, Ashtabula, OH;  
Kilmichael Hospital, Kilmichael, MS;  
Kirkwood Community College, Cedar Rapids, IA;  
Knox Community Hospital, Mount Vernon, OH;  
La Clinica de la Raza, Oakland, CA;  
La Rabida Children's Hospital, Chicago, IL;  
Lake Erie College of Osteopathic Medicine, Erie, PA;  
Lakeland Community College, Kirtland, OH;  
Lamar University, Beaumont, TX for the Community and University Partnership Service;  
Lanai Women's Center, Lanai City, HI;  
Laurens County Health Care System, Clinton, SC;  
Lawrence Hospital Center, Bronxville, NY;  
League Against Cancer, Miami, FL;  
Liberty County, FL, Bristol, FL;  
Liberty Regional Medical Center, Hinesville, GA;  
Limestone Community Care, Inc. Medical Clinic, Elkmont, AL;  
Lincoln Community Health Center, Durham, NC;  
Lincoln Medical and Mental Health Center, Bronx, NY;  
Lodi Memorial Hospital, Lodi, CA;  
Loretto, Syracuse, NY;  
Los Angeles Orthopaedic Hospital, Los Angeles, CA;  
Louisville Metro Department of Public Works, Louisville, KY;  
Lourdes Medical Center of Burlington County, Willingboro, NJ;  
Loyola University Health System, Maywood, IL;  
Lucile Packard Children's Hospital, Palo Alto, CA;  
Madison Center, South Bend, IN;  
Madison County Memorial Hospital, Rexburg, ID;  
Madison County, Virginia City, MT;  
Madison St. Joseph Health Center, Madisonville, TX;  
Maine Center for Marine Biotechnology, Gulf of Maine Research Institute, Portland, ME;  
Maine Primary Care Association, Augusta, ME;  
Manchester Memorial Hospital, Manchester, CT;  
Marana Health Center, Marana, AZ;  
Marias Medical Center, Shelby, MT;  
Marquette General Hospital, Marquette, MI;  
Marshalltown Medical and Surgical Center, Marshalltown, IA;  
Mary Scott Nursing Center, Dayton, OH;  
Maryland State Dental Association, Columbia, MD;  
Maryville University, St. Louis, MO;  
Mason County Board of Health, Maysville, KY;  
Massachusetts College of Pharmacy and Health Sciences, Worcester, MA;  
Maury Regional Hospital, Columbia, TN;  
Meharry Medical College, Nashville, TN;  
Memorial Hermann Baptist Beaumont Hospital, Beaumont, TX;  
Memorial Hermann Healthcare System, Houston, TX;  
Memorial Hermann Southwest Hospital, Houston, TX;  
Mendocino Coast District Hospital, Fort Bragg, CA;  
Menominee Indian Tribe of Wisconsin, Keshena, WI;  
Mercy College of Northwest Ohio, Toledo, OH;  
Mercy Health Foundation, Durango, CO;  
Mercy Hospital Grayling, Grayling, MI;  
Mercy Hospital, Buffalo, NY;  
Mercy Medical Center, Redding, CA;  
Mercy Medical Center-House of Mercy, Des Moines, IA;  
Mercy Memorial Hospital, Monroe, MI;  
Mercy Ministries Health Center, Laredo, TX;  
Mercy Suburban Hospital, Norristown, PA;  
Methodist Hospital of Southern California, Arcadia, CA;  
Methodist Hospital, Houston, TX;  
Metropolitan Hospital, New York, NY;  
MetroWest Medical Center Framingham Union Hospital, Framingham, MA;  
Miami Beach Community Health Center, Miami Beach, FL;  
Middle Tennessee State University, Murfreesboro, TN;  
Middlesex Community College, Lowell, MA;  
Middletown Regional Hospital, Middletown, OH;  
Mid-Ohio FoodBank, Columbus, OH;  
Miles Community College, Miles City, MT;  
Mission Hospitals, Asheville, NC;  
Missouri Delta Medical Center, Sikeston, MO;  
Monroe Clinic, Monroe, WI;  
Monroe County Hospital, Forsyth, GA;  
Montefiore Medical Center, Bronx, NY;  
Montgomery Area Nontraditional Equestrians, Pike Road, AL;  
Morehead State University, Morehead, KY;  
Morris Heights Health Center, Inc., Bronx, NY;

Morton Hospital and Medical Center, Taunton, MA;  
 Mount Nittany Medical Center, State College, PA;  
 Mount Vernon Hospital, Mount Vernon, NY;  
 Mount Wachusett Community College, Gardner, MA;  
 Muhlenberg Community Hospital, Greenville, KY;  
 Naugatuck Valley Community College, Waterbury, CT;  
 Nebraska Hospital Association Research and Education Foundation, Lincoln, NE;  
 New York College of Osteopathic Medicine, Old Westbury, NY;  
 New York Presbyterian Hospital, New York, NY;  
 Newark Beth Israel Medical Center, Newark, NJ;  
 Newark-Wayne Community Hospital, Newark, NY;  
 Newport Hospital, Newport, RI;  
 Newton Memorial Hospital, Newton, NJ;  
 Niagara Falls Memorial Medical Center, Niagara Falls, NY;  
 Norman Regional Health System, Norman, OK;  
 NorthEast Ohio Neighborhood Health Services, Inc., Cleveland, OH;  
 Northeast Wisconsin Technical College, Green Bay, WI;  
 Northern Dutchess Hospital, Rhinebeck, NY;  
 Northern Westchester Hospital, Mount Kisco, NY;  
 Northland Medical Center, Princeton, MN;  
 Northwest Community Health Care, Pascoag, RI;  
 Northwest Hospital Intermediate Care Unit, Randallstown, MD;  
 Northwest Kidney Centers, Seattle, WA;  
 Northwest Nazarene University, Nampa, ID;  
 Northwestern Memorial Hospital, Chicago, IL;  
 Oakland University School of Nursing, Rochester, MI;  
 Oaklawn Adult Group Home, Goshen, IN;  
 Oakwood Healthcare System Foundation, Dearborn, MI;  
 Ocean Beach Hospital, Ilwaco, WA;  
 Ohio State University Comprehensive Cancer Center, Columbus, OH;  
 Ohio State University Medical Center, Columbus, OH;  
 Oklahoma University College of Medicine-Tulsa, Tulsa, OK;  
 Olympic Community Action Program, Port Angeles, WA;  
 Oregon Coast Community College, Newport, OR;  
 Osceola County Health Department, Poinciana, FL;  
 Osceola Medical Center, Osceola, WI;  
 Our Lady of Lourdes Memorial Hospital, Binghamton, NY;  
 Palisades Medical Center, North Bergen, NJ;  
 Palmetto Health Foundation, Columbia, SC;  
 Parkland Health Center, Farmington, MO;  
 Passavant Area Hospital, Jacksonville, IL;  
 Pattie A. Clay Regional Medical Center, Richmond, KY;  
 Pee Dee Healthy Start, Florence, SC;  
 Peninsula Hospital Center, New York, NY;  
 People, Inc., Williamsville, NY;  
 Peralta Community College, Oakland, CA;  
 Person Memorial Hospital, Roxboro, NC;  
 Phoenix Children's Hospital, Phoenix, AZ;  
 Children's Health Center/Emergency Shelter, Placer County, Auburn, CA;  
 Pointe Coupee Better Access Community Health, New Roads, LA;  
 Ponce Center of Autism, Municipality of Ponce, PR;  
 Powell County Medical Center, Deer Lodge, MT;  
 Powell Valley Health Care, Powell, WY;  
 Prairie Star Health Center, Hutchinson, KS;  
 Preston Memorial Hospital, Kingwood, WV;  
 Project Access Spokane, Spokane, WA;  
 ProMedica Continuing Care Service Corporation, Adrian, MI;  
 Provena Saint Joseph Hospital, Elgin, IL;  
 Providence Health System, Anchorage, AK;  
 Putnam Hospital Center, Carmel, NY;  
 Quebrada Health Center, Municipality of Camuy, PR;  
 Quincy Valley Medical Center, Quincy, WA;  
 Rancho Santiago Community College District, Santa Ana, CA;  
 Reading Hospital School of Nursing, West Reading, PA;  
 Reformed Presbyterian Woman's Association, Pittsburgh, PA;  
 Regional Children's Hospital, Johnson City, TN;  
 Rhode Island Quality Institute, Providence, RI;  
 Rio Arriba County, Espanola, NM;  
 Riverside County Regional Medical Center, Moreno Valley, CA;  
 Riverside County Regional Medical Center, Moreno Valley, CA;  
 Riverside Health System, Newport News, VA;  
 Roosevelt Hospital, New York, NY;  
 Rosebud Sioux Tribe, Rosebud, SD;  
 Roswell Park Cancer Institute, Buffalo, NY;  
 Rural Health Technology Consortium Rush University Medical Center, Chicago, IL;  
 Saginaw Valley State University, University Center, MI; Saint Mary's Health Care, Grand Rapids, MI;  
 Sam Rogers Health Clinic, Kansas City, MO;  
 San Antonio Hospital Foundation, Upland, CA;  
 San Francisco Medical Center Outpatient Improvement Programs, Inc., San Francisco, CA;  
 San Mateo Medical Center Emergency Department, San Mateo County, Redwood City, CA;  
 San Ysidro Health Center, San Ysidro, CA;  
 Sandoval County, Bernalillo, NM;  
 Santa Rosa Memorial Hospital, Orange, CA;  
 Schneck Medical Center, Seymour, IN;  
 Scotland Memorial Hospital, Laurinburg, NC;  
 Seattle Cancer Care Alliance, Seattle, WA;  
 Sharp Rehabilitation Services, San Diego, CA;  
 Shasta Community Health Center, Redding, CA;  
 Shawano County Rural Health Initiative, Shawano, WI;  
 Sidney Health Center, Sidney, MT;  
 Sierra Nevada Memorial Foundation, Grass Valley, CA;  
 Sistersville General Hospital, Sistersville, WV;  
 Skagit Valley Hospital Cancer Care Center, Mount Vernon, WA;  
 Soldiers and Sailors Memorial Hospital, Wellsboro, PA;  
 Somerset Medical Center, Somerville, NJ;  
 South Broward Hospital District, Hollywood, FL;  
 South Carolina HIV/AIDS Council, Columbia, SC;  
 South Nassau Communities Hospital, Oceanside, NY;  
 South Shore Hospital, South Weymouth, MA;  
 Southampton Hospital, Southampton, NY;  
 Southeast Alabama Medical Center, Dothan, AL;  
 Southeast Community College, Cumberland, KY;  
 Southeast Missouri State University, Cape Girardeau, MO;  
 Southern Methodist University, Dallas, TX;  
 Southern Vermont Recreation Center Foundation, Springfield, VT;  
 Southwest Tennessee Community College, Memphis, TN;  
 St James Hospital and Health Centers, Chicago Heights, IL;  
 St. Agnes Hospital, Fresno, CA;  
 St. Ambrose University, Davenport, IA;  
 St. Anthony Community Hospital, Warwick, NY;  
 St. Anthony Hospital, Chicago, IL;  
 St. Anthony Memorial Health Centers, Hammond, IN;  
 St. Bernard Health Center, Inc., Chalmette, LA;  
 St. Bernardine Medical Center, San Bernardino, CA;  
 St. Camillus Health and Rehabilitation Center, Syracuse, NY;  
 St. Catharine College, St. Catharine, KY;  
 St. Charles Parish, LaPlace, LA;  
 St. Clair Hospital, Pittsburgh, PA;  
 St. Claire Regional Medical Center, Morehead, KY;  
 St. Elizabeth Medical Center, Utica, NY;  
 St. Francis Hospital, Escanaba, MI;  
 St. Francis Medical Center, Trenton, NJ;  
 St. James Parish Hospital, Litcher, LA;  
 St. John's North Shore Hospital, Harrison Township, MI;  
 St. Joseph of the Pines, Southern Pines, NC;  
 St. Joseph Regional Medical Center, South Bend, IN;  
 St. Joseph's Hospital Mercy Care Services, Atlanta, GA;  
 St. Joseph's Hospital, Buckhannon, WV;  
 St. Joseph's Hospital, Savannah, GA;  
 St. Joseph's Regional Medical Center, Paterson, NJ;  
 St. Joseph's/Candler Health System, Savannah, GA;  
 St. Luke's Quakertown Hospital, Quakertown, PA;  
 St. Luke's Regional Medical Center, Ltd. Boise, ID;  
 St. Mary Medical Center Foundation, Langhorne, PA;  
 St. Mary Medical Center, Apple Valley, CA;  
 St. Mary's Hospital Foundation, Grand Junction, CO;  
 St. Mary's Hospital, Madison, WI;  
 St. Mary's Medical Center, Huntington, WV;  
 St. Mary's Regional Medical Center, Reno, NV;  
 St. Patrick Hospital and Health Sciences Center, Missoula, MT;  
 St. Peter's Hospital Foundation, Albany, NY;  
 St. Petersburg College, St. Petersburg, FL;  
 St. Vincent Hospital, Billings, MT;  
 St. Vincent's Charity Hospital, Cleveland, OH;  
 St. Vincent's Medical Center, Bridgeport, CT;  
 St. Xavier University, Chicago, IL;  
 Stamford Hospital, Stamford, CT;  
 Stark Prescription Assistance Network, Canton, OH;  
 State Fair Community College, Sedalia, MO;  
 Stewart-Marchman Center, Inc., Daytona Beach, FL;  
 Stony Point Ambulance Corps, Stony Point, NY;  
 Summers County Commission, Hinton, WV;  
 Swedish Covenant Hospital, Chicago, IL;  
 Sylvan Grove Hospital, Jackson, MS;  
 Tangipahoa Parish, Loranger, LA;  
 Tarleton State University, Stephenville, TX;  
 Tarrant County Infant Mortality Task Force, Ft. Worth, TX;



- Taylor Regional Hospital, Hawkinsville, GA;
- Temple Health and Bioscience Economic Development District, Temple, TX;
- Teton Valley Hospital and Surgicenter, Driggs, ID;
- Texas A&M University—Kingsville, Kingsville, TX;
- Texas Institute for Genomic Medicine, College Station, TX;
- West Texas Center for Influenza Research, Education and Treatment, Texas Tech University;
- Health Sciences Center, El Paso and Lubbock, TX;
- Texas Tech University Health Sciences Center, Lubbock, TX;
- Thomas Jefferson University Breast Cancer Center, Philadelphia, PA;
- Thomason General Hospital, El Paso, TX;
- Thundermist Health Center, Woonsocket, RI;
- Tohono O'odham Nation, Sells, AZ;
- Toledo Children's Hospital, Toledo, OH;
- Tomorrow's Child/Michigan SIDS, Lansing, MI;
- Town of Argo, AL;
- Translational Genomics Research Institute, Phoenix, AZ;
- Transylvania Community Hospital, Inc., Brevard, NC;
- Tulare District Hospital, Tulare, CA;
- Tuomey Healthcare System, Sumter, SC;
- Twin City Hospital, Dennison, OH;
- Union Hospital, Terre Haute, IN;
- Uniontown Hospital, Uniontown, PA;
- Unity Health Care, Washington, DC;
- University Community Hospital/Pepin Heart Hospital, Tampa, FL;
- University Health System, San Antonio, TX;
- University of Alabama, Tuscaloosa, AL;
- University of Arizona Medical Center, Tucson, AZ;
- University of Arkansas for Medical Sciences, Little Rock, AR;
- University of Arkansas for Medical Sciences, Little Rock, AR;
- University of Arkansas Medical School Cancer Research Center, Little Rock, AR;
- University of California, Davis Health System, Sacramento, CA;
- University of Chicago Hospitals, Chicago, IL;
- University of Illinois College of Medicine, Peoria, IL;
- University of Iowa, Iowa City, IA;
- University of Iowa, Iowa City, IA;
- University of Kansas Research Center, Lawrence, KS;
- University of Massachusetts Memorial Medical Center, Worcester, MA;
- University of Memphis, Memphis, TN;
- University of Miami, Miami, FL;
- University of Michigan Health System, Ann Arbor, MI;
- University of North Alabama, Florence, AL;
- University of North Texas, Denton, TX;
- University of Northern Colorado, Greeley, CO;
- University of South Florida, Tampa, FL;
- University of Tennessee of Chattanooga, Chattanooga, TN;
- University of Texas Southwestern Medical Center, Dallas, TX;
- University of Texas Southwestern Medical Center, Dallas, TX;
- University of Virginia Health System, Charlottesville, VA;
- University of Wisconsin-Oshkosh, Oshkosh, WI;
- Utah Navajo Health System, Inc., Montezuma Creek, UT;
- Valley Cooperative Health Care, Hudson, WI;
- Vanguard University Nursing Center, Costa Mesa, CA;
- Village Network Boys' Village Campus, Wooster, OH;
- Virtua Memorial Hospital Burlington County, Mount Holly, NJ;
- Visiting Nurse Association Healthcare Partners of Ohio, Cleveland, OH;
- Wadsworth Rittman Hospital Foundation, Wadsworth, OH;
- Wake County, Raleigh, NC;
- Washington County, GA, Regional Medical Center, Sandersville, GA;
- Washington Hospital Center, Washington, DC;
- Washington Parish, Bogalusa, LA;
- Wayne Memorial Hospital, Jesup, GA;
- West Jefferson Medical Center, Marrero, LA;
- West Shore Medical Center, Manistee, MI;
- West Side Community Health Services, St. Paul, MN;
- West Virginia University Hospital, Morgantown, WV;
- Western North Carolina Health System, Asheville, NC;
- Whidden Memorial Hospital, Everett, MA;
- White County Memorial Hospital, Monticello, IN;
- White Memorial Medical Center, Los Angeles, CA;
- White Plains Hospital Center, White Plains, NY;
- Whiteside County Department of Health, Rock Falls, IL;
- Whittemore Peterson Institute for Neuro-Immune Disease, Sparks, NV;
- Wind River Community Health Center, Riverton, WY;
- Wing Memorial Hospital, Palmer, MA;
- Winneshiek Medical Center, Decorah, IA;
- Wolfson Children's Hospital, Jacksonville, FL;
- Woodhull Medical and Mental Health Center, Brooklyn, NY;
- Woodruff County Nursing Home, McCrory, AR;
- Wyoming County Community Hospital, Warsaw, NY;
- YMCA of Central Stark County, Canton, OH;
- York Memorial Hospital, York, PA;
- Youth Crisis Center, Jacksonville, FL;
- Zucker Hillside Hospital, Glen Oaks, NY;
- Alma Family Services, Monterey Park, CA;
- Bronx-Lebanon Hospital, New York, NY;
- Community Health Partnership, Santa Clara, CA;
- Hunterdon Medical Center, Flemington, NJ;
- Louisiana State University Health Sciences Center, Shreveport, LA;
- Marymount University, Arlington, VA;
- Nassau University Medical Centers, East Meadow, NY;
- National Hispanic Medical Association, Washington, DC;
- Prince George's County, Upper Marlboro, MD;
- St. Luke's Community Free Clinic, Front Royal, VA;
- Thurston-Mason County Medical Society, Olympia, WA;
- Alabama Institute of the Deaf and Blind, Talladega, AL;
- Albany State University, Albany, GA;
- American Speech-Language-Hearing Foundation, Rockville, MD;
- Anne Arundel Community College, Arnold, MD;
- Armstrong Atlantic State University, Savannah, GA;
- Asnuntuck Community College, Enfield, CT;
- Azusa Pacific University, San Bernardino, CA for nursing programs;
- Bellevue Community College, Bellevue, WA;
- Bemidji State University, Bemidji, MN;
- Bennett College for Women, Greensboro, NC;
- Berkshire Community College, Pittsfield, MA;
- Bluegrass Community and Technical College, Winchester, KY;
- Broward Community College, Broward County, FL;
- Bucknell University, Lewisburg, PA;
- Buena Vista University, Storm Lake, IA;
- Butler Community College, Andover, KS;
- Caldwell Community College and Technical Institute, Hudson, NC;
- California Baptist University, Riverside, CA;
- California Polytechnic State University, San Luis Obispo, CA;
- California State University—Channel Islands, Camarillo, CA;
- California State University—Fullerton, Fullerton, CA;
- Campbell University, Buies Creek, NC;
- Central Arizona College, Coolidge, AZ;
- Central Florida Community College, Ocala, FL;
- Central Methodist University, Fayette, MO;
- Central Piedmont Community College, Charlotte, NC;
- Central Washington University, Ellensburg, WA;
- Chemeketa Community College, Salem, OR;
- City College of New York, NY, Charles B. Rangel Center for Public Service;
- Clark State Community College, Springfield, OH;
- Clayton College and State University, Morrow, GA;
- Clover Park Technical College, Lakewood, WA;
- College of Lake County, Grayslake, IL;
- College of Southern Idaho, Twin Falls, ID;
- College of Southern Maryland, LaPlata, MD;
- College of the Canyons, Santa Clarita, CA;
- College Success Foundation, Issaquah, WA;
- Community College of Allegheny County, Pittsburgh, PA;
- Community College of Beaver County, Monaca, PA;
- Consensus Organizing Center, San Diego, CA;
- Coppin State University, Baltimore, MD;
- Darton College, Albany, GA;
- Delaware County Community College, Media, PA;
- Des Moines Area Community College, Des Moines, IA;
- DeSales University, Center Valley, PA;
- Eastern Illinois University, Charleston, IL;
- Eastern Shore Community College Industrial Maintenance Program, Melfa, VA;
- Eckerd College, St. Petersburg, FL;
- Edison College, Charlotte County Campus, Punta Gorda, FL;
- El Camino College, Torrance, CA;
- Greenfield Community College, Greenfield, MA;
- Harcum College, Bryn Mawr, PA;
- Harrisburg Area Community College, Harrisburg, PA;
- Harrisburg University of Science and Technology, Harrisburg, PA;
- Herkimer County Community College, Herkimer, NY;
- Hiwassee College, Madisonville, TN;
- Holy Family University, Philadelphia, PA;
- I21Huntington Junior College, WV;
- Huston-Tillotson University, Austin, TX;
- Institute for Advanced Learning and Research, Danville, VA;
- Ivy Tech Community College, Evansville, IN;
- Jackson State University, Jackson, MS;
- Elmira College, Elmira, NY;
- Florida Campus Compact, Tallahassee, FL;
- Florida Gulf Coast University, Ft. Myers, FL;
- Focus: HOPE, Detroit, MI;
- Franklin Pierce College, Rindge, NH;
- Frontier Community College, Fairfield, IL;
- Ft. Valley State University, Ft. Valley, GA;

Gadsden State Community College, Gadsden, AL;  
 Gateway Community and Technical College, Ft. Mitchell, KY;  
 Gateway Community College, New Haven, CT;  
 Gila County Community College, Globe, AZ;  
 Grace College, Winona Lake, IN;  
 Greenfield Community College, Greenfield, MA;  
 Harcum College, Bryn Mawr, PA;  
 Harrisburg Area Community College, Harrisburg, PA;  
 Harrisburg University of Science and Technology, Harrisburg, PA;  
 Herkimer County Community College, Herkimer, NY;  
 Hiwassee College, Madisonville, TN;  
 Holy Family University, Philadelphia, PA;  
 Huntington Junior College, WV;  
 Huston-Tillotson University, Austin, TX;  
 Institute for Advanced Learning and Research, Danville, VA;  
 Ivy Tech Community College, Evansville, IN;  
 Jackson State University, Jackson, MS;  
 James Rumsey Technical Institute, Martinsburg, WV;  
 Kent State University, New Philadelphia, OH;  
 King's College, Wilkes-Barre, PA;  
 La Sierra University, Riverside, CA;  
 Lackawanna College, Scranton, PA;  
 Lake City Community College, Lake City, FL;  
 Latino Institute, Inc., Newark, NJ for its Latino Scholars Program;  
 Lewis and Clark Community College, Godfrey, IL, for its National Great Rivers Research and Education Center;  
 Lincoln College, Lincoln, IL for training, material acquisition and purchase of equipment;  
 Lincoln Memorial University College of Osteopathic Medicine, Harrogate, TN for curriculum development;  
 Linn-Benton Community College, Albany, OR for science and health equipment and technology;  
 Lorain County Community College, Elyria, OH for its library and community resource center, which may include equipment and technology;  
 Los Angeles Valley College, Valley Glen, CA for its Solving the Math Achievement Gap program;  
 Advocating Change Together, Inc., St. Paul, MN;  
 City of North Miami Beach, FL, North Miami Beach, FL;  
 Jewish Vocational and Career Counseling Service, San Francisco, CA;  
 Vocational Guidance Services, Cleveland, OH;  
 Access Community Health Center, Bloomingdale, IL;  
 Advocate Health Care, Oak Brook, IL;  
 Alfred University, Alfred, NY;  
 American Red Cross, Lower Bucks County Chapter, Levittown, PA;  
 City and County of San Francisco Department of Public Health, San Francisco, CA;  
 City of Los Angeles, CA;  
 Community Rehabilitation Center, Inc., Jacksonville, FL;  
 Family Services of Greater Waterbury, Waterbury, CT;  
 Family Support Systems Unlimited, Inc., Bronx, NY;  
 Fulton County Department of Mental Health, Atlanta, GA;  
 Heartland Health Outreach, Inc., Chicago, IL;  
 Helen Wheeler Center for Community Mental Health, Kankakee, IL;  
 Holy Spirit Hospital, Camp Hill, PA;  
 Indiana Wesleyan University, Marion, IN;  
 Jewish Association for Residential Care, Farmington Hills, MI;

Kids Hope United, Waukegan, IL;  
 New Image Homeless Shelter, Los Angeles, CA;  
 Pacific Clinics, Arcadia, CA;  
 Prime Time House, Inc., Torrington, CT;  
 Ruth Rales Jewish Family Service, Boca Raton, FL;  
 Ventura County Probation Office, Ventura, CA;  
 Ventura County Sheriff's Department, Thousand Oaks, CA;  
 Youthville, Wichita, KS;  
 Community Foundation for Greater New Haven, New Haven, CT;  
 Fighting Back Partnership, Vallejo, CA;  
 Institute for the Advanced Study of Black Families, Oakland, CA;  
 Operation SafeHouse, Riverside, CA;  
 Partnership for a Drug-Free America, New York, NY;  
 Shiloh Economic Development Center, Bryan, TX;  
 South Boston Community Health Center, South Boston, MA;  
 YMCA of the East Bay, Richmond, CA;  
 City of Las Vegas, NV;  
 City of Oxford, Oxford, MS;  
 Fulton County, Atlanta, GA;  
 Gavin Foundation, South Boston, MA;  
 Glide Foundation, San Francisco, CA;  
 Metro Homeless Youth Services of Los Angeles, Los Angeles, CA;  
 Minnesota Indian Women's Resource Center, Minneapolis, MN;  
 Nassau University Medical Center, East Meadow, NY;  
 Sandhills Teen Challenge, Carthage, NC;  
 Sheriffs Youth Program of Minnesota, Inver Grove Heights, MN;  
 Talbert House, Cincinnati, OH;  
 Trumbull County Lifelines, Warren, OH;  
 Union Station Foundation, Pasadena, CA;  
 United Way of Treasure Valley, Boise, ID;  
 Wayne County Academy, Alpha, KY;  
 WestCare Kentucky, Ashcamp, KY;  
 Thurgood Marshall Legal Education Opportunity Program;  
 B.J. Stupak Olympic Scholarship Program;  
 Advanced Credentialing Program (National Board for Professional Teaching Standards);  
 Civic Education Program (Center for Civic Education and National Council on Economic Education);  
 Arts in Education Program (VSA Arts and John F. Kennedy Center for the Performing Arts);  
 National Technical Institute for the Deaf;  
 Dislocated Workers National Reserve (National Center on Education and the Economy);  
 Susan Harwood Training Grant Program (Institutional Competency Grants).

It was decided in the negative .....  
 Yeas ..... 53  
 Nays ..... 369  
 Answered present 8

199.41 [Roll No. 663]  
 AYES—53

Akin Franks (AZ)  
 Bilbray Gohmert  
 Blackburn Goode  
 Blumenauer Heller  
 Burgess Hensarling  
 Campbell (CA) Inglis (SC)  
 Cannon Issa  
 Chabot Jindal  
 Conaway Johnson, Sam  
 Cooper Jordan  
 Costa Kline (MN)  
 Davis, David Lamborn  
 Deal (GA) Linder  
 DeFazio Mahoney (FL)  
 Delahunt Marchant  
 Feeney Marshall  
 Flake Miller (FL)  
 Fossella Musgrave

Abercrombie  
 Ackerman  
 Aderholt  
 Alexander  
 Allen  
 Altmire  
 Andrews  
 Arcuri  
 Baca  
 Bachmann  
 Bachus  
 Baird  
 Baker  
 Baldwin  
 Barrett (SC)  
 Barrow  
 Bartlett (MD)  
 Barton (TX)  
 Bean  
 Becerra  
 Berkley  
 Berman  
 Berry  
 Biggart  
 Bilirakis  
 Bishop (GA)  
 Bishop (NY)  
 Bishop (UT)  
 Blunt  
 Bonner  
 Bono  
 Boozman  
 Boren  
 Boswell  
 Boucher  
 Boustany  
 Boyd (FL)  
 Boyda (KS)  
 Brady (PA)  
 Brady (TX)  
 Braley (IA)  
 Brown (SC)  
 Brown-Waite,  
 Ginny  
 Buchanan  
 Burton (IN)  
 Butterfield  
 Buyer  
 Calvert  
 Camp (MI)  
 Cantor  
 Capito  
 Capps  
 Capuano  
 Cardoza  
 Carnahan  
 Carney  
 Carson  
 Carter  
 Castle  
 Castor  
 Chandler  
 Christensen  
 Clarke  
 Clay  
 Cleaver  
 Clyburn  
 Coble  
 Cohen  
 Cole (OK)  
 Conyers  
 Costello  
 Courtney  
 Cramer  
 Crenshaw  
 Crowley  
 Cubin  
 Cuellar  
 Culberson  
 Cummings  
 Davis (AL)  
 Davis (CA)  
 Davis (IL)  
 Davis (KY)  
 Davis, Lincoln  
 Davis, Tom  
 DeGette  
 DeLauro  
 Dent  
 Diaz-Balart, L.  
 Diaz-Balart, M.  
 Dicks  
 Dingell  
 Doggett  
 Donnelly  
 Doollittle  
 Doyle  
 Drake  
 Dreier

NOES—369  
 Duncan  
 Edwards  
 Ehlers  
 Ellison  
 Ellsworth  
 Emanuel  
 Emerson  
 Engel  
 English (PA)  
 Eshoo  
 Etheridge  
 Everett  
 Fallin  
 Farr  
 Fattah  
 Ferguson  
 Filner  
 Forbes  
 Fortenberry  
 Fortuño  
 Frank (MA)  
 Frelinghuysen  
 Gallegly  
 Gerlach  
 Giffords  
 Gilchrest  
 Gillibrand  
 Gillmor  
 Gingrey  
 Gonzalez  
 Goodlatte  
 Gordon  
 Granger  
 Graves  
 Green, Al  
 Green, Gene  
 Grijalva  
 Gutierrez  
 Hall (NY)  
 Hall (TX)  
 Hare  
 Harman  
 Hastert  
 Hastings (FL)  
 Hastings (WA)  
 Hayes  
 Herger  
 Herseth Sandlin  
 Higgins  
 Hill  
 Hinchey  
 Hinojosa  
 Hiron  
 Hobson  
 Hodes  
 Hoekstra  
 Holden  
 Holt  
 Honda  
 Hooley  
 Hoyer  
 Hulshof  
 Hunter  
 Inslee  
 Israel  
 Jackson (IL)  
 Jackson-Lee  
 (TX)  
 Jefferson  
 Johnson (GA)  
 Johnson (IL)  
 Johnson, E. B.  
 Jones (NC)  
 Jones (OH)  
 Kagen  
 Kanjorski  
 Kaptur  
 Keller  
 Kennedy  
 Kildee  
 Kilpatrick  
 Kind  
 King (IA)  
 King (NY)  
 Kingston  
 Kirk  
 Klein (FL)  
 Knollenberg  
 Kucinich  
 Kuhl (NY)  
 LaHood  
 Lampson  
 Langevin  
 Lantos  
 Larsen (WA)  
 Larson (CT)  
 Latham  
 LaTourette  
 Lee  
 Levin  
 Lewis (GA)  
 Lewis (KY)  
 Lipinski  
 LoBiondo  
 Loeback  
 Lofgren, Zoe  
 Lowey  
 Lucas  
 Lungren, Daniel E.  
 Lynch  
 Mack  
 Maloney (NY)  
 Manzullo  
 Markey  
 Matheson  
 Matsui  
 McCarthy (CA)  
 McCarthy (NY)  
 McCaul (TX)  
 McCollum (MN)  
 McCotter  
 McCrery  
 McDermott  
 McGovern  
 McHenry  
 McHugh  
 McIntyre  
 McKeon  
 McMorris  
 Rodgers  
 McNerney  
 McNulty  
 Meek (FL)  
 Meeks (NY)  
 Melancon  
 Mica  
 Michaud  
 Miller (MI)  
 Miller (NC)  
 Miller, Gary  
 Miller, George  
 Mitchell  
 Mollohan  
 Moore (KS)  
 Moore (WI)  
 Moran (KS)  
 Moran (VA)  
 Murphy (CT)  
 Murphy, Patrick  
 Murphy, Tim  
 Murtha  
 Nadler  
 Napolitano  
 Neal (MA)  
 Neugebauer  
 Norton  
 Nunes  
 Oberstar  
 Oliver  
 Ortiz  
 Pallone  
 Pascrell  
 Pastor  
 Paul  
 Payne  
 Pearce  
 Perlmutter  
 Peterson (MN)  
 Peterson (PA)  
 Petri  
 Pickering  
 Platts  
 Poe  
 Pomeroy  
 Porter  
 Price (NC)  
 Pryce (OH)  
 Putnam  
 Rahall  
 Ramstad  
 Rangel  
 Regula  
 Rehberg  
 Reichert  
 Renzi  
 Reyes  
 Reynolds  
 Rodriguez  
 Rogers (AL)  
 Rogers (KY)  
 Ros-Lehtinen  
 Roskam  
 Ross  
 Rothman  
 Roybal-Allard  
 Ruppertsberger  
 Rush

Table with 3 columns: Ryan (OH), Salazar, Sali, Sanchez, Linda T., Sanchez, Loretta, Sarbanes, Saxton, Schakowsky, Schiff, Schmidt, Schwartz, Scott (GA), Scott (VA), Serrano, Sestak, Shays, Shea-Porter, Sherman, Shuler, Simpson, Sires, Skelton, Slaughter, Smith (NE), Smith (NJ), Smith (TX), Smith (WA), Snyder, Solis, Souder, Space, Spratt, Stearns, Stupak, Sutton, Tanner, Tauscher, Taylor, Thompson (CA), Thompson (MS), Tiaht, Tierney, Towns, Turner, Udall (CO), Udall (NM), Upton, Van Hollen, Velazquez, Walsh (NY), Visclosky, Walberg, Walden (OR), Walsh (NY), Walz (MN), Wamp, Wasserman, Schultz, Waters, Watson, Watt, Waxman, Weiner, Welch (VT), Weldon (FL), Weller, Whitfield, Wicker, Wilson (NM), Wilson (OH), Wilson (SC), Wolf, Woolsey, Wu, Wynn, Yarmuth, Young (AK), Young (FL)

Table with 3 columns: Abercrombie, Ackerman, Aderholt, Alexander, Allen, Altmire, Andrews, Arcuri, Baca, Bachus, Baird, Baker, Baldwin, Bartlett (MD), Bean, Becerra, Berkley, Berman, Berry, Biggert, Billirakis, Bishop (GA), Bishop (NY), Blumenauer, Bono, Boozman, Boren, Boswell, Boucher, Boustany, Boyd (FL), Boyda (KS), Brady (PA), Braley (IA), Brown (SC), Brown-Waite, Ginny, Buchanan, Butterfield, Calvert, Camp (MD), Capito, Capps, Capuano, Cardoza, Carnahan, Carney, Carson, Carter, Castor, Chandler, Christensen, Clarke, Clay, Cleaver, Clyburn, Cohen, Cole (OK), Conyers, Costa, Costello, Courtney, Cramer, Crenshaw, Crowley, Cubin, Cuellar, Culberson, Cummings, Davis (AL), Davis (CA), Davis (IL), Davis (KY), Davis, Lincoln, Davis, Tom, DeFazio, DeGette, Delahunt, DeLauro, Dent, Diaz-Balart, L., Diaz-Balart, M., Dicks, Dingell, Doggett, Donnelly, Donnell, Doolittle, Doyle, Drake, Dreier, Edwards, Ehlers, Ellison, Ellsworth, Emanuel, Emerson, Engel, English (PA), Eshoo, Etheridge, Everett, Farr, Fattah, Ferguson, Filner, Forbes, Fortenberry, Fortuño, Foy, Frank (MA), Frelinghuysen, Gallegly, Gerlach, Giffords, Gilchrest, Gillibrand, Gillmor, Gonzalez, Goode, Goodlatte, Gordon, Granger, Green, Al, Green, Gene, Grijalva, Gutierrez, Hall (NY), Hall (TX), Hare, Harman, Hastert, Hastings (FL), Hastings (WA), Hayes, Herseht Sandlin, Higgins, Hill, Hinchey, Hinojosa, Hirono, Hobson, Hodes, Holden, Holt, Honda, Hooley, Hoyer, Hulshof, Hunter, Insee, Israel, Issa, Jackson (IL), Jackson-Lee (TX), Jefferson, Johnson (GA), Johnson (IL), Johnson, E. B., Jones (NC), Jones (OH), Kagen, Kanjorski, Kaptur, Kennedy, Kildee, Kilpatrick, Kind, King (NY), Kirk, Klein (FL), Knollenberg, Kucinich, Kuhl (NY), LaHood, LaTourette, Lampson, Langevin, Lantos, Larsen (WA), Larson (CT), Latham, LaTourette, Lee, Levin, Lewis (CA), Lewis (GA), Lewis (KY), Lipinski, LoBiondo, Lofgren, Zoe, Lowey, Lucas, Lynch, Mahoney (FL), Mahoney (NY), Manzullo, Markey, Marshall, Matheson, Matsui, McCarthy (CA), McCarthy (NY), McCollum (MN), McCotter, McCreary, McDermott, McGovern, McHugh, McIntyre, McKeon, McMorris, Rodgers, McNerney, McNulty, Meek (FL), Meeks (NY), Melancon, Michaud, Miller (MI), Miller (NC), Miller, Gary, Miller, George, Mitchell, Mollohan, Moore (KS), Moore (WI), Moran (KS), Moran (VA), Murphy (CT), Murphy, Patrick, Murphy, Tim, Murtha, Nadler, Napolitano, Neal (MA), Norton, Nunes, Oberstar, Obey, Oliver, Ortiz, Pallone, Pascrell, Pastor, Paul, Payne, Perlmutter, Peterson (MN), Peterson (PA), Pickering, Pomeroy, Porter, Price (NC), Pryce (OH), Putnam, Radanovich, Rahall, Rangel, Regula, Rehberg, Reichert, Renzi, Reyes, Reynolds, Rodriguez, Rogers (AL), Rogers (KY), Rogers (MI), Ros-Lehtinen, Ross, Rothman, Roybal-Allard, Ruppertsberger, Rush, Ryan (OH), Salazar, Sanchez, Linda T., Sanchez, Loretta, Sarbanes, Saxton, Schakowsky, Schiff, Schwartz, Scott (GA), Serrano, Sestak, Sherman, Shuler, Simpson, Sires, Skelton, Slaughter

Table with 3 columns: Smith (NJ), Smith (TX), Smith (WA), Snyder, Solis, Souder, Space, Spratt, Stupak, Sutton, Tanner, Tauscher, Taylor, Thompson (CA), Thompson (MS), Tiaht, Tierney, Towns, Turner, Udall (CO), Udall (NM), Upton, Van Hollen, Velazquez, Visclosky, Walsh (NY), Walz (MN), Wamp, Wasserman, Wu, Wynn, Yarmuth, Young (AK), Young (FL)

Table with 3 columns: Weiner, Welch (VT), Weller, Wexler, Whitfield, Wicker, Wilson (NM), Wilson (OH), Wolf, Woolsey, Wu, Wynn, Yarmuth, Young (AK), Young (FL)

ANSWERED "PRESENT"—8

Table with 3 columns: Boehner, Foy, Garrett (NJ), Lewis (CA), Shuster, Sullivan, Sessions

NOT VOTING—6

Table with 3 columns: Bordallo, Brown, Corrine, Davis, Jo Ann, Stark, Faleomavaega, Tancredo

So the amendment was not agreed to.

¶99.42 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment numbered 19, submitted by Mr. FLAKE:

At the end of the bill (before the short title), insert the following:

SEC. \_\_\_\_\_. (a) LIMITATION ON USE OF FUNDS.—None of the funds in this Act shall be available for the Exploratorium, San Francisco, California, for its Bay Area Science Teacher Recruitment, Retention, and Improvement Initiative.

(b) CORRESPONDING REDUCTION OF FUNDS.—The amount otherwise provided by this Act for "Department of Education—Innovation and Improvement" is hereby reduced by \$300,000.

It was decided in the { Yeas ..... 89 negative ..... } Nays ..... 341

¶99.43 [Roll No. 664]

AYES—89

Table with 3 columns: Akin, Bachmann, Barrett (SC), Barrow, Barton (TX), Bilbray, Bishop (UT), Blackburn, Blunt, Boehner, Bonner, Brady (TX), Burgess, Burton (IN), Buyer, Campbell (CA), Cannon, Cantor, Castle, Chabot, Coble, Conaway, Cooper, Davis, David, Deal (GA), Duncan, Fallon, Feehey, Flake, Fossella, Franks (AZ), Garrett (NJ), Gingrey, Gohmert, Graves, Heller, Hensarling, Herger, Hoekstra, Inglis (SC), Jindal, Johnson, Sam, Jordan, Keller, King (IA), Kingston, Kline (MN), Lamborn, Linder, Lungren, Daniel E., Mack, Marchant, McCaul (TX), McHenry, Mica, Miller (FL), Musgrave, Myrick, Neugebauer, Pearce, Pence, Petri, Pitts, Platts, Poe, Price (GA), Ramstad, Rohrabacher, Roskam, Royce, Ryan (WI), Sali, Schmidt, Sensenbrenner, Sessions, Shadegg, Shimkus, Shuster, Smith (NE), Stearns, Sullivan, Terry, Thornberry, Tiberi, Walberg, Walden (OR), Weldon (FL), Westmoreland, Wilson (SC)

Table with 3 columns: Noes—341, Abercrombie, Ackerman, Aderholt, Alexander, Allen, Altmire, Andrews, Arcuri, Baca, Bachus, Baird, Baker, Baldwin, Bartlett (MD), Bean, Becerra, Berkley, Berman, Berry, Biggert, Billirakis, Bishop (GA), Bishop (NY), Blumenauer, Bono, Boozman, Boren, Boswell, Boucher, Boustany, Boyd (FL), Boyda (KS), Brady (PA), Braley (IA), Brown (SC), Brown-Waite, Ginny, Buchanan, Butterfield, Calvert, Camp (MD), Capito, Capps, Capuano, Cardoza, Carnahan, Carney, Carson, Carter, Castor, Chandler, Christensen, Clarke, Clay, Cleaver, Clyburn, Cohen, Cole (OK), Conyers, Costa, Costello, Courtney, Cramer, Crenshaw, Crowley, Cubin, Cuellar, Culberson, Cummings, Davis (AL), Davis (CA), Davis (IL), Davis (KY), Davis, Lincoln, Davis, Tom, DeFazio, DeGette, Delahunt, DeLauro, Dent, Diaz-Balart, L., Diaz-Balart, M., Dicks, Dingell, Doggett, Donnelly, Donnell, Doolittle, Doyle, Drake, Dreier, Edwards, Ehlers, Ellison, Ellsworth, Emanuel, Emerson, Engel, English (PA), Eshoo, Etheridge, Everett, Farr, Fattah, Ferguson, Filner, Forbes, Fortenberry, Fortuño, Foy, Frank (MA), Frelinghuysen, Gallegly, Gerlach, Giffords, Gilchrest, Gillibrand, Gillmor, Gonzalez, Goode, Goodlatte, Gordon, Granger, Green, Al, Green, Gene, Grijalva, Gutierrez, Hall (NY), Hall (TX), Hare, Harman, Hastert, Hastings (FL), Hastings (WA), Hayes, Herseht Sandlin, Higgins, Hill, Hinchey, Hinojosa, Hirono, Hobson, Hodes, Holden, Holt, Honda, Hooley, Hoyer, Hulshof, Hunter, Insee, Israel, Issa, Jackson (IL), Jackson-Lee (TX), Jefferson, Johnson (GA), Johnson (IL), Johnson, E. B., Jones (NC), Jones (OH), Kagen, Kanjorski, Kaptur, Kennedy, Kildee, Kilpatrick, Kind, King (NY), Kirk, Klein (FL), Knollenberg, Kucinich, Kuhl (NY), LaHood, LaTourette, Lampson, Langevin, Lantos, Larsen (WA), Larson (CT), Latham, LaTourette, Lee, Levin, Lewis (CA), Lewis (GA), Lewis (KY), Lipinski, LoBiondo, Lofgren, Zoe, Lowey, Lucas, Lynch, Mahoney (FL), Mahoney (NY), Manzullo, Markey, Marshall, Matheson, Matsui, McCarthy (CA), McCarthy (NY), McCollum (MN), McCotter, McCreary, McDermott, McGovern, McHugh, McIntyre, McKeon, McMorris, Rodgers, McNerney, McNulty, Meek (FL), Meeks (NY), Melancon, Michaud, Miller (MI), Miller (NC), Miller, Gary, Miller, George, Mitchell, Mollohan, Moore (KS), Moore (WI), Moran (KS), Moran (VA), Murphy (CT), Murphy, Patrick, Murphy, Tim, Murtha, Nadler, Napolitano, Neal (MA), Norton, Nunes, Oberstar, Obey, Oliver, Ortiz, Pallone, Pascrell, Pastor, Paul, Payne, Perlmutter, Peterson (MN), Peterson (PA), Pickering, Pomeroy, Porter, Price (NC), Pryce (OH), Putnam, Radanovich, Rahall, Rangel, Regula, Rehberg, Reichert, Renzi, Reyes, Reynolds, Rodriguez, Rogers (AL), Rogers (KY), Rogers (MI), Ros-Lehtinen, Ross, Rothman, Roybal-Allard, Ruppertsberger, Rush, Ryan (OH), Salazar, Sanchez, Linda T., Sanchez, Loretta, Sarbanes, Saxton, Schakowsky, Schiff, Schwartz, Scott (GA), Serrano, Sestak, Sherman, Shuler, Simpson, Sires, Skelton, Slaughter

Table with 3 columns: Smith (NJ), Smith (TX), Smith (WA), Snyder, Solis, Souder, Space, Spratt, Stupak, Sutton, Tanner, Tauscher, Taylor, Thompson (CA), Thompson (MS), Tiaht, Tierney, Towns, Turner, Udall (CO), Udall (NM), Upton, Van Hollen, Velazquez, Visclosky, Walsh (NY), Walz (MN), Wamp, Wasserman, Wu, Wynn, Yarmuth, Young (AK), Young (FL)

NOT VOTING—6

Table with 3 columns: Bordallo, Brown, Corrine, Davis, Jo Ann, Stark, Faleomavaega, Tancredo

So the amendment was not agreed to.

¶99.44 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment submitted by Mr. DINGELL:

At the end of the bill (before the short title), insert the following:

SEC. \_\_\_\_\_. None of the funds made available in this Act may be used to pay the basic pay of any individual serving as Deputy Commissioner of Social Security, Social Security Administration, whose appointment to such position has not been confirmed by a vote of the Senate pursuant to section 702(b)(1) of the Social Security Act.

It was decided in the { Yeas ..... 231 affirmative ..... } Nays ..... 199

¶99.45 [Roll No. 665]

AYES—231

Table with 3 columns: Abercrombie, Ackerman, Allen, Andrews, Arcuri, Baca, Baird, Baldwin, Barrow, Bean, Becerra, Berkley, Berman, Berry, Bishop (GA), Bishop (NY), Blumenauer, Boren, Boswell, Boucher, Brady (PA), Braley (IA), Butterfield, Capps, Capuano, Cardoza, Carnahan, Carney, Carson, Castor, Chandler, Christensen, Clarke, Clay, Cleaver, Clyburn, Coby, Conyers, Cooper, Costa, Costello, Courtney, Cramer, Crowley, Cuellar, Cummings, Davis (AL), Davis (CA), Davis (IL), Davis, Lincoln, DeFazio, DeGette, Delahunt, DeLauro, Dicks, Dingell, Doggett, Donnelly, Kapur, Kennedy, Kildee, Ellison, Ellsworth, Emanuel, Engel, Eshoo, Etheridge, Farr, Fattah, Filner, Frank (MA), Giffords, Gilchrest, Gillibrand, Gonzalez, Gordon, Green, Al, Green, Gene, Grijalva, Gutierrez, Hall (NY), Hare, Harman, Hastings (FL), Herseht Sandlin, Higgins, Hill, Hinchey, Hinojosa, Hirono, Hodes, Holden, Holt, Honda, Hooley, Hoyer, Insee, Israel, Jackson (IL), Jackson-Lee (TX), Jefferson, Jindal, Johnson (GA), Johnson, E. B., Jones (NC), Jones (OH), Kagen, Kanjorski, Kaptur, Kennedy, Kildee, Kilpatrick, Kind, Klein (FL), Kucinich, Lampson, Langevin, Lantos, Larsen (CT), Lee, Levin, Lewis (GA), Linder, Lipinski, Loeback, Lofgren, Zoe, Lowey, Lynch, Mahoney (FL), Maloney (NY), Markey, Marshall, Matheson, Matsui, McCarthy (NY), McCollum (MN), McDermott, McGovern, McIntyre, McNerney, McNulty, Meek (FL), Meeks (NY), Melancon, Michaud, Miller (NC), Miller, George, Mitchell, Moore (KS), Moore (WI), Moran (VA), Murphy (CT)

Murphy, Patrick  
 Murphy, Tim  
 Murtha  
 Nadler  
 Napolitano  
 Neal (MA)  
 Norton  
 Oberstar  
 Obey  
 Oliver  
 Ortiz  
 Pallone  
 Pascrell  
 Pastor  
 Paul  
 Payne  
 Perlmutter  
 Peterson (MN)  
 Pomeroy  
 Price (NC)  
 Rahall  
 Rangel  
 Reyes  
 Rodriguez  
 Ross  
 Rothman  
 Roybal-Allard

Ruppersberger  
 Rush  
 Ryan (OH)  
 Salazar  
 Sánchez, Linda  
 T.  
 Sanchez, Loretta  
 Sarbanes  
 Schakowsky  
 Schiff  
 Schwartz  
 Scott (GA)  
 Scott (VA)  
 Serrano  
 Shea-Porter  
 Sherman  
 Shuler  
 Sires  
 Skelton  
 Slaughter  
 Smith (WA)  
 Snyder  
 Wexler  
 Solis  
 Space  
 Spratt  
 Stupak  
 Sutton

Tanner  
 Tauscher  
 Taylor  
 Thompson (CA)  
 Thompson (MS)  
 Tierney  
 Towns  
 Udall (CO)  
 Udall (NM)  
 Van Hollen  
 Velázquez  
 Visclosky  
 Waiz (MN)  
 Wasserman  
 Schultz  
 Waters  
 Watson  
 Watt  
 Waxman  
 Weiner  
 Welch (VT)  
 Wexler  
 Wilson (OH)  
 Woolsey  
 Wu  
 Wynn  
 Yarmuth

NOES—199

Aderholt  
 Akin  
 Alexander  
 Altmire  
 Bachmann  
 Bachus  
 Baker  
 Barrett (SC)  
 Bartlett (MD)  
 Barton (TX)  
 Biggert  
 Bilbray  
 Bilirakis  
 Bishop (UT)  
 Blackburn  
 Blunt  
 Boehner  
 Bonner  
 Bono  
 Boozman  
 Boustany  
 Boyd (FL)  
 Boyda (KS)  
 Brady (TX)  
 Brown (SC)  
 Brown-Waite,  
 Ginny  
 Buchanan  
 Burgess  
 Burton (IN)  
 Buyer  
 Calvert  
 Camp (MI)  
 Campbell (CA)  
 Cannon  
 Cantor  
 Capito  
 Carter  
 Castle  
 Chabot  
 Coble  
 Cole (OK)  
 Conaway  
 Crenshaw  
 Cubin  
 Culberson  
 Davis (KY)  
 Davis, David  
 Davis, Tom  
 Deal (GA)  
 Dent  
 Diaz-Balart, L.  
 Diaz-Balart, M.  
 Doolittle  
 Drake  
 Dreier  
 Duncan  
 Ehlert  
 Emerson  
 English (PA)  
 Everett  
 Fallin  
 Feeney  
 Ferguson  
 Flake  
 Forbes  
 Fortenberry  
 Fortuño

Fossella  
 Foxx  
 Franks (AZ)  
 Frelinghuysen  
 Gallegly  
 Garrett (NJ)  
 Gerlach  
 Gillmor  
 Gingrey  
 Gohmert  
 Goode  
 Goodlatte  
 Granger  
 Graves  
 Putnam  
 Hall (TX)  
 Hastings (WA)  
 Hayes  
 Heller  
 Hensarling  
 Herger  
 Hobson  
 Hoekstra  
 Hulshof  
 Hunter  
 Inglis (SC)  
 Issa  
 Johnson (IL)  
 Johnson, Sam  
 Jordan  
 Keller  
 King (IA)  
 King (NY)  
 Kingston  
 Kirk  
 Kline (MN)  
 Knollenberg  
 Kuhl (NY)  
 LaHood  
 Lamborn  
 Latham  
 LaTourette  
 Lewis (CA)  
 Lewis (KY)  
 LoBiondo  
 Lucas  
 Lungren, Daniel  
 E.  
 Mack  
 Manzullo  
 Marchant  
 McCarthy (CA)  
 McCaul (TX)  
 McCotter  
 McCrery  
 McHenry  
 McHugh  
 McKeon  
 McMorris  
 Rodgers  
 Mica  
 Miller (FL)  
 Miller (MI)  
 Miller, Gary  
 Mollohan  
 Moran (KS)  
 Musgrave  
 Myrick

Neugebauer  
 Nunes  
 Pearce  
 Pence  
 Peterson (PA)  
 Petri  
 Pickering  
 Pitts  
 Platts  
 Poe  
 Porter  
 Price (GA)  
 Pryce (OH)  
 Putnam  
 Radanovich  
 Radanovich  
 Ramstad  
 Regula  
 Rehberg  
 Reichert  
 Renzi  
 Reynolds  
 Rogers (AL)  
 Rogers (KY)  
 Rogers (MI)  
 Rohrabacher  
 Ros-Lehtinen  
 Roskam  
 Royce  
 Ryan (WI)  
 Sali  
 Saxton  
 Schmidt  
 Sensenbrenner  
 Sessions  
 Sestak  
 Shadegg  
 Shays  
 Shimkus  
 Shuster  
 Simpson  
 Smith (NE)  
 Smith (NJ)  
 Smith (TX)  
 Souder  
 Stearns  
 Sullivan  
 Terry  
 Thornberry  
 Tiahrt  
 Duncan  
 Ehlert  
 Emerson  
 English (PA)  
 Everett  
 Fallin  
 Feeney  
 Ferguson  
 Flake  
 Forbes  
 Fortenberry

NOT VOTING—6  
 Davis, Jo Ann  
 Stark  
 Brown, Corrine  
 Faleomavaega  
 Tancredo

So the amendment was agreed to.

¶99.46 RECORDED VOTE  
 A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment submitted by Mr. BARTON of Texas:

At the end of the bill (before the short title) insert the following:

TITLE VI  
 ADDITIONAL GENERAL PROVISIONS

SEC. 601. None of the funds made available in this Act for the National Institutes of Health may be used for activities under section 241(a) of the Public Health Service Act (42 U.S.C. 238j(a)).

It was decided in the { Yeas ..... 181  
 negative ..... } Nays ..... 249

¶99.47 [Roll No. 666]

AYES—181

Aderholt  
 Akin  
 Alexander  
 Bachmann  
 Bachus  
 Baker  
 Barrett (SC)  
 Bartlett (MD)  
 Barton (TX)  
 Biggert  
 Bilbray  
 Bishop (UT)  
 Blackburn  
 Blunt  
 Boehner  
 Bono  
 Boozman  
 Boustany  
 Brady (TX)  
 Brown (SC)  
 Brown-Waite,  
 Ginny  
 Buchanan  
 Burgess  
 Burton (IN)  
 Buyer  
 Calvert  
 Campbell (CA)  
 Cannon  
 Carter  
 Castle  
 Chabot  
 Coble  
 Cole (OK)  
 Conaway  
 Crenshaw  
 Cubin  
 Culberson  
 Davis (KY)  
 Davis, David  
 Davis, Tom  
 Deal (GA)  
 Dent  
 Diaz-Balart, L.  
 Diaz-Balart, M.  
 Doolittle  
 Drake  
 Dreier  
 Duncan  
 Ehlert  
 Emerson  
 English (PA)  
 Everett  
 Fallin  
 Feeney  
 Ferguson  
 Flake  
 Forbes  
 Fortenberry

Fortuño  
 Fossella  
 Foxx  
 Franks (AZ)  
 Frelinghuysen  
 Gallegly  
 Garrett (NJ)  
 Gerlach  
 Gilchrest  
 Gillmor  
 Gingrey  
 Gohmert  
 Goode  
 Goodlatte  
 Granger  
 Graves  
 Hall (TX)  
 Hastert  
 Hastings (WA)  
 Hayes  
 Heller  
 Hensarling  
 Herger  
 Hoekstra  
 Hulshof  
 Hunter  
 Inglis (SC)  
 Issa  
 Jindal  
 Johnson (IL)  
 Johnson, Sam  
 Jordan  
 Keller  
 King (IA)  
 King (NY)  
 Kingston  
 Kirk  
 Kline (MN)  
 Kuhl (NY)  
 LaHood  
 Lamborn  
 Latham  
 Lewis (CA)  
 Lewis (KY)  
 Linder  
 Lucas  
 Lungren, Daniel  
 E.  
 Mack  
 Manzullo  
 Marchant  
 McCarthy (CA)  
 McCaul (TX)  
 McCotter  
 McCrery  
 McHenry  
 McKeon  
 McMorris  
 Rodgers  
 Mica  
 Miller (FL)  
 Miller (MI)

Miller, Gary  
 Moran (KS)  
 Murphy, Tim  
 Musgrave  
 Myrick  
 Neugebauer  
 Nunes  
 Paul  
 Pearce  
 Pence  
 Petri  
 Pickering  
 Pitts  
 Platts  
 Poe  
 Porter  
 Price (GA)  
 Pryce (OH)  
 Putnam  
 Radanovich  
 Ramstad  
 Rehberg  
 Reichert  
 Reynolds  
 Rogers (AL)  
 Rogers (KY)  
 Rogers (MI)  
 Rohrabacher  
 Ros-Lehtinen  
 Roskam  
 Royce  
 Ryan (WI)  
 Sali  
 Saxton  
 Schmidt  
 Sensenbrenner  
 Sessions  
 Shadegg  
 Shays  
 Shimkus  
 Shuster  
 Simpson  
 Smith (NE)  
 Smith (NJ)  
 Smith (TX)  
 Souder  
 Stearns  
 Sullivan  
 Terry  
 Thornberry  
 Tiahrt  
 Walberg  
 Walden (OR)  
 Wamp  
 Weller  
 Westmoreland  
 Whitfield  
 Wicker  
 Wilson (NM)  
 Wilson (SC)  
 Wolf  
 Young (FL)

Bilirakis  
 Bishop (GA)  
 Bishop (NY)  
 Blumenauer  
 Boren  
 Boswell  
 Boucher  
 Boyd (FL)  
 Boyda (KS)  
 Brady (PA)  
 Braley (IA)  
 Butterfield  
 Camp (MI)  
 Capps  
 Capuano  
 Cardoza  
 Carnahan  
 Carney  
 Carson  
 Castor  
 Chandler  
 Christensen  
 Clarke  
 Clay  
 Cleaver  
 Clyburn  
 Cohen  
 Conyers  
 Cooper  
 Costa  
 Costello  
 Courtney  
 Cramer  
 Crowley  
 Cuellar  
 Cummings  
 Davis (AL)  
 Davis (CA)  
 Davis (IL)  
 Davis, Lincoln  
 DeFazio  
 DeGette  
 Delahunt  
 DeLauro  
 Dicks  
 Dingell  
 Doggett  
 Donnelly  
 Doyle  
 Edwards  
 Ellison  
 Ellsworth  
 Emanuel  
 Engel  
 Eshoo  
 Etheridge  
 Farr  
 Fattah  
 Filner  
 Frank (MA)  
 Giffords  
 Gillibrand  
 Gonzalez  
 Gordon  
 Green, Al  
 Green, Gene  
 Grijalva  
 Gutierrez  
 Hall (NY)  
 Hare  
 Harman  
 Hastings (FL)  
 Herseth Sandlin  
 Higgins  
 Hirono  
 Hinojosa  
 Hirono  
 Hobson

Hodes  
 Holden  
 Holt  
 Honda  
 Hooley  
 Hoyer  
 Inslee  
 Israel  
 Jackson (IL)  
 Jackson-Lee  
 (TX)  
 Jefferson  
 Johnson (GA)  
 Johnson, E. B.  
 Jones (NC)  
 Jones (OH)  
 Kagen  
 Kanjorski  
 Kaptur  
 Kennedy  
 Kildee  
 Kilpatrick  
 Kind  
 Klein (FL)  
 Knollenberg  
 Kucinich  
 Lampson  
 Langevin  
 Lantos  
 Larsen (WA)  
 Larson (CT)  
 LaTourette  
 Lee  
 Levin  
 Lewis (GA)  
 Lipinski  
 LoBiondo  
 Loebsack  
 Lofgren, Zoe  
 Lowey  
 Lynch  
 Mahoney (FL)  
 Maloney (NY)  
 Markey  
 Marshall  
 Matheson  
 Matsui  
 McCarthy (NY)  
 McCallum (MN)  
 McDermott  
 McGovern  
 McHugh  
 McIntyre  
 McInerney  
 McNulty  
 Meek (FL)  
 Meeke (NY)  
 Melancon  
 Michaud  
 Miller (NC)  
 Miller, George  
 Mitchell  
 Mollohan  
 Moore (KS)  
 Moore (WI)  
 Moran (VA)  
 Murphy (CT)  
 Murphy, Patrick  
 Murtha  
 Nadler  
 Napolitano  
 Neal (MA)  
 Norton  
 Oberstar  
 Obey  
 Ortiz  
 Pallone  
 Pascrell

Pastor  
 Payne  
 Perlmutter  
 Peterson (MN)  
 Peterson (PA)  
 Pomeroy  
 Price (NC)  
 Rahall  
 Rangel  
 Jackson-Lee  
 Regula  
 Renzi  
 Reyes  
 Rodriguez  
 Ross  
 Rothman  
 Roybal-Allard  
 Ruppersberger  
 Rush  
 Ryan (OH)  
 Salazar  
 Sánchez, Linda  
 T.  
 Sanchez, Loretta  
 Sarbanes  
 Saxton  
 Schakowsky  
 Schiff  
 Schwartz  
 Scott (GA)  
 Scott (VA)  
 Serrano  
 Sestak  
 Shea-Porter  
 Sherman  
 Shuler  
 Simpson  
 Skelton  
 Slaughter  
 Smith (WA)  
 Snyder  
 Solis  
 Space  
 Spratt  
 Stupak  
 Sutton  
 Tanner  
 Tauscher  
 Taylor  
 Thompson (CA)  
 Thompson (MS)  
 Tiberi  
 Tierney  
 Towns  
 Turner  
 Udall (CO)  
 Udall (NM)  
 Upton  
 Van Hollen  
 Velázquez  
 Visclosky  
 Walsh (NY)  
 Walz (MN)  
 Wasserman  
 Schultz  
 Waters  
 Watson  
 Watt  
 Waxman  
 Weiner  
 Welch (VT)  
 Weldon (FL)  
 Wexler  
 Wilson (OH)  
 Woolsey  
 Wu  
 Wynn  
 Yarmuth  
 Young (AK)

NOT VOTING—6

Bordallo  
 Brown, Corrine  
 Davis, Jo Ann  
 Faleomavaega  
 Stark  
 Tancredo

So the amendment was not agreed to.

¶99.48 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment numbered 59, submitted by Mr. HENSARLING:

At the end of the bill (before the short title), insert the following:

SEC. \_\_\_\_ . None of the funds made available in this Act may be used for the On Location

Entertainment Industry Craft and Techni-
cian Training project, West Los Angeles Col-
lege, Culver City, CA.

It was decided in the { Yeas ..... 114
negative ..... } Nays ..... 316

99.49 [Roll No. 667]

AYES—114

- Akin Franks (AZ) Pearce
Bachmann Garrett (NJ) Pence
Bachus Gerlach Petri
Barrett (SC) Gingrey Pitts
Barrow Gohmert Platts
Bartlett (MD) Granger Poe
Barton (TX) Graves Price (GA)
Bilbray Hall (TX) Putnam
Bishop (UT) Hastert Radanovich
Blackburn Heller Ramstad
Blunt Hensarling Rogers (MI)
Boehner Hobson Rohrabacher
Brown-Waite, Hulshof Roskam
Ginny Hunter Roskam
Burgess Inglis (SC) Royce
Burton (IN) Issa Ryan (WI)
Campbell (CA) Jindal Sali
Cannon Johnson (IL) Schmidt
Cantor Johnson, Sam Sensenbrenner
Carter Jordan Sessions
Castle King (IA) Shadegg
Chabot Kingston Shimkus
Coble Kirk Shuster
Conaway Kline (MN) Smith (NE)
Cooper Lamborn Souder
Crenshaw Linder Stearns
Cubin Lungren, Daniel Sullivan
Culberson E. Taylor
Davis, David Mack Terry
Deal (GA) Marchant Thornberry
Dent Marshall Tiberi
Duncan McCarthy (CA) Upton
Everett McHenry Walberg
Feehey Mica Walden (OR)
Flake Miller (FL) Wamp
Forbes Musgrave Weldon (FL)
Fortenberry Myrick Westmoreland
Fossella Neugebauer Wilson (SC)
Foxy Nunes Young (FL)

NOES—316

- Abercrombie Christensen Filner
Ackerman Clarke Fortuño
Aderholt Clay Frank (MA)
Alexander Cleaver Frelinghuysen
Allen Clyburn Gallegly
Altmire Cohen Giffords
Andrews Cole (OK) Gilchrest
Arcuri Conyers Gillibrand
Baca Costa Gillmor
Baird Costello Gonzalez
Baker Courtney Goode
Baldwin Cramer Goodlatte
Bean Crowley Gordon
Becerra Cuellar Green, Al
Berkley Cummings Green, Gene
Berman Davis (AL) Grijalva
Berry Davis (CA) Gutierrez
Biggart Davis (IL) Hall (NY)
Bilirakis Davis (KY) Hare
Bishop (GA) Davis, Lincoln Harman
Bishop (NY) Davis, Tom Hastings (FL)
Blumenauer DeFazio Hastings (WA)
Bonner DeGette Hayes
Bono Delahunt Herger
Boozman DeLauro Herseth Sandlin
Boren Diaz-Balart, L. Higgins
Boswell Diaz-Balart, M. Hill
Boucher Dicks Hinchey
Boustany Dingell Hinojosa
Boyd (FL) Hirono Johnson (GA)
Boyd (KS) Donnelly Hodes
Brady (PA) Doolittle Hoekstra
Brady (TX) Doyle Holden
Braley (IA) Drake Holt
Brown (SC) Dreier Honda
Buchanan Edwards Hooley
Butterfield Ehlers Hoyer
Buyer Ellison Inslee
Calvert Ellsworth Israel
Camp (MI) Emanuel Jackson (IL)
Capito Emerson Jackson-Lee
Capps Engel (TX)
Capuano English (PA) Jefferson
Cardoza Eshoo Johnson (GA)
Carnahan Etheridge Johnson, E. B.
Carney Fallin Jones (NC)
Carson Farr Jones (OH)
Castor Fattah Kagen
Chandler Ferguson Kanjorski

- Kaptur Miller, George Schwartz
Keller Mitchell Scott (GA)
Kennedy Molloy Scott (VA)
Kildee Mollohan Scott (VA)
Kilpatrick Moore (KS) Serrano
Kind Moore (WI) Sestak
King (NY) Moran (KS) Shays
Klein (FL) Moran (VA) Shea-Porter
Knollenberg Murphy (CT) Sherman
Kucinich Murphy, Patrick Shuler
Kuhl (NY) Murphy, Tim Simpson
LaHood Sires Sires
Lampson Nadler Skelton
Langevin Napolitano Slaughter
Lantos Neal (MA) Smith (NJ)
Larsen (WA) Norton Smith (TX)
Larson (CT) Oberstar Smith (WA)
Latham Obey Snyder
LaTourette Oliver Solis
Lee Ortiz Space
Levin Pallone Spratt
Lewis (CA) Pastor Stupak
Lewis (GA) Paul Sutton
Lewis (KY) Payne Tanner
Lipinski Perlmutter Tauscher
LoBiondo Peterson (MN) Thompson (CA)
Loeb sack Peterson (PA) Thompson (MS)
Lofgren, Zoe Pickering Tiahrt
Lowey Pomeroy Tierney
Lucas Porter Towns
Lynch Price (NC) Turner
Mahoney (FL) Pryce (OH) Udall (CO)
Maloney (NY) Rahall Udall (NM)
Manzullo Rangel Van Hollen
Markey Regula Velázquez
Matheson Rehberg Walsh (NY)
Matsui Reichert Walz (MN)
McCarthy (NY) Renzi Wasserman
McCaul (TX) Reyes Schultz
McCollum (MN) Reynolds Waters
McCotter Rodriguez Watson
McCrery Rogers (AL) Watt
McDermott Rogers (KY) Waxman
McGovern Ros-Lehtinen Weiner
McHugh Ross Welch (VT)
McIntyre Rothman Weller
McKeon Roybal-Allard Wexler
McMorris Ruppertsberger Whitfield
McNulty Ryan (OH) Wicker
Meek (FL) Salazar Wilson (NM)
Meeks (NY) Sánchez, Linda Wilson (OH)
Melancon T. Wolf
Michaud Sarbanes Woolsey
Miller (MI) Miller (MI) Wu
Miller (NC) Schakowsky Wynn
Miller, Gary Schiff Yarmuth
Young (AK)

NOT VOTING—6

- Bordallo Davis, Jo Ann Stark
Brown, Corrine Faleomavaega Tancredo

So the amendment was not agreed to.

99.50 RECORDED VOTE

A recorded vote by electronic device
was ordered in the Committee of the
Whole on the following amendment
numbered 15, submitted by Mr.
FLAKE:

At the end of the bill (before the short
title), insert the following:

SEC. \_\_\_\_\_. (a) LIMITATION ON USE OF
FUNDS.—None of the funds in this Act shall
be available for the American Ballet The-
atre, New York, New York, for educational
activities.

(b) CORRESPONDING REDUCTION OF FUNDS.—
The amount otherwise provided by this Act
for "Department of Education—Innovation
and Improvement" is hereby reduced by
\$150,000.

It was decided in the { Yeas ..... 118
negative ..... } Nays ..... 312

99.51 [Roll No. 668]

AYES—118

- Akin Bilirakis Brown-Waite,
Bachmann Bishop (UT) Ginny
Barrett (SC) Blackburn Burgess
Barrow Boehner Burton (IN)
Bartlett (MD) Boozman Buyer
Barton (TX) Bilbray Campbell (CA)
Bilbray Cannon

- Cantor Johnson (IL) Price (GA)
Carter Johnson, Sam Putnam
Chabot Jones (NC) Ramstad
Coble Jordan Rogers (MD)
Conaway Keller Rohrabacher
Cooper King (IA) Roskam
Culberson Kingston Royce
Davis, David Kline (MN) Ryan (WI)
Deal (GA) Lamborn Sali
Dreier LaTourette Schmidt
Duncan Linder Sensenbrenner
Fallin Lungren, Daniel Sessions
Feehey E. Shadegg
Flake Mack Shimkus
Forbes Marchant Shuster
Fortenberry Marshall Simpson
Franks (AZ) McCarthy (CA) Smith (NE)
Gallegly McCaul (TX) Souder
Garrett (NJ) McCotter Stearns
Gingrey McHenry Sullivan
Gohmert Mica Taylor
Granger Miller (FL) Terry
Graves Musgrave
Hall (TX) Myrick
Hastert Neugebauer
Heller Nunes
Hensarling Paul
Herger Pearce
Hobson Pence
Hulshof Petri
Hunter Pickering
Inglis (SC) Pitts
Issa Platts
Jindal Poe
Young (FL)

NOES—312

- Abercrombie Cummings Hinojosa
Ackerman Davis (AL) Hirono
Aderholt Davis (CA) Hodes
Alexander Davis (IL) Hoekstra
Allen Davis (KY) Holden
Altmire Davis, Lincoln Holt
Andrews Davis, Tom Honda
Arcuri DeFazio Hooley
Baca DeGette Hoyer
Bachus Delahunt Inslee
Baird DeLauro Israel
Baker Dent Jackson (IL)
Baldwin Diaz-Balart, L. Jackson-Lee
Bean Diaz-Balart, M. (TX)
Becerra Dicks Jefferson
Berkley Berkley Johnson (GA)
Berman Doggett Johnson, E. B.
Berry Donnelly Jones (OH)
Biggart Doolittle Kagen
Bilirakis Doyle Kanjorski
Bishop (GA) Drake Kaptur
Bishop (NY) Edwards Kennedy
Blumenauer Blunt Kildee
Bonner Ehlers Kilpatrick
Bono Ellison Ellsworth
Boren Emanuel King (NY)
Boswell Emerson Kirk
Boucher Engel Klein (FL)
Boustany English (PA) Knollenberg
Boyd (FL) Eshoo Kucinich
Boyd (KS) Etheridge Kuhl (NY)
Brady (PA) Everett LaHood
Braley (IA) Farr Lampson
Brown (SC) Fattah Langevin
Buchanan Ferguson Lantos
Butterfield Filner Larsen (WA)
Calvert Fortuño Larson (CT)
Camp (MI) Fossella Latham
Capito Foxx Lee
Capps Frank (MA) Levin
Capuano Frelinghuysen Lewis (CA)
Cardoza Gerlach Lewis (GA)
Carnahan Giffords Lewis (KY)
Carney Gilchrest Lipinski
Carson Gillibrand LoBiondo
Castle Gillmor Loeb sack
Castor Gonzalez Lofgren, Zoe
Chandler Goode Lowey
Christensen Goodlatte Lucas
Clarke Gordon Lynch
Clay Green, Al Mahoney (FL)
Cleaver Green, Gene Maloney (NY)
Clyburn Grijalva Manzullo
Cohen Gutierrez Markey
Cole (OK) Hall (NY) Matheson
Conyers Hare Matsui
Costa Harman McCarthy (NY)
Costello Hastings (FL) McCollum (MN)
Courtney Hastings (WA) McCrery
Cramer Hayes McDermott
Crenshaw Herseth Sandlin McGovern
Culberson Higgins McHugh
Cubin Hill McIntyre
Cuellar Hinchey McKeon

McMorris Rodgers  
 McNeerney  
 McNulty  
 Meek (FL)  
 Meeks (NY)  
 Melancon  
 Michaud  
 Miller (MI)  
 Miller (NC)  
 Miller, Gary  
 Miller, George  
 Mitchell  
 Mollohan  
 Moore (KS)  
 Moore (WI)  
 Moran (KS)  
 Moran (VA)  
 Murphy (CT)  
 Murphy, Patrick  
 Murphy, Tim  
 Murtha  
 Nadler  
 Napolitano  
 Neal (MA)  
 Norton  
 Oberstar  
 Obey  
 Oliver  
 Ortiz  
 Pallone  
 Pascrell  
 Pastor  
 Payne  
 Perlmutter  
 Peterson (MN)  
 Peterson (PA)  
 Pomeroy  
 Porter  
 Price (NC)  
 Pryce (OH)  
 Radanovich

NOT VOTING—6

Bordallo Davis, Jo Ann Stark  
 Brown, Corrine Faleomavaega Tancredo

So the amendment was not agreed to.

¶99.52 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment numbered 10, submitted by Mr. FLAKE:

At the end of the bill (before the short title), insert the following:

SEC. \_\_\_\_\_. (a) LIMITATION ON USE OF FUNDS.—None of the funds in this Act shall be available for the South Carolina Aquarium, Charleston, South Carolina, for exhibits and curriculum.

(b) CORRESPONDING REDUCTION OF FUNDS.—The amount otherwise provided by this Act for “Institute of Museum and Library Services—Office of Museum and Library Services: Grants and Administration” is hereby reduced by \$150,000.

It was decided in the { Yeas ..... 70  
 negative ..... } Nays ..... 360

¶99.53 [Roll No. 669]

AYES—70

Akin Franks (AZ) McCaul (TX)  
 Bachmann Garrett (NJ) Miller (FL)  
 Barrow Gingrey Murphy, Patrick  
 Barton (TX) Graves Musgrave  
 Bilbray Hastert Myrick  
 Blackburn Heller Neugebauer  
 Boehner Hensarling Pence  
 Brown-Waite, Herger Petri  
 Hunter Ginny Pitts  
 Burgess Issa Ramstad  
 Burton (IN) Jindal Rohrabacher  
 Campbell (CA) Johnson, Sam Roskam  
 Cannon Jordan Royce  
 Chabot King (IA) Ryan (WI)  
 Coble Kline (MN) Sali  
 Conaway Lamborn Schmidt  
 Cooper Linder Sensenbrenner  
 Davis, David Lungren, Daniel Sessions  
 Deal (GA) E. Shadegg  
 Feeney Mack Shimkus  
 Flake Marchant Smith (NE)

Solis Space  
 Spratt  
 Stupak  
 Sutton  
 Tanner  
 Tauscher  
 Thompson (CA)  
 Thompson (MS)  
 Tiahrt  
 Tierney  
 Towns  
 Turner  
 Udall (CO)  
 Udall (NM)  
 Upton  
 Van Hollen  
 Velázquez  
 Visclosky  
 Walden (OR)  
 Walsh (NY)  
 Walz (MN)  
 Wasserman  
 Schultz  
 Waters  
 Watson  
 Watt  
 Waxman  
 Weiner  
 Welch (VT)  
 Weller  
 Wexler  
 Wilson (NM)  
 Wilson (OH)  
 Wolf  
 Woolsey  
 Wu  
 Wynn  
 Yarmuth  
 Young (AK)

Abercrombie  
 Ackerman  
 Aderholt  
 Alexander  
 Allen  
 Altmiré  
 Andrews  
 Arcuri  
 Baca  
 Bachus  
 Baird  
 Baker  
 Baldwin  
 Barrett (SC)  
 Bartlett (MD)  
 Bean  
 Becerra  
 Berkley  
 Berman  
 Berry  
 Biggert  
 Bilirakis  
 Bishop (GA)  
 Bishop (NY)  
 Bishop (UT)  
 Blumenauer  
 Blunt  
 Bonner  
 Bono  
 Boozman  
 Boren  
 Boswell  
 Boucher  
 Boustany  
 Boyd (FL)  
 Boyda (KS)  
 Brady (PA)  
 Brady (TX)  
 Braley (IA)  
 Brown (SC)  
 Buchanan  
 Butterfield  
 Buyer  
 Calvert  
 Camp (MI)  
 Cantor  
 Capito  
 Capps  
 Capuano  
 Cardoza  
 Carnahan  
 Hill  
 Hinchey  
 Hinojosa  
 Hirono  
 Castle  
 Carter  
 Castle  
 Castor  
 Chandler  
 Christensen  
 Clarke  
 Clay  
 Cleaver  
 Clyburn  
 Cohen  
 Cole (OK)  
 Conyers  
 Costa  
 Costello  
 Courtney  
 Cramer  
 Crenshaw  
 Crowley  
 Cubin  
 Cuellar  
 Culberson  
 Cummings  
 Davis (AL)  
 Davis (CA)  
 Davis (IL)  
 Davis (KY)  
 Davis, Lincoln  
 Davis, Tom  
 DeFazio  
 DeGette  
 Delahunt  
 DeLauro  
 Dent  
 Diaz-Balart, L.  
 Diaz-Balart, M.  
 Dicks  
 Dingell  
 Doggett  
 Donnelly  
 Doolittle  
 Doyle  
 Drake

NOES—360

Dreier  
 Duncan  
 Edwards  
 Ehlers  
 Ellison  
 Ellsworth  
 Emanuel  
 Emerson  
 Engel  
 English (PA)  
 Eshoo  
 Etheridge  
 Everett  
 Fallin  
 Farr  
 Fattah  
 Ferguson  
 Finer  
 Forbes  
 Fortenberry  
 Fortuño  
 Fossella  
 Foxx  
 Frank (MA)  
 Frelinghuysen  
 Gallegly  
 Gerlach  
 Giffords  
 Gilchrest  
 Gillibrand  
 Gillmor  
 Gohmert  
 Gonzalez  
 Goode  
 Goodlatte  
 Gordon  
 Granger  
 Green, Al  
 Green, Gene  
 Grijalva  
 Gutierrez  
 Hall (NY)  
 Hall (TX)  
 Hare  
 Harman  
 Hastings (FL)  
 Hastings (WA)  
 Hayes  
 Herseth Sandlin  
 Higgins  
 Hill  
 Hinchey  
 Hinojosa  
 Hirono  
 Hobson  
 Hodes  
 Hoekstra  
 Holden  
 Holt  
 Honda  
 Hooley  
 Hoyer  
 Hulshof  
 Inglis (SC)  
 Inslee  
 Israel  
 Jackson (IL)  
 Jackson-Lee  
 (TX)  
 Jefferson  
 Johnson (GA)  
 Johnson (IL)  
 Johnson, E. B.  
 Jones (NC)  
 Jones (OH)  
 Kagen  
 Kanjorski  
 Kaptur  
 Keller  
 Kennedy  
 Kildee  
 Kilpatrick  
 Kind  
 King (NY)  
 Kingston  
 Kirk  
 Klein (FL)  
 Knollenberg  
 Kucinich  
 Kuhl (NY)  
 LaHood  
 Lampson  
 Langevin  
 Lantos  
 Larsen (WA)

Ros-Lehtinen  
 Ross  
 Rothman  
 Roybal-Allard  
 Ruppersberger  
 Rush  
 Ryan (OH)  
 Salazar  
 Sánchez, Linda  
 T.  
 Sanchez, Loretta  
 Sarbanes  
 Saxton  
 Schakowsky  
 Schiff  
 Schwartz  
 Scott (GA)  
 Scott (VA)  
 Serrano  
 Sestak  
 Shays  
 Shea-Porter  
 Sherman  
 Shuler  
 Shuster  
 Simpson  
 Sires  
 Skelton  
 Slaughter  
 Smith (NJ)  
 Smith (TX)  
 Smith (WA)  
 Snyder  
 Solis  
 Space  
 Spratt  
 Stearns  
 Stupak  
 Sutton  
 Tanner  
 Tauscher  
 Taylor  
 Thompson (CA)  
 Thompson (MS)  
 Tiahrt  
 Tiberi  
 Tierney  
 Towns  
 Turner  
 Udall (CO)  
 Udall (NM)  
 Upton  
 Van Hollen  
 Velázquez

NOT VOTING—6

Bordallo Davis, Jo Ann Stark  
 Brown, Corrine Faleomavaega Tancredo

So the amendment was not agreed to.

¶99.54 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment numbered 12, submitted by Mr. FLAKE:

At the end of the bill (before the short title), insert the following:

SEC. \_\_\_\_\_. (a) LIMITATION ON USE OF FUNDS.—None of the funds in this Act shall be available for the Kansas Regional Prisons Museum, Lansing, Kansas, for educational and outreach programs.

(b) CORRESPONDING REDUCTION OF FUNDS.—The amount otherwise provided by this Act for “Institute of Museum and Library Services—Office of Museum and Library Services: Grants and Administration” is hereby reduced by \$100,000.

It was decided in the { Yeas ..... 112  
 negative ..... } Nays ..... 317

¶99.55 [Roll No. 670]

AYES—112

Akin Fortenberry McHenry  
 Bachmann Fossella McMorris  
 Barrett (SC) Franks (AZ) Rodgers  
 Barton (TX) Gallegly Mica  
 Biggert Garrett (NJ) Miller (FL)  
 Bilbray Gerlach Musgrave  
 Bilirakis Gillmor Neugebauer  
 Bishop (UT) Gingrey Nunes  
 Blackburn Gohmert Pearce  
 Blunt Hall (TX) Pence  
 Boehner Hastert Petri  
 Boozman Heller Pitts  
 Brady (TX) Hensarling Platts  
 Brown-Waite, Herger Poe  
 Ginny Hoekstra Price (GA)  
 Burgess Hunter Putnam  
 Burton (IN) Inglis (SC) Ramstad  
 Buyer Issa Rogers (MI)  
 Camp (MI) Jindal Rohrabacher  
 Campbell (CA) Johnson (IL) Roskam  
 Cannon Johnson, Sam Royce  
 Cantor Jordan Ryan (WI)  
 Carter Keller Sali  
 Castle King (IA) Schmidt  
 Chabot Kingston Sensenbrenner  
 Coble Kline (MN) Sessions  
 Conaway Lamborn Shadegg  
 Cooper Linder Shimkus  
 Culberson Lungren, Daniel Shuster  
 Davis, David E. Smith (NE)  
 Deul (GA) Mack Souder  
 Dent Marchant Stearns  
 Duncan Marshall Sullivan  
 Feeney Matheson Taylor  
 Flake McCarthy (CA) Thornberry  
 Forbes McCaul (TX) Upton

Walberg
Walden (OR)
Wamp

Weldon (FL)
Westmoreland
Wilson (NM)

Wilson (SC)

Terry
Thompson (CA)
Thompson (MS)
Tiaht
Tiberi
Tierney
Towns
Turner
Udall (CO)
Udall (NM)
Van Hollen
Velázquez

Visclosky
Walsh (NY)
Walz (MN)
Wasserman
Schultz
Waters
Watson
Watt
Waxman
Weiner
Welch (VT)
Weller

Wexler
Whitfield
Wicker
Wilson (OH)
Wolf
Woolsey
Wu
Wynn
Yarmuth
Young (AK)
Young (FL)

Cubin
Cuellar
Culberson
Cummings
Davis (AL)
Davis (CA)
Davis (IL)
Davis (KY)
Davis, David
Davis, Lincoln
Davis, Tom
DeFazio
DeGette
DeLahunt
DeLauro
Dent
Diaz-Balart, L.
Diaz-Balart, M.
Dicks
Dingell
Doggett
Donnelly
Doolittle
Doyle
Drake
Dreier
Duncan
Edwards
Ehlers
Ellison
Ellsworth
Emanuel
Emerson
Engel
English (PA)
Eshoo
Etheridge
Everett
Fallin
Farr
Fattah
Ferguson
Filner
Forbes
Fortenberry
Fortuño
Fox
Frelinghuysen
Gallegly
Gerlach
Giffords
Gilchrest
Gillibrand
Gillibrand
Gillmor
Gohmert
Gonzalez
Goode
Goodlatte
Gordon
Granger
Green, Al
Green, Gene
Grijalva
Gutierrez
Hall (NY)
Hare
Harman
Hastert
Hastings (FL)
Hastings (WA)
Hayes
Heger
Herseth Sandlin
Higgins
Hill
Hinche
Hinojosa
Hirono
Hobson
Hodes
Hoekstra
Holden
Holt
Honda
Hooley
Hoyer
Hulshof
Inslee
Israel
Jackson (IL)
Jackson-Lee
Chandler
Christensen
Clarke
Clay
Cleaver
Clyburn
Cohen
Cole (OK)
Conyers
Costa
Costello
Courtney
Cramer
Crenshaw
Crowley
Cubin
Cuellar
Cummings
Davis (AL)
Davis (CA)
Davis (IL)
Davis (KY)
Davis, Lincoln
Davis, Tom
DeFazio
DeGette
DeLahunt
DeLauro
Diaz-Balart, L.
Diaz-Balart, M.
Dicks
Dingell
Doggett
Donnelly
Doolittle
Doyle
Drake
Dreier
Edwards
Ehlers
Ellison
Ellsworth
Emanuel
Emerson
Engel
English (PA)
Eshoo
Etheridge
Everett
Fallin
Farr

Jones (OH)
Kagen
Kanjorski
Kaptur
Keller
Kennedy
Kildee
Kilpatrick
Kind
King (NY)
Kirk
Klein (FL)
Knollenberg
Kucinich
Kuhl (NY)
LaHood
Lampson
Langevin
Lantos
Larsen (WA)
Larsen (CT)
Latham
LaTourette
Lee
Levin
Lewis (CA)
Lewis (GA)
Lewis (KY)
Lipinski
LoBiondo
Loebsack
Lofgren, Zoe
Lowe
Lucas
Lynch
Mahoney (FL)
Maloney (NY)
Manullo
Markey
Marshall
Matheson
Matsui
McCarthy (CA)
McCarthy (NY)
McCotter
McCrery
McDermott
McGovern
McHenry
McHugh
McIntyre
McKeon
Moran (KS)
Moran (VA)
Murphy (CT)
Murphy, Patrick
Murphy, Tim
Murtha
Myrick
Nadler
Napolitano
Neal (MA)
Norton
Oberstar
Obey
Olver
Ortiz
Pallone
Pascrell
Pastor
Paul
Payne
Perlmutter
Peterson (MN)
Peterson (PA)
Pickering
Pomeroy
Porter
Price (NC)
Pryce (OH)
Radanovich
Rahall
Rangel
Regula
Rehberg
Reichert
Renzi
Reyes
Rodriguez
Rogers (AL)
Rogers (KY)
Ros-Lehtinen
Ross
Rothman
Roybal-Allard
Ruppersberger
Rush
Ryan (OH)
Salazar
Sanchez, Linda
T.
Sanchez, Loretta
Sarbanes
Saxton
Schakowsky
Schiff
Schmidt
Schwartz
Scott (GA)
Scott (VA)
Serrano
Sestak
Shays
Shea-Porter
Sherman
Shuler
Shuster
Simpson
Sires
Skelton
Slaughter
Smith (NE)
Smith (NJ)
Smith (TX)
Smith (WA)
Solis
Space
Spratt
Stupak
Sutton
Tanner
Tauscher
Taylor
Thompson (CA)
Thompson (MS)
Tiaht
Tiberi
Tierney
Towns
Turner
Udall (CO)
Udall (NM)
Upton
Van Hollen
Velázquez
Visclosky
Walberg
Walden (OR)
Walsh (NY)
Walz (MN)
Wamp
Wasserman
Schultz
Waters
Watson
Watt
Waxman
Weiner
Welch (VT)
Weller
Wexler
Whitfield
Wicker
Wilson (OH)
Wilson (SC)
Wolf
Woolsey
Wu
Wynn
Yarmuth
Young (AK)
Young (FL)

Putnam
Radanovich
Rahall
Rangel
Regula
Rehberg
Reichert
Renzi
Reyes
Reynolds
Rodriguez
Rogers (AL)
Rogers (KY)
Ros-Lehtinen
Ross
Rothman
Roybal-Allard
Ruppersberger
Rush
Ryan (OH)
Salazar
Sanchez, Linda
T.
Sanchez, Loretta
Sarbanes
Saxton
Schakowsky
Schiff
Schmidt
Schwartz
Scott (GA)
Scott (VA)
Serrano
Sestak
Shays
Shea-Porter
Sherman
Shuler
Shuster
Simpson
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Skelton
Slaughter
Smith (NE)
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Smith (TX)
Smith (WA)
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Space
Spratt
Stupak
Sutton
Tanner
Tauscher
Taylor
Thompson (CA)
Thompson (MS)
Tiaht
Tiberi
Tierney
Towns
Turner
Udall (CO)
Udall (NM)
Upton
Van Hollen
Velázquez
Visclosky
Walberg
Walden (OR)
Walsh (NY)
Walz (MN)
Wamp
Wasserman
Schultz
Waters
Watson
Watt
Waxman
Weiner
Welch (VT)
Weller
Wexler
Whitfield
Wicker
Wilson (OH)
Wilson (SC)
Wolf
Woolsey
Wu
Wynn
Yarmuth
Young (AK)
Young (FL)

NOES—317

Abercrombie
Ackerman
Aderholt
Alexander
Allen
Altmire
Andrews
Arcuri
Baca
Bachus
Baird
Baker
Baldwin
Barrow
Bartlett (MD)
Bean
Becerra
Berkley
Berman
Berry
Bishop (NY)
Blumenauer
Bonner
Bono
Boren
Boswell
Boucher
Boustany
Boyd (FL)
Boyd (KS)
Brady (PA)
Braley (IA)
Brown (SC)
Buchanan
Butterfield
Calvert
Capito
Capps
Capuano
Cardoza
Carnahan
Carney
Carson
Castor
Chandler
Christensen
Clarke
Clay
Cleaver
Clyburn
Cohen
Cole (OK)
Conyers
Costa
Costello
Courtney
Cramer
Crenshaw
Crowley
Cubin
Cuellar
Cummings
Davis (AL)
Davis (CA)
Davis (IL)
Davis (KY)
Davis, Lincoln
Davis, Tom
DeFazio
DeGette
DeLahunt
DeLauro
Diaz-Balart, L.
Diaz-Balart, M.
Dicks
Dingell
Doggett
Donnelly
Doolittle
Doyle
Drake
Dreier
Edwards
Ehlers
Ellison
Ellsworth
Emanuel
Emerson
Engel
English (PA)
Eshoo
Etheridge
Everett
Fallin
Farr

Fattah
Ferguson
Filner
Fortuño
Foxy
Frank (MA)
Frelinghuysen
Giffords
Gilchrest
Gillibrand
Gonzalez
Goode
Goodlatte
Gordon
Granger
Graves
Green, Al
Green, Gene
Grijalva
Gutierrez
Hall (NY)
Hare
Harman
Hastings (FL)
Hastings (WA)
Hayes
Herseth Sandlin
Higgins
Hill
Hinche
Hinojosa
Hirono
Hobson
Hodes
Holden
Holt
Honda
Hooley
Hoyer
Hulshof
Inslee
Israel
Jackson (IL)
Jackson-Lee
Chandler
Christensen
Clarke
Clay
Cleaver
Clyburn
Cohen
Cole (OK)
Conyers
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Courtney
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Crowley
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Davis (AL)
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Davis (IL)
Davis (KY)
Davis, Lincoln
Davis, Tom
DeFazio
DeGette
DeLahunt
DeLauro
Diaz-Balart, L.
Diaz-Balart, M.
Dicks
Dingell
Doggett
Donnelly
Doolittle
Doyle
Drake
Dreier
Edwards
Ehlers
Ellison
Ellsworth
Emanuel
Emerson
Engel
English (PA)
Eshoo
Etheridge
Everett
Fallin
Farr

McIntyre
McKeon
McNerney
McNulty
Meek (FL)
Meeks (NY)
Melancon
Michaud
Miller (MI)
Miller (NC)
Miller, Gary
Miller, George
Mitchell
Mollohan
Moore (KS)
Moore (WI)
Moran (KS)
Moran (VA)
Murphy (CT)
Murphy, Patrick
Murphy, Tim
Murtha
Myrick
Nadler
Napolitano
Neal (MA)
Norton
Oberstar
Obey
Olver
Ortiz
Pallone
Pascrell
Pastor
Paul
Payne
Perlmutter
Peterson (MN)
Peterson (PA)
Pickering
Pomeroy
Porter
Price (NC)
Pryce (OH)
Radanovich
Rahall
Rangel
Regula
Rehberg
Reichert
Renzi
Reyes
Rodriguez
Rogers (AL)
Rogers (KY)
Ros-Lehtinen
Ross
Rothman
Roybal-Allard
Ruppersberger
Rush
Ryan (OH)
Salazar
Sanchez, Linda
T.
Sanchez, Loretta
Sarbanes
Saxton
Schakowsky
Schiff
Schwartz
Scott (GA)
Scott (VA)
Serrano
Sestak
Shays
Shea-Porter
Sherman
Shuler
Simpson
Sires
Skelton
Slaughter
Smith (NJ)
Smith (TX)
Smith (WA)
Solis
Space
Spratt
Stupak
Sutton
Tanner
Tauscher

Bishop (GA)
Bordallo
Brown, Corrine

NOT VOTING—7

Davis, Jo Ann
Faleomavaega
Stark
Tancredo

So the amendment was not agreed to.

99.56 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment numbered 11, submitted by Mr. FLAKE:

At the end of the bill (before the short title), insert the following:

SEC. \_\_\_\_\_. (a) LIMITATION ON USE OF FUNDS.—None of the funds in this Act shall be available for the Corporation for Jefferson's Poplar Forest, Forest, Virginia, for expansion of exhibits and outreach.

(b) CORRESPONDING REDUCTION OF FUNDS.—The amount otherwise provided by this Act for "Institute of Museum and Library Services—Office of Museum and Library Services: Grants and Administration" is hereby reduced by \$200,000.

It was decided in the { Yeas ..... 68
negative ..... } Nays ..... 360

99.57 [Roll No. 671]

AYES—68

Akin
Bachmann
Barrett (SC)
Barton (TX)
Blackburn
Brown-Waite,
Ginny
Burgess
Buyer
Campbell (CA)
Cannon
Castle
Chabot
Coble
Conaway
Cooper
Deal (GA)
Feehey
Flake
Fossella
Frank (MA)
Franks (AZ)
Garrett (NJ)
Gingrey

Graves
Heller
Hensarling
Inglis (SC)
Issa
Jindal
Johnson (IL)
Johnson, Sam
Jordan
King (IA)
Kingston
Kline (MN)
Lamborn
Linder
Lungren, Daniel
E.
Mack
Marchant
McCauley (TX)
Miller (FL)
Murphy, Patrick
Musgrave
Myrick
Neugebauer

Pearce
Pence
Petri
Price (GA)
Ramstad
Rogers (MI)
Rohrabacher
Roskam
Royce
Ryan (WI)
Sali
Sensenbrenner
Sessions
Shadegg
Shimkus
Souder
Stearns
Sullivan
Terry
Thornberry
Weldon (FL)
Westmoreland

NOES—360

Abercrombie
Ackerman
Aderholt
Blumenauer
Alexander
Allen
Altmire
Andrews
Arcuri
Baca
Bachus
Baird
Baker
Baldwin
Barrow
Bartlett (MD)
Bean
Becerra
Berkley
Berman
Berry
Biggart
Bilbray
Bilirakis
Bishop (GA)

Bishop (NY)
Bishop (UT)
Blumenauer
Blunt
Boehner
Bonner
Bono
Boozman
Boren
Boswell
Boucher
Boustany
Boyd (FL)
Boyd (KS)
Brady (PA)
Brady (TX)
Braley (IA)
Brown (SC)
Buchanan
Burton (IN)
Butterfield
Calvert
Camp (MI)
Cantor

Capito
Capps
Capuano
Cardoza
Carnahan
Carney
Carson
Carter
Castor
Chandler
Christensen
Clay
Cleaver
Clyburn
Cohen
Cole (OK)
Conyers
Costa
Costello
Courtney
Cramer
Crenshaw
Crowley

Cubin
Cuellar
Culberson
Cummings
Davis (AL)
Davis (CA)
Davis (IL)
Davis (KY)
Davis, David
Davis, Lincoln
Davis, Tom
DeFazio
DeGette
DeLahunt
DeLauro
Dent
Diaz-Balart, L.
Diaz-Balart, M.
Dicks
Dingell
Doggett
Donnelly
Doolittle
Doyle
Drake
Dreier
Duncan
Edwards
Ehlers
Ellison
Ellsworth
Emanuel
Emerson
Engel
English (PA)
Eshoo
Etheridge
Everett
Fallin
Farr
Fattah
Ferguson
Filner
Forbes
Fortenberry
Fortuño
Foxy
Frelinghuysen
Gallegly
Gerlach
Giffords
Gilchrest
Gillibrand
Gillibrand
Gillmor
Gohmert
Gonzalez
Goode
Goodlatte
Gordon
Granger
Green, Al
Green, Gene
Grijalva
Gutierrez
Hall (NY)
Hare
Harman
Hastert
Hastings (FL)
Hastings (WA)
Hayes
Heger
Herseth Sandlin
Higgins
Hill
Hinche
Hinojosa
Hirono
Hobson
Hodes
Hoekstra
Holden
Holt
Honda
Hooley
Hoyer
Hulshof
Inslee
Israel
Jackson (IL)
Jackson-Lee
Chandler
Christensen
Clarke
Clay
Cleaver
Clyburn
Cohen
Cole (OK)
Conyers
Costa
Costello
Courtney
Cramer
Crenshaw
Crowley

Jones (OH)
Kagen
Kanjorski
Kaptur
Keller
Kennedy
Kildee
Kilpatrick
Kind
King (NY)
Kirk
Klein (FL)
Knollenberg
Kucinich
Kuhl (NY)
LaHood
Lampson
Langevin
Lantos
Larsen (WA)
Larsen (CT)
Latham
LaTourette
Lee
Levin
Lewis (CA)
Lewis (GA)
Lewis (KY)
Lipinski
LoBiondo
Loebsack
Lofgren, Zoe
Lowe
Lucas
Lynch
Mahoney (FL)
Maloney (NY)
Manullo
Markey
Marshall
Matheson
Matsui
McCarthy (CA)
McCarthy (NY)
McCotter
McCrery
McDermott
McGovern
McHenry
McHugh
McIntyre
McKeon
Moran (KS)
Moran (VA)
Murphy (CT)
Murphy, Tim
Nadler
Napolitano
Neal (MA)
Norton
Oberstar
Obey
Olver
Ortiz
Pallone
Pascrell
Pastor
Paul
Payne
Perlmutter
Peterson (MN)
Peterson (PA)
Pickering
Pitts
Platts
Poe
Pomeroy
Porter
Price (NC)
Pryce (OH)

Putnam
Radanovich
Rahall
Rangel
Regula
Rehberg
Reichert
Renzi
Reyes
Reynolds
Rodriguez
Rogers (AL)
Rogers (KY)
Ros-Lehtinen
Ross
Rothman
Roybal-Allard
Ruppersberger
Rush
Ryan (OH)
Salazar
Sanchez, Linda
T.
Sanchez, Loretta
Sarbanes
Saxton
Schakowsky
Schiff
Schmidt
Schwartz
Scott (GA)
Scott (VA)
Serrano
Sestak
Shays
Shea-Porter
Sherman
Shuler
Shuster
Simpson
Sires
Skelton
Slaughter
Smith (NE)
Smith (NJ)
Smith (TX)
Smith (WA)
Solis
Space
Spratt
Stupak
Sutton
Tanner
Tauscher
Taylor
Thompson (CA)
Thompson (MS)
Tiaht
Tiberi
Tierney
Towns
Turner
Udall (CO)
Udall (NM)
Upton
Van Hollen
Velázquez
Visclosky
Walberg
Walden (OR)
Walsh (NY)
Walz (MN)
Wamp
Wasserman
Schultz
Waters
Watson
Watt
Waxman
Weiner
Welch (VT)
Weller
Wexler
Whitfield
Wicker
Wilson (OH)
Wilson (SC)
Wolf
Woolsey
Wu
Wynn
Yarmuth
Young (AK)
Young (FL)



## NOT VOTING—8

Bordallo	Faleomavaega	Stark
Brown, Corrine	McCollum (MN)	Tancredo
Davis, Jo Ann	Murtha	

So the amendment was not agreed to.  
After some further time,

**THURSDAY, JULY 19 (LEGISLATIVE  
DAY OF JULY 18), 2007**

The SPEAKER pro tempore, Ms. JACKSON-LEE of Texas, assumed the Chair.

When Mrs. TAUSCHER, Chairman, reported that the Committee, having had under consideration said bill, had come to no resolution thereon.

And then,

## ¶99.58 ADJOURNMENT

On motion of Mr. OBEY, at 12 o'clock and 3 minutes a.m. Thursday, July 19 (legislative day of July 18), 2007, the House adjourned.

## ¶99.59 REPORTS OF COMMITTEES ON PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XIII, reports of committees were delivered to the Clerk for printing and reference to the proper calendar, as follows:

Mr. MILLER, GEORGE: Committee on Education and Labor. H.R. 2831. A bill to amend title VII of the Civil Rights Act of 1964, the Age Discrimination in Employment Act of 1967, the Americans With Disabilities Act of 1990, and the Rehabilitation Act of 1973 to clarify that a discriminatory compensation decision or other practice that is unlawful under such Acts occurs each time compensation is paid pursuant to the discriminatory compensation decision or other practice, and for other purposes; with an amendment (Rept. 110-237). Referred to the Committee of the Whole House on the state of the Union.

Mr. OLIVER: Committee on Appropriations. H.R. 3074. A bill making appropriations for the Departments of Transportation, and Housing and Urban Development, and related agencies for the fiscal year ending September 30, 2008, and for other purposes (Rept. 110-238). Referred to the Committee of the Whole House on the state of the Union.

Mr. MILLER, GEORGE: Committee on Education and Labor. H.R. 2693. A bill to direct the Occupational Safety and Health Administration to issue a standard regulating worker exposure to diacetyl; with an amendment (Rept. 110-239). Referred to the Committee of the Whole House on the state of the Union.

## ¶99.60 PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XII, public bills and resolutions were introduced and severally referred, as follows:

By Mr. CONYERS (for himself, Mr. CHABOT, Mr. SCOTT of Virginia, Mr. NADLER, and Mr. DAVIS of Alabama):

H.R. 3073. A bill to provide a mechanism for the determination on the merits of the claims of claimants who met the class criteria in a civil action relating to racial discrimination by the Department of Agriculture but who were denied that determination; to the Committee on the Judiciary, and in addition to the Committee on Agriculture, for a period to be subsequently determined

by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. BOOZMAN:

H.R. 3075. A bill to amend the Elementary and Secondary Education Act of 1965 to allow States to count certain students formerly identified as limited English proficient as being within the limited English proficient subgroup, and certain students formerly identified as students with disabilities as being within the students with disabilities subgroup; to the Committee on Education and Labor.

By Mr. BOOZMAN:

H.R. 3076. A bill to amend the Elementary and Secondary Education Act of 1965 to allow States to adopt alternate and modified standards for students with disabilities; to the Committee on Education and Labor.

By Mr. JONES of North Carolina (for himself, Mr. TAYLOR, and Mr. PAUL):

H.R. 3077. A bill to amend the Federal Food, Drug, and Cosmetic Act to ensure the safety of imported seafood and seafood products, and for other purposes; to the Committee on Energy and Commerce.

By Mr. MAHONEY of Florida (for himself, Mr. EMANUEL, Mrs. BOYDA of Kansas, and Mr. KLEIN of Florida):

H.R. 3078. A bill to amend titles XVIII and XIX of the Social Security Act to require screening, including national criminal history background checks, of direct patient access employees of skilled nursing facilities, nursing facilities, and other long-term care facilities and providers, and to provide for nationwide expansion of the pilot program for national and State background checks on direct patient access employees of long-term care facilities or providers; to the Committee on Energy and Commerce, and in addition to the Committees on Ways and Means, and the Judiciary, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mrs. CHRISTENSEN (for herself and Mr. RAHALL):

H.R. 3079. A bill to amend the Joint Resolution Approving the Covenant to Establish a Commonwealth of the Northern Mariana Islands, and for other purposes; to the Committee on Natural Resources.

By Mr. TURNER (for himself and Mrs. JONES of Ohio):

H.R. 3080. A bill to amend the Internal Revenue Code of 1986 to provide tax incentives for the remediation of contaminated sites; to the Committee on Ways and Means.

By Mr. ELLISON (for himself, Mr. CLAY, Mr. CLEAVER, Mr. JOHNSON of Georgia, Ms. LEE, Ms. McCOLLUM of Minnesota, Mr. OBERSTAR, Mr. WALZ of Minnesota, and Ms. WOOLSEY):

H.R. 3081. A bill to amend the Truth in Lending Act to protect consumers from certain practices in connection with the origination of consumer credit transactions secured by the consumer's principal dwelling, and for other purposes; to the Committee on Financial Services.

By Ms. CARSON:

H.R. 3082. A bill to amend title 38, United States Code, to extend the time limitation for the use of entitlement to educational assistance under the Montgomery GI Bill for certain persons actively pursuing a qualifying educational degree or certificate; to the Committee on Veterans' Affairs, and in addition to the Committee on Armed Services, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. INSLEE:

H.R. 3083. A bill to amend the Clean Air Act to establish deadlines by which the Ad-

ministrator of the Environmental Protection Agency shall issue a decision on whether to grant certain waivers of preemption under that Act; to the Committee on Energy and Commerce.

By Mrs. LOWEY:

H.R. 3084. A bill to require the Food and Drug Administration to establish a standard for broad-spectrum protection in sunscreen products, and for other purposes; to the Committee on Energy and Commerce.

By Ms. SLAUGHTER:

H.R. 3085. A bill to amend the Toxic Substances Control Act to assess and reduce the levels of lead found in child-occupied facilities in the United States, and for other purposes; to the Committee on Energy and Commerce.

By Mr. SNYDER:

H.R. 3086. A bill to amend title 28, United States Code, to provide, in the case of certain widows and widowers whose judicial survivors' annuities are terminated on account of remarriage, for the restoration of benefits upon the dissolution of the remarriage; to the Committee on the Judiciary.

By Mr. TANNER (for himself, Mr. ABERCROMBIE, Mrs. TAUSCHER, Mr. MEEK of Florida, Mr. DELAHUNT, Mr. COSTA, and Ms. SCHWARTZ):

H.R. 3087. A bill to require the President, in coordination with the Secretary of State, the Secretary of Defense, the Joint Chiefs of Staff, and other senior military leaders, to develop and transmit to Congress a comprehensive strategy for the redeployment of United States Armed Forces in Iraq; to the Committee on Armed Services.

By Mr. TERRY (for himself, Mr. FEENEY, Mr. PAUL, Mr. SOUDER, and Mr. SAXTON):

H.R. 3088. A bill to amend the Internal Revenue Code of 1986 to provide that distributions from an individual retirement plan, a section 401(k) plan, a section 403(b) contract, or a section 457 plan shall not be includible in gross income to the extent used to pay long-term care insurance premiums; to the Committee on Ways and Means.

By Mr. THORNBERRY:

H.R. 3089. A bill to secure unrestricted reliable energy for American consumption and transmission; to the Committee on Natural Resources, and in addition to the Committees on Ways and Means, and Energy and Commerce, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. WILSON of Ohio (for himself, Mr. ROSS, and Mr. BERRY):

H.R. 3090. A bill to amend title XIX of the Social Security Act to limit to class II narcotics the required use of tamper-resistant prescription pads under the Medicaid Program; to the Committee on Energy and Commerce.

By Ms. WOOLSEY:

H.R. 3091. A bill to establish the Patsy T. Mink Graduate Fellow program; to the Committee on Education and Labor.

By Mr. BROWN of South Carolina (for himself, Mr. WILSON of South Carolina, Mr. BARRETT of South Carolina, Mr. INGLIS of South Carolina, Mr. SPRATT, and Mr. CLYBURN):

H. Con. Res. 186. Concurrent resolution honoring the 75th anniversary of Brookgreen Gardens in Murrells Inlet, South Carolina; to the Committee on Natural Resources.

By Mr. EMANUEL (for himself and Mr. EHLERS):

H. Con. Res. 187. Concurrent resolution expressing the sense of Congress regarding the dumping of industrial waste into the Great Lakes; to the Committee on Transportation and Infrastructure.

By Ms. ROS-LEHTINEN (for herself and Mr. LANTOS):

H. Con. Res. 188. Concurrent resolution condemning the attack on the AMIA Jewish Community Center in Buenos Aires, Argentina, in July 1994, and for other purposes; to the Committee on Foreign Affairs.

By Mr. CLAY:

H. Res. 555. A resolution supporting the goals and ideals of National Minority Donor Awareness Day; to the Committee on Energy and Commerce.

By Mr. HULSHOF:

H. Res. 556. A resolution recognizing the Winston Churchill Memorial and Library in Fulton, Missouri, as "America's National Churchill Museum", and commending its efforts to recognize the importance of the historic legacy of Sir Winston Churchill and to educate the people of the United States about his legacy of character, leadership, and citizenship; to the Committee on Education and Labor.

¶99.61 MEMORIALS

Under clause 3 of rule XII, memorials were presented and referred as follows:

104. The SPEAKER presented a memorial of the General Assembly of the State of Colorado, relative to Senate Joint Resolution No. 07-003 supporting the passage of the 2007 Farm Bill and continuing support for the federal food stamp program; to the Committee on Agriculture.

105. Also, a memorial of the House of Representatives of the State of Hawaii, relative to House Resolution No. 91 requesting that the Congress of the United States support the passage of the National Guard Empowerment Act of 2007; to the Committee on Armed Services.

106. Also, a memorial of the Legislative Assembly of the State of Oregon, relative to House Joint Memorial No. 19 urging the Congress of the United States to provide funds to transport comfort items on military transports; to the Committee on Armed Services.

107. Also, a memorial of the Legislative Assembly of the State of Oregon, relative to House Joint Memorial No. 6 urging the Congress of the United States to support the establishment of the Ice Age Floods National Geologic Trail; to the Committee on Natural Resources.

108. Also, a memorial of the Legislature of the State of Nevada, relative to Senate Joint Resolution No. 13 urging the Congress of the United States to provide additional appropriations or any other form of assistance to federal agencies and the State of Nevada for the prevention and suppression of wildfires and the rehabilitation of public rangelands destroyed by wildfires in Nevada; to the Committee on Natural Resources.

109. Also, a memorial of the Legislature of the State of Hawaii, relative to House Concurrent Resolution No. 190 requesting the Congress of the United States enact H.R. 1287 and S. 671 relating to Filipino Family reunification, or similar legislation, to provide priority issuance of visas to Filipino veterans' children with approved immigration petitions; to the Committee on the Judiciary.

110. Also, a memorial of the General Assembly of the State of Ohio, relative to Senate Concurrent Resolution No. 7 urging the Congress of the United States fully fund the Adam Walsh Child Protection and Safety Act of 2006; to the Committee on the Judiciary.

111. Also, a memorial of the General Assembly of the State of Ohio, relative to Senate Concurrent Resolution No. 7 urging the Congress of the United States to fully fund the Adam Walsh Child Protection and Safety Act of 2006; to the Committee on the Judiciary.

112. Also, a memorial of the Senate of the State of Louisiana, relative to Senate Reso-

lution No. 53 memorializing the Congress of the United States and requesting the federal administration fulfill the commitment to the citizens of Louisiana to fully fund recovery from damages resulting from hurricanes Katrina and Rita; to the Committee on Transportation and Infrastructure.

113. Also, a memorial of the Senate of the State of Florida, relative to Senate Memorial 1680 urging the Congress of the United States to authorize improvements to bring the Herbert Hoover Dike into compliance with current levee protection standards and to authorize funding to expedite the improvements; to the Committee on Transportation and Infrastructure.

114. Also, a memorial of the Legislature of the State of Hawaii, relative to House Concurrent Resolution No. 58 requesting all branches of the United States Government prohibit the dumping of vessel sewage in federal waters in the vicinity of the Hawaiian Islands Humpback Whale National Marine Sanctuary; to the Committee on Transportation and Infrastructure.

115. Also, a memorial of the Legislature of the State of Maine, relative to House Joint Resolution No. 1354 memorializing the Congress of the United States to raise the weight limit on Interstate 95; to the Committee on Transportation and Infrastructure.

116. Also, a memorial of the House of Representatives of the State of Michigan, relative to House Resolution No. 96 expressing opposition to Norfolk Southern Corporation's proposed sale of its rail line between Lansing and Jackson; to the Committee on Transportation and Infrastructure.

117. Also, a memorial of the Senate of the State of Arizona, relative to Senate Memorial No. 1005 urging the Congress of the United States to take action regarding space exploration; to the Committee on Science and Technology.

118. Also, a memorial of the Senate of the State of Texas, relative to Senate Resolution No. 594 memorializing the Congress of the United States to support legislation for veterans' health care budget reform to allow assured funding; to the Committee on Veterans' Affairs.

119. Also, a memorial of the House of Representatives of the State of Michigan, relative to House Resolution No. 53 memorializing the Congress of the United States to enact legislation to increase funding for veterans health programs and to reform budget practices to assure that veterans health care needs are addressed by direct rather than discretionary funding; to the Committee on Veterans' Affairs.

120. Also, a memorial of the House of Representatives of the State of Hawaii, relative to House Resolution No. 63 requesting the Congress of the United States to create a replacement for the outdated fast track trade authority system so that United States Trade Agreements are developed and implemented using a more democratic, inclusive mechanism that enshrines the principles of federalism and state sovereignty; to the Committee on Ways and Means.

121. Also, a memorial of the Legislature of the State of Maine, relative to House Joint Resolution No. 1352 memorializing the Congress of the United States to enact the Social Security Fairness Act of 2007; to the Committee on Ways and Means.

122. Also, a memorial of the Legislature of the State of Maine, relative to House Joint Resolution No. 1359 memorializing the Federal Aviation Administration and the Congress of the United States to oppose certain federal aviation legislation; jointly to the Committees on Transportation and Infrastructure and Ways and Means.

¶99.62 PRIVATE BILLS AND RESOLUTIONS

Under clause 3 of rule XII,

Mr. SNYDER introduced a bill (H.R. 3092) for the relief of Kimberly Ruth; which was referred to the Committee on the Judiciary.

¶99.63 ADDITIONAL SPONSORS

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

- H.R. 23: Mr. LUCAS, Mr. LEVIN, Mr. SERRANO, and Mr. WALDEN of Oregon.
- H.R. 135: Mr. SCOTT of Georgia.
- H.R. 207: Mr. KUCINICH.
- H.R. 281: Ms. JACKSON-LEE of Texas.
- H.R. 303: Mr. KELLER of Florida.
- H.R. 500: Mr. RADANOVICH.
- H.R. 503: Ms. HARMAN.
- H.R. 513: Mr. PITTS and Mr. BARTLETT of Maryland.
- H.R. 522: Mr. ROTHMAN.
- H.R. 563: Mr. BROWN of South Carolina.
- H.R. 678: Mr. WEXLER.
- H.R. 743: Mr. MCNERNEY, Mr. DAVIS of Alabama, and Mr. RYAN of Wisconsin.
- H.R. 777: Mr. GRIJALVA.
- H.R. 864: Mr. DAVIS of Illinois.
- H.R. 887: Mr. DUNCAN.
- H.R. 891: Mr. WEXLER.
- H.R. 901: Mr. ARCURI.
- H.R. 920: Mr. HONDA.
- H.R. 946: Mr. ELLISON and Mr. DOGGETT.
- H.R. 969: Mr. LOBIONDO, Ms. HERSETH SANDLIN, and Ms. ROYBAL-ALLARD.
- H.R. 989: Mr. ROGERS of Kentucky.
- H.R. 997: Mr. PETRI and Mr. TURNER.
- H.R. 1078: Mr. SAXTON.
- H.R. 1102: Mr. STUPAK and Mr. HOLDEN.
- H.R. 1177: Ms. HERSETH SANDLIN.
- H.R. 1190: Mr. SHAYS, Ms. WATSON, and Ms. FALLIN.
- H.R. 1201: Mr. FRANKS of Arizona.
- H.R. 1216: Mr. MCNULTY.
- H.R. 1222: Mr. KAGEN, Mr. COURTNEY, and Mr. DOGGETT.
- H.R. 1223: Mr. KAGEN, Mr. COURTNEY, and Mr. DOGGETT.
- H.R. 1248: Mr. PATRICK MURPHY of Pennsylvania.
- H.R. 1363: Mr. BISHOP of Georgia, Mr. FILLNER, Mrs. BOYDA of Kansas, Mr. MEEKS of New York, and Ms. LINDA T. SANCHEZ of California.
- H.R. 1376: Mr. WAXMAN.
- H.R. 1399: Mr. TOM DAVIS of Virginia, Mr. BILIRAKIS, Mr. ROGERS of Michigan, and Mrs. MYRICK.
- H.R. 1400: Mr. FURTUÑO.
- H.R. 1416: Mr. MEEKS of New York.
- H.R. 1422: Mr. LOBIONDO.
- H.R. 1439: Mr. ALTMIRE.
- H.R. 1440: Mr. WAMP and Mr. PASTOR.
- H.R. 1459: Ms. SHEA-PORTER and Mr. MCINTYRE.
- H.R. 1464: Mr. WEXLER.
- H.R. 1514: Mr. CARNAHAN and Ms. MCCOLLUM of Minnesota.
- H.R. 1520: Mr. DAVIS of Illinois.
- H.R. 1644: Mr. FILNER, Mr. MICHAUD, Ms. SUTTON, Mr. FATTAH, Mr. GENE GREEN of Texas, Mr. BLUMENAUER, Mr. MCNERNEY, Mr. DOYLE, Mr. SERRANO, Mr. PAYNE, Mr. FRANK of Massachusetts, Mr. GRIJALVA, and Mr. DEFazio.
- H.R. 1647: Mr. KNOLLENBERG, Mr. ACKERMAN, Ms. WATERS, Mr. LOBIONDO, Mrs. MALONEY of New York, and Mr. REYES.
- H.R. 1687: Mr. PUTNAM and Mr. SCHIFF.
- H.R. 1691: Mr. MORAN of Virginia.
- H.R. 1713: Mr. RANGEL and Mr. HINCHEY.
- H.R. 1732: Mr. SCOTT of Virginia.
- H.R. 1738: Mr. ISRAEL and Mr. HALL of Texas.
- H.R. 1754: Mr. GORDON.
- H.R. 1756: Mr. MCCOTTER.
- H.R. 1760: Mr. MOORE of Kansas.
- H.R. 1769: Mr. SALLI.
- H.R. 1818: Ms. BERKLEY, Mr. GRIJALVA, and Mr. DAVIS of Illinois.
- H.R. 1843: Mr. GERLACH.

H.R. 1845: Mrs. SCHMIDT, Mr. MCINTYRE, Ms. SHEA-PORTER, Mr. LATHAM, and Mr. LOEBACK.

H.R. 1890: Mr. HINCHEY.

H.R. 1937: Mr. ABERCROMBIE, Mr. COBLE, Mr. MILLER of North Carolina, Mr. MICHAUD, and Mr. KINGSTON.

H.R. 1940: Mr. BURGESS.

H.R. 1971: Mr. WEXLER.

H.R. 1992: Mr. OBERSTAR and Ms. DELAURO.

H.R. 2003: Mr. PALLONE, Mr. PASCRELL, Mr. ABERCROMBIE, Mr. HOLT, and Mr. ANDREWS.

H.R. 2049: Mr. HINCHEY.

H.R. 2054: Ms. HERSETH SANDLIN.

H.R. 2060: Ms. ZOE LOFGREN of California and Mr. MILLER of North Carolina.

H.R. 2075: Mr. ALLEN.

H.R. 2092: Mr. JACKSON of Illinois, Mr. SIRE, Mr. HOLT, Mr. HINOJOSA, Mr. CLAY, Mr. DAVIS of Illinois, Mr. HARE, Mr. WEXLER, Ms. DELAURO, and Mr. DELAHUNT.

H.R. 2095: Mr. WEXLER and Ms. MOORE of Wisconsin.

H.R. 2102: Mr. CARNAHAN, Mr. LEWIS of Kentucky, Mr. PLATTS, Mr. CUMMINGS, and Ms. WATSON.

H.R. 2111: Mr. WEXLER.

H.R. 2158: Mrs. CUBIN.

H.R. 2210: Mr. WU.

H.R. 2211: Mr. WEXLER and Mr. BERMAN.

H.R. 2231: Mr. MICHAUD, Mrs. MYRICK, and Mrs. BLACKBURN.

H.R. 2238: Mr. ENGLISH of Pennsylvania.

H.R. 2249: Mr. BURTON of Indiana.

H.R. 2250: Mr. BURTON of Indiana and Mr. TANCREDO.

H.R. 2265: Mr. OLVER.

H.R. 2327: Mr. RUPPERSBERGER and Ms. SCHAKOWSKY.

H.R. 2341: Mr. BOREN.

H.R. 2365: Ms. VELÁZQUEZ and Mr. BAKER.

H.R. 2370: Mr. REYNOLDS and Mr. ROSKAM.

H.R. 2380: Mr. GILCHREST, Mr. LINCOLN DIAZ-BALART of Florida, Mr. ROGERS of Kentucky, Mr. MCHUGH, Mr. MCKEON, Mr. WOLF, Mr. MCCOTTER, Mr. WICKER, Ms. BERKLEY, Mr. GARY G. MILLER of California, Mr. MICA, Mr. LATOURETTE, Mr. REICHERT, and Mr. KINGSTON.

H.R. 2449: Mr. DEFazio and Mr. MOORE of Kansas.

H.R. 2499: Mr. HONDA.

H.R. 2578: Mr. LUCAS, Ms. SLAUGHTER, Mrs. LOWEY, and Mr. LEWIS of Georgia.

H.R. 2610: Ms. LINDA T. SÁNCHEZ of California, Mr. LARSON of Connecticut, and Mr. ACKERMAN.

H.R. 2611: Mr. MOORE of Kansas.

H.R. 2683: Ms. KAPTUR.

H.R. 2685: Mr. DONNELLY and Mr. LAMPSON.

H.R. 2686: Mr. DONNELLY, Mr. CRAMER, and Mr. LAMPSON.

H.R. 2699: Mr. ALTMIRE.

H.R. 2702: Mr. WYNN.

H.R. 2706: Mr. MCCOTTER.

H.R. 2723: Mrs. CAPP and Mr. FERGUSON.

H.R. 2729: Mr. MORAN of Virginia.

H.R. 2734: Mr. GILCHREST, Mr. BARTON of Texas, and Mr. ISSA.

H.R. 2746: Mr. WEXLER.

H.R. 2758: Mr. GRJALVA.

H.R. 2762: Mr. PRICE of North Carolina, Mr. BOREN, Mr. MARSHALL, Mr. CHABOT, Mr. LARSON of Connecticut, Mr. LEVIN, Mrs. DAVIS of California, Mr. FILNER, and Ms. ESHOO.

H.R. 2778: Mr. KING of New York.

H.R. 2794: Mr. GRJALVA.

H.R. 2809: Ms. MATSUI.

H.R. 2850: Mr. GILCHREST.

H.R. 2857: Mr. SESTAK.

H.R. 2870: Ms. SOLIS.

H.R. 2874: Mr. ALLEN, Mr. SPACE, Mrs. BOYDA of Kansas, and Mr. WELCH of Vermont.

H.R. 2883: Mr. PAUL.

H.R. 2884: Mr. DAVID DAVIS of Tennessee, Mr. AL GREEN of Texas, Mr. GONZALEZ, and Mr. KAGEN.

H.R. 2895: Mr. WALSH of New York, Mr. EMANUEL, Mr. WELCH of Vermont, Mr. HINCHEY, Mr. KILDEE, Mr. LARSON of Connecticut, Mr. FARR, Ms. MCCOLLUM of Minnesota, Mr. ABERCROMBIE, Mr. MICHAUD, Ms. EDDIE BERNICE JOHNSON of Texas, and Mr. BLUMENAUER.

H.R. 2905: Mr. PETRI and Mr. WELLER.

H.R. 2910: Mr. BLUMENAUER, Ms. WOOLSEY, Ms. BERKLEY, and Mr. DEFazio.

H.R. 2922: Ms. HERSETH SANDLIN.

H.R. 2925: Mr. RUSH.

H.R. 2926: Ms. NORTON, Mrs. CHRISTENSEN, Ms. LEE, Mr. CUMMINGS, Mr. WYNN, Mr. JEFFERSON, Mr. BUTTERFIELD, Mr. DAVIS of Illinois, Mr. RUSH, Mr. MEEKS of New York, Mr. PAYNE, Mr. CLYBURN, Ms. KILPATRICK, and Mr. TOWNS.

H.R. 2927: Mr. BACA, Mr. GONZALEZ, Mr. STUPAK, Mr. GENE GREEN of Texas, Mr. BUTTERFIELD, Mr. CUELLAR, Mr. YARMUTH, Mr. MCCOTTER, Ms. CARSON, Mr. RENZI, Mr. PITTS, Mr. WILSON of South Carolina, Mr. GINGREY, Mr. BISHOP of Utah, Mr. AL GREEN of Texas, Mr. RYAN of Ohio, Mr. MATHESON, Ms. KILPATRICK, Mr. MAHONEY of Florida, Mr. TAYLOR, Mr. CONYERS, Mr. BILBRAY, and Mr. POMEROY.

H.R. 2930: Ms. GINNY BROWN-WAITE of Florida.

H.R. 2933: Mr. SARBANES.

H.R. 2934: Mr. LAMPSON and Mr. HILL.

H.R. 2943: Mr. HINCHEY.

H.R. 2954: Mr. DUNCAN and Mr. SULLIVAN.

H.R. 2960: Mr. ALTMIRE.

H.R. 2966: Mr. HALL of New York.

H.R. 3035: Ms. JACKSON-LEE of Texas, Mr. MCGOVERN, Mrs. MCCARTHY of New York, Mr. HINOJOSA, Mr. KILDEE, Mr. ANDREWS, Mr. SCOTT of Virginia, Ms. WOOLSEY, Mr. HOLT, and Ms. LINDA T. SÁNCHEZ of California.

H.R. 3037: Mr. HINCHEY.

H.R. 3041: Mr. DAVIS of Illinois.

H.R. 3046: Mr. CARTER.

H.R. 3051: Mr. UDALL of Colorado.

H.R. 3059: Mrs. MILLER of Michigan.

H. Con. Res. 75: Mr. BAIRD.

H. Con. Res. 137: Mr. AKIN.

H. Con. Res. 138: Mr. WEXLER and Mr. CALVERT.

H. Con. Res. 162: Mr. CARNEY.

H. Con. Res. 163: Mr. GRJALVA.

H. Con. Res. 176: Mrs. MYRICK, Mr. AL GREEN of Texas, and Mr. WALBERG.

H. Con. Res. 183: Mr. BONNER.

H. Res. 32: Mr. COHEN, Mr. STARK, Ms. EDDIE BERNICE JOHNSON of Texas, and Ms. WOOLSEY.

H. Res. 34: Ms. MCCOLLUM of Minnesota, Mr. BARROW, Mr. KUCINICH, Mr. MCDERMOTT, Ms. KAPTUR, and Ms. WOOLSEY.

H. Res. 106: Mrs. GILLIBRAND, Mr. HERGER, and Mr. ARCURI.

H. Res. 111: Mr. MOORE of Kansas, Ms. SHEA-PORTER, Mr. SCOTT of Virginia, Mr. WICKER, Mr. LARSEN of Washington, and Mr. SCOTT of Georgia.

H. Res. 148: Mr. FORTUÑO.

H. Res. 235: Mr. MARSHALL and Mr. KAGEN.

H. Res. 373: Mr. PAYNE and Mr. MCCOTTER.

H. Res. 442: Mr. WALSH of New York.

H. Res. 443: Ms. VELÁZQUEZ, Mr. MCCAUL of Texas, Mr. TIERNEY, Ms. HOOLEY, Ms. DEGETTE, Mr. BRALEY of Iowa, Mr. COHEN, Mr. DELAHUNT, Mr. SKELTON, Mr. NEAL of Massachusetts, Mr. COSTELLO, Mr. ABERCROMBIE, Mr. OLVER, Mr. HINOJOSA, Ms. DELAURO, Mrs. MALONEY of New York, Ms. LORETTA SANCHEZ of California, Mr. LYNCH, Mr. FILNER, Mr. ORTIZ, and Mr. BRADY of Pennsylvania.

H. Res. 489: Mr. FILNER.

H. Res. 508: Mr. ROYCE, Mr. ANDREWS, Mr. TURNER, Mr. LOBIONDO, Mr. WAMP, Mr. SMITH of New Jersey, Mr. COOPER, Mr. ISRAEL, Mr. SKELTON, Mr. GOHMERT, Mr. PASCRELL, Mr. ABERCROMBIE, Mr. CALVERT, Mr. LINDER, Mr. AKIN, Mr. SNYDER, Mr. MCCOTTER, Mr. KIRK, and Mr. SHADEGG.

H. Res. 528: Mr. CLAY, Ms. DEGETTE, Ms. CASTOR, Ms. GIFFORDS, Ms. SUTTON, Mr. WU, Mr. TOWNS, Mr. MCNERNEY, Ms. SHEA-PORTER, Mr. LOEBACK, Mr. COHEN, Mr. LIPINSKI, Mr. HIGGINS, Ms. ROYBAL-ALLARD, Ms. BEAN, Mr. BOYD of Florida, Mr. CAPUANO, Ms. HOOLEY, Mrs. MALONEY of New York, Mrs. TAUSCHER, Mr. KIND, Mr. DAVIS of Alabama, Mr. COOPER, Mr. DONNELLY, Mr. SMITH of Washington, Mr. WAXMAN, Mr. SPACE, Mr. RYAN of Ohio, and Mr. HILL.

H. Res. 539: Mr. GRJALVA.

H. Res. 541: Mr. UDALL of Colorado.

H. Res. 549: Mr. BURTON of Indiana.

H. Res. 553: Mrs. DRAKE, Mr. WOLF, Mr. CULBERSON, Mrs. EMERSON, and Mr. MARCHANT.

#### ¶99.64 PETITIONS

Under clause 3 of rule XII,

98. The SPEAKER presented a petition of the Commission of the City of Key West, Florida, relative to Resolution No. 07-168 requesting the Congress of the United States appropriate funds necessary to bring the Herbert Hoover Dike into compliance with current levee protection safety standards; which was referred to the Committee on Transportation and Infrastructure.

#### THURSDAY, JULY 19, 2007 (100)

##### ¶100.1 APPOINTMENT OF SPEAKER PRO TEMPORE

The House was called to order by the SPEAKER pro tempore, Mr. SIRE, who laid before the House the following communication:

WASHINGTON, DC,

July 19, 2007.

I hereby appoint the Honorable ALBIO SIRE to act as Speaker pro tempore on this day.

NANCY PELOSI,

*Speaker of the House of Representatives.*

##### ¶100.2 APPROVAL OF THE JOURNAL

The SPEAKER pro tempore, Mr. SIRE, announced he had examined and approved the Journal of the proceedings of Wednesday, July 18, 2007.

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

##### ¶100.3 COMMUNICATIONS

Executive and other communications, pursuant to clause 8, rule XII, were referred as follows:

2588. A letter from the Congressional Review Coordinator, Department of Agriculture, transmitting the Department's final rule — Pine Shoot Beetle; Additions to Quarantined Areas [Docket No. APHIS-2006-0169] received June 21, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

2589. A letter from the Congressional Review Coordinator, Department of Agriculture, transmitting the Department's final rule — Black Stem Rust; Addition of Rust-Resistant Varieties [Docket No. APHIS-2007-0072] received June 21, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

2590. A letter from the Administrator, Department of Agriculture, transmitting the Department's final rule — Grapes Grown in a Designated Area of Southeastern California; Change in Reporting Requirements [Docket No. AMS-FV-07-0028; FV07-925-1 FR] received June 22, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

2591. A letter from the Administrator, Department of Agriculture, transmitting the

Department's final rule — Almonds Grown in California; Outgoing Quality Control Requirements; Correction [Docket No. AMS-FV-06-0169; FV06-981-1C] received June 22, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

2592. A letter from the Administrator, Department of Agriculture, transmitting the Department's final rule — Late Payment and Interest Charges on Past Due Assessments Under the Nectarine and Peach Marketing Orders [Docket No. AMS-FV-07-0012; FV07-916/917-3 FR] received June 22, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

2593. A letter from the Administrator, Department of Agriculture, transmitting the Department's final rule — Hazelnuts Grown in Oregon and Washington; Establishment of Final Free and Restricted Percentages for the 2006-2007 Marketing Year [Docket No. AMS-FV-06-0175; FV07-982-1 FIR] received June 22, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

2594. A letter from the Administrator, Department of Agriculture, transmitting the Department's final rule — Onions Grown in South Texas; Change in Regulatory Period [Docket No. AMS-FV-06-0214; FV07-959-1 IFR] received June 22, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

2595. A letter from the Administrator, Department of Agriculture, transmitting the Department's final rule — Emerald Ash Border; Quarantined Areas; Maryland [Docket No. APHS-2007-0028] received June 22, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

2596. A letter from the Administrator, Department of Agriculture, transmitting the Department's final rule — Amendments to Regulations Under the Perishable Agricultural Commodities Act (PACA) To Ensure Trust Protection for Produce Sellers When Using Electronic Invoicing or Other Billing Methods [Docket Number AMS-FV-07-0009; FV05-373] (RIN: 0581-AC53) received June 22, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

2597. A letter from the Chief, Publications and Regulations Branch, Internal Revenue Service, transmitting the Service's final rule — 26 CFR 601.204: Changes in accounting periods and in methods of accounting. (Also Part 1, 167, 168, 446, 481; 1.466-1, 1.481-1.) (Rev. Proc. 2007-48) received June 28, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

2598. A letter from the Chief, Publications and Regulations, Internal Revenue Service, transmitting the Service's final rule — 26 CFR 1.141-3: Definition of Private Business Use (Also: 103, 141, 145; 1.141-3, 1.145-2) (Rev. Proc. 2007-47) received June 28, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

2599. A letter from the Chief, Publications and Regulations Branch, Internal Revenue Service, transmitting the Service's final rule — Section 411.—Minimum Vesting Standards 26 CFR 1.411(d)-2: Termination or partial termination; discontinuance of contributions. (Rev. Rul. 2007-43) received June 28, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

2600. A letter from the Chief, Publications and Regulations Branch, Internal Revenue Service, transmitting the Service's final rule — Requirement of Return and Time for Filing [TD 9334] (RIN: 1545-BG20) received July 6, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

2601. A letter from the Chief, Publications and Regulations Branch, Internal Revenue Service, transmitting the Service's final rule — 26 CFR 601.202: Closing agreements. (Rev. Proc. 2007-49) received July 6, 2007, pursuant

to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

2602. A letter from the Chief, Publications and Regulations Branch, Internal Revenue Service, transmitting the Service's final rule — Section 83.—Property Transferred in Connection with Performance of Services 26 CFR 1.83-3: Meaning and use of certain terms (Rev. Rul. 2007-49) received July 6, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

2603. A letter from the Chief, Publications and Regulations Branch, Internal Revenue Service, transmitting the Service's final rule — Disclosure Requirements With Respect to Prohibited Tax Shelter Transactions [TD 9335] (RIN: 1545-BG19) received July 6, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

#### ¶100.4 MESSAGE FROM THE SENATE

A message from the Senate by Ms. Curtis, one of its clerks, announced that the Senate agrees to the amendment of the House to the bill (S. 966) "An Act to enable the Department of State to respond to a critical shortage of passport processing personnel, and for other purposes."

The message also announced that pursuant to Public Law 96-114, as amended, the Chair, on behalf of the Republican Leader, appoints the following individual to the Congressional Award Board: Adam Ruiz of Kentucky.

#### ¶100.5 RECESS—10:15 A.M.

The SPEAKER pro tempore, Mr. SIRES, pursuant to clause 12(a) of rule I, declared the House in recess at 10 o'clock and 15 minutes a.m., subject to the call of the chair.

#### ¶100.6 AFTER RECESS—11:45 A.M.

The SPEAKER pro tempore, Mr. COHEN, called the House to order.

#### ¶100.7 COMMERCE, JUSTICE, AND SCIENCE APPROPRIATIONS FY 2008

Mr. MOLLOHAN submitted a privileged report (Rept. No. 110-240) on the bill (H.R. 3093) making appropriations for the Departments of Commerce and Justice, and Science, and Related Agencies for the fiscal year ending September 30, 2008, and for other purposes.

When said bill and report were referred to the Union Calendar and ordered printed.

Pursuant to clause 1 of rule XXI, all points of order were reserved.

#### ¶100.8 RECOGNIZING THE MARINES

On motion of Mrs. TAUSCHER, by unanimous consent, the Committee on Armed Services was discharged from further consideration of the following resolution (H. Res. 541):

Whereas the Marines of Company M (or "Mike Company") of the 3rd Battalion, 7th Regiment, 1st Marine Division served honorably and heroically in the Republic of Vietnam from July 1965 to October 1970 in defense of freedom, liberty, and political self-determination for the South Vietnamese people;

Whereas, during this period of more than five years, 137 Marines of Mike Company were killed in action and more than 1,000 were wounded in action;

Whereas, in recognition of its outstanding service, numerous unit awards were bestowed upon Mike Company, including—

(1) Presidential Unit Citation Streamer with two Bronze Stars;

(2) Navy Unit Commendation Streamer;

(3) Meritorious Unit Commendation Streamer with two Bronze Stars;

(4) National Defense Service Streamer;

(5) Vietnam Service Streamer with two Silver Stars and three Bronze Stars;

(6) Vietnam Cross of Gallantry with Palm Streamer; and

(7) Vietnam Meritorious Unit Citation Civil Actions Streamer;

Whereas the Marines of Mike Company have formed the Mike 3/7 Vietnam Association to honor the memories of their fallen comrades, celebrate the lives of their surviving comrades, express profound appreciation to their families and loved ones, recognize their monumental sacrifices and achievements, and immortalize their contribution to the Marine Corps legacy of courage, patriotism, and military excellence for the edification of, and emulation by, future generations;

Whereas, in pursuit of this goal, the Marines of Mike Company, along with their families, friends, and loved ones, decided to hold an annual reunion, with the first reunion having taken place on November 10, 1983, the 208th birthday of the Marine Corps; and

Whereas Americans owe a debt of gratitude to the Marines of Mike Company for their selfless dedication to duty and their admirable display of courage under fire: Now, therefore, be it

*Resolved*, That the House of Representatives, on behalf of a grateful nation, recognizes and commends the Marines of Company M (or "Mike Company") of the 3rd Battalion, 7th Regiment, 1st Marine Division on the occasion of their 25th Annual Reunion, which is being held this year in the District of Columbia.

When said resolution was considered and agreed to.

A motion to reconsider the vote whereby said resolution was agreed to was, by unanimous consent, laid on the table.

#### ¶100.9 NATIONAL COUNCIL ON THE ARTS

The SPEAKER pro tempore, Mr. COHEN, announced that the Speaker, pursuant to the National Foundation on the Arts and the Humanities Act of 1965, (20 United States Code 955(b) note), and the order of the House of January 4, 2007, appointed the following Member of the House to the National Council on the Arts: Ms. MCCOLLUM of Minnesota.

*Ordered*, That the Clerk notify the Senate of the foregoing appointment.

#### ¶100.10 COMMUNICATION REGARDING SUBPOENA

The SPEAKER pro tempore, Mr. COHEN, laid before the House the following communication from Alberto Sandoval, Deputy District Director, office of the Honorable Dana Rohrabacher:

CONGRESS OF THE UNITED STATES,

HOUSE OF REPRESENTATIVES,

July 6, 2007.

Hon. NANCY PELOSI,

*Speaker, House of Representatives,*

*Washington, DC.*

DEAR MADAM SPEAKER: This is to notify you formally, pursuant to Rule VIII of the Rules of the House of Representatives, that I have been served with a subpoena, issued by the Superior Court of Orange County, California, for testimony in a criminal case.

After consultation with the Office of General Counsel, I have determined that compliance with the subpoena is consistent with the precedents and privileges of the House.

Sincerely,

ALBERTO SANDOVAL,  
*Deputy District Director.*

¶100.11 COMMUNICATION REGARDING  
SUBPOENA

The SPEAKER pro tempore, Mr. COHEN, laid before the House the following communication from Kathleen Hollingsworth, District Director, office of the Honorable Dana Rohrabacher:

JULY 6, 2007.

Hon. NANCY PELOSI,  
*The Speaker, U.S. House of Representatives,  
Washington, DC.*

DEAR MADAM SPEAKER: This is to notify you formally, pursuant to rule VIII of the Rules of the House of Representatives, that I have been served with a subpoena, issued by the Superior Court of Orange County, California, for testimony in a criminal case.

After consultation with the Office of General Counsel, I have determined that compliance with the subpoena is consistent with the precedents and privileges of the House.

Sincerely,

KATHLEEN HOLLINGSWORTH,  
*District Director.*

¶100.12 LABOR, HHS, AND EDUCATION  
APPROPRIATIONS FY 2008

The SPEAKER pro tempore, Mr. COHEN, pursuant to House Resolution 547 and rule XVIII, declared the House resolved into the Committee of the Whole House on the state of the Union for the further consideration of the bill (H.R. 3043) making appropriations for the Departments of Labor, Health and Human Services and Education, and related agencies for the fiscal year ending September 30, 2008, and for other purposes.

Mrs. TAUSCHER, Chairman of the Committee of the Whole, resumed the chair; and after some time spent therein,

The Committee rose informally to receive a message from the President.

The SPEAKER pro tempore, Mr. WELCH of Vermont, assumed the Chair.

¶100.13 MESSAGE FROM THE PRESIDENT

A message in writing from the President of the United States was communicated to the House by Ms. Wanda Evans, one of his secretaries.

The Committee resumed its sitting; and after some further time spent therein,

¶100.14 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment submitted by Mr. DAVIS of Kentucky:

Page 125, after line 2, insert the following:  
SEC. 522. None of the funds made available in this Act may be used to pay a bonus or other performance-based cash award to any employee of the Social Security Administration or the Centers for Medicare & Medicaid Services who holds a position to which such employee was appointed by the President, by and with the advice and consent of the Senate, or a Senior Executive Service position (as defined by section 3132 of title 5, United States Code).

It was decided in the { Yeas ..... 185  
negative ..... } Nays ..... 238

¶100.15 [Roll No. 672]

AYES—185

Akin	Gilchrest	Myrick
Alexander	Gillibrand	Neugebauer
Bachmann	Gillmor	Paul
Bachus	Gohmert	Pearce
Baker	Goode	Pence
Barrett (SC)	Goodlatte	Peterson (PA)
Barrow	Gordon	Petri
Bartlett (MD)	Granger	Pickering
Barton (TX)	Graves	Pitts
Bilbray	Hall (TX)	Platts
Bilirakis	Hastert	Poe
Bishop (UT)	Hastings (WA)	Porter
Blackburn	Hayes	Pryce (OH)
Blunt	Heller	Putnam
Boehner	Hensarling	Radanovich
Boozman	Hill	Ramstad
Boustany	Hobson	Regula
Boyd (KS)	Hoekstra	Rehberg
Brown-Waite	Hunter	Renzi
Brown	Issa	Rogers (AL)
Buchanan	Johnson (IL)	Rogers (KY)
Burgess	Johnson, Sam	Rogers (MI)
Burton (IN)	Jones (NC)	Ros-Lehtinen
Calvert	Jordan	Roskam
Camp (MI)	Keller	Royce
Campbell (CA)	King (IA)	Ryan (WI)
Cannon	King (NY)	Sali
Cantor	Kingston	Schmidt
Capito	Kirk	Sensenbrenner
Carney	Klein (FL)	Sessions
Carter	Kline (MN)	Shadegg
Castle	Knollenberg	Shays
Chabot	Kuhl (NY)	Shuler
Coble	Lamborn	Shuster
Cole (OK)	LaTourette	Simpson
Conaway	Lewis (CA)	Smith (NE)
Crenshaw	Lewis (KY)	Smith (TX)
Cuellar	Loebsack	Souder
Culberson	Lucas	Space
Davis (KY)	Lungren, Daniel	Stearns
Davis, David	E.	Sullivan
Deal (GA)	Mahoney (FL)	Tanner
Dent	Manzullo	Taylor
Diaz-Balart, M.	Marchant	Terry
Donnelly	McCaul (TX)	Thornberry
Drake	McCotter	Tiahrt
Dreier	McCrery	Tiberi
Duncan	McHenry	Turner
Ellsworth	McHugh	Upton
Emerson	McKeon	Walberg
English (PA)	McMorris	Walden (OR)
Everett	Rodgers	Walsh (NY)
Fallin	McNerney	Wamp
Feeney	Mica	Weldon (FL)
Flake	Miller (FL)	Weller
Forbes	Miller (MI)	Westmoreland
Fortuño	Miller, Gary	Whitfield
Fossella	Mitchell	Wicker
Fox	Moran (KS)	Wilson (NM)
Franks (AZ)	Murphy (CT)	Wilson (SC)
Frelinghuysen	Murphy, Patrick	Young (AK)
Gallegly	Murphy, Tim	Young (FL)
Gerlach	Musgrave	

NOES—238

Abercrombie	Butterfield	DeLauro
Ackerman	Buyer	Diaz-Balart, L.
Aderholt	Capps	Dicks
Allen	Capuano	Dingell
Altmire	Cardoza	Doggett
Andrews	Carnahan	Doolittle
Arcuri	Castor	Doyle
Baca	Chandler	Edwards
Baird	Christensen	Ehlers
Baldwin	Clarke	Ellison
Bean	Cleaver	Emanuel
Becerra	Clyburn	Engel
Berkley	Cohen	Eshoo
Berman	Conyers	Etheridge
Berry	Cooper	Farr
Biggert	Costa	Fattah
Bishop (GA)	Costello	Ferguson
Bishop (NY)	Courtney	Fortenberry
Blumenauer	Cramer	Frank (MA)
Bonner	Crowley	Garrett (NJ)
Boren	Cummings	Giffords
Boswell	Davis (AL)	Gingrey
Boucher	Davis (CA)	Gonzalez
Boyd (FL)	Davis, Lincoln	Green, Al
Brady (PA)	Davis, Tom	Green, Gene
Brady (TX)	DeFazio	Grijalva
Bralely (IA)	DeGette	Gutierrez
Brown (SC)		

Hall (NY)	Matheson	Sánchez, Linda
Hare	Matsui	T.
Hastings (FL)	McCarthy (CA)	Sanchez, Loretta
Herger	McCarthy (NY)	Sarbanes
Herseth Sandlin	McCollum (MN)	Saxton
Higgins	McDermott	Schakowsky
Hinchey	McGovern	Schiff
Hinojosa	McIntyre	Schwartz
Hirono	McNulty	Scott (GA)
Hodes	Meek (FL)	Scott (VA)
Holden	Meeks (NY)	Serrano
Holt	Melancon	Sestak
Honda	Michaud	Shea-Porter
Hookey	Miller (NC)	Sherman
Hoyer	Miller, George	Shimkus
Hulshof	Mollohan	Sires
Inglis (SC)	Moore (KS)	Skelton
Inslee	Moore (WI)	Slaughter
Israel	Moran (VA)	Smith (NJ)
Jackson (IL)	Murtha	Smith (WA)
Jackson-Lee	Nadler	Snyder
(TX)	Napolitano	Solis
Jefferson	Neal (MA)	Spratt
Johnson (GA)	Norton	Stark
Johnson, E. B.	Nunes	Stupak
Jones (OH)	Oberstar	Sutton
Kagen	Obey	Tauscher
Kanjorski	Oliver	Thompson (CA)
Kaptur	Ortiz	Thompson (MS)
Kennedy	Pallone	Tierney
Kildee	Pascrell	Towns
Kilpatrick	Pastor	Udall (CO)
Kind	Payne	Udall (NM)
Kucinich	Perlmutter	Van Hollen
LaHood	Peterson (MN)	Velázquez
Lampson	Pomerooy	Visclosky
Langevin	Price (GA)	Walz (MN)
Lantos	Price (NC)	Wasserman
Larsen (WA)	Rahall	Schultz
Larson (CT)	Rangel	Waters
Latham	Reichert	Watson
Lee	Reyes	Watt
Levin	Reynolds	Waxman
Lewis (GA)	Rodriguez	Weiner
Linder	Rohrabacher	Welch (VT)
Lipinski	Ross	Wexler
LoBiondo	Rothman	Wilson (OH)
Loftgren, Zoe	Roybal-Allard	Wolf
Lowe	Ruppersberger	Woolsey
Lynch	Rush	Wu
Mack	Ryan (OH)	Wynn
Maloney (NY)	Salazar	Yarmuth
Markey		

NOT VOTING—13

So the amendment was not agreed to.

¶100.16 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment numbered 3, submitted by Mr. GINGREY:

At the end of the bill (before the short title), insert the following:

SEC. \_\_\_\_\_. None of the funds appropriated by this Act may be used by the Commissioner of Social Security or the Social Security Administration to pay the compensation of employees of the Social Security Administration to administer Social Security benefit payments, under any agreement between the United States and Mexico establishing totalization arrangements between the social security system established by title II of the Social Security Act and the social security system of Mexico, which would not otherwise be payable but for such agreement.

It was decided in the { Yeas ..... 254  
affirmative ..... } Nays ..... 168

¶100.17 [Roll No. 673]

AYES—254

Aderholt	Arcuri	Barrow
Akin	Bachmann	Bartlett (MD)
Alexander	Bachus	Barton (TX)
Allen	Baker	Bean
Altmire	Barrett (SC)	Biggert

Bilbray, Bilirakis, Bishop (GA), Bishop (UT), Blackburn, Blunt, Boehner, Bonner, Boozman, Boren, Boswell, Boucher, Boustany, Boyd (FL), Boyda (KS), Brady (TX), Brown (SC), Brown-Waite, Ginny, Buchanan, Burgess, Burton (IN), Buyer, Calvert, Camp (MI), Campbell (CA), Cannon, Cantor, Capito, Cardoza, Carnahan, Carney, Carter, Castle, Chabot, Chandler, Coble, Cole (OK), Conaway, Costa, Costello, Cramer, Crenshaw, Culberson, Davis (AL), Davis (KY), Davis, David, Davis, Lincoln, Davis, Tom, Deal (GA), DeFazio, Dent, Donnelly, Doolittle, Drake, Dreier, Duncan, Edwards, Ellsworth, Emerson, English (PA), Everett, Fallon, Feeney, Ferguson, Flake, Forbes, Fortenberry, Fossella, Foss, Franks (AZ), Frelinghuysen, Gallegly, Garrett (NJ), Gerlach, Giffords, Gilchrist, Gillibrand, Gillmor, Gingrey, Gohmert, Goode, Goodlatte, Gordon, Granger, Graves, Green, Gene, Hall (TX), Hare, Hastert, Hastings (WA), Heller, Hensarling, Herger, Herseth Sandlin, Higgins, Hill, Hobson, Hodes, Hoekstra, Hooley, Hulshof, Hunter, Inglis (SC), Israel, Issa, Johnson (IL), Johnson, Sam, Jones (NC), Jordan, Kagen, Keller, King (IA), King (NY), Kingston, Kirk, Kline (MN), Knollenberg, Kuhl (NY), LaHood, Lamborn, Lampson, Latham, LaTourette, Lewis (CA), Lewis (KY), Linder, Lipinski, LoBiondo, Lucas, Lungren, Daniel, E., Lynch, Mack, Mahoney (FL), Manzullo, Marchant, Matheson, McCarthy (CA), McCaul (TX), McCotter, McHenry, McHugh, McKeon, McMorris, Rodgers, McNeerney, Melancon, Mica, Michaud, Miller (FL), Miller (MI), Miller, Gary, Mitchell, Moore (KS), Moran (KS), Murphy, Patrick, Murphy, Tim, Musgrave, Myrick, Neugebauer

NOES—168

Abercrombie, Ackerman, Andrews, Baca, Baird, Baldwin, Becerra, Berkeley, Berman, Berry, Bishop (NY), Blumenauer, Brady (PA), Braley (IA), Butterfield, Capps, Capuano, Castor, Christensen, Clarke, Clay, Cleaver, Clyburn, Cohen, Conyers, Cooper, Courtney, Crowley, Cuellar, Cummings, Davis (CA), DeGette, Delahunt, DeLauro, Diaz-Balart, L., Diaz-Balart, M., Dicks, Dingell, Doggett, Doyle, Ehlers, Ellison, Emanuel, Engel, Eshoo, Etheridge, Farr, Fattah, Fortuño, Frank (MA), Gonzalez

Green, Al, Grijalva, Gutierrez, Hall (NY), Hastings (FL), Hinchey, Hinojosa, Hirono, Holden, Holt, Honda, Hoyer, Inslée, Jackson (IL), Jackson-Lee, Jefferson, Johnson (GA), Johnson, E. B., Jones (OH), Kanjorski, Kaptur, Kennedy, Kildee, Kilpatrick, Kind, Klein (FL), Kucinich, Langevin, Lantos, Larsen (WA), Larson (CT), Lee, Levin, Lewis (GA), Loeb sack, Lofgren, Zoe, Lowey, Maloney (NY), Markey, Matsui, McCarthy (NY), McCollum (MN), McCerrum, McDermott, McGovern, McIntyre, McNulty, Meek (FL), Meeke (NY), Miller (NC), Miller, George, Mollohan, Moore (WI), Moran (VA), Murphy (CT), Murtha, Nadler, Napolitano, Neal (MA), Norton, Oberstar, Obey, Oliver, Ortiz, Pallone, Pascrell, Pascarell, Payne, Perlmutter, Price (NC), Rangel, Reyes, Rodriguez, Ros-Lehtinen, Rothman, Roybal-Allard, Ruppenger, Rush, Sánchez, Linda T., Sanchez, Loretta

NOT VOTING—14

Bono, Bordallo, Brown, Corrine, Carson, Cubin, Davis (IL), Davis, Jo Ann, Faleomavaega, Filner, Harman, Jindal, Marshall, Paul, Tancredo

So the amendment was agreed to.

100.18 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment submitted by Mr. SOUDER:

At the end of the bill (before the short title), insert the following:

SEC. \_\_\_\_ None of the funds made available in this Act may be used by the National Labor Relations Board to recognize as the exclusive bargaining representative of employees any labor organization that has not been certified as such by the National Labor Relations Board pursuant to section 9(c) of the National Labor Relations Act (29 U.S.C. 159).

It was decided in the { Yeas ..... 167 negative ..... Nays ..... 255

100.19 [Roll No. 674]

AYES—167

Akin, Bachmann, Bachus, Baker, Barrett (SC), Bartlett (MD), Barton (TX), Bilbray, Bilirakis, Bishop (UT), Blackburn, Blunt, Boehner, Bonner, Boozman, Boren, Boustany, Brady (TX), Brown (SC), Brown-Waite, Ginny, Buchanan, Burgess, Burton (IN), Buyer, Calvert, Camp (MI), Campbell (CA), Cannon, Cantor, Carter, Chabot, Coble, Cole (OK), Conaway, Crenshaw, Culberson, Davis (KY), Davis, David, Davis, Tom, Deal (GA), Dent, Doolittle, Drake, Dreier, Duncan, Ehlert, Everett, Fallon, Feeney, Flake, Forbes, Fortenberry, Fortuño, Foss, Franks (AZ), Frelinghuysen, Gallegly, Garrett (NJ), Gilchrist, Gillmor, Gingrey, Gohmert, Goode, Goodlatte, Granger, Hall (TX), Hastert, Hastings (WA), Eshoo, Everrett, Fallin, Feeney, Flake, Forbes, Fortenberry, Fortuño, Foss, Franks (AZ), Frelinghuysen, Gallegly, Garrett (NJ), Gilchrist, Gillmor, Gingrey, Gohmert, Goodlatte, Granger, Hall (TX), Hastert, Hastings (WA)

Hayes, Heller, Hensarling, Herger, Hobson, Hulshof, Hunter, Inglis (SC), Issa, Johnson, Sam, Jones (NC), Jordan, Keller, King (IA), Kingston, Kirk, Kline (MN), Knollenberg, LaHood, Lamborn, Latham, Lewis (CA), Lewis (KY), Linder, Lucas, Lungren, Daniel, E., Mack, Manzullo, Marchant, McCarthy (CA), McCaul (TX), McCreary, McHenry, McIntyre, McKeon, McMorris, Rodgers, Mica, Miller (FL), Miller, Gary, Moran (KS), Musgrave, Myrick, Neugebauer, Nunes, Pearce, Pence, Peterson (PA), Petri, Pickering, Pitts, Platts, Tiahrt, Tiberi, Turner, Upton, Walberg, Walden (OR), Wamp, Weldon (FL), Weller, Reynolds, Whitfield, Rogers (KY), Rogers (MI), Rohrabacher, Roskam, Royce, Ryan (WI), Sali, Schmidt, Sensenbrenner, Sessions, Shadegg, Shimkus, Shuster, Simpson, Smith (NE), Smith (TX), Souder, Stearns, Sullivan, Taylor, Terry, Thornberry, Tiahrt, Tiberi, Turner, Upton, Walberg, Walden (OR), Wamp, Weldon (FL), Weller, Reynolds, Whitfield, Wicker, Wilson (NM), Wilson (SC), Wolf, Young (FL)

NOES—255

Abercrombie, Ackerman, Aderholt, Alexander, Allen, Altmire, Andrews, Arcuri, Baca, Baird, Baldwin, Barrow, Bean, Becerra, Berkeley, Berman, Berry, Biggert, Bishop (GA), Bishop (NY), Blumenauer, Boswell, Boucher, Boyd (FL), Boyda (KS), Brady (PA), Braley (IA), Butterfield, Capito, Capps, Capuano, Cardoza, Carnahan, Carney, Carson, Castle, Castor, Chandler, Christensen, Clarke, Clay, Cleaver, Clyburn, Cohen, Conyers, Cooper, Costa, Costello, Courtney, Cramer, Crowley, Cuellar, Cummings, Davis (AL), Davis (CA), DeFazio, DeGette, Delahunt, DeLauro, Diaz-Balart, L., Diaz-Balart, M., Dicks, Dingell, Doggett, Donnelly, Doyle, Edwards, Ellison, Ellsworth, Emanuel, Emerson, Engel, English (PA), Eshoo, Etheridge, Farr, Fattah, Ferguson, Fossella, Frank (MA), Gerlach, Giffords, Gillibrand, Gonzalez, Gordon, Graves, Green, Al, Green, Gene, Grijalva, Gutierrez, Hall (NY), Hare, Hastings (FL), Herseth Sandlin, Higgins, Hill, Hinchey, Hinojosa, Hodes, Hoekstra, Holden, Holt, Honda, Hooley, Hoyer, Inslée, Israel, Jackson (IL), Jackson-Lee, Jefferson, Johnson (GA), Johnson (IL), Johnson, E. B., Jones (OH), Kagen, Kanjorski, Kaptur, Kennedy, Kildee, Kilpatrick, Kind, King (NY), Klein (FL), Kucinich, Kuhl (NY), Lampson, Langevin, Lantos, Larsen (WA), Larson (CT), LaTourette, Lee, Levin, Lewis (GA), Lipinski, LoBiondo, Loeb sack, Lofgren, Zoe, Lowey, Lynch, Mahoney (FL), Maloney (NY), Markey, Matheson, Matsui, McCarthy (NY), McCollum (MN), McCotter, McDermott, McGovern, McHugh, McNeerney, McNulty, Meek (FL), Meeks (NY), Melancon, Michaud, Miller (MI), Miller (NC), Miller, George, Mitchell, Mollohan, Moore (KS), Moore (WI), Moran (VA), Murphy (CT), Murphy, Patrick, Murphy, Tim, Murtha, Nadler, Napolitano, Neal (MA), Norton, Oberstar, Obey, Oliver, Ortiz, Pallone, Pascrell, Pastor, Payne, Perlmutter, Peterson (MN), Pomeroy, Porter, Price (NC), Rahall, Rangel, Regula, Reichert

Reyes Shays Udall (CO)  
 Rodriguez Shea-Porter Udall (NM)  
 Ros-Lehtinen Sherman Van Hollen  
 Ross Shuler Velázquez  
 Rothman Sires Visclosky  
 Roybal-Allard Skelton Walsh (NY)  
 Ruppersberger Slaughte Walz (MN)  
 Rush Smith (NJ) Wasserman  
 Ryan (OH) Smith (WA) Schultz  
 Salazar Snyder Waters  
 Sánchez, Linda Solis Watson  
 T. Space Watt  
 Sanchez, Loretta Spratt Waxman  
 Sarbanes Stark Weiner  
 Saxton Stupak Welch (VT)  
 Schakowsky Sutton Wexler  
 Schiff Tanner Wilson (OH)  
 Schwartz Tauscher Woolsey  
 Scott (GA) Thompson (CA) Wu  
 Scott (VA) Thompson (MS) Wynn  
 Serrano Tierney Yarmuth  
 Sestak Towns Young (AK)

NOT VOTING—14

Bono Davis, Jo Ann Jindal  
 Bordallo Faleomavaega Marshall  
 Brown, Corrine Filner Paul  
 Cubin Harman Tancredo  
 Davis (IL) Hirono

So the amendment was not agreed to.

¶100.20 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment submitted by Mr. CAMP of Michigan:

At the end of the bill (before the short title) insert the following:

TITLE VI

ADDITIONAL GENERAL PROVISIONS

SEC. 601. None of the funds made available in this Act may be used to implement any policy prohibiting a Medicare beneficiary from electing during a coverage election period described in section 1851(e) of the Social Security Act (42 U.S.C. 1395w-21(e)) to receive health care benefits under title XVIII of such Act through enrollment in a Medicare Advantage plan under part C of such title.

It was decided in the { Yeas ..... 192  
negative ..... } Nays ..... 228

¶100.21 [Roll No. 675]

AYES—192

Aderholt Conaway Hall (TX)  
 Akin Crenshaw Hastert  
 Alexander Culberson Hastings (WA)  
 Bachmann Davis (KY) Hayes  
 Bachus Davis, David Heller  
 Baker Davis, Tom Hensarling  
 Barrett (SC) Deal (GA) Herger  
 Bartlett (MD) Dent Hobson  
 Barton (TX) Diaz-Balart, L. Hoekstra  
 Biggert Diaz-Balart, M. Hulshof  
 Bilbray Doolittle Hunter  
 Bilirakis Drake Inglis (SC)  
 Bishop (UT) Dreier Issa  
 Blackburn Duncan Johnson (IL)  
 Blunt Ehlers Johnson, Sam  
 Boehner English (PA) Jones (NC)  
 Bonner Everett Jordan  
 Boozman Fallin Keller  
 Boustany Feeney King (IA)  
 Brady (TX) Ferguson King (NY)  
 Brown (SC) Flake Kingston  
 Brown-Waite, Forbes Kirk  
 Ginny Fortenberry Klein (FL)  
 Buchanan Fortuño Kline (MN)  
 Burgess Fossella Knollenberg  
 Burton (IN) Foxx Kuhl (NY)  
 Buyer Franks (AZ) Lamborn  
 Calvert Frelinghuysen Latham  
 Camp (MI) Gallegly LaTourette  
 Campbell (CA) Garrett (NJ) Lewis (CA)  
 Cannon Gerlach Lewis (KY)  
 Cantor Gilchrist Linder  
 Capito Gillmor LoBiondo  
 Carney Gingrey Lucas  
 Carter Gohmert Lungren, Daniel  
 Castle Goode E.  
 Chabot Goodlatte Mack  
 Coble Granger Mahoney (FL)  
 Cole (OK) Graves Manzullo

Marchant Porter  
 McCarthy (CA) Price (GA)  
 McCaul (TX) Pryce (OH)  
 McCotter Putnam  
 McCrery Radanovich  
 McHenry Ramstad  
 McHugh Regula  
 McKeon Rehberg  
 McMorris Reichert  
 Rodgers Reynolds  
 Mica Rogers (AL)  
 Miller (FL) Rogers (KY)  
 Miller (MI) Rogers (MI)  
 Miller, Gary Rohrabacher  
 Musgrave Roskam  
 Myrick Royce  
 Neugebauer Ryan (WI)  
 Nunes Sali  
 Pearce Saxton  
 Pence Schmidt  
 Peterson (PA) Sensenbrenner  
 Petri Sessions  
 Pickering Shadegg  
 Pitts Shays  
 Platts Shimkus  
 Poe Shuster

NOES—228

Abercrombie Gillibrand Moore (WI)  
 Ackerman Gonzalez Moran (KS)  
 Allen Gordon Moran (VA)  
 Altmire Green, Al Murphy (CT)  
 Andrews Green, Gene Murphy, Patrick  
 Arcuri Grijalva Murphy, Tim  
 Baca Gutierrez Murtha  
 Baird Hall (NY) Nadler  
 Baldwin Hare Napolitano  
 Barrow Hastings (FL) Neal (MA)  
 Bean Herseht Sandlin Norton  
 Becerra Higgins Oberstar  
 Berman Hill Obey  
 Berry Hinchey Ortiz  
 Bishop (GA) Hinojosa Pallone  
 Bishop (NY) Hirono Pascrell  
 Blumenauer Hodes Pastor  
 Boren Holden Payne  
 Boswell Holt Perlmutter  
 Boucher Honda Peterson (MN)  
 Boyd (FL) Hooley Pomeroy  
 Boyda (KS) Hoyer Price (NC)  
 Brady (PA) Insee Rahall  
 Braley (IA) Israel Rangel  
 Butterfield Jackson (IL) Renzi  
 Capps Jackson-Lee Reyes  
 Capuano (TX) Rodriguez  
 Cardoza Jefferson Ross  
 Carnahan Johnson (GA) Rothman  
 Carson Johnson, E. B. Roybal-Allard  
 Castor Jones (OH) Ruppersberger  
 Chandler Kagen Rush  
 Christensen Kanjorski Ryan (OH)  
 Clarke Kennedy Salazar  
 Clay Kildee Sánchez, Linda  
 Cleaver Kilpatrick T.  
 Clyburn Kind Sanchez, Loretta  
 Cohen Kucinich Sarbanes  
 Conyers LaHood Schakowsky  
 Cooper Lampson Schiff  
 Costa Langevin Schwartz  
 Costello Lantos Scott (GA)  
 Courtney Courtney Larsen (WA)  
 Cramer Larson (CT)  
 Crowley Lee  
 Cuellar Levin  
 Cummings Lewis (GA)  
 Davis (AL) Lipinski Shuler  
 Davis (CA) Loeb sack Sires  
 Davis (IL) Lofgren, Zoe Skelton  
 Davis, Lincoln Lowey Slaughter  
 DeFazio Lynch Smith (WA)  
 DeGette Maloney (NY) Snyder  
 Delahunt Markey Solis  
 DeLauro Matheson Space  
 Dicks Matsui Spratt  
 Dingell McCarthy (NY) Stark  
 Doggett McColium (MN) Stupak  
 Donnelly McDermott Sutton  
 Doyle McGovern Tanner  
 Edwards McIntyre Tauscher  
 Ellisor McNeerly Taylor  
 Ellsworth McNulty Thompson (CA)  
 Emanuel Meek (FL) Thompson (MS)  
 Emmer Meeke (NY) Tierney  
 Engel Melancon Towns  
 Eschoo Michaud Udall (CO)  
 Etheridge Miller (NC) Udall (NM)  
 Farr Miller, George Van Hollen  
 Fattah Mitchell Velázquez  
 Frank (MA) Mollohan Visclosky  
 Giffords Moore (KS) Walz (MN)

Simpson Wasserman Waxman Woolsey  
 Smith (NE) Schultz Weiner Wu  
 Smith (NJ) Waters Welch (VT) Wynn  
 Smith (TX) Watson Wexler Yarmuth  
 Souder Watt Wilson (OH) Young (AK)

NOT VOTING—16

Berkley Faleomavaega Olver  
 Bono Filner Paul  
 Bordallo Harman Ros-Lehtinen  
 Brown, Corrine Jindal Tancredo  
 Cubin Kaptur  
 Davis, Jo Ann Marshall

So the amendment was not agreed to.

¶100.22 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment submitted by Mr. WESTMORELAND:

At the end of the bill (before the short title), insert the following:

SEC. . . . None of the funds made available under this Act may be used by the Department of Education to publish or process the Free Application for Federal Student Aid in a language other than English.

It was decided in the { Yeas ..... 191  
negative ..... } Nays ..... 233

¶100.23 [Roll No. 676]

AYES—191

Aderholt Foxx Mica  
 Akin Franks (AZ) Miller (FL)  
 Alexander Frelinghuysen Miller (MI)  
 Altmire Gallegly Miller, Gary  
 Bachmann Garrett (NJ) Mitchell  
 Bachus Gerlach Moran (KS)  
 Baird Gingrey Musgrave  
 Baker Gohmert Myrick  
 Barrett (SC) Goode Neugebauer  
 Barrow Goodlatte Nunes  
 Bartlett (MD) Gordon Pence  
 Barton (TX) Granger Peterson (PA)  
 Bilbray Graves Petri  
 Bilirakis Hall (TX) Pickering  
 Bishop (UT) Hastert Pitts  
 Blackburn Hastings (WA) Platts  
 Blunt Hayes Poe  
 Boehner Heller Porter  
 Bonner Hensarling Price (GA)  
 Boozman Herger Putnam  
 Boren Hill Radanovich  
 Boustany Hobson Ramstad  
 Boyda (KS) Hoekstra Regula  
 Brown (SC) Hulshof Rehberg  
 Brown-Waite, Hunter Reynolds  
 Ginny Inglis (SC) Rogers (AL)  
 Buchanan Issa Rogers (KY)  
 Burgess Johnson (IL) Rogers (MI)  
 Burton (IN) Johnson, Sam Rohrabacher  
 Buyer Jones (NC) Roskam  
 Calvert Jordan Ross  
 Camp (MI) Keller  
 Campbell (CA) King (IA) Royce  
 Cannon King (NY) Ryan (WI)  
 Cantor Kingston Sali  
 Carney Kline (MN) Saxton  
 Carter Knollenberg Schmidt  
 Chabot Kuhl (NY) Sensenbrenner  
 Coble Lamborn Sessions  
 Cole (OK) Latham Shadegg  
 Conaway LaTourette Shimkus  
 Costa Lewis (CA) Shuler  
 Cramer Lewis (KY) Shuster  
 Crenshaw Linder Simpson  
 Culberson LoBiondo Skelton  
 Davis (KY) Lucas Smith (NE)  
 Davis, David Lungren, Daniel Smith (TX)  
 Davis, Lincoln E. Souder  
 Deal (GA) Mack Space  
 Dent Manzullo Stearns  
 Doolittle Marchant Sullivan  
 Drake Matheson Tanner  
 Dreier McCarthy (CA) Taylor  
 Duncan McCaul (TX) Terry  
 Ellsworth McCotter Thornberry  
 Emerson McCrery Tiahrt  
 Everett McHenry Tiberi  
 Fallin McHugh Turner  
 Feeney McIntyre Upton  
 Flake McKeon Walberg  
 Forbes McMorris Walsh (NY)  
 Fortenberry Rodgers Wamp  
 Fossella Melancon Weldon (FL)



Westmoreland Wicker Young (AK)
Whitfield Wilson (SC) Young (FL)

TITLE VI
ADDITIONAL GENERAL PROVISIONS

Kuhl (NY) Neugebauer Sherman
LaHood Norton Shimkus
Lamborn Nunes Shuler
Lampson Oberstar Shuster
Langevin Obey Simpson
Lantos Oliver Sires
Larsen (WA) Ortiz Skelton
Larson (CT) Pallone Slaughter
Latham Pascrell Smith (NE)
LaTourette Pastor Smith (NJ)
Lee Payne Smith (TX)
Levin Pearce Smith (WA)
Lewis (GA) Pence Snyder
Lewis (KY) Perlmutter Solis
Lipinski Peterson (MN) Souder
LoBiondo Peterson (PA) Space
Loebsack Petri Spratt
Lofgren, Zoe Pickering Stark
Lowey Pitts Stearns
Lucas Platts Stupak
Lungren, Daniel Poe Sullivan
E. Pomeroy Sutton
Lynch Porter Tanner
Mack Price (GA) Tauscher
Mahoney (FL) Price (NC) Taylor
Maloney (NY) Pryce (OH) Terry
Manzullo Putnam Thompson (CA)
Marchant Radanovich Thompson (MS)
Markey Rahall Thornberry
Matheson Ramstad Tiahrt
Matsui Rangel Tiberi
McCarthy (CA) Regula Tierney
McCarthy (NY) Rehberg Towns
McCaul (TX) Reichert Turner
McCollum (MN) Renzi Udall (CO)
McCotter Reyes Udall (NM)
McDermott Reynolds Upton
McGovern Rodriguez Van Hollen
McHenry Rogers (AL) Velázquez
McHugh Rogers (KY) Visclosky
McIntyre Rogers (MI) Walberg
McKeon Rohrabacher Walsh (NY)
McMorris Ros-Lehtinen Walden (OR)
Rodgers Roskam Walsh (NY)
McNerney Ross Walz (MN)
McNulty Rothman Wamp
Meek (FL) Roybal-Allard Wasserman
Meeks (NY) Royce Schultz
Melancon Ruppertsberger Waters
Mica Rush Watson
Michaud Ryan (OH) Watt
Miller (FL) Ryan (WI) Waxman
Miller (MI) Salazar Weiner
Miller (NC) Sali Welch (VT)
Miller, Gary Sánchez, Linda Weldon (FL)
Miller, George T. Weller
Mitchell Sanchez, Loretta Westmoreland
Mollohan Sarbanes Wexler
Moore (KS) Saxton Whitfield
Moore (WI) Schakowsky Wicker
Moran (KS) Schiff Wilson (NM)
Moran (VA) Schmidt Wilson (OH)
Murphy (CT) Murphy (CT) Schwartz Wilson (SC)
Murphy, Patrick Scott (GA) Wolf
Murphy, Tim Scott (VA) Woolsey
Murtha Sensenbrenner Wu
Myrth Serrano Wynn
Musgrave Sessions Yarmuth
Myrick Sestak Young (AK)
Nadler Shays Young (FL)
Napolitano Shea-Porter
Neal (MA) NOES—12

NOES—233

SEC. 601. None of the funds made available in this Act may be used to take any action to finalize (or otherwise implement) provisions contained in the proposed rule published on May 3, 2007, on pages 24680 through 25135 of volume 72, Federal Register, insofar as such provisions propose—

Abercrombie Green, Gene
Ackerman Grijalva
Allen Gutierrez
Andrews Hall (NY)
Arcuri Hare
Baca Hastings (FL)
Baldwin Herseth Sandlin
Bean Higgins
Becerra Hinchey
Berkley Hinojosa
Berman Hirono
Berry Hodes
Biggert Holden
Bishop (GA) Holt
Bishop (NY) Honda
Blumenauer Hooley
Boswell Hoyer
Boucher Insee
Boyd (FL) Israel
Brady (PA) Jackson (IL)
Brady (TX) Jackson-Lee
Bralley (IA) (TX)
Butterfield Jefferson
Capito Johnson (GA)
Capps Johnson, E. B.
Capuano Jones (OH)
Cardoza Kagen
Carnahan Kanjorski
Carson Kaptur
Castle Kennedy
Castor Kildee
Chandler Kilpatrick
Christensen Kind
Clarke Kirk
Clay Klein (FL)
Cleaver Kucinich
Clyburn LaHood
Cohen Lampson
Conyers Langevin
Cooper Lantos
Costello Larsen (WA)
Courtney Larson (CT)
Crowley Lee
Cuellar Levin
Cummings Lewis (GA)
Davis (AL) Lipinski
Davis (CA) Loebsack
Davis (IL) Lofgren, Zoe
Davis, Tom Lynch
DeFazio Mahoney (FL)
DeLaunt Maloney (NY)
DeLauro Markey
Diaz-Balart, L. Matsui
Diaz-Balart, M. McCarthy (NY)
Dicks McCollum (MN)
Dingell McDermott
Doggett McGovern
Donnelly McNerney
Doyle McNulty
Edwards Meek (FL)
Ehlers Meeks (NY)
Ellison Michaud
Emanuel Miller (NC)
Engel Miller, George
English (PA) Mollohan
Eshoo Moore (KS)
Etheridge Moore (WI)
Farr Moran (VA)
Fattah Murphy (CT)
Ferguson Murphy, Patrick
Fortuño Murphy, Tim
Frank (MA) Murtha
Giffords Nadler
Gillchrest Napolitano
Gillibrand Neal (MA)
Gillmor Norton
Gonzalez Oberstar
Green, Al Obey

(1) to alter payments for services under the hospital inpatient prospective payment system under section 1886(d) of the Social Security Act (42 U.S.C 1395ww(d)) based on use of a Medicare severity diagnosis related group (MS-DRG) system; or

(2) to implement a prospective behavioral offset in response to the implementation of such a Medicare Severity Diagnosis Related Group (MS-DRG) system for purposes of such hospital inpatient prospective payment system.

It was decided in the affirmative { Yeas ..... 412 Nays ..... 12

100.25

[Roll No. 677]

AYES—412

AYES—412

Abercrombie Clarke
Ackerman Clay
Aderholt Cleaver
Akin Clyburn
Alexander Coble
Allen Cohen
Altmire Cole (OK)
Andrews Conaway
Arcuri Conyers
Baca Cooper
Bachmann Costa
Bachus Costello
Baird Courtney
Baker Cramer
Baldwin Crenshaw
Barrett (SC) Crowley
Barrow Cuellar
Bartlett (MD) Culberson
Bean Cummings
Becerra Davis (AL)
Berkley Davis (CA)
Berman Davis (IL)
Berry Davis (KY)
Biggert Davis, David
Bilbray Davis, Lincoln
Bilirakis Davis, Tom
Bishop (GA) DeFazio
Bishop (NY) DeGette
Bishop (UT) Delahunt
Blacksburn DeLauro
Blumenauer Dent
Blunt Diaz-Balart, L.
Boehner Diaz-Balart, M.
Bonner Dicks
Boozman Dingell
Boren Doggett
Boswell Donnelly
Boucher Doolittle
Boustany Doyle
Boyd (FL) Drake
Boyda (KS) Dreier
Brady (PA) Duncan
Brady (TX) Edwards
Bralley (IA) Ehlers
Brown (SC) Ellison
Brown-Waite, Ellsworth
Ginny Emanuel
Buchanan Emerson
Burgess Engel
Burton (IN) English (PA)
Butterfield Eshoo
Buyer Etheridge
Calvert Everett
Camp (MI) Fallin
Cannon Farr
Cantor Fattah
Capito Feeney
Capps Ferguson
Capuano Forbes
Cardoza Fortenberry
Carnahan Fortuño
Carney Fossella
Carson Foxx
Carter Frank (MA)
Castle Frelinghuysen
Castor Gallegly
Chabot Garrett (NJ)
Chandler Gerlach
Christensen Giffords

Clarke Gilchrest
Clay Gillibrand
Cleaver Gillmor
Akin Gingrey
Coble Gohmert
Cohen Gonzalez
Cole (OK) Goode
Conaway Goodlatte
Conyers Gordon
Cooper Granger
Costa Graves
Costello Green, Al
Courtney Green, Gene
Cramer Grijalva
Crenshaw Gutierrez
Crowley Hall (NY)
Cuellar Hall (TX)
Culberson Hare
Cummings Hastings (FL)
Davis (AL) Hastings (WA)
Davis (CA) Hayes
Davis (IL) Heller
Davis (KY) Hensarling
Davis, David Hergert
Davis, Lincoln Herseth Sandlin
Davis, Tom Higgins
DeFazio Hinojosa
DeGette Hirono
Delahunt Hobson
DeLauro Hodes
Dent Holdren
Diaz-Balart, L. Holt
Diaz-Balart, M. Honda
Dicks Hooley
Dingell Hoyer
Doggett Hulshof
Donnelly Hunter
Doolittle Doyle
Doyle Drake
Dreier Inglis (SC)
Duncan Inslee
Edwards Israel
Ehlers Issa
Ellison Jackson (IL)
Ellsworth Jackson-Lee
Emanuel (TX)
Emerson Jefferson
Engel Johnson (GA)
English (PA) Johnson (IL)
Eshoo Johnson, E. B.
Etheridge Johnson, Sam
Everett Jones (OH)
Fallin Jordan
Farr Kagen
Fattah Kanjorski
Feeney Kaptur
Ferguson Keller
Forbes Kennedy
Fortenberry Kildee
Fortuño Kilpatrick
Fossella Kind
Foxx King (NY)
Frank (MA) Kingston
Frelinghuysen Kirk
Gallegly Klein (FL)
Garrett (NJ) Kline (MN)
Gerlach Knollenberg
Giffords Kucinich

Neugebauer Sherman
Norton Shimkus
Nunes Shuler
Oberstar Shuster
Obey Simpson
Oliver Sires
Ortiz Skelton
Pallone Slaughter
Pascrell Smith (NE)
Pastor Smith (NJ)
Payne Smith (TX)
Pearce Smith (WA)
Pence Snyder
Perlmutter Solis
Peterson (MN) Souder
Peterson (PA) Space
Petri Spratt
Pickering Stark
Pitts Stearns
Platts Stupak
Poe Sullivan
Pomeroy Sutton
Porter Tanner
Price (GA) Tauscher
Price (NC) Taylor
Pryce (OH) Terry
Putnam Thompson (CA)
Radanovich Thompson (MS)
Rahall Thornberry
Ramstad Tiahrt
Rangel Tiberi
Regula Tierney
Rehberg Towns
Reichert Turner
Renzi Udall (CO)
Reyes Udall (NM)
Reynolds Upton
Rodriguez Van Hollen
Rogers (AL) Velázquez
Rogers (KY) Visclosky
Rogers (MI) Walberg
Rohrabacher Walsh (NY)
Ros-Lehtinen Walden (OR)
Roskam Walsh (NY)
Ross Walz (MN)
Rothman Wamp
Roybal-Allard Wasserman
Royce Schultz
Ruppertsberger Waters
Rush Watson
Ryan (OH) Watt
Ryan (WI) Waxman
Salazar Weiner
Sali Welch (VT)
Sánchez, Linda Weldon (FL)
T. Weller
Sanchez, Loretta Westmoreland
Sarbanes Wexler
Saxton Whitfield
Schakowsky Wicker
Schiff Wilson (NM)
Schmidt Wilson (OH)
Schwartz Wilson (SC)
Scott (GA) Wolf
Scott (VA) Woolsey
Sensenbrenner Wu
Serrano Wynn
Sessions Yarmuth
Sestak Young (AK)
Shays Young (FL)
Shea-Porter

NOT VOTING—12

NOT VOTING—12

Bono Davis, Jo Ann Jindal
Bordallo Faleomavaega Marshall
Brown, Corrine Filner Paul
Cubin Harman Tancredo

So the amendment was not agreed to.

100.24 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment submitted by Mr. LEWIS of Georgia:

At the end of the bill (before the short title) insert the following:

NOES—12

Barton (TX) Franks (AZ) Lewis (CA)
Campbell (CA) Hastert Linder
Deal (GA) Hoekstra McCrery
Flake King (IA) Shadegg

NOT VOTING—12

Bono Davis, Jo Ann Jindal
Bordallo Faleomavaega Marshall
Brown, Corrine Filner Paul
Cubin Harman Tancredo

So the amendment was agreed to.

100.26 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment numbered 62, submitted by Mr. CAMPBELL of California:

At the end of the bill (before the short title), insert the following:

SEC. \_\_\_\_ . None of the funds made available in this Act may be used for the Charles B. Rangel Center for Public Service, City College of New York, NY.

It was decided in the { Yeas ..... 108
negative ..... } Nays ..... 316

100.27 [Roll No. 678]

AYES—108

- Akin Franks (AZ) Myrick
Bachmann Garrett (NJ) Neugebauer
Barrett (SC) Gerlach Nunes
Biggett Gingrey Pearce
Billray Gohmert Pence
Bilirakis Goode Petri
Bishop (UT) Goodlatte Pitts
Blackburn Granger Platts
Brown-Waite, Graves Poe
Ginny Hastert Price (GA)
Buchanan Hastings (WA) Putnam
Buyer Heller Radanovich
Campbell (CA) Hensarling Reichert
Cannon Hoekstra Rogers (MI)
Cantor Hulshof Roskam
Carter Ryan (WI)
Castle Issa Sali
Chabot Jordan Schmidt
Coble Keller Sensenbrenner
Cole (OK) King (IA) Sessions
Conaway Kingston Shadegg
Cooper Kirk Shimkus
Crenshaw Kline (MN) Shuster
Culberson Lamborn Smith (NE)
Davis (KY) Latham Smith (NJ)
Davis, David Lungren, Daniel Smith (TX)
Davis, Tom E. Stearns
Deal (GA) Mack Sullivan
Dent Manullo Terry
Duncan McCarthy (CA) Thornberry
Ehlers McCaul (TX) Walberg
Fallin McHenry Walden (OR)
Feeney McMorris Weldon (FL)
Flake Rodgers Westmoreland
Forbes Mica Wilson (NM)
Fortenberry Miller (FL) Wilson (SC)
Foxy Musgrave Wolf

NOES—316

- Abercrombie Clay Green, Al
Ackerman Cleaver Green, Gene
Aderholt Clyburn Grijalva
Alexander Cohen Gutierrez
Allen Conyers Hall (NY)
Altmire Costa Hall (TX)
Andrews Costello Hare
Arcuri Courtney Hastings (FL)
Baca Cramer Hayes
Bachus Crowley Herger
Baird Cuellar Herseth Sandlin
Baker Cummings Higgins
Baldwin Davis (AL) Hill
Barrow Davis (CA) Hinchey
Bartlett (MD) Davis (IL) Hinojosa
Barton (TX) Davis, Lincoln
Bean DeFazio
Becerra DeGette
Berkley Delahunt
Berman DeLauro
Berry Diaz-Balart, L.
Bishop (GA) Diaz-Balart, M.
Bishop (NY) Dicks
Blumenauer Dingell
Blunt Doggett
Boehner Donnelly
Bonner Doolittle
Boozman Doyle
Boren Drake
Boswell Dreier
Boucher Edwards
Boustany Ellison
Boyd (FL) Ellsworth
Boyd (KS) Emanuel
Brady (PA) Emerson
Brady (TX) Engel
Brady (IA) English (PA)
Brown (SC) Eshoo
Burgess Etheridge
Burton (IN) Everrett
Butterfield Farr
Calvert Fattah
Camp (MI) Fergusson
Capito Fortuño
Capps Fossella
Capuano Frank (MA)
Cardoza Frelinghuysen
Carnahan Gallegly
Carney Giffords
Carson Gilchrest
Castor Gillibrand
Chandler Gillmor
Christensen Gonzalez
Clarke Gordon

- LaTourette
Lee
Levin
Lewis (GA)
Lewis (GA)
Lewis (KY)
Linder
Lipinski
LoBiondo
Loeb sack
Lofgren, Zoe
Lowey
Lucas
Lynch
Mahoney (FL)
Maloney (NY)
Marchant
Markey
Matheson
Matsui
Reichert
McCarthy (NY)
McCollum (MN)
McCotter
McCrery
McDermott
McGovern
McHugh
McIntyre
McKeon
McNerney
McNulty
Meek (FL)
Meeks (NY)
Melancon
Michaud
Miller (MI)
Miller (NC)
Miller, Gary
Miller, George
Mitchell
Mollohan
Moore (KS)
Saxton
Moore (WI)
Moran (KS)
Schiff
Moran (VA)
Murphy (CT)
Murphy, Patrick
Murphy, Tim
Murtha
Nadler
Napolitano
Neal (MA)
Norton
Oberstar
Obey
Oliver
Ortiz
Pallone
Pascarell
Pastor
Payne
Perlmutter
Peterson (MN)
Peterson (PA)
Pickering
Pomeroing
Porter
Price (NC)
Pryce (OH)
Rahall
Ramstad
Rangel
Regula
Rehberg
Renzi
Reyes
Reynolds
Rodriguez
Rogers (AL)
Rogers (KY)
Rohrabacher
Ros-Lehtinen
Ross
Rothman
Roybal-Allard
Royce
Ruppersberger
Rush
Ryan (OH)
Salazar
Sanchez, Linda
T.
Sanchez, Loretta
Sarbanes
Saxton
Schakowsky
Schiff
Schwartz
Scott (GA)
Scott (VA)
Serrano
Sestak
Shays
Shea-Porter
Sherman
Shuler
Simpson
Sires
Skelton
Slaughter
Smith (WA)
Snyder
Solis
Souder
Space
Spratt
Stark
Stupak
Sutton
Tanner
Tauscher
Taylor
Thompson (CA)
Thompson (MS)
Tiahrt
Tiberi
Tierney
Townes
Turner
Udall (CO)
Udall (NM)
Upton
Van Hollen
Velazquez
Visclosky
Walsh (NY)
Walz (MN)
Wamp
Wasserman
Schultz
Waters
Watson
Watt
Waxman
Weiner
Welch (VT)
Weller
Wexler
Whitfield
Wicker
Wilson (OH)
Woolsey
Wu
Wynn
Yarmuth
Young (AK)
Young (FL)

NOT VOTING—12

- Bono Davis, Jo Ann
Bordallo Faleomavaega
Brown, Corrine Filner
Cubin Harman

So the amendment was not agreed to.

100.28 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment numbered 16, submitted by Mr. FLAKE:

At the end of the bill (before the short title), insert the following:

SEC. \_\_\_\_\_. (a) LIMITATION ON USE OF FUNDS.—None of the funds in this Act shall be available for the American Jazz Museum in Kansas City, Missouri, for exhibits, education programs, and an archival project.

(b) CORRESPONDING REDUCTION OF FUNDS.—The amount otherwise provided by this Act for "Institute of Museum and Library Services—Office of Museum and Library Services: Grants and Administration" is hereby reduced by \$200,000.

It was decided in the { Yeas ..... 96
negative ..... } Nays ..... 327

100.29 [Roll No. 679]

AYES—96

- Akin Bishop (UT)
Bachmann Blackburn
Barrett (SC) Boehner
Barrow Boozman
Bartlett (MD) Brady (TX)
Barton (TX) Brown-Waite,
Billray Ginny
Bilirakis Buchanan

- Coble
Conaway
Cooper
Davis (KY)
Davis, David
Deal (GA)
Duncan
Ehlers
Feeney
Flake
Fossella
Franks (AZ)
Gallegly
Garrett (NJ)
Gingrey
Gohmert
Granger
Hall (TX)
Hastert
Heller
Hensarling
Herger
Inglis (SC)
Issa
Johnson, Sam
Jordan
Keller
King (IA)
Kingston
Kline (MN)
Linder
Lungren, Daniel
E.
Mack
Marchant
McCarthy (CA)
McCaul (TX)
McHenry
Mica
Miller (FL)
Musgrave
Myrick
Neugebauer
Nunes
Pearce
Pence
Petri
Pitts
Platts
Poe

NOES—327

- Abercrombie
Ackerman
Aderholt
Alexander
Allen
Altmire
Andrews
Doyle
Baca
Bachus
Baird
Edwards
Ellison
Baldwin
Klein (FL)
Emanuel
Emerson
Berkley
Berman
Berry
Biggett
Bishop (GA)
Bishop (NY)
Blumenauer
Blunt
Bonner
Boren
Boswell
Boucher
Boustany
Boyd (FL)
Boyd (KS)
Brady (PA)
Brady (IA)
Brown (SC)
Burgess
Butterfield
Calvert
Capito
Capps
Capuano
Cardoza
Carnahan
Carney
Carson
Carter
Castor
Chandler
Christensen
Clarke
Clay
Cleaver
Clyburn
Cohen
Cole (OK)
Conyers
Costa
Costello
Courtney
Cramer
Crenshaw
Crowley
Cuellar
Culberson
Cummings
Davis (AL)
Davis (CA)
Davis (IL)
Davis, Lincoln
Davis, Tom
DeFazio
DeGette
Delahunt
DeLauro
Dent
Diaz-Balart, L.
Diaz-Balart, M.
Dicks
Dingell
Doggett
Donnelly
Drake
English (PA)
Eshoo
Etheridge
Everett
Fallin
Farr
Fattah
Fergusson
Forbes
Fortenberry
Fortuño
Foxy
Frank (MA)
Frelinghuysen
Gerlach
LoBiondo
Giffords
Loeb sack
Lofgren, Zoe
Gillibrand
Gillmor
Gonzalez
Lynch
Mahoney (FL)
Maloney (NY)
Manullo
Markey
Matheson
Matsui
McCarthy (NY)
McCollum (MN)
McCotter
McCrery
McDermott
McGovern
McHugh
McIntyre
McKeon
McMorris
Rodgers
McNerney
Hinojosa
Conyers
Hirono
Hobson
Hodes
Hoekstra
Michaud
Holden
Miller (MI)
Miller (NC)
Miller, Gary
Miller, George
Mitchell
Mollohan
Moore (KS)
Moore (WI)
Moran (KS)
Moran (VA)
Murphy (CT)
Murphy, Patrick
Murphy, Tim
Murtha

Nadler
Napolitano
Neal (MA)
Norton
Oberstar
Obey
Oliver
Ortiz
Pallone
Pascrell
Pastor
Payne
Perlmutter
Peterson (MN)
Peterson (PA)
Pickering
Pomeroy
Porter
Price (NC)
Pryce (OH)
Radanovich
Rahall
Rangel
Regula
Rehberg
Reichert
Renzi
Reyes
Reynolds
Rodriguez
Rogers (AL)
Rogers (KY)
Rogers (MI)
Ros-Lehtinen
Ross
Rothman
Roybal-Allard
Ruppersberger

NOT VOTING—13

Bono
Bordallo
Brown, Corrine
Cubin
Davis, Jo Ann
Faleomavaega
Filner
Harman
Jindal
Lamborn
Marshall
Paul
Tancredo

So the amendment was not agreed to.

¶100.30 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment numbered 6, submitted by Mr. JORDAN of Ohio:

At the end of the bill (before the short title), insert the following new section:

SEC. \_\_\_\_ . Each amount appropriated or otherwise made available by this Act that is not required to be appropriated or otherwise made available by a provision of law is hereby reduced by 4.6 percent.

It was decided in the { Yeas ..... 136
negative ..... } Nays ..... 288

¶100.31 [Roll No. 680]

AYES—136

Akin
Bachmann
Bachus
Barrett (SC)
Bartlett (MD)
Biggert
Bilbray
Bishop (UT)
Blackburn
Blunt
Boehner
Bonner
Boozman
Brady (TX)
Brown (SC)
Brown-Waite,
Ginny
Burgess
Burton (IN)
Buyer
Calvert
Camp (MI)
Campbell (CA)
Cannon
Cantor
Carter
Chabot
Coble
Cole (OK)
Conaway
Crenshaw
Culberson
Davis (KY)
Davis, David
Deal (GA)
Diaz-Balart, L.
Diaz-Balart, M.
Drake
Dreier
Duncan
Fallin
Feeney
Flake
Forbes
Fortuño
Ginny
Fossella
Fox
Frank (AZ)
Gallegly
Garrett (NJ)
Gillmor
Gingrey
Gohmert
Goode
Goodlatte
Granger
Graves
Hall (TX)
Hastert
Hastings (WA)
Hayes
Heller
Hensarling
Herger
Hoekstra
Hunter
Inglis (SC)
Issa
Johnson, Sam
Jones (NC)
Jordan
Keller
King (IA)
Kingston
Kline (MN)
Lamborn
Lewis (KY)
Linder
Lucas
Lungren, Daniel
E.
Mack
Mahoney (FL)
Marchant
McCarthy (CA)
McCaul (TX)
McCotter

Thompson (MS)
Tiahrt
Tiberi
Tierney
Towns
Turner
Udall (CO)
Saxton
Schakowsky
Schiff
Schwartz
Scott (GA)
Scott (VA)
Serrano
Sestak
Shays
Shea-Porter
Sherman
Shuler
Simpson
Sires
Skelton
Slaughter
Smith (NJ)
Smith (TX)
Smith (WA)
Snyder
Solis
Souder
Space
Spratt
Stark
Stupak
Sutton
Tanner
Tauscher
Taylor
Thompson (CA)
Thompson (MS)
Tiberi
Tierney
Towns
Turner
Udall (CO)
Udall (NM)
Upton
Van Hollen
Velázquez
Viscosky
Walden (OR)
Walsh (NY)
Walz (MN)
Wamp
Wasserman
Schultz
Waters
Watson
Watt
Waxman
Weiner
Welch (VT)
Weller
Wexler
Whitfield
Wicker
Wilson (NM)
Wilson (OH)
Wolf
Woolsey
Wu
Wynn
Yarmuth
Young (AK)
Young (FL)

Abercrombie

Ackerman
Aderholt
Alexander
Allen
Altmire
Andrews
Arcuri
Baca
Baird
Baker
Baldwin
Barrow
Barton (TX)
Bean
Becerra
Berkley
Berman
Berry
Bilirakis
Bishop (GA)
Bishop (NY)
Blumenauer
Boren
Boswell
Boucher
Boustany
Boyd (FL)
Boyd (KS)
Brady (PA)
Bralley (IA)
Buchanan
Butterfield
Capito
Capps
Capuano
Cardoza
Carnahan
Carney
Carson
Castle
Castor
Chandler
Christensen
Clarke
Clay
Cleaver
Clyburn
Cohen
Conyers
Cooper
Costa
Costello
Courtney
Cramer
Crowley
Cuellar
Cummings
Davis (AL)
Davis (CA)
Davis (IL)
Davis, Lincoln
Davis, Tom
DeFazio
DeGette
Delahunt
DeLauro
Dent
Dicks
Dingell
Doggett
Donnelly
Donnell
Doyle
Edwards
Ehlers
Ellison
Ellsworth
Emanuel
Emerson
Engel
English (PA)
Eshoo
Etheridge
Everett
Farr
Fattah
Ferguson
Fortenberry
Frank (MA)
Frelinghuysen
Gerlach
Giffords
Gilchrest
Gillibrand
Gonzalez
Gordon
Graves
Green, Al
Green, Gene
Grijalva
Gutiérrez
Hall (NY)
Hare
Hastings (FL)
Herseht Sandlin
Higgins
Hill
Hinchev
Hinojosa
Hirono
Hobson
Hodes
Holden
Holt
Honda
Hooley
Hoyer
Hulshof
Inslee
Israel
Jackson (IL)
Jackson-Lee
(TX)
Jefferson
Johnson (GA)
Johnson (IL)
Johnson, E. B.
Jones (OH)
Kagen
Kanjorski
Kaptur
Kennedy
Kildee
Kilpatrick
Kind
King (NY)
Kirk
Klein (FL)
Knollenberg
Kucinich
Kuhl (NY)
LaHood
Lampson
Langevin
Lantos
Larsen (WA)
Larson (CT)
Latham
LaTourette
Lee
Levin
Lewis (CA)
Lewis (GA)
Lipinski
LoBiondo
Loeb
Loeb
Lofgren, Zoe
Lowe
Lynch

NOES—288

Pitts
Poe
Price (GA)
Putnam
Radanovich
Reynolds
Rogers (KY)
Rogers (MI)
Rohrabacher
Moran (KS)
Ros-Lehtinen
Roskam
Royce
Ryan (WI)
Sali
Schmidt
Sensenbrenner
Sessions
Shadegg
Shimkus
Shuler
Shuster
Smith (NE)
Smith (TX)
Stearns
Sullivan
Taylor
Terry
Thornberry
Tiahrt
Walberg
Wamp
Weldon (FL)
Westmoreland
Wilson (SC)

Maloney (NY)
Markey
Matheson
Matsui
McCarthy (NY)
McCollum (MN)
McDermott
McGovern
McHugh
McIntyre
McNerney
McNulty
Meek (FL)
Meeks (NY)
Melancon
Michaud
Miller (NC)
Miller, George
Mitchell
Mollohan
Moore (KS)
Moore (WI)
Moran (VA)
Murphy (CT)
Murphy, Patrick
Murphy, Tim
Murtha
Nadler
Napolitano
Neal (MA)
Norton
Oberstar
Obey
Oliver
Ortiz
Pallone
Pascrell
Pastor
Payne
Perlmutter
Peterson (MN)
Peterson (PA)
Platts
Pomeroy
Porter
Price (NC)
Pryce (OH)
Rahall
Ramstad
Rangel
Regula
Rehberg
Reichert
Renzi
Reyes
Rodriguez
Rogers (AL)
Ross
Rothman
Roybal-Allard
Ruppersberger
Rush
Ryan (OH)
Salazar
Sanchez, Linda
T.
Sanchez, Loretta
Sarbanes
Saxton
Schakowsky
Schiff
Schwartz
Scott (GA)
Scott (VA)
Serrano
Sestak
Shays
Shea-Porter
Sherman
Simpson

Sires
Skelton
Slaughter
Smith (NJ)
Smith (WA)
Snyder
Solis
Souder
Space
Spratt
Stark
Stupak
Sutton
Tanner
Tauscher
Thompson (CA)
Thompson (MS)
Tiberi
Tierney
Towns
Turner
Udall (CO)
Udall (NM)
Upton
Van Hollen
Velázquez
Viscosky
Walden (OR)
Walsh (NY)
Walz (MN)
Wasserman
Schultz
Waters
Watson

NOT VOTING—12

Bono
Bordallo
Brown, Corrine
Cubin
Davis, Jo Ann
Faleomavaega
Filner
Harman
Jindal
Marshall
Paul
Tancredo

So the amendment was not agreed to.

¶100.32 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment numbered 4, submitted by Mr. PRICE of Georgia:

At the end of the bill (before the short title), insert the following new section:

SEC. \_\_\_\_ . Appropriations made in this Act are hereby reduced in the amount of \$1,517,480,000.

It was decided in the { Yeas ..... 165
negative ..... } Nays ..... 256

¶100.33 [Roll No. 681]

AYES—165

Akin
Altmire
Bachmann
Bachus
Baker
Barrett (SC)
Bartlett (MD)
Barton (TX)
Bean
Biggert
Bilbray
Bilirakis
Bishop (UT)
Blackburn
Blunt
Boehner
Bonner
Boozman
Brady (TX)
Brown (SC)
Brown-Waite,
Ginny
Buchanan
Burgess
Hunter
Burton (IN)
Buyer
Calvert
Camp (MI)
Campbell (CA)
Cannon
Cantor
Carney
Carter
Castle
Chabot
Coble
Cole (OK)
Conaway
Crenshaw
Culberson
Davis (KY)
Davis, David
Davis, Tom
Deal (GA)
Diaz-Balart, L.
Diaz-Balart, M.
Donnelly
Drake
Dreier
Duncan
English (PA)
Fallin
Feeney
Flake
Forbes
Fortuño
Fossella
Fox
Frank (AZ)
Gallegly
Garrett (NJ)
Gillmor
Gingrey
Gohmert
Goode
Goodlatte
Granger
Graves
Hall (TX)
Hastert
Hastings (WA)
Hayes
Heller
Hensarling
Herger
Hoekstra
Hulshof
Hunter
Inglis (SC)
Issa
Johnson, Sam
Jones (NC)
Jordan
Keller
King (IA)
Kingston
Kline (MN)
Knollenberg
Lamborn
Lampson
Latham
Lewis (KY)
Linder
Lucas
Lungren, Daniel
E.
Mack
Mahoney (FL)
Manzullo
Marchant
Matheson
McCarthy (CA)
McCaul (TX)
McCotter
McKeon
McMorris
Rodgers
Mica
Miller (FL)
Miller (MI)
Miller, Gary
Mitchell
Moran (KS)
Musgrave
Myrick
Neugebauer
Nunes
Pearce
Pence
Peterson (PA)
Petri
Pickering
Pitts
Poe
Price (GA)
Pryce (OH)
Putnam
Radanovich
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrabacher
Ros-Lehtinen
Roskam
Royce
Ryan (WI)
Sali
Schmidt
Sensenbrenner
Sessions
Shadegg
Shimkus
Shuler
Shuster
Smith (NE)
Smith (TX)
Souder
Stearns
Sullivan
Tanner
Taylor
Terry
Thornberry
Tiahrt
Tiberi
Upton
Walberg
Walden (OR)

Wamp  
Weldon (FL)  
Westmoreland

Whitfield  
Wicker  
Wilson (SC)

Young (FL)

100.34 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment numbered 23, submitted by Mrs. MUSGRAVE:

At the end of the bill (before the short title), insert the following new section:

SEC. \_\_\_\_ Each amount appropriated or otherwise made available by this Act that is not required to be appropriated or otherwise made available by a provision of law is hereby reduced by 0.5 percent.

It was decided in the { Yeas ..... 177  
negative ..... } Nays ..... 245

100.35 [Roll No. 682]

AYES—177

Abercrombie  
Ackerman  
Aderholt  
Alexander  
Allen  
Andrews  
Arcuri  
Baca  
Baird  
Baldwin  
Barrow  
Becerra  
Berkley  
Berman  
Berry  
Bishop (GA)  
Bishop (NY)  
Blumenauer  
Boren  
Boswell  
Boucher  
Boustany  
Boyd (FL)  
Boyd (KS)  
Brady (PA)  
Braley (IA)  
Butterfield  
Capito  
Capps  
Capuano  
Cardoza  
Carnahan  
Carson  
Castor  
Chandler  
Christensen  
Clarke  
Clay  
Cleaver  
Clyburn  
Cohen  
Conyers  
Cooper  
Costa  
Costello  
Courtney  
Cramer  
Crowley  
Cuellar  
Cummings  
Davis (AL)  
Davis (CA)  
Davis (IL)  
Davis, Lincoln  
DeFazio  
DeGette  
DeLahunt  
DeLauro  
Dent  
Dicks  
Dingell  
Doggett  
Doolittle  
Doyle  
Edwards  
Ehlers  
Ellison  
Ellsworth  
Emanuel  
Emerson  
Engel  
Eshoo  
Etheridge  
Everett  
Farr  
Fattah  
Ferguson  
Fortenberry  
Frank (MA)  
Frelinghuysen  
Gerlach  
Giffords  
Gilchrest  
Gillibrand  
Gonzalez  
Gordon  
Green, Al

Green, Gene  
Grijalva  
Gutierrez  
Hall (NY)  
Hare  
Hastings (FL)  
Hersteth Sandlin  
Higgins  
Hill  
Hinchev  
Hinojosa  
Hirono  
Hobson  
Hodes  
Holden  
Holt  
Honda  
Hooley  
Hoyer  
Inslee  
Israel  
Jackson (IL)  
Jackson-Lee (TX)  
Jefferson  
Johnson (GA)  
Johnson (IL)  
Johnson, E. B.  
Jones (OH)  
Kagen  
Kanjorski  
Kaptur  
Kennedy  
Kildee  
Kilpatrick  
Kind  
King (NY)  
Kirk  
Klein (FL)  
Kucinich  
Kuhl (NY)  
LaHood  
Langevin  
Lantos  
Larsen (WA)  
Larsen (CT)  
LaTourette  
Lee  
Levin  
Lewis (CA)  
Lewis (GA)  
Lipinski  
LoBiondo  
Loebsack  
Lowe  
Lynch  
Maloney (NY)  
Markey  
Matsui  
McCarthy (NY)  
McCollum (MN)  
McDermott  
McGovern  
McHugh  
McIntyre  
McNerney  
McNulty  
Meek (FL)  
Meeks (NY)  
Melancon  
Michaud  
Miller (NC)  
Mollohan  
Moore (KS)  
Moore (WI)  
Moran (VA)  
Murphy (CT)  
Murphy, Patrick  
Murphy, Tim  
Murtha  
Nadler  
Napolitano  
Neal (MA)  
Norton  
Oberstar  
Obey  
Olver

Ortiz  
Pallone  
Pascrell  
Pastor  
Payne  
Perlmutter  
Peterson (MN)  
Platts  
Pomeroy  
Porter  
Price (NC)  
Rahall  
Ramstad  
Rangel  
Regula  
Rehberg  
Reichert  
Renzi  
Reyes  
Rodriguez  
Ross  
Rothman  
Roybal-Allard  
Ruppersberger  
Rush  
Ryan (OH)  
Salazar  
Sanchez, Linda  
T.  
Sanchez, Loretta  
Sarbanes  
Saxton  
Schakowsky  
Schiff  
Schwartz  
Scott (GA)  
Scott (VA)  
Serrano  
Sestak  
Shays  
Shea-Porter  
Sherman  
Simpson  
Sires  
Skelton  
Slaughter  
Smith (NJ)  
Smith (WA)  
Snyder  
Solis  
Spratt  
Stark  
Stupak  
Sutton  
Tauscher  
Thompson (CA)  
Thompson (MS)  
Tierney  
Towns  
Udall (CO)  
Udall (NM)  
Van Hollen  
Velázquez  
Visclosky  
Walsh (NY)  
Walz (MN)  
Wasserman  
Schultz  
Waters  
Watson  
Watt  
Waxman  
Weiner  
Welch (VT)  
Weller  
Wexler  
Wilson (NM)  
Wilson (OH)  
Wolf  
Woolsey  
Wu  
Wynn  
Yarmuth  
Young (AK)

Aderholt  
Akin  
Altmire  
Bachmann  
Bachus  
Baker  
Barrett (SC)  
Bartlett (MD)  
Barton (TX)  
Bean  
Biggart  
Bilbray  
Bilirakis  
Bishop (UT)  
Blackburn  
Blunt  
Boehner  
Bonner  
Boozman  
Brady (TX)  
Brown (SC)  
Brown-Waite,  
Ginny  
Buchanan  
Burgess  
Burton (IN)  
Buyer  
Calvert  
Camp (MI)  
Campbell (CA)  
Cannon  
Cantor  
Carney  
Carter  
Castle  
Chabot  
Coble  
Cole (OK)  
Conaway  
Crenshaw  
Curberson  
Davis (KY)  
Davis, David  
Davis, Tom  
Deal (GA)  
Diaz-Balart, L.  
Diaz-Balart, M.  
Donnelly  
Drake  
Dreier  
Duncan  
Ellsworth  
English (PA)  
Fallin  
Feeney  
Flake  
Forbes  
Fortenberry  
Fortuono  
Fossella

Fox  
Franks (AZ)  
Frelinghuysen  
Gallegly  
Garrett (NJ)  
Giffords  
Gillmor  
Gingrey  
Gohmert  
Goode  
Goodlatte  
Granger  
Graves  
Hall (TX)  
Hastert  
Hastings (WA)  
Hayes  
Heller  
Hensarling  
Herger  
Hill  
Hobson  
Hoekstra  
Hulshof  
Hunter  
Inglis (SC)  
Issa  
Johnson, Sam  
Jones (NC)  
Jordan  
Keller  
King (IA)  
Kingston  
Kirk  
Kline (MN)  
Knollenberg  
Lamborn  
Lampson  
Latham  
Lewis (KY)  
Linder  
Lucas  
Lungren, Daniel  
E.  
Mack  
Mahoney (FL)  
Manzullo  
Marchant  
Matheson  
McCarthy (CA)  
McCaul (TX)  
McCotter  
McCrary  
McHenry  
McKeon  
McMorris  
Rodgers  
McNerney  
Melancon  
Mica

Miller (FL)  
Miller (MI)  
Miller, Gary  
Mitchell  
Moran (KS)  
Musgrave  
Myrick  
Neugebauer  
Nunes  
Pearce  
Pence  
Peterson (PA)  
Petri  
Pickering  
Pitts  
Poe  
Price (GA)  
Pryce (OH)  
Putnam  
Radanovich  
Reynolds  
Rogers (AL)  
Rogers (KY)  
Rogers (MI)  
Rohrabacher  
Ros-Lehtinen  
Roskam  
Royce  
Ryan (WI)  
Sali  
Schmidt  
Sensenbrenner  
Sessions  
Shadegg  
Shays  
Shimkus  
Shuler  
Shuster  
Smith (NE)  
Smith (TX)  
Souder  
Stearns  
Sullivan  
Tanner  
Taylor  
Terry  
Thornberry  
Tiahrt  
Tiberi  
Upton  
Walberg  
Walden (OR)  
Wamp  
Weldon (FL)  
Westmoreland  
Whitfield  
Wicker  
Wilson (SC)  
Wolf  
Young (FL)

Cramer  
Crowley  
Cuellar  
Cummings  
Davis (AL)  
Davis (CA)  
Davis (IL)  
Davis, Lincoln  
DeFazio  
DeGette  
DeLahunt  
DeLauro  
Dent  
Dicks  
Dingell  
Doggett  
Doolittle  
Doyle  
Edwards  
Ehlers  
Ellison  
Emanuel  
Emerson  
Engel  
Eshoo  
Etheridge  
Everett  
Farr  
Fattah  
Ferguson  
Frank (MA)  
Gerlach  
Gilchrest  
Gillibrand  
Gonzalez  
Gordon  
Green, Al  
Green, Gene  
Grijalva  
Gutierrez  
Hall (NY)  
Hare  
Hastings (FL)  
Hersteth Sandlin  
Higgins  
Hirono  
Hobson  
Hodes  
Holden  
Holt  
Honda  
Hooley  
Hoyer  
Inslee  
Israel  
Jackson (IL)  
Jackson-Lee (TX)  
Jefferson  
Johnson (GA)  
Johnson (IL)  
Johnson, E. B.  
Jones (OH)  
Kagen  
Kanjorski  
Kaptur  
Kennedy

Kildee  
Kilpatrick  
Kind  
King (NY)  
Klein (FL)  
Kucinich  
Kuhl (NY)  
LaHood  
Langevin  
Lantos  
Larsen (WA)  
Larsen (CT)  
LaTourette  
Lee  
Levin  
Lewis (CA)  
Lewis (GA)  
Lipinski  
LoBiondo  
Loebsack  
Lowe  
Lynch  
Maloney (NY)  
Markey  
Matsui  
McCarthy (NY)  
McCollum (MN)  
McDermott  
McGovern  
McHugh  
McIntyre  
McNulty  
Meek (FL)  
Meeks (NY)  
Michaud  
Miller (NC)  
Mollohan  
Moore (KS)  
Moore (WI)  
Moran (VA)  
Murphy (CT)  
Murphy, Patrick  
Murphy, Tim  
Murtha  
Nadler  
Napolitano  
Neal (MA)  
Norton  
Oberstar  
Obey  
Olver  
Ortiz  
Pallone  
Pascrell  
Pastor  
Payne  
Perlmutter  
Peterson (MN)  
Platts  
Pomeroy  
Porter  
Price (NC)  
Rahall  
Ramstad  
Rangel  
Regula  
Rehberg  
Reichert

Renzi  
Reyes  
Rodriguez  
Ross  
Rothman  
Roybal-Allard  
Ruppersberger  
Rush  
Ryan (OH)  
Salazar  
Sanchez, Linda  
T.  
Sanchez, Loretta  
Sarbanes  
Saxton  
Schakowsky  
Schiff  
Schwartz  
Scott (GA)  
Scott (VA)  
Serrano  
Sestak  
Shea-Porter  
Sherman  
Simpson  
Sires  
Skelton  
Slaughter  
Smith (NJ)  
Smith (WA)  
Snyder  
Solis  
Space  
Spratt  
Stark  
Stupak  
Sutton  
Tauscher  
Thompson (CA)  
Thompson (MS)  
Tierney  
Towns  
Turner  
Udall (CO)  
Udall (NM)  
Van Hollen  
Velázquez  
Visclosky  
Walsh (NY)  
Walz (MN)  
Wasserman  
Schultz  
Waters  
Watson  
Watt  
Waxman  
Weiner  
Welch (VT)  
Weller  
Wexler  
Wilson (NM)  
Wilson (OH)  
Woolsey  
Wu  
Wynn  
Yarmuth  
Young (AK)

NOT VOTING—14

Bono  
Bordallo  
Brown, Corrine  
Cubin  
Davis, Jo Ann  
Faleomavaega  
Filner  
Harman  
Jindal  
Lofgren, Zoe  
Marshall  
Miller, George  
Paul  
Tancredo

So the amendment was not agreed to.

Bono  
Bordallo  
Brown, Corrine  
Cubin  
Davis, Jo Ann

Faleomavaega  
Filner  
Harman  
Jindal  
Lofgren, Zoe

Marshall  
Miller, George  
Paul  
Space  
Tancredo

Abercrombie  
Ackerman  
Alexander  
Allen  
Andrews  
Arcuri  
Baca  
Baird  
Baldwin  
Barrow  
Becerra  
Berkley  
Berman  
Berry  
Bishop (GA)

Bishop (NY)  
Blumenauer  
Boren  
Boswell  
Boucher  
Boustany  
Boyd (FL)  
Boyd (KS)  
Brady (PA)  
Braley (IA)  
Butterfield  
Capito  
Capps  
Capuano  
Cardoza

Carnahan  
Carson  
Castor  
Chandler  
Christensen  
Clarke  
Clay  
Cleaver  
Clyburn  
Cohen  
Conyers  
Cooper  
Costa  
Costello  
Courtney

100.36 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment numbered 7, submitted by Mr. CAMP-BELL of California:

At the end of the bill (before the short title), insert the following new section:

SEC. \_\_\_\_ Each amount appropriated or otherwise made available by this Act that is not required to be appropriated or otherwise made available by a provision of law is hereby reduced by 0.25 percent.

So the amendment was not agreed to.

It was decided in the { Yeas ..... 177
negative ..... } Nays ..... 245

¶100.37 [Roll No. 683]

AYES—177

- Aderholt Fossella Miller (MI)
Akin Fossella Miller, Gary
Altmire Franks (AZ) Mitchell
Bachmann Frelinghuysen Moran (KS)
Bachus Gallegly Musgrave
Baker Garrett (NJ) Myrick
Barrett (SC) Giffords Neugebauer
Bartlett (MD) Gillmor Nunes
Barton (TX) Gingrey Pearce
Bean Gohmert Pence
Biggett Goode Peterson (PA)
Billbray Goodlatte Petri
Bilirakis Granger Pickering
Bishop (UT) Graves Pitts
Blackburn Hall (TX) Poe
Blunt Hastert Price (GA)
Boehner Hastings (WA) Pryce (OH)
Bonner Hayes Putnam
Boozman Heller Radanovich
Brady (TX) Hensarling Reynolds
Brown (SC) Hergert Rogers (AL)
Brown-Waite, Hill Rogers (KY)
Ginny Hoekstra Rogers (MI)
Buchanan Hulshof Rohrabacher
Burgess Hunter Ros-Lehtinen
Burton (IN) Inglis (SC) Roskam
Buyer Issa Royce
Calvert Johnson, Sam Ryan (WI)
Camp (MI) Jones (NC) Sali
Campbell (CA) Jordan Schmidt
Cannon Keller Sensenbrenner
Cantor King (IA) Sessions
Carney Kingston Shadegg
Carter Kirk Shays
Castle Kline (MN) Shimkus
Chabot Knollenberg Shuler
Coble Lamborn Shuster
Cole (OK) Lampson Smith (NE)
Conaway Latham Smith (TX)
Crenshaw Lewis (KY) Souder
Culberson Linder Stearns
Davis (KY) Lucas Sullivan
Davis, David Lungren, Daniel
Davis, Tom E. Taylor
Deal (GA) Mack Terry
Diaz-Balart, L. Mahoney (FL) Thornberry
Diaz-Balart, M. Manzullo Tiahrt
Donnelly Marchant Tiberi
Drake Matheson Upton
Dreier McCarthy (CA) Walberg
Duncan McCaul (TX) Walden (OR)
Ellsworth McCotter Wamp
Emerson McCrery Weldon (FL)
English (PA) McHenry Weller
Fallin McKeon Westmoreland
Feeney McMorris Whitfield
Flake Rodgers Wicker
Forbes McNerney Wilson (SC)
Fortenberry Mica Wolf
Fortuño Miller (FL) Young (FL)

NOES—245

- Abercrombie Carson Doyle
Ackerman Castor Edwards
Alexander Chandler Ehlers
Allen Christensen Ellison
Andrews Clarke Emanuel
Arcuri Clay Engel
Baca Cleaver Eshoo
Baird Clyburn Etheridge
Baldwin Cohen Everett
Barrow Conyers Farr
Becerra Cooper Fattah
Berkley Costa Ferguson
Berman Costello Frank (MA)
Berry Courtney Gerlach
Bishop (GA) Cramer Gilchrest
Bishop (NY) Crowley Gillibrand
Blumenauer Cuellar Gonzalez
Boren Cummings Gordon
Boswell Davis (AL) Green, Al
Boucher Davis (CA) Green, Gene
Boustany Davis (IL) Grijalva
Boyd (FL) Davis, Lincoln Gutierrez
Boyd (KS) DeFazio Hall (NY)
Brady (PA) DeGette Hare
Braley (IA) Delahunt Hastings (FL)
Butterfield DeLauro Herseth Sandlin
Capito Dent Higgins
Capps Dicks Hinchey
Capuano Dingell Hinojosa
Cardoza Doggett Hirono
Carnahan Doolittle Hobson

- Hodes Meek (FL) Schakowsky
Holden Meeks (NY) Schiff
Holt Melancon Schwartz
Honda Michaud Scott (GA)
Hooley Miller (NC) Scott (VA)
Hoyer Mollohan Serrano
Inslee Moore (KS) Sestak
Israel Moore (WI) Shea-Porter
Jackson (IL) Moran (VA) Sherman
Jackson-Lee Jackson-Lee (TX) Simpson
Murphy (CT) Sires
Murphy, Patrick Skelton
Murphy, Tim Slaughter
Nadler Smith (NJ)
Napolitano Smith (WA)
Neal (MA) Snyder
Norton Solis
Oberstar Space
Obey Spratt
Olver Stark
Ortiz Stupak
Pallone Sutton
Pascrell Tauscher
Pastor Thompson (CA)
Payne Payne Thompson (MS)
Perlmutter Tierney
Peterson (MN) Towns
Platts Turner
Pomeroy Udall (CO)
Porter Udall (NM)
Price (NC) Van Hollen
Rahall Jordan
Ramstad Velazquez
Rangel Visclosky
Regula Walsh (NY)
Rehberg Walz (MN)
Reichert Wasserman
Renzi Schultz
Reyes Waters
Rodriguez Watson
Ross Watt
Rothman Waxman
Roybal-Allard Weiner
Ruppersberger Welch (VT)
Rush Wexler
Ryan (OH) Wilson (NM)
Salazar Wilson (OH)
Sanchez, Linda Woolsey
T. Wu
Sanchez, Loretta Wynn
Sarbanes Yarmuth
Saxton Young (AK)

NOT VOTING—14

- Bono Faleomavaega Marshall
Bordallo Finer Miller, George
Brown, Corrine Harman Paul
Cubin Jindal Tancredo
Davis, Jo Ann Lofgren, Zoe

So the amendment was not agreed to.

¶100.38 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment numbered 67, submitted by Mr. PENCE:

At the end of the bill (before the short title), insert the following:

SEC. \_\_\_\_\_. None of the funds made available under this Act shall be available to Planned Parenthood for any purpose under title X of the Public Health Services Act.

It was decided in the { Yeas ..... 189
negative ..... } Nays ..... 231

¶100.39 [Roll No. 684]

AYES—189

- Aderholt Boustany Crenshaw
Akin Brady (TX) Culberson
Alexander Brown (SC) Davis (KY)
Bachmann Buchanan Davis, David
Bachus Burgess Davis, Lincoln
Baker Burton (IN) Deal (GA)
Barrett (SC) Buyer Diaz-Balart, L.
Bartlett (MD) Calvert Diaz-Balart, M.
Barton (TX) Camp (MI) Donnelly
Billbray Campbell (CA) Doolittle
Bilirakis Cannon Drake
Bishop (UT) Cantor Dreier
Blackburn Carter Duncan
Blunt Chabot Ehlers
Boehner Coble Ellsworth
Bonner Cole (OK) Emerson
Boozman Conaway English (PA)
Boren Costello Fallin

- Feeney LoBiondo Reichert
Ferguson Lucas Renzi
Flake Lungren, Daniel Rogers (AL)
Forbes E. Rogers (KY)
Fortenberry Mack Rogers (MI)
Fortuño Manzullo Rohrabacher
Fossella Marchant Ros-Lehtinen
Foxy McCarthy (CA) Roskam
Franks (AZ) McCaul (TX) Royce
Gallegly McCotter Ryan (WI)
Garrett (NJ) McCrery Sali
Gillmor McHenry Saxton
Gingrey McHugh Schmidt
Goode McIntyre Sensenbrenner
Goodlatte McKeon Sessions
Graves McMorris Shadegg
Hall (TX) Rodgers Shimkus
Hastert Melancon Shuler
Hastings (WA) Mica Simpson
Hayes Miller (FL) Miller (MI) Skelton
Heller Miller (MI) Smith (NE)
Hensarling Miller, Gary Smith (NJ)
Hergert Mollohan Smith (TX)
Hoekstra Moran (KS) Souder
Hulshof Murphy, Tim Stearns
Hunter Musgrave Sullivan
Inglis (SC) Myrick Taylor
Issa Neugebauer Terry
Johnson (IL) Nunes Thornberry
Johnson, Sam Ortiz
Jones (NC) Pearce Tiahrt
Jordan Pence Tiberi
Keller Peterson (MN) Turner
Kangel (IA) Peterson (PA) Walberg
King (IA) Petri Walsh (NY)
King (NY) Pickering Wamp
Kingston Kline (MN) Pitts Weldon (FL)
Knollenberg Platts Weller
Kuhl (NY) Kuhl (NY) Westmoreland
LaHood Porter Whitfield
Lamborn Price (GA) Wicker
Latham Putnam Wilson (OH)
LaTourette Radanovich Wilson (SC)
Lewis (KY) Rahall Wolf
Linder Regula Young (AK)
Lipinski Rehberg Young (FL)

NOES—231

- Abercrombie Davis (AL) Israel
Ackerman Davis (CA) Jackson (IL)
Allen Davis (IL) Jackson-Lee
Altmire Davis, Tom (TX)
Andrews DeFazio Jefferson
Arcuri DeGette Johnson (GA)
Baca Delahunt Johnson, E. B.
Baird DeLauro Jones (OH)
Baldwin Dent Kagen
Barrow Dicks Kanjorski
Bean Dingell Kaptur
Becerra Doggett Kennedy
Berkley Doyle Kildee
Berman Edwards Kilpatrick
Berry Ellison Kind
Biggett Emanuel Kirk
Bishop (GA) Engel Klein (FL)
Bishop (NY) Eshoo Kucinich
Blumenauer Etheridge Lampson
Boswell Everett Langevin
Boucher Farr Lantos
Boyd (FL) Fattah Larsen (WA)
Boyd (KS) Boyd (KS) Frank (MA)
Brady (PA) Frelinghuysen Larson (CT)
Braley (IA) Gerlach Levin
Brown-Waite, Giffords Lewis (CA)
Ginny Gilchrest Lewis (GA)
Butterfield Gillibrand Loeb sack
Capito Gonzalez Lowey
Capps Gordon Lynch
Capuano Granger Mahoney (FL)
Cardoza Green, Al Maloney (NY)
Carnahan Green, Gene Markey
Carney Grijalva Matheson
Carson Gutierrez Matsui
Castle Hall (NY) McCarthy (NY)
Castor Hare McCollum (MN)
Chandler Hastings (FL) McDermott
Christensen Herseth Sandlin McGovern
Clarke Higgins McMorris
Clay Hill McNulty
Cleaver Hinchey Meek (FL)
Clyburn Hinojosa Meeks (NY)
Cohen Hirono Michaud
Conyers Hobson Miller (NC)
Cooper Hodes Mitchell
Costa Holden Moore (KS)
Courtney Holt Moore (WI)
Cramer Honda Moran (VA)
Crowley Hooley Murphy (CT)
Cuellar Hoyer Murphy, Patrick
Cummings Inslee Murtha

Nadler	Sánchez, Linda	Thompson (MS)
Napolitano	T.	Tierney
Neal (MA)	Sanchez, Loretta	Towns
Norton	Sarbanes	Udall (CO)
Oberstar	Schakowsky	Udall (NM)
Obey	Schiff	Upton
Oliver	Schwartz	Van Hollen
Pallone	Scott (GA)	Velázquez
Pascarell	Scott (VA)	Visclosky
Pastor	Serrano	Walden (OR)
Payne	Sestak	Walz (MN)
Perlmutter	Shays	Wasserman
Pomeroy	Shea-Porter	Schultz
Price (NC)	Sherman	Waters
Pryce (OH)	Sires	Watson
Ramstad	Slaughter	Watt
Rangel	Smith (WA)	Waxman
Reyes	Snyder	Weiner
Reynolds	Solis	Welch (VT)
Rodriguez	Space	Wexler
Ross	Spratt	Wilson (NM)
Rothman	Stark	Woolsey
Roybal-Allard	Stupak	Wu
Ruppersberger	Sutton	Wynn
Rush	Tanner	Yarmuth
Ryan (OH)	Tauscher	
Salazar	Thompson (CA)	

## NOT VOTING—16

Bono	Filner	Miller, George
Bordallo	Gohmert	Paul
Brown, Corrine	Harman	Shuster
Cubin	Jindal	Tancredo
Davis, Jo Ann	Lofgren, Zoe	
Faleomavaega	Marshall	

So the amendment was not agreed to.

After some further time,

The SPEAKER pro tempore, Mr. HASTINGS of Florida, assumed the Chair.

When Mrs. TAUSCHER, Chairman, reported that the Committee, having had under consideration said bill, had directed her to report the same back to the House with sundry amendments adopted by the Committee with the recommendation that the amendments be agreed to and that the bill, as amended, do pass.

Pursuant to House Resolution 547, the previous question was ordered on the amendments and the bill.

The following amendments, reported from the Committee of the Whole House on the state of the Union, were agreed to:

Page 25, line 22, after the first dollar amount, insert “(reduced by \$2,500,000)”.

Page 33, line 25, after the dollar amount, insert “(increased by \$2,500,000)”.

Page 25, line 22, after the first dollar amount, insert “(reduced by \$2,000,000)”.

Page 84, line 24, after the dollar amount, insert “(increased by \$2,000,000)”.

Page 84, line 25, after the dollar amount, insert “(increased by \$2,000,000)”.

Page 25, line 22, after the first dollar amount, insert “(reduced by \$500,000)”.

Page 107, line 14, after the dollar amount, insert “(increased by \$500,000)”.

Page 33, line 25, after the dollar amount, insert the following: “(increased by \$3,500,000)”.

Page 38, line 18, after the dollar amount, insert the following: “(reduced by \$3,500,000)”.

Page 39, line 17, after the dollar amount, insert the following: “(increased by \$3,500,000)”.

Page 35, line 6, after the dollar amount insert “(increased by \$11,037,000)”.

Page 42, line 13, after the dollar amount, insert “(reduced by \$175,000)”.

Page 58, line 21, insert after the dollar amount the following: “(increased by \$21,000,000)”.

Page 60, line 12, insert after the dollar amount the following: “(increased by \$21,000,000)”.

Page 60, line 13, insert after the dollar amount the following: “(increased by \$15,00,000)”.

Page 60, line 15, insert after the dollar amount the following: “(increased by \$6,000,000)”.

Page 63, line 4, insert after the first dollar amount the following: “(reduced by \$21,000,000)”.

Page 63, line 4, after the first dollar amount, insert “(reduced by \$10,000,000) (increased by \$10,000,000)”.

Page 77, line 6, after the dollar amount, insert “(reduced by \$46,500,000)”.

Page 77, line 7, after the dollar amount, insert “(reduced by \$46,500,000)”.

Page 83, line 14, after the dollar amount, insert “(increased by \$46,500,000)”.

Page 83, line 15, after the dollar amount, insert “(increased by \$46,500,000)”.

Page 83, line 17, after the dollar amount, insert “(increased by \$46,500,000)”.

Page 84, line 24, after the aggregate dollar amount insert “(increased by \$50,000,000)”.

Page 92, line 17, after the first dollar amount insert “(reduced by \$50,000,000)”.

Page 90, line 7, increase the first dollar amount by \$100,000,000.

Page 90, line 7, further increase the first dollar amount by \$25,000,000.

Page 92, line 17, reduce the first dollar amount by \$125,000,000.

At the end of the bill (before the short title), insert the following:

SEC. \_\_\_\_\_. None of the funds made available in this Act may be used to pay the basic pay of any individual serving as Deputy Commissioner of Social Security, Social Security Administration, whose appointment to such position has not been confirmed by a vote of the Senate pursuant to section 702(b)(1) of the Social Security Act.

At the end of the bill (before the short title), insert the following:

## TITLE VI

## ADDITIONAL GENERAL PROVISIONS

SEC. 601. None of the funds made available in this Act may be used to establish or implement any requirement that individuals receive vaccination for human papillomavirus (HPV) as a condition of school admittance or matriculation.

Page 125, after line 2, insert the following:

SEC. 522. The amounts otherwise provided by this Act are revised by reducing the amount made available for “DEPARTMENT OF LABOR—Departmental Management—Salaries and Expenses”, and increasing the amount made available for “DEPARTMENT OF EDUCATION—School Improvement Programs” (for activities authorized by part B of title II of the Elementary and Secondary Education Act of 1965), by \$15,665,760.

At the end of the bill (before the short title) insert the following:

## TITLE VI

## ADDITIONAL GENERAL PROVISIONS

SEC. 601. None of the funds made available in this Act may be used by the Centers for Medicare & Medicaid Services to implement the final rule published on March 30, 2007, on page 15275 of volume 72, Federal Register (relating to section 482.82(b) of title 42, Code of Federal Regulations).

At the end of the bill (before the short title) insert the following:

SEC. \_\_\_\_\_. None of the funds made available by this Act may be used to carry out the evaluation of the Upward Bound program described in the absolute priority for Upward Bound Program participant selection and evaluation published by the Department of Education in the Federal Register on September 22, 2006 (71 Fed. Reg. 55447 et seq.).

At the end of the bill (before the short title), insert the following:

SEC. \_\_\_\_\_. The amount otherwise provided in this Act for “DEPARTMENT OF EDUCATION—DEPARTMENTAL MANAGEMENT—Office of Civil Rights” is hereby de-

creased by \$2,000,000 and increased by \$2,000,000.

At the end of the bill (before the short title), insert the following:

SEC. \_\_\_\_\_. The amount otherwise provided in this Act for “DEPARTMENT OF EDUCATION—EDUCATION FOR THE DISADVANTAGED” is hereby decreased by \$2,000,000 and increased by \$2,000,000.

At the end of the bill (before the short title), insert the following:

SEC. \_\_\_\_\_. (a) None of the funds made available in this Act may be used to carry out the Entertainment Education Program of the Centers for Disease Control and Prevention.

(b) None of the funds made available in this Act may be used for the Ombudsman Program of the Centers for Disease Control and Prevention.

(c) None of the funds made available in this Act may be used by the Centers for Disease Control and Prevention to provide additional rotating pastel lights, zero-gravity chairs, or dry-heat saunas for its fitness center.

At the end of the bill (before the short title), insert the following:

SEC. \_\_\_\_\_. None of the funds made available in this Act may be used to purchase light bulbs unless the light bulbs have the “ENERGY STAR” designation.

Page 125, after line 2, insert the following:

SEC. 522. None of the funds made available in this Act may be used to send or otherwise pay for the attendance of more than 50 employees from a Federal department or agency at any single conference occurring outside the United States.

At the end of the bill (before the short title) insert the following:

## TITLE VI

## ADDITIONAL GENERAL PROVISIONS

SEC. 601. The amounts otherwise provided by this Act are revised by reducing the amount made available for the “Department of Labor, Employment and Training Administration, Training and Employment Services”, by increasing the amount made available for the “National Institutes of Health, National Cancer Institute”, and by increasing the amount made available for the “National Institutes of Health, National Institute of Neurological Disorders and Stroke” by \$49,000,000, \$10,000,000, and \$10,000,000, respectively.

At the end of the bill (before the short title), insert the following:

SEC. \_\_\_\_\_. None of the funds in this Act may be used to employ workers described in section 274A(h)(3) of the Immigration and Nationality Act (8 U.S.C. 1324a(h)(3)).

At the end of the bill (before the short title) insert the following new section:

SEC. \_\_\_\_\_. None of the funds made available in this Act may be used by the Public Broadcasting Service to sponsor events at the Filmmaker Lodge at the Sundance Film Festival.

At the end of the bill (before the short title), insert the following:

SEC. \_\_\_\_\_. None of the funds appropriated by this Act may be used by the Commissioner of Social Security or the Social Security Administration to pay the compensation of employees of the Social Security Administration to administer Social Security benefit payments, under any agreement between the United States and Mexico establishing totalization arrangements between the social security system established by title II of the Social Security Act and the social security system of Mexico, which would not otherwise be payable but for such agreement.

At the end of the bill (before the short title) insert the following:

## TITLE VI

## ADDITIONAL GENERAL PROVISIONS

SEC. 601. None of the funds made available in this Act may be used to take any action

to finalize (or otherwise implement) provisions contained in the proposed rule published on May 3, 2007, on pages 24680 through 25135 of volume 72, Federal Register, insofar as such provisions propose—

(1) to alter payments for services under the hospital inpatient prospective payment system under section 1886(d) of the Social Security Act (42 U.S.C 1395ww(d)) based on use of a Medicare severity diagnosis related group (MS-DRG) system; or

(2) to implement a prospective behavioral offset in response to the implementation of such a Medicare Severity Diagnosis Related Group (MS-DRG) system for purposes of such hospital inpatient prospective payment system.

The bill, as amended, was ordered to be engrossed and read a third time, was read a third time by title.

Mr. LEWIS of California moved to recommit the bill to the Committee on Appropriations with instructions to report the bill back to the House promptly with an amendment providing that funds made available to any child welfare agency, private or public elementary school, private or public secondary school, local educational agency, or State educational agency under title II or III of the bill may be used to pay for any fees charged under the Schools Safety Acquiring Faculty Excellence Act of 2006 for conducting background checks authorized by law.

After debate,

By unanimous consent, the previous question was ordered on the motion to recommit with instructions.

The question being put, viva voce,

Will the House recommit said bill with instructions?

The SPEAKER pro tempore, Mr. HASTINGS of Florida, announced that the nays had it.

Mr. LEWIS of California, demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The vote was taken by electronic device.

It was decided in the { Yeas ..... 206 negative ..... } Nays ..... 213

¶100.40 [Roll No. 685] YEAS—206

- Aderholt Buyer Emerson
Akin Calvert English (PA)
Alexander Camp (MI) Everett
Altmire Campbell (CA) Fallin
Bachmann Cannon Feeney
Bachus Cantor Ferguson
Baker Capito Flake
Barrett (SC) Carney Forbes
Barrow Carter Fortenberry
Bartlett (MD) Castle Fossella
Barton (TX) Chabot Foxx
Bean Coble Franks (AZ)
Biggert Cole (OK) Frelinghuysen
Bilbray Conaway Gallegly
Bilirakis Cronshaw Garrett (NJ)
Bishop (UT) Cuellar Gerlach
Blackburn Culberson Gilchrist
Blunt Davis (KY) Gillmor
Boehner Davis, David Gingrey
Bonner Davis, Tom Gohmert
Boozman Deal (GA) Goode
Boustany Dent Goodlatte
Brady (TX) Diaz-Balart, L. Granger
Brown (SC) Diaz-Balart, M. Graves
Brown-Waite, Doolittle Hall (TX)
Ginny Drake Hastert
Buchanan Dreier Hastings (WA)
Burgess Duncan Hayes
Burton (IN) Ehlers Heller

- Hensarling McHugh
Herger McKeon
Hobson McMorris
Hoekstra Rodgers
Hulshof McNeerney
Hunter Mica
Inglis (SC) Miller (FL)
Issa Miller (MI)
Johnson (IL) Miller, Gary
Johnson, Sam Mitchell
Jones (NC) Moran (KS)
Jordan Murphy, Patrick
Keller Murphy, Tim
King (IA) Musgrave
King (NY) Myrick
Kingston Neugebauer
Kirk Nunes
Kline (MN) Pearce
Knollenberg Pence
Kuhl (NY) Peterson (PA)
LaHood Petri
Lamborn Pickering
Lampson Pitts
Latham Platts
LaTourette Poe
Lewis (CA) Porter
Lewis (KY) Price (GA)
Linder Pryce (OH)
LoBiondo Putnam
Lucas Radanovich
Lungren, Daniel Ramstad
E. Regula
Mack Rehberg
Manzullo Reichert
Marchant Renzi
Matheson Reynolds
McCarthy (CA) Rogers (AL)
McCaul (TX) Rogers (KY)
McCotter Rogers (MI)
McCrery Rohrabacher
McHenry Ros-Lehtinen

NAYS—213

- Abercrombie Ellison
Ackerman Ellsworth
Allen Emanuel
Andrews Engel
Arcuri Eshoo
Baca Etheridge
Baird Farr
Baldwin Fattah
Becerra Frank (MA)
Berkley Giffords
Berman Gillibrand
Berry Gonzalez
Bishop (GA) Gordon
Bishop (NY) Green, Al
Blumenauer Green, Gene
Boren Grijalva
Boswell Gutierrez
Boucher Hall (NY)
Boyd (FL) Hare
Boyd (KS) Hastings (FL)
Brady (PA) Herseth Sandlin
Braley (IA) Higgins
Butterfield Hill
Capps Hinchey
Capuano Hinojosa
Cardoza Hirono
Carnahan Hodes
Carson Holden
Castor Holt
Chandler Honda
Clarke Hooley
Clay Hoyer
Cleaver Inslee
Clyburn Israel
Cohen Jackson (IL)
Conyers Jackson-Lee
Cooper (TX)
Costa Jefferson
Costello Johnson (GA)
Courtney Johnson, E. B.
Cramer Jones (OH)
Crowley Kagen
Cummings Kanjorski
Davis (AL) Kaptur
Davis (CA) Kennedy
Davis (IL) Kildee
Davis, Lincoln Kilpatrick
DeFazio Kind
DeGette Klein (FL)
Delahunt Kucinich
DeLauro Langevin
Dicks Lantos
Dingell Larsen (WA)
Doggett Larson (CT)
Donnelly Lee
Doyle Levin
Edwards Lewis (GA)

- Roskam Schwartz
Royce Scott (GA)
Ryan (WI) Scott (VA)
Sali Serrano
Saxton Sestak
Schmidt Shea-Porter
Sensenbrenner Sherman
Sessions Sires
Shadegg Skelton
Shays Slaughter
Shimkus Smith (WA)
Shuler Snyder
Shuster Solis
Simpson Space
Smith (NE) Velázquez
Smith (NJ) Spratt
Smith (TX)
Souder
Stearns
Sullivan
Terry
Thornberry
Tiahrt
Tiberi
Turner
Upton
Walberg
Walden (OR)
Walsh (NY)
Wamp
Weldon (FL)
Weller
Westmoreland
Whitfield
Wicker
Wilson (NM)
Wilson (SC)
Wolf
Young (AK)
Young (FL)

- Stark Walz (MN)
Stupak Wasserman
Sutton Schultz
Tanner Waters
Tauscher Watson
Taylor Watt
Thompson (CA) Waxman
Thompson (MI) Weiner
Tierney Welch (VT)
Towns Wexler
Udall (CO) Wilson (OH)
Udall (NM) Woolsey
Van Hollen Wu
Velázquez Wynn
Visclosky Yarmuth

NOT VOTING—12

- Bono Filner Marshall
Brown, Corrine Harman Miller, George
Cubin Jindal Paul
Davis, Jo Ann Lofgren, Zoe Tancredo

So the motion to recommit with instructions was not agreed to.

The question being put, Will the House pass said bill?

The SPEAKER pro tempore, Mr. HASTINGS of Florida, announced that pursuant to clause 10, rule XX the yeas and nays were ordered, and the call was taken by electronic device.

It was decided in the { Yeas ..... 276 affirmative ..... } Nays ..... 140

¶100.41 [Roll No. 686] YEAS—276

- Abercrombie Dent Jones (OH)
Ackerman Dicks Kagen
Allen Dingell Kanjorski
Altmire Doggett Kaptur
Andrews Donnelly Keller
Arcuri Doyle Kennedy
Baca Edwards Kildee
Baird Ehlers Kilpatrick
Baldwin Ellison Kind
Barrow Ellsworth Kirk
Becerra Emanuel Klein (FL)
Berkley Emerson Kucinich
Berman Engel LaHood
Berry English (PA) Lampson
Biggert Eshoo Langevin
Bilirakis Etheridge Lantos
Bishop (GA) Everett Larsen (WA)
Bishop (NY) Farr Larson (CT)
Blumenauer Fattah Latham
Boren Ferguson LaTourette
Boswell Fortenberry Lee
Boucher Frank (MA) Levin
Boyd (FL) Gerlach Lewis (GA)
Boyd (KS) Giffords Lipinski
Brady (PA) Gilchrist LoBiondo
Brady (IA) Gillibrand Loeback
Buchanan Gonzalez Lowey
Butterfield Gordon Lynch
Capito Graves Mahoney (FL)
Capps Green, Al Maloney (NY)
Cardoza Grijalva Markey
Carnahan Gutierrez Matheson
Carney Hall (NY) Matsui
Carson Hare McCarthy (NY)
Castle Hastings (FL) McCollum (MN)
Castor Hayes McDermott
Chandler Herseth Sandlin McGovern
Clarke Higgins McHugh
Clay Hill McIntyre
Cleaver Hinchey McNerney
Cohen Hinojosa Meek (FL)
Conyers Hirono Meeks (NY)
Cooper Hodes Melancon
Costa Holden Michaud
Costello Holt Miller (MI)
Courtney Honda Miller (NC)
Cramer Hooley Mitchell
Crowley Hoyer Moore (KS)
Cuellar Hulshof Moore (WI)
Cummings Inslee Moran (VA)
Davis (AL) Israel Murphy (CT)
Davis (CA) Jackson (IL) Murphy, Patrick
Davis (IL) Jackson-Lee Murphy, Tim
Davis, Lincoln (TX) Murtha
DeFazio Jefferson Nadler
DeGette Johnson (GA) Napolitano
Delahunt Johnson (IL) Neal (MA)
DeLauro Johnson, E. B. Oberstar
Schiff Sanchez, Loretta
Sarbanes
Schakowsky
Schiff



Obey	Salazar	Thompson (CA)
Oliver	Sánchez, Linda	Thompson (MS)
Ortiz	T.	Tierney
Pallone	Sanchez, Loretta	Towns
Pascarell	Sarbanes	Turner
Pastor	Saxton	Udall (CO)
Payne	Schakowsky	Udall (NM)
Perlmutter	Schiff	Upton
Peterson (MN)	Schwartz	Van Hollen
Peterson (PA)	Scott (GA)	Velázquez
Pickering	Scott (VA)	Visclosky
Platts	Serrano	Walsh (NY)
Pomeroy	Sestak	Walz (MN)
Porter	Shays	Wasserman
Price (NC)	Shea-Porter	Schultz
Pryce (OH)	Sherman	Waters
Rahall	Shuler	Watson
Ramstad	Simpson	Watt
Rangel	Sires	Waxman
Regula	Skelton	Weiner
Rehberg	Slaughter	Welch (VT)
Reichert	Sestak	Weldon (FL)
Renzi	Smith (NJ)	Weller
Reyes	Smith (WA)	Wexler
Rodriguez	Snyder	Wilson (NM)
Rogers (AL)	Solis	Wilson (OH)
Rogers (MI)	Space	Wolf
Ross	Spratt	Woolsey
Rothman	Stark	Wu
Roybal-Allard	Stupak	Wynn
Ruppersberger	Sutton	Yarmuth
Rush	Tanner	Young (AK)
Ryan (OH)	Tauscher	Young (FL)
	Taylor	

## NAYS—140

Aderholt	Flake	McMorris
Akin	Forbes	Rodgers
Alexander	Fossella	Mica
Bachmann	Foxx	Miller (FL)
Bachus	Franks (AZ)	Moran (KS)
Baker	Frelinghuysen	Musgrave
Barrett (SC)	Gallely	Myrick
Bartlett (MD)	Garrett (NJ)	Neugebauer
Barton (TX)	Gillmor	Nunes
Bean	Gingrey	Pearce
Bilbray	Gohmert	Pence
Bishop (UT)	Goode	Petri
Blackburn	Goodlatte	Pitts
Blunt	Granger	Poe
Boehner	Hall (TX)	Price (GA)
Bonner	Hastert	Putnam
Boozman	Hastings (WA)	Radanovich
Boustany	Heller	Reynolds
Brady (TX)	Hensarling	Rogers (KY)
Brown (SC)	Herger	Rohrabacher
Brown-Waite,	Hoekstra	Ros-Lehtinen
Ginny	Hunter	Roskam
Burgess	Inglis (SC)	Royce
Burton (IN)	Issa	Ryan (WI)
Buyer	Johnson, Sam	Sali
Camp (MI)	Jones (NC)	Schmidt
Campbell (CA)	Jordan	Sensenbrenner
Cannon	King (IA)	Sessions
Cantor	King (NY)	Shadegg
Carter	Kingston	Shimkus
Chabot	Kline (MN)	Shuster
Coble	Knollenberg	Smith (NE)
Cole (OK)	Kuhl (NY)	Smith (TX)
Conaway	Lamborn	Souder
Crenshaw	Lewis (CA)	Stearns
Culberson	Lewis (KY)	Sullivan
Davis (KY)	Linder	Terry
Davis, David	Lucas	Thornberry
Davis, Tom	Lungren, Daniel	Tiahrt
Deal (GA)	E.	Tiberi
Diaz-Balart, L.	Mack	Walberg
Diaz-Balart, M.	Manzullo	Walden (OR)
Doolittle	Marchant	Wamp
Drake	McCarthy (CA)	Westmoreland
Dreier	McCaul (TX)	Whitfield
Duncan	McCotter	Wicker
Fallin	McCrery	Wilson (SC)
Feeney	McHenry	

## NOT VOTING—15

Bono	Filner	McKeon
Brown, Corrine	Harman	Miller, Gary
Calvert	Jindal	Miller, George
Cubin	Lofgren, Zoe	Paul
Davis, Jo Ann	Marshall	Tancredo

So the bill was passed.

A motion to reconsider the vote whereby said bill was passed was, by unanimous consent, laid on the table.

*Ordered*, That the Clerk request the concurrence of the Senate in said bill.

## ¶100.42 PROVIDING FOR CONSIDERATION OF H.R. 3074

Ms. SLAUGHTER, by direction of the Committee on Rules, reported (Rept. No. 110-242) the resolution (H. Res. 558) providing for the consideration of the bill (H.R. 3074) making appropriations for the Departments of Transportation, and Housing and Urban Development, and related agencies for the fiscal year ending September 30, 2008, and for other purposes.

When said resolution and report were referred to the House Calendar and ordered printed.

## ¶100.43 CALENDAR WEDNESDAY BUSINESS DISPENSED WITH

On motion of Mr. HOYER, by unanimous consent,

*Ordered*, That business in order for consideration on Wednesday, July 25, 2007, under clause 6, rule XV, the Calendar Wednesday rule, be dispensed with.

## ¶100.44 ADJOURNMENT OVER

On motion of Mr. HOYER, by unanimous consent,

*Ordered*, That when the House adjourns today, it adjourn to meet on Monday, July 23, 2007, at 10:30 a.m., for morning-hour debate.

## ¶100.45 MESSAGE FROM THE PRESIDENT—NATIONAL EMERGENCY REGARDING LIBERIA

The SPEAKER pro tempore, Mr. ELLISON, laid before the House a message from the President, which was read as follows:

*To the Congress of the United States:*

Section 202(d) of the National Emergencies Act (50 U.S.C. 1622(d)) provides for the automatic termination of a national emergency unless, prior to the anniversary date of its declaration, the President publishes in the Federal Register and transmits to the Congress a notice stating that the emergency is to continue in effect beyond the anniversary date. In accordance with this provision, I have sent the enclosed notice to the Federal Register for publication, stating that the national emergency and related measures dealing with the former Liberian regime of Charles Taylor are to continue in effect beyond July 22, 2007.

The actions and policies of former Liberian President Charles Taylor and other persons, in particular their unlawful depletion of Liberian resources, their trafficking of illegal arms, and their formation of irregular militia, continue to undermine Liberia's transition to democracy and the orderly development of its political, administrative, and economic institutions and resources. These actions and policies continue to pose an unusual and extraordinary threat to the foreign policy of the United States. For these reasons, I have determined that it is necessary to continue the national emergency with respect to the former Liberian regime of Charles Taylor.

GEORGE W. BUSH.  
THE WHITE HOUSE, July 19, 2007.

By unanimous consent, the message, together with the accompanying papers, was referred to the Committee on Foreign Affairs and ordered to be printed (H. Doc. 110-48).

## ¶100.46 BILL PRESENTED TO THE PRESIDENT

Lorraine C. Miller, Clerk of the House reported that on July 18, 2007, she presented to the President of the United States, for his approval, the following bill.

H.R. 556. An Act to ensure national security while promoting foreign investment and the creation and maintenance of jobs, to reform the process by which such investments are examined for any effect they may have on national security, to establish the Committee on Foreign Investment in the United States, and for other purposes.

And then,

## ¶100.47 ADJOURNMENT

On motion of Mr. BARTLETT of Maryland, pursuant to the previous order of the House, at 7 o'clock and 59 minutes p.m., the House adjourned until 10:30 a.m. on Monday, July 23, 2007.

## ¶100.48 REPORTS OF COMMITTEES ON PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XIII, reports of committees were delivered to the Clerk for printing and reference to the proper calendar, as follows:

Mr. MOLLOHAN: Committee on Appropriations. H.R. 3093. A bill making appropriations for the Departments of Commerce and Justice, and Science, and Related Agencies for the fiscal year ending September 30, 2008, and for other purposes (Rept. 110-240). Referred to the Committee of the Whole House on the state of the Union.

Mr. LANTOS: Committee on Foreign Affairs. H.R. 2798. A bill to reauthorize the programs of the Overseas Private Investment Corporation, and for other purposes; with an amendment (Rept. 110-241). Referred to the Committee of the Whole House on the state of the Union.

Mr. WELCH of Vermont: Committee on Rules. House Resolution 558. Resolution providing for consideration of the bill (H.R. 3074) making appropriations for the Departments of Transportation, and Housing and Urban Development, and related agencies for the fiscal year ending September 30, 2008, and for other purposes (Rept. 110-242). Referred to the House Calendar.

## ¶100.49 PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XII, public bills and resolutions were introduced and severally referred, as follows:

By Mr. GRIJALVA (for himself and Mr. RAHALL):

H.R. 3094. A bill to establish in the Treasury of the United States a fund which shall be known as the National Park Centennial Fund, and for other purposes; to the Committee on Natural Resources.

By Mr. KILDEE (for himself and Mr. RENZI):

H.R. 3095. A bill to amend the Adam Walsh Child Protection and Safety Act of 2006 to modify a deadline relating to a certain election by Indian tribes; to the Committee on the Judiciary.

By Mr. SMITH of New Jersey (for himself, Ms. ROS-LEHTINEN, Mr. WOLF,

Mr. ROYCE, Ms. ZOE LOFGREN of California, Mr. AL GREEN of Texas, Mr. SALI, Mr. ROHRBACHER, Ms. LORETTA SANCHEZ of California, and Mr. TOM DAVIS of Virginia):

H.R. 3096. A bill to promote freedom and democracy in Vietnam; to the Committee on Foreign Affairs.

By Mr. SMITH of New Jersey (for himself, Mr. HOLT, Mr. SAXTON, and Mr. PALLONE):

H.R. 3097. A bill to condition the transfer of personnel and functions from Fort Monmouth, New Jersey, pursuant to the base closure process; to the Committee on Armed Services.

By Mr. BOREN (for himself, Mr. ADERHOLT, and Ms. FALLIN):

H.R. 3098. A bill to amend title 49, United States Code, to provide certain exemptions to drivers of intrastate commercial motor vehicles engaged in agricultural purposes; to the Committee on Transportation and Infrastructure.

By Mr. CARNEY (for himself and Mr. BURTON of Indiana):

H.R. 3099. A bill to amend title 10, to permit members of the Selected Reserves and members of the reserve component to reenter their military service and receive chapter 1607 education benefits if that member has earned such benefit before originally separating from service; to the Committee on Armed Services.

By Mr. KIRK (for himself, Mr. LARSEN of Washington, and Mr. KENNEDY):

H.R. 3100. A bill to amend the Federal Food, Drug, and Cosmetic Act and the Consumer Product Safety Act to increase the safety of food, toothpaste, and toys; to the Committee on Energy and Commerce.

By Ms. SHEA-PORTER (for herself, Mr. WELCH of Vermont, Mr. MCHUGH, Mr. MICHAUD, Mr. LANGEVIN, Mr. DELAHUNT, Mr. HODES, Mr. CAPUANO, and Mr. ALLEN):

H.R. 3101. A bill to amend the Biomass Research and Development Act of 2000 to include heating fuel produced from biomass in the definition of biobased fuel; to the Committee on Agriculture, and in addition to the Committee on Science and Technology, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. DOYLE (for himself, Mr. TIM MURPHY of Pennsylvania, and Mr. ALTMIRE):

H.R. 3102. A bill to increase the authorization for the major medical facility project to consolidate the medical centers of the Department of Veterans Affairs at the University Drive and H. John Heinz III divisions, Pittsburgh, Pennsylvania; to the Committee on Veterans' Affairs.

By Mrs. DRAKE:

H.R. 3103. A bill to amend title 38, United States Code, to direct the Secretary of Veterans Affairs to provide partial payment for nursing home care to eligible veterans at a non-Department of Veterans Affairs nursing home of the veteran's choice, and for other purposes; to the Committee on Veterans' Affairs.

By Mr. FALDOMAEGA (for himself, Ms. BORDALLO, Mrs. CHRISTENSEN, and Mr. FORTUÑO):

H.R. 3104. A bill to permit each of the territories of the United States to provide and furnish a statue honoring a citizen of the territory to be placed in Statuary Hall in the same manner as statues honoring citizens of the States are placed in Statuary Hall; to the Committee on House Administration.

By Mr. FALDOMAEGA (for himself, Ms. BORDALLO, Mrs. CHRISTENSEN, and Ms. HIRONO):

H.R. 3105. A bill to amend the Internal Revenue Code of 1986 to expand the credit for

electricity produced from certain renewable resources and the investment energy credit to include ocean thermal energy conversion projects; to the Committee on Ways and Means.

By Mr. HILL (for himself, Mr. BURTON of Indiana, Mr. SOUDER, Ms. CARSON, Mr. DONNELLY, Mr. BUYER, Mr. PENCE, Mr. ELLSWORTH, and Mr. VIS-CLOSKY):

H.R. 3106. A bill to designate the facility of the United States Postal Service located at 805 Main Street in Ferdinand, Indiana, as the "Staff Sergeant David L. Nord Post Office"; to the Committee on Oversight and Government Reform.

By Mr. HODES (for himself, Mr. KIND, Mr. WELCH of Vermont, Ms. SHEA-PORTER, Mr. BLUMENAUER, and Mr. MCGOVERN):

H.R. 3107. A bill to amend the Internal Revenue Code of 1986 to provide a credit for residential biomass fuel property expenditures; to the Committee on Ways and Means.

By Mr. HOLT (for himself, Mr. SAXTON, Mr. PALLONE, and Mr. SMITH of New Jersey):

H.R. 3108. A bill to require the Comptroller General to address certain questions in connection with the closure of Fort Monmouth, New Jersey, and the transfer of personnel, functions, and activities from Fort Monmouth to Aberdeen Proving Ground, Maryland, and for other purposes; to the Committee on Armed Services.

By Mr. LEWIS of Kentucky (for himself and Mr. PASCRELL):

H.R. 3109. A bill to amend the Internal Revenue Code of 1986 to allow reimbursement from flexible spending accounts for certain dental products; to the Committee on Ways and Means.

By Mrs. MCCARTHY of New York (for herself and Mr. PLATTS):

H.R. 3110. A bill to provide for the Secretary of Education to study and report on the marketing of foods and beverages in middle and high schools; to the Committee on Education and Labor.

By Mr. GEORGE MILLER of California (for himself, Mr. McDERMOTT, Mrs. MCCARTHY of New York, Mr. THOMPSON of California, Mr. DAVIS of Illinois, Ms. SUTTON, Mr. SNYDER, Mrs. CAPPs, Mrs. TAUSCHER, Mr. BRADY of Pennsylvania, Ms. LORETTA SANCHEZ of California, Ms. MATSUI, Ms. SOLIS, Ms. LEE, and Ms. WOOLSEY):

H.R. 3111. A bill to provide for the administration of Port Chicago Naval Magazine National Memorial as a unit of the National Park System, and for other purposes; to the Committee on Natural Resources, and in addition to the Committee on Armed Services, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. SENSENBRENNER (for himself, Mrs. McMORRIS RODGERS, and Mr. SESSIONS):

H.R. 3112. A bill to amend the Public Health Service Act to increase the provision of scientifically sound information and support services to patients receiving a positive test diagnosis for Down syndrome or other prenatally diagnosed conditions; to the Committee on Energy and Commerce.

By Mr. SERRANO:

H.R. 3113. A bill to clarify congressional intent with respect to the provision of affordable financial services by all types of Federal credit unions in underserved areas, and for other purposes; to the Committee on Financial Services.

By Ms. SLAUGHTER (for herself, Mrs. CAPPs, Mr. ARCURI, Mr. GRIJALVA, Mr. McDERMOTT, Mr. GEORGE MILLER of California, Mrs. JONES of Ohio, Mr.

CUMMINGS, Mrs. NAPOLITANO, Mr. MOORE of Kansas, Mrs. MALONEY of New York, Ms. CARSON, Ms. CORRINE BROWN of Florida, Mrs. CAPITO, Ms. WOOLSEY, Mr. CONYERS, Mr. SERRANO, Mr. INSLEE, Mrs. CHRISTENSEN, Mr. JEFFERSON, Mr. McNULTY, Ms. BERKLEY, Ms. NORTON, Ms. BORDALLO, Ms. CLARKE, Mr. SHAYS, Mr. HASTINGS of Florida, Mr. WALSH of New York, Mr. KUCINICH, Mrs. GILLIBRAND, Mr. MILLER of North Carolina, Mr. MEEKS of New York, Ms. SHEA-PORTER, Ms. WASSERMAN SCHULTZ, Mr. FILNER, and Ms. DELAURO):

H.R. 3114. A bill to authorize the Secretary of the Interior to establish a commemorative trail in connection with the Women's Rights National Historical Park to link properties that are historically and thematically associated with the struggle for women's suffrage, and for other purposes; to the Committee on Natural Resources.

By Mr. STUPAK (for himself, Mr. MARKEY, and Ms. DELAURO):

H.R. 3115. A bill to amend the Federal Food, Drug, and Cosmetic Act to provide restrictions on the use of carbon monoxide in meat, poultry, and seafood, and for other purposes; to the Committee on Energy and Commerce.

By Mr. STUPAK (for himself, Mr. FOSSELLA, and Mr. ENGEL):

H.R. 3116. A bill to establish a permanent grant program to improve public safety communications and the interoperability of emergency communications equipment; to the Committee on Energy and Commerce.

By Mr. TERRY:

H.R. 3117. A bill to provide for the establishment of Federal fleet refueling centers; to the Committee on Oversight and Government Reform.

By Mr. TERRY:

H.R. 3118. A bill to promote the production and use of ethanol; to the Committee on Energy and Commerce, and in addition to the Committees on Ways and Means, and Science and Technology, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. UDALL of Colorado:

H.R. 3119. A bill to prohibit the use of funds for military operations in Iran; to the Committee on Foreign Affairs, and in addition to the Committee on Armed Services, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Ms. WASSERMAN SCHULTZ (for herself, Mr. HASTINGS of Florida, Ms. ROS-LEHTINEN, Mr. LINCOLN DIAZ-BALART of Florida, Mr. WEXLER, Mr. MEEK of Florida, Ms. GINNY BROWN-WAITE of Florida, Mr. MACK, Mr. KLEIN of Florida, Ms. CASTOR, and Mr. MAHONEY of Florida):

H.R. 3120. A bill to authorize the Secretary of the Interior to conduct a special resource study of the Stranahan House in Broward County, Florida, and for other purposes; to the Committee on Natural Resources.

By Ms. WATERS (for herself, Mr. TAYLOR, Mr. JINDAL, Mr. AL GREEN of Texas, and Mr. FRANK of Massachusetts):

H.R. 3121. A bill to restore the financial solvency of the national flood insurance program and to provide for such program to make available multiperil coverage for damage resulting from windstorms and floods, and for other purposes; to the Committee on Financial Services.

By Mr. CAMPBELL of California (for himself, Mr. BERMAN, Mr. ACKERMAN, Mr. ADERHOLT, Mr. AKIN, Mrs.

BACHMANN, Mr. BARTLETT of Maryland, Mr. BILBRAY, Mr. BISHOP of Utah, Mrs. BLACKBURN, Mr. BRADY of Texas, Ms. GLNNY BROWN-WAITE of Florida, Mr. BUCHANAN, Mr. BURTON of Indiana, Mr. CANTOR, Mr. CHABOT, Mr. CONAWAY, Mr. CROWLEY, Mr. DAVIS of Kentucky, Mr. DOOLITTLE, Mr. ENGEL, Mr. FEENEY, Mr. GARRETT of New Jersey, Mr. GINGREY, Mr. GOHMERT, Mr. GOODE, Mr. HENSARLING, Mr. HERGER, Mr. HOEKSTRA, Mr. JOHNSON of Illinois, Mr. JORDAN, Mr. KIRK, Mr. KLINE of Minnesota, Mr. LAMBORN, Mr. LANTOS, Mr. LINDER, Mr. MCCARTHY of California, Mr. MCCAUL of Texas, Mr. MCHENRY, Mr. GARY G. MILLER of California, Mr. MILLER of Florida, Mr. PEARCE, Mr. PITTS, Mr. POE, Mr. PORTER, Mr. PRICE of Georgia, Mr. RENZI, Mr. ROSKAM, Mr. ROYCE, Mr. RYAN of Wisconsin, Mr. SALI, Ms. LINDA T. SÁNCHEZ of California, Mr. SAXTON, Mr. SESSIONS, Mr. SHADEGG, Mr. SHIMKUS, Mr. SIREN, Mr. TERRY, Mr. WALBERG, Mr. WAXMAN, Mr. WESTMORELAND, Mr. WEXLER, Mr. WILSON of South Carolina, and Mr. BARTON of Texas):

H. Res. 557. A resolution strongly condemning the United Nations Human Rights Council for ignoring severe human rights abuses in various countries, while choosing to unfairly target Israel by including it as the only country permanently placed on the Council's agenda; to the Committee on Foreign Affairs.

By Mr. BOEHNER:

H. Res. 559. A resolution providing for consideration of the resolution (H. Res. 479) to amend the Rules of the House of Representatives to provide for enforcement of clause 9 of rule XXI of the Rules of the House of Representatives; to the Committee on Rules.

By Mr. BARTON of Texas (for himself, Mr. HASTERT, Mr. MACK, Mr. UPTON, Mr. BURGESS, Mrs. MYRICK, Mr. RADANOVICH, Mrs. BONO, Mr. BUYER, Mr. SULLIVAN, Mr. SESSIONS, Mr. CARTER, Mr. MCCAUL of Texas, Mrs. BLACKBURN, Mr. WESTMORELAND, Mr. WALBERG, Mr. PETERSON of Pennsylvania, Mr. BURTON of Indiana, Mr. CULBERSON, Mr. DAVID DAVIS of Tennessee, Mr. CAMPBELL of California, Mr. ISSA, Mr. FRANKS of Arizona, Mr. LAHOOD, Mr. WOLF, Mr. CONAWAY, Mr. PEARCE, Mr. DEAL of Georgia, Mr. MCCARTHY of California, Mr. WILSON of South Carolina, Mr. GILLMOR, Mr. SAM JOHNSON of Texas, Mrs. DRAKE, Mr. FEENEY, Mr. SMITH of Texas, Mr. CALVERT, Mr. STEARNS, Mr. COLE of Oklahoma, Mr. TIAHRT, and Mr. SHADEGG):

H. Res. 560. A resolution regarding the recent actions of Hugo Chavez and the Government of Venezuela; to the Committee on Foreign Affairs.

By Mr. SHAYS (for himself, Ms. WATERS, Ms. MCCOLLUM of Minnesota, Mrs. BIGGERT, Mr. FRANK of Massachusetts, Mr. BACHUS, Ms. CARSON, Mr. DAVIS of Kentucky, Mr. AL GREEN of Texas, Ms. PRYCE of Ohio, Ms. MOORE of Wisconsin, Mr. HINOJOSA, Mrs. MCCARTHY of New York, Mr. SIREN, Mrs. MALONEY of New York, Mr. SERRANO, Mr. STARK, Mr. LYNCH, Ms. CORRINE BROWN of Florida, Ms. EDDIE BERNICE JOHNSON of Texas, Mrs. TAUSCHER, Mr. ELLISON, Mr. GRIJALVA, Mr. MCDERMOTT, Mr. CLEAVER, Mr. HODES, Mr. WEXLER, Mr. GARY G. MILLER of California, Mr. COHEN, and Mrs. JONES of Ohio):

H. Res. 561. A resolution recognizing the 20th anniversary of the McKinney-Vento Homeless Assistance Act and the impact it has made on homelessness and endeavoring to continue working to eliminate homelessness in the United States; to the Committee on Financial Services.

#### ¶100.50 MEMORIALS

Under clause 3 of rule XII, memorials were presented and referred as follows:

123. The SPEAKER presented a memorial of the General Assembly of the State of New Jersey, relative to Assembly Resolution No. 126 urging the President of the United States and the Congress of the United States to enact the Military Death Benefits Improvement Act of 2005; to the Committee on Armed Services.

124. Also, a memorial of the House of Representatives of the Commonwealth of Puerto Rico, relative to a Resolution expressing support of H.R. 392 to establish a quarter dollar coin to honor Puerto Rico and other territories of the United States; to the Committee on Financial Services.

125. Also, a memorial of the Legislature of the State of Hawaii, relative to House Concurrent Resolution No. 85 urging the Congress of the United States to pass the Proposed Employee Free Choice Act; to the Committee on Education and Labor.

126. Also, a memorial of the Legislature of the State of Washington, relative to Senate Joint Memorial No. 8011 requesting that the Congress of the United States and the President of the United States work together to raise authorized funding levels of the No Child Left Behind Act; to the Committee on Education and Labor.

127. Also, a memorial of the Senate of the State of Louisiana, relative to Senate Resolution No. 61 commending the President of the United States and the Congress of the United States for passing the Federal Minimum Wage Act of 2007; to the Committee on Education and Labor.

128. Also, a memorial of the House of Representatives of the State of Hawaii, relative to House Resolution No. 127 urging the Congress of the United States to pass, and the President of the United States to sign the Cameron Gulbransen Kids and Car Safety Act; to the Committee on Energy and Commerce.

129. Also, a memorial of the General Assembly of the State of Colorado, relative to Senate Joint Memorial No. 07-004 memorializing the Congress of the United States to enact legislation preventing the Centers for Medicare and Medicaid from promulgating rules interfering with states' definitions of local units of government; to the Committee on Energy and Commerce.

130. Also, a memorial of the Legislature of the State of Louisiana, relative to Senate Concurrent Resolution No. 4 memorializing the Congress of the United States to take a proactive role in assisting the communities of New Orleans East in protecting their health and safety and promoting economic development; to the Committee on Energy and Commerce.

131. Also, a memorial of the Senate of the State of Louisiana, relative to Senate Resolution No. 87 urging the Congress of the United States to support efforts, programs, services, and advocacy of organizations, such as the American Stroke Association, that work to enhance public awareness of childhood stroke; to the Committee on Energy and Commerce.

132. Also, a memorial of the House of Representatives of the State of Hawaii, relative to House Resolution No. 247 requesting that the issuance of visas for family reunification of immigrant relatives be expedited; to the Committee on the Judiciary.

133. Also, a memorial of the Legislative Assembly of the State of Oregon, relative to House Joint Memorial No. 5 urging the Congress of the United States to pass the Secure Rural Schools and Community Self-Determination Reauthorization Act of 2007; jointly to the Committees on Agriculture and Natural Resources.

134. Also, a memorial of the Legislature of the State of Hawaii, relative to House Concurrent Resolution No. 141 urging the Congress of the United States to support legislation authorizing the Secretary of Health and Human Services to negotiate lower drug prices on behalf of Medicare beneficiaries; jointly to the Committees on Energy and Commerce and Ways and Means.

135. Also, a memorial of the Legislature of the State of Nevada, relative to Senate Joint Resolution No. 11 encouraging the use of biomass in the production of energy in Nevada; jointly to the Committees on Ways and Means and Energy and Commerce.

136. Also, a memorial of the Senate of the State of Louisiana, relative to Senate Resolution No. 119 memorializing the Congress of the United States to vote in favor of H.R. 1229, the "Non-Market Economy Trade Remedy Act of 2007"; jointly to the Committees on Ways and Means and Rules.

137. Also, a memorial of the House of Representatives of the State of Hawaii, relative to House Resolution No. 136 urging the Congress of the United States to enact the United States National Health Insurance Act; jointly to the Committees on Energy and Commerce, Ways and Means, and Natural Resources.

138. Also, a memorial of the General Assembly of the State of New Jersey, relative to Assembly Resolution No. 100 opposing the federal legislation entitled, "the Fairness in Asbestos Injury Resolution Act of 2005"; jointly to the Committees on the Judiciary, Ways and Means, Energy and Commerce, and Education and Labor.

#### ¶100.51 ADDITIONAL SPONSORS

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

H.R. 174: Mr. HASTINGS of Florida.  
 H.R. 197: Mr. ROTHMAN and Mr. FORTENBERRY.  
 H.R. 253: Mr. JOHNSON of Georgia.  
 H.R. 303: Mr. HALL of New York.  
 H.R. 333: Mr. DAVID DAVIS of Tennessee, Mr. DAVIS of Illinois, and Mr. WESTMORELAND.  
 H.R. 346: Mr. DOYLE, Mr. TIBERI, Mr. PENCE, Mr. REYES, Mr. WYNN, Mr. TOM DAVIS of Virginia, Mr. HUNTER, Mr. DEAL of Georgia, Mr. MARSHALL, Mrs. EMERSON, Mr. LOBONDO, Mr. HOEKSTRA, Mr. FRANKS of Arizona, Mr. PASCRELL, Mr. SNYDER, Mr. MURTHA, Mrs. CUBIN, Mr. CULBERSON, Mr. DAVIS of Kentucky, Mr. PLATTS, Mr. ROGERS of Michigan, Mr. REBERG, Mr. TAYLOR, Mr. BISHOP of Georgia, Mr. DAVIS of Illinois, and Mr. MORAN of Virginia.  
 H.R. 380: Mr. WOLF.  
 H.R. 404: Ms. FOXX.  
 H.R. 418: Mr. KINGSTON.  
 H.R. 549: Mr. MICHAUD and Mr. WEXLER.  
 H.R. 552: Ms. ESHOO, Mr. JINDAL, Mr. OBERSTAR, Ms. SOLIS, Mr. GOODE, Mr. YARMUTH, Mr. THOMPSON of California, Mr. MCNERNEY, Mr. POMEROY, and Ms. SUTTON.  
 H.R. 601: Mr. SPACE.  
 H.R. 621: Mr. UDALL of Colorado, Mr. MCINTYRE, and Mr. LOEBSACK.  
 H.R. 623: Mr. PETERSON of Minnesota and Ms. WOOLSEY.  
 H.R. 624: Ms. WOOLSEY.  
 H.R. 643: Mr. RYAN of Ohio, Mr. REGULA, and Mr. REBERG.  
 H.R. 690: Mr. REYES.  
 H.R. 719: Mr. YOUNG of Alaska, Mr. CARNEY, and Mr. SPACE.

- H.R. 743: Mr. DREIER and Mr. KING of Iowa.  
H.R. 820: Mr. THOMPSON of Mississippi.  
H.R. 864: Mr. LAHOOD and Ms. ZOE LOFGREN of California.  
H.R. 881: Mr. PRICE of North Carolina.  
H.R. 882: Mr. ELLISON.  
H.R. 900: Mr. DAVID DAVIS of Tennessee.  
H.R. 906: Mr. WU and Ms. EDDIE BERNICE JOHNSON of Texas.  
H.R. 969: Mr. PASCRELL, Mr. LYNCH, Mr. RAMSTAD, Mr. CROWLEY, Mr. LANTOS, and Mr. CAPUANO.  
H.R. 1022: Ms. SOLIS.  
H.R. 1064: Mr. TOWNS, Mr. KUCINICH, Mr. LAHOOD, Mr. DAVIS of Illinois, Mr. RANGEL, Mr. CUELLAR, and Mr. BOYD of Florida.  
H.R. 1070: Mr. SPACE.  
H.R. 1076: Mr. DICKS.  
H.R. 1077: Mr. RYAN of Wisconsin.  
H.R. 1078: Mrs. NAPOLITANO.  
H.R. 1113: Ms. SUTTON, Mr. LATHAM, Mrs. MCCARTHY of New York, and Mr. MCGOVERN.  
H.R. 1125: Mr. SCOTT of Virginia, Mr. INSLEE, Mr. HOBSON, Mr. GALLEGLY, Mrs. BONO, and Mr. GILLMOR.  
H.R. 1134: Mr. LAHOOD.  
H.R. 1171: Mr. LATOURETTE and Mr. ENGLISH of Pennsylvania.  
H.R. 1193: Mr. SERRANO, Mr. DAVIS of Illinois, Mrs. GILLIBRAND, Mr. HULSHOF, Mr. BILBRAY, Mrs. MYRICK, Ms. ROS-LEHTINEN, and Mr. WAMP.  
H.R. 1194: Mr. KLEIN of Florida.  
H.R. 1211: Mr. PAYNE and Mr. COHEN.  
H.R. 1232: Mr. DEFazio, Mr. MCCOTTER, Mr. FARR, Mr. PITTS, Mr. KAGEN, Mr. THOMPSON of Mississippi, and Mrs. JONES of Ohio.  
H.R. 1237: Mr. ROSS, Ms. HARMAN, Mr. BUYER, and Mr. RAMSTAD.  
H.R. 1240: Mrs. WILSON of New Mexico.  
H.R. 1245: Mr. GALLEGLY.  
H.R. 1275: Mr. NADLER.  
H.R. 1280: Mr. LIPINSKI.  
H.R. 1282: Mr. FORTUÑO, Mr. LATHAM, and Mr. WAXMAN.  
H.R. 1295: Mr. FORTENBERRY.  
H.R. 1308: Mr. TIERNEY.  
H.R. 1346: Ms. SOLIS.  
H.R. 1400: Mr. FRELINGHUYSEN, Mr. WICKER, and Mr. MCNERNEY.  
H.R. 1415: Mr. HALL of New York.  
H.R. 1416: Mr. HALL of New York.  
H.R. 1418: Ms. ZOE LOFGREN of California.  
H.R. 1419: Ms. ZOE LOFGREN of California, Mr. MOORE of Kansas, and Mr. WELDON of Florida.  
H.R. 1421: Mr. JINDAL.  
H.R. 1459: Ms. KILPATRICK, Mr. BILIRAKIS, and Ms. FALLIN.  
H.R. 1464: Mr. LYNCH.  
H.R. 1474: Mrs. CUBIN, Mr. UDALL of Colorado, Mr. LATHAM, Mr. GENE GREEN of Texas, and Mr. TURNER.  
H.R. 1514: Mr. MOORE of Kansas.  
H.R. 1524: Mr. FATTAH and Mr. MILLER of North Carolina.  
H.R. 1535: Mr. MEEKS of New York.  
H.R. 1537: Mr. OLVER.  
H.R. 1552: Mr. LAHOOD.  
H.R. 1560: Ms. ZOE LOFGREN of California.  
H.R. 1584: Mr. REYNOLDS, Mr. LIPINSKI, Mr. WELDON of Florida, Mr. KING of Iowa, and Mr. HINCHEY.  
H.R. 1588: Ms. ZOE LOFGREN of California.  
H.R. 1610: Mr. ROYCE, Mr. RADANOVICH, Mr. SESSIONS, Mr. ISSA, Mr. SALAZAR, Mr. GORDON of Tennessee, Mr. LATHAM, Mr. LAHOOD, and Mr. CAMP of Michigan.  
H.R. 1623: Mr. WEINER.  
H.R. 1644: Mr. SMITH of Washington, Mr. HINCHEY, Mr. KENNEDY, Mrs. DAVIS of California, and Mr. MOORE of Kansas.  
H.R. 1647: Mr. DOYLE and Mr. ISSA.  
H.R. 1674: Mr. CUMMINGS, Mr. SARBANES, and Mr. BOOZMAN.  
H.R. 1713: Ms. DEGETTE.  
H.R. 1752: Mr. MCCOTTER.  
H.R. 1781: Ms. SLAUGHTER, Mr. PLATTS, Mr. BISHOP of Georgia, Mr. MORAN of Virginia, Mr. CAPUANO, Mr. MEEKS of New York, Mr. FATTAH, and Mr. PATRICK MURPHY of Pennsylvania.  
H.R. 1783: Mr. SERRANO.  
H.R. 1801: Mr. TOM DAVIS of Virginia.  
H.R. 1813: Mr. UDALL of New Mexico.  
H.R. 1819: Mr. FORTUÑO.  
H.R. 1843: Ms. DEGETTE.  
H.R. 1845: Mr. TAYLOR.  
H.R. 1884: Mr. MORAN of Virginia and Mr. LATHAM.  
H.R. 1927: Mr. WYNN.  
H.R. 1933: Ms. MCCOLLUM of Minnesota, Mr. HARE, and Ms. EDDIE BERNICE JOHNSON of Texas.  
H.R. 1940: Mr. ROGERS of Alabama, Mr. SMITH of Texas, Mr. PITTS, Mr. ROHR-ABACHER, Mr. BARTLETT of Maryland, and Mr. PETERSON of Minnesota.  
H.R. 1947: Mr. FARR.  
H.R. 1967: Mrs. BACHMANN.  
H.R. 2014: Mr. ENGLISH of Pennsylvania.  
H.R. 2015: Mr. WATT, Ms. ROYBAL-ALLARD, and Mr. MITCHELL.  
H.R. 2016: Mr. FRANK of Massachusetts.  
H.R. 2035: Mrs. BACHMANN.  
H.R. 2045: Mr. HASTINGS of Florida, Mrs. CHRISTENSEN, and Mr. LAHOOD.  
H.R. 2046: Mr. HONDA, Mr. WYNN, and Mr. ROTHMAN.  
H.R. 2052: Mr. RUSH.  
H.R. 2061: Ms. EDDIE BERNICE JOHNSON of Texas.  
H.R. 2063: Mr. STUPAK and Mr. TIM MURPHY of Pennsylvania.  
H.R. 2091: Mr. BOREN.  
H.R. 2110: Mr. MCHUGH.  
H.R. 2130: Mr. BAIRD.  
H.R. 2131: Mr. WEXLER.  
H.R. 2138: Mrs. MUSGRAVE, Mr. LAMPSON, Mr. REICHERT, Mr. ROGERS of Michigan, Mr. SHAYS, Mr. AKIN, Mr. ISSA, and Mr. ALEXANDER.  
H.R. 2205: Mr. McNULTY and Mr. ROGERS of Michigan.  
H.R. 2228: Mr. MCCOTTER.  
H.R. 2231: Mr. McNULTY.  
H.R. 2234: Mr. MCINTYRE, Mr. HOLT, Mr. SCOTT of Virginia, Mr. SMITH of New Jersey, Mr. LANTOS, Mr. ENGLISH of Pennsylvania, Mrs. TAUSCHER, and Ms. LINDA T. SANCHEZ of California.  
H.R. 2250: Mr. SHAYS.  
H.R. 2280: Mrs. EMERSON.  
H.R. 2287: Mr. MCHUGH and Mr. ENGLISH of Pennsylvania.  
H.R. 2289: Mr. WEINER.  
H.R. 2291: Mr. PRICE of Georgia, Mr. SESSIONS, Mr. LOBIONDO, and Mr. WOLF.  
H.R. 2315: Mr. UDALL of New Mexico.  
H.R. 2347: Mr. BURTON of Indiana, Mrs. DRAKE, Mr. MCHENRY, Mr. CANTOR, Mr. PLATTS, Mr. RENZI, Mr. BARROW, Mr. FRANKS of Arizona, Mr. PERLMUTTER, and Mr. MCNERNEY.  
H.R. 2365: Mr. BLUNT.  
H.R. 2380: Mr. ROGERS of Michigan and Mr. KING of Iowa.  
H.R. 2387: Mr. WALBERG.  
H.R. 2405: Mr. BRADY of Pennsylvania and Mr. FATTAH.  
H.R. 2407: Ms. CASTOR.  
H.R. 2421: Mr. REYES.  
H.R. 2473: Mr. SIMPSON.  
H.R. 2478: Mr. HASTINGS of Florida.  
H.R. 2484: Mr. HINCHEY.  
H.R. 2505: Ms. CARSON.  
H.R. 2511: Mr. DAVID DAVIS of Tennessee, Mr. MORAN of Virginia, and Mr. MOLLOHAN.  
H.R. 2522: Mr. DAVIS of Illinois and Ms. ROYBAL-ALLARD.  
H.R. 2523: Mr. STARK.  
H.R. 2531: Mr. BISHOP of New York.  
H.R. 2564: Mr. LINDER.  
H.R. 2566: Ms. ROYBAL-ALLARD.  
H.R. 2567: Mr. GENE GREEN of Texas, Mr. RAMSTAD, Ms. MCCOLLUM of Minnesota, and Ms. MATSUI.  
H.R. 2583: Mr. GOHMERT.  
H.R. 2584: Mr. GOHMERT.  
H.R. 2585: Mr. GOHMERT.  
H.R. 2596: Mr. GEORGE MILLER of California, Ms. WATSON, Ms. BERKLEY, Mrs. DAVIS of California, and Ms. NORTON.  
H.R. 2606: Mr. KUCINICH, Mr. SKELTON, and Mr. WELCH of Vermont.  
H.R. 2609: Mr. DAVIS of Illinois and Mr. MORAN of Virginia.  
H.R. 2620: Mr. JOHNSON of Georgia.  
H.R. 2639: Mr. SESSIONS, Mr. FORTUÑO, Mr. SIMPSON, and Mr. ALEXANDER.  
H.R. 2659: Mr. ENGLISH of Pennsylvania, Mr. BOSWELL, and Mr. CUELLAR.  
H.R. 2666: Mr. RANGEL, Mr. DAVIS of Illinois, Mr. STARK, Mr. GUTIERREZ, and Mr. TOWNS.  
H.R. 2677: Mr. LAHOOD.  
H.R. 2698: Mr. BARTLETT of Maryland.  
H.R. 2700: Ms. LEE, Mr. MATHESON, Mr. MICHAUD, Mr. MCGOVERN, Mr. SIMPSON, and Mr. CAPUANO.  
H.R. 2726: Mr. YOUNG of Alaska.  
H.R. 2747: Mr. SIMPSON.  
H.R. 2749: Mr. SESSIONS, Mr. LATOURETTE, Mr. GENE GREEN of Texas, and Mr. PRICE of Georgia.  
H.R. 2758: Mr. PALLONE and Mr. MCDERMOTT.  
H.R. 2772: Mr. PLATTS.  
H.R. 2807: Mr. BISHOP of Utah.  
H.R. 2818: Ms. WOOLSEY, Mr. SARBANES, Ms. ZOE LOFGREN of California, and Mr. HARE.  
H.R. 2819: Mr. GONZALEZ, Mr. MCDERMOTT, Mr. DOGGETT, Mr. MORAN of Kansas, Mr. CLAY, Ms. DELAURO, Mr. MANZULLO, and Mr. CONYERS.  
H.R. 2821: Mr. LINCOLN DAVIS of Tennessee, Mr. BOSWELL, Mr. WILSON of Ohio, Mr. CUELLAR, Mr. BISHOP of Georgia, and Mr. RODRIGUEZ.  
H.R. 2828: Ms. ROS-LEHTINEN, Mr. JEFFERSON, Mr. HOEKSTRA, Mr. RANGEL, Mr. CHABOT, Ms. CLARKE, Mr. FORTUÑO, Ms. LEE, Mr. CRENSHAW, Mr. CROWLEY, Mr. AL GREEN of Texas, Ms. MCCOLLUM of Minnesota, Mr. FATTAH, Mr. MORAN of Virginia, Ms. WATERS, Mr. KUCINICH, and Mr. WYNN.  
H.R. 2832: Mr. FILNER and Mr. KENNEDY.  
H.R. 2834: Ms. NORTON, Mr. CONYERS, and Mr. DEFazio.  
H.R. 2846: Mr. DAVIS of Illinois and Ms. LINDA T. SANCHEZ of California.  
H.R. 2860: Mr. BUTTERFIELD, Mr. SPACE, Ms. SHEA-PORTER, Mr. ENGLISH of Pennsylvania, and Mr. GORDON.  
H.R. 2868: Mr. CASTLE and Mr. WEINER.  
H.R. 2870: Mr. HINCHEY.  
H.R. 2885: Mr. HENSARLING and Mr. GALLEGLY.  
H.R. 2895: Mr. CLEAVER and Mr. ELLISON.  
H.R. 2902: Mrs. MALONEY of New York.  
H.R. 2905: Ms. GRANGER, Mr. GALLEGLY, Mr. NUNES, Mr. ROGERS of Kentucky, Mr. REHBERG, and Mrs. MCMORRIS RODGERS.  
H.R. 2910: Ms. ZOE LOFGREN of California and Mr. COHEN.  
H.R. 2914: Mr. ROTHMAN and Mr. PRICE of North Carolina.  
H.R. 2925: Ms. LEE.  
H.R. 2927: Mr. DOOLITTLE, Mr. BRADY of Pennsylvania, Mr. KNOLLENBERG, Mr. ENGLISH of Pennsylvania, Mr. LATOURETTE, Mr. CAMP of Michigan, Mr. ROHRABACHER, Mr. TIAHRT, Mr. SHIMKUS, Mr. ORTIZ, and Mr. HIGGINS.  
H.R. 2928: Mr. MCGOVERN and Mr. WEINER.  
H.R. 2929: Mr. BUTTERFIELD, Mr. CLEAVER, Mr. AL GREEN of Texas, Mr. JEFFERSON, Mr. CUMMINGS, Ms. MOORE of Wisconsin, Mr. WYNN, Mr. DAVIS of Illinois, Ms. NORTON, Mr. ABERCROMBIE, Mrs. JONES of Ohio, Mr. DAVIS of Alabama, Mr. MEEK of Florida, Mr. SCOTT of Virginia, Mr. TOWNS, and Mr. THOMPSON of Mississippi.  
H.R. 2943: Mr. PAUL and Mrs. EMERSON.  
H.R. 2958: Mr. WOLF.  
H.R. 2966: Mr. FRANK of Massachusetts and Mr. WELCH of Vermont.

H.R. 2991: Mr. ALTMIRE.  
 H.R. 2992: Mr. BRALEY of Iowa.  
 H.R. 3008: Mr. FORTUÑO.  
 H.R. 3020: Mr. BRALEY of Iowa.  
 H.R. 3024: Mr. COHEN and Mr. UPTON.  
 H.R. 3025: Mrs. DAVIS of California.  
 H.R. 3035: Mr. DAVIS of Illinois, Mr. SIRES, Ms. KILPATRICK, Mr. TOWNS, Mr. MEEKS of New York, Ms. CLARKE, Mr. BUTTERFIELD, Ms. LEE, Mr. AL GREEN of Texas, Mr. TANNER, Mr. CONAWAY, and Mr. REHBERG.  
 H.R. 3046: Mr. LATHAM.  
 H.R. 3057: Mr. UPTON, Mr. DOGGETT, Mr. LEWIS of Kentucky, Mr. KIND, Ms. MCCOLLUM of Minnesota, and Mr. TANNER.  
 H.R. 3059: Mr. HENSARLING, Mr. WALBERG, and Mr. KNOLLENBERG.  
 H.R. 3061: Mr. GENE GREEN of Texas.  
 H.R. 3073: Mr. SENSENBRENNER.  
 H.R. 3077: Mr. GILCHREST.  
 H.R. 3086: Mr. BOOZMAN.  
 H.R. 3090: Mr. LINCOLN DAVIS of Tennessee, Mr. PERLMUTTER, Mr. BRALEY of Iowa, and Mr. SPACE.  
 H.J. Res. 28: Mr. LEWIS of Georgia, Mr. MEEKS of New York, Mr. THOMPSON of Mississippi, Ms. WATERS, Mr. SERRANO, and Ms. CLARKE.  
 H.J. Res. 39: Mr. KIRK.  
 H. Con. Res. 49: Mr. ABERCROMBIE, Mr. ANDREWS, Mr. SMITH of Washington, Mrs. BOYDA of Kansas, and Mr. SPRATT.  
 H. Con. Res. 70: Mr. UPTON and Mr. WYNN.  
 H. Con. Res. 138: Mr. MURTHA and Mr. MCHUGH.  
 H. Con. Res. 156: Mr. ABERCROMBIE, Ms. BORDALLO, Mr. HASTINGS of Florida, Mr. GONZALEZ, Mr. GRIJALVA, and Mr. RANGEL.  
 H. Con. Res. 160: Mr. ALEXANDER.  
 H. Con. Res. 176: Mr. BUYER.  
 H. Con. Res. 183: Mr. SAXTON and Mr. ISSA.  
 H. Con. Res. 187: Ms. BEAN, Mr. HINCHEY, Mr. KAGEN, Mr. KILDEE, Mr. KIND, Mr. KIRK, Mr. LIPINSKI, Mr. ROSKAM, Mrs. JONES of Ohio, Mr. RUSH, Mr. ROGERS of Michigan, Mr. DINGELL, Mr. PETRI, Mrs. MILLER of Michigan, Mr. ARCURI, Mr. LEVIN, and Mr. OBERSTAR.  
 H. Res. 121: Ms. GINNY BROWN-WAITE of Florida, and Mr. GARY G. MILLER of California.  
 H. Res. 143: Mr. DOGGETT and Mr. DELAHUNT.  
 H. Res. 169: Ms. GIFFORDS.  
 H. Res. 231: Mr. ROGERS of Michigan, Mr. WILSON of South Carolina, Mr. LAHOOD, Mr. GILLMOR, and Mr. COLE of Oklahoma.  
 H. Res. 235: Mr. KIRK.  
 H. Res. 338: Ms. BERKLEY.  
 H. Res. 345: Mr. SHAYS.  
 H. Res. 443: Mr. JOHNSON of Georgia, Mr. MEEK of Florida, Ms. SHEA-PORTER, Mr. HODES, Mr. HARE, Mr. COURTNEY, Mr. LOEBSACK, Mr. UDALL of Colorado, Mr. ANDREWS, Mrs. CAPITO, Ms. PRYCE of Ohio, Mr. PAUL, Mr. JONES of North Carolina, Mrs. EMERSON, Mr. GILCHREST, Mr. GINGREY, Mr. CASTLE, Ms. ROS-LEHTINEN, Mr. RENZI, Mr. SHIMKUS, and Mr. FLAKE.  
 H. Res. 504: Mr. COOPER.  
 H. Res. 508: Mr. ENGEL, Mr. MANZULLO, Mr. CHABOT, and Mr. HONDA.  
 H. Res. 510: Ms. NORTON.  
 H. Res. 511: Ms. ROYBAL-ALLARD.  
 H. Res. 525: Mr. WAXMAN, Mr. BLUMENAUER, Mr. GRIJALVA, and Ms. WATERS.  
 H. Res. 528: Mr. MOORE of Kansas and Mr. HARE.  
 H. Res. 535: Ms. ROYBAL-ALLARD.  
 H. Res. 541: Mr. ANDREWS.  
 H. Res. 549: Mr. BUCHANAN and Mr. DUNCAN.  
 H. Res. 550: Ms. JACKSON-LEE of Texas.  
 H. Res. 553: Mr. MORAN of Virginia, Ms. ROYBAL-ALLARD, and Ms. SCHAKOWSKY.

#### ¶100.52 PETITIONS

Under clause 3 of rule XII, petitions and papers were laid on the clerk's desk and referred as follows:

99. The SPEAKER presented a petition of the Town of Great Barrington, Massachusetts, relative to a Resolution petitioning the Congress of the United States to impeach President George W. Bush and Vice President Richard B. Cheney; to the Committee on the Judiciary.

100. Also, a petition of the Commission of the City of Lauderdale, Florida, relative to Resolution No. 07R-05-131 urging the President of the United States and the Congress of the United States to take any and all action necessary to amend United States Immigration Policy and the unfair treatment of immigrants caused by the current wet foot dry foot policy; to the Committee on the Judiciary.

101. Also, a petition of the District Council of County Fermanagh, Northern Ireland, relative to a Notice of Motion supporting the Irish Lobby for Immigration Reform (ILIR) and its campaign to win legal status for the estimated 40,000 plus undocumented Irish living and working in the United States; to the Committee on the Judiciary.

102. Also, a petition of the Legislature of Rockland County, New York, relative to Resolution No. 216 requesting that the Congress of the United States pass S. 519 and H.R. 876, the Securing Adolescents From Exploitation-Online Act of 2207 or the SAFE Act of 2007; to the Committee on the Judiciary.

103. Also, a petition of the Town of Leyden, Massachusetts, relative to a Resolution calling on the Congress of the United States to investigate the charges and vote to impeach President George W. Bush and Richard B. Cheney as provided in the Constitution of the United States; to the Committee on the Judiciary.

104. Also, a petition of the Delaware County Democratic Committee, New York, relative to a Resolution to impeach President George W. Bush and Vice President Richard B. Cheney; to the Committee on the Judiciary.

105. Also, a petition of Mr. Robert F. Zeigler, General Counsel, relative to petitioning the Congress of the United States for the need for a substantial salary for federal judges; to the Committee on the Judiciary.

106. Also, a petition of the Town of Stockbridge, Massachusetts, relative to a Resolution calling on the Impeachment of President George W. Bush and Vice President Richard B. Cheney; to the Committee on the Judiciary.

107. Also, a petition of the Town of Colrain, Massachusetts, relative to a Resolution calling for the impeachment of President George W. Bush and Vice President Richard B. Cheney; to the Committee on the Judiciary.

108. Also, a petition of the Town of Shutesbury, Massachusetts, relative to a petition to impeach President George W. Bush and Vice President Richard B. Cheney; to the Committee on the Judiciary.

#### ¶100.53 DELETIONS OF SPONSORS FROM PUBLIC BILLS AND RESOLUTIONS

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

H.R. 2116: Mr. WALDEN of Oregon.

### MONDAY, JULY 23, 2007 (101)

#### ¶101.1 APPOINTMENT OF SPEAKER PRO TEMPORE

The House was called to order at 10:30 a.m. by the SPEAKER pro tempore, Mr. MCNERNEY, who laid before the House the following communication:

WASHINGTON, DC,

July 23, 2007.

I hereby appoint the Honorable JERRY MCNERNEY to act as Speaker pro tempore on this day.

NANCY PELOSI,

*Speaker of the House of Representatives.*

Whereupon, pursuant to the order of the House of January 4, 2007, Members were recognized for morning-hour debate.

#### ¶101.2 MORNING-HOUR DEBATE

The SPEAKER pro tempore, Mr. MCNERNEY, pursuant to the order of the House of January 4, 2007, recognized Members for morning-hour debate.

#### ¶101.3 RECESS—10:38 A.M.

The SPEAKER pro tempore, Mr. MCNERNEY, pursuant to clause 12(a) of rule I, declared the House in recess at 10 o'clock and 38 minutes a.m., until noon.

#### ¶101.4 AFTER RECESS—NOON

The SPEAKER pro tempore, Mr. MAHONEY of Florida, called the House to order.

#### ¶101.5 APPROVAL OF THE JOURNAL

The SPEAKER pro tempore, Mr. MAHONEY of Florida, announced he had examined and approved the Journal of the proceedings of Thursday, July 19, 2007.

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

#### ¶101.6 COMMUNICATIONS

Executive and other communications, pursuant to clause 8, rule XII, were referred as follows:

2604. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Pesticide Tolerance Nomenclature Changes; Technical Amendment [EPA-HQ-OPP-2002-0043; FRL-8131-3] received June 28, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

2605. A letter from the Publications Control Officer, Department of Defense, transmitting the Department's final rule — Law Enforcement Reporting (RIN: 0702-AA56) received June 25, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Armed Services.

2606. A letter from the Director, Department of the Treasury, transmitting the Department's final rule — Amendments to Bank Secrecy Act Regulations Regarding Casino Recordkeeping and Reporting Requirements (RIN: 1506-AA84) received June 22, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Financial Services.

2607. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Amendments to National Emission Standards for Hazardous Air Pollutants for Primary Copper Smelting and Secondary Copper Smelting Area Sources [EPA-HQ-OAR-2006-0510; FRL-8334-4] (RIN: 2060-AO46) received June 28, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

2608. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Approval and Promulgation of Air Quality Implementation Plans; Pennsylvania; Redesignation of the Lancaster 8-

Hour Ozone Nonattainment Area to Attainment and Approval of the Area's Maintenance Plan and 2002 Base-Year Inventory [EPA-R03-OAR-2006-0840; FRL-8333-6] received June 28, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

2609. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Approval and Promulgation of Air Quality Implementation Plans; Pennsylvania; Redesignation of the Tioga County Ozone Nonattainment Area to Attainment and Approval of the Area's Maintenance Plan and 2002 Base Year Inventory [EPA-R03-OAR-2006-0862; FRL-8333-7] received June 28, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

2610. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Extension of the Deferred Effective Date for 8-hour Ozone National Ambient Air Quality Standards for the Denver Early Action Compact [EPA-HQ-OAR-2003-0090; FRL-8332-2] (RIN: 2060-AO05) received June 28, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

2611. A letter from the Chief of Staff, Media Bureau, Federal Communications Commission, transmitting the Commission's final rule — In the Matter of Amendment of Section 73.202(b), Table of Allotments, FM Broadcast Stations. (Grapeland, Elgin, Burnet, Cameron, Calvert, Junction and Mason, Texas) [MB Docket No. 03-149 RM-10725] received June 25, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

2612. A letter from the Associate Director, PP&I, Department of the Treasury, transmitting the Department's final rule — Burmese Sanctions Regulations — Received June 21, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Foreign Affairs.

2613. A letter from the Director, Office of Personnel Management, transmitting the Office's final rule — Locality Pay Area (RIN: 3206-AL27) received June 22, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Oversight and Government Reform.

2614. A letter from the Director, Office of Personnel Management, transmitting the Office's final rule — Locality-Based Comparability Payments and Evacuations Payments (RIN: 3206-AL09) received June 21, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Oversight and Government Reform.

2615. A letter from the Acting Director, Office of Surface Mining, Department of the Interior, transmitting the Department's final rule — Virginia Regulatory Program [VA-123-FOR] received June 29, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Natural Resources.

2616. A letter from the Assistant Administrator for Fisheries, NMFS, National Oceanic and Atmospheric Administration, transmitting the Administration's final rule — Magnuson-Stevens Fishery Conservation and Management Act Provisions; Fisheries of the Northeastern United States; Northeast Multispecies Fishery; Allocation of Trips in the Closed Area II Yellowtail Flounder Special Access Program [Docket No. 070427094-7113-02, I.D. 042407A] (RIN: 0648-AV50) received June 20, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Natural Resources.

2617. A letter from the Assistant Administrator for Fisheries, NMFS, National Oceanic and Atmospheric Administration, transmitting the Administration's final rule — Fisheries Off West Coast States; Highly Migratory Species Fisheries [Docket No.

070110003-7111-02; I.D. 112006A] (RIN: 0648-AS89) received June 20, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Natural Resources.

2618. A letter from the Chief, Regulations and Administrative Law, Department of Homeland Security, transmitting the Department's final rule — Anchorage Regulations; Port of New York and Vicinity [CGD01-06-023] (RIN: 1625-AA01) received June 25, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

2619. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Modification of Class E Airspace; Peru, IL. [Docket No. FAA-2007-27110; Airspace Docket No. 07-AGL-1] received July 19, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

2620. A letter from the Director of Regulations Management, Department of Veterans Affairs, transmitting the Department's final rule — Data Breaches (RIN: 2900-AM63) received June 25, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Veterans' Affairs.

2621. A letter from the Chief, Publications and Regulations, Internal Revenue Service, transmitting the Service's final rule — Exclusions from Gross Income of Foreign Corporations [TD 9332] (RIN: 1545-BG00) received June 25, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

2622. A letter from the Chief, Publications and Regulations Branch, Internal Revenue Service, transmitting the Service's final rule — Section 355. Distribution of stock and securities of a controlled corporations 26 CFR 1.355-3: Active Conduct of a Trade or Business (Rev. Rul. 2007-42) received June 25, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

¶101.7 COMMUNICATION FROM THE PRESIDENT

The SPEAKER pro tempore, Mr. MAHONEY of Florida, laid before the House a communication from the President, which was read as follows:

THE WHITE HOUSE,  
Washington, July 21, 2007.

Hon. NANCY PELOSI,  
*Speaker of the House of Representatives,*  
Washington, DC.

DEAR MADAME SPEAKER: This morning I will undergo a routine medical procedure requiring sedation. In view of present circumstances, I have determined to transfer temporarily my Constitutional powers and duties to the Vice President during the brief period of the procedure and recovery.

In accordance with the provisions of Section 3 of the Twenty-Fifth Amendment to the United States Constitution, this letter shall constitute my written declaration that I am unable to discharge the constitutional powers and duties of the office of the President of the United States. Pursuant to Section 3, the Vice President shall discharge those powers and duties as Acting President until I transmit to you a written declaration that I am able to resume the discharge of those powers and duties.

Sincerely,

GEORGE BUSH.

¶101.8 COMMUNICATION FROM THE PRESIDENT

The SPEAKER pro tempore, Mr. MAHONEY of Florida, laid before the House a communication from the President, which was read as follows:

THE WHITE HOUSE,  
Washington, July 21, 2007.

Hon. NANCY PELOSI,  
*Speaker of the House of Representatives,*  
Washington, DC.

DEAR MADAME SPEAKER: In accordance with the provisions of Section 3 of the Twenty-Fifth Amendment to the United States Constitution, this letter shall constitute my written declaration that I am presently able to resume the discharge of the Constitutional powers and duties of the office of the President of the United States. With the transmittal of this letter, I am resuming those powers and duties effective immediately.

Sincerely,

GEORGE BUSH.

¶101.9 COMMUNICATION FROM THE CLERK—MESSAGE FROM THE SENATE

The SPEAKER pro tempore, Mr. MAHONEY of Florida, laid before the House a communication, which was read as follows:

OFFICE OF THE CLERK,  
HOUSE OF REPRESENTATIVES,  
Washington, DC, July 20, 2007.

Hon. NANCY PELOSI,  
*The Speaker, House of Representatives*  
Washington, DC.

DEAR MADAM SPEAKER: Pursuant to the permission granted in Clause 2(h) of Rule II of the Rules of the U.S. House of Representatives, the Clerk received the following message from the Secretary of the Senate on July 20, 2007, at 12:00 p.m.:

That the Senate passed with an amendment and requests a conference with the House, appoints conferees, H.R. 2272.

That the Senate passed with an amendment and requests a conference with the House, appoints conferees, H.R. 2669.

Appointments:

United States Holocaust Memorial Council.

With best wishes, I am,  
Sincerely,

LORRAINE C. MILLER,  
*Clerk of the House.*

¶101.10 COMMUNICATION REGARDING SUBPOENA

The SPEAKER pro tempore, Mr. MAHONEY of Florida, laid before the House the following communication from John Bristol, Congressional Aide, office of the Honorable Mark Udall of Colorado:

CONGRESS OF THE UNITED STATES,  
HOUSE OF REPRESENTATIVES,  
Washington, DC, July 12, 2007.

Hon. NANCY PELOSI,  
*Speaker, House of Representatives,*  
Washington, DC.

DEAR MADAM SPEAKER: This is to notify you formally, pursuant to Rule VIII of the Rules of the U.S. House of Representatives, that I have been served with a subpoena, issued by the Westminster, Colorado Municipal Court, for testimony in a criminal case.

After consultation with the Office of General Counsel, I have determined that compliance with the subpoena is consistent with the precedents and privileges of the House.

Sincerely,

JOHN BRISTOL,  
*Congressional Aide.*

¶101.11 COMMUNICATION REGARDING SUBPOENA

The SPEAKER pro tempore, Mr. MAHONEY of Florida, laid before the House the following communication from Carter Ellison, Congressional



Aide, office of the Honorable Mark Udall of Colorado:

HOUSE OF REPRESENTATIVES,  
Washington, DC, July 12, 2007.

Hon. NANCY PELOSI,  
Speaker, House of Representatives,  
Washington, DC.

DEAR MADAM SPEAKER: This is to notify you formally, pursuant to Rule VIII of the Rules of the U.S. House of Representatives, that I have been served with a subpoena, issued by the Westminster, Colorado Municipal Court, for testimony in a criminal case.

After consultation with the Office of General Counsel, I have determined that compliance with the subpoena is consistent with the precedents and privileges of the House.

Sincerely,

CARTER ELLISON,  
Congressional Aide.

¶101.12 STAR-SPANGLED BANNER  
NATIONAL HISTORIC TRAIL

Mr. GRIJALVA moved to suspend the rules and pass the bill (H.R. 1388) to amend the National Trails System Act to designate the Star-Spangled Banner Trail in the States of Maryland and Virginia and the District of Columbia as a National Historic Trail; as amended.

The SPEAKER pro tempore, Mr. MAHONEY of Florida, recognized Mr. GRIJALVA and Mrs. McMORRIS RODGERS, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and pass said bill, as amended?

The SPEAKER pro tempore, Mr. MAHONEY of Florida, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill, as amended, was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill, as amended, was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said bill.

¶101.13 LEWIS AND CLARK NATIONAL  
HISTORIC TRAIL

Mr. GRIJALVA moved to suspend the rules and pass the bill (H.R. 761) to authorize the Secretary of the Interior to convey to The Missouri River Basin Lewis and Clark Interpretive Trail and Visitor Center Foundation, Inc. certain Federal land associated with the Lewis and Clark National Historic Trail in Nebraska, to be used as a historical interpretive site along the trail; as amended.

The SPEAKER pro tempore, Mr. MAHONEY of Florida, recognized Mr. GRIJALVA and Mrs. McMORRIS RODGERS, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and pass said bill, as amended?

The SPEAKER pro tempore, Mr. MAHONEY of Florida, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof,

the rules were suspended and said bill, as amended, was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill, as amended, was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said bill.

¶101.14 SNOQUALMIE PASS LAND  
CONVEYANCE

Mr. GRIJALVA moved to suspend the rules and pass the bill (H.R. 1285) to provide for the conveyance of a parcel of National Forest System land in Kittitas County, Washington, to facilitate the construction of a new fire and rescue station, and for other purposes; as amended.

The SPEAKER pro tempore, Mr. MAHONEY of Florida, recognized Mr. GRIJALVA and Mrs. McMORRIS RODGERS, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and pass said bill, as amended?

The SPEAKER pro tempore, Mr. MAHONEY of Florida, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill, as amended, was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill, as amended, was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said bill.

¶101.15 SANTA ROSA URBAN WATER  
REUSE

Mr. GRIJALVA moved to suspend the rules and pass the bill (H.R. 716) to amend the Reclamation Wastewater and Groundwater Study and Facilities Act to authorize the Secretary of the Interior to participate in the Santa Rosa Urban Water Reuse Plan; as amended.

The SPEAKER pro tempore, Mr. MAHONEY of Florida, recognized Mr. GRIJALVA and Mrs. McMORRIS RODGERS, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and pass said bill, as amended?

The SPEAKER pro tempore, Mr. MAHONEY of Florida, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill, as amended, was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill, as amended, was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said bill.

¶101.16 AVARA/BLACK WASH  
RECLAMATION AND RIPARIAN  
RESTORATION PROJECT

Mr. GRIJALVA moved to suspend the rules and pass the bill (H.R. 1503) to amend the Wastewater and Groundwater Study and Facilities Act to authorize the Secretary of the Interior to participate in the Avra/Black Wash Reclamation and Riparian Restoration Project; as amended.

The SPEAKER pro tempore, Mr. MAHONEY of Florida, recognized Mr. GRIJALVA and Mrs. McMORRIS RODGERS, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and pass said bill, as amended?

The SPEAKER pro tempore, Mr. MAHONEY of Florida, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill, as amended, was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill, as amended, was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said bill.

¶101.17 BAY AREA REGIONAL WATER  
RECYCLING PROGRAM

Mr. GRIJALVA moved to suspend the rules and pass the bill (H.R. 1526) to amend the Reclamation Wastewater and Groundwater Study and Facilities Act to authorize the Bay Area Regional Water Recycling Program, and for other purposes; as amended.

The SPEAKER pro tempore, Mr. MAHONEY of Florida, recognized Mr. GRIJALVA and Mrs. McMORRIS RODGERS, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and pass said bill, as amended?

The SPEAKER pro tempore, Mr. MAHONEY of Florida, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill, as amended, was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill, as amended, was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said bill.

¶101.18 OREGON WATER RESOURCES  
MANAGEMENT

Mr. GRIJALVA moved to suspend the rules and pass the bill (H.R. 495) to update the management of Oregon water Resources, and for other purposes.

The SPEAKER pro tempore, Mr. MAHONEY of Florida, recognized Mr. GRIJALVA and Mrs. McMORRIS RODGERS, each for 20 minutes.



After debate,  
The question being put, *viva voce*,  
Will the House suspend the rules and pass said bill?

The SPEAKER pro tempore, Mr. MAHONEY of Florida, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill was passed was, by unanimous consent, laid on the table.

*Ordered*, That the Clerk request the concurrence of the Senate in said bill.

#### ¶101.19 OCEAN AND COASTAL MAPPING INTEGRATION

Mr. GRIJALVA moved to suspend the rules and pass the bill (H.R. 2400) to direct the Administrator of the National Oceanic and Atmospheric Administration to establish an integrated Federal ocean and coastal mapping plan for the Great Lakes and coastal state waters, the territorial sea, the exclusive economic zone, and the Continental Shelf of the United States, and for other purposes; as amended.

The SPEAKER pro tempore, Mr. MAHONEY of Florida, recognized Mr. GRIJALVA and Mrs. McMORRIS RODGERS, each for 20 minutes.

After debate,  
The question being put, *viva voce*,  
Will the House suspend the rules and pass said bill, as amended?

The SPEAKER pro tempore, Mr. MAHONEY of Florida, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill, as amended, was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill, as amended, was passed was, by unanimous consent, laid on the table.

*Ordered*, That the Clerk request the concurrence of the Senate in said bill.

#### ¶101.20 MULTINATIONAL SPECIES CONSERVATION FUNDS

Mr. GRIJALVA moved to suspend the rules and pass the bill (H.R. 50) to reauthorize the African Elephant Conservation Act and the Rhinoceros and Tiger Conservation Act of 1994; as amended.

The SPEAKER pro tempore, Mr. MAHONEY of Florida, recognized Mr. GRIJALVA and Mrs. McMORRIS RODGERS, each for 20 minutes.

After debate,  
The question being put, *viva voce*,  
Will the House suspend the rules and pass said bill, as amended?

The SPEAKER pro tempore, Mr. MAHONEY of Florida, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill, as amended, was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill, as amended, was passed was, by unanimous consent, laid on the table.

*Ordered*, That the Clerk request the concurrence of the Senate in said bill.

#### ¶101.21 ASIAN ELEPHANT CONSERVATION

Mr. GRIJALVA moved to suspend the rules and pass the bill (H.R. 465) to reauthorize the Asian Elephant Conservation Act of 1997; as amended.

The SPEAKER pro tempore, Mr. MAHONEY of Florida, recognized Mr. GRIJALVA and Mrs. McMORRIS RODGERS, each for 20 minutes.

After debate,  
The question being put, *viva voce*,  
Will the House suspend the rules and pass said bill, as amended?

The SPEAKER pro tempore, Mr. MAHONEY of Florida, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill, as amended, was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill, as amended, was passed was, by unanimous consent, laid on the table.

*Ordered*, That the Clerk request the concurrence of the Senate in said bill.

#### ¶101.22 NATIONAL UNDERGROUND RAILROAD NETWORK

Mr. GRIJALVA moved to suspend the rules and pass the bill (H.R. 1239) to amend the National Underground Railroad Network to Freedom Act of 1998 to provide additional staff and oversight of funds to carry out the Act, and for other purposes; as amended.

The SPEAKER pro tempore, Mr. MAHONEY of Florida, recognized Mr. GRIJALVA and Mrs. McMORRIS RODGERS, each for 20 minutes.

After debate,  
The question being put, *viva voce*,  
Will the House suspend the rules and pass said bill, as amended?

The SPEAKER pro tempore, Mr. MAHONEY of Florida, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill, as amended, was passed.

By unanimous consent, the title was amended so as to read: "An Act to amend the National Underground Railroad Network to Freedom Act of 1998 to authorize additional funding to carry out the Act, and for other purposes."

A motion to reconsider the votes whereby the rules were suspended and said bill, as amended, was passed and the title was amended was, by unanimous consent, laid on the table.

*Ordered*, That the Clerk request the concurrence of the Senate in said bill.

#### ¶101.23 COMMUNICATION REGARDING SUBPOENA

The SPEAKER pro tempore, Mr. MAHONEY of Florida, laid before the

House the following communication from Mr. UDALL of Colorado:

HOUSE OF REPRESENTATIVES,  
Washington, DC, July 20, 2007.

Hon. NANCY PELOSI,  
Speaker, House of Representatives,  
Washington, DC.

DEAR MADAM SPEAKER: This is to notify you formally, pursuant to Rule VIII of the Rules of the House of Representatives, that I have received a subpoena, issued in the Municipal Court of the City of Westminster, Colorado, for testimony in a criminal case.

I do not appear to have any relevant or material testimony to offer. Accordingly, after consultation with the Office of General Counsel, I have determined that compliance with the subpoena is inconsistent with the precedents and privileges of the House.

Sincerely,

MARK UDALL,  
Member of Congress.

#### ¶101.24 OVERSEAS PRIVATE INVESTMENT CORPORATION

Mr. SHERMAN moved to suspend the rules and pass the bill (H.R. 2798) to reauthorize the programs of the Overseas Private Investment Corporation, and for other purposes; as amended.

The SPEAKER pro tempore, Mr. MAHONEY of Florida, recognized Mr. SHERMAN and Mr. PENCE, each for 20 minutes.

After debate,  
The question being put, *viva voce*,  
Will the House suspend the rules and pass said bill, as amended?

The SPEAKER pro tempore, Mr. MAHONEY of Florida, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill, as amended, was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill, as amended, was passed was, by unanimous consent, laid on the table.

*Ordered*, That the Clerk request the concurrence of the Senate in said bill.

#### ¶101.25 2009 SPECIAL OLYMPICS WORLD WINTER GAMES

Mr. SHERMAN moved to suspend the rules and agree to the resolution (H. Res. 380):

Whereas Special Olympics is an international nonprofit organization that promotes personal development through sports training and competition;

Whereas Special Olympics advances the understanding of intellectual disabilities through participation and fellowship in the Nation and around the World;

Whereas Special Olympics serves more than 2,500,000 individuals with intellectual disabilities around the globe;

Whereas Special Olympics offers more than 205 programs in over 165 countries;

Whereas Special Olympics offers 30 Olympic-type summer and winter sports to both children and adults with intellectual disabilities;

Whereas Boise, Idaho won the International bid to host the 2009 Special Olympics World Winter Games to be held during February 6-13, 2009;

Whereas thousands of athletes are expected to compete in 7 winter sports in the 2009 Special Olympics World Winter Games; and

Whereas the 2009 Special Olympics World Winter Games will be the largest multi-sport event ever held in the State of Idaho: Now, therefore, be it

*Resolved*, That the House of Representatives—

(1) applauds the goals and principles of Special Olympics;

(2) salutes the athletes, coaches, family members, friends, and volunteers that make Special Olympics World Winter Games possible;

(3) congratulates the State of Idaho as the host for the 2009 Special Olympics World Winter Games; and

(4) supports the 2009 Special Olympic World Winter Games and the goals of the Special Olympics to enrich the lives of people with intellectual disabilities through sports.

The SPEAKER pro tempore, Mr. MAHONEY of Florida, recognized Mr. SHERMAN and Mr. PENCE, each for 20 minutes.

After debate,

The question being put, *viva voce*,

Will the House suspend the rules and agree to said resolution?

The SPEAKER pro tempore, Mr. SHERMAN, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said resolution was agreed to.

A motion to reconsider the vote whereby the rules were suspended and said resolution was agreed to was, by unanimous consent, laid on the table.

#### ¶101.26 UNTOUCHABILITY IN INDIA

Mr. SHERMAN moved to suspend the rules and agree to the concurrent resolution (H. Con. Res. 139); as amended:

Whereas the Human Rights Watch and the Center for Human Rights and Global Justice at New York University School of Law released a report in February 2007 that describes caste discrimination against India's "Untouchables" based on in-depth investigations and the findings of Indian governmental and non-governmental organizations on caste-based abuses;

Whereas the United States and the Republic of India have entered into an unprecedented partnership;

Whereas the July 18, 2005, Joint Statement between President George W. Bush and Prime Minister Manmohan Singh stated that, "[a]s leaders of nations committed to the values of human freedom, democracy, and rule of law, the new relationship between India and the United States will promote stability, democracy, prosperity, and peace throughout the world [ . . . and] it will enhance our ability to work together to provide global leadership in areas of mutual concern and interest";

Whereas caste is the socioeconomic stratification of people in South Asia based on a combination of work and heredity;

Whereas the "Untouchables", now known as the Dalits, and the people of the forest tribes of India, called Tribals, who together number approximately 200,000,000 people, are the primary victims of caste discrimination in India;

Whereas discrimination against the Dalits and Tribals has existed for more than 2,000 years and has included educational discrimination, economic disenfranchisement, physical abuse, discrimination in medical care, religious discrimination, and violence targeting Dalit and Tribal women;

Whereas Article 17 of the Constitution of India outlaws untouchability;

Whereas despite numerous laws enacted for the protection and betterment of the Dalits and Tribals, they are still considered outcasts in Indian society and are treated as such; moreover, in practice, Dalits and Tribals are frequently denied equal treatment under the law;

Whereas Dalit women suffer both caste and gender discrimination as a result of the deficient administration of justice and are often raped and attacked with impunity;

Whereas the National Commission on Scheduled Castes and Scheduled Tribes has declared that many of the reported cases of atrocities against Dalits and Tribals end in acquittals;

Whereas, despite the fact that many Dalits do not report crimes for fear of reprisals by the dominant castes, national police statistics averaged over the past five years by the National Commission on Scheduled Castes and Scheduled Tribes show that 13 Dalits are murdered every week, five Dalits' homes or possessions are burnt every week, six Dalits are kidnapped or abducted every week, three Dalit women are raped every day, 11 Dalits are beaten every day and a crime is committed against a Dalit every 18 minutes;

Whereas many Dalit girls are forced to become temple prostitutes who are then unable to marry and may be auctioned to urban brothels, and many women trafficked in India are Dalit women;

Whereas low-caste unborn females are targeted for abortions;

Whereas according to Human Rights Watch and India's official National Family Health Survey, most Dalits and Tribals are among those poorest of the poor living on less than \$1 per day; most of India's bonded laborers are Dalits; and half of India's Dalit children are undernourished, 21 percent are "severely underweight", and 12 percent die before their 5th birthday;

Whereas Dalits and other low-caste individuals often suffer from discrimination and segregation in government primary schools leading to low enrollment, high drop-out, and low literacy rates, perhaps linked to a perception that Dalits are not meant to be educated, are incapable of being educated, or if educated, would pose a threat to village hierarchies and power relations;

Whereas the Dalits and Tribals maintain higher illiteracy rates than non-Dalit populations; and

Whereas the HIV/AIDS epidemic in India is massive and Dalits and Tribals are significantly affected by HIV/AIDS: Now, therefore, be it

*Resolved by the House of Representatives (the Senate concurring)*, That it is the sense of Congress that, as the leaders of the United States and the Republic of India have expressed commitment to the values of human freedom, democracy, and the rule of law, it is in the interests of the United States to address the problem of the treatment of the Dalits and Tribals in India in order to better meet mutual social development and human rights goals by—

(1) raising the issues of caste discrimination, violence against women, and untouchability through diplomatic channels both directly with the Government of India and within the context of international bodies;

(2) encouraging the United States Agency for International Development to ensure that the needs of Dalit organizations are incorporated in the planning and implementation of development projects;

(3) ensuring that projects that positively impact Dalit and Tribal communities, especially Dalit women, are developed and implemented;

(4) ensuring that cooperative research programs targeting rural health care, the HIV/AIDS epidemic, and rural technology contain proper focus on the Dalits and Tribals;

(5) ensuring that anyone receiving funding in India from the United States Government—

(A) is aware that it is United States Government policy that caste discrimination is unacceptable, and that the United States is committed to eliminating it; and

(B) treat all people equally without engaging in caste discrimination;

(6) ensuring that—

(A) qualified Dalits are in no way discouraged from working with organizations receiving funding in India from the United States Government, and that transparent and fair recruitment, selection, and career development processes are implemented, with clear objective criteria; and

(B) procedures exist to detect and remedy any caste discrimination in employment conditions, wages, benefits or job security for anyone working with organizations receiving funding in India from the United States Government;

(7) encouraging United States citizens working in India to avoid discrimination toward the Dalits in all business interactions; and

(8) discussing the issue of caste during bilateral and multilateral meetings, including congressional delegations.

The SPEAKER pro tempore, Mr. MAHONEY of Florida, recognized Mr. SHERMAN and Mr. PENCE, each for 20 minutes.

After debate,

The question being put, *viva voce*,

Will the House suspend the rules and agree to said concurrent resolution, as amended?

The SPEAKER pro tempore, Mr. MAHONEY of Florida, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said concurrent resolution, as amended, was agreed to.

A motion to reconsider the vote whereby the rules were suspended and said concurrent resolution, as amended, was agreed to was, by unanimous consent, laid on the table.

*Ordered*, That the Clerk request the concurrence of the Senate in said concurrent resolution.

#### ¶101.27 75TH ANNIVERSARY OF 1932 WINTER OLYMPIC GAMES

Mr. SHERMAN moved to suspend the rules and agree to the resolution (H. Res. 521):

Whereas Lake Placid, New York, was the site of the 1932 and 1980 Winter Olympic Games;

Whereas Lake Placid is the only site in North America to have hosted the Winter Olympic Games more than once;

Whereas the 1980 Winter Olympic Games featured one of the greatest triumphs in sports history with the men's United States hockey team victory over the Soviet team in the "Miracle on Ice";

Whereas Lake Placid, New York, has a population of under 2,700 residents, yet welcomes over 2.2 million visitors each year;

Whereas the residents of Lake Placid were wonderful ambassadors of the United States for the 1,324 Olympic athletes that participated in the 1932 and 1980 Winter Olympic Games;

Whereas the residents of Lake Placid take great pride in their place in Olympic history;

Whereas Lake Placid and the towns of North Elba and Wilmington have world class

sports facilities that serve as an excellent training location for athletes and sports enthusiasts;

Whereas Lake Placid is the home of one of the three U.S. Olympic Committee's national training centers;

Whereas Lake Placid continues to successfully host international sports competitions on a regular basis; and

Whereas 2007 marks the 75th anniversary of the 1932 Winter Olympic Games: Now, therefore, be it

*Resolved*, That the House of Representatives—

(1) congratulates the Village of Lake Placid, New York, as it celebrates its 75th anniversary of hosting the 1932 Winter Olympic Games;

(2) encourages all Americans to visit the state-of-the-art Olympic facilities in Lake Placid;

(3) recognizes Lake Placid's important place in Olympic history; and

(4) encourages the United States Olympic Committee to select Lake Placid to represent the United States in a future bid for the Olympic and Paralympic Winter Games.

The SPEAKER pro tempore, Mr. MAHONEY of Florida, recognized Mr. SHERMAN and Mr. PENCE, each for 20 minutes.

After debate,

The question being put, *viva voce*,

Will the House suspend the rules and agree to said resolution?

The SPEAKER pro tempore, Mr. MAHONEY of Florida, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said resolution was agreed to.

A motion to reconsider the vote whereby the rules were suspended and said resolution was agreed to was, by unanimous consent, laid on the table.

#### ¶101.28 BURMESE FREEDOM AND DEMOCRACY

Mr. LEVIN moved to suspend the rules and pass the joint resolution (H.J. Res. 44) approving the renewal of import restrictions contained in the Burmese Freedom and Democracy Act of 2003; as amended.

The SPEAKER pro tempore, Mr. MAHONEY of Florida, recognized Mr. LEVIN and Mrs. BIGGERT, each for 20 minutes.

After debate,

The question being put, *viva voce*,

Will the House suspend the rules and pass said joint resolution, as amended?

The SPEAKER pro tempore, Mr. MAHONEY of Florida, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said joint resolution, as amended, was passed.

By unanimous consent, the title was amended so as to read: "An Act approving the renewal of import restrictions contained in the Burmese Freedom and Democracy Act of 2003, and for other purposes."

A motion to reconsider the vote whereby the rules were suspended and said joint resolution, as amended, was passed and the title was amended was,

by unanimous consent, laid on the table.

*Ordered*, That the Clerk request the concurrence of the Senate in said joint resolution.

#### ¶101.29 UNIVERSITY OF WYOMING COWGIRLS

Mr. SARBANES moved to suspend the rules and agree to the resolution (H. Res. 384):

Whereas on March 31, 2007, the University of Wyoming Cowgirls defeated the University of Wisconsin Badgers by a score of 72-56 in the championship basketball game of the Women's National Invitation Tournament;

Whereas the victory of these 14 very accomplished young women and their coach, Joe Legerski, was witnessed by over 15,000 fans at the University of Wyoming's sold out Arena-Auditorium;

Whereas the Cowgirls won 21 games in their regular season and tied for second in the Mountain West Conference (MWC);

Whereas Jodi Bolerjack scored 16 points in the championship game and earned Third Team All-MWC honors;

Whereas Elisabeth Dissen scored the last shot for the Cowgirls of the first half, giving the team a 39-26 lead;

Whereas Megan McGuffey scored back-to-back layups in the second half, totaling 10 points for the game, and received the MWC Newcomer of the Year honor;

Whereas Justyna Podziemska scored 16 points in the championship game, had 10 rebounds, and 8 assists;

Whereas Dominique Sisk scored 5 points, had 2 assists, and 7 rebounds for the Cowgirls;

Whereas Rebecca Vanderjagt scored 4 points and had 1 block during the championship game;

Whereas Aubrey Vandiver brought a strong end to the first half, shooting or assisting the last seven points;

Whereas Hanna Zavec scored 12 points and earned the award of the Women's National Invitation Tournament Most Valuable Player;

Whereas Amy Bolerjack, Mallory Cline, Annie Gorenstein, Angiah Harris, Gemma Koehler, and Megan Mordecai also contributed to the team's top season; and

Whereas these top athletes are also dedicated to academic achievement, and serve as the standard of excellence, scholarship, and sportsmanship for the entire Nation: Now, therefore, be it

*Resolved*, That the House of Representatives congratulates the University of Wyoming women's basketball team for their championship victory in the 2007 National Invitational Tournament.

The SPEAKER pro tempore, Mr. MAHONEY of Florida, recognized Mr. SARBANES and Mrs. BIGGERT, each for 20 minutes.

After debate,

The question being put, *viva voce*,

Will the House suspend the rules and agree to said resolution?

The SPEAKER pro tempore, Mr. MAHONEY of Florida, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said resolution was agreed to.

A motion to reconsider the vote whereby the rules were suspended and said resolution was agreed to was, by unanimous consent, laid on the table.

#### ¶101.30 MCKINNEY-VENTO HOMELESS ASSISTANCE

Mr. FRANK of Massachusetts, moved to suspend the rules and agree to the resolution (H. Res. 561):

Whereas July 22, 2007, is the 20th anniversary of the enactment of the Stewart B. McKinney Homeless Assistance Act, which was renamed the McKinney-Vento Homeless Assistance Act in October 2000;

Whereas Representatives Stewart B. McKinney and Bruce Vento worked tirelessly in the Congress to develop a Federal response to homelessness;

Whereas Representative Stewart B. McKinney was committed to exposing the depth of the growing problem of homelessness in the 1980s;

Whereas Representative Stewart B. McKinney was a recognized expert on Federal housing law and urban affairs who successfully amended the National Housing Act and the Housing and Community Development Act of 1974 to better target Federal aid to smaller cities, but became terminally ill with pneumonia after sleeping on a grate outside a Federal building with the homeless of Washington, DC;

Whereas in 1985, after personally viewing the circumstances of the homeless and the need for crisis intervention in his congressional district in St. Paul, Minnesota, Representative Bruce Vento introduced a resolution to express the sense of the Congress that homelessness is a national problem requiring a national solution;

Whereas throughout his career, Representative Vento remained dedicated to securing a commitment of Federal resources to address homelessness;

Whereas the programs established by the McKinney-Vento Act have provided housing, education, health care, and job training assistance, and critical outreach, to thousands of homeless men, women, and children in the United States;

Whereas the Education for Homeless Children and Youth Program of the McKinney-Vento Act has resulted in a significant increase in the number of homeless children and youth attending school on a regular basis;

Whereas the McKinney-Vento Act was intended to be only an emergency response and not the sole Federal response to homelessness;

Whereas over the course of a year, as many as 3,500,000 persons are estimated to experience homelessness in the United States;

Whereas approximately 400,000 veterans of the Armed Forces of the United States experience homelessness at some point over the course of a year;

Whereas the homeless population includes vulnerable groups such as children, unaccompanied youth, and persons with disabilities; and

Whereas there were at least 142 unprovoked assaults against homeless persons in 2006, including 20 that resulted in death: Now, therefore, be it

*Resolved*, That the House of Representatives—

(1) recognizes the 20th anniversary of the McKinney-Vento Homeless Assistance Act and the impact it has made on homelessness in the United States;

(2) recognizes the positive impact the McKinney-Vento Act has had on hundreds of thousands of homeless men, women, children, and youth in the United States;

(3) recognizes the substantial contributions of Representatives Stewart B. McKinney and Bruce Vento in addressing homelessness;

(4) recognizes that homelessness continues to be an urgent problem in the United States;

(5) commends the dedication and commitment of service providers, including faith-based and nonprofit organizations, who are working to end homelessness in their communities and provide emergency food, shelter, and services to homeless Americans;

(6) recognizes that the lack of affordable housing exacerbates homelessness in the United States;

(7) supports the continued efforts of Federal, State, and local governments and private non-profit organizations in their efforts to prevent and end homelessness through the development of affordable housing;

(8) recognizes that the life expectancy of a homeless person in the United States is 30 years shorter than that of the average American and supports efforts to improve the health of homeless Americans;

(9) supports efforts to prevent and end homelessness among veterans of the Armed Forces of the United States;

(10) supports efforts to ensure accurate and timely processing of applications for disability benefits as a means of decreasing homelessness among disabled persons;

(11) recognizes that the safety and well-being of homeless persons is an urgent problem;

(12) recognizes the critical role of education and public schools in preventing and ending homelessness, and supports efforts to improve stability, services, and access to school for homeless children and youth; and

(13) endeavors to work with the same courage, dignity, and determination exemplified by Representatives McKinney and Vento to eliminate homelessness in the United States.

The SPEAKER pro tempore, Mr. MAHONEY of Florida, recognized Mr. FRANK of Massachusetts, and Mr. SHAYS, each for 20 minutes.

After debate,

The question being put, *viva voce*,

Will the House suspend the rules and agree to said resolution?

The SPEAKER pro tempore, Mr. MAHONEY of Florida, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said resolution was agreed to.

A motion to reconsider the vote whereby the rules were suspended and said resolution was agreed to was, by unanimous consent, laid on the table.

#### ¶101.31 DAVID RAY RITCHESON

Ms. JACKSON-LEE of Texas, moved to suspend the rules and agree to the resolution (H. Res. 535):

Whereas David Ray Ritcheson, a Mexican-American, was a friendly and cheerful student at Klein Collins High School in the Houston suburb of Spring, Texas, and a popular and talented football athlete who was loved and admired by his family and friends;

Whereas on April 23, 2006, at the age of 16, David Ray Ritcheson was severely assaulted while attending a party in Spring, Texas;

Whereas the former running back and freshman homecoming prince spent more than three months in the hospital as a result of the injuries he suffered in the assault and endured more than 30 surgeries to restore his appearance and regain the normal use of his bodily functions;

Whereas no human being deserves to be tortured and victimized like David Ray Ritcheson simply because he is of a different background, race, religion, ethnic group, or sexual orientation;

Whereas of all crimes, hate crimes are most likely to create or exacerbate tensions

that can trigger larger community-wide racial conflict, civil disturbances, and riots in communities at-risk of serious social and economic consequences;

Whereas hate-motivated violence disrupts the tranquility and safety of communities, impedes the movement of members of targeted groups, and prevents members of targeted groups from purchasing goods and services, obtaining or sustaining employment, and fulfilling the American Dream;

Whereas the courageous, eloquent, and compelling testimony of David Ray Ritcheson before a committee of the House of Representatives brought into vivid relief the human face of victims of hate crimes and the terrible suffering that such crimes inflict on victims and their families, friends, and communities;

Whereas David Ray Ritcheson, in his testimony, emphasized that he was a survivor who urged the Federal Government to take the lead in deterring individuals like those who attacked him from committing violent crimes against others because of where they are from, the color of their skin, the God they worship, the person they love, or the way they look, talk, or act;

Whereas David Ray Ritcheson's powerful testimony helped inspire the House of Representatives to pass the Local Law Enforcement Hate Crimes Prevention Act of 2007 (H.R. 1592 of the 110th Congress), which incorporates key provisions of the David Ray Hate Crimes Prevention Act of 2007 (H.R. 254 of the 110th Congress);

Whereas David Ray Ritcheson vowed to do whatever he could to help make the United States a hate-free place in which to live;

Whereas the courage displayed by David Ray Ritcheson is an inspiration to all Americans and reinforces the message that acts of bigotry and hate are unacceptable in the United States; and

Whereas, on July 1, 2007, David Ray Ritcheson died at the age of 18: Now, therefore, be it

*Resolved*, That the House of Representatives mourns the passing of David Ray Ritcheson and commends him for his activism in contributing and raising awareness toward the eradication and elimination of hate crimes in the United States.

The SPEAKER pro tempore, Mr. MAHONEY of Florida, recognized Ms. JACKSON-LEE of Texas, and Mr. PENCE, each for 20 minutes.

After debate,

The question being put, *viva voce*,

Will the House suspend the rules and agree to said resolution?

The SPEAKER pro tempore, Mr. MAHONEY of Florida, announced that two-thirds of the Members present had voted in the affirmative.

Ms. JACKSON-LEE of Texas, demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Mr. MAHONEY of Florida, pursuant to clause 8, rule XX, announced that further proceedings on the question were postponed.

#### ¶101.32 DECEASED MEMBERS OF THE ARMED FORCES

Ms. JACKSON-LEE of Texas, moved to suspend the rules and agree to the concurrent resolution (H. Con. Res. 175):

Whereas the death gratuity payable under section 1477 of title 10, United States Code,

upon the death of a member of the Armed Forces, is intended to provide funds to meet the immediate needs of the survivors of the deceased member;

Whereas such section designates the surviving spouse and any children of a deceased member as the highest and second highest priority, respectively, to receive the death gratuity payment; and

Whereas a member with a child or children, but no spouse, usually designates another individual to be responsible for that child or children and may express a desire that such individual receive the death gratuity payment on behalf of the child or children: Now, therefore, be it

*Resolved by the House of Representatives (the Senate concurring)*, That it is the sense of Congress that courts with fiduciary responsibility for a child of a deceased member of the Armed Forces who receives a death gratuity payment under section 1477 of title 10, United States Code, should take into consideration the expression of clear intent of the member regarding the distribution of funds on behalf of the child.

The SPEAKER pro tempore, Mr. MAHONEY of Florida, recognized Ms. JACKSON-LEE of Texas, and Mr. PENCE, each for 20 minutes.

After debate,

The question being put, *viva voce*,

Will the House suspend the rules and agree to said concurrent resolution?

The SPEAKER pro tempore, Mr. MAHONEY of Florida, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said concurrent resolution was agreed to.

A motion to reconsider the vote whereby the rules were suspended and said concurrent resolution was agreed to was, by unanimous consent, laid on the table.

*Ordered*, That the Clerk request the concurrence of the Senate in said concurrent resolution.

#### ¶101.33 ADAM WALSH CHILD PROTECTION

Ms. JACKSON-LEE of Texas, moved to suspend the rules and pass the bill (H.R. 3095) to amend the Adam Walsh Child Protection and Safety Act of 2006 to modify a deadline relating to a certain election by Indian tribes.

The SPEAKER pro tempore, Mr. COHEN, recognized Ms. JACKSON-LEE of Texas, and Mr. PENCE, each for 20 minutes.

After debate,

The question being put, *viva voce*,

Will the House suspend the rules and pass said bill?

The SPEAKER pro tempore, Mr. COHEN, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill was passed was, by unanimous consent, laid on the table.

*Ordered*, That the Clerk request the concurrence of the Senate in said bill.

¶101.34 CAMPAIGN EXPENDITURE  
TRANSPARENCY

Mr. BRADY of Pennsylvania, moved to suspend the rules and pass the bill (H.R. 2630) to amend the Federal Election Campaign Act of 1971 to prohibit authorized committees and leadership PACs of a candidate or an individual holding Federal office from making payments to the candidate's or individual's spouse, to require such committees and PACs to report on disbursements made to the immediate family members of the candidate or individual, and for other purposes; as amended.

The SPEAKER pro tempore, Mr. COHEN, recognized Mr. BRADY of Pennsylvania, and Mr. GOHMERT each for 20 minutes.

After debate,

The question being put, *viva voce*,

Will the House suspend the rules and pass said bill, as amended?

The SPEAKER pro tempore, Mr. COHEN, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill, as amended, was passed.

By unanimous consent, the title was amended so as to read: "An Act to amend the Federal Election Campaign Act of 1971 to prohibit certain political committees from compensating the spouse of the candidate for services provided to or on behalf of the committee, to require such committees to report on payments made to the spouse and the immediate family members of the candidate, and for other purposes."

A motion to reconsider the votes whereby the rules were suspended and said bill, as amended, was passed and the title was amended was, by unanimous consent, laid on the table.

*Ordered*, That the Clerk request the concurrence of the Senate in said bill.

¶101.35 FEDERAL CUSTOMER SERVICE  
ENHANCEMENT

Mr. TOWNS moved to suspend the rules and pass the bill (H.R. 404) to require the establishment of customer service standards for Federal agencies; as amended.

The SPEAKER pro tempore, Mr. COHEN, recognized Mr. TOWNS and Mr. DUNCAN, each for 20 minutes.

After debate,

The question being put, *viva voce*,

Will the House suspend the rules and pass said bill, as amended?

The SPEAKER pro tempore, Mr. COHEN, announced that two-thirds of the Members present had voted in the affirmative.

Mr. TOWNS demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Mr. COHEN, pursuant to clause 8, rule XX, announced that further proceedings on the question were postponed.

¶101.36 300TH ANNIVERSARY OF MILFORD,  
CONNECTICUT

Mr. DAVIS of Illinois, moved to suspend the rules and agree to the resolution (H. Res. 528):

Whereas New Milford is located in Litchfield County, on the western border of Connecticut, in the Housatonic Valley;

Whereas the settlement of New Milford began in 1706, when John Noble, Sr., purchased a portion of land known as Weantinogue;

Whereas in 1707, Noble and his daughter settled in New Milford, followed by 12 other families;

Whereas beginning in 1774, New Milford demonstrated its support for the Revolutionary War by providing financial support to the servicemen and sending 285 of its 2,700 inhabitants to battle;

Whereas New Milford was a center of Underground Railroad work in Connecticut, with many of its residents offering their homes as places for slaves to take refuge on their journey to freedom;

Whereas the late 1800s marked the arrival of many new industries and businesses in New Milford, including the manufacturing of furniture, paints, and pottery;

Whereas in 1902, New Milford's worst disaster occurred when a raging fire completely destroyed the town's main business district on Bank Street;

Whereas the population of New Milford stood at 3,000 in 1880 and has grown to nearly 30,000 today;

Whereas at 64 square miles, New Milford is the largest town in Connecticut; and

Whereas New Milford has been modernized through commercial and industrial growth, while retaining its deep sense of history, scenic beauty, and traditional New England character throughout the past 300 years: Now, therefore, be it

*Resolved*, That the House of Representatives—

(1) congratulates the Town of New Milford, Connecticut, on the occasion of its 300th anniversary; and

(2) honors the Town of New Milford for its significant history, impressive growth, and considerable contributions to the State of Connecticut and the United States.

The SPEAKER pro tempore, Mr. COHEN, recognized Mr. DAVIS of Illinois, and Mr. DUNCAN, each for 20 minutes.

After debate,

The question being put, *viva voce*,

Will the House suspend the rules and agree to said resolution?

The SPEAKER pro tempore, Mr. COHEN, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said resolution was agreed to.

A motion to reconsider the vote whereby the rules were suspended and said resolution was agreed to was, by unanimous consent, laid on the table.

## ¶101.37 LADY BIRD JOHNSON

Mr. DAVIS of Illinois, moved to suspend the rules and agree to the resolution (H. Res. 553):

Whereas Lady Bird Johnson was born Claudia Alta Taylor in Karnack, Texas on December 22, 1912, the daughter of Minnie Pattillo Taylor and Thomas Jefferson Taylor;

Whereas Lady Bird Johnson received her nickname "Lady Bird" from a nurse who thought she was as "purty as a lady bird";

Whereas Lady Bird Johnson was known for her academic accomplishments, graduating from high school at 15 years of age and graduating from the University of Texas in Austin in 1933 as one of the top 10 students in her class;

Whereas Lady Bird Johnson married President Lyndon Baines Johnson on November 17, 1934;

Whereas Lady Bird Johnson was a dedicated wife to President Johnson and a devoted mother to their two daughters, Lynda Bird Johnson and Luci Baines Johnson;

Whereas Lady Bird Johnson served with honor and dedication as the wife of President Johnson throughout his service as a congressional secretary, United States Representative, United States Senator, Vice President of the United States, and President of the United States;

Whereas Lady Bird Johnson was known for expanding the position of First Lady by taking a visible role in President Johnson's administration;

Whereas Lady Bird Johnson served as President Johnson's personal adviser throughout his career, and was a champion of civil rights and programs for children and the poor, including the educational Head Start programs;

Whereas Lady Bird Johnson was known for her passion for environmental causes and the preservation of native plants and wildflowers;

Whereas Lady Bird Johnson paved the way for the environmental movement of the 1970s through her efforts to replace urban blight with flowers and trees;

Whereas Lady Bird Johnson established the capital beautification project and played a major role in the passage of the 1965 Highway Beautification Act, which was the first major legislative campaign initiated by a First Lady;

Whereas Lady Bird Johnson and President Johnson retired to their ranch located near Austin, Texas following the completion of President Johnson's term as President;

Whereas Lady Bird Johnson continued her dedication to education through her service on the Board of Regents for the University of Texas and through her work planning the Lyndon B. Johnson Library and Museum at the University of Texas in Austin;

Whereas Lady Bird Johnson was awarded the Medal of Freedom in 1977 and the Congressional Gold Medal in 1988;

Whereas Lady Bird Johnson co-founded the Lady Bird Johnson Wildflower Center in 1982 in order to protect and preserve North America's native plants and natural landscapes;

Whereas Lady Bird Johnson leaves behind an honorable legacy that represents her gentle nature and strong spirit though her dedication to her family and her passion for the environment; and

Whereas Lady Bird Johnson died on July 11, 2007, at 94 years of age at her home in Austin, Texas, and was survived by her 2 daughters, 7 grandchildren, and 10 great-grandchildren: Now, therefore, be it

*Resolved*, That the House of Representatives mourns the passing of former First Lady, Lady Bird Johnson, and celebrates her life and contributions to the people of the United States.

The SPEAKER pro tempore, Mr. COHEN, recognized Mr. DAVIS of Illinois, and Mr. DUNCAN, each for 20 minutes.

After debate,

The question being put, *viva voce*,

Will the House suspend the rules and agree to said resolution?

The SPEAKER pro tempore, Mr. COHEN, announced that two-thirds of the Members present had voted in the affirmative.

Mr. DAVIS of Illinois, demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Mr. COHEN, pursuant to clause 8, rule XX, announced that further proceedings on the question were postponed.

#### ¶101.38 TOM LEA

Mr. DAVIS of Illinois, moved to suspend the rules and agree to the resolution (H. Res. 519):

Whereas, 100 years ago on July 11, 1907, Tom Lea was born in El Paso, Texas, to former El Paso Mayor Tom Lea, Sr., and his wife Zola Utt Lea and spent the majority of his life in El Paso;

Whereas Tom Lea served as an accredited war artist correspondent for Life magazine during World War II, traveled over 100,000 miles as an eye-witness reporter, landed with the First Marines on Peleliu during 1942, and accompanied American forces in the North Atlantic during 1941, fighter pilots aboard the USS Hornet in the South Pacific during 1942, and American forces in China during 1943;

Whereas many of Tom Lea's paintings from World War II are in the United States Army Center for Military History in Washington, DC, and are loaned to exhibitions worldwide;

Whereas, when accepting the Republican nomination for President of the United States in 2000, George W. Bush quoted Tom Lea about living on the "sunrise side of the mountain";

Whereas Tom Lea's painting Rio Grande today hangs in the Oval Office at the White House;

Whereas Tom Lea's works are found throughout Washington, DC and Texas, including in the Rayburn House Office Building, which displays his portrait of Sam Rayburn; the Smithsonian American Art Museum; the Dallas Museum of Art; the El Paso Museum of Art; the University of Texas at El Paso; Texas A&M University; and the University of Texas at Austin;

Whereas Tom Lea painted several notable murals, including the Texas Centennial mural and, under the Department of Treasury's Section of Fine Arts mural competition programs, The Nesters mural for the Benjamin Franklin Post Office in Washington, DC; the Pass of the North mural for the Federal Courthouse in El Paso, Texas; the Stampede mural for the Odessa, Texas Post Office; the Comancheros mural for the Seymour, Texas Post Office; and the Back Home mural for the Pleasant Hill, Missouri Post Office;

Whereas Tom Lea was also an accomplished author and illustrator whose works included the two-volume annotated history The King Ranch (published in 1957), in addition to four novels and two non-fiction books, of which, The Brave Bulls (published in 1949) and The Wonderful Country (published in 1952), were adapted as screenplays for motion pictures;

Whereas Tom Lea during his life was honored with several awards, including the Navy Distinguished Public Service Award, the United States Marine Corps' Colonel John W. Thomason, Jr. Award, and the National Cowboy and Western Heritage Museum's Great Westerners Award;

Whereas President and Mrs. George W. Bush are serving as Honorary Chairs of the

International Advisory Board for the 2007 Tom Lea Centennial Celebration, a month-long series of events in the Southwest that seeks to ensure that the richness and diversity of Tom Lea's legacy will nourish generations to come; and

Whereas Tom Lea's war diaries are to be published by Texas A&M Press in 2008: Now, therefore, be it

*Resolved*, That the House of Representatives honors the life and accomplishments of Tom Lea.

The SPEAKER pro tempore, Mr. COHEN, recognized Mr. DAVIS of Illinois, and Mr. SHAYS, each for 20 minutes.

After debate,

The question being put, *viva voce*,

Will the House suspend the rules and agree to said resolution?

The SPEAKER pro tempore, Mr. COHEN, announced that two-thirds of the Members present had voted in the affirmative.

Mr. DAVIS of Illinois, demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Mr. COHEN, pursuant to clause 8, rule XX, announced that further proceedings on the question were postponed.

#### ¶101.39 200TH ANNIVERSARY OF THE ARCHDIOCESE OF NEW YORK

Mr. DAVIS of Illinois, moved to suspend the rules and agree to the resolution (H. Res. 345):

Whereas it is a tradition of the House of Representatives to honor and pay tribute to those places and institutions within the United States whose historic significance has contributed to the culture and traditions of our citizens;

Whereas, in accordance with this tradition, the House of Representatives is proud to commemorate the 200th anniversary of the Archdiocese of New York and its history of faith and service;

Whereas the Archdiocese of New York has planned a year-long series of events beginning in April 2007 to celebrate their bicentennial;

Whereas the Archdiocese of New York is also coordinating with Catholic Charities of New York to institute an Archdiocese of New York Day of Service, to celebrate its history of serving the broader community;

Whereas, on April 8, 1808, Diocese of New York was established with the Most Reverend R. Luke Concanen as its first Bishop, and was elevated to an Archdiocese in 1850;

Whereas, on March 15, 1875, His Eminence John Cardinal McCloskey, the second Archbishop of the Archdiocese of New York, became the first Cardinal Archbishop of the Roman Catholic Church in America;

Whereas the Archdiocese of New York has welcomed three Papal visits, Pope Paul VI on October 5, 1965 and Pope John Paul II on October 7, 1979 and again on October 5, 1995;

Whereas Elizabeth Ann Seton, a member of the Archdiocese of New York and founder of today's Catholic education parochial school system, was named the first American-born Saint on September 14, 1975; her name appears on the front doors to St. Patrick's Cathedral describing her as a "Daughter of New York"; and several schools are named after her, including Seton Hall University in South Orange, New Jersey;

Whereas the Archdiocese of New York is currently under the spiritual guidance of His Eminence Edward M. Cardinal Egan, who

was installed on June 19, 2000, and elevated to Cardinal on February 21, 2001;

Whereas the Archdiocese of New York was originally comprised of the entire states of New York and New Jersey, an area that now covers twelve dioceses;

Whereas, with 2,500,000 Catholics in its fold, the Archdiocese of New York consists of 402 parishes, 278 elementary and high schools, and 3,729 charitable ministries, which include Catholic Charities, hospitals, nursing homes, and outreach programs; and

Whereas, throughout its rich historical past and up to the present day, the Archdiocese of New York has been sustained by the beneficent efforts of countless parishioners and ministries, past and present, who have generously supported their community with abundant kindness and good deeds: Now, therefore, be it

*Resolved*, That the House of Representatives commemorates the 200th anniversary of the Archdiocese of New York.

The SPEAKER pro tempore, Mr. COHEN, recognized Mr. DAVIS of Illinois, and Mr. SHAYS, each for 20 minutes.

After debate,

The question being put, *viva voce*,

Will the House suspend the rules and agree to said resolution?

The SPEAKER pro tempore, Mr. COHEN, announced that two-thirds of the Members present had voted in the affirmative.

Mr. SHAYS demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Mr. COHEN, pursuant to clause 8, rule XX, announced that further proceedings on the question were postponed until Tuesday, July 24, 2007.

#### ¶101.40 PROVIDING FOR CONSIDERATION OF H.R. 3074

Mr. WELCH of Vermont, by direction of the Committee on Rules, called up the following resolution (H. Res. 558):

*Resolved*, That at any time after the adoption of this resolution the Speaker may, pursuant to clause 2(b) of rule XVIII, declare the House resolved into the Committee of the Whole House on the state of the Union for consideration of the bill (H.R. 3074) making appropriations for the Departments of Transportation, and Housing and Urban Development, and related agencies for the fiscal year ending September 30, 2008, and for other purposes. The first reading of the bill shall be dispensed with. All points of order against consideration of the bill are waived except those arising under clause 9 or 10 of rule XXI. General debate shall be confined to the bill and shall not exceed one hour equally divided and controlled by the chairman and ranking minority member of the Committee on Appropriations. After general debate the bill shall be considered for amendment under the five-minute rule. Points of order against provisions in the bill for failure to comply with clause 2 of rule XXI are waived. During consideration of the bill for amendment, the Chairman of the Committee of the Whole may accord priority in recognition on the basis of whether the Member offering an amendment has caused it to be printed in the portion of the Congressional Record designated for that purpose in clause 8 of rule XVIII. Amendments so printed shall be considered as read. When the committee rises and reports the bill back to the House with a recommendation that the bill do pass, the



previous question shall be considered as ordered on the bill and amendments thereto to final passage without intervening motion except one motion to recommit with or without instructions.

SEC. 2. During consideration in the House of H.R. 3074 pursuant to this resolution, notwithstanding the operation of the previous question, the Chair may postpone further consideration of the bill to such time as may be designated by the Speaker.

When said resolution was considered. After debate,

Mr. WELCH of Vermont moved the previous question on the resolution to its adoption or rejection.

The question being put, viva voce, Will the House now order the previous question?

The SPEAKER pro tempore, Ms. JACKSON-LEE of Texas, announced that the yeas had it.

Mr. SESSIONS demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Ms. JACKSON-LEE of Texas, pursuant to clause 8, rule XX, announced that further proceedings on the question were postponed.

¶101.41 PROCEEDINGS VACATED—H. RES. 535

Mr. WELCH of Vermont, by unanimous consent, requested that the ordering of the yeas and nays on the motion to suspend the rules and agree to the resolution (H. Res. 535) commending David Ray Ritcheson, a survivor of one of the most horrific hate crimes in the history of Texas, and recognizing his efforts in promoting Federal legislation to combat hate crimes.

Accordingly, The question being put, viva voce, Will the House suspend the rules and agree to said resolution?

The SPEAKER pro tempore, Ms. JACKSON-LEE of Texas, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said resolution was agreed to.

A motion to reconsider the vote whereby the rules were suspended and said resolution was agreed to was, by unanimous consent, laid on the table.

¶101.42 PROVIDING FOR CONSIDERATION OF H.R. 3093

Mr. WELCH of Vermont, by direction of the Committee on Rules, reported (Rept. No. 110-255) the resolution (H. Res. 562) providing for consideration of the bill (H.R. 3093) making appropriations for the Departments of Commerce and Justice, and Science, and Related Agencies for the fiscal year ending September 30, 2008, and for other purposes.

When said resolution and report were referred to the House Calendar and ordered printed.

¶101.43 RECESS—6:05 P.M.

The SPEAKER pro tempore, Ms. JACKSON-LEE of Texas, pursuant to

clause 12(a) of rule I, declared the House in recess at 6 o'clock and 5 minutes p.m., subject to the call of the Chair.

¶101.44 AFTER RECESS—6:49 P.M.

The SPEAKER pro tempore, Ms. JACKSON-LEE of Texas, called the House to order.

¶101.45 H.R. 404—UNFINISHED BUSINESS

The SPEAKER pro tempore, Ms. JACKSON-LEE of Texas, pursuant to clause 8, rule XX, announced the unfinished business to be the motion to suspend the rules and pass the bill (H.R. 404) to require the establishment of customer service standards for Federal agencies; as amended.

The question being put, Will the House suspend the rules and pass said bill, as amended?

The vote was taken by electronic device.

It was decided in the { Yeas ..... 383 affirmative ..... } Nays ..... 0

¶101.46 [Roll No. 687] YEAS—383

- Abercrombie Chandler Giffords
Ackerman Cleaver Gilchrest
Aderholt Coble Gillibrand
Akin Cohen Gillmor
Alexander Cole (OK) Gingrey
Allen Conaway Gohmert
Altmire Conyers Gonzalez
Andrews Cooper Goodlatte
Arcuri Costa Gordon
Baca Costello Granger
Bachmann Courtney Graves
Baird Cramer Green, Al
Baker Crenshaw Grijalva
Baldwin Crowley Hall (NY)
Barrett (SC) Cuellar Hall (TX)
Barrow Culberson Hare
Bartlett (MD) Cummings Harman
Barton (TX) Davis (AL) Hastert
Bean Davis (CA) Hastings (FL)
Becerra Davis (IL) Hastings (WA)
Berkley Davis, Lincoln Hayes
Berry Davis, Tom Heller
Biggart Deal (GA) Hensarling
Bilbray DeFazio Herseth Sandlin
Bilirakis DeGette Hill
Bishop (GA) DeLauro Hinojosa
Bishop (NY) Dent Hirono
Blackburn Diaz-Balart, L. Hobson
Blumenauer Diaz-Balart, M. Hodes
Blunt Dicks Hoekstra
Boehner Dingell Holden
Bonner Doggett Holt
Bono Donnelly Hooley
Boozman Doolittle Hoyer
Boren Doyle Hulshof
Boswell Drake Inglis (SC)
Boucher Dreier Inslee
Boustany Duncan Israel
Boyd (FL) Edwards Issa
Boyd (KS) Ehlers Jackson (IL)
Brady (PA) Ellison Jackson-Lee
Braley (IA) Ellsworth (TX)
Brown (SC) Emanuel Jefferson
Brown-Waite, Emerson Jindal
Ginny English (PA) Johnson (GA)
Buchanan Eshoo Johnson, E. B.
Burton (IN) Etheridge Johnson, Sam
Butterfield Fallin Jones (NC)
Buyer Farr Jones (OH)
Calvert Fattah Kagen
Camp (MI) Feeney Kanjorski
Cannon Ferguson Kaptur
Cantor Filner Keller
Capito Flake Kennedy
Capps Forbes Kildee
Capuano Fossella Kilpatrick
Cardoza Foxx Kind
Carmahan Frank (MA) King (NY)
Carney Franks (AZ) Kingston
Carson Frelinghuysen Kirk
Castle Gallegly Klein (FL)
Castor Garrett (NJ) Kline (MN)
Chabot Gerlach Knollenberg

- Kuhl (NY) Nadler Sessions
LaHood Napolitano Sestak
Lamborn Neal (MA) Shays
Lampson Neugebauer Sherman
Lantos Nunes Shimkus
Larsen (WA) Oberstar Shuler
Larson (CT) Obey Shuster
Latham Olver Simpson
LaTourette Ortiz Sires
Lee Pallone Skelton
Levin Pascrell Slaughter
Lewis (CA) Pastor Smith (NE)
Lewis (GA) Paul Smith (NJ)
Lewis (KY) Payne Smith (TX)
Linder Pearce Snyder
Lipinski Pence Solis
LoBiondo Perlmutter Souder
Loeb sack Peterson (MN) Space
Lofgren, Zoe Peterson (PA) Spratt
Lowey Petri Stark
Lucas Pickering Stearns
Lungren, Daniel Pitts Stupak
E. Platts Sutton
Lynch Poe Tanner
Mack Pomeroy Tauscher
Mahoney (FL) Porter Taylor
Maloney (NY) Price (GA) Thompson (CA)
Manzullo Price (NC) Thompson (MS)
Markey Putnam Thornberry
Matheson Rahall Tiahrt
Matsui Ramstad Tiberi
McCarthy (CA) Rangel Tierney
McCarthy (NY) Regula Towns
McCaul (TX) Rehberg Turner
McCollum (MN) Reichert Udall (CO)
McCotter Renzi Udall (NM)
McCrary Reyes Van Hollen
McDermott Reynolds Velázquez
McGovern Rodriguez Visclosky
McHenry Rogers (AL) Walberg
McHugh Rogers (KY) Walden (OR)
McIntyre Rogers (MI) Walsh (NY)
McMorris Rohrabacher Walz (MN)
Rodgers Ros-Lehtinen Wamp
McNerney Roskam Wasserman
McNulty Ross Schultz
Meek (FL) Rothman Waters
Meeks (NY) Royce Watt
Melancon Ruppersberger Waxman
Mica Rush Welch (VT)
Michaud Ryan (OH) Weldon (FL)
Miller (FL) Ryan (WI) Weller
Miller (MI) Salazar Westmoreland
Miller (NC) Sali Wexler
Miller, Gary Sánchez, Linda
Miller, George T. Whitfield
Mitchell Sanchez, Loretta Wicker
Mollohan Sarbanes Wilson (NM)
Moore (KS) Saxton Wilson (OH)
Moore (WI) Schakowsky Wilson (SC)
Moran (KS) Schiff Wolf
Moran (VA) Schmidt Woolsey
Murphy (CT) Schwartz Wu
Murphy, Patrick Scott (GA) Wynn
Murphy, Tim Scott (VA) Yarmuth
Murtha Sensenbrenner Young (AK)
Myrick Serrano Young (FL)

NOT VOTING—48

- Bachus Engel Marchant
Berman Everett Marshall
Bishop (UT) Fortenberry McKeon
Brady (TX) Goode Musgrave
Brown, Corrine Green, Gene Pryce (OH)
Burgess Gutierrez Radanovich
Campbell (CA) Issa Roybal-Allard
Carter Heger Shadegg
Clarke Hinchey Shea-Porter
Clay Honda Smith (WA)
Clyburn Hunter Sullivan
Cubin Johnson (IL) Tancredo
Davis (KY) Jordan Terry
Davis, David King (IA) Upton
Davis, Jo Ann Kucinich Watson
Delahunt Langevin Weiner

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill, as amended, was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill, as amended, was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said bill.



¶101.47 H. RES. 553—UNFINISHED BUSINESS

The SPEAKER pro tempore, Ms. JACKSON-LEE of Texas, pursuant to clause 8, rule XX, announced the further unfinished business to be the motion to suspend the rules and agree to the resolution (H. Res. 553) mourning the passing of former First Lady, Lady Bird Johnson, and celebrating her life and contributions to the people of the United States.

The question being put, Will the House suspend the rules and agree to the resolution?

The vote was taken by electronic device.

It was decided in the { Yeas ..... 381 affirmative ..... } Nays ..... 0

¶101.48 [Roll No. 688] YEAS—381

- Abercrombie, Ackerman, Aderholt, Akin, Alexander, Allen, Altmire, Andrews, Arcuri, Baca, Bachmann, Baird, Baker, Baldwin, Barrett (SC), Barrow, Bartlett (MD), Barton (TX), Bean, Becerra, Berkley, Berry, Biggett, Bilbray, Bilirakis, Bishop (GA), Bishop (NY), Blackburn, Blumenauer, Blunt, Boehner, Bonner, Bono, Boozman, Boren, Boswell, Boucher, Boustany, Boyd (FL), Boyda (KS), Brady (PA), Braley (IA), Brown (SC), Brown-Waite, Buchanan, Burton (IN), Butterfield, Buyer, Calvert, Camp (MI), Cannon, Cantor, Capito, Capuano, Carnahan, Carney, Carson, Castle, Castor, Chabot, Chandler, Cleaver, Coble, Cohen, Cole (OK), Conaway, Conyers, Cooper, Costa

- Maloney (NY), Manzullo, Markey, Matheson, Matsui, McCarthy (CA), McCarthy (NY), McCaul (TX), McCollum (MN), McCotter, McCreery, McDermott, McGovern, McHenry, McHugh, McIntyre, McMorris, Rodgers, McNeerney, McNulty, Meek (FL), Meeks (NY), Mica, Michaud, Miller (FL), Miller (MI), Miller (NC), Miller, Gary, Miller, George, Mitchell, Mollohan, Moore (KS), Moore (WI), Moran (KS), Moran (VA), Murphy (CT), Murphy, Patrick, Murphy, Tim, Murtha, Musgrave, Myrick, Nadler, Napolitano, Neal (MA), Neugebauer, Nunes, Oberstar, Obey, Oliver, Ortiz, Pallone, Pascrell, Pastor, Paul, Payne, Pearce, Pence, Perlmutter, Bachus, Berman, Bishop (UT), Brady (TX), Brown, Corrine, Burgess, Campbell (CA), Cardoza, Carter, Clarke, King (NY), Kingston, Kirk, Clay, Clyburn, Cubin, Davis (KY), Davis, David, Davis, Jo Ann, Delahunt

NOT VOTING—50

- Engel, Everrett, Fortenberry, Goode, Gordon, Green, Gene, Gutierrez, Herger, Higgins, Hinchey, Honda, Hunter, Johnson (IL), Jordan, King (IA), Kucinich, Lamborn, Marchant, Marshall, McKeon, Melancon, Pryce (OH), Radanovich, Rogers (MI), Roybal-Allard, Shadegg, Shea-Porter, Smith (WA), Tancred, Terry, Upton, Watson, Weiner

Tom Lea on the 100th anniversary of his birth.

The question being put, Will the House suspend the rules and agree to said resolution?

The vote was taken by electronic device.

It was decided in the { Yeas ..... 384 affirmative ..... } Nays ..... 0

¶101.50 [Roll No. 689] YEAS—384

- Abercrombie, Ackerman, Aderholt, Akin, Alexander, Allen, Altmire, Andrews, Arcuri, Baca, Bachmann, Baird, Baker, Baldwin, Barrett (SC), Barrow, Bartlett (MD), Barton (TX), Becerra, Berkley, Berry, Biggett, Bilbray, Bilirakis, Bishop (GA), Bishop (NY), Blackburn, Blumenauer, Blunt, Boehner, Bonner, Bono, Boozman, Boren, Boswell, Boucher, Boustany, Boyd (FL), Boyda (KS), Brady (PA), Braley (IA), Brown (SC), Brown-Waite, Buchanan, Burton (IN), Butterfield, Buyer, Calvert, Camp (MI), Cannon, Capito, Capps, Capuano, Cardoza, Carnahan, Carney, Carson, Castle, Castor, Chabot, Chandler, Cleaver, Coble, Cohen, Cole (OK), Conaway, Conyers, Cooper, Costa, Costello, Courtney, Cramer, Crenshaw, Crowley, Cuellar, Culberson, Cummings, Davis (AL), Davis (CA), Davis (IL), Davis, Lincoln, Davis, Tom, DeFazio, DeGette, DeLauro, Dent, Diaz-Balart, L., Diaz-Balart, M., Dicks, Dingell, Doggett, Donnelly, Doolittle, Doyle, Drake, Dreier, Duncan, Edwards, Ehlers, Ellison, Ellsworth, Emanuel, Emerson, English (PA), Eshoo, Etheridge, Everett, Fallon, Farr, Fattah, Feeney, Ferguson, Finer, Flake, Forbes, Fossella, Fox, Frank (MA), Franks (AZ), Frelinghuysen, Gallegly, Garrett (NJ), Gerlach, Giffords, Gilchrest, Gillibrand, Gillmor, Gingrey, Gohmert, Gonzalez, Goodlatte, Gordon, Granger, Graves, Green, Al, Grijalva, Hall (NY), Hall (TX), Hare, Harman, Hastert, Hastings (FL), Hastings (WA), Hayes, Heller, Hensarling, Herstein Sandlin, Hill, Hinojosa, Hirono, Hobson, Hodes, Hoekstra, Holden, Holt, Hooley, Hoyer, Hulshof, Inglis (SC), Inslee, Issa, Jackson (IL), Jackson-LEE (TX), Jefferson, Jindal, Johnson (GA), Johnson, E. B., Johnson, Sam, Jones (NC), Jones (OH), Kagen, Kanjorski, Kaptur, Keller, Kennedy, Kildee, Kilpatrick, Kind, King (NY), Kingston, Kirk, Klein (FL), Kline (MN), Knollenberg, Kuhl (NY), LaHood, Lamborn, Lampson, Langevin, Lantos, Larsen (WA), Larson (CT), Latham, LaTourette, Lee, Levin, Lewis (CA), Lewis (GA), Lewis (KY), Linder, Lipinski, LoBiondo, Loeback, Lofgren, Zoe, Lowey, Lucas, Lungren, Daniel E., Lynch, Mack, Maloney (NY), Manzullo, Markey, Matheson, Matsui, McCarthy (CA), McCarthy (NY), McCaul (TX), McCollum (MN), McCotter, McCreery, McDermott, McGovern, McHenry, McHugh, McIntyre, McMorris, Rodgers, McNerney, Meek (FL), Meeks (NY), Melancon, Mica, Michaud, Miller (FL), Miller (MI), Miller (NC), Miller, Gary, Miller, George, Mitchell, Mollohan, Moore (KS), Moore (WI), Moran (KS), Moran (VA), Murphy (CT), Murphy, Patrick

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said resolution was agreed to.

A motion to reconsider the vote whereby the rules were suspended and said resolution was agreed to was, by unanimous consent, laid on the table.

¶101.49 H. RES. 519—UNFINISHED BUSINESS

The SPEAKER pro tempore, Ms. JACKSON-LEE of Texas, pursuant to clause 8, rule XX, announced the further unfinished business to be the motion to suspend the rules and pass the bill (H. Res. 519) honoring the life and accomplishments of renowned artist

Murphy, Tim
Murtha
Musgrave
Myrick
Nadler
Napolitano
Neal (MA)
Neugebauer
Nunes
Oberstar
Obey
Oliver
Ortiz
Pallone
Pascarell
Pastor
Paul
Payne
Pearce
Pence
Perlmutter
Peterson (MN)
Peterson (PA)
Petri
Pickering
Pitts
Platts
Poe
Pomeroy
Porter
Price (GA)
Price (NC)
Putnam
Rahall
Ramstad
Rangel
Regula
Rehberg
Reichert
Renzi
Reyes
Reynolds
Rodriguez
Rogers (AL)
Rogers (KY)
Rogers (MI)

NOT VOTING—47

Bachus
Bean
Berman
Bishop (UT)
Brady (TX)
Brown, Corrine
Burgess
Campbell (CA)
Cantor
Carter
Clarke
Clay
Clyburn
Cubin
Davis (KY)
Davis, David

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said resolution was agreed to.

A motion to reconsider the vote whereby the rules were suspended and said resolution was agreed to was, by unanimous consent, laid on the table.

¶101.51 H. RES. 558—UNFINISHED BUSINESS

The SPEAKER pro tempore, Ms. JACKSON-LEE of Texas, pursuant to clause 8, rule XX, announced the further unfinished business to be the question on ordering the previous question on the resolution (H. Res. 558) making appropriations for the Department of Transportation, and Housing and Urban Development, and related agencies for the fiscal year ending September 30, 2008, and for other purposes.

The question being put, Will the House now order the previous question?

The vote was taken by electronic device.

It was decided in the affirmative { Yeas ..... 210 Nays ..... 179

¶101.52 [Roll No. 690]

YEAS—210

Abercrombie
Ackerman
Allen
Altmire
Andrews
Arcuri
Baca
Baird
Baldwin
Bean
Becerra
Berkley
Berry
Bishop (GA)
Bishop (NY)
Blumenauer
Boren
Boswell
Boucher
Boyd (FL)
Boyd (KS)
Brady (PA)
Braley (IA)
Butterfield
Capps
Capuano
Cardoza
Carnahan
Carney
Carson
Castor
Chandler
Langevin
Lantos
Larsen (WA)
Larsen (CT)
Lee
Levin
Lewis (GA)
Lipinski
Loeb sack
Lofgren, Zoe
Lowe
Lynch
Mahoney (FL)
Maloney (NY)
Markey
Matheson
Matsui
McCarthy (NY)
McCollum (MN)
McDermott
McGovern
McIntyre
McNulty
Meek (FL)
Meeks (NY)
Melancon
Michaud
Miller (NC)
Miller, George
Mitchell
Mollohan
Moore (KS)
Moore (WI)
Moran (VA)
Murphy (CT)
Murphy, Patrick
Murtha
Nadler
Napolitano
Neal (MA)

NAYS—179

Aderholt
Akin
Alexander
Bachmann
Baker
Barrett (SC)
Barrow
Bartlett (MD)
Barton (TX)
Biggett
Bilbray
Bilirakis
Blackburn
Blunt
Boehner
Bonner
Bono
Boozman
Boustany
Brown (SC)
Brown-Waite, Ginny
Buchanan
Burton (IN)
Buyer
Calvert
Camp (MI)
Cannon
Cantor
Capito
Castle
Chabot
Coble
Cole (OK)
Conaway
Crenshaw
Culberson
Davis, Tom
Deal (GA)
Dent
Diaz-Balart, L.
Diaz-Balart, M.
Doolittle
Drake
Dreier
Duncan
Ehlers
Emerson
English (PA)
Everett
Fallin
Feeney
Ferguson
Flake
Forbes
Fossella
Foxx
Franks (AZ)
Frelinghuysen
Gallegly
Oberstar
Obey
Oliver
Ortiz
Pallone
Pascarell
Pastor
Payne
Perlmutter
Peterson (MN)
Pomeroy
Price (NC)
Rahall
Rangel
Reyes
Rodriguez
Ross
Rothman
Roybal-Allard
Ruppersberger
Rush
Ryan (OH)
Salazar
Sanchez, Linda T.
Sanchez, Loretta
Sarbanes
Schakowsky
Schiff
Schwartz
Scott (GA)
Scott (VA)
Serrano
Sestak
Sherman
Shuler
Sires
Skelton
Slaughter
Snyder
Solis
Space
Spratt
Stark
Stupak
Sutton
Tanner
Tauscher
Taylor
Thompson (CA)
Thompson (MS)
Tierney
Towns
Udall (CO)
Udall (NM)
Van Hollen
Velazquez
Visclosky
Walz (MN)
Wasserman
Schultz
Waters
Watt
Waxman
Welch (VT)
Wexler
Wilson (OH)
Woolsey
Wu
Wynn
Yarmuth

Garrett (NJ)
Gerlach
Gilchrest
Gillmor
Gingrey
Gohmert
Goodlatte
Granger
Graves
Hall (TX)
Hastert
Hastings (WA)
Hayes
Heller
Hensarling
Hobson
Hoekstra
Hulshof
Inglis (SC)
Issa
Jindal
Johnson, Sam
Jones (NC)
Keller
King (NY)
Kingston
Kirk
Kline (MN)
Knollenberg
Kuhl (NY)
LaHood
Lamborn
Latham
LaTourette
Lewis (CA)
Lewis (KY)
Linder
LoBiondo
Lucas
Lungren, Daniel E.
Mack
Manzullo
McCarthy (CA)
McCaul (TX)
McCotter
McCoy
McHenry
McHugh
McKeon
McMorris
Rodgers
Mica
Miller (FL)
Miller (MI)
Miller, Gary
Moran (KS)
Murphy, Tim
Musgrave
Myrick
Neugebauer
Nunes
Paul
Pearce
Pence
Peterson (PA)
Petri
Pickering
Pitts
Platts
Poe
Porter
Price (GA)
Putnam
Ramstad
Regula
Rehberg
Reichert
Renzi
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrabacher
Ros-Lehtinen
Roskam
Royce
Ryan (WI)
Sali
Saxton
Schmidt
Sensenbrenner
Sessions
Shays
Shimkus
Shuster
Simpson
Smith (NE)
Smith (NJ)
Smith (TX)
Sonder
Stearns
Sullivan
Terry
Thornberry
Tiahrt
Tiberi
Turner
Walberg
Walden (OR)
Walsh (NY)
Wamp
Weldon (FL)
Weller
Westmoreland
Whitfield
Wicker
Wilson (NM)
Wilson (SC)
Wolf
Young (AK)
Young (FL)

NOT VOTING—42

Bachus
Berman
Bishop (UT)
Brady (TX)
Brown, Corrine
Burgess
Campbell (CA)
Carter
Clarke
Clay
Clyburn
Cubin
Davis (KY)
Davis, David
Davis, Jo Ann
Delahunt
Engel
Fortenberry
Goode
Green, Gene
Gutierrez
Herger
Higgins
Hinchev
Honda
Hunter
Johnson (IL)
Jordan
King (IA)
Kucinich
Marchant
Marshall
McNerney
Pryce (OH)
Radanovich
Shadegg
Shea-Porter
Smith (WA)
Tancredo
Upton
Watson
Weiner

So the previous question on the resolution was ordered.

The question being put, viva voce, Will the House agree to said resolution?

The SPEAKER pro tempore, Ms. JACKSON-LEE of Texas, announced that the yeas had it.

So the resolution was agreed to. A motion to reconsider the vote whereby said resolution was agreed to was, by unanimous consent, laid on the table.

¶101.53 PERMISSION TO FILE REPORT

On motion of Mr. PETERSON of Minnesota, by unanimous consent, the Committee on Agriculture was granted permission until midnight tonight to file a report (Rept. No. 110-256) on the bill (H.R. 2419) to provide for the continuation of agricultural programs through fiscal year 2012, and for other purposes.

¶101.54 ORDER OF BUSINESS—PROCEEDINGS ON VOTES

On motion of Mr. OLVER, by unanimous consent,

Ordered, That during consideration of the bill (H.R. 3074) making appropriations for the Department of Transportation, and Housing and Urban Development, and related agencies for the

fiscal year ending September 30, 2008, and for other purposes, pursuant to House Resolution 558, the Chair may reduce to two minutes the minimum time for electronic voting under clause 6 of rule XVIII and clauses 8 and 9 of rule XX.

¶101.55 TRANSPORTATION AND HUD  
APPROPRIATIONS FY 2008

The SPEAKER pro tempore, Ms. JACKSON-LEE of Texas, pursuant to House Resolution 558 and rule XVIII, declared the House resolved into the Committee of the Whole House on the state of the Union for the consideration of the bill (H.R. 3074) making appropriations for the Department of Transportation, and Housing and Urban Development, and related agencies for the fiscal year ending September 30, 2008, and for other purposes.

The SPEAKER pro tempore, Ms. JACKSON-LEE of Texas, by unanimous consent, designated Ms. BALDWIN as Chairman of the Committee of the Whole; and after some time spent therein,

The SPEAKER pro tempore, Ms. HIRONO, assumed the Chair.

When Ms. BALDWIN, Chairman, reported that the Committee, having had under consideration said bill, had come to no resolution thereon.

¶101.56 SENATE ENROLLED BILL SIGNED

The SPEAKER announced her signature to an enrolled bill of the Senate of the following title:

S. 966. An Act to enable the Department of State to respond to a critical shortage of passport processing personnel, and for other purposes.

¶101.57 LEAVE OF ABSENCE

By unanimous consent, leave of absence was granted—

To Ms. CLARKE, for today and through August 3;

To Mr. ENGEL, for today;

To Mr. Gene GREEN of Texas, for today;

To Mr. KING of Iowa, for today; and

To Mr. JORDAN of Ohio, for today.

And then,

¶101.58 ADJOURNMENT

On motion of Mr. PRICE of Georgia, at 11 o'clock and 41 minutes p.m., the House adjourned.

¶101.59 REPORTS OF COMMITTEES ON  
PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XIII, reports of committees were delivered to the Clerk for printing and reference to the proper calendar, as follows:

Mr. RAHALL: Committee on Natural Resources. H.R. 31. A bill to amend the Reclamation Wastewater and Groundwater Study and Facilities Act to authorize the Secretary of the Interior to participate in the Elsinore Valley Municipal Water District Wildomar Service Area Recycled Water Distribution Facilities and Alberhill Wastewater Treatment and Reclamation Facility Projects (Rept. 110-243). Referred to the Com-

mittee of the Whole House on the state of the Union.

Mr. RAHALL: Committee on Natural Resources. H.R. 50. A bill to reauthorize the African Elephant Conservation Act and the Rhinoceros and Tiger Conservation Act of 1994; with an amendment (Rept. 110-244). Referred to the Committee of the Whole House on the state of the Union.

Mr. RAHALL: Committee on Natural Resources. H.R. 465. A bill to reauthorize the Asian Elephant Conservation Act of 1997; with an amendment (Rept. 110-245). Referred to the Committee of the Whole House on the state of the Union.

Mr. RAHALL: Committee on Natural Resources. H.R. 716. A bill to amend the Reclamation Wastewater and Groundwater Study and Facilities Act to authorize the Secretary of the Interior to participate in the Santa Rosa Urban Water Reuse Plan; with an amendment (Rept. 110-246). Referred to the Committee of the Whole House on the state of the Union.

Mr. RAHALL: Committee on Natural Resources. H.R. 761. A bill to authorize the Secretary of Interior to convey to The Missouri River Basin Lewis and Clark Interpretive Trail and Visitor Center Foundation, Inc. certain Federal land associated with the Lewis and Clark National Historic Trail in Nebraska, to be used as an historical interpretive site along the trail; with an amendment (Rept. 110-247). Referred to the Committee of the Whole House on the state of the Union.

Mr. RAHALL: Committee on Natural Resources. H.R. 1239. A bill to amend the National Underground Railroad Network to Freedom Act of 1998 to provide additional staff and oversight of funds to carry out the Act, and for other purposes; with amendments (Rept. 110-248). Referred to the Committee of the Whole House on the state of the Union.

Mr. RAHALL: Committee on Natural Resources. H.R. 1285. A bill to provide for the conveyance of a parcel of National Forest System land in Kittitas County, Washington, to facilitate the construction of a new fire and rescue station, and for other purposes; with an amendment (Rept. 110-249). Referred to the Committee of the Whole House on the state of the Union.

Mr. RAHALL: Committee on Natural Resources. H.R. 1388. A bill to amend the National Trails System Act to designate the Star-Spangled Banner Trail in the States of Maryland and Virginia and the District of Columbia as a National Historic Trail; with an amendment (Rept. 110-250). Referred to the Committee of the Whole House on the state of the Union.

Mr. RAHALL: Committee on Natural Resources. H.R. 1503. A bill to amend the Reclamation Wastewater and Groundwater Study and Facilities Act to authorize the Secretary of the Interior to participate in the Avra/Black Wash Reclamation and Riparian Restoration Project; with an amendment (Rept. 110-251). Referred to the Committee of the Whole House on the state of the Union.

Mr. RAHALL: Committee on Natural Resources. H.R. 1526. A bill to amend the Reclamation Wastewater and Groundwater Study and Facilities Act to authorize the Bay Area Regional Water Recycling Program, and for other purposes; with an amendment (Rept. 110-252). Referred to the Committee of the Whole House on the state of the Union.

Mr. RAHALL: Committee on Natural Resources. H.R. 2400. A bill to direct the Administrator of the National Oceanic and Atmospheric Administration to establish an integrated Federal ocean and coastal mapping plan for the Great Lakes and coastal state waters, the territorial sea, the exclusive eco-

nomie zone, and the Continental Shelf of the United States, and for other purposes; with an amendment (Rept. 110-253, Pt. 1). Ordered to be printed.

Mr. LANTOS: Committee on Foreign Affairs. H.R. 176. A bill to authorize assistance to the countries of the Caribbean to fund educational development and exchange programs; with an amendment (Rept. 110-254). Referred to the Committee of the Whole House on the state of the Union.

Mr. ARCURI: Committee on Rules. House Resolution 562. Resolution providing for consideration of the bill (H.R. 3093) making appropriations for the Departments of Commerce and Justice, and Science, and Related Agencies for the fiscal year ending September 30, 2008, and for other purposes (Rept. 110-255). Referred to the House Calendar.

Mr. PETERSON of Minnesota: Committee on Agriculture. H.R. 2419. A bill to provide for the continuation of agricultural programs through fiscal year 2012, and for other purposes; with an amendment (Rept. 110-256, Pt. 1). Referred to the Committee of the Whole House on the state of the Union.

Mr. LANTOS: Committee on Foreign Affairs. H.R. 2844. A bill to promote United States emergency and non-emergency food and other assistance programs, to promote United States agricultural export programs, and for other purposes; with an amendment (Rept. 110-257, Pt. 1). Referred to the Committee of the Whole House on the state of the Union.

¶101.60 TIME LIMITATION OF REFERRED  
BILL

Pursuant to clause 2 of rule XII the following action was taken by the Speaker:

*[The following action occurred on July 20, 2007]*

H.R. 948. Referral to the Committee on Ways and Means extended for a period ending not later than September 7, 2007.

¶101.61 COMMITTEE DISCHARGED

Pursuant to clause 2 of rule XII the Committee on Science and Technology discharged from further consideration, H.R. 2400 referred to the Committee of the Whole House on the state of the Union.

Pursuant to clause 2 of rule XII the Committee on Foreign Affairs discharged from further consideration, H.R. 2419 referred to the Committee of the Whole on the state of the Union.

Pursuant to clause 2 of rule XII the Committee on Agriculture discharged from further consideration, H.R. 2844 referred to the Committee of the Whole on the state of the Union.

¶101.62 PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XII, public bills and resolutions were introduced and severally referred, as follows:

By Mr. GEORGE MILLER of California (for himself and Mr. HINOJOSA):

H.R. 3122. A bill to temporarily extend the programs under the Higher Education Act of 1965, and for other purposes; to the Committee on Education and Labor.

By Mr. KENNEDY (for himself, Mr. RAMSTAD, Mr. CONYERS, Mr. WALBERG, Ms. ZOE LOFGREN of California, Mr. PENCE, Mr. LANGEVIN, and Mr. BLUNT):

H.R. 3123. A bill to extend the designation of Liberia under section 244 of the Immigration and Nationality Act so that Liberians can continue to be eligible for temporary

protected status under that section; to the Committee on the Judiciary.

By Mr. ABERCROMBIE:

H.R. 3124. A bill to treat certain hospital support organizations as qualified organizations for purposes of determining acquisition indebtedness; to the Committee on Ways and Means.

By Ms. VELÁZQUEZ:

H.R. 3125. A bill to amend the Internal Revenue Code of 1986 to allow individuals to designate that their income, estate, or gift tax payments be spent other than for purposes of supporting the war in Iraq and to provide that amounts so designated shall be used to provide funding for Head Start, to reduce the national debt, and to provide college funding for children of Iraq war veterans; to the Committee on Ways and Means, and in addition to the Committee on Education and Labor, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Ms. WATERS (for herself, Mr.

WATT, and Mr. FRANK of Massachusetts):

H.R. 3126. A bill to reauthorize the HOPE VI program for revitalization of severely distressed public housing, and for other purposes; to the Committee on Financial Services.

By Mr. BECERRA (for himself and Mr. GENE GREEN of Texas):

H.R. 3127. A bill to amend title XIX of the Social Security Act to assist low-income Medicare beneficiaries by improving eligibility and services under the Medicare Savings Program, and for other purposes; to the Committee on Energy and Commerce, and in addition to the Committee on Ways and Means, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. GOHMERT:

H.R. 3128. A bill to direct the Secretary of Defense to conduct a study on the feasibility of using military identification numbers instead of social security numbers to identify members of the Armed Forces; to the Committee on Armed Services.

By Mr. GOHMERT:

H.R. 3129. A bill to amend the Internal Revenue Code of 1986 to allow taxpayers to designate income tax overpayments as contributions to the Federal Government on their income tax returns; to the Committee on Ways and Means.

By Ms. HOOLEY:

H.R. 3130. A bill to amend title V of the Public Health Service Act to provide for enhanced comprehensive methamphetamine treatment services; to the Committee on Energy and Commerce.

By Mr. MORAN of Kansas:

H.R. 3131. A bill to amend the U.S. Troop Readiness, Veterans' Care, Katrina Recovery, and Iraq Accountability Appropriations Act, 2007, to strike a requirement relating to forage producers; to the Committee on Agriculture.

By Ms. LINDA T. SÁNCHEZ of California (for herself, Mr. BISHOP of New York, Ms. BORDALLO, Mr. BOUCHER, Mr. BRADY of Pennsylvania, Mr. CAPUANO, Mr. CARNEY, Mr. COSTA, Mr. DAVIS of Illinois, Mr. FARR, Mr. AL GREEN of Texas, Mr. GRIJALVA, Mr. GUTIERREZ, Mr. HARE, Mr. HINOJOSA, Mr. HOLDEN, Mr. HOLT, Ms. HOOLEY, Ms. JACKSON-LEE of Texas, Mr. KUCINICH, Ms. LEE, Mr. MCGOVERN, Mrs. NAPOLITANO, Mr. ORTIZ, Mr. PASCRELL, Mr. PAYNE, Mr. ROTHMAN, Mr. RUSH, Mr. RYAN of Ohio, Ms. LORETTA SANCHEZ of California, Mr. SHIMKUS, Ms. SLAUGHTER, Ms. SOLIS, Mr. TAYLOR, and Mr. WEXLER):

H.R. 3132. A bill to amend the Safe and Drug-Free Schools and Communities Act to include bullying and harassment prevention programs; to the Committee on Education and Labor.

By Mr. SCOTT of Georgia (for himself and Mr. SHAYS):

H.R. 3133. A bill to authorize the Secretary of the Treasury to make grants to States, units of general local government, and non-profit organizations for counseling and education programs for the prevention of predatory lending and to establish a toll-free telephone number for complaints regarding predatory lending, and for other purposes; to the Committee on Financial Services.

By Ms. WATERS (for herself, Ms. LEE, and Ms. WOOLSEY):

H.R. 3134. A bill to prohibit the use of funds for training and equipping the Iraqi Security Forces; to the Committee on Foreign Affairs, and in addition to the Committee on Armed Services, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. WELDON of Florida:

H.R. 3135. A bill to amend the Internal Revenue Code of 1986 to make permanent the child tax credit and to allow for adjustments for inflation with respect to the child tax credit; to the Committee on Ways and Means.

By Mr. WYNN:

H.R. 3136. A bill to provide for enhanced retirement benefits for administrative law judges; to the Committee on Oversight and Government Reform.

By Mr. HASTINGS of Florida (for himself, Ms. SLAUGHTER, Ms. MATSUI, Mr. McNULTY, Mr. GERLACH, and Mr. LEVIN):

H. Con. Res. 189. Concurrent resolution urging all sides to the political crisis in Ukraine to abide by the May 27, 2007, agreement which calls for a new round of parliamentary elections on September 30, 2007, and to ensure a free and fair, transparent democratic system in Ukraine based on the rule of law; to the Committee on Foreign Affairs.

By Ms. CORRINE BROWN of Florida:

H. Res. 563. A resolution honoring the life and achievements of Ronald H. Brown and commending the example that he set for the African-American community; to the Committee on Energy and Commerce.

By Mr. ENGEL (for himself and Mr. BURTON of Indiana):

H. Res. 564. A resolution recognizing that violence poses an increasingly serious threat to peace and stability in Central America and supporting expanded cooperation between the United States and the countries of Central America to combat crime and violence; to the Committee on Foreign Affairs.

#### ¶101.63 PRIVATE BILLS AND RESOLUTIONS

##### Under clause 3 of rule XII,

Mr. WYNN introduced a bill (H.R. 3137) for the relief of Web's Construction Company, Incorporated; which was referred to the Committee on the Judiciary.

#### ¶101.64 ADDITIONAL SPONSORS

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

H.R. 23: Mr. STUPAK, Mrs. NAPOLITANO, Mr. FRANKS of Arizona, Mr. ISRAEL, Mr. EMANUEL, Mr. KINGSTON, Mr. MCGOVERN, Ms. KILPATRICK, Mr. RUSH, Mr. KUCINICH, Mr. ALEXANDER, and Ms. WASSERMAN SCHULTZ.  
H.R. 45: Mr. DAVIS of Illinois.

H.R. 279: Mr. BARTLETT of Maryland.

H.R. 346: Mr. CARNAHAN and Ms. ZOE LOFGREN of California.

H.R. 368: Mr. LINCOLN DAVIS of Tennessee, Mr. BOOZMAN, Mr. COHEN, Mr. YARMUTH, Ms. ROS-LEHTINEN, Mr. SPACE, and Mr. LAHOOD.

H.R. 405: Mr. BOSWELL.

H.R. 418: Mr. KIRK.

H.R. 457: Mr. WALBERG.

H.R. 464: Ms. CARSON.

H.R. 543: Mr. UDALL of New Mexico.

H.R. 563: Mr. PLATTS.

H.R. 676: Ms. HIRONO.

H.R. 743: Mr. TOWNS, Mrs. BACHMANN, Mr. LATHAM, Mr. KIND, and Mr. BUYER.

H.R. 782: Mr. GINGREY.

H.R. 783: Mr. LAMBORN.

H.R. 821: Mr. LIPINSKI.

H.R. 871: Ms. LINDA T. SÁNCHEZ of California.

H.R. 928: Mr. MOORE of Kansas and Mr. BISHOP of Georgia.

H.R. 946: Ms. ZOE LOFGREN of California.

H.R. 947: Mr. PASCRELL.

H.R. 948: Ms. MCCOLLUM of Minnesota.

H.R. 969: Ms. LINDA T. SÁNCHEZ of California, Ms. CASTOR, Mr. WALSH of New York, and Mr. CASTLE.

H.R. 989: Mr. TIBERI.

H.R. 1014: Mr. MORAN of Virginia, Mr. GEORGE MILLER of California, Mr. KILDEE, and Mr. JEFFERSON.

H.R. 1108: Mr. TIERNEY and Mr. CONYERS.

H.R. 1223: Mr. FILNER.

H.R. 1240: Ms. CARSON and Mr. BACA.

H.R. 1293: Mr. NEUGEBAUER, Mrs. BIGGERT, Mr. MATHESON, Mr. CHANDLER, Ms. HERSETH SANDLIN, Mr. LATHAM, Mr. BILIRAKIS, and Mrs. WILSON of New Mexico.

H.R. 1376: Mr. KENNEDY.

H.R. 1389: Mr. HINCHEY.

H.R. 1391: Mr. SMITH of Washington.

H.R. 1398: Mr. PRICE of Georgia and Mr. SOUDER.

H.R. 1400: Mr. MARKEY.

H.R. 1418: Mr. HINOJOSA.

H.R. 1420: Mr. TOWNS.

H.R. 1440: Mr. VAN HOLLEN, Mr. BOREN and Mr. TOM DAVIS of Virginia.

H.R. 1461: Mr. WU and Mr. BLUMENAUER.

H.R. 1506: Mr. WALSH of New York.

H.R. 1553: Mrs. MALONEY of New York, Mr. BRADY of Texas, Mr. RAHALL, Mr. ABERCROMBIE, and Mr. WELCH of Vermont.

H.R. 1621: Mr. YOUNG of Alaska, Mr. WYNN, and Mr. SESSIONS.

H.R. 1655: Mr. SPRATT and Mr. PASTOR.

H.R. 1707: Mr. FRANK of Massachusetts and Mr. KAGEN.

H.R. 1709: Mr. ALTMIRE.

H.R. 1801: Mr. ELLISON.

H.R. 1961: Mr. KUCINICH.

H.R. 1967: Mr. PRICE of Georgia.

H.R. 1971: Ms. DEGETTE and Mr. PAYNE.

H.R. 1990: Mr. KIND.

H.R. 1992: Mr. LOEBSACK.

H.R. 2183: Mr. ALEXANDER.

H.R. 2188: Mr. RYAN of Ohio.

H.R. 2265: Mr. ALLEN and Mr. JACKSON of Illinois.

H.R. 2266: Mr. YOUNG of Alaska.

H.R. 2329: Mr. MARSHALL, Mr. NEUGEBAUER, Mr. MEEKS of New York, Ms. HOOLEY, Mr. BOREN, and Mr. BURTON of Indiana.

H.R. 2347: Mr. ENGEL.

H.R. 2370: Mr. PAYNE.

H.R. 2387: Mr. POE.

H.R. 2407: Mr. BOREN and Mr. LAMPSON.

H.R. 2425: Mrs. MCMORRIS RODGERS.

H.R. 2439: Mr. MORAN of Kansas.

H.R. 2443: Mr. SALAZAR and Mr. ARCURI.

H.R. 2475: Mr. INSLEE.

H.R. 2490: Mrs. MYRICK.

H.R. 2505: Mr. SOUDER.

H.R. 2580: Mr. BAKER.

H.R. 2586: Ms. KAPTUR.

H.R. 2610: Mr. RYAN of Ohio.

H.R. 2639: Mr. GILLMOR and Mr. BONNER.

H.R. 2702: Mr. MCGOVERN.

H.R. 2758: Ms. DELAURO and Mrs. MALONEY of New York.

H.R. 2761: Mr. HIGGINS.

H.R. 2778: Ms. SCHAKOWSKY, Ms. SLAUGHTER, Mr. REYNOLDS, Mr. WALSH of New York, and Mr. VELÁZQUEZ.

H.R. 2784: Mr. MICA, Mr. BUYER, Mr. HULSHOF, Mr. SIMPSON, Mr. LATOURETTE, Mr. TOM DAVIS of Virginia, Ms. FOXX, Mr. CAMP of Michigan, Mr. PLATTS, Mr. BURGESS, Mr. WESTMORELAND, Mr. HASTERT, Mr. TIM MURPHY of Pennsylvania, Mr. UPTON, Mr. HOBSON, Mr. COLE of Oklahoma, Mr. DENT, Mr. WILSON of South Carolina, Mr. KLINE of Minnesota, Mr. CULBERSON, Mr. GINGREY, Mr. DANIEL E. LUNGREN of California, Mr. MCCOTTER, Mr. LAMPSON, Mr. GONZALEZ, Mr. REYES, Mr. CUELLAR, Mrs. McMORRIS RODGERS, Mr. GOHMERT, Mr. ENGLISH of Pennsylvania, Mr. KNOLLENBERG, Mr. BLUNT, Mr. BOOZMAN, Mr. TERRY, Mr. YOUNG of Alaska, and Mr. SULLIVAN.

H.R. 2792: Mr. PRICE of North Carolina.

H.R. 2818: Ms. DEGETTE and Mr. COHEN.

H.R. 2851: Mr. BERMAN, Mrs. EMERSON, Mr. FRANK of Massachusetts, Mr. MOORE of Kansas, Mr. DINGELL, Mr. INSLEE, Mr. KENNEDY, Ms. DEGETTE, Mr. ACKERMAN, Mr. RAMSTAD, Ms. WOOLSEY, Ms. CARSON, Mr. MICHAUD, Mr. ISRAEL, Mr. GEORGE MILLER of California, Mr. ISSA, Mr. BUTTERFIELD, Mr. SERRANO, Mr. STUPAK, Ms. HERSETH SANDLIN, Mr. SPRATT, Ms. VELÁZQUEZ, Mr. OLVER, Mr. WEINER, Mr. CROWLEY, Mr. MARKEY, Mr. PERLMUTTER, Ms. HIRONO, and Ms. MCCOLLUM of Minnesota.

H.R. 2852: Mr. YOUNG of Alaska, Ms. MCCOLLUM of Minnesota, and Mr. SCHIFF.

H.R. 2861: Mr. DAVIS of Illinois.

H.R. 2874: Mr. ALTMIRE and Mr. YOUNG of Alaska.

H.R. 2885: Mr. CLAY.

H.R. 2892: Mr. NADLER.

H.R. 2894: Mrs. CAPITO, Mr. BROWN of South Carolina, Mr. MCCOTTER, Mr. GONZALEZ, Mr. MORAN of Virginia, Mr. FARR, Mr. CANNON, Mr. NADLER, Mr. INSLEE, Mr. ETHERIDGE, and Ms. CORRINE BROWN of Florida.

H.R. 2925: Mr. ROTHMAN.

H.R. 2929: Mr. COHEN, Mr. HARE, Mr. CAPUANO, Mr. MARKEY, Mr. SCHIFF, Mr. CONYERS, Ms. DELAURO, and Ms. KAPTUR.

H.R. 2934: Mr. KAGEN.

H.R. 2941: Mrs. JONES of Ohio and Mr. WU.

H.R. 2942: Mr. EDWARDS, Mr. VISCLOSKEY, Mr. MEEK of Florida, Mr. JACKSON of Illinois, and Mr. GINGREY.

H.R. 2943: Mr. JOHNSON of Georgia.

H.R. 2954: Mr. CAMP of Michigan, Mr. SAM JOHNSON of Texas, Mr. HALL of Texas, Mr. CULBERSON, Mr. GOHMERT, Mr. BURGESS, and Mr. WESTMORELAND.

H.R. 2966: Mr. CLEAVER.

H.R. 3004: Mr. LOEBACK, Mr. SHUSTER, Mr. BOOZMAN, Mr. HULSHOF, Mr. SHIMKUS, Mr. BLUNT, Mr. PEARCE, Mr. RENZI, and Mrs. BOYDA of Kansas.

H.R. 3051: Mr. CAPUANO, Mr. CARNAHAN, and Mr. PLATTS.

H.R. 3054: Mr. TANCREDO, Mr. DAVIS of Illinois, and Mr. GONZALEZ.

H.R. 3058: Mr. UDALL of Colorado.

H.R. 3059: Mrs. MYRICK.

H.R. 3096: Mr. PAYNE and Mr. FRANKS of Arizona.

H.R. 3099: Mr. BRADY of Pennsylvania.

H.R. 3116: Mr. PALLONE.

H.J. Res. 3: Mr. SHULER.

H.J. Res. 44: Ms. SCHAKOWSKY.

H. Con. Res. 37: Mr. PLATTS.

H. Con. Res. 49: Mr. BAKER.

H. Con. Res. 137: Mr. FEENEY.

H. Con. Res. 176: Mr. BAKER, Mr. POE, and Mr. GALLEGLY.

H. Con. Res. 187: Ms. SCHAKOWSKY, Mr. UPTON, Mr. DAVIS of Illinois, Mr. GUTIERREZ, Ms. WATSON, Mr. JACKSON of Illinois, Ms. KILPATRICK, Mr. KUCINICH, Mr. RYAN of Ohio, Ms. BALDWIN, Ms. CARSON, Mr. HIGGINS, and Mr. SAXTON.

H. Con. Res. 188: Mr. ROYCE, Mr. BURTON of Indiana, Mr. CARTER, Mr. POE, Mr. HASTINGS of Florida, Mr. LINDER, Mr. ACKERMAN, Mr. MACK, Mr. WEXLER, Mr. CROWLEY, Mr. SMITH of New Jersey, Ms. WATSON, Mr. BERMAN, Mr. COHEN, Mr. KIRK, Mr. FORTUÑO, Mr. SAXTON, Mr. WYNN, Mr. COBLE, Mr. ENGEL, Mr. KLEIN of Florida, Mr. PENCE, Mr. WELLER, and Mr. MANZULLO.

H. Res. 32: Mr. ROTHMAN and Mr. GEORGE MILLER of California.

H. Res. 54: Ms. BORDALLO.

H. Res. 121: Mr. MILLER of Florida, Mr. POE, Mr. RAMSTAD, and Mrs. MYRICK.

H. Res. 146: Mr. GEORGE MILLER of California.

H. Res. 231: Mr. WICKER and Mr. CALVERT.

H. Res. 235: Mr. POE and Ms. SCHWARTZ.

H. Res. 345: Mr. CROWLEY.

H. Res. 380: Mr. WEXLER.

H. Res. 433: Mr. BOYD of Florida.

H. Res. 443: Mr. BUYER and Mr. LARSEN of Washington.

H. Res. 499: Mr. SULLIVAN, Mr. SESSIONS, Mr. ROHRBACHER, Mr. MCKEON, Ms. GRANGER, Mr. BRADY of Texas, Mr. HALL of Texas, Mr. GOHMERT, Mr. BILIRAKIS, and Mr. WESTMORELAND.

H. Res. 529: Mr. PLATTS, Mr. FATTAH, and Mr. PAYNE.

H. Res. 535: Ms. NORTON.

H. Res. 548: Mr. WEXLER.

H. Res. 550: Ms. CARSON and Ms. WATSON.

#### ¶101.65 PETITIONS

Under clause 3 of rule XII, petitions and papers were laid on the clerk's desk and referred as follows:

109. The SPEAKER presented a petition of the City Council of the City of Miami Gardens, Florida, relative to Resolution No. 2007-93-600 requesting that the Congress of the United States appropriate funds necessary to bring the Herbert Hoover Dike into compliance with current Levee Protection Standards; to the Committee on Appropriations.

110. Also, a petition of the Council of the City of Albany, California, relative to Resolution No. 07-19 calling for the cessation of combat operations in Iraq and for the return of United States Troops; to the Committee on Armed Services.

111. Also, a petition of the Harrisonburg City School Board, Virginia, relative to a Resolution supporting fully H.R. 648, the Reauthorization of the No Child Left Behind Act of 2001; to the Committee on Education and Labor.

112. Also, a petition of the San Francisco Labor Council, ARL-CIO, relative to a Resolution to Erase, Rewrite and Reauthorize the "No Child Left Behind Act"; to the Committee on Education and Labor.

113. Also, a petition of the Commission of the City of Miami Beach, Florida, relative to Resolution No. 2007-26572 urging the Congress of the United States to pass the Employee Free Choice Act to protect and preserve workers' freedom to join a union; to the Committee on Education and Labor.

114. Also, a petition of the International Fire Marshals Association, relative to concerning the increased import and sale of novelty lighters that resemble toys; to the Committee on Energy and Commerce.

115. Also, a petition of Daniel O'Donnell, Assemblymember of the State of New York, relative to petitioning the Congress of the United States to stop the implementation of a proposed rule published by the Centers for Medicare and Medicaid Services (CMS) entitled, "Medicaid Program: Cost Limits for Providers Operated by Units of Government and Provisions to Ensure the Integrity of Federal-State Financial Partnership"; to the Committee on Energy and Commerce.

116. Also, a petition of the Board of County Commissioners of Miami-Dade County, Florida, relative to Resolution No. R-632-07 urging for the investigation of gasoline pricing in Florida; to the Committee on Energy and Commerce.

117. Also, a petition of the Board of County Commissioners of Miami-Dade County, Florida, relative to Resolution No. R-716-07 proclaiming June 29 through July 5, 2007 National Clean Beaches Week and urging the Congress of the United States to adopt H.R. 186; to the Committee on Natural Resources.

118. Also, a petition of the Village Council of Islamorada, Florida, relative to Resolution No. 07-05-27 requesting the Congress of the United States appropriate funds necessary to bring the Herbert Hoover Dike into compliance with current levee protection safety standards; to the Committee on Transportation and Infrastructure.

119. Also, a petition of the City Council for the City of Okeechobee, Florida, relative to Resolution No. 07-07 requesting the Congress of the United States to appropriate funds necessary to bring the Herbert Hoover Dike into compliance with current levee protection safety standards; to the Committee on Transportation and Infrastructure.

120. Also, a petition of the Town Commission of Lauderdale-By-The-Sea, Florida, relative to Resolution No. 2007-09 requesting the Congress of the United States appropriate funds required to bring the Herbert Hoover Dike into compliance with current levee protection safety standards; to the Committee on Transportation and Infrastructure.

121. Also, a petition of the Board of County Commissioners of Monroe County, Florida, relative to Resolution No. 178-2007 supporting the Governing Board of the South Florida Water Management District to the Congress of the United States to appropriate funds necessary to bring the Herbert Hoover Dike into compliance with current levee protection safety standards; to the Committee on Transportation and Infrastructure.

122. Also, a petition of the City Council of the City of Miami Spring, Florida, relative to Resolution No. 2007-3361 requesting the Congress of the United States appropriate funds necessary to bring the Herbert Hoover Dike into compliance with current levee protection safety standards; to the Committee on Transportation and Infrastructure.

123. Also, a petition of Mr. Bill Klech, a citizen of San Ramon, California, relative to concerning the veteran health care for Mr. William Klech by the Pleasanton Nursing and Rehabilitation Center; to the Committee on Veterans' Affairs.

124. Also, a petition of the Legislature of Rockland County, New York, relative to Resolution No. 243 supporting legislation to be proposed to grant a \$1000 federal income tax credit to volunteer firefighters; to the Committee on Ways and Means.

125. Also, a petition of Ms. Michelle Bachelet Jeria, President of Chile, relative to concerning a Free Trade Agreement between the United States and Chile; to the Committee on Ways and Means.

#### ¶101.66 DELETIONS OF SPONSORS FROM PUBLIC BILLS AND RESOLUTIONS

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

H.R. 2720: Mr. ROTHMAN.

H.R. 2750: Mr. VISCLOSKEY.

#### TUESDAY, JULY 24, 2007 (102)

#### ¶102.1 APPOINTMENT OF SPEAKER PRO TEMPORE

The House was called to order at 9 a.m. by the SPEAKER pro tempore,

Mr. COHEN, who laid before the House the following communication:

WASHINGTON, DC,  
July 24, 2007.

I hereby appoint the Honorable STEVE COHEN to act as Speaker pro tempore on this day.

NANCY PELOSI,  
*Speaker of the House of Representatives.*

Whereupon, pursuant to the order of the House of January 4, 2007, Members were recognized for morning-hour debate.

#### ¶102.2 RECESS—9:03 A.M.

The SPEAKER pro tempore, Mr. COHEN, pursuant to clause 12(a) of rule I, declared the House in recess at 9 o'clock and 3 minutes a.m., until 10 a.m.

#### ¶102.3 AFTER RECESS—10 A.M.

The SPEAKER pro tempore, Mrs. DAVIS of California, called the House to order.

#### ¶102.4 APPROVAL OF THE JOURNAL

The SPEAKER pro tempore, Mrs. DAVIS of California, announced she had examined and approved the Journal of the proceedings of Monday, July 23, 2007.

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

#### ¶102.5 COMMUNICATIONS

Executive and other communications, pursuant to clause 8, rule XII, were referred as follows:

2623. A letter from the Director, Defense Research and Engineering, Department of Defense, transmitting notification of intent to obligate funds for three additional projects for the Fiscal Year 2007 Foreign Comparative Testing (FCT) Program, pursuant to 10 U.S.C. 2350a(g); to the Committee on Armed Services.

2624. A letter from the Acting Deputy Chief of Legislative Affairs, Department of Defense, transmitting notification of the decision to convert to contract the aircraft line maintenance functions in China Lake, CA; Lemoore, CA; San Diego, CA; Jacksonville, FL; Mayport, FL; Patuxent River, MD; Norfolk, VA; Virginia Beach, VA; and Oak Harbour, WA, pursuant to 10 U.S.C. 2461; to the Committee on Armed Services.

2625. A letter from the Chief, Congressional Action Division, Office of Legislative Liaison, Department of Defense, transmitting Notice of the decision to initiate a multifunction standard competition of the Noncore Enterprise Communications Function at Peterson Air Force Base, Colorado, pursuant to 10 U.S.C. 2461; to the Committee on Armed Services.

2626. A letter from the Chief, Congressional Action Division, Office of Legislative Liaison, Department of Defense, transmitting Notice of the decision to initiate a multifunction standard competition of the Core Enterprise Communications Function at Peterson Air Force Base, Colorado, pursuant to 10 U.S.C. 2461; to the Committee on Armed Services.

2627. A letter from the Chairman, Defense Nuclear Facilities Safety Board, transmitting the Board's Report to Congress on the Plutonium Storage at the Department of Energy's Savannah River Site, pursuant to Public Law 107-314, section 3183; to the Committee on Armed Services.

2628. A letter from the Principal Deputy Under Secretary for Personnel and Readiness, Department of Defense, transmitting authorization of Colonel Stephen R. Lanza to wear the authorized insignia of the grade of brigadier general in accordance with title 10, United States Code, section 777; to the Committee on Armed Services.

2629. A letter from the Under Secretary for Personnel and Readiness, Department of Defense, transmitting the Department's report on the omission of the SSN from the Department of Defense military identification cards, pursuant to Public Law 109-364, section 585; to the Committee on Armed Services.

2630. A letter from the Under Secretary for Personnel and Readiness, Department of Defense, transmitting authorization of the enclosed list of officers to wear the insignia of the next higher grade in accordance with title 10, United States Code, section 777; to the Committee on Armed Services.

2631. A letter from the Director, National Defense Research Institute, transmitting a copy of the report entitled, "F-22A Multi-Year Procurement Program: An Assessment of Cost Savings," pursuant to Public Law 109-364, section 134; to the Committee on Armed Services.

2632. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting the quarterly report of obligations and outlays of FY 2004, FY 2005 and FY 2006 funds under the Emergency Plan for AIDS Relief through September 30, 2006, pursuant to Division D, Pub. L. 108-199; to the Committee on Foreign Affairs.

2633. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting pursuant to section 36(c) of the Arms Export Control Act, certification of a proposed license for the export of defense articles and services to the Government of Japan (Transmittal No. DDTC 073-07); to the Committee on Foreign Affairs.

2634. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting pursuant to section 3(d) of the Arms Export Control Act, certification regarding the proposed transfer of major defense equipment from the Government of Belgium (Transmittal No. RSAT-01-07); to the Committee on Foreign Affairs.

2635. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting pursuant to Section 620C(c) of the Foreign Assistance Act of 1961, as amended, and in accordance with section 1(a)(6) of Executive Order 13313, a report prepared by the Department of State on the progress toward a negotiated solution of the Cyprus question covering the period April 1, 2007 through May 31, 2007; to the Committee on Foreign Affairs.

2636. A letter from the General Counsel, Department of Housing and Urban Development, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Oversight and Government Reform.

2637. A letter from the Senior Vice President and Chief Financial Officer, Federal Home Loan Bank of San Francisco, transmitting the 2006 management report and statements on system of internal controls of the Federal Home Loan Bank of San Francisco, pursuant to 31 U.S.C. 9106; to the Committee on Oversight and Government Reform.

2638. A letter from the Legislative Counsel, Office of Congressional and Legislative Affairs, Department of the Interior, transmitting a copy of a draft bill entitled, "To clarify the authorities for the use of certain National Park Service properties within Golden Gate National Recreational Area and San Francisco Maritime National Historical Park, and for other purposes"; to the Committee on Natural Resources.

2639. A letter from the Program Analyst, Department of Transportation, transmitting

the Department's final rule — Airworthiness Directives; Airbus Model A330-200, A330-300, A340-200, and A340-300 Series Airplanes [Docket No. FAA-2007-27013; Directorate Identifier 2006-NM-236-AD; Amendment 39-15022; AD 2007-08-05] (RIN: 2120-AA64) received July 19, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

2640. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; EADS SOCATA Model TBM 700 Airplanes [Docket No. FAA-2006-26233; Directorate Identifier 2006-CE-63-AD; Amendment 39-14979; AD 2007-05-18] (RIN: 2120-AA64) received July 19, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

2641. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Revision of Class E Airspace; Redmond, OR [Docket No. FAA-2006-25997; Airspace Docket No. 06-ANM-5] received July 18, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

2642. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Federal Motor Vehicle Safety Standards; Head Restraints [Docket No. NHTSA-2007-27986] (RIN: 2127-AJ96) received July 18, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

2643. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Fire Penetration Resistance of Thermal/Acoustic Insulation Installed on Transport Category Airplanes [Docket No. FAA-2006-24277; Amendment No. 121-330] (RIN: 2120-AI75) received July 18, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

2644. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Reporting of Early Warning Information [Docket No. NHTSA-2006-25653; Notice 2] (RIN: 2127-AJ94) received July 18, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

2645. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Boeing Model 777 Airplanes [Docket No. FAA-2007-27898; Directorate Identifier 2007-NM-078-AD; Amendment 39-15029; AD 2007-07-05 R1] (RIN: 2120-AA64) received July 19, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

2646. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; LATINOAMERICANA DE AVIACION (LAVIA) S.A. (Type Certificate Data Sheets No. 2A8 and No. 2A10 previously held by The New Piper Aircraft, Inc.) Models PA-25, PA-25-235, and PA-25-260 Airplanes [Docket No. FAA-2007-27109; Directorate Identifier 2007-CE-005-AD; Amendment 39-15024; AD 2007-08-07] (RIN: 2120-AA64) received July 19, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

2647. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; British Aerospace Regional Aircraft Models HP.137 Jetstream Mk.1, Jetstream Series 200, Jetstream Series 3101, and Jetstream Model 3201 Airplanes [Docket No. FAA-2007-27070 Directorate Identifier 2007-CE-003-AD; Amendment 39-15023; AD 2007-08-06] (RIN: 2120-AA64) received July 19, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.



2648. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Rolls-Royce plc RB211 Series Turbofan Engines [Docket No. FAA-2007-27824; Directorate Identifier 2003-NE-12-AD; Amendment 39-15026; AD 2006-11-05R1] (RIN: 2120-AA64) received July 19, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

2649. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Airbus Model A300 B4-601, A300 B4-603, A300 B4-605R, A300 C4-605R Variant F, A310-204, and A310-304 Airplanes Equipped with General Electric CF6-80C2 Engines [Docket No. FAA-2007-27012; Directorate Identifier 2006-NM-188-AD; Amendment 39-15017; AD 2007-07-15] (RIN: 2120-AA64) received July 19, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

2650. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; General Electric Company CT7-5, -7, and -9 Series Turboprop Engines [Docket No. FAA-2005-20944; Directorate Identifier 2003-NE-64-AD; Amendment 39-15018; AD 2007-08-01] (RIN: 2120-AA64) received July 19, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

2651. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; McCauley Propeller Systems Models 3A32C406/82NDB-X and D3A32C409/82NDB-X Propellers [Docket No. FAA-2005-22898; Directorate Identifier 2005-NE-10-AD; Amendment 39-15021; AD 2007-08-04] (RIN: 2120-AA64) received July 19, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

2652. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Learjet Model 45 Airplanes [Docket No. FAA-2007-27980; Directorate Identifier 2007-NM-066-AD; Amendment 39-15033; AD 2007-09-03] (RIN: 2120-AA64) received July 19, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

2653. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Raytheon Aircraft Company (The Beech Aircraft Company and BEECH previously held Type Certificate Nos. 3A15, 3A16, 5A3, and A-777) Models 35-33, 35-A33, 35-B33, 35-C33, E33, F33, G33, 35-C33A, E33A, F33A, E33C, F33C, 35, A35, B35, C35, D35, E35, F35, G35, H35, J35, K35, M35, N35, P35, S35, V35, V35A, V35B, 36, A36, A45, (T-34A, B45), D45 (T-34B), 95-55, 95-A55, 95-B55, 95-B55A, 95-B55B (T-42A), 95-C55, 95-C55A, D55, D55A, E55, E55A, 56TC, A56TC, 58, 95, B95, B95A, D95A, and E95 Airplanes [Docket No. FAA-2006-26075; Directorate Identifier 2006-CE-55-AD; Amendment 39-15025; AD 2007-08-08] to the Committee on Transportation and Infrastructure.

2654. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Cessna Aircraft Company Models 172R, 172S, 182T, T182T, 206H, and T206H Airplanes [Docket No. FAA-2007-27709; Directorate Identifier 2007-CE-028-AD; Amendment 39-15020; AD 2007-08-03] (RIN: 2120-AA64) received July 18, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

2655. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; MD Helicopters Inc. (MDHI)

Model MD600N Helicopters [Docket No. FAA-2007-27343; Directorate Identifier 2007-SW-05-AD; Amendment 39-15030; AD 2007-05-51] (RIN: 2120-AA64) received July 18, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

2656. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Short Brothers Model SD3-60 SHERPA, SD3-SHERPA, SD3-30, and SD3-60 Airplanes [Docket No. FAA-2007-27866; Directorate Identifier 2007-NM-055-AD; Amendment 39-15027; AD 2007-08-09] (RIN: 2120-AA64) received July 18, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

2657. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Empresa Brasileira de Aeronautica S.A. (EMBRAER) Model ERJ 170 Airplanes [Docket No. FAA-2006-25419; Directorate Identifier 2006-NM-055-AD; Amendment 39-15007; AD 2007-07-10] (RIN: 2120-AA64) received July 18, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

2658. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Cessna Aircraft Company Models 182H, 182J, 182K, 182L, 182M, 182N, 182P, 182Q, and 182R Airplanes [Docket No. FAA-2007-27786; Directorate Identifier 2007-CE-031-AD; Amendment 39-15031; AD 2007-09-01] (RIN: 2120-AA64) received July 19, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

2659. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Airbus Model A330 Airplanes and Model A340-200 and -300 Series Airplanes [Docket No. FAA-2007-27014; Directorate Identifier 2006-NM-253-AD; Amendment 39-15041; AD 2007-09-09] (RIN: 2120-AA64) received July 18, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

2660. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting a semi-annual report concerning emigration laws and policies of Azerbaijan, Kazakhstan, Moldova, the Russian Federation, Tajikistan, Ukraine, and Uzbekistan, as required by Sections 402 and 409 of the 1974 Trade Act, as amended, pursuant to 19 U.S.C. 2432(c) and (d); to the Committee on Ways and Means.

#### ¶102.6 MESSAGE FROM THE SENATE

A message from the Senate by Ms. Curtis, one of its clerks, announced that the Senate has passed a bill of the following title in which the concurrence of the House is requested:

S. 1856, An Act to amend title 18, United States Code, to make technical corrections to the new border tunnels and passages of fence.

#### ¶102.7 "HOW OUR LAWS ARE MADE"

On motion of Mr. BRADY of Pennsylvania, by unanimous consent, the Committee on House Administration was discharged from further consideration of the following concurrent resolution (H. Con. Res. 190):

#### SECTION 1. HOW OUR LAWS ARE MADE.

(a) IN GENERAL.—An edition of the brochure entitled "How Our Laws Are Made", as revised under the direction of the Parliamentarian of the House of Representatives in consultation with the Parliamentarian of the Senate, shall be printed as a House docu-

ment under the direction of the Joint Committee on Printing.

(b) ADDITIONAL COPIES.—In addition to the usual number, there shall be printed the lesser of—

(1) 550,000 copies of the document, of which 440,000 copies shall be for the use of the House of Representatives, 100,000 copies shall be for the use of the Senate, and 10,000 copies shall be for the use of the Joint Committee on Printing; or

(2) such number of copies of the document as does not exceed a total production and printing cost of \$479,247, with distribution to be allocated in the same proportion as described in paragraph (1), except that in no case shall the number of copies be less than 1 per Member of Congress.

#### SEC. 2. DOCUMENT-SIZED, ANNOTATED UNITED STATES CONSTITUTION.

(a) IN GENERAL.—The 2007 edition of the document-sized, annotated version of the United States Constitution shall be printed as a House document under the direction of the Joint Committee on Printing.

(b) ADDITIONAL COPIES.—In addition to the usual number, there shall be printed the lesser of—

(1) 550,000 copies of the document, of which 440,000 copies shall be for the use of the House of Representatives, 100,000 copies shall be for the use of the Senate, and 10,000 copies shall be for the use of the Joint Committee on Printing; or

(2) such number of copies of the document as does not exceed a total production and printing cost of \$535,853, with distribution to be allocated in the same proportion as described in paragraph (1), except that in no case shall the number of copies be less than 1 per Member of Congress.

#### SEC. 3. POCKET VERSION OF THE UNITED STATES CONSTITUTION.

(a) IN GENERAL.—The 23rd edition of the pocket version of the United States Constitution shall be printed as a House document under the direction of the Joint Committee on Printing.

(b) ADDITIONAL COPIES.—In addition to the usual number, there shall be printed the lesser of—

(1) 550,000 copies of the document, of which 440,000 copies shall be for the use of the House of Representatives, 100,000 copies shall be for the use of the Senate, and 10,000 copies shall be for the use of the Joint Committee on Printing; or

(2) such number of copies of the document as does not exceed a total production and printing cost of \$188,462, with distribution to be allocated in the same proportion as described in paragraph (1), except that in no case shall the number of copies be less than 1 per Member of Congress.

When said concurrent resolution was considered and agreed to.

A motion to reconsider the vote whereby said concurrent resolution was agreed to was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said concurrent resolution.

#### ¶102.8 INDUSTRIAL WASTE IN GREAT LAKES

Mr. OBERSTAR moved to suspend the rules and agree to the following concurrent resolution (H. Con. Res. 187):

Whereas the Great Lakes are the largest surface freshwater system on the planet;

Whereas the Great Lakes account for 95 percent of the United States' surface fresh water and about 21 percent of the world's supply;



Whereas the Great Lakes provide drinking water for more than 30 million Americans;

Whereas, on May 18, 2004, President George W. Bush said "the Great Lakes are a national treasure";

Whereas Congress has expressed its commitment to protecting the Great Lakes from pollutants and contaminants through the Clean Water Act and subsequent legislation;

Whereas the United States Environmental Protection Agency (EPA) and Environment Canada joined together in promulgating the Great Lakes Binational Toxics Strategy to eliminate the presence of persistent toxic substances in the Great Lakes basin;

Whereas the "mixing zones" that dilute toxic chemicals discharged into the Great Lakes system have been controversial as a possible threat to humans, fish and wildlife;

Whereas the Great Lakes are plagued by pollutants such as mercury, PCBs, ammonia, DDT, alkylated lead, hexachlorobenzene, TCDD, toxaphene, and others;

Whereas high amounts of ammonia can cause algae blooms that threaten fish and water quality;

Whereas the Indiana Department of Environmental Management recently issued a permit to BP PLC to allow their facility in Whiting, IN, to release 54 percent more ammonia and 35 percent more total suspended solids into Lake Michigan each day;

Whereas the BP Whiting facility will now be allowed to dump an average of 1,584 pounds of ammonia and 4,925 pounds of total suspended solids daily into Lake Michigan;

Whereas the Great Lakes already face myriad challenges from chemicals and pollutants, including a steep increase in fish consumption warnings and record numbers of beach closures; and

Whereas Congress has a clear role in protecting the Great Lakes as an entity that spans across State and international boundaries: Now, therefore, be it

*Resolved by the House of Representatives (the Senate concurring),* That it is the sense of Congress that—

(1) Congress expresses its disapproval of the Indiana Department of Environmental Management's issuance of a permit allowing BP to increase their daily dumping of ammonia and total suspended solids into Lake Michigan;

(2) Congress urges the State of Indiana to reconsider issuance of a permit allowing BP to increase their daily dumping of ammonia and total suspended solids into Lake Michigan;

(3) Congress should take action to protect and restore the Great Lakes;

(4) the United States Environmental Protection Agency's actions in the Great Lakes basin should be consistent with the goal of preserving and restoring the Great Lakes; and

(5) the United States Environmental Protection Agency should not allow increased dumping of chemicals and pollutants into the Great Lakes.

The SPEAKER pro tempore, Mrs. DAVIS of California, recognized Mr. OBERSTAR and Mr. EHLERS, each for 20 minutes.

After debate,

The question being put, *viva voce*,

Will the House suspend the rules and agree to said concurrent resolution?

The SPEAKER pro tempore, Mrs. DAVIS of California, announced that two-thirds of the Members present had voted in the affirmative.

Mr. UPTON demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Mrs. DAVIS of California, pursuant to clause 8, rule XX, announced that further proceedings on the question were postponed until Wednesday, July 25, 2007.

#### ¶102.9 TRANSPORTATION AND HUD APPROPRIATIONS FY 2008

The SPEAKER pro tempore, Mrs. DAVIS of California, pursuant to House Resolution 558 and rule XVIII, declared the House resolved into the Committee of the Whole House on the state of the Union for the further consideration of the bill (H.R. 3074) making appropriations for the Department of Transportation, and Housing and Urban Development, and related agencies for the fiscal year ending September 30, 2008, and for other purposes.

Mr. WEINER, Acting Chairman, assumed the chair; and after some time spent therein,

The SPEAKER pro tempore, Mr. HOLDEN, assumed the Chair.

When Mr. WEINER, Acting Chairman, reported that the Committee, having had under consideration said bill, had come to no resolution thereon.

#### ¶102.10 ORDER OF BUSINESS— CONSIDERATION OF H.R. 3074

On motion of Mr. OLVER, by unanimous consent,

*Ordered,* That during further consideration of the bill (H.R. 3074) making appropriations for the Department of Transportation, and Housing and Urban Development, and related agencies for the fiscal year ending September 30, 2008, and for other purposes, in the Committee of the Whole House on the state of the Union, pursuant to House Resolution 558, notwithstanding clause 11 of rule XVIII, no further amendment to the bill may be offered except: pro forma amendments offered at any point in the reading by the chairman or ranking minority member of the Committee on Appropriations or their designees for the purpose of debate; an amendment by Mr. CROWLEY regarding a study to determine staffing needs for air traffic controllers; an amendment by Mr. AL GREEN of Texas regarding funding for the Fair Housing Initiatives Program; an amendment by Ms. SLAUGHTER, Ms. VELAZQUEZ, or Mr. TERRY regarding funding for lead hazard reduction grants; an amendment by Ms. GINNY BROWN-WAITE of Florida regarding an annual study of FHA single family housing mortgage insurance programs; an amendment by Mr. GARY MILLER of California regarding the authorization for additional Moving to Work Demonstration agreements; an amendment by Mr. BLUNT regarding Corporate Average Fuel Economy standards; an amendment by Mr. CONAWAY regarding use of reductions made through amendment for deficit reduction; an amendment by Mr. DEFazio, or Mr. HUNTER, or Mrs. BOYDA of Kansas prohibiting use of funds for certain cross-border motor carrier demonstration projects; an amendment by Mr. FLAKE limiting

funds for the National Mule and Packers Museum in Woodlake, California; an amendment by Mr. FLAKE limiting funds for the Los Angeles Fashion District in Los Angeles, California; an amendment by Mr. FLAKE limiting funds for the Bel Alton High School Alumni Association Community Development Corporation in Maryland; an amendment by Mr. FLAKE limiting funds for the Hunting and Fishing Museum of Pennsylvania; an amendment by Mr. FLAKE limiting funds for the Houston Zoo in Texas; an amendment by Mr. FLAKE limiting funds for the Walter Clore Wine and Culinary Center in Washington; an amendment by Mr. FLAKE limiting funds for the Belmont Complex in Armstrong County, Pennsylvania; an amendment by Mr. FLAKE limiting funds for the North Central Wisconsin Regional Planning Commission in Wausau, Wisconsin; an amendment by Mr. FLAKE limiting funds for the Arlington Chamber of Commerce in Texas; an amendment by Mr. FLAKE limiting funds for the Strand Theatre Performing Arts Center in Plattsburgh, New York; an amendment by Mr. FLAKE limiting funds for the Huntsville Museum of Art in Alabama; an amendment by Mr. FLAKE limiting funds for the Friends of Cheat Rails to Trails program; an amendment by Mr. FRANK of Massachusetts or Mr. RANGEL regarding community service requirements; an amendment by Mr. FRELINGHUYSEN limiting funds to implement a preferred alternative for the New York-New Jersey-Philadelphia airspace redesign; an amendment by Mr. GINGREY limiting funds for certain economic development activities which obtain property through eminent domain; an amendment by Mr. HASTINGS of Florida regarding TRACON consolidation; an amendment by Ms. JACKSON-LEE of Texas regarding noise mitigation studies; an amendment by Ms. JACKSON-LEE of Texas regarding technology for temporary disaster housing; an amendment by Ms. JACKSON-LEE of Texas prohibiting use of funds to undermine unions and other labor organizations representing workers on federally funded transportation projects; an amendment by Ms. JACKSON-LEE of Texas prohibiting use of funds to prohibit transportation workers from having necessary communication equipment; an amendment by Mr. JORDAN of Ohio reducing funds in the bill by 6.3 percent, which shall be debatable for 40 minutes; an amendment by Mr. KING of Iowa limiting funds to implement Davis-Bacon requirements; an amendment by Mr. KING of Iowa limiting funds to employ workers described in section 274A of the Immigration and Nationality Act; an amendment by Mr. KING of Iowa limiting funds for the Alpine Heritage Preservation in West Virginia; an amendment by Mr. GARY MILLER of California, Ms. WATERS, or Mr. AL GREEN of Texas prohibiting use of funds to take certain actions on standards for mortgagors's investment in mortgaged properties; an amendment by Mrs. MUSGRAVE reducing funds in

the bill by 0.5 percent, which shall be debatable for 40 minutes; an amendment by Mr. PALLONE or Mr. Patrick MURPHY of Pennsylvania regarding waste processing and transferring facilities; an amendment by Mr. PRICE of Georgia reducing funds in the bill by 1 percent, which shall be debatable for 40 minutes; an amendment by Mr. SESSIONS limiting the use of funds for a certain AMTRAK route; an amendment by Mr. SHULER regarding use of funds designated for North Shore Road in Swain County, North Carolina; an amendment by Mr. UPTON, Ms. HARMAN, Mr. INGLIS of South Carolina, or Mr. LIPINSKI regarding energy efficient light bulbs; an amendment by Mr. PRICE of Georgia limiting FHA funds for the creation of an affordable housing fund; an amendment by Mr. HENSARLING limiting funds for parking facilities; an amendment by Mr. HENSARLING limiting funds for the Edmunds Center for the Arts in Washington; an amendment by Mr. KING of Iowa limiting funds for homeownership assistance for certain individuals; an amendment by Mr. KING of Iowa limiting funds for the Association of Community Organizations for Reform Now; an amendment by Mr. CROWLEY limiting funds for the Blairstown Historic Preservation Commission in Blairstown, NJ; an amendment by Mr. CROWLEY limiting funds for the City of Marshall, TX; an amendment by Mr. CROWLEY limiting funds for the City of Muncie, IN; an amendment by Mr. CROWLEY limiting funds for the I-25 North of HS 66 project in Colorado; an amendment by Mr. CROWLEY limiting funds for the State Route 374 (from SR149 to 77) project in Montgomery County, Tennessee; an amendment by Mr. WALBERG limiting funds to promulgate regulations based on race, ethnicity or sex; an amendment by Mr. HENSARLING limiting funds for museums; an amendment by Mr. PETERSON of Pennsylvania limiting funds for tolling on I-80 in Pennsylvania; an amendment by Mr. HUNTER limiting funds for a US-Mexico freeway; an amendment by Mr. OBEY regarding earmarks; an amendment or amendments by Mr. OLVER regarding funding.

*Ordered further,* Each such amendment may be offered only by the Member named in this request or a designee, shall be considered as read, shall not be subject to amendment except that the chairman and ranking minority member of the Committee on Appropriations and the Subcommittee on Transportation, Housing and Urban Development, and Related Agencies each may offer one pro forma amendment for the purpose of debate; and shall not be subject to a demand for division of the question in the House or in the Committee of the Whole House on the state of the Union.

*Ordered further,* Except as otherwise specified, each amendment shall be debatable for 10 minutes, equally divided and controlled by the proponent and an opponent. An amendment shall be considered to fit the description stated in

this request if it addresses in whole or in part the object described.

¶102.11 TRANSPORTATION AND HUD APPROPRIATIONS FY 2008

The SPEAKER pro tempore, Mr. HOLDEN, pursuant to House Resolution 558 and rule XVIII, declared the House resolved into the Committee of the Whole House on the state of the Union for the further consideration of the bill (H.R. 3074) making appropriations for the Department of Transportation, and Housing and Urban Development, and related agencies for the fiscal year ending September 30, 2008, and for other purposes.

Mr. WEINER, Acting Chairman, assumed the chair; and after some time spent therein,

¶102.12 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment submitted by Mr. MICA:

Page 18, beginning on line 9, strike the colon and all that follows through line 21 and insert a period.

It was decided in the { Yeas ..... 201  
negative ..... } Nays ..... 217

¶102.13 [Roll No. 691] AYES—201

Aderholt Fallin LoBiondo  
Akin Feeney Lucas  
Alexander Ferguson Lungren, Daniel  
Bachmann Flake E.  
Baker Forbes Mack  
Barrett (SC) Portenberry Manzullo  
Barrow Fortuño Marchant  
Bartlett (MD) Fossella McCarthy (CA)  
Barton (TX) Foxx McCaul (TX)  
Biggart Franks (AZ) McCotter  
Bilbray Frelinghuysen McCrery  
Bilirakis Gallegly McHenry  
Blackburn Garrett (NJ) McHugh  
Blunt Gerlach McIntyre  
Boehner Giffords McKeon  
Bonner Gillmor McMorris  
Bono Gingrey Rodgers  
Boozman Mica  
Boustany Goode Miller (FL)  
Boyd (KS) Goodlatte Miller (MI)  
Brady (TX) Granger Miller, Gary  
Brown-Waite, Graves Moore (KS)  
Ginny Hall (TX)  
Buchanan Hastert Murphy, Tim  
Burgess Hastings (WA) Musgrave  
Burton (IN) Hayes Neugebauer  
Buyer Heller Nunes  
Calvert Hensarling Paul  
Camp (MI) Herger Peterson (PA)  
Campbell (CA) Hobson Petri  
Cannon Hoekstra Pickering  
Cantor Hulshof Pitts  
Capito Hunter Platts  
Carter Inglis (SC) Poe  
Castle Issa Porter  
Chabot Jindal Price (GA)  
Coble Johnson (GA) Pryce (OH)  
Conaway Johnson (IL) Putnam  
Crenshaw Johnson, Sam Radanovich  
Culberson Jones (NC) Ramstad  
Davis (KY) Jordan Regula  
Davis, David Keller Rehberg  
Davis, Lincoln King (IA) Reichert  
Davis, Tom King (NY) Renzi  
Deal (GA) Kingston Reynolds  
Dent Kirk Rogers (AL)  
Diaz-Balart, L. Kline (MN) Rogers (KY)  
Diaz-Balart, M. Knollenberg Rogers (MI)  
Doolittle Kuhl (NY) Rohrabacher  
Drake LaHood Ros-Lehtinen  
Draper Lamborn Roskam  
Duncan Latham Royce  
Ehlers LaTourette Rush  
Emerson Ryan (WI) Ryan (WI)  
English (PA) Lewis (KY) Salazar  
Everett Linder Sali

Saxton  
Schmidt  
Sensenbrenner  
Sessions  
Shadegg  
Shays  
Shimkus  
Shuster  
Simpson  
Smith (NE)  
Smith (NJ)  
Smith (TX)

Souder  
Stearns  
Sullivan  
Tancredo  
Terry  
Thornberry  
Tiahrt  
Tiberi  
Turner  
Udall (CO)  
Upton  
Walberg

Walden (OR)  
Walsh (NY)  
Wamp  
Weldon (FL)  
Weller  
Westmoreland  
Whitfield  
Wicker  
Wilson (NM)  
Wilson (SC)  
Wolf  
Young (FL)

NOES—217

Abercrombie  
Ackerman  
Allen  
Altmire  
Andrews  
Arcuri  
Baca  
Baird  
Baldwin  
Bean  
Becerra  
Berkley  
Berman  
Berry  
Bishop (GA)  
Bishop (NY)  
Blumenauer  
Bordallo  
Boren  
Boswell  
Boucher  
Boyd (FL)  
Brady (PA)  
Braley (IA)  
Brown, Corrine  
Butterfield  
Capps  
Capuano  
Cardoza  
Carnahan  
Carney  
Carson  
Castor  
Chandler  
Christensen  
Clay  
Cleaver  
Clyburn  
Cohen  
Conyers  
Cooper  
Costa  
Costello  
Courtney  
Cramer  
Crowley  
Cuellar  
Cummings  
Davis (AL)  
Davis (CA)  
DeFazio  
DeGette  
Delahunt  
DeLauro  
Dicks  
Dingell  
Doggett  
Donnelly  
Doyle  
Edwards  
Ellison  
Ellsworth  
Emanuel  
Engel  
Eshoo  
Etheridge  
Faleomavaega  
Farr  
Fattah  
Filner  
Frank (MA)  
Gillibrand  
Gonzalez  
Gordon

Green, Al  
Green, Gene  
Grijalva  
Gutierrez  
Hall (NY)  
Hare  
Harman  
Hastings (FL)  
Hereth Sandlin  
Hill  
Hinchey  
Hinojosa  
Hiron  
Hodes  
Holden  
Holt  
Hooley  
Hoyer  
Inslee  
Israel  
Jackson (IL)  
Jackson-Lee (TX)  
Jefferson  
Johnson, E. B.  
Jones (OH)  
Kagen  
Kanjorski  
Kaptur  
Kennedy  
Kildee  
Kilpatrick  
Kind  
Klein (FL)  
Kucinich  
Lampson  
Langevin  
Lantos  
Larsen (WA)  
Larson (CT)  
Lee  
Levin  
Lewis (GA)  
Lipinski  
Loeb sack  
Lofgren, Zoe  
Lowe  
Lynch  
Mahoney (FL)  
Maloney (NY)  
Markey  
Matheson  
Matsui  
McCarthy (NY)  
McCollum (MN)  
McDermott  
McGovern  
McNerney  
McNulty  
Meek (FL)  
Meeks (NY)  
Michaud  
Miller (NC)  
Miller, George  
Mitchell  
Mollohan  
Moore (WI)  
Moran (VA)  
Murphy (CT)  
Murphy, Patrick  
Murtha  
Nadler  
Napolitano  
Neal (MA)

Norton  
Oberstar  
Obey  
Olver  
Ortiz  
Pallone  
Pascrell  
Pastor  
Payne  
Perlmutter  
Peterson (MN)  
Pomeroy  
Price (NC)  
Rahall  
Rangel  
Reyes  
Rodriguez  
Ross  
Rothman  
Roybal-Allard  
Ruppersberger  
Ryan (OH)  
Sánchez, Linda T.  
Sanchez, Loretta  
Sarbanes  
Schakowsky  
Schiff  
Schwartz  
Scott (GA)  
Scott (VA)  
Serrano  
Sestak  
Shea-Porter  
Sherman  
Shuler  
Sires  
Skelton  
Slaughter  
Smith (WA)  
Snyder  
Solis  
Spratt  
Stark  
Stupak  
Sutton  
Tanner  
Tauscher  
Taylor  
Thompson (CA)  
Thompson (MS)  
Tierney  
Towns  
Udall (NM)  
Van Hollen  
Velázquez  
Visclosky  
Walz (MN)  
Wasserman  
Schultz  
Waters  
Watson  
Watt  
Waxman  
Weiner  
Welch (VT)  
Wexler  
Wilson (OH)  
Woolsey  
Wu  
Wynn  
Yarmuth

NOT VOTING—18

Bachus  
Bishop (UT)  
Brown (SC)  
Clarke  
Cole (OK)  
Cubin

Davis (IL)  
Davis, Jo Ann  
Gilchrist  
Higgins  
Honda  
Marshall

Melancon  
Myrick  
Pearce  
Pence  
Space  
Young (AK)

So the amendment was not agreed to.

102.14 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment submitted by Mrs. BACHMANN:

Page 38, line 10, after the dollar amount, insert "(reduced by \$106,000,000)".

Page 83, line 16, after the dollar amount, insert "(increased by \$106,000,000)".

It was decided in the Yeas ..... 110 negative ..... Nays ..... 308

102.15 [Roll No. 692]

AYES—110

- Aderholt Feeney Miller (FL)
Akin Flake Miller, Gary
Bachmann Fortuño Musgrave
Baker Foss Neugebauer
Barrett (SC) Franks (AZ) Paul
Barrow Gallegly Pearce
Bartlett (MD) Gillmor Poe
Barton (TX) Gingrey Pomeroy
Biggett Granger Porter
Bilbray Graves Price (GA)
Bilirakis Hall (TX) Pryce (OH)
Blackburn Hastings (WA) Putnam
Blunt Heller Ramstad
Boehner Hensarling Reichert
Bonner Herger Renzi
Bono Hulshof Rogers (KY)
Boustany Issa Rogers (MI)
Brady (TX) Johnson, Sam Ros-Lehtinen
Buchanan Jones (NC) Ryan (WI)
Burgess Jordan Sali
Burton (IN) Keller Sensenbrenner
Camp (MI) King (IA) Sessions
Campbell (CA) Kline (MN) Shadegg
Cannon Lamborn Smith (NE)
Carter Lewis (KY) Smith (TX)
Conaway Linder Souder
Culberson Lungren, Daniel Tancredo
Davis (KY) E. Terry
Davis, David Mack Thornberry
Davis, Lincoln Mahoney (FL) Tiahrt
Deal (GA) Marchant Tiberi
Diaz-Balart, M. McCarthy (CA) Walden (OR)
Doolittle McCaul (TX) Weldon (FL)
Drake McCreery Westmoreland
Dreier McHenry Wilson (NM)
Ellison McKeon Westmoreland
Ellsworth McMorris Wilson (SC)
Everett Rodgers

NOES—308

- Abercrombie Chandler Faleomavaega
Ackerman Christensen Fallin
Alexander Clay Farr
Allen Cleaver Fattah
Altmire Clyburn Ferguson
Andrews Coble Filner
Arcuri Cohen Forbes
Baca Cole (OK) Fortenberry
Baird Conyers Fossella
Baldwin Cooper Frank (MA)
Bean Costa Frelinghuysen
Becerra Costello Garrett (NJ)
Berkley Courtney Gerlach
Berman Cramer Giffords
Berry Crenshaw Gillibrand
Bishop (GA) Crowley Gohmert
Bishop (NY) Cuellar Gonzalez
Blumenauer Cummings Goode
Boozman Davis (AL) Goodlatte
Bordallo Davis (CA) Gordon
Boren Davis (IL) Green, Al
Boswell Davis, Tom Green, Gene
Boucher DeFazio Grijalva
Boyda (KS) DeGette Gutierrez
Brady (PA) Delahunt Hall (NY)
Braley (IA) DeLauro Hare
Brown, Corrine Dent Harman
Brown-Waite, Ginny Diaz-Balart, L.
Butterfield Dicks Hastings (FL)
Buyer Dingell Hayes
Calvert Doggett Herseth Sandlin
Cantor Donnelly Hill
Capito Doyle Hinchey
Capps Duncan Hinojosa
Capuano Edwards Hirono
Carnahan Ehlers Hobson
Carney Emanuel Hodes
Carson Emerson Hoekstra
Castle Engel Holden
Castor English (PA) Holt
Chabot Etheridge Hoyer

- Hunter Melancon Schwartz
Inglis (SC) Mica Scott (GA)
Inslee Michaud Scott (VA)
Israel Miller (MI) Serrano
Jackson (IL) Miller (NC) Sestak
Jackson-Lee Miller, George Shays
(TX) Mitchell Shea-Porter
Jefferson Mollohan Sherman
Jindal Moore (KS) Shimkus
Johnson (GA) Moore (WI) Shuler
Johnson (IL) Moran (KS) Shuster
Johnson, E. B. Moran (VA) Simpson
Jones (OH) Murphy (CT) Sires
Kagen Murphy, Patrick Skelton
Kanjorski Murphy, Tim Slaughter
Kaptur Murtha Smith (NJ)
Kennedy Nadler Smith (WA)
Kildee Napolitano Snyder
Kilpatrick Neal (MA) Solis
Kind Norton Spratt
King (NY) Nunes Stark
Kingston Oberstar Stearns
Kirk Obey Stupak
Klein (FL) Oliver Sullivan
Knollenberg Ortiz Sutton
Kucinich Pallone Tanner
Kuhl (NY) Pascrell Tauscher
LaHood Pastor Taylor
Lampson Payne Thompson (CA)
Langevin Perlmutter Thompson (MS)
Lantos Petri Tierney
Larsen (WA) Pickering Towns
Larson (CT) Pitts Turner
Latham Platts Udall (CO)
LaTourette Price (NC) Udall (NM)
Lee Radanovich Upton
Levin Rahall Van Hollen
Lewis (CA) Rangel Velazquez
Lewis (GA) Regula Visclosky
Lipinski Rehberg Walberg
LoBiondo Reyes Walsh (NY)
Loeb sack Reynolds Walz (MN)
Lofgren, Zoe Rodriguez Wamp
Lowey Rogers (AL) Wasserman
Lucas Rohrabacher Schultz
Lynch Roskam Waters
Maloney (NY) Ross Watson
Manzullo Rothman Watt
Markey Roybal-Allard Waxman
Matheson Royce Weiner
Matsui Ruppertsberger Welch (VT)
McCarthy (NY) Rush Weller
McCollum (MN) Ryan (OH) Wexler
McCotter Salazar Whitfield
McDermott Sanchez, Linda Wicker
McGovern T. Wilson (OH)
McHugh Sarbanes Wolf
McIntyre Saxton Woolsey
McNerney Schakowsky Wu
McNulty Schiff Wynn
Meek (FL) Schiff Yarmuth
Meeks (NY) Schmidt Young (FL)

NOT VOTING—18

- Bachus Cubin Myrick
Bishop (UT) Davis, Jo Ann Pence
Boyd (FL) Gilchrist Peterson (MN)
Brown (SC) Higgins Peterson (PA)
Cardoza Honda Space
Clarke Marshall Young (AK)

So the amendment was not agreed to.

102.16 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment submitted by Mr. FLAKE:

Page 38, strike line 5 and all that follows through page 41, line 18.

It was decided in the Yeas ..... 94 negative ..... Nays ..... 328

102.17 [Roll No. 693]

AYES—94

- Akin Boehner Cantor
Bachmann Bonner Carter
Baker Bono Chabot
Barrett (SC) Boozman Conaway
Bartlett (MD) Boustany Culberson
Bardyn (TX) Davis, David DeLauro
Biggett Buchanan Deal (GA)
Bilbray Burgess Doolittle
Bilbray Burton (IN) Drake
Blackburn Campbell (CA) Dreier
Blunt Cannon Duncan

- Everett Lewis (KY) Price (GA)
Feeney Linder Radanovich
Flake Lungren, Daniel Ramstad
Forbes E. Reichert
Foss Mack Rogers (KY)
Franks (AZ) Marchant Rohrabacher
Gingrey McCarthy (CA) Royce
Granger McCreery Ryan (WI)
Graves McHenry Sali
Hall (TX) McKeon Sensenbrenner
Hastings (WA) Mica Sessions
Heller Miller (FL) Shadegg
Hensarling Miller, Gary Smith (TX)
Herger Musgrave Tancredo
Issa Neugebauer Terry
Johnson, Sam Nunes Thornberry
Jordan Paul Wamp
Keller Pearce Weldon (FL)
Kingston Peterson (PA) Westmoreland
Kline (MN) Petri Wilson (SC)
Lamborn Poe

NOES—328

- Abercrombie Doggett Kilpatrick
Ackerman Donnelly Kind
Aderholt Doyle King (IA)
Alexander Edwards King (NY)
Allen Ehlers Kirk
Ellison Ellison Klein (FL)
Ellsworth Ellsworth Knollenberg
Emanuel Emanuel Kucinich
Emerson Emerson Kuhl (NY)
Engel Engel LaHood
English (PA) Lampson
Eshoo Eshoo Langevin
Etheridge Etheridge Lantos
Faleomavaega Faleomavaega Larsen (WA)
Fallin Fallin Larson (CT)
Farr Farr Latham
Fattah Fattah LaTourette
Ferguson Ferguson Lee
Filner Filner Levin
Fortenberry Fortenberry Lewis (CA)
Fortuño Fortuño Lewis (GA)
Fossella Fossella Lipinski
Frank (MA) Frank (MA) LoBiondo
Frelinghuysen Frelinghuysen Loeb sack
Gallegly Gallegly Lofgren, Zoe
Garrett (NJ) Garrett (NJ) Lowey
Lucas Lucas
Lynch Lynch
Mahoney (FL) Mahoney (FL)
Maloney (NY) Maloney (NY)
Manzullo Manzullo
Markey Markey
Matheson Matheson
Matsui Matsui
McCarthy (NY) McCarthy (NY)
McCaul (TX) McCaul (TX)
McCollum (MN) McCollum (MN)
McCotter McCotter
McDermott McDermott
McGovern McGovern
McHugh McHugh
McIntyre McIntyre
McMorris McMorris
Rodgers Rodgers
McNerney McNerney
McNulty McNulty
Meek (FL) Meek (FL)
Meeks (NY) Meeks (NY)
Melancon Melancon
Michaud Michaud
Miller (MI) Miller (MI)
Miller (NC) Miller (NC)
Miller, George Miller, George
Mitchell Mitchell
Mollohan Mollohan
Moore (KS) Moore (KS)
Moore (WI) Moore (WI)
Moran (KS) Moran (KS)
Moran (VA) Moran (VA)
Murphy (CT) Murphy (CT)
Murphy, Patrick Murphy, Patrick
Murphy, Tim Murphy, Tim
Murtha Murtha
Nadler Nadler
Napolitano Napolitano
Neal (MA) Neal (MA)
Norton Norton
Oberstar Oberstar
Obey Obey
Oliver Oliver
Ortiz Ortiz
Pallone Pallone
Pascrell Pascrell
Pastor Pastor
Payne Payne
Perlmutter Perlmutter
Peterson (MN) Peterson (MN)

Pickering Schmidt Tiberi Baldwin Gutierrez Norton Wilson (NM) Woolsey Yarmuth
Pitts Schwartz Tierney Barrow Hall (NY) Oberstar Wilson (OH) Wu Young (FL)
Platts Scott (GA) Towns Bean Harman Obey Wolf Wynn
Pomeroy Scott (VA) Turner Becerra Hastert Olver
Porter Serrano Udall (CO) Berkley Hastings (FL) Ortiz
Price (NC) Sestak Udall (NM) Berman Hayes Pallone Abercrombie Davis, Jo Ann Marshall
Pryce (OH) Shays Upton Berry Herseh Sandlin Pascrell Bachus Ellison Myrick
Putnam Shea-Porter Van Hollen Biggert Hill Pastor Bishop (UT) Gilchrest Pence
Rahall Sherman Velázquez Bishop (GA) Hinchey Payne Brown (SC) Hare Space
Rangel Shimkus Visclosky Bishop (NY) Hinojosa Perlmutter Clarke Higgins Waxman
Regula Shuler Walberg Blumenauer Hirono Peterson (MN) Cleaver Honda Young (AK)
Rehberg Shuster Walden (OR) Bordallo Hobson Pickering
Renzi Simpson Walsh (NY) Boren Hodes Pitts
Reyes Sires Walz (MN) Boswell Hoekstra Plattts
Reynolds Skelton Wasserman Boucher Holden Pomeroy
Rodriguez Slaughter Schultz Boyd (FL) Holt Porter
Rogers (AL) Smith (NE) Waters Boyda (KS) Hooley Price (NC)
Rogers (MI) Smith (NJ) Watson Boyda (PA) Hoyer Pryce (OH)
Ros-Lehtinen Smith (WA) Watt Braley (IA) Hulshof Putnam
Roskam Snyder Waxman Brown, Corrine Hunter Hunter
Ross Solis Weiner Brown-Waite, Inslee Inslee
Rothman Souder Welch (VT) Weller Ginny Israel
Roybal-Allard Spratt Wexler Butterfield Jackson (IL)
Ruppersberger Stark Wexler Calvert Jackson-Lee
Rush Stearns Whitfield Camp (MI) (TX)
Ryan (OH) Stupak Wicker Capito Jefferson
Salazar Sullivan Wilson (NM) Capps Jindal
Sánchez, Linda Sutton Wilson (OH) Capps Johnson (GA)
T. Tanner Wolf Johnson (IL)
Sanchez, Loretta Tauscher Wolf Johnson (IL)
Sarbanes Taylor Wu Johnson, E. B.
Saxton Thompson (CA) Wynn Jones (OH)
Schakowsky Thompson (MS) Yarmuth Kagen
Schiff Tiahrt Young (FL) Young (FL) Kanjorski
Castor Kennedy
Chandler Kildee
Christensen Kilpatrick
Clay Kind
Clyburn King (NY)
Cohen Kirk
Cole (OK) Klein (FL)
Conyers Knollenberg
Cooper Kucinich
Costa Kuhl (NY)
Costello LaHood
Courtney Lampson
Cramer Langevin
Crenshaw Lantos
Crowley Larsen (WA)
Cuellar Larson (CT)
Cummings Latham
Davis (AL) LaTourette
Davis (CA) Lee
Davis (IL) Levin
Davis, Lincoln Lewis (CA)
Davis, Tom Lewis (GA)
DeFazio Lipinski
DeGette LoBiondo
Delahunt Loebsack
DeLauro Lofgren, Zoe
Dent Lowey
Diaz-Balart, L. Lucas
Diaz-Balart, M. Lynch
Dicks Mahoney (FL)
Dingell Maloney (NY)
Doggett Manzullo
Donnelly Markey
Doyle Matheson
Edwards Matsui
Ehlers McCarthy (NY)
Ellsworth McCaul (TX)
Emanuel McCollum (MN)
Emerson McCotter
Engel McDermott
English (PA) McGovern
Eshoo McHugh
Etheridge McIntyre
Faleomavaega McMorriss
Fallin Rodgers
Farr McNeerney
Fattah McNulty
Ferguson Meek (FL)
Filner Meeke (NY)
Fortenberry Melancon
Fortuño Michaud
Fossella Miller (MI)
Frank (MA) Miller (NC)
Frelinghuysen Miller, George
Garrett (NJ) Mitchell
Gerlach Mollohan
Giffords Moore (KS)
Gillibrand Moore (WI)
Gillmor Moran (KS)
Gohmert Moran (VA)
Gonzalez Murphy (CT)
Goode Murphy, Patrick
Goodlatte Murphy, Tim
Gordon Murtha
Green, Al Nadler
Green, Gene Napolitano
Grijalva Neal (MA)

Gutierrez Norton Wilson (NM) Woolsey Yarmuth
Hall (NY) Oberstar Wilson (OH) Wu Young (FL)
Harman Obey Wolf Wynn
Hastert Olver
Hastings (FL) Ortiz
Hayes Pallone Abercrombie Davis, Jo Ann Marshall
Herseh Sandlin Pascrell Bachus Ellison Myrick
Hill Pastor Bishop (UT) Gilchrest Pence
Hinchee Payne Brown (SC) Hare Space
Hinojosa Perlmutter Clarke Higgins Waxman
Hirono Peterson (MN) Cleaver Honda Young (AK)
Hobson Pickering
Hodes Pitts
Hoekstra Plattts
Boucher Holden Pomeroy
Holden Holt Porter
Hooley Price (NC)
Hoyer Pryce (OH)
Hulshof Putnam
Hunter Hunter
Inslee Inslee
Israel
Jackson (IL)
Jackson-Lee (TX)
Jefferson
Jindal
Johnson (GA)
Johnson (IL)
Johnson, E. B.
Jones (OH)
Kagen
Kanjorski
Kennedy
Kildee
Kilpatrick
Kind
King (NY)
Kirk
Klein (FL)
Knollenberg
Kucinich
Kuhl (NY)
LaHood
Lampson
Langevin
Lantos
Larsen (WA)
Larson (CT)
Latham
LaTourette
Lee
Levin
Lewis (CA)
Lewis (GA)
Lipinski
LoBiondo
Loebsack
Lofgren, Zoe
Lowey
Lucas
Lynch
Mahoney (FL)
Maloney (NY)
Manzullo
Markey
Matheson
Matsui
McCarthy (NY)
McCaul (TX)
McCollum (MN)
McCotter
McDermott
McGovern
McHugh
McIntyre
McMorris
Rodgers
McNeerney
McNulty
Meek (FL)
Meeke (NY)
Melancon
Michaud
Miller (MI)
Miller (NC)
Miller, George
Mitchell
Mollohan
Moore (KS)
Moore (WI)
Moran (KS)
Moran (VA)
Murphy (CT)
Murphy, Patrick
Murphy, Tim
Murtha
Nadler
Napolitano
Neal (MA)

Wilson (NM) Woolsey Yarmuth
Wilson (OH) Wu Young (FL)
Wolf Wynn
NOT VOTING—20
Abercrombie Davis, Jo Ann Marshall
Bachus Ellison Myrick
Bishop (UT) Gilchrest Pence
Brown (SC) Hare Space
Clarke Higgins Waxman
Cleaver Honda Young (AK)
Cubin Kaptur

So the amendment was not agreed to.

102.20 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment submitted by Mr. CHABOT:

Page 61, line 10, after the dollar amount, insert "(reduced by \$330,000,000)".

Page 61, line 12, after the dollar amount, insert "(reduced by \$330,000,000)".

Page 61, line 16, after the dollar amount, insert "(reduced by \$330,000,000)".

It was decided in the Yeas ..... 121 negative ..... Nays ..... 300

102.21 [Roll No. 695]

AYES—121

Akin Goode Nunes
Bachmann Goodlatte Paul
Barrett (SC) Graves Pearce
Bartlett (MD) Hall (TX) Peterson (PA)
Barton (TX) Hastert Petri
Billbray Hastings (WA) Pickering
Blackburn Heller Pitts
Boehner Hensarling Poe
Boozman Herger Price (GA)
Brady (TX) Hunter Putnam
Brown-Waite, Issa Radanovich
Ginny Johnson (IL) Reynolds
Scott (GA) Johnson, Sam Rogers (KY)
Scott (VA) Calvert Rogers (MI)
Jordan Kellner Rohrabacher
Camp (MI) King (IA) Roskam
Campbell (CA) Cannon King (NY) Royce
Cantor Kingston Ryan (WI)
Chabot Kirk Sali
Coble Kline (MN) Schmidt
Conaway Lamborn Schwartz
Crenshaw Latham Sensenbrenner
Culberson Lewis (CA) Sessions
Davis, David Lewis (KY) Shadegg
Davis, Tom Linder Shuster
Lungren, Daniel Smith (NE)
Doolittle E. Smith (TX)
Drake Mack Stearns
Dreier Manzullo Sullivan
Duncan Marchant Tancred
Everett McCarthy (CA) Thornberry
Feeney McCaul (TX) Tiahrt
Flake McHenry Walberg
Forbes McKeon Wamp
Fossella Mica Weldon (FL)
Foxy Miller (FL) Weller
Franks (AZ) Miller, Gary Westmoreland
Gallegly Moran (KS) Wicker
Garrett (NJ) Murphy, Patrick Wilson (SC)
Gingrey Musgrave Wolf
Gohmert Neugebauer Young (FL)

NOES—300

Abercrombie Blumenauer Carnahan
Ackerman Blunt Carney
Aderholt Bonner Carson
Alexander Bono Carter
Allen Bordallo Castle
Altmiere Boren Castor
Andrews Boswell Chandler
Arcuri Boucher Christensen
Baca Boustany Clay
Baird Boyd (FL) Cleaver
Baker Boyda (KS) Clyburn
Baldwin Brady (PA) Cohen
Barrow Braley (IA) Cole (OK)
Bean Brown, Corrine Conyers
Becerra Buchanan Cooper
Berkley Burgess Costa
Berman Butterfield Costello
Berry Buyer Courtney
Biggert Capito Cramer
Bilirakis Capps Crowley
Bishop (GA) Capuano Cuellar
Bishop (NY) Cardoza Cummings

NOT VOTING—14

Bachus Davis, Jo Ann Myrick
Bishop (UT) Gilchrest Pence
Brown (SC) Higgins Space
Clarke Honda Young (AK)
Cubin Marshall

So the amendment was not agreed to.

102.18 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment submitted by Mr. FLAKE:

Page 41, line 26, after the dollar amount, insert "(reduced by \$425,000,000)".

It was decided in the Yeas ..... 104 negative ..... Nays ..... 312

102.19 [Roll No. 694]

AYES—104

Akin Everett Mica
Bachmann Feeney Miller (FL)
Baker Flake Miller, Gary
Barrett (SC) Forbes Musgrave
Bartlett (MD) Foxx Neugebauer
Barton (TX) Franks (AZ) Nunes
Billbray Gallegly Paul
Bilirakis Gingrey Pearce
Blackburn Granger Peterson (PA)
Blunt Graves Petri
Boehner Hall (TX) Poe
Bonner Hastings (WA) Price (GA)
Bono Heller Radanovich
Boozman Hensarling Ramstad
Boustany Herger Reichert
Brady (TX) Inglis (SC) Rogers (KY)
Buchanan Issa Rohrabacher
Burgess Johnson, Sam Royce
Burton (IN) Jones (NC) Ryan (WI)
Buyer Jordan Sali
Campbell (CA) Kellner Sensenbrenner
Cannon King (IA) Sessions
Cantor Kingston Shadegg
Carter Kline (MN) Smith (NE)
Chabot Lamborn Smith (TX)
Coble Lewis (KY) Stearns
Conaway Linder Sullivan
Culberson Lungren, Daniel Tancred
Davis (KY) E. Terry
Davis, David Mack Thornberry
Deal (GA) Marchant Tiberi
Doolittle McCarthy (CA) Wamp
Drake McCrery Weldon (FL)
Dreier McHenry Westmoreland
Duncan McKeon Wilson (SC)

NOES—312

Ackerman Allen Arcuri
Aderholt Altmire Baca
Alexander Andrews Baird

Davis (AL) Kaptur  
 Davis (CA) Kennedy  
 Davis (IL) Kildee  
 Davis (KY) Kilpatrick  
 Davis, Lincoln Kind  
 DeFazio Klein (FL)  
 DeGette Knollenberg  
 Delahunt Kucinich  
 DeLauro Kuhl (NY)  
 Dent LaHood  
 Diaz-Balart, L. Lampson  
 Diaz-Balart, M. Langevin  
 Dicks Lantos  
 Dingell Larsen (WA)  
 Doggett Larson (CT)  
 Donnelly LaTourette  
 Doyle Lee  
 Edwards Levin  
 Ehlers Lewis (GA)  
 Ellison Lipinski  
 Ellsworth LoBiondo  
 Emanuel Loeb sack  
 Emerson Lofgren, Zoe  
 Engel Lowey  
 English (PA) Lucas  
 Eshoo Lynch  
 Etheridge Mahoney (FL)  
 Faleomavaega Maloney (NY)  
 Fallin Markey  
 Farr Matheson  
 Fattah Matsui  
 Ferguson McCarthy (NY)  
 Filner McCollum (MN)  
 Fortenberry McCotter  
 Fortuño McCrery  
 Frank (MA) McDermott  
 Frelinghuysen McGovern  
 Gerlach McHugh  
 Giffords McIntyre  
 Gillibrand McMorris  
 Gillmor Rodgers  
 Gonzalez McNerney  
 Gordon McNulty  
 Granger Meek (FL)  
 Green, Al Meeke (NY)  
 Green, Gene Melancon  
 Grijalva Michaud  
 Gutierrez Miller (MI)  
 Hall (NY) Miller (NC)  
 Hare Miller, George  
 Harman Mitchell  
 Hastings (FL) Mollohan  
 Hayes Moore (KS)  
 Herseth Sandlin Moore (WI)  
 Hill Moran (VA)  
 Hinchey Murphy (CT)  
 Hinojosa Murphy, Tim  
 Hirono Murtha  
 Hobson Nadler  
 Hodes Napolitano  
 Hoekstra Neal (MA)  
 Holden Norton  
 Holt Oberstar  
 Hooley Obey  
 Hoyer Oliver  
 Hulshof Ortiz  
 Inglis (SC) Pallone  
 Inslee Pascrell  
 Israel Pastor  
 Jackson (IL) Payne  
 Jackson-Lee (TX) Perlmutter  
 Jefferson Peterson (MN)  
 Jindal Platts  
 Johnson (GA) Pomeroy  
 Johnson, E. B. Porter  
 Jones (NC) Price (NC)  
 Jones (OH) Pryce (OH)  
 Kagen Rahall  
 Kanjorski Ramstad  
 Regula

NOT VOTING—15

Bachus Davis, Jo Ann  
 Bishop (UT) Gilchrest  
 Brown (SC) Higgins  
 Clarke Honda  
 Cubin Marshall

So the amendment was not agreed to. After some further time,

¶102.22 MOMENT OF SILENCE IN MEMORY OF OFFICER JACOB J. CHESTNUT AND DETECTIVE JOHN M. GIBSON

Mr. WEINER, Acting Chairman, announced that all Members stand and observe a moment of silence in mem-

ory of Officer Jacob J. Chestnut and Detective John M. Gibson. After some further time,

¶102.23 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment numbered 14, submitted by Mr. WEST-MORELAND:

Page 74, strike lines 15 through 21. It was decided in the { Yeas ..... 116 negative ..... } Nays ..... 307

¶102.24 [Roll No. 696]

AYES—116

Aderholt Gingrey  
 Akin Gohmert  
 Bachmann Goode  
 Baker Goodlatte  
 Barrett (SC) Graves  
 Biggert Hastert  
 Bilbray Hastings (WA)  
 Bilirakis Hayes  
 Blackburn Heller  
 Blunt Hensarling  
 Boehner Herger  
 Boozman Hoekstra  
 Brady (TX) Hunter  
 Brown-Waite, Inglis (SC)  
 Ginny Issa  
 Buchanan Jindal  
 Burgess Johnson, Sam  
 Buyer Jordan  
 Camp (MI) Keller  
 Campbell (CA) King (IA)  
 Cannon Kingston  
 Cantor Kirk  
 Carter Kline (MN)  
 Chabot Lamborn  
 Coble Latham  
 Conaway Lewis (KY)  
 Davis, David Linder  
 Davis, Tom Lungren, Daniel  
 Deal (GA) E.  
 Drake Mack  
 Dreier Manzullo  
 Duncan Marchant  
 Eshoo McCaul (TX)  
 Feeney McCotter  
 Flake McCrery  
 Forbes McHenry  
 Fossella Mica  
 Foss Miller (FL)  
 Franks (AZ) Miller, Gary  
 Garrett (NJ) Moran (KS)

NOES—307

Abercrombie Capito  
 Ackerman Capps  
 Alexander Capuano  
 Allen Cardoza  
 Altmire Carnahan  
 Andrews Carney  
 Arcuri Carson  
 Baca Castle  
 Baird Castor  
 Baldwin Chandler  
 Barrow Christensen  
 Bartlett (MD) Clay  
 Barton (TX) Cleaver  
 Bean Clyburn  
 Becerra Cohen  
 Berkeley Cole (OK)  
 Berman Conyers  
 Berry Cooper  
 Bishop (GA) Costa  
 Bishop (NY) Costello  
 Blumenauer Courtney  
 Bonner Cramer  
 Bono Crenshaw  
 Bordallo Crowley  
 Boren Cuellar  
 Boswell Culberson  
 Boucher Cummings  
 Boustany Davis (AL)  
 Boyd (FL) Davis (CA)  
 Boyda (KS) Davis (IL)  
 Brady (PA) Davis (KY)  
 Braley (IA) Davis, Lincoln  
 Brown (SC) DeFazio  
 Brown, Corrine DeGette  
 Burton (IN) Burton (IN)  
 Butterfield DeLauro  
 Calvert Dent

Green, Gene McCarthy (NY)  
 Grijalva McCollum (MN)  
 Gutierrez McDermott  
 Hall (NY) McGovern  
 Hall (TX) McHugh  
 Hare McNulty  
 Harman McIntyre  
 Hastings (FL) McKeon  
 Herseth Sandlin McMorris  
 Hill Rodgers  
 Hinchey McNerney  
 Hinojosa McNulty  
 Hirono Meek (FL)  
 Hobson Meeke (NY)  
 Hodes Melancon  
 Holden Michaud  
 Holt Miller (MI)  
 Hooley Miller (NC)  
 Hoyer Miller, George  
 Hulshof Mitchell  
 Inslee Mollohan  
 Israel Moore (KS)  
 Jackson (IL) Moore (WI)  
 Jackson-Lee Moran (VA)  
 (TX) Murphy (CT)  
 Jefferson Murphy, Patrick  
 Johnson (GA) Murphy, Tim  
 Johnson (IL) Nadler  
 Johnson, E. B. Napolitano  
 Jones (NC) Neal (MA)  
 Jones (OH) Norton  
 Kagen Radanovich  
 Kanjorski Ramstad  
 Kaptur Rogers (MI)  
 Kennedy Rohrabacher  
 Kildee Roskam  
 Kilpatrick Royce  
 Kind Ryan (WI)  
 King (NY) Sali  
 Klein (FL) Schmidt  
 Knollenberg Sensenbrenner  
 Kucinich Sessions  
 Kuhl (NY) Shadegg  
 LaHood Shuster  
 Lampson Smith (NE)  
 Langevin Smith (TX)  
 Lantos Souder  
 Larsen (WA) Stearns  
 Larson (CT) Sullivan  
 LaTourette Terry  
 Lee Thornberry  
 Levin Tiahrt  
 Lewis (CA) Tiberi  
 Lewis (GA) Upton  
 Lipinski Walberg  
 LoBiondo Wamp  
 Loeb sack Westmoreland  
 Lofgren, Zoe Whitfield  
 Lowey Wilson (SC)  
 Lucas Rogers (KY)  
 Lynch Ros-Lehtinen  
 Mahoney (FL) Ross  
 Maloney (NY) Rothman  
 Markey Roybal-Allard  
 Matheson Ruppersberger  
 Matsui Rush  
 McCarthy (CA) Ryan (OH)

NOT VOTING—13

Bachus Fortuño  
 Bishop (UT) Higgins  
 Clarke Honda  
 Cubin Marshall  
 Davis, Jo Ann Myrick

So the amendment was not agreed to.

¶102.25 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment numbered 15, submitted by Mr. SESSIONS:

At the end of the bill, before the short title, insert the following new section:

SEC. 410. None of the funds made available by this Act shall be used to support Amtrak's route with the highest loss, measured by passenger per mile cost as based on the National Railroad Passenger Corporation's September 2006 Financial Performance of Routes Report.

It was decided in the { Yeas ..... 139 negative ..... } { Nays ..... 283

102.26 [Roll No. 697]

AYES—139

- Aderholt Fortuño Mica
Akin Fossella Miller (FL)
Bachmann Foxx Miller (MI)
Baker Franks (AZ) Miller, Gary
Barrett (SC) Gallegly Moran (KS)
Bartlett (MD) Garrett (NJ) Musgrave
Barton (TX) Gillmor Neugebauer
Biggett Gingrey Nunes
Bilbray Gohmert Paul
Bilirakis Goode Pearce
Blackburn Goodlatte Perlmutter
Blunt Granger Peterson (PA)
Boehner Graves Petri
Bono Hastert Pitts
Boozman Hastings (WA) Price (GA)
Brown (SC) Hayes Pryce (OH)
Brown-Waite, Heller Radanovich
Ginny Hensarling Ramstad
Buchanan Herger Regula
Burgess Hobson Reichert
Burton (IN) Hoekstra Rogers (AL)
Buyer Hulshof Rogers (KY)
Calvert Hunter Rohrabacher
Camp (MI) Inglis (SC) Roskam
Campbell (CA) Issa Royce
Cannon Johnson, Sam Ryan (WI)
Cantor Jones (NC) Sali
Capito Jordan Sensenbrenner
Carter Keller Sessions
Chabot King (IA) Shadegg
Coble Kingston Shays
Conaway Kirk Shuster
Cooper Kline (MN) Smith (NE)
Culberson Knollenberg Smith (TX)
Davis, David Lamborn Souder
Davis, Tom Lewis (KY) Terry
Deal (GA) Linder Thornberry
Doolittle Lungren, Daniel Tiahrt
Drake E. Tiberi
Dreier Mack Walberg
Duncan Manzullo Walden (OR)
Emerson Marchant Wamp
Everett McCarthy (CA) Weldon (FL)
Fallin McCaul (TX) Weller
Feeney McCaul (TX) Westmoreland
Flake McHenry Wicker
Forbes McKeon Wilson (SC)

NOES—283

- Abercrombie Clyburn Frelinghuysen
Ackerman Cohen Gerlach
Alexander Cole (OK) Giffords
Allen Conyers Gilchrest
Altmire Costa Gillibrand
Andrews Costello Gonzalez
Arcuri Courtney Gordon
Baca Cramer Green, Al
Baird Crenshaw Green, Gene
Baldwin Crowley Grijalva
Barrow Cuellar Gutierrez
Bean Cummings Hall (NY)
Becerra Davis (AL) Hall (TX)
Berkley Davis (CA) Hare
Berman Davis (IL) Harman
Berry Davis (KY) Hastings (FL)
Bishop (GA) Davis, Lincoln Herseth Sandlin
Bishop (NY) DeFazio Hill
Blumenauer DeGette Hinchey
Bonner Delahunt Hinojosa
Bordallo DeLauro Hirono
Boren Dent Hodes
Boswell Diaz-Balart, M. Holden
Boucher Dicks Holt
Boustany Dingell Hooley
Boyd (FL) Doggett Hoyer
Boyd (KS) Donnelly Insee
Brady (PA) Doyle Israel
Brady (TX) Edwards Jackson (IL)
Ehlers Braley (IA) Jackson-Lee
Brown, Corrine Ellison (TX)
Butterfield Ellsworth Jefferson
Capps Emanuel Jindal
Capuano Engel Johnson (GA)
Cardoza English (PA) Johnson (IL)
Carnahan Eshoo Johnson, E. B.
Carmahan Etheridge Jones (OH)
Carson Faleomavaega Kagen
Castle Farr Kanjorski
Castor Fattah Kaptur
Chandler Ferguson Kennedy
Christensen Filner Kildee
Clay Fortenberry Kilpatrick
Cleaver Frank (MA) Kind

- King (NY) Murphy, Tim Sherman
Klein (FL) Murtha Shimkus
Kucinich Nadler Shulker
Kuhl (NY) Napolitano Simpson
LaHood Neal (MA) Sires
Lampson Norton Skelton
Langevin Oberstar Slaughter
Lantos Lantos Smith (NJ)
Larsen (WA) Olver Smith (WA)
Larson (CT) Ortiz Snyder
Latham Pallone Solis
LaTourette Latham Space
Lee Pastore Spratt
Levin Payne Stark
Lewis (CA) Peterson (MN) Stearns
Lewis (GA) Pickering Stupak
Lipinski Platts Sutton
LoBiondo Poe Tanner
Loeb sack Pomeroy Tauscher
Lofgren, Zoe Porter Taylor
Lowey Price (NC) Thompson (CA)
Lucas Putnam Thompson (MS)
Lynch Rahall Tierney
Mahoney (FL) Rangel Towns
Maloney (NY) Rehberg Turner
Markey Renzi Udall (CO)
Matheson Reyes Udall (NM)
Matsui Reynolds Upton
McCarthy (NY) Rodriguez Van Hollen
McCollum (MN) Rogers (MI) Velázquez
McCotter Ros-Lehtinen Viscozky
McDermott Ross Walsh (NY)
McGovern Roybal-Allard Walz (MN)
McHugh Royal-Allard Walz (MN)
McIntyre Ruppertsberger Wasserman
McMorris Rush Schultz
McNulty Ryan (OH) Waters
Meek (FL) Salazar Watson
Meeks (NY) Sánchez, Linda Watt
Melancon T. Waxman
Michaud Sanchez, Loretta Weiner
Miller (NC) Sarbanes Welch (VT)
Miller, George Saxton Wexler
Mitchell Schakowsky Whitfield
Mollohan Schiff Wilson (NM)
Moore (KS) Schmidt Wilson (OH)
Moore (WI) Schwartz Wolf
Moran (VA) Scott (GA) Woolsey
Murphy (CT) Scott (VA) Wu
Murphy, Patrick Sestak Wynn
Shea-Porter Shea-Porter Yarmuth
Young (FL) Young (FL)

NOES—335

- Abercrombie DeLauro Kildee
Ackerman Dent Kilpatrick
Aderholt Diaz-Balart, L. Kind
Alexander Diaz-Balart, M. King (NY)
Allen Dicks Kingston
Altmire Dingell Kirk
Andrews Doggett Klein (FL)
Arcuri Donnelly Knollenberg
Baca Doolittle Kucinich
Baird Doyle Kuhl (NY)
Baker Drake LaHood
Baldwin Edwards Lampson
Barrow Ellison Langevin
Bartlett (MD) Ellsworth Lantos
Bean Emanuel Larsen (WA)
Becerra Emerson Larson (CT)
Berkley Engel Latham
Berman English (PA) LaTourette
Berry Eshoo Lee
Bilbray Etheridge Levin
Bilirakis Everett Lewis (CA)
Bishop (GA) Faleomavaega Lewis (GA)
Bishop (NY) Farr Lewis (KY)
Blumenauer Fattah Lipinski
Blunt Ferguson LoBiondo
Boehner Finer Loeb sack
Bonner Forbes Lofgren, Zoe
Bono Fortuño Lowey
Boozman Frank (MA) Lucas
Bordallo Frelinghuysen Lynch
Boren Gallegly Mahoney (FL)
Boswell Gerlach Maloney (NY)
Boucher Giffords Manzullo
Boustany Gilchrest Markey
Boyd (FL) Gillibrand Matheson
Boyda (KS) Gillmor Matsui
Brady (PA) Gonzalez McCarthy (NY)
Braley (IA) Goode McCollum (MN)
Brown (SC) Gordon McCotter
Brown, Corrine Granger McCrery
Brown-Waite, Graves McDermott
Ginny Green, Al McGovern
Butterfield Green, Gene McHugh
Calvert Grijalva McIntyre
Camp (MI) Gutierrez McKeon
Capito Hall (NY) McMorris
Capps Hall (TX) Rodgers
Cardoza Hare McNerney
Carmahan Harman McNulty
Carney Hastings (FL) Meek (FL)
Carson Hayes Meeks (NY)
Castor Herger Melancon
Chandler Herseth Sandlin Michaud
Christensen Hill Miller (MI)
Clay Hinchey Miller (NC)
Cleaver Hinojosa Miller, Gary
Clyburn Hirono Miller, George
Cohen Hobson Mitchell
Cole (OK) Hodes Moore (KS)
Conyers Holden Moore (WI)
Costa Holt Moran (KS)
Costello Hooley Moran (VA)
Courtney Hoyer Murphy (CT)
Cramer Hunter Murphy, Patrick
Crenshaw Insee Murphy, Tim
Crowley Israel Murtha
Cuellar Jackson (IL) Nadler
Culberson Jackson-Lee Napolitano
Cummings (TX) Neal (MA)
Davis (AL) Jefferson Norton
Davis (CA) Johnson (GA) Oberstar
Davis (IL) Johnson, E. B. Obey
Davis (KY) Jones (NC) Olver
Davis, Lincoln Jones (OH) Ortiz
DeFazio Kagen Pallone
DeGette Kanjorski Pascrell
DeLauro Kaptur Pastor
Dent Kennedy Paul

NOT VOTING—14

- Bachus Diaz-Balart, L. Pence
Bishop (UT) Higgins Sullivan
Clarke Honda Tancredo
Cubin Marshall Young (AK)
Davis, Jo Ann Myrick

So the amendment was not agreed to.

102.27 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment submitted by Mr. FLAKE:

At the end of the bill (before the short title), insert the following:

SEC. \_\_\_\_\_. (a) LIMITATION ON USE OF FUNDS.—None of the funds in this Act shall be available for the Walter Clore Wine and Culinary Center in Prosser, Washington.

(b) CORRESPONDING REDUCTION OF FUNDS.—The amount otherwise provided by this Act for "Department of Housing and Urban Development—Community Development Fund" (and specified for the Economic Development Initiative) is hereby reduced by \$250,000.

It was decided in the { Yeas ..... 87 negative ..... } { Nays ..... 335

102.28 [Roll No. 698]

AYES—87

- Akin Campbell (CA) Dreier
Bachmann Cannon Duncan
Barrett (SC) Cantor Ehlers
Barton (TX) Carter Fallin
Biggett Castle Feeney
Blackburn Chabot Flake
Brady (TX) Coble Fortenberry
Buchanan Conaway Fossella
Burgess Cooper Fox
Burton (IN) Davis, David Franks (AZ)
Buyer Deal (GA) Garrett (NJ)

- Gingrey Gohmert
Goodlatte
Hastert
Hastings (WA)
Heller
Hensarling
Hulshof
Inglis (SC)
Issa
Jindal
Johnson (IL)
Johnson, Sam
Jordan
Keller
King (IA)
Kline (MN)
Lamborn
Linder
Abercrombie
Ackerman
Aderholt
Alexander
Allen
Altmire
Andrews
Arcuri
Baca
Baird
Baker
Baldwin
Barrow
Bartlett (MD)
Bean
Becerra
Berkley
Berman
Berry
Bilbray
Bilirakis
Bishop (GA)
Bishop (NY)
Blumenauer
Blunt
Boehner
Bonner
Bono
Boozman
Bordallo
Boren
Boswell
Boucher
Boustany
Boyd (FL)
Boyda (KS)
Brady (PA)
Braley (IA)
Brown (SC)
Brown, Corrine
Brown-Waite,
Ginny
Butterfield
Calvert
Calvert
Camp (MI)
Capito
Capps
Capuano
Cardoza
Carmahan
Carney
Carson
Castor
Chandler
Christensen
Clay
Cleaver
Clyburn
Cohen
Conyers
Costa
Costello
Courtney
Cramer
Crenshaw
Crowley
Cuellar
Culberson
Cummings
Davis (AL)
Davis (CA)
Davis (IL)
Davis (KY)
Davis, Lincoln
Davis, Tom
DeFazio
DeGette
Delahunt

Payne Saxton Tiberi Andrews Etheridge Maloney (NY) Sires Thompson (MS) Watson
Perlmutter Schakowsky Tierney Arcuri Everette Manzullo Skelton Tiaht
Peterson (MN) Schiff Towns Baca Faleomavaega Markey Slaughter Tiberi
Peterson (PA) Schmidt Turner Baird Fallin Matheson Smith (NE) Tierney
Platts Schwartz Udall (CO) Baldwin Farr Matsui Smith (NJ) Towns
Pomeroy Scott (GA) Udall (NM) Fattah McCarthy (CA) Smith (TX) Turner
Porter Scott (VA) Van Hollen Barrow Ferguson McCarthy (NY) Smith (WA) Udall (CO)
Price (NC) Serrano Bartlett (MD) Filner McGovern McCaul (TX) Snyder Udall (NM)
Pryce (OH) Sestak Velázquez Barton (TX) Forbes Fortenberry McCotter Solis
Putnam Visclosky Walsh (NY) Bean Fortuño McCrery McCrery Space
Radanovich Shea-Porter Berkley Frank (MA) McDermott Spratt
Rahall Sherman Walz (MN) Berman Frelinghuysen Stark Walden (OR)
Rangel Shimkus Wamp Berry Gallely Giffords Gilchrest Stark
Regula Shuler Wasserman Biggert Giffords Gilchrest Stark
Rehberg Shuster Schultz Bilbray Bilirakis Gilchrest Stark
Reichert Simpson Waters Watson Bilirakis Gilchrest Stark
Renzi Sires Skelton Bishop (GA) Gillmor Gohmert Gonzalez Goode
Reyes Schellton Watt Bono Goodlatte Gordon Granger Green, Al
Rodriguez Slaughter Smith (NJ) Bishop (NY) Gillmor Gohmert Gonzalez Goode
Rogers (AL) Smith (TX) Weiner Blunt Bonner Goode Goodlatte Gordon
Rogers (KY) Smith (WA) Welch (VT) Weller Wexler Boozman Boddallo
Rogers (MI) Snyder Solis Space Rothman Roybal-Allard Ruppertsberger
Ros-Lehtinen Solis Space Rothman Roybal-Allard Ruppertsberger
Roskam Solis Space Rothman Roybal-Allard Ruppertsberger
Ross Space Rothman Roybal-Allard Ruppertsberger
Rothman Spratt Stark Stupak Sutton
Roybal-Allard Stark Stupak Sutton
Ruppertsberger Stupak Sutton
Rush Tanner
Ryan (OH) Tanner Tauscher Taylor
Salazar Tauscher Taylor
Sanchez, Linda T. Thompson (CA)
Sanchez, Loretta T. Thompson (MS)
Sarbanes Tiaht Young (FL)

NOT VOTING—14

Bachus Higgins Pickering
Bishop (UT) Honda Reynolds
Clarke Marshall Tancredo
Cubin Myrick Young (AK)
Davis, Jo Ann Pence

So the amendment was not agreed to.

¶102.29 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment submitted by Mr. FLAKE:

At the end of the bill (before the short title), insert the following:

SEC. \_\_\_\_\_. (a) LIMITATION ON USE OF FUNDS.—None of the funds in this Act shall be available for the North Central Wisconsin Regional Planning Commission in Wausau, Wisconsin.

(b) CORRESPONDING REDUCTION OF FUNDS.—The amount otherwise provided by this Act for “Department of Housing and Urban Development—Community Development Fund” (and specified for neighborhood initiatives) is hereby reduced by \$400,000.

It was decided in the { Yeas ..... 68 negative ..... } Nays ..... 356

¶102.30 [Roll No. 699]

AYES—68

Akin Gingrey Pitts
Bachmann Graves Price (GA)
Barrett (SC) Hastert Putnam
Blackburn Heller Radanovich
Boehner Hensarling Ramstad
Burton (IN) Inglis (SC) Rohrabacher
Buyer Issa Roskam
Campbell (CA) Jindal Royce
Cannon Jordan Ryan (WI)
Cantor Keller Sali
Chabot King (IA) Schmidt
Coble Kline (MN) Sensenbrenner
Conaway Lamborn Sessions
Cooper Linder Shadegg
Davis, David Mack Shadegg
Deal (GA) Marchant Shimkus
Duncan McHenry Stearns
Feeney Mica Sullivan
Flake Miller (FL) Terry
Fossella Musgrave Thornberry
Foxy Neugebauer Walberg
Franks (AZ) Nunes Westmoreland
Garrett (NJ) Pearce Wilson (SC)

NOES—356

Abercrombie Aderholt Allen
Ackerman Alexander Altmire

Andrews Etheridge Maloney (NY) Sires Thompson (MS) Watson
Arcuri Everette Manzullo Skelton Tiaht
Baca Faleomavaega Markey Slaughter Tiberi
Baird Fallin Matheson Smith (NE) Tierney
Baker Farr Matsui Smith (NJ) Towns
Baldwin Fattah McCarthy (CA) Smith (TX) Turner
Barrow Ferguson McCarthy (NY) Smith (WA) Udall (CO)
Bartlett (MD) Filner McGovern McCaul (TX) Snyder Udall (NM)
Barton (TX) Forbes Fortenberry McCotter Solis
Bean Fortuño McCrery McCrery Space
Becerra Frank (MA) McDermott Spratt
Berkley Frelinghuysen Stark Walden (OR)
Berman Gallely Giffords Gilchrest Stark
Berry Giffords Gilchrest Stark
Biggert Giffords Gilchrest Stark
Bilbray Bilirakis Gilchrest Stark
Bilirakis Gilchrest Stark
Bishop (GA) Gillmor Gohmert Gonzalez Goode
Bishop (NY) Gillmor Gohmert Gonzalez Goode
Blumenauer Gillmor Gohmert Gonzalez Goode
Blunt Bonner Goode Goodlatte Gordon
Boozman Boddallo
Boddallo Boren
Boren Green, Al
Boswell Green, Gene
Boucher Grijalva
Boustany Gutierrez
Boyd (FL) Hall (NY)
Boyd (KS) Hall (TX)
Brady (PA) Hare
Brady (TX) Harman
Braley (IA) Hastings (FL)
Brown (SC) Hastings (WA)
Brown, Corrine Hayes
Brown-Waite, Herger
Ginny Herseth Sandlin
Buchanan Hill
Burgess Hinchey
Butterfield Hinojosa
Calvert Hirono
Camp (MI) Hobson
Capito Hodes
Capps Hoekstra
Capuano Holden
Cardoza Holt
Carnahan Hooley
Carney Hoyer
Carson Hulshof
Carter Hunter
Castle Inslee
Castor Israel
Chandler Jackson (IL)
Christensen Jackson-Lee
Clay (TX)
Clever Jefferson
Clyburn Johnson (GA)
Cohen Johnson (IL)
Cole (OK) Johnson, E. B.
Conyers Jones, Sam
Costa Jones (NC)
Costello Jones (OH)
Courtney Kagen
Cramer Kanjorski
Crenshaw Kaptur
Crowley Kennedy
Cuellar Kildee
Culberson Kilpatrick
Cummings Kind
Davis (AL) King (NY)
Davis (CA) Kingston
Davis (IL) Kirk
Davis (KY) Klein (FL)
Davis, Lincoln Knollenberg
Davis, Tom Kucinich
DeFazio Kuhl (NY)
DeGette LaHood
Delahunt Lampson
DeLauro Langevin
Dent Lantos
Diaz-Balart, L. Larsen (WA)
Diaz-Balart, M. Larson (CT)
Dicks Latham
Dingell LaTourrette
Doggett Lee
Donnelly Levin
Doyle Lewis (CA)
Drake Lewis (GA)
Dreier Lewis (KY)
Edwards Lipinski
Ehlers LoBiondo
Ellison Loebsack
Ellsworth Lofgren, Zoe
Emanuel Lowey
Emerson Lungren, Daniel
Engel E.
English (PA) Lynch
Eshoo Mahoney (FL)

Thompson (MS) Watson
Tiaht Watt
Tiberi Waxman
Tierney Weiner
Towns Welch (VT)
Turner Weldon (FL)
Udall (CO) Weller
Udall (NM) Wexler
Upton Whitfield
Van Hollen Wicker
Velázquez Wilson (NM)
Visclosky Wilson (OH)
Walden (OR) Wolf
Walsh (NY) Woolsey
Walz (MN) Wu
Wamp Wynn
Wasserman Yarmuth
Schultz Young (FL)
Waters

NOT VOTING—12

Davis, Jo Ann Myrick
Higgins Pence
Honda Tancredo
Marshall Young (AK)

So the amendment was not agreed to.

¶102.31 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment submitted by Mr. FLAKE:

At the end of the bill (before the short title), insert the following:

SEC. \_\_\_\_\_. (a) LIMITATION ON USE OF FUNDS.—None of the funds in this Act shall be available for the National Forest Recreation Association in Woodlake, California.

(b) CORRESPONDING REDUCTION OF FUNDS.—The amount otherwise provided by this Act for “Department of Housing and Urban Development—Community Development Fund” (and specified for the Economic Development Initiative) is hereby reduced by \$50,000.

It was decided in the { Yeas ..... 69 negative ..... } Nays ..... 352

¶102.32 [Roll No. 700]

AYES—69

Akin Franks (AZ) Neugebauer
Bachmann Garrett (NJ) Nunes
Barrett (SC) Gingrey Petri
Barton (TX) Gohmert Pitts
Bilbray Graves Price (GA)
Blackburn Hastert Putnam
Brown-Waite, Heller Ramstad
Ginny Hensarling Rohrabacher
Buchanan Inglis (SC) Roskam
Burgess Issa Royce
Buyer Jindal Ryan (WI)
Campbell (CA) Jordan Sali
Cannon King (IA) Schmidt
Cantor Kingston Sensenbrenner
Chabot Kline (MN) Shadegg
Coble Lamborn Smith (NE)
Conaway Linder Stearns
Cooper Lungren, Daniel
Davis, David E.
Deal (GA) Mack Sullivan
Duncan McCaul (TX) Thornberry
Feeney Mica Walberg
Flake Miller (FL) Weldon (FL)
Fossella Musgrave Westmoreland
Wilson (SC)

NOES—352

Abercrombie Biggert Braley (IA)
Ackerman Bilirakis Brown (SC)
Aderholt Bishop (GA) Brown, Corrine
Alexander Bishop (NY) Burton (IN)
Allen Blumenauer Butterfield
Altmire Blunt Calvert
Andrews Boehner Camp (MI)
Arcuri Bonner Capito
Baca Bono Capps
Baird Boozman Capuano
Baker Boddallo Cardoza
Baldwin Boren Carnahan
Barrow Boswell Carney
Bartlett (MD) Boucher Carson
Bean Boustany Carter
Becerra Boyd (FL) Castle
Berkley Boyd (KS) Castor
Berman Brady (PA) Chandler
Berry Brady (TX) Christensen



Clay Johnson (GA) Porter  
 Cleaver Johnson (IL) Price (NC)  
 Clyburn Johnson, E. B. Pryce (OH)  
 Cohen Johnson, Sam Radanovich  
 Cole (OK) Jones (NC) Rahall  
 Costa Jones (OH) Rangel  
 Costello Kagen Regula  
 Courtney Kanjorski Rehberg  
 Cramer Kaptur Reichert  
 Crenshaw Keller Renzi  
 Crowley Kennedy Reyes  
 Cuellar Kildee Reynolds  
 Culberson Kilpatrick Rodriguez  
 Cummings Kind Rogers (AL)  
 Davis (AL) King (NY) Rogers (KY)  
 Davis (CA) Kirk Rogers (MI)  
 Davis (IL) Klein (FL) Ros-Lehtinen  
 Davis (KY) Knollenberg Ross  
 Davis, Lincoln Kucinich Rothman  
 Davis, Tom Kuhl (NY) Roybal-Allard  
 DeFazio LaHood Ruppel-Allard  
 DeGette Lampson Ruppel-Allard  
 DeLahunt Langevin Rush  
 DeLauro Lantos Ryan (OH)  
 Dent Larsen (WA) Salazar  
 Diaz-Balart, L. Larson (CT) Sanchez, Linda  
 Diaz-Balart, M. Latham T.  
 Dicks LaTham Sanchez, Loretta  
 Dingell LaTourette Sarbanes  
 Doggett Lee Saxton  
 Doolittle Levin Schakowsky  
 Doyle Lewis (CA) Schiff  
 Drake Lewis (GA) Schwartz  
 Dreier Scott (GA) Scott (GA)  
 Edwards Lipinski Scott (VA)  
 Ehlers LoBiondo Serrano  
 Ellison Loeb sack Sessions  
 Ellsworth Lofgren, Zoe Sestak  
 Emanuel Lowey Shays  
 Emerson Lucas Shea-Porter  
 Engel Lynch Sherman  
 English (PA) Mahoney (FL) Shimkus  
 Eshoo Manzanillo Shuler  
 Etheridge Marchant Shuster  
 Everett Matheson Simpson  
 Faleomavaega Matsui Skelton  
 Fallin McCarthy (CA) Slaughter  
 Farr McCarthy (NY) Smith (NJ)  
 Fattah McCarthy (NY) Smith (TX)  
 Ferguson McCollum (MN) Smith (WA)  
 Filner McCotter Snyder  
 Forbes McCrery Solis  
 Fortenberry McDermott Souder  
 Fortuño McGovern Space  
 Foyx McHenry Spratt  
 Frank (MA) McHugh Stark  
 Frelinghuysen McIntyre Stupak  
 Gallegly McKeon Sutton  
 Gerlach McMorris Tanner  
 Giffords Rodgers Tauscher  
 Gilchrest McNerney Taylor  
 Gillibrand McNulty Terry  
 Gillmor Meek (FL) Thompson (CA)  
 Gonzalez Meeks (NY) Thompson (MS)  
 Goode Melancon Tiahrt  
 Goodlatte Michaud Tiberi  
 Gordon Miller (MI) Tierney  
 Granger Miller (NC) Towns  
 Green, Al Miller, Gary Turner  
 Green, Gene Mitchell Udall (CO)  
 Grijalva Mollohan Udall (NM)  
 Gutierrez Mollohan Upton  
 Hall (NY) Moore (KS) Van Hollen  
 Hall (TX) Moore (WI) Velázquez  
 Hare Moran (KS) Visclosky  
 Harman Moran (VA) Walden (OR)  
 Hastings (FL) Murphy (CT) Walsh (NY)  
 Hastings (WA) Murphy, Patrick Walz (MN)  
 Hayes Murphy, Tim Wamp  
 Herger Murtha Wasserman  
 Herseth Sandlin Nadler Schultz  
 Hill Napolitano Schultze  
 Hinojosa Neal (MA) Waters  
 Hirono Norton Watson  
 Hobson Oberstar Watt  
 Hodes Oliver Waxman  
 Hoekstra Ortiz Weiner  
 Holden Pallone Welch (VT)  
 Holt Pascarell Weller  
 Hooley Pastor Wexler  
 Hoyer Paul Whitfield  
 Hulshof Payne Wicker  
 Hunter Pearce Wilson (NM)  
 Inslee Perlmutter Wilson (OH)  
 Israel Peterson (MN) Wolf  
 Jackson (IL) Peterson (PA) Woolsey  
 Jackson-Lee Pickering Wu  
 (TX) Platts Wynn  
 Jefferson Poe Yarmuth  
 Pomeroy Young (FL)

NOT VOTING—15  
 Bachus Davis, Jo Ann Myrick  
 Bishop (UT) Donnelly Obey  
 Clarke Higgins Pence  
 Conyers Honda Tancredo  
 Cubin Marshall Young (AK)

So the amendment was not agreed to.

102.33 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment submitted by Mr. FLAKE:

At the end of the bill (before the short title), insert the following:

SEC. \_\_\_\_\_. (a) LIMITATION ON USE OF FUNDS.—None of the funds in this Act shall be available for the Friends of the Cheat Rails to Trails Program.

(b) CORRESPONDING REDUCTION OF FUNDS.—The amount otherwise provided by this Act for “Department of Transportation—Administrative Provisions—Federal Highway Administration” (and specified for the Transportation, Community, and System Preservation Program) is hereby reduced by \$300,000.

It was decided in the { Yeas ..... 81 negative ..... } Nays ..... 342

102.34 [Roll No. 701]

AYES—81

Akin Franks (AZ) Nunes  
 Bachmann Garrett (NJ) Pearce  
 Barrett (SC) Gingrey Petri  
 Biggert Gohmert Pitts  
 Bilbray Graves Poe  
 Blackburn Hastert Price (GA)  
 Boehner Heller Putnam  
 Brady (TX) Hensarling Radanovich  
 Brown-Waite, Hulshof Ramstad  
 Ginny Inglis (SC) Rohrabacher  
 Burgess Issa Roskam  
 Burton (IN) Jindal Royce  
 Camp (MI) Johnson, Sam Ryan (WI)  
 Campbell (CA) Jordan Sali  
 Cannon King (IA) Schmidt  
 Cantor Kingston Sensenbrenner  
 Carter Kline (MN) Sessions  
 Chabot Lamborn Shadegg  
 Coble Linder Smith (NE)  
 Conaway Lungren, Daniel Stearns  
 Cooper E. Sullivan  
 Davis, David Mack Terry  
 Deal (GA) McCarthy (CA) Thornberry  
 Dreier McHenry Upton  
 Duncan Mica Miller (FL)  
 Feeney Miller (FL) Musgrave  
 Flake Neugebauer Wilson (SC)

NOES—342

Abercrombie Boucher Courtney  
 Ackerman Boustany Cramer  
 Aderholt Boyd (FL) Crenshaw  
 Alexander Boyda (KS) Crowley  
 Allen Brady (PA) Cuellar  
 Altmire Braley (IA) Culberson  
 Andrews Brown (SC) Cummings  
 Arcuri Brown, Corrine Davis (AL)  
 Baca Buchanan Davis (CA)  
 Baird Butterfield Davis (IL)  
 Baker Buyer Davis (KY)  
 Baldwin Calvert Davis, Lincoln  
 Barrow Capito Davis, Tom  
 Bartlett (MD) Capps DeFazio  
 Barton (TX) Capuano DeGette  
 Bean Cardoza Delahunt  
 Becerra Carnahan DeLauro  
 Berkeley Carney Dent  
 Berkman Carson Diaz-Balart, L.  
 Berry Castle Diaz-Balart, M.  
 Bilirakis Castor Dicks  
 Bishop (GA) Chandler Dingell  
 Bishop (NY) Christensen Doggett  
 Blumenauer Clay Donnelly  
 Blunt Cleaver Doolittle  
 Bonner Clyburn Doyle  
 Bono Cohen Drake  
 Boozman Cole (OK) Edwards  
 Bordallo Conyers Ehlers  
 Boren Costa Ellison  
 Boswell Costello Ellsworth

Emanuel Latham Rogers (KY)  
 Emerson LaTourette Rogers (MI)  
 Engel Lee Ros-Lehtinen  
 English (PA) Levin Ross  
 Eshoo Lewis (CA) Rothman  
 Etheridge Lewis (GA) Roybal-Allard  
 Everett Lewis (KY) Ruppel-Allard  
 Fallin Lipinski Ruppel-Allard  
 Farr LoBiondo Rush  
 Fattah Loeb sack Ryan (OH)  
 Ferguson Lofgren, Zoe Salazar  
 Filner Lowey Sanchez, Linda  
 Forbes Lucas T.  
 Fortenberry Lynch Sanchez, Loretta  
 Fortuño Mahoney (FL) Sarbanes  
 Foyx Maloney (NY) Saxton  
 Frank (MA) Manzanillo Schakowsky  
 Frelinghuysen Marchant Schiff  
 Gallegly Markey Schwartz  
 Gerlach Matheson Scott (GA)  
 Giffords Matsui Scott (VA)  
 Gilchrest McCarthy (NY) Serrano  
 Gillibrand McCaul (TX) Sestak  
 Gillmor McCollum (MN) Shays  
 Gonzalez McCotter Shea-Porter  
 Goode McCrery Sherman  
 Goodlatte McDermott Shimkus  
 Gordon McGovern Shuler  
 Granger McHugh Shuster  
 Green, Al McIntyre Simpson  
 Green, Gene McKeon Sires  
 Grijalva McMorris Skelton  
 Gutierrez Rodgers Slaughter  
 Hall (NY) McNerney Smith (NJ)  
 Hall (TX) McNulty Smith (TX)  
 Hare Meek (FL) Smith (WA)  
 Harman Meeks (NY) Snyder  
 Hastings (FL) Melancon Solis  
 Hastings (WA) Michaud Souder  
 Hayes Miller (MI) Space  
 Herger Miller (NC) Spratt  
 Herseth Sandlin Miller, Gary Stark  
 Hill Miller, George Stupak  
 Hinojosa Mitchell Sutton  
 Hirono Mollohan Tanner  
 Hobson Moore (KS) Tauscher  
 Hodes Moran (KS) Taylor  
 Hoekstra Moran (VA) Thompson (CA)  
 Holden Murphy (CT) Thompson (MS)  
 Holt Murphy, Patrick Tiahrt  
 Hooley Murphy, Tim Tiberi  
 Hoyer Murtha Tierney  
 Hunter Nadler Towns  
 Inslee Napolitano Turner  
 Israel Neal (MA) Udall (CO)  
 Jackson (IL) Norton Udall (NM)  
 Jackson-Lee Oberstar Van Hollen  
 (TX) Oliver Velázquez  
 Jefferson Platts Wexler  
 Pomeroy Pomeroy Whitfield  
 Weller  
 Wexler  
 Whitfield  
 Wicker  
 Wilson (NM)  
 Wilson (OH)  
 Wolf  
 Woolsey  
 Wu  
 Wynn  
 Yarmuth  
 Young (FL)

NOT VOTING—13

Bachus Faleomavaega Pence  
 Bishop (UT) Higgins Tancredo  
 Clarke Honda Young (AK)  
 Cubin Marshall  
 Davis, Jo Ann Myrick

So the amendment was not agreed to.

102.35 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the

Whole on the following amendment submitted by Mr. FLAKE:

At the end of the bill (before the short title), insert the following:

SEC. \_\_\_\_\_. (a) LIMITATION ON USE OF FUNDS.—None of the funds in this Act shall be available for the Houston Zoo in Houston, Texas.

(b) CORRESPONDING REDUCTION OF FUNDS.—The amount otherwise provided by this Act for "Department of Housing and Urban Development—Community Development Fund" (and specified for the Economic Development Initiative) is hereby reduced by \$300,000.

It was decided in the { Yeas ..... 77 negative ..... } Nays ..... 347

¶102.36 [Roll No. 702] AYES—77

- Akin Hastert Platts
Bachmann Heller Price (GA)
Barrett (SC) Hensarling Ramstad
Bilbray Herger Rogers (MI)
Burgess Hoekstra Rohrabacher
Burton (IN) Hulshof Roskam
Buyer Inglis (SC) Royce
Camp (MI) Issa Ryan (WI)
Campbell (CA) Jindal Sali
Cannon Johnson (IL) Schmidt
Chabot Jordan Sensenbrenner
Coble King (IA) Sessions
Conaway Kingston Shadegg
Cooper Kline (MN) Shimkus
Davis, David Lamborn Smith (NE)
Deal (GA) Linder Souder
Dreier Lungren, Daniel Stearns
Duncan E. Sullivan
Feeley Mack Terry
Flake Mica Thornberry
Fortenberry Miller (FL) Upton
Fossella Musgrave Walberg
Frank (MA) Neugebauer Walden (OR)
Franks (AZ) Nunes Weldon (FL)
Garrett (NJ) Petri Westmoreland
Graves Pitts Wilson (SC)

NOES—347

- Abercrombie Capito Ellison
Ackerman Capps Ellsworth
Aderholt Capuano Emanuel
Alexander Cardoza Emerson
Allen Carnahan Engel
Altmire Carney English (PA)
Andrews Carson Eshoo
Arcuri Carter Etheridge
Baca Castle Everett
Baird Castor Faleomavaega
Baker Chandler Fallin
Baldwin Christensen Farr
Barrow Clay Fattah
Bartlett (MD) Cleaver Ferguson
Barton (TX) Clyburn Filner
Bean Cohen Forbes
Becerra Cole (OK) Fortuño
Berkley Conyers Foxx
Berman Costa Frelinghuysen
Berry Costello Gallegly
Biggert Courtney Gerlach
Bilirakis Cramer Giffords
Bishop (GA) Crenshaw Gilchrest
Bishop (NY) Crowley Gillibrand
Blackburn Cuellar Gillmor
Blumenauer Culberson Gingrey
Blunt Cummings Gohmert
Boehner Davis (AL) Gonzalez
Bonner Davis (CA) Goode
Bono Davis (IL) Goodlatte
Boozman Davis (KY) Gordon
Bordallo Davis, Lincoln Granger
Boren Davis, Tom Green, Al
Boswell DeFazio Green, Gene
Boucher DeGette Grijalva
Boustany Delahunt Gutierrez
Boyd (FL) DeLauro Hall (NY)
Boyd (KS) Dent Hall (TX)
Brady (PA) Diaz-Balart, L. Hare
Brady (TX) Diaz-Balart, M. Harman
Braley (IA) Dicks Hastings (FL)
Brown (SC) Dingell Hastings (WA)
Brown, Corrine Doggett Hayes
Brown-Waite, Donnelly Herseth Sandlin
Ginny Doolittle Hill
Buchanan Doyle Hinchey
Butterfield Drake Hinojosa
Calvert Edwards Hirono
Cantor Ehlers Hobson

- Hodes McKeon Sanchez, Loretta
Holden McMorris Sarbanes
Holt Rodgers Saxton
Hooley McNeerney Schakowsky
Hoyer McNulty Schiff
Hunter Meek (FL) Schwartz
Inslee Meeks (NY) Scott (GA)
Israel Melancon Scott (VA)
Jackson (IL) Michaud Serrano
Jackson-Lee Miller (MI)
(TX) Miller (NC)
Jefferson Miller, Gary Sestak
Johnson (GA) Miller, George Shays
Johnson, E. B. Mitchell Sherman
Johnson, Sam Mollohan Shuler
Jones (NC) Moore (KS) Shuster
Jones (OH) Moore (WI) Simpson
Kagen Moran (KS) Sires
Kanjorski Moran (VA) Skelton
Kaptur Murphy (CT) Slaughter
Keller Murphy, Patrick Smith (NJ)
Kennedy Murphy, Tim Smith (TX)
Kildee Murtha Smith (WA)
Kilpatrick Nadler Snyder
Kind Napolitano Solis
King (NY) Neal (MA) Space
Kirk Norton Spratt
Klein (FL) Oberstar Stark
Knollenberg Obey Stupak
Kucinich Oliver Sutton
Kuhl (NY) Ortiz Tanner
LaHood Pallone Tauscher
Lampson Pascrell Taylor
Langevin Pastor Thompson (CA)
Lantos Paul Thompson (MS)
Larsen (WA) Payne Tiahrt
Larson (CT) Pearce Tiberi
Latham Perlmutter Tierney
LaTourette Peterson (MN) Towns
Lee Peterson (PA) Turner
Levin Pickering Udall (CO)
Lewis (CA) Poe Udall (NM)
Lewis (GA) Pomeroy Van Hollen
Lewis (KY) Porter Velázquez
Lipinski Price (NC) Visclosky
LoBiondo Pryce (OH) Walsh (NY)
Loeb sack Putnam Walz (MN)
Lofgren, Zoe Radanovich Wamp
Lowey Rahall Wasserman
Lucas Rangel Schultz
Lynch Regula Waters
Mahoney (FL) Rehberg Watson
Maloney (NY) Reichert Watt
Manzullo Renzi Waxman
Marchant Reyes Weiner
Markey Reynolds Welch (VT)
Matheson Rodriguez Weller
Matsui Rogers (AL) Wexler
McCarthy (CA) Rogers (KY) Whitfield
McCarthy (NY) Ros-Lehtinen Wicker
McCaul (TX) Ross Wilson (NM)
McCollum (MN) Rothman Wilson (OH)
McCotter Roybal-Allard Wolf
McCrery Ruppertsberger Woolsey
McDermott Rush Wu
McGovern Ryan (OH) Wynn
McHenry Salazar Yarmuth
McHugh Sanchez, Linda Young (FL)
McIntyre T.

NOT VOTING—12

- Bachus Davis, Jo Ann Myrick
Higgins Pence
Clarke Honda Tancredo
Cubin Marshall Young (AK)

So the amendment was not agreed to.

¶102.37 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment numbered 25, submitted by Mr. HASTINGS of Florida:

At the end of the bill (before the short title), insert the following:

SEC. \_\_\_\_\_. None of the funds made available in this Act may be used by the Federal Aviation Administration (FAA) to eliminate, consolidate, de-consolidate, co-locate, execute inter-facility reorganization, or plan for the consolidation/deconsolidation, inter-facility reorganization, or co-location of any FAA air traffic control facility or service, with the exception of the reversal of the transfer of the radar functions from the Palm Springs Terminal Radar Approach Con-

trol (TRACON) to the Southern California TRACON.

It was decided in the { Yeas ..... 268 affirmative ..... } Nays ..... 158

¶102.38 [Roll No. 703] AYES—268

- Abercrombie Gohmert Pascrell
Ackerman Goodlatte Paul
Allen Gordon Payne
Altmire Green, Al Perlmutter
Andrews Gutierrez Peterson (MN)
Arcuri Hall (NY) Platts
Baca Hall (TX) Poe
Baird Hare Pomeroy
Baldwin Harman Porter
Barrow Hastings (FL) Price (NC)
Bartlett (MD) Heller Radanovich
Becerra Herseth Sandlin Rahall
Berkley Hill Ramstad
Berry Hinchey Rangel
Bilbray Hinojosa Regula
Bishop (GA) Hobson Rehberg
Bishop (NY) Hodes Renzi
Blumenauer Blumenauer Holt
Bono Hooley Reyes
Boozman Hoyer Rogers (MI)
Bordallo Inslee Ros-Lehtinen
Boren Israel Roskam
Boswell Issa Ross
Boyd (FL) Jackson (IL) Ruppertsberger
Boyd (KS) Jackson-Lee Rush
Brady (PA) (TX) Ryan (OH)
Brady (TX) Jefferson Ryan (WI)
Braley (IA) Johnson (GA) Salazar
Brown-Waite, Johnson (IL) Sali
Ginny Jones (NC) Sanchez, Linda
Butterfield Jones (OH) T.
Calvert Kagen Sanchez, Loretta
Capito Kanjorski Sarbanes
Capps Kaptur Saxton
Cardoza Kennedy Schakowsky
Carney Kildee Schiff
Carter Kilpatrick Schwartz
Castor King (NY) Scott (GA)
Chabot Klein (FL) Scott (VA)
Chandler Kucinich Serrano
Christensen Kuhl (NY) Sestak
Clay Langevin Shea-Porter
Cleaver Lantos Sherman
Clyburn LaTourette Shimkus
Cohen Lee Shuler
Coles (OK) Levin Sires
Conyers Lewis (CA) Skelton
Cooper Lewis (GA) Slaughter
Costa Linder Smith (NJ)
Courtney LoBiondo Smith (WA)
Cramer Loeb sack Snyder
Crenshaw Lowey Solis
Crowley Lucas Space
Cuellar Lynch Stark
Cummings Mahoney (FL) Stupak
Davis (AL) Maloney (NY) Sullivan
Davis (CA) Manzullo Sutton
Davis (IL) Markey Tancredo
Davis (KY) Matheson Tanner
Davis, Lincoln Matsui Tauscher
DeFazio McCarthy (CA) Taylor
DeGette McCarthy (NY) Terry
Delahunt McCaul (TX) Thompson (MS)
DeLauro McCollum (MN) Thornberry
Dent McCotter Tiahrt
Diaz-Balart, L. McDermott Tiberi
Diaz-Balart, M. McGovern Tierney
Dingell McHugh Towns
Doggett McIntyre Udall (CO)
Donnelly McKeon Udall (NM)
Doyle McNeerney Walsh (NY)
Elli son McNulty Walz (MN)
Ellsworth Meek (FL) Wasserman
Emerson Meeks (NY) Schultz
Engel Melancon Waters
English (PA) Michaud Watson
Eshoo Miller (FL) Watt
Etheridge Miller (NC) Waxman
Faleomavaega Miller, George Weiner
Farr Mollohan Welch (VT)
Fattah Moore (KS) Weller
Ferguson Moore (WI) Wexler
Filner Moran (KS) Whitfield
Fortenberry Murphy, Patrick Wilson (OH)
Fortuño Murphy, Tim Wilson (SC)
Fossella Murtha Wilson (OH)
Gallegly Nadler Woolsey
Gerlach Neal (MA) Wu
Giffords Neugebauer Wynn
Gilchrest Norton Yarmuth
Gillibrand Pallone Young (FL)

NOES—158

Aderholt	Frelinghuysen	Murphy (CT)
Akin	Garrett (NJ)	Musgrave
Alexander	Gillmor	Napolitano
Bachmann	Gingrey	Nunes
Baker	Gonzalez	Oberstar
Barrett (SC)	Goode	Obey
Barton (TX)	Granger	Olver
Bean	Graves	Ortiz
Berman	Green, Gene	Pastor
Biggert	Grijalva	Pearce
Bilirakis	Hastert	Pence
Blackburn	Hastings (WA)	Peterson (PA)
Blunt	Hayes	Petri
Boehner	Hensarling	Pickering
Bonner	Herger	Pitts
Boucher	Hirono	Price (GA)
Boustany	Hoekstra	Price (OH)
Brown (SC)	Holden	Putnam
Brown, Corrine	Hulshof	Reichert
Buchanan	Hunter	Reynolds
Burgess	Inglis (SC)	Rodriguez
Burton (IN)	Jindal	Rogers (AL)
Buyer	Johnson, E. B.	Rogers (KY)
Camp (MI)	Johnson, Sam	Rohrabacher
Campbell (CA)	Jordan	Rothman
Cannon	Keller	Rothman
Cantor	Kind	Roybal-Allard
Capuano	King (IA)	Royce
Carmahan	Kingston	Schmidt
Carson	Kirk	Sensenbrenner
Castle	Kline (MN)	Sessions
Coble	Knollenberg	Shadegg
Conaway	LaHood	Shays
Costello	Lamborn	Simpson
Culberson	Lampson	Smith (NE)
Davis, David	Larsen (WA)	Smith (TX)
Davis, Tom	Larson (CT)	Souder
Deal (GA)	Latham	Spratt
Dicks	Lewis (KY)	Stearns
Doolittle	Lipinski	Thompson (CA)
Drake	Lofgren, Zoe	Turner
Dreier	Lungren, Daniel	Upton
Duncan	E.	Van Hollen
Edwards	Mack	Velázquez
Ehlers	Marchant	Visclosky
Emanuel	McCrery	Walberg
Everett	McHenry	Walden (OR)
Fallin	McMorris	Wamp
Feeney	Rodgers	Weldon (FL)
Flake	Mica	Westmoreland
Forbes	Miller (MI)	Wicker
Foxx	Miller, Gary	Wilson (NM)
Frank (MA)	Mitchell	Moran (VA)
Franks (AZ)	Moran (VA)	Wolf

NOT VOTING—10

Bachus	Davis, Jo Ann	Myrick
Bishop (UT)	Higgins	Young (AK)
Clarke	Honda	
Cubin	Marshall	

So the amendment was agreed to.

¶102.39 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment submitted by Mr. FRELINGHUYSEN:

At the end of the bill, before the short title, insert the following:

SEC. \_\_\_\_ . None of the funds made available under this Act may be used by the Federal Aviation Administration to implement its preferred alternative of the New York/New Jersey/Philadelphia Airspace Redesign project.

It was decided in the { Yeas ..... 65  
negative ..... } Nays ..... 360

¶102.40 [Roll No. 704]

AYES—65

Aderholt	Christensen	Hall (NY)
Andrews	Culberson	Hastings (FL)
Bartlett (MD)	Doolittle	Heller
Blunt	Dreier	Hinchee
Brown-Waite,	Engel	Holt
Ginny	Ferguson	Israel
Buchanan	Frelinghuysen	Issa
Calvert	Gallegly	Jones (NC)
Cannon	Garrett (NJ)	King (IA)
Cantor	Gerlach	Lewis (CA)
Carter	Gillibrand	Linder
Castle	Gohmert	Matheson
Chandler	Goode	McCarthy (NY)

McCotter	Reynolds
Miller (FL)	Ros-Lehtinen
Miller (NC)	Rothman
Murphy (CT)	Sali
Nunes	Sensenbrenner
Pallone	Sestak
Pascrell	Shays
Payne	Shimkus
Radanovich	Simpson

NOES—360

Abercrombie	Diaz-Balart, M.	Kline (MN)
Ackerman	Dicks	Knollenberg
Akin	Dingell	Kucinich
Alexander	Doggett	Kuhl (NY)
Allen	Donnelly	LaHood
Altmire	Doyle	Lamborn
Arcuri	Drake	Lampson
Baca	Duncan	Langevin
Bachmann	Edwards	Lantos
Baird	Ehlers	Larsen (WA)
Baker	Ellison	Larson (CT)
Baldwin	Ellsworth	Latham
Barrett (SC)	Emanuel	LaTourette
Barrow	Emerson	Lee
Barton (TX)	English (PA)	Levin
Bean	Eshoo	Lewis (GA)
Becerra	Etheridge	Lewis (KY)
Berkley	Everett	Lipinski
Berman	Faleomavaega	LoBiondo
Berry	Loeb	LoBiondo
Biggert	Farr	Loeb
Bilbray	Feeney	Lofgren, Zoe
Bilirakis	Filner	Lowey
Bishop (GA)	Flake	Lucas
Bishop (NY)	Forbes	Lungren, Daniel
Blackburn	Fortenberry	E.
Blumenauer	Fortuno	Lynch
Boehner	Fossella	Mack
Bonner	Foxx	Mahoney (FL)
Bono	Frank (MA)	Maloney (NY)
Boozman	Franks (AZ)	Manzullo
Bordallo	Giffords	Marchant
Boren	Gilchrest	Markey
Boswell	Gillmor	Matsui
Boucher	Gingrey	McCarthy (CA)
Boustany	Gonzalez	McCaull (TX)
Boyd (FL)	Goodlatte	McColum (MN)
Boyd (KS)	Gordon	McCrery
Brady (PA)	Granger	McDermott
Brady (TX)	Graves	McGovern
Braley (IA)	Green, Al	McHenry
Brown (SC)	Green, Gene	McHugh
Brown, Corrine	Grijalva	McIntyre
Burgess	Gutierrez	McKeon
Burton (IN)	Hall (TX)	McMorris
Butterfield	Hare	Rodgers
Buyer	Harman	McNerney
Camp (MI)	Hastert	McNulty
Campbell (CA)	Hastings (WA)	Meek (FL)
Capito	Hayes	Meeks (NY)
Capps	Hensarling	Melancon
Capuano	Herger	Mica
Cardoza	Herse	Michaud
Carmahan	Hinchee	Miller (MI)
Carney	Hinojosa	Miller, Gary
Carson	Hirono	Miller, George
Castor	Hobson	Mitchell
Chabot	Hodes	Mollohan
Clay	Hoekstra	Moore (KS)
Cleaver	Holden	Moore (WI)
Clyburn	Hooley	Moran (KS)
Coble	Hoyer	Moran (VA)
Cohen	Hulshof	Murphy, Patrick
Cole (OK)	Hunter	Murphy, Tim
Conaway	Inglis (SC)	Murtha
Conyers	Inslee	Musgrave
Cooper	Jackson (IL)	Nadler
Costa	Jackson-Lee	Napolitano
Costello	(TX)	Neal (MA)
Courtney	Jefferson	Neugebauer
Cramer	Jindal	Norton
Crenshaw	Johnson (GA)	Oberstar
Crowley	Johnson (IL)	Obey
Cuellar	Johnson, E. B.	Olver
Cummings	Johnson, Sam	Ortiz
Davis (AL)	Jones (OH)	Pastor
Davis (CA)	Jordan	Paul
Davis (IL)	Kagen	Pearce
Davis (KY)	Kanjorski	Pence
Davis, David	Kaptur	Perlmuter
Davis, Lincoln	Keller	Peterson (MN)
Davis, Tom	Kennedy	Peterson (PA)
Deal (GA)	Kildee	Petri
DeFazio	Kilpatrick	Pickering
DeGette	Kind	Pitts
Delahunt	King (NY)	Platts
DeLauro	Kingston	Poe
Dent	Kirk	Pomeroy
Diaz-Balart, L.	Klein (FL)	Porter

Price (NC)	Schwartz	Tiberi
Pryce (OH)	Scott (GA)	Tierney
Putnam	Scott (VA)	Towns
Rahall	Serrano	Turner
Ramstad	Sessions	Udall (CO)
Rangel	Shadegg	Udall (NM)
Regula	Shea-Porter	Upton
Rehberg	Sherman	Van Hollen
Reichert	Shuler	Velázquez
Reinzi	Shuster	Visclosky
Reyes	Sires	Walberg
Rodriguez	Skelton	Walden (OR)
Rogers (AL)	Slaughter	Walsh (NY)
Rogers (KY)	Smith (NE)	Walsh (MN)
Rogers (MI)	Smith (NJ)	Wamp
Rohrabacher	Smith (TX)	Wasserman
Roskam	Smith (WA)	Schultz
Ross	Snyder	Watson
Roybal-Allard	Solis	Watt
Royce	Souder	Waxman
Ruppersberger	Space	Weiner
Rush	Spratt	Welch (VT)
Ryan (OH)	Stark	Weldon (FL)
Ryan (WI)	Stearns	Westmoreland
Salazar	Stupak	Wexler
Sánchez, Linda	Sullivan	Wilson (NM)
T.	Sutton	Wilson (OH)
Sanchez, Loretta	Tanner	Wolf
Sarbanes	Tauscher	Woolsey
Saxton	Taylor	Wu
Schakowsky	Thompson (CA)	Wynn
Schiff	Thompson (MS)	Yarmuth
Schmidt	Tiaht	

NOT VOTING—11

Bachus	Davis, Jo Ann	Marshall
Bishop (UT)	Fattah	Myrick
Clarke	Higgins	Young (AK)
Cubin	Honda	

So the amendment was not agreed to. The Committee rose informally to receive a message from the Senate.

The SPEAKER pro tempore, Mr. RYAN of Ohio, assumed the Chair.

¶102.41 FURTHER MESSAGE FROM THE SENATE

A further message from the Senate by Ms. Curtis, one of its clerks, announced that the Senate has passed without amendment a joint resolution of the House of the following title:

H.J. Res. 44. A joint resolution approving the renewal of import restrictions contained in the Burmese Freedom and Democracy Act of 2003, and for other purposes.

The message also announced that the Senate has passed a bill of the following title in which the concurrence of the House is requested:

S. 1868. An Act to temporarily extend the programs under the Higher Education Act of 1965, and for other purposes.

The Committee resumed its sitting; and after some further time spent therein,

¶102.42 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment numbered 22, submitted by Mr. HENSARLING:

At the end of the bill (before the short title), insert the following:

None of the funds in this Act may be used for the Edmunds Center for the Arts, City of Edmunds (WA).

It was decided in the { Yeas ..... 97  
negative ..... } Nays ..... 327

¶102.43 [Roll No. 705]

AYES—97

Akin	Bartlett (MD)	Blackburn
Bachmann	Barton (TX)	Boehner
Barrett (SC)	Bilbray	Burgess
Barrow	Bilirakis	Burton (IN)

Buyer
Camp (MI)
Campbell (CA)
Cannon
Cantor
Carter
Chabot
Coble
Conaway
Cooper
Davis, David
Deal (GA)
Duncan
Feehey
Flake
Fortenberry
Fossella
Foxy
Franks (AZ)
Gallegly
Garrett (NJ)
Gingrey
Gohmert
Gordon
Graves
Hall (TX)
Hastert
Heller
Hensarling
Herger
Hunter
Inglis (SC)
Issa
Jindal
Johnson, Sam
Jordan
Keller
Rohrabacher
Roskam
Royce
Ryan (WI)
Sali
Schmidt
Sensenbrenner
Sessions
Shadegg
Shimkus
Smith (NE)
Stearns
Sullivan
Mica
Miller (FL)
Musgrave
Myrick
Neugebauer
Nunes
Pearce
Pence
Petri

Pitts
Platts
Poe
Price (GA)
Putnam
Ramstad
Rogers (MI)
Rohrabacher
Roskam
Royce
Ryan (WI)
Sali
Schmidt
Sensenbrenner
Sessions
Shadegg
Shimkus
Smith (NE)
Stearns
Sullivan
Mica
Miller (FL)
Musgrave
Myrick
Neugebauer
Nunes
Pearce
Pence
Petri
Wilson (SC)

Michaud
Miller (MI)
Miller (NC)
Miller, Gary
Miller, George
Mitchell
Mollohan
Moore (KS)
Moore (WI)
Moran (KS)
Murphy (CT)
Murphy, Patrick
Murphy, Tim
Murtha
Nadler
Napolitano
Neal (MA)
Norton
Oberstar
Obey
Oliver
Ortiz
Pallone
Pascrell
Pastor
Paul
Payne
Perlmutter
Peterson (MN)
Peterson (PA)
Pickering
Pomeroy
Porter
Price (NC)
Pryce (OH)
Rahall
Rangel
Regula
Rehberg
Reichert
Renzi
Reyes

Reynolds
Rodriguez
Rogers (AL)
Rogers (KY)
Ros-Lehtinen
Ross
Rothman
Roybal-Allard
Ruppersberger
Rush
Ryan (OH)
Salazar
Sanchez, Linda
T.
Sanchez, Loretta
Sarbanes
Saxton
Schakowsky
Schiff
Schwartz
Scott (GA)
Scott (VA)
Serrano
Sestak
Shays
Shea-Porter
Sherman
Shuler
Shuster
Simpson
Sires
Skelton
Slaughter
Smith (NJ)
Smith (TX)
Smith (WA)
Snyder
Solis
Souder
Space
Spratt
Stark

Stupak
Sutton
Tanner
Tauscher
Taylor
Thompson (CA)
Thompson (MS)
Tiahrt
Tiberi
Tierney
Towns
Turner
Udall (CO)
Udall (NM)
Upton
Van Hollen
Velazquez
Visclosky
Walden (OR)
Walsh (NY)
Walz (MN)
Wasserman
Schultz
Waters
Watson
Watt
Waxman
Weiner
Welch (VT)
Weller
Wexler
Whitfield
Wicker
Wilson (NM)
Wilson (OH)
Wolf
Woolsey
Wu
Wynn
Yarmuth
Young (FL)

NOES—338
Farr
Fattah
Ferguson
Filner
Forbes
Fortenberry
Fortuño
Frank (MA)
Frelinghuysen
Gallegly
Gerlach
Giffords
Gilchrest
Gillibrand
Gillmor
Gohmert
Gonzalez
Goodlatte
Gordon
Granger
Green, Al
Green, Gene
Grijalva
Gutierrez
Hall (NY)
Hare
Harman
Hastert
Hastings (FL)
Hastings (WA)
Hayes
Hersehd Sandlin
Higgins
Hill
Hinchey
Hinojosa
Hirono
Hobson
Hodes
Hoekstra
Holden
Holt
Hooley
Hoyer
Hulshof
Hunter
Inglis (SC)
Inslee
Israel
Jackson (IL)
Jackson-Lee
Kahn
Kaptur
Kennedy
Kildee
Kilpatrick
Kind
King (NY)
Kirk
Klein (FL)
Knollenberg
Kucinich
Kuhl (NY)
Lampson
Langevin
Lantos
Larsen (WA)
Larson (CT)
Latham
LaTourette
Lee
Levin
Lewis (CA)
Lewis (GA)
Lewis (KY)
Lipinski
LoBiondo
Loebsack
Lofgren, Zoe
Lowe
Lucas
Lynch
Mahoney (FL)
Maloney (NY)
Manzullo
Markey
Matheson
Matsui
McCarthy (NY)
McCollum (MN)
McCotter
McCoy
McCrery
McDermott
McGovern
McHugh
McIntyre
McKeon
McMorris
Rogers
McNerney
McNulty
Meek (FL)
Meeks (NY)
Melancon

McCrery
McDermott
McGovern
McHugh
McIntyre
McKeon
McMorris
Rogers
McNerney
Gallegly
Meek (FL)
Meeks (NY)
Melancon
Mica
Michaud
Miller (MI)
Miller (NC)
Miller, Gary
Miller, George
Mitchell
Mollohan
Moore (KS)
Moore (WI)
Moran (VA)
Murphy (CT)
Murphy, Patrick
Murphy, Tim
Murtha
Nadler
Napolitano
Neal (MA)
Norton
Nunes
Oberstar
Obey
Oliver
Ortiz
Pallone
Pascrell
Pastor
Payne
Perlmutter
Peterson (MN)
Pickering
Pomeroy
Porter
Price (NC)
Pryce (OH)
Putnam
Rahall
Ramstad
Rangel
Regula
Rehberg
Reichert
Renzi
Reyes
Reynolds
Rodriguez
Rogers (AL)
Rogers (KY)
Ros-Lehtinen
Roskam
Ross
Rothman
Roybal-Allard
Ruppersberger
Rush
Ryan (OH)
Salazar
Sanchez, Linda
T.
Sanchez, Loretta
Sarbanes
Saxton
Schakowsky
Schiff
Schmidt
Schwartz
Scott (GA)
Scott (VA)
Serrano
Sestak
Shays
Shea-Porter
Sherman
Shimkus
Shuler
Shuster
Simpson
Sires
Skelton
Slaughter
Smith (NE)
Smith (NJ)
Smith (WA)
Snyder
Solis
Souder

NOES—327

Abercrombie
Ackerman
Aderholt
Alexander
Allen
Altmire
Andrews
Arcuri
Baca
Baird
Baker
Baldwin
Bean
Becerra
Berkley
Berman
Berry
Biggart
Bishop (GA)
Bishop (NY)
Blumenauer
Blunt
Bonner
Bono
Boozman
Bordallo
Boren
Boswell
Boucher
Boustany
Boyd (FL)
Boyd (KS)
Brady (PA)
Brady (TX)
Braley (IA)
Brown (SC)
Brown, Corrine
Brown-Waite,
Ginny
Buchanan
Butterfield
Calvert
Capito
Capps
Capuano
Cardoza
Carnahan
Carney
Carson
Castle
Castor
Chandler
Christensen
Clay
Cleaver
Clyburn
Cohen
Cole (OK)
Costa
Costello
Courtney
Cramer
Crenshaw
Crowley
Cuellar
Culberson
Cummings
Davis (AL)
Davis (CA)

Holt
Hooley
Hoyer
Hulshof
Inslee
Israel
Jackson (IL)
Jackson-Lee
(TX)
Jefferson
Johnson (GA)
Johnson (IL)
Johnson, E. B.
Jones (NC)
Jones (OH)
Kagen
Kanjorski
Kaptur
Kennedy
Kildee
Kilpatrick
Kind
King (NY)
Kirk
Klein (FL)
Knollenberg
Kucinich
Kuhl (NY)
Lampson
Langevin
Lantos
Larsen (WA)
Larson (CT)
Latham
LaTourette
Lee
Levin
Lewis (CA)
Lewis (GA)
Lewis (KY)
Lipinski
LoBiondo
Loebsack
Lofgren, Zoe
Lowe
Lucas
Lynch
Mahoney (FL)
Maloney (NY)
Manzullo
Markey
Matheson
Matsui
McCarthy (NY)
McCoy
McCotter
McCoy
McCrery
McDermott
McGovern
McHugh
McIntyre
McKeon
McMorris
Rogers
McNerney
McNulty
Meek (FL)
Meeks (NY)
Melancon

Bachus
Bishop (UT)
Clarke
Conyers
Cubin
Davis, Jo Ann
Honda
LaHood
Cubert
Davis, Jo Ann
Moran (VA)
Radanovich
Young (AK)

Marshall
Moran (VA)
Radanovich
Young (AK)
Marshall
Moran (VA)
Radanovich
Young (AK)

NOES—338
Farr
Fattah
Ferguson
Filner
Forbes
Fortenberry
Fortuño
Frank (MA)
Frelinghuysen
Gallegly
Gerlach
Giffords
Gilchrest
Gillibrand
Gillmor
Gohmert
Gonzalez
Goodlatte
Gordon
Granger
Green, Al
Green, Gene
Grijalva
Gutierrez
Hall (NY)
Hare
Harman
Hastert
Hastings (FL)
Hastings (WA)
Hayes
Hersehd Sandlin
Higgins
Hill
Hinchey
Hinojosa
Hirono
Hobson
Hodes
Hoekstra
Holden
Holt
Hooley
Hoyer
Hulshof
Hunter
Inglis (SC)
Inslee
Israel
Jackson (IL)
Jackson-Lee
Kahn
Kaptur
Kennedy
Kildee
Kilpatrick
Kind
King (NY)
Kirk
Klein (FL)
Knollenberg
Kucinich
Kuhl (NY)
Lampson
Langevin
Lantos
Larsen (WA)
Larson (CT)
Latham
LaTourette
Lee
Levin
Lewis (CA)
Lewis (GA)
Lewis (KY)
Lipinski
LoBiondo
Loebsack
Lofgren, Zoe
Lowe
Lucas
Lynch
Mahoney (FL)
Maloney (NY)
Manzullo
Markey
Matheson
Matsui
McCarthy (NY)
McCoy
McCotter

McCrery
McDermott
McGovern
McHugh
McIntyre
McKeon
McMorris
Rogers
McNerney
Gallegly
Meek (FL)
Meeks (NY)
Melancon
Mica
Michaud
Miller (MI)
Miller (NC)
Miller, Gary
Miller, George
Mitchell
Mollohan
Moore (KS)
Moore (WI)
Moran (VA)
Murphy (CT)
Murphy, Patrick
Murphy, Tim
Murtha
Nadler
Napolitano
Neal (MA)
Norton
Nunes
Oberstar
Obey
Oliver
Ortiz
Pallone
Pascrell
Pastor
Payne
Perlmutter
Peterson (MN)
Pickering
Pomeroy
Porter
Price (NC)
Pryce (OH)
Putnam
Rahall
Ramstad
Rangel
Regula
Rehberg
Reichert
Renzi
Reyes
Reynolds
Rodriguez
Rogers (AL)
Rogers (KY)
Ros-Lehtinen
Roskam
Ross
Rothman
Roybal-Allard
Ruppersberger
Rush
Ryan (OH)
Salazar
Sanchez, Linda
T.
Sanchez, Loretta
Sarbanes
Saxton
Schakowsky
Schiff
Schmidt
Schwartz
Scott (GA)
Scott (VA)
Serrano
Sestak
Shays
Shea-Porter
Sherman
Shimkus
Shuler
Shuster
Simpson
Sires
Skelton
Slaughter
Smith (NE)
Smith (NJ)
Smith (WA)
Snyder
Solis
Souder

NOT VOTING—12

So the amendment was not agreed to.

102.44 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment numbered 21, submitted by Mr. HENSARLING:

At the end of the bill (before the short title), insert the following:

SEC. 410. None of the funds made available in this Act may be used for parking facilities.

It was decided in the { Yeas ..... 86 negative ..... } Nays ..... 338

102.45 [Roll No. 706]

AYES—86

Akin
Foxy
Musgrave
Bachmann
Franks (AZ)
Myrick
Barrett (SC)
Garrett (NJ)
Neugebauer
Bartlett (MD)
Gingrey
Paul
Goode
Pearce
Bilbray
Graves
Pence
Blackburn
Hall (TX)
Petri
Boehner
Heller
Pitts
Boozman
Hensarling
Buchanan
Herger
Burton (IN)
Issa
Buyer
Jindal
Camp (MI)
Jones (NC)
Campbell (CA)
Jordan
Cannon
Keller
Cantor
King (IA)
Coble
Kingston
Cole (OK)
Kline (MN)
Conaway
Lamborn
Linder
Shadegg
Lucas
Smith (TX)
Lungren, Daniel
Stearns
E.
Sullivan
Dreier
Tancredo
Mack
Thornberry
Marchant
McCarthy (CA)
Fallin
McHenry
Feehey
Flake
Fossella
Moran (KS)

Musgrave
Myrick
Neugebauer
Paul
Pearce
Pence
Petri
Pitts
Hensarling
Herger
Issa
Jindal
Jones (NC)
Jordan
Keller
Cantor
King (IA)
Coble
Kingston
Kline (MN)
Lamborn
Linder
Shadegg
Lucas
Smith (TX)
Stearns
Sullivan
Tancredo
Thornberry
Walberg
Westmoreland
Wilson (SC)
Wu
Musgrave
Myrick
Neugebauer
Paul
Pearce
Pence
Petri
Pitts
Hensarling
Herger
Issa
Jindal
Jones (NC)
Jordan
Keller
Cantor
King (IA)
Coble
Kingston
Kline (MN)
Lamborn
Linder
Shadegg
Lucas
Smith (TX)
Stearns
Sullivan
Tancredo
Thornberry
Walberg
Westmoreland
Wilson (SC)
Wu

Space	Udall (CO)	Weiner
Spratt	Udall (NM)	Welch (VT)
Stark	Upton	Weldon (FL)
Stupak	Van Hollen	Weller
Sutton	Velázquez	Wexler
Tanner	Visclosky	Whitfield
Tauscher	Walden (OR)	Wicker
Taylor	Walsh (NY)	Wilson (NM)
Terry	Walz (MN)	Wilson (OH)
Thompson (CA)	Wamp	Wolf
Thompson (MS)	Wasserman	Woolsey
Tiahrt	Schultz	Wynn
Tiberi	Waters	Yarmuth
Tierney	Watson	Young (FL)
Towns	Watt	
Turner	Waxman	

NOT VOTING—12

Bachus	Conyers	LaHood
Bishop (UT)	Cubin	Marshall
Blunt	Davis, Jo Ann	Peterson (PA)
Clarke	Honda	Young (AK)

So the amendment was not agreed to.

102.46 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment submitted by Mr. HUNTER:

At the end of the bill (before the short title), insert the following:

SEC. \_\_\_\_\_. None of the funds made available under this Act may be used to participate in a working group pursuant to the Security and Prosperity Partnership.

It was decided in the { Yeas ..... 362 affirmative ..... } Nays ..... 63

102.47 [Roll No. 707]

AYES—362

Abercrombie	Capuano	Ferguson
Ackerman	Cardoza	Forbes
Aderholt	Carnahan	Fortenberry
Akin	Carney	Foxx
Alexander	Carson	Franks (AZ)
Allen	Carter	Frelinghuysen
Altmire	Castle	Gallely
Andrews	Castor	Garrett (NJ)
Arcuri	Chabot	Gerlach
Baca	Chandler	Giffords
Bachmann	Christensen	Gilchrest
Baird	Clay	Gillibrand
Baker	Cleaver	Gillmor
Baldwin	Clyburn	Gingrey
Barrett (SC)	Coble	Gohmert
Barrow	Cohen	Goode
Bartlett (MD)	Cole (OK)	Goodlatte
Barton (TX)	Conaway	Gordon
Becerra	Costa	Granger
Berkley	Costello	Graves
Berry	Courtney	Green, Al
Biggart	Cramer	Green, Gene
Bilbray	Crenshaw	Grijalva
Bilirakis	Culberson	Hall (NY)
Bishop (GA)	Cummings	Hall (TX)
Bishop (NY)	Davis (AL)	Hare
Blackburn	Davis (IL)	Hastert
Boehner	Davis (KY)	Hastings (FL)
Bonner	Davis, David	Hastings (WA)
Bono	Davis, Lincoln	Hayes
Boozman	Davis, Tom	Heller
Bordallo	Deal (GA)	Hensarling
Boren	DeFazio	Herseth Sandlin
Boswell	DeGette	Higgins
Boucher	DeLauro	Hill
Boustany	Dent	Hinchev
Boyd (FL)	Dingell	Hinojosa
Boyd (KS)	Doggett	Hirono
Brady (PA)	Donnelly	Hobson
Brady (TX)	Doolittle	Hodes
Braley (IA)	Doyle	Hoekstra
Brown (SC)	Drake	Holden
Brown, Corrine	Duncan	Holt
Brown-Waite,	Edwards	Hooley
Ginny	Ellison	Hulshof
Buchanan	Ellsworth	Hunter
Burgess	Emerson	Inglis (SC)
Burton (IN)	English (PA)	Issa
Butterfield	Eshoo	Jackson (IL)
Buyer	Etheridge	Jackson-Lee
Calvert	Everett	(TX)
Camp (MI)	Faleomavaega	Jefferson
Campbell (CA)	Fallin	Jindal
Cantor	Fattah	Johnson (GA)
Capito	Feeney	Johnson (IL)

Johnson, Sam	Moore (KS)	Scott (VA)
Jones (NC)	Moore (WI)	Sensenbrenner
Jones (OH)	Moran (KS)	Serrano
Jordan	Moran (VA)	Sessions
Kagen	Murphy (CT)	Sestak
Kanjorski	Murphy, Patrick	Shadegg
Kaptur	Murphy, Tim	Shea-Porter
Keller	Murtha	Sherman
Kildee	Musgrave	Shimkus
Kilpatrick	Myrick	Shuler
King (IA)	Nadler	Shuster
Kingston	Napolitano	Simpson
Kirk	Neugebauer	Sires
Klein (FL)	Norton	Skelton
Kucinich	Nunes	Slaughter
Kuhl (NY)	Oberstar	Smith (NE)
Lamborn	Obey	Smith (NJ)
Lampson	Ortiz	Smith (TX)
Langevin	Pallone	Solis
Lantos	Pascrell	Souder
Larson (CT)	Pastor	Space
Latham	Paul	Spratt
LaTourette	Payne	Stearns
Lee	Pearce	Stupak
Levin	Pence	Sullivan
Lewis (CA)	Perlmutter	Sutton
Lewis (GA)	Peterson (MN)	Tancredo
Lewis (KY)	Peterson (PA)	Tanner
Linder	Petri	Taylor
Lipinski	Pickering	Terry
LoBiondo	Pitts	Thompson (CA)
Loeb sack	Platts	Thompson (MS)
Lowe y	Poe	Thornberry
Lucas	Pomeroy	Tiahrt
Lynch	Porter	Tjberri
Mack	Price (GA)	Tierney
Mahoney (FL)	Pryce (OH)	Turner
Maloney (NY)	Putnam	Udall (CO)
Manullo	Radanovich	Upton
Marchant	Rahall	Velázquez
Matheson	Ramstad	Visclosky
Matsui	Regula	Burton (IN)
McCarthy (CA)	Rehberg	Buyer
McCarthy (NY)	Renzi	Walberg
McCaul (TX)	Reyes	Walden (OR)
McCollum (MN)	Rodriguez	Walsh (NY)
McCotter	Rogers (AL)	Walz (MN)
McGovern	Rogers (KY)	Wamp
McHenry	Rogers (MI)	Waters
McHugh	Rohrabacher	Watson
McIntyre	Roskam	Watt
McKeon	Ross	Waxman
McMorris	Rothman	Weiner
Rodgers	Roybal-Allard	Welch (VT)
McNerney	Royce	Weldon (FL)
McNulty	Ryan (OH)	Westmoreland
Meek (FL)	Ryan (WI)	Wexler
Melancon	Salazar	Whitfield
Mica	Sali	Wicker
Michaud	Sanchez, Loretta	Wilson (NM)
Miller (FL)	Sarbanes	Wilson (OH)
Miller (MI)	Saxton	Wilson (SC)
Miller (NC)	Schakowsky	Wolf
Miller, Gary	Schiff	Woolsey
Miller, George	Schmidt	Wu
Mitchell	Schwartz	Wynn
Mollohan	Scott (GA)	Yarmuth
		Young (FL)

NOES—63

Bean	Fortuño	Meeks (NY)
Berman	Fossella	Neal (MA)
Blumenauer	Frank (MA)	Olver
Blunt	Gonzalez	Price (NC)
Cannon	Harman	Rangel
Capps	Herger	Reichert
Conyers	Hoyer	Reynolds
Cooper	Inslee	Ros-Lehtinen
Crowley	Israel	Ruppersberger
Cuellar	Johnson, E. B.	Rush
Davis (CA)	Kennedy	Sánchez, Linda
Delahunt	Kind	T.
Diaz-Balart, L.	King (NY)	Shays
Diaz-Balart, M.	Kline (MN)	Smith (WA)
Dicks	Knollenberg	Snyder
Dreier	Larsen (WA)	Tauscher
Ehlers	Lofgren, Zoe	Towns
Emanuel	Lungren, Daniel	Udall (NM)
Engel	E.	Van Hollen
Farr	Markey	Wasserman
Filner	McCrery	Schultz
Flake	McDemott	Weller

NOT VOTING—11

Bachus	Davis, Jo Ann	Marshall
Bishop (UT)	Gutierrez	Stark
Clarke	Honda	Young (AK)
Cubin	LaHood	

So the amendment was agreed to.

102.48 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment submitted by Mr. JORDAN of Ohio:

At the end of the bill (before the short title), insert the following new section:

SEC. \_\_\_\_\_. Each amount appropriated or otherwise made available by this Act that is not required to be appropriated or otherwise made available by a provision of law is hereby reduced by 6.3 percent.

It was decided in the { Yeas ..... 133 negative ..... } Nays ..... 292

102.49 [Roll No. 708]

AYES—133

Akin	Gallely	Musgrave
Bachmann	Garrett (NJ)	Myrick
Barrett (SC)	Gingrey	Neugebauer
Bartlett (MD)	Goode	Nunes
Barton (TX)	Goodlatte	Paul
Biggart	Granger	Pearce
Bilirakis	Graves	Pence
Blackburn	Hall (TX)	Pickering
Blunt	Hastert	Pitts
Boehner	Hastings (WA)	Poe
Bonner	Hayes	Price (GA)
Bono	Heller	Putnam
Boozman	Hensarling	Radanovich
Brady (TX)	Herger	Rehberg
Brown (SC)	Hoekstra	Reynolds
Brown-Waite,	Hulshof	Rogers (KY)
Ginny	Hunter	Rogers (MI)
Burgess	Inglis (SC)	Rohrabacher
Burton (IN)	Issa	Ros-Lehtinen
Buyer	Jindal	Roskam
Walberg	Johnson, Sam	Royce
Walden (OR)	Jones (NC)	Ryan (WI)
Walsh (NY)	Jordan	Sali
Walz (MN)	Keller	Schmidt
Wamp	Kingston	Sensenbrenner
Waters	Kline (MN)	Sessions
Watson	Lamborn	Shadegg
Watt	Coble	Shimkus
Waxman	Cole (OK)	Shuster
Weiner	Conaway	Smith (NE)
Welch (VT)	Culberson	Smith (TX)
Weldon (FL)	Davis (KY)	Stearns
Westmoreland	Davis, David	Sullivan
Wexler	Deal (GA)	Tancredo
Whitfield	Diaz-Balart, M.	Taylor
Wicker	Dreier	Terry
Wilson (NM)	Duncan	Thornberry
Wilson (OH)	Everett	Tiahrt
Wilson (SC)	Fallin	Tiberi
Wolf	Feeoney	Walberg
Woolsey	Flake	Wamp
Wu	Forbes	Weldon (FL)
Wynn	Fortuño	Westmoreland
Yarmuth	Fossella	Wilson (SC)
Young (FL)	Foxx	
	Franks (AZ)	

NOES—292

Abercrombie	Braley (IA)	Davis (AL)
Ackerman	Brown, Corrine	Davis (CA)
Aderholt	Buchanan	Davis (IL)
Alexander	Butterfield	Davis, Lincoln
Allen	Calvert	Davis, Tom
Altmire	Capito	DeFazio
Andrews	Capps	DeGette
Arcuri	Capuano	Delahunt
Baca	Cardoza	DeLauro
Baird	Carnahan	Dent
Baker	Carney	Diaz-Balart, L.
Baldwin	Carson	Dicks
Barrow	Castle	Dingell
Bean	Castor	Donnelly
Becerra	Chandler	Doolittle
Berkley	Christensen	Doyle
Berman	Clay	Edwards
Berry	Cleaver	Ehlers
Bilbray	Clyburn	Ellison
Bishop (GA)	Cohen	Ellsworth
Bishop (NY)	Conyers	Emanuel
Blumenauer	Cooper	Emerson
Bordallo	Costa	Engel
Boren	Costello	English (PA)
Boswell	Courtney	Eshoo
Boucher	Cramer	Etheridge
Boustany	Crenshaw	Faleomavaega
Boyd (FL)	Boyd (FL)	Farr
Boyd (KS)	Cuellar	Fattah
Brady (PA)	Cummings	

Ferguson
Loeb sack
Lofgren, Zoe
Lowey
Lynch
Mahoney (FL)
Maloney (NY)
Markey
Matheson
Matsui
McCarthy (NY)
McCollum (MN)
McDermott
McGovern
McHugh
McIntyre
McNerney
McNulty
Meek (FL)
Meeks (NY)
Melancon
Mica
Michaud
Miller (MI)
Miller (NC)
Miller, George
Mitchell
Mollohan
Moore (KS)
Moore (WI)
Moran (VA)
Murphy (CT)
Murphy, Patrick
Murphy, Tim
Murtha
Nadler
Napolitano
Neal (MA)
Norton
Oberstar
Obey
Oliver
Ortiz
Pallone
Pascrell
Pastor
Payne
Perlmutter
Peterson (MN)
Peterson (PA)
Petri
Platts
Pomeroy
Porter
Pryce (OH)
Rahall
Ramstad
Rangel
Regula
Reichert
Renzi
Reyes
Rodriguez
Rogers (AL)
Ross
Rothman
Roybal-Allard
Ruppersberger
Rush
Ryan (OH)

NOT VOTING—11

Bachus
Bishop (UT)
Clarke
Cubin
Davis, Jo Ann
Honda
King (IA)
LaHood
Marshall
Price (NC)
Young (AK)

So the amendment was not agreed to.

102.50 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment numbered 20, submitted by Mr. PRICE of Georgia:

At the end of the bill (before the short title), insert the following:

SEC. \_\_\_\_ Appropriations made in this Act are hereby reduced in the amount of \$507,767,000.

It was decided in the Yeas ..... 177 negative ..... 250

102.51 [Roll No. 709]

AYES—177

Akin
Altmire
Bachmann
Baker
Barrett (SC)
Bartlett (MD)

Barton (TX)
Bean
Biggett
Bilbray
Bilirakis
Blackburn
Blunt
Boehner
Bonner
Bono
Boozman
Brady (TX)
Brown (SC)
Brown-Waite,
Ginny
Buchanan
Burgess
Burton (IN)
Buyer
Calvert
Camp (MI)
Campbell (CA)
Cannon
Cantor
Jones (NC)
Carter
Castle
Chabot
Coble
Cole (OK)
Conaway
Crenshaw
Culberson
Davis (KY)
Davis, David
Davis, Tom
Deal (GA)
Dent
Diaz-Balart, L.
Diaz-Balart, M.
Donnelly
Drake
Dreier
Duncan
Ellsworth
English (PA)
Everett
Fallin
Feeney
Flake
Forbes
Fortenberry
Fortuño
Fossella
Foxy
Franks (AZ)
Frelinghuysen
Gallegly

NOES—250

Abercrombie
Ackerman
Aderholt
Alexander
Allen
Andrews
Arcuri
Baca
Baird
Baldwin
Barrow
Becerra
Berkley
Berman
Berry
Bishop (GA)
Bishop (NY)
Blumenauer
Bordallo
Boren
Boswell
Boucher
Boustany
Boyd (FL)
Boyd (KS)
Edwards
Ehlers
Brady (PA)
Braley (IA)
Brown, Corrine
Butterfield
Capps
Capuano
Cardoza
Carnahan
Carney
Carson
Castor
Chandler
Christensen
Clay
Clever
Clyburn
Cohen
Conyers
Cooper
Costa
Costello
Courtney
Cramer
Crowley
Cuellar
Cummings
Davis (AL)
Davis (CA)
Davis (IL)
Davis, Lincoln
DeFazio
DeGette
DeLauro
Dicks
Dingell
Doggett
Doolittle
Doyle
Edwards
Ehlers
Brady (PA)
Braley (IA)
Brown, Corrine
Butterfield
Capps
Capuano
Cardoza
Carnahan
Carney
Carson
Castor
Chandler
Christensen
Clay
Clever

Garrett (NJ)
Gerlach
Giffords
Gillmor
Gingrey
Gohmert
Goode
Goodlatte
Granger
Graves
Hall (TX)
Hastert
Hastings (WA)
Hayes
Heller
Hensarling
Herger
Hoekstra
Hulshof
Huntler
Inglis (SC)
Issa
Jindal
Johnson, Sam
Jones (NC)
Jordan
Keller
King (IA)
Kingston
Kline (MN)
Lamborn
Lampson
LaTourrette
Leahy (KY)
Linder
Lucas
Lungren, Daniel
E.
Mack
Manzullo
Marchant
Matheson
McCarthy (CA)
McCaul (TX)
McCotter
McCrery
McHenry
McKeon
McMorris
Rodgers
Mica
Miller (FL)
Miller (MI)
Miller, Gary
Mitchell
Moran (KS)
Musgrave
Myrick

Gonzalez
Gordon
Green, Al
Green, Gene
Grijalva
Gutierrez
Hall (NY)
Hare
Harman
Hastings (FL)
Herseth Sandlin
Higgins
Hill
Hinchey
Alexander
Hinojosa
Altmire
Hobson
Hobson
Hodes
Holden
Holt
Hooley
Hoyer
Insee
Israel
Jackson (IL)
Jackson-Lee
(TX)
Jefferson
Johnson (GA)
Johnson (IL)
Johnson, E. B.
Jones (OH)
Kagen
Kagan
Kanjorski
Kaptur
Kennedy
Kildee
Kilpatrick
Kind
King (NY)

Kirk
Klein (FL)
Knollenberg
Kucinich
Kuhl (NY)
Langevin
Lantos
Larsen (WA)
Larson (CT)
Latham
Lee
Levin
Lewis (CA)
Lewis (GA)
Lipinski
LoBiondo
Loeb sack
Lofgren, Zoe
Lowey
Lynch
Mahoney (FL)
Maloney (NY)
Markey
Matsui
McCarthy (NY)
McCollum (MN)
McDermott
McGovern
McHugh
McIntyre
McNerney
McNulty
Meek (FL)
Meeks (NY)
Melancon
Michaud
Miller (NC)
Miller, George
Mollohan
Moore (KS)
Moore (WI)
Moran (VA)
Murphy (CT)
Murphy, Patrick
Murphy, Tim

NOT VOTING—9

Bachus
Bishop (UT)
Clarke
Cubin
Davis, Jo Ann
Honda
LaHood
Marshall
Young (AK)

So the amendment was not agreed to.

102.52 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment submitted by Mrs. MUSGRAVE:

At the end of the bill (before the short title), insert the following:

SEC. \_\_\_\_ Appropriations made in this Act are hereby reduced in the amount of \$253,690,000.

It was decided in the Yeas ..... 198 negative ..... 229

102.53 [Roll No. 710]

AYES—198

Aderholt
Akin
Alexander
Altmire
Bachmann
Baker
Barrett (SC)
Bartlett (MD)
Barton (TX)
Bean
Biggett
Bilbray
Bilirakis
Blackburn
Blunt
Boehner
Bonner
Bono
Boozman
Boustany
Brady (TX)
Brown (SC)
Brown-Waite,
Ginny
Buchanan
Burgess
Burton (IN)
Buyer
Calvert
Camp (MI)
Campbell (CA)
Cannon
Cantor
Carter
Castle
Chabot
Coble
Cole (OK)
Conaway
Crenshaw
Culberson
Davis (KY)
Davis, David
Davis, Tom
Deal (GA)
Dent
Diaz-Balart, L.
Diaz-Balart, M.
Donnelly
Drake
Dreier
Duncan
Ellsworth
Emerson
English (PA)
Everett
Fallin
Feeney
Flake
Forbes
Fortenberry
Fortuño
Fossella
Foxy
Franks (AZ)
Frelinghuysen
Gallegly
Garrett (NJ)
Gerlach
Giffords
Gillibrand
Gillmor
Gingrey
Gohmert
Goode
Goodlatte
Granger
Graves
Hall (TX)
Hastert
Hastings (WA)

Hayes	McCrery	Royce	Ruppersberger	Slaughter	Visclosky	Wamp	Westmoreland	Wilson (SC)
Heller	McHenry	Ryan (WI)	Rush	Smith (WA)	Walsh (NY)	Weldon (FL)	Wicker	Wolf
Hensarling	McKeon	Sali	Ryan (OH)	Snyder	Walz (MN)			
Herger	McMorris	Saxton	Salazar	Solis	Wasserman			
Hill	Rodgers	Schmidt	Sánchez, Linda	Space	Schultz		NOES—283	
Hobson	McNerney	Sensenbrenner	T.	Spratt	Waters	Abercrombie	Grijalva	Oberstar
Hoeckstra	Melancon	Sessions	Sanchez, Loretta	Stark	Watson	Ackerman	Gutierrez	Obey
Hulshof	Mica	Shadeeg	Sarbanes	Stupak	Watt	Allen	Hall (NY)	Oliver
Hunter	Miller (FL)	Shays	Schakowsky	Sutton	Waxman	Altmire	Hare	Ortiz
Inglis (SC)	Miller (MI)	Shimkus	Schiff	Tauscher	Weiner	Andrews	Harman	Pallone
Issa	Miller, Gary	Shuler	Schwartz	Thompson (CA)	Welch (VT)	Arcuri	Hastings (FL)	Pascrell
Jindal	Mitchell	Shuster	Scott (GA)	Thompson (MS)	Wexler	Baca	Heller	Pastor
Johnson, Sam	Moran (KS)	Simpson	Scott (VA)	Tierney	Wilson (OH)	Baird	Herseth Sandlin	Payne
Jones (NC)	Musgrave	Smith (NE)	Serrano	Towns	Woolsey	Baldwin	Higgins	Perlmutter
Jordan	Myrick	Smith (NJ)	Sestak	Turner	Wu	Barrow	Hill	Peterson (MN)
Keller	Neugebauer	Smith (TX)	Shea-Porter	Udall (CO)	Wynn	Bartlett (MD)	Hinchev	Peterson (PA)
King (IA)	Nunes	Souder	Sherman	Udall (NM)	Yarmuth	Bean	Hinojosa	Platts
King (NY)	Paul	Stearns	Sires	Van Hollen		Becerra	Hirono	Pomeroy
Kingston	Pearce	Sullivan	Skelton	Velázquez		Berkley	Hobson	Porter
Kirk	Pence	Tancredo				Berman	Hodes	Price (NC)
Kline (MN)	Peterson (PA)	Tanner				Berry	Holden	Pryce (OH)
Lamborn	Petri	Taylor				Bishop (GA)	Holt	Rahall
Lampson	Pickering	Terry				Bishop (NY)	Hooley	Ramstad
LaTourette	Pitts	Thornberry				Blumenauer	Hoyer	Rangel
Lewis (CA)	Platts	Tiaht				Bordallo	Hunter	Renzi
Lewis (KY)	Poe	Tiberi				Boren	Inslee	Reyes
Linder	Price (GA)	Upton				Boswell	Israel	Rodriguez
LoBiondo	Pryce (OH)	Walberg				Boucher	Jackson (IL)	Rogers (MI)
Lucas	Putnam	Walden (OR)				Boustany	Jackson-Lee	Ross
Lungren, Daniel	Radanovich	Wamp				Boyd (FL)	(TX)	Rothman
E.	Ramstad	Weldon (FL)				Boyda (KS)	Jefferson	Roybal-Allard
Mack	Rehberg	Weller				Brady (PA)	Jindal	Ruppersberger
Mahoney (FL)	Reynolds	Westmoreland				Brady (TX)	Johnson (GA)	Rush
Manzullo	Rogers (AL)	Whitfield				Braley (IA)	Johnson (IL)	Ryan (OH)
Marchant	Rogers (KY)	Wicker				Brown, Corrine	Johnson, E. B.	Salazar
Matheson	Rogers (MI)	Wilson (NM)				Butterfield	Johnson, Sam	Sánchez, Linda
McCarthy (CA)	Rohrabacher	Wilson (SC)				Calvert	Jones (NC)	T.
McCaul (TX)	Ros-Lehtinen	Wolf				Capito	Jones (OH)	
McCotter	Roskam	Young (FL)				Capps	Kagen	Sanchez, Loretta

NOT VOTING—9

Bachus	Cubin	LaHood
Bishop (UT)	Davis, Jo Ann	Marshall
Clarke	Honda	Young (AK)

So the amendment was not agreed to.

102.54 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment submitted by Mr. PRICE of Georgia:

At the end of the bill (before the short title), insert the following:

SEC. 410. None of the funds made available in this Act for the mortgage insurance programs under title II of the National Housing Act (12 U.S.C. 1707 et seq.) may be used for any housing trust fund established under title II of the Cranston-Gonzalez National Affordable Housing Act (42 U.S.C. 12721 et seq.).

It was decided in the { Yeas ..... 142  
negative ..... } Nays ..... 283

102.55 [Roll No. 711]

AYES—142

Abercrombie	Doyle	Latham	Aderholt	Forbes	McMorris
Ackerman	Edwards	Lee	Akin	Fortenberry	Rodgers
Allen	Ehlers	Levin	Alexander	Portuño	Mica
Andrews	Ellison	Lewis (GA)	Bachmann	Fossella	Miller (FL)
Arcuri	Emanuel	Lipinski	Baker	Foxx	Moran (KS)
Baca	Engel	Loebsack	Barrett (SC)	Franks (AZ)	Musgrave
Baird	Eshoo	Lofgren, Zoe	Barton (TX)	Gallegly	Myrick
Baldwin	Etheridge	Lowey	Biggart	Garrett (NJ)	Neugebauer
Barrow	Faleomavaega	Lynch	Bilbray	Gillmor	Paul
Becerra	Farr	Maloney (NY)	Bilirakis	Gingrey	Pearce
Berkley	Fattah	Markey	Blackburn	Gohmert	Pence
Berman	Ferguson	Matsui	Blunt	Goode	Petri
Berry	Filner	McCarthy (NY)	Boehner	Goodlatte	Pickering
Bishop (GA)	Frank (MA)	McCollum (MN)	Bonner	Granger	Pitts
Bishop (NY)	Gonzalez	McDermott	Bono	Graves	Poe
Blumenauer	Gordon	McGovern	Boozman	Hall (TX)	Price (GA)
Bordallo	Green, Al	McHugh	Brown (SC)	Hastert	Putnam
Boren	Green, Gene	McIntyre	Brown-Waite,	Hastings (WA)	Radanovich
Boswell	Grijalva	McNulty	Ginny	Hayes	Regula
Boucher	Gutierrez	Meek (FL)	Buchanan	Hensarling	Rohrbacher
Boyd (FL)	Hall (NY)	Meeks (NY)	Burgess	Herger	Ros-Lehtinen
Boyd (KS)	Hare	Michaud	Burton (IN)	Hoekstra	Roskam
Brady (PA)	Harman	Miller (NC)	Buyer	Hulshof	Royce
Braley (IA)	Hastings (FL)	Miller, George	Camp (MI)	Inglis (SC)	Ryan (WI)
Brown, Corrine	Herseth Sandlin	Mollohan	Campbell (CA)	Issa	Sali
Butterfield	Higgins	Moore (KS)	Cannon	Jordan	Schmidt
Capps	Hinchev	Moore (WI)	Cantor	Keller	Sensenbrenner
Capuano	Hinojosa	Moran (VA)	Chabot	King (IA)	Sessions
Cardoza	Hirono	Murphy (CT)	Coble	Kingston	Shadeeg
Carnahan	Hodes	Murphy, Patrick	Cole (OK)	Kline (MN)	Shimkus
Carney	Holden	Murphy, Tim	Conaway	Knollenberg	Shuster
Carson	Holt	Murtha	Crenshaw	Kuhl (NY)	Smith (NE)
Castor	Hooley	Nadler	Culberson	Lamborn	Smith (TX)
Chandler	Hoyer	Napolitano	Davis (KY)	Lewis (CA)	Stearns
Christensen	Inslee	Neal (MA)	Davis, David	Lewis (KY)	Sullivan
Clay	Israel	Norton	Deal (GA)	Linder	Tancredo
Cleaver	Jackson (IL)	Oberstar	Diaz-Balart, L.	Lucas	Thornberry
Clyburn	Jackson-Lee	Obey	Diaz-Balart, M.	Lungren, Daniel	Tiaht
Cohen	(TX)	Olver	Doolittle	E.	Tiberi
Conyers	Jefferson	Ortiz	Drake	Mack	Walberg
Costa	Johnson (GA)	Pallone	Dreier	Manzullo	
Costello	Johnson (IL)	Pascrell	Duncan	Marchant	
Courtney	Johnson, E. B.	Pastor	Ehlers	McCaul (TX)	
Cramer	Jones (OH)	Payne	Everett	McCotter	
Crowley	Kagen	Perlmutter	Ross	McCrary	
Cuellar	Kanjorski	Peterson (MN)	Rothman	McHenry	
Cummings	Kaptur	Pomeroy	Roybal-Allard	McKeon	
Davis (AL)	Kennedy	Porter			
Davis (CA)	Kildee	Price (NC)			
Davis (IL)	Kilpatrick	Rahall			
Davis, Lincoln	Kind	Rangel			
DeFazio	Klein (FL)	Regula			
DeGette	Knollenberg	Reichert			
Delahunt	Kucinich	Renzi			
DeLauro	Kuhl (NY)	Reyes			
Dicks	Langevin	Rodriguez			
Dingell	Lantos	Ross			
Doggett	Larsen (WA)	Rothman			
Doolittle	Larson (CT)	Roybal-Allard			



NOT VOTING—11

Bachus	Davis, Jo Ann	Walsh (NY)
Bishop (UT)	Honda	Whitfield
Clarke	LaHood	Young (AK)
Cubin	Marshall	

So the amendment was not agreed to.

¶102.56 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment submitted by Mr. KING of Iowa:

At the end of the bill (before the short title), insert the following:

SEC. 410. None of the funds in this Act may be used to employ workers described in section 274A(h)(3) of the Immigration and Nationality Act (8 U.S.C. 1324a(h)(3)).

It was decided in the { Yeas ..... 148 negative ..... 278

¶102.57 [Roll No. 712]

AYES—148

Aderholt	Fox	Mica
Akin	Franks (AZ)	Miller (FL)
Bachmann	Frelinghuysen	Miller, Gary
Baker	Galleghy	Moran (KS)
Barrett (SC)	Garrett (NJ)	Musgrave
Bartlett (MD)	Gingrey	Myrick
Barton (TX)	Gohmert	Neugebauer
Bilbray	Goode	Nunes
Bilirakis	Goodlatte	Paul
Blackburn	Granger	Pearce
Boehner	Graves	Pence
Bonner	Hall (TX)	Peterson (PA)
Bono	Hastert	Pickering
Boozman	Hastings (WA)	Pitts
Boustany	Hayes	Platts
Brady (TX)	Heller	Poe
Brown (SC)	Hensarling	Price (GA)
Buchanan	Herger	Pryce (OH)
Burgess	Hoekstra	Putnam
Burton (IN)	Hulshof	Ramstad
Buyer	Hunter	Rogers (AL)
Calvert	Inglis (SC)	Rogers (KY)
Camp (MI)	Issa	Rogers (MI)
Campbell (CA)	Jindal	Rohrabacher
Cannon	Johnson, Sam	Royce
Cantor	Jones (NC)	Sali
Carter	Jordan	Schmidt
Chabot	Keller	Sensenbrenner
Coble	King (IA)	Sessions
Cole (OK)	Kingston	Shadegg
Conaway	Kline (MN)	Simpson
Crenshaw	Knollenberg	Smith (NE)
Culberson	Lamborn	Smith (TX)
Davis (KY)	Latham	Souder
Davis, David	Lewis (CA)	Stearns
Davis, Tom	Lewis (KY)	Sullivan
Deal (GA)	Linder	Tancredo
Dent	Lucas	Terry
Doolittle	Lungren, Daniel	Thornberry
Drake	E. Tiahrt	Walberg
Dreier	Mack	Wamp
Duncan	Manzullo	Weldon (FL)
Ehlers	Marchant	Westmoreland
Everett	McCarthy (CA)	Whitfield
Fallin	McCaul (TX)	Wicker
Feeney	McCrery	Wilson (NM)
Flake	McHenry	Wilson (SC)
Forbes	McKeon	Wolf
Fortenberry	McMorris	Young (FL)
Fortuño	Rodgers	

NOES—278

Abercrombie	Blumenauer	Carney
Ackerman	Blunt	Carson
Alexander	Bordallo	Castle
Allen	Boren	Castor
Altmire	Boswell	Chandler
Andrews	Boucher	Christensen
Arcuri	Boyd (FL)	Clay
Baca	Boyd (KS)	Cleaver
Baird	Brady (PA)	Clyburn
Baldwin	Braley (IA)	Cohen
Barrow	Brown, Corrine	Conyers
Bean	Brown-Waite,	Cooper
Becerra	Ginny	Costa
Berkley	Butterfield	Costello
Berman	Capito	Courtney
Berry	Capps	Cramer
Biggart	Capuano	Crowley
Bishop (GA)	Cardoza	Cuellar
Bishop (NY)	Carnahan	Cummings

Davis (AL)	King (NY)	Reyes
Davis (CA)	Kirk	Reynolds
Davis (IL)	Klein (FL)	Rodriguez
Davis, Lincoln	Kucinich	Ros-Lehtinen
DeFazio	Kuhl (NY)	Roskam
DeGette	Lampson	Ross
Delahunt	Langevin	Rothman
DeLauro	Lantos	Roybal-Allard
Diaz-Balart, L.	Larsen (WA)	Ruppersberger
Diaz-Balart, M.	Larson (CT)	Rush
Dicks	LaTourette	Ryan (OH)
Dingell	Lee	Ryan (WI)
Doggett	Levin	Salazar
Donnelly	Lewis (GA)	Sánchez, Linda
Doyle	Lipinski	T.
Edwards	LoBiondo	Sanchez, Loretta
Ellison	Loebsack	Sarbanes
Ellsworth	Lofgren, Zoe	Saxton
Emanuel	Lowey	Schakowsky
Emerson	Lynch	Schiff
Engel	Mahoney (FL)	Schwartz
English (PA)	Maloney (NY)	Scott (GA)
Eshoo	Markey	Scott (VA)
Etheridge	Matheson	Serrano
Faleomavaega	Matsui	Sestak
Farr	McCarthy (NY)	Shays
Fattah	McCollum (MN)	Shea-Porter
Ferguson	McCotter	Sherman
Filner	McDermott	Shimkus
Fossella	McGovern	Shuler
Frank (MA)	McHugh	Shuster
Gerlach	McIntyre	Sires
Giffords	McNerney	Skelton
Gilchrest	McNulty	Slaughter
Gillibrand	Meek (FL)	Smith (NJ)
Gillmor	Meeke (NY)	Smith (WA)
Gonzalez	Melancon	Snyder
Gordon	Michaud	Solis
Green, Al	Miller (MI)	Space
Green, Gene	Miller (NC)	Spratt
Griyalva	Miller, George	Stark
Gutierrez	Mitchell	Stupak
Hall (NY)	Mollohan	Sutton
Hare	Moore (KS)	Tanner
Harman	Moore (WI)	Tauscher
Hastings (FL)	Moran (VA)	Taylor
Herseth Sandlin	Murphy (CT)	Thompson (CA)
Higgins	Murphy, Patrick	Thompson (MS)
Hill	Murphy, Tim	Tiberi
Hinchev	Murtha	Tierney
Hinojosa	Nadler	Towns
Hirono	Napolitano	Turner
Hobson	Neal (MA)	Udall (CO)
Hodes	Norton	Udall (NM)
Holden	Oberstar	Upton
Holt	Obey	Van Hollen
Hooley	Olver	Velázquez
Hoyer	Ortiz	Visclosky
Inslee	Pallone	Walden (OR)
Israel	Pascrell	Walz (MN)
Jackson (IL)	Pastor	Wasserman
Jackson-Lee	Payne	Schultz
(TX)	Perlmutter	Waters
Jefferson	Peterson (MN)	Watson
Johnson (GA)	Petri	Watt
Johnson (IL)	Pomeroy	Waxman
Johnson, E. B.	Porter	Weiner
Jones (OH)	Price (NC)	Welch (VT)
Kagen	Radanovich	Weller
Kanjorski	Rahall	Wexler
Kaptur	Rangel	Wilson (OH)
Kennedy	Regula	Woolsey
Kildee	Rehberg	Wu
Kilpatrick	Reichert	Wynn
Kind	Renzi	Yarmuth

NOT VOTING—10

Bachus	Davis, Jo Ann	Walsh (NY)
Bishop (UT)	Honda	Young (AK)
Clarke	LaHood	
Cubin	Marshall	

So the amendment was not agreed to.

¶102.58 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment submitted by Mr. FRANK of Massachusetts:

At the end of the bill (before the short title), insert the following:

SEC. 410. None of the funds made available by this Act may be used to implement or enforce the requirement under section 12(c) of the United States Housing Act of 1937 (42 U.S.C. 1437j(c); relating to community serv-

It was decided in the { Yeas ..... 207 negative ..... 220

¶102.59 [Roll No. 713]

AYES—207

Abercrombie	Gutierrez	Oberstar
Ackerman	Hall (NY)	Obey
Allen	Hare	Olver
Andrews	Harman	Ortiz
Arcuri	Hastings (FL)	Pallone
Baca	Higgins	Pascrell
Baird	Hinchev	Pastor
Baldwin	Hinojosa	Paul
Bean	Hirono	Payne
Becerra	Hodes	Perlmutter
Berkley	Holt	Pomeroy
Berman	Hooley	Price (NC)
Berry	Hoyer	Rahall
Bishop (GA)	Inslee	Rangel
Bishop (NY)	Israel	Reyes
Blumenauer	Jackson (IL)	Rodriguez
Bordallo	Jackson-Lee	Ross
Boswell	(TX)	Rothman
Boucher	Jefferson	Roybal-Allard
Brady (PA)	Johnson (GA)	Ruppersberger
Brady (IA)	Johnson, E. B.	Rush
Brown, Corrine	Jones (OH)	Ryan (OH)
Butterfield	Kagen	Sánchez, Linda
Capps	Kanjorski	T.
Capuano	Kaptur	Sanchez, Loretta
Cardoza	Kennedy	Sarbanes
Carnahan	Kildee	Schakowsky
Carson	Kilpatrick	Schiff
Castor	Kind	Schwartz
Chandler	Klein (FL)	Scott (GA)
Christensen	Kucinich	Scott (VA)
Clay	Lampson	Serrano
Cleaver	Langevin	Shea-Porter
Clyburn	Lantos	Sherman
Cohen	Larsen (WA)	Shuler
Conyers	Larson (CT)	Sires
Cooper	Lee	Skelton
Costa	Levin	Slaughter
Costello	Lewis (GA)	Snyder
Courtney	Lipinski	Solis
Crowley	Loebsack	Spratt
Cummings	Lofgren, Zoe	Stark
Davis (CA)	Lowey	Sutton
Davis (IL)	Lynch	Tanner
Davis, Lincoln	Maloney (NY)	Tauscher
DeFazio	Markey	Taylor
DeGette	Matheson	Thompson (CA)
Delahunt	Matsui	Thompson (MS)
DeLauro	McCarthy (NY)	Tierney
Dicks	McCollum (MN)	Towns
Dingell	McDermott	Udall (CO)
Doggett	McGovern	Udall (NM)
Donnelly	McIntyre	Van Hollen
Doyle	McNulty	Velázquez
Ellison	Meek (FL)	Visclosky
Ellsworth	Meeke (NY)	Walz (MN)
Emanuel	Melancon	Wasserman
Engel	Michaud	Schultz
Eshoo	Miller (NC)	Waters
Etheridge	Miller, George	Watson
Faleomavaega	Mitchell	Watt
Farr	Mollohan	Waxman
Fattah	Moore (KS)	Weiner
Filner	Moore (WI)	Welch (VT)
Frank (MA)	Moran (VA)	Wexler
Giffords	Murphy (CT)	Wilson (NM)
Gillibrand	Nadler	Wilson (OH)
Gonzalez	Napolitano	Woolsey
Green, Al	Neal (MA)	Wynn
Grijalva	Norton	Yarmuth

NOES—220

Aderholt	Boyd (FL)	Cole (OK)
Akin	Boyd (KS)	Conaway
Alexander	Brady (TX)	Cramer
Altmire	Brown (SC)	Crenshaw
Bachmann	Brown-Waite,	Cuellar
Baker	Ginny	Culberson
Barrett (SC)	Buchanan	Davis (AL)
Barrow	Burgess	Davis (KY)
Bartlett (MD)	Burton (IN)	Davis, David
Barton (TX)	Buyer	Davis, Tom
Biggart	Calvert	Deal (GA)
Bilbray	Camp (MI)	Dent
Bilirakis	Campbell (CA)	Diaz-Balart, L.
Blackburn	Cannon	Diaz-Balart, M.
Blunt	Cantor	Doolittle
Boehner	Capito	Drake
Bonner	Carney	Dreier
Bono	Carter	Duncan
Boozman	Castle	Edwards
Boren	Chabot	Ehlers
Boustany	Coble	Emerson

English (PA)	Kuhl (NY)	Reichert
Everett	Lamborn	Renzi
Fallin	Latham	Reynolds
Feeney	LaTourette	Rogers (AL)
Ferguson	Lewis (CA)	Rogers (KY)
Flake	Lewis (KY)	Rogers (MI)
Forbes	Linder	Rohrabacher
Fortenberry	LoBiondo	Ros-Lehtinen
Fortuño	Lucas	Roskam
Fossella	Lungren, Daniel	Royce
Fox	E.	Ryan (WI)
Franks (AZ)	Mack	Salazar
Frelinghuysen	Mahoney (FL)	Sali
Gallely	Manzullo	Saxton
Garrett (NJ)	Marchant	Schmidt
Gerlach	McCarthy (CA)	Sensenbrenner
Gilchrest	McCaul (TX)	Sessions
Gillmor	McCotter	Sestak
Gingrey	McCrery	Shadegg
Gohmert	McHenry	Shays
Goode	McHugh	Shimkus
Goodlatte	McKeon	Shuster
Gordon	McMorris	Simpson
Granger	Rodgers	Smith (NE)
Graves	McNerney	Smith (NJ)
Green, Gene	Mica	Smith (TX)
Hall (TX)	Miller (FL)	Smith (WA)
Hastert	Miller (MI)	Souder
Hastings (WA)	Miller, Gary	Space
Hayes	Moran (KS)	Stearns
Heller	Murphy, Patrick	Stupak
Hensarling	Murphy, Tim	Sullivan
Herger	Murtha	Tancredo
Herseht Sandlin	Musgrave	Terry
Hill	Myrick	Thornberry
Hobson	Neugebauer	Tiahrt
Hoekstra	Nunes	Tiberi
Holden	Pearce	Turner
Hulshof	Pence	Upton
Hunter	Peterson (MN)	Walberg
Inglis (SC)	Peterson (PA)	Walden (OR)
Issa	Petri	Walsh (NY)
Jindal	Pickering	Wamp
Johnson (IL)	Pitts	Weldon (FL)
Johnson, Sam	Platts	Weller
Jones (NC)	Poe	Westmoreland
Jordan	Porter	Whitfield
Keller	Price (GA)	Wicker
King (IA)	Pryce (OH)	Wilson (SC)
King (NY)	Putnam	Wolf
Kingston	Radanovich	Wu
Kirk	Ramstad	Young (FL)
Kline (MN)	Regula	
Knollenberg	Rehberg	

NOT VOTING—9

Bachus	Cubin	LaHood
Bishop (UT)	Davis, Jo Ann	Marshall
Clarke	Honda	Young (AK)

So the amendment was not agreed to. After more further time,

The SPEAKER pro tempore, Mr. McNULTY, assumed the Chair.

When Mr. WEINER, Acting Chairman, reported that the Committee, having had under consideration said bill, had directed him to report the same back to the House with sundry amendments adopted by the Committee with the recommendation that the amendments be agreed to and that the bill, as amended, do pass.

Pursuant to House Resolution 558, the previous question was ordered on the amendments and the bill.

The following amendments, reported from the Committee of the Whole House on the state of the Union, were agreed to:

Page 72, line 1, after the dollar amount, insert “(reduced by \$20,000,000) (increased by \$20,000,000)”.

Page 82, line 6, after the dollar amount, insert “(increased by \$6,760,000)”.

Page 82, line 11, after the dollar amount, insert “(increased by \$6,760,000)”.

Page 100, line 5, after the first dollar amount, insert “(reduced by \$6,760,000)”.

At the end of the bill before the short title, insert the following:

SEC. \_\_\_\_\_. None of the funds made available under this Act may be used to establish or implement a cross-border motor carrier dem-

onstrator or pilot project or program to allow Mexico-domiciled motor carriers to operate beyond the commercial zones on the United States-Mexico border.

At the end of the bill (before the short title), insert the following:

SEC. 410. None of the funds made available in this Act may be used to take any action to issue a final rule or notice based on, or otherwise implement, all or any part of the proposed rule of the Department of Housing and Urban Development published on Friday, May 11, 2007, on page 27048 of volume 72 of the Federal Register (Docket No. FR-5087-P-01), relating to standards for mortgagor’s investment in mortgaged property.

At the end of the bill (before the short title), insert the following:

SEC. \_\_\_\_\_. None of the funds made available in this Act may be used by the Federal Aviation Administration (FAA) to eliminate, consolidate, de-consolidate, co-locate, execute inter-facility reorganization, or plan for the consolidation/deconsolidation, inter-facility reorganization, or co-location of any FAA air traffic control facility or service, with the exception of the reversal of the transfer of the radar functions from the Palm Springs Terminal Radar Approach Control (TRACON) to the Southern California TRACON.

At the end of the bill (before the short title), insert the following:

SEC. \_\_\_\_\_. None of the funds made available in this Act may be used to purchase light bulbs unless the light bulbs have the “ENERGY STAR” or “Federal Energy Management Program” designation.

At the end of the bill (before the short title), insert the following:

SEC. \_\_\_\_\_. None of the funds made available under this Act may be used to establish or collect tolls on Interstate 80 in the Commonwealth of Pennsylvania.

At the end of the bill (before the short title), insert the following:

SEC. \_\_\_\_\_. None of the funds made available in this Act may be used by the Department of Transportation to promulgate regulations based on race, ethnicity, or sex.

At the end of the bill (before the short title), insert the following:

SEC. 410. None of the funds made available in this Act may be used to provide homeownership assistance for applicants described in 274A(h)(3) of the Immigration and Nationality Act (8 U.S.C. 1324a(h)(3)).

At the end of the bill (before the short title), insert the following:

SEC. 410. None of the funds in this Act may be used to employ workers described in section 274A(h)(3) of the Immigration and Nationality Act (8 U.S.C. 1324a(h)(3)).

At the end of the bill (before the short title), insert the following:

SEC. \_\_\_\_\_. The amount otherwise provided in this Act for “Grants-in-Aid for Airports” administered by the Federal Aviation Administration of the Department of Transportation is hereby decreased by \$10,000,000 and increased by \$10,000,000.

At the end of the bill (before the short title) insert the following:

SEC. \_\_\_\_\_. None of the funds made available in this Act may be used in violation of section 8 of the National Labor Relations Act of 1935, with respect to workers on federally-funded transportation projects.

At the end of the bill (before the short title), insert the following:

SEC. \_\_\_\_\_. None of the funds made available under this Act may be used to participate in a working group pursuant to the Security and Prosperity Partnership.

The bill, as amended, was ordered to be engrossed and read a third time, was read a third time by title.

Mr. LEWIS of California, moved to recommit the bill to the Committee on

Appropriations to report the same promptly with an amendment to prohibit the Department of Housing and Urban Development from deriving any portion of the \$1,300,000,000 rescission included in title II of the bill from recaptures or other reductions of funds previously appropriated for the following: 1) the Homeless Assistance Grants Program account (including funds provided to make grants to programs which assist homeless veterans); 2) the Housing for Persons with Disability Program account (including funds provided for grants to programs which assist disabled veterans); and 3) the Housing for the Elderly Program account.

After debate,

By unanimous consent, the previous question was ordered on the motion to recommit.

The question being put, viva voce, Will the House recommit said bill?

The SPEAKER pro tempore, Mr. McNULTY, announced that the nays had it.

Mr. LEWIS of California, demanded a recorded vote on agreeing to said motion, which demand was supported by one-fifth of a quorum, so a recorded vote was ordered.

The vote was taken by electronic device.

It was decided in the { Yeas ..... 201  
negative ..... } Nays ..... 220

102.60 [Roll No. 714]

AYES—201

Aderholt	Drake	Kline (MN)
Akin	Dreier	Knollenberg
Alexander	Duncan	Kuhl (NY)
Altmire	Ehlers	Lamborn
Bachmann	Emerson	Lampson
Baker	English (PA)	Latham
Barrett (SC)	Everett	LaTourette
Barrow	Fallin	Lewis (CA)
Bartlett (MD)	Feeney	Lewis (KY)
Barton (TX)	Ferguson	Linder
Biggart	Flake	LoBiondo
Bilbray	Forbes	Lucas
Bilirakis	Fortenberry	Lungren, Daniel
Blackburn	Fossella	E.
Blunt	Fox	Mack
Boehner	Franks (AZ)	Manzullo
Bonner	Frelinghuysen	Marchant
Bono	Gallely	McCarthy (CA)
Boozman	Garrett (NJ)	McCaul (TX)
Boustany	Gerlach	McCotter
Brady (TX)	Gilchrest	McCrery
Brown (SC)	Gillmor	McHenry
Brown-Waite,	Gingrey	McHugh
Ginny	Gohmert	McKeon
Buchanan	Goode	McMorris
Burgess	Goodlatte	Rodgers
Burton (IN)	Granger	McNerney
Buyer	Graves	Mica
Calvert	Hall (TX)	Miller (FL)
Camp (MI)	Hastert	Miller (MI)
Campbell (CA)	Hastings (WA)	Miller, Gary
Cannon	Hayes	Mitchell
Cantor	Heller	Moran (KS)
Capito	Hensarling	Murphy, Patrick
Carter	Herger	Murphy, Tim
Castle	Hobson	Musgrave
Chabot	Hoekstra	Myrick
Coble	Hulshof	Neugebauer
Cole (OK)	Hunter	Nunes
Conaway	Inglis (SC)	Paul
Crenshaw	Issa	Pearce
Culberson	Jindal	Pence
Davis (KY)	Johnson (IL)	Peterson (PA)
Davis, David	Johnson, Sam	Petri
Davis, Tom	Jones (NC)	Pickering
Deal (GA)	Jordan	Pitts
Dent	Keller	Platts
Diaz-Balart, L.	King (NY)	Poe
Diaz-Balart, M.	Kingston	Porter
Doolittle	Kirk	Price (GA)

Pryce (OH)  
Putnam  
Radanovich  
Ramstad  
Regula  
Rehberg  
Reichert  
Renzi  
Reynolds  
Rogers (AL)  
Rogers (KY)  
Rogers (MI)  
Rohrabacher  
Ros-Lehtinen  
Roskam  
Royce  
Ryan (WI)  
Sali

Saxton  
Schmidt  
Sensenbrenner  
Sessions  
Shadegg  
Shays  
Shimkus  
Shuler  
Shuster  
Simpson  
Smith (NE)  
Smith (NJ)  
Smith (TX)  
Souder  
Stearns  
Sullivan  
Tancredo  
Terry

Thornberry  
Tiahrt  
Tiberi  
Turner  
Upton  
Walberg  
Walden (OR)  
Walsh (NY)  
Wamp  
Weldon (FL)  
Weller  
Westmoreland  
Whitfield  
Wicker  
Wilson (NM)  
Wilson (SC)  
Wolf  
Young (FL)

NOES—220

Abercrombie  
Ackerman  
Allen  
Andrews  
Arcuri  
Baca  
Baird  
Baldwin  
Bean  
Becerra  
Berkley  
Berman  
Berry  
Bishop (GA)  
Bishop (NY)  
Blumenauer  
Boren  
Boswell  
Boucher  
Bouyer  
Boyd (FL)  
Boyd (KS)  
Brady (PA)  
Braley (IA)  
Brown, Corrine  
Butterfield  
Capps  
Capuano  
Cardoza  
Carnahan  
Carney  
Carson  
Castor  
Chandler  
Clay  
Cleaver  
Clyburn  
Cohen  
Conyers  
Cooper  
Costa  
Costello  
Courtney  
Cramer  
Crowley  
Cuellar  
Cummings  
Davis (AL)  
Davis (CA)  
Davis (IL)  
Davis, Lincoln  
DeFazio  
DeGette  
DeLahunt  
DeLauro  
Dicks  
Dingell  
Doggett  
Donnelly  
Doyle  
Edwards  
Ellison  
Ellsworth  
Emanuel  
Engel  
Eshoo  
Etheridge  
Farr  
Fattah  
Filner  
Frank (MA)  
Giffords  
Gillibrand  
Gonzalez  
Gordon  
Green, Al

Green, Gene  
Grijalva  
Gutierrez  
Hall (NY)  
Hare  
Harman  
Hastings (FL)  
Herseht Sandlin  
Higgins  
Hill  
Hinchev  
Hinojosa  
Hirono  
Hodes  
Holden  
Holt  
Hooley  
Hoyer  
Inslee  
Israel  
Jackson (IL)  
Jackson-Lee  
(TX)  
Jefferson  
Johnson (GA)  
Johnson, E. B.  
Jones (OH)  
Kagen  
Kanjorski  
Kaptur  
Kennedy  
Kildee  
Kilpatrick  
Kind  
Klein (FL)  
Kucinich  
Langevin  
Lantos  
Larsen (WA)  
Larson (CT)  
Lee  
Levin  
Lewis (GA)  
Lipinski  
Stark  
Loebsack  
Sutton  
Lofgren, Zoe  
Lowe  
Lynch  
Mahoney (FL)  
Maloney (NY)  
Markey  
Matheson  
Matsui  
McCarthy (NY)  
McCollum (MN)  
McDermott  
McGovern  
McIntyre  
McNulty  
Meek (FL)  
Meeke (NY)  
Melancon  
Michaud  
Miller (NC)  
Miller, George  
Mollohan  
Moore (KS)  
Moore (WI)  
Moran (VA)  
Murphy (CT)  
Murtha  
Nadler  
Napolitano  
Neal (MA)  
Oberstar

Obey  
Olver  
Ortiz  
Pallone  
Pascrell  
Pastor  
Payne  
Perlmutter  
Peterson (MN)  
Pomeroy  
Price (NC)  
Rahall  
Rangel  
Reyes  
Rodriguez  
Ross  
Rothman  
Roybal-Allard  
Ruppersberger  
Rush  
Ryan (OH)  
Salazar  
Sanchez, Linda  
T.  
Sanchez, Loretta  
Sarbanes  
Schakowsky  
Schiff  
Schwartz  
Scott (GA)  
Scott (VA)  
Serrano  
Sestak  
Shea-Porter  
Sherman  
Sires  
Skelton  
Slaughter  
Smith (WA)  
Snyder  
Solis  
Space  
Spratt  
Stark  
Stupak  
Sutton  
Tanner  
Tauscher  
Taylor  
Thompson (CA)  
Thompson (MS)  
Tierney  
Towns  
Turner  
Udall (CO)  
Udall (NM)  
Upton  
Van Hollen  
Velázquez  
Visclosky  
Walz (MN)  
Wasserman  
Schultz  
Waters  
Watson  
Watt  
Waxman  
Weiner  
Welch (VT)  
Wexler  
Wilson (OH)  
Woolsey  
Wu  
Wynn  
Yarmuth

NOES—220

NOT VOTING—10

Bachus  
Bishop (UT)  
Clarke  
Cubin

Davis, Jo Ann  
Honda  
King (IA)  
LaHood

Marshall  
Young (AK)

So the motion to recommit was not agreed to.  
The question being put,  
Will the House pass said bill?  
The SPEAKER pro tempore, Mr. McNULTY, announced that pursuant to clause 10, rule XX the yeas and nays were ordered, and the call was taken by electronic device.  
It was decided in the { Yeas ..... 268  
affirmative ..... } Nays ..... 153

102.61

[Roll No. 715]

YEAS—268

Abercrombie  
Ackerman  
Allen  
Altmire  
Andrews  
Arcuri  
Baca  
Baird  
Baker  
Baldwin  
Barrow  
Bean  
Becerra  
Berkley  
Berman  
Berry  
Billbray  
Bishop (GA)  
Bishop (NY)  
Blumenauer  
Boren  
Boswell  
Boucher  
Boyd (FL)  
Boyd (KS)  
Brady (PA)  
Braley (IA)  
Brown, Corrine  
Butterfield  
Capito  
Capps  
Capuano  
Cardoza  
Carnahan  
Carney  
Carson  
Castle  
Castor  
Chandler  
Chandler  
Clay  
Cleaver  
Clyburn  
Cohen  
Conyers  
Cooper  
Costa  
Courtney  
Cramer  
Crowley  
Cuellar  
Cummings  
Davis (AL)  
Davis (CA)  
Davis (IL)  
Davis, Lincoln  
DeFazio  
DeGette  
DeLahunt  
DeLauro  
Dent  
Diaz-Balart, L.  
Diaz-Balart, M.  
Dicks  
Dingell  
Doggett  
Donnelly  
Doolittle  
Doyle  
Edwards  
Ellison  
Ellsworth  
Emanuel  
Engel  
Eshoo  
Etheridge

Farr  
Fattah  
Filner  
Frank (MA)  
Giffords  
Gillibrand  
Gonzalez  
Gordon  
Green, Al

Farr  
Fattah  
Ferguson  
Filner  
Frank (MA)  
Gerlach  
Giffords  
Gilchrest  
Gillibrand  
Gonzalez  
Gordon  
Green, Al  
Green, Gene  
Grijalva  
Gutierrez  
Hall (NY)  
Hare  
Harman  
Hastings (FL)  
Hayes  
Herseht Sandlin  
Higgins  
Hill  
Hinchev  
Hinojosa  
Hirono  
Hobson  
Hodes  
Holden  
Holt  
Hooley  
Hoyer  
Inslee  
Israel  
Jackson (IL)  
Jackson-Lee  
(TX)  
Jefferson  
Johnson (GA)  
Johnson (IL)  
Rahall  
Johnson, E. B.  
Jones (OH)  
Kagen  
Kanjorski  
Kaptur  
Kennedy  
Kildee  
Kilpatrick  
Kucinich  
King (NY)  
Kirk  
Klein (FL)  
Knollenberg  
Kucinich  
Lampson  
Langevin  
Lantos  
Larsen (WA)  
Larson (CT)  
Latham  
Lee  
Levin  
Lewis (GA)  
Lipinski  
LoBiondo  
Loebsack  
Lofgren, Zoe  
Lowe  
Edwards  
Ellison  
Ellsworth  
Emanuel  
Engel  
Eshoo  
Etheridge

McCollum (MN)  
McDermott  
McGovern  
McHugh  
McIntyre  
McNerney  
McNulty  
Meek (FL)  
Melancon  
Michaud  
Miller (MI)  
Miller (NC)  
Miller, George  
Mitchell  
Mollohan  
Moore (KS)  
Moore (WI)  
Moran (VA)  
Murphy (CT)  
Murphy, Patrick  
Murphy, Tim  
Murtha  
Nadler  
Napolitano  
Neal (MA)  
Oberstar  
Obey  
Olver  
Ortiz  
Pallone  
Pascrell  
Pastor  
Payne  
Perlmutter  
Peterson (MN)  
Petri  
Pomeroy  
Price (NC)  
Pryce (OH)  
Rahall  
Ramstad  
Rangel  
Regula  
Reichert  
Renzi  
Reyes  
Rodriguez  
Rogers (AL)  
Ros-Lehtinen  
Ross  
Rothman  
Roybal-Allard  
Ruppersberger  
Rush  
Ryan (OH)  
Salazar  
Sanchez, Linda  
T.  
Sanchez, Loretta  
Sarbanes  
Saxton  
Schakowsky  
Schiff  
Schwartz  
Scott (GA)  
Scott (VA)  
Serrano  
Sestak  
Shays  
Shea-Porter  
Sherman  
Shuler  
Sires  
Skelton  
Slaughter  
Smith (NE)

Smith (NJ)  
Smith (WA)  
Snyder  
Solis  
Space  
Spratt  
Stark  
Stupak  
Sutton  
Tanner  
Tauscher  
Taylor  
Thompson (CA)  
Thompson (MS)  
Tierney

Towns  
Turner  
Udall (CO)  
Udall (NM)  
Upton  
Van Hollen  
Velázquez  
Visclosky  
Walden (OR)  
Walsh (NY)  
Walz (MN)  
Wasserman  
Schultz  
Waters  
Watson

Watt  
Waxman  
Weiner  
Welch (VT)  
Weller  
Wexler  
Wilson (OH)  
Wolf  
Woolsey  
Wu  
Wynn  
Yarmuth  
Young (FL)

NAYS—153

Aderholt  
Akin  
Alexander  
Bachmann  
Barrett (SC)  
Bartlett (MD)  
Barton (TX)  
Biggert  
Bilirakis  
Blackburn  
Blunt  
Boehner  
Bonner  
Bono  
Boozman  
Boustany  
Brady (TX)  
Brown (SC)  
Brown-Waite,  
Ginny  
Buchanan  
Burgess  
Burton (IN)  
Buyer  
Calvert  
Camp (MI)  
Campbell (CA)  
Cannon  
Cantor  
Carter  
Chabot  
Coble  
Cole (OK)  
Conaway  
Costello  
Crenshaw  
Culberson  
Davis (KY)  
Davis, David  
Deal (GA)  
Drake  
Dreier  
Duncan  
Ehlers  
Emerson  
English (PA)  
Everett  
Fallin  
Feeney  
Flake  
Forbes  
Fortenberry

Fossella  
Foxy  
Franks (AZ)  
Frelinghuysen  
Gallegly  
Garrett (NJ)  
Gillmor  
Gingrey  
Gohmert  
Goode  
Goodlatte  
Granger  
Graves  
Hall (TX)  
Hastert  
Hastings (WA)  
Heller  
Hensarling  
Herger  
Hoekstra  
Hulshof  
Hunter  
Inglis (SC)  
Issa  
Jindal  
Johnson, Sam  
Jordan  
Keller  
King (IA)  
Kingston  
Kline (MN)  
Kuhl (NY)  
Lamborn  
LaTourette  
Lewis (CA)  
Lewis (KY)  
Linder  
Lucas  
Lungren, Daniel  
E.  
Mack  
Manzullo  
Marchant  
McCarthy (CA)  
McCaul (TX)  
McCotter  
McCrery  
McHenry  
McKeon  
McMorris  
Rodgers  
Mica

Miller (FL)  
Miller, Gary  
Moran (KS)  
Musgrave  
Myrick  
Neugebauer  
Nunes  
Paul  
Pearce  
Pence  
Peterson (PA)  
Pickering  
Pitts  
Platts  
Poe  
Porter  
Price (GA)  
Putnam  
Radanovich  
Rehberg  
Reynolds  
Rogers (KY)  
Rogers (MI)  
Rohrabacher  
Roskam  
Royce  
Ryan (WI)  
Sali  
Schmidt  
Sensenbrenner  
Sessions  
Shadegg  
Shimkus  
Shuster  
Simpson  
Smith (TX)  
Souder  
Stearns  
Sullivan  
Tancredo  
Terry  
Thornberry  
Tiahrt  
Tiberi  
Walberg  
Wamp  
Weldon (FL)  
Westmoreland  
Whitfield  
Wicker  
Wilson (NM)  
Wilson (SC)

NOT VOTING—10

Bachus  
Bishop (UT)  
Clarke  
Cubin

Davis, Jo Ann  
Honda  
LaHood  
Marshall

Meeks (NY)  
Young (AK)

So the bill was passed.

A motion to reconsider the vote whereby said bill was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said bill.

102.62 AGRICULTURE APPROPRIATIONS  
FY 2008

Ms. DELAURO submitted a privileged report (Rept. No. 110-258) on the bill (H.R. 3161) making appropriations for Agriculture, Rural Development, Food and Drug Administration, and Related Agencies for the fiscal year ending September 30, 2008, and for other purposes.

When said bill and report were referred to the Union Calendar and ordered printed.

Pursuant to clause 1 of rule XXI, all points of order were reserved.

#### ¶102.63 SENATE BILL REFERRED

A bill of the Senate of the following title was taken from the Speaker's table and, under the rule, referred as follows:

S. 1856. An Act to amend title 18, United States Code, to make technical corrections to the new border tunnels and passages of fence; to the Committee on the Judiciary.

#### ¶102.64 LEAVE OF ABSENCE

By unanimous consent, leave of absence was granted—

To Mr. BACHUS, for July 23 and today;

To Mr. DAVIS of Kentucky, for July 23; and

To Mr. PENCE, for today.

And then,

#### ¶102.65 ADJOURNMENT

On motion of Ms. JACKSON-LEE of Texas, at 11 o'clock and 48 minutes p.m., the House adjourned.

#### ¶102.66 REPORTS OF COMMITTEES ON PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XIII, reports of committees were delivered to the Clerk for printing and reference to the proper calendar, as follows:

Ms. DELAURO: Committee on Appropriations. H.R. 3161. A bill making appropriations for Agriculture, Rural Development, Food and Drug Administration, and Related Agencies programs for the fiscal year ending September 30, 2008, and for other purposes (Rept. 110-258). Referred to the Committee of the Whole House on the state of the Union.

#### ¶102.67 PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XII, public bills and resolutions were introduced and severally referred, as follows:

By Mrs. WILSON of New Mexico (for herself, Mr. BOEHNER, Mr. SENSENBRENNER, Mr. HOEKSTRA, Mr. BLUNT, Ms. FOXX, Mrs. MILLER of Michigan, Mr. ISSA, Mr. MCHUGHE, Mr. ROGERS of Michigan, Mr. EVERETT, Mr. THORBERRY, Ms. PRYCE of Ohio, Mr. TIAHRT, Ms. GRANGER, Mrs. BACHMANN, Mr. GALLEGLEY, Mr. PUTNAM, Mr. FOSSELLA, Mrs. CAPITO, Mr. MARIO DIAZ-BALART of Florida, Mr. BURGESS, Ms. GINNY BROWN-WAITE of Florida, Mr. LATOURETTE, Mr. REGULA, Mr. KUHL of New York, Mr. CASTLE, Mr. FRELINGHUYSEN, Mr. SHAYS, Mr. ENGLISH of Pennsylvania, and Mr. SMITH of Texas):

H.R. 3138. A bill to amend the Foreign Intelligence Surveillance Act of 1978 to update the definition of electronic surveillance; to the Committee on the Judiciary, and in addition to the Committee on Intelligence (Permanent Select), for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. BUTTERFIELD (for himself, Mr. SHULER, Mr. MILLER of North Carolina, Mr. PRICE of North Carolina, and Mr. WATT):

H.R. 3139. A bill to amend the Wild and Scenic Rivers Act to designate the

Perquimans River and its tributaries in Perquimans County, North Carolina, for study for potential addition to the National Wild and Scenic Rivers System, and for other purposes; to the Committee on Natural Resources.

By Mrs. BOYDA of Kansas (for herself, Mr. WEINER, Mrs. EMERSON, Mr. ADERHOLT, Mr. ALEXANDER, Mr. BERRY, Mr. BONNER, Mr. BOREN, Mr. BOUCHER, Mr. BOUSTANY, Mr. BRALEY of Iowa, Mr. CARNEY, Mr. CUMMINGS, Mr. DAVID DAVIS of Tennessee, Mr. DAVIS of Kentucky, Mr. ETHERIDGE, Mr. FARR, Mr. GORDON, Mr. HIGGINS, Mr. JONES of North Carolina, Mr. LOBIONDO, Mr. LOEBSACK, Mr. MOORE of Kansas, Mr. MORAN of Kansas, Mr. ORTIZ, Mr. ROGERS of Alabama, Mr. ROSS, Mr. SKELTON, Mr. TIAHRT, and Mr. WALZ of Minnesota):

H.R. 3140. A bill to amend title XIX of the Social Security Act to ensure and foster continued beneficiary access to generic drugs under the Medicaid Program by setting pharmacy reimbursement based on retail acquisition cost and to promote the use of generic drugs; to the Committee on Energy and Commerce.

By Mr. LATHAM (for himself, Mr. BOSWELL, Mr. LOEBSACK, Mr. BRALEY of Iowa, and Mr. KING of Iowa):

H.R. 3141. A bill to increase the amount in certain funding agreements relating to patents and nonprofit organizations to be used for scientific research, development, and education, and for other purposes; to the Committee on the Judiciary.

By Mr. REICHERT:

H.R. 3142. A bill to provide law enforcement critical tools and resources for preventing and enforcing violent crime; to the Committee on the Judiciary.

By Mr. SMITH of Nebraska:

H.R. 3143. A bill to eliminate methamphetamine kingpins; to the Committee on the Judiciary, and in addition to the Committee on Energy and Commerce, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mrs. MCMORRIS RODGERS:

H.R. 3144. A bill to amend title 18, United States Code, to provide penalties for sex offenders who access social networks on the Internet, and for other purposes; to the Committee on the Judiciary.

By Mrs. DRAKE:

H.R. 3145. A bill to amend the Immigration and Nationality Act to increase criminal penalties for certain removed aliens who illegally reenter the United States; to the Committee on the Judiciary.

By Mr. DAVIS of Kentucky:

H.R. 3146. A bill to provide additional tools and resources to combat terrorism financing; to the Committee on the Judiciary, and in addition to the Committee on Financial Services, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mrs. WILSON of New Mexico:

H.R. 3147. A bill to provide additional tools and tough penalties to fight terrorism and protect America's national security; to the Committee on the Judiciary.

By Mrs. MUSGRAVE:

H.R. 3148. A bill to eliminate child pornography; to the Committee on the Judiciary.

By Mr. PORTER:

H.R. 3149. A bill to protect children from sex offenders; to the Committee on the Judiciary.

By Mr. KELLER:

H.R. 3150. A bill to increase and enhance law enforcement resources committed to in-

vestigation and prosecution of violent gangs, to deter and punish violent gang crime, to reform and facilitate prosecution of juvenile gang members who commit violent crimes, to expand and improve gang prevention programs, and for other purposes; to the Committee on the Judiciary, and in addition to the Committee on Energy and Commerce, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. ROSKAM:

H.R. 3151. A bill to authorize grants to establish and improve criminal forensic laboratories; to the Committee on the Judiciary.

By Mr. DENT:

H.R. 3152. A bill to provide funding for multi-jurisdictional anti-gang task forces; to the Committee on the Judiciary.

By Mr. GERLACH:

H.R. 3153. A bill to amend title 18, United States Code, to provide to make the killing of a law enforcement officer an aggravating factor for the imposition of the death penalty; to the Committee on the Judiciary.

By Mr. SOUDER:

H.R. 3154. A bill to deter alien smuggling criminal enterprises; to the Committee on the Judiciary.

By Mr. CHABOT:

H.R. 3155. A bill to amend titles 17 and 18, United States Code, to strengthen the protection of intellectual property, and for other purposes; to the Committee on the Judiciary.

By Mr. SMITH of Texas (for himself and Mr. FORBES):

H.R. 3156. A bill to control violent crime; to the Committee on the Judiciary, and in addition to the Committees on Energy and Commerce, Ways and Means, and Financial Services, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. CARNAHAN (for himself, Mr. CLAY, Mr. AKIN, and Mr. GRAVES):

H.R. 3157. A bill to amend the National Trails System Act relating to the statute of limitations that applies to certain claims; to the Committee on Natural Resources, and in addition to the Committee on the Judiciary, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mrs. MALONEY of New York (for herself, Mr. HOYER, and Mr. TOM DAVIS of Virginia):

H.R. 3158. A bill to provide that 8 of the 12 weeks of parental leave made available to a Federal employee under subchapter V of chapter 63 of title 5, United States Code, shall be paid leave, and for other purposes; to the Committee on Oversight and Government Reform.

By Mrs. TAUSCHER (for herself, Ms. SHEA-PORTER, Mr. MEEK of Florida, Mr. LOEBSACK, Mr. ABERCROMBIE, Mr. JOHNSON of Georgia, Mr. HARE, Ms. KAPTUR, Mr. COURTNEY, Ms. GIFFORDS, Mr. GILCHRIST, Mr. JONES of North Carolina, Ms. HARMAN, Mr. TAYLOR, Mr. ORTIZ, Ms. LORETTA SANCHEZ of California, Mr. LARSEN of Washington, Mr. SMITH of Washington, Mr. ANDREWS, and Mr. REYES):

H.R. 3159. A bill to mandate minimum periods of rest and recuperation for units and members of the regular and reserve components of the Armed Forces between deployments for Operation Iraqi Freedom or Operation Enduring Freedom; to the Committee on Armed Services.

By Mr. DOGGETT (for himself, Mr. STARK, Mr. LEVIN, Mr. MCDERMOTT,

Mr. LEWIS of Georgia, Mr. NEAL of Massachusetts, Mr. McNULTY, Mr. POMEROY, Mrs. JONES of Ohio, Mr. PASCRELL, Mr. MEEK of Florida, Mr. ABERCROMBIE, Mr. ACKERMAN, Mr. ANDREWS, Mr. BAIRD, Mr. BERMAN, Mr. BERRY, Ms. CORRINE BROWN of Florida, Mr. CAPUANO, Ms. CARSON, Ms. CLARKE, Mr. CLEAVER, Mr. CONYERS, Mr. COSTELLO, Mr. CUMMINGS, Mr. DAVIS of Illinois, Mr. DEFAZIO, Mr. DELAHUNT, Ms. DELAURO, Mr. EDWARDS, Mr. ELLISON, Mr. FARR, Mr. FATTAH, Mr. FILNER, Mr. GRIJALVA, Mr. HARE, Mr. HINCHEY, Mr. HOLT, Ms. HOOLEY, Mr. JACKSON of Illinois, Ms. JACKSON-LEE of Texas, Mr. JOHNSON of Georgia, Ms. KAPTUR, Mr. KENNEDY, Ms. KILPATRICK, Ms. LEE, Mr. MCGOVERN, Mr. GEORGE MILLER of California, Mr. PATRICK MURPHY of Pennsylvania, Mr. NADLER, Mr. PAYNE, Mr. RUSH, Ms. LORETTA SANCHEZ of California, Ms. SCHAKOWSKY, Mr. SHERMAN, Ms. SLAUGHTER, Ms. SOLIS, Ms. SUTTON, Mr. TIERNEY, Ms. WATSON, and Mr. WAXMAN):

H.R. 3160. A bill to amend the Internal Revenue Code of 1986 to prevent corporations from exploiting tax treaties to evade taxation of United States income; to the Committee on Ways and Means.

By Mr. DINGELL (for himself, Mr. RANGEL, Mr. STARK, and Mr. PALLONE):

H.R. 3162. A bill to amend titles XVIII, XIX, and XXI of the Social Security Act to extend and improve the children's health insurance program, to improve beneficiary protections under the Medicare, Medicaid, and the CHIP program, and for other purposes; to the Committee on Energy and Commerce, and in addition to the Committee on Ways and Means, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. BAIRD (for himself, Mrs. EMERSON, Mr. BLUMENAUER, and Mr. COOPER):

H.R. 3163. A bill to provide affordable, guaranteed private health coverage that will make Americans healthier and can never be taken away; to the Committee on Energy and Commerce, and in addition to the Committees on Ways and Means, Education and Labor, and Oversight and Government Reform, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. BECERRA (for himself and Mr. NUNES):

H.R. 3164. A bill to amend the Internal Revenue Code of 1986 to provide for the treatment of Indian tribal governments as State governments for purposes of issuing tax-exempt governmental bonds, and for other purposes; to the Committee on Ways and Means, and in addition to the Committee on Financial Services, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. FLAKE (for himself and Mr. FORTUÑO):

H.R. 3165. A bill to amend the General Notes of the Harmonized Tariff Schedule of the United States with respect to certain products imported from United States insular possessions; to the Committee on Ways and Means.

By Mr. GILCHREST (for himself, Mr. JINDAL, Mr. BOUSTANY, and Mr. MELANCON):

H.R. 3166. A bill to reauthorize the Nutria Eradication and Control Act of 2003; to the Committee on Natural Resources.

By Mr. HARE (for himself, Mr. JOHNSON of Georgia, Mr. CROWLEY, and Mr. LAHOOD):

H.R. 3167. A bill to impose a temporary moratorium on the discharge of members of the Armed Forces for personality disorder, except in certain specified cases; to the Committee on Armed Services.

By Mr. HASTINGS of Florida:

H.R. 3168. A bill to establish an educational mentoring pilot program for at-risk youth through community partnerships that provides life, social, academic and vocational skills necessary for youth to become productive law abiding citizens; to the Committee on Education and Labor.

By Mr. JEFFERSON:

H.R. 3169. A bill to direct the Election Assistance Commission to make grants to States to respond to election administration needs which result from a major natural disaster, and for other purposes; to the Committee on House Administration.

By Mr. MITCHELL (for himself and Mr. SHAYS):

H.R. 3170. A bill to make permanent the individual income tax rates for capital gains, and for other purposes; to the Committee on Ways and Means.

By Mr. BRADY of Pennsylvania (for himself and Mr. EHLERS):

H. Con. Res. 190. Concurrent resolution authorizing printing of the brochure entitled "How Our Laws Are Made"; the document-sized, annotated version of the United States Constitution, and the pocket version of the United States Constitution; to the Committee on House Administration, considered and agreed to.

By Mr. HALL of New York:

H. Con. Res. 191. Concurrent resolution supporting the goals and ideals of "National Purple Heart Recognition Day"; to the Committee on Armed Services.

By Mr. SALI (for himself, Mr. CHABOT, Mr. GARRETT of New Jersey, Mr. PITTS, Mr. GOODE, Mr. AKIN, Mr. HERGER, Mr. PRICE of Georgia, Mr. LINDER, Mr. HOEKSTRA, Mr. BARTLETT of Maryland, Mr. SHADEGG, Mr. LAMBORN, Mr. DOOLITTLE, Mr. BISHOP of Utah, Mr. PEARCE, Mrs. BLACKBURN, Mr. CONAWAY, Mr. PAUL, Mr. WELDON of Florida, Mr. COLE of Oklahoma, Mr. GINGREY, Mr. FORTUÑO, Mr. FEENEY, Mr. PENCE, Mrs. MYRICK, Mrs. DRAKE, and Mr. DAVIS of Kentucky):

H. Res. 565. A resolution amending the Rules of the House of Representatives to provide for division of the question on the legislative proposals involved to allow separate votes on disparate matters; to the Committee on Rules.

#### 102.68 ADDITIONAL SPONSORS

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

H.R. 20: Ms. ROYBAL-ALLARD.  
 H.R. 35: Mr. SCOTT of Virginia.  
 H.R. 89: Mr. YOUNG of Alaska.  
 H.R. 211: Mr. ALTMIRE.  
 H.R. 303: Mr. BERRY and Mr. ROGERS of Alabama.  
 H.R. 325: Mr. SCOTT of Virginia.  
 H.R. 579: Mr. BARROW and Mr. KELLER.  
 H.R. 601: Ms. PRYCE of Ohio.  
 H.R. 734: Mr. WATT.  
 H.R. 748: Mr. ETHERIDGE, Mr. WYNN, Mr. POMEROY, Mrs. BLACKBURN, Mr. LAHOOD, Mr. ALEXANDER, Ms. HERSETH SANDLIN, and Mrs. DAVIS of California.  
 H.R. 808: Mr. LARSON of Connecticut.

H.R. 900: Mr. FARR.

H.R. 963: Mr. CARNEY.

H.R. 969: Mr. KLEIN of Florida, Ms. VELÁZQUEZ, Mr. WALZ of Minnesota, Mr. DICKS, and Mr. NEAL of Massachusetts.

H.R. 1023: Mr. BOSWELL, Mr. VAN HOLLEN, Mr. SNYDER, and Ms. BEAN.

H.R. 1043: Mr. BOSWELL.

H.R. 1064: Mr. JACKSON of Illinois, Mr. DAVID DAVIS of Tennessee, and Mr. MORAN of Kansas.

H.R. 1078: Mr. TERRY.

H.R. 1093: Mr. REYES and Mr. YOUNG of Alaska.

H.R. 1108: Mr. KLEIN of Florida.

H.R. 1125: Mr. MELANCON, Mr. LANTOS, Mr. BARROW, Mr. KENNEDY, Mr. CAPUANO, Mr. FARR, Ms. ZOE LOFGREN of California, Mrs. DAVIS of California, Ms. ESHOO, and Mr. BONNER.

H.R. 1134: Mr. ALEXANDER and Mr. BOSWELL.

H.R. 1228: Mr. ABERCROMBIE.

H.R. 1280: Mr. GRIJALVA.

H.R. 1302: Ms. CARSON.

H.R. 1304: Mr. ROGERS of Alabama.

H.R. 1313: Ms. WATSON, Mr. BROWN of South Carolina, and Mr. SPACE.

H.R. 1357: Mr. MCHUGH, Mr. TIM MURPHY of Pennsylvania, Mr. CULBERSON, Mr. WALSH of New York, and Ms. GINNY BROWN-WAITE of Florida.

H.R. 1376: Ms. BERKLEY.

H.R. 1384: Mr. BACA and Mr. BECERRA.

H.R. 1399: Mr. BUYER, Mr. BARTLETT of Maryland, Mr. UPTON, Mr. FORTENBERRY, and Mr. DONNELLY.

H.R. 1400: Mr. DICKS.

H.R. 1415: Mr. HINCHEY.

H.R. 1416: Mr. HINCHEY and Mr. DELAHUNT.  
 H.R. 1422: Mr. DAVIS of Illinois and Mr. HINCHEY.

H.R. 1459: Mr. MATHESON.

H.R. 1474: Mr. TIAHRT and Mr. SALAZAR.

H.R. 1514: Mrs. WILSON of New Mexico.

H.R. 1534: Mr. BUTTERFIELD.

H.R. 1553: Mr. KLEIN of Florida and Mr. SCOTT of Virginia.

H.R. 1576: Mr. REHBERG and Mr. WAMP.

H.R. 1653: Mr. HASTINGS of Florida and Mr. WEXLER.

H.R. 1742: Mr. HAYES and Ms. LINDA T. SANCHEZ of California.

H.R. 1746: Mr. FORTUÑO and Mr. ACKERMAN.

H.R. 1766: Mr. CANTOR.

H.R. 1818: Mr. OLVER and Mr. BOREN.

H.R. 1823: Mr. BRALEY of Iowa.

H.R. 1843: Mr. PLATTS.

H.R. 1845: Mr. HINOJOSA and Mr. ADERHOLT.

H.R. 1927: Mr. LARSEN of Washington.

H.R. 1940: Mrs. CUBIN and Mr. KINGSTON.

H.R. 1941: Mr. WYNN and Mr. TIBERI.

H.R. 1943: Ms. CARSON, Mr. ELLISON, Mr. THOMPSON of Mississippi, Ms. WATSON, Mrs. JONES of Ohio, Mr. MCGOVERN, and Mrs. MALONEY of New York.

H.R. 1981: Mr. JACKSON of Illinois.

H.R. 2017: Mr. SCOTT of Virginia.

H.R. 2020: Mr. GARRETT of New Jersey.

H.R. 2053: Mr. CLAY, Mrs. MALONEY of New York, Mr. MACK, and Mr. COHEN.

H.R. 2060: Ms. ROYBAL-ALLARD.

H.R. 2090: Mr. STUPAK.

H.R. 2095: Mr. GEORGE MILLER of California, Mr. YARMUTH, and Mr. CARDOZA.

H.R. 2116: Mr. TURNER, Mr. PAUL, Mr. GRAVES, and Mr. HERGER.

H.R. 2122: Mr. UDALL of Colorado, Mr. HINCHEY, Mr. CARNEY, Mr. MICHAUD, Mr. HASTINGS of Florida, Mr. BLUMENAUER, Mr. PAYNE, and Mr. GORDON.

H.R. 2126: Mr. WEXLER.

H.R. 2164: Ms. BERKLEY and Mr. WALSH of New York.

H.R. 2184: Mr. WAXMAN and Mr. BERRY.

H.R. 2205: Mr. FORBES.

H.R. 2221: Ms. WATSON.

H.R. 2231: Mr. PRICE of Georgia, Mr. WAMP, and Mr. ROTHMAN.

H.R. 2262: Mr. KUCINICH, Mr. BLUMENAUER, Ms. MCCOLLUM of Minnesota, Mr. LEVIN, Mr. SCHIFF, Mrs. MALONEY of New York, Mr. HASTINGS of Florida, Mr. BAIRD, Ms. ZOE LOFGREN of California, Ms. LORETTA SANCHEZ of California, Mr. PALLONE, Mr. SHAYS, Mr. HODES, Mr. JACKSON of Illinois, Ms. KILPATRICK, and Mr. BERMAN.

H.R. 2265: Mr. DAVIS of Illinois and Mr. MORAN of Virginia.

H.R. 2290: Mr. KLEIN of Florida.

H.R. 2295: Mr. CANTOR, Mrs. WILSON of New Mexico, Mr. HALL of New York, and Mrs. DAVIS of California.

H.R. 2302: Mr. FORBES.

H.R. 2329: Mr. PETRI, Mr. PRICE of North Carolina, Mr. INSLEE, and Mrs. WILSON of New Mexico.

H.R. 2332: Mr. TIM MURPHY of Pennsylvania, Mr. CULBERSON, Mr. WALSH of New York, Ms. GINNY BROWN-WAITE of Florida, and Mr. CRENSHAW.

H.R. 2347: Mr. MICHAUD, Mr. PATRICK MURPHY of Pennsylvania, Ms. HARMAN, Mr. RAMSTAD, and Mr. BARTLETT of Maryland.

H.R. 2390: Ms. ROS-LEHTINEN.

H.R. 2502: Ms. ROS-LEHTINEN.

H.R. 2516: Mr. SARBANES, Mr. JACKSON of Illinois, and Mrs. CHRISTENSEN.

H.R. 2539: Mr. UDALL of Colorado.

H.R. 2549: Mr. RAMSTAD and Mr. BUCHANAN.

H.R. 2566: Mr. COHEN, Ms. LINDA T. SANCHEZ of California, and Mr. WATT.

H.R. 2599: Mr. KLEIN of Florida.

H.R. 2611: Mr. BONNER.

H.R. 2612: Mr. BOUCHER.

H.R. 2639: Mr. FRANKS of Arizona, Mr. PUTNAM, and Mr. GINGREY.

H.R. 2668: Mr. KLEIN of Florida and Mrs. BOYDA of Kansas.

H.R. 2694: Mr. CLAY, Mr. BRADY of Pennsylvania, and Ms. CORRINE BROWN of Florida.

H.R. 2727: Mr. STUPAK.

H.R. 2740: Ms. SCHAKOWSKY.

H.R. 2743: Mr. ROHRBACHER.

H.R. 2768: Ms. SHEA-PORTER and Mr. GRIJALVA.

H.R. 2769: Ms. SHEA-PORTER and Mr. GRIJALVA.

H.R. 2787: Mr. DAVIS of Illinois.

H.R. 2799: Mr. LANGEVIN, Mr. ENGLISH of Pennsylvania, Mrs. MYRICK, Mr. CARTER, and Mr. POE.

H.R. 2800: Mr. DAVIS of Kentucky and Mr. ENGLISH of Pennsylvania.

H.R. 2805: Mr. PLATTS, Mr. EHLERS, Mr. TERRY, Mr. WELCH of Vermont, Mr. GRIJALVA, and Ms. ZOE LOFGREN of California.

H.R. 2818: Mr. ARCURI, Mr. MURPHY of Connecticut, Mr. CUELLAR, Mr. BRALEY of Iowa, Mr. FARR, Mr. HODES, Mr. STUPAK, Mr. BACA, Mr. CROWLEY, Mr. AL GREEN of Texas, Mr. MCDERMOTT, Mr. LOEBACK, Ms. SHEA-PORTER, Mr. SIREN, Ms. SUTTON, and Mr. DONNELLY.

H.R. 2896: Mr. ALTMIRE and Mr. WELCH of Vermont.

H.R. 2902: Mr. ALTMIRE and Mr. WILSON of Ohio.

H.R. 2905: Mr. FORBES and Mr. BOUSTANY.

H.R. 2910: Mr. HINOJOSA and Mr. KLEIN of Florida.

H.R. 2914: Mr. SAM JOHNSON of Texas.

H.R. 2927: Mr. CARTER, Mr. JONES of North Carolina, Mr. SOUDER, Mr. HALL of Texas, Mr. BACHUS, Mr. RODRIGUEZ, Mr. WALBERG, Mr. BUCHANAN, Ms. KAPTUR, Mr. WELLER, Mr. FORTUÑO, Mr. DENT, Mr. CANNON, Mr. MCCREERY, Mr. MCINTYRE, Mrs. CAPITO, Mr. LUCAS, Mr. ALEXANDER, Mr. SALAZAR, and Mr. LATHAM.

H.R. 2929: Mr. ENGLISH of Pennsylvania.

H.R. 2991: Mr. BACHUS, Mrs. BIGGERT, Mr. BISHOP of Georgia, Mr. CRAMER, Mr. ISRAEL, Mr. JONES of North Carolina, Mr. KENNEDY, Ms. JACKSON-LEE of Texas, Mr. RYAN of Ohio, Mr. KIRK, Mr. HENSARLING, and Ms. HOOLEY.  
H.R. 3007: Mr. BAKER.

H.R. 3008: Mr. CARNAHAN.

H.R. 3035: Ms. CARSON, Mr. ROGERS of Michigan, Mr. HELLER, Mr. LEWIS of California, Mr. OLVER, Mr. BRADY of Pennsylvania, Ms. CORRINE BROWN of Florida, Mr. RUSH, Mr. WELLER, Mr. COHEN, Mr. MCNULTY, Ms. BERKLEY, Mr. DELAHUNT, Mr. SESSIONS, Mr. RANGEL, Mr. CASTLE, and Mr. KELLER.

H.R. 3040: Mr. BRALEY of Iowa, Ms. MATSUI, Mr. HARE, Mr. HINCHEY, and Mr. PETERSON of Minnesota.

H.R. 3042: Mr. MCHUGH.

H.R. 3046: Mr. KING of New York, Ms. SCHAKOWSKY, Ms. LINDA T. SANCHEZ of California, Mr. HIGGINS, Mr. GEORGE MILLER of California, Mr. GOHMERT, Ms. CORRINE BROWN of Florida, and Mr. MCHUGH.

H.R. 3053: Mr. YOUNG of Alaska.

H.R. 3054: Mr. MORAN of Virginia.

H.R. 3087: Mr. ENGLISH of Pennsylvania.

H.R. 3099: Mr. PETERSON of Minnesota and Mr. DAVIS of Illinois.

H.R. 3121: Ms. KILPATRICK, Mrs. CHRISTENSEN, Mr. CLEAVER, Mr. HONDA, and Mr. PATRICK MURPHY of Pennsylvania.

H.R. 3124: Ms. HIRONO.

H. Con. Res. 37: Mr. BARTLETT of Maryland, Mr. LOBIONDO, Mr. MCCOTTER, Mr. ROGERS of Alabama, and Mr. ROYCE.

H. Con. Res. 108: Mr. DAVIS of Illinois, Mr. MEEKS of New York, Mrs. JONES of Ohio, and Ms. WATERS.

H. Con. Res. 133: Mr. HOLDEN.

H. Con. Res. 160: Mr. GINGREY and Mr. FORTUÑO.

H. Con. Res. 181: Mr. CARNEY and Ms. SCHAKOWSKY.

H. Con. Res. 187: Mr. STUPAK.

H. Res. 32: Mr. MORAN of Kansas.

H. Res. 55: Mr. CROWLEY.

H. Res. 111: Mr. ANDREWS, Mr. HINOJOSA, Mr. SIREN, Mr. WILSON of South Carolina, and Mr. BOSWELL.

H. Res. 143: Mr. NEAL of Massachusetts.

H. Res. 235: Mr. KLEIN of Florida.

H. Res. 282: Mr. LYNCH.

H. Res. 303: Mr. MURPHY of Connecticut, Mr. PETERSON of Minnesota, Mr. BRALEY of Iowa, Ms. MATSUI, Mr. VELÁZQUEZ, Ms. SLAUGHTER, Mr. MELANCON, Mr. CHANDLER, Mr. MITCHELL, Mr. CARNEY, Mr. DONNELLY, Mr. WILSON of Ohio, Mr. YARMUTH, Mr. ACKERMAN, Mr. ISRAEL, Ms. CASTOR, Mr. ALTMIRE, Mrs. DAVIS of California, Mr. SHULER, Mr. WALZ of Minnesota, Mr. ARCURI, Mr. MCCAUL of Texas, Mr. COOPER, Ms. SCHWARTZ, Mrs. TAUSCHER, Mr. BERRY, Ms. SOLIS, Ms. MOORE of Wisconsin, Mr. KLEIN of Florida, Mr. KENNEDY, Mr. SARBANES, and Mr. MAHONEY of Florida.

H. Res. 333, Mr. BRADY of Pennsylvania.

H. Res. 405: Ms. WATSON, Mr. KING of New York, Mr. GALLEGLY, Mr. FORTUÑO, Mr. MCCOTTER, and Mr. LINCOLN DIAZ-BALART of Florida.

H. Res. 420: Mr. POE, Mr. CONAWAY, Mrs. MYRICK, Mr. BROWN of South Carolina, Mr. FLAKE, Mr. BARRETT of South Carolina, Mr. CHABOT, Mr. HOEKSTRA, Mr. SOUDER, Mr. WOLF, Mr. BARTLETT of Maryland, Mr. BOOZMAN, Mr. MANZULLO, Mr. MCCOTTER, Mr. PALLONE, Mr. LIPINSKI, Mr. DUNCAN, Mr. SHULER, and Mr. GORDON.

H. Res. 433: Mr. BUTTERFIELD.

H. Res. 457: Mr. ENGEL and Mr. BILIRAKIS.

H. Res. 470: Mr. HOLDEN.

H. Res. 508: Mr. WYNN and Mr. BOEHNER.

H. Res. 539: Mr. WOLF.

H. Res. 548: Mr. CROWLEY, Mr. BURTON of Indiana, and Mr. MCCOTTER.

H. Res. 549: Mr. KLEIN of Florida, Mr. PUTNAM, Mr. MARIO DIAZ-BALART of Florida, Mr. DANIEL E. LUNGREN of California, Mr. FEENEY, Mr. CRENSHAW, and Mr. WELDON of Florida.

H. Res. 555: Mr. BUTTERFIELD, Mrs. CHRISTENSEN, Ms. KILPATRICK, Mr. BACA, Mr. THOMPSON of Mississippi, Mr. GUTIERREZ, Mr.

CLEAVER, Mr. DAVIS of Illinois, Ms. EDDIE BERNICE JOHNSON of Texas, Mr. CAPUANO, Ms. CORRINE BROWN of Florida, Mr. PAYNE, Mr. FARR, Ms. CARSON, Ms. LORETTA SANCHEZ of California, Ms. WATSON, Ms. SOLIS, Mr. CARNAHAN, Ms. LEE, Mr. RUSH, Ms. MCCOLLUM of Minnesota, Mrs. BOYDA of Kansas, Mr. REYES, Mrs. JONES of Ohio, Mr. AL GREEN of Texas, Mr. RYAN of Ohio, Mr. BISHOP of Georgia, Mr. LYNCH, Mr. WYNN, and Mr. GRIJALVA.

H. Res. 557: Mr. GONZALEZ, Mrs. MYRICK, Mr. KING of New York, Mr. FRANKS of Arizona, Mr. KLEIN of Florida, Mr. MCCOTTER, Mr. MCNULTY, and Mr. SAM JOHNSON of Texas.

### WEDNESDAY, JULY 25, 2007 (103)

The House was called to order by the SPEAKER.

#### ¶103.1 APPROVAL OF THE JOURNAL

The SPEAKER announced she had examined and approved the Journal of the proceedings of Tuesday, July 24, 2007.

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

#### ¶103.2 COMMUNICATIONS

Executive and other communications, pursuant to clause 8, rule XII, were referred as follows:

2661. A letter from the Chairman, Board of Governors of the Federal Reserve System, transmitting the Board's semiannual Monetary Policy Report pursuant to Pub. L. 106-569; to the Committee on Financial Services.

2662. A letter from the Acting Assistant Secretary, Department of Education, transmitting the Department's report entitled, "State and Local Implementation of the No Child Left Behind Act: Volume I — Title I School Choice, Supplemental Educational Services, and Student Achievement"; to the Committee on Education and Labor.

2663. A letter from the Assistant Secretary for Special Education and Rehabilitative Services, Department of Education, transmitting the Department's final rule — Special Demonstration Programs — Model Demonstration Projects to Improve the Postsecondary and Employment Outcomes of Youth with Disabilities — received July 18, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Education and Labor.

2664. A letter from the Assistant Secretary for Special Education and Rehabilitative Services, Department of Education, transmitting the Department's final rule — National Institute on Disability and Rehabilitation Research — Disability and Rehabilitation Research Projects and Centers Program — Rehabilitation Research and Training Centers (RRTCs) — received July 16, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Education and Labor.

2665. A letter from the Acting Assistant Secretary, Department of Education, transmitting the Department's final rule — Smaller Learning Communities Program — July 12, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Education and Labor.

2666. A letter from the Senior Staff Attorney, United States Court of Appeals for the First Circuit, transmitting an opinion of the United States Court of Appeals for the First Circuit (No.06-1614 — Myrna Gomez-Perez v. John E. Potter (February 9, 2007)); to the Committee on Education and Labor.

2667. A letter from the Secretary, Department of Energy, transmitting the Department's plan to expand the Strategic Petroleum Reserve (SPR) to one billion barrels,



pursuant to Public Law 109-58, section 159(j); to the Committee on Energy and Commerce.

2668. A letter from the Director, Office of Management, Department of Energy, transmitting the Department's report on the amount of the acquisitions made from entities that manufacture the articles, materials, or supplies outside of the United States in fiscal year 2006, pursuant to Public Law 109-115, section 837; to the Committee on Energy and Commerce.

2669. A letter from the Secretary, Department of Health and Human Services, transmitting the FY 2006 Performance Report for the Animal Drug User Fee Act (ADUFA), enacted on November 18, 2003 (Pub. L. 108-199); to the Committee on Energy and Commerce.

2670. A letter from the Secretary, Department of Health and Human Services, transmitting the FY 2006 Performance Report to Congress required by the Medical Device User Fee and Modernization Act (MDUFMA); to the Committee on Energy and Commerce.

2671. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's report entitled, "Interpretation of 'Ambient Air' In situation Involving Leased Land Under the Regulations for Prevention of Significant Deterioration"; to the Committee on Energy and Commerce.

2672. A letter from the Assistant Secretary for Export Administration, Department of Commerce, transmitting the Department's final rule — Addition of entities to the Entity List [Docket No. 070615200-7202-01] (RIN: 0694-AE06) received July 16, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Foreign Affairs.

2673. A letter from the Assistant Secretary for Export Administration, Department of Commerce, transmitting the Department's final rule — Export Licensing Jurisdiction for Microelectronic Circuits [Docket No. 070426097-7099-01] (RIN: 0694-AE02) received July 16, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Foreign Affairs.

2674. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting transmitting the 2006 Report on CFE Compliance pursuant to the resolution of advice and consent to ratification of the Document Agreed Among the States Parties to the Treaty on Conventional Armed Forces in Europe of November 19, 1990, ("the CFE Flank Document"); to the Committee on Foreign Affairs.

2675. A letter from the Deputy Assistant Administrator For Regulatory Programs, NMFS, National Oceanic and Atmospheric Administration, transmitting the Administration's final rule — Pacific Halibut Fisheries; Guided Sport Charter Vessel Fishery for Halibut [Docket No. 070326070-7110-02; I.D. 032107A] (RIN: 0648-AV47) received July 18, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Natural Resources.

2676. A letter from the Deputy Assistant Administrator For Regulatory Programs, NMFS, National Oceanic and Atmospheric Administration, transmitting the Administration's final rule — Fisheries of the Northeastern United States; Recreational Management Measures for the Summer Flounder, Scup, and Black Sea Bass Fisheries; Fishing Year 2007 [Docket No. 070518109-7109-01; I.D. 030107B] (RIN: 0648-AU60) received July 18, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Natural Resources.

2677. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; REIMS AVIATION S.A. Model F406 Airplanes [Docket No. FAA-2006-26690 Directorate Identifier 2006-CE-088-AD; Amendment 39-15032; AD 2007-09-02] (RIN: 2120-AA64) received July 18, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

2678. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Vulcanair S.p.A. Model P68 Series Airplanes [Docket No. FAA-2007-27208 Directorate Identifier 2007-CE-010-AD; Amendment 39-15040; AD 2007-09-08] (RIN: 2120-AA64) received July 18, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

2679. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; EADS SOCAT Model TBM 700 Airplanes [Docket No. FAA-2006-25581 Directorate Identifier 2006-CE-041-AD; Amendment 39-15039; AD 2007-09-07] (RIN: 2120-AA64) received July 18, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

2680. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Empresa Brasileira de Aeronautica S.A. (EMBRAER) Model ERJ 170 Airplanes [Docket No. FAA-2006-25419; Directorate Identifier 2006-NM-055-AD; Amendment 39-15007; AD 2007-07-10] (RIN: 2120-AA64) received July 18, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

2681. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Boeing Model 737-200, -300, -400, -500, -600, -700, -800, and -900 Series Airplanes; Boeing Model 757-200 and -300 Series Airplanes; and McDonnell Douglas Model DC-10-10, DC-10-10F, DC-10-30, DC-10-30F, DC-10-40, MD-10-30F, MD-11, and MD-11F Airplanes; Equipped with Reinforced Flight Deck Doors Installed in Accordance with Supplemental Type Certificate (STC) ST01335LA, STC ST01334LA, and STC ST01391LA, Respectively [Docket No. FAA-2007-26864; Directorate Identifier 2006-NM-228-AD; Amendment 39-15053; AD 2007-10-12] (RIN: 2120-AA64) Received July 18, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

2682. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Boeing Model 747-400 Series Airplanes [Docket No. FAA-2005-22288; Directorate Identifier 2005-NM-132-AD; Amendment 39-15050; AD 2007-10-09] (RIN: 2120-AA64) received July 18, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

2683. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Cessna Aircraft Company Models 208 and 208B Airplanes [Docket No. FAA-2006-26498; Directorate Identifier 2006-CE-83-AD; Amendment 39-15056; AD 2007-10-15] (RIN: 2120-AA64) received July 18, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

2684. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; British Aerospace Regional Aircraft Model HP.137 Jetstream Mk.1, Jetstream Series 200, Jetstream Series 3101, and Jetstream Model 3201 Airplanes [Docket No. FAA-2007-27213 Directorate Identifier 2007-CE-012-AD; Amendment 39-15055; AD 2007-10-14] (RIN: 2120-AA64) received July 18, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

2685. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; British Aerospace Regional Aircraft Jetstream Model 3201 Airplanes [Docket No. FAA-2006-26284; Directorate Identifier

2006-CE-68-AD; Amendment 39-15057; AD 2007-10-16] (RIN: 2120-AA64) received July 18, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

2686. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Modification of Class E Airspace; Bolivar, MO. [Docket No. FAA-2007-27837; Airspace Docket No. 07-ACE-5] received July 18, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

2687. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Standard Instrument Approach Procedures, Weather Takeoff Minimums; Miscellaneous Amendments [Docket No. 30551 Amdt. No. 3219] received July 18, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

2688. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Standard Instrument Approach Procedures; Miscellaneous Amendments [Docket No. 30552; Amdt. No. 3220] received July 18, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

2689. A letter from the Director of Regulations Management, Department of Veterans Affairs, transmitting the Department's final rule — Increase in Rates Payable Under the Montgomery GI Bill-Selected Reserve and Other Miscellaneous Issues (RIN: 2900-AM50) received July 18, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Veterans' Affairs.

2690. A letter from the Chairman, Defense Nuclear Facilities Safety Board, transmitting the Board's Second Quarterly Report on the Status of Significant Unresolved Issues with the Department of Energy's Design and Construction Projects, pursuant to Public Law 109-702, section 3201; jointly to the Committees on Armed Services and Appropriations.

2691. A letter from the Secretary, Department of Health and Human Services, transmitting the Department's report entitled, "Evaluation of Phase I of Medicare Health Support (Formerly Voluntary Chronic Care Improvement) Pilot Program Under Traditional Fee-for-Service Medicare," in response to the requirements of Section 721(b)(1) of the Medicare Prescription Drug Improvement and Modernization Act of 2003 (MMA); jointly to the Committees on Energy and Commerce and Ways and Means.

2692. A letter from the Secretary, Department of Health and Human Services, transmitting the Department's report entitled, "National Coverage Determinations for Fiscal Year 2005," pursuant to Public Law 106-554 section 522(a); jointly to the Committees on Energy and Commerce and Ways and Means.

2693. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting pursuant to section 7(a) of the Jerusalem Embassy Act of 1995 (Pub. L. 104-45), a copy of Presidential Determination No. 2007-21 suspending the limitation on the obligation of the State Department Appropriations contained in sections 3(b) and 7(b) of that Act for six months as well as the periodic report provided for under Section 6 of the Act covering the period from December 16, 2006 to the present, pursuant to Public Law 104-45, section 6 (109 Stat. 400); jointly to the Committees on Foreign Affairs and Appropriations.

#### 103.3 MESSAGE FROM THE SENATE

A message from the Senate by Ms. Curtis, one of its clerks, announced that the Senate has passed without



amendment a bill of the House of the following title:

H.R. 2429. An Act to amend title XVIII of the Social Security Act to provide an exception to the 60-day limit on Medicare reciprocal billing arrangements between two physicians during the period in which one of the physicians is ordered to active duty as a member of a reserve component of the Armed Forces.

The message also announced that the Senate has passed a concurrent resolution of the following title in which the concurrence of the House is requested:

S. Con. Res. 42. A concurrent resolution recognizing the need to pursue research into the causes, treatment, and eventual cure for idiopathic pulmonary fibrosis, supporting the designation of a National Idiopathic Pulmonary Fibrosis Awareness Week, and for other purposes.

¶103.4 UNITED STATES ARMED FORCES IN IRAQ

Mr. ACKERMAN moved to suspend the rules and pass the bill (H.R. 2929) to limit the use of funds to establish any military installation or base for the purpose of providing for the permanent stationing of United States Armed Forces in Iraq or to exercise United States economic control of the oil resources of Iraq.

The SPEAKER pro tempore, Mr. TIERNEY, recognized Mr. ACKERMAN and Ms. ROS-LEHTINEN, each for 20 minutes.

After debate,

The question being put, *viva voce*,

Will the House suspend the rules and pass said bill?

The SPEAKER pro tempore, Mr. TIERNEY, announced that two-thirds of the Members present had voted in the affirmative.

Mr. ACKERMAN demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Mr. TIERNEY, pursuant to clause 8, rule XX, announced that further proceedings on the question were postponed.

¶103.5 HIGHER EDUCATION

Mr. HINOJOSA moved to suspend the rules and pass the bill of the Senate (S. 1868) to temporarily extend the programs under the Higher Education Act of 1965, and for other purposes.

The SPEAKER pro tempore, Mrs. CAPPS, recognized Mr. HINOJOSA and Mr. KUHL of New York, each for 20 minutes.

After debate,

The question being put, *viva voce*,

Will the House suspend the rules and pass said bill?

The SPEAKER pro tempore, Mrs. CAPPS, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill was passed.

Ordered, That the Clerk notify the Senate thereof.

¶103.6 PROVIDING FOR CONSIDERATION OF H.R. 3093

Mr. ARCURI, by direction of the Committee on Rules, called up the following resolution (H. Res. 562):

Resolved, That at any time after the adoption of this resolution the Speaker may, pursuant to clause 2(b) of rule XVIII, declare the House resolved into the Committee of the Whole House on the state of the Union for consideration of the bill (H.R. 3093) making appropriations for the Departments of Commerce and Justice, and Science, and Related Agencies for the fiscal year ending September 30, 2008, and for other purposes. The first reading of the bill shall be dispensed with. All points of order against consideration of the bill are waived except those arising under clause 9 or 10 of rule XXI. General debate shall be confined to the bill and shall not exceed one hour equally divided and controlled by the chairman and ranking minority member of the Committee on Appropriations. After general debate the bill shall be considered for amendment under the five-minute rule. Points of order against provisions in the bill for failure to comply with clause 2 of rule XXI are waived. During consideration of the bill for amendment, the Chairman of the Committee of the Whole may accord priority in recognition on the basis of whether the Member offering an amendment has caused it to be printed in the portion of the Congressional Record designated for that purpose in clause 8 of rule XVIII. Amendments so printed shall be considered as read. When the committee rises and reports the bill back to the House with a recommendation that the bill do pass, the previous question shall be considered as ordered on the bill and amendments thereto to final passage without intervening motion except one motion to recommit with or without instructions.

SEC. 2. During consideration in the House of H.R. 3093 pursuant to this resolution, notwithstanding the operation of the previous question, the Chair may postpone further consideration of the bill to such time as may be designated by the Speaker.

SEC. 3. The chairman of the Committee on Appropriations is authorized, on behalf of the Committee, to file a supplemental report to accompany H.R. 3093.

When said resolution was considered.

After debate,

Mr. ARCURI moved the previous question on the resolution to its adoption or rejection.

The question being put, *viva voce*,

Will the House now order the previous question?

The SPEAKER pro tempore, Mr. HOLDEN, announced that the yeas had it.

Mr. HASTINGS of Washington, objected to the vote on the ground that a quorum was not present and not voting.

A quorum not being present,

The roll was called under clause 6, rule XX, and the call was taken by electronic device.

When there appeared { Yeas ..... 221  
Nays ..... 195

¶103.7 [Roll No. 716] YEAS—221

Abercrombie	Baca	Berman
Ackerman	Baird	Berry
Allen	Baldwin	Bishop (GA)
Altmore	Bean	Bishop (NY)
Andrews	Becerra	Blumenauer
Arcuri	Berkley	Boren

Boswell	Hirono	Pastor
Boucher	Hodes	Payne
Boyd (FL)	Holden	Perlmutter
Boyd (KS)	Holt	Peterson (MN)
Brady (PA)	Honda	Pomeroy
Braley (IA)	Hooley	Price (NC)
Brown, Corrine	Hoyer	Rahall
Butterfield	Insee	Rangel
Capps	Jackson (IL)	Reyes
Capuano	Jackson-Lee	Rodriguez
Cardoza	(TX)	Ross
Carnahan	Jefferson	Rothman
Carney	Johnson (GA)	Roybal-Allard
Castor	Johnson, E. B.	Ruppersberger
Chandler	Jones (OH)	Rush
Clay	Kagen	Ryan (OH)
Cleaver	Kanjorski	Salazar
Clyburn	Kaptur	Sanchez, Linda
Cohen	Kennedy	T.
Conyers	Kildee	Sanchez, Loretta
Cooper	Kilpatrick	Sarbanes
Costa	Kind	Schakowsky
Costello	Klein (FL)	Schiff
Courtney	Kucinich	Schwartz
Cramer	Lampson	Scott (GA)
Crowley	Langevin	Scott (VA)
Cuellar	Lantos	Serrano
Cummings	Larsen (WA)	Sestak
Davis (AL)	Larson (CT)	Shea-Porter
Davis (CA)	Lee	Sherman
Davis (IL)	Levin	Shuler
Davis, Lincoln	Lewis (GA)	Sires
DeFazio	Lipinski	Skelton
DeGette	Loeback	Slaughter
Delahunt	Lofgren, Zoe	Smith (WA)
DeLauro	Lowey	Snyder
Dicks	Lynch	Solis
Dingell	Mahoney (FL)	Space
Doggett	Maloney (NY)	Spratt
Donnelly	Markey	Stupak
Doyle	Matheson	Sutton
Edwards	Matsui	Tanner
Ellison	McCarthy (NY)	Tauscher
Ellsworth	McCollum (MN)	Taylor
Emanuel	McDermott	Thompson (CA)
Engel	McGovern	Thompson (MS)
Eshoo	McIntyre	Tierney
Etheridge	McNulty	Towns
Farr	Meek (FL)	Udall (CO)
Fattah	Meeks (NY)	Udall (NM)
Filner	Michaud	Van Hollen
Frank (MA)	Miller (NC)	Velázquez
Giffords	Miller, George	Visclosky
Gillibrand	Mitchell	Walz (MN)
Gonzalez	Mollohan	Wasserman
Gordon	Moore (KS)	Schultz
Green, Al	Moore (WI)	Waters
Green, Gene	Moran (VA)	Watson
Grijalva	Murphy (CT)	Watt
Gutierrez	Murphy, Patrick	Waxman
Hall (NY)	Nader	Weiner
Hare	Napolitano	Welch (VT)
Harman	Neal (MA)	Wexler
Hastings (FL)	Oberstar	Wilson (OH)
Herseth Sandlin	Obey	Woolsey
Higgins	Oliver	Wu
Hill	Ortiz	Wynn
Hinchey	Pallone	Yarmuth
Hinojosa	Pascrell	

NAYS—195

Aderholt	Campbell (CA)	Flake
Akin	Cannon	Forbes
Alexander	Cantor	Fortenberry
Bachmann	Capito	Fossella
Bachus	Carter	Fox
Barrett (SC)	Castle	Franks (AZ)
Barrow	Chabot	Frelinghuysen
Bartlett (MD)	Coble	Gallely
Barton (TX)	Conaway	Garrett (NJ)
Biggert	Crenshaw	Gerlach
Bilbray	Culberson	Gilchrest
Bilirakis	Davis (KY)	Gillmor
Blackburn	Davis, David	Gingrey
Blunt	Davis, Tom	Gohmert
Boehner	Deal (GA)	Goode
Bonner	Dent	Goodlatte
Bono	Diaz-Balart, L.	Granger
Boozman	Diaz-Balart, M.	Graves
Boustany	Doolittle	Hall (TX)
Brady (TX)	Drake	Hastert
Brown (SC)	Dreier	Hastings (WA)
Brown-Waite,	Duncan	Hayes
Ginny	Ehlers	Heller
Buchanan	Emerson	Hensarling
Burgess	English (PA)	Herger
Burton (IN)	Everett	Hobson
Buyer	Fallin	Hoekstra
Calvert	Feeney	Hulshof
Camp (MI)	Ferguson	Hunter

Table listing names of members: Inglis (SC), Issa, Jindal, Johnson (IL), Johnson, Sam, Jones (NC), Jordan, Keller, King (IA), King (NY), Kingston, Kirk, Kline (MN), Knollenberg, Kuhl (NY), Lamborn, Latham, LaTourette, Lewis (CA), Lewis (KY), Linder, LoBiondo, Lucas, Lungren, Daniel E., Mack, Manzullo, Marchant, McCarthy (CA), McCaul (TX), McCotter, McCreary, McHenry, McHugh, McKeon, McMorris, Rodgers, McNERNEY, Mica, Miller (FL), Miller (MI), Miller, Gary, Moran (KS), Murphy, Tim, Musgrave, Myrick, Neugebauer, Nunes, Paul, Pearce, Pence, Peterson (PA), Petri, Pickering, Pitts, Platts, Poe, Porter, Price (GA), Pryce (OH), Putnam, Radanovich, Ramstad, Regula, Rehberg, Reichert, McCaul (TX), Reynolds, Rogers (AL), Rogers (KY), Rogers (MI), Rohrabacher, Ros-Lehtinen, Roskam, ROYCE, Ryan (WI), Sali, Saxton, Schmidt, Sensenbrenner, Sessions, Shadegg, Shays, Shimkus, Shuster, Simpson, Smith (NE), Smith (NJ), Smith (TX), Souder, Stearns, Sullivan, Tancredo, Terry, Thornberry, Tiahrt, Tiberi, Turner, Upton, Walberg, Walden (OR), Walsh (NY), Weldon (FL), Weller, Westmoreland, Whitfield, Wickert, Wilson (NM), Wilson (OH), Wilson (SC), Wolf, Young (FL)

NOT VOTING—15

Table listing names of members: Baker, Bishop (UT), Carson, Clarke, Cole (OK), Cubin, Davis, Jo Ann, Israel, LaHood, Marshall, Melancon, Murtha, Stark, Wamp, Young (AK)

So the previous question on the resolution was ordered.

The question being put, viva voce,

Will the House agree to said resolution?

The SPEAKER pro tempore, Mr. HOLDEN, announced that the yeas had it.

So the resolution was agreed to.

A motion to reconsider the vote whereby said resolution was agreed to was, by unanimous consent, laid on the table.

¶103.8 H. R. 2929—UNFINISHED BUSINESS

The SPEAKER pro tempore, Mr. HOLDEN, pursuant to clause 8, rule XX, announced the unfinished business to be the motion to suspend the rules and pass the bill (H.R. 2929) to limit the use of funds to establish any military installation or base for the purpose of providing for the permanent stationing of United States Armed Forces in Iraq or to exercise United States economic control of the oil resources of Iraq.

The question being put,

Will the House suspend the rules and pass said bill?

The vote was taken by electronic device.

It was decided in the { Yeas ..... 399 affirmative ..... } Nays ..... 24

¶103.9 [Roll No. 717]

YEAS—399

Table listing names of members: Abercrombie, Ackerman, Aderholt, Akin, Alexander, Allen, Altmire, Andrews, Arcuri, Baca, Bachmann, Baird, Baldwin, Barrow, Bartlett (MD), Bean, Becerra, Berkley, Berman, Berry, Biggert, Bilbray, Bilirakis, Bishop (GA), Bishop (NY), Bishop (UT), Blumenauer

Table listing names of members: Blunt, Boehner, Bonner, Bono, Boozman, Boren, Boswell, Boucher, Boustany, Boyd (FL), Boyda (KS), Brady (PA), Braley (IA), Brown (SC), Brown, Corrine, Brown-Waite, Ginny, Buchanan, Burton (IN), Butterfield, Buyer, Calvert, Camp (MI), Cantor, Capito, Capps, Capuano, Cardoza, Carnahan, Carney, Carter, Hinojosa, Castor, Chabot, Chandler, Clay, Cleaver, Clyburn, Coble, Cohen, Cole (OK), Conaway, Conyers, Cooper, Costa, Costello, Courtney, Cramer, Crenshaw, Crowley, Cuellar, Culberson, Cummings, Davis (AL), Davis (CA), Davis (IL), Davis (KY), Davis, David, Davis, Lincoln, Davis, Tom, Deal (GA), DeFazio, DeGette, Delahunt, DeLauro, Dent, Diaz-Balart, L., Diaz-Balart, M., Dicks, Dingell, Doggett, Donnelly, Doollittle, Doyle, Drake, Dreier, Duncan, Edwards, Ehlers, Ellison, Ellsworth, Emanuel, Emerson, Engel, English (PA), Eshoo, Etheridge, Everrett, Fallin, Farr, Fattah, Feeney, Ferguson, Filner, Forbes, Fortenberry, Fossella, Foxx, Frank (MA), Frelinghuysen, Gallegly, Garrett (NJ), Gerlach, Giffords, Gilchrest, Gillibrand, Gillmor, Gohmert, Gonzalez, Goode, Goodlatte, Gordon, Granger, Graves, Green, Al, Green, Gene, Grijalva, Gutierrez, Hall (NY), Hall (TX), Hare, Harman, Hastings (FL), Hastings (WA), Hayes, Heller, Hensarling, Hereth Sandlin, Higgins, Hill, Hinchey, Hirono, Hobson, Hodes, Hoekstra, Holden, Holt, Honda, Hooley, Hoyer, Hulshof, Hunter, Inslee, Israel, Issa, Jackson (IL), Jackson-Lee (TX), Jefferson, Jindal, Johnson (GA), Johnson (IL), Johnson, E. B., Johnson, Sam, Jones (NC), Jones (OH), Kagen, Kanjorski, Kaptur, Keller, Kennedy, Kildee, Kilpatrick, Kind, King (NY), Kingston, Kirk, Klein (FL), Kline (MN), Knollenberg, Kucinich, Kuhl (NY), Lamborn, Lampson, Langevin, Lantos, Larsen (WA), Larson (CT), Latham, LaTourette, Lee, Levin, Lewis (CA), Lewis (GA), Lewis (KY), Lipinski, LoBiondo, Loebbeck, Lofgren, Zoe, Lowey, Lucas, Lungren, Daniel E., Lynch, Mack, Mahoney (FL), Maloney (NY), Manzullo, Marchant, Markey, Matheson, Matsui, McCarthy (CA), McCarthy (NY), McCaul (TX), McCollum (MN), McCotter, McCreary, McDermott, McGovern, McHenry, McHugh, McIntyre, McKeon, McMorris, Rodgers, McNERNEY, McNulty, Meek (FL), Meeks (NY), Melancon, Mica, Michaud, Miller (MI), Miller (NC), Miller, Gary, Miller, George, Mitchell, Mollohan, Moore (KS), Moore (WI), Moran (KS), Moran (VA), Murphy (CT), Murphy, Patrick, Murphy, Tim, Murtha, Musgrave, Myrick, Nadler, Napolitano, Neal (MA), Neugebauer, Nunes, Oberstar, Obey, Oliver, Ortiz, Pallone, Pascrell, Pastor, Paul, Payne, Pelosi, Pence, Perlmutter, Peterson (MN), Peterson (PA), Petri, Pickering, Pitts, Platts, Poe, Pomeroy, Porter, Price (GA), Price (NC), Pryce (OH), Putnam, Radanovich, Rahall, Ramstad, Rangel, Regula, Rehberg, Reichert, Renzi, Reyes, Reynolds, Rodriguez, Rogers (AL), Rogers (KY), Rogers (MI), Rohrabacher, Ros-Lehtinen, Roskam, Ross, Rothman, Roybal-Allard, Royce, Ruppenger, Rush, Ryan (OH), Ryan (WI), Ryan (VA), Salazar, Sanchez, Linda T., Sanchez, Loretta, Sarbanes

Table listing names of members: Saxton, Schakowsky, Schiff, Schmidt, Schwartz, Scott (GA), Scott (VA), Sensenbrenner, Serrano, Sessions, Sestak, Shays, Shea-Porter, Sherman, Shimkus, Shuler, Shuster, Simpson, Sires, Skelton, Slaughter, Smith (NE), Smith (NJ), Smith (TX), Smith (WA), Snyder, Solis, Souder, Space, Spratt, Stearns, Stupak, Sullivan, Sutton, Tancredo, Tanner, Tauscher, Taylor, Terry, Thompson (CA), Thompson (MS), Tiahrt, Tiberi, Tierney, Towns, Udall (CO), Udall (NM), Upton, Van Hollen, Velázquez, Visclosky, Walberg, Walden (OR), Walsh (NY), Walz (MN), Wasserman, Schultz, Waters, Watson, Watt, Waxman, Weiner, Welch (VT), Weldon (FL), Weller, Westmoreland, Wexler, Whitfield, Wickert, Wilson (NM), Wilson (OH), Wilson (SC), Wolf, Woolsey, Wu, Wynn, Yarmuth, Young (FL)

NAYS—24

Table listing names of members: Bachus, Baker, Barrett (SC), Barton (TX), Blackburn, Brady (TX), Burgess, Campbell (CA), Cannon, Flake, Franks (AZ), Gingrey, Hastert, Herger, Inglis (SC), Jordan, King (IA), Linder, Miller (FL), Pearce, Sali, Shadegg, Thornberry, Turner

NOT VOTING—9

Table listing names of members: Carson, Clarke, Cubin, Davis, Jo Ann, LaHood, Marshall, Stark, Wamp, Young (AK)

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said bill.

¶103.10 H. RES. 345—UNFINISHED BUSINESS

The SPEAKER pro tempore, Mr. HOLDEN, pursuant to clause 8, rule XX, announced the further unfinished business to be the motion to suspend the rules and agree to the resolution (H. Res. 345) commemorating the 200th anniversary of the Archdiocese of New York.

The question being put,

Will the House suspend the rules and agree to the resolution?

The vote was taken by electronic device.

It was decided in the { Yeas ..... 423 affirmative ..... } Nays ..... 0

¶103.11 [Roll No. 718]

YEAS—423

Table listing names of members: Abercrombie, Ackerman, Aderholt, Akin, Alexander, Allen, Altmire, Andrews, Arcuri, Baca, Bachmann, Bachus, Baird, Baker, Baldwin, Baldwin, Barrow, Bartlett (MD), Barton (TX), Bean, Becerra, Berkley, Berman, Berry, Biggert, Bilbray, Bilirakis, Bishop (GA), Bishop (NY), Bishop (UT), Blackburn, Blumenauer, Blunt, Boehner, Bonner, Bono, Boozman, Boren, Boswell, Boucher, Boustany, Boyd (FL), Boyda (KS), Brady (PA), Brady (TX), Braley (IA), Brown (SC), Brown, Corrine, Brown-Waite, Ginny, Buchanan, Burgess, Burton (IN), Butterfield

Buyer  
Calvert  
Camp (MI)  
Campbell (CA)  
Cannon  
Cantor  
Capito  
Capps  
Capuano  
Cardoza  
Carnahan  
Carney  
Carter  
Castle  
Castor  
Chabot  
Chandler  
Clay  
Cleaver  
Clyburn  
Coble  
Cohen  
Cole (OK)  
Conaway  
Conyers  
Cooper  
Costa  
Costello  
Courtney  
Cramer  
Crenshaw  
Crowley  
Cuellar  
Culberson  
Cummings  
Davis (AL)  
Davis (CA)  
Davis (IL)  
Davis (KY)  
Davis, David  
Davis, Lincoln  
Davis, Tom  
Deal (GA)  
DeFazio  
DeGette  
DeLahunt  
DeLauro  
Dent  
Diaz-Balart, L.  
Diaz-Balart, M.  
Dicks  
Dingell  
Doggett  
Donnelly  
Doolittle  
Doyle  
Drake  
Dreier  
Duncan  
Edwards  
Ehlers  
Ellison  
Ellsworth  
Emanuel  
Emerson  
Engel  
English (PA)  
Eshoo  
Etheridge  
Everett  
Fallin  
Farr  
Fattah  
Feeney  
Ferguson  
Filner  
Flake  
Forbes  
Fortenberry  
Fossella  
Foxy  
Frank (MA)  
Franks (AZ)  
Frelinghuysen  
Gallegly  
Garrett (NJ)  
Gerlach  
Giffords  
Gilchrest  
Gillibrand  
Gillmor  
Gingrey  
Gohmert  
Gonzalez  
Goode  
Goodlatte  
Gordon  
Granger  
Graves  
Green, Al

Green, Gene  
Grijalva  
Gutierrez  
Hall (NY)  
Hall (TX)  
Hare  
Harman  
Hastert  
Hastings (FL)  
Hastings (WA)  
Hayes  
Heller  
Hensarling  
Herger  
Herseth Sandlin  
Higgins  
Hill  
Hinchee  
Hinojosa  
Hirono  
Hobson  
Hodes  
Hoekstra  
Holden  
Holt  
Honda  
Hooley  
Hoyer  
Hulshof  
Hunter  
Inglis (SC)  
Insee  
Israel  
Issa  
Jackson (IL)  
Jackson-Lee  
Jefferson  
Jindal  
Johnson (GA)  
Johnson (IL)  
Johnson, E. B.  
Johnson, Sam  
Jones (NC)  
Jones (OH)  
Jordan  
Kagen  
Kanjorski  
Kaptur  
Keller  
Kennedy  
Kildee  
Kilpatrick  
Kind  
King (IA)  
King (NY)  
Kingston  
Kirk  
Klein (FL)  
Kline (MN)  
Knollenberg  
Kucinich  
Kuhl (NY)  
Lamborn  
Lampson  
Langevin  
Lantos  
Larsen (WA)  
Larson (CT)  
LaTham  
LaTourette  
Lee  
Levin  
Lewis (CA)  
Lewis (GA)  
Lewis (KY)  
Linder  
Lipinski  
LoBiondo  
Loeb sack  
Lofgren, Zoe  
Lowey  
Lucas  
Lungren, Daniel  
E.  
Lynch  
Mack  
Mahoney (FL)  
Maloney (NY)  
Marchant  
Markey  
Matheson  
Matsui  
McCarthy (CA)  
McCarthy (NY)  
McCaul (TX)  
McCollum (MN)  
McCotter  
McCrery

McDermott  
McGovern  
McHenry  
McHugh  
McIntyre  
McKeon  
McMorris  
Rodgers  
McNerney  
McNulty  
Meek (FL)  
Meeks (NY)  
Melancon  
Mica  
Michaud  
Miller (FL)  
Miller (MI)  
Miller (NC)  
Miller, Gary  
Miller, George  
Mitchell  
Mollohan  
Moore (KS)  
Moore (WI)  
Moran (KS)  
Moran (VA)  
Murphy (CT)  
Murphy, Patrick  
Murphy, Tim  
Murtha  
Musgrave  
Myrick  
Nadler  
Napolitano  
Neal (MA)  
Neugebauer  
Nunes  
Oberstar  
Obey  
Olver  
Ortiz  
Pallone  
Pascrell  
Pastor  
Paul  
Payne  
Pearce  
Pence  
Perlmutter  
Peterson (MN)  
Peterson (PA)  
Petri  
Pickering  
Pitts  
Platts  
Poe  
Pomeroy  
Porter  
Price (GA)  
Price (NC)  
Pryce (OH)  
Putnam  
Radanovich  
Rahall  
Ramstad  
Rangel  
Regula  
Rehberg  
Reichert  
Renzi  
Reyes  
Reynolds  
Rodriguez  
Rogers (AL)  
Rogers (KY)  
Rogers (MI)  
Rohrabacher  
Ros-Lehtinen  
Roskam  
Ross  
Rothman  
Roybal-Allard  
Royce  
Ruppersberger  
Rush  
Ryan (OH)  
Ryan (WI)  
Salazar  
Sali  
Sanchez, Linda  
T.  
Sanchez, Loretta  
Sarbanes  
Saxton  
Schakowsky  
Schiff  
Schmidt  
Schwartz  
Scott (GA)  
Scott (VA)

Sensenbrenner  
Serrano  
Sessions  
Sestak  
Shadegg  
Shays  
Shea-Porter  
Sherman  
Shimkus  
Shuler  
Shuster  
Simpson  
Sires  
Skelton  
Slaughter  
Smith (NE)  
Smith (NJ)  
Smith (TX)  
Smith (WA)  
Snyder  
Solis  
Souder  
Space  
Spratt  
Stark

Stearns  
Stupak  
Sullivan  
Sutton  
Tancredo  
Tanner  
Tauscher  
Taylor  
Terry  
Thompson (CA)  
Thompson (MS)  
Thornberry  
Tiahrt  
Tiberi  
Tierney  
Towns  
Turner  
Udall (CO)  
Udall (NM)  
Upton  
Van Hollen  
Velázquez  
Visclosky  
Walberg  
Walsh (OR)

Walsh (NY)  
Walz (MN)  
Wasserman  
Schultz  
Waters  
Watson  
Watt  
Waxman  
Weiner  
Welch (VT)  
Weldon (FL)  
Weller  
Westmoreland  
Wexler  
Whitfield  
Wicker  
Wilson (NM)  
Wilson (OH)  
Wilson (SC)  
Wolf  
Woolsey  
Wu  
Wynn  
Yarmuth  
Young (FL)

NOT VOTING—8

Carson  
Clarke  
Cubin

Davis, Jo Ann  
LaHood  
Marshall

Wamp  
Young (AK)

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said resolution was agreed to.

A motion to reconsider the vote whereby the rules were suspended and said resolution was agreed to was, by unanimous consent, laid on the table.

¶103.12 H. CON. RES. 187—UNFINISHED BUSINESS

The SPEAKER pro tempore, Mr. HOLDEN, pursuant to clause 8, rule XX, announced the further unfinished business to be the motion to suspend the rules and agree to the concurrent resolution (H. Con. Res. 187) expressing the sense of Congress regarding the dumping of industrial waste into the Great Lakes.

The question being put, Will the House suspend the rules and agree to the concurrent resolution?

The vote was taken by electronic device.

It was decided in the affirmative .....	Yeas .....	387
	Nays .....	26
	Answered present	2

¶103.13 [Roll No. 719]

YEAS—387

Ackerman  
Aderholt  
Akin  
Alexander  
Allen  
Altmire  
Andrews  
Arcuri  
Baca  
Bachmann  
Bachus  
Baird  
Baker  
Baldwin  
Barrett (SC)  
Barrow  
Bartlett (MD)  
Bean  
Becerra  
Berkley  
Berman  
Berry  
Biggert  
Bilbray  
Bilirakis  
Bishop (GA)  
Bishop (NY)  
Blumenauer

Bonner  
Bono  
Boozman  
Boren  
Boswell  
Boucher  
Boustany  
Boyd (FL)  
Boyd (KS)  
Brady (PA)  
Braley (IA)  
Brown (SC)  
Brown, Corrine  
Buchanan  
Burgess  
Butterfield  
Calvert  
Camp (MI)  
Campbell (CA)  
Capito  
Capps  
Capuano  
Cardoza  
Carnahan  
Carney  
Carter  
Castle  
Castor

Chabot  
Chandler  
Clay  
Cleaver  
Clyburn  
Coble  
Cohen  
Cole (OK)  
Conyers  
Cooper  
Costa  
Costello  
Courtney  
Cramer  
Crenshaw  
Crowley  
Cuellar  
Cummings  
Davis (AL)  
Davis (CA)  
Davis (LA)  
Davis (KY)  
Davis, David  
Davis, Tom  
Deal (GA)  
DeFazio  
DeGette  
DeLahunt

DeLauro  
Dent  
Dicks  
Dingell  
Doggett  
Donnelly  
Doolittle  
Doyle  
Drake  
Dreier  
Duncan  
Edwards  
Ehlers  
Ellison  
Ellsworth  
Emanuel  
Emerson  
Engel  
English (PA)  
Eshoo  
Etheridge  
Everett  
Fallin  
Farr  
Fattah  
Feeney  
Ferguson  
Filner  
Forbes  
Fortenberry  
Fossella  
Frank (MA)  
Frelinghuysen  
Gallegly  
Garrett (NJ)  
Gerlach  
Giffords  
Gilchrest  
Gillibrand  
Gillmor  
Gingrey  
Gonzalez  
Goode  
Goodlatte  
Gordon  
Granger  
Graves  
Green, Al  
Green, Gene  
Grijalva  
Gutierrez  
Hall (NY)  
Hall (TX)  
Hare  
Harman  
Hastert  
Hastings (FL)  
Hastings (WA)  
Hayes  
Heller  
Herger  
Herseth Sandlin  
Higgins  
Hill  
Hinchee  
Hinojosa  
Hirono  
Hodes  
Hoekstra  
Holden  
Holt  
Honda  
Hooley  
Hoyer  
Hulshof  
Hunter  
Inglis (SC)  
Insee  
Israel  
Issa  
Jackson (IL)  
Jackson-Lee  
Jefferson  
Jindal  
Johnson (GA)  
Johnson (IL)  
Johnson, E. B.  
Johnson, Sam  
Jones (NC)  
Jones (OH)  
Jordan  
Kagen  
Kanjorski  
Kaptur  
Keller  
Kennedy  
Kildee  
Kilpatrick  
Kind

King (IA)  
King (NY)  
Kingston  
Kirk  
Klein (FL)  
Kline (MN)  
Knollenberg  
Kucinich  
Kuhl (NY)  
Lampson  
Langevin  
Lantos  
Larsen (WA)  
Larson (CT)  
LaTham  
LaTourette  
Lee  
Levin  
Lewis (CA)  
Lewis (GA)  
Lewis (KY)  
Linder  
Lipinski  
LoBiondo  
Loeb sack  
Lofgren, Zoe  
Lowey  
Lucas  
Lungren, Daniel  
E.  
Lynch  
Mack  
Mahoney (FL)  
Maloney (NY)  
Marchant  
Markey  
Matheson  
Matsui  
McCarthy (CA)  
McCarthy (NY)  
McCaul (TX)  
McCollum (MN)  
McCotter  
McCrery

Radanovich  
Rahall  
Ramstad  
Rangel  
Regula  
Rehberg  
Reichert  
Renzi  
Reyes  
Reynolds  
Rodriguez  
Rogers (AL)  
Rogers (KY)  
Rogers (MI)  
Rohrabacher  
Ros-Lehtinen  
Roskam  
Ross  
Rothman  
Roybal-Allard  
Ruppersberger  
Rush  
Ryan (OH)  
Ryan (WI)  
Salazar  
Sanchez, Linda  
T.  
Sanchez, Loretta  
Sarbanes  
Saxton  
Schakowsky  
Schiff  
Schmidt  
Schwartz  
Scott (GA)  
Scott (VA)

Wilson (SC) Wu Young (FL)  
Wolf Wynn  
Woolsey Yarmuth

NAYS—26

Barton (TX) Conaway Miller, Gary  
Bishop (UT) Culberson Pence  
Blackburn Flake Poe  
Blunt Foxx Royce  
Boehner Franks (AZ) Shadegg  
Brady (TX) Hensarling Simpson  
Burton (IN) Lamborn Souder  
Buyer Lungren, Daniel  
Cannon E.  
Cantor Marchant

ANSWERED "PRESENT"—2

Gohmert Sali

NOT VOTING—16

Abercrombie Cubin LaHood  
Brown-Waite, Davis, Jo Ann Marshall  
Ginny Davis, Lincoln Peterson (PA)  
Carson Diaz-Balart, L. Sensenbrenner  
Clarke Hobson Wamp Young (AK)

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said concurrent resolution was agreed to.

A motion to reconsider the vote whereby the rules were suspended and said concurrent resolution was agreed to was, by unanimous consent, laid on the table.

*Ordered*, That the Clerk request the concurrence of the Senate in said concurrent resolution.

¶103.14 WATER RESOURCES DEVELOPMENT

On motion of Mr. OBERSTAR, by unanimous consent, by direction of the Committee on Transportation and Infrastructure and pursuant to clause 1 of rule XXII, the bill (H.R. 1495) to provide for the conservation and development of water and related resources, to authorize the Secretary of the Army to construct various projects for improvements to rivers and harbors of the United States, and for other purposes; together with the amendment of the Senate thereto, was taken from the Speaker's table.

When on motion of Mr. OBERSTAR, it was,

*Resolved*, That the House disagree to the amendment of the Senate and agree to the conference asked by the Senate on the disagreeing votes of the two Houses thereon.

¶103.15 COMMERCE, JUSTICE, AND SCIENCE APPROPRIATIONS FY 2008

The SPEAKER pro tempore, Mr. HOLDEN, pursuant to House Resolution 562 and rule XVIII, declared the House resolved into the Committee of the Whole House on the state of the Union for the consideration of the bill (H.R. 3093) making appropriations for the Departments of Commerce and Justice, and Science, and Related Agencies for the fiscal year ending September 30, 2008, and for other purposes.

The SPEAKER pro tempore, Mr. HOLDEN, by unanimous consent, designated Mr. SNYDER as Chairman of the Committee of the Whole; and after some time spent therein,

The SPEAKER pro tempore, Mr. FATTAH, assumed the Chair.

When Mr. SNYDER, Chairman, reported that the Committee, having

had under consideration said bill, had come to no resolution thereon.

¶103.16 ORDER OF BUSINESS—PROCEEDINGS ON VOTES

On motion of Mr. MOLLOHAN, by unanimous consent,

*Ordered*, That during consideration of the bill (H.R. 3093) making appropriations for the Departments of Commerce and Justice, and Science, and Related Agencies for the fiscal year ending September 30, 2008, and for other purposes, pursuant to House Resolution 562, the Chair may reduce to two minutes the minimum time for electronic voting under clause 6 of rule XVIII and clauses 8 and 9 of rule XX.

¶103.17 ORDER OF BUSINESS—REPRESENTATIVE-ELECT

On motion of Mr. MOLLOHAN, by unanimous consent,

*Ordered*, That reduced-time voting on the Committee of the Whole may span the intervention of a rising of the Committee for the administration of the oath of office to a Representative-elect in the House.

¶103.18 APPOINTMENT OF CONFEREES—H.R. 1495

The SPEAKER pro tempore, Mr. FATTAH, by unanimous consent, appointed the following Members as managers on the part of the House to the conference with the Senate on the disagreeing votes of the two Houses on the amendment of the Senate to the bill (H.R. 1495) to provide for the conservation and development of water and related resources, to authorize the Secretary of the Army to construct various projects for improvements to rivers and harbors of the United States, and for other purposes:

From the Committee on Transportation and Infrastructure, for consideration of the House bill and the Senate amendment, and modifications committed to conference: Mr. OBERSTAR, Ms. Eddie Bernice JOHNSON of Texas, Mrs. TAUSCHER, Messrs. BAIRD, HIGGINS, MITCHELL, KAGEN, MCNERNEY, MICA, DUNCAN, EHLERS, BAKER, BROWN of South Carolina, and BOOZMAN.

From the Committee on Natural Resources, for consideration of secs. 2014, 2023, and 6009 of the House bill, and secs. 3023, 5008, and 5016 of the Senate amendment, and modifications committed to conference: Mr. RAHALL, Mmes. NAPOLITANO, and MCMORRIS RODGERS.

*Ordered*, That the Clerk notify the Senate of the foregoing appointments.

¶103.19 COMMERCE, JUSTICE, AND SCIENCE APPROPRIATIONS FY 2008

The SPEAKER pro tempore, Mr. HOLDEN, pursuant to House Resolution 562 and rule XVIII, declared the House resolved into the Committee of the Whole House on the state of the Union for the further consideration of the bill (H.R. 3093) making appropriations for the Departments of Commerce and Justice, and Science, and Related Agencies for the fiscal year ending September 30, 2008, and for other purposes.

Mr. HASTINGS of Florida, Acting Chairman, assumed the chair; and after some time spent therein,

¶103.20 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment numbered 4, submitted by Mr. ROGERS of Michigan:

Page 3, line 4, after the dollar amount, insert "(increased by \$6,000,000)".

Page 3, line 11, after the dollar amount, insert "(increased by \$6,000,000)".

Page 6, line 19, after the dollar amount, insert "(reduced by \$6,000,000)".

It was decided in the { Yeas ..... 200  
negative ..... } Nays ..... 228

¶103.21 [Roll No. 720]

AYES—200

Akin	Foxx	Murphy, Tim
Alexander	Franks (AZ)	Musgrave
Altmire	Gallegly	Myrick
Bachmann	Garrett (NJ)	Neugebauer
Bachus	Gerlach	Nunes
Baker	Gillmor	Pearce
Barrett (SC)	Gingrey	Pence
Barrow	Gohmert	Peterson (PA)
Bartlett (MD)	Goode	Pickering
Barton (TX)	Goodlatte	Pitts
Bean	Granger	Platts
Bilirakis	Graves	Poe
Bishop (UT)	Hall (TX)	Price (GA)
Blackburn	Harman	Pryce (OH)
Blunt	Hastert	Putnam
Boehner	Hastings (WA)	Radanovich
Bonner	Hayes	Ramstad
Bono	Heller	Rehberg
Boozman	Hensarling	Reichert
Boustany	Herger	Renzi
Brady (TX)	Hobson	Reynolds
Brown (SC)	Hoekstra	Rogers (AL)
Brown-Waite,	Hulshof	Rogers (KY)
Ginny	Inglis (SC)	Rogers (MI)
Buchanan	Issa	Rohrabacher
Burgess	Jindal	Ros-Lehtinen
Burton (IN)	Johnson (IL)	Roskam
Buyer	Johnson, Sam	Ross
Camp (MI)	Jones (NC)	Royce
Cannon	Jordan	Ryan (WI)
Cantor	Kagen	Sali
Capito	Keller	Saxton
Carney	King (IA)	Schmidt
Carter	King (NY)	Sensenbrenner
Castle	Kingston	Sessions
Chabot	Kirk	Shadegg
Coble	Kline (MN)	Shuler
Cole (OK)	Knollenberg	Shuster
Conaway	Kuhl (NY)	Skelton
Costa	Lamborn	Smith (NE)
Crenshaw	Latham	Smith (NJ)
Culberson	LaTourette	Smith (TX)
Davis (KY)	Lewis (KY)	Souder
Davis, David	Linder	Space
Davis, Lincoln	LoBiondo	Stearns
Davis, Tom	Lucas	Stupak
Deal (GA)	Lungren, Daniel	Sullivan
DeFazio	E.	Tancredo
Dent	Mack	Tanner
Diaz-Balart, L.	Manzullo	Taylor
Diaz-Balart, M.	Marchant	Terry
Dingell	Matheson	Thornberry
Donnelly	McCarthy (CA)	Tiahrt
Doolittle	McCauley (TX)	Tiberi
Drake	McCotter	Turner
Dreier	McCrery	Udall (CO)
Duncan	McHenry	Upton
Ellsworth	McHugh	Walberg
Emerson	McKeon	Walden (OR)
English (PA)	McMorris	Weller
Everett	Rodgers	Westmoreland
Fallin	Mica	Whitfield
Feeney	Michaud	Wicker
Flake	Miller (FL)	Wilson (NM)
Forbes	Miller (MI)	Wilson (SC)
Fortenberry	Miller, Gary	Wolf
Fortuño	Moran (KS)	Young (FL)
Fossella	Murphy, Patrick	

NOES—228

Abercrombie	Allen	Baca
Ackerman	Andrews	Baird
Aderholt	Arcuri	Baldwin

Becerra Hare  
 Berkley Hastings (FL)  
 Berman Herseht Sandlin  
 Berry Higgins  
 Biggert Hill  
 Bilbray Hinchey  
 Bishop (GA) Hinojosa  
 Bishop (NY) Hirono  
 Blumenauer Hodes  
 Bordallo Holden  
 Boren Holt  
 Boswell Honda  
 Boucher Hooley  
 Boyd (FL) Hoyer  
 Boyda (KS) Inslee  
 Brady (PA) Israel  
 Braley (IA) Jackson (IL)  
 Brown, Corrine Jackson-Lee  
 Butterfield (TX)  
 Calvert Jefferson  
 Campbell (CA) Johnson (GA)  
 Capps Johnson, E. B.  
 Capuano Jones (OH)  
 Cardoza Kanjorski  
 Carnahan Kaptur  
 Carson Kennedy  
 Castor Kildee  
 Chandler Kilpatrick  
 Christensen Kind  
 Clay Klein (FL)  
 Cleaver Kucinich  
 Clyburn Lampson  
 Cohen Langevin  
 Conyers Lantos  
 Cooper Larsen (WA)  
 Costello Larson (CT)  
 Courtney Lee  
 Cramer Levin  
 Crowley Lewis (CA)  
 Cuellar Lewis (GA)  
 Cummings Lipinski  
 Davis (AL) Loebsock  
 Davis (CA) Lofgren, Zoe  
 Davis (IL) Lowey  
 DeGette Lynch  
 Delahunt Mahoney (FL)  
 DeLauro Maloney (NY)  
 Dicks Markey  
 Doggett Matsui  
 Doyle McCarthy (NY)  
 Edwards McCollum (MN)  
 Ehlers McDermott  
 Ellison McGovern  
 Emanuel McIntyre  
 Engel McNeerney  
 Eshoo McNulty  
 Etheridge Meek (FL)  
 Faleomavaega Meeks (NY)  
 Farr Melancon  
 Fattah Miller (NC)  
 Ferguson Miller, George  
 Filner Mitchell  
 Frank (MA) Mollohan  
 Frelinghuysen Moore (KS)  
 Giffords Moore (WI)  
 Gilchrest Moran (VA)  
 Gillibrand Murphy (CT)  
 Gonzalez Murtha  
 Gordon Nadler  
 Green, Al Napolitano  
 Green, Gene Neal (MA)  
 Grijalva Norton  
 Gutierrez Oberstar  
 Hall (NY) Obey

NOT VOTING—8

Clarke Hunter Wamp  
 Cubin LaHood Young (AK)  
 Davis, Jo Ann Marshall

So the amendment was not agreed to.

¶103.22 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment submitted by Mr. SESSIONS:

Page 5, line 15, insert “(reduced by \$100,000,000)” after the dollar amount.

Page 29, line 19, insert “(increased by \$6,000,000)” after the dollar amount.

It was decided in the { Yeas ..... 125  
 negative ..... } Nays ..... 294

¶103.23 [Roll No. 721]

AYES—125

Akin Gerlach Pearce  
 Bachmann Gingrey Pence  
 Baker Gohmert Petri  
 Barrett (SC) Goodlatte Pitts  
 Barton (TX) Granger Platts  
 Biggert Hall (TX) Poe  
 Bilbray Hastings (WA) Porter  
 Bilirakis Heller Price (GA)  
 Bishop (UT) Hensarling Putnam  
 Blackburn Hoekstra Radanovich  
 Blunt Hulshof Ramstad  
 Boehner Inglis (SC) Rehberg  
 Bono Issa Reichert  
 Boozman Johnson, Sam Rogers (MI)  
 Boustany Jones (NC) Rohrabacher  
 Brady (TX) Jordan Ros-Lehtinen  
 Buchanan King (IA) Schomkam  
 Burton (IN) King (NY) Royce  
 Buyer Kline (MN) Ryan (WI)  
 Campbell (CA) Knollenberg Sali  
 Cannon Lamborn Saxton  
 Cantor Linder Schmidt  
 Carter LoBiondo Sensenbrenner  
 Chabot Lungren, Daniel Sessions  
 Conaway E. Shadegg  
 Culberson Mack Shuster  
 Davis (KY) Manulzo Smith (NJ)  
 Davis, David Marchant Smith (TX)  
 Davis, Tom McCarthy (CA) Souder  
 Deal (GA) McCaul (TX) Stearns  
 Dent McCotter Sullivan  
 Diaz-Balart, L. McHenry Tancredo  
 Diaz-Balart, M. McKeon Thornberry  
 Dreier McMorris Tiahrt  
 Ehlers Rodgers Tiberti  
 Everrett Mica Walberg  
 Feeney Miller (FL) Westmoreland  
 Flake Miller (MI) Wilson (NM)  
 Fortuño Musgrave Wilson (SC)  
 Fossella Myrick Wolf  
 Franks (AZ) Neugebauer Young (FL)  
 Garrett (NJ) Nunes

NOES—294

Abercrombie Clay  
 Ackerman Cleaver Foxx  
 Aderholt Clyburn Frelinghuysen  
 Alexander Coble Gallegly  
 Allen Cohen Giffords  
 Altmire Cole (OK) Gilchrest  
 Andrews Conyers Gillibrand  
 Arcuri Cooper Gillmor  
 Baca Costa Gonzalez  
 Bachus Costello Goode  
 Baird Courtney Gordon  
 Baldwin Cramer Graves  
 Barrow Crenshaw Green, Al  
 Bartlett (MD) Crowley Green, Gene  
 Becerra Grijalva Gutierrez  
 Berkley Cummings Davis (AL)  
 Berman Berman Davis (CA)  
 Berry Davis (IL) Hare  
 Bishop (GA) DeFazio Harman  
 Bishop (NY) DeFazio Hastert  
 Blumenauer DeGette Hastings (FL)  
 Bordallo Delahunt Hayes  
 Boren DeLauro Herger  
 Boswell Dicks Herseht Sandlin  
 Boucher Dingell Hill  
 Boyd (FL) Doggett Hinchey  
 Boyd (KS) Donnelly Hinojosa  
 Brady (PA) Doolittle Hobson  
 Braley (IA) Doyle Hodes  
 Brown (SC) Drake Holden  
 Brown, Corrine Duncan Holt  
 Brown-Waite, Edwards Honda  
 Ginny Hooley  
 Burgess Ellison  
 Butterfield Ellsworth Hoyer  
 Calvert Emanuel Inslee  
 Camp (MI) Emerson Israel  
 Capito Engel Jackson (IL)  
 Capps Eshoo Jackson-Lee  
 Capuano Etheridge (TX)  
 Cardoza Jindal Jefferson  
 Carnahan Fallin Johnson (GA)  
 Carney Farr Johnson (IL)  
 Carson Fattah Johnson, E. B.  
 Castle Ferguson Kagen  
 Castor Filner Kanjorski  
 Chandler Forbes Kaptur  
 Christensen Fortenberry Kennedy

Murphy, Patrick Shimkus  
 Murphy, Tim Shuler  
 Murtha Simpson  
 Nadler Sires  
 Kirk Napolitano Skelton  
 Klein (FL) Neal (MA) Slaughter  
 Kucinich Norton Smith (NE)  
 Kuhl (NY) Oberstar Smith (WA)  
 Lampson Obey Snyder  
 Langevin Olver Solis  
 Lantos Ortiz Space  
 Larsen (WA) Pallone Spratt  
 Latham Pascrell Stark  
 LaTourette Pastor Stupak  
 Lee Paul Sutton  
 Levin Payne Tanner  
 Lewis (CA) Perlmutter Tauscher  
 Lewis (GA) Peterson (MN) Peterson (PA)  
 Lewis (KY) Peterson (PA) Terry  
 Lipinski Pickering Thompson (CA)  
 Loebsock Pomeroy Price (NC)  
 Lofgren, Zoe Thompson (MS)  
 Lowey Pryce (OH) Tierney  
 Lucas Rahall Towns  
 Lynch Rangel Turner  
 Maloney (NY) Regula Udall (CO)  
 Markey Renzi Udall (NM)  
 Matheson Reyes Upton  
 Matsui Rodriguez Van Hollen  
 McCarthy (NY) Rogers (AL) Velazquez  
 McCollum (MN) Rogers (KY) Visclosky  
 McCrery Ross Walden (OR)  
 McDermott Rothman Walsh (NY)  
 McGovern Roybal-Allard Walz (MN)  
 McHugh Ruppertsberger Wasserman  
 McIntyre Rush Schultz  
 McNeerney Ryan (OH) Watson  
 McNulty Salazar Watt  
 Meek (FL) Sanchez, Linda Waxman  
 Meeks (NY) T. Sarbanes Weiner  
 Melancon Sanchez, Loretta Welch (VT)  
 Michaud Schakowsky Weller  
 Miller (NC) Schiff Wexler  
 Miller, Gary Schwartz Whitfield  
 Mitchell Scott (GA) Scott (VA) Wicker  
 Mollohan Moore (KS) Serrano Wilson (OH)  
 Moore (WI) Moore (WI) Sestak Woolsey  
 Moran (KS) Shays Wu  
 Moran (VA) Shea-Porter Wynn  
 Murphy (CT) Sherman Yarmuth

NOT VOTING—17

Bean Hirono Marshall  
 Clarke Hunter Reynolds  
 Cubin Jones (OH) Wamp  
 Davis, Jo Ann LaHood Weldon (FL)  
 Davis, Lincoln Larson (CT) Young (AK)  
 Higgins Mahoney (FL)

So the amendment was not agreed to.

¶103.24 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment submitted by Mrs. CAPITO:

Page 6, line 23, after the dollar amount insert “(reduced by \$10,000,000)”.

Page 42, line 8, after the dollar amount insert “(increased by \$10,000,000)”.

Page 43, line 8, after the dollar amount insert “(increased by \$10,000,000)”.

It was decided in the { Yeas ..... 229  
 affirmative ..... } Nays ..... 196

¶103.25 [Roll No. 722]

AYES—229

Akin Blunt Buyer  
 Alexander Boehner Calvert  
 Altmire Bonner Camp (MI)  
 Bachmann Bono Campbell (CA)  
 Bachus Boozman Cannon  
 Baker Boren Cantor  
 Barrett (SC) Boswell Capito  
 Barrow Boustany Carney  
 Bartlett (MD) Boyd (KS) Carter  
 Brady (TX) Brady (TX) Castle  
 Bean Braley (IA) Chabot  
 Berkley Brown (SC) Chandler  
 Berry Brown-Waite, Coble  
 Bilbray Ginny Cohen  
 Bilirakis Buchanan Cole (OK)  
 Bishop (UT) Burgess Conaway  
 Blackburn Burton (IN) Conyers

Cramer Jones (NC) Pryce (OH) Markey Perlmutter Spratt Graves Marchant Rush
Crenshaw Jordan Putnam Matsui Peterson (MN) Stark Green, Al Marchant Ryan (OH)
Cuellar Keller Radanovich McCarthy (NY) Price (NC) Green, Gene Matheson Ryan (WI)
Culberson King (IA) Ramstad McCollum (MN) Rahall Gutierrez Matsui Sali
Davis (AL) King (NY) Rehberg McDermott Tauscher Hall (TX) Hall (TX) McCarthy (CA)
Davis (KY) Kingston Reichert McGovern Regula Thompson (CA) Thompson (MS) McCarthy (NY)
Davis, David Kirk McNulty Reyes Tauscher McCotter McCotter Schakowsky
Davis, Tom Kline (MN) Meek (FL) Rodriguez Thompson (CA) Harman McCreary Schiff
Deal (GA) Knollenberg Meeks (NY) Rothman Hastert McGovern Schmidt
DeFazio Kuhl (NY) Michaud Roybal-Allard Towns Hayes McHenry Schwartz
Dent Lamborn Rogers (KY) Rush Velazquez Heller McHugh Scott (GA)
Donnelly Lampson Rogers (MI) Salazar Sanchez, Linda Visclosky Walsh (NY) Hill McKeon Scott (VA)
Doolittle Latham Rohrabacher Miller (NC) Sanchez, Loretta Wasserman McKeon Sessions
Drake LaTourette Mollohan Moore (KS) T. Sanchez, Loretta Schultz Sestak
Dreier Lewis (KY) Roskam Moore (WI) Moran (VA) Sarbanes Schakowsky Waters
Duncan Linder Ross Moran (VA) Sarbanes Schakowsky Watson
Ellsworth LoBiondo Royce Murphy (CT) Schaff Watson
Emerson Loeb sack Ryan (OH) Murtha Schiff Watt
English (PA) Lucas Ryan (WI) Nadler Schwartz Waxman
Everett Lungren, Daniel Sali Saxon Scott (GA) Scott (VA) Weiner
Fallin E. Saxton Schmidt Shuler
Feeney Mack Schmidt Shuler
Ferguson Manzullo Sensenbrenner Shuster
Flake Marchant Sessions Shuster
Forbes Matheson Sestak Olver
Fortenberry McCarthy (CA) Shadegg Ortiz
Fortuño McCaul (TX) Shays Shimmus
Fossella McCotter Shimmus
Foxy McCreary Shuler
Franks (AZ) McHenry Shuster
Gallegly McHugh Skelton
Garrett (NJ) McIntyre Smith (NE)
Gerlach McKeon Smith (NJ)
Giffords McMorris Smith (TX)
Gilchrest Rodgers Souder
Gillibrand McNerney Space
Gillmor Melancon Stearns
Gingrey Mica Sullivan
Gohmert Miller (FL) Tancredo
Goode Miller (MI) Tanner
Goodlatte Miller, Gary Taylor
Gordon Mitchell Terry
Granger Moran (KS) Thornberry
Graves Murphy, Patrick Tiahrt
Harman Murphy, Tim Tiberi
Hastert Musgrave Turner
Hastings (WA) Myrick Udall (CO)
Hayes Neugebauer Udall (NM)
Heller Nunes Upton
Hensarling Paul Walberg
Heger Pearce Walden (OR)
Herseth Sandlin Pence Walz (MN)
Hobson Peterson (PA) Weller
Hoekstra Petri Westmoreland
Hooley Pickering Whitfield
Hulshof Pitts Wicker
Inglis (SC) Platts Wilson (NM)
Issa Poe Wilson (SC)
Jindal Pomeroy Wu
Johnson (IL) Porter Young (FL)
Johnson, Sam Price (GA)

Perlmutter Peterson (MN) Stark Green, Gene Gutierrez Hall (TX) Hall (TX) McCarthy (CA)
Thompson (CA) Thompson (MS) Harman McCreary Schiff
Hastert McGovern Schmidt
Hayes McHenry Schwartz
Heller McHugh Scott (GA)
Herseth Sandlin McKeon Scott (VA)
Hill McKeon Sessions
Hinojosa Rodgers Sestak
Hirono McNerney Shadegg
Hobson McNulty Shays
Hodes Meek (FL) Shea-Porter
Hoekstra Meeks (NY) Sherman
Holt Melancon Shimmus
Hooley Mica Shuler
Hulshof Michaud Shuster
Inglis (SC) Miller (FL) Skelton
Inslee Miller (MI) Slaughter
Issa Miller, Gary Smith (NE)
Jefferson Mitchell Smith (NJ)
Jindal Moore (KS) Smith (TX)
Johnson (GA) Moran (KS) Smith (WA)
Johnson (IL) Moran (VA)
Johnson, E. B. Murphy (CT) Snyder
Johnson, Sam Murphy, Patrick Souder
Jones (NC) Murphy, Tim Space
Jones (OH) Murtha Spratt
Jordan Musgrave Stearns
Kagen Myrick Stupak
Kanjorski Neugebauer Sullivan
Kaptur Norton Sutton
Keller Nunes Tancredo
Kennedy Ortiz Tanner
Kildee Pallone Tauscher
Kilpatrick Pearce Taylor
Kind Pence Terry
King (IA) Perlmutter Thompson (CA)
King (NY) Peterson (PA) Thompson (MS)
Kirk Petri Thornberry
Klein (FL) Pickering Tiahrt
Kline (MN) Pitts Tiberi
Knollenberg Platts Towns
Kuhl (NY) Poe Turner
Lamborn Pomeroy Udall (CO)
Lampson Porter Udall (NM)
Langevin Price (GA) Upton
Lantos Pryce (OH) Walberg
Larsen (WA) Putnam Walden (OR)
Latham Radanovich Walz (MN)
LaTourette Ramstad Wasserman
Levin Regula Schultz
Lewis (KY) Rehberg Watson
Linder Reichert Watt
Lipinski Renzi Weiner
LoBiondo Reyes Welch (VT)
Loeb sack Reynolds Weller
Lofgren, Zoe Rodriguez Westmoreland
Lowe y Rogers (AL) Whitfield
Lucas Rogers (KY) Wicker
Lungren, Daniel Rogers (MI) Wilson (NM)
E. Rohrabacher Wilson (SC)
Lynch Ros-Lehtinen Woolsey
Mack Roskam Wu
Mahoney (FL) Ross Wynn
Maloney (NY) Rothman Yarmuth
Manzullo Royce Young (FL)

NOT VOTING—11

Andrews Davis, Jo Ann Ruppertsberger
Brown, Corrine Hunter Wamp
Clarke LaHood Young (AK)
Cubin Marshall

So the amendment was agreed to.

103.26 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment submitted by Mr. SHIMKUS:

Page 7, line 8, after the dollar amount, insert "(increased by \$5,000,000)".

Page 21, line 7, after the dollar amount, insert "(reduced by \$5,000,000)".

It was decided in the affirmative { Yeas ..... 340 Nays ..... 87

103.27 [Roll No. 723]

AYES—340

Abercrombie Burgess Diaz-Balart, L.
Aderholt Burton (IN) Diaz-Balart, M.
Akin Buyer Doggett
Allen Camp (MI) Donnelly
Altmire Campbell (CA) Doolittle
Andrews Cannon Doyle
Arcuri Cantor Drake
Baca Capito Dreier
Bachmann Capps Duncan
Bachus Cardoza Edwards
Baker Carnahan Ehlers
Barrett (SC) Carney Ellsworth
Barrow Carson Emerson
Bartlett (MD) Carter Engel
Barton (TX) Castle English (PA)
Bean Castor Eshoo
Becerra Chabot Everrett
Berkley Chandler Faleomavaega
Berman Christensen Fallin
Berry Cleaver Fattah
Bilirakis Clyburn Feeney
Bishop (GA) Coble Ferguson
Bishop (NY) Cohen Filner
Bishop (UT) Cole (OK) Flake
Blackburn Conaway Forbes
Blunt Conyers Fortenberry
Boehner Cooper Fortuño
Bonner Costa Fossella
Bono Costello Fox
Bozeman Courtney Franks (AZ)
Cramer Crenshaw Garrett (NJ)
Crenshaw Crowley Gerlach
Culberson Cuellar Giffords
Davis (AL) Cummings Gilchrest
Davis (CA) Davis (AL) Gillibrand
Davis (KY) Davis (CA) Gillmor
Davis, David Davis (KY) Dingell
Davis, Lincoln Davis, David Goode
Davis, Tom Davis, Tom Goodlatte
Deal (GA) Deal (GA) Gordon
Dent Dent Granger

NOES—196
Abercrombie Davis, Lincoln Hodes
Ackerman DeGette Holden
Aderholt Delahunt Holt
Allen DeLauro Honda
Arcuri Diaz-Balart, L. Hoyer
Baca Diaz-Balart, M. Inslee
Baird Dicks Israel
Baldwin Jackell Jackson (IL)
Becerra Doggett Jackson-Lee
Berman Doyle Jackson (TX)
Biggart Edwards Jefferson
Bishop (GA) Ehlers Johnson (GA)
Bishop (NY) Ellison Johnson, E. B.
Blumenauer Emanuel Jones (OH)
Bordallo Engel Kagen
Boucher Eshoo Kanjorski
Boyd (FL) Etheridge Kaptur
Brady (PA) Faleomavaega Kennedy
Butterfield Farr Kildee
Capps Fattah Kilpatrick
Capuano Filner Kind
Cardoza Frank (MA) Klein (FL)
Carnahan Frelinghuysen Kucinich
Carson Gonzalez Langevin
Castor Green, Al Lantos
Christensen Green, Gene Larsen (WA)
Clay Grijalva Larson (CT)
Cleaver Gutierrez Lee
Clyburn Hall (NY) Levin
Cooper Hall (TX) Lewis (CA)
Costa Hare Lewis (GA)
Costello Hastings (FL) Lipinski
Courtney Higgins Lofgren, Zoe
Crowley Hill Lowey
Cummings Lynch
Davis (CA) Hinojosa Mahoney (FL)
Davis (IL) Hirono Maloney (NY)

Davis, Lincoln Hodes
DeGette Holden
Delahunt Holt
DeLauro Honda
Diaz-Balart, L. Hoyer
Diaz-Balart, M. Inslee
Dicks Israel
Jackell Jackson (IL)
Doggett Jackson-Lee (TX)
Edwards Jefferson
Ehlers Johnson (GA)
Ellison Johnson, E. B.
Emanuel Jones (OH)
Engel Kagen
Eshoo Kanjorski
Etheridge Kaptur
Faleomavaega Kennedy
Farr Kildee
Fattah Kilpatrick
Filner Kind
Frank (MA) Klein (FL)
Frelinghuysen Kucinich
Gonzalez Langevin
Green, Al Lantos
Green, Gene Larsen (WA)
Grijalva Larson (CT)
Gutierrez Lee
Hall (NY) Levin
Hall (TX) Lewis (CA)
Hare Lewis (GA)
Hastings (FL) Lipinski
Higgins Lofgren, Zoe
Hill Lowey
Lynch
Hinojosa Mahoney (FL)
Hirono Maloney (NY)

Davis, Lincoln Hodes
DeGette Holden
Delahunt Holt
DeLauro Honda
Diaz-Balart, L. Hoyer
Diaz-Balart, M. Inslee
Dicks Israel
Jackell Jackson (IL)
Doggett Jackson-Lee (TX)
Edwards Jefferson
Ehlers Johnson (GA)
Ellison Johnson, E. B.
Emanuel Jones (OH)
Engel Kagen
Eshoo Kanjorski
Etheridge Kaptur
Faleomavaega Kennedy
Farr Kildee
Fattah Kilpatrick
Filner Kind
Frank (MA) Klein (FL)
Frelinghuysen Kucinich
Gonzalez Langevin
Green, Al Lantos
Green, Gene Larsen (WA)
Grijalva Larson (CT)
Gutierrez Lee
Hall (NY) Levin
Hall (TX) Lewis (CA)
Hare Lewis (GA)
Hastings (FL) Lipinski
Higgins Lofgren, Zoe
Hill Lowey
Lynch
Hinojosa Mahoney (FL)
Hirono Maloney (NY)

Marchant Ryan (OH)
Matheson Ryan (WI)
Matsui Sali
McCarthy (CA) Sanchez, Loretta
McCarthy (NY) Saxton
McCotter Schakowsky
McCreary Schiff
McGovern Schmidt
McHenry Schwartz
McHugh Scott (GA)
McIntyre Scott (VA)
McKeon Sensenbrenner
McMorris Sessions
Rodgers Sestak
McNerney Shadegg
McNulty Shays
Meek (FL) Shea-Porter
Meeks (NY) Sherman
Melancon Shimmus
Mica Shuler
Michaud Shuster
Miller (FL) Skelton
Miller (MI) Slaughter
Miller, Gary Smith (NE)
Mitchell Smith (NJ)
Moore (KS) Smith (TX)
Moran (KS) Smith (WA)
Moran (VA) Snyder
Murphy (CT) Souder
Murphy, Patrick Space
Murphy, Tim Spratt
Murphy, Tim Stearns
Murtha Stupak
Musgrave Sullivan
Myrick Neugebauer Sutton
Norton Tancredo
Nunes Tanner
Ortiz Tauscher
Pallone Pearce Taylor
Pallone Pearce Terry
Pearce Pence Thompson (CA)
Pence Perlmutter Thompson (MS)
Peterson (PA) Peterson (PA)
Petri Thornberry
Pickering Tiahrt
Pitts Tiberi
Platts Towns
Poe Turner
Pomeroy Udall (CO)
Porter Udall (NM)
Price (GA) Upton
Pryce (OH) Walberg
Putnam Walden (OR)
Radanovich Walz (MN)
Ramstad Wasserman
Regula Schultz
Rehberg Watson
Reichert Watt
Renzi Weiner
Reyes Welch (VT)
Reynolds Weller
Rodriguez Westmoreland
Rogers (AL) Whitfield
Rogers (KY) Wicker
Rogers (MI) Wilson (NM)
Rohrabacher Wilson (SC)
Ros-Lehtinen Woolsey
Roskam Wu
Ross Wynn
Rothman Yarmuth
Royce Young (FL)

NOES—87

Ackerman Frelinghuysen Mollohan
Alexander Gonzalez Moore (WI)
Baird Grijalva Napolitano
Baldwin Hastings (FL) Neal (MA)
Biggart Hastings (WA) Oberstar
Bilbray Hensarling Obey
Blumenauer Higgins Oliver
Boucher Hinchey Pascrell
Boyd (FL) Holden Pastor
Butterfield Honda Paul
Calvert Hoyer Payne
Capuano Israel Peterson (MN)
Clay Jackson (IL) Price (NC)
Culberson Jackson-Lee Rahall
Davis (IL) (TX) Rangel
DeFazio Kingston Roybal-Allard
DeGette Kucinich Ruppertsberger
Delahunt Larson (CT) Salazar
Lee DeLauro Sanchez, Linda
Lewis (CA) T.
Lewis (GA) Sarbanes
McCaul (TX) Serrano
McCollum (MN) Simpson
McDermott Sires
Miller (NC) Solis
Miller, George Stark

Tierney	Walsh (NY)	Wexler
Van Hollen	Waters	Wilson (OH)
Velazquez	Waxman	Wolf
Visclosky	Weldon (FL)	

NOT VOTING—9

Clarke	Hunter	Nadler
Cubin	LaHood	Wamp
Davis, Jo Ann	Marshall	Young (AK)

So the amendment was agreed to.

103.28 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment numbered 22, submitted by Mr. ENGLISH of Pennsylvania:

Page 11, line 19, after the dollar amount, insert the following: “(reduced by \$2,000,000)”.

Page 68, line 16, after the dollar amount, insert the following: “(increased by \$1,000,000)”.

It was decided in the	{ Yeas .....	83
negative .....	{ Nays .....	342

103.29 [Roll No. 724]

AYES—83

Aderholt	Gillibrand	Peterson (PA)
Akin	Gingrey	Platts
Bachmann	Gohmert	Poe
Bean	Granger	Price (GA)
Bishop (UT)	Heller	Reynolds
Blackburn	Hensarling	Rogers (AL)
Blunt	Herger	Rogers (MI)
Boehner	Hobson	Roskam
Boswell	Hoekstra	Royce
Buyer	Hulshof	Ryan (WI)
Cannon	Jordan	Sali
Capito	King (IA)	Schmidt
Carter	Kline (MN)	Sensenbrenner
Chabot	Kuhl (NY)	Sessions
Cuellar	Lamborn	Shadegg
Davis (KY)	Manzullo	Shimkus
Davis, David	Matheson	Shuster
Dent	McCaul (TX)	Smith (WA)
Donnelly	McCrery	Space
Dreier	McHenry	Tancredo
Emerson	McHugh	Tanner
English (PA)	McKeon	Tiberi
Feeney	Meeks (NY)	Turner
Flake	Mica	Walberg
Franks (AZ)	Murphy, Patrick	Weller
Garrett (NJ)	Myrick	Wicker
Gerlach	Nunes	Wilson (SC)
Giffords	Pearce	

NOES—342

Abercrombie	Brady (TX)	Cramer
Ackerman	Braley (IA)	Crenshaw
Alexander	Brown (SC)	Crowley
Allen	Brown, Corrine	Culberson
Altmire	Brown-Waite,	Cummings
Andrews	Ginny	Davis (AL)
Arcuri	Buchanan	Davis (CA)
Baca	Burgess	Davis (IL)
Bachus	Burton (IN)	Davis, Lincoln
Baird	Butterfield	Davis, Tom
Baker	Calvert	Deal (GA)
Baldwin	Camp (MI)	DeFazio
Barrett (SC)	Campbell (CA)	DeGette
Barrow	Cantor	Delahunt
Bartlett (MD)	Capps	DeLauro
Barton (TX)	Capuano	Diaz-Balart, L.
Becerra	Cardoza	Diaz-Balart, M.
Berkley	Carnahan	Dicks
Berman	Carney	Dingell
Berry	Carson	Doggett
Biggert	Castle	Doolittle
Bilbray	Calvert	Doyle
Bilirakis	Chandler	Drake
Bishop (GA)	Christensen	Duncan
Bishop (NY)	Clay	Edwards
Blumenauer	Cleaver	Ehlers
Bonner	Clyburn	Ellison
Bono	Coble	Ellsworth
Boozman	Cohen	Emanuel
Bordallo	Cole (OK)	Engel
Boren	Conaway	Eshoo
Boucher	Conyers	Etheridge
Boustany	Cooper	Everett
Boyd (FL)	Costa	Faleomavaega
Boyd (KS)	Costello	Fallin
Brady (PA)	Courtney	Farr

Fattah	Lewis (GA)	Rodriguez
Ferguson	Lewis (KY)	Rogers (KY)
Filner	Linder	Rohrabacher
Forbes	Lipinski	Ros-Lehtinen
Fortenberry	LoBiondo	Ross
Fortuño	Loeb sack	Rothman
Fossella	Lofgren, Zoe	Roybal-Allard
Fox	Lowe y	Ruppersberger
Frank (MA)	Lucas	Rush
Frelinghuysen	Lungren, Daniel	Ryan (OH)
Gallegly	E.	Salazar
Gilchrest	Lynch	Sanchez, Linda
Gillmor	Mack	T.
Gonzalez	Mahoney (FL)	Sanchez, Loretta
Goode	Maloney (NY)	Sarbanes
Goodlatte	Marchant	Saxton
Gordon	Markey	Schakowsky
Graves	Matsui	Schiff
Green, Al	McCarthy (CA)	Schwartz
Green, Gene	McCarthy (NY)	Scott (GA)
Grijalva	McCollum (MN)	Scott (VA)
Gutierrez	McCotter	Serrano
Hall (NY)	McDermott	Sestak
Hare	McGovern	Shays
Harman	McIntyre	Shea-Porter
Hastert	McMorris	Sherman
Hastings (FL)	Rodgers	Shuler
Hastings (WA)	McNerney	Simpson
Hayes	McNulty	Sires
Herseth Sandlin	Meek (FL)	Skelton
Higgins	Melancon	Slaughter
Hill	Michaud	Smith (NE)
Hinche y	Miller (FL)	Smith (NJ)
Hinojosa	Miller (MI)	Smith (TX)
Hirono	Miller (NC)	Snyder
Hodes	Miller, Gary	Solis
Holden	Miller, George	Souder
Holt	Mitchell	Spratt
Honda	Mollohan	Stark
Hoyer	Moore (KS)	Stearns
Ingليس (SC)	Moore (WI)	Stupak
Moran (KS)	Moran (KS)	Sutton
Moran (VA)	Moran (VA)	Tauscher
Murphy (CT)	Murphy (CT)	Taylor
Murphy, Tim	Murphy, Tim	Terry
Murtha	Murtha	Thompson (CA)
Musgrave	Musgrave	Thompson (MS)
Nadler	Nadler	Thornberry
Napolitano	Napolitano	Tiahrt
Neal (MA)	Neal (MA)	Tierney
Neugebauer	Neugebauer	Towns
Norton	Norton	Udall (CO)
Oberstar	Oberstar	Udall (NM)
Obey	Obey	Upton
Olver	Olver	Van Hollen
Ortiz	Ortiz	Velazquez
Pallone	Pallone	Visclosky
Pascarella	Pascarella	Walden (OR)
Pastor	Pastor	Walsh (NY)
Paul	Paul	Walz (MN)
Payne	Payne	Wasserman
Pence	Pence	Schultz
Perlmutter	Perlmutter	Waters
Peterson (MN)	Peterson (MN)	Watson
Petri	Petri	Watt
Pickering	Pickering	Waxman
Pitts	Pitts	Weiner
Pomeroy	Pomeroy	Welch (VT)
Porter	Porter	Weldon (FL)
Price (NC)	Price (NC)	Westmoreland
Pryce (OH)	Pryce (OH)	Wexler
Putnam	Putnam	Whitfield
Radanovich	Radanovich	Wilson (NM)
Rahall	Rahall	Wilson (OH)
Ramstad	Ramstad	Wolf
Regula	Regula	Woolsey
Rehberg	Rehberg	Wu
Reichert	Reichert	Wynn
Renzi	Renzi	Yarmuth
Reyes	Reyes	Young (FL)

NOT VOTING—11

Clarke	Hunter	Sullivan
Cubin	LaHood	Wamp
Davis, Jo Ann	Marshall	Young (AK)
Hall (TX)	Rangel	

So the amendment was not agreed to.

103.30 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment submitted by Ms. LOFGREN of California:

Page 16, line 20, after the dollar amount insert “(reduced by \$25,000,000)”.

Page 21, line 7, after the dollar amount insert “(reduced by \$25,000,000)”.

Page 30, line 10, after the dollar amount insert “(reduced by \$5,000,000)”.

Page 42, line 8, after the dollar amount insert “(increased by \$55,000,000)”.

Page 43, line 3, after the dollar amount insert “(increased by \$55,000,000)”.

It was decided in the	{ Yeas .....	388
affirmative .....	{ Nays .....	39

103.31 [Roll No. 725]

AYES—388

Abercrombie	Cuellar	Honda
Ackerman	Culberson	Hooley
Aderholt	Cummings	Hulshof
Akin	Davis (AL)	Inglis (SC)
Allen	Davis (CA)	Inslee
Altmire	Davis (IL)	Israel
Andrews	Davis (KY)	Issa
Arcuri	Davis, David	Jackson-Lee
Baca	Davis, Lincoln	(TX)
Bachmann	Davis, Tom	Jefferson
Bachus	Deal (GA)	Jindal
Baird	DeFazio	Johnson (GA)
Baldwin	DeGette	Johnson (IL)
Barrett (SC)	Dent	Johnson, E. B.
Barrow	Diaz-Balart, L.	Johnson, Sam
Bartlett (MD)	Diaz-Balart, M.	Jones (NC)
Barton (TX)	Doggett	Jones (OH)
Bean	Donnelly	Jordan
Becerra	Doolittle	Kagen
Berkley	Doyle	Kanjorski
Berman	Drake	Kaptur
Biggert	Dreier	Keller
Bilbray	Duncan	Kildee
Bilirakis	Edwards	Kilpatrick
Bishop (GA)	Ellison	Kind
Bishop (NY)	Ellsworth	King (IA)
Bishop (UT)	Emanuel	King (NY)
Blackburn	Emerson	Kingston
Blumenauer	Engel	Kirk
Blunt	English (PA)	Klein (FL)
Boehner	Eshoo	Kline (MN)
Bono	Etheridge	Knollenberg
Boozman	Faleomavaega	Kucinich
Bordallo	Fallin	Kuhl (NY)
Boren	Farr	Lamborn
Boswell	Fattah	Lampson
Boucher	Feeney	Lantos
Boustany	Ferguson	Larsen (WA)
Boyd (FL)	Boyd (FL)	Larson (CT)
Boyd (KS)	Boyd (KS)	Flake
Brady (PA)	Brady (PA)	Forbes
	Brady (TX)	Fortenberry
	Braley (IA)	Fortuño
	Brown (SC)	Fossella
	Brown, Corrine	Fox
	Brown-Waite,	Franks (AZ)
	Ginny	Linder
	Buchanan	Gallegly
	Burgess	Garrett (NJ)
	Burton (IN)	Gerlach
	Butterfield	Giffords
	Buyer	Gilchrest
	Calvert	Gillibrand
	Camp (MI)	Gillmor
	Campbell (CA)	Gingrey
	Cannon	Gohmert
	Cantor	Gonzalez
	Capito	Goode
	Capps	Goodlatte
	Capuano	Gordon
	Cardoza	Granger
	Carnahan	Graves
	Carney	Green, Al
	Carson	Green, Gene
	Carter	Grijalva
	Castle	Hall (NY)
	Castor	Hall (TX)
	Chabot	Hare
	Chandler	Harman
	Christensen	Hastert
	Cleaver	Hastings (FL)
	Clyburn	Hastings (WA)
	Coble	Hayes
	Cohen	Heller
	Cole (OK)	Hensarling
	Conaway	Herger
	Conyers	Herseth Sandlin
	Cooper	Higgins
	Costa	Hill
	Costello	Hinojosa
	Courtney	Hirono
	Cramer	Hobson
	Crenshaw	Hodes
	Crowley	Holden
		Holt



Mitchell	Rogers (KY)	Stearns
Moore (KS)	Rogers (MI)	Stupak
Moore (WI)	Rohrabacher	Sullivan
Moran (KS)	Ros-Lehtinen	Sutton
Moran (VA)	Roskam	Tancredo
Murphy (CT)	Ross	Tanner
Murphy, Patrick	Roybal-Allard	Tauscher
Murphy, Tim	Royce	Taylor
Murtha	Rush	Thompson (CA)
Musgrave	Ryan (OH)	Thompson (MS)
Myrick	Ryan (WI)	Thornberry
Nadler	Salazar	Tiahrt
Napolitano	Sanchez, Linda	Tiberi
Neal (MA)	T.	Tierney
Neugebauer	Sanchez, Loretta	Towns
Norton	Sarbanes	Turner
Nunes	Saxton	Udall (CO)
Ortiz	Schakowsky	Udall (NM)
Pallone	Schiff	Upton
Pastor	Schmidt	Van Hollen
Paul	Schwartz	Velázquez
Payne	Scott (GA)	Walberg
Pearce	Scott (VA)	Walden (OR)
Pence	Sensenbrenner	Walsh (NY)
Perlmutter	Serrano	Walz (MN)
Peterson (MN)	Sessions	Wasserman
Peterson (PA)	Sestak	Schultz
Petri	Shadegg	Waters
Pickering	Shays	Watson
Pitts	Shea-Porter	Watt
Platts	Sherman	Waxman
Poe	Shimkus	Weiner
Pomeroy	Shuler	Welch (VT)
Porter	Shuster	Weldon (FL)
Price (GA)	Simpson	Weller
Price (NC)	Sires	Westmoreland
Pryce (OH)	Skelton	Wexler
Putnam	Slaughter	Whitfield
Radanovich	Smith (NE)	Wicker
Ramstad	Smith (NJ)	Wilson (NM)
Regula	Smith (TX)	Wilson (OH)
Rehberg	Smith (WA)	Wolf
Reichert	Snyder	Woolsey
Renzi	Solis	Wu
Reyes	Souder	Yarmuth
Reynolds	Space	Young (FL)
Rodriguez	Spratt	
Rogers (AL)	Stark	

NOES—39

Alexander	Gutierrez	Mollohan
Baker	Hinchee	Oberstar
Berry	Hoekstra	Obey
Bonner	Hoyer	Olver
Clay	Jackson (IL)	Pascarell
Delahunt	Kennedy	Rahall
DeLauro	Langevin	Rothman
Dicks	Latham	Ruppersberger
Dingell	Lynch	Sali
Ehlers	McCollum (MN)	Terry
Everett	McDermott	Visclosky
Frank (MA)	Melancon	Wilson (SC)
Frelinghuysen	Michaud	Wynn

NOT VOTING—9

Clarke	Hunter	Rangel
Cubin	LaHood	Wamp
Davis, Jo Ann	Marshall	Young (AK)

So the amendment was agreed to.  
 The SPEAKER assumed the Chair.  
 When Mr. HASTINGS of Florida, Acting Chairman, reported that the Committee, having had under consideration said bill, had come to no resolution thereon.

103.32 COMMUNICATION FROM THE CLERK—CERTIFICATE OF ELECTION

The SPEAKER laid before the House a communication, which was read as follows:

OFFICE OF THE CLERK,  
HOUSE OF REPRESENTATIVES,  
Washington, DC, July 24, 2007.

Hon. NANCY PELOSI,  
Speaker, House of Representatives,  
Washington, DC.

DEAR MADAM SPEAKER: I have the honor to transmit herewith a facsimile copy of a letter received from the Honorable Sonny Perdue, Governor, State of Georgia, indicating that, according to the official returns of the Special Election held July 17, 2007, the Honorable Paul Broun was elected Rep-

resentative to Congress for the Tenth Congressional District, State of Georgia.

With best wishes, I am  
Sincerely,

LORRAINE C. MILLER,  
Clerk.

103.33 MEMBER-ELECT SWORN IN

Mr. Paul Broun of the 10th District of Georgia, presented himself at the bar of the House and took the oath of office prescribed by law.

103.34 WHOLE NUMBER OF THE HOUSE OF REPRESENTATIVES ADJUSTED

The SPEAKER announced under clause 5(d) of rule XX, that, in light of the administration of the oath to Representative BROUN, the whole number of the House is adjusted to 433.

103.35 COMMERCE, JUSTICE, AND SCIENCE APPROPRIATIONS FY 2008

The SPEAKER, pursuant to House Resolution 562 and rule XVIII, declared the House resolved into the Committee of the Whole House on the state of the Union for the further consideration of the bill (H.R. 3093) making appropriations for the Departments of Commerce and Justice, and Science, and Related Agencies for the fiscal year ending September 30, 2008, and for other purposes.

Mr. HASTINGS of Florida, Acting Chairman, resumed the chair; and after some time spent therein,

103.36 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment submitted by Mr. KING of Iowa:

Page 29, line 19, insert “, increased by \$1,000,000 and decreased by \$1,000,000,” after “\$6,498, 111,000”.

It was decided in the negative .....	Yays .....	19	
		Nays .....	389
		Answered present	16

103.37 [Roll No. 726]

AYES—19

Bishop (UT)	Garrett (NJ)	Rogers (AL)
Buyer	Gohmert	Sali
Cannon	King (IA)	Sessions
Davis (KY)	Lamborn	Tancredo
Deal (GA)	McHenry	Westmoreland
Foxx	Pearce	
Franks (AZ)	Pitts	

NOES—389

Abercrombie	Bishop (GA)	Calvert
Ackerman	Bishop (NY)	Camp (MI)
Aderholt	Blumenauer	Campbell (CA)
Akin	Blunt	Cantor
Alexander	Boehner	Capito
Allen	Bono	Capps
Altmire	Boozman	Capuano
Andrews	Bordallo	Cardoza
Arcuri	Boren	Carnahan
Baca	Boswell	Carney
Bachus	Boucher	Carson
Baird	Boustany	Carter
Baker	Boyd (FL)	Castle
Baldwin	Boyd (KS)	Castor
Barrow	Brady (PA)	Chabot
Bartlett (MD)	Brady (TX)	Chandler
Barton (TX)	Braley (IA)	Clay
Bean	Brown (SC)	Cleaver
Becerra	Brown, Corrine	Clyburn
Berkley	Brown-Waite,	Coble
Berman	Ginny	Cohen
Berry	Buchanan	Cole (OK)
Biggett	Burgess	Conaway
Bilbray	Burton (IN)	Conyers
Bilirakis	Butterfield	Cooper

Costa	Jindal	Payne
Costello	Johnson (GA)	Pence
Courtney	Johnson (IL)	Perlmutter
Cramer	Johnson, E. B.	Peterson (MN)
Crenshaw	Johnson, Sam	Peterson (PA)
Crowley	Jones (NC)	Petri
Cuellar	Jordan	Pickering
Culberson	Kagen	Platts
Cummings	Kanjorski	Poe
Davis (AL)	Kaptur	Pomeroy
Davis (CA)	Keller	Porter
Davis (IL)	Kennedy	Price (GA)
Davis, David	Kildee	Price (NC)
Davis, Lincoln	Kilpatrick	Pryce (OH)
Davis, Tom	Kind	Putnam
DeGette	King (NY)	Radanovich
DeLauro	Kingston	Rahall
Dent	Kirk	Ramstad
Diaz-Balart, L.	Klein (FL)	Regula
Diaz-Balart, M.	Knollenberg	Rehberg
Dicks	Kucinich	Reichert
Dingell	Kuhl (NY)	Renzi
Doggett	Lampson	Reyes
Donnelly	Langevin	Reynolds
Doolittle	Lantos	Rodriguez
Drake	Larsen (WA)	Rogers (KY)
Dreier	Larson (CT)	Rogers (MI)
Duncan	LaTourette	Rohrabacher
Edwards	Lee	Ros-Lehtinen
Ehlers	Levin	Roskam
Ellison	Lewis (CA)	Ross
Ellsworth	Lewis (GA)	Rothman
Emanuel	Lewis (KY)	Ruppersberger
Emerson	Linder	Rush
Engel	Lipinski	Ryan (OH)
English (PA)	LoBiondo	Ryan (WI)
Eshoo	Loeb	Salazar
Etheridge	Lofgren, Zoe	Sanchez, Linda
Everett	Lowey	T.
Faleomavaega	Lucas	Sanchez, Loretta
Fallin	Lungren, Daniel	Sarbanes
Farr	E.	Saxton
Fattah	Lynch	Schakowsky
Feeney	Mack	Schiff
Ferguson	Mahoney (FL)	Schmidt
Filner	Maloney (NY)	Schwartz
Flake	Manzullo	Scott (GA)
Forbes	Marchant	Scott (VA)
Fortenberry	Markey	Serrano
Fortuño	Matheson	Sestak
Fossella	Matsui	Shadegg
Frank (MA)	McCarthy (CA)	Shays
Frelinghuysen	McCarthy (NY)	Shea-Porter
Gallegly	McCollum (MN)	Sherman
Gerlach	McCrery	Shimkus
Giffords	McDermott	Shuler
Gilchrest	McGovern	Shuster
Gillibrand	McHugh	Simpson
Gillmor	McIntyre	Sires
Gingrey	McKeon	Skelton
Gonzalez	McMorris	Slaughter
Goode	Rodgers	Smith (NE)
Goodlatte	McNerney	Smith (NJ)
Gordon	McNulty	Smith (TX)
Granger	Meek (FL)	Smith (WA)
Graves	Meeks (NY)	Snyder
Green, Al	Melancon	Solis
Grijalva	Mica	Souder
Gutierrez	Michaud	Space
Hall (NY)	Miller (FL)	Spratt
Hall (TX)	Miller (MI)	Stark
Hare	Miller (NC)	Stearns
Harman	Miller, Gary	Stupak
Hastert	Miller, George	Sullivan
Hayes	Mitchell	Sutton
Heller	Mollohan	Tanner
Hensarling	Moore (KS)	Tauscher
Hерger	Moore (WI)	Taylor
Herseth Sandlin	Moran (KS)	Terry
Higgins	Moran (VA)	Thompson (CA)
Hinchee	Murphy (CT)	Thompson (MS)
Hinojosa	Murphy, Patrick	Thornberry
Hirono	Murphy, Tim	Tiahrt
Hobson	Murtha	Tiberi
Hodes	Musgrave	Tierney
Hoekstra	Myrick	Towns
Holden	Nadler	Turner
Holt	Napolitano	Udall (CO)
Honda	Neal (MA)	Udall (NM)
Hooley	Neugebauer	Upton
Hoyer	Norton	Van Hollen
Hulshof	Nunes	Velázquez
Inglis (SC)	Oberstar	Visclosky
Inslee	Obey	Walberg
Israel	Olver	Walden (OR)
Issa	Ortiz	Walsh (NY)
Jackson (IL)	Pallone	Walz (MN)
Jackson-Lee	Pascarell	Wamp
(TX)	Pastor	Wasserman
Jefferson	Paul	Schultz

Waters Weller Wolf  
 Watson Wexler Woolsey  
 Watt Whitfield Wu  
 Waxman Wicker Wynn  
 Weiner Wilson (NM) Yarmuth  
 Welch (VT) Wilson (OH) Young (FL)  
 Weldon (FL) Wilson (SC)

ANSWERED "PRESENT"—16

Bachmann Green, Gene McCaul (TX)  
 Barrett (SC) Hastings (FL) McCotter  
 Blackburn Hastings (WA) Roybal-Allard  
 Bonner Jones (OH) Sensenbrenner  
 Delahunt Kline (MN)  
 Doyle Latham

NOT VOTING—13

Broun (GA) DeFazio Rangel  
 Christensen Hill Royce  
 Clarke Hunter Young (AK)  
 Cubin LaHood  
 Davis, Jo Ann Marshall

So the amendment was not agreed to. After some further time.

103.38 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment submitted by Mrs. CAPITO:

At the end of the bill (before the short title), insert the following:

TITLE VII—ADDITIONAL GENERAL PROVISIONS

SEC. 701. None of the funds made available in this Act may be used in contravention of section 402(e)(1) of the Illegal Immigration Reform and Immigrant Responsibility Act of 1996 (8 U.S.C. 1324a note).

It was decided in the { Yeas ..... 243 affirmative ..... Nays ..... 186

103.39 [Roll No. 727]

AYES—243

Aderholt Costa Green, Al  
 Alexander Costello Gutierrez  
 Allen Crenshaw Hall (NY)  
 Altmire Cuellar Hall (TX)  
 Arcuri Davis (AL) Hare  
 Bachmann Davis (KY) Hastert  
 Bachus Davis, David Hastings (WA)  
 Baker Davis, Lincoln Hayes  
 Barrett (SC) Davis, Tom Heller  
 Barrow Deal (GA) Hensarling  
 Bartlett (MD) DeFazio Heger  
 Barton (TX) Delahunt Higgins  
 Bean Dent Hobson  
 Bilbray Diaz-Balart, L. Hodes  
 Bilirakis Diaz-Balart, M. Hoekstra  
 Bishop (UT) Doggett Holden  
 Blackburn Donnelly Hulshof  
 Blunt Doolittle Hunter  
 Boehner Drake Issa  
 Bonner Dreier Jefferson  
 Bono Duncan Jindal  
 Boozman Ellison Johnson (GA)  
 Boren Ellsworth Jones (NC)  
 Boswell Emerson Jordan  
 Boucher English (PA) Keller  
 Boustany Everett Kind  
 Boyda (KS) Fallin King (IA)  
 Brady (TX) Feeney King (NY)  
 Braley (IA) Ferguson Kingston  
 Broun (GA) Flake Kirk  
 Brown (SC) Forbes Kline (MN)  
 Brown-Waite, Fortenberry Knollenberg  
 Ginny Fortuño Kuhl (NY)  
 Buchanan Fossella Lamborn  
 Burgess Fossella Lampson  
 Burton (IN) Franks (AZ) Latham  
 Buyer Gallegly LaTourette  
 Calvert Garrett (NJ) Lewis (KY)  
 Camp (MI) Gerlach Linder  
 Campbell (CA) Giffords LoBiondo  
 Cannon Gilchrest Loeb sack  
 Cantor Gillibrand Lowey  
 Capito Gillmor Lucas  
 Carney Gingrey Lungren, Daniel  
 Castle Gohmert E.  
 Chabot Goode Lynch  
 Goodlatte Goodlatte Mack  
 Cole (OK) Granger Mahoney (FL)  
 Conaway Graves Maloney (NY)

Manzullo Platts Skelton  
 Marchant Poe Slaughter  
 McCarthy (CA) Pomeroy Smith (NE)  
 McCaul (TX) Porter Smith (NJ)  
 McCotter Price (GA) Smith (TX)  
 McCrery Pryce (OH) Souder  
 McHenry Putnam Space  
 McHugh Radanovich Stearns  
 McKeon Ramstad Sullivan  
 McMorris Regula Tancredo  
 Rodgers Rehberg Tanner  
 McNeerney Reichert Taylor  
 Melancon Renzi Terry  
 Mica Reynolds Tiaht  
 Miller (FL) Rogers (AL) Tiberi  
 Miller (MI) Rogers (KY) Turner  
 Miller, Gary Rogers (MI) Upton  
 Mitchell Ros-Lehtinen Walberg  
 Moran (KS) Roskam Walden (OR)  
 Murphy, Tim Royce Wamp  
 Musgrave Rush Waters  
 Myrick Sali Welch (VT)  
 Nadler Saxton Weldon (FL)  
 Neugebauer Schmidt Weller  
 Norton Scott (GA) Westmoreland  
 Nunes Sensenbrenner Whitfield  
 Paul Sessions Wicker  
 Pearce Sestak Wilson (NM)  
 Pence Shays Wilson (OH)  
 Peterson (PA) Shimkus Wilson (SC)  
 Petri Shuler Wolf  
 Pickering Shuster Wynn  
 Pitts Simpson Young (FL)

NOES—186

Abercrombie Hastings (FL) Ortiz  
 Ackerman Herseth Sandlin Pallone  
 Akin Hill Pascrell  
 Andrews Hinchey Pastor  
 Baca Hinojosa Payne  
 Baird Hirono Perlmutter  
 Baldwin Holt Peterson (MN)  
 Becerra Honda Price (NC)  
 Berkley Hooley Rahall  
 Berman Hoyer Rangel  
 Berry Inglis (SC) Reyes  
 Biggert Inslae Rodriguez  
 Bishop (GA) Israel Rohrabacher  
 Bishop (NY) Jackson (IL) Ross  
 Blumenauer Jackson-Lee Rothman  
 Bordallo Boyd (FL) Roybal-Allard  
 Brad (PA) Johnson (IL) Ruppertsberger  
 Bradley (CA) Johnson, E. B. Ryan (OH)  
 Brown, Corrine Johnson, Sam Ryan (WI)  
 Butterfield Jones (OH) Salazar  
 Capps Kagen Sánchez, Linda  
 Capuano Kanjorski T.  
 Cardoza Kaptur Sanchez, Loretta  
 Carnahan Kennedy Sarbanes  
 Carson Kildee Schakowsky  
 Carter Kilpatrick Schiff  
 Castor Klein (FL) Schwartz  
 Chandler Kucinich Scott (VA)  
 Christensen Langevin Serrano  
 Clay Lantos Shadegg  
 Cleaver Larsen (WA) Shea-Porter  
 Clyburn Larson (CT) Sherman  
 Cohen Lee Sires  
 Conyers Cooper Levin Smith (WA)  
 Cooper Lewis (CA) Snyder  
 Courtney Lewis (GA) Solis  
 Cramer Lipinski Spratt  
 Crowley Lofgren, Zoe Stark  
 Culberson Markey Stupak  
 Davis (CA) Matheson Sutton  
 Davis (IL) Matsui Tauscher  
 DeGette McCarthy (NY) Thompson (CA)  
 DeLauro McCollum (MN) Thompson (MS)  
 Dicks McDermott Thornberry  
 Dingell McGovern Tierney  
 Doyle McIntyre Towns  
 Edwards McNulty Udall (CO)  
 Ehlers Meek (FL) Udall (NM)  
 Emanuel Meeks (NY) Van Hollen  
 Engel Miller (NC) Velázquez  
 Eshoo Miller, George Visclosky  
 Etheridge Mollohan Walsh (NY)  
 Faleomavaega Moore (KS) Walz (MN)  
 Farr Moore (WI) Wasserman  
 Fattah Moran (VA) Schultz  
 Filner Murphy (CT) Watson  
 Frank (MA) Murphy, Patrick Watt  
 Frelinghuysen Murtha Waxman  
 Gonzalez Napolitano Weiner  
 Gordon Neal (MA) Wexler  
 Green, Gene Oberstar Woolsey  
 Grijalva Obey Wu  
 Harman Olver Yarmuth

NOT VOTING—8

Clarke Davis, Jo Ann Michaud  
 Cubin LaHood Young (AK)  
 Cummings Marshall

So the amendment was agreed to.

103.40 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment submitted by Mr. ETHERIDGE:

Page 41, line 20, insert "(increased by \$1,747,111)" after the dollar amount.

It was decided in the { Yeas ..... 421 affirmative ..... Nays ..... 2

103.41 [Roll No. 728]

AYES—421

Abercrombie Clyburn Gordon  
 Ackerman Coble Granger  
 Aderholt Cohen Graves  
 Akin Cole (OK) Green, Al  
 Alexander Conaway Green, Gene  
 Allen Conyers Grijalva  
 Altmire Cooper Gutierrez  
 Andrews Costa Hall (NY)  
 Arcuri Costello Hall (TX)  
 Baca Courtney Hare  
 Bachmann Cramer Harman  
 Bachus Crenshaw Hastert  
 Baird Crowley Hastings (FL)  
 Baker Cuellar Hastings (WA)  
 Baldwin Culberson Hayes  
 Barrett (SC) Davis (AL) Heller  
 Barrow Davis (CA) Hensarling  
 Bartlett (MD) Davis (IL) Heger  
 Barton (TX) Davis (KY) Herseth Sandlin  
 Bean Davis, David Higgins  
 Becerra Davis, Lincoln Hill  
 Berkley Davis, Tom Hinchey  
 Berman Deal (GA) Hinojosa  
 Berry DeFazio Hirono  
 Biggert DeGette Hobson  
 Bilbray Delahunt Hodes  
 Bilirakis DeLauro Hoekstra  
 Bishop (GA) Dent Holden  
 Bishop (NY) Diaz-Balart, L. Holt  
 Bishop (UT) Diaz-Balart, M. Honda  
 Blackburn Dicks Hooley  
 Blumenauer Dingell Hoyer  
 Blunt Doggett Hulshof  
 Boehner Donnelly Hunter  
 Bonner Doolittle Inglis (SC)  
 Bono Inslae Inslae  
 Boozman Drake Israel  
 Bordallo Dreier Issa  
 Boren Duncan Jackson (IL)  
 Boswell Edwards Jackson-Lee  
 Boucher Ehlers (TX)  
 Boustany Ellison Jefferson  
 Boyd (FL) Ellsworth Jindal  
 Boyda (KS) Emanuel Johnson (GA)  
 Brady (PA) Emerson Johnson (IL)  
 Brady (TX) Engel Johnson, E. B.  
 Braley (IA) English (PA) Jones (NC)  
 Broun (GA) Eshoo Jones (OH)  
 Brown (SC) Etheridge Jordan  
 Brown, Corrine Everett Kagen  
 Brown-Waite, Faleomavaega Kanjorski  
 Ginny Fallin Kaptur  
 Buchanan Farr Kennedy  
 Burgess Fattah Kildee  
 Burton (IN) Feeney Kilpatrick  
 Butterfield Ferguson Kind  
 Buyer Filner King (IA)  
 Calvert Forbes King (NY)  
 Camp (MI) Fortenberry Kingston  
 Campbell (CA) Fortuño Kirk  
 Cannon Fossella Klein (FL)  
 Cantor Foxx Kline (MN)  
 Capito Frank (MA) Knollenberg  
 Capps Franks (AZ) Kucinich  
 Capuano Frelinghuysen Kuhl (NY)  
 Cardoza Gallegly Lamborn  
 Carnahan Garrett (NJ) Lampson  
 Carney Gerlach Langevin  
 Castle Giffords Lantos  
 Chabot Gilchrest Larsen (WA)  
 Chandler Gillibrand Larson (CT)  
 Christensen Castle Latham  
 Clay Castor Gingrey  
 Cleaver Goodlatte Gohmert  
 Lee Goode Lee  
 Goodlatte Mack Levin  
 Granger Mahoney (FL) Lewis (CA)  
 Graves Maloney (NY) Lewis (GA)

Table listing names of legislators and their districts, organized in columns. Includes names like Lewis (KY), Linder, Lipinski, etc.

NOES—2

Table listing names of legislators under the NOES—2 section, including Flake, Clarke, Cubin, etc.

So the amendment was agreed to.

¶103.42 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment numbered 9, submitted by Mr. SESSIONS:

Strike section 213.

It was decided in the { Yeas ..... 162 negative ..... } Nays ..... 267

¶103.43 [Roll No. 729]

AYES—162

Table listing names of legislators under the AYES—162 section, including Aderholt, Akin, Alexander, etc.

NOES—267

Table listing names of legislators under the NOES—267 section, including Abercrombie, Ackerman, Allen, etc.

NOT VOTING—8

Table listing names of legislators under the NOT VOTING—8 section, including Clarke, Cubin, Cummings, etc.

So the amendment was not agreed to.

¶103.44 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment submitted by Mr. INSLEE:

Page 56, after line 7, insert the following new section:

SEC. 214. The amounts otherwise provided by this title are revised by reducing the amount made available for "GENERAL ADMINISTRATION—SALARIES AND EXPENSES", and increasing the amount made available for "OFFICE ON VIOLENCE AGAINST WOMEN—VIOLENCE AGAINST WOMEN PREVENTION AND PROSECUTION PROGRAMS" (consisting of an additional \$6,000,000 for grants to assist children and youth exposed to violence, \$6,000,000 for services to advocate for and respond to youth, \$1,000,000 for the national tribal sex offender registry, and \$1,000,000 for research relating to violence against Indian women, as authorized by sections 41303, 41201, 905(b), and 904, respectively, of the Violence Against Women and Department of Justice Reauthorization Act of 2005), by \$14,000,000.

It was decided in the { Yeas ..... 412 affirmative ..... } Nays ..... 18

¶103.45 [Roll No. 730]

AYES—412

Table listing names of legislators under the AYES—412 section, including Ackerman, Aderholt, Akin, etc.

Boucher	Gallegly	Matsui	Schmidt	Stark	Walz (MN)	Doolittle	Knollenberg	Rehberg
Boustany	Garrett (NJ)	McCarthy (CA)	Schwartz	Stearns	Wamp	Doyle	Kuhl (NY)	Reichert
Boyd (FL)	Gerlach	McCarthy (NY)	Scott (GA)	Stupak	Wasserman	Drake	Lamborn	Renzi
Boyd (KS)	Giffords	McCaul (TX)	Scott (VA)	Sullivan	Schultz	Dreier	Lampson	Reyes
Brady (PA)	Gilchrest	McCollum (MN)	Sensenbrenner	Sutton	Waters	Duncan	Langevin	Reynolds
Brady (TX)	Gillibrand	McCotter	Serrano	Tancredo	Watson	Edwards	Lantos	Rodriguez
Brale (IA)	Gillmor	McCrery	Sessions	Tanner	Watt	Ehlers	Larson (CT)	Rogers (AL)
Broun (GA)	Gingrey	McDermott	Sestak	Tauscher	Waxman	Ellison	LaTham	Rogers (KY)
Brown (SC)	Gohmert	McGovern	Shays	Taylor	Weiner	Ellsworth	LaTourette	Rogers (MI)
Brown, Corrine	Gonzalez	McHenry	Shea-Porter	Terry	Welch (VT)	Emanuel	Levin	Rohrabacher
Brown-Waite,	Goode	McHugh	Sherman	Thompson (CA)	Weldon (FL)	Emerson	Lewis (KY)	Ros-Lehtinen
Ginny	Goodlatte	McIntyre	Shimkus	Thompson (MS)	Weller	Engel	Linder	Roskam
Buchanan	Gordon	McKeon	Shuler	Thornberry	Westmoreland	English (PA)	Lipinski	Ross
Burgess	Granger	McMorris	Shuster	Tiaht	Wexler	Eshoo	LoBiondo	Rothman
Burton (IN)	Graves	Rodgers	Simpson	Tiberi	Whitfield	Etheridge	Loebsack	Roybal-Allard
Butterfield	Green, Al	McNerney	Sires	Tierney	Wicker	Everett	Lofgren, Zoe	Royce
Buyer	Green, Gene	McNulty	Skelton	Towns	Wilson (NM)	Faleomavaega	Lowey	Ruppersberger
Calvert	Grijalva	Meek (FL)	Slaughter	Turner	Wilson (OH)	Fallin	Lucas	Rush
Camp (MI)	Gutierrez	Meeke (NY)	Smith (NE)	Udall (CO)	Wilson (SC)	Farr	Lungren, Daniel	Ryan (WI)
Cantor	Hall (NY)	Melancon	Smith (NJ)	Udall (NM)	Wolf	Fattah	E.	Salazar
Capito	Hare	Mica	Smith (TX)	Upton	Woolsey	Feeney	Lynch	Sali
Capps	Harman	Miller (FL)	Smith (WA)	Van Hollen	Wu	Ferguson	Mack	Sarbanes
Capuano	Hastings (FL)	Miller (MI)	Snyder	Velázquez	Wynn	Frank (MA)	Filner	Saxton
Cardoza	Hastings (WA)	Miller (NC)	Solis	Visclosky	Yarmuth	Franks (AZ)	Maloney (NY)	Schakowsky
Carman	Hayes	Miller, Gary	Souder	Walberg	Young (FL)	Flake	Manzullo	Schiff
Carney	Heller	Miller, George	Space	Walden (OR)		Forbes	Marchant	Schmitt
Carson	Hensarling	Mitchell	Spratt	Walsh (NY)		Fortenberry	Markey	Schwartz
Carter	Herseth Sandlin	Moore (KS)				Fortuno	Matheson	Scott (GA)
Castle	Higgins	Moore (WI)				Fossella	Matsui	Scott (VA)
Castor	Hill	Moran (KS)	Abercrombie	Hastert	Kingston	Fox	McCarthy (CA)	Sensenbrenner
Chabot	Hinchev	Moran (VA)	Campbell (CA)	Herger	Lewis (CA)	Frank (MA)	McCarthy (NY)	Serrano
Chandler	Hinojosa	Murphy (CT)	Cannon	Hirono	Mollohan	Franks (AZ)	McCaul (TX)	Sessions
Christensen	Hobson	Murphy, Patrick	Clay	Hoyer	Rahall	Gallegly	McCollum (MN)	Sestak
Cleaver	Hodes	Murphy, Tim	Frelinghuysen	Inglis (SC)	Ryan (OH)	Gerlach	McCotter	Shadegg
Clyburn	Hoekstra	Murtha	Hall (TX)	Johnson, Sam	Shadegg	Giffords	McCrery	Shays
Coble	Holden	Musgrave				Gilchrest	McDermott	Shea-Porter
Cohen	Holt	Myrick				Gillibrand	McGovern	Sherman
Cole (OK)	Honda	Nadler	Clarke	LaHood	Young (AK)	Gillmor	McHenry	Shimkus
Conaway	Hooley	Napolitano	Cubin	Marshall		Gingrey	McHugh	Shuler
Conyers	Hulshof	Neal (MA)	Davis, Jo Ann	Michaud		Gohmert	McIntyre	Shuster
Cooper	Hunter	Neugebauer				Gonzalez	McKeon	Shuster
Costa	Insee	Norton				Goode	McMorris	Simpson
Costello	Israel	Nunes				Goodlatte	Rodgers	Sires
Courtney	Issa	Oberstar				Gordon	McNerney	Skelton
Cramer	Jackson (IL)	Obey				Granger	McNulty	Slaughter
Crenshaw	Jackson-Lee	Olver				Graves	Meek (FL)	Smith (NE)
Crowley	(TX)	Ortiz				Green, Al	Meeke (NY)	Smith (NJ)
Cuellar	Jefferson	Pallone				Green, Gene	Melancon	Smith (TX)
Culberson	Jindal	Pascrell				Gutierrez	Mica	Snyder
Cummings	Johnson (GA)	Pastor				Hall (NY)	Miller (FL)	Souder
Davis (AL)	Johnson (IL)	Paul				Hall (TX)	Miller (MI)	Space
Davis (CA)	Johnson, E. B.	Payne				Hare	Miller (NC)	Spratt
Davis (IL)	Jones (NC)	Pearce				Harman	Miller, Gary	Stearns
Davis (KY)	Jones (OH)	Pence				Hastert	Miller, George	Stupak
Davis, David	Jordan	Perlmutter				Hastings (WA)	Mitchell	Sullivan
Davis, Lincoln	Kagen	Peterson (MN)				Hayes	Moore (KS)	Sutton
Davis, Tom	Kanjorski	Peterson (PA)				Heller	Moore (WI)	Tancredo
Deal (GA)	Kaptur	Petri				Hensarling	Moran (KS)	Tanner
DeFazio	Keller	Pickering				Herger	Moran (VA)	Tauscher
DeGette	Kennedy	Pitts				Herseth Sandlin	Murphy (CT)	Taylor
Delahunt	Kildee	Platts				Higgins	Murphy, Patrick	Terry
DeLauro	Kilpatrick	Poe				Hill	Murphy, Tim	Thompson (CA)
Dent	Kind	Pomeroy				Hinchev	Murtha	Thompson (MS)
Diaz-Balart, L.	King (IA)	Porter				Hinojosa	Musgrave	Thornberry
Diaz-Balart, M.	King (NY)	Price (GA)				Hirono	Myrick	Tiaht
Dicks	Kirk	Price (NC)	Abercrombie	Boozman	Chabot	Hobson	Nadler	Tiberi
Dingell	Klein (FL)	Pryce (OH)	Ackerman	Bordallo	Chandler	Hodes	Napolitano	Tierney
Doggett	Kline (MN)	Putnam	Aderholt	Boren	Christensen	Hoekstra	Neal (MA)	Tierney
Donnelly	Knollenberg	Radanovich	Akin	Boswell	Coble	Holden	Neugebauer	Turner
Doolittle	Kucinich	Ramstad	Alexander	Boucher	Cohen	Hooley	Nunes	Turner
Doyle	Kuhl (NY)	Rangel	Allen	Boystany	Cole (OK)	Hulshof	Oberstar	Udall (CO)
Drake	Lamborn	Regula	Altmire	Boyd (FL)	Conaway	Hunter	Obey	Udall (NM)
Dreier	Lampson	Rehberg	Andrews	Boyd (KS)	Cooper	Inglis (SC)	Ortiz	Upton
Duncan	Langevin	Reichert	Arcuri	Brady (PA)	Costa	Israel	Pallone	Van Hollen
Edwards	Lantos	Renzi	Baca	Brady (TX)	Costello	Issa	Pascrell	Walberg
Ehlers	Larsen (WA)	Reyes	Bachmann	Brale (IA)	Courtney	Jackson-Lee	Pastor	Walden (OR)
Ellison	Larson (CT)	Reynolds	Bachus	Broun (GA)	Cramer	(TX)	Paul	Walsh (MN)
Ellsworth	Latham	Rodriguez	Baird	Brown (SC)	Crenshaw	Jefferson	Payne	Wamp
Emanuel	LaTourette	Rogers (AL)	Baker	Brown, Corrine	Crowley	Jindal	Pearce	Wasserman
Emerson	Lee	Rogers (KY)	Baldwin	Brown-Waite,	Cuellar	Johnson (GA)	Pence	Schultz
Engel	Levin	Rogers (MI)	Barrett (SC)	Ginny	Culberson	Johnson (IL)	Perlmutter	Waters
English (PA)	Lewis (GA)	Rohrabacher	Barrow	Buchanan	Cummings	Johnson, E. B.	Peterson (MN)	Watson
Eshoo	Lewis (KY)	Ros-Lehtinen	Bartlett (MD)	Burgess	Davis (AL)	Johnson, Sam	Peterson (PA)	Waxman
Etheridge	Linder	Roskam	Barton (TX)	Burton (IN)	Davis (CA)	Jones (NC)	Petri	Weiner
Everett	Lipinski	Ross	Bean	Buyer	Davis (IL)	Jordan	Welch (VT)	Weldon (FL)
Faleomavaega	LoBiondo	Rothman	Berkley	Calvert	Davis (KY)	Jordan	Weller	Weldon (FL)
Fallin	Loebsack	Roybal-Allard	Berman	Camp (MI)	Davis, David	Kagen	Platts	Westmoreland
Farr	Lofgren, Zoe	Royce	Berry	Campbell (CA)	Davis, Lincoln	Kanjorski	Poe	Wexler
Fattah	Lowey	Ruppersberger	Biggett	Cannon	Davis, Tom	Keller	Pomeroy	Whitfield
Feeney	Lucas	Rush	Bilbray	Cantor	Deal (GA)	Kennedy	Porter	Wicker
Ferguson	Lungren, Daniel	Ryan (WI)	Bilirakis	Capito	DeFazio	Kildee	Price (GA)	Wilson (NM)
Filner	E.	Salazar	Bishop (GA)	Capps	DeGette	Kind	Price (NC)	Wilson (OH)
Flake	Lynch	Sali	Bishop (NY)	Capuano	Delahunt	King (IA)	Pryce (OH)	Wilson (SC)
Forbes	Mack	Sánchez, Linda	Bishop (UT)	Cardoza	DeLauro	King (IA)	Putnam	Wolf
Fortenberry	Mahoney (FL)	T.	Blackburn	Carman	Dent	King (NY)	Radanovich	Wu
Fortuno	Maloney (NY)	Sanchez, Loretta	Blumenauer	Carney	Diaz-Balart, L.	Kingston	Ramstad	Wynn
Fossella	Manzullo	Sarbanes	Blunt	Carson	Diaz-Balart, M.	Kirk	Rangel	Yarmuth
Fox	Marchant	Saxton	Boehner	Carter	Dicks	Klein (FL)	Regula	Young (FL)
Frank (MA)	Markey	Schakowsky	Bonner	Castle	Doggett	Kline (MN)		
Franks (AZ)	Matheson	Schiff	Bono	Castor	Donnelly			

NOES—18

NOT VOTING—7

So the amendment was agreed to.

103.46 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment submitted by Mr. POE:

Page 75, line 24, strike “\$625,000,000” and insert “\$635,000,000”.

Page 76, line 2, insert “, and the amount otherwise provided under this Act for Department of Commerce, Departmental Management, Salaries and Expenses is reduced by \$10,000,000” after “(42 U.S.C. 10601)”.

It was decided in the { Yeas ..... 395  
affirmative ..... } Nays ..... 34

103.47 [Roll No. 731]

AYES—395

Abercrombie	Boozman	Chabot
Ackerman	Bordallo	Chandler
Aderholt	Boren	Christensen
Akin	Boswell	Coble
Alexander	Boucher	Cohen
Allen	Boystany	Cole (OK)
Altmire	Boyd (FL)	Conaway
Andrews	Boyd (KS)	Cooper
Arcuri	Brady (PA)	Costa
Baca	Brady (TX)	Costello
Bachmann	Brale (IA)	Courtney
Bachus	Broun (GA)	Cramer
Baird	Brown (SC)	Crenshaw
Baker	Brown, Corrine	Crowley
Baldwin	Brown-Waite,	Cuellar
Barrett (SC)	Ginny	Culberson
Barrow	Buchanan	Cummings
Bartlett (MD)	Burgess	Davis (AL)
Barton (TX)	Burton (IN)	Davis (CA)
Bean	Buyer	Davis (IL)
Berkley	Calvert	Davis (KY)
Berman	Camp (MI)	Davis, David
Berry	Campbell (CA)	Davis, Lincoln
Biggett	Cannon	Davis, Tom
Bilbray	Cantor	Deal (GA)
Bilirakis	Capito	DeFazio
Bishop (GA)	Capps	DeGette
Bishop (NY)	Capuano	Delahunt
Bishop (UT)	Cardoza	DeLauro
Blackburn	Carman	Dent
Blumenauer	Carney	Diaz-Balart, L.
Blunt	Carson	Diaz-Balart, M.
Boehner	Carter	Dicks
Bonner	Castle	Doggett
Bono	Castor	Donnelly

NOES—34

Table with 3 columns: Name, Name, Name. Includes names like Becerra, Hoyer, Ryan (OH), etc.

NOT VOTING—8

Table with 3 columns: Name, Name, Name. Includes names like Clarke, LaHood, Walsh (NY), etc.

So the amendment was agreed to.

103.48 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment submitted by Mr. REICHERT:

Page 83, after line 6, insert the following new section:

SEC. 529. The amounts otherwise provided by this Act are revised by reducing the amount made available for "DEPARTMENTAL MANAGEMENT—SALARIES AND EXPENSES", and by increasing the amount made available for "OFFICE ON VIOLENCE AGAINST WOMEN—VIOLENCE AGAINST WOMEN PREVENTION AND PROSECUTION PROGRAMS" for the court training and improvements program authorized by section 105 of the Violence Against Women and Department of Justice Reauthorization Act of 2005 (Public Law 109-162), by \$5,000,000.

It was decided in the { Yeas ..... 405 affirmative ..... } Nays ..... 25

103.49 [Roll No. 732]

AYES—405

Table with 3 columns: Name, Name, Name. Includes names like Abercrombie, Brown-Waite, DeFazio, etc.

Table with 3 columns: Name, Name, Name. Includes names like Goode, Matheson, Royce, etc.

NOT VOTING—7

Table with 3 columns: Name, Name, Name. Includes names like Clarke, LaHood, Young (AK), etc.

So the amendment was agreed to.

103.50 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment submitted by Mr. HINCHEY:

At the end of the bill (before the short title), insert the following:

TITLE VII—ADDITIONAL GENERAL PROVISIONS

SEC. 701. None of the funds made available in this Act to the Department of Justice may be used, with respect to the States of Alaska, California, Colorado, Hawaii, Maine, Montana, Nevada, New Mexico, Oregon, Rhode Island, Vermont, and Washington, to prevent such States from implementing their own State laws that authorize the use, distribution, possession, or cultivation of medical marijuana.

It was decided in the { Yeas ..... 165 negative ..... } Nays ..... 262

103.51 [Roll No. 733]

AYES—165

Table with 3 columns: Name, Name, Name. Includes names like Abercrombie, Hirono, Pastor, etc.

NOES—25

Table with 3 columns: Name, Name, Name. Includes names like Becerra, Hoyer, Jackson (IL), etc.

NOES—262

Table with 3 columns: Name, Name, Name. Includes names like Aderholt, Arcuri, Barrett (SC), etc.

Berry	Frelinghuysen	Murphy, Patrick
Biggert	Galleghy	Murphy, Tim
Bilbray	Gerlach	Musgrave
Bilirakis	Gillibrand	Myrick
Bishop (UT)	Gillmor	Neugebauer
Blackburn	Gingrey	Nunes
Blunt	Gohmert	Ortiz
Boehner	Goode	Pearce
Bonner	Goodlatte	Pence
Bono	Gordon	Peterson (PA)
Boozman	Granger	Petri
Bordallo	Graves	Pickering
Boren	Green, Gene	Pitts
Boswell	Hall (NY)	Platts
Boustany	Hall (TX)	Poe
Boyd (FL)	Hastert	Pomeroy
Boyd (KS)	Hastings (WA)	Price (GA)
Brady (TX)	Hayes	Pryce (OH)
Bralley (IA)	Heller	Putnam
Brown (SC)	Hensarling	Radanovich
Brown, Corrine	Herger	Rahall
Brown-Waite,	Hereth Sandlin	Ramstad
Ginny	Hill	Regula
Buchanan	Hinojosa	Reichert
Burgess	Hobson	Reyes
Burton (IN)	Hoekstra	Reynolds
Butterfield	Holden	Rogers (AL)
Buyer	Hulshof	Rogers (KY)
Calvert	Hunter	Rogers (MI)
Camp (MI)	Inglis (SC)	Ros-Lehtinen
Cannon	Issa	Roskam
Cantor	Jefferson	Ross
Capito	Jindal	Ryan (WI)
Cardoza	Johnson, Sam	Salazar
Carney	Jones (NC)	Sali
Carter	Jordan	Saxton
Castle	Kagen	Schmidt
Castor	Keller	Schwartz
Chabot	King (IA)	Sensenbrenner
Chandler	King (NY)	Sessions
Clyburn	Kingston	Shadegg
Coble	Kirk	Shays
Cole (OK)	Klein (FL)	Shimkus
Conaway	Kline (MN)	Shuler
Cooper	Knollenberg	Shuster
Costa	Kuhl (NY)	Simpson
Costello	Lamborn	Skelton
Cramer	Lampson	Smith (NE)
Crenshaw	Larsen (WA)	Smith (NJ)
Cuellar	Latham	Smith (TX)
Culberson	Levin	Smith (WA)
Cummings	Lewis (CA)	Snyder
Davis (AL)	Lewis (KY)	Souder
Davis (KY)	Linder	Space
Davis, David	Lipinski	Spratt
Davis, Lincoln	LoBiondo	Stearns
Davis, Tom	Lucas	Stupak
Deal (GA)	Lungren, Daniel	Sullivan
Dent	E.	Tanner
Diaz-Balart, L.	Lynch	Taylor
Diaz-Balart, M.	Mack	Terry
Dicks	Mahoney (FL)	Thompson (MS)
Dingell	Manzullo	Thornberry
Donnelly	Marchant	Tiahrt
Doolittle	Matheson	Tiberi
Drake	McCarthy (CA)	Turner
Dreier	McCaul (TX)	Upton
Duncan	McCotter	Visclosky
Edwards	McCrery	Walberg
Ehlers	McHenry	Walden (OR)
Ellsworth	McHugh	Walsh (NY)
Emerson	McIntyre	Wamp
English (PA)	McKeon	Wasserman
Etheridge	McMorris	Schultz
Everett	Rodgers	Weldon (FL)
Faleomavaega	McNerney	Weller
Fallin	Meek (FL)	Westmoreland
Feeney	Meeks (NY)	Whitfield
Ferguson	Mica	Wicker
Forbes	Miller (FL)	Wilson (NM)
Fortenberry	Miller (MI)	Wilson (OH)
Fortuño	Miller (NC)	Wilson (SC)
Fossella	Miller, Gary	Wolf
Foxx	Mollohan	Young (FL)
Franks (AZ)	Moran (KS)	

## NOT VOTING—10

Bachus	Davis, Jo Ann	Stark
Boucher	LaHood	Young (AK)
Clarke	Marshall	
Cubin	Michaud	

So the amendment was not agreed to. The SPEAKER pro tempore, Mr. ALTMIRE, assumed the Chair.

When Mr. SNYDER, Chairman, reported that the Committee, having had under consideration said bill, had come to no resolution thereon.

## ¶103.52 SUBMISSION OF CONFERENCE REPORT—H.R. 1

Mr. THOMPSON of Mississippi, submitted a conference report (Rept. No. 110-259) on the bill (H.R. 1) to provide for the implementation of the recommendations of the National Commission on Terrorist Attacks upon the United States; together with a statement thereon, for printing in the CONGRESSIONAL RECORD under the rule.

## ¶103.53 COMMITTEE ELECTION—MINORITY

Mr. PUTNAM, by direction of the Republican Conference, submitted the following privileged resolution (H. Res. 566):

*Resolved*, That the following member be, and is hereby, elected to the following standing committees of the House of Representatives:

(1) COMMITTEE ON HOMELAND SECURITY.—Mr. Broun of Georgia.

(2) COMMITTEE ON SCIENCE AND TECHNOLOGY.—Mr. Broun of Georgia.

When said resolution was considered and agreed to.

A motion to reconsider the vote whereby said resolution was agreed to was, by unanimous consent, laid on the table.

## ¶103.54 BOARD OF VISITORS TO THE UNITED STATES COAST GUARD ACADEMY

The SPEAKER pro tempore, Mr. ALTMIRE, pursuant to 14 United States Code 194(a) and the order of the House of January 4, 2007, announced that the Speaker appointed the following Members of the House to the Board of Visitors to the United States Coast Guard Academy: Messrs. COURTNEY and SHAYS.

*Ordered*, That the Clerk notify the Senate of the foregoing appointments.

## ¶103.55 COMMUNICATION FROM THE CHAIRMAN—APPOINTMENT—BOARD OF VISITORS OF THE UNITED STATES COAST GUARD ACADEMY

The SPEAKER pro tempore, Mr. ALTMIRE, laid before the House the following communication, which was read as follows:

HOUSE OF REPRESENTATIVES, COMMITTEE ON TRANSPORTATION AND INFRASTRUCTURE,

*Washington, DC, July 25, 2007.*

Hon. NANCY PELOSI,  
*Speaker of the House, The Capitol,*  
*Washington, DC.*

DEAR MADAM SPEAKER: Pursuant to section 194 of title 14, United States Code, as Chairman of the Committee on Transportation and Infrastructure, I am required to designate three Members of the United States Coast Guard Academy Board of Visitors. I designate Representative Michael H. Michaud (Maine), Representative Mazie Hirono (Hawaii), and Ranking Member John L. Mica (Florida) to serve on the Board of Visitors.

Since its founding in 1876, the Coast Guard Academy, based in New London, Connecticut has accomplished its mission of "educating, training and developing leaders of character who are ethically, intellectually, professionally, and physically prepared to serve their country." The Board of Visitors meets annually with staff, faculty and cadets to review the Academy's programs, curricula, and

facilities and to assess future needs. The Board of Visitors plays an important supervisory role in ensuring the continued success of the Academy and the tradition of excellence of the U.S. Coast Guard.

Thank you for your consideration in this matter.

Sincerely,

JAMES L. OBERSTAR,  
*Chairman.*

*Ordered*, That the Clerk notify the Senate of the foregoing appointments.

## ¶103.56 PROVIDING FOR CONSIDERATION OF THE CONFERENCE REPORT TO ACCOMPANY H.R. 1

Mr. HASTINGS of Florida, by direction of the Committee on Rules, reported (Rept. No. 110-260) the resolution (H. Res. 567) providing for consideration of the conference report to accompany the bill (H.R. 1) to provide for the implementation of the recommendations of the National Commission on Terrorist Attacks Upon the United States.

When said resolution and report were referred to the House Calendar and ordered printed.

## ¶103.57 RECESS—11:53 P.M.

The SPEAKER pro tempore, Mr. ALTMIRE, pursuant to clause 12(a) of rule I, declared the House in recess at 11 o'clock and 53 minutes p.m., subject to the call of the Chair.

## THURSDAY, JULY 26 (LEGISLATIVE DAY OF JULY 25), 2007

## ¶103.58 AFTER RECESS—9:55 A.M.

The SPEAKER pro tempore, Mr. LYNCH, called the House to order.

## ¶103.59 PROVIDING FOR CONSIDERATION OF H.R. 2419

Mr. WELCH of Vermont, by direction of the Committee on Rules, reported (Rept. No. 110-261) the resolution (H. Res. 574) providing for consideration of the bill (H.R. 2419) to provide for the continuation of agricultural programs through fiscal year 2012, and for other purposes.

When said resolution and report were referred to the House Calendar and ordered printed.

## ¶103.60 SENATE CONCURRENT RESOLUTION REFERRED

A concurrent resolution of the Senate of the following title was taken from the Speaker's table and, under the rule, referred as follows:

S. Con Res. 42. A concurrent resolution recognizing the need to pursue research into the causes, treatment, and eventual cure for idiopathic pulmonary fibrosis, supporting the designation of a National Idiopathic Pulmonary Fibrosis Awareness Week, and for other purposes; to the Committee on Energy and Commerce.

¶103.61 ENROLLED BILL AND JOINT  
RESOLUTION SIGNED

Lorraine C. Miller, Clerk of the House, reported and found truly enrolled bills of the House of the following titles, which were thereupon signed by the Speaker:

H.J. Res. 44. A joint resolution approving the renewal of import restrictions contained in the Burmese Freedom and Democracy Act of 2003, and for other purposes.

H.R. 2429. An Act to amend title XVIII of the Social Security Act to provide an exception to the 60-day limit on Medicare reciprocal billing arrangements between two physicians during the period in which one of the physicians is ordered to active duty as a member of a reserve component of the Armed Forces.

¶103.62 LEAVE OF ABSENCE

By unanimous consent, leave of absence was granted—

To Mr. HONDA, for July 23 and July 24; and

To Mr. MICHAUD, for today after 10 p.m. and until 7:30 p.m. on July 26.

And then,

¶103.63 ADJOURNMENT

On motion of Mr. WELCH of Vermont, at 9 o'clock and 56 minutes a.m. Thursday, July 26, (legislative day of July 25, 2007), the House adjourned.

¶103.64 OATH OF OFFICE/MEMBERS,  
RESIDENT COMMISSIONERS &  
DELEGATES

The oath of office required by the sixth article of the Constitution of the United States, and as provided by section 2 of the act of May 13, 1884 (23 Stat. 22), to be administered to Members, Resident Commissioner, and Delegates of the House of Representatives, the text of which is carried in 5 U.S.C. 3331:

"I, AB, do solemnly swear (or affirm) that I will support and defend the Constitution of the United States against all enemies, foreign and domestic; that I will bear true faith and allegiance to the same; that I take this obligation freely, without any mental reservation or purpose of evasion; and that I will well and faithfully discharge the duties of the office on which I am about to enter. So help me God."

has been subscribed to in person and filed in duplicate with the Clerk of the House of Representatives by the following Member of the 110th Congress, pursuant to the provisions of 2 U.S.C. 25:

PAUL C. BROWN, Georgia, Tenth.

¶103.65 REPORTS OF COMMITTEES ON  
PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XIII, reports of committees were delivered to the Clerk for printing and reference to the proper calendar, as follows:

Mr. OBEY: Committee on Appropriations. Supplemental report on H.R. 3093. A bill making appropriations for the Departments of Commerce and Justice, and Science, and

Related Agencies for the fiscal year ending September 30, 2008, and for other purposes (Rept. 110-240, Pt. 2). Ordered to be printed.

Mr. THOMPSON of Mississippi: Committee of Conference. Conference report on H.R. 1. A bill to provide for the implementation of the recommendations of the National Commission on Terrorist Attacks Upon the United States (Rept. 110-259). Ordered to be printed.

Mr. HASTINGS of Florida: Committee on Rules. House Resolution 567. Resolution providing for consideration of the conference report to accompany the bill (H.R. 1) to provide for the implementation of the recommendations of the National Commission on Terrorist Attacks Upon the United States (Rept. 110-260). Referred to the house Calendar.

[Filed on July 26 (legislative day of July 25), 2007]

Mr. CARDOZA: Committee on Rules. House Resolution 574. Resolution providing for consideration of the bill (HR. 2419) to provide for the continuation of agricultural programs through fiscal year 2012, and for other purposes (Rept. 110-261). Referred to the House Calendar.

¶103.66 PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XII, public bills and resolutions were introduced and severally referred, as follows:

By Mr. KAGEN:

H.R. 3171. A bill to amend titles XIX and XXI of the Social Security Act to provide for an express lane for simplified Medicaid and SCHIP eligibility determinations for children; to the Committee on Energy and Commerce.

By Mr. CONYERS (for himself, Mr. ELLISON, Mr. THOMPSON of Mississippi, Mrs. CHRISTENSEN, Ms. NOR-TON, Ms. WOOLSEY, Mr. SERRANO, Mr. GRIJALVA, Mr. WEXLER, Ms. LEE, and Mr. RUSH):

H.R. 3172. A bill to exclude certain assets in determining eligibility under the food stamp program, the temporary assistance for needy families (TANF) program, the Supplemental Security Income (SSI) program, and the State children's health insurance program (SCHIP); to the Committee on Ways and Means, and in addition to the Committees on Agriculture, and Energy and Commerce, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. WAXMAN:

H.R. 3173. A bill to amend the Public Health Service Act to establish demonstration programs on regionalized systems for emergency care, to support emergency medicine research, and for other purposes; to the Committee on Energy and Commerce.

By Mrs. DAVIS of California (for herself, Ms. CARSON, Mr. ABERCROMBIE, Mr. SKELTON, and Mr. ACKERMAN):

H.R. 3174. A bill to amend titles 28 and 10, United States Code, to allow for certiorari review of certain cases denied relief or review by the United States Court of Appeals for the Armed Forces; to the Committee on the Judiciary.

By Ms. MCCOLLUM of Minnesota (for herself, Mr. HONDA, Mrs. CAPPs, Mr. TERRY, Mr. BERMAN, Mr. ELLISON, Ms. JACKSON-LEE of Texas, and Ms. CLARKE):

H.R. 3175. A bill to protect girls in developing countries through the prevention of child marriage, and for other purposes; to the Committee on Foreign Affairs.

By Mr. BARTON of Texas (for himself, Mr. DEAL of Georgia, Mr. HASTERT, Mr. BUYER, Mrs. BLACKBURN, Mr. TERRY, Mr. SHIMKUS, Mr. PITTS, Mr.

STEARNS, Mr. BURGESS, Mr. HALL of Texas, Mr. PICKERING, and Mrs. MYRICK):

H.R. 3176. A bill to amend title XXI of the Social Security Act to reauthorize and reform the State Children's Health Insurance Program (SCHIP); to the Committee on Energy and Commerce.

By Mr. GARRETT of New Jersey (for himself, Mr. HOEKSTRA, Mr. BISHOP of Utah, Ms. FOX, Mr. PITTS, Mr. CULBERSON, Mr. AKIN, Mr. GOODE, Mr. WHITFIELD, Mr. KING of Iowa, Mr. CANNON, Mr. PENCE, Mr. CAMPBELL of California, Mr. JONES of North Carolina, Mr. PAUL, Mr. GILCHREST, Mr. BARTLETT of Maryland, Mrs. CUBIN, Mr. MCHENRY, Mr. MILLER of Florida, Mr. HENSARLING, Mr. WESTMORELAND, Mr. FEENEY, Mrs. MYRICK, Mr. POE, Mr. MANZULLO, Mrs. BLACKBURN, Ms. ROS-LEHTINEN, Mr. GOHMERT, Mr. DANIEL E. LUNGREN of California, Mr. BILBRAY, Mr. BARRETT of South Carolina, Mr. BAKER, Mr. WALBERG, and Mr. JORDAN):

H.R. 3177. A bill to allow a State to opt out of K-12 education grant programs and the requirements of those programs, to amend the Internal Revenue Code of 1986 to provide a credit to taxpayers in such a State, and for other purposes; to the Committee on Ways and Means, and in addition to the Committee on Education and Labor, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. SHAYS:

H.R. 3178. A bill to limit the length of deployment of members of the Armed Forces for Operation Iraqi Freedom; to the Committee on Armed Services.

By Mr. TOWNS (for himself and Mr. BILBRAY):

H.R. 3179. A bill to amend title 40, United States Code, to authorize the use of Federal supply schedules for the acquisition of law enforcement, security, and certain other related items by State and local governments; to the Committee on Oversight and Government Reform.

By Mr. UDALL of Colorado:

H.R. 3180. A bill to amend title 31, United States Code, to clarify who is an original source for purposes of bringing a qui tam action; to the Committee on the Judiciary.

By Mr. UDALL of Colorado:

H.R. 3181. A bill to provide for the exchange of certain lands in the Arapaho-Roosevelt National Forests in the State of Colorado with the Sugar Loaf Fire Protection District, and for other purposes; to the Committee on Natural Resources.

By Mr. UDALL of Colorado:

H.R. 3182. A bill to allow United States persons to participate in energy development offshore from Cuba and other nearby countries; to the Committee on Foreign Affairs, and in addition to the Committee on Ways and Means, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. DAVIS of Illinois:

H. Con. Res. 192. Concurrent resolution expressing the sense of Congress regarding the need for further study of the neurological disorder dysnia; to the Committee on Energy and Commerce.

By Mr. PUTNAM:

H. Res. 566. A resolution electing a minority member to certain standing committees of the House of Representatives; considered and agreed to.

By Mr. BRALEY of Iowa (for himself, Mr. SKELTON, Mr. BOSWELL, Mr. LOEBACK, Mr. LATHAM, Mr. KING of



Iowa, Mr. MURPHY of Connecticut, Mr. JOHNSON of Georgia, Mr. SHULER, Mr. HARE, Mrs. GILLIBRAND, Mr. WELCH of Vermont, Mr. REYES, Mr. BRADY of Pennsylvania, Mr. LYNCH, Mr. ELLSWORTH, Mrs. BOYDA of Kansas, Mrs. DAVIS of California, Ms. LINDA T. SANCHEZ of California, Mr. SESTAK, Ms. CASTOR, Mr. KIND, Mr. SPRATT, Mr. PATRICK MURPHY of Pennsylvania, Mr. KAGEN, Mr. KLEIN of Florida, Mr. WALZ of Minnesota, Mr. TIERNEY, Ms. MCCOLLUM of Minnesota, Mr. ELLISON, Mr. HODES, Mr. MAHONEY of Florida, Mr. PERLMUTTER, Mr. EDWARDS, Mr. CUELLAR, Mr. ROSKAM, Mr. RODRIGUEZ, Mr. ORTIZ, Mr. HINOJOSA, Mr. TAYLOR, Mr. CARNY, Mr. ALLEN, Mr. MICHAUD, Mr. POMEROY, Ms. SUTTON, Mr. SPACE, Mr. CUMMINGS, Mr. ALTMIRE, Mr. SMITH of Nebraska, Mr. JONES of North Carolina, Mr. LARSEN of Washington, Mr. OBERSTAR, Mr. MOORE of Kansas, Mr. MORAN of Kansas, Ms. SHEA-PORTER, Ms. MOORE of Wisconsin, Mr. LOBIONDO, Mr. SMITH of Washington, Mr. SNYDER, Mr. LAMBORN, Mr. WALBERG, Mr. MEEK of Florida, Mr. SALI, Mr. DAVID DAVIS of Tennessee, Mr. TERRY, Ms. HERSETH SANDLIN, Mr. PLATTS, Mr. RAMSTAD, Mr. FRANKS of Arizona, Mr. JORDAN, and Ms. FALLIN):

H. Res. 568. A resolution honoring and expressing gratitude to the 1st Battalion of the 133rd Infantry ("Ironman Battalion") of the Iowa National Guard; to the Committee on Armed Services.

By Mr. DAVIS of Illinois:

H. Res. 569. A resolution expressing the sense of the House of Representatives that observing a Movement Disorders Awareness Month would promote awareness, diagnosis, and advocacy concerning the issue; to the Committee on Energy and Commerce.

By Mr. DAVIS of Illinois:

H. Res. 570. A resolution expressing the sense of the House of Representatives that there should be established a National School-Based Health Centers Month to raise awareness of health services provided by school health centers; to the Committee on Oversight and Government Reform.

By Mr. DAVIS of Illinois:

H. Res. 571. A resolution supporting the goals and ideals of National Health Center Week in order to raise awareness of health services provided by community, migrant, public housing, and homeless health centers, and for other purposes; to the Committee on Oversight and Government Reform.

By Mr. KING of New York:

H. Res. 572. A resolution encouraging employers and online dating sites to use sex offender registries for background checks; to the Committee on the Judiciary.

By Mr. MORAN of Virginia (for himself, Mr. LANTOS, Mr. PAYNE, Mr. WOLF, Ms. LEE, and Mr. MCGOVERN):

H. Res. 573. A resolution recognizing and commending the efforts of the United States public and advocacy groups to raise awareness about and help end the worsening humanitarian crisis and genocide in Darfur, Sudan, and for other purposes; to the Committee on Foreign Affairs.

#### 103.67 MEMORIALS

Under clause 3 of rule XII, memorials were presented and referred as follows:

139. The SPEAKER presented a memorial of the Legislative Assembly of the State of Oregon, relative to House Joint Memorial No. 22 urging the Congress of the United States to include proposed language in an amendment to the Federal Power Act, 16 U.S.C. 791a et. seq.; to the Committee on Energy and Commerce.

140. Also, a memorial of the Legislative Assembly of the State of Oregon, relative to House Joint Memorial No. 12 urging the Congress of the United States to pass legislation to allow the Forest Service and the Bureau of Land Management to enter into long-term, 15-year contracts allowing the removal of biomass from federal forests in Oregon in order to provide fuel for cogeneration plants; to the Committee on Natural Resources.

141. Also, a memorial of the Legislative Assembly of the State of Oregon, relative to House Joint Memorial No. 13 urging the President of the United States and the Congress of the United States to pursue negotiations to forge and ratify a free trade agreement with Taiwan that will lower the remaining trade barriers between the two countries; to the Committee on Ways and Means.

#### 103.68 PRIVATE BILLS AND RESOLUTIONS

Under clause 3 of rule XII,

Mr. KUCINICH introduced a bill (H.R. 3183) for the relief of Theresa and Stefan Sajac; which was referred to the Committee on the Judiciary.

#### 103.69 ADDITIONAL SPONSORS

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

H.R. 180: Mr. ACKERMAN.  
 H.R. 275: Mr. ROHRBACHER and Mr. RYAN of Ohio.  
 H.R. 473: Mr. FORBES and Mrs. EMERSON.  
 H.R. 507: Ms. ESHOO and Mr. MORAN of Kansas.  
 H.R. 690: Mr. ROGERS of Alabama.  
 H.R. 728: Mr. SHULER.  
 H.R. 758: Mr. MORAN of Kansas.  
 H.R. 788: Mr. DAVIS of Illinois.  
 H.R. 938: Mr. SHADEGG.  
 H.R. 943: Mr. BOOZMAN.  
 H.R. 947: Mr. LATHAM.  
 H.R. 997: Mr. WICKER.  
 H.R. 1004: Mr. STARK.  
 H.R. 1064: Mr. FERGUSON, Mr. LOBIONDO, and Mr. PASTOR.  
 H.R. 1078: Ms. HIRONO.  
 H.R. 1141: Mr. SOUDER and Mr. MCCOTTER.  
 H.R. 1248: Mr. HALL of New York.  
 H.R. 1264: Mr. SOUDER.  
 H.R. 1282: Mr. ALEXANDER.  
 H.R. 1286: Mr. KENNEDY and Mrs. LOWEY.  
 H.R. 1304: Mr. MICA.  
 H.R. 1322: Mr. WYNN, Mr. HARE, and Mr. RYAN of Ohio.  
 H.R. 1333: Mr. PETERSON of Minnesota.  
 H.R. 1360: Ms. DELAULO.  
 H.R. 1363: Mr. BRALLEY of Iowa, Mr. YOUNG of Alaska, and Mrs. NAPOLITANO.  
 H.R. 1365: Mr. NEUGEBAUER.  
 H.R. 1366: Mr. CALVERT and Mr. BARTLETT of Maryland.  
 H.R. 1399: Mr. MANZULLO, Mr. SENSENBRENNER, and Mr. RODRIGUEZ.  
 H.R. 1400: Mr. YOUNG of Florida, Mr. PAYNE, and Mr. PICKERING.  
 H.R. 1416: Mr. BERMAN.  
 H.R. 1518: Mr. BOUCHER.  
 H.R. 1533: Mr. HODES.  
 H.R. 1534: Ms. BALDWIN and Mr. HODES.  
 H.R. 1553: Mr. FILNER and Ms. ESHOO.  
 H.R. 1566: Mr. DOYLE and Mr. MCDERMOTT.  
 H.R. 1647: Mr. BOOZMAN.  
 H.R. 1671: Mr. SCOTT of Virginia and Ms. WATERS.  
 H.R. 1818: Mr. YOUNG of Alaska.  
 H.R. 1912: Mr. SHULER.  
 H.R. 1919: Mr. PETERSON of Minnesota and Mr. ROTHMAN.  
 H.R. 1992: Mr. SCOTT of Virginia.  
 H.R. 2021: Mr. REICHERT, Mr. CONYERS, Ms. SCHWARTZ, Mr. BURTON of Indiana, Ms. JACK-

SON-LEE of Texas, Mr. MILLER of Florida, Mr. EMANUEL, Mr. MCINTYRE, Mr. MEEKS of New York, Mr. DOGGETT, Mr. WEXLER, Mr. TOWNS, and Mr. THOMPSON of Mississippi.

H.R. 2118: Ms. LORETTA SANCHEZ of California.

H.R. 2159: Mr. KAGEN.

H.R. 2169: Mr. JACKSON of Illinois and Mr. COHEN.

H.R. 2188: Mr. SMITH of Washington.

H.R. 2289: Mr. ROSS.

H.R. 2291: Mr. FOSSELLA, Mr. THORNBERRY, and Mr. MCHUGH.

H.R. 2343: Mr. BRADY of Pennsylvania.

H.R. 2347: Mr. KNOLLENBERG and Ms. LEE.

H.R. 2353: Mr. MICHAUD and Mr. PAYNE.

H.R. 2371: Mr. MORAN of Virginia and Mr. TIERNEY.

H.R. 2380: Mr. BAKER, Mr. HELLER, Mr. LAMPSON, Mr. DEAL of Georgia, Mr. WESTMORELAND, Mr. CAMPBELL of California, Mr. PENCE, and Mr. NEUGEBAUER.

H.R. 2449: Ms. HIRONO.

H.R. 2452: Mr. HOLT.

H.R. 2537: Mr. KIRK, Mr. WAXMAN, and Mr. HASTINGS of Florida.

H.R. 2561: Mrs. MYRICK.

H.R. 2567: Mr. CARTER.

H.R. 2583: Mr. POE.

H.R. 2585: Mr. WALDEN of Oregon.

H.R. 2596: Ms. HIRONO and Mr. STARK.

H.R. 2604: Mr. ENGEL.

H.R. 2609: Mr. SHULER and Mr. BISHOP of Georgia.

H.R. 2610: Mr. TOWNS.

H.R. 2677: Mr. FERGUSON.

H.R. 2694: Ms. BORDALLO.

H.R. 2726: Mr. SOUDER and Mr. PETERSON of Pennsylvania.

H.R. 2744: Mr. GORDON, Ms. LEE, Mr. MICHAUD, Mr. ARCURI, Mr. ROTHMAN, Mr. SMITH of Washington, and Ms. BALDWIN.

H.R. 2774: Mr. COHEN, Mr. COSTA, Mr. HINCHEY, Ms. BORDALLO, Mr. INSLEE, Mr. DONNELLY, Ms. Linda T. SANCHEZ of California.

H.R. 2792: Mr. STARK.

H.R. 2807: Mr. SULLIVAN.

H.R. 2818: Mr. BOUCHER, Mr. BISHOP of New York, Mr. COURTNEY, Mr. GARRETT of New Jersey, Mr. KAGEN, Mr. MAHONEY of Florida, Mrs. MCCARTHY of New York, Ms. SOLIS, Mr. WILSON of Ohio, Mr. YARMUTH, Mr. HALL of Texas, Ms. GINNY BROWN-WAITE of Florida, Ms. BALDWIN, Mr. LOBIONDO, Mrs. BOYDA of Kansas, Ms. DELAULO, Mr. EMANUEL, Mr. JOHNSON of Georgia, and Mr. WATT.

H.R. 2824: Mr. RUSH, Mr. BRADY of Pennsylvania, Mr. CAPUANO, Ms. JACKSON-LEE of Texas, Mrs. JONES of Ohio, Mr. COHEN, Mr. ELLISON, Mr. KUCINICH, Ms. KAPTUR, and Mr. ACKERMAN.

H.R. 2846: Mr. GRIJALVA.

H.R. 2852: Mr. HENSARLING.

H.R. 2870: Mr. WU.

H.R. 2885: Mr. MOORE of Kansas.

H.R. 2914: Mr. LAMPSON and Mr. FORTUÑO.

H.R. 2925: Mr. PAYNE.

H.R. 2927: Mr. ROGERS of Michigan, Ms. BEAN, Mr. ISSA, Mr. SMITH of Nebraska, Mr. MEEKS of New York, Ms. FALLIN, Mr. HAYES, Mr. DAVID DAVIS of Tennessee, Mr. SPACE, Mr. GILLMOR, Mr. UPTON, and Mr. BERRY.

H.R. 2942: Mrs. MYRICK, Mr. DONNELLY, Mr. GALLEGLY, Mr. LATOURETTE, and Mr. SPACE.

H.R. 2951: Mr. KUCINICH, Mr. DAVIS of Illinois, Mr. FILNER, and Mr. GRIJALVA.

H.R. 2954: Ms. GINNY BROWN-WAITE of Florida, Mr. ISSA, Mr. CALVERT, and Mrs. DRAKE.

H.R. 2966: Mr. HODES.

H.R. 3004: Mr. MORAN of Kansas.

H.R. 3029: Mr. GONZALEZ.

H.R. 3046: Mr. KUHL of New York, Mr. OBEY, Mrs. MCMORRIS RODGERS, and Ms. KILPATRICK.

H.R. 3047: Mrs. EMERSON, Mr. BISHOP of New York, Mr. BAKER, Mrs. MCMORRIS RODGERS, Mrs. MUSGRAVE, and Mr. HOEKSTRA.

H.R. 3050: Mrs. CUBIN, Mr. PERLMUTTER, Mr. UDALL of Colorado, Mr. SALAZAR, Ms. DEGETTE, Mr. TANCREDO, and Mr. LAMBORN.

H.R. 3059: Mr. ROGERS of Michigan, Mr. LUCAS, Mr. UPTON, and Mr. DAVID DAVIS of Tennessee.

H.R. 3090: Mr. ADERHOLT, Mr. BONNER, Mr. BOYD of Florida, Mrs. EMERSON, Mr. ETHERIDGE, Mr. GOODE, Mr. GORDON, Mr. HINOJOSA, Mr. KAGEN, Mr. LOEBACK, Mr. MITCHELL, Mr. PETERSON of Minnesota, Mr. ROGERS of Alabama, Mr. TIBERI, and Mr. YARMUTH.

H.R. 3132: Ms. ROS-LEHTINEN.

H.R. 3133: Ms. CLARKE and Mrs. MALONEY of New York.

H.R. 3159: Mr. SKELTON and Mr. SHAYS.

H. Con. Res. 10: Ms. HIRONO.

H. Con. Res. 40: Mr. MARCHANT.

H. Con. Res. 120: Mr. HULSHOF.

H. Con. Res. 136: Mr. FILNER.

H. Con. Res. 176: Mr. SHULER.

H. Res. 111: Mr. DAVIS of Illinois, Mr. HODES, and Mr. PETERSON of Pennsylvania.

H. Res. 121: Mr. CAMPBELL of California.

H. Res. 356: Mr. ARCURI and Mr. KING of New York.

H. Res. 415: Mr. SHADEGG.

H. Res. 503: Ms. BALDWIN.

H. Res. 530: Ms. SCHAKOWSKY.

H. Res. 542: Mr. CONAWAY and Mr. UPTON.

H. Res. 548: Mr. MURPHY of Connecticut, Mr. McNULTY, and Mr. BERMAN.

H. Res. 549: Mr. YOUNG of Florida, Ms. GINNY BROWN-WAITE of Florida, Mr. STEARNS, Mr. KELLER, Mr. MAHONEY of Florida, Mr. MILLER of Florida, and Mr. MICA.

H. Res. 550: Mr. MEEKS of New York, Mr. CAPUANO, and Mr. SCOTT of Virginia.

H. Res. 564: Mr. MEEKS of New York, Mr. PAYNE, Mr. FALCOMA, Mr. WEXLER, Mr. HONDA, Mr. SMITH of New Jersey, Mr. DELAHUNT, Mr. FARR, Ms. CLARKE, Mr. FORTUÑO, Ms. MCCOLLUM of Minnesota, Mr. DAVIS of Illinois, Ms. BERKLEY, Ms. JACKSON-LEE of Texas, Mr. MCGOVERN, Mr. LEWIS of Georgia, Ms. SOLIS, Mr. SIREN, and Mr. GALLEGLEY.

#### THURSDAY, JULY 26, 2007 (104)

##### ¶104.1 APPOINTMENT OF SPEAKER PRO TEMPORE

The House was called to order by the SPEAKER pro tempore, Mr. WELCH of Vermont, who laid before the House the following communication:

HOUSE OF REPRESENTATIVES,  
Washington, DC, July 26, 2007.

I hereby appoint the Honorable PETER WELCH to act as Speaker pro tempore on this day.

NANCY PELOSI,  
Speaker, House of Representatives.

##### ¶104.2 APPROVAL OF THE JOURNAL

The SPEAKER pro tempore, Mr. WELCH of Vermont, announced he had examined and approved the Journal of the proceedings of Wednesday, July 25, 2007.

Mr. SESSIONS, pursuant to clause 1, rule I, demanded a vote on agreeing to the Chair's approval of the Journal.

The question being put, *viva voce*, Will the House agree to the Chair's approval of said Journal?

The SPEAKER pro tempore, Mr. WELCH of Vermont, announced that the yeas had it.

Mr. SESSIONS objected to the vote on the ground that a quorum was not present and not voting.

The SPEAKER pro tempore, Mr. WELCH of Vermont, pursuant to clause 8, rule XX, announced that further proceedings on the question were postponed.

The point of no quorum was considered as withdrawn.

##### ¶104.3 COMMUNICATIONS

Executive and other communications, pursuant to clause 8, rule XII, were referred as follows:

2694. A letter from the Deputy Secretary, Division of Corporation Finance, Securities and Exchange Commission, transmitting the Commission's "Major" final rule—Shareholder Choice Regarding Proxy Materials [Release Nos. 34-56135; IC-27911; File No. S7-03-07] (RIN: 3235-AJ79) received July 26, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Financial Services.

2695. A letter from the Chief, Regulations and Administrative Law, Department of Homeland Security, transmitting the Department's final rule—Security Zone; Severn River and College Creek, Annapolis, MD [CGD05-06-112] (RIN: 1625-AA87) received May 14, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

2696. A letter from the Chief, Regulations and Administrative Law, Department of Homeland Security, transmitting the Department's final rule—Security Zone; Queen of England Visit, Jamestown Island, VA. [CGD05-07-038] (RIN: 1625-AA00) received May 14, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

2697. A letter from the Chief, Regulations and Administrative Law, Department of Homeland Security, transmitting the Department's final rule—Special Local Regulation for Marine Events; Roanoke River, Plymouth, North Carolina [CGD05-07-028] (RIN: 1625-AA08) received May 14, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

2698. A letter from the Chief, Regulations and Administrative Law, Department of Homeland Security, transmitting the Department's final rule—Security Zone, Elba Island LNG mooring Slip, Savannah River, Savannah, Georgia [COTP SAVANNAH 06-160] (RIN: 1625-AA87) received May 14, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

2699. A letter from the Chief, Regulations and Administrative Law, Department of Homeland Security, transmitting the Department's final rule—Security Zone; Georgetown Channel, Potomac River, Washington, DC [CGD05-06-105] (RIN: 1625-AA87) received May 14, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

2700. A letter from the Chief, Regulations and Administrative Law, Department of Homeland Security, transmitting the Department's final rule—Security Zone; America's 400th Celebration, Jamestown, VA [CGD05-07-015] (RIN: 1625-AA00) received May 14, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

2701. A letter from the Chief, Publications and Regulations Branch, Internal Revenue Service, transmitting the Service's final rule—Section 402.—Taxability of Beneficiary of Employees' Trust 26 CFR 1.402(b)-1: Treatment of beneficiary of trust not exempt under section 501(a) (Also: 83, 404, 409A, 661, 663, 671, 3101, 3111, 3121, 3301, 3306, 3401, 3402, 1.83-3, 1.83-8, 1.404(a)-12, 1.409A-1, 1.661(a)-2, 31.3102(a)-1, 31.3121(a)-1, 31.3306(b)-1, 31.3401(a)-1, 31.3402(a)-1, 31.3401(d)-1, 301.7701-4) (Rev. Rul. 2007-48) received July 3, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

2702. A letter from the Chief, Publications and Regulations Branch, Internal Revenue

Service, transmitting the Service's final rule—Elimination of Schedule P of Form 5500 Series [Announcement 2007-63] received July 3, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

2703. A letter from the Chief, Publications and Regulations, Internal Revenue Service, transmitting the Service's final rule—26 CFR 601.204: Changes in accounting periods and methods of accounting. (Also Part 1, 61, 451, 471, 481; 1.451-1.) (Rev. Proc. 2007-53) received July 3, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

2704. A letter from the Chief, Publications and Regulations, Internal Revenue Service, transmitting the Service's final rule—Section 162.—Trade or Business Expense 26 CFR 1.162-1: Business Expenses (Also 461; 831.) (Rev. Rul. 2007-47) received July 6, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

2705. A letter from the Chief, Publications and Regulations, Internal Revenue Service, transmitting the Service's final rule—Information Returns Required with Respect to Certain Foreign Corporations and Certain Foreign-Owned Domestic Corporations [TD 9338] (RIN: 1545-BG11) received July 17, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

2706. A letter from the Acting Chief, Publications and Regulations Branch, Internal Revenue Service, transmitting the Service's final rule—Qualified Zone Academy Bonds; Obligations of States and Political Subdivisions [TD 9339] (RIN: 1545-BG44) received July 17, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

##### ¶104.4 MESSAGE FROM THE SENATE

A message from the Senate by Ms. Curtis, one of its clerks, announced that the Senate has passed without amendment a concurrent resolution of the House of the following title:

H. Con. Res. 190. A concurrent resolution authorizing printing of the brochure entitled "How Our Laws Are Made", the document-sized, annotated version of the United States Constitution, and the pocket version of the United States Constitution.

The message also announced that the Senate has passed bills of the following titles in which the concurrence of the House is requested:

S. 1642. An Act to extend the authorization of programs under the Higher Education Act of 1965, and for other purposes.

S. 1716. An Act to amend the U.S. Troop Readiness, Veterans' Care, Katrina Recovery, and Iraq Accountability Appropriations Act, 2007, to strike a requirement relating to forage producers.

S. 1877. An Act to amend title 4, United States Code, to prescribe that members of the Armed Forces and veterans out of uniform may render the military salute during hoisting, lowering, or passing of flag.

##### ¶104.5 COMMERCE, JUSTICE, AND SCIENCE APPROPRIATIONS FY 2008

The SPEAKER pro tempore, Mr. WELCH of Vermont, pursuant to House Resolution 562 and rule XVIII, declared the House resolved into the Committee of the Whole House on the state of the Union for the further consideration of the bill (H.R. 3093) making appropriations for the Departments of Commerce and Justice, and Science, and Related Agencies for the fiscal year ending September 30, 2008, and for other purposes.

Mr. SNYDER, Chairman of the Committee of the Whole, resumed the

chair; and after some time spent therein,

The SPEAKER pro tempore, Mr. MORAN of Virginia, assumed the Chair.

When Mr. HASTINGS of Florida, Chairman, reported that the Committee, having had under consideration said bill, had come to no resolution thereon.

¶104.6 ORDER OF BUSINESS—FURTHER CONSIDERATION OF H.R. 3093

On motion of Mr. MOLLOHAN, by unanimous consent,

Ordered, That during further consideration of the bill (H.R. 3093) making appropriations for the Departments of Commerce and Justice, and Science, and Related Agencies for the fiscal year ending September 30, 2008, and for other purposes, in the Committee of the Whole House on the state of the Union, pursuant to House Resolution 562, notwithstanding clause 11 of rule 18, no further amendment to the bill may be offered except: pro forma amendments offered at any point in the reading by the chairman or ranking minority member of the Committee on Appropriations or their designees for the purpose of debate; an amendment by Mr. PRICE of Georgia regarding funding for the Executive Office of Immigration Review; an amendment by Mr. CAMPBELL of California reducing funds in the bill by 0.05 percent, which shall be debatable for 30 minutes; an amendment by Mr. CAPUANO regarding funding for young witness assistance; an amendment by Mr. CONAWAY regarding use of reductions made through amendment for deficit reduction; an amendment by Mr. GARRETT of New Jersey limiting funds for attendance at international conferences; an amendment by Mr. INSLEE regarding federal law enforcement on tribal land; an amendment by Ms. JACKSON-LEE of Texas regarding the early release of prisoners; an amendment by Ms. JACKSON-LEE of Texas regarding transit workers' access to interoperable communications; an amendment by Ms. JACKSON-LEE of Texas regarding the safety of the International Space Station; an amendment by Mr. JORDAN reducing funds in the bill by 3 percent, which shall be debatable for 30 minutes; an amendment by Mr. MACK or Mr. FLAKE limiting funds for certain FBI letters unless certain reporting requirements are met; an amendment by Mr. MCHENRY limiting funds to award a grant or contract on the basis of race, ethnicity or sex; an amendment by Mrs. MUSGRAVE reducing funds in the bill by 0.5 percent, which shall be debatable for 30 minutes; an amendment by Mr. OBEY regarding earmarks; an amendment by Mr. PRICE of Georgia reducing funds in the bill, which shall be debatable for 30 minutes; an amendment by Ms. Linda T. SANCHEZ of California regarding the State Criminal Alien Assistance Program; an amendment by Mr. TANCREDO or Mr. HUNTER limiting funds for the Security and Prosperity Partnership; an amendment

by Mr. UPTON, Ms. HARMAN, Mr. LIPINSKI, or Mr. INGLIS of South Carolina regarding use of Energy Star certified light bulbs; an amendment by Mr. WELDON limiting Community Orientated Policing funds for State and local governments acting in contravention of section 642 of the Illegal Immigration Reform and Immigrant Responsibility Act; an amendment by Mr. WELDON or Mr. KING of Iowa limiting State Criminal Alien Assistance Funds for State and local governments acting in contravention of section 642 of the Illegal Immigration Reform and Immigrant Responsibility Act; an amendment by Mr. KING of Iowa limiting State Criminal Alien Assistance Funds for State and local governments unless certain reporting requirements are met; an amendment by Mr. KING of Iowa regarding a study of aliens in prison; an amendment by Mr. KING of Iowa limiting funds to employ workers described in section 274A of the Immigration and Nationality Act; an amendment by Mr. KING of Iowa limiting funds for the Institute for Scientific Research, the West Virginia High Tech Consortium Foundation, the Vandalia Heritage Foundation, the MountainMade Foundation, or the Canaan Valley Institute; and an amendment or amendments by Mr. MOLLOHAN regarding funding levels.

Ordered further, That each such amendment may be offered only by the Member named in this request or a designee, shall be considered as read, shall not be subject to amendment except that the chairman and ranking minority member of the Committee of Appropriations and the Subcommittee on Commerce, Justice, Science, and Related Agencies each may offer one pro forma amendment for the purpose of debate; and shall not be subject to a demand for division of the question in the House or in the Committee of the Whole.

Ordered further, That except as otherwise specified, each amendment shall be debatable for 10 minutes, equally divided and controlled by the proponent and an opponent. An amendment shall be considered to fit the description stated in this request if it addresses in whole or in part the object described.

¶104.7 COMMERCE, JUSTICE, AND SCIENCE APPROPRIATIONS FY 2008

The SPEAKER pro tempore, Mr. MORAN of Virginia, pursuant to House Resolution 562 and rule XVIII, declared the House resolved into the Committee of the Whole House on the state of the Union for the further consideration of the bill (H.R. 3093) making appropriations for the Departments of Commerce and Justice, and Science, and Related Agencies for the fiscal year ending September 30, 2008, and for other purposes.

Mr. HASTINGS of Florida, Acting Chairman of the Committee of the Whole, resumed the chair; and after some time spent therein,

The Committee rose informally to receive a message from the Senate.

The SPEAKER pro tempore, Mr. SERRANO, assumed the Chair.

¶104.8 FURTHER MESSAGE FROM THE SENATE

A further message from the Senate by Ms. Curtis, as one of its clerks, announced that the Senate has passed with an amendment in which the concurrence of the House is requested, a bill of the House of the following title:

H.R. 1538. An Act to amend title 10, United States Code, to improve the management of medical care, personnel actions, and quality of life issues for members of the Armed Forces who are receiving medical care in an outpatient status, and for other purposes.

The Committee resumed its sitting; and after some further time spent therein,

¶104.9 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment numbered 1, submitted by Mr. STEARNS:

At the end of the bill (before the short title), insert the following:

TITLE VII—ADDITIONAL GENERAL PROVISIONS

SEC. 701. None of the funds made available in this Act to the Equal Employment Opportunity Commission may be used for litigation expenses incurred in connection with cases commenced after the date of the enactment of this Act against employers on the grounds that such employers require employees to speak English.

It was decided in the { Yeas ..... 202 negative ..... } Nays ..... 212

¶104.10 [Roll No. 734]

AYES—202

Table with 3 columns: Member Name, State, and another Member Name. Lists names such as Aderholt, Akin, Alexander, Altmire, Bachmann, Bachus, Baker, Barrett (SC), Barrow, Bartlett (MD), Barton (TX), Biggart, Bilbray, Billirakis, Bishop (UT), Blackburn, Blunt, Boehner, Bonner, Bono, Boozman, Boren, Boustany, Broun (GA), Brown (SC), Brown-Waite, Buchanan, Burton (IN), Buyer, Calvert, Camp (MI), Campbell (CA), Cannon, Cantor, Capito, Carney, Castle, Chabot, Coble, Cole (OK), Conaway, Cramer, Crenshaw, Culberson, Davis (KY), Davis, Lincoln, Davis, Tom, Deal (GA), Dent, Donnelly, Doolittle, Drake, Dreier, Duncan, Ehlers, Ellsworth, Emerson, English (PA), Everett, Fallin, Feeney, Ferguson, Flake, Forbes, Fortenberry, Foxx, Franks (AZ), Frelinghuysen, Gallegly, Garrett (NJ), Gerlach, Gilchrest, Gillibrand, Gillmor, Gingrey, Gohmert, Goode, Goodlatte, Gordon, Granger, Graves, Hall (TX), Hastert, Hastings (WA), Hayes, Heller, Hensarling, Herger, Hill, Hobson, Hoekstra, Hulshof, Inglis (SC), Issa, Jindal, Johnson (IL), Johnson, Sam, Jones (NC), Kagen, Kanjorski, Keller, King (NY), Kingston, Kirk, Kline (MN), Knollenberg, Kuhl (NY), Lamborn, Latham, LaTourette, Lewis (CA), Lewis (KY), Linder, LoBiondo, Lucas, Lungren, Daniel E., Mack, Manzullo, Marchant, Marshall, Matheson, McCarthy (CA), McCaul (TX), McCotter, McCrery, McHenry, McHugh, McIntyre, McKeon.

McMorris  
Rodgers  
Melancon  
Mica  
Miller (FL)  
Miller (MI)  
Miller, Gary  
Moran (KS)  
Murphy, Tim  
Myrick  
Neugebauer  
Nunes  
Pence  
Peterson (PA)  
Petri  
Pickering  
Pitts  
Platts  
Poe  
Porter  
Price (GA)  
Pryce (OH)  
Putnam  
Radanovich  
Ramstad

Regula  
Rehberg  
Renzi  
Reynolds  
Rogers (AL)  
Rogers (KY)  
Rogers (MI)  
Rohrabacher  
Roskam  
Ross  
Royce  
Ryan (WI)  
Sali  
Saxton  
Schmidt  
Sensenbrenner  
Sessions  
Shadegg  
Shimkus  
Shuler  
Shuster  
Simpson  
Smith (NE)  
Smith (TX)  
Souder

Space  
Stearns  
Sullivan  
Tancredo  
Tanner  
Taylor  
Terry  
Thornberry  
Tiaht  
Tiberi  
Turner  
Upton  
Walberg  
Walden (OR)  
Walsh (NY)  
Wamp  
Weldon (FL)  
Weller  
Westmoreland  
Whitfield  
Wicker  
Wilson (SC)  
Wolf  
Young (FL)

NOES—212

Abercrombie  
Ackerman  
Allen  
Andrews  
Arcuri  
Baca  
Baird  
Baldwin  
Bean  
Becerra  
Berkley  
Berman  
Berry  
Bishop (GA)  
Bishop (NY)  
Blumenauer  
Bordallo  
Boswell  
Boucher  
Boyd (FL)  
Boyd (KS)  
Brady (PA)  
Braley (IA)  
Brown, Corrine  
Butterfield  
Capps  
Capuano  
Cardoza  
Carnahan  
Carson  
Chandler  
Christensen  
Clay  
Clever  
Clyburn  
Cohen  
Conyers  
Cooper  
Costa  
Costello  
Courtney  
Crowley  
Cuellar  
Cummings  
Davis (AL)  
Davis (CA)  
Davis (IL)  
DeFazio  
DeGette  
Delahunt  
DeLauro  
Diaz-Balart, L.  
Diaz-Balart, M.  
Dicks  
Dingell  
Doggett  
Doyle  
Edwards  
Ellison  
Emanuel  
Engel  
Eshoo  
Etheridge  
Faleomavaega  
Farr  
Fattah  
Filner  
Frank (MA)  
Giffords  
Gonzalez  
Green, Al  
Green, Gene

Grijalva  
Hall (NY)  
Hare  
Harman  
Hastings (FL)  
Herseht Sandlin  
Higgins  
Hinchev  
Hinojosa  
Hirono  
Hodes  
Holden  
Holt  
Honda  
Hooley  
Hoyer  
Insee  
Israel  
Jackson (IL)  
Jackson-Lee  
(TX)  
Jefferson  
Johnson, E. B.  
Jones (OH)  
Kaptur  
Kennedy  
Kildee  
Kilpatrick  
Kind  
Klein (FL)  
Kucinich  
Lampson  
Langevin  
Lantos  
Larsen (WA)  
Larsen (CT)  
Lee  
Levin  
Lewis (GA)  
Lipinski  
Loebsack  
Lofgren, Zoe  
Lowe  
Lynch  
Mahoney (FL)  
Maloney (NY)  
Markey  
Matsui  
McCarthy (NY)  
McCormack  
McDermott  
McGovern  
McNerney  
McNulty  
Meek (FL)  
Meeks (NY)  
Miller (NC)  
Miller, George  
Mitchell  
Mollohan  
Moore (KS)  
Moore (WI)  
Moran (VA)  
Murphy (CT)  
Murphy, Patrick  
Murtha  
Nadler  
Napolitano  
Neal (MA)  
Norton  
Oberstar  
Obey

Oliver  
Ortiz  
Pallone  
Pascrell  
Pastor  
Payne  
Pearce  
Perlmutter  
Peterson (MN)  
Pomeroy  
Price (NC)  
Rahall  
Rangel  
Reichert  
Reyes  
Rodriguez  
Ros-Lehtinen  
Rothman  
Roybal-Allard  
Ruppersberger  
Rush  
Ryan (OH)  
Salazar  
Sanchez, Linda  
T.  
Sanchez, Loretta  
Sarbanes  
Schakowsky  
Schiff  
Schwartz  
Scott (GA)  
Scott (VA)  
Serrano  
Sestak  
Shea-Porter  
Sherman  
Sires  
Skelton  
Slaughter  
Smith (NJ)  
Smith (WA)  
Snyder  
Solis  
Stark  
Stupak  
Sutton  
Tauscher  
Thompson (CA)  
Thompson (MS)  
Towns  
Udall (CO)  
Udall (NM)  
Van Hollen  
Velazquez  
Visclosky  
Walz (MN)  
Wasserman  
Schultz  
Waters  
Berkley  
Watson  
Watt  
Waxman  
Weiner  
Welch (VT)  
Wexler  
Wilson (NM)  
Wilson (OH)  
Woolsey  
Wu  
Wynn  
Yarmuth

NOT VOTING—23

Brady (TX)  
Burgess  
Carter  
Castor  
Clarke  
Cubin  
Davis, David  
Davis, Jo Ann

Fortuño  
Fossella  
Gutierrez  
Hunter  
Johnson (GA)  
Jordan  
King (IA)  
LaHood

Michaud  
Musgrave  
Paul  
Shays  
Spratt  
Tierney  
Young (AK)

So the amendment was not agreed to.

¶104.11 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment submitted by Mr. FLAKE:

At the end of the bill, before the short title, insert the following new title:

TITLE VII—ADDITIONAL GENERAL PROVISIONS

SEC. 701. (a) LIMITATION ON USE OF FUNDS.—None of the funds made available by this Act may be used for the Lobster Institute at the University of Maine in Orono, Maine.

(b) CORRESPONDING REDUCTION IN FUNDS.—The amount otherwise provided by this Act for “National Oceanic and Atmospheric Administration—Operations, Research, and Facilities” is hereby reduced by \$200,000.

It was decided in the { Yeas ..... 87 negative ..... } Nays ..... 328

¶104.12 [Roll No. 735]

AYES—87

Akin  
Bachmann  
Barrett (SC)  
Barrow  
Barton (TX)  
Bilbray  
Bilirakis  
Bishop (UT)  
Blackburn  
Blunt  
Boehner  
Broun (GA)  
Brown-Waite,  
Ginny  
Buchanan  
Burton (IN)  
Buyer  
Campbell (CA)  
Cannon  
Cantor  
Chabot  
Coble  
Conaway  
Cooper  
Deal (GA)  
Dreier  
Duncan  
Everett  
Feeney  
Flake

Fox  
Franks (AZ)  
Garrett (NJ)  
Greigey  
Goodlatte  
Graves  
Hall (TX)  
Heller  
Hensarling  
Herger  
Hill  
Inglis (SC)  
Issa  
Jindal  
Johnson (IL)  
Keller  
Kingston  
Kline (MN)  
Lamborn  
Linder  
Lungren, Daniel  
E.  
Mack  
Marchant  
Marshall  
McCarthy (CA)  
McCaul (TX)  
McHenry  
Miller (FL)  
Myrick

Neugebauer  
Nunes  
Pearce  
Pence  
Petri  
Pitts  
Platts  
Poe  
Porter  
Price (GA)  
Ramstad  
Rohrabacher  
Roskam  
Royce  
Ryan (WI)  
Sali  
Schmidt  
Sensenbrenner  
Sessions  
Shadegg  
Shimkus  
Smith (NE)  
Stearns  
Tancredo  
Terry  
Thornberry  
Weldon (FL)  
Westmoreland  
Wilson (SC)

NOES—328

Ackerman  
Aderholt  
Alexander  
Allen  
Altmire  
Andrews  
Arcuri  
Baca  
Bachus  
Baker  
Baldwin  
Bartlett (MD)  
Bean  
Becerra  
Berkley  
Berman  
Berry  
Biggart  
Bishop (GA)  
Bishop (NY)  
Blumenauer  
Bonner  
Bono  
Boozman  
Bordallo  
Boren  
Boswell

Boucher  
Boustany  
Boyd (FL)  
Boyd (KS)  
Brady (PA)  
Brady (IA)  
Brown (SC)  
Brown, Corrine  
Butterfield  
Calvert  
Camp (MI)  
Capito  
Capps  
Capuano  
Cardoza  
Carnahan  
Carney  
Carson  
Castle  
Chandler  
Christensen  
Clay  
Clever  
Clyburn  
Cohen  
Cole (OK)  
Conyers

Costa  
Costello  
Courtney  
Cramer  
Crenshaw  
Crowley  
Cuellar  
Culberson  
Cummings  
Davis (AL)  
Davis (CA)  
Davis (IL)  
Davis (KY)  
Davis, Lincoln  
Davis, Tom  
DeFazio  
DeGette  
Delahunt  
DeLauro  
Dent  
Diaz-Balart, L.  
Diaz-Balart, M.  
Dicks  
Dingell  
Doggett  
Donnelly  
Doolittle

Doyle  
Drake  
Edwards  
Ehlers  
Ellison  
Ellsworth  
Emanuel  
Emerson  
Engel  
English (PA)  
Eshoo  
Etheridge  
Faleomavaega  
Fallin  
Farr  
Fattah  
Ferguson  
Filner  
Forbes  
Fortenberry  
Frank (MA)  
Frelinghuysen  
Gallegly  
Gerlach  
Giffords  
Gilchrest  
Gillibrand  
Gillmor  
Gohmert  
Gonzalez  
Goode  
Gordon  
Granger  
Green, Al  
Green, Gene  
Grijalva  
Gutierrez  
Hall (NY)  
Hare  
Harman  
Hastert  
Hastings (FL)  
Hastings (WA)  
Hayes  
Herseht Sandlin  
Higgins  
Hinchev  
Hinojosa  
Hirono  
Hobson  
Hodes  
Hoekstra  
Holden  
Holt  
Honda  
Hooley  
Hoyer  
Hulshof  
Inslee  
Israel  
Jackson (IL)  
Jackson-Lee  
(TX)  
Jefferson  
Johnson, E. B.  
Johnson, Sam  
Jones (NC)  
Jones (OH)  
Kagen  
Kanjorski  
Kaptur  
Kildee  
Kilpatrick  
Kind  
King (NY)  
Kirk  
Klein (FL)  
Knollenberg  
Kucinich  
Kuhl (NY)  
Lampson  
Langevin  
Lantos  
Larsen (WA)

Larson (CT)  
Latham  
LaTourette  
Lee  
Levin  
Lewis (CA)  
Lewis (GA)  
Lewis (KY)  
Lipinski  
LoBiondo  
Loebsack  
Lofgren, Zoe  
Lowey  
Lucas  
Lynch  
Mahoney (FL)  
Maloney (NY)  
Manzullo  
Markey  
Matheson  
Matsui  
McCarthy (NY)  
McCormack  
McCotter  
McCrery  
McDermott  
McGovern  
McHugh  
McIntyre  
McKeon  
McMorris  
Rodgers  
McNerney  
McNulty  
Meek (FL)  
Meeks (NY)  
Melancon  
Mica  
Miller (MI)  
Miller (NC)  
Miller, Gary  
Miller, George  
Mitchell  
Mollohan  
Moore (KS)  
Moore (WI)  
Moran (KS)  
Moran (VA)  
Murphy (CT)  
Murphy, Patrick  
Murphy, Tim  
Murtha  
Nadler  
Napolitano  
Neal (MA)  
Norton  
Oberstar  
Obey

Rogers (MI)  
Ros-Lehtinen  
Ross  
Rothman  
Roybal-Allard  
Ruppersberger  
Rush  
Ryan (OH)  
Salazar  
Sanchez, Linda  
T.  
Sanchez, Loretta  
Sarbanes  
Saxton  
Schakowsky  
Schiff  
Schwartz  
Scott (GA)  
Scott (VA)  
Serrano  
Sestak  
Shays  
Shea-Porter  
Sherman  
Shuler  
Shuster  
Simpson  
Sires  
Skelton  
Slaughter  
Smith (NJ)  
Smith (TX)  
Smith (WA)  
Snyder  
Solis  
Souder  
Space  
Spratt  
Stark  
Stupak  
Sullivan  
Sutton  
Tanner  
Tauscher  
Taylor  
Thompson (CA)  
Thompson (MS)  
Tiaht  
Tiberi  
Tierney  
Towns  
Turner  
Udall (CO)  
Udall (NM)  
Upton  
Van Hollen  
Velazquez  
Visclosky  
Walberg  
Walden (OR)  
Walsh (NY)  
Walz (MN)  
Wamp  
Wasserman  
Schultz  
Waters  
Watson  
Watt  
Waxman  
Weiner  
Welch (VT)  
Weller  
Wexler  
Whitfield  
Wicker  
Wilson (NM)  
Wilson (OH)  
Wolf  
Woolsey  
Wu  
Wynn  
Yarmuth  
Young (FL)

NOT VOTING—22

Abercrombie  
Baird  
Brady (TX)  
Burgess  
Carter  
Castor  
Clarke  
Cubin

Davis, David  
Davis, Jo Ann  
Fortuño  
Fossella  
Hunter  
Johnson (GA)  
Jordan  
Kennedy

King (IL)  
LaHood  
Michaud  
Musgrave  
Paul  
Young (AK)

So the amendment was not agreed to.

¶104.13 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the

Whole on the following amendment submitted by Mr. FLAKE:

At the end of the bill, before the short title, insert the following new title:

TITLE VII—ADDITIONAL GENERAL PROVISIONS

SEC. 701. (a) LIMITATION ON USE OF FUNDS.—None of the funds made available by this Act may be used for the East Coast Shellfish Research Institute at the East Coast Shellfish Growers Association, Toms River, New Jersey.

(b) CORRESPONDING REDUCTION IN FUNDS.—The amount otherwise provided by this Act for “National Oceanic and Atmospheric Administration—Operations, Research, and Facilities” is hereby reduced by \$250,000.

It was decided in the { Yeas ..... 77 negative ..... } Nays ..... 337

¶104.14 [Roll No. 736]

AYES—77

- Akin, Bachmann, Barrett (SC), Barrow, Barton (TX), Bilbray, Bilirakis, Bishop (UT), Blackburn, Broun (GA), Burton (IN), Buyer, Campbell (CA), Cannon, Chabot, Coble, Conaway, Cooper, Deal (GA), Dreier, Duncan, Ehlers, Feeney, Flake, Foxx, Franks (AZ), Gingrey, Graves, Heller, Hensarling, Herger, Hill, Inglis (SC), Issa, Jindal, Johnson (IL), Keller, Kline (MN), Lamborn, Linder, Mack, Marshall, McCarthy (CA), McCaul (TX), McHenry, Mica, Miller (FL), Myrick, Neugebauer, Nunes, Pearce, Pence, Petri, Pitts, Platts, Poe, Porter, Price (GA), Ramstad, Rohrabacher, Royce, Ryan (WI), Sali, Schmidt, Sensenbrenner, Sessions, Shadegg, Shimkus, Shuster, Stearns, Sullivan, Tancredo, Terry, Thornberry, Weller, Westmoreland, Wilson (SC)

NOES—337

- Abercrombie, Ackerman, Aderholt, Alexander, Allen, Altmire, Andrews, Arcuri, Baca, Bachus, Baker, Baldwin, Bartlett (MD), Bean, Becerra, Berkley, Berman, Berry, Biggert, Bishop (GA), Bishop (NY), Blumenauer, Blunt, Boehner, Bonner, Bono, Boozman, Bordallo, Boren, Boswell, Boucher, Boustany, Boyd (FL), Boyda (KS), Brady (PA), Braley (IA), Brown (SC), Brown, Corrine, Brown-Waite, Ginny, Buchanan, Butterfield, Calvert, Camp (MI), Capito, Capps, Capuano, Cardoza, Carnahan, Carney, Carson, Castle, Chandler, Clay, Cleaver, Clyburn, Cohen, Cole (OK), Conyers, Costa, Costello, Courtney, Cramer, Crenshaw, Crowley, Cuellar, Culberson, Cummings, Davis (AL), Davis (CA), Davis (IL), Davis (KY), Davis, Lincoln, Davis, Tom, DeFazio, DeGette, Delahunt, DeLauro, Dent, Diaz-Balart, L., Diaz-Balart, M., Dicks, Dingell, Doggett, Doolittle, Doyle, Drake, Edwards, Ellison, Ellsworth, Emanuel, Emerson, Engel, English (PA), Eshoo, Etheridge, Everett, Faleomavaega, Fallin, Farr, Fattah, Ferguson, Filner, Forbes, Fortenberry, Frank (MA), Frelinghuysen, Galleghy, Gerlach, Giffords, Gilchrest, Gillibrand, Gillmor, Gohmert, Gonzalez, Goode, Goodlatte, Granger, Green, Al, Green, Gene, Grijalva, Gutierrez, Hall (NY), Hall (TX), Hare, Harman, Hastert, Hastings (FL), Hastings (WA), Hayes, Herseth Sandlin, Higgins, Hinchey

- Hinojosa, Hirono, Hobson, Hodes, Hoekstra, Holden, Holt, Honda, Hooley, Hoyer, Hulshof, Insee, Israel, Jackson (IL), Jackson-Lee (TX), Jefferson, Johnson, E. B., Johnson, Sam, Jones (NC), Jones (OH), Kagen, Kanjorski, Kaptur, Kennedy, Kildee, Kilpatrick, Kind, King (NY), Kingston, Kirk, Klein (FL), Knollenberg, Kucinich, Kuhl (NY), Lampson, Langevin, Lantos, Larsen (WA), Larson (CT), Latham, LaTourette, Lee, Levin, Lewis (CA), Lewis (GA), Lewis (KY), Lipinski, LofBiondo, Loeb sack, Lofgren, Zoe, Lowey, Lucas, Lungren, Daniel E., Lynch, Mahoney (FL), Mahoney (NY), Manzullo, Marchant, Markey, Matheson, Matsui, McCarthy (NY), McCollum (MN), McCotter, McCreery, McDermott, McGovern, McHugh, McIntyre, McKeon, McMorris, Rodgers, McNeerney, McNulty, Meek (FL), Meeks (NY), Melancon, Miller (MI), Miller (NC), Miller, Gary, Miller, George, Mitchell, Mollohan, Moore (KS), Moore (WI), Moran (KS), Moran (VA), Murphy (CT), Murphy, Patrick, Murphy, Tim, Murtha, Nadler, Napolitano, Neal (MA), Norton, Oberstar, Obey, Oliver, Ortiz, Pallone, Pascrell, Pastor, Payne, Perlmutter, Peterson (MN), Peterson (PA), Pickering, Pomeroy, Price (NC), Pryce (OH), Putnam, Radanovich, Rahall, Rangel, Regula, Rehberg, Reichert, Renzi, Reyes, Reynolds, Rodriguez, Rogers (AL), Rogers (KY), Rogers (MI), Ros-Lehtinen, Roskam, Ross, Rothman, Roybal-Allard, Ruppersberger, Rush, Ryan (OH), Salazar, Sanchez, Linda T., Sanchez, Loretta, Sarbanes, Saxton, Schakowsky, Schiff, Schwartz, Scott (GA), Scott (VA), Serrano, Sestak, Shays, Shea-Porter, Sherman, Shuler, Simpson, Sires, Skelton, Slaughter, Smith (NE), Smith (NJ), Smith (TX), Smith (WA), Snyder, Solis, Souder, Space, Spratt, Stark, Stupak, Sutton, Tanner, Tauscher, Taylor, Thompson (CA), Thompson (MS), Tiahrt, Tiberi, Tierney, Towns, Turner, Udall (CO), Udall (NM), Upton, Van Hollen, Velázquez, Visclosky, Walberg, Walden (OR), Walsh (NY), Walz (MN), Wamp, Wasserman, Schultz, Waters, Watson, Watt, Waxman, Weiner, Welch (VT), Weldon (FL), Wexler, Whitfield, Wicker, Wilson (NM), Wilson (OH), Wolf, Woolsey, Wu, Wynn, Yarmuth, Young (FL)

NOT VOTING—23

- Baird, Brady (TX), Burgess, Cantor, Carter, Castor, Christensen, Clarke, Cubin, Davis, David, Davis, Jo Ann, Fortuño, Fossella, Garrett (NJ), Hunter, Johnson (GA), Jordan, King (IA), LaHood, Michaud, Musgrave, Paul, Young (AK)

It was decided in the { Yeas ..... 215 affirmative ..... } Nays ..... 205

¶104.16 [Roll No. 737]

AYES—215

- Aderholt, Akin, Alexander, Altmire, Bachmann, Bachus, Baker, Barrett (SC), Bartlett (MD), Barton (TX), Berry, Biggert, Bilbray, Bilirakis, Bishop (UT), Blackburn, Blunt, Boehner, Bonner, Bono, Boozman, Bordallo, Boren, Boucher, Boustany, Boyd (FL), Boyda (KS), Broun (GA), Brown (SC), Brown-Waite, Ginny, Buchanan, Burton (IN), Buyer, Calvert, Camp (MI), Campbell (CA), Cannon, Cantor, Capito, Carnahan, Carney, Chabot, Clay, Coble, Cole (OK), Conaway, Costello, Cramer, Crenshaw, Cuellar, Culberson, Davis (KY), Davis, Lincoln, Davis, Tom, Deal (GA), Dent, Diaz-Balart, L., Diaz-Balart, M., Donnelly, Doolittle, Drake, Dreier, Duncan, Ehlers, Ellsworth, Emerson, English (PA), Everett, Fallin, Feeney, Flake, Forbes, Fortenberry, Fossella, Foxx, Franks (AZ), Galleghy, Gallegly, Garrett (NJ), Gerlach, Gilchrest, Gillmor, Gingrey, Gohmert, Goode, Goodlatte, Gordon, Granger, Graves, Hall (TX), Hastert, Hastings (WA), Hayes, Heller, Hensarling, Herger, Hill, Hobson, Hoekstra, Hulshof, Inglis (SC), Issa, Jindal, Johnson (IL), Johnson, Sam, Jones (NC), Keller, Kind, King (NY), Kingston, Kline (MN), Knollenberg, Kuhl (NY), Lamborn, Latham, LaTourette, Lewis (CA), Lewis (KY), Linder, Lipinski, Lucas, Lungren, Daniel E., Mack, Mahoney (FL), Manzullo, Marchant, Marshall, Matheson, McCarthy (CA), McCaul (TX), McCotter, McCreery, McHenry, McHugh, McIntyre, McKeon, McMorris, Rodgers, Melancon, Mica, Miller (FL), Miller (MI), Miller, Gary, Moran (KS), Murphy, Tim, Myrick, Neugebauer, Nunes, Oberstar, Paul, Pearce, Pence, Peterson (MN), Peterson (PA), Petri, Pickering, Pitts, Platts, Poe, Porter, Price (GA), Pryce (OH), Putnam, Radanovich, Ramstad, Regula, Rehberg, Reichert, Renzi, Reynolds, Rogers (AL), Rogers (KY), Rogers (MI), Rohrabacher, Ros-Lehtinen, Roskam, Ross, Royce, Ryan (WI), Sali, Schmidt, Kingston, Scott (VA), Sensenbrenner, Sessions, Shadegg, Shimkus, Shuler, Shuster, Simpson, Skelton, Smith (NE), Smith (TX), Souder, Stearns, Stupak, Sullivan, Tancredo, Tanner, Taylor, Thornberry, Tiahrt, Tiberi, Turner, Upton, Walberg, Walden (OR), Walsh (NY), Wamp, Weldon (FL), Weller, Westmoreland, Whitfield, Wicker, Wilson (NM), Wilson (OH), Wilson (SC), Young (FL)

NOES—205

- Abercrombie, Ackerman, Allen, Andrews, Arcuri, Baca, Baird, Baldwin, Barrow, Bean, Becerra, Berkley, Berman, Bishop (GA), Bishop (NY), Blumenauer, Boswell, Brady (PA), Braley (IA), Brown, Corrine, Butterfield, Capps, Capuano, Cardoza, Carson, Castle, Chandler, Christensen, Cleaver, Clyburn, Cohen, Conyers, Cooper, Costa, Courtney, Crowley, Cummings, Davis (AL), Davis (CA), Davis (IL), DeFazio, DeGette, Delahunt, DeLauro, Dicks, Dingell, Doggett, Doyle, Edwards, Ellison, Emanuel, Engel, Eshoo, Etheridge

So the amendment was not agreed to.

¶104.15 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment numbered 25, submitted by Mr. PENCE:

At the end of the bill, before the short title, insert the following new title:

TITLE VII—ADDITIONAL GENERAL PROVISIONS

SEC. 701. None of the funds made available by this Act may be used to enforce the amendments made by subtitle A of title II of Public Law 107-155.

Faleomavaega Levin
Farr Lewis (GA)
Fattah LoBiondo
Ferguson Loebbeck
Filner Lofgren, Zoe
Frank (MA) Lowey
Frelinghuysen Lynch
Giffords Maloney (NY)
Gillibrand Markey
Gonzalez Matsui
Green, Al McCarthy (NY)
Green, Gene McCollum (MN)
Grijalva McDermott
Gutierrez McGovern
Hall (NY) McNeeny
Hare McNulty
Harman Meek (FL)
Hastings (FL) Meeks (NY)
Herseht Sandlin Miller (NC)
Higgins Miller, George
Hinchey Mitchell
Hinojosa Mollohan
Hirono Moore (KS)
Hodes Moore (WI)
Holden Moran (VA)
Holt Murphy (CT)
Honda Murphy, Patrick
Hoolley Murtha
Hoyer Nadler
Inslee Napolitano
Israel Neal (MA)
Jackson (IL) Norton
Jackson-Lee Obey
(TX) Olver
Jefferson Ortiz
Johnson, E. B. Pallone
Jones (OH) Pascrell
Kagen Pastor
Kanjorski Payne
Kaptur Perlmutter
Kennedy Pomeroy
Kildee Price (NC)
Kilpatrick Rahall
Kirk Rangel
Klein (FL) Reyes
Kucinich Rodriguez
Lampson Rothman
Langevin Roybal-Allard
Lantos Ruppersberger
Larsen (WA) Rush
Larson (CT) Ryan (OH)
Lee Salazar

NOT VOTING—17

Brady (TX) Davis, David
Burgess Davis, Jo Ann
Carter Fortuño
Castor Hunter
Clarke Johnson (GA)
Cubin Jordan

So the amendment was agreed to.

¶104.17 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment submitted by Mr. UPTON:

At the end of the bill (before the short title), insert the following:

TITLE VII—ADDITIONAL GENERAL PROVISIONS

SEC. \_\_\_\_ None of the funds made available in this Act may be used to purchase light bulbs unless the light bulbs have the "ENERGY STAR" or "Federal Energy Management Program" designation.

It was decided in the { Yeas ..... 404
affirmative ..... Nays ..... 16

¶104.18 [Roll No. 738]

AYES—404

Abercrombie Baker
Ackerman Baldwin
Aderholt Barrett (SC)
Akin Barrow
Alexander Bartlett (MD)
Allen Barton (TX)
Altmire Bean
Andrews Becerra
Arcuri Berkley
Baca Berman
Bachmann Berry
Bachus Biggert
Baird Bilbray

Sánchez, Linda T.
Sanchez, Loretta
Sarbanes
Saxton
Schakowsky
Schiff
Schwartz
Scott (GA)
Serrano
Sestak
Shays
Shea-Porter
Sherman
Sherman
Sires
Slaughter
Smith (NJ)
Smith (WA)
Snyder
Solis
Space
Spratt
Stark
Sutton
Tauscher
Terry
Thompson (CA)
Thompson (MS)
Tierney
Towns
Udall (CO)
Udall (NM)
Van Hollen
Velazquez
Visclosky
Walz (MN)
Wasserman
Schultz
Watson
Watt
Waxman
Weiner
Welch (VT)
Wexler
Wolf
Woolsey
Wu
Wynn
Yarmuth
Boucher
Boustany
Boyd (FL)
Boyd (KS)
Brady (PA)
Braley (IA)
Broun (GA)
Brown (SC)
Brown, Corrine
Brown-Waite,
Ginny
Buchanan
Burton (IN)
Butterfield
Buyer
Calvert
Camp (MI)
Campbell (CA)
Cantor
Capito
Capps
Capuano
Cardoza
Carnahan
Carney
Carson
Castle
Chabot
Chandler
Christensen
Clay
Cleaver
Clyburn
Coble
Cohen
Cole (OK)
Conaway
Conyers
Cooper
Costa
Costello
Courtney
Cramer
Crenshaw
Crowley
Cuellar
Culberson
Cummings
Davis (AL)
Davis (CA)
Davis (IL)
Davis (KY)
Davis, Lincoln
Davis, Tom
Deal (GA)
DeFazio
DeGette
Delahunt
DeLauro
Dent
Diaz-Balart, L.
Diaz-Balart, M.
Dicks
Dingell
Doggett
Donnelly
Doolittle
Doyle
Drake
Dreier
Duncan
Edwards
Ehlers
Ellison
Ellsworth
Emanuel
Emerson
Engel
English (PA)
Eshoo
Etheridge
Everett
Faleomavaega
Fallin
Farr
Fattah
Feeney
Ferguson
Filner
Flake
Forbes
Fortenberry
Fossella
Fox
Frank (MA)
Franks (AZ)
Frelinghuysen
Gallegly
Garrett (NJ)
Gerlach

Giffords
Gilchrest
Gillibrand
Gillmor
Gingrey
Gohmert
Gonzalez
Goode
Goodlatte
Gordon
Granger
Graves
Green, Al
Green, Gene
Grijalva
Gutierrez
Hall (NY)
Hall (TX)
Hare
Harman
Hastert
Hastings (FL)
Hastings (WA)
Hayes
Heller
Hensarling
Herger
Herseht Sandlin
Higgins
Hill
Hinchey
Hinojosa
Hirono
Hulshof
Inglis (SC)
Israel
Issa
Jackson (IL)
Jackson-Lee (TX)
Jefferson
Jindal
Johnson (IL)
Johnson, E. B.
Jones (OH)
Kagen
Kanjorski
Kaptur
Keller
Kennedy
Kildee
Kilpatrick
Kind
King (NY)
Kingston
Kirk
Klein (FL)
Kline (MN)
Knollenberg
Kucinich
Kuhl (NY)
Lamborn
Lampson
Langevin
Lantos
Larsen (WA)
Larson (CT)
Latham
LaTourette
Lee
Levin
Lewis (GA)
Lewis (KY)
Lipinski
LoBiondo
Loebbeck
Lofgren, Zoe
Lowey
Lucas
Lungren, Daniel
E.
Lynch
Mack
Mahoney (FL)
Maloney (NY)
Manzullo
Marchant
Schakowsky
Schiff
Schmidt
Schwartz
Scott (GA)
Scott (VA)
Sensenbrenner

McCarthy (NY)
McCaul (TX)
McCollum (MN)
McCotter
McDermott
McGovern
McHenry
McHugh
McIntyre
McKeon
McMorris
Rodgers
McNerney
McNulty
Meek (FL)
Meeks (NY)
Melancon
Mica
Miller (FL)
Miller (MI)
Miller (NC)
Miller, Gary
Miller, George
Mitchell
Mollohan
Moore (KS)
Moore (WI)
Moran (KS)
Moran (VA)
Murphy (CT)
Murphy, Patrick
Murphy, Tim
Murtha
Myron
Nadler
Napolitano
Neal (MA)
Neugebauer
Norton
Nunes
Oberstar
Obey
Olver
Ortiz
Pallone
Pascrell
Pastor
Payne
Pearce
Pence
Perlmutter
Petri
Pickering
Platts
Poe
Pomeroy
Porter
Price (GA)
Price (NC)
Pryce (OH)
Putnam
Radanovich
Rahall
Ramstad
Rangel
Regula
Rehberg
Reichert
Renzi
Reyes
Reynolds
Rodriguez
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrabacher
Ros-Lehtinen
Roskam
Ross
Rothman
Roybal-Allard
Royce
Ruppersberger
Rush
Ryan (OH)
Ryan (WI)
Salazar
Sali
Sánchez, Linda T.
Sanchez, Loretta
Sarbanes
Saxton
Schakowsky
Schiff
Schmidt
Schwartz
Scott (GA)
Scott (VA)
Sensenbrenner

NOES—16

Blackburn
Cannon
Inslee
Johnson, Sam
Jones (NC)
Lewis (CA)
Linder
McCrery
Paul
Peterson (MN)
Peterson (PA)
Pitts
Simpson
Tancredo
Walsh (NY)
Young (FL)
Young (CT)
Young (AK)

So the amendment was agreed to.

¶104.19 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment submitted by Mr. JORDAN:

At the end of the bill (before the short title), insert the following:

TITLE VII—ADDITIONAL GENERAL PROVISIONS

SEC. 701. Each amount appropriated or otherwise made available by this Act that is not required to be appropriated or otherwise made available by a provision of law is hereby reduced by 3.0 percent.

It was decided in the { Yeas ..... 138
negative ..... Nays ..... 282

¶104.20 [Roll No. 739]

AYES—138

Akin
Alexander
Bachmann
Bachus
Baker
Barrett (SC)
Bartlett (MD)
Barton (TX)
Biggert
Bilbray
Bishop (UT)
Blackburn
Blunt
Boehner
Bonner
Bono
Boozman
Broun (GA)
Brown (SC)
Buchanan
Burton (IN)
Buyer
Camp (MI)
Campbell (CA)
Cantor
Chabot
Coble
Cole (OK)
Conaway
Crenshaw
Culberson
Davis (KY)
Davis, Tom
Deal (GA)
Diaz-Balart, L.
Diaz-Balart, M.
Drake
Dreier
Duncan
Everett
Fallin
Feeney
Flake
Forbes
Fossella
Foxy
Franks (AZ)
Gallegly
Garrett (NJ)
Gingrey
Gohmert
Gordon
Goodlatte
Granger
Graves
Hall (TX)
Hastert
Hastings (WA)
Hayes
Heller
Hensarling
Hoekstra
Hulshof
Inglis (SC)
Issa
Jindal
Johnson, Sam
Jones (NC)
Keller
Kingston
Kline (MN)
Lamborn
Lewis (KY)
Linder
Lucas
Lungren, Daniel
E.
Mack
Mahoney (FL)
Manzullo
Marchant
McCarthy (CA)
McCaul (TX)
McCotter
McCrery
McHenry
McKeon
McMorris
Rodgers
Mica
Miller (FL)
Miller (MI)
Miller, Gary
Moran (KS)
Musgrave
Myrick
Neugebauer
Nunes
Paul

Pearce
Pence
Petri
Pickering
Pitts
Poe
Price (GA)
Putnam
Radanovich
Reynolds
Rogers (KY)
Rogers (MI)
Rohrabacher
Ros-Lehtinen

Roskam
Royce
Ryan (WI)
Sali
Schmidt
Sensenbrenner
Sessions
Shadegg
Shimkus
Shuster
Smith (NE)
Smith (TX)
Stearns
Sullivan

Tancredo
Taylor
Terry
Thornberry
Tiahrt
Tiberi
Turner
Walberg
Walberg
Wamp
Westmoreland
Whitfield
Wicker
Wilson (SC)

Tanner
Tauscher
Thompson (CA)
Thompson (MS)
Tierney
Towns
Udall (CO)
Udall (NM)
Upton
Van Hollen
Velázquez
Viscosky

Walden (OR)
Walsh (NY)
Walz (MN)
Wasserman
Schultz
Waters
Watson
Watt
Waxman
Weiner
Welch (VT)
Weldon (FL)

Weller
Wexler
Wilson (NM)
Wilson (OH)
Wolf
Woolsey
Wu
Wynn
Yarmuth
Young (FL)

Abercrombie
Ackerman
Aderholt
Allen
Andrews
Arcuri
Baca
Baird
Baldwin
Barrow
Becerra
Berkley
Berman
Berry
Bishop (GA)
Bishop (NY)
Blumenauer
Bordallo
Boswell
Boucher
Boustany
Boyd (FL)
Boyd (KS)
Brady (PA)
Braley (IA)
Brown, Corrine
Brown-Waite,
Ginny
Butterfield
Calvert
Capito
Capps
Capuano
Carnahan
Carney
Carson
Chandler
Christensen
Clay
Cleaver
Clyburn
Cohen
Conyers
Cooper
Costa
Courtney
Cramer
Crowley
Cuellar
Cummings
Davis (AL)
Davis (CA)
Davis (IL)
Davis, Lincoln
DeFazio
DeGette
Delahunt
DeLauro
Dent
Dicks
Dingell
Doggett
Donnelly
Doolittle
Doyle
Edwards
Ehlers
Ellison
Ellsworth
Emanuel
Emerson
Engel
English (PA)
Eshoo
Etheridge
Faleomavaega

NOES—261

Green, Gene
Grijalva
Gutierrez
Hall (NY)
Hare
Harman
Hastings (FL)
Herseht Sandlin
Higgins
Hill
Hinchev
Hinojosa
Hirono
Hodes
Holden
Holt
Honda
Hooley
Hoyer
Inslee
Israel
Jackson (IL)
Jackson-Lee
(TX)
Jefferson
Johnson (IL)
Johnson, E. B.
Jones (OH)
Kagen
Kanjorski
Kaptur
Kennedy
Kildee
Kilpatrick
Kind
King (NY)
Kirk
Klein (FL)
Knollenberg
Kucinich
Kuhl (NY)
Lampson
Langevin
Lantos
Larsen (WA)
Larson (CT)
Latham
LaTourette
Lee
Levin
Lewis (CA)
Lewis (GA)
Lipinski
LoBiondo
Loebsack
Lofgren, Zoe
Lowe
Lynch
Maloney (NY)
Markey
Marshall
Matsui
McCarthy (NY)
McCollum (MN)
McDermott
McGovern
McHugh
McIntyre
McNerney
McNulty
Meek (FL)
Meeks (NY)
Melancon
Miller (NC)
Miller, George
Mollohan
Moore (KS)
Moran (VA)
Farr
Moore (WI)
Murphy (CT)
Murphy, Patrick
Fortenberry
Frank (MA)
Murtha
Nadler
Napolitano
Neal (MA)
Norton
Oberstar
Porter
Price (NC)
Pryce (OH)
Rahall
Rangel
Regula
Reichert
Renzi
Reyes
Rodriguez
Ross
Rothman
Roybal-Allard
Ruppersberger
Rush
Ryan (OH)
Salazar
Sanchez, Linda
T.
Sanchez, Loretta
Sarbanes
Saxton
Schakowsky
Schiff
Schwartz
Scott (GA)
Scott (VA)
Serrano
Sestak
Shea-Porter
Sherman
Simpson
Sires
Skelton
Slaughter
Smith (NJ)
Smith (WA)
Snyder
Solis
Space
Spratt
Stark
Stupak
Sutton
Tanner
Tauscher
Thompson (CA)
Thompson (MS)
Tierney
Towns
Udall (CO)
Udall (NM)
Van Hollen
Velázquez
Viscosky
Walden (OR)
Walsh (NY)
Walz (MN)
Wasserman
Schultz
Waters
Watson
Watt
Waxman
Weiner
Welch (VT)
Weldon (FL)
Weller
Wexler
Wilson (NM)
Wilson (OH)
Wolf
Woolsey
Wu
Wynn
Yarmuth
Young (FL)

NOES—282

Abercrombie
Ackerman
Aderholt
Allen
Altmire
Andrews
Arcuri
Baca
Baird
Baldwin
Barrow
Beane
Becerra
Berkley
Berman
Berry
Bilirakis
Bishop (GA)
Bishop (NY)
Blumenauer
Bordallo
Boren
Boswell
Boucher
Boustany
Boyd (FL)
Boyd (KS)
Brady (PA)
Braley (IA)
Brown, Corrine
Brown-Waite,
Ginny
Butterfield
Calvert
Cannon
Capito
Capps
Capuano
Cardoza
Carnahan
Carney
Carson
Castle
Chandler
Christensen
Clay
Cleaver
Clyburn
Cohen
Conyers
Cooper
Costa
Costello
Courtney
Cramer
Crowley
Cuellar
Cummings
Davis (AL)
Davis (CA)
Davis (IL)
Davis, Lincoln
DeFazio
DeGette
Delahunt
DeLauro
Dent
Dicks
Dingell
Doggett
Donnelly
Doolittle
Doyle
Edwards
Ehlers
Ellison
Ellsworth
Emanuel
Emerson
Engel
English (PA)
Eshoo
Etheridge
Faleomavaega

Farr
Fattah
Ferguson
Filner
Fortenberry
Frank (MA)
Frelinghuysen
Gerlach
Giffords
Gilchrest
Gillibrand
Gillmor
Gonzalez
Gordon
Green, Al
Green, Gene
Grijalva
Gutierrez
Hall (NY)
Hare
Harman
Hastings (FL)
Herseht Sandlin
Higgins
Hill
Hinchev
Hinojosa
Hirono
Hobson
Hodes
Holden
Holt
Honda
Hooley
Hoyer
Inslee
Israel
Jackson (IL)
Jackson-Lee
(TX)
Jefferson
Johnson (IL)
Johnson, E. B.
Jones (OH)
Kagen
Kanjorski
Kaptur
Kennedy
Kildee
Kilpatrick
Kind
Kirk
Klein (FL)
Knollenberg
Kucinich
Kuhl (NY)
Lampson
Langevin
Lantos
Larsen (WA)
Larson (CT)
Latham
LaTourette
Lee
Levin
Lewis (CA)
Lewis (GA)
Lipinski
LoBiondo
Loebsack
Lofgren, Zoe
Lowe
Lynch
Maloney (NY)
Markey
Marshall
Matheson
Matsui
McCarthy (NY)
McCollum (MN)
McDermott
McGovern
McHugh

McIntyre
McNerney
McNulty
Meek (FL)
Meeks (NY)
Melancon
Miller (NC)
Miller, George
Mitchell
Mollohan
Moore (KS)
Moore (WI)
Moran (VA)
Murphy (CT)
Murphy, Patrick
Murphy, Tim
Murtha
Nadler
Napolitano
Neal (MA)
Norton
Oberstar
Obey
Olver
Ortiz
Pallone
Pascrell
Pastor
Payne
Perlmutter
Peterson (MN)
Peterson (PA)
Platts
Pomeroy
Porter
Price (NC)
Pryce (OH)
Rahall
Ramstad
Rangel
Regula
Rehberg
Reichert
Renzi
Reyes
Rodriguez
Rogers (AL)
Ross
Rothman
Roybal-Allard
Ruppersberger
Rush
Ryan (OH)
Salazar
Sanchez, Linda
T.
Sanchez, Loretta
Sarbanes
Saxton
Schakowsky
Schiff
Schwartz
Scott (GA)
Scott (VA)
Serrano
Sestak
Shays
Shea-Porter
Sherman
Shuler
Simpson
Sires
Skelton
Slaughter
Smith (NJ)
Smith (WA)
Snyder
Solis
Souder
Space
Spratt
Stark
Stupak
Sutton

Brady (TX)
Burgess
Carter
Castor
Clarke
Cubin

NOT VOTING—17

Davis, David
Davis, Jo Ann
Fortuño
Herger
Hunter
Johnson (GA)

Jordan
King (IA)
LaHood
Michael
Young (AK)

So the amendment was not agreed to.

104.21 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment submitted by Mr. PRICE of Georgia:

At the end of the bill (before the short title), insert the following:

SEC. \_\_\_\_ Total appropriations made in this Act (other than appropriations required to be made by a provision of law) are hereby reduced by \$750,000,000.

It was decided in the { Yeas ..... 159
negative ..... } Nays ..... 261

104.22 [Roll No. 740]

AYES—159

Akin
Alexander
Altmire
Bachmann
Bachus
Baker
Barrett (SC)
Bartlett (MD)
Barton (TX)
Bean
Biggart
Billbray
Bilirakis
Bishop (UT)
Blackburn
Blunt
Boehner
Bonner
Bono
Boozman
Boren
Broun (GA)
Brown (SC)
Buchanan
Burton (IN)
Buyer
Camp (MI)
Campbell (CA)
Cannon
Cantor
Castle
Chabot
Coble
Cole (OK)
Conaway
Crenshaw
Culberson
Davis (KY)
Davis, Tom
Deal (GA)
Diaz-Balart, L.
Diaz-Balart, M.
Donnelly
Drake
Dreier
Duncan
English (PA)
Everett
Fallin
Feeney
Flake
Forbes
Fossella
Foxy

Franks (AZ)
Gallegly
Garrett (NJ)
Giffords
Gillibrand
Gingrey
Gohmert
Goode
Goodlatte
Granger
Graves
Hall (TX)
Hastert
Hastings (WA)
Hayes
Heller
Hensarling
Herger
Hoekstra
Hulshof
Inglis (SC)
Issa
Jindal
Johnson, Sam
Jones (NC)
Keller
Kingston
Kline (MN)
Lamborn
Lewis (KY)
Linder
Lucas
Lungren, Daniel
E.
Mack
Mahoney (FL)
Manullo
Marchant
Matheson
McCarthy (CA)
McCaul (TX)
McCotter
McCrery
McHenry
McKeon
McMorris
Rodgers
Mica
Miller (FL)
Miller (MI)
Miller, Gary
Mitchell
Moran (KS)
Musgrave

Myrick
Neugebauer
Nunes
Paul
Pearce
Pence
Peterson (PA)
Petri
Pickering
Pitts
Poe
Price (GA)
Putnam
Radanovich
Ramstad
Rehberg
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrabacher
Ros-Lehtinen
Roskam
Royce
Ryan (WI)
Sali
Schmidt
Sensenbrenner
Sessions
Shadegg
Shays
Shimkus
Shuler
Shuster
Smith (NE)
Smith (TX)
Souder
Stearns
Sullivan
Tancredo
Taylor
Terry
Thornberry
Tiahrt
Tiberi
Turner
Upton
Walberg
Wamp
Westmoreland
Whitfield
Wicker
Wilson (SC)

Brady (TX)
Burgess
Carter
Castor
Clarke
Cubin

NOT VOTING—17

Davis, David
Davis, Jo Ann
Fortuño
Hobson
Hunter
Johnson (GA)

So the amendment was not agreed to.



¶104.23 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment submitted by Mrs. MUSGRAVE:

At the end of the bill (before the short title), insert the following:

TITLE VII—ADDITIONAL GENERAL PROVISIONS

SEC. 701. Appropriations made in this Act are hereby reduced in the amount of \$267,755,000.

It was decided in the { Yeas ..... 186 negative ..... } Nays ..... 235

¶104.24 [Roll No. 741]

AYES—186

- Aderholt Forttenberry Mitchell
Akin Fossella Moran (KS)
Alexander Fossella Moran (KS)
Altmire Foxx Musgrave
Bachmann Gallegly Franks (AZ) Myrick
Bachus Garrett (NJ) Neugebauer
Baker Giffords Nunes
Barrett (SC) Gilchrest Pearce
Barrow Gillibrand Pence
Bartlett (MD) Gillmor Peterson (PA)
Barton (TX) Gingrey Petri
Bean Gohmert Pickering
Biggett Goode Pitts
Bilbray Goodlatte Platts
Bilirakis Granger Poe
Bishop (UT) Graves Price (GA)
Blackburn Hall (TX) Pryce (OH)
Blunt Hastert Putnam
Boehner Hastings (WA) Radanovich
Bonner Hayes Ramstad
Bono Heller Regula
Boozman Hensarling Rehberg
Boren Herger Reynolds
Broun (GA) Hill Rogers (AL)
Brown (SC) Hobson Rogers (KY)
Brown-Waite, Hoekstra Rogers (MI)
Ginny Hulshof Rohrabacher
Buchanan Inglis (SC) Ros-Lehtinen
Burton (IN) Issa Roskam
Buyer Jindal Royce
Calvert Johnson (IL) Ryan (WI)
Camp (MI) Johnson, Sam Sali
Campbell (CA) Jones (NC) Schmidt
Cannon Keller Sensenbrenner
Cantor Kingston Sessions
Capito Kirk Shadegg
Carney Kline (MN) Shays
Castle Lamborn Shimkus
Chabot Levin Shuler
Coble Lewis (KY) Shuster
Cole (OK) Linder Simpson
Conaway Lucas Smith (NE)
Cooper Lungren, Daniel Smith (TX)
Crenshaw E. Souder
Cuellar Mack Stearns
Culberson Mahoney (FL) Sullivan
Davis (KY) Manzullo Tancredo
Davis, Tom Marchant Tanner
Deal (GA) Marshall Taylor
Diaz-Balart, L. Matheson Terry
Diaz-Balart, M. McCarthy (CA) Thornberry
Donnelly McCaul (TX) Tiahrt
Drake McCotter Tiberi
Dreier McCreery Turner
Duncan McHenry Upton
Ellsworth McKeon Walberg
Emerson McMorris Wamp
English (PA) Rodgers Westmoreland
Everett Melancon Whitfield
Fallin Mica Wicker
Feeney Miller (FL) Wilson (SC)
Flake Miller (MI) Wolf
Forbes Miller, Gary Young (FL)

NOES—235

- Abercrombie Bishop (NY) Capuano
Ackerman Blumenauer Cardoza
Allen Bordallo Carnahan
Andrews Boswell Carson
Arcuri Boucher Chandler
Baca Boustany Christensen
Baird Boyd (FL) Clay
Baldwin Boyda (KS) Cleaver
Becerra Brady (PA) Clyburn
Berkley Braley (IA) Cohen
Berman Brown, Corrine Conyers
Berry Butterfield Costa
Bishop (GA) Capps Costello

- Courtney Kilpatrick Reyes
Cramer Kind Rodriguez
Crowley King (NY) Ross
Cummings Klein (FL) Rothman
Davis (AL) Knollenberg Roybal-Allard
Davis (CA) Kucinich Ruppertsberger
Davis (IL) Kuhl (NY) Rush
Davis, Lincoln Lampson Ryan (OH)
DeFazio Langevin Salazar
DeGette Lantos Sanchez, Linda
Delahunt Larsen (WA) T.
DeLauro Larson (CT) Sanchez, Loretta
Dent Latham Sarbanes
Dicks Dingell LaTourette
Doggett Lee
Doolittle Lewis (CA) Schakowsky
Doyle Lewis (GA) Schiff
Edwards Lipinski Schwartz
Ehlers LoBiondo Scott (GA)
Ellison Loebsack Scott (VA)
Emanuel Lofgren, Zoe Serrano
Engel Lowey Shear-Porter
Eshoo Lynch Sherman
Etheridge Maloney (NY) Sires
Faleomavaega Marky Sires
Farr Matsui Skelton
Fattah McCarthy (NY) Slaughter
Ferguson McCollum (MN) Smith (NJ)
Finer McDermott Smith (WA)
Frank (MA) McGovern Snyder
Frelinghuysen McHugh Solis
Gerlach McIntyre Space
Gonzalez McNeermy Spratt
Gordon McNulty Stark
Green, Al Meeks (FL) Stupak
Green, Gene Miller (NY) Sutton
Grijalva Miller, George Tauscher
Gutierrez Molohan Thompson (CA)
Hall (NY) Moore (KS) Tierney
Hare Moran (VA) Towns
Harman Moran (VA) Udall (CO)
Hastings (FL) Murphy (CT) Udall (NM)
Herseth Sandlin Murphy, Patrick Van Hollen
Higgins Murphy, Tim Velazquez
Hinojosa Murtha Visclosky
Hirono Nadler Walden (OR)
Holden Neale (MA) Walsh (NY)
Holt Norton Walz (MN)
Oberstar Wasserman
Obey Schultz
Oliver Waters
Ortiz Watson
Pallone Watt
Pascrell Waxman
Pastor Weiner
Payne Welch (VT)
Perlmutter Weldon (FL)
Peterson (MN) Weller
Pomeroy Wexler
Porter Wilson (NM)
Kagen Price (NC) Wilson (OH)
Rahall Woolsey
Rangel Wu
Reichert Wynn
Renzi Yarmuth

NOT VOTING—16

- Brady (TX) Davis, David King (IA)
Burgess Davis, Jo Ann LaHood
Carter Fortuño Michaud
Castor Hunter Johnson (GA) Young (AK)
Clarke
Cubin Jordan

So the amendment was not agreed to.

¶104.25 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment numbered 37, submitted by Mr. CAMP-BELL of California:

At the end of the bill (before the short title), insert the following:

TITLE VII—ADDITIONAL GENERAL PROVISIONS

SEC. 701. Each amount appropriated or otherwise made available by this Act that is not required to be appropriated or otherwise made available by a provision of law is hereby reduced by 0.05 percent.

It was decided in the { Yeas ..... 192 negative ..... } Nays ..... 228

¶104.26 [Roll No. 742]

AYES—192

- Aderholt Forttenberry Moran (KS)
Akin Fossella Musgrave
Alexander Foxx Myrick
Altmire Franks (AZ) Neugebauer
Bachmann Gallegly Nunes
Bachus Garrett (NJ) Paul
Baker Gerlach Pearce
Barrett (SC) Giffords Pence
Barrow Gilchrest Peterson (PA)
Bartlett (MD) Gillibrand Petri
Barton (TX) Gillmor Pickering
Bean Gingrey Pitts
Biggett Gohmert Platts
Bilbray Goode Poe
Bilirakis Goodlatte Porter
Bishop (UT) Granger Price (GA)
Blackburn Graves Pryce (OH)
Blunt Hall (TX) Putnam
Boehner Hastert Radanovich
Bonner Hastings (WA) Ramstad
Bono Hayes Rehberg
Boozman Heller Reynolds
Boren Hensarling Rogers (AL)
Broun (GA) Herger Rogers (KY)
Brown (SC) Hill Rogers (MI)
Brown-Waite, Hoekstra Rohrabacher
Ginny Hulshof Ros-Lehtinen
Buchanan Inglis (SC) Roskam
Burton (IN) Issa Royce
Buyer Jindal Ryan (WI)
Calvert Johnson (IL) Sali
Camp (MI) Johnson, Sam Saxton
Campbell (CA) Jones (NC) Schmidt
Cannon Keller Sensenbrenner
Cantor Kingston Sessions
Capito Kirk Shadegg
Carney Kline (MN) Shays
Castle Lamborn Shimkus
Chabot Latham Shuler
Coble Latham LaTourette Shuster
Cole (OK) Lewis (KY) Smith (NE)
Conaway Linder Smith (NJ)
Cooper LoBiondo Souder
Crenshaw Lucas Stearns
Cuellar Lungren, Daniel Sullivan
Culberson E. Tancredo
Davis (KY) Mack
Davis, Tom Mahoney (FL) Taylor
Deal (GA) Davis, Tom Terry
Diaz-Balart, L. Marshall Marchant Thornberry
Diaz-Balart, M. McCarthy (CA) Marshall Tiahrt
Donnelly McCaul (TX) McCaul (TX) Tiberi
Drake McCotter Turner
Dreier McCreery Upton
Duncan McHenry Walberg
Ellsworth McKeon Wamp
Emerson McMorris Weller
English (PA) Rodgers Westmoreland
Everett Mica Whitfield
Fallin Miller (FL) Wicker
Feeney Miller (MI) Wilson (NM)
Flake Miller, Gary Wilson (SC)
Forbes Mitchell Young (FL)

NOES—228

- Abercrombie Capuano Doggett
Ackerman Cardoza Doolittle
Allen Carnahan Doyle
Andrews Carson Edwards
Arcuri Chandler Ehlers
Baca Christensen Ellison
Baird Clay Emanuel
Baldwin Cleaver Engel
Becerra Clyburn Eshoo
Berkley Cohen Etheridge
Berman Conyers Faleomavaega
Berry Costa Farr
Bishop (GA) Costello Fattah
Bishop (NY) Courtney Ferguson
Blumenauer Cramer Filner
Bordallo Bernal Frank (MA)
Boswell Cummings Frelinghuysen
Boucher Davis (AL) Gonzalez
Boustany Davis (CA) Gordon
Boyd (FL) Davis (IL) Green, Al
Boyda (KS) Boyda (KS) Green, Gene
Brady (PA) DeFazio Grijalva
Bralley (IA) DeGette Gutierrez
Brown, Corrine Delahunt Hall (NY)
Butterfield DeLauro Hare
Capps Dicks Harman
Dingell

Hastings (FL)	McDermott	Sarbanes
Herseht Sandlin	McGovern	Schakowsky
Higgins	McHugh	Schiff
Hinchee	McIntyre	Schwartz
Hinojosa	McNerney	Scott (GA)
Hirono	McNulty	Scott (VA)
Hobson	Meeke (FL)	Serrano
Hodes	Meeke (NY)	Sestak
Holden	Melancon	Shea-Porter
Holt	Miller (NC)	Sherman
Honda	Miller, George	Simpson
Hooley	Mollohan	Sires
Hoyer	Moore (KS)	Skelton
Inslee	Moore (WI)	Slaughter
Israel	Moran (VA)	Smith (WA)
Jackson (IL)	Murphy (CT)	Snyder
Jackson-Lee	Murphy, Patrick	Solis
(TX)	Murphy, Tim	Space
Jefferson	Murtha	Spratt
Johnson, E. B.	Nadler	Stark
Jones (OH)	Napolitano	Stupak
Kagen	Neal (MA)	Sutton
Kanjorski	Norton	Tauscher
Kaptur	Oberstar	Thompson (CA)
Kennedy	Obey	Thompson (MS)
Kildee	Olver	Tierney
Kilpatrick	Ortiz	Towns
Kind	Pallone	Udall (CO)
King (NY)	Pascrell	Udall (NM)
Klein (FL)	Pastor	Van Hollen
Knollenberg	Payne	Velázquez
Kucinich	Perlmutter	Visclosky
Kuhl (NY)	Peterson (MN)	Walsh (NY)
Lampson	Pomeroy	Walz (MN)
Langevin	Price (NC)	Wasserman
Lantos	Rahall	Schultz
Larsen (WA)	Rangel	Waters
Larson (CT)	Regula	Watson
Lee	Reichert	Watt
Levin	Renzi	Waxman
Lewis (CA)	Reyes	Weiner
Lewis (GA)	Rodriguez	Welch (VT)
Lipinski	Ross	Weldon (FL)
Loeb sack	Rothman	Wexler
Lofgren, Zoe	Roybal-Allard	Wilson (OH)
Lowe y	Ruppersberger	Woolsey
Lynch	Rush	Wu
Maloney (NY)	Ryan (OH)	Wynn
Markey	Salazar	Yarmuth
Matsui	Sánchez, Linda	
McCarthy (NY)	T.	
McCollum (MN)	Sanchez, Loretta	

## NOT VOTING—17

Brady (TX)	Davis, David	King (IA)
Burgess	Davis, Jo Ann	LaHood
Carter	Fortuño	Michaud
Castor	Hunter	Smith (TX)
Clarke	Johnson (GA)	Young (AK)
Cubin	Jordan	

So the amendment was not agreed to. The SPEAKER pro tempore, Mrs. TAUSCHER, assumed the Chair.

When Mr. SNYDER, Chairman, reported that the Committee, having had under consideration said bill, had directed him to report the same back to the House with sundry amendments adopted by the Committee with the recommendation that the amendments be agreed to and that the bill, as amended, do pass.

Pursuant to House Resolution 562, the previous question was ordered on the amendments and the bill.

The following amendments, reported from the Committee of the Whole House on the state of the Union, were agreed to:

Page 6, line 23, after the dollar amount insert “(reduced by \$10,000,000)”.

Page 42, line 8, after the dollar amount insert “(increased by \$10,000,000)”.

Page 43, line 8, after the dollar amount insert “(increased by \$10,000,000)”.

Page 7, line 8, after the dollar amount, insert “(increased by \$5,000,000)”.

Page 21, line 7, after the dollar amount, insert “(reduced by \$5,000,000)”.

Page 11, line 19, after the dollar amount insert “(reduced by \$500,000) (increased by \$500,000)”.

Page 16, line 20, after the dollar amount insert “(reduced by \$25,000,000)”.

Page 21, line 7, after the dollar amount insert “(reduced by \$25,000,000)”.

Page 30, line 10, after the dollar amount insert “(reduced by \$5,000,000)”.

Page 42, line 8, after the dollar amount insert “(increased by \$55,000,000)”.

Page 43, line 3, after the dollar amount insert “(increased by \$55,000,000)”.

Page 21, line 7, insert after the dollar amount “(reduced by \$6,250,000)”.

Page 25, line 12, insert after the dollar amount “(increased by \$750,000)”.

Page 29, line 19, insert after the dollar amount “(increased by \$5,500,000)”.

Page 38, line 20, after the dollar amount insert “(increased by \$10,000,000)”.

Page 39, line 22, after the dollar amount insert “(increased by \$10,000,000)”.

Page 66, line 7, after the dollar amount insert “(reduced by \$10,000,000)”.

Page 41, line 20, insert “(increased by \$1,747,111)” after the dollar amount.

Page 56, after line 7, insert the following new section:

SEC. 214. The amounts otherwise provided by this title are revised by reducing the amount made available for “GENERAL ADMINISTRATION—SALARIES AND EXPENSES”, and increasing the amount made available for “OFFICE ON VIOLENCE AGAINST WOMEN—VIOLENCE AGAINST WOMEN PREVENTION AND PROSECUTION PROGRAMS” (consisting of an additional \$6,000,000 for grants to assist children and youth exposed to violence, \$6,000,000 for services to advocate for and respond to youth, \$1,000,000 for the national tribal sex offender registry, and \$1,000,000 for research relating to violence against Indian women, as authorized by sections 41303, 41201, 905(b), and 904, respectively, of the Violence Against Women and Department of Justice Reauthorization Act of 2005), by \$14,000,000.

Page 75, line 24, strike “\$625,000,000” and insert “\$635,000,000”.

Page 76, line 2, insert “, and the amount otherwise provided under this Act for Department of Commerce, Departmental Management, Salaries and Expenses is reduced by \$10,000,000” after “(42 U.S.C. 10601)”.

Page 83, after line 6, insert the following new section:

SEC. 529. The amounts otherwise provided by this Act are revised by reducing the amount made available for “DEPARTMENTAL MANAGEMENT—SALARIES AND EXPENSES”, and by increasing the amount made available for “OFFICE ON VIOLENCE AGAINST WOMEN—VIOLENCE AGAINST WOMEN PREVENTION AND PROSECUTION PROGRAMS” for the court training and improvements program authorized by section 105 of the Violence Against Women and Department of Justice Reauthorization Act of 2005 (Public Law 109-162), by \$5,000,000.

Page 85, after line 24, insert the following:

## TITLE VII—ADDITIONAL GENERAL PROVISIONS

SEC. 701. None of the funds made available in this Act may be used for business-class or first-class airline travel by employees of the Department of Commerce in contravention of sections 301-10.122 through 301.10-124 of title 41, Code of Federal Regulations.

At the end of the bill (before the short title), insert the following:

## TITLE VII—ADDITIONAL GENERAL PROVISIONS

SEC. 701. None of the funds appropriated in this Act may be used to enforce—

(1) the judgment of the United States District Court for the Western District of Texas in the case of United States v. Ignacio Ramos, Et Al. (No. EP:05-CR-856-KC) decided March 8, 2006; and

(2) the sentences imposed by the United States District Court for the Western District of Texas in the case of United States v. Ignacio Ramos, Et Al. (No. EP:05-CR-856-KC) on October 19, 2006.

At the end of the bill (before the short title), insert the following:

## TITLE VII—ADDITIONAL GENERAL PROVISIONS

SEC. 701. None of the funds made available in this Act may be used in contravention of section 642(a) of the Illegal Immigration Reform and Immigrant Responsibility Act of 1996 (8 U.S.C. 1373(a)).

At the end of the bill (before the short title), insert the following:

## TITLE VII—ADDITIONAL GENERAL PROVISIONS

SEC. 701. None of the funds made available in this Act may be used in contravention of section 402(e)(1) of the Illegal Immigration Reform and Immigrant Responsibility Act of 1996 (8 U.S.C. 1324a note).

At the end of the bill (before the short title), insert the following:

## TITLE VII—ADDITIONAL GENERAL PROVISIONS

SEC. 701. None of the funds made available in this Act may be used to carry out the decision of the United States Court of Appeals for the Second Circuit in Lin, et al. v. United States Department of Justice rendered on July 16th, 2007.

At the end of the bill (before the short title), insert the following:

## TITLE VII—ADDITIONAL GENERAL PROVISIONS

SEC. 701. The amounts otherwise provided in this Act are revised by reducing the amount made available for the “DEPARTMENT OF JUSTICE—Office of Justice Programs—state and local law enforcement assistance” and by increasing the amount made available for the “DEPARTMENT OF JUSTICE—Office of Justice Programs—state and local law enforcement assistance4” by \$10,000,000 and \$10,000,000, respectively.

At the end of bill (before the short title), insert the following:

## TITLE VII—ADDITIONAL GENERAL PROVISIONS

SEC. 701. The amount otherwise provided in this Act for “Department of Justice” is hereby decreased by \$10,000,000 and increased by \$10,000,000.

At the end of bill (before the short title), insert the following:

## TITLE VII—ADDITIONAL GENERAL PROVISIONS

SEC. 701. None of the funds made available in this Act may be used in violation of Subtitle A of Title VIII (International Space Station Independent Safety Taskforce) of the NASA Authorization Act of 2005 (Public Law No. 109-155).

At the end of the bill (before the short title), insert the following:

## TITLE VII—ADDITIONAL GENERAL PROVISIONS

SEC. 701. None of the funds in this Act may be used to employ workers described in section 274A(h)(3) of the Immigration and Nationality Act (8 U.S.C. 1324a(h)(3)).

At the end of the bill (before the short title), insert the following:

## TITLE VII—ADDITIONAL GENERAL PROVISIONS

SEC. 701. None of the funds made available in this Act may be used to send or otherwise pay for the attendance of more than 50 employees from a Federal department or agency at any single conference occurring outside the United States.

At the end of the bill, before the short title, insert the following new title:

## TITLE VII—ADDITIONAL GENERAL PROVISIONS

SEC. 701. None of the funds made available by this Act may be used to enforce the

amendments made by subtitle A of title II of Public Law 107-155.

At the end of the bill (before the short title), insert the following:

TITLE VII—ADDITIONAL GENERAL PROVISIONS

SEC. \_\_\_\_ None of the funds made available in this Act may be used to purchase light bulbs unless the light bulbs have the "ENERGY STAR" or "Federal Energy Management Program" designation.

The bill, as amended, was ordered to be engrossed and read a third time, was read a third time by title.

Mr. LEWIS of California, moved to recommit the bill to the Committee on Appropriations with instructions to report the bill back to the House promptly with a deficit neutral amendment to provide: (1) additional funding for Department of Justice immigration law enforcement capabilities (including investigative, prosecutorial, and incarceration programs); and (2) funding for the State Criminal Alien Assistance Program at the level authorized pursuant to section 1196 of Public Law 109-162.

After debate,

By unanimous consent, the previous question was ordered on the motion to recommit with instructions.

The question being put, viva voce,

Will the House recommit said bill with instructions?

The SPEAKER pro tempore, Mrs. TAUSCHER, announced that the nays had it.

Mr. DREIER demanded a recorded vote on agreeing to said motion, which demand was supported by one-fifth of a quorum, so a recorded vote was ordered.

The vote was taken by electronic device.

It was decided in the { Yeas ..... 209 negative ..... Nays ..... 215

¶104.27 [Roll No. 743] AYES—209

- Aderholt Capito Gerlach
Akin Carney Giffords
Alexander Carter Gilchrist
Altmire Castle Gillibrand
Bachmann Chabot Gillmor
Bachus Coble Gingrey
Baker Cole (OK) Gohmert
Barrett (SC) Conaway Goode
Barrow Crenshaw Goodlatte
Bartlett (MD) Culberson Granger
Barton (TX) Davis (KY) Graves
Biggart Davis, David Hall (TX)
Bilbray Davis, Tom Hastert
Bilirakis Deal (GA) Hastings (WA)
Bishop (UT) Dent Hayes
Blackburn Donnelly Heller
Blunt Doolittle Hensarling
Boehner Drake Heger
Bonner Dreier Hill
Bono Duncan Hobson
Boozman Ehlers Hoekstra
Boren Ellsworth Hulshof
Boustany Emerson Inglis (SC)
Brady (TX) English (PA) Issa
Broun (GA) Everett Jindal
Brown (SC) Fallin Johnson (IL)
Brown-Waite, Feeney Johnson, Sam
Ginny Ferguson Jones (NC)
Buchanan Flake Jordan
Burgess Forbes Kagen
Burton (IN) Fortenberry Keller
Buyer Fossella King (IA)
Calvert Fossella King (NY)
Camp (MI) Franks (AZ) Kingston
Campbell (CA) Frelinghuysen Kirk
Cannon Gallegly Kline (MN)
Cantor Garrett (NJ) Knollenberg

- Kuhl (NY)
Lamborn
Lampson
Latham
LaTourette
Lewis (CA)
Lewis (KY)
Linder
LoBiondo
Lucas
Lungren, Daniel E.
Mack
Manzullo
Marchant
Marshall
McCarthy (CA)
McCaul (TX)
McCotter
McCrery
McHenry
McHugh
McKeon
McMorris
Rodgers
McNerney
Mica
Miller (FL)
Miller (MI)
Miller, Gary
Mitchell
Moran (KS)
Murphy, Patrick
Murphy, Tim

NOES—215

- Abercrombie
Ackerman
Allen
Andrews
Arcuri
Baca
Baird
Baldwin
Bean
Becerra
Berkley
Berman
Berry
Bishop (GA)
Bishop (NY)
Blumenauer
Boswell
Boucher
Boyd (FL)
Boyda (KS)
Brady (PA)
Braley (IA)
Brown, Corrine
Butterfield
Capps
Capuano
Cardoza
Carnahan
Carson
Castor
Chandler
Clay
Clever
Clyburn
Cohen
Conyers
Cooper
Cooper
Costa
Coulter
Courtney
Cramer
Crowley
Cuellar
Cummings
Davis (AL)
Davis (CA)
Davis (IL)
Davis, Lincoln
DeFazio
DeGette
Delahunt
DeLauro
Diaz-Balart, L.
Diaz-Balart, M.
Dicks
Dingell
Dingell
Doggett
Doyle
Edwards
Ellison
Emanuel
Engel
Eshoo
Etheridge

- Musgrave
Neugebauer
Nunes
Paul
Pearce
Pence
Peterson (PA)
Petri
Pickering
Pitts
Platts
Poe
Porter
Price (GA)
Pryce (OH)
Putnam
Radanovich
Ramstad
Regula
Rehberg
Reichert
Renzi
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MD)
Rohrabacher
Roskam
Royce
Ryan (WI)
Sali
Saxton
Schmidt
Sensenbrenner

- Farr
Fattah
Filner
Frank (MA)
Gonzalez
Gordon
Green, Al
Green, Gene
Grijalva
Gutierrez
Hall (NY)
Hare
Harman
Hastings (FL)
Herstatt Sandlin
Higgins
Hinchev
Hinojosa
Hirono
Hodes
Holden
Holt
Honda
Hooley
Hoyer
Insee
Israel
Jackson (IL)
Jackson-Lee
Jefferson
Johnson (GA)
Johnson, E. B.
Jones (OH)
Kanjorski
Kaptur
Kennedy
Kildee
Kilpatrick
Kind
Kucinich
Langevin
Lantons
Larsen (WA)
Larsen (CT)
Lee
Levin
Lewis (GA)
Lipinski
LoBiondo
Loeb sack
Lofgren, Zoe
Lowe y
Lynch
Mahoney (FL)
Maloney (NY)
Markey
Matheson
Matsui
McCarthy (NY)
McCollum (MN)
McDermott
McGovern
McIntyre

- Sessions
Shadegg
Shays
Shimkus
Shuler
Shuster
Simpson
Smith (NE)
Smith (NJ)
Smith (TX)
Souder
Stearns
Sullivan
Tancredo
Terry
Thornberry
Tiahrt
Tiberi
Turner
Upton
Walberg
Walden (OR)
Walsh (NY)
Wamp
Weldon (FL)
Weller
Westmoreland
Whitfield
Wicker
Wilson (NM)
Wilson (SC)
Wolf
Young (FL)

NOT VOTING—8

- Clarke
Cubin
Davis, Jo Ann
Hunter
LaHood
Michaud
Myrick
Young (AK)

So the motion to recommit with instructions was not agreed to.

The question being put, Will the House pass said bill?

The SPEAKER pro tempore, Mrs. TAUSCHER, announced that pursuant to clause 10, rule XX the yeas and nays were ordered, and the call was taken by electronic device.

It was decided in the { Yeas ..... 281 affirmative ..... Nays ..... 142

¶104.28 [Roll No. 744] YEAS—281

- Abercrombie
Ackerman
Aderholt
Allen
Altmire
Andrews
Arcuri
Baca
Baird
Baldwin
Barrow
Bean
Becerra
Berkley
Berman
Berry
Bilirakis
Bishop (GA)
Bishop (NY)
Blumenauer
Blumensauer
Bono
Boren
Boswell
Boucher
Boyd (FL)
Boyda (KS)
Brady (PA)
Braley (IA)
Brown, Corrine
Brown-Waite,
Butterfield
Capito
Capps
Capuano
Cardoza
Carnahan
Carney
Carson
Castor
Chabot
Chandler
Clay
Cleaver
Clyburn
Coble
Cohen
Conyers
Cooper
Costa
Costello
Courtney
Cramer
Crowley
Cuellar
Culberson
Cummings
Davis (AL)
Davis (CA)
Davis (IL)
Davis, Lincoln
Davis, Tom
DeFazio
DeGette
Delahunt
DeLauro
Dent

Poe	Schwartz	Udall (NM)
Pomeroy	Scott (GA)	Upton
Porter	Scott (VA)	Van Hollen
Price (NC)	Serrano	Velázquez
Pryce (OH)	Sestak	Visclosky
Rahall	Shea-Porter	Walden (OR)
Ramstad	Shuler	Walsh (NY)
Rangel	Sires	Walz (MN)
Regula	Skelton	Wasserman
Reichert	Slaughter	Schultz
Renzi	Smith (NJ)	Waters
Reyes	Smith (WA)	Watson
Rodriguez	Solis	Watt
Rogers (KY)	Space	Waxman
Rogers (MI)	Spratt	Weiner
Ross	Stark	Welch (VT)
Rothman	Stupak	Weldon (FL)
Roybal-Allard	Sutton	Weller
Ruppersberger	Tancredo	Wexler
Rush	Tanner	Wilson (NM)
Ryan (OH)	Tauscher	Wilson (OH)
Salazar	Taylor	Wolf
Sánchez, Linda T.	Terry	Woolsey
Sánchez, Loretta	Thompson (CA)	Wu
Sarbanes	Thompson (MS)	Wynn
Saxton	Tierney	Yarmuth
Schakowsky	Towns	Young (FL)
Schiff	Udall (CO)	

NAYS—142

Akin	Fossella	Moran (KS)
Alexander	Fox	Musgrave
Bachmann	Franks (AZ)	Myrick
Bachus	Galleghy	Neugebauer
Baker	Garrett (NJ)	Nunes
Barrett (SC)	Gillmor	Paul
Bartlett (MD)	Gingrey	Pearce
Barton (TX)	Gohmert	Pence
Biggert	Goodlatte	Peterson (PA)
Bilbray	Granger	Petri
Bishop (UT)	Graves	Pickering
Blackburn	Hastert	Pitts
Blunt	Hastings (WA)	Price (GA)
Boehner	Heller	Putnam
Bonner	Hensarling	Radanovich
Boozman	Herger	Rehberg
Boustany	Hoekstra	Reynolds
Brady (TX)	Hulshof	Rogers (AL)
Broun (GA)	Inglis (SC)	Rohrabacher
Brown (SC)	Issa	Ros-Lehtinen
Buchanan	Jindal	Roskam
Burgess	Johnson, Sam	Royce
Burton (IN)	Jordan	Ryan (WI)
Buyer	King (IA)	Sali
Calvert	King (NY)	Schmidt
Camp (MI)	Kingston	Sensenbrenner
Campbell (CA)	Kline (MN)	Sessions
Cannon	Knollenberg	Shadegg
Cantor	Kuhl (NY)	Shays
Carter	Lamborn	Shimkus
Castle	Lewis (CA)	Shuster
Cole (OK)	Lewis (KY)	Simpson
Conaway	Linder	Smith (NE)
Crenshaw	Lucas	Smith (TX)
Davis (KY)	Lungren, Daniel E.	Souder
Davis, David	E.	Stearns
Deal (GA)	Mack	Sullivan
Diaz-Balart, L.	Manzullo	Tancredo
Diaz-Balart, M.	Marchant	Terry
Doolittle	McCarthy (CA)	Thornberry
Drake	McCaul (TX)	Tiahrt
Dreier	McCotter	Tiberi
Duncan	McCrery	Turner
English (PA)	McHenry	Walberg
Everett	McKeon	Wamp
Fallin	Mica	Westmoreland
Flake	Miller (FL)	Whitfield
Forbes	Miller, Gary	Wicker
		Wilson (SC)

NOT VOTING—9

Clarke	Hunter	Michaud
Cubin	LaHood	Sherman
Davis, Jo Ann	McDermott	Young (AK)

So the bill was passed.

A motion to reconsider the vote whereby said bill was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said bill.

¶104.29 PROVIDING FOR CONSIDERATION OF H.R. 2419

Mr. CARDOZA, by direction of the Committee on Rules, called up the following resolution (H. Res. 574):

Resolved, That at any time after the adoption of this resolution the Speaker may, pursuant to clause 2(b) of rule XVIII, declare the House resolved into the Committee of the Whole House on the state of the Union for consideration of the bill (H.R. 2419) to provide for the continuation of agricultural programs through fiscal year 2012, and for other purposes. The first reading of the bill shall be dispensed with. All points of order against consideration of the bill are waived except those arising under clause 9 or 10 of rule XXI. General debate shall be confined to the bill and the amendments considered as adopted by this resolution and shall not exceed one hour equally divided and controlled by the chairman and ranking minority member of the Committee on Agriculture. After general debate the bill shall be considered for amendment under the five-minute rule.

SEC. 2. (a) The amendment in the nature of a substitute recommended by the Committee on Agriculture now printed in the bill, modified by the amendments printed in part A of the report of the Committee on Rules accompanying this resolution, shall be considered as adopted in the House and in the Committee of the Whole. The bill, as amended, shall be considered as the original bill for the purpose of further amendment under the five-minute rule and shall be considered as read. All points of order against provisions in the bill, as amended, are waived.

(b) Notwithstanding clause 11 of rule XVIII, no further amendment to the bill, as amended, shall be in order except those printed in part B of the report of the Committee on Rules and amendments en bloc described in section 3 of this resolution.

(c) Each further amendment printed in the report of the Committee on Rules shall be considered only in the order printed in the report, may be offered only by a Member designated in the report, shall be considered as read, shall be debatable for the time specified in the report equally divided and controlled by the proponent and an opponent, shall not be subject to amendment, and shall not be subject to a demand for division of the question in the House or in the Committee of the Whole.

(d) All points of order against further amendments printed in part B of the report of the Committee on Rules or amendments en bloc described in section 3 of this resolution are waived except those arising under clause 9 or 10 of rule XXI.

SEC. 3. It shall be in order at any time for the chairman of the Committee on Agriculture or his designee to offer amendments en bloc consisting of amendments printed in part B of the report of the Committee on Rules not earlier disposed of or germane modifications of any such amendments. Amendments en bloc offered pursuant to this section shall be considered as read (except that modifications shall be reported), shall be debatable for 20 minutes equally divided and controlled by the chairman and ranking minority member of the Committee on Agriculture or their designees, shall not be subject to amendment, and shall not be subject to a demand for division of the question in the House or in the Committee of the Whole. For the purpose of inclusion in such amendments en bloc, an amendment printed in the form of a motion to strike may be modified to the form of a germane perfecting amendment to the text originally proposed to be stricken. The original proponent of an amendment included in such amendments en bloc may insert a statement in the Congressional Record immediately before the disposition of the amendments en bloc.

SEC. 4. At the conclusion of consideration of the bill for amendment the Committee shall rise and report the bill, as amended, to the House with such further amendments as may have been adopted. The previous ques-

tion shall be considered as ordered on the bill and amendments thereto to final passage without intervening motion except one motion to recommitt with or without instructions.

SEC. 5. During consideration in the House of H.R. 2419 pursuant to this resolution, notwithstanding the operation of the previous question, the Chair may postpone further consideration of the bill to such time as may be designated by the Speaker.

When said resolution was considered. After debate,

¶104.30 MOTION TO ADJOURN

Mr. WHITFIELD moved that the House do now adjourn.

The question being put, viva voce,

Will the House now adjourn?

The SPEAKER pro tempore, Mr. TIERNEY, announced that the nays had it.

Mr. WHITFIELD demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The vote was taken by electronic device.

It was decided in the	{ Yeas .....	174
negative .....	{ Nays .....	248

¶104.31 [Roll No. 745]

YEAS—174

Aderholt	Fox	Musgrave
Akin	Franks (AZ)	Myrick
Alexander	Frelinghuysen	Neugebauer
Bachus	Garrett (NJ)	Nunes
Baker	Gilchrest	Paul
Barrett (SC)	Gillmor	Pearce
Bartlett (MD)	Gingrey	Pence
Barton (TX)	Gohmert	Petri
Biggert	Goode	Pitts
Bilbray	Goodlatte	Poe
Bilirakis	Granger	Porter
Bishop (UT)	Graves	Price (GA)
Blackburn	Hastert	Pryce (OH)
Blunt	Hastings (WA)	Putnam
Boehner	Hayes	Radanovich
Bonner	Heller	Ramstad
Boozman	Hensarling	Regula
Boustany	Herger	Rehberg
Brady (TX)	Hobson	Reichert
Broun (GA)	Hoekstra	Renzi
Brown-Waite,	Hulshof	Reynolds
Ginny	Inglis (SC)	Rogers (AL)
Buchanan	Issa	Rogers (KY)
Burgess	Jindal	Rogers (MI)
Burton (IN)	Johnson (IL)	Ros-Lehtinen
Buyer	Johnson, Sam	Roskam
Calvert	Jones (NC)	Ryan (WI)
Camp (MI)	Jordan	Sali
Campbell (CA)	Keller	Schmidt
Cannon	King (IA)	Sensenbrenner
Cantor	King (NY)	Sessions
Capito	Kirk	Shadegg
Carter	Kline (MN)	Shays
Chabot	Knollenberg	Shimkus
Cole (OK)	Lamborn	Shuster
Conaway	Latham	Simpson
Crenshaw	LaTourette	Smith (NE)
Davis (KY)	Lewis (KY)	Smith (TX)
Davis, David	Lucas	Souder
Davis, Tom	Lungren, Daniel E.	Stearns
Deal (GA)	E.	Sullivan
Dent	Mack	Tancredo
Diaz-Balart, L.	Manzullo	Terry
Diaz-Balart, M.	Marchant	Thornberry
Doolittle	McCarthy (CA)	Tiahrt
Drake	McCaul (TX)	Tiberi
Dreier	McCotter	Turner
Duncan	McCrery	Upton
Ehlers	McHenry	Walberg
Emerson	McKeon	Walden (OR)
English (PA)	McMorris	Walsh (NY)
Everett	Rodgers	Wamp
Fallin	Mica	Weldon (FL)
Feeney	Miller (FL)	Weller
Flake	Miller (MI)	Westmoreland
Forbes	Miller, Gary	
Fortenberry	Mitchell	
	Murphy, Tim	

Whitfield Wilson (NM) Wolf  
Wicker Wilson (SC) Young (FL)

NAYS—248

Abercrombie Green, Gene  
Ackerman Grijalva  
Allen Gutierrez  
Altmire Hall (NY)  
Andrews Hall (TX)  
Arcuri Hare  
Baca Harman  
Bachmann Hastings (FL)  
Baldwin Herseth Sandlin  
Barrow Higgins  
Bean Hill  
Becerra Hinchey  
Berkley Hinojosa  
Berman Hirono  
Berry Hodes  
Bishop (GA) Holden  
Bishop (NY) Holt  
Blumenauer Honda  
Boren Hooley  
Boswell Hoyer  
Boucher Inslee  
Boyd (FL) Israel  
Boyd (KS) Jackson (IL)  
Brady (PA) Jackson-Lee  
Braley (IA) (TX)  
Brown (SC) Jefferson  
Brown, Corrine Johnson (GA)  
Butterfield Johnson, E. B.  
Capps Jones (OH)  
Capuano Kagen  
Cardoza Kanjorski  
Carnahan Kaptur  
Carney Kennedy  
Carson Kildee  
Castle Kilpatrick  
Castor Kind  
Chandler Schakowsky  
Clay Schiff  
Cleaver Schwartz  
Clyburn Scott (GA)  
Coble Kuhl (NY)  
Cohen Lampson  
Conyers Serrano  
Cooper Lantos  
Costa Larsen (WA)  
Costello Larson (CT)  
Courtney Lee  
Cramer Levin  
Crowley Lewis (CA)  
Cuellar Lewis (GA)  
Cummings Linder  
Davis (AL) Lipinski  
Davis (CA) LoBiondo  
Davis (IL) Loebbeck  
Davis, Lincoln Lofgren, Zoe  
DeFazio Lowey  
DeGette Lynch  
Delahunt Mahoney (FL)  
DeLauro Maloney (NY)  
Dicks Markey  
Dingell Marshall  
Doggett Matheson  
Donnelly Matsui  
Doyle McCarthy (NY)  
Edwards McCollum (MN)  
Ellison McDermott  
Ellsworth McGovern  
Emanuel McHugh  
Engel McIntyre  
Eshoo McNulty  
Etheridge Meek (FL)  
Farr Meeks (NY)  
Fattah Melancon  
Ferguson Michaud  
Filner Miller (NC)  
Fossella Miller, George  
Frank (MA) Mollohan  
Gallegly Moore (KS)  
Gerlach Moore (WI)  
Giffords Moran (KS)  
Gillibrand Moran (VA)  
Gonzalez Murphy (CT)  
Gordon Murphy, Patrick  
Green, Al Murtha

NOT VOTING—10

Baird Davis, Jo Ann Waters  
Clarke Hunter Young (AK)  
Cubin LaHood  
Culberson Pickering

So the motion to adjourn was not agreed to.

After further debate,

On motion of Mr. CARDOZA, the previous question was ordered on the resolution to its adoption or rejection.

The question being put, viva voce,

Will the House agree to said resolution?

The SPEAKER pro tempore, Mr. TIERNEY, announced that the yeas had it.

Mr. HASTINGS of Washington, demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The vote was taken by electronic device.

It was decided in the { Yeas ..... 222  
affirmative ..... } Nays ..... 202

104.32

[Roll No. 746]

YEAS—222

Abercrombie Gonzalez Moore (WI)  
Ackerman Gordon Moran (VA)  
Allen Green, Al Murphy (CT)  
Andrews Green, Gene Murphy, Patrick  
Arcuri Grijalva Murtha  
Baca Gutierrez Nadler  
Baldwin Hall (NY) Napolitano  
Barrow Hare Neal (MA)  
Bean Harman Oberstar  
Becerra Hastings (FL) Obey  
Berkley Herseth Sandlin Olver  
Berman Higgins Ortiz  
Berry Hill Pallone  
Bishop (GA) Hinchey Pascrell  
Bishop (NY) Hinojosa Pastore  
Blumenauer Hirono Payne  
Boren Hodes Perlmutter  
Boswell Holden Peterson (MN)  
Boucher Holt Pomeroy  
Boyd (FL) Honda Price (NC)  
Boyd (KS) Hooley Rahall  
Brady (PA) Hoyer Rangel  
Braley (IA) Inslee Reyes  
Brown, Corrine Israel Rodriguez  
Butterfield Jackson (IL) Rohrabacher  
Capps Jackson-Lee Ross  
Capuano (TX) Roybal-Allard  
Caroza Jefferson Royce  
Carnahan Johnson (GA) Ruppertsberger  
Carney Johnson, E. B. Rush  
Carson Jones (OH) Ryan (OH)  
Castle Kagen Salazar  
Castor Kanjorski Sánchez, Linda  
Chandler Kaptur T.  
Clay Kennedy Sanchez, Loretta  
Cleaver Kildee Sarbanes  
Clyburn Kilpatrick Saxton  
Coble Kind Schakowsky  
Cohen Lampson Schiff  
Conyers Serrano Schwartz  
Cooper Lantos Scott (GA)  
Costa Larsen (WA) Scott (VA)  
Costello Larson (CT) Sestak  
Courtney Lee Shea-Porter  
Cramer Levin Sherman  
Crowley Lewis (CA) Shuler  
Cuellar Lewis (GA) Sires  
Cummings Linder Skelton  
Davis (AL) Lipinski Slaughter  
Davis (CA) LoBiondo Smith (NJ)  
Davis (IL) Loebbeck Smith (WA)  
Davis, Lincoln Lofgren, Zoe Snyder  
DeFazio Lowey Space  
DeGette Lynch Spratt  
Delahunt Mahoney (FL) Stark  
DeLauro Maloney (NY) Stupak  
Dicks Markey Tauscher  
Dingell Marshall Taylor  
Doggett Matheson Thompson (CA)  
Donnelly Matsui Thompson (MS)  
Doyle McCarthy (NY) Tierney  
Edwards McCollum (MN) Towns  
Ellison McDermott Udall (CO)  
Ellsworth McGovern Udall (NM)  
Emanuel McHugh Van Hollen  
Engel McIntyre Velázquez  
Eshoo McNulty Visclosky  
Etheridge Meek (FL) Walz (MN)  
Farr Meeks (NY) Wasserman  
Fattah Melancon Schultz  
Ferguson Michaud Watson  
Filner Miller (NC) Watt  
Fossella Miller, George Waxman  
Frank (MA) Mollohan Weiner  
Gallegly Moore (KS) Welch (VT)  
Gerlach Moore (WI) Wexler  
Giffords Moran (KS) Wilson (OH)  
Gillibrand Moran (VA) Woolsey  
Gonzalez Murphy (CT) Wu  
Gordon Murphy, Patrick Wynn  
Green, Al Murtha Yarmuth

Waxman Wexler  
Weiner Wilson (OH)  
Welch (VT) Woolsey

NAYS—202

Aderholt Frelinghuysen Myrick  
Akin Gallegly Neugebauer  
Alexander Garrett (NJ) Nunes  
Altmire Gerlach Paul  
Bachmann Gilchrest Pearce  
Bachus Gillmor Pence  
Baird Gingrey Peterson (PA)  
Baker Gohmert Petri  
Barrett (SC) Goode Pickering  
Bartlett (MD) Goodlatte Pitts  
Barton (TX) Granger Platts  
Biggart Graves Poe  
Bilbray Hall (TX) Porter  
Bilirakis Hastert Price (GA)  
Bishop (UT) Hastings (WA) Pryce (OH)  
Blackburn Hayes Putnam  
Blunt Heller Radanovich  
Boehner Hensarling Ramstad  
Bonner Herger Regula  
Bono Hobson Rehberg  
Boozman Hoekstra Reichert  
Boustany Hulshof Renzi  
Brady (TX) Inglis (SC) Reynolds  
Broun (GA) Issa Rogers (KY)  
Brown (SC) Jindal Rogers (MI)  
Brown-Waite, Johnson (IL) Rohrabacher  
Ginny Johnson, Sam  
Buchanan Jones (NC) Ros-Lehtinen  
Burgess Jordan Roskam  
Burton (IN) Keller Royce  
Buyer King (IA) Ryan (WI)  
Calvert King (NY) Sali  
Camp (MI) Kingston Saxton  
Campbell (CA) Kirk Schmidt  
Cannon Kline (MN) Sensenbrenner  
Cantor Knollenberg Sessions  
Capito Kuhl (NY) Shadegg  
Carter Lamborn Shays  
Castle Lampson Shimkus  
Chabot Latham Shuster  
Coble LaTourette Simpson  
Cole (OK) Lewis (CA) Sires  
Conaway Lewis (KY) Smith (NE)  
Crenshaw Linder Smith (NJ)  
Culberson LoBiondo Smith (TX)  
Davis (KY) Lucas Souder  
Davis, David Lungren, Daniel Stearns  
Davis, Tom E. Sullivan  
Deal (GA) Mack Tancredo  
Dent Manzullo Terry  
Diaz-Balart, L. Marchant Thornberry  
Diaz-Balart, M. McCarthy (CA) Tiahrt  
Doolittle McCaul (TX) Tiberi  
Drake McCotter Turner  
Dreier McCreery Upton  
Duncan McHenry Walberg  
Ehlers McHugh Walden (OR)  
Emerson McKeon Walsh (NY)  
English (PA) McMorris Wamp  
Everett Rodgers Weldon (FL)  
Fallin McNerney Weller  
Feehey Mica Westmoreland  
Ferguson Miller (FL) Whitfield  
Flake Miller (MI) Wicker  
Forbes Miller, Gary Wilson (NM)  
Fortenberry Mitchell Wilson (SC)  
Fossella Moran (KS) Wolf  
Foxy Murphy, Tim  
Franks (AZ) Musgrave Young (FL)

NOT VOTING—8

Clarke Hunter Waters  
Cubin LaHood Young (AK)  
Davis, Jo Ann Rogers (AL)

So the resolution was agreed to. A motion to reconsider the vote whereby said resolution was agreed to was, by unanimous consent, laid on the table.

104.33 APPROVAL OF THE JOURNAL— UNFINISHED BUSINESS

The SPEAKER pro tempore, Mr. TIERNEY, pursuant to clause 8, rule XX, announced the unfinished business to be the question on agreeing to the Chair's approval of the Journal of Wednesday, July 25, 2007.

The question being put, viva voce, Will the House agree to the Chair's approval of said Journal?

The SPEAKER pro tempore, Mr. TIERNEY, announced that the yeas had it.

So the Journal was approved.

¶104.34 COMMUNICATION REGARDING  
SUBPOENA

The SPEAKER pro tempore, Mr. TIERNEY, laid before the House the following communication from John Bristol, Congressional Aide, office of the Honorable Mark Udall of Colorado:

HOUSE OF REPRESENTATIVES,  
Washington, DC, July 12, 2007.

Hon. NANCY PELOSI,  
Speaker, House of Representatives,  
Washington, DC.

DEAR MADAM SPEAKER: This is to notify you formally, pursuant to Rule VIII of the Rules of the U.S. House of Representatives, that I have been served with a subpoena, issued by the Westminster, Colorado Municipal Court, for testimony in a criminal case.

After consultation with the Office of General Counsel, I have determined that compliance with the subpoena is consistent with the precedents and privileges of the House.

Sincerely,

JOHN BRISTOL,  
Congressional Aide.

¶104.35 COMMUNICATION REGARDING  
SUBPOENA

The SPEAKER pro tempore, Mr. TIERNEY, laid before the House the following communication from Carter Ellison, Congressional Aide, office of the Honorable Mark Udall of Colorado:

CONGRESS OF THE UNITED STATES,  
Washington, DC, July 12, 2007.

Hon. NANCY PELOSI,  
Speaker, House of Representatives, Washington,  
DC.

DEAR MADAM SPEAKER: This is to notify you formally, pursuant to Rule VIII of the Rules of the U.S. House of Representatives, that I have been served with a subpoena, issued by the Westminster, Colorado Municipal Court, for testimony in a criminal case.

After consultation with the Office of General Counsel, I have determined that compliance with the subpoena is consistent with the precedents and privileges of the House.

Sincerely,

CARTER ELLISON,  
Congressional Aide.

¶104.36 FARM, NUTRITION, AND  
BIOENERGY 2007

The SPEAKER pro tempore, Mr. TIERNEY, pursuant to House Resolution 574 and rule XVIII, declared the House resolved into the Committee of the Whole House on the state of the Union for the consideration of the bill (H.R. 2419) to provide for the continuation of agricultural programs through fiscal year 2012, and for other purposes.

The SPEAKER pro tempore, Mr. TIERNEY, by unanimous consent, designated Mrs. TAUSCHER as Chairman of the Committee of the Whole; and after some time spent therein,

¶104.37 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment numbered 1, printed in House Report 110-261, submitted by Mr. KIND:

[COMMODITY TITLE]

In section 1102, strike subsection (b) and insert the following new subsection:

(b) PAYMENT RATE.—

(1) 2008 CROP YEAR.—The payment rates used to make direct payments with respect to covered commodities for the 2008 crop year are as follows:

- (A) Wheat, \$0.52 per bushel.
- (B) Corn, \$0.14 per bushel.
- (C) Grain sorghum, \$0.25 per bushel.
- (D) Barley, \$0.17 per bushel.
- (E) Oats, \$0.02 per bushel.
- (F) Upland cotton, \$0.05 per pound.
- (G) Rice, \$1.65 per hundredweight.
- (H) Soybeans, \$0.22 per bushel.
- (I) Other oilseeds, \$0.01 per pound.
- (J) Peanuts, \$25.20 per ton.

(2) 2009 CROP YEAR.—The payment rates used to make direct payments with respect to covered commodities for the 2009 crop year are as follows:

- (A) Wheat, \$0.52 per bushel.
- (B) Corn, \$0.13 per bushel.
- (C) Grain sorghum, \$0.23 per bushel.
- (D) Barley, \$0.16 per bushel.
- (E) Oats, \$0.02 per bushel.
- (F) Upland cotton, \$0.04 per pound.
- (G) Rice, \$1.53 per hundredweight.
- (H) Soybeans, \$0.20 per bushel.
- (I) Other oilseeds, \$0.01 per pound.
- (J) Peanuts, \$23.40 per ton.

(3) 2010 CROP YEAR.—The payment rates used to make direct payments with respect to covered commodities for the 2010 crop year are as follows:

- (A) Wheat, \$0.52 per bushel.
- (B) Corn, \$0.11 per bushel.
- (C) Grain sorghum, \$0.21 per bushel.
- (D) Barley, \$0.14 per bushel.
- (E) Oats, \$0.02 per bushel.
- (F) Upland cotton, \$0.04 per pound.
- (G) Rice, \$1.41 per hundredweight.
- (H) Soybeans, \$0.18 per bushel.
- (I) Other oilseeds, \$0.01 per pound.
- (J) Peanuts, \$21.60 per ton.

(4) 2011 CROP YEAR.—The payment rates used to make direct payments with respect to covered commodities for the 2011 crop year are as follows:

- (A) Wheat, \$0.49 per bushel.
- (B) Corn, \$0.10 per bushel.
- (C) Grain sorghum, \$0.35 per bushel.
- (D) Barley, \$0.13 per bushel.
- (E) Oats, \$0.02 per bushel.
- (F) Upland cotton, \$0.04 per pound.
- (G) Rice, \$1.29 per hundredweight.
- (H) Soybeans, \$0.15 per bushel.
- (I) Other oilseeds, \$0.01 per pound.
- (J) Peanuts, \$19.80 per ton.

(5) 2012 CROP YEAR.—The payment rates used to make direct payments with respect to covered commodities for the 2012 crop year are as follows:

- (A) Wheat, \$0.47 per bushel.
- (B) Corn, \$0.08 per bushel.
- (C) Grain sorghum, \$0.18 per bushel.
- (D) Barley, \$0.12 per bushel.
- (E) Oats, \$0.02 per bushel.
- (F) Upland cotton, \$0.03 per pound.
- (G) Rice, \$1.18 per hundredweight.
- (H) Soybeans, \$0.13 per bushel.
- (I) Other oilseeds, \$0.01 per pound.
- (J) Peanuts, \$18.00 per ton.

(6) LIMITED RESOURCE FARMERS.—Notwithstanding paragraphs (2), (3), (4), and (5), the payment rates specified in paragraph (1) shall be used for each of the 2008 through 2012 crop years in the case of a limited resource farmer, as defined by the Secretary.

Section 1102 is amended by adding at the end the following:

“(e) CONSERVATION ENHANCED PAYMENT OPTION.—

“(1) IN GENERAL.—All producers on a farm that meet the eligibility requirements of paragraph (2) may, in lieu of direct payments otherwise provided in this section, make a one time election to receive enhanced direct payments through crop year 2012 in accordance with this subsection.

“(2) ELIGIBILITY.—To be eligible to obtain an enhanced direct payment for a covered commodity for a crop year under this subsection, the producers on a farm shall enter into a contract with the secretary under which the producers of the farm agree, for each crop year—

“(A) to forgo all counter-cyclical payments under this subtitle and all marketing assistance loans and all loan deficiency payments under subtitle B for the farm subject to a contract under this subsection;

“(B) to carry out conservation practices on the farm that are at least equivalent to the requirements for land enrolled under the a conservation security contract entered into under section 1238A of the Food Security Act of 1985 (16 U.S.C. 3838a); and

“(C) to meet such other requirements as are established by the Secretary.

“(3) AMOUNT.—The amount of an enhanced direct payment to be paid to the producers on a farm for a covered commodity for a crop year that enter into a contract with the secretary under this subsection shall be equal to the product obtained by multiplying—

“(A) the amount of the direct payment the producers on a farm would otherwise be eligible to receive under subsection (c); and

“(B) 110

“(4) ONE TIME ENROLLMENT.—Producers on a farm shall have one period of time (as determined by the Secretary) in which to enter into a contract for a conservation enhanced payment.

“(5) DE MINIMIS PAYMENTS.—A payment under this section that is less than \$25.00 in amount shall not be tendered to a producer on a farm”.

Section 1103 is amended to read as follows:  
**SEC. 1103. COUNTER-CYCLICAL PAYMENTS.**

Section 1103 of the Farm Security and Rural Investment Act of 2002 (7 U.S.C. 7913) is amended to read as follows:

“**SEC. 1103. COUNTER-CYCLICAL PAYMENTS.**

“(a) PAYMENT REQUIRED.—The Secretary shall make counter-cyclical payments to producers on farms for which payment yields and base acres are established with respect to a covered commodity, if the Secretary determines that the national actual revenue per acre for the covered commodity (except for other oilseeds) is less than the national target revenue per acre for the covered commodity, as determined in this section.

“(b) NATIONAL ACTUAL REVENUE PER ACRE.—For each covered commodity (except for other oilseeds) for the applicable year, the Secretary shall establish a national actual revenue per acre by multiplying the national average yield for the given year by the higher of:

“(1) the national average market price received by producers during the 12-month marketing year established by the Secretary; or

“(2) the loan rate.

“(c) NATIONAL TARGET REVENUE PER ACRE.—The national target revenue per acre shall be, on a per acre basis, as follows:

“(1) Wheat, \$140.42.

“(2) Corn, \$344.12.

“(3) Grain Sorghum, \$131.28.

“(4) Barley, \$123.13.

“(5) Oats, \$88.36.

“(6) Upland cotton, \$516.86.

“(7) Rice, \$548.06.

“(8) Soybeans, \$219.58 .

“(9) Peanuts, \$683.83.

“(d) NATIONAL PAYMENT YIELD.—The national payment yield shall be as follows:

“(1) Wheat, 36.1 bushels per acre.

“(2) Corn, 114.2 bushels per acre.

“(3) Grain Sorghum, 58.1 bushels per acre.

“(4) Barley, 48.7 bushels per acre.

“(5) Oats, 49.8 bushels per acre.

“(6) Upland cotton, 636 pounds per acre.

“(7) Rice, 51.24 hundredweight per acre.

“(8) Soybeans, 34.1 bushels per acre.

“(9) Peanuts, 1.495 tons per acre.

“(e) NATIONAL PAYMENT RATE.—The national payment rate used to make counter-cyclical payments for a crop year shall be the result of—

“(1) the difference between the national target revenue per acre for the covered commodity and the national actual revenue per acre for the covered commodity; divided by

“(2) the national payment yield for the covered commodity.

“(f) PAYMENT AMOUNT.—If counter-cyclical payments are required to be paid for any of the 2008 through 2012 crop years of a covered commodity, the amount of the counter-cyclical payment to be paid to the producers on a farm for that crop year for the covered commodity shall be equal to the product of—

“(1) the national payment rate for the covered commodity;

“(2) the payment acres of the covered commodity on the farm; and

“(3) the payment yield for counter-cyclical payments for the covered commodity.

“(g) TIME FOR PAYMENTS.—

“(1) GENERAL RULE.—If the Secretary determines that counter-cyclical payments are required to be made under this section for the crop of a covered commodity, the Secretary shall make the counter-cyclical payments for the crop as soon as practicable after the end of the 12-month marketing year for the covered commodity.

“(2) AVAILABILITY OF PARTIAL PAYMENTS.—If, before the end of the 12-month marketing year for a covered commodity, the Secretary estimates that counter-cyclical payments will be required for the crop of the covered commodity, the Secretary shall give producers on a farm the option to receive partial payments of the counter-cyclical payment projected to be made for that crop of the covered commodity.

“(3) TIME FOR PARTIAL PAYMENTS.—When the Secretary makes partial payments available under paragraph (2) for a covered commodity—

“(A) the first partial payment for the crop year shall be made not earlier than October 1, and, to the maximum extent practicable, not later than October 31, of the calendar year in which the crop of the covered commodity is harvested;

“(B) the second partial payment shall be made not earlier than February 1 of the next calendar year; and

“(C) the final partial payment shall be made as soon as practicable after the end of the 12-month marketing year for the covered commodity.

“(4) AMOUNT OF PARTIAL PAYMENTS.—

“(A) FIRST PARTIAL PAYMENT.—The first partial payment under paragraph (3) to the producers on a farm may not exceed 35 percent of the projected counter-cyclical payment for the covered commodity for the crop year, as determined by the Secretary.

“(B) SECOND PARTIAL PAYMENT.—The second partial payment under paragraph (3) for a covered commodity for a crop year may not exceed the difference between—

“(i) 70 percent of the projected counter-cyclical payment (including any revision thereof) for the crop of the covered commodity; and

“(ii) the amount of the payment made under subparagraph (A).

“(C) FINAL PAYMENT.—The final payment for the crop year shall be equal to the difference between—

“(i) the actual counter-cyclical payment to be made to the producers for the covered commodity for that crop year; and

“(ii) the amount of the partial payments made to the producers on a farm under subparagraphs (A) and (B) for that crop year.

“(5) REPAYMENT.—Producers on a farm that receive a partial payment under this

subsection for a crop year shall repay to the Secretary the amount, if any, by which the total of the partial payments exceed the actual counter-cyclical payment to be made for the covered commodity for that crop year.

“(h) DE MINIMIS PAYMENTS.—A payment under this section that is less than \$25.00 in amount shall not be tendered to a producer on a farm.”

In section 1105(a)(1)(D) insert “, residential” after “commercial” and after the period at the end insert the following: “In the case of a parcel of land that at anytime subsequent to the enactment of the Federal Agriculture Improvement and Reform Act of 1996 is subdivided, transferred to a new owner and used for the construction of a new residence, the base acres for covered commodities for the farm shall be eliminated, unless the owner of such residence receives at least \$10,000 of gross income from farming or ranching and the owner of such residence receives gross income from farming or ranching exceeding at least half of their adjusted gross income.”

Section 1201(a)(1) is amended by striking “For each of” and all that follows through “loan commodity, the” and inserting “The”

Section 1201(b) is amended to read as follows:

(b) ELIGIBLE PRODUCTION.—

(1) IN GENERAL.—The producers on a farm shall be eligible for a marketing assistance loan under subsection (a) for any quantity of a loan commodity produced on the farm. In addition, such producers must have beneficial interest, as determined under paragraph (2), in the commodity at the time the commodity is tendered as collateral for such loan.

(2) BENEFICIAL INTEREST.—In order to have beneficial interest in a commodity, a producer shall:

(A) be the producer of the commodity;

(B) possess and maintain ownership and control of the commodity;

(C) not have received any payment from any party with respect to the commodity; and

(D) satisfy other criteria, as determined by the Secretary.

(3) INELIGIBLE PRODUCTION.—A crop of a loan commodity shall be ineligible for a marketing assistance loan if the crop was produced on land of a farm that has been subject to a land transaction covered under section 1101(c).

Section 1201(e) is amended to read as follows:

(e) ADJUSTMENTS OF LOANS.—

(1) ADJUSTMENT AUTHORITY.—The Secretary may make appropriate adjustments in the loan rates for any commodity for differences in grade, type, quality, location, and other factors.

(2) MANNER OF ADJUSTMENT.—The adjustments under the authority of this section shall, to the maximum extent practicable, be made in such manner that the national average loan rate for the commodity will, on the basis of the anticipated incidence of the factors, be equal to the level of support determined as provided in this title.

(f) HANDLING AND STORAGE CHARGES.—All payments for storage, handling or other charges associated with a loan commodity subject to a marketing assistance loan or loan deficiency payment under this subtitle are the responsibility of the producer and shall not be paid by the Secretary.

Section 1202 is amended to read as follows:  
**SEC. 1202. LOAN RATES FOR NONRECOURSE MARKETING ASSISTANCE LOANS.**

(a) IN GENERAL.—Except as provided in subsection (b), the loan rate for each crop of a loan commodity shall be equal to the amount determined by multiplying:

(1) .85; and

(2) the average of the national average market price received by producers during the five preceding marketing years, excluding the highest and lowest prices determined for such years, as determined by the Secretary.

(b) LOAN RATES.—The loan rate determined under (a) shall not exceed, in the case of—

(1) wheat, \$2.58 per bushel;

(2) corn, \$1.89 per bushel;

(3) grain sorghum, \$1.89 per bushel;

(4) barley, \$1.70 per bushel;

(5) oats, \$1.21 per bushel;

(6) upland cotton, \$0.5192 per pound;

(7) extra long staple cotton, \$0.7965 per pound;

(8) rice, \$6.50 per hundredweight;

(9) soybeans, \$4.92 per bushel;

(10) other oilseeds, \$0.087 per pound;

(11) graded wool, \$1.00 per pound;

(12) nongraded wool, \$0.40 per pound;

(13) mohair, \$4.20 per pound;

(14) honey, \$0.60 per pound;

(15) dry peas, \$6.22 per hundredweight;

(16) lentils, \$11.72 per hundredweight;

(17) small chickpeas, \$7.43 per hundredweight; and

(18) peanuts, \$350.00 per ton.

Section 1204(a) of the Farm Security and Rural Investment Act of 2002 (7 U.S.C. 7934) is amended to read as follows:

(a) GENERAL RULE.—

(1) REPAYMENT OF COMMODITY LOANS.—The Secretary shall permit the producers on a farm to repay a marketing assistance loan under section 1201 for a loan commodity (other than upland cotton, rice, extra long staple cotton, confectionary and each other kind of sunflower seed (other than oil sunflower seed)) at a rate that is the lesser of—

(A) the loan rate established for the commodity under section 1202, plus interest (determined in accordance with section 163 of the Federal Agriculture Improvement and Reform Act of 1996 (7 U.S.C. 7283)); or

(B) a rate that the Secretary determines will—

(i) minimize potential loan forfeitures;

(ii) minimize the accumulation of stocks of the commodity by the Federal Government;

(iii) minimize the cost incurred by the Federal Government in storing the commodity;

(iv) allow the commodity produced in the United States to be marketed freely and competitively, both domestically and internationally; and

(v) minimize discrepancies in marketing loan benefits across State boundaries and across county boundaries.

(2) RATE ADJUSTMENTS.—

(A) IN GENERAL.—Subject to subparagraph (B) and except as provided in subsection (b), repayment rates established under this section shall be adjusted by the Secretary no more than once every month for all loan commodities.

(B) MONTHLY REPAYMENT RATE.—In establishing the monthly repayment rates with respect to wheat, corn, grain sorghum, barley, oats and soybeans, the rates shall be established by using the rates determined for five days in the previous month as determined in regulations issued by the Secretary, which shall—

(i) exclude the rates for days that represent the highest and lowest rates for the 5 day period; and

(ii) use the average of the three remaining rates to establish the monthly repayment rate.

(3) DATE FOR DETERMINING REPAYMENT RATE.—With respect to the monthly repayment rates established under paragraph (2) and subsection (b) and (c), the rate shall be—

(A) in the case of a producer who, as determined by the Secretary, loses beneficial interest immediately upon repayment of the



loan, the monthly repayment rate determined under paragraph (2) and subsection (b) and (c) that is in effect on the date beneficial interest is lost; and

(B) in the case of other producers who did not lose beneficial interest upon repayment of the loan, the repayment rate in effect on the earlier of:

(i) the month in which the loan matures; or

(ii) the last month of the marketing year established by the Secretary for the commodity.

(4) **REPAYMENT OF CONFECTIONARY AND OTHER KINDS OF SUNFLOWER SEEDS LOANS.**—The Secretary shall permit the producers on a farm to repay a marketing assistance loan under section 1201 for confectionary and each other kind of sunflower seed (other than oil sunflower seed) at a rate that is the lesser of—

(A) the loan rate established for the commodity under section 1202, plus interest (determined in accordance with section 163 of the Federal Agriculture Improvement and Reform Act of 1996 (7 U.S.C. 7283)); or

(B) the repayment rate established for oil sunflower seed.

(5) **QUALITY GRADES FOR DRY PEAS, LENTILS, AND SMALL CHICKPEAS.**—The loan repayment rates for dry peas, lentils, and small chickpeas shall be based on the quality grades for the applicable commodity.

Section 1204(e) is amended to read as follows:

(e) **ADJUSTMENT OF PREVAILING WORLD MARKET PRICE FOR UPLAND COTTON.**—During the period beginning on the date of the enactment of this Act through July 31, 2012, the prevailing world market price for upland cotton (adjusted to United States quality and location) established under subsection (d) shall be further adjusted if—

(1) the adjusted prevailing world market price for upland cotton is less than 115 percent of the loan rate for upland cotton established under section 1202, as determined by the Secretary; and

(2) the Friday through Thursday average price quotation for the lowest-priced United States growth as quoted for Middling (M) 1 3/32-inch cotton, delivered C.I.F. Northern Europe (referred to in this section as the “Northern Europe price”).

Section 1204 is amended by striking subsections (f) through (h).

Section 1205(a) is amended by inserting after paragraph (1) the following new paragraph (and redesignating succeeding paragraphs accordingly):

(2) **BENEFICIAL INTEREST.**—At the time producers request payments under this section, the producers must have beneficial interest, as defined in section 1201(b)(2), in the commodity for which such payment is requested.

Section 1205(c) is amended to read as follows:

(c) **PAYMENT RATE.**—

(1) **LOAN COMMODITIES.**—

(A) **IN GENERAL.**—With respect to all loan commodities except extra long staple cotton, the payment rate shall be determined as of the day the producer loses beneficial interest in the commodity.

(B) **FORMULA.**—The payment rate under subparagraph (A) shall be the amount that equals the difference between—

(i) the loan rate established under section 1202 for the loan commodity; and

(ii) the monthly repayment rate determined for the commodity under section 1204.

(2) **UNSHORN PELTS.**—In the case of unshorn pelts, the payment rate shall be the amount that equals the difference between—

(A) the loan rate established under section 1202 for ungraded wool; and

(B) the rate at which ungraded wool may be redeemed under section 1204.

(3) **HAY, SILAGE, FEED AND SIMILAR USES.**—

(A) **IN GENERAL.**—In the case of a commodity that would otherwise be eligible to be pledged as collateral for a marketing assistance loan at the time of harvest of the commodity, but cannot be pledged due to the normal commercial state of the commodity, the payment rate shall be the average of the monthly repayment rates established for the first three months of the marketing year of the commodity, as determined by the Secretary.

(B) **INCLUSIONS.**—Commodities covered by subparagraph (A) shall be determined by the Secretary, and shall include hay, silage, cracked corn, and corn stored in a commingled manner by feedlots.

In section 1206(d) strike “A 2002 through 2007 crop of” and inserting “A crop of”.

In section 1207 strike subsection (b) and redesignate subsection (c) as subsection (b).

Section 1208 of Farm Security and Rural Investment Act of 2002 (7 U.S.C. 7938) is amended

(1) by striking the section;

(2) by redesignating section 1209 as section 1208;

(3) in section 1208 (as redesignated in paragraph (2)) (A) in subsection (a)(1) by striking “For each of the 2002 through 2007 crops of” and inserting “For each crop of” (B) in subsection (b) by striking “For each of the 2002 through 2007 crops of” and inserting “For each crop of”; and (C) by striking subsection (d).

In subtitle C strike sections 1301, 1302, and 1303 and insert the following:

**SEC. 1301. SUGAR PROGRAM.**

Section 156(j) of the Federal Agriculture Improvement and Reform Act of 1996 (7 U.S.C. 7272(j)) is amended by striking “2007” and inserting “2012”.

**SEC. 1302. FLEXIBLE MARKETING ALLOTMENTS FOR SUGAR.**

Section 359b(a)(1) of the Agricultural Adjustment Act of 1938 (7 U.S.C. 1359bb(a)(1)) is amended in the matter preceding subparagraph (A) by striking “2007” and inserting “2012”.

Section 1409 is amended to read as follows:

**SEC. 1409. FEDERAL DAIRY COMMISSION.**

(a) **ESTABLISHMENT.**—The secretary of agriculture shall establish a commission to be known as the “federal dairy commission”, in this section referred to as the “commission”, which shall conduct a comprehensive review and evaluation of—

(1) the current Federal and non-Federal milk marketing order systems;

(2) the milk income loss contracting program;

(3) the forward contracting program;

(4) the 9.90 dairy price support system; and

(5) programs in the European Union and other major dairy exporting countries that may have a trade distorting effect.

(b) **ELEMENT OF REVIEW AND EVALUATION.**—As part of the review and evaluation under this section, the commission shall evaluate how well the programs accomplish the following goals, providing legislative and regulatory recommendations for achieving these goals—

(1) ensuring the competitiveness of dairy products;

(2) enhancing the competitiveness of American dairy products in world markets;

(3) increasing the responsiveness of dairy programs to market forces;

(4) ensuring an adequate safety net for dairy farmers;

(5) streamlining, simplifying, and expediting the administration of these programs; and

(6) continuing to serve the interest of the public, dairy processors, and dairy farmers;

(7) operating in a manner to minimize costs to taxpayers;

(8) ensuring that we meet our trade obligations; and

(9) ensuring the safety of our dairy supply.

(c) **MEMBERSHIP.**—

(1) **COMPOSITION.**—The commission shall consist of 16 members and shall include the following representation:

(A) Geographical diversity.

(B) Diversity in size of operation.

(C) At least one State with a Federal marketing order.

(D) At least one State with a state marketing order.

(E) At least one State with no marketing order.

(F) At least two dairy producers.

(G) At least two dairy processors.

(H) At least one trade experts.

(I) At least one State official.

(J) At least one Federal official.

(K) At least one nongovernmental organization.

(L) At least one economist.

(M) At least one representative of a land grant university.

(2) **APPOINTMENTS.**—Within 3 months of the date of enactment, commission members shall be appointed as follows:

(A) Two members appointed by the Majority Leader of the Senate, in consultation with the Chair and ranking member of the Committee on Agriculture of the House of Representatives.

(B) Two members appointed by the Speaker of the House of Representatives, in consultation with the Chair and ranking member of the Senate Committee on Agriculture, Nutrition and Forestry of the Senate.

(C) Fourteen members appointed by the Secretary of Agriculture.

(3) **CHAIR.**—The commission shall elect one of its members to serve as chairperson during the duration of the commission’s proceedings.

(4) **VACANCY.**—Any vacancy occurring before the termination of the commission shall be filled in the same manner as the original appointment.

(5) **COMPENSATION.**—Members of the commission shall serve without compensation, but shall be reimbursed by the Secretary from existing budgetary resources for necessary and reasonable expenses incurred in the performance of the duties of the commission.

(d) **REPORT.**—Not later than three years after the date of establishment of the commission, the commission shall submit to Congress and the Secretary of Agriculture a report setting forth the results of the review and evaluation conducted under this section, including recommendations regarding legislative and regulatory options for accomplishing the goals under subsection (\_\_\_\_). The report findings shall reflect, to the greatest extent possible, a consensus opinion of the commission members, but shall include majority and minority findings and their supporters regarding those matters for which consensus was not reached.

(e) **ADVISORY NATURE.**—The commission is wholly advisory in nature and bound by the requirements of the FACA.

(f) **NO EFFECT ON EXISTING PROGRAMS.**—The Secretary shall not allow the existence of the commission to impede, delay, or otherwise affect any regulatory decisionmaking.

(g) **ADMINISTRATIVE ASSISTANCE.**—The Secretary shall provide administrative support to the commission, and expend such funds as necessary from existing budget authority to carry out this responsibility.

(h) **AUTHORIZATION OF APPROPRIATIONS.**—There are authorized to be appropriated such sums as are necessary to carry out this section.

(i) **TERMINATION.**—The commission shall terminate 60 days after submission of the report under subparagraph (D), during which time it will remain available to answer question of Congress and the Secretary regarding the report.

Strike sections 1503 and 1504 and insert the following:

**SEC. 1503. PAYMENT LIMITATIONS.**

Section 1001 of the Food Security Act of 1985 (7 U.S.C. 1308) is amended—

(1) in subsection (a) by striking paragraphs (1) and (2) and inserting the following:

“(1) ENTITY.—

“(A) IN GENERAL.—THE TERM ‘ENTITY’ MEANS.—

“(i) an organization that (subject to the requirements of this section and section 1001A) is eligible to receive a payment under a provision of law referred to in subsection (b) or (c);

“(ii) a corporation, joint stock company, association, limited partnership, limited liability company, limited liability partnership, charitable organization, estate, irrevocable trust, a grantor of a revocable trust, or other similar entity (as determined by the Secretary); and

“(iii) an organization that is participating in a farming operation as a partner in a general partnership or as a participant in a joint venture.

“(B) EXCLUSION.—Except in section 1001F, the term ‘entity’ does not include a general partnership or joint venture.

“(C) ESTATES.—In defining the term entities as it will apply to estates, the Secretary shall ensure that fair and equitable treatment is given to estates and the beneficiaries thereof.

“(D) IRREVOCABLE TRUSTS.—In defining the term entities as it will apply to irrevocable trusts, the Secretary shall ensure that irrevocable trusts are legitimate entities and have not been created for the purpose of avoiding the payment limitation.

“(2) INDIVIDUAL.—The term ‘individual’ means—

“(A) a natural person, and any minor child of the natural person (as determined by the Secretary), who, subject to the requirements of this section and section 1001A, is eligible to receive a payment under a provision of law referred to in subsection (b), (c), or (d); and

“(B) a natural person participating in a farming operation as a partner in a general partnership, a participant in a joint venture, a grantor of a revocable trust, or a participant in a similar entity (as determined by the Secretary).

“(3) SECRETARY.—The term ‘Secretary’ means the Secretary of Agriculture.”

(2) by striking subsections (b) through (f) and inserting the following:

“(b) LIMITATION ON DIRECT PAYMENTS.—The total amount of direct payments that an individual or entity may receive, directly or indirectly, during any crop year under subtitle A or C of title I of the Farm Security and Rural Investment Act of 2002 (7 U.S.C. 7911 et seq.) for 1 or more covered commodities or peanuts shall not exceed \$20,000.

“(c) LIMITATION ON COUNTER-CYCLICAL PAYMENTS.—The total amount of counter-cyclical payments that an individual or entity may receive, directly or indirectly, during any crop year under subtitle A or C of title I of the Farm Security and Rural Investment Act of 2002 (7 U.S.C. 7911 et seq.) for 1 or more covered commodities or peanuts shall not exceed \$30,000.

“(d) LIMITATIONS ON MARKETING LOAN GAINS, LOAN DEFICIENCY PAYMENTS, AND COMMODITY CERTIFICATE TRANSACTIONS.—The total amount of the following gains and payments that an individual or entity may receive during any crop year may not exceed \$75,000.

“(1)(A) Any gain realized by a producer from repaying a marketing assistance loan for 1 or more loan commodities or peanuts under subtitle B of title I of the Farm Security and Rural Investment Act of 2002 (7

U.S.C. 7931 et seq.) at a lower level than the original loan rate established for the loan commodity under that subtitle.

“(B) In the case of settlement of a marketing assistance loan for 1 or more loan commodities under that subtitle by forfeiture, the amount by which the loan amount exceeds the repayment amount for the loan if the loan had been settled by repayment instead of forfeiture.

“(2) Any loan deficiency payments received for 1 or more loan commodities under that subtitle.

“(3) Any gain realized from the use of a commodity certificate issued by the Commodity Credit Corporation for 1 or more loan commodities, as determined by the Secretary, including the use of a certificate for the settlement of a marketing assistance loan made under that subtitle or section 1307 of that Act (7 U.S.C. 7957).

“(e) PAYMENT TO INDIVIDUALS AND ENTITIES.—Notwithstanding subsections (b) through (d), an individual or entity, directly or indirectly through all ownership interests of the individual or entity from all sources, may receive payments for a fiscal or corresponding crop year up to but not exceeding twice the limitations established under subsections (b) through (d).

“(f) SINGLE FARMING OPERATION.—Notwithstanding subsections (b) through (d), subject to paragraph (2), an individual or entity that participates only in a single farming operation and receives, directly or indirectly, any payment or gain covered by this section through the farming operation, may receive payments for a fiscal or corresponding crop year up to but not exceeding twice the limitations established under subsections (b) through (d).

“(g) SPOUSAL EQUITY.—

“(1) IN GENERAL.—Notwithstanding subsections (b), (c), (d), (e) and (f) except as provided in paragraph (2), if an individual and the spouse of the individual are covered by paragraph (2) and receive, directly or indirectly, any payment or gain covered by this section, the total amount of payments or gains (as applicable) covered by this section that the individual and spouse may jointly receive during any crop year may not exceed an amount equal to twice the applicable dollar amounts specified in subsections (b), (c), and (d).

“(2) EXCEPTIONS.—

“(A) SEPARATE FARMING OPERATIONS.—In the case of a married couple in which each spouse, before the marriage, was separately engaged in an unrelated farming operation, each spouse shall be treated as a separate individual with respect to a farming operation brought into the marriage by a spouse, subject to the condition that the farming operation shall remain a separate farming operation, as determined by the Secretary.

“(B) ELECTION TO RECEIVE SEPARATE PAYMENTS.—A married couple may elect to receive payments separately in the name of each spouse if the total amount of payments and benefits described in subsections (b), (c), and (d) that the married couple receives, directly or indirectly, does not exceed an amount equal to twice the applicable dollar amounts specified in those subsections.

“(h) PUBLIC SCHOOLS.—The provisions of this section that limit payments to any individual or entity shall not be applicable to land owned by a public school district or land owned by a State that is used to maintain a public school.

“(i) TIME LIMITS; RELIANCE.—Regulations of the Secretary shall establish time limits for the various steps involved with notice, hearing, decision, and the appeals procedure in order to ensure expeditious handling and settlement of payment limitation disputes. Notwithstanding any other provision of law, actions taken by an individual or other enti-

ty in good faith on action or advice of an authorized representative of the Secretary may be accepted as meeting the requirement under this section or section 1001A, to the extent the Secretary deems it desirable in order to provide fair and equitable treatment.”

**SEC. 1504. PAYMENTS LIMITED TO ACTIVE FARMERS.**

Section 1001A of the Food Security Act of 1985 (7 U.S.C. 1308-1) is amended—

(1) by striking the section designation and heading and all that follows through the end of subsection (a) and inserting the following:

“(a) SUBSTANTIVE CHANGE.—

“(1) IN GENERAL.—For purposes of the application of limitations under this section, the Secretary shall not approve any change in a farming operation that otherwise would increase the number of individuals or entities (as defined in section 1001(a)) to which the limitations under this section apply, unless the Secretary determines that the change is bona fide and substantive.

“(2) FAMILY MEMBERS.—For the purpose of paragraph (1), the addition of a family member (as defined in subsection (b)(2)(A)) to a farming operation under the criteria established under subsection (b)(3)(B) shall be considered to be a bona fide and substantive change in the farming operation.

“(3) PRIMARY CONTROL.—To prevent a farm from reorganizing in a manner that is inconsistent with the purposes of this Act, the Secretary shall promulgate such regulations as the Secretary determines to be necessary to simultaneously attribute payments for a farming operation to more than one individual or entity, including the individual or entity that exercises primary control over the farming operation, including to respond to—

“(A)(i) any instance in which ownership of a farming operation is transferred to an individual or entity under an arrangement that provides for the sale or exchange of any asset or ownership interest in 1 or more entities at less than fair market value; and

“(ii) the transferor is provided preferential rights to repurchase the asset or interest at less than fair market value; or

“(B) a sale or exchange of any asset or ownership interest in 1 or more entities under an arrangement under which rights to exercise control over the asset or interest are retained, directly or indirectly, by the transferor.”

(2) in subsection (b)—

(A) by striking paragraph (1) and inserting the following:

“(1) IN GENERAL.—To be eligible to receive, directly or indirectly, payments or benefits described as being subject to limitation in subsection (b) or (c) of section 1001 with respect to a particular farming operation, an individual or entity (as defined in section 1001(a)) shall be actively engaged in farming with respect to the farming operation, in accordance with paragraphs (2), (3), and (4).”;

(B) in paragraph (2)—

(i) by striking subparagraphs (A), (B), and (C) and inserting the following:

“(A) DEFINITIONS.—In this paragraph:

“(i) ACTIVE PERSONAL MANAGEMENT.—The term ‘active personal management’ means with respect to an individual, administrative duties carried out by the individual for a farming operation—

“(I) that are personally provided by the individual on a regular, substantial, and continuing basis; and

“(II) relating to the supervision and direction of—

“(aa) activities and labor involved in the farming operation; and

“(bb) onsite services directly related and necessary to the farming operation.

“(ii) FAMILY MEMBER.—The term ‘family member’, with respect to an individual participating in a farming operation, means an individual who is related to the individual as a lineal ancestor, a lineal descendant, or a sibling (including a spouse of such an individual).”

“(B) ACTIVE ENGAGEMENT.—Except as provided in paragraph (3), for purposes of paragraph (1), the following shall apply:

“(i) An individual shall be considered to be actively engaged in farming with respect to a farming operation if—

“(I) the individual makes a significant contribution, as determined under subparagraph (E) (based on the total value of the farming operation), to the farming operation of—

“(aa) capital, equipment, or land; and

“(bb) personal labor and active personal management;

“(II) the share of the individual of the profits or losses from the farming operation is commensurate with the contributions of the individual to the operation; and

“(III) a contribution of the individual is at risk.

“(ii) An entity shall be considered to be actively engaged in farming with respect to a farming operation if—

“(I) the entity makes a significant contribution, as determined under subparagraph (E) (based on the total value of the farming operation), to the farming operation of capital, equipment, or land;

“(II)(aa) the stockholders or members that collectively own at least 51 percent of the combined beneficial interest in the entity each make a significant contribution of personal labor and active personal management to the operation; or

“(bb) in the case of an entity in which all of the beneficial interests are held by family members, any stockholder or member (or household comprised of a stockholder or member and the spouse of the stockholder or member) who owns at least 10 percent of the beneficial interest in the entity makes a significant contribution of personal labor or active personal management; and

“(III) the entity meets the requirements of subclauses (II) and (III) of clause (i).

“(C) ENTITIES MAKING SIGNIFICANT CONTRIBUTIONS.—If a general partnership, joint venture, or similar entity (as determined by the Secretary) separately makes a significant contribution (based on the total value of the farming operation involved) of capital, equipment, or land, the partners or members making a significant contribution of personal labor or active personal management and meeting the standards provided in subclauses (II) and (III) of subparagraph (B)(i), shall be considered to be actively engaged in farming with respect to the farming operation”; and

(ii) by adding at the end the following:

“(E) SIGNIFICANT CONTRIBUTION OF PERSONAL LABOR OR ACTIVE PERSONAL MANAGEMENT.—

“(i) IN GENERAL.—Subject to clause (ii), for purposes of subparagraph (B), an individual shall be considered to be providing, on behalf of the individual or an entity, a significant contribution of personal labor or active personal management, if the total contribution of personal labor and active personal management is at least equal to the lesser of—

“(I) 1,000 hours; and

“(II) a period of time equal to—

“(aa) 50 percent of the commensurate share of the total number of hours of personal labor and active personal management required to conduct the farming operation; or

“(bb) in the case of a stockholder or member (or household comprised of a stockholder or member and the spouse of the stockholder or member) that owns at least 10 percent of the beneficial interest in an entity in which all of the beneficial interests are held by

family members, 50 percent of the commensurate share of hours of the personal labor and active personal management of all family members required to conduct the farming operation.

“(ii) MINIMUM LABOR HOURS.—For the purpose of clause (i), the minimum number of labor hours required to produce a commodity shall be equal to the number of hours that would be necessary to conduct a farming operation for the production of each commodity that is comparable in size to the commensurate share of an individual or entity in the farming operation for the production of the commodity, based on the minimum number of hours per acre required to produce the commodity in the State in which the farming operation is located, as determined by the Secretary.”

(C) in paragraph (3) by striking subparagraphs (A), (B), and (C) and inserting the following:

“(A) LANDOWNERS.—An individual or entity that is a landowner contributing owned land, and that meets the requirements of subclauses (II) and (III) of paragraph (2)(B)(i), if as determined by the Secretary—

“(i) the landowner share-rents the land at a rate that is usual and customary; and

“(ii) the share received by the landowner is commensurate with the share of the crop or income received as rent.

“(B) FAMILY MEMBERS.—With respect to a farming operation conducted by individuals who are family members, or an entity the majority of whose stockholders or members are family members, an adult family member who makes a significant contribution (based on the total value of the farming operation) of active personal management or personal labor and, with respect to such contribution, who meets the requirements of subclauses (II) and (III) of paragraph (2)(B)(i).

“(C) SHARECROPPERS.—A sharecropper who makes a significant contribution of personal labor to the farming operation and, with respect to such contribution, who meets the requirements of subclauses (II) and (III) of paragraph (2)(B)(i), and who was receiving payments from the landowner as a sharecropper prior to the effective date of this Act.”

(D) in paragraph (4)—

(i) in the paragraph heading, by striking “PERSONS” and inserting “INDIVIDUALS AND ENTITIES”;

(ii) in the matter preceding subparagraph (A), by striking “persons” and inserting “individuals and entities”; and

(iii) by striking subparagraph (B) and inserting the following:

“(B) OTHER INDIVIDUALS AND ENTITIES.—Any other individual or entity, or class of individuals or entities, that fails to meet the requirements of paragraphs (2) and (3), as determined by the Secretary.”

(E) by redesignating paragraphs (5) and (6) as paragraphs (6) and (7), respectively;

(F) by inserting after paragraph (4) the following:

“(5) PERSONAL LABOR AND ACTIVE PERSONAL MANAGEMENT.—No stockholder or member may provide personal labor or active personal management to meet the requirements of this subsection for individuals or entities that collectively receive, directly or indirectly, an amount equal to more than twice the applicable limits under subsections (b), (c), and (d) of section 1001.”

(G) In paragraph (6) (as redesignated by subparagraph (e))

(i) in the first sentence—

(I) by striking “A person” and inserting “An individual or entity”; and

(II) by striking “such person” and inserting “the individual or entity”; and

(ii) by striking the second sentence; and

(3) by adding at the end the following:

“(c) NOTIFICATION BY ENTITIES.—To facilitate the administration of this section, each entity that receives payments or benefits described as being subject to limitation in subsection (b), (c), or (d) of section 1001 with respect to a particular farming operation shall—

“(1) notify each individual or other entity that acquires or holds a beneficial interest in the farming operation of the requirements and limitations under this section; and

“(2) provide to the Secretary, at such times and in such manner as the Secretary may require, the name and social security number of each individual, or the name and taxpayer identification number of each entity, that holds or acquires such a beneficial interest.

“(4) FOUR LEVELS OF ATTRIBUTION FOR EMBEDDED ENTITIES.—

“(A) IN GENERAL.—Attribution of payments made to legal entities shall be traced through four levels of ownership in entities.

“(B) FIRST LEVEL.—Any payments made to a legal entity (a first-tier entity) that is owned in whole or in part by a person shall be attributed to the person in an amount that represents the direct ownership in the first-tier entity by the person.

“(C) SECOND LEVEL.—Any payments made to a first-tier entity that is owned in whole or in part by another legal entity (a second-tier entity) shall be attributed to the second-tier entity in proportion to the second-tier entity’s ownership in the first-tier entity. If the second-tier entity is owned in whole or in part by a person, the amount of the payment made to the first-tier entity shall be attributed to the person in the amount that represents the indirect ownership in the first-tier entity by the person.

“(D) THIRD AND FOURTH LEVELS.—The Secretary shall attribute payments at the third and fourth tiers of ownership in the same manner as specified in subparagraph (C) unless the fourth-tier of ownership is that of a fourth-tier entity and not that of a person, in which case the Secretary shall reduce the amount of the payment to be made to the first-tier entity in the amount that represents the indirect ownership in the first-tier entity by the fourth-tier entity.”

#### SEC. 1505. SCHEMES OR DEVICES.

Section 1001B of the Food Security Act of 1985 (7 U.S.C. 1308-2) is amended—

(1) by inserting “(a) IN GENERAL.—” before “if”;

(2) in subsection (a) (as designated by paragraph (1)), by striking “person” each place it appears and inserting “individual or entity”; and

(3) by adding at the end the following:

“(b) FRAUD.—If fraud is committed by an individual or entity in connection with a scheme or device to evade, or that has the purpose of evading, section 1001, 1001A, or 1001C, the individual or entity shall be ineligible to receive farm program payments described as being subject to limitation in subsection (b), (c), or (d) of section 1001 for—

“(1) the crop year for which the scheme or device is adopted; and

“(2) the succeeding 5 crop years.

“(c) JOINT AND SEVERAL LIABILITY.—All individuals and entities who participate in a scheme or device described in subsection (a) or (b) shall be jointly and severally liable for any and all overpayments resulting from the scheme or device, and subject to program ineligibility resulting from the scheme or device, regardless of whether a particular individual or entity was or was not a payment recipient.

“(d) WAIVER AUTHORITY.—The Secretary may fully or partially release an individual or entity from liability for repayment of program proceeds under subsection (a)(2) if the individual or entity cooperates with the Department of Agriculture by disclosing a

scheme or device to evade section 1001, 1001A, or 1001C or any other provision of law administered by the Secretary that imposes a payment limitation. The decision of the Secretary under this subsection is vested in the sole discretion of the Secretary.”.

**SEC. 1506. FOREIGN INDIVIDUALS AND ENTITIES MADE INELIGIBLE FOR PROGRAM BENEFITS.**

Section 1001C of the Food Security Act of 1985 (7 U.S.C. 1308-3) is amended—

(1) in the section heading, by striking “PERSONS” and inserting “INDIVIDUALS AND ENTITIES”;

(2) in subsection (a), by striking “person” each place it appears and inserting “individual”; and

(3) in subsection (b)—

(A) in the subsection heading, by striking “CORPORATION OR OTHER”; and

(B) by striking “a corporation or other entity” and inserting “an entity”.

**SEC. 1507. ADJUSTED GROSS INCOME LIMITATION.**

(a) EXTENSION OF ADJUSTED GROSS INCOME LIMITATION.—

(b) MODIFICATION OF LIMITATION.—Section 1001D(b) of the Food Security Act of 1985 (7 U.S.C. 1308-3a(b)) is amended—

(1) by striking paragraph (1) and inserting the following new paragraph:

“(1) CAPS.—

“(A) UPPER LIMIT.—Notwithstanding any other provision of law, an individual or entity shall not be eligible to receive any benefit described in paragraph (2) during a crop year and no benefits shall be provided on land owned by an individual or entity if the average adjusted gross income of the entity or individual combined with the income of the individual’s spouse exceeds \$250,000.

“(B) PRODUCER EXEMPTION.—Notwithstanding any other provision of law, an individual or entity shall not be eligible to receive any benefit described in paragraph (2) and no benefits shall be provided on land owned by an individual or entity during a crop year if the average adjusted gross income of the entity or individual combined with the income of the individual’s spouse exceeds \$125,000, unless not less than 66.66 percent of the average adjusted gross income of the entity or individual combined with the income of the individual’s spouse is derived from farming, ranching, or forestry operations, as determined by the Secretary.”;

(2) in paragraph (2), by striking subparagraph (C); and

(3) by adding at the end the following new paragraph:

“(3) INCOME DERIVED FROM FARMING, RANCHING OR FORESTRY OPERATIONS.—In determining what portion of the average adjusted gross income of an individual or entity is derived from farming, ranching, or forestry operations, the Secretary shall include income derived from the following:

“(A) The production of crops, livestock, or unfinished raw forestry products.

“(B) The sale, including the sale of easements and development rights, of farm, ranch, or forestry land or water rights.

“(C) The sale, but not as a dealer, of equipment purchased to conduct farm, ranch, or forestry operations when the equipment is otherwise subject to depreciation expense.

“(D) The rental of land used for farming, ranching, or forestry operations.

“(E) The provision of production inputs and services to farmers, ranchers, and foresters.

“(F) The processing, storing, and transporting of farm, ranch, and forestry commodities.

“(G) The sale of land that has been used for agriculture.”.

**SEC. 1508. REGULATIONS.**

(a) IN GENERAL.—The Secretary of Agriculture may promulgate such regulations as

are necessary to implement this Act and the amendment made to this Act.

(b) PROCEDURE.—The promulgation of the regulations and administration of this Act and the amendments made by this Act shall be made without regard to

(1) the notice and comment provisions of section 553 of title 5, United States Code;

(2) the Statement of Policy of the Secretary of Agriculture effective July 24, 1971 (36 Fed. Reg. 13804), relating to notices of proposed rulemaking and public participation in rulemaking; and

(3) chapter 35 of title 44, United States Code (commonly known as the “Paperwork Reduction Act”).

(c) CONGRESSIONAL REVIEW OF AGENCY RULEMAKING.—In carrying out this section, the Secretary shall use the authority provided under section 808 of title 5, 21 United States Code.

Strike section 1512 (title I, page 109, beginning line 1), relating to mandatory reporting for peanuts

At the end of title I insert the following:

**Subtitle F—Risk Management Accounts**  
**SEC. 1601. ESTABLISHMENT OF RISK MANAGEMENT ACCOUNTS.**

(a) IN GENERAL.—The Secretary shall establish optional Risk Management Accounts for all eligible farmers and offer incentives to encourage farmers to save money during years of high profits to use during years of low profits, and for retirement.

(b) DEFINITIONS.—For purposes of this section—

(1) OPERATOR.—The term “operator” means an individual or entity that—

(A) either—

(i) during each of the preceding 5 taxable years, filed a schedule F of the Federal income tax returns or a comparable tax form related to the agricultural operations of the individual or entity, as approved by the Secretary; or

(ii) is a beginning farmer or rancher, as determined by the Secretary; and

(B) earned—

(i) at least \$10,000 in average adjusted gross revenue for the preceding 5 taxable years;

(ii) less than such amount, but is a limited resource farmer or rancher, as determined by the Secretary; or

(iii) at least \$10,000 in estimated income from all agricultural operations for the applicable year, as determined by the Secretary, and is a beginning farmer or rancher under subparagraph (A)(ii).

(2) FARM.—The term “farm” is land used for production of crops, livestock and other agricultural products of which the operator has more than de-minimis control or ownership.

(3) ADJUSTED GROSS REVENUE.—The term “adjusted gross revenue” means the adjusted gross income as determined by the Secretary, from the sale of agricultural crops grown, dairy products produced, and livestock raised as part of an agricultural operation—

(A) by taking into account gross receipts from the sale of agricultural crops, eligible livestock and dairy products on the agricultural operation, including insurance indemnities;

(B) by including all farm payments paid by the Secretary or any other government entity for the agricultural operation related to agricultural crops, eligible livestock and dairy products;

(C) by deducting the cost or basis of livestock or other items purchased for resale, such as feeder livestock, on the agricultural operation;

(D) by excluding revenues that do not arise from the sale of crops grown, dairy products produced or livestock raised on an agricultural operation, such as revenues associated

with the packaging, merchandising, marketing and reprocessing of the agricultural product beyond that typically undertaken by a producer of the crop, dairy products or livestock as determined by the Secretary;

(E) by using with such adjustments, additions and additional documentation as the Secretary determines is appropriate, information presented on—

(i) a schedule F of the Federal income tax returns of the producer; or

(ii) a comparable tax form related to the agricultural operations of the producer, as approved by the Secretary.

(c) ESTABLISHMENT.—Any operator of a farm, including dairy farms and “specialty crop” farms, may establish a Risk Management Account in the name of the farm to be jointly administered by the Secretary and a private banking institution, credit union, or other approved lender.

(d) VOLUNTARY CONTRIBUTIONS.—An operator of a farm may make voluntary contributions to their Risk Management Account up to the limits specified in section 219(b)(5)(A) of the Internal Revenue Code of 1986, as amended.

(e) INCENTIVES FOR CONTRIBUTIONS.—For producers eligible for Direct Payments under Subtitle A of this Act, for each dollar contributed to the account by the producer, up to the full amount of the Direct Payment received in that year, the Secretary shall make a matching contribution of 5 percent.

(f) WITHDRAWALS.—An operator who establishes an account may withdraw funds under the following conditions and amounts:

(1) In a year when the farm’s adjusted gross revenue is less than 95 percent of the five-year average adjusted gross revenue, the producer may withdraw funds up to the amount of the difference.

(2) Up to 10 percent of the account balance for investments in rural enterprises that contribute to the agricultural economy, as defined by the Secretary, no more than once in any five-year period.

(3) When withdrawals are necessary to protect the solvency of the farm, as determined by the Secretary.

(4) To purchase revenue or crop insurance.

(5) Without restriction once the farmer has retired from farming, as determined by the farmer’s no longer filing a Schedule F Income Tax Return.

(g) VIOLATIONS.—If an operator fails to meet the conditions established for a contribution to an account, the operator shall refund to the Secretary an amount equal to the contribution in any fiscal year in which a violation occurred.

(h) SALE OR TRANSFER.—If an operator sells or transfers a farm, the operator may elect to—

(1) transfer all or a portion of the account to another farm in which the operator has a controlling ownership interest or acquires a controlling ownership interest within two years of the sale or transfer of the original agricultural operation;

(2) transfer the account to the purchaser of the farm if the operator is not already a holder of an account; or

(3) rollover the account into an Individual Retirement Account pursuant to section 408 of the Internal Revenue Code of 1986 of the operator, if the operator is a natural person, or, if the operator is an entity, into the accounts of any natural person who has a substantial beneficial interest in the farm that is the subject of the account.

(i) CONSERVATION COMPLIANCE.—Any operator and any holder of a beneficial interest in a farm subject to an account shall—

(1) comply with applicable conservation requirements under subtitle B of title XII of the Food Security Act of 1985 (16 U.S.C. 3811 et seq.); and

(2) comply with applicable wetland conservation requirements under subtitle C of title XII of that Act (16 U.S.C. 3821 et seq.).

[CONSERVATION TITLE]

In the matter proposed to be inserted by section 2103 strike “2012” and inserting “2009”.

[Section 2104 is amended in subsection (b) by striking “by striking paragraph (1)” and all that follows through “2012” and inserting in paragraph (1), by striking “2,000,000 acres” and inserting “5,000,000 acres”.]

In section 2104 redesignate subsections (d) and (e) as subsections (e) and (f) and insert after subsection (c) the following:

(d) GRASSLAND RESERVE PROGRAM.—Section 1241(a) of the Food Security Act of 1985 (16 U.S.C. 3841(a)) is amended by striking paragraph (5) and inserting the following new paragraph:

“(5) For each of fiscal years 2008 through 2012, the grassland reserve program under subchapter C of chapter 2”.

Add at the end of section 2104 insert the following:

(e) EXTENSION AND FUNDING.—Section 1241(a) of the Food Security Act of 1985 (16 U.S.C. 3841(a)) is amended by striking paragraph (5) and inserting the following new paragraph:

“(5) For each of fiscal years 2008 through 2012, the grassland reserve program under subchapter C of chapter 2.”

(f) ENROLLMENT GOALS.—Section 1238N(b) of such Act (16 U.S.C. 3838N(b)) is amended in paragraph (1), by striking “2,000,000 acres” and inserting “5,000,000 acres”.

In the matter to be inserted by section 2301 strike subparagraphs (A) through (E) and insert the following:

- (A) \$20,000,000.
- (B) \$40,000,000.
- (C) \$50,000,000.
- (D) \$90,000,000.
- (E) “\$100,000,000.

At the end of subtitle C of title I insert the following:

**SEC. 2303. COMMUNITY FORESTS AND OPEN SPACE CONSERVATION PROGRAM.**

(a) FINDINGS.—Congress makes the following findings:

(1) The United States Forest Service projects that 44 million acres of privately owned forested land will be developed in the United States by 2030, including many of the most important remaining forested parcels within and adjacent to communities.

(2) There is an urgent need to assist local governments in raising the funds necessary to purchase the most important of these parcels of privately owned forested land as they come up for sale.

(3) The breakup of forested land into smaller parcels has resulted in an increasing number of owners of privately owned forested land, but many of these owners have little or no experience in forest stewardship.

(4) In fast growing communities of all sizes across the United States, the remaining parcels of privately owned forested land play an essential role in protecting public water supplies, which has led many local governments to purchase these lands for municipal or county ownership.

(5) Rising rates of obesity and other public health problems related to inactivity have been shown to be ameliorated by improving public access to safe and pleasing areas for outdoor recreation, which has led many local governments to purchase lands for recreational purposes under municipal or county ownership.

(6) Across the United States, many communities of diverse types and sizes are deriving significant financial benefit from owning and managing municipal or county forestlands as a source of local revenue that also contributes significantly to the health

of the forest products economy at the local and national levels.

(7) The access to privately owned forested land for hunting, fishing, and trapping has declined, and the number of persons participating in these activities has likewise declined, as these lands are divided into smaller parcels and more owners of privately owned forested land post their land against public use, which has led many local governments to purchase forestlands to guarantee access for hunting, fishing, and trapping.

(8) There is a national interest and an urgent need to assist local governments in raising the funds necessary to purchase important privately owned forested land that will maintain the diverse public benefits of forestlands close to or within all manner of communities nationwide, from close-knit rural communities to fast growing suburban and exurban areas.

(b) ESTABLISHMENT OF PROGRAM.—The Cooperative Forestry Assistance Act of 1978 (16 U.S.C. 2101 et seq.) is amended by adding at the end the following new section:

**“SEC. 21. FORESTS AND OPEN SPACE CONSERVATION PROGRAM.**

“(a) ESTABLISHMENT AND PURPOSE.—The Secretary of Agriculture shall establish within the Forest Service a program to be known as the ‘Community Forests and Open Space Conservation Program’ (in this section referred to as the ‘Program’) for the purpose of assisting local governments in a State selected to participate in the Program to acquire forested land that—

“(1) is economically, culturally, and environmentally important to the locality in which the land is located;

“(2) is threatened by conversion to non-forest uses; and

“(3) will conserve public access to and benefit from the land for a wide variety of public purposes, including model forest stewardship, sustainable timber production, forest-based educational and cultural activities, wildlife habitat protection, watershed protection, or outdoor recreation, including hunting and fishing.

“(b) SELECTION OF PARTICIPATING STATES.—

“(1) SELECTION.—Not later than one year after the date of the enactment of this section, the Secretary shall select at least one State in each of the New England, Mid-Atlantic, Midwest, South, West, and Pacific Northwest regions of the United States to participate in the Program. The Secretary shall make the selections from among applications submitted by willing States. No State shall be compelled to participate in the Program.

“(2) IMPLEMENTATION.—Authority for implementation of the Program in a participating State shall lie with the State forester, equivalent State official, or other appropriate State natural resource management agency designated by the Governor of the State.

“(c) ELIGIBILITY AND RANKING CRITERIA.—

“(1) STATE ASSESSMENT OF NEED.—Each participating State shall prepare an assessment of need that identifies the geographic areas within the State that will be the focus of land acquisition activities under the Program and priority objectives for conservation, based on conditions and public needs in the State. This requirement may be satisfied by inclusion of the assessment as part of an integrated State-wide forest planning process for application of Federal programs in the State.

“(2) ESTABLISHMENT OF CRITERIA.—Not later than one year after the date of the enactment of this section, the Secretary shall establish eligibility and ranking criteria for the selection of land acquisition proposals to receive funding under the Program. The Sec-

retary shall establish the criteria in consultation with State Forest Stewardship Advisory Committees, State Urban and Community Forestry Advisory Committees, and similar organizations.

“(3) PRIORITIES.—In establishing the eligibility and ranking criteria under paragraph (2), the Secretary shall give priority to the acquisition of lands that—

“(A) meet identified local open space and natural resource needs, as expressed in town plans, regional plans, or other relevant local planning documents;

“(B) can be effectively managed to model good forest stewardship for private landowners and support forest-based educational programs, including vocational education in forestry;

“(C) provide significant protection of public water supplies or other waterways;

“(D) can offer long-term economic benefit to communities through forestry;

“(E) contain important wildlife habitat;

“(F) provide convenient public access for outdoor recreation, including hunting and fishing; and

“(G) are most threatened with conversion to nonforest uses.

“(d) APPLICATION AND RANKING OF PROPOSALS.—

“(1) PREPARATION AND CONTENTS.—A local government in a participating State may prepare an application for assistance under the Program in the acquisition of forested land within the geographic program focus area in the State identified under subsection (c)(1). The application shall include certification by the appropriate unit or units of local government that the proposed land acquisition is consistent with any comprehensive plans for development adopted by the unit of local government and include such other information as the Secretary may prescribe.

“(2) SUBMISSION.—Participating States shall rank all applications according to priority and submit the applications to the Secretary at such times and in such form as the Secretary may prescribe.

“(3) NATIONAL LIST.—The Secretary shall maintain a national list of all submitted applications, ranked according to the criteria established pursuant to subsection (c).

“(e) OWNERSHIP OF LAND.—

“(1) GOVERNMENT OWNERSHIP.—Except as provided in paragraph (2), all land acquired in whole or in part using funds provided under the Program shall be owned in fee simple by a local government, such as a municipality or county.

“(2) NONPROFIT ORGANIZATION OWNERSHIP.—Upon the request of a participating State, designated nonprofit organizations operating within that State may also own land acquired using funds provided under the Program, subject to the condition that the land is open for public access consistent with the purposes and criteria of the Program.

“(3) EFFECT OF VIOLATION.—If the owner of land acquired in whole or in part using funds provided under the Program sells the land, the owner shall reimburse the Secretary for the full amount of the funds provided under the Program, plus a penalty equal to 50 percent of the sale price or appraised value of the land at the time of the sale, whichever is greater. The local government or designated nonprofit organization that sold the land shall no longer be eligible for assistance under the Program.

“(f) DUTIES OF OWNERS.—

“(1) USE AND PROHIBITION ON CONVERSION.—The owner of land acquired in whole or in part using funds provided under the Program shall manage the land in a manner that is consistent with the purposes for which the land was purchased under the Program and

shall not convert the property to other non-forest uses. Public access for compatible recreational uses, as determined by the owner, shall be required.

“(2) MANAGEMENT PLAN.—Not later than two years after the closing date on the purchase of land using funds under the Program, the owner of the land shall complete a management plan for the land, which shall be subject to the approval of the responsible State agency. Management plans shall be created through a public process that allows for community participation and input.

“(g) COST SHARING REQUIREMENTS.—

“(1) COST SHARING.—In accordance with such terms and conditions as the Secretary may prescribe, costs for the acquisition of land under the Program, and other costs associated with the Program, shall be shared among participating entities, including State, county, municipal, and other governmental units, landowners, corporations, or private organizations. Such costs may include costs associated with planning, administration, property acquisition, and property management. The Secretary may authorize in-kind contributions.

“(2) FEDERAL COST SHARE.—The Federal share of the cost to acquire land under the Program shall not exceed 50 percent of the total cost to acquire the land. Payments under this section shall be made in accordance with Federal appraisal and acquisition standards and procedures.

“(3) ADMINISTRATION AND TECHNICAL ASSISTANCE.—In order to assist local governments in achieving model stewardship of land acquired under the Program, 10 percent of all funds appropriated for a fiscal year for the Program shall be allocated to the responsible State agencies in participating States to administer the Program and to provide technical assistance to local governments for forest stewardship, including development and implementation of management plans required by subsection (f)(2).

“(h) PRIVATE PROPERTY PROTECTIONS.—

“(1) ACCESS.—Nothing in this section—

“(A) requires a private property owner to permit public access (including Federal, State, or local government access) to private property; or

“(B) modifies any provision of Federal, State, or local law with regard to public access to, or use of, private land.

“(2) LIABILITY.—Nothing in this section creates any liability, or has any effect on liability under any other law, of a private property owner with respect to any persons injured on the private property.

“(3) RECOGNITION OF AUTHORITY TO CONTROL LAND USE.—Nothing in this section modifies any authority of Federal, State, or local governments to regulate land use.

“(4) PARTICIPATION OF PRIVATE PROPERTY OWNERS.—Nothing in this section requires a private property owner to participate in the Program.

“(i) AUTHORIZATION OF APPROPRIATIONS.—Of the funds available through the Commodity Credit Corporation, The Secretary shall use to carry out the Program \$10,000,000 for each of the fiscal years 2008 through 2012.”

In the matter to be inserted by section 2401(b) strike “2011” and insert “2008” and before clause (i) insert the following (and redesignate subsequent clauses accordingly):

“(i) \$200,000,000 for fiscal year 2009;

“(ii) \$350,000,000 for fiscal year 2010;

“(iii) \$500,000,000 for fiscal year 2011.”

In the matter to be inserted by section 2401(d) strike subparagraphs (A) through (D) and insert the following:

“(A) \$1,675,000,000 in fiscal year 2008;

“(B) \$1,840,000,000 in fiscal year 2009;

“(C) \$1,840,000,000 in fiscal year 2010;

“(D) \$1,940,000,000 in fiscal year 2011; and”.

Section 2401(e) is amended to read as follows:

(e) WILDLIFE HABITAT INCENTIVES PROGRAM.—Paragraph (7) of section 1241(a) of the Food Security Act of 1985 (16 U.S.C. 3841(a)) is amended to read as follows:

“(7) The wildlife habitat incentives program under section 1240N, using, to the maximum extent practicable—

“(A) \$85,000,000 in fiscal year 2008;

“(B) \$100,000,000 in fiscal year 2009;

“(C) \$140,000,000 in fiscal year 2010;

“(D) \$150,000,000 in fiscal years 2011 and 2012.”.

[TRADE TITLE]

Strike section 3005 (relating to the McGovern-Dole International Food for Education and Child Nutrition Program) and insert the following:

**SEC. 3005. MCGOVERN-DOLE INTERNATIONAL FOOD FOR EDUCATION AND CHILD NUTRITION PROGRAM.**

(a) ADMINISTRATION OF PROGRAM.—Section 3107 of the Farm Security and Rural Investment Act of 2002 (7 U.S.C. 1736o-1) is amended—

(1) in subsection (d), in the matter preceding paragraph (1), by striking “The President shall designate 1 or more Federal agencies to” and inserting “The Secretary shall”;

(2) in subsection (f)(2), in the matter preceding subparagraph (A), by striking “implementing agency” and inserting “Secretary”;

(3) in subsections (c)(2)(B), (f)(1), (h)(1) and (2), and (i), by striking “President” each place it appears and inserting “Secretary”.

(b) FUNDING.—Subsection (1) of such section is amended—

(1) by striking paragraphs (1) and (2) and inserting the following:

“(1) USE OF COMMODITY CREDIT CORPORATION FUNDS.—Of the funds of the Commodity Credit Corporation, the Secretary shall use to carry out this section—

“(A) \$140,000,000 for fiscal year 2008;

“(B) \$180,000,000 for fiscal year 2009;

“(C) \$220,000,000 for fiscal year 2010;

“(D) \$260,000,000 for fiscal year 2011; and

“(E) \$300,000,000 for fiscal year 2012.”;

(2) by redesignating paragraph (3) as paragraph (2); and

(3) in paragraph (2) (as redesignated by paragraph (2)), by striking “any Federal agency implementing or assisting” and inserting “the Department of Agriculture or any other Federal department or agency assisting”.

[NUTRITION TITLE]

In title IV of the bill, strike section 4008 (relating to Adjusting Countable Resources for Inflation), as added to the bill by the En Bloc Amendment adopted, and insert the following (and make such technical and conforming changes as may be appropriate).

**SEC. 4008. ADJUSTING COUNTABLE RESOURCES FOR INFLATION.**

Section (5)(g) of the Food Stamp Act of 1977 (7 U.S.C. 2014(g)) is amended—

(1) by striking “(g)(1) The Secretary” and inserting the following:

“(g) ALLOWABLE FINANCIAL RESOURCES.—

“(1) TOTAL AMOUNT.—

“(A) IN GENERAL.—The Secretary”.

(2) in subparagraph (A) (as so designated by paragraph (1))—

(A) by striking “\$2,000” and inserting “\$2,700 (as adjusted in accordance with subparagraph (B))”;

(B) by striking “\$3,000” and inserting “\$3,900 (as adjusted in accordance with subparagraph (B))”;

(3) by adding at the end the following:

“(B) ADJUSTMENT FOR INFLATION.—

“(i) IN GENERAL.—Beginning on October 1, 2008, and each October 1 thereafter, the amounts in subparagraph (A) shall be ad-

justed to the nearest \$100 increment to reflect changes for the 12-month period ending the preceding June in the Consumer Price Index for All Urban Consumers published by the Bureau of Labor Statistics of the Department of Labor.

“(ii) REQUIREMENT.—Each adjustment under clause (i) shall be based on the unrounded amount for the prior 12-month period.”.

At appropriate places throughout title IV, insert the following (and make such technical and conforming changes as may be appropriate):

**SEC. \_\_\_\_ EXCLUDING COMBAT RELATED PAY FROM COUNTABLE INCOME.**

Section (5)(d) of the Food Stamp Act of 1977 (7 U.S.C. 2014(d)) is amended—

(1) by striking “and (18)”, and inserting “(18)”, and

(2) by inserting before the period at the end the following: “and (19) any additional payment received under Chapter 5 of title 37, United States Code, by (or as an allotment to or transfer from) a member of the United States Armed Forces deployed to a designated combat zone for the duration of the member’s deployment to or service in a combat zone if the additional pay was not received immediately prior to serving in that or another combat zone.”.

**SEC. \_\_\_\_ INCREASING THE STANDARD DEDUCTION.**

Section (5)(e)(1) of the Food Stamp Act of 1977 (7 U.S.C. 2014(e)(1)) is amended—

(1) in subparagraph (A)(ii) by striking “not less than \$134” and all that follows through the period at the end, and inserting the following: “not less than \$156, \$267, \$220, and \$137, respectively. On October 1, 2008, and each October 1 thereafter, such standard deduction shall be an amount that is equal to the amount from the previous fiscal year adjusted to the nearest lower dollar increment to reflect changes in the Consumer Price Index for All Urban Consumers published by the Bureau of Labor Statistics, for items other than food, for the 12 months ending the preceding June 30.”; and

(2) in subparagraph (B)(ii) by striking “not less than \$269.” and inserting the following: “not less than \$313. On October 1, 2008, and each October 1 thereafter, such standard deduction shall be an amount that is equal to the amount of the previous fiscal year adjusted to the nearest dollar increment to reflect changes in the Consumer Price Index for All Urban Consumers published by the Bureau of Labor Statistics, for items other than food, for the 12 months ending the preceding June 30.”.

**SEC. \_\_\_\_ EXCLUDING DEPENDENT CARE EXPENSES.**

Section (5)(e)(3)(A) of the Food Stamp Act of 1977 (7 U.S.C. 2014(e)(3)(A)) is amended by striking “, the maximum allowable level of which shall be \$200 per month for each dependent child under 2 years of age and \$175 per month for each other dependent.”.

**SEC. \_\_\_\_ ADJUSTING COUNTABLE RESOURCES FOR INFLATION.**

Section (5)(g) of the Food Stamp Act of 1977 (7 U.S.C. 2014(g)) is amended—

(1) by striking “(g)(1) The Secretary” and inserting the following:

“(g) ALLOWABLE FINANCIAL RESOURCES.—

“(1) TOTAL AMOUNT.—

“(A) IN GENERAL.—The Secretary”.

(2) in subparagraph (A) (as so designated by paragraph (1))—

(A) by inserting “(as adjusted in accordance with subparagraph (B))” after “\$2,000”;

(B) by inserting “(as adjusted in accordance with subparagraph (B))” after “\$3,000”;

(3) by adding at the end the following:

“(B) ADJUSTMENT FOR INFLATION.—



“(i) IN GENERAL.—Beginning on October 1, 2007, and each October 1 thereafter, the amounts in subparagraph (A) shall be adjusted to the nearest \$100 increment to reflect changes for the 12-month period ending the preceding June in the Consumer Price Index for All Urban Consumers published by the Bureau of Labor Statistics of the Department of Labor.

“(ii) REQUIREMENT.—Each adjustment under clause (i) shall be based on the unrounded amount for the prior 12-month period.”.

**SEC. \_\_\_\_ . EXCLUDING EDUCATION ACCOUNTS FROM COUNTABLE INCOME.**

Section (5)(g) of the Food Stamp Act of 1977 (7 U.S.C. 2014(g)) is amended by adding at the end the following:

“(7) EXCLUSION OF EDUCATION ACCOUNTS FROM COUNTABLE RESOURCES.—

“(A) MANDATORY EXCLUSIONS.—The Secretary shall exclude from financial resources under this subsection the value of any funds in a qualified tuition program described in section 529 of the Internal Revenue Code of 1986 or in a Coverdell education savings account under section 530 of that Code.

“(B) DISCRETIONARY EXCLUSIONS.—The Secretary may also exclude from financial resources under this subsection the value of any program or account included in any successor or similar provision that is enacted and determined to be exempt from taxation under the Internal Revenue Code of 1986.”.

**SEC. \_\_\_\_ . EXCLUDING RETIREMENT ACCOUNTS FROM COUNTABLE INCOME.**

Section (5)(g) of the Food Stamp Act of 1977 (7 U.S.C. 2014(g)), as amended by the preceding section, is amended—

(1) in subsection (g)(2)(B)(v) by striking “or retirement account (including an individual account)” and inserting “account”; and

(2) adding at the end the following:

“(8) EXCLUSION OF RETIREMENT ACCOUNTS FROM COUNTABLE RESOURCES.—

“(A) MANDATORY EXCLUSIONS.—The Secretary shall exclude from financial resources under this subsection the value of any funds in a plan, contract, or account as described in section 401(a), 403(a), 403(b), 408, 408A, 457(b), or 501(c)(18) of the Internal Revenue Code of 1986 and the value of funds in a Federal Thrift Savings Plan account as provided section 8439 of title 5, United States Code.

“(B) DISCRETIONARY EXCLUSIONS.—

“(i) The Secretary may exclude from financial resources under this subsection any other retirement plans, contracts, or accounts that have been determined to be tax qualified retirement plans, contracts, or accounts, under the Internal Revenue Code of 1986.

“(ii) The Secretary may also exclude from financial resources under this subsection the value of any program or account included in any successor or similar provision that is enacted and determined to be exempt from taxation under the Internal Revenue Code of 1986.”.

**SEC. \_\_\_\_ . INCREASING THE MINIMUM BENEFIT.**

Section 8(a) of the Food Stamp Act of 1977 (7 U.S.C. 2017(a)) is amended by striking “\$10 per month” and inserting “10 percent of the thrifty food plan for a household containing 1 member, as determined by the Secretary under section 3(o)”.

**SEC. \_\_\_\_ . EMERGENCY FOOD ASSISTANCE PROGRAM.**

Section 27(a) of the Food Stamp Act of 1977 (7 U.S.C. 2036(a)) is amended by—

(1) by striking “(a) PURCHASE OF COMMODITIES” and all that follows through 2007” and inserting the following:

“(a) PURCHASE OF COMMODITIES.—

“(1) IN GENERAL.—As provided in paragraph (2), for each of the fiscal years 2008 through 2012”;

(2) by striking “\$140,000,000 of”; and

(3) by adding at the end the following:

“(2) AMOUNTS.—The following amounts are made available to carry out this subsection:

“(A) for fiscal year 2008, \$250,000,000; and

“(B) for each of the fiscal years 2009 through 2012, the dollar amount of commodities specified in subparagraph (A) adjusted by the percentage by which the thrifty food plan has been adjusted under section 3(o)(4) between June 30, 2007 and June 30 of the immediately preceding fiscal year.”.

**SEC. \_\_\_\_ . FRUIT AND VEGETABLE NUTRITION PROMOTION PROGRAM.**

(a) IN GENERAL.—The Secretary of Agriculture, acting through the Administrator of the Agricultural Marketing Service, shall establish and carry out a program to provide assistance to eligible trade organizations described in paragraph (3) to increase the consumption of fruits and vegetables in the United States to meet Federal health guidelines.

(b) REQUIREMENTS FOR PARTICIPATION.—To be eligible for assistance under this section, an eligible trade organization shall—

(1) prepare and submit a plan to increase the consumption of fruits and vegetables in the United States to the Administrator of the Agricultural Marketing Service that meets any guidelines governing such plans established by the Administrator; and

(2) meet any other requirements established by the Administrator.

(c) ELIGIBLE TRADE ORGANIZATIONS.—An eligible trade organization referred to in paragraph (1) means any of the following:

(1) A nonprofit fruit and vegetable trade organizations in the United States.

(2) A nonprofit State or regional fruit and vegetable organization.

(3) A fruit and vegetable agricultural cooperative in the United States.

(4) A commodity board or commission in the United States.

(5) A small business engaged in the fruit and vegetable industry in the United States.

(d) MATCHING FUNDS.—Assistance provided under this section shall not exceed—

(1) in the case of an organization described in paragraphs (1) through (5) of subsection (c), 90 percent of the cost of the plan to increase the consumption of fruits and vegetables in the United States submitted under paragraph (b)(1); and

(2) in the case of an organization described in paragraph (c)(5), 50 percent of the cost of the plan to increase the consumption of fruits and vegetables in the United States submitted under paragraph (b)(1).

(e) FUNDING.—Of the funds of the Commodity Credit Corporation, the Administrator of the Agricultural Marketing Service shall use \$15,000,000 in each of fiscal years 2008 through 2012 to carry out this section.

In section 4020(a), strike paragraph (4) and insert the following:

(4) by inserting after subsection (f) the following:

“(g) FUNDING.—For each of the fiscal years 2008 through 2012, the Secretary shall use \$30 million of the funds, facilities and authorities of the Commodity Credit Corporation to carry out this section.”.

In section 4303(4)(A), strike clause (ii) and insert the following:

(ii) by striking “\$9,000,000” and inserting “\$100,000,000”.

At the end of subtitle C of title IV, insert the following (and make such technical and conforming changes as may be appropriate):

**SEC. \_\_\_\_ . HUNGER-FREE COMMUNITIES.**

(a) DEFINITIONS.—In this section:

(1) DOMESTIC HUNGER GOAL.—The term “domestic hunger goal” means—

(A) the goal of reducing hunger in the United States to at or below 2 percent by 2010; or

(B) the goal of reducing food insecurity in the United States to at or below 6 percent by 2010.

(2) EMERGENCY FEEDING ORGANIZATION.—The term “emergency feeding organization” has the meaning given the term in section 201A of the Emergency Food Assistance Act of 1983 (7 U.S.C. 7501).

(3) FOOD SECURITY.—The term “food security” means the state in which an individual has access to enough food for an active, healthy life.

(4) HUNGER-FREE COMMUNITIES GOAL.—The term “hunger-free communities goal” means any of the 14 goals described in the H. Con. Res. 302 (102nd Congress).

(b) HUNGER REPORTS.—

(1) STUDY.—

(A) TIMELINE.—

(i) IN GENERAL.—Not later than 1 year after the date of enactment of this Act, the Secretary shall conduct a study of major matters relating to the problem of hunger in the United States, as determined by the Secretary.

(ii) UPDATE.—Not later than 5 years after the date on which the study under clause (i) is conducted, the Secretary shall update the study.

(B) MATTERS TO BE ASSESSED.—The matters to be assessed by the Secretary in the study and update under this paragraph shall include—

(i) data on hunger and food insecurity in the United States;

(ii) measures carried out during the previous year by Federal, State, and local governments to achieve domestic hunger goals and hunger-free communities goals;

(iii) measures that could be carried out by Federal, State, and local governments to achieve domestic hunger goals and hunger-free communities goals; and

(iv) the impact of hunger and household food insecurity on obesity, in the context of poverty and food assistance programs.

(2) RECOMMENDATIONS.—The Secretary shall develop recommendations on—

(A) removing obstacles to achieving domestic hunger goals and hunger-free communities goals; and

(B) otherwise reducing domestic hunger.

(3) REPORT.—The Secretary shall submit to the President and Congress—

(A) not later than 1 year after the date of enactment of this Act, a report that contains—

(i) a detailed statement of the results of the study, or the most recent update to the study, conducted under paragraph (1)(A); and

(ii) the most recent recommendations of the Secretary under paragraph (2); and

(B) not later than 5 years after the date of submission of the report under subparagraph (A), an update of the report.

(c) HUNGER-FREE COMMUNITIES COLLABORATIVE GRANTS.—

(1) DEFINITION OF ELIGIBLE ENTITY.—In this subsection, the term “eligible entity” means a public food program service provider or a nonprofit organization, including but not limited to an emergency feeding organization, that demonstrates the organization has collaborated, or will collaborate, with 1 or more local partner organizations to achieve at least 1 hunger-free communities goal.

(2) PROGRAM AUTHORIZED.—

(A) IN GENERAL.—The Secretary shall use not more than 55 percent of any funds made available under subsection (f) to make grants to eligible entities to pay the Federal share of the costs of an activity described in paragraph (4).

(B) FEDERAL SHARE.—The Federal share of the cost of carrying out an activity under this subsection shall not exceed 80 percent.

(C) NON-FEDERAL SHARE.—

(1) CALCULATION.—The non-Federal share of the cost of an activity under this subsection may be provided in cash or in kind, fairly evaluated, including facilities, equipment, or services.



(ii) SOURCES.—Any entity may provide the non-Federal share of the cost of an activity under this subsection through a State government, a local government, or a private source.

(3) APPLICATION.—

(A) IN GENERAL.—To receive a grant under this subsection, an eligible entity shall submit an application to the Secretary at the time and in the manner and accompanied by any information the Secretary may require.

(B) CONTENTS.—Each application submitted under subparagraph (A) shall—

(i) identify any activity described in paragraph (4) that the grant will be used to fund;

(ii) describe the means by which an activity identified under clause (i) will reduce hunger in the community of the eligible entity;

(iii) list any partner organizations of the eligible entity that will participate in an activity funded by the grant;

(iv) describe any agreement between a partner organization and the eligible entity necessary to carry out an activity funded by the grant; and

(v) if an assessment described in paragraph (4)(A) has been performed, include—

(I) a summary of that assessment; and

(II) information regarding the means by which the grant will help reduce hunger in the community of the eligible entity.

(C) PRIORITY.—In making grants under this subsection, the Secretary shall give priority to eligible entities that—

(i) demonstrate in the application of the eligible entity that the eligible entity makes collaborative efforts to reduce hunger in the community of the eligible entity; and

(ii) (I) serve a predominantly rural and geographically underserved area;

(II) serve communities in which the rates of food insecurity, hunger, poverty, or unemployment are demonstrably higher than national average rates;

(III) provide evidence of long-term efforts to reduce hunger in the community;

(IV) provide evidence of public support for the efforts of the eligible entity; or

(V) demonstrate in the application of the eligible entity a commitment to achieving more than 1 hunger-free communities goal.

(4) USE OF FUNDS.—

(A) ASSESSMENT OF HUNGER IN THE COMMUNITY.—

(i) IN GENERAL.—An eligible entity in a community that has not performed an assessment described in clause (ii) may use a grant received under this subsection to perform the assessment for the community.

(ii) ASSESSMENT.—The assessment referred to in clause (i) shall include—

(I) an analysis of the problem of hunger in the community served by the eligible entity;

(II) an evaluation of any facility and any equipment used to achieve a hunger-free communities goal in the community;

(III) an analysis of the effectiveness and extent of service of existing nutrition programs and emergency feeding organizations; and

(IV) a plan to achieve any other hunger-free communities goal in the community.

(B) ACTIVITIES.—An eligible entity in a community that has submitted an assessment to the Secretary shall use a grant received under this subsection for any fiscal year for activities of the eligible entity, including—

(i) meeting the immediate needs of people in the community served by the eligible entity who experience hunger by—

(I) distributing food;

(II) providing community outreach; or

(III) improving access to food as part of a comprehensive service;

(ii) developing new resources and strategies to help reduce hunger in the community;

(iii) establishing a program to achieve a hunger-free communities goal in the community, including—

(I) a program to prevent, monitor, and treat children in the community experiencing hunger or poor nutrition; or

(II) a program to provide information to people in the community on hunger, domestic hunger goals, and hunger-free communities goals; and

(iv) establishing a program to provide food and nutrition services as part of a coordinated community-based comprehensive service.

(d) HUNGER-FREE COMMUNITIES INFRASTRUCTURE GRANTS.—

(1) DEFINITION OF ELIGIBLE ENTITY.—In this subsection, the term “eligible entity” means an emergency feeding organization (as defined in section 201A(4) of the Emergency Food Assistance Act of 1983 (7 U.S.C. 7501(4))).

(2) PROGRAM AUTHORIZED.—

(A) IN GENERAL.—The Secretary shall use not more than 45 percent of any funds made available under subsection (f) to make grants to eligible entities to pay the Federal share of the costs of an activity described in paragraph (4).

(B) FEDERAL SHARE.—The Federal share of the cost of carrying out an activity under this subsection shall not exceed 80 percent.

(3) APPLICATION.—

(A) IN GENERAL.—To receive a grant under this subsection, an eligible entity shall submit an application to the Secretary at the time and in the manner and accompanied by any information the Secretary may require.

(B) CONTENTS.—Each application submitted under subparagraph (A) shall—

(i) identify any activity described in paragraph (4) that the grant will be used to fund; and

(ii) describe the means by which an activity identified under clause (i) will reduce hunger in the community of the eligible entity.

(C) PRIORITY.—In making grants under this subsection, the Secretary shall give priority to eligible entities the applications of which demonstrate 2 or more of the following:

(i) The eligible entity serves a predominantly rural and geographically underserved area.

(ii) The eligible entity serves a community in which the rates of food insecurity, hunger, poverty, or unemployment are demonstrably higher than national average rates.

(iii) The eligible entity serves a community that has carried out long-term efforts to reduce hunger in the community.

(iv) The eligible entity serves a community that provides public support for the efforts of the eligible entity.

(v) The eligible entity is committed to achieving more than 1 hunger-free communities goal.

(4) USE OF FUNDS.—An eligible entity shall use a grant received under this subsection for any fiscal year to carry out activities of the eligible entity, including—

(A) constructing, expanding, or repairing a facility or equipment to support hunger relief agencies in the community;

(B) assisting an emergency feeding organization in the community in obtaining locally-produced produce and protein products; and

(C) assisting an emergency feeding organization in the community to process and serve wild game.

(e) REPORT.—Not later than September 30, 2013, the Secretary shall submit to Congress a report describing—

(1) each grant made under this section, including—

(A) a description of any activity funded by such a grant; and

(B) the degree of success of each activity funded by such a grant in achieving hunger-free communities goals; and

(2) the degree of success of all activities funded by grants under this section in achieving domestic hunger goals.

(f) AUTHORIZATION OF APPROPRIATIONS.—There is authorized to be appropriated to carry out this section \$50,000,000 for each of fiscal years 2008 through 2013.

In subsection (a)(1) of the amendment made by section 4401(a) of the bill, strike “\$15,000,000” and insert “\$45,000,000”.

In subsection (a) of the amendment made by section 4401(a) of the bill, strike paragraph (2) and insert the following:

(2) There is authorized to be appropriated \$100,000,000 for each of fiscal years 2008 through 2012 to carry out and expand the senior farmers’ market nutrition programs.

At the end of subtitle D of title IV, insert the following (and make such technical and conforming changes as may be appropriate):

**SEC. \_\_\_\_ GRANTS FOR LOCAL FARMERS AND COMMUNITY FARMING.**

(a) GRANTS TO ASSIST MUNICIPALITIES TO HELP LOCAL FARMERS TO GROW FOOD TO BE SOLD LOCALLY.—

(1) IN GENERAL.—The Secretary of Agriculture may make a grant in accordance with this subsection to a municipality to enable the municipality to facilitate the ability of local farmers to grow food crops or raise beef, poultry, or other consumable agricultural products to be sold to the local community.

(2) MAXIMUM AMOUNT OF GRANT.—The amount of a grant under this subsection shall not exceed \$100,000.

(3) USE OF GRANTS.—

(A) IN GENERAL.—A municipality to which a grant is made under this subsection shall use the grant, subject to subparagraph (B), to establish a community supported agriculture project, by—

(i) leasing municipal land to a participating farmer;

(ii) providing a loan guarantee for a loan made for the purchase or lease of equipment or facilities to be used by a participating farmer;

(iii) establish a kitchen certified by relevant health authorities for use by the participating farmer and other farmers operating, as determined by the municipality, locally or regionally; or

(iv) establish a beef, poultry or other agricultural product processing plant certified by relevant health authorities for use by the participating farmer or other farmers operating, as determined by the municipality, locally or regionally.

(B) REQUIREMENTS RELATING TO MINIMUM OUTPUT, LOCAL SALE, AND UNDER-SERVED COMMUNITIES.—

(i) IN GENERAL.—A lease entered into or a loan guarantee provided pursuant to this subsection shall provide that the municipality may terminate the lease or rescind the loan guarantee, as the case may be, if, during each year for which the lease or loan guarantee is in effect—

(I) the total value of the crops, beef, poultry, or other consumable agricultural products produced from the land involved is less than \$5,000;

(II) at least 30 percent of the crops, beef, poultry, or other consumable agricultural products are not made available for sale in an under-served community; or

(III) at least 70 percent of the crops, beef, poultry, or other consumable agricultural products are not made available for sale locally or regionally.

(ii) LOCAL OR REGIONAL SALE.—An agricultural product shall be considered to be made available for sale locally or regionally for purposes of this subsection if the product is

distributed within the locality or region where produced, in a manner which—

(I) ensures that information regarding the product origin, production practices, or other similar information which is a source of value to the end-use consumer is typically conveyed;

(II) facilitates the likelihood that the income of the community supported agriculture operation is increased through maximization of the share of the retail food price retained by the producer;

(III) ensures that consumers are provided with an affordable product produced, processed, and distributed in the locality or region where the end-use consumers acquire the product; and

(IV) ensures that the product has traveled less than half of the current average distance of all food produced and consumed in the United States, as determined by the Secretary.

(C) PUBLIC BIDDING REQUIRED.—The municipality shall solicit bids from the general public for the leases and loan guarantees to be provided by the municipality pursuant to this subsection. The municipality shall conduct the bidding in a manner that creates a primary preference for minority and socially-disadvantaged farmers and ranchers (as defined in section 355(e) of the Consolidated Farm and Rural Development Act (7 U.S.C. 2003 (e))) and a secondary preference for participating farmers who will farm the land organically.

(4) LIMITATIONS ON AUTHORIZATION OF APPROPRIATIONS.—For grants under this subsection, there are authorized to be appropriated to the Secretary not more than \$40,000,000 for each of fiscal years 2008 through 2013.

(b) GRANTS TO SUPPORT THE FORMATION OF COMMUNITY-SUPPORTED AGRICULTURAL PROJECTS.—

(1) IN GENERAL.—The Secretary of Agriculture may make a grant to enable a local nongovernmental farming association that promotes community-based farming or to a qualified farmer to provide technical, advisory, and other assistance to support the formation of a municipally-based community-supported agricultural project.

(2) MAXIMUM AMOUNT OF GRANT.—The amount of a grant under this subsection shall not exceed \$25,000.

(3) USE OF GRANTS.—A grant recipient shall use the grant to—

(A) provide public information about the assistance available pursuant to this section;

(B) provide technical and advisory assistance to participating farmers who enter into a lease or receive a loan guarantee from a municipality pursuant to section 1; or

(C) conduct training sessions on subjects relevant to starting, operating, maintaining, or marketing crops produced by participating farmers.

(4) DEFINITION.—In this subsection, the term “qualified farmer” means a farmer who demonstrated expertise in setting up a profit-making enterprise, such as a farm, a community supported agriculture operation, or a farmers market that has been in operation at least five years.

(5) DISPUTE RESOLUTION.—In the event of a landlord-tenant dispute, dispute concerning ownership rights to improved infrastructure, or other dispute between a municipality and a participating farmer, the parties shall utilize the services of the Certified State Agricultural Mediation Program is administered by the Farm Service Agency.

(6) LIMITATIONS ON AUTHORIZATION OF APPROPRIATIONS.—For grants under this subsection, there are authorized to be appropriated to the Secretary not more than \$10,000,000 for each of fiscal years 2008 through 2013.

(c) GRANTS TO PROVIDE START-UP FUNDS TO FARMERS WHO MUST DIVERSIFY THEIR OPERATIONS IN ORDER TO PARTICIPATE IN COMMUNITY-SUPPORTED AGRICULTURAL PROJECTS.—

(1) IN GENERAL.—The Secretary of Agriculture may make a one-time grant to provide start-up funding to an agricultural producer who must diversify the agricultural operations of the producer in order to participate in a community-supported agricultural project.

(2) MAXIMUM AMOUNT OF GRANT.—The amount of a grant under this subsection shall not exceed \$5,000.

(3) USE OF GRANTS.—An agricultural producer to whom a grant is made under this subsection shall use the grant to begin a new agricultural operation.

(4) LIMITATIONS ON AUTHORIZATION OF APPROPRIATIONS.—For grants under this subsection, there are authorized to be appropriated to the Secretary not more than \$2,000,000 for each of fiscal years 2008 through 2013.

(d) MARKETING ASSISTANCE FOR COMMUNITY SUPPORTED AGRICULTURE PROJECTS.—The Secretary of Agriculture shall provide marketing assistance to a participating farmer who has received a lease or loan guarantee under section 1 that has not been terminated, to assist the farmer in marketing to community institutions, including schools, child care centers, and senior centers.

(e) DEFINITIONS.—In this section:

(1) COMMUNITY-SUPPORTED AGRICULTURAL PROJECT.—The term “community-supported agricultural project” means a contract under which a group of consumers, a nonprofit organization, or a public agency which represents consumers is obligated to purchase a specified amount of 1 or more agricultural products directly from 1 or more agricultural producers during a specific period.

(2) FARM VENDOR.—The term ‘farm vendor’ means a farmer, a member of the farmer’s family, or employee of the farmer, who sells their products at a farmers market. The farm vendor must offer for sale at the market only the food or other items that are grown or produced by that farm.

(3) MARKETING ALLIANCE.—The term “marketing alliance” means a legally recognized entity, such as the National Farmers Market Coalition, from which growers and farmers market managers can obtain technical support on farmers market issues.

(4) MUNICIPALITY.—The term “municipality” includes any city, town, borough, county, parish, district, transportation district, assessment jurisdiction, or other public body, or any other political subdivision within the territorial limits of the United States, created by or pursuant to State law or the law of an Indian tribe or tribal organization, with the authority to impose a tax, charge, or fee.

(5) NONGOVERNMENTAL FARMING ASSOCIATION.—The term “nongovernmental farming association” means any of the following entities that has legal standing:

(A) A group of agricultural producers that operates as a marketing alliance.

(B) A cooperative association, each of whose owners and members is an agricultural producer.

(C) A group of 2 or more agricultural producers or farm vendors who sell an agricultural product through a common distribution channel.

(D) A nonprofit organization with expertise in farming.

(E) A network or association of agricultural producers.

(6) PARTICIPATING FARMER.—The term “participating farmer” means an agricultural producer who has made a binding commitment to participate in a community-supported agricultural project.

(7) STATE.—The term “State” includes the several States, the District of Columbia, the Commonwealth of Puerto Rico, the Commonwealth of the Northern Mariana Islands, the United States Virgin Islands, Guam, and American Samoa.

(8) UNDER-SERVED COMMUNITY.—The term “under-served community” means an urban, rural, or tribal community which has—

(A) limited access to affordable, healthy foods, including fresh fruits and vegetables, in retail grocery stores or farmer-to-consumer direct markets;

(B) a high incidence of diet-related diseases, including obesity;

(C) a high rate of hunger or food insecurity; or

(D) severe or persistent poverty.

(f) REGULATIONS.—The Secretary of Agriculture shall prescribe such regulations as may be necessary to carry out this section.

[RURAL DEVELOPMENT TITLE]

Strike section 6013 and insert the following:

**SEC. 6013. RURAL ENTREPRENEUR AND MICRO-ENTERPRISE ASSISTANCE PROGRAM.**

Subtitle D of the Consolidated Farm and Rural Development Act is amended by inserting after section 364 (7 U.S.C. 2006f) the following:

**“SEC. 365. RURAL ENTREPRENEUR AND MICRO-ENTERPRISE ASSISTANCE PROGRAM.**

“(a) DEFINITIONS.—In this section:

“(1) ECONOMICALLY DISADVANTAGED MICRO-ENTREPRENEUR.—The term ‘economically disadvantaged microentrepreneur’ means an owner, majority owner, or developer of a microenterprise that has the ability to compete in the private sector but has been impaired because of diminished capital and credit opportunities, as compared to other microentrepreneurs in the industry involved.

“(2) INDIAN TRIBE.—The term ‘Indian tribe’ has the meaning given the term in section 4 of the Indian Self-Determination and Education Assistance Act (25 U.S.C. 450b).

“(3) INTERMEDIARY.—The term ‘intermediary’ means a nonprofit entity that has a demonstrated capacity to provide assistance—

“(A) to a microenterprise development organization; or

“(B) for a microenterprise development program.

“(4) LOW-INCOME INDIVIDUAL.—The term ‘low-income individual’ means an individual with an income (adjusted for family size) of not more than the greatest of—

“(A) 80 percent of median income of the non-metropolitan statistical area in which the individual resides;

“(B) 80 percent of the statewide non-metropolitan area median income; or

“(C) 80 percent of the national median income.

“(5) MICROCREDIT.—The term ‘microcredit’ means a business loan or loan guarantee of not more than \$50,000 that is provided to a rural entrepreneur.

“(6) MICROENTERPRISE.—The term ‘microenterprise’ means—

“(A) a self-employed individual; or

“(B) a business entity with not more than 10 full-time-equivalent employees.

“(7) MICROENTERPRISE DEVELOPMENT ORGANIZATION.—The term ‘microenterprise development organization’ means a private, nonprofit entity that—

“(A) provides training and technical assistance to rural entrepreneurs;

“(B) facilitates access to capital or another service described in subsection (b) for rural entrepreneurs; and

“(C) has a demonstrated record of delivering services to economically disadvantaged microentrepreneurs, or an effective plan to

develop a program to deliver microenterprise services to rural entrepreneurs effectively, as determined by the Secretary.

“(8) MICROENTERPRISE DEVELOPMENT PROGRAM.—The term ‘microenterprise development program’ means a program administered by an organization serving a rural area.

“(9) MICROENTREPRENEUR.—The term ‘microentrepreneur’ means the owner, operator, or developer of a microenterprise.

“(10) PROGRAM.—The term ‘Program’ means the rural entrepreneur and microenterprise program established under subsection (b)(1).

“(11) QUALIFIED ORGANIZATION.—The term ‘qualified organization’ means—

“(A) an intermediary;

“(B) a microenterprise development organization or microenterprise development program that—

“(i) has a demonstrated record of delivering microenterprise services to rural entrepreneurs; or

“(ii) has an effective plan to develop a program to deliver microenterprise services to rural entrepreneurs effectively, as determined by the Secretary; or

“(C) an Indian tribe, the tribal government of which certifies to the Secretary that no microenterprise development organization or microenterprise development program exists under the jurisdiction of the Indian tribe;

“(D) a group of 2 or more organizations or Indian tribes described in subparagraph (A) or (B) that agree to act jointly as a qualified organization under this section; or

“(E) for purposes of subsection (b), a public college or university.

“(12) RURAL CAPACITY-BUILDING SERVICE.—The term ‘rural capacity-building service’ means a service provided to an organization that—

“(A) is, or is in the process of becoming, a microenterprise development organization or microenterprise development program; and

“(B) serves rural areas for the purpose of enhancing the ability of the organization to provide training, technical assistance, and other related services to rural entrepreneurs.

“(13) RURAL ENTREPRENEUR.—The term ‘rural entrepreneur’ means a microentrepreneur, or prospective microentrepreneur—

“(A) the principal place of business of which is in a rural area; and

“(B) that is unable to obtain sufficient training, technical assistance, or microcredit elsewhere, as determined by the Secretary.

“(14) SECRETARY.—The term ‘Secretary’ means the Secretary of Agriculture, acting through the Rural Business and Cooperative Development Service.

“(15) TRIBAL GOVERNMENT.—The term ‘tribal government’ means the governing body of an Indian tribe.

“(b) RURAL ENTREPRENEURSHIP AND MICROENTERPRISE PROGRAM.—

“(1) ESTABLISHMENT.—The Secretary shall establish a rural entrepreneurship and microenterprise program.

“(2) PURPOSE.—The purpose of the Program shall be to provide low-income individuals and moderate-income individuals with—

“(A) the skills necessary to establish new microenterprises in rural areas; and

“(B) continuing technical and financial assistance as individuals and business starting or operating microenterprises.

“(3) GRANTS.—

“(A) IN GENERAL.—The Secretary may make a grant under the Program to a qualified organization or intermediary—

“(i) to provide training, operational support, or a rural capacity-building service to another qualified organization to assist the other organization in developing microenterprise training, technical assistance, market development assistance, and other related

services, for microenterprise, with an emphasis on those that—

“(I) have 5 or fewer full-time equivalent employees;

“(II) serve low income individuals; or

“(III) serve areas that have lost population;

“(i) to assist in researching and developing the best practices in delivering training, technical assistance, and microcredit to rural entrepreneurs; and

“(iii) to carry out such other projects and activities as the Secretary determines to be consistent with the purposes of this section.

“(B) SUBGRANTS.—Subject to such regulations as the Secretary may promulgate, a qualified organization that receives a grant under this paragraph may use the grant to provide assistance to other qualified organizations, such as small or emerging qualified organizations.

“(C) DIVERSITY.—In making grants under this paragraph, the Secretary shall ensure, to the maximum extent practicable, that grant recipients include qualified organizations—

“(i) of varying sizes; and

“(ii) that serve racially and ethnically diverse populations.

“(D) MATCHING REQUIREMENT.—

“(i) IN GENERAL.—As a condition of any grant made under this paragraph, the Secretary shall require the grantee to expend for the project involved, from non-Federal sources, not less than 25 percent of the total amount of the grant.

“(ii) FORM OF CONTRIBUTION.—The non-Federal share of the cost of a project described in clause (i) may be provided—

“(I) in cash (including through fees, grants (including community development block grants), and gifts); or

“(II) in-kind.

“(4) RURAL MICROLOAN PROGRAM.—

“(A) ESTABLISHMENT.—In carrying out the Program, the Secretary may carry out a rural microloan program.

“(B) PURPOSE.—The purpose of the rural microloan program shall be to provide technical and financial assistance to microenterprises in rural areas and rural entrepreneurs, with an emphasis on those that—

“(i) have 5 or fewer full-time equivalent employees;

“(ii) serve low income individuals; or

“(iii) serve areas that have lost population.

“(C) AUTHORITY OF SECRETARY.—In carrying out the rural microloan program, the Secretary may—

“(i) make loans to qualified organizations for the purpose of making short-term, fixed interest rate microloans to startup, newly established, and growing microenterprises in rural areas; and

“(ii) in conjunction with the loans, provide grants in accordance with subparagraph (E) to the qualified organizations for the purpose of providing intensive marketing, management, and technical assistance to microenterprises in rural areas that are borrowers under this subsection.

“(D) LOAN DURATION; INTEREST RATES; CONDITIONS.—

“(i) LOAN DURATION.—A loan made by the Secretary under this paragraph shall be for a term not to exceed 20 years.

“(ii) APPLICABLE INTEREST RATES.—A loan made by the Secretary under this paragraph shall bear an annual interest rate of at least 1 percent.

“(E) GRANT AMOUNTS.—

“(i) IN GENERAL.—Except as otherwise provided in this section, each qualified organization that receives a loan under this paragraph shall be eligible to receive a grant to provide marketing, management, and technical assistance to microenterprises in rural areas that are borrowers or potential borrowers under this subsection.

“(ii) MAXIMUM AMOUNT OF GRANT FOR MICROENTERPRISE DEVELOPMENT ORGANIZATIONS.—The amount of the grant referred to in clause (i) shall be not more than 25 percent of the total outstanding balance of loans made by the microenterprise development organization under this paragraph as of the date of provision of the grant, except that for the first loan made to a microenterprise development organization, the Secretary may make a grant not to exceed 25 percent of the outstanding balance of the loan.

“(iii) MATCHING REQUIREMENT.—

“(I) IN GENERAL.—As a condition of any grant made to a qualified organization under this subparagraph, the Secretary shall require the organization to expend for the grant project involved, from non-Federal sources, not less than 15 percent of the total amount of the grant.

“(II) FORM OF NON-FEDERAL SHARE.—The non-Federal share of the cost of a project described in subclause (I) may be provided—

“(aa) in cash; or

“(bb) in-kind.

“(c) ADMINISTRATIVE EXPENSES.—Not more than 10 percent of the assistance received by a qualified organization for a fiscal year under this section may be used to pay administrative expenses.

“(d) FUNDING.—

“(1) MANDATORY FUNDING.—

“(A) IN GENERAL.—Of the funds of the Commodity Credit Corporation, the Secretary shall use to carry out this section \$40,000,000 for each of fiscal years 2008 through 2012, to remain available until expended.

“(B) ALLOCATION OF FUNDS.—Of the amount made available by subparagraph (A) for each fiscal year—

“(i) not less than \$24,000,000 shall be available for use in carrying out subsection (b)(3); and

“(ii) not less than \$16,000,000 shall be available for use in carrying out subsection (b)(4), of which not more than \$6,000,000 shall be used to support loans.

“(2) AUTHORIZATION OF APPROPRIATIONS.—In addition to amounts made available under paragraph (1), there are authorized to be appropriated such sums as are necessary to carry out this section for each of fiscal years 2008 through 2012.”

In section 231(b)(5)(A) of the Agricultural Risk Protection Act of 2000, as proposed to be added by section 6027(b)(1) of the bill—

(1) strike “10” and insert “15”;

(2) insert “(i)” after “benefit”;

(3) strike “or socially” and insert “, (ii) socially”; and

(4) insert “, or (iii) an Indian tribe (as defined in section 4 of the Indian Self-Determination and Education Assistance Act (25 U.S.C. 450b))” before the period.

In section 6045(g)(1) of the Farm Security and Rural Investment Act of 2002, as proposed to be amended by section 6027(b) of the bill, strike “\$30,000,000” and insert “\$50,000,000”.

[RESEARCH TITLE]

In section 7310, strike subsections (f) and (g) and insert the following:

(f) FUNDING.—Of the funds of the Commodity Credit Corporation, the Secretary of Agriculture shall make available \$25,000,000 for each of fiscal years 2008 through 2012.

In section 7411, strike subsections (g) and (h) that appear within quotation marks and insert the following:

“(g) FUNDING.—Of the funds of the Commodity Credit Corporation, the Secretary shall make available \$100,000,000 for each of fiscal years 2008 through 2012.”

[ENERGY TITLE]

Strike section 9013.

At the end of title IX, add the following new section:

**SEC. \_\_\_\_ VOLUNTARY RENEWABLE FUELS CERTIFICATION PROGRAM.**

(a) **ESTABLISHMENT.**—The Secretary of Agriculture, in consultation with the Administrator of the Environmental Protection Agency, shall establish a program to certify biomass crops that meet sustainable growing standards designed to reduce greenhouse gases, protect wildlife habitat, and protect air, soil, and water quality.

(b) **CERTIFICATION REQUIREMENTS.**—To qualify for certification under the program established under subsection (a), a biomass crop shall be inspected and certified as meeting the standards adopted under subsection (c) by an inspector referred to in subsection (d).

(c) **PRODUCTION STANDARDS.**—The Secretary shall adopt standards for the certification of biomass crops under subsection (b) that provide measurement of a numerical reduction in greenhouse gases and soil and water pollutants, based upon the recommendations of an advisory committee jointly established by the Secretary and the Administrator.

(d) **INSPECTORS.**—The Secretary shall designate inspectors that the Secretary determines are qualified to certify biomass crops under this section to carry out inspections under subsection (b).

(e) **DESIGNATION OF CERTIFIED PRODUCTS.**—A product produced from a biomass crop that is certified under this section may be designated as having been produced from a certified biomass crop if the producer of the product verifies the product was produced from such crop and the verification includes a copy of the certification under subsection (b).

**[HORTICULTURE TITLE]**

At the end of subtitle C of title X, add the following new section:

**SEC. \_\_\_\_ PESTICIDES.**

(a) **RECORDKEEPING AND REPORTING.**—

(1) **AMENDMENT.**—Section 1491 of the Food, Agriculture, Conservation, and Trade Act of 1990 (7 U.S.C. 1361–1) is amended to read as follows:

**“SEC. 1491. PESTICIDE RECORDKEEPING.**

**“(a) REQUIREMENTS.**—

“(1) **IN GENERAL.**—The Secretary of Agriculture, in consultation with the Administrator of the Environmental Protection Agency, shall require certified commercial applicators and private applicators of pesticides (whether for general use or restricted use) to maintain—

“(A) records comparable to records maintained by commercial applicators of pesticides, as required by the State in which the pesticide is used, or

“(B) if there is no State requirement for the maintenance of records, records that contain the product and chemical name, the registration number assigned to the pesticide under the Federal Insecticide, Fungicide, and Rodenticide Act, amount, date and time of application, and location of application of each such pesticide used in agricultural production,

for a period of 20 years after the pesticide is used.

“(2) **PROVISION OF RECORDS TO CERTAIN PERSONS.**—Within 30 days of a pesticide application, a certified commercial applicator shall provide a copy of records maintained under paragraph (1) to the person for whom such application was provided.

“(3) **PROVISION OF RECORDS TO SECRETARY.**—Within 30 days of a pesticide application, a certified commercial applicator or private applicator shall provide a copy of records maintained under paragraph (1) to—

“(A) any State agency designated by the State for such purpose; and

“(B) the Secretary of Agriculture.

**“(4) MAINTENANCE BY SECRETARY.**—

“(A) **REQUIREMENT.**—Subject to subparagraph (B), the Secretary of Agriculture shall maintain records submitted to the Secretary under paragraph (3) for a period of at least 20 years after the pesticide is used.

“(B) **EXCEPTION.**—The Secretary of Agriculture is not required to maintain records pursuant to subparagraph (A) if the Secretary determines that the State in which the pesticide is used will maintain such records for a period of at least 20 years after such use.

**“(b) ACCESS TO RECORDS.**—

“(1) **IN GENERAL.**—Upon request, records maintained under subsection (a) shall be made available by applicators and by the Secretary of Agriculture to the following:

“(A) A Federal or State agency that deals with pesticide use or any health, occupational safety, or environmental issue related to the use of pesticides.

“(B) Health care professionals treating persons who reasonably believe that they have been exposed to pesticides.

“(C) Agricultural workers who reasonably believe they have been exposed to pesticides, their immediate family members, and their representatives.

“(D) Researchers conducting studies on pesticides, occupational safety or health, or environmental conditions.

“(2) **AGENCIES.**—In the case of Federal agencies, such access to records maintained under subsection (a) shall be through the Secretary of Agriculture, or the Secretary’s designee. State agency requests for access to records maintained under subsection (a) shall be through the lead State agency so designated by the State.

“(3) **HEALTH CARE PERSONNEL.**—When a health professional determines that pesticide information maintained under this section is necessary to provide medical treatment or first aid to an individual who may have been exposed to pesticides for which the information is maintained, upon request applicators and the Secretary of Agriculture shall promptly provide applicable records maintained under subsection (a) and available label information to that health professional. In the case of an emergency, such records and information shall be provided immediately.

“(4) **AGRICULTURAL WORKERS.**—When an agricultural worker reasonably believes he or she has been exposed to pesticides, upon request applicators and the Secretary of Agriculture shall provide applicable records maintained under subsection (a) to such worker, the worker’s family member, or the worker’s representative within 5 business days of the request. In the case of an emergency, such records shall be provided immediately.

“(5) **RESEARCHERS.**—When a researcher is conducting a study on a pesticide, occupational safety or health, or environmental conditions, upon request applicators and the Secretary of Agriculture shall provide applicable records maintained under subsection (a) to such researcher within 30 days of the request.

“(c) **ACCESS TO CONTACT INFORMATION.**—Upon request, the person for whom a pesticide application was provided shall provide the name and contact information of the applicator to a health care professional described in subsection (b)(3) or an agricultural worker, family member, or representative described in subsection (b)(4).

“(d) **SURVEYS AND ANALYSES.**—Each Federal agency described in subsection (b)(1)(A) shall conduct surveys and record the data from individual applicators to facilitate statistical analysis for environmental and agronomic purposes, but in reports based on survey data the Federal agency shall not release data, including the location from which the

data was derived, that would directly or indirectly reveal the identity of individual producers.

“(e) **PENALTY.**—The Secretary of Agriculture shall be responsible for the enforcement of subsections (a), (b), and (c). A violation of subsection (a) or (b) by an applicator, or a violation of subsection (c) by a person described in such subsection, shall—

“(1) in the case of the first offense, be subject to a fine of not more than \$1,000; and

“(2) in the case of subsequent offenses, be subject to a fine of not less than \$2,000 for each violation, except that the penalty shall be less than \$1,000 if the Secretary determines that the applicator or person made a good faith effort to comply with such subsection.

“(f) **FEDERAL OR STATE PROVISIONS.**—The requirements of this section shall not affect provisions of other Federal or State laws.

“(g) **SURVEYS AND REPORTS.**—The Secretary of Agriculture and the Administrator of the Environmental Protection Agency shall survey the records maintained under subsection (a) to develop and maintain a database that is sufficient to enable the Secretary and the Administrator to publish comprehensive reports, at least on an annual basis, concerning agricultural and non-agricultural pesticide use. The Secretary and Administrator shall enter into a memorandum of understanding to define their respective responsibilities under this subsection in order to avoid duplication of effort. Such reports shall be transmitted to Congress not later than April 1 of each year.

“(h) **REGULATIONS.**—The Secretary of Agriculture and the Administrator of the Environmental Protection Agency shall promulgate revised regulations on their respective areas of responsibility implementing this section not later than 180 days after the enactment of the NOURISH Act of 2007.”

(2) **EFFECTIVE DATE.**—The amendment made by paragraph (1) takes effect on the date that is 180 days after the enactment of the NOURISH Act of 2007.

(b) **INCLUSION OF LONG-TERM ADVERSE HEALTH EFFECTS IN LABELING.**—Paragraph (2) of section 2(q) of the Federal Insecticide, Fungicide, and Rodenticide Act (7 U.S.C. 136(q)) is amended—

(1) in subparagraph (C), by striking “and” at the end;

(2) in subparagraph (D)(iii), by striking the period at the end and inserting “; and”; and

(3) by adding at the end the following:

“(E) the pesticide is registered for an agricultural use and its labeling does not include information on long-term adverse health effects associated with exposure to the pesticide, such as cancer in individuals so exposed and their children, birth defects, adverse reproductive effects such as infertility or still births, and neurological damage.”

(c) **RESEARCH BY CDC.**—

(1) **INCREASED RISKS AMONG FARM WORKERS.**—

(A) **IN GENERAL.**—The Director of the Centers for Disease Control and Prevention shall conduct or support research on increased risks of cancer or birth defects among farm workers who have occupational exposure to pesticide and their children.

(B) **AUTHORIZATION OF APPROPRIATIONS.**—To carry out this paragraph, there is authorized to be appropriated \$5,000,000 for fiscal year 2008.

(2) **BIOLOGICAL INDICATORS AND CLINICAL TESTS.**—

(A) **IN GENERAL.**—The Director of the Centers for Disease Control and Prevention shall conduct or support research to identify objective biological indicators, and to develop new and additional inexpensive clinical tests, to enable clinicians to diagnose over-exposure to pesticides.

(B) **AUTHORIZATION OF APPROPRIATIONS.**—To carry out this paragraph, there is authorized

to be appropriated \$5,000,000 for fiscal year 2008.

(d) RESEARCH BY USDA.—

(1) IN GENERAL.—The Secretary of Agriculture shall conduct or support research on alternatives to agricultural pesticides that have been associated with cancer, birth defects, adverse reproductive effects, or severe neurological disorders in animal studies or epidemiological research.

(2) AUTHORIZATION OF APPROPRIATIONS.—To carry out this subsection, there is authorized to be appropriated \$5,000,000 for fiscal year 2008.

(e) RESEARCH BY EPA.—

(1) IN GENERAL.—The Administrator of the Environmental Protection Agency shall conduct or support research to develop field level tests to determine when pesticide-treated fields are safe to reenter.

(2) AUTHORIZATION OF APPROPRIATIONS.—To carry out this subsection, there is authorized to be appropriated \$7,500,000 for fiscal year 2008.

Section 10301(1) is amended by striking “\$22,000,000” and inserting “\$25,000,000”.

Section 10303(f) is amended by striking the text and inserting the following: “Of the funds of the Commodity Credit Corporation, the Secretary shall make available \$50,000,000 for each of fiscal years 2008 through 2012 to carry out this section. Such funds shall remain available until expended.”.

Section 10102 is amended by striking subsection (b) and inserting the following new subsection:

(b) AVAILABILITY OF FUNDS.—Subsection (i) of section 101 of the Specialty Crops Competitiveness Act of 2004 is amended to read as follows:

“(i) FUNDING.—Of the funds of the Commodity Credit Corporation, the Secretary of Agriculture shall make grants under this section, using—

- “(1) \$110,000,000 in fiscal year 2008;
- “(2) \$115,000,000 in fiscal year 2009;
- “(3) \$120,000,000 in fiscal year 2010;
- “(4) \$125,000,000 in fiscal year 2011; and
- “(5) \$145,000,000 in fiscal year 2012.”.

In section 6(f)(1) of the Farmer-to-Consumer Direct Marketing Act of 1976 (7 U.S.C. 3005), as added by section 10404(b)(4) of the bill, strike “Secretary of Agriculture use to carry out this section” and all that follows and insert “Secretary of Agriculture shall use to carry out this section \$20,000,000 for each of fiscal years 2008 through 2012.”.

[MISCELLANEOUS TITLE]

At the end of subtitle A of title XI add the following new sections:

**SEC. . SHARE OF RISK.**

Section 508(k) of the Federal Crop Insurance Act (7 U.S.C. 1508(k)) is amended by striking paragraph (3) and inserting the following:

“(3) SHARE OF RISK.—The reinsurance agreements of the Corporation with the reinsured companies shall require the reinsured companies to cede to the Corporation 30 percent of its cumulative underwriting gain or loss.”

**SEC. . REIMBURSEMENT RATE.**

Section 508(k)(4)(A) of the Federal Crop Insurance Act (7 U.S.C. 1508(k)(4)(A)) is amended by striking clause (ii) and inserting the following:

“(ii) for each of the 2008 and subsequent reinsurance years, 15 percent of the premium used to define loss ratio.”.

Subparagraph (D) of section 2501(a)(2) of the Food, Agriculture, Conservation, and Trade Act of 1990 (7 U.S.C. 2279(a)(2)), as added by section 11201(a)(1)(B)(ii) of the bill, is amended to read as follows:

“(D) ADDITIONAL CONTRACTING AUTHORITY.—Any agency of the Department of Agriculture may make grants and enter into con-

tracts and cooperative agreements with a community-based organization that meets the definition of an eligible entity under subsection (e) in order to utilize the community-based organization to provide outreach and technical assistance.”.

Section 2501(a)(4)(A) of the Food, Agriculture, Conservation, and Trade Act of 1990 (7 U.S.C. 2279(a)(4)(A)), as amended by section 11201(a)(1)(C)(i) of the bill, is amended by striking “\$15,000,000” and inserting “\$35,000,000”.

At the end of subtitle C of title XI add the following new section:

**SEC. . MORATORIUM ON FORECLOSURES.**

(a) MORATORIUM.—The Secretary of Agriculture shall, except for the purposes referred to in subsection (c), immediately issue a moratorium on all current, pending, and future foreclosures, loan accelerations, and adverse actions, with respect to Department of Agriculture loans to any farm or ranch owned or operated by a socially disadvantaged farmer or ranchers (as defined in section 355(e)(2) of the Consolidated Farm and Rural Development Act). The Secretary shall waive the accrual of interest and offsets on all loans affected by this section for the full period of the moratorium or review shall issue write offs of accrued interest and may take such additional actions as recommended by the Commission established in subsection (b).

(a) SOCIALLY DISADVANTAGED FARMERS AND RANCHERS COMMISSION.—

(1) IN GENERAL.—The Secretary of shall establish in the Department of Agriculture a commission to be known as the “USDA Socially Disadvantaged Farmers and Ranchers Commission” (in this section referred to as the “Commission”).

(2) DUTIES.—The Commission shall review all actions covered by the moratorium under subsection (a) to—

(A) determine whether Federal, State, or local government actions or inactions contributed to the conditions leading to foreclosure;

(B) determine whether the acceleration of foreclosure by the Department of Agriculture of loans on farm land owned by socially disadvantaged farmers and ranchers was in accordance with applicable laws or regulations;

(C) improve upon the credibility and accuracy of all Department of Agriculture programs land foreclosure process and procedures;

(D) recommend to the Secretary actions for the fair resolution of cases reviewed; and

(E) submit to the Committee on Agriculture and the Committee on Oversight and Government Reform of the House of Representatives and the Committee on Agriculture, Nutrition, and Forestry and the Committee on Government Reform and Homeland Security of the Senate a report on programmatic inefficiencies and possible remedies to address any land loss directly resulting from illegal or manifestly unfair acts of the Department of Agriculture.

Strike section 10202 and add at the end of title XI the following:

**SEC. . MULTI-SPECIES FRUIT FLY RESEARCH AND STERILE FLY PRODUCTION.**

(a) CONSTRUCTION.—The Secretary of Agriculture shall construct a warehouse and irradiation containment facility in Waimanalo, Hawaii, to support fruit fly rearing and sterilization activities.

(b) AUTHORIZATION OF APPROPRIATIONS.—There are authorized to be appropriated—

(1) \$15,000,000 for the construction of a warehouse and irradiation containment facility pursuant to subsection (a); and

(2) \$1,000,000 for fiscal year 2008 and each subsequent fiscal year for maintenance to the facilities constructed pursuant to this section.

Strike section 11305.

At the end of subtitle A of title XI add the following new section:

**SEC. . PARITY FOR ORGANIC CROP ACRES PRICE ELECTIONS, DOLLAR AMOUNTS OF INSURANCE, AND PREMIUM DETERMINATION.**

Section 508(a) of the Federal Crop Insurance Act (7 U.S.C. 1508(a)) is amended by adding at the end the following new paragraph:

“(9) ORGANICS.—Notwithstanding any other provision of this title, the Secretary may not charge a premium, deductible, or other fee for an insurance policy or plan on crops that are certified organic or transitioning to organic production that is more than the premium, deductible, or other fee for an insurance policy or plan on crops that are not certified organic or transitioning to organic production.”.

At the end of subtitle C of title XI, add the following new sections:

**SEC. . MCINTIRE-STENNIS COOPERATIVE FORESTRY ACT.**

Section 2 of Public Law 87-788 (16 U.S.C. 582a-1) is amended—

(1) by inserting “and 1890 Institutions,” before “and (b)”;

(2) by adding at the end the following: “In States that have both 1862 Institutions and 1890 Institutions eligible for and receiving funds under this Act, the institutions shall, to the maximum extent practicable, develop complementary plans for forestry research in the State. In this section, the terms ‘1862 Institutions’ and ‘1890 Institutions’ have the same meanings as in section 2 of the Agricultural Research, Extension, and Education Reform Act of 1998 (7 U.S.C. 7601(2)).”.

**SEC. . ANIMAL HEALTH AND DISEASE RESEARCH PROGRAM.**

Section 1434(b) of the National Agriculture Research, Extension, and Teaching Policy Act of 1977 (7 U.S.C. 3196(b)) is amended by inserting after “universities” the following: “(including 1890 Institutions (as defined in section 2 of the Agricultural Research, Extension, and Education Reform Act of 1998 (7 U.S.C. 7601(2))).”.

**SEC. . CHILDREN, YOUTH, AND FAMILIES EDUCATION AND RESEARCH NETWORK (CYFERNET) PROGRAM.**

(a) IN GENERAL.—In carrying out the Children, Youth, and Families Education and Research Network Program under section 3(d) of the Smith-Lever Act (7 U.S.C. 343(d)), the Secretary shall include 1890 Institutions as eligible program applicants and participants.

(b) 1890 INSTITUTIONS DEFINED.—In this section, the term “1890 Institutions” has the meaning given the term in section 2 of the Agricultural Research, Extension, and Education Reform Act of 1998 (7 U.S.C. 7601(2)).

**SEC. . SOCIALLY DISADVANTAGED PRODUCERS ACCESS PROGRAM.**

(a) ESTABLISHMENT; PURPOSE.—

(1) ESTABLISHMENT.—The Secretary of Agriculture shall establish and carry out, for each of fiscal years 2008 through 2013, a program to enhance the viability of minority and socially disadvantaged farmer and ranchers who own or operate agricultural operations by assisting such farmer and ranchers to reduce their risks, improve their access to markets, and better utilize the programs and services of the Department of Agriculture.

(2) IMPROVED ACCESS.—One of the purposes of the program shall be to ensure the viability and success of minority and socially disadvantaged farmers and ranchers by promoting the involvement of socially disadvantaged farmers and ranchers in the full range of services to ensure producer access to commodity, credit, risk management and disaster protection, conservation, marketing, nutrition, value-added, rural development, and other programs and services of the Department.

(3) ACCURATE REFLECTION OF CONTRIBUTIONS.—Another of the purposes of the program shall be to assure that the number and economic contributions of socially disadvantaged farmers and ranchers are accurately reflected in the census of agriculture.

(b) ELIGIBILITY.—

(1) IN GENERAL.—To be eligible to participate in programs made available under this title, a producer shall—

(A) be a socially disadvantaged farmer or rancher;

(B) be a producer who, as an owner, operator, landlord, tenant, sharecropper or enrolled member of an Indian tribe—

(i) shares in the risk of producing any crop or livestock; and

(ii) is entitled to share in the crop or livestock available for marketing from a farm (or would have shared had the crop or livestock been produced) or produces more than 50 percent of the food needed for family consumption;

(C) enter into a risk management and market access contract with the Secretary to carry out the risk management and market access plan.

(2) DEFINITIONS.—In this section:

(A) SOCIALLY DISADVANTAGED.—The term “socially disadvantaged” means, with respect to a farmer or rancher, that the farmer or rancher is a member of a socially disadvantaged group.

(B) SOCIALLY DISADVANTAGED GROUP DEFINED.—The term “socially disadvantaged group” means a group whose members have been subjected to racial or ethnic prejudice because of their identity as members of a group without regard to their individual qualities.

(c) PRODUCER PAYMENT STRUCTURE.—

(1) PRODUCER DEVELOPMENT PAYMENTS.—The Secretary is authorized to provide direct payments to the producers defined under subsection (b) if risk management and market access plans are implemented within any fiscal year pursuant to a plan developed in a fiscal year prior to payment by the Secretary.

(2) ENROLLMENT PROCEDURE.—To enroll in this program, an eligible producer must—

(A) complete and maintain the practices in the qualification level in paragraph (3)(A)(i);

(B) describe the tier of the risk management and market access plan, and the particular risk management and market access practices to be implemented in accordance with this subsection; and

(C) identify the qualified technical assistance provider who will serve as a liaison to the Department and supply technical assistance to assure completion of the plan.

(3) PAYMENT STRUCTURE.—The Secretary shall make annual producer payments under this title for participation at 1 of the following levels for a period not to exceed a total of 7 years, as follows:

(A) USDA ACCESS PAYMENTS.—The qualification level payment shall be not more than \$5,000 with up to \$2,500 paid up front if, within the first year, the producer—

(i) files an IRS schedule F or a qualified substitute for enrolled members of Indian Tribes;

(ii) registers at the Farm Service Agency office as a farm or rancher, or informs the Secretary the reason for which registration was not allowed;

(iii) signs up for any crop insurance or NAP programs for which the producer is qualified, or provides a plan to achieve qualification or inform the Secretary if no plan or program exists for the form of production on the farm or ranch; and

(iv) receives technical assistance to be included in the Minority Farm Registry and complete the next Census of Agriculture.

The Secretary shall provide to the National Agriculture Statistics Service information

sufficient for inclusion of each producer who qualifies under this section in the next census of agriculture.

(B) PROGRAM ACCESS PAYMENTS.—Program access payments shall at least \$5000 and not more than \$10,000 annually for up to 3 years if the producer provides, develops, and implements a plan to complete at least two of following practices in each year:

(i) a farm and home plan;

(ii) an estate plan;

(iii) a risk management plan, including accessing family health insurance;

(iv) a conservation plan;

(v) enters into a contract for purchase or sale of farm land;

(vi) acquires a computer, high-speed internet access, and software, and training in the use of these tools;

(vii) prepares a plan to transition to another crop or crops;

(viii) applies for at least one farm program of the Department; or

(ix) other practices as determined by the Secretary.

(C) MARKET ACCESS AND RISK PROTECTION PAYMENTS.—

(i) TIER ONE.—Market Access and Risk Protection Payments shall be at least \$10,000 and not more than \$25,000 annually for up to three years if the producer develops and implements at least two of the following practices in each year:

(I) Mentor another farmer.

(II) Seek nomination and election to a Conservation District Board or FSA County Committee.

(III) Meet standards for Good Agricultural Practices, Organic Certification or other market certifications.

(IV) Develop and implement a marketing plan or a business plan.

(V) Access liability or other expanded insurance, including revenue insurance.

(VI) Access farmers markets or improved marketing contracts.

(VII) Participate in farmers market nutrition, school food or other nutrition programs.

(VIII) Develop and implement plan to meet regulatory requirements, including labor, workers compensation, and pesticide health and safety standards, Livestock and Animal ID.

(IX) Seek irrigation and other production assistance, Land or waste management.

(X) Other practices as determined by the Secretary.

(iii) TIER TWO.—Market Access and Risk Protection Payments shall be not more than \$35,000 annually for up to three years if the producer completes at least two of the following practices in each year:

(I) Develop or participate in a cooperative or marketing association.

(II) Develop a value-added enterprise.

(III) Implements improve marketing strategies, including development of brands and innovative forms of marketing by web or other means.

(IV) Develop infrastructure or processing capacity.

(V) Enhance the participation of a cooperative or a group of farmers in nutrition and health programs.

(VI) Construct or improve housing for farmworkers.

(VII) Enter into direct contracts to secure adequate labor to meet production needs.

(VIII) Protect of land use and development rights.

(IX) Other practices as determined by the Secretary.

(d) TECHNICAL ASSISTANCE.—

(1) IN GENERAL.—For each of fiscal years 2008 through 2013, the Secretary shall provide technical assistance through qualified technical assistance providers to producers for the development and implementation of a

risk management and market access plans at each tier.

(2) TECHNICAL ASSISTANCE PROVIDER.—In this section, the term “technical assistance provider” is an organization or educational institutions that qualifies as an eligible entity under section 2501(e)(5) of the Food, Agriculture, Conservation, and Trade Act of 1990 (7 U.S.C. 2279(e)(5)).

(3) QUALIFIED TECHNICAL ASSISTANCE PROVIDER.—In this section, the term “qualified technical assistance provider” means a technical assistance provider that has been recognized by the Risk Management Agency as qualified to provide the service in this program.

(4) LIMITATIONS.—A qualified technical service provider shall not receive payment for services in excess of—

(A) \$2,000, for services under subsection (c)(3)(A);

(B) \$3,000, for services under subsection (c)(3)(B); or

(C) \$4,000, for services under subsection (c)(3)(C).

(f) DUTIES OF THE SECRETARY.—

(1) OFFICE OF SMALL FARMS COORDINATION.—The Secretary of Agriculture shall establish an office of Small Farm Coordination, which shall be led by the Small Farms Coordinator, who shall be a career employee.

(2) DUTIES.—The Secretary may delegate to the Small Farms Coordinator responsibility for the following:

(A) Administering the program established under subsection (a).

(B) Administering the activities established under Departmental Regulation 9700-1 issued on August 3, 2006, in coordination with any other office, agency, or mission area as deemed necessary by the Secretary to facilitate the implementation of the programs under this section, and other such duties as assigned to assure the Department best understands, meets, and prioritizes the needs of small, socially disadvantaged, and beginning and new entry farmers.

(C) Other duties deemed appropriate by the Secretary.

(3) OUTREACH.—The Secretary shall use not less than \$1,000,000 annually from funding under this section to support consultation, training, and liaison activities with qualified technical assistance providers under subsection (b).

(4) STAFFING AND ADMINISTRATION.—The Secretary shall provide not less than 10 staff positions within the Office of Small Farms Coordination at headquarters in Washington and not less than 10 field staff for the Office as the Secretary deems necessary to implement this program, with additional field staff provided in States where the number of applicants exceeds 500 to conduct administration of this program.

(5) REGULATIONS.—Not later than 270 days after the date of enactment of this Act, the Secretary of Agriculture shall promulgate regulations to carry out this subsection.

(g) FUNDING.—Of the funds of the Commodity Credit Corporation, the Secretary shall make available \$80,000,000 to carry out this section for each of fiscal years 2008 through 2012.

At the end of title XI, insert the following new section:

**SEC. \_\_\_\_ SENSE OF CONGRESS ON USE OF SAVINGS FOR DEFICIT REDUCTION.**

It is the sense of the Congress that any budgetary savings created as a result of this Act will be used to reduce the Federal budget deficit and not used to offset other Federal spending.

Strike the title of the bill entitled “PREVENTION OF TAX TREATY EXPLOITATION TO EVADE UNITED STATES TAXATION”.



It was decided in the { Yeas ..... 117  
negative ..... } Nays ..... 309

¶104.38 [Roll No. 747]

AYES—117

Allen	Harman	Price (GA)
Andrews	Heller	Ramstad
Baird	Hensarling	Rangel
Baldwin	Hodes	Reichert
Bean	Holt	Rohrabacher
Biggert	Inslee	Roskam
Bishop (NY)	Israel	Royce
Blumenauer	Jackson (IL)	Ryan (WI)
Bordallo	Keller	Sánchez, Linda
Campbell (CA)	Kind	T.
Cannon	King (NY)	Sanchez, Loretta
Cantor	Kirk	Saxton
Capuano	Knollenberg	Schakowsky
Castle	Lamborn	Schiff
Chabot	Lee	Schwartz
Chandler	LoBiondo	Sensenbrenner
Cooper	Lofgren, Zoe	Serrano
Crowley	Maloney (NY)	Sestak
Davis (CA)	Markey	Shays
Davis (IL)	McCarthy (NY)	Sherman
DeFazio	McDermott	Smith (NJ)
DeGette	McGovern	Smith (WA)
Dent	McKeon	Stark
Dingell	McNulty	Tancredo
Doggett	Meeks (NY)	Tauscher
Dreier	Michaud	Tierney
Duncan	Miller (FL)	Towns
Ehlers	Miller, Gary	Udall (NM)
Ellison	Miller, George	Waters
Emanuel	Mitchell	Watt
Eshoo	Moore (WI)	Waxman
Fattah	Moran (VA)	Weiner
Ferguson	Murphy (CT)	Welch (VT)
Flake	Olver	Wolf
Fossella	Pallone	Wu
Frank (MA)	Pascarell	Wynn
Frelinghuysen	Paul	Yarmuth
Garrett (NJ)	Payne	Young (FL)
Gerlach	Petri	
Gilchrest		

NOES—309

Abercrombie	Carnahan	Franks (AZ)
Ackerman	Carney	Galleghy
Aderholt	Carson	Giffords
Akin	Carter	Gillibrand
Alexander	Castor	Gillmor
Altmire	Christensen	Gingrey
Arcuri	Clay	Gohmert
Baca	Clyburn	Gonzalez
Bachmann	Coble	Goode
Bachus	Cohen	Goodlatte
Baker	Cole (OK)	Gordon
Barrett (SC)	Conaway	Granger
Barrow	Conyers	Graves
Bartlett (MD)	Costa	Green, Al
Barton (TX)	Costello	Green, Gene
Becerra	Courtney	Grijalva
Berkley	Cramer	Gutierrez
Berman	Crenshaw	Hall (NY)
Berry	Cuellar	Hall (TX)
Bilbray	Culberson	Hare
Bilirakis	Cummings	Hastings (FL)
Bishop (GA)	Davis (AL)	Hastings (WA)
Bishop (UT)	Davis (KY)	Hayes
Blackburn	Davis, David	Heger
Blunt	Davis, Lincoln	Herseth Sandlin
Boehner	Davis, Tom	Higgins
Bonner	Deal (GA)	Hill
Bono	DeLaunt	Hinchev
Boozman	DeLauro	Hinojosa
Boren	Diaz-Balart, L.	Hirono
Boswell	Diaz-Balart, M.	Hobson
Boucher	Dicks	Hoekstra
Boustany	Donnelly	Holden
Boyd (FL)	Doolittle	Honda
Boyda (KS)	Doyle	Hooley
Brady (PA)	Drake	Hoyer
Brady (TX)	Edwards	Hulshof
Bralley (IA)	Ellsworth	Inglis (SC)
Brown (GA)	Emerson	Issa
Brown (SC)	Engel	Jackson-Lee
Brown, Corrine	English (PA)	(TX)
Buchanan	Etheridge	Jefferson
Burgess	Everett	Jindal
Burton (IN)	Faleomavaega	Johnson (GA)
Butterfield	Fallin	Johnson (IL)
Buyer	Farr	Johnson, E. B.
Calvert	Feeney	Johnson, Sam
Camp (MI)	Filner	Jones (NC)
Capito	Forbes	Jones (OH)
Capps	Fortenberry	Jordan
Cardoza	Fox	Kagen

Kanjorski	Murphy, Patrick	Shadegg
Kaptur	Murphy, Tim	Shea-Porter
Kildee	Murtha	Shimkus
Kilpatrick	Musgrave	Shuler
King (IA)	Myrick	Shuster
Kingston	Nadler	Simpson
Klein (FL)	Napolitano	Sires
Kline (MN)	Neal (MA)	Skelton
Kucinich	Neugebauer	Slaughter
Kuhl (NY)	Norton	Smith (NE)
Lampson	Nunes	Smith (TX)
Langevin	Oberstar	Snyder
Lantos	Obey	Solis
Larsen (WA)	Ortiz	Souder
Larson (CT)	Pastor	Space
Latham	Pearce	Spratt
LaTourette	Perce	Stearns
Levin	Perlmutter	Stupak
Lewis (CA)	Peterson (MN)	Sullivan
Lewis (GA)	Peterson (PA)	Sutton
Lewis (KY)	Pickering	Tanner
Linder	Pitts	Taylor
Lipinski	Platts	Terry
Loeb sack	Poe	Thompson (CA)
Lucas	Pomeroy	Thompson (MS)
Lucas	Porter	Thornberry
Lungren, Daniel	Price (NC)	Tiahrt
E.	Pryce (OH)	Tiberi
Lynch	Putnam	Turner
Mack	Radanovich	Udall (CO)
Mahoney (FL)	Rahall	Upton
Manzullo	Marchant	Van Hollen
Marchant	Regula	Velázquez
Marshall	Rehberg	Visclosky
Matheson	Renzi	Walberg
Matsui	Reyes	Walden (OR)
McCarthy (CA)	Reynolds	Walsh (NY)
McCaul (TX)	Rodriguez	Walz (MN)
McCollum (MN)	Rogers (AL)	Wamp
McCotter	Rogers (KY)	Wasserman
McCrery	Rogers (MI)	Schultz
McHenry	Ros-Lehtinen	Watson
McHugh	Ross	Weldon (FL)
McIntyre	Rothman	Weller
McMorris	Roybal-Allard	Westmoreland
Rodgers	Ruppersberger	Wexler
McNerney	Rush	Whitfield
Meek (FL)	Ryan (OH)	Wicker
Melancon	Salazar	Wilson (NM)
Mica	Sali	Wilson (OH)
Miller (MI)	Sarbanes	Wilson (SC)
Miller (NC)	Schmidt	Woolsey
Mollohan	Scott (GA)	
Moore (KS)	Scott (VA)	
Moran (KS)	Sessions	

NOT VOTING—11

Brown-Waite,	Cubin	Hunter
Ginny	Davis, Jo Ann	Kennedy
Clarke	Fortuño	LaHood
Cleaver	Hastert	Young (AK)

So the amendment was not agreed to. The SPEAKER pro tempore, Mrs. BOYDA of Kansas, assumed the Chair. When Mrs. TAUSCHER, Chairman, reported that the Committee, having had under consideration said bill, had come to no resolution thereon.

¶104.39 SENATE BILL REFERRED

A bill of the Senate of the following title was taken from the Speaker's table and, under the rule, referred as follows:

S. 1877. An Act to amend title 4, United States Code, to prescribe that members of the Armed Forces and veterans out of uniform may render the military salute during hoisting, lowering, or passing of flag; to the Committee on the Judiciary.

¶104.40 SENATE ENROLLED BILL SIGNED

The SPEAKER announced her signature to an enrolled bill of the Senate of the following title:

S. 1868. An Act to temporarily extend the programs under the Higher Education Act of 1965, and for other purposes.

¶104.41 ADJOURNMENT

On motion of Mr. ELLISON, at midnight, the House adjourned.

¶104.42 PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XII, public bills and resolutions were introduced and severally referred, as follows:

By Mr. LARSEN of Washington (for himself, Mr. DICKS, Mr. BAIRD, Mr. INSLEE, Mr. HASTINGS of Washington, Mr. McDERMOTT, Mr. SMITH of Washington, Mrs. McMORRIS RODGERS, and Mr. REICHERT):

H.R. 3184. A bill to authorize the Secretary of Agriculture to carry out a competitive grant program for the Puget Sound area to provide comprehensive conservation planning to address water quality; to the Committee on Agriculture.

By Mr. GEORGE MILLER of California:

H.R. 3185. A bill to amend the Employee Retirement Income Security Act of 1974 to provide special reporting and disclosure rules for individual account plans and to establish in the Department of Labor an Advisory Council on Improving Employer-Employee Retirement Practices; to the Committee on Education and Labor.

By Mr. LARSEN of Washington (for himself, Mr. BAIRD, Mr. ROSS, Mr. SULLIVAN, Ms. BORDALLO, Mr. CLEAVER, Ms. CARSON, Mr. DAVIS of Illinois, Mr. ALEXANDER, Mr. SIMPSON, Mr. HINOJOSA, Mr. CUMMINGS, Mr. FARR, Mr. DICKS, and Mr. RAMSTAD):

H.R. 3186. A bill to understand and comprehensively address the oral health problems associated with methamphetamine use; to the Committee on Energy and Commerce.

By Mr. BAIRD (for himself, Mr. LARSEN of Washington, Mr. ROSS, Mr. SULLIVAN, Ms. BORDALLO, Ms. CARSON, Mr. DAVIS of Illinois, Mr. ALEXANDER, Mr. SIMPSON, Mr. HINOJOSA, Mr. CLEAVER, Mr. FARR, Mr. DICKS, Mr. CUMMINGS, and Mr. RAMSTAD):

H.R. 3187. A bill to amend title I of the Omnibus Crime Control and Safe Streets Act of 1968 to understand and comprehensively address the inmate oral health problems associated with methamphetamine use, and for other purposes; to the Committee on the Judiciary.

By Mr. WELLER (for himself, Mr. HERGER, and Mr. CAMP of Michigan):

H.R. 3188. A bill to eliminate the separate work participation rate requirements for 2-parent families under the program of block grants to States for temporary assistance for needy families; to the Committee on Ways and Means, and in addition to the Committee on Education and Labor, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. NADLER (for himself, Mr. FLAKE, Mr. DELAHUNT, Mr. PAUL, Mr. MACK, Mr. BOUCHER, Mr. COHEN, Mr. ELLISON, Mr. WEXLER, Ms. HARMAN, Mr. FARR, Ms. LINDA T. SANCHEZ of California, Mr. SCOTT of Virginia, and Ms. WASSERMAN SCHULTZ):

H.R. 3189. A bill to establish reasonable procedural protections for the use of national security letters, and for other purposes; to the Committee on the Judiciary, and in addition to the Committee on Financial Services, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Ms. VELÁZQUEZ:

H.R. 3190. A bill to amend the Internal Revenue Code of 1986 to allow individuals to designate that their income, estate, or gift tax payments be spent other than for purposes of supporting the war in Iraq and to provide



that amounts so designated shall be used to provide funding for Head Start, to reduce the national debt, and to provide college funding for children of Iraq war veterans; to the Committee on Ways and Means, and in addition to the Committee on Education and Labor, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. COURTNEY (for himself, Mr. SHAYS, Ms. DELAURO, Mr. LARSON of Connecticut, Mr. MURPHY of Connecticut, Mr. HINCHAY, Mr. DELAHUNT, Ms. LINDA T. SÁNCHEZ of California, Mr. HALL of New York, and Mr. SMITH of New Jersey):

H.R. 3191. A bill to amend title 10, United States Code, to provide for the transfer of certain contact information for a member of the Armed Forces who is being medically separated or retired under chapter 61 of such title to the department or agency for veterans affairs of the State in which the member intends to reside; to the Committee on Armed Services.

By Mr. LINCOLN DAVIS of Tennessee (for himself, Mr. SMITH of New Jersey, Mr. MURTHA, Ms. BORDALLO, Ms. KAPTUR, Mrs. JO ANN DAVIS of Virginia, Mr. SOUDER, Mr. MARSHALL, Mr. PENCE, Mr. MOLLOHAN, Mr. FRANKS of Arizona, Mr. MELANCON, Mr. KING of New York, Mr. ORTIZ, Mr. BOOZMAN, Mr. HUNTER, Mr. BOREN, Mr. KILDEE, Mr. COSTELLO, Mr. SHULER, Mr. LANGEVIN, Mr. LAMBORN, Mr. PETERSON of Minnesota, Mr. STUPAK, Mr. TAYLOR, Mr. OBERSTAR, Mr. MCINTYRE, Mr. GINGREY, Mr. BOYD of Florida, Mr. BERRY, Mr. DONNELLY, Mr. HOLDEN, Mr. RENZI, Mr. RYAN of Ohio, Mr. BARROW, and Mr. CLYBURN):

H.R. 3192. A bill to provide for programs that reduce the need for abortion, help women bear healthy children, and support new parents; to the Committee on Energy and Commerce, and in addition to the Committees on Ways and Means, Education and Labor, and Agriculture, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. DEAL of Georgia (for himself, Mr. BARTON of Texas, and Mr. BUYER):

H.R. 3193. A bill to amend title XIX of the Social Security Act to establish a minimum State dispensing fee for covered outpatient multiple source drugs under the Medicaid Program, to modify the application of the average manufacturer price (AMP) methodology to drug rebates, to eliminate the State option to increase the cap amount on the equity asset test for individuals' eligibility for long-term care assistance under such program, and to extend an SSI asset verification demonstration to Medicaid; to the Committee on Energy and Commerce.

By Mr. FEENEY:

H.R. 3194. A bill to improve the H-1B non-immigrant program by increasing the exchange of information between the Departments of Labor and Homeland Security; to the Committee on the Judiciary.

By Mr. HOYER (for himself, Mr. SENBRENNER, Mr. ACKERMAN, Mr. ALLEN, Mr. ANDREWS, Mr. BACHUS, Ms. BALDWIN, Mr. BERMAN, Mr. BILBRAY, Mr. BISHOP of New York, Mr. BLUMENAUER, Ms. BORDALLO, Mr. BOSWELL, Mr. BOUCHER, Ms. CORRINE BROWN of Florida, Mr. BUTTERFIELD, Mr. CALVERT, Mr. CARDOZA, Mr. CARNEY, Mr. CHANDLER, Mr. CLAY, Mr. CLEAVER, Mr. CLYBURN, Mr. COBLE, Mr. COHEN, Mr. CONYERS, Mr. COSTA, Mr. COSTELLO, Mr. COURTNEY, Mr.

CUMMINGS, Mr. DAVIS of Illinois, Mr. TOM DAVIS of Virginia, Mr. DEFAZIO, Ms. DEGETTE, Mr. DELAHUNT, Ms. DELAURO, Mr. DINGELL, Mr. DREIER, Mr. EHLERS, Mr. EMANUEL, Mrs. EMERSON, Mr. ENGEL, Mr. ENGLISH of Pennsylvania, Mr. ETHERIDGE, Mr. FARR, Mr. FERGUSON, Mr. FILNER, Mr. FRANK of Massachusetts, Mr. FRANKS of Arizona, Mr. FRELINGHUYSEN, Mr. GALLEGLY, Ms. GIFFORDS, Mr. GRIJALVA, Mr. HALL of New York, Mr. HASTINGS of Florida, Mr. HINOJOSA, Mr. HOLDEN, Mr. HOLT, Mr. HONDA, Mr. ISRAEL, Mr. ISSA, Mr. JEFFERSON, Mr. JOHNSON of Georgia, Mrs. JONES of Ohio, Ms. KAPTUR, Mr. KENNEDY, Mr. KILDEE, Ms. KILPATRICK, Mr. KIND, Mr. KING of New York, Mr. KIRK, Mr. KNOLLENBERG, Mr. LAHOOD, Mr. LANGEVIN, Mr. LANTOS, Mr. LEVIN, Mr. LEWIS of Georgia, Mr. LEWIS of California, Mr. LOEBSACK, Ms. ZOE LOFGREN of California, Mrs. LOWEY, Mrs. MALONEY of New York, Mr. MARKEY, Mr. MATHESON, Ms. MATSUI, Mrs. MCCARTHY of New York, Ms. MCCOLLUM of Minnesota, Mr. McDERMOTT, Mr. MCGOVERN, Mr. MCHUGH, Mr. McNULTY, Mr. MILLER of North Carolina, Mr. GEORGE MILLER of California, Mr. MORAN of Virginia, Mr. PATRICK MURPHY of Pennsylvania, Mr. NADLER, Mr. NEAL of Massachusetts, Ms. NORTON, Mr. NUNES, Mr. OBERSTAR, Mr. PAYNE, Mr. PERLMUTTER, Mr. PETRI, Mr. RAHALL, Mr. RAMSTAD, Mr. RANGEL, Mr. RODRIGUEZ, Mr. ROSKAM, Mr. ROTHMAN, Ms. ROYBAL-ALLARD, Mr. RUPPERSBERGER, Mr. RYAN of Wisconsin, Ms. LORETTA SANCHEZ of California, Mr. SARBANES, Ms. SCHAKOWSKY, Mr. SCOTT of Virginia, Mr. SHAYS, Ms. SHEA-PORTER, Ms. SLAUGHTER, Mr. SMITH of New Jersey, Ms. SOLIS, Mr. SOUDER, Mr. SPACE, Mr. STARK, Ms. SUTTON, Mrs. TAUSCHER, Mr. TIAHRT, Mr. TIERNEY, Mr. TOWNS, Mr. UDALL of New Mexico, Mr. VAN HOLLEN, Mr. VISCLOSKEY, Mr. WALSH of New York, Ms. WASSERMAN SCHULTZ, Ms. WATSON, Mr. WAXMAN, Mr. WELCH of Vermont, Mr. WELDON of Florida, Ms. WOOLSEY, Mr. WYNN, Mr. YOUNG of Florida, Mr. YOUNG of Alaska, Mr. WALZ of Minnesota, Mr. MCCOTTER, and Mr. DICKS):

H.R. 3195. A bill to restore the intent and protections of the Americans with Disabilities Act of 1990; to the Committee on Education and Labor, and in addition to the Committees on the Judiciary, Transportation and Infrastructure, and Energy and Commerce, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. HALL of New York:

H.R. 3196. A bill to designate the facility of the United States Postal Service located at 20 Sussex Street in Port Jervis, New York, as the "E. Arthur Gray Post Office Building"; to the Committee on Oversight and Government Reform.

By Mr. HOLT (for himself, Mr. HARE, Mr. HINCHAY, Mr. LEWIS of Georgia, Mr. GRIJALVA, Ms. LEE, Mr. COHEN, Mr. VAN HOLLEN, Mr. HIGGINS, Mr. HALL of New York, Mrs. CAPPS, Mr. BERMAN, Mr. ELLISON, and Mr. PAYNE):

H.R. 3197. A bill to provide for grants from the Secretary of Education to State and local educational agencies for EnergySmart schools and Energy Star programs; to the Committee on Education and Labor.

By Mr. LANGEVIN (for himself, Mr. THORNBERRY, Mr. LANTOS, Mr. SKELTON, Mr. THOMPSON of Mississippi, Mr. CARTER, Mr. BOUSTANY, Mr. FORTENBERRY, Mr. GONZALEZ, Ms. HARMAN, Mr. ISRAEL, Mrs. TAUSCHER, Mr. WICKER, and Mrs. WILSON of New Mexico):

H.R. 3198. A bill to provide for quadrennial national security reviews, and for other purposes; to the Committee on Armed Services.

By Mrs. MALONEY of New York (for herself, Mr. SHAYS, and Mr. WEINER):

H.R. 3199. A bill to direct the Secretary of Homeland Security to procure the development and provision of improved and up-to-date communications equipment for the New York City Fire Department, including radios; to the Committee on Energy and Commerce.

By Ms. BEAN (for herself and Mr. ROYCE):

H.R. 3200. A bill to authorize the issuance of Federal charters and licenses for carrying on the sale, solicitation, negotiation, and underwriting of insurance or any other insurance operations, to provide a comprehensive system for the Federal regulation and supervision of national insurers and national agencies, to provide for policyholder protections in the event of an insolvency or the impairment of a national insurer, and for other purposes; to the Committee on Financial Services, and in addition to the Committee on the Judiciary, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Ms. VELÁZQUEZ (for herself and Ms. LINDA T. SÁNCHEZ of California):

H.R. 3201. A bill to amend the Intelligence Reform and Terrorism Prevention Act of 2004 to provide for an immigrant rights advocate on the Privacy and Civil Liberties Oversight Board; to the Committee on Oversight and Government Reform, and in addition to the Committees on the Judiciary, Homeland Security, and Intelligence (Permanent Select), for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. CARNEY (for himself, Mr. SHUSTER, Mr. HOLDEN, Mr. BISHOP of Georgia, Mr. BOSWELL, Mr. BOYD of Florida, Mr. MOORE of Kansas, Mr. PATRICK MURPHY of Pennsylvania, Mrs. GILLIBRAND, Mr. DENT, and Mr. LINCOLN DAVIS of Tennessee):

H. Con. Res. 193. Concurrent resolution recognizing all hunters across the United States for their continued commitment to safety; to the Committee on Oversight and Government Reform.

By Mr. KING of New York:

H. Con. Res. 194. Concurrent resolution expressing the sense of Congress regarding the failure of the Kingdom of Saudi Arabia and the Palestinian Authority to properly implement education reforms aimed at reducing the cultural roots of terrorism; to the Committee on Foreign Affairs.

By Mr. BAIRD (for himself, Mr. LANTOS, Mrs. MALONEY of New York, Mr. HINCHAY, Mr. POMEROY, Mr. ELLISON, Mr. SMITH of Washington, Mr. BOUSTANY, Mr. FORTENBERRY, Mr. RENZI, Ms. BALDWIN, Mrs. LOWEY, Ms. HARMAN, Mr. CROWLEY, Mr. RAHALL, Mr. DEFAZIO, Mr. BLUMENAUER, Mr. SHAYS, Ms. KILPATRICK, Mr. PATRICK MURPHY of Pennsylvania, Mr. CLEAVER, Mr. SESTAK, Mr. BECERRA, Mr. VAN HOLLEN, Mr. DOGGETT, Mr. WATT, Mr. COSTELLO, Mr. ABERCROMBIE, Mr. TANNER, Mr. MOORE of Kansas, Ms. HOOLEY, Mr. WU, Mr. PALLONE, Mr. DAVIS of Alabama, Mr.

ISSA, Mr. ROHRBACHER, Ms. LORETTA SANCHEZ of California, Ms. WATSON, Ms. EDDIE BERNICE JOHNSON of Texas, Mr. UPTON, Mr. DEAL of Georgia, Mr. COOPER, Mr. GORDON, Mr. CASTLE, Mr. GILCREST, Mr. WALDEN of Oregon, Mr. BOOZMAN, Mrs. DAVIS of California, Mr. BRALEY of Iowa, Mr. PRICE of North Carolina, Mr. HONDA, Mr. FARR, Mr. SERRANO, Mr. ROSS, Mr. FLAKE, Mr. GALLEGLY, Mr. BARRETT of South Carolina, Mr. WEXLER, Mr. SCOTT of Virginia, Mr. WAXMAN, Mr. ORTIZ, Mr. REYES, Mr. HINOJOSA, Ms. JACKSON-LEE of Texas, Mr. LEWIS of Georgia, Mr. PAYNE, Mr. DELAHUNT, Mr. LATOURETTE, Mr. SIMPSON, Mr. SESSIONS, Mr. ACKERMAN, Mr. WILSON of South Carolina, Mr. MCCAUL of Texas, Mr. MEEKS of New York, Mr. JEFFERSON, and Mr. SPRATT):

H. Res. 575. A resolution commending the people and the Government of the Hashemite Kingdom of Jordan for their continued commitment to holding elections and broadening political participation, and for other purposes; to the Committee on Foreign Affairs.

By Ms. GINNY BROWN-WAITE of Florida (for herself and Mr. POE):

H. Res. 576. A resolution recognizing youth court programs for the efforts of such programs in enhancing the quality of the juvenile justice system in the United States and encouraging the recognition of a National Youth Court Month; to the Committee on Education and Labor.

By Mr. GUTIERREZ:

H. Res. 577. A resolution congratulating Mr. Kermit Cintron on the successful defense of his IBF welterweight title on Saturday, 14, 2007, and for his continued success in and out of the ring; to the Committee on Oversight and Government Reform.

By Mr. PUTNAM (for himself, Mr. CARDOZA, Mr. HASTINGS of Florida, Mr. MARIO DIAZ-BALART of Florida, Mr. CRENSHAW, Mr. BOYD of Florida, Mr. BUCHANAN, and Mr. LINCOLN DIAZ-BALART of Florida):

H. Res. 578. A resolution expressing the sense of the House of Representatives that there should be established a National Watermelon Month; to the Committee on Oversight and Government Reform.

#### 104.43 MEMORIALS

Under clause 3 of rule XII,

142. The SPEAKER presented a memorial of the Senate of the State of Michigan, relative to Senate Resolution No. 61 memorializing the Congress of the United States to enact the Education Begins at Home Act; jointly to the Committees on Education and Labor and Armed Services.

#### 104.44 ADDITIONAL SPONSORS

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

H.R. 23: Mr. UPTON, Mr. JOHNSON of Illinois, Mr. LATHAM, and Mr. ROTHMAN.  
H.R. 180: Mr. GOODLATTE and Mr. GARRETT of New Jersey.

H.R. 243: Mr. CARNEY.  
H.R. 468: Mr. GEORGE MILLER of California.  
H.R. 538: Ms. JACKSON-LEE of Texas.  
H.R. 620: Mr. REICHERT.  
H.R. 661: Mr. RYAN of Ohio and Mr. HALL of New York.

H.R. 711: Mr. SPACE and Mr. WATT.  
H.R. 719: Mr. HILL, Mr. COBLE, Mr. WELCH of Vermont, Mr. MOORE of Kansas, and Ms. MCCOLLUM of Minnesota.

H.R. 743: Mr. HODES, Mr. ROSS, Mr. MCCARTHY of California, Mr. BERRY, and Ms. GIFFORDS.

H.R. 871: Mrs. JONES of Ohio and Ms. KILPATRICK.

H.R. 900: Mr. BERMAN, Mr. BUTTERFIELD, Mr. CAPUANO, Mr. DICKS, Mr. HOLDEN, Mr. ISRAEL, Ms. KAPTUR, and Mr. LANTOS.

H.R. 1000: Ms. KAPTUR, Mr. RANGEL, Mr. TOWNS, Mr. MICA, Mr. JEFFERSON, Mrs. JONES of Ohio, Mr. BUTTERFIELD, Mr. JACKSON of Illinois, Mr. MORAN of Virginia, Mr. HASTINGS of Florida, Mr. OBERSTAR, Ms. HARMAN, Mr. MEEKS of New York, Mr. FALEOMAVAEGA, Mr. ELLISON, Mr. SHAYS, Ms. SOLIS, Mr. GILCREST, Mr. KENNEDY, Mr. BLUMENAUER, Mr. ABERCROMBIE, Mr. PALLONE, Mr. LEWIS of California, Mr. LEVIN, Mr. PRICE of North Carolina, and Ms. BERKLEY.

H.R. 1010: Mr. HARE.

H.R. 1043: Ms. ZOE LOFGREN of California.  
H.R. 1064: Mr. SPACE, Mr. WALBERG, Mr. BISHOP of Georgia, and Mr. WALSH of New York.

H.R. 1103: Mr. WEINER.

H.R. 1108: Ms. LINDA T. SANCHEZ of California.

H.R. 1113: Mr. MACK, Mr. ANDREWS, Ms. BALDWIN, Mr. CAPUANO, Mr. CARNAHAN, Mr. COOPER, Mrs. DAVIS of California, Mr. ETHERIDGE, Mr. LYNCH, Mr. VAN HOLLEN, Mr. EMANUEL, Ms. MATSUI, Ms. LINDA T. SANCHEZ of California, Mrs. CAPPS, Mr. KAGEN, and Ms. SHEA-PORTER.

H.R. 1125: Mr. JEFFERSON, Mrs. TAUSCHER, Mr. HELLER, Mr. ABERCROMBIE, Ms. BEAN, and Mr. WAXMAN.

H.R. 1188: Mrs. LOWEY.

H.R. 1229: Mr. JEFFERSON, Mr. JACKSON of Illinois, and Mr. DEFAZIO.

H.R. 1230: Mr. GENE GREEN of Texas.

H.R. 1275: Mr. GILLMOR.

H.R. 1283: Mr. KILDEE, Mr. ALTMIRE, Mr. MARKKEY, and Mr. ACKERMAN.

H.R. 1357: Mr. RENZI, Mr. FERGUSON, and Mr. PUTNAM.

H.R. 1376: Ms. WATSON.

H.R. 1400: Mr. PITTS and Mr. MORAN of Virginia.

H.R. 1419: Mr. SMITH of Texas, Mr. BAKER, Mr. MORAN of Kansas, Mr. KNOLLENBERG, and Mr. NEUGEBAUER.

H.R. 1422: Mr. CARTER, Mr. MORAN of Virginia, Mr. UDALL of Colorado, and Ms. MATSUI.

H.R. 1440: Mr. SESSIONS, Mr. KILDEE, and Mr. ORTIZ.

H.R. 1506: Mr. DOGGETT and Ms. WATSON.

H.R. 1514: Ms. SCHWARTZ, Mr. WILSON of Ohio, Ms. HIRONO, and Mr. PENCE.

H.R. 1542: Ms. NORTON and Ms. VELÁZQUEZ.

H.R. 1552: Mr. YOUNG of Alaska, Mr. BARRETT of South Carolina, and Mr. KILDEE.

H.R. 1553: Mr. GEORGE MILLER of California.

H.R. 1567: Ms. ZOE LOFGREN of California.

H.R. 1584: Mr. SMITH of Nebraska, Ms. BALDWIN, and Mr. ORTIZ.

H.R. 1588: Mr. SESTAK.

H.R. 1608: Ms. LEE.

H.R. 1609: Mr. RYAN of Ohio, Mr. FERGUSON, Mr. NADLER, Mr. BUTTERFIELD, Ms. LINDA T. SANCHEZ of California, Mr. MCHENRY, Mr. BRALEY of Iowa, Mr. WEXLER, Mr. MCGOVERN, Mrs. DRAKE, and Mr. BAIRD.

H.R. 1610: Mr. ALLEN, Mr. SOUDER, Mr. WILSON of Ohio, Mr. JONES of North Carolina, Mr. PENCE, Mr. SIRES, Mr. MARCHANT, Mr. NEUGEBAUER, and Mr. TANCREDO.

H.R. 1629: Mr. SOUDER.

H.R. 1644: Mr. SHAYS, Mr. WEXLER, Mr. HOLDEN, Mr. DELAHUNT, Mr. SIRES, and Mr. HODES.

H.R. 1671: Mr. EHLERS.

H.R. 1687: Mr. BRALEY of Iowa and Ms. LINDA T. SANCHEZ of California.

H.R. 1709: Mr. SNYDER.

H.R. 1713: Mr. DEFAZIO.

H.R. 1772: Mr. BURGESS.

H.R. 1797: Mr. FOSSELLA.

H.R. 1818: Mr. SPACE.

H.R. 1866: Mrs. CUBIN and Mr. WALZ of Minnesota.

H.R. 1937: Mr. THOMPSON of Mississippi, Mr. CUELLAR, and Mr. ADERHOLT.

H.R. 1992: Mr. BRADY of Pennsylvania, Mr. SARBANES, and Mr. CARNEY.

H.R. 2046: Mr. BACA, Ms. WOOLSEY, and Mr. ABERCROMBIE.

H.R. 2054: Mr. LINCOLN DAVIS of Tennessee.  
H.R. 2061: Mr. PAYNE.

H.R. 2064: Mr. ROTHMAN, Mr. LEVIN, and Mr. PASTOR.

H.R. 2084: Mrs. BACHMANN.

H.R. 2102: Mr. COOPER and Mr. KUHL of New York.

H.R. 2158: Mr. WICKER.

H.R. 2212: Mr. HALL of New York.

H.R. 2221: Mr. JOHNSON of Georgia.

H.R. 2312: Mr. WICKER.

H.R. 2332: Mr. RENZI, Mr. FERGUSON, and Mr. PUTNAM.

H.R. 2380: Ms. FALLIN.

H.R. 2443: Ms. BALDWIN and Mrs. EMERSON.

H.R. 2473: Mr. GORDON, Mr. MCHUGH, and Mr. PLATTIS.

H.R. 2517: Ms. JACKSON-LEE of Texas, Mr. MAHONEY of Florida, Mr. VAN HOLLEN, Mr. MOORE of Kansas, Mr. BURTON of Indiana, Mr. KAGEN, Ms. CASTOR, Ms. ROS-LEHTINEN, Ms. BORDALLO, Mr. SHULER, Mr. ORTIZ, Mr. REYES, Mr. WILSON of Ohio, Mr. ARCURI, Ms. DELAURO, Mr. KANJORSKI, Mr. LEWIS of Georgia, Mr. MEEKS of New York, Mrs. CHRISTENSEN, Mrs. EMERSON, Ms. LORETTA SANCHEZ of California, Mrs. DAVIS of California, Mr. PASCRELL, Mr. EDWARDS, Mrs. GILLIBRAND, Mr. GENE GREEN of Texas, Mr. HARE, Mr. GONZALEZ, Ms. SCHWARTZ, Mr. LINCOLN DIAZ-BALART of Florida, Mr. FILNER, Ms. MCCOLLUM of Minnesota, Mr. CUELLAR, Mrs. BOYDA of Kansas, Ms. BERKLEY, Ms. SOLIS, Mr. BRALEY of Iowa, Ms. HARMAN, Ms. WASSERMAN SCHULTZ, Mr. BISHOP of New York, Mr. ACKERMAN, Mr. BLUMENAUER, Mr. SHIMKUS, Mr. WOLF, Mr. MCCOTTER, Mr. HONDA, Mr. PASTOR, Mr. SPACE, Mr. ISRAEL, Ms. MATSUI, Mr. DOGGETT, Mrs. CAPPS, Ms. SHEA-PORTER, Mr. GORDON, Ms. DEGETTE, Mr. WHITFIELD, Mr. WEXLER, Mr. CLYBURN, Mr. MATHESON, Mr. BOREN, Mr. LIPINSKI, Mr. HOYER, Ms. KAPTUR, Mr. INSLEE, Ms. EDDIE BERNICE JOHNSON of Texas, Mr. NADLER, Mr. ELLISON, Mrs. NAPOLITANO, Mr. VISCSLOSKY, and Mr. PERLMUTTER.

H.R. 2518: Mr. YARMUTH.

H.R. 2548: Ms. WATERS.

H.R. 2572: Mr. MORAN of Virginia, Mrs. LOWEY, and Mr. PAYNE.

H.R. 2578: Mr. WAMP, Mr. LEWIS of Kentucky, Mrs. BONO, and Mr. BISHOP of Georgia.

H.R. 2606: Ms. CORRINE BROWN of Florida, Mr. JACKSON of Illinois, and Mr. BONNER.

H.R. 2619: Mr. COSTELLO and Mr. LIPINSKI.

H.R. 2639: Mr. BISHOP of Utah, Mr. HOEKSTRA, Ms. GINNY BROWN-WAITE of Florida, and Mr. MILLER of Florida.

H.R. 2666: Mr. EMANUEL, Mr. JACKSON of Illinois, Mr. KUCINICH, Mr. HASTINGS of Florida, and Mr. THOMPSON of Mississippi.

H.R. 2694: Ms. ZOE LOFGREN of California, Mr. LEWIS of Georgia, Mr. PETERSON of Minnesota, and Mr. STARK.

H.R. 2715: Mr. WEINER.

H.R. 2833: Ms. DELAURO, Mr. WAXMAN, and Mr. WU.

H.R. 2847: Mr. SMITH of Washington and Mr. FRANK of Massachusetts.

H.R. 2860: Mr. KAGEN, Mr. ROGERS of Alabama, and Ms. HIRONO.

H.R. 2923: Mr. LANTOS.

H.R. 2927: Mr. MARCHANT, Mr. JEFFERSON, Mr. BONNER, Mr. WELDON of Florida, Mr. HOEKSTRA, Mr. COLE of Oklahoma, Mr. TURNER, and Mrs. DRAKE.

H.R. 2933: Mr. TANNER.

H.R. 2940: Mr. PETRI.

H.R. 2941: Mr. KILDEE.

H.R. 2943: Mr. BARTLETT of Maryland.

H.R. 3004: Mr. CUELLAR.

H.R. 3026: Mr. BRADY of Pennsylvania and Mr. WOLF.

H.R. 3035: Mr. RYAN of Ohio, Mr. SHIMKUS, Mrs. JONES of Ohio, Mr. DUNCAN, Mr. TIBERI, Mrs. MILLER of Michigan, Ms. FALLIN, Mr. WALSH of New York, Mr. SHAYS, Mr. JEFFERSON, Mr. GRIJALVA, Mr. COLE of Oklahoma, Mr. ROTHMAN, Mr. SERRANO, Ms. EDDIE BERNICE JOHNSON of Texas, and Mr. CONYERS.

H.R. 3046: Ms. GINNY BROWN-WAITE of Florida and Mr. PASTOR.

H.R. 3051: Mr. BERMAN.

H.R. 3057: Mr. PICKERING, Ms. SCHWARTZ, Ms. BERKLEY, Mr. CAPUANO, and Mr. SCOTT of Virginia.

H.R. 3058: Mrs. TAUSCHER and Mr. WU.

H.R. 3099: Mr. PAYNE.

H.R. 3123: Mr. TIBERI, Mr. WYNN, and Ms. JACKSON-LEE of Texas.

H.R. 3125: Mr. DAVIS of Illinois, Mr. GRIJALVA, Mr. BACA, Mr. PASTOR, Ms. ROYBAL-ALLARD, Ms. WOOLSEY, Ms. SCHAKOWSKY, Ms. JACKSON-LEE of Texas, Mr. TOWNS, Mr. MEEKS of New York, Ms. WATERS, Ms. LINDA T. SANCHEZ of California, Ms. KAPTUR, Ms. KILPATRICK, Mr. WYNN, Mrs. NAPOLITANO, Mrs. JONES of Ohio, Ms. LEE, and Mr. PAYNE.

H.R. 3140: Mr. HOEKSTRA, Mr. EVERETT, and Mr. CRAMER.

H. Con. Res. 37: Mr. KIRK, Mr. DOOLITTLE, Mr. FEENEY, and Mr. PEARCE.

H. Con. Res. 188: Mr. MCGOVERN, Mr. MCNULTY, Mr. TERRY, and Mr. GALLEGLY.

H. Res. 111: Mr. LEWIS of Kentucky and Mr. LEWIS of Georgia.

H. Res. 194: Ms. SOLIS and Mr. SHULER.

H. Res. 265: Mr. MCCOTTER.

H. Res. 405: Mr. FRANKS of Arizona and Ms. BERKLEY.

H. Res. 407: Mr. MARIO DIAZ-BALART of Florida.

H. Res. 457: Mr. PITTS.

H. Res. 518: Mr. BOOZMAN, Mr. ISSA, Mr. WILSON of South Carolina, Ms. BORDALLO, Mr. GONZALEZ, Mr. NADLER, Mr. CLYBURN, Mr. FATTAH, Mr. CLAY, Mr. CLEAVER, Mr. JOHNSON of Georgia, Mr. LARSEN of Washington, Mrs. JONES of Ohio, Ms. MOORE of Wisconsin, Mr. JEFFERSON, Mr. UDALL of Colorado, Mr. LARSON of Connecticut, Mr. DAVIS of Alabama, Mr. ELLISON, Mr. BUTTERFIELD, Mr. TOWNS, Ms. KILPATRICK, Mr. WYNN, Mr. SCOTT of Georgia, Mr. COHEN, Mr. CUMMINGS, Mr. CAPUANO, Mr. SIRES, Mrs. MALONEY of New York, Mr. WEINER, Mr. SERRANO, Mr. MCNULTY, Mr. HONDA, Mr. ROTHMAN, Mr. PAYNE, Mr. SNYDER, Ms. CLARKE, Mr. ISRAEL, Mr. DELAHUNT, and Mr. RUSH.

H. Res. 548: Mrs. MCCARTHY of New York.

H. Res. 549: Mr. BRADY of Pennsylvania.

H. Res. 550: Mr. WATT, Mr. LEWIS of Georgia, Mr. CONYERS, Mr. BUTTERFIELD, Mr. SCOTT of Georgia, Mr. THOMPSON of Mississippi, Ms. MOORE of Wisconsin, Mr. DAVIS of Alabama, Mr. ELLISON, Mr. BISHOP of Georgia, Mr. RANGEL, Mr. HASTINGS of Florida, Mrs. JONES of Ohio, Ms. NORTON, Mr. DAVIS of Illinois, Ms. WOOLSEY, Ms. KILPATRICK, Ms. LEE, Mr. JEFFERSON, Mrs. CHRISTENSEN, Mr. BLUMENAUER, Ms. CORRINE BROWN of Florida, Mr. ENGEL, Mr. TURNER, Mr. DELAHUNT, Mr. ACKERMAN, Mr. SIRES, Mr. FALCOMAVAEGA, Mr. CLEAVER, Mrs. MALONEY of New York, Mr. CLAY, Ms. E. B. JOHNSON of Texas, and Mr. BILIRAKIS.

H. Res. 557: Ms. BERKLEY.

H. Res. 564: Mr. SHERMAN, Mr. CROWLEY, Ms. LINDA T. SANCHEZ of California, Mr. BERMAN, Ms. LEE, Mr. JOHNSON of Georgia, and Mr. CAPUANO.

#### ¶104.45 PETITIONS

Under clause 3 of rule XII, petitions and papers were laid on the clerk's desk and referred as follows:

126. The SPEAKER presented a petition of the City of North Miami, Florida, relative to Resolution No. R-2007-83 requesting the Congress of the United States appropriate funds

necessary to bring the Herbert Hoover Dike into compliance with current levee protection safety standards; to the Committee on Appropriations.

127. Also, a petition of the City of Miami Commission, Florida, relative to Resolution No. 07-0293 expressing support for the letter sent to the United States Senate Appropriations Committee, by the majority of the Senators of the United States, rejecting the Administration's recommended twenty percent cuts to the Community Development Block Grant Program and asking for an increase in the level of funding for Fiscal Year 2008; to the Committee on Financial Services.

128. Also, a petition of the City of Miami Commission, Florida, relative to Resolution No. 07-0297 expressing support for the letter sent to the United States Senate Appropriations Committee, by the majority of the Senators of the United States, rejecting the Administration's recommended twenty percent cuts to the Community Development Block Grant Program, and asking for an increase in the level of funding for Fiscal Year 2009; to the Committee on Financial Services.

129. Also, a petition of the City of Middletown Common Council, New York, relative to Resolution No. 167.07 calling on the Congress of the United States to formally and properly investigate these charges and determine if impeachment is warranted, and if found to be so warranted to vote to impeach President George W. Bush and Vice President Richard B. Cheney; to the Committee on the Judiciary.

130. Also, a petition of the Board of Trustees of the Village of Montebello, New York, relative to Resolution No. 07-091 supporting a review by the Congress of the United States of the "Religious Land Use and Institutionalized Persons Act of 2000"; to the Committee on the Judiciary.

131. Also, a petition of the Wheeler Crest Fire Prevention District, California, relative to requesting funding assistance for updated equipment; to the Committee on Science and Technology.

132. Also, a petition of the Lorain County Board of Commissioners, Ohio, relative to Resolution No. 07-432 calling on the United States Government to commit and develop a firm strategy and timetable to begin the orderly and comprehensive withdrawal of U.S. military personnel and bases from Iraq as soon as possible; jointly to the Committees on Armed Services and Foreign Affairs.

133. Also, a petition of the City Council of New Orleans, Louisiana, relative to Resolution No. R-07-258 supporting the construction of a new Medical Center of Louisiana at New Orleans teaching hospital and a new Veterans Administration Hospital in the New Orleans downtown medical district; jointly to the Committees on Education and Labor and Veterans' Affairs.

### FRIDAY, JULY 27, 2007 (105)

#### ¶105.1 APPOINTMENT OF SPEAKER PRO TEMPORE

The House was called to order by the SPEAKER pro tempore, Mr. ALTMIRE, who laid before the House the following communication:

WASHINGTON, DC,

July 27, 2007.

I hereby appoint the Honorable JASON ALTMIRE to act as Speaker pro tempore on this day.

NANCY PELOSI,

*Speaker of the House of Representatives.*

#### ¶105.2 APPROVAL OF THE JOURNAL

The SPEAKER pro tempore, Mr. ALTMIRE, announced he had examined

and approved the Journal of the proceedings of Thursday, July 26, 2007.

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

#### ¶105.3 COMMUNICATIONS

Executive and other communications, pursuant to clause 8, rule XII, were referred as follows:

2707. A letter from the Chief Counsel, FEMA, Department of Homeland Security, transmitting the Department's final rule — Suspension of Community Eligibility [Docket No. FEMA-7979] received July 16, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Financial Services.

2708. A letter from the Chief Counsel, FEMA, Department of Homeland Security, transmitting the Department's "Major" final rule — Final Flood Elevation Determinations — received July 23, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Financial Services.

2709. A letter from the General Counsel, NCUA, National Credit Union Administration, transmitting the Administration's final rule — Share Insurance Appeals; Clarification of Enforcement Authority of the NCUA Board — received July 3, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Financial Services.

2710. A letter from the General Counsel, National Credit Union Administration, transmitting the Administration's final rule — Technical Amendments (RIN: #3133-AD36) received July 16, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Financial Services.

2711. A letter from the General Counsel, National Credit Union Administration, transmitting the Administration's final rule — Uninsured Secondary Capital — received July 16, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Financial Services.

2712. A letter from the Deputy Secretary, Securities and Exchange Commission, transmitting the Commission's final rule — EXTENSION OF INTERACTIVE DATA VOLUNTARY REPORTING PROGRAM ON THE EDGAR SYSTEM TO INCLUDE MUTUAL FUND RISK/RETURN SUMMARY INFORMATION [Release Nos. 33-8823, IC-27884; File Number S7-05-07] (RIN: 3235-AJ59) received July 16, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Financial Services.

2713. A letter from the Secretary, U.S. Securities Exchange Commission, Securities and Exchange and Commission, transmitting the Commission's final rule — Regulation SHO and Rule 10a-1 [Release No. 34-55970; File No. S7-21-06] (RIN: 3235-AJ76) received July 3, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Financial Services.

2714. A letter from the Assistant Secretary for Communications and Information, Department of Commerce, transmitting the Department's "Major" final rule — Public Safety Interoperable Communications (PSIC) Grant Program — received July 19, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

2715. A letter from the Acting Director Office of Sustainable Fisheries, NMFS, National Oceanic and Atmospheric Administration, transmitting the Administration's final rule — Fisheries of the Exclusive Economic Zone Off Alaska; Pacific Cod by Catcher Vessels Less than 60 Feet (18.3m) LOA Using Pot or Hook-and-Line Gear in the Bering Sea and Aleutian Islands Management Area [Docket No. 070213033-7033-01] (RIN: 0648-XA70) received July 3, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Natural Resources.

2716. A letter from the Assistant Administrator, NMFS, National Oceanic and Atmospheric Administration, transmitting the Administration's final rule — Atlantic Highly Migratory Species; Atlantic Bluefin Tuna Quota Specifications and Effort Controls [Docket No. 070330073-7116-02; I.D. 030507A] (RIN: 0648-AU87) received July 3, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Natural Resources.

2717. A letter from the Deputy Assistant Administrator For Regulatory Programs, NMFS, National Oceanic and Atmospheric Administration, transmitting the Administration's final rule — Fisheries of the Exclusive Economic Zone Off Alaska; Groundfish Observer Program [Docket No. 070209029-7118-02; I.D. 112906A] (RIN: 0648-AU58) received July 16, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Natural Resources.

2718. A letter from the Acting Director Office of Sustainable Fisheries, NMFS, National Oceanic and Atmospheric Administration, transmitting the Administration's final rule — Fisheries of the Exclusive Zone Off Alaska; Deep-water Species Fishery by Catcher Vessels in the Gulf of Alaska [Docket No. 070213032-7032-01] (RIN: 0648-XA83) received July 16, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Natural Resources.

2719. A letter from the Assistant Secretary, Transportation Security Administration, Department of Homeland Security, transmitting the Administration's certification that the level of screening services and protection provided at the Sonoma County Airport in Santa Rosa, California will be equal to or greater than the level that would be provided at the airport by TSA Transportation Security Officers, pursuant to 49 U.S.C. 44920(d); to the Committee on Homeland Security.

2720. A letter from the Chief Privacy Officer, Department of Homeland Security, transmitting the Department's report entitled, "2007 Data Mining Report: DHS Privacy Office Response to House Report 109-699," pursuant to Public Law 109-295; to the Committee on Homeland Security.

2721. A letter from the Regulations Coordinator, Department of Health and Human Services, transmitting the Department's "Major" final rule — Medicare Program; Revised Payment System Policies for Services Furnished in Ambulatory Surgical Centers (ASCs) Beginning in CY 2008 [CMS-1517-F] (RIN: 0938-AO73) received July 20, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); jointly to the Committees on Energy and Commerce and Ways and Means.

2722. A letter from the Director of Communications and Legislative Affairs, Equal Employment Opportunity Commission, transmitting the Commission's Annual Report on the Federal Work Force for Fiscal Year 2006, pursuant to 42 U.S.C. 2000e-4(e); jointly to the Committees on Oversight and Government Reform and Education and Labor.

¶105.4 MESSAGE FROM THE SENATE

A message from the Senate by Ms. Curtis, one of its clerks, announced that the Senate agrees to the report of the committee of conference on the disagreeing votes of the two Houses on the amendment of the Senate to the bill (H.R. 1) "An Act to provide for the implementation of the recommendations of the National Commission on Terrorist Attacks Upon the United States."

¶105.5 FARM, NUTRITION, AND BIOENERGY 2007

The SPEAKER pro tempore, Mr. ALTMIRE, pursuant to House Resolu-

tion 574 and rule XVIII, declared the House resolved into the Committee of the Whole House on the state of the Union for the further consideration of the bill (H.R. 2419) to provide for the continuation of agricultural programs through fiscal year 2012, and for other purposes.

Mr. SCHIFF, Acting Chairman, resumed the chair; and after some time spent therein,

The SPEAKER pro tempore, Mr. ALLEN, assumed the Chair.

When Mr. SCHIFF, Acting Chairman, reported that the Committee, having had under consideration said bill, had come to no resolution thereon.

¶105.6 ORDER OF BUSINESS— CONSIDERATION OF H.R. 2419

On motion of Mr. PETERSON of Minnesota, by unanimous consent,

*Ordered*, That during further consideration of (H.R. 2419) to provide for the continuation of agricultural programs through fiscal year 2012, and for other purposes, pursuant to House Resolution 574: 1) the amendment en bloc offered by the gentleman from Minnesota, Mr. PETERSON be modified in the following form: Strike amendment #9.

And that it be considered as adopted as so modified; and 2) amendments numbered 9 and 11 be permitted to be offered at any time.

¶105.7 FARM, NUTRITION AND BIOENERGY 2007

The SPEAKER pro tempore, Mr. ALLEN, pursuant to House Resolution 574 and rule XVIII, declared the House resolved into the Committee of the Whole House on the state of the Union for the further consideration of the bill (H.R. 2419) to provide for the continuation of agricultural programs through fiscal year 2012, and for other purposes.

Mr. SCHIFF, Acting Chairman, resumed the chair; and after some time spent therein,

The SPEAKER pro tempore, Mr. SERRANO, assumed the Chair.

When Mr. SCHIFF, Acting Chairman, reported that the Committee, having had under consideration said bill, had come to no resolution thereon.

¶105.8 ORDER OF BUSINESS— PROCEEDINGS ON VOTES

On motion of Mr. PETERSON of Minnesota, by unanimous consent,

*Ordered*, That during further consideration of (H.R. 2419) to provide for the continuation of agricultural programs through fiscal year 2012, and for other purposes, pursuant to House Resolution 574, the Chair may reduce to two minutes the minimum time for electronic voting under clause 6 of rule XVIII and clauses 8 and 9 of rule 20.

¶105.9 FARM, NUTRITION AND BIOENERGY 2007

The SPEAKER pro tempore, Mr. SERRANO, pursuant to House Resolution 574 and rule XVIII, declared the House resolved into the Committee of the Whole House on the state of the Union for the further consideration of

the bill (H.R. 2419) to provide for the continuation of agricultural programs through fiscal year 2012, and for other purposes.

Mr. SCHIFF, Acting Chairman, resumed the chair; and after some time spent therein,

¶105.10 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment numbered 7, printed in House Report 110-261, submitted by Ms. JACKSON-LEE of Texas:

At an appropriate place in title IV, insert the following (and make such technical and conforming changes as may be appropriate):

SEC. \_\_\_\_ SENSE OF THE CONGRESS.

It is the sense of the Congress that food items provided pursuant to the Federal school breakfast and school lunch program should be selected so as to reduce the incidence of juvenile obesity and to maximize nutritional value.

It was decided in the { Yeas ..... 422 affirmative ..... } Nays ..... 3

¶105.11 [Roll No. 748]

AYES—422

Abercrombie	Capito	Etheridge
Ackerman	Capps	Everett
Aderholt	Capuano	Faleomavaega
Akin	Cardoza	Fallin
Alexander	Carnahan	Farr
Allen	Carney	Fattah
Altmire	Carson	Feeney
Andrews	Carter	Ferguson
Arcuri	Castle	Filner
Baca	Chabot	Flake
Bachmann	Chandler	Forbes
Bachus	Christensen	Fortenberry
Baird	Clay	Fossella
Baker	Cleaver	Fox
Baldwin	Clyburn	Franks (AZ)
Barrett (SC)	Coble	Frelinghuysen
Barrow	Cohen	Galleghy
Bartlett (MD)	Cole (OK)	Garrett (NJ)
Barton (TX)	Conaway	Gerlach
Bean	Conyers	Giffords
Becerra	Cooper	Gilchrest
Berkley	Costa	Gillibrand
Berman	Costello	Gillmor
Berry	Courtney	Gingrey
Biggert	Cramer	Gonzalez
Bilbray	Crenshaw	Goode
Bilirakis	Crowley	Goodlatte
Bishop (GA)	Cuellar	Gordon
Bishop (NY)	Culberson	Granger
Bishop (UT)	Cummings	Graves
Blackburn	Davis (AL)	Green, Al
Blumenauer	Davis (CA)	Green, Gene
Blunt	Davis (IL)	Grijalva
Boehner	Davis (KY)	Gutierrez
Bonner	Davis, David	Hall (NY)
Bono	Davis, Lincoln	Hall (TX)
Boozman	Davis, Tom	Hare
Bordallo	Deal (GA)	Harman
Boren	DeFazio	Hastings (FL)
Boswell	DeGette	Hastings (WA)
Boucher	Delahunt	Hayes
Boustany	DeLauro	Heller
Boyd (FL)	Dent	Hensarling
Boyd (KS)	Diaz-Balart, L.	Herger
Brady (PA)	Diaz-Balart, M.	Hereth Sandlin
Brady (TX)	Dicks	Higgins
Braley (IA)	Dingell	Hill
Broun (GA)	Doggett	Hinche
Brown (SC)	Donnelly	Hinojosa
Brown, Corrine	Doolittle	Hirono
Brown-Waite,	Doyle	Hobson
Ginny	Drake	Hodes
Buchanan	Dreier	Hoekstra
Burgess	Duncan	Holden
Burton (IN)	Edwards	Holt
Butterfield	Ehlers	Honda
Buyer	Ellison	Hooley
Calvert	Ellsworth	Hoyer
Camp (MI)	Emerson	Hulshof
Campbell (CA)	Engel	Hunter
Cannon	English (PA)	Inglis (SC)
Cantor	Eshoo	Inslie

Israel  
 Jackson (IL)  
 Jackson-Lee (TX)  
 Jefferson  
 Jindal  
 Johnson (GA)  
 Johnson (IL)  
 Johnson, E. B.  
 Johnson, Sam  
 Jones (NC)  
 Jones (OH)  
 Jordan  
 Kagen  
 Kanjorski  
 Kaptur  
 Keller  
 Kennedy  
 Kildee  
 Kilpatrick  
 Kind  
 King (NY)  
 Kingston  
 Kirk  
 Klein (FL)  
 Kline (MN)  
 Knollenberg  
 Kuhl (NY)  
 Lamborn  
 Lampson  
 Langevin  
 Lantos  
 Larsen (WA)  
 Larson (CT)  
 Latham  
 LaTourette  
 Lee  
 Levin  
 Lewis (CA)  
 Lewis (GA)  
 Lewis (KY)  
 Linder  
 Lipinski  
 LoBiondo  
 Loeback  
 Lofgren, Zoe  
 Lowey  
 Lucas  
 Lungren, Daniel E.  
 Lynch  
 Mack  
 Mahoney (FL)  
 Maloney (NY)  
 Manzullo  
 Marchant  
 Markey  
 Matheson  
 Matsui  
 McCarthy (CA)  
 McCarthy (NY)  
 McCaul (TX)  
 McCollum (MN)  
 McCotter  
 McCrery  
 McDermott  
 McGovern  
 McHenry  
 McHugh  
 McIntyre  
 McKeon  
 McMorris  
 Rodgers  
 McNeerney  
 McNulty  
 Meek (FL)  
 Meeks (NY)  
 Melancon  
 Mica  
 Michaud

Miller (FL)  
 Miller (MI)  
 Miller (NC)  
 Miller, Gary  
 Miller, George  
 Mitchell  
 Mollohan  
 Moore (KS)  
 Moore (WI)  
 Moran (KS)  
 Moran (VA)  
 Murphy (CT)  
 Murphy, Patrick  
 Murphy, Tim  
 Murtha  
 Musgrave  
 Myrick  
 Nadler  
 Napolitano  
 Neal (MA)  
 Neugebauer  
 Norton  
 Nunes  
 Oberstar  
 Obey  
 Olver  
 Ortiz  
 Pallone  
 Pascrell  
 Pastor  
 Paul  
 Payne  
 Pearce  
 Pence  
 Perlmutter  
 Peterson (MN)  
 Peterson (PA)  
 Petri  
 Pickering  
 Pitts  
 Thompson (MS)  
 Platts  
 Poe  
 Tiahrt  
 Tiberi  
 Tierney  
 Towns  
 Turner  
 Udall (CO)  
 Udall (NM)  
 Upton  
 Van Hollen  
 Velázquez  
 Visclosky  
 Walberg  
 Walden (OR)  
 Walsh (NY)  
 Walz (MN)  
 Wamp  
 Wasserman  
 Schultz  
 Waters  
 Watson  
 Watt  
 Waxman  
 Weiner  
 Welch (VT)  
 Weller  
 Westmoreland  
 Wexler  
 Whitfield  
 Wicker  
 Wilson (NM)  
 Wilson (OH)  
 Wilson (SC)  
 Wolf  
 Woolsey  
 Wu  
 Wynn  
 Yarmuth  
 Young (AK)  
 Young (FL)

NOES—3

Gohmert King (IA) Weldon (FL)

NOT VOTING—12

Castor Emanuel Issa  
 Clarke Fortuño Kucinich  
 Cubin Frank (MA) LaHood  
 Davis, Jo Ann Hastert Slaughter

So the amendment was agreed to.

105.12 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment numbered 12, printed in House Report 110-261, submitted by Mr. RANGEL:

At the appropriate place in the bill, insert the following new sections:

**SEC. \_\_\_\_ CLARIFICATION OF PAYMENT TERMS UNDER THE TRADE SANCTIONS REFORM AND EXPORT ENHANCEMENT ACT OF 2000.**

Section 908(b)(4) of the Trade Sanctions Reform and Export Enhancement Act of 2000 (22 U.S.C. 7207(b)(4)) is amended—

(1) in subparagraph (B), by striking “and” at the end;

(2) in subparagraph (C), by striking the period at the end and inserting “; and”; and

(3) by adding at the end the following:

“(D) the term ‘payment of cash in advance’ means, notwithstanding any other provision of law, the payment by the purchaser of an agricultural commodity or product and the receipt of such payment by the seller prior to—

“(i) the transfer of title of such commodity or product to the purchaser; and

“(ii) the release of control of such commodity or product to the purchaser.”.

**SEC. \_\_\_\_ AUTHORIZATION OF DIRECT TRANSFERS BETWEEN CUBAN AND UNITED STATES FINANCIAL INSTITUTIONS UNDER THE TRADE SANCTIONS REFORM AND EXPORT ENHANCEMENT ACT OF 2000.**

(a) IN GENERAL.—Notwithstanding any other provision of law, the President may not restrict direct transfers from a Cuban depository institution to a United States depository institution executed in payment for a product authorized for sale under the Trade Sanctions Reform and Export Enhancement Act of 2000 (22 U.S.C. 7201 et seq.).

(b) DEPOSITORY INSTITUTION DEFINED.—In this section, the term “depository institution” means any entity that is engaged primarily in the business of banking (including a bank, savings bank, savings association, credit union, trust company, or bank holding company).

**SEC. \_\_\_\_ ISSUANCE OF VISAS TO CONDUCT ACTIVITIES IN ACCORDANCE WITH THE TRADE SANCTIONS REFORM AND EXPORT ENHANCEMENT ACT OF 2000.**

Notwithstanding any other provision of law, in the case of a Cuban national whose itinerary documents an intent to conduct activities, including phytosanitary inspections, related to purchasing United States agricultural goods under the provisions of the Trade Sanctions Reform and Export Enhancement Act of 2000, a consular officer (as defined in section 101(a)(9) of the Immigration and Nationality Act (8 U.S.C. 1101(a)(9))) may issue a nonimmigrant visa under section 101(a)(15)(B) of such Act (8 U.S.C. 1101(a)(15)(B)) to the national, if the national is not inadmissible to the United States under section 212 of such Act (8 U.S.C. 1182).

It was decided in the { Yeas ..... 182  
 negative ..... } Nays ..... 245

105.13 [Roll No. 749]

AYES—182

Abercrombie Capuano Delahunt  
 Allen Carney DeLauro  
 Baird Carson Dicks  
 Baldwin Castle Dingell  
 Bartlett (MD) Christensen Doggett  
 Becerra Clay Doyle  
 Berman Cleaver Edwards  
 Berry Cohen Ehlers  
 Biggert Conyers Ellison  
 Bishop (GA) Cooper Emerson  
 Bishop (NY) Costa Eshoo  
 Blumenauer Costello Etheridge  
 Boozman Courtney Faleomavaega  
 Boren Cramer Farr  
 Boswell Crowley Fattah  
 Boucher Cummings Filner  
 Boyda (KS) Davis (CA) Flake  
 Brady (PA) Davis (IL) Giffords  
 Brady (TX) Davis, Lincoln Gilchrest  
 Camp (MI) DeFazio Gonzalez  
 Capps DeGette Gordon

Green, Al  
 Grijalva  
 Hall (NY)  
 Harman  
 Herger  
 Herseth Sandlin  
 Hill  
 Hinchey  
 Hinojosa  
 Hirono  
 Holden  
 Holt  
 Honda  
 Hoolley  
 Inslee  
 Israel  
 Jackson (IL)  
 Jackson-Lee (TX)  
 Jefferson  
 Jindal  
 Johnson (GA)  
 Johnson (IL)  
 Johnson, E. B.  
 Kagen  
 Kanjorski  
 Kaptur  
 Kildee  
 Kilpatrick  
 Kind  
 Lampson  
 Langevin  
 Lantos  
 Larsen (WA)  
 Larson (CT)  
 Lee  
 Levin  
 Lewis (GA)  
 Loeback  
 Lowey  
 Lynch

NOES—245

Maloney (NY)  
 Manzullo  
 Markey  
 Matheson  
 Matsui  
 McCarthy (NY)  
 McCollum (MN)  
 McDermott  
 McGovern  
 McNeerney  
 McNulty  
 Meeks (NY)  
 Michaud  
 Miller, George  
 Mitchell  
 Mollohan  
 Moore (KS)  
 Moore (WI)  
 Moran (KS)  
 Moran (VA)  
 Murphy (CT)  
 Murtha  
 Nadler  
 Napolitano  
 Neal (MA)  
 Norton  
 Oberstar  
 Obey  
 Olver  
 Ortiz  
 Pastor  
 Paul  
 Payne  
 Peterson (MN)  
 Poe  
 Pomeroy  
 Price (NC)  
 Rahall  
 Rangel  
 Ross  
 Roybal-Allard

Davis (KY)  
 Davis, David  
 Davis, Tom  
 Deal (GA)  
 Dent  
 Diaz-Balart, L.  
 Diaz-Balart, M.  
 Donnelly  
 Doolittle  
 Drake  
 Dreier  
 Duncan  
 Ellsworth  
 Engel  
 English (PA)  
 Everett  
 Fallon  
 Feeney  
 Ferguson  
 Forbes  
 Fortenberry  
 Fossella  
 Foxx  
 Franks (AZ)  
 Frelinghuysen  
 Gallegly  
 Garrett (NJ)  
 Gerlach  
 Gillibrand  
 Gillmor  
 Gingrey  
 Gohmert  
 Goode  
 Goodlatte  
 Granger  
 Graves  
 Green, Gene  
 Gutierrez  
 Hall (TX)  
 Hare  
 Hastings (FL)  
 Hastings (WA)  
 Hayes  
 Heller  
 Hensarling  
 Higgins  
 Hobson  
 Hodes  
 Hoekstra  
 Hoyer  
 Hulshof  
 Hunter  
 Inglis (SC)  
 Johnson, Sam  
 Jones (NC)  
 Jones (OH)  
 Jordan

Ruppersberger  
 Rush  
 Sánchez, Linda T.  
 Sanchez, Loretta  
 Sarbanes  
 Schakowsky  
 Schwartz  
 Scott (GA)  
 Scott (VA)  
 Serrano  
 Sestak  
 Shays  
 Shea-Porter  
 Shearman  
 Shimkus  
 Shuler  
 Shuster  
 Simpson  
 Sires  
 Skelton  
 Smith (NE)  
 Smith (NJ)  
 Smith (TX)  
 Smith (WA)  
 Snyder  
 Solis  
 Souder  
 Space  
 Spratt  
 Stark  
 Stearns  
 Stupak  
 Sullivan  
 Sutton  
 Tancredo  
 Tanner  
 Tauscher  
 Taylor  
 Terry  
 Thompson (CA)  
 Thompson (MS)  
 Thornberry  
 Poe  
 Tiahrt  
 Tiberi  
 Tierney  
 Towns  
 Turner  
 Udall (CO)  
 Udall (NM)  
 Upton  
 Van Hollen  
 Velázquez  
 Visclosky  
 Walberg  
 Walden (OR)  
 Walsh (NY)  
 Walz (MN)  
 Wamp  
 Wasserman  
 Schultz  
 Waters  
 Watson  
 Watt  
 Waxman  
 Weiner  
 Welch (VT)  
 Weller  
 Westmoreland  
 Wexler  
 Whitfield  
 Wicker  
 Wilson (NM)  
 Wilson (OH)  
 Wilson (SC)  
 Wolf  
 Woolsey  
 Wu  
 Wynn  
 Yarmuth  
 Young (AK)  
 Young (FL)

Pitts Sali Thompson (MS)
Platts Saxton Thornberry
Porter Schiff Tiahart
Price (GA) Schmidt Tiberi
Pryce (OH) Sensenbrenner Turner
Putnam Sessions Upton
Radanovich Shadegg Walberg
Ramstad Sherman Walden (OR)
Regula Shimkus Walsh (NY)
Rehberg Shuler Wamp
Reichert Shuster Wasserman
Renzi Simpson Schultz
Reyes Sires Weldon (FL)
Reynolds Skelton Weller
Rodriguez Slaughter Westmoreland
Rogers (AL) Smith (NE) Wexler
Rogers (KY) Smith (NJ) Whitfield
Rogers (MI) Smith (TX) Wicker
Rohrabacher Souder Wilson (NM)
Ros-Lehtinen Space Wilson (OH)
Roskam Spratt Wilson (SC)
Rothman Stearns Wolf
Royce Sullivan Wu
Ryan (OH) Sutton Yarmuth
Ryan (WI) Tancredo Young (AK)
Salazar Terry Young (FL)

NOT VOTING—10

Clarke Fortuño Kucinich
Cubin Frank (MA) LaHood
Davis, Jo Ann Hastert
Emanuel Issa

So the amendment was not agreed to.

¶105.14 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment numbered 13, printed in House Report 110-261, submitted by Mr. BOEHNER:

In section 1204, add at the end the following new subsection:

(i) RATE ADJUSTMENTS; DATE FOR DETERMINING REPAYMENT RATE.—

(1) NO MORE THAN MONTHLY RATE ADJUSTMENTS.—Repayment rates established under this section shall be adjusted by the Secretary no more than once every month for all loan commodities.

(2) DATE FOR DETERMINING REPAYMENT RATE.—With respect to the monthly repayment rates established under this section, the rate shall be—

(A) in the case of a producer who, as determined by the Secretary, loses beneficial interest immediately upon repayment of the loan, the monthly repayment rate that is in effect on the date beneficial interest is lost; and

(B) in the case of other producers who did not lose beneficial interest upon repayment of the loan, the repayment rate in effect on the earlier of—

(i) the month in which the loan matures; or

(ii) the last month of the marketing year established by the Secretary for the commodity.

In section 1205(e), add at the end the following new sentence: "However, the producers must have beneficial interest in the commodity for which a payment is requested under this section as of the date on which the producers request the payment."

It was decided in the { Yeas ..... 153
negative ..... Nays ..... 271

¶105.15 [Roll No. 750]

AYES—153

Allen Bishop (UT) Buyer
Bachmann Blumenauer Calvert
Bachus Blunt Campbell (CA)
Baird Boehner Cannon
Baldwin Bono Cantor
Barrett (SC) Brady (TX) Capito
Bean Brown (SC) Capps
Berman Brown-Waite, Castle
Biggart Ginny Chabot
Bilbray Buchanan Crenshaw
Bilirakis Burton (IN) Culberson

Davis (CA) Jordan
Davis, David Keller
Davis, Tom Kind
Deal (GA) King (NY)
Diaz-Balart, L. Kirk
Diaz-Balart, M. Kline (MN)
Doggett Knollenberg
Donnelly Lamborn
Doolittle Lewis (CA)
Drake Linder
Dreier Lipinski
Duncan LoBiondo
Ehlers Lungren, Daniel
English (PA) E.
Everett Mack
Feeney Manullo
Ferguson Marchant
Flake Matheson
Fossella McCaul (TX)
Foxy McKeon
Franks (AZ) McMorris
Frelinghuysen Rodgers
Gallegly McNeerney
Garrett (NJ) Mica
Gillmor Miller (FL)
Goode Miller, Gary
Mitchell
Goodlatte Moore (WI)
Gordon Murphy (CT)
Granger Hall (TX)
Murphy, Patrick
Harman Myrick
Heller Paul
Hensarling Pence
Hobson Petri
Hoekstra Pitts
Holt Poe
Honda Porter
Hunter Price (GA)
Inglis (SC) Pryce (OH)
Israel Putnam
Johnson, Sam Radanovich

NOES—271

Abercrombie Cuellar
Ackerman Cummings
Aderholt Davis (AL)
Akin Davis (IL)
Alexander Davis (KY)
Altmire Davis, Lincoln
Andrews DeFazio
Arcuri DeGette
Baca Delahunt
Baker DeLauro
Barrow Dent
Bartlett (MD) Dicks
Barton (TX) Dingell
Becerra Doyle
Berkley Edwards
Berry Ellison
Bishop (GA) Ellsworth
Bishop (NY) Emerson
Blackburn Engel
Bonner Eshoo
Boozman Etheridge
Bordallo Faleomavaega
Boren Fallin
Boswell Farr
Boucher Fattah
Boustany Filner
Boyd (FL) Forbes
Boyd (KS) Fortenberry
Brady (PA) Gerlach
Braley (IA) Giffords
Brown, Corrine Gilchrest
Burgess Gillibrand
Butterfield Gingrey
Camp (MI) Gohmert
Capuano Gonzalez
Cardoza Graves
Carnahan Green, Al
Carney Green, Gene
Carson Grijalva
Carter Gutierrez
Castor Hall (NY)
Chandler Hare
Christensen Hastings (FL)
Clay Hastings (WA)
Cleaver Hayes
Clyburn Heger
Coble Herseth Sandlin
Cohen Higgins
Cole (OK) Hill
Conaway Hinchey
Conyers Hinojosa
Cooper Hirono
Costa Hodes
Costello Holden
Courtney Melancon
Cramer Hoyer
Crowley Hulshof

Ramstad Miller (NC)
Regula Miller, George
Reichert Mollohan
Rogers (KY) Moore (KS)
Rohrabacher Moran (KS)
Ros-Lehtinen Moran (VA)
Roskam Murphy, Tim
Royce Murtha
Ryan (WI) Musgrave
Saxton Nadler
Schmidt Napolitano
Schwartz Neal (MA)
Sensenbrenner Neugebauer
Sessions Norton
Sestak Nunes
Shadegg Oberstar
Shays Obey
Sherman Oliver
Shuler Ortiz
Smith (NJ) Pallone
Smith (TX) Pascrell
Smith (WA) Padster
Space Payne
Stark Pearce
Stearns Perlmutter
Sullivan Peterson (MN)
Tancredo Peterson (PA)
Tiberi Pickering
Tierney Platts
Turner Pomeroy
Upton Price (NC)
Walberg Rahall
Wamp Rangel
Waxman Rehberg
Weldon (FL) Renzi
Westmoreland Wilson (SC)
Wolf
Wu
Young (AK)
Young (FL)

Reyes Tanner
Reynolds Tauscher
Rodriguez Taylor
Rogers (AL) Terry
Rogers (MI) Thompson (CA)
Ross Thompson (MS)
Rothman Thornberry
Roybal-Allard Tiahart
Ruppersberger Towns
Rush Udall (CO)
Ryan (OH) Udall (NM)
Salazar Van Hollen
Sanchez, Linda Velázquez
T. Visclosky
Sanchez, Loretta Sarbanes
Schakowsky Walden (OR)
Schiff Walsh (NY)
Scott (GA) Walsh (MN)
Scott (VA) Wasserman
Serrano Schultz
Shea-Porter Waters
Shimkus Watson
Shuster Watt
Simpson Weiner
Sires Welch (VT)
Skelton Weller
Slaughter Whitfield
Smith (NE) Wicker
Snyder Wilson (NM)
Solis Wilson (OH)
Souder Woolsey
Spratt Wynn
Stupak Yarmuth
Sutton

NOT VOTING—13

Broun (GA) Fortuño LaHood
Clarke Frank (MA) Mahoney (NY)
Cubin Hastert Sali
Davis, Jo Ann Issa
Emanuel Kucinich

So the amendment was not agreed to.

¶105.16 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment numbered 19, printed in House Report 110-261, submitted by Mr. DAVIS of Illinois:

Strike the three sections in subtitle C of title I, and insert the following new sections:

SEC. 1301. SUGAR PROGRAM.

(a) FORFEITURE PENALTY.—Section 156(g) of the Federal Agriculture Improvement and Reform Act of 1996 (7 U.S.C. 7272(g)) is amended by adding at the end the following new paragraph:

“(3) FORFEITURE PENALTY.—The Secretary shall assess a penalty on the forfeiture of sugar pledged as collateral for a nonrecourse loan under this section. The penalty shall be 1 cent per pound for raw cane sugar and an equivalent amount, as determined by the Secretary, for refined beet sugar.”.

(b) EFFECTIVE PERIOD.—Section 156(j) of the Federal Agriculture Improvement and Reform Act of 1996 (7 U.S.C. 7272(j)) is amended by striking “2007” and inserting “2012”.

SEC. 1302. FLEXIBLE MARKETING ALLOTMENTS FOR SUGAR.

Section 359b(a)(1) of the Agricultural Adjustment Act of 1938 (7 U.S.C. 1359bb(a)(1)) is amended in the matter preceding subparagraph (A) by striking “2007” and inserting “2012”.

Strike section 9013.

It was decided in the { Yeas ..... 144
negative ..... Nays ..... 282

¶105.17 [Roll No. 751]

AYES—144

Allen Berkley Bono
Andrews Berman Boozman
Baca Biggert Brady (PA)
Bachus Bilbray Broun (GA)
Baird Blackburn Brown (SC)
Baldwin Blumenauer Burton (IN)
Barrett (SC) Blunt Campbell (CA)
Bean Boehner Cannon

Table of names and states, including Cantor (OH), Holt (SC), Pryce (OH), McMorris (OH), Putnam (CA), Space (CA), Ferguson (NY), Maloney (NY), Ryan (WI), etc.

NOES—282

Main table of names and states, including Abercrombie (AZ), Cummings (AL), Holden (AL), Clarke (MA), Fortuño (PR), Kucinich (OH), etc.

So the amendment was not agreed to.

105.18 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment numbered 21, printed in House Report 110-261, submitted by Mr. UDALL of Colorado:

In section 1102(b)(6), strike "\$0.0667" and insert "\$0.06".

In section 2104 strike subsection (b) and insert the following new subsection:

(b) ENROLLMENT OF ACREAGE.—Subsection (b)(1) of section 1238N of the Food Security Act of 1985 (16 U.S.C. 3838n(1)) is amended by striking "2,000,000 acres" and inserting "2,224,000 acres".

In section 2401, insert after subsection (c) the following new subsection (and redesignate subsequent subsections accordingly):

(d) GRASSLAND RESERVE PROGRAM.—Section 1241(a) of the Food Security Act of 1985 (16 U.S.C. 3841(a)) is amended by striking paragraph (5) and inserting the following new paragraph:

"(5) For each of fiscal years 2008 through 2012, the grassland reserve program under subchapter C of chapter 2."

It was decided in the { Yeas ..... 175 negative ..... } Nays ..... 251

105.19 [Roll No. 752]

AYES—175

Table of names and states for AYES, including Ackerman (AZ), Boyda (KS), Davis (IL), etc.

NOES—251

Table of names and states for NOES, including Abercrombie (AZ), Castor (FL), Goode (VA), etc.



Table with 3 columns: Name, Name, Name. Includes Marchant, Marshall, McCarthy (CA), McCaul (TX), McCotter, McCrery, McHenry, McIntyre, McKeon, McMorris, Rodgers, Meek (FL), Melancon, Mica, Miller (FL), Miller (NC), Miller, Gary, Mollohan, Moran (KS), Murphy, Tim, Murtha, Myrick, Neugebauer, Norton, Nunes, Oberstar, Ortiz, Pastor, Paul, Pearce, Pence, Peterson (MN), Peterson (PA), Pickering, Poe, Price (GA), Price (NC), Pryce (OH), Radanovich, Rahall, Regula, Rehberg, Renzi, Reyes, Rodriguez, Rogers (AL), Rogers (KY), Rogers (MI), Ros-Lehtinen, Roskam, Ross, Rothman, Roybal-Allard, Ruppertsberger, Salazar, Sali, Sarbanes, Schmidt, Scott (GA), Scott (VA), Sessions, Shadegg, Shimkus, Shuler, Shuster, Simpson, Sires, Skelton, Slaughter, Smith (NE), Smith (TX), Snyder, Solis, Space, Spratt, Sullivan, Tanner, Taylor, Thompson (MS), Thornberry, Tiahrt, Turner, Velazquez, Visclosky, Walberg, Walden (OR), Walz (MN), Wamp, Wasserman, Schultz, Watson, Watt, Westmoreland, Whitfield, Wicker, Wilson (NM), Wilson (SC), Wolf, Young (AK).

NOT VOTING—11

Table with 3 columns: Name, Name, Name. Includes Clarke, Cubin, Davis, Jo Ann, Edwards, Emanuel, Fortuño, Frank (MA), Hastert, Issa, Kucinich, LaHood.

So the amendment was not agreed to.

¶105.20 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment numbered 25, printed in House Report 110-261, submitted by Mr. PUTNAM:

At the appropriate place in the conservation title, add the following new section:

SEC. 2. ADJUSTED GROSS INCOME LIMITATION REGARDING PAYMENTS UNDER CONSERVATION PROGRAMS.

Section 1001D(b)(1) of the Food Security Act of 1985 (7 U.S.C. 1308-3a(b)(1)), as amended by section 1504 [and the manager's amendment, pages 34 and 35], is further amended by adding at the end the following new subparagraph:

“(C) SPECIAL RULE FOR CONSERVATION PROGRAMS.—Notwithstanding subparagraphs (A) and (B), in the case of covered benefits described in paragraph (2)(C), an individual or entity shall not be eligible to receive any benefit described in such paragraph (2) during a crop year if the average adjusted gross income of the individual or entity exceeds \$1,000,000, unless not less than 75 percent of the average adjusted gross income of the individual or entity is derived from farming, ranching, or forestry operations, as determined by the Secretary.”.

It was decided in the { Yeas ..... 175 negative ..... } Nays ..... 252

¶105.21 [Roll No. 753] AYES—175

Table with 3 columns: Name, Name, Name. Includes Abercrombie, Akin, Alexander, Bachmann, Baker, Barrett (SC), Barton (TX), Bean, Berman, Biggart, Bilirakis, Blackburn, Blumenauer, Blunt, Boehner, Bono, Boyd (FL), Brady (TX), Broun (GA), Brown (SC), Brown-Waite, Ginny, Buchanan, Burgess, Calvert, Camp (MI), Cannon, Cantor, Caputo, Capps, Cardoza, Carter, Castle, Castor, Chabot, Costa, Crenshaw, Crowley, Curberson, Cummings, Davis, David, Davis, Lincoln, Dent, Diaz-Balart, L., Diaz-Balart, M., Doggett, Doolittle, Duncan.

Table with 3 columns: Name, Name, Name. Includes Ehlers, Ellison, Engel, English (PA), Eshoo, McCarthy (CA), McCrery, McHenry, McHugh, McKeon, McMorris, Rodgers, McNeerney, Mica, Miller (FL), Miller (MI), Miller, Gary, Musgrave, Myrick, Nunes, Paul, Peterson (PA), Petri, Pickering, Pitts, Platts, Price (GA), Pryce (OH), Putnam, Radanovich, Ramstad, Regula, Reichert, Renzi, Reynolds, Rogers (KY), Ros-Lehtinen, Roskam, Roybal-Allard, Royce, Ryan (OH), Ryan (WI), Salazar, Sali, Mahoney (FL), Manzullo, Marchant, Matheson, Schmidt, Sensenbrenner, Sessions, Sestak, Shays, Shea-Porter, Shuster, Simpson, Sires, Smith (NE), Smith (NJ), Smith (TX), Souder, Spratt, Stearns, Sullivan, Tancred, Taylor, Thompson (CA), Thornberry, Udall (CO), Udall (NM), Upton, Walberg, Walden (OR), Wamp, Wasserman, Schultz, Waters, Welch (VT), Weldon (FL), Weller, Wexler, Wilson (NM), Wilson (OH), Wilson (SC), Woolsey, Wynn, Young (AK), Young (FL), Sánchez, Linda, T., Saxton, Schakowsky, Schmidt, Sensenbrenner, Sessions, Sestak, Shays, Shea-Porter, Shuster, Simpson, Sires, Smith (NE), Smith (NJ), Smith (TX), Souder, Spratt, Stearns, Sullivan, Tancred, Taylor, Thompson (CA), Thornberry, Udall (CO), Udall (NM), Upton, Walberg, Walden (OR), Wamp, Wasserman, Regula, Reichert, Waters, Welch (VT), Weldon (FL), Weller, Wexler, Wilson (NM), Wilson (OH), Wilson (SC), Woolsey, Wynn, Young (AK), Young (FL).

NOES—252

Table with 3 columns: Name, Name, Name. Includes Ackerman, Aderholt, Allen, Altmire, Andrews, Arcuri, Baca, Bachus, Baird, Baldwin, Barrow, Bartlett (MD), Becerra, Berkeley, Berry, Bilbray, Bishop (GA), Bishop (NY), Bishop (UT), Bonner, Boozman, Bordallo, Boren, Boswell, Boucher, Boustany, Boyda (KS), Brady (PA), Braley (IA), Brown, Corrine, Burton (IN), Butterfield, Buyer, Campbell (CA), Capuano, Carnahan, Carney, Carson, Chandler, Christensen, Clay, Cleaver, Clyburn, Coble, Cohen, Cole (OK), Conaway, Conyers, Cooper, Costello, Courtney, Cramer, Cuellar, Davis (AL), Davis (CA), Davis (IL), Davis (KY), Davis, Tom, Deal (GA), DeFazio, DeGette, Delahunt, DeLauro, Dicks, Dingell, Donnelly, Doyle, Drake, Dreier, Edwards, Ellsworth, Emerson, Etheridge, Everett, Faleomavaega, Fallin, Fattah, Flake, Forbes, Fortenberry, Fossella, Giffords, Gilchrest, Gillibrand, Gonzalez, Goode, Goodlatte, Gordon, Graves, Green, Al, Grijalva, Gutierrez, Hall (NY), Hare, Hastings (FL), Hayes, Hensarling, Herseth Sandlin, Higgins, Hinojosa, Hodes, Holden, Holt, Honda, Hooley, Hoyer, Hulshof, Inglis (SC), Inslee, Israel, Jackson (IL), Jackson-Lee (TX), Jefferson, Jindal, Johnson (GA), Johnson (IL), Johnson, E. B., Jones (NC), Jones (OH), Jordan, Kagen, Kanjorski, Kaptur, Kennedy, Kildee, Kilpatrick, King (IA), King (NY), Kingston, Kirk, Kline (MN), Kuhl (NY), Lampson, Lantos, Larsen (WA), Larson (CT), Latham, Lee, Levin, Lewis (KY), Lipinski, Loebsack, Lofgren, Zoe, Lowey, Lucas, Lungren, Daniel, E., Lynch, Maloney (NY), Markey, Marshall, Matsui, McCarthy (NY), McCaul (TX), McCollum (MN), McCotter, McDermott, McHenry, McIntyre, McNulty, Meek (FL), Clarke, Cubin, Davis, Jo Ann, Emanuel, Fortuño, Frank (MA), Hastert, Issa, Kucinich, LaHood.

Table with 3 columns: Name, Name, Name. Includes Meeks (NY), Melancon, Michaud, Miller (NC), Miller, George, Mitchell, Mollohan, Moore (KS), Moore (WI), Moran (KS), Moran (VA), Murphy (CT), Murphy, Patrick, Murphy, Tim, Murtha, Nadler, Napolitano, Neal (MA), Neugebauer, Norton, Oberstar, Obey, Oliver, Ortiz, Pallone, Pascrell, Pastor, Payne, Pearce, Pence, Perlmutter, Peterson (MN), Poe, Pomeroy, Porter, Price (NC), Rahall, Rangel, Rehberg, Reyes, Rodriguez, Rogers (AL), Rogers (MI), Rohrabacher, Ross, Rothman, Ruppertsberger, Rush, Sanchez, Loretta, Sarbanes, Schiff, Schwartz, Scott (GA), Scott (VA), Serrano, Shadegg, Sherman, Shimkus, Shuler, Skelton, Slaughter, Smith (WA), Snyder, Solis, Space, Stark, Stupak, Sutton, Tanner, Tauscher, Terry, Thompson (MS), Tiahrt, Tiberi, Tierney, Towns, Turner, Van Hollen, Velazquez, Visclosky, Walsh (NY), Walz (MN), Watson, Watt, Waxman, Weiner, Westmoreland, Whitfield, Wicker, Wolf, Wu, Yarmuth.

NOT VOTING—10

Table with 3 columns: Name, Name, Name. Includes Clarke, Cubin, Davis, Jo Ann, Emanuel, Fortuño, Frank (MA), Hastert, Issa, Kucinich, LaHood.

So the amendment was not agreed to.

¶105.22 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment numbered 27, printed in House Report 110-261, submitted by Mr. COOPER:

At the end of the bill, insert the following new title:

TITLE XII—CROP INSURANCE SEC. 1201. CONTROLLING CROP INSURANCE PROGRAM COSTS.

(a) ADMINISTRATIVE FEE FOR CATASTROPHIC RISK PROTECTION.—Section 508(b)(5) of the Federal Crop Insurance Act (7 U.S.C. 1508(b)(5)) is amended by striking subparagraph (A) and inserting the following:

“(A) BASIC FEE.—(i) IN GENERAL.—Except as provided in clause (ii), each producer shall pay an administrative fee for catastrophic risk protection in an amount which is, as determined by the Corporation, equal to 25 percent of the premium amount for catastrophic risk protection established under subsection (d)(2)(A) per crop per county. (ii) MAXIMUM AMOUNT.—The total amount of administrative fees for catastrophic risk protection payable by a producer under clause (i) shall not exceed \$5,000 for all crops in all counties.”.

(b) PAYMENT OF PORTION OF PREMIUM BY CORPORATION.—Section 508(e)(2) of the Federal Crop Insurance Act (7 U.S.C. 1508(e)(2)) is amended—

- (1) in subparagraph (B)(i), by striking “67 percent” and inserting “62 percent”;
(2) in subparagraph (C)(i), by striking “64 percent” and inserting “59 percent”;
(3) in subparagraph (D)(i), by striking “59 percent” and inserting “54 percent”;
(4) in subparagraph (E)(i), by striking “55 percent” and inserting “53 percent”;
(5) in subparagraph (F)(i), by striking “48 percent” and inserting “46 percent”; and
(6) in subparagraph (G)(i), by striking “38 percent” and inserting “36 percent”.

(c) REDUCTION IN PORTION OF THE PREMIUM PAID BY THE CORPORATION.—Section 508(e) of the Federal Crop Insurance Act (7 U.S.C. 1508(k)(3)) is amended by adding at the end the following:

“(6) PREMIUM PAYMENT INCENTIVE.—The Corporation may increase payment of a part

of the premium from the amounts provided under subsection (e)(2) by not more than 5 percent for a policy or plan of insurance that is not based on individual yield to provide an additional incentive to create broader use of such policies."

(d) SHARE OF RISK.—Section 508(k)(3) of the Federal Crop Insurance Act (7 U.S.C. 1508(k)(3)) is amended by striking paragraph (3) and inserting the following:

"(3) SHARE OF RISK.—The reinsurance agreements of the Corporation with the reinsured companies shall require the reinsured companies to cede to the Corporation 22 percent of its cumulative underwriting gain or loss."

SEC. 1202. CROP INSURANCE PROGRAM COMPLIANCE.

(a) USE OF UNUSED FUNDING TO IMPROVE PROGRAM INTEGRITY.—Section 522(e)(3) of the Federal Crop Insurance Act (7 U.S.C. 1522(e)(3)) is amended by striking "the Corporation may use" through the end of the paragraph and inserting the following: "the Corporation may use—

"(A) not more than \$10,000,000 for each fiscal year to improve program integrity, such as

"(i) increasing the number of compliance personnel;

"(ii) increasing compliance related training;

"(iii) improving analysis tools and technology related to compliance;

"(iv) identifying, utilizing, and expanding innovative compliance strategies and technology; and

"(v) developing and maintaining the information management system developed pursuant to section 10706(b) of the Farm Security and Rural Investment Act of 2002 (7 U.S.C. 8002(b)); and

"(B) any excess amounts to carry out other activities authorized under this section."

(b) CONFORMING AMENDMENT REGARDING VIOLATION OF HIGHLY ERODIBLE LAND CONSERVATION REQUIREMENTS.—Section 1211(a)(1) of the Food Security Act of 1985 (16 U.S.C. 3811(a)(1)) is amended—

(1) by striking "or" at the end of subparagraph (C);

(2) by inserting "or" at the end of subparagraph (D); and

(3) by adding at the end the following new subparagraph:

SEC. 1203. REAUTHORIZATION OF, AND INCREASED ENROLLMENT AUTHORITY FOR GRASSLAND RESERVE PROGRAM.

(a) EXTENSION AND FUNDING.—Section 1241(a) of the Food Security Act of 1985 (16 U.S.C. 3841(a)) is amended by striking paragraph (5) and inserting the following new paragraph:

"(5) For each of fiscal years 2002 through 2013, the grassland reserve program under sub chapter C of chapter 2."

(b) ENROLLMENT GOALS.—Section 1238N(b)(1) of the Food Security Act of 1985 (16 U.S.C. 3838N(b)(1)) is amended by striking "2,000,000 acres" and inserting "5,000,000 acres".

It was decided in the negative ..... Yeas ..... 175 Nays ..... 250 Answered present 1

105.23

[Roll No. 754]

AYES—175

Table listing names of representatives: Ackerman, Allen, Altmire, Andrews, Baird, Baldwin, Bartlett (MD), Bean, Berman, Biggert, Bilbray, Bishop (NY), Blumenauer, Boucher, Buchanan, Campbell (CA), Cannon, Capps, Capuano, Carnahan, Castle, Castor, Chabot, Chandler, Christensen, Cohen, Cooper, Burgess, Burton (IN), Butterfield, Buyer, Calvert, Camp (MI), Cantor, Capito, Cardoza, Carney, Carson, Carter, Clay, Cleaver, Clyburn, Coble, Cole (OK), Conaway, Conyers, Barrow, Barton (TX), Becerra, Berkeley, Berry, Bilirakis, Bishop (GA), Bishop (UT), Blackburn, Blunt, Boehner, Bonner, Bono, Boozman, Bordallo, Boren, Boswell, Bustany, Boyd (FL), Boyda (KS), Brady (PA), Brady (TX), Braley (IA), Broun (GA), Brown (SC), Brown, Corrine, Brown-White, Ginny, Burton (IN), Butterfield, Buyer, Calvert, Camp (MI), Cantor, Capito, Cardoza, Carney, Carson, Carter, Clay, Cleaver, Clyburn, Coble, Cole (OK), Conaway, Conyers, Cramer, Crenshaw, Cuellar, Culberson, Davis (AL), Davis (KY), Deal (GA), Delahunt, DeLauro, Diaz-Balart, L., Diaz-Balart, M., Doolittle, Doyle, Drake, Edwards, Ellsworth, Emerson, Engel, Etheridge, Everett, Fallin, Farr, Fattah, Feeney, Filner, Forbes, Fortenberry, Foy, Gilchrest, Gohmert, Gonzalez, Goode, Goodlatte, Granger, Graves, Green, Gene, Gutierrez, Hall (TX), Hare, Hastings (FL), Hastings (WA), Hayes, Heller, Herger, Herseth Sandlin, Hinojosa, Costa, Hobson, Holden, Hooley, Hoyer, Hulshof, Inglis (SC), Jackson (IL), Jindal, Johnson (IL), Johnson, E. B., Johnson, Sam, Jones (NC), Jones (OH), Jordan, Kagen, Kanjorski, Keller, Kennedy, Kildee, Kilpatrick, King (IA), Kingston, Klein (FL), Kline (MN), Lamborn, Lampson, Larsen (WA), Latham, LaTourette, Lee, Levin, Lewis (CA), Lewis (KY), Linder, Loebsock, Lucas, Mack, Mahoney (FL), Manzullo, Marshall, McCarthy (CA), McCaul (TX), McCotter, McCrery, McHenry, McHugh, McIntyre, McMorris, Rodgers, McNeerney, Meek (FL), Meeks (NY), Melancon, Mica, Miller (FL), Miller (NC), Miller, Gary, Mollohan, Moore (KS), Moran (KS), Murphy, Patrick, Murphy, Tim, Murtha, Musgrave, Napolitano, Neugebauer, Norton, Nunes, Oberstar, Obey, Ortiz, Pastor, Paul, Pearce, Perlmutter, Peterson (MN), Peterson (PA), Pickering, Platts, Poe, Pomeroy, Porter, Price (GA), Putnam, Radanovich, Rangel, Regula, Rehberg, Renzi, Reyes, Reynolds, Rodriguez, Rogers (AL), Rogers (KY), Rohrabacher, Ros-Lehtinen, Roskam, Ross, Roybal-Allard, Royce, Ruppersberger, Rush, Ryan (OH), Salazar, Sali, Sarbanes, Schmidt, Scott (GA), Scott (VA), Serrano, Sessions, Shea-Porter, Shimkus, Shuler, Shuster, Simpson, Smith (NE), Smith (TX), Snyder, Souder, Space, Spratt, Stearns, Stupak, Sutton, Tanner, Thompson (CA), Thompson (MS), Thornberry, Tiahrt, Turner, Velázquez, Walberg, Walden (OR), Walsh (NY), Walz (MN), Wasserman, Schultz, Weldon (FL), Weller, Westmoreland, Wexler, Whitfield, Wicker, Wilson (NM), Wilson (OH), Wilson (SC), Young (AK)

Table listing names of representatives: Costello, Courtney, Crowley, Cummings, Davis (CA), Davis (IL), Davis, David, Davis, Lincoln, Davis, Tom, DeFazio, DeGette, Dent, Dicks, Dingell, Doggett, Donnelly, Dreier, Duncan, Ehlers, Ellison, English (PA), Eshoo, Faleomavaega, Ferguson, Flake, Fossella, Franks (AZ), Frelinghuysen, Gallegly, Garrett (NJ), Gerlach, Giffords, Gillibrand, Gillmor, Gordon, Green, Al, Grijalva, Hall (NY), Harman, Hensarling, Higgins, Hill, Hinchey, Hodes, Hoekstra, Holt, Honda, Inslee, Israel, Jackson-Lee (TX), Jefferson, Johnson (GA), Kaptur, Kind, King (NY), Kirk, Knollenberg, Kuhl (NY), Langevin, Lantos, Larson (CT), Lewis (GA), Lipinski, LoBiondo, Lofgren, Zoe, Lowey, Lungren, Daniel E., Lynch, Maloney (NY), Marchant, Markay, Matheson, Matsui, McCarthy (NY), McCollum (MN), McDermott, McGovern, McKeon, McNulty, Michaud, Miller (MI), Miller, George, Mitchell, Moore (WI), Moran (VA), Murphy (CT), Myrick, Nadler, Neal (MA), Olver, Pallone, Pascrell, Payne, Pence, Petri, Pitts, Price (NC), Pryce (OH), Rahall, Ramstad, Reichert, Rogers (MI), Rothman, Ryan (WI), Sanchez, Linda T., Sanchez, Loretta, Saxton, Schakowsky, Schiff, Schwartz, Sensenbrenner, Sestak, Shadegg, Shaays, Sherman, Sires, Skelton, Slaughter, Smith (NJ), Smith (WA), Solis, Stark, Sullivan, Tancredo, Tauscher, Taylor, Terry, Tiberi, Tierney, Towns, Udall (CO), Udall (NM), Upton, Van Hollen, Visclosky, Wamp, Waters, Watson, Watt, Waxman, Weiner, Welch (VT), Wolf, Woolsey, Wu, Wynn, Yarmuth, Young (FL)

NOES—250

Table listing names of representatives: Abercrombie, Aderholt, Akin, Alexander, Arcuri, Baca, Bachmann, Bachus, Baker, Barrett (SC), Barrow, Barton (TX), Becerra, Berkeley, Berry, Bilirakis, Bishop (GA), Bishop (UT), Blackburn, Blunt, Boehner, Bonner, Bono, Boozman, Bordallo, Boren, Boswell, Bustany, Boyd (FL), Boyda (KS), Brady (PA), Brady (TX), Braley (IA), Broun (GA), Brown (SC), Brown, Corrine, Brown-White, Ginny, Burgess, Burton (IN), Butterfield, Buyer, Calvert, Camp (MI), Cantor, Capito, Cardoza, Carney, Carson, Carter, Clay, Cleaver, Clyburn, Coble, Cole (OK), Conaway, Conyers, Cramer, Crenshaw, Cuellar, Culberson, Davis (AL), Davis (KY), Deal (GA), Delahunt, DeLauro, Diaz-Balart, L., Diaz-Balart, M., Doolittle, Doyle, Drake, Edwards, Ellsworth, Emerson, Engel, Etheridge, Everett, Fallin, Farr, Fattah, Feeney, Filner, Forbes, Fortenberry, Foy, Gilchrest, Gohmert, Gonzalez, Goode, Goodlatte, Granger, Graves, Green, Gene, Gutierrez, Hall (TX), Hare, Hastings (FL), Hastings (WA), Hayes, Heller, Herger, Herseth Sandlin, Hinojosa, Costa, Hobson, Holden, Hooley, Hoyer, Hulshof, Inglis (SC), Jackson (IL), Jindal, Johnson (IL), Johnson, E. B., Johnson, Sam, Jones (NC), Jones (OH), Jordan, Kagen, Kanjorski, Keller, Kennedy, Kildee, Kilpatrick, King (IA), Kingston, Klein (FL), Kline (MN), Lamborn, Lampson, Larsen (WA), Latham, LaTourette, Lee, Levin, Lewis (CA), Lewis (KY), Linder, Loebsock, Lucas, Mack, Mahoney (FL), Manzullo, Marshall, McCarthy (CA), McCaul (TX), McCotter, McCrery, McHenry, McHugh, McIntyre, McMorris, Rodgers, McNeerney, Meek (FL), Meeks (NY), Melancon, Mica, Miller (FL), Miller (NC), Miller, Gary, Mollohan, Moore (KS), Moran (KS), Murphy, Patrick, Murphy, Tim, Murtha, Musgrave, Napolitano, Neugebauer, Norton, Nunes, Oberstar, Obey, Ortiz, Pastor, Paul, Pearce, Perlmutter, Peterson (MN), Peterson (PA), Pickering, Platts, Poe, Pomeroy, Porter, Price (GA), Putnam, Radanovich, Rangel, Regula, Rehberg, Renzi, Reyes, Reynolds, Rodriguez, Rogers (AL), Rogers (KY), Rohrabacher, Ros-Lehtinen, Roskam, Ross, Roybal-Allard, Royce, Ruppersberger, Rush, Ryan (OH), Salazar, Sali, Sarbanes, Schmidt, Scott (GA), Scott (VA), Serrano, Sessions, Shea-Porter, Shimkus, Shuler, Shuster, Simpson, Smith (NE), Smith (TX), Snyder, Souder, Space, Spratt, Stearns, Stupak, Sutton, Tanner, Thompson (CA), Thompson (MS), Thornberry, Tiahrt, Turner, Velázquez, Walberg, Walden (OR), Walsh (NY), Walz (MN), Wasserman, Schultz, Weldon (FL), Weller, Westmoreland, Wexler, Whitfield, Wicker, Wilson (NM), Wilson (OH), Wilson (SC), Young (AK)

ANSWERED "PRESENT"—1

Gingrey

NOT VOTING—11

Table listing names of representatives: Clarke, Cubin, Davis, Jo Ann Emanuel, Fortuño, Frank (MA), Hastert, Hunter, Issa, Kucinich, LaHood

So the amendment was not agreed to. The SPEAKER pro tempore, Mr. HASTINGS of Florida, assumed the Chair.

When Mr. SCHIFF, Acting Chairman, pursuant to House Resolution 574, reported the bill back to the House with sundry amendments adopted by the Committee, with the recommendation that the amendments be agreed to and that the bill, as amended, do pass.

The previous question having been ordered by said resolution.

Pursuant to House Resolution 574, the following amendment in the nature of a substitute recommended by the Committee on Agriculture, as modified by the amendment in Part A of House Report 110-261, was considered as agreed to:

SECTION 1. SHORT TITLE AND TABLE OF CONTENTS.

(a) SHORT TITLE.—This Act may be cited as the "Farm, Nutrition, and Bioenergy Act of 2007".

(b) TABLE OF CONTENTS.—The table of contents for this Act is as follows: I42Sec. 1. Short title and table of contents.

TITLE I—COMMODITY PROGRAMS

Table listing sections: Sec. 1001. Definitions. Subtitle A—Direct Payments and Counter-Cyclical Payments. Sec. 1101. Adjustments to base acres. Sec. 1102. Availability of direct payments. Sec. 1103. Availability of counter-cyclical payments. Sec. 1104. Availability of revenue-based counter-cyclical payments. Sec. 1105. Producer agreement required as condition of provision of direct payments and counter-cyclical payments.

- Sec. 1106. Planting flexibility.  
 Sec. 1107. Period of effectiveness.
- Subtitle B—Marketing Assistance Loans and Loan Deficiency Payments
- Sec. 1201. Availability of nonrecourse marketing assistance loans for loan commodities.  
 Sec. 1202. Loan rates for nonrecourse marketing assistance loans.  
 Sec. 1203. Term of loans.  
 Sec. 1204. Repayment of loans.  
 Sec. 1205. Loan deficiency payments.  
 Sec. 1206. Payments in lieu of loan deficiency payments for grazed acreage.  
 Sec. 1207. Special marketing loan provisions for upland cotton.  
 Sec. 1208. Special competitive provisions for extra long staple cotton.  
 Sec. 1209. Availability of recourse loans for high moisture feed grains and seed cotton.  
 Sec. 1210. Deadline for repayment of marketing assistance loan for peanuts.  
 Sec. 1211. Commodity quality incentive payments for healthy oilseeds.
- Subtitle C—Sugar
- Sec. 1301. Sugar program.  
 Sec. 1302. United States membership in the international sugar organization.  
 Sec. 1303. Flexible marketing allotments for sugar.
- Subtitle D—Dairy-Related Provisions
- Sec. 1401. Dairy product price support program.  
 Sec. 1402. Dairy forward pricing program.  
 Sec. 1403. Dairy export incentive program.  
 Sec. 1404. Revision of Federal marketing order amendment procedures.  
 Sec. 1405. Dairy indemnity program.  
 Sec. 1406. Extension of milk income loss contract program.  
 Sec. 1407. Dairy promotion and research program.  
 Sec. 1408. Report on Department of Agriculture reporting procedures for nonfat dry milk.  
 Sec. 1409. Federal Milk Marketing Order Review Commission.
- Subtitle E—Administration
- Sec. 1501. Administration generally.  
 Sec. 1502. Suspension of permanent price support authority.  
 Sec. 1503. Payment Limitations.  
 Sec. 1504. Adjusted gross income limitation.  
 Sec. 1505. Adjustments of loans.  
 Sec. 1506. Personal liability of producers for deficiencies.  
 Sec. 1507. Extension of existing administrative authority regarding loans.  
 Sec. 1508. Assignment of payments.  
 Sec. 1509. Tracking of benefits.  
 Sec. 1510. Upland cotton storage payments.  
 Sec. 1511. Government publication of cotton price forecasts.
- TITLE II—CONSERVATION
- Subtitle A—Conservation Programs of the Food Security Act of 1985
- Sec. 2101. Conservation reserve program.  
 Sec. 2102. Wetlands reserve program.  
 Sec. 2103. Conservation security program.  
 Sec. 2104. Grassland reserve program.  
 Sec. 2105. Environmental quality incentives program.  
 Sec. 2106. Regional water enhancement program.  
 Sec. 2107. Grassroots source water protection program.  
 Sec. 2108. Conservation of private grazing land.  
 Sec. 2109. Great Lakes basin program for soil erosion and sediment control.  
 Sec. 2110. Farm and ranchland protection program.
- Sec. 2111. Farm viability program.  
 Sec. 2112. Wildlife habitat incentive program.
- Subtitle B—Conservation Programs Under Other Laws
- Sec. 2201. Agricultural management assistance program.  
 Sec. 2202. Resource Conservation and Development Program.  
 Sec. 2203. Small watershed rehabilitation program.
- Subtitle C—Additional Conservation Programs
- Sec. 2301. Chesapeake Bay program for nutrient reduction and sediment control.  
 Sec. 2302. Voluntary public access and habitat incentive program.
- Subtitle D—Administration and Funding
- Sec. 2401. Funding of conservation programs under Food Security Act of 1985.  
 Sec. 2402. Improved provision of technical assistance under conservation programs.  
 Sec. 2403. Cooperative conservation partnership initiative.  
 Sec. 2404. Regional equity and flexibility.  
 Sec. 2405. Administrative requirements for conservation programs.  
 Sec. 2406. Annual report on participation by specialty crop producers in conservation programs.  
 Sec. 2407. Promotion of market-based approaches to conservation.  
 Sec. 2408. Establishment of State technical committees and their responsibilities.  
 Sec. 2409. Payment limitations.
- Subtitle E—Miscellaneous Provisions
- Sec. 2501. Inclusion of income from affiliated packing and handling operations as income derived from farming for application of adjusted gross income limitation on eligibility for conservation programs.  
 Sec. 2502. Encouragement of voluntary sustainability practices guidelines.  
 Sec. 2503. Farmland resource information.
- TITLE III—TRADE
- Sec. 3001. Agricultural Trade Development and Assistance Act of 1954.  
 Sec. 3002. Export credit guarantee program.  
 Sec. 3003. Market access program.  
 Sec. 3004. Food for Progress Act of 1985.  
 Sec. 3005. McGovern-Dole International Food for Education and Child Nutrition program.  
 Sec. 3006. Bill Emerson Humanitarian Trust.  
 Sec. 3007. Technical assistance for specialty crops.  
 Sec. 3008. Technical assistance for the resolution of trade disputes.  
 Sec. 3009. Representation by the United States at international standard-setting bodies.  
 Sec. 3010. Foreign market development co-operator program.  
 Sec. 3011. Emerging markets.  
 Sec. 3012. Export Enhancement Program.  
 Sec. 3013. Minimum level of nonemergency food assistance.  
 Sec. 3014. Germplasm conservation.
- TITLE IV—NUTRITION PROGRAMS
- Subtitle A—Food Stamp Program
- Sec. 4001. Renaming the food stamp program.  
 Sec. 4002. Definition of drug addiction or alcoholic treatment and rehabilitation program.  
 Sec. 4003. Nutrition education.  
 Sec. 4004. Food distribution on Indian reservations.  
 Sec. 4005. Deobligate food stamp coupons.
- Sec. 4006. Allow for the accrual of benefits.  
 Sec. 4007. State option for telephonic signature.  
 Sec. 4008. Review of major changes in program design.  
 Sec. 4009. Grants for simple application and eligibility determination systems and improved access to benefits.  
 Sec. 4010. Civil money penalties and disqualification of retail food stores and wholesale food concerns.  
 Sec. 4011. Major systems failures.  
 Sec. 4012. Funding of employment and training programs.  
 Sec. 4013. Reductions in payments for administrative costs.  
 Sec. 4014. Cash payment pilot projects.  
 Sec. 4015. Findings of Congress regarding Secure Supplemental Nutrition Assistance program nutrition education.  
 Sec. 4016. Nutrition education and promotion initiative to address obesity.  
 Sec. 4017. Authorization of appropriations.  
 Sec. 4018. Consolidated block grants for Puerto Rico and American Samoa.  
 Sec. 4019. Study on comparable access to Secure Supplemental Nutrition Assistance Program benefits for Puerto Rico.  
 Sec. 4020. Reauthorization of community food project competitive grants.  
 Sec. 4021. Emergency food assistance.
- Subtitle B—Commodity Distribution
- Sec. 4201. Authorization of appropriations.  
 Sec. 4202. Distribution of surplus commodities; special nutrition projects.  
 Sec. 4203. Commodity distribution program.
- Subtitle C—Child Nutrition and Related Programs
- Sec. 4301. Purchase of fresh fruits and vegetables for distribution to schools and service institutions.  
 Sec. 4302. Buy American requirements.  
 Sec. 4303. Expansion of fresh fruit and vegetable program.  
 Sec. 4304. Purchases of locally produced foods.
- Subtitle D—Miscellaneous
- Sec. 4401. Seniors farmers' market nutrition program.  
 Sec. 4402. Congressional Hunger Center.  
 Sec. 4403. Joint nutrition monitoring and related research activities.
- TITLE V—CREDIT
- Subtitle A—Farm Ownership Loans
- Sec. 5001. Conservation loan guarantee program.  
 Sec. 5002. Limitations on amount of ownership loans.  
 Sec. 5003. Down payment loan program.  
 Sec. 5004. Beginning farmer and rancher contract land sales program.
- Subtitle B—Operating Loans
- Sec. 5011. Limitations on amount of operating loans.  
 Sec. 5012. Suspension of limitation on period for which borrowers are eligible for guaranteed assistance.
- Subtitle C—Administrative Provisions
- Sec. 5021. Inventory sales preferences.  
 Sec. 5022. Loan fund set-asides.  
 Sec. 5023. Transition to private commercial or other sources of credit.  
 Sec. 5024. Extension of the right of first refusal to reacquire homestead property to immediate family members of borrower-owner.  
 Sec. 5025. Rural development and farm loan program activities.

## Subtitle D—Farm Credit

- Sec. 5031. Agribusiness loan eligibility.
- Sec. 5032. Loan-to-asset value requirements.
- Sec. 5033. Population limit for single-family housing loans.
- Sec. 5034. Bank for cooperatives voting stock.
- Sec. 5035. Majority farmer control requirement.
- Sec. 5036. Borrower stock requirement.
- Sec. 5037. Rural utility loans.
- Sec. 5038. Farm Credit System Insurance Corporation.
- Sec. 5039. Risk-based capital levels.
- Sec. 5040. Loans to purchasers of highly fractioned lands.

## TITLE VI—RURAL DEVELOPMENT

- Sec. 6001. Definition of rural.
- Sec. 6002. Water, waste disposal, and wastewater facility grants.
- Sec. 6003. Rural business opportunity grants.
- Sec. 6004. Rural water and wastewater circuit rider program.
- Sec. 6005. Tribal college and university essential community facilities.
- Sec. 6006. Emergency and imminent community water assistance grant program.
- Sec. 6007. Water systems for rural and native villages in Alaska.
- Sec. 6008. Grants to nonprofit organizations to finance the construction, refurbishing, and servicing of individually-owned household water well systems in rural areas for individuals with low or moderate incomes.
- Sec. 6009. Rural cooperative development grants.
- Sec. 6010. Criteria to be applied in providing loans and loan guarantees under the business and industry loan program.
- Sec. 6011. Appropriate technology transfer for rural areas program.
- Sec. 6012. Grants to improve technical infrastructure and improve quality of rural health care facilities.
- Sec. 6013. Rural entrepreneur and micro-enterprise assistance program.
- Sec. 6014. Criteria to be applied in considering applications for rural development projects.
- Sec. 6015. National sheep industry improvement center.
- Sec. 6016. National rural development partnership.
- Sec. 6017. Historic barn preservation.
- Sec. 6018. Grants for NOAA weather radio transmitters.
- Sec. 6019. Delta regional authority.
- Sec. 6020. Northern great plains regional authority.
- Sec. 6021. Rural strategic investment program.
- Sec. 6022. Expansion of 911 access.
- Sec. 6023. Access to broadband telecommunications services in rural areas.
- Sec. 6024. Community connect grant program.
- Sec. 6025. Agriculture innovation center demonstration program.
- Sec. 6026. Rural firefighters and emergency medical service assistance program.
- Sec. 6027. Value-added agricultural market development program.
- Sec. 6028. Assistance for rural public television stations.
- Sec. 6029. Telemedicine and distance learning services in rural areas.
- Sec. 6030. Guarantees for bonds and notes issued for electrification or telephone purposes.
- Sec. 6031. Comprehensive rural broadband strategy.
- Sec. 6032. Study of railroad issues.

## TITLE VII—RESEARCH

## Subtitle A—General Provisions

- Sec. 7101. Definitions.
- Sec. 7102. Budget submission and funding.
- Sec. 7103. Additional purposes of agricultural research and extension.
- Sec. 7104. National agricultural research program office.
- Sec. 7105. Establishment of competitive grant programs under the National Institute for Food and Agriculture.
- Sec. 7106. Merging of IFAFS and NRI.
- Sec. 7107. Capacity building grants for ASCARR institutions.
- Sec. 7108. Establishment of research laboratories for animal diseases.
- Sec. 7109. Grazinglands research laboratory.
- Sec. 7110. Researcher training.
- Sec. 7111. Fort Reno Science Park research facility.
- Sec. 7112. Assessing the nutritional composition of beef products.
- Sec. 7113. Sense of Congress regarding funding for human nutrition research.

## Subtitle B—National Agricultural Research, Extension, and Teaching Policy Act of 1977

- Sec. 7201. Advisory board.
- Sec. 7202. Advisory board termination.
- Sec. 7203. Renewable energy committee.
- Sec. 7204. Specialty crop committee report.
- Sec. 7205. Inclusion of UDC in grants and fellowships for food and agricultural sciences education.
- Sec. 7206. Grants and fellowships for food and agricultural sciences education.
- Sec. 7207. Grants for research on production and marketing of alcohols and industrial hydrocarbons from agricultural commodities and forest products.
- Sec. 7208. Policy research centers.
- Sec. 7209. Human nutrition intervention and health promotion research program.
- Sec. 7210. Pilot research program to combine medical and agricultural research.
- Sec. 7211. Nutrition education program.
- Sec. 7212. Continuing animal health and disease research programs.
- Sec. 7213. Cooperation among eligible institutions.
- Sec. 7214. Appropriations for research on national or regional problems.
- Sec. 7215. Authorization level of extension at 1890 land-grant colleges.
- Sec. 7216. Authorization level for agricultural research at 1890 land-grant colleges.
- Sec. 7217. Grants to upgrade agriculture and food sciences facilities at the District of Columbia Land Grant University.
- Sec. 7218. Grants to upgrade agricultural and food sciences facilities at 1890 land-grant colleges, including Tuskegee University.
- Sec. 7219. National research and training virtual centers.
- Sec. 7220. Matching funds requirement for research and extension activities of 1890 institutions.
- Sec. 7221. Hispanic-serving institutions.
- Sec. 7222. Hispanic-serving agricultural colleges and universities.
- Sec. 7223. International agricultural research, extension, and education.
- Sec. 7224. Competitive grants for international agricultural science and education programs.
- Sec. 7225. Limitation on indirect costs for agricultural research, education, and extension programs.
- Sec. 7226. Research equipment grants.

- Sec. 7227. University research.
  - Sec. 7228. Extension service.
  - Sec. 7229. Supplemental and alternative crops.
  - Sec. 7230. Aquaculture research facilities.
  - Sec. 7231. Rangeland research.
  - Sec. 7232. Special authorization for biosecurity planning and response.
  - Sec. 7233. Resident instruction and distance education grants program for insular area institutions of higher education.
- Subtitle C—Food, Agriculture, Conservation, and Trade Act of 1990
- Sec. 7301. National genetics resources program.
  - Sec. 7302. National agricultural weather information system.
  - Sec. 7303. Partnerships.
  - Sec. 7304. Aflatoxin research and extension.
  - Sec. 7305. High-priority research and extension areas.
  - Sec. 7306. High-priority research and extension initiatives.
  - Sec. 7307. Nutrient management research and extension initiative.
  - Sec. 7308. Agricultural telecommunications program.
  - Sec. 7309. Assistive technology program for farmers with disabilities.
  - Sec. 7310. Organic research.
  - Sec. 7311. National rural information center clearinghouse.
  - Sec. 7312. New era rural technology program.

## Subtitle D—Agricultural Research, Extension, and Education Reform Act of 1998

- Sec. 7401. Partnerships for high-value agricultural product quality research.
- Sec. 7402. Precision agriculture.
- Sec. 7403. Biobased products.
- Sec. 7404. Thomas Jefferson initiative for crop diversification.
- Sec. 7405. Integrated research, education, and extension competitive grants program.
- Sec. 7406. Fusarium graminearum grants.
- Sec. 7407. Bovine Johne's disease control program.
- Sec. 7408. Grants for youth organizations.
- Sec. 7409. Agricultural biotechnology research and development for developing countries.
- Sec. 7410. Agricultural bioenergy and biobased products research initiative.
- Sec. 7411. Specialty crop research initiative.
- Sec. 7412. Office of pest management policy.

## Subtitle E—Other Laws

- Sec. 7501. Critical agricultural materials act.
- Sec. 7502. Equity in Educational Land-Grant Status Act of 1994.
- Sec. 7503. Agricultural experiment station Research Facilities Act.
- Sec. 7504. National Agricultural Research, Extension, and Teaching Policy Act Amendments of 1985.
- Sec. 7505. Competitive, Special, and Facilities Research Grant Act (national research initiative).
- Sec. 7506. Agricultural Risk Protection Act of 2000 (carbon cycle research).
- Sec. 7507. Renewable Resources Extension Act of 1978.
- Sec. 7508. National Aquaculture Act of 1980.
- Sec. 7509. Construction of a Chinese Garden at the National Arboretum.
- Sec. 7510. Public education regarding use of biotechnology in producing food for human consumption.
- Sec. 7511. Fresh cut produce safety grants.
- Sec. 7512. UDC/EFNEP Eligibility.
- Sec. 7513. Smith-Lever Act.
- Sec. 7514. Hatch Act of 1987.

## Subtitle F—Additional Provisions

- Sec. 7601. Merit review of extension and educational grants.

- Sec. 7602. Review of plan of work requirements.
- Sec. 7603. Multistate and integration funding.
- Sec. 7604. Expanded food and nutrition education program.
- Sec. 7605. Grants to 1890 schools to expand extension capacity.
- Sec. 7606. Borlaug international agricultural science and technology fellowship program.
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#### SEC. 1001. DEFINITIONS.

In this title:

- (1) AGRICULTURAL ACT OF 1949.—The term “Agricultural Act of 1949” means the Agricultural Act of 1949 (7 U.S.C. 1421 et seq.), as in effect prior to the suspensions under section 171 of the Federal Agriculture Improvement and Reform Act of 1996 (7 U.S.C. 7301), section 1602(b) of the Farm Security and Rural Investment Act of 2002 (7 U.S.C. 7992(b)), and section 1502(b) of this Act.  
 (2) BASE ACRES.—The term “base acres”, with respect to a covered commodity on a farm, means the number of acres established under sections 1101 and 1302 of the Farm Security and Rural Investment Act of 2002 (7 U.S.C. 7911, 7952), as in effect on the day be-

fore the date of the enactment of this Act, subject to any adjustment under section 1101 of this Act.

(3) COMPARABLE UNITED STATES QUALITY.—The term “Comparable United States Quality”, with respect to upland cotton, means upland cotton classified as Middling (M) 1<sup>3</sup>/<sub>32</sub>-inch cotton with a micronaire of 3.7 to 4.2, strength 30 grams per tex, and uniformity of 83.

(4) COUNTER-CYCLICAL PAYMENT.—The term “counter-cyclical payment” means a payment made to producers on a farm under section 1103 or 1104.

(5) COVERED COMMODITY.—The term “covered commodity” means wheat, corn, grain sorghum, barley, oats, upland cotton, rice, soybeans, peanuts, and other oilseeds.

(6) DIRECT PAYMENT.—The term “direct payment” means a payment made to producers on a farm under section 1102.

(7) EFFECTIVE PRICE.—The term “effective price”, with respect to a covered commodity for a crop year, means the price calculated by the Secretary under section 1103 to determine whether counter-cyclical payments are required to be made for that crop year under that section.

(8) EXTRA LONG STAPLE COTTON.—The term “extra long staple cotton” means cotton that—

(A) is produced from pure strain varieties of the Barbados species or any hybrid of the species, or other similar types of extra long staple cotton, designated by the Secretary, having characteristics needed for various end uses for which United States upland cotton is not suitable and grown in irrigated cotton-growing regions of the United States designated by the Secretary or other areas designated by the Secretary as suitable for the production of the varieties or types; and

(B) is ginned on a roller-type gin or, if authorized by the Secretary, ginned on another type gin for experimental purposes.

(9) FAR EAST PRICE.—The term “Far East price” means the Friday through Thursday average price quotation for the three lowest-priced growths of upland cotton, as quoted for Middling (M) 1<sup>3</sup>/<sub>32</sub>-inch cotton, delivered C/F Far East.

(10) LOAN COMMODITY.—The term “loan commodity” means wheat, corn, grain sorghum, feed barley, malt barley, oats, upland cotton, extra long staple cotton, long grain rice, medium grain rice, short grain rice, soybeans, peanuts, other oilseeds, wool, mohair, honey, dry peas, lentils, and small chickpeas.

(11) OTHER OILSEED.—The term “other oilseed” means a crop of sunflower seed, rapeseed, canola, safflower, flaxseed, mustard seed, crambe, sesame seed, or, if designated by the Secretary, another oilseed.

(12) PAYMENT ACRES.—The term “payment acres”, with respect to a covered commodity on a farm, means 85 percent of the base acres for the covered commodity, on which direct payments and counter-cyclical payments are made.

(13) PAYMENT YIELD.—The term “payment yield” means the yield established for direct payments and counter-cyclical payments under section 1102 or 1302 of the Farm Security and Rural Investment Act of 2002 (7 U.S.C. 7912; 7952), as in effect on the day before the date of the enactment of this Act, for a farm for a covered commodity.

(14) PRODUCER.—

(A) IN GENERAL.—The term “producer” means an owner, operator, landlord, tenant, or sharecropper that shares in the risk of producing a crop and is entitled to share in the crop available for marketing from the farm, or would have shared had the crop been produced.

(B) HYBRID SEED.—In determining whether a grower of hybrid seed is a producer, the Secretary shall—

(i) not take into consideration the existence of a hybrid seed contract; and

(ii) ensure that program requirements do not adversely affect the ability of the grower to receive a payment under this title.

(15) SECRETARY.—The term “Secretary” means the Secretary of Agriculture.

(16) STATE.—The term “State” means each of the several States of the United States, the District of Columbia, the Commonwealth of Puerto Rico, and any other territory or possession of the United States.

(17) TARGET PRICE.—The term “target price” means the price per bushel (or other appropriate unit in the case of upland cotton, rice, peanuts, and other oilseeds) of a covered commodity used to determine the payment rate for counter-cyclical payments under section 1103.

(18) UNITED STATES.—The term “United States”, when used in a geographical sense, means all of the States.

(19) UNITED STATES PREMIUM FACTOR.—The term “United States Premium Factor” means the percentage by which the difference in the United States loan schedule premiums for Strict Middling (SM) 1<sup>1</sup>/<sub>8</sub>-inch cotton and for M 1<sup>3</sup>/<sub>32</sub>-inch exceeds the difference in the applicable premiums for comparable international qualities delivered C/F Far East.

#### Subtitle A—Direct Payments and Counter-Cyclical Payments

##### SEC. 1101. ADJUSTMENTS TO BASE ACRES.

(a) TREATMENT OF CONSERVATION RESERVE CONTRACT ACREAGE.—

(1) IN GENERAL.—The Secretary shall provide for an adjustment, as appropriate, in the base acres for covered commodities for a farm whenever either of the following circumstances occurs:

(A) A conservation reserve contract entered into under section 1231 of the Food Security Act of 1985 (16 U.S.C. 3831) with respect to the farm expires or is voluntarily terminated.

(B) Cropland is released from coverage under a conservation reserve contract by the Secretary.

(2) SPECIAL PAYMENT RULES.—For the crop year in which a base acres adjustment under paragraph (1) is first made, the owner of the farm shall elect to receive either direct payments and counter-cyclical payments with respect to the acreage added to the farm under this subsection or a prorated payment under the conservation reserve contract, but not both.

(b) PREVENTION OF EXCESS BASE ACRES.—

(1) REQUIRED REDUCTION.—If the sum of the base acres for a farm, together with the acreage described in paragraph (2), exceeds the actual cropland acreage of the farm, the Secretary shall reduce the base acres for 1 or more covered commodities for the farm so that the sum of the base acres and acreage described in paragraph (2) does not exceed the actual cropland acreage of the farm.

(2) OTHER ACREAGE.—For purposes of paragraph (1), the Secretary shall include the following:

(A) Any acreage on the farm enrolled in the conservation reserve program or wetlands reserve program under chapter 1 of subtitle D of title XII of the Food Security Act of 1985 (16 U.S.C. 3830 et seq.).

(B) Any other acreage on the farm enrolled in a conservation program for which payments are made in exchange for not producing an agricultural commodity on the acreage.

(3) SELECTION OF ACRES.—The Secretary shall give the owner of the farm the opportunity to select the base acres against which

the reduction required by paragraph (1) will be made.

(4) EXCEPTION FOR DOUBLE-CROPPED ACREAGE.—In applying paragraph (1), the Secretary shall make an exception in the case of double cropping, as determined by the Secretary.

(c) PERMANENT REDUCTION IN BASE ACRES.—

(1) IN GENERAL.—The owner of a farm may reduce, at any time, the base acres for any covered commodity for the farm.

(2) ADMINISTRATION.—The reduction shall be permanent and made in the manner prescribed by the Secretary.

**SEC. 1102. AVAILABILITY OF DIRECT PAYMENTS.**

(a) PAYMENT REQUIRED.—For each of the 2008 through 2012 crop years of each covered commodity, the Secretary shall make direct payments to producers on farms for which payment yields and base acres are established.

(b) PAYMENT RATE.—The payment rates used to make direct payments with respect to covered commodities for a crop year are as follows:

- (1) Wheat, \$0.52 per bushel.
- (2) Corn, \$0.28 per bushel.
- (3) Grain sorghum, \$0.35 per bushel.
- (4) Barley, \$0.24 per bushel.
- (5) Oats, \$0.024 per bushel.
- (6) Upland cotton, \$0.0667 per pound.
- (7) Rice, \$2.35 per hundredweight.
- (8) Soybeans, \$0.44 per bushel.
- (9) Other oilseeds, \$0.0080 per pound.
- (10) Peanuts, \$36.00 per ton.

(c) PAYMENT AMOUNT.—The amount of the direct payment to be paid to the producers on a farm for a covered commodity for a crop year shall be equal to the product of the following:

- (1) The payment rate specified in subsection (b).
- (2) The payment acres of the covered commodity on the farm.
- (3) The payment yield for the covered commodity for the farm.

(d) TIME FOR PAYMENT.—

(1) IN GENERAL.—In the case of each of the 2008 through 2012 crop years, the Secretary may not make direct payments before October 1 of the calendar year in which the crop of the covered commodity is harvested.

(2) ADVANCE PAYMENTS.—

(A) OPTION.—At the option of the producers on a farm, up to 22 percent of the direct payment for a covered commodity for any of the 2008 through 2011 crop years shall be paid to the producers in advance.

(B) MONTH.—

(i) SELECTION.—The producers shall select the month within which the advance payment for a crop year will be made.

(ii) OPTIONS.—The month selected may be any month during the period beginning on December 1 of the calendar year before the calendar year in which the crop of the covered commodity is harvested through the month within which the direct payment would otherwise be made.

(iii) CHANGE.—The producers may change the selected month for a subsequent advance payment by providing advance notice to the Secretary.

(3) REPAYMENT OF ADVANCE PAYMENTS.—If a producer on a farm that receives an advance direct payment for a crop year ceases to be a producer on that farm, or the extent to which the producer shares in the risk of producing a crop changes, before the date the remainder of the direct payment is made, the producer shall be responsible for repaying the Secretary the applicable amount of the advance payment, as determined by the Secretary.

(e) PROHIBITION ON DE MINIMIS PAYMENTS.—If the total direct payment to be paid to a producer on a farm for all covered commod-

ities is less than \$25.00, the Secretary shall not tender the direct payment to the producer.

**SEC. 1103. AVAILABILITY OF COUNTER-CYCLICAL PAYMENTS.**

(a) PAYMENT REQUIRED.—For each of the 2008 through 2012 crop years for each covered commodity, the Secretary shall make counter-cyclical payments to producers on farms for which payment yields and base acres are established with respect to the covered commodity if the Secretary determines that the effective price for the covered commodity is less than the target price for the covered commodity.

(b) EFFECTIVE PRICE.—For purposes of subsection (a), the effective price for a covered commodity is equal to the sum of the following:

(1) The higher of the following:

(A) The national average market price received by producers during the 12-month marketing year for the covered commodity, as determined by the Secretary.

(B) The national average loan rate for a marketing assistance loan for the covered commodity in effect for the applicable period under subtitle B, except that, for the purpose of calculating counter-cyclical payments under this section for rice and barley, the Secretary shall establish national average all rice and all barley loan rates.

(2) The payment rate in effect for the covered commodity under section 1102 for the purpose of making direct payments with respect to the covered commodity.

(c) TARGET PRICE.—For purposes of subsection (a), the target prices for covered commodities shall be as follows:

- (1) Wheat, \$4.15 per bushel.
- (2) Corn, \$2.63 per bushel.
- (3) Grain sorghum, \$2.57 per bushel.
- (4) Barley, \$2.73 per bushel.
- (5) Oats, \$1.50 per bushel.
- (6) Upland cotton, \$0.70 per pound.
- (7) Rice, \$10.50 per hundredweight.
- (8) Soybeans, \$6.10 per bushel.
- (9) Other oilseeds, \$0.1150 per pound.
- (10) Peanuts, \$495.00 per ton.

(d) PAYMENT RATE.—The payment rate used to make counter-cyclical payments with respect to a covered commodity for a crop year shall be equal to the difference between—

(1) the target price for the covered commodity; and

(2) the effective price determined under subsection (b) for the covered commodity.

(e) PAYMENT AMOUNT.—If counter-cyclical payments are required to be paid under this section for any of the 2008 through 2012 crop years of a covered commodity, the amount of the counter-cyclical payment to be paid to the producers on a farm for that crop year shall be equal to the product of the following:

(1) The payment rate specified in subsection (d).

(2) The payment acres of the covered commodity on the farm.

(3) The payment yield for the covered commodity for the farm.

(f) TIME FOR PAYMENTS.—

(1) GENERAL RULE.—If the Secretary determines under subsection (a) that counter-cyclical payments are required to be made under this section for the crop of a covered commodity, the Secretary shall make the counter-cyclical payments for the crop as soon as practicable after the end of the 12-month marketing year for the covered commodity.

(2) AVAILABILITY OF PARTIAL PAYMENTS.—If, before the end of the 12-month marketing year for a covered commodity, the Secretary estimates that counter-cyclical payments will be required for the crop of the covered commodity, the Secretary shall give pro-

ducers on a farm the option to receive partial payments of the counter-cyclical payment projected to be made for that crop of the covered commodity.

(3) TIME FOR PARTIAL PAYMENTS FOR 2008 THROUGH 2010 CROP YEARS.—If the Secretary is required to make partial payments available under paragraph (2) for a covered commodity for any of the 2008 through 2010 crop years—

(A) the first partial payment shall be made after completion of the first 6 months of the marketing year for the covered commodity; and

(B) the final partial payment shall be made as soon as practicable after the end of the 12-month marketing year for the covered commodity.

(4) AMOUNT OF PARTIAL PAYMENTS.—

(A) FIRST PARTIAL PAYMENT.—For each of the 2008 through 2010 crop years, the first partial payment under paragraph (3) to the producers on a farm may not exceed 40 percent of the projected counter-cyclical payment for the covered commodity for the crop year, as determined by the Secretary.

(B) FINAL PAYMENT.—The final payment for each of the 2008 through 2010 crop years shall be equal to the difference between—

(i) the actual counter-cyclical payment to be made to the producers for the covered commodity for that crop year; and

(ii) the amount of the partial payment made to the producers under subparagraph (A).

(5) REPAYMENT.—The producers on a farm that receive a partial payment under this subsection for a crop year shall repay to the Secretary the amount, if any, by which the total of the partial payments exceed the actual counter-cyclical payment to be made for the covered commodity for that crop year.

(g) PROHIBITION ON DE MINIMIS PAYMENTS.—If the total counter-cyclical payment to be paid to a producer on a farm for all covered commodities is less than \$25.00, the Secretary shall not tender the counter-cyclical payment to the producer.

**SEC. 1104. AVAILABILITY OF REVENUE-BASED COUNTER-CYCLICAL PAYMENTS.**

(a) AVAILABILITY AND ELECTION OF ALTERNATIVE APPROACH.—

(1) AVAILABILITY OF REVENUE-BASED COUNTER-CYCLICAL PAYMENTS.—As an alternative to receiving counter-cyclical payments under section 1103 with respect to each covered commodity on a farm, the Secretary shall give the producers on the farm an opportunity to elect to instead receive revenue-based counter-cyclical payments under this section for the 2008 through 2012 crop years.

(2) SINGLE ELECTION; TIME FOR ELECTION.—As soon as practicable after the date of enactment of this Act, the Secretary shall provide notice to producers regarding their opportunity to make the election described in paragraph (1). The notice shall include the following:

(A) Notice that the opportunity of the producers on a farm to make the election is being provided only once.

(B) Information regarding the manner in which the election must be made and the time periods and manner in which notice of the election must be submitted to the Secretary.

(3) ELECTION DEADLINE.—Within the time period and in the manner prescribed pursuant to paragraph (2), the producers on a farm shall submit to the Secretary notice of the election made under paragraph (1).

(4) EFFECT OF FAILURE TO MAKE ELECTION.—If the producers on a farm fail to make the election under paragraph (1) or fail to timely notify the Secretary of the election made, as required by paragraph (3), the producers shall be deemed to have made the election to



receive counter-cyclical payments under section 1103 for all covered commodities on the farm.

(b) **PAYMENT REQUIRED.**—In the case of producers on a farm who make the election under subsection (a) to receive revenue-based counter-cyclical payments, the Secretary shall make revenue-based counter-cyclical payments to such producers with respect to a covered commodity on the farm, if the Secretary determines that the national actual revenue per acre for the covered commodity is less than the national target revenue per acre for the covered commodity, as determined pursuant to this section.

(c) **NATIONAL ACTUAL REVENUE PER ACRE.**—For each covered commodity for each of the 2008 through 2012 crop years, the Secretary shall establish a national actual revenue per acre by multiplying the national average yield for the given year by the higher of—

(1) the national average market price received by producers of the covered commodity during the 12-month marketing year established by the Secretary; or

(2) the loan rate for the covered commodity under section 1202, except that, for the purpose of calculating national actual revenue per acre for rice and barley, the Secretary shall establish national average all rice and all barley loan rates.

(d) **NATIONAL TARGET REVENUE PER ACRE.**—The national target revenue per acre shall be, on a per acre basis, as follows:

- (1) Wheat, \$149.92.
- (2) Corn, \$344.12.
- (3) Grain Sorghum, \$131.28.
- (4) Barley, \$153.30.
- (5) Oats, \$92.10.
- (6) Upland cotton, \$496.93.
- (7) Rice, \$548.06.
- (8) Soybeans, \$231.87.
- (9) Other oilseeds, \$129.18.
- (10) Peanuts, \$683.83.

(e) **NATIONAL PAYMENT YIELD.**—The national payment yield shall be as follows:

- (1) Wheat, 36.1 bushels per acre.
- (2) Corn, 114.4 bushels per acre.
- (3) Grain Sorghum, 58.2 bushels per acre.
- (4) Barley, 48.6 bushels per acre.
- (5) Oats, 49.8 bushels per acre.
- (6) Upland cotton, 634 pounds per acre.
- (7) Rice, 51.28 hundredweight per acre.
- (8) Soybeans, 34.1 bushels per acre.
- (9) Other oilseeds, 1167.6 pounds per acre.
- (10) Peanuts, 1.496 tons per acre.

(f) **NATIONAL PAYMENT RATE.**—The national payment rate used to make revenue-based counter-cyclical payments for a crop year shall be the result of—

(1) the difference between the national target revenue per acre for the covered commodity and the national actual revenue per acre for the covered commodity; divided by

(2) the national payment yield for the covered commodity.

(g) **PAYMENT AMOUNT.**—If revenue-based counter-cyclical payments are required to be paid for any of the 2008 through 2012 crop years of a covered commodity, the amount of the counter-cyclical payment to be paid to the producers on a farm for that crop year for the covered commodity shall be equal to the product of—

(1) the national payment rate for the covered commodity;

(2) the payment acres of the covered commodity on the farm; and

(3) the payment yield for counter-cyclical payments for the covered commodity.

(h) **TIME FOR PAYMENTS.**—

(1) **GENERAL RULE.**—If the Secretary determines that revenue-based counter-cyclical payments are required to be made under this section for the crop of a covered commodity, the Secretary shall make the counter-cyclical payments for the crop as soon as practicable after the end of the 12-month marketing year for the covered commodity.

(2) **AVAILABILITY OF PARTIAL PAYMENTS.**—If, before the end of the 12-month marketing year for a covered commodity, the Secretary estimates that revenue-based counter-cyclical payments will be required for the crop of the covered commodity, the Secretary shall give producers on a farm the option to receive partial payments of the revenue-based counter-cyclical payments projected to be made for that crop of the covered commodity.

(3) **TIME FOR PARTIAL PAYMENTS FOR 2008 THROUGH 2010 CROP YEARS.**—If the Secretary is required to make partial payments available under paragraph (2) for a covered commodity for any of the 2008 through 2010 crop years—

(A) the first partial payment shall be made after completion of the first 6 months of the marketing year for the covered commodity; and

(B) the final partial payment shall be made as soon as practicable after the end of the 12-month marketing year for the covered commodity.

(4) **AMOUNT OF PARTIAL PAYMENTS.**—

(A) **FIRST PARTIAL PAYMENT.**—For each of the 2008 through 2010 crop years, the first partial payment under paragraph (3) to the producers on a farm may not exceed 40 percent of the projected revenue-based counter-cyclical payment for the covered commodity for the crop year, as determined by the Secretary.

(B) **FINAL PAYMENT.**—The final payment for each of the 2008 through 2010 crop years shall be equal to the difference between—

(i) the actual revenue-based counter-cyclical payments to be made to the producers for the covered commodity for that crop year; and

(ii) the amount of the partial payment made to the producers on a farm under subparagraph (A) for that crop year.

(5) **REPAYMENT.**—Producers on a farm that receive a partial payment under this subsection for a crop year shall repay to the Secretary the amount, if any, by which the total of the partial payments exceed the actual revenue-based counter-cyclical payments to be made for the covered commodity for that crop year.

(i) **PROHIBITION ON DE MINIMIS PAYMENTS.**—If the total revenue-based counter-cyclical payment to be paid to a producer on a farm for all covered commodities is less than \$25.00, the Secretary shall not tender the revenue-based counter-cyclical payment to the producer.

**SEC. 1105. PRODUCER AGREEMENT REQUIRED AS CONDITION OF PROVISION OF DIRECT PAYMENTS AND COUNTER-CYCLICAL PAYMENTS.**

(a) **COMPLIANCE WITH CERTAIN REQUIREMENTS.**—

(1) **REQUIREMENTS.**—Before the producers on a farm may receive direct payments or counter-cyclical payments with respect to the farm, the producers shall agree, during the crop year for which the payments are made and in exchange for the payments—

(A) to comply with applicable conservation requirements under subtitle B of title XII of the Food Security Act of 1985 (16 U.S.C. 3811 et seq.);

(B) to comply with applicable wetland protection requirements under subtitle C of title XII of that Act (16 U.S.C. 3821 et seq.);

(C) to comply with the planting flexibility requirements of section 1106;

(D) to use the land on the farm, in a quantity equal to the attributable base acres for the farm for an agricultural or conserving use, and not for a nonagricultural commercial or industrial use, as determined by the Secretary; and

(E) to effectively control noxious weeds and otherwise maintain the land in accordance with sound agricultural practices, as determined by the Secretary.

(2) **COMPLIANCE.**—The Secretary may issue such rules as the Secretary considers necessary to ensure producer compliance with the requirements of paragraph (1).

(3) **MODIFICATION.**—At the request of the transferee or owner, the Secretary may modify the requirements of this subsection if the modifications are consistent with the objectives of this subsection, as determined by the Secretary.

(b) **TRANSFER OR CHANGE OF INTEREST IN FARM.**—

(1) **TERMINATION.**—

(A) **IN GENERAL.**—Except as provided in paragraph (2), a transfer of (or change in) the interest of the producers on a farm in base acres for which direct payments or counter-cyclical payments are made shall result in the termination of the payments with respect to the base acres, unless the transferee or owner of the acreage agrees to assume all obligations under subsection (a).

(B) **EFFECTIVE DATE.**—The termination shall take effect on the date determined by the Secretary.

(2) **EXCEPTION.**—If a producer entitled to a direct payment or counter-cyclical payment dies, becomes incompetent, or is otherwise unable to receive the payment, the Secretary shall make the payment, in accordance with rules issued by the Secretary.

(c) **ACREAGE REPORTS.**—As a condition on the receipt of any benefits under this subtitle or subtitle B, the Secretary shall require producers on a farm to submit to the Secretary annual acreage reports with respect to all cropland on the farm.

(d) **TENANTS AND SHARECROPPERS.**—In carrying out this subtitle, the Secretary shall provide adequate safeguards to protect the interests of tenants and sharecroppers.

(e) **SHARING OF PAYMENTS.**—The Secretary shall provide for the sharing of direct payments and counter-cyclical payments among the producers on a farm on a fair and equitable basis.

**SEC. 1106. PLANTING FLEXIBILITY.**

(a) **PERMITTED CROPS.**—Subject to subsection (b), any commodity or crop may be planted on base acres on a farm.

(b) **LIMITATIONS REGARDING CERTAIN COMMODITIES.**—

(1) **GENERAL LIMITATION.**—The planting of an agricultural commodity specified in paragraph (3) shall be prohibited on base acres unless the commodity, if planted, is destroyed before harvest.

(2) **TREATMENT OF TREES AND OTHER PERENNIALS.**—The planting of an agricultural commodity specified in paragraph (3) that is produced on a tree or other perennial plant shall be prohibited on base acres.

(3) **COVERED AGRICULTURAL COMMODITIES.**—Paragraphs (1) and (2) apply to the following agricultural commodities:

(A) Fruits.

(B) Vegetables (other than lentils, mung beans, and dry peas).

(C) Wild rice.

(c) **EXCEPTIONS.**—Paragraphs (1) and (2) of subsection (b) shall not limit the planting of an agricultural commodity specified in paragraph (3) of that subsection—

(1) in any region in which there is a history of double-cropping of covered commodities with agricultural commodities specified in subsection (b)(3), as determined by the Secretary, in which case the double-cropping shall be permitted;

(2) on a farm that the Secretary determines has a history of planting agricultural commodities specified in subsection (b)(3) on base acres, except that direct payments and counter-cyclical payments shall be reduced by an acre for each acre planted to such an agricultural commodity; or

(3) by the producers on a farm that the Secretary determines has an established

planting history of a specific agricultural commodity specified in subsection (b)(3), except that—

(A) the quantity planted may not exceed the average annual planting history of such agricultural commodity by the producers on the farm in the 1991 through 1995 or 1998 through 2001 crop years (excluding any crop year in which no plantings were made), as determined by the Secretary; and

(B) direct payments and counter-cyclical payments shall be reduced by an acre for each acre planted to such agricultural commodity.

(d) **PLANTING TRANSFERABILITY PILOT PROJECT.**—

(1) **PILOT PROJECT AUTHORIZED.**—In addition to the exceptions provided in subsection (c), the Secretary shall carry out a pilot project in the State of Indiana under which paragraphs (1) and (2) of subsection (b) shall not limit the planting of tomatoes grown for processing on up to 10,000 base acres during each of the 2008 through 2012 crop years.

(2) **CONTRACT AND MANAGEMENT REQUIREMENTS.**—To be eligible for selection to participate in the pilot project, a producer must—

(A) have a contract to grow tomatoes for processing; and

(B) agree to produce the tomatoes as part of a program of crop rotation on the farm to achieve agronomic and pest and disease management benefits.

(3) **TEMPORARY REDUCTION IN BASE ACRES.**—The base acres on a farm for a crop year shall be reduced by an acre for each acre planted to tomatoes under the pilot program.

(4) **DURATION OF REDUCTIONS.**—The reduction in the base acres of a farm for a crop year under paragraph (3) shall expire at the end of the crop year, unless the producers on the farm elect to continue to participate in the pilot project for the subsequent crop year.

(5) **RECALCULATION OF BASE ACRES.**—If the Secretary recalculates base acres for a farm while the farm is included in the pilot project, the planting and production of tomatoes under the pilot project shall be considered to be the same as the planting, prevented planting, or production of a covered commodity. Nothing in this paragraph provides authority for the Secretary to recalculate base acres for a farm.

**SEC. 1107. PERIOD OF EFFECTIVENESS.**

This subtitle shall be effective beginning with the 2008 crop year of each covered commodity through the 2012 crop year.

**Subtitle B—Marketing Assistance Loans and Loan Deficiency Payments**

**SEC. 1201. AVAILABILITY OF NONRECOURSE MARKETING ASSISTANCE LOANS FOR LOAN COMMODITIES.**

(a) **NONRECOURSE LOANS AVAILABLE.**—

(1) **AVAILABILITY.**—For each of the 2008 through 2012 crops of each loan commodity, the Secretary shall make available to producers on a farm nonrecourse marketing assistance loans for loan commodities produced on the farm.

(2) **TERMS AND CONDITIONS.**—The marketing assistance loans shall be made under terms and conditions that are prescribed by the Secretary and at the loan rate established under section 1202 for the loan commodity.

(b) **ELIGIBLE PRODUCTION.**—The producers on a farm shall be eligible for a marketing assistance loan under subsection (a) for any quantity of a loan commodity produced on the farm.

(c) **TREATMENT OF CERTAIN COMMINGLED COMMODITIES.**—In carrying out this subtitle, the Secretary shall make loans to producers on a farm that would be eligible to obtain a marketing assistance loan, but for the fact the loan commodity owned by the producers

on the farm commingled with loan commodities of other producers in facilities unlicensed for the storage of agricultural commodities by the Secretary or a State licensing authority, if the producers obtaining the loan agree to immediately redeem the loan collateral in accordance with section 166 of the Federal Agriculture Improvement and Reform Act of 1996 (7 U.S.C. 7286).

(d) **COMPLIANCE WITH CONSERVATION AND WETLANDS REQUIREMENTS.**—As a condition of the receipt of a marketing assistance loan under subsection (a), the producer shall comply with applicable conservation requirements under subtitle B of title XII of the Food Security Act of 1985 (16 U.S.C. 3811 et seq.) and applicable wetland protection requirements under subtitle C of title XII of the Act (16 U.S.C. 3821 et seq.) during the term of the loan.

(e) **PEANUT-RELATED LOAN PROVISIONS.**—

(1) **OPTIONS FOR OBTAINING LOANS.**—A marketing assistance loan for peanuts under this section and loan deficiency payments for peanuts under section 1205 may be obtained at option of the producers on a farm through—

(A) a designated marketing association or marketing cooperative of producers that is approved by the Secretary; or

(B) the Farm Service Agency.

(2) **STORAGE OF LOAN PEANUTS.**—As a condition on the Secretary's approval of an individual or entity to provide storage for peanuts for which a marketing assistance loan is made under this section, the individual or entity shall agree—

(A) to provide such storage on a non-discriminatory basis; and

(B) to comply with such additional requirements as the Secretary considers appropriate to accomplish the purposes of this section and promote fairness in the administration of the benefits of this section.

(3) **MARKETING.**—A marketing association or cooperative may market peanuts for which a loan is made under this section in any manner that conforms to consumer needs, including the separation of peanuts by type and quality.

**SEC. 1202. LOAN RATES FOR NONRECOURSE MARKETING ASSISTANCE LOANS.**

(a) **LOAN RATES.**—The loan rate for a marketing assistance loan under section 1201 for a loan commodity shall be equal to the following:

(1) In the case of wheat, \$2.94 per bushel.

(2) In the case of corn, \$1.95 per bushel.

(3) In the case of grain sorghum, \$1.95 per bushel.

(4) In the case of malt barley, \$2.50 per bushel.

(5) In the case of feed barley, \$1.90 per bushel.

(6) In the case of oats, \$1.46 per bushel.

(7) In the case of the base quality of upland cotton, \$0.52 per pound.

(8) In the case of extra long staple cotton, \$0.7977 per pound.

(9) In the case of long grain rice, \$6.50 per hundredweight.

(10) In the case of medium grain rice and short grain rice, \$6.50 per hundredweight.

(11) In the case of soybeans, \$5.00 per bushel.

(12) In the case of other oilseeds, \$0.1070 per pound for each of the following kinds of oilseeds:

(A) Sunflower seed.

(B) Rapeseed.

(C) Canola.

(D) Safflower.

(E) Flaxseed.

(F) Mustard seed.

(G) Crambe.

(H) Sesame seed.

(I) Other oilseeds designated by the Secretary.

(13) In the case of dry peas, \$5.40 per hundredweight.

(14) In the case of lentils, \$11.28 per hundredweight.

(15) In the case of small chickpeas, \$8.54 per hundredweight.

(16) In the case of peanuts, \$355.00 per ton.

(17) In the case of graded wool, \$1.10 per pound.

(18) In the case of nongraded wool, \$0.40 per pound.

(19) In the case of honey, \$0.60 per pound.

(20) In the case of mohair, \$4.20 per pound.

(b) **SINGLE COUNTY LOAN RATE FOR OTHER OILSEEDS.**—The Secretary shall establish a single loan rate in each county for each kind of other oilseeds described in subsection (a)(12).

(c) **SPECIAL RULES FOR CORN AND GRAIN SORGHUM.**—

(1) **SINGLE COUNTY AND NATIONAL AVERAGE LOAN RATE.**—The Secretary shall—

(A) establish a single county loan rate for corn and grain sorghum in each county;

(B) establish a single national average loan rate for corn and grain sorghum; and

(C) determine each county loan rate and the national average loan rate for corn and grain sorghum and any and all other program loan rates applicable to corn and grain sorghum from a data set that includes prices for both commodities.

(2) **ADMINISTRATION.**—With respect to corn and grain sorghum, the Secretary—

(A) shall administer the applicable loan, marketing loan, counter-cyclical payment, and related programs from a single loan rate for corn and grain sorghum that is identical in each individual county;

(B) shall provide that any adjustment in the loan rate for location shall be determined and applied on the basis of the combined data set such that any transportation adjustment shall be the same for corn and grain sorghum in each individual county; and

(C) may provide for adjustments for grade, type, and quality as appropriate for the corn or grain sorghum involved in each specific transaction.

**SEC. 1203. TERM OF LOANS.**

(a) **TERM OF LOAN.**—In the case of each loan commodity, a marketing assistance loan under section 1201 shall have a term of 9 months beginning on the first day of the first month after the month in which the loan is made.

(b) **EXTENSIONS PROHIBITED.**—The Secretary may not extend the term of a marketing assistance loan for any loan commodity.

**SEC. 1204. REPAYMENT OF LOANS.**

(a) **GENERAL RULE.**—The Secretary shall permit the producers on a farm to repay a marketing assistance loan under section 1201 for a loan commodity (other than upland cotton, long grain rice, medium grain rice, short grain rice, extra long staple cotton, and confectionery and each other kind of sunflower seed (other than oil sunflower seed)) at the lesser of the following:

(1) The loan rate established for the commodity under section 1202, plus interest (determined in accordance with section 163 of the Federal Agriculture Improvement and Reform Act of 1996 (7 U.S.C. 7283)).

(2) A rate that the Secretary determines will—

(A) minimize potential loan forfeitures;

(B) minimize the accumulation of stocks of the commodity by the Federal Government;

(C) minimize the cost incurred by the Federal Government in storing the commodity;

(D) allow the commodity produced in the United States to be marketed freely and competitively, both domestically and internationally; and

(E) minimize discrepancies in marketing loan benefits across State boundaries and across county boundaries, if applicable.

(b) **REPAYMENT RATES FOR UPLAND COTTON AND RICE.**—The Secretary shall permit producers to repay a marketing assistance loan under section 1201 for upland cotton, long grain rice, medium grain rice, and short grain rice at a rate that is the lesser of—

(1) the loan rate established for the commodity under section 1202, plus interest (determined in accordance with section 163 of the Federal Agriculture Improvement and Reform Act of 1996 (7 U.S.C. 7283)); or

(2) the prevailing world market price for the commodity (adjusted to United States quality and location), as determined by the Secretary.

(c) **REPAYMENT RATES FOR EXTRA LONG STAPLE COTTON.**—Repayment of a marketing assistance loan for extra long staple cotton shall be at the loan rate established for the commodity under section 1202, plus interest (determined in accordance with section 163 of the Federal Agriculture Improvement and Reform Act of 1996 (7 U.S.C. 7283)).

(d) **PREVAILING WORLD MARKET PRICE.**—For purposes of this section and section 1207, the Secretary shall prescribe by regulation—

(1) a formula to determine the prevailing world market price for upland cotton, which shall be based on the Far East price of upland cotton;

(2) a formula to determine the prevailing world market price for—

(A) long grain rice; and

(B) medium and short grain rice;

(3) a mechanism by which the Secretary will announce periodically the prevailing world market price for upland cotton, long grain rice, and medium and short grain rice; and

(4) a mechanism by which the Secretary will make the adjustments, required by subsection (e), to the prevailing world market price for upland cotton, long grain rice, and medium and short grain rice.

(e) **ADJUSTMENT OF PREVAILING WORLD MARKET PRICE FOR UPLAND COTTON AND RICE.**—

(1) **RICE.**—The prevailing world market price for long grain, medium grain, and short grain rice determined in subsection (d) shall be adjusted to United States quality and location.

(2) **COTTON.**—The prevailing world market price for upland cotton, determined in subsection (d) shall be—

(A) adjusted to United States quality and location, with such quality adjustment to include—

(i) any existing United States loan schedule premiums for Comparable United States Quality; and

(ii) a reduction equal to any United States Premium Factor to upland cotton of a quality higher than Middling (M) 1 $\frac{3}{32}$ -inch; and

(B) adjusted to take into account average costs to market the commodity, including average transportation costs, as determined by the Secretary.

(f) **ADDITIONAL ADJUSTMENT AUTHORITY REGARDING PREVAILING WORLD MARKET PRICE FOR UPLAND COTTON.**—

(1) **IN GENERAL.**—During the period beginning on the date of the enactment of this Act through July 31, 2013, the Secretary may further adjust the prevailing world market price for upland cotton (adjusted under subsection (d)) if the Secretary determines such adjustment necessary—

(A) to minimize potential loan forfeitures;

(B) to minimize the accumulation of stocks of the commodity by the Federal Government;

(C) to allow the commodity produced in the United States to be marketed freely and competitively, both domestically and internationally;

(D) to ensure that United States cotton is competitive in world markets; and

(E) to ensure an appropriate transition between current-crop and forward-crop price quotations, except that the Secretary may use forward-crop price quotations prior to July 31 of the current marketing year only if there are less than three current-crop price quotations and only if such forward-crop price quotation is the lowest such quotation available.

(2) **GUIDELINES FOR ADDITIONAL ADJUSTMENT.**—In further adjusting the prevailing world market price for upland cotton under this subsection, the Secretary shall establish a mechanism for determining and announcing such adjustments in order to avoid undue disruption in the United States market.

(g) **REPAYMENT RATES FOR CONFECTIONERY AND OTHER KINDS OF SUNFLOWER SEEDS.**—The Secretary shall permit the producers on a farm to repay a marketing assistance loan under section 1201 for confectionery and each other kind of sunflower seed (other than oil sunflower seed) at a rate that is the lesser of—

(1) the loan rate established for the commodity under section 1202, plus interest (determined in accordance with section 163 of the Federal Agriculture Improvement and Reform Act of 1996 (7 U.S.C. 7283)); or

(2) the repayment rate established for oil sunflower seed.

(h) **QUALITY GRADES FOR DRY PEAS, LENTILS, AND SMALL CHICKPEAS.**—The loan repayment rate for dry peas, lentils, and small chickpeas shall be based on the quality grades for the applicable commodity.

**SEC. 1205. LOAN DEFICIENCY PAYMENTS.**

(a) **AVAILABILITY OF LOAN DEFICIENCY PAYMENTS.**—

(1) **IN GENERAL.**—Except as provided in subsection (d), the Secretary may make loan deficiency payments available to producers on a farm that, although eligible to obtain a marketing assistance loan under section 1201 with respect to a loan commodity, agree to forgo obtaining the loan for the commodity in return for loan deficiency payments under this section.

(2) **UNSHORN PELTS, HAY, AND SILAGE.**—

(A) **MARKETING ASSISTANCE LOANS.**—Subject to subparagraph (B), nongraded wool in the form of unshorn pelts and hay and silage derived from a loan commodity are not eligible for a marketing assistance loan under section 1201.

(B) **LOAN DEFICIENCY PAYMENT.**—Effective for the 2008 through 2012 crop years, the Secretary may make loan deficiency payments available under this section to producers on a farm that produce unshorn pelts or hay and silage derived from a loan commodity.

(b) **COMPUTATION.**—A loan deficiency payment for a loan commodity or commodity referred to in subsection (a)(2) shall be computed by multiplying—

(1) the payment rate determined under subsection (c) for the commodity; by

(2) the quantity of the commodity produced by the eligible producers, excluding any quantity for which the producers obtain a marketing assistance loan under section 1201.

(c) **PAYMENT RATE.**—

(1) **IN GENERAL.**—In the case of a loan commodity, the payment rate shall be the amount by which—

(A) the loan rate established under section 1202 for the loan commodity; exceeds

(B) the rate at which a marketing assistance loan for the loan commodity may be repaid under section 1204.

(2) **UNSHORN PELTS.**—In the case of unshorn pelts, the payment rate shall be the amount by which—

(A) the loan rate established under section 1202 for ungraded wool; exceeds

(B) the rate at which a marketing assistance loan for ungraded wool may be repaid under section 1204.

(3) **HAY AND SILAGE.**—In the case of hay or silage derived from a loan commodity, the payment rate shall be the amount by which—

(A) the loan rate established under section 1202 for the loan commodity from which the hay or silage is derived; exceeds

(B) the rate at which a marketing assistance loan for the loan commodity may be repaid under section 1204.

(d) **EXCEPTION FOR EXTRA LONG STAPLE COTTON.**—This section shall not apply with respect to extra long staple cotton.

(e) **EFFECTIVE DATE FOR PAYMENT RATE DETERMINATION.**—The Secretary shall determine the amount of the loan deficiency payment to be made under this section to the producers on a farm with respect to a quantity of a loan commodity or commodity referred to in subsection (a)(2) using the payment rate in effect under subsection (c) as of the date the producers request the payment.

**SEC. 1206. PAYMENTS IN LIEU OF LOAN DEFICIENCY PAYMENTS FOR GRAZED ACREAGE.**

(a) **ELIGIBLE PRODUCERS.**—

(1) **IN GENERAL.**—Effective for the 2008 through 2012 crop years, in the case of a producer that would be eligible for a loan deficiency payment under section 1205 for wheat, barley, or oats, but that elects to use acreage planted to the wheat, barley, or oats for the grazing of livestock, the Secretary shall make a payment to the producer under this section if the producer enters into an agreement with the Secretary to forgo any other harvesting of the wheat, barley, or oats on that acreage.

(2) **GRAZING OF TRITICALE ACREAGE.**—Effective for the 2008 through 2012 crop years, with respect to a producer on a farm that uses acreage planted to triticale for the grazing of livestock, the Secretary shall make a payment to the producer under this section if the producer enters into an agreement with the Secretary to forgo any other harvesting of triticale on that acreage.

(b) **PAYMENT AMOUNT.**—

(1) **IN GENERAL.**—The amount of a payment made under this section to a producer on a farm described in subsection (a)(1) shall be equal to the amount determined by multiplying—

(A) the loan deficiency payment rate determined under section 1205(c) in effect, as of the date of the agreement, for the county in which the farm is located; by

(B) the payment quantity determined by multiplying—

(i) the quantity of the grazed acreage on the farm with respect to which the producer elects to forgo harvesting of wheat, barley, or oats; and

(ii) the payment yield in effect for the calculation of direct payments under subtitle A with respect to that loan commodity on the farm or, in the case of a farm without a payment yield for that loan commodity, an appropriate yield established by the Secretary in a manner consistent with section 1102 of the Farm Security and Rural Investment Act of 2002 (7 U.S.C. 7912).

(2) **GRAZING OF TRITICALE ACREAGE.**—The amount of a payment made under this section to a producer on a farm described in subsection (a)(2) shall be equal to the amount determined by multiplying—

(A) the loan deficiency payment rate determined under section 1205(c) in effect for wheat, as of the date of the agreement, for the county in which the farm is located; by

(B) the payment quantity determined by multiplying—

(i) the quantity of the grazed acreage on the farm with respect to which the producer elects to forgo harvesting of triticale; and

(ii) the payment yield in effect for the calculation of direct payments under subtitle A with respect to wheat on the farm or, in the case of a farm without a payment yield for wheat, an appropriate yield established by the Secretary in a manner consistent with section 1102 of the Farm Security and Rural Investment Act of 2002 (7 U.S.C. 7912).

(c) TIME, MANNER, AND AVAILABILITY OF PAYMENT.—

(1) TIME AND MANNER.—A payment under this section shall be made at the same time and in the same manner as loan deficiency payments are made under section 1205.

(2) AVAILABILITY.—

(A) IN GENERAL.—The Secretary shall establish an availability period for the payments authorized by this section.

(B) CERTAIN COMMODITIES.—In the case of wheat, barley, and oats, the availability period shall be consistent with the availability period for the commodity established by the Secretary for marketing assistance loans authorized by this subtitle.

(d) PROHIBITION ON CROP INSURANCE INDEMNITY OR NONINSURED CROP ASSISTANCE.—A 2008 through 2012 crop of wheat, barley, oats, or triticale planted on acreage that a producer elects, in the agreement required by subsection (a), to use for the grazing of livestock in lieu of any other harvesting of the crop shall not be eligible for an indemnity under the Federal Crop Insurance Act (7 U.S.C. 1501 et seq.) or noninsured crop assistance under section 196 of the Federal Agriculture Improvement and Reform Act of 1996 (7 U.S.C. 7333).

#### SEC. 1207. SPECIAL MARKETING LOAN PROVISIONS FOR UPLAND COTTON.

(a) SPECIAL IMPORT QUOTA.—

(1) DEFINITION OF SPECIAL IMPORT QUOTA.—In this subsection, the term “special import quota” means a quantity of imports that is not subject to the over-quota tariff rate of a tariff-rate quota.

(2) ESTABLISHMENT.—

(A) IN GENERAL.—The President shall carry out an import quota program during the period beginning on the date of the enactment of this Act through July 31, 2013, as provided in this subsection.

(B) PROGRAM REQUIREMENTS.—Whenever the Secretary determines and announces that for any consecutive 4-week period, the Friday through Thursday average price quotation for the lowest-priced United States growth, as quoted for Middling (M) 1<sup>3</sup>/<sub>32</sub>-inch cotton, delivered C/F Far East, exceeds the Far East price there shall immediately be in effect a special import quota.

(3) QUANTITY.—The quota shall be equal to 1 week’s consumption of upland cotton by domestic mills at the seasonally adjusted average rate of the most recent 3 months for which data are available.

(4) APPLICATION.—The quota shall apply to upland cotton purchased not later than 90 days after the date of the Secretary’s announcement under paragraph (1) and entered into the United States not later than 180 days after that date.

(5) OVERLAP.—A special quota period may be established that overlaps any existing quota period if required by paragraph (2), except that a special quota period may not be established under this subsection if a quota period has been established under subsection (b).

(6) PREFERENTIAL TARIFF TREATMENT.—The quantity under a special import quota shall be considered to be an in-quota quantity for purposes of—

(A) section 213(d) of the Caribbean Basin Economic Recovery Act (19 U.S.C. 2703(d));

(B) section 204 of the Andean Trade Preference Act (19 U.S.C. 3203);

(C) section 503(d) of the Trade Act of 1974 (19 U.S.C. 2463(d)); and

(D) General Note 3(a)(iv) to the Harmonized Tariff Schedule.

(7) LIMITATION.—The quantity of cotton entered into the United States during any marketing year under the special import quota established under this subsection may not exceed the equivalent of 10 week’s consumption of upland cotton by domestic mills at the seasonally adjusted average rate of the 3 months immediately preceding the first special import quota established in any marketing year.

(b) LIMITED GLOBAL IMPORT QUOTA FOR UPLAND COTTON.—

(1) DEFINITIONS.—In this subsection:

(A) SUPPLY.—The term “supply” means, using the latest official data of the Bureau of the Census, the Department of Agriculture, and the Department of the Treasury—

(i) the carry-over of upland cotton at the beginning of the marketing year (adjusted to 480-pound bales) in which the quota is established;

(ii) production of the current crop; and

(iii) imports to the latest date available during the marketing year.

(B) DEMAND.—The term “demand” means—

(i) the average seasonally adjusted annual rate of domestic mill consumption during the most recent 3 months for which data are available; and

(ii) the larger of—

(I) average exports of upland cotton during the preceding 6 marketing years; or

(II) cumulative exports of upland cotton plus outstanding export sales for the marketing year in which the quota is established.

(C) LIMITED GLOBAL IMPORT QUOTA.—The term “limited global import quota” means a quantity of imports that is not subject to the over-quota tariff rate of a tariff-rate quota.

(2) PROGRAM.—The President shall carry out an import quota program that provides that whenever the Secretary determines and announces that the average price of the base quality of upland cotton, as determined by the Secretary, in the designated spot markets for a month exceeded 130 percent of the average price of the quality of cotton in the markets for the preceding 36 months, notwithstanding any other provision of law, there shall immediately be in effect a limited global import quota subject to the following conditions:

(A) QUANTITY.—The quantity of the quota shall be equal to 21 days of domestic mill consumption of upland cotton at the seasonally adjusted average rate of the most recent 3 months for which data are available.

(B) QUANTITY IF PRIOR QUOTA.—If a quota has been established under this subsection during the preceding 12 months, the quantity of the quota next established under this subsection shall be the smaller of 21 days of domestic mill consumption calculated under subparagraph (A) or the quantity required to increase the supply to 130 percent of the demand.

(C) PREFERENTIAL TARIFF TREATMENT.—The quantity under a limited global import quota shall be considered to be an in-quota quantity for purposes of—

(i) section 213(d) of the Caribbean Basin Economic Recovery Act (19 U.S.C. 2703(d));

(ii) section 204 of the Andean Trade Preference Act (19 U.S.C. 3203);

(iii) section 503(d) of the Trade Act of 1974 (19 U.S.C. 2463(d)); and

(iv) General Note 3(a)(iv) to the Harmonized Tariff Schedule.

(D) QUOTA ENTRY PERIOD.—When a quota is established under this subsection, cotton may be entered under the quota during the 90-day period beginning on the date the quota is established by the Secretary.

(3) NO OVERLAP.—Notwithstanding paragraph (2), a quota period may not be established that overlaps an existing quota period

or a special quota period established under subsection (a).

(c) ECONOMIC ADJUSTMENT ASSISTANCE TO USERS OF UPLAND COTTON.—

(1) ISSUANCE OF MARKETING CERTIFICATES OR CASH PAYMENTS.—During the period beginning on the date of the enactment of this Act through July 31, 2013, the Secretary shall issue, on a monthly basis, marketing certificates or cash payments, at the option of the recipient, to domestic users of upland cotton for all documented use of upland cotton during the previous monthly period regardless of the origin of the upland cotton.

(2) VALUE OF CERTIFICATES OR PAYMENTS.—The value of the marketing certificates or cash payments shall be 4 cents per pound.

(3) ALLOWABLE PURPOSES.—Economic adjustment assistance under this subsection shall be made available only to domestic users of upland cotton that certify that such funds shall be used only for acquisition, construction, installation, modernization, development, conversion, or expansion of land, plant, buildings, equipment, facilities, or machinery.

(4) REVIEW OR AUDIT.—The Secretary may conduct such review or audit of the records of a domestic user under this subsection as determined necessary to carry out the provisions of this subsection.

(5) IMPROPER USE OF ASSISTANCE.—If the Secretary determines, after a review or audit of the records of the domestic user, that economic adjustment assistance under this subsection was not used for the purposes specified in paragraph (3), the domestic user shall be liable to repay such assistance to the Secretary, plus interest, as determined by the Secretary, and shall be ineligible to participate in the program established by this subsection for a period of 12 months following the determination of the Secretary.

#### SEC. 1208. SPECIAL COMPETITIVE PROVISIONS FOR EXTRA LONG STAPLE COTTON.

(a) COMPETITIVENESS PROGRAM.—Notwithstanding any other provision of law, during the period beginning on the date of the enactment of this Act through July 31, 2013, the Secretary shall carry out a program—

(1) to maintain and expand the domestic use of extra long staple cotton produced in the United States;

(2) to increase exports of extra long staple cotton produced in the United States; and

(3) to ensure that extra long staple cotton produced in the United States remains competitive in world markets.

(b) PAYMENTS UNDER PROGRAM; TRIGGER.—Under the program, the Secretary shall make payments available under this section whenever—

(1) for a consecutive 4-week period, the world market price for the lowest priced competing growth of extra long staple cotton (adjusted to United States quality and location and for other factors affecting the competitiveness of such cotton), as determined by the Secretary, is below the prevailing United States price for a competing growth of extra long staple cotton; and

(2) the lowest priced competing growth of extra long staple cotton (adjusted to United States quality and location and for other factors affecting the competitiveness of such cotton), as determined by the Secretary, is less than 134 percent of the loan rate for extra long staple cotton.

(c) ELIGIBLE RECIPIENTS.—The Secretary shall make payments available under this section to domestic users of extra long staple cotton produced in the United States and exporters of extra long staple cotton produced in the United States that enter into an agreement with the Commodity Credit Corporation to participate in the program under this section.

(d) PAYMENT AMOUNT.—Payments under this section shall be based on the amount of

the difference in the prices referred to in subsection (b)(1) during the fourth week of the consecutive 4-week period multiplied by the amount of documented purchases by domestic users and sales for export by exporters made in the week following such a consecutive 4-week period.

(e) **FORM OF PAYMENT.**—Payments under this section shall be made through the issuance of cash or marketing certificates, at the option of eligible recipients of the payments.

**SEC. 1209. AVAILABILITY OF RECOURSE LOANS FOR HIGH MOISTURE FEED GRAINS AND SEED COTTON.**

(a) **HIGH MOISTURE FEED GRAINS.**—

(1) **DEFINITION OF HIGH MOISTURE STATE.**—In this subsection, the term “high moisture state” means corn or grain sorghum having a moisture content in excess of Commodity Credit Corporation standards for marketing assistance loans made by the Secretary under section 1201.

(2) **RECOURSE LOANS AVAILABLE.**—For each of the 2008 through 2012 crops of corn and grain sorghum, the Secretary shall make available recourse loans, as determined by the Secretary, to producers on a farm that—

(A) normally harvest all or a portion of their crop of corn or grain sorghum in a high moisture state;

(B) present—

(i) certified scale tickets from an inspected, certified commercial scale, including a licensed warehouse, feedlot, feed mill, distillery, or other similar entity approved by the Secretary, pursuant to regulations issued by the Secretary; or

(ii) field or other physical measurements of the standing or stored crop in regions of the United States, as determined by the Secretary, that do not have certified commercial scales from which certified scale tickets may be obtained within reasonable proximity of harvest operation;

(C) certify that they were the owners of the feed grain at the time of delivery to, and that the quantity to be placed under loan under this subsection was in fact harvested on the farm and delivered to, a feedlot, feed mill, or commercial or on-farm high-moisture storage facility, or to a facility maintained by the users of corn and grain sorghum in a high moisture state; and

(D) comply with deadlines established by the Secretary for harvesting the corn or grain sorghum and submit applications for loans under this subsection within deadlines established by the Secretary.

(3) **ELIGIBILITY OF ACQUIRED FEED GRAINS.**—A loan under this subsection shall be made on a quantity of corn or grain sorghum of the same crop acquired by the producer equivalent to a quantity determined by multiplying—

(A) the acreage of the corn or grain sorghum in a high moisture state harvested on the producer’s farm; by

(B) the lower of the farm program payment yield used to make counter-cyclical payments under subtitle A or the actual yield on a field, as determined by the Secretary, that is similar to the field from which the corn or grain sorghum was obtained.

(b) **RECOURSE LOANS AVAILABLE FOR SEED COTTON.**—For each of the 2008 through 2012 crops of upland cotton and extra long staple cotton, the Secretary shall make available recourse seed cotton loans, as determined by the Secretary, on any production.

(c) **REPAYMENT RATES.**—Repayment of a recourse loan made under this section shall be at the loan rate established for the commodity by the Secretary, plus interest (determined in accordance with section 163 of the Federal Agriculture Improvement and Reform Act of 1996 (7 U.S.C. 7283)).

**SEC. 1210. DEADLINE FOR REPAYMENT OF MARKETING ASSISTANCE LOAN FOR PEANUTS.**

(a) **JUNE 30 REDEMPTION DEADLINE.**—Notwithstanding any other provision of law, a marketing assistance loan for peanuts may not be redeemed after June 30 of the year subsequent to the year in which the peanuts were harvested.

(b) **EFFECT OF FAILURE TO REDEEM.**—A marketing assistance loan for peanuts that is not redeemed before the deadline imposed by subsection (a) shall be deemed to be forfeited to the Commodity Credit Corporation.

**SEC. 1211. COMMODITY QUALITY INCENTIVE PAYMENTS FOR HEALTHY OILSEEDS.**

(a) **INCENTIVE PAYMENTS REQUIRED.**—Subject to the availability of funds for this purpose, the Secretary shall provide commodity quality incentive payments during the 2009 through 2013 crop years for the production of oilseeds with specialized traits that enhance human health, as determined by the Secretary.

(b) **COVERED OILSEEDS.**—The Secretary shall make payments under this section only for the production of an oilseed that has, as determined by the Secretary—

(1) been demonstrated to reduce or eliminate the need to partially hydrogenate the oil derived from the oilseed for use in human consumption; and

(2) 1 or more traits for which compelling impediments to commercialization have been identified.

(c) **REQUEST FOR PROPOSALS.**—

(1) **ISSUANCE.**—If funds are available to carry out this section for a crop year, the Secretary shall issue a request for proposals for payments under this section.

(2) **MULTIYEAR PROPOSALS.**—An entity may submit a multiyear proposal for payments under this section.

(3) **CONTENT OF PROPOSALS.**—A proposal for payments under this section shall include a description of—

(A) each trait of the oilseed described in subsection (b)(2) and the value of the trait as a matter of public policy;

(B) the projected market size and value of the trait;

(C) the projected impact of the proposal on—

(i) the future price of loan commodities; and

(ii) if appropriate, on Federal Government farm program outlays to support loan commodities;

(D) a range for the amount of total per bushel premiums to be paid to producers;

(E) a per bushel amount of incentive payments requested for each year under this section that—

(i) does not exceed ½ of the total premium offered for any year; and

(ii) declines over time;

(F) the period of time, of not to exceed 4 years, during which incentive payments are to be provided to producers; and

(G) the targeted total quantity of production and estimated acres needed to produce the targeted quantity for each year under this section.

(d) **CONTRACTS FOR PRODUCTION.**—

(1) **IN GENERAL.**—The Secretary shall approve successful proposals submitted under subsection (c) on a timely basis so as to allow successful applicants to offer production contracts to producers beginning in advance of the spring planting season for the 2009 crop year.

(2) **MULTIYEAR CONTRACTS.**—A successful applicant may enter into a multiyear contract with—

(A) a specific group of producers; or

(B) various groups of producers.

(3) **TIMING OF PAYMENTS.**—The Secretary shall make payments under this section after the Secretary receives documentation

that the total premium offered for crops produced under a contract (including the amount of incentive payments) has been made to covered producers.

(e) **ADMINISTRATION.**—If funding provided for a crop year is not fully allocated under the initial request for proposals under subsection (c), the Secretary shall issue additional requests for proposals for subsequent years under this section.

(f) **AUTHORIZATION OF APPROPRIATIONS.**—There are authorized to be appropriated such sums as are necessary to carry out this section for each of fiscal years 2009 through 2013.

**Subtitle C—Sugar**

**SEC. 1301. SUGAR PROGRAM.**

(a) **IN GENERAL.**—Section 156 of the Federal Agriculture Improvement and Reform Act of 1996 (7 U.S.C. 7272) is amended to read as follows:

**“SEC. 156. SUGAR PROGRAM.**

“(a) **SUGARCANE.**—The Secretary shall make loans for raw cane sugar available to processors of domestically grown sugarcane at a rate equal to 18.5 cents per pound for each of the 2008 through 2012 crop years.

“(b) **SUGAR BEETS.**—The Secretary shall make loans for refined beet sugar available to processors of domestically grown sugar beets at a rate equal to 23.5 cents per pound for each of the 2008 through 2012 crop years.

“(c) **TERM OF LOANS.**—

“(1) **IN GENERAL.**—A loan under this section during any fiscal year shall be made available not earlier than the beginning of the fiscal year and shall mature at the earlier of—

“(A) the end of the 9-month period beginning on the first day of the first month after the month in which the loan is made; or

“(B) the end of the fiscal year in which the loan is made.

“(2) **SUPPLEMENTAL LOANS.**—In the case of a loan made under this section in the last 3 months of a fiscal year, the processor may repledge the sugar as collateral for a second loan in the subsequent fiscal year, except that the second loan shall—

“(A) be made at the loan rate in effect at the time the first loan was made; and

“(B) mature in 9 months less the quantity of time that the first loan was in effect.

“(d) **LOAN TYPE; PROCESSOR ASSURANCES.**—

“(1) **NONRECOURSE LOANS.**—The Secretary shall carry out this section through the use of nonrecourse loans.

“(2) **PROCESSOR ASSURANCES.**—

“(A) **IN GENERAL.**—The Secretary shall obtain from each processor that receives a loan under this section such assurances as the Secretary considers adequate to ensure that the processor will provide payments to producers that are proportional to the value of the loan received by the processor for the sugar beets and sugarcane delivered by producers to the processor.

“(B) **MINIMUM PAYMENTS.**—

“(i) **IN GENERAL.**—Subject to clause (ii), the Secretary may establish appropriate minimum payments for purposes of this paragraph.

“(ii) **LIMITATION.**—In the case of sugar beets, the minimum payment established under clause (i) shall not exceed the rate of payment provided for under the applicable contract between a sugar beet producer and a sugar beet processor.

“(3) **ADMINISTRATION.**—The Secretary may not impose or enforce any prenotification requirement, or similar administrative requirement not otherwise in effect on May 13, 2002, that has the effect of preventing a processor from electing to forfeit the loan collateral (of an acceptable grade and quality) on the maturity of the loan.

“(e) **LOANS FOR IN-PROCESS SUGAR.**—

“(1) **DEFINITION OF IN-PROCESS SUGARS AND SYRUPS.**—In this subsection, the term ‘in-process sugars and syrups’ does not include

raw sugar, liquid sugar, invert sugar, invert syrup, or other finished product that is otherwise eligible for a loan under subsection (a) or (b).

“(2) AVAILABILITY.—The Secretary shall make nonrecourse loans available to processors of a crop of domestically grown sugarcane and sugar beets for in-process sugars and syrups derived from the crop.

“(3) LOAN RATE.—The loan rate shall be equal to 80 percent of the loan rate applicable to raw cane sugar or refined beet sugar, as determined by the Secretary on the basis of the source material for the in-process sugars and syrups.

“(4) FURTHER PROCESSING ON FORFEITURE.—

“(A) IN GENERAL.—As a condition of the forfeiture of in-process sugars and syrups serving as collateral for a loan under paragraph (2), the processor shall, within such reasonable time period as the Secretary may prescribe and at no cost to the Commodity Credit Corporation, convert the in-process sugars and syrups into raw cane sugar or refined beet sugar of acceptable grade and quality for sugars eligible for loans under subsection (a) or (b).

“(B) TRANSFER TO CORPORATION.—Once the in-process sugars and syrups are fully processed into raw cane sugar or refined beet sugar, the processor shall transfer the sugar to the Commodity Credit Corporation.

“(C) PAYMENT TO PROCESSOR.—On transfer of the sugar, the Secretary shall make a payment to the processor in an amount equal to the amount obtained by multiplying—

“(i) the difference between—

“(I) the loan rate for raw cane sugar or refined beet sugar, as appropriate; and

“(II) the loan rate the processor received under paragraph (3); by

“(ii) the quantity of sugar transferred to the Secretary.

“(5) LOAN CONVERSION.—If the processor does not forfeit the collateral as described in paragraph (4), but instead further processes the in-process sugars and syrups into raw cane sugar or refined beet sugar and repays the loan on the in-process sugars and syrups, the processor may obtain a loan under subsection (a) or (b) for the raw cane sugar or refined beet sugar, as appropriate.

“(6) TERM OF LOAN.—The term of a loan made under this subsection for a quantity of in-process sugars and syrups, when combined with the term of a loan made with respect to the raw cane sugar or refined beet sugar derived from the in-process sugars and syrups, may not exceed 9 months, consistent with subsection (c).

“(f) AVOIDING FORFEITURES; CORPORATION INVENTORY DISPOSITION.—

“(1) IN GENERAL.—Subject to subsection (d)(3), to the maximum extent practicable, the Secretary shall operate the program established under this section at no cost to the Federal Government by avoiding the forfeiture of sugar to the Commodity Credit Corporation.

“(2) INVENTORY DISPOSITION.—

“(A) IN GENERAL.—To carry out paragraph (1), the Commodity Credit Corporation may accept bids to obtain raw cane sugar or refined beet sugar in the inventory of the Commodity Credit Corporation from (or otherwise make available such commodities, on appropriate terms and conditions, to) processors of sugarcane and processors of sugar beets (acting in conjunction with the producers of the sugarcane or sugar beets processed by the processors) in return for the reduction of production of raw cane sugar or refined beet sugar, as appropriate.

“(B) BIOENERGY FEEDSTOCK.—If a reduction in the quantity of production accepted under subparagraph (A) involves sugar beets or sugarcane that has already been planted, the sugar beets or sugarcane so planted may not

be used for any commercial purpose other than as a bioenergy feedstock.

“(C) ADDITIONAL AUTHORITY.—The authority provided under this paragraph is in addition to any authority of the Commodity Credit Corporation under any other law.

“(g) INFORMATION REPORTING.—

“(1) DUTY OF PROCESSORS AND REFINERS TO REPORT.—A sugarcane processor, cane sugar refiner, and sugar beet processor shall furnish the Secretary, on a monthly basis, such information as the Secretary may require to administer sugar programs, including the quantity of purchases of sugarcane, sugar beets, and sugar, and production, importation, distribution, and stock levels of sugar.

“(2) DUTY OF PRODUCERS TO REPORT.—

“(A) PROPORTIONATE SHARE STATES.—As a condition of a loan made to a processor for the benefit of a producer, the Secretary shall require each producer of sugarcane located in a State (other than the Commonwealth of Puerto Rico) in which there are in excess of 250 producers of sugarcane to report, in the manner prescribed by the Secretary, the sugarcane yields and acres planted to sugarcane of the producer.

“(B) OTHER STATES.—The Secretary may require each producer of sugarcane or sugar beets not covered by subparagraph (A) to report, in a manner prescribed by the Secretary, the yields of, and acres planted to, sugarcane or sugar beets, respectively, of the producer.

“(3) DUTY OF IMPORTERS TO REPORT.—

“(A) IN GENERAL.—Except as provided in subparagraph (B), the Secretary shall require an importer of sugars, syrups, or molasses to be used for human consumption or to be used for the extraction of sugar for human consumption to report, in the manner prescribed by the Secretary, the quantities of the products imported by the importer and the sugar content or equivalent of the products.

“(B) TARIFF-RATE QUOTAS.—Subparagraph (A) shall not apply to sugars, syrups, or molasses that are within the quantities of tariff-rate quotas that are subject to the lower rate of duties.

“(4) COLLECTION OF INFORMATION ON MEXICO.—

“(A) COLLECTION.—The Secretary shall collect—

“(i) information on the production, consumption, stocks and trade of sugar in Mexico, including United States exports of sugar to Mexico; and

“(ii) publicly available information on Mexican production, consumption, and trade of high fructose corn syrups, including United States exports of high fructose corn syrups to Mexico.

“(B) PUBLICATION.—The data collected under subparagraph (A) shall be published in each edition of the World Agricultural Supply and Demand Estimates.

“(5) PENALTY.—Any person willfully failing or refusing to furnish the information required to be reported by paragraph (1), (2), or (3), or furnishing willfully false information, shall be subject to a civil penalty of not more than \$10,000 for each such violation.

“(6) MONTHLY REPORTS.—Taking into consideration the information received under this subsection, the Secretary shall publish on a monthly basis composite data on production, imports, distribution, and stock levels of sugar.

“(h) SUBSTITUTION OF REFINED SUGAR.—For purposes of Additional U.S. Note 6 to chapter 17 of the Harmonized Tariff Schedule of the United States and the reexport programs and polyhydric alcohol program administered by the Secretary, all refined sugars (whether derived from sugar beets or sugarcane) produced by cane sugar refineries and beet sugar processors shall be fully substitutable for the export of sugar and sugar-containing products under those programs.

“(i) EFFECTIVE PERIOD.—This section shall be effective only for the 2008 through 2012 crops of sugar beets and sugarcane.”

(b) TRANSITION.—The Secretary of Agriculture shall make loans for raw cane sugar and refined beet sugar available for the 2007 crop year on the terms and conditions provided in section 156 of the Federal Agriculture Improvement and Reform Act of 1996 (7 U.S.C. 7272), as in effect on the day before the date of the enactment of this Act.

#### SEC. 1302. UNITED STATES MEMBERSHIP IN THE INTERNATIONAL SUGAR ORGANIZATION.

The Secretary of Agriculture shall work with the Secretary of State to restore United States membership in the International Sugar Organization within one year after the date of enactment of this Act.

#### SEC. 1303. FLEXIBLE MARKETING ALLOTMENTS FOR SUGAR.

(a) DEFINITION OF HUMAN CONSUMPTION.—Section 359a of the Agricultural Adjustment Act of 1938 (7 U.S.C. 1359aa) is amended—

(1) by redesignating paragraphs (1) through (4) as paragraphs (2) through (5), respectively; and

(2) by inserting before paragraph (2), as so redesignated, the following new paragraph (1):

“(1) HUMAN CONSUMPTION.—The term ‘human consumption’, when used in the context of a reference to sugar (whether in the form of sugar, in-process sugar, syrup, molasses, or in some other form) for human consumption, includes sugar for use in human food, beverages, or similar products.”

(b) SUGAR ALLOTMENTS.—Section 359b of the Agricultural Adjustment Act of 1938 (7 U.S.C. 1359bb) is amended to read as follows:

#### “SEC. 359b. FLEXIBLE MARKETING ALLOTMENTS FOR SUGAR.

“(a) SUGAR ESTIMATES.—

“(1) IN GENERAL.—Not later than August 1 before the beginning of each of the 2008 through 2012 crop years for sugarcane and sugar beets, the Secretary shall estimate—

“(A) the quantity of sugar that will be subject to human consumption in the United States during the crop year;

“(B) the quantity of sugar that would provide for reasonable carryover stocks;

“(C) the quantity of sugar that will be available from carry-in stocks for human consumption in the United States during the crop year;

“(D) the quantity of sugar that will be available from the domestic processing of sugarcane, sugar beets, and in-process beet sugar; and

“(E) the quantity of sugars, syrups, and molasses that will be imported for human consumption or to be used for the extraction of sugar for human consumption in the United States during the crop year, whether such articles are under a tariff-rate quota or are in excess or outside of a tariff-rate quota.

“(2) EXCLUSION.—The estimates under this subsection shall not apply to sugar imported for the production of polyhydric alcohol or to any sugar refined and reexported in refined form or in products containing sugar.

“(3) REESTIMATES.—The Secretary shall make reestimates of sugar consumption, stocks, production, and imports for a crop year as necessary, but no later than the beginning of each of the second through fourth quarters of the crop year.

“(b) SUGAR ALLOTMENTS.—

“(1) ESTABLISHMENT.—By the beginning of each crop year, the Secretary shall establish for that crop year appropriate allotments under section 359c for the marketing by processors of sugar processed from sugarcane or sugar beets or in-process beet sugar (whether such sugar beets or in-process beet sugar was produced domestically or imported) at a



level sufficient to maintain raw and refined sugar prices above forfeiture levels so that there will be no forfeitures of sugar to the Commodity Credit Corporation under the loan program for sugar established under section 156 of the Federal Agriculture Improvement and Reform Act of 1996 (7 U.S.C. 7272).

“(2) MINIMUM.—The level of allotments established under paragraph (1) may not be less than 85 percent of the estimated quantity of sugar for domestic human consumption for the crop year.

“(3) PRODUCTS.—The Secretary may include sugar products, whose majority content is sucrose, in the allotments established under paragraph (1) if the Secretary determines that the inclusion of such sugar products is appropriate for controlling the supply of sugar for human consumption.

“(C) COVERAGE OF ALLOTMENTS.—

“(1) IN GENERAL.—The marketing allotments provided for in this part shall apply to the marketing by processors of sugar intended for domestic human consumption that has been processed from sugar cane or sugar beets or in-process beet sugar (whether such sugar beets or in-process beet sugar was produced domestically or imported).

“(2) EXCEPTIONS.—Consistent with the administration of marketing allotments during crop years 2002 through 2007, the marketing allotments shall not apply to sugar sold—

“(A) to facilitate the exportation of such sugar to a foreign country, except that such exports of sugar shall not be eligible to receive credits under re-export programs for refined sugar or sugar containing products administered by the Secretary;

“(B) to enable another processor to fulfill an allocation established for such other processor, except that such sales must be made before May 1 and must be reported to the Secretary; or

“(C) for uses other than domestic human consumption.

“(d) PROHIBITIONS.—

“(1) IN GENERAL.—During any crop year or portion thereof for which marketing allotments have been established, no processor of sugar beets or sugarcane shall market for domestic human consumption a quantity of sugar in excess of the allocation established for such processor, except to enable another processor to fulfill an allocation established for such other processor or to facilitate the exportation of such sugar.

“(2) CIVIL PENALTY.—Any processor who knowingly violates paragraph (1) shall be liable to the Commodity Credit Corporation for a civil penalty in an amount equal to 3 times the United States market value, at the time of the commission of the violation, of that quantity of sugar involved in the violation.

“(3) DEFINITION OF MARKET.—For purposes of this part, the term ‘market’ shall mean to sell or otherwise dispose of in commerce in the United States, including—

“(A) the forfeiture of sugar under the loan program for sugar under section 156 of the Federal Agriculture Improvement and Reform Act of 1996 (7 U.S.C. 7272) and such forfeited sugar shall be deemed to have been marketed during the crop year in which the loan was made;

“(B) with respect to any integrated processor and refiner, the movement of raw cane sugar into the refining process; and

“(C) the sale of sugar for the production of ethanol or other bioenergy product, if such ethanol or bioenergy product is the subject of a payment under the feedstock flexibility program for bioenergy producers.”

(c) ESTABLISHMENT.—Section 359c of the Agricultural Adjustment Act of 1938 (7 U.S.C. 1359c) is amended—

(1) by striking subsection (b) and inserting the following new subsection:

“(b) OVERALL ALLOTMENT QUANTITY.—

“(1) IN GENERAL.—The Secretary shall establish the overall quantity of sugar to be allotted for the crop year (in this part referred to as the ‘overall allotment quantity’) at a level sufficient to maintain raw and refined sugar prices above forfeiture levels to avoid the forfeiture of sugar to the Commodity Credit Corporation.

“(2) MINIMUM.—The overall allotment quantity established under paragraph (1) may not be less than 85 percent of the estimated quantity of sugar for domestic human consumption for the crop year.

“(3) ADJUSTMENT.—Subject to paragraphs (1) and (2), the Secretary shall adjust the overall allotment quantity—

“(A) to maintain raw and refined sugar prices above forfeiture levels to avoid the forfeiture of sugar to the Commodity Credit Corporation; and

“(B) to maintain adequate supplies of raw and refined sugar in the domestic market.”;

(2) in subsection (d)(2), by inserting before the period the following: “or in-process beet sugar”;

(3) in subsection (g)(1), by inserting at the end the following new sentence: “However, the overall allotment quantity may not be reduced to a quantity less than 85 percent of the estimated quantity of sugar for domestic human consumption for the crop year.”; and

(4) by striking subsection (h).

(d) ALLOCATION OF MARKETING ALLOTMENTS.—Section 359d(b) of the Agricultural Adjustment Act of 1938 (7 U.S.C. 1359dd(b)) is amended—

(1) in paragraph (1)(F), by striking “Except as otherwise provided in section 359f(c)(8), if” and inserting “If”; and

(2) in paragraph (2), by striking subparagraphs (H) and (I) and inserting the following new subparagraph:

“(H) NEW ENTRANTS STARTING PRODUCTION, REOPENING, OR ACQUIRING AN EXISTING FACTORY WITH PRODUCTION HISTORY.—

“(i) ALLOCATION FOR A NEW ENTRANT THAT HAS CONSTRUCTED A NEW FACTORY OR REOPENED A FACTORY THAT WAS NOT OPERATING SINCE BEFORE 1998.—If a New Entrant constructs a new sugar beet processing factory, or acquires and reopens a sugar beet processing factory that last processed sugar beets prior to the 1998 crop year and there is no allocation currently associated with the factory, the Secretary shall—

“(I) assign an allocation for beet sugar to the New Entrant that provides a fair and equitable distribution of the allocations for beet sugar in order to enable the New Entrant to achieve a factory utilization rate comparable to the factory utilization rates of other similarly situated processors; and

“(II) reduce the allocations for beet sugar of all other processors on a pro rata basis to reflect the allocation to the New Entrant.

“(ii) ALLOCATION FOR A NEW ENTRANT THAT HAS ACQUIRED AN EXISTING FACTORY WITH A PRODUCTION HISTORY.—If a New Entrant acquires an existing factory that has processed sugar beets from the 1998 or later crop years and has a production history, then, upon the mutual agreement of the New Entrant and the company currently holding the allocation associated with the factory, the Secretary shall transfer to the New Entrant a portion of allocation of the current allocation holder to reflect the historical contribution of the production of the acquired factory to the total allocation of the current allocation holder. In the absence of mutual agreement, the new entrant shall be ineligible for a beet sugar allocation.

“(iii) APPEALS.—Any decision made under this subsection may be appealed to the Secretary pursuant to section 359i.

“(iv) DEFINITION.—In this subparagraph, the term ‘New Entrant’ means an individual, corporation, or other entity that does not have an allocation of the beet sugar allot-

ment under this part, is not affiliated with any other individual, corporation, or entity that has an allocation of beet sugar under this part (known as a ‘third party’), and will process sugar beets produced by sugar beet growers under contract with the New Entrant for the production of sugar at the new or re-opened factory that is the basis for the New Entrant allocation.

“(v) AFFILIATION.—For purposes of this subparagraph, a New Entrant and a third party shall be deemed to be ‘affiliated’ if—

“(I) the third party has an ownership interest in the New Entrant;

“(II) the New Entrant and the third party have owners in common;

“(III) the third party has the ability to exercise control over the New Entrant by organizational rights, contractual rights, or any other means;

“(IV) the third party has a contractual relationship with the New Entrant by which the New Entrant will make use of the facilities or assets of such third party; or

“(V) any other similar circumstance exists by which the Secretary determines that the New Entrant and the third party are affiliated.”

(e) REASSIGNMENT OF DEFICITS.—Section 359e(b) of the Agricultural Adjustment Act of 1938 (7 U.S.C. 1359ee(b)) is amended in both paragraphs (1)(D) and (2)(C) by inserting “of raw cane sugar” after “imports”.

(f) PROVISIONS APPLICABLE TO PRODUCERS.—Section 359f(c) of the Agricultural Adjustment Act of 1938 (7 U.S.C. 1359ff(c)) is amended—

(1) in paragraph (2), by striking “quantity of sugarcane” and inserting “quantity of sugar produced from sugarcane”;

(2) in paragraph (5)(C), by inserting “for sugar” before “in excess of the farm’s proportionate share”;

(3) in paragraph (7), by striking “amount of sugarcane” and inserting “amount of sugar from sugarcane”; and

(4) by striking paragraph (8) and inserting the following new paragraph:

“(8) SEED DEFINITION.—In this subsection, the term ‘seed’ includes only varieties of seed dedicated to the production of sugarcane from which is produced sugar for human consumption, and excludes seed of high-fiber cane varieties dedicated to other uses, as determined by the Secretary.”

(g) SPECIAL RULES.—Section 359g of the Agricultural Adjustment Act of 1938 (7 U.S.C. 1359gg) is amended—

(1) by striking subsection (a) and inserting the following new subsection:

“(a) TRANSFER OF ACREAGE BASE HISTORY.—

“(1) TRANSFER AUTHORIZED.—For the purpose of establishing proportionate shares for sugarcane farms under section 359f(c), the Secretary, on application of any producer, with the written consent of all owners of a farm, may transfer the acreage base history of the farm to any other parcels of land of the applicant.

“(2) CONVERTED ACREAGE BASE.—

“(A) IN GENERAL.—Sugarcane base acreage established under section 359f(c) that has been or is converted to non-agricultural use on or after May 13, 2002, may be transferred to other land suitable for the production of sugarcane that can be delivered to a processor in a proportionate share State in accordance with this paragraph.

“(B) NOTIFICATION.—Not later than 90 days after the date of the enactment of the Farm, Nutrition, and Bioenergy Act of 2007, or the subsequent conversion of sugarcane base acreage to a non-agricultural use, the Secretary, acting through the Farm Service Agency, shall notify the affected landowner (or landowners) of the transferability of the applicable sugarcane base acreage.



“(C) INITIAL TRANSFER PERIOD.—The owner of the base attributable to the acreage at the time of the conversion shall be afforded 90 days from the date of the receipt of the notification under subparagraph (B) to transfer the base to one or more farms owned by the owner.

“(D) GROWER OF RECORD.—If the transfer under subparagraph (C) cannot be accomplished within the time period prescribed in such subparagraph, then the grower of record with regard to the base acreage on the date on which the acreage was converted to non-agricultural use shall be so notified, and shall be afforded 90 days from the date of the receipt of such notification to transfer the base to one or more farms operated by the grower.

“(E) POOL DISTRIBUTION.—If the transfers under subparagraphs (B) and (C) cannot be accomplished within the time periods prescribed therein, then the county committee for the applicable parish shall place the acreage base in a pool for possible assignment to other farms. After providing reasonable notice to farm owners, operators, and growers of record in the parish, the county committee shall accept requests from owners, operators, and growers of record in the parish. The county committee shall assign the base to other farms in the parish that are eligible and capable of accepting such base, based on a random drawing from among the requests received from owners, operators, and growers of record with eligible farms.

“(F) STATEWIDE REALLOCATION.—Any base remaining unassigned after the processes in subparagraphs (A) through (E) shall be made available to the State committee for allocation among the remaining county committees in the State representing parishes with farms eligible for assignment of the base. The remaining base shall be reallocated to requesting county committees based on a random drawing. Any county committee receiving base under this subparagraph shall allocate the base to eligible farms using the process described in subparagraph (E).

“(G) STATUS OF REASSIGNED BASE.—Once reassigned pursuant to this paragraph, the acreage base shall remain on the farm, and will be subject to the transfer provisions of paragraph (1).”;

(2) by striking subsection (d) and inserting the following new subsection:

“(d) TRANSFERS OF MILL ALLOCATIONS.—

“(1) TRANSFER AUTHORIZED.—A producer in a proportionate share State, upon written consent from all affected crop-share owners (or the representative of the crop-share owners) of a farm may deliver sugarcane to another processing company if the additional delivery, when combined with such other processing company’s existing deliveries, does not exceed the processing capacity of the company.

“(2) ALLOCATION ADJUSTMENT.—Notwithstanding section 359d, the Secretary shall adjust the allocations of each of such processing companies affected by a transfer under paragraph (1) to reflect the change in deliveries, based on—

“(A) the number of acres of sugarcane base being transferred; and

“(B) the pro-rata amount of allocation at the processing company holding the applicable allocation that equals the grower’s contribution to the processing company’s allocation for the sugarcane base acres being transferred.”.

(h) APPEALS.—Section 359i of the Agricultural Adjustment Act of 1938 (7 U.S.C. 1359ii) is amended—

(1) in subsection (a), by inserting “or 359g(d)” after “359f”; and

(2) by striking subsection (c).

(i) ADMINISTRATION OF TARIFF RATE QUOTAS.—The Agricultural Adjustment Act of 1938 is amended by striking section 359k (7

U.S.C. 1359kk) and inserting the following new section:

“SEC. 359k. ADMINISTRATION OF TARIFF RATE QUOTAS.

“(a) ESTABLISHMENT.—Notwithstanding any other provision of law, at the beginning of the quota year, the Secretary shall establish the tariff-rate quotas for raw cane sugar and refined sugars at the minimum necessary to comply with obligations under international trade agreements that have been approved by the Congress. This subsection shall not apply to specialty sugar.

“(b) ADJUSTMENT.—

“(1) BEFORE APRIL 1.—

“(A) INITIAL ADJUSTMENT REQUIRED.—Before April 1 of a fiscal year, in the event that there is an emergency shortage of sugar in the United States market that is caused by war, floods, hurricanes, or other natural disaster, or other similar event, the Secretary shall take action to increase supply as provided under sections 359c(b)(2) and 359e(b), including an increase in the tariff-rate quota for raw cane sugar to accommodate the reassignment to imports.

“(B) ADDITIONAL ADJUSTMENT.—If, after adjustment under subparagraph (A), there is still a shortage of sugar in the United States market, and marketings of domestic sugar have been maximized, the Secretary may increase the tariff-rate quota for refined sugars sufficient to accommodate the supply increase, if such further increase will not threaten to result in the forfeiture of sugar pledged as collateral for a loan under section 156 of the Federal Agriculture Improvement and Reform Act of 1996 (7 U.S.C. 7272).

“(2) ON OR AFTER APRIL 1.—

“(A) INITIAL ADJUSTMENT AUTHORIZED.—On or after April 1 of a fiscal year, the Secretary may take action to increase supply as provided under sections 359c(b)(2) and 359e(b), including an increase in the tariff-rate quota for raw cane sugar to accommodate the reassignment to imports.

“(B) ADDITIONAL ADJUSTMENT.—If, after adjustment under subparagraph (A), there is still a shortage of sugar in the United States market, and marketings of domestic sugar have been maximized, the Secretary may increase the tariff-rate quota for raw cane sugar if such further increase will not threaten to result in the forfeiture of sugar pledged as collateral for a loan under section 156 of the Federal Agriculture Improvement and Reform Act of 1996 (7 U.S.C. 7272).

“(c) ORDERLY SHIPPING PATTERNS FOR MAJOR SUPPLIERS.—

“(1) IN GENERAL.—The Secretary of Agriculture shall establish orderly shipping patterns for major suppliers of sugar to the United States under the tariff rate quotas in accordance with this subsection.

“(2) VERY LARGE MAJOR SUPPLIERS.—If a country holds quota allocations of at least 100,000 metric tons of sugar, the Secretary shall allow the country to export up to 25 percent of the country’s quota allocation to the United States in each calendar quarter. Sugar permitted to enter into the United States in a calendar quarter, but not actually entered in that quarter, may be entered into the United States at any time during the remainder of the fiscal year.

“(3) LARGE MAJOR SUPPLIERS.—For countries holding quota allocations of more than 45,000 metric tons of sugar, but less than 100,000 metric tons of sugar, the Secretary shall require that the country may ship not more than 50 percent of the country’s quota sugar to the United States in the first six months of the year.”.

(j) EFFECTIVE DATE.—The Agricultural Adjustment Act of 1938 is amended by inserting after section 359k (7 U.S.C. 1359kk) the following new section:

“SEC. 359l. EFFECTIVE PERIOD.

“This part shall be effective only for the 2008 through 2012 crop years for sugar.”.

(k) TRANSITION.—The Secretary of Agriculture shall administer flexible marketing allotments for sugar for the 2007 crop year for sugar on the terms and conditions provided in part VII of title III of the Agricultural Adjustment Act of 1938, as in effect on the day before the date of the enactment of this Act.

Subtitle D—Dairy-Related Provisions

SEC. 1401. DAIRY PRODUCT PRICE SUPPORT PROGRAM.

(a) SUPPORT ACTIVITIES.—During the period beginning on January 1, 2008, through December 31, 2012, the Secretary of Agriculture shall support the price of cheddar cheese, butter, and nonfat dry milk through the purchase of such products made from milk produced in the United States.

(b) PURCHASE PRICE.—To carry out subsection (a) during the period specified in such subsection, the Secretary shall purchase—

(1) cheddar cheese in blocks at not less than \$1.13 per pound;

(2) cheddar cheese in barrels at not less than \$1.10 per pound;

(3) butter at not less than \$1.05 per pound; and

(4) nonfat dry milk at not less than \$0.80 per pound.

(c) TEMPORARY PRICE ADJUSTMENT TO AVOID EXCESS INVENTORIES.—

(1) ADJUSTMENTS AUTHORIZED.—The Secretary may adjust the minimum purchase prices established under subsection (b) only as permitted under this subsection.

(2) CHEESE INVENTORIES IN EXCESS OF 200 MILLION POUNDS.—If net removals for a period of 12 consecutive months exceed 200 million pounds of cheese, but do not exceed 400 million pounds, the Secretary may reduce the purchase prices under paragraphs (1) and (2) of subsection (b) during the immediately following month by not more than 10 cents per pound.

(3) CHEESE INVENTORIES IN EXCESS OF 400 MILLION POUNDS.—If net removals for a period of 12 consecutive months exceed 400 million pounds of cheese, the Secretary may reduce the purchase prices under paragraphs (1) and (2) of subsection (b) during the immediately following month by not more than 20 cents per pound.

(4) BUTTER INVENTORIES IN EXCESS OF 450 MILLION POUNDS.—If net removals for a period of 12 consecutive months exceed 450 million pounds of butter, but do not exceed 650 million pounds, the Secretary may reduce the purchase price under subsection (b)(3) during the immediately following month by not more than 10 cents per pound.

(5) BUTTER INVENTORIES IN EXCESS OF 650 MILLION POUNDS.—If net removals for a period of 12 consecutive months exceed 650 million pounds of butter, the Secretary may reduce the purchase price under subsection (b)(3) during the immediately following month by not more than 20 cents per pound.

(6) NONFAT DRY MILK INVENTORIES IN EXCESS OF 600 MILLION POUNDS.—If net removals for a period of 12 consecutive months exceed 600 million pounds of nonfat dry milk, but do not exceed 800 million pounds, the Secretary may reduce the purchase price under subsection (b)(4) during the immediately following month by not more than 5 cents per pound.

(7) NONFAT DRY MILK INVENTORIES IN EXCESS OF 800 MILLION POUNDS.—If net removals for a period of 12 consecutive months exceed 800 million pounds of nonfat dry milk, the Secretary may reduce the purchase price under subsection (b)(4) during the immediately following month by not more than 10 cents per pound.

(d) **UNIFORM PURCHASE PRICE.**—The prices that the Secretary pays for cheese, butter, or nonfat dry milk, respectively, under subsection (a) shall be uniform for all regions of the United States.

(e) **SALES FROM INVENTORIES.**—In the case of each commodity specified in subsection (b) that is available for unrestricted use in inventories of the Commodity Credit Corporation, the Secretary may sell the commodity at the market prices prevailing for that commodity at the time of sale, except that the sale price may not be less than 110 percent of the minimum purchase price specified in subsection (b) for that commodity.

(f) **NET REMOVALS DEFINED.**—In this section, the term “net removals” means—

(1) the sum of the quantity of a product described in subsection (a) purchased by the Commodity Credit Corporation under this section and the quantity of such product exported under section 153 of the Food Security Act of 1985 (15 U.S.C. 713a–14); less

(2) the amount of such product sold for unrestricted use by the Commodity Credit Corporation.

(g) **COMMODITY CREDIT CORPORATION.**—The Secretary shall use the funds of the Commodity Credit Corporation to carry out this section.

#### **SEC. 1402. DAIRY FORWARD PRICING PROGRAM.**

(a) **PROGRAM REQUIRED.**—The Secretary of Agriculture shall establish a program under which milk producers and cooperative associations of producers are authorized to voluntarily enter into forward price contracts with milk handlers.

(b) **MINIMUM MILK PRICE REQUIREMENTS.**—Payments made by milk handlers to milk producers and cooperative associations of producers, and prices received by milk producers and cooperative associations, in accordance with the terms of a forward price contract authorized by subsection (a), shall be deemed to satisfy —

(1) all uniform and minimum milk price requirements of paragraphs (B) and (F) of subsection (5) of section 8c of the Agricultural Adjustment Act (7 U.S.C. 627), reenacted with amendments by the Agricultural Marketing Agreement Act of 1937; and

(2) the total payment requirement of paragraph (C) of such subsection.

#### **(c) MILK COVERED BY PROGRAM.**

(1) **COVERED MILK.**—The program shall apply only with respect to the marketing of federally regulated milk that—

(A) is not classified as Class I milk or otherwise intended for fluid use; and

(B) is in the current of interstate or foreign commerce or directly burdens, obstructs, or affects interstate or foreign commerce in federally regulated milk.

(2) **RELATION TO CLASS I MILK.**—To assist milk handlers in complying with the limitation in paragraph (1)(A) without having to segregate or otherwise individually track the source and disposition of milk, a milk handler may allocate milk receipts from producers, cooperatives, and other sources that are not subject to a forward contract to satisfy the handler’s obligations with regard to Class I milk usage.

(d) **VOLUNTARY PROGRAM.**—A milk handler may not require participation in a forward pricing contract as a condition of the handler receiving milk from a producer or cooperative association of producers, and such producer or cooperative association may continue to have their milk priced under the order’s minimum payment provisions. The Secretary shall investigate complaints made by producers or cooperative associations of coercion by handlers to enter into forward contracts, and if the Secretary finds evidence of such coercion, the Secretary shall take appropriate action.

(e) **DURATION.**—No forward price contract may be entered into under this program

after September 30, 2012, and no forward contract entered into under the program may extend beyond September 30, 2015.

#### **SEC. 1403. DAIRY EXPORT INCENTIVE PROGRAM.**

(a) **EXTENSION.**—Subsection (a) of section 153 of the Food Security Act of 1985 (15 U.S.C. 713a–14) is amended by striking “2007” and inserting “2012”.

(b) **COMPLIANCE WITH TRADE AGREEMENTS.**—Section 153 of the Food Security Act of 1985 (15 U.S.C. 713a–14) is amended—

(1) in subsection (c), by striking paragraph (3) and inserting the following new paragraph:

“(3) the maximum volume of dairy product exports allowable consistent with the obligations of the United States under the Uruguay Round Agreements approved under section 101 of the Uruguay Round Agreements Act (19 U.S.C. 3511) is exported under the program each year (minus the volume sold under section 1163 of this Act (Public Law 99–198; 7 U.S.C. 1731 note) during that year), except to the extent that the export of such a volume under the program would, in the judgment of the Secretary, exceed the limitations on the value set forth in subsection (f); and”;

(2) in subsection (f), by striking paragraph (1) and inserting the following new paragraph:

“(1) **FUNDS AND COMMODITIES.**—Except as provided in paragraph (2), the Commodity Credit Corporation shall in each year use money and commodities for the program under this section in the maximum amount consistent with the obligations of the United States under the Uruguay Round Agreements approved under section 101 of the Uruguay Round Agreements Act (19 U.S.C. 3511), minus the amount expended under section 1163 of this Act (Public Law 99–198; 7 U.S.C. 1731 note) during that year.”

#### **SEC. 1404. REVISION OF FEDERAL MARKETING ORDER AMENDMENT PROCEDURES.**

Subsection (17) of section 8c of the Agricultural Adjustment Act (7 U.S.C. 608c), reenacted with amendments by the Agricultural Marketing Agreement Act of 1937, is amended to read as follows:

“(17) **PROVISIONS APPLICABLE TO AMENDMENTS.**—

“(A) **APPLICABILITY TO AMENDMENTS.**—The provisions of this section and section 8d, applicable to orders shall be applicable to amendments to orders.

“(B) **ADVANCE NOTICE OF HEARING.**—Notice of a hearing upon a proposed amendment to any order issued pursuant to this section shall be given not less than 3 days before the date fixed for the hearing, and such notice shall be deemed to be due notice of the hearing.

“(C) **PROMPT RESPONSE TO REQUESTS FOR AMENDMENT HEARINGS.**—Not more than 30 days after receipt of a written request for an amendment hearing regarding a milk marketing order, the Secretary shall—

“(i) issue a denial of the request; or

“(ii) issue notice of the hearing, which shall begin no more than 60 days, and conclude no more than 90 days, after receipt of the request.

“(D) **SUBMISSION AND USE OF EVIDENCE.**—The proponents of any amendment proposed to be made to a milk marketing order shall file with the Secretary all testimony and other evidence in support of the amendment, in written form, at least 7 business days before the date fixed for the hearing. The Secretary shall make such written testimony and other evidence available to interested members of the public. Subject to any evidentiary objections and cross examination of submitting witness, the written testimony and evidence shall be entered into evidence without being read at the hearing.

“(E) **ISSUANCE OF DECISION.**—The Secretary shall issue a recommended decision on a pro-

posed amendment to a milk marketing order not later than 90 days after the date set by the Administrative Law Judge for the submission of post-hearing proposed findings and conclusions and written arguments or briefs. The final decision shall be issued not later than 60 days after the date on which the recommended decision was issued.

“(F) **AVOIDING DUPLICATION.**—The Secretary shall not be required to call a hearing on any amendment proposed to be made to a milk marketing order in response to an application for a hearing on such proposed amendment if the application requesting the hearing is received by the Secretary within 90 days after the date on which the Secretary has announced the decision on a previously proposed amendment to that order and the two proposed amendments are essentially the same.”

#### **SEC. 1405. DAIRY INDEMNITY PROGRAM.**

Section 3 of Public Law 90–484 (7 U.S.C. 450f) is amended by striking “2007” and inserting “2012”.

#### **SEC. 1406. EXTENSION OF MILK INCOME LOSS CONTRACT PROGRAM.**

Section 1502(c)(3)(B) of the Farm Security and Rural Investment Act of 2002 (7 U.S.C. 7982(c)(3)(B)), as amended by section 9006(a) of the U.S. Troop Readiness, Veterans’ Care, Katrina Recovery, and Iraq Accountability Appropriations Act, 2007 (Public Law 110–28, 121 Stat. 217), is amended by striking “2007” and inserting “2012”.

#### **SEC. 1407. DAIRY PROMOTION AND RESEARCH PROGRAM.**

(a) **EXTENSION OF PROMOTION AUTHORITY.**—Section 113(e)(2) of the Dairy Production Stabilization Act of 1983 (7 U.S.C. 4504(e)(2)) is amended by striking “2007” and inserting “2012”.

(b) **DEFINITION OF UNITED STATES FOR PROMOTION PROGRAM.**—Section 111 of the Dairy Production Stabilization Act of 1983 (7 U.S.C. 4502) is amended—

(1) by striking subsection (1) and inserting the following new subsection:

“(1) the term ‘United States’, when used in a geographical sense, means all of the States, the District of Columbia, and the Commonwealth of Puerto Rico;”;

(2) in subsection (m), by striking “(as defined in subsection (1))”.

(c) **DEFINITION OF UNITED STATES FOR RESEARCH PROGRAM.**—Section 130 of the Dairy Production Stabilization Act of 1983 (7 U.S.C. 4531) is amended by striking paragraph (12) and inserting the following new paragraph:

“(12) the term ‘United States’, when used in a geographical sense, means all of the States, the District of Columbia, and the Commonwealth of Puerto Rico.”

#### **SEC. 1408. REPORT ON DEPARTMENT OF AGRICULTURE REPORTING PROCEDURES FOR NONFAT DRY MILK.**

Not later than 90 days after the date of the enactment of this Act, the Secretary of Agriculture shall submit to Congress a report regarding Department of Agriculture reporting procedures for nonfat dry milk and the impact of these procedures on Federal milk marketing order minimum prices during the period beginning on July 1, 2006, and ending on the date of the enactment of this Act.

#### **SEC. 1409. FEDERAL MILK MARKETING ORDER REVIEW COMMISSION.**

(a) **ESTABLISHMENT.**—Subject to the availability of appropriations to carry out this section, the Secretary of Agriculture shall establish a commission to be known as the “Federal Milk Marketing Order Review Commission”, in this section referred to as the “commission”, which shall conduct a comprehensive review and evaluation of—

(1) the current Federal milk marketing order system; and

(2) non-Federal milk marketing order systems.

(b) ELEMENTS OF REVIEW AND EVALUATION.—As part of the review and evaluation under subsection (a), the commission shall consider legislative and regulatory options for—

(1) ensuring that the competitiveness of dairy products with other competing products in the marketplace is preserved and enhanced;

(2) enhancing the competitiveness of American dairy producers in world markets;

(3) increasing the responsiveness of the Federal milk marketing order system to market forces;

(4) streamlining and expediting the process by which amendments to Federal milk market orders are adopted;

(5) simplifying the Federal milk marketing order system;

(6) evaluating whether the Federal milk marketing order system, established during the Great Depression, continues to serve the interests of the public, dairy processors, and dairy farmers;

(7) evaluating whether Federal milk marketing orders are operating in a manner to minimize costs to taxpayers and consumers; and

(8) evaluating the nutritional composition of milk, including the potential benefits and costs of adjusting the milk content standards.

(c) MEMBERSHIP.—

(1) COMPOSITION.—The commission shall consist of 16 members.

(2) MEMBERS.—As soon as practicable after the date on which funds are first made available to carry out this section, commission members shall be appointed as follows:

(A) Two members appointed by the Chairman of the Committee on Agriculture of the House of Representatives, in consultation with the ranking member of the Committee on Agriculture of the House of Representatives.

(B) Two members appointed by the Chairman of the Committee on Agriculture, Nutrition, and Forestry of the Senate, in consultation with the ranking member of the Committee on Agriculture, Nutrition and Forestry of the Senate.

(C) Fourteen members appointed by the Secretary of Agriculture.

(3) SPECIAL APPOINTMENT REQUIREMENTS.—In the case of the members to be appointed under paragraph (2)(E), the Secretary shall comply with the following requirements:

(A) At least one member shall represent a national consumer organization.

(B) At least four members shall represent land-grant universities or ASCARR institution with accredited dairy economic programs, with two of these members being experts in the field of economics.

(C) At least one member shall represent the food and beverage retail sector.

(D) Four dairy producer and four dairy processors, appointed so as to balance geographical distribution of milk production and dairy processing, reflect all segments of dairy processing, and represent all regions of the United States equitably, including States that operate outside of a Federal milk marketing order.

(4) CHAIR.—The commission shall elect one of its appointed members to serve as chairperson for the duration of the commission's proceedings.

(5) VACANCY.—Any vacancy occurring before the termination of the commission shall be filled in the same manner as the original appointment.

(6) COMPENSATION.—Members of the commission shall serve without compensation, but shall be reimbursed by the Secretary of Agriculture from existing budget authority for necessary and reasonable expenses incurred in the performance of the duties of the commission.

(d) REPORT.—Not later than two years after the date of the first meeting of the commission, the commission shall submit to the Secretary of Agriculture and Congress a report setting forth the results of the review and evaluation conducted under this section, including such recommendations regarding the legislative and regulatory options considered under subsection (b) as the commission considers to be appropriate. The report findings shall reflect, to the extent practicable, a consensus opinion of the commission members, but the report may include majority and minority findings regarding those matters for which consensus was not reached.

(e) ADVISORY NATURE.—The commission is wholly advisory in nature, and the recommendations of the commission are non-binding.

(f) NO EFFECT ON EXISTING PROGRAMS.—The Secretary shall not allow the existence of the commission to impede, delay, or otherwise affect any decision making process of the Department of Agriculture, including any rulemaking procedures planned, proposed, or near completion.

(g) ADMINISTRATIVE ASSISTANCE.—The Secretary shall provide administrative support to the commission, and expend such funds as necessary from existing budget authority to carry out this responsibility.

(h) AUTHORIZATION OF APPROPRIATIONS.—There are authorized to be appropriated such sums as are necessary to carry out this section.

(i) TERMINATION.—The commission shall terminate immediately after submission of the report under subsection (d).

#### Subtitle E—Administration

##### SEC. 1501. ADMINISTRATION GENERALLY.

(a) USE OF COMMODITY CREDIT CORPORATION.—The Secretary shall use the funds, facilities, and authorities of the Commodity Credit Corporation to carry out this title.

(b) DETERMINATIONS BY SECRETARY.—A determination made by the Secretary under this title shall be final and conclusive.

(c) REGULATIONS.—

(1) IN GENERAL.—Not later than 90 days after the date of the enactment of this Act, the Secretary and the Commodity Credit Corporation, as appropriate, shall promulgate such regulations as are necessary to implement this title.

(2) PROCEDURE.—The promulgation of the regulations and administration of this title shall be made without regard to—

(A) chapter 35 of title 44, United States Code (commonly known as the "Paperwork Reduction Act");

(B) the Statement of Policy of the Secretary of Agriculture effective July 24, 1971 (36 Fed. Reg. 13804), relating to notices of proposed rulemaking and public participation in rulemaking; and

(C) the notice and comment provisions of section 553 of title 5, United States Code.

(3) CONGRESSIONAL REVIEW OF AGENCY RULEMAKING.—In carrying out this subsection, the Secretary shall use the authority provided under section 808 of title 5, United States Code.

(d) ADJUSTMENT AUTHORITY RELATED TO TRADE AGREEMENTS COMPLIANCE.—

(1) REQUIRED DETERMINATION; ADJUSTMENT.—If the Secretary determines that expenditures under subtitles A through E that are subject to the total allowable domestic support levels under the Uruguay Round Agreements (as defined in section 2 of the Uruguay Round Agreements Act (19 U.S.C. 3501)), as in effect on the date of enactment of this Act, will exceed such allowable levels for any applicable reporting period, the Secretary shall, to the maximum extent practicable, make adjustments in the amount of such expenditures during that period to en-

sure that such expenditures do not exceed such allowable levels.

(2) CONGRESSIONAL NOTIFICATION.—Before making any adjustment under paragraph (1), the Secretary shall submit to the Committee on Agriculture of the House of Representatives or the Committee on Agriculture, Nutrition, and Forestry of the Senate a report describing the determination made under that paragraph and the extent of the adjustment to be made.

##### SEC. 1502. SUSPENSION OF PERMANENT PRICE SUPPORT AUTHORITY.

(a) AGRICULTURAL ADJUSTMENT ACT OF 1938.—The following provisions of the Agricultural Adjustment Act of 1938 shall not be applicable to the 2008 through 2012 crops of covered commodities, peanuts, and sugar and shall not be applicable to milk during the period beginning on the date of enactment of this Act through December 31, 2012:

(1) Parts II through V of subtitle B of title III (7 U.S.C. 1326 et seq.).

(2) In the case of upland cotton, section 377 (7 U.S.C. 1377).

(3) Subtitle D of title III (7 U.S.C. 1379a et seq.).

(4) Title IV (7 U.S.C. 1401 et seq.).

(b) AGRICULTURAL ACT OF 1949.—The following provisions of the Agricultural Act of 1949 shall not be applicable to the 2008 through 2012 crops of covered commodities, peanuts, and sugar and shall not be applicable to milk during the period beginning on the date of enactment of this Act and through December 31, 2012:

(1) Section 101 (7 U.S.C. 1441).

(2) Section 103(a) (7 U.S.C. 1444(a)).

(3) Section 105 (7 U.S.C. 1444b).

(4) Section 107 (7 U.S.C. 1445a).

(5) Section 110 (7 U.S.C. 1445e).

(6) Section 112 (7 U.S.C. 1445g).

(7) Section 115 (7 U.S.C. 1445k).

(8) Section 201 (7 U.S.C. 1446).

(9) Title III (7 U.S.C. 1447 et seq.).

(10) Title IV (7 U.S.C. 1421 et seq.), other than sections 404, 412, and 416 (7 U.S.C. 1424, 1429, and 1431).

(11) Title V (7 U.S.C. 1461 et seq.).

(12) Title VI (7 U.S.C. 1471 et seq.).

(c) SUSPENSION OF CERTAIN QUOTA PROVISIONS.—The joint resolution entitled "A joint resolution relating to corn and wheat marketing quotas under the Agricultural Adjustment Act of 1938, as amended", approved May 26, 1941 (7 U.S.C. 1330 and 1340), shall not be applicable to the crops of wheat planted for harvest in the calendar years 2008 through 2012.

##### SEC. 1503. PAYMENT LIMITATIONS.

(a) EXTENSION AND REVISION OF LIMITATIONS.—

(1) EXTENSION.—Sections 1001 and 1001C(a) of the Food Security Act of 1985 (7 U.S.C. 1308, 1308-3(a)) are amended by striking "Farm Security and Rural Investment Act of 2002" each place it appears (other than in subsection (d)(1) of section 1001 of such Act) and inserting "Farm, Nutrition, and Bioenergy Act of 2007".

(2) COMBINATION OF LIMITS.—Section 1001 of the Food Security Act of 1985 (7 U.S.C. 1308) is amended by striking subsections (b) and (c) and inserting the following new subsections:

"(b) LIMITATION ON DIRECT AND COUNTER-CYCLICAL PAYMENTS FOR COVERED COMMODITIES (OTHER THAN PEANUTS).—

"(1) DIRECT PAYMENTS.—The total amount of direct payments received, directly or indirectly, by a person or any legal entity (except a joint venture or a general partnership) in any crop year under subtitle A of title I of the Farm, Nutrition, and Bioenergy Act of 2007 for 1 or more covered commodities (except for peanuts) may not exceed \$60,000.

"(2) COUNTER-CYCLICAL PAYMENTS.—The total amount of counter-cyclical payments

received, directly or indirectly, by a person or any legal entity (except a joint venture or a general partnership in any crop year under subtitle A of title I of the Farm, Nutrition, and Bioenergy Act of 2007 for one or more covered commodities (except for peanuts) may not exceed \$65,000.

“(C) LIMITATION ON DIRECT AND COUNTER-CYCLICAL PAYMENTS FOR PEANUTS.—

“(1) DIRECT PAYMENTS.—The total amount of direct payments received, directly or indirectly, by a person or any legal entity (except a joint venture or a general partnership) in any crop year under subtitle A of title I of the Farm, Nutrition, and Bioenergy Act of 2007 for peanuts may not exceed \$60,000.

“(2) COUNTER-CYCLICAL PAYMENTS.—The total amount of counter-cyclical payments received, directly or indirectly, by a person or any legal entity (except a joint venture or a general partnership in any crop year under subtitle A of title I of the Farm, Nutrition, and Bioenergy Act of 2007 for peanuts may not exceed \$65,000.”

(b) DIRECT ATTRIBUTION.—Section 1001 of the Food Security Act of 1985 (7 U.S.C. 1308) is amended—

(1) in subsection (a)—

(A) by redesignating paragraphs (2) and (3) as paragraphs (4) and (5), respectively; and

(B) by inserting after paragraph (1) the following new paragraphs:

“(2) LEGAL ENTITY.—The term ‘legal entity’ means an entity that is created under Federal or State law and that—

“(A) owns land or an agricultural commodity; or

“(B) produces an agricultural commodity.

“(3) PERSON.—The term ‘person’ means a natural person, and does not include a legal entity.”;

(2) by striking subsections (d) through (e) and inserting the following new subsections:

“(d) ATTRIBUTION OF PAYMENTS.—

“(1) IN GENERAL.—In implementing subsections (b) and (c), the Secretary shall issue such regulations as are necessary to ensure that the total amount of payments are attributed to a person by taking into account the direct and indirect ownership interests of the person in a legal entity that is eligible to receive such payments.

“(2) PAYMENTS TO A PERSON.—Every payment made directly to a person shall be combined with the person’s pro rata interest in payments received by a legal entity in which the person has a direct or indirect ownership interest.

“(3) PAYMENTS TO A LEGAL ENTITY.—

“(A) IN GENERAL.—Every payment made to a legal entity shall be attributed to those persons who have a direct or indirect ownership interest in the legal entity.

“(B) ATTRIBUTION OF PAYMENTS.—

“(i) PAYMENT LIMITS.—Except as provided in clause (ii), payments made to a legal entity shall not exceed the amounts specified in subsections (b) and (c).

“(ii) EXCEPTION.—Payments made to a joint venture or a general partnership shall not exceed, for each payment specified in subsections (b) and (c), the amount determined by multiplying the maximum payment amount specified in subsections (b) and (c) by the number of persons and legal entities (other than joint ventures and general partnerships) that comprise the ownership of the joint venture or general partnership.

“(4) FOUR LEVELS OF ATTRIBUTION FOR EMBEDDED ENTITIES.—

“(A) IN GENERAL.—Attribution of payments made to legal entities shall be traced through four levels of ownership in entities.

“(B) FIRST LEVEL.—Any payments made to a legal entity (a first-tier entity) that is owned in whole or in part by a person shall be attributed to the person in an amount that represents the direct ownership in the first-tier entity by the person.

“(C) SECOND LEVEL.—Any payments made to a first-tier entity that is owned in whole or in part by another legal entity (a second-tier entity) shall be attributed to the second-tier entity in proportion to the second-tier entity’s ownership in the first-tier entity. If the second-tier entity is owned in whole or in part by a person, the amount of the payment made to the first-tier entity shall be attributed to the person in the amount that represents the indirect ownership in the first-tier entity by the person.

“(D) THIRD AND FOURTH LEVELS.—The Secretary shall attribute payments at the third and fourth tiers of ownership in the same manner as specified in subparagraph (C) unless the fourth-tier of ownership is that of a fourth-tier entity and not that of a person, in which case the Secretary shall reduce the amount of the payment to be made to the first-tier entity in the amount that represents the indirect ownership in the first-tier entity by the fourth-tier entity.

“(e) SPECIAL RULES.—

“(1) MINOR CHILDREN.—Payments received by a child under the age of 18 shall be attributed to the child’s parents, except that the Secretary shall issue regulations which provide the conditions under which payments received by a child under the age of 18 will not be attributed to the child’s parents.

“(2) MARKETING COOPERATIVES.—Subsections (b) and (c) shall not apply to a cooperative association of producers with respect to commodities produced by its members which are marketed by such association on behalf of its members but shall apply to such producers as persons.

“(3) TRUSTS AND ESTATES.—

“(A) IN GENERAL.—With respect to irrevocable trusts and estates, the Secretary shall administer the provisions of this subtitle in such manner as the Secretary determines will ensure that fair and equitable treatment of the beneficiaries of such trusts and estates.

“(B) IRREVOCABLE TRUST.—In order for a trust to be considered an irrevocable trust, the terms of the trust agreement must not allow for modification or termination of the trust by the grantor, allow for the grantor to have any future, contingent, or remainder interest in the corpus of the trust, or provide for the transfer of the corpus of the trust to the remainder beneficiary in less than 20 years from the date the trust is established except in cases where the transfer is contingent on the remainder beneficiary achieving at least the age of majority or is contingent on the death of the grantor or income beneficiary.

“(C) REVOCABLE TRUST.—A revocable trust shall be considered to be the same person as the grantor of the trust.

“(4) CASH RENT TENANTS.—

“(A) DEFINITION.—In this paragraph, the term ‘cash rent tenant’ means a person or legal entity that rents land—

“(i) for cash; or

“(ii) for a crop share guaranteed as to the amount of the commodity to be paid in rent.

“(B) RESTRICTION.—A cash rent tenant who makes a significant contribution of active personal management, but not of personal labor, with respect to a farming operation is eligible to receive a payment described in subsection (b) only if the tenant makes a significant contribution of equipment used in the farming operation.

“(5) FEDERAL AGENCIES.—

“(A) IN GENERAL.—Federal agencies shall not be eligible to receive any payment described in subsection (b) or (c).

“(B) RENTS LAND.—A person or legal entity that rents land owned by a Federal agency may receive such payments.

“(6) STATE AND LOCAL GOVERNMENTS.—

“(A) GOVERNMENTS INELIGIBLE.—

“(i) IN GENERAL.—Except as provided in subparagraphs (B) and (C), State and local governments and political subdivisions and agencies of such governments, shall not be eligible to receive payments described in subsections (b) and (c).

“(ii) TENANTS.—A person or legal entity that rents land owned by a State or local government or a political subdivision or agency of such government, may receive payments described in subsections (b) and (c) if they otherwise meet all applicable criteria.

“(B) EXCEPTION.—

“(i) IN GENERAL.—Within the limitation described in clause (ii), a State and the political subdivisions and agencies of such governments, may receive payments described in subsections (b) and (c), if the State or a political subdivision or agency of such government—

“(I) is the producer of all crops produced on a farm; and

“(II) the proceeds from the crop production are used to maintain a public school.

“(ii) LIMITATION.—For each State, the total amount of payments described in subsections (b) and (c) that are received collectively by the State and all political subdivisions or agencies of such governments shall not exceed the amounts that one legal entity may receive in one year as specified in subsections (b) and (c).

“(C) SHARE LEASES.—A State and the political subdivisions and agencies of such governments may, without regard to the provisions of subparagraph (B), receive payments described in subsections (b) and (c) if—

“(i) the payments are received with respect to land that is share leased to a private party;

“(ii) the lease was in effect on the date of enactment of the Farm, Nutrition, and Bioenergy Act of 2007; and

“(iii) the land is used to maintain a public school.

“(7) CHANGES IN FARMING OPERATIONS.—In the administration of this subtitle, the Secretary may not approve any change in a farming operation that otherwise will increase the number of persons to which the limitations under this section are applied unless the Secretary determines that the change is bona fide and substantive. The addition of a family member to a farming operation under the criteria set out in section 1001A shall be considered a bona fide and substantive change in the farming operation.

“(8) DENIAL OF PROGRAM BENEFITS.—

“(A) TWO YEAR DENIAL OF PAYMENT.—A person or legal entity shall be ineligible to receive payments specified in subsections (b) and (c) for that year, and the succeeding crop year, in which the Secretary determines that the person or entity engaged in an activity in which the primary purpose of the activity was to avoid the application of the provisions of this subtitle to the person, legal entity or any other person or legal entity.

“(B) EXTENDED INELIGIBILITY.—If the Secretary determines that a person or legal entity, for their benefit or the benefit of any other person or legal entity, has knowingly engaged in, or aided in the creation of fraudulent documents, failed to disclose material information relevant to the administration of this subtitle requested by the Secretary, or committed other equally serious actions as identified in regulations issued by the Secretary, the Secretary may for a period not to exceed five crop years deny the issuance of payments to the person or legal entity.

“(C) PRO RATA DENIAL.—Payments otherwise owed to a person or legal entity covered by subparagraphs (A) or (B) shall be denied in a pro rata manner based upon the ownership interest of the person or legal entity in a farm, and payments otherwise payable to

the person or legal entity who is a cash rent tenant on a farm owned or under the control of such person or legal entity shall be denied.

“(9) DEATH OF OWNER.—In the event of a transfer of any ownership interest in land or a commodity as the result of the death of a program participant, the new owner of such land or commodity may, if such person is otherwise eligible to participate in the applicable program, succeed to the prior owner’s contract and receive payments subject to this section without regard to the amount of payments received by the new owner. Payments made pursuant to this subsection shall not exceed the amount to which the previous owner was entitled to receive under the terms of the contract at the time of the death of the prior owner.”.

(c) REPEAL OF THREE-ENTITY RULE.—Section 1001A of the Food Security Act of 1985 (7 U.S.C. 1308-1) is amended—

(1) in the section heading, by striking “prevention of creation of entities to qualify as separate persons” and inserting “notification of interests”; and

(2) by striking subsection (a) and inserting the following new subsection:

“(a) NOTIFICATION OF INTERESTS.—To facilitate administration of sections 1001 and this section, each entity or person receiving payments described in subsections (b) and (c) of section 1001 as a separate person shall provide to the Secretary of Agriculture, at such times and in such manner as prescribed by the Secretary, the name and social security number of each individual, or the name and taxpayer identification number of each entity, that holds or acquires an ownership interest in such separate person and shall provide such information regarding each entity in which such separate person holds an ownership interest.”.

(d) AMENDMENT FOR CONSISTENCY.—Section 1001A of the Food Security Act of 1985 (7 U.S.C. 1308-1) is amended by striking subsection (b) and inserting the following new subsections:

“(b) ACTIVELY ENGAGED.—

“(1) IN GENERAL.—To be eligible to receive a payment described in subsection (b) and (c) of section 1001, a person or legal entity must be actively engaged in farming as provided in this subsection or subsection (c).

“(2) CLASSES ACTIVELY ENGAGED.—Except as provided in subsections (c) and (d)—

“(A) a person, including a person participating in a farming operation as a partner in a general partnership, a participant in a joint venture, a grantor of a revocable trust, or a participant in a similar entity as determined by the secretary, shall be considered to be actively engaged in farming with respect to a farm operation if—

“(i) the person makes a significant contribution (based on the total value of the farming operation) to the farming operation of—

“(I) capital, equipment, or land; and

“(II) personal labor or active personal management;

“(ii) the person’s share of the profits or losses from the farming operation is commensurate with the contributions of the person to the farming operation; and

“(iii) the contributions of the person are at risk;

“(B) a legal entity that is a corporation, joint stock company, association, limited partnership, charitable organization, or other similar entity determined by the Secretary, including any such entity participating in the farming operation as a partner in a general partnership, a participant in a joint venture, a grantor of a revocable trust, or as a participant in a similar entity as determined by the Secretary shall be considered as actively engaged in farming with respect to a farming operation if—

“(i) the entity separately makes a significant contribution (based on the total value of the farming operation) of capital, equipment, or land;

“(ii) the stockholders or members collectively make a significant contribution of personal labor or active personal management to the operation; and

“(iii) the standards provided in clauses (ii) and (iii) of paragraph (A), as applied to the entity, are met by the entity;

“(C) if a legal entity that is a general partnership, joint venture, or similar entity, as determined by the Secretary, separately makes a significant contribution (based on the total value of the farming operation involved) of capital, equipment, or land, and the standards provided in clauses (ii) and (iii) of paragraph (A), as applied to the entity, are met by the entity, the partners or members making a significant contribution of personal labor or active personal management shall be considered to be actively engaged in farming with respect to the farming operation involved; and

“(D) in making determinations under this subsection regarding equipment and personal labor, the Secretary shall take into consideration the equipment and personal labor normally and customarily provided by farm operators in the area involved to produce program crops.

“(c) SPECIAL CLASSES ACTIVELY ENGAGED.—

“(1) LANDOWNER.—A person or legal entity that is a landowner contributing the owned land to a farming operation shall be considered to be actively engaged in farming with respect to the farming operation if the landowner receives rent or income for such use of the land based on the land’s production or the operation’s operating results, and the person or legal entity meets the standard provided in clauses (ii) and (iii) of subsection (b)(2)(A).

“(2) ADULT FAMILY MEMBER.—With respect to a farming operation when a majority of the participants are family members, an adult family member shall be considered to be actively engaged in farming with respect to the farming operation if the person—

“(A) makes a significant contribution, based on the total value of the farming operation, of active personal management or personal labor; and

“(B) such contribution meets the standards provided in clauses (ii) and (iii) of subsection (b)(2)(A).

“(3) SHARECROPPER.—A sharecropper who makes a significant contribution of personal labor to a farming operation shall be considered to be actively engaged in farming with respect to the farming operation if such contribution meets the standards provided in clauses (ii) and (iii) of subsection (b)(2)(A).

“(4) GROWERS OF HYBRID SEED.—In determining whether a person or legal entity growing hybrid seed under contract shall be considered to be actively engaged in farming, the Secretary shall not take into consideration the existence of a hybrid seed contract.

“(5) CUSTOM FARMING SERVICES.—A person or legal entity receiving custom farming services will be considered separately eligible for payment limitation purposes if such person or legal entity is actively engaged in farming based on subsection (b)(2) or paragraphs (1) through (5) of this subsection. No other rules with respect to custom farming shall apply in making a determination under this section.

“(6) SPOUSE.—Where one spouse is determined to be actively engaged, the other spouse shall be determined to have met the requirements of subclause (II) of subsection (b)(2)(A)(i) of this section.

“(d) CLASSES NOT ACTIVELY ENGAGED.—

“(1) CASH RENT LANDLORD.—A landlord contributing land to a farming operation shall

not be considered to be actively engaged in farming with respect to the farming operation if the landlord receives cash rent, or a crop share guaranteed as to the amount of the commodity to be paid in rent, for such use of the land.

“(2) OTHER PERSONS.—Any other person determined by the Secretary as failing to meet the standards set out in subsections (b)(2) and (c) shall not be considered to be actively engaged in farming with respect to a farming operation.”.

(e) TRANSITION.—Section 1001 of the Food Security Act of 1985 (7 U.S.C. 1308), as in effect on the day before the date of the enactment of this Act, shall continue to apply with respect to the 2007 crop of any covered commodity.

#### SEC. 1504. ADJUSTED GROSS INCOME LIMITATION.

(a) EXTENSION OF ADJUSTED GROSS INCOME LIMITATION.—Section 1001D of the Food Security Act of 1985 (7 U.S.C. 1308-3a) is amended—

(1) in subsection (b)(2), by striking “Farm Security and Rural Investment Act of 2002” each place it appears and inserting “Farm, Nutrition, and Bioenergy Act of 2007”; and

(2) in subsection (e), by striking “2007” and inserting “2012”.

(b) MODIFICATION OF LIMITATION.—Section 1001D(b) of the Food Security Act of 1985 (7 U.S.C. 1308-3a(b)) is amended—

(1) by striking paragraph (1) and inserting the following new paragraph:

“(1) CAPS.—

“(A) UPPER LIMIT.—Notwithstanding any other provision of law, an individual or entity shall not be eligible to receive any benefit described in paragraph (2) during a crop year if the average adjusted gross income of the individual or entity exceeds \$1,000,000.

“(B) PRODUCER EXEMPTION.—Notwithstanding any other provision of law, an individual or entity shall not be eligible to receive any benefit described in paragraph (2) during a crop year if the average adjusted gross income of the individual or entity exceeds \$500,000, unless not less than 66.66 percent of the average adjusted gross income of the individual or entity is derived from farming, ranching, or forestry operations, as determined by the Secretary.”;

(2) in paragraph (2)(A), by striking “or C”; and

(3) by adding at the end the following new paragraph:

“(3) INCOME DERIVED FROM FARMING, RANCHING OR FORESTRY OPERATIONS.—In determining what portion of the average adjusted gross income of an individual or entity is derived from farming, ranching, or forestry operations, the Secretary shall include income derived from the following:

“(A) The production of crops, livestock, or unfinished raw forestry products.

“(B) The sale, including the sale of easements and development rights, of farm, ranch, or forestry land or water rights.

“(C) The sale, but not as a dealer, of equipment purchased to conduct farm, ranch, or forestry operations when the equipment is otherwise subject to depreciation expense.

“(D) The rental of land used for farming, ranching, or forestry operations.

“(E) The provision of production inputs and services to farmers, ranchers, and foresters.

“(F) The processing, storing, and transporting of farm, ranch, and forestry commodities.

“(G) The sale of land that has been used for agriculture.”.

#### SEC. 1505. ADJUSTMENTS OF LOANS.

Section 162 of the Federal Agriculture Improvement and Reform Act of 1996 (7 U.S.C. 7282) is amended—

(1) in subsection (a), by inserting “(except for cotton and long grain, medium grain, and short grain rice)” after “commodity”;

(2) in subsection (b), by striking “Farm Security and Rural Investment Act of 2002” and inserting “Farm, Nutrition, and Bioenergy Act of 2007”; and

(3) by adding at the end the following new subsections:

“(d) ADJUSTMENT IN LOAN RATE FOR COTTON.—

“(1) ADJUSTMENT AUTHORITY.—The Secretary may make appropriate adjustments in the loan rate for cotton for differences in quality factors.

“(2) REVISIONS TO QUALITY ADJUSTMENTS FOR UPLAND COTTON.—

“(A) REVISION.—Within 180 days after the date of the enactment of the Farm, Nutrition, and Bioenergy Act of 2007, the Secretary, after consultation with the private sector as provided in paragraph (3), shall implement revisions in the administration of the marketing assistance loan program for upland cotton to more accurately and efficiently reflect market values for upland cotton.

“(B) MANDATORY REVISIONS.—The revisions required under subparagraph (A) shall include the following:

“(i) The elimination or adjustment of warehouse location differentials to reflect market conditions.

“(ii) The establishment of differentials for the various quality factors and staple lengths of cotton based on a three-year, weighted moving average of the weighted designated spot market regions as determined by regional production.

“(iii) The elimination of any artificial split in the premium or discount between upland cotton with a 32 or 33 staple length due to micronaire;

“(iv) A mechanism to ensure that no premium or discount is established that exceeds the premium or discount associated with a leaf grade that is one better than the applicable color grade.

“(C) DISCRETIONARY REVISIONS.—The revisions under subparagraph (A) may include, at a minimum, the following:

“(i) The use of non-spot market price data, in addition to spot market price data, that would enhance the accuracy of the price information used in determining quality adjustments under this subsection.

“(ii) Adjustments in the premiums or discounts associated with upland cotton with a staple length of 33 or above due to micronaire with the goal of eliminating any unnecessary artificial splits in the calculations of such premiums or discounts.

“(iii) Such other adjustments determined appropriate by the Secretary, after consultations conducted in accordance with paragraph (3).

“(3) CONSULTATION WITH PRIVATE SECTOR.—

“(A) PRIOR TO REVISION.—Prior to implementing any revisions to the administration of the marketing assistance loan program for upland cotton, the Secretary should endeavor to consult with an existing private sector committee whose membership includes representatives of the production, ginning, warehousing, cooperative, and merchandising segments of the United States cotton industry and that has developed recommendations concerning such revisions.

“(B) UPON REVIEW.—The Secretary shall also consult with the committee referred to in subparagraph (A) when conducting a review of adjustments in the operation of the loan program as provided in paragraph (4).

“(C) INAPPLICABILITY OF FEDERAL ADVISORY COMMITTEE ACT.—The Federal Advisory Committee Act (5 U.S.C. App.) shall not apply to consultations under this paragraph with the committee referred to in subparagraph (A).

“(4) REVIEW OF ADJUSTMENTS.—The Secretary may review the operation of the upland cotton quality adjustments implemented pursuant to this subsection and may make further revisions to the administration of the loan program, by either revoking or revising the actions taken pursuant to paragraph (2)(B) or by revoking or revising any actions taken or authorized to be taken under paragraph (2)(B).

“(5) ADJUSTMENTS IN EFFECT PRIOR TO REVISION.—The quality differences (premiums and discounts for quality factors) applicable to the upland cotton loan program (prior to any revisions in accordance with this subsection) shall be established by the Secretary by giving equal weight—

“(A) to loan differences for the preceding crop; and

“(B) to market differences for such crop in the designated United States spot markets.

“(e) RICE LIMITATION.—With respect to long grain rice and medium and short grain rice, the Secretary shall not make adjustments in the loan rates for such commodities, except for differences in grade and quality (including milling yields).”

#### SEC. 1506. PERSONAL LIABILITY OF PRODUCERS FOR DEFICIENCIES.

Section 164 of the Federal Agriculture Improvement and Reform Act of 1996 (7 U.S.C. 7284) is amended by striking “Farm Security and Rural Investment Act of 2002” each place it appears and inserting “Farm, Nutrition, and Bioenergy Act of 2007”.

#### SEC. 1507. EXTENSION OF EXISTING ADMINISTRATIVE AUTHORITY REGARDING LOANS.

Section 166 of the Federal Agriculture Improvement and Reform Act of 1996 (7 U.S.C. 7286) is amended in subsections (a) and (c)(1) by striking “subtitle B and C of title I of the Farm Security and Rural Investment Act of 2002” each place it appears and inserting “subtitle B of title I of the Farm, Nutrition, and Bioenergy Act of 2007”.

#### SEC. 1508. ASSIGNMENT OF PAYMENTS.

(a) IN GENERAL.—The provisions of section 8(g) of the Soil Conservation and Domestic Allotment Act (16 U.S.C. 590h(g)), relating to assignment of payments, shall apply to payments made under the authority of this title.

(b) NOTICE.—The producer making the assignment, or the assignee, shall provide the Secretary with notice, in such manner as the Secretary may require, of any assignment made under this section.

#### SEC. 1509. TRACKING OF BENEFITS.

As soon as practicable after the date of enactment of this Act, the Secretary shall track the benefits provided, directly or indirectly, to individuals and entities under titles I and II and the amendments made by those titles.

#### SEC. 1510. UPLAND COTTON STORAGE PAYMENTS.

Beginning with the 2012 crop of upland cotton, the Secretary may not use the funds of the Commodity Credit Corporation to pay storage, handling, and other costs associated with the storage of upland cotton for which a marketing assistance loan is made under section 1201.

#### SEC. 1511. GOVERNMENT PUBLICATION OF COTTON PRICE FORECASTS.

Section 15 of the Agricultural Marketing Act (12 U.S.C. 1141j) is amended by striking subsection (d).

## TITLE II—CONSERVATION

### Subtitle A—Conservation Programs of the Food Security Act of 1985

- Sec. 2101. Conservation reserve program.
- Sec. 2102. Wetlands reserve program.
- Sec. 2103. Conservation security program.
- Sec. 2104. Grassland reserve program.
- Sec. 2105. Environmental quality incentives program.
- Sec. 2106. Regional water enhancement program.
- Sec. 2107. Grassroots source water protection program.
- Sec. 2108. Conservation of private grazing land.
- Sec. 2109. Great Lakes basin program for soil erosion and sediment control.
- Sec. 2110. Farm and ranchland protection program.
- Sec. 2111. Farm viability program.
- Sec. 2112. Wildlife habitat incentive program.

### Subtitle B—Conservation Programs Under Other Laws

- Sec. 2201. Agricultural management assistance program.
- Sec. 2202. Resource Conservation and Development Program.
- Sec. 2203. Small watershed rehabilitation program.

### Subtitle C—Additional Conservation Programs

- Sec. 2301. Chesapeake Bay program for nutrient reduction and sediment control.
- Sec. 2302. Voluntary public access and habitat incentive program.

### Subtitle D—Administration and Funding

- Sec. 2401. Funding of conservation programs under Food Security Act of 1985.
- Sec. 2402. Improved provision of technical assistance under conservation programs.
- Sec. 2403. Cooperative conservation partnership initiative.
- Sec. 2404. Regional equity and flexibility.
- Sec. 2405. Administrative requirements for conservation programs.
- Sec. 2406. Annual report on participation by specialty crop producers in conservation programs.
- Sec. 2407. Promotion of market-based approaches to conservation.
- Sec. 2408. Establishment of State technical committees and their responsibilities.
- Sec. 2409. Payment limitations.

### Subtitle E—Miscellaneous Provisions

- Sec. 2501. Inclusion of income from affiliated packing and handling operations as income derived from farming for application of adjusted gross income limitation on eligibility for conservation programs.
- Sec. 2502. Encouragement of voluntary sustainability practices guidelines.
- Sec. 2503. Farmland resource information.

### Subtitle A—Conservation Programs of the Food Security Act of 1985

#### SEC. 2101. CONSERVATION RESERVE PROGRAM.

(a) AUTHORIZATION AND ELIGIBLE LAND.—Section 1231 of the Food Security Act of 1985 (16 U.S.C. 3831) is amended—

(1) in subsection (a)—

(A) by striking “2007” and inserting “2012”; and

(B) by inserting before the period the following: “and to address issues raised by State, regional, and national conservation initiatives”; and

(2) in subsection (b)—

(A) in paragraph (1)(B)—

(i) by striking “the Farm Security and Rural Investment Act of 2002” and inserting “the Farm, Nutrition, and Bioenergy Act of 2007”; and



(ii) by striking the period at the end and inserting a semicolon; and

(B) in paragraph (4), by striking the semicolon at the end of subparagraph (E) and inserting “; or”.

(b) MAXIMUM ENROLLMENT.—Section 1231(d) of the Food Security Act of 1985 (16 U.S.C. 3831(d)) is amended by striking “2007” and inserting “2012”.

(c) CONSERVATION PRIORITY AREAS.—Section 1231(f) of the Food Security Act of 1985 (16 U.S.C. 3831(f)) is amended by striking “the Chesapeake Bay Region (Pennsylvania, Maryland, and Virginia)” and inserting “the Chesapeake Bay Region”.

(d) TREATMENT OF MULTI-YEAR GRASSES AND LEGUMES.—Subsection (g) of section 1231 of the Food Security Act of 1985 (16 U.S.C. 3831) is amended to read as follows:

“(g) MULTI-YEAR GRASSES AND LEGUMES.—

“(1) IN GENERAL.—For purposes of this subchapter, alfalfa and other multi-year grasses and legumes in a rotation practice, approved by the Secretary, shall be considered agricultural commodities.

“(2) CROPPING HISTORY.—Alfalfa, when grown as part of a rotation practice, as determined by the Secretary, is an agricultural commodity subject to the cropping history criteria under subsection (b)(1)(B) for the purpose of determining whether highly erodible cropland has been planted or considered planted for 4 of the 6 years referred to in such subsection.”.

(e) PILOT PROGRAM FOR ENROLLMENT OF WETLAND AND BUFFER ACREAGE IN CONSERVATION RESERVE.—Section 1231(h)(1)(A) of the Food Security Act of 1985 (16 U.S.C. 3831(h)(1)(A)) is amended by striking “2007” and inserting “2012”.

(f) MANAGED HAYING AND GRAZING.—Section 1232(a)(7) of the Food Security Act of 1985 (16 U.S.C. 3832(a)(7)) is amended—

(1) in subparagraph (A)—

(A) by inserting “and prescribed grazing for the control of invasive species” after “biomass”; and

(B) by striking “and” at the end of the subparagraph;

(2) by redesignating subparagraph (B) as subparagraph (D); and

(3) by inserting after subparagraph (A) the following new subparagraph:

“(B) managed grazing during the year, except that in permitting such grazing, the Secretary shall—

“(i) reduce the rental payment otherwise payable under the contract by a percentage determined by the Secretary to be appropriate; and

“(ii) require a management plan, including a grazing rate, approved by the Secretary that is consistent with section 1231(a);

“(C) dryland crop production and grazing practices on acreage enrolled into the conservation reserve enhancement program announced on May 27, 1998 (63 Fed. Reg. 28965) where the conservation reserve enhancement program is initiated to address declining groundwater or surface water resources and water quality issues associated with declining groundwater or surface water resources and the conservation reserve enhancement contract requires the owner or operator to retire a water right, except that in permitting dryland crop production and grazing, the Secretary shall—

“(i) develop an appropriate working lands conservation plan that implements conservation practices suitable to the region to address soil conservation, water quality, wildlife habitat, or other environmental benefits;

“(ii) apply the provisions of section 11005 of the Farm, Nutrition, and Bioenergy Act of 2007 in determining the eligibility for crop insurance of dryland crop production and grazing activities allowed under a conservation reserve enhancement contract for the purposes of this section, dryland crop pro-

duction and grazing activities allowed under a conservation reserve enhancement contract shall be considered ‘noncropland’ in applying the provisions of section 11005 of the Farm, Nutrition, and Bioenergy Act of 2007;

“(iii) reduce the rental payment otherwise payable under the contract by an amount commensurate with the economic value of the crop production or grazing activity, while still leaving sufficient financial incentives for the owner or operator to participate in the conservation reserve enhancement; and

“(iv) at the request of a State that has previously entered into a conservation reserve enhancement program agreement, renegotiate the agreement to allow for the dryland crop production and grazing in accordance with this section; and”.

(g) RENTAL RATES.—Section 1234(c) of the Food Security Act of 1985 (16 U.S.C. 3834(c)) is amended by adding at the end the following new paragraph:

“(5) COUNTY AVERAGE MARKET DRY-LAND AND IRRIGATED CASH RENTAL RATES.—

“(A) ANNUAL ESTIMATES.—Beginning not later than one year after the date of the enactment of the Farm, Nutrition, and Bioenergy Act of 2007, the National Agricultural Statistics Service shall conduct an annual survey of per acre estimates of county average market dry-land and irrigated cash rental rates for cropland and pastureland in all counties or equivalent subdivisions within each State with 20,000 acres or more of cropland and pastureland.

“(B) PUBLIC AVAILABILITY OF ESTIMATES.—The estimates derived as a result of the annual survey conducted under subparagraph (A) shall be maintained on a website of the Department of Agriculture for use by the general public.

“(C) FUNDING.—Funds to conduct the annual survey required by subparagraph (A) shall come from funds made available for the conservation reserve program under this subchapter.”.

(h) CONSERVATION RESERVE PROGRAM TRANSITION INCENTIVES.—Section 1235 of the Food Security Act of 1985 (16 U.S.C. 3835) is amended—

(1) in subsection (c)(1)(B)—

(A) in clause (ii), by striking “or” at the end;

(B) by redesignating clause (iii) as clause (iv); and

(C) by inserting after clause (ii) the following new clause:

“(iii) to facilitate a transition of land subject to the contract from a retired or retiring owner or operator to a beginning farmer or rancher, socially disadvantaged farmer or rancher, or limited resource farmer or rancher for the purpose of returning some or all of the land into production using sustainable grazing or crop production methods; or”;

(2) by adding at the end the following new subsection:

“(f) TRANSITION OPTION FOR CERTAIN FARMERS OR RANCHERS.—

“(1) DUTIES OF THE SECRETARY.—In the case of a contract modification approved in order to facilitate the transfer of land subject to a contract from a retired or retiring owner or operator under subsection (c)(1)(B)(iii) to a beginning farmer or rancher, socially disadvantaged farmer or rancher, or limited resource farmer or rancher (in this subsection referred to as a ‘covered farmer or rancher’) the Secretary shall—

“(A) beginning on the date that is 1 year before the date of termination of the contract—

“(i) allow the covered farmer or rancher, in conjunction with the retired or retiring owner or operator, to make conservation and land improvements; and

“(ii) allow the covered farmer or rancher, at the election of the covered farmer or

rancher, to begin the certification process under the Organic Foods Production Act of 1990 (7 U.S.C. 6501 et seq.);

“(B) beginning on the date of termination of the contract, require the retired or retiring owner or operator to sell or lease (under a long-term lease or a lease with an option to purchase) to the covered farmer or rancher the land subject to the contract for production purposes;

“(C) require the covered farmer or rancher to develop and implement a comprehensive conservation plan that meets such sustainability criteria as the Secretary may establish;

“(D) provide to the covered farmer or rancher an opportunity to enroll in the conservation security program or the environmental quality incentives program by not later than the date on which the farmer or rancher takes possession of the land through ownership or lease; and

“(E) continue to make annual payments to the retired or retiring owner or operator for not more than an additional 2 years after the date of termination of the contract, if the retired or retiring owner or operator is not a family member (as defined in section 1001A(b)(3)(B) of this Act) of the covered farmer or rancher.

(2) REENROLLMENT.—The Secretary shall provide to a beginning farmer or rancher, socially disadvantaged farmer or rancher, or limited resource farmer or rancher described in paragraph (1) the option to reenroll any applicable partial field conservation practice that is—

“(A) eligible for enrollment under the continuous signup requirement of section 1231(h)(4)(B); and

“(B) part of an approved comprehensive conservation plan.”.

(i) EARLY TERMINATION.—Section 1235(e)(1) of the Food Security Act of 1985 (16 U.S.C. 3835(e)(1)) is amended by striking “before January 1, 1995.”.

#### SEC. 2102. WETLANDS RESERVE PROGRAM.

(a) ESTABLISHMENT AND PURPOSE.—Subsection (a) of section 1237 of the Food Security Act of 1985 (16 U.S.C. 3837) is amended to read as follows:

“(a) ESTABLISHMENT AND PURPOSES.—

“(1) ESTABLISHMENT.—The Secretary shall establish a wetlands reserve program to assist owners of eligible lands in restoring and protecting wetlands.

“(2) PURPOSES.—The purposes of the wetlands reserve program are—

“(A) to restore, to create, to protect, or to enhance wetlands on lands that are eligible under subsections (c) and (d); and

“(B) to authorize the Secretary, at the sole discretion of the Secretary, to purchase flood-plain easements.”.

(b) MAXIMUM ENROLLMENT.—Section 1237(b) of the Food Security Act of 1985 (16 U.S.C. 3837(b)) is amended—

(1) by striking paragraph (1) and inserting the following new paragraph:

“(1) MAXIMUM ENROLLMENT.—The total number of acres enrolled in the wetlands reserve program shall not exceed 3,605,000 acres.”; and

(2) by adding at the end the following new paragraphs:

“(3) ANNUAL ENROLLMENT GOAL.—Of the total number of acres authorized by paragraph (1), to the maximum extent practicable, the Secretary shall enroll 250,000 acres in each fiscal year.

“(4) FLOOD-PLAIN EASEMENTS.—Of the acres to be enrolled each fiscal year, not more than 10,000 acres may be enrolled using flood-plain easements.”.

(c) ELIGIBLE LANDS.—Subsection (c) of section 1237 of the Food Security Act of 1985 (16 U.S.C. 3837) is amended to read as follows:

“(c) ELIGIBILITY.—For purposes of enrolling land into the wetland reserve program



established under this subchapter during the 2008 through 2012 fiscal years, land shall be eligible to be placed into such reserve if the Secretary determines that—

“(1) in the case of wetlands—

“(A) the land maximizes wetland values and functions and wildlife benefits;

“(B) the land is farmed wetland or converted wetland, together with adjacent lands that are functionally dependent on such wetlands, except that converted wetlands where the conversion was not commenced prior to December 23, 1985, shall not be eligible to be enrolled in the program under this section;

“(C) the likelihood of the successful restoration of such land, and the resultant wetland values, merit inclusion of the land into the program taking into consideration the cost of such restoration; and

“(D) the land consists of riparian areas, including areas that link wetlands that are protected by easements or some other device or circumstance that achieves the same purpose as an easement; or

“(2) in the case of flood-plain lands—

“(A) the flood-plain land has been damaged by flooding at least once within the previous calendar year, or has been subject to flood damage at least twice within the previous 10 years; or

“(B) the enrollment of other land within the flood plain would contribute to the restoration of the flood storage and flow or erosion control.”.

(d) **INELIGIBLE LANDS.**—Subsection (e) of section 1237 of the Food Security Act of 1985 (16 U.S.C. 3837) is amended to read as follows:

“(e) **INELIGIBLE LAND.**—The Secretary may not acquire easements on—

“(1) in the case of wetlands—

“(A) land that contains timber stands established under the conservation reserve under subchapter B; or

“(B) pasture land established to trees under the conservation reserve under subchapter B; or

“(2) in the case of flood-plain lands—

“(A) land on which implementation of restoration practices would not be productive; or

“(B) land that is subject to an existing easement or deed restriction, and the easement or deed provides sufficient protection or restoration of the flood plain's functions and values, as determined by the Secretary.”.

(e) **EASEMENTS AND AGREEMENTS.**—Section 1237A of the Food Security Act of 1985 (16 U.S.C. 3837a) is amended—

(1) in subsection (a)(2), by inserting “if applicable,” after “(2)”;

(2) in subsection (b)—

(A) in the matter before paragraph (1), by inserting “or flood-plain land” after “values of wetland”;

(B) in paragraph (1)(B), by inserting “or flood-plain land” after “wetland”; and

(C) in paragraph (3), by inserting “or flood-plain lands” after “wetlands”;

(3) in subsection (f)—

(A) by striking “Compensation for” in the first sentence and inserting the following:

“(1) **COMPENSATION PROVIDED; AMOUNT.**—Compensation for”; and

(B) by adding at the end the following new paragraph:

“(2) **METHOD FOR DETERMINATION OF FAIR MARKET VALUE.**—The Secretary shall determine the fair market value of land under paragraph (1) based on the option specified in subparagraph (A), (B), (C), or (D) that results in the lowest amount of compensation to be paid by the Secretary:

“(A) A percentage of the fair market value based on the Uniform Standards for Professional Appraisals Procedures, as determined by the Secretary.

“(B) A percentage of the market value determined by an area wide market survey.

“(C) A geographic cap, prescribed in regulations issued by the Secretary.

“(D) The offer made by the owner of the land.”; and

(4) by adding at the end the following new subsection:

“(h) **ACCEPTANCE OF CONTRIBUTIONS.**—The Secretary may accept and use contributions of non-Federal funds to administer the program under this subchapter.”.

(f) **DUTIES OF THE SECRETARY.**—Section 1237C of the Food Security Act of 1985 (16 U.S.C. 3837c) is amended—

(1) in subsection (a)(1)—

(A) by inserting “including necessary maintenance activities,” after “values.”; and

(B) by inserting “or flood plains land” after “wetland”; and

(2) by striking subsection (c) and inserting the following new subsection:

“(c) **RANKING OF OFFERS.**—

“(1) **IN GENERAL.**—When evaluating offers from landowners, the Secretary may consider—

“(A) the conservation benefits of obtaining an easement or other interest in the land;

“(B) the cost-effectiveness of each easement or other interest in eligible land, so as to maximize the environmental benefits per dollar expended; and

“(C) whether the landowner or another person is offering to contribute financially to the cost of the easement or other interest in the land to leverage Federal funds.

“(2) **CONSERVATION BENEFITS.**—In determining the acceptability of easement offers, the Secretary may take into consideration—

“(A) in the case of wetlands—

“(i) the extent to which the purposes of the easement program would be achieved on the land;

“(ii) the productivity of the land; and

“(iii) the on-farm and off-farm environmental threats if the land is used for the production of agricultural commodities; and

“(B) in the case of flood-plain lands—

“(i) the extent to which the purposes of the easement program would be achieved on the land;

“(ii) whether the land has been repeatedly flooded over the last ten years;

“(iii) the extent to which an easement on the flood-plain land would contribute to the restoration or management of land in the area surrounding the flood-plain land; and

“(iv) other factors, as determined by the Secretary.”.

(g) **WETLANDS RESERVE ENHANCEMENT.**—Section 1237D(c) of the Food Security Act of 1985 (16 U.S.C. 3837d(c)) is amended by striking paragraph (4) and inserting the following new paragraph:

“(4) **WETLANDS RESERVE ENHANCEMENT.**—

“(A) **IN GENERAL.**—The provisions of this subchapter that limit payments to any person, and section 1305(d) of the Agricultural Reconciliation Act of 1987 (Public Law 100-203; 7 U.S.C. 1308 note), shall not apply to payments received by a State, political subdivision, or agency thereof in connection with agreements entered into under a special wetlands reserve enhancement program carried out by that entity that has been approved by the Secretary.

“(B) **AGREEMENTS.**—The Secretary may enter into agreements with States (including political subdivisions and agencies of States) regarding payments described in subparagraph (A) that the Secretary determines will advance the purposes of this subchapter.”.

(h) **AUTHORIZATION.**—The Food Security Act of 1985 is amended by inserting after section 1237F (16 U.S.C. 3837f) the following new section:

“**SEC. 1237G. PERIOD OF AUTHORIZATION.**

“This subchapter is authorized to be carried out for the 2008 through 2012 fiscal years.”.

**SEC. 2103. CONSERVATION SECURITY PROGRAM.**

(a) **ESTABLISHMENT OF NEW CONSERVATION SECURITY PROGRAM THROUGH 2017.**—Subchapter A of chapter 2 of subtitle D of title XII of the Food Security Act of 1985 (16 U.S.C. 3838 et seq.) is amended to read as follows:

“**Subchapter A—Conservation Security Program**

“**SEC. 1238. DEFINITIONS.**

“In this subchapter:

“(1) **BEGINNING FARMER OR RANCHER.**—The term ‘beginning farmer or rancher’ has the meaning given the term under section 343(a) of the Consolidated Farm and Rural Development Act (7 U.S.C. 1991(a)).

“(2) **CONSERVATION PLAN.**—The term ‘conservation plan’ means a plan that—

“(A) identifies resources of concern, inventories resources, and establishes benchmark data and stewardship enhancement objectives;

“(B) describes improvements that will enable the producer to meet and exceed the stewardship threshold for all applicable resources of concern; and

“(C) contains a schedule and evaluation plan for the planning, installing, maintaining, and managing new conservation practices, activities, and management measures and maintaining, managing, and improving existing conservation practices, activities, and management measures.

“(3) **CONSERVATION PRACTICE.**—The term ‘conservation practice’ means a site-specific land management practice or activity, or a supporting structural practice, that is part of an implemented management system designed to address a priority resource of concern.

“(4) **CONSERVATION SECURITY CONTRACT.**—The term ‘conservation security contract’ means a contract entered into under this subchapter.

“(5) **CONSERVATION SECURITY PROGRAM.**—The term ‘conservation security program’ means the program established under section 1238A(a).

“(6) **MANAGEMENT INTENSITY.**—The term ‘management intensity’ means the degree, scope, and comprehensiveness of conservation practices, activities, or management measures taken by a producer to address a priority resource of concern to a level exceeding the stewardship threshold.

“(7) **NONDEGRADATION STANDARD.**—The term ‘nondegradation standard’ means the level of natural resource conservation and environmental management measures required to improve and sustain the status and condition of natural and environmental resources to a level that, as determined by the Secretary—

“(A) prevents impairment of soil, water, and air quality and the quality of fish and wildlife habitat; and

“(B) sustains the long-term productivity of agricultural resources.

“(8) **PRIORITY RESOURCE OF CONCERN.**—The term ‘priority resource of concern’ means a resource of concern identified by the Secretary, consistent with the requirements of section 1238C(a), that must be addressed by participants in the conservation security program in a particular watershed or other area within that State.

“(9) **PRODUCER.**—The term ‘producer’ means an owner, operator, landlord, tenant, or sharecropper that—

“(A) shares in the risk of producing any crop or livestock; and

“(B) is entitled to share in the crop or livestock available for marketing from a farm (or would have shared had the crop or livestock been produced).

“(10) **RESOURCE-SPECIFIC INDEX.**—The term ‘resource-specific index’ means an index of management intensity or other similar

index, developed by the Secretary, that estimates the expected level of resource and environmental outcomes of the conservation practices, activities, and management measures employed by a producer.

“(11) SOCIALLY DISADVANTAGED FARMER OR RANCHER.—The term ‘socially disadvantaged farmer or rancher’ has the meaning given the term under section 355(e) of the Consolidated Farm and Rural Development Act (7 U.S.C. 2003(e)).

“(12) STRUCTURAL PRACTICE.—The term ‘structural practice’ means a site-specific, constructed conservation practice that is integrated with and essential to the successful implementation of the system of land management practices and activities that are the basis of a conservation security contract.

**“SEC. 1238A. CONSERVATION SECURITY PROGRAM.**

“(a) ESTABLISHMENT AND PURPOSE.—The Secretary shall establish, and for each of fiscal years 2012 through 2017, carry out a conservation security program to assist producers in improving environmental quality by addressing priority resources of concern in a comprehensive manner.

“(b) ELIGIBLE PRODUCERS.—To be eligible to participate in the conservation security program, a producer shall—

“(1) demonstrate that the producer is addressing at least one priority resource of concern to a minimum level of management intensity determined by the Secretary; and

“(2) develop and submit to the Secretary, and obtain the approval of the Secretary of, a conservation offer.

“(c) ELIGIBLE LAND.—

“(1) IN GENERAL.—Except as provided in paragraph (2), private agricultural land (including cropland, grassland, prairie land, improved pasture land, forest land and rangeland) and land under the jurisdiction of an Indian tribe (as defined by the Secretary) shall be eligible for enrollment in the conservation security program.

“(2) EXCLUSIONS.—

“(A) LAND ENROLLED IN OTHER CONSERVATION PROGRAMS.—Except as provided in subsection (f)(3)(A), the following lands are not eligible for enrollment in the conservation security program:

“(i) Lands enrolled in the conservation reserve program under subchapter B of chapter 1.

“(ii) Land enrolled in the wetlands reserve program established under subchapter C of chapter 1.

“(iii) Land enrolled in the grassland reserve program established under subchapter C of chapter 2.

“(B) CONVERSION TO CROPLAND.—Land used for crop production after October 1, 2011, that had not been planted, considered to be planted, or devoted to crop production for at least 4 of the 6 years preceding that date (except for land enrolled in the conservation reserve program or that has been maintained using long-term crop rotation practices, as determined by the Secretary) shall not be the basis for any payment under the conservation security program.

“(d) ECONOMIC USES.—With respect to eligible land covered by a conservation security contract, the Secretary shall permit economic uses of the land that—

“(1) maintain the agricultural nature of the land; and

“(2) are consistent with the conservation purposes of the conservation security program.

“(e) CONSERVATION SECURITY CONTRACTS.—

“(1) IN GENERAL.—After a determination that a producer is eligible for the conservation security program, and on approval of the conservation offer of the producer, the Secretary shall enter into a conservation security contract with the producer to enroll

the land to be covered by the contract in the conservation security program.

“(2) TERM.—A conservation security contract shall be for a term of 5 years.

“(3) AGRICULTURAL OPERATION.—All the acres of the agricultural operation that are under the producer’s effective control at the time the producer enters into a conservation security contract shall be covered by the conservation security contract.

“(4) PROVISIONS.—The conservation security contract of a producer shall—

“(A) include a conservation plan approved by the Secretary;

“(B) describe the land covered by the conservation security contract;

“(C) state the amount of the stewardship enhancement payment the Secretary agrees to make to the producer each year of the conservation security contract under section 1238C(e);

“(D) describe the new conservation practices and activities the producer is required to implement during the term of the conservation security contract in order to increase the level of management intensity with which the producer addresses a priority resource of concern or priority resources of concern, as designated by the Secretary under section 1238C(a)(1); and

“(E) include such other provisions as the Secretary determines necessary to ensure the conservation purposes of the conservation security program are met.

“(5) ON-FARM RESEARCH AND DEMONSTRATION OR PILOT TESTING.—The Secretary may approve a conservation security contract that includes—

“(A) on-farm conservation research and demonstration activities; and

“(B) pilot testing of new technologies or innovative conservation practices.

“(f) MODIFICATION.—The Secretary may allow a producer to modify a conservation security contract before the expiration of the contract if the Secretary determines that failure to modify the contract would significantly interfere with achieving the purposes of the conservation security program.

“(g) CONTRACT TERMINATION.—

“(1) VOLUNTARY TERMINATION.—A producer may terminate a conservation security contract if the Secretary determines that termination of the contract would not defeat the purposes of the conservation plan of the producer.

“(2) INVOLUNTARY TERMINATION.—The Secretary may terminate a contract under this subchapter if the Secretary determines that the producer violated the contract.

“(3) TRANSFER OR CHANGE OF INTEREST IN LAND SUBJECT TO CONSERVATION SECURITY CONTRACT.—

“(A) IN GENERAL.—Except as provided in subparagraph (B), the transfer, or change in the interest, of a producer in land subject to a conservation security contract shall result in the termination of the conservation security contract.

“(B) TRANSFER OF DUTIES AND RIGHTS.—Subparagraph (A) shall not apply if, within a reasonable period of time after the date of the transfer or change in the interest in land, the transferee of the land provides written notice to the Secretary that all duties and rights under the conservation security contract have been transferred to, and assumed by, the transferee. The Secretary shall specify what will be considered a reasonable period of time for purposes of providing the notification required by this subparagraph.

“(h) CONTRACT RENEWAL.—At the end of an initial conservation security contract of a producer, the Secretary may allow the producer to renew the contract for one additional five-year period if the producer—

“(1) demonstrates compliance with the terms of the existing contract, including a demonstration that the producer has complied with the schedule for the implementation of new practices and activities included in the conservation security contract and has met the stated goals for increasing the level of management intensity with which the producer is addressing the designated priority resource of concern or priority resources of concern; and

“(2) agrees to implement and maintain such additional new conservation practices and activities as the Secretary determines necessary and feasible to achieve higher levels of management intensity with which the producer addresses the designated priority resource of concern or priority resources of concern.

“(i) EFFECT OF NONCOMPLIANCE DUE TO CIRCUMSTANCES BEYOND THE CONTROL OF PRODUCERS.—The Secretary shall include in the conservation security contract a provision to ensure that a producer shall not be considered in violation of a conservation security contract for failure to comply with the conservation security contract due to circumstances beyond the control of the producer, including a disaster or related condition, as determined by the Secretary.

“(j) EVALUATION OF OFFERS.—In evaluating applications by producers to enroll in the conservation security program, the Secretary shall—

“(1) consider the extent to which the anticipated environmental benefits from the contract are provided at least cost relative to other similar activities;

“(2) consider the extent to which the producer proposes to increase the level of performance on applicable resource-specific indices or the level of management intensity with which the producer addresses the designated priority resources of concern;

“(3) consider the extent to which the environmental benefits expected to result from the contract complements other conservation efforts in the watershed or region;

“(4) consider the multiple benefits of conservation-based farming systems, including resource-conservation crop rotations, managed rotational grazing, and the adoption of certified production under the national organic production program under the Organic Foods Production Act of 1990 (7 U.S.C. 6501 et. seq.); and

“(5) develop any additional criteria for evaluating applications that the Secretary determines are necessary to ensure that national, State, and local conservation priorities are effectively addressed.

“(k) COORDINATION WITH ORGANIC CERTIFICATION.—Within 90 days after the date of the enactment of the Farm, Nutrition, and Bioenergy Act of 2007, the Secretary shall establish a transparent and producer-friendly means by which producers may coordinate and simultaneously certify eligible under a conservation security contract and under the national organic production program established under the Organic Foods Production Act of 1990 (7 U.S.C. 6501 et. seq.).

**“SEC. 1238B. DUTIES OF PRODUCERS.**

“(a) AGREEMENT BY PRODUCER.—Under a conservation security contract, a producer shall agree—

“(1) to implement during the term of the conservation security contract the conservation plan approved by the Secretary;

“(2) to maintain, and make available to the Secretary at such times as the Secretary may request, appropriate records showing the effective and timely implementation of the conservation security contract; and

“(3) not to engage in any activity during the term of the conservation security contract that would interfere with the purposes of the conservation security program.

“(b) EFFECT OF VIOLATION.—On the violation of a term or condition of the conservation security contract of a producer—

“(1) if the Secretary determines that the violation warrants termination of the conservation security contract, the producer shall—

“(A) forfeit all rights to receive payments under the conservation security contract; and

“(B) refund to the Secretary all or a portion of the payments received by the producer under the conservation security contract, including any advance payments and interest on the payments, as determined by the Secretary;

“(2) if the Secretary determines that the violation does not warrant termination of the conservation security contract, the producer shall refund to the Secretary, or accept adjustments to, the payments provided to the producer, as the Secretary determines to be appropriate; or

“(3) some combination of the remedies authorized by paragraphs (1) and (2), as determined by the Secretary to be appropriate.

**“SEC. 1238C. DUTIES OF THE SECRETARY.**

“(a) IDENTIFICATION OF PRIORITY RESOURCES OF CONCERN.—

“(1) IDENTIFICATION AT STATE LEVEL.—The Secretary shall ensure that the identification of priority resources of concern is made at the State level so that each priority resource of concern—

“(A) represents a significant environmental concern, including watershed management or wildlife habitat, in the State to which agricultural activities are contributing; and

“(B) is likely to be addressed successfully through the implementation of conservation practices and other activities by producers.

“(2) LIMITATION.—The Secretary shall identify not more than 5 resources of concern as priority resources of concern in a particular watershed or other appropriate region or area within a State.

“(3) ADVICE AND CONSULTATION.—The Secretary, with the advice of the appropriate State technical committee and in consultation with Federal and State agencies with expertise related to natural resources and environmental quality, shall designate, to the extent practicable, each priority resource of concern identified under paragraph (1) as either a primary, secondary, or tertiary resource of concern.

“(b) DEVELOPMENT OF RESOURCE-SPECIFIC INDICES.—The Secretary shall develop resource-specific indices to measure the management intensity with which specific resources of concern are addressed, for purposes of determining eligibility and payments for participants in the conservation security program.

“(c) STEWARDSHIP ENHANCEMENT PAYMENT.—

“(1) TIMING OF PAYMENT.—The Secretary shall make a payment under a conservation security contract as soon as practicable after October 1 of each fiscal year.

“(2) EXCLUSIONS.—A payment to a producer under this subsection shall not be provided for—

“(A) the design, construction, or maintenance of animal waste storage or treatment facilities or associated waste transport or transfer devices for animal feeding operations; or

“(B) conservation practices and activities for which there is no net cost or loss of income to the producer, as determined by the Secretary.

“(3) AVAILABILITY OF PAYMENTS.—The Secretary shall provide a stewardship enhancement payment to a producer under a conservation security contract to compensate the producer for—

“(A) ongoing implementation and maintenance of conservation practices, activities, and management measures in place on the producer's operation at the time the conservation security contract is accepted; and

“(B) installation and adoption of new conservation practices, activities, and management measures or improvements to conservation practices, activities, and management measures in place on the producer's operation, as required by the conservation security contract.

“(4) PAYMENT AMOUNT.—The amount of the stewardship enhancement payment shall be determined by the Secretary and shall be based, to the maximum extent feasible, on—

“(A) a portion of the actual costs incurred by the producer; and

“(B) the income forgone by the producer; and

“(C) resource-specific indices, in any case in which such indices have been developed and implemented..

“(d) PAYMENT LIMITATIONS.—An individual or entity may not receive, directly or indirectly, payments under a conservation security contract that, in the aggregate, exceed \$150,000 for the 5-year term of the conservation security contract, excluding funding arrangements with federally recognized Indian Tribes or Alaska Native Corporations.

“(e) REGULATIONS.—The Secretary shall promulgate regulations that—

“(1) provide for adequate safeguards to protect the interests of tenants and sharecroppers, including provision for sharing payments, on a fair and equitable basis; and

“(2) prescribe such other rules as the Secretary determines to be necessary to ensure a fair and reasonable application of the limitations established under subsection (d).

“(f) ALLOCATION TO STATES.—When making allocations to States of funds made available to carry out the conservation security program, the Secretary shall give significant consideration to the extent and magnitude of the environmental needs associated with agricultural production in each State, the degree to which implementation of the conservation security program in the State is, or will be, effective in helping producers address these needs, and other considerations to achieve equitable geographic distributions of funds, as determined by the Secretary.

“(g) TECHNICAL ASSISTANCE.—For each of fiscal years 2008 through 2017, the Secretary shall provide appropriate technical assistance to producers for the development and implementation of conservation security contracts, in an amount not to exceed 15 percent of the amounts expended for the fiscal year.

“(h) DATA.—The Secretary shall maintain conservation security program contract and payment data in a manner that provides detailed and segmented data that allows for quantification of the amount of payments made to producers for—

“(1) the maintenance of conservation practices, activities, and management measures in place on the producer's operation at the time the conservation security offer is accepted by the Secretary;

“(2) the installation and adoption of new conservation practices, activities, and management measures and the improvements to conservation practices, activities, and management measures in place on the producer's operation at the time the conservation security offer is accepted by the Secretary;

“(3) participation in research, demonstration, and pilot projects; and

“(4) the development and periodic assessment and evaluation of comprehensive conservation plans.”.

(b) EFFECT ON EXISTING CONSERVATION SECURITY CONTRACTS.—Subchapter A of chapter 2 of subtitle D of title XII of the Food Security Act of 1985 (16 U.S.C. 3838 et seq.), as in

effect on the day before the date of the enactment of this Act, shall continue to apply to conservation security contracts entered into before October 1, 2007. The Secretary of Agriculture may continue to make payments under such subchapter, as so in effect, with respect to such a conservation security contracts during the term of the contract.

(c) PROHIBITION ON NEW CONTRACTS.—A conservation security contract may not be entered into or renewed under subchapter A of chapter 2 of subtitle D of title XII of the Food Security Act of 1985 (16 U.S.C. 3838 et seq.), as in effect on the day before the date of the enactment of this Act, after September 30, 2007.

**SEC. 2104. GRASSLAND RESERVE PROGRAM.**

(a) ENROLLMENT PRIORITY.—Subsection (b) of section 1238N of the Food Security Act of 1985 (16 U.S.C. 3838n) is amended by striking paragraph (3) and inserting the following new paragraph:

“(3) PRIORITY FOR LONG-TERM AGREEMENTS AND EASEMENTS.—Of the total number of acres enrolled in the program at any one time through the methods described in paragraph (2)(A), the Secretary shall ensure that at least 60 percent of the acres were enrolled through the use of 30-year rental agreements and permanent and long-term easements described in clause (ii) of such paragraph.”.

(b) ENROLLMENT OF ACREAGE.—Subsection (b) of section 1238N of the Food Security Act of 1985 (16 U.S.C. 3838n) is amended by striking paragraph (1) and inserting the following new paragraph:

“(1) ENROLLMENT.—The Secretary shall enroll an additional 1,000,000 acres of restored or improved grassland, rangeland, and pastureland in the grassland reserve program during fiscal years 2008 through 2012.”.

(c) ENROLLMENT OF CONSERVATION RESERVE PROGRAM LAND.—Section 1238N of the Food Security Act of 1985 (16 U.S.C. 3838n) is amended by adding at the end the following new subsections:

“(d) ENROLLMENT OF CONSERVATION RESERVE PROGRAM LAND.—

“(1) ENROLLMENT AUTHORIZED.—Subject to the eligibility requirements of subsection (c) and all other requirements of this subchapter, land enrolled in the conservation reserve program may be enrolled in the grassland reserve program if the Secretary determines that the land is of high ecological value and under significant threat of conversion to other uses.

“(2) MAXIMUM ENROLLMENT.—The number of acres of conservation reserve program land enrolled under this subsection in a calendar year shall not exceed 10 percent of the total number of acres enrolled in the grassland reserve program in that calendar year.

“(3) PROHIBITION ON DUPLICATION OF PAYMENTS.—Land enrolled in the program under this subsection shall no longer be eligible for payments under the conservation reserve program.

“(e) METHOD FOR DETERMINATION OF FAIR MARKET VALUE.—The Secretary shall determine the fair market value of land to be enrolled in program based on the option specified in paragraph (1), (2), (3), or (4) that results in the lowest amount of compensation to be paid by the Secretary:

“(1) A percentage of the fair market value based on the Uniform Standards for Professional Appraisals Procedures, as determined by the Secretary.

“(2) A percentage of the market value determined by an area wide market survey.

“(3) A geographic cap, as prescribed in regulations issued by the Secretary.

“(4) The offer made by the owner of the land.”.

(d) GRASSLAND RESERVE ENHANCEMENT.—Section 1238N of the Food Security Act of 1985 (16 U.S.C. 3838n) is amended by inserting

after subsection (d), as added by subsection (b), the following new subsection:

“(e) GRASSLAND RESERVE ENHANCEMENT.—The Secretary may enter into such agreements with States, including political subdivisions and agencies of States, that the Secretary determines will advance the purposes of the grassland reserve program. Section 1305(d) of the Agricultural Reconciliation Act of 1987 (Public Law 100-203; 7 U.S.C. 1308 note) shall not apply to payments received by a State or political subdivision or agency thereof in connection with such an agreement.”.

(e) USE OF PRIVATE ORGANIZATIONS OR STATE AGENCIES.—Section 1238Q of the Food Security Act of 1985 (16 U.S.C. 3838q) is amended—

(1) by striking subsection (a) and inserting the following new subsection:

“(a) AUTHORITY TO USE PRIVATE ORGANIZATIONS OR STATES.—The Secretary shall permit a private conservation or land trust organization (referred to in this section as a ‘private organization’) or a State agency to own, write, and enforce an easement under this subchapter, in lieu of the Secretary, subject to the right of the Secretary to conduct periodic inspections and enforce the easement, if—

“(1) the Secretary determines that granting the permission will promote protection of grassland, land that contains forbs, and shrubland;

“(2) the owner authorizes the private organization or State agency to hold and enforce the easement; and

“(3) the private organization or State agency agrees to assume the costs incurred in administering and enforcing the easement, including the costs of restoration or rehabilitation of the land as specified by the owner and the private organization or State agency.”;

(2) in subsection (b), by striking “hold” and inserting “own, write.”; and

(3) in subsection (c), by striking “hold” and inserting “own, write.”.

#### SEC. 2105. ENVIRONMENTAL QUALITY INCENTIVES PROGRAM.

(a) PURPOSES.—Section 1240 of the Food Security Act of 1985 (16 U.S.C. 3839aa) is amended—

(1) in the matter preceding paragraph (1), by inserting “, forest management, organic transition,” after “agricultural production”;

(2) by striking paragraphs (3) and (4) and inserting the following new paragraphs:

“(3) providing flexible assistance to producers to install and maintain conservation practices that, while sustaining production of food and fiber—

“(A) enhance soil, water, and related natural resources, including grazing land, forestland, wetland, and wildlife; and

“(B) conserve energy;

“(4) assisting producers to make beneficial, cost effective changes to cropping systems, grazing management, energy use, forest management, nutrient management associated with livestock, pest or irrigation management, or other practices on agricultural and forested land; and”.

(b) DEFINITIONS.—Section 1240A of the Food Security Act of 1985 (16 U.S.C. 3839aa-1) is amended—

(1) by striking paragraph (3) and inserting the following new paragraph:

“(3) LAND MANAGEMENT PRACTICE.—

“(A) IN GENERAL.—The term ‘land management practice’ means a site-specific nutrient or manure management, integrated pest management, irrigation management, tillage or residue management, grazing management, air quality management, forest management, silvicultural practice, or other land management practice carried out on eli-

gible land that the Secretary determines is needed to protect from degradation, in the most cost-effective manner, water, soil, or related resources.

“(B) FOREST MANAGEMENT PRACTICES.—For purposes of subparagraph (A), forest management practices may include activities that the Secretary determines are needed to—

“(i) improve water quality;

“(ii) restore forest biodiversity; or

“(iii) control invasive species.

“(C) COORDINATED IMPLEMENTATION.—A land management practice may involve multiple landowners implementing eligible conservation activities in a coordinated fashion.”;

(2) in paragraph (4), by inserting “alpacas, bison,” after “sheep,”;

(3) by redesignating paragraphs (3), (4), (5), and (6), as so amended, as paragraphs (4), (5), (6), and (8), respectively;

(4) by inserting after paragraph (2) the following new paragraph:

“(3) INTEGRATED PEST MANAGEMENT.—The term ‘integrated pest management’ means a sustainable approach to managing pests by combining biological, cultural, physical, and chemical tools in a way that minimizes economic, health, and environmental risks.”; and

(5) by inserting after paragraph (6), as so redesignated, the following new paragraph:

“(7) SOCIALLY DISADVANTAGED FARMER OR RANCHER.—The term ‘socially disadvantaged farmer or rancher’ has the meaning given the term under section 355(e) of the Consolidated Farm and Rural Development Act (7 U.S.C. 2003(e)).”.

(c) ELIGIBLE PRACTICES.—Section 1240B(a) of the Food Security Act of 1985 (16 U.S.C. 3839aa-2(a)) is amended—

(1) in paragraph (1), by striking “2010” and inserting “2012”; and

(2) in paragraph (2)—

(A) in subparagraph (A), by inserting “or receives organic certification” after “chapter”;

(B) by striking subparagraph (B) and inserting the following new subparagraph:

“(B) a producer that implements a land management practice, receives technical services from an approved third-party provider, develops a comprehensive nutrient management plan, or implements energy efficiency improvements or renewable energy systems, in accordance with this chapter shall be eligible to receive incentive payments.”.

(d) BEGINNING FARMERS OR RANCHERS AND SOCIALLY DISADVANTAGED FARMERS OR RANCHERS.—Section 1240B(d)(2) of the Food Security Act of 1985 (16 U.S.C. 3839aa-2(d)(2)) is amended by striking subparagraph (A) and inserting the following new subparagraph:

“(A) INCREASED COST-SHARE FOR CERTAIN PRODUCERS.—The Secretary shall increase the amount provided under paragraph (1) to a producer that is a beginning farmer or rancher, socially disadvantaged farmer or rancher, or limited resource farmer or rancher to 90 percent of the cost of the practice, as determined by the Secretary.”.

(e) ADDITIONAL SUPPORT FOR USE OF GASIFIER TECHNOLOGY.—Section 1240B(d)(2) of the Food Security Act of 1985 (16 U.S.C. 3839aa-2(d)(2)) is amended by adding at the end the following new subparagraph:

“(C) INCREASED COST-SHARE FOR USE OF GASIFIER TECHNOLOGY.—In carrying out this chapter, the Secretary shall promote air quality by providing for a 90 percent cost share for those projects that utilize gasifier technology for the purposes of the disposal of animal carcasses and by-products.”.

(f) INCENTIVE PAYMENTS.—Section 1240B(e) of the Food Security Act of 1985 (16 U.S.C. 3839aa-2(e)) is amended—

(1) by striking paragraph (1) and inserting the following new paragraph (1):

“(1) AVAILABILITY OF INCENTIVE PAYMENTS.—The Secretary shall make incentive payments in an amount and at a rate determined by the Secretary to be necessary to encourage a producer—

“(A) to perform 1 or more land management practices;

“(B) to receive technical services from an approved third-party provider;

“(C) to develop a comprehensive nutrient management plan; or

“(D) to implement energy efficiency improvements or renewable energy systems.”; and

(2) in paragraph (2), by inserting “pollinator habitat,” after “invasive species.”.

(g) ALLOCATION OF FUNDING.—Section 1240B(g) of the Food Security Act of 1985 (16 U.S.C. 3839aa-2(g)) is amended—

(1) by striking “For each” and inserting the following:

“(1) ALLOCATION FOR LIVESTOCK PRODUCTION PRACTICES.—For each”;

(2) in such paragraph, as so designated, by striking “2007” and inserting “2012”; and

(3) by adding at the end the following new paragraph:

“(2) ALLOCATION FOR CERTAIN PRODUCERS.—For each of fiscal years 2007 through 2012, of the funds made available for cost-share payments and incentive payments under this chapter, the Secretary shall reserve, for a period of not less than 90 days after the date on which the funds are made available for the fiscal year—

“(A) not less than 5 percent for beginning farmers and ranchers; and

“(B) not less than 5 percent of funds for socially disadvantaged farmers and ranchers and limited resource farmers and ranchers.”.

(h) ELIGIBILITY OF MARKET AGENCIES AND CUSTOM FEEDING BUSINESSES.—Section 1240B of the Food Security Act of 1985 (16 U.S.C. 3839aa-2) is amended by adding at the end the following new subsection:

“(i) ELIGIBILITY OF MARKET AGENCIES AND CUSTOM FEEDING BUSINESSES FOR ASSISTANCE.—A market agency (as defined in section 301(c) of the Packers and Stockyards Act, 1921 (7 U.S.C. 201(c))) or custom feeding business may receive technical assistance, cost-share payments, or incentive payments under the program. Any reference to ‘producer’ in this chapter shall be deemed to include a market agency or custom feeding business.”.

(i) EVALUATION OF APPLICATIONS FOR COST-SHARE PAYMENTS AND INCENTIVE PAYMENTS.—Section 1240C of the Food Security Act of 1985 (16 U.S.C. 3839aa-3) is amended to read as follows:

#### “SEC. 1240C. EVALUATION OF APPLICATIONS FOR COST-SHARE PAYMENTS AND INCENTIVE PAYMENTS.

“(a) PRIORITIES AND GROUPING OF APPLICATIONS.—In evaluating applications for cost-share payments and incentive payments, the Secretary shall—

“(1) prioritize applications based on their overall level of cost-effectiveness to ensure that the conservation practices and approaches proposed are the most efficient means of achieving the anticipated environmental benefits of the project;

“(2) prioritize applications based on how effectively and comprehensively the project addresses the designated resource concern or resource concerns;

“(3) prioritize applications that best fulfill the purpose of the environmental quality incentives program specified in section 1240(1);

“(4) develop criteria for evaluating applications that will ensure that national, State, and local conservation priorities are effectively addressed; and

“(5) to the greatest extent practicable, group applications of similar crop or livestock operations for evaluation purposes or otherwise evaluate applications relative to

other applications for similar farming operations.

“(b) EVALUATION PROCESS.—The Secretary shall ensure that the evaluation process is as streamlined and efficient as practicable in the case of applications that—

“(1) involve operations with substantial and sound environmental management systems; and

“(2) seek a single practice or a limited number of practices to further improve the environmental performance of that system.”.

(j) DUTIES OF PRODUCERS.—Section 1240D(2) of the Food Security Act of 1985 (16 U.S.C. 3839aa-4(2)) is amended by striking “or ranch” and inserting “, ranch, or forestland”.

(k) PROGRAM PLAN.—Section 1240E of the Food Security Act of 1985 (16 U.S.C. 3839aa-5) is amended by striking subsections (a) and (b) and inserting the following new subsections:

“(a) PLAN OF OPERATIONS.—To be eligible to receive cost-share payments or incentive payments under the program, a producer shall submit to the Secretary for approval a plan of operations that—

“(1) specifies practices covered under the program;

“(2) includes such terms and conditions as the Secretary considers necessary to carry out the program, including a description of the purposes to be met by the implementation of the plan;

“(3) in the case of a confined livestock feeding operation, provides for development and implementation of a comprehensive nutrient management plan, if applicable; and

“(4) in the case of forestland, is consistent with the provisions of a forest management plan meeting with the approval of the Secretary, which may include a forest stewardship plan, as specified in section 5 of the Cooperative Forestry Assistance Act of 1978 (16 U.S.C. 2103a), other practice plan approved by the State forester, or other plan determined appropriate by the Secretary.

“(b) AVOIDANCE OF DUPLICATION.—The Secretary shall—

“(1) consider a permit acquired under a water or air quality regulatory program as the equivalent of a plan of operations under subsection (a); and

“(2) to the maximum extent practicable, eliminate duplication of planning activities under the program under this chapter and comparable conservation programs.”.

(l) DUTIES OF THE SECRETARY.—Section 1240F of the Food Security Act of 1985 (16 U.S.C. 3839aa-6) is amended—

(1) by striking “To the extent” and inserting “(a) PROVISION OF ASSISTANCE.—To the extent”; and

(2) by adding at the end the following new subsection:

“(b) WATER SAVINGS.—In the case of a practice primarily intended to conserve water, the Secretary may provide assistance to a producer under this section only if the Secretary determines that—

“(1) the practice results in a minimum reduction, as determined by the Secretary, in the total consumptive use of ground water or surface water resources affected by the practice;

“(2) any saved water remains in the source for the useful life of the practice; and

“(3) the practice will not result, directly or indirectly, in an increase in the consumptive use of water in the agriculture operation of the producer.”.

(m) CONSERVATION INNOVATION GRANTS.—Section 1240H of the Food Security Act of 1985 (16 U.S.C. 3839aa-8) is amended to read as follows:

“SEC. 1240H. CONSERVATION INNOVATION GRANTS.

“(a) COMPETITIVE GRANTS.—The Secretary shall pay the cost of competitive grants that

are intended to stimulate innovative approaches to leveraging Federal investment in environmental enhancement and protection, in conjunction with agricultural production or forest resource management, through the program.

“(b) USE.—The Secretary may provide grants under this section to governmental and non-governmental organizations and persons, on a competitive basis, to carry out projects that—

“(1) involve producers that are eligible for payments or technical assistance under the program;

“(2) leverage funds made available to carry out the program under this chapter with matching funds provided by State and local governments and private organizations to promote environmental enhancement and protection in conjunction with agricultural production;

“(3) ensure efficient and effective transfer of innovative technologies and approaches demonstrated through projects that receive funding under this section; and

“(4) provide environmental and resource conservation benefits through increased participation by producers of specialty crops.

“(c) PILOT PROGRAM FOR COMPREHENSIVE CONSERVATION PLANNING.—

“(1) PILOT PROGRAM REQUIRED.—The Secretary shall establish a pilot program to undertake comprehensive conservation planning to assist producers before they submit an application for assistance under any of the conservation programs authorized by this subtitle.

“(2) CONSERVATION PLANNING ASSISTANCE.—The Secretary shall undertake pilot projects under the pilot program in the locations specified in paragraph (3) to assist producers by making a comprehensive assessment of the resource concerns, needs, and alternative solutions for the producer’s entire operation, as determined by the Secretary, following the procedures in the Natural Resources Conservation Service conservation planning manual. The assistance shall be provided by the Secretary directly or through third party providers certified by the Secretary, and shall not be at the expense of the producer. The results of the comprehensive planning assistance shall be provided to the producer to enable informed choices on the type of financial assistance available under this subtitle that would most effectively address the resource needs of the operation consistent with the environmental goals for the area in which the operation is located.

“(3) PILOT PROJECTS.—Pilot projects in comprehensive conservation planning shall be undertaken in the Chesapeake Bay watershed, and shall include the identification of hydrologic, soil, and rural land use factors that are unique to the Delmarva Peninsula.

“(4) REPORT.—The Secretary shall conduct an assessment of the effectiveness of the pilot program and publish a report, available to the public, of the results of the assessment. Such assessments shall be undertaken in the second year and the fifth year of the pilot program.

“(d) FUNDING.—

“(1) AVAILABILITY OF FUNDS.—Of the funds made available under section 1241(a)(6) for fiscal years 2008 through 2012, the Secretary shall use \$30,000,000 for fiscal year 2008, \$35,000,000 for fiscal year 2009, \$50,000,000 for fiscal year 2010, \$60,000,000 for fiscal year 2011, and \$75,000,000 for fiscal year 2012.

“(2) OUTREACH FOR CERTAIN PRODUCERS.—Of the funds made available under paragraph (1) for a fiscal year, the Secretary shall use \$5,000,000 to make grants to support effective outreach and innovative approaches for outreach and to serve organic producers and producers of specialty crops (as defined in section 3 of the Specialty Crops Competitive-

ness Act of 2004 (Public Law 108-465; 7 U.S.C. 1621 note).

“(3) COMPREHENSIVE CONSERVATION PLANNING.—Of the funds made available under paragraph (1) for a fiscal year, the Secretary shall use \$5,000,000 to carry out the comprehensive conservation planning pilot program under subsection (c).

“(4) AIR QUALITY.—Of the funds made available under paragraph (1), the Secretary shall use \$10,000,000 for fiscal year 2008, \$15,000,000 for fiscal year 2009, \$30,000,000 for fiscal year 2010, \$40,000,000 for fiscal year 2011, and \$55,000,000 for fiscal year 2012 to support air quality improvement and performance incentives for States to help meet State and local regulatory requirements related to air quality.”.

SEC. 2106. REGIONAL WATER ENHANCEMENT PROGRAM.

(a) PURPOSE AND GOALS.—The purpose of this section is to authorize a regional water enhancement program, within the environmental quality incentives program, to enhance performance-based, cost-effective conservation carried out through cooperative agreements entered into by the Secretary of Agriculture with producers, governmental entities, and Indian tribes. The goal of the program is to improve water quality or ground and surface water quantity through coordinated program activities on agricultural lands. The Secretary will develop goals and provide coordinated program assistance for water quality or water quantity improvement projects.

(b) ESTABLISHMENT OF PROGRAM.—Section 1240I of the Food Security Act of 1985 (16 U.S.C. 3839aa-9) is amended to read as follows:

“SEC. 1240I. REGIONAL WATER ENHANCEMENT PROGRAM.

“(a) DEFINITIONS.—In this section:

“(1) REGIONAL WATER ENHANCEMENT ACTIVITIES.—The term ‘regional water enhancement activities’ includes resource condition assessment and modeling, water quality, water quantity or water conservation plan development, management system and environmental monitoring and evaluation, cost-share of restoration or enhancement projects, incentive payments for land management practices, easement purchases, conservation contracts with landowners, improved irrigation systems, water banking and other forms of water transactions, groundwater recharge and other conservation related activities that the Secretary determines will help to achieve the water quality or water quantity benefits on agricultural lands identified in a partnership agreement.

“(2) PARTNERSHIP AGREEMENT.—The term ‘partnership agreement’ means an agreement between the Secretary and a partner under subsection (d).

“(3) PARTNER.—The term ‘partner’ means an entity that enters into a partnership agreement with the Secretary to carry out regional water enhancement activities. The term includes—

“(A) an agricultural producer, agricultural or silvicultural producer association, or other group of such producers

“(B) a State or unit of local government, including an irrigation or water district; or

“(C) a federally recognized Indian tribe.

“(b) ESTABLISHMENT OF PROGRAM.—

“(1) ESTABLISHMENT.—The Secretary shall establish a regional water enhancement program in accordance with this section to improve water quality or water quantity on a regional scale to benefit working agricultural land and other lands surrounding agricultural land.

“(2) IDENTIFICATION OF WATER QUALITY AND WATER QUANTITY PRIORITY AREAS.—The Secretary shall identify areas where protecting

or improving water quality, water quantity, or both is a priority. In identifying these areas, the Secretary shall prioritize the Chesapeake Bay, the Upper Mississippi River basin, the Everglades, and the Klamath River basin. Not more than 50 percent of the funds made available for the regional water enhancement program shall be reserved for priority areas identified in this paragraph.

“(C) SELECTION OF PARTNERS.—

“(1) SOLICITATION OF PARTNERSHIP PROPOSALS.—Not later than 90 days after the date of the enactment of the Farm, Nutrition, and Bioenergy Act of 2007, the Secretary shall invite prospective partners to submit competitive grant proposals for regional water enhancement partnerships.

“(2) ELEMENTS.—To be eligible for consideration for participation in the program, a proposal submitted by a partner shall contain the following elements:

“(A) Identification of the exact geographic area for which the partnership is proposed, which may be based on—

“(i) a watershed (or portion thereof);

“(ii) an irrigation, water, drainage district, including service area; or

“(iii) some other geographic area with characteristics making it suitable for landscape-wide program implementation, as may be determined by the Secretary.

“(B) Identification of the water quality or water quantity issues that are of concern in the area.

“(C) A method for determining a baseline assessment of water quality, water quantity, and other resource conditions in the region.

“(D) A detailed description of the proposed regional water enhancement activities to be undertaken in the area, including an estimated timeline and budget for each activity.

“(E) A description of the performance measures to be used to gauge the effectiveness of the regional water enhancement activities.

“(F) A description of other regional water enhancement activities carried out by the Secretary.

“(G) A description of regional water enhancement activities carried out by partners through other means.

“(3) SELECTION OF PROPOSALS.—The Secretary shall award grants competitively, based on the following criteria applied by the Secretary:

“(A) Proposals that will result in the inclusion of the highest percentage of agricultural lands and producers in the area.

“(B) Proposals that will result in the highest percentage of on-the-ground activities versus administrative costs.

“(C) Proposals that will provide the greatest contribution to sustaining or enhancing agricultural production in the area or rural economic development.

“(D) Proposals that include performance measures that will allow post-activity conditions to be satisfactorily measured to gauge overall effectiveness.

“(E) Proposals that will capture surface-water runoff on farms through the construction, improvement, or maintenance of irrigation ponds.

“(F) Proposals that have the highest likelihood of improving issues of concern for the area through the participation of multiple interested persons.

“(G) Proposals that will assist producers in meeting a regulatory requirement imposed on lands in agriculture production that reduces the economic scope of the producer's operation.

“(4) DURATION.—Grants under this subsection shall be made on a multi-year basis, not to exceed 5 years total, except that the Secretary may terminate a grant earlier if the performance measures are not being met.

“(d) PARTNERSHIP AGREEMENTS.—

“(1) GENERALLY.—Not later than 30 days after the award of a grant to a partner under subsection (c), the Secretary shall enter into a partnership agreement with the grant recipient. At a minimum, the agreement shall contain—

“(A) a description of the respective duties and responsibilities of the Secretary and the partner in carrying out regional water enhancement activities; and

“(B) the criteria that the Secretary will use to measure the overall effectiveness of the regional water enhancement activities funded by the grant in improving the water quality or quantity conditions of the region relative to the performance measures in the grant proposal.

“(2) ACCEPTANCE OF CONTRIBUTIONS.—The Secretary may accept and use contributions of non-Federal funds to administer the program under this section.

“(3) WAIVER AUTHORITY.—The Secretary shall waive the limitation in section 1001D of this Act if the Secretary determines that doing so is necessary to fulfill the objectives of the regional water enhancement program.

“(e) MODIFICATION OF SECRETARIAL AUTHORITY.—To the extent that the Secretary will be carrying out regional water enhancement activities in an area, the Secretary may use the general authorities provided in this subtitle to ensure that all producers and landowners in the region have the opportunity to participate in such activities.

“(f) RELATIONSHIP WITH OTHER PROGRAMS.—The Secretary shall ensure that, to the extent producers and landowners are individually participating in other programs under this subtitle in a region where the regional water enhancement program is in effect, any improvements to water quality or water quantity attributable to such individual participation is included in the evaluation criteria developed under subparagraph (d)(1)(B).

“(g) CONSISTENCY WITH STATE LAW.—Any regional water enhancement activity conducted under this section shall be consistent with State water laws.

“(h) FUNDING.—

“(1) AVAILABILITY OF FUNDS.—In addition to funds made available to carry out this chapter under section 1241(a)(6), the Secretary shall use funds of the Commodity Credit Corporation to carry out this section in the amount of, to the maximum extent practicable, \$60,000,000 for each of fiscal years 2008 through 2012.

“(2) LIMITATION ON ADMINISTRATIVE EXPENSES.—Not more than 3 percent of the funds made available under paragraph (1) for a fiscal year may be used for administrative expenses of the Secretary.”

**SEC. 2107. GRASSROOTS SOURCE WATER PROTECTION PROGRAM.**

(a) AUTHORIZATION OF APPROPRIATIONS.—Section 1240(b) of the Food Security Act of 1985 (16 U.S.C. 3839bb-2(b)) is amended by striking “\$5,000,000 for each of fiscal years 2002 through 2007” and inserting “\$20,000,000 for each of fiscal years 2008 through 2012”.

(b) ADDITIONAL FUNDING.—Section 1240 of the Food Security Act of 1985 (16 U.S.C. 3839bb-2) is amended by adding at the end the following new subsection:

“(c) ONE-TIME INFUSION OF FUNDS.—Of the funds of the Commodity Credit Corporation, the Secretary shall make available, on a one-time basis, \$10,000,000 to carry out this section. Such funds shall remain available until expended.”

**SEC. 2108. CONSERVATION OF PRIVATE GRAZING LAND.**

Section 1240M(e) of the Food Security Act of 1985 (16 U.S.C. 3839bb(e)) is amended by striking “2007” and inserting “2012”.

**SEC. 2109. GREAT LAKES BASIN PROGRAM FOR SOIL EROSION AND SEDIMENT CONTROL.**

Section 1240P(c) of the Food Security Act of 1985 (16 U.S.C. 3839bb-3(c)) is amended by striking “2007” and inserting “2012”.

**SEC. 2110. FARM AND RANGLAND PROTECTION PROGRAM.**

Subchapter B of chapter 2 of subtitle D of title XII of the Food Security Act of 1985 (16 U.S.C. 3838h et seq.) is amended to read as follows:

**“Subchapter B—Farm and Rangeland Protection Program**

**“SEC. 1238H. DEFINITIONS.**

“In this subchapter:

“(1) ELIGIBLE ENTITY.—The term ‘eligible entity’ means any of the following:

“(A) An agency of a State or local government or an Indian tribe (including a farmland protection board or land resource council established under State law).

“(B) An organization that is organized for, and at all times since the formation of the organization has been operated principally for, 1 or more of the conservation purposes specified in clause (i), (ii), (iii), or (iv) of section 170(h)(4)(A) of the Internal Revenue Code of 1986.

“(C) An organization described in section 501(c)(3) of the Internal Revenue Code of 1986 that is exempt from taxation under section 501(a) of that Code.

“(D) An organization described in section 509(a)(2) of the Internal Revenue Code of 1986.

“(E) An organization described in section 509(a)(3) of the Internal Revenue Code of 1986 that is controlled by an organization described in section 509(a)(2), of that Code.

“(2) ELIGIBLE LAND.—The term ‘eligible land’ means land on a farm or ranch that—

“(A) is cropland;

“(B) is rangeland;

“(C) is grassland;

“(D) is pasture land;

“(E) is forest land that is an incidental part of an agricultural operation, as determined by the Secretary; or

“(F) contains historical or archaeological resources.

“(3) INDIAN TRIBE.—The term ‘Indian tribe’ has the meaning given the term in section 4 of the Indian Self-Determination and Education Assistance Act (25 U.S.C. 450b).

“(4) PROGRAM.—The term ‘program’ means the farm and rangeland protection program established under section 1238I(a).

“(5) SECRETARY.—The term ‘Secretary’ means the Secretary of Agriculture.

**“SEC. 1238I. FARM AND RANGLAND PROTECTION PROGRAM.**

“(a) ESTABLISHMENT.—

“(1) ESTABLISHMENT AND PURPOSE.—The Secretary shall establish and carry out a farm and rangeland protection program under which the Secretary shall facilitate and provide funding for the purchase of conservation easements or other interests in eligible land that is subject to a pending offer from a certified State or eligible entity for the purpose of protecting the agricultural use and related conservation values of the land by limiting incompatible non-agricultural uses of the land.

“(2) PRIORITY.—In carrying out the program, the Secretary shall give the highest priority—

“(A) to protecting farm and rangeland with prime, unique or other productive soils that are at risk of non-agricultural development; or

“(B) to projects that further a State or local policy consistent with the purposes of the program.

“(b) GRANTS TO CERTIFIED STATES.—The Secretary shall make grants to States certified by the Secretary under subsection (c).



Such grants shall be made based on demonstrated need for farm and ranch land protection. Grants may be made for multiple transactions so long as all funds provided under the program are used to purchase conservation easements or other interests in land in a timely and effective manner. A State receiving a grant under this subsection may use up to 10 percent of the grant funds for reasonable costs of purchasing and enforcing conservation easements.

**“(C) CERTIFICATION OF STATES FOR GRANTS.—**

**“(1) CERTIFICATION PROCESS.—**The Secretary shall implement a process, to be published in the Federal Register, for certifying States as eligible to participate in the program. The Secretary may provide a reasonable transitional period, not to extend past September 30, 2008, in order to allow continued operation of the program for such time as needed for the Secretary to implement the certification process.

**“(2) CERTIFICATION REQUIREMENTS.—**To be certified under the process implemented under paragraph (1), a State shall demonstrate, at a minimum, the following:

**“(A) A legislative or organizational purpose consistent with the purposes of the program.**

**“(B) The necessary authority and the resources and technical ability to monitor and enforce the terms of conservation easements or other interests in land or to require the holder of such easements or other interests in land acquired with the use of funding under the program to monitor and enforce the terms of such easements or other interests in land.**

**“(C) The capacity to provide the necessary matching funds from non-Federal sources for projects undertaken under the program and to use program funds in a timely and effective manner.**

**“(D) Policies and procedures to ensure that, on average, the purchase price of conservation easements or other interests in land purchased with program funds do not exceed the fair market value of the easements or other interests in land.**

**“(E) Policies and procedures that ensure that conservation easements or other interests in land purchased with program funds will continue to protect the agricultural use and related conservation values of the land.**

**“(F) Provision for continued stewardship of the conservation easements or other interest in land purchased with program funds in the event the State loses its certification under the program.**

**“(G) A determination of its own criteria and priorities for purchasing conservation easements and other interests in land under the program.**

**“(d) AGREEMENTS WITH ELIGIBLE ENTITIES.—**

**“(1) AGREEMENTS AUTHORIZED.—**The Secretary may enter into an agreement with an eligible entity, under which the entity may purchase conservation easements using a combination of its own funds and funds distributed by the Secretary under the program.

**“(2) TERMS AND CONDITIONS.—**An agreement under this subsection shall stipulate the terms and conditions under which the eligible entity shall use funds provided by the Secretary under the program. The eligible entity shall be authorized to use its own terms and conditions for conservation easements and other purchases of interests in land, so long as—

**“(A) such terms and conditions are consistent with the purposes of the program and permit effective enforcement of the conservation purposes of such easements or other interests;**

**“(B) the eligible entity has in place a requirement consistent with agricultural ac-**

**tivities regarding the impervious surfaces to be allowed for any conservation easement or other interest in land purchased using funds provided under the program; and**

**“(C) the eligible entity requires use of a conservation plan for any highly erodible cropland for which a conservation easement or other interest in land has been purchased using funds provided under the program.**

**“(e) FEDERAL CONTINGENT RIGHT OF ENFORCEMENT.—**The Secretary may require the inclusion of a Federal contingent right of enforcement or executory limitation in a conservation easement or other interest in land for conservation purposes purchased with Federal funds provided under the program, in order to preserve the easement as a party of last resort. The inclusion of such a right or interest shall not be considered to be the Federal acquisition of real property and the Federal standards and procedures for land acquisition shall not apply to the inclusion of the right or interest

**“(f) REVIEW; REVOCATION.—**

**“(1) REVIEW.—**Every 3 years, the Secretary shall review the certification of States under subsection (c) and the performance of eligible entities in meeting the terms and conditions of an agreement under subsection (d).

**“(2) REVOCATION.—**If, in the determination of the Secretary, a State no longer meets the qualifications described in subsection (c)(2) or an eligible entity is not meeting the terms and conditions of an agreement under subsection (d), the Secretary may—

**“(A) revoke the certification of the State or terminate the agreement with the eligible entity; or**

**“(B) allow the State or eligible entity a specified period of time in which to take such actions as may be necessary to retain its certification or to meet the terms and conditions of the agreement, as the case may be.**

**“(g) CONSERVATION PLAN.—**Any highly erodible cropland for which a conservation easement or other interest is purchased under this subchapter shall be subject to the requirements of a conservation plan. In the case of an easement or other interest in land that is perpetual in duration, the Secretary may not require the conversion of the cropland to less intensive uses if, under such plan, soil erosion can be reduced to ‘T’ or below.

**“(h) COST SHARING.—**The share of the cost provided under this section for purchasing a conservation easement or other interest in land shall not exceed 50 percent of the appraised fair market value of the conservation easement or other interest in eligible land. Fair market value shall be determined on the basis of an appraisal of the conservation easement or other interest in eligible land using an industry-approved methodology determined by the entity.”

**SEC. 2111. FARM VIABILITY PROGRAM.**

Section 1238J(b) of the Food Security Act of 1985 (16 U.S.C. 3838j(b)) is amended by striking “2007” and inserting “2012”.

**SEC. 2112. WILDLIFE HABITAT INCENTIVE PROGRAM.**

**(a) REAUTHORIZATION.—**Section 1240N of the Food Security Act of 1985 (16 U.S.C. 3839bb-1) is amended by adding at the end the following new subsection:

**“(d) DURATION OF PROGRAM.—**Using funds made available under section 1241(a)(7), the Secretary shall carry out the program during fiscal years 2008 through 2012.”

**(b) COST SHARE FOR LONG-TERM AGREEMENTS AND IMPACT ON SCOPE OF OPERATIONS.—**Section 1240N(b)(2) of the Food Security Act of 1985 (16 U.S.C. 3839bb-1(b)(2)) is amended—

**(1) in the paragraph heading by inserting “AND IMPACT ON SCOPE OF OPERATIONS” after “AGREEMENTS”;**

**(2) in subparagraph (A), by striking “years,” and inserting “years, or that will assist producers in meeting a regulatory requirement imposed on lands in agriculture production that reduces the economic scope of the producer’s operation,”; and**

**(3) in subparagraph (B), by striking “15 percent” and inserting “25 percent”.**

**Subtitle B—Conservation Programs Under Other Laws**

**SEC. 2201. AGRICULTURAL MANAGEMENT ASSISTANCE PROGRAM.**

**(a) ELIGIBLE STATES.—**Section 524(b)(1) of the Federal Crop Insurance Act (7 U.S.C. 1524(b)(1)) is amended—

**(1) by inserting “Hawaii,” after “Delaware,”; and**

**(2) by inserting “Virginia,” after “Vermont.”**

**(b) TECHNICAL CORRECTION.—**Section 524(b)(4)(B)(i) of the Federal Crop Insurance Act (7 U.S.C. 1524(b)(4)(B)(i)) is amended by striking “Except as provided in clauses (ii) and (iii), the” and inserting “The”.

**(c) CERTAIN USES.—**Section 524(b)(4) of the Federal Crop Insurance Act (7 U.S.C. 1524(b)(4)(B)) is amended by adding at the end the following new subparagraph:

**“(C) CERTAIN USES.—**Of the amounts made available to carry out this subsection for a fiscal year, the Commodity Credit Corporation shall use not less than—

**(i) 50 percent to carry out subparagraphs (A), (B), and (C) of paragraph (2) through the Natural Resources Conservation Service;**

**(ii) 10 percent to provide organic certification cost share assistance through the Agricultural Marketing Service; and**

**(iii) 40 percent to conduct activities to carry out subparagraph (F) of paragraph (2) through the Risk Management Agency.”**

**SEC. 2202. RESOURCE CONSERVATION AND DEVELOPMENT PROGRAM.**

**(a) LOCALLY LED PLANNING PROCESS.—**Section 1528 of the Agriculture and Food Act of 1981 (16 U.S.C. 3451) is amended—

**(1) in paragraph (1), by striking “planning process” in the matter preceding subparagraph (A) and inserting “locally led planning process”; and**

**(2) in paragraph (9), by striking “council” and inserting “locally led council”.**

**(b) AUTHORIZED TECHNICAL ASSISTANCE.—**Section 1528(13) of the Agriculture and Food Act of 1981 (16 U.S.C. 3451(13)) is amended by striking subparagraphs (C) and (D) and inserting the following new subparagraphs:

**“(C) providing assistance for the implementation of area plans and projects; and**

**“(D) providing services which bring to bear the resources of Department of Agriculture programs in a local community, as defined in the locally led planning process.”**

**(c) IMPROVED PROVISION OF TECHNICAL ASSISTANCE.—**Section 1531 of the Agriculture and Food Act of 1981 (16 U.S.C. 3454) is amended—

**(1) by inserting “(a) IN GENERAL.—” before “In carrying”; and**

**(2) by adding at the end the following new subsection:**

**“(b) COORDINATOR.—**To improve the provision of technical assistance to councils under this subtitle, the Secretary shall designate an individual, to be known as the ‘Coordinator’, for each council. The Coordinator shall be directly responsible for the provision of technical assistance to the council.”

**(d) PROGRAM EVALUATION.—**Section 1534 of the Agriculture and Food Act of 1981 (16 U.S.C. 3457) is repealed.

**SEC. 2203. SMALL WATERSHED REHABILITATION PROGRAM.**

**(a) AVAILABILITY OF FUNDS.—**Section 14(h)(1) of the Watershed Protection and Flood Prevention Act (16 U.S.C. 1012(h)(1)) is amended by adding at the end the following new subparagraph:



“(G) \$50,000,000 for each of fiscal years 2009 through 2012.”.

(b) AUTHORIZATION OF APPROPRIATIONS.—Section 14(h)(2)(E) of the Watershed Protection and Flood Prevention Act (16 U.S.C. 1012(h)(2)(E)) is amended by striking “fiscal year 2007” and inserting “each of fiscal years 2007 through 2012”.

#### Subtitle C—Additional Conservation Programs

##### SEC. 2301. CHESAPEAKE BAY PROGRAM FOR NUTRIENT REDUCTION AND SEDIMENT CONTROL.

Chapter 5 of subtitle D of the Food Security Act of 1985 is amended by inserting after section 1240P (16 U.S.C. 3839bb-3) the following new section:

##### “SEC. 1240Q. RIVER RESTORATION IN THE CHESAPEAKE BAY WATERSHED.

“(a) CHESAPEAKE BAY WATERSHED DEFINED.—In this section, the term ‘Chesapeake Bay watershed’ means all tributaries, backwaters, and side channels, including their watersheds, draining into the Chesapeake Bay.

“(b) COMPREHENSIVE PLAN FOR CHESAPEAKE BAY WATERSHED.—

“(1) DEVELOPMENT.—The Secretary of Agriculture shall develop, as expeditiously as practicable, a proposed comprehensive plan for the purpose of restoring, preserving, and protecting the Chesapeake bay watershed.

“(2) PROVEN TECHNOLOGIES AND INNOVATIVE APPROACHES.—The comprehensive plan shall provide for the development of new technologies and innovative approaches to advance the following goals:

“(A) Improvement of water quality and quantity within the Chesapeake Bay.

“(B) Restoration, enhancement, and preservation of habitat for plants and wildlife.

“(C) Increase economic opportunity for producers and rural communities.

“(3) SPECIFIC COMPONENTS.—The comprehensive plan shall include such features as are necessary to provide for—

“(A) the development and implementation of a program for erosion prevention and control, sediment control and sediment removal, and reduction of nutrient loads;

“(B) the development and implementation of a program for—

“(i) the planning, conservation, evaluation, and construction of measures for fish and wildlife habitat conservation and rehabilitation; and

“(ii) stabilization and enhancement of land and water resources; and

“(C) the development and implementation of a long-term resource monitoring program.

“(4) CONSULTATION.—The comprehensive plan shall be developed by the Secretary in consultation with appropriate Federal and State agencies.

“(c) SUBMISSION OF PLAN.—

“(1) SUBMISSION.—Not later than 2 years after the date of enactment of the Farm, Nutrition, and Bioenergy Act of 2007, the Secretary shall transmit to Congress a report containing the comprehensive plan.

“(2) ADDITIONAL STUDIES AND ANALYSES.—After submission of the report required by paragraph (1), the Secretary shall continue to conduct such studies and analyses related to the comprehensive plan as are necessary, consistent with this subsection.

“(d) RESTORATION ENHANCEMENT AND PRESERVATION PROJECTS.—

“(1) PROJECT AUTHORITY.—In cooperation with appropriate Federal and State agencies, the Secretary shall carry out restoration enhancement and preservation projects for the Chesapeake Bay watershed to address the goals specified in subsection (b)(2). To achieve the restoration, preservation, and protection benefits of a project, the Secretary shall proceed expeditiously with the implementation of the project consistent with the comprehensive plan.

“(2) CRITICAL PROJECTS.—In carrying out this subsection, the Secretary shall begin with the Susquehanna River, the Shenandoah River, the Potomac River, and the Patuxent River.

“(3) AVAILABILITY OF FUNDS.—Of the funds of the Commodity Credit Corporation, the Secretary shall use to carry out projects under this subsection the following amounts:

“(A) \$10,000,000 for fiscal year 2008.

“(B) \$15,000,000 for fiscal year 2009.

“(C) \$30,000,000 for fiscal year 2010.

“(D) \$40,000,000 for fiscal year 2011.

“(E) \$55,000,000 for fiscal year 2012.

“(4) FEDERAL SHARE.—The Federal share of the cost of carrying out any individual project under this subsection shall not exceed \$5,000,000.

“(e) GENERAL PROVISIONS.—

“(1) WATER QUALITY.—In carrying out projects and activities under this section, the Secretary shall take into account the protection of water quality by considering applicable State water quality standards.

“(2) PUBLIC PARTICIPATION.—In developing the comprehensive plan under subsection (b) and carrying out projects under subsection (d), the Secretary shall implement procedures to facilitate public participation, including providing advance notice of meetings, providing adequate opportunity for public input and comment, maintaining appropriate records, and making a record of the proceeding of meetings available for public inspection.

“(f) COORDINATION.—The Secretary shall integrate and coordinate projects and activities carried out under this section with other Federal and State programs, projects, and activities.

“(g) COST SHARING.—

“(1) NON-FEDERAL SHARE.—Subject to subsection (d)(4), the non-Federal share of the cost of projects and activities carried out under this section shall be not less than 35 percent.

“(2) OPERATION, MAINTENANCE, REHABILITATION, AND REPLACEMENT.—The operation, maintenance, rehabilitation, and replacement of projects carried out under this section shall be a non-Federal responsibility.

“(h) SENSE OF CONGRESS REGARDING CHESAPEAKE BAY EXECUTIVE COUNCIL.—

“(1) FINDINGS.—Congress finds the following:

“(A) One of the stated goals of the Chesapeake Bay Agreement is to ‘develop, promote, and achieve sound land use practices which protect and restore watershed resources and water quality, maintain reduced pollutant loadings for the Bay and its tributaries, and restore and preserve aquatic living resources’.

“(B) Department of Agriculture conservation programs are integral to the restoration of the Chesapeake Bay and achieving the water quality goals for the Chesapeake Bay program.

“(2) SENSE OF CONGRESS.—In light of the findings specified in paragraph (1), it is the sense of Congress that the Secretary of Agriculture should be a member of the Chesapeake Bay Executive Council, and is authorized to do so under section 1(3) of the Soil Conservation and Domestic Allotment Act (16 U.S.C. 590a(3)).”.

##### SEC. 2302. VOLUNTARY PUBLIC ACCESS AND HABITAT INCENTIVE PROGRAM.

Chapter 5 of subtitle D of title XII of the Food Security Act of 1985 is amended by inserting after section 1240Q, as added by section 2301, the following new section:

##### “SEC. 1240R. VOLUNTARY PUBLIC ACCESS AND HABITAT INCENTIVE PROGRAM.

“(a) ESTABLISHMENT.—The Secretary shall establish a voluntary public access program under which States and tribal governments may apply for grants to encourage owners

and operators of privately-held farm, ranch, and forest land to voluntarily make that land available for access by the public for wildlife-dependent recreation, including hunting or fishing, under programs administered by the States and tribal governments.

“(b) APPLICATIONS.—In submitting applications for a grant under the program, a State or tribal government shall describe—

“(1) the benefits that the State or tribal government intends to achieve by encouraging public access to private farm and ranch land for—

“(A) hunting and fishing; and

“(B) to the maximum extent practicable, other recreational purposes; and

“(2) the methods that will be used to achieve those benefits.

“(c) PRIORITY.—In approving applications and awarding grants under the program, the Secretary shall give priority to States and tribal governments that—

“(1) have consistent opening dates for migratory bird hunting for both residents and non-residents;

“(2) propose to maximize participation by offering a program the terms of which are likely to meet with widespread acceptance among landowners;

“(3) propose to ensure that land enrolled under the State or tribal government program has appropriate wildlife habitat;

“(4) propose to strengthen wildlife habitat improvement efforts on land enrolled in a special conservation reserve enhancement program described in 1234(f)(4) by providing incentives to increase public hunting and other recreational access on that land; and

“(5) propose to use additional Federal, State, tribal government, or private resources in carrying out the program.

“(d) RELATIONSHIP TO OTHER LAWS.—Nothing in this section preempts a State or tribal government law, including any State or tribal government liability law.

“(e) REGULATIONS.—The Secretary shall promulgate such regulations as are necessary to carry out this section.

“(f) AUTHORIZATION OF APPROPRIATIONS.—There is authorized to be appropriated to the Secretary \$20,000,000 for each of fiscal years 2008 through 2012 to carry out this section.”.

#### Subtitle D—Administration and Funding

##### SEC. 2401. FUNDING OF CONSERVATION PROGRAMS UNDER FOOD SECURITY ACT OF 1985.

(a) IN GENERAL.—Section 1241(a) of the Food Security Act of 1985 (16 U.S.C. 3841(a)) is amended in the matter preceding paragraph (1), by striking “2007” and inserting “2012”.

(b) CONSERVATION SECURITY PROGRAM.—Paragraph (3) of section 1241(a) of the Food Security Act of 1985 (16 U.S.C. 3841(a)) is amended to read as follows:

“(3) The conservation security program under subchapter A of chapter 2, using, to the maximum extent practicable—

“(A) in the case of conservation security contracts entered into before October 1, 2007, under such subchapter, as in effect on the day before the date of the enactment of the Farm, Nutrition, and Bioenergy Act of 2007—

“(i) \$1,454,000,000 for the period of fiscal years 2007 through 2012; and

“(ii) \$1,927,000,000 for the period of fiscal years 2007 through 2017; and

“(B) in the case of conservation security contracts entered into on or after October 1, 2011, under such subchapter—

“(i) \$501,000,000 for fiscal year 2012; and

“(ii) \$4,646,000,000 for the period of fiscal years 2012 through 2017.”.

(c) FARM AND RANGLAND PROTECTION PROGRAM.—Paragraph (4) of section 1241(a) of the Food Security Act of 1985 (16 U.S.C. 3841(a)) is amended to read as follows:

“(4) The farm and ranchland protection program under subchapter B of chapter 2, using, to the maximum extent practicable—

- “(A) \$125,000,000 in fiscal year 2008;
- “(B) \$150,000,000 in fiscal year 2009;
- “(C) \$200,000,000 in fiscal year 2010;
- “(D) \$240,000,000 in fiscal year 2011; and
- “(E) \$280,000,000 in fiscal year 2012.”.

(d) ENVIRONMENTAL QUALITY INCENTIVES PROGRAM.—Paragraph (6) of section 1241(a) of the Food Security Act of 1985 (16 U.S.C. 3841(a)) is amended to read as follows:

“(6) The environmental quality incentives program under chapter 4, using, to the maximum extent practicable—

- “(A) \$1,500,000,000 in fiscal year 2008;
- “(B) \$1,600,000,000 in fiscal year 2009;
- “(C) \$1,700,000,000 in fiscal year 2010;
- “(D) \$1,800,000,000 in fiscal year 2011; and
- “(E) \$2,000,000,000 in fiscal year 2012.”.

(e) WILDLIFE HABITAT INCENTIVES PROGRAM.—Paragraph (7)(D) of section 1241(a) of the Food Security Act of 1985 (16 U.S.C. 3841(a)) is amended by striking “2007” and inserting “2012”.

**SEC. 2402. IMPROVED PROVISION OF TECHNICAL ASSISTANCE UNDER CONSERVATION PROGRAMS.**

Section 1242 of the Food Security Act of 1985 (16 U.S.C. 3842) is amended—

(1) in subsection (a)—

(A) by striking “or” at the end of paragraph (1); and

(B) by striking paragraph (2) and inserting the following new paragraphs:

“(2) through a contract with an approved third party, if available; or

“(3) at the option of the producer, through a payment as determined by the Secretary, directly to an approved third party, if available, or to the producer for an approved third party, if available.”;

(2) in subsection (b)—

(A) by striking “technical assistance” each place it appears and inserting “technical services”; and

(B) in paragraph (1)(B), by striking “that assistance” and inserting “those technical services”; and

(3) by adding at the end the following new subsections:

“(c) PAYMENT AMOUNTS.—

“(1) USE OF PREVAILING MARKET RATES.—The Secretary shall set the amounts of payments under subsection (b)(1)(B) for technical services at levels not less than prevailing private market rates.

“(2) EXCEPTION.—Paragraph (1) shall not apply in instances where personnel of the Department of Agriculture are immediately available to provide comparable technical services to eligible producers.

“(d) REVIEW AND EXPEDITED APPROVAL OF TECHNICAL ASSISTANCE SPECIFICATIONS.—

“(1) REVIEW OF EXISTING TECHNICAL ASSISTANCE SPECIFICATIONS.—

“(A) REVIEW OF SPECIFICATIONS.—The Secretary shall direct each State to review and ensure, to the maximum extent practicable, the completeness and relevance of technical assistance specifications in effect as of the date of the enactment of the Farm, Nutrition, and Bioenergy Act of 2007.

“(B) CONSULTATION.—In conducting the assessment under subparagraph (A), a State shall consult with specialty crop producers, crop consultants, cooperative extension and land-grant universities, nongovernmental organizations, and other qualified entities.

“(C) EXPEDITED REVISION OF SPECIFICATIONS.—If a State determines under subparagraph (A) that revisions to its technical assistance specifications are necessary, the State shall establish an administrative process for expediting the revisions.

“(2) ADDRESSING CONCERNS OF SPECIALTY CROP PRODUCERS.—

“(A) IN GENERAL.—The Secretary shall direct each State to fully incorporate into its technical assistance specifications and provide for the appropriate range of conserva-

tion practices and resource mitigation measures available to specialty crop producers.

“(B) AVAILABILITY OF ADEQUATE TECHNICAL ASSISTANCE.—The Secretary shall ensure that adequate technical assistance is available for the implementation of conservation practices by specialty crop producers through Federal conservation programs. In carrying out this requirement, the Secretary shall develop—

“(i) programs that meet specific needs of specialty crop producers through cooperative agreements with other agencies and nongovernmental organizations; and

“(ii) program specifications that allow for innovative approaches that engage local resources in providing technical assistance for planning and implementation of conservation practices.

“(e) NON-FEDERAL ASSISTANCE.—The Secretary may request the services of, and enter into cooperative agreements or contracts with, non-Federal entities to assist the Secretary in providing technical assistance necessary to develop and implement conservation programs under this title.”.

**SEC. 2403. COOPERATIVE CONSERVATION PARTNERSHIP INITIATIVE.**

(a) TRANSFER OF EXISTING PROVISIONS.—Subsections (b), (c), and (d) of section 1243 of the Food Security Act of 1985 (16 U.S.C. 3843) are—

(1) redesignated as subsections (c), (d), and (e), respectively; and

(2) transferred to appear at the end of section 1244 of such Act (16 U.S.C. 3844).

(b) ESTABLISHMENT OF PARTNERSHIP INITIATIVE.—Section 1243 of the Food Security Act of 1985 (16 U.S.C. 3843), as amended by subsection (a), is amended to read as follows:

**“SEC. 1243. COOPERATIVE CONSERVATION PARTNERSHIP INITIATIVE.**

“(a) ESTABLISHMENT OF INITIATIVE.—

“(1) ESTABLISHMENT.—The Secretary shall establish a cooperative conservation partnership initiative (in this section referred to as the ‘Partnership’) within each program described in subsection (b) to address conservation issues involving production agriculture on local, regional, or State levels.

“(2) ADMINISTRATION.—The Secretary shall carry out the Partnership—

“(A) by selecting proposals for grants and agreements by eligible entities described in subsection (c) through a competitive selection process;

“(B) by making grants to, and entering into agreements with, with eligible entities described in subsection (c) for not less than 2 years, but not more than 5 years, in duration; and

“(C) by providing producers that are participating in a special project and initiative of an eligible entity preferential enrollment into 1 or more of the programs described in subsection (b).

“(3) PURPOSES.—The purposes of the Partnership are to carry out special projects and initiatives—

“(A) to address conservation issues involving production agriculture on local, regional, or State levels through producers and eligible entities;

“(B) to address community and economic development needs and opportunities; and

“(C) to increase access to, and participation in, the programs described in subsection (b) by producers of specialty crops (as defined in section 3 of the Specialty Crops Competitiveness Act of 2004, Pub. L. 108-465 (7 U.S.C. 1621 note)).

“(b) COVERED PROGRAMS.—The conservation programs covered by this section are the following:

“(1) Conservation security program.

“(2) Environmental quality incentives program.

“(3) Wildlife habitat incentive program.

“(c) ELIGIBLE PARTNERS.—Grants may be made or agreements may be entered into under this section with any of the following (or a combination thereof):

“(1) States and agencies of States.

“(2) Political subdivisions of States, including counties and State- or county-sponsored conservation districts.

“(3) Indian tribes.

“(4) Nongovernmental organizations and associations, including producer associations, farmer cooperatives, extension associations, and conservation organizations with a history of working cooperatively with producers to effectively address resource concerns related to agricultural production, as determined by the Secretary.

“(5) A combination of partners specified in a preceding paragraph.

“(d) APPLICATIONS.—

“(1) COMPETITIVE PROCESS.—The Secretary shall establish a competitive process for considering applications for grants or agreements under this section consistent with the evaluation criteria listed in subsection (e).

“(2) PROGRAM ALLOCATION.—Applications shall include—

“(A) specification of the amount of funding or acres, or both, of 1 or more covered programs specified in subsection (b) proposed to be allocated to carry out the special project or initiative; and

“(B) a schedule for utilization of funding or acres over the life of the proposed project or initiative.

“(e) EVALUATION CRITERIA.—In evaluating applications for grants or agreements under this section the Secretary shall consider the extent to which—

“(1) preferential enrollment in the covered programs specified in the application will effectively address the environmental objectives established for the special project or initiative; and

“(2) the special project or initiative covered by the application—

“(A) enjoys local and regional support from producers and other interested persons, including governmental and nongovernmental organizations with appropriate expertise on the issues the project or initiative seeks to address;

“(B) includes clear environmental objectives;

“(C) includes a well defined project or initiative plan that identifies sensitive areas requiring treatment and prioritizes conservation practices and activities needed to achieve environmental objectives;

“(D) promises adequate and coordinated participation to achieve the objectives of the project or initiative;

“(E) coordinates integration of local, State, and Federal efforts to make the best use of available resources and maximize cost-effective investments;

“(F) leverages financial and technical resources from sources other than the programs authorized by this subtitle, including financial and technical resources provided by Federal and State agencies, local governments, nongovernmental organizations and associations, and other private sector entities;

“(G) describes how all necessary technical assistance will be provided to each producer participating in the project or initiative, including cost estimates for technical assistance and whether such assistance will be provided by technical service providers;

“(H) describes how the administrative costs of the project or initiative will be minimized;

“(I) addresses a local, State, regional, or national environmental priority or priorities, with particular emphasis on any priority for which there is an existing State or federally approved plan in place for addressing that priority;

“(J) includes a plan to evaluate progress, measure results, and meet the purposes of the agreement;

“(K) clearly demonstrates that enrollment of producers in covered programs will be consistent with the purposes and policies of each individual program, as established in statute, rules and regulations, and program guidance promulgated by implementing agencies;

“(L) links resource and environmental objectives with community development or agritourism objectives that can be improved as a result of addressing the resources of concern;

“(M) demonstrates innovation in linking environmental and community development objectives; and

“(N) addresses the needs of beginning farmers and ranchers, socially disadvantaged farmers and ranchers, and limited resource farmers and ranchers.

“(f) PRIORITY.—To the maximum extent practicable, consistent with the requirements of subsection (d), the Secretary shall ensure that, each fiscal year, grants are awarded and agreements are entered into under this section to support projects and initiatives that collectively address the resource concerns facing producers, ranchers, and nonindustrial private forest landowners, including specifically projects and initiatives that are designed—

“(1) to achieve improvements in water quality in watersheds impacted by agriculture, particularly by increasing the participation of producers in implementing best management practices in a watershed or developing environmentally and economically viable alternative uses for manure and litter;

“(2) to achieve improvements in air quality in a geographical area where agricultural operations impact air quality;

“(3) to support State activities to efficiently manage and utilize their water resources in regions, States or local areas where water quantity is a concern;

“(4) to assist in carrying out a State Wildlife Habitat Incentives Program plan or other State, regional, or national conservation initiative.

“(5) to control invasive species on rangeland or other agricultural land through the cooperative efforts of multiple producers in a geographical area;

“(6) to address a specific resource of concern or set of concerns on private, non-industrial forest land;

“(7) to reduce losses of pesticides to the environment by engaging multiple producers in a geographic area in adoption of integrated pest management practices and approaches;

“(8) to protect farmland and ranch land facing development pressures from being converted to non-agricultural use; or

“(9) to assist producers in carrying out good management practices to enhance food safety.

“(g) DUTIES OF PARTNERS.—Eligible partners shall—

“(1) identify conservation issues affecting production agriculture on local, regional, or State levels that could be addressed through special projects and initiatives;

“(2) enter into agreements or obtain grants from the Secretary to carry out special projects and initiatives;

“(3) identify through outreach efforts producers that can participate in the special project or initiative of the eligible entity if the producer is otherwise eligible to be enrolled, as determined by the Secretary, or has already enrolled, in the applicable program described in subsection (b); and

“(4) carry out the special project and initiative.

“(h) DUTIES OF THE SECRETARY.—

“(1) ADDITIONAL DUTIES.—In addition to the normal administration of the programs described in subsection (b), the Secretary shall

be responsible for basic administrative and oversight functions relating to the special projects and initiatives, including—

“(A) rules and procedures relating to conservation standards and specifications;

“(B) conservation compliance;

“(C) appeals;

“(D) adjusted gross income limitations;

“(E) direct attribution; and

“(F) such other similar functions as the Secretary might designate.

“(2) FLEXIBILITY.—The Secretary may adjust eligibility criteria, approved practices, practice standards, innovative conservation practices, and other elements of the programs described in subsection (b) to better reflect unique local circumstances and purposes if the Secretary determines such adjustments would—

“(A) improve environmental enhancement and long-term sustainability of the natural resource base; and

“(B) be consistent with the purposes of the program and the special project and initiative.

“(3) PREFERENTIAL ENROLLMENT.—Subject to the limitations under subsection (j), the Secretary shall provide preferential enrollment to producers that are eligible—

“(A) for the applicable program described in subsection (b); and

“(B) to participate in the special project and initiative of an eligible partner.

“(i) COST SHARE.—The Secretary shall not require more than 25 percent of the cost of a project or initiative supported under a grant or agreement entered into under this section to come from non-Federal sources. However, the Secretary may give higher priority to projects or initiatives offering to cover a higher percentage of the cost of the project or initiative from non-Federal sources.

“(j) INCENTIVE AND BONUS PAYMENTS.—

“(1) AVAILABILITY.—Applications submitted under subsection (d)(2) may include proposals for special incentive and bonus payments, consistent with the statutory purposes of the programs involved, to producers that—

“(A) restore land, water, or habitat as a community development asset; or

“(B) provide public access to enrolled land.

“(2) CRITERIA.—The Secretary shall develop and publish criteria for providing special incentive or bonus payments to producers under paragraph (1).

“(k) FUNDING.—

“(1) SET-ASIDE.—Of the funds provided for each of fiscal years 2008 through 2012 to implement the programs specified in subsection (b), the Secretary shall reserve 10 percent to ensure an adequate source of funds for grants, agreements, financial assistance to producers under this section.

“(2) ALLOCATION TO STATES.—The Secretary shall allocate to States 90 percent of the funds reserved under paragraph (1) for a fiscal year to allow State Conservationists, with the advice of State technical committees, to select projects and initiatives for funding under this section at the State level. The Secretary shall develop criteria for this allocation made on a similar basis as to the program priorities under subsection (f).

“(3) UNUSED FUNDING.—Any funds reserved for a fiscal year under paragraph (1) that are not obligated by April 1 of that fiscal year may be used to carry out other activities under conservation programs under subtitle D during the remainder of that fiscal year.

“(4) ADMINISTRATIVE COSTS FUNDING CAP.—Of the funds made available under this section for a particular project or initiative, not more than 5 percent may be expended by the eligible entity on the administrative costs of the project or initiative.”

#### SEC. 2404. REGIONAL EQUITY AND FLEXIBILITY.

Section 1241(d) of the Food Security Act of 1985 (16 U.S.C. 3841(d)) is amended by striking “\$12,000,000” and inserting “\$15,000,000”.

#### SEC. 2405. ADMINISTRATIVE REQUIREMENTS FOR CONSERVATION PROGRAMS.

(a) INCENTIVES FOR CERTAIN PRODUCERS.—Section 1244(a) of the Food Security Act of 1985 (16 U.S.C. 3844(a)) is amended—

(1) in the subsection heading, by striking “BEGINNING” and inserting “INCENTIVES FOR CERTAIN”;

(2) by inserting “, socially disadvantaged farmers and ranchers, limited resource farmers and ranchers,” after “beginning farmers and ranchers”; and

(3) by striking “and limited resource agricultural producers”.

(b) SINGLE, SIMPLIFIED APPLICATION PROCESS FOR CONSERVATION PROGRAMS.—Section 1244 of the Food Security Act of 1985 (16 U.S.C. 3844), as amended by section 2403, is amended by adding at the end the following new subsection:

“(f) SINGLE, SIMPLIFIED APPLICATION PROCESS.—

“(1) ESTABLISHMENT.—In carrying out any of the conservation programs under this title administered by the Natural Resources Conservation Service, the Secretary shall establish and make available to producers and landowners a single, simplified application process to be used by producers and landowners in initially requesting assistance under such programs. The Secretary shall ensure that—

“(A) conservation program applicants are not required to provide information that duplicates information and resources already available to the Secretary regarding that applicant and for that specific operation; and

“(B) the application process is streamlined to minimize complexity and redundancy.

“(2) REVIEW OF APPLICATION PROCESS.—The Secretary shall review the conservation application process and the forms and related mechanisms used to receive assistance requests from producers and landowners. The purpose of the review shall be to determine what information the applicant is actually required to submit during the application process, including—

“(A) identification information for the applicant;

“(B) identification and location information for the land parcel or tract of concern;

“(C) a general statement of the applicant's resource concern or concerns for the land parcel or tract; and

“(D) the minimum amount of other information the Secretary considers essential for the applicant to provide.

“(3) REVISION AND STREAMLINING.—The Secretary shall carry out a revision of the application forms and processes for conservation programs covered in this subsection to enable utilization of information technology as an avenue to incorporate appropriate data and information concerning the conservation needs and solutions appropriate for the land area identified by the applicant. The revision shall seek to streamline the application process to minimize the burden placed on the applicant.

“(4) CONSERVATION PROGRAM APPLICATION.—When the needs of an applicant are adequately assessed by the Secretary, directly or through a third-party provider under section 1242, in order to determine the conservation programs under this title that best match the needs of the applicant, with the approval of the applicant, the Secretary may convert the initial application into a specific application for assistance for a specific program. To the maximum extent practical, the specific application for conservation program assistance shall be carried out by the Secretary by requesting only that specific

further information from the applicant that is not already available to the Secretary.

“(5) IMPLEMENTATION AND NOTIFICATION.—Not later than one year after the date of the enactment of the Farm, Nutrition, and Bioenergy Act of 2007, the Secretary shall complete the requirements of this subsection and shall submit to Congress a written notification of such completion.”.

**SEC. 2406. ANNUAL REPORT ON PARTICIPATION BY SPECIALTY CROP PRODUCERS IN CONSERVATION PROGRAMS.**

(a) REPORT REQUIRED.—Subtitle F of title XII of the Food Security Act of 1985 is amended by inserting after section 1251 (16 U.S.C. 2005a) the following new section:

**“SEC. 1252. ANNUAL REPORT ON PARTICIPATION BY SPECIALTY CROP PRODUCERS IN CONSERVATION PROGRAMS.**

“(a) REPORT REQUIRED.—The Secretary of Agriculture shall submit to the Committee on Agriculture of the House of Representatives and the Committee on Agriculture, Nutrition, and Forestry of the Senate an annual report that—

“(1) documents and analyzes the participation by producers of specialty crops in conservation programs under subtitle D, including the conservation security program and the environmental quality incentives program;

“(2) tracks such participation by crop and livestock type; and

“(3) describes the results of implementing the plan required by subsection (b), as well as any modifications to the plan that the Secretary finds necessary to increase its effectiveness.

“(b) ACCESS PLAN.—As part of each report submitted under subsection (a), the Secretary shall set forth a plan to improve the access of producers of specialty crops to, and their participation in, conservation programs under subtitle D. In developing the plan, the Secretary shall consult with organizations representing producers of specialty crops.

“(c) SPECIALTY CROP DEFINED.—In this section, the term ‘specialty crop’ has the meaning given such term by section 3(1) of the Specialty Crops Competitiveness Act of 2004 (Public Law 108–465; 7 U.S.C. 1621 note).”.

(b) INITIAL REPORT.—The first report required under section 1252 of the Food Security Act of 1985, as added by subsection (a), shall be submitted not later than 180 days after the date of the enactment of this Act. Subsection (a)(2) of such section shall not apply with respect to the first report.

**SEC. 2407. PROMOTION OF MARKET-BASED APPROACHES TO CONSERVATION.**

(a) FINDINGS.—Congress finds the following:

(1) Many of the conservation and environmental benefits produced on farms, ranches, and private forest lands in the United States do not have an assigned value in the market place or lack a private market altogether.

(2) While private markets for environmental goods and services are emerging, their viability has been hampered by several barriers.

(3) The Federal Government can help overcome these barriers and promote the establishment of markets for agricultural and forestry conservation activities.

(4) Generating substantial private-sector demand for environmental goods and services hinges on the ability to use environmental credits generated by agricultural and forest conservation activities.

(b) MARKET-BASED APPROACHES.—Subtitle E of title XII of the Food Security Act of 1985 is amended by inserting after section 1244 (16 U.S.C. 3844) the following new section:

**“SEC. 1245. MARKET-BASED APPROACHES TO CONSERVATION.**

“(a) IMPLEMENTATION.—To facilitate the development and effective operation of pri-

vate sector market-based approaches for environmental goods and services produced by farmers, ranchers, and owners of private forest land, the Secretary may conduct research and analysis, enter into contracts and cooperative agreements, and award grants for the purpose of—

“(1) promoting the development of consistent standards and processes for quantifying environmental benefits, including the creation of performance standards or baselines;

“(2) promoting the establishment of reporting and credit registries, including third-party verification and certification; and

“(3) promoting actions that facilitate the development and functioning of private-sector market-based approaches for environmental goods and services involving agriculture and forestry.

**“(b) ENVIRONMENTAL SERVICES STANDARDS BOARD.—**

“(1) ESTABLISHMENT.—There is to be established an Environmental Services Standards Board to develop consistent performance standards for quantifying environmental services from land management and agricultural activities in order to facilitate the development of credit markets for conservation and land management activities that are agriculture or forest based.

“(2) CHAIRPERSON.—The Secretary of Agriculture shall serve as chair of the Environmental Services Standards Board.

“(3) MEMBERSHIP.—The Environmental Services Standards Board shall be comprised of the Secretary of Agriculture, the Secretary of the Interior, the Secretary of Energy, the Secretary of Commerce, the Secretary of Transportation, the Administrator of the Environmental Protection Agency, the Commander of the Army Corps of Engineers, and such other representatives as determined by the President.

“(4) SUBCOMMITTEES.—The Environmental Services Standards Board may form subcommittees to address specific issues.

“(c) DISSEMINATION OF PERFORMANCE STANDARDS.—Federal agencies are authorized to adopt performance standards developed by the Environmental Services Standards Board for quantifying environmental services that establish credits to meet requirements of environmental and conservation programs.

“(d) FUNDING.—There is authorized to be appropriated \$50,000,000 to carry out this section. Amounts so appropriated shall remain available until expended.

“(e) DEFINITIONS.—In this section

“(1) BASELINE.—The term ‘baseline’ means a level of effort or performance that is expected to be met before an entity can generate marketable credits.

“(2) PERFORMANCE STANDARD.—The term ‘performance standard’ means a defined level of environmental performance, expressed as a narrative or measurable number, which specifies the minimum acceptable environmental performance of an operation or practice.”.

**SEC. 2408. ESTABLISHMENT OF STATE TECHNICAL COMMITTEES AND THEIR RESPONSIBILITIES.**

Subtitle G of title XII of the Farm Security Act of 1985 (16 U.S.C. 3861, 3862) is amended to read as follows:

**“Subtitle G—State Technical Committees**

**“SEC. 1261. ESTABLISHMENT OF STATE TECHNICAL COMMITTEES.**

“(a) ESTABLISHMENT.—The Secretary shall establish a technical committee in each State to assist the Secretary in the considerations relating to implementation and technical aspects of the conservation programs under this title.

“(b) COMPOSITION.—Each State technical committee shall be composed of agricultural

producers and other professionals that represent a variety of disciplines in the soil, water, wetland, and wildlife sciences. The technical committee for a State shall include representatives from among the following:

“(1) The Natural Resources Conservation Service.

“(2) The Farm Service Agency.

“(3) The Forest Service.

“(4) The Cooperative State Research, Education, and Extension Service.

“(5) The State fish and wildlife agency.

“(6) The State forester or equivalent State official.

“(7) The State water resources agency.

“(8) The State department of agriculture.

“(9) The State association of soil and water conservation districts.

“(10) At least 12 agricultural producers representing the variety of crops and livestock or poultry grown within the State.

“(11) Nonprofit organizations within the meaning of section 501(c)(2) of the Internal Revenue Code of 1986 with demonstrable conservation expertise and experience working with agriculture producers in the State.

“(12) Agribusiness.

“(c) SUBCOMMITTEES.—A State technical committee shall convene one or more subcommittees to provide technical guidance and implementation recommendations. The topics that a subcommittee shall address shall include, at a minimum, the following:

“(1) Establishing priorities and criteria for State initiatives under the programs in this title, including the review of whether local working groups are addressing those priorities.

“(2) Issues related to private forestlands protection and enhancement.

“(3) Issues related to water quality and water quantity.

“(4) In those States where applicable, issues related to air quality.

“(5) Issues related to wildlife habitat, including the protection of nesting wildlife.

“(6) Issues related to wetland protection, restoration, and mitigation requirements.

“(7) Other issues as the Secretary determines would be useful.

**“SEC. 1262. RESPONSIBILITIES.**

“(a) IN GENERAL.—Each State technical committee established under section 1261 shall meet regularly to provide information, analysis, and recommendations to appropriate officials of the Department of Agriculture who are charged with implementing the conservation provisions of this title.

“(b) PUBLIC NOTICE AND ATTENDANCE.—Each State technical committee shall provide public notice of, and permit public attendance at, meetings considering issues of concern related to carrying out this title.

“(c) ADVISORY ROLE.—The role of a State technical committee is advisory in nature, and the committee shall have no implementation or enforcement authority. However, the Secretary shall give strong consideration to the recommendations of the committee in administering the programs under this title.

“(d) FACA REQUIREMENTS.—Except as provided in subsection (b), a State technical committee, including any subcommittee of State technical committee, is exempt from the Federal Advisory Committee Act (5 U.S.C. App.).”.

**SEC. 2409. PAYMENT LIMITATIONS.**

(a) IN GENERAL.—The Food Security Act of 1985 is amended by inserting after section 1245, as added by section 2407, the following new section:

**“SEC. 1246. PAYMENT LIMITATIONS.**

“(a) PAYMENTS FOR CONSERVATION PRACTICES.—The total amount of payments that a person or a legal entity (except a joint venture or a general partnership) may receive, directly or indirectly, in any fiscal year shall not exceed—

“(1) \$60,000 from any single program under this title or as agricultural management assistance under section 524(b) of the Federal Crop Insurance Act (7 U.S.C. 524(b)); or

“(2) \$125,000 from more than one program under this title and as agricultural management assistance under section 524(b) of the Federal Crop Insurance Act.

“(b) EXCEPTIONS.—The limitations under subsection (a) shall not apply with respect to the following:

“(1) The wetlands reserve program under subchapter C of chapter 1 of subtitle D.

“(2) The farm and ranchland protection program under subchapter B of chapter 2 of such subtitle.

“(3) The grassland reserve program under subchapter C of chapter 2 of such subtitle.

“(c) DIRECT CONTRIBUTION.—

“(1) IN GENERAL.—In implementing the payment limitations in subsection (a), the Secretary shall issue such regulations as are necessary to ensure that the total amount of payments are attributed to a person by taking into account the direct and indirect ownership interests of the person in a legal entity that is eligible to receive such payments.

“(2) PAYMENTS TO A PERSON.—Every payment made directly to a person shall be combined with the person's pro rata interest in payments received by a legal entity in which the person has a direct or indirect ownership interest.

“(3) PAYMENTS TO A LEGAL ENTITY.—

“(A) IN GENERAL.—Every payment made to a legal entity shall be attributed to those persons who have a direct or indirect ownership interest in the legal entity.

“(B) ATTRIBUTION OF PAYMENTS.—

“(i) PAYMENT LIMITS.—Except as provided in clause (ii), payments made to a legal entity shall not exceed the amounts specified in subsection (a).

“(ii) EXCEPTION.—Payments made to a joint venture or a general partnership shall not exceed, for each payment specified in subsection (a), the amount determined by multiplying the maximum payment amount specified in subsection (a) by the number of persons and legal entities (other than joint ventures and general partnerships) that comprise the ownership of the joint venture or general partnership.”

(b) CONFORMING AMENDMENTS.—

(1) EXISTING PAYMENT LIMITATIONS IN CONSERVATION PROGRAMS.—Title XII of the Food Security Act of 1985 is amended—

(A) in section 1234 (16 U.S.C. 3834) by striking subsection (f);

(B) in section 1238C (16 U.S.C. 3838c), as amended by section 2103, by striking subsections (d) and (e); and

(C) by striking section 1240G (16 U.S.C. 3839aa-7).

(2) AGRICULTURAL MANAGEMENT ASSISTANCE.—Section 524(b) of the Federal Crop Insurance Act (7 U.S.C. 524) is amended by striking paragraph (3).

**Subtitle E—Miscellaneous Provisions**

**SEC. 2501. INCLUSION OF INCOME FROM AFFILIATED PACKING AND HANDLING OPERATIONS AS INCOME DERIVED FROM FARMING FOR APPLICATION OF ADJUSTED GROSS INCOME LIMITATION ON ELIGIBILITY FOR CONSERVATION PROGRAMS.**

Section 1001D(b)(1) of the Food Security Act of 1985 (7 U.S.C. 1308-3a(b)(1)) is amended by inserting “(including, for purposes of paragraph (2)(C), affiliated packing and handling operations)” after “derived from farming”.

**SEC. 2502. ENCOURAGEMENT OF VOLUNTARY SUSTAINABILITY PRACTICES GUIDELINES.**

In administering this title and the amendments made by this title, the Secretary of Agriculture may encourage the development of voluntary sustainable practices guidelines

for producers and processors of specialty crops.

**SEC. 2503. FARMLAND RESOURCE INFORMATION.**

(a) DEVELOPMENT AND DISSEMINATION OF FARMLAND RESOURCE INFORMATION.—The Secretary of Agriculture shall design and implement educational programs and materials emphasizing the importance of productive farmland to the Nation's well-being and distribute educational materials through communications media, schools, groups, and other Federal agencies. The Secretary shall carry out this subsection through existing agencies or interagency groups and in cooperation with nonprofit organizations and the cooperative extension services of States.

(b) FARMLAND INFORMATION CENTERS.—The Secretary shall designate 1 or more farmland information centers to provide technical assistance and serve as central depositories and distribution points for information on farmland issues. Information provided by a center shall include online access to data on land cover and use changes and trends and literature, laws, historical archives, policies, programs, and innovative actions or proposals by local and State governments or nonprofit organizations related to farmland protection.

(c) FUNDING.—Funds for the farmland information centers designated under subsection (b) shall be provided using funds made available for the farm and ranchland protection program established under subchapter B of chapter 2 of subtitle D of title XII of the Food Security Act of 1985 (16 U.S.C. 3838h et seq.). Such funding for a fiscal year shall not exceed one-half of 1 percent of the funds made available for the farm and ranchland protection program for that fiscal year, but no less than \$400,000 annually.

(d) MATCHING FUNDS.—Federal funding for a farmland information center designated under subsection (b) shall be matched with non-Federal funds, through cash or in-kind contributions.

**TITLE III—TRADE**

Sec. 3001. Agricultural Trade Development and Assistance Act of 1954.

Sec. 3002. Export credit guarantee program.

Sec. 3003. Market access program.

Sec. 3004. Food for Progress Act of 1985.

Sec. 3005. McGovern-Dole International Food for Education and Child Nutrition program.

Sec. 3006. Bill Emerson Humanitarian Trust.

Sec. 3007. Technical assistance for specialty crops.

Sec. 3008. Technical assistance for the resolution of trade disputes.

Sec. 3009. Representation by the United States at international standard-setting bodies.

Sec. 3010. Foreign market development co-operator program.

Sec. 3011. Emerging markets.

Sec. 3012. Export Enhancement Program.

Sec. 3013. Minimum level of nonemergency food assistance.

Sec. 3014. Germplasm conservation.

**SEC. 3001. AGRICULTURAL TRADE DEVELOPMENT AND ASSISTANCE ACT OF 1954.**

(a) PURPOSE OF PROGRAM.—Section 201 of the Agricultural Trade Development and Assistance Act of 1954 (7 U.S.C. 1721) is amended so that paragraph (1) reads as follows:

“(1) address famine and food crises and respond to emergency food needs arising from manmade disasters, and natural disasters.”

(b) SUPPORT FOR ELIGIBLE ORGANIZATIONS.—Section 202(e)(1) of the Agricultural Trade Development and Assistance Act of 1954 (7 U.S.C. 1722(e)(1)) is amended—

(1) by striking “not less than 5 percent nor more than 10 percent of the funds” and in-

serting “not less than 7 percent nor more than 12 percent of the funds”;

(2) striking “and” at the end of subparagraph (A);

(3) striking the period at the end of subparagraph (B) and inserting “; and”; and

(4) inserting after subparagraph (B) the following:

“(C) developing, implementing and improving monitoring systems of programs receiving funds under this title.”

(c) GENERATION AND USE OF CURRENCIES BY PRIVATE VOLUNTARY ORGANIZATIONS AND CO-OPERATIVES.—Subsection (b) of section 203 of the Agricultural Trade Development and Assistance Act of 1954 (7 U.S.C. 1723) is amended by striking “1 or more recipient countries” and inserting “in 1 or more recipient countries”.

(d) LEVELS OF ASSISTANCE.—Section 204(a) of the Agricultural Trade Development and Assistance Act of 1954 (7 U.S.C. 1724(a)) is amended—

(1) in paragraph (1) by striking “2002 through 2007” and inserting “2008 through 2012”; and

(2) in paragraph (2) by striking “2002 through 2007” and inserting “2008 through 2012”.

(e) FOOD AID CONSULTATIVE GROUP.—Section 205(f) of the Agricultural Trade Development and Assistance Act of 1954 (7 U.S.C. 1725(f)) is amended by striking “2007” and inserting “2012”.

(f) DENIAL OF PROPOSALS.—Paragraph (3) of section 207(a) of the Agricultural Trade Development and Assistance Act of 1954 (7 U.S.C. 1726a(a)) is amended to read as follows:

“(3) DENIAL.—If a proposal under paragraph (1) is denied, the response shall specify the reasons for denial.”

(g) PROGRAM OVERSIGHT, MONITORING, AND EVALUATION.—Section 207 of the Agricultural Trade Development and Assistance Act of 1954 (7 U.S.C. 1726a) is amended by adding at the end the following:

“(f) PROGRAM OVERSIGHT, MONITORING, AND EVALUATION.—

“(1) IN GENERAL.—The Administrator, in consultation with the Secretary, shall establish systems to improve, monitor, and evaluate the effectiveness and efficiency of assistance provided under this title in order to maximize the impact of such assistance. Such systems shall include the following:

“(A) program monitors in countries receiving assistance under this title;

“(B) country and regional food aid impact evaluations;

“(C) evaluations of best practices for food aid programs;

“(D) evaluation of monetization programs;

“(E) early warning assessments to prevent famines; and

“(F) upgraded information technology systems.

“(2) IMPLEMENTATION REPORT.—Not later than 180 days after the date of enactment of the Farm, Nutrition, and Bioenergy Act of 2007, the Administrator shall submit to the appropriate congressional committees a report on efforts undertaken to implement (1).

“(3) ANNUAL REPORT.—Not later than February 1 of each year, the Administrator shall submit to the appropriate congressional committees a report assessing the systems implemented under paragraph (1) and their impact on the effectiveness and efficiency of assistance provided under this title.

“(4) FUNDING.—In addition to other funds made available for the Administrator to perform monitoring of emergency food assistance, the Administrator may implement this subsection using up to \$15,000,000 of funds made available under this title for each of the fiscal years 2008 through 2012, except for paragraph (1)(F), for which only \$2,500,000 shall be made available during fiscal year 2008.”

(h) SHELF-STABLE PREPACKAGED FOODS.—Section 208(f) of the Agricultural Trade Development and Assistance Act of 1954 (7 U.S.C. 1726b(f)) is amended—

(1) by striking “2007” and insert “2012”;

(2) by striking “\$3,000,000” and inserting “\$7,000,000”

(i) PREPOSITIONING.—Section 407(c)(4) of the Agricultural Trade Development and Assistance Act of 1954 (7 U.S.C. 1736a(c)(4)) is amended—

(1) by striking “2007” and inserting “2012”;

(2) by striking “\$2,000,000” and inserting “\$8,000,000”.

(j) ANNUAL REPORTS.—Section 407(f) of the Agricultural Trade Development and Assistance Act of 1954 (7 U.S.C. 1736a(f)) is amended—

(1) in paragraph (2)—

(A) in subparagraph (B), by adding at the end before the semicolon the following: “, and the amount of funds, tonnage levels, and types of activities for non-emergency food assistance programs under title II of this Act”;

(B) in subparagraph (C), by adding at the end before the semicolon the following: “, and a general description of the projects and activities implemented”;

(C) so that subparagraph (D) reads as follows:

“(D) an assessment of the progress toward reducing food insecurity in the populations receiving food assistance from the United States.”; and

(2) in paragraph (3), by striking “January 15” and inserting “March 1”.

(k) EXPIRATION OF ASSISTANCE.—Section 408 of the Agricultural Trade Development and Assistance Act of 1954 (7 U.S.C. 1736b) is amended by striking “2007” and inserting “2012”.

(l) MICRONUTRIENT FORTIFICATION PROGRAM.—Section 415(d) of the Agricultural Trade Development and Assistance Act of 1954 (7 U.S.C. 1736g-2) is amended by striking “2007” and inserting “2012”.

(m) JOHN OGWONSKI AND DOUG BEREUTER FARMER-TO-FARMER PROGRAM.—

(1) MINIMUM FUNDING.—Section 501(d) of the Agricultural Trade Development and Assistance Act of 1954 (7 U.S.C. 1737(d)) is amended—

(A) by inserting “or \$10,000,000, whichever amount is greater,” after “not less than 0.5 percent”;

(B) by striking “2002 through 2007” and inserting “2008 through 2012”.

(2) AUTHORIZATION OF APPROPRIATIONS.—Section 501(e) of the Agricultural Trade Development and Assistance Act of 1954 (7 U.S.C. 1737(e)) is amended by striking paragraph (1) and inserting the following new paragraph:

“(1) IN GENERAL.—To carry out programs under this section, there is authorized to be appropriated for each of fiscal years 2008 through 2012 the following amounts:

“(A) \$10,000,000 for sub-Saharan African and Caribbean Basin countries.

“(B) \$5,000,000 for all other countries not included in subparagraph (A).”.

(n) REFERENCES TO COMMITTEE.—The Agricultural Trade Development and Assistance Act of 1954 (7 U.S.C. 1691 et seq.) is amended by striking “Committee on International Relations” each place it appears and inserting “Committee on Foreign Affairs”.

#### SEC. 3002. EXPORT CREDIT GUARANTEE PROGRAM.

(a) REPEAL OF SUPPLIER CREDIT GUARANTEE PROGRAM AND INTERMEDIATE EXPORT CREDIT GUARANTEE PROGRAM.—

(1) REPEALS.—Section 202 of the Agricultural Trade Act of 1978 (7 U.S.C. 5622) is amended—

(A) in subsection (a)—

(i) in paragraph (1), by striking “(1)” and all that follows through “The Commodity” and inserting “The Commodity”; and

(ii) by striking paragraphs (2) and (3);

(B) by striking subsections (b) and (c); and (C) by redesignating subsections (d) through (j) as subsections (b) through (j), respectively.

(2) CONFORMING AMENDMENTS.—The Agricultural Trade Act of 1978 is amended—

(A) in section 202 (7 U.S.C. 5622)—

(i) in subsection (b)(4) (as redesignated by paragraph (1)(C)), by striking “, consistent with the provisions of subsection (c)”;

(ii) in subsection (d) (as redesignated by paragraph (1)(C))—

(I) by striking “(1)” and all that follows through “The Commodity” and inserting “The Commodity”; and

(II) by striking paragraph (2); and

(iii) in subsection (g)(2) (as redesignated by paragraph (1)(C)), by striking “subsections (a) and (b)” and inserting “subsection (a)”;

(B) in section 211 (7 U.S.C. 5641), by striking subsection (b) and inserting the following:

“(b) EXPORT CREDIT GUARANTEE PROGRAMS.—(1) The Commodity Credit Corporation shall make available for each of fiscal years 2008 through 2012 not less than \$5,500,000,000 in credit guarantees under section 202(a).

“(2) Section 202(k)(1) of the Agricultural Trade Act of 1978 (7 U.S.C. 5622(k)(1)) is amended by striking “2007” and inserting “2012”.

#### SEC. 3003. MARKET ACCESS PROGRAM.

(a) ORGANIC COMMODITIES.—Section 203(a) of the Agricultural Trade Act of 1978 (7 U.S.C. 5623(a)) is amended by inserting after “agricultural commodities” the following: “(including commodities that are organically produced (as defined in section 2103 of the Organic Foods Production Act of 1990 (7 U.S.C. 6502)))”.

(b) FUNDING.—Section 211(c)(1)(A) of the Agricultural Trade Act of 1978 (7 U.S.C. 5641(c)(1)(A)) is amended by striking “, and \$200,000,000 for each of fiscal years 2006 and 2007” and inserting “\$200,000,000 for each of fiscal years 2006 and 2007, and \$225,000,000 for each of fiscal years 2008 through 2012”.

(c) AVAILABILITY OF FUNDS FOR ACTIVITIES TO DEVELOP, MAINTAIN, OR EXPAND FOREIGN MARKETS FOR LEAF TOBACCO.—Section 1302(b)(3) of the Agricultural Reconciliation Act of 1993 (7 U.S.C. 5623 note) is amended by inserting “, other than leaf tobacco” after “tobacco”.

#### SEC. 3004. FOOD FOR PROGRESS ACT OF 1985.

The Food for Progress Act of 1985 (7 U.S.C. 1736o) is amended by striking “2007” each place it appears and inserting “2012”.

#### SEC. 3005. MCGOVERN-DOLE INTERNATIONAL FOOD FOR EDUCATION AND CHILD NUTRITION PROGRAM.

Section 3107(1)(2) of the Farm Security and Rural Investment Act of 2002 (7 U.S.C. 1736o-1(1)(2)) is amended by striking “2007” and inserting “2012”.

#### SEC. 3006. BILL EMERSON HUMANITARIAN TRUST.

Section 302 of the Bill Emerson Humanitarian Trust Act (7 U.S.C. 1736f-1) is amended by striking “2007” each place it appears in subsection (b)(2)(B)(i) and paragraphs (1) and (2) of subsection (h) and inserting “2012”.

#### SEC. 3007. TECHNICAL ASSISTANCE FOR SPECIALTY CROPS.

Section 3205 of the Farm Security and Rural Investment Act of 2002 (7 U.S.C. 5680) is amended so that subsection (d) reads as follows:

“(d) FUNDING.—

“(1) COMMODITY CREDIT CORPORATION.—The Secretary shall use the funds, facilities, and

authorities of the Commodity Credit Corporation to carry out this section.

“(2) FUNDING AMOUNT.—The Secretary shall use the funds of, or an equal value of commodities owned by, the Commodity Credit Corporation to carry out this section —

“(A) \$4,000,000 for fiscal year 2008;

“(B) \$6,000,000 for fiscal year 2009;

“(C) \$8,000,000 for fiscal year 2010;

“(D) \$10,000,000 for each of fiscal years 2011 through 2012.”.

#### SEC. 3008. TECHNICAL ASSISTANCE FOR THE RESOLUTION OF TRADE DISPUTES.

(a) IN GENERAL.—The Secretary of Agriculture may provide monitoring, analytic support, and other technical assistance to limited resource persons and organizations associated with agricultural trade (as determined by the Secretary) to address unfair trade practices of foreign countries and to reduce trade barriers.

(b) AUTHORIZATION OF APPROPRIATIONS.—There are authorized such sums as necessary to carry out subsection (a).

#### SEC. 3009. REPRESENTATION BY THE UNITED STATES AT INTERNATIONAL STANDARD-SETTING BODIES.

(a) IN GENERAL.—Pursuant to the authority of the Secretary provided by section 1458(a)(3) of the Food and Agriculture Act of 1977 (7 U.S.C. 3291(a)(3)), the Secretary is authorized to enhance United States support for international organizations, including the Food and Agriculture Organization, the Codex Alimentarius Commission, the International Plant Protection Convention, and the World Organization for Animal Health, that establish international standards regarding food, food safety, plants, and animals, respectively, by funding additional positions of Associate Professional Officers to address sanitary and phytosanitary priorities of the United States within applicable international organizations.

(b) AUTHORIZATION OF APPROPRIATIONS.—There are authorized to be appropriated such sums as necessary to carry out this section for each of fiscal years 2007–2012.

#### SEC. 3010. FOREIGN MARKET DEVELOPMENT CO-OPERATOR PROGRAM.

Section 703(a) of the Agricultural Trade Act of 1978 (7 U.S.C. 5723(a)) is amended by striking “2007” and inserting “2012”.

#### SEC. 3011. EMERGING MARKETS.

The Food, Agriculture, Conservation, and Trade Act of 1990 (7 U.S.C. 5622 note; Public Law 101-624) is amended in each of subsections (a) and (d)(1)(A)(i) by striking “2007” and inserting “2012”.

#### SEC. 3012. EXPORT ENHANCEMENT PROGRAM.

Section 301(e)(1)(G) of the Agricultural Trade Act of 1978 (7 U.S.C. 5651(e)(1)(G)) is amended by striking “2007” and inserting “2012”.

#### SEC. 3013. MINIMUM LEVEL OF NONEMERGENCY FOOD ASSISTANCE.

Section 412 of the Agricultural Trade Development and Assistance Act of 1954 (7 U.S.C. 1736f) is amended by inserting at the end the following new subsection:

“(e) MINIMUM LEVEL OF NONEMERGENCY FOOD ASSISTANCE.—

“(1) FUNDS.—Of the amounts made available to carry out emergency and non-emergency food assistance programs under title II, not less than \$450,000,000 for each of fiscal years 2008 through 2012 shall be expended for non-emergency food assistance programs under title II.

“(2) EXCEPTION.—The Administrator may use less than the amount specified in paragraph (1) for a fiscal year for non-emergency food assistance programs under title II if—

“(A) the Administrator submits to the Committees on International Relations, Agriculture, and Appropriations of the House of Representatives and the Committees on Appropriations and Agriculture, Nutrition, and



Forestry of the Senate a report requesting the reduction and containing the reasons for the reduction; and

“(B) following submission of the report, Congress enacts a law approving the Administrator’s request.”.

#### SEC. 3014. GERMPASM CONSERVATION.

(a) CONTRIBUTION.—The Administrator of the United States Agency for International Development shall contribute funds to endow the Global Crop Diversity Trust (in this section referred to as the “Trust”) to assist in the conservation of genetic diversity in food crops through the collection and storage of the germplasm of such crops in a manner that provides for—

(1) the maintenance and storage of seed collections;

(2) the documentation and cataloguing of the genetics and characteristics of conserved seeds to ensure efficient reference for researchers, plant breeders, and the public;

(3) building the capacity of seed collection in developing countries;

(4) making information regarding crop genetic data publicly available for researchers, plant breeders, and the public (for example, through the provision of an accessible Internet site);

(5) the operation and maintenance of a back-up facility wherein is stored duplicate samples of seeds, as a hedge against natural or man-made disasters; and

(6) oversight designed to ensure international coordination of these actions and efficient, public accessibility to this diversity through a cost-effective system.

(b) UNITED STATES CONTRIBUTION LIMIT.—The aggregate contributions of United States Government funds provided to the Trust shall not exceed 25 percent of the total of the funds contributed to the Trust from all sources.

(c) AUTHORIZATION.—There are authorized to be appropriated to carry out this section a total of \$60,000,000 over the period of fiscal year 2008 through fiscal year 2012.

### TITLE IV—NUTRITION PROGRAMS

#### Subtitle A—Food Stamp Program

Sec. 4001. Renaming the food stamp program.

Sec. 4002. Definition of drug addiction or alcoholic treatment and rehabilitation program.

Sec. 4003. Nutrition education.

Sec. 4004. Food distribution on Indian reservations.

Sec. 4005. Deobligate food stamp coupons.

Sec. 4006. Allow for the accrual of benefits.

Sec. 4007. State option for telephonic signature.

Sec. 4008. Review of major changes in program design.

Sec. 4009. Grants for simple application and eligibility determination systems and improved access to benefits.

Sec. 4010. Civil money penalties and disqualification of retail food stores and wholesale food concerns.

Sec. 4011. Major systems failures.

Sec. 4012. Funding of employment and training programs.

Sec. 4013. Reductions in payments for administrative costs.

Sec. 4014. Cash payment pilot projects.

Sec. 4015. Findings of Congress regarding Secure Supplemental Nutrition Assistance program nutrition education.

Sec. 4016. Nutrition education and promotion initiative to address obesity.

Sec. 4017. Authorization of appropriations.

Sec. 4018. Consolidated block grants for Puerto Rico and American Samoa.

Sec. 4019. Study on comparable access to Secure Supplemental Nutrition Assistance Program benefits for Puerto Rico.

Sec. 4020. Reauthorization of community food project competitive grants.

Sec. 4021. Emergency food assistance.

#### Subtitle B—Commodity Distribution

Sec. 4201. Authorization of appropriations.

Sec. 4202. Distribution of surplus commodities; special nutrition projects.

Sec. 4203. Commodity distribution program.

#### Subtitle C—Child Nutrition and Related Programs

Sec. 4301. Purchase of fresh fruits and vegetables for distribution to schools and service institutions.

Sec. 4302. Buy American requirements.

Sec. 4303. Expansion of fresh fruit and vegetable program.

Sec. 4304. Purchases of locally produced foods.

#### Subtitle D—Miscellaneous

Sec. 4401. Seniors farmers’ market nutrition program.

Sec. 4402. Congressional Hunger Center.

Sec. 4403. Joint nutrition monitoring and related research activities.

#### Subtitle A—Food Stamp Program

### SEC. 4001. RENAMING THE FOOD STAMP PROGRAM.

(a) AMENDMENTS TO THE FOOD STAMP ACT OF 1977.—

(1) REFERENCES AMENDED.—The provisions of the Food Stamp Act of 1977 (7 U.S.C. 2011 et seq.)—

(A) specified in paragraph (2)(A) are amended in the section heading by striking “**FOOD STAMP**” each place it appears and inserting “**SECURE SUPPLEMENTAL NUTRITION ASSISTANCE**”;

(B) specified in paragraph (2)(B) are amended in the subsection heading by striking “**FOOD STAMP**” each place it appears and inserting “**SECURE SUPPLEMENTAL NUTRITION ASSISTANCE**”;

(C) specified in paragraph (2)(C) are amended by striking each place it appears “food stamp recipient” and inserting “member of a household that receives Secure Supplemental Nutrition Assistance Program benefits”;

(D) specified in paragraph (2)(D) are amended by striking “food stamp recipients” each place it appears and inserting “members of households that receive Secure Supplemental Nutrition Assistance Program benefits”;

(E) specified in paragraph (2)(E) are amended by striking “food stamp households” each place it appears and inserting “households that receive Secure Supplemental Nutrition Assistance Program benefits”;

(F) specified in paragraph (2)(F) are amended by striking “Simplified Food Stamp Program” each place it appears and inserting “Simplified Secure Supplemental Nutrition Assistance Program”;

(G) specified in paragraph (2)(H) are amended by striking “food stamp participants” each place it appears and inserting “participants in the Secure Supplemental Nutrition Assistance Program”;

(H) specified in paragraph (2)(I) are amended by striking “food stamp informational activities” each place it appears and inserting “informational activities relating to the Secure Supplemental Nutrition Assistance Program”;

(I) specified in paragraph (2)(J) are amended by striking “food stamp caseload” each place it appears and inserting “caseload under the Secure Supplemental Nutrition Assistance Program”;

(J) specified in paragraph (2)(K) are amended by striking “State’s food stamp house-

holds” each place it appears and inserting “the number of households in the State receiving Secure Supplemental Nutrition Assistance Program benefits”;

(K) specified in paragraph (2)(L) are amended in the section heading by striking “**FOOD STAMP PORTION**” each place it appears and inserting “**SECURE SUPPLEMENTAL NUTRITION ASSISTANCE PROGRAM BENEFITS**”;

(L) specified in paragraph (2)(M) are amended by striking “food stamps” each place it appears and inserting “Secure Supplemental Nutrition Assistance Program benefits”;

(M) specified in paragraph (2)(N) are amended by striking “Food stamp program” each place it appears and inserting “Secure Supplemental Nutrition Assistance Program”;

(N) specified in paragraph (2)(o) are amended by striking “food stamp program benefits” each place it appears and inserting “Secure Supplemental Nutrition Program benefits”;

(O) specified in paragraph (2)(O) are amended by striking “food stamp program” each place it appears and inserting “Secure Supplemental Nutrition Assistance Nutrition Program”.

(2) PROVISIONS REFERRED TO.—The provisions of the of the Food Stamp Act of 1977 referred to in paragraph (1) are the following:

(A) Sections 4 and 26.

(B) Section 6(j).

(C) Section 6(o)(6)(A)(ii).

(D)(i) Subparagraphs (D) and (E) of section 6(o)(6);

(ii) sections 16(h)(1)(E)(i) and 12(a); and

(iii) paragraphs 1(B)(ii)(II) and 3(B) of section 17(b).

(E) Sections 7(h)(3)(B)(ii), 9(b)(1), 12(a), and 17(b)(1)(B)(ii)(I).

(F) Sections 11(e)(25) and 26(b).

(G) Section 11(f)(2)(B).

(H) Section 16(a).

(I) Section 16(e)(9)(C).

(J) Section 17(b)(1)(B)(iii)(I).

(K) Section 22.

(L)(i) Subsections (d)(3) and (o)(6)(A)(i) of section 6;

(i) paragraphs (2)(B)(v)(II) and (14) of section 11(e); and

(i) sections 12(e)(16), 17(b)(3)(C), and 18(a)(3)(A)(ii).

(M) Section 3(h)

(N)(i) In section 6—

(I) subsection (h); and

(II) in subsection (o)—

(aa) paragraph (2); and

(bb) subclauses (IV) and (V) of paragraph (6)(A)(ii).

(ii) Section 7(k)(2).

(iii) In section 11—

(I) subsection (e)(25)(A);

(II) paragraphs (1), (2), and (3) of subsection (s); and

(III) subsection (t)(1)(B).

(iv) In section 17—

(I) subsection (a)(2);

(II) paragraphs (1)(A), (2), and (3)(D) of subsection (b);

(III) paragraphs (1)(B), (2)(C)(ii), and (3)(E) of subsection (d); and

(IV) subsections (e) and (f).

(v) Section 21(d)(3).

(O)(i) Sections 2, 3(h), and 4.

(ii) In section 5—

(I) subsections (a), (b), (c), and (d);

(II) clauses (ii)(III) and (iv)(IV) of subsection (e)(6)(C);

(III) paragraphs (1), (3), and (6)(B)(iv) of subsection (g); and

(IV) subsections (h)(2)(A) and (k)(4)(B).

(iii) In section 6—

(I) subsections (a) and (b);

(II) in subsection (d)(1)—

(aa) subparagraphs (A) and (B);



(bb) clauses (i), (ii), and (iii) of subparagraph (C); and  
 (cc) clauses (v) and (vi) of subparagraph (D);  
 (III) paragraphs (2)(C), (3), and (4)(A)(i) of subsection (d);  
 (IV) subsections (e), (f), and (h);  
 (V) paragraphs (1) and (2) of subsection (i); and  
 (VI) subsections (j), (k), (l)(1), (m)(1), (n), (o)(5)(A);  
 (iv) In section 7—  
 (I) subsections (a), (b), and (g);  
 (II) paragraphs (1) and (2)(B) of subsection (j); and  
 (III) in subsection (k)—  
 (aa) paragraph (3); and  
 (bb) subparagraphs (B)(ii) and (C) of paragraph (4).  
 (v) In section 8—  
 (I) subsections (a), (c)(2), and (d)(2);  
 (II) in subsection (f)—  
 (aa) clauses (i)(II)(aa), (ii)(I), and (iv) of paragraph (1)(D), and  
 (bb) paragraph (3)(B)(ii)(II)(bb).  
 (vi) In section 9—  
 (I) paragraphs (1) and (3) of subsection (a); and  
 (II) subsections (b)(1), (d), (e), and (g).  
 (vii) In section 11—  
 (I) subsections (c) and (d);  
 (II) in subsection (e)—  
 (aa) paragraph (1)(A);  
 (bb) clauses (i) and (iv) of paragraph (2)(B); and  
 (cc) paragraphs (10), (17), (20)(B), and (22);  
 (III) subsections (f)(1), (g), (i), and (j)(1);  
 (IV) paragraphs (1), (2), (3), and (4) of subsection (o);  
 (V) subsections (p) and (q); and  
 (VI) paragraphs (2)(A) and (B)(4)(A) of subsection (t).  
 (viii) Sections 12(a) and 14(a)(1).  
 (ix) Subsections (b)(1) and (c) of section 15.  
 (x) In section 16—  
 (I) subsection (a);  
 (II) paragraph (1), (2), and (3) of subsection (b);  
 (III) in subsection (c)—  
 (aa) the matter preceding subparagraph (A);  
 (bb) subparagraphs (D)(i)(II) and (F)(iii)(I) of paragraph (1); and  
 (cc) subparagraphs (A), (B), and (C) of paragraph (9);  
 (IV) subsections (e), (g), and (i)(1); and  
 (V) in subsection (k)—  
 (aa) subparagraphs (A) and (B) of paragraph (2);  
 (bb) subparagraphs (A) and (B)(i) of paragraph (3); and  
 (cc) subparagraphs (A)(ii) and (B)(iv)(II) of paragraph (5).  
 (xi) In section 17—  
 (I) subsection (a)(1);  
 (II) in subsection (b)—  
 (aa) subparagraphs (A) and (B)(i) of paragraph (1); and  
 (bb) subparagraph (2);  
 (III) subsection (c);  
 (IV) subparagraphs (A) and (C) of subsection (d) (2); and  
 (V) subsections (e), (g), and (h)(2).  
 (xii) Subsections (a)(3)(D), (b), (d), and (e) of section 18.  
 (xiii) Subsections (a)(1) and (f) of section 20.  
 (xiv) In section 21—  
 (I) subsection (a);  
 (II) in subsection (b)—  
 (aa) in paragraph (2)—  
 (AA) clause (i) and (ii) of subparagraph (A);  
 (BB) subparagraphs (B) and (C)(i);  
 (CC) clause (ii), and subclauses (II), (III), and (IV) of clause (iii), of subparagraph (F); and  
 (DD) subparagraph (G)(i);  
 (bb) paragraph (3);  
 (cc) in paragraph (4)—

(AA) subparagraphs (A) and (B); and  
 (BB) the flush text at the end;  
 (dd) paragraphs (5) and (7);  
 (III) subsection (C)(2)(B);  
 (IV) paragraphs (1)(A), (2), and (3) of subsection (d); and  
 (V) paragraphs (1) and (2) of subsection (f).  
 (xv) In section 22—  
 (I) subsection (a)(1);  
 (II) in subsection (b)—  
 (aa) paragraph (2);  
 (bb) in paragraph (3)—  
 (AA) subparagraphs (A) and (B)(ii);  
 (BB) clauses (ii) and (iii) of subparagraph (C);  
 (CC) subparagraph (D)(ii); and  
 (DD) clauses (i), (ii), and (iv) of subparagraph (E);  
 (cc) paragraph (5);  
 (dd) subparagraphs (B) and (C) of paragraph (6);  
 (ee) subparagraphs (A) and (B) of paragraph (7);  
 (ff) paragraphs (8) and (9);  
 (gg) in paragraph (10)—  
 (AA) subparagraph (A)  
 (BB) clauses (i) and (ii) of subparagraph (B); and  
 (CC) subparagraph (C); and  
 (hh) paragraphs (11), (12), and (13);  
 (III) in subsection (d)—  
 (aa) paragraph (1)(B)(i); and  
 (bb) paragraph (3); and  
 (IV) subsections (g)(1) and (h).  
 (xvi) Section 23(c).  
 (xvii) In section 26—  
 (I) subparagraphs (B) and (C) of subsection (c)(4); and  
 (II) subsection (f)(1).  
 (b) REFERENCES IN OTHER LAWS, DOCUMENT, AND RECORDS OF THE UNITED STATES.—In any law (excluding the Food Stamp Act of 1977), regulation, rule, document, or record of the United States—  
 (1) a reference to food stamp recipients shall be deemed to be a reference to recipients of Secure Supplemental Nutrition Assistance Program benefits;  
 (2) a reference to food stamp households shall be deemed to be a reference to households that receive Secure Supplemental Nutrition Assistance Program benefits;  
 (3) a reference to the Simplified Food Stamp Program shall be deemed to be a reference to the Simplified Secure Supplemental Nutrition Assistance Program;  
 (4) a reference to food stamp participants shall be deemed to be a reference to participants in the Secure Supplemental Nutrition Assistance Program;  
 (5) a reference to food stamp informational activities shall be deemed to be a reference to informational activities relating to the Secure Supplemental Nutrition Assistance Program;  
 (6) a reference to food stamp caseload shall be deemed to be a reference to caseload under the Secure Supplemental Nutrition Assistance Program;  
 (7) a reference to food stamps shall be deemed to be a reference to Secure Supplemental Nutrition Assistance Program benefits; and  
 (8) a reference to the food stamp program shall be deemed to be a reference to Secure Supplemental Nutrition Assistance Program.  
**SEC. 4002. DEFINITION OF DRUG ADDICTION OR ALCOHOLIC TREATMENT AND REHABILITATION PROGRAM.**  
 Section 3(f) of the Food Stamp Act of 1977 (7 U.S.C. 2012(f)) is amended by striking “center, under part B of title XIX of the Public Health Service Act (42 U.S.C. 300x et seq.)” and inserting “center, that is—  
 “(1) tax exempt; and  
 “(2) certified by the State title XIX agency, under part B of title XIX of the Public Health Service Act (42 U.S.C. 300x et seq.), as receiving funding under part B, eligible to

receive funding under part B even if no funds are being received, or operating to further the purposes of part B, except that nothing in this paragraph shall be construed to require State or Federal licensure to meet these requirements;”.

**SEC. 4003. NUTRITION EDUCATION.**

(a) AUTHORITY TO PROVIDE NUTRITION EDUCATION.—Section 4(a) of the Food Stamp Act of 1977 (7 U.S.C. 2013(a)) is amended in the first sentence by inserting “and through an approved State plan, nutrition education” after “an allotment”.

(b) IMPLEMENTATION.—Section 11(f) of the Food and Nutrition Act of 1977 (7 U.S.C. 2020(f)) is amended to read as follows:

“(f) NUTRITION EDUCATION.—

“(1) IN GENERAL.—State agencies may implement a nutrition education program for individuals eligible for Secure Supplemental Nutrition Assistance Program benefits that promotes healthy food choices consistent with current Dietary Guidelines.

“(2) DELIVERY OF NUTRITION EDUCATION.—State agencies may deliver nutrition education directly to eligible persons or through agreements with the Cooperative State Research, Education and Extension Service, including through the expanded food and nutrition education under section 3(d) of the Act of May 8, 1914 (7 U.S.C. 343(d)), and other State and community health and nutrition providers and organizations.

“(3) NUTRITION EDUCATION STATE PLANS.—State agencies wishing to provide nutrition education under this subsection shall submit a Nutrition Education State Plan to the Food and Nutrition Service for approval. The plan shall identify the uses of the funding for local projects and conform to standards set forth by the Secretary in regulations or guidance. State costs for providing nutrition education under this subsection shall be reimbursed pursuant to section 16(a).

“(4) NOTIFICATION.—Whenever practicable, State agencies shall notify applicants, participants, and eligible program participants of the availability of nutrition education under this subsection.”.

**SEC. 4004. FOOD DISTRIBUTION ON INDIAN RESERVATIONS.**

(a) IN GENERAL.—Section 4 of the Food Stamp Act of 1977 (7 U.S.C. 2013) is amended by striking subsection (b) and inserting the following:

“(b) FOOD DISTRIBUTION PROGRAM ON INDIAN RESERVATIONS.—

“(1) IN GENERAL.—Distribution of commodities, with or without the Secure Supplemental Nutrition Assistance Program, shall be made whenever a request for concurrent or separate food program operations, respectively, is made by a tribal organization.

“(2) ADMINISTRATION.—

“(A) IN GENERAL.—Subject to subparagraphs (B) and (C), in the event of distribution on all or part of an Indian reservation, the appropriate agency of the State government in the area involved shall be responsible for the distribution.

“(B) ADMINISTRATION BY TRIBAL ORGANIZATION.—If the Secretary determines that a tribal organization is capable of effectively and efficiently administering a distribution described in subparagraph (A), then the tribal organization shall administer the distribution.

“(C) PROHIBITION.—The Secretary shall not approve any plan for a distribution described in subparagraph (A) that permits any household on any Indian reservation to participate simultaneously in the Secure Supplemental Nutrition Assistance Program and the distribution of federally donated foods.

“(3) DISQUALIFIED PARTICIPANTS.—The Secretary shall ensure that an individual who is disqualified from participation in the Food Distribution Program on Indian Reservations under this subsection is not eligible to

participate in the Secure Supplemental Nutrition Assistance Program under this Act.

“(4) ADMINISTRATIVE COSTS.—The Secretary is authorized to pay such amounts for administrative costs of such distribution on Indian reservations as the Secretary finds necessary for effective administration of such distribution by a State agency or tribal organization.

“(5) TRADITIONAL AND LOCAL FOODS FUND.—

“(A) IN GENERAL.—The Secretary shall establish a fund to purchase traditional and locally-grown food, designated by region, for recipients of food distributed under this subsection.

“(B) NATIVE AMERICAN PRODUCERS.—For recipients of food distributed under subparagraph (A), at least 50 percent shall be produced by Native American farmers, ranchers, and producers.

“(C) DEFINITION OF TRADITIONAL AND LOCALLY GROWN.—The Secretary, in conjunction with the Indian Tribal Organizations, will determine the definition of traditional and locally-grown.

“(D) AUTHORIZATION OF APPROPRIATIONS.—There is authorized to be appropriated to the Secretary \$5,000,000 for each of the fiscal years 2008 through 2012 to carry out subparagraph (A).”

(b) FDPIR FOOD PACKAGE.—Not later than 180 days after the date of enactment of this Act, the Secretary of Agriculture shall submit to the Committee on Agriculture of the House of Representatives and the Committee on Agriculture, Nutrition, and Forestry of the Senate a report that describes—

(1) how the Secretary derives the process for determining the food package under the Food Distribution Program on Indian Reservations established under section 4(b) of the Food Stamp Act of 1977 (7 U.S.C. 2013(b)) (referred to in this subsection as the “food package”);

(2) the extent to which the food package—  
(A) conforms (or fails to conform) to the 2005 Dietary Guidelines for Americans published under section 301 of the National Nutrition Monitoring and Related Research Act of 1990 (7 U.S.C. 5341);

(B) addresses (or fails to address) the nutritional and health challenges that are specific to Native Americans; and

(C) addresses the nutritional needs of low-income Native Americans, compared to the Secure Supplemental Nutrition Assistance Program;

(3) any plans of the Secretary to revise and update the food package to conform with the most recent Dietary Guidelines for Americans, including any costs associated with the planned changes; and

(4) if the Secretary does not plan changes to the food package, the rationale of the Secretary for retaining the food package.

#### SEC. 4005. DEOBLIGATE FOOD STAMP COUPONS.

(a) IN GENERAL.—Section 7 of the Food Stamp Act of 1977 (7 U.S.C. 2016) is amended—

(1) by striking the section designation and heading and all that follows through “subsection (j)” shall be” and inserting the following:

##### “SEC. 7. ISSUANCE AND USE OF BENEFITS.

“(a) IN GENERAL.—Except as provided in subsection (j), EBT cards shall be”.

(2) in subsection (b)—

(A) by striking “(b) Coupons” and inserting the following:

“(b) USE.—Benefits”; and

(B) by striking “; Provided further” and all that follows through “denominations issued”;

(3) in subsection (c)—

(A) by striking “(c) Coupons” and inserting the following:

“(c) DESIGN.—

“(1) IN GENERAL.—EBT cards”;

(B) in the 1st sentence by striking “and define their denomination”; and

(C) by striking the 2d sentence and inserting the following:

“(2) PROHIBITION.—The name of any public official shall not appear on any EBT card.”;

(4) by striking subsection (d);

(5) in subsection (e)—

(A) by striking “coupons” each place it appears and inserting “benefits”; and

(B) by striking “coupon issuers” each place it appears and inserting “benefit issuers”;

(6) in subsection (f)—

(A) by striking “coupons” each place it appears and inserting “benefits”;

(B) by striking “coupon issuer” and inserting “benefit issuer”; and

(C) by striking “section 11(e)(20)” and all that follows through the period and inserting “section 11(e)(19).”;

(7) by amending subsection (g) to read as follows:

“(g) BENEFIT SYSTEM.—

“(1) COST.—The cost of documents or systems that may be required by subsection (i) may not be imposed upon a retail food store participating in the Secure Supplemental Nutrition Assistance Program.

“(2) DEVALUATION AND TERMINATION OF ISSUANCE OF PAPER COUPONS.—

“(A) COUPON ISSUANCE.—Beginning on the effective date of this subsection, no State shall issue any coupon, stamp, certificate, or authorization card to a household that receives benefits under this Act.

“(B) EBT CARDS.—Beginning 1 year after the effective date of this subsection, only an EBT card issued under subsection (i) shall be eligible for exchange at any retail food store.

“(C) DE-OBLIGATION OF COUPONS.—Coupons not redeemed in the 1-year period beginning on the effective date of this subsection will no longer be an obligation of the Federal Government and shall not be redeemable.”.

(8) in subsection (h)(1) by striking “coupons” and inserting “benefits”;

(9) in subsection (j)—

(A) in paragraph (2)(A)(ii) by striking “printing, shipping, and redeeming coupons” and inserting “issuing and redeeming benefits”; and

(B) in paragraph (5) by striking “coupon” and inserting “benefit”; and

(10) in subsection (k)—

(A) by striking “coupons in the form of” each place it appears and inserting “benefits in the form of”; and

(B) by striking “a coupon issued in the form of” each place it appears and inserting “benefits in the form of”.

(b) CONFORMING AMENDMENTS.—

(1) Section 3 of the Food Stamp Act of 1977 (7 U.S.C. 2012) is amended—

(A) in subsection (a) by striking “coupons” and inserting “benefits”;

(B) by amending subsection (b) to read as follows:

“(b) ‘Benefit’ means the value of assistance provided under this Act to a household by means of an electronic benefit transfer under section 7(i), or other means of providing assistance, as determined by the Secretary.”;

(C) in the 1st sentence of subsection (c) by striking “authorization cards” and inserting “benefits”;

(D) in subsection (d) by striking “or access device” and all that follows through “number”;

(E) in subsection (e)—

(i) by striking “coupon issuer” and inserting “benefit issuer”; and

(ii) by striking “coupons” and inserting “benefits”;

(F) by after paragraph (f) the following:

“(f-1) EBT CARD.—The term ‘EBT card’ means an electronic benefit transfer card issued under section 7(i).”;

(G) in subsection (i)(5)(D) by striking “coupons” and inserting “benefits”; and

(H) in subsection (t) by inserting “including point of sale devices,” after “other means of access”.

(2) Section 4(a) of the Food Stamp Act of 1977 (7 U.S.C. 2013(a)) is amended—

(A) by striking “coupons” each place it appears and inserting “benefits”; and

(B) by striking “coupons issued” and inserting “benefits issued”.

(3) Section 5(i)(2)(E) of the Food Stamp Act of 1977 (7 U.S.C. 2014(i)(2)(E)) is amended by striking “, as defined in section 3(i) of this Act.”.

(4) Section 6(b)(1) of the Food Stamp Act of 1977 (7 U.S.C. 2015(b)(1)) is amended—

(A) in subparagraph (B) by striking “coupons or authorization cards” and inserting “benefits”; and

(B) by striking “coupons” each place it appears and inserting “benefits”.

(5) Section 7(j)(5) is amended by striking “coupon” and inserting “benefit”.

(6) Section 8(b) of the Food Stamp Act of 1977 (7 U.S.C. 2017(b)) is amended by striking “, whether through coupons, access devices, or otherwise”.

(7) Section 9 of the Food Stamp Act of 1977 (7 U.S.C. 2018) is amended—

(A) by striking “coupons” each place it appears and inserting “benefits”; and

(B) in subsection (a)—

(i) in paragraph (1) by striking “coupon” and inserting “benefit”; and

(ii) in paragraph (3) by striking “coupons, or to redeem.”.

(8) Section 10 of the Food Stamp Act of 1977 (7 U.S.C. 2019) is amended—

(A) by striking the section designation and heading and all that follows through “Regulations” and inserting the following:

##### “SEC. 10. REDEMPTION OF BENEFITS.

“Regulations”; and

(B) by striking “coupons” each place it appears and inserting “benefits”.

(9) Section 11 of the Food Stamp Act of 1977 (7 U.S.C. 2020) is amended—

(A) in subsection (e)—

(i) in paragraph (15) by striking “when using its authorization card in order to receive its coupons” and inserting “when receiving benefits”; and

(ii) in paragraph (19) by striking “that,” and all that follows through “paragraph,” and inserting “that eligible households may be required to present photographic identification cards in order to receive their benefits.”;

(B) in subsection (h) by striking “coupon or coupons” and inserting “benefits”;

(C) by striking “coupon” each place it appears and inserting “benefit”; and

(D) by striking “coupons” each place it appears and inserting “benefits”.

(10) Section 13 of the Food Stamp Act of 1977 (7 U.S.C. 2022) is amended by striking “coupons” each place it appears and inserting “benefits”.

(11) Section 15 of the Food Stamp Act of 1977 (7 U.S.C. 2024) is amended—

(A) in subsection (a) by striking “coupons” and inserting “benefits”;

(B) in subsection (b)(1)—

(i) by striking “coupons” each place it appears and inserting “benefits”;

(ii) by striking “coupons or authorization cards” and inserting “benefits”; and

(iii) by striking “access device” each place it appears and inserting “benefit”;

(C) in subsection (c) by striking “coupons” each place it appears and inserting “benefits”;

(D) in subsection (d) by striking “Coupons” and inserting “Benefits”;

(E) in subsections (e) and (f) by striking “coupon” each place it appears and inserting “benefit”; and

(F) in subsection (g) by striking “coupon, authorization cards or access devices” and inserting “benefits”; and

(12) Section 16(a) of the Food Stamp Act of 1977 (7 U.S.C. 2025(a)) is amended by striking “coupons” each place it appears and inserting “benefits”.

(13) Section 17 of the Food Stamp Act of 1977 (7 U.S.C. 2026) is amended—

(A) in subsection (a)(2) by striking “coupon” and inserting “benefit”;

(B) in subsection (b)(1)—

(i) in subparagraph (B)(v)—

(I) by striking “countersigned food coupons or similar”; and

(II) by striking “food coupons” and inserting “EBT cards”; and

(ii) in subparagraph (C)(i)(I) by striking “coupons” and inserting “EBT cards”; and

(C) in subsection (j) by striking “coupon” and inserting “benefit”.

(14) Section 21 of the Food Stamp Act of 1977 (7 U.S.C. 2030) is amended—

(A) in subsection (d)(3)—

(i) by striking “food coupons” and inserting “benefits”; and

(ii) by striking “food stamp benefits” and inserting “benefits”.

(15) Section 22 of the Food Stamp Act of 1977 (7 U.S.C. 2031) is amended—

(A) by striking “food coupons” each place it appears and inserting “benefits”;

(B) by striking “coupons” each place it appears and inserting “benefits”; and

(C) in subsection (g)(1)(A) by striking “coupon” and inserting “benefit”.

(c) REFERENCES IN OTHER LAWS, DOCUMENTS, AND RECORDS OF THE UNITED STATES.—In any law (excluding the Food Stamp Act of 1977), regulation, rule, document, or record of the United States, a reference to “coupon”, “authorization card”, or “other access device” as used in the Food Stamp Act of 1977 as in effect before the date of the enactment of this Act shall be deemed to be a reference to “benefit” as defined in such Act as in effect after the date of the enactment of this Act.

**SEC. 4006. ALLOW FOR THE ACCRUAL OF BENEFITS.**

Section 7(i) of the Food Stamp Act of 1977 (7 U.S.C. 2016(i)) is amended by adding at the end the following:

“(12) RECOVERING ELECTRONIC BENEFITS.—

(A) A State agency may recover benefits from a household’s electronic benefits account because of inactivity in the account after the household has not accessed the account the lesser of—

(i) 3 months during which the account has continuously had a balance in excess of \$1,000, adjusted for changes in the thrifty food plan since June 2007; or

(ii) 12 months.

(B) A household whose benefits are recovered under subparagraph (A) shall receive notice and shall have the benefits made available again upon a request made during a period of not less than 12 months after the recovery.”.

**SEC. 4007. STATE OPTION FOR TELEPHONIC SIGNATURE.**

Section 11(e)(2)(C) of the Food Stamp Act of 1977 (7 U.S.C. 2020(e)(2)(C)) is amended—

(1) by inserting “(i)” after “(C)”; and

(2) by adding at the end the following:

“(ii) A State agency may establish a system by which an applicant household may sign an application through a recorded verbal assent over the telephone. Any such system shall—

(I) record for future reference the household member’s verbal assent and the information to which assent was given;

(II) include effective safeguards against impersonation, identity theft, or invasions of privacy;

(III) not deny or interfere with the right of the household to apply in writing;

(IV) promptly send the household member a written copy of the application, with in-

structions on a simple procedure for correcting any errors or omissions;

“(V) comply with paragraph (1)(B);

“(VI) satisfy all requirements for a signature on an application under this Act and other laws applicable to the Secure Supplemental Nutrition Assistance Program, with the date on which the household member provides verbal assent effective as the date of application for all purposes; and

“(VII) comply with such other standards as the Secretary may establish.”.

**SEC. 4008. REVIEW OF MAJOR CHANGES IN PROGRAM DESIGN.**

(a) PROHIBITION.—Section 11(e)(6) of the Food Stamp Act of 1977 (7 U.S.C. 2020(e)(6)) is amended—

(1) in subparagraph (A) by striking “and” at the end;

(2) by striking subparagraph (B) and inserting the following:

“(B) except as provided in section 5(h)(4), only State employees employed in accordance with the current standards for a Merit System of Personnel Administration, or any standards later prescribed by the Office of Personnel Management pursuant to section 208 of the Intergovernmental Personnel Act of 1970 (42 U.S.C. 4728) modifying or superseding such standards relating to the establishment and maintenance of personnel standards on a merit basis, shall undertake such certifications and shall—

(i) represent the State agency in any official communications with a prospective applicant, applicant, or recipient household regarding their application or participation, except that a nonprofit organization may assist a household under paragraph (1) through activities allowable under section 16(a)(4);

(ii) participate in making any determinations relating to a household’s substantive or procedural compliance with the requirements of this Act or implementing regulations, including the adequacy of the household’s application or of verification of other information the household has submitted in support of that application; or

(iii) participate in making any other determinations required under this subsection; except that nothing in this subparagraph shall prevent a State agency from contracting for automated systems, issuance services or program information activities reimbursed under paragraphs (2), (3), (4), or (6) of section 16(a) or under section 16(g) or for assisting in the verification of an applicant’s identity; and

“(C) the State agency shall not use any Federal funds—

(i) to implement, to perform, or to carry out any contract that does not comply with the requirements in effect under subparagraph (B); or

(ii) to pay any cost associated with the termination, breach, or full or partial abrogation, of any contract that does not comply with the requirements in effect under such subparagraph;”.

(b) WAIVERS.—Section 17(b)(1)(B)(iv)(III)(ff) of the Food Stamp Act of 1977 (7 U.S.C. 2026(b)(1)(B)(iv)(III)(ff)) is amended by inserting “or 11(e)(6)(B)” before the semicolon at the end.

(c) PROJECTS.—Section 26(f)(3)(E) of the Food Stamp Act of 1977 (7 U.S.C. 2035(f)(3)(E)) is amended by inserting “(6)(B),” after “paragraphs”.

(d) DISASTERS.—Section 5(h) of the Food Stamp Act of 1977 (7 U.S.C. 2014(h)) is amended by inserting at the end:

“(4) The Secretary may authorize a state agency, on a temporary basis, to use employees or individuals that do not meet the standards prescribed under section 11(e)(6)(B) in order to determine eligibility for a disaster food stamp program under this subsection.”.

(e) DISALLOWANCE OF FUNDS.—No funds shall be available under any appropriations act for implementing or continuing any contract that does not comply with section 11(e)(6)(B) of the Food Stamp Act of 1977 (7 U.S.C. 2020(e)(6)(B)) as amended by subsection (a) nor for any costs associated with the termination or full or partial abrogation of such contract.

(f) TRANSITION PERIOD.—Subsection (e) shall not apply to the costs of implementing, continuing, or renegotiating any contract concluded before January 1, 2007, (but shall apply to any costs associated with the termination or full or partial abrogation of such contract) until the first day of the first month beginning at least 120 days after the date of enactment of this Act.

**SEC. 4009. GRANTS FOR SIMPLE APPLICATION AND ELIGIBILITY DETERMINATION SYSTEMS AND IMPROVED ACCESS TO BENEFITS.**

Section 11(t)(1) of the Food Stamp Act of 1977 (7 U.S.C. 2020(t)(1)) is amended by striking “2007” and inserting “2012”.

**SEC. 4010. CIVIL MONEY PENALTIES AND DISQUALIFICATION OF RETAIL FOOD STORES AND WHOLESALE FOOD CONCERNS.**

Section 12 of the Food Stamp Act of 1977 (7 U.S.C. 2021) is amended—

(1) by striking the section heading and all that follows through “(a) Any approved”, and inserting the following:

**“SEC. 12. CIVIL MONEY PENALTIES AND DISQUALIFICATION OF RETAIL FOOD STORES AND WHOLESALE FOOD CONCERNS.**

“(a) DISQUALIFICATION.—

“(1) IN GENERAL.—An approved”;

(2) in subsection (a)—

(A) in the 1st sentence by striking “\$10,000 for each violation” and all that follows through the period at the end, and inserting “\$100,000 for each violation.”; and

(B) in the 2d sentence—

(i) by striking “Regulations” and inserting the following:

“(2) REGULATIONS.—Regulations”;

(ii) by striking “violation and” and inserting “violation of”;

(iii) by inserting a comma after “disqualification of”;

(iv) by striking “a retail store” and inserting “and the assessment of a civil money penalty against a retail store”;

(3) in subsection (b)—

(A) by striking “(b) Disqualification” and all that follows through “shall be—”, and inserting the following:

“(b) PERIOD OF DISQUALIFICATION.—Subject to subsection (c), a disqualification shall be—”;

(B) in paragraph (1) by striking “of no less than six months nor more than five years” and inserting “not to exceed 5 years”;

(C) in paragraph (2) by striking “of no less than twelve months nor more than ten years” and inserting “not to exceed 10 years.”;

(D) in paragraph (3)—

(i) in subparagraph (b)—

(I) by striking “coupons or trafficking in coupons or authorization cards” each place it appears, and inserting “program access devices or benefit instruments or trafficking in program access devices or benefit instruments”; and

(II) by inserting “or a finding of the unauthorized redemption, use, transfer, acquisition, alteration, or possession of benefits or access devices” after “concern” the 1st place it appears;

(4) in paragraph (3)(C) by striking “and” at the end;

(5) in subsection (c)—

(A) by striking “(c) The action” and inserting the following:

“(c) TREATMENT OF DISQUALIFICATION AND PENALTY DETERMINATIONS.—

“(1) REVIEW.—The action”; and

(B) by striking “coupons” and inserting “benefits”;

(6) in subsection (d) by striking “coupons” in each place it appears and inserting “benefits”;

(7) in subsection (f) by striking “food coupons” and inserting “benefits”;

(8) by redesignating subsection (c) through (g) as subsection (d) through (h), respectively;

(9) inserting after subsection (b) the following:

“(c) In addition to a disqualification under subsection (b), the Secretary may assess a civil monetary penalty of up to \$100,000;”;

and

(10) by adding at the end:

“(i) The Secretary shall, in consultation with the Inspector General of the Department of Agriculture, provide for procedures by which the processing of benefit redemptions for certain retail food stores and wholesale food concerns may be immediately suspended pending administrative action to disqualify such a store or concern. Under the procedures prescribed pursuant to this subsection, if the Secretary, in consultation with the Inspector General, determines that a retail food store or wholesale food concern is engaged in flagrant violations of this Act or the regulations issued pursuant to this Act, unsettled benefits that have been redeemed by the retail food store or wholesale food concern may be suspended and, if the suspension is upheld, subject to forfeiture pursuant to section 12(g). If the disqualification action not upheld, suspended funds held by the Secretary shall be released to such store or such concern. The Secretary shall not be liable for the value of any interest on funds suspended under this subsection.”.

#### SEC. 4011. MAJOR SYSTEMS FAILURES.

Section 13(b) of the Food Stamp Act of 1977 (7 U.S.C. 2022(b)) is amended by adding at the end the following:

“(5) OVER ISSUANCES CAUSED BY SYSTEMIC STATE ERRORS.—

“(A) IN GENERAL.—If the Secretary determines that a State agency over issued benefits to a substantial number of households in a fiscal year as a result of a major systemic error by the State agency, as determined by the Secretary, the Secretary may prohibit the State agency from collecting these over issuances from some or all households.

“(B) PROCEDURES.—

“(i) INFORMATION REPORTING BY STATES.—Every State agency shall provide to the Secretary all information requested by the Secretary concerning the issuance of benefits to households by the State agency in the applicable fiscal year.

“(ii) FINAL DETERMINATION.—After reviewing relevant information provided by a State agency, the Secretary shall make a final determination—

“(I) whether the State agency over issued benefits to a substantial number of households as a result of a systemic error in the applicable fiscal year; and

“(II) as to the amount of the over issuance in the applicable fiscal year for which the State agency is liable.

“(iii) ESTABLISHING A CLAIM.—Upon determining under clause (ii) that a State agency has over issued benefits to households due to a major systemic error determined under subparagraph (A), the Secretary shall establish a claim against the State agency equal to the value of the over issuance caused by the systemic error.

“(iv) ADMINISTRATIVE AND JUDICIAL REVIEW.—Administrative and judicial review, as provided in section 14, shall apply to the final determinations by the Secretary under clause (ii).

“(v) REMISSION TO THE SECRETARY.—

“(I) DETERMINATION NOT APPEALED.—If the determination of the Secretary under clause (ii) is not appealed, the State agency shall, as soon as practicable, remit to the Secretary the dollar amount specified in the claim under clause (iii).

“(II) DETERMINATION APPEALED.—If the determination of the Secretary under clause (ii) is appealed, upon completion of administrative and judicial review under clause (iv), and a finding of liability on the part of the State, the appealing State agency shall, as soon as practicable, remit to the Secretary a dollar amount subject to the finding of the administrative and judicial review.

“(vi) ALTERNATIVE METHOD OF COLLECTION.—

“(I) IN GENERAL.—If a State agency fails to make a payment under clause (v) within a reasonable period of time, as determined by the Secretary, the Secretary may reduce any amount due to the State agency under any other provision of this Act by the amount due.

“(II) ACCRUAL OF INTEREST.—During the period of time determined by the Secretary to be reasonable under subclause (I), interest in the amount owed shall not accrue.

“(vii) LIMITATION.—Any liability amount established under section 16(c)(1)(C) shall be reduced by the amount of the claim established under this subparagraph.”.

#### SEC. 4012. FUNDING OF EMPLOYMENT AND TRAINING PROGRAMS.

Section 16(h)(1) of the Food Stamp Act of 1977 (7 U.S.C. 2025(h)(1)) is amended—

(1) in subparagraph (A)(vii) by striking “fiscal years 2002 through 2007” and inserting “fiscal years 2008 through 2012”; and

(2) in subparagraph (E)(i) by striking “fiscal years 2002 through 2007” and inserting “fiscal years 2008 through 2012”.

#### SEC. 4013. REDUCTIONS IN PAYMENTS FOR ADMINISTRATIVE COSTS.

Section 16(k)(3) of the Food Stamp Act of 1977 (7 U.S.C. 2025(k)(3)) is amended—

(1) in subparagraph (A) by striking “2007” and inserting “2012”; and

(2) in subparagraph (B)(ii) by striking “2007” and inserting “2012”.

#### SEC. 4014. CASH PAYMENT PILOT PROJECTS.

Section 17(b)(1)(B)(vi) of the Food Stamp Act of 1977 (7 U.S.C. 2026(b)(1)(B)(vi)) is amended by striking “2007” and inserting “2012”.

#### SEC. 4015. FINDINGS OF CONGRESS REGARDING SECURE SUPPLEMENTAL NUTRITION ASSISTANCE PROGRAM NUTRITION EDUCATION.

(a) FINDINGS.—The Congress finds the following:

(1) Nutrition education under the Food Stamp Act of 1977 plays an essential role in improving the dietary and physical activity practices of low income Americans, helping to reduce food insecurity, prevent obesity, and reduce the risks of chronic disease.

(2) Expert bodies, such as the Institute of Medicine, indicate that dietary and physical activity behavior change is more likely to result from the combined application of public health approaches and education than from individual education alone.

(3) State programs are currently implementing such nutrition education using effective strategies, including direct education, group activities, and social marketing.

(b) SUPPORT NUTRITION EDUCATION.—The Secretary of Agriculture should support and encourage the most effective interventions for nutrition education under the Food Stamp Act of 1977, including public health approaches as well as traditional education, to increase the likelihood that recipients of Secure Supplemental Nutrition Assistance benefits and those who are potentially eligible for such benefits will choose diets and

physical activity practices consistent with the Dietary Guidelines for Americans. To promote the most effective implementation of publicly funded programs, State nutrition education activities under the Food Stamp Act of 1977 should be coordinated with other federally funded food assistance and public health programs and should leverage public/private partnerships to maximize resources and impact.

#### SEC. 4016. NUTRITION EDUCATION AND PROMOTION INITIATIVE TO ADDRESS OBESITY.

Section 17 of the Food Stamp Act of 1977 (7 U.S.C. 2026) is amended by adding at the end the following:

“(k) NUTRITION EDUCATION AND PROMOTION INITIATIVE TO ADDRESS OBESITY.—

“(1) IN GENERAL.—The Secretary shall establish a demonstration program, to be known as the ‘Initiative to Address Obesity Among Low-Income Americans’ (referred to in this subsection as the ‘Initiative’), to develop and implement solutions to reduce obesity in the United States.

“(A) SELECTION.—The Secretary shall solicit and competitively select demonstration proposals for strategies to address obesity among low-income Americans.

“(B) EVALUATION.—The effectiveness of these strategies shall be rigorously evaluated to assess the impact on overweight and obesity among low-income persons.

“(C) DISSEMINATION.—Evaluation results shall be shared broadly to inform policy makers, service providers, other partners, and the public in order to promote wide use of successful strategies.

“(2) GRANTS.—

“(A) IN GENERAL.—In carrying out the Initiative, the Secretary may enter into competitively awarded contracts or cooperative agreements with, or grants to, public or private organizations or agencies as defined by the Secretary, for use in accordance with projects that meet the strategy goals of the Initiative.

“(B) APPLICATION.—To be eligible to receive a contract, cooperative agreement, or grant under this paragraph, an organization shall submit to the Secretary an application at such time, in such manner, and containing such information as the Secretary may require.

“(C) SELECTION CRITERIA.—Demonstration proposals shall be evaluated against publicly disseminated criteria that include—

“(i) identification of a low-income target audience that corresponds to individuals living in households with incomes at or below 185 percent of the poverty level;

“(ii) incorporation of a scientifically-based strategy that is designed to improve diet quality through more healthful food purchases, preparation, or consumption;

“(iii) a commitment to a demonstration plan that allows for a rigorous outcome evaluation, including data collection; and

“(iv) other criteria, as determined by the Secretary.

“(D) USE OF FUNDS.—

“(i) PROHIBITION.—Funds shall not be used for projects that limit the use of benefits.

“(ii) MONITORING AND EVALUATION.—The Secretary may use funds provided for the Initiative to pay costs associated with monitoring, evaluation, and dissemination of the Initiative’s findings.

“(3) AUTHORIZATION OF APPROPRIATIONS.—There is authorized to be appropriated to carry out this subsection \$10,000,000 for each of the fiscal years 2008 through 2012, except that no new grants may be made under this subsection after September 30, 2012.”.

#### SEC. 4017. AUTHORIZATION OF APPROPRIATIONS.

Section 18(a)(1) of the Food Stamp Act of 1977 (7 U.S.C. 2027(a)(1)) is amended by striking “2003 through 2007” and inserting “2008 through 2012”.

**SEC. 4018. CONSOLIDATED BLOCK GRANTS FOR PUERTO RICO AND AMERICAN SAMOA.**

Section 19(a)(2)(A)(ii) of the Food Stamp Act of 1977 (7 U.S.C. 2028(a)(2)(A)(ii)) is amended in subparagraph (A)(ii) by striking “2007” and inserting “2012”.

**SEC. 4019. STUDY ON COMPARABLE ACCESS TO SECURE SUPPLEMENTAL NUTRITION ASSISTANCE PROGRAM BENEFITS FOR PUERTO RICO.**

Section 19 of the Food Stamp Act of 1977 (7 U.S.C. 2028) is amended by adding at the end the following:

“(e) **STUDY.**—The Secretary shall conduct a study of the feasibility and effects of including the Commonwealth of Puerto Rico under section 3(m), in lieu of providing the block grant under this section. The study shall include—

“(1) an assessment of the administrative, financial management, and other changes that would be required by the Commonwealth to establish a comparable Secure Supplemental Nutrition Assistance Program;

“(2) a discussion of the appropriate program rules under the other sections of the Act, such as benefit levels under section 3(o), income eligibility standards under sections 5 and 6, and deduction levels under section 5(e), for the Commonwealth to establish a comparable Secure Supplemental Nutrition Assistance Program;

“(3) an estimate of the impact on Federal and Commonwealth benefit and administrative costs;

“(4) an estimate of the impact of the Secure Supplemental Nutrition Assistance Program on hunger and food insecurity among low-income Puerto Ricans, and

“(5) such other findings as the Secretary deems appropriate.”

**SEC. 4020. REAUTHORIZATION OF COMMUNITY FOOD PROJECT COMPETITIVE GRANTS.**

(a) **AUTHORIZATION OF APPROPRIATIONS.**—Section 25 of the Food Stamp Act of 1977 (U.S.C. 2034) is amended—

(1) in subsections (c), (d), (e)(1), and (f)(1) by striking “subsection (b)” each place it appears and inserting “subsection (g)”;

(2) by striking subsection (b);

(3) by redesignating subsections (c) through (g) as subsections (b) through (f), respectively; and

(4) by inserting after paragraph (f) the following:

“(g) **AUTHORIZATION OF APPROPRIATIONS.**—There is authorized to be appropriated to the Secretary to make grants available to assist eligible private nonprofit entities to establish and carry out community food projects \$30,000,000 for each of the fiscal years 2008 through 2012.”

(b) **PREFERENCES FOR CERTAIN PROJECTS.**—Subsection (c) of section 25 of the Food Stamp Act of 1977 (7 U.S.C. 2034), as so redesignated by subsection (a) of this section, is amended—

(1) in paragraph (3) by striking “or” at the end;

(2) in paragraph (4) by striking the period at the end and inserting “; or”; and

(3) by adding at the end the following:

“(5) serve special needs in areas of—

“(A) transportation and processing for expanding institutional and emergency food service demand for local food;

“(B) retail access to healthy foods in underserved markets;

“(C) integration of urban and metro-area food production in food projects; and

“(D) technical assistance for youth, socially disadvantaged individuals, and limited resource groups.”

(c) **MATCHING FUND REQUIREMENTS.**—Subsection (d)(1) of section 25 of the Food Stamp Act of 1977 (7 U.S.C. 2034), as so redesignated by subsection (a) of this section, is amended by striking “50” and inserting “75”.

(d) **TERM OF GRANT.**—Subsection (e)(2) of section 25 of the Food Stamp Act of 1977 (7 U.S.C. 2034(e)(2)), as so redesignated by subsection (a) of this section, is amended by striking “3” and inserting “5”.

(e) **FUNDING FOR INNOVATIVE PROGRAMS.**—Subsection (h)(4) of section 25 of the Food Stamp Act of 1977 (7 U.S.C. 2034), as so redesignated by subsection (a) of this section, is amended—

(1) by striking “fiscal years 2003 through 2007” and inserting “fiscal years 2008 through 2012”; and

(2) by striking “200,000” and inserting “\$500,000”.

**SEC. 4021. EMERGENCY FOOD ASSISTANCE.**

Section 27(a) of the Food Stamp Act of 1977 (7 U.S.C. 2036(a)) is amended by striking “2007” and inserting “2012”.

**Subtitle B—Commodity Distribution**

**SEC. 4201. AUTHORIZATION OF APPROPRIATIONS.**

Section 204(a)(1) of the Emergency Food Assistance Act of 1983 (7 U.S.C. 7508(a)(1)) is amended by striking “\$60,000,000 for each of the fiscal years 2003 through 2007” and inserting “\$100,000,000 for each of the fiscal years 2008 through 2012”.

**SEC. 4202. DISTRIBUTION OF SURPLUS COMMODITIES; SPECIAL NUTRITION PROJECTS.**

Section 1114(a)(2)(A) of the Agriculture and Food Act of 1981 (7 U.S.C. 1431e(a)(2)(A)) is amended by striking “2007” and inserting “2012”.

**SEC. 4203. COMMODITY DISTRIBUTION PROGRAM.**

(a) **COMMODITY DISTRIBUTION PROGRAM.**—Section 4 of the Agriculture and Consumer Protection Act of 1973 (7 U.S.C. 612c note) is amended by striking “2007” and inserting “2012”.

(b) **COMMODITY SUPPLEMENTAL FOOD PROGRAM.**—Section 5 of the Agriculture and Consumer Protection Act (7 U.S.C. 612c note) is amended—

(1) in subsection (a)—

(A) in paragraph (1) by striking “fiscal years 2003 through 2007” and inserting “for fiscal year 2008 and each fiscal year thereafter”; and

(B) in paragraph (2)(B)—

(i) in the heading by striking in “2007” and inserting “2012”; and

(ii) by striking “2007” and inserting “2012”;

(2) in subsection (d)(2) by inserting “, and for each fiscal year thereafter,” after “2007”;

(3) by amending subsection (g) to read as follows:

“(g) **USE OF RESOURCES.**—Each local agency shall use funds made available to the agency to provide assistance under the program to low-income elderly individuals, women, infants, and children in need for food assistance in accordance with such regulations as the Secretary may prescribe.”;

(4) in paragraphs (2) and (3) of subsection (h) by inserting “elderly individuals,” before “pregnant”; and

(5) by adding at the end the following:

“(m) **INCOME ELIGIBILITY STANDARDS.**—The Secretary shall establish maximum income eligibility standards to be used in conjunction with such other risk criteria as may be appropriate in determining eligibility for the program. Such income standards shall be the same for all pregnant, postpartum, and breastfeeding women, for infants, for children, and for elderly individuals qualifying for the program, and shall not exceed the maximum income limit prescribed under section 17(d)(2)(A)(i) of the Child Nutrition Act of 1966 (42 U.S.C. 1786(d)(2)(A)(i)).”

**Subtitle C—Child Nutrition and Related Programs**

**SEC. 4301. PURCHASE OF FRESH FRUITS AND VEGETABLES FOR DISTRIBUTION TO SCHOOLS AND SERVICE INSTITUTIONS.**

Section 10603 of the Farm Security and Rural Investment Act of 2002 (7 U.S.C. 612c-

4) is amended by striking subsection (b) and inserting the following new subsection:

“(b) **PURCHASE OF FRESH FRUITS AND VEGETABLES FOR DISTRIBUTION TO SCHOOLS AND SERVICE INSTITUTIONS.**—

“(1) **PURCHASE AUTHORITY.**—The Secretary of Agriculture shall purchase fresh fruits and vegetables for distribution to schools and service institutions in accordance with section 6(a) of the Richard B. Russell National School Lunch Act (42 U.S.C. 1755(a)), using, of the amount specified in subsection (a)—

“(A) not less than \$50,000,000 for each of fiscal years 2008 and 2009; and

“(B) not less than \$75,000,000 for each of fiscal years 2010 through 2012.

“(2) **SERVICING AGENCY.**—The Secretary of Agriculture may provide for the Secretary of Defense to serve as the servicing agency for the procurement of the fresh fruits and vegetables under this subsection on the same terms and conditions as provided in the memorandum of agreement entered into between the Agricultural Marketing Service, the Food and Consumer Service, and the Defense Personnel Support Center during August 1995 (or any successor memorandum of agreement).”

**SEC. 4302. BUY AMERICAN REQUIREMENTS.**

(a) **FINDINGS.**—The Congress finds the following:

(1) Federal law requires that commodities and products purchased with Federal funds be, to the extent practicable, of domestic origin.

(2) Federal Buy American statutory requirements seek to ensure that purchases made with Federal funds benefit domestic producers.

(3) The Richard B. Russell National School Lunch Act requires the use of domestic food products for all meals served under the program, including foods products purchased with local funds.

(b) **BUY AMERICAN STATUTORY REQUIREMENTS.**—The Department of Agriculture should undertake training, guidance, and enforcement of the various current Buy American statutory requirements and regulations, including those of the National School Lunch Act and the DOD Fresh program.

**SEC. 4303. EXPANSION OF FRESH FRUIT AND VEGETABLE PROGRAM.**

Section 18 of the Richard B. Russell National School Lunch Act (42 U.S.C. 1769) is amended in subsection (g)—

(1) in paragraph (1)—

(A) in the matter preceding subparagraph (A), by striking “July 2004” and inserting “July 2007”; and

(B) in paragraph (1) by amending subparagraphs (A) and (B) to read as follows:

“(A) 35 elementary or secondary schools in each State;

“(B) additional elementary or secondary schools in each State in proportion to the student population of the State; and”;

(2) in paragraph (3)(A) by striking “paragraph (1)(B)” and inserting “paragraph (1)”;

(3) in paragraph (5) in each of subparagraphs (A) and (B), by striking “2008” and inserting “2012”; and

(4) in paragraph (6)(B)—

(A) in clause (i)—

(i) by striking “October 1, 2004, and on each October 1 thereafter,” and inserting “October 1, 2007, and on each October 1 thereafter,”; and

(ii) by striking “\$9,000,000” and inserting “\$70,000,000”; and

(B) by adding at the end the following:

“(iii) **ADMINISTRATIVE EXPENSES.**—For fiscal year 2009 and each fiscal year thereafter, of the amount available to carry out this subsection, the Secretary may reserve not more than 1 percent of that amount for administrative expenses in carrying out this subsection.

“(iv) STATE ADMINISTRATIVE COSTS.—For fiscal year 2009 and each fiscal year thereafter, of the amount received by a State to carry out this subsection, the State may use not more than 5 percent of that amount for administrative expenses in carrying out this subsection. To be eligible to use such funds for such expenses, the State must submit to the Secretary a plan indicating how the State intends to use such funds.

“(v) FEDERAL REQUIREMENTS.—The Secretary shall establish requirements to be followed by States in administering this subsection. The initial set of requirements shall be established not later than 1 year after the date of the enactment of this clause.”.

**SEC. 4304. PURCHASES OF LOCALLY PRODUCED FOODS.**

Section 9(j) of the Richard B. Russell National School Lunch Act (42 U.S.C. 1758(j)) is amended to read as follows:

“(j) PURCHASES OF LOCALLY PRODUCED FOODS.—The Secretary shall—

“(1) encourage institutions receiving funds under this Act and the Child Nutrition Act of 1966 (42 U.S.C. 1771 et seq.) to purchase locally produced foods, to the maximum extent practicable and appropriate;

“(2) advise institutions participating in a program described in paragraph (1) of the policy described in that paragraph and post information concerning the policy on the website maintained by the Secretary; and

“(3) allow institutions receiving funds under this Act and the Child Nutrition Act of 1966 (42 U.S.C. 1771 et seq.), including the Department of Defense Fresh Fruit and Vegetable Program, to use a geographic preference for the procurement of locally produced foods.”.

**Subtitle D—Miscellaneous**

**SEC. 4401. SENIORS FARMERS’ MARKET NUTRITION PROGRAM.**

(a) AMENDMENT.—Section 4402 of the Farm Security and Rural Investment Act of 2002 (7 U.S.C. 3007) is amended—

(1) by amending subsection (a) to read as follows:

“(a) AUTHORIZATION.—

“(1) The Secretary of Agriculture shall use \$15,000,000 for each of fiscal years 2008 through 2012 of the funds available to the Commodity Credit Corporation to carry out and expand the seniors farmers’ market nutrition program.

“(2) There are authorized to be appropriated \$20,000,000 for fiscal year 2008, \$30,000,000 for fiscal year 2009, \$45,000,000 for fiscal year 2010, \$60,000,000 for fiscal year 2011, and \$75,000,000 for fiscal year 2012 to carry out and expand the seniors farmers’ market nutrition program.”;

(2) in subsection (b)(1) by inserting “honey,” after “vegetables.”;

(3) by amending subsection (c) to read as follows:

“(c) EXCLUSION OF BENEFITS IN DETERMINING ELIGIBILITY FOR OTHER PROGRAMS.—The value of any benefit provided to any eligible seniors farmers’ market nutrition program recipient under this section shall not be considered to be income or resources for any purposes under any Federal, State, or local law.”; and

(4) by adding at the end the following:

“(d) PROHIBITION ON COLLECTION OF SALES TAX.—The State shall ensure that no State or local taxes are collected within the State on purchases of food with coupons distributed under the seniors farmers’ market nutrition program.

“(e) REGULATIONS.—The Secretary may issue such regulations as the Secretary considers necessary to carry out the seniors farmers’ market nutrition program.”.

**SEC. 4402. CONGRESSIONAL HUNGER CENTER.**

Section 4404 of the Farm Security and Rural Investment Act of 2002 (7 U.S.C. 1621 note) is amended to read as follows:

**“SEC. 4404. BILL EMERSON NATIONAL HUNGER FELLOWS AND MICKEY LELAND INTERNATIONAL HUNGER FELLOWS.**

“(a) SHORT TITLE.—This section may be cited as the ‘Bill Emerson National Hunger Fellows and Mickey Leland International Hunger Fellows Program Act of 2007’.

“(b) FINDINGS.—The Congress finds as follows:

“(1) There is a critical need for compassionate individuals who are committed to assisting people who suffer from hunger to initiate and administer solutions to the hunger problem.

“(2) Bill Emerson, the distinguished late Representative from the 8th District of Missouri, demonstrated his commitment to solving the problem of hunger in a bipartisan manner, his commitment to public service, and his great affection for the institution and ideals of the Congress of the United States.

“(3) George T. (Mickey) Leland, the distinguished late Representative from the 18th District of Texas, demonstrated his compassion for those in need, his high regard for public service, and his lively exercise of political talents.

“(4) The special concern that Mr. Emerson and Mr. Leland demonstrated during their lives for the hungry and poor was an inspiration for others to work toward the goals of equality and justice for all.

“(5) These two outstanding leaders maintained a special bond of friendship regardless of political affiliation and worked together to encourage future leaders to recognize and provide service to others, and therefore it is especially appropriate to honor the memory of Mr. Emerson and Mr. Leland by creating a fellowship program to develop and train the future leaders of the United States to pursue careers in humanitarian service.

“(c) DEFINITIONS.—In this section:

“(1) ADMINISTRATOR.—The term ‘Administrator’ means—

“(A) if the Secretary of Agriculture enters into a contract described in subsection (d)(3), the head of the Congressional Hunger Center; or

“(B) if the Secretary does not enter into such a contract, the Secretary.

“(2) FELLOW.—The term ‘fellow’ means—

“(A) a Bill Emerson Hunger Fellow; or

“(B) a Mickey Leland Hunger Fellow

“(3) FELLOWSHIP PROGRAMS.—The term ‘Fellowship Programs’ means the Bill Emerson National Hunger Fellowship Program and the Mickey Leland International Hunger Fellowship Program established by subsection (d).

“(d) FELLOWSHIP PROGRAM.—There is established in the Department of Agriculture the Bill Emerson National Hunger Fellowship Program and the Mickey Leland International Hunger Fellowship Program.

“(1) PURPOSES.—The purposes of the Fellowship Programs are—

“(A) to encourage future leaders of the United States to pursue careers in humanitarian and public service, to recognize the needs of low-income people and hungry people, and to provide assistance to people in need; and

“(B) to seek public policy solutions to the challenges of hunger and poverty, to provide training and development opportunities for such leaders through placement in programs operated by appropriate organizations or entities.

“(2) FOCUS OF PROGRAMS.—

“(A) FOCUS OF BILL EMERSON HUNGER FELLOWSHIP PROGRAM.—The Bill Emerson Hunger Fellowship Program shall address hunger and poverty in the United States.

“(B) FOCUS OF MICKEY LELAND HUNGER FELLOWSHIP PROGRAM.—The Mickey Leland Hunger Fellowship Program shall address inter-

national hunger and other humanitarian needs.

“(3) ADMINISTRATION.—

“(A) IN GENERAL.—Subject to subparagraph (B), the Secretary shall offer to enter into a contract with the Congressional Hunger Center to administer the Fellowship Programs.

“(B) REQUIREMENT.—As a condition of a contract described in subparagraph (A), the Congressional Hunger Center shall agree to submit to Congress each year the results of an independent financial audit that demonstrates that the Congressional Hunger Center uses accounting procedures that conform to generally accepted accounting principles and auditing procedures that conform to chapter 75 of title 31, United States Code (commonly known as the ‘Single Audit Act of 1984’).

“(e) FELLOWSHIPS.—

“(1) IN GENERAL.—The Administrator shall make available Bill Emerson Hunger Fellowships and Mickey Leland Hunger Fellowships in accordance with this subsection.

“(2) CURRICULUM.—

“(A) IN GENERAL.—The fellowship programs shall provide experience and training to develop the skills necessary to train fellows to carry out the purposes described in subsection (d)(1), including—

“(i) training in direct service programs for the hungry and other anti-hunger programs in conjunction with community-based organizations through a program of field placement; and

“(ii) providing experience in policy development through placement in a governmental entity or nongovernmental, non-profit, or private sector organization.

“(B) WORK PLAN.—To carry out subparagraph (A) and assist in the evaluation of the fellowships under paragraph (6), the Administrator shall, for each fellow, approve a work plan that identifies the target objectives for the fellow in the fellowship, including specific duties and responsibilities relating to those objectives.

“(3) PERIOD OF FELLOWSHIP.—

“(A) EMERSON FELLOW.—A Bill Emerson Hunger Fellowship awarded under this subsection shall be for not more than 15 months.

“(B) LELAND FELLOW.—A Mickey Leland Hunger Fellowship awarded under this subsection shall be for not more than 2 years.

“(4) SELECTION OF FELLOWS.—

“(A) IN GENERAL.—Fellowships shall be awarded pursuant to a nationwide competition established by the Administrator.

“(B) QUALIFICATIONS.—A successful program applicant shall be an individual who has demonstrated—

“(i) an intent to pursue a career in humanitarian service and outstanding potential for such a career;

“(ii) leadership potential or actual leadership experience;

“(iii) diverse life experience;

“(iv) proficient writing and speaking skills;

“(v) an ability to live in poor or diverse communities; and

“(vi) such other attributes as are considered to be appropriate by the Administrator.

“(5) AMOUNT OF AWARD.—

“(A) IN GENERAL.—A fellow shall receive a living allowance during the term of the Fellowship and, subject to subparagraph (B), an end-of-service award.

“(B) REQUIREMENT FOR SUCCESSFUL COMPLETION OF FELLOWSHIP.—Each fellow shall be entitled to receive an end-of-service award at an appropriate rate for each month of satisfactory service completed, as determined by the Administrator.

“(C) TERMS OF FELLOWSHIP.—A fellow shall not be considered an employee of—

“(i) the Department of Agriculture;

“(ii) the Congressional Hunger Center; or



“(iii) a host agency in the field or policy placement of the fellow.

“(D) RECOGNITION OF FELLOWSHIP AWARD.—

“(i) EMERSON FELLOW.—An individual awarded a fellowship from the Bill Emerson Hunger Fellowship shall be known as an ‘Emerson Fellow’.

“(ii) LELAND FELLOW.—An individual awarded a fellowship from the Mickey Leland Hunger Fellowship shall be known as a ‘Leland Fellow’.

“(6) EVALUATION.—The Administrator shall conduct periodic evaluations of the Fellowship Programs.

“(f) AUTHORITY.—

“(1) IN GENERAL.—Subject to paragraph (2), in carrying out this section, the Administrator may solicit, accept, use, and dispose of gifts, bequests, or devises of services or property, both real and personal, for the purpose of facilitating the work of the Fellowship Programs.

“(2) LIMITATION.—Gifts, bequests, or devises of money and proceeds from sales of other property received as gifts, bequests, or devises shall be used exclusively for the purposes of the Fellowship Programs.

“(g) REPORT.—Each year, the Administrator shall submit to the Committee on Agriculture of the House of Representatives and the Committee on Agriculture, Nutrition, and Forestry of the Senate a report that describes the activities and expenditures of the Fellowship Programs during the preceding fiscal year.

“(h) FUNDING.—There is authorized to be appropriated to the Secretary to carry out this section \$3,000,000 for each of the fiscal years 2008 through 2012.”

**SEC. 4403. JOINT NUTRITION MONITORING AND RELATED RESEARCH ACTIVITIES.**

Subtitle D of title IV of the Farm Security and Rural Investment Act of 2002 (Public Law 107-171; 116 Stat. 333) is amended—

(1) by redesignating section 4405 (2 U.S.C. 1161 note; Public Law 107-171) as section 4406; and

(2) by inserting after section 4404 the following:

**“SEC. 4405. JOINT NUTRITION MONITORING AND RELATED RESEARCH ACTIVITIES.**

“The Secretary of Agriculture and the Secretary of Health and Human Services shall continue to provide jointly for national nutrition monitoring and related research activities carried out as of the date of enactment of this section—

“(1) to collect continuous dietary, health, physical activity, and diet and health knowledge data on a nationally representative sample;

“(2) to periodically collect data on special at-risk populations, as identified by the Secretaries;

“(3) to distribute information on health, nutrition, the environment, and physical activity to the public in a timely fashion;

“(4) to analyze new data that becomes available;

“(5) to continuously update food composition tables; and

“(6) to research and develop data collection methods and standards.”

**TITLE V—CREDIT**

**Subtitle A—Farm Ownership Loans**

Sec. 5001. Conservation loan guarantee program.

Sec. 5002. Limitations on amount of ownership loans.

Sec. 5003. Down payment loan program.

Sec. 5004. Beginning farmer and rancher contract land sales program.

**Subtitle B—Operating Loans**

Sec. 5011. Limitations on amount of operating loans.

Sec. 5012. Suspension of limitation on period for which borrowers are eligible for guaranteed assistance.

**Subtitle C—Administrative Provisions**

Sec. 5021. Inventory sales preferences.

Sec. 5022. Loan fund set-asides.

Sec. 5023. Transition to private commercial or other sources of credit.

Sec. 5024. Extension of the right of first refusal to reacquire homestead property to immediate family members of borrower-owner.

Sec. 5025. Rural development and farm loan program activities.

**Subtitle D—Farm Credit**

Sec. 5031. Agribusiness loan eligibility.

Sec. 5032. Loan-to-asset value requirements.

Sec. 5033. Population limit for single-family housing loans.

Sec. 5034. Bank for cooperatives voting stock.

Sec. 5035. Majority farmer control requirement.

Sec. 5036. Borrower stock requirement.

Sec. 5037. Rural utility loans.

Sec. 5038. Farm Credit System Insurance Corporation.

Sec. 5039. Risk-based capital levels.

Sec. 5040. Loans to purchasers of highly fractioned lands.

**Subtitle A—Farm Ownership Loans**

**SEC. 5001. CONSERVATION LOAN GUARANTEE PROGRAM.**

Section 304 of the Consolidated Farm and Rural Development Act (7 U.S.C. 1924) is amended to read as follows:

**“SEC. 304. CONSERVATION LOAN GUARANTEE PROGRAM.**

“(a) IN GENERAL.—The Secretary may provide a loan guarantee, an interest subsidy, or both, to enable an eligible borrower to obtain a qualified conservation loan.

“(b) PRIORITY.—In providing loan guarantees under this section, the Secretary shall give priority to—

“(1) qualified beginning farmers or ranchers;

“(2) socially disadvantaged farmers or ranchers (as defined in section 355(e)(2));

“(3) owners or tenants who use the loans to convert to sustainable or organic agricultural production systems; and

“(4) producers who use the loans to build conservation structures or establish conservation practices to comply with section 1212 of the Food Security Act of 1985.

“(c) DEFINITIONS.—In this section:

“(1) ELIGIBLE BORROWER.—The term ‘eligible borrower’ means a farmer, rancher, farm cooperative, private domestic corporation, partnership, joint operation, trust, or limited liability company, that is engaged primarily and directly in agricultural production in the United States.

“(2) QUALIFIED CONSERVATION LOAN.—The term ‘qualified conservation loan’ means a loan that meets the following requirements:

“(A) PURPOSE.—The loan proceeds are required to be used to cover the costs to the borrower of carrying out a qualified conservation project.

“(B) PRINCIPAL AMOUNT.—The principal amount of the loan is not more than \$1,000,000.

“(C) REPAYMENT PERIOD.—The loan repayment period shall not exceed 10 years.

“(D) LIMITED PROCESSING FEE.—The total of all processing fees charged with respect to the loan does not exceed such amount as shall be prescribed by the Secretary.

“(3) QUALIFIED CONSERVATION PROJECT.—The term ‘qualified conservation project’ means, with respect to an eligible borrower, conservation measures that address provisions of a conservation plan of the borrower.

“(4) CONSERVATION PLAN.—The term ‘conservation plan’ means a plan, approved by the Secretary, that, for a farming or ranching operation, identifies the conservation activities that will be addressed with guaranteed loan funds provided under this section, including—

“(A) the installation of conservation structures;

“(B) the establishment of forest cover for sustained yield timber management, erosion control, or shelter belt purposes;

“(C) the installation of water conservation measures;

“(D) the installation of waste management systems;

“(E) the establishment or improvement of permanent pasture;

“(F) compliance with section 1212 of the Food Security Act of 1985;

“(G) other purposes consistent with the plan; and

“(H) any other emerging or existing conservation practices, techniques, or technologies approved by the Secretary.

“(d) LIMITATIONS APPLICABLE TO LOAN GUARANTEES.—

“(1) LIMITATION ON AMOUNT OF GUARANTEE.—The portion of a loan that the Secretary may guarantee under this section shall be not less than 80 percent and not more than 90 percent of the principal amount of the loan.

“(2) LIMITATION ON TOTAL AMOUNT OUTSTANDING.—The aggregate principal amount of outstanding loans guaranteed by the Secretary under this section shall not exceed \$1,000,000.

“(e) LIMITATION ON AMOUNT OF INTEREST SUBSIDY.—The interest subsidy which the Secretary may provide under this section with respect to a loan shall result in a reduction of the interest rate agreed upon by the borrower and the lender (but to not less than zero) by—

“(1) 500 basis points, if the principal amount of the loan is less than \$100,000;

“(2) 400 basis points, if the principal amount of the loan is not less than \$100,000 and is less than \$500,000; and

“(3) 300 basis points, in any other case.

“(f) ADMINISTRATIVE PROVISIONS.—

“(1) AUTHORITY TO COLLECT PROCESSING FEE.—The Secretary may assess a fee to cover the cost of processing an application under this section equal to not more than 1 percent of the principal amount of the loan sought by the applicant, as described in the application.

“(2) APPROVAL OF APPLICATION.—The Secretary shall not approve an application submitted pursuant to this section, unless the Secretary has determined that—

“(A) the loan sought by the applicant, as described in the application, would be a qualified conservation loan; and

“(B) the project for which the loan is sought is likely to result in a net benefit to the environment.

“(3) EQUITABLE DISTRIBUTION OF LOAN GUARANTEES AND INTEREST SUBSIDIES.—The Secretary shall ensure that loan guarantees and interest subsidies under this section are equitably distributed among agricultural producers according to the scale of the operations.

“(g) RELATIONSHIP WITH OTHER CONSERVATION PROGRAMS.—Neither the application for,



nor the receipt of, a loan guarantee or an interest subsidy under this section shall affect the eligibility of the recipient for assistance under title XII of the Food Security Act of 1985 or the Watershed Protection and Flood Prevention Act.

“(h) AUTHORIZATION OF APPROPRIATIONS.—For each of fiscal years 2008 through 2012, there are authorized to be appropriated to the Secretary such funds as are necessary to carry out this section.”

**SEC. 5002. LIMITATIONS ON AMOUNT OF OWNER-SHIP LOANS.**

Section 305 of the Consolidated Farm and Rural Development Act (7 U.S.C. 1925) is amended—

(1) in subsection (a)(2), by striking “\$200,000” and inserting “\$300,000”; and

(2) by redesignating subsections (b) and (c) as subsections (c) and (d), respectively, and inserting after subsection (a) the following:

“(b) GRADUATION PLAN.—The Secretary shall establish a plan, in coordination with activities under sections 359, 360, 361, and 362, to encourage each borrower with an outstanding loan under this subtitle to graduate to private commercial or other sources of credit.”

**SEC. 5003. DOWN PAYMENT LOAN PROGRAM.**

Section 310E of the Consolidated Farm and Rural Development Act (7 U.S.C. 1935) is amended—

(1) in subsection (a)(1), by striking “and ranchers” and inserting “or ranchers and socially disadvantaged farmers or ranchers”; and

(2) in subsection (b)—

(A) by striking paragraph (1) and inserting the following:

“(1) PRINCIPAL.—Each loan made under this section shall be in an amount that does not exceed 45 percent of the least of—

“(A) the purchase price of the farm or ranch to be acquired;

“(B) the appraised value of the farm or ranch to be acquired; or

“(C) \$500,000.

“(2) INTEREST RATE.—The interest rate on any loan made by the Secretary under this section shall be a rate equal to the greater of—

“(A) the difference obtained by subtracting 4 percent from the interest rate for farm ownership loans under this subtitle; or

“(B) 1 percent.”; and

(B) in paragraph (3), by striking “15” and inserting “20”;

(3) in subsection (c)—

(A) in paragraph (1), by striking “10” and inserting “5”;

(B) by striking paragraph (2) and redesignating paragraph (3) as paragraph (2); and

(C) in paragraph (2)(B) (as so redesignated), by striking “15-year” and inserting “20-year”; and

(4) in subsection (d)—

(A) in paragraph (3)—

(i) by inserting “and socially disadvantaged farmers and ranchers (as defined in section 355(e)(2))” after “ranchers”; and

(ii) by striking “and” at the end;

(B) in paragraph (4), by striking “ranchers.” and inserting “ranchers and socially disadvantaged farmers and ranchers (as defined in section 355(e)(2)); and”; and

(C) by adding at the end the following:

“(5) establish annual performance goals to promote the use of the down payment loan program and other joint financing participation loans as the preferred choice for direct real estate loans made by any lender to a qualified beginning farmer or rancher or socially disadvantaged farmer or rancher (as so defined).”

**SEC. 5004. BEGINNING FARMER AND RANCHER CONTRACT LAND SALES PROGRAM.**

Section 310F of the Consolidated Farm and Rural Development Act (7 U.S.C. 1936) is amended to read as follows:

**“SEC. 310F. BEGINNING FARMER AND RANCHER AND SOCIALLY DISADVANTAGED FARMER AND RANCHER CONTRACT LAND SALES PROGRAM.**

“(a) IN GENERAL.—The Secretary shall, in accordance with this section, guarantee a loan made by a private seller of a farm or ranch to a qualified beginning farmer or rancher or socially disadvantaged farmer or rancher (as defined in section 355(e)(2)) on a contract land sales basis.

“(b) ELIGIBILITY.—In order to be eligible for a loan guarantee under subsection (a)—

“(1) the qualified beginning farmer or rancher or socially disadvantaged farmer or rancher shall—

“(A) on the date the contract land sale that is subject of the loan is complete, own or operate the farm or ranch that is the subject of the contract land sale;

“(B) have a credit history that—

“(i) includes a record of satisfactory debt repayment, as determined by the Secretary; and

“(ii) is acceptable to the Secretary; and

“(C) demonstrate to the Secretary that the farmer or rancher, as the case may be, is unable to obtain sufficient credit without a guarantee to finance any actual need of the farmer or rancher, as the case may be at a reasonable rate or term;

“(2) the loan shall meet applicable underwriting criteria, as determined by the Secretary; and

“(3) to carry out the loan—

“(A) a commercial lending institution shall agree to serve as an escrow agent; or

“(B) the private seller, in cooperation with the farmer or rancher, shall use an appropriate alternate arrangement, as determined by the Secretary.

“(c) LIMITATIONS.—

“(1) DOWN PAYMENT.—The Secretary shall not provide a loan guarantee under subsection (a) if the contribution of the qualified beginning farmer or rancher or socially disadvantaged farmer or rancher to the down payment for the farm or ranch that is the subject of the contract land sale would be less than 5 percent of the purchase price of the farm or ranch.

“(2) MAXIMUM PURCHASE PRICE.—The Secretary shall not provide a loan guarantee under subsection (a) if the purchase price or the appraisal value of the farm or ranch that is the subject of the contract land sale is greater than \$500,000.

“(d) PERIOD OF GUARANTEE.—The period during which a loan guarantee under this section is in effect shall be the 10-year period beginning with the date the guarantee is provided.

“(e) GUARANTEE PLAN.—A private seller of a farm or ranch who makes a loan that is guaranteed by the Secretary under subsection (a) may select—

“(1) a prompt payment guarantee plan, which shall cover—

“(A) 3 amortized annual installments; or

“(B) an amount equal to 3 annual installments (including an amount equal to the total cost of any tax and insurance incurred during the period covered by the annual installments); or

“(2) a standard guarantee plan, which shall cover an amount equal to 90 percent of the outstanding principal of the loan.”

**Subtitle B—Operating Loans**

**SEC. 5011. LIMITATIONS ON AMOUNT OF OPERATING LOANS.**

Section 313(a)(1) of the Consolidated Farm and Rural Development Act (7 U.S.C. 1943(a)(1)) is amended by striking “\$200,000” and inserting “\$300,000”.

**SEC. 5012. SUSPENSION OF LIMITATION ON PERIOD FOR WHICH BORROWERS ARE ELIGIBLE FOR GUARANTEED ASSISTANCE.**

Section 5102 of the Farm Security And Rural Investment Act of 2002 (7 U.S.C. 1949

note; Public Law 107-171) is amended by striking “September 30, 2007” and inserting “January 1, 2008”.

**Subtitle C—Administrative Provisions**

**SEC. 5021. INVENTORY SALES PREFERENCES.**

Section 335(c) of the Consolidated Farm and Rural Development Act (7 U.S.C. 1985(c)) is amended—

(1) in paragraph (1)—

(A) in subparagraph (B)—

(i) in the subparagraph heading, by inserting “; SOCIALLY DISADVANTAGED FARMER OR RANCHER” after “OR RANCHER”;

(ii) in clause (i), by inserting “or a socially disadvantaged farmer or rancher” after “or rancher”;

(iii) by redesignating clauses (ii) through (iv) as clauses (iii) through (v), respectively;

(iv) by inserting after clause (i) the following:

“(ii) PRIORITY TO BE GIVEN TO SOCIALLY DISADVANTAGED FARMERS AND RANCHERS.—In carrying out this subparagraph, the Secretary shall give priority to socially disadvantaged farmers and ranchers.”;

(v) in clause (iii) (as so redesignated)—

(I) by inserting “or socially disadvantaged farmer or rancher” after “or rancher”; and

(II) by inserting “, subject to clause (ii)” before the period;

(vi) in clause (iv) (as so redesignated), by inserting “or a socially disadvantaged farmer or rancher” after “or rancher”; and

(vii) in clause (v) (as so redesignated), by inserting “and socially disadvantaged farmers and ranchers” after “and ranchers”; and

(B) in subparagraph (C), by inserting “or a socially disadvantaged farmer or rancher” after “or rancher”;

(2) in paragraph (5)(B)—

(A) in clause (i)—

(i) in the clause heading, by inserting “; SOCIALLY DISADVANTAGED FARMER OR RANCHER” after “OR RANCHER”;

(ii) by inserting “or a socially disadvantaged farmer or rancher” after “a beginning farmer or rancher”; and

(iii) by inserting “or the socially disadvantaged farmer or rancher” after “the beginning farmer or rancher”;

(B) by redesignating clauses (ii) and (iii) as clauses (iii) and (iv), respectively;

(C) by inserting after clause (i) the following:

“(ii) PRIORITY TO BE GIVEN TO SOCIALLY DISADVANTAGED FARMERS AND RANCHERS.—In carrying out clause (i), the Secretary shall give priority to socially disadvantaged farmers and ranchers.”; and

(D) in clause (iii) (as so redesignated)—

(i) in the matter preceding subclause (I), by inserting “or a socially disadvantaged farmer or rancher” after “or rancher”; and

(ii) in subclause (II), by inserting “or the socially disadvantaged farmer or rancher” after “or rancher”;

(3) in paragraph (6)—

(A) in subparagraph (A), by inserting “or a socially disadvantaged farmer or rancher” after “or rancher”; and

(B) in subparagraph (C)—

(i) in clause (1)(I), by inserting “and socially disadvantaged farmers and ranchers” after “and ranchers”; and

(ii) in clause (ii), by inserting “or socially disadvantaged farmers or ranchers” after “or ranchers”; and

(4) by adding at the end the following:

“(7) In this subsection, the term ‘socially disadvantaged farmer or rancher’ has the meaning given in section 355(e)(2).”

**SEC. 5022. LOAN FUND SET-ASIDES.**

Section 346(b)(2) of the Consolidated Farm and Rural Development Act (7 U.S.C. 1994(b)(2)) is amended—

(1) in subparagraph (A)—

(A) in clause (i)—

(i) in subclause (I), by striking “70 percent” and inserting “not less than 75 percent of the total amount made available under paragraph (1)”; and

(ii) in subclause (II)—

(I) in the subclause heading, by inserting “; PARTICIPATION LOANS” after “PAYMENT LOANS”;

(II) by striking “60 percent” and inserting “not less than ⅔ of the amount reserved under subclause (I)”; and

(III) by inserting “and participation loans” after “section 310E”; and

(B) in clause (ii)(III), by striking “2003 through 2007, 35 percent” and inserting “2008 through 2012, not less than 50 percent of the total amount made available under paragraph (1)”; and

(2) in subparagraph (B)(i), by striking “25 percent” and inserting “not less than 40 percent of the total amount made available under paragraph (1)”.

**SEC. 5023. TRANSITION TO PRIVATE COMMERCIAL OR OTHER SOURCES OF CREDIT.**

Subtitle D of the Consolidated Farm and Rural Development Act (7 U.S.C. 1981–2008r) is amended by inserting after section 344 the following:

**“SEC. 345. TRANSITION TO PRIVATE COMMERCIAL OR OTHER SOURCES OF CREDIT.**

“(a) IN GENERAL.—In making or insuring a farm loan under subtitle A or B, the Secretary shall establish a plan and promulgate regulations (including performance criteria) that promote the goal of transitioning borrowers to private commercial credit and other sources of credit in the shortest practicable period of time.

“(b) COORDINATION.—In carrying out this section, the Secretary shall integrate and coordinate the transition policy described in subsection (a) with—

“(1) the borrower training program established by section 359;

“(2) the loan assessment process established by section 360;

“(3) the supervised credit requirement established by section 361;

“(4) the market placement program established by section 362; and

“(5) other appropriate programs and authorities, as determined by the Secretary.”.

**SEC. 5024. EXTENSION OF THE RIGHT OF FIRST REFUSAL TO REACQUIRE HOMESTEAD PROPERTY TO IMMEDIATE FAMILY MEMBERS OF BORROWER-OWNER.**

Section 352(c)(4)(B) of the Consolidated Farm and Rural Development Act (7 U.S.C. 2000(c)(4)(B)) is amended—

(1) in the 1st sentence, by striking “, the borrower-owner” inserting “of a borrower-owner who is a socially disadvantaged farmer or rancher (as defined in section 355(e)(2)), the borrower-owner or a member of the immediate family of the borrower-owner”; and

(2) in the 2nd sentence, by inserting “or immediate family member, as the case may be,” before “from”.

**SEC. 5025. RURAL DEVELOPMENT AND FARM LOAN PROGRAM ACTIVITIES.**

Subtitle D of the Consolidated Farm and Rural Development Act (7 U.S.C. 1981–2008r) is amended by inserting after section 364 the following:

**“SEC. 365. RURAL DEVELOPMENT AND FARM LOAN PROGRAM ACTIVITIES.**

“The Secretary may not complete a study of, or enter into a contract with a private party to carry out, without specific authorization in a subsequent Act of Congress, a competitive sourcing activity of the Secretary, including support personnel of the Department of Agriculture, relating to rural development or farm loan programs.”.

**Subtitle D—Farm Credit**

**SEC. 5031. AGRIBUSINESS LOAN ELIGIBILITY.**

(a) LONG TERM LOANS.—

(1) ELIGIBLE BORROWERS.—Section 1.9 of the Farm Credit Act of 1971 (12 U.S.C. 2017) is amended—

(A) by striking “or” at the end of paragraph (2);

(B) by striking the period at the end of paragraph (3) and inserting “; or”; and

(C) by adding at the end the following:

“(4) persons primarily engaged in processing, preparing for market, handling, purchasing, testing, grading, distributing, or marketing farm or aquatic products; or primarily engaged in furnishing farm or aquatic business services, or farm or aquatic supplies, including inputs such as feed or fertilizer, equipment, and other capital goods to farmers, ranchers, or producers or harvesters of aquatic products, but only to the extent that the activities are related to renewable energy, except that a direct loan may not be made available under this title to a person eligible to borrow from a bank for cooperatives under section 3.7 or 3.8 (without regard to subsection (b)(1)(E) or (b)(1)(F) thereof).”.

(2) LOAN PURPOSES.—Section 1.11 of such Act (12 U.S.C. 2019) is amended—

(A) in subsection (a)(1), by striking “farmers, ranchers, and producers or harvesters of aquatic products” and inserting “persons eligible under section 1.9(1)”; and

(B) in subsection (a)(2), by inserting “under paragraph (1)” after “Farm Credit Bank”;

(C) in subsection (b)(1), by striking “rural residents” and inserting “persons eligible under section 1.9(3)”; and

(D) in subsection (c)(1), by striking “persons furnishing farm-related services to farmers and ranchers directly related to their on-farm operating needs” and inserting “persons eligible under section 1.9(2)”; and

(E) by adding at the end the following:

“(d) AGRIBUSINESS LOANS.—Loans to persons primarily engaged in processing, preparing for market, handling, purchasing, testing, grading, distributing, or marketing farm or aquatic products; or primarily engaged in furnishing farm or aquatic business services, or farm or aquatic supplies, including inputs such as feed or fertilizer, equipment, and other capital goods to farmers, ranchers, or producers or harvesters of aquatic products, who are eligible under section 1.9(4) may be made for necessary capital structures and equipment and initial working capital for the activities only to the extent that the activities are related to renewable energy.”.

(b) SHORT- AND INTERMEDIATE-TERM LOANS.—Section 2.4(a) of such Act (12 U.S.C. 2075(a)) is amended—

(1) by striking “and” at the end of paragraph (2);

(2) by striking the period at the end of paragraph (3) and inserting “; and”; and

(3) by adding at the end the following:

“(4) persons primarily engaged in processing, preparing for market, handling, purchasing, testing, grading, distributing, or marketing farm or aquatic products; or primarily engaged in furnishing farm or aquatic business services, or farm or aquatic supplies, including inputs such as feed or fertilizer, equipment, and other capital goods to farmers, ranchers, or producers or harvesters of aquatic products, but only to the extent that the activities are related to renewable energy, except that a direct loan may not be made available under this subsection to a person eligible to borrow from a bank for cooperatives under section 3.7 or 3.8 (without regard to subsection (b)(1)(E) or (b)(1)(F) thereof).”.

(c) BANKS FOR COOPERATIVES LOANS.—Section 3.8(b)(1) of such Act (12 U.S.C. 2129(b)(1)) is amended by adding at the end the following:

“(E) Persons primarily engaged in processing, preparing for market, handling, purchasing, testing, grading, distributing, or

marketing farm or aquatic products, or primarily engaged in furnishing farm or aquatic business services, or farm or aquatic supplies, including inputs such as feed or fertilizer, equipment, and other capital goods to farmers, ranchers, or producers or harvesters of aquatic products, but only to the extent that the activities are related to renewable energy, except that a direct loan may not be made available under this subparagraph to a farmer, rancher, or producer or harvester of aquatic products eligible to borrow from a farm credit institution under section 1.9(1) or 2.4(a)(1), or to a service provider eligible to borrow from a farm credit institution under section 1.9(2) or 2.4(a)(3) for all the provider’s farm-related or aquatic-related business activities.”.

**SEC. 5032. LOAN-TO-ASSET VALUE REQUIREMENTS.**

Section 1.10(a)(1)(C) of the Farm Credit Act of 1971 (12 U.S.C. 2018(a)(1)(C)) is amended by striking “as may be authorized” and inserting “except as may be provided”.

**SEC. 5033. POPULATION LIMIT FOR SINGLE-FAMILY HOUSING LOANS.**

(a) FARM CREDIT BANKS.—Section 1.11(b)(3) of the Farm Credit Act of 1971 (12 U.S.C. 2019(b)(3)) is amended by striking “2,500” and inserting “6,000”.

(b) ASSOCIATIONS.—Section 2.4(b)(3) of such Act (12 U.S.C. 2075(b)(3)) is amended by striking “2,500” and inserting “6,000”.

**SEC. 5034. BANK FOR COOPERATIVES VOTING STOCK.**

(a) IN GENERAL.—Section 3.3(c) of the Farm Credit Act of 1971 (12 U.S.C. 2124(c)) is amended by striking “and (ii)” and inserting “(ii) other categories of persons and entities described in sections 3.7 and 3.8 eligible to borrow from the bank, as determined by the bank’s board of directors; and (iii)”.

(b) CONFORMING AMENDMENTS.—Section 4.3A(c)(1)(D) of such Act (12 U.S.C. 2154a(c)(1)(D)) is amended by redesignating clauses (ii) and (iii) as clauses (iii) and (iv), respectively, and inserting after clause (i) the following:

“(ii) persons and entities eligible to borrow from the banks for cooperatives, as described in section 3.3(c)(ii);”.

**SEC. 5035. MAJORITY FARMER CONTROL REQUIREMENT.**

Section 3.8(b)(1) of the Farm Credit Act of 1971 (12 U.S.C. 2129(b)(1)), as amended by section 531(c) of this Act, is amended by adding at the end the following:

“(F) Any association of farmers, or of producers or harvesters of aquatic products, or any federation of such associations, which has producer and investor classes of membership, but only if—

“(i) more than 50 percent of the voting control of the association is held by farmers, or producers or harvesters of aquatic products; and

“(ii) the producer class, if treated as a separate entity, operates on a cooperative basis.”.

**SEC. 5036. BORROWER STOCK REQUIREMENT.**

Section 4.3A(c)(1)(E)(i) of the Farm Credit Act of 1971 (12 U.S.C. 2154a(c)(1)(E)(i)) is amended by striking “not less than \$1,000 or 2 percent of the amount of the loan, whichever is less” and inserting “determined by the institution”.

**SEC. 5037. RURAL UTILITY LOANS.**

Section 8.0(9) of the Farm Credit Act of 1971 (12 U.S.C. 2279aa(9)) is amended—

(1) by striking “or” at the end of subparagraph (A)(iii);

(2) by striking the period at the end of subparagraph (B) and inserting “; or”; and

(3) by adding at the end the following:

“(C) that is a loan or interest in a loan for electric or telephone facilities by a cooperative lender to a borrower who has received or is eligible to receive a loan under the Rural

Electrification Act (7 U.S.C. 901 et seq.), except that—

“(i) subsections (c) and (d) of section 8.6, and sections 8.8 and 8.9 shall not apply to the loan or interest in the loan or to an obligation backed by a pool of obligations relating to the loan or interest in the loan; and

“(ii) the loan or interest in the loan shall be considered to meet all standards for qualified loans for all purposes under this Act, subject to reasonable underwriting, security appraisal, and repayment standards established by the Corporation.”.

**SEC. 5038. FARM CREDIT SYSTEM INSURANCE CORPORATION.**

(a) **AUTHORITY TO PASS ALONG COST OF INSURANCE PREMIUMS.**—Section 1.12(b) of the Farm Credit Act of 1971 (12 U.S.C. 2020(b)) is amended by striking the last sentence and inserting “The assessment on any such association or other financing institution for any period shall be computed in an equitable manner.”.

(b) **PREMIUMS; AMOUNT IN FUND NOT EXCEEDING SECURE BASE AMOUNT.**—Section 5.55(a) of such Act (12 U.S.C. 2277a-4(a)) is amended—

(1) in paragraph (1)—

(A) in the matter preceding subparagraph (A), by striking “(2), the annual” and inserting “(3), the”;

(B) by striking subparagraphs (A) through (D) and inserting the following:

“(A) the average outstanding insured obligations issued by the bank for the calendar year, after deducting therefrom the percentages of the guaranteed portions of loans and investments described in paragraph (2), multiplied by 0.0020;

“(B) the average principal outstanding for the calendar year on loans made by the bank that are in nonaccrual status, multiplied by 0.0010; and

“(C) the average amount outstanding for the calendar year of other-than-temporarily impaired investments made by the bank, multiplied by 0.0010.”;

(2) in paragraph (2), by striking “annual”;

(3) in paragraph (3), in the matter preceding subparagraph (A), by striking “As used” and all that follows through “that” and inserting “As used in this section, the term ‘government-guaranteed’ when applied to loans or investments, means loans, credits, or investments, or portions of loans, credits, or investments, that”; and

(4) by redesignating paragraphs (2) and (3) as paragraphs (3) and (4), respectively, and inserting after paragraph (1) the following:

“(2) **DEDUCTIONS FROM AVERAGE OUTSTANDING INSURED OBLIGATIONS.**—The average outstanding insured obligations issued by the bank for the calendar year referred to in subsection (a)(1)(A) of this section shall be reduced by deducting therefrom the sum of—

“(A) 90 percent of the sum of—

“(i) the average principal outstanding for such calendar year on the guaranteed portions of Federal government-guaranteed loans made by the bank that are in accrual status; and

“(ii) the average amount outstanding for the calendar year of the guaranteed portions of Federal government-guaranteed investments made by the bank that are not permanently impaired, as determined by the Corporation; and

“(B) 80 percent of the sum of—

“(i) the average principal outstanding for the calendar year on the guaranteed portions of State government-guaranteed loans made by the bank that are in accrual status; and

“(ii) the average amount outstanding for the calendar year of the guaranteed portions of State government-guaranteed investments made by the bank that are not permanently impaired, as determined by the Corporation.”.

(c) **PREMIUMS; AMOUNT IN FUND EXCEEDING SECURE BASE AMOUNT.**—Section 5.55(b) of such Act (12 U.S.C. 2277a-4(b)) is amended by striking “annual”.

(d) **SECURE BASE AMOUNT.**—Section 5.55(c) of such Act (12 U.S.C. 2277a-4(c)) is amended by striking the parenthetical phrase and inserting “(adjusted downward to exclude an amount equal to the sum of (1) 90 percent of (A) the guaranteed portions of principal outstanding on Federal government-guaranteed loans in accrual status made by the banks, and (B) the guaranteed portions of the amount of Federal government-guaranteed investments made by the banks that are not permanently impaired; and (2) 80 percent of (A) the guaranteed portions of principal outstanding on State government-guaranteed loans in accrual status made by the banks, and (B) the guaranteed portions of the amount of State government-guaranteed investments made by the banks that are not permanently impaired, as determined by the Corporation)”.

(e) **DETERMINATION OF LOAN AND INVESTMENT AMOUNTS.**—Section 5.55(d) of such Act (12 U.S.C. 2277a-4(d)) is amended—

(1) in the subsection heading, by striking “PRINCIPAL OUTSTANDING” and inserting “LOAN AND INVESTMENT AMOUNTS”;

(2) in the matter preceding paragraph (1), by striking “For” and all that follows through “—” and inserting “For the purpose of subsections (a) and (c) of this section, the principal outstanding on all loans made by an insured System bank or the amount outstanding on all investments made by an insured System bank shall be determined based on all loans or investments made—”; and

(3) in each of paragraphs (1) and (2), by inserting “or investments” before “because”.

(f) **ALLOCATION TO SYSTEM INSTITUTIONS OF EXCESS RESERVES.**—Section 5.55(e) of such Act (12 U.S.C. 2277a-4(e)) is amended—

(1) in paragraph (3), by striking “the average secure base amount for the calendar year (as calculated on an average daily balance basis)” and inserting “the secure base amount”;

(2) in paragraph (4), by striking subparagraph (B) and inserting the following:

“(B) there shall be credited to the Allocated Insurance Reserves Account of each insured System bank an amount that bears the same ratio to the total amount (less any amount credited under subparagraph (A) of this paragraph) as the average principal outstanding for the calendar year on insured obligations issued by the bank (after deducting therefrom the percentages of the guaranteed portions of loans and investments described in subsection (a)(2) of this section), bears to the average principal outstanding for the calendar year on insured obligations issued by all insured System banks (after deducting therefrom the percentages of the guaranteed portions of loans and investments so described).”; and

(3) in paragraph (6)—

(A) in subparagraph (A)—

(i) in the matter preceding clause (i), by striking “beginning” and all that follows through “2005”;

(ii) by striking clause (i) and inserting the following:

“(i) subject to subparagraph (D), pay to each insured System bank, in a manner determined by the Corporation, an amount equal to the balance in its Allocated Insurance Reserves Account; and”;

(iii) in clause (ii)—

(I) by striking “(C), (E), and (F)” and inserting “(C) and (E)”; and

(II) by striking “outstanding,” and all that follows and inserting “at the time of the termination of the Financial Assistance Corporation, of the balance in the Allocated In-

surance Reserves Account established under subparagraph (1)(B).”;

(B) in subparagraph (C)—

(i) in clause (i), by striking “(in addition to the amounts described in subparagraph (F)(ii))”; and

(ii) by striking clause (ii) and inserting the following:

“(ii) **TERMINATION OF ACCOUNT.**—On disbursement of \$56,000,000, the Corporation shall close the Account established under paragraph (1)(B) and transfer any remaining funds in the Account to the remaining Allocated Insurance Reserves Accounts in accordance with paragraph (4)(B) for the calendar year in which the transfer occurs.”; and

(C) by striking subparagraph (F).

(g) **CERTIFICATION OF PREMIUMS.**—

(1) **FILING CERTIFIED STATEMENT.**—Section 5.56(a) of such Act (12 U.S.C. 2277a-5(a)) is amended to read as follows:

“(a) **FILING CERTIFIED STATEMENT.**—On a date to be determined in the sole discretion of the Corporation’s Board of Directors, each insured System bank that became insured before the beginning of the period for which premiums are being assessed (in this section referred to as the ‘period’) shall file with the Corporation a certified statement showing—

“(1) the average outstanding insured obligations for the period issued by the bank;

“(2) the average principal outstanding for the period on the guaranteed portion of Federal government-guaranteed loans that are in accrual status and the average amount outstanding for the period of Federal government-guaranteed investments that are not permanently impaired (as defined in section 5.55(a)(4));

“(3) the average principal outstanding for the period on State government-guaranteed loans that are in accrual status and the average amount outstanding for the period of State government-guaranteed investments that are not permanently impaired (as defined in section 5.55(a)(4));

“(4) the average principal outstanding for the period on loans that are in nonaccrual status and the average amount outstanding for the period of other-than-temporarily impaired investments; and

“(5) the amount of the premium due the Corporation from the bank for the period.”.

(2) **PREMIUM PAYMENTS.**—Section 5.56(c) of such Act (12 U.S.C. 2277a-5(c)) is amended to read as follows:

“(c) **PREMIUM PAYMENTS.**—Each insured System bank shall pay to the Corporation the premium payments required under subsection (a), not more frequently than once in each calendar quarter, in such manner and at such time or times as the Board of Directors shall prescribe, except that the amount of the premium shall be established not later than 60 days after filing the certified statement setting forth the amount of the premium.”.

(3) **CONFORMING AMENDMENTS.**—Section 5.56 of such Act (12 U.S.C. 2277a-5) is amended by striking subsection (d) and redesignating subsection (e) as subsection (d).

(h) **RULES AND REGULATIONS.**—Section 5.58(10) of such Act (12 U.S.C. 2277a-7(10)) is amended by inserting “and section 1.12(b)” after “part”.

**SEC. 5039. RISK-BASED CAPITAL LEVELS.**

Section 8.32(a)(1) of the Farm Credit Act of 1971 (12 U.S.C. 2279bb-1(a)(1)) is amended by striking all through “a pool of” and inserting the following:

“(1) **CREDIT RISK.**—

“(A) With respect to securities representing an interest in, or obligations backed by, a pool of qualified loans (as defined in section 8.0(9)(C)), owned or guaranteed by the Corporation, losses occur at a

rate of default and severity reasonably related to risks in electric and telephone facility loans, respectively, as determined by the Director.

“(B) With respect to securities representing an interest in, or obligations backed by, a pool of other”.

**SEC. 5040. LOANS TO PURCHASERS OF HIGHLY FRACTIONATED LANDS.**

Section 1 of Public Law 91-229 (25 U.S.C. 488) is amended by adding at the end the following: “The Secretary of Agriculture may make and insure loans as provided in section 309 of the Consolidated Farm and Rural Development Act to eligible purchasers of highly fractionated land pursuant to section 204(c) of the Indian Land Consolidation Act. Section 4 of this Act shall not apply to trust or restricted tribal or tribal corporation property mortgaged pursuant to the preceding sentence.”.

**TITLE VI—RURAL DEVELOPMENT**

Sec. 6001. Definition of rural.

Sec. 6002. Water, waste disposal, and wastewater facility grants.

Sec. 6003. Rural business opportunity grants.

Sec. 6004. Rural water and wastewater circuit rider program.

Sec. 6005. Tribal college and university essential community facilities.

Sec. 6006. Emergency and imminent community water assistance grant program.

Sec. 6007. Water systems for rural and native villages in Alaska.

Sec. 6008. Grants to nonprofit organizations to finance the construction, refurbishing, and servicing of individually-owned household water well systems in rural areas for individuals with low or moderate incomes.

Sec. 6009. Rural cooperative development grants.

Sec. 6010. Criteria to be applied in providing loans and loan guarantees under the business and industry loan program.

Sec. 6011. Appropriate technology transfer for rural areas program.

Sec. 6012. Grants to improve technical infrastructure and improve quality of rural health care facilities.

Sec. 6013. Rural entrepreneur and micro-enterprise assistance program.

Sec. 6014. Criteria to be applied in considering applications for rural development projects.

Sec. 6015. National sheep industry improvement center.

Sec. 6016. National rural development partnership.

Sec. 6017. Historic barn preservation.

Sec. 6018. Grants for NOAA weather radio transmitters.

Sec. 6019. Delta regional authority.

Sec. 6020. Northern great plains regional authority.

Sec. 6021. Rural strategic investment program.

Sec. 6022. Expansion of 911 access.

Sec. 6023. Access to broadband telecommunications services in rural areas.

Sec. 6024. Community connect grant program.

Sec. 6025. Agriculture innovation center demonstration program.

Sec. 6026. Rural firefighters and emergency medical service assistance program.

Sec. 6027. Value-added agricultural market development program.

Sec. 6028. Assistance for rural public television stations.

Sec. 6029. Telemedicine and distance learning services in rural areas.

Sec. 6030. Guarantees for bonds and notes issued for electrification or telephone purposes.

Sec. 6031. Comprehensive rural broadband strategy.

Sec. 6032. Study of railroad issues.

**SEC. 6001. DEFINITION OF RURAL.**

Not later than 60 days after the date of the enactment of this Act, the Secretary of Agriculture shall prepare and submit to the Committee on Agriculture of the House of Representatives and the Committee on Agriculture, Nutrition, and Forestry of the Senate a report that—

(1) assesses the varying definitions of “rural” used by the Department of Agriculture;

(2) describes the effects those varying definitions have on the programs administered by the Department of Agriculture; and

(3) makes recommendations for ways to better target funds provided through rural development programs.

**SEC. 6002. WATER, WASTE DISPOSAL, AND WASTEWATER FACILITY GRANTS.**

Section 306(a)(2)(B)(vii) of the Consolidated Farm and Rural Development Act (7 U.S.C. 1926(a)(2)(B)(vii)) is amended by striking “2002 through 2007” and inserting “2008 through 2012”.

**SEC. 6003. RURAL BUSINESS OPPORTUNITY GRANTS.**

Section 306(a)(11)(D) of the Consolidated Farm and Rural Development Act (7 U.S.C. 1926(a)(11)(D)) is amended by striking “2007” and inserting “2012”.

**SEC. 6004. RURAL WATER AND WASTEWATER CIRCUIT RIDER PROGRAM.**

Section 306(a)(22)(C) of the Consolidated Farm and Rural Development Act (7 U.S.C. 1926(a)(22)(C)) is amended by striking “\$15,000,000 for fiscal year 2003” and inserting “\$25,000,000 for fiscal year 2008”.

**SEC. 6005. TRIBAL COLLEGE AND UNIVERSITY ESSENTIAL COMMUNITY FACILITIES.**

Section 306(a)(25) of the Consolidated Farm and Rural Development Act (7 U.S.C. 1926(a)(25)) is amended—

(1) by striking subparagraph (B) and inserting the following:

“(B) FEDERAL SHARE.—The Secretary shall establish the maximum percentage of the cost of the facility that may be covered by a grant under this paragraph, except that the Secretary may not require non-Federal financial support in an amount that is greater than 5 percent of the total cost.”; and

(2) in subparagraph (C), by striking “2003 through 2007” and inserting “2008 through 2012”.

**SEC. 6006. EMERGENCY AND IMMINENT COMMUNITY WATER ASSISTANCE GRANT PROGRAM.**

Section 306A(i)(2) of the Consolidated Farm and Rural Development Act (7 U.S.C. 1926a(i)(2)) is amended by striking “2003 through 2007” and inserting “2008 through 2012”.

**SEC. 6007. WATER SYSTEMS FOR RURAL AND NATIVE VILLAGES IN ALASKA.**

Section 306D(d)(1) of the Consolidated Farm and Rural Development Act (7 U.S.C. 1926d(d)(1)) is amended by striking “2001 through 2007” and inserting “2008 through 2012”.

**SEC. 6008. GRANTS TO NONPROFIT ORGANIZATIONS TO FINANCE THE CONSTRUCTION, REFURBISHING, AND SERVICING OF INDIVIDUALLY-OWNED HOUSEHOLD WATER WELL SYSTEMS IN RURAL AREAS FOR INDIVIDUALS WITH LOW OR MODERATE INCOMES.**

Section 306E(d) of the Consolidated Farm and Rural Development Act (7 U.S.C. 1926e(d)) is amended by striking “2003 through 2007” and inserting “2008 through 2012”.

**SEC. 6009. RURAL COOPERATIVE DEVELOPMENT GRANTS.**

(a) ELIGIBILITY.—Section 310B(e)(5) of the Consolidated Farm and Rural Development Act (7 U.S.C. 1932(e)(5)) is amended—

(1) in subparagraph (A), by striking “a nationally coordinated, regionally or State-wide operated project” and inserting “activities to promote and assist the development of cooperatively and mutually owned businesses”;

(2) in subparagraph (B), by inserting “to promote and assist the development of cooperatively and mutually owned businesses” before the semicolon;

(3) by striking subparagraphs (D) and (F) and redesignating subparagraph (E) as subparagraph (D); and

(4) adding at the end the following:

“(E) demonstrate a commitment to—

“(i) networking with and sharing the results of its efforts with other cooperative development centers and other organizations involved in rural economic development efforts; and

“(ii) developing multi-organization and multi-State approaches to addressing the cooperative and economic development needs of rural areas.”.

(b) AUTHORITY TO AWARD MULTI-YEAR GRANTS.—Section 310(B)(e)(6) of such Act (7 U.S.C. 1932(e)(6)) is amended to read as follows:

“(6) Grants awarded to centers that have received no prior funding under this subsection shall be made for a period of 1 year. The Secretary shall evaluate programs receiving assistance under this subsection. The Secretary may award grants for a period of more than 1 year, but not more than 3 years, to centers that have successfully met the criteria under paragraph (5).”.

(c) AUTHORITY TO EXTEND GRANT PERIOD FOR 1 YEAR.—Section 310B(e) of such Act (7 U.S.C. 1932(e)) is amended by redesignating paragraphs (7) through (9) as paragraphs (8) through (10), respectively, and inserting after paragraph (6) the following:

“(7) The Secretary may extend for only 1 additional 12-month period the period in which a grantee may use a grant made under this subsection.”.

(d) COOPERATIVE RESEARCH PROGRAM.—Section 310B(e) of such Act (7 U.S.C. 1932(e)), as amended by subsection (c) of this section, is amended by redesignating paragraphs (9) and (10) as paragraphs (10) and (11), respectively, and inserting after paragraph (9) the following:

“(10) The Secretary shall enter into a cooperative research agreement with 1 or more qualified academic institutions in each fiscal year to conduct research on the national economic effects of all types of cooperatives.”.

(e) ADDRESSING NEEDS OF MINORITY COMMUNITIES.—Section 310B(e) of such Act (7 U.S.C. 1932(e)), as amended by subsections (c) and (d) of this section, is amended by redesignating paragraph (11) as paragraph (12) and inserting after paragraph (10) the following:

“(11)(A) If the total amount appropriated under paragraph (12) of this subsection for a fiscal year exceeds \$7,500,000, the Secretary shall reserve an amount equal to 20 percent of the amount so appropriated for grants for cooperative development centers, individual cooperatives, or groups of cooperatives, serving socially disadvantaged (within the meaning of section 355(e)) communities, a majority of the boards of directors or governing boards of which are comprised of socially disadvantaged (with such meaning) individuals.

“(B) To the extent that the Secretary determines that funds reserved under subparagraph (A) will not be used for grants described in subparagraph (A) because of insufficient applications for the grants, the Secretary shall use the funds as otherwise authorized by this subsection.”.

(f) AUTHORIZATION OF APPROPRIATIONS.—Section 310B(e)(12) of such Act (7 U.S.C. 1932(e)(12)), as so redesignated by subsections

(c) through (e) of this section, is amended by striking "2007" and inserting "2012".

**SEC. 6010. CRITERIA TO BE APPLIED IN PROVIDING LOANS AND LOAN GUARANTEES UNDER THE BUSINESS AND INDUSTRY LOAN PROGRAM.**

Section 310B(g) of the Consolidated Farm and Rural Development Act (7 U.S.C. 1932(g)) is amended by adding at the end the following:

"(9)(A) In providing loans and loan guarantees under this section, the Secretary shall consider an application more favorably when compared to other applications to the extent that the project described in the application supports community development and farm and ranch income by marketing, distributing, storing, aggregating, or processing a locally or regionally produced agricultural product.

"(B) In subparagraph (A), the term 'locally or regionally produced agricultural product' means an agricultural product—

"(I) which is produced and distributed in the locality or region where the finished product is marketed;

"(ii) which has been shipped a total distance of 400 or fewer miles, as determined by the Secretary; and

"(iii) about which the distributor has conveyed to the end-use consumers information regarding the origin of the product or production practices, or other valuable information."

**SEC. 6011. APPROPRIATE TECHNOLOGY TRANSFER FOR RURAL AREAS PROGRAM.**

Section 310B of the Consolidated Farm and Rural Development Act (7 U.S.C. 1932) is amended by adding at the end the following:

"(i) APPROPRIATE TECHNOLOGY TRANSFER FOR RURAL AREAS PROGRAM.—

"(1) DEFINITION OF NATIONAL NONPROFIT AGRICULTURAL ASSISTANCE INSTITUTION.—In this subsection, the term 'national nonprofit agricultural assistance institution' means an organization that—

"(A) is described in section 501(c)(3) of the Internal Revenue Code of 1986 and exempt from taxation under 501(a) of that Code;

"(B) has staff and offices in multiple regions;

"(C) operates national sustainable agriculture technical assistance programs; and

"(D) provides the technical assistance through toll-free hotlines, a website, publications, and work shops.

"(2) ESTABLISHMENT.—The Secretary shall establish a national appropriate technology transfer for rural areas program to assist agricultural producers that are seeking information to help the agricultural producers—

"(A) reduce input costs;

"(B) conserve energy resources;

"(C) diversify operations through new energy crops and energy generation facilities; and

"(D) expand markets for the agricultural commodities produced by the producers through use of sustainable farming practices.

"(3) IMPLEMENTATION.—

"(A) IN GENERAL.—The Secretary shall carry out the program under this subsection by making a grant to, or offering to enter into a cooperative agreement with, a national nonprofit agricultural assistance organization.

"(B) COST SHARE.—A grant made, or cooperative agreement entered into, under subparagraph (A) shall provide 100 percent of the cost of providing information pursuant to paragraph (2).

"(4) AUTHORIZATION OF APPROPRIATIONS.—There are authorized to be appropriated to the Secretary to carry out this subsection \$5,000,000 for each fiscal year."

**SEC. 6012. GRANTS TO IMPROVE TECHNICAL INFRASTRUCTURE AND IMPROVE QUALITY OF RURAL HEALTH CARE FACILITIES.**

Subtitle D of the Consolidated Farm and Rural Development Act (7 U.S.C. 1981–2008r), as amended by section 5025 of this Act, is amended by inserting after section 365 the following:

**"SEC. 366. GRANTS TO IMPROVE TECHNICAL INFRASTRUCTURE AND IMPROVE QUALITY OF RURAL HEALTH CARE FACILITIES.**

"(a) IN GENERAL.—The Secretary shall establish a program to award grants to rural health facilities for the purpose of assisting the facilities in—

"(1) purchasing health information technology to improve quality in health care and patient safety; or

"(2) improving health care quality and patient safety, including the development of—

"(A) quality improvement support structures to assist rural health systems and professionals—

"(i) achieve greater integration of personal and population health services; and

"(ii) address safety, effectiveness, patient- or community-centeredness, timeliness, efficiency, and equity; and

"(B) innovative approaches to the financing and delivery of health services to achieve rural health quality goals.

"(b) DEFINITIONS.—In this section:

"(1) HEALTH INFORMATION TECHNOLOGY.—The term 'health information technology' includes total expenditures incurred for—

"(A) purchasing, leasing, and installing computer software and hardware, including handheld computer technologies, and related services;

"(B) making improvements to computer software and hardware;

"(C) purchasing or leasing communications capabilities necessary for clinical data access, storage, and exchange;

"(D) services associated with acquiring, implementing, operating, or optimizing the use of computer software and hardware and clinical health care informatics systems;

"(E) providing education and training to eligible entity staff on information systems and technology designed to improve patient safety and quality of care; and

"(F) purchasing, leasing, subscribing, or servicing support to establish interoperability that—

"(i) integrates patient-specific clinical data with well-established national treatment guidelines;

"(ii) provides ongoing, continuous quality improvement functions that allow providers to assess improvement rates over time and against averages for similar providers; and

"(iii) integrates with larger health networks.

"(2) RURAL AREA.—The term 'rural area' means any area of the United States that is not—

"(A) included within the boundaries of any city, town, borough, or village, whether incorporated or unincorporated, with a population of more than 20,000 inhabitants; or

"(B) the urbanized area contiguous and adjacent to such a city or town.

"(3) RURAL HEALTH FACILITY.—The term 'rural health facility' means any of the following:

"(A) SOLE COMMUNITY HOSPITAL.—A hospital (as defined in section 1886(a)(2) of the Social Security Act (42 U.S.C. 1395ww(a)(2))).

"(B) CRITICAL ACCESS HOSPITAL.—A critical access hospital (as defined in section 1861(mm)(1) of the Social Security Act (42 U.S.C. 1395x(mm)(1))).

"(C) FEDERALLY QUALIFIED HEALTH CENTER IN RURAL AREAS.—A Federally qualified health center (as defined in section 1861(aa)(4) of the Social Security Act (42

U.S.C. 1395x(aa)(4)) that is located in a rural area.

"(D) RURAL PHYSICIAN OR RURAL PHYSICIAN GROUP PRACTICE.—A physician or physician group practice that is located in a rural area.

"(E) RURAL HEALTH CLINIC.—A rural health clinic (as defined in section 1861(aa)(2) of the Social Security Act (42 U.S.C. 1395x(aa)(2))).

"(F) MEDICARE DEPENDENT HOSPITAL.—A medicare-dependent, small rural hospital (as defined in section 1886(d)(5)(G)(iv) of the Social Security Act (42 U.S.C. 1395ww(d)(5)(G)(iv))).

"(c) AMOUNT OF GRANT.—The Secretary shall determine the amount of a grant awarded under this section.

"(d) FURNISHING THE SECRETARY WITH INFORMATION.—An eligible entity receiving a grant under this section shall furnish the Secretary with such information as the Secretary may require to—

"(1) evaluate the project for which the grant is made; and

"(2) ensure that assistance provided under the grant is expended for the purposes for which the grant is made.

"(e) AUTHORIZATION OF APPROPRIATIONS.—There are authorized to be appropriated to the Secretary to carry out this section not more than \$30,000,000 for each of the fiscal years 2008 through 2012."

**SEC. 6013. RURAL ENTREPRENEUR AND MICRO-ENTERPRISE ASSISTANCE PROGRAM.**

Subtitle D of the Consolidated Farm and Rural Development Act (7 U.S.C. 1981–2008r), as amended by sections 5025 and 6012 of this Act, is amended by inserting after section 366 the following:

**"SEC. 367. RURAL ENTREPRENEUR AND MICRO-ENTERPRISE ASSISTANCE PROGRAM.**

"(a) DEFINITIONS.—In this section:

"(1) ECONOMICALLY DISADVANTAGED MICRO-ENTREPRENEUR.—The term 'economically disadvantaged microentrepreneur' means an owner, majority owner, or developer of a microenterprise that has the ability to compete in the private sector but has been impaired because of diminished capital and credit opportunities, as compared to other microentrepreneurs in the industry.

"(2) INDIAN TRIBE.—The term 'Indian tribe' has the meaning given the term in section 4 of the Indian Self-Determination and Education Assistance Act (25 U.S.C. 450b).

"(3) INTERMEDIARY.—The term 'intermediary' means a nonprofit entity that provides assistance—

"(A) to a microenterprise development organization; or

"(B) for a microenterprise development program.

"(4) LOW-INCOME INDIVIDUAL.—The term 'low-income individual' means an individual with an income (adjusted for family size) of not more than 80 percent of the national median income.

"(5) MICROCREDIT.—The term 'microcredit' means a business loan or loan guarantee of not more than \$50,000 that is provided to a rural entrepreneur.

"(6) MICROENTERPRISE.—The term 'microenterprise' means—

"(A) a sole proprietorship; or

"(B) a business entity with not more than 10 full-time-equivalent employees.

"(7) MICROENTERPRISE DEVELOPMENT ORGANIZATION.—

"(A) IN GENERAL.—The term 'microenterprise development organization' means a nonprofit entity that—

"(i) provides training and technical assistance to rural entrepreneurs; and

"(ii) facilitates access to capital or another service described in subsection (b) for rural entrepreneurs.

"(B) INCLUSIONS.—The term 'microenterprise development organization' includes an

organization described in subparagraph (A) with a demonstrated record of delivering services to economically disadvantaged microentrepreneurs, or an effective plan to develop a program to deliver microenterprise services to rural entrepreneurs effectively, as determined by the Secretary.

“(8) MICROENTERPRISE DEVELOPMENT PROGRAM.—The term ‘microenterprise development program’ means a program administered by a qualified organization serving a rural area.

“(9) MICROENTREPRENEUR.—The term ‘microentrepreneur’ means the owner, operator, or developer of a microenterprise.

“(10) PROGRAM.—The term ‘program’ means the rural entrepreneur and microenterprise program established under subsection (b)(1).

“(11) QUALIFIED ORGANIZATION.—The term ‘qualified organization’ means—

“(A) a microenterprise development organization or microenterprise development program that has a demonstrated record of delivering microenterprise services to rural entrepreneurs, or an effective plan to develop a program to deliver microenterprise services to rural entrepreneurs effectively, as determined by the Secretary;

“(B) an intermediary that has a demonstrated record of delivering assistance to microenterprise development organizations or microenterprise development programs;

“(C) an Indian tribe, the tribal government of which certifies to the Secretary that there is no microenterprise development organization or microenterprise development program under the jurisdiction of the Indian tribe;

“(D) a group of 2 or more organizations or Indian tribes described in any of subparagraphs (A) through (C) that agree to act jointly as a qualified organization under this section; or

“(E) for purposes of subsection (b), a public college or university that has a demonstrated record of delivering assistance to microenterprise development organizations or microenterprise development programs.

“(12) RURAL AREA.—The term ‘rural area’ means any area of the United States that is not—

“(A) included within the boundaries of any city, town, borough, or village, whether incorporated or unincorporated, with a population of more than 20,000 inhabitants; or

“(B) the urbanized area contiguous and adjacent to such a city or town.

“(13) RURAL CAPACITY-BUILDING SERVICE.—The term ‘rural capacity-building service’ means a service provided to an organization that—

“(A) is, or is in the process of becoming, a microenterprise development organization or microenterprise development program; and

“(B) serves rural areas for the purpose of enhancing the ability of the organization to provide training, technical assistance, and other related services to rural entrepreneurs.

“(14) RURAL ENTREPRENEUR.—The term ‘rural entrepreneur’ means a microentrepreneur, or prospective microentrepreneur—

“(A) the principal place of business of which is in a rural area; and

“(B) that is unable to obtain sufficient training, technical assistance, or microcredit elsewhere, as determined by the Secretary.

“(15) TRIBAL GOVERNMENT.—The term ‘tribal government’ means the governing body of an Indian tribe.

“(b) RURAL ENTREPRENEURSHIP AND MICROENTERPRISE PROGRAM.—

“(1) ESTABLISHMENT.—The Secretary shall establish a rural entrepreneurship and microenterprise program.

“(2) PURPOSE.—The purpose of the program shall be to provide low-income individuals and moderate-income individuals with—

“(A) the skills necessary to establish new small businesses in rural areas; and

“(B) continuing technical and financial assistance as individuals and business starting or operating small businesses.

“(3) GRANTS.—

“(A) IN GENERAL.—The Secretary may make a grant under the program to a qualified organization—

“(i) to provide training, operational support, or a rural capacity-building service to a qualified organization to assist the qualified organization in developing microenterprise training, technical assistance, market development assistance, and other related services, primarily for business with 10 or fewer full-time-equivalent employees;

“(ii) to assist in researching and developing the best practices in delivering training, technical assistance, and microcredit to rural entrepreneurs; and

“(iii) to carry out such other projects and activities as the Secretary determines to be consistent with the purposes of this section.

“(B) DIVERSITY.—In making grants under this paragraph, the Secretary shall ensure, to the maximum extent practicable, that grant recipients include qualified organizations—

“(i) of varying sizes; and

“(ii) that serve racially and ethnically diverse populations.

“(C) MATCHING REQUIREMENT.—

“(i) IN GENERAL.—As a condition of any grant made to a qualified organization under this paragraph, the Secretary shall require the qualified organization to match not less than 25 percent of the total amount of the grant.

“(ii) SOURCES.—In addition to cash from non-Federal sources, a matching share provided by the qualified organization may include indirect costs or in-kind contributions funded under non-Federal programs.

“(4) RURAL MICROLOAN AND TECHNICAL ASSISTANCE PROGRAM.—

“(A) ESTABLISHMENT.—In carrying out the program, the Secretary may carry out a rural microloan program.

“(B) PURPOSE.—The purpose of the rural microloan program shall be to provide technical and financial assistance through qualified organizations to sole proprietorships and small businesses located in rural areas with a particular focus on businesses with 10 or fewer full-time equivalent employees.

“(C) AUTHORITY OF SECRETARY.—In carrying out the rural microloan program, the Secretary may—

“(i) make loans to qualified organizations for the purpose of making short-term, fixed interest rate microloans to startup, newly established, and growing rural microbusiness concerns; and

“(ii) in conjunction with the loans, provide grants in accordance with subparagraph (E) to the organizations for the purpose of providing intensive marketing, management, and technical assistance to small business concerns that are borrowers under this paragraph.

“(D) LOAN DURATION; INTEREST RATES; CONDITIONS.—

“(i) LOAN DURATION.—A loan made by the Secretary under this paragraph shall be for a term of 20 years.

“(ii) APPLICABLE INTEREST RATES.—A loan made by the Secretary under this paragraph to a qualified organization shall bear an annual interest rate of at least 1 percent.

“(iii) DEFERRAL OF INTEREST AND PRINCIPAL.—The Secretary may permit the deferral of payments, for principal and interest, on a loan made under this paragraph for a period of not more than 2 years, beginning on the date the loan is made.

“(E) GRANT AMOUNTS.—

“(i) IN GENERAL.—Except as otherwise provided in this section, each qualified organi-

zation that receives a loan under this paragraph shall be eligible to receive a grant to provide marketing, management, and technical assistance to small business concerns that are borrowers or potential borrowers under this subsection.

“(ii) MAXIMUM AMOUNT FOR MICROENTERPRISE DEVELOPMENT ORGANIZATIONS.—Each microenterprise development organization that receives a loan under this paragraph shall receive an annual grant in an amount equal to not more than 25 percent of the total outstanding balance of loans made to the microenterprise development organization under this paragraph, as of the date the grant is made.

“(iii) MATCHING REQUIREMENT.—

“(I) IN GENERAL.—As a condition of any grant made to a qualified organization under this subparagraph, the Secretary shall require the qualified organization to match not less than 15 percent of the total amount of the grant.

“(II) SOURCES.—In addition to cash from non-Federal sources, a matching share provided by the qualified organization may include indirect costs or in-kind contributions funded under non-Federal programs.

“(c) ADMINISTRATIVE EXPENSES.—Not more than 10 percent of assistance received by a qualified organization for a fiscal year under this section may be used to pay administrative expenses.

“(d) FURNISHING THE SECRETARY WITH INFORMATION.—A qualified organization that receives a grant under subsection (b)(3) or loan under subsection (b)(4) shall furnish the Secretary by December 1 such information as the Secretary may require to ensure that assistance provided under the grant or loan is expended for the purposes for which the grant or loan is made.

“(e) AUTHORIZATION OF APPROPRIATIONS.—There are authorized to be appropriated to the Secretary to carry out this section not more than \$20,000,000 for each of the fiscal years 2008 through 2012.”

**SEC. 6014. CRITERIA TO BE APPLIED IN CONSIDERING APPLICATIONS FOR RURAL DEVELOPMENT PROJECTS.**

Subtitle D of the Consolidated Farm and Rural Development Act (7 U.S.C. 1981–2008r), as amended by sections 5025, 6012, and 6013 of this Act, is amended by inserting after section 367 the following:

**“SEC. 368. CRITERIA TO BE APPLIED IN CONSIDERING APPLICATIONS FOR RURAL DEVELOPMENT PROJECTS.**

“(a) IN GENERAL.—The Secretary shall review the income demographics, population, seasonal increases, and other factors as determined by the Secretary, of eligible communities for each program authorized or modified by, or funded pursuant to, an amendment made by title VI of the Farm, Nutrition, and Bioenergy Act of 2007 or section 306, 306A, 306C, 306D, 306E, 310(c), 310(e), 310B(b), 310B(c), 310B(e), or 379B, or subtitle F, G, H, or I of this Act, and which proposes to serve a rural area (as defined by the applicable law).

“(b) REGULATIONS.—The Secretary shall issue regulations to establish the applicable limitations that a rural area cannot exceed in order to remain eligible for a program referred to in subsection (a).”

**SEC. 6015. NATIONAL SHEEP INDUSTRY IMPROVEMENT CENTER.**

(a) FUNDING.—Section 375(e)(6) of the Consolidated Farm and Rural Development Act (7 U.S.C. 2008j(e)(6)) is amended by striking paragraphs (B) and (C) and inserting the following:

“(B) AUTHORIZATION OF APPROPRIATIONS.—There are authorized to be appropriated to the Secretary to carry out this section \$10,000,000 for each of the fiscal years 2008 through 2012.”



(b) ELIMINATION OF REQUIREMENT TO PRIVATIZE REVOLVING FUND.—Section 375 of such Act (7 U.S.C. 2008j) is amended by striking subsection (j).

**SEC. 6016. NATIONAL RURAL DEVELOPMENT PARTNERSHIP.**

Section 378(g)(1) of the Consolidated Farm and Rural Development Act (7 U.S.C. 2008m(g)(1)) is amended by striking “2003 through 2007” and inserting “2008 through 2012”.

**SEC. 6017. HISTORIC BARN PRESERVATION.**

(a) GRANT PRIORITY.—Section 379A(c) of the Consolidated Farm and Rural Development Act (7 U.S.C. 2008o(c)) is amended by redesignating paragraphs (3) and (4) as paragraphs (4) and (5) and inserting after paragraph (2) the following:

“(3) PRIORITY.—In making grants under this subsection, the Secretary shall give the highest priority to funding projects described in paragraph (2)(C).”

(b) LIMITATIONS ON AUTHORIZATION OF APPROPRIATIONS.—Section 379A(c)(5) of such Act (7 U.S.C. 2008o(c)(5)), as so redesignated by subsection (a) of this section, is amended by striking “2002 through 2007” and inserting “2008 through 2012”.

**SEC. 6018. GRANTS FOR NOAA WEATHER RADIO TRANSMITTERS.**

Section 379B(d) of the Consolidated Farm and Rural Development Act (7 U.S.C. 2008p(d)) is amended by striking “2002 through 2007” and inserting “2008 through 2012”.

**SEC. 6019. DELTA REGIONAL AUTHORITY.**

(a) AUTHORIZATION OF APPROPRIATIONS.—Section 382M(a) of the Consolidated Farm and Rural Development Act (7 U.S.C. 2009aa-12(a)) is amended by striking “2001 through 2007” and inserting “2008 through 2012”.

(b) TERMINATION OF AUTHORITY.—Section 382N of such Act (7 U.S.C. 2009aa-13) is amended by striking “2007” and inserting “2012”.

**SEC. 6020. NORTHERN GREAT PLAINS REGIONAL AUTHORITY.**

(a) FEDERAL SHARE OF ADMINISTRATIVE EXPENSES.—Section 383B(g)(1) of the Consolidated Farm and Rural Development Act (7 U.S.C. 2009bb-1(g)(1)) is amended—

(1) in subparagraph (A), by striking “2002” and inserting “2007”;

(2) in subparagraph (B), by striking “2003” and inserting “2008”;

(3) in subparagraph (C), by striking “2004” and inserting “2009”.

(b) TECHNICAL AMENDMENT.—Section 383B(d)(6)(A) of such Act (7 U.S.C. 2009bb-1(d)(6)(A)) is amended by inserting “and resource conservation” after “development”.

(c) ELIMINATION OF PRIORITIZATION RANKING OF ACTIVITIES TO BE FUNDED.—Section 383C(b)(2) of such Act (7 U.S.C. 2009bb-2(b)(2)) is amended by striking “activities in the following order of priority” and inserting “following activities”.

(d) ELIMINATION OF ISOLATED AREA OF DISTRESS DESIGNATION.—

(1) IN GENERAL.—Section 383F(a) of such Act (7 U.S.C. 2009bb-5(a)) is amended—

(A) by adding “and” at the end of paragraph (1);

(B) by striking “; and” at the end of paragraph (2) and inserting a period; and

(C) by striking paragraph (3).

(2) CONFORMING AMENDMENTS.—Section 383F(b) of such Act (7 U.S.C. 2009bb-5(b)) is amended—

(A) in paragraph (1), by striking “and isolated areas of distress”; and

(B) in paragraph (2), by striking “or isolated areas of distress”.

(e) REDUCTION OF MINIMUM FUNDS ALLOCATION FOR DISTRESSED COUNTIES.—Section 383F(b)(1) of such Act (7 U.S.C. 2009bb-5(b)(1)) is amended by striking “75” and inserting “50”.

(f) ELIMINATION OF PROHIBITION ON PROVIDING FUNDS TO NONDISTRESSED COUNTIES.—Section 383F of such Act (7 U.S.C. 2009bb-5) is amended by striking subsection (c) and redesignating subsection (d) as subsection (c).

(g) INCLUSION OF RENEWABLE ENERGY AMONG OBJECTS OF MINIMUM FUNDS ALLOCATION.—Section 383F(c) of such Act (7 U.S.C. 2009bb-5(c)), as so redesignated by subsection (a) of this section, is amended—

(1) in the subsection heading, by inserting “RENEWABLE ENERGY,” after “TELECOMMUNICATION,”; and

(2) by inserting “renewable energy,” after “telecommunication”.

(h) AUTHORIZATION OF APPROPRIATIONS.—Section 383M(a) of such Act (7 U.S.C. 2009bb-12(a)) is amended by striking “2002 through 2007” and inserting “2008 through 2012”.

(i) TERMINATION OF AUTHORITY.—Section 383N of such Act (7 U.S.C. 2009bb-13) is amended by striking “2007” and inserting “2012”.

**SEC. 6021. RURAL STRATEGIC INVESTMENT PROGRAM.**

(a) LIMITATIONS ON AUTHORIZATION OF APPROPRIATIONS.—Section 385E of the Consolidated Farm and Rural Development Act (7 U.S.C. 2009dd-4) is amended to read as follows:

**“SEC. 385E. LIMITATIONS ON AUTHORIZATION OF APPROPRIATIONS.**

“There are authorized to be appropriated to the Secretary to carry out this subtitle not more than \$25,000,000 for each of the fiscal years 2008 through 2012.”

(b) PRESERVATION AND PROMOTION OF RURAL HERITAGE.—

(1) DEFINITION.—Section 385B of such Act (7 U.S.C. 2009dd-1) is amended by adding at the end the following:

“(12) RURAL HERITAGE.—The term ‘rural heritage’ means historic sites, structures, and districts which may include rural downtown areas and main streets, neighborhoods, farmsteads, scenic and historic trails, and heritage areas and historic landscapes.”

(2) RURAL STRATEGIC INVESTMENT PLANNING GRANTS.—Section 385F(b) of such Act (7 U.S.C. 2009dd-5(b)) is amended—

(A) by striking “and” at the end of paragraph (6); and

(B) by redesignating paragraph (7) as paragraph (8) and inserting after paragraph (6) the following:

“(7) preservation and promotion of rural heritage; and”

(3) INNOVATION GRANTS.—Section 385G(d) of such Act (7 U.S.C. 2009dd-6(d)) is amended—

(A) by striking “and” at the end of paragraph (6); and

(B) by redesignating paragraph (7) as paragraph (8) and inserting after paragraph (6) the following:

“(7) demonstrate a plan to protect and promote rural heritage; and”

**SEC. 6022. EXPANSION OF 911 ACCESS.**

Section 315(b) of the Rural Electrification Act of 1936 (7 U.S.C. 904e(b)) is amended by striking “2002 through 2007” and inserting “2008 through 2012”.

**SEC. 6023. ACCESS TO BROADBAND TELECOMMUNICATIONS SERVICES IN RURAL AREAS.**

(a) DEFINITIONS.—Section 601(b) of the Rural Electrification Act of 1936 (7 U.S.C. 950bb(b)) is amended by striking paragraph (2) and inserting the following:

“(2) ELIGIBLE RURAL COMMUNITY.—The term ‘eligible rural community’ means any area of the United States that is not—

“(A) included within the boundaries of any city, town, borough, or village, whether incorporated or unincorporated, with a population of more than 20,000 inhabitants; or

“(B) the urbanized area contiguous and adjacent to such a city or town.”

(b) PRIORITIZATION OF APPLICATIONS.—

(1) DEFINITION.—Section 601(b) of such Act (7 U.S.C. 950bb(b)), as amended by subsection (a) of this section, is amended by adding at the end the following:

“(3) INCUMBENT SERVICE PROVIDER.—The term ‘incumbent service provider’ means, with respect to an application submitted pursuant to this section, an entity that is providing broadband service to at least 5 percent of the households in the service area proposed in the application.”

(2) PRIORITY BASED ON NUMBER OF INCUMBENT SERVICE PROVIDERS.—Section 601(c) of such Act (7 U.S.C. 950bb(c)) is amended by adding at the end the following:

“(3) APPLICATIONS PRIORITIZED BASED ON NUMBER OF INCUMBENT SERVICE PROVIDERS.—

“(A) IN GENERAL.—In making or guaranteeing loans under paragraph (1), the Secretary shall give priority, in the following order, to applications from eligible rural communities that have—

“(i) no incumbent service provider;

“(ii) 1 incumbent services provider; or

“(iii) 2 incumbent service providers who, together, serve not more than 25 percent of the households in the service area proposed in the application.

“(B) PROHIBITIONS.—In carrying out this section, the Secretary may not—

“(i) make a loan to an eligible community in which there are 3 or more incumbent service providers, unless—

“(I) the loan is to an incumbent service provider of the community;

“(II) the other providers in that community are notified of the application before approval by the Secretary, and have sufficient time to comment on the application; and

“(III) the application includes substantially increasing—

“(aa) the quality of broadband service in the community; and

“(bb) the provision of broadband service to unserved households inside and outside the community; or

“(i) make a loan for new construction to any community in which more than 75 percent of the households may obtain affordable broadband service, on request, from at least 1 incumbent service provider.”

(c) PAPERWORK REDUCTION.—Section 601(c) of such Act (7 U.S.C. 950bb(c)), as amended by subsection (b)(2) of this section, is amended by adding at the end the following:

“(4) PAPERWORK REDUCTION.—The Secretary shall take steps to reduce the cost and paperwork associated with applying for a loan or loan guarantee under this section by first-time applicants, particularly those who are smaller and start-up Internet providers, including by providing for a new application which shall maintain the ability of the Secretary to make an analysis of the risk associated with the loan involved.”

(d) INCREASE IN MAXIMUM NUMBER OF SUBSCRIBER LINES THAT MAY BE SERVED BY AN ELIGIBLE ENTITY.—Section 601(d)(3) of such Act (7 U.S.C. 950bb(d)(3)) is amended by striking “2” and inserting “10”.

(e) LIMITATION ON FUNDS TO ENTITIES WITH MORE THAN 2 PERCENT OF SUBSCRIBER LINES.—Section 601(d) of such Act (7 U.S.C. 950bb(d)) is amended by adding at the end the following:

“(4) LIMITATION ON FUNDS TO ENTITIES WITH MORE THAN 2 PERCENT OF SUBSCRIBER LINES.—Not more than 25 percent of the loans made under this section in a single fiscal year may be approved for entities that serve more than 2 percent of the telephone subscriber lines in the United States.”

(f) LOAN TERM NOT TO EXCEED 35 YEARS.—Section 601(g)(2) of such Act (7 U.S.C. 950bb(g)(2)) is amended by striking “not to exceed the useful life of the assets constructed, improved, or acquired with the proceeds of the loan or extension of credit.” and inserting “of such length, not exceeding 35



years, as the borrower may request, so long as the Secretary determines that the loan is adequately secured. In determining the term of a loan or loan guarantee, the Secretary shall consider whether the recipient is or would be serving an area that is not receiving broadband services."

(g) **ADEQUACY OF SECURITY.**—Section 601 of such Act (7 U.S.C. 950bb) is amended by redesignating subsections (h) through (k) as subsections (i) through (l), respectively, and inserting after subsection (g) the following:

"(h) **ADEQUACY OF SECURITY.**—The Secretary shall ensure that the type, amount, and method of security used to secure any loan or loan guarantee provided under this section is commensurate to the risk involved with the loan or loan guarantee, particularly when the loan or loan guarantee is issued to a financially healthy, strong, and stable entity. In determining the amount and method of security, the Secretary shall consider reducing the security in areas that do not have broadband service."

(h) **GENERAL REPORT ON PROGRAM.**—Section 601 of such Act (7 U.S.C. 950bb), as amended by subsection (g) of this section, is amended by redesignating subsections (k) and (l) as subsections (i) and (m), respectively, and inserting after subsection (j) the following:

"(k) **GENERAL PROGRAM REPORT.**—Not later than December 1 of each year, the Secretary shall prepare and submit to the Committee on Agriculture of the House of Representatives and the Committee on Agriculture, Nutrition, and Forestry of the Senate a report that details for the preceding fiscal year—

- "(1) the loans made under this section;
- "(2) the communities served under this section;
- "(3) the speed of the broadband service offered by applicants for, and recipients of, loans or loan guarantees under this section;
- "(4) the type of services offered by the applicants and recipients;
- "(5) the length of time to approve applications submitted pursuant to this section; and
- "(6) the outreach efforts undertaken by the Department of Agriculture to encourage persons in areas without broadband service to submit applications pursuant to this section."

(i) **NATIONAL CENTER FOR RURAL TELECOMMUNICATIONS ASSESSMENT.**—Section 601 of such Act (7 U.S.C. 950bb), as amended by subsections (g) and (h) of this section, is amended by redesignating subsections (l) and (m) as subsections (n) and (o), respectively, and inserting after subsection (k) the following:

"(l) **NATIONAL CENTER FOR RURAL TELECOMMUNICATIONS ASSESSMENT.**—

"(1) **ESTABLISHMENT OF CENTER.**—The Secretary shall designate a National Center for Rural Telecommunications Assessment (in this subsection referred to as the 'Center').

"(2) **CRITERIA.**—The Secretary shall use the following criteria in making the designation:

"(A) The Center must be an entity with a focus on rural policy research and a minimum of 5 years experience in rural telecommunications research and assessment.

"(B) The Center must be capable of assessing broadband services in rural areas.

"(C) The Center must have significant experience with other rural economic development centers and organizations in the assessment of rural policies and formulation of policy solutions at the local, State, and Federal level.

"(3) **BOARD.**—The management of the Center shall be vested in a board of directors that is capable of oversight of the duties set forth in paragraph (4).

"(4) **DUTIES.**—The Center shall—

"(A) assess the effectiveness of programs provided under subsection (b) in increasing broadband penetration and purchase in rural areas, especially in those rural communities

identified by the Secretary as having no service before award of a broadband loan or loan guarantee under subsection (b);

"(B) develop assessments of broadband availability in rural areas, working with existing rural development centers selected by the Center;

"(C) identify policies and initiatives at the local, State and Federal level that have increased broadband penetration and purchase in rural areas;

"(D) conduct a national study of rural households and businesses focusing on the adoption of, barriers to, and utilization of broadband services; and

"(E) provide reports to the public on the activities undertaken under this section.

"(5) **REPORTING REQUIREMENTS.**—The Center shall report by December 1 of each year to the Secretary its activities, the results of its research, and any such information the Secretary may request regarding the prior fiscal year. In reporting to the Secretary the Center shall include the following:

"(A) Assessments of the programs provided under subsection (b).

"(B) Annual assessments on broadband availability in rural areas under consideration by the Center.

"(C) Annual assessments on the effects of the policy initiatives identified in paragraph (2)(C).

"(D) Results from the national study of rural households and businesses conducted under paragraph (4)(D).

"(6) **AUTHORIZATION OF APPROPRIATIONS.**—There are authorized to be appropriated to the Secretary to carry out this subsection not more than \$1,000,000 for each of the fiscal years 2008 through 2012."

(j) **FUNDING.**—Section 601(m) of such Act (7 U.S.C. 950bb(1)) as so redesignated by subsections (g) through (i) of this section, is amended—

- (1) by striking paragraph (1);
- (2) by redesignating paragraphs (2), (3), and (4) as paragraphs (1), (2), and (3), respectively;

(3) in paragraph (1)(B) (as so redesignated), by striking "2007" and inserting "2012";

(4) in paragraph (2) (as so redesignated), by striking "2003 through 2007" and inserting "2008 through 2012"; and

(5) in paragraph (3) (as so redesignated), by adding at the end the following:

"(D) **ELIGIBLE TRIBAL COMMUNITIES.**—Of the amounts made available under subparagraph (A) for a fiscal year, 10 percent shall be reserved for entities serving eligible tribal communities.

"(E) **UNOBLIGATED AMOUNTS.**—Any amounts in the reserve established for eligible tribal communities for a fiscal year under subparagraph (D) that are not obligated by June 30 of the fiscal year shall be available to the Secretary to make loans and loan guarantees under this section to eligible entities in any State, as determined by the Secretary."

(k) **EXTENSION OF AUTHORITY TO ISSUE LOANS.**—Section 601(n) of such Act (7 U.S.C. 950bb(m)), as so redesignated by subsections (f) through (h) of this section, is amended by striking "2007" and inserting "2012".

**SEC. 6024. COMMUNITY CONNECT GRANT PROGRAM.**

Title VI of the Rural Electrification Act of 1936 (7 U.S.C. 950bb) is amended by adding at the end the following:

"**SEC. 602. COMMUNITY CONNECT GRANT PROGRAM.**

"(a) **ESTABLISHMENT.**—The Secretary shall establish a grant program to be known as the 'Community Connect Grant Program' to provide financial assistance to eligible applicants to provide broadband transmission service that fosters economic growth and delivers enhanced educational, health care, and public safety services.

"(b) **ELIGIBILITY.**—To be eligible for a grant under this section, the applicant must—

"(1) be legally organized as an incorporated tribal organization, an Indian tribe, or tribal organization, as defined in subsections (b) and (c) of section 4 of the Indian Self-Determination and Education Assistance Act (25 U.S.C. 450b(b) and (c)), a State or local unit of government, or other legal entity, including a cooperative, private corporation, or limited liability company organized on a for-profit or not-for-profit basis;

"(2) have the legal capacity and authority to own and operate broadband facilities as proposed in its application, to enter into contracts, and to otherwise comply with applicable Federal statutes and regulations; or

"(3) be in an eligible rural community (as defined in section 601(b)(2) of the Rural Electrification Act of 1936).

"(c) **INELIGIBLE GRANT PURPOSES.**—A grant made under this section may not be used—

"(1) to finance the duplication of any broadband transmission service provided by another entity; or

"(2) with respect to facilities, to provide local exchange telecommunications service to any person or entity receiving the service.

"(d) **PRIORITY.**—In making grants under this section, the Secretary shall give priority to grants that will enhance community access to telemedicine and distance learning resources.

"(e) **MATCHING CONTRIBUTIONS.**—

"(1) **IN GENERAL.**—To be eligible to receive a grant under subsection (a), a grant applicant shall provide a matching contribution of at least 15 percent of the grant amount requested, in funds and in-kind contributions in a proportion to be determined by the Secretary.

"(2) **LIMITATIONS.**—

"(A) Costs incurred by or on behalf of an applicant, for facilities, installed equipment, or other services rendered before submission of a completed application shall not be considered to be for an eligible grant purpose or a matching contribution.

"(B) Any financial assistance from Federal sources shall not be considered to be a matching contribution for purposes of this section, unless there is a Federal statutory exception specifically authorizing the Federal financial assistance to be so considered.

"(f) **AUTHORIZATION OF APPROPRIATIONS.**—There are authorized to be appropriated to the Secretary to carry out this section not more than \$25,000,000 for each of the fiscal years 2008 through 2012."

**SEC. 6025. AGRICULTURE INNOVATION CENTER DEMONSTRATION PROGRAM.**

Section 6402(i) of the Farm Security and Rural Investment Act of 2002 (7 U.S.C. 1621 note; Public Law 107-171) is amended to read as follows:

"(i) **AUTHORIZATION OF APPROPRIATIONS.**—There are authorized to be appropriated to the Secretary to carry out this section \$6,000,000 for each of the fiscal years 2008 through 2012."

**SEC. 6026. RURAL FIREFIGHTERS AND EMERGENCY MEDICAL SERVICE ASSISTANCE PROGRAM.**

Section 6405 of the Farm Security and Rural Investment Act of 2002 (7 U.S.C. 1621 note) is amended to read as follows:

"**SEC. 6405. RURAL FIREFIGHTERS AND EMERGENCY MEDICAL SERVICE ASSISTANCE PROGRAM.**

"(a) **GRANTS.**—The Secretary shall award grants to eligible entities to—

"(1) enable the entities to provide for improved emergency medical services in rural areas; and

"(2) pay the cost of training firefighters and emergency medical personnel in firefighting, emergency medical practices, and responding to hazardous materials and bio-agents in rural areas.

“(b) ELIGIBILITY.—To be eligible to receive a grant under this section, an entity shall—

“(1) be—

“(A) a State emergency medical services office;

“(B) a State emergency medical services association;

“(C) a State office of rural health;

“(D) a local government entity;

“(E) an Indian tribe (as defined in section 4 of the Indian Self-Determination and Education Assistance Act (25 U.S.C. 450b));

“(F) a State or local ambulance provider; or

“(G) any other entity determined appropriate by the Secretary; and

“(2) prepare and submit to the Secretary an application at such time, in such manner, and containing such information as the Secretary may require, that includes—

“(A) a description of the activities to be carried out under the grant; and

“(B) an assurance that the applicant will comply with the matching requirement of subsection (e).

“(c) USE OF FUNDS.—An entity shall use amounts received under a grant made under subsection (a) only in rural areas to—

“(1) hire or recruit emergency medical service personnel;

“(2) recruit or retain volunteer emergency medical service personnel;

“(3) train emergency medical service personnel in emergency response, injury prevention, safety awareness, and other topics relevant to the delivery of emergency medical services;

“(4) fund training to meet State or Federal certification requirements;

“(5) provide training for firefighters and emergency medical personnel for improvements to the training facility, equipment, curricula, and personnel;

“(6) develop new ways to educate emergency health care providers through the use of technology-enhanced educational methods (such as distance learning);

“(7) acquire emergency medical services vehicles, including ambulances;

“(8) acquire emergency medical services equipment, including cardiac defibrillators;

“(9) acquire personal protective equipment for emergency medical services personnel as required by the Occupational Safety and Health Administration; and

“(10) educate the public concerning cardiopulmonary resuscitation (CPR), first aid, injury prevention, safety awareness, illness prevention, and other related emergency preparedness topics.

“(d) PREFERENCE.—In awarding grants under this section, the Secretary shall give preference to—

“(1) applications that reflect a collaborative effort by 2 or more of the entities described in subparagraphs (A) through (G) of subsection (b)(1); and

“(2) applications submitted by entities that intend to use amounts provided under the grant to fund activities described in any of paragraphs (1) through (5) of subsection (c).

“(e) MATCHING REQUIREMENT.—The Secretary may not make a grant under this section to an entity unless the entity agrees that the entity will make available (directly or through contributions from other public or private entities) non-Federal contributions toward the activities to be carried out under the grant in an amount equal to 5 percent of the amount received under the grant.

“(f) EMERGENCY MEDICAL SERVICES.—In this section, the term ‘emergency medical services’—

“(1) means resources used by a qualified public or private nonprofit entity, or by any other entity recognized as qualified by the State involved, to deliver medical care out-

side of a medical facility under emergency conditions that occur as a result of—

“(A) the condition of the patient; or

“(B) a natural disaster or similar situation; and

“(2) includes (compensated or volunteer) services delivered by an emergency medical services provider or other provider recognized by the State involved that is licensed or certified by the State as an emergency medical technician or the equivalent (as determined by the State), a registered nurse, a physician assistant, or a physician that provides services similar to services provided by such an emergency medical services provider.

“(g) AUTHORIZATION OF APPROPRIATIONS.—

“(1) IN GENERAL.—There are authorized to be appropriated to the Secretary to carry out this section not more than \$30,000,000 for each of fiscal years 2008 through 2012.

“(2) ADMINISTRATIVE COSTS.—Not more than 10 percent of the amount appropriated under paragraph (1) for a fiscal year may be used for administrative expenses.”.

#### SEC. 6027. VALUE-ADDED AGRICULTURAL MARKET DEVELOPMENT PROGRAM.

(a) DEFINITION OF MID-TIER VALUE CHAIN.—Section 231(a) of the Agricultural Risk Protection Act of 2000 (7 U.S.C. 1621 note; Public Law 106-224) is amended by adding at the end the following:

“(3) MID-TIER VALUE CHAIN.—The term ‘mid-tier value chain’ means local and regional supply networks that link independent producers with businesses and cooperatives that market value-added agricultural products in a manner that—

“(A) targets and strengthens the profitability and competitiveness of small and medium-sized family farms, as defined in regulations pursuant to Section 302 of the Consolidated Farm and Rural Development Act; and

“(B) obtains agreement from the eligible agricultural producer group, farmer or rancher cooperative, or majority-controlled producer-based business venture engaged in the value chain in the method for price determination.”.

(b) FUNDING; RESERVATION OF FUNDS; GRANT AWARD CRITERIA.—Section 231(b) of such Act (7 U.S.C. 1621 note; Public Law 106-224) is amended—

(1) by striking paragraph (4) and inserting the following:

“(4) FUNDING.—Not later than 30 days after the date of the enactment of this paragraph, on October 1, 2008, and on each October 1 thereafter through October 1, 2012, of the funds of the Commodity Credit Corporation, the Secretary shall make available to carry out this subsection \$30,000,000, to remain available until expended.

“(5) RESERVATION OF FUNDS FOR PROJECTS TO BENEFIT BEGINNING FARMERS AND RANCHERS OR SOCIALLY DISADVANTAGED FARMERS AND RANCHERS AND MID-TIER VALUE CHAINS.—

“(A) IN GENERAL.—The Secretary shall reserve 10 percent of the amounts made available under paragraph (4) to fund projects that benefit beginning farmers and ranchers (as defined in section 343(a)(11) of the Consolidated Farm and Rural Development Act) or socially disadvantaged farmers and ranchers (as defined in section 355(e) of such Act).

“(B) MID-TIER VALUE CHAINS.—The Secretary shall reserve 10 percent of the amounts made available under paragraph (4) to fund applications of eligible entities described in paragraph (1) that propose to develop mid-tier value chains.

“(C) UNOBLIGATED AMOUNTS.—Any amounts in the reserves established under subparagraphs (A) and (B) that are not obligated by June 30 of the fiscal year shall be available to the Secretary to make grants under this section to eligible entities in any State, as determined by the Secretary.”; and

(2) by adding at the end the following:

“(6) CRITERIA TO BE APPLIED IN AWARDING GRANTS.—In awarding grants under this section, the Secretary shall consider an application more favorably when compared to other applications to the extent that the project contributes to increasing opportunities for operators of small and medium-size farms and ranches structured as family farms (as defined in regulations prescribed under section 302 of the Consolidated Farm and Rural Development Act).”.

#### SEC. 6028. ASSISTANCE FOR RURAL PUBLIC TELEVISION STATIONS.

Section 2333 of the Food, Agriculture, Conservation and Trade Act of 1990 (7 U.S.C. Sec. 950aaa-2) is amended by adding at the end the following:

“(j) DIGITAL SERVICE TRANSITION ASSISTANCE FOR PUBLIC TELEVISION STATIONS.—The Secretary may provide grants under this section to noncommercial education television broadcast stations that serve rural areas for the purposes of developing digital facilities, equipment, and infrastructure to enhance digital services to rural areas.”.

#### SEC. 6029. TELEMEDICINE AND DISTANCE LEARNING SERVICES IN RURAL AREAS.

(a) AUTHORIZATION OF APPROPRIATIONS.—Section 2335A of the Food, Agriculture, Conservation and Trade Act of 1990 (7 U.S.C. 950aaa-5) is amended by striking “2007” and inserting “2012”.

(b) CONFORMING AMENDMENT.—Section 1(b) of Public Law 102-551 (7 U.S.C. 950aaa note) is amended by striking “2007” and inserting “2012”.

#### SEC. 6030. GUARANTEES FOR BONDS AND NOTES ISSUED FOR ELECTRIFICATION OR TELEPHONE PURPOSES.

Section 313A(f) of the Rural Electrification Act of 1936 (7 U.S.C. 940c-1(f)) is amended by striking “2007” and inserting “2012”.

#### SEC. 6031. COMPREHENSIVE RURAL BROADBAND STRATEGY.

Not later than 180 days after the date of the enactment of this Act, the Secretary of Agriculture shall submit to the President, the Committee on Agriculture of the House of Representatives, and the Committee on Agriculture, Nutrition, and Forestry of the Senate a report describing a comprehensive rural broadband strategy that includes—

(1) recommendations—

(A) to promote interagency coordination of Federal agencies in regards to policies, procedures, and targeted resources, and to improve and streamline the policies, programs, and services;

(B) to coordinate among Federal agencies regarding existing rural broadband or rural initiatives that could be of value to rural broadband development;

(C) to address both short- and long-term solutions and needs assessments for a rapid build-out of rural broadband solutions and applications for Federal, State, regional, and local government policy makers;

(D) to identify how specific Federal agency programs and resources can best respond to rural broadband requirements and overcome obstacles that currently impede rural broadband deployment; and

(E) to promote successful model deployments and appropriate technologies being used in rural areas so that State, regional, and local governments can benefit from the cataloging and successes of other State, regional, and local governments; and

(2) a description of goals and timeframes to achieve the strategic plans and visions identified in the report.

#### SEC. 6032. STUDY OF RAILROAD ISSUES.

(a) IN GENERAL.—The Secretary of Agriculture, in coordination with the Secretary of Transportation, shall conduct a study of railroad issues regarding the movement of agricultural products, domestically produced

renewable fuels and domestically produced resources for the production of electricity for rural America, and economic development in rural America. The study shall include an examination of the following:

(1) The importance of freight railroads to—  
(A) the delivery of equipment, seed, fertilizer, and other such products important to the development of agricultural commodities and products;

(B) the movement of agricultural commodities and products to market;

(C) the delivery of ethanol and other renewable fuels;

(D) the delivery of domestically produced resources for use in the generation of electricity for rural America;

(E) the location of grain elevators, ethanol plants, and other facilities;

(F) the development of manufacturing facilities in rural America; and

(G) the vitality and economic development of rural communities.

(2) The sufficiency in rural America of railroad capacity, the sufficiency of competition in the railroad system, the reliability of rail service, and the reasonableness of railroad prices.

(3) The accessibility to rail customers in rural America of Federal processes for the resolution of rail customer grievances with the railroads.

(b) REPORT TO THE CONGRESS.—Within 9 months after the date of the enactment of this Act, the Secretary of Agriculture shall submit to the Congress a report that contains the results of the study required by subsection (a), and the recommendations of the Secretary for new Federal policies to address any problems identified by the study.

#### TITLE VII—RESEARCH

##### Subtitle A—General Provisions

- Sec. 7101. Definitions.
- Sec. 7102. Budget submission and funding.
- Sec. 7103. Additional purposes of agricultural research and extension.
- Sec. 7104. National agricultural research program office.
- Sec. 7105. Establishment of competitive grant programs under the National Institute for Food and Agriculture.
- Sec. 7106. Merging of IFAFS and NRL.
- Sec. 7107. Capacity building grants for ASCARR institutions.
- Sec. 7108. Establishment of research laboratories for animal diseases.
- Sec. 7109. Grazinglands research laboratory.
- Sec. 7110. Researcher training.
- Sec. 7111. Fort Reno Science Park research facility.
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##### Subtitle B—National Agricultural Research, Extension, and Teaching Policy Act of 1977

- Sec. 7201. Advisory board.
- Sec. 7202. Advisory board termination.
- Sec. 7203. Renewable energy committee.
- Sec. 7204. Specialty crop committee report.
- Sec. 7205. Inclusion of UDC in grants and fellowships for food and agricultural sciences education.
- Sec. 7206. Grants and fellowships for food and agricultural sciences education.
- Sec. 7207. Grants for research on production and marketing of alcohols and industrial hydrocarbons from agricultural commodities and forest products.
- Sec. 7208. Policy research centers.
- Sec. 7209. Human nutrition intervention and health promotion research program.

Sec. 7210. Pilot research program to combine medical and agricultural research.

Sec. 7211. Nutrition education program.

Sec. 7212. Continuing animal health and disease research programs.

Sec. 7213. Cooperation among eligible institutions.

Sec. 7214. Appropriations for research on national or regional problems.

Sec. 7215. Authorization level of extension at 1890 land-grant colleges.

Sec. 7216. Authorization level for agricultural research at 1890 land-grant colleges.

Sec. 7217. Grants to upgrade agriculture and food sciences facilities at the District of Columbia Land Grant University.

Sec. 7218. Grants to upgrade agricultural and food sciences facilities at 1890 land-grant colleges, including Tuskegee University.

Sec. 7219. National research and training virtual centers.

Sec. 7220. Matching funds requirement for research and extension activities of 1890 institutions.

Sec. 7221. Hispanic-serving institutions.

Sec. 7222. Hispanic-serving agricultural colleges and universities.

Sec. 7223. International agricultural research, extension, and education.

Sec. 7224. Competitive grants for international agricultural science and education programs.

Sec. 7225. Limitation on indirect costs for agricultural research, education, and extension programs.

Sec. 7226. Research equipment grants.

Sec. 7227. University research.

Sec. 7228. Extension service.

Sec. 7229. Supplemental and alternative crops.

Sec. 7230. Aquaculture research facilities.

Sec. 7231. Rangeland research.

Sec. 7232. Special authorization for biosecurity planning and response.

Sec. 7233. Resident instruction and distance education grants program for insular area institutions of higher education.

##### Subtitle C—Food, Agriculture, Conservation, and Trade Act of 1990

Sec. 7301. National genetics resources program.

Sec. 7302. National agricultural weather information system.

Sec. 7303. Partnerships.

Sec. 7304. Aflatoxin research and extension.

Sec. 7305. High-priority research and extension areas.

Sec. 7306. High-priority research and extension initiatives.

Sec. 7307. Nutrient management research and extension initiative.

Sec. 7308. Agricultural telecommunications program.

Sec. 7309. Assistive technology program for farmers with disabilities.

Sec. 7310. Organic research.

Sec. 7311. National rural information center clearinghouse.

Sec. 7312. New era rural technology program.

##### Subtitle D—Agricultural Research, Extension, and Education Reform Act of 1998

Sec. 7401. Partnerships for high-value agricultural product quality research.

Sec. 7402. Precision agriculture.

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Sec. 7405. Integrated research, education, and extension competitive grants program.

Sec. 7406. Fusarium graminearum grants.

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Sec. 7408. Grants for youth organizations.

Sec. 7409. Agricultural biotechnology research and development for developing countries.

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##### Subtitle E—Other Laws

Sec. 7501. Critical agricultural materials act.

Sec. 7502. Equity in Educational Land-Grant Status Act of 1994.

Sec. 7503. Agricultural experiment station Research Facilities Act.

Sec. 7504. National Agricultural Research, Extension, and Teaching Policy Act Amendments of 1985.

Sec. 7505. Competitive, Special, and Facilities Research Grant Act (national research initiative).

Sec. 7506. Agricultural Risk Protection Act of 2000 (carbon cycle research).

Sec. 7507. Renewable Resources Extension Act of 1978.

Sec. 7508. National Aquaculture Act of 1980.

Sec. 7509. Construction of a Chinese Garden at the National Arboretum.

Sec. 7510. Public education regarding use of biotechnology in producing food for human consumption.

Sec. 7511. Fresh cut produce safety grants.

Sec. 7512. UDC/EFNEP Eligibility.

Sec. 7513. Smith-Lever Act.

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##### Subtitle F—Additional Provisions

Sec. 7601. Merit review of extension and educational grants.

Sec. 7602. Review of plan of work requirements.

Sec. 7603. Multistate and integration funding.

Sec. 7604. Expanded food and nutrition education program.

Sec. 7605. Grants to 1890 schools to expand extension capacity.

Sec. 7606. Borlaug international agricultural science and technology fellowship program.

Sec. 7607. Support for research regarding diseases of wheat, triticale, and barley caused by fusarium graminearum or by tilletia indica.

Sec. 7608. Cost Recovery.

Sec. 7609. Organic Food and Agricultural Systems Funding.

##### Subtitle A—General Provisions

#### SEC. 7101. DEFINITIONS.

For purposes of this title:  
(1) CAPACITY PROGRAM.—The term "capacity program" means the capacity program in subparagraph (M) and each of the following agricultural research, extension, education, and related programs for which the Secretary has administrative or other authority as of the day before the date of enactment of this Act:

(A) Each program providing funding to any of the 1994 institutions under sections 533, 534(a), and 535 of the Equity in Educational Land-Grant Status Act of 1994 (Public Law 103-382; 7 U.S.C. 301 note) (commonly known as financial assistance, technical assistance, and endowments to tribal colleges and the Navajo Community College).

(B) The program established under section 536 of the Equity in Educational Land-Grant Status Act of 1994 (Public Law 103-382; 7 U.S.C. 301 note) providing research grants for 1994 institutions.

(C) Each program established under subsections (b), (c), and (d) of section 3 of the Smith-Lever Act (7 U.S.C. 343).

(D) Each program established under the Hatch Act of 1887 (7 U.S.C. 361a et seq.).

(E) Each program established under section 1417(b)(4) of the National Agricultural Research, Extension, and Teaching Policy Act of 1977 (7 U.S.C. 3152(b)(4)), including grant programs under that section (commonly known as the 1890 Institution Teaching and Research Capacity Building Grants Program).

(F) The animal health and disease research program established under subtitle E of the National Agricultural Research, Extension, and Teaching Policy Act of 1977 (7 U.S.C. 3191 et seq.).

(G) The program established under section 1445 of the National Agricultural Research, Extension, and Teaching Policy Act of 1977 (7 U.S.C. 3222) (commonly known as the Evans-Allen Program).

(H) The program providing grants to upgrade agricultural and food sciences facilities at 1890 Institutions established under section 1447 of the National Agricultural Research, Extension, and Teaching Policy Act of 1977 (7 U.S.C. 3222b).

(I) The program providing distance education grants for insular areas established under section 1490 of the National Agricultural Research, Extension, and Teaching Policy Act of 1977 (7 U.S.C. 3362).

(J) The program providing resident instruction grants for insular areas established under section 1491 of the National Agricultural Research, Extension, and Teaching Policy Act of 1977 (7 U.S.C. 3363).

(K) Each research and development and related program established under Public Law 87-788 (commonly known as the McIntire-Stennis Cooperative Forestry Act; 16 U.S.C. 582a et seq.).

(L) Each program established under the Renewable Resources Extension Act of 1978 (16 U.S.C. 1671 et seq.).

(M) The capacity building grant program for ASCARR Institutions established under this Act.

(N) Such other programs or parts of programs as determined appropriate by the Secretary.

(O) The program providing competitive extension grants to eligible 1994 institutions under section 3(b)(3) of the Smith-Lever Act (7 U.S.C. 343(b)(3)).

(2) **COMPETITIVE PROGRAMS.**—The term “competitive programs” means the competitive program in subparagraph (N) and each of the following agricultural research, extension, education, and related programs for which the Secretary has administrative or other authority as of the day before the date of enactment of this Act:

(A) Competitive grant programs authorized or otherwise administered by the Department of Agriculture under the terms of section 2(b) of the Competitive, Special and Facilities Research Grant (7 U.S.C. 450i).

(B) Institution Challenge Grants, administered under 1417(j) of the National Agricultural Research, Extension, and Teaching Policy Act of 1977, as amended (7 U.S.C. 3152(j)).

(C) Grants and related authorities authorized or otherwise administered by the Secretary of Agriculture under section 1417(b)(5) of the National Agricultural Research, Extension, and Teaching Policy Act of 1977, as amended (7 U.S.C. 3152(b)(5)) (commonly known as the Higher Education Multicultural Scholars Program).

(D) Programs authorized or otherwise administered under section 1455 of the National Agricultural Research, Extension, and Teaching Policy Act of 1977 (7 U.S.C. 3241(c)) (commonly known as educational grant programs for Hispanic-serving institutions).

(E) Integrated research, education, or extension programs authorized or otherwise administered under section 406 of the Agri-

cultural Research, Extension, and Education Reform Act of 1998 (7 U.S.C. 7626) except as provided under subsection (a)(14).

(F) Sustainable Agriculture Research and Education (7 U.S.C. 5811).

(G) Organic Research and Extension Initiative (7 U.S.C. 5925b).

(H) Higher Education Challenge Grants (7 U.S.C. 3152(b)(1)).

(I) Food and Agriculture Sciences National Needs Graduate and Postgraduate Fellowship Grants (7 U.S.C. 3152(b)(6)).

(J) International Science and Education Competitive Grants (7 U.S.C. 3292b).

(K) Community Food Projects Competitive Grants (7 U.S.C. 2034).

(L) Risk Management Education (7 U.S.C. 1524).

(M) High Priority Research and Extension Areas (7 U.S.C. 5925).

(N) Such other programs or parts of programs as determined appropriate by the Secretary.

(3) **CAPACITY PROGRAM CRITICAL BASE FUNDING.**—The term “capacity program critical base funding” means the aggregate amount of Federal funds made available for all or individual capacity programs for fiscal year 2007, as appropriate.

(4) **COMPETITIVE PROGRAM CRITICAL BASE FUNDING.**—The term “competitive program critical base funding” means the aggregate amount of Federal funds made available for all or individual competitive programs for fiscal year 2007, as appropriate.

(5) **ASCARR INSTITUTION.**—

(A) **IN GENERAL.**—The term “ASCARR Institution” means a public college or university offering a baccalaureate or higher degree in the study of agriculture.

(B) **EXCLUSIONS.**—The term “ASCARR Institution” does not include Hispanic-serving agricultural colleges or any institution designated under—

(i) the Act of July 2, 1862 (commonly known as the “First Morrill Act”; 7 U.S.C. 301 et seq.);

(ii) the Act of August 30, 1890 (commonly known as the “Second Morrill Act”; 7 U.S.C. 321 et seq.); or

(iii) the Equity in Educational Land-Grant Status Act of 1994 (Public Law 103-382; 7 U.S.C. 301 note).

(6) **SECRETARY.**—The term “Secretary” means the Secretary of Agriculture.

(7) **DIRECTORS.**—The term “Directors” refers to those directors appointed under section 7104.

(8) **UNDER SECRETARY.**—The term “Under Secretary” means the Under Secretary of Agriculture for Research, Education, and Economics.

(9) **HISPANIC-SERVING AGRICULTURAL COLLEGE.**—The term “Hispanic-serving agricultural college” means a college or university that—

(A) qualifies as a “Hispanic-serving institution” as defined in section 502(a)(5) of the Higher Education Act of 1965 (20 U.S.C. 1101a(a)(5)); and

(B) offers a baccalaureate degree program in an agricultural or food science-related discipline.

**SEC. 7102. BUDGET SUBMISSION AND FUNDING.**

(a) **BUDGET REQUEST.**—The President shall submit to Congress, together with the annual budget submission of the President, a single budget line item reflecting the total amount requested by the President for funding for capacity programs, and a single budget line item reflecting the total amount requested by the President for funding for competitive programs for that fiscal year and for the previous 5 fiscal years.

(b) **CAPACITY PROGRAM REQUEST.**—

(1) **CRITICAL BASE FUNDING.**—Up to the amount of the capacity program critical base funding level, any funds requested for capac-

ity programs in the budget submission single line item shall be apportioned among the capacity programs based on priorities established by the Under Secretary in conjunction with the Directors.

(2) **ADDITIONAL FUNDING.**—Of the funds requested for capacity programs in excess of the capacity program critical base funding level, budgetary emphasis should be placed on enhancing funding for the 1890, 1994, ASCARR Institutions, Hispanic-serving agricultural colleges, and small 1862 institutions.

(c) **COMPETITIVE PROGRAM REQUEST.**—

(1) **CRITICAL BASE FUNDING.**—Up to the amount of the competitive program critical base funding level, any funds requested for competitive programs in the budget submission single line item shall be apportioned among the competitive programs based on priorities established by the Under Secretary in conjunction with the Directors.

(2) **ADDITIONAL FUNDING.**—Of the funds requested for competitive programs in excess of the competitive program critical base funding level, budgetary emphasis shall be placed on enhancing funding for emerging problems and their solutions.

(d) **FUNDING.**—

(1) **CRITICAL BASE FUNDING.**—Up to the total aggregate amount of the capacity program critical base funding level and the competitive program critical base funding level, funds appropriated or otherwise made available shall be apportioned among each of the capacity programs and the competitive programs based on priorities established by the Under Secretary in conjunction with the Directors.

(2) **ADDITIONAL FUNDING.**—

(A) **CAPACITY FUNDING.**—Of the funds appropriated or otherwise made available for capacity programs in excess of the capacity program critical base funding level, funding emphasis should be placed on enhancing funding for the 1890, 1994, ASCARR Institutions, Hispanic-serving agricultural colleges, and small 1862 institutions.

(B) **COMPETITIVE FUNDING.**—Of the funds appropriated or otherwise made available for competitive programs in excess of the competitive program critical base funding level, budgetary emphasis shall be placed on enhancing funding for emerging problems and solutions.

(e) **AUTHORIZATION OF APPROPRIATIONS.**—There are authorized to be appropriated such sums as necessary to carry out this section.

(f) **COMPETITIVE PROGRAMS.**—For the purposes of this section, the term “competitive programs” includes only those programs for which annual appropriations are requested in the President’s budget.

**SEC. 7103. ADDITIONAL PURPOSES OF AGRICULTURAL RESEARCH AND EXTENSION.**

Section 1403 of the National Agricultural Research, Extension, and Teaching Policy Act of 1977 (7 U.S.C. 3102) is amended—

(1) in paragraph (6), by striking “and” at the end;

(2) in paragraph (7), by striking the period and inserting a semicolon; and

(3) by adding after paragraph (7) the following:

“(8) to integrate and organize the administration of the agricultural research, extension, education, and related programs administered by the Secretary of Agriculture to respond to 21st century challenges and continue to meet the needs of society from a local, tribal, State, national, and international perspective;

“(9) to minimize duplication, and maximize coordination and integration, among all of the programs at all levels through a solution-based approach; and

“(10) to position the agricultural research, extension, education, and related programs system to increase the contribution of the

system to society through the expansion of the portfolio of the system.”.

**SEC. 7104. NATIONAL AGRICULTURAL RESEARCH PROGRAM OFFICE.**

(a) **ESTABLISHMENT.**—The Under Secretary shall organize within the office of the Under Secretary 6 research Program Offices to be known collectively as the National Agricultural Research Program Office, which shall coordinate the programs and activities of the research agencies within the mission area in an integrated, multidisciplinary, interdisciplinary, interagency, and interinstitutional manner, to the maximum extent practicable. The Program Offices within the National Agricultural Research Program Office are as follows:

- (1) Renewable energy, natural resources, and environment.
- (2) Food safety, nutrition, and health.
- (3) Plant health and production.
- (4) Animal health and production and animal products.
- (5) Agriculture systems and technology.
- (6) Agriculture economics and rural communities.

(b) **QUALIFICATIONS OF DIRECTORS.**—

(1) **APPOINTMENT AND CLASSIFICATION.**—The Under Secretary shall appoint a Director for each Program Office as a senior level position in the competitive service.

(2) **QUALIFICATIONS.**—To be eligible for appointment as a Director, an individual shall have—

- (A) conducted outstanding research, education, or extension in the field of agriculture or forestry;
- (B) earned a doctoral level degree at an institution of higher education (as defined in section 101 of Public Law 89-329 (20 U.S.C. 1001)); and
- (C) met qualification standards prescribed by the Director of the Office of Personnel Management for appointment to a senior level position of the competitive service.

(c) **DUTIES OF DIRECTORS.**—Except as otherwise provided in this Act, each Director as appointed by the Secretary shall—

(1) formulate programs in consultation with the National Agricultural Research, Extension, Education, and Economics Advisory Board (7 U.S.C. 3123) (hereinafter referred to as the “Board”);

(2) assess strategic workforce needs of research, education, extension, and other fields;

(3) cooperate with the Board to plan programs that assist in meeting the future personnel needs of disciplines and programs;

(4) develop strategic planning for department-wide research, education, extension, and related activities;

(5) establish department-wide priorities for research, education, extension, and related programs;

(6) communicate with research, education, and extension beneficiaries to identify their needs; and

(7) perform such other duties deemed necessary by the Secretary.

(d) **ADMINISTRATION.**—The Under Secretary, in conjunction with the Directors and in consultation with the Board, shall direct and coordinate research, education, and extension programs within the relevant agencies of the Department of Agriculture to focus those programs, and the participants, grantees, and other beneficiaries of those programs, on—

- (1) understanding important problem areas and opportunities relating to a program;
- (2) discovering and implementing solutions to address those problem areas;
- (3) exploring other opportunities provided under the programs; and
- (4) national, regional and local priorities.

(e) **PROGRAM INTEGRATION AND COORDINATION.**—

(1) **IN GENERAL.**—In accordance with applicable law (including regulations), the Under Secretary, in coordination with the Director of each Program Office and taking into consideration the advice of the Board, shall ensure, to the maximum extent practicable, that the research, education, and extension programs are administered, funded, and carried out—

(A) in an integrated, multidisciplinary, interdisciplinary, interagency, and interinstitutional manner that ensures—

(i) the most efficient collaborative use of resources; and

(ii) the focus of all resources and activities on strategic, priority, problem, opportunity, and solution areas identified by the Under Secretary and the Directors, taking into consideration the advice of the Board; and

(B) among applicable participants, grantees, and beneficiaries, in a coordinated manner that encourages and ensures—

(i) the most efficient collaborative application of resources; and

(ii) the focus of all resources and activities on strategic, priority, problem, opportunity, and solution areas on a local, State, tribal, regional, national, and international basis, as the Under Secretary and each Director, taking into consideration the advice of the Board, determine to be appropriate.

(2) **SCOPE.**—Each Director, in consultation with the Under Secretary and the Board, shall ensure, through the integration and coordination under paragraph (1), that opportunities are maximized with respect to—

(A) the use of appropriate authorities, agencies, institutions, disciplines, and activities; and

(B) the inclusion of appropriate participants and other beneficiaries in those activities, including intramural, extramural, Government, university, extension, and international, as determined by the Under Secretary.

(f) **FUNDING.**—The Under Secretary shall fund each Program Office through the appropriations available to the various agencies within the mission area. The aggregate staff for all Program Offices shall not exceed 30 full-time equivalent positions and shall be filled by current full-time equivalent positions.

(g) **ORGANIZATION.**—The Under Secretary shall integrate leadership functions of the national program staff of the research agencies into the National Agricultural Research Program Office in such form as required to ensure that the Directors of the Program Offices are the primary program leaders for the mission areas of the integrated agencies and that administrative duplication does not occur.

(h) **PRIORITIZING FEDERAL RESEARCH ACTIVITIES FOR SPECIALTY CROPS.**—The Under Secretary, in coordination with the Directors of relevant Program Offices, shall—

(1) coordinate with and assist producers and organizations comprised of program beneficiaries working together to develop and implement applied research and extension related to the United States specialty crop industry;

(2) facilitate in the delivery of information to beneficiaries in a user-friendly form, in addition to a standard research publication, and reward providers for their abilities to deliver information to both the scientific community and the end-user; and

(3) ensure coordination among research initiatives funded and sponsored by the Department of Agriculture.

**SEC. 7105. ESTABLISHMENT OF COMPETITIVE GRANT PROGRAMS UNDER THE NATIONAL INSTITUTE FOR FOOD AND AGRICULTURE.**

Any office established to administer competitive programs under section 7101(b)(2), including the Agricultural Bioenergy and

Biobased Products Research Initiative, the Specialty Crop Research Initiative, and Fresh Cut Produce Safety Grants created by this Act, shall be referred to as the National Institute of Food and Agriculture.

**SEC. 7106. MERGING OF IFAPS AND NRL.**

(a) **AMENDMENT.**—Subsection (b) of the Competitive, Special, and Facilities Research Grant Act (7 U.S.C. 450i(b)) is amended to read as follows:

“(b) **COMPETITIVE GRANT PROGRAMS.**—

“(1) **COMPETITIVE BASIS.**—The Secretary of Agriculture is authorized to make competitive grants for the purposes and priorities established under this subsection.

“(2) **TERM.**—The term of a competitive grant made under this subsection may not exceed 10 years.

“(3) **GENERAL ADMINISTRATION.**—In making grants under this subsection, the Secretary shall—

“(A) seek and accept proposals for grants;

“(B) determine the relevance and merit of proposals through a system of peer and merit review in accordance with section 103 of the Agricultural Research, Extension, and Education Reform Act of 1998 (7 U.S.C. 7613);

“(C) award grants on the basis of merit, quality, and relevance to advancing the purposes and priorities established under paragraphs (8) and (12) of this subsection;

“(D) solicit and consider input from persons who conduct or use agricultural research, extension, or education in accordance with section 102(b) of the Agricultural Research, Extension, and Education Reform Act of 1998 (7 U.S.C. 7612(b)); and

“(E) in seeking proposals for grants under this subsection and in performing peer review evaluations of such proposals, seek the widest participation of qualified scientists in the Federal Government, colleges and universities, State agricultural experiment stations, and the private sector.

“(4) **ELIGIBLE ENTITIES.**—The Secretary may make a grant under this subsection to State agricultural experiment stations, all colleges and universities, university research foundations, other research institutions and organizations, Federal agencies, national laboratories, private organizations or corporations, and individuals, for research to further the programs of the Department of Agriculture.

“(5) **ADMINISTRATIVE COSTS.**—Not more than 4 percent of funds made available pursuant to this subsection may be retained by the Secretary to pay administrative costs incurred by the Secretary in carrying out this subsection.

“(6) **CONSTRUCTION PROHIBITED.**—Funds made available for grants under this subsection shall not be used for the construction of a new building or facility or the acquisition, expansion, remodeling, or alteration of an existing building or facility (including site grading and improvement and architect fees).

“(7) **PURPOSES.**—The purposes of the programs established under paragraph (8) shall reflect the purposes and additional purposes of agricultural research, extension, and education reflected in sections 1402 and 1403 of the National Agricultural Research, Extension, and Teaching Policy Act of 1977 (7 U.S.C. 3101 and 3102).

“(8) **BASIC AND APPLIED RESEARCH PROGRAMS.**—The Secretary shall establish 2 distinct programs of agricultural research, one to fund fundamental, basic research pursuant to paragraph (9) to be known as the National Research Initiative and one to fund applied, integrated research, education, and extension pursuant to paragraph (10) to be known as the Initiative for Future Agricultural and Food Systems.

“(9) **NATIONAL RESEARCH INITIATIVE.**—

“(A) ALLOCATION.—The allocation of funds to the National Research Initiative shall be as follows:

“(i) Not less than 30 percent shall be available to make grants for research to be conducted by multidisciplinary teams.

“(ii) Not less than 20 percent shall be available to make grants for research to be conducted by persons conducting mission-linked systems research.

“(iii) Not less than 10 percent shall be available to make grants under subparagraphs (D), (F), and (G) of paragraph (13) for research and education strengthening and research opportunity.

“(iv) Not more than 2 percent may be used for equipment grants under paragraph (13)(D).

“(B) MATCHING FUNDS.—Except as provided in this subparagraph, the Secretary may not take the offer or availability of matching funds into consideration in making a grant under this subsection. In the case of grants under paragraph (13)(D), the amount provided under this subsection may not exceed 50 percent of the cost of the special research equipment or other equipment acquired. The Secretary may waive all or part of the matching requirement under this subparagraph in the case of a college, university, or research foundation maintained by a college or university that ranks in the lowest one-third of such colleges, universities, and research foundations on the basis of Federal research funds received if the equipment to be acquired costs not more than \$25,000 and has multiple uses within a single research project or is usable in more than 1 research project.

“(10) INITIATIVE FOR FUTURE AGRICULTURAL AND FOOD SYSTEMS MATCHING FUNDS.—As a condition of making a grant under this paragraph, the Secretary shall require the funding of the grant be matched with equal matching funds from a non-Federal source if the grant is—

“(A) for applied research that is commodity-specific; and

“(B) not of national scope.

“(11) RESEARCH PRIORITIES.—The research priorities for the programs established in paragraph (8) shall be consistent with the priorities in effect for the National Research Initiative (7 U.S.C. 450i(b)) and Initiative for Future Agricultural and Food Systems (7 U.S.C. 7621) on the day before the date of enactment of this subsection. Priorities under the Initiative for Future Agricultural and Food Systems shall include classical plant and animal breeding.

“(12) PROGRAM ADMINISTRATION.—To the greatest extent possible, the Under Secretary, in conjunction with the Directors of the National Agricultural Research Program Offices established in section 7104 of the Farm, Nutrition, and Bioenergy Act of 2007, shall allocate these grants to high priority research taking into consideration, when available, the determinations made by the National Agricultural Research, Extension, Education, and Economics Advisory Board (as established under section 1408 of the National Agricultural Research, Extension, and Teaching Policy Act of 1977 (7 U.S.C. 3123)).

“(13) SPECIAL CONSIDERATIONS.—In addition to making research grants under paragraph (9), the Secretary may conduct a program to improve research capabilities in the agricultural, food, and environmental sciences and award the following categories of competitive grants. Grants may be awarded—

“(A) to a single investigator or coinvestigators within the same discipline;

“(B) to teams of researchers from different areas of agricultural research and scientific disciplines;

“(C) to multidisciplinary teams that are proposing research on long-term applied re-

search problems, with technology transfer a major component of all such grant proposals;

“(D) to an institution to allow for the improvement of the research, development, technology transfer, and education capacity of the institution through the acquisition of special research equipment and the improvement of agricultural education and teaching; however the Secretary shall use not less than 25 percent of the funds made available for grants under this subparagraph to provide fellowships to outstanding pre- and post-doctoral students for research in the agricultural sciences;

“(E) to a single investigator or coinvestigators who are beginning their research careers and do not have an extensive research publication record; however, to be eligible for a grant under this subparagraph, an individual shall be within 5 years of the individual's initial career track position;

“(F) to ensure that the faculty of small and mid-sized institutions who have not previously been successful in obtaining competitive grants under this subsection receive a portion of the grants; and

“(G) to improve research capabilities in States (as defined in the National Agricultural Research, Extension, and Teaching Policy Act of 1977 (7 U.S.C. 3101 et seq.)) in which institutions have been less successful in receiving funding under this subsection, based on a 3-year rolling average of funding levels.

“(14) DIVISION OF FUNDS.—Of the funds made available to carry out this subsection, 60 percent shall be used to fund programs under paragraph (9) and 40 percent shall be used to fund programs under paragraph (10).

“(15) TRANSFER OF FUNDS FROM THE INITIATIVE FOR FUTURE AGRICULTURE AND FOOD SYSTEMS.—Funds made available pursuant to section 401(b)(3)(D) of the Agricultural Research, Extension, and Education Reform Act of 1998 (7 U.S.C. 7621 (b)(3)(D)) shall be transferred to the program established under this subsection.

“(16) AUTHORIZATION OF APPROPRIATIONS.—

“(A) There is authorized to be appropriated to carry out this subsection \$500,000,000 for each of fiscal years 2008 through 2012.

“(B) Funds made available in each fiscal year shall remain available until expended to pay for obligations incurred in that fiscal year.”

(b) REPEALS.—The following provisions are hereby repealed:

(1) Section 401 of the Agricultural Research, Extension, and Education Reform Act of 1998 (7 U.S.C. 7621).

(2) Subsection (2)(d) of the Competitive, Special, and Facilities Research Grant Act of 1965 (7 U.S.C. 450i(c)).

**SEC. 7107. CAPACITY BUILDING GRANTS FOR ASCARR INSTITUTIONS.**

(a) GRANT PROGRAM.—

(1) IN GENERAL.—The Secretary shall make competitive grants to ASCARR Institutions to assist the ASCARR Institutions in maintaining and expanding the capacity of the ASCARR Institutions to conduct education, research, and outreach activities relating to—

(A) agriculture;

(B) renewable resources; and

(C) other similar disciplines.

(2) USE OF FUNDS.—An ASCARR Institution that receives a grant under subsection (a)(1) may use the funds made available through the grant to maintain and expand the capacity of the ASCARR Institution—

(A) to successfully compete for funds from Federal grants and other sources to carry out educational, research, and outreach activities that address priority concerns of national, regional, State, and local interest;

(B) to disseminate information relating to priority concerns to—

(i) interested members of the agriculture, renewable resources, and other relevant communities;

(ii) the public; and

(iii) any other interested entity;

(C) to encourage members of the agriculture, renewable resources, and other relevant communities to participate in priority education, research, and outreach activities by providing matching funding to leverage grant funds; and

(D) through—

(i) the purchase or other acquisition of equipment and other infrastructure (not including alteration, repair, renovation, or construction of buildings);

(ii) the professional growth and development of the faculty of the ASCARR Institution; and

(iii) the development of graduate assistantships.

(b) AUTHORIZATION OF APPROPRIATIONS.—There are authorized to be appropriated to carry out this section such sums as are necessary for each fiscal year 2008 through 2012.

**SEC. 7108. ESTABLISHMENT OF RESEARCH LABORATORIES FOR ANIMAL DISEASES.**

(a) DEFINITIONS.—In this section—

(1) ANIMAL DISEASE.—The term “animal disease” has the meaning given the term by the Secretary.

(2) IMPORT.—The term “import” means to move from a place outside the territorial limits of the United States to a place within the territorial limits of the United States.

(3) LIVE VIRUS.—The term “live virus” means a live virus of foot-and-mouth disease or a live virus of any other animal disease that is a threat to the health of livestock, as determined by the Secretary.

(4) SECRETARY.—The term “Secretary” means the Secretary of Agriculture.

(5) STATE.—The term “State” means any of the States, the District of Columbia, the Commonwealth of Puerto Rico, Guam, the Commonwealth of the Northern Mariana Islands, the Virgin Islands of the United States, or any territory or possession of the United States.

(6) UNITED STATES.—The term “United States” means all of the States.

(b) ANIMAL DISEASE RESEARCH.—

(1) ESTABLISHMENT OF RESEARCH FACILITIES.—The Secretary is authorized to establish research laboratories, including the acquisition of necessary land, buildings, or facilities, for research on animal diseases in the United States.

(2) ACTIVITIES AUTHORIZED WHEN DISEASE THREATENS LIVESTOCK.—To the extent the Secretary determines that an animal disease constitutes a threat to the livestock industry, the Secretary is authorized to conduct research, diagnostics, and other activities related to the animal disease.

(c) RESTRICTIONS REGARDING LIVE VIRUS.—

(1) IN GENERAL.—Except as provided in paragraphs (2), (3), and (4), a person or State or Federal agency may not—

(A) import a live virus into the United States;

(B) transport a live virus within the United States; and

(C) store and maintain a live virus at a research facility.

(2) AUTHORITY OF THE SECRETARY.—The Secretary of Agriculture may—

(A) import a live virus into the United States;

(B) transport a live virus within the United States; and

(C) store and maintain a live virus at a research facility.

(3) PERMITS.—

(A) IN GENERAL.—If the Secretary determines that it is in the public interest to do so, the Secretary may issue a permit to allow a private person or a State or Federal agency to—



(i) import a live virus into the United States;

(ii) transport a live virus within the United States; and

(iii) store and maintain a live virus at a research facility.

(B) PERMIT TERMS.—A permit issued under this paragraph shall be subject to terms and conditions prescribed by the Secretary.

(4) LIMITATION.—Nothing in this section shall apply to the importation, transportation, storage, and maintenance of any live virus governed by regulations promulgated pursuant to section 351A of the Public Health Service Act (42 U.S.C. 262a) or the Agricultural Bioterrorism Protection Act of 2002 (7 U.S.C. 8401).

(d) AUTHORIZATION OF APPROPRIATIONS.—In addition to funds otherwise available for the control or eradication of animal diseases, there are authorized to be appropriated such sums as necessary to carry out this section.

**SEC. 7109. GRAZINGLANDS RESEARCH LABORATORY.**

Notwithstanding any other provision of law, without specific authorization by an Act of Congress, the Federal land and facilities at El Reno, Oklahoma, currently administered by the Secretary of Agriculture as the Grazinglands Research Laboratory, shall not at any time, in whole or part, be declared to be excess or surplus Federal property under chapter 5 of subtitle I of title 40, United States Code, or otherwise be conveyed or transferred in whole or in part.

**SEC. 7110. RESEARCHER TRAINING.**

(a) REQUIREMENT.—The Secretary shall require that persons receiving funds under section 1668(g)(2) of the Food, Agriculture, Conservation, and Trade Act of 1990 (7 U.S.C. 5921(g)(2)) to conduct research concerning genetically engineered plants, including seed and other propagative materials, complete a training program approved by the Secretary.

(b) CERTIFICATION OF THIRD-PARTY PROVIDERS.—Not later than 180 days after the date of the enactment of this Act, the Secretary shall establish a system for approving individuals and entities to provide training under subsection (a), including criteria for the evaluation of trainers or potential trainers.

(c) EXPERTISE.—In establishing criteria for the evaluation of potential trainers, the Secretary shall ensure that individuals and entities with expertise in quality management systems, plant breeding and genetics, and the technical aspects of the Federal regulatory process for agricultural biotechnology, are eligible to become approved trainers under subsection (b).

**SEC. 7111. FORT RENO SCIENCE PARK RESEARCH FACILITY.**

The Secretary of Agriculture may lease land to the University of Oklahoma at the Grazinglands Research Laboratory at El Reno, Oklahoma, on such terms and conditions as the University and the Secretary may agree in furtherance of cooperative research and existing easement arrangements.

**SEC. 7112. ASSESSING THE NUTRITIONAL COMPOSITION OF BEEF PRODUCTS.**

(a) STUDY.—Not later than 1 year after the date of the enactment of this Act, the Secretary shall award a grant, contract, or other agreement with an appropriate land-grant university to update the Department of Agriculture's Nutrient Composition Handbook for Beef, also known as Handbook #8-13. The Handbook shall incorporate accurate and current data collected by the university to be used by Federal agencies, private industries, health organizations, and consumers to determine important diet and health-related issues associated with the consumption of beef and beef products.

(b) AUTHORIZATION OF APPROPRIATIONS.—There are authorized to be appropriated such

sums as are necessary to carry out this section to be available until expended.

**SEC. 7113. SENSE OF CONGRESS REGARDING FUNDING FOR HUMAN NUTRITION RESEARCH.**

It is the sense of the Congress that—

(1) human nutrition research has the potential for improving the health status of the American public through studies that help determine—

(A) the food and beverage intakes of Americans and the nutrient composition of the food supply;

(B) the relationship between diet and obesity, particularly to prevent childhood obesity;

(C) the authoritative, peer-reviewed, science-based evidence that forms the basis for Federal nutrition policy, dietary guidelines and programs; and

(D) the nutrient requirements for individuals at various stages in the lifespan and for vulnerable populations, particularly children and the elderly;

(2) human nutrition research holds the potential for identifying factors in crops and livestock that provide nutrition benefits to humans and add value for producers;

(3) the potential cost savings to Federal health programs, combined with the boost in revenues for farmers who produce nutritionally enhanced foods, justifies an increase in funding to a level sufficient to conduct this essential research; and

(4) the USDA regional human nutritional research centers have unique value in linking producer and consumer interests into investigations of food and human nutrition issues and conducting long-term nutrition studies; and activities at these centers should be preserved and coordinated with other human nutrition research activities.

**Subtitle B—National Agricultural Research, Extension, and Teaching Policy Act of 1977**

**SEC. 7201. ADVISORY BOARD.**

Section 1408(g)(1) of the National Agricultural Research, Extension, and Teaching Policy Act of 1977 (7 U.S.C. 3123(g)(1)) is amended by striking “\$350,000” and inserting “\$500,000”.

**SEC. 7202. ADVISORY BOARD TERMINATION.**

Section 1408(h) of the National Agricultural Research, Extension, and Teaching Policy Act of 1977 (7 U.S.C. 3123(h)) is amended by striking “2007” and inserting “2012”.

**SEC. 7203. RENEWABLE ENERGY COMMITTEE.**

The National Agricultural Research, Extension, and Teaching Policy Act of 1977 is amended by inserting after section 1408A the following:

**“SEC. 1408B. RENEWABLE ENERGY COMMITTEE.**

“(a) INITIAL MEMBERS.—Not later than 90 days after the date of the enactment of this section, the executive committee of the Advisory Board shall establish and appoint the initial members of a permanent renewable energy committee that shall be responsible for studying the scope and effectiveness of research, extension, and economics programs affecting the renewable energy industry.

“(b) NON-ADVISORY BOARD MEMBERS.—Individuals who are not members of the Advisory Board may be appointed as members of the renewable energy committee. Members of the renewable energy committee shall serve at the discretion of the executive committee.

“(c) REPORT BY RENEWABLE ENERGY COMMITTEE.—Not later than 180 days after the establishment of the renewable energy committee, and annually thereafter, the renewable energy committee shall submit to the Advisory Board a report containing the findings of its study under subsection (a). The renewable energy committee shall include in each report its recommendations.

“(d) COORDINATION OF FUNCTIONS.—In carrying out its functions, the Renewable En-

ergy Committee shall coordinate with the Biomass Research and Development Act Committee.

“(e) MATTERS TO BE CONSIDERED IN BUDGET RECOMMENDATION.—In preparing the annual budget recommendations for the Department, the Secretary shall take into consideration those findings and recommendations contained in the most recent report of the renewable energy committee that are adopted by the Advisory Committee.

“(f) REPORT BY THE SECRETARY.—In the budget material submitted to Congress by the Secretary in connection with the budget submitted pursuant to section 1105 of title 31, United States Code, for a fiscal year, the Secretary shall include a report describing how the Secretary addressed each recommendation of the renewable energy committee described in subsection (e) of this section.”.

**SEC. 7204. SPECIALTY CROP COMMITTEE REPORT.**

Section 1408A(c) of the National Agricultural Research, Extension, and Teaching Policy Act of 1977 (7 U.S.C. 3123a(c)) is amended by adding at the end the following:

“(4) Analyses of the specialty crop sector, including the impact of changes in domestic and international markets, production and new product technologies, alternative policies and macroeconomic conditions on specialty crop production, use, farm and retail prices, and farm income and financial stability from a national, regional, and farm-level perspective.

“(5) Review of the economic state of the specialty crop industry from a regional perspective.

“(6) Development of data that provides applied information useful to specialty crop growers, their associations, and other interested beneficiaries in evaluating that industry from a regional and national perspective.”.

**SEC. 7205. INCLUSION OF UDC IN GRANTS AND FELLOWSHIPS FOR FOOD AND AGRICULTURAL SCIENCES EDUCATION.**

Section 1417 of the National Agricultural Research, Extension, and Teaching Policy Act of 1977 (7 U.S.C. 3152) is amended—

(1) in subsection (b), by inserting “including the University of the District of Columbia,” after “universities;” and

(2) in subsection (d)(2), by inserting “, including the University of the District of Columbia,” after “universities”.

**SEC. 7206. GRANTS AND FELLOWSHIPS FOR FOOD AND AGRICULTURAL SCIENCES EDUCATION.**

(a) EDUCATION TEACHING PROGRAMS.—Section 1417(j) of the National Agricultural Research, Extension and Teaching Policy Act of 1977 (7 U.S.C. 3152(j)) is amended—

(1) in the subsection heading, by striking “SECONDARY EDUCATION AND 2-YEAR POSTSECONDARY EDUCATION TEACHING PROGRAMS” and inserting “SECONDARY EDUCATION, 2-YEAR POSTSECONDARY EDUCATION, AND AGRICULTURE IN THE K-12 CLASSROOM”; and

(2) in paragraph (3)—

(A) by striking “secondary schools, and institutions of higher education that award an associate's degree” and inserting “secondary schools, institutions of higher education that award an associate's degree, other institutions of higher education, and nonprofit organizations”; and

(B) in subparagraph (E), by striking “and” at the end;

(C) in subparagraph (F), by striking the period at the end and inserting “; and”; and

(D) by adding at the end the following:

“(G) to support current agriculture in the classroom programs for grades K-12.”.

(b) AUTHORIZATION OF APPROPRIATIONS.—Section 1417(l) of the National Agricultural Research, Extension, and Teaching Policy



Act of 1977 (7 U.S.C. 3152(l)) is amended by striking "2007" and inserting "2012".

(c) REPORT.—Section 1417 of the National Agricultural Research, Extension and Teaching Policy Act of 1977 is amended by adding at the end the following:

"(m) REPORT.—The Secretary shall submit an annual report to the Committee on Agriculture of the House of Representatives and the Committee on Agriculture, Nutrition and Forestry of the Senate detailing the distribution of funds used to implement the teaching programs under subsection (j)."

**SEC. 7207. GRANTS FOR RESEARCH ON PRODUCTION AND MARKETING OF ALCOHOLS AND INDUSTRIAL HYDROCARBONS FROM AGRICULTURAL COMMODITIES AND FOREST PRODUCTS.**

Section 1419(d) of the National Agricultural Research, Extension, and Teaching Policy Act of 1977 (7 U.S.C. 3154(d)) is amended by striking "2007" and inserting "2012".

**SEC. 7208. POLICY RESEARCH CENTERS.**

Section 1419A of the National Agricultural Research, Extension, and Teaching Policy Act of 1977 (7 U.S.C. 3155) is amended—

(1) in subsection (b), by inserting "including the Food Agricultural Policy Research Institute and the Agricultural and Food Policy Center" after "research institutions and organizations"; and

(2) in subsection (d), by striking "2007" and inserting "2012".

**SEC. 7209. HUMAN NUTRITION INTERVENTION AND HEALTH PROMOTION RESEARCH PROGRAM.**

Section 1424(d) of the National Agricultural Research, Extension, and Teaching Policy Act of 1977 (7 U.S.C. 3174(d)) is amended by striking "2007" and inserting "2012".

**SEC. 7210. PILOT RESEARCH PROGRAM TO COMBINE MEDICAL AND AGRICULTURAL RESEARCH.**

Section 1424A(d) of the National Agricultural Research, Extension, and Teaching Policy Act of 1977 (7 U.S.C. 3174a(d)) is amended by striking "2007" and inserting "2012".

**SEC. 7211. NUTRITION EDUCATION PROGRAM.**

Section 1425(c)(3) of the National Agricultural Research, Extension, and Teaching Policy Act of 1977 (7 U.S.C. 3175(c)(3)) is amended by striking "2007" and inserting "2012".

**SEC. 7212. CONTINUING ANIMAL HEALTH AND DISEASE RESEARCH PROGRAMS.**

Section 1433(a) of the National Agricultural Research, Extension, and Teaching Policy Act of 1977 (7 U.S.C. 3195(a)) is amended in the first sentence by striking "2007" and inserting "2012".

**SEC. 7213. COOPERATION AMONG ELIGIBLE INSTITUTIONS.**

Section 1433 of the National Agricultural Research, Extension, and Teaching Policy Act of 1977 is amended by adding at the end the following new subsection:

"(g) COOPERATION AMONG ELIGIBLE INSTITUTIONS.—The Secretary, to the maximum extent practicable, shall encourage eligible institutions to cooperate in setting research priorities under this section through the conduct of regular regional and national meetings."

**SEC. 7214. APPROPRIATIONS FOR RESEARCH ON NATIONAL OR REGIONAL PROBLEMS.**

Section 1434(a) of the National Agricultural Research, Extension, and Teaching Policy Act of 1977 (7 U.S.C. 3196(a)) is amended by striking "2007" and inserting "2012".

**SEC. 7215. AUTHORIZATION LEVEL OF EXTENSION AT 1890 LAND-GRANT COLLEGES.**

Section 1444(a)(2) of the National Agricultural Research, Extension, and Teaching Policy Act of 1977 (7 U.S.C. 3221(a)(2)) is

amended by striking "15 percent" and inserting "20 percent".

**SEC. 7216. AUTHORIZATION LEVEL FOR AGRICULTURAL RESEARCH AT 1890 LAND-GRANT COLLEGES.**

Section 1445(a)(2) of the National Agricultural Research, Extension, and Teaching Policy Act of 1977 (7 U.S.C. 3222(a)(2)) is amended by striking "25 percent" and inserting "30 percent".

**SEC. 7217. GRANTS TO UPGRADE AGRICULTURE AND FOOD SCIENCES FACILITIES AT THE DISTRICT OF COLUMBIA LAND GRANT UNIVERSITY.**

The National Agricultural Research, Extension, and Teaching Policy Act of 1977 (7 U.S.C. 3101 et seq.) is amended by inserting after section 1447 the following:

**"SEC. 1447A. GRANTS TO UPGRADE AGRICULTURE AND FOOD SCIENCES FACILITIES AT THE DISTRICT OF COLUMBIA LAND GRANT UNIVERSITY.**

"(a) PURPOSE.—It is declared to be the intent of Congress to assist the land grant university in the District of Columbia, as established under section 208 of the District of Columbia Public Postsecondary Education Reorganization Act of October 26, 1974 (Public Law 93-471) in efforts to acquire, alter, or repair facilities or relevant equipment necessary for conducting agricultural research.

"(b) AUTHORIZATION OF APPROPRIATIONS.—There are authorized to be appropriated for the purposes of carrying out the provisions of this section \$750,000 for each of fiscal years 2008 through 2012."

**SEC. 7218. GRANTS TO UPGRADE AGRICULTURE AND FOOD SCIENCES FACILITIES AT 1890 LAND-GRANT COLLEGES, INCLUDING TUSKEGEE UNIVERSITY.**

Section 1447(b) of the National Agricultural Research, Extension, and Teaching Policy Act of 1977 (7 U.S.C. 3222b(b)) is amended by striking "2007" and inserting "2012".

**SEC. 7219. NATIONAL RESEARCH AND TRAINING VIRTUAL CENTERS.**

Section 1448 of the National Agricultural Research, Extension, and Teaching Policy Act of 1977 (7 U.S.C. 3222c) is amended by striking "2007" each place it appears in subsections (a)(1) and (f) and inserting "2012".

**SEC. 7220. MATCHING FUNDS REQUIREMENT FOR RESEARCH AND EXTENSION ACTIVITIES OF 1890 INSTITUTIONS.**

Section 1449(c) of the National Agricultural Research, Extension, and Teaching Policy Act of 1977 (7 U.S.C. 3222d(c)) is amended in the first sentence by striking "for each of fiscal years 2003 through 2007."

**SEC. 7221. HISPANIC-SERVING INSTITUTIONS.**

Section 1455(c) of the National Agricultural Research, Extension, and Teaching Policy Act of 1977 (7 U.S.C. 3241(c)) is amended by striking "2007" and inserting "2012".

**SEC. 7222. HISPANIC-SERVING AGRICULTURAL COLLEGES AND UNIVERSITIES.**

(a) IN GENERAL.—The National Agricultural Research, Extension and Teaching Policy Act of 1977 is amended by inserting after section 1455 the following:

**"SEC. 1456. HISPANIC-SERVING AGRICULTURAL COLLEGES AND UNIVERSITIES.**

"(a) DEFINITIONS.—As used in this section:

"(1) ENDOWMENT FUND.—The term 'endowment fund' means the Hispanic-Serving Agricultural Colleges and Universities Fund established under subsection (b).

"(2) HISPANIC-SERVING AGRICULTURAL COLLEGE AND UNIVERSITIES.—The term 'Hispanic-serving agricultural colleges and universities' means a college or university that—

"(A) qualifies as a 'Hispanic-serving institution' as defined in section 502(a)(5) of the Higher Education Act of 1965 (20 U.S.C. 1101a(a)(5)); and

"(B) offers associate, bachelor's, or other accredited degree programs in agriculture-related fields.

"(b) ENDOWMENT.—

"(1) IN GENERAL.—In accordance with this subsection, the Secretary of the Treasury shall establish a Hispanic-Serving Agricultural Colleges and Universities Fund. The Secretary of the Treasury may enter into such agreements as are necessary to carry out this subsection.

"(2) DEPOSIT TO THE ENDOWMENT FUND.—The Secretary of the Treasury shall deposit in the endowment fund any—

"(A) amounts made available through Acts of appropriations, which shall be the endowment fund corpus; and

"(B) interest earned on the endowment fund corpus.

"(3) INVESTMENTS.—The Secretary of the Treasury shall invest the endowment fund corpus and income in interest-bearing obligations of the United States.

"(4) WITHDRAWALS AND EXPENDITURES.—The Secretary of the Treasury may not make a withdrawal or expenditure from the endowment fund corpus. On September 30, 2008, and each September 30 thereafter, the Secretary of the Treasury shall withdraw the amount of the income from the endowment fund for the fiscal year and warrant the funds to the Secretary of Agriculture who, after making adjustments for the cost of administering the endowment fund, shall distribute the adjusted income as follows:

"(A) 60 percent distributed among the Hispanic-serving agricultural colleges and universities on a pro rata basis based on each institution's Hispanic enrollment count.

"(B) 40 percent distributed in equal shares to the Hispanic-serving agricultural colleges and universities.

"(5) AUTHORIZATION OF APPROPRIATIONS.—

"(A) IN GENERAL.—For fiscal year 2008, and for each fiscal year thereafter, there is authorized to be appropriated to the Department of Agriculture an amount equal to—

"(i) \$80,000; multiplied by

"(ii) the number of Hispanic-serving agricultural colleges and universities.

"(B) PAYMENTS.—For fiscal year 2008, and for each fiscal year thereafter, the Secretary of the Treasury shall pay to the treasurer of each Hispanic-Serving agricultural college and university an amount equal to—

"(i) the total amount made available by appropriations pursuant to paragraph (1); divided by

"(ii) the number of Hispanic-serving agricultural colleges and universities.

"(C) USE OF FUNDS.—Amounts authorized to be appropriated under this subsection shall be used in the same manner as is prescribed for colleges under the Act of August 30, 1890 (commonly known as the Second Morrill Act), and except as otherwise provided in this subsection, the requirements of such Act shall apply to the Hispanic-serving agricultural colleges and universities.

"(D) Amounts appropriated pursuant to this section shall be held and considered to have been granted to Hispanic-serving agricultural colleges and universities to establish an endowment pursuant to subsection (b).

"(c) INSTITUTIONAL CAPACITY BUILDING GRANTS.—

"(1) PURPOSE AND ALLOWABLE USES.—For fiscal year 2008, and for each fiscal year thereafter, the Secretary shall make institutional capacity building grants to assist Hispanic-serving agricultural colleges and universities not including alteration, repair, renovation, or construction of buildings.

"(2) CRITERIA FOR INSTITUTIONAL CAPACITY BUILDING GRANTS.—

"(A) REQUIREMENTS FOR GRANTS.—The Secretary shall make grants under this subsection on the basis of a competitive application process under which Hispanic-serving agricultural colleges and universities may submit applications to the Secretary in such

form and manner as the Secretary may prescribe.

“(B) BROADER PARTICIPATION AND GEOGRAPHIC DIVERSITY.—All Hispanic-serving agricultural colleges and universities shall be eligible to compete for grants under this subsection.

“(C) DEMONSTRATION OF NEED.—The Secretary shall require as part of an application for a grant under this subsection, a demonstration of need based on criteria stated in subsection (b)(5). The Secretary may award a grant under this subsection only to an applicant that demonstrates a failure to obtain funding for a project after making a reasonable effort to otherwise obtain the funding.

“(D) PAYMENT OF NON-FEDERAL SHARE.—A grant awarded under this subsection shall be made only if the recipient of the grant pays a non-Federal share in an amount specified by the Secretary and based upon assessed institutional needs.

“(3) AUTHORIZATION OF APPROPRIATIONS.—There are authorized to be appropriated to the Secretary of Agriculture to carry out this subsection, such sums as are necessary for fiscal year 2008, and for each fiscal year thereafter.

“(d) COMPETITIVE GRANTS PROGRAM.—The Secretary of Agriculture shall establish a competitive grants program to fund basic and applied research at Hispanic-serving agricultural colleges and universities in agriculture, human nutrition, food science, bioenergy, and environmental science. There are authorized to be appropriated to the Secretary such sums as are necessary to carry out this subsection for fiscal year 2008 and for each fiscal year thereafter.”

(b) FUNDING.—Section 3 of the Act of May 8, 1914, (commonly known as the Smith-Lever Act), is amended—

(1) in subsection (b), by adding at the end the following new paragraph:

“(4) There are authorized to be appropriated for fiscal year 2008, and for each fiscal year thereafter, such sums as are necessary for the purposes set forth in section 4. Such sums shall be in addition to the sums appropriated for the several States and Puerto Rico, the Virgin Islands, and Guam under the provisions of this section. Such sums shall be distributed on the basis on a competitive application process to be developed and implemented by the Secretary and paid by the Secretary to the State institutions established in accordance with the provisions of the Act of July 2, 1862 (commonly known as the First Morrill Act) and administered by such institutions through cooperative agreements with the Hispanic-serving agricultural colleges and universities in the States of the institutions in accordance with regulations that the Secretary shall adopt.”; and

(2) in subsection (f), by inserting “or Hispanic-serving agricultural colleges and universities” after “Institution”.

**SEC. 7223. INTERNATIONAL AGRICULTURAL RESEARCH, EXTENSION, AND EDUCATION.**

Section 1458(a) of the National Agricultural Research, Extension, and Teaching Policy Act of 1977 (7 U.S.C. 3291(a)) is amended—

(1) in paragraph (1)—

(A) in subparagraph (A), by striking “and” after the semicolon;

(B) in subparagraph (B), by adding “and” at the end; and

(C) by adding at the end the following:

“(C) giving priority to those institutions with existing memorandums of understanding, agreements, or other formal ties to United States institutions, or State or Federal agencies;”;

(2) in paragraph (3), by inserting “Hispanic-serving agricultural colleges and universities,” after “universities,”;

(3) in paragraph (7)(A), by striking “and land-grant colleges and universities” and inserting “, land-grant colleges and universities, and Hispanic-serving agricultural colleges and universities”;

(4) in paragraph (9)(A), by striking “or other colleges and universities” and inserting “, or other colleges and universities, or Hispanic-serving agricultural colleges and universities”;

(5) by adding at the end the following:

“(11) establish a program for the purpose of providing fellowships to United States or foreign students to study at foreign agricultural colleges and universities working under agreements provided for under paragraph (3).”

**SEC. 7224. COMPETITIVE GRANTS FOR INTERNATIONAL AGRICULTURAL SCIENCE AND EDUCATION PROGRAMS.**

Section 1459A(c) of the National Agricultural Research, Extension, and Teaching Policy Act of 1977 (7 U.S.C. 3292b(c)) is amended by striking “2007” and inserting “2012”.

**SEC. 7225. LIMITATION ON INDIRECT COSTS FOR AGRICULTURAL RESEARCH, EDUCATION, AND EXTENSION PROGRAMS.**

Section 1462(a) of the National Agriculture Research, Extension, and Teaching Policy Act of 1977 (7 U.S.C. 3310(a)) is amended by striking “a competitive” and inserting “any”.

**SEC. 7226. RESEARCH EQUIPMENT GRANTS.**

Section 1462A(e) of the National Agricultural Research, Extension, and Teaching Policy Act of 1977 (7 U.S.C. 3310a(e)) is amended by striking “2007” and inserting “2012”.

**SEC. 7227. UNIVERSITY RESEARCH.**

Section 1463 of the National Agricultural Research, Extension, and Teaching Policy Act of 1977 (7 U.S.C. 3311) is amended by striking “2007” each place it appears in subsections (a) and (b) and inserting “2012”.

**SEC. 7228. EXTENSION SERVICE.**

Section 1464 of the National Agricultural Research, Extension, and Teaching Policy Act of 1977 (7 U.S.C. 3312) is amended by striking “2007” and inserting “2012”.

**SEC. 7229. SUPPLEMENTAL AND ALTERNATIVE CROPS.**

Section 1473D(a) of the National Agricultural Research, Extension, and Teaching Policy Act of 1977 (7 U.S.C. 3319d(a)) is amended by striking “2007” and inserting “2012”.

**SEC. 7230. AQUACULTURE RESEARCH FACILITIES.**

Section 1477 of the National Agricultural Research, Extension, and Teaching Policy Act of 1977 (7 U.S.C. 3324) is amended by striking “2007” and inserting “2012”.

**SEC. 7231. RANGELAND RESEARCH.**

Section 1483(a) of the National Agricultural Research, Extension, and Teaching Policy Act of 1977 (7 U.S.C. 3336(a)) is amended by striking “2007” and inserting “2012”.

**SEC. 7232. SPECIAL AUTHORIZATION FOR BIOSECURITY PLANNING AND RESPONSE.**

Section 1484(a) of the National Agricultural Research, Extension, and Teaching Policy Act of 1977 (7 U.S.C. 3351(a)) is amended by striking “2007” and inserting “2012”.

**SEC. 7233. RESIDENT INSTRUCTION AND DISTANCE EDUCATION GRANTS PROGRAM FOR INSULAR AREA INSTITUTIONS OF HIGHER EDUCATION.**

(a) DISTANCE EDUCATION GRANTS FOR INSULAR AREAS.—Section 1490(f) of the National Agricultural Research, Extension, and Teaching Policy Act of 1977 (7 U.S.C. 3362(f)) is amended by striking “2007” and inserting “2012”.

(b) RESIDENT INSTRUCTION GRANTS FOR INSULAR AREAS.—Section 1491 of the National

Agricultural Research, Extension, and Teaching Policy Act of 1977 (7 U.S.C. 3363) is amended—

(1) by redesignating subsection (e) as subsection (c); and

(2) in subsection (c) (as so redesignated), by striking “2007” and inserting “2012”.

**Subtitle C—Food, Agriculture, Conservation, and Trade Act of 1990**

**SEC. 7301. NATIONAL GENETICS RESOURCES PROGRAM.**

Section 1635(b) of the Food, Agriculture, Conservation, and Trade Act of 1990 (7 U.S.C. 5844(b)) is amended by striking “2007” and inserting “2012”.

**SEC. 7302. NATIONAL AGRICULTURAL WEATHER INFORMATION SYSTEM.**

Section 1641(c) of the Food, Agriculture, Conservation, and Trade Act of 1990 (7 U.S.C. 5855(c)) is amended by striking “1991 through 1997” and inserting “2008 through 2012”.

**SEC. 7303. PARTNERSHIPS.**

Section 1672(d) of the Food, Agriculture, Conservation, and Trade Act of 1990 (7 U.S.C. 5925(d)) is amended by striking “may” and inserting “shall”.

**SEC. 7304. AFLATOXIN RESEARCH AND EXTENSION.**

Section 1672(e)(3) of the Food, Agriculture, Conservation, and Trade Act of 1990 (7 U.S.C. 5925(e)(3)) is amended by striking “and controlling aflatoxin in the food and feed chains.” and inserting “improving, and eventually commercializing aflatoxin controls in corn and other affected agricultural products and crops.”

**SEC. 7305. HIGH-PRIORITY RESEARCH AND EXTENSION AREAS.**

Section 1672(e) of the Food, Agriculture, Conservation, and Trade Act of 1990 (7 U.S.C. 5925(e)) is amended by adding the following:

“(46) FARMED AND WILD CERVID DISEASE AND APPLIED GENETICS RESEARCH.—Research grants may be made under this section for the purpose of investigating the major infectious, parasitic and toxic diseases of importance to farmed and wild cervids.

“(47) AIR EMISSIONS FROM LIVESTOCK OPERATIONS.—Research and extension grants may be made under this section for the purpose of conducting field verification tests and developing mitigation options for air emissions from animal feeding operations.

“(48) SWINE GENOME PROJECT.—Research grants may be made under this section to conduct swine genome research and to map the swine genome.

“(49) CATTLE FEVER TICK PROGRAM.—Research and extension grants may be made to study cattle fever ticks to facilitate understanding of the role of wildlife in the persistence and spread of cattle fever ticks; to develop advanced methods for eradication of cattle fever ticks; and to improve management of diseases related to cattle fever ticks that are associated with wildlife, livestock, and human health.

“(50) COLONY COLLAPSE DISORDER PROGRAM.—Research and extension grants may be made to survey and collect data of honey bee colony production and health; research various factors possibly contributing to or associated with colony collapse disorder; and develop mitigative and preventative measures to improve bee health.

“(51) SYNTHETIC GYPSUM FROM ELECTRIC POWER PLANTS RESEARCH.—Research and extension grants may be made to study the uses of synthetic gypsum from electric power plants to remediate soil and nutrient losses.

“(52) CRANBERRY RESEARCH PROGRAM.—Research and extension grants may be made to study new technologies to assist cranberry growers in complying with Federal and State environmental regulations, increase production, develop new growing techniques, establish more efficient growing methodologies,

and educate farmers about sustainable growth practices.

“(53) SORGHUM RESEARCH INITIATIVE.—Research and extension grants may be made to study the use of sorghum as a bioenergy feedstock, promote diversification in, and the environmental sustainability of sorghum production, and promote water conservation through the use of sorghum.

“(54) BEAN HEALTH RESEARCH PROGRAM.—Research and extension grants may be made to study bean-based solutions to chronic health and nutritional concerns in both developed and developing countries, and to increase bean consumption.”.

**SEC. 7306. HIGH-PRIORITY RESEARCH AND EXTENSION INITIATIVES.**

Section 1672(h) of the Food, Agriculture, Conservation, and Trade Act of 1990 (7 U.S.C. 5925(h)) is amended by striking “2007” and inserting “2012”.

**SEC. 7307. NUTRIENT MANAGEMENT RESEARCH AND EXTENSION INITIATIVE.**

Section 1672A of the Food, Agriculture, Conservation, and Trade Act of 1990 (7 U.S.C. 5925a) is amended—

(1) by redesignating subsection (g) as subsection (f);

(2) in subsection (d), by inserting “or address unique regional concerns” after “entities”;

(3) in subsection (e)(1)(B), by inserting “and dairy cattle waste” after “swine waste”; and

(4) in subsection (f) (as so redesignated in paragraph (1)), by striking “2007” and inserting “2012”.

**SEC. 7308. AGRICULTURAL TELECOMMUNICATIONS PROGRAM.**

Section 1673(h) of the Food, Agriculture, Conservation, and Trade Act of 1990 (7 U.S.C. 5926(h)) is amended by striking “2007” and inserting “2012”.

**SEC. 7309. ASSISTIVE TECHNOLOGY PROGRAM FOR FARMERS WITH DISABILITIES.**

Section 1680(c)(1) of the Food, Agriculture, Conservation, and Trade Act of 1990 (7 U.S.C. 5933(c)(1)) is amended by striking “2007” and inserting “2012”.

**SEC. 7310. ORGANIC RESEARCH.**

(a) IN GENERAL.—The Organic Agriculture Research and Extension Initiative (section 1672B of the Food, Agriculture, Conservation, and Trade Act of 1990 (7 U.S.C. 5925b)) is amended—

(1) in subsection (a)—

(A) in paragraph (5), by striking “and” after the semicolon;

(B) in paragraph (6), at the end by striking the period and inserting a semicolon; and

(C) by adding at the end the following:

“(7) examining optimal conservation and environmental outcomes relating to organically produced agricultural products; and

“(8) developing new and improved seed varieties that are particularly suited for organic agriculture.”; and

(2) by adding at the end the following—

“(f) AUTHORIZATION OF APPROPRIATIONS.—There is authorized to be appropriated \$25,000,000 for each of fiscal years 2009 through 2012.

“(g) ADDITIONAL FUNDING.—In addition to funds made available under subsection (f), of the funds of the Commodity Credit Corporation, the Secretary shall make available to carry out this section a total of \$25,000,000 for fiscal years 2008 through 2012.”.

(b) COORDINATION.—In carrying out this section, the Secretary shall ensure that the Director of the applicable Program Office established under section 7104(a) coordinates projects and activities carried out under this section to ensure, to the maximum extent practicable, that duplication of effort is eliminated or minimized.

**SEC. 7311. NATIONAL RURAL INFORMATION CENTER CLEARINGHOUSE.**

Section 2381(e) of the Food, Agriculture, Conservation, and Trade Act of 1990 (7 U.S.C.

3125b(e)) is amended by striking “2007” and inserting “2012”.

**SEC. 7312. NEW ERA RURAL TECHNOLOGY PROGRAM.**

(a) FUNCTIONS.—

(1) The Secretary shall establish the “New Era Rural Technology Program”, to make grants available for technology development, applied research, and training to aid in the development of an agriculture-based renewable energy workforce. This initiative shall support the fields of bioenergy, pulp and paper manufacturing, and for agriculture-based renewable energy resources.

(2) To receive funding under this section an entity—

(A) shall be a rural community college or advanced technological center, in existence on the date of the enactment of this Act, that participates in agricultural or bioenergy research and applied research;

(B) shall have a proven record of development and implementation of programs to meet the needs of students, educators, and business and industry to supply the agriculture-based, renewable energy or pulp and paper manufacturing fields with certified technicians as determined by the Secretary of Agriculture; and

(C) shall have the ability to leverage existing partnerships and occupational outreach and training programs for secondary schools, 4-year institutions and relevant non-profit organizations.

(b) LIMITATION ON AUTHORIZATION OF APPROPRIATIONS.—To carry out this section, there are authorized to be appropriated such sums as necessary for each of the fiscal years 2008 through 2012.

(c) COMMUNITY COLLEGES.—In this section, the term “community college” means an institution of higher education—

(1) that admits as regular students persons who are beyond the age of compulsory school attendance in the State in which the institution is located and who have the ability to benefit from the training offered by the institution;

(2) that does not provide an educational program for which it awards a bachelor’s degree, or an equivalent degree; and

(3) that—

(A) provides an educational program of not less than two years that is acceptable for full credit toward such a degree; or

(B) offers a two-year program in engineering, technology, mathematics, or the physical, chemical or biological sciences, designed to prepare a student to work as a technician or at the semiprofessional level in engineering, scientific, or other technological fields requiring the understanding and application of basic engineering, scientific, or mathematical principles of knowledge.

(d) GRANT PRIORITY.—Preference shall be given to rural community colleges working in partnership to improve information sharing capacity and to maximize the ability to meet the requirements of this section.

**Subtitle D—Agricultural Research, Extension, and Education Reform Act of 1998**

**SEC. 7401. PARTNERSHIPS FOR HIGH-VALUE AGRICULTURAL PRODUCT QUALITY RESEARCH.**

Section 402(g) of the Agricultural Research, Extension, and Education Reform Act of 1998 (7 U.S.C. 7622(g)) is amended by striking “2007” and inserting “2012”.

**SEC. 7402. PRECISION AGRICULTURE.**

Section 403(i)(1) of the Agricultural Research, Extension, and Education Reform Act of 1998 (7 U.S.C. 7623(i)(1)) is amended by striking “2007” and inserting “2012”.

**SEC. 7403. BIOBASED PRODUCTS.**

(a) PILOT PROJECT.—Section 404(e)(2) of the Agricultural Research, Extension, and Education Reform Act of 1998 (7 U.S.C. 7624(e)(2))

is amended by striking “2007” and inserting “2012”.

(b) AUTHORIZATION OF APPROPRIATIONS.—Section 404(h) of the Agricultural Research, Extension, and Education Reform Act of 1998 (7 U.S.C. 7624(h)) is amended by striking “2007” and inserting “2012”.

**SEC. 7404. THOMAS JEFFERSON INITIATIVE FOR CROP DIVERSIFICATION.**

Section 405(h) of the Agricultural Research, Extension, and Education Reform Act of 1998 (7 U.S.C. 7625(h)) is amended by striking “2007” and inserting “2012”.

**SEC. 7405. INTEGRATED RESEARCH, EDUCATION, AND EXTENSION COMPETITIVE GRANTS PROGRAM.**

Section 406(f) of the Agricultural Research, Extension, and Education Reform Act of 1998 (7 U.S.C. 7626(f)) is amended by striking “2007” and inserting “2012”.

**SEC. 7406. FUSARIUM GRAMINEARUM GRANTS.**

Section 408 of the Agricultural Research, Extension, and Education Reform Act of 1998 (7 U.S.C. 7628(e)) is amended—

(1) in the heading for such section, by striking “GRANT” and inserting “GRANTS”; and

(2) in subsection (e), by striking “2007” and inserting “2012”.

**SEC. 7407. BOVINE JOHNES DISEASE CONTROL PROGRAM.**

Section 409(b) of the Agricultural Research, Extension, and Education Reform Act of 1998 (7 U.S.C. 7629(b)) is amended by striking “2007” and inserting “2012”.

**SEC. 7408. GRANTS FOR YOUTH ORGANIZATIONS.**

Section 410 of the Agricultural Research, Extension, and Education Reform Act of 1998 (7 U.S.C. 7630) is amended by striking subsections (b) and (c) and inserting the following:

“(b) FLEXIBILITY.—The Secretary shall provide maximum flexibility in content delivery to each organization receiving funds under this section so as to ensure that the unique goals of each organization, as well as the local community needs are fully met.

“(c) REDISTRIBUTION OF FUNDING WITHIN ORGANIZATIONS AUTHORIZED.—Recipients of funds under this section are authorized to redistribute all or part of the funds received to individual councils or local chapters within such organization without further need of approval from the Secretary.

“(d) AUTHORIZATION OF APPROPRIATIONS.—There are authorized to be appropriated to carry out this section such sums as are necessary for each of fiscal years 2008 through 2012.”.

**SEC. 7409. AGRICULTURAL BIOTECHNOLOGY RESEARCH AND DEVELOPMENT FOR DEVELOPING COUNTRIES.**

Section 411(c) of the Agricultural Research, Extension, and Education Reform Act of 1998 (7 U.S.C. 7631(c)) is amended by striking “2007” and inserting “2012”.

**SEC. 7410. AGRICULTURAL BIOENERGY AND BIOBASED PRODUCTS RESEARCH INITIATIVE.**

Title IV of the Agricultural Research, Extension, and Education Reform Act of 1998 (7 U.S.C. 7621 et seq.) is amended by adding at the end the following:

**“SEC. 412. AGRICULTURAL BIOENERGY AND BIOBASED PRODUCTS RESEARCH INITIATIVE.**

“(a) DEFINITION.—For the purposes of this section, the term ‘Initiative’ means the agricultural bioenergy and biobased products research initiative established by subsection (b).

“(b) ESTABLISHMENT.—There is established within the Department a bioenergy and biobased products research initiative to enhance the production, sustainability, and conversion of biomass to renewable fuels and related products.

“(c) LABORATORY NETWORK.—

“(1) IN GENERAL.—The Secretary shall carry out the Initiative through a bioenergy and biobased product laboratory network that may consist of—

- “(A) Federal agencies;
- “(B) national laboratories;
- “(C) colleges and universities;
- “(D) research institutions and organizations;
- “(E) private organizations or corporations;
- “(F) State agricultural experiment stations; and
- “(G) individuals.

“(2) RESEARCH AND DEVELOPMENT OBJECTIVES.—The laboratory network shall focus on improving biomass production and sustainability, and improving biomass conversion in biorefineries, by—

- “(A) leveraging the broad scientific capabilities of the Department in—
  - “(i) plant genetics and breeding;
  - “(ii) crop production;
  - “(iii) soil and water science;
  - “(iv) use of agricultural waste;
  - “(v) carbohydrate, lipid, protein, and lignin chemistry and biochemistry;
  - “(vi) enzyme development;
  - “(vii) fermentation;
  - “(viii) microbiology;
  - “(ix) cellulosic gasification; and
  - “(x) ethanol by-product utilization.
- “(B) supporting bioenergy and biobased product research that will enhance the production, sustainability, and conversion of biomass to renewable fuels and related products; and
- “(C) supporting bioenergy and biobased product research, and the dissemination of that research, that will assist in achieving the goals of this section.

“(d) COORDINATION.—In carrying out the Initiative, the Secretary shall ensure that the Director of the applicable Program office established under section 7104(a)(1) shall coordinate projects and activities carried out under the Initiative with projects and activities under the Biomass Research and Development Act of 2000 (7 U.S.C. 8601 et seq) to ensure, to the maximum extent practicable, that—

- “(1) duplication of effort is eliminated or minimized; and
  - “(2) the respective strengths of the Department and the Department of Energy are maximized.
- “(e) RESEARCH PROJECTS.—In carrying out this section, the Secretary shall award grants on a competitive basis.
- “(f) ADMINISTRATION.—
- “(1) IN GENERAL.—For grants awarded under subsection (e)(2), the Secretary shall—
- “(A) seek and accept proposals for grants;
  - “(B) determine the relevance and merit of proposals through a system of peer review in accordance with (7 U.S.C. 7613); and
  - “(C) award grants on the basis of merit, quality, and relevance.
- “(2) TERM.—A grant under this section shall have a term that does not exceed 5 years.
- “(3) OTHER CONDITIONS.—The Secretary may set such other conditions on the award of a grant under this section as the Secretary determines appropriate.

“(g) BUILDINGS AND FACILITIES.—Funds made available under this section shall not be used for the construction of a new building or facility or the acquisition, expansion, remodeling, or alteration of an existing building or facility (including site grading and improvement and architect fees).

“(h) FUNDING.—There is authorized to be appropriated \$50,000,000 for each of fiscal years 2008 through 2012 to carry out this section.”

**SEC. 7411. SPECIALTY CROP RESEARCH INITIATIVE.**

(a) IN GENERAL.—Title IV of the Agricultural Research, Extension, and Education

Reform Act of 1998 (7 U.S.C. 7621 et seq.), as amended by section 7410, is further amended by adding at the end the following:

**“SEC. 413. SPECIALTY CROP RESEARCH INITIATIVE.**

“(a) DEFINITIONS.—In this section:

“(1) INITIATIVE.—The term ‘Initiative’ means the specialty crop research initiative established by subsection (b).

“(2) SPECIALTY CROP.—The term ‘specialty crop’ shall have the meaning given that term in section 3(1) of the Specialty Crops Competitiveness Act of 2004 (7 U.S.C. 1621).

“(b) ESTABLISHMENT.—There is established within the Department a specialty crop research initiative to address the critical needs of the specialty crop industry by developing and disseminating science-based tools to address needs of specific crops and their regions, including—

- “(1) research in—
  - “(A) plant breeding, genetics, and genomics to improve crop characteristics, such as—
    - “(i) product appearance;
    - “(ii) environmental responses and tolerances;
    - “(iii) nutrient management;
    - “(iv) pest and disease management; and
    - “(v) enhanced phytonutrient content;
  - “(B) safety;
  - “(C) quality;
  - “(D) yield;
  - “(E) taste; and
  - “(F) shelf life;
- “(2) efforts to identify and address threats from invasive species;
- “(3) efforts to improve agricultural production by developing more technologically efficient and effective applications of water, nutrients, and pesticides;
- “(4) new innovations and technology, such as enhancing mechanization and reducing reliance on labor; and
- “(5) production efficiency, productivity, profitability and marketing.

“(c) ELIGIBLE ENTITIES.—The Secretary may carry out the Initiative through—

- “(1) Federal agencies;
  - “(2) national laboratories;
  - “(3) colleges and universities;
  - “(4) research institutions and organizations;
  - “(5) private organizations or corporations;
  - “(6) State agricultural experiment stations; and
  - “(7) individuals.
- “(d) RESEARCH PROJECTS.—In carrying out this section, the Secretary shall award grants on a competitive basis.
- “(e) ADMINISTRATION.—
- “(1) IN GENERAL.—For grants awarded under subsection (d) the Secretary shall—
- “(A) seek and accept proposals for grants;
  - “(B) determine the relevance and merit of proposals through a system of peer review in accordance with section 103; and
  - “(C) award grants on the basis of merit, quality, and relevance.
- “(2) TERM.—A grant under this section shall have a term that does not exceed 5 years.
- “(3) OTHER CONDITIONS.—The Secretary may set such other conditions on the award of a grant under this section as the Secretary determines appropriate.

“(f) BUILDINGS AND FACILITIES.—Funds made available under this section shall not be used for the construction of a new building or facility or the acquisition, expansion, remodeling, or alteration of an existing building or facility (including site grading and improvement and architect fees).

“(g) FUNDING.—There is authorized to be appropriated \$100,000,000 for each of fiscal years 2008 through 2012 to carry out this section.

“(h) ADDITIONAL FUNDING.—In addition to funds made available under subsection (g), of

the funds of the Commodity Credit Corporation, the Secretary shall make available to carry out this section a total of \$215,000,000 for fiscal years 2008 through 2012.”

(b) COORDINATION.—In carrying out this section, the Secretary shall ensure that the Director of the applicable Program Office established under section 7104(a) coordinates projects and activities carried out under this section to ensure, to the maximum extent practicable, that duplication of effort is eliminated or minimized.

**SEC. 7412. OFFICE OF PEST MANAGEMENT POLICY.**

Section 614(f) of the Agricultural Research, Extension, and Education Reform Act of 1998 (7 U.S.C. 7653(f)) is amended by striking “2007” and inserting “2012”.

#### Subtitle E—Other Laws

**SEC. 7501. CRITICAL AGRICULTURAL MATERIALS ACT.**

Section 16(a) of the Critical Agricultural Materials Act (7 U.S.C. 178n(a)) is amended by striking “2007” and inserting “2012”.

**SEC. 7502. EQUITY IN EDUCATIONAL LAND-GRANT STATUS ACT OF 1994.**

(a) ENDOWMENT FOR 1994 INSTITUTIONS.—Section 533(b) of the Equity in Educational Land-Grant Status Act of 1994 (7 U.S.C. 301 note; Public Law 103-382) is amended in the first sentence by striking “2007” and inserting “2012”.

(b) INSTITUTIONAL CAPACITY BUILDING GRANTS.—Section 535 of the Equity in Educational Land-Grant Status Act of 1994 (7 U.S.C. 301 note; Public Law 103-382) is amended by striking “2007” each place it appears and inserting “2012”.

(c) RESEARCH GRANTS.—Section 536(c) of the Equity in Educational Land-Grant Status Act of 1994 (7 U.S.C. 301 note; Public Law 103-382) is amended in the first sentence by striking “2007” and inserting “2012”.

**SEC. 7503. AGRICULTURAL EXPERIMENT STATION RESEARCH FACILITIES ACT.**

Section 6(a) of the Research Facilities Act (7 U.S.C. 390d(a)) is amended by striking “2007” and inserting “2012”.

**SEC. 7504. NATIONAL AGRICULTURAL RESEARCH, EXTENSION, AND TEACHING POLICY ACT AMENDMENTS OF 1985.**

Section 1431 of the National Agricultural Research, Extension, and Teaching Policy Act Amendments of 1985 (Public Law 99-198; 99 Stat. 1556) is amended by striking “2007” and inserting “2012”.

**SEC. 7505. COMPETITIVE, SPECIAL, AND FACILITIES RESEARCH GRANT ACT (NATIONAL RESEARCH INITIATIVE).**

Section 2 of the Competitive, Special, and Facilities Research Grant Act (7 U.S.C. 4501) is amended—

- (1) in subsection (b)(10), by striking “2007” and inserting “2012”; and
- (2) by striking subsection (g).

**SEC. 7506. AGRICULTURAL RISK PROTECTION ACT OF 2000 (CARBON CYCLE RESEARCH).**

Section 221(g) of the Agricultural Risk Protection Act of 2000 (7 U.S.C. 6711(g)) is amended by striking “2007” and inserting “2012”.

**SEC. 7507. RENEWABLE RESOURCES EXTENSION ACT OF 1978.**

(a) AUTHORIZATION OF APPROPRIATIONS.—Section 6 of the Renewable Resources Extension Act of 1978 (16 U.S.C. 1675) is amended by striking “2007” and inserting “2012”.

(b) TERMINATION DATE.—Section 8 of the Renewable Resources Extension Act of 1978 (16 U.S.C. 1671 note; Public Law 95-306) is amended by striking “2007” and inserting “2012”.

**SEC. 7508. NATIONAL AQUACULTURE ACT OF 1980.**

Section 10 of the National Aquaculture Act of 1980 (16 U.S.C. 2809) is amended by striking “2007” each place it appears and inserting “2012”.

**SEC. 7509. CONSTRUCTION OF A CHINESE GARDEN AT THE NATIONAL ARBORETUM.**

The Act of March 4, 1927 (20 U.S.C. 191 et seq.), is amended by adding at the end the following:

**“SEC. 197. CONSTRUCTION OF A CHINESE GARDEN AT THE NATIONAL ARBORETUM.**

“A Chinese Garden may be constructed at the National Arboretum established under this Act with—

“(1) funds accepted under the provisions of section 195 (20 U.S.C. 195);

“(2) authorities provided to the Secretary of Agriculture under section 196 (20 U.S.C. 196); and

“(3) appropriations provided for this purpose.”.

**SEC. 7510. PUBLIC EDUCATION REGARDING USE OF BIOTECHNOLOGY IN PRODUCING FOOD FOR HUMAN CONSUMPTION.**

Section 10802(b) of the Farm Security and Rural Investment Act of 2002 (7 U.S.C. 5921a(b)) is amended by striking “2007” and inserting “2012”.

**SEC. 7511. FRESH CUT PRODUCE SAFETY GRANTS.**

(a) IN GENERAL.—The Secretary may award competitive research and extension grants to eligible entities to enable such entities to design, implement, and evaluate innovative, cost-effective programs to improve and enhance the safety of fresh cut produce.

(b) ELIGIBLE ENTITIES.—To be eligible to receive a grant under subsection (a) an entity shall—

(1) be a university, college, or other entity designated by the Secretary; and

(2) have developed partnerships with producers of fresh cut produce.

(c) USE OF FUNDS.—An entity shall use funds received under a grant under this section to—

(1) improve sanitation and food safety practices in the processing of fresh cut produce;

(2) develop improved techniques to monitor and inspect fresh cut produce;

(3) develop efficient, rapid and sensitive methods to detect contaminants in fresh cut produce;

(4) determine the sources of contamination in fresh cut produce;

(5) develop methods to reduce or destroy harmful pathogens before, during, and after processing of fresh cut produce; and

(6) conduct other research as determined appropriate by the Secretary.

(d) MATCHING FUNDS REQUIRED.—The Secretary shall require the recipient of a grant under this section to provide funds or in-kind support from non-Federal sources in an amount at least equal to the amount provided by the Federal Government.

(e) COORDINATION.—In carrying out this section, the Secretary shall ensure that the Director of the applicable Program Office established under section 7104(a) coordinates projects and activities carried out under this section to ensure, to the maximum extent practicable, that duplication of effort is eliminated or minimized.

(f) AUTHORIZATION OF APPROPRIATIONS.—There are authorized to be appropriated such sums as are necessary to carry out this section for each of fiscal years 2008 through 2012.

(g) ADDITIONAL FUNDING.—In addition to funds made available under subsection (f), of the funds of the Commodity Credit Corporation, the Secretary shall make available to carry out this section a total of \$25,000,000 for fiscal years 2008 through 2012.

**SEC. 7512. UDC/EFNEP ELIGIBILITY.**

Section 208 of the District of Columbia Public Postsecondary Education Reorganization Act (Public Law 93-471) is amended—

(1) in subsection (b)(2), by striking “, except” and all that follows through the period and inserting a period; and

(2) in subsection (c), by striking “section 3” each place it appears and inserting “section 3(c)”.

**SEC. 7513. SMITH-LEVER ACT.**

Section 3(e)(4) of the Smith-Lever Act (7 U.S.C. 343(e)(4)) is amended—

(1) in the paragraph heading, by inserting “AND THE DISTRICT OF COLUMBIA” after “AREAS”;

(2) in subparagraph (A), by inserting “ and the District of Columbia” after “United States”;

(3) in subparagraph (A), by inserting “and the District of Columbia” after “respectively,”; and

(4) in subparagraph (B), by inserting “or the District of Columbia” after “area”.

**SEC. 7514. HATCH ACT OF 1887.**

Section 3(d)(4) of the Hatch Act of 1887 (7 U.S.C. 351c(d)(4)) is amended—

(1) in the paragraph heading, by inserting “AND THE DISTRICT OF COLUMBIA” after “AREAS”;

(2) in subparagraph (A), by inserting “ and the District of Columbia” after “United States”;

(3) in subparagraph (A), by inserting “and the District of Columbia” after “respectively,”; and

(4) in subparagraph (B), by inserting “or the District of Columbia” after “area”.

**Subtitle F—Additional Provisions****SEC. 7601. MERIT REVIEW OF EXTENSION AND EDUCATIONAL GRANTS.**

Section 103 of the Agricultural Research, Extension, and Education Reform Act of 1998 (7 U.S.C. 7613) is amended in subsection (a)(2)(A), by striking “Cooperative State Research, Education, and Extension Service of the Department” and inserting “the National Institute for Food and Agriculture.”.

**SEC. 7602. REVIEW OF PLAN OF WORK REQUIREMENTS.**

(a) REVIEW.—The Secretary shall work with university partners in extension and research to review and identify measures to streamline the submission, reporting under, and implementation of plan of work requirements including those under—

(1) section 1444 and 1444(d) and 1445(c) of the National Agricultural Research, Extension, and Teaching Policy Act of 1977 (7 U.S.C. 3221(d) and 3222(c), respectively);

(2) section 7 of the Hatch Act of 1887 (7 U.S.C. 361g); and

(3) section 4 of the Smith-Lever Act (7 U.S.C. 344).

(b) REPORT.—Not later than 180 days after the date of the enactment of this Act, the Secretary shall provide to the Committee on Agriculture of the House of Representatives and the Committee on Agriculture, Nutrition, and Forestry of the Senate a report regarding the review carried out under subsection (a). The report shall include recommendations—

(1) to reduce the administrative burden and workload upon institutions associated with plan of work compliance while meeting Department reporting needs for inputs, outputs, and outcome indicators;

(2) to streamline the submission and reporting requirements of the plan of work such that it is of practical utility to both the department and the institution; and

(3) for any legislative changes necessary to carry out the plan of work improvements.

(c) CONSULTATION.—In carrying out the review and formulating and compiling the recommendations, the Secretary shall consult with the land grant institutions.

**SEC. 7603. MULTISTATE AND INTEGRATION FUNDING.**

(a) FUNDS EXPENDED ON INTEGRATION OF RESEARCH AND EXTENSION.—Section 3 of the Hatch Act of 1887 (7 U.S.C. 361c) is amended—

(1) in subsection (i)(2)(B), by striking “the lesser of” and inserting “25 percent”; and

(2) by striking clauses (i) and (ii).

(b) FUNDS EXPENDED ON MULTISTATE COOPERATIVE EXTENSION ACTIVITIES.—Section 3 of the Smith Lever Act (7 U.S.C. 343) is amended—

(1) in subsection (h)(2)(B), by striking “the lesser of” and inserting “25 percent”; and

(2) by striking clauses (i) and (ii).

**SEC. 7604. EXPANDED FOOD AND NUTRITION EDUCATION PROGRAM.**

(a) FUNDING TO 1862, 1890, AND INSULAR AREA INSTITUTIONS.—Section 1425(c)(2)(B) of the National Agriculture Research, Extension, and Teaching Policy Act of 1977 (7 U.S.C. 3175(c)(2)(B)) is amended—

(1) in the prefatory material, by striking “among the States”;

(2) by striking clause (i) and inserting the following:

“(i) \$100,000 shall be distributed to each of the land grant colleges and universities;”;

(3) by redesignating clause (ii) as clause (iii);

(4) by inserting after clause (i) the following:

“(ii) subject to subsection (d), of the remainder, 10 percent in fiscal year 2008, 11 percent in fiscal year 2009, 12 percent in fiscal year 2010, 13 percent in fiscal year 2011, 14 percent in fiscal year 2012, and 15 percent in fiscal year 2013 and each fiscal year thereafter, shall be allocated to each 1890 Institution (as defined in section 2 of the Agricultural Research, Extension, and Education Reform Act of 1998) in an amount that bears the same ratio to the total amount to be allocated under this clause as the population of the State living at or below 125 percent of the income poverty guidelines prescribed by the Office of Management and Budget (adjusted pursuant to section 673(2) of the Omnibus Budget Reconciliation Act of 1981 (42 U.S.C. 9902)), bears to the total population of all the States that have 1890 Institutions living at or below 125 percent of the income poverty guidelines, as determined by the last preceding decennial census at the time each such additional amount is first appropriated: *Provided*, That the total allocated under this clause shall not exceed (I) the amount of the funds appropriated for the conduct of the expanded food and nutrition education program for the fiscal year that are in excess of the amount appropriated for the conduct of the program for the fiscal year ending September 30, 2007, reduced by (II) any amounts expended pursuant to any adjustment under subsection (d); and”;

(5) by amending clause (iii), as redesignated—

(A) by striking “allocated to each State” and inserting “allocated to the institution eligible to receive funds under the Act of July 2, 1862 (and including the appropriate insular area institution) in each State (and the University of the District of Columbia, notwithstanding section 208(c) of Public Law 93-471)”;

(B) by striking “subparagraph.” and inserting “subparagraph: *Provided*, That the total allocated under this clause to the University of the District of Columbia shall not exceed (I) the amount described in the proviso to clause (ii), reduced further by (II) the amount allocated under clause (ii).”.

(b) AUTHORIZATION.—Section 1425(c)(3) of the National Agriculture Research, Extension, and Teaching Policy Act of 1977 (7 U.S.C. 3175(c)(3)) is amended by striking “\$83,000,000 for each of fiscal years 1996 through 2007” and inserting “\$90,000,000 for each of fiscal years 2008 through 2014”.

(c) EFFECTIVE DATE.—The amendments made by this section take effect on October 1, 2007.

**SEC. 7605. GRANTS TO 1890 SCHOOLS TO EXPAND EXTENSION CAPACITY.**

Section 1417(b)(4) of the National Agricultural Research, Extension, and Teaching

Policy Act of 1977 (7 U.S.C. 3152(b)(4)) is amended by striking "teaching and research" and inserting "teaching, research, and extension".

**SEC. 7606. BORLAUG INTERNATIONAL AGRICULTURAL SCIENCE AND TECHNOLOGY FELLOWSHIP PROGRAM.**

(a) ESTABLISHMENT.—

(1) IN GENERAL.—The Secretary of Agriculture shall establish a fellowship program to be known as the "Borlaug International Agricultural Science and Technology Fellowship Program," to provide fellowships for scientific training to individuals from eligible countries (as described under subsection (b)) who specialize in agricultural education, research, and extension for study in the United States.

(2) PROGRAMS.—The Secretary shall carry out the program established under paragraph (1) through 3 programs designed to assist individual fellowship recipients as follows:

(A) A Graduate Studies Program in Agriculture to assist individuals who participate in graduate agricultural degree training at a United States institution.

(B) An Individual Career Improvement Program to assist agricultural scientists from developing countries to upgrade skills and understanding in agricultural science and technology.

(C) The Borlaug Agricultural Policy Executive Leadership Course to assist senior agricultural policy makers from eligible countries with an initial focus on sub-Saharan Africa and from the newly independent states of the former Soviet Union.

(b) ELIGIBLE COUNTRIES.—Developing countries, as determined by the Secretary using a gross national income per capita test, shall be eligible to participate in the program established under this section.

(c) PURPOSE OF FELLOWSHIPS.—Fellowships under this section shall promote food security and economic growth in eligible countries by educating a new generation of agricultural scientists, increasing scientific knowledge and collaborative research to improve agricultural productivity, and extending this knowledge to users and their intermediaries in the market place. Fellowships shall support—

(1) training and collaborative research opportunities through exchanges for entry-level international agricultural research scientists, faculty, and policymakers from eligible countries;

(2) collaborative research to improve agricultural productivity;

(3) the transfer of new science and agricultural technologies to strengthen agricultural practice; and

(4) the reduction of barriers to technology adoption.

(d) FELLOWSHIP RECIPIENTS.—

(1) ELIGIBLE CANDIDATES.—The Secretary may provide fellowships under the program authorized by this section to individuals from eligible countries who specialize in or have experience in agricultural education, research, extension, or related fields, including individuals from the public and private sectors, and private agricultural producers.

(2) CANDIDATE IDENTIFICATION.—The Secretary shall utilize the expertise of United States land-grant and similar universities, international organizations working in agricultural research and outreach, and national agricultural research organizations to help identify program candidates for fellowships under this section from both the public and private sectors of eligible countries.

(e) USE OF FELLOWSHIPS.—Fellowships shall promote collaborative programs between agricultural professionals of eligible countries with those of the United States and the international agricultural research system and, as appropriate, with United States entities conducting research. They

will be used to support fellowship recipients through the Graduate Studies Program in Agriculture established under subsection (a)(2)(A).

(f) PROGRAM IMPLEMENTATION.—The Secretary shall provide for the management, coordination, evaluation and monitoring of the overall Borlaug International Agricultural Science and Technology Fellowship Program and for the individual programs described in subsection (a)(2), except that the Secretary may contract out to one or more collaborating universities the management of one or more of the fellowship programs.

(g) AUTHORIZATION OF APPROPRIATIONS.—There are authorized to be appropriated without fiscal year limitation such sums as may be necessary to carry out the program established under this section.

**SEC. 7607. SUPPORT FOR RESEARCH REGARDING DISEASES OF WHEAT, TRITICALE, AND BARLEY CAUSED BY FUSARIUM GRAMINEARUM OR BY TILLETIA INDICA.**

Section 408(e) of the Agricultural Research, Extension, and Education Reform Act of 1998 (7 U.S.C. 7628(e)) is amended by striking "2007" and inserting "2012".

**SEC. 7608. COST RECOVERY.**

Section 1473A of the National Agricultural Research, Extension, and Teaching Policy Act of 1977 (7 U.S.C. 3319a) is amended by striking "not exceeding 10 percent of the direct cost" and inserting "not exceeding 19 percent of the direct cost".

**SEC. 7609. ORGANIC FOOD AND AGRICULTURAL SYSTEMS FUNDING.**

It is the sense of Congress that the Secretary of Agriculture should use a share of Agricultural Research Service's total annual funding for research specific to organic food and agricultural systems that is at least commensurate with the organic sector's market, in order to facilitate the development of this growing sector. A portion of these funds should be used to disseminate research results through the National Agriculture Library's Alternative Farming Systems Information Center.

**TITLE VIII—FORESTRY**

**Subtitle A—Cooperative Forestry Assistance Act of 1978**

Sec. 8001. National priorities for private forest conservation.

Sec. 8002. Long-term, State-wide assessments and strategies for forest resources.

Sec. 8003. Assistance to the Federated States of Micronesia, the Republic of the Marshall Islands, and the Republic of Palau.

Sec. 8004. Changes to Forest Resource Coordinating Committee.

Sec. 8005. Changes to State Forest Stewardship Coordinating Committees.

Sec. 8006. Competition in programs under Cooperative Forestry Assistance Act of 1978.

Sec. 8007. Cooperative forest innovation partnership projects.

**Subtitle B—Amendments to Other Laws**

Sec. 8101. Healthy forest reserve program.

Sec. 8102. Emergency forest restoration program.

Sec. 8103. Office of International Forestry.

Sec. 8104. Rural revitalization technologies.

**Subtitle C—Miscellaneous Provisions**

Sec. 8201. Hispanic-serving institution agricultural land national resources leadership program.

**Subtitle A—Cooperative Forestry Assistance Act of 1978**

**SEC. 8001. NATIONAL PRIORITIES FOR PRIVATE FOREST CONSERVATION.**

Section 2 of the Cooperative Forestry Assistance Act of 1978 (16 U.S.C. 2101) is amended—

(1) by redesignating subsections (c) and (d) as subsections (e) and (f), respectively; and

(2) by inserting after subsection (b) the following new subsections:

"(c) PRIORITIES.—In allocating funds appropriated or otherwise made available under this Act, the Secretary shall focus on the following national private forest conservation priorities, notwithstanding other priorities specified elsewhere in this Act:

"(1) Conserving and managing working forest landscapes for multiple values and uses.

"(2) Protecting forests from threats, including wildfire, hurricane, tornado, wind-storm, snow or ice storm, flooding, drought, invasive species, or insect or disease outbreak, and restoring appropriate forest types in response to such threats.

"(3) Enhancing public benefits from private forests, including air and water quality, soil conservation, biological diversity, carbon storage, forest products, forestry-related jobs, production of renewable energy, wildlife and wildlife habitat, and recreation.

"(d) REPORTING REQUIREMENT.—Not later than September 30, 2011, the Secretary shall submit to Congress a report describing how funding was used under this Act and through other programs administered by the Secretary to address the national priorities specified in subsection (c) and the outcomes achieved in meeting the national priorities."

**SEC. 8002. LONG-TERM, STATE-WIDE ASSESSMENTS AND STRATEGIES FOR FOREST RESOURCES.**

The Cooperative Forestry Assistance Act of 1978 is amended by inserting after section 2 (16 U.S.C. 2101) the following new section:

**"SEC. 2A. STATE-WIDE ASSESSMENT AND STRATEGIES FOR FOREST RESOURCES.**

"(a) ASSESSMENT AND STRATEGIES FOR FOREST RESOURCES.—For a State to be eligible to receive funds under the authorities of this Act, the State forester of the State or equivalent State official shall develop and submit to the Secretary, not later than two years after the date of the enactment of the Farm, Nutrition, and Bioenergy Act of 2007, the following:

"(1) A State-wide assessment of forest resource conditions, including—

"(A) the conditions and trends of forest resources in that State;

"(B) the threats to forest lands and resources in that State consistent with the national priorities specified in section 2(c);

"(C) any areas or regions of that State that are of priority; and

"(D) any areas, known as multi-State areas, that are of priority to more than just that State.

"(2) A State-wide forest resource strategy, including—

"(A) strategies for addressing threats to forest resources in the State outlined in the assessment required by paragraph (1); and

"(B) a description of the resources available to the State forester or equivalent State official from all sources to address the State-wide strategy required by subparagraph (A).

"(b) UPDATING.—The State forester or equivalent State official shall submit the State-wide strategy required by subsection (a)(2) on an annual basis. The State-wide assessment of forest resource conditions required by subsection (a)(1) shall be updated as the Secretary or State Forester or equivalent State official determines to be necessary.

"(c) COORDINATION.—In developing the State-wide assessment and annual strategy under subsection (a), the State forester or equivalent State official shall coordinate with—

"(1) the State Forest Stewardship Coordinating Committee established for the State under section 19(b);



“(2) the State wildlife agency to incorporate any overlapping priorities included in State wildlife action plans; and

“(3) the State Technical Committee.

“(d) FUNDING.—Of the funds available under this Act for a fiscal year, the Secretary may not use more than \$10,000,000 to implement this section for that fiscal year. Use of funds for implementing this section shall be consistent with the original authorities for such funds.”

**SEC. 8003. ASSISTANCE TO THE FEDERATED STATES OF MICRONESIA, THE REPUBLIC OF THE MARSHALL ISLANDS, AND THE REPUBLIC OF PALAU.**

Section 13(d)(1) of the Cooperative Forestry Act of 1978 (16 U.S.C. 2109(d)(1)) is amended by striking “the Trust Territory of the Pacific Islands,” and inserting “the Federated States of Micronesia, the Republic of the Marshall Islands, the Republic of Palau,”

**SEC. 8004. CHANGES TO FOREST RESOURCE COORDINATING COMMITTEE.**

Section 19 of the Cooperative Forestry Assistance Act of 1978 (16 U.S.C. 2113) is amended by striking subsection (a) and inserting the following new subsection:

“(a) FOREST RESOURCE COORDINATING COMMITTEE.—

“(1) ESTABLISHMENT.—The Secretary shall establish a committee, to be known as the ‘Forest Resource Coordinating Committee’ (in this section referred to as the ‘Coordinating Committee’), to coordinate private non-industrial forestry activities within the Department of Agriculture and with the private sector.

“(2) COMPOSITION.—The Coordinating Committee shall be composed of the following:

“(A) The Chief of the Forest Service.

“(B) The Chief of the Natural Resources Conservation Service.

“(C) The Director of the Farm Service Agency.

“(D) The Administrator of the Cooperative State Research, Education, and Extension Service.

“(E) A representative from a State Technical Committee established under section 1261 of the Food Security Act of 1985 (16 U.S.C. 3861).

“(F) Non-Federal representatives appointed by the Secretary to 3 year terms, although initial appointees shall have staggered terms, including the following persons:

“(i) At least three State foresters or equivalent State officials from geographically diverse regions of the United States.

“(ii) A representative of a State fish and wildlife agency.

“(iii) A private non-industrial forest landowner.

“(iv) A forest industry representative.

“(v) A conservation organization representative.

“(vi) A land-grant university or college representative.

“(vii) A private forestry consultant.

“(viii) A representative of a State fish and wildlife agency.

“(ix) Such other persons as determined by the Secretary to be appropriate.

“(3) CHAIRPERSON.—The Chief of the Forest Service shall serve as chairperson of the Coordinating Committee.

“(4) DUTIES.—The Coordinating Committee shall—

“(A) provide direction and coordination of actions within the Department of Agriculture, and coordination with State agencies and the private sector, to effectively address the national priorities specified in section 2(c), with specific focus on private non-industrial forest landowners;

“(B) clarify individual agency responsibilities of each agency represented on the Coordinating Committee concerning the na-

tional priorities specified in section 2(c), with specific focus on private non-industrial forested land;

“(C) provide advice on the allocation of funds, including the competitive funds set-aside by sections 8005 and 8006 of the Farm, Nutrition, and Bioenergy Act of 2007; and

“(D) assist the Secretary in developing and reviewing the report required by section 2(d).

“(5) MEETING.—The Coordinating Committee shall meet biannually to discuss progress in addressing the national priorities specified in section 2(c) and issues regarding non-industrial private forest land.

“(6) COMPENSATION.—

“(A) FEDERAL MEMBERS.—Members of the Coordinating Committee who are full-time officers or employees of the United States shall receive no additional pay, allowances, or benefits by reason of their service on the Committee.

“(B) NON-FEDERAL MEMBERS.—Non-federal members of the Coordinating Committee shall serve without pay, but may be reimbursed for reasonable costs incurred while performing their duties on behalf of the Committee.”

**SEC. 8005. CHANGES TO STATE FOREST STEWARDSHIP COORDINATING COMMITTEES.**

Section 19(b) of the Cooperative Forestry Assistance Act of 1978 (16 U.S.C. 2113(b)) is amended—

(1) in paragraph (1)(B)(ii)—

(A) by striking “and” at the end of subclause (VII); and

(B) by adding at the end the following new subclause:

“(IX) the State Technical Committee.”

(2) in paragraph (2)(C), by striking “a Forest Stewardship Plan under paragraph (3)” and inserting “the State-wide assessment and strategy regarding forest resource conditions under section 2A”;

(3) by striking paragraphs (3) and (4); and

(4) by redesignating paragraphs (5) and (6) as paragraphs (3) and (4), respectively.

**SEC. 8006. COMPETITION IN PROGRAMS UNDER COOPERATIVE FORESTRY ASSISTANCE ACT OF 1978.**

(a) COMPETITION.—Beginning not later than three years after the date of the enactment of this Act, the Secretary of Agriculture shall competitively allocate a portion, to be determined by the Secretary, of the funds available under the Cooperative Forestry Assistance Act of 1978 (16 U.S.C. 2101 et seq.) to State foresters or equivalent State officials.

(b) DETERMINATION.—In determining the competitive allocation of funds under subsection (a), the Secretary shall consult with the Forest Resource Coordinating Committee established by section 19(a) of the Cooperative Forestry Assistance Act of 1978 (16 U.S.C. 2113(a)).

(c) PRIORITY.—The Secretary shall give priority for funding to States for which the strategies submitted under section 2A(a)(2) of the Cooperative Forestry Assistance Act of 1978 will best promote the national priorities specified in section 2(c) of such Act.

**SEC. 8007. COOPERATIVE FOREST INNOVATION PARTNERSHIP PROJECTS.**

(a) COOPERATIVE FOREST INNOVATION PARTNERSHIP PROJECTS.—The Secretary of Agriculture may competitively allocate not more than 5 percent of funding available under the Cooperative Forestry Assistance Act of 1978 (16 U.S.C. 2101 et seq.) to support innovative national, regional, or local education, outreach, or technology transfer projects that the Secretary determines would substantially increase the ability of the Department of Agriculture to address the national priorities specified in section 2(c) of such Act.

(b) ELIGIBILITY.—Notwithstanding the eligibility limitations contained within the Cooperative Forestry Assistance Act of 1978,

any State or local government, Indian tribe, land-grant college or university, or private entity shall be eligible for funds under subsection (a).

(c) COST-SHARE REQUIREMENT.—In carrying out subsection (a), the Secretary shall not cover more than 50 percent of the total cost of a project under such subsection. In calculating the total cost of a project and contributions made with regard to the project, the Secretary shall include in-kind contributions.

**Subtitle B—Amendments to Other Laws**

**SEC. 8101. HEALTHY FOREST RESERVE PROGRAM.**

Section 508 of the Healthy Forests Restoration Act of 2003 (16 U.S.C. 6578) is amended to read as follows:

**“SEC. 508. FUNDING.**

“Notwithstanding any other provision of law, of the funds of the Commodity Credit Corporation, the Secretary shall make available to carry out this title \$17,000,000 for each of fiscal years 2008 through 2012. Such funds shall remain available until expended.”

**SEC. 8102. EMERGENCY FOREST RESTORATION PROGRAM.**

(a) ESTABLISHMENT.—Title IV of the Agricultural Credit Act of 1978 (16 U.S.C. 2201–2205) is amended—

(1) by redesignating sections 404, 405, and 406 as sections 405, 406, and 407, respectively; and

(2) by inserting after section 403 the following new section:

**“SEC. 404. EMERGENCY FOREST RESTORATION PROGRAM.**

“(a) AVAILABILITY OF ASSISTANCE.—The Secretary of Agriculture is authorized to provide financial and technical assistance to an owner of non-industrial private forest lands to assist with developing and implementing an approved plan in accordance with subsection (c)(2).

“(b) AMOUNT OF ASSISTANCE.—

“(1) COST SHARE.—Payments under subsection (a) may not cover more than 75 percent of the total cost of measures implemented pursuant to an approved plan in accordance with subsection (c)(2).

“(2) ANNUAL LIMIT.—An owner of non-industrial private forest lands may not receive more than \$50,000 per year under this section.

“(c) ELIGIBILITY.—To be eligible for assistance under this section, a landowner must—

“(1) have suffered a loss of, or damage to, non-industrial private forest land due to events, including wildfires, hurricanes, drought, windstorms, insect and disease, ice storms, or invasive species, as determined by the Secretary; and

“(2) develop a plan, in cooperation with the Secretary, and agree to implement the plan during the 10-year period beginning on the date of the loss, that—

“(A) provides for reforestation, rehabilitation, and related measures for the non-industrial private forest land;

“(B) restores the land and related natural resources;

“(C) uses best management practices on the forest land, in accordance with the best management practices as determined by the Secretary; and

“(D) incorporates good stewardship and conservation practices on the land, while maintaining the land in a forested state.

“(d) NON-INDUSTRIAL PRIVATE FOREST LAND DEFINED.—In this section, the term ‘non-industrial private forest land’ means rural lands, as determined by the Secretary, that—

“(1) have existing tree cover or had tree cover within the preceding 10 years; and



“(2) are owned by any non-industrial private individual, group, association, corporation, Indian tribe, or other private legal entity so long as the individual, group, association, corporation, tribe, or entity has definitive decision-making authority over the lands.”.

(b) REGULATIONS.—Not later than one year after the date of the enactment of this Act, the Secretary of Agriculture shall issue regulations to carry out section 404 of the Agricultural Credit Act of 1978, as added by subsection (a).

**SEC. 8103. OFFICE OF INTERNATIONAL FORESTRY.**

Section 2405(d) of the Global Climate Change Prevention Act of 1990 (7 U.S.C. 6704(d)) is amended by striking “2007” and inserting “2012”.

**SEC. 8104. RURAL REVITALIZATION TECHNOLOGIES.**

Section 2371(d)(2) of the Food, Agriculture, Conservation, and Trade Act of 1990 (7 U.S.C. 6601(d)(2)) is amended by striking “2004 through 2008” and inserting “2008 through 2012”.

**Subtitle C—Miscellaneous Provisions**

**SEC. 8201. HISPANIC-SERVING INSTITUTION AGRICULTURAL LAND NATIONAL RESOURCES LEADERSHIP PROGRAM.**

(a) GRANT AUTHORITY.—The Secretary of Agriculture may make grants, on a competitive basis, to Hispanic-serving institutions for the purpose of establishing an undergraduate scholarship program to assist in the recruitment, retention, and training of Hispanics and other under-represented groups in forestry and related fields.

(b) USE OF GRANT FUNDS.—Grants made under this section shall be used to recruit, retain, train, and develop professionals to work in forestry and related fields with Federal agencies, such as the Forest Service, State agencies, and private-sector entities.

(c) AUTHORIZATION OF APPROPRIATIONS.—There are authorized to be appropriated to the Secretary for each of fiscal years 2008 through 2012 such sums as may be necessary to carry out this section.

**TITLE IX—ENERGY**

Sec. 9001. Table of contents.

Sec. 9002. Federal procurement of biobased products.

Sec. 9003. Loan guarantees for biorefineries and biofuel production plants.

Sec. 9004. Energy audit and renewable energy development program.

Sec. 9005. Renewable energy systems and energy efficiency improvements.

Sec. 9006. Biomass Research and Development Act of 2000.

Sec. 9007. Adjustments to the bioenergy program.

Sec. 9008. Research, extension, and educational programs on biobased energy technologies and products.

Sec. 9009. Energy Council of the Department of Agriculture.

Sec. 9010. Farm energy production pilot program.

Sec. 9011. Rural energy self-sufficiency initiative.

Sec. 9012. Agricultural biofuels from biomass internship pilot program.

Sec. 9013. Feedstock flexibility program for bioenergy producers.

Sec. 9014. Dedicated ethanol pipeline feasibility studies.

Sec. 9015. Biomass inventory report.

Sec. 9016. Future farmsteads program.

Sec. 9017. Sense of Congress on renewable energy.

**SEC. 9001. TABLE OF CONTENTS.**

Title IX of the Farm Security and Rural Investment Act of 2002 (7 U.S.C. 8101 et seq.) is amended by inserting before section 9001 the following new section:

**“SEC. 9000. TABLE OF CONTENTS.**

“The table of contents of this title is as follows:

“TITLE IX - ENERGY

“Sec. 9000. Short title; table of contents.

“Sec. 9001. Definitions.

“Sec. 9002. Federal procurement of biobased products.

“Sec. 9003. Biorefinery development grants.

“Sec. 9004. Biodiesel fuel education program.

“Sec. 9005. Energy audit and renewable energy development program.

“Sec. 9006. Rural energy for America program.

“Sec. 9007. Hydrogen and fuel cell technologies.

“Sec. 9008. Biomass Research and Development Act of 2000.

“Sec. 9009. Cooperative research and extension projects.

“Sec. 9010. Continuation of bioenergy program.

“Sec. 9011. Research, extension, and educational programs on biobased energy technologies and products.

“Sec. 9012. Energy Council of the Department of Agriculture.

“Sec. 9013. Farm energy production pilot program.

“Sec. 9014. Rural energy self-sufficiency initiative.

“Sec. 9015. Agricultural Biofuels from Biomass Internship Pilot Program.

“Sec. 9016. Feedstock flexibility program for bioenergy producers.”.

**SEC. 9002. FEDERAL PROCUREMENT OF BIOBASED PRODUCTS.**

(a) COMPOSITION OF BIOBASED PRODUCTS.—Section 9002(c)(1) of the Farm Security and Rural Investment Act of 2002 (7 U.S.C. 8102(c)(1)) is amended by inserting “, composed of at least five percent of intermediate ingredients and feedstocks (such as biopolymers, methyl soyate, and soy polyols) as designated by the Secretary,” after “highest percentage of biobased products practicable”.

(b) PROCUREMENT GUIDELINE CONSIDERATIONS.—Section 9002(e)(2)(B) of the Farm Security and Rural Investment Act of 2002 (7 U.S.C. 8102(e)(2)(B)) is amended by striking “life cycle costs” and inserting “information on life cycle costs if such information is appropriate and available”.

(c) LABELING REQUIREMENTS AND REVISED DEADLINE.—Section 9002(h) of the Farm Security and Rural Investment Act of 2002 (7 U.S.C. 8102(h)) is amended—

(1) in paragraph (2)—

(A) by striking “Within one year after the date of enactment of this Act” and inserting “Not later than 90 days after the date of enactment of the [Farm, Nutrition, and Bioenergy Act of 2007].”; and

(B) by adding at the end the following: “Criteria shall be issued for finished products and intermediate ingredients and feedstocks.”;

(2) by redesignating paragraphs (3) and (4) as paragraphs (4) and (5), respectively, and inserting after paragraph (2) the following:

“(3) CONSULTATION.—In developing the eligibility criteria for the labeling program under this section, the Secretary shall consult with other Federal agencies and with non-governmental groups with an interest in biobased products including small and large producers of biobased materials and products, industry, trade organizations, academia, consumer organizations, and environmental organizations.”.

(d) AUTHORIZATION OF APPROPRIATIONS.—

(1) IN GENERAL.—Paragraph (1) of section 9002(k) of the Farm Security and Rural Investment Act of 2002 (7 U.S.C. 8102(k)) is amended to read as follows:

“(1) AUTHORIZATION OF APPROPRIATIONS.—

“(A) FEDERAL PROCUREMENT.—There are authorized to be appropriated \$1,000,000 for each of fiscal years 2008 through 2013 to implement the provisions of this section other than subsection (h).

“(B) LABELING.—There are authorized to be appropriated \$1,000,000 for each of fiscal years 2008 through 2013 to implement subsection (h) of this section.”.

(2) FUNDING FOR TESTING OF BIOBASED PRODUCTS.—Paragraph (2)(A) of such section is amended by striking “\$1,000,000 for each of fiscal years 2002 through 2007” and inserting “\$2,000,000 for each of fiscal years 2008 through 2013”.

(e) REPORT REQUIREMENTS.—

(1) REPORT BY AGENCIES TO ADMINISTRATOR FOR FEDERAL PROCUREMENT POLICY.—Subsection (f) of section 9002 of the Farm Security and Rural Investment Act of 2002 (7 U.S.C. 8102) is amended—

(A) by striking “The Office of” and inserting “(1) The Administrator for”; and

(B) by adding at the end the following new paragraph:

“(2) To assist the Administrator for Federal Procurement Policy in preparing the report to Congress required under paragraph (1), each procuring agency each year shall submit to the Administrator a report covering the following:

“(A) Actions taken to implement subsections (c), (d), and (g) of this section.

“(B) The results of the annual review and monitoring program established under subsection (g)(2)(C).

“(C) The number of contracts entered into by the agency during the year covered by the report that include the procurement of biobased products.

“(D) A list of the biobased products procured by the agency during the year covered by the report.”.

(2) REPORT BY SECRETARY TO CONGRESS ON IMPLEMENTATION OF SECTION.—Section 9002 of the Farm Security and Rural Investment Act of 2002 (7 U.S.C. 8102) is amended by adding at the end the following new subsection:

“(1) REPORT BY SECRETARY TO CONGRESS ON IMPLEMENTATION OF SECTION.—Not later than six months after the date of the enactment of the Farm, Nutrition, and Bioenergy Act of 2007, and each year thereafter, the Secretary shall submit to Congress a report on the implementation of this section. The report shall include the following:

“(1) A comprehensive management plan defining tasks, milestones, and funding allocations for fully implementing this section.

“(2) A list of items designated under subsection (e)(1)(A) whose procurement will carry out the objectives of this section, with associated cost and performance data.

“(3) Information on the current status of implementation of the procurement preference under this section, including the procurement program of each Federal agency under subsection (g), and the voluntary labeling program under subsection (h).”.

(f) REPEAL OF SUBSECTION.—Subsection (b) of section 9002 of the Farm Security and Rural Investment Act of 2002 (7 U.S.C. 8102(b)) is hereby repealed.

**SEC. 9003. LOAN GUARANTEES FOR BIOREFINERIES AND BIOFUEL PRODUCTION PLANTS.**

Section 9003 of the Farm Security and Rural Investment Act of 2002 (7 U.S.C. 8103) is amended—

(1) in the section heading, by inserting “; loan guarantees for biorefineries and biofuel production plants” after “grants”;

(2) in subsection (b)(2)(A), by striking “and” the 1st place it appears and inserting “or”;

(3) in subsection (c), by redesignating subsections (d) through (h) as subsections (e)

through (i), respectively, and inserting after subsection (c) the following:

“(d) LOAN GUARANTEES.—

“(1) IN GENERAL.—The Secretary shall make loan guarantees to eligible entities to assist in paying the cost of development and construction of biorefineries and biofuel production plants (including retrofitting) to carry out projects to demonstrate the commercial viability of 1 or more processes for converting biomass to fuels or chemicals.

“(2) LIMITATIONS.—

“(A) MAXIMUM PERCENTAGE OF LOAN GUARANTEED.—A loan guarantee under paragraph (1) shall be for not more than 90 percent of the principal and interest due on the loan.

“(B) TOTAL AMOUNTS GUARANTEED.—The total amount of principal and interest guaranteed under paragraph (1) shall not exceed—

“(i) \$1,000,000,000, in the case of loans valued at not more than \$100,000,000; or

“(ii) \$1,000,000,000, in the case of loans valued at more than \$100,000,000 but not more than \$250,000,000.

“(C) MAXIMUM TERM OF LOAN GUARANTEED.—The Secretary shall determine the maximum term of a loan guarantee provided under paragraph (1).”;

(4) in subsection (f) (as so redesignated)—

(A) in paragraph (2)(B)—

(i) by striking “and” at the end of clause (viii);

(ii) by striking the period at the end of clause (ix) and inserting “; and”; and

(iii) by adding at the end the following:

“(x) The level of local ownership.”; and

(B) by adding at the end the following:

“(3) PRIORITY IN AWARDING LOAN GUARANTEES.—In selecting projects to receive loan guarantees under subsection (d), the Secretary shall give priority to projects based on the criteria set forth in paragraph (2)(B) of this subsection.”; and

(5) in subsection (i) (as so redesignated), by striking “2007” and inserting “2012”.

**SEC. 9004. ENERGY AUDIT AND RENEWABLE ENERGY DEVELOPMENT PROGRAM.**

Section 9005(i) of the Farm Security and Rural Investment Act of 2002 (7 U.S.C. 8105) is amended by striking “2007” and inserting “2012”.

**SEC. 9005. RENEWABLE ENERGY SYSTEMS AND ENERGY EFFICIENCY IMPROVEMENTS.**

Section 9006 of the Farm Security and Rural Investment Act of 2002 (7 U.S.C. 8106) is amended—

(1) by striking the section heading and inserting the following:

**“SEC. 9006. RURAL ENERGY FOR AMERICA PROGRAM.”;**

(2) in subsection (a)—

(A) in the matter preceding paragraph (1), by inserting “, other agricultural producer” after “rancher”;

(B) in paragraph (1), by striking “and” at the end;

(C) in paragraph (2), by striking the period and inserting “; and”; and

(D) by adding at the end the following new paragraph:

“(3) produce and sell electricity generated by new renewable energy systems.”;

(3) in subsection (b), by inserting “, other agricultural producer” after “rancher”;

(4) in subsection (c)—

(A) in paragraph (1)—

(i) in subparagraph (B), by striking “50 percent” and inserting “75 percent”; and

(ii) by redesignating subparagraph (B) as subparagraph (C) and inserting after subparagraph (A) the following:

“(B) LOAN GUARANTEES.—

“(i) MAXIMUM AMOUNT.—The amount of a loan guaranteed under this section shall not exceed \$25,000,000.

“(ii) MAXIMUM PERCENTAGE.—A loan guaranteed under this section shall not exceed 75

percent of the cost of the activity funded under subsection (a).”;

(B) by adding at the end the following new paragraph:

“(3) PRIORITIZATION.—The Secretary shall give the greatest priority for grants under subsection (a) to activities for which the least percentage of the total cost of such activities is requested by the farmer, rancher, other agricultural producer, or rural small business.”.

(5) by redesignating subsections (e) and (f) as subsection (g) and (h), respectively; and

(6) by inserting after subsection (d) the following new subsections:

“(e) FEASIBILITY STUDIES.—

“(1) IN GENERAL.—The Secretary may provide assistance to a farmer, rancher, other agricultural producer, or rural small business to conduct a feasibility study of a project for which assistance may be provided under this section.

“(2) LIMITATION.—The Secretary shall use not more than 10 percent of the funds made available to carry out this section to provide assistance described in paragraph (1).

“(3) CRITERIA.—The Secretary shall issue regulations establishing criteria for the receipt of assistance under this subsection.

“(4) AVOIDANCE OF DUPLICATIVE ASSISTANCE.—An farmer, rancher, other agricultural producer, or rural small business that receives assistance to carry out a feasibility study for a project under this subsection shall not be eligible for assistance to carry out a feasibility study for the project under any other provision of law.

“(f) SMALL ACTIVITIES.—

“(1) LIMITATION ON USE OF FUNDS.—The Secretary shall use not less than 15 percent of the funds made available under subsection (h) to provide grants for activities that have a cost of \$50,000 or less.

“(2) EXCEPTION.—Beginning on the first day of the third quarter of a fiscal year, the limitation on the use of funds under paragraph (1) shall not apply to funds made available under subsection (h) for such fiscal year.”.

**SEC. 9006. BIOMASS RESEARCH AND DEVELOPMENT ACT OF 2000.**

(a) RESTATEMENT OF ACT.—Section 9008 of the Farm Security and Rural Investment Act of 2002 (116 Stat. 486) is amended to read as follows:

**“SEC. 9008. BIOMASS RESEARCH AND DEVELOPMENT ACT OF 2000.**

“(a) SHORT TITLE.—This section may be cited as the ‘Biomass Research and Development Act of 2000’.

“(b) FINDINGS.—Congress finds that—

“(1) conversion of biomass into biobased industrial products offers outstanding potential for benefit to the national interest through—

“(A) improved strategic security and balance of payments;

“(B) healthier rural economies;

“(C) improved environmental quality;

“(D) near-zero net greenhouse gas emissions;

“(E) technology export; and

“(F) sustainable resource supply;

“(2) the key technical challenges to be overcome in order for biobased industrial products to be cost-competitive are finding new technology and reducing the cost of technology for converting biomass into desired biobased industrial products;

“(3) biobased fuels have the clear potential to be sustainable, low cost, and high performance fuels that are compatible with both current and future transportation systems and provide near-zero net greenhouse gas emissions;

“(4) biobased chemicals have the clear potential for environmentally benign product life cycles;

“(5) biobased power can—

“(A) provide environmental benefits;

“(B) promote rural economic development; and

“(C) diversify energy resource options;

“(6) many biomass feedstocks suitable for industrial processing show the clear potential for sustainable production, in some cases resulting in improved soil fertility and carbon sequestration;

“(7)(A) grain processing mills are biorefineries that produce a diversity of useful food, chemical, feed, and fuel products; and

“(B) technologies that result in further diversification of the range of value-added biobased industrial products can meet a key need for the grain processing industry;

“(8)(A) cellulosic feedstocks are attractive because of their low cost and widespread availability; and

“(B) research resulting in cost-effective technology to overcome the recalcitrance of cellulosic biomass would allow biorefineries to produce fuels and bulk chemicals on a very large scale, with a commensurately large realization of the benefit described in paragraph (1);

“(9) research into the fundamentals to understand important mechanisms of biomass conversion can be expected to accelerate the application and advancement of biomass processing technology by—

“(A) increasing the confidence and speed with which new technologies can be scaled up; and

“(B) giving rise to processing innovations based on new knowledge;

“(10) the added utility of biobased industrial products developed through improvements in processing technology would encourage the design of feedstocks that would meet future needs more effectively;

“(11) the creation of value-added biobased industrial products would create new jobs in construction, manufacturing, and distribution, as well as new higher-valued exports of products and technology;

“(12)(A) because of the relatively short-term time horizon characteristic of private sector investments, and because many benefits of biomass processing are in the national interest, it is appropriate for the Federal Government to provide precommercial investment in fundamental research and research-driven innovation in the biomass processing area; and

“(B) such an investment would provide a valuable complement to ongoing and past governmental support in the biomass processing area; and

“(13) several prominent studies, including studies by the President’s Committee of Advisors on Science and Technology and the National Research Council—

“(A) support the potential for large research-driven advances in technologies for production of biobased industrial products as well as associated benefits; and

“(B) document the need for a focused, integrated, and innovation-driven research effort to provide the appropriate progress in a timely manner.

“(c) DEFINITIONS.—In this section:

“(1) ADVISORY COMMITTEE.—The term ‘Advisory Committee’ means the Biomass Research and Development Technical Advisory Committee established by this section.

“(2) BIOMASS FUEL.—The term ‘biomass fuel’ means any transportation fuel produced from biomass.

“(3) BIOMASS PRODUCT.—The term ‘biomass product’ means an industrial product (including chemicals, materials, and polymers) produced from biomass, or a commercial or industrial product (including animal feed and electric power) derived in connection with the conversion of biomass to fuel.

“(4) **BIOMASS.**—The term ‘biomass’ means any organic matter that is available on a renewable or recurring basis, including agricultural crops and trees, wood and wood wastes and residues, plants (including aquatic plants), grasses, residues, fibers, and animal wastes, municipal wastes, and other waste materials.

“(5) **BOARD.**—The term ‘Board’ means the Biomass Research and Development Board established by this section.

“(6) **DEMONSTRATION.**—The term ‘demonstration’ means demonstration of technology in a pilot plant or semi-works scale facility.

“(7) **INITIATIVE.**—The term ‘Initiative’ means the Biomass Research and Development Initiative established under this section.

“(8) **INSTITUTION OF HIGHER EDUCATION.**—The term ‘institution of higher education’ has the meaning given the term in section 102(a) of the Higher Education Act of 1965 (20 U.S.C. 1002(a)).

“(9) **NATIONAL LABORATORY.**—The term ‘National Laboratory’ has the meaning given that term in section 2 of the Energy Policy Act of 2005.

“(10) **POINT OF CONTACT.**—The term ‘point of contact’ means a point of contact designated under this section.

“(d) **COOPERATION AND COORDINATION IN BIOMASS RESEARCH AND DEVELOPMENT.**—

“(1) **IN GENERAL.**—The Secretary of Agriculture and the Secretary of Energy shall cooperate with respect to, and coordinate, policies and procedures that promote research and development leading to the production of biobased fuels and biobased products.

“(2) **POINTS OF CONTACT.**—

“(A) **IN GENERAL.**—To coordinate research and development programs and activities relating to biobased fuels and biobased products that are carried out by their respective Departments—

“(i) the Secretary of Agriculture shall designate, as the point of contact for the Department of Agriculture, an officer of the Department of Agriculture appointed by the President to a position in the Department before the date of the designation, by and with the advice and consent of the Senate; and

“(ii) the Secretary of Energy shall designate, as the point of contact for the Department of Energy, an officer of the Department of Energy appointed by the President to a position in the Department before the date of the designation, by and with the advice and consent of the Senate.

“(B) **DUTIES.**—The points of contact shall jointly—

“(i) assist in arranging interlaboratory and site-specific supplemental agreements for research and development projects relating to biobased fuels and biobased products;

“(ii) serve as cochairpersons of the Board;

“(iii) administer the Initiative; and

“(iv) respond in writing to each recommendation of the Advisory Committee made under subsection (f).

“(e) **BIOMASS RESEARCH AND DEVELOPMENT BOARD.**—

“(1) **ESTABLISHMENT.**—There is established the Biomass Research and Development Board, which shall supersede the Interagency Council on Biobased Products and Bioenergy established by Executive Order No. 13134, to coordinate programs within and among departments and agencies of the Federal Government for the purpose of promoting the use of biobased fuels and biobased products by—

“(A) maximizing the benefits deriving from Federal grants and assistance; and

“(B) bringing coherence to Federal strategic planning.

“(2) **MEMBERSHIP.**—The Board shall consist of—

“(A) the point of contact of the Department of Energy designated under subsection (d), who shall serve as cochairperson of the Board;

“(B) the point of contact of the Department of Agriculture designated under subsection (d), who shall serve as cochairperson of the Board;

“(C) a senior officer of each of the Department of the Interior, the Environmental Protection Agency, the National Science Foundation, and the Office of Science and Technology Policy, each of whom shall—

“(i) be appointed by the head of the respective agency; and

“(ii) have a rank that is equivalent to the rank of the points of contact; and

“(D) at the option of the Secretary of Agriculture and the Secretary of Energy, other members appointed by the Secretaries (after consultation with the members described in subparagraphs (A) through (C)).

“(3) **DUTIES.**—The Board shall—

“(A) coordinate research and development activities relating to biobased fuels and biobased products—

“(i) between the Department of Agriculture and the Department of Energy; and

“(ii) with other departments and agencies of the Federal Government;

“(B) provide recommendations to the points of contact concerning administration of this title;

“(C) ensure that—

“(i) solicitations are open and competitive with awards made annually; and

“(ii) objectives and evaluation criteria of the solicitations are clearly stated and minimally prescriptive, with no areas of special interest; and

“(D) ensure that the panel of scientific and technical peers assembled under subsection (g) to review proposals is composed predominantly of independent experts selected from outside the Departments of Agriculture and Energy.

“(4) **FUNDING.**—Each agency represented on the Board is encouraged to provide funds for any purpose under this section.

“(5) **MEETINGS.**—The Board shall meet at least quarterly to enable the Board to carry out the duties of the Board under paragraph (3).

“(f) **BIOMASS RESEARCH AND DEVELOPMENT TECHNICAL ADVISORY COMMITTEE.**—

“(1) **ESTABLISHMENT.**—There is established the Biomass Research and Development Technical Advisory Committee, which shall supersede the Advisory Committee on Biobased Products and Bioenergy established by Executive Order No. 13134—

“(A) to advise the Secretary of Energy, the Secretary of Agriculture, and the points of contact concerning—

“(i) the technical focus and direction of requests for proposals issued under the Initiative; and

“(ii) procedures for reviewing and evaluating the proposals;

“(B) to facilitate consultations and partnerships among Federal and State agencies, agricultural producers, industry, consumers, the research community, and other interested groups to carry out program activities relating to the Initiative; and

“(C) to evaluate and perform strategic planning on program activities relating to the Initiative.

“(2) **MEMBERSHIP.**—

“(A) **IN GENERAL.**—The Advisory Committee shall consist of—

“(i) an individual affiliated with the biofuels industry;

“(ii) an individual affiliated with the biobased industrial and commercial products industry;

“(iii) an individual affiliated with an institution of higher education who has expertise in biobased fuels and biobased products;

“(iv) two prominent engineers or scientists from government or academia who have expertise in biobased fuels and biobased products;

“(v) an individual affiliated with a commodity trade association;

“(vi) 2 individuals affiliated with an environmental or conservation organization;

“(vii) an individual associated with State government who has expertise in biobased fuels and biobased products;

“(viii) an individual with expertise in energy and environmental analysis;

“(ix) an individual with expertise in the economics of biobased fuels and biobased products;

“(x) an individual with expertise in agricultural economics;

“(xi) an individual with expertise in agronomy, crop science, or soil science; and

“(xii) at the option of the points of contact, other members.

“(B) **APPOINTMENT.**—The members of the Advisory Committee shall be appointed by the points of contact.

“(3) **DUTIES.**—The Advisory Committee shall—

“(A) advise the points of contact with respect to the Initiative; and

“(B) evaluate whether, and make recommendations in writing to the Board to ensure that—

“(i) funds authorized for the Initiative are distributed and used in a manner that is consistent with the objectives, purposes, and considerations of the Initiative;

“(ii) solicitations are open and competitive with awards made annually and that objectives and evaluation criteria of the solicitations are clearly stated and minimally prescriptive, with no areas of special interest;

“(iii) the points of contact are funding proposals under this title that are selected on the basis of merit, as determined by an independent panel of scientific and technical peers predominantly from outside the Departments of Agriculture and Energy; and

“(iv) activities under this section are carried out in accordance with this section.

“(4) **COORDINATION.**—To avoid duplication of effort, the Advisory Committee shall coordinate its activities with those of other Federal advisory committees working in related areas.

“(5) **MEETINGS.**—The Advisory Committee shall meet at least quarterly to enable the Advisory Committee to carry out the duties of the Advisory Committee.

“(6) **TERMS.**—Members of the Advisory Committee shall be appointed for a term of 3 years, except that—

“(A) one-third of the members initially appointed shall be appointed for a term of 1 year; and

“(B) one-third of the members initially appointed shall be appointed for a term of 2 years.

“(g) **BIOMASS RESEARCH AND DEVELOPMENT INITIATIVE.**—

“(1) **IN GENERAL.**—The Secretary of Agriculture and the Secretary of Energy, acting through their respective points of contact and in consultation with the Board, shall establish and carry out a Biomass Research and Development Initiative under which competitively awarded grants, contracts, and financial assistance are provided to, or entered into with, eligible entities to carry out research on, and development and demonstration of, biobased fuels and biobased products, and the methods, practices and technologies, for their production.

“(2) **OBJECTIVES.**—The objectives of the Initiative are to develop—

“(A) technologies and processes necessary for abundant commercial production of biobased fuels at prices competitive with fossil fuels;

“(B) high-value biobased products—

“(i) to enhance the economic viability of biobased fuels and power;

“(ii) as substitutes for petroleum-based feedstocks and products; and

“(iii) to enhance the value of coproducts arise from such technologies and processes; and

“(C) a diversity of sustainable domestic sources of biomass for conversion to biobased fuels and biobased products.

“(3) PURPOSES.—The purposes of the Initiative are—

“(A) to increase the energy security of the United States;

“(B) to create jobs and enhance the economic development of the rural economy;

“(C) to enhance the environment and public health; and

“(D) to diversify markets for raw agricultural and forestry products.

“(4) TECHNICAL AREAS.—To advance the objectives and purposes of the Initiative, the Secretary of Agriculture and the Secretary of Energy, in consultation with the Administrator of the Environmental Protection Agency and heads of other appropriate departments and agencies (referred to in this subsection as the ‘Secretaries’), shall direct research, development, and commercial applications toward—

“(A) feedstocks and feedstock systems relevant to production of raw materials for conversion to biobased fuels and biobased products, including—

“(i) development of advanced and dedicated crops and other biomass sources with desired features, including enhanced productivity, broader site range, low requirements for chemical inputs, and enhanced processing;

“(ii) advanced crop production methods to achieve the features described in clause (i);

“(iii) feedstock harvest, handling, transport, and storage;

“(iv) strategies for integrating feedstock production into existing managed land; and

“(v) improving the value and quality of coproducts, including materials used for animal feeding;

“(B) overcoming recalcitrance of cellulosic biomass through developing technologies for converting cellulosic biomass into intermediates that can subsequently be converted into biobased fuels and biobased products, including—

“(i) pretreatment in combination with enzymatic or microbial hydrolysis;

“(ii) thermochemical approaches, including gasification and pyrolysis; and

“(iii) self-processing crops that express enzymes capable of degrading cellulosic biomass;

“(C) product diversification through technologies relevant to production of a range of biobased products (including chemicals, animal feeds, and cogenerated power) that eventually can increase the feasibility of fuel production in a biorefinery, including—

“(i) catalytic processing, including thermochemical fuel production;

“(ii) metabolic engineering, enzyme engineering, and fermentation systems for biological production of desired products, coproducts, or cogeneration of power;

“(iii) product recovery;

“(iv) power production technologies;

“(v) integration into existing biomass processing facilities, including starch ethanol plants, sugar processing or refining plants, paper mills, and power plants; and

“(vi) enhancement of products and coproducts, including dried distillers grains (including substantially elevated starch content, increased oil content, improved fatty acid profiles, and improved resistance to mold and mycotoxins; and

“(D) analysis that provides strategic guidance for the application of biomass technologies in accordance with realization of

improved sustainability and environmental quality, cost effectiveness, security, and rural economic development, usually featuring system-wide approaches.

“(5) ADDITIONAL CONSIDERATIONS.—Within the technical areas described in paragraph (4), and in addition to advancing the purposes described in paragraph (3) and the objectives described in paragraph (2), the Secretaries shall support research and development—

“(A) to create continuously expanding opportunities for participants in existing biofuels production by seeking synergies and continuity with current technologies and practices, such as improvements in dried distillers grains as a bridge feedstock;

“(B) to maximize the environmental, economic, and social benefits of production of biobased fuels and biobased products on a large scale through life-cycle economic and environmental analysis and other means; and

“(C) to assess the potential of Federal land and land management programs as feedstock resources for biobased fuels and biobased products, consistent with the integrity of soil and water resources and with other environmental considerations.

“(6) ELIGIBLE ENTITIES.—To be eligible for a grant, contract, or assistance under this subsection, an applicant shall be—

“(A) an institution of higher education;

“(B) a National Laboratory;

“(C) a Federal research agency;

“(D) a State research agency;

“(E) a private sector entity;

“(F) a nonprofit organization; or

“(G) a consortium of two or more entities described in subparagraphs (A) through (F).

“(7) ADMINISTRATION.—

“(A) IN GENERAL.—After consultation with the Board, the points of contact shall—

“(i) publish annually one or more joint requests for proposals for grants, contracts, and assistance under this subsection;

“(ii) require that grants, contracts, and assistance under this section be awarded competitively, on the basis of merit, after the establishment of procedures that provide for scientific peer review by an independent panel of scientific and technical peers; and

“(iii) give some preference to applications that—

“(I) involve a consortia of experts from multiple institutions;

“(II) encourage the integration of disciplines and application of the best technical resources; and

“(III) increase the geographic diversity of demonstration projects.

“(B) DISTRIBUTION OF FUNDING BY TECHNICAL AREA.—Of the funds authorized to be appropriated for activities described in this subsection, funds shall be distributed for each of fiscal years 2007 through 2012 so as to achieve an approximate distribution of—

“(i) 20 percent of the funds to carry out activities for feedstock production under paragraph (4)(A);

“(ii) 45 percent of the funds to carry out activities for overcoming recalcitrance of cellulosic biomass under paragraph (4)(B), of which not less than 10 percent shall be used for activities referred to in each clause of paragraph (4)(B);

“(iii) 30 percent of the funds to carry out activities for product diversification under paragraph (4)(C); and

“(iv) 5 percent of the funds to carry out activities for strategic guidance under paragraph (4)(D).

“(C) DISTRIBUTION OF FUNDING WITHIN EACH TECHNICAL AREA.—Within each technical area described in subparagraphs (A) through (C) of paragraph (4), funds shall be distributed for each of fiscal years 2007 through 2012 so as to achieve an approximate distribution of—

“(i) 15 percent of the funds for applied fundamentals;

“(ii) 35 percent of the funds for innovation; and

“(iii) 50 percent of the funds for demonstration and commercial applications.

“(D) MATCHING FUNDS.—

“(i) IN GENERAL.—A minimum 20 percent funding match shall be required for demonstration projects under this section.

“(ii) COMMERCIAL APPLICATIONS.—A minimum of 50 percent funding match shall be required for commercial application projects under this section.

“(E) TECHNOLOGY AND INFORMATION TRANSFER TO AGRICULTURAL USERS.—The Administrator of the Cooperative State Research, Education, and Extension Service and the Chief of the Natural Resources Conservation Service shall ensure that applicable research results and technologies from the Initiative are adapted, made available, and disseminated through those services, as appropriate.

“(h) ADMINISTRATIVE SUPPORT AND FUNDS.—

“(1) IN GENERAL.—To the extent administrative support and funds are not provided by other agencies under paragraph (2)(b), the Secretary of Energy and the Secretary of Agriculture may provide such administrative support and funds of the Department of Energy and the Department of Agriculture to the Board and the Advisory Committee as are necessary to enable the Board and the Advisory Committee to carry out their duties under this section.

“(2) OTHER AGENCIES.—The heads of the agencies referred to in subsection (e)(2)(C), and the other members appointed under subsection (e)(2)(D), may, and are encouraged to, provide administrative support and funds of their respective agencies to the Board and the Advisory Committee.

“(3) LIMITATION.—Not more than 4 percent of the amount appropriated for each fiscal year under subsection (g)(6) may be used to pay the administrative costs of carrying out this section.

“(i) REPORTS.—

“(1) ANNUAL REPORTS.—For each fiscal year for which funds are made available to carry out this section, the Secretary of Energy and the Secretary of Agriculture shall jointly submit to Congress a detailed report on—

“(A) the status and progress of the Initiative, including a report from the Advisory Committee on whether funds appropriated for the Initiative have been distributed and used in a manner that—

“(i) is consistent with the objectives, purposes, and additional considerations described in paragraphs (2) through (5) of subsection (g);

“(ii) uses the set of criteria established in the initial report submitted under title III of the Agricultural Risk Protection Act of 2000;

“(iii) achieves the distribution of funds described in subparagraphs (B) and (C) of subsection (g)(7); and

“(iv) takes into account any recommendations that have been made by the Advisory Committee;

“(B) the general status of cooperation and research and development efforts carried out at each agency with respect to biobased fuels and biobased products, including a report from the Advisory Committee on whether the points of contact are funding proposals that are selected under subsection (g)(3)(B)(iii); and

“(C) the plans of the Secretary of Energy and the Secretary of Agriculture for addressing concerns raised in the report, including concerns raised by the Advisory Committee.

“(2) UPDATES.—The Secretary and the Secretary of Energy shall update the Vision and Roadmap documents prepared for Federal biomass research and development activities.

“(3) MANAGEMENT PLAN.—The Secretary shall every five years, in consultation with the Secretary of Energy, submit to Congress a detailed management plan for the implementation of this section. The management plan shall include—

“(A) consideration of the contribution of the section towards achieving the objectives referred to in paragraphs (2) and (3) of subsection (g) and in achieving the goals of the biomass program of the Department of Energy;

“(B) consideration of input solicited from the Advisory Committee, State, and private sources; and

“(C) specific and quantifiable near and long-term goals.

“(J) AUTHORIZATION OF APPROPRIATIONS.—There are authorized to be appropriated to carry out this section \$200,000,000 for each of fiscal years 2006 through 2015.”

(b) REPEAL.—Title III of the Agricultural Risk Protection Act of 2000 (Public Law 106-224) is hereby repealed.

(c) MANAGEMENT PLAN SUBMISSION DATE.—The first management plan required to be submitted under section 9008(i)(3) of the Biomass Research and Development Act of 2000, as added by subsection (a), shall be submitted not later than 180 days after the date of the enactment of this Act.

**SEC. 9007. ADJUSTMENTS TO THE BIOENERGY PROGRAM.**

Section 9010 of the Farm Security and Rural Investment Act of 2002 (7 U.S.C. 8108) is amended—

(1) in subsection (a)—

(A) in paragraph (1)—

(i) in subparagraph (A), by striking “and”;

(ii) in subparagraph (B), by striking the final period and inserting a semicolon; and

(iii) by adding at the end the following new subparagraphs:

“(C) production of heat and power at a biofuels plant;

“(D) biomass gasification;

“(E) hydrogen made from cellulosic commodities for fuel cells;

“(F) renewable diesel;

“(G) such other items as the Secretary considers appropriate.”;

(B) by striking paragraph (3) and inserting the following:

“(3) ELIGIBLE FEEDSTOCK.—

“(A) IN GENERAL.—The term ‘eligible feedstock’ means—

“(i) any plant material grown or collected for the purpose of being converted to energy (including aquatic plants);

“(ii) any organic byproduct or residue from agriculture and forestry, including mill residues and pulping residues that can be converted to energy;

“(iii) any waste material that can be converted to energy and is derived from plant material, including—

“(I) wood waste and residue;

“(II) specialty crop waste, including waste derived from orchard trees, vineyard crops, and nut crops; or

“(III) other fruit and vegetable byproducts or residues; or

“(iv) animal waste and byproducts.

“(B) EXCLUSION.—The term ‘eligible feedstock’ does not include corn starch.”;

(C) in paragraph (4), by striking “an eligible commodity” and inserting “eligible feedstock”; and

(D) by adding at the end the following new paragraph:

“(5) RENEWABLE DIESEL.—The term ‘renewable diesel’ means any type of biobased renewable fuel derived from plant or animal matter that may be used as a substitute for standard diesel fuel and meets the requirements of an appropriate American Society for Testing and Material standard. Such term does not include any fuel derived from

coprocessing an eligible feedstock with a feedstock that is not biomass.”; and

(2) in subsection (b)—

(A) in paragraph (1)—

(i) by striking “The Secretary shall continue” and all that follows through “the Secretary makes” and inserting “The Secretary shall make”; and

(ii) by striking “eligible commodities” and inserting “eligible feedstock”;

(B) in paragraph (2)(B), by striking “eligible commodities” and inserting “eligible feedstock”;

(C) in paragraph (3), by striking subparagraphs (B) and (C) and inserting the following:

“(B) PRIORITY.—In making payments under this paragraph, the Secretary shall give priority to contracts by considering the factors referred to in section 9003(e)(2)(B).”; and

(D) by striking paragraph (6) and inserting the following:

“(6) LIMITATION.—The Secretary may limit the amount of payments that may be received by an eligible producer under this section as the Secretary considers appropriate.”.

**SEC. 9008. RESEARCH, EXTENSION, AND EDUCATIONAL PROGRAMS ON BIOBASED ENERGY TECHNOLOGIES AND PRODUCTS.**

Section 9011(j)(1)(C) of the Farm Security and Rural Investment Act of 2002 (7 U.S.C. 8109(j)(1)(C)) is amended by striking “2010” and inserting “2012”.

**SEC. 9009. ENERGY COUNCIL OF THE DEPARTMENT OF AGRICULTURE.**

Title IX of the Farm Security and Rural Investment Act of 2002 (7 U.S.C. 8101 et seq.) is further amended by adding at the end the following new section:

**“SEC. 9012. ENERGY COUNCIL OF THE DEPARTMENT OF AGRICULTURE.**

“(a) IN GENERAL.—The Secretary of Agriculture shall establish an energy council in the Office of the Secretary (in this section referred to as the ‘Council’) to coordinate the energy policy of the Department of Agriculture and consult with other departments and agencies of the Federal Government.

“(b) MEMBERSHIP.—

“(1) IN GENERAL.—The Secretary shall appoint the members of the Council from among the staff of the agencies and mission areas of the Department of Agriculture with responsibilities relating to energy programs or policies.

“(2) CHAIR.—The chief economist and the Under Secretary for Rural Development of the Department of Agriculture shall serve as the Chairs of the Council.

“(c) DUTIES OF OFFICE OF ENERGY POLICY AND NEW USES.—The Office of Energy Policy and New Uses of the Department of Agriculture shall support the activities of the Council.”.

**SEC. 9010. FARM ENERGY PRODUCTION PILOT PROGRAM.**

Title IX of the Farm Security and Rural Investment Act of 2002 (7 U.S.C. 8101 et seq.) is further amended by adding at the end the following new section:

**“SEC. 9013. FARM ENERGY PRODUCTION PILOT PROGRAM.**

“(a) PROGRAM.—The Secretary of Agriculture shall establish a pilot program to provide grants to farmers for the purpose of demonstrating the feasibility of making a farm energy neutral using existing technologies.

“(b) AUTHORIZATION OF APPROPRIATIONS.—There is authorized to be appropriated to carry out this section \$5,000,000 for fiscal years 2008 through 2012.”.

**SEC. 9011. RURAL ENERGY SELF-SUFFICIENCY INITIATIVE.**

Title IX of the Farm Security and Rural Investment Act of 2002 (7 U.S.C. 8101 et seq.)

is further amended by adding at the end the following new section:

**“SEC. 9014. RURAL ENERGY SELF-SUFFICIENCY INITIATIVE.**

“(a) GRANT AUTHORITY.—

“(1) IN GENERAL.—The Secretary of Agriculture (in this section referred to as the ‘Secretary’) may make grants in accordance with this section to enable eligible rural communities to substantially increase their energy self-sufficiency.

“(2) ELIGIBLE RURAL COMMUNITY DEFINED.—In this section, the term ‘eligible rural community’ means a community that has a population of fewer than 25,000 individuals, and is not located in a metropolitan statistical area (as defined by the Bureau of the Census).

“(b) APPLICATIONS.—

“(1) IN GENERAL.—A community desiring to receive a grant under this section shall submit to the Secretary an application for the grant, which contains a description of how the community would use the grant to develop an integrated renewable energy system to substantially increase its energy self-sufficiency.

“(2) INTEGRATED RENEWABLE ENERGY SYSTEM.—In paragraph (1), the term ‘integrated renewable energy system’ includes—

“(A) the use of biofuels;

“(B) the use of biomass to produce electricity

“(C) the use of animal manure to produce biogas as a substitute for natural gas;

“(D) the use of new technologies to provide highly energy efficient lighting, buildings, or vehicles;

“(E) the use of wind power to produce electricity and hydrogen; and

“(F) the use of solar energy.

“(c) CONSIDERATION OF APPLICATIONS.—

“(1) EVALUATION.—In making grants under this section, the Secretary shall evaluate applications based on their ability to demonstrate—

“(A) integration of different renewable energy sources at lowest total cost;

“(B) integration of different renewable energy sources with greatest potential for commercialization; and

“(C) development of best practices, and models for viable rural energy self-sufficiency.

“(2) PREFERENCE.—In making grants under this section, the Secretary shall give preference to those which propose a project developed or carried out in coordination with—

“(A) universities or their non-profit foundations;

“(B) Federal, State, or local government agencies;

“(C) public or private power generation entities; or

“(D) government entities with responsibility for water or natural resources.

“(d) GRANTS.—

“(1) COST-SHARING.—The amount of a grant under this section with respect to an application shall not exceed 75 percent of the cost of the activities described in the application.

“(2) NUMBER OF GRANTS PER YEAR.—The Secretary may make not more than 5 grants under this section in each fiscal year.

“(e) USE OF GRANTS.—A community to which a grant is made under this section shall use the grant to develop an integrated renewable energy system to improve the energy efficiency of the community, and shall document any energy savings resulting from the use of the grant.

“(f) REPORT TO THE CONGRESS.—The Secretary shall submit to the Committee on Agriculture of the House of Representatives and the Committee on Agriculture, Nutrition, and Forestry of the Senate a report that document the best practices and approaches used by grantees receiving funds under this section.

“(g) LIMITATIONS ON AUTHORIZATION OF APPROPRIATIONS.—For grants under this section, there are authorized to be appropriated to the Secretary not more than \$5,000,000 for fiscal year 2008, and such sums as may be necessary for fiscal years 2009 through 2012.”

**SEC. 9012. AGRICULTURAL BIOFUELS FROM BIOMASS INTERNSHIP PILOT PROGRAM.**

Title IX of the Farm Security and Rural Investment Act of 2002 (7 U.S.C. 8101 et seq.) is further amended by adding at the end the following new section:

**“SEC. 9015. AGRICULTURAL BIOFUELS FROM BIOMASS INTERNSHIP PILOT PROGRAM.**

“(a) ESTABLISHMENT.—The Secretary of Agriculture shall establish a structured, academically-oriented internship pilot program (in this section referred to as the ‘Program’) to provide students from universities in California, Iowa, Missouri, Georgia, Minnesota, and other states with substantial farm-based economies with the opportunity to work within the Department of Agriculture, Congress and legislative branch agencies, other Federal departments and agencies, corporations, and nonprofit institutions on matters pertaining to policies regarding renewable energy, including the conversion of biomass and other agricultural products to produce ethanol and other biofuels.

“(b) ELIGIBILITY.—To be eligible for an internship under subsection (a) a student shall—

“(1) be a third or fourth year undergraduate student or a graduate student at an accredited college or university in California, Iowa, Missouri, Georgia, Minnesota, or another State with a substantial farm-based economy that commits matching funds in accordance with subsection (g);

“(2) be a United States citizen;

“(3) be pursuing an undergraduate or graduate program in agriculture and related supporting subjects with direct relevance to the subject of biorefinery, biofuels, and renewable energy; and

“(4) meet any other conditions or requirements that the Secretary considers necessary.

“(c) PRIORITIES OF INTERNSHIP PILOT PROGRAM.—In administering the Program (including in the selection of students to participate in the Program), the Secretary shall prioritize the following activities and placements:

“(1) Structured internship experiences that feature direct, hands-on assistance to policy makers engaged in the development and implementation of agriculture and related supporting policies and legislation, with direct relevance to the subject of biorefinery, biofuels, and renewable energy.

“(2) Internship and academic seminar programs that provide a combination of workforce training, experiential education, and leadership development designed specifically for the Department of Agriculture and Congress, with regard to agriculture-based biorefinery, biofuels, and related renewable energy policies.

“(3) Establishment of regional and state networks that partner with the agricultural business, government and academic communities to enhance the prospects for providing financial assistance to students, particularly minority students, from colleges and universities in each participating State who are from economically disadvantaged backgrounds.

“(4) Internship and academic seminar programs that focus on agriculture-based research, development, and policies addressing new technologies to enhance agriculture production and enhanced economic development in the agriculture sector of the United States.

“(d) ADMINISTRATION OF THE PILOT PROGRAM.—The Secretary, in consultation with

other executive and legislative branch officials, shall administer the Program. The Secretary may engage the services of an experienced, nonprofit, nonpartisan professional internship and academic seminar organization with extensive experience in developing and carrying out Washington-based or other State-based internship programs and State-based financial assistance initiatives for interns to assist in carrying out the Program.

“(e) SCHOLARSHIPS AND OTHER ASSISTANCE FOR INTERNSHIPS.—The Secretary may make available to undergraduate and graduate students participating in the Program scholarships or other types of financial assistance, including funds to cover the cost of housing, per diem living expenses, transportation, tuition and other educational expenses, and related costs, that would allow participation by eligible undergraduate and graduate students from economically-disadvantaged backgrounds within the Program States.

“(f) LONGITUDINAL STUDIES AND REPORTING REQUIREMENTS.—

“(1) LONGITUDINAL STUDIES AND EVALUATION OF INTERNSHIP PROGRAM.—In developing and implementing the Program, the Secretary shall carry out such longitudinal studies and program evaluations as he or she deems appropriate to ensure that the program is administered in a cost-effective manner and has specific milestones, objectives, and results quantified with regard to such Program.

“(2) REPORTING REQUIREMENTS.—The Secretary shall submit to the Committee on Agriculture of the House of Representatives and the Committee on Agriculture, Nutrition, and Forestry of the Senate periodic reports regarding the development and implementation of the Program, including the longitudinal studies and evaluations required under paragraph (1).

“(g) STATE MATCHING REQUIREMENT.—As a condition of receiving an internship under the Program, the State in which the student receiving the internship is pursuing an undergraduate or graduate degree shall provide matching funds in the amount of one dollar for every two dollars provided by the Secretary under the Program.

“(h) FEDERAL CONTRIBUTION LIMIT.—The Secretary may not expend more than \$200,000 in any fiscal year to provide internships to students pursuing an undergraduate or graduate degree in any particular State.

“(i) APPLICATION OF FUNDS.—The Secretary shall, to the maximum extent practicable, use funds made available under subsection (j) to provide scholarships and the other forms of financial assistance described in subsection (e) directly attributable to the participation in the Program by students from rural, economically-disadvantaged backgrounds.

“(j) AUTHORIZATION OF APPROPRIATIONS.—There are authorized to be appropriated such sums as may be necessary to carry out this section.”

**SEC. 9013. FEEDSTOCK FLEXIBILITY PROGRAM FOR BIOENERGY PRODUCERS.**

Title IX of the Farm Security and Rural Investment Act of 2002 (7 U.S.C. 8101 et seq.) is further amended by adding at the end the following new section:

**“SEC. 9016. FEEDSTOCK FLEXIBILITY PROGRAM FOR BIOENERGY PRODUCERS.**

“(a) DEFINITIONS.—In this section:

“(1) BIOENERGY.—The term ‘bioenergy’ means fuel grade ethanol and other biofuel.

“(2) BIOENERGY PRODUCER.—The term ‘bioenergy producer’ means a producer of bioenergy that uses an eligible commodity to produce bioenergy under this section.

“(3) ELIGIBLE COMMODITY.—The term ‘eligible commodity’ means a form of raw or refined sugar or in-process sugar that is eligi-

ble to be marketed in the United States for human consumption or to be used for the extraction of sugar for human consumption.

“(4) ELIGIBLE ENTITY.—The term ‘eligible entity’ means an entity located in the United States that markets an eligible commodity in the United States.

“(b) FEEDSTOCK FLEXIBILITY PROGRAM.—

“(1) IN GENERAL.—

“(A) PURCHASES AND SALES.—For each of fiscal years 2008 through 2012, the Secretary shall purchase eligible commodities from eligible entities and sell such commodities to bioenergy producers for the purpose of producing bioenergy in a manner that ensures that 156 of the Federal Agricultural Improvement and Reform Act (7 U.S.C. 7272) is operated at no cost to the Federal Government by avoiding forfeitures to the Commodity Credit Corporation.

“(B) COMPETITIVE PROCEDURES.—In carrying out the purchases and sales required under subparagraph (A), the Secretary shall, to the maximum extent practicable, use competitive procedures, including the receiving, offering, and accepting of bids, when entering into contracts with eligible entities and bioenergy producers, provided that such procedures are consistent with the purposes of subparagraph (A).

“(C) LIMITATION.—The purchase and sale of eligible commodities under subparagraph (A) shall only be made in fiscal years in which such purchases and sales are necessary to ensure that the program authorized under section 156 of the Federal Agriculture Improvement and Reform Act (7 U.S.C. 7272) is operated at no cost to the Federal Government by avoiding forfeitures to the Commodity Credit Corporation.

“(2) NOTICE.—

“(A) IN GENERAL.—Not later than September 1, 2007, and each September 1 thereafter through fiscal year 2011, the Secretary shall provide notice to eligible entities and bioenergy producers of the quantity of eligible commodities that shall be made available for purchase and sale for the subsequent fiscal year under this section.

“(B) REESTIMATES.—Not later than the first day of each of the second through fourth quarters of each of fiscal years 2008 through 2012, the Secretary shall reestimate the quantity of eligible commodities determined under subparagraph (A), and provide notice and make purchases and sales based on such reestimates.

“(3) COMMODITY CREDIT CORPORATION INVENTORY.—To the extent that an eligible commodity is owned and held in inventory by the Commodity Credit Corporation (accumulated pursuant to the program authorized under section 156 of the Federal Agriculture Improvement and Reform Act (7 U.S.C. 7272)), the Secretary shall sell such commodity to bioenergy producers under this section.

“(4) TRANSFER RULE; STORAGE FEES.—

“(A) GENERAL TRANSFER RULE.—Except as provided in subparagraph (C), the Secretary shall ensure that bioenergy producers that purchase eligible commodities pursuant to this subsection take possession of such commodities within 30 calendar days of the date of such purchase from the Commodity Credit Corporation.

“(B) PAYMENT OF STORAGE FEES PROHIBITED.—

“(i) IN GENERAL.—The Secretary shall, to the greatest extent practicable, carry out this subsection in a manner that ensures no storage fees are paid by the Commodity Credit Corporation in the administration of this subsection.

“(ii) EXCEPTION.—Clause (i) shall not apply with respect to any commodities owned and held in inventory by the Commodity Credit Corporation (accumulated pursuant to the program authorized under section 156 of the



Federal Agriculture Improvement and Reform Act (7 U.S.C. 7272)).

“(C) OPTION TO PREVENT STORAGE FEES.—

“(i) IN GENERAL.—The Secretary may enter into contracts with bioenergy producers to sell eligible commodities to such producers prior in time to entering into contracts with eligible entities to purchase such commodities to be used to satisfy the contracts entered into with the bioenergy producers.

“(ii) SPECIAL TRANSFER RULE.—If the Secretary makes a sale and purchase referred to in clause (i), the Secretary shall ensure that the bioenergy producer that purchased eligible commodities takes possession of such commodities within 30 calendar days of the date the Commodity Credit Corporation purchases such commodities.

“(5) RELATION TO OTHER LAWS.—If sugar that is subject to a marketing allotment under part VII of subtitle B of title III of the Agricultural Adjustment Act of 1938 (7 U.S.C. 1359aa et seq.) is the subject of a payment under this section, such sugar shall be considered marketed and shall count against a processor’s allocation of an allotment under such part, as applicable.

“(6) FUNDING.—The Secretary shall use the funds, facilities, and authorities of the Commodity Credit Corporation, including the use of such sums as are necessary, to carry out this section.”.

**SEC. 9014. DEDICATED ETHANOL PIPELINE FEASIBILITY STUDIES.**

(a) IN GENERAL.—The Secretary of Agriculture, in coordination with the Secretary of Energy and the Secretary of Transportation, shall spend up to \$1,000,000 to fund feasibility studies for the construction of dedicated ethanol pipelines.

(b) CONDUCT OF STUDIES.—

(1) IN GENERAL.—The Secretary of Agriculture shall—

(A) through a competitive solicitation process, select 1 or more firms having capabilities in the planning, development, and construction of dedicated pipelines to carry out the feasibility studies described in subsection (a); or

(B) carry out the feasibility studies in conjunction with such firms.

(2) TIMING.—

(A) IN GENERAL.—Not later than 120 days after the Secretary selects 1 or more firms under paragraph (1)(A) and funding is made available under subsection (f), the Secretary shall award funding under this section.

(B) STUDIES.—As a condition of receiving funds under this section, a recipient of funding shall agree to submit to the Secretary a completed feasibility study not later than one year after the date on which the recipient is awarded funds pursuant to paragraph (1)(A).

(c) STUDY FACTORS.—Feasibility studies funded under this section shall include consideration of—

(1) existing or potential barriers to dedicated ethanol pipelines, including technical, siting, financing, and regulatory barriers;

(2) potential evolutionary pathways for the development of an ethanol pipeline transport system, such as starting with localized gathering networks as compared to major interstate ethanol pipelines to carry larger volumes from the Midwest to the East or West coast;

(3) market risk, including throughput risk, and ways of mitigating the risk;

(4) regulatory, financing, and siting options that would mitigate risk in these areas and help ensure the construction of dedicated ethanol pipelines;

(5) financial incentives that may be necessary for the construction of dedicated ethanol pipelines, including the return on equity that sponsors of the first dedicated ethanol pipelines will require to invest in the pipelines;

(6) ethanol production of 20,000,000,000, 30,000,000,000, and 40,000,000,000 gallons per year by 2020; and

(7) such other factors that the Secretary considers to be appropriate.

(d) CONFIDENTIALITY.—If a recipient of funding under this section requests confidential treatment for critical energy infrastructure information or commercially-sensitive data contained in a feasibility study submitted by the recipient under subsection (b)(2)(B), the Secretary shall offer to enter into a confidentiality agreement with the recipient to maintain the confidentiality of the submitted information.

(e) REVIEW; REPORT.—The Secretary of Agriculture shall—

(1) review the feasibility studies submitted under subsection (b)(2)(B) or carried out under subsection (b)(1)(B); and

(2) not later than 90 days after the date on which all studies are completed under subsection (b), submit to Congress a report that includes—

(A) information about the potential benefits of constructing dedicated ethanol pipelines; and

(B) recommendations for legislation that could help provide for the construction of dedicated ethanol pipelines.

(f) FUNDING.—There are authorized to be appropriated to the Secretary of Agriculture to carry out this section \$1,000,000 for fiscal year 2008, to remain available until expended.

**SEC. 9015. BIOMASS INVENTORY REPORT.**

(a) INVENTORY REQUIRED.—The Secretary of Agriculture shall conduct an inventory of biomass resources on a county-by-county basis.

(b) REPORT.—Not later than one year after the date of the enactment of this Act, the Secretary shall submit to the Committee on Agriculture of the House of Representatives and the Committee on Agriculture, Nutrition, and Forestry of the Senate a report containing—

(1) the results of the inventory conducted under subsection (a); and

(2) an estimate of the amount of unused crop land in the United States that could be used for dedicated energy crops.

(c) BIOMASS RESOURCES DEFINED.—In this section, the term “biomass resource” has the meaning given the term “eligible commodity” in section 9010(a)(3) of the Farm Security and Rural Investment Act of 2002 (7 U.S.C. 8108(a)(3)).

**SEC. 9016. FUTURE FARMSTEADS PROGRAM.**

(a) ESTABLISHMENT.—The Secretary of Agriculture shall establish a program to equip, in each of 5 regions of the country chosen to represent different farming practices, a farm house and its surrounding fields, facilities, and forested areas with technologies to—

(1) improve farm energy production and energy use efficiencies;

(2) provide working examples to farmers; and

(3) serve as an education, demonstration, and research facility that will teach graduate students whose focus of research is related to either renewable energy or energy conservation technologies.

(b) GOALS.—The goals of the program established under subsection (a) shall be to—

(1) advance farm energy use efficiencies and the on-farm production of renewable energies, along with advanced communication and control technologies with the latest in energy capture and conversion techniques, thereby enhancing rural energy independence and creating new revenues for rural economies;

(2) accelerate private sector and university research into the efficient on-farm production of renewable fuels and help educate the farming industry, students, and the general public; and

(3) accelerate energy independence, including the production and the conservation of renewable energies on farms.

(c) COLLABORATION PARTNERS.—The program under this section shall be carried out in partnership with regional land grant institutions, agricultural commodity commissions, biofuels companies, sensor and controls companies, and internet technology companies.

(d) AUTHORIZATION OF APPROPRIATIONS.—There are authorized to be appropriated such sums as may be necessary to carry out this section.

**SEC. 9017. SENSE OF CONGRESS ON RENEWABLE ENERGY.**

It is the sense of Congress that—

(1) energy demand in the United States is projected to increase by more than 30 percent over the next two decades;

(2) increased production of renewable energy and growth of its infrastructure would assist the United States in meeting the growing energy demand;

(3) continued, and even accelerated, development of renewable energy inputs and technologies provide numerous benefits to the United States, including improved national security and economic growth;

(4) while it should be a priority of the Federal Government to continue to promote policies and incentives to stimulate growth and development of renewable energy infrastructure, it should be recognized that the marketplace is also an important instrument to determine which renewable energy sources and technologies will provide the most efficient and effective energy production;

(5) renewable energy inputs and technology must be available in abundant quantities and provide energy at competitive prices in a reliable manner for the American consumer; and

(6) it is in the interest of the United States to diversify its energy portfolio and increase the energy independence of the United States by further developing alternative forms of energy.

**TITLE X—HORTICULTURE AND ORGANIC AGRICULTURE**

**Subtitle A—Honey and Bees**

Sec. 10001. Annual report on response to honey bee colony collapse disorder.

**Subtitle B—Horticulture Provisions**

Sec. 10101. Tree assistance program.

Sec. 10102. Specialty crop block grants.

Sec. 10103. Additional section 32 funds for purchase of fruits, vegetables, and nuts to support domestic nutrition assistance programs.

Sec. 10104. Independent evaluation of Department of Agriculture commodity purchase process.

Sec. 10105. Quality requirements for clementines.

Sec. 10106. Implementation of food safety programs under marketing orders.

Sec. 10107. Inclusion of specialty crops in census of agriculture.

Sec. 10108. Maturity requirements for Hass avocados.

Sec. 10109. Mushroom promotion, research, and consumer information.

Sec. 10110. Fresh produce education initiative.

**Subtitle C—Pest and Disease Management**

Sec. 10201. Pest and disease program.

Sec. 10202. Multi-species fruit fly research and sterile fly production.

**Subtitle D—Organic Agriculture**

Sec. 10301. National organic certification cost-share program.

Sec. 10302. Organic production and market data.



Sec. 10303. Organic conversion, technical, and educational assistance.

Subtitle E—Miscellaneous Provisions

Sec. 10401. Restoration of import and entry agricultural inspection functions to the Department of Agriculture.

Sec. 10402. Grant program to improve movement of specialty crops.

Sec. 10403. Authorization of appropriations for market news activities regarding specialty crops.

Sec. 10404. Farmers' market promotion program.

Sec. 10405. National Clean Plant Network.

Subtitle A—Honey and Bees

SEC. 10001. ANNUAL REPORT ON RESPONSE TO HONEY BEE COLONY COLLAPSE DISORDER.

The Secretary of Agriculture shall submit to Congress an annual report describing the progress made by the Department of Agriculture in investigating the cause or causes of honey bee colony collapse and in finding appropriate strategies to reduce colony loss.

Subtitle B—Horticulture Provisions

SEC. 10101. TREE ASSISTANCE PROGRAM.

(a) INCLUSION OF NURSERY TREE GROWERS.—

(1) ELIGIBILITY.—Section 10201 of the Farm Security and Rural Investment Act of 2002 (7 U.S.C. 8201) is amended—

(A) by redesignating paragraphs (3) and (4) as paragraphs (4) and (5), respectively; and

(B) by inserting after paragraph (2) the following new paragraph:

“(3) NURSERY TREE GROWER.—The term ‘nursery tree grower’ means a person who produces nursery, ornamental, fruit, nut, or Christmas trees for commercial sale, as determined by the Secretary.”

(2) CONFORMING AMENDMENTS.—Subtitle C of title X of the Farm Security and Rural Investment Act of 2002 is amended—

(A) in section 10202 (7 U.S.C. 8202)—

(i) in subsection (a), by inserting “and nursery tree growers” after “eligible orchardists”; and

(ii) in subsection (b), by inserting “or nursery tree grower” after “eligible orchardist”; and

(B) in section 10203 (7 U.S.C. 8203), by inserting “and nursery tree growers” after “eligible orchardists”.

(b) ANNUAL PAYMENT LIMITATION.—Section 10204(a) of the Farm Security and Rural Investment Act of 2002 (7 U.S.C. 8204(a)) is amended by striking “\$75,000” and inserting “\$150,000 per year”.

(c) APPLICABILITY.—The amendments made by this section shall apply with respect to any natural disaster occurring after the date of the enactment of this Act for which assistance is provided by the Secretary of Agriculture under the tree assistance program.

SEC. 10102. SPECIALTY CROP BLOCK GRANTS.

(a) EXTENSION OF PROGRAM.—Subsection (a) of section 101 of the Specialty Crops Competitiveness Act of 2004 (Public Law 108-465; 7 U.S.C. 1621 note) is amended by striking “2009” and inserting “2012”.

(b) AVAILABILITY OF FUNDS.—Subsection (i) of section 101 of the Specialty Crops Competitiveness Act of 2004 is amended to read as follows:

“(i) FUNDING.—Of the funds of the Commodity Credit Corporation, the Secretary of Agriculture shall make grants under this section, using—

“(1) \$60,000,000 in fiscal year 2008;

“(2) \$65,000,000 in fiscal year 2009;

“(3) \$70,000,000 in fiscal year 2010;

“(4) \$75,000,000 in fiscal year 2011; and

“(5) \$95,000,000 in fiscal year 2012.”

(c) CONFORMING AMENDMENTS.—Section 101 of the Specialty Crops Competitiveness Act of 2004 (Public Law 108-465; 7 U.S.C. 1621 note) is further amended—

(1) in subsection (a), by striking “Subject to the appropriation of funds to carry out this section” and inserting “Using the funds made available under subsection (i)”;

(2) in subsection (b), by striking “appropriated pursuant to the authorization of appropriations in” and inserting “made available under”; and

(3) in subsection (c), by striking “Subject to the appropriation of sufficient funds to carry out this subsection, each” and inserting “Each”.

(d) DEFINITION OF SPECIALTY CROP.—Section 3(1) of the Specialty Crops Competitiveness Act of 2004 (Public Law 108-465; 7 U.S.C. 1621 note) is amended by inserting “horticulture and” before “nursery”.

SEC. 10103. ADDITIONAL SECTION 32 FUNDS FOR PURCHASE OF FRUITS, VEGETABLES, AND NUTS TO SUPPORT DOMESTIC NUTRITION ASSISTANCE PROGRAMS.

(a) FUNDING FOR ADDITIONAL PURCHASES OF FRUITS, VEGETABLES, AND NUTS.—In addition to the purchases of fruits, vegetables, and nuts required by section 10603 of the Farm Security and Rural Investment Act of 2002 (7 U.S.C. 612c-4), the Secretary of Agriculture shall purchase fruits, vegetables, and nuts for the purpose of providing nutritious foods for use in domestic nutrition assistance programs, using, of the funds made available under section 32 of the Act of August 24, 1935 (7 U.S.C. 612c), the following amounts:

(1) \$190,000,000 in fiscal year 2008.

(2) \$193,000,000 in fiscal year 2009.

(3) \$199,000,000 in fiscal year 2010.

(4) \$203,000,000 in fiscal year 2011.

(5) \$206,000,000 in fiscal year 2012 and each fiscal year thereafter.

(b) FORM OF PURCHASES.—Fruits, vegetables, and nuts may be purchased under this section in the form of frozen, canned, dried, or fresh fruits, vegetables, and nuts.

(c) VALUE ADDED PRODUCTS.—The Secretary may consider offering value-added products containing fruits, vegetables or nuts under this section, taking into account—

(1) whether demand exists for the value-added product; and

(2) the interests of entities that receive fruits, vegetables, and nuts under this section.

SEC. 10104. INDEPENDENT EVALUATION OF DEPARTMENT OF AGRICULTURE COMMODITY PURCHASE PROCESS.

(a) EVALUATION REQUIRED.—The Secretary of Agriculture shall arrange to have performed an independent evaluation of the commodity purchasing processes (and the statutory and regulatory authority underlying such processes) used by the Department of Agriculture to remove surplus commodities from the market and support commodity prices and producer incomes, especially with regard to activities under section 32 of the Act of August 24, 1935 (7 U.S.C. 612c) and the importance of increasing purchases of specialty crops.

(b) SUBMISSION OF RESULTS.—Not later than one year after the date of the enactment of this Act, the Secretary of Agriculture shall submit to Congress a report on the results of the evaluation.

SEC. 10105. QUALITY REQUIREMENTS FOR CLEMENTINES.

Section 8e(a) of the Agricultural Adjustment Act (7 U.S.C. 608e-1(a)), reenacted with amendments by the Agricultural Marketing Agreement Act of 1937, is amended in the first sentence by inserting after “nectarines,” the following: “clementines.”

SEC. 10106. IMPLEMENTATION OF FOOD SAFETY PROGRAMS UNDER MARKETING ORDERS.

Section 8c(6) of the Agricultural Adjustment Act (7 U.S.C. 608c(6)), reenacted with amendments by the Agricultural Marketing

Agreement Act of 1937, is amended by adding at the end the following:

“(K) In the case of an order related to a specialty crop (as such term is defined in section 3(1) of the Specialty Crops Competitiveness Act of 2004 (Public Law 108-465; 118 Stat. 3883)), authorizing the implementation of quality-related food safety programs designed to enhance the safety of the specialty crop and products derived from specialty crops.”

SEC. 10107. INCLUSION OF SPECIALTY CROPS IN CENSUS OF AGRICULTURE.

Section 2(a) of the Census of Agriculture Act of 1997 (7 U.S.C. 2204g(a)) is amended by adding at the end the following new sentence: “Beginning with the census of agriculture required to be conducted in 2008, the Secretary shall conduct as part of each census of agriculture a census of specialty crops (as such term is defined in section 3(1) of the Specialty Crops Competitiveness Act of 2004 (Public Law 108-465; 118 Stat. 3883)).”

SEC. 10108. MATURITY REQUIREMENTS FOR HASS AVOCADOS.

Subtitle A of the Agricultural Marketing Act of 1946 is amended by adding at the end the following new section:

“SEC. 209. MATURITY REQUIREMENTS FOR HASS AVOCADOS.

“(a) MINIMUM PERCENTAGE OF DRY MATTER.—Not later than 180 days after the date of the enactment of the Farm, Nutrition, and Bioenergy Act of 2007, the Secretary of Agriculture shall issue final regulations to require that all Hass avocados sold to consumers in the United States meet the minimum maturity standard of not less than 20.8 percent dry matter.

“(b) EXCEPTIONS.—Subsection (a) and the regulations issued pursuant to such subsection shall not apply to Hass avocados—

“(1) intended for consumption by charitable institutions;

“(2) intended for distribution by relief agencies;

“(3) intended for commercial processing into products; or

“(4) that the Secretary determines should not be subject to such subsection or such regulations.

“(c) USE OF EXISTING INSPECTORS.—The Secretary shall, to the greatest extent practicable, use inspectors that inspect avocados for compliance with section 8e of the Agricultural Adjustment Act (7 U.S.C. 608e-1), reenacted with amendments by the Agricultural Marketing Agreement Act of 1937, to conduct inspections under this section.

“(d) CIVIL PENALTIES.—The Secretary may require any person who violates this section or the regulations issued pursuant to this section to—

“(1) forfeit to the United States a sum equal to the value of the commodity at the time of violation, which forfeiture shall be recoverable in a civil suit brought in the name of the United States; or

“(2) on conviction, be fined not less than \$50 or more than \$5,000 for each violation.

“(e) DIVERSION.—In the case of any Hass avocados that do not meet the requirements of this section or the regulations issued pursuant to this section, the Secretary may—

“(1) provide for the reinspection of the Hass avocados; or

“(2) authorized the diversion, export, or repacking of the Hass avocados.

“(f) FEES.—The Secretary may prescribe and collect fees to cover the costs of providing for the inspection of Hass avocados under this section. All fees and penalties collected shall be credited to the accounts that incur such costs and shall remain available until expended without fiscal year limitation.

“(g) AUTHORIZATION OF APPROPRIATIONS.—There are authorized to be appropriated such

sums as may be necessary to carry out this section.”.

**SEC. 10109. MUSHROOM PROMOTION, RESEARCH, AND CONSUMER INFORMATION.**

(a) **REGIONS AND MEMBERS.**—Section 1925(b)(2) of the Mushroom Promotion, Research, and Consumer Information Act of 1990 (subtitle B of title XIX of Public Law 101-624; 7 U.S.C. 6104(b)(2)) is amended—

(1) in subparagraph (B), by striking “4 regions” and inserting “3 regions”;

(2) in subparagraph (D), by striking “35,000,000 pounds” and inserting “50,000,000 pounds”;

(3) by striking subparagraph (E), and inserting the following new subparagraph:

“(E) **ADDITIONAL MEMBERS.**—In addition to the members appointed pursuant to paragraph (1), and subject to the nine-member limit of members on the council provided in such paragraph, the Secretary shall appoint additional members to the council from a region which attains additional pounds of production as follows:

“(i) If a region’s annual production is greater than 110,000,000 pounds, but less than or equal to 180,000,000 pounds, the region shall be represented by one additional member.

“(ii) If a region’s annual production is greater than 180,000,000 pounds, but less than or equal to 260,000,000 pounds, the region shall be represented by two additional members.

“(iii) If a region’s annual production is greater than 260,000,000 pounds, the region shall be represented by three additional members.”.

(b) **POWERS AND DUTIES OF COUNCIL.**—Section 1925(c) of the Mushroom Promotion, Research, and Consumer Information Act of 1990 (subtitle B of title XIX of Public Law 101-624; 7 U.S.C. 6104(c)) is amended—

(1) by redesignating paragraphs (6), (7), and (8) as paragraphs (7), (8), and (9), respectively; and

(2) by inserting after paragraph (5), the following new paragraph (6):

“(6) to develop a program for good agricultural practices and good handling practices for mushrooms;”.

**SEC. 10110. FRESH PRODUCE EDUCATION INITIATIVE.**

(a) **INITIATIVE AUTHORIZED.**—The Secretary of Agriculture may carry out a program to educate persons involved in the fresh produce industry and the public about—

(1) scientifically proven practices for reducing microbiological pathogens on fresh produce; and

(2) methods of reducing the threat of cross-contamination of fresh produce through unsanitary handling practices.

(b) **COOPERATION.**—The Secretary may carry out the program in cooperation with public or private partners.

(c) **FUNDING.**—There are authorized to be appropriated such sums as are necessary for each of fiscal years 2008 through 2012 to carry out this section.

**Subtitle C—Pest and Disease Management**

**SEC. 10201. PEST AND DISEASE PROGRAM.**

(a) **ESTABLISHMENT.**—The Secretary of Agriculture shall establish a program to—

(1) conduct early pest detection and surveillance activities in cooperation with state departments of agriculture;

(2) determine and prioritize pest and disease threats to domestic production of specialty crops; and

(3) create an audit-based certification approach to protect against the spread of plant pests and to facilitate the interstate movement of plants and plant products.

(b) **EARLY PEST DETECTION AND SURVEILLANCE IMPROVEMENT PROGRAM.**—

(1) **COOPERATIVE AGREEMENTS.**—The Secretary of Agriculture shall enter into cooper-

ative agreements with State departments of agriculture to provide grants to such State departments of agriculture for early pest detection and surveillance activities.

(2) **APPLICATION.**—A State department of agriculture seeking to enter into a cooperative agreement under this subsection shall submit to the Secretary an application containing such information as the Secretary may require. The Secretary shall notify applicants of the following:

(A) The requirements to be imposed on a department of agriculture for auditing of, and reporting on, the use of any funds provided by the Secretary under the cooperative agreement.

(B) The criteria to be used to ensure that early pest detection and surveillance activities supported under the cooperative agreement are based on sound scientific data or thorough risk assessments.

(C) The means of identifying pathways of pest introductions.

(3) **USE OF FUNDS.**—

(A) **PEST DETECTION AND SURVEILLANCE ACTIVITIES.**—A State department of agriculture that receives funds under this section shall use the funds to carry out early pest detection and surveillance activities approved by the Secretary to prevent the introduction or spread of a pest.

(B) **SUBAGREEMENTS.**—A State department of agriculture may use funds received under this section to enter into subagreements with political subdivisions in such State that have legal responsibilities relating to agricultural pest and disease surveillance.

(4) **SPECIAL FUNDING CONSIDERATIONS.**—The Secretary shall provide, subject to the availability of funds under subsection (j), funds to a State department of agriculture that the Secretary determines is in a State that has a high risk of being affected by one or more pest, based on the following factors:

(A) The number of international airports and maritime facilities in that State.

(B) The volume of international passenger and cargo entry into that State.

(C) The geographic location of that State and if such location is conducive to agricultural pest and disease establishment due to the climate or crop diversity of that State.

(D) The types of agricultural commodities or plants produced in that State and if the commodities or plants produced are conducive to agricultural pest and disease establishment due to the climate or crop diversity of that State.

(E) Whether the Secretary has declared an emergency in that State pursuant to section 442 of the Plant Protection Act (7 U.S.C. 7772) due to an agricultural pest or disease of Federal concern.

(F) Such other factors as the Secretary considers appropriate.

(5) **COST-SHARE.**—

(A) **FEDERAL COST SHARE; FORM OF NON-FEDERAL COST SHARE.**—Except as provided in subparagraph (B), a cooperative agreement entered into under paragraph (1) shall provide that—

(i) the Federal share of carrying out the cooperative agreement shall not exceed 75 percent of the total cost;

(ii) the non-Federal share of the cost of carrying out the agreement may be provided in-kind; and

(iii) in-kind costs may include indirect costs as considered appropriate by the Secretary.

(B) **ABILITY TO PROVIDE FUNDS.**—The Secretary shall not take the ability to provide non-Federal costs to carry out a cooperative agreement entered into under paragraph (1) into consideration when deciding whether to enter into a cooperative agreement with a State department of agriculture.

(C) **SPECIAL FUNDING CONSIDERATIONS.**—The non-federal share of carrying out paragraph

(4) shall not exceed 40 percent of the total costs of carrying out such paragraph.

(6) **REPORTING REQUIREMENT.**—Not later than 180 days after the date of completion of an early pest detection and surveillance activity conducted by a State department of agriculture using funds provided under this section, the department of agriculture shall submit to the Secretary a report that describes the purposes and results of the activities, including any activities conducted pursuant to a subagreement referred to in paragraph (3)(B).

(c) **THREAT IDENTIFICATION AND MITIGATION PROGRAM.**—

(1) **IN GENERAL.**—In conducting the program established under subsection (a), the Secretary shall—

(A) develop risk assessments of the existing and potential threat to the specialty crop industry in the United States from pests and disease;

(B) prepare a list prioritizing pest and disease threats to the specialty crop industry;

(C) develop action plans, in consultation with State departments of agriculture and other State or regional resource partnerships, that effectively address pest and disease threats to the specialty crop industry, including pathway analysis, domestic and offshore mitigation measures, and comprehensive exclusion measures at ports of entry and other key distribution centers, in addition to strategies to employ if a pest or disease is introduced;

(D) implement such action plans as soon as they are developed to test the effectiveness of such action plans and help prevent new foreign and domestic pest and disease threats from being introduced or widely disseminated in the United States; and

(E) collaborate with the nursery industry, research institutions, and other appropriate entities to develop a nursery pest risk management system to identify nursery pests and diseases, prevent the introduction, establishment, and spread of such pests and diseases, and reduce the risk of, prioritize, mitigate, and eradicate such pests and diseases.

(2) **REPORTS.**—Not later than one year after the date of the enactment of this Act, and annually thereafter, the Secretary shall update and submit to Congress the priority list and action plans described in paragraph (1), including an accounting of funds expended on the action plans.

(d) **AUDIT-BASED APPROACH TO SPECIALTY CROP PHYTOSANITARY CERTIFICATION.**—In conducting the program established under subsection (a), the Secretary shall provide funds and technical assistance to specialty crop growers, organizations representing such growers, and State and local agencies working with such growers and organizations for the development and implementation of certification systems based on audit-based approaches, such as best management practices or nursery pest risk management systems, to address plant pests and to mitigate the risk of plant pests in the movement of plants and plant products.

(e) **COOPERATIVE AGREEMENTS.**—The Secretary may enter into cooperative agreements with other Federal departments or agencies, States or political subdivisions of States, national governments, local governments of other nations, domestic or international organizations, domestic or international associations, and other persons to carry out this section.

(f) **CONSULTATION.**—The Secretary shall consult with the National Plant Board, State departments of agriculture, and specialty crop grower organizations to establish funding priorities under this section for each fiscal year.

(g) **ADMINISTRATIVE COSTS.**—Not more than 5 percent of the funds provided under this section may be used for administrative costs.

(h) DEFINITIONS.—In this section:

(1) EARLY PEST DETECTION AND SURVEILLANCE.—The term “early pest detection and surveillance” means the full range of activities undertaken to find newly introduced pests, whether new to the United States or new to certain areas of the United States, before the pests become established, or before pest infestations become too large and costly to eradicate or control.

(2) PEST.—The term “pest” has the meaning given the term “plant pest” in section 403(14) of the Plant Protection Act (7 U.S.C. 7702(14)).

(3) SPECIALTY CROP.—The term “specialty crop” has the meaning given the term in section 3(1) of the Specialty Crop Competitiveness Act of 2004 (Public Law 108-465; 118 Stat. 3883; 7 U.S.C. 1621 note).

(4) STATE DEPARTMENT OF AGRICULTURE.—The term “State department of agriculture” means an agency of a State that has a legal responsibility to perform early pest detection and surveillance activities.

(i) SECRETARIAL DISCRETION.—Section 442(c) of the Plant Protection Act (7 U.S.C. 7772(c)) is amended by striking “of longer than 60 days”.

(j) FUNDING.—Of the funds to the Commodity Credit Corporation, the Secretary shall make available to carry out this section—

- (1) \$10,000,000 for fiscal year 2008;
- (2) \$25,000,000 for fiscal year 2009;
- (3) \$40,000,000 for fiscal year 2010;
- (4) \$55,000,000 for fiscal year 2011; and
- (5) \$70,000,000 for fiscal year 2012.

**SEC. 10202. MULTI-SPECIES FRUIT FLY RESEARCH AND STERILE FLY PRODUCTION.**

(a) CONSTRUCTION.—The Secretary of Agriculture shall construct a warehouse and irradiation containment facility in Waimanalo, Hawaii, to support fruit fly rearing and sterilization activities.

(b) AUTHORIZATION OF APPROPRIATIONS.—There are authorized to be appropriated—

- (1) \$15,000,000 for the construction of a warehouse and irradiation containment facility pursuant to subsection (a); and
- (2) \$1,000,000 for fiscal year 2008 and each subsequent fiscal year for maintenance to the facilities constructed pursuant to this section.

**Subtitle D—Organic Agriculture**

**SEC. 10301. NATIONAL ORGANIC CERTIFICATION COST-SHARE PROGRAM.**

Section 10606 of the Farm Security and Rural Investment Act of 2002 (7 U.S.C. 6523) is amended—

(1) in subsection (a), by striking “\$5,000,000 for fiscal year 2002” and inserting “\$22,000,000 for fiscal year 2008”; and

(2) in subsection (b)(2), by striking “\$500” and inserting “\$750”.

**SEC. 10302. ORGANIC PRODUCTION AND MARKET DATA.**

(a) NEW DATA REQUIREMENTS.—Section 7407 of the Farm Security and Rural Investment Act of 2002 (7 U.S.C. 5925c) is amended to read as follows:

**“SEC. 7407. ORGANIC DATA COLLECTION AND PUBLICATION.**

“(a) DATA COLLECTION AND PUBLICATION.—To assist organic farmers in making informed production and marketing decisions, the Secretary of Agriculture shall collect and publish segregated data and survey information about the price, production, and marketing of major organically produced commodities, as determined by the Secretary.

“(b) FUNDING.—The Secretary of Agriculture shall use \$3,000,000 of funds of the Commodity Credit Corporation to carry out this section during fiscal year 2008, and such funds shall remain available until expended.”.

(b) IMPLEMENTATION REPORT.—Not later than 180 days after the date of the enactment of this Act, the Secretary of Agriculture shall submit to Congress a report regarding the progress made in implementing the amendment made by subsection (a).

**SEC. 10303. ORGANIC CONVERSION, TECHNICAL, AND EDUCATIONAL ASSISTANCE.**

(a) ESTABLISHMENT.—Not later than 180 days after the date of the enactment of this section, the Secretary shall establish a program to provide cost share and incentive payments and technical and educational assistance to producers to promote conservation practices and activities for production systems undergoing transition, in whole or in part, to organic production in accordance with the Organic Foods Production Act of 1990 (7 U.S.C. 6501 et seq.).

(b) ORGANIC TRANSITION COST SHARE AND INCENTIVE PAYMENTS.—

(1) IN GENERAL.—The Secretary shall enter into contracts with eligible producers referred to in paragraph (2) to provide cost-share and incentive payments to assist in the transition to organic production systems.

(2) ELIGIBLE PRODUCERS.—A producer is an eligible producer under this paragraph if such producer agrees to—

(A) develop and carry out environmental and conservation activities consistent with an organic plan that protect soil, water, wildlife, air, and other natural resources as defined by the Secretary;

(B) receive technical and education assistance from the Secretary, or from organizations, institutions, and consultants with cooperative agreements with the Secretary, relating to—

(i) the development and implementation of conservation practices and activities that are part of an organic plan; or

(ii) other aspects of transition to organic production, including marketing, credit, business, and risk management plans;

(C) submit to annual verification by a certifying agent accredited by the Department of Agriculture under section 2115 of the Organic Foods Production Act of 1990 (7 U.S.C. 6514) to determine compliance of the producer with organic certification requirements; and

(D) develop marketing, credit, business, and risk management plans, as appropriate.

(3) CONTRACT.—A contract entered into under paragraph (1) shall provide that—

(A) payments provided to a producer under the contract shall only be used for—

(i) conservation management and vegetative and structural practices and activities during transition to certified organic production that—

(I) are consistent with an organic plan; and

(II) protect soil, water, wildlife, air, and other natural resources, as required under the Organic Foods Production Act of 1990 (7 U.S.C. 6501 et seq.);

(ii) animal production measures consistent with an organic plan; and

(iii) such other measures as the Secretary determines are appropriate and consistent with an organic plan;

(B) subject to subparagraph (C), the contract shall terminate after a period of not more than three years;

(C) the Secretary may terminate the contract if the Secretary determines the eligible producer is not pursuing organic certification under the Organic Foods Production Act of 1990 (7 U.S.C. 6501 et seq.); and

(D) the Secretary may require repayment in whole of payments already received if the Secretary determines the eligible producer is not pursuing organic certification under the Organic Foods Production Act of 1990 (7 U.S.C. 6501 et seq.).

(4) LIMITATIONS ON PAYMENTS.—An eligible producer may not receive payments under paragraph (1)—

(A) for a total period of more than three years;

(B) an amount not to exceed \$50 per acre for crop land, or \$25 per acre for grazing land; and

(C) in an amount more than \$10,000 in a fiscal year.

(c) TECHNICAL AND EDUCATIONAL ASSISTANCE.—The Secretary shall provide producers with technical and educational assistance, including through the use of competitive cooperative agreements with non-profit organizations, non-governmental organizations, institutes of higher education, or consultants with expertise in advisory services for organic producers on organic production systems, and the planning for and marketing of organic products.

(d) USE OF FUNDS.—The Secretary shall use 50 percent of the funds made available pursuant to the authorization of appropriations under subsection (f) to provide technical and educational assistance under subsection (c).

(e) DEFINITIONS.—In this section:

(1) ORGANIC PLAN.—The term “organic plan” means an organic plan submitted under section 2114(a) of the Organic Foods Production Act of 1990 (7 U.S.C. 6513(a)) and agreed to by the producer and handler of a product and a certifying agent under such section.

(2) TECHNICAL AND EDUCATIONAL ASSISTANCE.—The term “technical and educational assistance” means the conveyance of information and counsel regarding economic and business planning, marketing, and organic practices, such as entomological practices and pest and weed control and prevention that satisfy organic practices.

(f) FUNDING.—There is authorized to be appropriated to carry out this section \$50,000,000, which shall remain available until expended.

**Subtitle E—Miscellaneous Provisions**

**SEC. 10401. RESTORATION OF IMPORT AND ENTRY AGRICULTURAL INSPECTION FUNCTIONS TO THE DEPARTMENT OF AGRICULTURE.**

(a) REPEAL OF TRANSFER OF FUNCTIONS.—Section 421 of the Homeland Security Act of 2002 (6 U.S.C. 231) is repealed.

(b) CONFORMING AMENDMENT TO FUNCTIONS OF SECRETARY OF HOMELAND SECURITY.—Section 402 of the Homeland Security Act of 2002 (6 U.S.C. 202) is amended—

(1) by striking paragraph (7); and

(2) by redesignating paragraph (8) as paragraph (7).

(c) TRANSFER AGREEMENT.—

(1) IN GENERAL.—Not later than the effective date specified in subsection (g), the Secretary of Agriculture and the Secretary of Homeland Security shall enter into an agreement to effectuate the return of functions required by the amendments made by this section.

(2) USE OF CERTAIN EMPLOYEES.—The agreement may include authority for the Secretary of Agriculture to use employees of the Department of Homeland Security to carry out authorities delegated to the Animal and Plant Health Inspection Service regarding the protection of domestic livestock and plants.

(d) RESTORATION OF DEPARTMENT OF AGRICULTURE EMPLOYEES.—Not later than the effective date specified in subsection (g), all full-time equivalent positions of the Department of Agriculture transferred to the Department of Homeland Security under section 421(g) of the Homeland Security Act of 2002 (6 U.S.C. 231(g)) (as in effect on the day before such effective date) shall be restored to the Department of Agriculture.

(e) AUTHORITY OF APHIS.—

(1) **ESTABLISHMENT OF PROGRAM.**—The Secretary of Agriculture shall establish within the Animal and Plant Health Inspection Service a program, to be known as the “International Agricultural Inspection Program”, under which the Administrator of the Animal and Plant Health Inspection Service (referred to in this subsection as the “Administrator”) shall carry out import and entry agricultural inspections.

(2) **INFORMATION GATHERING AND INSPECTIONS.**—In carrying out the program under paragraph (1), the Administrator shall have full access to—

(A) each secure area of any terminal for screening passengers or cargo under the control of the Department of Homeland Security on the day before the date of enactment of this Act for purposes of carrying out inspections and gathering information; and

(B) each database (including any database relating to cargo manifests or employee and business records) under the control of the Department of Homeland Security on the day before the date of enactment of this Act for purposes of gathering information.

(3) **INSPECTION ALERTS.**—The Administrator may issue inspection alerts, including by indicating cargo to be held for immediate inspection.

(4) **INSPECTION USER FEES.**—The Administrator may, as applicable—

(A) continue to collect any agricultural quarantine inspection user fee; and

(B) administer any reserve account for the fees.

(5) **CAREER TRACK PROGRAM.**—

(A) **IN GENERAL.**—The Administrator shall establish a program, to be known as the “import and entry agriculture inspector career track program”, to support the development of long-term career professionals with expertise in import and entry agriculture inspection.

(B) **STRATEGIC PLAN AND TRAINING.**—In carrying out the program under this paragraph, the Administrator, in coordination with the Secretary of Agriculture, shall—

(i) develop a strategic plan to incorporate import and entry agricultural inspectors into the infrastructure protecting food, fiber, forests, bioenergy, and the environment of the United States from animal and plant pests, diseases, and noxious weeds; and

(ii) as part of the plan under clause (i), provide training for import and entry agricultural inspectors participating in the program not less frequently than once each year to improve inspection skills

(f) **DUTIES OF SECRETARY OF AGRICULTURE.**—

(1) **OPERATING PROCEDURES AND TRACKING SYSTEM.**—The Secretary of Agriculture shall—

(A) develop standard operating procedures for inspection, monitoring, and auditing relating to import and entry agricultural inspections, in accordance with recommendations from the Comptroller General of the United States and reports of interagency advisory groups, as applicable; and

(B) ensure that the Animal and Plant Health Inspection Service has a national electronic system with real-time tracking capability for monitoring, tracking, and reporting inspection activities of the Service.

(2) **FEDERAL AND STATE COOPERATION.**—

(A) **COMMUNICATION SYSTEM.**—The Secretary of Agriculture shall develop and maintain an integrated, real-time communication system with respect to import and entry agricultural inspections to alert State departments of agriculture of significant inspection findings of the Animal and Plant Health Inspection Service.

(3) **FUNDING.**—The Secretary of Agriculture shall pay the costs of each import and entry agricultural inspector employed by the Animal and Plant Health Inspection Service

from amounts made available to the Department of Agriculture for the applicable fiscal year.

(g) **EFFECTIVE DATE.**—The amendments made by this section take effect on the date that is 180 days after the date of enactment of this Act.

**SEC. 10402. GRANT PROGRAM TO IMPROVE MOVEMENT OF SPECIALTY CROPS.**

(a) **GRANTS AUTHORIZED.**—The Secretary of Agriculture may make grants under this section to an eligible entity described in subsection (b)—

(1) to improve the cost-effective movement of specialty crops to local, regional, national, and international markets; and

(2) to address regional intermodal transportation deficiencies that adversely affect the movement of specialty crops to markets inside or outside the United States.

(b) **ELIGIBLE GRANT RECIPIENTS.**—Grants may be made under this section to any of the following (or a combination thereof):

(1) State and local governments.

(2) Grower cooperatives.

(3) State or regional producer and shipper organizations.

(4) Other entities as determined to be appropriate by the Secretary.

(c) **MATCHING FUNDS.**—The recipient of a grant under this section shall contribute an amount of non-Federal funds toward the project for which the grant is provided that is at least equal to the amount of grant funds received by the recipient under this section.

(d) **AUTHORIZATION OF APPROPRIATIONS.**—There are authorized to be appropriated such sums as may be necessary for each of fiscal years 2008 through 2012 to carry out this section.

**SEC. 10403. AUTHORIZATION OF APPROPRIATIONS FOR MARKET NEWS ACTIVITIES REGARDING SPECIALTY CROPS.**

There are authorized to be appropriated to the Secretary of Agriculture such sums as may be necessary for each of the fiscal years 2008 through 2012 to support the market news activities regarding specialty crops (as such term is defined in section 3(1) of the Specialty Crops Competitiveness Act of 2004 (Public Law 108-465; 118 Stat. 3883)).

**SEC. 10404. FARMERS' MARKET PROMOTION PROGRAM.**

(a) **FINDINGS.**—Congress finds that—

(1) agricultural direct farmer-to-consumer marketing activities, including farmers' markets, roadside stands, community supported agriculture, internet, mail-order, and other similar direct order marketing activities, significantly enhance the ability of agricultural producers to retain a greater share of their products' retail value;

(2) direct farmer-to-consumer marketing activities are a crucial component of the current and future viability of small and mid-sized farms and ranches and beginning and socially disadvantaged farmers and ranchers; and

(3) agricultural direct marketing activities contribute to the health and well-being of consumers in rural, urban, and tribal communities by providing access to healthy, fresh, and affordable food.

(b) **PROGRAM.**—Section 6 of the Farmer-to-Consumer Direct Marketing Act of 1976 (7 U.S.C. 3005) is amended—

(1) in subsection (a)—

(A) by striking “Farmers' Market Promotion Program” and inserting “Farmer Marketing Assistance Program”; and

(B) by striking “promote farmers' markets” and inserting “direct producer to consumer marketing”;

(2) in subsection (b)(1)—

(A) in subparagraph (A), by striking “, domestic farmers' markets, roadside stands, community-supported agriculture programs, and other”; and

(B) in subparagraph (B), by striking “farmers' markets, roadside stands, community-supported agriculture programs, and other direct producer-to-consumer infrastructure” and inserting “direct producer-to-consumer marketing and infrastructure opportunities”;

(3) in subsection (c)—

(A) by redesignating paragraphs (1) through (7) as paragraphs (2) through (8), respectively;

(B) by inserting before paragraph (2) the following new paragraph:

“(1) two or more farmers or farm vendors who sell products through a common channel of distribution.”; and

(C) in paragraph (2) (as so redesignated) by striking “an agricultural cooperative” and inserting “an agricultural cooperative or producer network or association”;

(4) by striking subsection (e) and inserting the following new subsections:

“(e) **ELIGIBLE ACTIVITIES.**—A recipient of a grant under this section may use the funds for the following activities:

“(1) Farmers markets.

“(2) Roadside stands.

“(3) Community supported agriculture operations, through which a farmer agrees to deliver a certain quantity of agricultural products to consumers at a set price.

“(4) The purchase of equipment or other activities supporting the use of electronic benefit transfer systems at farmers markets.

“(5) Agritourism activities facilitating the direct sale of agricultural products, including operations where the consumer picks their own agricultural products.

“(6) Other activities as determined appropriate by the Secretary.

“(f) **FUNDING.**—

“(1) **IN GENERAL.**—Of the funds of the Commodity Credit Corporation, the Secretary of Agriculture use to carry out this section—

“(A) \$5,000,000 in each of fiscal years 2008, 2009, and 2010; and

“(B) \$10,000,000 in each of fiscal years 2011 and 2012.

“(2) **USE OF FUNDS.**—Not less than 10 percent of the funds used to carry out this section in a fiscal year under paragraph (1) shall be used to support the use of electronic benefits transfers at farmers' markets.”

**SEC. 10405. NATIONAL CLEAN PLANT NETWORK.**

(a) **ESTABLISHMENT.**—There is established in the Department of Agriculture a program to be known as the “National Clean Plant Network”.

(b) **NETWORK.**—The Secretary of Agriculture shall use the network—

(1) to develop a sustainable national funding source for clean planting stock programs for horticultural crops determined by the Secretary to be of priority for the United States; and

(2) to enter into cooperative agreements to entities that have the expertise, facilities, and climate necessary to efficiently produce, maintain, and distribute healthy planting stock for specialty crops.

(c) **FUNDING.**—

(1) **COMMODITY CREDIT CORPORATION.**—Of the funds of the Commodity Credit Corporation, the Secretary shall make available to carry out this section \$20,000,000 for fiscal years 2008 through 2012.

(2) **AUTHORIZATION OF APPROPRIATIONS.**—There are authorized to be appropriated such sums as are necessary for each of fiscal years 2008 through 2012 to carry out this section.

**TITLE XI—MISCELLANEOUS PROVISIONS**

Subtitle A—Federal Crop Insurance

Sec. 11001. Availability of supplemental crop insurance based on area yield and loss plan of insurance or area revenue plan of insurance.

Sec. 11002. Premiums and reinsurance requirements.

Sec. 11003. Catastrophic risk protection administrative fee.

Sec. 11004. Funding for reimbursements, contracting, risk management education, and information technology.

Sec. 11005. Reimbursement of research and development costs related to new crop insurance products.

Sec. 11006. Research and development contracts for organic production coverage improvements.

Sec. 11007. Targeting risk management education for beginning farmers and ranchers and certain other farmers and ranchers.

Sec. 11008. Crop insurance ineligibility related to crop production on noncropland.

Sec. 11009. Funds for data mining.

Sec. 11010. Noninsured crop assistance program.

Sec. 11011. Change in due date for Corporation payments for underwriting gains.

Sec. 11012. Sesame insurance pilot program.

Subtitle B—Livestock and Poultry

Sec. 11101. Sense of Congress regarding pseudorabies eradication program.

Sec. 11102. Arbitration of livestock and poultry contracts.

Sec. 11103. State-inspected meat and poultry.

Sec. 11104. Country of origin labeling.

Sec. 11105. Sense of Congress regarding State inspected meat and poultry products.

Sec. 11106. Sense of Congress regarding the voluntary control program for low pathogenic avian influenza.

Sec. 11107. Sense of Congress regarding the cattle fever tick eradication program.

Subtitle C—Socially Disadvantaged Producers and Limited Resource Producers

Sec. 11201. Outreach and technical assistance for socially disadvantaged farmers and ranchers and limited resource farmers and ranchers.

Sec. 11202. Improved program delivery by Department of Agriculture on Indian reservations.

Sec. 11203. Transparency and accountability for socially disadvantaged farmers and ranchers.

Sec. 11204. Beginning farmer and rancher development program.

Sec. 11205. Provision of receipt for service or denial of service.

Sec. 11206. Tracking of socially disadvantaged farmers and ranchers and limited resource farmers and ranchers in Census of Agriculture and certain studies.

Sec. 11207. Farmworker coordinator.

Sec. 11208. Office of Outreach relocation.

Sec. 11209. Minority farmer advisory committee.

Sec. 11210. Coordinator for chronically underserved rural areas.

Subtitle D—Other Miscellaneous Provisions

Sec. 11301. Designation of separate cotton-producing States under Cotton Research and Promotion Act.

Sec. 11302. Cotton classification services.

Sec. 11303. Availability of excess and surplus computers in rural areas.

Sec. 11304. Permanent debarment from participation in Department of Agriculture programs for fraud.

Sec. 11305. No discrimination against use of registered pesticide products or classes of pesticide products.

Sec. 11306. Prohibition on closure or relocation of county offices for the Farm Service Agency, Rural Development Agency, and Natural Resources Conservation Service.

Sec. 11308. Regulation of exports of plants, plant products, biological control organisms, and noxious weeds.

Sec. 11309. Grants to reduce production of methamphetamines from anhydrous ammonia.

Sec. 11310. USDA Graduate School.

#### Subtitle A—Federal Crop Insurance

#### SEC. 11001. AVAILABILITY OF SUPPLEMENTAL CROP INSURANCE BASED ON AREA YIELD AND LOSS PLAN OF INSURANCE OR AREA REVENUE PLAN OF INSURANCE.

(a) IN GENERAL.—Section 508(c) of the Federal Crop Insurance Act (7 U.S.C. 1508(c)) is amended by adding at the end the following new paragraph:

“(1) SUPPLEMENTAL AREA COVERAGE.—“(A) AVAILABILITY OF COVERAGE.—Notwithstanding paragraph (4), if area coverage is available in an area (as determined by the Corporation under paragraph (3)), the Corporation shall provide eligible producers in that area with the option to purchase supplemental insurance coverage based on—“(i) an area yield and loss plan of insurance; or“(ii) an area revenue plan of insurance that includes coverage for a loss in yield.

“(B) ELIGIBLE PRODUCERS.—To be eligible to obtain supplemental coverage under this paragraph, a producer must purchase either an individual yield and loss plan of insurance or a revenue plan of insurance that includes coverage for a loss in yield at an additional coverage level for the same crop to be covered by the supplemental coverage.

“(C) LIMITATION.—In providing supplemental coverage to a producer under this paragraph, the sum of the following shall not exceed 100 percent:

“(i) The coverage level expressed in percentage terms for the individual yield and loss plan of insurance or the revenue plan of insurance that includes coverage for a loss in yield that is purchased by the producer for the same crop covered by the supplemental coverage, as required by subparagraph (B).

“(ii) The share expressed in percentage terms of the area yield and loss plan of insurance or the area revenue plan of insurance (at whatever coverage level is selected) that is used to determine the level of supplemental insurance coverage provided the producer under this paragraph.

“(D) PAYMENT OF PORTION OF PREMIUM.—As provided in subsection (e), the Corporation shall pay a portion of the premium for supplemental coverage under this paragraph and the associated individual area yield and loss plan of insurance or revenue plan of insurance that includes coverage for a loss in yield.

“(E) AMOUNT OF INDEMNITY PAID UNDER SUPPLEMENTAL COVERAGE.—The indemnity payable under supplemental coverage provided under this paragraph shall be calculated as—“(i) the total indemnity for the area yield and loss plan of insurance or area revenue plan of insurance, at the coverage level chosen by the producer; multiplied by

“(ii) the share of the coverage of the area yield and loss plan of insurance or area revenue plan of insurance selected by the producer.

“(F) SPECIAL RULE RELATING TO QUALIFYING LOSSES.—In the case of a qualifying loss in an area (as determined by the Corporation) under supplemental coverage provided under this paragraph, subject to the applicable coverage limits, the total amount of the indem-

nity shall be available to the producer regardless of the loss incurred under the individual yield and loss plan of insurance or the revenue plan of insurance that includes coverage for a loss in yield of the producer.

“(G) REINSURANCE YEAR.—Subject to the availability of area yield and loss or revenue coverage for an insurable crop in an area (as determined by the Corporation), the Corporation shall provide supplemental coverage under this paragraph not later than the 2008 reinsurance year.”.

(b) CONFORMING AMENDMENTS.—Section 508(d)(2) of the Federal Crop Insurance Act (7 U.S.C. 1508(d)(2)) is amended—

(1) by striking “additional coverage” in the matter preceding subparagraph (A) and inserting “additional and supplemental coverages”; and

(2) by adding at the end the following new subparagraph:

“(C) In the case of supplemental coverage provided under subsection (c)(11) that, in combination with either the individual yield and loss coverage, or a comparable coverage for a policy or plan of insurance that is not based on individual yield and does not insure more than 100 percent of the recorded or appraised average yield indemnified at not greater than 100 percent of the expected market price, the amount of the premium shall—“(i) be sufficient to cover anticipated losses and a reasonable reserve; and“(ii) include an amount for operating and administrative expenses, as determined by the Corporation, on an industry-wide basis as a percentage of the amount of the premium used to define loss ratio.”.

(c) OFFSET.—The Federal Crop Insurance Corporation shall take such actions, including the establishment of adequate premiums, as are necessary to improve the actuarial soundness of Federal multiperil crop insurance to achieve, on and after October 1, 2008, an overall projected loss ratio of not greater than 1.00.

#### SEC. 11002. PREMIUMS AND REINSURANCE REQUIREMENTS.

(a) PREMIUM ADJUSTMENTS.—Section 508(a) of the Federal Crop Insurance Act (7 U.S.C. 1508(a)) is amended by adding at the end the following new paragraph:

“(9) PREMIUM ADJUSTMENTS.—

“(A) PROHIBITION.—Except as provided in subparagraph (B), the paying, allowing, or giving, or offering to pay, allow, or give, directly or indirectly, either as an inducement to procure insurance or after insurance has been procured, any rebate, discount, abatement, credit, or reduction of the premium named in an insurance policy or any other valuable consideration or inducement whatsoever not specified in the policy, is strictly prohibited under this title.

“(B) EXCEPTIONS.—Subparagraph (A) does not apply with respect to the following:

“(i) A rebate authorized under subsection (b)(5)(B).

“(ii) A performance-based discount authorized under subsection (d)(3).”.

(b) PAYMENT OF CATASTROPHIC RISK PROTECTION FEE ON BEHALF OF PRODUCERS.—Section 508(b)(5)(B) of the Federal Crop Insurance Act (7 U.S.C. 1508(b)(5)(B)) is amended—

(1) in the subparagraph heading, by inserting “OF CATASTROPHIC RISK PROTECTION FEE” after “PAYMENT”;

(2) in clause (i)—

(A) by striking “or other payment”; and  
(B) by striking “with catastrophic risk protection or additional coverage”; and inserting “through the payment of all or a portion of catastrophic risk protection administrative fees”;

(3) in clause (ii)—

(A) by striking “or other payment made by an insurance provider” and inserting “payment made pursuant to clause (i) by an insurance provider”;

(B) by striking “issuance of catastrophic risk protection or additional coverage to” and inserting “payment of catastrophic risk protection administrative fees on behalf of”; and

(C) by striking “or other payment” the second place it appears;

(4) in clause (iv), by striking “A policy or plan of insurance” and inserting “Catastrophic risk protection coverage”;

(5) in clause (v)—

(A) by striking “licensing fee or other arrangement under this subparagraph” and inserting “licensing fee arrangement”; and

(B) by striking “levels of additional coverage” and inserting “levels of coverage”; and

(6) by striking clause (vi).

(c) CHANGE IN DUE DATE FOR POLICYHOLDER PREMIUMS.—Section 508 of the Federal Crop Insurance Act (7 U.S.C. 1508) is amended—

(1) in subsection (b)(5)(C), by striking “the date that premium” and inserting “the same date on which the premium”;

(2) in subsection (c)(10)(B)—

(A) by inserting “; TIME FOR PAYMENT” after “WAIVER”; and

(B) by adding at the end the following new sentence: “Subparagraph (C) of such subsection shall apply with respect to the collection date for policy premiums.”; and

(3) in subsection (d), by adding at the end the following new paragraph:

“(4) BILLING DATE FOR PREMIUMS.—Beginning with the 2012 reinsurance year, the Corporation shall establish August 1 as the billing date for premiums.”.

(d) REINSURANCE.—

(1) REIMBURSEMENT RATE.—Section 508(k)(4)(A) of the Federal Crop Insurance Act (7 U.S.C. 1508(k)(4)(A)) is amended by striking clause (ii) and inserting the following new clause:

“(ii) for the 2009 and subsequent reinsurance years, 2 percentage points below the rates, in effect as of the date of the enactment of this Act of the Farm, Nutrition, and Bioenergy Act of 2007, for all crop insurance policies used to define loss ratio.”.

(2) RENEGOTIATION OF STANDARD REINSURANCE AGREEMENT.—Section 508(k) of the Federal Crop Insurance Act (7 U.S.C. 1508(k)) is amended by adding at the end the following new paragraph:

“(8) RENEGOTIATION OF STANDARD REINSURANCE AGREEMENT.—

“(A) PERIODIC RENEGOTIATION.—Following the reinsurance year ending June 30, 2012, the Corporation may renegotiate the financial terms of the standard reinsurance agreement during the next reinsurance year and once during each period of five reinsurance years thereafter.

“(B) EFFECT OF FEDERAL LAW CHANGES.—If changes in Federal law are enacted that require revisions in the financial terms of the standard reinsurance agreement, and such changes are made on a mandatory basis by the Corporation, such changes will not be deemed to be a renegotiation of the agreement for purposes of subparagraph (A).

“(C) CONSULTATION.—Approved insurance providers and their representatives may confer with each other, and collectively with the Corporation, during the renegotiation process under subparagraph (A).”.

(3) TREATMENT OF 2008 REINSURANCE YEAR.—Clause (ii) of section 508(k)(4)(A) of the Federal Crop Insurance Act (7 U.S.C. 1508(k)(4)(A)), as in effect on the day before the date of the enactment of this Act, shall continue to apply with respect to the 2008 reinsurance year.

(e) CHANGE IN DUE DATE FOR ADMINISTRATIVE AND OPERATING EXPENSE PAYMENT.—Section 516(b) of the Federal Crop Insurance Act (7 U.S.C. 1516(b)) is amended by adding at the end the following new paragraph:

“(3) DUE DATE FOR ADMINISTRATIVE AND OPERATING EXPENSE PAYMENT.—Beginning with the 2012 reinsurance year, the Corporation shall make payments pursuant to paragraph (1)(B) during October 2012, and for subsequent reinsurance years, every October thereafter.”.

(f) CONFORMING AMENDMENTS.—

(1) PREMIUM REDUCTION AUTHORITY.—Subsection 508(e) of the Federal Crop Insurance Act (7 U.S.C. 1508(e)) is amended—

(A) in paragraph (2) by striking “paragraph (4)” and inserting “paragraph (3)”;

(B) by striking paragraph (3); and

(C) by redesignating paragraphs (4) and (5) as paragraphs (3) and (4), respectively.

(2) PREMIUM RATE REDUCTION PILOT PROGRAM.—Section 523 of the Federal Crop Insurance Act (7 U.S.C. 1523) is amended—

(A) by striking subsection (d); and

(B) by redesignating subsection (e) as subsection (d).

(3) SUBMISSION OF POLICIES AND MATERIALS.—Section 508(h)(1)(A) of the Federal Crop Insurance Act (7 U.S.C. 1508(h)(1)(A)) is amended by striking “; and” and inserting “; or”.

SEC. 11003. CATASTROPHIC RISK PROTECTION ADMINISTRATIVE FEE.

Section 508(b)(5)(A) of the Federal Crop Insurance Act (7 U.S.C. 1508(b)(5)(A)) is amended by striking “\$100 per crop per county” and inserting in its place “\$200 per crop per county”.

SEC. 11004. FUNDING FOR REIMBURSEMENTS, CONTRACTING, RISK MANAGEMENT EDUCATION, AND INFORMATION TECHNOLOGY.

(a) FUNDING.—Section 516 of the Federal Crop Insurance Act (7 U.S.C. 1516) is amended by adding at the end the following new subsections:

“(d) FUNDING FOR REIMBURSEMENTS, CONTRACTING, RISK MANAGEMENT EDUCATION, AND INFORMATION TECHNOLOGY.—Of the amounts made available from the insurance fund established under subsection (c), the Corporation shall use not more than \$30,000,000 in each fiscal year to carry out the following:

“(1) Reimbursement of research and development and maintenance costs described under section 522(b).

“(2) Research and development contracting described under section 522(c).

“(3) Partnerships for risk management and implementation described under section 522(d).

“(4) Education and information programs described in section 524(a)(2).

“(5) Partnerships for risk management education program described in section 524(a)(3).

“(6) Information technology, as determined by the Corporation.

“(e) UNDERSERVED STATES.—Of the amount made available under subsection (d), the Corporation shall use not more than \$5,000,000 in each fiscal year to carry out contracting for research and development described in section 522(c)(1)(A).”.

(b) CONFORMING AMENDMENTS.—

(1) FORMER FUNDING PROVISION.—Section 522 of the Federal Crop Insurance Act (7 U.S.C. 1522) is amended by striking subsection (e) and inserting the following new subsection:

“(e) PROHIBITED RESEARCH AND DEVELOPMENT BY CORPORATION.—

“(1) NEW POLICIES.—Notwithstanding subsection (d), the Corporation shall not conduct research and development for any new policy for an agricultural commodity offered under this title.

“(2) EXISTING POLICIES.—Any policy developed by the Corporation under this title before October 1, 2000, may continue to be offered for sale to producers.”.

(2) CROSS REFERENCE.—Section 523(c)(1) of the Federal Crop Insurance Act (7 U.S.C.

1523(c)(1)) is amended by striking “section 522(e)(4)” and inserting “section 522(e)”.

(3) EDUCATION ASSISTANCE FUNDING.—Section 524(a) of the Federal Crop Insurance Act (7 U.S.C. 1524(a)) is amended as follows:

(A) in paragraph (1), by striking “paragraph (4)” and inserting “section 516(d)”;

(B) by striking paragraph (4).

SEC. 11005. REIMBURSEMENT OF RESEARCH AND DEVELOPMENT COSTS RELATED TO NEW CROP INSURANCE PRODUCTS.

(a) REIMBURSEMENT AUTHORIZED.—Paragraph (1) of section 522(b) of the Federal Crop Insurance Act (7 U.S.C. 1522(b)) is amended to read as follows:

“(1) RESEARCH AND DEVELOPMENT REIMBURSEMENT.—The Corporation shall provide a payment to reimburse an applicant for research and development costs directly related to a policy that—

“(A) is submitted to the Board pursuant to an FCIC Reimbursement Grant under paragraph (7); or

“(B) is submitted to the Board and approved by the Board under section 508(h) for reinsurance and, if applicable, offered for sale to producers.”.

(b) FCIC REIMBURSEMENT GRANTS.—Section 522(b) of the Federal Crop Insurance Act (7 U.S.C. 1522(b)) is amended by adding at the end the following new paragraph:

“(7) FCIC REIMBURSEMENT GRANTS.—

“(A) GRANTS AUTHORIZED.—The Corporation shall provide FCIC Reimbursement Grants to persons proposing to prepare for submission to the Board crop insurance policies and provisions under subparagraphs (A) and (B) of section 508(h)(1), who apply and are approved for such FCIC Reimbursement Grants under the terms and conditions of this paragraph.

“(B) SUBMISSION OF APPLICATION.—The Board shall receive and consider applications for FCIC Reimbursement Grants at least once annually. An application to receive an FCIC Reimbursement Grant from the Corporation shall consist of such materials as the Board may require, including—

“(i) a concept paper that describes the proposal in sufficient detail for the Board to determine whether it satisfies the requirements of subparagraph (C);

“(ii) a summary of —

“(I) the need for the product, including an assessment of marketability and expected demand among affected producers;

“(II) support from producers, producer organizations, lenders, or other interested parties;

“(III) the impact the product would have on producers and on the crop insurance delivery system; and

“(IV) that no products are offered by the private sector providing the same benefits and risk management services as the proposal.

“(iii) a summary of data sources available demonstrating that the product can reasonably be developed and properly rated; and

“(iv) identification of the risks the proposed product will cover and that the risks are insurable under the Act

“(C) APPROVAL CONDITIONS.—Approval of an application for a FCIC Reimbursement Grant shall be by majority vote of the Board. The Board shall approve the application only if the Board finds that—

“(i) the proposal contained in the application—

“(I) provides coverage to a crop or region not traditionally served by the Federal crop insurance program;

“(II) provides crop insurance coverage in a significantly improved form;

“(III) addresses a recognized flaw or problem in the program;

“(IV) introduces a significant new concept or innovation to the program; or



“(V) provides coverage, benefits, or risk management services not available from the private sector;

“(ii) the applicant demonstrates the necessary qualifications to complete the project successfully in a timely manner with high quality;

“(iii) the proposal is in the interests of producers and can reasonably be expected to be actuarially appropriate;

“(iv) the Board determines that the Corporation has sufficient available funding to award the FCIC Reimbursement Grant; and

“(v) the proposed budget and timetable are reasonable.

“(D) PARTICIPATION.—In reviewing proposals under this paragraph, the Board may use the services of persons it deems appropriate for expert review. All proposals submitted under this paragraph will be treated as confidential in accordance with section 508(h)(4).

“(E) ENTERING INTO AGREEMENT.—Upon approval of the application, the Board shall enter into an agreement with the person for the development of a formal submission meeting the requirements for a complete submission established by the Board under section 508(h).

“(F) FEASIBILITY STUDIES.—In appropriate cases, the Corporation may structure the FCIC Reimbursement Grant to require, as an initial step within the overall process, the submitter to complete a feasibility study and report the results of such study to the Corporation prior to proceeding with further development. The Corporation may require such other reports as necessary to monitor the development efforts.

“(G) RATES.—Payment for work performed under this paragraph shall be based on rates determined by the Corporation for products submitted under section 508(h) of the Act or for those contracted by the Corporation under section 522(c) of the Act.

“(H) TERMINATION.—The Corporation or the submitter may terminate any FCIC Reimbursement Grant to reimburse expenses at any time for just cause. If the Corporation or the submitter terminates the FCIC Reimbursement Grant before final approval of the product covered thereby, the submitter shall be entitled to reimbursement of all costs incurred to that point, or, in the case of a fixed rate agreement, to payment of an appropriate percentage. If the submitter terminates development without just cause, the Corporation may deny reimbursement.

“(I) CONSIDERATION OF PRODUCTS.—The Board shall consider any product submitted to it developed under this paragraph under the rules it has established for products submitted under section 508(h) of this Act.”.

**SEC. 11006. RESEARCH AND DEVELOPMENT CONTRACTS FOR ORGANIC PRODUCTION COVERAGE IMPROVEMENTS.**

Section 522(c) of the Federal Crop Insurance Act (7 U.S.C. 1522(c)) is amended—

(1) by redesignating paragraph (10) as paragraph (11); and

(2) by inserting after paragraph (9) the following new paragraph:

“(10) CONTRACTS FOR ORGANIC PRODUCTION COVERAGE IMPROVEMENTS.—

“(A) CONTRACT REQUIRED.—Not later than 180 days after the date of the enactment of the Farm, Nutrition, and Bioenergy Act of 2007, the Corporation shall enter into one or more contracts for the development of improvements in Federal crop insurance policies covering crops produced in compliance with standards issued by the Department of Agriculture under the National Organic Program.

“(B) REVIEW OF UNDERWRITING, RISK, AND LOSS EXPERIENCE.—

“(i) REVIEW REQUIRED.—A contract under subparagraph (A) shall include a review of the underwriting, risk, and loss experience of

organic crops covered by the Corporation, as compared with the same crops produced in the same counties and during the same time periods using non-organic methods. The review should be designed to allow the Corporation to determine whether significant, consistent, or systemic variations in loss history exist between organic and non-organic production, and shall include the widest available range of data, including loss history under existing crop insurance policies, collected by the National Agricultural Statistics Service, and other sources of information.

“(ii) EFFECT ON PREMIUM SURCHARGE.—Unless the review under this subparagraph documents the existence of such significant, consistent, and systemic variations in loss history between organic and non-organic crops, either collectively or on an individual basis, the Corporation shall eliminate or reduce the premium surcharge that the Corporation charges for coverage for organic crops

“(C) ADDITIONAL PRICE ELECTION.—A contract under subparagraph (A) shall include the development of a procedure, including any associated changes in policy terms or materials required for implementation of the procedure, to offer producers of organic crops an additional price election that would reflect the actual retail or wholesale prices, as appropriate, received by organic producers for their crops, as established using data collected and maintained by the Agricultural Marketing Service or other sources. The development of the procedure shall be completed in a timely manner to allow the Corporation to begin offering the additional price election for organic crops with sufficient data for the 2009 crop year, and expand it thereafter as the Agricultural Marketing Service expands its data collection and availability for prices of organic crops.

“(D) REPORTING REQUIREMENTS.—The Corporation shall submit to the Committee on Agriculture of the House of Representatives and the Committee on Agriculture, Nutrition, and Forestry of the Senate an annual report on the progress made in developing and improving Federal crop insurance for organic crops, including the numbers and varieties of organic crops insured, the development of new insurance approaches, and the progress of the initiatives mandated under this paragraph. The report shall also include such recommendations as the Corporation considers appropriate regarding additional opportunities to improve Federal crop insurance coverage for such crops.”.

**SEC. 11007. TARGETING RISK MANAGEMENT EDUCATION FOR BEGINNING FARMERS AND RANCHERS AND CERTAIN OTHER FARMERS AND RANCHERS.**

Section 524(a) of the Federal Crop Insurance Act (7 U.S.C. 1524(a)) is amended—

(1) by redesignating paragraph (4) as paragraph (5); and

(2) by inserting after paragraph (3) the following new paragraph:

“(4) TARGETING RISK MANAGEMENT EDUCATION FOR CERTAIN FARMERS AND RANCHERS.—

“(A) IN GENERAL.—In carrying out the education and information program established under paragraph (2) and the partnerships for risk management education program under paragraph (3), the Secretary shall include a special emphasis on risk management strategies and education and outreach specifically targeted at farmers and ranchers described in subparagraph (B).

“(B) COVERED FARMERS AND RANCHERS.—Subparagraph (A) applies with respect to the following:

“(i) Beginning farmers and ranchers.

“(ii) Immigrant farmers and ranchers who are attempting to become established producers in the United States.

“(iii) Socially disadvantaged farmers and ranchers.

“(iv) Farmers and ranchers who are preparing to retire and are using transition strategies to help new farmers and ranchers get started.

“(v) Farmers and ranchers who are converting their current production and marketing systems to pursue new markets.”.

**SEC. 11008. CROP INSURANCE INELIGIBILITY RELATED TO CROP PRODUCTION ON NONCROPLAND.**

Section 502 of the Federal Crop Insurance Act (7 U.S.C. 1502) is amended by adding at the end the following new subsection:

“(e) CROP INSURANCE INELIGIBILITY RELATED TO CROP PRODUCTION ON NONCROPLAND.—

“(1) NONCROPLAND DEFINED.—In this subsection, the term ‘noncropland’ means native grassland and pasture the Secretary determines has never been used for crop production

“(2) INELIGIBILITY.—Noncropland acreage on which an agricultural commodity for which a policy or plan of insurance is available under this title is planted shall be ineligible for crop insurance under this title for the first 4 years of planting, as determined by the Secretary.

“(3) YIELD DETERMINATION BASED ON COUNTY ACTUAL PRODUCTION HISTORY.—

“(A) IN GENERAL.—If an agricultural commodity ineligible for insurance as described in paragraph (2) is planted for 4 years, beginning with the fifth year in which the commodity is planted, the producer of the commodity may procure crop insurance for the commodity under this title. The yield for such crop insurance shall be determined only—

“(i) by using the actual production history for the farm; and

“(ii) for each year in which the farm does not have an actual production history, by using the average actual production history for the commodity in the county in which the farm is located.

“(B) EXCEPTION.—If an agricultural commodity is planted on noncropland acreage and is eligible for insurance as provided in paragraph (2), then the yield for such crop insurance shall be determined only—

“(i) by using the actual production history for the farm; and

“(ii) for each year in which the farm does not have an actual production history, by using the average actual production history for the commodity in the county in which the farm is located.

“(4) EFFECTIVE DATE.—This subsection shall apply to crop years following the 2007 crop year.”.

**SEC. 11009. FUNDS FOR DATA MINING.**

Section 515(k) of the Federal Crop Insurance Act (7 U.S.C. 1515(k)) is amended by striking paragraph (1) and inserting the following new paragraph:

“(1) AVAILABLE FUNDS.—To carry out this section, the Corporation may use, from amounts made available from the insurance fund established under section 516(c)—

“(A) not more than \$11,000,000 during fiscal year 2008; and

“(B) not more than \$7,000,000 during fiscal year 2009 and each subsequent year thereafter.”.

**SEC. 11010. NONINSURED CROP ASSISTANCE PROGRAM.**

Section 196(k)(1) of the Agricultural Market Transition Act (7 U.S.C. 7333(k)(1)) is amended by striking subparagraphs (A) and (B) and inserting the following new subparagraphs:

“(A) \$200 per crop per county; or

“(B) \$600 per producer per county, but not to exceed a total of \$1,800 per producer.”.



**SEC. 11011. CHANGE IN DUE DATE FOR CORPORATION PAYMENTS FOR UNDERWRITING GAINS.**

Effective beginning with the 2011 reinsurance year, the Federal Crop Insurance Corporation shall make payments for underwriting gains under the Federal Crop Insurance Act (7 U.S.C. 1501 et seq.)—

(1) for the 2011 reinsurance year on October 1, 2012; and

(2) for each reinsurance year thereafter on the October 1 of the next calendar year.

**SEC. 11012. SESAME INSURANCE PILOT PROGRAM.**

(a) **PILOT PROGRAM REQUIRED.**—The Secretary of Agriculture shall establish and carry out a pilot program under which a producer of non-dehiscent sesame under contract may elect to obtain multi-peril crop insurance, as determined by the Secretary.

(b) **TERMS AND CONDITIONS.**—The multi-peril crop insurance offered under the sesame insurance pilot program shall—

(1) be offered through reinsurance arrangements with private insurance companies;

(2) be actuarially sound; and

(3) require the payment of premiums and administrative fees by a producer obtaining the insurance.

(c) **LOCATION.**—The sesame insurance pilot program shall be carried out only in the State of Texas.

(d) **RELATION TO PROHIBITION ON RESEARCH AND DEVELOPMENT BY CORPORATION.**—Section 522(e)(4) of the Federal Crop Insurance Act (7 U.S.C. 1522(e)(4)) shall apply with respect to the sesame insurance pilot program.

(e) **DURATION.**—The Secretary shall commence the sesame insurance pilot program as soon as practicable after the date of the enactment of this Act and continue the program through the 2012 crop year.

**Subtitle B—Livestock and Poultry**

**SEC. 11101. SENSE OF CONGRESS REGARDING PSEUDORABIES ERADICATION PROGRAM.**

It is the sense of Congress that—

(1) the Secretary should recognize the threat feral swine pose to the domestic swine population;

(2) keeping the United States commercial swine herd free of pseudorabies is essential to maintaining and growing pork export markets;

(3) the establishment of a swine surveillance system will assist the swine industry in the monitoring, surveillance, and eradication of pseudorabies; and

(4) pseudorabies eradication is a high priority that the Secretary should carry out under the authorities of the Animal Health Protection Act.

**SEC. 11102. ARBITRATION OF LIVESTOCK AND POULTRY CONTRACTS.**

The Packers and Stockyards Act, 1921 (7 U.S.C. 181 et seq.) is amended—

(1) by redesignating section 416 as section 417; and

(2) by inserting after section 415 the following new section:

**“SEC. 416. ARBITRATION OF LIVESTOCK AND POULTRY CONTRACTS.**

“(a) **ISSUANCE OF REGULATIONS.**—The Secretary of Agriculture shall promulgate regulations to establish standards related to the inclusion of arbitration provisions in livestock and poultry production contracts.

“(b) **CONTENT.**—Such regulations shall—

“(1) establish permissible agreements with respect to venue of arbitration, allocation of arbitration costs, number and appointment of arbitrators, and any other element of an arbitration agreement that the Secretary determines to be necessary;

“(2) permit a producer to seek relief in a small claims court in lieu of arbitration for disputes or claims within the jurisdiction of a small claims court, despite the existence of an arbitration agreement; and

“(3) require any person appointed or to be appointed as an arbitrator to disclose any circumstance likely to raise doubt as to the arbitrator’s impartiality.”.

**SEC. 11103. STATE-INSPECTED MEAT AND POULTRY.**

(a) **REVIEW OF STATE MEAT AND POULTRY INSPECTION PROGRAMS.**—

(1) **REPORT.**—Not later than 30 days after the date of the enactment of this Act, the Secretary of Agriculture shall submit to Congress a report containing the results of a review by the Secretary of each State meat and poultry inspection program. Such report shall include—

(A) a determination of the effectiveness of each State meat and poultry inspection program; and

(B) an identification of changes that are necessary to enable future transition to a State program of enforcing Federal inspection requirements as described in the amendments made by subsections (b) and (c).

(2) **AUTHORIZATION OF APPROPRIATIONS.**—

(A) **IN GENERAL.**—There are authorized to be appropriated such sums as are necessary to carry out this section.

(B) **AVAILABLE FUNDS.**—Notwithstanding any other provision of law, only funds specifically appropriated under subparagraph (A) may be used to carry out this subsection.

(b) **STATE MEAT INSPECTION PROGRAMS.**—

(1) **IN GENERAL.**—Title III of the Federal Meat Inspection Act (21 U.S.C. 661 et seq.) is amended to read as follows:

**“TITLE III—STATE MEAT INSPECTION PROGRAMS**

**“SEC. 301. POLICY AND FINDINGS.**

“(a) **POLICY.**—It is the policy of Congress to protect the public from meat and meat food products that are adulterated or misbranded and to assist in efforts by State and other government agencies to accomplish that policy.

“(b) **FINDINGS.**—Congress finds that—

“(1) the goal of a safe and wholesome supply of meat and meat food products throughout the United States would be better served if a consistent set of requirements, established by the Federal Government, were applied to all meat and meat food products, whether produced under State inspection or Federal inspection;

“(2) under such a system, State and Federal meat inspection programs would function together to create a seamless inspection system to ensure food safety and inspire consumer confidence in the food supply in interstate commerce; and

“(3) such a system would ensure the viability of State meat inspection programs, which should help to foster the viability of small establishments.

**“SEC. 302. APPROVAL OF STATE MEAT INSPECTION PROGRAMS.**

“(a) **IN GENERAL.**—Notwithstanding any other provision of this Act, the Secretary may approve a State meat inspection program and allow the shipment in commerce of carcasses, parts of carcasses, meat, and meat food products inspected under the State meat inspection program in accordance with this title.

“(b) **ELIGIBILITY.**—

“(1) **IN GENERAL.**—To receive or maintain approval from the Secretary for a State meat inspection program in accordance with subsection (a), a State shall—

“(A) implement a State meat inspection program that enforces the mandatory ante-mortem and postmortem inspection, reinspection, sanitation, and related Federal requirements of titles I, II, and IV (including the regulations, directives, notices, policy memoranda, and other regulatory requirements issued under those titles); and

“(B) enter into a cooperative agreement with the Secretary in accordance with subsection (c).

“(2) **ADDITIONAL REQUIREMENTS.**—

“(A) **IN GENERAL.**—In addition to the requirements described in paragraph (1), a State meat inspection program reviewed in accordance with section 11103(a) of the Farm, Nutrition, and Bioenergy Act of 2007 shall implement, not later than 180 days after the date on which the report is submitted under subsection (b) of such section, all recommendations from the review, in a manner approved by the Secretary.

“(B) **REVIEW OF NEW STATE MEAT INSPECTION PROGRAMS.**—

“(i) **REVIEW REQUIREMENT.**—Not later than one year after the date on which the Secretary approves a new State meat inspection program, the Secretary shall conduct a review of the new State meat inspection program, which shall include—

“(I) a determination of the effectiveness of the new State meat inspection program; and

“(II) identification of changes necessary to ensure enforcement of Federal inspection requirements.

“(ii) **IMPLEMENTATION REQUIREMENTS.**—In addition to the requirements described in paragraph (1), to continue to be an approved State meat inspection program, a new State meat inspection program shall implement all recommendations from the review conducted in accordance with this subparagraph, in a manner approved by the Secretary.

“(iii) **DEFINITION OF NEW STATE MEAT INSPECTION PROGRAM.**—In this subparagraph, the term ‘new State meat inspection program’ means a State meat inspection program that is not approved in accordance with subsection (a) between the effective date of the Farm, Nutrition, and Bioenergy Act of 2007 and the date that is one year after the effective date of such Act.

“(c) **COOPERATIVE AGREEMENT.**—Notwithstanding chapter 63 of title 31, United States Code, the Secretary may enter into a cooperative agreement with a State that—

“(1) establishes the terms governing the relationship between the Secretary and the State meat inspection program;

“(2) provides that the State will adopt (including adoption by reference) provisions identical to titles I, II, and IV (including the regulations, directives, notices, policy memoranda, and other regulatory requirements issued under those titles);

“(3) provides that State-inspected and passed meat and meat food products shall be marked with a mark of State inspection, which shall be deemed to be an official mark, in accordance with requirements issued by the Secretary;

“(4) provides that the State will comply with all labeling requirements issued by the Secretary governing meat and meat food products inspected under the State meat inspection program;

“(5) provides that the Secretary shall have authority—

“(A) to detain and seize livestock, carcasses, parts of carcasses, meat, and meat food products under the State meat inspection program;

“(B) to obtain access to facilities, records, livestock, carcasses, parts of carcasses, meat, and meat food products of any person, firm, or corporation that slaughters, processes, handles, stores, transports, or sells meat or meat food products inspected under the State meat inspection program to determine compliance with this Act (including the regulations issued under this Act); and

“(C) to direct the State to conduct any activity authorized to be conducted by the Secretary under this Act (including the regulations issued under this Act); and

“(6) includes such other terms as the Secretary determines to be necessary to ensure that the actions of the State and the State meat inspection program are consistent with

this Act (including the regulations, directives, notices, policy memoranda, and other regulatory requirements issued under this Act).

“(d) **RESTRICTION ON ESTABLISHMENT SIZE.**—After the date that is 90 days after the effective date of the Farm, Nutrition, and Bioenergy Act of 2007, establishments with more than 50 employees may not be accepted into a State meat inspection program. Any establishment that is subject to state inspection on such date, may remain subject to State inspection.

“(e) **REIMBURSEMENT OF STATE COSTS.**—The Secretary may reimburse a State for not more than 50 percent of the State’s costs of meeting the Federal requirements for the State meat inspection program.

“(f) **SAMPLING.**—A duly authorized representative of the Secretary shall be afforded access to State inspected establishments to take reasonable samples of the inventory of such establishments upon payment of the fair market value therefor.

“(g) **NONCOMPLIANCE.**—If the Secretary determines that a State meat inspection program does not comply with this title or the cooperative agreement under subsection (c), the Secretary shall take such action as the Secretary determines to be necessary to ensure that the carcasses, parts of carcasses, meat, and meat food products in the State are inspected in a manner that effectuates this Act (including the regulations, directives, notices, policy memoranda, and other regulatory requirements issued under this Act).

“**SEC. 303. AUTHORITY TO TAKE OVER STATE MEAT INSPECTION PROGRAMS.**

“(a) **NOTIFICATION.**—If the Secretary has reason to believe that a State is not in compliance with this Act (including the regulations, directives, notices, policy memoranda, and other regulatory requirements issued under this Act) or the cooperative agreement under section 302(c) and is considering the revocation or temporary suspension of the approval of the State meat inspection program, the Secretary shall promptly notify and consult with the Governor of the State.

“(b) **SUSPENSION AND REVOCATION.**—

“(1) **IN GENERAL.**—The Secretary may revoke or temporarily suspend the approval of a State meat inspection program and take over a State meat inspection program if the Secretary determines that the State meat inspection program is not in compliance with this Act (including the regulations, directives, notices, policy memoranda, and other regulatory requirements issued under this Act) or the cooperative agreement under section 302(c).

“(2) **PROCEDURES FOR REINSTATEMENT.**—A State meat inspection program that has been the subject of a revocation may be reinstated as an approved State meat inspection program under this Act only in accordance with the procedures under section 302(b)(2)(B).

“(c) **PUBLICATION.**—If the Secretary revokes or temporarily suspends the approval of a State meat inspection program in accordance with subsection (b), the Secretary shall publish notice of the revocation or temporary suspension under that subsection in the Federal Register.

“(d) **INSPECTION OF ESTABLISHMENTS.**—Not later than 30 days after the date of publication of a determination under subsection (c), an establishment subject to a State meat inspection program with respect to which the Secretary makes a determination under subsection (b) shall be inspected by the Secretary.

“**SEC. 304. EXPEDITED AUTHORITY TO TAKE OVER INSPECTION OF STATE-INSPECTED ESTABLISHMENTS.**

“Notwithstanding any other provision of this title, if the Secretary determines that

an establishment operating under a State meat inspection program is not operating in accordance with this Act (including the regulations, directives, notices, policy memoranda, and other regulatory requirements issued under this Act) or the cooperative agreement under section 302(c), and the State, after notification by the Secretary to the Governor, has not taken appropriate action within a reasonable time as determined by the Secretary, the Secretary may immediately determine that the establishment is an establishment that shall be inspected by the Secretary, until such time as the Secretary determines that the State will meet the requirements of this Act (including the regulations, directives, notices, policy memoranda, and other regulatory requirements) and the cooperative agreement with respect to the establishment.

“**SEC. 305. ANNUAL REVIEW.**

“(a) **IN GENERAL.**—The Secretary shall develop and implement a process to annually review each State meat inspection program approved under this title and to certify the State meat inspection programs that comply with the cooperative agreement entered into with the State under section 302(c).

“(b) **COMMENT FROM INTERESTED PARTIES.**—In developing the review process described in subsection (a), the Secretary shall solicit comment from interested parties.

“**SEC. 306. FEDERAL INSPECTION OPTION.**

“(a) **IN GENERAL.**—An establishment that operates in a State with an approved State meat inspection program may apply for inspection under the State meat inspection program or for Federal inspection.

“(b) **LIMITATION.**—An establishment shall not make an application under subsection (a) more than once every four years.”

(2) **RESTAURANTS AND RETAIL STORES.**—Title IV of the Federal Meat Inspection Act is amended—

(A) by redesignating section 411 (21 U.S.C. 681) as section 414; and

(B) by inserting after section 410 (21 U.S.C. 680) the following:

“**SEC. 411. RESTAURANTS AND RETAIL STORES.**

“(a) **LIMITATION ON APPLICABILITY OF INSPECTION REQUIREMENTS.**—The provisions of this Act requiring inspection of the slaughter of animals and the preparation of carcasses, parts of carcasses, meat, and meat food products shall not apply to operations of types traditionally and usually conducted at retail stores and restaurants, as determined by the Secretary, if the operations are conducted at a retail store, restaurant, or similar retail establishment for sale of such prepared articles in normal retail quantities or for service of the articles to consumers at such an establishment.

“(b) **CENTRAL KITCHEN FACILITIES.**—

“(1) **IN GENERAL.**—For the purposes of this section, operations conducted at a central kitchen facility of a restaurant shall be considered to be conducted at a restaurant if the central kitchen of the restaurant prepares meat or meat food products that are ready to eat when they leave the facility and are served in meals or as entrees only to customers at restaurants owned or operated by the same person, firm, or corporation that owns or operates the facility.

“(2) **EXCEPTION.**—A facility described in paragraph (1) shall be subject to section 202 and may be subject to the inspection requirements of title I for as long as the Secretary determines to be necessary, if the Secretary determines that the sanitary conditions or practices of the facility or the processing procedures or methods at the facility are such that any of the meat or meat food products of the facility are rendered adulterated.

“**SEC. 412. ACCEPTANCE OF INTERSTATE SHIPMENTS OF MEAT AND MEAT FOOD PRODUCTS.**

“Notwithstanding any provision of State law, a State or local government shall not

prohibit or restrict the movement or sale of meat or meat food products that have been inspected and passed in accordance with this Act for interstate commerce.

“**SEC. 413. ADVISORY COMMITTEES FOR FEDERAL AND STATE PROGRAMS.**

“The Secretary may appoint advisory committees consisting of such representatives of appropriate State agencies as the Secretary and the State agencies may designate to consult with the Secretary concerning State and Federal programs with respect to meat inspection and other matters within the scope of this Act.”

(c) **STATE POULTRY INSPECTION PROGRAMS.**—

(1) **IN GENERAL.**—The Poultry Products Inspection Act (21 U.S.C. 451 et seq.) is amended by striking section 5 and inserting the following:

“**SEC. 5. STATE POULTRY INSPECTION PROGRAMS.**

“(a) **POLICY.**—It is the policy of Congress to protect the public from poultry products that are adulterated or misbranded and to assist in efforts by State and other government agencies to accomplish that policy.

“(b) **FINDINGS.**—Congress finds that—

“(1) the goal of a safe and wholesome supply of poultry products throughout the United States would be better served if a consistent set of requirements, established by the Federal Government, were applied to all poultry products, whether produced under State inspection or Federal inspection;

“(2) under such a system, State and Federal poultry inspection programs would function together to create a seamless inspection system to ensure food safety and inspire consumer confidence in the food supply in interstate commerce; and

“(3) such a system would ensure the viability of State poultry inspection programs, which should help to foster the viability of small official establishments.

“(c) **APPROVAL OF STATE POULTRY INSPECTION PROGRAMS.**—

“(1) **IN GENERAL.**—Notwithstanding any other provision of this Act, the Secretary may approve a State poultry inspection program and allow the shipment in commerce of poultry products inspected under the State poultry inspection program in accordance with this section and section 5A.

“(2) **ELIGIBILITY.**—

“(A) **IN GENERAL.**—To receive or maintain approval from the Secretary for a State poultry inspection program in accordance with paragraph (1), a State shall—

“(i) implement a State poultry inspection program that enforces the mandatory ante-mortem and post-mortem inspection, reinspection, sanitation, and related Federal requirements of sections 1 through 4 and 6 through 33 (including the regulations, directives, notices, policy memoranda, and other regulatory requirements issued under those sections); and

“(ii) enter into a cooperative agreement with the Secretary in accordance with paragraph (3).

“(B) **ADDITIONAL REQUIREMENTS.**—

“(i) **IN GENERAL.**—In addition to the requirements described in subparagraph (A), a State poultry inspection program reviewed in accordance with section 11103(a) of the Farm, Nutrition, and Bioenergy Act of 2007 shall implement, not later 180 days after the date on which the report is submitted under subsection (b) of such section, all recommendations from the review, in a manner approved by the Secretary.

“(ii) **REVIEW OF NEW STATE POULTRY INSPECTION PROGRAMS.**—

“(I) **REVIEW REQUIREMENT.**—Not later than one year after the date on which the Secretary approves a new State poultry inspection program, the Secretary shall conduct a

review of the new State poultry inspection program, which shall include—

“(aa) a determination of the effectiveness of the new State poultry inspection program; and

“(bb) identification of changes necessary to ensure enforcement of Federal inspection requirements.

“(II) IMPLEMENTATION REQUIREMENTS.—In addition to the requirements described in subparagraph (A), to continue to be an approved State poultry inspection program, a new State poultry inspection program shall implement all recommendations from the review conducted in accordance with this clause, in a manner approved by the Secretary.

“(III) DEFINITION OF NEW STATE POULTRY INSPECTION PROGRAM.—In this clause, the term ‘new State poultry inspection program’ means a State poultry inspection program that is not approved in accordance with paragraph (1) between the effective date of the Farm, Nutrition, and Bioenergy Act of 2007 and the date that is one year after the effective date of such Act.

“(3) COOPERATIVE AGREEMENT.—Notwithstanding chapter 63 of title 31, United States Code, the Secretary may enter into a cooperative agreement with a State that—

“(A) establishes the terms governing the relationship between the Secretary and the State poultry inspection program;

“(B) provides that the State will adopt (including adoption by reference) provisions identical to sections 1 through 4 and 6 through 33 (including the regulations, directives, notices, policy memoranda, and other regulatory requirements issued under those sections);

“(C) provides that State-inspected and passed poultry products may be marked with the mark of State inspection, which shall be deemed to be an official mark, in accordance with requirements issued by the Secretary;

“(D) provides that the State will comply with all labeling requirements issued by the Secretary governing poultry products inspected under the State poultry inspection program;

“(E) provides that the Secretary shall have authority—

“(i) to detain and seize poultry and poultry products under the State poultry inspection program;

“(ii) to obtain access to facilities, records, and poultry products of any person that slaughters, processes, handles, stores, transports, or sells poultry products inspected under the State poultry inspection program to determine compliance with this Act (including the regulations issued under this Act); and

“(iii) to direct the State to conduct any activity authorized to be conducted by the Secretary under this Act (including the regulations issued under this Act); and

“(F) includes such other terms as the Secretary determines to be necessary to ensure that the actions of the State and the State poultry inspection program are consistent with this Act (including the regulations, directives, notices, policy memoranda, and other regulatory requirements issued under this Act).

“(4) RESTRICTION ON ESTABLISHMENT SIZE.—After the date that is 90 days after the effective date of the Farm, Nutrition, and Bioenergy Act of 2007, establishments with more than 50 employees may not be accepted into a State meat inspection program. Any establishment that is subject to state inspection on such date may remain subject to state inspection.

“(5) REIMBURSEMENT OF STATE COSTS.—The Secretary may reimburse a State for not more than 60 percent of the State’s costs of meeting the Federal requirements for the State poultry inspection program.

“(6) SAMPLING.—A duly authorized representative of the Secretary shall be afforded access to State inspected establishments to take reasonable samples of their inventory upon payment of the fair market value therefor.

“(7) NONCOMPLIANCE.—If the Secretary determines that a State poultry inspection program does not comply with this section, section 5A, or the cooperative agreement under paragraph (3), the Secretary shall take such action as the Secretary determines to be necessary to ensure that the poultry products in the State are inspected in a manner that effectuates this Act (including the regulations, directives, notices, policy memoranda, and other regulatory requirements issued under this Act).

“(d) ANNUAL REVIEW.—

“(1) IN GENERAL.—The Secretary shall develop and implement a process to annually review each State poultry inspection program approved under this section and to certify the State poultry inspection programs that comply with the cooperative agreement entered into with the State under subsection (c)(3).

“(2) COMMENT FROM INTERESTED PARTIES.—In developing the review process described in paragraph (1), the Secretary shall solicit comment from interested parties.

“(e) FEDERAL INSPECTION OPTION.—

“(1) IN GENERAL.—An official establishment that operates in a State with an approved State poultry inspection program may apply for inspection under the State poultry inspection program or for Federal inspection.

“(2) LIMITATION.—An official establishment shall not make an application under paragraph (1) more than once every 4 years.

**“SEC. 5A. AUTHORITY TO TAKE OVER STATE POULTRY INSPECTION ACTIVITIES.**

“(a) AUTHORITY TO TAKE OVER STATE POULTRY INSPECTION PROGRAMS.—

“(1) NOTIFICATION.—If the Secretary has reason to believe that a State is not in compliance with this Act (including the regulations, directives, notices, policy memoranda, and other regulatory requirements issued under this Act) or the cooperative agreement under section 5(c)(3) and is considering the revocation or temporary suspension of the approval of the State poultry inspection program, the Secretary shall promptly notify and consult with the Governor of the State.

“(2) SUSPENSION AND REVOCATION.—

“(A) IN GENERAL.—The Secretary may revoke or temporarily suspend the approval of a State poultry inspection program and take over a State poultry inspection program if the Secretary determines that the State poultry inspection program is not in compliance with this Act (including the regulations, directives, notices, policy memoranda, and other regulatory requirements issued under this Act) or the cooperative agreement.

“(B) PROCEDURES FOR REINSTATEMENT.—A State poultry inspection program that has been the subject of a revocation may be reinstated as an approved State poultry inspection program under this Act only in accordance with the procedures under section 5(c)(2)(B)(ii).

“(3) PUBLICATION.—If the Secretary revokes or temporarily suspends the approval of a State poultry inspection program in accordance with paragraph (2), the Secretary shall publish notice of the revocation or temporary suspension under that paragraph in the Federal Register.

“(4) INSPECTION OF ESTABLISHMENTS.—Not later than 30 days after the date of publication of a determination under paragraph (3), an official establishment subject to a State poultry inspection program with respect to which the Secretary makes a determination

under paragraph (2) shall be inspected by the Secretary.

“(b) EXPEDITED AUTHORITY TO TAKE OVER INSPECTION OF STATE-INSPECTED OFFICIAL ESTABLISHMENTS.—Notwithstanding any other provision of this title, if the Secretary determines that an official establishment operating under a State poultry inspection program is not operating in accordance with this Act (including the regulations, directives, notices, policy memoranda, and other regulatory requirements issued under this Act) or the cooperative agreement under section 5(c)(3), and the State, after notification by the Secretary to the Governor, has not taken appropriate action within a reasonable time as determined by the Secretary, the Secretary may immediately determine that the official establishment is an establishment that shall be inspected by the Secretary, until such time as the Secretary determines that the State will meet the requirements of this Act (including the regulations, directives, notices, policy memoranda, and other regulatory requirements) and the cooperative agreement with respect to the official establishment.”.

(2) RESTAURANTS AND RETAIL STORES, ACCEPTANCE OF INTERSTATE SHIPMENTS OF POULTRY PRODUCTS, AND ADVISORY COMMITTEES FOR FEDERAL AND STATE PROGRAMS.—The Poultry Products Inspection Act (21 U.S.C. 451 et seq.) is amended by inserting after section 30 the following:

**“SEC. 31. RESTAURANTS AND RETAIL STORES.**

“(a) LIMITATION ON APPLICABILITY OF INSPECTION REQUIREMENTS.—The provisions of this Act requiring inspection of the slaughter of poultry and the processing of poultry products shall not apply to operations of types traditionally and usually conducted at retail stores and restaurants, if the operations are conducted at a retail store, restaurant, or similar retail establishment for sale of such prepared articles in normal retail quantities or for service of the articles to consumers at such an establishment.

“(b) CENTRAL KITCHEN FACILITIES.—

“(1) IN GENERAL.—For the purposes of this section, operations conducted at a central kitchen facility of a restaurant shall be considered to be conducted at a restaurant if the central kitchen of the restaurant prepares poultry products that are ready to eat when they leave the facility and are served in meals or as entrees only to customers at restaurants owned or operated by the same person that owns or operates the facility.

“(2) EXCEPTION.—A facility described in paragraph (1) shall be subject to section 11(b) and may be subject to the inspection requirements of this Act for as long as the Secretary determines to be necessary, if the Secretary determines that the sanitary conditions or practices of the facility or the processing procedures or methods at the facility are such that any of the poultry products of the facility are rendered adulterated.

**“SEC. 32. ACCEPTANCE OF INTERSTATE SHIPMENTS OF POULTRY PRODUCTS.**

“Notwithstanding any provision of State law, a State or local government shall not prohibit or restrict the movement or sale of poultry products that have been inspected and passed in accordance with this Act for interstate commerce.

**“SEC. 33. ADVISORY COMMITTEES FOR FEDERAL AND STATE PROGRAMS.**

“The Secretary may appoint advisory committees consisting of such representatives of appropriate State agencies as the Secretary and the State agencies may designate to consult with the Secretary concerning State and Federal programs with respect to poultry product inspection and other matters within the scope of this Act”.

(d) REGULATIONS.—Not later than 180 days after the date of the enactment of this Act,

the Secretary of Agriculture shall promulgate such regulations as are necessary to implement the amendments made by subsections (b) and (c).

(e) **EFFECTIVE DATE.**—The amendments made by subsections (b) and (c) of this Act shall take effect on the date that is 180 days after the date of the enactment of this Act.

**SEC. 11104. COUNTRY OF ORIGIN LABELING.**

Subtitle D of the Agricultural Marketing Act of 1946 (7 U.S.C. 1638 et seq.) is amended—

(1) in section 281(2)(A)—  
 (A) in clause (v) by striking “and”;  
 (B) in clause (vi), by striking “peanuts.” and inserting “peanuts; and”; and  
 (C) by adding at the end the following new clause:

“(vii) meat produced from goats.”;

(2) in section 282—

(A) in subsection (a), by striking paragraphs (2) and (3) and inserting the following:

“(2) **DESIGNATION OF COUNTRY OF ORIGIN FOR BEEF, LAMB, PORK, AND GOAT.**—

“(A) **UNITED STATES COUNTRY OF ORIGIN.**—A retailer of a covered commodity that is beef, lamb, pork, or goat may designate the covered commodity as exclusively having a United States country of origin only if the covered commodity is derived from an animal that was—

“(i) exclusively born, raised, and slaughtered in the United States; or

“(ii) born and raised in Alaska or Hawaii and transported for a period of not more than 60 days through Canada to the United States and slaughtered in the United States.

“(B) **MULTIPLE COUNTRIES OF ORIGIN.**—A retailer of a covered commodity that is beef, lamb, pork, or goat that is derived from an animal that is—

“(i) not exclusively born, raised, and slaughtered in the United States,

“(ii) born, raised, or slaughtered in the United States, and

“(iii) not imported into the United States for immediate slaughter,

may designate the country of origin of such covered commodity as all of the countries in which the animal may have been born, raised, or slaughtered.

“(C) **IMPORTED FOR IMMEDIATE SLAUGHTER.**—A retailer of a covered commodity that is beef, lamb, pork, or goat that is derived from an animal that is imported into the United States for immediate slaughter must designate the origin of such covered commodity as—

“(i) the country from which the animal was imported; and

“(ii) the United States.

“(D) **FOREIGN COUNTRY OF ORIGIN.**—A retailer of a covered commodity that is beef, lamb, pork, or goat that is derived from an animal that is not born, raised, or slaughtered in the United States must designate a country other than the United States as the country of origin of such commodity.

“(E) **GROUND BEEF, PORK, AND LAMB.**—The notice of country of origin for ground beef, ground pork, or ground lamb shall include—

“(i) a list of all countries of origin of such ground beef, ground pork, or ground lamb; or

“(ii) a list of all reasonably possible countries of origin of such ground beef, ground pork, or ground lamb.

“(3) **DESIGNATION OF COUNTRY OF ORIGIN FOR FISH.**—

“(A) **IN GENERAL.**—A retailer of a covered commodity that is farm-raised fish or wild fish may designate the covered commodity as having a United States country of origin only if the covered commodity—

“(i) in the case of farm-raised fish, is hatched, raised, harvested, and processed in the United States; and

“(ii) in the case of wild fish, is—

“(I) harvested in the United States, a territory of the United States, or a State, or by

a vessel that is documented under chapter 121 of title 46, United States Code, or registered in the United States; and

“(II) processed in the United States, a territory of the United States, or a State, including the waters thereof.

“(B) **DESIGNATION OF WILD FISH AND FARM-RAISED FISH.**—The notice of country of origin for wild fish and farm-raised fish shall distinguish between wild fish and farm-raised fish.

“(4) **DESIGNATION OF PERISHABLE AGRICULTURAL COMMODITIES AND PEANUTS.**—A retailer of a covered commodity that is a perishable agricultural commodity or peanut may designate the covered commodity as having a United States country of origin only if the covered commodity is exclusively produced in the United States.”; and

(B) by striking subsection (d) and inserting the following:

“(d) **AUDIT VERIFICATION SYSTEM.**—

“(1) **IN GENERAL.**—The Secretary may conduct an audit of any person that prepares, stores, handles, or distributes a covered commodity for retail sale to verify compliance with this subtitle (including the regulations promulgated under section 284(b)).

“(2) **RECORD REQUIREMENTS.**—

“(A) **IN GENERAL.**—A person subject to an audit under paragraph (1) shall provide the Secretary with verification of the country of origin of covered commodities. Records maintained in the course of the normal conduct of the business of such person, including animal health papers, import or customs documents, or producer affidavits, may serve as such verification.

“(B) **PROHIBITION ON REQUIREMENT OF ADDITIONAL RECORDS.**—The Secretary may not require a person that prepares, stores, handles, or distributes a covered commodity to maintain a record of the country of origin of a covered commodity other than those maintained in the course of the normal conduct of the business of such person.”;

(3) in section 283—

(A) by striking subsections (a) and (c);

(B) by redesignating subsection (b) subsection (a);

(C) in subsection (a) (as so redesignated), by striking “retailer” and inserting “retailer or person engaged in the business of supplying a covered commodity to a retailer”;

and

(D) by adding at the end the following new subsection:

“(b) **FINES.**—If, on completion of the 30-day period described in subsection (a)(2), the Secretary determines that the retailer or person engaged in the business of supplying a covered commodity to a retailer has—

“(1) not made a good faith effort to comply with section 282, and

“(2) continues to willfully violate section 282 with respect to the violation about which the retailer or person received notification under subsection (a)(1),

after providing notice and an opportunity for a hearing before the Secretary with respect to the violation, the Secretary may fine the retailer or person in an amount of not more than \$1,000 for each violation.”; and

(4) in section 285—

(A) by striking “This subtitle” and inserting “(a) **IN GENERAL.**—Subject to subsection (b), this subtitle”; and

(B) by adding at the end the following new subsection:

“(b) **ANIMALS IN THE UNITED STATES ON JANUARY 1, 2008.**—Notwithstanding subsection (a), this subtitle shall not apply to a covered commodity that is derived from an animal that is in the United States on January 1, 2008.”.

**SEC. 11105. SENSE OF CONGRESS REGARDING STATE INSPECTED MEAT AND POULTRY PRODUCTS.**

It is the sense of Congress that—

(1) the food supply in the United States continues to be the safest in the world;

(2) State inspected meat and poultry products are safe and wholesome, and should be available to consumers nationwide to increase the economic viability of small establishments and allow States to broadly market their products; and

(3) the Federal and State meat and poultry inspection systems should function seamlessly to ensure food safety and inspire consumer confidence in the food supply.

**SEC. 11106. SENSE OF CONGRESS REGARDING THE VOLUNTARY CONTROL PROGRAM FOR LOW PATHOGENIC AVIAN INFLUENZA.**

It is the sense of Congress that—

(1) the voluntary control program for low pathogenic avian influenza is a critical component of the animal health protection system of the United States, as well as a safeguard against highly pathogenic avian influenza; and

(2) the Secretary of Agriculture has appropriately provided for the payment of compensation to owners of poultry and cooperating State agencies of 100 percent of eligible costs, and the Secretary should continue to provide such payments at 100 percent of such costs.

**SEC. 11107. SENSE OF CONGRESS REGARDING THE CATTLE FEVER TICK ERADICATION PROGRAM.**

It is the sense of Congress that—

(1) the cattle fever tick and the southern cattle tick are vectors of the causal agent of babesiosis, a severe and often fatal disease of cattle; and

(2) implementing a national strategic plan for the cattle fever tick eradication program is a high priority that the secretary should carry out in order to—

(A) prevent the entry of cattle fever ticks into the United States;

(B) enhance and maintain an effective surveillance program to rapidly detect any cattle fever tick incursions; and

(C) research, identify, and procure the tools and knowledge necessary to prevent and eradicate cattle fever ticks in the United States.

**Subtitle C—Socially Disadvantaged Producers and Limited Resource Producers**

**SEC. 11201. OUTREACH AND TECHNICAL ASSISTANCE FOR SOCIALLY DISADVANTAGED FARMERS AND RANCHERS AND LIMITED RESOURCE FARMERS AND RANCHERS.**

(a) **IN GENERAL.**—Section 2501 of the Food, Agriculture, Conservation, and Trade Act of 1990 (7 U.S.C. 2279) is amended—

(1) in subsection (a)—

(A) by striking paragraph (2) and inserting the following new paragraph:

“(2) **REQUIREMENTS.**—The outreach and technical assistance program under paragraph (1) shall be used—

“(A) to enhance coordination of the outreach, technical assistance, and education efforts authorized under agriculture programs; and

“(B) to assist the Secretary in—

“(i) reaching socially disadvantaged or limited resource farmers and ranchers and prospective socially disadvantaged or limited resource farmers and ranchers in an appropriate manner; and

“(ii) improving the participation of those farmers and rancher in Department programs, as determined under section 2501A.”;

(B) in paragraph (3)—

(i) in subparagraph (A), by striking “entity to provide information” and inserting “entity that has demonstrated an ability to carry out the requirements described in paragraph (2) to provide outreach”; and

(ii) by adding at the end the following new subparagraphs:

“(D) **ADDITIONAL CONTRACTING AUTHORITY.**—

“(i) IN GENERAL.—Any agency of the Department of Agriculture may make grants and enter into contracts and cooperative agreements with a community-based organization that meets the definition of an eligible entity under subsection (e) in order to utilize the community-based organization to provide outreach and technical assistance.

“(ii) MATCHING FUNDS.—As a condition of any grant made, or any contract or any cooperative agreement entered into under this subparagraph, the Secretary shall require the eligible entity to match not less than 25 percent of the total amount of the funds provided by the grant, contract, or cooperative agreement.

“(E) REPORT.—The Secretary shall submit to the Committee on Agriculture of the House of Representatives and the Committee on Agriculture, Nutrition, and Forestry of the Senate, and make publicly available, an annual report that includes a list of the following:

“(i) The recipients of funds made available under the program.

“(ii) The activities undertaken and services provided.

“(iii) The number of producers served and outcomes of such service.

“(iv) The problems and barriers identified by entities in trying to increase participation by socially disadvantaged farmers and ranchers.”; and

(C) in paragraph (4)—

(i) by striking subparagraph (A), and inserting the following new subparagraph:

“(A) AVAILABILITY OF FUNDS.—Of the funds of the Commodity Credit Corporation, the Secretary shall make available \$15,000,000 for each of the fiscal years 2008 through 2012 to carry out this subsection.”;

(ii) in subparagraph (B), by striking “authorized to be appropriated under subparagraph (A)” and inserting “made available under subparagraph (A)”;

(iii) by adding at the end the following new subparagraph:

“(C) LIMITATION ON USE OF FUNDS FOR ADMINISTRATIVE EXPENSES.—Not more than 5 percent of the amounts made available under subparagraph (A) for a fiscal year may be used for expenses related to administering the program under this section.”; and

(2) in subsection (e)(5)(A)(ii)—

(A) by inserting “and on behalf of” before “socially”; and

(B) by striking “2-year” and inserting “3-year”.

(b) COORDINATION WITH OUTREACH.—

(1) IN GENERAL.—Not more than 18 months after the date of enactment of this Act, the Secretary shall develop a plan to join and relocate—

(A) the outreach and technical assistance program established under section 2501 of the Food, Agriculture, Conservation, and Trade Act of 1990 (7 U.S.C. 2279); and

(B) the Office of Outreach of the Department of Agriculture.

(2) REPORT.—After the relocation described in this subsection is completed, the Secretary shall submit to Congress a report that include information describing the new location of the program.

**SEC. 11202. IMPROVED PROGRAM DELIVERY BY DEPARTMENT OF AGRICULTURE ON INDIAN RESERVATIONS.**

Section 2501(g)(1) of the Food, Agriculture, Conservation, and Trade Act of 1990 (7 U.S.C. 2279(g)(1)) is amended—

(1) in the first sentence, by striking “where there is a demonstrated demand for service” after “offices”; and

(2) by striking the second sentence.

**SEC. 11203. TRANSPARENCY AND ACCOUNTABILITY FOR SOCIALLY DISADVANTAGED FARMERS AND RANCHERS.**

Section 2501A of the Food, Agriculture, Conservation, and Trade Act of 1990 (7 U.S.C.

2279-1) is amended by striking subsection (c) and inserting the following new subsections:

“(c) COMPILATION OF PROGRAM PARTICIPATION DATA.—

“(1) ANNUAL REQUIREMENT.—For each county and State in the United States, the Secretary of Agriculture (referred to in this section as the ‘Secretary’) shall annually compile program application and participation rate data regarding socially disadvantaged farmers and ranchers by computing for each program of the Department of Agriculture that serves agricultural producers and landowners—

“(A) raw numbers of applicants and participants by race, ethnicity, and gender, subject to appropriate privacy protections, as determined by the Secretary; and

“(B) the application and participation rate, by race, ethnicity, and gender, as a percentage of the total participation rate of all agricultural producers and landowners.

“(2) AUTHORITY TO COLLECT DATA.—The heads of the agencies of the Department of Agriculture shall collect and transmit to the Secretary any data, including data on race, gender, and ethnicity, that the Secretary determines to be necessary to carry out paragraph (1).

“(3) REPORT.—Using the technologies and systems of the National Agricultural Statistics Service, the Secretary shall compile and present the data compiled under paragraph (1) for each program described in that paragraph in a manner that includes the raw numbers and participation rates for—

“(A) the entire United States;

“(B) each State; and

“(C) each county in each State.

“(4) PUBLIC AVAILABILITY OF REPORT.—The Secretary shall maintain and make readily available to the public, via website and otherwise in electronic and paper form, the report described in paragraph (3).

“(d) LIMITATIONS ON USE OF DATA.—

“(1) PRIVACY PROTECTIONS.—In carrying out this section, the Secretary shall not disclose the names or individual data of any program participant.

“(2) AUTHORIZED USES.—The data under this section shall be used exclusively for the purposes described in subsection (a).

“(3) LIMITATION.—Except as otherwise provided, the data under this section shall not be used for the evaluation of individual applications for assistance.”.

**SEC. 11204. BEGINNING FARMER AND RANCHER DEVELOPMENT PROGRAM.**

Section 7405 of the Farm Security and Rural Investment Act of 2002 (7 U.S.C. 3319f) is amended by striking subsection (h) and inserting the following new subsection:

“(h) AVAILABILITY OF FUNDS.—Of the funds of the Commodity Credit Corporation, the Secretary shall make available \$15,000,000 for each of the fiscal years 2008 through 2012 to carry out this section.”.

**SEC. 11205. PROVISION OF RECEIPT FOR SERVICE OR DENIAL OF SERVICE.**

In any case in which a producer or landowner, or prospective producer or landowner, requests from the Department of Agriculture any benefit or service offered by the Department to agricultural producers or landowners, the Secretary of Agriculture shall provide for the issuance, on the date on which the producer or landowner, or prospective producer or landowner, makes the request, a receipt containing—

(1) the date, place, and subject of the request; and

(2) the action taken, not taken, or recommendations made in response to the request.

**SEC. 11206. TRACKING OF SOCIALLY DISADVANTAGED FARMERS AND RANCHERS AND LIMITED RESOURCE FARMERS AND RANCHERS IN CENSUS OF AGRICULTURE AND CERTAIN STUDIES.**

The Secretary of Agriculture shall ensure, to the maximum extent practicable, that the Census of Agriculture and studies carried out by the Economic Research Service accurately document the number, location, and economic contributions of socially disadvantaged farmers and ranchers and limited resource farmers and ranchers in agricultural production.

**SEC. 11207. FARMWORKER COORDINATOR.**

(a) ESTABLISHMENT.—The Secretary of Agriculture shall establish the position of Farmworker Coordinator (in this section referred to as the “Coordinator”), which shall be located in the Office of Outreach of the Department of Agriculture.

(b) DUTIES.—The Secretary may delegate to the Coordinator responsibility for any or all of the following:

(1) Assisting in administering the program established by section 2281 of the Food, Agriculture, Conservation, and Trade Act of 1990 (42 U.S.C. 5177a).

(2) Serving as a liaison to community-based non-profit organizations that represent, and have demonstrated experience serving, low-income migrant and seasonal farmworkers.

(3) Coordinating with the Department of Agriculture and State and local governments to assure that farmworker needs are assessed and met during declared disasters and other emergencies.

(4) Consulting with the Office of Small Farm Coordination, Office of Outreach, Outreach Coordinators, and other entities to better integrate farmworker perspectives, concerns, and interests into the ongoing programs of the Department.

(5) Consulting with Hispanic-serving institutions on research, program improvements, or agricultural education opportunities that assist low-income and migrant seasonal farmworkers.

(5) Assuring that farmworkers have access to services and support to enter agriculture as producers.

(c) AUTHORIZATION OF APPROPRIATIONS.—There are authorized to be appropriated to the Secretary such sums as necessary to carry out this section for fiscal years 2008 through 2012.

**SEC. 11208. OFFICE OF OUTREACH RELOCATION.**

(a) RELOCATION PROPOSAL.—Not more than 18 months after the date of enactment of the Act, the Secretary shall develop a proposal to relocate the Office of Outreach of the Department of Agriculture.

(b) ADMINISTRATION.—The Office of Outreach shall be responsible for the administration of—

(1) the outreach and technical assistance program established under section 2501 of the Food, Agriculture, Conservation, and Trade Act of 1990 (7 U.S.C. 2279); and

(2) the beginning farmer and rancher development program established under section 7405 of the Farm Security and Rural Investment Act of 2002 (7 U.S.C. 3319f).

**SEC. 11209. MINORITY FARMER ADVISORY COMMITTEE.**

(a) ESTABLISHMENT.—Not later than 18 months after the date of enactment of this Act, the Secretary of Agriculture shall establish an advisory committee, to be known as the “Advisory Committee on Minority Farmers” (in this section referred to as the “Committee”), which shall be overseen by the Office of Outreach of the Department of Agriculture.

(b) DUTIES.—The Committee shall—

(1) review all civil rights cases to ensure that they are processed in a timely manner;

(2) ensure that the processing of civil rights cases complies with applicable laws;

(3) report quarterly to the Secretary of Agriculture on civil rights enforcement and outreach;

(4) monitor and annually report to Congress on compliance with all civil rights and related laws by all agencies and under all programs of the Department;

(5) recommend to the Secretary corrective actions to prevent civil rights violations; and

(6) review the operations of the outreach and technical assistance program established under section 2501 of the Food, Agriculture, Conservation, and Trade Act of 1990 (7 U.S.C. 2279).

(c) **MEMBERSHIP OF COMMITTEE.**—The Committee shall be composed of the following:

(1) Three members appointed by the Secretary.

(2) Two members appointed by the chairman of the Committee on Agriculture, Nutrition, and Forestry of the Senate, in consultation with the ranking member of the Committee.

(3) Two members appointed by the chairman of the Committee on Agriculture of the House of Representatives, in consultation with the ranking member of the Committee.

(4) A civil rights professional.

(5) A socially disadvantaged farmer or rancher.

(6) Such other persons or professionals as determined by the Secretary to be appropriate.

**SEC. 11210. COORDINATOR FOR CHRONICALLY UNDERSERVED RURAL AREAS.**

(a) **ESTABLISHMENT.**—The Secretary of Agriculture shall establish a Coordinator for Chronically Underserved Rural Areas (in this section referred to as the “Coordinator”), to be located in the Office of Outreach of the Department of Agriculture.

(b) **MISSION.**—The mission of the Coordinator shall be to direct Department of Agriculture resources to high need, high poverty rural areas.

(c) **DUTIES.**—The Coordinator shall consult with other offices in directing technical assistance, strategic regional planning, at the State and local level, for developing rural economic development that leverages the resources of State and local governments and non-profit and community development organizations.

(d) **AUTHORIZATION OF APPROPRIATIONS.**—There are authorized to be appropriated to the Secretary such sums as necessary to carry out this section for fiscal years 2008 through 2012.

**Subtitle D—Other Miscellaneous Provisions**

**SEC. 11301. DESIGNATION OF SEPARATE COTTON-PRODUCING STATES UNDER COTTON RESEARCH AND PROMOTION ACT.**

Section 17(f) of the Cotton Research and Promotion Act (7 U.S.C. 2116(f)) is amended by adding at the end the following new sentence: “Notwithstanding the preceding sentence, effective beginning with the 2008 crop of cotton, the States of Kansas, Virginia, and Florida shall each be deemed to be a separate cotton-producing State for the purposes of this Act.”

**SEC. 11302. COTTON CLASSIFICATION SERVICES.**

(a) **EXTENSION.**—The first sentence of section 3a of the Act of March 3, 1927 (commonly known as the Cotton Statistics and Estimates Act; 7 U.S.C. 473a), is amended by striking “2007” and inserting “2012”.

(b) **ESTABLISHMENT OF OFFICES.**—The second sentence of section 3a of the Act of March 3, 1927, is amended in the proviso—

(1) by striking “and” at the end of clause (6);

(2) by striking the period at the end of clause (7) and inserting “; and”; and

(3) by adding at the end the following new clause: “(8) the Secretary may enter into long-term lease agreements that exceed five years or may take title to property, including through purchase agreements, for the purposes of obtaining offices to be used for the classification of cotton in accordance with this Act if the Secretary determines such action would best effectuate the purposes of this Act.”

**SEC. 11303. AVAILABILITY OF EXCESS AND SURPLUS COMPUTERS IN RURAL AREAS.**

The Secretary of Agriculture may make available to any city or town located in a rural area (as defined in section 343(a)(13)(A) of the Consolidated Farm and Rural Development Act) excess or surplus computers or other technical equipment of the Department of Agriculture.

**SEC. 11304. PERMANENT DEBARMENT FROM PARTICIPATION IN DEPARTMENT OF AGRICULTURE PROGRAMS FOR FRAUD.**

The Secretary of Agriculture is hereby granted the authority to permanently debar an individual, organization, corporation, or other entity convicted of knowingly defrauding the United States in connection with any program administered by the Department of Agriculture from any subsequent participation in Department of Agriculture programs.

**SEC. 11305. NO DISCRIMINATION AGAINST USE OF REGISTERED PESTICIDE PRODUCTS OR CLASSES OF PESTICIDE PRODUCTS.**

In establishing priorities and evaluation criteria for the approval of plans, contracts, and agreements under title II, the Secretary of Agriculture shall not discriminate against the use of specific registered pesticide products or classes of pesticide products.

**SEC. 11306. PROHIBITION ON CLOSURE OR RELOCATION OF COUNTY OFFICES FOR THE FARM SERVICE AGENCY, RURAL DEVELOPMENT AGENCY, AND NATURAL RESOURCES CONSERVATION SERVICE.**

Until the date that is one year after the date of the enactment of this Act, the Secretary of Agriculture may not close or relocate a county or field office of the Farm Service Agency, Rural Development Agency, or Natural Resources Conservation Service of the Department of Agriculture.

**SEC. 11308. REGULATION OF EXPORTS OF PLANTS, PLANT PRODUCTS, BIOLOGICAL CONTROL ORGANISMS, AND NOXIOUS WEEDS.**

(a) **IN GENERAL.**—Subtitle A of title IV of the Agricultural Risk Protection Act of 2000 (7 U.S.C. 7701 et seq.) is amended by adding at the end the following new section:

**“SEC. 420. REGULATION OF EXPORTS OF PLANTS, PLANT PRODUCTS, BIOLOGICAL CONTROL ORGANISMS, AND NOXIOUS WEEDS.**

“(a) **IN GENERAL.**—The Secretary may regulate plants, plant products, biological control organisms, and noxious weeds for export purposes.

“(b) **DUTIES.**—The Secretary shall—

“(1) coordinate fruit and vegetable market analyses with the private sector and the Administrator of Foreign Agricultural Service; and

“(2) make publicly available on an Internet website—

“(A) the status of all export petitions;

“(B) to the greatest extent possible, an explanation of the sanitary or phytosanitary issues associated with each pending export petition; and

“(C) to the greatest extent possible, information on the import requirements of foreign countries for fruits and vegetables.

“(c) **REGULATIONS.**—The Secretary may issue regulations to implement this section.”

(b) **TABLE OF CONTENTS.**—The table of contents in section 1(b) of such Act (7 U.S.C. 1501

note) is amended by inserting after the item relating to section 419 the following new item:

“Sec. 420. Regulation of exports of plants, plant products, biological control organisms, and noxious weeds.”

**SEC. 11309. GRANTS TO REDUCE PRODUCTION OF METHAMPHETAMINES FROM ANHYDROUS AMMONIA.**

(a) **GRANT AUTHORITY.**—The Secretary of Agriculture may make a grant to an eligible entity to enable the entity to obtain and add to an anhydrous ammonia fertilizer nurse tank a substance which will reduce the amount of methamphetamine which can be produced from any anhydrous ammonia removed from the tank.

(b) **DEFINITIONS.**—In this section:

(1) **ELIGIBLE ENTITY.**—The term “eligible entity” means—

(A) a producer of agricultural commodities;

(B) a cooperative association a majority of the members of which produce or process agricultural commodities, and

(C) a person in the trade or business of—

(i) selling an agricultural product, including an agricultural chemical, at retail, predominantly to farmers and ranchers; or

(ii) aerial and ground application of an agricultural chemical.

(2) **NURSE TANK.**—The term “nurse tank” shall have the meaning set forth in section 173.315(m) of title 49, Code of Federal Regulations, as in effect as of the date of the enactment of this Act.

(c) **GRANT AMOUNT.**—The amount of a grant made under this section to an entity shall be not less than \$40 and not more than \$60, multiplied by the number of fertilizer nurse tanks of the entity.

(d) **LIMITATIONS ON AUTHORIZATION OF APPROPRIATIONS.**—For grants under this section, there are authorized to be appropriated to the Secretary a total of not more than \$15,000,000 for fiscal years 2008 through 2012.

**SEC. 11310. USDA GRADUATE SCHOOL.**

(a) Section 921 of the Federal Agriculture Improvement and Reform Act of 1996 (7 U.S.C. 2279b) is amended by striking subsections (a) through (k) and inserting the following: “The Department of Agriculture shall not establish, maintain, or otherwise operate a nonappropriated fund instrumentality of the United States to develop, administer, or provide educational training and professional development activities, including educational activities for Federal agencies, Federal employees, nonprofit organizations, other entities, and members of the general public.”

(b) **EFFECTIVE DATE.**—The amendment made in subsection (a) apply beginning October 1, 2008.

The following sundry further amendments, reported from the Committee of the Whole House on the state of the Union, were agreed to:

Page 572, line 15 strike “transportation” and insert “transportation or heating”.

At the end of title IX, add the following new section:

**SEC. \_\_\_\_ SUPPLEMENTING CORN AS AN ETHANOL FEEDSTOCK.**

(a) **RESEARCH AND DEVELOPMENT PROGRAM.**—The Secretary of Agriculture shall establish a program to make grants of not to exceed \$1,000,000 each to no more than 20 universities for a 3-year program of demonstration of supplementing corn as an ethanol feedstock with sweet sorghum and switchgrass.

(b) **PROGRAM GOALS.**—The goals of the program under this section shall be to—

(1) enhance agronomic efficiency of the crop on marginal lands by—



(A) developing best management practices for maintaining high yields while using less water and nitrogen than corn;

(B) identifying and selecting plants with a high sugar content; and

(C) developing cold-tolerant sweet sorghum varieties to enable two crops to be grown per season;

(2) enhance ethanol processing potential in the crop by—

(A) developing a robust technology for centralized ethanol production facilities that pair high-performing sweet sorghum lines with different yeasts to produce the best process for converting sweet sorghum juice into ethanol;

(B) conducting process and chemical analyses of sweet sorghum sap fermentation;

(C) introducing cellulosic hydrolyzing enzymes into sweet sorghum to promote biomass conversion; and

(D) performing life-cycle analysis of sweet sorghum ethanol, including analysis of energy yield, efficiency, and greenhouse gas reduction;

(3) establish a production system optimized for the region of the university conducting the research;

(4) improve sweet sorghum lines with higher sugar production and performance with minimal agricultural inputs;

(5) optimize sugar fermentation using selected yeast strains;

(6) develop sweet sorghum lines with improved cold tolerance and cellulosic degradation; and

(7) develop agricultural models for predicting agricultural performance and ethanol yield under various growing conditions.

(c) AWARD CRITERIA.—The Secretary shall award grants under this section only to universities that—

(1) have access to multiple lines of sweet sorghum for research; and

(2) are located in a State where sweet sorghum is anticipated to grow well on marginal lands.

(d) AUTHORIZATION OF APPROPRIATIONS.—There are authorized to be appropriated to the Secretary for carrying out this section \$20,000,000.

At the end of subtitle C of title II, add the following new section:

**SEC. 2303. MUCK SOILS CONSERVATION.**

(a) ESTABLISHMENT OF PROGRAM.—The Secretary of Agriculture shall carry out a conservation program under which the Secretary makes payments to assist owners and operators of eligible land specified in subsection (b) to conserve and improve the soil, water, and wildlife resources of such land.

(b) ELIGIBLE LAND.—To be eligible for inclusion in the program established under this section, the land must—

(1) be comprised of soil that qualifies as muck, as determined by the Secretary;

(2) be used for production of an agricultural crop;

(3) have a spring cover crop planted in conjunction with the primary agricultural crop referred to in paragraph (2);

(4) have a winter crop planted; and

(5) have ditch banks seeded with grass that is maintained on a year-round basis.

(c) PAYMENT AMOUNTS.—The Secretary may provide payments of not less than \$300, but not more than \$500, per acre per year under the program.

(d) AUTHORIZATION OF APPROPRIATIONS.—There are authorized to be appropriated to the Secretary to carry out the program \$50,000,000 for each of fiscal years 2008 through 2012.

At an appropriate place in title IV, insert the following (and make such technical and conforming changes as may be appropriate):

**SEC. \_\_\_\_\_ SENSE OF THE CONGRESS.**

It is the sense of the Congress that food items provided pursuant to the Federal

school breakfast and school lunch program should be selected so as to reduce the incidence of juvenile obesity and to maximize nutritional value

Strike sections 5031, 5032, 5033, 5035, and 5036.

At the end of subtitle A of title XI, add the following new section:

**SEC. 11013. DETERMINATION OF CERTAIN SWEET POTATO PRODUCTION.**

In the case of sweet potatoes, Risk Management Agency Pilot Program data shall not be considered for purposes of determining production for the 2005-2006 Farm Service Agency Crop Disaster Program.

At the end of subtitle A of title XI, insert the following new section:

**SEC. 11013. LIVESTOCK ASSISTANCE.**

Notwithstanding any other provision of law, the purchase of a Non-insured Assistance Program policy shall not be a requirement to receive any Federal livestock disaster assistance.

At the end of title XI add the following new section:

**SEC. \_\_\_\_\_ POLLINATOR PROTECTION.**

(a) SHORT TITLE.—This section may be cited as the “Pollinator Protection Act of 2007”.

(b) FINDINGS.—Congress finds that—

(1) many of the crops that humans and livestock consume rely on pollinators for healthy growth;

(2) pollination by honey and native bees adds more than \$18,000,000,000 annually to the value of United States crops;

(3) ½ of the food supply of the United States depends on bee pollination, which makes the management and protection of pollinators an issue of paramount importance to the security of the United States food supply system;

(4) colony collapse disorder is the name that has been given to the latest die-off of honey bee colonies, exacerbating the continual decline of pollinators in North America;

(5) honey bee colonies in more than 23 states have been affected by colony collapse disorder;

(6) if the current rate of decline continues, the United States will be forced to rely more heavily on imported foods, which will destabilize the food security of the United States through adverse effects on the availability, price, and quality of the many fruits, vegetables, and other products that depend on animal pollination; and

(7) enhanced funding for research on honey bees, native bees, parasites, pathogens, toxins, and other environmental factors affecting bees and pollination of cultivated and wild plants will result in methods of response to colony collapse disorder and other factors causing the decline of pollinators in North America.

(c) AUTHORIZATIONS OF APPROPRIATIONS.—

(1) AGRICULTURAL RESEARCH SERVICE.—There is authorized to be appropriated to the Secretary of Agriculture, acting through the Agricultural Research Service—

(A) \$3,000,000 for each of fiscal years 2008 through 2012, to be used for new personnel, facilities improvement, and additional research at Department of Agriculture Bee Research Laboratories;

(B) \$2,500,000 for each of fiscal years 2008 and 2009, to be used for research on honey and native bee physiology, insect pathology, insect chemical ecology, and honey and native bee toxicology at other Department of Agriculture facilities in New York, Florida, California, Utah, and Texas; and

(C) \$1,750,000 for each of fiscal years 2008 through 2010, to be used for an area-wide research program to identify causes and solutions for colony collapse disorder in affected States.

(2) COOPERATIVE STATE RESEARCH, EDUCATION, AND EXTENSION SERVICE.—There is authorized to be appropriated to the Secretary of Agriculture, acting through the Cooperative State Research, Education, and Extension Service, \$10,000,000 for each of fiscal years 2008 through 2012 to be used to fund Department of Agriculture extension and research grants to investigate—

(A) honey bee biology, immunology, and ecology;

(B) honey bee genomics;

(C) honey bee bioinformatics;

(D) native bee crop pollination and habitat conservation;

(E) native bee taxonomy and ecology;

(F) pollination biology;

(G) sublethal effects of insecticides, herbicides, and fungicides on honey bees, native pollinators, and other beneficial insects;

(H) the effects of genetically-modified crops, including the interaction of genetically-modified crops with honey bees and other native pollinators; and

(I) honey, bumble, and other native bee parasites and pathogens and effects on other native pollinators.

(3) ANIMAL AND PLANT HEALTH INSPECTION SERVICE.—There is authorized to be appropriated to the Secretary of Agriculture, acting through the Animal and Plant Health Inspection Service, \$2,250,000 for each of fiscal years 2008 through 2012 to conduct a nationwide honey bee pest and pathogen surveillance program.

(d) ANNUAL REPORTS.—The Secretary of Agriculture, acting through the Agricultural Research Service and the Cooperative State Research, Education, and Extension Service, shall submit to the Committee on Agriculture of the House of Representatives and the Committee on Agriculture, Nutrition, and Forestry of the Senate a report on the status and progress of bee research projects that are carried out by the Secretary.

(e) GIVING POLLINATOR HABITAT AND PROTECTION A PRIORITY IN CONSERVATION PROGRAMS.—Section 1244 of the Food Security Act of 1985 (16 U.S.C. 3844) is amended by adding at the end the following new subsection:

“(c) NATIVE AND MANAGED POLLINATORS.—In carrying out any conservation program administered by the Secretary, except the farmland protection program, the Secretary shall establish a priority and provide incentives for—

“(1) increasing habitat for native and managed pollinators, especially native habitat; and

“(2) establishing cropping systems, integrated pest management regimes, and other practices to protect native and managed pollinators.”

At the end of subtitle D of title I, add the following new section:

**SEC. 2410. ADJUSTMENT OF CLASS I MILK PRICE MOVER TO REFLECT ENERGY AND ANIMAL FEED COST INCREASES.**

It is the sense of Congress that the Secretary of Agriculture should use existing authority when determining the Class I milk price mover to take into account the increased cost of production, including energy and feed.

Section 4303 is further amended by striking paragraph (2) and inserting the following:

(2) in paragraph (3)(A)—

(A) in the matter preceding clause (i) by striking “paragraph (1)(B)” and inserting “paragraph (1)”;

(B) in clause (iii) by striking “and” at the end;

(C) in clause (iv) by striking the period at the end and inserting “; and”; and

(D) by adding at the end the following:

“(v) encourage plans for implementation that include locally grown foods, where geographically available, in accordance with section 9(j).”



At the end of subtitle B of title VII, insert the following:

**SEC. 7234. EMPHASIS OF HUMAN NUTRITION INITIATIVE.**

Section 1424(b) of the National Agricultural Research, Extension, and Teaching Policy Act of 1977 (7 U.S.C. 3174(b)) is amended—

(1) in paragraph (1), by striking “and.”;

(2) in paragraph (2), by striking the comma and inserting “; and”;

(3) by adding at the end the following:

“(3) proposals that examine the efficacy of current agriculture policies in promoting the health and welfare of economically disadvantaged populations.”.

In section 6008—

(1) insert “(a) AUTHORIZATION OF APPROPRIATIONS.—” before “Section”;

(2) add at the end the following:

(b) **ADDITIONAL PRIORITY IN AWARDING GRANTS.**—Section 306E(c) of such Act (7 U.S.C. 1926e(c)) is amended by inserting “, and to an applicant that has substantial expertise and experience in promoting the safe and productive use of individually-owned household water well systems and ground water. The ability of an applicant to provide matching funds shall not be taken into account in determining any priority in awarding grants under this section. The payment by a grantee of audit fees, business insurance, salary, wages, employee benefits, printing costs, postage costs, and legal fees associated with providing the assistance described in paragraph (1) shall be considered the provision of matching funds by the grantee for purposes of this section” before the period.

Page 603, line 18, insert after “economies” the following: “or universities with fields of study capable of developing renewable energy technology or policy”.

Page 604, line 7, insert after “economy” the following: “, or at a university with fields of study capable of developing renewable energy technology or policy (including agriculture-related studies, chemistry, environmental sciences, bioengineering, biochemistry, natural resources, and public policy)”.

In subtitle B of title X, insert after section 10103 the following new section 10103A (and amend the tables of content accordingly):

**SEC. 10103A. ADDITIONAL SECTION 32 FUNDS TO PROVIDE GRANTS FOR THE PURCHASE AND OPERATION OF URBAN GARDENS GROWING ORGANIC FRUITS AND VEGETABLES FOR THE LOCAL POPULATION.**

(a) **GRANTS.**—The Secretary of Agriculture may make grants to eligible entities to assist in purchasing and operating organic gardens or greenhouses in urban areas for growing fruits and vegetables. In making such grants, the Secretary will ensure such fruits and vegetables are sold to local grocery stores.

(b) **LIMITATIONS.**—Grants provided to any eligible entity under this section may not exceed \$25,000 for any given year.

(c) **ELIGIBLE ENTITIES.**—

(1) **INDIVIDUALS.**—An individual shall be eligible to receive a grant under subsection (a) if the individual is a resident of the neighborhood in which the urban garden or greenhouse is located, or will be located.

(2) **COOPERATIVES.**—A cooperative shall be eligible to receive a grant under subsection (a) if every individual member or owner of the cooperative is a resident of the neighborhood in which the urban garden or greenhouse is located, or will be located.

(d) **SELECTION OF ELIGIBLE ENTITIES.**—The Secretary shall develop criteria for the selection of eligible entities to receive grants under this section.

(e) **AUTHORIZATION OF APPROPRIATIONS.**—There is authorized to be appropriated to

carry out this section \$20,000,000 for fiscal year 2008 and for each fiscal year thereafter.

At the end of title XI add the following new sections:

**SEC. \_\_\_\_ . PROHIBITION ON USE OF LIVE ANIMALS FOR MARKETING MEDICAL DEVICES; FINES UNDER THE ANIMAL WELFARE ACT.**

(a) **PROHIBITION ON USE OF ANIMALS FOR MARKETING OF MEDICAL DEVICES.**—The Animal Welfare Act (7 U.S.C. 2131 et seq.) is amended by inserting after section 17 the following new section:

**“PROHIBITION ON USE OF LIVE ANIMALS FOR MARKETING MEDICAL DEVICES**

**“SEC. 18. (a) IN GENERAL.**—No person may use a live animal to—

“(1) demonstrate a medical device or product to a sales representative for the purpose of marketing such medical device or product;

“(2) train a sales representative to use a medical device or product;

“(3) demonstrate a medical device or product in a workshop or training session for the purpose of marketing a medical device or product; or

“(4) create a multimedia recording (including a video recording) for the purpose of marketing a medical device or product.

(b) **EXCEPTION.**—Subsection (a) shall not apply to the training of medical personnel for a purpose other than marketing a medical device or product.

(c) **DEVICE DEFINED.**—In this section, the term ‘device’ has the meaning given the term in section 201(h) of the Federal Food, Drug, and Cosmetic Act (21 U.S.C. 321(h)).”.

(b) **FINES FOR VIOLATIONS OF THE ANIMAL WELFARE ACT.**—Section 19(b) of the Animal Welfare Act (7 U.S.C. 2149(b)) is amended—

(1) in the first sentence by striking “not more than \$2,500 for each such violation” and inserting “not more than \$10,000 for each such violation”; and

(2) by striking the second sentence and inserting the following: “Each violation, each day during which a violation continues, and, in the case of a violation with respect to animals, each animal that is the subject of such a violation shall be a separate offense.”.

(c) **REPORTS ON ACTIVITIES UNDER THE ANIMAL WELFARE ACT.**—The Animal Welfare Act (7 U.S.C. 2131 et seq.) is further amended by striking section 25 and inserting the following new section:

**“ANNUAL REPORT**

**“SEC. 25.** Not later than March 1 of each year, the Secretary shall submit to Congress a report containing—

“(1) an identification of all research facilities, exhibitors, and other persons and establishments licensed by the Secretary under section 3 and section 12;

“(2) an identification of all research facilities, intermediate handlers, carriers, and exhibitors registered under section 6;

“(3) the nature and place of all investigations and inspections conducted by the Secretary under section 16, and all reports received by the Secretary under section 13;

“(4) recommendations for legislation to improve the administration of this Act or any provisions of this Act; and

“(5) recommendations and conclusions concerning the aircraft environment as it relates to the carriage of live animals in air transportation.”.

**SEC. \_\_\_\_ . PROTECTION OF PETS.**

(a) **SHORT TITLE.**—This section may be cited as the “Pet Safety and Protection Act of 2007”.

(b) **RESEARCH FACILITIES.**—Section 7 of the Animal Welfare Act (7 U.S.C. 2137) is amended to read as follows:

**“SEC. 7. SOURCES OF DOGS AND CATS FOR RESEARCH FACILITIES.**

“(a) **DEFINITION OF PERSON.**—In this section, the term ‘person’ means any individual,

partnership, firm, joint stock company, corporation, association, trust, estate, pound, shelter, or other legal entity.

“(b) **USE OF DOGS AND CATS.**—No research facility or Federal research facility may use a dog or cat for research or educational purposes if the dog or cat was obtained from a person other than a person described in subsection (d).

“(c) **SELLING, DONATING, OR OFFERING DOGS AND CATS.**—No person, other than a person described in subsection (d), may sell, donate, or offer a dog or cat to any research facility or Federal research facility.

“(d) **PERMISSIBLE SOURCES.**—A person from whom a research facility or a Federal research facility may obtain a dog or cat for research or educational purposes under subsection (b), and a person who may sell, donate, or offer a dog or cat to a research facility or a Federal research facility under subsection (c), shall be—

“(1) a dealer licensed under section 3 that has bred and raised the dog or cat;

“(2) a publicly owned and operated pound or shelter that—

“(A) is registered with the Secretary;

“(B) is in compliance with section 28(a)(1) and with the requirements for dealers in subsections (b) and (c) of section 28; and

“(C) obtained the dog or cat from its legal owner, other than a pound or shelter;

“(3) a person that is donating the dog or cat and that—

“(A) bred and raised the dog or cat; or

“(B) owned the dog or cat for not less than 1 year immediately preceding the donation;

“(4) a research facility licensed by the Secretary; and

“(5) a Federal research facility licensed by the Secretary.

“(e) **PENALTIES.**—

“(1) **IN GENERAL.**—A person that violates this section shall be fined \$1,000 for each violation.

“(2) **ADDITIONAL PENALTY.**—A penalty under this subsection shall be in addition to any other applicable penalty.

“(f) **NO REQUIRED SALE OR DONATION.**—Nothing in this section requires a pound or shelter to sell, donate, or offer a dog or cat to a research facility or Federal research facility.”.

(c) **FEDERAL RESEARCH FACILITIES.**—Section 8 of the Animal Welfare Act (7 U.S.C. 2138) is amended—

(1) by striking “Sec. 8. No department” and inserting the following:

**“SEC. 8. FEDERAL RESEARCH FACILITIES.**

“Except as provided in section 7, no department”;

(2) by striking “research or experimentation or”;

(3) by striking “such purposes” and inserting “that purpose”.

(d) **CERTIFICATION.**—Section 28(b)(1) of the Animal Welfare Act (7 U.S.C. 2158(b)(1)) is amended by striking “individual or entity” and inserting “research facility or Federal research facility”.

(e) **EFFECTIVE DATE.**—The amendments made by subsections (b), (c), and (d) take effect on the date that is 90 days after the date of the enactment of this Act.

After section 7233, insert the following new section (and conform the table of contents accordingly):

**SEC. 7234. GRANTS TO UPGRADE AGRICULTURE AND FOOD SCIENCES FACILITIES AT INSULAR AREA LAND-GRANT INSTITUTIONS.**

The National Agricultural Research, Extension, and Teaching Policy Act of 1977 (7 U.S.C. 3101 et seq.) is amended by inserting after section 1447A the following:

**“SEC. 1447B. GRANTS TO UPGRADE AGRICULTURE AND FOOD SCIENCES FACILITIES AND EQUIPMENT AT INSULAR AREA LAND-GRANT INSTITUTIONS.**

“(a) PURPOSE.—It is declared to be the intent of Congress to assist the land grant institutions in the insular areas in efforts to acquire, alter, or repair facilities or relevant equipment necessary for conducting agricultural research.

“(b) AUTHORIZATION OF APPROPRIATIONS.—There are authorized to be appropriated for the purposes of carrying out the provisions of this section \$8,000,000 for each of fiscal years 2008 through 2012.

“(c) METHOD OF AWARDED GRANTS.—Grants awarded pursuant to this section shall be made in such amounts and under such terms and conditions as the Secretary shall determine necessary for carrying out the purposes of this section.

“(d) REGULATIONS.—The Secretary may promulgate such rules and regulations as the Secretary may consider necessary to carry out the provisions of this section.”

At the end of subtitle E of title I, add the following new section:

**SEC. 1512. PREVENTION OF DECEASED PERSONS RECEIVING PAYMENTS UNDER FARM COMMODITY PROGRAMS.**

(a) IDENTIFICATION OF ERRONEOUS PAYMENTS MADE TO DECEASED PERSONS.—The Secretary of Agriculture shall—

(1) undertake a study to identify any estate of a deceased person that continued to receive payments under this title for more than two crop years after the death of the person; and

(2) submit a report containing the results of the study to Congress.

(b) NOTIFICATION.—The Secretary shall issue regulations that specify deadlines by which a legal entity must notify the Secretary of any change in ownership of such entity, including the death of a person with a direct or indirect ownership interest in the entity, that may affect the entity's eligibility to receive payments or other benefits under this title. The Secretary may deny the issuance of such payments or benefits to an entity that fails to comply with such regulations.

(c) RECOURPMENT.—If the Secretary determines that the estate of a deceased person failed to timely notify the Farm Service Agency of the death, the Secretary shall recoup the erroneous payments made on behalf of the deceased person. The Secretary shall withhold payments that would otherwise be made under this title to farming operations in which the deceased person was actively engaged in farming before death until the funds have been recouped.

(d) COORDINATION.—The Secretary shall, twice a year, reconcile individual tax identification numbers with the Internal Revenue Service for recipients of payments under this title to determine recipients' living status.

At the end of title IX add the following new section:

**SEC. . . . COMMUNITY WOOD ENERGY PROGRAM.**

(a) FINDINGS.—Congress finds that—

(1) the United States' over-reliance on fossil fuel energy has placed undue strain on the nation by compromising our economy and national security;

(2) the United States' over-reliance on fossil fuel energy has also created new strains on our natural systems, including carbon emissions that contribute to climate change;

(3) transportation of energy, such as heating oil, adds to carbon emissions associated with meeting our community energy needs and therefore further feeds climate change;

(4) it is in the national interest to conserve energy and support adoption of new local, sustainable, efficient, and carbon neutral energy sources, such as wood energy, for community energy needs;

(5) communities can save as much as 50 percent over natural gas, 80 percent over propane, 80 percent over electric heat, and 50 percent over oil heat by switching to wood energy for heating schools and other public buildings;

(6) in fast growing communities of all sizes across the United States, municipal and country-owned forest land is playing an essential role in meeting many public needs and could also be used to help support sustainable forestry and local wood energy applications; and

(7) the rapidly expanding base of private forest land owners nationwide includes many individuals with no experience in forest stewardship who could be given technical assistance to provide locally sourced wood supply through sustainable forest management for local wood energy applications.

(b) PURPOSE.—The purpose of this section is to provide grants for community wood energy systems that are intended to—

(1) meet community energy needs with reduced carbon intensity versus fossil fuel systems;

(2) promote energy conservation and development of new renewable energy sources;

(3) aid local budgets by reducing municipal and county energy costs;

(4) increase utilization of low value wood supplies and waste, thereby strengthening the forest products economy for the benefit of forest workers and private forest land owners; and

(5) increase awareness of energy conservation and consumption and the multiple-use values of forests among community members, especially young people.

(c) GRANT PROGRAM.—The Secretary of Agriculture, acting through the Forest Service, shall establish a program to be known as the Community Wood Energy Program to provide grants to State and local governments to acquire community wood energy systems for public buildings and to implement a community wood energy plan.

(d) USE IN PUBLIC BUILDINGS.—A State or local government receiving a grant under subsection (c) shall use a community wood energy system acquired in whole or in part with the use of grant funds for primary use in a public facility owned by such State or local government.

(e) LIMITATION.—A community wood energy system acquired with grant funds provided under subsection (c) shall not exceed an output of—

(1) 50,000,000 BTU per hour for heating; and

(2) 2 megawatts for electric power production.

(f) COMMUNITY WOOD ENERGY PLAN.—Within 18 months of receiving assistance under this section, communities shall utilize the technical assistance of the State forester to create a community wood energy plan identifying how local forests can be accessed in a sustainable manner to help meet the wood supply needs of systems purchased under this section.

(g) MATCHING FUNDS.—A State or local government receiving a grant under subsection (c) shall contribute an amount of non-Federal funds towards the acquisition of community wood energy systems that is at least equal to the amount of grant funds received by such State or local government.

(h) COMMUNITY WOOD ENERGY SYSTEM DEFINED.—The term “community wood energy system” includes single facility central heating, district heating, combined heat and energy systems, and other related biomass energy systems that service schools, town halls, libraries, and other public buildings.

(i) APPROPRIATION.—There are authorized to be appropriated such sums as may be necessary to carry out this section.

In section 404 of the Agricultural Credit Act of 1978, as added by section 8102, insert

after subsection (c) the following new subsection (and redesignate subsequent subsections):

“(d) INSECT AND DISEASE THREATS.—Notwithstanding subsection (c)(1), non-industrial private forest lands are eligible under this section if the Secretary determines that the lands are under an imminent threat of loss or damage by insect or disease and immediate action would help to avoid the loss or damage.

At the end of title IX add the following new section:

**SEC. 11310. PREVENTION AND INVESTIGATION OF PAYMENT AND FRAUD AND ERROR.**

Section 1113(k) of the Right to Financial Privacy Act of 1978 (12 U.S.C. 3413(k)) is amended to read as follows:

“(k) DISCLOSURE NECESSARY FOR PROPER ADMINISTRATION OF PROGRAMS OF CERTAIN GOVERNMENT AUTHORITIES.—

“(1) DISCLOSURE TO GOVERNMENT AUTHORITIES.—Nothing in this title shall apply to the disclosure by the financial institution of the financial records of any customer to the Department of the Treasury, the Social Security Administration, the Railroad Retirement Board, or any other Government authority that certifies, disburses, or collects payments, when the disclosure of such information is necessary to, and such information is used solely for the purposes of—

“(A) the proper administration of section 1441 of the Internal Revenue Code of 1986 (26 U.S.C. 1441);

“(B) the proper administration of title II of the Social Security Act (42 U.S.C. 401 et seq.);

“(C) the proper administration of the Railroad Retirement Act of 1974 (45 U.S.C. 231 et seq.);

“(D) the verification of the identify of any person in connection with the issuance of a Federal payment or collection of funds by a Government authority; or

“(E) the investigation or recovery of an improper Federal payment or collection of funds, or an improperly negotiated Treasury check.

“(2) LIMITATIONS ON SUBSEQUENT DISCLOSURE.—Notwithstanding any other provision of law, any request authorized by paragraph (1), and the information contained therein, may be used by the financial institution and its agents solely for the purpose of providing the customer's financial records to the Government authority requesting the information and shall be barred from redisclosure by the financial institution or its agents. Any Government authority receiving information pursuant to paragraph (1) may not disclose or use the information except for the purposes set forth in such paragraph.”

At the end of the bill, add the following:

**TITLE XII—PREVENTION OF TAX TREATY EXPLOITATION TO EVADE UNITED STATES TAXATION**

Sec. 12001. Limitation on treaty benefits for certain deductible payments.

**SEC. 12001. LIMITATION ON TREATY BENEFITS FOR CERTAIN DEDUCTIBLE PAYMENTS.**

(a) IN GENERAL.—Section 894 of the Internal Revenue Code of 1986 (relating to income affected by treaty) is amended by adding at the end the following new subsection:

“(d) LIMITATION ON TREATY BENEFITS FOR CERTAIN DEDUCTIBLE PAYMENTS.—

“(1) IN GENERAL.—In the case of any deductible related-party payment, the amount of any withholding tax imposed under chapter 3 (and any tax imposed under subpart A or B of this part) with respect to such payment shall not be less than the amount which would be imposed if the payment were made directly to the foreign parent corporation (taking into account any income tax treaty between the United States and the

country in which the foreign parent corporation is resident).

“(2) DEDUCTIBLE RELATED-PARTY PAYMENT.—For purposes of this subsection, the term ‘deductible related-party payment’ means any payment made, directly or indirectly, by any person to any other person if the payment is allowable as a deduction under this chapter and both persons are members of the same foreign controlled group of entities.

“(3) FOREIGN CONTROLLED GROUP OF ENTITIES.—For purposes of this subsection—

“(A) IN GENERAL.—The term ‘foreign controlled group of entities’ means a controlled group of entities the common parent of which is a foreign corporation.

“(B) CONTROLLED GROUP OF ENTITIES.—The term ‘controlled group of entities’ means a controlled group of corporations as defined in section 1563(a)(1), except that—

“(i) ‘more than 50 percent’ shall be substituted for ‘at least 80 percent’ each place it appears therein, and

“(ii) the determination shall be made without regard to subsections (a)(4) and (b)(2) of section 1563.

A partnership or any other entity (other than a corporation) shall be treated as a member of a controlled group of entities if such entity is controlled (within the meaning of section 954(d)(3)) by members of such group (including any entity treated as a member of such group by reason of this sentence).

“(4) FOREIGN PARENT CORPORATION.—For purposes of this subsection, the term ‘foreign parent corporation’ means, with respect to any deductible related-party payment, the common parent of the foreign controlled group of entities referred to in paragraph (3)(A).

“(5) REGULATIONS.—The Secretary may prescribe such regulations or other guidance as are necessary or appropriate to carry out the purposes of this subsection, including regulations or other guidance which provide for—

“(A) the treatment of two or more persons as members of a foreign controlled group of entities if such persons would be the common parent of such group if treated as one corporation, and

“(B) the treatment of any member of a foreign controlled group of entities as the common parent of such group if such treatment is appropriate taking into account the economic relationships among such entities.”.

(b) EFFECTIVE DATE.—The amendment made by this section shall apply to payments made after the date of the enactment of this Act.

The bill, as amended, was ordered to be engrossed and read a third time, was read a third time by title.

Mr. GOODLATTE moved to recommit the bill to the Committee on Agriculture with instructions to report the bill back to the House promptly with the following amendments:

Strike the two titles designated as title XII in the amendments contained in Part A of House Report 110-261 and adopt such amendments as may be necessary to comply with the Committee on Agriculture allocation under H. Con. Res. 99 of the 110th Congress.

After debate, By unanimous consent, the previous question was ordered on the motion to recommit with instructions.

The question being put, viva voce, Will the House recommit said bill with instructions?

The SPEAKER pro tempore, Mr. HASTINGS of Florida, announced that the yeas had it.

Mr. GOODLATTE demanded a recorded vote on agreeing to said motion, which demand was supported by one-fifth of a quorum, so a recorded vote was ordered.

The vote was taken by electronic device.

It was decided in the { Yeas ..... 198 negative ..... 223

¶105.24 [Roll No. 755]

AYES—198

- Aderholt, Akin, Alexander, Altmire, Bachmann, Bachus, Baker, Barrett (SC), Bartlett (MD), Barton (TX), Biggert, Bilbray, Bilirakis, Bishop (UT), Blackburn, Blunt, Boehner, Bonner, Bono, Boozman, Boustany, Brady (TX), Brown (GA), Brown (SC), Brown-Waite, Ginny, Buchanan, Burgess, Burton (IN), Buyer, Calvert, Camp (MI), Campbell (CA), Cannon, Cantor, Capito, Carter, Castle, Chabot, Coble, Cole (OK), Conaway, Cooper, Crenshaw, Culberson, Davis (KY), Davis, David, Davis, Tom, Deal (GA), Dent, Diaz-Balart, L., Diaz-Balart, M., Doolittle, Drake, Dreier, Duncan, Ehlers, Emerson, English (PA), Everett, Fallin, Feeney, Ferguson, Forbes, Fortenberry, Fossella, Foxx, Frank (AZ), Frelinghuysen, Gallegly, Garrett (NJ), Gerlach, Gilchrest, Gillmor, Gingrey, Gohmert, Goode, Goodlatte, Granger, Graves, Hall (TX), Hastings (WA), Hayes, Heller, Herger, Hobson, Hoekstra, Hulshof, Hunter, Inglis (SC), Jindal, Johnson (IL), Johnson, Sam, Jordan, Keller, Kind, King (IA), King (NY), Kingston, Kirk, Kline (MN), Knollenberg, Kuhl (NY), Lamborn, Lampson, Latham, LaTourette, Lewis (CA), Lewis (KY), Linder, LoBiondo, Lucas, Lungren, Daniel E., Mack, Manzullo, Marchant, McCarthy (CA), McCaul (TX), McCotter, McCreery, McHenry, McHugh, McKeon, McMorris, Rodgers, McNerney, Mica, Miller (MI), Miller, Gary, Mitchell, Moran (KS), Murphy, Patrick, Murphy, Tim, Musgrave, Myrick, Neugebauer, Nunes, Paul, Pearce, Pence, Peterson (PA), Petri, Pickering, Pitts, Platts, Poe, Porter, Price (GA), Pryce (OH), Putnam, Radanovich, Ramstad, Regula, Rehberg, Reichert, Renzi, Reynolds, Rogers (AL), Rogers (KY), Rogers (MI), Rohrabacher, Ros-Lehtinen, Roskam, Royce, Saxton, Schmidt, Sensenbrenner, Sessions, Shadegg, Shays, Shimkus, Shuster, Simpson, Smith (NE), Smith (NJ), Smith (TX), Souder, Stearns, Sullivan, Tancredo, Terry, Thornberry, Tiahrt, Tiberi, Turner, Upton, Walberg, Walden (OR), Walsh (NY), Wamp, Weldon (FL), Weller, Westmoreland, Whitfield, Wicker, Wilson (NM), Wilson (SC), Wolf, Young (AK), Young (FL)

NOES—223

- Abercrombie, Ackerman, Allen, Andrews, Arcuri, Baca, Baird, Baldwin, Barrow, Bean, Becerra, Berkley, Berman, Berry, Bishop (GA), Bishop (NY), Blumenauer, Boren, Boswell, Boucher, Boyd (FL), Boyd (KS), Brady (PA), Braley (IA), Brown, Corrine, Butterfield, Capps, Capuano, Cardoza, Carnahan, Carney, Carson, Castor, Chandler, Clay, Cleaver, Clyburn, Cohen, Conyers, Costa, Costello, Courtney, Cramer, Crowley, Cuellar, Cummings, Davis (AL), Davis (CA), Davis (IL), Davis, Lincoln, DeFazio, DeGette, Delahunt, DeLauro, Dicks, Dingell, Doggett, Donnelly, Doyle, Edwards, Ellison, Ellsworth, Engel, Eshoo, Etheridge, Farr, Fattah, Filner, Flake, Giffords, Gillibrand, Gonzalez, Gordon, Green, Al, Green, Gene, Grijalva, Gutierrez, Hall (NY), Hare, Harman, Hastings (FL), Hensarling, Herseth Sandlin, Higgins, Hill, Hinchey, Hinojosa, Hirono, Hodes, Holden, Holt, Honda, Hooley, Hoyer, Inslee, Israel, Jackson (IL), Kuhl (NY), Jackson-Lee (TX), Jefferson, Johnson (GA), Johnson, E. B., Jones (NC), Jones (OH), Kagen, Kanjorski, Kaptur, Kennedy, Kildee, Kilpatrick, Klein (FL), Langevin, Lantos, Larsen (WA), Larson (CT), Lee, Levin, Lewis (GA), Lipinski, Loebsack, Lofgren, Zoe, Lowey, Lynch, Mahoney (FL), Maloney (NY), Markey, Marshall, Matheson, Matsui, McCarthy (NY), McCollum (MN), McDermott, McGovern, McIntyre, McNulty, Meek (FL), Meeks (NY), Melancon, Michaud, Miller (FL), Miller (NC), Miller, George, Mollohan, Moore (KS), Moore (WI), Moran (VA), Murphy (CT), Murtha, Nadler, Napolitano, Neal (MA), Oberstar, Obey, Oliver, Ortiz, Pallone, Pascrell, Pastor, Waxman, Perlmutter, Peterson (MN), Pomeroy, Price (NC), Rahall, Rangel, Reyes, Rodriguez, Ross, Rothman, Roybal-Allard, Ruppersberger, Rush, Ryan (OH), Ryan (WI), Salazar, Sanchez, Linda Lee, T. Sanchez, Loretta, Sarbanes, Schakowsky, Schiff, Schwartz, Scott (GA), Scott (VA), Serrano, Sestak, Shea-Porter, Sherman, Shuler, Sires, Skelton, Slaughter, Smith (WA), Snyder, Solis, Space, Spratt, Stark, Stupak, Sutton, Tanner, Tauscher, Taylor, Thompson (CA), Thompson (MS), Tierney, Towns, Udall (CO), Udall (NM), Van Hollen, Velázquez, Visclosky, Walz (MN), Wasserman, Schultz, Watson, Watt, Waxman, Weiner, Welch (VT), Wexler, Wilson (OH), Woolsey, Wu, Wynn, Yarmuth

NOT VOTING—11

- Clarke, Cubin, Davis, Jo Ann Emanuel, Frank (MA), Hastert, Issa, Kucinich, LaHood, Sali, Waters

So the motion to recommit with instructions was not agreed to.

The question being put, viva voce, Will the House pass said bill?

The SPEAKER pro tempore, Mr. HASTINGS of Florida, announced that the yeas had it.

Mr. GOODLATTE demanded a recorded vote on passage of said bill, which demand was supported by one-fifth of a quorum, so a recorded vote was ordered.

The vote was taken by electronic device.

It was decided in the { Yeas ..... 231 affirmative ..... 191

¶105.25 [Roll No. 756]

AYES—231

- Abercrombie, Ackerman, Allen, Altmire, Andrews, Arcuri, Baca, Baldwin, Barrow, Becerra, Berkley, Berman, Berry, Bishop (GA), Bishop (NY), Boren, Boswell, Boucher, Boyd (FL), Boyda (KS), Brady (PA), Braley (IA), Brown, Corrine, Buchanan, Carney, Carson, Castor, Chandler, Clay, Cleaver, Clyburn, Cohen, Conyers, Costa, Costello, Courtney, Cramer, Crowley, Cuellar

Butterfield  
Capps  
Cardoza  
Carnahan  
Carney  
Carson  
Castor  
Chandler  
Clay  
Cleaver  
Clyburn  
Cohen  
Conyers  
Costa  
Costello  
Courtney  
Cramer  
Crowley  
Cuellar  
Cummings  
Davis (AL)  
Davis (CA)  
Davis (IL)  
Davis, Lincoln  
DeFazio  
DeGette  
DeLahunt  
DeLauro  
Dicks  
Dingell  
Doggett  
Donnelly  
Doyle  
Edwards  
Ellison  
Ellsworth  
Emerson  
Engel  
Eshoo  
Etheridge  
Farr  
Fattah  
Filner  
Forbes  
Fortenberry  
Giffords  
Gilchrest  
Gillibrand  
Gonzalez  
Gordon  
Graves  
Green, Al  
Green, Gene  
Grijalva  
Gutierrez  
Hall (NY)  
Hare  
Harman  
Hastings (FL)  
Hayes  
Herseeth Sandlin  
Higgins  
Hill  
Hinchey  
Hinojosa  
Hirono  
Hodes  
Holden  
Holt  
Honda

## NOES—191

Aderholt  
Akin  
Alexander  
Bachmann  
Bachus  
Baird  
Baker  
Barrett (SC)  
Bartlett (MD)  
Barton (TX)  
Bean  
Biggert  
Billbray  
Bilirakis  
Bishop (UT)  
Blackburn  
Blumenauer  
Blunt  
Boehner  
Bonner  
Bono  
Boozman  
Boustany  
Brady (TX)  
Broun (GA)  
Brown (SC)  
Brown-Waite,  
Ginny

Hooley  
Hoyer  
Hulshof  
Israel  
Jackson (IL)  
Jackson-Lee  
(TX)  
Jefferson  
Jindal  
Johnson (GA)  
Johnson (IL)  
Johnson, E. B.  
Jones (NC)  
Jones (OH)  
Kagen  
Kanjorski  
Kaptur  
Kennedy  
Kildee  
Kilpatrick  
Klein (FL)  
Kuhl (NY)  
Lampson  
Langevin  
Lantos  
Larsen (WA)  
Larson (CT)  
Lee  
Levin  
Lewis (GA)  
Lipinski  
Loebbeck  
Lofgren, Zoe  
Lowey  
Lynch  
Mahoney (FL)  
Maloney (NY)  
Markey  
Marshall  
Matheson  
Matsui  
McCarthy (NY)  
McCollum (MN)  
McGovern  
McHugh  
McIntyre  
McNerney  
McNulty  
Meek (FL)  
Meeke (NY)  
Melancon  
Michaud  
Miller (MI)  
Miller (NC)  
Miller, George  
Mollohan  
Moore (KS)  
Moore (WI)  
Murphy (CT)  
Murphy, Patrick  
Murtha  
Nadler  
Napolitano  
Neal (MA)  
Oberstar  
Obey  
Olver  
Ortiz  
Pallone  
Pascrell

Pastor  
Payne  
Perlmutter  
Peterson (MN)  
Pomeroy  
Price (NC)  
Rahall  
Rangel  
Rehberg  
Reyes  
Rodriguez  
Ross  
Rothman  
Roybal-Allard  
Ruppersberger  
Rush  
Ryan (OH)  
Salazar  
Sánchez, Linda  
T.  
Sanchez, Loretta  
Sarbanes  
Schakowsky  
Schiff  
Schwartz  
Scott (GA)  
Scott (VA)  
Serrano  
Sestak  
Shea-Porter  
Sherman  
Shuler  
Sires  
Skelton  
Slaughter  
Smith (NE)  
Snyder  
Solis  
Souder  
Space  
Spratt  
Stupak  
Sutton  
Tanner  
Tauscher  
Taylor  
Thompson (CA)  
Thompson (MS)  
Towns  
Udall (CO)  
Udall (NM)  
Van Hollen  
Velázquez  
Visclosky  
Walz (MN)  
Wasserman  
Schultz  
Waters  
Watson  
Watt  
Weiner  
Welch (VT)  
Wexler  
Whitfield  
Wilson (NM)  
Wilson (OH)  
Woolsey  
Wu  
Wynn  
Yarmuth

Hoekstra  
Hunter  
Inglis (SC)  
Inslee  
Johnson, Sam  
Jordan  
Keller  
Kind  
King (IA)  
King (NY)  
Kingston  
Kirk  
Kline (MN)  
Knollenberg  
Lamborn  
Latham  
LaTourette  
Lewis (GA)  
Lewis (KY)  
Linder  
LoBiondo  
Lucas  
Lungren, Daniel  
E.  
Mack  
Manzullo  
Marchant  
Scott (VA)  
McCarthy (CA)  
McCaul (TX)  
McCotter  
McCrery  
McDermott  
McHenry  
McKeon  
McMorris  
Rodgers  
Emerson  
Mica

## NOT VOTING—10

Clarke  
Cubin  
Davis, Jo Ann  
Emanuel  
Frank (MA)  
Hastert  
Issa  
Kucinich  
LaHood  
Tancredo

So the bill was passed.

A motion to reconsider the vote whereby said bill was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said bill.

#### 105.26 CLERK TO CORRECT ENGROSSMENT

On motion of Mr. PETERSON of Minnesota, by unanimous consent,

Ordered, That in the engrossment of the foregoing bill the Clerk be authorized to correct section numbers, punctuation, and cross references, and to make other such technical and conforming changes as may be necessary to reflect the actions of the House.

#### 105.27 PROVIDING FOR CONSIDERATION OF THE CONFERENCE REPORT TO H.R.

1

Mr. HASTINGS of Florida, by direction of the Committee on Rules, called up the following resolution (H. Res. 567):

Resolved, That upon adoption of this resolution it shall be in order to consider the conference report to accompany the bill (H.R. 1) to provide for the implementation of the recommendations of the National Commission on Terrorist Attacks Upon the United States. All points of order against the conference report and against its consideration are waived. The conference report shall be considered as read.

When said resolution was considered.

After debate,

Mr. HASTINGS of Florida, moved the previous question on the resolution to its adoption or rejection.

The question being put, viva voce, Will the House now order the previous question?

The SPEAKER pro tempore, Mr. MURTHA, announced that the yeas had it.

So the previous question on the resolution was ordered.

The question being put, viva voce,

Will the House agree to said resolution?

The SPEAKER pro tempore, Mr. MURTHA, announced that the yeas had it.

So the resolution was agreed to.

A motion to reconsider the vote whereby said resolution was agreed to was, by unanimous consent, laid on the table.

#### 105.28 9/11 COMMISSION

Mr. THOMPSON of Mississippi, pursuant to House Resolution 567, called up the following conference report (Rept. No. 110-259):

The committee of conference on the disagreeing votes of the two Houses on the amendment of the Senate to the bill (H.R. 1), to provide for the implementation of the recommendation of the National Commission on Terrorist Attacks Upon the United States, having met, after full and free conference, have agreed to recommend and do recommend to their respective Houses as follows:

That the House recede from its disagreement to the amendment of the Senate and agree to the same with an amendment as follows:

In lieu of the matter proposed to be inserted by the Senate amendment, insert the following:

#### SECTION 1. SHORT TITLE; TABLE OF CONTENTS.

(a) SHORT TITLE.—This Act may be cited as the “Implementing Recommendations of the 9/11 Commission Act of 2007”.

(b) TABLE OF CONTENTS.—The table of contents for this Act is as follows:

Sec. 1. Short title; table of contents.

#### TITLE I—HOMELAND SECURITY GRANTS

Sec. 101. Homeland Security Grant Program.  
Sec. 102. Other amendments to the Homeland Security Act of 2002.  
Sec. 103. Amendments to the Post-Katrina Emergency Management Reform Act of 2006.  
Sec. 104. Technical and conforming amendments.

#### TITLE II—EMERGENCY MANAGEMENT PERFORMANCE GRANTS

Sec. 201. Emergency management performance grant program.  
Sec. 202. Grants for construction of emergency operations centers.

#### TITLE III—ENSURING COMMUNICATIONS INTEROPERABILITY FOR FIRST RESPONDERS

Sec. 301. Interoperable emergency communications grant program.  
Sec. 302. Border interoperability demonstration project.

#### TITLE IV—STRENGTHENING USE OF THE INCIDENT COMMAND SYSTEM

Sec. 401. Definitions.  
Sec. 402. National exercise program design.  
Sec. 403. National exercise program model exercises.  
Sec. 404. Preidentifying and evaluating multi-jurisdictional facilities to strengthen incident command; private sector preparedness.  
Sec. 405. Federal response capability inventory.  
Sec. 406. Reporting requirements.  
Sec. 407. Federal preparedness.  
Sec. 408. Credentialing and typing.  
Sec. 409. Model standards and guidelines for critical infrastructure workers.  
Sec. 410. Authorization of appropriations.

**TITLE V—IMPROVING INTELLIGENCE AND INFORMATION SHARING WITHIN THE FEDERAL GOVERNMENT AND WITH STATE, LOCAL, AND TRIBAL GOVERNMENTS**

**Subtitle A—Homeland Security Information Sharing Enhancement**

- Sec. 501. Homeland Security Advisory System and information sharing.  
 Sec. 502. Intelligence Component Defined.  
 Sec. 503. Role of intelligence components, training, and information sharing.  
 Sec. 504. Information sharing.

**Subtitle B—Homeland Security Information Sharing Partnerships**

- Sec. 511. Department of Homeland Security State, Local, and Regional Fusion Center Initiative.  
 Sec. 512. Homeland Security Information Sharing Fellows Program.  
 Sec. 513. Rural Policing Institute.

**Subtitle C—Interagency Threat Assessment and Coordination Group**

- Sec. 521. Interagency Threat Assessment and Coordination Group.

**Subtitle D—Homeland Security Intelligence Offices Reorganization**

- Sec. 531. Office of Intelligence and Analysis and Office of Infrastructure Protection.

**Subtitle E—Authorization of Appropriations**

- Sec. 541. Authorization of appropriations.

**TITLE VI—CONGRESSIONAL OVERSIGHT OF INTELLIGENCE**

- Sec. 601. Availability to public of certain intelligence funding information.  
 Sec. 602. Public Interest Declassification Board.  
 Sec. 603. Sense of the Senate regarding a report on the 9/11 Commission recommendations with respect to intelligence reform and congressional intelligence oversight reform.  
 Sec. 604. Availability of funds for the Public Interest Declassification Board.  
 Sec. 605. Availability of the Executive Summary of the Report on Central Intelligence Agency Accountability Regarding the Terrorist Attacks of September 11, 2001.

**TITLE VII—STRENGTHENING EFFORTS TO PREVENT TERRORIST TRAVEL**

**Subtitle A—Terrorist Travel**

- Sec. 701. Report on international collaboration to increase border security, enhance global document security, and exchange terrorist information.

**Subtitle B—Visa Waiver**

- Sec. 711. Modernization of the visa waiver program.

**Subtitle C—Strengthening Terrorism Prevention Programs**

- Sec. 721. Strengthening the capabilities of the Human Smuggling and Trafficking Center.  
 Sec. 722. Enhancements to the terrorist travel program.  
 Sec. 723. Enhanced driver's license.  
 Sec. 724. Western Hemisphere Travel Initiative.  
 Sec. 725. Model ports-of-entry.

**Subtitle D—Miscellaneous Provisions**

- Sec. 731. Report regarding border security.

**TITLE VIII—PRIVACY AND CIVIL LIBERTIES**

- Sec. 801. Modification of authorities relating to Privacy and Civil Liberties Oversight Board.  
 Sec. 802. Department Privacy Officer.  
 Sec. 803. Privacy and civil liberties officers.  
 Sec. 804. Federal Agency Data Mining Reporting Act of 2007.

**TITLE IX—PRIVATE SECTOR PREPAREDNESS**

- Sec. 901. Private sector preparedness.

- Sec. 902. Responsibilities of the private sector Office of the Department.

**TITLE X—IMPROVING CRITICAL INFRASTRUCTURE SECURITY**

- Sec. 1001. National Asset Database.  
 Sec. 1002. Risk assessments and report.  
 Sec. 1003. Sense of Congress regarding the inclusion of levees in the National Infrastructure Protection Plan.

**TITLE XI—ENHANCED DEFENSES AGAINST WEAPONS OF MASS DESTRUCTION**

- Sec. 1101. National Biosurveillance Integration Center.  
 Sec. 1102. Biosurveillance efforts.  
 Sec. 1103. Interagency coordination to enhance defenses against nuclear and radiological weapons of mass destruction.  
 Sec. 1104. Integration of detection equipment and technologies.

**TITLE XII—TRANSPORTATION SECURITY PLANNING AND INFORMATION SHARING**

- Sec. 1201. Definitions.  
 Sec. 1202. Transportation security strategic planning.  
 Sec. 1203. Transportation security information sharing.  
 Sec. 1204. National domestic preparedness consortium.  
 Sec. 1205. National transportation security center of excellence.  
 Sec. 1206. Immunity for reports of suspected terrorist activity or suspicious behavior and response.

**TITLE XIII—TRANSPORTATION SECURITY ENHANCEMENTS**

- Sec. 1301. Definitions.  
 Sec. 1302. Enforcement authority.  
 Sec. 1303. Authorization of visible intermodal prevention and response teams.  
 Sec. 1304. Surface transportation security inspectors.  
 Sec. 1305. Surface transportation security technology information sharing.  
 Sec. 1306. TSA personnel limitations.  
 Sec. 1307. National explosives detection canine team training program.  
 Sec. 1308. Maritime and surface transportation security user fee study.  
 Sec. 1309. Prohibition of issuance of transportation security cards to convicted felons.  
 Sec. 1310. Roles of the Department of Homeland Security and the Department of Transportation.

**TITLE XIV—PUBLIC TRANSPORTATION SECURITY**

- Sec. 1401. Short title.  
 Sec. 1402. Definitions.  
 Sec. 1403. Findings.  
 Sec. 1404. National Strategy for Public Transportation Security.  
 Sec. 1405. Security assessments and plans.  
 Sec. 1406. Public transportation security assistance.  
 Sec. 1407. Security exercises.  
 Sec. 1408. Public transportation security training program.  
 Sec. 1409. Public transportation research and development.  
 Sec. 1410. Information sharing.  
 Sec. 1411. Threat assessments.  
 Sec. 1412. Reporting requirements.  
 Sec. 1413. Public transportation employee protections.  
 Sec. 1414. Security background checks of covered individuals for public transportation.  
 Sec. 1415. Limitation on fines and civil penalties.

**TITLE XV—SURFACE TRANSPORTATION SECURITY**

**Subtitle A—General Provisions**

- Sec. 1501. Definitions.  
 Sec. 1502. Oversight and grant procedures.

- Sec. 1503. Authorization of appropriations.  
 Sec. 1504. Public awareness.

**Subtitle B—Railroad Security**

- Sec. 1511. Railroad transportation security risk assessment and national strategy.  
 Sec. 1512. Railroad carrier assessments and plans.  
 Sec. 1513. Railroad security assistance.  
 Sec. 1514. Systemwide Amtrak security upgrades.  
 Sec. 1515. Fire and life safety improvements.  
 Sec. 1516. Railroad carrier exercises.  
 Sec. 1517. Railroad security training program.  
 Sec. 1518. Railroad security research and development.  
 Sec. 1519. Railroad tank car security testing.  
 Sec. 1520. Railroad threat assessments.  
 Sec. 1521. Railroad employee protections.  
 Sec. 1522. Security background checks of covered individuals.  
 Sec. 1523. Northern border railroad passenger report.  
 Sec. 1524. International Railroad Security Program.  
 Sec. 1525. Transmission line report.  
 Sec. 1526. Railroad security enhancements.  
 Sec. 1527. Applicability of District of Columbia law to certain Amtrak contracts.  
 Sec. 1528. Railroad preemption clarification.

**Subtitle C—Over-The-Road Bus and Trucking Security**

- Sec. 1531. Over-the-road bus security assessments and plans.  
 Sec. 1532. Over-the-road bus security assistance.  
 Sec. 1533. Over-the-road bus exercises.  
 Sec. 1534. Over-the-road bus security training program.  
 Sec. 1535. Over-the-road bus security research and development.  
 Sec. 1536. Motor carrier employee protections.  
 Sec. 1537. Unified carrier registration system agreement.  
 Sec. 1538. School bus transportation security.  
 Sec. 1539. Technical amendment.  
 Sec. 1540. Truck security assessment.  
 Sec. 1541. Memorandum of understanding annex.  
 Sec. 1542. DHS Inspector General report on trucking security grant program.

**Subtitle D—Hazardous Material and Pipeline Security**

- Sec. 1551. Railroad routing of security-sensitive materials.  
 Sec. 1552. Railroad security-sensitive material tracking.  
 Sec. 1553. Hazardous materials highway routing.  
 Sec. 1554. Motor carrier security-sensitive material tracking.  
 Sec. 1555. Hazardous materials security inspections and study.  
 Sec. 1556. Technical corrections.  
 Sec. 1557. Pipeline security inspections and enforcement.  
 Sec. 1558. Pipeline security and incident recovery plan.

**TITLE XVI—AVIATION**

- Sec. 1601. Airport checkpoint screening fund.  
 Sec. 1602. Screening of cargo carried aboard passenger aircraft.  
 Sec. 1603. In-line baggage screening.  
 Sec. 1604. In-line baggage system deployment.  
 Sec. 1605. Strategic plan to test and implement advanced passenger prescreening system.  
 Sec. 1606. Appeal and redress process for passengers wrongly delayed or prohibited from boarding a flight.  
 Sec. 1607. Strengthening explosives detection at passenger screening checkpoints.  
 Sec. 1608. Research and development of aviation transportation security technology.  
 Sec. 1609. Blast-resistant cargo containers.  
 Sec. 1610. Protection of passenger planes from explosives.

- Sec. 1611. Specialized training.  
 Sec. 1612. Certain TSA personnel limitations not to apply.  
 Sec. 1613. Pilot project to test different technologies at airport exit lanes.  
 Sec. 1614. Security credentials for airline crews.  
 Sec. 1615. Law enforcement officer biometric credential.  
 Sec. 1616. Repair station security.  
 Sec. 1617. General aviation security.  
 Sec. 1618. Extension of authorization of aviation security funding.

**TITLE XVII—MARITIME CARGO**

- Sec. 1701. Container scanning and seals.  
**TITLE XVIII—PREVENTING WEAPONS OF MASS DESTRUCTION PROLIFERATION AND TERRORISM**

- Sec. 1801. Findings.  
 Sec. 1802. Definitions.  
 Subtitle A—Repeal and Modification of Limitations on Assistance for Prevention of WMD Proliferation and Terrorism

- Sec. 1811. Repeal and modification of limitations on assistance for prevention of weapons of mass destruction proliferation and terrorism.

**Subtitle B—Proliferation Security Initiative**

- Sec. 1821. Proliferation Security Initiative improvements and authorities.  
 Sec. 1822. Authority to provide assistance to cooperative countries.

- Subtitle C—Assistance to Accelerate Programs to Prevent Weapons of Mass Destruction Proliferation and Terrorism**

- Sec. 1831. Statement of policy.  
 Sec. 1832. Authorization of appropriations for the Department of Defense Cooperative Threat Reduction Program.

- Sec. 1833. Authorization of appropriations for the Department of Energy programs to prevent weapons of mass destruction proliferation and terrorism.

- Subtitle D—Office of the United States Coordinator for the Prevention of Weapons of Mass Destruction Proliferation and Terrorism**

- Sec. 1841. Office of the United States Coordinator for the Prevention of Weapons of Mass Destruction Proliferation and Terrorism.

- Sec. 1842. Sense of Congress on United States-Russia cooperation and coordination on the prevention of weapons of mass destruction proliferation and terrorism.

- Subtitle E—Commission on the Prevention of Weapons of Mass Destruction Proliferation and Terrorism**

- Sec. 1851. Establishment of Commission on the Prevention of Weapons of Mass Destruction Proliferation and Terrorism.

- Sec. 1852. Purposes of Commission.  
 Sec. 1853. Composition of Commission.  
 Sec. 1854. Responsibilities of Commission.  
 Sec. 1855. Powers of Commission.  
 Sec. 1856. Nonapplicability of Federal Advisory Committee Act.

- Sec. 1857. Report.  
 Sec. 1858. Termination.  
 Sec. 1859. Funding.

- TITLE XIX—INTERNATIONAL COOPERATION ON ANTITERRORISM TECHNOLOGIES**

- Sec. 1901. Promoting antiterrorism capabilities through international cooperation.  
 Sec. 1902. Transparency of funds.

**TITLE XX—9/11 COMMISSION INTERNATIONAL IMPLEMENTATION**

- Sec. 2001. Short title.  
 Sec. 2002. Definition.  
 Subtitle A—Quality Educational Opportunities in Predominantly Muslim Countries.  
 Sec. 2011. Findings; Policy.

- Sec. 2012. International Muslim Youth Opportunity Fund.

- Sec. 2013. Annual report to Congress.  
 Sec. 2014. Extension of program to provide grants to American-sponsored schools in predominantly Muslim Countries to provide scholarships.

- Subtitle B—Democracy and Development in the Broader Middle East Region**

- Sec. 2021. Middle East Foundation.  
 Subtitle C—Reaffirming United States Moral Leadership

- Sec. 2031. Advancing United States interests through public diplomacy.  
 Sec. 2032. Oversight of international broadcasting.

- Sec. 2033. Expansion of United States scholarship, exchange, and library programs in predominantly Muslim countries.  
 Sec. 2034. United States policy toward detainees.

- Subtitle D—Strategy for the United States Relationship With Afghanistan, Pakistan, and Saudi Arabia**

- Sec. 2041. Afghanistan.  
 Sec. 2042. Pakistan.  
 Sec. 2043. Saudi Arabia.

**TITLE XXI—ADVANCING DEMOCRATIC VALUES**

- Sec. 2101. Short title.  
 Sec. 2102. Findings.  
 Sec. 2103. Statement of policy.  
 Sec. 2104. Definitions.

- Subtitle A—Activities to Enhance the Promotion of Democracy**

- Sec. 2111. Democracy Promotion at the Department of State.  
 Sec. 2112. Democracy Fellowship Program.  
 Sec. 2113. Investigations of violations of international humanitarian law.

- Subtitle B—Strategies and Reports on Human Rights and the Promotion of Democracy**

- Sec. 2121. Strategies, priorities, and annual report.  
 Sec. 2122. Translation of human rights reports.  
**Subtitle C—Advisory Committee on Democracy Promotion and the Internet Website of the Department of State**

- Sec. 2131. Advisory Committee on Democracy Promotion.  
 Sec. 2132. Sense of Congress regarding the Internet website of the Department of State.

- Subtitle D—Training in Democracy and Human Rights; Incentives**

- Sec. 2141. Training in democracy promotion and the protection of human rights.  
 Sec. 2142. Sense of Congress regarding ADVANCE Democracy Award.  
 Sec. 2143. Personnel policies at the Department of State.

- Subtitle E—Cooperation With Democratic Countries**

- Sec. 2151. Cooperation with democratic countries.

- Subtitle F—Funding for Promotion of Democracy**

- Sec. 2161. The United Nations Democracy Fund.  
 Sec. 2162. United States democracy assistance programs.

- TITLE XXII—INTEROPERABLE EMERGENCY COMMUNICATIONS**

- Sec. 2201. Interoperable emergency communications.  
 Sec. 2202. Clarification of congressional intent.  
 Sec. 2203. Cross border interoperability reports.  
 Sec. 2204. Extension of short quorum.

- Sec. 2205. Requiring reports to be submitted to certain committees.

- TITLE XXIII—EMERGENCY COMMUNICATIONS MODERNIZATION**

- Sec. 2301. Short title.

- Sec. 2302. Funding for program.  
 Sec. 2303. NTIA coordination of E-911 implementation.

**TITLE XXIV—MISCELLANEOUS PROVISIONS**

- Sec. 2401. Quadrennial homeland security review.

- Sec. 2402. Sense of the Congress regarding the prevention of radicalization leading to ideologically-based violence.

- Sec. 2403. Requiring reports to be submitted to certain committees.

- Sec. 2404. Demonstration project.  
 Sec. 2405. Under Secretary for Management of Department of Homeland Security.

- TITLE I—HOMELAND SECURITY GRANTS**

- SEC. 101. HOMELAND SECURITY GRANT PROGRAM.**

The Homeland Security Act of 2002 (6 U.S.C. 101 et seq.) is amended by adding at the end the following:

**“TITLE XX—HOMELAND SECURITY GRANTS**

**“SEC. 2001. DEFINITIONS.**  
 “In this title, the following definitions shall apply:

“(1) ADMINISTRATOR.—The term ‘Administrator’ means the Administrator of the Federal Emergency Management Agency.

“(2) APPROPRIATE COMMITTEES OF CONGRESS.—The term ‘appropriate committees of Congress’ means—

“(A) the Committee on Homeland Security and Governmental Affairs of the Senate; and

“(B) those committees of the House of Representatives that the Speaker of the House of Representatives determines appropriate.

“(3) CRITICAL INFRASTRUCTURE SECTORS.—The term ‘critical infrastructure sectors’ means the following sectors, in both urban and rural areas:

“(A) Agriculture and food.

“(B) Banking and finance.

“(C) Chemical industries.

“(D) Commercial facilities.

“(E) Commercial nuclear reactors, materials, and waste.

“(F) Dams.

“(G) The defense industrial base.

“(H) Emergency services.

“(I) Energy.

“(J) Government facilities.

“(K) Information technology.

“(L) National monuments and icons.

“(M) Postal and shipping.

“(N) Public health and health care.

“(O) Telecommunications.

“(P) Transportation systems.

“(Q) Water.

“(4) DIRECTLY ELIGIBLE TRIBE.—The term ‘directly eligible tribe’ means—

“(A) any Indian tribe—

“(i) that is located in the continental United States;

“(ii) that operates a law enforcement or emergency response agency with the capacity to respond to calls for law enforcement or emergency services;

“(iii)(I) that is located on or near an international border or a coastline bordering an ocean (including the Gulf of Mexico) or international waters;

“(II) that is located within 10 miles of a system or asset included on the prioritized critical infrastructure list established under section 210E(a)(2) or has such a system or asset within its territory;

“(III) that is located within or contiguous to 1 of the 50 most populous metropolitan statistical areas in the United States; or

“(IV) the jurisdiction of which includes not less than 1,000 square miles of Indian country, as that term is defined in section 1151 of title 18, United States Code; and

“(iv) that certifies to the Secretary that a State has not provided funds under section 2003



or 2004 to the Indian tribe or consortium of Indian tribes for the purpose for which direct funding is sought; and

“(B) a consortium of Indian tribes, if each tribe satisfies the requirements of subparagraph (A).

“(5) ELIGIBLE METROPOLITAN AREA.—The term ‘eligible metropolitan area’ means any of the 100 most populous metropolitan statistical areas in the United States.

“(6) HIGH-RISK URBAN AREA.—The term ‘high-risk urban area’ means a high-risk urban area designated under section 2003(b)(3)(A).

“(7) INDIAN TRIBE.—The term ‘Indian tribe’ has the meaning given that term in section 4(e) of the Indian Self-Determination Act (25 U.S.C. 450b(e)).

“(8) METROPOLITAN STATISTICAL AREA.—The term ‘metropolitan statistical area’ means a metropolitan statistical area, as defined by the Office of Management and Budget.

“(9) NATIONAL SPECIAL SECURITY EVENT.—The term ‘National Special Security Event’ means a designated event that, by virtue of its political, economic, social, or religious significance, may be the target of terrorism or other criminal activity.

“(10) POPULATION.—The term ‘population’ means population according to the most recent United States census population estimates available at the start of the relevant fiscal year.

“(11) POPULATION DENSITY.—The term ‘population density’ means population divided by land area in square miles.

“(12) QUALIFIED INTELLIGENCE ANALYST.—The term ‘qualified intelligence analyst’ means an intelligence analyst (as that term is defined in section 210A(j)), including law enforcement personnel—

“(A) who has successfully completed training to ensure baseline proficiency in intelligence analysis and production, as determined by the Secretary, which may include training using a curriculum developed under section 209; or

“(B) whose experience ensures baseline proficiency in intelligence analysis and production equivalent to the training required under subparagraph (A), as determined by the Secretary.

“(13) TARGET CAPABILITIES.—The term ‘target capabilities’ means the target capabilities for Federal, State, local, and tribal government preparedness for which guidelines are required to be established under section 646(a) of the Post-Katrina Emergency Management Reform Act of 2006 (6 U.S.C. 746(a)).

“(14) TRIBAL GOVERNMENT.—The term ‘tribal government’ means the government of an Indian tribe.

**“Subtitle A—Grants to States and High-Risk Urban Areas**

**“SEC. 2002. HOMELAND SECURITY GRANT PROGRAMS.**

“(a) GRANTS AUTHORIZED.—The Secretary, through the Administrator, may award grants under sections 2003 and 2004 to State, local, and tribal governments.

“(b) PROGRAMS NOT AFFECTED.—This subtitle shall not be construed to affect any of the following Federal programs:

“(1) Firefighter and other assistance programs authorized under the Federal Fire Prevention and Control Act of 1974 (15 U.S.C. 2201 et seq.).

“(2) Grants authorized under the Robert T. Stafford Disaster Relief and Emergency Assistance Act (42 U.S.C. 5121 et seq.).

“(3) Emergency Management Performance Grants under the amendments made by title II of the Implementing Recommendations of the 9/11 Commission Act of 2007.

“(4) Grants to protect critical infrastructure, including port security grants authorized under section 70107 of title 46, United States Code, and the grants authorized under title XIV, XV, and XVI of the Implementing Recommendations of the 9/11 Commission Act of 2007 and the amendments made by such titles.

“(5) The Metropolitan Medical Response System authorized under section 635 of the Post-

Katrina Emergency Management Reform Act of 2006 (6 U.S.C. 723).

“(6) The Interoperable Emergency Communications Grant Program authorized under title XVIII.

“(7) Grant programs other than those administered by the Department.

“(c) RELATIONSHIP TO OTHER LAWS.—

“(1) IN GENERAL.—The grant programs authorized under sections 2003 and 2004 shall supercede all grant programs authorized under section 1014 of the USA PATRIOT Act (42 U.S.C. 3714).

“(2) ALLOCATION.—The allocation of grants authorized under section 2003 or 2004 shall be governed by the terms of this subtitle and not by any other provision of law.

**“SEC. 2003. URBAN AREA SECURITY INITIATIVE.**

“(a) ESTABLISHMENT.—There is established an Urban Area Security Initiative to provide grants to assist high-risk urban areas in preventing, preparing for, protecting against, and responding to acts of terrorism.

“(b) ASSESSMENT AND DESIGNATION OF HIGH-RISK URBAN AREAS.—

“(1) IN GENERAL.—The Administrator shall designate high-risk urban areas to receive grants under this section based on procedures under this subsection.

“(2) INITIAL ASSESSMENT.—

“(A) IN GENERAL.—For each fiscal year, the Administrator shall conduct an initial assessment of the relative threat, vulnerability, and consequences from acts of terrorism faced by each eligible metropolitan area, including consideration of—

“(i) the factors set forth in subparagraphs (A) through (H) and (K) of section 2007(a)(1); and

“(ii) information and materials submitted under subparagraph (B).

“(B) SUBMISSION OF INFORMATION BY ELIGIBLE METROPOLITAN AREAS.—Prior to conducting each initial assessment under subparagraph (A), the Administrator shall provide each eligible metropolitan area with, and shall notify each eligible metropolitan area of, the opportunity to—

“(i) submit information that the eligible metropolitan area believes to be relevant to the determination of the threat, vulnerability, and consequences it faces from acts of terrorism; and

“(ii) review the risk assessment conducted by the Department of that eligible metropolitan area, including the bases for the assessment by the Department of the threat, vulnerability, and consequences from acts of terrorism faced by that eligible metropolitan area, and remedy erroneous or incomplete information.

“(3) DESIGNATION OF HIGH-RISK URBAN AREAS.—

“(A) DESIGNATION.—

“(i) IN GENERAL.—For each fiscal year, after conducting the initial assessment under paragraph (2), and based on that assessment, the Administrator shall designate high-risk urban areas that may submit applications for grants under this section.

“(ii) ADDITIONAL AREAS.—Notwithstanding paragraph (2), the Administrator may—

“(I) in any case where an eligible metropolitan area consists of more than 1 metropolitan division (as that term is defined by the Office of Management and Budget) designate more than 1 high-risk urban area within a single eligible metropolitan area; and

“(II) designate an area that is not an eligible metropolitan area as a high-risk urban area based on the assessment by the Administrator of the relative threat, vulnerability, and consequences from acts of terrorism faced by the area.

“(iii) RULE OF CONSTRUCTION.—Nothing in this subsection may be construed to require the Administrator to—

“(I) designate all eligible metropolitan areas that submit information to the Administrator under paragraph (2)(B)(i) as high-risk urban areas; or

“(II) designate all areas within an eligible metropolitan area as part of the high-risk urban area.

“(B) JURISDICTIONS INCLUDED IN HIGH-RISK URBAN AREAS.—

“(i) IN GENERAL.—In designating high-risk urban areas under subparagraph (A), the Administrator shall determine which jurisdictions, at a minimum, shall be included in each high-risk urban area.

“(ii) ADDITIONAL JURISDICTIONS.—A high-risk urban area designated by the Administrator may, in consultation with the State or States in which such high-risk urban area is located, add additional jurisdictions to the high-risk urban area.

“(c) APPLICATION.—

“(1) IN GENERAL.—An area designated as a high-risk urban area under subsection (b) may apply for a grant under this section.

“(2) MINIMUM CONTENTS OF APPLICATION.—In an application for a grant under this section, a high-risk urban area shall submit—

“(A) a plan describing the proposed division of responsibilities and distribution of funding among the local and tribal governments in the high-risk urban area;

“(B) the name of an individual to serve as a high-risk urban area liaison with the Department and among the various jurisdictions in the high-risk urban area; and

“(C) such information in support of the application as the Administrator may reasonably require.

“(3) ANNUAL APPLICATIONS.—Applicants for grants under this section shall apply or reapply on an annual basis.

“(4) STATE REVIEW AND TRANSMISSION.—

“(A) IN GENERAL.—To ensure consistency with State homeland security plans, a high-risk urban area applying for a grant under this section shall submit its application to each State within which any part of that high-risk urban area is located for review before submission of such application to the Department.

“(B) DEADLINE.—Not later than 30 days after receiving an application from a high-risk urban area under subparagraph (A), a State shall transmit the application to the Department.

“(C) OPPORTUNITY FOR STATE COMMENT.—If the Governor of a State determines that an application of a high-risk urban area is inconsistent with the State homeland security plan of that State, or otherwise does not support the application, the Governor shall—

“(i) notify the Administrator, in writing, of that fact; and

“(ii) provide an explanation of the reason for not supporting the application at the time of transmission of the application.

“(5) OPPORTUNITY TO AMEND.—In considering applications for grants under this section, the Administrator shall provide applicants with a reasonable opportunity to correct defects in the application, if any, before making final awards.

“(d) DISTRIBUTION OF AWARDS.—

“(1) IN GENERAL.—If the Administrator approves the application of a high-risk urban area for a grant under this section, the Administrator shall distribute the grant funds to the State or States in which that high-risk urban area is located.

“(2) STATE DISTRIBUTION OF FUNDS.—

“(A) IN GENERAL.—Not later than 45 days after the date that a State receives grant funds under paragraph (1), that State shall provide the high-risk urban area awarded that grant not less than 80 percent of the grant funds. Any funds retained by a State shall be expended on items, services, or activities that benefit the high-risk urban area.

“(B) FUNDS RETAINED.—A State shall provide each relevant high-risk urban area with an accounting of the items, services, or activities on which any funds retained by the State under subparagraph (A) were expended.

“(3) INTERSTATE URBAN AREAS.—If parts of a high-risk urban area awarded a grant under this section are located in 2 or more States, the



Administrator shall distribute to each such State—

“(A) a portion of the grant funds in accordance with the proposed distribution set forth in the application; or

“(B) if no agreement on distribution has been reached, a portion of the grant funds determined by the Administrator to be appropriate.

“(4) CERTIFICATIONS REGARDING DISTRIBUTION OF GRANT FUNDS TO HIGH-RISK URBAN AREAS.—A State that receives grant funds under paragraph (1) shall certify to the Administrator that the State has made available to the applicable high-risk urban area the required funds under paragraph (2).

“(e) AUTHORIZATION OF APPROPRIATIONS.—There are authorized to be appropriated for grants under this section—

“(1) \$850,000,000 for fiscal year 2008;

“(2) \$950,000,000 for fiscal year 2009;

“(3) \$1,050,000,000 for fiscal year 2010;

“(4) \$1,150,000,000 for fiscal year 2011;

“(5) \$1,300,000,000 for fiscal year 2012; and

“(6) such sums as are necessary for fiscal year 2013, and each fiscal year thereafter.

**“SEC. 2004. STATE HOMELAND SECURITY GRANT PROGRAM.**

“(a) ESTABLISHMENT.—There is established a State Homeland Security Grant Program to assist State, local, and tribal governments in preventing, preparing for, protecting against, and responding to acts of terrorism.

“(b) APPLICATION.—

“(1) IN GENERAL.—Each State may apply for a grant under this section, and shall submit such information in support of the application as the Administrator may reasonably require.

“(2) MINIMUM CONTENTS OF APPLICATION.—The Administrator shall require that each State include in its application, at a minimum—

“(A) the purpose for which the State seeks grant funds and the reasons why the State needs the grant to meet the target capabilities of that State;

“(B) a description of how the State plans to allocate the grant funds to local governments and Indian tribes; and

“(C) a budget showing how the State intends to expend the grant funds.

“(3) ANNUAL APPLICATIONS.—Applicants for grants under this section shall apply or reapply on an annual basis.

“(c) DISTRIBUTION TO LOCAL AND TRIBAL GOVERNMENTS.—

“(1) IN GENERAL.—Not later than 45 days after receiving grant funds, any State receiving a grant under this section shall make available to local and tribal governments, consistent with the applicable State homeland security plan—

“(A) not less than 80 percent of the grant funds;

“(B) with the consent of local and tribal governments, items, services, or activities having a value of not less than 80 percent of the amount of the grant; or

“(C) with the consent of local and tribal governments, grant funds combined with other items, services, or activities having a total value of not less than 80 percent of the amount of the grant.

“(2) CERTIFICATIONS REGARDING DISTRIBUTION OF GRANT FUNDS TO LOCAL GOVERNMENTS.—A State shall certify to the Administrator that the State has made the distribution to local and tribal governments required under paragraph (1).

“(3) EXTENSION OF PERIOD.—The Governor of a State may request in writing that the Administrator extend the period under paragraph (1) for an additional period of time. The Administrator may approve such a request if the Administrator determines that the resulting delay in providing grant funding to the local and tribal governments is necessary to promote effective investments to prevent, prepare for, protect against, or respond to acts of terrorism.

“(4) EXCEPTION.—Paragraph (1) shall not apply to the District of Columbia, the Common-

wealth of Puerto Rico, American Samoa, the Commonwealth of the Northern Mariana Islands, Guam, or the Virgin Islands.

“(5) DIRECT FUNDING.—If a State fails to make the distribution to local or tribal governments required under paragraph (1) in a timely fashion, a local or tribal government entitled to receive such distribution may petition the Administrator to request that grant funds be provided directly to the local or tribal government.

“(d) MULTISTATE APPLICATIONS.—

“(1) IN GENERAL.—Instead of, or in addition to, any application for a grant under subsection (b), 2 or more States may submit an application for a grant under this section in support of multistate efforts to prevent, prepare for, protect against, and respond to acts of terrorism.

“(2) ADMINISTRATION OF GRANT.—If a group of States applies for a grant under this section, such States shall submit to the Administrator at the time of application a plan describing—

“(A) the division of responsibilities for administering the grant; and

“(B) the distribution of funding among the States that are parties to the application.

“(e) MINIMUM ALLOCATION.—

“(1) IN GENERAL.—In allocating funds under this section, the Administrator shall ensure that—

“(A) except as provided in subparagraph (B), each State receives, from the funds appropriated for the State Homeland Security Grant Program established under this section, not less than an amount equal to—

“(i) 0.375 percent of the total funds appropriated for grants under this section and section 2003 in fiscal year 2008;

“(ii) 0.365 percent of the total funds appropriated for grants under this section and section 2003 in fiscal year 2009;

“(iii) 0.36 percent of the total funds appropriated for grants under this section and section 2003 in fiscal year 2010;

“(iv) 0.355 percent of the total funds appropriated for grants under this section and section 2003 in fiscal year 2011; and

“(v) 0.35 percent of the total funds appropriated for grants under this section and section 2003 in fiscal year 2012 and in each fiscal year thereafter; and

“(B) for each fiscal year, American Samoa, the Commonwealth of the Northern Mariana Islands, Guam, and the Virgin Islands each receive, from the funds appropriated for the State Homeland Security Grant Program established under this section, not less than an amount equal to 0.08 percent of the total funds appropriated for grants under this section and section 2003.

“(2) EFFECT OF MULTISTATE AWARD ON STATE MINIMUM.—Any portion of a multistate award provided to a State under subsection (d) shall be considered in calculating the minimum State allocation under this subsection.

“(f) AUTHORIZATION OF APPROPRIATIONS.—There are authorized to be appropriated for grants under this section—

“(1) \$950,000,000 for each of fiscal years 2008 through 2012; and

“(2) such sums as are necessary for fiscal year 2013, and each fiscal year thereafter.

**“SEC. 2005. GRANTS TO DIRECTLY ELIGIBLE TRIBES.**

“(a) IN GENERAL.—Notwithstanding section 2004(b), the Administrator may award grants to directly eligible tribes under section 2004.

“(b) TRIBAL APPLICATIONS.—A directly eligible tribe may apply for a grant under section 2004 by submitting an application to the Administrator that includes, as appropriate, the information required for an application by a State under section 2004(b).

“(c) CONSISTENCY WITH STATE PLANS.—

“(1) IN GENERAL.—To ensure consistency with any applicable State homeland security plan, a directly eligible tribe applying for a grant under section 2004 shall provide a copy of its application to each State within which any part of the

tribe is located for review before the tribe submits such application to the Department.

“(2) OPPORTUNITY FOR COMMENT.—If the Governor of a State determines that the application of a directly eligible tribe is inconsistent with the State homeland security plan of that State, or otherwise does not support the application, not later than 30 days after the date of receipt of that application the Governor shall—

“(A) notify the Administrator, in writing, of that fact; and

“(B) provide an explanation of the reason for not supporting the application.

“(d) FINAL AUTHORITY.—The Administrator shall have final authority to approve any application of a directly eligible tribe. The Administrator shall notify each State within the boundaries of which any part of a directly eligible tribe is located of the approval of an application by the tribe.

“(e) PRIORITIZATION.—The Administrator shall allocate funds to directly eligible tribes in accordance with the factors applicable to allocating funds among States under section 2007.

“(f) DISTRIBUTION OF AWARDS TO DIRECTLY ELIGIBLE TRIBES.—If the Administrator awards funds to a directly eligible tribe under this section, the Administrator shall distribute the grant funds directly to the tribe and not through any State.

“(g) MINIMUM ALLOCATION.—

“(1) IN GENERAL.—In allocating funds under this section, the Administrator shall ensure that, for each fiscal year, directly eligible tribes collectively receive, from the funds appropriated for the State Homeland Security Grant Program established under section 2004, not less than an amount equal to 0.1 percent of the total funds appropriated for grants under sections 2003 and 2004.

“(2) EXCEPTION.—This subsection shall not apply in any fiscal year in which the Administrator—

“(A) receives fewer than 5 applications under this section; or

“(B) does not approve at least 2 applications under this section.

“(h) TRIBAL LIAISON.—A directly eligible tribe applying for a grant under section 2004 shall designate an individual to serve as a tribal liaison with the Department and other Federal, State, local, and regional government officials concerning preventing, preparing for, protecting against, and responding to acts of terrorism.

“(i) ELIGIBILITY FOR OTHER FUNDS.—A directly eligible tribe that receives a grant under section 2004 may receive funds for other purposes under a grant from the State or States within the boundaries of which any part of such tribe is located and from any high-risk urban area of which it is a part, consistent with the homeland security plan of the State or high-risk urban area.

“(j) STATE OBLIGATIONS.—

“(1) IN GENERAL.—States shall be responsible for allocating grant funds received under section 2004 to tribal governments in order to help those tribal communities achieve target capabilities not achieved through grants to directly eligible tribes.

“(2) DISTRIBUTION OF GRANT FUNDS.—With respect to a grant to a State under section 2004, an Indian tribe shall be eligible for funding directly from that State, and shall not be required to seek funding from any local government.

“(3) IMPOSITION OF REQUIREMENTS.—A State may not impose unreasonable or unduly burdensome requirements on an Indian tribe as a condition of providing the Indian tribe with grant funds or resources under section 2004.

“(k) RULE OF CONSTRUCTION.—Nothing in this section shall be construed to affect the authority of an Indian tribe that receives funds under this subtitle.

**“SEC. 2006. TERRORISM PREVENTION.**

“(a) LAW ENFORCEMENT TERRORISM PREVENTION PROGRAM.—

“(1) IN GENERAL.—The Administrator shall ensure that not less than 25 percent of the total

combined funds appropriated for grants under sections 2003 and 2004 is used for law enforcement terrorism prevention activities.

“(2) **LAW ENFORCEMENT TERRORISM PREVENTION ACTIVITIES.**—Law enforcement terrorism prevention activities include—

“(A) information sharing and analysis;

“(B) target hardening;

“(C) threat recognition;

“(D) terrorist interdiction;

“(E) overtime expenses consistent with a State homeland security plan, including for the provision of enhanced law enforcement operations in support of Federal agencies, including for increased border security and border crossing enforcement;

“(F) establishing, enhancing, and staffing with appropriately qualified personnel State, local, and regional fusion centers that comply with the guidelines established under section 210A(i);

“(G) paying salaries and benefits for personnel, including individuals employed by the grant recipient on the date of the relevant grant application, to serve as qualified intelligence analysts;

“(H) any other activity permitted under the Fiscal Year 2007 Program Guidance of the Department for the Law Enforcement Terrorism Prevention Program; and

“(I) any other terrorism prevention activity authorized by the Administrator.

“(3) **PARTICIPATION OF UNDERREPRESENTED COMMUNITIES IN FUSION CENTERS.**—The Administrator shall ensure that grant funds described in paragraph (1) are used to support the participation, as appropriate, of law enforcement and other emergency response providers from rural and other underrepresented communities at risk from acts of terrorism in fusion centers.

“(b) **OFFICE FOR STATE AND LOCAL LAW ENFORCEMENT.**—

“(1) **ESTABLISHMENT.**—There is established in the Policy Directorate of the Department an Office for State and Local Law Enforcement, which shall be headed by an Assistant Secretary for State and Local Law Enforcement.

“(2) **QUALIFICATIONS.**—The Assistant Secretary for State and Local Law Enforcement shall have an appropriate background with experience in law enforcement, intelligence, and other counterterrorism functions.

“(3) **ASSIGNMENT OF PERSONNEL.**—The Secretary shall assign to the Office for State and Local Law Enforcement permanent staff and, as appropriate and consistent with sections 506(c)(2), 821, and 888(d), other appropriate personnel detailed from other components of the Department to carry out the responsibilities under this subsection.

“(4) **RESPONSIBILITIES.**—The Assistant Secretary for State and Local Law Enforcement shall—

“(A) lead the coordination of Department-wide policies relating to the role of State and local law enforcement in preventing, preparing for, protecting against, and responding to natural disasters, acts of terrorism, and other man-made disasters within the United States;

“(B) serve as a liaison between State, local, and tribal law enforcement agencies and the Department;

“(C) coordinate with the Office of Intelligence and Analysis to ensure the intelligence and information sharing requirements of State, local, and tribal law enforcement agencies are being addressed;

“(D) work with the Administrator to ensure that law enforcement and terrorism-focused grants to State, local, and tribal government agencies, including grants under sections 2003 and 2004, the Commercial Equipment Direct Assistance Program, and other grants administered by the Department to support fusion centers and law enforcement-oriented programs, are appropriately focused on terrorism prevention activities;

“(E) coordinate with the Science and Technology Directorate, the Federal Emergency

Management Agency, the Department of Justice, the National Institute of Justice, law enforcement organizations, and other appropriate entities to support the development, promulgation, and updating, as necessary, of national voluntary consensus standards for training and personal protective equipment to be used in a tactical environment by law enforcement officers; and

“(F) conduct, jointly with the Administrator, a study to determine the efficacy and feasibility of establishing specialized law enforcement deployment teams to assist State, local, and tribal governments in responding to natural disasters, acts of terrorism, or other man-made disasters and report on the results of that study to the appropriate committees of Congress.

“(5) **RULE OF CONSTRUCTION.**—Nothing in this subsection shall be construed to diminish, supercede, or replace the responsibilities, authorities, or role of the Administrator.

“(b) **SEC. 2007. PRIORITIZATION.**

“(a) **IN GENERAL.**—In allocating funds among States and high-risk urban areas applying for grants under section 2003 or 2004, the Administrator shall consider, for each State or high-risk urban area—

“(1) its relative threat, vulnerability, and consequences from acts of terrorism, including consideration of—

“(A) its population, including appropriate consideration of military, tourist, and commuter populations;

“(B) its population density;

“(C) its history of threats, including whether it has been the target of a prior act of terrorism;

“(D) its degree of threat, vulnerability, and consequences related to critical infrastructure (for all critical infrastructure sectors) or key resources identified by the Administrator or the State homeland security plan, including threats, vulnerabilities, and consequences related to critical infrastructure or key resources in nearby jurisdictions;

“(E) the most current threat assessments available to the Department;

“(F) whether the State has, or the high-risk urban area is located at or near, an international border;

“(G) whether it has a coastline bordering an ocean (including the Gulf of Mexico) or international waters;

“(H) its likely need to respond to acts of terrorism occurring in nearby jurisdictions;

“(I) the extent to which it has unmet target capabilities;

“(J) in the case of a high-risk urban area, the extent to which that high-risk urban area includes—

“(i) those incorporated municipalities, counties, parishes, and Indian tribes within the relevant eligible metropolitan area, the inclusion of which will enhance regional efforts to prevent, prepare for, protect against, and respond to acts of terrorism; and

“(ii) other local and tribal governments in the surrounding area that are likely to be called upon to respond to acts of terrorism within the high-risk urban area; and

“(K) such other factors as are specified in writing by the Administrator; and

“(2) the anticipated effectiveness of the proposed use of the grant by the State or high-risk urban area in increasing the ability of that State or high-risk urban area to prevent, prepare for, protect against, and respond to acts of terrorism, to meet its target capabilities, and to otherwise reduce the overall risk to the high-risk urban area, the State, or the Nation.

“(b) **TYPES OF THREAT.**—In assessing threat under this section, the Administrator shall consider the following types of threat to critical infrastructure sectors and to populations in all areas of the United States, urban and rural:

“(1) Biological.

“(2) Chemical.

“(3) Cyber.

“(4) Explosives.

“(5) Incendiary.

“(6) Nuclear.

“(7) Radiological.

“(8) Suicide bombers.

“(9) Such other types of threat determined relevant by the Administrator.

“(b) **SEC. 2008. USE OF FUNDS.**

“(a) **PERMITTED USES.**—Grants awarded under section 2003 or 2004 may be used to achieve target capabilities related to preventing, preparing for, protecting against, and responding to acts of terrorism, consistent with a State homeland security plan and relevant local, tribal, and regional homeland security plans, through—

“(1) developing and enhancing homeland security, emergency management, or other relevant plans, assessments, or mutual aid agreements;

“(2) designing, conducting, and evaluating training and exercises, including training and exercises conducted under section 512 of this Act and section 648 of the Post-Katrina Emergency Management Reform Act of 2006 (6 U.S.C. 748);

“(3) protecting a system or asset included on the prioritized critical infrastructure list established under section 210E(a)(2);

“(4) purchasing, upgrading, storing, or maintaining equipment, including computer hardware and software;

“(5) ensuring operability and achieving interoperability of emergency communications;

“(6) responding to an increase in the threat level under the Homeland Security Advisory System, or to the needs resulting from a National Special Security Event;

“(7) establishing, enhancing, and staffing with appropriately qualified personnel State, local, and regional fusion centers that comply with the guidelines established under section 210A(i);

“(8) enhancing school preparedness;

“(9) supporting public safety answering points;

“(10) paying salaries and benefits for personnel, including individuals employed by the grant recipient on the date of the relevant grant application, to serve as qualified intelligence analysts;

“(11) paying expenses directly related to administration of the grant, except that such expenses may not exceed 3 percent of the amount of the grant;

“(12) any activity permitted under the Fiscal Year 2007 Program Guidance of the Department for the State Homeland Security Grant Program, the Urban Area Security Initiative (including activities permitted under the full-time counterterrorism staffing pilot), or the Law Enforcement Terrorism Prevention Program; and

“(13) any other appropriate activity, as determined by the Administrator.

“(b) **LIMITATIONS ON USE OF FUNDS.**—

“(1) **IN GENERAL.**—Funds provided under section 2003 or 2004 may not be used—

“(A) to supplant State or local funds, except that nothing in this paragraph shall prohibit the use of grant funds provided to a State or high-risk urban area for otherwise permissible uses under subsection (a) on the basis that a State or high-risk urban area has previously used State or local funds to support the same or similar uses; or

“(B) for any State or local government cost-sharing contribution.

“(2) **PERSONNEL.**—

“(A) **IN GENERAL.**—Not more than 50 percent of the amount awarded to a grant recipient under section 2003 or 2004 in any fiscal year may be used to pay for personnel, including overtime and backfill costs, in support of the permitted uses under subsection (a).

“(B) **WAIVER.**—At the request of the recipient of a grant under section 2003 or 2004, the Administrator may grant a waiver of the limitation under subparagraph (A).

“(3) **CONSTRUCTION.**—

“(A) **IN GENERAL.**—A grant awarded under section 2003 or 2004 may not be used to acquire

land or to construct buildings or other physical facilities.

**“(B) EXCEPTIONS.—**

**“(i) IN GENERAL.—**Notwithstanding subparagraph (A), nothing in this paragraph shall prohibit the use of a grant awarded under section 2003 or 2004 to achieve target capabilities related to preventing, preparing for, protecting against, or responding to acts of terrorism, including through the alteration or remodeling of existing buildings for the purpose of making such buildings secure against acts of terrorism.

**“(ii) REQUIREMENTS FOR EXCEPTION.—**No grant awarded under section 2003 or 2004 may be used for a purpose described in clause (i) unless—

**“(I) specifically approved by the Administrator;**

**“(II) any construction work occurs under terms and conditions consistent with the requirements under section 611(j)(9) of the Robert T. Stafford Disaster Relief and Emergency Assistance Act (42 U.S.C. 5196(j)(9)); and**

**“(III) the amount allocated for purposes under clause (i) does not exceed the greater of \$1,000,000 or 15 percent of the grant award.**

**“(4) RECREATION.—**Grants awarded under this subtitle may not be used for recreational or social purposes.

**“(c) MULTIPLE-PURPOSE FUNDS.—**Nothing in this subtitle shall be construed to prohibit State, local, or tribal governments from using grant funds under sections 2003 and 2004 in a manner that enhances preparedness for disasters unrelated to acts of terrorism, if such use assists such governments in achieving target capabilities related to preventing, preparing for, protecting against, or responding to acts of terrorism.

**“(d) REIMBURSEMENT OF COSTS.—**

**“(1) PAID-ON-CALL OR VOLUNTEER REIMBURSEMENT.—**In addition to the activities described in subsection (a), a grant under section 2003 or 2004 may be used to provide a reasonable stipend to paid-on-call or volunteer emergency response providers who are not otherwise compensated for travel to or participation in training or exercises related to the purposes of this subtitle. Any such reimbursement shall not be considered compensation for purposes of rendering an emergency response provider an employee under the Fair Labor Standards Act of 1938 (29 U.S.C. 201 et seq.).

**“(2) PERFORMANCE OF FEDERAL DUTY.—**An applicant for a grant under section 2003 or 2004 may petition the Administrator to use the funds from its grants under those sections for the reimbursement of the cost of any activity relating to preventing, preparing for, protecting against, or responding to acts of terrorism that is a Federal duty and usually performed by a Federal agency, and that is being performed by a State or local government under agreement with a Federal agency.

**“(e) FLEXIBILITY IN UNSPENT HOMELAND SECURITY GRANT FUNDS.—**Upon request by the recipient of a grant under section 2003 or 2004, the Administrator may authorize the grant recipient to transfer all or part of the grant funds from uses specified in the grant agreement to other uses authorized under this section, if the Administrator determines that such transfer is in the interests of homeland security.

**“(f) EQUIPMENT STANDARDS.—**If an applicant for a grant under section 2003 or 2004 proposes to upgrade or purchase, with assistance provided under that grant, new equipment or systems that do not meet or exceed any applicable national voluntary consensus standards developed under section 647 of the Post-Katrina Emergency Management Reform Act of 2006 (6 U.S.C. 747), the applicant shall include in its application an explanation of why such equipment or systems will serve the needs of the applicant better than equipment or systems that meet or exceed such standards.

**“Subtitle B—Grants Administration**

**“SEC. 2021. ADMINISTRATION AND COORDINATION.**

**“(a) REGIONAL COORDINATION.—**The Administrator shall ensure that—

**“(1) all recipients of grants administered by the Department to prevent, prepare for, protect against, or respond to natural disasters, acts of terrorism, or other man-made disasters (excluding assistance provided under section 203, title IV, or title V of the Robert T. Stafford Disaster Relief and Emergency Assistance Act (42 U.S.C. 5133, 5170 et seq., and 5191 et seq.)) coordinate, as appropriate, their prevention, preparedness, and protection efforts with neighboring State, local, and tribal governments; and**

**“(2) all high-risk urban areas and other recipients of grants administered by the Department to prevent, prepare for, protect against, or respond to natural disasters, acts of terrorism, or other man-made disasters (excluding assistance provided under section 203, title IV, or title V of the Robert T. Stafford Disaster Relief and Emergency Assistance Act (42 U.S.C. 5133, 5170 et seq., and 5191 et seq.)) that include or substantially affect parts or all of more than 1 State coordinate, as appropriate, across State boundaries, including, where appropriate, through the use of regional working groups and requirements for regional plans.**

**“(b) PLANNING COMMITTEES.—**

**“(1) IN GENERAL.—**Any State or high-risk urban area receiving a grant under section 2003 or 2004 shall establish a planning committee to assist in preparation and revision of the State, regional, or local homeland security plan and to assist in determining effective funding priorities for grants under sections 2003 and 2004.

**“(2) COMPOSITION.—**

**“(A) IN GENERAL.—**The planning committee shall include representatives of significant stakeholders, including—

**“(i) local and tribal government officials; and**

**“(ii) emergency response providers, which shall include representatives of the fire service, law enforcement, emergency medical response, and emergency managers.**

**“(B) GEOGRAPHIC REPRESENTATION.—**The members of the planning committee shall be a representative group of individuals from the counties, cities, towns, and Indian tribes within the State or high-risk urban area, including, as appropriate, representatives of rural, high-population, and high-threat jurisdictions.

**“(3) EXISTING PLANNING COMMITTEES.—**Nothing in this subsection may be construed to require that any State or high-risk urban area create a planning committee if that State or high-risk urban area has established and uses a multijurisdictional planning committee or commission that meets the requirements of this subsection.

**“(c) INTERAGENCY COORDINATION.—**

**“(1) IN GENERAL.—**Not later than 12 months after the date of enactment of the Implementing Recommendations of the 9/11 Commission Act of 2007, the Secretary (acting through the Administrator), the Attorney General, the Secretary of Health and Human Services, and the heads of other agencies providing assistance to State, local, and tribal governments for preventing, preparing for, protecting against, and responding to natural disasters, acts of terrorism, and other man-made disasters, shall jointly—

**“(A) compile a comprehensive list of Federal grant programs for State, local, and tribal governments for preventing, preparing for, protecting against, and responding to natural disasters, acts of terrorism, and other man-made disasters;**

**“(B) compile the planning, reporting, application, and other requirements and guidance for the grant programs described in subparagraph (A);**

**“(C) develop recommendations, as appropriate, to—**

**“(i) eliminate redundant and duplicative requirements for State, local, and tribal govern-**

**ments, including onerous application and ongoing reporting requirements;**

**“(ii) ensure accountability of the programs to the intended purposes of such programs;**

**“(iii) coordinate allocation of grant funds to avoid duplicative or inconsistent purchases by the recipients;**

**“(iv) make the programs more accessible and user friendly to applicants; and**

**“(v) ensure the programs are coordinated to enhance the overall preparedness of the Nation;**

**“(D) submit the information and recommendations under subparagraphs (A), (B), and (C) to the appropriate committees of Congress; and**

**“(E) provide the appropriate committees of Congress, the Comptroller General, and any officer or employee of the Government Accountability Office with full access to any information collected or reviewed in preparing the submission under subparagraph (D).**

**“(2) SCOPE OF TASK.—**Nothing in this subsection shall authorize the elimination, or the alteration of the purposes, as delineated by statute, regulation, or guidance, of any grant program that exists on the date of the enactment of the Implementing Recommendations of the 9/11 Commission Act of 2007, nor authorize the review or preparation of proposals on the elimination, or the alteration of such purposes, of any such grant program.

**“(d) SENSE OF CONGRESS.—**It is the sense of Congress that, in order to ensure that the Nation is most effectively able to prevent, prepare for, protect against, and respond to all hazards, including natural disasters, acts of terrorism, and other man-made disasters—

**“(1) the Department should administer a coherent and coordinated system of both terrorism-focused and all-hazards grants;**

**“(2) there should be a continuing and appropriate balance between funding for terrorism-focused and all-hazards preparedness, as reflected in the authorizations of appropriations for grants under the amendments made by titles I and II, as applicable, of the Implementing Recommendations of the 9/11 Commission Act of 2007; and**

**“(3) with respect to terrorism-focused grants, it is necessary to ensure both that the target capabilities of the highest risk areas are achieved quickly and that basic levels of preparedness, as measured by the attainment of target capabilities, are achieved nationwide.**

**“SEC. 2022. ACCOUNTABILITY.**

**“(a) AUDITS OF GRANT PROGRAMS.—**

**“(1) COMPLIANCE REQUIREMENTS.—**

**“(A) AUDIT REQUIREMENT.—**Each recipient of a grant administered by the Department that expends not less than \$500,000 in Federal funds during its fiscal year shall submit to the Administrator a copy of the organization-wide financial and compliance audit report required under chapter 75 of title 31, United States Code.

**“(B) ACCESS TO INFORMATION.—**The Department and each recipient of a grant administered by the Department shall provide the Comptroller General and any officer or employee of the Government Accountability Office with full access to information regarding the activities carried out related to any grant administered by the Department.

**“(C) IMPROPER PAYMENTS.—**Consistent with the Improper Payments Information Act of 2002 (31 U.S.C. 3321 note), for each of the grant programs under sections 2003 and 2004 of this title and section 662 of the Post-Katrina Emergency Management Reform Act of 2006 (6 U.S.C. 762), the Administrator shall specify policies and procedures for—

**“(i) identifying activities funded under any such grant program that are susceptible to significant improper payments; and**

**“(ii) reporting any improper payments to the Department.**

**“(2) AGENCY PROGRAM REVIEW.—**

**“(A) IN GENERAL.—**Not less than once every 2 years, the Administrator shall conduct, for each State and high-risk urban area receiving a

grant administered by the Department, a programmatic and financial review of all grants awarded by the Department to prevent, prepare for, protect against, or respond to natural disasters, acts of terrorism, or other man-made disasters, excluding assistance provided under section 203, title IV, or title V of the Robert T. Stafford Disaster Relief and Emergency Assistance Act (42 U.S.C. 5133, 5170 et seq., and 5191 et seq.).

“(B) CONTENTS.—Each review under subparagraph (A) shall, at a minimum, examine—

“(i) whether the funds awarded were used in accordance with the law, program guidance, and State homeland security plans or other applicable plans; and

“(ii) the extent to which funds awarded enhanced the ability of a grantee to prevent, prepare for, protect against, and respond to natural disasters, acts of terrorism, and other man-made disasters.

“(C) AUTHORIZATION OF APPROPRIATIONS.—In addition to any other amounts authorized to be appropriated to the Administrator, there are authorized to be appropriated to the Administrator for reviews under this paragraph—

“(i) \$8,000,000 for each of fiscal years 2008, 2009, and 2010; and

“(ii) such sums as are necessary for fiscal year 2011, and each fiscal year thereafter.

“(3) OFFICE OF INSPECTOR GENERAL PERFORMANCE AUDITS.—

“(A) IN GENERAL.—In order to ensure the effective and appropriate use of grants administered by the Department, the Inspector General of the Department each year shall conduct audits of a sample of States and high-risk urban areas that receive grants administered by the Department to prevent, prepare for, protect against, or respond to natural disasters, acts of terrorism, or other man-made disasters, excluding assistance provided under section 203, title IV, or title V of the Robert T. Stafford Disaster Relief and Emergency Assistance Act (42 U.S.C. 5133, 5170 et seq., and 5191 et seq.).

“(B) DETERMINING SAMPLES.—The sample selected for audits under subparagraph (A) shall be—

“(i) of an appropriate size to—

“(I) assess the overall integrity of the grant programs described in subparagraph (A); and

“(II) act as a deterrent to financial mismanagement; and

“(ii) selected based on—

“(I) the size of the grants awarded to the recipient;

“(II) the past grant management performance of the recipient;

“(III) concerns identified by the Administrator, including referrals from the Administrator; and

“(IV) such other factors as determined by the Inspector General of the Department.

“(C) COMPREHENSIVE AUDITING.—During the 7-year period beginning on the date of enactment of the Implementing Recommendations of the 9/11 Commission Act of 2007, the Inspector General of the Department shall conduct not fewer than 1 audit of each State that receives funds under a grant under section 2003 or 2004.

“(D) REPORT BY THE INSPECTOR GENERAL.—

“(i) IN GENERAL.—The Inspector General of the Department shall submit to the appropriate committees of Congress an annual consolidated report regarding the audits completed during the fiscal year before the date of that report.

“(ii) CONTENTS.—Each report submitted under clause (i) shall describe, for the fiscal year before the date of that report—

“(I) the audits conducted under subparagraph (A);

“(II) the findings of the Inspector General with respect to the audits conducted under subparagraph (A);

“(III) whether the funds awarded were used in accordance with the law, program guidance, and State homeland security plans and other applicable plans; and

“(IV) the extent to which funds awarded enhanced the ability of a grantee to prevent, pre-

pare for, protect against, and respond to natural disasters, acts of terrorism and other man-made disasters.

“(iii) DEADLINE.—For each year, the report required under clause (i) shall be submitted not later than December 31.

“(E) PUBLIC AVAILABILITY ON WEBSITE.—The Inspector General of the Department shall make each audit conducted under subparagraph (A) available on the website of the Inspector General, subject to redaction as the Inspector General determines necessary to protect classified and other sensitive information.

“(F) PROVISION OF INFORMATION TO ADMINISTRATOR.—The Inspector General of the Department shall provide to the Administrator any findings and recommendations from audits conducted under subparagraph (A).

“(G) EVALUATION OF GRANTS MANAGEMENT AND OVERSIGHT.—Not later than 1 year after the date of enactment of the Implementing Recommendations of the 9/11 Commission Act of 2007, the Inspector General of the Department shall review and evaluate the grants management and oversight practices of the Federal Emergency Management Agency, including assessment of and recommendations relating to—

“(i) the skills, resources, and capabilities of the workforce; and

“(ii) any additional resources and staff necessary to carry out such management and oversight.

“(H) AUTHORIZATION OF APPROPRIATIONS.—In addition to any other amounts authorized to be appropriated to the Inspector General of the Department, there are authorized to be appropriated to the Inspector General of the Department for audits under subparagraph (A)—

“(i) \$8,500,000 for each of fiscal years 2008, 2009, and 2010; and

“(ii) such sums as are necessary for fiscal year 2011, and each fiscal year thereafter.

“(4) PERFORMANCE ASSESSMENT.—In order to ensure that States and high-risk urban areas are using grants administered by the Department appropriately to meet target capabilities and preparedness priorities, the Administrator shall—

“(A) ensure that any such State or high-risk urban area conducts or participates in exercises under section 648(b) of the Post-Katrina Emergency Management Reform Act of 2006 (6 U.S.C. 748(b));

“(B) use performance metrics in accordance with the comprehensive assessment system under section 649 of the Post-Katrina Emergency Management Reform Act of 2006 (6 U.S.C. 749) and ensure that any such State or high-risk urban area regularly tests its progress against such metrics through the exercises required under subparagraph (A);

“(C) use the remedial action management program under section 650 of the Post-Katrina Emergency Management Reform Act of 2006 (6 U.S.C. 750); and

“(D) ensure that each State receiving a grant administered by the Department submits a report to the Administrator on its level of preparedness, as required by section 652(c) of the Post-Katrina Emergency Management Reform Act of 2006 (6 U.S.C. 752(c)).

“(5) CONSIDERATION OF ASSESSMENTS.—In conducting program reviews and performance audits under paragraphs (2) and (3), the Administrator and the Inspector General of the Department shall take into account the performance assessment elements required under paragraph (4).

“(6) RECOVERY AUDITS.—The Administrator shall conduct a recovery audit (as that term is defined by the Director of the Office of Management and Budget under section 3561 of title 31, United States Code) for any grant administered by the Department with a total value of not less than \$1,000,000, if the Administrator finds that—

“(A) a financial audit has identified improper payments that can be recouped; and

“(B) it is cost effective to conduct a recovery audit to recapture the targeted funds.

“(7) REMEDIES FOR NONCOMPLIANCE.—

“(A) IN GENERAL.—If, as a result of a review or audit under this subsection or otherwise, the Administrator finds that a recipient of a grant under this title has failed to substantially comply with any provision of law or with any regulations or guidelines of the Department regarding eligible expenditures, the Administrator shall—

“(i) reduce the amount of payment of grant funds to the recipient by an amount equal to the amount of grants funds that were not properly expended by the recipient;

“(ii) limit the use of grant funds to programs, projects, or activities not affected by the failure to comply;

“(iii) refer the matter to the Inspector General of the Department for further investigation;

“(iv) terminate any payment of grant funds to be made to the recipient; or

“(v) take such other action as the Administrator determines appropriate.

“(B) DURATION OF PENALTY.—The Administrator shall apply an appropriate penalty under subparagraph (A) until such time as the Administrator determines that the grant recipient is in full compliance with the law and with applicable guidelines or regulations of the Department.

“(b) REPORTS BY GRANT RECIPIENTS.—

“(1) QUARTERLY REPORTS ON HOMELAND SECURITY SPENDING.—

“(A) IN GENERAL.—As a condition of receiving a grant under section 2003 or 2004, a State, high-risk urban area, or directly eligible tribe shall, not later than 30 days after the end of each Federal fiscal quarter, submit to the Administrator a report on activities performed using grant funds during that fiscal quarter.

“(B) CONTENTS.—Each report submitted under subparagraph (A) shall at a minimum include, for the applicable State, high-risk urban area, or directly eligible tribe, and each subgrantee thereof—

“(i) the amount obligated to that recipient under section 2003 or 2004 in that quarter;

“(ii) the amount of funds received and expended under section 2003 or 2004 by that recipient in that quarter; and

“(iii) a summary description of expenditures made by that recipient using such funds, and the purposes for which such expenditures were made.

“(C) END-OF-YEAR REPORT.—The report submitted under subparagraph (A) by a State, high-risk urban area, or directly eligible tribe relating to the last quarter of any fiscal year shall include—

“(i) the amount and date of receipt of all funds received under the grant during that fiscal year;

“(ii) the identity of, and amount provided to, any subgrantee for that grant during that fiscal year;

“(iii) the amount and the dates of disbursements of all such funds expended in compliance with section 2021(a)(1) or under mutual aid agreements or other sharing arrangements that apply within the State, high-risk urban area, or directly eligible tribe, as applicable, during that fiscal year; and

“(iv) how the funds were used by each recipient or subgrantee during that fiscal year.

“(2) ANNUAL REPORT.—Any State applying for a grant under section 2004 shall submit to the Administrator annually a State preparedness report, as required by section 652(c) of the Post-Katrina Emergency Management Reform Act of 2006 (6 U.S.C. 752(c)).

“(c) REPORTS BY THE ADMINISTRATOR.—

“(1) FEDERAL PREPAREDNESS REPORT.—The Administrator shall submit to the appropriate committees of Congress annually the Federal Preparedness Report required under section 652(a) of the Post-Katrina Emergency Management Reform Act of 2006 (6 U.S.C. 752(a)).

“(2) RISK ASSESSMENT.—

“(A) IN GENERAL.—For each fiscal year, the Administrator shall provide to the appropriate committees of Congress a detailed and comprehensive explanation of the methodologies

used to calculate risk and compute the allocation of funds for grants administered by the Department, including—

“(i) all variables included in the risk assessment and the weights assigned to each such variable;

“(ii) an explanation of how each such variable, as weighted, correlates to risk, and the basis for concluding there is such a correlation; and

“(iii) any change in the methodologies from the previous fiscal year, including changes in variables considered, weighting of those variables, and computational methods.

“(B) CLASSIFIED ANNEX.—The information required under subparagraph (A) shall be provided in unclassified form to the greatest extent possible, and may include a classified annex if necessary.

“(C) DEADLINE.—For each fiscal year, the information required under subparagraph (A) shall be provided on the earlier of—

“(i) October 31; or

“(ii) 30 days before the issuance of any program guidance for grants administered by the Department.

“(3) TRIBAL FUNDING REPORT.—At the end of each fiscal year, the Administrator shall submit to the appropriate committees of Congress a report setting forth the amount of funding provided during that fiscal year to Indian tribes under any grant program administered by the Department, whether provided directly or through a subgrant from a State or high-risk urban area.”

**SEC. 102. OTHER AMENDMENTS TO THE HOMELAND SECURITY ACT OF 2002.**

(a) NATIONAL ADVISORY COUNCIL.—Section 508(b) of the Homeland Security Act of 2002 (6 U.S.C. 318(b)) is amended—

(1) by striking “The National Advisory” the first place that term appears and inserting the following:

“(1) IN GENERAL.—The National Advisory”;

and

(2) by adding at the end the following:

“(2) CONSULTATION ON GRANTS.—To ensure input from and coordination with State, local, and tribal governments and emergency response providers, the Administrator shall regularly consult and work with the National Advisory Council on the administration and assessment of grant programs administered by the Department, including with respect to the development of program guidance and the development and evaluation of risk-assessment methodologies, as appropriate.”

(b) EVACUATION PLANNING.—Section 512(b)(5)(A) of the Homeland Security Act of 2002 (6 U.S.C. 321a(b)(5)(A)) is amended by inserting “, including the elderly” after “needs”.

**SEC. 103. AMENDMENTS TO THE POST-KATRINA EMERGENCY MANAGEMENT REFORM ACT OF 2006.**

(a) FUNDING EFFICACY.—Section 652(a)(2) of the Post-Katrina Emergency Management Reform Act of 2006 (6 U.S.C. 752(a)(2)) is amended—

(1) in subparagraph (C), by striking “and” at the end;

(2) in subparagraph (D), by striking the period at the end and inserting “; and”;

(3) by adding at the end the following:

“(E) an evaluation of the extent to which grants administered by the Department, including grants under title XX of the Homeland Security Act of 2002—

“(i) have contributed to the progress of State, local, and tribal governments in achieving target capabilities; and

“(ii) have led to the reduction of risk from natural disasters, acts of terrorism, or other man-made disasters nationally and in State, local, and tribal jurisdictions.”

(b) STATE PREPAREDNESS REPORT.—Section 652(c)(2)(D) of the Post-Katrina Emergency Management Reform Act of 2006 (6 U.S.C. 752(c)(2)(D)) is amended by striking “an assess-

ment of resource needs” and inserting “a discussion of the extent to which target capabilities identified in the applicable State homeland security plan and other applicable plans remain unmet and an assessment of resources needed”.

**SEC. 104. TECHNICAL AND CONFORMING AMENDMENTS.**

(a) IN GENERAL.—The Homeland Security Act of 2002 (6 U.S.C. 101 et seq.) is amended—

(1) by redesignating title XVIII, as added by the SAFE Port Act (Public Law 109-347; 120 Stat. 1884), as title XIX;

(2) by redesignating sections 1801 through 1806, as added by the SAFE Port Act (Public Law 109-347; 120 Stat. 1884), as sections 1901 through 1906, respectively;

(3) in section 1904(a), as so redesignated, by striking “section 1802” and inserting “section 1902”;

(4) in section 1906, as so redesignated, by striking “section 1802(a)” each place that term appears and inserting “section 1902(a)”;

(5) in the table of contents in section 1(b), by striking the items relating to title XVIII and sections 1801 through 1806, as added by the SAFE Port Act (Public Law 109-347; 120 Stat. 1884), and inserting the following:

“TITLE XIX—DOMESTIC NUCLEAR DETECTION OFFICE

“Sec. 1901. Domestic Nuclear Detection Office.

“Sec. 1902. Mission of Office.

“Sec. 1903. Hiring authority.

“Sec. 1904. Testing authority.

“Sec. 1905. Relationship to other Department entities and Federal agencies.

“Sec. 1906. Contracting and grant making authorities.

“TITLE XX—HOMELAND SECURITY GRANTS

“Sec. 2001. Definitions.

“Subtitle A—Grants to States and High-Risk Urban Areas

“Sec. 2002. Homeland Security Grant Programs.

“Sec. 2003. Urban Area Security Initiative.

“Sec. 2004. State Homeland Security Grant Program.

“Sec. 2005. Grants to directly eligible tribes.

“Sec. 2006. Terrorism prevention.

“Sec. 2007. Prioritization.

“Sec. 2008. Use of funds.

“Subtitle B—Grants Administration

“Sec. 2021. Administration and coordination.

“Sec. 2022. Accountability.”

**TITLE II—EMERGENCY MANAGEMENT PERFORMANCE GRANTS**

**SEC. 201. EMERGENCY MANAGEMENT PERFORMANCE GRANT PROGRAM.**

Section 662 of the Post-Katrina Emergency Management Reform Act of 2006 (6 U.S.C. 762) is amended to read as follows:

**“SEC. 662. EMERGENCY MANAGEMENT PERFORMANCE GRANTS PROGRAM.**

“(a) DEFINITIONS.—In this section—

“(1) the term ‘program’ means the emergency management performance grants program described in subsection (b); and

“(2) the term ‘State’ has the meaning given that term in section 102 of the Robert T. Stafford Disaster Relief and Emergency Assistance Act (42 U.S.C. 5122).

“(b) IN GENERAL.—The Administrator of the Federal Emergency Management Agency shall continue implementation of an emergency management performance grants program, to make grants to States to assist State, local, and tribal governments in preparing for all hazards, as authorized by the Robert T. Stafford Disaster Relief and Emergency Assistance Act (42 U.S.C. 5121 et seq.).

“(c) FEDERAL SHARE.—Except as otherwise specifically provided by title VI of the Robert T. Stafford Disaster Relief and Emergency Assistance Act (42 U.S.C. 5121 et seq.), the Federal share of the cost of an activity carried out using

funds made available under the program shall not exceed 50 percent.

“(d) APPORTIONMENT.—For fiscal year 2008, and each fiscal year thereafter, the Administrator shall apportion the amounts appropriated to carry out the program among the States as follows:

“(1) BASELINE AMOUNT.—The Administrator shall first apportion 0.25 percent of such amounts to each of American Samoa, the Commonwealth of the Northern Mariana Islands, Guam, and the Virgin Islands and 0.75 percent of such amounts to each of the remaining States.

“(2) REMAINDER.—The Administrator shall apportion the remainder of such amounts in the ratio that—

“(A) the population of each State; bears to

“(B) the population of all States.

“(e) CONSISTENCY IN ALLOCATION.—Notwithstanding subsection (d), in any fiscal year before fiscal year 2013 in which the appropriation for grants under this section is equal to or greater than the appropriation for emergency management performance grants in fiscal year 2007, no State shall receive an amount under this section for that fiscal year less than the amount that State received in fiscal year 2007.

“(f) AUTHORIZATION OF APPROPRIATIONS.—There is authorized to be appropriated to carry out the program—

“(1) for fiscal year 2008, \$400,000,000;

“(2) for fiscal year 2009, \$535,000,000;

“(3) for fiscal year 2010, \$680,000,000;

“(4) for fiscal year 2011, \$815,000,000; and

“(5) for fiscal year 2012, \$950,000,000.”

**SEC. 202. GRANTS FOR CONSTRUCTION OF EMERGENCY OPERATIONS CENTERS.**

Section 614 of the Robert T. Stafford Disaster Relief and Emergency Assistance Act (42 U.S.C. 5196c) is amended to read as follows:

**“SEC. 614. GRANTS FOR CONSTRUCTION OF EMERGENCY OPERATIONS CENTERS.**

“(a) GRANTS.—The Administrator of the Federal Emergency Management Agency may make grants to States under this title for equipping, upgrading, and constructing State and local emergency operations centers.

“(b) FEDERAL SHARE.—Notwithstanding any other provision of this title, the Federal share of the cost of an activity carried out using amounts from grants made under this section shall not exceed 75 percent.”

**TITLE III—ENSURING COMMUNICATIONS INTEROPERABILITY FOR FIRST RESPONDERS**

**SEC. 301. INTEROPERABLE EMERGENCY COMMUNICATIONS GRANT PROGRAM.**

(a) ESTABLISHMENT.—Title XVIII of the Homeland Security Act of 2002 (6 U.S.C. 571 et seq.) is amended by adding at the end the following new section:

**“SEC. 1809. INTEROPERABLE EMERGENCY COMMUNICATIONS GRANT PROGRAM.**

“(a) ESTABLISHMENT.—The Secretary shall establish the Interoperable Emergency Communications Grant Program to make grants to States to carry out initiatives to improve local, tribal, statewide, regional, national and, where appropriate, international interoperable emergency communications, including communications in collective response to natural disasters, acts of terrorism, and other man-made disasters.

“(b) POLICY.—The Director for Emergency Communications shall ensure that a grant awarded to a State under this section is consistent with the policies established pursuant to the responsibilities and authorities of the Office of Emergency Communications under this title, including ensuring that activities funded by the grant—

“(1) comply with the statewide plan for that State required by section 7303(f) of the Intelligence Reform and Terrorism Prevention Act of 2004 (6 U.S.C. 194(f)); and

“(2) comply with the National Emergency Communications Plan under section 1802, when completed.

“(c) ADMINISTRATION.—

“(1) IN GENERAL.—The Administrator of the Federal Emergency Management Agency shall administer the Interoperable Emergency Communications Grant Program pursuant to the responsibilities and authorities of the Administrator under title V of the Act.

“(2) GUIDANCE.—In administering the grant program, the Administrator shall ensure that the use of grants is consistent with guidance established by the Director of Emergency Communications pursuant to section 7303(a)(1)(H) of the Intelligence Reform and Terrorism Prevention Act of 2004 (6 U.S.C. 194(a)(1)(H)).

“(d) USE OF FUNDS.—A State that receives a grant under this section shall use the grant to implement that State’s Statewide Interoperability Plan required under section 7303(f) of the Intelligence Reform and Terrorism Prevention Act of 2004 (6 U.S.C. 194(f)) and approved under subsection (e), and to assist with activities determined by the Secretary to be integral to interoperable emergency communications.

“(e) APPROVAL OF PLANS.—

“(1) APPROVAL AS CONDITION OF GRANT.—Before a State may receive a grant under this section, the Director of Emergency Communications shall approve the State’s Statewide Interoperable Communications Plan required under section 7303(f) of the Intelligence Reform and Terrorism Prevention Act of 2004 (6 U.S.C. 194(f)).

“(2) PLAN REQUIREMENTS.—In approving a plan under this subsection, the Director of Emergency Communications shall ensure that the plan—

“(A) is designed to improve interoperability at the city, county, regional, State and interstate level;

“(B) considers any applicable local or regional plan; and

“(C) complies, to the maximum extent practicable, with the National Emergency Communications Plan under section 1802.

“(3) APPROVAL OF REVISIONS.—The Director of Emergency Communications may approve revisions to a State’s plan if the Director determines that doing so is likely to further interoperability.

“(f) LIMITATIONS ON USES OF FUNDS.—

“(1) IN GENERAL.—The recipient of a grant under this section may not use the grant—

“(A) to supplant State or local funds;

“(B) for any State or local government cost-sharing contribution; or

“(C) for recreational or social purposes.

“(2) PENALTIES.—In addition to other remedies currently available, the Secretary may take such actions as necessary to ensure that recipients of grant funds are using the funds for the purpose for which they were intended.

“(g) LIMITATIONS ON AWARD OF GRANTS.—

“(1) NATIONAL EMERGENCY COMMUNICATIONS PLAN REQUIRED.—The Secretary may not award a grant under this section before the date on which the Secretary completes and submits to Congress the National Emergency Communications Plan required under section 1802.

“(2) VOLUNTARY CONSENSUS STANDARDS.—The Secretary may not award a grant to a State under this section for the purchase of equipment that does not meet applicable voluntary consensus standards, unless the State demonstrates that there are compelling reasons for such purchase.

“(h) AWARD OF GRANTS.—In approving applications and awarding grants under this section, the Secretary shall consider—

“(1) the risk posed to each State by natural disasters, acts of terrorism, or other manmade disasters, including—

“(A) the likely need of a jurisdiction within the State to respond to such risk in nearby jurisdictions;

“(B) the degree of threat, vulnerability, and consequences related to critical infrastructure (from all critical infrastructure sectors) or key resources identified by the Administrator or the State homeland security and emergency management plans, including threats to,

vulnerabilities of, and consequences from damage to critical infrastructure and key resources in nearby jurisdictions;

“(C) the size of the population and density of the population of the State, including appropriate consideration of military, tourist, and commuter populations;

“(D) whether the State is on or near an international border;

“(E) whether the State encompasses an economically significant border crossing; and

“(F) whether the State has a coastline bordering an ocean, a major waterway used for interstate commerce, or international waters, and

“(2) the anticipated effectiveness of the State’s proposed use of grant funds to improve interoperability.

“(i) OPPORTUNITY TO AMEND APPLICATIONS.—In considering applications for grants under this section, the Administrator shall provide applicants with a reasonable opportunity to correct defects in the application, if any, before making final awards.

“(j) MINIMUM GRANT AMOUNTS.—

“(1) STATES.—In awarding grants under this section, the Secretary shall ensure that for each fiscal year, except as provided in paragraph (2), no State receives a grant in an amount that is less than the following percentage of the total amount appropriated for grants under this section for that fiscal year:

“(A) For fiscal year 2008, 0.50 percent.

“(B) For fiscal year 2009, 0.50 percent.

“(C) For fiscal year 2010, 0.45 percent.

“(D) For fiscal year 2011, 0.40 percent.

“(E) For fiscal year 2012 and each subsequent fiscal year, 0.35 percent.

“(2) TERRITORIES AND POSSESSIONS.—In awarding grants under this section, the Secretary shall ensure that for each fiscal year, American Samoa, the Commonwealth of the Northern Mariana Islands, Guam, and the Virgin Islands each receive grants in amounts that are not less than 0.08 percent of the total amount appropriated for grants under this section for that fiscal year.

“(k) CERTIFICATION.—Each State that receives a grant under this section shall certify that the grant is used for the purpose for which the funds were intended and in compliance with the State’s approved Statewide Interoperable Communications Plan.

“(l) STATE RESPONSIBILITIES.—

“(1) AVAILABILITY OF FUNDS TO LOCAL AND TRIBAL GOVERNMENTS.—Not later than 45 days after receiving grant funds, any State that receives a grant under this section shall obligate or otherwise make available to local and tribal governments—

“(A) not less than 80 percent of the grant funds;

“(B) with the consent of local and tribal governments, eligible expenditures having a value of not less than 80 percent of the amount of the grant; or

“(C) grant funds combined with other eligible expenditures having a total value of not less than 80 percent of the amount of the grant.

“(2) ALLOCATION OF FUNDS.—A State that receives a grant under this section shall allocate grant funds to tribal governments in the State to assist tribal communities in improving interoperable communications, in a manner consistent with the Statewide Interoperable Communications Plan. A State may not impose unreasonable or unduly burdensome requirements on a tribal government as a condition of providing grant funds or resources to the tribal government.

“(3) PENALTIES.—If a State violates the requirements of this subsection, in addition to other remedies available to the Secretary, the Secretary may terminate or reduce the amount of the grant awarded to that State or transfer grant funds previously awarded to the State directly to the appropriate local or tribal government.

“(m) REPORTS.—

“(1) ANNUAL REPORTS BY STATE GRANT RECIPIENTS.—A State that receives a grant under this section shall annually submit to the Director of Emergency Communications a report on the progress of the State in implementing that State’s Statewide Interoperable Communications Plans required under section 7303(f) of the Intelligence Reform and Terrorism Prevention Act of 2004 (6 U.S.C. 194(f)) and achieving interoperability at the city, county, regional, State, and interstate levels. The Director shall make the reports publicly available, including by making them available on the Internet website of the Office of Emergency Communications, subject to any redactions that the Director determines are necessary to protect classified or other sensitive information.

“(2) ANNUAL REPORTS TO CONGRESS.—At least once each year, the Director of Emergency Communications shall submit to Congress a report on the use of grants awarded under this section and any progress in implementing Statewide Interoperable Communications Plans and improving interoperability at the city, county, regional, State, and interstate level, as a result of the award of such grants.

“(n) RULE OF CONSTRUCTION.—Nothing in this section shall be construed or interpreted to preclude a State from using a grant awarded under this section for interim or long-term Internet Protocol-based interoperable solutions.

“(o) AUTHORIZATION OF APPROPRIATIONS.—There are authorized to be appropriated for grants under this section—

“(1) for fiscal year 2008, such sums as may be necessary;

“(2) for each of fiscal years 2009 through 2012, \$400,000,000; and

“(3) for each subsequent fiscal year, such sums as may be necessary.”.

(b) CLERICAL AMENDMENT.—The table of contents in section 1(b) of such Act is amended by inserting after the item relating to section 1808 the following:

“Sec. 1809. Interoperable Emergency Communications Grant Program.”.

(c) INTEROPERABLE COMMUNICATIONS PLANS.—Section 7303 of the Intelligence Reform and Terrorism Prevention Act of 2004 (6 U.S.C. 194) is amended—

(1) in subsection (f)—

(A) in paragraph (4), by striking “and” at the end;

(B) in paragraph (5), by striking the period at the end and inserting a semicolon; and

(C) by adding at the end the following:

“(6) include information on the governance structure used to develop the plan, including such information about all agencies and organizations that participated in developing the plan and the scope and timeframe of the plan; and

“(7) describe the method by which multi-jurisdictional, multidisciplinary input is provided from all regions of the jurisdiction, including any high-threat urban areas located in the jurisdiction, and the process for continuing to incorporate such input.”;

(2) in subsection (g)(1), by striking “or video” and inserting “and video”.

(d) NATIONAL EMERGENCY COMMUNICATIONS PLAN.—Section 1802(c) of the Homeland Security Act of 2002 (6 U.S.C. 652(c)) is amended—

(1) in paragraph (8), by striking “and” at the end;

(2) in paragraph (9), by striking the period at the end and inserting “; and”; and

(3) by adding at the end the following:

“(10) set a date, including interim benchmarks, as appropriate, by which State, local, and tribal governments, Federal departments and agencies, and emergency response providers expect to achieve a baseline level of national interoperable communications, as that term is defined under section 7303(g)(1) of the Intelligence Reform and Terrorism Prevention Act of 2004 (6 U.S.C. 194(g)(1)).”.

**SEC. 302. BORDER INTEROPERABILITY DEMONSTRATION PROJECT.**

(a) IN GENERAL.—Title XVIII of the Homeland Security Act of 2002 (6 U.S.C. 571 et seq.) is



amended by adding at the end the following new section:

**“SEC. 1810. BORDER INTEROPERABILITY DEMONSTRATION PROJECT.**

“(a) IN GENERAL.—

“(1) ESTABLISHMENT.—The Secretary, acting through the Director of the Office of Emergency Communications (referred to in this section as the ‘Director’), and in coordination with the Federal Communications Commission and the Secretary of Commerce, shall establish an International Border Community Interoperable Communications Demonstration Project (referred to in this section as the ‘demonstration project’).

“(2) MINIMUM NUMBER OF COMMUNITIES.—The Director shall select no fewer than 6 communities to participate in a demonstration project.

“(3) LOCATION OF COMMUNITIES.—No fewer than 3 of the communities selected under paragraph (2) shall be located on the northern border of the United States and no fewer than 3 of the communities selected under paragraph (2) shall be located on the southern border of the United States.

“(b) CONDITIONS.—The Director, in coordination with the Federal Communications Commission and the Secretary of Commerce, shall ensure that the project is carried out as soon as adequate spectrum is available as a result of the 800 megahertz rebanding process in border areas, and shall ensure that the border projects do not impair or impede the rebanding process, but under no circumstances shall funds be distributed under this section unless the Federal Communications Commission and the Secretary of Commerce agree that these conditions have been met.

“(c) PROGRAM REQUIREMENTS.—Consistent with the responsibilities of the Office of Emergency Communications under section 1801, the Director shall foster local, tribal, State, and Federal interoperable emergency communications, as well as interoperable emergency communications with appropriate Canadian and Mexican authorities in the communities selected for the demonstration project. The Director shall—

“(1) identify solutions to facilitate interoperable communications across national borders expeditiously;

“(2) help ensure that emergency response providers can communicate with each other in the event of natural disasters, acts of terrorism, and other man-made disasters;

“(3) provide technical assistance to enable emergency response providers to deal with threats and contingencies in a variety of environments;

“(4) identify appropriate joint-use equipment to ensure communications access;

“(5) identify solutions to facilitate communications between emergency response providers in communities of differing population densities; and

“(6) take other actions or provide equipment as the Director deems appropriate to foster interoperable emergency communications.

“(d) DISTRIBUTION OF FUNDS.—

“(1) IN GENERAL.—The Secretary shall distribute funds under this section to each community participating in the demonstration project through the State, or States, in which each community is located.

“(2) OTHER PARTICIPANTS.—A State shall make the funds available promptly to the local and tribal governments and emergency response providers selected by the Secretary to participate in the demonstration project.

“(3) REPORT.—Not later than 90 days after a State receives funds under this subsection the State shall report to the Director on the status of the distribution of such funds to local and tribal governments.

“(e) MAXIMUM PERIOD OF GRANTS.—The Director may not fund any participant under the demonstration project for more than 3 years.

“(f) TRANSFER OF INFORMATION AND KNOWLEDGE.—The Director shall establish mechanisms

to ensure that the information and knowledge gained by participants in the demonstration project are transferred among the participants and to other interested parties, including other communities that submitted applications to the participant in the project.

“(g) AUTHORIZATION OF APPROPRIATIONS.—There is authorized to be appropriated for grants under this section such sums as may be necessary.”

(b) CLERICAL AMENDMENT.—The table of contents in section 1(b) of that Act is amended by inserting after the item relating to section 1809 the following:

“Sec. 1810. Border interoperability demonstration project.”

**TITLE IV—STRENGTHENING USE OF THE INCIDENT COMMAND SYSTEM**

**SEC. 401. DEFINITIONS.**

(a) IN GENERAL.—Section 501 of the Homeland Security Act of 2002 (6 U.S.C. 311) is amended—

(1) by redesignating paragraphs (10) and (11) as paragraphs (12) and (13), respectively;

(2) by redesignating paragraphs (4) through (9) as paragraphs (5) through (10), respectively;

(3) by inserting after paragraph (3) the following:

“(4) the terms ‘credentialed’ and ‘credentialing’ mean having provided, or providing, respectively, documentation that identifies personnel and authenticates and verifies the qualifications of such personnel by ensuring that such personnel possess a minimum common level of training, experience, physical and medical fitness, and capability appropriate for a particular position in accordance with standards created under section 510;”

(4) by inserting after paragraph (10), as so redesignated, the following:

“(11) the term ‘resources’ means personnel and major items of equipment, supplies, and facilities available or potentially available for responding to a natural disaster, act of terrorism, or other man-made disaster;”

(5) in paragraph (12), as so redesignated, by striking “and” at the end;

(6) in paragraph (13), as so redesignated, by striking the period at the end and inserting “; and”; and

(7) by adding at the end the following:

“(14) the terms ‘typed’ and ‘typing’ mean having evaluated, or evaluating, respectively, a resource in accordance with standards created under section 510.”

(b) TECHNICAL AND CONFORMING AMENDMENTS.—Section 641 of the Post-Katrina Emergency Management Reform Act of 2006 (6 U.S.C. 741) is amended—

(1) by redesignating paragraphs (2) through (10) as paragraphs (3) through (11), respectively;

(2) by inserting after paragraph (1) the following:

“(2) CREDENTIALLED; CREDENTIALING.—The terms ‘credentialed’ and ‘credentialing’ have the meanings given those terms in section 501 of the Homeland Security Act of 2002 (6 U.S.C. 311).”; and

(3) by adding at the end the following:

“(12) RESOURCES.—The term ‘resources’ has the meaning given that term in section 501 of the Homeland Security Act of 2002 (6 U.S.C. 311).

“(13) TYPE.—The term ‘type’ means a classification of resources that refers to the capability of a resource.

“(14) TYPED; TYPING.—The terms ‘typed’ and ‘typing’ have the meanings given those terms in section 501 of the Homeland Security Act of 2002 (6 U.S.C. 311).”

**SEC. 402. NATIONAL EXERCISE PROGRAM DESIGN.**

Section 648(b)(2)(A) of the Post-Katrina Emergency Management Reform Act of 2006 (6 U.S.C. 748(b)(2)(A)) is amended by striking clauses (iv) and (v) and inserting the following:

“(iv) designed to provide for the systematic evaluation of readiness and enhance operational understanding of the incident command system and relevant mutual aid agreements;

“(v) designed to address the unique requirements of populations with special needs, including the elderly; and

“(vi) designed to promptly develop after-action reports and plans for quickly incorporating lessons learned into future operations; and”.

**SEC. 403. NATIONAL EXERCISE PROGRAM MODEL EXERCISES.**

Section 648(b)(2)(B) of the Post-Katrina Emergency Management Reform Act of 2006 (6 U.S.C. 748(b)(2)(B)) is amended by striking “shall provide” and all that follows through “of exercises” and inserting the following: “shall include a selection of model exercises that State, local, and tribal governments can readily adapt for use and provide assistance to State, local, and tribal governments with the design, implementation, and evaluation of exercises (whether a model exercise program or an exercise designed locally)”.

**SEC. 404. PREIDENTIFYING AND EVALUATING MULTIJURISDICTIONAL FACILITIES TO STRENGTHEN INCIDENT COMMAND; PRIVATE SECTOR PREPAREDNESS.**

Section 507(c)(2) of the Homeland Security Act of 2002 (6 U.S.C. 317(c)(2)) is amended—

(1) in subparagraph (H) by striking “and” at the end;

(2) by redesignating subparagraph (I) as subparagraph (K); and

(3) by inserting after subparagraph (H) the following:

“(I) coordinating with the private sector to help ensure private sector preparedness for natural disasters, acts of terrorism, and other man-made disasters;

“(J) assisting State, local, and tribal governments, where appropriate, to preidentify and evaluate suitable sites where a multijurisdictional incident command system may quickly be established and operated from, if the need for such a system arises; and”.

**SEC. 405. FEDERAL RESPONSE CAPABILITY INVENTORY.**

Section 651 of the Post-Katrina Emergency Management Reform Act of 2006 (6 U.S.C. 751) is amended—

(1) in subsection (b)—

(A) in the matter preceding paragraph (1), by striking “The inventory” and inserting “For each Federal agency with responsibilities under the National Response Plan, the inventory”;

(B) in paragraph (1), by striking “and” at the end;

(C) by redesignating paragraph (2) as paragraph (4); and

(D) by inserting after paragraph (1) the following:

“(2) a list of personnel credentialed in accordance with section 510 of the Homeland Security Act of 2002 (6 U.S.C. 320);

“(3) a list of resources typed in accordance with section 510 of the Homeland Security Act of 2002 (6 U.S.C. 320); and”; and

(2) in subsection (d)—

(A) in paragraph (1), by striking “capabilities, readiness” and all that follows and inserting the following:—

“(A) capabilities;

“(B) readiness;

“(C) the compatibility of equipment;

“(D) credentialed personnel; and

“(E) typed resources.”;

(B) in paragraph (2), by inserting “of capabilities, credentialed personnel, and typed resources” after “rapid deployment”; and

(C) in paragraph (3), by striking “inventories” and inserting “the inventory described in subsection (a)”.

**SEC. 406. REPORTING REQUIREMENTS.**

Section 652(a)(2) of the Post-Katrina Emergency Management Reform Act of 2006 (6 U.S.C. 752(a)(2)), as amended by section 103, is further amended—

(1) in subparagraph (C), by striking “section 651(a);” and inserting “section 651, including the number and type of credentialed personnel in each category of personnel trained and ready to respond to a natural disaster, act of terrorism, or other man-made disaster;”;



(2) in subparagraph (D), by striking “and” at the end;

(3) in subparagraph (E), by striking the period at the end and inserting “; and”; and

(4) by adding at the end the following:

“(F) a discussion of whether the list of credentialed personnel of the Agency described in section 651(b)(2)—

“(i) complies with the strategic human capital plan developed under section 10102 of title 5, United States Code; and

“(ii) is sufficient to respond to a natural disaster, act of terrorism, or other man-made disaster, including a catastrophic incident.”.

**SEC. 407. FEDERAL PREPAREDNESS.**

Section 653 of the Post-Katrina Emergency Management Reform Act of 2006 (6 U.S.C. 753) is amended—

(1) in subsection (a)—

(A) in the matter preceding paragraph (1), by striking “coordinating, primary, or supporting”;

(B) in paragraph (2), by inserting “, including credentialing of personnel and typing of resources likely needed to respond to a natural disaster, act of terrorism, or other man-made disaster in accordance with section 510 of the Homeland Security Act of 2002 (6 U.S.C. 320)” before the semicolon at the end;

(C) in paragraph (3), by striking “and” at the end;

(D) in paragraph (4), by striking the period at the end and inserting “; and”; and

(E) by adding at the end the following:

“(5) regularly updates, verifies the accuracy of, and provides to the Administrator the information in the inventory required under section 651.”; and

(2) in subsection (d)—

(A) by inserting “to the Committee on Homeland Security and Governmental Affairs of the Senate and the Committee on Homeland Security and the Committee on Transportation and Infrastructure of the House of Representatives” after “The President shall certify”; and

(B) by striking “coordinating, primary, or supporting”.

**SEC. 408. CREDENTIALING AND TYPING.**

Section 510 of the Homeland Security Act of 2002 (6 U.S.C. 320) is amended—

(1) by striking “The Administrator” and inserting the following:

“(a) IN GENERAL.—The Administrator”;

(2) in subsection (a), as so designated, by striking “credentialing of personnel and typing of” and inserting “for credentialing and typing of incident management personnel, emergency response providers, and other personnel (including temporary personnel) and”; and

(3) by adding at the end the following:

“(b) DISTRIBUTION.—

“(1) IN GENERAL.—Not later than 1 year after the date of enactment of the Implementing Recommendations of the 9/11 Commission Act of 2007, the Administrator shall provide the standards developed under subsection (a), including detailed written guidance, to—

“(A) each Federal agency that has responsibilities under the National Response Plan to aid that agency with credentialing and typing incident management personnel, emergency response providers, and other personnel (including temporary personnel) and resources likely needed to respond to a natural disaster, act of terrorism, or other man-made disaster; and

“(B) State, local, and tribal governments, to aid such governments with credentialing and typing of State, local, and tribal incident management personnel, emergency response providers, and other personnel (including temporary personnel) and resources likely needed to respond to a natural disaster, act of terrorism, or other man-made disaster.

“(2) ASSISTANCE.—The Administrator shall provide expertise and technical assistance to aid Federal, State, local, and tribal government agencies with credentialing and typing incident management personnel, emergency response providers, and other personnel (including tem-

porary personnel) and resources likely needed to respond to a natural disaster, act of terrorism, or other man-made disaster.

“(c) CREDENTIALING AND TYPING OF PERSONNEL.—Not later than 6 months after receiving the standards provided under subsection (b), each Federal agency with responsibilities under the National Response Plan shall ensure that incident management personnel, emergency response providers, and other personnel (including temporary personnel) and resources likely needed to respond to a natural disaster, act of terrorism, or other manmade disaster are credentialled and typed in accordance with this section.

“(d) CONSULTATION ON HEALTH CARE STANDARDS.—In developing standards for credentialing health care professionals under this section, the Administrator shall consult with the Secretary of Health and Human Services.”.

**SEC. 409. MODEL STANDARDS AND GUIDELINES FOR CRITICAL INFRASTRUCTURE WORKERS.**

(a) IN GENERAL.—Title V of the Homeland Security Act of 2002 (6 U.S.C. 311 et seq.) is amended by adding at the end the following:

**“SEC. 522. MODEL STANDARDS AND GUIDELINES FOR CRITICAL INFRASTRUCTURE WORKERS.**

“(a) IN GENERAL.—Not later than 12 months after the date of enactment of the Implementing Recommendations of the 9/11 Commission Act of 2007, and in coordination with appropriate national professional organizations, Federal, State, local, and tribal government agencies, and private-sector and nongovernmental entities, the Administrator shall establish model standards and guidelines for credentialing critical infrastructure workers that may be used by a State to credential critical infrastructure workers that may respond to a natural disaster, act of terrorism, or other man-made disaster.

“(b) DISTRIBUTION AND ASSISTANCE.—The Administrator shall provide the standards developed under subsection (a), including detailed written guidance, to State, local, and tribal governments, and provide expertise and technical assistance to aid such governments with credentialing critical infrastructure workers that may respond to a natural disaster, act of terrorism, or other manmade disaster.”.

(b) TECHNICAL AND CONFORMING AMENDMENT.—The table of contents in section 1(b) of the Homeland Security Act of 2002 (6 U.S.C. 101(b)) is amended by inserting after the item relating to section 521 the following:

“Sec. 522. Model standards and guidelines for critical infrastructure workers.”.

**SEC. 410. AUTHORIZATION OF APPROPRIATIONS.**

There are authorized to be appropriated such sums as necessary to carry out this title and the amendments made by this title.

**TITLE V—IMPROVING INTELLIGENCE AND INFORMATION SHARING WITHIN THE FEDERAL GOVERNMENT AND WITH STATE, LOCAL, AND TRIBAL GOVERNMENTS**

**Subtitle A—Homeland Security Information Sharing Enhancement**

**SEC. 501. HOMELAND SECURITY ADVISORY SYSTEM AND INFORMATION SHARING.**

(a) ADVISORY SYSTEM AND INFORMATION SHARING.—

(1) IN GENERAL.—Subtitle A of title II of the Homeland Security Act of 2002 (6 U.S.C. 121 et seq.) is amended by adding at the end the following:

**“SEC. 203. HOMELAND SECURITY ADVISORY SYSTEM.**

“(a) REQUIREMENT.—The Secretary shall administer the Homeland Security Advisory System in accordance with this section to provide advisories or warnings regarding the threat or risk that acts of terrorism will be committed on the homeland to Federal, State, local, and tribal government authorities and to the people of the

United States, as appropriate. The Secretary shall exercise primary responsibility for providing such advisories or warnings.

“(b) REQUIRED ELEMENTS.—In administering the Homeland Security Advisory System, the Secretary shall—

“(1) establish criteria for the issuance and revocation of such advisories or warnings;

“(2) develop a methodology, relying on the criteria established under paragraph (1), for the issuance and revocation of such advisories or warnings;

“(3) provide, in each such advisory or warning, specific information and advice regarding appropriate protective measures and countermeasures that may be taken in response to the threat or risk, at the maximum level of detail practicable to enable individuals, government entities, emergency response providers, and the private sector to act appropriately;

“(4) whenever possible, limit the scope of each such advisory or warning to a specific region, locality, or economic sector believed to be under threat or at risk; and

“(5) not, in issuing any advisory or warning, use color designations as the exclusive means of specifying homeland security threat conditions that are the subject of the advisory or warning.

**“SEC. 204. HOMELAND SECURITY INFORMATION SHARING.**

“(a) INFORMATION SHARING.—Consistent with section 1016 of the Intelligence Reform and Terrorism Prevention Act of 2004 (6 U.S.C. 485), the Secretary, acting through the Under Secretary for Intelligence and Analysis, shall integrate the information and standardize the format of the products of the intelligence components of the Department containing homeland security information, terrorism information, weapons of mass destruction information, or national intelligence (as defined in section 3(5) of the National Security Act of 1947 (50 U.S.C. 401a(5))) except for any internal security protocols or personnel information of such intelligence components, or other administrative processes that are administered by any chief security officer of the Department.

“(b) INFORMATION SHARING AND KNOWLEDGE MANAGEMENT OFFICERS.—For each intelligence component of the Department, the Secretary shall designate an information sharing and knowledge management officer who shall report to the Under Secretary for Intelligence and Analysis regarding coordinating the different systems used in the Department to gather and disseminate homeland security information or national intelligence (as defined in section 3(5) of the National Security Act of 1947 (50 U.S.C. 401a(5))).

“(c) STATE, LOCAL, AND PRIVATE-SECTOR SOURCES OF INFORMATION.—

“(1) ESTABLISHMENT OF BUSINESS PROCESSES.—The Secretary, acting through the Under Secretary for Intelligence and Analysis or the Assistant Secretary for Infrastructure Protection, as appropriate, shall—

“(A) establish Department-wide procedures for the review and analysis of information provided by State, local, and tribal governments and the private sector;

“(B) as appropriate, integrate such information into the information gathered by the Department and other departments and agencies of the Federal Government; and

“(C) make available such information, as appropriate, within the Department and to other departments and agencies of the Federal Government.

“(2) FEEDBACK.—The Secretary shall develop mechanisms to provide feedback regarding the analysis and utility of information provided by any entity of State, local, or tribal government or the private sector that provides such information to the Department.

“(d) TRAINING AND EVALUATION OF EMPLOYEES.—

“(1) TRAINING.—The Secretary, acting through the Under Secretary for Intelligence

and Analysis or the Assistant Secretary for Infrastructure Protection, as appropriate, shall provide to employees of the Department opportunities for training and education to develop an understanding of—

“(A) the definitions of homeland security information and national intelligence (as defined in section 3(5) of the National Security Act of 1947 (50 U.S.C. 401a(5))); and

“(B) how information available to such employees as part of their duties—

“(i) might qualify as homeland security information or national intelligence; and

“(ii) might be relevant to the Office of Intelligence and Analysis and the intelligence components of the Department.

“(2) EVALUATIONS.—The Under Secretary for Intelligence and Analysis shall—

“(A) on an ongoing basis, evaluate how employees of the Office of Intelligence and Analysis and the intelligence components of the Department are utilizing homeland security information or national intelligence, sharing information within the Department, as described in this title, and participating in the information sharing environment established under section 1016 of the Intelligence Reform and Terrorism Prevention Act of 2004 (6 U.S.C. 485); and

“(B) provide to the appropriate component heads regular reports regarding the evaluations under subparagraph (A).

**“SEC. 205. COMPREHENSIVE INFORMATION TECHNOLOGY NETWORK ARCHITECTURE.**

“(a) ESTABLISHMENT.—The Secretary, acting through the Under Secretary for Intelligence and Analysis, shall establish, consistent with the policies and procedures developed under section 1016 of the Intelligence Reform and Terrorism Prevention Act of 2004 (6 U.S.C. 485), and consistent with the enterprise architecture of the Department, a comprehensive information technology network architecture for the Office of Intelligence and Analysis that connects the various databases and related information technology assets of the Office of Intelligence and Analysis and the intelligence components of the Department in order to promote internal information sharing among the intelligence and other personnel of the Department.

“(b) COMPREHENSIVE INFORMATION TECHNOLOGY NETWORK ARCHITECTURE DEFINED.—The term ‘comprehensive information technology network architecture’ means an integrated framework for evolving or maintaining existing information technology and acquiring new information technology to achieve the strategic management and information resources management goals of the Office of Intelligence and Analysis.

**“SEC. 206. COORDINATION WITH INFORMATION SHARING ENVIRONMENT.**

“(a) GUIDANCE.—All activities to comply with sections 203, 204, and 205 shall be—

“(1) consistent with any policies, guidelines, procedures, instructions, or standards established under section 1016 of the Intelligence Reform and Terrorism Prevention Act of 2004 (6 U.S.C. 485);

“(2) implemented in coordination with, as appropriate, the program manager for the information sharing environment established under that section;

“(3) consistent with any applicable guidance issued by the Director of National Intelligence; and

“(4) consistent with any applicable guidance issued by the Secretary relating to the protection of law enforcement information or proprietary information.

“(b) CONSULTATION.—In carrying out the duties and responsibilities under this subtitle, the Under Secretary for Intelligence and Analysis shall take into account the views of the heads of the intelligence components of the Department.”.

(2) TECHNICAL AND CONFORMING AMENDMENTS.—

(A) IN GENERAL.—Section 201(d) of the Homeland Security Act of 2002 (6 U.S.C. 121(d)) is amended—

(i) by striking paragraph (7); and

(ii) by redesignating paragraphs (8) through (19) as paragraphs (7) through (18), respectively.

(B) TABLE OF CONTENTS.—The table of contents in section 1(b) of the Homeland Security Act of 2002 (6 U.S.C. 101 et seq.) is amended by inserting after the item relating to section 202 the following:

“Sec. 203. Homeland Security Advisory System.

“Sec. 204. Homeland security information sharing.

“Sec. 205. Comprehensive information technology network architecture.

“Sec. 206. Coordination with information sharing environment.”.

(b) OFFICE OF INTELLIGENCE AND ANALYSIS AND OFFICE OF INFRASTRUCTURE PROTECTION.—Section 201(d) of the Homeland Security Act of 2002 (6 U.S.C. 121(d)) is amended—

(1) in paragraph (1), by inserting “, in support of the mission responsibilities of the Department and the functions of the National Counterterrorism Center established under section 119 of the National Security Act of 1947 (50 U.S.C. 404o),” after “and to integrate such information”; and

(2) by striking paragraph (7), as redesignated by subsection (a)(2)(A)(ii) of this section, and inserting the following:

“(7) To review, analyze, and make recommendations for improvements to the policies and procedures governing the sharing of information within the scope of the information sharing environment established under section 1016 of the Intelligence Reform and Terrorism Prevention Act of 2004 (6 U.S.C. 485), including homeland security information, terrorism information, and weapons of mass destruction information, and any policies, guidelines, procedures, instructions, or standards established under that section.”.

(c) REPORT ON COMPREHENSIVE INFORMATION TECHNOLOGY NETWORK ARCHITECTURE.—Not later than 120 days after the date of enactment of this Act, the Secretary of Homeland Security shall submit to the Committee on Homeland Security and the Committee on Homeland Security of the House of Representatives a report on the progress of the Secretary in developing the comprehensive information technology network architecture required under section 205 of the Homeland Security Act of 2002, as added by subsection (a). The report shall include:

(1) a description of the priorities for the development of the comprehensive information technology network architecture and a rationale for such priorities;

(2) an explanation of how the various components of the comprehensive information technology network architecture will work together and interconnect;

(3) a description of the technological challenges that the Secretary expects the Office of Intelligence and Analysis will face in implementing the comprehensive information technology network architecture;

(4) a description of the technological options that are available or are in development that may be incorporated into the comprehensive information technology network architecture, the feasibility of incorporating such options, and the advantages and disadvantages of doing so;

(5) an explanation of any security protections to be developed as part of the comprehensive information technology network architecture;

(6) a description of safeguards for civil liberties and privacy to be built into the comprehensive information technology network architecture; and

(7) an operational best practices plan.

**SEC. 502. INTELLIGENCE COMPONENT DEFINED.**

(a) IN GENERAL.—Section 2 of the Homeland Security Act of 2002 (6 U.S.C. 101) is amended—

(1) by redesignating paragraphs (9) through (16) as paragraphs (10) through (17), respectively; and

(2) by inserting after paragraph (8) the following:

“(9) The term ‘intelligence component of the Department’ means any element or entity of the Department that collects, gathers, processes, analyzes, produces, or disseminates intelligence information within the scope of the information sharing environment, including homeland security information, terrorism information, and weapons of mass destruction information, or national intelligence, as defined under section 3(5) of the National Security Act of 1947 (50 U.S.C. 401a(5)), except—

“(A) the United States Secret Service; and

“(B) the Coast Guard, when operating under the direct authority of the Secretary of Defense or Secretary of the Navy pursuant to section 3 of title 14, United States Code, except that nothing in this paragraph shall affect or diminish the authority and responsibilities of the Commandant of the Coast Guard to command or control the Coast Guard as an armed force or the authority of the Director of National Intelligence with respect to the Coast Guard as an element of the intelligence community (as defined under section 3(4) of the National Security Act of 1947 (50 U.S.C. 401a(4))).”.

(b) RECEIPT OF INFORMATION FROM UNITED STATES SECRET SERVICE.—

(1) IN GENERAL.—The Under Secretary for Intelligence and Analysis shall receive from the United States Secret Service homeland security information, terrorism information, weapons of mass destruction information (as these terms are defined in Section 1016 of the Intelligence Reform and Terrorism Prevention Act of 2004 (6 U.S.C. 485)), or national intelligence, as defined in Section 3(5) of the National Security Act of 1947 (50 U.S.C. 401a(5)), as well as suspect information obtained in criminal investigations. The United States Secret Service shall cooperate with the Under Secretary for Intelligence and Analysis with respect to activities under sections 204 and 205 of the Homeland Security Act of 2002.

(2) SAVINGS CLAUSE.—Nothing in this Act shall interfere with the operation of Section 3056(g) of Title 18, United States Code, or with the authority of the Secretary of Homeland Security or the Director of the United States Secret Service regarding the budget of the United States Secret Service.

(c) TECHNICAL AND CONFORMING AMENDMENTS.—

(1) HOMELAND SECURITY ACT OF 2002.—Paragraph (13) of section 501 of the Homeland Security Act of 2002 (6 U.S.C. 311), as redesignated by section 401, is amended by striking “section 2(10)(B)” and inserting “section 2(11)(B)”.

(2) OTHER LAW.—Section 712(a) of title 14, United States Code, is amended by striking “section 2(15) of the Homeland Security Act of 2002 (6 U.S.C. 101(15))” and inserting “section 2(16) of the Homeland Security Act of 2002 (6 U.S.C. 101(16))”.

**SEC. 503. ROLE OF INTELLIGENCE COMPONENTS, TRAINING, AND INFORMATION SHARING.**

(a) IN GENERAL.—Subtitle A of title II of the Homeland Security Act of 2002 is further amended by adding at the end the following:

**“SEC. 207. INTELLIGENCE COMPONENTS.**

“Subject to the direction and control of the Secretary, and consistent with any applicable guidance issued by the Director of National Intelligence, the responsibilities of the head of each intelligence component of the Department are as follows:

“(1) To ensure that the collection, processing, analysis, and dissemination of information within the scope of the information sharing environment, including homeland security information, terrorism information, weapons of mass destruction information, and national intelligence (as defined in section 3(5) of the National Security Act of 1947 (50 U.S.C. 401a(5))), are carried out effectively and efficiently in support of the intelligence mission of the Department, as led by the Under Secretary for Intelligence and Analysis.

“(2) To otherwise support and implement the intelligence mission of the Department, as led by the Under Secretary for Intelligence and Analysis.

“(3) To incorporate the input of the Under Secretary for Intelligence and Analysis with respect to performance appraisals, bonus or award recommendations, pay adjustments, and other forms of commendation.

“(4) To coordinate with the Under Secretary for Intelligence and Analysis in developing policies and requirements for the recruitment and selection of intelligence officials of the intelligence component.

“(5) To advise and coordinate with the Under Secretary for Intelligence and Analysis on any plan to reorganize or restructure the intelligence component that would, if implemented, result in realignments of intelligence functions.

“(6) To ensure that employees of the intelligence component have knowledge of, and comply with, the programs and policies established by the Under Secretary for Intelligence and Analysis and other appropriate officials of the Department and that such employees comply with all applicable laws and regulations.

“(7) To perform such other activities relating to such responsibilities as the Secretary may provide.

**“SEC. 208. TRAINING FOR EMPLOYEES OF INTELLIGENCE COMPONENTS.**

“The Secretary shall provide training and guidance for employees, officials, and senior executives of the intelligence components of the Department to develop knowledge of laws, regulations, operations, policies, procedures, and programs that are related to the functions of the Department relating to the collection, processing, analysis, and dissemination of information within the scope of the information sharing environment, including homeland security information, terrorism information, and weapons of mass destruction information, or national intelligence (as defined in section 3(5) of the National Security Act of 1947 (50 U.S.C. 401a(5))).

**“SEC. 209. INTELLIGENCE TRAINING DEVELOPMENT FOR STATE AND LOCAL GOVERNMENT OFFICIALS.**

“(a) CURRICULUM.—The Secretary, acting through the Under Secretary for Intelligence and Analysis, shall—

“(1) develop a curriculum for training State, local, and tribal government officials, including law enforcement officers, intelligence analysts, and other emergency response providers, in the intelligence cycle and Federal laws, practices, and regulations regarding the development, handling, and review of intelligence and other information; and

“(2) ensure that the curriculum includes executive level training for senior level State, local, and tribal law enforcement officers, intelligence analysts, and other emergency response providers.

“(b) TRAINING.—To the extent possible, the Federal Law Enforcement Training Center and other existing Federal entities with the capacity and expertise to train State, local, and tribal government officials based on the curriculum developed under subsection (a) shall be used to carry out the training programs created under this section. If such entities do not have the capacity, resources, or capabilities to conduct such training, the Secretary may approve another entity to conduct such training.

“(c) CONSULTATION.—In carrying out the duties described in subsection (a), the Under Secretary for Intelligence and Analysis shall consult with the Director of the Federal Law Enforcement Training Center, the Attorney General, the Director of National Intelligence, the Administrator of the Federal Emergency Management Agency, and other appropriate parties, such as private industry, institutions of higher education, nonprofit institutions, and other intelligence agencies of the Federal Government.

**“SEC. 210. INFORMATION SHARING INCENTIVES.**

“(a) AWARDS.—In making cash awards under chapter 45 of title 5, United States Code, the

President or the head of an agency, in consultation with the program manager designated under section 1016 of the Intelligence Reform and Terrorism Prevention Act of 2004 (6 U.S.C. 485), may consider the success of an employee in appropriately sharing information within the scope of the information sharing environment established under that section, including homeland security information, terrorism information, and weapons of mass destruction information, or national intelligence (as defined in section 3(5) of the National Security Act of 1947 (50 U.S.C. 401a(5))), in a manner consistent with any policies, guidelines, procedures, instructions, or standards established by the President or, as appropriate, the program manager of that environment for the implementation and management of that environment.

“(b) OTHER INCENTIVES.—The head of each department or agency described in section 1016(i) of the Intelligence Reform and Terrorism Prevention Act of 2004 (6 U.S.C. 485(i)), in consultation with the program manager designated under section 1016 of the Intelligence Reform and Terrorism Prevention Act of 2004 (6 U.S.C. 485), shall adopt best practices regarding effective ways to educate and motivate officers and employees of the Federal Government to participate fully in the information sharing environment, including—

“(1) promotions and other nonmonetary awards; and

“(2) publicizing information sharing accomplishments by individual employees and, where appropriate, the tangible end benefits that resulted.”

(b) CLERICAL AMENDMENT.—The table of contents in section 1(b) of the Homeland Security Act of 2002 (6 U.S.C. 101 et seq.) is amended further by inserting after the item relating to section 206 the following:

“Sec. 207. Intelligence components.

“Sec. 208. Training for employees of intelligence components.

“Sec. 209. Intelligence training development for State and local government officials.

“Sec. 210. Information sharing incentives.”

**SEC. 504. INFORMATION SHARING.**

Section 1016 of the Intelligence Reform and Terrorism Prevention Act of 2004 (6 U.S.C. 485) is amended—

(1) in subsection (a)—

(A) by redesignating paragraphs (1) through (4) as paragraphs (2) through (5), respectively;

(B) by inserting before paragraph (2), as so redesignated, the following:

“(1) HOMELAND SECURITY INFORMATION.—The term ‘homeland security information’ has the meaning given that term in section 892(f) of the Homeland Security Act of 2002 (6 U.S.C. 482(f)).”;

(C) by striking paragraph (3), as so redesignated, and inserting the following:

“(3) INFORMATION SHARING ENVIRONMENT.—The terms ‘information sharing environment’ and ‘ISE’ mean an approach that facilitates the sharing of terrorism and homeland security information, which may include any method determined necessary and appropriate for carrying out this section.”.

(D) by striking paragraph (5), as so redesignated, and inserting the following:

“(5) TERRORISM INFORMATION.—The term ‘terrorism information’—

“(A) means all information, whether collected, produced, or distributed by intelligence, law enforcement, military, homeland security, or other activities relating to—

“(i) the existence, organization, capabilities, plans, intentions, vulnerabilities, means of finance or material support, or activities of foreign or international terrorist groups or individuals, or of domestic groups or individuals involved in transnational terrorism;

“(ii) threats posed by such groups or individuals to the United States, United States persons, or United States interests, or to those of other nations;

“(iii) communications of or by such groups or individuals; or

“(iv) groups or individuals reasonably believed to be assisting or associated with such groups or individuals; and

“(B) includes weapons of mass destruction information.”; and

(E) by adding at the end the following:

“(6) WEAPONS OF MASS DESTRUCTION INFORMATION.—The term ‘weapons of mass destruction information’ means information that could reasonably be expected to assist in the development, proliferation, or use of a weapon of mass destruction (including a chemical, biological, radiological, or nuclear weapon) that could be used by a terrorist or a terrorist organization against the United States, including information about the location of any stockpile of nuclear materials that could be exploited for use in such a weapon that could be used by a terrorist or a terrorist organization against the United States.”;

(2) in subsection (b)(2)—

(A) in subparagraph (H), by striking “and” at the end;

(B) in subparagraph (I), by striking the period at the end and inserting a semicolon; and

(C) by adding at the end the following:

“(J) integrates the information within the scope of the information sharing environment, including any such information in legacy technologies;

“(K) integrates technologies, including all legacy technologies, through Internet-based services, consistent with appropriate security protocols and safeguards, to enable connectivity among required users at the Federal, State, and local levels;

“(L) allows the full range of analytic and operational activities without the need to centralize information within the scope of the information sharing environment;

“(M) permits analysts to collaborate both independently and in a group (commonly known as ‘collective and noncollective collaboration’), and across multiple levels of national security information and controlled unclassified information;

“(N) provides a resolution process that enables changes by authorized officials regarding rules and policies for the access, use, and retention of information within the scope of the information sharing environment; and

“(O) incorporates continuous, real-time, and immutable audit capabilities, to the maximum extent practicable.”;

(3) in subsection (f)—

(A) in paragraph (1)—

(i) by striking “during the two-year period beginning on the date of designation under this paragraph unless sooner removed from service and replaced” and inserting “until removed from service or replaced”; and

(ii) by striking “The program manager shall have and exercise governmentwide authority.” and inserting “The program manager, in consultation with the head of any affected department or agency, shall have and exercise governmentwide authority over the sharing of information within the scope of the information sharing environment, including homeland security information, terrorism information, and weapons of mass destruction information, by all Federal departments, agencies, and components, irrespective of the Federal department, agency, or component in which the program manager may be administratively located, except as otherwise expressly provided by law.”; and

(B) in paragraph (2)(A)—

(i) by redesignating clause (iii) as clause (v); and

(ii) by striking clause (ii) and inserting the following:

“(ii) assist in the development of policies, as appropriate, to foster the development and proper operation of the ISE;

“(iii) consistent with the direction and policies issued by the President, the Director of National Intelligence, and the Director of the Office of Management and Budget, issue governmentwide procedures, guidelines, instructions,

and functional standards, as appropriate, for the management, development, and proper operation of the ISE;

“(iv) identify and resolve information sharing disputes between Federal departments, agencies, and components; and”;

(4) in subsection (g)—

(A) in paragraph (1), by striking “during the two-year period beginning on the date of the initial designation of the program manager by the President under subsection (f)(1), unless sooner removed from service and replaced” and inserting “until removed from service or replaced”;

(B) in paragraph (2)—

(i) in subparagraph (F), by striking “and” at the end;

(ii) by redesignating subparagraph (G) as subparagraph (I); and

(iii) by inserting after subparagraph (F) the following:

“(G) assist the program manager in identifying and resolving information sharing disputes between Federal departments, agencies, and components;

“(H) identify appropriate personnel for assignment to the program manager to support staffing needs identified by the program manager; and”;

(C) in paragraph (4), by inserting “(including any subsidiary group of the Information Sharing Council)” before “shall not be subject”; and (D) by adding at the end the following:

“(5) DETAILEES.—Upon a request by the Director of National Intelligence, the departments and agencies represented on the Information Sharing Council shall detail to the program manager, on a reimbursable basis, appropriate personnel identified under paragraph (2)(H).”;

(5) in subsection (h)(1), by striking “and annually thereafter” and inserting “and not later than June 30 of each year thereafter”; and

(6) by striking subsection (j) and inserting the following:

“(j) REPORT ON THE INFORMATION SHARING ENVIRONMENT.—

“(1) IN GENERAL.—Not later than 180 days after the date of enactment of the Implementing Recommendations of the 9/11 Commission Act of 2007, the President shall report to the Committee on Homeland Security and Governmental Affairs of the Senate, the Select Committee on Intelligence of the Senate, the Committee on Homeland Security of the House of Representatives, and the Permanent Select Committee on Intelligence of the House of Representatives on the feasibility of—

“(A) eliminating the use of any marking or process (including ‘Originator Control’) intended to, or having the effect of, restricting the sharing of information within the scope of the information sharing environment, including homeland security information, terrorism information, and weapons of mass destruction information, between and among participants in the information sharing environment, unless the President has—

“(i) specifically exempted categories of information from such elimination; and

“(ii) reported that exemption to the committees of Congress described in the matter preceding this subparagraph; and

“(B) continuing to use Federal agency standards in effect on such date of enactment for the collection, sharing, and access to information within the scope of the information sharing environment, including homeland security information, terrorism information, and weapons of mass destruction information, relating to citizens and lawful permanent residents;

“(C) replacing the standards described in subparagraph (B) with a standard that would allow mission-based or threat-based permission to access or share information within the scope of the information sharing environment, including homeland security information, terrorism information, and weapons of mass destruction information, for a particular purpose that the Federal Government, through an appropriate

process established in consultation with the Privacy and Civil Liberties Oversight Board established under section 1061, has determined to be lawfully permissible for a particular agency, component, or employee (commonly known as an ‘authorized use’ standard); and

“(D) the use of anonymized data by Federal departments, agencies, or components collecting, possessing, disseminating, or handling information within the scope of the information sharing environment, including homeland security information, terrorism information, and weapons of mass destruction information, in any cases in which—

“(i) the use of such information is reasonably expected to produce results materially equivalent to the use of information that is transferred or stored in a non-anonymized form; and

“(ii) such use is consistent with any mission of that department, agency, or component (including any mission under a Federal statute or directive of the President) that involves the storage, retention, sharing, or exchange of personally identifiable information.

“(2) DEFINITION.—In this subsection, the term ‘anonymized data’ means data in which the individual to whom the data pertains is not identifiable with reasonable efforts, including information that has been encrypted or hidden through the use of other technology.

“(k) ADDITIONAL POSITIONS.—The program manager is authorized to hire not more than 40 full-time employees to assist the program manager in—

“(1) activities associated with the implementation of the information sharing environment, including—

“(A) implementing the requirements under subsection (b)(2); and

“(B) any additional implementation initiatives to enhance and expedite the creation of the information sharing environment; and

“(2) identifying and resolving information sharing disputes between Federal departments, agencies, and components under subsection (f)(2)(A)(iv).

“(1) AUTHORIZATION OF APPROPRIATIONS.—There is authorized to be appropriated to carry out this section \$30,000,000 for each of fiscal years 2008 and 2009.”.

#### **Subtitle B—Homeland Security Information Sharing Partnerships**

#### **SEC. 511. DEPARTMENT OF HOMELAND SECURITY STATE, LOCAL, AND REGIONAL FUSION CENTER INITIATIVE.**

(a) IN GENERAL.—Subtitle A of title II of the Homeland Security Act of 2002 (6 U.S.C. 121 et seq.) is further amended by adding at the end the following:

#### **“SEC. 210A. DEPARTMENT OF HOMELAND SECURITY STATE, LOCAL, AND REGIONAL FUSION CENTER INITIATIVE.**

“(a) ESTABLISHMENT.—The Secretary, in consultation with the program manager of the information sharing environment established under section 1016 of the Intelligence Reform and Terrorism Prevention Act of 2004 (6 U.S.C. 485), the Attorney General, the Privacy Officer of the Department, the Officer for Civil Rights and Civil Liberties of the Department, and the Privacy and Civil Liberties Oversight Board established under section 1061 of the Intelligence Reform and Terrorism Prevention Act of 2004 (5 U.S.C. 601 note), shall establish a Department of Homeland Security State, Local, and Regional Fusion Center Initiative to establish partnerships with State, local, and regional fusion centers.

“(b) DEPARTMENT SUPPORT AND COORDINATION.—Through the Department of Homeland Security State, Local, and Regional Fusion Center Initiative, and in coordination with the principal officials of participating State, local, or regional fusion centers and the officers designated as the Homeland Security Advisors of the States, the Secretary shall—

“(1) provide operational and intelligence advice and assistance to State, local, and regional fusion centers;

“(2) support efforts to include State, local, and regional fusion centers into efforts to establish an information sharing environment;

“(3) conduct tabletop and live training exercises to regularly assess the capability of individual and regional networks of State, local, and regional fusion centers to integrate the efforts of such networks with the efforts of the Department;

“(4) coordinate with other relevant Federal entities engaged in homeland security-related activities;

“(5) provide analytic and reporting advice and assistance to State, local, and regional fusion centers;

“(6) review information within the scope of the information sharing environment, including homeland security information, terrorism information, and weapons of mass destruction information, that is gathered by State, local, and regional fusion centers, and to incorporate such information, as appropriate, into the Department’s own such information;

“(7) provide management assistance to State, local, and regional fusion centers;

“(8) serve as a point of contact to ensure the dissemination of information within the scope of the information sharing environment, including homeland security information, terrorism information, and weapons of mass destruction information;

“(9) facilitate close communication and coordination between State, local, and regional fusion centers and the Department;

“(10) provide State, local, and regional fusion centers with expertise on Department resources and operations;

“(11) provide training to State, local, and regional fusion centers and encourage such fusion centers to participate in terrorism threat-related exercises conducted by the Department; and

“(12) carry out such other duties as the Secretary determines are appropriate.

“(c) PERSONNEL ASSIGNMENT.—

“(1) IN GENERAL.—The Under Secretary for Intelligence and Analysis shall, to the maximum extent practicable, assign officers and intelligence analysts from components of the Department to participating State, local, and regional fusion centers.

“(2) PERSONNEL SOURCES.—Officers and intelligence analysts assigned to participating fusion centers under this subsection may be assigned from the following Department components, in coordination with the respective component head and in consultation with the principal officials of participating fusion centers:

“(A) Office of Intelligence and Analysis.

“(B) Office of Infrastructure Protection.

“(C) Transportation Security Administration.

“(D) United States Customs and Border Protection.

“(E) United States Immigration and Customs Enforcement.

“(F) United States Coast Guard.

“(G) Other components of the Department, as determined by the Secretary.

“(3) QUALIFYING CRITERIA.—

“(A) IN GENERAL.—The Secretary shall develop qualifying criteria for a fusion center to participate in the assigning of Department officers or intelligence analysts under this section.

“(B) CRITERIA.—Any criteria developed under subparagraph (A) may include—

“(i) whether the fusion center, through its mission and governance structure, focuses on a broad counterterrorism approach, and whether that broad approach is pervasive through all levels of the organization;

“(ii) whether the fusion center has sufficient numbers of adequately trained personnel to support a broad counterterrorism mission;

“(iii) whether the fusion center has—

“(I) access to relevant law enforcement, emergency response, private sector, open source, and national security data; and

“(II) the ability to share and analytically utilize that data for lawful purposes;

“(iv) whether the fusion center is adequately funded by the State, local, or regional government to support its counterterrorism mission; and

“(v) the relevancy of the mission of the fusion center to the particular source component of Department officers or intelligence analysts.

“(4) PREREQUISITE.—

“(A) INTELLIGENCE ANALYSIS, PRIVACY, AND CIVIL LIBERTIES TRAINING.—Before being assigned to a fusion center under this section, an officer or intelligence analyst shall undergo—

“(i) appropriate intelligence analysis or information sharing training using an intelligence-led policing curriculum that is consistent with—

“(I) standard training and education programs offered to Department law enforcement and intelligence personnel; and

“(II) the Criminal Intelligence Systems Operating Policies under part 23 of title 28, Code of Federal Regulations (or any corresponding similar rule or regulation);

“(ii) appropriate privacy and civil liberties training that is developed, supported, or sponsored by the Privacy Officer appointed under section 222 and the Officer for Civil Rights and Civil Liberties of the Department, in consultation with the Privacy and Civil Liberties Oversight Board established under section 1061 of the Intelligence Reform and Terrorism Prevention Act of 2004 (5 U.S.C. 601 note); and

“(iii) such other training prescribed by the Under Secretary for Intelligence and Analysis.

“(B) PRIOR WORK EXPERIENCE IN AREA.—In determining the eligibility of an officer or intelligence analyst to be assigned to a fusion center under this section, the Under Secretary for Intelligence and Analysis shall consider the familiarity of the officer or intelligence analyst with the State, locality, or region, as determined by such factors as whether the officer or intelligence analyst—

“(i) has been previously assigned in the geographic area; or

“(ii) has previously worked with intelligence officials or law enforcement or other emergency response providers from that State, locality, or region.

“(5) EXPEDITED SECURITY CLEARANCE PROCESSING.—The Under Secretary for Intelligence and Analysis—

“(A) shall ensure that each officer or intelligence analyst assigned to a fusion center under this section has the appropriate security clearance to contribute effectively to the mission of the fusion center; and

“(B) may request that security clearance processing be expedited for each such officer or intelligence analyst and may use available funds for such purpose.

“(6) FURTHER QUALIFICATIONS.—Each officer or intelligence analyst assigned to a fusion center under this section shall satisfy any other qualifications the Under Secretary for Intelligence and Analysis may prescribe.

“(d) RESPONSIBILITIES.—An officer or intelligence analyst assigned to a fusion center under this section shall—

“(1) assist law enforcement agencies and other emergency response providers of State, local, and tribal governments and fusion center personnel in using information within the scope of the information sharing environment, including homeland security information, terrorism information, and weapons of mass destruction information, to develop a comprehensive and accurate threat picture;

“(2) review homeland security-relevant information from law enforcement agencies and other emergency response providers of State, local, and tribal government;

“(3) create intelligence and other information products derived from such information and other homeland security-relevant information provided by the Department; and

“(4) assist in the dissemination of such products, as coordinated by the Under Secretary for Intelligence and Analysis, to law enforcement agencies and other emergency response pro-

viders of State, local, and tribal government, other fusion centers, and appropriate Federal agencies.

“(e) BORDER INTELLIGENCE PRIORITY.—

“(1) IN GENERAL.—The Secretary shall make it a priority to assign officers and intelligence analysts under this section from United States Customs and Border Protection, United States Immigration and Customs Enforcement, and the Coast Guard to participating State, local, and regional fusion centers located in jurisdictions along land or maritime borders of the United States in order to enhance the integrity of and security at such borders by helping Federal, State, local, and tribal law enforcement authorities to identify, investigate, and otherwise interdict persons, weapons, and related contraband that pose a threat to homeland security.

“(2) BORDER INTELLIGENCE PRODUCTS.—When performing the responsibilities described in subsection (d), officers and intelligence analysts assigned to participating State, local, and regional fusion centers under this section shall have, as a primary responsibility, the creation of border intelligence products that—

“(A) assist State, local, and tribal law enforcement agencies in deploying their resources most efficiently to help detect and interdict terrorists, weapons of mass destruction, and related contraband at land or maritime borders of the United States;

“(B) promote more consistent and timely sharing of border security-relevant information among jurisdictions along land or maritime borders of the United States; and

“(C) enhance the Department’s situational awareness of the threat of acts of terrorism at or involving the land or maritime borders of the United States.

“(f) DATABASE ACCESS.—In order to fulfill the objectives described under subsection (d), each officer or intelligence analyst assigned to a fusion center under this section shall have appropriate access to all relevant Federal databases and information systems, consistent with any policies, guidelines, procedures, instructions, or standards established by the President or, as appropriate, the program manager of the information sharing environment for the implementation and management of that environment.

“(g) CONSUMER FEEDBACK.—

“(1) IN GENERAL.—The Secretary shall create a voluntary mechanism for any State, local, or tribal law enforcement officer or other emergency response provider who is a consumer of the intelligence or other information products referred to in subsection (d) to provide feedback to the Department on the quality and utility of such intelligence products.

“(2) REPORT.—Not later than one year after the date of the enactment of the Implementing Recommendations of the 9/11 Commission Act of 2007, and annually thereafter, the Secretary shall submit to the Committee on Homeland Security and Governmental Affairs of the Senate and the Committee on Homeland Security of the House of Representatives a report that includes a description of the consumer feedback obtained under paragraph (1) and, if applicable, how the Department has adjusted its production of intelligence products in response to that consumer feedback.

“(h) RULE OF CONSTRUCTION.—

“(1) IN GENERAL.—The authorities granted under this section shall supplement the authorities granted under section 201(d) and nothing in this section shall be construed to abrogate the authorities granted under section 201(d).

“(2) PARTICIPATION.—Nothing in this section shall be construed to require a State, local, or regional government or entity to accept the assignment of officers or intelligence analysts of the Department into the fusion center of that State, locality, or region.

“(i) GUIDELINES.—The Secretary, in consultation with the Attorney General, shall establish guidelines for fusion centers created and operated by State and local governments, to include standards that any such fusion center shall—

“(1) collaboratively develop a mission statement, identify expectations and goals, measure performance, and determine effectiveness for that fusion center;

“(2) create a representative governance structure that includes law enforcement officers and other emergency response providers and, as appropriate, the private sector;

“(3) create a collaborative environment for the sharing of intelligence and information among Federal, State, local, and tribal government agencies (including law enforcement officers and other emergency response providers), the private sector, and the public, consistent with any policies, guidelines, procedures, instructions, or standards established by the President or, as appropriate, the program manager of the information sharing environment;

“(4) leverage the databases, systems, and networks available from public and private sector entities, in accordance with all applicable laws, to maximize information sharing;

“(5) develop, publish, and adhere to a privacy and civil liberties policy consistent with Federal, State, and local law;

“(6) provide, in coordination with the Privacy Officer of the Department and the Officer for Civil Rights and Civil Liberties of the Department, appropriate privacy and civil liberties training for all State, local, tribal, and private sector representatives at the fusion center;

“(7) ensure appropriate security measures are in place for the facility, data, and personnel;

“(8) select and train personnel based on the needs, mission, goals, and functions of that fusion center;

“(9) offer a variety of intelligence and information services and products to recipients of fusion center intelligence and information; and

“(10) incorporate law enforcement officers, other emergency response providers, and, as appropriate, the private sector, into all relevant phases of the intelligence and fusion process, consistent with the mission statement developed under paragraph (1), either through full time representatives or liaison relationships with the fusion center to enable the receipt and sharing of information and intelligence.

“(j) DEFINITIONS.—In this section—

“(1) the term ‘fusion center’ means a collaborative effort of 2 or more Federal, State, local, or tribal government agencies that combines resources, expertise, or information with the goal of maximizing the ability of such agencies to detect, prevent, investigate, apprehend, and respond to criminal or terrorist activity;

“(2) the term ‘information sharing environment’ means the information sharing environment established under section 1016 of the Intelligence Reform and Terrorism Prevention Act of 2004 (6 U.S.C. 485);

“(3) the term ‘intelligence analyst’ means an individual who regularly advises, administers, supervises, or performs work in the collection, gathering, analysis, evaluation, reporting, production, or dissemination of information on political, economic, social, cultural, physical, geographical, scientific, or military conditions, trends, or forces in foreign or domestic areas that directly or indirectly affect national security;

“(4) the term ‘intelligence-led policing’ means the collection and analysis of information to produce an intelligence end product designed to inform law enforcement decision making at the tactical and strategic levels; and

“(5) the term ‘terrorism information’ has the meaning given that term in section 1016 of the Intelligence Reform and Terrorism Prevention Act of 2004 (6 U.S.C. 485).

“(k) AUTHORIZATION OF APPROPRIATIONS.—There is authorized to be appropriated \$10,000,000 for each of fiscal years 2008 through 2012, to carry out this section, except for subsection (i), including for hiring officers and intelligence analysts to replace officers and intelligence analysts who are assigned to fusion centers under this section.”

(b) TRAINING FOR PREDEPLOYED OFFICERS AND ANALYSTS.—An officer or analyst assigned to a

fusion center by the Secretary of Homeland Security before the date of the enactment of this Act shall undergo the training described in section 210A(c)(4)(A) of the Homeland Security Act of 2002, as added by subsection (a), by not later than six months after such date.

(c) **TECHNICAL AND CONFORMING AMENDMENT.**—The table of contents in section 1(b) of the Homeland Security Act of 2002 (6 U.S.C. 101 et seq.) is further amended by inserting after the item relating to section 210 the following:

“Sec. 210A. Department of Homeland Security State, Local, and Regional Information Fusion Center Initiative.”.

(d) **REPORTS.**—

(1) **CONCEPT OF OPERATIONS.**—Not later than 90 days after the date of enactment of this Act and before the Department of Homeland Security State, Local, and Regional Fusion Center Initiative under section 210A of the Homeland Security Act of 2002, as added by subsection (a), (in this section referred to as the “program”) has been implemented, the Secretary, in consultation with the Privacy Officer of the Department, the Officer for Civil Rights and Civil Liberties of the Department, and the Privacy and Civil Liberties Oversight Board established under section 1061 of the Intelligence Reform and Terrorism Prevention Act of 2004 (5 U.S.C. 601 note), shall submit to the Committee on Homeland Security and Governmental Affairs of the Senate and the Committee on Homeland Security of the House of Representatives a report that contains a concept of operations for the program, which shall—

(A) include a clear articulation of the purposes, goals, and specific objectives for which the program is being developed;

(B) identify stakeholders in the program and provide an assessment of their needs;

(C) contain a developed set of quantitative metrics to measure, to the extent possible, program output;

(D) contain a developed set of qualitative instruments (including surveys and expert interviews) to assess the extent to which stakeholders believe their needs are being met; and

(E) include a privacy and civil liberties impact assessment.

(2) **PRIVACY AND CIVIL LIBERTIES.**—Not later than 1 year after the date of the enactment of this Act, the Privacy Officer of the Department of Homeland Security and the Officer for Civil Liberties and Civil Rights of the Department of Homeland Security, consistent with any policies of the Privacy and Civil Liberties Oversight Board established under section 1061 of the Intelligence Reform and Terrorism Prevention Act of 2004 (5 U.S.C. 601 note), shall submit to the Committee on Homeland Security and Governmental Affairs of the Senate and the Committee on Homeland Security of the House of Representatives, the Secretary of Homeland Security, the Under Secretary of Homeland Security for Intelligence and Analysis, and the Privacy and Civil Liberties Oversight Board a report on the privacy and civil liberties impact of the program.

**SEC. 512. HOMELAND SECURITY INFORMATION SHARING FELLOWS PROGRAM.**

(a) **ESTABLISHMENT OF PROGRAM.**—Subtitle A of title II of the Homeland Security Act of 2002 (6 U.S.C. 121 et seq.) is further amended by adding at the end the following:

**“SEC. 210B. HOMELAND SECURITY INFORMATION SHARING FELLOWS PROGRAM.**

“(a) **ESTABLISHMENT.**—

“(1) **IN GENERAL.**—The Secretary, acting through the Under Secretary for Intelligence and Analysis, and in consultation with the Chief Human Capital Officer, shall establish a fellowship program in accordance with this section for the purpose of—

“(A) detailing State, local, and tribal law enforcement officers and intelligence analysts to the Department in accordance with subchapter VI of chapter 33 of title 5, United States Code, to participate in the work of the Office of Intel-

ligence and Analysis in order to become familiar with—

“(i) the relevant missions and capabilities of the Department and other Federal agencies; and

“(ii) the role, programs, products, and personnel of the Office of Intelligence and Analysis; and

“(B) promoting information sharing between the Department and State, local, and tribal law enforcement officers and intelligence analysts by assigning such officers and analysts to—

“(i) serve as a point of contact in the Department to assist in the representation of State, local, and tribal information requirements;

“(ii) identify information within the scope of the information sharing environment, including homeland security information, terrorism information, and weapons of mass destruction information, that is of interest to State, local, and tribal law enforcement officers, intelligence analysts, and other emergency response providers;

“(iii) assist Department analysts in preparing and disseminating products derived from information within the scope of the information sharing environment, including homeland security information, terrorism information, and weapons of mass destruction information, that are tailored to State, local, and tribal law enforcement officers and intelligence analysts and designed to prepare for and thwart acts of terrorism; and

“(iv) assist Department analysts in preparing products derived from information within the scope of the information sharing environment, including homeland security information, terrorism information, and weapons of mass destruction information, that are tailored to State, local, and tribal emergency response providers and assist in the dissemination of such products through appropriate Department channels.

“(2) **PROGRAM NAME.**—The program under this section shall be known as the ‘Homeland Security Information Sharing Fellows Program’.

“(b) **ELIGIBILITY.**—

“(1) **IN GENERAL.**—In order to be eligible for selection as an Information Sharing Fellow under the program under this section, an individual shall—

“(A) have homeland security-related responsibilities;

“(B) be eligible for an appropriate security clearance;

“(C) possess a valid need for access to classified information, as determined by the Under Secretary for Intelligence and Analysis;

“(D) be an employee of an eligible entity; and

“(E) have undergone appropriate privacy and civil liberties training that is developed, supported, or sponsored by the Privacy Officer and the Officer for Civil Rights and Civil Liberties, in consultation with the Privacy and Civil Liberties Oversight Board established under section 1061 of the Intelligence Reform and Terrorism Prevention Act of 2004 (5 U.S.C. 601 note).

“(2) **ELIGIBLE ENTITIES.**—In this subsection, the term ‘eligible entity’ means—

“(A) a State, local, or regional fusion center;

“(B) a State or local law enforcement or other government entity that serves a major metropolitan area, suburban area, or rural area, as determined by the Secretary;

“(C) a State or local law enforcement or other government entity with port, border, or agricultural responsibilities, as determined by the Secretary;

“(D) a tribal law enforcement or other authority; or

“(E) such other entity as the Secretary determines is appropriate.

“(c) **OPTIONAL PARTICIPATION.**—No State, local, or tribal law enforcement or other government entity shall be required to participate in the Homeland Security Information Sharing Fellows Program.

“(d) **PROCEDURES FOR NOMINATION AND SELECTION.**—

“(1) **IN GENERAL.**—The Under Secretary for Intelligence and Analysis shall establish procedures to provide for the nomination and selec-

tion of individuals to participate in the Homeland Security Information Sharing Fellows Program.

“(2) **LIMITATIONS.**—The Under Secretary for Intelligence and Analysis shall—

“(A) select law enforcement officers and intelligence analysts representing a broad cross-section of State, local, and tribal agencies; and

“(B) ensure that the number of Information Sharing Fellows selected does not impede the activities of the Office of Intelligence and Analysis.”.

(b) **TECHNICAL AND CONFORMING AMENDMENT.**—The table of contents in section 1(b) of the Homeland Security Act of 2002 (6 U.S.C. 101 et seq.) is further amended by inserting after the item relating to section 210A the following:

“Sec. 210B. Homeland Security Information Sharing Fellows Program.”.

(c) **REPORTS.**—

(1) **CONCEPT OF OPERATIONS.**—Not later than 90 days after the date of enactment of this Act, and before the implementation of the Homeland Security Information Sharing Fellows Program under section 210B of the Homeland Security Act of 2002, as added by subsection (a), (in this section referred to as the “Program”) the Secretary, in consultation with the Privacy Officer of the Department, the Officer for Civil Rights and Civil Liberties of the Department, and the Privacy and Civil Liberties Oversight Board established under section 1061 of the Intelligence Reform and Terrorism Prevention Act of 2004 (5 U.S.C. 601 note), shall submit to the Committee on Homeland Security and Governmental Affairs of the Senate and the Committee on Homeland Security of the House of Representatives a report that contains a concept of operations for the Program, which shall include a privacy and civil liberties impact assessment.

(2) **REVIEW OF PRIVACY IMPACT.**—Not later than 1 year after the date on which the program is implemented, the Privacy Officer of the Department and the Officer for Civil Rights and Civil Liberties of the Department, consistent with any policies of the Privacy and Civil Liberties Oversight Board established under section 1061 of the Intelligence Reform and Terrorism Prevention Act of 2004 (5 U.S.C. 601 note), shall submit to the Committee on Homeland Security and Governmental Affairs of the Senate and the Committee on Homeland Security of the House of Representatives, the Secretary of Homeland Security, the Under Secretary of Homeland Security for Intelligence and Analysis, and the Privacy and Civil Liberties Oversight Board, a report on the privacy and civil liberties impact of the program.

**SEC. 513. RURAL POLICING INSTITUTE.**

(a) **ESTABLISHMENT.**—Subtitle A of title II of the Homeland Security Act of 2002 (6 U.S.C. 121 et seq.) is further amended by adding at the end the following:

**“SEC. 210C. RURAL POLICING INSTITUTE.**

“(a) **IN GENERAL.**—The Secretary shall establish a Rural Policing Institute, which shall be administered by the Federal Law Enforcement Training Center, to target training to law enforcement agencies and other emergency response providers located in rural areas. The Secretary, through the Rural Policing Institute, shall—

“(1) evaluate the needs of law enforcement agencies and other emergency response providers in rural areas;

“(2) develop expert training programs designed to address the needs of law enforcement agencies and other emergency response providers in rural areas as identified in the evaluation conducted under paragraph (1), including training programs about intelligence-led policing and protections for privacy, civil rights, and civil liberties;

“(3) provide the training programs developed under paragraph (2) to law enforcement agencies and other emergency response providers in rural areas; and

“(4) conduct outreach efforts to ensure that local and tribal governments in rural areas are



aware of the training programs developed under paragraph (2) so they can avail themselves of such programs.

“(b) CURRICULA.—The training at the Rural Policing Institute established under subsection (a) shall—

“(1) be configured in a manner so as not to duplicate or displace any law enforcement or emergency response program of the Federal Law Enforcement Training Center or a local or tribal government entity in existence on the date of enactment of the Implementing Recommendations of the 9/11 Commission Act of 2007; and

“(2) to the maximum extent practicable, be delivered in a cost-effective manner at facilities of the Department, on closed military installations with adequate training facilities, or at facilities operated by the participants.

“(c) DEFINITION.—In this section, the term ‘rural’ means an area that is not located in a metropolitan statistical area, as defined by the Office of Management and Budget.

“(d) AUTHORIZATION OF APPROPRIATIONS.—There are authorized to be appropriated to carry out this section (including for contracts, staff, and equipment)—

“(1) \$10,000,000 for fiscal year 2008; and

“(2) \$5,000,000 for each of fiscal years 2009 through 2013.”

(b) CLERICAL AMENDMENT.—The table of contents in section 1(b) of such Act is further amended by inserting after the item relating to section 210B the following:

“Sec. 210C. Rural Policing Institute.”

**Subtitle C—Interagency Threat Assessment and Coordination Group**

**SEC. 521. INTERAGENCY THREAT ASSESSMENT AND COORDINATION GROUP.**

(a) ESTABLISHMENT.—Subtitle A of title II of the Homeland Security Act of 2002 (6 U.S.C. 121 et seq.) is further amended by adding at the end the following:

**“SEC. 210D. INTERAGENCY THREAT ASSESSMENT AND COORDINATION GROUP.**

“(a) IN GENERAL.—To improve the sharing of information within the scope of the information sharing environment established under section 1016 of the Intelligence Reform and Terrorism Prevention Act of 2004 (6 U.S.C. 485) with State, local, tribal, and private sector officials, the Director of National Intelligence, through the program manager for the information sharing environment, in coordination with the Secretary, shall coordinate and oversee the creation of an Interagency Threat Assessment and Coordination Group (referred to in this section as the ‘ITACG’).

“(b) COMPOSITION OF ITACG.—The ITACG shall consist of—

“(1) an ITACG Advisory Council to set policy and develop processes for the integration, analysis, and dissemination of federally-coordinated information within the scope of the information sharing environment, including homeland security information, terrorism information, and weapons of mass destruction information; and

“(2) an ITACG Detail comprised of State, local, and tribal homeland security and law enforcement officers and intelligence analysts detailed to work in the National Counterterrorism Center with Federal intelligence analysts for the purpose of integrating, analyzing, and assisting in the dissemination of federally-coordinated information within the scope of the information sharing environment, including homeland security information, terrorism information, and weapons of mass destruction information, through appropriate channels identified by the ITACG Advisory Council.

“(c) RESPONSIBILITIES OF PROGRAM MANAGER.—The program manager, in consultation with the Information Sharing Council, shall—

“(1) monitor and assess the efficacy of the ITACG; and

“(2) not later than 180 days after the date of the enactment of the Implementing Recommendations of the 9/11 Commission Act of 2007, and at least annually thereafter, submit to

the Secretary, the Attorney General, the Director of National Intelligence, the Committee on Homeland Security and Governmental Affairs of the Senate and the Committee on Homeland Security of the House of Representatives a report on the progress of the ITACG.

“(d) RESPONSIBILITIES OF SECRETARY.—The Secretary, or the Secretary’s designee, in coordination with the Director of the National Counterterrorism Center and the ITACG Advisory Council, shall—

“(1) create policies and standards for the creation of information products derived from information within the scope of the information sharing environment, including homeland security information, terrorism information, and weapons of mass destruction information, that are suitable for dissemination to State, local, and tribal governments and the private sector;

“(2) evaluate and develop processes for the timely dissemination of federally-coordinated information within the scope of the information sharing environment, including homeland security information, terrorism information, and weapons of mass destruction information, to State, local, and tribal governments and the private sector;

“(3) establish criteria and a methodology for indicating to State, local, and tribal governments and the private sector the reliability of information within the scope of the information sharing environment, including homeland security information, terrorism information, and weapons of mass destruction information, disseminated to them;

“(4) educate the intelligence community about the requirements of the State, local, and tribal homeland security, law enforcement, and other emergency response providers regarding information within the scope of the information sharing environment, including homeland security information, terrorism information, and weapons of mass destruction information;

“(5) establish and maintain the ITACG Detail, which shall assign an appropriate number of State, local, and tribal homeland security and law enforcement officers and intelligence analysts to work in the National Counterterrorism Center who shall—

“(A) educate and advise National Counterterrorism Center intelligence analysts about the requirements of the State, local, and tribal homeland security and law enforcement officers, and other emergency response providers regarding information within the scope of the information sharing environment, including homeland security information, terrorism information, and weapons of mass destruction information;

“(B) assist National Counterterrorism Center intelligence analysts in integrating, analyzing, and otherwise preparing versions of products derived from information within the scope of the information sharing environment, including homeland security information, terrorism information, and weapons of mass destruction information that are unclassified or classified at the lowest possible level and suitable for dissemination to State, local, and tribal homeland security and law enforcement agencies in order to help deter and prevent terrorist attacks;

“(C) implement, in coordination with National Counterterrorism Center intelligence analysts, the policies, processes, procedures, standards, and guidelines developed by the ITACG Advisory Council;

“(D) assist in the dissemination of products derived from information within the scope of the information sharing environment, including homeland security information, terrorism information, and weapons of mass destruction information, to State, local, and tribal jurisdictions only through appropriate channels identified by the ITACG Advisory Council; and

“(E) report directly to the senior intelligence official from the Department under paragraph (6);

“(6) detail a senior intelligence official from the Department of Homeland Security to the National Counterterrorism Center, who shall—

“(A) manage the day-to-day operations of the ITACG Detail;

“(B) report directly to the Director of the National Counterterrorism Center or the Director’s designee; and

“(C) in coordination with the Director of the Federal Bureau of Investigation, and subject to the approval of the Director of the National Counterterrorism Center, select a deputy from the pool of available detailees from the Federal Bureau of Investigation in the National Counterterrorism Center; and

“(7) establish, within the ITACG Advisory Council, a mechanism to select law enforcement officers and intelligence analysts for placement in the National Counterterrorism Center consistent with paragraph (5), using criteria developed by the ITACG Advisory Council that shall encourage participation from a broadly representative group of State, local, and tribal homeland security and law enforcement agencies.

“(e) MEMBERSHIP.—The Secretary, or the Secretary’s designee, shall serve as the chair of the ITACG Advisory Council, which shall include—

“(1) representatives of—

“(A) the Department;

“(B) the Federal Bureau of Investigation;

“(C) the National Counterterrorism Center;

“(D) the Department of Defense;

“(E) the Department of Energy;

“(F) the Department of State; and

“(G) other Federal entities as appropriate;

“(2) the program manager of the information sharing environment, designated under section 1016(f) of the Intelligence Reform and Terrorism Prevention Act of 2004 (6 U.S.C. 485(f)), or the program manager’s designee; and

“(3) executive level law enforcement and intelligence officials from State, local, and tribal governments.

“(f) CRITERIA.—The Secretary, in consultation with the Director of National Intelligence, the Attorney General, and the program manager of the information sharing environment established under section 1016 of the Intelligence Reform and Terrorism Prevention Act of 2004 (6 U.S.C. 485), shall—

“(1) establish procedures for selecting members of the ITACG Advisory Council and for the proper handling and safeguarding of products derived from information within the scope of the information sharing environment, including homeland security information, terrorism information, and weapons of mass destruction information, by those members; and

“(2) ensure that at least 50 percent of the members of the ITACG Advisory Council are from State, local, and tribal governments.

“(g) OPERATIONS.—

“(1) IN GENERAL.—Beginning not later than 90 days after the date of enactment of the Implementing Recommendations of the 9/11 Commission Act of 2007, the ITACG Advisory Council shall meet regularly, but not less than quarterly, at the facilities of the National Counterterrorism Center of the Office of the Director of National Intelligence.

“(2) MANAGEMENT.—Pursuant to section 119(f)(E) of the National Security Act of 1947 (50 U.S.C. 404o(f)(E)), the Director of the National Counterterrorism Center, acting through the senior intelligence official from the Department of Homeland Security detailed pursuant to subsection (d)(6), shall ensure that—

“(A) the products derived from information within the scope of the information sharing environment, including homeland security information, terrorism information, and weapons of mass destruction information, prepared by the National Counterterrorism Center and the ITACG Detail for distribution to State, local, and tribal homeland security and law enforcement agencies reflect the requirements of such agencies and are produced consistently with the policies, processes, procedures, standards, and guidelines established by the ITACG Advisory Council;

“(B) in consultation with the ITACG Advisory Council and consistent with sections



102A(f)(1)(B)(iii) and 119(f)(E) of the National Security Act of 1947 (50 U.S.C. 402 et seq.), all products described in subparagraph (A) are disseminated through existing channels of the Department and the Department of Justice and other appropriate channels to State, local, and tribal government officials and other entities;

“(C) all detailees under subsection (d)(5) have appropriate access to all relevant information within the scope of the information sharing environment, including homeland security information, terrorism information, and weapons of mass destruction information, available at the National Counterterrorism Center in order to accomplish the objectives under that paragraph;

“(D) all detailees under subsection (d)(5) have the appropriate security clearances and are trained in the procedures for handling, processing, storing, and disseminating classified products derived from information within the scope of the information sharing environment, including homeland security information, terrorism information, and weapons of mass destruction information; and

“(E) all detailees under subsection (d)(5) complete appropriate privacy and civil liberties training.

“(h) INAPPLICABILITY OF THE FEDERAL ADVISORY COMMITTEE ACT.—The Federal Advisory Committee Act (5 U.S.C. App.) shall not apply to the ITACG or any subsidiary groups thereof.

“(i) AUTHORIZATION OF APPROPRIATIONS.—There are authorized to be appropriated such sums as may be necessary for each of fiscal years 2008 through 2012 to carry out this section, including to obtain security clearances for the State, local, and tribal participants in the ITACG.”

(b) CLERICAL AMENDMENT.—The table of contents in section 1(b) of such Act is amended by inserting after the item relating to section 210C the following:

“Sec. 210D. Interagency Threat Assessment and Coordination Group.”

(c) PRIVACY AND CIVIL LIBERTIES IMPACT ASSESSMENT.—Not later than 90 days after the date of the enactment of this Act, the Privacy Officer and the Officer for Civil Rights and Civil Liberties of the Department of Homeland Security and the Chief Privacy and Civil Liberties Officer for the Department of Justice, in consultation with the Civil Liberties Protection Officer of the Office of the Director of National Intelligence, shall submit to the Secretary of Homeland Security, the Director of the Federal Bureau of Investigation, the Attorney General, the Director of the National Counterterrorism Center, the Director of National Intelligence, the Privacy and Civil Liberties Oversight Board, and the Committee on Homeland Security and Governmental Affairs of the Senate, the Committee on Homeland Security of the House of Representatives, the Select Committee on Intelligence of the Senate, and the Permanent Select Committee on Intelligence of the House of Representatives, a privacy and civil liberties impact assessment of the Interagency Threat Assessment and Coordination Group under section 210D of the Homeland Security Act of 2002, as added by subsection (a), including the use of State, local, and tribal detailees at the National Counterterrorism Center, as described in subsection (d)(5) of that section.

#### Subtitle D—Homeland Security Intelligence Offices Reorganization

#### SEC. 531. OFFICE OF INTELLIGENCE AND ANALYSIS AND OFFICE OF INFRASTRUCTURE PROTECTION.

(a) IN GENERAL.—Section 201 of the Homeland Security Act of 2002 (6 U.S.C. 201) is amended—

(1) in the section heading, by striking “Directorate for information” and inserting “information and”;

(2) by striking subsections (a) through (c) and inserting the following:

“(a) INTELLIGENCE AND ANALYSIS AND INFRASTRUCTURE PROTECTION.—There shall be in the Department an Office of Intelligence and Analysis and an Office of Infrastructure Protection.

“(b) UNDER SECRETARY FOR INTELLIGENCE AND ANALYSIS AND ASSISTANT SECRETARY FOR INFRASTRUCTURE PROTECTION.—

“(1) OFFICE OF INTELLIGENCE AND ANALYSIS.—The Office of Intelligence and Analysis shall be headed by an Under Secretary for Intelligence and Analysis, who shall be appointed by the President, by and with the advice and consent of the Senate.

“(2) CHIEF INTELLIGENCE OFFICER.—The Under Secretary for Intelligence and Analysis shall serve as the Chief Intelligence Officer of the Department.

“(3) OFFICE OF INFRASTRUCTURE PROTECTION.—The Office of Infrastructure Protection shall be headed by an Assistant Secretary for Infrastructure Protection, who shall be appointed by the President.

“(c) DISCHARGE OF RESPONSIBILITIES.—The Secretary shall ensure that the responsibilities of the Department relating to information analysis and infrastructure protection, including those described in subsection (d), are carried out through the Under Secretary for Intelligence and Analysis or the Assistant Secretary for Infrastructure Protection, as appropriate.”;

(3) in subsection (d)—

(A) in the subsection heading, by striking “UNDER SECRETARY” and inserting “SECRETARY RELATING TO INTELLIGENCE AND ANALYSIS AND INFRASTRUCTURE PROTECTION”;

(B) in the matter preceding paragraph (1), by striking “Subject to the direction” and all that follows through “Infrastructure Protection” and inserting the following: “The responsibilities of the Secretary relating to intelligence and analysis and infrastructure protection”;

(C) in paragraph (9), as redesignated under section 510(a)(2)(A)(ii), by striking “Director of Central Intelligence” and inserting “Director of National Intelligence”;

(D) in paragraph (11)(B), as so redesignated, by striking “Director of Central Intelligence” and inserting “Director of National Intelligence”;

(E) by redesignating paragraph (18), as so redesignated, as paragraph (24); and

(F) by inserting after paragraph (17), as so redesignated, the following:

“(18) To coordinate and enhance integration among the intelligence components of the Department, including through strategic oversight of the intelligence activities of such components.

“(19) To establish the intelligence collection, processing, analysis, and dissemination priorities, policies, processes, standards, guidelines, and procedures for the intelligence components of the Department, consistent with any directions from the President and, as applicable, the Director of National Intelligence.

“(20) To establish a structure and process to support the missions and goals of the intelligence components of the Department.

“(21) To ensure that, whenever possible, the Department—

“(A) produces and disseminates unclassified reports and analytic products based on open-source information; and

“(B) produces and disseminates such reports and analytic products contemporaneously with reports or analytic products concerning the same or similar information that the Department produced and disseminated in a classified format.

“(22) To establish within the Office of Intelligence and Analysis an internal continuity of operations plan.

“(23) Based on intelligence priorities set by the President, and guidance from the Secretary and, as appropriate, the Director of National Intelligence—

“(A) to provide to the heads of each intelligence component of the Department guidance for developing the budget pertaining to the activities of such component; and

“(B) to present to the Secretary a recommendation for a consolidated budget for the intelligence components of the Department, together with any comments from the heads of such components.”;

(4) in subsection (e)(1)—

(A) by striking “Directorate” the first place that term appears and inserting “Office of Intelligence and Analysis and the Office of Infrastructure Protection”;

(B) by striking “the Directorate in discharging” and inserting “such offices in discharging”;

(5) in subsection (f)(1), by striking “Directorate” and inserting “Office of Intelligence and Analysis and the Office of Infrastructure Protection”;

(6) in subsection (g), in the matter preceding paragraph (1), by striking “Under Secretary for Information Analysis and Infrastructure Protection” and inserting “Office of Intelligence and Analysis and the Office of Infrastructure Protection”.

(b) TECHNICAL AND CONFORMING AMENDMENTS.—

(1) IN GENERAL.—Such Act is further amended—

(A) in section 223, by striking “Under Secretary for Information Analysis and Infrastructure Protection” and inserting “Under Secretary for Intelligence and Analysis, in cooperation with the Assistant Secretary for Infrastructure Protection”;

(B) in section 224, by striking “Under Secretary for Information Analysis and Infrastructure Protection” and inserting “Assistant Secretary for Infrastructure Protection”;

(C) in section 302(3), by striking “Under Secretary for Information Analysis and Infrastructure Protection” and inserting “Under Secretary for Intelligence and Analysis and the Assistant Secretary for Infrastructure Protection”;

(D) in section 521(d)—

(i) in paragraph (1), by striking “Directorate for Information Analysis and Infrastructure Protection” and inserting “Office of Intelligence and Analysis”;

(ii) in paragraph (2), by striking “Under Secretary for Information Analysis and Infrastructure Protection” and inserting “Under Secretary for Intelligence and Analysis”.

(2) ADDITIONAL UNDER SECRETARY.—Section 103(a) of the Homeland Security Act of 2002 (6 U.S.C. 113(a)) is amended—

(A) by redesignating paragraphs (8) and (9) as paragraphs (9) and (10), respectively; and

(B) by inserting after paragraph (7) the following:

“(8) An Under Secretary responsible for overseeing critical infrastructure protection, cybersecurity, and other related programs of the Department.”

(3) HEADING.—Subtitle A of title II of the Homeland Security Act of 2002 (6 U.S.C. 121 et seq.) is amended in the subtitle heading by striking “**Directorate for Information**” and inserting “**Information and**”.

(4) TABLE OF CONTENTS.—The Homeland Security Act of 2002 (6 U.S.C. 101 et seq.) is amended in the table of contents in section 1(b)—

(A) by striking the items relating to subtitle A of title II and section 201 and inserting the following:

“Subtitle A—Information and Analysis and Infrastructure Protection; Access to Information  
“Sec. 201. Information and Analysis and Infrastructure Protection.”;

(5) NATIONAL SECURITY ACT OF 1947.—Section 106(b)(2)(I) of the National Security Act of 1947 (50 U.S.C. 403-6) is amended to read as follows:

“(1) The Under Secretary of Homeland Security for Intelligence and Analysis.”.

(c) TREATMENT OF INCUMBENT.—The individual administratively performing the duties of the Under Secretary for Intelligence and Analysis as of the date of the enactment of this Act may continue to perform such duties after the date on which the President nominates an individual to serve as the Under Secretary pursuant to section 201 of the Homeland Security Act of 2002, as amended by this section, and until the individual so appointed assumes the duties of the position

**Subtitle E—Authorization of Appropriations**  
**SEC. 541. AUTHORIZATION OF APPROPRIATIONS.**

There is authorized to be appropriated for each fiscal year 2008 through 2012 such sums as may be necessary to carry out this title and the amendments made by this title.

**TITLE VI—CONGRESSIONAL OVERSIGHT OF INTELLIGENCE**

**SEC. 601. AVAILABILITY TO PUBLIC OF CERTAIN INTELLIGENCE FUNDING INFORMATION.**

(a) **AMOUNTS APPROPRIATED EACH FISCAL YEAR.**—Not later than 30 days after the end of each fiscal year beginning with fiscal year 2007, the Director of National Intelligence shall disclose to the public the aggregate amount of funds appropriated by Congress for the National Intelligence Program for such fiscal year.

(b) **WAIVER.**—Beginning with fiscal year 2009, the President may waive or postpone the disclosure required by subsection (a) for any fiscal year by, not later than 30 days after the end of such fiscal year, submitting to the Select Committee on Intelligence of the Senate and Permanent Select Committee on Intelligence of the House of Representatives—

(1) a statement, in unclassified form, that the disclosure required in subsection (a) for that fiscal year would damage national security; and

(2) a statement detailing the reasons for the waiver or postponement, which may be submitted in classified form.

(c) **DEFINITION.**—As used in this section, the term “National Intelligence Program” has the meaning given the term in section 3(6) of the National Security Act of 1947 (50 U.S.C. 401a(6)).

**SEC. 602. PUBLIC INTEREST DECLASSIFICATION BOARD.**

The Public Interest Declassification Act of 2000 (50 U.S.C. 435 note) is amended—

(1) by striking “Director of Central Intelligence” each place that term appears and inserting “Director of National Intelligence”;

(2) in section 704(e)—

(A) by striking “If requested” and inserting the following:

“(1) **IN GENERAL.**—If requested”;

(B) by adding at the end the following:

“(2) **AUTHORITY OF BOARD.**—Upon receiving a congressional request described in section 703(b)(5), the Board may conduct the review and make the recommendations described in that section, regardless of whether such a review is requested by the President.

“(3) **REPORTING.**—Any recommendations submitted to the President by the Board under section 703(b)(5), shall be submitted to the chairman and ranking minority member of the committee of Congress that made the request relating to such recommendations.”;

(3) in section 705(c), in the subsection heading, by striking “DIRECTOR OF CENTRAL INTELLIGENCE” and inserting “DIRECTOR OF NATIONAL INTELLIGENCE”;

(4) in section 710(b), by striking “8 years after the date” and all that follows and inserting “on December 31, 2012.”.

**SEC. 603. SENSE OF THE SENATE REGARDING A REPORT ON THE 9/11 COMMISSION RECOMMENDATIONS WITH RESPECT TO INTELLIGENCE REFORM AND CONGRESSIONAL INTELLIGENCE OVERSIGHT REFORM.**

(a) **FINDINGS.**—Congress makes the following findings:

(1) The National Commission on Terrorist Attacks Upon the United States (referred to in this section as the “9/11 Commission”) conducted a lengthy review of the facts and circumstances relating to the terrorist attacks of September 11, 2001, including those relating to the intelligence community, law enforcement agencies, and the role of congressional oversight and resource allocation.

(2) In its final report, the 9/11 Commission found that—

(A) congressional oversight of the intelligence activities of the United States is dysfunctional;

(B) under the rules of the Senate and the House of Representatives in effect at the time the report was completed, the committees of Congress charged with oversight of the intelligence activities lacked the power, influence, and sustained capability to meet the daunting challenges faced by the intelligence community of the United States;

(C) as long as such oversight is governed by such rules of the Senate and the House of Representatives, the people of the United States will not get the security they want and need;

(D) a strong, stable, and capable congressional committee structure is needed to give the intelligence community of the United States appropriate oversight, support, and leadership; and

(E) the reforms recommended by the 9/11 Commission in its final report will not succeed if congressional oversight of the intelligence community in the United States is not changed.

(3) The 9/11 Commission recommended structural changes to Congress to improve the oversight of intelligence activities.

(4) Congress has enacted some of the recommendations made by the 9/11 Commission and is considering implementing additional recommendations of the 9/11 Commission.

(5) The Senate adopted Senate Resolution 445 in the 108th Congress to address some of the intelligence oversight recommendations of the 9/11 Commission by abolishing term limits for the members of the Select Committee on Intelligence, clarifying jurisdiction for intelligence-related nominations, and streamlining procedures for the referral of intelligence-related legislation, but other aspects of the 9/11 Commission recommendations regarding intelligence oversight have not been implemented.

(b) **SENSE OF THE SENATE.**—It is the sense of the Senate that the Committee on Homeland Security and Governmental Affairs and the Select Committee on Intelligence of the Senate each, or jointly, should—

(1) undertake a review of the recommendations made in the final report of the 9/11 Commission with respect to intelligence reform and congressional intelligence oversight reform;

(2) review and consider any other suggestions, options, or recommendations for improving intelligence oversight; and

(3) not later than December 21, 2007, submit to the Senate a report that includes the recommendations of the committees, if any, for carrying out such reforms.

**SEC. 604. AVAILABILITY OF FUNDS FOR THE PUBLIC INTEREST DECLASSIFICATION BOARD.**

Section 21067 of the Continuing Appropriations Resolution, 2007 (division B of Public Law 109-289; 120 Stat. 1311), as amended by Public Law 109-369 (120 Stat. 2642), Public Law 109-383 (120 Stat. 2678), and Public Law 110-5, is amended by adding at the end the following new subsection:

“(c) From the amount provided by this section, the National Archives and Records Administration may obligate monies necessary to carry out the activities of the Public Interest Declassification Board.”.

**SEC. 605. AVAILABILITY OF THE EXECUTIVE SUMMARY OF THE REPORT ON CENTRAL INTELLIGENCE AGENCY ACCOUNTABILITY REGARDING THE TERRORIST ATTACKS OF SEPTEMBER 11, 2001.**

(a) **PUBLIC AVAILABILITY.**—Not later than 30 days after the date of the enactment of this Act, the Director of the Central Intelligence Agency shall prepare and make available to the public a version of the Executive Summary of the report entitled the “Office of Inspector General Report on Central Intelligence Agency Accountability Regarding Findings and Conclusions of the Joint Inquiry into Intelligence Community Activities Before and After the Terrorist Attacks of September 11, 2001” issued in June 2005 that is declassified to the maximum extent possible, consistent with national security.

(b) **REPORT TO CONGRESS.**—The Director of the Central Intelligence Agency shall submit to Congress a classified annex to the redacted Executive Summary made available under subsection (a) that explains the reason that any redacted material in the Executive Summary was withheld from the public.

**TITLE VII—STRENGTHENING EFFORTS TO PREVENT TERRORIST TRAVEL**

**Subtitle A—Terrorist Travel**

**SEC. 701. REPORT ON INTERNATIONAL COLLABORATION TO INCREASE BORDER SECURITY, ENHANCE GLOBAL DOCUMENT SECURITY, AND EXCHANGE TERRORIST INFORMATION.**

(a) **REPORT REQUIRED.**—Not later than 270 days after the date of the enactment of this Act, the Secretary of State and the Secretary of Homeland Security, in conjunction with the Director of National Intelligence and the heads of other appropriate Federal departments and agencies, shall submit to the appropriate congressional committees a report on efforts of the Government of the United States to collaborate with international partners and allies of the United States to increase border security, enhance global document security, and exchange terrorism information.

(b) **CONTENTS.**—The report required by subsection (a) shall outline—

(1) all presidential directives, programs, and strategies for carrying out and increasing United States Government efforts described in subsection (a);

(2) the goals and objectives of each of these efforts;

(3) the progress made in each of these efforts; and

(4) the projected timelines for each of these efforts to become fully functional and effective.

(c) **DEFINITION.**—In this section, the term “appropriate congressional committees” means—

(1) the Committee on Foreign Affairs, the Committee on Homeland Security, the Committee on the Judiciary, and the Permanent Select Committee on Intelligence of the House of Representatives; and

(2) the Committee on Foreign Relations, the Committee on Homeland Security and Governmental Affairs, the Committee on the Judiciary, and the Select Committee on Intelligence of the Senate.

**Subtitle B—Visa Waiver**

**SEC. 711. MODERNIZATION OF THE VISA WAIVER PROGRAM.**

(a) **SHORT TITLE.**—This section may be cited as the “Secure Travel and Counterterrorism Partnership Act of 2007”.

(b) **SENSE OF CONGRESS.**—It is the sense of Congress that—

(1) the United States should modernize and strengthen the security of the visa waiver program under section 217 of the Immigration and Nationality Act (8 U.S.C. 1187) by simultaneously—

(A) enhancing program security requirements; and

(B) extending visa-free travel privileges to nationals of foreign countries that are partners in the war on terrorism—

(i) that are actively cooperating with the United States to prevent terrorist travel, including sharing counterterrorism and law enforcement information; and

(ii) whose nationals have demonstrated their compliance with the provisions of the Immigration and Nationality Act regarding the purpose and duration of their admission to the United States; and

(2) the modernization described in paragraph (1) will—

(A) enhance bilateral cooperation on critical counterterrorism and information sharing initiatives;

(B) support and expand tourism and business opportunities to enhance long-term economic competitiveness; and

(C) strengthen bilateral relationships.

(c) **DISCRETIONARY VISA WAIVER PROGRAM EXPANSION.**—Section 217(c) of the Immigration and Nationality Act (8 U.S.C. 1187(c)) is amended by adding at the end the following new paragraphs:

“(8) **NONIMMIGRANT VISA REFUSAL RATE FLEXIBILITY.**—

“(A) **CERTIFICATION.**—

“(i) **IN GENERAL.**—On the date on which an air exit system is in place that can verify the departure of not less than 97 percent of foreign nationals who exit through airports of the United States and the electronic travel authorization system required under subsection (h)(3) is fully operational, the Secretary of Homeland Security shall certify to Congress that such air exit system and electronic travel authorization system are in place.

“(ii) **NOTIFICATION TO CONGRESS.**—The Secretary shall notify Congress in writing of the date on which the air exit system under clause (i) fully satisfies the biometric requirements specified in subsection (i).

“(iii) **TEMPORARY SUSPENSION OF WAIVER AUTHORITY.**—Notwithstanding any certification made under clause (i), if the Secretary has not notified Congress in accordance with clause (ii) by June 30, 2009, the Secretary’s waiver authority under subparagraph (B) shall be suspended beginning on July 1, 2009, until such time as the Secretary makes such notification.

“(iv) **RULE OF CONSTRUCTION.**—Nothing in this paragraph shall be construed as in any way abrogating the reporting requirements under subsection (i)(3).

“(B) **WAIVER.**—After certification by the Secretary under subparagraph (A), the Secretary, in consultation with the Secretary of State, may waive the application of paragraph (2)(A) for a country if—

“(i) the country meets all security requirements of this section;

“(ii) the Secretary of Homeland Security determines that the totality of the country’s security risk mitigation measures provide assurance that the country’s participation in the program would not compromise the law enforcement, security interests, or enforcement of the immigration laws of the United States;

“(iii) there has been a sustained reduction in the rate of refusals for nonimmigrant visas for nationals of the country and conditions exist to continue such reduction;

“(iv) the country cooperated with the Government of the United States on counterterrorism initiatives, information sharing, and preventing terrorist travel before the date of its designation as a program country, and the Secretary of Homeland Security and the Secretary of State determine that such cooperation will continue; and

“(v)(I) the rate of refusals for nonimmigrant visitor visas for nationals of the country during the previous full fiscal year was not more than ten percent; or

“(II) the visa overstay rate for the country for the previous full fiscal year does not exceed the maximum visa overstay rate, once such rate is established under subparagraph (C).

“(C) **MAXIMUM VISA OVERSTAY RATE.**—

“(i) **REQUIREMENT TO ESTABLISH.**—After certification by the Secretary under subparagraph (A), the Secretary and the Secretary of State jointly shall use information from the air exit system referred to in such subparagraph to establish a maximum visa overstay rate for countries participating in the program pursuant to a waiver under subparagraph (B). The Secretary of Homeland Security shall certify to Congress that such rate would not compromise the law enforcement, security interests, or enforcement of the immigration laws of the United States.

“(ii) **VISA OVERSTAY RATE DEFINED.**—In this paragraph the term ‘visa overstay rate’ means, with respect to a country, the ratio of—

“(I) the total number of nationals of that country who were admitted to the United States on the basis of a nonimmigrant visa whose periods of authorized stays ended during a fiscal

year but who remained unlawfully in the United States beyond such periods; to

“(II) the total number of nationals of that country who were admitted to the United States on the basis of a nonimmigrant visa during that fiscal year.

“(iii) **REPORT AND PUBLICATION.**—The Secretary of Homeland Security shall on the same date submit to Congress and publish in the Federal Register information relating to the maximum visa overstay rate established under clause (i). Not later than 60 days after such date, the Secretary shall issue a final maximum visa overstay rate above which a country may not participate in the program.

“(9) **DISCRETIONARY SECURITY-RELATED CONSIDERATIONS.**—In determining whether to waive the application of paragraph (2)(A) for a country, pursuant to paragraph (8), the Secretary of Homeland Security, in consultation with the Secretary of State, shall take into consideration other factors affecting the security of the United States, including—

“(A) airport security standards in the country;

“(B) whether the country assists in the operation of an effective air marshal program;

“(C) the standards of passports and travel documents issued by the country; and

“(D) other security-related factors, including the country’s cooperation with the United States’ initiatives toward combating terrorism and the country’s cooperation with the United States intelligence community in sharing information regarding terrorist threats.”.

(d) **SECURITY ENHANCEMENTS TO THE VISA WAIVER PROGRAM.**—

(I) **IN GENERAL.**—Section 217 of the Immigration and Nationality Act (8 U.S.C. 1187) is amended—

(A) in subsection (a), in the flush text following paragraph (9)—

(i) by striking ‘Operators of aircraft’ and inserting the following:

“(10) **ELECTRONIC TRANSMISSION OF IDENTIFICATION INFORMATION.**—Operators of aircraft’; and

(ii) by adding at the end the following new paragraph:

“(11) **ELIGIBILITY DETERMINATION UNDER THE ELECTRONIC TRAVEL AUTHORIZATION SYSTEM.**—Beginning on the date on which the electronic travel authorization system developed under subsection (h)(3) is fully operational, each alien traveling under the program shall, before applying for admission to the United States, electronically provide to the system biographical information and such other information as the Secretary of Homeland Security shall determine necessary to determine the eligibility of, and whether there exists a law enforcement or security risk in permitting, the alien to travel to the United States. Upon review of such biographical information, the Secretary of Homeland Security shall determine whether the alien is eligible to travel to the United States under the program.”.

(B) in subsection (c)—

(i) in paragraph (2)—

(I) by amending subparagraph (D) to read as follows:

“(D) **REPORTING LOST AND STOLEN PASSPORTS.**—The government of the country enters into an agreement with the United States to report, or make available through Interpol or other means as designated by the Secretary of Homeland Security, to the United States Government information about the theft or loss of passports within a strict time limit and in a manner specified in the agreement.”; and

(II) by adding at the end the following new subparagraphs:

“(E) **REPATRIATION OF ALIENS.**—The government of the country accepts for repatriation any citizen, former citizen, or national of the country against whom a final executable order of removal is issued not later than three weeks after the issuance of the final order of removal. Nothing in this subparagraph creates any duty for the United States or any right for any alien

with respect to removal or release. Nothing in this subparagraph gives rise to any cause of action or claim under this paragraph or any other law against any official of the United States or of any State to compel the release, removal, or consideration for release or removal of any alien.

“(F) **PASSENGER INFORMATION EXCHANGE.**—The government of the country enters into an agreement with the United States to share information regarding whether citizens and nationals of that country traveling to the United States represent a threat to the security or welfare of the United States or its citizens.”;

(ii) in paragraph (5)—

(I) by striking ‘Attorney General’ each place it appears and inserting ‘Secretary of Homeland Security’; and

(II) in subparagraph (A)(i)—

(aa) in subclause (II), by striking ‘and’ at the end;

(bb) in subclause (III)—

(AA) by striking ‘and the Committee on International Relations’ and inserting ‘, the Committee on Foreign Affairs, and the Committee on Homeland Security,’ and by striking ‘and the Committee on Foreign Relations’ and inserting ‘, the Committee on Foreign Relations, and the Committee on Homeland Security and Governmental Affairs’; and

(BB) by striking the period at the end and inserting ‘; and’; and

(cc) by adding at the end the following new subclause:

“(IV) shall submit to Congress a report regarding the implementation of the electronic travel authorization system under subsection (h)(3) and the participation of new countries in the program through a waiver under paragraph (8).”;

(III) in subparagraph (B), by adding at the end the following new clause:

“(iv) **PROGRAM SUSPENSION AUTHORITY.**—The Director of National Intelligence shall immediately inform the Secretary of Homeland Security of any current and credible threat which poses an imminent danger to the United States or its citizens and originates from a country participating in the visa waiver program. Upon receiving such notification, the Secretary, in consultation with the Secretary of State—

“(I) may suspend a country from the visa waiver program without prior notice;

“(II) shall notify any country suspended under subclause (I) and, to the extent practicable without disclosing sensitive intelligence sources and methods, provide justification for the suspension; and

“(III) shall restore the suspended country’s participation in the visa waiver program upon a determination that the threat no longer poses an imminent danger to the United States or its citizens.”; and

(iii) by adding at the end the following new paragraphs:

“(10) **TECHNICAL ASSISTANCE.**—The Secretary of Homeland Security, in consultation with the Secretary of State, shall provide technical assistance to program countries to assist those countries in meeting the requirements under this section. The Secretary of Homeland Security shall ensure that the program office within the Department of Homeland Security is adequately staffed and has resources to be able to provide such technical assistance, in addition to its duties to effectively monitor compliance of the countries participating in the program with all the requirements of the program.

“(11) **INDEPENDENT REVIEW.**—

“(A) **IN GENERAL.**—Prior to the admission of a new country into the program under this section, and in conjunction with the periodic evaluations required under subsection (c)(5)(A), the Director of National Intelligence shall conduct an independent intelligence assessment of a nominated country and member of the program.

“(B) **REPORTING REQUIREMENT.**—The Director shall provide to the Secretary of Homeland Security, the Secretary of State, and the Attorney

General the independent intelligence assessment required under subparagraph (A).

“(C) CONTENTS.—The independent intelligence assessment conducted by the Director shall include—

“(i) a review of all current, credible terrorist threats of the subject country;

“(ii) an evaluation of the subject country’s counterterrorism efforts;

“(iii) an evaluation as to the extent of the country’s sharing of information beneficial to suppressing terrorist movements, financing, or actions;

“(iv) an assessment of the risks associated with including the subject country in the program; and

“(v) recommendations to mitigate the risks identified in clause (iv).”;

(C) in subsection (d)—

(i) by striking “Attorney General” and inserting “Secretary of Homeland Security”; and

(ii) by adding at the end the following new sentence: “The Secretary of Homeland Security may not waive any eligibility requirement under this section unless the Secretary notifies, with respect to the House of Representatives, the Committee on Homeland Security, the Committee on the Judiciary, the Committee on Foreign Affairs, and the Committee on Appropriations, and with respect to the Senate, the Committee on Homeland Security and Governmental Affairs, the Committee on the Judiciary, the Committee on Foreign Relations, and the Committee on Appropriations not later than 30 days before the effective date of such waiver.”;

(D) in subsection (f)(5)—

(i) by striking “Attorney General” each place it appears and inserting “Secretary of Homeland Security”; and

(ii) by striking “of blank” and inserting “or loss of”;

(E) in subsection (h), by adding at the end the following new paragraph:

“(3) ELECTRONIC TRAVEL AUTHORIZATION SYSTEM.—

“(A) SYSTEM.—The Secretary of Homeland Security, in consultation with the Secretary of State, shall develop and implement a fully automated electronic travel authorization system (referred to in this paragraph as the ‘System’) to collect such biographical and other information as the Secretary of Homeland Security determines necessary to determine, in advance of travel, the eligibility of, and whether there exists a law enforcement or security risk in permitting, the alien to travel to the United States.

“(B) FEES.—The Secretary of Homeland Security may charge a fee for the use of the System, which shall be—

“(i) set at a level that will ensure recovery of the full costs of providing and administering the System; and

“(ii) available to pay the costs incurred to administer the System.

“(C) VALIDITY.—

“(i) PERIOD.—The Secretary of Homeland Security, in consultation with the Secretary of State, shall prescribe regulations that provide for a period, not to exceed three years, during which a determination of eligibility to travel under the program will be valid. Notwithstanding any other provision under this section, the Secretary of Homeland Security may revoke any such determination at any time and for any reason.

“(ii) LIMITATION.—A determination by the Secretary of Homeland Security that an alien is eligible to travel to the United States under the program is not a determination that the alien is admissible to the United States.

“(iii) NOT A DETERMINATION OF VISA ELIGIBILITY.—A determination by the Secretary of Homeland Security that an alien who applied for authorization to travel to the United States through the System is not eligible to travel under the program is not a determination of eligibility for a visa to travel to the United States and shall not preclude the alien from applying for a visa.

“(iv) JUDICIAL REVIEW.—Notwithstanding any other provision of law, no court shall have jurisdiction to review an eligibility determination under the System.

“(D) REPORT.—Not later than 60 days before publishing notice regarding the implementation of the System in the Federal Register, the Secretary of Homeland Security shall submit a report regarding the implementation of the system to—

“(i) the Committee on Homeland Security of the House of Representatives;

“(ii) the Committee on the Judiciary of the House of Representatives;

“(iii) the Committee on Foreign Affairs of the House of Representatives;

“(iv) the Permanent Select Committee on Intelligence of the House of Representatives;

“(v) the Committee on Appropriations of the House of Representatives;

“(vi) the Committee on Homeland Security and Governmental Affairs of the Senate;

“(vii) the Committee on the Judiciary of the Senate;

“(viii) the Committee on Foreign Relations of the Senate;

“(ix) the Select Committee on Intelligence of the Senate; and

“(x) the Committee on Appropriations of the Senate.”; and

(F) by adding at the end the following new subsection:

“(i) EXIT SYSTEM.—

“(1) IN GENERAL.—Not later than one year after the date of the enactment of this subsection, the Secretary of Homeland Security shall establish an exit system that records the departure on a flight leaving the United States of every alien participating in the visa waiver program established under this section.

“(2) SYSTEM REQUIREMENTS.—The system established under paragraph (1) shall—

“(A) match biometric information of the alien against relevant watch lists and immigration information; and

“(B) compare such biometric information against manifest information collected by air carriers on passengers departing the United States to confirm such aliens have departed the United States.

“(3) REPORT.—Not later than 180 days after the date of the enactment of this subsection, the Secretary shall submit to Congress a report that describes—

“(A) the progress made in developing and deploying the exit system established under this subsection; and

“(B) the procedures by which the Secretary shall improve the method of calculating the rates of nonimmigrants who overstay their authorized period of stay in the United States.”.

(2) EFFECTIVE DATE.—Section 217(a)(11) of the Immigration and Nationality Act, as added by paragraph (1)(A)(ii), shall take effect on the date that is 60 days after the date on which the Secretary of Homeland Security publishes notice in the Federal Register of the requirement under such paragraph.

(e) AUTHORIZATION OF APPROPRIATIONS.—There are authorized to be appropriated to the Secretary of Homeland Security such sums as may be necessary to carry out this section and the amendments made by this section.

#### Subtitle C—Strengthening Terrorism Prevention Programs

### SEC. 721. STRENGTHENING THE CAPABILITIES OF THE HUMAN SMUGGLING AND TRAFFICKING CENTER.

(a) IN GENERAL.—Section 7202 of the Intelligence Reform and Terrorism Prevention Act of 2004 (8 U.S.C. 1777) is amended—

(1) in subsection (c)(1), by striking “address” and inserting “integrate and disseminate intelligence and information related to”;

(2) by redesignating subsections (d) and (e) as subsections (g) and (h), respectively; and

(3) by inserting after subsection (e) the following new subsections:

“(d) DIRECTOR.—The Secretary of Homeland Security shall nominate an official of the Government of the United States to serve as the Director of the Center, in accordance with the requirements of the memorandum of understanding entitled the ‘Human Smuggling and Trafficking Center (HSTC) Charter’.

“(e) STAFFING OF THE CENTER.—

“(1) IN GENERAL.—The Secretary of Homeland Security, in cooperation with heads of other relevant agencies and departments, shall ensure that the Center is staffed with not fewer than 40 full-time equivalent positions, including, as appropriate, detailees from the following:

“(A) Agencies and offices within the Department of Homeland Security, including the following:

“(i) The Office of Intelligence and Analysis.

“(ii) The Transportation Security Administration.

“(iii) United States Citizenship and Immigration Services.

“(iv) United States Customs and Border Protection.

“(v) The United States Coast Guard.

“(vi) United States Immigration and Customs Enforcement.

“(B) Other departments, agencies, or entities, including the following:

“(i) The Central Intelligence Agency.

“(ii) The Department of Defense.

“(iii) The Department of the Treasury.

“(iv) The National Counterterrorism Center.

“(v) The National Security Agency.

“(vi) The Department of Justice.

“(vii) The Department of State.

“(viii) Any other relevant agency or department.

(2) EXPERTISE OF DETAILEES.—The Secretary of Homeland Security, in cooperation with the head of each agency, department, or other entity referred to in paragraph (1), shall ensure that the detailees provided to the Center under such paragraph include an adequate number of personnel who are—

“(A) intelligence analysts or special agents with demonstrated experience related to human smuggling, trafficking in persons, or terrorist travel; and

“(B) personnel with experience in the areas of—

“(i) consular affairs;

“(ii) counterterrorism;

“(iii) criminal law enforcement;

“(iv) intelligence analysis;

“(v) prevention and detection of document fraud;

“(vi) border inspection;

“(vii) immigration enforcement; or

“(viii) human trafficking and combating severe forms of trafficking in persons.

(3) ENHANCED PERSONNEL MANAGEMENT.—

“(A) INCENTIVES FOR SERVICE IN CERTAIN POSITIONS.—

“(i) IN GENERAL.—The Secretary of Homeland Security, and the heads of other relevant agencies, shall prescribe regulations or promulgate personnel policies to provide incentives for service on the staff of the Center, particularly for serving terms of at least two years duration.

“(ii) FORMS OF INCENTIVES.—Incentives under clause (i) may include financial incentives, bonuses, and such other awards and incentives as the Secretary and the heads of other relevant agencies, consider appropriate.

“(B) ENHANCED PROMOTION FOR SERVICE AT THE CENTER.—Notwithstanding any other provision of law, the Secretary of Homeland Security, and the heads of other relevant agencies, shall ensure that personnel who are assigned or detailed to service at the Center shall be considered for promotion at rates equivalent to or better than similarly situated personnel of such agencies who are not so assigned or detailed, except that this subparagraph shall not apply in the case of personnel who are subject to the provisions of the Foreign Service Act of 1980.

“(f) ADMINISTRATIVE SUPPORT AND FUNDING.—The Secretary of Homeland Security shall

provide to the Center the administrative support and funding required for its maintenance, including funding for personnel, leasing of office space, supplies, equipment, technology, training, and travel expenses necessary for the Center to carry out its functions.”

(b) **REPORT.**—Subsection (g) of section 7202 of the Intelligence Reform and Terrorism Prevention Act of 2004, as redesignated by subsection (a)(2), is amended to read as follows:

“(g) **REPORT.**—

“(1) **INITIAL REPORT.**—Not later than 180 days after December 17, 2004, the President shall transmit to Congress a report regarding the implementation of this section, including a description of the staffing and resource needs of the Center.

“(2) **FOLLOW-UP REPORT.**—Not later than 180 days after the date of the enactment of the Implementing Recommendations of the 9/11 Commission Act of 2007, the President shall transmit to Congress a report regarding the operation of the Center and the activities carried out by the Center, including a description of—

“(A) the roles and responsibilities of each agency or department that is participating in the Center;

“(B) the mechanisms used to share information among each such agency or department;

“(C) the personnel provided to the Center by each such agency or department;

“(D) the type of information and reports being disseminated by the Center;

“(E) any efforts by the Center to create a centralized Federal Government database to store information related to unlawful travel of foreign nationals, including a description of any such database and of the manner in which information utilized in such a database would be collected, stored, and shared;

“(F) how each agency and department shall utilize its resources to ensure that the Center uses intelligence to focus and drive its efforts;

“(G) efforts to consolidate networked systems for the Center;

“(H) the mechanisms for the sharing of homeland security information from the Center to the Office of Intelligence and Analysis, including how such sharing shall be consistent with section 1016(b);

“(I) the ability of participating personnel in the Center to freely access necessary databases and share information regarding issues related to human smuggling, trafficking in persons, and terrorist travel;

“(J) how the assignment of personnel to the Center is incorporated into the civil service career path of such personnel; and

“(K) cooperation and coordination efforts, including any memorandums of understanding, among participating agencies and departments regarding issues related to human smuggling, trafficking in persons, and terrorist travel.”

(c) **COORDINATION WITH THE OFFICE OF INTELLIGENCE AND ANALYSIS.**—Section 7202 of the Intelligence Reform and Terrorism Prevention Act of 2004 is amended by adding after subsection (h), as redesignated by subsection (a)(2), the following new subsection:

“(i) **COORDINATION WITH THE OFFICE OF INTELLIGENCE AND ANALYSIS.**—The Office of Intelligence and Analysis, in coordination with the Center, shall submit to relevant State, local, and tribal law enforcement agencies periodic reports regarding terrorist threats related to human smuggling, human trafficking, and terrorist travel.”

(d) **AUTHORIZATION OF APPROPRIATIONS.**—There are authorized to be appropriated to the Secretary of Homeland Security \$20,000,000 for fiscal year 2008 to carry out section 7202 of the Intelligence Reform and Terrorism Prevention Act of 2004, as amended by this section.

**SEC. 722. ENHANCEMENTS TO THE TERRORIST TRAVEL PROGRAM.**

Section 7215 of the Intelligence Reform and Terrorism Prevention Act of 2004 (6 U.S.C. 123) is amended to read as follows:

**“SEC. 7215. TERRORIST TRAVEL PROGRAM.**

“(a) **REQUIREMENT TO ESTABLISH.**—Not later than 90 days after the date of the enactment of the Implementing Recommendations of the 9/11 Commission Act of 2007, the Secretary of Homeland Security, in consultation with the Director of the National Counterterrorism Center and consistent with the strategy developed under section 7201, shall establish a program to oversee the implementation of the Secretary’s responsibilities with respect to terrorist travel.

“(b) **HEAD OF THE PROGRAM.**—The Secretary of Homeland Security shall designate an official of the Department of Homeland Security to be responsible for carrying out the program. Such official shall be—

“(1) the Assistant Secretary for Policy of the Department of Homeland Security; or

“(2) an official appointed by the Secretary who reports directly to the Secretary.

“(c) **DUTIES.**—The official designated under subsection (b) shall assist the Secretary of Homeland Security in improving the Department’s ability to prevent terrorists from entering the United States or remaining in the United States undetected by—

“(1) developing relevant strategies and policies;

“(2) reviewing the effectiveness of existing programs and recommending improvements, if necessary;

“(3) making recommendations on budget requests and on the allocation of funding and personnel;

“(4) ensuring effective coordination, with respect to policies, programs, planning, operations, and dissemination of intelligence and information related to terrorist travel—

“(A) among appropriate subdivisions of the Department of Homeland Security, as determined by the Secretary and including—

“(i) United States Customs and Border Protection;

“(ii) United States Immigration and Customs Enforcement;

“(iii) United States Citizenship and Immigration Services;

“(iv) the Transportation Security Administration; and

“(v) the United States Coast Guard; and

“(B) between the Department of Homeland Security and other appropriate Federal agencies; and

“(5) serving as the Secretary’s primary point of contact with the National Counterterrorism Center for implementing initiatives related to terrorist travel and ensuring that the recommendations of the Center related to terrorist travel are carried out by the Department.

“(d) **REPORT.**—Not later than 180 days after the date of the enactment of the Implementing Recommendations of the 9/11 Commission Act of 2007, the Secretary of Homeland Security shall submit to the Committee on Homeland Security and Governmental Affairs of the Senate and the Committee on Homeland Security of the House of Representatives a report on the implementation of this section.”

**SEC. 723. ENHANCED DRIVER’S LICENSE.**

Section 7209(b)(1) of the Intelligence Reform and Terrorism Prevention Act of 2004 (8 U.S.C. 1185 note) is amended—

(1) in subparagraph (B)—

(A) in clause (vi), by striking “and” at the end;

(B) in clause (vii), by striking the period at the end and inserting “; and”; and

(C) by adding at the end the following new clause:

“(viii) the signing of a memorandum of agreement to initiate a pilot program with not less than one State to determine if an enhanced driver’s license, which is machine-readable and tamper proof, not valid for certification of citizenship for any purpose other than admission into the United States from Canada or Mexico, and issued by such State to an individual, may permit the individual to use the driver’s license

to meet the documentation requirements under subparagraph (A) for entry into the United States from Canada or Mexico at land and sea ports of entry.”; and

(2) by adding at the end the following new subparagraph:

“(C) **REPORT.**—Not later than 180 days after the initiation of the pilot program described in subparagraph (B)(viii), the Secretary of Homeland Security and the Secretary of State shall submit to the appropriate congressional committees a report which includes—

“(i) an analysis of the impact of the pilot program on national security;

“(ii) recommendations on how to expand the pilot program to other States;

“(iii) any appropriate statutory changes to facilitate the expansion of the pilot program to additional States and to citizens of Canada;

“(iv) a plan to screen individuals participating in the pilot program against United States terrorist watch lists; and

“(v) a recommendation for the type of machine-readable technology that should be used in enhanced driver’s licenses, based on individual privacy considerations and the costs and feasibility of incorporating any new technology into existing driver’s licenses.”

**SEC. 724. WESTERN HEMISPHERE TRAVEL INITIATIVE.**

Before the Secretary of Homeland Security publishes a final rule in the Federal Register implementing section 7209 of the Intelligence Reform and Terrorism Prevention Act of 2004 (Public Law 108-458; 8 U.S.C. 1185 note)—

(1) the Secretary of Homeland Security shall complete a cost-benefit analysis of the Western Hemisphere Travel Initiative, authorized under such section 7209; and

(2) the Secretary of State shall develop proposals for reducing the execution fee charged for the passport card, proposed at 71 Fed. Reg. 60928-32 (October 17, 2006), including the use of mobile application teams, during implementation of the land and sea phase of the Western Hemisphere Travel Initiative, in order to encourage United States citizens to apply for the passport card.

**SEC. 725. MODEL PORTS-OF-ENTRY.**

(a) **IN GENERAL.**—The Secretary of Homeland Security shall—

(1) establish a model ports-of-entry program for the purpose of providing a more efficient and welcoming international arrival process in order to facilitate and promote business and tourist travel to the United States, while also improving security; and

(2) implement the program initially at the 20 United States international airports that have the highest number of foreign visitors arriving annually as of the date of the enactment of this Act.

(b) **PROGRAM ELEMENTS.**—The program shall include—

(1) enhanced queue management in the Federal Inspection Services area leading up to primary inspection;

(2) assistance for foreign travelers once they have been admitted to the United States, in consultation, as appropriate, with relevant governmental and nongovernmental entities; and

(3) instructional videos, in English and such other languages as the Secretary determines appropriate, in the Federal Inspection Services area that explain the United States inspection process and feature national, regional, or local welcome videos.

(c) **ADDITIONAL CUSTOMS AND BORDER PROTECTION OFFICERS FOR HIGH-VOLUME PORTS.**—Subject to the availability of appropriations, not later than the end of fiscal year 2008 the Secretary of Homeland Security shall employ not fewer than an additional 200 Customs and Border Protection officers over the number of such positions for which funds were appropriated for the proceeding fiscal year to address staff shortages at the 20 United States international airports that have the highest number of foreign

visitors arriving annually as of the date of the enactment of this Act.

**Subtitle D—Miscellaneous Provisions**

**SEC. 731. REPORT REGARDING BORDER SECURITY.**

(a) *IN GENERAL.*—Not later than 180 days after the date of the enactment of this Act, the Secretary of Homeland Security shall submit to Congress a report regarding ongoing initiatives of the Department of Homeland Security to improve security along the northern border of the United States.

(b) *CONTENTS.*—The report submitted under subsection (a) shall—

(1) address the vulnerabilities along the northern border of the United States; and

(2) provide recommendations to address such vulnerabilities, including required resources needed to protect the northern border of the United States.

(c) *GOVERNMENT ACCOUNTABILITY OFFICE.*—Not later than 270 days after the date of the submission of the report under subsection (a), the Comptroller General of the United States shall submit to Congress a report that—

(1) reviews and comments on the report under subsection (a); and

(2) provides recommendations regarding any additional actions necessary to protect the northern border of the United States.

**TITLE VIII—PRIVACY AND CIVIL LIBERTIES**

**SEC. 801. MODIFICATION OF AUTHORITIES RELATING TO PRIVACY AND CIVIL LIBERTIES OVERSIGHT BOARD.**

(a) *MODIFICATION OF AUTHORITIES.*—Section 1061 of the National Security Intelligence Reform Act of 2004 (5 U.S.C. 601 note) is amended to read as follows:

**“SEC. 1061. PRIVACY AND CIVIL LIBERTIES OVERSIGHT BOARD.**

“(a) *IN GENERAL.*—There is established as an independent agency within the executive branch a Privacy and Civil Liberties Oversight Board (referred to in this section as the ‘Board’).

“(b) *FINDINGS.*—Consistent with the report of the National Commission on Terrorist Attacks Upon the United States, Congress makes the following findings:

“(1) In conducting the war on terrorism, the Government may need additional powers and may need to enhance the use of its existing powers.

“(2) This shift of power and authority to the Government calls for an enhanced system of checks and balances to protect the precious liberties that are vital to our way of life and to ensure that the Government uses its powers for the purposes for which the powers were given.

“(3) The National Commission on Terrorist Attacks Upon the United States correctly concluded that ‘The choice between security and liberty is a false choice, as nothing is more likely to endanger America’s liberties than the success of a terrorist attack at home. Our history has shown us that insecurity threatens liberty. Yet, if our liberties are curtailed, we lose the values that we are struggling to defend.’.

“(c) *PURPOSE.*—The Board shall—

(1) analyze and review actions the executive branch takes to protect the Nation from terrorism, ensuring that the need for such actions is balanced with the need to protect privacy and civil liberties; and

(2) ensure that liberty concerns are appropriately considered in the development and implementation of laws, regulations, and policies related to efforts to protect the Nation against terrorism.

“(d) *FUNCTIONS.*—

“(1) *ADVICE AND COUNSEL ON POLICY DEVELOPMENT AND IMPLEMENTATION.*—The Board shall—

“(A) review proposed legislation, regulations, and policies related to efforts to protect the Nation from terrorism, including the development and adoption of information sharing guidelines under subsections (d) and (f) of section 1016;

“(B) review the implementation of new and existing legislation, regulations, and policies related to efforts to protect the Nation from terrorism, including the implementation of information sharing guidelines under subsections (d) and (f) of section 1016;

“(C) advise the President and the departments, agencies, and elements of the executive branch to ensure that privacy and civil liberties are appropriately considered in the development and implementation of such legislation, regulations, policies, and guidelines; and

“(D) in providing advice on proposals to retain or enhance a particular governmental power, consider whether the department, agency, or element of the executive branch has established—

“(i) that the need for the power is balanced with the need to protect privacy and civil liberties;

“(ii) that there is adequate supervision of the use by the executive branch of the power to ensure protection of privacy and civil liberties; and

“(iii) that there are adequate guidelines and oversight to properly confine its use.

“(2) *OVERSIGHT.*—The Board shall continually review—

“(A) the regulations, policies, and procedures, and the implementation of the regulations, policies, and procedures, of the departments, agencies, and elements of the executive branch relating to efforts to protect the Nation from terrorism to ensure that privacy and civil liberties are protected;

“(B) the information sharing practices of the departments, agencies, and elements of the executive branch relating to efforts to protect the Nation from terrorism to determine whether they appropriately protect privacy and civil liberties and adhere to the information sharing guidelines issued or developed under subsections (d) and (f) of section 1016 and to other governing laws, regulations, and policies regarding privacy and civil liberties; and

“(C) other actions by the executive branch relating to efforts to protect the Nation from terrorism to determine whether such actions—

“(i) appropriately protect privacy and civil liberties; and

“(ii) are consistent with governing laws, regulations, and policies regarding privacy and civil liberties.

“(3) *RELATIONSHIP WITH PRIVACY AND CIVIL LIBERTIES OFFICERS.*—The Board shall—

“(A) receive and review reports and other information from privacy officers and civil liberties officers under section 1062;

“(B) when appropriate, make recommendations to such privacy officers and civil liberties officers regarding their activities; and

“(C) when appropriate, coordinate the activities of such privacy officers and civil liberties officers on relevant interagency matters.

“(4) *TESTIMONY.*—The members of the Board shall appear and testify before Congress upon request.

“(e) *REPORTS.*—

“(1) *IN GENERAL.*—The Board shall—

“(A) receive and review reports from privacy officers and civil liberties officers under section 1062; and

“(B) periodically submit, not less than semi-annually, reports—

“(i) to the appropriate committees of Congress, including the Committee on the Judiciary of the Senate, the Committee on the Judiciary of the House of Representatives, the Committee on Homeland Security and Governmental Affairs of the Senate, the Committee on Homeland Security of the House of Representatives, the Committee on Oversight and Government Reform of the House of Representatives, the Select Committee on Intelligence of the Senate, and the Permanent Select Committee on Intelligence of the House of Representatives; and

“(ii) to the President; and

“(ii) which shall be in unclassified form to the greatest extent possible, with a classified annex where necessary.

“(2) *CONTENTS.*—Not less than 2 reports submitted each year under paragraph (1)(B) shall include—

“(A) a description of the major activities of the Board during the preceding period;

“(B) information on the findings, conclusions, and recommendations of the Board resulting from its advice and oversight functions under subsection (d);

“(C) the minority views on any findings, conclusions, and recommendations of the Board resulting from its advice and oversight functions under subsection (d);

“(D) each proposal reviewed by the Board under subsection (d)(1) that—

“(i) the Board advised against implementation; and

“(ii) notwithstanding such advice, actions were taken to implement; and

“(E) for the preceding period, any requests submitted under subsection (g)(1)(D) for the issuance of subpoenas that were modified or denied by the Attorney General.

“(f) *INFORMING THE PUBLIC.*—The Board shall—

“(1) make its reports, including its reports to Congress, available to the public to the greatest extent that is consistent with the protection of classified information and applicable law; and

“(2) hold public hearings and otherwise inform the public of its activities, as appropriate and in a manner consistent with the protection of classified information and applicable law.

“(g) *ACCESS TO INFORMATION.*—

“(1) *AUTHORIZATION.*—If determined by the Board to be necessary to carry out its responsibilities under this section, the Board is authorized to—

“(A) have access from any department, agency, or element of the executive branch, or any Federal officer or employee of any such department, agency, or element, to all relevant records, reports, audits, reviews, documents, papers, recommendations, or other relevant material, including classified information consistent with applicable law;

“(B) interview, take statements from, or take public testimony from personnel of any department, agency, or element of the executive branch, or any Federal officer or employee of any such department, agency, or element;

“(C) request information or assistance from any State, tribal, or local government; and

“(D) at the direction of a majority of the members of the Board, submit a written request to the Attorney General of the United States that the Attorney General require, by subpoena, persons (other than departments, agencies, and elements of the executive branch) to produce any relevant information, documents, reports, answers, records, accounts, papers, and other documentary or testimonial evidence.

“(2) *REVIEW OF SUBPOENA REQUEST.*—

“(A) *IN GENERAL.*—Not later than 30 days after the date of receipt of a request by the Board under paragraph (1)(D), the Attorney General shall—

“(i) issue the subpoena as requested; or

“(ii) provide the Board, in writing, with an explanation of the grounds on which the subpoena request has been modified or denied.

“(B) *NOTIFICATION.*—If a subpoena request is modified or denied under subparagraph (A)(ii), the Attorney General shall, not later than 30 days after the date of that modification or denial, notify the Committee on the Judiciary of the Senate and the Committee on the Judiciary of the House of Representatives.

“(3) *ENFORCEMENT OF SUBPOENA.*—In the case of contumacy or failure to obey a subpoena issued pursuant to paragraph (1)(D), the United States district court for the judicial district in which the subpoenaed person resides, is served, or may be found may issue an order requiring such person to produce the evidence required by such subpoena.

“(4) *AGENCY COOPERATION.*—Whenever information or assistance requested under subparagraph (A) or (B) of paragraph (1) is, in the



judgment of the Board, unreasonably refused or not provided, the Board shall report the circumstances to the head of the department, agency, or element concerned without delay. The head of the department, agency, or element concerned shall ensure that the Board is given access to the information, assistance, material, or personnel the Board determines to be necessary to carry out its functions.

“(h) MEMBERSHIP.—

“(1) MEMBERS.—The Board shall be composed of a full-time chairman and 4 additional members, who shall be appointed by the President, by and with the advice and consent of the Senate.

“(2) QUALIFICATIONS.—Members of the Board shall be selected solely on the basis of their professional qualifications, achievements, public stature, expertise in civil liberties and privacy, and relevant experience, and without regard to political affiliation, but in no event shall more than 3 members of the Board be members of the same political party. The President shall, before appointing an individual who is not a member of the same political party as the President, consult with the leadership of that party, if any, in the Senate and House of Representatives.

“(3) INCOMPATIBLE OFFICE.—An individual appointed to the Board may not, while serving on the Board, be an elected official, officer, or employee of the Federal Government, other than in the capacity as a member of the Board.

“(4) TERM.—Each member of the Board shall serve a term of 6 years, except that—

“(A) a member appointed to a term of office after the commencement of such term may serve under such appointment only for the remainder of such term; and

“(B) upon the expiration of the term of office of a member, the member shall continue to serve until the member’s successor has been appointed and qualified, except that no member may serve under this subparagraph—

“(i) for more than 60 days when Congress is in session unless a nomination to fill the vacancy shall have been submitted to the Senate; or

“(ii) after the adjournment sine die of the session of the Senate in which such nomination is submitted.

“(5) QUORUM AND MEETINGS.—The Board shall meet upon the call of the chairman or a majority of its members. Three members of the Board shall constitute a quorum.

“(i) COMPENSATION AND TRAVEL EXPENSES.—

“(1) COMPENSATION.—

“(A) CHAIRMAN.—The chairman of the Board shall be compensated at the rate of pay payable for a position at level III of the Executive Schedule under section 5314 of title 5, United States Code.

“(B) MEMBERS.—Each member of the Board shall be compensated at a rate of pay payable for a position at level IV of the Executive Schedule under section 5315 of title 5, United States Code, for each day during which that member is engaged in the actual performance of the duties of the Board.

“(2) TRAVEL EXPENSES.—Members of the Board shall be allowed travel expenses, including per diem in lieu of subsistence, at rates authorized for persons employed intermittently by the Government under section 5703(b) of title 5, United States Code, while away from their homes or regular places of business in the performance of services for the Board.

“(j) STAFF.—

“(1) APPOINTMENT AND COMPENSATION.—The chairman of the Board, in accordance with rules agreed upon by the Board, shall appoint and fix the compensation of a full-time executive director and such other personnel as may be necessary to enable the Board to carry out its functions, without regard to the provisions of title 5, United States Code, governing appointments in the competitive service, and without regard to the provisions of chapter 51 and subchapter III of chapter 53 of such title relating to classification and General Schedule pay rates, except that no rate of pay fixed under this subsection

may exceed the equivalent of that payable for a position at level V of the Executive Schedule under section 5316 of title 5, United States Code.

“(2) DETAILEES.—Any Federal employee may be detailed to the Board without reimbursement from the Board, and such detailee shall retain the rights, status, and privileges of the detailee’s regular employment without interruption.

“(3) CONSULTANT SERVICES.—The Board may procure the temporary or intermittent services of experts and consultants in accordance with section 3109 of title 5, United States Code, at rates that do not exceed the daily rate paid a person occupying a position at level IV of the Executive Schedule under section 5315 of such title.

“(k) SECURITY CLEARANCES.—

“(1) IN GENERAL.—The appropriate departments, agencies, and elements of the executive branch shall cooperate with the Board to expeditiously provide the Board members and staff with appropriate security clearances to the extent possible under existing procedures and requirements.

“(2) RULES AND PROCEDURES.—After consultation with the Secretary of Defense, the Attorney General, and the Director of National Intelligence, the Board shall adopt rules and procedures of the Board for physical, communications, computer, document, personnel, and other security relating to carrying out the functions of the Board.

“(l) TREATMENT AS AGENCY, NOT AS ADVISORY COMMITTEE.—The Board—

“(1) is an agency (as defined in section 551(1) of title 5, United States Code); and

“(2) is not an advisory committee (as defined in section 3(2) of the Federal Advisory Committee Act (5 U.S.C. App.)).

“(m) AUTHORIZATION OF APPROPRIATIONS.—There are authorized to be appropriated to carry out this section amounts as follows:

“(1) For fiscal year 2008, \$5,000,000.

“(2) For fiscal year 2009, \$6,650,000.

“(3) For fiscal year 2010, \$8,300,000.

“(4) For fiscal year 2011, \$10,000,000.

“(5) For fiscal year 2012 and each subsequent fiscal year, such sums as may be necessary.”

(b) SECURITY RULES AND PROCEDURES.—The Privacy and Civil Liberties Oversight Board shall promptly adopt the security rules and procedures required under section 1061(k)(2) of the National Security Intelligence Reform Act of 2004 (as added by subsection (a) of this section).

(c) TRANSITION PROVISIONS.—

(1) TREATMENT OF INCUMBENT MEMBERS OF THE PRIVACY AND CIVIL LIBERTIES OVERSIGHT BOARD.—

(A) CONTINUATION OF SERVICE.—Any individual who is a member of the Privacy and Civil Liberties Oversight Board on the date of enactment of this Act may continue to serve on the Board until 180 days after the date of enactment of this Act.

(B) TERMINATION OF TERMS.—The term of any individual who is a member of the Privacy and Civil Liberties Oversight Board on the date of enactment of this Act shall terminate 180 days after the date of enactment of this Act.

(2) APPOINTMENTS.—

(A) IN GENERAL.—The President and the Senate shall take such actions as necessary for the President, by and with the advice and consent of the Senate, to appoint members to the Privacy and Civil Liberties Oversight Board as constituted under the amendments made by subsection (a) in a timely manner to provide for the continuing operation of the Board and orderly implementation of this section.

(B) DESIGNATIONS.—In making the appointments described under subparagraph (A) of the first members of the Privacy and Civil Liberties Oversight Board as constituted under the amendments made by subsection (a), the President shall provide for the members to serve terms of 2, 3, 4, 5, and 6 years beginning on the effective date described under subsection (d)(1), with the term of each such member to be designated by the President.

(d) EFFECTIVE DATE.—

(1) IN GENERAL.—The amendments made by subsection (a) and subsection (b) shall take effect 180 days after the date of enactment of this Act.

(2) TRANSITION PROVISIONS.—Subsection (c) shall take effect on the date of enactment of this Act.

**SEC. 802. DEPARTMENT PRIVACY OFFICER.**

Section 222 of the Homeland Security Act of 2002 (6 U.S.C. 142) is amended—

(1) by inserting “(a) APPOINTMENT AND RESPONSIBILITIES.—” before “The Secretary”; and

(2) by adding at the end the following:

“(b) AUTHORITY TO INVESTIGATE.—

“(1) IN GENERAL.—The senior official appointed under subsection (a) may—

“(A) have access to all records, reports, audits, reviews, documents, papers, recommendations, and other materials available to the Department that relate to programs and operations with respect to the responsibilities of the senior official under this section;

“(B) make such investigations and reports relating to the administration of the programs and operations of the Department as are, in the senior official’s judgment, necessary or desirable;

“(C) subject to the approval of the Secretary, require by subpoena the production, by any person other than a Federal agency, of all information, documents, reports, answers, records, accounts, papers, and other data and documentary evidence necessary to performance of the responsibilities of the senior official under this section; and

“(D) administer to or take from any person an oath, affirmation, or affidavit, whenever necessary to performance of the responsibilities of the senior official under this section.

“(2) ENFORCEMENT OF SUBPOENAS.—Any subpoena issued under paragraph (1)(C) shall, in the case of contumacy or refusal to obey, be enforceable by order of any appropriate United States district court.

“(3) EFFECT OF OATHS.—Any oath, affirmation, or affidavit administered or taken under paragraph (1)(D) by or before an employee of the Privacy Office designated for that purpose by the senior official appointed under subsection (a) shall have the same force and effect as if administered or taken by or before an officer having a seal of office.

“(c) SUPERVISION AND COORDINATION.—

(1) IN GENERAL.—The senior official appointed under subsection (a) shall—

“(A) report to, and be under the general supervision of, the Secretary; and

“(B) coordinate activities with the Inspector General of the Department in order to avoid duplication of effort.

(2) COORDINATION WITH THE INSPECTOR GENERAL.—

“(A) IN GENERAL.—Except as provided in subparagraph (B), the senior official appointed under subsection (a) may investigate any matter relating to possible violations or abuse concerning the administration of any program or operation of the Department relevant to the purposes under this section.

“(B) COORDINATION.—

“(i) REFERRAL.—Before initiating any investigation described under subparagraph (A), the senior official shall refer the matter and all related complaints, allegations, and information to the Inspector General of the Department.

“(ii) DETERMINATIONS AND NOTIFICATIONS BY THE INSPECTOR GENERAL.—

“(1) IN GENERAL.—Not later than 30 days after the receipt of a matter referred under clause (i), the Inspector General shall—

“(aa) make a determination regarding whether the Inspector General intends to initiate an audit or investigation of the matter referred under clause (i); and

“(bb) notify the senior official of that determination.

“(II) INVESTIGATION NOT INITIATED.—If the Inspector General notifies the senior official



under subclause (I)(bb) that the Inspector General intended to initiate an audit or investigation, but does not initiate that audit or investigation within 90 days after providing that notification, the Inspector General shall further notify the senior official that an audit or investigation was not initiated. The further notification under this subclause shall be made not later than 3 days after the end of that 90-day period.

“(iii) INVESTIGATION BY SENIOR OFFICIAL.—The senior official may investigate a matter referred under clause (i) if—

“(1) the Inspector General notifies the senior official under clause (ii)(I)(bb) that the Inspector General does not intend to initiate an audit or investigation relating to that matter; or

“(II) the Inspector General provides a further notification under clause (ii)(II) relating to that matter.

“(iv) PRIVACY TRAINING.—Any employee of the Office of Inspector General who audits or investigates any matter referred under clause (i) shall be required to receive adequate training on privacy laws, rules, and regulations, to be provided by an entity approved by the Inspector General in consultation with the senior official appointed under subsection (a).

“(d) NOTIFICATION TO CONGRESS ON REMOVAL.—If the Secretary removes the senior official appointed under subsection (a) or transfers that senior official to another position or location within the Department, the Secretary shall—

“(1) promptly submit a written notification of the removal or transfer to Houses of Congress; and

“(2) include in any such notification the reasons for the removal or transfer.

“(e) REPORTS BY SENIOR OFFICIAL TO CONGRESS.—The senior official appointed under subsection (a) shall—

“(1) submit reports directly to the Congress regarding performance of the responsibilities of the senior official under this section, without any prior comment or amendment by the Secretary, Deputy Secretary, or any other officer or employee of the Department or the Office of Management and Budget; and

“(2) inform the Committee on Homeland Security and Governmental Affairs of the Senate and the Committee on Homeland Security of the House of Representatives not later than—

“(A) 30 days after the Secretary disapproves the senior official's request for a subpoena under subsection (b)(1)(C) or the Secretary substantively modifies the requested subpoena; or

“(B) 45 days after the senior official's request for a subpoena under subsection (b)(1)(C), if that subpoena has not either been approved or disapproved by the Secretary.”.

### SEC. 803. PRIVACY AND CIVIL LIBERTIES OFFICERS.

(a) IN GENERAL.—Section 1062 of the National Security Intelligence Reform Act of 2004 (title I of Public Law 108-458; 118 Stat. 3688) is amended to read as follows:

#### “SEC. 1062. PRIVACY AND CIVIL LIBERTIES OFFICERS.

“(a) DESIGNATION AND FUNCTIONS.—The Attorney General, the Secretary of Defense, the Secretary of State, the Secretary of the Treasury, the Secretary of Health and Human Services, the Secretary of Homeland Security, the Director of National Intelligence, the Director of the Central Intelligence Agency, and the head of any other department, agency, or element of the executive branch designated by the Privacy and Civil Liberties Oversight Board under section 1061 to be appropriate for coverage under this section shall designate not less than 1 senior officer to serve as the principal advisor to—

“(1) assist the head of such department, agency, or element and other officials of such department, agency, or element in appropriately considering privacy and civil liberties concerns when such officials are proposing, developing, or implementing laws, regulations, policies, procedures, or guidelines related to efforts to protect the Nation against terrorism;

“(2) periodically investigate and review department, agency, or element actions, policies, procedures, guidelines, and related laws and their implementation to ensure that such department, agency, or element is adequately considering privacy and civil liberties in its actions;

“(3) ensure that such department, agency, or element has adequate procedures to receive, investigate, respond to, and redress complaints from individuals who allege such department, agency, or element has violated their privacy or civil liberties; and

“(4) in providing advice on proposals to retain or enhance a particular governmental power the officer shall consider whether such department, agency, or element has established—

“(A) that the need for the power is balanced with the need to protect privacy and civil liberties;

“(B) that there is adequate supervision of the use by such department, agency, or element of the power to ensure protection of privacy and civil liberties; and

“(C) that there are adequate guidelines and oversight to properly confine its use.

“(b) EXCEPTION TO DESIGNATION AUTHORITY.—

“(1) PRIVACY OFFICERS.—In any department, agency, or element referred to in subsection (a) or designated by the Privacy and Civil Liberties Oversight Board, which has a statutorily created privacy officer, such officer shall perform the functions specified in subsection (a) with respect to privacy.

“(2) CIVIL LIBERTIES OFFICERS.—In any department, agency, or element referred to in subsection (a) or designated by the Board, which has a statutorily created civil liberties officer, such officer shall perform the functions specified in subsection (a) with respect to civil liberties.

“(c) SUPERVISION AND COORDINATION.—Each privacy officer or civil liberties officer described in subsection (a) or (b) shall—

“(1) report directly to the head of the department, agency, or element concerned; and

“(2) coordinate their activities with the Inspector General of such department, agency, or element to avoid duplication of effort.

“(d) AGENCY COOPERATION.—The head of each department, agency, or element shall ensure that each privacy officer and civil liberties officer—

“(1) has the information, material, and resources necessary to fulfill the functions of such officer;

“(2) is advised of proposed policy changes;

“(3) is consulted by decision makers; and

“(4) is given access to material and personnel the officer determines to be necessary to carry out the functions of such officer.

“(e) REPRISAL FOR MAKING COMPLAINT.—No action constituting a reprisal, or threat of reprisal, for making a complaint or for disclosing information to a privacy officer or civil liberties officer described in subsection (a) or (b), or to the Privacy and Civil Liberties Oversight Board, that indicates a possible violation of privacy protections or civil liberties in the administration of the programs and operations of the Federal Government relating to efforts to protect the Nation from terrorism shall be taken by any Federal employee in a position to take such action, unless the complaint was made or the information was disclosed with the knowledge that it was false or with willful disregard for its truth or falsity.

“(f) PERIODIC REPORTS.—

“(1) IN GENERAL.—The privacy officers and civil liberties officers of each department, agency, or element referred to or described in subsection (a) or (b) shall periodically, but not less than quarterly, submit a report on the activities of such officers—

“(A)(i) to the appropriate committees of Congress, including the Committee on the Judiciary of the Senate, the Committee on the Judiciary of the House of Representatives, the Committee on Homeland Security and Governmental Affairs of

the Senate, the Committee on Oversight and Government Reform of the House of Representatives, the Select Committee on Intelligence of the Senate, and the Permanent Select Committee on Intelligence of the House of Representatives;

“(ii) to the head of such department, agency, or element; and

“(iii) to the Privacy and Civil Liberties Oversight Board; and

“(B) which shall be in unclassified form to the greatest extent possible, with a classified annex where necessary.

“(2) CONTENTS.—Each report submitted under paragraph (1) shall include information on the discharge of each of the functions of the officer concerned, including—

“(A) information on the number and types of reviews undertaken;

“(B) the type of advice provided and the response given to such advice;

“(C) the number and nature of the complaints received by the department, agency, or element concerned for alleged violations; and

“(D) a summary of the disposition of such complaints, the reviews and inquiries conducted, and the impact of the activities of such officer.

“(g) INFORMING THE PUBLIC.—Each privacy officer and civil liberties officer shall—

“(1) make the reports of such officer, including reports to Congress, available to the public to the greatest extent that is consistent with the protection of classified information and applicable law; and

“(2) otherwise inform the public of the activities of such officer, as appropriate and in a manner consistent with the protection of classified information and applicable law.

“(h) SAVINGS CLAUSE.—Nothing in this section shall be construed to limit or otherwise supplant any other authorities or responsibilities provided by law to privacy officers or civil liberties officers.”.

(b) CLERICAL AMENDMENT.—The table of contents for the Intelligence Reform and Terrorism Prevention Act of 2004 (Public Law 108-458) is amended by striking the item relating to section 1062 and inserting the following new item:

“Sec. 1062. Privacy and civil liberties officers.”.

### SEC. 804. FEDERAL AGENCY DATA MINING REPORTING ACT OF 2007.

(a) SHORT TITLE.—This section may be cited as the “Federal Agency Data Mining Reporting Act of 2007”.

(b) DEFINITIONS.—In this section:

(1) DATA MINING.—The term “data mining” means a program involving pattern-based queries, searches, or other analyses of 1 or more electronic databases, where—

(A) a department or agency of the Federal Government, or a non-Federal entity acting on behalf of the Federal Government, is conducting the queries, searches, or other analyses to discover or locate a predictive pattern or anomaly indicative of terrorist or criminal activity on the part of any individual or individuals;

(B) the queries, searches, or other analyses are not subject-based and do not use personal identifiers of a specific individual, or inputs associated with a specific individual or group of individuals, to retrieve information from the database or databases; and

(C) the purpose of the queries, searches, or other analyses is not solely—

(i) the detection of fraud, waste, or abuse in a Government agency or program; or

(ii) the security of a Government computer system.

(2) DATABASE.—The term “database” does not include telephone directories, news reporting, information publicly available to any member of the public without payment of a fee, or databases of judicial and administrative opinions or other legal research sources.

(c) REPORTS ON DATA MINING ACTIVITIES BY FEDERAL AGENCIES.—

(1) REQUIREMENT FOR REPORT.—The head of each department or agency of the Federal Government that is engaged in any activity to use

or develop data mining shall submit a report to Congress on all such activities of the department or agency under the jurisdiction of that official. The report shall be produced in coordination with the privacy officer of that department or agency, if applicable, and shall be made available to the public, except for an annex described in subparagraph (C).

(2) **CONTENT OF REPORT.**—Each report submitted under subparagraph (A) shall include, for each activity to use or develop data mining, the following information:

(A) A thorough description of the data mining activity, its goals, and, where appropriate, the target dates for the deployment of the data mining activity.

(B) A thorough description of the data mining technology that is being used or will be used, including the basis for determining whether a particular pattern or anomaly is indicative of terrorist or criminal activity.

(C) A thorough description of the data sources that are being or will be used.

(D) An assessment of the efficacy or likely efficacy of the data mining activity in providing accurate information consistent with and valuable to the stated goals and plans for the use or development of the data mining activity.

(E) An assessment of the impact or likely impact of the implementation of the data mining activity on the privacy and civil liberties of individuals, including a thorough description of the actions that are being taken or will be taken with regard to the property, privacy, or other rights or privileges of any individual or individuals as a result of the implementation of the data mining activity.

(F) A list and analysis of the laws and regulations that govern the information being or to be collected, reviewed, gathered, analyzed, or used in conjunction with the data mining activity, to the extent applicable in the context of the data mining activity.

(G) A thorough discussion of the policies, procedures, and guidelines that are in place or that are to be developed and applied in the use of such data mining activity in order to—

(i) protect the privacy and due process rights of individuals, such as redress procedures; and  
(ii) ensure that only accurate and complete information is collected, reviewed, gathered, analyzed, or used, and guard against any harmful consequences of potential inaccuracies.

(3) **ANNEX.**—

(A) **IN GENERAL.**—A report under subparagraph (A) shall include in an annex any necessary—

(i) classified information;  
(ii) law enforcement sensitive information;  
(iii) proprietary business information; or  
(iv) trade secrets (as that term is defined in section 1839 of title 18, United States Code).

(B) **AVAILABILITY.**—Any annex described in clause (i)—

(i) shall be available, as appropriate, and consistent with the National Security Act of 1947 (50 U.S.C. 401 et seq.), to the Committee on Homeland Security and Governmental Affairs, the Committee on the Judiciary, the Select Committee on Intelligence, the Committee on Appropriations, and the Committee on Banking, Housing, and Urban Affairs of the Senate and the Committee on Homeland Security, the Committee on the Judiciary, the Permanent Select Committee on Intelligence, the Committee on Appropriations, and the Committee on Financial Services of the House of Representatives; and  
(ii) shall not be made available to the public.

(4) **TIME FOR REPORT.**—Each report required under subparagraph (A) shall be—

(A) submitted not later than 180 days after the date of enactment of this Act; and

(B) updated not less frequently than annually thereafter, to include any activity to use or develop data mining engaged in after the date of the prior report submitted under subparagraph (A).

## TITLE IX—PRIVATE SECTOR PREPAREDNESS

### SEC. 901. PRIVATE SECTOR PREPAREDNESS.

(a) **IN GENERAL.**—Title V of the Homeland Security Act of 2002 (6 U.S.C. 311 et seq.), as amended by section 409, is further amended by adding at the end the following:

#### “SEC. 523. GUIDANCE AND RECOMMENDATIONS.

“(a) **IN GENERAL.**—Consistent with their responsibilities and authorities under law, as of the day before the date of the enactment of this section, the Administrator and the Assistant Secretary for Infrastructure Protection, in consultation with the private sector, may develop guidance or recommendations and identify best practices to assist or foster action by the private sector in—

“(1) identifying potential hazards and assessing risks and impacts;

“(2) mitigating the impact of a wide variety of hazards, including weapons of mass destruction;

“(3) managing necessary emergency preparedness and response resources;

“(4) developing mutual aid agreements;

“(5) developing and maintaining emergency preparedness and response plans, and associated operational procedures;

“(6) developing and conducting training and exercises to support and evaluate emergency preparedness and response plans and operational procedures;

“(7) developing and conducting training programs for security guards to implement emergency preparedness and response plans and operations procedures; and

“(8) developing procedures to respond to requests for information from the media or the public.

“(b) **ISSUANCE AND PROMOTION.**—Any guidance or recommendations developed or best practices identified under subsection (a) shall be—

“(1) issued through the Administrator; and

“(2) promoted by the Secretary to the private sector.

“(c) **SMALL BUSINESS CONCERNS.**—In developing guidance or recommendations or identifying best practices under subsection (a), the Administrator and the Assistant Secretary for Infrastructure Protection shall take into consideration small business concerns (under the meaning given that term in section 3 of the Small Business Act (15 U.S.C. 632)), including any need for separate guidance or recommendations or best practices, as necessary and appropriate.

“(d) **RULE OF CONSTRUCTION.**—Nothing in this section may be construed to supersede any requirement established under any other provision of law.

### “SEC. 524. VOLUNTARY PRIVATE SECTOR PREPAREDNESS ACCREDITATION AND CERTIFICATION PROGRAM.

“(a) **ESTABLISHMENT.**—

“(1) **IN GENERAL.**—The Secretary, acting through the officer designated under paragraph (2), shall establish and implement the voluntary private sector preparedness accreditation and certification program in accordance with this section.

“(2) **DESIGNATION OF OFFICER.**—The Secretary shall designate an officer responsible for the accreditation and certification program under this section. Such officer (hereinafter referred to in this section as the ‘designated officer’) shall be one of the following:

“(A) The Administrator, based on consideration of—

“(i) the expertise of the Administrator in emergency management and preparedness in the United States; and

“(ii) the responsibilities of the Administrator as the principal advisor to the President for all matters relating to emergency management in the United States.

“(B) The Assistant Secretary for Infrastructure Protection, based on consideration of the expertise of the Assistant Secretary in, and responsibilities for—

“(i) protection of critical infrastructure;

“(ii) risk assessment methodologies; and

“(iii) interacting with the private sector on the issues described in clauses (i) and (ii).

“(C) The Under Secretary for Science and Technology, based on consideration of the expertise of the Under Secretary in, and responsibilities associated with, standards.

“(3) **COORDINATION.**—In carrying out the accreditation and certification program under this section, the designated officer shall coordinate with—

“(A) the other officers of the Department referred to in paragraph (2), using the expertise and responsibilities of such officers; and

“(B) the Special Assistant to the Secretary for the Private Sector, based on consideration of the expertise of the Special Assistant in, and responsibilities for, interacting with the private sector.

### “(b) VOLUNTARY PRIVATE SECTOR PREPAREDNESS STANDARDS; VOLUNTARY ACCREDITATION AND CERTIFICATION PROGRAM FOR THE PRIVATE SECTOR.—

“(1) **ACCREDITATION AND CERTIFICATION PROGRAM.**—Not later than 210 days after the date of enactment of the Implementing Recommendations of the 9/11 Commission Act of 2007, the designated officer shall—

“(A) begin supporting the development and updating, as necessary, of voluntary preparedness standards through appropriate organizations that coordinate or facilitate the development and use of voluntary consensus standards and voluntary consensus standards development organizations; and

“(B) in consultation with representatives of appropriate organizations that coordinate or facilitate the development and use of voluntary consensus standards, appropriate voluntary consensus standards development organizations, each private sector advisory council created under section 102(f)(4), appropriate representatives of State and local governments, including emergency management officials, and appropriate private sector advisory groups, such as sector coordinating councils and information sharing and analysis centers—

“(i) develop and promote a program to certify the preparedness of private sector entities that voluntarily choose to seek certification under the program; and

“(ii) implement the program under this subsection through any entity with which the designated officer enters into an agreement under paragraph (3)(A), which shall accredit third parties to carry out the certification process under this section.

“(2) **PROGRAM ELEMENTS.**—

“(A) **IN GENERAL.**—

“(i) **PROGRAM.**—The program developed and implemented under this subsection shall assess whether a private sector entity complies with voluntary preparedness standards.

“(ii) **GUIDELINES.**—In developing the program under this subsection, the designated officer shall develop guidelines for the accreditation and certification processes established under this subsection.

“(B) **STANDARDS.**—The designated officer, in consultation with representatives of appropriate organizations that coordinate or facilitate the development and use of voluntary consensus standards, representatives of appropriate voluntary consensus standards development organizations, each private sector advisory council created under section 102(f)(4), appropriate representatives of State and local governments, including emergency management officials, and appropriate private sector advisory groups such as sector coordinating councils and information sharing and analysis centers—

“(i) shall adopt one or more appropriate voluntary preparedness standards that promote preparedness, which may be tailored to address the unique nature of various sectors within the private sector, as necessary and appropriate, that shall be used in the accreditation and certification program under this subsection; and

“(ii) after the adoption of one or more standards under clause (i), may adopt additional voluntary preparedness standards or modify or discontinue the use of voluntary preparedness standards for the accreditation and certification program, as necessary and appropriate to promote preparedness.

“(C) SUBMISSION OF RECOMMENDATIONS.—In adopting one or more standards under subparagraph (B), the designated officer may receive recommendations from any entity described in that subparagraph relating to appropriate voluntary preparedness standards, including appropriate sector specific standards, for adoption in the program.

“(D) SMALL BUSINESS CONCERNS.—The designated officer and any entity with which the designated officer enters into an agreement under paragraph (3)(A) shall establish separate classifications and methods of certification for small business concerns (under the meaning given that term in section 3 of the Small Business Act (15 U.S.C. 632)) for the program under this subsection.

“(E) CONSIDERATIONS.—In developing and implementing the program under this subsection, the designated officer shall—

“(i) consider the unique nature of various sectors within the private sector, including preparedness standards, business continuity standards, or best practices, established—

“(I) under any other provision of Federal law; or

“(II) by any sector-specific agency, as defined under Homeland Security Presidential Directive-7; and

“(ii) coordinate the program, as appropriate, with—

“(I) other Department private sector related programs; and

“(II) preparedness and business continuity programs in other Federal agencies.

“(3) ACCREDITATION AND CERTIFICATION PROCESSES.—

“(A) AGREEMENT.—

“(i) IN GENERAL.—Not later than 210 days after the date of enactment of the Implementing Recommendations of the 9/11 Commission Act of 2007, the designated officer shall enter into one or more agreements with a highly qualified non-governmental entity with experience or expertise in coordinating and facilitating the development and use of voluntary consensus standards and in managing or implementing accreditation and certification programs for voluntary consensus standards, or a similarly qualified private sector entity, to carry out accreditations and oversee the certification process under this subsection. An entity entering into an agreement with the designated officer under this clause (hereinafter referred to in this section as a ‘selected entity’) shall not perform certifications under this subsection.

“(ii) CONTENTS.—A selected entity shall manage the accreditation process and oversee the certification process in accordance with the program established under this subsection and accredit qualified third parties to carry out the certification program established under this subsection.

“(B) PROCEDURES AND REQUIREMENTS FOR ACCREDITATION AND CERTIFICATION.—

“(i) IN GENERAL.—Any selected entity shall collaborate to develop procedures and requirements for the accreditation and certification processes under this subsection, in accordance with the program established under this subsection and guidelines developed under paragraph (2)(A)(ii).

“(ii) CONTENTS AND USE.—The procedures and requirements developed under clause (i) shall—

“(I) ensure reasonable uniformity in any accreditation and certification processes if there is more than one selected entity; and

“(II) be used by any selected entity in conducting accreditations and overseeing the certification process under this subsection.

“(iii) DISAGREEMENT.—Any disagreement among selected entities in developing procedures

under clause (i) shall be resolved by the designated officer.

“(C) DESIGNATION.—A selected entity may accredit any qualified third party to carry out the certification process under this subsection.

“(D) DISADVANTAGED BUSINESS INVOLVEMENT.—In accrediting qualified third parties to carry out the certification process under this subsection, a selected entity shall ensure, to the extent practicable, that the third parties include qualified small, minority, women-owned, or disadvantaged business concerns when appropriate. The term ‘disadvantaged business concern’ means a small business that is owned and controlled by socially and economically disadvantaged individuals, as defined in section 124 of title 13, United States Code of Federal Regulations.

“(E) TREATMENT OF OTHER CERTIFICATIONS.—At the request of any entity seeking certification, any selected entity may consider, as appropriate, other relevant certifications acquired by the entity seeking certification. If the selected entity determines that such other certifications are sufficient to meet the certification requirement or aspects of the certification requirement under this section, the selected entity may give credit to the entity seeking certification, as appropriate, to avoid unnecessarily duplicative certification requirements.

“(F) THIRD PARTIES.—To be accredited under subparagraph (C), a third party shall—

“(i) demonstrate that the third party has the ability to certify private sector entities in accordance with the procedures and requirements developed under subparagraph (B);

“(ii) agree to perform certifications in accordance with such procedures and requirements;

“(iii) agree not to have any beneficial interest in or any direct or indirect control over—

“(I) a private sector entity for which that third party conducts a certification under this subsection; or

“(II) any organization that provides preparedness consulting services to private sector entities;

“(iv) agree not to have any other conflict of interest with respect to any private sector entity for which that third party conducts a certification under this subsection;

“(v) maintain liability insurance coverage at policy limits in accordance with the requirements developed under subparagraph (B); and

“(vi) enter into an agreement with the selected entity accrediting that third party to protect any proprietary information of a private sector entity obtained under this subsection.

“(G) MONITORING.—

“(i) IN GENERAL.—The designated officer and any selected entity shall regularly monitor and inspect the operations of any third party conducting certifications under this subsection to ensure that the third party is complying with the procedures and requirements established under subparagraph (B) and all other applicable requirements.

“(ii) REVOCATION.—If the designated officer or any selected entity determines that a third party is not meeting the procedures or requirements established under subparagraph (B), the selected entity shall—

“(I) revoke the accreditation of that third party to conduct certifications under this subsection; and

“(II) review any certification conducted by that third party, as necessary and appropriate.

“(4) ANNUAL REVIEW.—

“(A) IN GENERAL.—The designated officer, in consultation with representatives of appropriate organizations that coordinate or facilitate the development and use of voluntary consensus standards, appropriate voluntary consensus standards development organizations, appropriate representatives of State and local governments, including emergency management officials, and each private sector advisory council created under section 102(f)(4), shall annually review the voluntary accreditation and certification program established under this sub-

section to ensure the effectiveness of such program (including the operations and management of such program by any selected entity and the selected entity’s inclusion of qualified disadvantaged business concerns under paragraph (3)(D)) and make improvements and adjustments to the program as necessary and appropriate.

“(B) REVIEW OF STANDARDS.—Each review under subparagraph (A) shall include an assessment of the voluntary preparedness standard or standards used in the program under this subsection.

“(5) VOLUNTARY PARTICIPATION.—Certification under this subsection shall be voluntary for any private sector entity.

“(6) PUBLIC LISTING.—The designated officer shall maintain and make public a listing of any private sector entity certified as being in compliance with the program established under this subsection, if that private sector entity consents to such listing.

“(c) RULE OF CONSTRUCTION.—Nothing in this section may be construed as—

“(1) a requirement to replace any preparedness, emergency response, or business continuity standards, requirements, or best practices established—

“(A) under any other provision of federal law; or

“(B) by any sector-specific agency, as those agencies are defined under Homeland Security Presidential Directive-7; or

“(2) exempting any private sector entity seeking certification or meeting certification requirements under subsection (b) from compliance with all applicable statutes, regulations, directives, policies, and industry codes of practice.”.

(b) REPORT TO CONGRESS.—Not later than 210 days after the date of enactment of this Act, the Secretary shall submit to the Committee on Homeland Security and Governmental Affairs of the Senate and the Committee on Homeland Security and the Committee on Transportation and Infrastructure of the House of Representatives a report detailing—

(1) any action taken to implement section 524(b) of the Homeland Security Act of 2002, as added by subsection (a), including a discussion of—

(A) the separate methods of classification and certification for small business concerns (under the meaning given that term in section 3 of the Small Business Act (15 U.S.C. 632)) as compared to other private sector entities; and

(B) whether the separate classifications and methods of certification for small business concerns are likely to help to ensure that such measures are not overly burdensome and are adequate to meet the voluntary preparedness standard or standards adopted by the program under section 524(b) of the Homeland Security Act of 2002, as added by subsection (a); and

(2) the status, as of the date of that report, of the implementation of that subsection.

(c) DEADLINE FOR DESIGNATION OF OFFICER.—The Secretary of Homeland Security shall designate the officer as described in section 524 of the Homeland Security Act of 2002, as added by subsection (a), by not later than 30 days after the date of the enactment of this Act.

(d) DEFINITION.—Section 2 of the Homeland Security Act of 2002 (6 U.S.C. 101) is amended by adding at the end the following:

“(18) The term ‘voluntary preparedness standards’ means a common set of criteria for preparedness, disaster management, emergency management, and business continuity programs, such as the American National Standards Institute’s National Fire Protection Association Standard on Disaster/Emergency Management and Business Continuity Programs (ANSI/NFPA 1600).”.

(e) CLERICAL AMENDMENTS.—The table of contents in section 1(b) of such Act is further amended by adding at the end the following:

"Sec. 523. Guidance and recommendations.

"Sec. 524. Voluntary private sector preparedness accreditation and certification program."

(f) AUTHORIZATION OF APPROPRIATIONS.—There are authorized to be appropriated such sums as may be necessary to carry out this section and the amendments made by this section.

**SEC. 902. RESPONSIBILITIES OF THE PRIVATE SECTOR OFFICE OF THE DEPARTMENT.**

(a) IN GENERAL.—Section 102(f) of the Homeland Security Act of 2002 (6 U.S.C. 112(f)) is amended—

(1) by redesignating paragraphs (8) through (10) as paragraphs (9) through (11), respectively; and

(2) by inserting after paragraph (7) the following:

"(8) providing information to the private sector regarding voluntary preparedness standards and the business justification for preparedness and promoting to the private sector the adoption of voluntary preparedness standards;"

(b) PRIVATE SECTOR ADVISORY COUNCILS.—Section 102(f)(4) of the Homeland Security Act of 2002 (6 U.S.C. 112(f)(4)) is amended—

(1) in subparagraph (A), by striking "and" at the end;

(2) in subparagraph (B), by inserting "and" after the semicolon at the end; and

(3) by adding at the end the following:

"(C) advise the Secretary on private sector preparedness issues, including effective methods for—

"(i) promoting voluntary preparedness standards to the private sector; and

"(ii) assisting the private sector in adopting voluntary preparedness standards;"

**TITLE X—IMPROVING CRITICAL INFRASTRUCTURE SECURITY**

**SEC. 1001. NATIONAL ASSET DATABASE.**

(a) IN GENERAL.—Subtitle A of title II of the Homeland Security Act of 2002, as amended by title V, is further amended by adding at the end the following new section:

**"SEC. 210E. NATIONAL ASSET DATABASE.**

"(a) ESTABLISHMENT.—

"(1) NATIONAL ASSET DATABASE.—The Secretary shall establish and maintain a national database of each system or asset that—

"(A) the Secretary, in consultation with appropriate homeland security officials of the States, determines to be vital and the loss, interruption, incapacity, or destruction of which would have a negative or debilitating effect on the economic security, public health, or safety of the United States, any State, or any local government; or

"(B) the Secretary determines is appropriate for inclusion in the database.

"(2) PRIORITIZED CRITICAL INFRASTRUCTURE LIST.—In accordance with Homeland Security Presidential Directive-7, as in effect on January 1, 2007, the Secretary shall establish and maintain a single classified prioritized list of systems and assets included in the database under paragraph (1) that the Secretary determines would, if destroyed or disrupted, cause national or regional catastrophic effects.

"(b) USE OF DATABASE.—The Secretary shall use the database established under subsection (a)(1) in the development and implementation of Department plans and programs as appropriate.

"(c) MAINTENANCE OF DATABASE.—

"(1) IN GENERAL.—The Secretary shall maintain and annually update the database established under subsection (a)(1) and the list established under subsection (a)(2), including—

"(A) establishing data collection guidelines and providing such guidelines to the appropriate homeland security official of each State;

"(B) regularly reviewing the guidelines established under subparagraph (A), including by consulting with the appropriate homeland security officials of States, to solicit feedback about the guidelines, as appropriate;

"(C) after providing the homeland security official of a State with the guidelines under sub-

paragraph (A), allowing the official a reasonable amount of time to submit to the Secretary any data submissions recommended by the official for inclusion in the database established under subsection (a)(1);

"(D) examining the contents and identifying any submissions made by such an official that are described incorrectly or that do not meet the guidelines established under subparagraph (A); and

"(E) providing to the appropriate homeland security official of each relevant State a list of submissions identified under subparagraph (D) for review and possible correction before the Secretary finalizes the decision of which submissions will be included in the database established under subsection (a)(1).

"(2) ORGANIZATION OF INFORMATION IN DATABASE.—The Secretary shall organize the contents of the database established under subsection (a)(1) and the list established under subsection (a)(2) as the Secretary determines is appropriate. Any organizational structure of such contents shall include the categorization of the contents—

"(A) according to the sectors listed in National Infrastructure Protection Plan developed pursuant to Homeland Security Presidential Directive-7; and

"(B) by the State and county of their location.

"(3) PRIVATE SECTOR INTEGRATION.—The Secretary shall identify and evaluate methods, including the Department's Protected Critical Infrastructure Information Program, to acquire relevant private sector information for the purpose of using that information to generate any database or list, including the database established under subsection (a)(1) and the list established under subsection (a)(2).

"(4) RETENTION OF CLASSIFICATION.—The classification of information required to be provided to Congress, the Department, or any other department or agency under this section by a sector-specific agency, including the assignment of a level of classification of such information, shall be binding on Congress, the Department, and that other Federal agency.

"(d) REPORTS.—

"(1) REPORT REQUIRED.—Not later than 180 days after the date of the enactment of the Implementing Recommendations of the 9/11 Commission Act of 2007, and annually thereafter, the Secretary shall submit to the Committee on Homeland Security and Governmental Affairs of the Senate and the Committee on Homeland Security of the House of Representatives a report on the database established under subsection (a)(1) and the list established under subsection (a)(2).

"(2) CONTENTS OF REPORT.—Each such report shall include the following:

"(A) The name, location, and sector classification of each of the systems and assets on the list established under subsection (a)(2).

"(B) The name, location, and sector classification of each of the systems and assets on such list that are determined by the Secretary to be most at risk to terrorism.

"(C) Any significant challenges in compiling the list or in the database established under subsection (a)(1).

"(D) Any significant changes from the preceding report in the systems and assets included on such list or in such database.

"(E) If appropriate, the extent to which such database and such list have been used, individually or jointly, for allocating funds by the Federal Government to prevent, reduce, mitigate, or respond to acts of terrorism.

"(F) The amount of coordination between the Department and the private sector, through any entity of the Department that meets with representatives of private sector industries for purposes of such coordination, for the purpose of ensuring the accuracy of such database and such list.

"(G) Any other information the Secretary deems relevant.

"(3) CLASSIFIED INFORMATION.—The report shall be submitted in unclassified form but may contain a classified annex.

"(e) INSPECTOR GENERAL STUDY.—By not later than two years after the date of enactment of the Implementing Recommendations of the 9/11 Commission Act of 2007, the Inspector General of the Department shall conduct a study of the implementation of this section.

"(f) NATIONAL INFRASTRUCTURE PROTECTION CONSORTIUM.—The Secretary may establish a consortium to be known as the 'National Infrastructure Protection Consortium'. The Consortium may advise the Secretary on the best way to identify, generate, organize, and maintain any database or list of systems and assets established by the Secretary, including the database established under subsection (a)(1) and the list established under subsection (a)(2). If the Secretary establishes the National Infrastructure Protection Consortium, the Consortium may—

"(1) be composed of national laboratories, Federal agencies, State and local homeland security organizations, academic institutions, or national Centers of Excellence that have demonstrated experience working with and identifying critical infrastructure and key resources; and

"(2) provide input to the Secretary on any request pertaining to the contents of such database or such list."

(b) DEADLINES FOR IMPLEMENTATION AND NOTIFICATION OF CONGRESS.—Not later than 180 days after the date of the enactment of this Act, the Secretary of Homeland Security shall submit the first report required under section 210E(d) of the Homeland Security Act of 2002, as added by subsection (a).

(c) CLERICAL AMENDMENT.—The table of contents in section 1(b) of such Act is further amended by inserting after the item relating to section 210D the following:

"Sec. 210E. National Asset Database."

**SEC. 1002. RISK ASSESSMENTS AND REPORT.**

(a) RISK ASSESSMENTS.—Section 201(d) of the Homeland Security Act of 2002 (6 U.S.C. 121(d)) is further amended by adding at the end the following new paragraph:

"(25) To prepare and submit to the Committee on Homeland Security and Governmental Affairs of the Senate and the Committee on Homeland Security in the House of Representatives, and to other appropriate congressional committees having jurisdiction over the critical infrastructure or key resources, for each sector identified in the National Infrastructure Protection Plan, a report on the comprehensive assessments carried out by the Secretary of the critical infrastructure and key resources of the United States, evaluating threat, vulnerability, and consequence, as required under this subsection. Each such report—

"(A) shall contain, if applicable, actions or countermeasures recommended or taken by the Secretary or the head of another Federal agency to address issues identified in the assessments;

"(B) shall be required for fiscal year 2007 and each subsequent fiscal year and shall be submitted not later than 35 days after the last day of the fiscal year covered by the report; and

"(C) may be classified."

(b) REPORT ON INDUSTRY PREPAREDNESS.—Not later than 6 months after the last day of fiscal year 2007 and each subsequent fiscal year, the Secretary of Homeland Security, in cooperation with the Secretary of Commerce, the Secretary of Transportation, the Secretary of Defense, and the Secretary of Energy, shall submit to the Committee on Banking, Housing, and Urban Affairs and the Committee on Homeland Security and Governmental Affairs of the Senate and the Committee on Financial Services and the Committee on Homeland Security of the House of Representatives a report that details the actions taken by the Federal Government to ensure, in accordance with subsections (a) and (c) of section 101 of the Defense Production Act of 1950

(50 U.S.C. App. 2071), the preparedness of industry to reduce interruption of critical infrastructure and key resource operations during an act of terrorism, natural catastrophe, or other similar national emergency.

**SEC. 1003. SENSE OF CONGRESS REGARDING THE INCLUSION OF LEVEES IN THE NATIONAL INFRASTRUCTURE PROTECTION PLAN.**

It is the sense of Congress that the Secretary should ensure that levees are included in one of the critical infrastructure and key resources sectors identified in the National Infrastructure Protection Plan.

**TITLE XI—ENHANCED DEFENSES AGAINST WEAPONS OF MASS DESTRUCTION**

**SEC. 1101. NATIONAL BIOSURVEILLANCE INTEGRATION CENTER.**

(a) IN GENERAL.—Title III of the Homeland Security Act of 2002 (6 U.S.C. et seq.) is amended by adding at the end the following:

**“SEC. 316. NATIONAL BIOSURVEILLANCE INTEGRATION CENTER.**

“(a) ESTABLISHMENT.—The Secretary shall establish, operate, and maintain a National Biosurveillance Integration Center (referred to in this section as the ‘NBIC’), which shall be headed by a Directing Officer, under an office or directorate of the Department that is in existence as of the date of the enactment of this section.

“(b) PRIMARY MISSION.—The primary mission of the NBIC is to—

“(1) enhance the capability of the Federal Government to—

“(A) rapidly identify, characterize, localize, and track a biological event of national concern by integrating and analyzing data relating to human health, animal, plant, food, and environmental monitoring systems (both national and international); and

“(B) disseminate alerts and other information to Member Agencies and, in coordination with (and where possible through) Member Agencies, to agencies of State, local, and tribal governments, as appropriate, to enhance the ability of such agencies to respond to a biological event of national concern; and

“(2) oversee development and operation of the National Biosurveillance Integration System.

“(c) REQUIREMENTS.—The NBIC shall detect, as early as possible, a biological event of national concern that presents a risk to the United States or the infrastructure or key assets of the United States, including by—

“(1) consolidating data from all relevant surveillance systems maintained by Member Agencies to detect biological events of national concern across human, animal, and plant species;

“(2) seeking private sources of surveillance, both foreign and domestic, when such sources would enhance coverage of critical surveillance gaps;

“(3) using an information technology system that uses the best available statistical and other analytical tools to identify and characterize biological events of national concern in as close to real-time as is practicable;

“(4) providing the infrastructure for such integration, including information technology systems and space, and support for personnel from Member Agencies with sufficient expertise to enable analysis and interpretation of data;

“(5) working with Member Agencies to create information technology systems that use the minimum amount of patient data necessary and consider patient confidentiality and privacy issues at all stages of development and apprise the Privacy Officer of such efforts; and

“(6) alerting Member Agencies and, in coordination with (and where possible through) Member Agencies, public health agencies of State, local, and tribal governments regarding any incident that could develop into a biological event of national concern.

“(d) RESPONSIBILITIES OF THE DIRECTING OFFICER OF THE NBIC.—

“(1) IN GENERAL.—The Directing Officer of the NBIC shall—

“(A) on an ongoing basis, monitor the availability and appropriateness of surveillance systems used by the NBIC and those systems that could enhance biological situational awareness or the overall performance of the NBIC;

“(B) on an ongoing basis, review and seek to improve the statistical and other analytical methods used by the NBIC;

“(C) receive and consider other relevant homeland security information, as appropriate; and

“(D) provide technical assistance, as appropriate, to all Federal, regional, State, local, and tribal government entities and private sector entities that contribute data relevant to the operation of the NBIC.

“(2) ASSESSMENTS.—The Directing Officer of the NBIC shall—

“(A) on an ongoing basis, evaluate available data for evidence of a biological event of national concern; and

“(B) integrate homeland security information with NBIC data to provide overall situational awareness and determine whether a biological event of national concern has occurred.

“(3) INFORMATION SHARING.—

“(A) IN GENERAL.—The Directing Officer of the NBIC shall—

“(i) establish a method of real-time communication with the National Operations Center;

“(ii) in the event that a biological event of national concern is detected, notify the Secretary and disseminate results of NBIC assessments relating to that biological event of national concern to appropriate Federal response entities and, in coordination with relevant Member Agencies, regional, State, local, and tribal governmental response entities in a timely manner;

“(iii) provide any report on NBIC assessments to Member Agencies and, in coordination with relevant Member Agencies, any affected regional, State, local, or tribal government, and any private sector entity considered appropriate that may enhance the mission of such Member Agencies, governments, or entities or the ability of the Nation to respond to biological events of national concern; and

“(iv) share NBIC incident or situational awareness reports, and other relevant information, consistent with the information sharing environment established under section 1016 of the Intelligence Reform and Terrorism Prevention Act of 2004 (6 U.S.C. 485) and any policies, guidelines, procedures, instructions, or standards established under that section.

“(B) CONSULTATION.—The Directing Officer of the NBIC shall implement the activities described in subparagraph (A) consistent with the policies, guidelines, procedures, instructions, or standards established under section 1016 of the Intelligence Reform and Terrorism Prevention Act of 2004 (6 U.S.C. 485) and in consultation with the Director of National Intelligence, the Under Secretary for Intelligence and Analysis, and other offices or agencies of the Federal Government, as appropriate.

“(e) RESPONSIBILITIES OF THE NBIC MEMBER AGENCIES.—

“(1) IN GENERAL.—Each Member Agency shall—

“(A) use its best efforts to integrate biosurveillance information into the NBIC, with the goal of promoting information sharing between Federal, State, local, and tribal governments to detect biological events of national concern;

“(B) provide timely information to assist the NBIC in maintaining biological situational awareness for accurate detection and response purposes;

“(C) enable the NBIC to receive and use biosurveillance information from member agencies to carry out its requirements under subsection (c);

“(D) connect the biosurveillance data systems of that Member Agency to the NBIC data system under mutually agreed protocols that are consistent with subsection (c)(5);

“(E) participate in the formation of strategy and policy for the operation of the NBIC and its information sharing;

“(F) provide personnel to the NBIC under an interagency personnel agreement and consider the qualifications of such personnel necessary to provide human, animal, and environmental data analysis and interpretation support to the NBIC; and

“(G) retain responsibility for the surveillance and intelligence systems of that department or agency, if applicable.

“(f) ADMINISTRATIVE AUTHORITIES.—

“(1) HIRING OF EXPERTS.—The Directing Officer of the NBIC shall hire individuals with the necessary expertise to develop and operate the NBIC.

“(2) DETAIL OF PERSONNEL.—Upon the request of the Directing Officer of the NBIC, the head of any Federal department or agency may detail, on a reimbursable basis, any of the personnel of that department or agency to the Department to assist the NBIC in carrying out this section.

“(g) NBIC INTERAGENCY WORKING GROUP.—The Directing Officer of the NBIC shall—

“(1) establish an interagency working group to facilitate interagency cooperation and to advise the Directing Officer of the NBIC regarding recommendations to enhance the biosurveillance capabilities of the Department; and

“(2) invite Member Agencies to serve on that working group.

“(h) RELATIONSHIP TO OTHER DEPARTMENTS AND AGENCIES.—The authority of the Directing Officer of the NBIC under this section shall not affect any authority or responsibility of any other department or agency of the Federal Government with respect to biosurveillance activities under any program administered by that department or agency.

“(i) AUTHORIZATION OF APPROPRIATIONS.—There are authorized to be appropriated such sums as are necessary to carry out this section.

“(j) DEFINITIONS.—In this section:

“(1) The terms ‘biological agent’ and ‘toxin’ have the meanings given those terms in section 178 of title 18, United States Code.

“(2) The term ‘biological event of national concern’ means—

“(A) an act of terrorism involving a biological agent or toxin; or

“(B) a naturally occurring outbreak of an infectious disease that may result in a national epidemic.

“(3) The term ‘homeland security information’ has the meaning given that term in section 892.

“(4) The term ‘Member Agency’ means any Federal department or agency that, at the discretion of the head of that department or agency, has entered a memorandum of understanding regarding participation in the NBIC.

“(5) The term ‘Privacy Officer’ means the Privacy Officer appointed under section 222.”

(b) CLERICAL AMENDMENT.—The table of contents in section 1(b) of the Homeland Security Act of 2002 (6 U.S.C. 101 et seq.) is amended by inserting after the item relating to section 315 the following:

“Sec. 316. National Biosurveillance Integration Center.”

(c) DEADLINE FOR IMPLEMENTATION.—The National Biosurveillance Integration Center under section 316 of the Homeland Security Act, as added by subsection (a), shall be fully operational by not later than September 30, 2008;

(d) REPORT.—Not later than 180 days after the date of enactment of this Act, the Secretary of Homeland Security shall submit to the Committee on Homeland Security and Governmental Affairs of the Senate and the Committee on Homeland Security of the House of Representatives an interim report on the status of the operations at the National Biosurveillance Integration Center that addresses the efforts of the Center to integrate the surveillance efforts of Federal, State, local, and tribal governments. When the National Biosurveillance Integration Center is fully operational, the Secretary shall submit to such committees a final report on the status of such operations.

**SEC. 1102. BIOSURVEILLANCE EFFORTS.**

The Comptroller General of the United States shall submit to Congress a report —

(1) describing the state of Federal, State, local, and tribal government biosurveillance efforts as of the date of such report;

(2) describing any duplication of effort at the Federal, State, local, or tribal government level to create biosurveillance systems; and

(3) providing the recommendations of the Comptroller General regarding—

(A) the integration of biosurveillance systems;

(B) the effective use of biosurveillance resources; and

(C) the effective use of the expertise of Federal, State, local, and tribal governments.

**SEC. 1103. INTERAGENCY COORDINATION TO ENHANCE DEFENSES AGAINST NUCLEAR AND RADIOLOGICAL WEAPONS OF MASS DESTRUCTION.**

(a) *IN GENERAL.*—The Homeland Security Act of 2002 (6 U.S.C. 101 et seq.) is amended by inserting after section 1906, as redesignated by section 104, the following:

**“SEC. 1907. JOINT ANNUAL INTERAGENCY REVIEW OF GLOBAL NUCLEAR DETECTION ARCHITECTURE.**

“(a) *ANNUAL REVIEW.*—

“(1) *IN GENERAL.*—The Secretary, the Attorney General, the Secretary of State, the Secretary of Defense, the Secretary of Energy, and the Director of National Intelligence shall jointly ensure interagency coordination on the development and implementation of the global nuclear detection architecture by ensuring that, not less frequently than once each year—

“(A) each relevant agency, office, or entity—

“(i) assesses its involvement, support, and participation in the development, revision, and implementation of the global nuclear detection architecture; and

“(ii) examines and evaluates components of the global nuclear detection architecture (including associated strategies and acquisition plans) relating to the operations of that agency, office, or entity, to determine whether such components incorporate and address current threat assessments, scenarios, or intelligence analyses developed by the Director of National Intelligence or other agencies regarding threats relating to nuclear or radiological weapons of mass destruction; and

“(B) each agency, office, or entity deploying or operating any nuclear or radiological detection technology under the global nuclear detection architecture—

“(i) evaluates the deployment and operation of nuclear or radiological detection technologies under the global nuclear detection architecture by that agency, office, or entity;

“(ii) identifies performance deficiencies and operational or technical deficiencies in nuclear or radiological detection technologies deployed under the global nuclear detection architecture; and

“(iii) assesses the capacity of that agency, office, or entity to implement the responsibilities of that agency, office, or entity under the global nuclear detection architecture.

“(2) *TECHNOLOGY.*—Not less frequently than once each year, the Secretary shall examine and evaluate the development, assessment, and acquisition of radiation detection technologies deployed or implemented in support of the domestic portion of the global nuclear detection architecture.

“(b) *ANNUAL REPORT ON JOINT INTERAGENCY REVIEW.*—

“(1) *IN GENERAL.*—Not later than March 31 of each year, the Secretary, the Attorney General, the Secretary of State, the Secretary of Defense, the Secretary of Energy, and the Director of National Intelligence, shall jointly submit a report regarding the implementation of this section and the results of the reviews required under subsection (a) to—

“(A) the President;

“(B) the Committee on Appropriations, the Committee on Armed Services, the Select Com-

mittee on Intelligence, and the Committee on Homeland Security and Governmental Affairs of the Senate; and

“(C) the Committee on Appropriations, the Committee on Armed Services, the Permanent Select Committee on Intelligence, the Committee on Homeland Security, and the Committee on Science and Technology of the House of Representatives.

“(2) *FORM.*—The annual report submitted under paragraph (1) shall be submitted in unclassified form to the maximum extent practicable, but may include a classified annex.

“(c) *DEFINITION.*—In this section, the term ‘global nuclear detection architecture’ means the global nuclear detection architecture developed under section 1902.”

(b) *CLERICAL AMENDMENT.*—The table of contents in section 1(b) of the Homeland Security Act of 2002 (6 U.S.C. 101 note) is amended by inserting after the item relating to section 1906, as added by section 104, the following:

“Sec. 1907. Joint annual interagency review of global nuclear detection architecture.”

**SEC. 1104. INTEGRATION OF DETECTION EQUIPMENT AND TECHNOLOGIES.**

(a) *RESPONSIBILITY OF SECRETARY.*—The Secretary of Homeland Security shall have responsibility for ensuring that domestic chemical, biological, radiological, and nuclear detection equipment and technologies are integrated, as appropriate, with other border security systems and detection technologies.

(b) *REPORT.*—Not later than 6 months after the date of enactment of this Act, the Secretary shall submit a report to Congress that contains a plan to develop a departmental technology assessment process to determine and certify the technology readiness levels of chemical, biological, radiological, and nuclear detection technologies before the full deployment of such technologies within the United States.

**TITLE XII—TRANSPORTATION SECURITY PLANNING AND INFORMATION SHARING****SEC. 1201. DEFINITIONS.**

For purposes of this title, the following terms apply:

(1) *DEPARTMENT.*—The term “Department” means the Department of Homeland Security.

(2) *SECRETARY.*—The term “Secretary” means the Secretary of Homeland Security.

**SEC. 1202. TRANSPORTATION SECURITY STRATEGIC PLANNING.**

(a) *IN GENERAL.*—Section 114(t)(1)(B) of title 49, United States Code, is amended to read as follows:

“(B) transportation modal security plans addressing security risks, including threats, vulnerabilities, and consequences, for aviation, railroad, ferry, highway, maritime, pipeline, public transportation, over-the-road bus, and other transportation infrastructure assets.”

(b) *CONTENTS OF THE NATIONAL STRATEGY FOR TRANSPORTATION SECURITY.*—Section 114(t)(3) of such title is amended—

(1) in subparagraph (B), by inserting “, based on risk assessments conducted or received by the Secretary of Homeland Security (including assessments conducted under the Implementing Recommendations of the 9/11 Commission Act of 2007” after “risk based priorities”;

(2) in subparagraph (D)—

(A) by striking “and local” and inserting “local, and tribal”; and

(B) by striking “private sector cooperation and participation” and inserting “cooperation and participation by private sector entities, including nonprofit employee labor organizations.”;

(3) in subparagraph (E)—

(A) by striking “response” and inserting “prevention, response.”; and

(B) by inserting “and threatened and executed acts of terrorism outside the United States to the extent such acts affect United States transportation systems” before the period at the end;

(4) in subparagraph (F), by adding at the end the following: “Transportation security research

and development projects shall be based, to the extent practicable, on such prioritization. Nothing in the preceding sentence shall be construed to require the termination of any research or development project initiated by the Secretary of Homeland Security or the Secretary of Transportation before the date of enactment of the Implementing Recommendations of the 9/11 Commission Act of 2007.”; and

(5) by adding at the end the following:

“(G) A 3- and 10-year budget for Federal transportation security programs that will achieve the priorities of the National Strategy for Transportation Security.

“(H) Methods for linking the individual transportation modal security plans and the programs contained therein, and a plan for addressing the security needs of intermodal transportation.

“(I) Transportation modal security plans described in paragraph (1)(B), including operational recovery plans to expedite, to the maximum extent practicable, the return to operation of an adversely affected transportation system following a major terrorist attack on that system or other incident. These plans shall be coordinated with the resumption of trade protocols required under section 202 of the SAFE Port Act (6 U.S.C. 942) and the National Maritime Transportation Security Plan required under section 70103(a) of title 46.”

(c) *PERIODIC PROGRESS REPORTS.*—Section 114(t)(4) of such title is amended—

(1) in subparagraph (C)—

(A) in clause (i) by inserting “, including the transportation modal security plans” before the period at the end; and

(B) by striking clause (ii) and inserting the following:

“(ii) *CONTENT.*—Each progress report submitted under this subparagraph shall include, at a minimum, the following:

“(I) Recommendations for improving and implementing the National Strategy for Transportation Security and the transportation modal and intermodal security plans that the Secretary of Homeland Security, in consultation with the Secretary of Transportation, considers appropriate.

“(II) An accounting of all grants for transportation security, including grants and contracts for research and development, awarded by the Secretary of Homeland Security in the most recent fiscal year and a description of how such grants accomplished the goals of the National Strategy for Transportation Security.

“(III) An accounting of all—

“(aa) funds requested in the President’s budget submitted pursuant to section 1105 of title 31 for the most recent fiscal year for transportation security, by mode;

“(bb) personnel working on transportation security by mode, including the number of contractors; and

“(cc) information on the turnover in the previous year among senior staff of the Department of Homeland Security, including component agencies, working on transportation security issues. Such information shall include the number of employees who have permanently left the office, agency, or area in which they worked, and the amount of time that they worked for the Department.

“(iii) *WRITTEN EXPLANATION OF TRANSPORTATION SECURITY ACTIVITIES NOT DELINEATED IN THE NATIONAL STRATEGY FOR TRANSPORTATION SECURITY.*—At the end of each fiscal year, the Secretary of Homeland Security shall submit to the appropriate congressional committees a written explanation of any Federal transportation security activity that is inconsistent with the National Strategy for Transportation Security, including the amount of funds to be expended for the activity and the number of personnel involved.”; and

(2) by striking subparagraph (E) and inserting the following:

“(E) *APPROPRIATE CONGRESSIONAL COMMITTEES DEFINED.*—In this subsection, the term ‘appropriate congressional committees’ means the



Committee on Transportation and Infrastructure and the Committee on Homeland Security of the House of Representatives and the Committee on Commerce, Science, and Transportation, the Committee on Homeland Security and Governmental Affairs, and the Committee on Banking, Housing, and Urban Affairs of the Senate.”

(d) **PRIORITY STATUS.**—Section 114(t)(5)(B) of such title is amended—

(1) in clause (iii), by striking “and” at the end;

(2) by redesignating clause (iv) as clause (v); and

(3) by inserting after clause (iii) the following:

“(iv) the transportation sector specific plan required under Homeland Security Presidential Directive 7; and”.

(e) **COORDINATION AND PLAN DISTRIBUTION.**—Section 114(t) of such title is amended by adding at the end the following:

“(6) **COORDINATION.**—In carrying out the responsibilities under this section, the Secretary of Homeland Security, in coordination with the Secretary of Transportation, shall consult, as appropriate, with Federal, State, and local agencies, tribal governments, private sector entities (including nonprofit employee labor organizations), institutions of higher learning, and other entities.

“(7) **PLAN DISTRIBUTION.**—The Secretary of Homeland Security shall make available and appropriately publicize an unclassified version of the National Strategy for Transportation Security, including its component transportation modal security plans, to Federal, State, regional, local and tribal authorities, transportation system owners or operators, private sector stakeholders, including nonprofit employee labor organizations representing transportation employees, institutions of higher learning, and other appropriate entities.”

**SEC. 1203. TRANSPORTATION SECURITY INFORMATION SHARING.**

(a) **IN GENERAL.**—Section 114 of title 49, United States Code, is amended by adding at the end the following:

“(u) **TRANSPORTATION SECURITY INFORMATION SHARING PLAN.**—

“(1) **DEFINITIONS.**—In this subsection:

“(A) **APPROPRIATE CONGRESSIONAL COMMITTEES.**—The term ‘appropriate congressional committees’ has the meaning given that term in subsection (i).

“(B) **PLAN.**—The term ‘Plan’ means the Transportation Security Information Sharing Plan established under paragraph (2).

“(C) **PUBLIC AND PRIVATE STAKEHOLDERS.**—The term ‘public and private stakeholders’ means Federal, State, and local agencies, tribal governments, and appropriate private entities, including nonprofit employee labor organizations representing transportation employees.

“(D) **SECRETARY.**—The term ‘Secretary’ means the Secretary of Homeland Security.

“(E) **TRANSPORTATION SECURITY INFORMATION.**—The term ‘transportation security information’ means information relating to the risks to transportation modes, including aviation, public transportation, railroad, ferry, highway, maritime, pipeline, and over-the-road bus transportation, and may include specific and general intelligence products, as appropriate.

“(2) **ESTABLISHMENT OF PLAN.**—The Secretary of Homeland Security, in consultation with the program manager of the information sharing environment established under section 1016 of the Intelligence Reform and Terrorism Prevention Act of 2004 (6 U.S.C. 485), the Secretary of Transportation, and public and private stakeholders, shall establish a Transportation Security Information Sharing Plan. In establishing the Plan, the Secretary shall gather input on the development of the Plan from private and public stakeholders and the program manager of the information sharing environment established under section 1016 of the Intelligence Reform and Terrorism Prevention Act of 2004 (6 U.S.C. 485).

“(3) **PURPOSE OF PLAN.**—The Plan shall promote sharing of transportation security information between the Department of Homeland Security and public and private stakeholders.

“(4) **CONTENT OF PLAN.**—The Plan shall include—

“(A) a description of how intelligence analysts within the Department of Homeland Security will coordinate their activities within the Department and with other Federal, State, and local agencies, and tribal governments, including coordination with existing modal information sharing centers and the center described in section 1410 of the Implementing Recommendations of the 9/11 Commission Act of 2007;

“(B) the establishment of a point of contact, which may be a single point of contact within the Department of Homeland Security, for each mode of transportation for the sharing of transportation security information with public and private stakeholders, including an explanation and justification to the appropriate congressional committees if the point of contact established pursuant to this subparagraph differs from the agency within the Department that has the primary authority, or has been delegated such authority by the Secretary, to regulate the security of that transportation mode;

“(C) a reasonable deadline by which the Plan will be implemented; and

“(D) a description of resource needs for fulfilling the Plan.

“(5) **COORDINATION WITH INFORMATION SHARING.**—The Plan shall be—

“(A) implemented in coordination, as appropriate, with the program manager for the information sharing environment established under section 1016 of the Intelligence Reform and Terrorism Prevention Act of 2004 (6 U.S.C. 485); and

“(B) consistent with the establishment of the information sharing environment and any policies, guidelines, procedures, instructions, or standards established by the President or the program manager for the implementation and management of the information sharing environment.

“(6) **REPORTS TO CONGRESS.**—

“(A) **IN GENERAL.**—Not later than 150 days after the date of enactment of this subsection, and annually thereafter, the Secretary shall submit to the appropriate congressional committees, a report containing the Plan.

“(B) **ANNUAL REPORT.**—Not later than 1 year after the date of enactment of this subsection, the Secretary shall submit to the appropriate congressional committees a report on updates to and the implementation of the Plan.

“(7) **SURVEY AND REPORT.**—

“(A) **IN GENERAL.**—The Comptroller General of the United States shall conduct a biennial survey of the satisfaction of recipients of transportation intelligence reports disseminated under the Plan.

“(B) **INFORMATION SOUGHT.**—The survey conducted under subparagraph (A) shall seek information about the quality, speed, regularity, and classification of the transportation security information products disseminated by the Department of Homeland Security to public and private stakeholders.

“(C) **REPORT.**—Not later than 1 year after the date of the enactment of the Implementing Recommendations of the 9/11 Commission Act of 2007, and every even numbered year thereafter, the Comptroller General shall submit to the appropriate congressional committees, a report on the results of the survey conducted under subparagraph (A). The Comptroller General shall also provide a copy of the report to the Secretary.

“(8) **SECURITY CLEARANCES.**—The Secretary shall, to the greatest extent practicable, take steps to expedite the security clearances needed for designated public and private stakeholders to receive and obtain access to classified information distributed under this section, as appropriate.

“(9) **CLASSIFICATION OF MATERIAL.**—The Secretary, to the greatest extent practicable, shall

provide designated public and private stakeholders with transportation security information in an unclassified format.”

(b) **CONGRESSIONAL OVERSIGHT OF SECURITY ASSURANCE FOR PUBLIC AND PRIVATE STAKEHOLDERS.**—

(1) **IN GENERAL.**—Except as provided in paragraph (2), the Secretary shall provide a semiannual report to the Committee on Homeland Security and Governmental Affairs, the Committee on Commerce, Science, and Transportation, and the Committee on Banking, Housing, and Urban Affairs of the Senate and the Committee on Homeland Security and the Committee on Transportation and Infrastructure of the House of Representatives that includes—

(A) the number of public and private stakeholders who were provided with each report;

(B) a description of the measures the Secretary has taken, under section 114(w)(7) of title 49, United States Code, as added by this section, or otherwise, to ensure proper treatment and security for any classified information to be shared with the public and private stakeholders under the Plan; and

(C) an explanation of the reason for the denial of transportation security information to any stakeholder who had previously received such information.

(2) **NO REPORT REQUIRED IF NO CHANGES IN STAKEHOLDERS.**—The Secretary is not required to provide a semiannual report under paragraph (1) if no stakeholders have been added to or removed from the group of persons with whom transportation security information is shared under the plan since the end of the period covered by the last preceding semiannual report.

**SEC. 1204. NATIONAL DOMESTIC PREPAREDNESS CONSORTIUM.**

(a) **IN GENERAL.**—The Secretary is authorized to establish, operate, and maintain a National Domestic Preparedness Consortium within the Department.

(b) **MEMBERS.**—Members of the National Domestic Preparedness Consortium shall consist of—

(1) the Center for Domestic Preparedness;

(2) the National Energetic Materials Research and Testing Center, New Mexico Institute of Mining and Technology;

(3) the National Center for Biomedical Research and Training, Louisiana State University;

(4) the National Emergency Response and Rescue Training Center, Texas A&M University;

(5) the National Exercise, Test, and Training Center, Nevada Test Site;

(6) the Transportation Technology Center, Incorporated, in Pueblo, Colorado; and

(7) the National Disaster Preparedness Training Center, University of Hawaii.

(c) **DUTIES.**—The National Domestic Preparedness Consortium shall identify, develop, test, and deliver training to State, local, and tribal emergency response providers, provide on-site and mobile training at the performance and management and planning levels, and facilitate the delivery of training by the training partners of the Department.

(d) **AUTHORIZATION OF APPROPRIATIONS.**—There are authorized to be appropriated to the Secretary—

(1) for the Center for Domestic Preparedness—

(A) \$57,000,000 for fiscal year 2008;

(B) \$60,000,000 for fiscal year 2009;

(C) \$63,000,000 for fiscal year 2010; and

(D) \$66,000,000 for fiscal year 2011; and

(2) for the National Energetic Materials Research and Testing Center, the National Center for Biomedical Research and Training, the National Emergency Response and Rescue Training Center, the National Exercise, Test, and Training Center, the Transportation Technology Center, Incorporated, and the National Disaster Preparedness Training Center each—

(A) \$22,000,000 for fiscal year 2008;

(B) \$23,000,000 for fiscal year 2009;

(C) \$24,000,000 for fiscal year 2010; and



(D) \$25,500,000 for fiscal year 2011.

(e) SAVINGS PROVISION.—From the amounts appropriated pursuant to this section, the Secretary shall ensure that future amounts provided to each of the following entities are not less than the amounts provided to each such entity for participation in the Consortium in fiscal year 2007:

- (1) the Center for Domestic Preparedness;
- (2) the National Energetic Materials Research and Testing Center, New Mexico Institute of Mining and Technology;
- (3) the National Center for Biomedical Research and Training, Louisiana State University;
- (4) the National Emergency Response and Rescue Training Center, Texas A&M University; and
- (5) the National Exercise, Test, and Training Center, Nevada Test Site.

**SEC. 1205. NATIONAL TRANSPORTATION SECURITY CENTER OF EXCELLENCE.**

(a) ESTABLISHMENT.—The Secretary shall establish a National Transportation Security Center of Excellence to conduct research and education activities, and to develop or provide professional security training, including the training of transportation employees and transportation professionals.

(b) DESIGNATION.—The Secretary shall select one of the institutions identified in subsection (c) as the lead institution responsible for coordinating the National Transportation Security Center of Excellence.

(c) MEMBER INSTITUTIONS.—

(1) CONSORTIUM.—The institution of higher education selected under subsection (b) shall execute agreements with the other institutions of higher education identified in this subsection and other institutions designated by the Secretary to develop a consortium to assist in accomplishing the goals of the Center.

(2) MEMBERS.—The National Transportation Security Center of Excellence shall consist of—

- (A) Texas Southern University in Houston, Texas;
- (B) the National Transit Institute at Rutgers, The State University of New Jersey;
- (C) Tougaloo College;
- (D) the Connecticut Transportation Institute at the University of Connecticut;
- (E) the Homeland Security Management Institute, Long Island University;
- (F) the Mack-Blackwell National Rural Transportation Study Center at the University of Arkansas; and
- (G) any additional institutions or facilities designated by the Secretary.

(3) CERTAIN INCLUSIONS.—To the extent practicable, the Secretary shall ensure that an appropriate number of any additional consortium colleges or universities designated by the Secretary under this subsection are Historically Black Colleges and Universities, Hispanic Serving Institutions, and Indian Tribally Controlled Colleges and Universities.

(d) AUTHORIZATION OF APPROPRIATIONS.—There are authorized to be appropriated to carry out this section—

- (1) \$18,000,000 for fiscal year 2008;
- (2) \$18,000,000 for fiscal year 2009;
- (3) \$18,000,000 for fiscal year 2010; and
- (4) \$18,000,000 for fiscal year 2011.

**SEC. 1206. IMMUNITY FOR REPORTS OF SUSPECTED TERRORIST ACTIVITY OR SUSPICIOUS BEHAVIOR AND RESPONSE.**

(a) IMMUNITY FOR REPORTS OF SUSPECTED TERRORIST ACTIVITY OR SUSPICIOUS BEHAVIOR.—

(1) IN GENERAL.—Any person who, in good faith and based on objectively reasonable suspicion, makes, or causes to be made, a voluntary report of covered activity to an authorized official shall be immune from civil liability under Federal, State, and local law for such report.

(2) FALSE REPORTS.—Paragraph (1) shall not apply to any report that the person knew to be false or was made with reckless disregard for the truth at the time that person made that report.

(b) IMMUNITY FOR RESPONSE.—

(1) IN GENERAL.—Any authorized official who observes, or receives a report of, covered activity and takes reasonable action in good faith to respond to such activity shall have qualified immunity from civil liability for such action, consistent with applicable law in the relevant jurisdiction. An authorized official as defined by subsection (d)(1)(A) not entitled to assert the defense of qualified immunity shall nevertheless be immune from civil liability under Federal, State, and local law if such authorized official takes reasonable action, in good faith, to respond to the reported activity.

(2) SAVINGS CLAUSE.—Nothing in this subsection shall affect the ability of any authorized official to assert any defense, privilege, or immunity that would otherwise be available, and this subsection shall not be construed as affecting any such defense, privilege, or immunity.

(c) ATTORNEY FEES AND COSTS.—Any person or authorized official found to be immune from civil liability under this section shall be entitled to recover from the plaintiff all reasonable costs and attorney fees.

(d) DEFINITIONS.—In this section:

(1) AUTHORIZED OFFICIAL.—The term “authorized official” means—

(A) any employee or agent of a passenger transportation system or other person with responsibilities relating to the security of such systems;

(B) any officer, employee, or agent of the Department of Homeland Security, the Department of Transportation, or the Department of Justice with responsibilities relating to the security of passenger transportation systems; or

(C) any Federal, State, or local law enforcement officer.

(2) COVERED ACTIVITY.—The term “covered activity” means any suspicious transaction, activity, or occurrence that involves, or is directed against, a passenger transportation system or vehicle or its passengers indicating that an individual may be engaging, or preparing to engage, in a violation of law relating to—

(A) a threat to a passenger transportation system or passenger safety or security; or

(B) an act of terrorism (as that term is defined in section 3077 of title 18, United States Code).

(3) PASSENGER TRANSPORTATION.—The term “passenger transportation” means—

(A) public transportation, as defined in section 5302 of title 49, United States Code;

(B) over-the-road bus transportation, as defined in title XV of this Act, and school bus transportation;

(C) intercity passenger rail transportation as defined in section 24102 of title 49, United States Code;

(D) the transportation of passengers onboard a passenger vessel as defined in section 2101 of title 46, United States Code;

(E) other regularly scheduled waterborne transportation service of passengers by vessel of at least 20 gross tons; and

(F) air transportation, as defined in section 40102 of title 49, United States Code, of passengers.

(4) PASSENGER TRANSPORTATION SYSTEM.—The term “passenger transportation system” means an entity or entities organized to provide passenger transportation using vehicles, including the infrastructure used to provide such transportation.

(5) VEHICLE.—The term “vehicle” has the meaning given to that term in section 1992(16) of title 18, United States Code.

(e) EFFECTIVE DATE.—This section shall take effect on October 1, 2006, and shall apply to all activities and claims occurring on or after such date.

**TITLE XIII—TRANSPORTATION SECURITY ENHANCEMENTS**

**SEC. 1301. DEFINITIONS.**

For purposes of this title, the following terms apply:

(1) APPROPRIATE CONGRESSIONAL COMMITTEES.—The term “appropriate congressional

committees” means the Committee on Commerce, Science, and Transportation, the Committee on Banking, Housing, and Urban Affairs, and the Committee on Homeland Security and Governmental Affairs of the Senate and the Committee on Homeland Security and the Committee on Transportation and Infrastructure of the House of Representatives.

(2) DEPARTMENT.—The term “Department” means the Department of Homeland Security.

(3) SECRETARY.—The term “Secretary” means the Secretary of Homeland Security.

(4) STATE.—The term “State” means any one of the 50 States, the District of Columbia, Puerto Rico, the Northern Mariana Islands, the Virgin Islands, Guam, American Samoa, and any other territory or possession of the United States.

(5) TERRORISM.—The term “terrorism” has the meaning that term has in section 2 of the Homeland Security Act of 2002 (6 U.S.C. 101).

(6) UNITED STATES.—The term “United States” means the 50 States, the District of Columbia, Puerto Rico, the Northern Mariana Islands, the Virgin Islands, Guam, American Samoa, and any other territory or possession of the United States.

**SEC. 1302. ENFORCEMENT AUTHORITY.**

(a) IN GENERAL.—Section 114 of title 49, United States Code, as amended by section 1203 of this Act, is further amended by adding at the end the following:

“(v) ENFORCEMENT OF REGULATIONS AND ORDERS OF THE SECRETARY OF HOMELAND SECURITY.—

“(1) APPLICATION OF SUBSECTION.—

“(A) IN GENERAL.—This subsection applies to the enforcement of regulations prescribed, and orders issued, by the Secretary of Homeland Security under a provision of chapter 701 of title 46 and under a provision of this title other than a provision of chapter 449 (in this subsection referred to as an ‘applicable provision of this title’).

“(B) VIOLATIONS OF CHAPTER 449.—The penalties for violations of regulations prescribed and orders issued by the Secretary of Homeland Security under chapter 449 of this title are provided under chapter 463 of this title.

“(C) NONAPPLICATION TO CERTAIN VIOLATIONS.—

“(i) Paragraphs (2) through (5) do not apply to violations of regulations prescribed, and orders issued, by the Secretary of Homeland Security under a provision of this title—

“(I) involving the transportation of personnel or shipments of materials by contractors where the Department of Defense has assumed control and responsibility;

“(II) by a member of the armed forces of the United States when performing official duties; or

“(III) by a civilian employee of the Department of Defense when performing official duties.

“(ii) Violations described in subclause (I), (II), or (III) of clause (i) shall be subject to penalties as determined by the Secretary of Defense or the Secretary’s designee.

“(2) CIVIL PENALTY.—

“(A) IN GENERAL.—A person is liable to the United States Government for a civil penalty of not more than \$10,000 for a violation of a regulation prescribed, or order issued, by the Secretary of Homeland Security under an applicable provision of this title.

“(B) REPEAT VIOLATIONS.—A separate violation occurs under this paragraph for each day the violation continues.

“(3) ADMINISTRATIVE IMPOSITION OF CIVIL PENALTIES.—

“(A) IN GENERAL.—The Secretary of Homeland Security may impose a civil penalty for a violation of a regulation prescribed, or order issued, under an applicable provision of this title. The Secretary shall give written notice of the finding of a violation and the penalty.

“(B) SCOPE OF CIVIL ACTION.—In a civil action to collect a civil penalty imposed by the Secretary under this subsection, a court may not

re-examine issues of liability or the amount of the penalty.

“(C) JURISDICTION.—The district courts of the United States shall have exclusive jurisdiction of civil actions to collect a civil penalty imposed by the Secretary under this subsection if—

“(i) the amount in controversy is more than—

“(I) \$400,000, if the violation was committed by a person other than an individual or small business concern; or

“(II) \$50,000 if the violation was committed by an individual or small business concern;

“(ii) the action is in rem or another action in rem based on the same violation has been brought; or

“(iii) another action has been brought for an injunction based on the same violation.

“(D) MAXIMUM PENALTY.—The maximum civil penalty the Secretary administratively may impose under this paragraph is—

“(i) \$400,000, if the violation was committed by a person other than an individual or small business concern; or

“(ii) \$50,000, if the violation was committed by an individual or small business concern.

“(E) NOTICE AND OPPORTUNITY TO REQUEST HEARING.—Before imposing a penalty under this section the Secretary shall provide to the person against whom the penalty is to be imposed—

“(i) written notice of the proposed penalty; and

“(ii) the opportunity to request a hearing on the proposed penalty, if the Secretary receives the request not later than 30 days after the date on which the person receives notice.

“(4) COMPROMISE AND SETOFF.—

“(A) The Secretary may compromise the amount of a civil penalty imposed under this subsection.

“(B) The Government may deduct the amount of a civil penalty imposed or compromised under this subsection from amounts it owes the person liable for the penalty.

“(5) INVESTIGATIONS AND PROCEEDINGS.—Chapter 461 shall apply to investigations and proceedings brought under this subsection to the same extent that it applies to investigations and proceedings brought with respect to aviation security duties designated to be carried out by the Secretary.

“(6) DEFINITIONS.—In this subsection:

“(A) PERSON.—The term ‘person’ does not include—

“(i) the United States Postal Service; or

“(ii) the Department of Defense.

“(B) SMALL BUSINESS CONCERN.—The term ‘small business concern’ has the meaning given that term in section 3 of the Small Business Act (15 U.S.C. 632).

“(7) ENFORCEMENT TRANSPARENCY.—

“(A) IN GENERAL.—Not later than December 31, 2008, and annually thereafter, the Secretary shall—

“(i) provide an annual summary to the public of all enforcement actions taken by the Secretary under this subsection; and

“(ii) include in each such summary the docket number of each enforcement action, the type of alleged violation, the penalty or penalties proposed, and the final assessment amount of each penalty.

“(B) ELECTRONIC AVAILABILITY.—Each summary under this paragraph shall be made available to the public by electronic means.

“(C) RELATIONSHIP TO THE FREEDOM OF INFORMATION ACT AND THE PRIVACY ACT.—Nothing in this subsection shall be construed to require disclosure of information or records that are exempt from disclosure under sections 552 or 552a of title 5.

“(D) ENFORCEMENT GUIDANCE.—Not later than 180 days after the enactment of the Implementing Recommendations of the 9/11 Commission Act of 2007, the Secretary shall provide a report to the public describing the enforcement process established under this subsection.”.

(b) CONFORMING AMENDMENT.—Section 46301(a)(4) of title 49, United States Code, is amended by striking “or another requirement

under this title administered by the Under Secretary of Transportation for Security”.

**SEC. 1303. AUTHORIZATION OF VISIBLE INTERMODAL PREVENTION AND RESPONSE TEAMS.**

(a) IN GENERAL.—The Secretary, acting through the Administrator of the Transportation Security Administration, may develop Visible Intermodal Prevention and Response (referred to in this section as “VIPR”) teams to augment the security of any mode of transportation at any location within the United States. In forming a VIPR team, the Secretary—

(1) may use any asset of the Department, including Federal air marshals, surface transportation security inspectors, canine detection teams, and advanced screening technology;

(2) may determine when a VIPR team shall be deployed, as well as the duration of the deployment;

(3) shall, prior to and during the deployment, consult with local security and law enforcement officials in the jurisdiction where the VIPR team is or will be deployed, to develop and agree upon the appropriate operational protocols and provide relevant information about the mission of the VIPR team, as appropriate; and

(4) shall, prior to and during the deployment, consult with all transportation entities directly affected by the deployment of a VIPR team, as appropriate, including railroad carriers, air carriers, airport owners, over-the-road bus operators and terminal owners and operators, motor carriers, public transportation agencies, owners or operators of highways, port operators and facility owners, vessel owners and operators and pipeline operators.

(b) AUTHORIZATION OF APPROPRIATIONS.—There are authorized to be appropriated to the Secretary to carry out this section such sums as necessary for fiscal years 2007 through 2011.

**SEC. 1304. SURFACE TRANSPORTATION SECURITY INSPECTORS.**

(a) IN GENERAL.—The Secretary, acting through the Administrator of the Transportation Security Administration, is authorized to train, employ, and utilize surface transportation security inspectors.

(b) MISSION.—The Secretary shall use surface transportation security inspectors to assist surface transportation carriers, operators, owners, entities, and facilities to enhance their security against terrorist attack and other security threats and to assist the Secretary in enforcing applicable surface transportation security regulations and directives.

(c) AUTHORITIES.—Surface transportation security inspectors employed pursuant to this section shall be authorized such powers and delegated such responsibilities as the Secretary determines appropriate, subject to subsection (e).

(d) REQUIREMENTS.—The Secretary shall require that surface transportation security inspectors have relevant transportation experience and other security and inspection qualifications, as determined appropriate.

(e) LIMITATIONS.—

(1) INSPECTORS.—Surface transportation inspectors shall be prohibited from issuing fines to public transportation agencies, as defined in title XIV, for violations of the Department’s regulations or orders except through the process described in paragraph (2).

(2) CIVIL PENALTIES.—The Secretary shall be prohibited from assessing civil penalties against public transportation agencies, as defined in title XIV, for violations of the Department’s regulations or orders, except in accordance with the following:

(A) In the case of a public transportation agency that is found to be in violation of a regulation or order issued by the Secretary, the Secretary shall seek correction of the violation through a written notice to the public transportation agency and shall give the public transportation agency reasonable opportunity to correct the violation or propose an alternative means of compliance acceptable to the Secretary.

(B) If the public transportation agency does not correct the violation or propose an alternative means of compliance acceptable to the Secretary within a reasonable time period that is specified in the written notice, the Secretary may take any action authorized in section 114 of title 49, United States Code, as amended by this Act.

(3) LIMITATION ON SECRETARY.—The Secretary shall not initiate civil enforcement actions for violations of administrative and procedural requirements pertaining to the application for, and expenditure of, funds awarded under transportation security grant programs under this Act.

(f) NUMBER OF INSPECTORS.—The Secretary shall employ up to a total of—

(1) 100 surface transportation security inspectors in fiscal year 2007;

(2) 150 surface transportation security inspectors in fiscal year 2008;

(3) 175 surface transportation security inspectors in fiscal year 2009; and

(4) 200 surface transportation security inspectors in fiscal years 2010 and 2011.

(g) COORDINATION.—The Secretary shall ensure that the mission of the surface transportation security inspectors is consistent with any relevant risk assessments required by this Act or completed by the Department, the modal plans required under section 114(t) of title 49, United States Code, the Memorandum of Understanding between the Department and the Department of Transportation on Roles and Responsibilities, dated September 28, 2004, and any and all subsequent annexes to this Memorandum of Understanding, and other relevant documents setting forth the Department’s transportation security strategy, as appropriate.

(h) CONSULTATION.—The Secretary shall periodically consult with the surface transportation entities which are or may be inspected by the surface transportation security inspectors, including, as appropriate, railroad carriers, over-the-road bus operators and terminal owners and operators, motor carriers, public transportation agencies, owners or operators of highways, and pipeline operators on—

(1) the inspectors’ duties, responsibilities, authorities, and mission; and

(2) strategies to improve transportation security and to ensure compliance with transportation security requirements.

(i) REPORT.—Not later than September 30, 2008, the Department of Homeland Security Inspector General shall transmit a report to the appropriate congressional committees on the performance and effectiveness of surface transportation security inspectors, whether there is a need for additional inspectors, and other recommendations.

(j) AUTHORIZATION OF APPROPRIATIONS.—There are authorized to be appropriated to the Secretary to carry out this section—

(1) \$11,400,000 for fiscal year 2007;

(2) \$17,100,000 for fiscal year 2008;

(3) \$19,950,000 for fiscal year 2009;

(4) \$22,800,000 for fiscal year 2010; and

(5) \$22,800,000 for fiscal year 2011.

**SEC. 1305. SURFACE TRANSPORTATION SECURITY TECHNOLOGY INFORMATION SHARING.**

(a) IN GENERAL.—

(1) INFORMATION SHARING.—The Secretary, in consultation with the Secretary of Transportation, shall establish a program to provide appropriate information that the Department has gathered or developed on the performance, use, and testing of technologies that may be used to enhance railroad, public transportation, and surface transportation security to surface transportation entities, including railroad carriers, over-the-road bus operators and terminal owners and operators, motor carriers, public transportation agencies, owners or operators of highways, pipeline operators, and State, local, and tribal governments that provide security assistance to such entities.

(2) DESIGNATION OF QUALIFIED ANTITERRORISM TECHNOLOGIES.—The Secretary shall include in

such information provided in paragraph (1) whether the technology is designated as a qualified antiterrorism technology under the Support Anti-terrorism by Fostering Effective Technologies Act of 2002 (Public Law 107-296), as appropriate.

(b) **PURPOSE.**—The purpose of the program is to assist eligible grant recipients under this Act and others, as appropriate, to purchase and use the best technology and equipment available to meet the security needs of the Nation's surface transportation system.

(c) **COORDINATION.**—The Secretary shall ensure that the program established under this section makes use of and is consistent with other Department technology testing, information sharing, evaluation, and standards-setting programs, as appropriate.

**SEC. 1306. TSA PERSONNEL LIMITATIONS.**

Any statutory limitation on the number of employees in the Transportation Security Administration does not apply to employees carrying out this title and titles XII, XIV, and XV.

**SEC. 1307. NATIONAL EXPLOSIVES DETECTION CANINE TEAM TRAINING PROGRAM.**

(a) **DEFINITIONS.**—For purposes of this section, the term “explosives detection canine team” means a canine and a canine handler that are trained to detect explosives, radiological materials, chemical, nuclear or biological weapons, or other threats as defined by the Secretary.

(b) **IN GENERAL.**—

(1) **INCREASED CAPACITY.**—Not later than 180 days after the date of enactment of this Act, the Secretary of Homeland Security shall—

(A) begin to increase the number of explosives detection canine teams certified by the Transportation Security Administration for the purposes of transportation-related security by up to 200 canine teams annually by the end of 2010; and

(B) encourage State, local, and tribal governments and private owners of high-risk transportation facilities to strengthen security through the use of highly trained explosives detection canine teams.

(2) **EXPLOSIVES DETECTION CANINE TEAMS.**—The Secretary of Homeland Security shall increase the number of explosives detection canine teams by—

(A) using the Transportation Security Administration's National Explosives Detection Canine Team Training Center, including expanding and upgrading existing facilities, procuring and breeding additional canines, and increasing staffing and oversight commensurate with the increased training and deployment capabilities;

(B) partnering with other Federal, State, or local agencies, nonprofit organizations, universities, or the private sector to increase the training capacity for canine detection teams;

(C) procuring explosives detection canines trained by nonprofit organizations, universities, or the private sector provided they are trained in a manner consistent with the standards and requirements developed pursuant to subsection (c) or other criteria developed by the Secretary; or

(D) a combination of subparagraphs (A), (B), and (C), as appropriate.

(c) **STANDARDS FOR EXPLOSIVES DETECTION CANINE TEAMS.**—

(1) **IN GENERAL.**—Based on the feasibility in meeting the ongoing demand for quality explosives detection canine teams, the Secretary shall establish criteria, including canine training curricula, performance standards, and other requirements approved by the Transportation Security Administration necessary to ensure that explosives detection canine teams trained by nonprofit organizations, universities, and private sector entities are adequately trained and maintained.

(2) **EXPANSION.**—In developing and implementing such curriculum, performance standards, and other requirements, the Secretary shall—

(A) coordinate with key stakeholders, including international, Federal, State, and local officials, and private sector and academic entities to develop best practice guidelines for such a standardized program, as appropriate;

(B) require that explosives detection canine teams trained by nonprofit organizations, universities, or private sector entities that are used or made available by the Secretary be trained consistent with specific training criteria developed by the Secretary; and

(C) review the status of the private sector programs on at least an annual basis to ensure compliance with training curricula, performance standards, and other requirements.

(d) **DEPLOYMENT.**—The Secretary shall—

(1) use the additional explosives detection canine teams as part of the Department's efforts to strengthen security across the Nation's transportation network, and may use the canine teams on a more limited basis to support other homeland security missions, as determined appropriate by the Secretary;

(2) make available explosives detection canine teams to all modes of transportation, for high-risk areas or to address specific threats, on an as-needed basis and as otherwise determined appropriate by the Secretary;

(3) encourage, but not require, any transportation facility or system to deploy TSA-certified explosives detection canine teams developed under this section; and

(4) consider specific needs and training requirements for explosives detection canine teams to be deployed across the Nation's transportation network, including in venues of multiple modes of transportation, as appropriate.

(e) **CANINE PROCUREMENT.**—The Secretary, acting through the Administrator of the Transportation Security Administration, shall work to ensure that explosives detection canine teams are procured as efficiently as possible and at the best price, while maintaining the needed level of quality, including, if appropriate, through increased domestic breeding.

(f) **STUDY.**—Not later than 1 year after the date of enactment of this Act, the Comptroller General shall report to the appropriate congressional committees on the utilization of explosives detection canine teams to strengthen security and the capacity of the national explosive detection canine team program.

(g) **AUTHORIZATION.**—There are authorized to be appropriated to the Secretary such sums as may be necessary to carry out this section for fiscal years 2007 through 2011.

**SEC. 1308. MARITIME AND SURFACE TRANSPORTATION SECURITY USER FEE STUDY.**

(a) **IN GENERAL.**—The Secretary of Homeland Security shall conduct a study of the need for, and feasibility of, establishing a system of maritime and surface transportation-related user fees that may be imposed and collected as a dedicated revenue source, on a temporary or continuing basis, to provide necessary funding for legitimate improvements to, and maintenance of, maritime and surface transportation security, including vessel and facility plans required under section 70103(c) of title 46, United States Code. In developing the study, the Secretary shall consult with maritime and surface transportation carriers, shippers, passengers, facility owners and operators, and other persons as determined by the Secretary. Not later than 1 year after the date of the enactment of this Act, the Secretary shall submit a report to the appropriate congressional committees that contains—

(1) the results of the study;

(2) an assessment of the annual sources of funding collected through maritime and surface transportation at ports of entry and a detailed description of the distribution and use of such funds, including the amount and percentage of such sources that are dedicated to improve and maintain security;

(3) an assessment of—

(A) the fees, charges, and standards imposed on United States ports, port terminal operators,

shippers, carriers, and other persons who use United States ports of entry compared with the fees and charges imposed on Canadian and Mexican ports, Canadian and Mexican port terminal operators, shippers, carriers, and other persons who use Canadian or Mexican ports of entry; and

(B) the impact of such fees, charges, and standards on the competitiveness of United States ports, port terminal operators, railroad carriers, motor carriers, pipelines, other transportation modes, and shippers;

(4) the private efforts and investments to secure maritime and surface transportation modes, including those that are operational and those that are planned; and

(5) the Secretary's recommendations based upon the study, and an assessment of the consistency of such recommendations with the international obligations and commitments of the United States.

(b) **DEFINITIONS.**—In this section:

(1) **PORT OF ENTRY.**—The term “port of entry” means any port or other facility through which foreign goods are permitted to enter the customs territory of a country under official supervision.

(2) **MARITIME AND SURFACE TRANSPORTATION.**—The term “maritime and surface transportation” includes ocean borne and vehicular transportation.

**SEC. 1309. PROHIBITION OF ISSUANCE OF TRANSPORTATION SECURITY CARDS TO CONVICTED FELONS.**

(a) **IN GENERAL.**—Section 70105 of title 46, United States Code, is amended—

(1) in subsection (b)(1), by striking “decides that the individual poses a security risk under subsection (c)” and inserting “determines under subsection (c) that the individual poses a security risk”; and

(2) in subsection (c), by amending paragraph (1) to read as follows:

“(1) **DISQUALIFICATIONS.**—

“(A) **PERMANENT DISQUALIFYING CRIMINAL OFFENSES.**—Except as provided under paragraph (2), an individual is permanently disqualified from being issued a biometric transportation security card under subsection (b) if the individual has been convicted, or found not guilty by reason of insanity, in a civilian or military jurisdiction of any of the following felonies:

“(i) Espionage or conspiracy to commit espionage.

“(ii) Sedition or conspiracy to commit sedition.

“(iii) Treason or conspiracy to commit treason.

“(iv) A Federal crime of terrorism (as defined in section 2332b(g) of title 18), a crime under a comparable State law, or conspiracy to commit such crime.

“(v) A crime involving a transportation security incident.

“(vi) Improper transportation of a hazardous material in violation of section 5104(b) of title 49, or a comparable State law.

“(vii) Unlawful possession, use, sale, distribution, manufacture, purchase, receipt, transfer, shipment, transportation, delivery, import, export, or storage of, or dealing in, an explosive or explosive device. In this clause, an explosive or explosive device includes—

“(I) an explosive (as defined in sections 232(5) and 844(j) of title 18);

“(II) explosive materials (as defined in subsections (c) through (f) of section 841 of title 18); and

“(III) a destructive device (as defined in 921(a)(4) of title 18 or section 5845(f) of the Internal Revenue Code of 1986).

“(viii) Murder.

“(ix) Making any threat, or maliciously conveying false information knowing the same to be false, concerning the deliverance, placement, or detonation of an explosive or other lethal device in or against a place of public use, a State or other government facility, a public transportation system, or an infrastructure facility.

“(x) A violation of chapter 96 of title 18, particularly known as the Racketeer Influenced and

Corrupt Organizations Act, or a comparable State law, if one of the predicate acts found by a jury or admitted by the defendant consists of one of the crimes listed in this subparagraph.

“(xi) Attempt to commit any of the crimes listed in clauses (i) through (iv).”

“(xii) Conspiracy or attempt to commit any of the crimes described in clauses (v) through (x).”

“(B) INTERIM DISQUALIFYING CRIMINAL OFFENSES.—Except as provided under paragraph (2), an individual is disqualified from being issued a biometric transportation security card under subsection (b) if the individual has been convicted, or found not guilty by reason of insanity, during the 7-year period ending on the date on which the individual applies for such card, or was released from incarceration during the 5-year period ending on the date on which the individual applies for such card, of any of the following felonies:

“(i) Unlawful possession, use, sale, manufacture, purchase, distribution, receipt, transfer, shipment, transportation, delivery, import, export, or storage of, or dealing in, a firearm or other weapon. In this clause, a firearm or other weapon includes—

“(I) firearms (as defined in section 921(a)(3) of title 18 or section 5845(a) of the Internal Revenue Code of 1986); and

“(II) items contained on the U.S. Munitions Import List under section 447.21 of title 27, Code of Federal Regulations.

“(ii) Extortion.

“(iii) Dishonesty, fraud, or misrepresentation, including identity fraud and money laundering if the money laundering is related to a crime described in this subparagraph or subparagraph (A). In this clause, welfare fraud and passing bad checks do not constitute dishonesty, fraud, or misrepresentation.

“(iv) Bribery.

“(v) Smuggling.

“(vi) Immigration violations.

“(vii) Distribution of, possession with intent to distribute, or importation of a controlled substance.

“(viii) Arson.

“(ix) Kidnaping or hostage taking.

“(x) Rape or aggravated sexual abuse.

“(xi) Assault with intent to kill.

“(xii) Robbery.

“(xiii) Conspiracy or attempt to commit any of the crimes listed in this subparagraph.

“(xiv) Fraudulent entry into a seaport in violation of section 1036 of title 18, or a comparable State law.

“(xv) A violation of the chapter 96 of title 18, popularly known as the Racketeer Influenced and Corrupt Organizations Act or a comparable State law, other than any of the violations listed in subparagraph (A)(x).

“(C) UNDER WANT, WARRANT, OR INDICTMENT.—An applicant who is wanted, or under indictment, in any civilian or military jurisdiction for a felony listed in paragraph (1)(A), is disqualified from being issued a biometric transportation security card under subsection (b) until the want or warrant is released or the indictment is dismissed.

“(D) OTHER POTENTIAL DISQUALIFICATIONS.—Except as provided under subparagraphs (A) through (C), an individual may not be denied a transportation security card under subsection (b) unless the Secretary determines that individual—

“(i) has been convicted within the preceding 7-year period of a felony or found not guilty by reason of insanity of a felony—

“(I) that the Secretary believes could cause the individual to be a terrorism security risk to the United States; or

“(II) for causing a severe transportation security incident;

“(ii) has been released from incarceration within the preceding 5-year period for committing a felony described in clause (i);

“(iii) may be denied admission to the United States or removed from the United States under the Immigration and Nationality Act (8 U.S.C. 1101 et seq.); or

“(iv) otherwise poses a terrorism security risk to the United States.

“(E) MODIFICATION OF LISTED OFFENSES.—The Secretary may, by rulemaking, add to or modify the list of disqualifying crimes described in paragraph (1)(B).”

#### SEC. 1310. ROLES OF THE DEPARTMENT OF HOMELAND SECURITY AND THE DEPARTMENT OF TRANSPORTATION.

The Secretary of Homeland Security is the principal Federal official responsible for transportation security. The roles and responsibilities of the Department of Homeland Security and the Department of Transportation in carrying out this title and titles XII, XIV, and XV are the roles and responsibilities of such Departments pursuant to the Aviation and Transportation Security Act (Public Law 107-71); the Intelligence Reform and Terrorism Prevention Act of 2004 (Public Law 108-458); the National Infrastructure Protection Plan required by Homeland Security Presidential Directive 7; The Homeland Security Act of 2002; The National Response Plan; Executive Order 13416: Strengthening Surface Transportation Security, dated December 5, 2006; the Memorandum of Understanding between the Department and the Department of Transportation on Roles and Responsibilities, dated September 28, 2004 and any and all subsequent annexes to this Memorandum of Understanding; and any other relevant agreements between the two Departments.

#### TITLE XIV—PUBLIC TRANSPORTATION SECURITY

##### SEC. 1401. SHORT TITLE.

This title may be cited as the “National Transit Systems Security Act of 2007”.

##### SEC. 1402. DEFINITIONS.

For purposes of this title, the following terms apply:

(1) APPROPRIATE CONGRESSIONAL COMMITTEES.—The term “appropriate congressional committees” means the Committee on Banking, Housing, and Urban Affairs, and the Committee on Homeland Security and Governmental Affairs of the Senate and the Committee on Homeland Security and the Committee on Transportation and Infrastructure of the House of Representatives.

(2) DEPARTMENT.—The term “Department” means the Department of Homeland Security.

(3) DISADVANTAGED BUSINESSES CONCERNS.—The term “disadvantaged business concerns” means small businesses that are owned and controlled by socially and economically disadvantaged individuals as defined in section 124, title 13, Code of Federal Regulations.

(4) FRONTLINE EMPLOYEE.—The term “frontline employee” means an employee of a public transportation agency who is a transit vehicle driver or operator, dispatcher, maintenance and maintenance support employee, station attendant, customer service employee, security employee, or transit police, or any other employee who has direct contact with riders on a regular basis, and any other employee of a public transportation agency that the Secretary determines should receive security training under section 1408.

(5) PUBLIC TRANSPORTATION AGENCY.—The term “public transportation agency” means a publicly owned operator of public transportation eligible to receive Federal assistance under chapter 53 of title 49, United States Code.

(6) SECRETARY.—The term “Secretary” means the Secretary of Homeland Security.

##### SEC. 1403. FINDINGS.

Congress finds that—

(1) 182 public transportation systems throughout the world have been primary targets of terrorist attacks;

(2) more than 6,000 public transportation agencies operate in the United States;

(3) people use public transportation vehicles 33,000,000 times each day;

(4) the Federal Transit Administration has invested \$93,800,000,000 since 1992 for construction and improvements;

(5) the Federal investment in transit security has been insufficient; and

(6) greater Federal investment in transit security improvements per passenger boarding is necessary to better protect the American people, given transit’s vital importance in creating mobility and promoting our Nation’s economy.

#### SEC. 1404. NATIONAL STRATEGY FOR PUBLIC TRANSPORTATION SECURITY.

(a) NATIONAL STRATEGY.—Not later than 9 months after the date of enactment of this Act and based upon the previous and ongoing security assessments conducted by the Department and the Department of Transportation, the Secretary, consistent with and as required by section 114(t) of title 49, United States Code, shall develop and implement the modal plan for public transportation, entitled the “National Strategy for Public Transportation Security”.

(b) PURPOSE.—

(1) GUIDELINES.—In developing the National Strategy for Public Transportation Security, the Secretary shall establish guidelines for public transportation security that—

(A) minimize security threats to public transportation systems; and

(B) maximize the abilities of public transportation systems to mitigate damage resulting from terrorist attack or other major incident.

(2) ASSESSMENTS AND CONSULTATIONS.—In developing the National Strategy for Public Transportation Security, the Secretary shall—

(A) use established and ongoing public transportation security assessments as the basis of the National Strategy for Public Transportation Security; and

(B) consult with all relevant stakeholders, including public transportation agencies, non-profit labor organizations representing public transportation employees, emergency responders, public safety officials, and other relevant parties.

(c) CONTENTS.—In the National Strategy for Public Transportation Security, the Secretary shall describe prioritized goals, objectives, policies, actions, and schedules to improve the security of public transportation.

(d) RESPONSIBILITIES.—The Secretary shall include in the National Strategy for Public Transportation Security a description of the roles, responsibilities, and authorities of Federal, State, and local agencies, tribal governments, and appropriate stakeholders. The plan shall also include—

(1) the identification of, and a plan to address, gaps and unnecessary overlaps in the roles, responsibilities, and authorities of Federal agencies; and

(2) a process for coordinating existing or future security strategies and plans for public transportation, including the National Infrastructure Protection Plan required by Homeland Security Presidential Directive 7; Executive Order 13416: Strengthening Surface Transportation Security dated December 5, 2006; the Memorandum of Understanding between the Department and the Department of Transportation on Roles and Responsibilities dated September 28, 2004; and subsequent annexes and agreements.

(e) ADEQUACY OF EXISTING PLANS AND STRATEGIES.—In developing the National Strategy for Public Transportation Security, the Secretary shall use relevant existing risk assessments and strategies developed by the Department or other Federal agencies, including those developed or implemented pursuant to section 114(t) of title 49, United States Code, or Homeland Security Presidential Directive 7.

(f) FUNDING.—There is authorized to be appropriated to the Secretary to carry out this section \$2,000,000 for fiscal year 2008.

##### SEC. 1405. SECURITY ASSESSMENTS AND PLANS.

(a) PUBLIC TRANSPORTATION SECURITY ASSESSMENTS.—

(1) SUBMISSION.—Not later than 30 days after the date of enactment of this Act, the Administrator of the Federal Transit Administration of

the Department of Transportation shall submit all public transportation security assessments and all other relevant information to the Secretary.

(2) **SECRETARIAL REVIEW.**—Not later than 60 days after receiving the submission under paragraph (1), the Secretary shall review and augment the security assessments received, and conduct additional security assessments as necessary to ensure that at a minimum, all high risk public transportation agencies, as determined by the Secretary, will have a completed security assessment.

(3) **CONTENT.**—The Secretary shall ensure that each completed security assessment includes—

(A) identification of critical assets, infrastructure, and systems and their vulnerabilities; and  
(B) identification of any other security weaknesses, including weaknesses in emergency response planning and employee training.

(b) **BUS AND RURAL PUBLIC TRANSPORTATION SYSTEMS.**—Not later than 180 days after the date of enactment of this Act, the Secretary shall—

(1) conduct security assessments, based on a representative sample, to determine the specific needs of—

(A) local bus-only public transportation systems; and

(B) public transportation systems that receive funds under section 5311 of title 49, United States Code; and

(2) make the representative assessments available for use by similarly situated systems.

(c) **SECURITY PLANS.**—

(1) **REQUIREMENT FOR PLAN.**—

(A) **HIGH RISK AGENCIES.**—The Secretary shall require public transportation agencies determined by the Secretary to be at high risk for terrorism to develop a comprehensive security plan. The Secretary shall provide technical assistance and guidance to public transportation agencies in preparing and implementing security plans under this section.

(B) **OTHER AGENCIES.**—Provided that no public transportation agency that has not been designated high risk shall be required to develop a security plan, the Secretary may also establish a security program for public transportation agencies not designated high risk by the Secretary, to assist those public transportation agencies which request assistance, including—

(i) guidance to assist such agencies in conducting security assessments and preparing and implementing security plans; and

(ii) a process for the Secretary to review and approve such assessments and plans, as appropriate.

(2) **CONTENTS OF PLAN.**—The Secretary shall ensure that security plans include, as appropriate—

(A) a prioritized list of all items included in the public transportation agency's security assessment that have not yet been addressed;

(B) a detailed list of any additional capital and operational improvements identified by the Department or the public transportation agency and a certification of the public transportation agency's technical capacity for operating and maintaining any security equipment that may be identified in such list;

(C) specific procedures to be implemented or used by the public transportation agency in response to a terrorist attack, including evacuation and passenger communication plans and appropriate evacuation and communication measures for the elderly and individuals with disabilities;

(D) a coordinated response plan that establishes procedures for appropriate interaction with State and local law enforcement agencies, emergency responders, and Federal officials in order to coordinate security measures and plans for response in the event of a terrorist attack or other major incident;

(E) a strategy and timeline for conducting training under section 1408;

(F) plans for providing redundant and other appropriate backup systems necessary to ensure

the continued operation of critical elements of the public transportation system in the event of a terrorist attack or other major incident;

(G) plans for providing service capabilities throughout the system in the event of a terrorist attack or other major incident in the city or region which the public transportation system serves;

(H) methods to mitigate damage within a public transportation system in case of an attack on the system, including a plan for communication and coordination with emergency responders; and

(I) other actions or procedures as the Secretary determines are appropriate to address the security of the public transportation system.

(3) **REVIEW.**—Not later than 6 months after receiving the plans required under this section, the Secretary shall—

(A) review each security plan submitted;

(B) require the public transportation agency to make any amendments needed to ensure that the plan meets the requirements of this section; and

(C) approve any security plan that meets the requirements of this section.

(4) **EXEMPTION.**—The Secretary shall not require a public transportation agency to develop a security plan under paragraph (1) if the agency does not receive a grant under section 1406.

(5) **WAIVER.**—The Secretary may waive the exemption provided in paragraph (4) to require a public transportation agency to develop a security plan under paragraph (1) in the absence of grant funds under section 1406 if not less than 3 days after making the determination the Secretary provides the appropriate congressional committees and the public transportation agency written notification detailing the need for the security plan, the reasons grant funding has not been made available, and the reason the agency has been designated high risk.

(d) **CONSISTENCY WITH OTHER PLANS.**—The Secretary shall ensure that the security plans developed by public transportation agencies under this section are consistent with the security assessments developed by the Department and the National Strategy for Public Transportation Security developed under section 1404.

(e) **UPDATES.**—Not later than September 30, 2008, and annually thereafter, the Secretary shall—

(1) update the security assessments referred to in subsection (a);

(2) update the security improvement priorities required under subsection (f); and

(3) require public transportation agencies to update the security plans required under subsection (c) as appropriate.

(f) **SECURITY IMPROVEMENT PRIORITIES.**—

(1) **IN GENERAL.**—Beginning in fiscal year 2008 and each fiscal year thereafter, the Secretary, after consultation with management and non-profit employee labor organizations representing public transportation employees as appropriate, and with appropriate State and local officials, shall utilize the information developed or received in this section to establish security improvement priorities unique to each individual public transportation agency that has been assessed.

(2) **ALLOCATIONS.**—The Secretary shall use the security improvement priorities established in paragraph (1) as the basis for allocating risk-based grant funds under section 1406, unless the Secretary notifies the appropriate congressional committees that the Secretary has determined an adjustment is necessary to respond to an urgent threat or other significant national security factors.

(g) **SHARED FACILITIES.**—The Secretary shall encourage the development and implementation of coordinated assessments and security plans to the extent a public transportation agency shares facilities (such as tunnels, bridges, stations, or platforms) with another public transportation agency, a freight or passenger railroad carrier, or over-the-road bus operator that are geographically close or otherwise co-located.

(h) **NONDISCLOSURE OF INFORMATION.**—

(1) **SUBMISSION OF INFORMATION TO CONGRESS.**—Nothing in this section shall be construed as authorizing the withholding of any information from Congress.

(2) **DISCLOSURE OF INDEPENDENTLY FURNISHED INFORMATION.**—Nothing in this section shall be construed as affecting any authority or obligation of a Federal agency to disclose any record or information that the Federal agency obtains from a public transportation agency under any other Federal law.

(i) **DETERMINATION.**—In response to a petition by a public transportation agency or at the discretion of the Secretary, the Secretary may recognize existing procedures, protocols, and standards of a public transportation agency that the Secretary determines meet all or part of the requirements of this section regarding security assessments or security plans.

#### **SEC. 1406. PUBLIC TRANSPORTATION SECURITY ASSISTANCE.**

(a) **SECURITY ASSISTANCE PROGRAM.**—

(1) **IN GENERAL.**—The Secretary shall establish a program for making grants to eligible public transportation agencies for security improvements described in subsection (b).

(2) **ELIGIBILITY.**—A public transportation agency is eligible for a grant under this section if the Secretary has performed a security assessment or the agency has developed a security plan under section 1405. Grant funds shall only be awarded for permissible uses under subsection (b) to—

(A) address items included in a security assessment; or

(B) further a security plan.

(b) **USES OF FUNDS.**—A recipient of a grant under subsection (a) shall use the grant funds for one or more of the following:

(1) Capital uses of funds, including—

(A) tunnel protection systems;

(B) perimeter protection systems, including access control, installation of improved lighting, fencing, and barricades;

(C) redundant critical operations control systems;

(D) chemical, biological, radiological, or explosive detection systems, including the acquisition of canines used for such detection;

(E) surveillance equipment;

(F) communications equipment, including mobile service equipment to provide access to wireless Enhanced 911 (E911) emergency services in an underground fixed guideway system;

(G) emergency response equipment, including personal protective equipment;

(H) fire suppression and decontamination equipment;

(I) global positioning or tracking and recovery equipment, and other automated-vehicle-locator-type system equipment;

(J) evacuation improvements;

(K) purchase and placement of bomb-resistant trash cans throughout public transportation facilities, including subway exits, entrances, and tunnels;

(L) capital costs associated with security awareness, security preparedness, and security response training, including training under section 1408 and exercises under section 1407;

(M) security improvements for public transportation systems, including extensions thereto, in final design or under construction;

(N) security improvements for stations and other public transportation infrastructure, including stations and other public transportation infrastructure owned by State or local governments; and

(O) other capital security improvements determined appropriate by the Secretary.

(2) **Operating uses of funds, including—**

(A) security training, including training under section 1408 and training developed by institutions of higher education and by nonprofit employee labor organizations, for public transportation employees, including frontline employees;

(B) live or simulated exercises under section 1407;

(C) public awareness campaigns for enhanced public transportation security;

(D) canine patrols for chemical, radiological, biological, or explosives detection;

(E) development of security plans under section 1405;

(F) overtime reimbursement including reimbursement of State, local, and tribal governments, for costs for enhanced security personnel during significant national and international public events;

(G) operational costs, including reimbursement of State, local, and tribal governments for costs for personnel assigned to full-time or part-time security or counterterrorism duties related to public transportation, provided that this expense totals no more than 10 percent of the total grant funds received by a public transportation agency in any 1 year; and

(H) other operational security costs determined appropriate by the Secretary, excluding routine, ongoing personnel costs, other than those set forth in this section.

(c) DEPARTMENT OF HOMELAND SECURITY RESPONSIBILITIES.—In carrying out the responsibilities under subsection (a), the Secretary shall—

(1) determine the requirements for recipients of grants under this section, including application requirements;

(2) pursuant to subsection (a)(2), select the recipients of grants based solely on risk; and

(3) pursuant to subsection (b), establish the priorities for which grant funds may be used under this section.

(d) DISTRIBUTION OF GRANTS.—Not later than 90 days after the date of enactment of this Act, the Secretary and the Secretary of Transportation shall determine the most effective and efficient way to distribute grant funds to the recipients of grants determined by the Secretary under subsection (a). Subject to the determination made by the Secretaries, the Secretary may transfer funds to the Secretary of Transportation for the purposes of disbursing funds to the grant recipient.

(e) SUBJECT TO CERTAIN TERMS AND CONDITIONS.—Except as otherwise specifically provided in this section, a grant provided under this section shall be subject to the terms and conditions applicable to a grant made under section 5307 of title 49, United States Code, as in effect on January 1, 2007, and such other terms and conditions as are determined necessary by the Secretary.

(f) LIMITATION ON USES OF FUNDS.—Grants made under this section may not be used to make any State or local government cost-sharing contribution under any other Federal law.

(g) ANNUAL REPORTS.—Each recipient of a grant under this section shall report annually to the Secretary on the use of the grant funds.

(h) GUIDELINES.—Before distribution of funds to recipients of grants, the Secretary shall issue guidelines to ensure that, to the extent that recipients of grants under this section use contractors or subcontractors, such recipients shall use small, minority, women-owned, or disadvantaged business concerns as contractors or subcontractors to the extent practicable.

(i) COORDINATION WITH STATE HOMELAND SECURITY PLANS.—In establishing security improvement priorities under section 1405 and in awarding grants for capital security improvements and operational security improvements under subsection (b), the Secretary shall act consistently with relevant State homeland security plans.

(j) MULTISTATE TRANSPORTATION SYSTEMS.—In cases in which a public transportation system operates in more than one State, the Secretary shall give appropriate consideration to the risks of the entire system, including those portions of the States into which the system crosses, in establishing security improvement priorities under section 1405 and in awarding grants for capital security improvements and operational security improvements under subsection (b).

(k) CONGRESSIONAL NOTIFICATION.—Not later than 3 days before the award of any grant under this section, the Secretary shall notify simultaneously, the appropriate congressional committees of the intent to award such grant.

(l) RETURN OF MISSPENT GRANT FUNDS.—The Secretary shall establish a process to require the return of any misspent grant funds received under this section determined to have been spent for a purpose other than those specified in the grant award.

(m) AUTHORIZATION OF APPROPRIATIONS.—

(1) There are authorized to be appropriated to the Secretary to make grants under this section—

(A) such sums as are necessary for fiscal year 2007;

(B) \$650,000,000 for fiscal year 2008, except that not more than 50 percent of such funds may be used for operational costs under subsection (b)(2);

(C) \$750,000,000 for fiscal year 2009, except that not more than 30 percent of such funds may be used for operational costs under subsection (b)(2);

(D) \$900,000,000 for fiscal year 2010, except that not more than 20 percent of such funds may be used for operational costs under subsection (b)(2); and

(E) \$1,100,000,000 for fiscal year 2011, except that not more than 10 percent of such funds may be used for operational costs under subsection (b)(2).

(2) PERIOD OF AVAILABILITY.—Sums appropriated to carry out this section shall remain available until expended.

(3) WAIVER.—The Secretary may waive the limitation on operational costs specified in subparagraphs (B) through (E) of paragraph (1) if the Secretary determines that such a waiver is required in the interest of national security, and if the Secretary provides a written justification to the appropriate congressional committees prior to any such action.

(4) EFFECTIVE DATE.—Funds provided for fiscal year 2007 transit security grants under Public Law 110–28 shall be allocated based on security assessments that are in existence as of the date of enactment of this Act.

#### SEC. 1407. SECURITY EXERCISES.

(a) IN GENERAL.—The Secretary shall establish a program for conducting security exercises for public transportation agencies for the purpose of assessing and improving the capabilities of entities described in subsection (b) to prevent, prepare for, mitigate against, respond to, and recover from acts of terrorism.

(b) COVERED ENTITIES.—Entities to be assessed under the program shall include—

(1) Federal, State, and local agencies and tribal governments;

(2) public transportation agencies;

(3) governmental and nongovernmental emergency response providers and law enforcement personnel, including transit police; and

(4) any other organization or entity that the Secretary determines appropriate.

(c) REQUIREMENTS.—The Secretary shall ensure that the program—

(1) requires, for public transportation agencies which the Secretary deems appropriate, exercises to be conducted that are—

(A) scaled and tailored to the needs of specific public transportation systems, and include taking into account the needs of the elderly and individuals with disabilities;

(B) live;

(C) coordinated with appropriate officials;

(D) as realistic as practicable and based on current risk assessments, including credible threats, vulnerabilities, and consequences;

(E) inclusive, as appropriate, of frontline employees and managers; and

(F) consistent with the National Incident Management System, the National Response Plan, the National Infrastructure Protection Plan, the National Preparedness Guidance, the National Preparedness Goal, and other such national initiatives;

(2) provides that exercises described in paragraph (1) will be—

(A) evaluated by the Secretary against clear and consistent performance measures;

(B) assessed by the Secretary to learn best practices, which shall be shared with appropriate Federal, State, local, and tribal officials, governmental and nongovernmental emergency response providers, law enforcement personnel, including railroad and transit police, and appropriate stakeholders; and

(C) followed by remedial action by covered entities in response to lessons learned;

(3) involves individuals in neighborhoods around the infrastructure of a public transportation system; and

(4) assists State, local, and tribal governments and public transportation agencies in designing, implementing, and evaluating exercises that conform to the requirements of paragraph (2).

(d) NATIONAL EXERCISE PROGRAM.—The Secretary shall ensure that the exercise program developed under subsection (a) is a component of the National Exercise Program established under section 648 of the Post Katrina Emergency Management Reform Act (Public Law 109–295; 6 U.S.C. 748).

(e) FERRY SYSTEM EXEMPTION.—This section does not apply to any ferry system for which drills are required to be conducted pursuant to section 70103 of title 46, United States Code.

#### SEC. 1408. PUBLIC TRANSPORTATION SECURITY TRAINING PROGRAM.

(a) IN GENERAL.—Not later than 90 days after the date of enactment of this Act, the Secretary shall develop and issue detailed interim final regulations, and not later than 1 year after the date of enactment of this Act, the Secretary shall develop and issue detailed final regulations, for a public transportation security training program to prepare public transportation employees, including frontline employees, for potential security threats and conditions.

(b) CONSULTATION.—The Secretary shall develop the interim final and final regulations under subsection (a) in consultation with—

(1) appropriate law enforcement, fire service, security, and terrorism experts;

(2) representatives of public transportation agencies; and

(3) nonprofit employee labor organizations representing public transportation employees or emergency response personnel.

(c) PROGRAM ELEMENTS.—The interim final and final regulations developed under subsection (a) shall require security training programs to include, at a minimum, elements to address the following:

(1) Determination of the seriousness of any occurrence or threat.

(2) Crew and passenger communication and coordination.

(3) Appropriate responses to defend oneself, including using nonlethal defense devices.

(4) Use of personal protective devices and other protective equipment.

(5) Evacuation procedures for passengers and employees, including individuals with disabilities and the elderly.

(6) Training related to behavioral and psychological understanding of, and responses to, terrorist incidents, including the ability to cope with hijacker behavior, and passenger responses.

(7) Live situational training exercises regarding various threat conditions, including tunnel evacuation procedures.

(8) Recognition and reporting of dangerous substances and suspicious packages, persons, and situations.

(9) Understanding security incident procedures, including procedures for communicating with governmental and nongovernmental emergency response providers and for on scene interaction with such emergency response providers.

(10) Operation and maintenance of security equipment and systems.

(11) Other security training activities that the Secretary deems appropriate.



**(d) REQUIRED PROGRAMS.—**

**(1) DEVELOPMENT AND SUBMISSION TO SECRETARY.**—Not later than 90 days after a public transportation agency meets the requirements under subsection (e), each such public transportation agency shall develop a security training program in accordance with the regulations developed under subsection (a) and submit the program to the Secretary for approval.

**(2) APPROVAL.**—Not later than 60 days after receiving a security training program proposal under this subsection, the Secretary shall approve the program or require the public transportation agency that developed the program to make any revisions to the program that the Secretary determines necessary for the program to meet the requirements of the regulations. A public transportation agency shall respond to the Secretary's comments within 30 days after receiving them.

**(3) TRAINING.**—Not later than 1 year after the Secretary approves a security training program proposal in accordance with this subsection, the public transportation agency that developed the program shall complete the training of all employees covered under the program.

**(4) UPDATES OF REGULATIONS AND PROGRAM REVISIONS.**—The Secretary shall periodically review and update, as appropriate, the training regulations issued under subsection (a) to reflect new or changing security threats. Each public transportation agency shall revise its training program accordingly and provide additional training as necessary to its workers within a reasonable time after the regulations are updated.

**(e) APPLICABILITY.**—A public transportation agency that receives a grant award under this title shall be required to develop and implement a security training program pursuant to this section.

**(f) LONG-TERM TRAINING REQUIREMENT.**—Any public transportation agency required to develop a security training program pursuant to this section shall provide routine and ongoing training for employees covered under the program, regardless of whether the public transportation agency receives subsequent grant awards.

**(g) NATIONAL TRAINING PROGRAM.**—The Secretary shall ensure that the training program developed under subsection (a) is a component of the National Training Program established under section 648 of the Post Katrina Emergency Management Reform Act (Public Law 109-295; 6 U.S.C. 748).

**(h) FERRY EXEMPTION.**—This section shall not apply to any ferry system for which training is required to be conducted pursuant to section 70103 of title 46, United States Code.

**(i) REPORT.**—Not later than 2 years after the date of issuance of the final regulation, the Comptroller General shall review implementation of the training program, including interviewing a representative sample of public transportation agencies and employees, and report to the appropriate congressional committees, on the number of reviews conducted and the results. The Comptroller General may submit the report in both classified and redacted formats as necessary.

**SEC. 1409. PUBLIC TRANSPORTATION RESEARCH AND DEVELOPMENT.**

**(a) ESTABLISHMENT OF RESEARCH AND DEVELOPMENT PROGRAM.**—The Secretary shall carry out a research and development program through the Homeland Security Advanced Research Projects Agency in the Science and Technology Directorate and in consultation with the Transportation Security Administration and with the Federal Transit Administration, for the purpose of improving the security of public transportation systems.

**(b) GRANTS AND CONTRACTS AUTHORIZED.**—The Secretary shall award grants or contracts to public or private entities to conduct research and demonstrate technologies and methods to reduce and deter terrorist threats or mitigate damages resulting from terrorist attacks against public transportation systems.

**(c) USE OF FUNDS.**—Grants or contracts awarded under subsection (a)—

**(1)** shall be coordinated with activities of the Homeland Security Advanced Research Projects Agency; and

**(2)** may be used to—

**(A)** research chemical, biological, radiological, or explosive detection systems that do not significantly impede passenger access;

**(B)** research imaging technologies;

**(C)** conduct product evaluations and testing;

**(D)** improve security and redundancy for critical communications, electrical power, and computer and train control systems;

**(E)** develop technologies for securing tunnels, transit bridges and aerial structures;

**(F)** research technologies that mitigate damages in the event of a cyber attack; and

**(G)** research other technologies or methods for reducing or deterring terrorist attacks against public transportation systems, or mitigating damage from such attacks.

**(d) PRIVACY AND CIVIL RIGHTS AND CIVIL LIBERTIES ISSUES.—**

**(1) CONSULTATION.**—In carrying out research and development projects under this section, the Secretary shall consult with the Chief Privacy Officer of the Department and the Officer for Civil Rights and Civil Liberties of the Department, as appropriate, and in accordance with section 222 of the Homeland Security Act of 2002 (6 U.S.C. 142).

**(2) PRIVACY IMPACT ASSESSMENTS.**—In accordance with sections 222 and 705 of the Homeland Security Act of 2002 (6 U.S.C. 142; 345), the Chief Privacy Officer shall conduct privacy impact assessments and the Officer for Civil Rights and Civil Liberties shall conduct reviews, as appropriate, for research and development initiatives developed under this section.

**(e) REPORTING REQUIREMENT.**—Each entity that is awarded a grant or contract under this section shall report annually to the Department on the use of grant or contract funds received under this section to ensure that the awards made are expended in accordance with the purposes of this title and the priorities developed by the Secretary.

**(f) COORDINATION.**—The Secretary shall ensure that the research is consistent with the priorities established in the National Strategy for Public Transportation Security and is coordinated, to the extent practicable, with other Federal, State, local, tribal, and private sector public transportation, railroad, commuter railroad, and over-the-road bus research initiatives to leverage resources and avoid unnecessary duplicative efforts.

**(g) RETURN OF MISSPENT GRANT OR CONTRACT FUNDS.**—If the Secretary determines that a grantee or contractor used any portion of the grant or contract funds received under this section for a purpose other than the allowable uses specified under subsection (c), the grantee or contractor shall return any amount so used to the Treasury of the United States.

**(h) AUTHORIZATION OF APPROPRIATIONS.**—There are authorized to be appropriated to the Secretary to make grants under this section—

**(1)** such sums as necessary for fiscal year 2007;

**(2)** \$25,000,000 for fiscal year 2008;

**(3)** \$25,000,000 for fiscal year 2009;

**(4)** \$25,000,000 for fiscal year 2010; and

**(5)** \$25,000,000 for fiscal year 2011.

**SEC. 1410. INFORMATION SHARING.**

**(a) INTELLIGENCE SHARING.**—The Secretary shall ensure that the Department of Transportation receives appropriate and timely notification of all credible terrorist threats against public transportation assets in the United States.

**(b) INFORMATION SHARING ANALYSIS CENTER.—**

**(1) AUTHORIZATION.**—The Secretary shall provide for the reasonable costs of the Information Sharing and Analysis Center for Public Transportation (referred to in this subsection as the "ISAC").

**(2) PARTICIPATION.**—The Secretary—

**(A)** shall require public transportation agencies that the Secretary determines to be at high risk of terrorist attack to participate in the ISAC;

**(B)** shall encourage all other public transportation agencies to participate in the ISAC;

**(C)** shall encourage the participation of non-profit employee labor organizations representing public transportation employees, as appropriate; and

**(D)** shall not charge a fee for participating in the ISAC.

**(c) REPORT.**—The Comptroller General shall report, not less than 3 years after the date of enactment of this Act, to the appropriate congressional committees, as to the value and efficacy of the ISAC along with any other public transportation information-sharing programs ongoing at the Department. The report shall include an analysis of the user satisfaction of public transportation agencies on the state of information-sharing and the value that each system provides the user, the costs and benefits of all centers and programs, the coordination among centers and programs, how each center or program contributes to implementing the information sharing plan under section 1203, and analysis of the extent to which the ISAC is duplicative with the Department's information-sharing program.

**(d) AUTHORIZATION.—**

**(1) IN GENERAL.**—There are authorized to be appropriated to the Secretary to carry out this section—

**(A)** \$600,000 for fiscal year 2008;

**(B)** \$600,000 for fiscal year 2009;

**(C)** \$600,000 for fiscal year 2010; and

**(D)** such sums as may be necessary for 2011, provided the report required in subsection (c) of this section has been submitted to Congress.

**(2) AVAILABILITY OF FUNDS.**—Such sums shall remain available until expended.

**SEC. 1411. THREAT ASSESSMENTS.**

Not later than 1 year after the date of enactment of this Act, the Secretary shall complete a name-based security background check against the consolidated terrorist watchlist and an immigration status check for all public transportation frontline employees, similar to the threat assessment screening program required for facility employees and longshoremen by the Commandant of the Coast Guard under Coast Guard Notice USCG-2006-24189 (71 Fed. Reg. 25066 (April 8, 2006)).

**SEC. 1412. REPORTING REQUIREMENTS.**

**(a) ANNUAL REPORT TO CONGRESS.—**

**(1) IN GENERAL.**—Not later than March 31st of each year, the Secretary shall submit a report, containing the information described in paragraph (2), to the appropriate congressional committees.

**(2) CONTENTS.**—The report submitted under paragraph (1) shall include—

**(A)** a description of the implementation of the provisions of this title;

**(B)** the amount of funds appropriated to carry out the provisions of this title that have not been expended or obligated;

**(C)** the National Strategy for Public Transportation Security required under section 1404;

**(D)** an estimate of the cost to implement the National Strategy for Public Transportation Security which shall break out the aggregated total cost of needed capital and operational security improvements for fiscal years 2008-2018; and

**(E)** the state of public transportation security in the United States, which shall include detailing the status of security assessments, the progress being made around the country in developing prioritized lists of security improvements necessary to make public transportation facilities and passengers more secure, the progress being made by agencies in developing security plans and how those plans differ from the security assessments and a prioritized list of security improvements being compiled by other agencies, as well as a random sample of an equal number of large- and small-scale projects currently underway.



(3) **FORMAT.**—The Secretary may submit the report in both classified and redacted formats if the Secretary determines that such action is appropriate or necessary.

(b) **ANNUAL REPORT TO GOVERNORS.**—

(1) **IN GENERAL.**—Not later than March 31 of each year, the Secretary shall submit a report to the Governor of each State with a public transportation agency that has received a grant under this Act.

(2) **CONTENTS.**—The report submitted under paragraph (1) shall specify—

(A) the amount of grant funds distributed to each such public transportation agency; and

(B) the use of such grant funds.

**SEC. 1413. PUBLIC TRANSPORTATION EMPLOYEE PROTECTIONS.**

(a) **IN GENERAL.**—A public transportation agency, a contractor or a subcontractor of such agency, or an officer or employee of such agency, shall not discharge, demote, suspend, reprimand, or in any other way discriminate against an employee if such discrimination is due, in whole or in part, to the employee's lawful, good faith act done, or perceived by the employer to have been done or about to be done—

(1) to provide information, directly cause information to be provided, or otherwise directly assist in any investigation regarding any conduct which the employee reasonably believes constitutes a violation of any Federal law, rule, or regulation relating to public transportation safety or security, or fraud, waste, or abuse of Federal grants or other public funds intended to be used for public transportation safety or security, if the information or assistance is provided to or an investigation stemming from the provided information is conducted by—

(A) a Federal, State, or local regulatory or law enforcement agency (including an office of the Inspector General under the Inspector General Act of 1978 (5 U.S.C. App.; Public Law 95-452);

(B) any Member of Congress, any Committee of Congress, or the Government Accountability Office; or

(C) a person with supervisory authority over the employee or such other person who has the authority to investigate, discover, or terminate the misconduct;

(2) to refuse to violate or assist in the violation of any Federal law, rule, or regulation relating to public transportation safety or security;

(3) to file a complaint or directly cause to be brought a proceeding related to the enforcement of this section or to testify in that proceeding;

(4) to cooperate with a safety or security investigation by the Secretary of Transportation, the Secretary of Homeland Security, or the National Transportation Safety Board; or

(5) to furnish information to the Secretary of Transportation, the Secretary of Homeland Security, the National Transportation Safety Board, or any Federal, State, or local regulatory or law enforcement agency as to the facts relating to any accident or incident resulting in injury or death to an individual or damage to property occurring in connection with public transportation.

(b) **HAZARDOUS SAFETY OR SECURITY CONDITIONS.**—(1) A public transportation agency, or a contractor or a subcontractor of such agency, or an officer or employee of such agency, shall not discharge, demote, suspend, reprimand, or in any other way discriminate against an employee for—

(A) reporting a hazardous safety or security condition;

(B) refusing to work when confronted by a hazardous safety or security condition related to the performance of the employee's duties, if the conditions described in paragraph (2) exist; or

(C) refusing to authorize the use of any safety- or security-related equipment, track, or structures, if the employee is responsible for the inspection or repair of the equipment, track, or structures, when the employee believes that the

equipment, track, or structures are in a hazardous safety or security condition, if the conditions described in paragraph (2) of this subsection exist.

(2) A refusal is protected under paragraph (1)(B) and (C) if—

(A) the refusal is made in good faith and no reasonable alternative to the refusal is available to the employee;

(B) a reasonable individual in the circumstances then confronting the employee would conclude that—

(i) the hazardous condition presents an imminent danger of death or serious injury; and

(ii) the urgency of the situation does not allow sufficient time to eliminate the danger without such refusal; and

(C) the employee, where possible, has notified the public transportation agency of the existence of the hazardous condition and the intention not to perform further work, or not to authorize the use of the hazardous equipment, track, or structures, unless the condition is corrected immediately or the equipment, track, or structures are repaired properly or replaced.

(3) In this subsection, only subsection (b)(1)(A) shall apply to security personnel, including transit police, employed or utilized by a public transportation agency to protect riders, equipment, assets, or facilities.

(c) **ENFORCEMENT ACTION.**—

(1) **FILING AND NOTIFICATION.**—A person who believes that he or she has been discharged or otherwise discriminated against by any person in violation of subsection (a) or (b) may, not later than 180 days after the date on which such violation occurs, file (or have any person file on his or her behalf) a complaint with the Secretary of Labor alleging such discharge or discrimination. Upon receipt of a complaint filed under this paragraph, the Secretary of Labor shall notify, in writing, the person named in the complaint and the person's employer of the filing of the complaint, of the allegations contained in the complaint, of the substance of evidence supporting the complaint, and of the opportunities that will be afforded to such person under paragraph (2).

(2) **INVESTIGATION; PRELIMINARY ORDER.**—

(A) **IN GENERAL.**—Not later than 60 days after the date of receipt of a complaint filed under paragraph (1) and after affording the person named in the complaint an opportunity to submit to the Secretary of Labor a written response to the complaint and an opportunity to meet with a representative of the Secretary of Labor to present statements from witnesses, the Secretary of Labor shall conduct an investigation and determine whether there is reasonable cause to believe that the complaint has merit and notify, in writing, the complainant and the person alleged to have committed a violation of subsection (a) or (b) of the Secretary of Labor's findings. If the Secretary of Labor concludes that there is a reasonable cause to believe that a violation of subsection (a) or (b) has occurred, the Secretary of Labor shall accompany the Secretary of Labor's findings with a preliminary order providing the relief prescribed by paragraph (3)(B). Not later than 30 days after the date of notification of findings under this paragraph, either the person alleged to have committed the violation or the complainant may file objections to the findings or preliminary order, or both, and request a hearing on the record. The filing of such objections shall not operate to stay any reinstatement remedy contained in the preliminary order. Such hearings shall be conducted expeditiously. If a hearing is not requested in such 30-day period, the preliminary order shall be deemed a final order that is not subject to judicial review.

(B) **REQUIREMENTS.**—

(i) **REQUIRED SHOWING BY COMPLAINANT.**—The Secretary of Labor shall dismiss a complaint filed under this subsection and shall not conduct an investigation otherwise required under subparagraph (A) unless the complainant makes a prima facie showing that any behavior de-

scribed in subsection (a) or (b) was a contributing factor in the unfavorable personnel action alleged in the complaint.

(ii) **SHOWING BY EMPLOYER.**—Notwithstanding a finding by the Secretary of Labor that the complainant has made the showing required under clause (i), no investigation otherwise required under paragraph (A) shall be conducted if the employer demonstrates, by clear and convincing evidence, that the employer would have taken the same unfavorable personnel action in the absence of that behavior.

(iii) **CRITERIA FOR DETERMINATION BY SECRETARY OF LABOR.**—The Secretary of Labor may determine that a violation of subsection (a) or (b) has occurred only if the complainant demonstrates that any behavior described in subsection (a) or (b) was a contributing factor in the unfavorable personnel action alleged in the complaint.

(iv) **PROHIBITION.**—Relief may not be ordered under paragraph (A) if the employer demonstrates by clear and convincing evidence that the employer would have taken the same unfavorable personnel action in the absence of that behavior.

(3) **FINAL ORDER.**—

(A) **DEADLINE FOR ISSUANCE; SETTLEMENT AGREEMENTS.**—Not later than 120 days after the date of conclusion of a hearing under paragraph (2), the Secretary of Labor shall issue a final order providing the relief prescribed by this paragraph or denying the complaint. At any time before issuance of a final order, a proceeding under this subsection may be terminated on the basis of a settlement agreement entered into by the Secretary of Labor, the complainant, and the person alleged to have committed the violation.

(B) **REMEDY.**—If, in response to a complaint filed under paragraph (1), the Secretary of Labor determines that a violation of subsection (a) or (b) has occurred, the Secretary of Labor shall order the person who committed such violation to—

(i) take affirmative action to abate the violation; and

(ii) provide the remedies described in subsection (d).

(C) **ORDER.**—If an order is issued under subparagraph (B), the Secretary of Labor, at the request of the complainant, shall assess against the person against whom the order is issued a sum equal to the aggregate amount of all costs and expenses (including attorney and expert witness fees) reasonably incurred, as determined by the Secretary of Labor, by the complainant for, or in connection with, bringing the complaint upon which the order was issued.

(D) **FRIVOLOUS COMPLAINTS.**—If the Secretary of Labor finds that a complaint under paragraph (1) is frivolous or has been brought in bad faith, the Secretary of Labor may award to the prevailing employer reasonable attorney fees not exceeding \$1,000.

(4) **REVIEW.**—

(A) **APPEAL TO COURT OF APPEALS.**—Any person adversely affected or aggrieved by an order issued under paragraph (3) may obtain review of the order in the United States Court of Appeals for the circuit in which the violation, with respect to which the order was issued, allegedly occurred or the circuit in which the complainant resided on the date of such violation. The petition for review must be filed not later than 60 days after the date of the issuance of the final order of the Secretary of Labor. Review shall conform to chapter 7 of title 5, United States Code. The commencement of proceedings under this subparagraph shall not, unless ordered by the court, operate as a stay of the order.

(B) **LIMITATION ON COLLATERAL ATTACK.**—An order of the Secretary of Labor with respect to which review could have been obtained under subparagraph (A) shall not be subject to judicial review in any criminal or other civil proceeding.

(5) **ENFORCEMENT OF ORDER BY SECRETARY OF LABOR.**—Whenever any person has failed to comply with an order issued under paragraph

(3), the Secretary of Labor may file a civil action in the United States district court for the district in which the violation was found to occur to enforce such order. In actions brought under this paragraph, the district courts shall have jurisdiction to grant all appropriate relief including, but not limited to, injunctive relief and compensatory damages.

(6) ENFORCEMENT OF ORDER BY PARTIES.—

(A) COMMENCEMENT OF ACTION.—A person on whose behalf an order was issued under paragraph (3) may commence a civil action against the person to whom such order was issued to require compliance with such order. The appropriate United States district court shall have jurisdiction, without regard to the amount in controversy or the citizenship of the parties, to enforce such order.

(B) ATTORNEY FEES.—The court, in issuing any final order under this paragraph, may award costs of litigation (including reasonable attorney and expert witness fees) to any party whenever the court determines such award is appropriate.

(7) DE NOVO REVIEW.—With respect to a complaint under paragraph (1), if the Secretary of Labor has not issued a final decision within 210 days after the filing of the complaint and if the delay is not due to the bad faith of the employee, the employee may bring an original action at law or equity for de novo review in the appropriate district court of the United States, which shall have jurisdiction over such an action without regard to the amount in controversy, and which action shall, at the request of either party to such action, be tried by the court with a jury. The action shall be governed by the same legal burdens of proof specified in paragraph (2)(B) for review by the Secretary of Labor.

(d) REMEDIES.—

(1) IN GENERAL.—An employee prevailing in any action under subsection (c) shall be entitled to all relief necessary to make the employee whole.

(2) DAMAGES.—Relief in an action under subsection (c) (including an action described in (c)(7)) shall include—

(A) reinstatement with the same seniority status that the employee would have had, but for the discrimination;

(B) any backpay, with interest; and

(C) compensatory damages, including compensation for any special damages sustained as a result of the discrimination, including litigation costs, expert witness fees, and reasonable attorney fees.

(3) POSSIBLE RELIEF.—Relief in any action under subsection (c) may include punitive damages in an amount not to exceed \$250,000.

(e) ELECTION OF REMEDIES.—An employee may not seek protection under both this section and another provision of law for the same allegedly unlawful act of the public transportation agency.

(f) NO PREEMPTION.—Nothing in this section preempts or diminishes any other safeguards against discrimination, demotion, discharge, suspension, threats, harassment, reprimand, retaliation, or any other manner of discrimination provided by Federal or State law.

(g) RIGHTS RETAINED BY EMPLOYEE.—Nothing in this section shall be construed to diminish the rights, privileges, or remedies of any employee under any Federal or State law or under any collective bargaining agreement. The rights and remedies in this section may not be waived by any agreement, policy, form, or condition of employment.

(h) DISCLOSURE OF IDENTITY.—

(1) Except as provided in paragraph (2) of this subsection, or with the written consent of the employee, the Secretary of Transportation or the Secretary of Homeland Security may not disclose the name of an employee who has provided information described in subsection (a)(1).

(2) The Secretary of Transportation or the Secretary of Homeland Security shall disclose to the Attorney General the name of an employee

described in paragraph (1) of this subsection if the matter is referred to the Attorney General for enforcement. The Secretary making such disclosure shall provide reasonable advance notice to the affected employee if disclosure of that person's identity or identifying information is to occur.

(i) PROCESS FOR REPORTING SECURITY PROBLEMS TO THE DEPARTMENT OF HOMELAND SECURITY.—

(1) ESTABLISHMENT OF PROCESS.—The Secretary shall establish through regulations after an opportunity for notice and comment, and provide information to the public regarding, a process by which any person may submit a report to the Secretary regarding public transportation security problems, deficiencies, or vulnerabilities.

(2) ACKNOWLEDGMENT OF RECEIPT.—If a report submitted under paragraph (1) identifies the person making the report, the Secretary shall respond promptly to such person and acknowledge receipt of the report.

(3) STEPS TO ADDRESS PROBLEM.—The Secretary shall review and consider the information provided in any report submitted under paragraph (1) and shall take appropriate steps to address any problems or deficiencies identified.

**SEC. 1414. SECURITY BACKGROUND CHECKS OF COVERED INDIVIDUALS FOR PUBLIC TRANSPORTATION.**

(a) DEFINITIONS.—In this section, the following definitions apply:

(1) SECURITY BACKGROUND CHECK.—The term “security background check” means reviewing the following for the purpose of identifying individuals who may pose a threat to transportation security, national security, or of terrorism:

(A) Relevant criminal history databases.

(B) In the case of an alien (as defined in section 101 of the Immigration and Nationality Act (8 U.S.C. 1101(a)(3))), the relevant databases to determine the status of the alien under the immigration laws of the United States.

(C) Other relevant information or databases, as determined by the Secretary.

(2) COVERED INDIVIDUAL.—The term “covered individual” means an employee of a public transportation agency or a contractor or subcontractor of a public transportation agency.

(b) GUIDANCE.—

(1) Any guidance, recommendations, suggested action items, or any other widely disseminated voluntary action item issued by the Secretary to a public transportation agency or a contractor or subcontractor of a public transportation agency relating to performing a security background check of a covered individual shall contain recommendations on the appropriate scope and application of such a security background check, including the time period covered, the types of disqualifying offenses, and a redress process for adversely impacted covered individuals consistent with subsections (c) and (d) of this section.

(2) Not later than 60 days after the date of enactment of this Act, any guidance, recommendations, suggested action items, or any other widely disseminated voluntary action item issued by the Secretary prior to the date of enactment of this Act to a public transportation agency or a contractor or subcontractor of a public transportation agency relating to performing a security background check of a covered individual shall be updated in compliance with paragraph (b)(1).

(3) If a public transportation agency or a contractor or subcontractor of a public transportation agency performs a security background check on a covered individual to fulfill guidance issued by the Secretary under paragraph (1) or (2), the Secretary shall not consider such guidance fulfilled unless an adequate redress process as described in subsection (d) is provided to covered individuals.

(c) REQUIREMENTS.—If the Secretary issues a rule, regulation or directive requiring a public transportation agency or contractor or subcontractor of a public transportation agency to per-

form a security background check of a covered individual, then the Secretary shall prohibit a public transportation agency or contractor or subcontractor of a public transportation agency from making an adverse employment decision, including removal or suspension of the employee, due to such rule, regulation, or directive with respect to a covered individual unless the public transportation agency or contractor or subcontractor of a public transportation agency determines that the covered individual—

(1) has been convicted of, has been found not guilty of by reason of insanity, or is under warrant, indictment for a permanent disqualifying criminal offense listed in part 1572 of title 49, Code of Federal Regulations;

(2) was convicted of or found not guilty by reason of insanity of an interim disqualifying criminal offense listed in part 1572 of title 49, Code of Federal Regulations, within 7 years of the date that the public transportation agency or contractor or subcontractor of the public transportation agency performs the security background check; or

(3) was incarcerated for an interim disqualifying criminal offense listed in part 1572 of title 49, Code of Federal Regulations, and released from incarceration within 5 years of the date that the public transportation agency or contractor or subcontractor of a public transportation agency performs the security background check.

(d) REDRESS PROCESS.—If the Secretary issues a rule, regulation, or directive requiring a public transportation agency or contractor or subcontractor of a public transportation agency to perform a security background check of a covered individual, the Secretary shall—

(1) provide an adequate redress process for a covered individual subjected to an adverse employment decision, including removal or suspension of the employee, due to such rule, regulation, or directive that is consistent with the appeals and waiver process established for applicants for commercial motor vehicle hazardous materials endorsements and transportation workers at ports, as required by section 70105(c) of title 49, United States Code; and

(2) have the authority to order an appropriate remedy, including reinstatement of the covered individual, should the Secretary determine that a public transportation agency or contractor or subcontractor of a public transportation agency wrongfully made an adverse employment decision regarding a covered individual pursuant to such rule, regulation, or directive.

(e) FALSE STATEMENTS.—A public transportation agency or a contractor or subcontractor of a public transportation agency may not knowingly misrepresent to an employee or other relevant person, including an arbitrator involved in a labor arbitration, the scope, application, or meaning of any rules, regulations, directives, or guidance issued by the Secretary related to security background check requirements for covered individuals when conducting a security background check. Not later than 1 year after the date of enactment of this Act, the Secretary shall issue a regulation that prohibits a public transportation agency or a contractor or subcontractor of a public transportation agency from knowingly misrepresenting to an employee or other relevant person, including an arbitrator involved in a labor arbitration, the scope, application, or meaning of any rules, regulations, directives, or guidance issued by the Secretary related to security background check requirements for covered individuals when conducting a security background check.

(f) RIGHTS AND RESPONSIBILITIES.—Nothing in this section shall be construed to abridge a public transportation agency's or a contractor or subcontractor of a public transportation agency's rights or responsibilities to make adverse employment decisions permitted by other Federal, State, or local laws. Nothing in the section

shall be construed to abridge rights and responsibilities of covered individuals, a public transportation agency, or a contractor or subcontractor of a public transportation agency under any other Federal, State, or local laws or collective bargaining agreement.

(g) **NO PREEMPTION OF FEDERAL OR STATE LAW.**—Nothing in this section shall be construed to preempt a Federal, State, or local law that requires criminal history background checks, immigration status checks, or other background checks of covered individuals.

(h) **STATUTORY CONSTRUCTION.**—Nothing in this section shall be construed to affect the process for review established under section 70105(c) of title 46, United States Code, including regulations issued pursuant to such section.

**SEC. 1415. LIMITATION ON FINES AND CIVIL PENALTIES.**

(a) **INSPECTORS.**—Surface transportation inspectors shall be prohibited from issuing fines to public transportation agencies for violations of the Department's regulations or orders except through the process described in subsection (b).

(b) **CIVIL PENALTIES.**—The Secretary shall be prohibited from assessing civil penalties against public transportation agencies for violations of the Department's regulations or orders, except in accordance with the following:

(1) In the case of a public transportation agency that is found to be in violation of a regulation or order issued by the Secretary, the Secretary shall seek correction of the violation through a written notice to the public transportation agency and shall give the public transportation agency reasonable opportunity to correct the violation or propose an alternative means of compliance acceptable to the Secretary.

(2) If the public transportation agency does not correct the violation or propose an alternative means of compliance acceptable to the Secretary within a reasonable time period that is specified in the written notice, the Secretary may take any action authorized in section 114 of title 49, United States Code, as amended by this Act.

(c) **LIMITATION ON SECRETARY.**—The Secretary shall not initiate civil enforcement actions for violations of administrative and procedural requirements pertaining to the application for and expenditure of funds awarded under transportation security grant programs under this title.

**TITLE XV—SURFACE TRANSPORTATION SECURITY**

**Subtitle A—General Provisions**

**SEC. 1501. DEFINITIONS.**

In this title, the following definitions apply:

(1) **APPROPRIATE CONGRESSIONAL COMMITTEES.**—The term “appropriate congressional committees” means the Committee on Commerce, Science, and Transportation and the Committee on Homeland Security and Governmental Affairs of the Senate and the Committee on Homeland Security and the Committee on Transportation and Infrastructure of the House of Representatives.

(2) **SECRETARY.**—The term “Secretary” means the Secretary of Homeland Security.

(3) **DEPARTMENT.**—The term “Department” means the Department of Homeland Security.

(4) **OVER-THE-ROAD BUS.**—The term “over-the-road bus” means a bus characterized by an elevated passenger deck located over a baggage compartment.

(5) **OVER-THE-ROAD BUS FRONTLINE EMPLOYEES.**—In this section, the term “over-the-road bus frontline employees” means over-the-road bus drivers, security personnel, dispatchers, maintenance and maintenance support personnel, ticket agents, other terminal employees, and other employees of an over-the-road bus operator or terminal owner or operator that the Secretary determines should receive security training under this title.

(6) **RAILROAD FRONTLINE EMPLOYEES.**—In this section, the term “railroad frontline employees” means security personnel, dispatchers, loco-

motive engineers, conductors, trainmen, other onboard employees, maintenance and maintenance support personnel, bridge tenders, and any other employees of railroad carriers that the Secretary determines should receive security training under this title.

(7) **RAILROAD.**—The term “railroad” has the meaning that term has in section 20102 of title 49, United States Code.

(8) **RAILROAD CARRIER.**—The term “railroad carrier” has the meaning that term has in section 20102 of title 49, United States Code.

(9) **STATE.**—The term “State” means any one of the 50 States, the District of Columbia, Puerto Rico, the Northern Mariana Islands, the Virgin Islands, Guam, American Samoa, and any other territory or possession of the United States.

(10) **TERRORISM.**—The term “terrorism” has the meaning that term has in section 2 of the Homeland Security Act of 2002 (6 U.S.C. 101).

(11) **TRANSPORTATION.**—The term “transportation”, as used with respect to an over-the-road bus, means the movement of passengers or property by an over-the-road bus—

(A) in the jurisdiction of the United States between a place in a State and a place outside the State (including a place outside the United States); or

(B) in a State that affects trade, traffic, and transportation described in subparagraph (A).

(12) **UNITED STATES.**—The term “United States” means the 50 States, the District of Columbia, Puerto Rico, the Northern Mariana Islands, the Virgin Islands, Guam, American Samoa, and any other territory or possession of the United States.

(13) **SECURITY-SENSITIVE MATERIAL.**—The term “security-sensitive material” means a material, or a group or class of material, in a particular amount and form that the Secretary, in consultation with the Secretary of Transportation, determines, through a rulemaking with opportunity for public comment, poses a significant risk to national security while being transported in commerce due to the potential use of the material in an act of terrorism. In making such a designation, the Secretary shall, at a minimum, consider the following:

(A) Class 7 radioactive materials.

(B) Division 1.1, 1.2, or 1.3 explosives.

(C) Materials poisonous or toxic by inhalation, including Division 2.3 gases and Division 6.1 materials.

(D) A select agent or toxin regulated by the Centers for Disease Control and Prevention under part 73 of title 42, Code of Federal Regulations.

(14) **DISADVANTAGED BUSINESS CONCERNS.**—The term “disadvantaged business concerns” means small businesses that are owned and controlled by socially and economically disadvantaged individuals as defined in section 124, of title 13, Code of Federal Regulations.

(15) **AMTRAK.**—The term “Amtrak” means the National Railroad Passenger Corporation.

**SEC. 1502. OVERSIGHT AND GRANT PROCEDURES.**

(a) **SECRETARIAL OVERSIGHT.**—The Secretary, in coordination with Secretary of Transportation for grants awarded to Amtrak, shall establish necessary procedures, including monitoring and audits, to ensure that grants made under this title are expended in accordance with the purposes of this title and the priorities and other criteria developed by the Secretary.

(b) **ADDITIONAL AUDITS AND REVIEWS.**—The Secretary, and the Secretary of Transportation for grants awarded to Amtrak, may award contracts to undertake additional audits and reviews of the safety, security, procurement, management, and financial compliance of a recipient of amounts under this title.

(c) **PROCEDURES FOR GRANT AWARD.**—Not later than 180 days after the date of enactment of this Act, the Secretary shall prescribe procedures and schedules for the awarding of grants under this title, including application and qualification procedures, and a record of decision on applicant eligibility. The procedures shall in-

clude the execution of a grant agreement between the grant recipient and the Secretary and shall be consistent, to the extent practicable, with the grant procedures established under section 70107(i) and (j) of title 46, United States Code.

(d) **ADDITIONAL AUTHORITY.**—

(1) **ISSUANCE.**—The Secretary may issue non-binding letters of intent to recipients of a grant under this title, to commit funding from future budget authority of an amount, not more than the Federal Government's share of the project's cost, for a capital improvement project.

(2) **SCHEDULE.**—The letter of intent under this subsection shall establish a schedule under which the Secretary will reimburse the recipient for the Government's share of the project's costs, as amounts become available, if the recipient, after the Secretary issues that letter, carries out the project without receiving amounts under a grant issued under this title.

(3) **NOTICE TO SECRETARY.**—A recipient that has been issued a letter of intent under this section shall notify the Secretary of the recipient's intent to carry out a project before the project begins.

(4) **NOTICE TO CONGRESS.**—The Secretary shall transmit to the appropriate congressional committees a written notification at least 5 days before the issuance of a letter of intent under this subsection.

(5) **LIMITATIONS.**—A letter of intent issued under this subsection is not an obligation of the Federal Government under section 1501 of title 31, United States Code, and the letter is not deemed to be an administrative commitment for financing. An obligation or administrative commitment may be made only as amounts are provided in authorization and appropriations laws.

(e) **RETURN OF MISSPENT GRANT FUNDS.**—As part of the grant agreement under subsection (c), the Secretary shall require grant applicants to return any misspent grant funds received under this title that the Secretary considers to have been spent for a purpose other than those specified in the grant award. The Secretary shall take all necessary actions to recover such funds.

(f) **CONGRESSIONAL NOTIFICATION.**—Not later than 5 days before the award of any grant is made under this title, the Secretary shall notify the appropriate congressional committees of the intent to award such grant.

(g) **GUIDELINES.**—The Secretary shall ensure, to the extent practicable, that grant recipients under this title who use contractors or subcontractors use small, minority, women-owned, or disadvantaged business concerns as contractors or subcontractors when appropriate.

**SEC. 1503. AUTHORIZATION OF APPROPRIATIONS.**

(a) **TRANSPORTATION SECURITY ADMINISTRATION AUTHORIZATION.**—Section 114 of title 49, United States Code, as amended by section 1302 of this Act, is further amended by adding at the end the following:

“(w) **AUTHORIZATION OF APPROPRIATIONS.**—There are authorized to be appropriated to the Secretary of Homeland Security for—

“(1) railroad security—

“(A) \$488,000,000 for fiscal year 2008;

“(B) \$483,000,000 for fiscal year 2009;

“(C) \$508,000,000 for fiscal year 2010; and

“(D) \$508,000,000 for fiscal year 2011;

“(2) over-the-road bus and trucking security—

“(A) \$14,000,000 for fiscal year 2008;

“(B) \$27,000,000 for fiscal year 2009;

“(C) \$27,000,000 for fiscal year 2010; and

“(D) \$27,000,000 for fiscal year 2011; and

“(3) hazardous material and pipeline security—

“(A) \$12,000,000 for fiscal year 2008;

“(B) \$12,000,000 for fiscal year 2009; and

“(C) \$12,000,000 for fiscal year 2010.”.

(b) **DEPARTMENT OF TRANSPORTATION.**—There are authorized to be appropriated to the Secretary of Transportation to carry out section 1515—

(1) \$38,000,000 for fiscal year 2008;

- (2) \$40,000,000 for fiscal year 2009;  
 (3) \$55,000,000 for fiscal year 2010; and  
 (4) \$70,000,000 for fiscal year 2011.

**SEC. 1504. PUBLIC AWARENESS.**

Not later than 180 days after the date of enactment of this Act, the Secretary shall develop a national plan for railroad and over-the-road bus security public outreach and awareness. Such a plan shall be designed to increase awareness of measures that the general public, passengers, and employees of railroad carriers and over-the-road bus operators can take to increase the security of the national railroad and over-the-road bus transportation systems. Such a plan shall also provide outreach to railroad carriers and over-the-road bus operators and their employees to improve their awareness of available technologies, ongoing research and development efforts, and available Federal funding sources to improve security. Not later than 9 months after the date of enactment of this Act, the Secretary shall implement the plan developed under this section.

**Subtitle B—Railroad Security**

**SEC. 1511. RAILROAD TRANSPORTATION SECURITY RISK ASSESSMENT AND NATIONAL STRATEGY.**

(a) **RISK ASSESSMENT.**—The Secretary shall establish a Federal task force, including the Transportation Security Administration and other agencies within the Department, the Department of Transportation, and other appropriate Federal agencies, to complete, within 6 months of the date of enactment of this Act, a nationwide risk assessment of a terrorist attack on railroad carriers. The assessment shall include—

- (1) a methodology for conducting the risk assessment, including timelines, that addresses how the Department will work with the entities described in subsection (c) and make use of existing Federal expertise within the Department, the Department of Transportation, and other appropriate agencies;
- (2) identification and evaluation of critical assets and infrastructure, including tunnels used by railroad carriers in high-threat urban areas;
- (3) identification of risks to those assets and infrastructure;
- (4) identification of risks that are specific to the transportation of hazardous materials via railroad;
- (5) identification of risks to passenger and cargo security, transportation infrastructure protection systems, operations, communications systems, and any other area identified by the assessment;
- (6) an assessment of employee training and emergency response planning;
- (7) an assessment of public and private operational recovery plans, taking into account the plans for the maritime sector required under section 70103 of title 46, United States Code, to expedite, to the maximum extent practicable, the return of an adversely affected railroad transportation system or facility to its normal performance level after a major terrorist attack or other security event on that system or facility; and
- (8) an account of actions taken or planned by both public and private entities to address identified railroad security issues and an assessment of the effective integration of such actions.

(b) **NATIONAL STRATEGY.**—

(1) **REQUIREMENT.**—Not later than 9 months after the date of enactment of this Act and based upon the assessment conducted under subsection (a), the Secretary, consistent with and as required by section 114(t) of title 49, United States Code, shall develop and implement the modal plan for railroad transportation, entitled the “National Strategy for Railroad Transportation Security”.

(2) **CONTENTS.**—The modal plan shall include prioritized goals, actions, objectives, policies, mechanisms, and schedules for, at a minimum—

- (A) improving the security of railroad tunnels, railroad bridges, railroad switching and car

storage areas, other railroad infrastructure and facilities, information systems, and other areas identified by the Secretary as posing significant railroad-related risks to public safety and the movement of interstate commerce, taking into account the impact that any proposed security measure might have on the provision of railroad service or on operations served or otherwise affected by railroad service;

(B) deploying equipment and personnel to detect security threats, including those posed by explosives and hazardous chemical, biological, and radioactive substances, and any appropriate countermeasures;

(C) consistent with section 1517, training railroad employees in terrorism prevention, preparedness, passenger evacuation, and response activities;

(D) conducting public outreach campaigns for railroads regarding security, including educational initiatives designed to inform the public on how to prevent, prepare for, respond to, and recover from a terrorist attack on railroad transportation;

(E) providing additional railroad security support for railroads at high or severe threat levels of alert;

(F) ensuring, in coordination with freight and intercity and commuter passenger railroads, the continued movement of freight and passengers in the event of an attack affecting the railroad system, including the possibility of rerouting traffic due to the loss of critical infrastructure, such as a bridge, tunnel, yard, or station;

(G) coordinating existing and planned railroad security initiatives undertaken by the public and private sectors;

(H) assessing—

- (i) the usefulness of covert testing of railroad security systems;
- (ii) the ability to integrate security into infrastructure design; and
- (iii) the implementation of random searches of passengers and baggage; and

(I) identifying the immediate and long-term costs of measures that may be required to address those risks and public and private sector sources to fund such measures.

(3) **RESPONSIBILITIES.**—The Secretary shall include in the modal plan a description of the roles, responsibilities, and authorities of Federal, State, and local agencies, government-sponsored entities, tribal governments, and appropriate stakeholders described in subsection (c). The plan shall also include—

(A) the identification of, and a plan to address, gaps and unnecessary overlaps in the roles, responsibilities, and authorities described in this paragraph;

(B) a methodology for how the Department will work with the entities described in subsection (c), and make use of existing Federal expertise within the Department, the Department of Transportation, and other appropriate agencies;

(C) a process for facilitating security clearances for the purpose of intelligence and information sharing with the entities described in subsection (c), as appropriate;

(D) a strategy and timeline, coordinated with the research and development program established under section 1518, for the Department, the Department of Transportation, other appropriate Federal agencies and private entities to research and develop new technologies for securing railroad systems; and

(E) a process for coordinating existing or future security strategies and plans for railroad transportation, including the National Infrastructure Protection Plan required by Homeland Security Presidential Directive 7; Executive Order Number 13416: “Strengthening Surface Transportation Security” dated December 5, 2006; the Memorandum of Understanding between the Department and the Department of Transportation on Roles and Responsibilities dated September 28, 2004, and any and all subsequent annexes to this Memorandum of Understanding, and any other relevant agreements between the two Departments.

(c) **CONSULTATION WITH STAKEHOLDERS.**—In developing the National Strategy required under this section, the Secretary shall consult with railroad management, nonprofit employee organizations representing railroad employees, owners or lessors of railroad cars used to transport hazardous materials, emergency responders, offerors of security-sensitive materials, public safety officials, and other relevant parties.

(d) **ADEQUACY OF EXISTING PLANS AND STRATEGIES.**—In developing the risk assessment and National Strategy required under this section, the Secretary shall utilize relevant existing plans, strategies, and risk assessments developed by the Department or other Federal agencies, including those developed or implemented pursuant to section 114(t) of title 49, United States Code, or Homeland Security Presidential Directive 7, and, as appropriate, assessments developed by other public and private stakeholders.

(e) **REPORT.**—

(1) **CONTENTS.**—Not later than 1 year after the date of enactment of this Act, the Secretary shall transmit to the appropriate congressional committees a report containing—

(A) the assessment and the National Strategy required by this section; and

(B) an estimate of the cost to implement the National Strategy.

(2) **FORMAT.**—The Secretary may submit the report in both classified and redacted formats if the Secretary determines that such action is appropriate or necessary.

(f) **ANNUAL UPDATES.**—Consistent with the requirements of section 114(t) of title 49, United States Code, the Secretary shall update the assessment and National Strategy each year and transmit a report, which may be submitted in both classified and redacted formats, to the appropriate congressional committees containing the updated assessment and recommendations.

(g) **FUNDING.**—Out of funds appropriated pursuant to section 114(w) of title 49, United States Code, as amended by section 1503 of this title, there shall be made available to the Secretary to carry out this section \$5,000,000 for fiscal year 2008.

**SEC. 1512. RAILROAD CARRIER ASSESSMENTS AND PLANS.**

(a) **IN GENERAL.**—Not later than 12 months after the date of enactment of this Act, the Secretary shall issue regulations that—

(1) require each railroad carrier assigned to a high-risk tier under this section to—

(A) conduct a vulnerability assessment in accordance with subsections (c) and (d); and

(B) to prepare, submit to the Secretary for approval, and implement a security plan in accordance with this section that addresses security performance requirements; and

(2) establish standards and guidelines, based on and consistent with the risk assessment and National Strategy for Railroad Transportation Security developed under section 1511, for developing and implementing the vulnerability assessments and security plans for railroad carriers assigned to high-risk tiers.

(b) **NON HIGH-RISK PROGRAMS.**—The Secretary may establish a security program for railroad carriers not assigned to a high-risk tier, including—

(1) guidance for such carriers in conducting vulnerability assessments and preparing and implementing security plans, as determined appropriate by the Secretary; and

(2) a process to review and approve such assessments and plans, as appropriate.

(c) **DEADLINE FOR SUBMISSION.**—Not later than 9 months after the date of issuance of the regulations under subsection (a), the vulnerability assessments and security plans required by such regulations for railroad carriers assigned to a high-risk tier shall be completed and submitted to the Secretary for review and approval.

(d) **VULNERABILITY ASSESSMENTS.**—

(1) **REQUIREMENTS.**—The Secretary shall provide technical assistance and guidance to railroad carriers in conducting vulnerability assessments under this section and shall require that

each vulnerability assessment of a railroad carrier assigned to a high-risk tier under this section, include, as applicable—

(A) identification and evaluation of critical railroad carrier assets and infrastructure, including platforms, stations, intermodal terminals, tunnels, bridges, switching and storage areas, and information systems as appropriate;

(B) identification of the vulnerabilities to those assets and infrastructure;

(C) identification of strengths and weaknesses in—

(i) physical security;

(ii) passenger and cargo security, including the security of security-sensitive materials being transported by railroad or stored on railroad property;

(iii) programmable electronic devices, computers, or other automated systems which are used in providing the transportation;

(iv) alarms, cameras, and other protection systems;

(v) communications systems and utilities needed for railroad security purposes, including dispatching and notification systems;

(vi) emergency response planning;

(vii) employee training; and

(viii) such other matters as the Secretary determines appropriate; and

(D) identification of redundant and backup systems required to ensure the continued operation of critical elements of a railroad carrier's system in the event of an attack or other incident, including disruption of commercial electric power or communications network.

(2) THREAT INFORMATION.—The Secretary shall provide in a timely manner to the appropriate employees of a railroad carrier, as designated by the railroad carrier, threat information that is relevant to the carrier when preparing and submitting a vulnerability assessment and security plan, including an assessment of the most likely methods that could be used by terrorists to exploit weaknesses in railroad security.

(e) SECURITY PLANS.—

(1) REQUIREMENTS.—The Secretary shall provide technical assistance and guidance to railroad carriers in preparing and implementing security plans under this section, and shall require that each security plan of a railroad carrier assigned to a high-risk tier under this section include, as applicable—

(A) identification of a security coordinator having authority—

(i) to implement security actions under the plan;

(ii) to coordinate security improvements; and

(iii) to receive immediate communications from appropriate Federal officials regarding railroad security;

(B) a list of needed capital and operational improvements;

(C) procedures to be implemented or used by the railroad carrier in response to a terrorist attack, including evacuation and passenger communication plans that include individuals with disabilities as appropriate;

(D) identification of steps taken with State and local law enforcement agencies, emergency responders, and Federal officials to coordinate security measures and plans for response to a terrorist attack;

(E) a strategy and timeline for conducting training under section 1517;

(F) enhanced security measures to be taken by the railroad carrier when the Secretary declares a period of heightened security risk;

(G) plans for providing redundant and backup systems required to ensure the continued operation of critical elements of the railroad carrier's system in the event of a terrorist attack or other incident;

(H) a strategy for implementing enhanced security for shipments of security-sensitive materials, including plans for quickly locating and securing such shipments in the event of a terrorist attack or security incident; and

(I) such other actions or procedures as the Secretary determines are appropriate to address the security of railroad carriers.

(2) SECURITY COORDINATOR REQUIREMENTS.—The Secretary shall require that the individual serving as the security coordinator identified in paragraph (1)(A) is a citizen of the United States. The Secretary may waive this requirement with respect to an individual if the Secretary determines that it is appropriate to do so based on a background check of the individual and a review of the consolidated terrorist watchlist.

(3) CONSISTENCY WITH OTHER PLANS.—The Secretary shall ensure that the security plans developed by railroad carriers under this section are consistent with the risk assessment and National Strategy for Railroad Transportation Security developed under section 1511.

(f) DEADLINE FOR REVIEW PROCESS.—Not later than 6 months after receiving the assessments and plans required under this section, the Secretary shall—

(1) review each vulnerability assessment and security plan submitted to the Secretary in accordance with subsection (c);

(2) require amendments to any security plan that does not meet the requirements of this section; and

(3) approve any vulnerability assessment or security plan that meets the requirements of this section.

(g) INTERIM SECURITY MEASURES.—The Secretary may require railroad carriers, during the period before the deadline established under subsection (c), to submit a security plan under subsection (e) to implement any necessary interim security measures essential to providing adequate security of the railroad carrier's system. An interim plan required under this subsection will be superseded by a plan required under subsection (e).

(h) TIER ASSIGNMENT.—Utilizing the risk assessment and National Strategy for Railroad Transportation Security required under section 1511, the Secretary shall assign each railroad carrier to a risk-based tier established by the Secretary.

(1) PROVISION OF INFORMATION.—The Secretary may request, and a railroad carrier shall provide, information necessary for the Secretary to assign a railroad carrier to the appropriate tier under this subsection.

(2) NOTIFICATION.—Not later than 60 days after the date a railroad carrier is assigned to a tier under this subsection, the Secretary shall notify the railroad carrier of the tier to which it is assigned and the reasons for such assignment.

(3) HIGH-RISK TIERS.—At least one of the tiers established by the Secretary under this subsection shall be designated a tier for high-risk railroad carriers.

(4) REASSIGNMENT.—The Secretary may reassign a railroad carrier to another tier, as appropriate, in response to changes in risk. The Secretary shall notify the railroad carrier not later than 60 days after such reassignment and provide the railroad carrier with the reasons for such reassignment.

(i) NONDISCLOSURE OF INFORMATION.—

(1) SUBMISSION OF INFORMATION TO CONGRESS.—Nothing in this section shall be construed as authorizing the withholding of any information from Congress.

(2) DISCLOSURE OF INDEPENDENTLY FURNISHED INFORMATION.—Nothing in this section shall be construed as affecting any authority or obligation of a Federal agency to disclose any record or information that the Federal agency obtains from a railroad carrier under any other Federal law.

(j) EXISTING PROCEDURES, PROTOCOLS AND STANDARDS.—

(1) DETERMINATION.—In response to a petition by a railroad carrier or at the discretion of the Secretary, the Secretary may determine that existing procedures, protocols, and standards meet all or part of the requirements of this section, including regulations issued under subsection (a), regarding vulnerability assessments and security plans.

(2) ELECTION.—Upon review and written determination by the Secretary that existing proce-

dures, protocols, or standards of a railroad carrier satisfy the requirements of this section, the railroad carrier may elect to comply with those procedures, protocols, or standards instead of the requirements of this section.

(3) PARTIAL APPROVAL.—If the Secretary determines that the existing procedures, protocols, or standards of a railroad carrier satisfy only part of the requirements of this section, the Secretary may accept such submission, but shall require submission by the railroad carrier of any additional information relevant to the vulnerability assessment and security plan of the railroad carrier to ensure that the remaining requirements of this section are fulfilled.

(4) NOTIFICATION.—If the Secretary determines that particular existing procedures, protocols, or standards of a railroad carrier under this subsection do not satisfy the requirements of this section, the Secretary shall provide to the railroad carrier a written notification that includes an explanation of the determination.

(5) REVIEW.—Nothing in this subsection shall relieve the Secretary of the obligation—

(A) to review the vulnerability assessment and security plan submitted by a railroad carrier under this section; and

(B) to approve or disapprove each submission on an individual basis.

(k) PERIODIC EVALUATION BY RAILROAD CARRIERS REQUIRED.—

(1) SUBMISSION OF EVALUATION.—Not later than 3 years after the date on which a vulnerability assessment or security plan required to be submitted to the Secretary under subsection (c) is approved, and at least once every 5 years thereafter (or on such a schedule as the Secretary may establish by regulation), a railroad carrier who submitted a vulnerability assessment and security plan and who is still assigned to the high-risk tier must also submit to the Secretary an evaluation of the adequacy of the vulnerability assessment and security plan that includes a description of any material changes made to the vulnerability assessment or security plan.

(2) REVIEW OF EVALUATION.—Not later than 180 days after the date on which an evaluation is submitted, the Secretary shall review the evaluation and notify the railroad carrier submitting the evaluation of the Secretary's approval or disapproval of the evaluation.

(l) SHARED FACILITIES.—The Secretary may permit under this section the development and implementation of coordinated vulnerability assessments and security plans to the extent that a railroad carrier shares facilities with, or is collocated with, other transportation entities or providers that are required to develop vulnerability assessments and security plans under Federal law.

(m) CONSULTATION.—In carrying out this section, the Secretary shall consult with railroad carriers, nonprofit employee labor organizations representation railroad employees, and public safety and law enforcement officials.

#### SEC. 1513. RAILROAD SECURITY ASSISTANCE.

(a) SECURITY IMPROVEMENT GRANTS.—(1) The Secretary, in consultation with the Administrator of the Transportation Security Administration and other appropriate agencies or officials, is authorized to make grants to railroad carriers, the Alaska Railroad, security-sensitive materials offerors who ship by railroad, owners of railroad cars used in the transportation of security-sensitive materials, State and local governments (for railroad passenger facilities and infrastructure not owned by Amtrak), and Amtrak for intercity passenger railroad and freight railroad security improvements described in subsection (b) as approved by the Secretary.

(2) A railroad carrier is eligible for a grant under this section if the carrier has completed a vulnerability assessment and developed a security plan that the Secretary has approved in accordance with section 1512.

(3) A recipient of a grant under this section may use grant funds only for permissible uses

under subsection (b) to further a railroad security plan that meets the requirements of paragraph (2).

(4) Notwithstanding the requirement for eligibility and uses of funds in paragraphs (2) and (3), a railroad carrier is eligible for a grant under this section if the applicant uses the funds solely for the development of assessments or security plans under section 1512.

(5) Notwithstanding the requirements for eligibility and uses of funds in paragraphs (2) and (3), prior to the earlier of one year after the date of issuance of final regulations requiring vulnerability assessments and security plans under section 1512 or 3 years after the date of enactment of this Act, the Secretary may award grants under this section for rail security improvements listed under subsection (b) based upon railroad carrier vulnerability assessments and security plans that the Secretary determines are sufficient for the purposes of this section but have not been approved by the Secretary in accordance with section 1512.

(b) USES OF FUNDS.—A recipient of a grant under this section shall use the grant funds for one or more of the following:

(1) Security and redundancy for critical communications, computer, and train control systems essential for secure railroad operations.

(2) Accommodation of railroad cargo or passenger security inspection facilities, related infrastructure, and operations at or near United States international borders or other ports of entry.

(3) The security of security-sensitive materials transportation by railroad.

(4) Chemical, biological, radiological, or explosive detection, including canine patrols for such detection.

(5) The security of intercity passenger railroad stations, trains, and infrastructure, including security capital improvement projects that the Secretary determines enhance railroad station security.

(6) Technologies to reduce the vulnerabilities of railroad cars, including structural modification of railroad cars transporting security-sensitive materials to improve their resistance to acts of terrorism.

(7) The sharing of intelligence and information about security threats.

(8) To obtain train tracking and communications equipment, including equipment that is interoperable with Federal, State, and local agencies and tribal governments.

(9) To hire, train, and employ police and security officers, including canine units, assigned to full-time security or counterterrorism duties related to railroad transportation.

(10) Overtime reimbursement, including reimbursement of State, local, and tribal governments for costs, for enhanced security personnel assigned to duties related to railroad security during periods of high or severe threat levels and National Special Security Events or other periods of heightened security as determined by the Secretary.

(11) Perimeter protection systems, including access control, installation of improved lighting, fencing, and barricades at railroad facilities.

(12) Tunnel protection systems.

(13) Passenger evacuation and evacuation-related capital improvements.

(14) Railroad security inspection technologies, including verified visual inspection technologies using hand-held readers.

(15) Surveillance equipment.

(16) Cargo or passenger screening equipment.

(17) Emergency response equipment, including fire suppression and decontamination equipment, personal protective equipment, and defibrillators.

(18) Operating and capital costs associated with security awareness, preparedness, and response training, including training under section 1517, and training developed by universities, institutions of higher education, and non-profit employee labor organizations, for railroad employees, including frontline employees.

(19) Live or simulated exercises, including exercises described in section 1516.

(20) Public awareness campaigns for enhanced railroad security.

(21) Development of assessments or security plans under section 1512.

(22) Other security improvements—

(A) identified, required, or recommended under sections 1511 and 1512, including infrastructure, facilities, and equipment upgrades; or

(B) that the Secretary considers appropriate.

(c) DEPARTMENT OF HOMELAND SECURITY RESPONSIBILITIES.—In carrying out the responsibilities under subsection (a), the Secretary shall—

(1) determine the requirements for recipients of grants;

(2) establish priorities for uses of funds for grant recipients;

(3) award the funds authorized by this section based on risk, as identified by the plans required under sections 1511 and 1512, or assessment or plan described in subsection (a)(5);

(4) take into account whether stations or facilities are used by commuter railroad passengers as well as intercity railroad passengers in reviewing grant applications;

(5) encourage non-Federal financial participation in projects funded by grants; and

(6) not later than 5 business days after awarding a grant to Amtrak under this section, transfer grant funds to the Secretary of Transportation to be disbursed to Amtrak.

(d) MULTIYEAR AWARDS.—Grant funds awarded under this section may be awarded for projects that span multiple years.

(e) LIMITATION ON USES OF FUNDS.—A grant made under this section may not be used to make any State or local government cost-sharing contribution under any other Federal law.

(f) ANNUAL REPORTS.—Each recipient of a grant under this section shall report annually to the Secretary on the use of grant funds.

(g) NON-FEDERAL MATCH STUDY.—Not later than 240 days after the date of enactment of this Act, the Secretary shall provide a report to the appropriate congressional committees on the feasibility and appropriateness of requiring a non-Federal match for grants awarded to freight railroad carriers and other private entities under this section.

(h) SUBJECT TO CERTAIN STANDARDS.—A recipient of a grant under this section and sections 1514 and 1515 shall be required to comply with the standards of section 24312 of title 49, United States Code, as in effect on January 1, 2007, with respect to the project in the same manner as Amtrak is required to comply with such standards for construction work financed under an agreement made under section 24308(a) of that title.

(i) AUTHORIZATION OF APPROPRIATIONS.—

(1) IN GENERAL.—Out of funds appropriated pursuant to section 114(w) of title 49, United States Code, as amended by section 1503 of this title, there shall be made available to the Secretary to carry out this section—

(A) \$300,000,000 for fiscal year 2008;

(B) \$300,000,000 for fiscal year 2009;

(C) \$300,000,000 for fiscal year 2010; and

(D) \$300,000,000 for fiscal year 2011.

(2) PERIOD OF AVAILABILITY.—Sums appropriated to carry out this section shall remain available until expended.

#### SEC. 1514. SYSTEMWIDE AMTRAK SECURITY UPGRADES.

(a) IN GENERAL.—

(1) GRANTS.—Subject to subsection (b), the Secretary, in consultation with the Administrator of the Transportation Security Administration, is authorized to make grants to Amtrak in accordance with the provisions of this section.

(2) GENERAL PURPOSES.—The Secretary may make such grants for the purposes of—

(A) protecting underwater and underground assets and systems;

(B) protecting high-risk and high-consequence assets identified through systemwide risk assessments;

(C) providing counterterrorism or security training;

(D) providing both visible and unpredictable deterrence; and

(E) conducting emergency preparedness drills and exercises.

(3) SPECIFIC PROJECTS.—The Secretary shall make such grants—

(A) to secure major tunnel access points and ensure tunnel integrity in New York, New Jersey, Maryland, and Washington, DC;

(B) to secure Amtrak trains;

(C) to secure Amtrak stations;

(D) to obtain a watchlist identification system approved by the Secretary;

(E) to obtain train tracking and interoperable communications systems that are coordinated with Federal, State, and local agencies and tribal governments to the maximum extent possible;

(F) to hire, train, and employ police and security officers, including canine units, assigned to full-time security or counterterrorism duties related to railroad transportation;

(G) for operating and capital costs associated with security awareness, preparedness, and response training, including training under section 1517, and training developed by universities, institutions of higher education, and non-profit employee labor organizations, for railroad employees, including frontline employees; and

(H) for live or simulated exercises, including exercises described in section 1516.

(b) CONDITIONS.—The Secretary shall award grants to Amtrak under this section for projects contained in a systemwide security plan approved by the Secretary developed pursuant to section 1512. Not later than 5 business days after awarding a grant to Amtrak under this section, the Secretary shall transfer the grant funds to the Secretary of Transportation to be disbursed to Amtrak.

(c) EQUITABLE GEOGRAPHIC ALLOCATION.—The Secretary shall ensure that, subject to meeting the highest security needs on Amtrak's entire system and consistent with the risk assessment required under section 1511 and Amtrak's vulnerability assessment and security plan developed under section 1512, stations and facilities located outside of the Northeast Corridor receive an equitable share of the security funds authorized by this section.

(d) AVAILABILITY OF FUNDS.—

(1) IN GENERAL.—Out of funds appropriated pursuant to section 114(w) of title 49, United States Code, as amended by section 1503 of this title, there shall be made available to the Secretary and the Administrator of the Transportation Security Administration to carry out this section—

(A) \$150,000,000 for fiscal year 2008;

(B) \$150,000,000 for fiscal year 2009;

(C) \$175,000,000 for fiscal year 2010; and

(D) \$175,000,000 for fiscal year 2011.

(2) AVAILABILITY OF APPROPRIATED FUNDS.—Amounts appropriated pursuant to paragraph (1) shall remain available until expended.

#### SEC. 1515. FIRE AND LIFE SAFETY IMPROVEMENTS.

(a) LIFE-SAFETY NEEDS.—There are authorized to be appropriated to the Secretary of Transportation for making grants to Amtrak for the purpose of carrying out projects to make fire and life safety improvements to Amtrak tunnels on the Northeast Corridor the following amounts:

(1) For the 6 New York and New Jersey tunnels to provide ventilation, electrical, and fire safety technology improvements, emergency communication and lighting systems, and emergency access and egress for passengers—

(A) \$25,000,000 for fiscal year 2008;

(B) \$30,000,000 for fiscal year 2009;

(C) \$45,000,000 for fiscal year 2010; and

(D) \$60,000,000 for fiscal year 2011.

(2) For the Baltimore Potomac Tunnel and the Union Tunnel, together, to provide adequate drainage and ventilation, communication, lighting, standpipe, and passenger egress improvements—



- (A) \$5,000,000 for fiscal year 2008;
- (B) \$5,000,000 for fiscal year 2009;
- (C) \$5,000,000 for fiscal year 2010; and
- (D) \$5,000,000 for fiscal year 2011.

(3) For the Union Station tunnels in the District of Columbia to improve ventilation, communication, lighting, and passenger egress improvements—

- (A) \$5,000,000 for fiscal year 2008;
- (B) \$5,000,000 for fiscal year 2009;
- (C) \$5,000,000 for fiscal year 2010; and
- (D) \$5,000,000 for fiscal year 2011.

(b) **INFRASTRUCTURE UPGRADES.**—Out of funds appropriated pursuant to section 1503(b), there shall be made available to the Secretary of Transportation for fiscal year 2008, \$3,000,000 for the preliminary design of options for a new tunnel on a different alignment to augment the capacity of the existing Baltimore tunnels.

(c) **AVAILABILITY OF AMOUNTS.**—Amounts appropriated pursuant to this section shall remain available until expended.

(d) **PLANS REQUIRED.**—The Secretary of Transportation may not make amounts available to Amtrak for obligation or expenditure under subsection (a)—

(1) until Amtrak has submitted to the Secretary of Transportation, and the Secretary of Transportation has approved, an engineering and financial plan for such projects; and

(2) unless, for each project funded pursuant to this section, the Secretary of Transportation has approved a project management plan prepared by Amtrak.

(e) **REVIEW OF PLANS.**—

(1) **IN GENERAL.**—The Secretary of Transportation shall complete the review of a plan required under subsection (d) and approve or disapprove the plan within 45 days after the date on which each such plan is submitted by Amtrak.

(2) **INCOMPLETE OR DEFICIENT PLAN.**—If the Secretary of Transportation determines that a plan is incomplete or deficient, the Secretary of Transportation shall notify Amtrak of the incomplete items or deficiencies and Amtrak shall, within 30 days after receiving the Secretary of Transportation's notification, submit a modified plan for the Secretary of Transportation's review.

(3) **APPROVAL OF PLAN.**—Within 15 days after receiving additional information on items previously included in the plan, and within 45 days after receiving items newly included in a modified plan, the Secretary of Transportation shall either approve the modified plan, or if the Secretary of Transportation finds the plan is still incomplete or deficient, the Secretary of Transportation shall—

(A) identify in writing to the appropriate congressional committees the portions of the plan the Secretary finds incomplete or deficient;

(B) approve all other portions of the plan;

(C) obligate the funds associated with those portions; and

(D) execute an agreement with Amtrak within 15 days thereafter on a process for resolving the remaining portions of the plan.

(f) **FINANCIAL CONTRIBUTION FROM OTHER TUNNEL USERS.**—The Secretary of Transportation, taking into account the need for the timely completion of all portions of the tunnel projects described in subsection (a), shall—

(1) consider the extent to which railroad carriers other than Amtrak use or plan to use the tunnels;

(2) consider the feasibility of seeking a financial contribution from those other railroad carriers toward the costs of the projects; and

(3) obtain financial contributions or commitments from such other railroad carriers at levels reflecting the extent of their use or planned use of the tunnels, if feasible.

**SEC. 1516. RAILROAD CARRIER EXERCISES.**

(a) **IN GENERAL.**—The Secretary shall establish a program for conducting security exercises for railroad carriers for the purpose of assessing and improving the capabilities of entities de-

scribed in subsection (b) to prevent, prepare for, mitigate, respond to, and recover from acts of terrorism.

(b) **COVERED ENTITIES.**—Entities to be assessed under the program shall include—

(1) Federal, State, and local agencies and tribal governments;

(2) railroad carriers;

(3) governmental and nongovernmental emergency response providers, law enforcement agencies, and railroad and transit police, as appropriate; and

(4) any other organization or entity that the Secretary determines appropriate.

(c) **REQUIREMENTS.**—The Secretary shall ensure that the program—

(1) consolidates existing security exercises for railroad carriers administered by the Department and the Department of Transportation, as jointly determined by the Secretary and the Secretary of Transportation, unless the Secretary waives this consolidation requirement as appropriate;

(2) consists of exercises that are—

(A) scaled and tailored to the needs of the carrier, including addressing the needs of the elderly and individuals with disabilities;

(B) live, in the case of the most at-risk facilities to a terrorist attack;

(C) coordinated with appropriate officials;

(D) as realistic as practicable and based on current risk assessments, including credible threats, vulnerabilities, and consequences;

(E) inclusive, as appropriate, of railroad frontline employees; and

(F) consistent with the National Incident Management System, the National Response Plan, the National Infrastructure Protection Plan, the National Preparedness Guidance, the National Preparedness Goal, and other such national initiatives;

(3) provides that exercises described in paragraph (2) will be—

(A) evaluated by the Secretary against clear and consistent performance measures;

(B) assessed by the Secretary to identify best practices, which shall be shared, as appropriate, with railroad carriers, nonprofit employee organizations that represent railroad carrier employees, Federal, State, local, and tribal officials, governmental and nongovernmental emergency response providers, law enforcement personnel, including railroad carrier and transit police, and other stakeholders; and

(C) used to develop recommendations, as appropriate, from the Secretary to railroad carriers on remedial action to be taken in response to lessons learned;

(4) allows for proper advanced notification of communities and local governments in which exercises are held, as appropriate; and

(5) assists State, local, and tribal governments and railroad carriers in designing, implementing, and evaluating additional exercises that conform to the requirements of paragraph (1).

(d) **NATIONAL EXERCISE PROGRAM.**—The Secretary shall ensure that the exercise program developed under subsection (c) is a component of the National Exercise Program established under section 648 of the Post Katrina Emergency Management Reform Act (Public Law 109-295; 6 U.S.C. 748).

**SEC. 1517. RAILROAD SECURITY TRAINING PROGRAM.**

(a) **IN GENERAL.**—Not later than 6 months after the date of enactment of this Act, the Secretary shall develop and issue regulations for a training program to prepare railroad frontline employees for potential security threats and conditions. The regulations shall take into consideration any current security training requirements or best practices.

(b) **CONSULTATION.**—The Secretary shall develop the regulations under subsection (a) in consultation with—

(1) appropriate law enforcement, fire service, emergency response, security, and terrorism experts;

(2) railroad carriers;

(3) railroad shippers; and

(4) nonprofit employee labor organizations representing railroad employees or emergency response personnel.

(c) **PROGRAM ELEMENTS.**—The regulations developed under subsection (a) shall require security training programs described in subsection (a) to include, at a minimum, elements to address the following, as applicable:

(1) Determination of the seriousness of any occurrence or threat.

(2) Crew and passenger communication and coordination.

(3) Appropriate responses to defend or protect oneself.

(4) Use of personal and other protective equipment.

(5) Evacuation procedures for passengers and railroad employees, including individuals with disabilities and the elderly.

(6) Psychology, behavior, and methods of terrorists, including observation and analysis.

(7) Training related to psychological responses to terrorist incidents, including the ability to cope with hijacker behavior and passenger responses.

(8) Live situational training exercises regarding various threat conditions, including tunnel evacuation procedures.

(9) Recognition and reporting of dangerous substances, suspicious packages, and situations.

(10) Understanding security incident procedures, including procedures for communicating with governmental and nongovernmental emergency response providers and for on-scene interaction with such emergency response providers.

(11) Operation and maintenance of security equipment and systems.

(12) Other security training activities that the Secretary considers appropriate.

(d) **REQUIRED PROGRAMS.**—

(1) **DEVELOPMENT AND SUBMISSION TO SECRETARY.**—Not later than 90 days after the Secretary issues regulations under subsection (a), each railroad carrier shall develop a security training program in accordance with this section and submit the program to the Secretary for approval.

(2) **APPROVAL OR DISAPPROVAL.**—Not later than 60 days after receiving a security training program proposal under this subsection, the Secretary shall approve the program or require the railroad carrier that developed the program to make any revisions to the program that the Secretary considers necessary for the program to meet the requirements of this section. A railroad carrier shall respond to the Secretary's comments within 30 days after receiving them.

(3) **TRAINING.**—Not later than 1 year after the Secretary approves a security training program in accordance with this subsection, the railroad carrier that developed the program shall complete the training of all railroad frontline employees who were hired by a carrier more than 30 days preceding such date. For such employees employed less than 30 days by a carrier preceding such date, training shall be completed within the first 60 days of employment.

(4) **UPDATES OF REGULATIONS AND PROGRAM REVISIONS.**—The Secretary shall periodically review and update as appropriate the training regulations issued under subsection (a) to reflect new or changing security threats. Each railroad carrier shall revise its training program accordingly and provide additional training as necessary to its frontline employees within a reasonable time after the regulations are updated.

(e) **NATIONAL TRAINING PROGRAM.**—The Secretary shall ensure that the training program developed under subsection (a) is a component of the National Training Program established under section 648 of the Post Katrina Emergency Management Reform Act (Public Law 109-295; 6 U.S.C. 748).

(f) **REPORTING REQUIREMENTS.**—Not later than 2 years after the date of regulation issuance, the Secretary shall review implementation of the training program of a representative sample of



railroad carriers and railroad frontline employees, and report to the appropriate congressional committees on the number of reviews conducted and the results of such reviews. The Secretary may submit the report in both classified and redacted formats as necessary.

(g) **OTHER EMPLOYEES.**—The Secretary shall issue guidance and best practices for a railroad shipper employee security program containing the elements listed under subsection (c).

**SEC. 1518. RAILROAD SECURITY RESEARCH AND DEVELOPMENT.**

(a) **ESTABLISHMENT OF RESEARCH AND DEVELOPMENT PROGRAM.**—The Secretary, acting through the Under Secretary for Science and Technology and the Administrator of the Transportation Security Administration, shall carry out a research and development program for the purpose of improving the security of railroad transportation systems.

(b) **ELIGIBLE PROJECTS.**—The research and development program may include projects—

(1) to reduce the vulnerability of passenger trains, stations, and equipment to explosives and hazardous chemical, biological, and radioactive substances, including the development of technology to screen passengers in large numbers at peak commuting times with minimal interference and disruption;

(2) to test new emergency response and recovery techniques and technologies, including those used at international borders;

(3) to develop improved railroad security technologies, including—

(A) technologies for sealing or modifying railroad tank cars;

(B) automatic inspection of railroad cars;

(C) communication-based train control systems;

(D) emergency response training, including training in a tunnel environment;

(E) security and redundancy for critical communications, electrical power, computer, and train control systems; and

(F) technologies for securing bridges and tunnels;

(4) to test wayside detectors that can detect tampering;

(5) to support enhanced security for the transportation of security-sensitive materials by railroad;

(6) to mitigate damages in the event of a cyber attack; and

(7) to address other vulnerabilities and risks identified by the Secretary.

(c) **COORDINATION WITH OTHER RESEARCH INITIATIVES.**—The Secretary—

(1) shall ensure that the research and development program is consistent with the National Strategy for Railroad Transportation Security developed under section 1511 and any other transportation security research and development programs required by this Act;

(2) shall, to the extent practicable, coordinate the research and development activities of the Department with other ongoing research and development security-related initiatives, including research being conducted by—

(A) the Department of Transportation, including University Transportation Centers and other institutes, centers, and simulators funded by the Department of Transportation;

(B) the National Academy of Sciences;

(C) the Technical Support Working Group;

(D) other Federal departments and agencies; and

(E) other Federal and private research laboratories, research entities, and universities and institutions of higher education, including Historically Black Colleges and Universities, Hispanic Serving Institutions, or Indian Tribally Controlled Colleges and Universities;

(3) shall carry out any research and development project authorized by this section through a reimbursable agreement with an appropriate Federal agency, if the agency—

(A) is currently sponsoring a research and development project in a similar area; or

(B) has a unique facility or capability that would be useful in carrying out the project;

(4) may award grants, or enter into cooperative agreements, contracts, other transactions, or reimbursable agreements to the entities described in paragraph (2) and the eligible grant recipients under section 1513; and

(5) shall make reasonable efforts to enter into memoranda of understanding, contracts, grants, cooperative agreements, or other transactions with railroad carriers willing to contribute both physical space and other resources.

(d) **PRIVACY AND CIVIL RIGHTS AND CIVIL LIBERTIES ISSUES.**—

(1) **CONSULTATION.**—In carrying out research and development projects under this section, the Secretary shall consult with the Chief Privacy Officer of the Department and the Officer for Civil Rights and Civil Liberties of the Department as appropriate and in accordance with section 222 of the Homeland Security Act of 2002 (6 U.S.C. 142).

(2) **PRIVACY IMPACT ASSESSMENTS.**—In accordance with sections 222 and 705 of the Homeland Security Act of 2002 (6 U.S.C. 142; 345), the Chief Privacy Officer shall conduct privacy impact assessments and the Officer for Civil Rights and Civil Liberties shall conduct reviews, as appropriate, for research and development initiatives developed under this section that the Secretary determines could have an impact on privacy, civil rights, or civil liberties.

(e) **AUTHORIZATION OF APPROPRIATIONS.**—

(1) **IN GENERAL.**—Out of funds appropriated pursuant to section 114(w) of title 49, United States Code, as amended by section 1503, there shall be made available to the Secretary to carry out this section—

(A) \$33,000,000 for fiscal year 2008;

(B) \$33,000,000 for fiscal year 2009;

(C) \$33,000,000 for fiscal year 2010; and

(D) \$33,000,000 for fiscal year 2011.

(2) **PERIOD OF AVAILABILITY.**—Such sums shall remain available until expended.

**SEC. 1519. RAILROAD TANK CAR SECURITY TESTING.**

(a) **RAILROAD TANK CAR VULNERABILITY ASSESSMENT.**—

(1) **ASSESSMENT.**—The Secretary shall assess the likely methods of a deliberate terrorist attack against a railroad tank car used to transport toxic-inhalation-hazard materials, and for each method assessed, the degree to which it may be successful in causing death, injury, or serious adverse effects to human health, the environment, critical infrastructure, national security, the national economy, or public welfare.

(2) **THREATS.**—In carrying out paragraph (1), the Secretary shall consider the most current threat information as to likely methods of a successful terrorist attack on a railroad tank car transporting toxic-inhalation-hazard materials, and may consider the following:

(A) Explosive devices placed along the tracks or attached to a railroad tank car.

(B) The use of missiles, grenades, rockets, mortars, or other high-caliber weapons against a railroad tank car.

(3) **PHYSICAL TESTING.**—In developing the assessment required under paragraph (1), the Secretary shall conduct physical testing of the vulnerability of railroad tank cars used to transport toxic-inhalation-hazard materials to different methods of a deliberate attack, using technical information and criteria to evaluate the structural integrity of railroad tank cars.

(4) **REPORT.**—Not later than 30 days after the completion of the assessment under paragraph (1), the Secretary shall provide to the appropriate congressional committees a report, in the appropriate format, on such assessment.

(b) **RAILROAD TANK CAR DISPERSION MODELING.**—

(1) **IN GENERAL.**—The Secretary, acting through the National Infrastructure Simulation and Analysis Center, shall conduct an air dispersion modeling analysis of release scenarios of toxic-inhalation-hazard materials resulting from

a terrorist attack on a loaded railroad tank car carrying such materials in urban and rural environments.

(2) **CONSIDERATIONS.**—The analysis under this subsection shall take into account the following considerations:

(A) The most likely means of attack and the resulting dispersal rate.

(B) Different times of day, to account for differences in cloud coverage and other atmospheric conditions in the environment being modeled.

(C) Differences in population size and density.

(D) Historically accurate wind speeds, temperatures, and wind directions.

(E) Differences in dispersal rates or other relevant factors related to whether a railroad tank car is in motion or stationary.

(F) Emergency response procedures by local officials.

(G) Any other considerations the Secretary believes would develop an accurate, plausible dispersion model for toxic-inhalation-hazard materials released from a railroad tank car as a result of a terrorist act.

(3) **CONSULTATION.**—In conducting the dispersion modeling under paragraph (1), the Secretary shall consult with the Secretary of Transportation, hazardous materials experts, railroad carriers, nonprofit employee labor organizations representing railroad employees, appropriate State, local, and tribal officials, and other Federal agencies, as appropriate.

(4) **INFORMATION SHARING.**—Upon completion of the analysis required under paragraph (1), the Secretary shall share the information developed with the appropriate stakeholders, given appropriate information protection provisions as may be required by the Secretary.

(5) **REPORT.**—Not later than 30 days after completion of all dispersion analyses under paragraph (1), the Secretary shall submit to the appropriate congressional committees a report detailing the Secretary's conclusions and findings in an appropriate format.

**SEC. 1520. RAILROAD THREAT ASSESSMENTS.**

Not later than 1 year after the date of enactment of this Act, the Secretary shall complete a name-based security background check against the consolidated terrorist watchlist and an immigration status check for all railroad frontline employees, similar to the threat assessment screening program required for facility employees and longshoremen by the Commandant of the Coast Guard under Coast Guard Notice USCG-2006-24189 (71 Fed. Reg. 25066 (April 8, 2006)).

**SEC. 1521. RAILROAD EMPLOYEE PROTECTIONS.**

Section 20109 of title 49, United States Code, is amended to read:

**“SEC. 20109. EMPLOYEE PROTECTIONS.**

“(a) **IN GENERAL.**—A railroad carrier engaged in interstate or foreign commerce, a contractor or a subcontractor of such a railroad carrier, or an officer or employee of such a railroad carrier, may not discharge, demote, suspend, reprimand, or in any other way discriminate against an employee if such discrimination is due, in whole or in part, to the employee's lawful, good faith act done, or perceived by the employer to have been done or about to be done—

“(1) to provide information, directly cause information to be provided, or otherwise directly assist in any investigation regarding any conduct which the employee reasonably believes constitutes a violation of any Federal law, rule, or regulation relating to railroad safety or security, or gross fraud, waste, or abuse of Federal grants or other public funds intended to be used for railroad safety or security, if the information or assistance is provided to or an investigation stemming from the provided information is conducted by—

“(A) a Federal, State, or local regulatory or law enforcement agency (including an office of the Inspector General under the Inspector General Act of 1978 (5 U.S.C. App.; Public Law 95-452);

“(B) any Member of Congress, any committee of Congress, or the Government Accountability Office; or

“(C) a person with supervisory authority over the employee or such other person who has the authority to investigate, discover, or terminate the misconduct;

“(2) to refuse to violate or assist in the violation of any Federal law, rule, or regulation relating to railroad safety or security;

“(3) to file a complaint, or directly cause to be brought a proceeding related to the enforcement of this part or, as applicable to railroad safety or security, chapter 51 or 57 of this title, or to testify in that proceeding;

“(4) to notify, or attempt to notify, the railroad carrier or the Secretary of Transportation of a work-related personal injury or work-related illness of an employee;

“(5) to cooperate with a safety or security investigation by the Secretary of Transportation, the Secretary of Homeland Security, or the National Transportation Safety Board;

“(6) to furnish information to the Secretary of Transportation, the Secretary of Homeland Security, the National Transportation Safety Board, or any Federal, State, or local regulatory or law enforcement agency as to the facts relating to any accident or incident resulting in injury or death to an individual or damage to property occurring in connection with railroad transportation; or

“(7) to accurately report hours on duty pursuant to chapter 211.

“(b) HAZARDOUS SAFETY OR SECURITY CONDITIONS.—(1) A railroad carrier engaged in interstate or foreign commerce, or an officer or employee of such a railroad carrier, shall not discharge, demote, suspend, reprimand, or in any other way discriminate against an employee for—

“(A) reporting, in good faith, a hazardous safety or security condition;

“(B) refusing to work when confronted by a hazardous safety or security condition related to the performance of the employee’s duties, if the conditions described in paragraph (2) exist; or

“(C) refusing to authorize the use of any safety-related equipment, track, or structures, if the employee is responsible for the inspection or repair of the equipment, track, or structures, when the employee believes that the equipment, track, or structures are in a hazardous safety or security condition, if the conditions described in paragraph (2) exist.

“(2) A refusal is protected under paragraph (1)(B) and (C) if—

“(A) the refusal is made in good faith and no reasonable alternative to the refusal is available to the employee;

“(B) a reasonable individual in the circumstances then confronting the employee would conclude that—

“(i) the hazardous condition presents an imminent danger of death or serious injury; and

“(ii) the urgency of the situation does not allow sufficient time to eliminate the danger without such refusal; and

“(C) the employee, where possible, has notified the railroad carrier of the existence of the hazardous condition and the intention not to perform further work, or not to authorize the use of the hazardous equipment, track, or structures, unless the condition is corrected immediately or the equipment, track, or structures are repaired properly or replaced.

“(3) In this subsection, only paragraph (1)(A) shall apply to security personnel employed by a railroad carrier to protect individuals and property transported by railroad.

“(c) ENFORCEMENT ACTION.—

“(1) IN GENERAL.—An employee who alleges discharge, discipline, or other discrimination in violation of subsection (a) or (b) of this section, may seek relief in accordance with the provisions of this section, with any petition or other request for relief under this section to be initiated by filing a complaint with the Secretary of Labor.

“(2) PROCEDURE.—

“(A) IN GENERAL.—Any action under paragraph (1) shall be governed under the rules and procedures set forth in section 42121(b), including:

“(i) BURDENS OF PROOF.—Any action brought under (c)(1) shall be governed by the legal burdens of proof set forth in section 42121(b).

“(ii) STATUTE OF LIMITATIONS.—An action under paragraph (1) shall be commenced not later than 180 days after the date on which the alleged violation of subsection (a) or (b) of this section occurs.

“(iii) CIVIL ACTIONS TO ENFORCE.—If a person fails to comply with an order issued by the Secretary of Labor pursuant to the procedures in section 42121(b), the Secretary of Labor may bring a civil action to enforce the order in the district court of the United States for the judicial district in which the violation occurred, as set forth in 42121.

“(B) EXCEPTION.—Notification made under section 42121(b)(1) shall be made to the person named in the complaint and the person’s employer.

“(3) DE NOVO REVIEW.—With respect to a complaint under paragraph (1), if the Secretary of Labor has not issued a final decision within 210 days after the filing of the complaint and if the delay is not due to the bad faith of the employee, the employee may bring an original action at law or equity for de novo review in the appropriate district court of the United States, which shall have jurisdiction over such an action without regard to the amount in controversy, and which action shall, at the request of either party to such action, be tried by the court with a jury.

“(4) APPEALS.—Any person adversely affected or aggrieved by an order issued pursuant to the procedures in section 42121(b), may obtain review of the order in the United States court of appeals for the circuit in which the violation, with respect to which the order was issued, allegedly occurred or the circuit in which the complainant resided on the date of such violation. The petition for review must be filed not later than 60 days after the date of the issuance of the final order of the Secretary of Labor. The review shall conform to chapter 7 of title 5. The commencement of proceedings under this paragraph shall not, unless ordered by the court, operate as a stay of the order.

“(d) REMEDIES.—

“(1) IN GENERAL.—An employee prevailing in any action under subsection (c) shall be entitled to all relief necessary to make the employee whole.

“(2) DAMAGES.—Relief in an action under subsection (c) (including an action described in subsection (c)(3)) shall include—

“(A) reinstatement with the same seniority status that the employee would have had, but for the discrimination;

“(B) any backpay, with interest; and

“(C) compensatory damages, including compensation for any special damages sustained as a result of the discrimination, including litigation costs, expert witness fees, and reasonable attorney fees.

“(3) POSSIBLE RELIEF.—Relief in any action under subsection (c) may include punitive damages in an amount not to exceed \$250,000.

“(e) ELECTION OF REMEDIES.—An employee may not seek protection under both this section and another provision of law for the same allegedly unlawful act of the railroad carrier.

“(f) NO PREEMPTION.—Nothing in this section preempts or diminishes any other safeguards against discrimination, demotion, discharge, suspension, threats, harassment, reprimand, retaliation, or any other manner of discrimination provided by Federal or State law.

“(g) RIGHTS RETAINED BY EMPLOYEE.—Nothing in this section shall be deemed to diminish the rights, privileges, or remedies of any employee under any Federal or State law or under any collective bargaining agreement. The rights and remedies in this section may not be waived

by any agreement, policy, form, or condition of employment.

“(h) DISCLOSURE OF IDENTITY.—

“(1) Except as provided in paragraph (2) of this subsection, or with the written consent of the employee, the Secretary of Transportation or the Secretary of Homeland Security may not disclose the name of an employee of a railroad carrier who has provided information about an alleged violation of this part or, as applicable to railroad safety or security, chapter 51 or 57 of this title, or a regulation prescribed or order issued under any of those provisions.

“(2) The Secretary of Transportation or the Secretary of Homeland Security shall disclose to the Attorney General the name of an employee described in paragraph (1) if the matter is referred to the Attorney General for enforcement. The Secretary making such disclosures shall provide reasonable advance notice to the affected employee if disclosure of that person’s identity or identifying information is to occur.

“(i) PROCESS FOR REPORTING SECURITY PROBLEMS TO THE DEPARTMENT OF HOMELAND SECURITY.—

“(1) ESTABLISHMENT OF PROCESS.—The Secretary of Homeland Security shall establish through regulations, after an opportunity for notice and comment, a process by which any person may report to the Secretary of Homeland Security regarding railroad security problems, deficiencies, or vulnerabilities.

“(2) ACKNOWLEDGMENT OF RECEIPT.—If a report submitted under paragraph (1) identifies the person making the report, the Secretary of Homeland Security shall respond promptly to such person and acknowledge receipt of the report.

“(3) STEPS TO ADDRESS PROBLEM.—The Secretary of Homeland Security shall review and consider the information provided in any report submitted under paragraph (1) and shall take appropriate steps to address any problems or deficiencies identified.”

#### SEC. 1522. SECURITY BACKGROUND CHECKS OF COVERED INDIVIDUALS.

(a) DEFINITIONS.—In this section, the following definitions apply:

(1) SECURITY BACKGROUND CHECK.—The term “security background check” means reviewing, for the purpose of identifying individuals who may pose a threat to transportation security or national security, or of terrorism—

(A) relevant criminal history databases;

(B) in the case of an alien (as defined in the Immigration and Nationality Act (8 U.S.C. 1101(a)(3))), the relevant databases to determine the status of the alien under the immigration laws of the United States; and

(C) other relevant information or databases, as determined by the Secretary.

(2) COVERED INDIVIDUAL.—The term “covered individual” means an employee of a railroad carrier or a contractor or subcontractor of a railroad carrier.

(b) GUIDANCE.—

(1) Any guidance, recommendations, suggested action items, or any other widely disseminated voluntary action items issued by the Secretary to a railroad carrier or a contractor or subcontractor of a railroad carrier relating to performing a security background check of a covered individual shall contain recommendations on the appropriate scope and application of such a security background check, including the time period covered, the types of disqualifying offenses, and a redress process for adversely impacted covered individuals consistent with subsections (c) and (d) of this section.

(2) Within 60 days after the date of enactment of this Act, any guidance, recommendations, suggested action items, or any other widely disseminated voluntary action item issued by the Secretary prior to the date of enactment of this Act to a railroad carrier or a contractor or subcontractor of a railroad carrier relating to performing a security background check of a covered individual shall be updated in compliance with paragraph (1).

(3) If a railroad carrier or a contractor or subcontractor of a railroad carrier performs a security background check on a covered individual to fulfill guidance issued by the Secretary under paragraph (1) or (2), the Secretary shall not consider such guidance fulfilled unless an adequate redress process as described in subsection (d) is provided to covered individuals.

(c) **REQUIREMENTS.**—If the Secretary issues a rule, regulation, or directive requiring a railroad carrier or contractor or subcontractor of a railroad carrier to perform a security background check of a covered individual, then the Secretary shall prohibit the railroad carrier or contractor or subcontractor of a railroad carrier from making an adverse employment decision, including removal or suspension of the covered individual, due to such rule, regulation, or directive with respect to a covered individual unless the railroad carrier or contractor or subcontractor of a railroad carrier determines that the covered individual—

(1) has been convicted of, has been found not guilty by reason of insanity, or is under want, warrant, or indictment for a permanent disqualifying criminal offense listed in part 1572 of title 49, Code of Federal Regulations;

(2) was convicted of or found not guilty by reason of insanity of an interim disqualifying criminal offense listed in part 1572 of title 49, Code of Federal Regulations, within 7 years of the date that the railroad carrier or contractor or subcontractor of a railroad carrier performs the security background check; or

(3) was incarcerated for an interim disqualifying criminal offense listed in part 1572 of title 49, Code of Federal Regulations, and released from incarceration within 5 years of the date that the railroad carrier or contractor or subcontractor of a railroad carrier performs the security background check.

(d) **REDRRESS PROCESS.**—If the Secretary issues a rule, regulation, or directive requiring a railroad carrier or contractor or subcontractor of a railroad carrier to perform a security background check of a covered individual, the Secretary shall—

(1) provide an adequate redress process for a covered individual subjected to an adverse employment decision, including removal or suspension of the employee, due to such rule, regulation, or directive that is consistent with the appeals and waiver process established for applicants for commercial motor vehicle hazardous materials endorsements and transportation employees at ports, as required by section 70105(c) of title 46, United States Code; and

(2) have the authority to order an appropriate remedy, including reinstatement of the covered individual, should the Secretary determine that a railroad carrier or contractor or subcontractor of a railroad carrier wrongfully made an adverse employment decision regarding a covered individual pursuant to such rule, regulation, or directive.

(e) **FALSE STATEMENTS.**—A railroad carrier or a contractor or subcontractor of a railroad carrier may not knowingly misrepresent to an employee or other relevant person, including an arbiter involved in a labor arbitration, the scope, application, or meaning of any rules, regulations, directives, or guidance issued by the Secretary related to security background check requirements for covered individuals when conducting a security background check. Not later than 1 year after the date of enactment of this Act, the Secretary shall issue a regulation that prohibits a railroad carrier or a contractor or subcontractor of a railroad carrier from knowingly misrepresenting to an employee or other relevant person, including an arbiter involved in a labor arbitration, the scope, application, or meaning of any rules, regulations, directives, or guidance issued by the Secretary related to security background check requirements for covered individuals when conducting a security background check.

(f) **RIGHTS AND RESPONSIBILITIES.**—Nothing in this section shall be construed to abridge a rail-

road carrier's or a contractor or subcontractor of a railroad carrier's rights or responsibilities to make adverse employment decisions permitted by other Federal, State, or local laws. Nothing in the section shall be construed to abridge rights and responsibilities of covered individuals, a railroad carrier, or a contractor or subcontractor of a railroad carrier, under any other Federal, State, or local laws or under any collective bargaining agreement.

(g) **NO PREEMPTION OF FEDERAL OR STATE LAW.**—Nothing in this section shall be construed to preempt a Federal, State, or local law that requires criminal history background checks, immigration status checks, or other background checks, of covered individuals.

(h) **STATUTORY CONSTRUCTION.**—Nothing in this section shall be construed to affect the process for review established under section 70105(c) of title 46, United States Code, including regulations issued pursuant to such section.

#### **SEC. 1523. NORTHERN BORDER RAILROAD PASSENGER REPORT.**

(a) **IN GENERAL.**—Not later than 1 year after the date of enactment of this Act, the Secretary, in consultation with the Administrator of the Transportation Security Administration, the Secretary of Transportation, heads of other appropriate Federal departments and agencies and Amtrak shall transmit a report to the appropriate congressional committees that contains—

(1) a description of the current system for screening passengers and baggage on passenger railroad service between the United States and Canada;

(2) an assessment of the current program to provide preclearance of airline passengers between the United States and Canada as outlined in "The Agreement on Air Transport Preclearance between the Government of Canada and the Government of the United States of America", dated January 18, 2001;

(3) an assessment of the current program to provide preclearance of freight railroad traffic between the United States and Canada as outlined in the "Declaration of Principle for the Improved Security of Rail Shipments by Canadian National Railway and Canadian Pacific Railway from Canada to the United States", dated April 2, 2003;

(4) information on progress by the Department of Homeland Security and other Federal agencies towards finalizing a bilateral protocol with Canada that would provide for preclearance of passengers on trains operating between the United States and Canada;

(5) a description of legislative, regulatory, budgetary, or policy barriers within the United States Government to providing prescreened passenger lists for railroad passengers traveling between the United States and Canada to the Department;

(6) a description of the position of the Government of Canada and relevant Canadian agencies with respect to preclearance of such passengers;

(7) a draft of any changes in existing Federal law necessary to provide for prescreening of such passengers and providing prescreened passenger lists to the Department; and

(8) an analysis of the feasibility of reinstating in-transit inspections onboard international Amtrak trains.

(b) **PRIVACY AND CIVIL RIGHTS AND CIVIL LIBERTIES ISSUES.**—

(1) **CONSULTATION.**—In preparing the report under this section, the Secretary shall consult with the Chief Privacy Officer of the Department and the Officer for Civil Rights and Civil Liberties of the Department as appropriate and in accordance with section 222 of the Homeland Security Act of 2002.

(2) **PRIVACY IMPACT ASSESSMENTS.**—In accordance with sections 222 and 705 of the Homeland Security Act of 2002, the report must contain a privacy impact assessment conducted by the Chief Privacy Officer and a review conducted by the Officer for Civil Rights and Civil Liberties.

#### **SEC. 1524. INTERNATIONAL RAILROAD SECURITY PROGRAM.**

(a) **IN GENERAL.**—

(1) The Secretary shall develop a system to detect both undeclared passengers and contraband, with a primary focus on the detection of nuclear and radiological materials entering the United States by railroad.

(2) **SYSTEM REQUIREMENTS.**—In developing the system under paragraph (1), the Secretary may, in consultation with the Domestic Nuclear Detection Office, Customs and Border Protection, and the Transportation Security Administration—

(A) deploy radiation detection equipment and nonintrusive imaging equipment at locations where railroad shipments cross an international border to enter the United States;

(B) consider the integration of radiation detection technologies with other nonintrusive inspection technologies where feasible;

(C) ensure appropriate training, operations, and response protocols are established for Federal, State, and local personnel;

(D) implement alternative procedures to check railroad shipments at locations where the deployment of nonintrusive inspection imaging equipment is determined to not be practicable;

(E) ensure, to the extent practicable, that such technologies deployed can detect terrorists or weapons, including weapons of mass destruction; and

(F) take other actions, as appropriate, to develop the system.

(b) **ADDITIONAL INFORMATION.**—The Secretary shall—

(1) identify and seek the submission of additional data elements for improved high-risk targeting related to the movement of cargo through the international supply chain utilizing a railroad prior to importation into the United States;

(2) utilize data collected and maintained by the Secretary of Transportation in the targeting of high-risk cargo identified under paragraph (1); and

(3) analyze the data provided in this subsection to identify high-risk cargo for inspection.

(c) **REPORT TO CONGRESS.**—Not later than September 30, 2008, the Secretary shall transmit to the appropriate congressional committees a report that describes the progress of the system being developed under subsection (a).

(d) **DEFINITIONS.**—In this section:

(1) **INTERNATIONAL SUPPLY CHAIN.**—The term "international supply chain" means the end-to-end process for shipping goods to or from the United States, beginning at the point of origin (including manufacturer, supplier, or vendor) through a point of distribution to the destination.

(2) **RADIATION DETECTION EQUIPMENT.**—The term "radiation detection equipment" means any technology that is capable of detecting or identifying nuclear and radiological material or nuclear and radiological explosive devices.

(3) **INSPECTION.**—The term "inspection" means the comprehensive process used by Customs and Border Protection to assess goods entering the United States to appraise them for duty purposes, to detect the presence of restricted or prohibited items, and to ensure compliance with all applicable laws.

#### **SEC. 1525. TRANSMISSION LINE REPORT.**

(a) **STUDY.**—The Comptroller General shall undertake an assessment of the placement of high-voltage, direct-current, electric transmission lines along active railroad and other transportation rights-of-way. In conducting the assessment, the Comptroller General shall evaluate any economic, safety, and security risks and benefits to inhabitants living adjacent to such rights-of-way and to consumers of electric power transmitted by such transmission lines.

(b) **REPORT.**—Not later than 6 months after the date of enactment of this Act, the Comptroller General shall transmit the results of the assessment in subsection (a) to the appropriate congressional committees.

**SEC. 1526. RAILROAD SECURITY ENHANCEMENTS.**

(a) RAILROAD POLICE OFFICERS.—Section 28101 of title 49, United States Code, is amended—

(1) by inserting “(a) IN GENERAL.—” before “Under”; and

(2) by adding at the end the following:

“(b) ASSIGNMENT.—A railroad police officer employed by a railroad carrier and certified or commissioned as a police officer under the laws of a State may be temporarily assigned to assist a second railroad carrier in carrying out law enforcement duties upon the request of the second railroad carrier, at which time the police officer shall be considered to be an employee of the second railroad carrier and shall have authority to enforce the laws of any jurisdiction in which the second railroad carrier owns property to the same extent as provided in subsection (a).”

(b) MODEL STATE LEGISLATION.—Not later than November 2, 2007, the Secretary of Transportation shall develop and make available to States model legislation to address the problem of entities that claim to be railroad carriers in order to establish and run a police force when the entities do not in fact provide railroad transportation. In developing the model State legislation the Secretary shall solicit the input of the States, railroads carriers, and railroad carrier employees. The Secretary shall review and, if necessary, revise such model State legislation periodically.

**SEC. 1527. APPLICABILITY OF DISTRICT OF COLUMBIA LAW TO CERTAIN AMTRAK CONTRACTS.**

Section 24301 of title 49, United States Code, is amended by adding at the end the following:

“(o) APPLICABILITY OF DISTRICT OF COLUMBIA LAW.—Any lease or contract entered into between Amtrak and the State of Maryland, or any department or agency of the State of Maryland, after the date of the enactment of this subsection shall be governed by the laws of the District of Columbia.”

**SEC. 1528. RAILROAD PREEMPTION CLARIFICATION.**

Section 20106 of title 49, United States Code, is amended to read as follows:

**“§20106. Preemption**

“(a) NATIONAL UNIFORMITY OF REGULATION.—(1) Laws, regulations, and orders related to railroad safety and laws, regulations, and orders related to railroad security shall be nationally uniform to the extent practicable.

“(2) A State may adopt or continue in force a law, regulation, or order related to railroad safety or security until the Secretary of Transportation (with respect to railroad safety matters), or the Secretary of Homeland Security (with respect to railroad security matters), prescribes a regulation or issues an order covering the subject matter of the State requirement. A State may adopt or continue in force an additional or more stringent law, regulation, or order related to railroad safety or security when the law, regulation, or order—

“(A) is necessary to eliminate or reduce an essentially local safety or security hazard;

“(B) is not incompatible with a law, regulation, or order of the United States Government; and

“(C) does not unreasonably burden interstate commerce.

“(b) CLARIFICATION REGARDING STATE LAW CAUSES OF ACTION.—(1) Nothing in this section shall be construed to preempt an action under State law seeking damages for personal injury, death, or property damage alleging that a party—

“(A) has failed to comply with the Federal standard of care established by a regulation or order issued by the Secretary of Transportation (with respect to railroad safety matters), or the Secretary of Homeland Security (with respect to railroad security matters), covering the subject matter as provided in subsection (a) of this section;

“(B) has failed to comply with its own plan, rule, or standard that it created pursuant to a

regulation or order issued by either of the Secretaries; or

“(C) has failed to comply with a State law, regulation, or order that is not incompatible with subsection (a)(2).

“(2) This subsection shall apply to all pending State law causes of action arising from events or activities occurring on or after January 18, 2002.

“(c) JURISDICTION.—Nothing in this section creates a Federal cause of action on behalf of an injured party or confers Federal question jurisdiction for such State law causes of action.”

**Subtitle C—Over-the-Road Bus and Trucking Security****SEC. 1531. OVER-THE-ROAD BUS SECURITY ASSESSMENTS AND PLANS.**

(a) IN GENERAL.—Not later than 18 months after the date of enactment of this Act, the Secretary shall issue regulations that—

(1) require each over-the-road bus operator assigned to a high-risk tier under this section—

(A) to conduct a vulnerability assessment in accordance with subsections (c) and (d); and

(B) to prepare, submit to the Secretary for approval, and implement a security plan in accordance with subsection (e); and

(2) establish standards and guidelines for developing and implementing the vulnerability assessments and security plans for carriers assigned to high-risk tiers consistent with this section.

(b) NON HIGH-RISK PROGRAMS.—The Secretary may establish a security program for over-the-road bus operators not assigned to a high-risk tier, including—

(1) guidance for such operators in conducting vulnerability assessments and preparing and implementing security plans, as determined appropriate by the Secretary; and

(2) a process to review and approve such assessments and plans, as appropriate.

(c) DEADLINE FOR SUBMISSION.—Not later than 9 months after the date of issuance of the regulations under subsection (a), the vulnerability assessments and security plans required by such regulations for over-the-road bus operators assigned to a high-risk tier shall be completed and submitted to the Secretary for review and approval.

(1) REQUIREMENTS.—The Secretary shall provide technical assistance and guidance to over-the-road bus operators in conducting vulnerability assessments under this section and shall require that each vulnerability assessment of an operator assigned to a high-risk tier under this section includes, as appropriate—

(A) identification and evaluation of critical assets and infrastructure, including platforms, stations, terminals, and information systems;

(B) identification of the vulnerabilities to those assets and infrastructure; and

(C) identification of weaknesses in—

(i) physical security;

(ii) passenger and cargo security;

(iii) the security of programmable electronic devices, computers, or other automated systems which are used in providing over-the-road bus transportation;

(iv) alarms, cameras, and other protection systems;

(v) communications systems and utilities needed for over-the-road bus security purposes, including dispatching systems;

(vi) emergency response planning;

(vii) employee training; and

(viii) such other matters as the Secretary determines appropriate.

(2) THREAT INFORMATION.—The Secretary shall provide in a timely manner to the appropriate employees of an over-the-road bus operator, as designated by the over-the-road bus operator, threat information that is relevant to the operator when preparing and submitting a vulnerability assessment and security plan, including an assessment of the most likely methods that could be used by terrorists to exploit weaknesses in over-the-road bus security.

(e) SECURITY PLANS.—

(1) REQUIREMENTS.—The Secretary shall provide technical assistance and guidance to over-the-road bus operators in preparing and implementing security plans under this section and shall require that each security plan of an over-the-road bus operator assigned to a high-risk tier under this section includes, as appropriate—

(A) the identification of a security coordinator having authority—

(i) to implement security actions under the plan;

(ii) to coordinate security improvements; and

(iii) to receive communications from appropriate Federal officials regarding over-the-road bus security;

(B) a list of needed capital and operational improvements;

(C) procedures to be implemented or used by the over-the-road bus operator in response to a terrorist attack, including evacuation and passenger communication plans that include individuals with disabilities, as appropriate;

(D) the identification of steps taken with State and local law enforcement agencies, emergency responders, and Federal officials to coordinate security measures and plans for response to a terrorist attack;

(E) a strategy and timeline for conducting training under section 1534;

(F) enhanced security measures to be taken by the over-the-road bus operator when the Secretary declares a period of heightened security risk;

(G) plans for providing redundant and backup systems required to ensure the continued operation of critical elements of the over-the-road bus operator's system in the event of a terrorist attack or other incident; and

(H) such other actions or procedures as the Secretary determines are appropriate to address the security of over-the-road bus operators.

(2) SECURITY COORDINATOR REQUIREMENTS.—The Secretary shall require that the individual serving as the security coordinator identified in paragraph (1)(A) is a citizen of the United States. The Secretary may waive this requirement with respect to an individual if the Secretary determines that it is appropriate to do so based on a background check of the individual and a review of the consolidated terrorist watchlist.

(f) DEADLINE FOR REVIEW PROCESS.—Not later than 6 months after receiving the assessments and plans required under this section, the Secretary shall—

(1) review each vulnerability assessment and security plan submitted to the Secretary in accordance with subsection (c);

(2) require amendments to any security plan that does not meet the requirements of this section; and

(3) approve any vulnerability assessment or security plan that meets the requirements of this section.

(g) INTERIM SECURITY MEASURES.—The Secretary may require over-the-road bus operators, during the period before the deadline established under subsection (c), to submit a security plan to implement any necessary interim security measures essential to providing adequate security of the over-the-road bus operator's system. An interim plan required under this subsection shall be superseded by a plan required under subsection (c).

(h) TIER ASSIGNMENT.—The Secretary shall assign each over-the-road bus operator to a risk-based tier established by the Secretary.

(1) PROVISION OF INFORMATION.—The Secretary may request, and an over-the-road bus operator shall provide, information necessary for the Secretary to assign an over-the-road bus operator to the appropriate tier under this subsection.

(2) NOTIFICATION.—Not later than 60 days after the date an over-the-road bus operator is assigned to a tier under this section, the Secretary shall notify the operator of the tier to which it is assigned and the reasons for such assignment.

(3) **HIGH-RISK TIERS.**—At least one of the tiers established by the Secretary under this section shall be a tier designated for high-risk over-the-road bus operators.

(4) **REASSIGNMENT.**—The Secretary may reassign an over-the-road bus operator to another tier, as appropriate, in response to changes in risk and the Secretary shall notify the over-the-road bus operator within 60 days after such reassignment and provide the operator with the reasons for such reassignment.

(i) **EXISTING PROCEDURES, PROTOCOLS, AND STANDARDS.**—

(1) **DETERMINATION.**—In response to a petition by an over-the-road bus operator or at the discretion of the Secretary, the Secretary may determine that existing procedures, protocols, and standards meet all or part of the requirements of this section regarding vulnerability assessments and security plans.

(2) **ELECTION.**—Upon review and written determination by the Secretary that existing procedures, protocols, or standards of an over-the-road bus operator satisfy the requirements of this section, the over-the-road bus operator may elect to comply with those procedures, protocols, or standards instead of the requirements of this section.

(3) **PARTIAL APPROVAL.**—If the Secretary determines that the existing procedures, protocols, or standards of an over-the-road bus operator satisfy only part of the requirements of this section, the Secretary may accept such submission, but shall require submission by the operator of any additional information relevant to the vulnerability assessment and security plan of the operator to ensure that the remaining requirements of this section are fulfilled.

(4) **NOTIFICATION.**—If the Secretary determines that particular existing procedures, protocols, or standards of an over-the-road bus operator under this subsection do not satisfy the requirements of this section, the Secretary shall provide to the operator a written notification that includes an explanation of the reasons for non-acceptance.

(5) **REVIEW.**—Nothing in this subsection shall relieve the Secretary of the obligation—

(A) to review the vulnerability assessment and security plan submitted by an over-the-road bus operator under this section; and

(B) to approve or disapprove each submission on an individual basis.

(j) **PERIODIC EVALUATION BY OVER-THE-ROAD BUS PROVIDER REQUIRED.**—

(1) **SUBMISSION OF EVALUATION.**—Not later than 3 years after the date on which a vulnerability assessment or security plan required to be submitted to the Secretary under subsection (c) is approved, and at least once every 5 years thereafter (or on such a schedule as the Secretary may establish by regulation), an over-the-road bus operator who submitted a vulnerability assessment and security plan and who is still assigned to the high-risk tier shall also submit to the Secretary an evaluation of the adequacy of the vulnerability assessment and security plan that includes a description of any material changes made to the vulnerability assessment or security plan.

(2) **REVIEW OF EVALUATION.**—Not later than 180 days after the date on which an evaluation is submitted, the Secretary shall review the evaluation and notify the over-the-road bus operator submitting the evaluation of the Secretary's approval or disapproval of the evaluation.

(k) **SHARED FACILITIES.**—The Secretary may permit under this section the development and implementation of coordinated vulnerability assessments and security plans to the extent that an over-the-road bus operator shares facilities with, or is colocated with, other transportation entities or providers that are required to develop vulnerability assessments and security plans under Federal law.

(l) **NONDISCLOSURE OF INFORMATION.**—

(1) **SUBMISSION OF INFORMATION TO CONGRESS.**—Nothing in this section shall be construed as authorizing the withholding of any information from Congress.

(2) **DISCLOSURE OF INDEPENDENTLY FURNISHED INFORMATION.**—Nothing in this section shall be construed as affecting any authority or obligation of a Federal agency to disclose any record or information that the Federal agency obtains from an over-the-road bus operator under any other Federal law.

**SEC. 1532. OVER-THE-ROAD BUS SECURITY ASSISTANCE.**

(a) **IN GENERAL.**—The Secretary shall establish a program for making grants to eligible private operators providing transportation by an over-the-road bus for security improvements described in subsection (b).

(b) **USES OF FUNDS.**—A recipient of a grant received under subsection (a) shall use the grant funds for one or more of the following:

(1) Constructing and modifying terminals, garages, and facilities, including terminals and other over-the-road bus facilities owned by State or local governments, to increase their security.

(2) Modifying over-the-road buses to increase their security.

(3) Protecting or isolating the driver of an over-the-road bus.

(4) Acquiring, upgrading, installing, or operating equipment, software, or accessorial services for collection, storage, or exchange of passenger and driver information through ticketing systems or other means and for information links with government agencies, for security purposes.

(5) Installing cameras and video surveillance equipment on over-the-road buses and at terminals, garages, and over-the-road bus facilities.

(6) Establishing and improving an emergency communications system linking drivers and over-the-road buses to the recipient's operations center or linking the operations center to law enforcement and emergency personnel.

(7) Implementing and operating passenger screening programs for weapons and explosives.

(8) Public awareness campaigns for enhanced over-the-road bus security.

(9) Operating and capital costs associated with over-the-road bus security awareness, preparedness, and response training, including training under section 1534 and training developed by institutions of higher education and by nonprofit employee labor organizations, for over-the-road bus employees, including frontline employees.

(10) Chemical, biological, radiological, or explosive detection, including canine patrols for such detection.

(11) Overtime reimbursement, including reimbursement of State, local, and tribal governments for costs, for enhanced security personnel assigned to duties related to over-the-road bus security during periods of high or severe threat levels, National Special Security Events, or other periods of heightened security as determined by the Secretary.

(12) Live or simulated exercises, including those described in section 1533.

(13) Operational costs to hire, train, and employ police and security officers, including canine units, assigned to full-time security or counterterrorism duties related to over-the-road bus transportation, including reimbursement of State, local, and tribal government costs for such personnel.

(14) Development of assessments or security plans under section 1531.

(15) Such other improvements as the Secretary considers appropriate.

(c) **DUE CONSIDERATION.**—In making grants under this section, the Secretary shall prioritize grant funding based on security risks to bus passengers and the ability of a project to reduce, or enhance response to, that risk, and shall not penalize private operators of over-the-road buses that have taken measures to enhance over-the-road bus transportation security prior to September 11, 2001.

(d) **DEPARTMENT OF HOMELAND SECURITY RESPONSIBILITIES.**—In carrying out the responsibilities under subsection (a), the Secretary shall—

(1) determine the requirements for recipients of grants under this section, including application requirements;

(2) select grant recipients;

(3) award the funds authorized by this section based on risk, as identified by the plans required under section 1531 or assessment or plan described in subsection (f)(2); and

(4) pursuant to subsection (c), establish priorities for the use of funds for grant recipients.

(e) **DISTRIBUTION OF GRANTS.**—Not later than 90 days after the date of enactment of this Act, the Secretary and the Secretary of Transportation shall determine the most effective and efficient way to distribute grant funds to the recipients of grants determined by the Secretary under subsection (a). Subject to the determination made by the Secretaries, the Secretary may transfer funds to the Secretary of Transportation for the purposes of disbursing funds to the grant recipient.

(f) **ELIGIBILITY.**—

(1) A private operator providing transportation by an over-the-road bus is eligible for a grant under this section if the operator has completed a vulnerability assessment and developed a security plan that the Secretary has approved under section 1531. Grant funds may only be used for permissible uses under subsection (b) to further an over-the-road bus security plan.

(2) Notwithstanding the requirements for eligibility and uses in paragraph (1), prior to the earlier of one year after the date of issuance of final regulations requiring vulnerability assessments and security plans under section 1531 or 3 years after the date of enactment of this Act, the Secretary may award grants under this section for over-the-road bus security improvements listed under subsection (b) based upon over-the-road bus vulnerability assessments and security plans that the Secretary deems are sufficient for the purposes of this section but have not been approved by the Secretary in accordance with section 1531.

(g) **SUBJECT TO CERTAIN TERMS AND CONDITIONS.**—Except as otherwise specifically provided in this section, a grant made under this section shall be subject to the terms and conditions applicable to subrecipients who provide over-the-road bus transportation under section 5311(f) of title 49, United States Code, and such other terms and conditions as are determined necessary by the Secretary.

(h) **LIMITATION ON USES OF FUNDS.**—A grant made under this section may not be used to make any State or local government cost-sharing contribution under any other Federal law.

(i) **ANNUAL REPORTS.**—Each recipient of a grant under this section shall report annually to the Secretary and on the use of such grant funds.

(j) **CONSULTATION.**—In carrying out this section, the Secretary shall consult with over-the-road bus operators and nonprofit employee labor organizations representing over-the-road bus employees, public safety and law enforcement officials.

(k) **AUTHORIZATION.**—

(1) **IN GENERAL.**—From the amounts appropriated pursuant to section 114(w) of title 49, United States Code, as amended by section 1503 of this Act, there shall be made available to the Secretary to make grants under this section—

(A) \$12,000,000 for fiscal year 2008;

(B) \$25,000,000 for fiscal year 2009;

(C) \$25,000,000 for fiscal year 2010; and

(D) \$25,000,000 for fiscal year 2011.

(2) **PERIOD OF AVAILABILITY.**—Sums appropriated to carry out this section shall remain available until expended.

**SEC. 1533. OVER-THE-ROAD BUS EXERCISES.**

(a) **IN GENERAL.**—The Secretary shall establish a program for conducting security exercises for over-the-road bus transportation for the purpose of assessing and improving the capabilities of entities described in subsection (b) to prevent, prepare for, mitigate, respond to, and recover from acts of terrorism.

(b) COVERED ENTITIES.—Entities to be assessed under the program shall include—

(1) Federal, State, and local agencies and tribal governments;

(2) over-the-road bus operators and over-the-road bus terminal owners and operators;

(3) governmental and nongovernmental emergency response providers and law enforcement agencies; and

(4) any other organization or entity that the Secretary determines appropriate.

(c) REQUIREMENTS.—The Secretary shall ensure that the program—

(1) consolidates existing security exercises for over-the-road bus operators and terminals administered by the Department and the Department of Transportation, as jointly determined by the Secretary and the Secretary of Transportation, unless the Secretary waives this consolidation requirement, as appropriate;

(2) consists of exercises that are—

(A) scaled and tailored to the needs of the over-the-road bus operators and terminals, including addressing the needs of the elderly and individuals with disabilities;

(B) live, in the case of the most at-risk facilities to a terrorist attack;

(C) coordinated with appropriate officials;

(D) as realistic as practicable and based on current risk assessments, including credible threats, vulnerabilities, and consequences;

(E) inclusive, as appropriate, of over-the-road bus frontline employees; and

(F) consistent with the National Incident Management System, the National Response Plan, the National Infrastructure Protection Plan, the National Preparedness Guidance, the National Preparedness Goal, and other such national initiatives;

(3) provides that exercises described in paragraph (2) will be—

(A) evaluated by the Secretary against clear and consistent performance measures;

(B) assessed by the Secretary to identify best practices, which shall be shared, as appropriate, with operators providing over-the-road bus transportation, nonprofit employee organizations that represent over-the-road bus employees, Federal, State, local, and tribal officials, governmental and nongovernmental emergency response providers, and law enforcement personnel; and

(C) used to develop recommendations, as appropriate, provided to over-the-road bus operators and terminal owners and operators on remedial action to be taken in response to lessons learned;

(4) allows for proper advanced notification of communities and local governments in which exercises are held, as appropriate; and

(5) assists State, local, and tribal governments and over-the-road bus operators and terminal owners and operators in designing, implementing, and evaluating additional exercises that conform to the requirements of paragraph (2).

(d) NATIONAL EXERCISE PROGRAM.—The Secretary shall ensure that the exercise program developed under subsection (c) is consistent with the National Exercise Program established under section 648 of the Post Katrina Emergency Management Reform Act (Public Law 109-295; 6 U.S.C. 748).

**SEC. 1534. OVER-THE-ROAD BUS SECURITY TRAINING PROGRAM.**

(a) IN GENERAL.—Not later than 6 months after the date of enactment of this Act, the Secretary shall develop and issue regulations for an over-the-road bus training program to prepare over-the-road bus frontline employees for potential security threats and conditions. The regulations shall take into consideration any current security training requirements or best practices.

(b) CONSULTATION.—The Secretary shall develop regulations under subsection (a) in consultation with—

(1) appropriate law enforcement, fire service, emergency response, security, and terrorism experts;

(2) operators providing over-the-road bus transportation; and

(3) nonprofit employee labor organizations representing over-the-road bus employees and emergency response personnel.

(c) PROGRAM ELEMENTS.—The regulations developed under subsection (a) shall require security training programs, to include, at a minimum, elements to address the following, as applicable:

(1) Determination of the seriousness of any occurrence or threat.

(2) Driver and passenger communication and coordination.

(3) Appropriate responses to defend or protect oneself.

(4) Use of personal and other protective equipment.

(5) Evacuation procedures for passengers and over-the-road bus employees, including individuals with disabilities and the elderly.

(6) Psychology, behavior, and methods of terrorists, including observation and analysis.

(7) Training related to psychological responses to terrorist incidents, including the ability to cope with hijacker behavior and passenger responses.

(8) Live situational training exercises regarding various threat conditions, including tunnel evacuation procedures.

(9) Recognition and reporting of dangerous substances, suspicious packages, and situations.

(10) Understanding security incident procedures, including procedures for communicating with emergency response providers and for on-scene interaction with such emergency response providers.

(11) Operation and maintenance of security equipment and systems.

(12) Other security training activities that the Secretary considers appropriate.

(d) REQUIRED PROGRAMS.—

(1) DEVELOPMENT AND SUBMISSION TO SECRETARY.—Not later than 90 days after the Secretary issues the regulations under subsection (a), each over-the-road bus operator shall develop a security training program in accordance with such regulations and submit the program to the Secretary for approval.

(2) APPROVAL.—Not later than 60 days after receiving a security training program under this subsection, the Secretary shall approve the program or require the over-the-road bus operator that developed the program to make any revisions to the program that the Secretary considers necessary for the program to meet the requirements of the regulations. An over-the-road bus operator shall respond to the Secretary's comments not later than 30 days after receiving them.

(3) TRAINING.—Not later than 1 year after the Secretary approves a security training program in accordance with this subsection, the over-the-road bus operator that developed the program shall complete the training of all over-the-road bus frontline employees who were hired by the operator more than 30 days preceding such date. For such employees employed less than 30 days by an operator preceding such date, training shall be completed within the first 60 days of employment.

(4) UPDATES OF REGULATIONS AND PROGRAM REVISIONS.—The Secretary shall periodically review and update, as appropriate, the training regulations issued under subsection (a) to reflect new or changing security threats. Each over-the-road bus operator shall revise its training program accordingly and provide additional training as necessary to its employees within a reasonable time after the regulations are updated.

(e) NATIONAL TRAINING PROGRAM.—The Secretary shall ensure that the training program developed under subsection (a) is a component of the National Training Program established under section 648 of the Post Katrina Emergency Management Reform Act (Public Law 109-295; 6 U.S.C. 748).

(f) REPORTING REQUIREMENTS.—Not later than 2 years after the date of regulation issuance, the

Secretary shall review implementation of the training program of a representative sample of over-the-road bus operators and over-the-road bus frontline employees, and report to the appropriate congressional committees of such reviews. The Secretary may submit the report in both classified and redacted formats as necessary.

**SEC. 1535. OVER-THE-ROAD BUS SECURITY RESEARCH AND DEVELOPMENT.**

(a) ESTABLISHMENT OF RESEARCH AND DEVELOPMENT PROGRAM.—The Secretary, acting through the Under Secretary for Science and Technology and the Administrator of the Transportation Security Administration, shall carry out a research and development program for the purpose of improving the security of over-the-road buses.

(b) ELIGIBLE PROJECTS.—The research and development program may include projects—

(1) to reduce the vulnerability of over-the-road buses, stations, terminals, and equipment to explosives and hazardous chemical, biological, and radioactive substances, including the development of technology to screen passengers in large numbers with minimal interference and disruption;

(2) to test new emergency response and recovery techniques and technologies, including those used at international borders;

(3) to develop improved technologies, including those for—

(A) emergency response training, including training in a tunnel environment, if appropriate; and

(B) security and redundancy for critical communications, electrical power, computer, and over-the-road bus control systems; and

(4) to address other vulnerabilities and risks identified by the Secretary.

(c) COORDINATION WITH OTHER RESEARCH INITIATIVES.—The Secretary—

(1) shall ensure that the research and development program is consistent with the other transportation security research and development programs required by this Act;

(2) shall, to the extent practicable, coordinate the research and development activities of the Department with other ongoing research and development security-related initiatives, including research being conducted by—

(A) the Department of Transportation, including University Transportation Centers and other institutes, centers, and simulators funded by the Department of Transportation;

(B) the National Academy of Sciences;

(C) the Technical Support Working Group;

(D) other Federal departments and agencies; and

(E) other Federal and private research laboratories, research entities, and institutions of higher education, including Historically Black Colleges and Universities, Hispanic Serving Institutions, and Indian Tribally Controlled Colleges and Universities;

(3) shall carry out any research and development project authorized by this section through a reimbursable agreement with an appropriate Federal agency, if the agency—

(A) is currently sponsoring a research and development project in a similar area; or

(B) has a unique facility or capability that would be useful in carrying out the project;

(4) may award grants and enter into cooperative agreements, contracts, other transactions, or reimbursable agreements to the entities described in paragraph (2) and eligible recipients under section 1532; and

(5) shall make reasonable efforts to enter into memoranda of understanding, contracts, grants, cooperative agreements, or other transactions with private operators providing over-the-road bus transportation willing to contribute assets, physical space, and other resources.

(d) PRIVACY AND CIVIL RIGHTS AND CIVIL LIBERTIES ISSUES.—

(1) CONSULTATION.—In carrying out research and development projects under this section, the



Secretary shall consult with the Chief Privacy Officer of the Department and the Officer for Civil Rights and Civil Liberties of the Department as appropriate and in accordance with section 222 of the Homeland Security Act of 2002.

(2) **PRIVACY IMPACT ASSESSMENTS.**—In accordance with sections 222 and 705 of the Homeland Security Act of 2002, the Chief Privacy Officer shall conduct privacy impact assessments and the Officer for Civil Rights and Civil Liberties shall conduct reviews, as appropriate, for research and development initiatives developed under this section that the Secretary determines could have an impact on privacy, civil rights, or civil liberties.

(e) **AUTHORIZATION OF APPROPRIATIONS.**—

(1) **IN GENERAL.**—From the amounts appropriated pursuant to section 114(w) of title 49, United States Code, as amended by section 1503 of this Act, there shall be made available to the Secretary to carry out this section—

(A) \$2,000,000 for fiscal year 2008;

(B) \$2,000,000 for fiscal year 2009;

(C) \$2,000,000 for fiscal year 2010; and

(D) \$2,000,000 for fiscal year 2011.

(2) **PERIOD OF AVAILABILITY.**—Such sums shall remain available until expended.

**SEC. 1536. MOTOR CARRIER EMPLOYEE PROTECTIONS.**

Section 31105 of title 49, United States Code, is amended to read:

“(a) **PROHIBITIONS.**—(1) A person may not discharge an employee, or discipline or discriminate against an employee regarding pay, terms, or privileges of employment, because—

“(A)(i) the employee, or another person at the employee’s request, has filed a complaint or begun a proceeding related to a violation of a commercial motor vehicle safety or security regulation, standard, or order, or has testified or will testify in such a proceeding; or

“(ii) the person perceives that the employee has filed or is about to file a complaint or has begun or is about to begin a proceeding related to a violation of a commercial motor vehicle safety or security regulation, standard, or order;

“(B) the employee refuses to operate a vehicle because—

“(i) the operation violates a regulation, standard, or order of the United States related to commercial motor vehicle safety, health, or security; or

“(ii) the employee has a reasonable apprehension of serious injury to the employee or the public because of the vehicle’s hazardous safety or security condition;

“(C) the employee accurately reports hours on duty pursuant to chapter 315;

“(D) the employee cooperates, or the person perceives that the employee is about to cooperate, with a safety or security investigation by the Secretary of Transportation, the Secretary of Homeland Security, or the National Transportation Safety Board; or

“(E) the employee furnishes, or the person perceives that the employee is or is about to furnish, information to the Secretary of Transportation, the Secretary of Homeland Security, the National Transportation Safety Board, or any Federal, State, or local regulatory or law enforcement agency as to the facts relating to any accident or incident resulting in injury or death to an individual or damage to property occurring in connection with commercial motor vehicle transportation.

“(2) Under paragraph (1)(B)(ii) of this subsection, an employee’s apprehension of serious injury is reasonable only if a reasonable individual in the circumstances then confronting the employee would conclude that the hazardous safety or security condition establishes a real danger of accident, injury, or serious impairment to health. To qualify for protection, the employee must have sought from the employer, and been unable to obtain, correction of the hazardous safety or security condition.

“(b) **FILING COMPLAINTS AND PROCEDURES.**—

(1) An employee alleging discharge, discipline,

or discrimination in violation of subsection (a) of this section, or another person at the employee’s request, may file a complaint with the Secretary of Labor not later than 180 days after the alleged violation occurred. All complaints initiated under this section shall be governed by the legal burdens of proof set forth in section 42121(b). On receiving the complaint, the Secretary of Labor shall notify, in writing, the person alleged to have committed the violation of the filing of the complaint.

“(2)(A) Not later than 60 days after receiving a complaint, the Secretary of Labor shall conduct an investigation, decide whether it is reasonable to believe the complaint has merit, and notify, in writing, the complainant and the person alleged to have committed the violation of the findings. If the Secretary of Labor decides it is reasonable to believe a violation occurred, the Secretary of Labor shall include with the decision findings and a preliminary order for the relief provided under paragraph (3) of this subsection.

“(B) Not later than 30 days after the notice under subparagraph (A) of this paragraph, the complainant and the person alleged to have committed the violation may file objections to the findings or preliminary order, or both, and request a hearing on the record. The filing of objections does not stay a reinstatement ordered in the preliminary order. If a hearing is not requested within the 30 days, the preliminary order is final and not subject to judicial review.

“(C) A hearing shall be conducted expeditiously. Not later than 120 days after the end of the hearing, the Secretary of Labor shall issue a final order. Before the final order is issued, the proceeding may be ended by a settlement agreement made by the Secretary of Labor, the complainant, and the person alleged to have committed the violation.

“(3)(A) If the Secretary of Labor decides, on the basis of a complaint, a person violated subsection (a) of this section, the Secretary of Labor shall order the person to—

“(i) take affirmative action to abate the violation;

“(ii) reinstate the complainant to the former position with the same pay and terms and privileges of employment; and

“(iii) pay compensatory damages, including backpay with interest and compensation for any special damages sustained as a result of the discrimination, including litigation costs, expert witness fees, and reasonable attorney fees.

“(B) If the Secretary of Labor issues an order under subparagraph (A) of this paragraph and the complainant requests, the Secretary of Labor may assess against the person against whom the order is issued the costs (including attorney fees) reasonably incurred by the complainant in bringing the complaint. The Secretary of Labor shall determine the costs that reasonably were incurred.

“(C) Relief in any action under subsection (b) may include punitive damages in an amount not to exceed \$250,000.

“(c) **DE NOVO REVIEW.**—With respect to a complaint under paragraph (1), if the Secretary of Labor has not issued a final decision within 210 days after the filing of the complaint and if the delay is not due to the bad faith of the employee, the employee may bring an original action at law or equity for de novo review in the appropriate district court of the United States, which shall have jurisdiction over such an action without regard to the amount in controversy, and which action shall, at the request of either party to such action, be tried by the court with a jury.

“(d) **JUDICIAL REVIEW AND VENUE.**—A person adversely affected by an order issued after a hearing under subsection (b) of this section may file a petition for review, not later than 60 days after the order is issued, in the court of appeals of the United States for the circuit in which the violation occurred or the person resided on the date of the violation. Review shall conform to chapter 7 of title 5. The review shall be heard

and decided expeditiously. An order of the Secretary of Labor subject to review under this subsection is not subject to judicial review in a criminal or other civil proceeding.

“(e) **CIVIL ACTIONS TO ENFORCE.**—If a person fails to comply with an order issued under subsection (b) of this section, the Secretary of Labor shall bring a civil action to enforce the order in the district court of the United States for the judicial district in which the violation occurred.

“(f) **NO PREEMPTION.**—Nothing in this section preempts or diminishes any other safeguards against discrimination, demotion, discharge, suspension, threats, harassment, reprimand, retaliation, or any other manner of discrimination provided by Federal or State law.

“(g) **RIGHTS RETAINED BY EMPLOYEE.**—Nothing in this section shall be deemed to diminish the rights, privileges, or remedies of any employee under any Federal or State law or under any collective bargaining agreement. The rights and remedies in this section may not be waived by any agreement, policy, form, or condition of employment.

“(h) **DISCLOSURE OF IDENTITY.**—

“(1) Except as provided in paragraph (2) of this subsection, or with the written consent of the employee, the Secretary of Transportation or the Secretary of Homeland Security may not disclose the name of an employee who has provided information about an alleged violation of this part, or a regulation prescribed or order issued under any of those provisions.

“(2) The Secretary of Transportation or the Secretary of Homeland Security shall disclose to the Attorney General the name of an employee described in paragraph (1) of this subsection if the matter is referred to the Attorney General for enforcement. The Secretary making such disclosure shall provide reasonable advance notice to the affected employee if disclosure of that person’s identity or identifying information is to occur.

“(i) **PROCESS FOR REPORTING SECURITY PROBLEMS TO THE DEPARTMENT OF HOMELAND SECURITY.**—

“(1) **ESTABLISHMENT OF PROCESS.**—The Secretary of Homeland Security shall establish through regulations, after an opportunity for notice and comment, a process by which any person may report to the Secretary of Homeland Security regarding motor carrier vehicle security problems, deficiencies, or vulnerabilities.

“(2) **ACKNOWLEDGMENT OF RECEIPT.**—If a report submitted under paragraph (1) identifies the person making the report, the Secretary of Homeland Security shall respond promptly to such person and acknowledge receipt of the report.

“(3) **STEPS TO ADDRESS PROBLEM.**—The Secretary of Homeland Security shall review and consider the information provided in any report submitted under paragraph (1) and shall take appropriate steps to address any problems or deficiencies identified.

“(j) **DEFINITION.**—In this section, ‘employee’ means a driver of a commercial motor vehicle (including an independent contractor when personally operating a commercial motor vehicle), a mechanic, a freight handler, or an individual not an employer, who—

“(1) directly affects commercial motor vehicle safety or security in the course of employment by a commercial motor carrier; and

“(2) is not an employee of the United States Government, a State, or a political subdivision of a State acting in the course of employment.”.

**SEC. 1537. UNIFIED CARRIER REGISTRATION SYSTEM AGREEMENT.**

(a) **REENACTMENT OF SSRS.**—Section 14504 of title 49, United States Code, as that section was in effect on December 31, 2006, shall be in effect as a law of the United States for the period beginning on January 1, 2007, ending on the earlier of January 1, 2008, or the effective date of the final regulations issued pursuant to subsection (b).

(b) **DEADLINE FOR FINAL REGULATIONS.**—Not later than October 1, 2007, the Federal Motor



Carrier Safety Administration shall issue final regulations to establish the Unified Carrier Registration System, as required by section 13908 of title 49, United States Code, and set fees for the unified carrier registration agreement for calendar year 2007 or subsequent calendar years to be charged to motor carriers, motor private carriers, and freight forwarders under such agreement, as required by 14504a of title 49, United States Code.

(c) **REPEAL OF SSRS.**—Section 4305(a) of the Safe, Accountable, Flexible Efficient Transportation Equity Act: A Legacy for Users (119 Stat. 1764) is amended by striking “the first January” and all that follows through “this Act” and inserting “January 1, 2008”.

**SEC. 1538. SCHOOL BUS TRANSPORTATION SECURITY.**

(a) **SCHOOL BUS SECURITY RISK ASSESSMENT.**—Not later than 1 year after the date of enactment of this Act, the Secretary shall transmit to the appropriate congressional committees a report, including a classified report, as appropriate, containing a comprehensive assessment of the risk of a terrorist attack on the Nation’s school bus transportation system in accordance with the requirements of this section.

(b) **CONTENTS OF RISK ASSESSMENT.**—The assessment shall include—

(1) an assessment of security risks to the Nation’s school bus transportation system, including publicly and privately operated systems;

(2) an assessment of actions already taken by operators or others to address identified security risks; and

(3) an assessment of whether additional actions and investments are necessary to improve the security of passengers traveling on school buses and a list of such actions or investments, if appropriate.

(c) **CONSULTATION.**—In conducting the risk assessment, the Secretary shall consult with administrators and officials of school systems, representatives of the school bus industry, including both publicly and privately operated systems, public safety and law enforcement officials, and nonprofit employee labor organizations representing school bus drivers.

**SEC. 1539. TECHNICAL AMENDMENT.**

Section 1992(d)(7) of title 18, United States Code, is amended by inserting “intercity bus transportation” after “includes”.

**SEC. 1540. TRUCK SECURITY ASSESSMENT.**

(a) **DEFINITION.**—For the purposes of this section, the term “truck” means any self-propelled or towed motor vehicle used on a highway in interstate commerce to transport property when the vehicle—

(1) has a gross vehicle weight rating or gross combination weight rating, or gross vehicle weight or gross combination weight, of 4,536 kg (10,001 pounds) or more, whichever is greater; or

(2) is used in transporting material found by the Secretary of Transportation to be hazardous under section 5103 of title 49, United States Code, and transported in a quantity requiring placarding under regulations prescribed by the Secretary under subtitle B, chapter I, subchapter C of title 49, Code of Federal Regulations.

(b) **IN GENERAL.**—Not later than 1 year after the date of enactment of this Act, the Secretary, in coordination with the Secretary of Transportation, shall transmit a report to the appropriate congressional committees on truck security issues that includes—

(1) a security risk assessment of the trucking industry;

(2) an assessment of actions already taken by both public and private entities to address identified security risks;

(3) an assessment of the economic impact that security upgrades of trucks, truck equipment, or truck facilities may have on the trucking industry and its employees, including independent owner-operators;

(4) an assessment of ongoing research by public and private entities and the need for additional research on truck security;

(5) an assessment of industry best practices to enhance security; and

(6) an assessment of the current status of secure truck parking.

(c) **FORMAT.**—The Secretary may submit the report in both classified and redacted formats if the Secretary determines that such action is appropriate or necessary.

**SEC. 1541. MEMORANDUM OF UNDERSTANDING ANNEX.**

Not later than 1 year after the date of enactment of this Act, the Secretary of Transportation and the Secretary shall execute and develop an annex to the Memorandum of Understanding between the two departments signed on September 28, 2004, governing the specific roles, delineations of responsibilities, resources, and commitments of the Department of Transportation and the Department of Homeland Security, respectively, in addressing motor carrier transportation security matters, including over-the-road bus security matters, and shall cover the processes the Departments will follow to promote communications, efficiency, and non-duplication of effort.

**SEC. 1542. DHS INSPECTOR GENERAL REPORT ON TRUCKING SECURITY GRANT PROGRAM.**

(a) **INITIAL REPORT.**—Not later than 90 days after the date of enactment of this Act, the Inspector General of the Department of Homeland Security shall submit a report to the appropriate congressional committees on the Federal trucking industry security grant program, for fiscal years 2004 and 2005 that—

(1) addresses the grant announcement, application, receipt, review, award, monitoring, and closeout processes; and

(2) states the amount obligated or expended under the program for fiscal years 2004 and 2005 for—

(A) infrastructure protection;

(B) training;

(C) equipment;

(D) educational materials;

(E) program administration;

(F) marketing; and

(G) other functions.

(b) **SUBSEQUENT REPORT.**—Not later than 1 year after the date of enactment of this Act, the Inspector General of the Department of Homeland Security shall submit a report to the appropriate congressional committees that—

(1) analyzes the performance, efficiency, and effectiveness of the Federal trucking industry security grant program, and the need for the program using all years of available data; and

(2) makes recommendations regarding the future of the program, including options to improve the effectiveness and utility of the program and motor carrier security.

**Subtitle D—Hazardous Material and Pipeline Security**

**SEC. 1551. RAILROAD ROUTING OF SECURITY-SENSITIVE MATERIALS.**

(a) **IN GENERAL.**—Not later than 9 months after the date of enactment of this Act, the Secretary of Transportation, in consultation with the Secretary, shall publish a final rule based on the Pipeline and Hazardous Materials Safety Administration’s Notice of Proposed Rulemaking published on December 21, 2006, entitled “Hazardous Materials: Enhancing Railroad Transportation Safety and Security for Hazardous Materials Shipments”. The final rule shall incorporate the requirements of this section and, as appropriate, public comments received during the comment period of the rulemaking.

(b) **SECURITY-SENSITIVE MATERIALS COMMODITY DATA.**—The Secretary of Transportation shall ensure that the final rule requires each railroad carrier transporting security-sensitive materials in commerce to, no later than 90 days after the end of each calendar year, compile security-sensitive materials commodity data. Such data must be collected by route, line segment, or series of line segments, as aggregated by the railroad carrier. Within the railroad car-

rier selected route, the commodity data must identify the geographic location of the route and the total number of shipments by the United Nations identification number for the security-sensitive materials.

(c) **RAILROAD TRANSPORTATION ROUTE ANALYSIS FOR SECURITY-SENSITIVE MATERIALS.**—The Secretary of Transportation shall ensure that the final rule requires each railroad carrier transporting security-sensitive materials in commerce to, for each calendar year, provide a written analysis of the safety and security risks for the transportation routes identified in the security-sensitive materials commodity data collected as required by subsection (b). The safety and security risks present shall be analyzed for the route, railroad facilities, railroad storage facilities, and high-consequence targets along or in proximity to the route.

(d) **ALTERNATIVE ROUTE ANALYSIS FOR SECURITY-SENSITIVE MATERIALS.**—The Secretary of Transportation shall ensure that the final rule requires each railroad carrier transporting security-sensitive materials in commerce to—

(1) for each calendar year—

(A) identify practicable alternative routes over which the railroad carrier has authority to operate as compared to the current route for such a shipment analyzed under subsection (c); and

(B) perform a safety and security risk assessment of the alternative route for comparison to the route analysis specified in subsection (c);

(2) ensure that the analysis under paragraph (1) includes—

(A) identification of safety and security risks for an alternative route;

(B) comparison of those risks identified under subparagraph (A) to the primary railroad transportation route, including the risk of a catastrophic release from a shipment traveling along the alternate route compared to the primary route;

(C) any remediation or mitigation measures implemented on the primary or alternative route; and

(D) potential economic effects of using an alternative route; and

(3) consider when determining the practicable alternative routes under paragraph (1)(A) the use of interchange agreements with other railroad carriers.

(e) **ALTERNATIVE ROUTE SELECTION FOR SECURITY-SENSITIVE MATERIALS.**—The Secretary of Transportation shall ensure that the final rule requires each railroad carrier transporting security-sensitive materials in commerce to use the analysis required by subsections (c) and (d) to select the safest and most secure route to be used in transporting security-sensitive materials.

(f) **REVIEW.**—The Secretary of Transportation shall ensure that the final rule requires each railroad carrier transporting security-sensitive materials in commerce to annually review and select the practicable route posing the least overall safety and security risk in accordance with this section. The railroad carrier must retain in writing all route review and selection decision documentation and restrict the distribution, disclosure, and availability of information contained in the route analysis to appropriate persons. This documentation should include, but is not limited to, comparative analyses, charts, graphics, or railroad system maps.

(g) **RETROSPECTIVE ANALYSIS.**—The Secretary of Transportation shall ensure that the final rule requires each railroad carrier transporting security-sensitive materials in commerce to, not less than once every 3 years, analyze the route selection determinations required under this section. Such an analysis shall include a comprehensive, systemwide review of all operational changes, infrastructure modifications, traffic adjustments, changes in the nature of high-consequence targets located along or in proximity to the route, or other changes affecting the safety and security of the movements of security-sensitive materials that were implemented since the previous analysis was completed.

(h) **CONSULTATION.**—In carrying out subsection (c), railroad carriers transporting security-sensitive materials in commerce shall seek relevant information from State, local, and tribal officials, as appropriate, regarding security risks to high-consequence targets along or in proximity to a route used by a railroad carrier to transport security-sensitive materials.

(i) **DEFINITIONS.**—In this section:

(1) The term “route” includes storage facilities and trackage used by railroad cars in transportation in commerce.

(2) The term “high-consequence target” means a property, natural resource, location, area, or other target designated by the Secretary that is a viable terrorist target of national significance, which may include a facility or specific critical infrastructure, the attack of which by railroad could result in—

- (A) catastrophic loss of life;
- (B) significant damage to national security or defense capabilities; or
- (C) national economic harm.

**SEC. 1552. RAILROAD SECURITY-SENSITIVE MATERIAL TRACKING.**

(a) **COMMUNICATIONS.**—

(1) **IN GENERAL.**—In conjunction with the research and development program established under section 1518 and consistent with the results of research relating to wireless and other tracking technologies, the Secretary, in consultation with the Administrator of the Transportation Security Administration, shall develop a program that will encourage the equipping of railroad cars transporting security-sensitive materials, as defined in section 1501, with technology that provides—

(A) car position location and tracking capabilities; and

(B) notification of railroad car depressurization, breach, unsafe temperature, or release of hazardous materials, as appropriate.

(2) **COORDINATION.**—In developing the program required by paragraph (1), the Secretary shall—

(A) consult with the Secretary of Transportation to coordinate the program with any ongoing or planned efforts for railroad car tracking at the Department of Transportation; and

(B) ensure that the program is consistent with recommendations and findings of the Department of Homeland Security’s hazardous material railroad tank car tracking pilot programs.

(b) **FUNDING.**—From the amounts appropriated pursuant to 114(w) of title 49, United States Code, as amended by section 1503 of this title, there shall be made available to the Secretary to carry out this section—

- (1) \$3,000,000 for fiscal year 2008;
- (2) \$3,000,000 for fiscal year 2009; and
- (3) \$3,000,000 for fiscal year 2010.

**SEC. 1553. HAZARDOUS MATERIALS HIGHWAY ROUTING.**

(a) **ROUTE PLAN GUIDANCE.**—Not later than 1 year after the date of enactment of this Act, the Secretary of Transportation, in consultation with the Secretary, shall—

(1) document existing and proposed routes for the transportation of radioactive and nonradioactive hazardous materials by motor carrier, and develop a framework for using a geographic information system-based approach to characterize routes in the national hazardous materials route registry;

(2) assess and characterize existing and proposed routes for the transportation of radioactive and nonradioactive hazardous materials by motor carrier for the purpose of identifying measurable criteria for selecting routes based on safety and security concerns;

(3) analyze current route-related hazardous materials regulations in the United States, Canada, and Mexico to identify cross-border differences and conflicting regulations;

(4) document the safety and security concerns of the public, motor carriers, and State, local, territorial, and tribal governments about the highway routing of hazardous materials;

(5) prepare guidance materials for State officials to assist them in identifying and reducing both safety concerns and security risks when designating highway routes for hazardous materials consistent with the 13 safety-based non-radioactive materials routing criteria and radioactive materials routing criteria in subpart C part 397 of title 49, Code of Federal Regulations;

(6) develop a tool that will enable State officials to examine potential routes for the highway transportation of hazardous materials, assess specific security risks associated with each route, and explore alternative mitigation measures; and

(7) transmit to the appropriate congressional committees a report on the actions taken to fulfill paragraphs (1) through (6) and any recommended changes to the routing requirements for the highway transportation of hazardous materials in part 397 of title 49, Code of Federal Regulations.

(b) **ROUTE PLANS.**—

(1) **ASSESSMENT.**—Not later than 1 year after the date of enactment of this Act, the Secretary of Transportation shall complete an assessment of the safety and national security benefits achieved under existing requirements for route plans, in written or electronic format, for explosives and radioactive materials. The assessment shall, at a minimum—

(A) compare the percentage of Department of Transportation recordable incidents and the severity of such incidents for shipments of explosives and radioactive materials for which such route plans are required with the percentage of recordable incidents and the severity of such incidents for shipments of explosives and radioactive materials not subject to such route plans; and

(B) quantify the security and safety benefits, feasibility, and costs of requiring each motor carrier that is required to have a hazardous material safety permit under part 385 of title 49, Code of Federal Regulations, to maintain, follow, and carry such a route plan that meets the requirements of section 397.101 of that title when transporting the type and quantity of hazardous materials described in section 385.403, taking into account the various segments of the motor carrier industry, including tank truck, truckload and less than truckload carriers.

(2) **REPORT.**—Not later than 1 year after the date of enactment of this Act, the Secretary of Transportation shall submit a report to the appropriate congressional committees containing the findings and conclusions of the assessment.

(c) **REQUIREMENT.**—The Secretary shall require motor carriers that have a hazardous material safety permit under part 385 of title 49, Code of Federal Regulations, to maintain, follow, and carry a route plan, in written or electronic format, that meets the requirements of section 397.101 of that title when transporting the type and quantity of hazardous materials described in section 385.403 if the Secretary determines, under the assessment required in subsection (b), that such a requirement would enhance security and safety without imposing unreasonable costs or burdens upon motor carriers.

**SEC. 1554. MOTOR CARRIER SECURITY-SENSITIVE MATERIAL TRACKING.**

(a) **COMMUNICATIONS.**—

(1) **IN GENERAL.**—Not later than 6 months after the date of enactment of this Act, consistent with the findings of the Transportation Security Administration’s hazardous materials truck security pilot program, the Secretary, through the Administrator of the Transportation Security Administration and in consultation with the Secretary of Transportation, shall develop a program to facilitate the tracking of motor carrier shipments of security-sensitive materials and to equip vehicles used in such shipments with technology that provides—

(A) frequent or continuous communications;

(B) vehicle position location and tracking capabilities; and

(C) a feature that allows a driver of such vehicles to broadcast an emergency distress signal.

(2) **CONSIDERATIONS.**—In developing the program required by paragraph (1), the Secretary shall—

(A) consult with the Secretary of Transportation to coordinate the program with any ongoing or planned efforts for motor carrier or security-sensitive materials tracking at the Department of Transportation;

(B) take into consideration the recommendations and findings of the report on the hazardous material safety and security operational field test released by the Federal Motor Carrier Safety Administration on November 11, 2004; and

(C) evaluate—

(i) any new information related to the costs and benefits of deploying, equipping, and utilizing tracking technology, including portable tracking technology, for motor carriers transporting security-sensitive materials not included in the hazardous material safety and security operational field test report released by the Federal Motor Carrier Safety Administration on November 11, 2004;

(ii) the ability of tracking technology to resist tampering and disabling;

(iii) the capability of tracking technology to collect, display, and store information regarding the movement of shipments of security-sensitive materials by commercial motor vehicles;

(iv) the appropriate range of contact intervals between the tracking technology and a commercial motor vehicle transporting security-sensitive materials;

(v) technology that allows the installation by a motor carrier of concealed electronic devices on commercial motor vehicles that can be activated by law enforcement authorities to disable the vehicle or alert emergency response resources to locate and recover security-sensitive materials in the event of loss or theft of such materials;

(vi) whether installation of the technology described in clause (v) should be incorporated into the program under paragraph (1);

(vii) the costs, benefits, and practicality of such technology described in clause (v) in the context of the overall benefit to national security, including commerce in transportation; and

(viii) other systems and information the Secretary determines appropriate.

(b) **FUNDING.**—From the amounts appropriated pursuant to section 114(w) of title 49, United States Code, as amended by section 1503 of this Act, there shall be made available to the Secretary to carry out this section—

- (1) \$7,000,000 for fiscal year 2008 of which \$3,000,000 may be used for equipment;
- (2) \$7,000,000 for fiscal year 2009 of which \$3,000,000 may be used for equipment; and
- (3) \$7,000,000 for fiscal year 2010 of which \$3,000,000 may be used for equipment.

(c) **REPORT.**—Not later than 1 year after the issuance of regulations under subsection (a), the Secretary shall issue a report to the appropriate congressional committees on the program developed and evaluation carried out under this section.

(d) **LIMITATION.**—The Secretary may not mandate the installation or utilization of a technology described under this section without additional congressional authority provided after the date of enactment of this Act.

**SEC. 1555. HAZARDOUS MATERIALS SECURITY INSPECTIONS AND STUDY.**

(a) **IN GENERAL.**—The Secretary of Transportation shall consult with the Secretary to limit, to the extent practicable, duplicative reviews of the hazardous materials security plans required under part 172, title 49, Code of Federal Regulations.

(b) **TRANSPORTATION COSTS STUDY.**—Within 1 year after the date of enactment of this Act, the Secretary of Transportation, in conjunction with the Secretary, shall study to what extent the insurance, security, and safety costs borne by railroad carriers, motor carriers, pipeline carriers, air carriers, and maritime carriers associated with the transportation of hazardous materials are reflected in the rates paid by offerors of

such commodities as compared to the costs and rates, respectively, for the transportation of nonhazardous materials.

**SEC. 1556. TECHNICAL CORRECTIONS.**

(a) CORRECTION.—Section 5103a of title 49, United States Code, is amended—

(1) in subsection (a)(1) by striking “Secretary” and inserting “Secretary of Homeland Security”;

(2) in subsection (b) by striking “Secretary” each place it appears and inserting “Secretary of Transportation”;

(3) in subsection (d)(1)(B) by striking “Secretary” and inserting “Secretary of Homeland Security”;

(4) in subsection (e) by striking “Secretary” and inserting “Secretary of Homeland Security” each place it appears.

(b) RELATIONSHIP TO TRANSPORTATION SECURITY CARDS.—

(1) BACKGROUND CHECK.—An individual who has a valid transportation employee identification card issued by the Secretary under section 70105 of title 46, United States Code, shall be deemed to have met the background records check required under section 5103a of title 49, United States Code.

(2) STATE REVIEW.—Nothing in this subsection prevents or preempts a State from conducting a criminal records check of an individual that has applied for a license to operate a motor vehicle transporting in commerce a hazardous material.

**SEC. 1557. PIPELINE SECURITY INSPECTIONS AND ENFORCEMENT.**

(a) IN GENERAL.—Not later than 9 months after the date of enactment of this Act, consistent with the Annex to the Memorandum of Understanding executed on August 9, 2006, between the Department of Transportation and the Department, the Secretary, in consultation with the Secretary of Transportation, shall establish a program for reviewing pipeline operator adoption of recommendations of the September 5, 2002, Department of Transportation Research and Special Programs Administration’s Pipeline Security Information Circular, including the review of pipeline security plans and critical facility inspections.

(b) REVIEW AND INSPECTION.—Not later than 12 months after the date of enactment of this Act, the Secretary and the Secretary of Transportation shall develop and implement a plan for reviewing the pipeline security plans and an inspection of the critical facilities of the 100 most critical pipeline operators covered by the September 5, 2002, circular, where such facilities have not been inspected for security purposes since September 5, 2002, by either the Department or the Department of Transportation.

(c) COMPLIANCE REVIEW METHODOLOGY.—In reviewing pipeline operator compliance under subsections (a) and (b), risk assessment methodologies shall be used to prioritize risks and to target inspection and enforcement actions to the highest risk pipeline assets.

(d) REGULATIONS.—Not later than 18 months after the date of enactment of this Act, the Secretary and the Secretary of Transportation shall develop and transmit to pipeline operators security recommendations for natural gas and hazardous liquid pipelines and pipeline facilities. If the Secretary determines that regulations are appropriate, the Secretary shall consult with the Secretary of Transportation on the extent of risk and appropriate mitigation measures, and the Secretary or the Secretary of Transportation, consistent with the Annex to the Memorandum of Understanding executed on August 9, 2006, shall promulgate such regulations and carry out necessary inspection and enforcement actions. Any regulations shall incorporate the guidance provided to pipeline operators by the September 5, 2002, Department of Transportation Research and Special Programs Administration’s Pipeline Security Information Circular and contain additional requirements as necessary based upon the results of the inspections performed under subsection (b). The regulations

shall include the imposition of civil penalties for noncompliance.

(e) FUNDING.—From the amounts appropriated pursuant to section 114(w) of title 49, United States Code, as amended by section 1503 of this Act, there shall be made available to the Secretary to carry out this section—

- (1) \$2,000,000 for fiscal year 2008;
- (2) \$2,000,000 for fiscal year 2009; and
- (3) \$2,000,000 for fiscal year 2010.

**SEC. 1558. PIPELINE SECURITY AND INCIDENT RECOVERY PLAN.**

(a) IN GENERAL.—The Secretary, in consultation with the Secretary of Transportation and the Administrator of the Pipeline and Hazardous Materials Safety Administration, and in accordance with the Annex to the Memorandum of Understanding executed on August 9, 2006, the National Strategy for Transportation Security, and Homeland Security Presidential Directive 7, shall develop a pipeline security and incident recovery protocols plan. The plan shall include—

(1) for the Government to provide increased security support to the most critical interstate and intrastate natural gas and hazardous liquid transmission pipeline infrastructure and operations as determined under section 1557 when—

(A) under severe security threat levels of alert; or

(B) under specific security threat information relating to such pipeline infrastructure or operations exists; and

(2) an incident recovery protocol plan, developed in conjunction with interstate and intrastate transmission and distribution pipeline operators and terminals and facilities operators connected to pipelines, to develop protocols to ensure the continued transportation of natural gas and hazardous liquids to essential markets and for essential public health or national defense uses in the event of an incident affecting the interstate and intrastate natural gas and hazardous liquid transmission and distribution pipeline system, which shall include protocols for restoring essential services supporting pipelines and granting access to pipeline operators for pipeline infrastructure repair, replacement, or bypass following an incident.

(b) EXISTING PRIVATE AND PUBLIC SECTOR EFFORTS.—The plan shall take into account actions taken or planned by both private and public entities to address identified pipeline security issues and assess the effective integration of such actions.

(c) CONSULTATION.—In developing the plan under subsection (a), the Secretary shall consult with the Secretary of Transportation, interstate and intrastate transmission and distribution pipeline operators, nonprofit employee organizations representing pipeline employees, emergency responders, offerors, State pipeline safety agencies, public safety officials, and other relevant parties.

(d) REPORT.—

(1) CONTENTS.—Not later than 2 years after the date of enactment of this Act, the Secretary shall transmit to the appropriate congressional committees a report containing the plan required by subsection (a), including an estimate of the private and public sector costs to implement any recommendations.

(2) FORMAT.—The Secretary may submit the report in both classified and redacted formats if the Secretary determines that such action is appropriate or necessary.

**TITLE XVI—AVIATION**

**SEC. 1601. AIRPORT CHECKPOINT SCREENING FUND.**

Section 44940 of title 49, United States Code, is amended—

(1) in subsection (d)(4) by inserting “, other than subsection (i),” before “except to”; and

(2) by adding at the end the following:

“(i) CHECKPOINT SCREENING SECURITY FUND.—

“(1) ESTABLISHMENT.—There is established in the Department of Homeland Security a fund to

be known as the ‘Checkpoint Screening Security Fund’.

“(2) DEPOSITS.—In fiscal year 2008, after amounts are made available under section 44923(h), the next \$250,000,000 derived from fees received under subsection (a)(1) shall be available to be deposited in the Fund.

“(3) FEES.—The Secretary of Homeland Security shall impose the fee authorized by subsection (a)(1) so as to collect at least \$250,000,000 in fiscal year 2008 for deposit into the Fund.

“(4) AVAILABILITY OF AMOUNTS.—Amounts in the Fund shall be available until expended by the Administrator of the Transportation Security Administration for the purchase, deployment, installation, research, and development of equipment to improve the ability of security screening personnel at screening checkpoints to detect explosives.”

**SEC. 1602. SCREENING OF CARGO CARRIED ABOARD PASSENGER AIRCRAFT.**

(a) IN GENERAL.—Section 44901 of title 49, United States Code, is amended—

(1) by redesignating subsections (g) and (h) as subsections (h) and (i), respectively; and

(2) by inserting after subsection (f) the following:

“(g) AIR CARGO ON PASSENGER AIRCRAFT.—

“(1) IN GENERAL.—Not later than 3 years after the date of enactment of the Implementing Recommendations of the 9/11 Commission Act of 2007, the Secretary of Homeland Security shall establish a system to screen 100 percent of cargo transported on passenger aircraft operated by an air carrier or foreign air carrier in air transportation or intrastate air transportation to ensure the security of all such passenger aircraft carrying cargo.

“(2) MINIMUM STANDARDS.—The system referred to in paragraph (1) shall require, at a minimum, that equipment, technology, procedures, personnel, or other methods approved by the Administrator of the Transportation Security Administration, are used to screen cargo carried on passenger aircraft described in paragraph (1) to provide a level of security commensurate with the level of security for the screening of passenger checked baggage as follows:

“(A) 50 percent of such cargo is so screened not later than 18 months after the date of enactment of the Implementing Recommendations of the 9/11 Commission Act of 2007.

“(B) 100 percent of such cargo is so screened not later than 3 years after such date of enactment.

“(3) REGULATIONS.—

“(A) INTERIM FINAL RULE.—The Secretary of Homeland Security may issue an interim final rule as a temporary regulation to implement this subsection without regard to the provisions of chapter 5 of title 5.

“(B) FINAL RULE.—

“(i) IN GENERAL.—If the Secretary issues an interim final rule under subparagraph (A), the Secretary shall issue, not later than one year after the effective date of the interim final rule, a final rule as a permanent regulation to implement this subsection in accordance with the provisions of chapter 5 of title 5.

“(ii) FAILURE TO ACT.—If the Secretary does not issue a final rule in accordance with clause (i) on or before the last day of the one-year period referred to in clause (i), the Secretary shall submit to the Committee on Homeland Security of the House of Representatives, Committee on Commerce, Science, and Transportation of the Senate, and the Committee on Homeland Security and Governmental Affairs of the Senate a report explaining why the final rule was not timely issued and providing an estimate of the earliest date on which the final rule will be issued. The Secretary shall submit the first such report within 10 days after such last day and submit a report to the Committees containing updated information every 30 days thereafter until the final rule is issued.

“(iii) SUPERCEDING OF INTERIM FINAL RULE.—The final rule issued in accordance with this

subparagraph shall supersede the interim final rule issued under subparagraph (A).

“(4) REPORT.—Not later than 1 year after the date of establishment of the system under paragraph (1), the Secretary shall submit to the Committees referred to in paragraph (3)(B)(ii) a report that describes the system.

“(5) SCREENING DEFINED.—In this subsection the term ‘screening’ means a physical examination or non-intrusive methods of assessing whether cargo poses a threat to transportation security. Methods of screening include x-ray systems, explosives detection systems, explosives trace detection, explosives detection canine teams certified by the Transportation Security Administration, or a physical search together with manifest verification. The Administrator may approve additional methods to ensure that the cargo does not pose a threat to transportation security and to assist in meeting the requirements of this subsection. Such additional cargo screening methods shall not include solely performing a review of information about the contents of cargo or verifying the identity of a shipper of the cargo that is not performed in conjunction with other security methods authorized under this subsection, including whether a known shipper is registered in the known shipper database. Such additional cargo screening methods may include a program to certify the security methods used by shippers pursuant to paragraphs (1) and (2) and alternative screening methods pursuant to exemptions referred to in subsection (b) of section 1602 of the Implementing Recommendations of the 9/11 Commission Act of 2007.”

(b) ASSESSMENT OF EXEMPTIONS.—

(1) TSA ASSESSMENT.—

(A) IN GENERAL.—Not later than 120 days after the date of enactment of this Act, the Secretary of Homeland Security shall submit to the appropriate committees of Congress and to the Comptroller General a report containing an assessment of each exemption granted under section 44901(i)(1) of title 49, United States Code, for the screening required by such section for cargo transported on passenger aircraft and an analysis to assess the risk of maintaining such exemption.

(B) CONTENTS.—The report under subparagraph (A) shall include—

(i) the rationale for each exemption;

(ii) what percentage of cargo is not screened in accordance with section 44901(g) of title 49, United States Code;

(iii) the impact of each exemption on aviation security;

(iv) the projected impact on the flow of commerce of eliminating each exemption, respectively, should the Secretary choose to take such action; and

(v) plans and rationale for maintaining, changing, or eliminating each exemption.

(C) FORMAT.—The Secretary may submit the report under subparagraph (A) in both classified and redacted formats if the Secretary determines that such action is appropriate or necessary.

(2) GAO ASSESSMENT.—Not later than 120 days after the date on which the report under paragraph (1) is submitted, the Comptroller General shall review the report and submit to the Committee on Homeland Security of the House of Representatives, the Committee on Commerce, Science, and Transportation of the Senate, and the Committee on Homeland Security and Governmental Affairs of the Senate an assessment of the methodology of determinations made by the Secretary for maintaining, changing, or eliminating an exemption under section 44901(i)(1) of title 49, United States Code.

#### SEC. 1603. IN-LINE BAGGAGE SCREENING.

(a) EXTENSION OF AUTHORIZATION.—Section 44923(i)(1) of title 49, United States Code, is amended by striking “2007.” and inserting “2007, and \$450,000,000 for each of fiscal years 2008 through 2011”.

(b) SUBMISSION OF COST-SHARING STUDY AND PLAN.—Not later than 60 days after the date of

enactment of this Act, the Secretary of Homeland Security shall submit to the appropriate congressional committees the cost sharing study described in section 4019(d) of the Intelligence Reform and Terrorism Prevention Act of 2004 (118 Stat. 3722), together with the Secretary’s analysis of the study, a list of provisions of the study the Secretary intends to implement, and a plan and schedule for implementation of such listed provisions.

#### SEC. 1604. IN-LINE BAGGAGE SYSTEM DEPLOYMENT.

(a) IN GENERAL.—Section 44923 of title 49, United States Code, is amended—

(1) in subsection (a) by striking “may make” and inserting “shall make”;

(2) in subsection (d)(1) by striking “may” and inserting “shall”;

(3) in subsection (h)(1) by striking “2007” and inserting “2028”;

(4) in subsection (h) by striking paragraphs (2) and (3) and inserting the following:

“(2) ALLOCATION.—Of the amount made available under paragraph (1) for a fiscal year, not less than \$200,000,000 shall be allocated to fulfill letters of intent issued under subsection (d).

“(3) DISCRETIONARY GRANTS.—Of the amount made available under paragraph (1) for a fiscal year, up to \$50,000,000 shall be used to make discretionary grants, including other transaction agreements for airport security improvement projects, with priority given to small hub airports and nonhub airports.”

(5) by redesignating subsection (i) as subsection (j); and

(6) by inserting after subsection (h) the following:

“(i) LEVERAGED FUNDING.—For purposes of this section, a grant under subsection (a) to an airport sponsor to service an obligation issued by or on behalf of that sponsor to fund a project described in subsection (a) shall be considered to be a grant for that project.”

(b) PRIORITIZATION OF PROJECTS.—

(1) IN GENERAL.—The Administrator of the Transportation Security Administration shall establish a prioritization schedule for airport security improvement projects described in section 44923 of title 49, United States Code, based on risk and other relevant factors, to be funded under that section. The schedule shall include both hub airports referred to in paragraphs (29), (31), and (42) of section 40102 of such title and nonhub airports (as defined in section 47102(13) of such title).

(2) AIRPORTS THAT HAVE INCURRED ELIGIBLE COSTS.—The schedule shall include airports that have incurred eligible costs associated with development of partial or completed in-line baggage systems before the date of enactment of this Act in reasonable anticipation of receiving a grant under section 44923 of title 49, United States Code, in reimbursement of those costs but that have not received such a grant.

(3) REPORT.—Not later than 180 days after the date of enactment of this Act, the Administrator shall provide a copy of the prioritization schedule, a corresponding timeline, and a description of the funding allocation under section 44923 of title 49, United States Code, to the Committee on Commerce, Science, and Transportation of the Senate and the Committee on Homeland Security of the House of Representatives.

#### SEC. 1605. STRATEGIC PLAN TO TEST AND IMPLEMENT ADVANCED PASSENGER PRESCREENING SYSTEM.

(a) IN GENERAL.—Not later than 120 days after the date of enactment of this Act, the Secretary of Homeland Security, in consultation with the Administrator of the Transportation Security Administration, shall submit to the Committee on Homeland Security of the House of Representatives, the Committee on Commerce, Science, and Transportation of the Senate, and the Committee on Homeland Security and Governmental Affairs of the Senate a plan that—

(1) describes the system to be utilized by the Department of Homeland Security to assume the

performance of comparing passenger information, as defined by the Administrator, to the automatic selectee and no-fly lists, utilizing appropriate records in the consolidated and integrated terrorist watchlist maintained by the Federal Government;

(2) provides a projected timeline for each phase of testing and implementation of the system;

(3) explains how the system will be integrated with the prescreening system for passengers on international flights; and

(4) describes how the system complies with section 552a of title 5, United States Code.

(b) GAO ASSESSMENT.—Not later than 180 days after the date of enactment of this Act, the Comptroller General shall submit a report to the Committee on Commerce, Science, and Transportation of the Senate and the Committee on Homeland Security of the House of Representatives that—

(1) describes the progress made by the Transportation Security Administration in implementing the secure flight passenger pre-screening program;

(2) describes the effectiveness of the current appeals process for passengers wrongly assigned to the no-fly and terrorist watch lists;

(3) describes the Transportation Security Administration’s plan to protect private passenger information and progress made in integrating the system with the pre-screening program for international flights operated by United States Customs and Border Protection;

(4) provides a realistic determination of when the system will be completed; and

(5) includes any other relevant observations or recommendations the Comptroller General deems appropriate.

#### SEC. 1606. APPEAL AND REDRESS PROCESS FOR PASSENGERS WRONGLY DELAYED OR PROHIBITED FROM BOARDING A FLIGHT.

(a) IN GENERAL.—Subchapter I of chapter 449 of title 49, United States Code is amended by adding at the end the following:

##### “§ 44926. Appeal and redress process for passengers wrongly delayed or prohibited from boarding a flight

“(a) IN GENERAL.—The Secretary of Homeland Security shall establish a timely and fair process for individuals who believe they have been delayed or prohibited from boarding a commercial aircraft because they were wrongly identified as a threat under the regimes utilized by the Transportation Security Administration, United States Customs and Border Protection, or any other office or component of the Department of Homeland Security.

“(b) OFFICE OF APPEALS AND REDRESS.—

(1) ESTABLISHMENT.—The Secretary shall establish in the Department an Office of Appeals and Redress to implement, coordinate, and execute the process established by the Secretary pursuant to subsection (a). The Office shall include representatives from the Transportation Security Administration, United States Customs and Border Protection, and such other offices and components of the Department as the Secretary determines appropriate.

(2) RECORDS.—The process established by the Secretary pursuant to subsection (a) shall include the establishment of a method by which the Office, under the direction of the Secretary, will be able to maintain a record of air carrier passengers and other individuals who have been misidentified and have corrected erroneous information.

(3) INFORMATION.—To prevent repeated delays of an misidentified passenger or other individual, the Office shall—

“(A) ensure that the records maintained under this subsection contain information determined by the Secretary to authenticate the identity of such a passenger or individual;

“(B) furnish to the Transportation Security Administration, United States Customs and Border Protection, or any other appropriate office

or component of the Department, upon request, such information as may be necessary to allow such office or component to assist air carriers in improving their administration of the advanced passenger prescreening system and reduce the number of false positives; and

“(C) require air carriers and foreign air carriers take action to identify passengers determined, under the process established under subsection (a), to have been wrongly identified.

“(4) HANDLING OF PERSONALLY IDENTIFIABLE INFORMATION.—The Secretary, in conjunction with the Chief Privacy Officer of the Department shall—

“(A) require that Federal employees of the Department handling personally identifiable information of passengers (in this paragraph referred to as ‘PII’) complete mandatory privacy and security training prior to being authorized to handle PII;

“(B) ensure that the records maintained under this subsection are secured by encryption, one-way hashing, other data anonymization techniques, or such other equivalent security technical protections as the Secretary determines necessary;

“(C) limit the information collected from misidentified passengers or other individuals to the minimum amount necessary to resolve a redress request;

“(D) require that the data generated under this subsection shall be shared or transferred via a secure data network, that has been audited to ensure that the anti-hacking and other security related software functions properly and is updated as necessary;

“(E) ensure that any employee of the Department receiving the data contained within the records handles the information in accordance with the section 552a of title 5, United States Code, and the Federal Information Security Management Act of 2002 (Public Law 107-296);

“(F) only retain the data for as long as needed to assist the individual traveler in the redress process; and

“(G) conduct and publish a privacy impact assessment of the process described within this subsection and transmit the assessment to the Committee on Homeland Security of the House of Representatives, the Committee on Commerce, Science, and Transportation of the Senate, and Committee on Homeland Security and Governmental Affairs of the Senate.

“(5) INITIATION OF REDRESS PROCESS AT AIRPORTS.—The Office shall establish at each airport at which the Department has a significant presence a process to provide information to air carrier passengers to begin the redress process established pursuant to subsection (a).”.

(b) CLERICAL AMENDMENT.—The analysis for such chapter is amended by inserting after the item relating to section 44925 the following:

“44926. Appeal and redress process for passengers wrongly delayed or prohibited from boarding a flight.”.

**SEC. 1607. STRENGTHENING EXPLOSIVES DETECTION AT PASSENGER SCREENING CHECKPOINTS.**

(a) IN GENERAL.—Not later than 30 days after the date of enactment of this Act, the Secretary of Homeland Security, in consultation with the Administrator of the Transportation Security Administration, shall issue the strategic plan the Secretary was required by section 44925(b) of title 49, United States Code, to have issued within 90 days after the date of enactment of the Intelligence Reform and Terrorism Prevention Act of 2004 (Public Law 108-458).

(b) DEPLOYMENT.—Section 44925(b) of title 49, United States Code, is amended by adding at the end the following:

“(3) IMPLEMENTATION.—The Secretary shall begin implementation of the strategic plan within one year after the date of enactment of this paragraph.”.

**SEC. 1608. RESEARCH AND DEVELOPMENT OF AVIATION TRANSPORTATION SECURITY TECHNOLOGY.**

Section 137(a) of the Aviation and Transportation Security Act (49 U.S.C. 44912 note; 115 Stat. 637) is amended—

(1) by striking “2002 through 2006” and inserting “2006 through 2011”;

(2) by striking “aviation” and inserting “transportation”; and

(3) by striking “2002 and 2003” and inserting “2006 through 2011”.

**SEC. 1609. BLAST-RESISTANT CARGO CONTAINERS.**

Section 44901 of title 49, United States Code, as amended by section 1602, is further amended by adding at the end the following:

“(j) BLAST-RESISTANT CARGO CONTAINERS.—

“(1) IN GENERAL.—Before January 1, 2008, the Administrator of the Transportation Security Administration shall—

“(A) evaluate the results of the blast-resistant cargo container pilot program that was initiated before the date of enactment of this subsection; and

“(B) prepare and distribute through the Aviation Security Advisory Committee to the appropriate Committees of Congress and air carriers a report on that evaluation which may contain nonclassified and classified sections.

“(2) ACQUISITION, MAINTENANCE, AND REPLACEMENT.—Upon completion and consistent with the results of the evaluation that paragraph (1)(A) requires, the Administrator shall—

“(A) develop and implement a program, as the Administrator determines appropriate, to acquire, maintain, and replace blast-resistant cargo containers;

“(B) pay for the program; and

“(C) make available blast-resistant cargo containers to air carriers pursuant to paragraph (3).

“(3) DISTRIBUTION TO AIR CARRIERS.—The Administrator shall make available, beginning not later than July 1, 2008, blast-resistant cargo containers to air carriers for use on a risk managed basis as determined by the Administrator.”.

**SEC. 1610. PROTECTION OF PASSENGER PLANES FROM EXPLOSIVES.**

(a) TECHNOLOGY RESEARCH AND PILOT PROJECTS.—

(1) RESEARCH AND DEVELOPMENT.—The Secretary of Homeland Security, in consultation with the Administrator of the Transportation Security Administration, shall expedite research and development programs for technologies that can disrupt or prevent an explosive device from being introduced onto a passenger plane or from damaging a passenger plane while in flight or on the ground. The research shall be used in support of implementation of section 44901 of title 49, United States Code.

(2) PILOT PROJECTS.—The Secretary, in conjunction with the Secretary of Transportation, shall establish a grant program to fund pilot projects—

(A) to deploy technologies described in paragraph (1); and

(B) to test technologies to expedite the recovery, development, and analysis of information from aircraft accidents to determine the cause of the accident, including deployable flight deck and voice recorders and remote location recording devices.

(b) AUTHORIZATION OF APPROPRIATIONS.—There are authorized to be appropriated to the Secretary of Homeland Security for fiscal year 2008 such sums as may be necessary to carry out this section. Such sums shall remain available until expended.

**SEC. 1611. SPECIALIZED TRAINING.**

The Administrator of the Transportation Security Administration shall provide advanced training to transportation security officers for the development of specialized security skills, including behavior observation and analysis, explosives detection, and document examination,

in order to enhance the effectiveness of layered transportation security measures.

**SEC. 1612. CERTAIN TSA PERSONNEL LIMITATIONS NOT TO APPLY.**

(a) IN GENERAL.—Notwithstanding any provision of law, any statutory limitation on the number of employees in the Transportation Security Administration, before or after its transfer to the Department of Homeland Security from the Department of Transportation, does not apply after fiscal year 2007.

(b) AVIATION SECURITY.—Notwithstanding any provision of law imposing a limitation on the recruiting or hiring of personnel into the Transportation Security Administration to a maximum number of permanent positions, the Secretary of Homeland Security shall recruit and hire such personnel into the Administration as may be necessary—

(1) to provide appropriate levels of aviation security; and

(2) to accomplish that goal in such a manner that the average aviation security-related delay experienced by airline passengers is reduced to a level of less than 10 minutes.

**SEC. 1613. PILOT PROJECT TO TEST DIFFERENT TECHNOLOGIES AT AIRPORT EXIT LANES.**

(a) IN GENERAL.—The Administrator of the Transportation Security Administration shall conduct a pilot program at not more than 2 airports to identify technologies to improve security at airport exit lanes.

(b) PROGRAM COMPONENTS.—In conducting the pilot program under this section, the Administrator shall—

(1) utilize different technologies that protect the integrity of the airport exit lanes from unauthorized entry;

(2) work with airport officials to deploy such technologies in multiple configurations at a selected airport or airports at which some of the exits are not collocated with a screening checkpoint; and

(3) ensure the level of security is at or above the level of existing security at the airport or airports where the pilot program is conducted.

(c) REPORTS.—

(1) INITIAL BRIEFING.—Not later than 180 days after the date of enactment of this Act, the Administrator shall conduct a briefing to the congressional committees set forth in paragraph (3) that describes—

(A) the airport or airports selected to participate in the pilot program;

(B) the technologies to be tested;

(C) the potential savings from implementing the technologies at selected airport exits;

(D) the types of configurations expected to be deployed at such airports; and

(E) the expected financial contribution from each airport.

(2) FINAL REPORT.—Not later than 18 months after the technologies are deployed at the airports participating in the pilot program, the Administrator shall submit a final report to the congressional committees set forth in paragraph (3) that describes—

(A) the changes in security procedures and technologies deployed;

(B) the estimated cost savings at the airport or airports that participated in the pilot program; and

(C) the efficacy and staffing benefits of the pilot program and its applicability to other airports in the United States.

(3) CONGRESSIONAL COMMITTEES.—The reports required under this subsection shall be submitted to—

(A) the Committee on Commerce, Science, and Transportation of the Senate;

(B) the Committee on Appropriations of the Senate;

(C) the Committee on Homeland Security and Governmental Affairs of the Senate;

(D) the Committee on Homeland Security of the House of Representatives; and

(E) the Committee on Appropriations of the House of Representatives.

(d) *USE OF EXISTING FUNDS.*—This section shall be executed using existing funds.

**SEC. 1614. SECURITY CREDENTIALS FOR AIRLINE CREWS.**

(a) *REPORT.*—Not later than 180 days after the date of enactment of this Act, the Administrator of the Transportation Security Administration, after consultation with airline, airport, and flight crew representatives, shall submit to the Committee on Commerce, Science, and Transportation of the Senate, the Committee on Homeland Security and Governmental Affairs of the Senate, the Committee on Homeland Security of the House of Representatives, and the Committee on Transportation and Infrastructure of the House of Representatives a report on the status of the Administration's efforts to institute a sterile area access system or method that will enhance security by properly identifying authorized airline flight deck and cabin crew members at screening checkpoints and granting them expedited access through screening checkpoints. The Administrator shall include in the report recommendations on the feasibility of implementing the system for the domestic aviation industry beginning one year after the date on which the report is submitted.

(b) *BEGINNING IMPLEMENTATION.*—The Administrator shall begin implementation of the system or method referred to in subsection (a) not later than one year after the date on which the Administrator submits the report under subsection (a).

**SEC. 1615. LAW ENFORCEMENT OFFICER BIOMETRIC CREDENTIAL.**

(a) *IN GENERAL.*—Section 44903(h)(6) of title 49, United States Code, is amended to read as follows:

“(6) *USE OF BIOMETRIC TECHNOLOGY FOR ARMED LAW ENFORCEMENT TRAVEL.*—

“(A) *IN GENERAL.*—Not later than 18 months after the date of enactment of the Implementing Recommendations of the 9/11 Commission Act of 2007, the Secretary of Homeland Security, in consultation with the Attorney General, shall—

“(i) implement this section by publication in the Federal Register; and

“(ii) establish a national registered armed law enforcement program, that shall be federally managed, for law enforcement officers needing to be armed when traveling by commercial aircraft.

“(B) *PROGRAM REQUIREMENTS.*—The program shall—

“(i) establish a credential or a system that incorporates biometric technology and other applicable technologies;

“(ii) establish a system for law enforcement officers who need to be armed when traveling by commercial aircraft on a regular basis and for those who need to be armed during temporary travel assignments;

“(iii) comply with other uniform credentialing initiatives, including the Homeland Security Presidential Directive 12;

“(iv) apply to all Federal, State, local, tribal, and territorial government law enforcement agencies; and

“(v) establish a process by which the travel credential or system may be used to verify the identity, using biometric technology, of a Federal, State, local, tribal, or territorial law enforcement officer seeking to carry a weapon on board a commercial aircraft, without unnecessarily disclosing to the public that the individual is a law enforcement officer.

“(C) *PROCEDURES.*—In establishing the program, the Secretary shall develop procedures—

“(i) to ensure that a law enforcement officer of a Federal, State, local, tribal, or territorial government flying armed has a specific reason for flying armed and the reason is within the scope of the duties of such officer;

“(ii) to preserve the anonymity of the armed law enforcement officer;

“(iii) to resolve failures to enroll, false matches, and false nonmatches relating to the use of the law enforcement travel credential or system;

“(iv) to determine the method of issuance of the biometric credential to law enforcement officers needing to be armed when traveling by commercial aircraft;

“(v) to invalidate any law enforcement travel credential or system that is lost, stolen, or no longer authorized for use;

“(vi) to coordinate the program with the Federal Air Marshal Service, including the force multiplier program of the Service; and

“(vii) to implement a phased approach to launching the program, addressing the immediate needs of the relevant Federal agent population before expanding to other law enforcement populations.”.

(b) *REPORT.*—

(1) *IN GENERAL.*—Not later than 180 days after implementing the national registered armed law enforcement program required by section 44903(h)(6) of title 49, United States Code, the Secretary of Homeland Security shall submit to the Committee on Commerce, Science, and Transportation of the Senate and the Committee on Homeland Security of the House of Representatives a report. If the Secretary has not implemented the program within 180 days after the date of enactment of this Act, the Secretary shall submit a report to the Committees within 180 days explaining the reasons for the failure to implement the program within the time required by that section and a further report within each successive 90-day period until the program is implemented explaining the reasons for such further delays in implementation until the program is functioning.

(2) *CLASSIFIED FORMAT.*—The Secretary may submit each report required by this subsection in classified format.

**SEC. 1616. REPAIR STATION SECURITY.**

(a) *CERTIFICATION OF FOREIGN REPAIR STATIONS SUSPENSION.*—If the regulations required by section 44924(f) of title 49, United States Code, are not issued within one year after the date of enactment of this Act, the Administrator of the Federal Aviation Administration may not certify any foreign repair station under part 145 of title 14, Code of Federal Regulations, after such date unless the station was previously certified, or is in the process of certification by the Administration under that part.

(b) *6-MONTH DEADLINE FOR SECURITY REVIEW AND AUDIT.*—Subsections (a) and (d) of section 44924 of title 49, United States Code, is amended—

(1) in each of subsections (a) and (b) by striking “18 months” and inserting “6 months”; and

(2) in subsection (d) by inserting “(other than a station that was previously certified, or is in the process of certification, by the Administration under this part)” before “until”.

**SEC. 1617. GENERAL AVIATION SECURITY.**

Section 44901 of title 49, United States Code, as amended by sections 1602 and 1609, is further amended by adding at the end the following:

“(k) *GENERAL AVIATION AIRPORT SECURITY PROGRAM.*—

“(1) *IN GENERAL.*—Not later than one year after the date of enactment of this subsection, the Administrator of the Transportation Security Administration shall—

“(A) develop a standardized threat and vulnerability assessment program for general aviation airports (as defined in section 47134(m)); and

“(B) implement a program to perform such assessments on a risk-managed basis at general aviation airports.

“(2) *GRANT PROGRAM.*—Not later than 6 months after the date of enactment of this subsection, the Administrator shall initiate and complete a study of the feasibility of a program, based on a risk-managed approach, to provide grants to operators of general aviation airports (as defined in section 47134(m)) for projects to upgrade security at such airports. If the Administrator determines that such a program is feasible, the Administrator shall establish such a program.

“(3) *APPLICATION TO GENERAL AVIATION AIRCRAFT.*—Not later than 180 days after the date of enactment of this subsection, the Administrator shall develop a risk-based system under which—

“(A) general aviation aircraft, as identified by the Administrator, in coordination with the Administrator of the Federal Aviation Administration, are required to submit passenger information and advance notification requirements for United States Customs and Border Protection before entering United States airspace; and

“(B) such information is checked against appropriate databases.

“(4) *AUTHORIZATION OF APPROPRIATIONS.*—There are authorized to be appropriated to the Administrator of the Transportation Security Administration such sums as may be necessary to carry out paragraphs (2) and (3).”.

**SEC. 1618. EXTENSION OF AUTHORIZATION OF AVIATION SECURITY FUNDING.**

Section 48301(a) of title 49, United States Code, is amended by striking “and 2006” and inserting “2007, 2008, 2009, 2010, and 2011”.

**TITLE XVII—MARITIME CARGO**

**SEC. 1701. CONTAINER SCANNING AND SEALS.**

(a) *CONTAINER SCANNING.*—Section 232(b) of the SAFE Ports Act (6 U.S.C. 982(b)) is amended to read as follows:

“(b) *FULL-SCALE IMPLEMENTATION.*—

“(1) *IN GENERAL.*—A container that was loaded on a vessel in a foreign port shall not enter the United States (either directly or via a foreign port) unless the container was scanned by nonintrusive imaging equipment and radiation detection equipment at a foreign port before it was loaded on a vessel.

“(2) *APPLICATION.*—Paragraph (1) shall apply with respect to containers loaded on a vessel in a foreign country on or after the earlier of—

“(A) July 1, 2012; or

“(B) such other date as may be established by the Secretary under paragraph (3).

“(3) *ESTABLISHMENT OF EARLIER DEADLINE.*—The Secretary shall establish a date under (2)(B) pursuant to the lessons learned through the pilot integrated scanning systems established under section 231.

“(4) *EXTENSIONS.*—The Secretary may extend the date specified in paragraph (2)(A) or (2)(B) for 2 years, and may renew the extension in additional 2-year increments, for containers loaded in a port or ports, if the Secretary certifies to Congress that at least two of the following conditions exist:

“(A) Systems to scan containers in accordance with paragraph (1) are not available for purchase and installation.

“(B) Systems to scan containers in accordance with paragraph (1) do not have a sufficiently low false alarm rate for use in the supply chain.

“(C) Systems to scan containers in accordance with paragraph (1) cannot be purchased, deployed, or operated at ports overseas, including, if applicable, because a port does not have the physical characteristics to install such a system.

“(D) Systems to scan containers in accordance with paragraph (1) cannot be integrated, as necessary, with existing systems.

“(E) Use of systems that are available to scan containers in accordance with paragraph (1) will significantly impact trade capacity and the flow of cargo.

“(F) Systems to scan containers in accordance with paragraph (1) do not adequately provide an automated notification of questionable or high-risk cargo as a trigger for further inspection by appropriately trained personnel.

“(5) *EXEMPTION FOR MILITARY CARGO.*—Notwithstanding any other provision in the section, supplies bought by the Secretary of Defense and transported in compliance section 2631 of title 10, United States Code, and military cargo of foreign countries are exempt from the requirements of this section.

“(6) *REPORT ON EXTENSIONS.*—An extension under paragraph (4) for a port or ports shall take effect upon the expiration of the 60-day period beginning on the date the Secretary provides a report to Congress that—



“(A) states what container traffic will be affected by the extension;

“(B) provides supporting evidence to support the Secretary’s certification of the basis for the extension; and

“(C) explains what measures the Secretary is taking to ensure that scanning can be implemented as early as possible at the port or ports that are the subject of the report.

“(7) REPORT ON RENEWAL OF EXTENSION.—If an extension under paragraph (4) takes effect, the Secretary shall, after one year, submit a report to Congress on whether the Secretary expects to seek to renew the extension.

“(8) SCANNING TECHNOLOGY STANDARDS.—In implementing paragraph (1), the Secretary shall—

“(A) establish technological and operational standards for systems to scan containers;

“(B) ensure that the standards are consistent with the global nuclear detection architecture developed under the Homeland Security Act of 2002; and

“(C) coordinate with other Federal agencies that administer scanning or detection programs at foreign ports.

“(9) INTERNATIONAL TRADE AND OTHER OBLIGATIONS.—In carrying out this subsection, the Secretary shall consult with appropriate Federal departments and agencies and private sector stakeholders, and ensure that actions under this section do not violate international trade obligations, and are consistent with the World Customs Organization framework, or other international obligations of the United States.”.

(b) DEADLINE FOR CONTAINER SECURITY STANDARDS AND PROCEDURES.—Section 204(a)(4) of the SAFE Port Act (6 U.S.C. 944(a)(4)) is amended by—

(1) striking “(1) DEADLINE FOR ENFORCEMENT.—” and inserting the following:

“(1) DEADLINE FOR ENFORCEMENT.—

“(A) ENFORCEMENT OF RULE.—”; and

(2) adding at the end the following:

“(B) INTERIM REQUIREMENT.—If the interim final rule described in paragraph (2) is not issued by April 1, 2008, then—

“(i) effective not later than October 15, 2008, all containers in transit to the United States shall be required to meet the requirements of International Organization for Standardization Publicly Available Specification 17712 standard for sealing containers; and

“(ii) the requirements of this subparagraph shall cease to be effective upon the effective date of the interim final rule issued pursuant to this subsection.”.

## TITLE XVIII—PREVENTING WEAPONS OF MASS DESTRUCTION PROLIFERATION AND TERRORISM

### SEC. 1801. FINDINGS.

The 9/11 Commission has made the following recommendations:

(1) STRENGTHEN “COUNTER-PROLIFERATION” EFFORTS.—The United States should work with the international community to develop laws and an international legal regime with universal jurisdiction to enable any state in the world to capture, interdict, and prosecute smugglers of nuclear material.

(2) EXPAND THE PROLIFERATION SECURITY INITIATIVE.—In carrying out the Proliferation Security Initiative, the United States should—

(A) use intelligence and planning resources of the North Atlantic Treaty Organization (NATO) alliance;

(B) make participation open to non-NATO countries; and

(C) encourage Russia and the People’s Republic of China to participate.

(3) SUPPORT THE COOPERATIVE THREAT REDUCTION PROGRAM.—The United States should expand, improve, increase resources for, and otherwise fully support the Cooperative Threat Reduction program.

### SEC. 1802. DEFINITIONS.

In this title:

(1) The terms “prevention of weapons of mass destruction proliferation and terrorism” and

“prevention of WMD proliferation and terrorism” include activities under—

(A) the programs specified in section 1501(b) of the National Defense Authorization Act for Fiscal Year 1997 (Public Law 104–201; 110 Stat. 2731; 50 U.S.C. 2362 note);

(B) the programs for which appropriations are authorized by section 3101(a)(2) of the Bob Stump National Defense Authorization Act for Fiscal Year 2003 (Public Law 107–314; 116 Stat. 2729);

(C) programs authorized by section 504 of the Freedom for Russia and Emerging Eurasian Democracies and Open Markets Support Act of 1992 (the FREEDOM Support Act) (22 U.S.C. 5854) and programs authorized by section 1412 of the Former Soviet Union Demilitarization Act of 1992 (22 U.S.C. 5902); and

(D) a program of any agency of the Federal Government having a purpose similar to that of any of the programs identified in subparagraphs (A) through (C), as designated by the United States Coordinator for the Prevention of Weapons of Mass Destruction Proliferation and Terrorism and the head of the agency.

(2) The terms “weapons of mass destruction” and “WMD” mean chemical, biological, and nuclear weapons, and chemical, biological, and nuclear materials used in the manufacture of such weapons.

(3) The term “items of proliferation concern” means—

(A) equipment, materials, or technology listed in—

(i) the Trigger List of the Guidelines for Nuclear Transfers of the Nuclear Suppliers Group;

(ii) the Annex of the Guidelines for Transfers of Nuclear-Related Dual-Use Equipment, Materials, Software, and Related Technology of the Nuclear Suppliers Group; or

(iii) any of the Common Control Lists of the Australia Group; and

(B) any other sensitive items.

### Subtitle A—Repeal and Modification of Limitations on Assistance for Prevention of WMD Proliferation and Terrorism

#### SEC. 1811. REPEAL AND MODIFICATION OF LIMITATIONS ON ASSISTANCE FOR PREVENTION OF WEAPONS OF MASS DESTRUCTION PROLIFERATION AND TERRORISM.

Consistent with the recommendations of the 9/11 Commission, Congress repeals or modifies the limitations on assistance for prevention of weapons of mass destruction proliferation and terrorism as follows:

(1) SOVIET NUCLEAR THREAT REDUCTION ACT OF 1991.—Subsections (b) and (c) of section 211 of the Soviet Nuclear Threat Reduction Act of 1991 (title II of Public Law 102–228; 22 U.S.C. 2551 note) are repealed.

(2) COOPERATIVE THREAT REDUCTION ACT OF 1993.—Section 1203(d) of the Cooperative Threat Reduction Act of 1993 (title XII of Public Law 103–160; 22 U.S.C. 5952(d)) is repealed.

(3) RUSSIAN CHEMICAL WEAPONS DESTRUCTION FACILITIES.—Section 1305 of the National Defense Authorization Act for Fiscal Year 2000 (Public Law 106–65; 22 U.S.C. 5952 note) is repealed.

(4) AUTHORITY TO USE COOPERATIVE THREAT REDUCTION FUNDS OUTSIDE THE FORMER SOVIET UNION—MODIFICATION OF CERTIFICATION REQUIREMENT; CONGRESSIONAL NOTICE REQUIREMENT.—Section 1308 of the National Defense Authorization Act for Fiscal Year 2004 (Public Law 108–136; 22 U.S.C. 5963) is amended—

(A) in subsection (a)—

(i) by striking “the President may” and inserting “the Secretary of Defense may”; and

(ii) by striking “if the President” and inserting “if the Secretary of Defense, with the concurrence of the Secretary of State,”;

(B) in subsection (d)(1)—

(i) by striking “The President may not” and inserting “The Secretary of Defense may not”; and

(ii) by striking “until the President” and inserting “until the Secretary of Defense, with the concurrence of the Secretary of State,”;

(C) in subsection (d)(2)—

(i) by striking “Not later than 10 days after”

and inserting “Not later than 15 days prior to”;

(ii) by striking “the President shall” and inserting “the Secretary of Defense shall”; and

(iii) by striking “Congress” and inserting “the Committee on Armed Services and the Committee on Foreign Affairs of the House of Representatives and the Committee on Armed Services and the Committee on Foreign Relations of the Senate”; and

(D) in subsection (d) by adding at the end the following:

“(3) In the case of a situation that threatens human life or safety or where a delay would severely undermine the national security of the United States, notification under paragraph (2) shall be made not later than 10 days after obligating funds under the authority in subsection (a) for a project or activity.”.

### Subtitle B—Proliferation Security Initiative

#### SEC. 1821. PROLIFERATION SECURITY INITIATIVE IMPROVEMENTS AND AUTHORITIES.

(a) SENSE OF CONGRESS.—It is the sense of Congress, consistent with the 9/11 Commission’s recommendations, that the President should strive to expand and strengthen the Proliferation Security Initiative (in this subtitle referred to as “PSI”) announced by the President on May 31, 2003, with a particular emphasis on the following:

(1) Issuing a presidential directive to the relevant United States Government agencies and departments that directs such agencies and departments to—

(A) establish clear PSI authorities, responsibilities, and structures;

(B) include in the budget request for each such agency or department for each fiscal year, a request for funds necessary for United States PSI-related activities; and

(C) provide other necessary resources to achieve more efficient and effective performance of United States PSI-related activities.

(2) Increasing PSI cooperation with all countries.

(3) Implementing the recommendations of the Government Accountability Office (GAO) in the September 2006 report titled “Better Controls Needed to Plan and Manage Proliferation Security Initiative Activities” (GAO–06–937C) regarding the following:

(A) The Department of Defense and the Department of State should establish clear PSI roles and responsibilities, policies and procedures, interagency communication mechanisms, documentation requirements, and indicators to measure program results.

(B) The Department of Defense and the Department of State should develop a strategy to work with PSI-participating countries to resolve issues that are impediments to conducting successful PSI interdictions.

(4) Establishing a multilateral mechanism to increase coordination, cooperation, and compliance among PSI-participating countries.

(b) BUDGET SUBMISSION.—

(1) IN GENERAL.—Each fiscal year in which activities are planned to be carried out under the PSI, the President shall include in the budget request for each participating United States Government agency or department for that fiscal year, a description of the funding and the activities for which the funding is requested for each such agency or department.

(2) REPORT.—Not later than the first Monday in February of each year in which the President submits a budget request described in paragraph (1), the Secretary of Defense and the Secretary of State shall submit to Congress a comprehensive joint report setting forth the following:

(A) A three-year plan, beginning with the fiscal year for the budget request, that specifies the amount of funding and other resources to be provided by the United States for PSI-related activities over the term of the plan, including the purposes for which such funding and resources will be used.



(B) For the report submitted in 2008, a description of the PSI-related activities carried out during the three fiscal years preceding the year of the report, and for the report submitted in 2009 and each year thereafter, a description of the PSI-related activities carried out during the fiscal year preceding the year of the report. The description shall include, for each fiscal year covered by the report—

(i) the amounts obligated and expended for such activities and the purposes for which such amounts were obligated and expended;

(ii) a description of the participation of each department or agency of the United States Government in such activities;

(iii) a description of the participation of each foreign country or entity in such activities;

(iv) a description of any assistance provided to a foreign country or entity participating in such activities in order to secure such participation, in response to such participation, or in order to improve the quality of such participation; and

(v) such other information as the Secretary of Defense and the Secretary of State determine should be included to keep Congress fully informed of the operation and activities of the PSI.

(3) CLASSIFICATION.—The report required by paragraph (2) shall be in an unclassified form but may include a classified annex as necessary.

(c) IMPLEMENTATION REPORT.—Not later than 180 days after the date of the enactment of this Act, the President shall transmit to the Committee on Armed Services and the Committee on Foreign Affairs of the House of Representatives and the Committee on Armed Services and the Committee on Foreign Relations of the Senate a report on the implementation of this section. The report shall include—

(1) the steps taken to implement the recommendations described in paragraph (3) of subsection (a); and

(2) the progress made toward implementing the matters described in paragraphs (1), (2), and (4) of subsection (a).

(d) GAO REPORTS.—The Government Accountability Office shall submit to Congress, for each of fiscal years 2007, 2009, and 2011, a report with its assessment of the progress and effectiveness of the PSI, which shall include an assessment of the measures referred to in subsection (a).

**SEC. 1822. AUTHORITY TO PROVIDE ASSISTANCE TO COOPERATIVE COUNTRIES.**

(a) IN GENERAL.—The President is authorized to provide assistance under subsection (b) to any country that cooperates with the United States and with other countries allied with the United States to prevent the transport and transshipment of items of proliferation concern in its national territory or airspace or in vessels under its control or registry.

(b) TYPES OF ASSISTANCE.—The assistance authorized under subsection (a) consists of the following:

(1) Assistance under section 23 of the Arms Export Control Act (22 U.S.C. 2763).

(2) Assistance under chapters 4 (22 U.S.C. 2346 et seq.) and 5 (22 U.S.C. 2347 et seq.) of part II of the Foreign Assistance Act of 1961.

(3) Drawdown of defense excess defense articles and services under section 516 of the Foreign Assistance Act of 1961 (22 U.S.C. 2321j).

(c) CONGRESSIONAL NOTIFICATION.—Assistance authorized under this section may not be provided until at least 30 days after the date on which the President has provided notice thereof to the Committee on Armed Services, the Committee on Foreign Affairs, and the Committee on Appropriations of the House of Representatives and the Committee on Armed Services, the Committee on Foreign Relations, and the Committee on Appropriations of the Senate, in accordance with the procedures applicable to reprogramming notifications under section 634A(a) of the Foreign Assistance Act of 1961 (22 U.S.C. 2394-1(a)), and has certified to such committees that

such assistance will be used in accordance with the requirement of subsection (e) of this section.

(d) LIMITATION.—Assistance may be provided to a country under section (a) in no more than three fiscal years.

(e) USE OF ASSISTANCE.—Assistance provided under this section shall be used to enhance the capability of the recipient country to prevent the transport and transshipment of items of proliferation concern in its national territory or airspace, or in vessels under its control or registry, including through the development of a legal framework in that country to enhance such capability by criminalizing proliferation, enacting strict export controls, and securing sensitive materials within its borders, and to enhance the ability of the recipient country to cooperate in PSI operations.

(f) LIMITATION ON SHIP OR AIRCRAFT TRANSFERS.—

(1) LIMITATION.—Except as provided in paragraph (2), the President may not transfer any excess defense article that is a vessel or an aircraft to a country that has not agreed, in connection with such transfer, that it will support and assist efforts by the United States, consistent with international law, to interdict items of proliferation concern until thirty days after the date on which the President has provided notice of the proposed transfer to the committees described in subsection (c) in accordance with the procedures applicable to reprogramming notifications under section 634A(a) of the Foreign Assistance Act of 1961 (22 U.S.C. 2394-1(a)), in addition to any other requirement of law.

(2) EXCEPTION.—The limitation in paragraph (1) shall not apply to any transfer, not involving significant military equipment, in which the primary use of the aircraft or vessel will be for counternarcotics, counterterrorism, or counterproliferation purposes.

**Subtitle C—Assistance to Accelerate Programs to Prevent Weapons of Mass Destruction Proliferation and Terrorism**

**SEC. 1831. STATEMENT OF POLICY.**

It shall be the policy of the United States, consistent with the 9/11 Commission's recommendations, to eliminate any obstacles to timely obligating and executing the full amount of any appropriated funds for threat reduction and nonproliferation programs in order to accelerate and strengthen progress on preventing weapons of mass destruction (WMD) proliferation and terrorism. Such policy shall be implemented with concrete measures, such as those described in this title, including the removal and modification of statutory limits to executing funds, the expansion and strengthening of the Proliferation Security Initiative, the establishment of the Office of the United States Coordinator for the Prevention of Weapons of Mass Destruction Proliferation and Terrorism under subtitle D, and the establishment of the Commission on the Prevention of Weapons of Mass Destruction Proliferation and Terrorism under subtitle E. As a result, Congress intends that any funds authorized to be appropriated to programs for preventing WMD proliferation and terrorism under this subtitle will be executed in a timely manner.

**SEC. 1832. AUTHORIZATION OF APPROPRIATIONS FOR THE DEPARTMENT OF DEFENSE COOPERATIVE THREAT REDUCTION PROGRAM.**

(a) FISCAL YEAR 2008.—

(1) IN GENERAL.—Subject to paragraph (2), there are authorized to be appropriated to the Department of Defense Cooperative Threat Reduction Program such sums as may be necessary for fiscal year 2008 for the following purposes:

(A) Chemical weapons destruction at Shchuch'ye, Russia.

(B) Biological weapons proliferation prevention.

(C) Acceleration, expansion, and strengthening of Cooperative Threat Reduction Program activities.

(2) LIMITATION.—The sums appropriated pursuant to paragraph (1) may not exceed the

amounts authorized to be appropriated by any national defense authorization Act for fiscal year 2008 (whether enacted before or after the date of the enactment of this Act) to the Department of Defense Cooperative Threat Reduction Program for such purposes.

(b) FUTURE YEARS.—It is the sense of Congress that in fiscal year 2008 and future fiscal years, the President should accelerate and expand funding for Cooperative Threat Reduction programs administered by the Department of Defense and such efforts should include, beginning upon enactment of this Act, encouraging additional commitments by the Russian Federation and other partner nations, as recommended by the 9/11 Commission.

**SEC. 1833. AUTHORIZATION OF APPROPRIATIONS FOR THE DEPARTMENT OF ENERGY PROGRAMS TO PREVENT WEAPONS OF MASS DESTRUCTION PROLIFERATION AND TERRORISM.**

(a) IN GENERAL.—Subject to subsection (b), there are authorized to be appropriated to Department of Energy National Nuclear Security Administration Defense Nuclear Nonproliferation such sums as may be necessary for fiscal year 2008 to accelerate, expand, and strengthen the following programs to prevent weapons of mass destruction (WMD) proliferation and terrorism:

(1) The Global Threat Reduction Initiative.

(2) The Nonproliferation and International Security program.

(3) The International Materials Protection, Control and Accounting program.

(4) The Nonproliferation and Verification Research and Development program.

(b) LIMITATION.—The sums appropriated pursuant to subsection (a) may not exceed the amounts authorized to be appropriated by any national defense authorization Act for fiscal year 2008 (whether enacted before or after the date of the enactment of this Act) to Department of Energy National Nuclear Security Administration Defense Nuclear Nonproliferation for such purposes.

**Subtitle D—Office of the United States Coordinator for the Prevention of Weapons of Mass Destruction Proliferation and Terrorism**

**SEC. 1841. OFFICE OF THE UNITED STATES COORDINATOR FOR THE PREVENTION OF WEAPONS OF MASS DESTRUCTION PROLIFERATION AND TERRORISM.**

(a) ESTABLISHMENT.—There is established within the Executive Office of the President an office to be known as the "Office of the United States Coordinator for the Prevention of Weapons of Mass Destruction Proliferation and Terrorism" (in this section referred to as the "Office").

(b) OFFICERS.—

(1) UNITED STATES COORDINATOR.—The head of the Office shall be the United States Coordinator for the Prevention of Weapons of Mass Destruction Proliferation and Terrorism (in this section referred to as the "Coordinator").

(2) DEPUTY UNITED STATES COORDINATOR.—There shall be a Deputy United States Coordinator for the Prevention of Weapons of Mass Destruction Proliferation and Terrorism (in this section referred to as the "Deputy Coordinator"), who shall—

(A) assist the Coordinator in carrying out the responsibilities of the Coordinator under this subtitle; and

(B) serve as Acting Coordinator in the absence of the Coordinator and during any vacancy in the office of Coordinator.

(3) APPOINTMENT.—The Coordinator and Deputy Coordinator shall be appointed by the President, by and with the advice and consent of the Senate, and shall be responsible on a full-time basis for the duties and responsibilities described in this section.

(4) LIMITATION.—No person shall serve as Coordinator or Deputy Coordinator while serving in any other position in the Federal Government.

(5) **ACCESS BY CONGRESS.**—The establishment of the Office of the Coordinator within the Executive Office of the President shall not be construed as affecting access by the Congress or committees of either House to—

(A) information, documents, and studies in the possession of, or conducted by or at the direction of, the Coordinator; or

(B) personnel of the Office of the Coordinator.

(c) **DUTIES.**—The responsibilities of the Coordinator shall include the following:

(1) Serving as the principal advisor to the President on all matters relating to the prevention of weapons of mass destruction (WMD) proliferation and terrorism.

(2) Formulating a comprehensive and well-coordinated United States strategy and policies for preventing WMD proliferation and terrorism, including—

(A) measurable milestones and targets to which departments and agencies can be held accountable;

(B) identification of gaps, duplication, and other inefficiencies in existing activities, initiatives, and programs and the steps necessary to overcome these obstacles;

(C) plans for preserving the nuclear security investment the United States has made in Russia, the former Soviet Union, and other countries;

(D) prioritized plans to accelerate, strengthen, and expand the scope of existing initiatives and programs, which include identification of vulnerable sites and material and the corresponding actions necessary to eliminate such vulnerabilities;

(E) new and innovative initiatives and programs to address emerging challenges and strengthen United States capabilities, including programs to attract and retain top scientists and engineers and strengthen the capabilities of United States national laboratories;

(F) plans to coordinate United States activities, initiatives, and programs relating to the prevention of WMD proliferation and terrorism, including those of the Department of Energy, the Department of Defense, the Department of State, and the Department of Homeland Security, and including the Proliferation Security Initiative, the G-8 Global Partnership Against the Spread of Weapons and Materials of Mass Destruction, United Nations Security Council Resolution 1540, and the Global Initiative to Combat Nuclear Terrorism;

(G) plans to strengthen United States commitments to international regimes and significantly improve cooperation with other countries relating to the prevention of WMD proliferation and terrorism, with particular emphasis on work with the international community to develop laws and an international legal regime with universal jurisdiction to enable any state in the world to interdict and prosecute smugglers of WMD material, as recommended by the 9/11 Commission; and

(H) identification of actions necessary to implement the recommendations of the Commission on the Prevention of Weapons of Mass Destruction Proliferation and Terrorism established under subtitle E of this title.

(3) Leading inter-agency coordination of United States efforts to implement the strategy and policies described in this section.

(4) Conducting oversight and evaluation of accelerated and strengthened implementation of initiatives and programs to prevent WMD proliferation and terrorism by relevant government departments and agencies.

(5) Overseeing the development of a comprehensive and coordinated budget for programs and initiatives to prevent WMD proliferation and terrorism, ensuring that such budget adequately reflects the priority of the challenges and is effectively executed, and carrying out other appropriate budgetary authorities.

(d) **STAFF.**—The Coordinator may—

(1) appoint, employ, fix compensation, and terminate such personnel as may be necessary to enable the Coordinator to perform his or her duties under this title;

(2) direct, with the concurrence of the Secretary of a department or head of an agency, the temporary reassignment within the Federal Government of personnel employed by such department or agency, in order to implement United States policy with regard to the prevention of WMD proliferation and terrorism;

(3) use for administrative purposes, on a reimbursable basis, the available services, equipment, personnel, and facilities of Federal, State, and local agencies;

(4) procure the services of experts and consultants in accordance with section 3109 of title 5, United States Code, relating to appointments in the Federal Service, at rates of compensation for individuals not to exceed the daily equivalent of the rate of pay payable for a position at level IV of the Executive Schedule under section 5315 of title 5, United States Code; and

(5) use the mails in the same manner as any other department or agency of the executive branch.

(e) **CONSULTATION WITH COMMISSION.**—The Office and the Coordinator shall regularly consult with and strive to implement the recommendations of the Commission on the Prevention of Weapons of Mass Destruction Proliferation and Terrorism, established under subtitle E of this title.

(f) **ANNUAL REPORT ON STRATEGIC PLAN.**—For fiscal year 2009 and each fiscal year thereafter, the Coordinator shall submit to Congress, at the same time as the submission of the budget for that fiscal year under title 31, United States Code, a report on the strategy and policies developed pursuant to subsection (c)(2), together with any recommendations of the Coordinator for legislative changes that the Coordinator considers appropriate with respect to such strategy and policies and their implementation or the Office of the Coordinator.

(g) **PARTICIPATION IN NATIONAL SECURITY COUNCIL AND HOMELAND SECURITY COUNCIL.**—Section 101 of the National Security Act of 1947 (50 U.S.C. 402) is amended—

(1) by redesignating the last subsection (added as “(i)”) by section 301 of Public Law 105–292) as subsection (k); and

(2) by adding at the end the following:

“(1) **PARTICIPATION OF COORDINATOR FOR THE PREVENTION OF WEAPONS OF MASS DESTRUCTION PROLIFERATION AND TERRORISM.**—The United States Coordinator for the Prevention of Weapons of Mass Destruction Proliferation and Terrorism (or, in the Coordinator’s absence, the Deputy United States Coordinator) may, in the performance of the Coordinator’s duty as principal advisor to the President on all matters relating to the prevention of weapons of mass destruction proliferation and terrorism, and, subject to the direction of the President, attend and participate in meetings of the National Security Council and the Homeland Security Council.”

**SEC. 1842. SENSE OF CONGRESS ON UNITED STATES-RUSSIA COOPERATION AND COORDINATION ON THE PREVENTION OF WEAPONS OF MASS DESTRUCTION PROLIFERATION AND TERRORISM.**

It is the sense of the Congress that, as soon as practical, the President should engage the President of the Russian Federation in a discussion of the purposes and goals for the establishment of the Office of the United States Coordinator for the Prevention of Weapons of Mass Destruction Proliferation and Terrorism (in this section referred to as the “Office”), the authorities and responsibilities of the United States Coordinator for the Prevention of Weapons of Mass Destruction Proliferation and Terrorism (in this section referred to as the “United States Coordinator”), and the importance of strong cooperation between the United States Coordinator and a senior official of the Russian Federation having authorities and responsibilities for preventing weapons of mass destruction proliferation and terrorism commensurate with those of the United States Coordinator, and with whom the United States Coordinator should coordinate

planning and implementation of activities within and outside of the Russian Federation having the purpose of preventing weapons of mass destruction proliferation and terrorism.

**Subtitle E—Commission on the Prevention of Weapons of Mass Destruction Proliferation and Terrorism**

**SEC. 1851. ESTABLISHMENT OF COMMISSION ON THE PREVENTION OF WEAPONS OF MASS DESTRUCTION PROLIFERATION AND TERRORISM.**

There is established the Commission on the Prevention of Weapons of Mass Destruction Proliferation and Terrorism (in this subtitle referred to as the “Commission”).

**SEC. 1852. PURPOSES OF COMMISSION.**

(a) **IN GENERAL.**—The purposes of the Commission are to—

(1) assess current activities, initiatives, and programs to prevent weapons of mass destruction proliferation and terrorism; and

(2) provide a clear and comprehensive strategy and concrete recommendations for such activities, initiatives, and programs.

(b) **IN PARTICULAR.**—The Commission shall give particular attention to activities, initiatives, and programs to secure all nuclear weapons-usable material around the world and to significantly accelerate, expand, and strengthen, on an urgent basis, United States and international efforts to prevent, stop, and counter the spread of nuclear weapons capabilities and related equipment, material, and technology to terrorists and states of concern.

**SEC. 1853. COMPOSITION OF COMMISSION.**

(a) **MEMBERS.**—The Commission shall be composed of 9 members, of whom—

(1) 1 member shall be appointed by the leader of the Senate of the Democratic Party (majority or minority leader, as the case may be), with the concurrence of the leader of the House of Representatives of the Democratic party (majority or minority leader as the case may be), who shall serve as chairman of the Commission;

(2) 2 members shall be appointed by the senior member of the Senate leadership of the Democratic party;

(3) 2 members shall be appointed by the senior member of the Senate leadership of the Republican party;

(4) 2 members shall be appointed by the senior member of the leadership of the House of Representatives of the Democratic party; and

(5) 2 members shall be appointed by the senior member of the leadership of the House of Representatives of the Republican party.

(b) **QUALIFICATIONS.**—It is the sense of Congress that individuals appointed to the Commission should be prominent United States citizens, with significant depth of experience in the non-proliferation or arms control fields.

(c) **DEADLINE FOR APPOINTMENT.**—All members of the Commission shall be appointed within 90 days of the date of the enactment of this Act.

(d) **INITIAL MEETING.**—The Commission shall meet and begin the operations of the Commission as soon as practicable.

(e) **QUORUM; VACANCIES.**—After its initial meeting, the Commission shall meet upon the call of the chairman or a majority of its members. Six members of the Commission shall constitute a quorum. Any vacancy in the Commission shall not affect its powers, but shall be filled in the same manner in which the original appointment was made.

**SEC. 1854. RESPONSIBILITIES OF COMMISSION.**

(a) **IN GENERAL.**—The Commission shall address—

(1) the roles, missions, and structure of all relevant government departments, agencies, and other actors, including the Office of the United States Coordinator for the Prevention of Weapons of Mass Destruction Proliferation and Terrorism established under subtitle D of this title;

(2) inter-agency coordination;

(3) United States commitments to international regimes and cooperation with other countries; and

(4) the threat of weapons of mass destruction proliferation and terrorism to the United States and its interests and allies, including the threat posed by black-market networks, and the effectiveness of the responses by the United States and the international community to such threats.

(b) FOLLOW-ON BAKER-CUTLER REPORT.—The Commission shall also reassess, and where necessary update and expand on, the conclusions and recommendations of the report titled “A Report Card on the Department of Energy’s Non-proliferation Programs with Russia” of January 2001 (also known as the “Baker-Cutler Report”) and implementation of such recommendations.

**SEC. 1855. POWERS OF COMMISSION.**

(a) HEARINGS AND EVIDENCE.—The Commission or, on the authority of the Commission, any subcommittee or member thereof, may, for the purpose of carrying out this subtitle, hold such hearings and sit and act at such times and places, take such testimony, receive such evidence, and administer such oaths as the Commission or such designate subcommittee or designated member may determine advisable.

(b) CONTRACTING.—The Commission may, to such extent and in such amounts as are provided in appropriations Acts, enter into contracts to enable the Commission to discharge its duties under this subtitle.

(c) STAFF OF COMMISSION.—

(1) APPOINTMENT AND COMPENSATION.—The chairman of the Commission, in accordance with rules agreed upon by the Commission, may appoint and fix the compensation of a staff director and such other personnel as may be necessary to enable the Commission to carry out its functions, without regard to the provisions of title 5, United States Code, governing appointments in the competitive service, and without regard to the provisions of chapter 51 and subchapter III of chapter 53 of such title relating to classification and General Schedule pay rates, except that no rate of pay fixed under this subsection may exceed the equivalent of that payable for a position at level V of the Executive Schedule under section 5316 of title 5, United States Code.

(2) PERSONNEL AS FEDERAL EMPLOYEES.—

(A) IN GENERAL.—The executive director and any employees of the Commission shall be employees under section 2105 of title 5, United States Code, for purposes of chapters 63, 81, 83, 84, 85, 87, 89, and 90 of that title.

(B) MEMBERS OF COMMISSION.—Subparagraph (A) shall not be construed to apply to members of the Commission.

(3) DETAILEES.—Any Federal Government employee may be detailed to the Commission without reimbursement from the Commission, and such detailee shall retain the rights, status, and privileges of his or her regular employment without interruption.

(4) CONSULTANT SERVICES.—The Commission may procure the services of experts and consultants in accordance with section 3109 of title 5, United States Code, but at rates not to exceed the daily rate paid a person occupying a position at level IV of the Executive Schedule under section 5315 of title 5, United States Code.

(5) EMPHASIS ON SECURITY CLEARANCES.—Emphasis shall be made to hire employees and retain contractors and detailees with active security clearances.

(d) INFORMATION FROM FEDERAL AGENCIES.—

(1) IN GENERAL.—The Commission is authorized to secure directly from any executive department, bureau, agency, board, commission, office, independent establishment, or instrumentality of the Government, information, suggestions, estimates, and statistics for the purposes of this subtitle. Each department, bureau, agency, board, commission, office, independent establishment, or instrumentality shall, to the extent authorized by law, furnish such information, suggestions, estimates, and statistics directly to the Commission, upon request made by the chairman, the chairman of any sub-

committee created by a majority of the Commission, or any member designated by a majority of the Commission.

(2) RECEIPT, HANDLING, STORAGE, AND DISSEMINATION.—Information shall only be received, handled, stored, and disseminated by members of the Commission and its staff consistent with all applicable statutes, regulations, and Executive orders.

(e) ASSISTANCE FROM FEDERAL AGENCIES.—

(1) GENERAL SERVICES ADMINISTRATION.—The Administrator of General Services shall provide to the Commission on a reimbursable basis administrative support and other services for the performance of the Commission’s functions.

(2) OTHER DEPARTMENTS AND AGENCIES.—In addition to the assistance prescribed in paragraph (1), departments and agencies of the United States may provide to the Commission such services, funds, facilities, staff, and other support services as they may determine advisable and as may be authorized by law.

(f) GIFTS.—The Commission may accept, use, and dispose of gifts or donations of services or property.

(g) POSTAL SERVICES.—The Commission may use the United States mails in the same manner and under the same conditions as departments and agencies of the United States.

**SEC. 1856. NONAPPLICABILITY OF FEDERAL ADVISORY COMMITTEE ACT.**

(a) IN GENERAL.—The Federal Advisory Committee Act (5 U.S.C. App.) shall not apply to the Commission.

(b) PUBLIC MEETINGS AND RELEASE OF PUBLIC VERSIONS OF REPORTS.—The Commission shall—

(1) hold public hearings and meetings to the extent appropriate; and

(2) release public versions of the report required under section 1857.

(c) PUBLIC HEARINGS.—Any public hearings of the Commission shall be conducted in a manner consistent with the protection of information provided to or developed for or by the Commission as required by any applicable statute, regulation, or Executive order.

**SEC. 1857. REPORT.**

Not later than 180 days after the appointment of the Commission, the Commission shall submit to the President and Congress a final report containing such findings, conclusions, and recommendations for corrective measures as have been agreed to by a majority of Commission members.

**SEC. 1858. TERMINATION.**

(a) IN GENERAL.—The Commission, and all the authorities of this subtitle, shall terminate 60 days after the date on which the final report is submitted under section 1857.

(b) ADMINISTRATIVE ACTIVITIES BEFORE TERMINATION.—The Commission may use the 60-day period referred to in subsection (a) for the purpose of concluding its activities, including providing testimony to committees of Congress concerning its report and disseminating the final report.

**SEC. 1859. FUNDING.**

(a) IN GENERAL.—There are authorized to be appropriated such sums as may be necessary for the purposes of the activities of the Commission under this title.

(b) DURATION OF AVAILABILITY.—Amounts made available to the Commission under subsection (a) shall remain available until the termination of the Commission.

**TITLE XIX—INTERNATIONAL COOPERATION ON ANTITERRORISM TECHNOLOGIES**

**SEC. 1901. PROMOTING ANTITERRORISM CAPABILITIES THROUGH INTERNATIONAL COOPERATION.**

(a) FINDINGS.—Congress finds the following:

(1) The development and implementation of technology is critical to combating terrorism and other high consequence events and implementing a comprehensive homeland security strategy.

(2) The United States and its allies in the global war on terrorism share a common interest in facilitating research, development, testing, and evaluation of equipment, capabilities, technologies, and services that will aid in detecting, preventing, responding to, recovering from, and mitigating against acts of terrorism.

(3) Certain United States allies in the global war on terrorism, including Israel, the United Kingdom, Canada, Australia, and Singapore have extensive experience with, and technological expertise in, homeland security.

(4) The United States and certain of its allies in the global war on terrorism have a history of successful collaboration in developing mutually beneficial equipment, capabilities, technologies, and services in the areas of defense, agriculture, and telecommunications.

(5) The United States and its allies in the global war on terrorism will mutually benefit from the sharing of technological expertise to combat domestic and international terrorism.

(6) The establishment of an office to facilitate and support cooperative endeavors between and among government agencies, for-profit business entities, academic institutions, and nonprofit entities of the United States and its allies will safeguard lives and property worldwide against acts of terrorism and other high consequence events.

(b) PROMOTING ANTITERRORISM THROUGH INTERNATIONAL COOPERATION ACT.—

(1) IN GENERAL.—Title III of the Homeland Security Act of 2002 (6 U.S.C. 181 et seq.) is amended by adding after section 316, as added by section 1101 of this Act, the following:

**“SEC. 317. PROMOTING ANTITERRORISM THROUGH INTERNATIONAL COOPERATION PROGRAM.**

“(a) DEFINITIONS.—In this section:

“(1) DIRECTOR.—The term ‘Director’ means the Director selected under subsection (b)(2).

“(2) INTERNATIONAL COOPERATIVE ACTIVITY.—The term ‘international cooperative activity’ includes—

“(A) coordinated research projects, joint research projects, or joint ventures;

“(B) joint studies or technical demonstrations;

“(C) coordinated field exercises, scientific seminars, conferences, symposia, and workshops;

“(D) training of scientists and engineers;

“(E) visits and exchanges of scientists, engineers, or other appropriate personnel;

“(F) exchanges or sharing of scientific and technological information; and

“(G) joint use of laboratory facilities and equipment.

“(b) SCIENCE AND TECHNOLOGY HOMELAND SECURITY INTERNATIONAL COOPERATIVE PROGRAMS OFFICE.—

“(1) ESTABLISHMENT.—The Under Secretary shall establish the Science and Technology Homeland Security International Cooperative Programs Office.

“(2) DIRECTOR.—The Office shall be headed by a Director, who—

“(A) shall be selected, in consultation with the Assistant Secretary for International Affairs, by and shall report to the Under Secretary; and

“(B) may be an officer of the Department serving in another position.

“(3) RESPONSIBILITIES.—

“(A) DEVELOPMENT OF MECHANISMS.—The Director shall be responsible for developing, in coordination with the Department of State and, as appropriate, the Department of Defense, the Department of Energy, and other Federal agencies, understandings and agreements to allow and to support international cooperative activity in support of homeland security.

“(B) PRIORITIES.—The Director shall be responsible for developing, in coordination with the Office of International Affairs and other Federal agencies, strategic priorities for international cooperative activity for the Department in support of homeland security.

“(C) ACTIVITIES.—The Director shall facilitate the planning, development, and implementation

of international cooperative activity to address the strategic priorities developed under subparagraph (B) through mechanisms the Under Secretary considers appropriate, including grants, cooperative agreements, or contracts to or with foreign public or private entities, governmental organizations, businesses (including small businesses and socially and economically disadvantaged small businesses (as those terms are defined in sections 3 and 8 of the Small Business Act (15 U.S.C. 632 and 637), respectively)), federally funded research and development centers, and universities.

“(D) IDENTIFICATION OF PARTNERS.—The Director shall facilitate the matching of United States entities engaged in homeland security research with non-United States entities engaged in homeland security research so that they may partner in homeland security research activities.

“(4) COORDINATION.—The Director shall ensure that the activities under this subsection are coordinated with the Office of International Affairs and the Department of State and, as appropriate, the Department of Defense, the Department of Energy, and other relevant Federal agencies or interagency bodies. The Director may enter into joint activities with other Federal agencies.

“(c) MATCHING FUNDING.—

“(1) IN GENERAL.—

“(A) EQUITABILITY.—The Director shall ensure that funding and resources expended in international cooperative activity will be equitably matched by the foreign partner government or other entity through direct funding, funding of complementary activities, or the provision of staff, facilities, material, or equipment.

“(B) GRANT MATCHING AND REPAYMENT.—

“(i) IN GENERAL.—The Secretary may require a recipient of a grant under this section—

“(I) to make a matching contribution of not more than 50 percent of the total cost of the proposed project for which the grant is awarded; and

“(II) to repay to the Secretary the amount of the grant (or a portion thereof), interest on such amount at an appropriate rate, and such charges for administration of the grant as the Secretary determines appropriate.

“(ii) MAXIMUM AMOUNT.—The Secretary may not require that repayment under clause (i)(II) be more than 150 percent of the amount of the grant, adjusted for inflation on the basis of the Consumer Price Index.

“(2) FOREIGN PARTNERS.—Partners may include Israel, the United Kingdom, Canada, Australia, Singapore, and other allies in the global war on terrorism as determined to be appropriate by the Secretary of Homeland Security and the Secretary of State.

“(3) LOANS OF EQUIPMENT.—The Director may make or accept loans of equipment for research and development and comparative testing purposes.

“(d) FOREIGN REIMBURSEMENTS.—If the Science and Technology Homeland Security International Cooperative Programs Office participates in an international cooperative activity with a foreign partner on a cost-sharing basis, any reimbursements or contributions received from that foreign partner to meet its share of the project may be credited to appropriate current appropriations accounts of the Directorate of Science and Technology.

“(e) REPORT TO CONGRESS ON INTERNATIONAL COOPERATIVE ACTIVITIES.—Not later than one year after the date of enactment of this section, and every 5 years thereafter, the Under Secretary, acting through the Director, shall submit to Congress a report containing—

“(1) a brief description of each grant, cooperative agreement, or contract made or entered into under subsection (b)(3)(C), including the participants, goals, and amount and sources of funding; and

“(2) a list of international cooperative activities underway, including the participants, goals, expected duration, and amount and sources of funding, including resources provided

to support the activities in lieu of direct funding.

“(f) ANIMAL AND ZOOLOGICAL DISEASES.—As part of the international cooperative activities authorized in this section, the Under Secretary, in coordination with the Chief Medical Officer, the Department of State, and appropriate officials of the Department of Agriculture, the Department of Defense, and the Department of Health and Human Services, may enter into cooperative activities with foreign countries, including African nations, to strengthen American preparedness against foreign animal and zoonotic diseases overseas that could harm the Nation’s agricultural and public health sectors if they were to reach the United States.

“(g) CONSTRUCTION; AUTHORITIES OF THE SECRETARY OF STATE.—Nothing in this section shall be construed to alter or affect the following provisions of law:

“(1) Title V of the Foreign Relations Authorization Act, Fiscal Year 1979 (22 U.S.C. 2656a et seq.).

“(2) Section 112b(c) of title 1, United States Code.

“(3) Section 1(e)(2) of the State Department Basic Authorities Act of 1956 (22 U.S.C. 2651a(e)(2)).

“(4) Sections 2 and 27 of the Arms Export Control Act (22 U.S.C. 2752 and 22 U.S.C. 2767).

“(5) Section 622(c) of the Foreign Assistance Act of 1961 (22 U.S.C. 2382(c)).

“(h) AUTHORIZATION OF APPROPRIATIONS.—There are authorized to be appropriated to carry out this section such sums as are necessary.”

(2) TECHNICAL AND CONFORMING AMENDMENT.—The table of contents in section 1(b) of the Homeland Security Act of 2002 (6 U.S.C. 101 et seq.) is amended by inserting after the item relating to section 316, as added by section 1101 of this Act, the following:

“Sec. 317. Promoting antiterrorism through international cooperation program.”

**SEC. 1902. TRANSPARENCY OF FUNDS.**

For each Federal award (as that term is defined in section 2 of the Federal Funding Accountability and Transparency Act of 2006 (31 U.S.C. 6101 note)) under this title or an amendment made by this title, the Director of the Office of Management and Budget shall ensure full and timely compliance with the requirements of the Federal Funding Accountability and Transparency Act of 2006 (31 U.S.C. 6101 note).

#### TITLE XX—9/11 COMMISSION INTERNATIONAL IMPLEMENTATION

**SEC. 2001. SHORT TITLE.**

This title may be cited as the “9/11 Commission International Implementation Act of 2007”.

**SEC. 2002. DEFINITION.**

In this title, except as otherwise provided, the term “appropriate congressional committees”—

(1) means—

(A) the Committee on Foreign Affairs and the Committee on Appropriations of the House of Representatives; and

(B) the Committee on Foreign Relations and the Committee on Appropriations of the Senate; and

(2) includes, for purposes of subtitle D, the Committees on Armed Services of the House of Representatives and of the Senate.

**Subtitle A—Quality Educational Opportunities in Predominantly Muslim Countries.**

**SEC. 2011. FINDINGS; POLICY.**

(a) FINDINGS.—Congress makes the following findings:

(1) The report of the National Commission on Terrorist Attacks Upon the United States stated that “[e]ducation that teaches tolerance, the dignity and value of each individual, and respect for different beliefs is a key element in any global strategy to eliminate Islamist terrorism”.

(2) The report of the National Commission on Terrorist Attacks Upon the United States concluded that ensuring educational opportunity is essential to the efforts of the United States to

defeat global terrorism and recommended that the United States Government “should offer to join with other nations in generously supporting [spending funds] . . . directly for building and operating primary and secondary schools in those Muslim states that commit to sensibly investing their own money in public education”.

(3) While Congress endorsed such a program in the Intelligence Reform and Terrorism Prevention Act of 2004 (Public Law 108-458), such a program has not been established.

(b) POLICY.—It is the policy of the United States—

(1) to work toward the goal of dramatically increasing the availability of modern basic education through public schools in predominantly Muslim countries, which will reduce the influence of radical madrassas and other institutions that promote religious extremism;

(2) to join with other countries in generously supporting the International Muslim Youth Opportunity Fund authorized under section 7114 of the Intelligence Reform and Terrorism Prevention Act of 2004, as amended by section 2012 of this Act, with the goal of building and supporting public primary and secondary schools in predominantly Muslim countries that commit to sensibly investing the resources of such countries in modern public education;

(3) to offer additional incentives to increase the availability of modern basic education in predominantly Muslim countries; and

(4) to work to prevent financing of educational institutions that support radical Islamic fundamentalism.

**SEC. 2012. INTERNATIONAL MUSLIM YOUTH OPPORTUNITY FUND.**

Section 7114 of the Intelligence Reform and Terrorism Prevention Act of 2004 (22 U.S.C. 2228) is amended to read as follows:

**“SEC. 7114. INTERNATIONAL MUSLIM YOUTH OPPORTUNITY FUND.**

“(a) PURPOSE.—The purpose of this section is to strengthen the public educational systems in predominantly Muslim countries by—

“(1) authorizing the establishment of an International Muslim Youth Educational Fund through which the United States dedicates resources, either through a separate fund or through an international organization, to assist those countries that commit to education reform; and

“(2) providing resources for the Fund and to the President to help strengthen the public educational systems in those countries.

“(b) ESTABLISHMENT OF FUND.—

“(1) AUTHORITY.—The President is authorized to establish an International Muslim Youth Opportunity Fund and to carry out programs consistent with paragraph (4) under existing authorities, including the Mutual Educational and Cultural Exchange Act of 1961 (commonly referred to as the ‘Fulbright-Hays Act’).

“(2) LOCATION.—The Fund may be established—

“(A) as a separate fund in the Treasury; or

“(B) through an international organization or international financial institution, such as the United Nations Educational, Science and Cultural Organization, the United Nations Development Program, or the International Bank for Reconstruction and Development.

“(3) TRANSFERS AND RECEIPTS.—The head of any department, agency, or instrumentality of the United States Government may transfer any amount to the Fund, and the Fund may receive funds from private enterprises, foreign countries, or other entities.

“(4) ACTIVITIES OF THE FUND.—The Fund shall support programs described in this paragraph to improve the education environment in predominantly Muslim countries.

“(A) ASSISTANCE TO ENHANCE MODERN EDUCATIONAL PROGRAMS.—

“(i) The establishment in predominantly Muslim countries of a program of reform to create a modern education curriculum in the public educational systems in such countries.

“(ii) The establishment or modernization of educational materials to advance a modern educational curriculum in such systems.

“(iii) Teaching English to adults and children.

“(iv) The enhancement in predominantly Muslim countries of community, family, and student participation in the formulation and implementation of education strategies and programs in such countries.

“(B) ASSISTANCE FOR TRAINING AND EXCHANGE PROGRAMS FOR TEACHERS, ADMINISTRATORS, AND STUDENTS.—

“(i) The establishment of training programs for teachers and educational administrators to enhance skills, including the establishment of regional centers to train individuals who can transfer such skills upon return to their countries.

“(ii) The establishment of exchange programs for teachers and administrators in predominantly Muslim countries and with other countries to stimulate additional ideas and reform throughout the world, including teacher training exchange programs focused on primary school teachers in such countries.

“(iii) The establishment of exchange programs for primary and secondary students in predominantly Muslim countries and with other countries to foster understanding and tolerance and to stimulate long-standing relationships.

“(C) ASSISTANCE TARGETING PRIMARY AND SECONDARY STUDENTS.—

“(i) The establishment in predominantly Muslim countries of after-school programs, civic education programs, and education programs focusing on life skills, such as inter-personal skills and social relations and skills for healthy living, such as nutrition and physical fitness.

“(ii) The establishment in predominantly Muslim countries of programs to improve the proficiency of primary and secondary students in information technology skills.

“(D) ASSISTANCE FOR DEVELOPMENT OF YOUTH PROFESSIONALS.—

“(i) The establishment of programs in predominantly Muslim countries to improve vocational training in trades to help strengthen participation of Muslims and Arabs in the economic development of their countries.

“(ii) The establishment of programs in predominantly Muslim countries that target older Muslim youths not in school in such areas as entrepreneurial skills, accounting, micro-finance activities, work training, financial literacy, and information technology.

“(E) OTHER TYPES OF ASSISTANCE.—

“(i) The translation of foreign books, newspapers, reference guides, and other reading materials into local languages.

“(ii) The construction and equipping of modern community and university libraries.

“(5) AUTHORIZATION OF APPROPRIATIONS.—

“(A) IN GENERAL.—There is authorized to be appropriated to the President to carry out this section such sums as may be necessary for fiscal years 2008, 2009, and 2010.

“(B) AVAILABILITY.—Amounts appropriated pursuant to the authorization of appropriations under subsection (a) are authorized to remain available until expended.

“(C) ADDITIONAL FUNDS.—Amounts authorized to be appropriated under subsection (a) shall be in addition to amounts otherwise available for such purposes.

“(6) REPORT TO CONGRESS.—Not later than 180 days after the date of the enactment of this section and annually thereafter until January 30, 2010, the President shall submit to the appropriate congressional committees a report on United States efforts to assist in the improvement of educational opportunities for predominantly Muslim children and youths, including the progress made toward establishing the International Muslim Youth Opportunity Fund.

“(7) APPROPRIATE CONGRESSIONAL COMMITTEES DEFINED.—In this subsection, the term ‘appropriate congressional committees’ means the Committee on Foreign Affairs and the Com-

mittee on Appropriations of the House of Representatives and the Committee on Foreign Relations and the Committee on Appropriations of the Senate.”

**SEC. 2013. ANNUAL REPORT TO CONGRESS.**

(a) IN GENERAL.—Not later than June 1 of each year until December 31, 2009, the Secretary of State shall submit to the appropriate congressional committees a report on the efforts of predominantly Muslim countries to increase the availability of modern basic education and to close educational institutions that promote religious extremism and terrorism.

(b) CONTENTS.—Each report shall include—

(1) a list of predominantly Muslim countries that are making serious and sustained efforts to improve the availability of modern basic education and to close educational institutions that promote religious extremism and terrorism;

(2) a list of such countries that are making efforts to improve the availability of modern basic education and to close educational institutions that promote religious extremism and terrorism;

(3) a list of such countries that are not making efforts to improve the availability of modern basic education and to close educational institutions that promote religious extremism and terrorism; and

(4) an assessment for each country specified in each of paragraphs (1), (2), and (3) of the role of United States assistance with respect to the efforts made or not made to improve the availability of modern basic education and close educational institutions that promote religious extremism and terrorism.

**SEC. 2014. EXTENSION OF PROGRAM TO PROVIDE GRANTS TO AMERICAN-SPONSORED SCHOOLS IN PREDOMINANTLY MUSLIM COUNTRIES TO PROVIDE SCHOLARSHIPS.**

(a) FINDINGS.—Congress finds the following:

(1) Section 7113 of the Intelligence Reform and Terrorism Prevention Act of 2004 (Public Law 108-458; 22 U.S.C. 2452 note) authorized the establishment of a pilot program to provide grants to American-sponsored schools in predominantly Muslim countries so that such schools could provide scholarships to young people from lower-income and middle-income families in such countries to attend such schools, where they could improve their English and be exposed to a modern education.

(2) Since the date of the enactment of that section, the Middle East Partnership Initiative has pursued implementation of that program.

(b) EXTENSION OF PROGRAM.—

(1) IN GENERAL.—Section 7113 of the Intelligence Reform and Terrorism Prevention Act of 2004 is amended—

(A) in the section heading by striking “PILOT”; and

(B) in subsection (c)—

(i) in the subsection heading, by striking “PILOT”; and

(ii) by striking “pilot”;

(C) in subsection (d), by striking “pilot” each place it appears;

(D) in subsection (f) by striking “pilot”;

(E) in subsection (g), in the first sentence—

(i) by inserting “and April 15, 2008,” after “April 15, 2006,”; and

(ii) by striking “pilot”; and

(F) in subsection (h)—

(i) by striking “2005 and 2006” and inserting “2007 and 2008”; and

(ii) by striking “pilot”.

(2) CONFORMING AMENDMENT.—Section 1(b) of such Act is amended, in the table of contents, by striking the item relating to section 7113 and inserting after section 7112 the following new item:

“7113. Program to provide grants to American-sponsored schools in predominantly Muslim countries to provide scholarships.”

**Subtitle B—Democracy and Development in the Broader Middle East Region**

**SEC. 2021. MIDDLE EAST FOUNDATION.**

(a) PURPOSES.—The purposes of this section are to support, through the provision of grants,

technical assistance, training, and other programs, in the countries of the broader Middle East region, the expansion of—

(1) civil society;

(2) opportunities for political participation for all citizens;

(3) protections for internationally recognized human rights, including the rights of women;

(4) educational system reforms;

(5) independent media;

(6) policies that promote economic opportunities for citizens;

(7) the rule of law; and

(8) democratic processes of government.

(b) MIDDLE EAST FOUNDATION.—

(1) DESIGNATION.—The Secretary of State is authorized to designate an appropriate private, nonprofit organization that is organized or incorporated under the laws of the United States or of a State as the Middle East Foundation (referred to in this section as the “Foundation”).

(2) FUNDING.—

(A) AUTHORITY.—The Secretary of State is authorized to provide funding to the Foundation through the Middle East Partnership Initiative of the Department of State. Notwithstanding any other provision of law, the Foundation shall use amounts provided under this paragraph to carry out the purposes specified in subsection (a), including through making grants, using such funds as an endowment, and providing other assistance to entities to carry out programs for such purposes.

(B) FUNDING FROM OTHER SOURCES.—In determining the amount of funding to provide to the Foundation, the Secretary of State shall take into consideration the amount of funds that the Foundation has received from sources other than the United States Government.

(3) NOTIFICATION TO CONGRESSIONAL COMMITTEES.—The Secretary of State shall notify the appropriate congressional committees of the designation of an appropriate organization as the Foundation.

(c) GRANTS FOR PROJECTS.—

(1) FOUNDATION TO MAKE GRANTS.—The Secretary of State shall enter into an agreement with the Foundation that requires the Foundation to use the funds provided under subsection (b)(2) to make grants to persons or entities (other than governments or government entities) located in the broader Middle East region or working with local partners based in the broader Middle East region to carry out projects that support the purposes specified in subsection (a).

(2) CENTER FOR PUBLIC POLICY.—Under the agreement described in paragraph (1), the Foundation may make a grant to an institution of higher education located in the broader Middle East region to create a center for public policy for the purpose of permitting scholars and professionals from the countries of the broader Middle East region and from other countries, including the United States, to carry out research, training programs, and other activities to inform public policymaking in the broader Middle East region and to promote broad economic, social, and political reform for the people of the broader Middle East region.

(3) APPLICATIONS FOR GRANTS.—An entity seeking a grant from the Foundation under this section shall submit an application to the head of the Foundation at such time, in such manner, and containing such information as the head of the Foundation may reasonably require.

(d) PRIVATE CHARACTER OF THE FOUNDATION.—Nothing in this section shall be construed to—

(1) make the Foundation an agency or establishment of the United States Government, or to make the officers or employees of the Foundation officers or employees of the United States for purposes of title 5, United States Code; or

(2) impose any restriction on the Foundation’s acceptance of funds from private and public sources in support of its activities consistent with the purposes specified in subsection (a).

(e) LIMITATION ON PAYMENTS TO FOUNDATION PERSONNEL.—No part of the funds provided to



the Foundation under this section shall inure to the benefit of any officer or employee of the Foundation, except as salary or reasonable compensation for services.

(f) **RETENTION OF INTEREST.**—The Foundation may hold funds provided under this section in interest-bearing accounts prior to the disbursement of such funds to carry out the purposes specified in subsection (a), and may retain for such purposes any interest earned without returning such interest to the Treasury of the United States. The Foundation may retain and use such funds as an endowment to carry out the purposes specified in subsection (a).

(g) **FINANCIAL ACCOUNTABILITY.**—

(1) **INDEPENDENT PRIVATE AUDITS OF THE FOUNDATION.**—The accounts of the Foundation shall be audited annually in accordance with generally accepted auditing standards by independent certified public accountants or independent licensed public accountants certified or licensed by a regulatory authority of a State or other political subdivision of the United States. The report of the independent audit shall be included in the annual report required by subsection (h).

(2) **GAO AUDITS.**—The financial transactions undertaken pursuant to this section by the Foundation may be audited by the Government Accountability Office in accordance with such principles and procedures and under such rules and regulations as may be prescribed by the Comptroller General of the United States.

(3) **AUDITS OF GRANT RECIPIENTS.**—

(A) **IN GENERAL.**—A recipient of a grant from the Foundation shall agree to permit an audit of the books and records of such recipient related to the use of the grant funds.

(B) **RECORDKEEPING.**—Such recipient shall maintain appropriate books and records to facilitate an audit referred to in subparagraph (A), including—

(i) separate accounts with respect to the grant funds;

(ii) records that fully disclose the use of the grant funds;

(iii) records describing the total cost of any project carried out using grant funds; and

(iv) the amount and nature of any funds received from other sources that were combined with the grant funds to carry out a project.

(h) **ANNUAL REPORTS.**—Not later than January 31, 2008, and annually thereafter, the Foundation shall submit to the appropriate congressional committees and make available to the public a report that includes, for the fiscal year prior to the fiscal year in which the report is submitted, a comprehensive and detailed description of—

(1) the operations and activities of the Foundation that were carried out using funds provided under this section;

(2) grants made by the Foundation to other entities with funds provided under this section;

(3) other activities of the Foundation to further the purposes specified in subsection (a); and

(4) the financial condition of the Foundation.

(i) **BROADER MIDDLE EAST REGION DEFINED.**—In this section, the term “broader Middle East region” means Afghanistan, Algeria, Bahrain, Egypt, Iran, Iraq, Jordan, Kuwait, Lebanon, Libya, Morocco, Oman, Pakistan, Qatar, Saudi Arabia, Syria, Tunisia, United Arab Emirates, West Bank and Gaza, and Yemen.

(j) **REPEAL.**—Section 534(k) of Public Law 109-102 is repealed.

### Subtitle C—Reaffirming United States Moral Leadership

#### SEC. 2031. ADVANCING UNITED STATES INTERESTS THROUGH PUBLIC DIPLOMACY.

(a) **FINDING.**—Congress finds that the report of the National Commission on Terrorist Attacks Upon the United States stated that, “Recognizing that Arab and Muslim audiences rely on satellite television and radio, the government has begun some promising initiatives in television and radio broadcasting to the Arab

world, Iran, and Afghanistan. These efforts are beginning to reach large audiences. The Broadcasting Board of Governors has asked for much larger resources. It should get them.”.

(b) **SENSE OF CONGRESS.**—It is the sense of Congress that—

(1) the United States needs to improve its communication of information and ideas to people in foreign countries, particularly in countries with significant Muslim populations; and

(2) public diplomacy should reaffirm the paramount commitment of the United States to democratic principles, including preserving the civil liberties of all the people of the United States, including Muslim-Americans.

(c) **SPECIAL AUTHORITY FOR SURGE CAPACITY.**—The United States International Broadcasting Act of 1994 (22 U.S.C. 6201 et seq.) is amended by adding at the end the following new section:

#### “SEC. 316. SPECIAL AUTHORITY FOR SURGE CAPACITY.

“(a) **EMERGENCY AUTHORITY.**—

“(1) **IN GENERAL.**—Whenever the President determines it to be important to the national interests of the United States and so certifies to the appropriate congressional committees, the President, on such terms and conditions as the President may determine, is authorized to direct any department, agency, or other entity of the United States to furnish the Broadcasting Board of Governors with such assistance outside the United States as may be necessary to provide international broadcasting activities of the United States with a surge capacity to support United States foreign policy objectives during a crisis abroad.

“(2) **SUPERSEDES EXISTING LAW.**—The authority of paragraph (1) shall supersede any other provision of law.

“(3) **SURGE CAPACITY DEFINED.**—In this subsection, the term ‘surge capacity’ means the financial and technical resources necessary to carry out broadcasting activities in a geographical area during a crisis abroad.

“(4) **DURATION.**—The President is authorized to exercise the authority provided in subsection (a)(1) for a period of up to six months, which may be renewed for one additional six month period.

“(b) **AUTHORIZATION OF APPROPRIATIONS.**—

“(1) **IN GENERAL.**—There are authorized to be appropriated to the President such sums as may be necessary for the President to carry out this section, except that no such amount may be appropriated which, when added to amounts previously appropriated for such purpose but not yet obligated, would cause such amounts to exceed \$25,000,000.

“(2) **AVAILABILITY OF FUNDS.**—Amounts appropriated pursuant to the authorization of appropriations in this subsection are authorized to remain available until expended.

“(3) **DESIGNATION OF APPROPRIATIONS.**—Amounts appropriated pursuant to the authorization of appropriations in this subsection may be referred to as the ‘United States International Broadcasting Surge Capacity Fund’.

“(c) **REPORT.**—The annual report submitted to the President and Congress by the Broadcasting Board of Governors under section 305(a)(9) shall provide a detailed description of any activities carried out under this section.”.

#### SEC. 2032. OVERSIGHT OF INTERNATIONAL BROADCASTING.

(a) **TRANSCRIPTION OF PERSIAN AND ARABIC LANGUAGE BROADCASTS.**—Not later than 90 days after the date of the enactment of this Act, the Broadcasting Board of Governors shall initiate a pilot project to transcribe into the English language news and information programming broadcast by Radio Farda, Radio Sawa, the Persian Service of the Voice of America, and Alhurra.

(b) **RANDOM SAMPLING; PUBLIC AVAILABILITY.**—The transcription required under subsection (a) shall consist of a random sampling of such programming. The transcripts shall be

available to Congress and the public on the Internet site of the Board.

(c) **REPORT.**—Not later than May 1, 2008, the Chairman of the Broadcasting Board of Governors shall submit to the Committee on Foreign Affairs of the House of Representatives and Committee on Foreign Relations of the Senate a report on the feasibility and utility of continuing the pilot project required under subsection (a).

(d) **AUTHORIZATION OF APPROPRIATIONS.**—There is authorized to be appropriated to the “International Broadcasting Operations” account of the Broadcasting Board of Governors \$2,000,000 for fiscal year 2008 to carry out the pilot project required under subsection (a).

#### SEC. 2033. EXPANSION OF UNITED STATES SCHOLARSHIP, EXCHANGE, AND LIBRARY PROGRAMS IN PREDOMINANTLY MUSLIM COUNTRIES.

(a) **REPORT; CERTIFICATION.**—Not later than 30 days after the date of the enactment of this Act and every 180 days thereafter until December 31, 2009, the Secretary of State shall submit to the appropriate congressional committees a report on the recommendations of the National Commission on Terrorist Attacks Upon the United States and the policy goals described in section 7112 of the Intelligence Reform and Terrorism Prevention Act of 2004 (Public Law 108-458) for expanding United States scholarship, exchange, and library programs in predominantly Muslim countries. Such report shall include—

(1) a certification by the Secretary of State that such recommendations have been implemented; or

(2) if the Secretary of State is unable to make the certification described in paragraph (1), a description of—

(A) the steps taken to implement such recommendations and achieve such policy goals;

(B) when the Secretary of State expects such recommendations to be implemented and such policy goals to be achieved; and

(C) any allocation of resources or other actions by Congress the Secretary of State considers necessary to implement such recommendations and achieve such policy goals.

(b) **TERMINATION OF DUTY TO REPORT.**—The duty to submit a report under subsection (a) shall terminate when the Secretary of State submits a certification pursuant to paragraph (1) of such subsection.

#### SEC. 2034. UNITED STATES POLICY TOWARD DETAINEES.

(a) **FINDINGS.**—Congress finds the following:

(1) The National Commission on Terrorist Attacks Upon the United States (commonly referred to as the “9/11 Commission”) declared that the United States “should work with friends to develop mutually agreed-on principles for the detention and humane treatment of captured international terrorists who are not being held under a particular country’s criminal laws” and recommended that the United States engage its allies “to develop a common coalition approach toward the detention and humane treatment of captured terrorists”.

(2) A number of investigations remain ongoing by countries that are close United States allies in the war on terrorism regarding the conduct of officials, employees, and agents of the United States and of other countries related to conduct regarding detainees.

(3) The Secretary of State has launched an initiative to try to address the differences between the United States and many of its allies regarding the treatment of detainees.

(b) **SENSE OF CONGRESS.**—It is the sense of Congress that the Secretary, acting through the Legal Adviser of the Department of State, should continue to build on the Secretary’s efforts to engage United States allies to develop a common coalition approach, in compliance with Common Article 3 of the Geneva Conventions and other applicable legal principles, toward the detention and humane treatment of individuals

detained during Operation Iraqi Freedom, Operation Enduring Freedom, or in connection with United States counterterrorist operations.

(c) **REPORTING TO CONGRESS.**—

(1) **BRIEFINGS.**—The Secretary of State shall keep the appropriate congressional committees fully and currently informed of the progress of any discussions between the United States and its allies regarding the development of the common coalition approach described in subsection (b).

(2) **REPORT.**—Not later than 180 days after the date of the enactment of this Act, the Secretary of State, in consultation with the Attorney General and the Secretary of Defense, shall submit to the appropriate congressional committees a report on any progress towards developing the common coalition approach described in subsection (b).

(d) **DEFINITION.**—In this section, the term “appropriate congressional committees” means—

(1) with respect to the House of Representatives, the Committee on Foreign Affairs, the Committee on Armed Services, the Committee on the Judiciary, and the Permanent Select Committee on Intelligence; and

(2) with respect to the Senate, the Committee on Foreign Relations, the Committee on Armed Services, the Committee on the Judiciary, and the Select Committee on Intelligence.

**Subtitle D—Strategy for the United States Relationship With Afghanistan, Pakistan, and Saudi Arabia**

**SEC. 2041. AFGHANISTAN.**

(a) **CONGRESSIONAL FINDINGS.**—Congress finds the following:

(1) A democratic, stable, and prosperous Afghanistan is vital to the national security of the United States and to combating international terrorism.

(2) Following the ouster of the Taliban regime in 2001, the Government of Afghanistan, with assistance from the United States and the international community, has achieved some notable successes, including—

(A) adopting a constitution;

(B) holding presidential, parliamentary, and provincial council elections;

(C) improving the protection of human rights, including women’s rights; and

(D) expanding educational opportunities.

(3) The following factors pose a serious and immediate threat to the stability of Afghanistan:

(A) Taliban and anti-government forces, al Qaeda, and criminal networks.

(B) Drug trafficking and corruption.

(C) Weak institutions of administration, security, and justice, including pervasive lack of the rule of law.

(D) Poverty, unemployment, and lack of provision of basic services.

(4) The United States and the international community must significantly increase political, economic, and military support to Afghanistan to ensure its long-term stability and prosperity, and to deny violent extremist groups such as al Qaeda sanctuary in Afghanistan.

(b) **STATEMENTS OF POLICY.**—The following shall be the policies of the United States:

(1) The United States shall vigorously support the people and Government of Afghanistan as they continue to commit to the path toward a government representing and protecting the rights of all Afghans, and shall maintain its long-term commitment to the people of Afghanistan by increased assistance and the continued deployment of United States troops in Afghanistan as long as the Government of Afghanistan supports such United States involvement.

(2) In order to reduce the ability of the Taliban and al Qaeda to finance their operations through the opium trade, the President shall engage aggressively with the Government of Afghanistan, countries in the region or otherwise influenced by the trade and transit of narcotics, as well as North Atlantic Treaty Organization (NATO) partners of the United States,

and in consultation with Congress, to assess the success of the current Afghan counter-narcotics strategy and to explore additional options for addressing the narcotics crisis in Afghanistan, including possible changes in rules of engagement for NATO and Coalition forces for participation in actions against narcotics trafficking and kingpins, and the provision of comprehensive assistance to farmers who rely on opium for their livelihood, including through the promotion of alternative crops and livelihoods.

(3) The United States shall continue to work with and provide assistance to the Government of Afghanistan to strengthen local and national government institutions and the rule of law, including the training of judges and prosecutors, and to train and equip the Afghan National Security Forces.

(4) The United States shall continue to call on NATO members participating in operations in Afghanistan to meet their commitments to provide forces and equipment, and to lift restrictions on how such forces can be deployed.

(5) The United States shall continue to foster greater understanding and cooperation between the Governments of Afghanistan and Pakistan by taking the following actions:

(A) Facilitating greater communication, including through official mechanisms such as the Tripartite Commission and the Joint Intelligence Operations Center, and by promoting other forms of exchange between the parliaments and civil society of the two countries.

(B) Urging the Government of Afghanistan to enter into a political dialogue with Pakistan with respect to all issues relating to the border between the two countries, with the aim of establishing a mutually-recognized and monitored border, open to human and economic exchange, and with both countries fully responsible for border security.

(c) **STATEMENT OF CONGRESS.**—Congress strongly urges that the Afghanistan Freedom Support Act of 2002 (22 U.S.C. 7501 et seq.) be reauthorized and updated to take into account new developments in Afghanistan and in the region so as to demonstrate the continued support by the United States for the people and Government of Afghanistan.

(d) **EMERGENCY INCREASE IN EFFECTIVE POLICE TRAINING AND POLICING OPERATIONS.**—

(1) **CONGRESSIONAL FINDING.**—Congress finds that police training programs in Afghanistan have achieved far less return on substantial investment to date and require a substantive review and justification of the means and purposes of such assistance, consequent to any provision of additional resources.

(2) **ASSISTANCE AUTHORIZED.**—The President shall make increased efforts, on an urgent basis, to—

(A) dramatically improve the capability and effectiveness of United States and international police trainers, mentors, and police personnel for police training programs in Afghanistan, as well as develop a pretraining screening program;

(B) increase the numbers of such trainers, mentors, and personnel only if such increase is determined to improve the performance and capabilities of the Afghanistan civil security forces; and

(C) assist the Government of Afghanistan, in conjunction with the Afghanistan civil security forces and their leadership, in addressing the corruption crisis that is threatening to undermine Afghanistan’s future.

(3) **REPORT.**—Not later than 180 days after the date of the enactment of this Act, and every six months thereafter until September 30, 2010, the President shall transmit to the appropriate congressional committees a report on United States efforts to fulfill the requirements of this subsection. The report required by this paragraph may be transmitted concurrently with any similar report required by the Afghanistan Freedom Support Act of 2002.

**SEC. 2042. PAKISTAN.**

(a) **CONGRESSIONAL FINDINGS.**—Congress finds the following:

(1) A democratic, stable, and prosperous Pakistan that is a full and reliable partner in the struggle against the Taliban, al Qaeda, and other terrorist groups, and is a responsible steward of its nuclear weapons and technology, is vital to the national security of the United States.

(2) Since September 11, 2001, the Government of Pakistan has been a critical ally and an important partner in removing the Taliban regime in Afghanistan and combating al Qaeda.

(3) Pakistan has made great sacrifices in the shared struggle against al Qaeda-affiliated terrorist groups, engaging in military operations that have led to the deaths of hundreds of Pakistani security personnel and enduring acts of terrorism that have killed hundreds of Pakistani civilians.

(4) Publicly-stated goals of the Government of Pakistan and the national interests of the United States are in close agreement in many areas, including—

(A) curbing the proliferation of nuclear weapons technology;

(B) combating poverty and corruption;

(C) enabling effective government institutions, including public education;

(D) promoting democracy and the rule of law, particularly at the national level;

(E) addressing the continued presence of Taliban and other violent extremist forces throughout the country;

(F) maintaining the authority of the Government of Pakistan in all parts of its national territory;

(G) securing the borders of Pakistan to prevent the movement of militants and terrorists into other countries and territories; and

(H) effectively dealing with violent extremism.

(5) The opportunity exists for shared effort in helping to achieve correlative goals with the Government of Pakistan, particularly—

(A) increased United States assistance to Pakistan, as appropriate, to achieve progress in meeting the goals of subparagraphs (A) through (C) of paragraph (4);

(B) increased commitment on the part of the Government of Pakistan to achieve the goals of paragraph (4)(D), particularly given continued concerns, based on the conduct of previous elections, regarding whether parliamentary elections scheduled for 2007 will be free, fair, and inclusive of all political parties and carried out in full accordance with internationally-recognized democratic norms; and

(C) increased commitment on the part of the Government of Pakistan to take actions described in paragraph (4)(E), particularly given—

(i) the continued operation of the Taliban’s Quetta shura, as noted by then-North Atlantic Treaty Organization Supreme Allied Commander General James Jones in testimony before the Senate Foreign Relations Committee on September 21, 2006; and

(ii) the continued operation of al Qaeda affiliates Lashkar-e Taiba and Jaish-e Muhammad, sometimes under different names, as demonstrated by the lack of meaningful action taken against Hafiz Muhammad Saeed, Maulana Masood Azhar, and other known leaders and members of such terrorist organizations; and

(D) increased commitment on the part of the Government of the United States in regard to working with all elements of Pakistan society in helping to achieve the correlative goals described in subparagraphs (A) through (H) of paragraph (4).

(b) **STATEMENTS OF POLICY.**—The following shall be the policy of the United States:

(1) To maintain and deepen its friendship and long-term strategic relationship with Pakistan.

(2) To work with the Government of Pakistan to combat international terrorism, especially in the frontier provinces of Pakistan, and to end the use of Pakistan as a safe haven for terrorist groups, including those associated with al Qaeda or the Taliban.



(3) To support robust funding for programs of the United States Agency for International Development and the Department of State that assist the Government of Pakistan in working toward the goals described in subsection (a)(4), as the Government of Pakistan demonstrates a clear commitment to building a moderate, democratic state.

(4) To work with the international community to secure additional financial and political support to effectively implement the policies set forth in this subsection.

(5) To facilitate a just resolution of the dispute over the territory of Kashmir, to the extent that such facilitation is invited and welcomed by the Governments of Pakistan and India and by the people of Kashmir.

(6) To facilitate greater communication and cooperation between the Governments of Afghanistan and Pakistan for the improvement of bilateral relations and cooperation in combating terrorism in both countries.

(7) To work with the Government of Pakistan to dismantle existing proliferation networks and prevent the proliferation of nuclear technology.

(c) STRATEGY RELATING TO PAKISTAN.—

(1) REQUIREMENT FOR REPORT ON STRATEGY.—Not later than 90 days after the date of the enactment of this Act, the President shall transmit to the appropriate congressional committees a report that describes the long-term strategy of the United States to engage with the Government of Pakistan to achieve the goals described in subparagraphs (A) through (H) of subsection (a)(4) and to carry out the policies described in subsection (b).

(2) FORM.—The report required by paragraph (1) shall be transmitted in unclassified form, but may include a classified annex, if necessary.

(d) LIMITATION ON UNITED STATES SECURITY ASSISTANCE TO PAKISTAN.—

(1) LIMITATION.—For fiscal year 2008, United States assistance under chapter 2 of part II of the Foreign Assistance Act of 1961 (22 U.S.C. 2311 et seq.) or section 23 of the Arms Export Control Act (22 U.S.C. 2763) may not be provided to, and a license for any item controlled under the Arms Export Control Act (22 U.S.C. 2751 et seq.) may not be approved for, Pakistan until the President transmits to the appropriate congressional committees a report that contains a determination of the President that the Government of Pakistan—

(A) is committed to eliminating from Pakistani territory any organization such as the Taliban, al Qaeda, or any successor, engaged in military, insurgent, or terrorist activities in Afghanistan;

(B) is undertaking a comprehensive military, legal, economic, and political campaign to achieving the goal described in subparagraph (A); and

(C) is currently making demonstrated, significant, and sustained progress toward eliminating support or safe haven for terrorists.

(2) MEMORANDUM OF JUSTIFICATION.—The President shall include in the report required by paragraph (1) a memorandum of justification setting forth the basis for the President's determination under paragraph (1).

(3) FORM.—The report required by paragraph (1) and the memorandum of justification required by paragraph (2) shall be transmitted in unclassified form, but may include a classified annex, if necessary.

(e) NUCLEAR PROLIFERATION.—

(1) CONGRESSIONAL FINDING.—Congress finds that the maintenance by any country of a procurement or supply network for the illicit proliferation of nuclear and missile technologies would be inconsistent with that country being considered an ally of the United States.

(2) SENSE OF CONGRESS.—It is the sense of Congress that the national security interest of the United States will best be served if the United States develops and implements a long-term strategy to improve the United States relationship with Pakistan and works with the Government of Pakistan to stop nuclear proliferation.

(f) AUTHORIZATION OF APPROPRIATIONS.—

(1) IN GENERAL.—There is authorized to be appropriated to the President such sums as may be necessary to provide assistance described in subsection (d)(1) for Pakistan for fiscal year 2008 in accordance with the requirements of subsection (d)(1).

(2) OTHER FUNDS.—Amounts authorized to be appropriated under this subsection are in addition to amounts otherwise available for such purposes.

(3) DECLARATION OF POLICY.—Congress declares that the amount of funds appropriated pursuant to the authorization of appropriations under paragraph (1) and for subsequent fiscal years shall be determined by the extent to which the Government of Pakistan displays demonstrable progress in—

(A) preventing al Qaeda and other terrorist organizations from operating in the territory of Pakistan, including eliminating terrorist training camps or facilities, arresting members and leaders of terrorist organizations, and countering recruitment efforts;

(B) preventing the Taliban from using the territory of Pakistan as a sanctuary from which to launch attacks within Afghanistan, including by arresting Taliban leaders, stopping cross-border incursions, and countering recruitment efforts; and

(C) implementing democratic reforms, including allowing free, fair, and inclusive elections at all levels of government in accordance with internationally-recognized democratic norms, and respecting the independence of the press and judiciary.

(4) BIENNIAL REPORTS TO CONGRESS.—

(A) IN GENERAL.—The Secretary of State shall submit to the appropriate congressional committees a biennial report describing in detail the extent to which the Government of Pakistan has displayed demonstrable progress in meeting the goals described in subparagraphs (A) through (C) of paragraph (3).

(B) SCHEDULE FOR SUBMISSION.—The report required by subparagraph (A) shall be submitted not later than April 15 and October 15 of each year until October 15, 2009.

(C) FORM.—The report required by subparagraph (A) shall be submitted in unclassified form, but may include a classified annex, if necessary.

(g) EXTENSION OF WAIVERS.—

(1) AMENDMENTS.—The Act entitled “An Act to authorize the President to exercise waivers of foreign assistance restrictions with respect to Pakistan through September 30, 2003, and for other purposes”, approved October 27, 2001 (Public Law 107-57; 115 Stat. 403), is amended—

(A) in section 1(b)—

(i) in the heading, to read as follows:

“(b) FISCAL YEARS 2007 AND 2008—”; and

(ii) in paragraph (1), by striking “any provision” and all that follows through “that prohibits” and inserting “any provision of an Act making appropriations for foreign operations, export financing, and related programs appropriations for fiscal year 2007 or 2008 (or any other appropriations Act) that prohibits”;

(B) in section 3(2), by striking “Such provision” and all that follows through “as are” and inserting “Such provision of an Act making appropriations for foreign operations, export financing, and related programs appropriations for fiscal years 2002 through 2008 (or any other appropriations Act) as are”; and

(C) in section 6, by striking “the provisions” and all that follows and inserting “the provisions of this Act shall terminate on October 1, 2008.”.

(2) EFFECTIVE DATE.—The amendments made by paragraph (1) take effect on October 1, 2006.

(3) SENSE OF CONGRESS.—It is the sense of Congress that determinations to provide extensions of waivers of foreign assistance prohibitions with respect to Pakistan pursuant to Public Law 107-57 for fiscal years after the fiscal years specified in the amendments made by paragraph (1) to Public Law 107-57 should be

informed by demonstrable progress in achieving the goals described in subparagraphs (A) through (C) of subsection (f)(3).

SEC. 2043. SAUDI ARABIA.

(a) CONGRESSIONAL FINDINGS.—Congress finds that:

(1) The National Commission on Terrorist Attacks Upon the United States concluded that the Kingdom of Saudi Arabia has “been a problematic ally in combating Islamic extremism. At the level of high policy, Saudi Arabia’s leaders cooperated with American diplomatic initiatives aimed at the Taliban or Pakistan before 9/11. At the same time, Saudi Arabia’s society was a place where al Qaeda raised money directly from individuals and through charities. It was the society that produced 15 of the 19 hijackers.”.

(2) Saudi Arabia has an uneven record in the fight against terrorism, especially with respect to terrorist financing, support for radical madrassas, a lack of political outlets for its citizens, and restrictions on religious pluralism, that poses a threat to the security of the United States, the international community, and Saudi Arabia itself.

(3) The National Commission on Terrorist Attacks Upon the United States concluded that the “problems in the U.S.-Saudi relationship must be confronted, openly”. It recommended that the two countries build a relationship that includes a “shared commitment to political and economic reform . . . and a shared interest in greater tolerance and cultural respect, translating into a commitment to fight the violent extremists who foment hatred”.

(4) The United States has a national security interest in working with the Government of Saudi Arabia to combat international terrorists that operate within that country or that operate outside Saudi Arabia with the support of citizens of Saudi Arabia.

(5) The United States and Saudi Arabia established a Strategic Dialogue in 2005, which provides a framework for the two countries to discuss a range of bilateral issues at high levels, including counterterrorism policy and political and economic reforms.

(6) It is in the national security interest of the United States to support the Government of Saudi Arabia in undertaking a number of political and economic reforms, including increasing anti-terrorism operations conducted by law enforcement agencies, providing more political and religious rights to its citizens, increasing the rights of women, engaging in comprehensive educational reform, enhancing monitoring of charitable organizations, and promulgating and enforcing domestic laws and regulation on terrorist financing.

(b) STATEMENT OF POLICY.—It is the policy of the United States—

(1) to engage with the Government of Saudi Arabia to openly confront the issue of terrorism, as well as other problematic issues such as the lack of political freedoms;

(2) to enhance counterterrorism cooperation with the Government of Saudi Arabia; and

(3) to support the efforts of the Government of Saudi Arabia to make political, economic, and social reforms, including greater religious freedom, throughout the country.

(c) PROGRESS IN COUNTERTERRORISM AND OTHER COOPERATION.—

(1) REPORT.—Not later than 180 days after the date of the enactment of this Act, the President shall transmit to the appropriate congressional committees a report that—

(A) describes the long-term strategy of the United States—

(i) to engage with the Government of Saudi Arabia to facilitate political, economic, and social reforms, including greater religious freedom, that will enhance the ability of the Government of Saudi Arabia to combat international terrorism; and

(ii) to work with the Government of Saudi Arabia to combat terrorism, including through

effective measures to prevent and prohibit the financing of terrorists by Saudi institutions and citizens; and

(B) provides an assessment of the progress made by Saudi Arabia since 2001 on the matters described in subparagraph (A), including—

(i) whether Saudi Arabia has become a party to the International Convention for the Suppression of the Financing of Terrorism; and

(ii) the activities and authority of the Saudi Nongovernmental National Commission for Relief and Charity Work Abroad.

(2) FORM.—The report required by paragraph (1) shall be transmitted in unclassified form, but may include a classified annex, if necessary.

#### TITLE XXI—ADVANCING DEMOCRATIC VALUES

##### SEC. 2101. SHORT TITLE.

This title may be cited as the “Advance Democratic Values, Address Nondemocratic Countries, and Enhance Democracy Act of 2007” or the “ADVANCE Democracy Act of 2007”.

##### SEC. 2102. FINDINGS.

Congress finds the following:

(1) The United States Declaration of Independence, the United States Constitution, and the United Nations Universal Declaration of Human Rights declare that all human beings are created equal and possess certain rights and freedoms, including the fundamental right to participate in the political life and government of their respective countries.

(2) The development of democracy constitutes a long-term challenge that goes through unique phases and paces in individual countries as such countries develop democratic institutions such as a thriving civil society, a free media, and an independent judiciary, and must be led from within such countries, including by nongovernmental and governmental reformers.

(3) Individuals, nongovernmental organizations, and movements that support democratic principles, practices, and values are under increasing pressure from some governments of nondemocratic countries (as well as, in some cases, from governments of democratic transition countries), including by using administrative and regulatory mechanisms to undermine the activities of such individuals, organizations, and movements.

(4) Democratic countries have a number of instruments available for supporting democratic reformers who are committed to promoting effective, nonviolent change in nondemocratic countries and who are committed to keeping their countries on the path to democracy.

(5) United States efforts to promote democracy and protect human rights can be strengthened to improve assistance for such reformers, including through an enhanced role for United States diplomats when properly trained and given the right incentives.

(6) The promotion of democracy requires a broad-based effort with cooperation between all democratic countries, including through the Community of Democracies.

##### SEC. 2103. STATEMENT OF POLICY.

It is the policy of the United States—

(1) to promote freedom and democracy in foreign countries as a fundamental component of United States foreign policy, along with other key foreign policy goals;

(2) to affirm fundamental freedoms and internationally recognized human rights in foreign countries, as reflected in the Universal Declaration of Human Rights and the International Covenant on Civil and Political Rights, and to condemn offenses against those freedoms and rights as a fundamental component of United States foreign policy, along with other key foreign policy goals;

(3) to protect and promote such fundamental freedoms and rights, including the freedoms of association, of expression, of the press, and of religion, and the right to own private property;

(4) to commit to the long-term challenge of promoting universal democracy by promoting

democratic institutions, including institutions that support the rule of law (such as an independent judiciary), an independent and professional media, strong legislatures, a thriving civil society, transparent and professional independent governmental auditing agencies, civilian control of the military, and institutions that promote the rights of minorities and women;

(5) to use instruments of United States influence to support, promote, and strengthen democratic principles, practices, and values, including the right to free, fair, and open elections, secret balloting, and universal suffrage, including by—

(A) providing appropriate support to individuals, nongovernmental organizations, and movements located in nondemocratic countries that aspire to live in freedom and establish full democracy in such countries; and

(B) providing political, economic, and other support to foreign countries and individuals, nongovernmental organizations, and movements that are willingly undertaking a transition to democracy; and

(6) to strengthen cooperation with other democratic countries in order to better promote and defend shared values and ideals.

##### SEC. 2104. DEFINITIONS.

In this title:

(1) ANNUAL REPORT ON ADVANCING FREEDOM AND DEMOCRACY.—The term “Annual Report on Advancing Freedom and Democracy” refers to the annual report submitted to Congress by the Department of State pursuant to section 665(c) of the Foreign Relations Authorization Act, Fiscal Year 2003 (Public Law 107–228; 22 U.S.C. 2151n note), in which the Department reports on actions taken by the United States Government to encourage respect for human rights and democracy.

(2) APPROPRIATE CONGRESSIONAL COMMITTEES.—The term “appropriate congressional committees” means the Committee on Foreign Affairs of the House of Representatives and the Committee on Foreign Relations of the Senate.

(3) ASSISTANT SECRETARY.—The term “Assistant Secretary” means the Assistant Secretary of State for Democracy, Human Rights, and Labor.

(4) COMMUNITY OF DEMOCRACIES AND COMMUNITY.—The terms “Community of Democracies” and “Community” mean the association of democratic countries committed to the global promotion of democratic principles, practices, and values, which held its First Ministerial Conference in Warsaw, Poland, in June 2000.

(5) DEPARTMENT.—The term “Department” means the Department of State.

(6) NONDEMOCRATIC COUNTRY OR DEMOCRATIC TRANSITION COUNTRY.—The term “nondemocratic country” or “democratic transition country” shall include any country which is not governed by a fully functioning democratic form of government, as determined by the Secretary, taking into account the general consensus regarding the status of civil and political rights in a country by major nongovernmental organizations that conduct assessments of such conditions in countries and whether the country exhibits the following characteristics:

(A) All citizens of such country have the right to, and are not restricted in practice from, fully and freely participating in the political life of such country.

(B) The national legislative body of such country and, if directly elected, the head of government of such country, are chosen by free, fair, open, and periodic elections, by universal and equal suffrage, and by secret ballot.

(C) More than one political party in such country has candidates who seek elected office at the national level and such parties are not restricted in their political activities or their process for selecting such candidates, except for reasonable administrative requirements commonly applied in countries categorized as fully democratic.

(D) All citizens in such country have a right to, and are not restricted in practice from, fully

exercising such fundamental freedoms as the freedom of expression, conscience, and peaceful assembly and association, and such country has a free, independent, and pluralistic media.

(E) The current government of such country did not come to power in a manner contrary to the rule of law.

(F) Such country possesses an independent judiciary and the government of such country generally respects the rule of law.

(G) Such country does not violate other core principles enshrined in the United Nations Charter, the Universal Declaration of Human Rights, the International Covenant on Civil and Political Rights, United Nations Commission on Human Rights Resolution 1499/57 (entitled “Promotion of the Right to Democracy”), and the United Nations General Assembly Resolution 55/96 (entitled “Promoting and consolidating democracy”).

(H) As applicable, whether the country has scored favorably on the political, civil liberties, corruption, and rule of law indicators used to determine eligibility for financial assistance disbursed from the Millennium Challenge Account.

(7) SECRETARY.—The term “Secretary” means the Secretary of State.

#### Subtitle A—Activities to Enhance the Promotion of Democracy

##### SEC. 2111. DEMOCRACY PROMOTION AT THE DEPARTMENT OF STATE.

(a) DEMOCRACY LIAISON OFFICERS.—

(1) IN GENERAL.—The Secretary of State shall establish and staff Democracy Liaison Officer positions. Democracy Liaison Officers shall serve under the supervision of the Assistant Secretary. Democracy Liaison Officers may be assigned to the following posts:

(A) United States missions to, or liaisons with, regional and multilateral organizations, including the United States missions to the European Union, African Union, Organization of American States, and any other appropriate regional organization, the Organization for Security and Cooperation in Europe, the United Nations and its relevant specialized agencies, and the North Atlantic Treaty Organization.

(B) Regional public diplomacy centers of the Department of State.

(C) United States combatant commands.

(D) Other posts as designated by the Secretary.

(2) RESPONSIBILITIES.—Each Democracy Liaison Officer should—

(A) provide expertise on effective approaches to promote and build democracy;

(B) assist in formulating and implementing strategies for transitions to democracy; and

(C) carry out such other responsibilities as the Secretary or the Assistant Secretary may assign.

(3) NEW POSITIONS.—To the fullest extent practicable, taking into consideration amounts appropriated to carry out this subsection and personnel available for assignment to the positions described in paragraph (1), the Democracy Liaison Officer positions established under subsection (a) shall be new positions that are in addition to existing positions with responsibility for other human rights and democracy related issues and programs, including positions with responsibility for labor issues.

(4) RELATIONSHIP TO OTHER AUTHORITIES.—Nothing in this subsection may be construed as altering any authority or responsibility of a chief of mission or other employee of a diplomatic mission of the United States provided under any other provision of law, including any authority or responsibility for the development or implementation of strategies to promote democracy.

(b) OFFICE RELATED TO DEMOCRATIC MOVEMENTS AND TRANSITIONS.—

(1) ESTABLISHMENT.—There shall be identified within the Bureau of Democracy, Human Rights, and Labor of the Department at least one office that shall be responsible for working with democratic movements and facilitating the transition to full democracy of nondemocratic countries and democratic transition countries.

(2) **RESPONSIBILITIES.**—The Assistant Secretary shall, including by acting through the office or offices identified pursuant to paragraph (1)—

(A) provide support for Democratic Liaison Offices established under subsection (a);

(B) develop relations with, consult with, and provide assistance to nongovernmental organizations, individuals, and movements that are committed to the peaceful promotion of democracy and fundamental rights and freedoms, including fostering relationships with the United States Government and the governments of other democratic countries; and

(C) assist officers and employees of regional bureaus of the Department to develop strategies and programs to promote peaceful change in nondemocratic countries and democratic transition countries.

(3) **LIAISON.**—Within the Bureau of Democracy, Human Rights, and Labor, the Assistant Secretary shall identify officers or employees who have expertise in and shall be responsible for working with nongovernmental organizations, individuals, and movements that develop relations with, consult with, and provide assistance to nongovernmental organizations, individuals, and movements in foreign countries that are committed to the peaceful promotion of democracy and fundamental rights and freedoms.

(c) **ACTIONS BY CHIEFS OF MISSION.**—Each chief of mission in each nondemocratic country or democratic transition country should—

(1) develop, as part of annual program planning, a strategy to promote democratic principles, practices, and values in each such foreign country and to provide support, as appropriate, to nongovernmental organizations, individuals, and movements in each such country that are committed to democratic principles, practices, and values, such as by—

(A) consulting and coordinating with and providing support to such nongovernmental organizations, individuals, and movements regarding the promotion of democracy;

(B) issuing public condemnations of violations of internationally recognized human rights, including violations of religious freedom, and visiting local landmarks and other local sites associated with nonviolent protest in support of democracy and freedom from oppression; and

(C) holding periodic meetings with such nongovernmental organizations, individuals, and movements to discuss democracy and political, social, and economic freedoms;

(2) hold ongoing discussions with the leaders of each such nondemocratic country or democratic transition country regarding progress toward a democratic system of governance and the development of political, social, and economic freedoms and respect for human rights, including freedom of religion or belief, in such country; and

(3) conduct meetings with civil society, interviews with media that can directly reach citizens of each such country, and discussions with students and young people of each such country regarding progress toward a democratic system of governance and the development of political, social, and economic freedoms in each such country.

(d) **RECRUITMENT.**—The Secretary should seek to increase the proportion of members of the Foreign Service who serve in the Bureau of Democracy, Human Rights, and Labor.

(e) **AUTHORIZATION OF APPROPRIATIONS.**—There are authorized to be appropriated to the Secretary such sums as may be necessary to carry out this section.

**SEC. 2112. DEMOCRACY FELLOWSHIP PROGRAM.**

(a) **REQUIREMENT FOR PROGRAM.**—The Secretary shall establish a Democracy Fellowship Program to enable officers of the Department to gain an additional perspective on democracy promotion in foreign countries by working on democracy issues in appropriate congressional offices or congressional committees with oversight over the subject matter of this title, includ-

ing the Committee on Foreign Affairs and the Committee on Appropriations of the House of Representatives and the Committee on Foreign Relations and the Committee on Appropriations of the Senate, and international or nongovernmental organizations involved in democracy promotion.

(b) **SELECTION AND PLACEMENT.**—The Assistant Secretary shall play a central role in the selection of Democracy Fellows and facilitate their placement in appropriate congressional offices, congressional committees, international organizations, and nongovernmental organizations.

**SEC. 2113. INVESTIGATIONS OF VIOLATIONS OF INTERNATIONAL HUMANITARIAN LAW.**

(a) **IN GENERAL.**—The President, with the assistance of the Secretary, the Under Secretary of State for Democracy and Global Affairs, and the Ambassador-at-Large for War Crimes Issues, shall collect information regarding incidents that may constitute crimes against humanity, genocide, slavery, or other violations of international humanitarian law.

(b) **ACCOUNTABILITY.**—The President shall consider what actions can be taken to ensure that any government of a country or the leaders or senior officials of such government who are responsible for crimes against humanity, genocide, slavery, or other violations of international humanitarian law identified under subsection (a) are brought to account for such crimes in an appropriately constituted tribunal.

**Subtitle B—Strategies and Reports on Human Rights and the Promotion of Democracy**

**SEC. 2121. STRATEGIES, PRIORITIES, AND ANNUAL REPORT.**

(a) **EXPANSION OF COUNTRY-SPECIFIC STRATEGIES TO PROMOTE DEMOCRACY.**—

(1) **COMMENDATION.**—Congress commends the Secretary for the ongoing work by the Department to develop country-specific strategies for promoting democracy.

(2) **EXPANSION.**—The Secretary shall expand the development of such strategies to all nondemocratic countries and democratic transition countries.

(3) **BRIEFINGS.**—The Secretary shall keep the appropriate congressional committees fully and currently informed as such strategies are developed.

(b) **REPORT TITLE.**—Section 665(c) of the Foreign Relations Authorization Act, Fiscal Year 2003 (Public Law 107-228; 22 U.S.C. 2151n note) is amended, in the first sentence, by inserting “entitled the Annual Report on Advancing Freedom and Democracy” before the period at the end.

(c) **ENHANCED REPORT.**—The Annual Report on Advancing Freedom and Democracy shall include, as appropriate—

(1) United States priorities for the promotion of democracy and the protection of human rights for each nondemocratic country and democratic transition country, developed in consultation with relevant parties in such countries; and

(2) specific actions and activities of chiefs of missions and other United States officials to promote democracy and protect human rights in each such country.

(d) **SCHEDULE OF SUBMISSION.**—Section 665(c) of the Foreign Relations Authorization Act, Fiscal Year 2003 (Public Law 107-228; 22 U.S.C. 2151n note) is amended, in the second sentence, by striking “30 days” and inserting “90 days”.

**SEC. 2122. TRANSLATION OF HUMAN RIGHTS REPORTS.**

(a) **IN GENERAL.**—The Secretary shall continue to expand the timely translation of the applicable parts of the Country Reports on Human Rights Practices required under sections 116(d) and 502(b) of the Foreign Assistance Act of 1961 (22 U.S.C. 2151n(d) and 2304(b)), the Annual Report on International Religious Freedom required under section 102(b) of the International Religious Freedom Act of 1998 (22

U.S.C. 6412(b)), the Trafficking in Persons Report required under section 110(b) of the Trafficking Victims Protection Act of 2000 (22 U.S.C. 7107(b)), and any separate report on democracy and human rights policy submitted in accordance with section 665(c) of the Foreign Relations Authorization Act, Fiscal Year 2003 (Public Law 107-228; 22 U.S.C. 2151n note) into the principal languages of as many countries as possible, with particular emphasis on nondemocratic countries, democratic transition countries, and countries in which extrajudicial killings, torture, or other serious violations of human rights have occurred.

(b) **REPORT.**—

(1) **REQUIREMENT.**—Not later than April 1, 2008, and annually thereafter through 2010, the Secretary shall submit to the appropriate congressional committees a report describing any translations of the reports specified in subsection (a) for the preceding year, including which of such reports have been translated into which principal languages and the countries in which such translations have been distributed by posting on a relevant website or elsewhere.

(2) **FORM.**—The report required under paragraph (1) may be included in any separate report on democracy and human rights policy submitted in accordance with section 665(c) of the Foreign Relations Authorization Act, Fiscal Year 2003.

**Subtitle C—Advisory Committee on Democracy Promotion and the Internet Website of the Department of State**

**SEC. 2131. ADVISORY COMMITTEE ON DEMOCRACY PROMOTION.**

Congress commends the Secretary for creating an Advisory Committee on Democracy Promotion, and it is the sense of Congress that the Committee should play a significant role in the Department’s transformational diplomacy by advising the Secretary regarding United States efforts to promote democracy and democratic transition in connection with the formulation and implementation of United States foreign policy and foreign assistance, including reviewing and making recommendations on—

(1) how to improve the capacity of the Department to promote democracy and human rights; and

(2) how to improve foreign assistance programs related to the promotion of democracy.

**SEC. 2132. SENSE OF CONGRESS REGARDING THE INTERNET WEBSITE OF THE DEPARTMENT OF STATE.**

It is the sense of Congress that in order to facilitate access by individuals, nongovernmental organizations, and movements in foreign countries to documents, streaming video and audio, and other media regarding democratic principles, practices, and values, and the promotion and strengthening of democracy, the Secretary should take additional steps to enhance the Internet site for global democracy and human rights of the Department, which should include, where practicable, the following:

(1) Narratives and histories, published by the United States Government, of significant democratic movements in foreign countries, particularly regarding successful nonviolent campaigns to promote democracy in non-democratic countries and democratic transition countries.

(2) Narratives, published by the United States Government, relating to the importance of the establishment of and respect for internationally recognized human rights, democratic principles, practices, and values, and other fundamental freedoms.

(3) Major human rights reports by the United States Government, including translations of such materials, as appropriate.

(4) Any other documents, references, or links to appropriate external Internet websites (such as websites of international or nongovernmental organizations), including references or links to training materials, narratives, and histories regarding successful democratic movements.

**Subtitle D—Training in Democracy and Human Rights; Incentives**

**SEC. 2141. TRAINING IN DEMOCRACY PROMOTION AND THE PROTECTION OF HUMAN RIGHTS.**

(a) *IN GENERAL.*—The Secretary shall continue to enhance training for members of the Foreign Service and civil service responsible for the promotion of democracy and the protection of human rights. Such training shall include appropriate instruction and training materials regarding:

(1) International documents and United States policy regarding the promotion of democracy and respect for human rights.

(2) United States policy regarding the promotion and strengthening of democracy around the world, with particular emphasis on the transition to democracy in nondemocratic countries and democratic transition countries.

(3) For any member, chief of mission, or deputy chief of mission who is to be assigned to a nondemocratic country or democratic transition country, ways to promote democracy in such country and to assist individuals, nongovernmental organizations, and movements in such country that support democratic principles, practices, and values.

(4) The protection of internationally recognized human rights (including the protection of religious freedom) and standards related to such rights, provisions of United States law related to such rights, diplomatic tools to promote respect for such rights, and the protection of individuals who have fled their countries due to violations of such rights.

(b) *CONSULTATION.*—The Secretary, acting through the Director of the National Foreign Affairs Training Center of the Foreign Service Institute of the Department, shall consult, as appropriate, with nongovernmental organizations involved in the protection and promotion of such rights and the United States Commission on International Religious Freedom with respect to the training required by this subsection.

(c) *REPORT.*—Not later than 180 days after the date of the enactment of this Act, the Secretary shall submit to the appropriate congressional committees a report containing a description of the current and planned training provided to Foreign Service officers in human rights and democracy promotion, including such training provided to chiefs of mission serving or preparing to serve in nondemocratic countries or democratic transition countries.

**SEC. 2142. SENSE OF CONGRESS REGARDING ADVANCE DEMOCRACY AWARD.**

It is the sense of Congress that—

(1) the Secretary should further strengthen the capacity of the Department to carry out results-based democracy promotion efforts through the establishment of an annual award to be known as the “Outstanding Achievements in Advancing Democracy Award”, or the “ADVANCE Democracy Award”, that would be awarded to officers or employees of the Department; and

(2) the Secretary should establish procedures for selecting recipients of such award, including any financial terms associated with such award.

**SEC. 2143. PERSONNEL POLICIES AT THE DEPARTMENT OF STATE.**

In addition to the awards and other incentives already implemented, the Secretary should increase incentives for members of the Foreign Service and other employees of the Department who take assignments relating to the promotion of democracy and the protection of human rights, including the following:

(1) Providing performance pay under section 405 of the Foreign Service Act of 1980 (22 U.S.C. 3965) to such members and employees who carry out their assignment in an outstanding manner.

(2) Considering such an assignment as a basis for promotion into the Senior Foreign Service.

(3) Providing Foreign Service Awards under section 614 of the Foreign Service Act of 1980 (22 U.S.C. 4013) to such members and employees

who provide distinguished or meritorious service in the promotion of democracy or the protection of human rights.

**Subtitle E—Cooperation With Democratic Countries**

**SEC. 2151. COOPERATION WITH DEMOCRATIC COUNTRIES.**

(a) *SENSE OF CONGRESS.*—It is the sense of Congress that the United States should cooperate with other democratic countries to—

(1) promote and protect democratic principles, practices, and values;

(2) promote and protect shared political, social, and economic freedoms, including the freedoms of association, of expression, of the press, of religion, and to own private property;

(3) promote and protect respect for the rule of law;

(4) develop, adopt, and pursue strategies to advance common interests in international organizations and multilateral institutions to which members of cooperating democratic countries belong; and

(5) provide political, economic, and other necessary support to countries that are undergoing a transition to democracy.

(b) *COMMUNITY OF DEMOCRACIES.*—

(1) *SENSE OF CONGRESS.*—It is the sense of Congress that—

(A) the Community of Democracies should develop a more formal mechanism for carrying out work between ministerial meetings, such as through the creation of a permanent secretariat with appropriate staff to carry out such work, and should establish a headquarters; and

(B) nondemocratic countries should not participate in any association or group of democratic countries aimed at working together to promote democracy.

(2) *DETAIL OF PERSONNEL.*—The Secretary is authorized to detail on a nonreimbursable basis any employee of the Department to any permanent secretariat of the Community of Democracies or to the government of any country that is a member of the Convening Group of the Community of Democracies.

(c) *ESTABLISHMENT OF AN OFFICE FOR MULTILATERAL DEMOCRACY PROMOTION.*—The Secretary should establish an office of multilateral democracy promotion with the mission to further develop and strengthen the institutional structure of the Community of Democracies, develop interministerial projects, enhance the United Nations Democracy Caucus, manage policy development of the United Nations Democracy Fund, and enhance coordination with other regional and multilateral bodies with jurisdiction over democracy issues.

(d) *INTERNATIONAL CENTER FOR DEMOCRATIC TRANSITION.*—

(1) *SENSE OF CONGRESS.*—It is the sense of Congress that the International Center for Democratic Transition, an initiative of the Government of Hungary, serves to promote practical projects and the sharing of best practices in the area of democracy promotion and should be supported by, in particular, the United States, other European countries with experiences in democratic transitions, and private individuals.

(2) *AUTHORIZATION OF APPROPRIATIONS.*—There is authorized to be appropriated \$1,000,000 for each of fiscal years 2008, 2009, and 2010 to the Secretary for a grant to the International Center for Democratic Transition. Amounts appropriated under this paragraph are authorized to remain available until expended.

**Subtitle F—Funding for Promotion of Democracy**

**SEC. 2161. THE UNITED NATIONS DEMOCRACY FUND.**

(a) *SENSE OF CONGRESS.*—It is the sense of Congress that the United States should work with other countries to enhance the goals and work of the United Nations Democracy Fund, an essential tool to promote democracy, and in particular support civil society in foreign countries in their efforts to help consolidate democracy and bring about transformational change.

(b) *AUTHORIZATION OF APPROPRIATIONS.*—There is authorized to be appropriated \$14,000,000 for each of fiscal years 2008 and 2009 to the Secretary for a United States contribution to the United Nations Democracy Fund.

**SEC. 2162. UNITED STATES DEMOCRACY ASSISTANCE PROGRAMS.**

(a) *SENSE OF CONGRESS REGARDING USE OF INSTRUMENTS OF DEMOCRACY PROMOTION.*—It is the sense of Congress that—

(1) United States support for democracy is strengthened by using a variety of different instrumentalities, such as the National Endowment for Democracy, the United States Agency for International Development, and the Department; and

(2) the purpose of the Department’s Human Rights and Democracy Fund should be to support innovative programming, media, and materials designed to uphold democratic principles, practices, and values, support and strengthen democratic institutions, promote human rights and the rule of law, and build civil societies in countries around the world.

(b) *SENSE OF CONGRESS REGARDING MECHANISMS FOR DELIVERING ASSISTANCE.*—

(1) *FINDINGS.*—Congress finds the following:

(A) Democracy assistance has many different forms, including assistance to promote the rule of law, build the capacity of civil society, political parties, and legislatures, improve the independence of the media and the judiciary, enhance independent auditing functions, and advance security sector reform.

(B) There is a need for greater clarity on the coordination and delivery mechanisms for United States democracy assistance.

(2) *SENSE OF CONGRESS.*—It is the sense of Congress that the Secretary and the Administrator of the United States Agency for International Development should develop guidelines, in consultation with the appropriate congressional committees, building on the existing framework for grants, cooperative agreements, contracts, and other acquisition mechanisms to guide United States missions in foreign countries in coordinating United States democracy assistance and selecting the appropriate combination of such mechanisms for such assistance.

**TITLE XXII—INTEROPERABLE EMERGENCY COMMUNICATIONS**

**SEC. 2201. INTEROPERABLE EMERGENCY COMMUNICATIONS.**

(a) *IN GENERAL.*—Section 3006 of Public Law 109–171 (47 U.S.C. 309 note) is amended—

(1) by striking paragraphs (1) and (2) of subsection (a) and inserting the following:

“(1) may take such administrative action as is necessary to establish and implement—

“(A) a grant program to assist public safety agencies in the planning and coordination associated with, the acquisition of, deployment of, or training for the use of interoperable communications equipment, software and systems that—

“(i) utilize reallocated public safety spectrum for radio communication;

“(ii) enable interoperability with communications systems that can utilize reallocated public safety spectrum for radio communication; or

“(iii) otherwise improve or advance the interoperability of public safety communications systems that utilize other public safety spectrum bands; and

“(B) are used to establish and implement a strategic technology reserve to pre-position or secure interoperable communications in advance for immediate deployment in an emergency or major disaster;

“(2) shall make payments of not to exceed \$1,000,000,000, in the aggregate, through fiscal year 2010 from the Digital Television Transition and Public Safety Fund established under section 309(j)(8)(E) of the Communications Act of 1934 (47 U.S.C. 309(j)(8)(E)) to carry out the grant program established under paragraph (1), of which at least \$75,000,000, in the aggregate,

shall be used for purposes described in paragraph (1)(B); and

“(3) shall permit any funds allocated for use under paragraph (1)(B) to be used for purposes identified under paragraph (1)(A), if the public safety agency demonstrates that it has already implemented such a strategic technology reserve or demonstrates higher priority public safety communications needs.”;

(2) by redesignating subsections (b), (c), and (d) as subsections (h), (i), and (j), respectively, and inserting after subsection (a) the following:

“(b) **ELIGIBILITY.**—To be eligible for assistance under the grant program established under subsection (a)(1)(A), an applicant shall submit an application, at such time, in such form, and containing such information as the Assistant Secretary may require, including a detailed explanation of how assistance received under the program would be used to improve communications interoperability and ensure interoperability with other public safety agencies in an emergency or a major disaster.

“(c) **CRITERIA FOR STRATEGIC TECHNOLOGY RESERVES.**—

“(1) **IN GENERAL.**—In evaluating permitted uses under subsection (a)(1)(B), the Assistant Secretary shall consider the continuing technological evolution of communications technologies and devices, with its implicit risk of obsolescence, and shall ensure, to the maximum extent feasible, that a substantial part of the reserve involves prenegotiated contracts and other arrangements for rapid deployment of equipment, supplies, and systems (and communications service related to such equipment, supplies, and systems), rather than the warehousing or storage of equipment and supplies currently available at the time the reserve is established.

“(2) **REQUIREMENTS AND CHARACTERISTICS.**—Funds provided to meet uses described in paragraph (1) shall be used in support of reserves that—

“(A) are capable of re-establishing communications when existing critical infrastructure is damaged or destroyed in an emergency or a major disaster;

“(B) include appropriate current, widely-used equipment, such as Land Mobile Radio Systems, cellular telephones and satellite-enabled equipment (and related communications service), Cells-On-Wheels, Cells-On-Light-Trucks, or other self-contained mobile cell sites that can be towed, backup batteries, generators, fuel, and computers;

“(C) include equipment on hand for the Governor of each State, key emergency response officials, and appropriate State or local personnel;

“(D) include contracts (including prenegotiated contracts) for rapid delivery of the most current technology available from commercial sources; and

“(E) include arrangements for training to ensure that personnel are familiar with the operation of the equipment and devices to be delivered pursuant to such contracts.

“(3) **ADDITIONAL CHARACTERISTICS.**—Portions of the reserve may be virtual and may include items donated on an in-kind contribution basis.

“(4) **ALLOCATION OF FUNDS.**—In evaluating permitted uses under section (a)(1)(B), the Assistant Secretary shall take into account barriers to immediate deployment, including time and distance, that may slow the rapid deployment of equipment, supplies, and systems (and communications service related to such equipment, supplies, and systems) in the event of an emergency in any State.

“(d) **VOLUNTARY CONSENSUS STANDARDS.**—In carrying out this section, the Assistant Secretary, in cooperation with the Secretary of Homeland Security, shall identify and, if necessary, encourage the development and implementation of, voluntary consensus standards for interoperable communications systems to the greatest extent practicable, but shall not require any such standard.

“(e) **INSPECTOR GENERAL REPORT AND AUDITS.**—

“(1) **REPORT.**—Beginning with the first fiscal year beginning after the date of enactment of the Implementing Recommendations of the 9/11 Commission Act of 2007, the Inspector General of the Department of Commerce shall conduct an annual assessment of the management of the grant program implemented under subsection (a)(1) and transmit a report containing the findings of that assessment and any recommendations related thereto to the Senate Committee on Commerce, Science, and Transportation and the House of Representatives Committee on Energy and Commerce.

“(2) **AUDITS.**—Beginning with the first fiscal year beginning after the date of enactment of the Implementing Recommendations of the 9/11 Commission Act of 2007, the Inspector General of the Department of Commerce shall conduct financial audits of entities receiving grants from the program implemented under subsection (a)(1), and shall ensure that, over the course of 4 years, such audits cover recipients in a representative sample of not fewer than 25 States or territories. The results of any such audits shall be made publicly available via web site, subject to redaction as the Inspector General determines necessary to protect classified and other sensitive information.

“(f) **RULE OF CONSTRUCTION.**—Nothing in this section shall be construed or interpreted to preclude the use of funds under this section by any public safety agency for interim or long-term Internet Protocol-based interoperable solutions.”; and

(3) by striking paragraph (3) of subsection (j), as so redesignated.

(b) **FCC VULNERABILITY ASSESSMENT AND REPORT ON EMERGENCY COMMUNICATIONS BACK-UP SYSTEM.**—

(1) **IN GENERAL.**—Not later than 180 days after the date of enactment of this Act, the Federal Communications Commission shall conduct a vulnerability assessment of the Nation’s critical communications and information systems infrastructure and shall evaluate the technical feasibility of creating a back-up emergency communications system that complements existing communications resources and takes into account next generation and advanced communications technologies. The overriding objective for the evaluation shall be providing a framework for the development of a resilient interoperable communications system for emergency responders in an emergency. The Commission shall consult with the National Communications System and shall evaluate all reasonable options, including satellites, wireless, and terrestrial-based communications systems and other alternative transport mechanisms that can be used in tandem with existing technologies.

(2) **FACTORS TO BE EVALUATED.**—The evaluation under paragraph (1) shall include—

(A) a survey of all Federal agencies that use terrestrial or satellite technology for communications security and an evaluation of the feasibility of using existing systems for the purpose of creating such an emergency back-up public safety communications system;

(B) the feasibility of using private satellite, wireless, or terrestrial networks for emergency communications;

(C) the technical options, cost, and deployment methods of software, equipment, handsets or desktop communications devices for public safety entities in major urban areas, and nationwide; and

(D) the feasibility and cost of necessary changes to the network operations center of terrestrial-based or satellite systems to enable the centers to serve as emergency back-up communications systems.

(3) **REPORT.**—

(A) **IN GENERAL.**—Upon the completion of the evaluation under subsection (a), the Commission shall submit a report to Congress that details the findings of the evaluation, including a full inventory of existing public and private resources most efficiently capable of providing emergency communications.

(B) **CLASSIFIED INDEX.**—The report on critical infrastructure under this subsection may contain a classified annex.

(C) **RETENTION OF CLASSIFICATION.**—The classification of information required to be provided to Congress or any other department or agency under this section by the Federal Communications Commission, including the assignment of a level of classification of such information, shall be binding on Congress and any other department or agency.

(c) **JOINT ADVISORY COMMITTEE ON COMMUNICATIONS CAPABILITIES OF EMERGENCY MEDICAL AND PUBLIC HEALTH CARE FACILITIES.**—

(1) **ESTABLISHMENT.**—The Assistant Secretary of Commerce for Communications and Information and the Chairman of Federal Communications Commission, in consultation with the Secretary of Homeland Security and the Secretary of Health and Human Services, shall establish a joint advisory committee to examine the communications capabilities and needs of emergency medical and public health care facilities. The joint advisory committee shall be composed of individuals with expertise in communications technologies and emergency medical and public health care, including representatives of Federal, State and local governments, industry and non-profit health organizations, and academia and educational institutions.

(2) **DUTIES.**—The joint advisory committee shall—

(A) assess specific communications capabilities and needs of emergency medical and public health care facilities, including the including improvement of basic voice, data, and broadband capabilities;

(B) assess options to accommodate growth of basic and emerging communications services used by emergency medical and public health care facilities;

(C) assess options to improve integration of communications systems used by emergency medical and public health care facilities with existing or future emergency communications networks; and

(D) report its findings to the Senate Committee on Commerce, Science, and Transportation and the House of Representatives Committee on Energy and Commerce, within 6 months after the date of enactment of this Act.

(d) **AUTHORIZATION OF EMERGENCY MEDICAL AND PUBLIC HEALTH COMMUNICATIONS PILOT PROJECTS.**—

(1) **IN GENERAL.**—The Assistant Secretary of Commerce for Communications and Information may establish not more than 10 geographically dispersed project grants to emergency medical and public health care facilities to improve the capabilities of emergency communications systems in emergency medical care facilities.

(2) **MAXIMUM AMOUNT.**—The Assistant Secretary may not provide more than \$2,000,000 in Federal assistance under the pilot program to any applicant.

(3) **COST SHARING.**—The Assistant Secretary may not provide more than 20 percent of the cost, incurred during the period of the grant, of any project under the pilot program.

(4) **MAXIMUM PERIOD OF GRANTS.**—The Assistant Secretary may not fund any applicant under the pilot program for more than 3 years.

(5) **DEPLOYMENT AND DISTRIBUTION.**—The Assistant Secretary shall seek to the maximum extent practicable to ensure a broad geographic distribution of project sites.

(6) **TRANSFER OF INFORMATION AND KNOWLEDGE.**—The Assistant Secretary shall establish mechanisms to ensure that the information and knowledge gained by participants in the pilot program are transferred among the pilot program participants and to other interested parties, including other applicants that submitted applications.

**SEC. 2202. CLARIFICATION OF CONGRESSIONAL INTENT.**

The Federal departments and agencies (including independent agencies) identified under

the provisions of this title and title III of this Act and title VI of Public Law 109-295 shall carry out their respective duties and responsibilities in a manner that does not impede the implementation of requirements specified under this title and title III of this Act and title VI of Public Law 109-295. Notwithstanding the obligations under section 1806 of Public Law 109-295, the provisions of this title and title III of this Act and title VI of Public Law 109-295 shall not preclude or obstruct any such department or agency from exercising its other authorities related to emergency communications matters.

**SEC. 2203. CROSS BORDER INTEROPERABILITY REPORTS.**

(a) **IN GENERAL.**—Not later than 90 days after the date of enactment of this Act, the Federal Communications Commission, in consultation with the Department of Homeland Security's Office of Emergency Communications, the Office of Management of Budget, and the Department of State shall report to the Senate Committee on Commerce, Science, and Transportation and the House of Representatives Committee on Energy and Commerce on—

(1) the status of the mechanism established by the President under section 7303(c) of the Intelligence Reform and Terrorism Prevention Act of 2004 (6 U.S.C. 194(c)) for coordinating cross border interoperability issues between—

- (A) the United States and Canada; and
- (B) the United States and Mexico;

(2) the status of treaty negotiations with Canada and Mexico regarding the coordination of the re-banding of 800 megahertz radios, as required under the final rule of the Federal Communication Commission in the "Private Land Mobile Services; 800 MHz Public Safety Interface Proceeding" (WT Docket No. 02-55; ET Docket No. 00-258; ET Docket No. 95-18, RM-9498; RM-10024; FCC 04-168,) including the status of any outstanding issues in the negotiations between—

- (A) the United States and Canada; and
- (B) the United States and Mexico;

(3) communications between the Commission and the Department of State over possible amendments to the bilateral legal agreements and protocols that govern the coordination process for license applications seeking to use channels and frequencies above Line A;

(4) the annual rejection rate for the last 5 years by the United States of applications for new channels and frequencies by Canadian private and public entities; and

(5) any additional procedures and mechanisms that can be taken by the Commission to decrease the rejection rate for applications by United States private and public entities seeking licenses to use channels and frequencies above Line A.

(b) **UPDATED REPORTS TO BE FILED ON THE STATUS OF TREATY OF NEGOTIATIONS.**—The Federal Communications Commission, in conjunction with the Department of Homeland Security, the Office of Management of Budget, and the Department of State shall continually provide updated reports to the Committee on Commerce, Science, and Transportation of the Senate and the Committee on Energy and Commerce of the House of Representatives on the status of treaty negotiations under subsection (a)(2) until the appropriate United States treaty has been revised with each of—

- (1) Canada; and
- (2) Mexico.

(c) **INTERNATIONAL NEGOTIATIONS TO REMEDY SITUATION.**—Not later than 90 days after the date of enactment of this Act, the Secretary of the Department of State shall report to Congress on—

- (1) the current process for considering applications by Canada for frequencies and channels by United States communities above Line A;
- (2) the status of current negotiations to reform and revise such process;
- (3) the estimated date of conclusion for such negotiations;

(4) whether the current process allows for automatic denials or dismissals of initial applications by the Government of Canada, and whether such denials or dismissals are currently occurring; and

(5) communications between the Department of State and the Federal Communications Commission pursuant to subsection (a)(3).

**SEC. 2204. EXTENSION OF SHORT QUORUM.**

Notwithstanding section 4(d) of the Consumer Product Safety Act (15 U.S.C. 2053(d)), 2 members of the Consumer Product Safety Commission, if they are not affiliated with the same political party, shall constitute a quorum for the 6-month period beginning on the date of enactment of this Act.

**SEC. 2205. REQUIRING REPORTS TO BE SUBMITTED TO CERTAIN COMMITTEES.**

In addition to the committees specifically enumerated to receive reports under this title, any report transmitted under the provisions of this title shall also be transmitted to the appropriate congressional committees (as defined in section 2(2) of the Homeland Security Act of 2002 (6 U.S.C. 101(2))).

**TITLE XXIII—EMERGENCY COMMUNICATIONS MODERNIZATION**

**SEC. 2301. SHORT TITLE.**

This title may be cited as the "Improving Emergency Communications Act of 2007".

**SEC. 2302. FUNDING FOR PROGRAM.**

Section 3011 of the Digital Television Transition and Public Safety Act of 2005 (Public Law 109-171; 47 U.S.C. 309 note) is amended—

(1) by striking "The" and inserting:

"(a) **IN GENERAL.**—The"; and

(2) by adding at the end the following:

"(b) **CREDIT.**—The Assistant Secretary may borrow from the Treasury, upon enactment of the 911 Modernization Act, such sums as necessary, but not to exceed \$43,500,000, to implement this section. The Assistant Secretary shall reimburse the Treasury, without interest, as funds are deposited into the Digital Television Transition and Public Safety Fund."

**SEC. 2303. NTIA COORDINATION OF E-911 IMPLEMENTATION.**

Section 158(b)(4) of the National Telecommunications and Information Administration Organization Act (47 U.S.C. 942(b)(4)) is amended by adding at the end thereof the following: "Within 180 days after the date of enactment of the 911 Modernization Act, the Assistant Secretary and the Administrator shall jointly issue regulations updating the criteria to allow a portion of the funds to be used to give priority to grants that are requested by public safety answering points that were not capable of receiving 911 calls as of the date of enactment of that Act, for the incremental cost of upgrading from Phase I to Phase II compliance. Such grants shall be subject to all other requirements of this section."

**TITLE XXIV—MISCELLANEOUS PROVISIONS**

**SEC. 2401. QUADRENNIAL HOMELAND SECURITY REVIEW.**

(a) **REVIEW REQUIRED.**—Title VII of the Homeland Security Act of 2002 is amended by adding at the end the following:

**"SEC. 707. QUADRENNIAL HOMELAND SECURITY REVIEW.**

"(a) **REQUIREMENT.**—

"(1) **QUADRENNIAL REVIEWS REQUIRED.**—In fiscal year 2009, and every 4 years thereafter, the Secretary shall conduct a review of the homeland security of the Nation (in this section referred to as a 'quadrennial homeland security review').

"(2) **SCOPE OF REVIEWS.**—Each quadrennial homeland security review shall be a comprehensive examination of the homeland security strategy of the Nation, including recommendations regarding the long-term strategy and priorities of the Nation for homeland security and guidance on the programs, assets, capabilities, budget, policies, and authorities of the Department.

"(3) **CONSULTATION.**—The Secretary shall conduct each quadrennial homeland security review under this subsection in consultation with—

"(A) the heads of other Federal agencies, including the Attorney General, the Secretary of State, the Secretary of Defense, the Secretary of Health and Human Services, the Secretary of the Treasury, the Secretary of Agriculture, and the Director of National Intelligence;

"(B) key officials of the Department; and

"(C) other relevant governmental and non-governmental entities, including State, local, and tribal government officials, members of Congress, private sector representatives, academics, and other policy experts.

"(4) **RELATIONSHIP WITH FUTURE YEARS HOMELAND SECURITY PROGRAM.**—The Secretary shall ensure that each review conducted under this section is coordinated with the Future Years Homeland Security Program required under section 874.

"(b) **CONTENTS OF REVIEW.**—In each quadrennial homeland security review, the Secretary shall—

"(1) delineate and update, as appropriate, the national homeland security strategy, consistent with appropriate national and Department strategies, strategic plans, and Homeland Security Presidential Directives, including the National Strategy for Homeland Security, the National Response Plan, and the Department Security Strategic Plan;

"(2) outline and prioritize the full range of the critical homeland security mission areas of the Nation;

"(3) describe the interagency cooperation, preparedness of Federal response assets, infrastructure, budget plan, and other elements of the homeland security program and policies of the Nation associated with the national homeland security strategy, required to execute successfully the full range of missions called for in the national homeland security strategy described in paragraph (1) and the homeland security mission areas outlined under paragraph (2);

"(4) identify the budget plan required to provide sufficient resources to successfully execute the full range of missions called for in the national homeland security strategy described in paragraph (1) and the homeland security mission areas outlined under paragraph (2);

"(5) include an assessment of the organizational alignment of the Department with the national homeland security strategy referred to in paragraph (1) and the homeland security mission areas outlined under paragraph (2); and

"(6) review and assess the effectiveness of the mechanisms of the Department for executing the process of turning the requirements developed in the quadrennial homeland security review into an acquisition strategy and expenditure plan within the Department.

"(c) **REPORTING.**—

"(1) **IN GENERAL.**—Not later than December 31 of the year in which a quadrennial homeland security review is conducted, the Secretary shall submit to Congress a report regarding that quadrennial homeland security review.

"(2) **CONTENTS OF REPORT.**—Each report submitted under paragraph (1) shall include—

"(A) the results of the quadrennial homeland security review;

"(B) a description of the threats to the assumed or defined national homeland security interests of the Nation that were examined for the purposes of that review;

"(C) the national homeland security strategy, including a prioritized list of the critical homeland security missions of the Nation;

"(D) a description of the interagency cooperation, preparedness of Federal response assets, infrastructure, budget plan, and other elements of the homeland security program and policies of the Nation associated with the national homeland security strategy, required to execute successfully the full range of missions called for in the applicable national homeland security strategy referred to in subsection (b)(1) and the homeland security mission areas outlined under subsection (b)(2);



“(E) an assessment of the organizational alignment of the Department with the applicable national homeland security strategy referred to in subsection (b)(1) and the homeland security mission areas outlined under subsection (b)(2), including the Department’s organizational structure, management systems, budget and accounting systems, human resources systems, procurement systems, and physical and technical infrastructure;

“(F) a discussion of the status of cooperation among Federal agencies in the effort to promote national homeland security;

“(G) a discussion of the status of cooperation between the Federal Government and State, local, and tribal governments in preventing terrorist attacks and preparing for emergency response to threats to national homeland security;

“(H) an explanation of any underlying assumptions used in conducting the review; and

“(I) any other matter the Secretary considers appropriate.

“(3) PUBLIC AVAILABILITY.—The Secretary shall, consistent with the protection of national security and other sensitive matters, make each report submitted under paragraph (1) publicly available on the Internet website of the Department.

“(d) AUTHORIZATION OF APPROPRIATIONS.—There are authorized to be appropriated such sums as may be necessary to carry out this section.”

(b) PREPARATION FOR QUADRENNIAL HOMELAND SECURITY REVIEW.—

(1) IN GENERAL.—During fiscal years 2007 and 2008, the Secretary of Homeland Security shall make preparations to conduct the first quadrennial homeland security review under section 707 of the Homeland Security Act of 2002, as added by subsection (a), in fiscal year 2009, including—

- (A) determining the tasks to be performed;
- (B) estimating the human, financial, and other resources required to perform each task;
- (C) establishing the schedule for the execution of all project tasks;
- (D) ensuring that these resources will be available as needed; and
- (E) all other preparations considered necessary by the Secretary.

(2) REPORT.—Not later than 60 days after the date of enactment of this Act, the Secretary shall submit to Congress and make publicly available on the Internet website of the Department of Homeland Security a detailed resource plan specifying the estimated budget and number of staff members that will be required for preparation of the first quadrennial homeland security review.

(c) CLERICAL AMENDMENT.—The table of sections in section 1(b) of such Act is amended by inserting after the item relating to section 706 the following new item:

“Sec. 707. Quadrennial Homeland Security Review.”

**SEC. 2402. SENSE OF THE CONGRESS REGARDING THE PREVENTION OF RADICALIZATION LEADING TO IDEOLOGICALLY-BASED VIOLENCE.**

(a) FINDINGS.—Congress finds the following:

(1) The United States is engaged in a struggle against a transnational terrorist movement of radical extremists that plans, prepares for, and engages in acts of ideologically-based violence worldwide.

(2) The threat of radicalization that leads to ideologically-based violence transcends borders and has been identified as a potential threat within the United States.

(3) Radicalization has been identified as a precursor to terrorism caused by ideologically-based groups.

(4) Countering the threat of violent extremists domestically, as well as internationally, is a critical element of the plan of the United States for success in the fight against terrorism.

(5) United States law enforcement agencies have identified radicalization that leads to ideologically-based violence as an emerging threat and have in recent years identified cases of extremists operating inside the United States, known as “homegrown” extremists, with the intent to provide support for, or directly commit, terrorist attacks.

(6) Alienation of Muslim populations in the Western world has been identified as a factor in the spread of radicalization that could lead to ideologically-based violence.

(7) Many other factors have been identified as contributing to the spread of radicalization and resulting acts of ideologically-based violence. Among these is the appeal of left-wing and right-wing hate groups, and other hate groups, including groups operating in prisons. Other such factors must be examined and countered as well in order to protect the homeland from violent extremists of every kind.

(8) Radicalization leading to ideologically-based violence cannot be prevented solely through law enforcement and intelligence measures.

(b) SENSE OF CONGRESS.—It is the sense of Congress that the Secretary of Homeland Security, in consultation with other relevant Federal agencies, should make a priority of countering domestic radicalization that leads to ideologically-based violence by—

(1) using intelligence analysts and other experts to better understand the process of radicalization from sympathizer to activist to terrorist;

(2) recruiting employees with diverse worldviews, skills, languages, and cultural backgrounds, and expertise;

(3) consulting with experts to ensure that the lexicon used within public statements is precise and appropriate and does not aid extremists by offending religious, ethnic, and minority communities;

(4) addressing prisoner radicalization and post-sentence reintegration, in concert with the Attorney General and State and local corrections officials;

(5) pursuing broader avenues of dialogue with minority communities, including the American Muslim community, to foster mutual respect, understanding, and trust; and

(6) working directly with State, local, and community leaders to—

(A) educate such leaders about the threat of radicalization that leads to ideologically-based violence and the necessity of taking preventative action at the local level; and

(B) facilitate the sharing of best practices from other countries and communities to encourage outreach to minority communities, including the American Muslim community, and develop partnerships among and between all religious faiths and ethnic groups.

**SEC. 2403. REQUIRING REPORTS TO BE SUBMITTED TO CERTAIN COMMITTEES.**

The Committee on Commerce, Science, and Transportation of the Senate shall receive the reports required by the following provisions of law in the same manner and to the same extent that the reports are to be received by the Committee on Homeland Security and Governmental Affairs of the Senate:

(1) Section 1016(j)(1) of the Intelligence Reform and Terrorist Prevention Act of 2004 (6 U.S.C. 485(j)(1)).

(2) Section 511(d) of this Act.

(3) Subsection (a)(3)(D) of section 2022 of the Homeland Security Act of 2002, as added by section 101 of this Act.

(4) Section 7215(d) of the Intelligence Reform and Terrorism Prevention Act of 2004 (6 U.S.C. 123(d)).

(5) Section 7209(b)(1)(C) of the Intelligence Reform and Terrorism Prevention Act of 2004 (6 U.S.C. 1185 note).

(6) Section 804(c) of this Act.

(7) Section 901(b) of this Act.

(8) Section 1002(a) of this Act.

(9) Title III of this Act.

**SEC. 2404. DEMONSTRATION PROJECT.**

(a) DEMONSTRATION PROJECT REQUIRED.—Not later than 120 days after the date of enactment

of this Act, the Secretary of Homeland Security shall—

(1) establish a demonstration project to conduct demonstrations of security management systems that—

(A) shall use a management system standards approach; and

(B) may be integrated into quality, safety, environmental and other internationally adopted management systems; and

(2) enter into one or more agreements with a private sector entity to conduct such demonstrations of security management systems.

(b) SECURITY MANAGEMENT SYSTEM DEFINED.—In this section, the term ‘security management system’ means a set of guidelines that address the security assessment needs of critical infrastructure and key resources that are consistent with a set of generally accepted management standards ratified and adopted by a standards making body.

**SEC. 2405. UNDER SECRETARY FOR MANAGEMENT OF DEPARTMENT OF HOMELAND SECURITY.**

(a) RESPONSIBILITIES.—Section 701(a) of the Homeland Security Act of 2002 (6 U.S.C. 341) is amended—

(1) by inserting “The Under Secretary for Management Officer and principal advisor to the Secretary on matters related to the management of the Department, including management integration and transformation in support of homeland security operations and programs.” before “The Secretary”;

(2) by striking paragraph (7) and inserting the following:

“(7) Strategic management planning and annual performance planning and identification and tracking of performance measures relating to the responsibilities of the Department.”; and

(3) by striking paragraph (9), and inserting the following:

“(9) The management integration and transformation process, as well as the transition process, to ensure an efficient and orderly consolidation of functions and personnel in the Department and transition, including—

“(A) the development of a management integration strategy for the Department, and

“(B) before December 1 of any year in which a Presidential election is held, the development of a transition and succession plan, to be made available to the incoming Secretary and Under Secretary for Management, to guide the transition of management functions to a new Administration.”.

(b) APPOINTMENT AND EVALUATION.—Section 701 of the Homeland Security Act of 2002 (6 U.S.C. 341), as amended by subsection (a), is further amended by adding at the end the following:

“(c) APPOINTMENT AND EVALUATION.—The Under Secretary for Management shall—

“(1) be appointed by the President, by and with the advice and consent of the Senate, from among persons who have—

“(A) extensive executive level leadership and management experience in the public or private sector;

“(B) strong leadership skills;

“(C) a demonstrated ability to manage large and complex organizations; and

“(D) a proven record in achieving positive operational results;

“(2) enter into an annual performance agreement with the Secretary that shall set forth measurable individual and organizational goals; and

“(3) be subject to an annual performance evaluation by the Secretary, who shall determine as part of each such evaluation whether the Under Secretary for Management has made satisfactory progress toward achieving the goals set out in the performance agreement required under paragraph (2).”.

(c) DEADLINE FOR APPOINTMENT; INCUMBENT.—

(1) DEADLINE FOR APPOINTMENT.—Not later than 90 days after the date of the enactment of



this Act, the Secretary of Homeland Security shall name an individual who meets the qualifications of section 701 of the Homeland Security Act (6 U.S.C. 341), as amended by subsections (a) and (b), to serve as the Under Secretary of Homeland Security for Management. The Secretary may submit the name of the individual who serves in the position of Under Secretary of Homeland Security for Management on the date of enactment of this Act together with a statement that informs the Congress that the individual meets the qualifications of such section as so amended.

(2) *INCUMBENT.*—The incumbent serving as Under Secretary of Homeland Security for Management on November 4, 2008, is authorized to continue serving in that position until a successor is confirmed, to ensure continuity in the management functions of the Department.

(d) *SENSE OF CONGRESS WITH RESPECT TO SERVICE OF INCUMBENTS.*—It is the sense of the Congress that the person serving as Under Secretary of Homeland Security for Management on the date on which a Presidential election is held should be encouraged by the newly-elected President to remain in office in a new Administration until such time as a successor is confirmed by Congress.

(e) *EXECUTIVE SCHEDULE.*—Section 5313 of title 5, United States Code, is amended by inserting after the item relating to the Deputy Secretary of Homeland Security the following:

“Under Secretary of Homeland Security for Management.”

And the Senate agree to the same.

BENNIE G. THOMPSON,  
LORETTA SANCHEZ,  
NORMAN DICKS,  
JANE HARMAN,  
NITA M. LOWEY,  
SHELLA JACKSON-LEE,  
DONNA M. CHRISTENSEN,  
BOB ETHERIDGE,  
JAMES R. LANGEVIN,  
HENRY CUELLAR,  
AL GREEN,  
ED PERLMUTTER,  
PETER T. KING,  
MARK SOUDER,  
TOM DAVIS,  
DANIEL E. LUNGREN,  
MICHAEL T. MCCAUL,  
CHARLES W. DENT,  
IKE SKELTON,  
JOHN M. SPRATT, Jr,  
JIM SAXTON,  
JOHN D. DINGELL,  
EDWARD J. MARKEY,  
TOM LANTOS,  
GARY ACKERMAN,  
ILEANA ROS-LEHTINEN,  
JOHN CONYERS,  
ZOE LOFGREN,  
HENRY A. WAXMAN,  
WM. LACY CLAY,  
SILVESTRE REYES,  
BUD CRAMER,  
BART GORDON,  
DAVID WU,  
PETER A. DEFazio,  
JOHN B. LARSON,

Managers on the Part of the House,

JOE LIEBERMAN,  
CARL LEVIN,  
DANIEL K. AKAKA,  
TOM CARPER,  
MARK PRYOR,  
CHRIS DODD,  
DANIEL K. INOUE,  
JOE BIDEN,

Managers on the Part of the Senate

After debate,

By unanimous consent, the previous question was ordered on the conference report to its adoption or rejection

The question being put, viva voce,

Will the House agree to said conference report?

The SPEAKER pro tempore, Mr. MURTHA, announced that the yeas had it.

Mr. KING of New York, demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The vote was taken by electronic device.

It was decided in the { Yeas ..... 371  
affirmative ..... { Nays ..... 40

¶105.29

[Roll No. 757]

YEAS—371

Abercrombie	Davis (IL)	Inslee
Ackerman	Davis, Lincoln	Israel
Aderholt	Davis, Tom	Jackson (IL)
Akin	Deal (GA)	Jackson-Lee
Alexander	DeFazio	(TX)
Allen	DeGette	Jefferson
Altmire	Delahunt	Jindal
Andrews	DeLauro	Johnson (GA)
Arcuri	Dent	Johnson (IL)
Baca	Diaz-Balart, L.	Johnson, E. B.
Bachmann	Diaz-Balart, M.	Jones (OH)
Bachus	Dicks	Kagen
Baird	Dingell	Kanjorski
Baldwin	Doggett	Kaptur
Barrow	Donnelly	Keller
Bartlett (MD)	Doolittle	Kennedy
Bean	Doyle	Kildee
Becerra	Drake	Kilpatrick
Berkley	Dreier	Kind
Berry	Edwards	King (NY)
Biggert	Ehlers	Kirk
Bilirakis	Ellison	Klein (FL)
Bishop (GA)	Ellsworth	Kline (MN)
Bishop (NY)	Emerson	Knollenberg
Blumenauer	Engel	Kuhl (NY)
Blunt	English (PA)	Lamborn
Bonner	Eshoo	Lampson
Bono	Etheridge	Langevin
Boozman	Everett	Lantos
Boren	Fallin	Larsen (WA)
Boswell	Farr	Larson (CT)
Boucher	Fattah	Latham
Boustany	Feeney	LaTourette
Boyd (FL)	Ferguson	Lee
Boyda (KS)	Filner	Levin
Brady (PA)	Forbes	Lewis (CA)
Brady (TX)	Portenberry	Lewis (GA)
Brale (IA)	Fossella	Lewis (KY)
Broun (GA)	Foxx	Linder
Brown (SC)	Franks (AZ)	Lipinski
Brown, Corrine	Frelinghuysen	LoBiondo
Brown-Waite,	Garrett (NJ)	Loeb sack
Ginny	Gerlach	Lofgren, Zoe
Buchanan	Giffords	Lowe y
Burgess	Gilchrest	Lucas
Burton (IN)	Gillibrand	Lungren, Daniel
Butterfield	Gillmor	E.
Buyer	Gohmert	Lynch
Calvert	Gonzalez	Mack
Camp (MI)	Goodlatte	Mahoney (FL)
Cantor	Gordon	Maloney (NY)
Capito	Granger	Manzullo
Capps	Graves	Marchant
Capuano	Green, Al	Markey
Cardoza	Green, Gene	Marshall
Carnahan	Grijalva	Matheson
Carney	Hall (NY)	Matsui
Carson	Hall (TX)	McCarthy (CA)
Carter	Hare	McCarthy (NY)
Castle	Harman	McCaul (TX)
Castor	Hastings (FL)	McCollum (MN)
Chabot	Hastings (WA)	McCotter
Chandler	Hayes	McCrery
Clay	Heller	McDermott
Cleaver	Hensarling	McGovern
Clyburn	Herger	McHugh
Cohen	Herse th Sandlin	McIntyre
Cole (OK)	Higgins	McKeon
Conaway	Hill	McMorris
Conyers	Hinche y	Rodgers
Cooper	Hinojosa	McNerney
Costa	Hirono	Meek (FL)
Costello	Hobson	Meeks (NY)
Courtney	Hodes	Melancon
Cramer	Holden	Michaud
Crenshaw	Holt	Miller (MI)
Crowley	Honda	Miller (NC)
Cuellar	Hooley	Miller, George
Cummings	Hoyer	Mitchell
Davis (AL)	Hulshof	Mollohan
Davis (CA)	Hunter	Moore (KS)

Moore (WI)	Ros-Lehtinen	Tanner
Moran (KS)	Roskam	Tauscher
Moran (VA)	Ross	Taylor
Murphy (CT)	Rothman	Terry
Murphy, Patrick	Roybal-Allard	Thompson (CA)
Murphy, Tim	Ruppersberger	Thompson (MS)
Murtha	Rush	Thornberry
Musgrave	Ryan (OH)	Tiahrt
Myrick	Ryan (WI)	Tiberi
Nadler	Salazar	Tierney
Napolitano	Sánchez, Linda	Towns
Neal (MA)	T.	Turner
Neugebauer	Sanchez, Loretta	Udall (CO)
Nunes	Sarbanes	Udall (NM)
Obey	Saxton	Upton
Olver	Schakowsky	Van Hollen
Ortiz	Schiff	Velázquez
Pallone	Schmidt	Visclosky
Pascrell	Schwartz	Walberg
Pastor	Scott (GA)	Walden (OR)
Payne	Scott (VA)	Walsh (NY)
Pearce	Serrano	Walz (MN)
Pelosi	Sessions	Wasserman
Perlmutter	Sestak	Schultz
Peterson (MN)	Shays	Watson
Pickering	Shea-Porter	Watt
Pitts	Sherman	Waxman
Platts	Shimkus	Weiner
Poe	Shuler	Welch (VT)
Pomeroy	Shuster	Weldon (FL)
Porter	Simpson	Weller
Price (NC)	Sires	Westmoreland
Pryce (OH)	Skelton	Wexler
Putnam	Slaughter	Whitfield
Rahall	Smith (NE)	Wicker
Ramstad	Smith (NJ)	Wilson (NM)
Rangel	Smith (WA)	Wilson (OH)
Regula	Snyder	Wolf
Reichert	Solis	Woolsey
Reyes	Souder	Wu
Reynolds	Space	Wynn
Rodriguez	Spratt	Yarmuth
Rogers (AL)	Stearns	Young (AK)
Rogers (KY)	Stupak	Young (FL)
Rogers (MI)	Sutton	

NAYS—40

Barrett (SC)	Goode	Radanovich
Barton (TX)	Hoekstra	Rehberg
Bilbray	Inglis (SC)	Renzi
Bishop (UT)	Johnson, Sam	Rohrabacher
Blackburn	Jones (NC)	Royce
Campbell (CA)	Jordan	Sali
Cannon	King (IA)	Sensenbrenner
Coble	Kingston	Shadegg
Culberson	McHenry	Smith (TX)
Davis (KY)	Miller (FL)	Sullivan
Daviss, David	Oberstar	Wamp
Duncan	Paul	Wilson (SC)
Flake	Petri	
Gingrey	Price (GA)	

NOT VOTING—22

Baker	Gallegly	Miller, Gary
Berman	Gutierrez	Pence
Boehner	Hastert	Peterson (PA)
Clarke	Issa	Stark
Cubin	Kucinich	Tancredo
Davis, Jo Ann	LaHood	Waters
Emanuel	McNulty	
Frank (MA)	Mica	

So the conference report was agreed to.

A motion to reconsider the vote whereby said conference report was agreed to was, by unanimous consent, laid on the table.

Ordered, That the Clerk notify the Senate thereof.

¶105.30 PROVIDING FOR CONSIDERATION OF H.R. 2831

Ms. SLAUGHTER, by direction of the Committee on Rules, reported (Rept. No. 110-263) the resolution (H. Res. 579) providing for the consideration of the bill (H.R. 2831) to amend title VII of the Civil Rights Act of 1964, the Age Discrimination in Employment Act of 67, the Americans With Disabilities Act of 1990, and the Rehabilitation Act of 1973 to clarify that a discriminatory compensation decision or other practice that is unlawful under such Acts occurs

each time compensation is paid pursuant to the discriminatory compensation decision or other practice, and for other purposes.

When said resolution and report were referred to the House Calendar and ordered printed.

¶105.31 PROVIDING FOR CONSIDERATION  
OF H.R. 986

Ms. SLAUGHTER, by direction of the Committee on Rules, reported (Rept. No. 110-264) the resolution (H. Res. 580) providing for the consideration of the bill (H.R. 986) to amend the Wild and Scenic Rivers Act to designate certain segments of the Eightmile River in the State of Connecticut as components of the National Wild and Scenic Rivers System, and for other purposes.

When said resolution and report were referred to the House Calendar and ordered printed.

¶105.32 PROVIDING FOR CONSIDERATION  
OF H.R. 3161

Ms. SLAUGHTER, by direction of the Committee on Rules, reported (Rept. No. 110-265) the resolution (H. Res. 581) providing for the consideration of the bill (H.R. 3161) making appropriations for Agriculture, Rural Development, Food and Drug Administration, and Related Agencies programs for the fiscal year ending September 30, 2008, and for other purposes.

When said resolution and report were referred to the House Calendar and ordered printed.

¶105.33 COMMITTEE RESIGNATION—  
MINORITY

The SPEAKER pro tempore, Ms. HIRONO, laid before the House the following communication, which was read as follows:

HOUSE OF REPRESENTATIVES,  
Washington, DC, July 25, 2007.

Hon. NANCY PELOSI,  
Speaker, House of Representatives,  
The Capitol, Washington, DC.

DEAR SPEAKER PELOSI: This letter serves as my intent to resign from the House Homeland Security Committee, effective today. I appreciated the opportunity to serve on this important committee and its jurisdictional prerogatives that affect the safety and security of our nation.

Sincerely,

KEVIN MCCARTHY,  
Member of Congress.

By unanimous consent, the resignation was accepted.

¶105.34 CALENDAR WEDNESDAY BUSINESS  
DISPENSED WITH

On motion of Ms. WASSERMAN SCHULTZ, by unanimous consent,

Ordered, That business in order for consideration on Wednesday, August 1, 2007, under clause 6, rule XV, the Calendar Wednesday rule, be dispensed with.

¶105.35 HOUR OF MEETING

On motion of Ms. WASSERMAN SCHULTZ, by unanimous consent,

Ordered, That when the House adjourns today, it adjourn to meet at 10:30 a.m. on Monday, July 30, 2007, for morning-hour debate.

¶105.36 LEAVE OF ABSENCE

By unanimous consent, leave of absence was granted—

To Mr. MCNULTY, for today after 2:30 p.m.;

To Mr. Gary G. MILLER of California, for today after 4 p.m.; and

To Mr. WAMP, for July 25 until 5 p.m..

And then,

¶105.37 ADJOURNMENT

On motion of Ms. JACKSON-LEE of Texas, pursuant to the previous order of the House, at 5 o'clock and 40 minutes p.m., the House adjourned until 10:30 a.m. on Monday, July 30, 2007.

¶105.38 REPORTS OF COMMITTEES ON  
PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XIII, reports of committees were delivered to the Clerk for printing and reference to the proper calendar, as follows:

Mr. MILLER, GEORGE: Committee on Education and Labor, H.R. 2847. A bill to amend the Workforce Investment Act of 1998 to establish an energy efficiency and renewable energy worker training program; with an amendment (Rept. 110-262). Referred to the Committee of the Whole House on the state of the Union.

Ms. SUTTON: Committee on Rules, House Resolution 579. Resolution providing for consideration of the bill (H.R. 2831) to amend title VII of the Civil Rights Acts of 1964, the Age Discrimination in Employment Act of 1967, the Americans With Disabilities Act of 1990, and the Rehabilitation Act of 1973 to clarify that a discriminatory compensation decision or other practice that is unlawful under such Act occurs each time compensation is paid pursuant to the discriminatory compensation decision or other practice, and for other purposes (Rept. 110-263). Referred to the House Calendar.

Ms. CASTOR: Committee on Rules, House Resolution 580. Resolution providing for consideration of the bill (H.R. 986) to amend the Wild and Scenic Rivers Act to designate certain segments of the Eightmile River in the State of Connecticut as components of the National Wild and Scenic Rivers System, and for other purposes (Rept. 110-264). Referred to the House Calendar.

Mr. MCGOVERN: Committee on Rules, House Resolution 581. Resolution providing for consideration of the bill (H.R. 3161) making appropriations for Agriculture, Rural Development, Food and Drug Administration, and Related Agencies programs for the fiscal year ending September 30, 2008, and for other purposes (Rept. 110-265). Referred to the House Calendar.

Mr. FILNER: Committee on Veterans' Affairs, H.R. 1315. A bill to amend title 38, United States Code, to provide specially adaptive housing assistance to certain disabled members of the Armed Forces residing temporarily in housing owned by a family member; with amendments (Rept. 110-266). Referred to the Committee of the Whole House on the state of the Union.

Mr. FILNER: Committee on Veterans' Affairs, H.R. 2623. A bill to amend title 38, United States Code, to prohibit the collection of copayments for all hospice care furnished by the Department of Veterans Affairs; with an amendment (Rept. 110-267). Referred to the Committee of the Whole House on the state of the Union.

Mr. FILNER: Committee on Veterans' Affairs, H.R. 2874. A bill to amend title 38,

United States Code, to make certain improvements in the provision of health care to veterans, and for other purposes; with an amendment (Rept. 110-268). Referred to the Committee of the Whole House on the state of the Union.

Mr. FILNER: Committee on Veterans' Affairs, H.R. 23. A bill to amend title 46, United States Code, to provide benefits to certain individuals who served in the United States merchant marine (including the Army Transport Service and the Naval Transport Service) during World War II; with amendments (Rept. 110-269 Pt. 1). Ordered to be printed.

¶105.39 COMMITTEE DISCHARGE

Pursuant to clause 2 of rule XII the Committee on Ways and Means discharged from further consideration, H.R. 23 referred to the Committee of the Whole House on the state of the Union and ordered to be printed.

¶105.40 PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XII, public bills and resolutions were introduced and severally referred, as follows:

By Mr. SMITH of New Jersey (for himself, Mr. PAYNE, Mr. SCOTT of Georgia, Mr. TOM DAVIS of Virginia, Mr. VAN HOLLEN, and Mr. WOLF):

H.R. 3202. A bill to amend the Foreign Service Act of 1980 to extend comparability pay adjustments to members of the Foreign Service assigned to posts abroad, and to amend the provision relating to the death gratuity payable to surviving dependents of Foreign Service employees who die as a result of injuries sustained in the performance of duty abroad; to the Committee on Foreign Affairs, and in addition to the Committee on Oversight and Government Reform, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. SMITH of New Jersey (for himself, Mr. PAYNE, Mr. SCOTT of Georgia, Mr. TOM DAVIS of Virginia, and Mr. WOLF):

H.R. 3203. A bill to reform the compensation system of the Foreign Service of the United States, and to amend the provision relating to the death gratuity payable to surviving dependents of Foreign Service employees who die as a result of injuries sustained in the performance of duty abroad; to the Committee on Foreign Affairs, and in addition to the Committee on Oversight and Government Reform, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. VAN HOLLEN (for himself and Mr. WAXMAN):

H.R. 3204. A bill to reform the Trade Advisory Committee system to ensure that a broad range of views are represented and accommodated in developing United States trade policy; to the Committee on Ways and Means.

By Mrs. BIGGERT (for herself, Mr. GRIJALVA, and Mr. SARBANES):

H.R. 3205. A bill to amend subtitle B of title VII of the McKinney-Vento Homeless Assistance Act to provide education for homeless children and youths, and for other purposes; to the Committee on Education and Labor, and in addition to the Committee on Financial Services, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Ms. VELÁZQUEZ (for herself and Mr. CHABOT):

H.R. 3206. A bill to provide for an additional temporary extension of programs under the Small Business Act and the Small Business Investment Act of 1958 through December 15, 2007, and for other purposes; to the Committee on Small Business.

By Mr. BOUSTANY (for himself and Mr. DAVIS of Kentucky):

H.R. 3207. A bill to provide mechanisms for developing and implementing a national energy security strategy for the United States; to the Committee on Armed Services, and in addition to the Committees on Foreign Affairs, Intelligence (Permanent Select), and Energy and Commerce, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. CANNON (for himself, Mr. MATHESON, and Mr. BISHOP of Utah):

H.R. 3208. A bill to amend the U.S. Troop Readiness, Veterans' Care, Katrina Recovery, and Iraq Accountability Appropriations Act, 2007, to extend the date for which livestock assistance is available for losses due to a disaster; to the Committee on Agriculture.

By Ms. DELAURO (for herself and Mr. COURTNEY):

H.R. 3209. A bill to support the establishment and operation of Teachers Professional Development Institutes; to the Committee on Education and Labor.

By Mr. DONNELLY:

H.R. 3210. A bill to provide medical care and other benefits for members and former members of the Armed Forces with severe injuries or illnesses; to the Committee on Armed Services, and in addition to the Committee on Veterans' Affairs, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. ELLSWORTH:

H.R. 3211. A bill to establish an awards mechanism to honor Federal law enforcement officers injured in the line of duty; to the Committee on the Judiciary.

By Mrs. LOWEY:

H.R. 3212. A bill to provide certain personnel management requirements for the Transportation Security Administration, and for other purposes; to the Committee on Homeland Security, and in addition to the Committee on Oversight and Government Reform, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. MILLER of Florida (for himself, Mr. BROWN of South Carolina, Mr. LAMPSON, Mr. MARSHALL, Mr. UDALL of Colorado, Mr. MATHESON, Ms. FOX, Mrs. MYRICK, Mr. GINGREY, Mr. PUTNAM, Mr. BOOZMAN, Mr. BUCHANAN, Mr. GARRETT of New Jersey, Mr. MCNERNEY, Mr. SESSIONS, Mr. WAMP, Mr. BURTON of Indiana, Mr. GOHMERT, Mrs. MILLER of Michigan, Mr. WALSH of New York, Mrs. BOYDA of Kansas, Mr. BARRETT of South Carolina, Mr. ROSS, and Ms. GINNY BROWN-WAITE of Florida):

H.R. 3213. A bill to permit residents of the District of Columbia to be treated as residents of Maryland or Virginia for purposes of obtaining hunting licenses, and for other purposes; to the Committee on Oversight and Government Reform, and in addition to the Committee on Natural Resources, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. PATRICK MURPHY of Pennsylvania (for himself and Mr. MICHAUD):

H.R. 3214. A bill to provide greater accountability in reviewing the national security considerations of free trade agreements; to the Committee on Ways and Means, and in addition to the Committee on Rules, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Ms. NORTON:

H.R. 3215. A bill to amend title XIX of the Social Security Act to provide medical assistance for certain men screened and found to have prostate cancer under a federally funded screening program; to the Committee on Energy and Commerce.

By Mr. PAUL:

H.R. 3216. A bill to authorize the President to issue letters of marque and reprisal with respect to certain acts of air piracy upon the United States on September 11, 2001, and other similar acts of war planned for the future; to the Committee on Foreign Affairs.

By Mr. PAUL:

H.R. 3217. A bill to limit the issuance of student and diversity immigrant visas to aliens who are nationals of Saudi Arabia, countries that support terrorism, or countries not cooperating fully with United States antiterrorism efforts; to the Committee on the Judiciary.

By Mr. SARBANES (for himself, Mr. HOYER, Mr. WYNN, Mr. CUMMINGS, Mr. BARTLETT of Maryland, Mr. GILCREST, Mr. RUPPERSBERGER, Mr. VAN HOLLEN, Mr. BARTON of Texas, Mr. DOYLE, Mr. TOM DAVIS of Virginia, Mr. PLATTS, Mr. CASTLE, Mr. SIREES, Mr. BRALEY of Iowa, Mr. OBEY, Mr. WOLF, Mr. GEORGE MILLER of California, Mr. LOEBSACK, Mr. ARCURI, and Mr. YARMUTH):

H.R. 3218. A bill to designate a portion of Interstate Route 395 located in Baltimore, Maryland, as "Cal Ripken Way"; to the Committee on Transportation and Infrastructure.

By Ms. SUTTON (for herself, Mr. HARE, Mr. BRALEY of Iowa, Mr. INSLEE, Ms. SHEA-PORTER, Mr. HASTINGS of Florida, Mr. WYNN, Ms. WOOLSEY, and Ms. HIRONO):

H.R. 3219. A bill to amend the Animal Welfare Act to prohibit dog fighting ventures; to the Committee on Agriculture, and in addition to the Committee on the Judiciary, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. WAMP:

H. Con. Res. 195. Concurrent resolution expressing the sense of the Congress that a National Dysphagia Awareness Month should be established; to the Committee on Oversight and Government Reform.

By Mr. BROWN of South Carolina (for himself, Mr. WILSON of South Carolina, Mr. BARRETT of South Carolina, Mr. INGLIS of South Carolina, Mr. SPRATT, and Mr. CLYBURN):

H. Res. 582. A resolution recognizing the South Carolina Aquarium's Sustainable Seafood Initiative and the benefits it provides to coastal South Carolina, South Carolina fishermen, South Carolina restaurants, and the consumers of seafood in coastal South Carolina, and for other purposes; to the Committee on Energy and Commerce, and in addition to the Committee on Natural Resources, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. KLEIN of Florida (for himself, Mr. LINCOLN DIAZ-BALART of Florida, Mr. LANTOS, Ms. ROS-LEHTINEN, Mr. ROTHMAN, Ms. WATSON, Ms. CARSON,

Mr. ACKERMAN, Mr. HASTINGS of Florida, Mr. MEEK of Florida, Mr. FALCOMA, Mr. WILSON of South Carolina, Mr. WEXLER, Mr. BURTON of Indiana, Mr. ENGEL, Mr. MORAN of Kansas, Mr. INGLIS of South Carolina, Ms. KILPATRICK, Mr. RYAN of Ohio, Mr. PALLONE, Mr. WAXMAN, Mr. SCHIFF, Ms. WASSERMAN SCHULTZ, Mr. CROWLEY, Mr. SHERMAN, Mr. COHEN, Mr. INSLEE, Mr. PERLMUTTER, Mr. HODES, Mr. BRALEY of Iowa, Mr. LOEBSACK, Mr. MCNERNEY, Mr. ELLSWORTH, Ms. SUTTON, Mr. WILSON of Ohio, Mr. MAHONEY of Florida, Mr. WELCH of Vermont, Mr. WALZ of Minnesota, Mr. YARMUTH, Mr. KAGEN, Mr. CARNEY, Mr. MARIO DIAZ-BALART of Florida, and Mr. NADLER):

H. Res. 583. A resolution recognizing the remarkable example of Sir Nicholas Winton who organized the rescue of 669 Jewish Czechoslovakian children from Nazi death camps prior to the outbreak of World War II; to the Committee on Foreign Affairs.

#### ¶105.41 MEMORIALS

Under clause 3 of rule XII, memorials were presented and referred as follows:

143. The SPEAKER presented a memorial of the House of Representatives of the State of Michigan, relative to House Resolution No. 101 urging the Congress of the United States to oppose the South Korea Free Trade Agreement; to the Committee on Ways and Means.

144. Also, a memorial of the House of Representatives of the State of Michigan, relative to House Resolution No. 78 memorializing the Congress of the United States to enact H.R. 1619 or S. 587, to direct the Department of the Treasury to mint coins to commemorate the Model T Ford; to the Committee on Ways and Means.

145. Also, a memorial of the House of Representatives of the State of Michigan, relative to House Resolution No. 121 memorializing the Congress of the United States to encourage expansion of existing or the construction of new petroleum refineries in the United States to meet our increasing energy needs; to the Committee on Ways and Means.

#### ¶105.42 ADDITIONAL SPONSORS

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

H.R. 21: Mr. DAVIS of Illinois and Mr. ROTHMAN.

H.R. 23: Mr. MELANCON and Mrs. LOWEY.

H.R. 180: Mr. MCCAUL of Texas, Mr. MORAN of Kansas, Ms. HOOLEY, Mr. BISHOP of Georgia, Mr. JACKSON of Illinois, Mr. THOMPSON of Mississippi, Mr. WATT, Mr. SCOTT of Virginia, and Mr. MOORE of Kansas.

H.R. 303: Mr. WHITFIELD.

H.R. 343: Mr. TERRY.

H.R. 371: Mr. CARDOZA and Mr. WU.

H.R. 503: Mr. JACKSON of Illinois.

H.R. 549: Mr. HUNTER.

H.R. 601: Mr. SHAYS.

H.R. 621: Mr. SHULER.

H.R. 643: Mr. THOMPSON of Mississippi and Mr. GRAVES.

H.R. 690: Mr. WALZ of Minnesota.

H.R. 743: Mr. WYNN and Mr. PLATTS.

H.R. 758: Mr. BARROW.

H.R. 767: Ms. BORDALLO.

H.R. 772: Mrs. NAPOLITANO and Ms. SHEA-PORTER.

H.R. 840: Mr. ISRAEL, Mr. GEORGE MILLER of California, and Mr. DONNELLY.

H.R. 869: Mr. PRICE of North Carolina.

H.R. 887: Mr. YOUNG of Alaska.

H.R. 969: Mrs. GILLIBRAND, Mr. RUSH, Mr. CARNAHAN, and Mr. RYAN of Ohio.

H.R. 1014: Mr. EDWARDS, Mr. MATHESON, and Mr. ROGERS of Alabama.  
 H.R. 1056: Mr. MCHENRY.  
 H.R. 1110: Mr. BERMAN, Mr. MCINTYRE, Mr. CARNEY, Ms. JACKSON-LEE of Texas, Mr. CARDOZA, Mr. MILLER of Florida, Mr. PETRI, Mr. CUMMINGS, and Ms. KAPTUR.  
 H.R. 1112: Mr. CONAWAY and Mr. SOUDER.  
 H.R. 1125: Mr. ROYCE, Mr. BUCHANAN, Mr. EVERETT, and Mr. BLUMENAUER.  
 H.R. 1134: Mr. KILDEE and Mr. LINCOLN DAVIS of Tennessee.  
 H.R. 1176: Mr. KUCINICH.  
 H.R. 1228: Mrs. MALONEY of New York and Mr. BOOZMAN.  
 H.R. 1283: Mr. SESTAK.  
 H.R. 1320: Mr. PORTER.  
 H.R. 1363: Mr. MCGOVERN, Mr. KENNEDY, Mr. LOBIONDO, Mr. RUSH, and Mr. WYNN.  
 H.R. 1416: Mr. MICHAUD.  
 H.R. 1459: Mr. TIERNEY.  
 H.R. 1474: Mr. ELLISON.  
 H.R. 1512: Ms. LEE.  
 H.R. 1609: Mr. ARCURI, Ms. LORETTA SANCHEZ of California, Mr. KUHL of New York, Mr. MARIO DIAZ-BALART of Florida, Ms. ROS-LEHTINEN, Mr. ROTHMAN, and Mr. HINCHEY.  
 H.R. 1644: Mr. MCGOVERN, Mr. BRADY of Pennsylvania, Mr. SCOTT of Virginia, Mr. BACA, and Mr. SARBANES.  
 H.R. 1663: Mr. SESTAK.  
 H.R. 1682: Mr. KING of New York.  
 H.R. 1687: Ms. BERKLEY.  
 H.R. 1688: Mr. ROTHMAN.  
 H.R. 1731: Mr. MARKEY.  
 H.R. 1748: Mr. TIAHRT, Mr. PLATTS, Mr. SESSIONS, and Mr. MORAN of Kansas.  
 H.R. 1764: Mr. MCHUGH.  
 H.R. 1774: Mr. BISHOP of New York, Mr. PRICE of North Carolina, Mr. YOUNG of Alaska, and Mr. DOGGETT.  
 H.R. 1801: Mr. MATHESON.  
 H.R. 1813: Ms. MCCOLLUM of Minnesota and Mr. CALVERT.  
 H.R. 1840: Mr. RYAN of Ohio.  
 H.R. 1843: Mr. PALLONE.  
 H.R. 1878: Ms. EDDIE BERNICE JOHNSON of Texas.  
 H.R. 1940: Mr. SHADEGG.  
 H.R. 1975: Mr. AL GREEN of Texas, Ms. WATERS, and Ms. CARSON.  
 H.R. 1992: Mr. RAHALL, Mr. PATRICK MURPHY of Pennsylvania, and Ms. SCHWARTZ.  
 H.R. 2014: Mr. BLUMENAUER.  
 H.R. 2020: Mr. WAXMAN.  
 H.R. 2049: Mr. SESTAK.  
 H.R. 2052: Mr. BOUCHER, Mr. SNYDER, Ms. ZOE LOFGREN of California, and Mr. JINDAL.  
 H.R. 2063: Mr. TOWNS.  
 H.R. 2095: Mr. MICA and Mr. SHUSTER.  
 H.R. 2136: Mr. DAVIS of Illinois and Mr. MARKEY.  
 H.R. 2138: Mr. CANNON, Mr. SMITH of Texas, Mrs. MCMORRIS RODGERS, Mr. JONES of North Carolina, Mr. BILBRAY, Mr. JOHNSON of Illinois, Mr. CHANDLER, Mr. BRALEY of Iowa, Ms. GIFFORDS, Mr. DAVIS of Kentucky, and Mr. PENCE.  
 H.R. 2167: Mr. BLUMENAUER.  
 H.R. 2205: Mr. WALBERG.  
 H.R. 2208: Mr. MANZULLO.  
 H.R. 2234: Mr. PLATTS, Mr. MCGOVERN, Mr. MITCHELL, and Ms. DELAURO.  
 H.R. 2255: Mr. LINCOLN DAVIS of Tennessee.  
 H.R. 2291: Mr. ROSKAM.  
 H.R. 2295: Mr. MITCHELL and Mr. ELLSWORTH.  
 H.R. 2323: Ms. CARSON, Mr. CLEAVER, Mr. DAVIS of Illinois, Ms. DELAURO, Mr. ELLISON, Mr. ETHERIDGE, Ms. JACKSON-LEE of Texas, Mr. JEFFERSON, Mr. KENNEDY, Mr. LANTOS, Mr. LOEBSACK, Mr. MORAN of Virginia, Mr. RUPPERSBERGER, Mr. RYAN of Ohio, and Mr. SARBANES.  
 H.R. 2347: Mr. GARRETT of New Jersey.  
 H.R. 2353: Mr. LOBIONDO.  
 H.R. 2361: Mr. SKELTON and Mr. PITTS.  
 H.R. 2365: Mr. SNYDER.

H.R. 2370: Mr. STUPAK.  
 H.R. 2384: Ms. HIRONO.  
 H.R. 2405: Mr. MCGOVERN.  
 H.R. 2411: Ms. HIRONO.  
 H.R. 2505: Mr. ELLSWORTH.  
 H.R. 2523: Ms. MATSUI and Mr. ROTHMAN.  
 H.R. 2567: Mr. PLATTS.  
 H.R. 2610: Mr. ENGEL.  
 H.R. 2695: Mr. DAVID DAVIS of Tennessee, Mr. COOPER, Mr. GORDON, Mr. COHEN, Mr. LINCOLN DAVIS of Tennessee, Mr. TANNER, and Mr. DUNCAN.  
 H.R. 2729: Mrs. LOWEY.  
 H.R. 2774: Mr. REYES, Mr. HONDA, Mr. ABERCROMBIE, and Mr. GRIJALVA.  
 H.R. 2818: Mr. CHANDLER, Mr. POMEROY, Mr. ACKERMAN, Mr. BOSWELL, Mr. LINCOLN DAVIS of Tennessee, Mr. MARCHANT, Mr. WALZ of Minnesota, Mr. SESTAK, and Mr. MOORE of Kansas.  
 H.R. 2826: Mr. LANGEVIN, Mr. ORTIZ, Mr. MARKEY, Mr. MCINTYRE, Mr. HALL of New York, Ms. LINDA T. SANCHEZ of California, Mr. GUTIERREZ, Ms. WASSERMAN SCHULTZ, and Mr. CUMMINGS.  
 H.R. 2828: Mr. POE, Mrs. CHRISTENSEN, Mr. KNOLLENBERG, Mr. BUTTERFIELD, Ms. CARSON, Mr. SKELTON, Mr. PAYNE, Mr. TOWNS, Mr. MEEKS of New York, Mr. SIRES, Mr. HASTINGS of Florida, Mr. CLEAVER, Ms. KAPTUR, Ms. LINDA T. SANCHEZ of California, and Mr. SCOTT of Georgia.  
 H.R. 2840: Mr. JEFFERSON.  
 H.R. 2881: Mr. WALZ of Minnesota.  
 H.R. 2885: Ms. HOOLEY.  
 H.R. 2895: Mr. BARROW, Ms. BALDWIN, Ms. CASTOR, Mrs. EMERSON, Mr. GILCHREST, and Mr. JACKSON of Illinois.  
 H.R. 2898: Mr. BOOZMAN, Mr. BARRETT of South Carolina, and Mr. ADERHOLT.  
 H.R. 2905: Mr. FORTENBERRY.  
 H.R. 2924: Mr. HARE.  
 H.R. 2940: Mr. UDALL of Colorado.  
 H.R. 2942: Mr. MCHUGH, Mr. JONES of North Carolina, Mr. INGLIS of South Carolina, Mr. DINGELL, Ms. EDDIE BERNICE JOHNSON of Texas, Mr. DEFAZIO, Mr. BACHUS, Ms. KILPATRICK, and Mr. HOLT.  
 H.R. 2949: Mr. LANTOS, Mr. HASTINGS of Florida, Ms. JACKSON-LEE of Texas, Mr. FORTUÑO, Ms. BORDALLO, Ms. NORTON, Mr. ENGEL, Mr. SIRES, Mr. DAVIS of Illinois, Mr. ROTHMAN, Ms. LORETTA SANCHEZ of California, Mr. VAN HOLLEN, Mr. CROWLEY, Mr. BERMAN, Mr. ISSA, Mr. BURTON of Indiana, Mr. DELAHUNT, and Ms. LINDA T. SANCHEZ of California.  
 H.R. 2989: Mr. SOUDER, Mr. THOMPSON of California, Mr. LARSON of Connecticut, and Mr. CROWLEY.  
 H.R. 2995: Mr. NEUGEBAUER.  
 H.R. 3005: Mr. TOWNS.  
 H.R. 3013: Mr. DELAHUNT.  
 H.R. 3060: Mr. MCNULTY.  
 H.R. 3087: Mr. BRADY of Pennsylvania, Mr. CASTLE, and Ms. CASTOR.  
 H.R. 3090: Mr. MARSHALL, Mr. BISHOP of Georgia, Mr. BOSWELL, Mr. BOUSTANY, Mr. BRADY of Pennsylvania, Mr. TANNER, and Mr. WALZ of Minnesota.  
 H.R. 3098: Mrs. EMERSON, Mr. EVERETT, and Mr. LUCAS.  
 H.R. 3123: Mr. MARIO DIAZ-BALART of Florida and Mr. MCCOTTER.  
 H.R. 3125: Mr. SIRES, Ms. SOLIS, Mr. GUTIERREZ, Mr. SCOTT of Virginia, Mr. CONYERS, Mr. LEWIS of Georgia, Mr. THOMPSON of Mississippi, Ms. EDDIE BERNICE JOHNSON of Texas, Ms. CORRINE BROWN of Florida, Mr. CLAY, and Mr. SERRANO.  
 H.R. 3139: Mr. MCINTYRE and Mr. ETHERIDGE.  
 H.R. 3160: Ms. HIRONO.  
 H.R. 3162: Ms. BALDWIN, Mr. ENGEL, Mr. CUELLAR, Mr. WYNN, Mr. WAXMAN, and Ms. HIRONO.  
 H.R. 3167: Mr. McDERMOTT, Mr. BRADY of Pennsylvania, and Ms. BERKLEY.  
 H.R. 3175: Mr. WAXMAN.

H.R. 3178: Mr. CASTLE.  
 Mr. BRADY of Pennsylvania, and Ms. BERKLEY.  
 H.J. Res. 28: Mrs. JONES of Ohio and Mr. CONYERS.  
 H.J. Res. 40: Mr. HODES.  
 H. Con. Res. 70: Mr. MCCOTTER.  
 H. Res. 32: Mr. LAMPSON, Ms. LEE, Mr. ENGEL, and Mr. KLEIN of Florida.  
 H. Res. 34, Ms. WATSON, Mr. CLAY, Mr. THOMPSON of Mississippi, Ms. EDDIE BERNICE JOHNSON of Texas, Mrs. JONES of Ohio, Mr. BISHOP of Georgia, Mr. WYNN, Mr. LAMBORN, Ms. LEE, Mr. ENGEL, and Mr. KLEIN of Florida.  
 H. Res. 95: Mr. PASCRELL and Mrs. EMERSON.  
 H. Res. 111: Ms. DELAURO.  
 H. Res. 185: Mr. SCHIFF.  
 H. Res. 231: Ms. GINNY BROWN-WAITE of Florida.  
 H. Res. 238: Mr. FALEOMAVAEGA, Ms. SCHWARTZ, Mr. HASTINGS of Florida, Mr. LANTOS, Mrs. MALONEY of New York, Mr. MCNULTY, Mr. KLEIN of Florida, Mr. SHERMAN, Mr. ACKERMAN, Mr. MEEKS of New York, Ms. LINDA T. SANCHEZ of California, Mr. SCOTT of Georgia, Mr. SIRES, Ms. WATSON, Ms. WOOLSEY, Mr. HINOJOSA, and Mr. CARNAHAN.  
 H. Res. 259: Mr. GENE GREEN of Texas.  
 H. Res. 277: Mr. SERRANO, Mr. ORTIZ, Mr. HONDA, Ms. LINDA T. SANCHEZ of California, Mrs. CHRISTENSEN, Mr. FURTUÑO, Mr. FILNER, Mr. BECERRA, and Ms. SOLIS.  
 H. Res. 335: Ms. WOOLSEY.  
 H. Res. 415: Ms. GIFFORDS.  
 H. Res. 417: Ms. HOOLEY.  
 H. Res. 443: Mr. SESTAK and Ms. GIFFORDS.  
 H. Res. 508: Mr. KLINE of Minnesota, Mr. LATHAM, Mr. CAMPBELL of California, and Ms. BORDALLO.  
 H. Res. 518: Mr. RAMSTAD, Ms. LINDA T. SANCHEZ of California, Mr. AL GREEN of Texas, Mr. LEWIS of Georgia, Mr. BISHOP of New York, Mr. FLAKE, Mr. KING of New York, Mr. JACKSON of Illinois, Mr. BURTON of Indiana, Mr. HASTINGS of Florida, Mr. BERMAN, Mr. CROWLEY, Ms. JACKSON-LEE of Texas, Ms. WATSON, Ms. CORRINE BROWN of Florida, Ms. EDDIE BERNICE JOHNSON of Texas, Mr. FALEOMAVAEGA, Mr. VELÁZQUEZ, Mr. HINOJOSA, Mr. ORTIZ, Mr. BACA, Mr. RODRIGUEZ, Mr. PASTOR, Mr. RYAN of Ohio, Ms. LEE, Mrs. DAVIS of California, Ms. MCCOLLUM of Minnesota, Ms. LORETTA SANCHEZ of California, Mr. DICKS, and Mr. BRALEY of Iowa.  
 H. Res. 530: Ms. LEE.  
 H. Res. 544: Mr. TOM DAVIS of Virginia, Mr. WOLF, Mr. HOBSON, Mr. BISHOP of Utah, Ms. ROS-LEHTINEN, Mrs. EMERSON, Mr. TERRY, Mr. MCCOTTER, Mr. BLUNT, Mr. NEUGEBAUER, Mr. GALLEGLY, Mr. CONAWAY, Mr. PUTNAM, Mr. SIMPSON, Mr. LUCAS, Mr. CRENSHAW, Mr. KIRK, Mr. ALEXANDER, Mr. BACA, Mr. HOLDEN, Mr. THOMPSON of California, Mr. HOYER, Mr. BLUMENAUER, Mr. LEWIS of California, Mr. NUNES, Mr. BOSWELL, Mr. CRAMER, Mr. SERRANO, Mr. SCHIFF, Mr. WALZ of Minnesota, Mr. WAMP, Mr. KINGSTON, Mr. COBLE, Mr. FORTENBERRY, Mrs. MCMORRIS RODGERS, Mr. CULBERSON, Mr. HELLER of Nevada, Mr. BROWN of South Carolina, Mr. LEWIS of Kentucky, Mr. WELLS, Mr. BILBRAY, Mr. RYAN of Wisconsin, Mr. PRICE of Georgia, Mr. BOOZMAN, Mr. CAMP of Michigan, Mr. KUHL of New York, Mr. HAYES, Mr. COLE of Oklahoma, Mr. KNOLLENBERG, Ms. FALLIN, and Mr. MCCARTHY of California.  
 H. Res. 548: Ms. BORDALLO.  
 H. Res. 549: Mr. WHITFIELD.  
 H. Res. 550: Mr. TANNER, Mr. MCCAUL of Texas, and Mr. MORAN of Virginia.  
 H. Res. 572: Mr. BURTON of Indiana, Mr. WALSH of New York, and Mrs. MCCARTHY of New York.  
 H. Res. 576: Mr. BUCHANAN.

## ¶105.43 PETITIONS

Under clause 3 of rule XII, petitions and papers were laid on the clerk's desk and referred as follows:

134. The SPEAKER presented a petition of the Embassy of Mexico, relative to expressing condolences for the shooting at Virginia Tech; to the Committee on Foreign Affairs.

135. Also, a petition of the Natural Heritage Institute, California, relative to commenting on the Modesto and Turlock Irrigation Districts' study plan for the new Don Pedro Hydroelectric Project; to the Committee on Natural Resources.

136. Also, a petition of Resource Capital, California, relative to supporting enhancements to the PCLP program; to the Committee on Small Business.

137. Also, a petition of the City of Miami Commission, Florida, relative to Resolution No. R-07-0202 urging the President of the United States and the Congress of the United States to support increased investments in weatherization to benefit the Nation's communities; jointly to the Committees on Energy and Commerce and Education and Labor.

138. Also, a petition of the City of Miami Commission, Florida, relative to Resolution No. R-07-0196 urging the President of the United States and the Congress of the United States to recognize the economic importance to the nation's cities of federal programs that encourage and support energy efficiency, energy conservation, renewable energy, and 'green building' programs at the local level; jointly to the Committees on Energy and Commerce and Education and Labor.

139. Also, a petition of the City of Miami Commission, Florida, relative to Resolution No. R-07-0267 expressing support of the Haitian immigrants, based on the "Wet-Foot/Dry-Foot" Policy; jointly to the Committees on Energy and Commerce and Education and Labor.

140. Also, a petition of Ms. Linda Singer, Attorney General for the District of Columbia, and Mr. Mark L. Shurtleff, Utah Attorney General, relative to expressing support for the District of Columbia Voting Rights Act of 2007, H.R. 1433; jointly to the Committees on the Judiciary and Oversight and Government Reform.

## ¶105.44 DELETIONS OF SPONSORS FROM PUBLIC BILLS AND RESOLUTIONS

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

H.R. 2070: Mr. BARTLETT of Maryland.

**MONDAY, JULY 30, 2007 (106)**

## ¶106.1 APPOINTMENT OF SPEAKER PRO TEMPORE

The House was called to order at 10:30 a.m. by the SPEAKER pro tempore, Mr. HINOJOSA, who laid before the House the following communication:

WASHINGTON, DC,  
July 30, 2007.

I hereby appoint the Honorable RUBEN HINOJOSA to act as Speaker pro tempore on this day.

NANCY PELOSI,  
*Speaker of the House of Representatives.*

Whereupon, pursuant to the order of the House of January 4, 2007, Members were recognized for morning-hour debate.

## ¶106.2 RECESS—10:32 A.M.

The SPEAKER pro tempore, Mr. HINOJOSA, pursuant to clause 12(a) of

rule I, declared the House in recess at 10 o'clock and 32 minutes a.m., until noon.

## ¶106.3 AFTER RECESS—NOON

The SPEAKER pro tempore, Mr. CARDOZA, called the House to order.

## ¶106.4 APPROVAL OF THE JOURNAL

The SPEAKER pro tempore, Mr. CARDOZA, announced he had examined and approved the Journal of the proceedings of Friday, July 27, 2007.

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

## ¶106.5 COMMUNICATIONS

Executive and other communications, pursuant to clause 8, rule XII, were referred as follows:

2723. A letter from the Assistant General Counsel for Regulatory Services, Department of Education, transmitting the Department's final rule — Special Demonstration Programs-Model Demonstration Projects to Improve the Postsecondary and Employment Outcomes of Youth with Disabilities — received July 25, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Education and Labor.

2724. A letter from the Assistant General Counsel for Regulations, Office of General Counsel, Department of Education, transmitting the Department's final rule — The Individuals With Disabilities Education Act Paperwork Waiver Demonstration Program (RIN: 1820-ZA42) received July 25, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Education and Labor.

2725. A letter from the Assistant General Counsel for Regulations Office of General Counsel, Department of Education, transmitting the Department's final rule — The Individuals With Disabilities Education Act Multi-Year Individualized Education Program Demonstration Program (RIN: 1820-ZA41) received July 25, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Education and Labor.

2726. A letter from the Assistant General Counsel for Regulations Office of General Counsel, Department of Education, transmitting the Department's final rule — Technical Assistance on Data Collection-Technical Assistance Center for Data Collection, Analysis, and Use for Accountability in Special Education and Early Intervention — received July 25, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Education and Labor.

2727. A letter from the Assistant General Counsel for Regulations Office of General Counsel, Department of Education, transmitting the Department's final rule — Technical Assistance on Data Collection-General Supervision Enhancement Grants — received July 25, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Education and Labor.

2728. A letter from the Assistant General Counsel for Regulations, Department of Education, transmitting the Department's final rule — National Institute on Disability and Rehabilitation Research-Disability and Rehabilitation Research Projects and Centers Program-Rehabilitation Research and Training Centers (RRTCs) — received July 23, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Education and Labor.

2729. A letter from the Assistant Secretary for Special Education and Rehabilitative Services, Department of Education, transmitting the Department's final rule — Technical Assistance on Data Collection-General Supervision Enhancement Grants — received July 25, 2007, pursuant to 5 U.S.C.

801(a)(1)(A); to the Committee on Education and Labor.

2730. A letter from the Director, Regulations Policy and Mgmt. Staff, Department of Health and Human Services, transmitting the Department's final rule — Orthopedic Devices; Reclassification of the Intervertebral Body Fusion Device [Docket No. 2006N-0019] received July 3, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

2731. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Approval and Promulgation of Implementation Plans; Implementation Plan Revision; State of New Jersey [Docket No. EPA-R02-OAR-2006-0162, FRL-8444-9] received July 25, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

2732. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Approval and Promulgation of Air Quality Implementation Plans; Maryland; Clarification of Visible Emission Exceptions [EPA-R03-OAR-2005-MD-0002; FRL-8447-6] received July 25, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

2733. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Approval and Promulgation of Implementation Plans; States of Arizona and Nevada; Interstate Transport of Pollution [EPA-R09-OAR-2007-0295 FRL-8443-5] received July 25, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

2734. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Approval of New Jersey's Title V Operating Permit Program Revision [Docket No. EPA-R02-OAR-2006-0963, FRL-8446-4] received July 25, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

2735. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Partial Withdrawal of Direct Final Rule Revising the California State Implementation Plan, San Joaquin Valley Air Pollution Control District [EPA-R09-OAR-2007-0236; FRL-8444-3] received July 25, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

2736. A letter from the Chief of Staff, Media Bureau, Federal Communications Commission, transmitting the Commission's final rule — In the Matter of Amendment of Section 73.202(b), Table of Allotments, FM Broadcast Stations. (Ashland, Greensburg, and Kinsley, Kansas; and Alva, Medford, and Mustang, Oklahoma) [MB Docket No. 06-65 RM-11320 RM-11335] received June 7, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

2737. A letter from the Chief of Staff, Media Bureau, Federal Communications Commission, transmitting the Commission's final rule — In the matter of Amendment of Section 73.202(b) FM Table of Allotments, FM Broadcast Stations. (Broken Bow and Millerton, Oklahoma) [MB Docket No. 05-328 RM-10577 RM-11343 RM-11344] received June 7, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

2738. A letter from the Chief of Staff, Media Bureau, Federal Communications Commission, transmitting the Commission's final rule — In the Matter of Amendment of Sections 73.62 and 73.1350 of the Commission's Rules [MB Docket No. 03-151] received July 25, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

2739. A letter from the Chief of Staff, Media Bureau, Federal Communications Commission, transmitting the Commission's final rule — In the Matter of Amendment of Section 73.202(b), FM Table of Allotments, FM Broadcast Stations. (Akron, Colorado) Re-classification of License of Station KRFX(FM), Denver, Colorado [MB Docket No. 05-102 RM-10630] received July 25, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

2740. A letter from the Chief of Staff, Media Bureau, Federal Communications Commission, transmitting the Commission's final rule — In the Matter of Amendment of Section 73.202(b), Table of Allotments, FM Broadcast Stations. (Fredericksburg, Converse, Flatonia, Georgetown, Ingram, Lake way, Lagos Vista, Llano, McQueen, Nolensville, San Antonio, and Waco, Texas) Amendment of Section 73.202(b), Table of Allotments, FM Broadcast Stations. (Llano, Junction and Goldthwaite, Texas) [MB Docket No. 05-112 RM-11185 RM-11374 MB Docket No. 05-151 RM-11222 RM-11258] received July 25, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

2741. A letter from the Chief of Staff, Media Bureau, Federal Communications Commission, transmitting the Commission's final rule — In the Matter of Amendment Section 73.202(b), Table of Allotments, FM Broadcast Stations. (Redding, Cottonwood, and Shasta Lake, California) [MB Docket No. 05-131 RM-11208 RM-11209 RM-11367 RM-11368 RM-11369] received July 25, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

2742. A letter from the Chief, Policy and Rules Division, OET, Federal Communications Commission, transmitting the Commission's final rule — In the Matter of Wireless Operations in the 3650-3700 MHz Band Rules for Wireless Broadband Services in the 3650-3700 MHz Band Additional Spectrum for Unlicensed Devices Below 900 MHz and in the 3GHz Band [ET Docket No. 04-151 WT Docket No. 05-96 ET Docket No. 02-380] received July 25, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

2743. A letter from the Acting Legal Advisor/Chief, WTB, Federal Communications Commission, transmitting the Commission's final rule — In the Matter of Sunset of the Cellular Radiotelephone Service Analog Service Requirement and Related Matters [RM No. 11355] received July 25, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

2744. A letter from the Director, Office of Civil Rights, Broadcasting Board of Governors, transmitting the Board's FY 2006 report, pursuant to the requirements of section 203(b) of the Notification and Federal Employee Antidiscrimination and Retaliation Act of 2002 (No Fear Act); to the Committee on Oversight and Government Reform.

2745. A letter from the Acting White House Liaison, Department of Education, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Oversight and Government Reform.

2746. A letter from the Associate General Counsel for General Law, Department of Homeland Security, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Oversight and Government Reform.

2747. A letter from the Associate General Counsel for General Law, Department of Homeland Security, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Oversight and Government Reform.

2748. A letter from the Chief Financial Officer, Department of Housing and Urban Development, transmitting the Department's Fiscal Year 2006 Inventory of Inherently Governmental and Commercial Activities, as

required by OMB Circular A-76 and the Federal Activities Inventory Reform Act of 1998; to the Committee on Oversight and Government Reform.

2749. A letter from the General Counsel, Department of Housing and Urban Development, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Oversight and Government Reform.

2750. A letter from the Deputy White House Liaison, Department of Justice, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Oversight and Government Reform.

2751. A letter from the Assistant Secretary for Administration and Mgmt., Department of Labor, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Oversight and Government Reform.

2752. A letter from the Secretary, Department of Transportation, transmitting the Department's annual report for FY 2006 prepared in accordance with Section 203 of the Notification and Federal Employee Antidiscrimination and Retaliation Act of 2002 (No FEAR Act), Public Law 107-174; to the Committee on Oversight and Government Reform.

2753. A letter from the White House Liaison, Department of the Treasury, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Oversight and Government Reform.

2754. A letter from the White House Liaison, Department of the Treasury, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Oversight and Government Reform.

2755. A letter from the White House Liaison, Department of the Treasury, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Oversight and Government Reform.

2756. A letter from the White House Liaison, Department of the Treasury, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Oversight and Government Reform.

2757. A letter from the White House Liaison, Department of the Treasury, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Oversight and Government Reform.

2758. A letter from the White House Liaison, Department of the Treasury, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Oversight and Government Reform.

2759. A letter from the White House Liaison, Department of the Treasury, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Oversight and Government Reform.

2760. A letter from the White House Liaison, Department of the Treasury, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Oversight and Government Reform.

2761. A letter from the White House Liaison, Department of the Treasury, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Oversight and Government Reform.

2762. A letter from the White House Liaison, Department of the Treasury, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Oversight and Government Reform.

2763. A letter from the White House Liaison, Department of the Treasury, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Oversight and Government Reform.

2764. A letter from the White House Liaison, Department of the Treasury, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Oversight and Government Reform.

2765. A letter from the White House Liaison, Department of the Treasury, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Oversight and Government Reform.

2766. A letter from the White House Liaison, Department of the Treasury, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Oversight and Government Reform.

2767. A letter from the White House Liaison, Department of the Treasury, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Oversight and Government Reform.

2768. A letter from the White House Liaison, Department of the Treasury, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Oversight and Government Reform.

2769. A letter from the White House Liaison, Department of the Treasury, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Oversight and Government Reform.

2770. A letter from the White House Liaison, Department of the Treasury, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Oversight and Government Reform.

2771. A letter from the Staff Director, Federal Election Commission, transmitting the Commission's annual report for FY 2006 prepared in accordance with the Notification and Federal Employee Antidiscrimination and Retaliation Act of 2002 (No FEAR Act); to the Committee on Oversight and Government Reform.

2772. A letter from the Director, Office of Personnel Management, transmitting the Office's final rule — Veterans' Preference (RIN: 3206-AL33) received July 26, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Oversight and Government Reform.

2773. A letter from the Senior Associate General Counsel, Office of the Director of National Intelligence, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Oversight and Government Reform.

2774. A letter from the Chief Administrative Officer, transmitting the quarterly report of receipts and expenditures of appropriations and other funds for the period April 1, 2007 through June 30, 2007 as compiled by the Chief Administrative Officer, pursuant to 2 U.S.C. 104a; (H. Doc. No. 110-52); to the Committee on House Administration and ordered to be printed.

2775. A letter from the Deputy Assistant Administrator for Regulatory Programs, NMFS, National Oceanic and Atmospheric Administration, transmitting the Administration's final rule — Fisheries of the Northeastern United States; Regulatory Amendment to Modify Recordkeeping and Reporting and Observer Requirements [Docket No. 061016268-7080-02; I.D. 100506E] (RIN: 0648-AU80) received June 7, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Natural Resources.

2776. A letter from the Acting Director Office of Sustainable Fisheries, NMFS, National Oceanic and Atmospheric Administration, transmitting the Administration's final rule — Fisheries of the Exclusive Economic Zone Off Alaska; Yellowfin Sole by Vessels Using Trawl Gear in the Bering Sea and Aleutian Islands Management Area [Docket No. 070213033-7033-01] (RIN: 0648-XA75) received July 3, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Natural Resources.

2777. A letter from the Assistant Administrator for Fisheries, NMFS, National Oceanic and Atmospheric Administration, transmitting the Administration's final rule — Fisheries of the Northeastern United States; Atlantic Sea Scallop Fishery; Amendment 13



[Docket No. 070322065-7114-02; I.D. 030607C] (RIN: 0648-AV39) received July 3, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Natural Resources.

2778. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Withdrawal of Federal Marine Aquatic Life Water Quality Criteria For Toxic Pollutants Applicable to Washington State [EPA-HQ-OW-2007-0467; FRL-8337-2] (RIN: NA2040) received July 3, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

2779. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — National Pollutant Discharge Elimination System-Suspension of Regulations Establishing Requirements for Cooling Water Intake Structures at Phase II Existing Facilities [EPA-HQ-OW-2002-0049; FRL-8336-9] (RIN: 2040-AD62) received July 3, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

2780. A letter from the Chief, Trade and Commercial Regulations Branch, Department of Homeland Security, transmitting the Department's final rule — TECHNICAL CORRECTION: VOLUNTARY RELIQUIDATION OF DEEMED LIQUIDATED ENTRIES [CBP Dec. 07-62] received July 20, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

2781. A letter from the Chief, Publications and Regulations, Internal Revenue Service, transmitting the Service's final rule — Guidance under Section 1502; Amendment of Tacking Rule Requirements of Life-Nonlife Consolidated Regulations [TD 9342] (RIN: 1545-BE85) received July 20, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

2782. A letter from the Chief, Publications and Regulations, Internal Revenue Service, transmitting the Service's final rule — Section 1274.—Determination of Issue Price in the Case of Certain Debt Instruments Issued for Property (Also Sections 42, 280G, 382, 412, 467, 468, 482, 483, 642, 807, 846, 1288, 7520, 7872.) (Rev. Rul. 2007-50) received July 19, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

2783. A letter from the Chief, Publications and Regulations, Internal Revenue Service, transmitting the Service's final rule — Treatment of Excess Loss Accounts [TD 9341] (RIN: 1545-BE87) received July 19, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

2784. A letter from the Regulations Coordinator, Department of Health and Human Services, transmitting the Department's final rule — Medicare Program; Revised Civil Money Penalties, Assessments, Exclusions, and Related Appeals Procedures [CMS-6146-F] [CMS-6019-F] (RIN: 0938-AM98; 0938-AN48) received July 20, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); jointly to the Committees on Energy and Commerce and Ways and Means.

#### ¶106.6 VIRGIN ISLANDS

On motion of Mrs. CHRISTENSEN, by unanimous consent, the Committee on Natural Resources was discharged from further consideration of the bill (H.R. 2107) to create the Office of Chief Financial Officer of the Government of the Virgin Islands, and for other purposes.

When said bill was considered, read twice, ordered to be engrossed and read a third time, was read a third time by title, and passed.

A motion to reconsider the vote whereby the bill was passed was, by unanimous consent, laid on the table.

*Ordered*, That the Clerk request the concurrence of the Senate in said bill.

#### ¶106.7 YUMA COUNTY, ARIZONA

On motion of Mrs. CHRISTENSEN, by unanimous consent, called up the bill (H.R. 673) to direct the Secretary of the Interior to take lands in Yuma County, Arizona, into trust as part of the reservation of the Cocopah Indian Tribe, and for other purposes.

When said bill was considered, read twice

The following amendment recommended by the Committee on Natural Resources was agreed to:

Strike out all after the enacting clause and insert:

##### SECTION 1. SHORT TITLE.

This Act may be cited as the "Cocopah Lands Act".

##### SEC. 2. FINDINGS.

Congress finds the following:

(1) The reservation of the Cocopah Tribe of Arizona is located in Yuma County, Arizona.

(2) That reservation was created by an Executive order signed by President Woodrow Wilson in 1917.

(3) The Tribe's land holdings are located within 3 noncontiguous reservations comprising a total of approximately 6,226.3 acres of trust land.

(4) The Tribe purchased the additional lands to provide infrastructure to housing areas, water, and economic development to tribal members.

(5) The current trust land base of the reservation is insufficient to provide such needs.

(6) The Tribe acquired 7 parcels of land contiguous to its present reservation lands in 1986, 1993, 1997, and 2005, and these parcels are currently classified as "Tribal fee lands" under Federal law.

(7) The acquired parcels shall not be taken into trust for gaming purposes.

(8) The best means of solving the Tribe's land and economic needs to its tribal members is to require the Secretary to take lands in Yuma County, Arizona, that are acquired by the Tribe into trust for the Tribe subject to the provisions of this Act.

##### SEC. 3. DEFINITIONS.

For the purpose of this Act, the following definitions apply:

(1) **TRIBE.**—The term "Tribe" means the Cocopah Tribe of Arizona.

(2) **SECRETARY.**—The term "Secretary" means the Secretary of the Interior.

##### SEC. 4. LANDS TO BE TAKEN INTO TRUST.

(a) **LANDS TO BE TAKEN INTO TRUST.**—If the Tribe transfers title to the land described in subsection (b) to the Secretary, the Secretary shall take that land into trust for the benefit of the Tribe, if at the time of such transfer there are no recognized environmental conditions or contamination related concerns and no adverse legal claims to such land, including outstanding liens, mortgages, or taxes owed.

(b) **LAND DESCRIBED.**—The land referred to in subsection (a) is described as follows:

(1) **PARCEL 1 (SIBLEY PURCHASE 1986).**—Lot 4 and the SW<sup>1</sup>/<sub>4</sub> of the NW<sup>1</sup>/<sub>4</sub>, of Sec. 1, T. 10 S., R. 25 W., of the Gila and Salt River Base and Meridian, Yuma County, Arizona, except that portion of the SW<sup>1</sup>/<sub>4</sub> of the NW<sup>1</sup>/<sub>4</sub>, of said Sec. 1, T. 10 S., R. 25 W., lying southeasterly of the north right-of-way line of the Bureau of Reclamation levee.

(2) **PARCEL 2 (SIBLEY PURCHASE 1986).**—Lot 1 and the SE<sup>1</sup>/<sub>4</sub> of the NE<sup>1</sup>/<sub>4</sub>, of Sec. 2, T. 10 S., R. 25 W., of the Gila and Salt River Base and Meridian, Yuma County, Arizona.

(3) **PARCEL 3 (MCDANIEL PURCHASE 1993).**—That part of the E<sup>1</sup>/<sub>2</sub> of the SE<sup>1</sup>/<sub>4</sub>, lying south

of the East Main Bureau of Reclamation Canal right of way in Sec. 30, T. 9 S., R. 23 W., of the Gila and Salt River Base and Meridian, Yuma County, Arizona.

(4) **PARCEL 4 (HOLLAND PURCHASE 1997).**—That portion of the NW<sup>1</sup>/<sub>4</sub> of the NE<sup>1</sup>/<sub>4</sub>, of Sec. 31, T. 16 S., R. 22 E., of the San Bernardino Base and Meridian, Yuma County, Arizona, lying north of the levee and Salinity Canal; except the north 220 feet.

(5) **PARCEL 5 (HOLLAND PURCHASE 1997).**—An easement over the easterly 15 feet of the north 220 feet of that portion of the NW<sup>1</sup>/<sub>4</sub> of the NE<sup>1</sup>/<sub>4</sub>, of Sec. 31, T. 16 S., R. 22 E., of the San Bernardino Base and Meridian, Yuma County, Arizona, lying north of the levee and Salinity Canal for irrigation purposes.

(6) **PARCEL 6 (POWERS PURCHASE 1997).**—Lots 21, 24, and 25, Sec. 29, and Lots 16 and 17 and the N<sup>1</sup>/<sub>2</sub> of the SW<sup>1</sup>/<sub>4</sub> of the SE<sup>1</sup>/<sub>4</sub>, of Sec. 30, T. 16 S., R. 22 E., of the San Bernardino Meridian, Yuma County, Arizona, according to the dependent resurvey of the Bureau of Land Management, accepted December 9, 1960.

(7) **PARCEL 7 (SPEED WAY PURCHASE 2005).**—That portion of the W<sup>1</sup>/<sub>2</sub> of the SE<sup>1</sup>/<sub>4</sub> of Sec. 30, T. 9 S., R. 23 W., of the Gila and Salt River Base and Meridian, Yuma County, Arizona, lying south and east of the East Main Canal; except the south 33 feet thereof; except one-third interest in and to all mineral rights, as reserved in the deed recorded in Docket 1461, page 600, records of Yuma County, Arizona.

(c) **LANDS TO BE MADE PART OF THE RESERVATION.**—Land taken into trust pursuant to subsection (a) shall be considered to be part of the Tribe's initial reservation.

(d) **SERVICE AREA.**—For the purposes of the delivery of Federal services to enrolled members of the Tribe, the Tribe's service area shall be Yuma County, Arizona.

(e) **GAMING PROHIBITED.**—Land taken into trust for the benefit of the Tribe under this Act shall not be used for gaming under the Indian Gaming Regulatory Act.

The bill, as amended, was ordered to be engrossed and read a third time, was read a third time by title, and passed.

By unanimous consent, the title was amended so as to read: "An Act to direct the Secretary of the Interior to take lands in Yuma County, Arizona, into trust as part of the reservation of the Cocopah Tribe of Arizona, and for other purposes."

A motion to reconsider the votes whereby the bill was passed and the title was amended was, by unanimous consent, laid on the table.

*Ordered*, That the Clerk request the concurrence of the Senate in said bill.

#### ¶106.8 YSLETA DEL SUR PUEBLO TRIBE

On motion of Mrs. CHRISTENSEN, by unanimous consent, called up the bill (H.R. 1696) to amend the Ysleta del Sur Pueblo and Alabama and Coshatta Indian Tribes of Texas Restoration Act to allow the Ysleta del Sur Pueblo tribe to determine blood quantum requirement for membership in that tribe.

When said bill was considered, read twice, ordered to be engrossed and read a third time, was read a third time by title, and passed.

A motion to reconsider the vote whereby the bill was passed was, by unanimous consent, laid on the table.

*Ordered*, That the Clerk request the concurrence of the Senate in said bill.



## ¶106.9 SAULT STE. MARIE TRIBE

On motion of Mrs. CHRISTENSEN, by unanimous consent, called up the bill (H.R. 2120) to direct the Secretary of the Interior to proclaim as reservation for the benefit of the Sault Ste. Marie Tribe of Chippewa Indians a parcel of land now held in trust by the United States for that Indian tribe.

When said bill was considered and read twice.

The following amendment recommended by the Committee on Natural Resources was agreed to:

Strike out all after the enacting clause and insert:

**SECTION 1. LAND TO BE PROCLAIMED RESERVATION.**

(a) **IN GENERAL.**—Notwithstanding any other provision of law, the Secretary of the Interior shall proclaim as reservation for the benefit of the Sault Ste. Marie Tribe of Chippewa Indians the parcel of land now held in trust by the United States and having the legal description as follows: That portion of Section 19, Township 41 North, Range 3 West, Michigan Meridian, described as: All of the NW1/4SW1/4 and all of the S1/2SW1/4 Northerly of a line described as beginning 650 feet Northerly along the centerline of Highway "Mackinac Trail" from the intersection of said centerline with the South Section line of Section 19, Township 41 North, Range 3 West, thence Northeasterly to the Southeast corner of the NW1/4SW1/4 of said Section, containing 65 acres, more or less (except the highway right-of-way and easements of record).

(b) **APPLICABLE LAW; EFFECTIVE DATE.**—The Secretary's proclamation shall be pursuant to section 7 of the Act of June 18, 1934 (25 U.S.C. 467) and the property shall be deemed a reservation as of April 19, 1988, for purposes of the Indian Gaming Regulatory Act.

The bill, as amended, was ordered to be engrossed and read a third time, was read a third time by title, and passed.

A motion to reconsider the vote whereby the bill was passed was, by unanimous consent, laid on the table.

*Ordered,* That the Clerk request the concurrence of the Senate in said bill.

## ¶106.10 COQUILLE INDIAN TRIBE

On motion of Mrs. CHRISTENSEN, by unanimous consent, called up the bill (H.R. 2863) to authorize the Coquille Indian Tribe of the State of Oregon to convey land and interests in land owned by the Tribe.

When said bill was considered and read twice.

The following amendment recommended by the Committee on Natural Resources was agreed to:

Strike out all after the enacting clause and insert:

**SECTION 1. LAND AND INTERESTS OF COQUILLE INDIAN TRIBE, OREGON.**

(a) **IN GENERAL.**—Subject to subsections (b) and (c), notwithstanding any other provision of law (including regulations), the Coquille Indian Tribe of the State of Oregon (including any agent or instrumentality of the Tribe) (referred to in this section as the "Tribe"), may transfer, lease, encumber, or otherwise convey, without further authorization or approval, any land (including fee simple land) or interest in land owned by the Tribe.

(b) **NONAPPLICABILITY TO CERTAIN CONVEYANCES.**—Subsection (a) shall not apply with respect to any transfer, encumbrance, lease,

or other conveyance of any land or interest in land of the Tribe that occurred before January 1, 2007.

(c) **EFFECT OF SECTION.**—Nothing in this section invalidates or otherwise alters or affects any restriction on alienation applicable to land held in trust by the United States for the benefit of the Tribe or any member of the Tribe.

(d) **LIABILITY.**—The United States shall not be held liable to any (including the Tribe or any agent or instrumentality of the Tribe) for any term of, or any loss resulting from the term of any transfer, lease, encumbrance, or conveyance of land made pursuant to this Act unless the United States or an agent or instrumentality of the United States is a party to the transaction or the United States would be liable pursuant to any other provision of law. This subsection shall not apply to land transferred or conveyed by the Tribe to the United States to be held, in trust for the benefit of the Tribe.

The bill, as amended, was ordered to be engrossed and read a third time, was read a third time by title, and passed.

A motion to reconsider the vote whereby the bill was passed was, by unanimous consent, laid on the table.

*Ordered,* That the Clerk request the concurrence of the Senate in said bill.

## ¶106.11 SAGINOW CHIPPEWA TRIBE

On motion of Mrs. CHRISTENSEN, by unanimous consent, called up the bill (H.R. 2952) to authorize the Saginaw Chippewa Tribe of Indians of the State of Michigan to convey land and interests in land owned by the Tribe.

When said bill was considered and read twice.

The following amendment recommended by the Committee on Natural Resources was agreed to:

Strike out all after the enacting clause and insert:

**SECTION 1. LAND AND INTERESTS OF THE SAGINAW CHIPPEWA INDIAN TRIBE OF MICHIGAN.**

(a) **IN GENERAL.**—Subject to subsections (b) and (c), notwithstanding any other provision of law (including regulations), the Saginaw Chippewa Indian Tribe of Michigan (including any agent or instrumentality of the Tribe) (referred to in this section as the "Tribe"), may transfer, lease, encumber, or otherwise convey, without further authorization or approval, all or any part of the Tribe's interest in any real property that is not held in trust by the United States for the benefit of the Tribe.

(b) **EFFECT OF SECTION.**—Nothing in this section is intended to authorize the Tribe to transfer, lease, encumber, or otherwise convey, any lands, or any interest in any lands, that are held in trust by the United States for the benefit of the Tribe.

(c) **LIABILITY.**—The United States shall not be held liable to any party (including the Tribe or any agent or instrumentality of the Tribe) for any term of, or any loss resulting from the term of any transfer, lease, encumbrance, or conveyance of land made pursuant to this Act unless the United States or an agent or instrumentality of the United States is a party to the transaction or the United States would be liable pursuant to any other provision of law. This subsection shall not apply to land transferred or conveyed by the Tribe to the United States to be held in trust for the benefit of the Tribe.

The bill, as amended, was ordered to be engrossed and read a third time, was read a third time by title, and passed.

A motion to reconsider the vote whereby the bill was passed was, by unanimous consent, laid on the table.

*Ordered,* That the Clerk request the concurrence of the Senate in said bill.

## ¶106.12 RIVERSIDE COUNTY, CALIFORNIA

On motion of Mrs. CHRISTENSEN, by unanimous consent, the Committee on Natural Resources was discharged from further consideration of the bill (H.R. 2963) to transfer certain land in Riverside County, California, and San Diego County, California, from the Bureau of Land Management to the United States to be held in trust for the Pechanga Band of Luiseno Mission Indians, and for other purposes.

When said bill was considered, read twice, ordered to be engrossed and read a third time, was read a third time by title, and passed.

A motion to reconsider the vote whereby the bill was passed was, by unanimous consent, laid on the table.

*Ordered,* That the Clerk request the concurrence of the Senate in said bill.

## ¶106.13 INDIAN SELF-DETERMINATION AND EDUCATION ASSISTANCE

On motion of Mrs. CHRISTENSEN, by unanimous consent, the Committee on Natural Resources was discharged from further consideration of the bill of the Senate (S. 375) a bill to waive application of the Indian Self-Determination and Education Assistance Act to a specific parcel of real property transferred by the United States to 2 Indian tribes in the State of Oregon, and for other purposes.

When said bill was considered, read twice, ordered to be read a third time, was read a third time by title, and passed.

A motion to reconsider the vote whereby the bill was passed was, by unanimous consent, laid on the table.

*Ordered,* That the Clerk notify the Senate thereof.

## ¶106.14 RECLAMATION AND GROUNDWATER

On motion of Mrs. CHRISTENSEN, by unanimous consent, called up the bill (H.R. 31) to amend the Reclamation Wastewater and Groundwater Study and Facilities Act to authorize the Secretary of the Interior to participate in the Elsinore Valley Municipal Water District Wildomar Service Area Recycled Water Distribution Facilities and Alberhill Wastewater Treatment and Reclamation Facility Projects.

When said bill was considered, read twice, ordered to be engrossed and read a third time, was read a third time by title, and passed.

A motion to reconsider the vote whereby the bill was passed was, by unanimous consent, laid on the table.

*Ordered,* That the Clerk request the concurrence of the Senate in said bill.

## ¶106.15 JAMES RIVER

On motion of Mrs. CHRISTENSEN, by unanimous consent, the Committee on Natural Resources was discharged from further consideration of the following resolution (H. Res. 16):

Whereas Virginia's James River is considered a great natural asset of the United States for its historical, environmental, and economic significance;

Whereas the first permanent English settlement in America was founded on the banks of the James River at Jamestown, Virginia, in 1607;

Whereas, prior to European settlement, the James River was known as Powhatan River, a name associated with Chief Powhatan, who was a key figure in the relationship between the Native American tribes and the Jamestown settlement;

Whereas, for thousands of years, the James River provided a source of nourishment and enrichment to the Native American tribes that lived along its course;

Whereas the James River played a critical role in the founding of America by sustaining the early settlers with its bounty, providing valuable commodities to build the emerging economy of a new colony, and serving as a strategic transportation corridor that shaped the settlement and commerce of the region;

Whereas the James River is one of America's most historic rivers with over 1,100 historic landmarks within its watershed;

Whereas the James River watershed is home to the first colonial capital in America and to numerous founding fathers and presidents, including Thomas Jefferson, Patrick Henry, James Monroe, James Madison, William Henry Harrison, and John Tyler;

Whereas the James River's natural resources, scenic beauty, and recreational opportunities continue to enhance the quality of life of visitors and the people living along it;

Whereas Congress passed the Chesapeake Bay Restoration Act of 2000, committing the Federal Government to achieve improved water quality and improvements in the productivity of living resources in the James River, as a tributary to the Chesapeake Bay;

Whereas the year 2007 marks the 400th anniversary of the founding of Jamestown; and

Whereas, throughout 2006 and 2007, many events are planned as part of America's 400th Anniversary, which is an 18-month commemoration of the historic events that occurred on and around the James River in 1607 and the enduring world-wide significance of those historic events: Now, therefore, be it

*Resolved*, That the House of Representatives—

(1) recognizes Virginia's James River as "America's Founding River";

(2) recognizes the extraordinary historic, economic, recreational, and environmental importance of the James River;

(3) encourages the people of the United States to observe and celebrate the James River's contribution to our Nation's history with appropriate ceremonies and activities during America's 400th Anniversary; and

(4) recommits itself to protecting and restoring the James River for the enjoyment and prosperity of current and future generations.

When said resolution was considered and agreed to.

A motion to reconsider the vote whereby said resolution was agreed to was, by unanimous consent, laid on the table.

#### ¶106.16 ROOSEVELT CAMPOBELLO INTERNATIONAL PARK

On motion of Mr. DAVIS of Illinois, by unanimous consent, the Committee on Oversight and Government Reform was discharged from further consideration of the bill of the Senate (S. 1099) a bill to amend chapter 89 of title 5,

United States Code, to make individuals employed by the Roosevelt Campobello International Park Commission eligible to obtain Federal health insurance.

When said bill was considered, read twice, ordered to be read a third time, was read a third time by title, and passed.

A motion to reconsider the vote whereby the bill was passed was, by unanimous consent, laid on the table.

*Ordered*, That the Clerk notify the Senate thereof.

#### ¶106.17 STAN HYWET HALL AND GARDENS

On motion of Mr. DAVIS of Illinois, by unanimous consent, the Committee on Oversight and Government Reform was discharged from further consideration of the following concurrent resolution (H. Con. Res. 143):

Whereas Stan Hywet Hall was built between 1912 and 1915 by Franklin 'F.A.' Augustus Seiberling and his wife, Gertrude;

Whereas Franklin Seiberling hired architect Charles S. Schneider of Cleveland to design the home, landscape architect Warren H. Manning of Boston to design the grounds, and Hugo F. Huber of New York City to decorate the interior;

Whereas Stan Hywet Hall is one of the finest examples of Tudor Revival architecture in the United States;

Whereas Alcoholics Anonymous, an organization that continues to help millions of individuals worldwide recover from alcohol addiction, was founded on Mother's Day 1935 following a meeting between Mr. Bill Wilson and Dr. Bob Smith and hosted by Henrietta Seiberling at Stan Hywet Hall;

Whereas, in 1957, in keeping with the Stan Hywet Hall crest motto of 'Non Nobis Solum (Not for Us Alone)', the Seiberling family donated Stan Hywet Hall to a nonprofit organization, which came to be known as Stan Hywet Hall & Gardens, so that the public could enjoy and experience part of a noteworthy chapter in the history of the United States;

Whereas Stan Hywet Hall & Gardens is identified as a National Historic Landmark by the Department of the Interior, the only location in Akron, Ohio, with such a designation and one of only 2,200 nationwide;

Whereas Stan Hywet Hall & Gardens is one of Ohio's top 10 tourist attractions, is a Save America's Treasures project, and is accredited by the American Association of Museums;

Whereas more than 5,000,000 people from around the world have visited Stan Hywet Hall & Gardens, with the number of visitors annually averaging between 150,000 and 200,000 since 1999;

Whereas Stan Hywet Hall & Gardens contributes over \$12,000,000 annually to the greater Akron economy;

Whereas Stan Hywet Hall & Gardens is a recipient of the Trustee Emeritus Award for Excellence in the Stewardship of Historic Sites from the National Trust for Historic Preservation, only the fourth recipient of the Award after George Washington's Mount Vernon, Thomas Jefferson's Monticello, and Washington, DC's Octagon House; and

Whereas Stan Hywet Hall & Gardens relies on more than 1,300 volunteers to ensure that its doors remain open to the public, including the Women's Auxiliary Board, the Friends of Stan Hywet, the Stan Hywet Gilde, the Stan Hywet Needlework Guild, the Stan Hywet Flower Arrangers, the Stan Hywet Garden Committee, the Carriage House Gift Shop, the Conservatory, Vintage Base Ball, Vintage Explorers, the Akron Gar-

den Club, and the Garden Forum of Greater Akron: Now, therefore, be it

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

(1) congratulates Stan Hywet Hall & Gardens on its 50th anniversary;

(2) honors Stan Hywet Hall & Gardens for its commitment to sharing its history, gardens, and art collections with the public; and

(3) directs the Secretary of the Senate to transmit a copy of this resolution to Stan Hywet Hall & Gardens.

When said concurrent resolution was considered.

Mr. DAVIS of Illinois, submitted the following amendment which was agreed to:

Strike all after the resolving clause and insert the following:

That Congress—

(1) recognizes that National Historic Landmarks are places where significant historical events occurred or where prominent Americans worked or lived; and

(2) directs the Secretary of the Senate to transmit a copy of this resolution to the Stan Hywet Hall & Gardens in Akron, Ohio.

The concurrent resolution, as amended, was agreed to.

Mr. DAVIS of Illinois, submitted the following amendment to the preamble, which was agreed to:

Strike the preamble and insert the following:

Whereas National Historic Landmarks are nationally significant historic places, designated by the Secretary of the Interior because they possess exceptional value or quality in illustrating or interpreting the heritage of the United States;

Whereas Congress recognizes that Stan Hywet Hall, located in Akron, Summit County, Ohio, has been designated as a National Historic Landmark since December 21, 1981;

Whereas Stan Hywet Hall was built between 1912 and 1915 by Franklin 'F.A.' Augustus Seiberling and his wife, Gertrude;

Whereas Franklin Seiberling hired architect Charles S. Schneider of Cleveland to design the home, landscape architect Warren H. Manning of Boston to design the grounds, and Hugo F. Huber of New York City to decorate the interior;

Whereas Stan Hywet Hall is one of the finest examples of Tudor Revival architecture in the United States;

Whereas Alcoholics Anonymous, an organization that continues to help millions of individuals worldwide recover from alcohol addiction, was founded on Mother's Day 1935 following a meeting between Mr. Bill Wilson and Dr. Bob Smith which was hosted by Henrietta Seiberling at Stan Hywet Hall;

Whereas in 1957, in keeping with the Stan Hywet Hall crest motto of "Non Nobis Solum" (or "Not for Us Alone"), the Seiberling family donated Stan Hywet Hall to a nonprofit organization, which came to be known as Stan Hywet Hall & Gardens, so that the public could enjoy and experience part of a noteworthy chapter in the history of the United States;

Whereas we are honoring and congratulating Stan Hywet Hall & Gardens on its 50th anniversary and for its commitment to sharing its history, gardens, and art collections with the public;

Whereas Stan Hywet Hall & Gardens is identified as a National Historic Landmark by the Department of the Interior, the only location in Akron, Ohio, with such a designation and one of only 2,200 nationwide;

Whereas Stan Hywet Hall & Gardens is one of Ohio's top 10 tourist attractions, is a Save America's Treasures project, and is accredited by the American Association of Museums;

Whereas more than 5,000,000 people from around the world have visited Stan Hywet Hall & Gardens, with the number of visitors annually averaging between 150,000 and 200,000 since 1999;

Whereas Stan Hywet Hall & Gardens contributes over \$12,000,000 annually to the greater Akron economy;

Whereas Stan Hywet Hall & Gardens is a recipient of the Trustee Emeritus Award for Excellence in the Stewardship of Historic Sites from the National Trust for Historic Preservation, only the fourth recipient of the Award after George Washington's Mount Vernon, Thomas Jefferson's Monticello, and Washington, DC's Octagon House; and

Whereas Stan Hywet Hall & Gardens relies on more than 1,300 volunteers to ensure that its doors remain open to the public, including the Women's Auxiliary Board, the Friends of Stan Hywet, the Stan Hywet Gilde, the Stan Hywet Needlework Guild, the Stan Hywet Flower Arrangers, the Stan Hywet Garden Committee, the Carriage House Gift Shop, the Conservatory, Vintage Base Ball, Vintage Explorers, the Akron Garden Club, and the Garden Forum of Greater Akron: Now, therefore, be it

By unanimous consent, the title was amended so as to read: "A concurrent resolution honoring National Historic Landmarks."

A motion to reconsider the votes whereby said concurrent resolution, as amended, was agreed to and the preamble and the title were amended was, by unanimous consent, laid on the table.

*Ordered*, That the Clerk request the concurrence of the Senate in said concurrent resolution.

#### ¶106.18 MASTER SERGEANT SEAN MICHAEL THOMAS

On motion of Mr. DAVIS of Illinois, by unanimous consent, the Committee on Oversight and Government Reform was discharged from further consideration of the bill (H.R. 2765) to designate the facility of the United States Postal Service located at 44 North Main Street in Hughesville, Pennsylvania, as the "Master Sergeant Sean Michael Thomas Post Office".

When said bill was considered, read twice, ordered to be engrossed and read a third time, was read a third time by title, and passed.

A motion to reconsider the vote whereby the bill was passed was, by unanimous consent, laid on the table.

*Ordered*, That the Clerk request the concurrence of the Senate in said bill.

#### ¶106.19 YOUTH SPORTS WEEK

On motion of Mr. DAVIS of Illinois, by unanimous consent, the Committee on Oversight and Government Reform was discharged from further consideration of the following resolution (H. Res. 442):

Whereas about 42 million children participate in organized sports each year;

Whereas children participating in organized sports tend to perform better in school, develop excellent interpersonal skills, and lead healthier lives;

Whereas organized youth sports help children increase their self-esteem, develop an appreciation of health and fitness, and become leaders within the community;

Whereas organized youth sports provide for regular physical activity and help combat increasing rates of childhood obesity;

Whereas the Congressional Caucus on Youth Sports was created, with great help and support from the Citizenship Through Sports Alliance, Positive Coaching Alliance, and National Recreation and Park Association, to restore the focus in youth sports on the child's experience and character development;

Whereas far too many children quit participating in youth sports at a young age, many telling coaches and parents, 'It just wasn't fun anymore';

Whereas the National Recreation and Park Association has designated July as Parks and Recreation Month;

Whereas many youth sports organizations gather at local parks and recreation facilities across the country; and

Whereas designating the fourth week in July as National Youth Sports Week would raise awareness of the important physical and emotional benefits of participating in youth sports and the need to promote sportsmanship among players, parents, coaches, and officials: Now, therefore, be it

*Resolved*, That it is the sense of the House of Representatives that a National Youth Sports Week should be established to promote awareness of the importance of youth sports and the need to restore the focus in youth sports on the child's experience and character development.

When said resolution was considered and agreed to.

A motion to reconsider the vote whereby said resolution was agreed to was, by unanimous consent, laid on the table.

#### ¶106.20 CRAIG BIGGIO

On motion of Mr. DAVIS of Illinois, by unanimous consent, the Committee on Oversight and Government Reform was discharged from further consideration of the following resolution (H. Res. 501):

Whereas Craig Biggio has reached 3,000 base hits as a Major League Baseball player and all while playing for the Houston Astros with an unmatched hustle and work ethic;

Whereas Craig Biggio is only the 27th player in Major League Baseball history to reach this historic milestone, joining such baseball greats as Willie Mays, Hank Aaron, Tony Gwynn, Cal Ripken Jr., and Ty Cobb;

Whereas Craig Biggio is not only a member of the exclusive 3,000 hit club, but also holds the Major League record for most games played with one team at 2,768 and counting over the past 20 seasons;

Whereas Craig Biggio is 7th all-time in Major League Baseball with 653 doubles and should move into 5th place by the end of the current season;

Whereas Craig Biggio holds the Astros career records for games played, at-bats, runs scored, hits, doubles, and extra-base hits;

Whereas Craig Biggio is a tireless leader in the community for charitable causes, serving for the last decade as lead spokesperson for Sunshine Kids, which is an organization that supports children fighting cancer and their families;

Whereas Craig Biggio and his wife Patti have helped to raise nearly \$2,000,000 for Sunshine Kids and have impacted numerous cancer-stricken families throughout the Houston area by leading fun activities like attending Houston Astros, Rockets, and Texan games and The Houston Livestock Show and Rodeo;

Whereas Houston Astros owner Drayton McLane, Jr. recently stated, "No one has meant more to our community development than Craig and Patti Biggio."; and

Whereas Craig Biggio has been honored with many awards to recognize his distin-

guished contributions to the sport of baseball and to the community, including the Hutch Award in 2005 for resilience and always showing a fighting competitive spirit, and being named one of Sporting News' Good Guys in 2004 for all his community service work off the field: Now, therefore, be it

*Resolved*, That the House of Representatives—

(1) commends Craig Biggio of the Houston Astros for reaching 3,000 base hits as a Major League Baseball player;

(2) recognizes his outstanding service to the community through his charitable work and dedication to the Houston Astros organization; and

(3) directs the Clerk of the House of Representatives to transmit a copy of this resolution to Craig Biggio of the Houston Astros and to Astros team owner Mr. Drayton McLane, Jr. for appropriate display.

When said resolution was considered and agreed to.

A motion to reconsider the vote whereby said resolution was agreed to was, by unanimous consent, laid on the table.

#### ¶106.21 DOLPH S. BRISCOE, JR.

On motion of Mr. DAVIS of Illinois, by unanimous consent, the Committee on Oversight and Government Reform was discharged from further consideration of the bill (H.R. 2688) to designate the facility of the United States Postal Service located at 103 South Getty Street in Uvalde, Texas, as the "Dolph S. Briscoe, Jr. Post Office Building".

When said bill was considered and read twice.

Mr. DAVIS of Illinois, submitted the following amendment which was agreed to:

Strike out all after the enacting clause and insert:

#### SECTION 1. DOLPH BRISCOE, JR. POST OFFICE BUILDING.

(a) DESIGNATION.—The facility of the United States Postal Service located at 103 South Getty Street in Uvalde, Texas, shall be known and designated as the "Dolph Briscoe, Jr. Post Office Building".

(b) REFERENCES.—Any reference in a law, map, regulation, document, paper, or other record of the United States to the facility referred to in subsection (a) shall be deemed to be a reference to the "Dolph Briscoe, Jr. Post Office Building".

The bill, as amended, was ordered to be engrossed and read a third time, was read a third time by title, and passed.

By unanimous consent, the title was amended so as to read: "An Act to designate the facility of the United States Postal Service located at 103 South Getty Street in Uvalde, Texas, as the 'Dolph Briscoe, Jr. Post Office Building'."

A motion to reconsider the votes whereby the bill was passed and the title was amended was, by unanimous consent, laid on the table.

*Ordered*, That the Clerk request the concurrence of the Senate in said bill.

#### ¶106.22 HURRICANE KATRINA AND RITA

On motion of Mr. DAVIS of Illinois, by unanimous consent, the Committee on Oversight and Government Reform was discharged from further consideration of the following resolution (H. Res. 551):

Whereas Hurricanes Katrina and Rita devastated the lives of 4.5 million people through loss of life and personal injury; destroyed homes, businesses, and public property; displaced people; and damaged cultural assets and economies across the Gulf Coast of the United States;

Whereas Hurricanes Katrina and Rita destroyed nearly every home and business in Orleans Parish, St. Bernard Parish, Plaquemines Parish, and Cameron Parish; and thousands of homes in Calcasieu Parish and other coastal parishes also suffered flood damage;

Whereas Hurricane Katrina displayed winds peaking at 175 miles per hour;

Whereas Hurricane Katrina made landfall in the Gulf Coast region on August 29, 2005, as a powerful category 3 storm and the third strongest land-falling hurricane ever recorded in the United States;

Whereas Hurricane Katrina destroyed 275,000 homes, 18,750 businesses, and 875 schools in Louisiana, and is blamed for the deaths of 1,577 residents in Louisiana;

Whereas Hurricane Katrina caused four levees to breach, including the 17th Avenue Canal, the Industrial Canal, and the London Avenue Canal, resulting in flooding of the city of New Orleans and the parishes of St. Bernard and Plaquemines; and nearly two years later, work on those levees is still unfinished;

Whereas, because of an insufficient levee protection system, approximately 80 percent of New Orleans was submerged for nearly one month in deadly flood waters;

Whereas Hurricane Katrina devastated institutions of higher education, including Delgado Community College, Dillard University, Loyola University New Orleans, Southern University at New Orleans, Tulane University, the University of New Orleans, and Xavier University of Louisiana;

Whereas nearly two years later, all colleges and universities in New Orleans have reopened, but enrollment is lagging, major infrastructure has not yet been rebuilt, many public schools remain closed, and private and public schools that have reopened are struggling to recover;

Whereas prior to Hurricane Katrina, the population of New Orleans was 484,674; but nearly two years after Hurricane Katrina, little more than half of New Orleans residents have been able to return to their homes;

Whereas Hurricane Katrina overwhelmed the capabilities of State and local governments and Congress appropriated billions of dollars for emergency response needs, such as evacuations, repairs, deployment of personnel, and other immediate relief efforts;

Whereas nearly two years after Hurricane Katrina, disaster relief efforts continue to be needed, especially for hundreds of thousands of displaced citizens;

Whereas Hurricane Rita made landfall along the border of Louisiana and Texas on September 24, 2005, as the fourth most intense Atlantic hurricane ever recorded, causing \$9.4 billion in property damage;

Whereas Hurricane Rita completely destroyed several towns in Southwest Louisiana along the border of Texas and washed tons of potentially hazardous debris into the area's marshes, causing severe economic loss, detrimental health effects, and deaths;

Whereas Congress has responded to the devastation of the Gulf Coast region by providing billions of dollars in assistance, including tax relief efforts such as the Gulf Opportunity Zone, student aid, and disability services to victims of Hurricanes Katrina and Rita, and nearly two years later, Congress continues to provide assistance to expedite economic recovery in the region; and

Whereas the people of the United States have been extremely generous in their sup-

port for the Gulf Coast region, in addition to the outpouring of assistance from the international community, which continues to support the recovery efforts in the region: Now, therefore, be it

*Resolved*, That the House of Representatives—

(1) recognizes the importance of the Gulf Coast region to the economy of the United States;

(2) recognizes the importance of the cultural contributions of the people of the Gulf Coast to the United States; and

(3) expresses its support for all individuals still affected by Hurricanes Katrina and Rita two years after these terrible natural disasters struck.

When said resolution was considered and agreed to.

A motion to reconsider the vote whereby said resolution was agreed to was, by unanimous consent, laid on the table.

#### ¶106.23 SAN ANTONIO SPURS

On motion of Mr. DAVIS of Illinois, by unanimous consent, the Committee on Oversight and Government Reform was discharged from further consideration of the following resolution (H. Res. 490):

Whereas on June 14, 2007, the San Antonio Spurs won the 2007 National Basketball Association (NBA) Championship with a victory over the Cleveland Cavaliers;

Whereas the Spurs' win results in their fourth NBA Championship in the last 9 years;

Whereas the Spurs, after sweeping the Cavaliers to decisively win the Finals 4-0, are widely recognized as a modern-day basketball dynasty;

Whereas San Antonio's four-game sweep was only the eighth sweep since the finals began in 1947;

Whereas the Spurs' .727 winning percentage is the highest in finals history;

Whereas under the leadership and instruction of Coach Gregg Popovich, the Spurs' Tony Parker, Tim Duncan, Manu Ginobili, Robert Horry, Bruce Bowen, Michael Finley, Fabricio Oberto, Francisco Elson, Jacques Vaughn, and Brent Barry played together as a team with determination and resolve to bring the NBA trophy back home to the Alamo City;

Whereas Tony Parker was named the Finals Most Valuable Player after using his speed and quickness to average 24.5 points and an amazing 57 percent from the field during the Finals, becoming the first European-born player to be honored as MVP;

Whereas Tim Duncan and Bruce Bowen anchored the Spurs with stifling defense throughout the NBA Finals;

Whereas Manu Ginobili used his pinpoint three-point shooting and strong drives to the basket to lead the Spurs to victory in Game 4 with 27 points;

Whereas Coach Gregg Popovich is recognized as one of the greatest coaches of all time after winning his fourth NBA Championship; and

Whereas San Antonio has the best fans in the league and the Alamo City is the perfect setting for a championship celebration: Now, therefore, be it

*Resolved*, That the House of Representatives congratulates the San Antonio Spurs and Coach Gregg Popovich for winning the 2007 National Basketball Association Championship.

When said resolution was considered and agreed to.

A motion to reconsider the vote whereby said resolution was agreed to

was, by unanimous consent, laid on the table.

#### ¶106.24 DETROIT TIGERS

On motion of Mr. DAVIS of Illinois, by unanimous consent, the Committee on Oversight and Government Reform was discharged from further consideration of the following resolution (H. Res. 488):

Whereas this is the 10th American League Pennant won by the Detroit Tigers;

Whereas Manager Jim Leyland is a 3 time Manager of the Year and 1 of 7 managers in the history of baseball to win the pennant in both the National and American Leagues;

Whereas the manager and coaching staff have done a remarkable job guiding this team to victory;

Whereas General Manager Dave Dombrowski and Owner Mike Ilitch have assembled and led a team that has revitalized the Tigers franchise;

Whereas all 25 players on the playoff squad contributed to their remarkable postseason victories over the New York Yankees and the Oakland Athletics, including American League Rookie of the Year Justin Verlander, as well as Magglio Ordóñez, Iván Rodríguez, Jeremy Bonderman, Kenny Rogers, Sean Casey, Carlos Guillén, Alexis Gómez, Omar Infante, Plácido Polanco, Brandon Inge, Craig Monroe, Marcus Thames, Curtis Granderson, Ramón Santiago, Neifi Pérez, Nate Robertson, Todd Jones, Jason Grilli, Zach Miner, Wilfredo Ledezma, Fernando Rodney, Joel Zumaya, Jamie Walker, and Vance Wilson;

Whereas the Detroit Tigers have a history of great players and managers, including Ty Cobb, Al Kaline, Hank Greenberg, and Sparky Anderson;

Whereas Detroit has a vibrant sports tradition because Michigan fans have faithfully supported their teams; and

Whereas the New York Yankees and Oakland Athletics proved worthy and honorable opponents during the post-season: Now, therefore, be it

*Resolved*, That the House of Representatives—

(1) congratulates the Detroit Tigers on winning the 2006 American League Pennant; and

(2) commends the players, coaches, management, and all the other personnel of the Detroit Tigers, as well as the fans, on this great victory.

When said resolution was considered and agreed to.

A motion to reconsider the vote whereby said resolution was agreed to was, by unanimous consent, laid on the table.

#### ¶106.25 FRANK G. LUMPKIN

On motion of Mr. DAVIS of Illinois, by unanimous consent, the Committee on Oversight and Government Reform was discharged from further consideration of the bill (H.R. 2309) to designate the facility of the United States Postal Service located at 3916 Milgen Road in Columbus, Georgia, as the "Frank G. Lumpkin, Jr. Post Office Building".

The bill, as amended, was ordered to be engrossed and read a third time, was read a third time by title, and passed.

A motion to reconsider the vote whereby the bill was passed was, by unanimous consent, laid on the table.

*Ordered*, That the Clerk request the concurrence of the Senate in said bill.

## ¶106.26 ANAHEIM DUCKS

On motion of Mr. DAVIS of Illinois, by unanimous consent, the Committee on Oversight and Government Reform was discharged from further consideration of the following resolution (H. Res. 471):

Whereas on June 6, 2007, in Anaheim, California, the Anaheim Ducks won the National Hockey League Stanley Cup, with a 6-2 victory over the Ottawa Senators in the decisive fifth game of the championship series;

Whereas the Ottawa Senators proved worthy opponents and should be congratulated for a hard-fought Stanley Cup series;

Whereas the Ducks' win marked their first Stanley Cup title in franchise history;

Whereas the Ducks' win marked the first National Hockey League sports championship won by a team from the State of California;

Whereas owners Henry and Susan Samuelli and general manager Brian Burke have created a model franchise, assembling a team that rose from an unstable past to the pinnacle of its sport today;

Whereas the Ducks were ably led by head coach Randy Carlyle, and assistant coaches Newell Brown and Dave Farrish;

Whereas Ducks team members Francois Beauchemin, Ilya Bryzgalov, Sebastien Caron, Ryan Carter, Joe DiPenta, Ryan Getzlaf, Jean-Sebastien Giguere, Mark Hartigan, Kent Huskins, Chris Kunitz, Ric Jackman, Todd Marchant, Brad May, Andy McDonald, Drew Miller, Travis Moen, Joe Motzko, Scott Niedermayer, Rob Niedermayer, Sean O'Donnell, Samuel Pahlsson, George Parros, Dustin Penner, Corey Perry, Chris Pronger, Aaron Rome, Teemu Selanne, Ryan Shannon, and Shawn Thornton, are all worthy of praise and admiration for their contributions to the resilient championship team;

Whereas Scott Niedermayer, the Ducks' team captain and a 33-year old veteran, was awarded the Conn Smythe Trophy as the most valuable player of the National Hockey League post-season;

Whereas the Anaheim Ducks introduced a new future for the National Hockey League, creating new fans of the sport's high level of athleticism and competition;

Whereas the entire Ducks organization has contributed considerably to the community it represents, generously donating time and resources to a variety of charitable and educational programs for children throughout the State of California; and

Whereas Anaheim, and all of California, are proud of the accomplishment and dedication of the Anaheim Ducks organization and fans: Now, therefore, be it

*Resolved*, That the House of Representatives congratulates the National Hockey League Champions, the Anaheim Ducks, on their victory in the 2007 Stanley Cup Finals.

When said resolution was considered and agreed to.

A motion to reconsider the vote whereby said resolution was agreed to was, by unanimous consent, laid on the table.

## ¶106.27 PRIVATE FIRST CLASS SHANE R. AUSTIN

On motion of Mr. DAVIS of Illinois, by unanimous consent, the Committee on Oversight and Government Reform was discharged from further consideration of the bill (H.R. 3034) to designate the facility of the United States Postal Service located at 127 South Elm Street in Gardner, Kansas, as the "Pri-

vate First Class Shane R. Austin Post Office".

When said bill was considered, read twice, ordered to be engrossed and read a third time, was read a third time by title, and passed.

A motion to reconsider the vote whereby the bill was passed was, by unanimous consent, laid on the table.

*Ordered*, That the Clerk request the concurrence of the Senate in said bill.

## ¶106.28 BUCK OWENS

On motion of Mr. DAVIS of Illinois, by unanimous consent, the Committee on Oversight and Government Reform was discharged from further consideration of the bill (H.R. 1384) to designate the facility of the United States Postal Service located at 118 Minner Street in Bakersfield, California, as the "Buck Owens Post Office".

When said bill was considered and read twice.

Mr. DAVIS of Illinois, submitted the following amendment which was agreed to:

Strike out all after the enacting clause and insert:

**SECTION 1. BUCK OWENS POST OFFICE.**

(a) DESIGNATION.—The facility of the United States Postal Service located at 118 Minner Avenue in Bakersfield, California, shall be known and designated as the "Buck Owens Post Office".

(b) REFERENCES.—Any reference in a law, map, regulation, document, paper, or other record of the United States to the facility referred to in subsection (a) shall be deemed to be a reference to the "Buck Owens Post Office".

The bill, as amended, was ordered to be engrossed and read a third time, was read a third time by title, and passed.

By unanimous consent, the title was amended so as to read: "An Act to designate the facility of the United States Postal Service located at 118 Minner Avenue in Bakersfield, California, as the 'Buck Owens Post Office'".

A motion to reconsider the votes whereby the bill was passed and the title was amended was, by unanimous consent, laid on the table.

*Ordered*, That the Clerk request the concurrence of the Senate in said bill.

## ¶106.29 DARFUR ACCOUNTABILITY AND DIVESTMENT

Mr. FRANK of Massachusetts, moved to suspend the rules and pass the bill (H.R. 180) to require the identification of companies that conduct business operations in Sudan, to prohibit United States Government contracts with such companies, and for other purposes; as amended.

The SPEAKER pro tempore, Mr. CARDOZA, recognized Mr. FRANK of Massachusetts, and Mr. GARRETT of New Jersey, each for 20 minutes.

After debate, The question being put, viva voce, Will the House suspend the rules and pass said bill, as amended?

The SPEAKER pro tempore, Mr. CARDOZA, announced that two-thirds of the Members present had voted in the affirmative.

Mr. FRANK of Massachusetts, demanded that the vote be taken by the

yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Mr. CARDOZA, pursuant to clause 8, rule XX, announced that further proceedings on the question were postponed until Tuesday, July 31, 2007.

## ¶106.30 IRAN SANCTIONS

Mr. SHERMAN moved to suspend the rules and pass the bill (H.R. 2347) to authorize State and local governments to direct divestiture from, and prevent investment in, companies and investments of \$20,000,000 or more in Iran's energy sector, and for other purposes; as amended.

The SPEAKER pro tempore, Mr. CARDOZA, recognized Mr. SHERMAN and Mr. GARRETT of New Jersey, each for 20 minutes.

After debate, The question being put, viva voce, Will the House suspend the rules and pass said bill, as amended?

The SPEAKER pro tempore, Mr. CARDOZA, announced that two-thirds of the Members present had voted in the affirmative.

Mr. SHERMAN demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Mr. CARDOZA, pursuant to clause 8, rule XX, announced that further proceedings on the question were postponed until Tuesday, July 31, 2007.

## ¶106.31 SHIRLEY A. CHISHOLM UNITED STATES-CARIBBEAN EDUCATIONAL EXCHANGE

Mr. FALEOMAVAEGA moved to suspend the rules and pass the bill (H.R. 176) to authorize assistance to the countries of the Caribbean to fund educational development and exchange programs; as amended.

The SPEAKER pro tempore, Mr. CARDOZA, recognized Mr. FALEOMAVAEGA and Ms. ROSLEHTINEN, each for 20 minutes.

After debate, The question being put, viva voce, Will the House suspend the rules and pass said bill, as amended?

The SPEAKER pro tempore, Mr. CARDOZA, announced that two-thirds of the Members present had voted in the affirmative.

Mr. FALEOMAVAEGA demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Mr. CARDOZA, pursuant to clause 8, rule XX, announced that further proceedings on the question were postponed until Tuesday, July 31, 2007.

## ¶106.32 EXPAND IRAN SANCTIONS OF 1996

Mr. FALEOMAVAEGA moved to suspend the rules and pass the bill (H.R. 957) to amend the Iran Sanctions Act of 1996 to expand and clarify the entities

against which sanctions may be imposed; as amended.

The SPEAKER pro tempore, Mr. CARDOZA, recognized Mr. FALDOMAVAEGA and Ms. ROS-LEHTINEN, each for 20 minutes.

After debate,

The question being put, *viva voce*,

Will the House suspend the rules and pass said bill, as amended?

The SPEAKER pro tempore, Mr. CARDOZA, announced that two-thirds of the Members present had voted in the affirmative.

Ms. ROS-LEHTINEN demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Mr. CARDOZA, pursuant to clause 8, rule XX, announced that further proceedings on the question were postponed until Tuesday, July 31, 2007.

#### ¶106.33 UNITED STATES VISIT BY DEMOCRATICALLY-ELECTED OFFICIALS OF TAIWAN

Mr. FALDOMAVAEGA moved to suspend the rules and agree to the following concurrent resolution (H. Con. Res. 136); as amended:

Whereas, for over half a century, a close relationship has existed between the United States and Taiwan, which has been of enormous political, economic, cultural, and strategic advantage to both countries;

Whereas Taiwan is one of the strongest democratic allies of the United States in the Asia-Pacific region;

Whereas it is United States policy to support and strengthen democracy around the world;

Whereas, during the late 1980s and early 1990s, Taiwan made a remarkable transition to a full-fledged democracy with a vibrant economy and a vigorous multi-party political system that respects human rights and the rule of law;

Whereas in spite of its praise for democracy in Taiwan, the United States Government continues to adhere to guidelines from the 1970s that bar the President, Vice President, Premier, Foreign Minister, and Defense Minister of Taiwan from coming to Washington, DC;

Whereas these restrictions deprive the President, Congress, and the American public of the opportunity to engage in a direct dialogue regarding developments in the Asia-Pacific region and key elements of the relationship between the United States and Taiwan;

Whereas whenever high-level visitors from Taiwan, including the President, seek to come to the United States, their request results in a period of complex, lengthy and humiliating negotiations;

Whereas lifting these restrictions will help bring a United States friend and ally out of its isolation, which will be beneficial to peace and stability in the Asia-Pacific region;

Whereas in consideration of the major economic, security, and political interests shared by the United States and Taiwan, it is to the benefit of the United States for United States officials to meet and communicate directly with the democratically-elected officials of Taiwan;

Whereas since the Taiwan Strait is one of the flashpoints in the world, it is essential that United States policymakers directly communicate with the leaders of Taiwan; and

Whereas section 221 of the Immigration and Nationality Technical Corrections Act of 1994 (8 U.S.C. 1101 note) provides that the President or other high-level officials of Taiwan may visit the United States, including Washington, DC, at any time to discuss a variety of important issues: Now, therefore, be it

*Resolved by the House of Representatives (the Senate concurring)*, That it is the sense of Congress that—

(1) restrictions on visits to the United States by high-level elected and appointed officials of Taiwan, including the democratically-elected President of Taiwan, should be lifted;

(2) the United States should allow direct high-level exchanges at the Cabinet level with the Government of Taiwan, in order to strengthen a policy dialogue with Taiwan; and

(3) it is in the interest of the United States to strengthen links between the United States and the democratically-elected officials of Taiwan and demonstrate stronger support for democracy in the Asia-Pacific region.

The SPEAKER pro tempore, Mr. CARDOZA, recognized Mr. FALDOMAVAEGA and Ms. ROS-LEHTINEN, each for 20 minutes.

After debate,

The question being put, *viva voce*,

Will the House suspend the rules and agree to said concurrent resolution, as amended?

The SPEAKER pro tempore, Mr. CARDOZA, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said concurrent resolution, as amended, was agreed to.

A motion to reconsider the vote whereby the rules were suspended and said concurrent resolution, as amended, was agreed to was, by unanimous consent, laid on the table.

*Ordered*, That the Clerk request the concurrence of the Senate in said concurrent resolution.

#### ¶106.34 JAPAN'S 1930S TO WWII SEXUAL SLAVERY

Mr. LANTOS moved to suspend the rules and agree to the following resolution (H. Res. 121); as amended:

Whereas the Government of Japan, during its colonial and wartime occupation of Asia and the Pacific Islands from the 1930s through the duration of World War II, officially commissioned the acquisition of young women for the sole purpose of sexual servitude to its Imperial Armed Forces, who became known to the world as *ianfu* or "comfort women";

Whereas the "comfort women" system of forced military prostitution by the Government of Japan, considered unprecedented in its cruelty and magnitude, included gang rape, forced abortions, humiliation, and sexual violence resulting in mutilation, death, or eventual suicide in one of the largest cases of human trafficking in the 20th century;

Whereas some new textbooks used in Japanese schools seek to downplay the "comfort women" tragedy and other Japanese war crimes during World War II;

Whereas Japanese public and private officials have recently expressed a desire to dilute or rescind the 1993 statement by Chief

Cabinet Secretary Yohei Kono on the "comfort women", which expressed the Government's sincere apologies and remorse for their ordeal;

Whereas the Government of Japan did sign the 1921 International Convention for the Suppression of the Traffic in Women and Children and supported the 2000 United Nations Security Council Resolution 1325 on Women, Peace, and Security which recognized the unique impact on women of armed conflict;

Whereas the House of Representatives commends Japan's efforts to promote human security, human rights, democratic values, and rule of law, as well as for being a supporter of Security Council Resolution 1325;

Whereas the United States-Japan alliance is the cornerstone of United States security interests in Asia and the Pacific and is fundamental to regional stability and prosperity;

Whereas, despite the changes in the post-cold war strategic landscape, the United States-Japan alliance continues to be based on shared vital interests and values in the Asia-Pacific region, including the preservation and promotion of political and economic freedoms, support for human rights and democratic institutions, and the securing of prosperity for the people of both countries and the international community;

Whereas the House of Representatives commends those Japanese officials and private citizens whose hard work and compassion resulted in the establishment in 1995 of Japan's private Asian Women's Fund;

Whereas the Asian Women's Fund has raised \$5,700,000 to extend "atonement" from the Japanese people to the comfort women; and

Whereas the mandate of the Asian Women's Fund, a government-initiated and largely government-funded private foundation whose purpose was the carrying out of programs and projects with the aim of atonement for the maltreatment and suffering of the "comfort women", came to an end on March 31, 2007, and the Fund has been disbanded as of that date: Now, therefore, be it

*Resolved*, That it is the sense of the House of Representatives that the Government of Japan—

(1) should formally acknowledge, apologize, and accept historical responsibility in a clear and unequivocal manner for its Imperial Armed Forces' coercion of young women into sexual slavery, known to the world as "comfort women", during its colonial and wartime occupation of Asia and the Pacific Islands from the 1930s through the duration of World War II;

(2) would help to resolve recurring questions about the sincerity and status of prior statements if the Prime Minister of Japan were to make such an apology as a public statement in his official capacity;

(3) should clearly and publicly refute any claims that the sexual enslavement and trafficking of the "comfort women" for the Japanese Imperial Armed Forces never occurred; and

(4) should educate current and future generations about this horrible crime while following the recommendations of the international community with respect to the "comfort women".

The SPEAKER pro tempore, Mr. CARDOZA, recognized Mr. LANTOS and Ms. ROS-LEHTINEN, each for 20 minutes.

After debate,

The question being put, *viva voce*,

Will the House suspend the rules and agree to said resolution, as amended?

The SPEAKER pro tempore, Mr. HINOJOSA, announced that two-thirds



of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said resolution, as amended, was agreed to.

By unanimous consent, the title was amended so as to read: "A resolution expressing the sense of the House of Representatives that the Government of Japan should formally acknowledge, apologize, and accept historical responsibility in a clear and unequivocal manner for its Imperial Armed Forces' coercion of young women into sexual slavery, known to the world as 'comfort women', during its colonial and wartime occupation of Asia and the Pacific Islands from the 1930s through the duration of World War II'".

A motion to reconsider the votes whereby the rules were suspended and said resolution, as amended, was agreed to and the title was amended was, by unanimous consent, laid on the table.

#### ¶106.35 URGING CANADA TO END COMMERCIAL SEAL HUNT

Mr. LANTOS moved to suspend the rules and agree to the following resolution (H. Res. 427):

Whereas on November 15, 2006, the Government of Canada opened a commercial hunt for seals in the waters off the east coast of Canada;

Whereas an international outcry regarding the plight of the seals hunted in Canada resulted in the 1983 ban by the European Union of whitecoat and blueback seal skins and the subsequent collapse of the commercial seal hunt in Canada;

Whereas the Marine Mammal Protection Act of 1972 (16 U.S.C. 1361 et seq.) bars the import into the United States of seal products;

Whereas in February 2003, the Ministry of Fisheries and Oceans in Canada authorized the highest quota for harp seals in Canadian history, allowing nearly 1,000,000 seals to be killed over a 3-year period;

Whereas more than 1,000,000 seals have been killed over the past 3 years;

Whereas harp seal pups can legally be hunted in Canada as soon as they have begun to molt their white coats at approximately 12 days of age;

Whereas 95 percent of the seals killed over the past 5 years were pups between just 12 days and 12 weeks of age, many of which had not yet eaten their first solid meal or taken their first swim;

Whereas a report by an independent team of veterinarians invited to observe the hunt by the International Fund for Animal Welfare concluded that the seal hunt failed to comply with basic animal welfare regulations in Canada and that governmental regulations regarding humane killing were not being respected or enforced;

Whereas the veterinary report concluded that as many as 42 percent of the seals studied were likely skinned while alive and conscious;

Whereas the commercial slaughter of seals in the Northwest Atlantic is inherently cruel, whether the killing is conducted by clubbing or by shooting;

Whereas many seals are shot in the course of the hunt, but escape beneath the ice where they die slowly and are never recovered, and these seals are not counted in official kill statistics, making the actual kill level far higher than the level that is reported;

Whereas the commercial hunt for harp and hooded seals is a commercial slaughter carried out almost entirely by non-Native people from the East Coast of Canada for seal fur, oil, and penises (used as aphrodisiacs in some Asian markets);

Whereas the fishing and sealing industries in Canada continue to justify the expanded seal hunt on the grounds that the seals in the Northwest Atlantic are preventing the recovery of cod stocks, despite the lack of any credible scientific evidence to support this claim;

Whereas two Canadian government marine scientists reported in 1994 that the true cause of cod depletion in the North Atlantic was over-fishing, and the consensus among the international scientific community is that seals are not responsible for the collapse of cod stocks;

Whereas harp and hooded seals are a vital part of the complex ecosystem of the Northwest Atlantic, and because the seals consume predators of commercial cod stocks, removing the seals might actually inhibit recovery of cod stocks;

Whereas certain ministries of the Government of Canada have stated clearly that there is no evidence that killing seals will help groundfish stocks to recover; and

Whereas the persistence of this cruel and needless commercial hunt is inconsistent with the well-earned international reputation of Canada: Now, therefore, be it

*Resolved*, That the House of Representatives urges the Government of Canada to end the commercial hunt on seals.

The SPEAKER pro tempore, Mr. HINOJOSA, recognized Mr. LANTOS and Ms. ROS-LEHTINEN, each for 20 minutes.

After debate,

The question being put, *viva voce*,

Will the House suspend the rules and agree to said resolution?

The SPEAKER pro tempore, Mr. HINOJOSA, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said resolution was agreed to.

A motion to reconsider the vote whereby the rules were suspended and said resolution was agreed to was by unanimous consent, laid on the table.

#### ¶106.36 AMIA JEWISH COMMUNITY CENTER IN BUENOS AIRES, ARGENTINA

Mr. FALEOMAVAEGA moved to suspend the rules and agree to the following concurrent resolution (H. Con. Res. 188); as amended:

Whereas on July 18, 1994, 85 innocent people were killed and 300 were wounded when the Argentine Jewish Mutual Association (AMIA) was bombed in Buenos Aires, Argentina;

Whereas extensive evidence links the planning of the attacks to the Government of Iran, and the execution of the attacks to the terrorist group Hezbollah, which is based in Lebanon, supported by Syria, and sponsored by Iran;

Whereas on October 25, 2006, the State Prosecutor of Argentina, an office created by the current Government of Argentina, concluded that the AMIA bombing was "decided and organized by the highest leaders of the former government of . . . Iran, whom, at the same time, entrusted its execution to the Lebanese terrorist group Hezbollah";

Whereas on October 25, 2006, the State Prosecutor of Argentina concluded that the

AMIA bombing had been approved in advance by Iran's Supreme Leader Ali Khamene'i, Iran's then-leader Ali Akbar Hashemi Rafsanjani, Iran's then-Foreign Minister Ali Akbar Velayati, and Iran's then-Minister of Security and Intelligence Ali Fallahijan;

Whereas on October 25, 2006, the State Prosecutor of Argentina stated that the Government of Iran uses "terrorism as a mechanism of its foreign policy" in support of "its final aim [which] is to export its radicalized vision of Islam and to eliminate the enemies of the regime";

Whereas on October 25, 2006, the State Prosecutor of Argentina identified Ibrahim Hussein Berro, a Lebanese citizen and member of Hezbollah, as the suicide bomber who primarily carried out the attack on the AMIA;

Whereas on November 9, 2006, Argentine Judge Rodolfo Canicoba Corral, pursuant to the request of the State Prosecutor of Argentina, issued an arrest warrant for Ali Akbar Hashemi Rafsanjani, a former leader of Iran and the current chairman of Iran's Expediency Council, for his involvement in the AMIA bombing and urged the International Criminal Police Organization (INTERPOL) to issue a capture notice (commonly known as a "red notice") for Rafsanjani;

Whereas on November 9, 2006, Argentine Judge Rodolfo Canicoba Corral, pursuant to the request of the State Prosecutor of Argentina, also issued arrest warrants for Ali Fallahijan, a former Iranian Minister of Security and Intelligence, Ali Akbar Velayati, a former Iranian Foreign Minister, Mohsen Rezaei, a former commander of Iran's Islamic Revolutionary Guards Corps (IRGC), Ahmad Vahidi, a former commander of the elite Al-Quds Force of the IRGC, Hadi Soleimanpour, a former Iranian ambassador to Argentina, Mohsen Rabbani, a former cultural attache at the Iranian Embassy in Buenos Aires, Ahmed Reza Asghari, a former official at the Iranian Embassy in Buenos Aires, and Imad Moughnieh, a leading operations chief of Hezbollah;

Whereas on March 5, 2007, the Executive Committee of INTERPOL supported the issuance of red notices for Hezbollah operative Imad Moughnieh and five Iranian officials noted above for whom Argentine Judge Rodolfo Canicoba Corral issued arrest warrants;

Whereas Iran has appealed the INTERPOL Executive Committee's decision, and the General Assembly of INTERPOL will issue a final ruling on the red notices when it meets in Morocco in November 2007;

Whereas the inability to reach suspected Islamist militants and Iranian officials has debilitated the efforts of the Government of Argentina to prosecute masterminds and planners of the 1994 AMIA bombing;

Whereas the current Government of Argentina has made significant advances in the AMIA investigation; and

Whereas Argentina recently approved anti-terrorist legislation which seeks to criminalize financing, fund-raising, and money laundering activities of groups linked to terrorism: Now, therefore, be it

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

(1) reiterates its strongest condemnation of the 1994 attack on the AMIA Jewish Community Center in Buenos Aires, Argentina, and honors the victims of this heinous act;

(2) expresses its sympathy to the relatives of the victims, who have waited 13 years without justice for the loss of their loved ones, and may have to wait even longer for justice to be served;

(3) applauds the current Government of Argentina for increasing the pace of the AMIA bombing investigation, as well as on its recently approved anti-terrorism legislation;



(4) urges the Government of Argentina to continue to dedicate and provide the resources necessary for its judicial system and intelligence agencies to investigate all areas of the AMIA case and to bring those responsible to justice;

(5) calls upon the General Assembly of INTERPOL to uphold, issue and implement the red notices supported by the Executive Committee of INTERPOL in March 2007; and

(6) calls upon responsible nations to cooperate fully with the investigation, including by making information, witnesses, and suspects available for review and questioning by the appropriate Argentine authorities, and by detaining and extraditing to Argentina, if given the opportunity, any of the Iranian officials and former officials, Hezbollah operatives, and Islamist militants against whom Argentine or international arrest warrants are pending in connection with the AMIA case.

The SPEAKER pro tempore, Mr. HINOJOSA, recognized Mr. FALEOMAVAEGA and Ms. ROS-LEHTINEN, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and agree to said concurrent resolution, as amended?

The SPEAKER pro tempore, Mr. HINOJOSA, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said concurrent resolution, as amended, was agreed to.

A motion to reconsider the vote whereby the rules were suspended and said concurrent resolution, as amended, was agreed to was, by unanimous consent, laid on the table.

*Ordered*, That the Clerk request the concurrence of the Senate in said concurrent resolution.

¶106.37 CONGRATULATING OREGON STATE UNIVERSITY BEAVERS BASEBALL TEAM

Mr. KUCINICH moved to suspend the rules and agree to the following resolution (H. Res. 515):

Whereas on June 24, 2007, before 25,012 fans at Rosenblatt Stadium in Omaha, Nebraska, the largest championship game crowd in College World Series history, the Oregon State University Beavers baseball team capped an improbable season, winning the 2007 National Collegiate Athletic Association Division I College World Series Championship by defeating the University of North Carolina Tar Heels, 2 games to none, in a best-of-3 championship series;

Whereas the 2007 College World Series Championship represents the second National Championship for the Beavers baseball team;

Whereas the 2007 Beaver baseball team became the first team in a decade to capture back-to-back national titles;

Whereas the 2007 Oregon State University Beaver baseball team became only the 5th team in College World Series history to repeat as national champions;

Whereas the Beavers won 49 games while losing only 18 in 2007;

Whereas the Beavers were undefeated in the 2007 College World Series;

Whereas the Beavers trailed for only 1 of 45 innings they played in the 2007 College World Series;

Whereas the Beavers became the first team to win 4 College World Series games by at least 6 runs;

Whereas the Beavers became the first No. 3 seed to ever win the College World Series since the current 64-team format was introduced;

Whereas the Beavers outscored their opponents 42-16 in the College World Series;

Whereas the Beavers ended their season with 10 straight NCAA tournament victories;

Whereas the Beavers were the only team to return to the 2007 College World Series for a 3rd consecutive year;

Whereas Oregon State University's appearance in the 2007 College World Series marked only the 4th time in the school's history;

Whereas the Beaver baseball team lost 7 starting position players and their top 3 pitchers from their 2006 National Championship team;

Whereas the Beavers are the first team ever to win a College World Series title after not having a winning record in conference play that season;

Whereas Darwin Barney's second inning 2-run home run set a new Beaver record for career hits with 237—eventually ending with 238 career hits;

Whereas freshman pitcher Jorge Reyes was awarded the College World Series Most Outstanding Player after going 2-0 in his 2 starts with a 2.92 ERA becoming only the 5th freshman to win the award in 58 College World Series tournaments;

Whereas the Beavers had 6 players named to the Men's College World Series All-Tournament Team, including pitcher Jorge Reyes, outfielder Scott Santschi, catcher Mitch Canham, second baseman Joey Wong, shortstop Darwin Barney, and designated hitter Mike Lissman;

Whereas undergraduate assistant coach Kurt Steele and his wife Kathy, traveled back from their Saturday wedding in Philomath, Oregon, to be with the team in Omaha on Sunday when it clinched the National Championship;

Whereas the Beavers have displayed great heart, outstanding dedication, resilience, character, and sportsmanship throughout the season in achieving the highest honor in collegiate baseball;

Whereas the students, alumni, and faculty of Oregon State University and other fans of Oregon State University have shown tremendous commitment to and support for the Beavers baseball program; and

Whereas the Beavers have brought pride to Oregon State University, the Corvallis community, the State of Oregon, and Beaver Nation: Now, therefore, be it

*Resolved*, That the House of Representatives congratulates the Oregon State University Beavers baseball team for winning the 2007 National Collegiate Athletic Association Division I College World Series Championship for a 2nd consecutive year.

The SPEAKER pro tempore, Mr. HINOJOSA, recognized Mr. KUCINICH and Mr. CASTLE, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and agree to said resolution?

The SPEAKER pro tempore, Mr. HINOJOSA, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said resolution was agreed to.

A motion to reconsider the vote whereby the rules were suspended and said resolution was agreed to was, by unanimous consent, laid on the table.

¶106.38 CONGRATULATING UNIVERSITY OF CALIFORNIA, IRVINE, MEN'S VOLLEYBALL TEAM

Mr. KUCINICH moved to suspend the rules and agree to the following resolution (H. Res. 511):

Whereas the men's volleyball team of the University of California, Irvine (UC Irvine), known as the Anteaters, achieved many historic accomplishments during the 2006-2007 season;

Whereas the UC Irvine men's volleyball team won the school's first ever National Collegiate Athletic Association (NCAA) Division I Men's Volleyball National Championship;

Whereas Matt Webber, a senior on the UC Irvine men's volleyball team, was selected as the tournament's most valuable player with 22 kills in the championship match;

Whereas UC Irvine men's volleyball players Brian Thornton, Jayson Jablonsky, and David Smith were named to the All-Tournament Team;

Whereas UC Irvine men's volleyball coach John Speraw is only the third coach in history to win a NCAA volleyball championship as both a player and as a head coach;

Whereas the UC Irvine men's volleyball team finished with 29 victories, the most victories in school history;

Whereas the UC Irvine men's volleyball team finished with the most wins in the Nation for the 2006-2007 season;

Whereas the UC Irvine men's volleyball team won the 2007 Mountain Pacific Sports Federation Men's Volleyball title;

Whereas the UC Irvine men's volleyball team had four players selected to the American Volleyball Coaches Association (AVCA) All-America Team, the most by any team in the Nation;

Whereas middle blocker David Smith earned first-team accolades on the AVCA All-America Team;

Whereas Matt Webber, Jayson Jablonsky, and Brian Thornton earned second-team accolades on the AVCA All-America Team;

Whereas the UC Irvine men's volleyball team started the season as the preseason favorite in the CSTV/AVCA Division I Men's Coaches Top 15 Poll;

Whereas the UC Irvine men's volleyball team finished first in the CSTV/AVCA Division I Men's Coaches Top 15 Poll, released May 7, 2007;

Whereas the UC Irvine men's volleyball team accomplished these feats while playing a difficult schedule in the Mountain Pacific Sports Federation;

Whereas the title is UC Irvine's first Division I title since 1989; and

Whereas UC Irvine, under the leadership of Chancellor Michael V. Drake, M.D., has continued to establish itself as a world-class research university, and as one of the top universities in the Nation: Now, therefore, be it

*Resolved*, That the House of Representatives—

(1) congratulates the men's volleyball team of the University of California, Irvine, and its Chancellor, Michael V. Drake, M.D., for winning the 2007 NCAA Division I Men's Volleyball National Championship; and

(2) recognizes the achievements of the players, coaches, students, alumni, and staff who were instrumental in helping the University of California, Irvine, win the national title.

The SPEAKER pro tempore, Mr. HINOJOSA, recognized Mr. KUCINICH and Mr. CASTLE, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and agree to said resolution?

The SPEAKER pro tempore, Mr. HINOJOSA, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said resolution was agreed to.

A motion to reconsider the vote whereby the rules were suspended and said resolution was agreed to was, by unanimous consent, laid on the table.

¶106.39 UNDERGROUND RAILROAD EDUCATIONAL AND CULTURAL PROGRAM

Mr. KUCINICH moved to suspend the rules and pass the bill (H.R. 2707) to reauthorize the Underground Railroad Educational and Cultural Program; as amended.

The SPEAKER pro tempore, Mr. HINOJOSA, recognized Mr. KUCINICH and Mr. CASTLE, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and pass said bill, as amended?

The SPEAKER pro tempore, Mr. HINOJOSA, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill, as amended, was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill, as amended, was passed was, by unanimous consent, laid on the table.

*Ordered*, That the Clerk request the concurrence of the Senate in said bill.

¶106.40 MERCHANT MARINERS OF WWII

Mr. FILNER moved to suspend the rules and pass the bill (H.R. 23) to amend title 46, United States Code, to provide benefits to certain individuals who served in the United States merchant marine (including the Army Transport Service and the Naval Transport Service) during World War II; as amended.

The SPEAKER pro tempore, Mr. HINOJOSA, recognized Mr. FILNER and Mr. BOOZMAN, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and pass said bill, as amended?

The SPEAKER pro tempore, Mr. HINOJOSA, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill, as amended, was passed.

By unanimous consent, the title was amended so as to read: "An Act to amend title 38, United States Code, to direct the Secretary of Veterans Affairs to establish the Merchant Mariner Equity Compensation Fund to provide benefits to certain individuals who served in the United States merchant marine (including the Army Transport

Service and the Naval Transport Service) during World War II."

A motion to reconsider the votes whereby the rules were suspended and said bill, as amended, was passed and the title was amended was, by unanimous consent, laid on the table.

*Ordered*, That the Clerk request the concurrence of the Senate in said bill.

¶106.41 HOUSING ASSISTANCE TO CERTAIN MEMBERS OF THE ARMED FORCES

Mr. FILNER moved to suspend the rules and pass the bill (H.R. 1315) to amend title 38, United States Code, to provide specially adaptive housing assistance to certain disabled members of the Armed Forces residing temporarily in housing owned by a family member; as amended.

The SPEAKER pro tempore, Mr. HINOJOSA, recognized Mr. FILNER and Mr. BOOZMAN, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and pass said bill, as amended?

The SPEAKER pro tempore, Mr. HINOJOSA, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill, as amended, was passed.

By unanimous consent, the title was amended so as to read: "An Act to amend title 38, United States Code, to make certain improvements in the benefits provided to veterans under laws administered by the Secretary of Veterans Affairs, and for other purposes."

A motion to reconsider the votes whereby the rules were suspended and said bill, as amended, was passed and the title was amended was, by unanimous consent, laid on the table.

*Ordered*, That the Clerk request the concurrence of the Senate in said bill.

¶106.42 VETERANS' HEALTH CARE IMPROVEMENTS

Mr. FILNER moved to suspend the rules and pass the bill (H.R. 2874) to amend title 38, United States Code, to make certain improvements in the provision of health care to veterans, and for other purposes; as amended.

The SPEAKER pro tempore, Mr. HINOJOSA, recognized Mr. FILNER and Mr. MILLER of Florida, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and pass said bill, as amended?

The SPEAKER pro tempore, Mr. HINOJOSA, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill, as amended, was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill, as amended, was passed was, by unanimous consent, laid on the table.

*Ordered*, That the Clerk request the concurrence of the Senate in said bill.

¶106.43 PROHIBIT HOSPICE COPAYMENTS OF CARE FURNISHED BY VETERANS AFFAIRS

Mr. FILNER moved to suspend the rules and pass the bill (H.R. 2623) to amend title 38, United States Code, to prohibit the collection of copayments for all hospice care furnished by the Department of Veterans Affairs; as amended.

The SPEAKER pro tempore, Mr. HINOJOSA, recognized Mr. FILNER and Mr. MILLER of Florida, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and pass said bill, as amended?

The SPEAKER pro tempore, Mr. HINOJOSA, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill, as amended, was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill, as amended, was passed was, by unanimous consent, laid on the table.

*Ordered*, That the Clerk request the concurrence of the Senate in said bill.

¶106.44 GRANT PROGRAM FOR THE PUGET SOUND AREA

Ms. HERSETH SANDLIN moved to suspend the rules and pass the bill (H.R. 3184) to authorize the Secretary of Agriculture to carry out a competitive grant program for the Puget Sound area to provide comprehensive conservation planning to address water quality.

The SPEAKER pro tempore, Mr. HINOJOSA, recognized Ms. HERSETH SANDLIN and Mr. GOODLATTE, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and pass said bill?

The SPEAKER pro tempore, Mr. HINOJOSA, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill was passed was, by unanimous consent, laid on the table.

*Ordered*, That the Clerk request the concurrence of the Senate in said bill.

¶106.45 SMALL BUSINESS INVESTMENT EXTENSION

Mr. GRIJALVA moved to suspend the rules and pass the bill (H.R. 3206) to provide for an additional temporary extension of programs under the Small Business Act and the Small Business Investment Act of 1958 through December 15, 2007, and for other purposes.

The SPEAKER pro tempore, Mr. HINOJOSA, recognized Mr. GRIJALVA and Mr. CHABOT, each for 20 minutes.

After debate,

The question being put, *viva voce*,

Will the House suspend the rules and pass said bill?

The SPEAKER pro tempore, Mr. HINOJOSA, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill was passed was, by unanimous consent, laid on the table.

*Ordered*, That the Clerk request the concurrence of the Senate in said bill.

¶106.46 PROVIDING FOR CONSIDERATION OF H.R. 986

Ms. CASTOR, by direction of the Committee on Rules, called up the following resolution (H. Res. 580):

*Resolved*, That upon the adoption of this resolution it shall be in order to consider in the House the bill (H.R. 986) to amend the Wild and Scenic Rivers Act to designate certain segments of the Eightmile River in the State of Connecticut as components of the National Wild and Scenic Rivers System, and for other purposes. All points of order against consideration of the bill are waived except those arising under clause 9 or 10 of rule XXI. The amendment in the nature of a substitute recommended by the Committee on Natural Resources now printed in the bill, modified by the amendment printed in the report of the Committee on Rules accompanying this resolution, shall be considered as adopted. The bill, as amended, shall be considered as read. All points of order against provisions of the bill, as amended, are waived. The previous question shall be considered as ordered on the bill, as amended, to final passage without intervening motion except: (1) one hour of debate equally divided and controlled by the chairman and ranking minority member of the Committee on Natural Resources; and (2) one motion to recommit with or without instructions.

SEC. 2. During consideration of H.R. 986 pursuant to this resolution, notwithstanding the operation of the previous question, the Chair may postpone further consideration of the bill to such time as may be designated by the Speaker.

When said resolution was considered.

After debate,

On motion of Ms. CASTOR, the previous question was ordered on the resolution to its adoption or rejection.

The question being put, *viva voce*,

Will the House now order the previous question?

The SPEAKER pro tempore, Mr. HINOJOSA, announced that the yeas had it.

Mr. SESSIONS demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Mr. HINOJOSA, pursuant to clause 8, rule XX, announced that further proceedings on the question were postponed.

¶106.47 PROVIDING FOR CONSIDERATION OF H.R. 2831

Mr. MCGOVERN by direction of the Committee on Rules, called up the following resolution (H. Res. 579):

*Resolved*, That upon the adoption of this resolution it shall be in order to consider in the House the bill (H.R. 2831) to amend title VII of the Civil Rights Act of 1964, the Age Discrimination in Employment Act of 1967, the Americans With Disabilities Act of 1990, and the Rehabilitation Act of 1973 to clarify that a discriminatory compensation decision or other practice that is unlawful under such Acts occurs each time compensation is paid pursuant to the discriminatory compensation decision or other practice, and for other purposes. All points of order against consideration of the bill are waived except those arising under clause 9 or 10 of rule XXI. The amendment in the nature of a substitute recommended by the Committee on Education and Labor now printed in the bill shall be considered as adopted. The bill, as amended, shall be considered as read. All points of order against provisions of the bill, as amended, are waived. The previous question shall be considered as ordered on the bill, as amended, to final passage without intervening motion except: (1) one hour of debate equally divided and controlled by the chairman and ranking minority member of the Committee on Education and Labor; and (2) one motion to recommit with or without instructions.

SEC. 2. During consideration of H.R. 2831 pursuant to this resolution, notwithstanding the operation of the previous question, the Chair may postpone further consideration of the bill to such time as may be designated by the Speaker.

When said resolution was considered.

After debate,

On motion of Mr. MCGOVERN, the previous question was ordered on the resolution to its adoption or rejection.

The question being put, *viva voce*,

Will the House now order the previous question?

The SPEAKER pro tempore, Mr. SALAZAR, announced that the yeas had it.

Mr. DREIER demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Mr. SALAZAR, pursuant to clause 8, rule XX, announced that further proceedings on the question were postponed.

¶106.48 DEPARTMENT OF DEFENSE APPROPRIATIONS FY 2008

Mr. MURTHA submitted a privileged report (Rept. No. 110-279) on the bill (H.R. 3222) making appropriations for the Department of Defense for the fiscal year ending September 30, 2008, and for other purposes.

When said bill and report were referred to the Union Calendar and ordered printed.

Pursuant to clause 1 of rule XXI, all points of order were reserved.

¶106.49 STATE OF IDAHO AGRICULTURAL COLLEGE LAND GRANT

Ms. HERSETH SANDLIN moved to suspend the rules and pass the bill (H.R. 3006) to improve the use of a

grant of a parcel of land to the State of Idaho for use as an agricultural college, and for other purposes.

The SPEAKER pro tempore, Ms. ROYBAL-ALLARD, recognized Ms. HERSETH SANDLIN and Mr. GOODLATTE, each for 20 minutes.

After debate,

The question being put, *viva voce*,

Will the House suspend the rules and pass said bill?

The SPEAKER pro tempore, Ms. ROYBAL-ALLARD, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill was passed was, by unanimous consent, laid on the table.

*Ordered*, That the Clerk request the concurrence of the Senate in said bill.

¶106.50 U.S. TROOP READINESS, VETERANS' CARE, KATRINA RECOVERY, AND IRAQ ACCOUNTABILITY APPROPRIATIONS FY 2007

Ms. HERSETH SANDLIN moved to suspend the rules and pass the bill of the Senate (S. 1716) to amend the U.S. Troop Readiness, Veterans' Care, Katrina Recovery and Iraq Accountability Appropriations Act, 2007, to strike a requirement relating to forage producers.

The SPEAKER pro tempore, Ms. ROYBAL-ALLARD, recognized Ms. HERSETH SANDLIN and Mr. GOODLATTE, each for 20 minutes.

After debate,

The question being put, *viva voce*,

Will the House suspend the rules and pass said bill?

The SPEAKER pro tempore, Ms. ROYBAL-ALLARD, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill was passed was, by unanimous consent, laid on the table.

*Ordered*, That the Clerk notify the Senate thereof.

¶106.51 LIBERIAN IMMIGRATION

Ms. LOFGREN of California, moved to suspend the rules and pass the bill (H.R. 3123) to extend the designation of Liberia under section 244 of the Immigration and Nationality Act so that Liberians can continue to be eligible for temporary protected status under that section.

The SPEAKER pro tempore, Ms. ROYBAL-ALLARD, recognized Ms. LOFGREN of California, and Mr. CANON, each for 20 minutes.

After debate,

The question being put, *viva voce*,

Will the House suspend the rules and pass said bill?

The SPEAKER pro tempore, Ms. ROYBAL-ALLARD, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill was passed was, by unanimous consent, laid on the table.

*Ordered*, That the Clerk request the concurrence of the Senate in said bill.

¶106.52 INTERSTATE FOREST FIRE PROTECTION COMPACT

Ms. LOFGREN of California, moved to suspend the rules and pass the bill of the Senate (S. 975) granting the consent and approval of Congress to an interstate forest fire protection compact.

The SPEAKER pro tempore, Ms. ROYBAL-ALLARD, recognized Ms. LOFGREN of California, and Mr. CANON, each for 20 minutes.

After debate,

The question being put, *viva voce*,

Will the House suspend the rules and pass said bill?

The SPEAKER pro tempore, Ms. ROYBAL-ALLARD, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill was passed was, by unanimous consent, laid on the table.

*Ordered*, That the Clerk notify the Senate thereof.

¶106.53 SMALL PUBLIC HOUSING AUTHORITY

Mr. FRANK of Massachusetts, moved to suspend the rules and pass the bill (H.R. 3067) to amend the United States Housing Act of 1937 to exempt small public housing agencies from the requirement of preparing an annual public housing agency plan; as amended.

The SPEAKER pro tempore, Ms. ROYBAL-ALLARD, recognized Mr. FRANK of Massachusetts, and Mr. NEUGEBAUER, each for 20 minutes.

After debate,

The question being put, *viva voce*,

Will the House suspend the rules and pass said bill, as amended?

The SPEAKER pro tempore, Ms. ROYBAL-ALLARD, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill, as amended, was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill, as amended, was passed was, by unanimous consent, laid on the table.

*Ordered*, That the Clerk request the concurrence of the Senate in said bill.

¶106.54 NASA AND JPL 50TH ANNIVERSARY COMMEMORATIVE COIN

Ms. JACKSON-LEE of Texas, moved to suspend the rules and pass the bill (H.R. 2750) to require the Secretary of the Treasury to mint coins in commemoration of the 50th anniversary of the establishment of the National Aeronautics and Space Administration and the Jet Propulsion Laboratory; as amended.

The SPEAKER pro tempore, Ms. ROYBAL-ALLARD, recognized Ms. JACKSON-LEE of Texas, and Mr. CULBERSON, each for 20 minutes.

After debate,

The question being put, *viva voce*,

Will the House suspend the rules and pass said bill, as amended?

The SPEAKER pro tempore, Ms. ROYBAL-ALLARD, announced that two-thirds of the Members present had voted in the affirmative.

Mr. FRANK of Massachusetts, demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Ms. ROYBAL-ALLARD, pursuant to clause 8, rule XX, announced that further proceedings on the question were postponed.

¶106.55 NATIONAL PURPLE HEART RECOGNITION DAY

Ms. BORDALLO moved to suspend the rules and agree to the following concurrent resolution of the Senate (S. Con. Res. 27); as amended:

Whereas the Purple Heart is the oldest military decoration in present use;

Whereas the Purple Heart is awarded in the name of the President of the United States to members of the Armed Forces who are wounded in action against an enemy of the United States or are wounded while held as prisoners of war, and is awarded posthumously to the next of kin of members of the Armed Forces who are killed in action against an enemy of the United States or who die of wounds received in action against an enemy of the United States;

Whereas the Purple Heart was established on August 7, 1782, during the Revolutionary War, when General George Washington issued an order establishing the Badge of Military Merit;

Whereas the award of the Purple Heart ceased with the end of the Revolutionary War, but was revived in 1932, the 200th anniversary of George Washington's birth, out of respect for his memory and military achievements; and

Whereas observing National Purple Heart Recognition Day is a fitting tribute to George Washington and to the more than 1.5 million recipients of the Purple Heart: Now, therefore, be it

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

(1) supports the goals and ideals of "National Purple Heart Recognition Day";

(2) encourages all people in the United States to learn about the history of the Purple Heart and to honor its recipients; and

(3) calls upon the people of the United States to conduct appropriate ceremonies, activities, and programs to demonstrate support for members of the Armed Forces who have been awarded the Purple Heart.

The SPEAKER pro tempore, Ms. ROYBAL-ALLARD, recognized Ms. BORDALLO and Mr. JONES of North Carolina, each for 20 minutes.

After debate,

The question being put, *viva voce*,

Will the House suspend the rules and agree to said concurrent resolution, as amended?

The SPEAKER pro tempore, Ms. ROYBAL-ALLARD, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said concurrent resolution, as amended, was agreed to.

A motion to reconsider the vote whereby the rules were suspended and said concurrent resolution, as amended, was agreed to was, by unanimous consent, laid on the table.

*Ordered*, That the Clerk request the concurrence of the Senate in said amendment.

¶106.56 75TH ANNIVERSARY OF THE MILITARY ORDER OF THE PURPLE HEART

Ms. BORDALLO moved to suspend the rules and agree to the following concurrent resolution (H. Con. Res. 49); as amended:

Whereas the Purple Heart is a combat decoration awarded to members of the Armed Forces who are wounded by an instrument of war wielded by the enemy and posthumously to the next of kin in the name of members who are killed in action or die of wounds received in action;

Whereas the Purple Heart was originally conceived as the Badge of Military Merit by General George Washington on August 7, 1782;

Whereas 2007 marks the 225th anniversary of the Badge of Military Merit, the predecessor of the Purple Heart Medal;

Whereas the practice of awarding the Purple Heart was revived in 1932, the 200th anniversary of George Washington's birth, out of respect for his memory and military achievements;

Whereas over 1.5 million Purple Heart Medals have been awarded to members of the Armed Forces fighting in defense of freedom and democracy in the Civil War, the Spanish-American War, World War I, World War II, the Korean War, the Vietnam War, Somalia, Bosnia, Operation Desert Storm, Operation Enduring Freedom, Operation Iraqi Freedom, and other expeditionary conflicts;

Whereas the organization known as the Military Order of the Purple Heart was formed on October 19, 1932, for the protection and mutual interest of members of the Armed Forces who have received the Purple Heart; and

Whereas the Military Order of the Purple Heart is composed exclusively of recipients of the Purple Heart: Now, therefore, be it

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

(1) congratulates the Military Order of the Purple Heart on its 75th anniversary as a national organization whose goals are to preserve and sustain the honor of the Armed Forces;

(2) commends all recipients of the Purple Heart for their courage and sacrifice on behalf of the United States; and

(3) encourages all Americans to take time to learn about the Purple Heart and the honor, courage, and bravery it symbolizes.

The SPEAKER pro tempore, Ms. ROYBAL-ALLARD, recognized Ms. BORDALLO and Mr. JONES of North Carolina, each for 20 minutes.

After debate,

The question being put, *viva voce*,

Will the House suspend the rules and agree to said concurrent resolution, as amended?

The SPEAKER pro tempore, Ms. ROYBAL-ALLARD, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said concurrent resolution, as amended, was agreed to.

By unanimous consent, the title was amended so as to read: "A concurrent resolution recognizing the 75th anniversary of the Military Order of the Purple Heart and commending recipients of the Purple Heart for their courage and sacrifice on behalf of the United States."

A motion to reconsider the votes whereby the rules were suspended and said concurrent resolution, as amended, was agreed to and the title was amended was, by unanimous consent, laid on the table.

*Ordered*, That the Clerk request the concurrence of the Senate in said concurrent resolution.

¶106.57 HONORING 1ST BATTALION OF THE 133RD INFANTRY, IOWA NATIONAL GUARD

Ms. BORDALLO moved to suspend the rules and agree to the following resolution (H. Res. 568):

Whereas 476 members of the 1st Battalion, 133rd Infantry of the Iowa National Guard were mobilized for active duty in September and October of 2005;

Whereas 80 members of the 1st Battalion, 133rd Infantry have been providing essential support to the Battalion from Iowa National Guard installations in Waterloo, Iowa, and Dubuque, Iowa, and at least 490 members of the 1st Battalion, 133rd Infantry were deployed to Iraq in April and May of 2006;

Whereas the members of the 1st Battalion, 133rd Infantry have been serving bravely and honorably since those dates in the al-Anbar Province of Iraq, one of the most dangerous parts of the country;

Whereas the 1st Battalion, 133rd Infantry deployed as part of the 1st Brigade Combat Team of the 34th Infantry Division, which has completed the longest continuous deployment of any Army National Guard unit during Operation Iraqi Freedom;

Whereas the 1st Battalion, 133rd Infantry is the longest-serving Iowa Army National Guard unit since World War II;

Whereas the CBS program "60 Minutes" devoted an entire hour to telling the story of the 1st Battalion, 133rd Infantry on May 27, 2007;

Whereas the members of the 1st Battalion, 133rd Infantry have completed over 500 missions providing security for convoys operating in the al-Anbar Province;

Whereas the members of the 1st Battalion, 133rd Infantry have logged over 4 million mission miles, and have delivered over one-third of the fuel needed to sustain coalition forces in Iraq;

Whereas the members of the 1st Battalion, 133rd Infantry have detained over 60 insurgents;

Whereas the members of the 1st Battalion, 133rd Infantry were scheduled to return home in April 2007, but had their tours of duty extended until July 2007;

Whereas the members of the 1st Battalion, 133rd Infantry left behind civilian jobs, friends, and families in order to serve the United States;

Whereas 1st Battalion, 133rd Infantry members Sergeant 1st Class Scott E. Nisely and Sergeant Kampha B. Sourivong gave the ultimate sacrifice for their country when they were tragically killed during combat operations near Al Asad, Iraq, on September 30, 2006; and

Whereas the United States will be forever indebted to the soldiers and families of the 1st Battalion, 133rd Infantry for their sacrifices and their contributions to the United States mission in Iraq: Now, therefore be it *Resolved*, That the House of Representatives honors and expresses gratitude for the service and sacrifices of the members and families of the 1st Battalion of the 133rd Infantry of the Iowa National Guard upon their return home from their deployment in Iraq.

The SPEAKER pro tempore, Ms. ROYBAL-ALLARD, recognized Ms. BORDALLO and Mr. JONES of North Carolina, each for 20 minutes.

After debate,

The question being put, *viva voce*,

Will the House suspend the rules and agree to said resolution?

The SPEAKER pro tempore, Ms. ROYBAL-ALLARD, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said resolution was agreed to.

A motion to reconsider the vote whereby the rules were suspended and said resolution was agreed to was, by unanimous consent, laid on the table.

¶106.58 INTEGRATED DEEPWATER PROGRAM REFORM

Mr. CUMMINGS moved to suspend the rules and pass the bill (H.R. 2722) to restructure the Coast Guard Integrated Deepwater Program, and for other purposes; as amended.

The SPEAKER pro tempore, Ms. ROYBAL-ALLARD, recognized Mr. CUMMINGS and Mr. LATOURETTE, each for 20 minutes.

After debate,

The question being put, *viva voce*,

Will the House suspend the rules and pass said bill, as amended?

The SPEAKER pro tempore, Ms. ROYBAL-ALLARD, announced that two-thirds of the Members present had voted in the affirmative.

Mr. CUMMINGS demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Ms. ROYBAL-ALLARD, pursuant to clause 8, rule XX, announced that further proceedings on the question were postponed until Tuesday, July 31, 2007.

¶106.59 RONALD H. BROWN UNITED STATES MISSION TO THE UNITED NATIONS BUILDING

Mr. CUMMINGS moved to suspend the rules and pass the bill (H.R. 735) to

designate the Federal building under construction at 799 First Avenue in New York, New York, as the "Ronald H. Brown United States Mission to the United Nations Building".

The SPEAKER pro tempore, Ms. ROYBAL-ALLARD, recognized Mr. CUMMINGS and Mr. LATOURETTE, each for 20 minutes.

After debate,

The question being put, *viva voce*,

Will the House suspend the rules and pass said bill?

The SPEAKER pro tempore, Ms. ROYBAL-ALLARD, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill was passed was, by unanimous consent, laid on the table.

*Ordered*, That the Clerk request the concurrence of the Senate in said bill.

¶106.60 H.R. 2750—UNFINISHED BUSINESS

The SPEAKER pro tempore, Ms. ROYBAL-ALLARD, pursuant to clause 8, rule XX, announced the unfinished business to be the motion to suspend the rules and pass the bill (H.R. 2750) to require the Secretary of the Treasury to mint coins in commemoration of the 50th anniversary of the establishment of the National Aeronautics and Space Administration and the Jet Propulsion Laboratory; as amended.

The question being put,

Will the House suspend the rules and pass said bill, as amended?

The vote was taken by electronic device.

It was decided in the { Yeas ..... 402  
affirmative ..... } Nays ..... 0

¶106.61 [Roll No. 758]

YEAS—402

Abercrombie	Boswell	Coble
Aderholt	Boucher	Cohen
Akin	Boustany	Cole (OK)
Alexander	Boyd (FL)	Conaway
Allen	Boyd (KS)	Conyers
Altmire	Brady (PA)	Cooper
Andrews	Brady (TX)	Costa
Arcuri	Braleigh (IA)	Costello
Baca	Brown (GA)	Courtney
Bachmann	Brown (SC)	Cramer
Bachus	Brown-Waite,	Crenshaw
Baird	Ginny	Crowley
Baker	Buchanan	Cuellar
Baldwin	Burgess	Culberson
Barrett (SC)	Burton (IN)	Cummings
Barrow	Butterfield	Davis (AL)
Bartlett (MD)	Buyer	Davis (CA)
Barton (TX)	Calvert	Davis (IL)
Bean	Camp (MI)	Davis (KY)
Becerra	Campbell (CA)	Davis, David
Berkley	Cannon	Davis, Lincoln
Berman	Cantor	Davis, Tom
Berry	Capito	Deal (GA)
Biggert	Capps	DeFazio
Bilbray	Capuano	DeGette
Bilirakis	Cardoza	Delahunt
Bishop (NY)	Carnahan	DeLauro
Bishop (UT)	Carney	Dent
Blackburn	Carter	Diaz-Balart, L.
Blumenauer	Castle	Diaz-Balart, M.
Blunt	Castor	Dicks
Boehner	Chabot	Dingell
Bonner	Chandler	Doggett
Bono	Clay	Donnelly
Boozman	Cleaver	Doolittle
Boren	Clyburn	Doyle

Drake Langevin Rogers (AL)  
 Dreier Lantos Rogers (KY)  
 Duncan Larsen (WA) Rogers (MI)  
 Edwards Larson (CT) Rohrabacher  
 Ehlers Latham Ros-Lehtinen  
 Ellison LaTourette Roskam  
 Ellsworth Lee Ross  
 Emanuel Levin Rothman  
 Emerson Lewis (CA) Roybal-Allard  
 English (PA) Lewis (GA) Royce  
 Eshoo Lewis (KY) Ruppertsberger  
 Etheridge Linder Rush  
 Everett Lipinski Ryan (OH)  
 Fallon LoBiondo Ryan (WI)  
 Farr Loebbeck Salazar  
 Fattah Lofgren, Zoe Sali  
 Feeney Lowey Sánchez, Linda  
 Ferguson Lucas T.  
 Filner Lungren, Daniel  
 Flake E. Sanchez, Loretta  
 Forbes Lynch Sarbanes  
 Fortenberry Mahoney (FL) Saxton  
 Fossella Maloney (NY) Schakowsky  
 Foxx Manullo Schiff  
 Frank (MA) Marchant Schmidt  
 Franks (AZ) Markey Schwartz  
 Frelinghuysen Marshall Scott (GA)  
 Garrett (NJ) Matheson Sensenbrenner  
 Gerlach Matsui Serrano  
 Giffords McCarthy (CA) Sessions  
 Gillibrand McCaul (TX) Sestak  
 Gillmor McCollum (MN) Shadegg  
 Gingrey McCotter Shays  
 Gohmert McCrery Shea-Porter  
 Gonzalez McGovern Sherman  
 Goode McHenry Shimkus  
 Goodlatte McHugh Shuler  
 Gordon McIntyre Shuster  
 Graves McKeon Simpson  
 Green, Al McMorris Skelton  
 Green, Gene Rodgers Slaughter  
 Grijalva McNerney Smith (NJ)  
 Hall (NY) Meek (FL) Smith (TX)  
 Hall (TX) Meeks (NY) Smith (WA)  
 Hare Melancon Snyder  
 Harman Mica Solis  
 Hastings (FL) Michaud Souder  
 Hastings (WA) Miller (FL) Space  
 Heller Miller (MI) Spratt  
 Hensarling Miller (NC) Stark  
 Herger Miller, Gary Stearns  
 Herseth Sandlin Miller, George Stupak  
 Higgins Mitchell Sullivan  
 Hill Mollohan Tanner  
 Hinchey Moore (KS) Tauscher  
 Hinojosa Moore (WI) Taylor  
 Hirono Moran (KS) Terry  
 Hobson Moran (VA) Thompson (CA)  
 Hodes Murphy (CT) Thompson (MS)  
 Hoekstra Murphy, Patrick Thornberry  
 Holden Murphy, Tim Tiahrt  
 Holt Murtha Tiberi  
 Honda Musgrave Tierney  
 Hoolley Nadler Towns  
 Hoyer Napolitano Turner  
 Hulshof Neal (MA) Udall (CO)  
 Hunter Neugebauer Udall (NM)  
 Inglis (SC) Oberstar Upton  
 Inslee Obey Van Hollen  
 Israel Oliver Velázquez  
 Issa Ortiz Visclosky  
 Jackson (IL) Pallone Walberg  
 Jackson-Lee Pascrell Walden (OR)  
 (TX) Pastor Walsh (NY)  
 Jefferson Paul Walz (MN)  
 Jindal Payne Wamp  
 Johnson (GA) Pearce Wasserman  
 Johnson, E. B. Pence Schultz  
 Jones (NC) Perlmutter Waters  
 Jones (OH) Peterson (MN) Watson  
 Jordan Petri Watt  
 Kagen Pickering Waxman  
 Kanjorski Pitts Weiner  
 Kaptur Platts Welch (VT)  
 Keller Poe Weldon (FL)  
 Kennedy Pomeroy Weller  
 Kildee Porter Westmoreland  
 Kilpatrick Price (GA) Wexler  
 Kind Pryce (OH) Whitfield  
 King (IA) Putnam Wicker  
 King (NY) Rahall Wilson (NM)  
 Kingston Ramstad Wilson (OH)  
 Kirk Rangel Wilson (SC)  
 Klein (FL) Regula Wolf  
 Kline (MN) Rehberg Woolsey  
 Knollenberg Reichert Wu  
 Kucinich Renzi Wynn  
 Kuhl (NY) Reyes Yarmuth  
 Lamborn Reynolds Young (AK)  
 Lampson Rodriguez Young (FL)

NOT VOTING—30  
 Ackerman Granger McNulty  
 Bishop (GA) Gutierrez Myrick  
 Brown, Corrine Hastert Nunes  
 Carson Hayes Peterson (PA)  
 Clarke Johnson (IL) Price (NC)  
 Cubin Johnson, Sam Radanovich  
 Davis, Jo Ann LaHood Scott (VA)  
 Engel Mack Sires  
 Gallegly McCarthy (NY) Sutton  
 Gilchrest McDermott Tancredo

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill, as amended, was passed.

By unanimous consent, the title was amended so as to read: "An Act to require the Secretary of the Treasury to mint coins in commemoration of the 50th anniversary of the establishment of the National Aeronautics and Space Administration."

A motion to reconsider the votes whereby the rules were suspended and said bill, as amended, was passed and the title was amended was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said bill.

106.62 H. RES. 580—UNFINISHED BUSINESS

The SPEAKER pro tempore, Ms. ROYBAL-ALLARD, pursuant to clause 8, rule XX, announced the further unfinished business to be the question on ordering the previous question on the resolution (H. Res. 580) providing for consideration of the bill (H.R. 986) to amend the Wild and Scenic Rivers Act to designate certain segments of the Eightmile River in the State of Connecticut as components of the National Wild and Scenic Rivers System, and for other purposes.

The question being put,

Will the House now order the previous question?

The vote was taken by electronic device.

It was decided in the { Yeas ..... 216  
 affirmative ..... } Nays ..... 188

106.63 [Roll No. 759] YEAS—216

Abercrombie Clay Etheridge  
 Allen Cleaver Farr  
 Altmire Clyburn Fattah  
 Andrews Cohen Filner  
 Arcuri Conyers Frank (MA)  
 Baca Cooper Giffords  
 Baird Costa Gillibrand  
 Baldwin Costello Gonzalez  
 Bean Courtney Gordon  
 Becerra Cramer Green, Al  
 Berkley Crowley Green, Gene  
 Berman Cuellar Grijalva  
 Berry Cummings Hall (NY)  
 Bishop (NY) Davis (AL) Hare  
 Blumenauer Davis (CA) Harman  
 Boren Davis (IL) Hastings (FL)  
 Boswell Davis, Lincoln Herseth Sandlin  
 Boucher DeFazio Higgins  
 Boyd (FL) DeGette Hill  
 Boyda (KS) Delahunt Hinchey  
 Brady (PA) DeLauro Hinojosa  
 Bralley (IA) Dicks Hirono  
 Butterfield Dingell Hodes  
 Capps Doggett Holden  
 Capuano Donnelly Holt  
 Cardoza Doyle Honda  
 Carnahan Edwards Hooley  
 Carney Ellison Hoyer  
 Carson Ellsworth Inslee  
 Castor Emanuel Israel  
 Chandler Eshoo Jackson (IL)

Jackson-Lee Miller (NC) Scott (GA)  
 (TX) Miller, George Scott (VA)  
 Jefferson Mitchell Serrano  
 Johnson (GA) Mollohan Sestak  
 Johnson, E. B. Moore (KS) Shea-Porter  
 Jones (OH) Moore (WI) Sherman  
 Kagen Moran (VA) Shuler  
 Kanjorski Murphy (CT) Skelton  
 Kaptur Murphy, Patrick Slaughter  
 Kennedy Murtha Smith (WA)  
 Kildee Nadler Snyder  
 Kilpatrick Napolitano Solis  
 Kind Neal (MA) Space  
 Klein (FL) Oberstar Spratt  
 Kucinich Obey Stupak  
 Lampson Oliver Tanner  
 Langevin Ortiz Tauscher  
 Lantos Pallone Taylor  
 Larsen (WA) Pascrell Thompson (CA)  
 Larson (CT) Pastor Thompson (MS)  
 Lee Payne Tierney  
 Levin Perlmutter Towns  
 Lewis (GA) Peterson (MN) Udall (CO)  
 Lipinski Pomeroy Udall (NM)  
 Loebbeck Rahall Van Hollen  
 Lofgren, Zoe Rangel Velázquez  
 Lowey Reyes Visclosky  
 Lynch Rodriguez Walz (MN)  
 Mahoney (FL) Ross Wasserman  
 Maloney (NY) Rothman Schultz  
 Markey Roybal-Allard Waters  
 Marshall Ruppertsberger Watson  
 Matheson Rush Watt  
 Matsui Ryan (OH) Waxman  
 McCollum (MN) Salazar Weiner  
 McGovern Sánchez, Linda Welch (VT)  
 McIntyre T. Wexler  
 McNeerney Sanchez, Loretta Wilson (OH)  
 Meek (FL) Sarbanes Woolsey  
 Meeks (NY) Schakowsky Wu  
 Melancon Schiff Wynn  
 Michaud Schwartz Yarmuth

NAYS—188

Aderholt Emerson McCarthy (CA)  
 Akin English (PA) McCaul (TX)  
 Alexander Everrett McCotter  
 Bachmann Fallon McCrery  
 Bachus Feeney McHenry  
 Baker Ferguson McHugh  
 Barrett (SC) Flake McKeon  
 Barrow Forbes McMorris  
 Bartlett (MD) Fortenberry Rodgers  
 Barton (TX) Fossella Mica  
 Biggert Bilbray Miller (FL)  
 Bilbray Franks (AZ) Miller (MI)  
 Bilirakis Frelinghuysen Miller, Gary  
 Bishop (UT) Garrett (NJ) Moran (KS)  
 Blackburn Blackburn Gerlach  
 Blunt Gillmor Musgrave  
 Boehner Gingrey Neugebauer  
 Bonner Gohmert Nunes  
 Bono Goode Paul  
 Boozman Goodlatte Pearce  
 Boustany Granger Pence  
 Brady (TX) Graves Petri  
 Broun (GA) Hall (TX) Pickering  
 Brown (SC) Hastings (WA) Pitts  
 Brown-Waite, Heller Platts  
 Ginny Hensarling Poe  
 Buchanan Herger Porter  
 Burgess Hobson Price (GA)  
 Burton (IN) Hoekstra Pryce (OH)  
 Buyer Hulshof Putnam  
 Calvert Hunter Ramstad  
 Camp (MI) Regula Regula  
 Campbell (CA) Inglis (SC)  
 Cannon Issa Rehberg  
 Cantor Jindal Reichert  
 Carter Jones (NC) Renzi  
 Capito Jordan Reynolds  
 Carter Keller Rogers (AL)  
 Castle King (IA) Rogers (KY)  
 Chabot King (NY) Rogers (MI)  
 Coble Kingston Rohrabacher  
 Cole (OK) Kirk Ros-Lehtinen  
 Conaway Kline (MN) Roskam  
 Crenshaw Knollenberg Royce  
 Culberson Kuhl (NY) Ryan (WI)  
 Davis (KY) Lamborn Sali  
 Davis, David Latham Saxton  
 Davis, Tom LaTourette Schmidt  
 Deal (GA) Lewis (CA) Sensenbrenner  
 Dent Lewis (KY) Sessions  
 Diaz-Balart, L. Linder Shadegg  
 Diaz-Balart, M. LoBiondo Shays  
 Doolittle Lucas Shimkus  
 Drake Lungren, Daniel Shuster  
 Dreier E. Simpson  
 Duncan Manullo Smith (NE)  
 Ehlers Marchant Smith (NJ)

Smith (TX) Upton Whitfield  
 Souder Walberg Wicker  
 Stearns Walden (OR) Wilson (NM)  
 Terry Walsh (NY) Wilson (SC)  
 Thornberry Wamp Wolf  
 Tiahrt Weldon (FL) Young (AK)  
 Tiberi Weller Young (FL)  
 Turner Westmoreland

NOT VOTING—28

Ackerman Hastert Peterson (PA)  
 Bishop (GA) Hayes Price (NC)  
 Brown, Corrine Johnson (IL) Radanovich  
 Clarke Johnson, Sam Sires  
 Cubin LaHood Stark  
 Davis, Jo Ann Mack Sullivan  
 Engel McCarthy (NY) Sutton  
 Gallegly McDermott Tancredo  
 Gilchrest McNulty  
 Gutierrez Myrick

So the previous question on the resolution was ordered.

The question being put, viva voce,

Will the House agree to said resolution?

The SPEAKER pro tempore, Ms. ROYBAL-ALLARD, announced that the yeas had it.

Mr. DREIER demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The vote was taken by electronic device.

It was decided in the { Yeas ..... 222  
 affirmative ..... } Nays ..... 184

¶106.64 [Roll No. 760]

YEAS—222

Abercrombie Dicks Kildee  
 Allen Dingell Kilpatrick  
 Altmire Doggett Kind  
 Andrews Donnelly Klein (FL)  
 Arcuri Doyle Kucinich  
 Baca Edwards Lampson  
 Baird Ehlers Langevin  
 Baldwin Ellison Lantos  
 Barrow Ellsworth Larsen (WA)  
 Bean Emanuel Larson (CT)  
 Becerra Eshoo Lee  
 Berkeley Etheridge Levin  
 Berman Farr Lewis (GA)  
 Berry Fattah Lipinski  
 Bishop (NY) Filner Loebstack  
 Blumenauer Frank (MA) Lofgren, Zoe  
 Boren Frelinghuysen Lowey  
 Boswell Giffords Lynch  
 Boucher Gillibrand Mahoney (FL)  
 Boyd (FL) Gonzalez Maloney (NY)  
 Boyda (KS) Gordon Markey  
 Brady (PA) Green, Al Marshall  
 Braley (IA) Green, Gene Matheson  
 Butterfield Grijalva Matsui  
 Capps Hall (NY) McCollum (MN)  
 Capuano Hare McGovern  
 Cardoza Harman McIntyre  
 Carnahan Hastings (FL) McNerney  
 Carney Herseht Sandlin Meek (FL)  
 Carson Higgins Meeks (NY)  
 Castor Hill Melancon  
 Chandler Hinchey Michaud  
 Clay Hinojosa Miller (NC)  
 Cleaver Hirono Miller, George  
 Clyburn Hodes Mitchell  
 Cohen Holden Mollohan  
 Conyers Holt Moore (KS)  
 Cooper Honda Moore (WI)  
 Costa Hooley Moran (VA)  
 Costello Hoyer Murphy (CT)  
 Courtney Inslee Murphy, Patrick  
 Cramer Israel Murtha  
 Crowley Jackson (IL) Nadler  
 Cuellar Jackson-Lee Napolitano  
 Cummings (TX) Neal (MA)  
 Davis (AL) Jefferson Oberstar  
 Davis (CA) Johnson (GA) Obey  
 Davis (IL) Johnson, E. B. Olver  
 Davis, Lincoln Jones (OH) Ortiz  
 DeFazio Kagen Pallone  
 DeGette Kanjorski Pascrell  
 Delahunt Kaptur Pastor  
 DeLauro Kennedy Payne

Perlmutter Scott (VA) Tierney  
 Peterson (MN) Serrano Towns  
 Pomeroy Sestak Udall (CO)  
 Rahall Shays Udall (NM)  
 Rangel Shea-Porter Van Hollen  
 Reyes Sherman Velazquez  
 Rodriguez Shuler Visclosky  
 Ross Skelton Walz (MN)  
 Rothman Slaughterman Wasserman  
 Roybal-Allard Smith (NJ) Schultz  
 Ruppersberger Smith (WA) Waters  
 Rush Snyder Watson  
 Ryan (OH) Solis Watt  
 Salazar Space Waxman  
 Sanchez, Linda Spratt Weiner  
 T. Stark Welch (VT)  
 Sanchez, Loretta Stupak Wexler  
 Sarbanes Tanner Wilson (OH)  
 Schakowsky Tauscher Woolsey  
 Schiff Taylor Wu  
 Schwartz Thompson (CA) Wynn  
 Scott (GA) Thompson (MS) Yarmuth

NAYS—184

Aderholt Fossella Nunes  
 Akin Fox Paul  
 Alexander Franks (AZ) Pearce  
 Bachmann Garrett (NJ) Pence  
 Bachus Gerlach Petri  
 Baker Gillmor Pickering  
 Barrett (SC) Gingrey Pitts  
 Bartlett (MD) Gohmert Platts  
 Barton (TX) Goode Poe  
 Biggert Goodlatte Porter  
 Bilbray Granger Price (GA)  
 Bilirakis Graves Pryce (OH)  
 Bishop (UT) Hall (TX) Putnam  
 Blackburn Hastings (WA) Ramstad  
 Blunt Heller Regula  
 Boehner Hensarling Rehberg  
 Bonner Herger Reichert  
 Bono Hobson Renzi  
 Boozman Hoekstra Reynolds  
 Boustany Hulshof Rogers (AL)  
 Brady (TX) Hunter Rogers (KY)  
 Broun (GA) Inglis (SC) Rogers (MI)  
 Brown (SC) Issa Rogers (NY)  
 Brown-Waite, Jindal Rohrabacher  
 Ginny Jones (NC) Ros-Lehtinen  
 Buchanan Jordan Roskam  
 Burgess Keller Royce  
 Burton (IN) King (IA) Ryan (WI)  
 Buyer King (NY) Sali  
 Calvert Kingston Saxton  
 Camp (MI) Kirk Schmidt  
 Campbell (CA) Kline (MN) Sensenbrenner  
 Cannon Knollenberg Sessions  
 Cantor Kuhl (NY) Shadegg  
 Capito Lamborn Shimkus  
 Carter Latham Shuster  
 Castle LaTourette Simpson  
 Chabot Lewis (CA) Smith (NE)  
 Coble Lewis (KY) Smith (TX)  
 Cole (OK) Linder Souder  
 Conaway LoBiondo Stearns  
 Crenshaw Lucas Sullivan  
 Culberson Lungren, Daniel  
 Davis (KY) E. Terry  
 Davis, David Manzullo Thornberry  
 Davis, Tom Marchant Tiahrt  
 Deal (GA) McCarthy (CA) Tiberi  
 Dent McCaul (TX) Turner  
 Diaz-Balart, L. McCotter Upton  
 Diaz-Balart, M. McCrery Walberg  
 Doolittle McHenry Walden (OR)  
 Drake McHugh Walsh (NY)  
 Dreier McKeon Wamp  
 Duncan McMorris Weldon (FL)  
 Emerson Rodgers Weller  
 English (PA) Mica Westmoreland  
 Everett Miller (FL) Whitfield  
 Fallon Miller (MI) Wicker  
 Feeney Miller, Gary Wilson (NM)  
 Ferguson Moran (KS) Wilson (SC)  
 Flake Murphy, Tim Wolf  
 Forbes Musgrave Young (AK)  
 Fortenberry Neugebauer Young (FL)

NOT VOTING—26

Ackerman Gutierrez McNulty  
 Bishop (GA) Hastert Myrick  
 Brown, Corrine Hayes Peterson (PA)  
 Clarke Johnson (IL) Price (NC)  
 Cubin Johnson, Sam Radanovich  
 Davis, Jo Ann LaHood Sires  
 Engel Mack Sutton  
 Gallegly McCarthy (NY)  
 Gilchrest McDermott Tancredo

So the resolution was agreed to.

A motion to reconsider the vote whereby said resolution was agreed to was, by unanimous consent, laid on the table.

¶106.65 H. RES. 579—UNFINISHED BUSINESS

The SPEAKER pro tempore, Ms. ROYBAL-ALLARD, pursuant to clause 8, rule XX, announced the further unfinished business to be the question on ordering the previous question on to the resolution (H. Res. 579) providing for consideration of the bill (H.R. 2831) to amend title VII of the Civil Rights Act of 1964, the Age Discrimination in Employment of 1967, the Americans With Disabilities Act of 1990, and the Rehabilitation Act of 1973, to clarify that a discriminatory compensation decision or other practice that is unlawful under such Acts occurs each; time compensation is paid pursuant to the discriminatory compensation decision or other practice, and for other purposes.

The question being put,

Will the House now order the previous question?

The vote was taken by electronic device.

It was decided in the { Yeas ..... 215  
 affirmative ..... } Nays ..... 190

¶106.66 [Roll No. 761]

YEAS—215

Abercrombie Doggett Langevin  
 Allen Donnelly Lantos  
 Altmire Doyle Larsen (WA)  
 Andrews Edwards Larson (CT)  
 Arcuri Ellison Lee  
 Baca Ellsworth Levin  
 Baird Emanuel Lewis (GA)  
 Baldwin Eshoo Lipinski  
 Bean Etheridge Loebstack  
 Becerra Farr Lofgren, Zoe  
 Berkley Fattah Lowey  
 Berman Filner Lynch  
 Berry Frank (MA) Mahoney (FL)  
 Bishop (NY) Giffords Maloney (NY)  
 Blumenauer Gillibrand Markey  
 Boren Gonzalez Marshall  
 Boswell Gordon Matheson  
 Boucher Green, Al Matsui  
 Boyd (FL) Green, Gene McCollum (MN)  
 Boyda (KS) Grijalva McGovern  
 Brady (PA) Hall (NY) McIntyre  
 Braley (IA) Hare McNerney  
 Capps Harman Meek (FL)  
 Capuano Hastings (FL) Meeks (NY)  
 Cardoza Herseht Sandlin Melancon  
 Carnahan Higgins Michaud  
 Hill Miller (NC)  
 Carney Hinchey Miller, George  
 Carson Hinojosa Mitchell  
 Castor Hirono Mollohan  
 Chandler Hodes Moore (KS)  
 Clay Holden Moore (WI)  
 Cleaver Holt Moran (VA)  
 Clyburn Honda Murphy (CT)  
 Cohen Hooley Murphy, Patrick  
 Conyers Hoyer Murtha  
 Cooper Inslee Nadler  
 Costa Israel Napolitano  
 Costello Jackson (IL) Neal (MA)  
 Courtney Jackson-Lee Oberstar  
 Cramer (TX) Obey  
 Crowley Jefferson Olver  
 Cuellar Johnson (GA) Ortiz  
 Cummings Johnson, E. B. Pallone  
 Davis (AL) Jones (OH) Pascrell  
 Davis (CA) Kagen Pastor  
 Davis (IL) Kanjorski Payne  
 Davis, Lincoln Kaptur Perlmutter  
 DeFazio Kennedy Peterson (MN)  
 DeGette Kildee Pomeroy  
 Delahunt Kilpatrick Rahall  
 DeLauro Kind Rangel  
 Dicks Klein (FL) Reyes  
 Dingell Kucinich Rodriguez



Ross Sherman Van Hollen
Rothman Shuler Velazquez
Roybal-Allard Skelton Visclosky
Ruppersberger Slaughter Walz (MN)
Rush Smith (WA) Wasserman
Ryan (OH) Snyder Schultz
Salazar Solis Waters
Sanchez, Linda Space Watt
T. Spratt Watson
Sanchez, Loretta Stark Waxman
Sarbanes Stupak Weiner
Schakowsky Tanner Welch (VT)
Schiff Tauscher Wexler
Schwartz Thompson (CA) Wilson (OH)
Scott (GA) Thompson (MS) Woolsey
Scott (VA) Tierney Wu
Serrano Towns Wynn
Sestak Udall (CO) Yarmuth
Shea-Porter Udall (NM)

The question being put, viva voce, Will the House agree to said resolution?

The SPEAKER pro tempore, Ms. ROYBAL-ALLARD, announced that the yeas had it.

Mr. DREIER demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The vote was taken by electronic device.

It was decided in the { Yeas ..... 215 affirmative ..... } Nays ..... 187

Barrett (SC) Garrett (NJ) Pence
Bartlett (MD) Gerlach Petri
Barton (TX) Gillmor Pickering
Biggett Gingrey Pitts
Bilbray Gohmert Platts
Bilirakis Goode Poe
Bishop (UT) Goodlatte Porter
Blackburn Granger Price (GA)
Blunt Graves Pryce (OH)
Boehner Hall (TX) Putnam
Bonner Hastings (WA) Ramstad
Bono Heller Regula
Boozman Hensarling Rehberg
Boustany Hobson Reichert
Brady (TX) Hoekstra Renzi
Broun (GA) Hulshof Reynolds
Brown (SC) Hunter Reynolds
Brown-Waite, Inglis (SC) Rogers (AL)
Ginny Issa Rogers (KY)
Buchanan Jindal Rogers (MI)
Burgess Jones (NC) Rohrabacher
Burton (IN) Jordan Ros-Lehtinen
Buyer Keller Roskam
Calvert King (IA) Royce
Camp (MI) King (NY) Ryan (WI)
Campbell (CA) Kingston Sali
Cannon Kirk Saxton
Cantor Kline (MN) Schmidt
Capito Knollenberg Sensenbrenner
Carter Kuhl (NY) Sessions
Castle Lamborn Shadegg
Chabot Latham Shays
Coble LaTourette Shimkus
Cole (OK) Lewis (CA) Shuster
Conaway Lewis (KY) Simpson
Crenshaw Linder Smith (NE)
Culberson LoBiondo Smith (NJ)
Davis (KY) Lucas Smith (TX)
Davis, David Lungren, Daniel Souder
Davis, Tom E. Stearns
Deal (GA) Manzullo Sullivan
Dent Marchant Terry
Diaz-Balart, L. McCarthy (CA) Thornberry
Diaz-Balart, M. McCaul (TX) Tiahrt
Doolittle McCotter Tiberi
Drake McCrery Turner
Dreier McHenry Upton
Duncan McHugh Walberg
Ehlers McKeon Walden (OR)
Emerson McMorris Walsh (NY)
English (PA) Rodgers Wamp
Everett Mica Weldon (FL)
Fallin Miller (FL) Weller
Feeney Miller (MI) Westmoreland
Ferguson Miller, Gary Whitfield
Flake Moran (KS) Wicker
Forbes Murphy, Tim Wilson (NM)
Fortenberry Musgrave Wilson (SC)
Fossella Neugebauer Wolf
Ginny Nunes Young (AK)
Hastert McCarthy (NY) Tancredo

NAYS—190

Aderholt Akin Alexander Bachmann Bachus Baker Barrett (SC) Barrow Bartlett (MD) Barton (TX) Biggett Bilbray Bilirakis Bishop (UT) Blackburn Boehner Bonner Bono Boozman Boustany Brady (TX) Broun (GA) Brown (SC) Brown-Waite, Ginny Buchanan Burgess Burton (IN) Buyer Calvert Camp (MI) Campbell (CA) Cannon Cantor Capito Carter Castle Chabot Coble Cole (OK) Conaway Crenshaw Culberson Davis (KY) Davis, David Davis, Tom Deal (GA) Dent Diaz-Balart, L. Diaz-Balart, M. Doolittle Drake Dreier Duncan Ehlers Emerson English (PA) Everett Fallin Feeney Ferguson Flake Forbes Fortenberry Fossella

106.67

[Roll No. 762]

YEAS—215

Abercrombie Allen Altmire Andrews Arcuri Baca Baird Baldwin Barrow Bean Becerra Berkeley Berman Berry Bishop (NY) Blumenauer Boren Boswell Boucher Boyd (FL) Boyda (KS) Braley (PA) Bratley (IA) Butterfield Capps Capuano Cardoza Carnahan Canyn Carson Castor Chandler Clay Cleaver Clyburn Cohen Conyers Cooper Costa Costello Courtney Cramer Crowley Cuellar Cummings Davis (AL) Davis (CA) Davis (IL) Davis, Lincoln DeFazio DeGette Delahunt DeLauro Dicks Dingell Doggett Donnelly Doyle Edwards Ellison Ellsworth Emanuel Eshoo Etheridge Farr Fattah Filner Frank (MA) Giffords Gillibrand Gonzalez Gordon Green, Al

NAYS—187

Aderholt Akin Alexander Bachus Baker

Burgess Burton (IN) Buyer Calvert Camp (MI) Campbell (CA) Cannon Cantor Capito Carter Castle Chabot Coble Cole (OK) Conaway Crenshaw Culberson Davis (KY) Davis, David Davis, Tom Deal (GA) Dent Diaz-Balart, L. Diaz-Balart, M. Doolittle Drake Dreier Duncan Ehlers Emerson English (PA) Everett Fallin Feeney Ferguson Flake Forbes Fortenberry Fossella Fox Franks (AZ) Frelinghuysen

NOT VOTING—30

Ackerman Bishop (GA) Brown, Corrine Clarke Cubin Davis, Jo Ann Engel Gallegly Gilchrist Gutierrez

So the resolution was agreed to.

A motion to reconsider the vote whereby said resolution was agreed to was, by unanimous consent, laid on the table.

106.68 LEDBETTER FAIR PAY

Mr. George MILLER of California, pursuant to House Resolution 579, called up for consideration the bill (H.R. 2831) to amend title VII of the Civil Rights Act of 1964, the Age Discrimination in Employment of 1967, the Americans With Disabilities Act of 1990, and the Rehabilitation Act of 1973, to clarify that a discriminatory compensation decision or other practice that is unlawful under such Acts occurs

So the previous question on the resolution was ordered.

each; time compensation is paid pursuant to the discriminatory compensation decision or other practice, and for other purposes.

Pending consideration of said bill.

Pursuant to House Resolution 579, the following amendment in the nature of a substitute recommended by the Committee on Education and Labor now printed in the bill was considered as agreed to:

**SECTION 1. SHORT TITLE.**

This Act may be cited as the “Lilly Ledbetter Fair Pay Act of 2007”.

**SEC. 2. FINDINGS.**

Congress finds the following:

(1) The Supreme Court in *Ledbetter v. Goodyear Tire & Rubber Co.*, No. 05-1074 (May 29, 2007), significantly impairs statutory protections against discrimination in compensation that Congress established and that have been bedrock principles of American law for decades. The *Ledbetter* decision undermines those statutory protections by unduly restricting the time period in which victims of discrimination can challenge and recover for discriminatory compensation decisions or other practices, contrary to the intent of Congress.

(2) The limitation imposed by the Court on the filing of discriminatory compensation claims ignores the reality of wage discrimination and is at odds with the robust application of the civil rights laws that Congress intended.

(3) With regard to any charges of discrimination under any law, nothing in this Act is intended to preclude or limit an aggrieved person’s right to introduce evidence of unlawful employment practices that have occurred outside the time for filing a charge of discrimination.

(4) This Act is not intended to change current law treatment of when pension distributions are considered paid.

**SEC. 3. DISCRIMINATION IN COMPENSATION BECAUSE OF RACE, COLOR, RELIGION, SEX, OR NATIONAL ORIGIN.**

Section 706(e) of the Civil Rights Act of 1964 (42 U.S.C. 2000e-5(e)) is amended by adding at the end the following:

“(3)(A) For purposes of this section, an unlawful employment practice occurs, with respect to discrimination in compensation in violation of this title, when a discriminatory compensation decision or other practice is adopted, when an individual becomes subject to a discriminatory compensation decision or other practice, or when an individual is affected by application of a discriminatory compensation decision or other practice, including each time wages, benefits, or other compensation is paid, resulting in whole or in part from such a decision or other practice.

“(B) In addition to any relief authorized by section 1977a of the Revised Statutes (42 U.S.C. 1981a), liability may accrue and an aggrieved person may obtain relief as provided in subsection (g)(1), including recovery of back pay for up to two years preceding the filing of the charge, where the unlawful employment practices that have occurred during the charge filing period are similar or related to unlawful employment practices with regard to discrimination in compensation that occurred outside the time for filing a charge.”.

**SEC. 4. DISCRIMINATION IN COMPENSATION BECAUSE OF AGE.**

Section 7(d) of the Age Discrimination in Employment Act of 1967 (29 U.S.C. 626(d)) is amended—

(1) by redesignating paragraphs (1) and (2) as subparagraphs (A) and (B), respectively;

(2) by striking “(d)” and inserting “(d)(1)”;

(3) in the third sentence, by striking “Upon” and inserting the following:

“(2) Upon”; and

(4) by adding at the end the following:

“(3) For purposes of this section, an unlawful practice occurs, with respect to discrimination in compensation in violation of this Act, when a discriminatory compensation decision or other practice is adopted, when a person becomes subject to a discriminatory compensation decision or other practice, or when a person is affected by application of a discriminatory compensation decision or other practice, including each time wages, benefits, or other compensation is paid, resulting in whole or in part from such a decision or other practice.”.

**SEC. 5. APPLICATION TO OTHER LAWS.**

(a) AMERICANS WITH DISABILITIES ACT OF 1990.—The amendment made by section 3 shall apply to claims of discrimination in compensation brought under title I and section 503 of the Americans with Disabilities Act of 1990 (42 U.S.C. 12111 et seq., 12203), pursuant to section 107(a) of such Act (42 U.S.C. 12117(a)), which adopts the powers, remedies, and procedures set forth in section 706 of the Civil Rights Act of 1964 (42 U.S.C. 2000e-5).

(b) REHABILITATION ACT OF 1973.—The amendments made by section 3 shall apply to claims of discrimination in compensation brought under sections 501 and 504 of the Rehabilitation Act of 1973 (29 U.S.C. 791, 794), pursuant to—

(1) sections 501(g) and 504(d) of such Act (29 U.S.C. 791(g), 794(d)), respectively, which adopt the standards applied under title I of the Americans with Disabilities Act of 1990 for determining whether a violation has occurred in a complaint alleging employment discrimination; and

(2) paragraphs (1) and (2) of section 505(a) of such Act (29 U.S.C. 794a(a)) (as amended by subsection (c)).

(c) CONFORMING AMENDMENTS.—

(1) REHABILITATION ACT OF 1973.—Section 505(a) of the Rehabilitation Act of 1973 (29 U.S.C. 794a(a)) is amended—

(A) in paragraph (1), by inserting after “(42 U.S.C. 2000e-5 (f) through (k))” the following: “(and the application of section 706(e)(3) (42 U.S.C. 2000e-5(e)(3)) to claims of discrimination in compensation)”; and

(B) in paragraph (2), by inserting after “1964” the following: “(42 U.S.C. 2000d et seq.) (and in subsections (e)(3) of section 706 of such Act (42 U.S.C. 2000e-5), applied to claims of discrimination in compensation)”.

(2) CIVIL RIGHTS ACT OF 1964.—Section 717 of the Civil Rights Act of 1964 (42 U.S.C. 2000e-16) is amended by adding at the end the following:

“(f) Section 706(e)(3) shall apply to complaints of discrimination in compensation under this section.”.

(3) AGE DISCRIMINATION ACT OF 1967.—Section 15(f) of the Age Discrimination in Employment Act of 1967 (29 U.S.C. 633a(f)) is amended by striking “of section” and inserting “of sections 7(d)(3) and”.

**SEC. 6. EFFECTIVE DATE.**

This Act, and the amendments made by this Act, take effect as if enacted on May 28, 2007 and apply to all claims of discrimination in compensation under title VII of the Civil Rights Act of 1964 (42 U.S.C. 2000e et seq.), the Age Discrimination in Employment Act of 1967 (29 U.S.C. 621 et seq.), title I and section 503 of the Americans with Disabilities Act of 1990, and sections 501 and 504 of the Rehabilitation Act of 1973, that are pending on or after that date.

When said bill, as amended, was considered.

After debate,

The SPEAKER pro tempore, Mr. JOHNSON of Georgia, pursuant to sec-

tion 2 of House Resolution 579, announced that further proceedings on the bill were postponed.

**106.69 EIGHTMILE WILD AND SCENIC RIVER**

Mr. GRIJALVA, pursuant to House Resolution 580, called up for consideration the bill (H.R. 986) to amend the Wild and Scenic Rivers Act to designate certain segments of the Eightmile River in the State of Connecticut as components of the National Wild and Scenic Rivers System, and for other purposes.

Pending consideration of said bill.

Pursuant to House Resolution 580, the following amendment in the nature of a substitute recommended by the Committee on Natural Resources now printed in the bill, as modified by the amendment printed in House Report 110-264, was considered as agreed to:

**SECTION 1. SHORT TITLE.**

This Act may be cited as the “Eightmile Wild and Scenic River Act”.

**SEC. 2. WILD AND SCENIC RIVER DESIGNATION, EIGHTMILE RIVER, CONNECTICUT.**

(a) FINDINGS.—Congress finds the following:

(1) The Eightmile River Wild and Scenic River Study Act of 2001 (Public Law 107-65; 115 Stat. 484) authorized the study of the Eightmile River in the State of Connecticut from its headwaters downstream to its confluence with the Connecticut River for potential inclusion in the National Wild and Scenic Rivers System.

(2) The segments of the Eightmile River covered by the study are in a free-flowing condition, and the outstanding resource values of the river segments include the cultural landscape, water quality, watershed hydrology, unique species and natural communities, geology, and watershed ecosystem.

(3) The Eightmile River Wild and Scenic Study Committee has determined that—

(A) the outstanding resource values of these river segments depend on sustaining the integrity and quality of the Eightmile River watershed;

(B) these resource values are manifest within the entire watershed; and

(C) the watershed as a whole, including its protection, is itself intrinsically important to this designation.

(4) The Eightmile River Wild and Scenic Study Committee took a watershed approach in studying and recommending management options for the river segments and the Eightmile River watershed as a whole.

(5) During the study, the Eightmile River Wild and Scenic Study Committee, with assistance from the National Park Service, prepared a comprehensive management plan for the Eightmile River watershed, dated December 8, 2005 (in this section referred to as the “Eightmile River Watershed Management Plan”), which establishes objectives, standards, and action programs that will ensure long-term protection of the outstanding values of the river and compatible management of the land and water resources of the Eightmile River and its watershed, without Federal management of affected lands not owned by the United States.

(6) The Eightmile River Wild and Scenic Study Committee voted in favor of inclusion of the Eightmile River in the National Wild and Scenic Rivers System and included this recommendation as an integral part of the Eightmile River Watershed Management Plan.

(7) The residents of the towns lying along the Eightmile River and comprising most of

its watershed (Salem, East Haddam, and Lyme, Connecticut), as well as the Boards of Selectmen and Land Use Commissions of these towns, voted to endorse the Eightmile River Watershed Management Plan and to seek designation of the river as a component of the National Wild and Scenic Rivers System.

(8) The State of Connecticut General Assembly enacted Public Act 05-18 to endorse the Eightmile River Watershed Management Plan and to seek designation of the river as a component of the National Wild and Scenic Rivers System.

(b) DESIGNATION.—Section 3(a) of the Wild and Scenic Rivers Act (16 U.S.C. 1274(a)) is amended by adding at the end the following new paragraph:

“( ) EIGHTMILE RIVER, CONNECTICUT.—Segments of the main stem and specified tributaries of the Eightmile River in the State of Connecticut, totaling approximately 25.3 miles, to be administered by the Secretary of the Interior as follows:

“(A) The entire 10.8-mile segment of the main stem, starting at its confluence with Lake Hayward Brook to its confluence with the Connecticut River at the mouth of Hamburg Cove, as a scenic river.

“(B) The 8.0-mile segment of the East Branch of the Eightmile River starting at Witch Meadow Road to its confluence with the main stem of the Eightmile River, as a scenic river.

“(C) The 3.9-mile segment of Harris Brook starting with the confluence of an unnamed stream lying 0.74 miles due east of the intersection of Hartford Road (State Route 85) and Round Hill Road to its confluence with the East Branch of the Eightmile River, as a scenic river.

“(D) The 1.9-mile segment of Beaver Brook starting at its confluence with Cedar Pond Brook to its confluence with the main stem of the Eightmile River, as a scenic river.

“(E) The 0.7-mile segment of Falls Brook from its confluence with Tisdale Brook to its confluence with the main stem of the Eightmile River at Hamburg Cove, as a scenic river.”

(c) MANAGEMENT.—The segments of the main stem and certain tributaries of the Eightmile River in the State of Connecticut designated as components of the National Wild and Scenic Rivers System by the amendment made by subsection (b) (in this section referred to as the “Eightmile River”) shall be managed in accordance with the Eightmile River Watershed Management Plan and such amendments to the plan as the Secretary of the Interior determines are consistent with this section. The Eightmile River Watershed Management Plan is deemed to satisfy the requirements for a comprehensive management plan required by section 3(d) of the Wild and Scenic Rivers Act (16 U.S.C. 1274(d)).

(d) COMMITTEE.—The Secretary of the Interior shall coordinate the management responsibilities of the Secretary with regard to the Eightmile River with the Eightmile River Coordinating Committee, as specified in the Eightmile River Watershed Management Plan.

(e) COOPERATIVE AGREEMENTS.—In order to provide for the long-term protection, preservation, and enhancement of the Eightmile River, the Secretary of the Interior may enter into cooperative agreements pursuant to sections 10(e) and 11(b)(1) of the Wild and Scenic Rivers Act (16 U.S.C. 1281(e), 1282(b)(1)) with the State of Connecticut, the towns of Salem, Lyme, and East Haddam, Connecticut, and appropriate local planning and environmental organizations. All cooperative agreements authorized by this subsection shall be consistent with the Eightmile River Watershed Management Plan and may include provisions for finan-

cial or other assistance from the United States.

(f) RELATION TO NATIONAL PARK SYSTEM.—Notwithstanding section 10(c) of the Wild and Scenic Rivers Act (16 U.S.C. 1281(c)), the Eightmile River shall not be administered as part of the National Park System or be subject to regulations which govern the National Park System.

(g) LAND MANAGEMENT.—The zoning ordinances adopted by the towns of Salem, East Haddam, and Lyme, Connecticut, in effect as of December 8, 2005, including provisions for conservation of floodplains, wetlands, and watercourses associated with the segments, are deemed to satisfy the standards and requirements of section 6(c) of the Wild and Scenic Rivers Act (16 U.S.C. 1277 (c)). For the purpose of section 6(c) of that Act, such towns shall be deemed “villages” and the provisions of that section, which prohibit Federal acquisition of lands by condemnation, shall apply to the segments designated by subsection (B). The authority of the Secretary to acquire lands for the purposes of this Act shall be limited to acquisition by donation or acquisition with the consent of the owner thereof, and shall be subject to the additional criteria set forth in the Eightmile River Watershed Management Plan.

(h) WATERSHED APPROACH.—

(1) IN GENERAL.—In furtherance of the watershed approach to resource preservation and enhancement articulated in the Eightmile River Watershed Management Plan, the tributaries of the Eightmile River watershed specified in paragraph (2) are recognized as integral to the protection and enhancement of the Eightmile River and its watershed.

(2) COVERED TRIBUTARIES.—Paragraph (1) applies with respect to Beaver Brook, Big Brook, Burnhams Brook, Cedar Pond Brook, Cranberry Meadow Brook, Early Brook, Falls Brook, Fraser Brook, Harris Brook, Hedge Brook, Lake Hayward Brook, Malt House Brook, Muddy Brook, Ransom Brook, Rattlesnake Ledge Brook, Shingle Mill Brook, Strongs Brook, Tisdale Brook, Witch Meadow Brook, and all other perennial streams within the Eightmile River watershed.

(i) AUTHORIZATION OF APPROPRIATIONS.—There are authorized to be appropriated such sums as are necessary to carry out this section and the amendment made by subsection (b).

When said bill, as amended, was considered.

After debate,

The SPEAKER pro tempore, Ms. Shea-Porter, pursuant to section 2 of House Resolution 580, announced that further proceedings on the bill were postponed.

#### ¶106.70 LEAVE OF ABSENCE

By unanimous consent, leave of absence was granted—

To Mr. HAYES, for today;

To Mr. MCNULTY, for today and July 31 until 2 p.m.; and

To Ms. SUTTON, for today.

And then,

#### ¶106.71 ADJOURNMENT

On motion of Mr. BURGESS, at 11 o'clock and 59 minutes p.m., the House adjourned.

#### ¶106.72 REPORTS OF COMMITTEES ON PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XIII, reports of committees were delivered to the Clerk

for printing and reference to the proper calendar, as follows:

Mr. OBERSTAR: Committee on Transportation and Infrastructure. H.R. 2722. A bill to restructure the Coast Guard Integrated Deepwater Program, and for other purposes; with an amendment (Rept. 110-270). Referred to the Committee of the Whole House on the state of the Union.

Mr. RAHALL: Committee on Natural Resources. H.R. 673. A bill to direct the Secretary of the Interior to take lands in Yuma County, Arizona, into trust as part of the reservation of the Cocopah Indian Tribe, and for other purposes; with amendments (Rept. 110-271). Referred to the Committee of the Whole House on the state of the Union.

Mr. RAHALL: Committee on Natural Resources. H.R. 1696. A bill to amend the Ysleta del Sur Pueblo and Alabama and Coushatta Indian Tribes of Texas Restoration Act to allow the Ysleta del Sur Pueblo tribe to determine blood quantum requirement for membership in that Tribe (Rept. 110-272). Referred to the Committee of the Whole House on the state of the Union.

Mr. RAHALL: Committee on Natural Resources. H.R. 2120. A bill to direct the Secretary of the Interior to proclaim as reservation for the benefit of the Sault Ste. Marie Tribe of Chippewa Indians a parcel of land now held in trust by the United States for that Indian tribe; with an amendment (Rept. 110-273). Referred to the Committee of the Whole House on the state of the Union.

Mr. RAHALL: Committee on Natural Resources. H.R. 2863. A bill to authorize the Coquille Indian Tribe of the State of Oregon to convey land and interests in land owned by the Tribe; with an amendment (Rept. 110-274). Referred to the Committee of the Whole House on the state of the Union.

Mr. RAHALL: Committee on Natural Resources. H.R. 2952. A bill to authorize the Saginaw Chippewa Tribe of Indians of the State of Michigan to convey land and interests in land owned by the Tribe; with an amendment (Rept. 110-275). Referred to the Committee of the Whole House on the state of the Union.

Mr. RAHALL: Committee on Natural Resources. S. 375. An act to waive application of the Indian Self-Determination and Education Assistance Act to a specific parcel of real property transferred by the United States to 2 Indian tribes in the State of Oregon, and for other purposes (Rept. 110-276). Referred to the Committee of the Whole House on the state of the Union.

Mr. FRANK: Committee on Financial Services. H.R. 2347. A bill to authorize State and local governments to direct divestiture from, and prevent investment in, companies with investments of \$20,000,000 or more in Iran's energy sector, and for other purposes; with an amendment. (Rept. 110-277, Pt. 1). Ordered to be printed.

Mr. FRANK: Committee on Financial Services. House Concurrent Resolution 140. Resolution recognizing the low presence of minorities in the financial services industry and minorities and women in upper level positions of management, and expressing the sense of the Congress that active measures should be taken to increase the demographic diversity of the financial services industry; with an amendment (Rept. 110-278, Pt. 1). Ordered to be printed.

Mr. MURTHA: Committee on Appropriations. H.R. 3222. A bill making appropriations for the Department of Defense for the fiscal year ending September 30, 2008, and for other purposes (Rept. 110-279). Referred to the committee of the Whole House on the state of the Union.

## ¶106.73 COMMITTEE DISCHARGE

Pursuant to clause 2 of rule XII the Committee on Ways and Means discharged from further consideration. H.R. 23 referred to the Committee of the Whole House on the state of the Union and ordered to be printed.

Pursuant to clause 2 of rule XII the Committees on Education and Labor and Oversight and Government Reform discharged from further consideration. H.R. 2347 referred to the Committee of the Whole House on the state of the Union and ordered to be printed.

Pursuant to clause 2 of rule XII the Committee on Education and Labor discharged from further consideration. H. Con. Res. 140 referred to the Committee of the Whole House on the Status of the Union and ordered to be printed.

## ¶106.74 PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XII, public bills and resolutions were introduced and severally referred, as follows:

By Ms. PELOSI (for herself, Mr. HOYER, Mr. CLYBURN, Mr. EMANUEL, Mr. LARSON of Connecticut, Ms. DELAURO, Mr. VAN HOLLEN, Mr. BECERRA, Mr. DINGELL, Mr. RANGEL, Mr. GEORGE MILLER of California, Mr. WAXMAN, Mr. OBERSTAR, Mr. RAHALL, Mr. LANTOS, Mr. GORDON, Mr. PETERSON of Minnesota, Ms. VELÁZQUEZ, and Mr. MARKEY):

H.R. 3220. A bill moving the United States toward greater energy independence and security, developing innovative new technologies, reducing carbon emissions, creating green jobs, protecting consumers, increasing clean renewable energy production, and modernizing our energy infrastructure; to the Committee on Energy and Commerce, and in addition to the Committees on Education and Labor, Foreign Affairs, Small Business, Science and Technology, Agriculture, Oversight and Government Reform, Natural Resources, Transportation and Infrastructure, Armed Services, and Ways and Means, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Ms. PELOSI (for herself, Mr. HOYER, Mr. CLYBURN, Mr. EMANUEL, Mr. LARSON of Connecticut, Ms. DELAURO, Mr. VAN HOLLEN, Mr. BECERRA, Mr. DINGELL, Mr. RANGEL, Mr. GEORGE MILLER of California, Mr. WAXMAN, Mr. OBERSTAR, Mr. RAHALL, Mr. LANTOS, Mr. GORDON, Mr. PETERSON of Minnesota, Ms. VELÁZQUEZ, and Mr. MARKEY):

H.R. 3221. A bill moving the United States toward greater energy independence and security, developing innovative new technologies, reducing carbon emissions, creating green jobs, protecting consumers, increasing clean renewable energy production, and modernizing our energy infrastructure; to the Committee on Energy and Commerce, and in addition to the Committees on Education and Labor, Foreign Affairs, Small Business, Science and Technology, Agriculture, Oversight and Government Reform, Natural Resources, Transportation and Infrastructure, and Armed Services, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. ALLEN (for himself and Mrs. CAPPS):

H.R. 3223. A bill to amend the Coastal Zone Management Act of 1972 to establish a grant program to ensure coastal access for commercial and recreational fishermen and other water-dependent coastal-related businesses, and for other purposes; to the Committee on Natural Resources.

By Mr. SALAZAR (for himself and Mr. KUHLMANN of New York):

H.R. 3224. A bill to amend the National Dam Safety Program Act to establish a program to provide grant assistance to States for the rehabilitation and repair of deficient dams; to the Committee on Transportation and Infrastructure.

By Mr. CASTLE (for himself and Mr. MOORE of Kansas):

H.R. 3225. A bill to require the Securities and Exchange Commission to improve the disclosure of fees and expenses of open-end investment companies registered under the Investment Company Act of 1940; to the Committee on Financial Services.

By Ms. DELAURO (for herself, Mr. LARSON of Connecticut, Mr. MURPHY of Connecticut, Mr. COURTNEY, Mr. McDERMOTT, Mr. HINCHEY, and Mr. SHAYS):

H.R. 3226. A bill to enable States to acquire hybrid motor vehicles to satisfy certain fleet acquisition requirements; to the Committee on Energy and Commerce.

By Mr. HASTINGS of Washington (for himself, Mr. LARSEN of Washington, Mrs. McMORRIS RODGERS, and Mr. DICKS):

H.R. 3227. A bill to direct the Secretary of the Interior to continue stocking fish in certain lakes in the North Cascades National Park, Ross Lake National Recreation Area, and Lake Chelan National Recreation Area; to the Committee on Natural Resources.

By Mrs. LOWEY (for herself, Mr. HALL of New York, Mr. ENGEL, and Mr. HINCHEY):

H.R. 3228. A bill to require the Nuclear Regulatory Commission to retain and redistribute certain amounts collected as fines; to the Committee on Energy and Commerce.

By Mr. WESTMORELAND (for himself and Mr. BISHOP of Georgia):

H.R. 3229. A bill to require the Secretary of the Treasury to mint coins in commemoration of the legacy of the United States Army Infantry and the establishment of the National Infantry Museum and Soldier Center; to the Committee on Financial Services.

By Ms. ZOE LOFGREN of California:

H.J. Res. 47. A joint resolution disapproving the rule submitted to the Congress by U.S. Citizenship and Immigration Services on June 6, 2007, relating to adjustment of the Immigration and Naturalization Benefit Application and Petition Fee Schedule; to the Committee on the Judiciary.

By Mrs. BIGGERT (for herself, Mr. KANJORSKI, Mr. BACHUS, and Mr. HINOJOSA):

H. Res. 584. A resolution supporting the goals and ideals of "National Life Insurance Awareness Month"; to the Committee on Oversight and Government Reform.

By Ms. JACKSON-LEE of Texas (for herself, Mr. POE, Ms. EDDIE BERNICE JOHNSON of Texas, Mr. LAMPSON, Mr. GONZALEZ, Mr. CUELLAR, Mr. GENE GREEN of Texas, Mr. REYES, Mr. ORTIZ, Mr. DOGGETT, Mr. RODRIGUEZ, Mr. BARTON of Texas, Mr. BRADY of Texas, Mr. CARTER, Mr. NEUGEBAUER, Mr. THORNBERRY, Mr. HALL of Texas, Mr. McCAUL of Texas, Ms. GRANGER, Mr. GOHMERT, Mr. HENSARLING, Mr. PAUL, Mr. CULBERSON, Mr. BURGESS, and Mr. LEWIS of Georgia):

H. Res. 585. A resolution honoring the extraordinary life of legendary reporter, television personality, international humanitarian, and Houston icon Marvin Harold

Zindler, who championed the cause of the economically powerless, politically under-represented, and physically ill and disabled in Houston, across the nation, and around the world; to the Committee on Oversight and Government Reform.

By Ms. DEGETTE:

H. Res. 586. A resolution congratulating East High School of Denver, Colorado, on winning the 2007 "We the People: The Citizen and the Constitution" national competition; to the Committee on Education and Labor.

By Mr. KILDEE (for himself, Ms. SUTTON, Ms. KAPTUR, Ms. SCHAKOWSKY, Mr. SHERMAN, Mr. MICHAUD, Mr. JONES of North Carolina, Mr. ALLEN, Mr. GRIJALVA, Mr. HARE, Mr. ELLISON, Ms. SOLIS, Mr. GOODE, Mr. VISLOSKEY, Mr. BRALEY of Iowa, Mr. OBERSTAR, Ms. WOOLSEY, Ms. LINDA T. SÁNCHEZ of California, Mr. MOLLOHAN, Mr. KUCINICH, Mr. LIPINSKI, Mr. DEFAZIO, Ms. LEE, Ms. SLAUGHTER, Mr. RYAN of Ohio, Mr. FILNER, Mr. PALLONE, and Mr. COHEN):

H. Res. 587. A resolution expressing the sense of the House of the Representatives that legislation to renew or grant fast track trade negotiating authority should not be considered by the House of Representatives in the 110th Congress; to the Committee on Ways and Means.

## ¶106.75 MEMORIALS

Under clause 3 of rule XII, memorials were presented and referred as follows:

146. The SPEAKER presented a memorial of the Senate of the Commonwealth of Pennsylvania, relative to Senate Resolution No. 129 urging members of the Pennsylvania Congressional delegation to support legislation to repeal Section 1221 of the Energy Policy Act of 2005; jointly to the Committees on the Judiciary, Homeland Security, and Oversight and Government Reform.

147. Also, a memorial of the Senate of the Commonwealth of Pennsylvania, relative to Senate Resolution No. 126 urging the Pennsylvania Congressional delegation to support measures that repeal the REAL ID Act or to delay its implementation until such time as sufficient funds are available to adequately cover the costs of implementation and amendment is made to preserve essential civil rights and liberties of citizens of this country; jointly to the Committees on the Judiciary, Homeland Security, and Oversight and Government Reform.

148. Also, a memorial of the General Assembly of the State of Tennessee, relative to Senate Joint Resolution No. 248 opposing the implementation of the REAL ID Act of 2005; jointly to the Committees on the Judiciary, Homeland Security, and Oversight and Government Reform.

## ¶106.76 PRIVATE BILLS AND RESOLUTIONS

Under clause 3 of rule XII, private bills and resolutions of the following titles were introduced and severally referred, as follows:

By Mr. CHABOT:

H.R. 3230. A bill for the relief of Maha Dakar; to the Committee on the Judiciary.

By Mr. LINCOLN DIAZ-BALART of Florida:

H.R. 3231. A bill for the relief of Alejandro Gomez and Juan Sebastian Gomez; to the Committee on the Judiciary.

## ¶106.77 ADDITIONAL SPONSORS

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

H.R. 176: Ms. NORTON.  
 H.R. 180: Mr. BRADY of Pennsylvania, Ms. ROS-LEHTINEN, Mr. PASCRELL, Mr. MCNERNEY, Mr. LIPINSKI, Mr. DAVIS of Alabama, Mr. TOWNS, Mr. CLYBURN, Mr. HARE, Ms. ZOE LOFGREN of California, Mr. MEEKS of New York, Mr. WELCH of Vermont, Ms. DEGETTE, Mr. HINOJOSA, Mr. SMITH of Washington, Ms. BORDALLO, Mr. INGLIS of South Carolina, Ms. ROYBAL-ALLARD, Mr. SMITH of New Jersey, Mr. HOYER, and Mr. BILIRAKIS.  
 H.R. 346: Mr. ROGERS of Alabama.  
 H.R. 471: Mr. MCCAUL of Texas.  
 H.R. 550: Mr. ROTHMAN, Mr. LINCOLN DIAZ-BALART of Florida, Mr. WYNN, and Mr. HALL of New York.  
 H.R. 551: Mr. ROYCE, Mr. BECERRA, and Mr. FRANK of Massachusetts.  
 H.R. 585: Mr. FRANK of Massachusetts.  
 H.R. 784: Mr. FRANK of Massachusetts.  
 H.R. 840: Ms. SUTTON.  
 H.R. 871: Ms. MATSUI.  
 H.R. 957: Mrs. BLACKBURN, and Ms. ZOE LOFGREN of California.  
 H.R. 1000: Mrs. CAPPS, Mr. BARROW, Mr. COOPER, Mr. OBEY, Ms. DELAURO, Mr. HOLT, Mr. MCDERMOTT, Mr. GRIJALVA, and Ms. BORDALLO.  
 H.R. 1030: Mr. BOUCHER.  
 H.R. 1032: Ms. LINDA T. SÁNCHEZ of California.  
 H.R. 1076: Mr. SPACE, and Mr. GORDON.  
 H.R. 1125: Mr. BOUSTANY, Mr. BILBRAY, Mr. DANIEL E. LUNGREN of California, Mr. LEWIS of California, Mr. BACA, Mr. GILCHREST, and Mr. ALEXANDER.  
 H.R. 1174: Mr. DUNCAN.  
 H.R. 1228: Mr. SHIMKUS.  
 H.R. 1237: Ms. WOOLSEY, Mr. DONNELLY, Mr. KILDEE, and Mr. HALL of Texas.  
 H.R. 1275: Ms. HIRONO and Mr. ABERCROMBIE.  
 H.R. 1302: Ms. KILPATRICK and Mr. WU.  
 H.R. 1306: Mr. KELLER.  
 H.R. 1350: Mr. WALSH of New York.  
 H.R. 1363: Mr. KLEIN of Florida, Ms. KILPATRICK, and Mr. DEFAZIO.  
 H.R. 1422: Mrs. MCCARTHY of New York and Mr. STARK.  
 H.R. 1464: Mr. SESTAK.  
 H.R. 1537: Mr. SESTAK.  
 H.R. 1539: Mr. MILLER of Florida and Mrs. DRAKE.  
 H.R. 1553: Ms. HIRONO and Mr. HALL of Texas.  
 H.R. 1567: Mr. ACKERMAN, Mr. WU, Ms. DELAURO, Mr. COHEN, Mr. TOWNS, Ms. KILPATRICK, Mr. CAPUANO, and Mr. FATTAH.  
 H.R. 1609: Mr. PALLONE and Ms. ZOE LOFGREN of California.  
 H.R. 1653: Mr. CLAY.  
 H.R. 1671: Mr. HOLT.  
 H.R. 1687: Ms. MATSUI.  
 H.R. 1691: Mr. WAXMAN and Ms. DELAURO.  
 H.R. 1713: Ms. DELAURO.  
 H.R. 1721: Mr. KENNEDY.  
 H.R. 1767: Mr. JORDAN, Mr. BISHOP of Georgia, and Mr. HALL of Texas.  
 H.R. 1772: Mr. STUPAK.  
 H.R. 1783: Mr. COURTNEY, Mr. HASTINGS of Florida, Mr. KUHLMAN of New York, Mr. ROTHMAN, and Mr. GORDON.  
 H.R. 1818: Mr. GORDON.  
 H.R. 1843: Mr. MCHUGH.  
 H.R. 1884: Mr. ELLISON.  
 H.R. 1927: Mr. FRANK of Massachusetts.  
 H.R. 1971: Mr. WEINER.  
 H.R. 2015: Ms. DELAURO, Mr. BAIRD, and Mr. COOPER.  
 H.R. 2060: Mr. YOUNG of Alaska.  
 H.R. 2095: Mr. PERLMUTTER, Mr. BISHOP of Georgia, Ms. BALDWIN, and Mr. STARK.  
 H.R. 2112: Mr. INSLEE.  
 H.R. 2131: Mr. DONNELLY and Mr. PAYNE.  
 H.R. 2188: Mr. BOSWELL.  
 H.R. 2274: Mr. SARBANES, and Mr. GORDON.  
 H.R. 2295: Mr. BACHUS.  
 H.R. 2343: Mr. EHLERS.  
 H.R. 2373: Mr. WEINER.

H.R. 2385: Mr. GORDON.  
 H.R. 2449: Ms. MCCOLLUM of Minnesota.  
 H.R. 2464: Mr. PRICE of North Carolina, Mr. HINOJOSA, and Mr. THOMPSON of California.  
 H.R. 2511: Mr. GERLACH, Mr. ABERCROMBIE, Mr. PAYNE, Ms. HERSETH SANDLIN, Mr. HINOJOSA, Mr. CASTLE, and Mr. SPACE.  
 H.R. 2550: Mr. JONES of North Carolina, Mr. BOYD of Florida, Mr. YOUNG of Alaska, Mr. ALEXANDER, Ms. CORRINE BROWN of Florida, and Mr. DEFAZIO.  
 H.R. 2576: Mr. WYNN and Mr. DAVIS of Illinois.  
 H.R. 2583: Ms. HIRONO and Mr. SNYDER.  
 H.R. 2584: Mr. SNYDER.  
 H.R. 2634: Mr. FATTAH and Mr. KUCINICH.  
 H.R. 2677: Mr. KIND.  
 H.R. 2715: Ms. HIRONO.  
 H.R. 2790: Mr. HOLDEN and Ms. BERKLEY.  
 H.R. 2821: Mr. DAVIS of Illinois.  
 H.R. 2885: Mr. FEENEY.  
 H.R. 2894: Mr. COHEN, Mr. DAVIS of Illinois, and Mrs. JONES of Ohio.  
 H.R. 2924: Ms. CARSON and Ms. HOOLEY.  
 H.R. 2926: Mr. BISHOP of Georgia.  
 H.R. 2927: Mr. COBLE, Mr. MCHENRY, Mr. KLINE of Minnesota, and Mr. PRICE of Georgia.  
 H.R. 2934: Mr. LOBIONDO.  
 H.R. 2943: Mr. FRANK of Massachusetts, Ms. CARSON, and Ms. MATSUI.  
 H.R. 2966: Ms. HIRONO.  
 H.R. 3008: Mr. SPACE.  
 H.R. 3010: Ms. SUTTON, Mr. KUCINICH, and Mr. DAVIS of Illinois.  
 H.R. 3026: Mr. LAMBORN, Mr. YOUNG of Alaska, Mr. HUNTER, Mr. SAXTON, Mr. MCHUGH, Mr. ROGERS of Alabama, Mr. EDWARDS, Mrs. GILLIBRAND, Mr. ROGERS of Michigan, Mrs. MUSGRAVE, Mrs. BLACKBURN, Ms. GINNY BROWN-WAITE of Florida, Mr. DANIEL E. LUNGREN of California, Mr. BROUN of Georgia, Mr. CARTER, Mr. CONAWAY, Mr. FEENEY, Mr. TIAHRT, Mrs. CAPITO, Mr. COLE of Oklahoma, Mr. BLUNT, Mr. KIRK, Mr. LEWIS of California, Mr. WESTMORELAND, Mr. DEAL of Georgia, Mr. MILLER of Florida, Mr. WILSON of South Carolina, Mr. SHUSTER, Mr. MANZULLO, Mr. FORTENBERRY, Mrs. MCMORRIS RODGERS, Mr. CANTOR, Mr. GOHMERT, Mr. TOM DAVIS of Virginia, Mrs. MILLER of Michigan, and Mr. DREIER.  
 H.R. 3029: Mr. WAXMAN.  
 H.R. 3035: Ms. DELAURO, Mr. GINGREY, Mr. THOMPSON of Mississippi, Mr. FATTAH, Mrs. MYRICK, Mr. BISHOP of Georgia, Mr. WOLF, Mr. SOUDER, Mr. OBEY, Mr. ROHRABACHER, Mr. SMITH of New Jersey, Mrs. NAPOLITANO, Mr. STEARNS, Mr. KIRK, Mr. SNYDER, Mr. HARE, Mr. HENSARLING, Mr. PASCRELL, Mr. PALLONE, Mrs. CHRISTENSEN, Mr. CLAY, and Mr. MORAN of Virginia.  
 H.R. 3046: Ms. BORDALLO and Mr. DEFAZIO.  
 H.R. 3062: Ms. BORDALLO, Mr. MEEKS of New York, Mr. ENGEL, Mr. SIRES, Mrs. CHRISTENSEN, Mr. CROWLEY, and Mr. HONDA.  
 H.R. 3077: Mr. MICA, Mr. DEFAZIO, Mr. ROHRABACHER, and Ms. SHEA-PORTER.  
 H.R. 3087: Ms. HIRONO and Mr. SHAYS.  
 H.R. 3089: Mr. BURTON of Indiana and Mr. YOUNG of Alaska.  
 H.R. 3090: Mr. ENGLISH of Pennsylvania.  
 H.R. 3099: Ms. BERKLEY.  
 H.R. 3109: Mr. SIMPSON and Mr. BRADY of Pennsylvania.  
 H.R. 3114: Mr. LARSON of Connecticut, Mr. ALLEN, Mr. DELAHUNT, Mr. PAYNE, Mr. HINCHEY, Mr. HALL of New York, Mr. PALLONE, and Mr. MCGOVERN.  
 H.R. 3123: Mr. PAYNE.  
 H.R. 3132: Mr. CLEAVER, Mr. SIRES, and Ms. KILPATRICK.  
 H.R. 3140: Ms. EDDIE BERNICE JOHNSON of Texas and Mr. BOSWELL.  
 H.R. 3167: Ms. NORTON, Ms. CARSON, Mr. WELCH of Vermont, and Mr. SMITH of Washington.  
 H.R. 3175: Mr. MORAN of Virginia, Ms. SCHAKOWSKY, and Ms. DELAURO.

H.R. 3195: Mr. BONNER, Mr. SESTAK, Mr. BRADY of Pennsylvania, Mr. HARE, Mr. MOLLOHAN, Mr. KAGEN, Mr. HINCHEY, Mr. EDWARDS, and Ms. LINDA T. SÁNCHEZ of California.  
 H. Con. Res. 138: Mr. BOREN and Mr. KILDEE.  
 H. Con. Res. 162: Ms. SCHAKOWSKY.  
 H. Con. Res. 163: Mrs. LOWEY.  
 H. Con. Res. 181: Mr. REYES, Ms. LORETTA SANCHEZ of California, Ms. SHEA-PORTER, and Mr. JONES of North Carolina.  
 H. Con. Res. 188: Mr. NADLER, Mr. WEINER, and Ms. CASTOR.  
 H. Con. Res. 193: Mr. ROSS, Mr. COURTNEY, Mr. MICHAUD, Mr. ARCURI, and Mr. TANNER.  
 H. Res. 32: Ms. WATSON, Mr. WEXLER, Mr. SCOTT of Georgia, Mr. PAYNE, and Mr. MILLER of North Carolina.  
 H. Res. 34: Mr. SCOTT of Georgia and Mr. MILLER of North Carolina.  
 H. Res. 101: Mr. MCGOVERN.  
 H. Res. 197: Ms. SUTTON.  
 H. Res. 238: Mr. SMITH of Washington and Ms. LEE.  
 H. Res. 241: Mr. VAN HOLLEN.  
 H. Res. 389: Mr. GRIJALVA, Ms. WOOLSEY, Mr. MORAN of Virginia, and Ms. CARSON.  
 H. Res. 433: Ms. BORDALLO and Mr. BRADY of Pennsylvania.  
 H. Res. 457: Mr. TERRY.  
 H. Res. 508: Mr. SCOTT of Georgia.  
 H. Res. 548: Mr. HASTINGS of Florida, Mr. DENT, Ms. SCHAKOWSKY, and Mr. HENSARLING.  
 H. Res. 550: Mr. CROWLEY, Mr. DANIEL E. LUNGREN of California, Mr. PERLMUTTER, Mr. SHAYS, Mr. LEWIS of California, Mr. YOUNG of Alaska, and Ms. ZOE LOFGREN of California.  
 H. Res. 557: Mr. BACHUS and Mr. LOBIONDO.  
 H. Res. 575: Ms. ROS-LEHTINEN, Ms. MCCOLLUM of Minnesota, and Mr. SCHIFF.  
 H. Res. 583: Ms. SCHAKOWSKY, Mr. GRIJALVA, and Mr. SMITH of New Jersey.

## TUESDAY, JULY 31, 2007 (107)

### ¶107.1 APPOINTMENT OF SPEAKER PRO TEMPORE

The House was called to order at 9 a.m. by the SPEAKER pro tempore, Mr. MCNERNEY, who laid before the House the following communication:

WASHINGTON, DC,  
 July 31, 2007.

I hereby appoint the Honorable JERRY MCNERNEY to act as Speaker pro tempore on this day.

NANCY PELOSI,  
 Speaker of the House of Representatives.

Whereupon, pursuant to the order of the House of January 4, 2007, Members were recognized for morning-hour debate.

### ¶107.2 RECESS—9:25 A.M.

The SPEAKER pro tempore, Mr. MCNERNEY, pursuant to clause 12(a) of rule I, declared the House in recess at 9 o'clock and 25 minutes a.m., until 10 a.m.

### ¶107.3 AFTER RECESS—10 A.M.

The SPEAKER called the House to order.

### ¶107.4 APPROVAL OF THE JOURNAL

The SPEAKER announced she had examined and approved the Journal of the proceedings of Monday, July 30, 2007.

Mr. PENCE, pursuant to clause 1, rule I, demanded a vote on agreeing to the Chair's approval of the Journal.

The question being put, viva voce, Will the House agree to the Chair's approval of said Journal?

The SPEAKER announced that the yeas had it.

Mr. PENCE objected to the vote on the ground that a quorum was not present and not voting.

The SPEAKER, pursuant to clause 8, rule XX, announced that further proceedings on the question were postponed.

The point of no quorum was considered as withdrawn.

#### 107.5 COMMUNICATIONS

Executive and other communications, pursuant to clause 8, rule XII, were referred as follows:

2785. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — *Bacillus thuringiensis* Vip3Aa19 Protein in Cotton; Exemption from the Requirements of a Tolerance; Technical Amendment [EPA-HQ-OPP-2006-0913; FRL-8134-3] received July 24, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

2786. A letter from the Under Secretary for Personnel and Readiness, Department of Defense, transmitting the Department's report entitled, "Report to Congress on Sustainable Ranges," as required by Section 366 of the National Defense Authorization Act for fiscal year 2003; to the Committee on Armed Services.

2787. A letter from the Assistant Secretary of the Navy for Installations and Environment, Department of Defense, transmitting notification of the decision to convert to contract the air and surface training support functions currently performed at Fleet Composite Squadron Six in Norfolk, VA, pursuant to 10 U.S.C. 2461; to the Committee on Armed Services.

2788. A letter from the Under Secretary for Personnel and Readiness, Department of Defense, transmitting a letter on the approved retirement of Lieutenant General Jeffrey B. Kohler, United States Air Force, and his advancement to the grade of lieutenant general on the retired list; to the Committee on Armed Services.

2789. A letter from the Under Secretary for Personnel and Readiness, Department of Defense, transmitting a letter on the approved retirement Admiral Edmund P. Giambastini, Jr., United States Navy, and his advancement to the grade of admiral on the retired list; to the Committee on Armed Services.

2790. A letter from the Under Secretary for Personnel and Readiness, Department of Defense, transmitting a letter on the approved retirement of General Peter Pace, United States Marine Corps, and his advancement to the grade of general on the retired list; to the Committee on Armed Services.

2791. A letter from the Administrator, Office of Policy Development and Research, Department of Labor, transmitting the Department's final rule — Senior Community Service Employment Program; Performance Accountability (RIN: 1205-AB47) received July 5, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Education and Labor.

2792. A letter from the Assistant Secretary for Special Education and Rehabilitative Services, Department of Education, transmitting the Department's final rule — Technical Assistance on Data-Collection—Technical Assistance Center for Data Collection, Analysis, and Use for Accountability in Special Education and Early Intervention — received July 23, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Education and Labor.

2793. A letter from the Secretary, Department of Health and Human Services, transmitting the Department's report entitled, "Promising Strategies to End Youth Homelessness," in accordance with the Runaway, Homeless and Missing Children Protection Act; to the Committee on Education and Labor.

2794. A letter from the Secretary, Department of Health and Human Services, transmitting the Department's FY 2006 annual performance report to Congress required by the Prescription Drug User Fee Act of 1992 (PDUFA), as amended, pursuant to 21 U.S.C. 379g note; to the Committee on Energy and Commerce.

2795. A letter from the Secretary, Department of Health and Human Services, transmitting the FY 2006 Performance Report to Congress for the Food and Drug Administration's Office of Combination Products required by the Medical Device User Fee and Modernization Act of 2002; to the Committee on Energy and Commerce.

2796. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Approval and Promulgation of Air Quality Implementation Plans; Pennsylvania; Redesignation of the Harrisburg-Lebanon-Carlisle Ozone Nonattainment Area to Attainment and Approval of the Area's Maintenance Plan and 2002 Base Year Inventory [EPA-R03-OAR-2007-0323; FRL-8445-7] received July 24, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

2797. A letter from the Chief Policy Division, Federal Communications Commission, transmitting the Commission's final rule — In the Matters of Review of the Emergency Alert System; Independent Spanish Broadcasters Association, the Office of Communication of the United Church of Christ, Inc., and the Minority Media and Telecommunications Council, Petition for Immediate Relief [EB Docket No. 04-296] received July 25, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

2798. A letter from the Associate General Counsel, Government Accountability Office, transmitting the Department's final rule — Current Good Manufacturing Practice in Manufacturing, Packaging, Labeling, or Holding Operations for Dietary Supplements (RIN: 0910-AB88) received July 19, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

2799. A letter from the Assistant Legal Adviser for Treaty Affairs, Department of State, transmitting copies of international agreements, other than treaties, entered into by the United States, pursuant to 1 U.S.C. 112b; to the Committee on Foreign Affairs.

2800. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting the Department's strategy for democracy and governance in Iraq prepared in compliance with the "Democracy Fund" section of Pub. L. 110-28; to the Committee on Foreign Affairs.

2801. A letter from the Secretary, Department of the Treasury, transmitting as required by section 401(c) of the National Emergency Act, 50 U.S.C. 1641(c), and section 204(c) of the International Emergency Economic Powers Act, 50 U.S.C. 1703(c), and pursuant to Executive Order 13313 of July 31, 2003, a six-month periodic report on the national emergency with respect to terrorists who threaten to disrupt the Middle East peace process that was declared in Executive Order 12947 of January 23, 1995; to the Committee on Foreign Affairs.

2802. A letter from the Chief Financial Officer, Library of Congress, transmitting activities of the United States Capitol Preservation Fund for the six-month period which ended on March 31, 2007, pursuant to 40

U.S.C. 188a-3; to the Committee on House Administration.

2803. A letter from the Under Secretary for Oceans and Atmosphere, Department of Commerce, transmitting the Department's biennial report on the Administration of the Coastal Zone Management Act by the Office of Ocean and Coastal Resource Management, National Ocean Service, National Oceanic and Atmospheric Administration for fiscal years 2004 and 2005, pursuant to 16 U.S.C. 1451 et seq.; to the Committee on Natural Resources.

2804. A letter from the Assistant Administrator for Fisheries, Department of Commerce, transmitting the Department's report on the impacts of Hurricanes Katrina, Rita, and Wilma on Alabama, Louisiana, Florida, Mississippi, and Texas fisheries, pursuant to Section 213(a) of the Magnuson-Stevens Fishery Conservation and Management Reauthorization Act; to the Committee on Natural Resources.

2805. A letter from the Director, National Marine Fisheries Service, National Oceanic and Atmospheric Administration, transmitting the Administration's training course for the newly appointed Regional Fishery Management Council members as required by the Magnuson-Stevens Fishery Conservation and Management Reauthorization Act of 2006, Pub. L. 109-479; to the Committee on Natural Resources.

2806. A letter from the Director, National Marine Fisheries Service, National Oceanic and Atmospheric Administration, transmitting the Administration's report on the impact of Hurricanes Katrina, Rita, and Wilma on Commercial and Recreational Fishery Habitat of Alabama, Florida, Louisiana, Mississippi, and Texas, pursuant to Section 213 of the Magnuson-Stevens Fishery Conservation and Management Reauthorization Act; to the Committee on Natural Resources.

2807. A letter from the President, American Academy and Institute of Arts and Letters, transmitting the annual report of the activities of the American Academy of Arts and Letters during the year ending December 31, 2006, pursuant to 36 U.S.C. 4204; to the Committee on the Judiciary.

2808. A letter from the Staff Director, Commission on Civil Rights, transmitting notification that the Commission recently appointed members to the Hawaii Advisory Committee; to the Committee on the Judiciary.

2809. A letter from the Staff Director, Commission on Civil Rights, transmitting notification that the Commission recently appointed members to the Indiana Advisory Committee; to the Committee on the Judiciary.

2810. A letter from the Staff Director, Commission on Civil Rights, transmitting notification that the Commission recently appointed members to the Pennsylvania Advisory Committee; to the Committee on the Judiciary.

2811. A letter from the Secretary, Federal Trade Commission, transmitting the Commission's Twenty-Ninth Annual Report to Congress on the activities during Fiscal Year 2006 as pursuant to subsection (j) of section 7A of the Clayton Act, pursuant to 15 U.S.C. 18a(j); to the Committee on the Judiciary.

2812. A letter from the Assistant Secretary for Civil Works, Department of the Army, Department of Defense, transmitting a status report on the Section 154 Northern Wisconsin Environmental Infrastructure Program, pursuant to Public Law 106-554, section 154; to the Committee on Transportation and Infrastructure.

2813. A letter from the Chief, Publications and Regulations, Internal Revenue Service, transmitting the Service's final rule — Agent for a Consolidated Group with Foreign Common Parent [TD 9343] (RIN: 1545-BF30)



received July 24, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

2814. A letter from the Secretary, Department of Health and Human Services, transmitting the Department's report entitled, "Evaluation of the Medicare Replacement Drug Demonstration," in response to Section 641 of the Medicare Prescription Drug, Improvement, and Modernization Act of 2003; jointly to the Committees on Energy and Commerce and Ways and Means.

2815. A letter from the Acting Director, Defense Security Cooperation Agency, transmitting notification that the Department intends to use FY 2007 IMET funds for Pakistan, pursuant to Public Law 110-5, section 520; jointly to the Committees on Foreign Affairs and Appropriations.

¶107.6 SUBMISSION OF CONFERENCE REPORT—H.R. 1495

Mr. OBERSTAR submitted a conference report (Rept. No. 110-280) on the bill (H.R. 1495) to provide for the conservation and development of water and related resources, to authorize the Secretary of the Army to construct various projects for improvements to rivers and harbors of the United States, and for other purposes; together with a statement thereon, for printing in the CONGRESSIONAL RECORD under the rule.

¶107.7 ETHICS REFORM

Mr. CONYERS moved to suspend the rules and pass the bill of the Senate (S. 1) to provide greater transparency in the legislative process; as amended.

The SPEAKER pro tempore, Mr. HOLDEN, recognized Mr. CONYERS and Mr. SMITH of Texas, each for 20 minutes.

After debate, The question being put, viva voce, Will the House suspend the rules and pass said bill, as amended?

The SPEAKER pro tempore, Mr. HOLDEN, announced that two-thirds of the Members present had voted in the affirmative.

The SPEAKER pro tempore, Mr. HOLDEN, announced that two-thirds of the Members present had voted in the affirmative.

Mr. CONYERS demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The vote was taken by electronic device.

It was decided in the { Yeas ..... 411 affirmative ..... } Nays ..... 8

¶107.8 [Roll No. 763] YEAS—411

- Ackerman Barrow Blunt
Aderholt Bartlett (MD) Boehmer
Akin Bean Bonner
Alexander Becerra Bono
Allen Berkley Boozman
Altmire Bertram Boren
Andrews Berry Boswell
Arcuri Biggert Boucher
Baca Bilbray Boustany
Bachmann Bilirakis Boyda (KS)
Bachus Bishop (GA) Brady (PA)
Baird Bishop (NY) Brady (TX)
Baker Bishop (UT) Braley (IA)
Baldwin Blackburn Broun (GA)
Barrett (SC) Blumenauer Brown (SC)

- Brown, Corrine
Buchanan
Burgess
Burton (IN)
Butterfield
Buyer
Calvert
Camp (MI)
Campbell (CA)
Cannon
Cantor
Capito
Capps
Capuano
Cardoza
Carnahan
Carney
Carson
Carter
Castle
Castor
Chabot
Chandler
Clyburn
Coble
Cohen
Cole (OK)
Conaway
Conyers
Cooper
Costa
Costello
Courtney
Cramer
Crenshaw
Crowley
Cuellar
Culberson
Cummings
Davis (AL)
Davis (CA)
Davis (IL)
Davis (KY)
Davis, David
Davis, Lincoln
Davis, Tom
Deal (GA)
DeFazio
DeGette
DeLahunt
DeLauro
Dent
Diaz-Balart, L.
Diaz-Balart, M.
Dicks
Dingell
Doggett
Donnelly
Doolittle
Doyle
Drake
Dreier
Duncan
Edwards
Ehlers
Ellison
Ellsworth
Emanuel
Emerson
Engel
English (PA)
Eshoo
Etheridge
Everett
Fallin
Farr
Fattah
Feeney
Ferguson
Filner
Forbes
Fortenberry
Fossella
Foxy
Frank (MA)
Franks (AZ)
Frelinghuysen
Gallegly
Garrett (NJ)
Gerlach
Giffords
Gillibrand
Gillmor
Gingrey
Gohmert
Gonzalez
Goode
Goodlatte
Gordon
Granger

- Sestak
Shadegg
Shays
Taylor
Shea-Porter
Sherman
Shimkus
Shuler
Shuster
Simpson
Sires
Skelton
Slaughter
Smith (NE)
Smith (NJ)
Smith (TX)
Smith (WA)
Snyder
Solis
Souder
Space
Spratt
Stark
Stearns
Stupak

- Sullivan
Tauscher
Tayler
Terry
Thompson (CA)
Thompson (MS)
Thornberry
Tiahrt
Tiberi
Tierney
Towns
Turner
Udall (CO)
Udall (NM)
Upton
Van Hollen
Velázquez
Visclosky
Walberg
Walden (OR)
Walsh (NY)
Walz (MN)
Wamp

- Wasserman
Schultz
Waters
Watson
Watt
Waxman
Weiner
Welch (VT)
Weldon (FL)
Weller
Westmoreland
Wexler
Whitfield
Wicker
Wilson (NM)
Wilson (OH)
Wilson (SC)
Wolf
Woolsey
Wu
Wynn
Yarmuth
Young (AK)
Young (FL)

NAYS—8

- Abercrombie
Barton (TX)
Boyd (FL)

NOT VOTING—13

- Brown-Waite,
Ginny
Clarke
Cubin
Davis, Jo Ann
Gilchrest
Hayes
Johnson (IL)
Johnson, Sam
LaHood
McNulty
Ros-Lehtinen
Sutton
Tancredo

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill, as amended, was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill, as amended, was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said amendment.

¶107.9 H.R. 180—UNFINISHED BUSINESS

The SPEAKER pursuant to clause 8, rule XX, announced the unfinished business to be the motion to suspend the rules and pass the bill (H.R. 180) to require the identification of companies that conduct business operations in Sudan, to prohibit United States Government contracts with such companies, and for other purposes; as amended.

The question being put, Will the House suspend the rules and pass said bill, as amended?

The vote was taken by electronic device.

It was decided in the { Yeas ..... 418 affirmative ..... } Nays ..... 1

¶107.10 [Roll No. 764]

YEAS—418

- Abercrombie
Ackerman
Aderholt
Akin
Alexander
Allen
Altmire
Andrews
Arcuri
Baca
Bachmann
Bachus
Baird
Baker
Baldwin
Barrett (SC)
Barrow
Bartlett (MD)
Barton (TX)
Bean
Becerra
Berkley
Berman
Berry
Biggert
Bilbray
Bilirakis
Bishop (GA)
Bishop (NY)
Bishop (UT)
Blackburn
Blumenauer
Blunt
Boehner
Bonner
Bono
Boozman
Boren
Boswell
Boucher
Boustany
Boyd (FL)
Boyda (KS)
Brady (PA)
Brady (TX)
Braley (IA)
Broun (GA)
Brown (SC)
Brown, Corrine
Buchanan
Burgess
Burton (IN)
Butterfield
Buyer
Calvert
Camp (MI)
Campbell (CA)



Cannon  
Cantor  
Capito  
Capps  
Capuano  
Cardoza  
Carnahan  
Carney  
Carson  
Carter  
Castle  
Castor  
Chabot  
Chandler  
Clay  
Cleaver  
Clyburn  
Coble  
Cohen  
Cole (OK)  
Conaway  
Conyers  
Cooper  
Costa  
Costello  
Courtney  
Cramer  
Crenshaw  
Crowley  
Cuellar  
Culberson  
Cummings  
Davis (AL)  
Davis (CA)  
Davis (IL)  
Davis (KY)  
Davis, David  
Davis, Lincoln  
Davis, Tom  
Deal (GA)  
DeFazio  
DeGette  
DeLahunt  
DeLauro  
Dent  
Diaz-Balart, L.  
Diaz-Balart, M.  
Dicks  
Dingell  
Doggett  
Donnelly  
Doolittle  
Doyle  
Drake  
Dreier  
Duncan  
Edwards  
Ehlers  
Ellison  
Ellsworth  
Emanuel  
Emerson  
Engel  
English (PA)  
Eshoo  
Etheridge  
Everett  
Fallin  
Farr  
Fattah  
Feeney  
Ferguson  
Filner  
Flake  
Forbes  
Fortenberry  
Fossella  
Foxy  
Frank (MA)  
Franks (AZ)  
Frelinghuysen  
Gallegly  
Garrett (NJ)  
Gerlach  
Giffords  
Gillibrand  
Gillmor  
Gingrey  
Gohmert  
Gonzalez  
Goode  
Goodlatte  
Gordon  
Granger  
Graves  
Green, Al  
Green, Gene  
Grijalva  
Gutierrez  
Hall (NY)

Hall (TX)  
Hare  
Harman  
Hastert  
Hastings (FL)  
Hastings (WA)  
Heller  
Hensarling  
Herger  
Herseth Sandlin  
Higgins  
Hill  
Hinchev  
Hinojosa  
Hirono  
Hobson  
Hodes  
Hoekstra  
Holden  
Cohen  
Cole (OK)  
Conaway  
Conyers  
Cooper  
Costa  
Costello  
Courtney  
Cramer  
Crenshaw  
Crowley  
Cuellar  
Culberson  
Cummings  
Davis (AL)  
Davis (CA)  
Davis (IL)  
Davis (KY)  
Davis, David  
Davis, Lincoln  
Davis, Tom  
Deal (GA)  
DeFazio  
DeGette  
DeLahunt  
DeLauro  
Dent  
Diaz-Balart, L.  
Diaz-Balart, M.  
Dicks  
Dingell  
Doggett  
Donnelly  
Doolittle  
Doyle  
Drake  
Dreier  
Duncan  
Edwards  
Ehlers  
Ellison  
Ellsworth  
Emanuel  
Emerson  
Engel  
English (PA)  
Eshoo  
Etheridge  
Everett  
Fallin  
Farr  
Fattah  
Feeney  
Ferguson  
Filner  
Flake  
Forbes  
Fortenberry  
Fossella  
Foxy  
Frank (MA)  
Franks (AZ)  
Frelinghuysen  
Gallegly  
Garrett (NJ)  
Gerlach  
Giffords  
Gillibrand  
Gillmor  
Gingrey  
Gohmert  
Gonzalez  
Goode  
Goodlatte  
Gordon  
Granger  
Graves  
Green, Al  
Green, Gene  
Grijalva  
Gutierrez  
Hall (NY)

Hall (TX)  
Hare  
Harman  
Hastert  
Hastings (FL)  
Hastings (WA)  
Heller  
Hensarling  
Herger  
Herseth Sandlin  
Higgins  
Hill  
Hinchev  
Hinojosa  
Hirono  
Hobson  
Hodes  
Hoekstra  
Holden  
Cohen  
Cole (OK)  
Conaway  
Conyers  
Cooper  
Costa  
Costello  
Courtney  
Cramer  
Crenshaw  
Crowley  
Cuellar  
Culberson  
Cummings  
Davis (AL)  
Davis (CA)  
Davis (IL)  
Davis (KY)  
Davis, David  
Davis, Lincoln  
Davis, Tom  
Deal (GA)  
DeFazio  
DeGette  
DeLahunt  
DeLauro  
Dent  
Diaz-Balart, L.  
Diaz-Balart, M.  
Dicks  
Dingell  
Doggett  
Donnelly  
Doolittle  
Doyle  
Drake  
Dreier  
Duncan  
Edwards  
Ehlers  
Ellison  
Ellsworth  
Emanuel  
Emerson  
Engel  
English (PA)  
Eshoo  
Etheridge  
Everett  
Fallin  
Farr  
Fattah  
Feeney  
Ferguson  
Filner  
Flake  
Forbes  
Fortenberry  
Fossella  
Foxy  
Frank (MA)  
Franks (AZ)  
Frelinghuysen  
Gallegly  
Garrett (NJ)  
Gerlach  
Giffords  
Gillibrand  
Gillmor  
Gingrey  
Gohmert  
Gonzalez  
Goode  
Goodlatte  
Gordon  
Granger  
Graves  
Green, Al  
Green, Gene  
Grijalva  
Gutierrez  
Hall (NY)

Shuler  
Shuster  
Simpson  
Sires  
Skelton  
Slaughter  
Smith (NE)  
Smith (NJ)  
Smith (TX)  
Smith (WA)  
Snyder  
Solis  
Souder  
Space  
Spratt  
Stark  
Stearns  
Stupak  
Sullivan  
Tamm  
Tauscher  
Taylor  
Terry  
Thompson (CA)  
Thompson (MS)  
Thornberry  
Tiahrt  
Tiberi  
Tierney  
Towns  
Turner  
Udall (CO)  
Udall (NM)  
Upton  
Van Hollen  
Velázquez  
Visclosky  
Walberg  
Walden (OR)  
Walsh (NY)  
Walz (MN)  
Wamp  
Wasserman  
Schultz  
Waters  
Watson  
Watt  
Waxman  
Weiner  
Welch (VT)  
Weldon (FL)  
Weller  
Westmoreland  
Wexler  
Whitfield  
Wicker  
Wilson (NM)  
Wilson (OH)  
Wilson (SC)  
Wolf  
Woolsey  
Wu  
Wynn  
Yarmuth  
Young (AK)  
Young (FL)

NAYS—1  
Paul  
NOT VOTING—13  
Brown-Waite,  
Ginny  
Clarke  
Cubin  
Davis, Jo Ann  
Gilcrest  
Hayes  
Johnson (IL)  
Johnson, Sam  
LaHood  
McNulty  
Ros-Luhtinen  
Sutton  
Tancredo

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill, as amended, was passed.  
A motion to reconsider the vote whereby the rules were suspended and said bill, as amended, was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said bill.

107.11 H.R. 2347—UNFINISHED BUSINESS

The SPEAKER pro tempore, Mr. HOLDEN, pursuant to clause 8, rule XX, announced the further unfinished business to be the motion to suspend the rules and pass the bill (H.R. 2347) to authorize State and local governments to direct divestiture from, and prevent investment in, companies and investments of \$20,000,000 or more in Iran's energy sector, and for other purposes; as amended.

The question being put,  
Will the House suspend the rules and pass said bill, as amended?  
The vote was taken by electronic device.

It was decided in the { Yeas ..... 408  
affirmative ..... } Nays ..... 6

107.12 [Roll No. 765]

YEAS—408  
Ackerman  
Aderholt  
Akin  
Alexander  
Allen  
Altmire  
Andrews  
Arcuri  
Baca  
Bachmann  
Bachus  
Baird  
Baker  
Baldwin  
Barrett (SC)  
Barrow  
Barton (TX)  
Bean  
Becerra  
Berkley  
Berman  
Berry  
Biggett  
Bilbray  
Bilirakis  
Bishop (GA)  
Bishop (NY)  
Bishop (UT)  
Blackburn  
Blumenauer  
Blunt  
Boehner  
Bonner  
Bono  
Boozman  
Boren  
Boswell  
Boucher  
Boustany  
Boyd (FL)  
Brady (PA)  
Brady (TX)  
Braleigh (IA)  
Broun (GA)  
Brown (SC)  
Brown, Corrine  
Buchanan  
Burgess  
Burton (IN)  
Butterfield  
Buyer  
Calvert  
Camp (MI)  
Campbell (CA)  
Cannon  
Cantor  
Capito  
Capps  
Capuano  
Cardoza  
Carnahan  
Carney  
Carson  
Carter  
Castle  
Castor  
Chabot  
Chandler  
Clay

Cleaver  
Clyburn  
Coble  
Cohen  
Cole (OK)  
Conaway  
Conyers  
Cooper  
Costa  
Costello  
Courtney  
Cramer  
Crenshaw  
Crowley  
Cuellar  
Culberson  
Cummings  
Davis (AL)  
Davis (CA)  
Davis (IL)  
Davis (KY)  
Davis, David  
Davis, Lincoln  
Davis, Tom  
Deal (GA)  
DeFazio  
DeGette  
DeLahunt  
DeLauro  
Dent  
Diaz-Balart, L.  
Diaz-Balart, M.  
Dicks  
Dingell  
Doggett  
Donnelly  
Doolittle  
Doyle  
Drake  
Dreier  
Duncan  
Edwards  
Ehlers  
Ellison  
Ellsworth  
Emanuel  
Emerson  
Engel  
English (PA)  
Eshoo  
Etheridge  
Everett  
Fallin  
Farr  
Fattah  
Feeney  
Ferguson  
Filner  
Forbes  
Fortenberry  
Fossella  
Foxy  
Frank (MA)  
Franks (AZ)  
Frelinghuysen  
Gallegly  
Garrett (NJ)  
Gerlach  
Giffords  
Gillibrand  
Gillmor  
Gingrey  
Gohmert  
Gonzalez  
Goode  
Goodlatte  
Gordon  
Granger  
Graves  
Green, Al  
Green, Gene  
Grijalva  
Gutierrez  
Hall (NY)  
Hobson  
Hodes  
Hoekstra  
Holden  
Holt  
Honda  
Hooley  
Hoyer  
Hulshof  
Hunter  
Inglis (SC)  
Insee  
Israel  
Issa  
Jackson (IL)  
Jackson-Lee (TX)  
Jefferson  
Jindal  
Johnson (GA)  
Johnson, E. B.  
Jones (NC)  
Jones (OH)  
Jordan  
Kagen  
Kanjorski  
Kaptur  
Keller  
Kennedy  
Kildee  
Kilpatrick  
Kind  
King (IA)  
King (NY)  
Kingston  
Kirk  
Klein (FL)  
Kline (MN)  
Knollenberg  
Kuhl (NY)  
Lamborn  
Lampson  
Langevin  
Lantos  
Larsen (WA)  
Larson (CT)  
Latham  
LaTourette  
Lee  
Levin  
Lewis (CA)  
Lewis (GA)  
Lewis (KY)  
Everett  
Fallin  
Farr  
Fattah  
Feeney  
Ferguson  
Filner  
Flake  
Forbes  
Fortenberry  
Fossella  
Foxy  
Frank (MA)  
Franks (AZ)  
Frelinghuysen  
Gallegly  
Garrett (NJ)  
Gerlach  
Giffords  
Gillibrand  
Gillmor  
Gingrey  
Gohmert  
Gonzalez  
Goode  
Goodlatte  
Gordon  
Granger  
Graves  
Green, Al  
Green, Gene  
Grijalva  
Gutierrez  
Hall (NY)

Tauscher	Velázquez	Weller
Taylor	Visclosky	Westmoreland
Terry	Walberg	Whitfield
Thompson (CA)	Walden (OR)	Wicker
Thompson (MS)	Walsh (NY)	Wilson (NM)
Thornberry	Walz (MN)	Wilson (OH)
Tiahrt	Wamp	Wilson (SC)
Tiberi	Wasserman	Wolf
Tierney	Schultz	Woolsey
Towns	Waters	Wu
Turner	Watson	Wynn
Udall (CO)	Watt	Yarmuth
Udall (NM)	Waxman	Young (AK)
Upton	Welch (VT)	Young (FL)
Van Hollen	Weldon (FL)	

## NAYS—6

Abercrombie	Flake	Kucinich
Bartlett (MD)	Jones (NC)	Paul

## NOT VOTING—18

Boyd (KS)	Hayes	Shuler
Brown-Waite,	Johnson (IL)	Sutton
Ginny	Johnson, Sam	Tancredo
Clarke	LaHood	Weiner
Cubin	McNulty	Wexler
Davis, Jo Ann	Miller (FL)	
Gilchrist	Ros-Lehtinen	

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill, as amended, was passed.

By unanimous consent, the title was amended so as to read: "An Act to authorize State and local governments to direct divestiture from, and prevent investment in, companies with investments of \$20,000,000 or more in Iran's energy sector, companies that sell arms to the Government of Iran, and financial institutions that extend \$20,000,000 or more in credit to the Government of Iran for 45 days or more, and for other purposes."

A motion to reconsider the votes whereby the rules were suspended and said bill, as amended, was passed and the title was amended was, by unanimous consent, laid on the table.

*Ordered*, That the Clerk request the concurrence of the Senate in said bill.

## ¶107.13 PROVIDING FOR CONSIDERATION OF H.R. 3161

Mr. MCGOVERN, by direction of the Committee on Rules, called up the following resolution (H. Res. 581):

*Resolved*, That at any time after the adoption of this resolution the Speaker may, pursuant to clause 2(b) of rule XVIII, declare the House resolved into the Committee of the Whole House on the state of the Union for consideration of the bill (H.R. 3161) making appropriations for Agriculture, Rural Development, Food and Drug Administration, and Related Agencies programs for the fiscal year ending September 30, 2008, and for other purposes. The first reading of the bill shall be dispensed with. All points of order against consideration of the bill are waived except those arising under clause 9 or 10 of rule XXI. General debate shall be confined to the bill and shall not exceed one hour equally divided and controlled by the chairman and ranking minority member of the Committee on Appropriations. After general debate the bill shall be considered for amendment under the five-minute rule. Points of order against provisions in the bill for failure to comply with clause 2 of rule XXI are waived. During consideration of the bill for amendment, the Chairman of the Committee of the Whole may accord priority in recognition on the basis of whether the Member offering an amendment has caused it to be printed in the portion of the Congressional Record designated for that purpose in clause 8 of rule

XVIII. Amendments so printed shall be considered as read. When the committee rises and reports the bill back to the House with a recommendation that the bill do pass, the previous question shall be considered as ordered on the bill and amendments thereto to final passage without intervening motion except one motion to recommit with or without instructions.

SEC. 2. During consideration in the House of H.R. 3161 pursuant to this resolution, notwithstanding the operation of the previous question, the Chair may postpone further consideration of the bill to such time as may be designated by the Speaker.

When said resolution was considered. After debate,

Mr. MCGOVERN moved the previous question on the resolution to its adoption or rejection.

The question being put, *viva voce*,

Will the House agree to said resolution?

The SPEAKER pro tempore, Ms. BALDWIN, announced that the yeas had it.

Mr. HASTINGS of Washington, demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Ms. BALDWIN, pursuant to clause 8, rule XX, announced that further proceedings on the question were postponed.

## ¶107.14 MESSAGE FROM THE SENATE

A message from the Senate by Ms. Curtis, one of its clerks, announced that the Senate has agreed to a concurrent resolution of the House of the following title:

H. Con. Res. 175. A concurrent resolution expressing the sense of Congress that courts with fiduciary responsibility for a child of a deceased member of the Armed Forces who receives a death gratuity payment under section 1477 of title 10, United States code, should take into consideration the expression of clear intent of the member regarding the distribution of funds on behalf of the child.

## ¶107.15 LEDBETTER FAIR PAY

The SPEAKER pro tempore, Ms. BALDWIN, pursuant to section 2 of House Resolution 579, called up for further consideration, the bill (H.R. 2831) to amend title VII of the Civil Rights Act of 1964, the Age Discrimination in Employment Act of 1967, the Americans With Disabilities Act of 1990, and the Rehabilitation Act of 1973, to clarify that a discriminatory compensation decision or other practice that is unlawful under such Acts occurs each time compensation is paid pursuant to the discriminatory compensation decision or other practice, and for other purposes.

When said bill was considered.

After debate,

The previous question having been ordered by said resolution.

The bill was ordered to be engrossed and read a third time, was read a third time by title.

The question being put, *viva voce*,

Will the House pass said bill?

The SPEAKER pro tempore, Ms. BALDWIN, announced that the yeas had it.

Mr. ANDREWS demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Ms. BALDWIN, pursuant to clause 8, rule XX, announced that further proceedings on the question were postponed.

## ¶107.16 21ST CENTURY COMPETITIVENESS OF 2007

On motion of Mr. WU, by unanimous consent, the bill (H.R. 2272) to invest in innovation through research and development, and to improve the competitiveness of the United States; together with the amendment of the Senate thereto, was taken from the Speaker's table.

When on motion of Mr. WU, it was,

*Resolved*, That the House disagree to the amendment of the Senate and agree to the conference asked by the Senate on the disagreeing votes of the two Houses thereon.

*Ordered*, That the Clerk notify the Senate thereof.

## ¶107.17 MOTION TO INSTRUCT CONFEREES—H.R. 2272

Mr. HALL of Texas, moved that the managers on the part of the House at the conference on the disagreeing votes of the two Houses on (H.R. 2272) to invest in innovation through research and development, and to improve the competitiveness of the United States; A) insist on the lower overall authorization level as set forth by the House in H.R. 2272; and B) insist on the language of subsection (a) of Section 203 of the House bill, relating to prioritization of early career grants to science and engineering researchers for the expansion of domestic energy production and use through coal-to-liquids technology and advanced nuclear reprocessing.

After debate,

By unanimous consent, the previous question was ordered on the motion to instruct the managers on the part of the House.

The question being put, *viva voce*,

Will the House agree to said motion? The SPEAKER pro tempore, Ms. BALDWIN, announced that the nays had it.

Mr. HALL of Texas, demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Ms. BALDWIN, pursuant to clause 8, rule XX, announced that further proceedings on the question were postponed.

## ¶107.18 EIGHTMILE WILD AND SCENIC RIVER

The SPEAKER pro tempore, Ms. BALDWIN, pursuant to section 2 of House Resolution 580, called up for further consideration the bill (H.R. 986) to

amend the Wild and Scenic Rivers Act to designate certain segments of the Eightmile River in the State of Connecticut as components of the National Wild and Scenic Rivers System, and for other purposes.

When said bill was considered.

After debate,

The previous question was ordered on the bill, as amended, by said resolution.

The bill, as amended, was ordered to be engrossed and read a third time, was read a third time by title.

Mr. PEARCE moved to recommit the bill to the Committee on Natural Resources with instructions to report the bill back to the House forthwith with the following amendment:

At the end of the bill, add the following:

(j) CLARIFICATION.—No Federal funds may be used to condemn land to carry out the purposes of this Act or the amendment made by subsection (b).”.

After debate,

By unanimous consent, the previous question was ordered on the motion to recommit with instructions.

The question being put, viva voce,

Will the House recommit said bill with instructions?

The SPEAKER pro tempore, Ms. BALDWIN, announced that the nays had it.

Mr. BISHOP of Utah, demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The vote was taken by electronic device.

It was decided in the { Yeas ..... 200 negative ..... } Nays ..... 225

107.19 [Roll No. 766] YEAS—200

- Aderholt Coble Hastings (WA)
Akin Conaway Hayes
Alexander Crenshaw Heller
Altmire Cubin Hensarling
Bachmann Culberson Heger
Bachus Davis (KY) Hobson
Baker Davis, David Hoekstra
Barrett (SC) Davis, Tom Hulshof
Barrow Deal (GA) Hunter
Bartlett (MD) Dent Inglis (SC)
Barton (TX) Diaz-Balart, L. Issa
Biggert Diaz-Balart, M. Jindal
Bilbray Doolittle Johnson (IL)
Bilirakis Drake Jones (NC)
Bishop (UT) Dreier Jordan
Blackburn Duncan Keller
Blunt Emerson King (IA)
Boehner English (PA) King (NY)
Bonner Everett Kingston
Bono Fallin Kline (MN)
Boozman Feeney Knollenberg
Boren Ferguson Kuhl (NY)
Boustany Flake Lamborn
Brady (TX) Forbes Lampson
Broun (GA) Fortenberry Latham
Brown (SC) Fossella LaTourette
Brown-Waite, Poxx Lewis (CA)
Ginny Franks (AZ) Lewis (KY)
Buchanan Gallegly Linder
Burgess Garrett (NJ) LoBiondo
Burton (IN) Gerlach Lucas
Buyer Gillibrand Lungren, Daniel
Calvert Gillmor E.
Camp (MI) Gingrey Mack
Campbell (CA) Gohmert Manzullo
Cannon Goode Marchant
Cantor Goodlatte Marshall
Capito Granger Matheson
Carter Graves McCarthy (CA)
Castle Hall (TX) McCaul (TX)
Chabot Hastert McCotter

- McCrery
McHenry
McHugh
McKeon
McMorris
Rodgers
McNerney
Mica
Miller (FL)
Miller (MI)
Miller, Gary
Moran (KS)
Murphy, Tim
Musgrave
Myrick
Neugebauer
Nunes
Paul
Pearce
Pence
Peterson (MN)
Peterson (PA)
Petri
Pickering
Pitts
Platts
Poe
Porter
Price (GA)
Pryce (OH)
Putnam
Radanovich
Ramstad
Regula
Rehberg
Reichert
Renzi
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MD)
Rohrabacher
Ros-Lehtinen
Roskam
Royce
Ryan (WI)
Sali
Saxton
Schmidt
Sensenbrenner
Sessions
Shadegg
Shimkus
Shuster

NAYS—225

- Abercrombie
Ackerman
Allen
Andrews
Arcuri
Baca
Baird
Baldwin
Bean
Becerra
Berkley
Berman
Berry
Bishop (GA)
Bishop (NY)
Blumenauer
Boswell
Boucher
Boyd (FL)
Boyda (KS)
Brady (PA)
Braley (IA)
Brown, Corrine
Butterfield
Capps
Capuano
Cardoza
Carnahan
Carney
Carson
Castor
Chandler
Clay
Jones (OH)
Kagen
Kanjorski
Kaptur
Kennedy
Koncyner
Kilpatrick
Costa
Costello
Courtney
Cramer
Crowley
Cuellar
Cummings
Davis (AL)
Davis (CA)
Davis (IL)
Davis, Lincoln
DeFazio
DeGette
Delahunt
DeLauro
Dicks
Dingell
Doggett
Donnelly
Doyle
Edwards
Ehlers
McCollum (MN)
Ellison
Ellsworth
Emanuel
Engel
Eshoo
Etheridge
Farr
Fattah
Graves
Frank (MA)
Frelinghuysen
Giffords
Gonzalez
Gordon
Green, Al
Green, Gene
Grijalva
Gutierrez
Hall (NY)
Hare
Harman
Hastings (FL)
Hereth Sandlin
Higgins
Hill
Hinchev
Hinojosa
Hirono
Hodes
Holden
Holt
Honda
Hooley
Hoyer
Inslee
Israel
Jackson (IL)
Jackson-Lee
(TX)
Jefferson
Johnson (GA)
Johnson, E. B.
Jones (OH)
Kagen
Kanjorski
Kaptur
Kennedy
Kildee
Kilpatrick
Kind
Kirk
Klein (FL)
Kucinich
Langevin
Lantos
Larsen (WA)
Larson (CT)
Lee
Levin
Lewis (GA)
Lipinski
Loeb sack
Lofgren, Zoe
Lowey
Lynch
Mahoney (FL)
Maloney (NY)
Markey
Matsui
McCarthy (NY)
McCollum (MN)
McDermott
McGovern
McIntyre
McNulty
Meek (FL)
Meeks (NY)
Melancon
Michaud
Miller (NC)
Miller, George
Mitchell
Mollohan
Moore (KS)
Moore (WI)
Moran (VA)
Murphy (CT)
Murphy, Patrick
Murtha
Nadler
Napolitano
Neal (MA)
Oberstar
Obey
Olver
Ortiz
Pallone
Pascarell
Pastor
Payne
Perlmutter
Pomeroy
Price (NC)
Rahall
Rangel
Reyes
Rodriguez
Ross
Rothman
Roybal-Allard
Ruppersberger
Rush
Ryan (OH)
Salazar
Sanchez, Linda
T.
Sanchez, Loretta
Sarbanes
Schakowsky
Schiff
Schwartz
Scott (GA)
Scott (VA)
Serrano
Sestak
Shays
Shea-Porter
Sherman
Shuler
Sires
Skelton
Slaughter
Smith (WA)
Snyder
Solis
Space
Spratt
Stark
Stupak
Sutton
Tanner
Tauscher
Taylor
Thompson (CA)
Thompson (MS)
Tierney
Towns
Udall (CO)
Udall (NM)
Van Hollen
Velazquez
Visclosky
Walz (MN)

- Wasserman
Schultz
Waters
Watson
Watt
Waxman
Weiner
Welch (VT)
Wexler
Whitfield
Wilson (OH)
Woolsey
Wu
Wynn
Yarmuth
NOT VOTING—7
Clarke
Cole (OK)
Davis, Jo Ann
Gilchrest
Johnson, Sam
LaHood
Tancredo

So the motion to recommit with instructions was not agreed to.

The question being put, viva voce,

Will the House pass said bill?

The SPEAKER pro tempore, Ms. BALDWIN, announced that the yeas had it.

Mr. BISHOP of Utah, demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The vote was taken by electronic device.

It was decided in the { Yeas ..... 253 affirmative ..... } Nays ..... 172

107.20 [Roll No. 767] YEAS—253

- Abercrombie
Ackerman
Allen
Altmire
Andrews
Arcuri
Baca
Baird
Baldwin
Barrow
Bean
Becerra
Berkley
Berman
Berry
Bishop (GA)
Bishop (NY)
Blackburn
Blumenauer
Bono
Boren
Boswell
Boucher
Boyd (FL)
Boyda (KS)
Brady (PA)
Braley (IA)
Brown, Corrine
Butterfield
Capps
Capuano
Cardoza
Carnahan
Carson
Carson
Castle
Castor
Chandler
Clay
Clever
Clyburn
Cohen
Cole (OK)
Conyers
Cooper
Costa
Costello
Courtney
Cramer
Crowley
Cuellar
Cummings
Davis (AL)
Davis (CA)
Davis (IL)
Davis, Lincoln
DeFazio
DeGette
Delahunt
DeLauro
Dent
Dicks
Dingell
Doggett
Donnelly
Doyle
Edwards
Ehlers
McCollum (MN)
Ellison
Ellsworth
Emanuel
Engel
Eshoo
Etheridge
Farr
Fattah
Graves
Frank (MA)
Frelinghuysen
Giffords
Gillibrand
Gonzalez
Gordon
Green, Al
Green, Gene
Grijalva
Gutierrez
Hall (NY)
Hare
Harman
Hastings (FL)
Hereth Sandlin
Higgins
Hill
Hinchev
Hinojosa
Hirono
Hodes
Holden
Holt
Honda
Hooley
Hoyer
Inglis (SC)
Inslee
Israel
Jackson (IL)
Jackson-Lee
(TX)
Jefferson
Johnson (GA)
Johnson (IL)
Johnson, E. B.
Jones (OH)
Kagen
Kanjorski
Kaptur
Kennedy
Kildee
Kilpatrick
Kind
Kirk
Klein (FL)
Kucinich
Lampson
Langevin
Lantos
Larsen (CT)
Lee
Levin
Lewis (GA)
Lipinski
Loeb sack
Lofgren, Zoe
Lowey
Lynch
Mahoney (FL)
Maloney (NY)
Markey
Matheson
Matsui
McCarthy (NY)
McCollum (MN)
McDermott
McGovern
McIntyre
McNulty
Meek (FL)
Meeks (NY)
Melancon
Michaud
Miller (NC)
Miller, George
Mitchell
Mollohan
Moore (KS)
Moore (WI)
Moran (VA)
Murphy (CT)
Murphy, Patrick
Murtha
Nadler
Napolitano
Neal (MA)
Oberstar
Obey
Olver
Ortiz
Pallone
Pascarell
Pastor
Payne
Perlmutter
Peterson (MN)
Petri
Pomeroy
Price (NC)
Rahall
Rangel
Reichert
Reyes
Rodriguez
Ros-Lehtinen
Ross
Rothman
Roybal-Allard
Ruppersberger
Rush
Doyle
Edwards
Ehlers
Ellison
Ellsworth
Emanuel
Etheridge
Farr
Fattah
Frank (MA)
Frelinghuysen
Gillibrand
Gonzalez
Gordon
Green, Al
Green, Gene
Grijalva
Gutierrez
Hall (NY)
Hare
Harman
Hastings (FL)
Hereth Sandlin
Higgins
Hill
Hinchev
Hinojosa
Hirono
Hodes
Holden
Holt
Honda
Hooley
Hoyer
Inglis (SC)
Inslee
Israel
Jackson (IL)
Jackson-Lee
(TX)
Jefferson
Johnson (GA)
Johnson (IL)
Johnson, E. B.
Jones (OH)
Kagen
Kanjorski
Kaptur
Kennedy
Kildee
Kilpatrick
Kind
Kirk
Klein (FL)
Kucinich
Lampson
Langevin
Lantos
Larsen (WA)
Larson (CT)
Lee
Levin
Lewis (GA)
Lipinski
Loeb sack
Lofgren, Zoe
Lowey
Lynch
Mahoney (FL)
Maloney (NY)
Markey
Marshall
Matheson
Matsui
McCarthy (NY)
McCollum (MN)
McDermott
McGovern
McIntyre
McNulty
Meek (FL)
Meeks (NY)
Melancon
Michaud
Miller (NC)
Miller, George
Mitchell
Mollohan
Moore (KS)
Moore (WI)
Moran (VA)
Murphy (CT)
Murphy, Patrick
Murtha
Nadler
Napolitano
Neal (MA)
Oberstar
Obey
Olver
Ortiz
Pallone
Pascarell
Pastor
Payne
Perlmutter
Peterson (MN)
Petri
Pomeroy
Price (NC)
Rahall
Rangel
Reichert
Reyes
Rodriguez
Ros-Lehtinen
Ross
Rothman
Roybal-Allard
Ruppersberger
Rush

Ryan (OH) Slaughter
Salazar Smith (NJ)
Sanchez, Linda Smith (WA)
T. Snyder
Sanchez, Loretta Solis
Sarbanes Space
Saxton Spratt
Schakowsky Stark
Schiff Stupak
Schwartz Sutton
Scott (GA) Tanner
Scott (VA) Tauscher
Serrano Taylor
Sestak Thompson (CA)
Shays Thompson (MS)
Shea-Porter Tierney
Sherman Towns
Shuler Udall (CO)
Simpson Udall (NM)
Sires Upton
Skelton Van Hollen

NAYS—172

Aderholt Gallegly
Akin Garrett (NJ)
Alexander Gillmor
Bachmann Gingrey
Bachus Gohmert
Baker Goode
Barrett (SC) Goodlatte
Bartlett (MD) Granger
Barton (TX) Graves
Biggert Hall (TX)
Bilbray Hastert
Bilirakis Hastings (WA)
Bishop (UT) Hayes
Blunt Heller
Boehner Hensarling
Bonner Herger
Boozman Hobson
Boustany Hoekstra
Brady (TX) Hulshof
Broun (GA) Hunter
Brown (SC) Issa
Brown-Waite, Jindal
Ginny Jones (NC)
Buchanan Jordan
Burgess Keller
Burton (IN) King (IA)
Buyer King (NY)
Calvert Kingston
Camp (MI) Kline (MN)
Campbell (CA) Knollenberg
Cannon Kuhl (NY)
Cantor Lamborn
Capito Latham
Charter LaTourette
Chabot Lewis (CA)
Coble Lewis (KY)
Conaway Linder
Crenshaw LoBiondo
Cubin Lucas
Culberson Lungren, Daniel
Davis (KY) E.
Davis, David Mack
Davis, Tom Manzullo
Deal (GA) Marchant
Diaz-Balart, L. McCarthy (CA)
Diaz-Balart, M. McCaul (TX)
Doolittle McCotter
Drake McCreery
Dreier McHenry
Duncan McHugh
Emerson McKeon
Everett McMorris
Fallin Rodgers
Feeney Mica
Flake Miller (FL)
Forbes Miller (MI)
Fossella Miller, Gary
Foxy Moran (KS)
Franks (AZ) Murphy, Tim

NOT VOTING—7

Clarke Johnson, Sam
Davis, Jo Ann LaHood
Gilchrest Sullivan

So the bill was passed.

A motion to reconsider the vote whereby said bill was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said bill.

107.21 H.R. 2831—UNFINISHED BUSINESS

The SPEAKER pro tempore, Ms. BALDWIN, pursuant to clause 8 of rule

XX, announced the unfinished business to be the question on the passage of the bill (H.R. 2831) to amend title VII of the Civil Rights Act of 1964, the Age Discrimination in Employment of 1967, the Americans With Disabilities Act of 1990, and the Rehabilitation Act of 1973, to clarify that a discriminatory compensation decision or other practice that is unlawful under such Acts occurs each time compensation is paid pursuant to the discriminatory compensation decision or other practice, and for other purposes..

The question being put,

Will the House pass said bill?

The vote was taken by electronic device.

It was decided in the { Yeas ..... 225
affirmative ..... } Nays ..... 199

107.22 [Roll No. 768]

YEAS—225

Abercrombie Gonzalez
Ackerman Gordon
Allen Green, Al
Altmire Green, Gene
Andrews Grijalva
Arcuri Gutierrez
Baca Hall (NY)
Baird Hare
Baldwin Harman
Barrow Hastings (FL)
Bean Herseht Sandlin
Becerra Higgins
Berkley Hill
Berman Hinchey
Berry Hinojosa
Bishop (GA) Hirono
Bishop (NY) Hodes
Blumenauer Holden
Boswell Holt
Boucher Honda
Brady (PA) Hooley
Braley (IA) Hoyer
Brown, Corrine Israel
Butterfield Jackson (IL)
Capps Jackson-Lee
Capuano (TX)
Cardoza Jefferson
Carnahan Johnson (GA)
Carney Johnson, E. B.
Carson Jones (OH)
Castor Kagen
Chandler Kanjorski
Clay Kaptur
Cleaver Kennedy
Clyburn Kildee
Cohen Kilpatrick
Conyers Kind
Cooper Klein (FL)
Costa Kucinich
Costello Langevin
Courtney Lantos
Crowley Larsen (WA)
Cuellar Larson (CT)
Cummings Lee
Davis (AL) Levin
Davis (CA) Lewis (GA)
Davis (IL) Lipinski
Davis, Lincoln Loeb sack
DeFazio Lofgren, Zoe
DeGette Lowey
DeLahunt Lynch
DeLauro Maloney (NY)
Dicks Markey
Dingell Marshall
Doggett Matheson
Donnelly Matsui
Doyle McCarthy (NY)
Edwards McCollum (MN)
Ellison McDermott
Ellsworth McGovern
Emanuel McIntyre
Engel McNerney
Eshoo McNulty
Etheridge Meek (FL)
Farr Meeks (NY)
Fattah Melancon
Finer Michaud
Frank (MA) Miller (NC)
Giffords Miller, George
Gillibrand Mitchell

Velázquez Watson
Vislosky Watt
Walz (MN) Waxman
Wasserman Weiner
Schultz Welch (VT)
Waters Wexler
Wilson (OH)
Woolsey
Wu
Wynn
Yarmuth
Young (AK)

NAYS—199

Aderholt Fossella
Akin Foxx
Alexander Franks (AZ)
Bachmann Frelinghuysen
Bachus Gallegly
Baker Garrett (NJ)
Barrett (SC) Gerlach
Bartlett (MD) Gillmor
Barton (TX) Gingrey
Biggert Gohmert
Bilbray Goode
Bilirakis Goodlatte
Bishop (UT) Granger
Blunt Graves
Boehner Hall (TX)
Bonner Hastert
Bono Hastings (WA)
Boozman Hayes
Boren Heller
Boustany Hensarling
Boyd (FL) Herger
Boyda (KS) Hobson
Brady (TX) Hoekstra
Broun (GA) Hulshof
Brown (SC) Hunter
Brown-Waite, Issa
Ginny Jindal
Buchanan Johnson (IL)
Burgess Johnson (IL)
Burton (IN) Jones (NC)
Buyer Jordan
Calvert Keller
Camp (MI) King (IA)
Campbell (CA) King (NY)
Cannon Kingston
Cantor Kirk
Capito Kline (MN)
Carter Knollenberg
Castle Kuhl (NY)
Chabot Lamborn
Coble Lampson
Cole (OK) Latham
Conaway LaTourette
Cramer Lewis (CA)
Crenshaw Lewis (KY)
Cubin Linder
Culberson LoBiondo
Davis (KY) Lucas
Davis, David Lungren, Daniel
Davis, Tom E.
Deal (GA) Mack
Dent Mahoney (FL)
Diaz-Balart, L. Manzullo
Diaz-Balart, M. Marchant
Doolittle McCarthy (CA)
Drake McCaul (TX)
Dreier McCotter
Duncan McCreery
Ehlers McHenry
Emerson McHugh
English (PA) McKeon
Everett McMorris
Fallin Rodgers
Feeney Miller (FL)
Ferguson Miller (MI)
Flake Miller, Gary
Forbes Moran (KS)
Fortenberry Murphy, Tim

NOT VOTING—9

Blackburn Gilchrest
Clarke Inslee
Davis, Jo Ann Johnson, Sam
LaHood
Mica
Tancred

So the bill was passed.

A motion to reconsider the vote whereby said bill was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said bill.

107.23 H. RES. 581—UNFINISHED BUSINESS

The SPEAKER pro tempore, Ms. BALDWIN, pursuant to clause 8, rule XX, announced the further unfinished business to be the question on ordering the previous question on the resolution

(H. Res. 581) providing for consideration of the bill (H.R. 3161) making appropriations for Agriculture, Rural Development, Food, and Drug Administration, and Related Agencies programs for the fiscal year ending September 30, 2008, and for other purposes.

The question being put,

Will the House now order the previous question?

The vote was taken by electronic device.

It was decided in the { Yeas ..... 228 affirmative ..... } Nays ..... 197

¶107.24 [Roll No. 769]

YEAS—228

Abercrombie	Grijalva	Napolitano
Ackerman	Gutierrez	Neal (MA)
Allen	Hall (NY)	Oberstar
Altmire	Hare	Obey
Andrews	Harman	Olver
Arcuri	Hastings (FL)	Ortiz
Baca	Herseth Sandlin	Pallone
Baird	Higgins	Pascrell
Baldwin	Hill	Pastor
Bean	Hinchev	Payne
Becerra	Hinojosa	Perlmutter
Berkley	Hirono	Peterson (MN)
Berman	Hodes	Pomeroy
Berry	Holden	Price (NC)
Bishop (GA)	Holt	Rahall
Bishop (NY)	Honda	Rangel
Blumenauer	Hooley	Reyes
Boren	Hoyer	Rodriguez
Boswell	Insee	Ross
Boucher	Israel	Rothman
Boyd (FL)	Jackson (IL)	Roybal-Allard
Boyd (KS)	Jackson-Lee	Ruppersberger
Brady (PA)	(TX)	Rush
Braley (IA)	Jefferson	Ryan (OH)
Brown, Corrine	Johnson (GA)	Salazar
Butterfield	Johnson, E. B.	Sánchez, Linda
Cappert	Jones (OH)	T.
Capuano	Kagen	Sanchez, Loretta
Cardoza	Kanjorski	Sarbanes
Carnahan	Kaptur	Schakowsky
Carney	Kennedy	Schiff
Carson	Kildee	Schwartz
Castor	Kilpatrick	Scott (GA)
Chandler	Kind	Scott (VA)
Clay	Klein (FL)	Serrano
Cleaver	Kucinich	Sestak
Clyburn	Lampson	Shea-Porter
Cohen	Langevin	Sherman
Conyers	Lantos	Shuler
Cooper	Larsen (WA)	Sires
Costa	Larson (CT)	Skelton
Costello	Lee	Slaughter
Courtney	Levin	Smith (WA)
Cramer	Lewis (GA)	Snyder
Crowley	Lipinski	Solis
Cuellar	Loeb sack	Space
Cummings	Lofgren, Zoe	Spratt
Davis (AL)	Lowe y	Stark
Davis (CA)	Lynch	Stupak
Davis (IL)	Mahoney (FL)	Sutton
Davis, Lincoln	Mahoney (NY)	Tanner
DeFazio	Markey	Tauscher
DeGette	Marshall	Taylor
DeLahunt	Matheson	Thompson (CA)
DeLauro	Matsui	Thompson (MS)
Dicks	McCarthy (NY)	Tierney
Dingell	McCollum (MN)	Towns
Doggett	McDermott	Udall (CO)
Donnelly	McGovern	Udall (NM)
Doyle	McIntyre	Van Hollen
Edwards	McNerney	Velázquez
Ellison	McNulty	Viscosky
Ellsworth	Meek (FL)	Walz (MN)
Emanuel	Mee ks (NY)	Wasserman
Engel	Melancon	Schultz
Eshoo	Michaud	Waters
Etheridge	Miller (NC)	Watson
Farr	Miller, George	Watt
Fattah	Mitchell	Waxman
Filner	Mollohan	Weiner
Frank (MA)	Moore (KS)	Welch (VT)
Giffords	Moore (WI)	Wexler
Gillibrand	Moran (VA)	Wilson (OH)
Gonzalez	Murphy (CT)	Woolsey
Gordon	Murphy, Patrick	Wu
Green, Al	Murtha	Wynn
Green, Gene	Nadler	Yarmuth

NAYS—197

Aderholt	Foxx
Akin	Franks (AZ)
Alexander	Frelinghuysen
Bachmann	Gallegly
Bachus	Garrett (NJ)
Baker	Gerlach
Barrett (SC)	Gillmor
Barrow	Gingrey
Bartlett (MD)	Gohmert
Barton (TX)	Goode
Biggett	Goodlatte
Bilbray	Granger
Bilirakis	Graves
Bishop (UT)	Hall (TX)
Blackburn	Hastert
Blunt	Hastings (WA)
Boehner	Hayes
Bonner	Heller
Bono	Hensarling
Boozman	Herger
Boustany	Hobson
Brady (TX)	Hoekstra
Brown (GA)	Hulshof
Brown (SC)	Hunter
Brown-Waite,	Inglis (SC)
Ginny	Issa
Buchanan	Jindal
Burgess	Johnson (IL)
Burton (IN)	Jones (NC)
Buyer	Jordan
Calvert	Keller
Camp (MI)	King (IA)
Campbell (CA)	King (NY)
Cannon	Kingston
Cantor	Kirk
Capito	Kline (MN)
Carter	Knollenberg
Castle	Kuhl (NY)
Chabot	Lamborn
Coble	Latham
Cole (OK)	LaTourette
Conaway	Lewis (CA)
Crenshaw	Lewis (KY)
Cubin	Linder
Culberson	LoBiondo
Davis (KY)	Lucas
Davis, David	Lungren, Daniel
Davis, Tom	E.
Deal (GA)	Mack
Dent	Manzullo
Diaz-Balart, L.	Marchant
Diaz-Balart, M.	McCarthy (CA)
Doolittle	McCaul (TX)
Drake	McCotter
Dreier	McCrery
Duncan	McHenry
Ehlers	McHugh
Emerson	McKeon
English (PA)	McMorris
Everett	Rodgers
Fallin	Mica
Feeney	Miller (FL)
Ferguson	Miller (MI)
Flake	Miller, Gary
Forbes	Moran (KS)
Fortenberry	Murphy, Tim
Fossella	Musgrave

NOT VOTING—7

Clarke	Johnson, Sam	Tancredo
Davis, Jo Ann	LaHood	
Gilchrest	Sullivan	

So the previous question on the resolution was ordered.

The question being put, viva voce,

Will the House agree to said resolution?

The SPEAKER pro tempore, Ms. BALDWIN, announced that the yeas had it.

So the resolution was agreed to.

A motion to reconsider the vote whereby said resolution was agreed to was, by unanimous consent, laid on the table.

¶107.25 MOTION TO INSTRUCT CONFEREES TO H.R. 2272—UNFINISHED BUSINESS

The SPEAKER pro tempore, Ms. BALDWIN, pursuant to clause 8 of rule XX, announced the further unfinished business to be the question on the motion, by Mr. HALL, to instruct the man-

agers on the part of the House at the conference on the disagreeing votes of the two Houses on the bill (H.R. 2272) to invest in innovation through research and development, and to improve the competitiveness of the United States.

The question being put,

Will the House agree to said motion?

The vote was taken by electronic device.

It was decided in the { Yeas ..... 258 affirmative ..... } Nays ..... 167

¶107.26 [Roll No. 770]

YEAS—258

Abercrombie	Ellsworth	McCrery
Aderholt	Emerson	McHenry
Akin	English (PA)	McHugh
Alexander	Everett	McKeon
Altmire	Fallin	McMorris
Bachmann	Feeney	Rodgers
Bachus	Flake	Meeks (NY)
Baker	Forbes	Mica
Barrett (SC)	Fortenberry	Miller (FL)
Barrow	Fossella	Miller (MI)
Bartlett (MD)	Poxx	Miller, Gary
Barton (TX)	Franks (AZ)	Mollohan
Bean	Frelinghuysen	Moore (KS)
Biggett	Gallegly	Moran (KS)
Bilbray	Garrett (NJ)	Murphy (CT)
Bilirakis	Gerlach	Murphy, Tim
Bishop (GA)	Gillmor	Murtha
Bishop (UT)	Gingrey	Musgrave
Blackburn	Gohmert	Myrick
Blunt	Goode	Neugebauer
Boehner	Goodlatte	Nunes
Bonner	Granger	Oberstar
Bono	Graves	Ortiz
Boozman	Green, Al	Pascrell
Boren	Green, Gene	Pastor
Boucher	Hall (TX)	Paul
Boustany	Hare	Payne
Boyd (FL)	Hastert	Pearce
Boyd (KS)	Hastings (WA)	Pence
Brady (TX)	Hayes	Peterson (MN)
Broun (GA)	Heller	Peterson (PA)
Brown (SC)	Hensarling	Petri
Brown-Waite,	Herger	Pickering
Ginny	Herseth Sandlin	Pitts
Buchanan	Hill	Platts
Burgess	Hobson	Poe
Burton (IN)	Hoekstra	Pomeroy
Buyer	Holden	Porter
Calvert	Hulshof	Price (GA)
Camp (MI)	Hunter	Pryce (OH)
Campbell (CA)	Campbell (CA)	Putnam
Cannon	Inglis (SC)	Radanovich
Cantor	Issa	Rahall
Capito	Jackson-Lee	Ramstad
Carnahan	(TX)	Regula
Carney	Johnson (IL)	Rehberg
Carson	Jones (NC)	Reynolds
Carter	Jordan	Rodriguez
Castle	Kanjorski	Rogers (AL)
Chabot	Kaptur	Rogers (KY)
Chandler	Keller	Rogers (MI)
Cleaver	King (IA)	Rohrabacher
Clyburn	King (NY)	Ros-Lehtinen
Coble	Kingston	Roskam
Cole (OK)	Kirk	Ross
Conaway	Klein (FL)	Royce
Costa	Kline (MN)	Ruppersberger
Costello	Knollenberg	Ryan (OH)
Crenshaw	Kuhl (NY)	Ryan (WI)
Cubin	Lamborn	Salazar
Cuellar	Lampson	Sali
Culberson	Larson (CT)	Schmidt
Davis (AL)	Latham	Sensenbrenner
Davis (KY)	LaTourette	Serrano
Davis, David	Lewis (CA)	Sessions
Davis, Lincoln	Lewis (KY)	Shadegg
Davis, Tom	Linder	Shimkus
Deal (GA)	Lucas	Shuster
Dent	Lungren, Daniel	Simpson
Diaz-Balart, L.	E.	Skelton
Diaz-Balart, M.	Lynch	Smith (NE)
Donnelly	Mack	Smith (TX)
Doolittle	Mahoney (FL)	Souder
Doyle	Manzullo	Space
Drake	Marchant	Stearns
Dreier	Marshall	Sullivan
Duncan	Matheson	Sutton
Edwards	McCarthy (CA)	Taylor
Ehlers	McCaul (TX)	Terry
	McCotter	

Thompson (MS) Walsh (NY) Wilson (NM)
Thornberry Walz (MN) Wilson (OH)
Tiahrt Wamp Wilson (SC)
Tiberi Watt Wolf
Towns Weldon (FL) Yarmuth
Turner Weller Young (AK)
Upton Westmoreland Young (FL)
Walberg Whitfield
Walden (OR) Wicker

The vote was taken by electronic device.

It was decided in the affirmative { Yeas ..... 371 Nays ..... 55

¶107.28 [Roll No. 771] YEAS—371

NAYS—167

Ackerman Hastings (FL) Obey
Allen Higgins Olver
Andrews Hinchey Pallone
Arcuri Hinojosa Perlmutter
Baca Hirono Price (NC)
Baird Hodes Rangel
Baldwin Holt Reichert
Becerra Honda Renzi
Berkley Hooley Reyes
Berman Hoyer Rothman
Berry Inslee Roybal-Allard
Bishop (NY) Israel Rush
Blumenauer Jackson (IL) Sanchez, Linda
Boswell Jefferson T.
Brady (PA) Jindal Sanchez, Loretta
Braley (IA) Johnson (GA) Sarbanes
Brown, Corrine Johnson, E. B. Saxton
Butterfield Jones (OH) Schakowsky
Capps Kagen Schiff
Capuano Kennedy Schwartz
Cardoza Kildee Scott (GA)
Castor Kilpatrick Scott (VA)
Clay Kind Kucinich
Cohen Kucinich Sestak
Conyers Langevin Shays
Cooper Lantos Shea-Porter
Courtney Larsen (WA) Sherman
Cramer Lee Shuler
Crowley Levin Sires
Cummings Lewis (GA) Slaughter
Davis (CA) Lipinski Smith (WA)
Davis (IL) LoBiondo Snyder
DeFazio Loeb sack Solis
DeGette Lofgren, Zoe Spratt
Delahunt Lowey Stark
DeLauro Maloney (NY) Stupak
Dicks Markey Tanner
Dingell Matsui Tauscher
Doggett McCarthy (NY) Thompson (CA)
Ellison McCollum (MN) Tierney
Emanuel McDermott Udall (CO)
Engel McGovern Udall (NM)
Eshoo McIntyre Van Hollen
Etheridge McNerney Velázquez
Farr McNulty Visclosky
Fattah Meeke (FL) Wasserman
Ferguson Melancon Schultz
Filner Michaud Waters
Frank (MA) Miller (NC) Watson
Giffords Miller, George Waxman
Gillibrand Mitchell Weiner
Gonzalez Moore (WI) Welch (VT)
Gordon Moran (VA) Wexler
Grijalva Murphy, Patrick Woolsey
Gutierrez Nadler Wu
Hall (NY) Napolitano Wu
Harman Neal (MA) Wynn

NOT VOTING—7

Clarke Johnson, Sam Tancredo
Davis, Jo Ann LaHood
Gilchrest Smith (NJ)

So the motion to instruct the managers on the part of the House was agreed to.

A motion to reconsider the vote whereby said motion was agreed to was, by unanimous consent, laid on the table.

¶107.27 H.R. 176—UNFINISHED BUSINESS

The SPEAKER pro tempore, Ms. BALDWIN, pursuant to clause 8, rule XX, announced the further unfinished business to be the motion to suspend the rules and pass the bill (H.R. 176) to authorize assistance to the countries of the Caribbean to fund educational development and exchange programs; as amended.

The question being put,

Will the House suspend the rules and pass said bill, as amended?

Abercrombie Dicks Kucinich
Ackerman Dingell Kuhl (NY)
Aderholt Doggett Lampson
Alexander Donnelly Langevin
Allen Doyle Lantos
Altmire Drake Larsen (WA)
Andrews Dreier Larson (CT)
Arcuri Edwards Latham
Baca Ehlers LaTourette
Bachmann Ellison Lee
Bachus Ellsworth Levin
Baird Emanuel Lewis (CA)
Baker Emerson Lewis (GA)
Baldwin Engel Lewis (KY)
Barrow English (PA) Linder
Bartlett (MD) Eshoo Lipinski
Barton (TX) Etheridge LoBiondo
Bean Everett Loeb sack
Becerra Fallin Lofgren, Zoe
Berkley Farr Lowey
Berman Fattah Lucas
Berry Ferguson Lungren, Daniel
Biggert Filner E.
Bilirakis Forbes Lynch
Bishop (GA) Fortenberry Mack
Bishop (NY) Fossella Mahoney (FL)
Bishop (UT) Frank (MA) Maloney (NY)
Blumenauer Frelinghuysen Marchant
Blunt Markey Gallegly
Bonner Gerlach Marshall
Bono Giffords Matheson
Boozman Gillibrand Matsui
Boren Gillmor McCarthy (CA)
Boswell Gohmert McCarthy (NY)
Boucher Gonzalez McCaul (TX)
Boustany Gordon McCollum (MN)
Boyd (FL) Granger McCotter
Boyd (KS) Graves McCrery
Brady (PA) Green, Al McDermott
Brady (TX) Green, Gene McGovern
Braley (IA) Grijalva McHugh
Brown (SC) Gutierrez McIntyre
Brown, Corrine Hall (NY) McMorris
Brown-Waite, Hall (TX) Rodgers
Ginny Hare McNeerney
Buchanan Harman McNulty
Burton (IN) Hastings (FL) Meek (FL)
Butterfield Hastings (WA) Meeks (NY)
Buyer Hayes Melancon
Calvert Heller Mica
Camp (MI) Herger Michaud
Cannon Higgins Miller (MI)
Capito Hill Miller (NC)
Capps Hinchey Miller, George
Cardoza Hinojosa Mitchell
Carnahan Hirono Mollohan
Carney Hobson Moore (KS)
Carson Hodes Moran (VA)
Castle Holden Moran (VA)
Castor Holt Murphy (CT)
Chandler Honda Murphy, Patrick
Clay Hooley Murphy, Tim
Cleaver Hoyer Murtha
Clyburn Hulshof Myrick
Cohen Hunter Nadler
Cole (OK) Inglis (SC) Napolitano
Conyers Inslee Neal (MA)
Cooper Israel Nunes
Costa Jackson (IL) Oberstar
Costello Jackson-Lee Obey
Courtney (TX) Olver
Cramer Jefferson Ortiz
Crenshaw Jindal Pallone
Crowley Johnson (GA) Pascrell
Cubin Johnson (IL) Pastor
Cuellar Johnson, E. B. Payne
Cummings Jones (OH) Pearce
Davis (AL) Kagen Perlmutter
Davis (CA) Kanjorski Peterson (MN)
Davis (IL) Kaptur Peterson (PA)
Davis (KY) Keller Petri
Davis, Lincoln Kennedy Pickering
Davis, Tom Kildee Pitts
DeFazio Kilpatrick Platts
DeFazio Kind Pomeroy
DeGette King (IA) Porter
Delahunt King (NY) Price (GA)
DeLauro King (NY) Price (NC)
Dent Kirk Price (OH)
Diaz-Balart, L. Klein (FL) Pryce (OH)
Diaz-Balart, M. Knollenberg Putnam

Radanovich Sessions Tierney
Rahall Sestak Towns
Ramstad Shays Turner
Rangel Shea-Porter Udall (CO)
Regula Sherman Udall (NM)
Rehberg Shimkus Upton
Reichert Shuler Van Hollen
Renzi Shuster Velázquez
Reyes Simpson Visclosky
Reynolds Sires Walden (OR)
Rodriguez Skelton Walsh (NY)
Rogers (AL) Slaughter Walz (MN)
Rogers (KY) Smith (NE) Wasserman
Rogers (MI) Smith (NJ) Schultz
Ros-Lehtinen Smith (TX) Waters
Roskam Smith (WA) Watson
Ross Snyder Watt
Rothman Solis Waxman
Roybal-Allard Souder Weiner
Ruppersberger Space Welch (VT)
Rush Spratt Weller
Ryan (OH) Stark Wexler
Salazar Stearns Whitfield
Salazar Stupak Wicker
Sanchez, Linda Sullivan Wilson (NM)
T. Sutton Wilson (OH)
Sanchez, Loretta Tanner Wilson (SC)
Sarbanes Tauscher Wolf
Saxton Taylor Woolsey
Schakowsky Terry Wu
Schiff Thompson (CA) Wynn
Schmidt Thompson (MS) Yarmuth
Schwartz Thornberry Young (AK)
Scott (GA) Tiahrt Young (FL)
Scott (VA) Tiberi
Serrano

NAYS—55

Akin Flake Miller (FL)
Barrett (SC) Foxx Miller, Gary
Bilbray Franks (AZ) Musgrave
Blackburn Garrett (NJ) Neugebauer
Boehner Gingrey Paul
Broun (GA) Goode Pence
Burgess Goodlatte Poe
Campbell (CA) Hastert Rohrabacher
Cantor Hensarling Royce
Carter Hoekstra Ryan (WI)
Chabot Issa Sali
Coble Jones (NC) Sensenbrenner
Conaway Jordan Shadegg
Culberson Kingston Walberg
Davis, David Kline (MN) Wamp
Deal (GA) Lamborn Weldon (FL)
Doolittle Manzullo Westmoreland
Duncan McHenry
Feeney McKeon

NOT VOTING—8

Clarke Gilchrest LaHood
Davis, Jo Ann Johnson, Sam Tancredo

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill, as amended, was passed.

By unanimous consent, the title was amended so as to read: "An Act to authorize the establishment of educational exchange and development programs for member countries of the Caribbean Community (CARICOM)."

A motion to reconsider the votes whereby the rules were suspended and said bill, as amended, was passed and the title was amended was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said bill.

¶107.29 H.R. 957—UNFINISHED BUSINESS

The SPEAKER pro tempore, Ms. BALDWIN, pursuant to clause 8, rule XX, announced the further unfinished business to be the motion to suspend the rules and pass the bill (H.R. 957) to amend the Iran Sanctions Act of 1996 to expand and clarify the entities against which sanctions may be imposed; as amended.

The question being put,

Will the House suspend the rules and pass said bill, as amended?

The vote was taken by electronic device.

It was decided in the affirmative { Yeas ..... 415  
Nays ..... 11

¶107.30

[Roll No. 772]

YEAS—415

Ackerman	Davis (IL)	Israel
Aderholt	Davis (KY)	Issa
Akin	Davis, David	Jackson (IL)
Alexander	Davis, Lincoln	Jackson-Lee
Allen	Davis, Tom	(TX)
Altmire	Deal (GA)	Jefferson
Andrews	DeFazio	Jindal
Arcuri	DeGette	Johnson (GA)
Baca	Delahunt	Johnson (IL)
Bachmann	DeLauro	Johnson, E. B.
Bachus	Dent	Jones (OH)
Baird	Diaz-Balart, L.	Jordan
Baker	Diaz-Balart, M.	Kagen
Baldwin	Dicks	Kanjorski
Barrett (SC)	Dingell	Kaptur
Barrow	Doggett	Keller
Barton (TX)	Donnelly	Kennedy
Bean	Doolittle	Kildee
Becerra	Doyle	Kilpatrick
Berkley	Drake	Kind
Berman	Dreier	King (IA)
Berry	Duncan	King (NY)
Biggert	Edwards	Kingston
Bilbray	Ehlers	Kirk
Bilirakis	Ellsworth	Klein (FL)
Bishop (GA)	Emanuel	Kline (MN)
Bishop (NY)	Emerson	Knollenberg
Bishop (UT)	Engel	Kuhl (NY)
Blackburn	English (PA)	Lamborn
Blunt	Eshoo	Lampson
Boehner	Etheridge	Langevin
Bonner	Everett	Lantos
Bono	Fallin	Larsen (WA)
Boozman	Farr	Larson (CT)
Boren	Fattah	Latham
Boswell	Feeney	LaTourette
Boucher	Ferguson	Lee
Boustany	Filner	Levin
Boyd (FL)	Forbes	Lewis (CA)
Boyd (KS)	Fortenberry	Lewis (GA)
Brady (PA)	Fossella	Lewis (KY)
Brady (TX)	Fox	Linder
Braley (IA)	Frank (MA)	Lipinski
Brown (GA)	Franks (AZ)	LoBiondo
Brown (SC)	Frelinghuysen	LoBiondo
Brown, Corrine	Gallely	Loeback
Brown-Waite,	Garrett (NJ)	Lofgren, Zoe
Ginny	Gerlach	Lowey
Buchanan	Giffords	Lucas
Burgess	Gillibrand	Lungren, Daniel
Burton (IN)	Gillmor	E.
Butterfield	Gingrey	Lynch
Buyer	Gohmert	Mack
Calvert	Gonzalez	Mahoney (FL)
Camp (MI)	Goode	Mahoney (NY)
Campbell (CA)	Goodlatte	Manzullo
Cannon	Gordon	Marchant
Cantor	Granger	Markey
Capito	Graves	Marshall
Capps	Green, Al	Matheson
Capuano	Green, Gene	Matsui
Cardoza	Grijalva	McCarthy (CA)
Carnahan	Gutierrez	McCarthy (NY)
Carney	Hall (NY)	McCaul (TX)
Carson	Hall (TX)	McCollum (MN)
Carter	Hare	McCotter
Castle	Harman	McCrery
Castor	Hastert	McGovern
Chabot	Hastings (FL)	McHenry
Chandler	Hastings (WA)	McHugh
Clay	Hayes	McIntyre
Cleaver	Heller	McKeon
Clyburn	Hensarling	McMorris
Coble	Herger	Rodgers
Cohen	Herseth Sandlin	McNerney
Cole (OK)	Higgins	McNulty
Conaway	Hill	Meek (FL)
Conyers	Hinojosa	Meeks (NY)
Cooper	Hirono	Melancon
Costa	Hobson	Mica
Costello	Hodes	Michaud
Courtney	Hoekstra	Miller (FL)
Cramer	Holden	Miller (MI)
Crenshaw	Holt	Miller (NC)
Crowley	Honda	Miller, Gary
Cubin	Hooley	Miller, George
Cuellar	Hoyer	Mitchell
Culberson	Hulshof	Mollohan
Cummings	Hunter	Moore (KS)
Davis (AL)	Inglis (SC)	Moore (WI)
Davis (CA)	Inslee	Moran (KS)
		Moran (VA)

Murphy (CT)	Ros-Lehtinen	Sutton
Murphy, Patrick	Roskam	Tanner
Murphy, Tim	Ross	Tauscher
Murtha	Rothman	Taylor
Musgrave	Roybal-Allard	Terry
Myrick	Royce	Thompson (CA)
Nadler	Ruppersberger	Thompson (MS)
Napolitano	Rush	Thornberry
Neal (MA)	Ryan (OH)	Tiahrt
Neugebauer	Ryan (WI)	Tiberi
Nunes	Salazar	Tierney
Oberstar	Sali	Towns
Obey	Sánchez, Linda	Turner
Oliver	T.	Udall (CO)
Ortiz	Sanchez, Loretta	Udall (NM)
Pallone	Sarbanes	Upton
Pascarell	Saxton	Van Hollen
Pastor	Schakowsky	Velázquez
Payne	Schiff	Visclosky
Pearce	Schmidt	Walberg
Pence	Schwartz	Walden (OR)
Perlmutter	Scott (GA)	Walsh (NY)
Peterson (MN)	Scott (VA)	Walz (MN)
Peterson (PA)	Sensenbrenner	Wamp
Petri	Sessions	Wasserman
Pickering	Sessak	Schultz
Pitts	Shadegg	Waters
Platts	Shays	Watson
Poe	Shea-Porter	Watt
Pomeroy	Sherman	Waxman
Porter	Shimkus	Weiner
Price (GA)	Shuler	Welch (VT)
Price (NC)	Shuster	Weldon (FL)
Pryce (OH)	Simpson	Weller
Putnam	Sires	Westmoreland
Radanovich	Rahall	Wexler
Rahall	Ramstad	Whitfield
Rangel	Rangel	Wicker
Regula	Regula	Wilson (NM)
Rehberg	Rehberg	Wilson (OH)
Reichert	Reichert	Wilson (SC)
Renzi	Reyes	Wolf
Reyes	Souder	Woolsey
Reynolds	Space	Wu
Rodriguez	Spratt	Wynn
Rogers (AL)	Stearns	Yarmuth
Rogers (KY)	Stupak	Young (AK)
Rogers (MI)	Sullivan	Young (FL)
Rohrabacher		

NAYS—11

Abercrombie	Flake	McDermott
Bartlett (MD)	Hinche	Paul
Blumenauer	Jones (NC)	Stark
Ellison	Kucinich	

NOT VOTING—6

Clarke	Gilchrest	LaHood
Davis, Jo Ann	Johnson, Sam	Tancredo

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill, as amended, was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill, as amended, was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said bill.

¶107.31 H.R. 2722—UNFINISHED BUSINESS

The SPEAKER pro tempore, Ms. BALDWIN, pursuant to clause 8, rule XX, announced the further unfinished business to be the motion to suspend the rules and pass the bill (H.R. 2722) to restructure the Coast Guard Integrated Deepwater Program, and for other purposes; as amended.

The question being put,

Will the House suspend the rules and pass said bill, as amended?

The vote was taken by electronic device.

It was decided in the affirmative { Yeas ..... 426  
Nays ..... 0

¶107.32

[Roll No. 773]

YEAS—426

Abercrombie	Davis (IL)	Israel
Ackerman	Davis (KY)	Issa
Aderholt	Davis, David	Jackson (IL)
Akin	Davis, Lincoln	Jackson-Lee
Alexander	Davis, Tom	(TX)
Allen	Deal (GA)	Jefferson
Altmire	DeFazio	Jindal
Andrews	DeGette	Johnson (GA)
Arcuri	Delahunt	Johnson (IL)
Baca	DeLauro	Johnson, E. B.
Bachmann	Dent	Jones (NC)
Bachus	Diaz-Balart, L.	Jones (OH)
Baird	Diaz-Balart, M.	Jordan
Baker	Dicks	Kagen
Baldwin	Dingell	Kanjorski
Barrett (SC)	Doggett	Kaptur
Barrow	Donnelly	Keller
Bartlett (MD)	Doolittle	Kennedy
Barton (TX)	Doyle	Kildee
Bean	Drake	Kilpatrick
Becerra	Dreier	Kind
Berkley	Duncan	King (IA)
Berman	Edwards	King (NY)
Berry	Ehlers	Kingston
Biggert	Ellison	Kirk
Bilbray	Ellsworth	Klein (FL)
Bilirakis	Emanuel	Kline (MN)
Bishop (GA)	Emerson	Knollenberg
Bishop (NY)	Engel	Kucinich
Bishop (UT)	English (PA)	Kuhl (NY)
Blackburn	Eshoo	Lamborn
Blumenauer	Etheridge	Lampson
Blunt	Everett	Langevin
Boehner	Fallin	Lantos
Bonner	Farr	Larsen (WA)
Bono	Fattah	Larson (CT)
Boozman	Ferguson	Latham
Boren	Filner	LaTourette
Boswell	Flake	Lee
Boucher	Forbes	Levin
Boustany	Fortenberry	Lewis (CA)
Boyd (FL)	Fossella	Lewis (GA)
Boyd (KS)	Fox	Lewis (KY)
Brady (PA)	Frank (MA)	Linder
Brady (TX)	Franks (AZ)	Lipinski
Braley (IA)	Frelinghuysen	LoBiondo
Broun (GA)	Gallely	Loeback
Brown (SC)	Garrett (NJ)	Lofgren, Zoe
Brown, Corrine	Gerlach	Lowey
Brown-Waite,	Giffords	Lucas
Ginny	Gilchrest	Lungren, Daniel
Buchanan	Gillibrand	E.
Burgess	Gillmor	Lynch
Burton (IN)	Gingrey	Mack
Butterfield	Gohmert	Mahoney (FL)
Buyer	Gonzalez	Mahoney (NY)
Calvert	Goode	Manzullo
Camp (MI)	Goodlatte	Marchant
Campbell (CA)	Gordon	Markey
Cannon	Granger	Marshall
Cantor	Graves	Matheson
Capito	Green, Al	Matsui
Capps	Green, Gene	McCarthy (CA)
Capuano	Grijalva	McCarthy (NY)
Cardoza	Gutierrez	McCaul (TX)
Carnahan	Hall (NY)	McCollum (MN)
Carney	Hall (TX)	McCotter
Carson	Hare	McCrery
Carter	Harman	McGovern
Castle	Hastert	McHenry
Castor	Hastings (FL)	McHugh
Chabot	Hastings (WA)	McIntyre
Chandler	Hayes	McKeon
Clay	Heller	McMorris
Cleaver	Hensarling	Rodgers
Clyburn	Herger	McNerney
Coble	Herseth Sandlin	McNulty
Cohen	Higgins	Meek (FL)
Cole (OK)	Hill	Meeks (NY)
Conaway	Hinche	Melancon
Conyers	Hinojosa	Mica
Cooper	Hirono	Michaud
Costa	Hobson	Miller (FL)
Costello	Hodes	Miller (MI)
Courtney	Hoekstra	Miller (NC)
Cramer	Holden	Miller, Gary
Crenshaw	Holt	Miller, George
Crowley	Honda	Mitchell
Cubin	Hooley	Mollohan
Cuellar	Hoyer	Moore (KS)
Culberson	Hulshof	Moore (WI)
Cummings	Hunter	Moran (KS)
Davis (AL)	Inglis (SC)	Moran (KS)
Davis (CA)	Inslee	Moran (VA)



Murphy (CT) Rohrabacher Stupak  
 Murphy, Patrick Ros-Lehtinen Sullivan  
 Murphy, Tim Roskam Sutton  
 Murtha Ross Tanner  
 Musgrave Rothman Tauscher  
 Myrick Roybal-Allard Taylor  
 Nadler Royce Terry  
 Napolitano Ruppertsberger Thompson (CA)  
 Neal (MA) Rush Thompson (MS)  
 Neugebauer Ryan (OH) Thornberry  
 Nunes Ryan (WI) Tiahrt  
 Oberstar Salazar Tiberi  
 Obey Sali Tierney  
 Olver Sánchez, Linda Towns  
 Ortiz T. Turner  
 Pallone Sanchez, Loretta Udall (CO)  
 Pascrell Sarbanes Udall (NM)  
 Pastor Saxton Upton  
 Paul Schakowsky Van Hollen  
 Payne Schiff Velázquez  
 Pearce Schmidt Visclosky  
 Pence Schwartz Walberg  
 Perlmutter Scott (GA) Walden (OR)  
 Peterson (MN) Scott (VA) Walsh (NY)  
 Peterson (PA) Sensenbrenner Walz (MN)  
 Petri Serrano Wamp  
 Pickering Sessions Wasserman  
 Pitts Sestak Schultz  
 Platts Shadegg Waters  
 Poe Shays Watson  
 Pomeroy Shea-Porter Watt  
 Porter Sherman Waxman  
 Price (GA) Shimkus Weiner  
 Price (NC) Shuler Welch (VT)  
 Pryce (OH) Shuster Weldon (FL)  
 Putnam Simpson Weller  
 Radanovich Sires Westmoreland  
 Rahall Skelton Wexler  
 Ramstad Slaughte Whitfield  
 Rangel Smith (NE) Wicker  
 Regula Smith (NJ) Wilson (NM)  
 Rehberg Smith (TX) Wilson (OH)  
 Reichert Smith (WA) Wilson (SC)  
 Renzi Snyder Wolf  
 Reyes Solis Woolsey  
 Reynolds Souder Wu  
 Rodriguez Space Wynn  
 Rogers (AL) Spratt Yarmuth  
 Rogers (KY) Stark Young (AK)  
 Rogers (MI) Stearns Young (FL)

NOT VOTING—6

Clarke Feeny LaHood  
 Davis, Jo Ann Johnson, Sam Tancredo

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill, as amended, was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill, as amended, was passed was, by unanimous consent, laid on the table.

*Ordered*, That the Clerk request the concurrence of the Senate in said bill.

¶107.33 APPROVAL OF THE JOURNAL—UNFINISHED BUSINESS

The SPEAKER pro tempore, Ms. BALDWIN, pursuant to clause 8, rule XX, announced the unfinished business to be the question on agreeing to the Chair's approval of the Journal of Monday, July 31, 2007.

The question being put, *viva voce*,

Will the House agree to the Chair's approval of said Journal?

The SPEAKER pro tempore, Ms. BALDWIN, announced that the yeas had it.

Mr. PRICE of Georgia, demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

When there appeared { Yeas ..... 214  
 Nays ..... 210

¶107.34 [Roll No. 774]

YEAS—214

Abercrombie Hall (NY) Nadler  
 Ackerman Hare Napolitano  
 Allen Harman Neal (MA)  
 Andrews Hastings (FL) Oberstar  
 Arcuri Herseht Sandlin Obey  
 Baca Higgins Olver  
 Baird Hill Ortiz  
 Baldwin Hinchey Pallone  
 Barrow Hinojosa Pascrell  
 Bean Hirono Pastor  
 Becerra Hodes Paul  
 Berkley Holden Payne  
 Berman Holt Perlmutter  
 Berry Honda Pitts  
 Bishop (GA) Hooley Price (NC)  
 Bishop (NY) Hoyer Rahall  
 Blumenauer Inslee Rangel  
 Boswell Israel Reichert  
 Boucher Jackson (IL) Reyes  
 Boyd (FL) Jackson-Lee Rodriguez  
 Boyd (KS) (TX) Ross  
 Brady (PA) Jefferson Rothman  
 Braley (IA) Jindal Granger  
 Brown, Corrine Johnson (GA) Roybal-Allard  
 Butterfield Johnson (IL) Ruppertsberger  
 Cannon Johnson, E. B. Rush  
 Capps Jones (OH) Ryan (OH)  
 Capuano Kanjorski Salazar  
 Cardoza Kaptur Sánchez, Linda  
 Carnahan Keller T.  
 Carson Kennedy Sarbanes  
 Castle Kildee Schakowsky  
 Castor Kilpatrick Schiff  
 Chandler Kind Schwartz  
 Clay Klein (FL) Scott (GA)  
 Cleaver Kucinich Scott (VA)  
 Clyburn Lampson Serrano  
 Coble Langevin Shear-Porter  
 Cohen Lantos Sherman  
 Conyers Larsen (WA) Sires  
 Cooper Larson (CT) Skelton  
 Costello Lee Slaughter  
 Courtney Levin Smith (WA)  
 Cramer Lewis (GA) Snyder  
 Crowley Lipinski Solis  
 Cummings Loeb sack Lofgren, Zoe  
 Davis (AL) Davis (CA) Lowey  
 Davis (IL) Lynch  
 Davis, Lincoln Maloney (NY)  
 DeGette Markey  
 Delahunt Matheson  
 DeLauro Matsui  
 Dicks McCarthy (NY)  
 Dingell McCollum (MN)  
 Doggett McDermott  
 Doyle McGovern  
 Edwards McIntyre  
 Ellison McNerney  
 Emanuel McNulty  
 Engel Meek (FL)  
 Eshoo Meeks (NY)  
 Farr Melancon  
 Fattah Michael  
 Filner Miller (NC)  
 Frank (MA) Miller, George  
 Gillibrand Mollohan  
 Gonzalez Moore (KS)  
 Gordon Moore (WI)  
 Green, Al Moran (VA)  
 Green, Gene Murphy (CT)  
 Grijalva Murphy, Patrick  
 Gutierrez Murtha

NAYS—210

Aderholt Bono Carney  
 Akin Boozman Carter  
 Alexander Boren Chabot  
 Altmire Boustany Cole (OK)  
 Bachmann Brady (TX) Conaway  
 Bachus Broun (GA) Crenshaw  
 Baker Brown (SC) Cubin  
 Barrett (SC) Brown-Waite, Cuellar  
 Bartlett (MD) Ginny Culberson  
 Barton (TX) Buchanan Davis (KY)  
 Biggert Burgess Davis, David  
 Bilbray Burton (IN) Davis, Tom  
 Bilirakis Buyer Deal (GA)  
 Bishop (UT) Calvert DeFazio  
 Blackburn Camp (MI) Dent  
 Blunt Campbell (CA) Diaz-Balart, L.  
 Boehner Cantor Diaz-Balart, M.  
 Bonner Capito Donnelly

Doolittle Kuhl (NY) Reynolds  
 Drake Lamborn Rogers (AL)  
 Dreier Latham Rogers (KY)  
 Duncan LaTourette Rogers (MI)  
 Ehlers Lewis (CA) Rohrabacher  
 Ellsworth Lewis (KY) Ros-Lehtinen  
 Emerson Linder Roskam  
 English (PA) LoBiondo Royce  
 Etheridge Lucas Ryan (WI)  
 Everett Lungren, Daniel Sali  
 Fallin E. Sanchez, Loretta  
 Ferguson Mack Saxton  
 Flake Mahoney (FL) Schmidt  
 Forbes Manzullo Sensenbrenner  
 Fortenberry Marchant Sessions  
 Fossella Marshall Shadegg  
 Foxx McCarthy (CA) Shays  
 Franks (AZ) McCaul (TX) Shimkus  
 Frelinghuysen McCotter Shuler  
 Gallegly McCrery Shuster  
 Garrett (NJ) McHenry Simpson  
 Gerlach McHugh Smith (NE)  
 Giffords McKeon Smith (NJ)  
 Gilchrest McMorris Smith (TX)  
 Gillmor Rodgers Souder  
 Gingrey Mica Space  
 Gohmert Miller (FL) Stearns  
 Goode Miller (MI) Stupak  
 Goodlatte Miller, Gary Sullivan  
 Granger Mitchell Tanner  
 Graves Moran (KS) Terry  
 Hall (TX) Murphy, Tim Thompson (CA)  
 Hastert Musgrave Tiahrt  
 Hastings (WA) Myrick Tiberi  
 Hayes Neugebauer Turner  
 Heller Nunes Udall (CO)  
 Hensarling Pearce Udall (NM)  
 Herger Pence Upton  
 Hobson Peterson (MN) Walberg  
 Hoekstra Peterson (PA) Walden (OR)  
 Hulshof Petri Walsh (NY)  
 Hunter Pickering Walz (MN)  
 Inglis (SC) Platts Wamp  
 Issa Poe Weldon (FL)  
 Jones (NC) Porter Weller  
 Jordan Price (GA) Westmoreland  
 Kagen Pryce (OH) Whitfield  
 King (IA) Putnam Wicker  
 King (NY) Radanovich Wilson (NM)  
 Kingston Ramstad Wilson (SC)  
 Kirk Regula Wolf  
 Kline (MN) Rehberg Young (AK)  
 Knollenberg Renzi Young (FL)

NOT VOTING—8

Clarke Feeny Pomeroy  
 Costa Johnson, Sam Tancredo  
 Davis, Jo Ann LaHood

So the Journal was approved.

¶107.35 APPOINTMENT OF CONFEREES—H.R. 2272

The SPEAKER pro tempore, Ms. BALDWIN, appointed the following Members as managers on the part of the House to the conference with the Senate on the disagreeing votes of the two Houses on the amendment of the Senate to the bill (H.R. 2272) to invest in innovation through research and development, and to improve the competitiveness of the United States:

From the Committee on Science and Technology, for consideration of the House bill and the Senate amendment, and modifications committed to conference: MESSRS. GORDON, LIPINSKI, BAIRD, WU, LAMPSON, UDALL of Colorado, Ms. GIFFORDS, Messrs. MCNERNEY, HALL of Texas, SENSENBRENNER, EHLERS, Mrs. BIGGERT, Messrs. FEENEY, AND GINGREY.

From the Committee on Education and Labor, for consideration of Division C of the Senate amendment, and modifications committed to conference: Messrs. George MILLER of California, HOLT, and MCKEON.

*Ordered*, That the Clerk notify the Senate of the foregoing appointments.

107.36 AGRICULTURE APPROPRIATIONS  
FY 2008

The SPEAKER pro tempore, Mr. BALDWIN, pursuant to House Resolution 3161 and rule XVIII, declared the House resolved into the Committee of the Whole House on the state of the Union for the consideration of the bill (H.R. 3161) making appropriations for Agriculture, Rural Development, Food, and Drug Administration, and Related Agencies programs for the fiscal year ending September 30, 2008, and for other purposes.

The SPEAKER pro tempore, Ms. BALDWIN, by unanimous consent, designated Mr. BECERRA as Chairman of the Committee of the Whole; and after some time spent therein,

107.37 CALL IN COMMITTEE

Mr. BECERRA, Chairman, announced that the Committee, having had under consideration said bill, finding itself without a quorum, directed the Members to record their presence by electronic device, and the following-named Members responded—

107.38 [Roll No. 775]

- Abercrombie
- Ackerman
- Aderholt
- Akin
- Alexander
- Allen
- Altmire
- Andrews
- Arcuri
- Baca
- Bachmann
- Bachus
- Baird
- Baker
- Baldwin
- Barrett (SC)
- Barrow
- Bartlett (MD)
- Barton (TX)
- Bean
- Becerra
- Berkley
- Berman
- Berry
- Biggert
- Bilbray
- Bilirakis
- Bishop (GA)
- Bishop (NY)
- Bishop (UT)
- Blackburn
- Blumenauer
- Boehner
- Bonner
- Bordallo
- Boren
- Boswell
- Boucher
- Boustany
- Boyd (FL)
- Boyd (KS)
- Brady (PA)
- Brady (TX)
- Braley (IA)
- Broun (GA)
- Brown (SC)
- Brown, Corrine
- Buchanan
- Burgess
- Burton (IN)
- Butterfield
- Buyer
- Calvert
- Cantor
- Capito
- Capps
- Capuano
- Cardoza
- Carnahan
- Carney
- Carson
- Carter
- Castle
- Castor
- Chabot
- Chandler
- Clay
- Cleaver
- Clyburn
- Coble
- Cohen
- Cole (OK)
- Conyers
- Cooper
- Costello
- Courtney
- Cramer
- Crenshaw
- Crowley
- Cubin
- Cuellar
- Cummings
- Davis (AL)
- Davis (CA)
- Davis (KY)
- Davis, David
- Davis, Lincoln
- Davis, Tom
- Deal (GA)
- DeFazio
- DeGette
- DeLauro
- Dent
- Diaz-Balart, L.
- Diaz-Balart, M.
- Dicks
- Dingell
- Doggett
- Donnelly
- Doyle
- Drake
- Dreier
- Duncan
- Edwards
- Ehlers
- Ellison
- Ellsworth
- Emanuel
- Engel
- Eshoo
- Etheridge
- Everett
- Faleomavaega
- Fallin
- Farr
- Fattah
- Feeney
- Ferguson
- Filner
- Flake
- Forbes
- Fortenberry
- Fox
- Franks (AZ)
- Frelinghuysen
- Gallegly
- Garrett (NJ)
- Gerlach
- Giffords
- Gilchrest
- Gillibrand
- Gillmor
- Gingrey
- Gonzalez
- Goode
- Goodlatte
- Gordon
- Granger
- Graves
- Green, Al
- Green, Gene
- Grijalva
- Gutierrez
- Hall (NY)
- Hall (TX)
- Hare
- Harman
- Hastert
- Hastings (FL)
- Hayes
- Heller
- Hensarling
- Hergert
- Herseth Sandlin
- Higgins
- Hill
- Hinche
- Hirono
- Hobson
- Hodes
- Hoekstra
- Holden
- Holt
- Honda
- Hooley
- Hoyer
- Hulshof
- Hunter
- Inglis (SC)
- Inslee
- Israel
- Issa
- Jackson (IL)
- Jindal
- Johnson (GA)
- Johnson (IL)
- Johnson, E. B.
- Jones (NC)
- Jones (OH)
- Jordan
- Kagen
- Kanjorski
- Kaptur
- Keller
- Kennedy
- Kildee
- Kilpatrick
- Kind
- King (IA)
- King (NY)
- Kingston
- Kirk
- Klein (FL)
- Kline (MN)
- Knollenberg
- Kucinich
- LaHood
- Lamborn
- Lampson
- Langevin
- Lantos
- Larsen (WA)
- Larson (CT)
- Latham
- LaTourette
- Lee
- Levin
- Lewis (CA)
- Lewis (GA)
- Lewis (KY)
- Linder
- Lipinski
- LoBiondo
- Loeb
- Lofgren, Zoe
- Lowe
- Lucas
- Lungren, Daniel
- E.
- Lynch
- Mahoney (FL)
- Maloney (NY)
- Manzullo
- Marchant
- Markey
- Marshall
- Matheson
- Matsui
- McCarthy (CA)
- McCarthy (NY)
- McCaul (TX)
- McCollum (MN)
- McCotter
- McDermott
- McGovern
- McHenry
- McIntyre
- McKeon
- McMorris
- Rodgers
- Ros-Lehtinen
- Roskam
- Ross
- Rothman
- Roybal-Allard
- Royce
- Ruppersberger
- Rush
- Ryan (OH)
- Ryan (WI)
- Melancon
- Mica
- Michaud
- Miller (FL)
- Miller (MI)
- Miller (NC)
- Miller, Gary
- Miller, George
- Mitchell
- Mollohan
- Moore (KS)
- Moore (WI)
- Moran (KS)
- Moran (VA)
- Murphy (CT)
- Murphy, Patrick
- Murphy, Tim
- Murtha
- Musgrave
- Myrick
- Nadler
- Napolitano
- Neal (MA)
- Neugebauer
- Norton
- Nunes
- Oberstar
- Obey
- Oliver
- Ortiz
- Pallone
- Pascarella
- Pastor
- Payne
- Pearce
- Pence
- Perlmutter
- Petersen (MN)
- Petri
- Pickering
- Platts
- Poe
- Pomeroy
- Porter
- Price (GA)
- Price (NC)
- Pryce (OH)
- Putnam
- Radanovich
- Rahall
- Rangel
- Regula
- Rehberg
- Reichert
- Renzi
- Reyes
- Rodriguez
- Rogers (AL)
- Rogers (KY)
- Rogers (MI)
- Ros-Lehtinen
- Roskam
- Ross
- Rothman
- Roybal-Allard
- Royce
- Ruppersberger
- Rush
- Ryan (OH)
- Ryan (WI)
- Salazar
- Sali
- Sánchez, Linda
- T.
- Sarbanes
- Saxton
- Schakowsky
- Schiff
- Schmidt
- Schwartz
- Scott (GA)
- Scott (VA)
- Sensenbrenner
- Serrano
- Sessions
- Sestak
- Shadegg
- Shays
- Shea-Porter
- Sherman
- Shimkus
- Shuler
- Shuster
- Simpson
- Sires
- Skelton
- Smith (NE)
- Smith (NJ)
- Smith (TX)
- Smith (WA)
- Snyder
- Solis
- Souder
- Space
- Spratt
- Stearns
- Stupak
- Sutton
- Tanner
- Tauscher
- Taylor
- Thompson (CA)
- Thompson (MS)
- Tiahrt
- Tiahrt
- Tiberi
- Tierney
- Towns
- Turner
- Udall (NM)
- Upton
- Van Hollen
- Velázquez
- Visclosky
- Walberg
- Walden (OR)
- Walsh (NY)
- Walz (MN)
- Wamp
- Wasserman
- Schultz
- Watson
- Watt
- Weiner
- Welch (VT)
- Weldon (FL)
- Weller
- Westmoreland
- Wexler
- Wicker
- Wilson (NM)
- Wilson (OH)
- Wilson (SC)
- Wolf
- Woolsey
- Wu
- Wynn
- Yarmuth
- Young (AK)
- Young (FL)
- Cantor
- Capito
- Carter
- Castle
- Chabot
- Coble
- Cole (OK)
- Conaway
- Crenshaw
- Culberson
- Davis (KY)
- Davis, David
- Davis, Tom
- Deal (GA)
- Dent
- Diaz-Balart, L.
- Diaz-Balart, M.
- Doolittle
- Drake
- Dreier
- Duncan
- Ehlers
- Emerson
- Fallin
- Feeney
- Flake
- Forbes
- Fortenberry
- Fox
- Franks (AZ)
- Frelinghuysen
- Garrett (NJ)
- Gerlach
- Gilchrest
- Gillmor
- Gingrey
- Goode
- Goodlatte
- Granger
- Graves
- Hall (TX)
- Hastert
- Hastings (WA)
- Hayes
- Heller
- Hensarling
- Hergert
- Hobson
- Hoekstra
- Hulshof
- Inglis (SC)
- Issa
- Johnson (IL)
- Jones (NC)
- Jordan
- Keller
- King (IA)
- King (NY)
- Kingston
- Kirk
- Kline (MN)
- Knollenberg
- Kuhl (NY)
- LaHood
- Lamborn
- LaTourette
- Lewis (KY)
- Linder
- Lucas
- Lungren, Daniel
- E.
- Manzullo
- Marchant
- McCarthy (CA)
- McCaul (TX)
- McCotter
- McCrery
- McHenry
- McKeon
- McMorris
- Rodgers
- Mica
- Miller (FL)
- Miller (MI)
- Miller, Gary
- Mitchell
- Murphy, Tim
- Musgrave
- Myrick
- Neugebauer
- Nunes
- Pearce
- Pence
- Petri
- Pickering
- Platts
- Poe
- Porter
- Davis (CA)
- Davis, Lincoln
- DeFazio
- DeGette
- DeLauro
- Dicks
- Dingell
- Doggett
- Donnelly
- Doyle
- Edwards
- Ellison
- Ellsworth
- Emanuel
- Etheridge
- Bordallo
- Boren
- Boswell
- Boucher
- Boyd (FL)
- Boyd (KS)
- Brady (PA)
- Braley (IA)
- Brown, Corrine
- Butterfield
- Calvert
- Capps
- Capuano
- Cardoza
- Carnahan
- Carney
- Castor
- Chandler
- Clay
- Cleaver
- Clyburn
- Cohen
- Conyers
- Cooper
- Costa
- Costello
- Courtney
- Cramer
- Crowley
- Cuellar
- Cummings
- Davis (AL)
- Hunter
- Israel
- Jackson (IL)
- Jindal
- Johnson (GA)
- Johnson, E. B.
- Jones (OH)
- Kagen
- Kanjorski
- Kaptur
- Kennedy
- Kilpatrick
- Kind
- Kingston
- Klein (FL)
- Kucinich
- Lampson
- Langevin
- Lantos
- Larsen (WA)
- Larson (CT)
- Latham
- Lee
- Levin
- Lewis (CA)
- Lewis (GA)
- Lipinski
- LoBiondo
- Loeb
- Lofgren, Zoe
- Lowe
- Lynch
- Mahoney (FL)
- Maloney (NY)
- Markey
- Matheson
- Matsui
- McCarthy (NY)
- McCollum (MN)
- McDermott
- McGovern
- McIntyre
- McNerney
- McNulty
- Meek (FL)
- Meeks (NY)
- Melancon

- Keller
- Kennedy
- Kildee
- Kilpatrick
- Kind
- King (IA)
- King (NY)
- Kingston
- Kirk
- Klein (FL)
- Kline (MN)
- Knollenberg
- Kucinich
- LaHood
- Lamborn
- Lampson
- Langevin
- Lantos
- Larsen (WA)
- Larson (CT)
- Latham
- LaTourette
- Lee
- Levin
- Lewis (CA)
- Lewis (GA)
- Lewis (KY)
- Linder
- Lipinski
- LoBiondo
- Loeb
- Lofgren, Zoe
- Lowe
- Lucas
- Lungren, Daniel
- E.
- Lynch
- Mahoney (FL)
- Maloney (NY)
- Manzullo
- Marchant
- Markey
- Marshall
- Matheson
- Matsui
- McCarthy (CA)
- McCarthy (NY)
- McCaul (TX)
- McCollum (MN)
- McCotter
- McDermott
- McGovern
- McHenry
- McIntyre
- McKeon
- McMorris
- Rodgers
- Ros-Lehtinen
- Roskam
- Ross
- Rothman
- Roybal-Allard
- Royce
- Ruppersberger
- Rush
- Ryan (OH)
- Ryan (WI)
- Melancon
- Mica
- Michaud
- Miller (FL)
- Miller (MI)
- Miller (NC)
- Miller, Gary
- Miller, George
- Mitchell
- Mollohan
- Moore (KS)
- Moore (WI)
- Moran (KS)
- Moran (VA)
- Murphy (CT)
- Murphy, Patrick
- Murphy, Tim
- Murtha
- Musgrave
- Myrick
- Nadler
- Napolitano
- Neal (MA)
- Neugebauer
- Norton
- Nunes
- Oberstar
- Obey
- Oliver
- Ortiz
- Pallone
- Pascarella
- Pastor
- Payne
- Pearce
- Pence
- Perlmutter
- Petersen (MN)
- Petri
- Pickering
- Platts
- Poe
- Pomeroy
- Porter
- Price (GA)
- Price (NC)
- Pryce (OH)
- Putnam
- Radanovich
- Rahall
- Rangel
- Regula
- Rehberg
- Reichert
- Renzi
- Reyes
- Rodriguez
- Rogers (AL)
- Rogers (KY)
- Rogers (MI)
- Ros-Lehtinen
- Roskam
- Ross
- Rothman
- Roybal-Allard
- Royce
- Ruppersberger
- Rush
- Ryan (OH)
- Ryan (WI)
- Salazar
- Sali
- Sánchez, Linda
- T.
- Sarbanes
- Saxton
- Schakowsky
- Schiff
- Schmidt
- Schwartz
- Scott (GA)
- Scott (VA)
- Sensenbrenner
- Serrano
- Sessions
- Sestak
- Shadegg
- Shays
- Shea-Porter
- Sherman
- Shimkus
- Shuler
- Shuster
- Simpson
- Sires
- Skelton
- Smith (NE)
- Smith (NJ)
- Smith (TX)
- Smith (WA)
- Snyder
- Solis
- Souder
- Space
- Spratt
- Stearns
- Stupak
- Sutton
- Tanner
- Tauscher
- Taylor
- Thompson (CA)
- Thompson (MS)
- Tiahrt
- Tiahrt
- Tiberi
- Tierney
- Towns
- Turner
- Udall (NM)
- Upton
- Van Hollen
- Velázquez
- Visclosky
- Walberg
- Walden (OR)
- Walsh (NY)
- Walz (MN)
- Wamp
- Wasserman
- Schultz
- Watson
- Watt
- Weiner
- Welch (VT)
- Weldon (FL)
- Weller
- Westmoreland
- Wexler
- Wicker
- Wilson (NM)
- Wilson (OH)
- Wilson (SC)
- Wolf
- Woolsey
- Wu
- Wynn
- Yarmuth
- Young (AK)
- Young (FL)
- Cantor
- Capito
- Carter
- Castle
- Chabot
- Coble
- Cole (OK)
- Conaway
- Crenshaw
- Culberson
- Davis (KY)
- Davis, David
- Davis, Tom
- Deal (GA)
- Dent
- Diaz-Balart, L.
- Diaz-Balart, M.
- Doolittle
- Drake
- Dreier
- Duncan
- Ehlers
- Emerson
- Fallin
- Feeney
- Flake
- Forbes
- Fortenberry
- Fox
- Franks (AZ)
- Frelinghuysen
- Garrett (NJ)
- Gerlach
- Gilchrest
- Gillmor
- Gingrey
- Goode
- Goodlatte
- Granger
- Graves
- Hall (TX)
- Hastert
- Hastings (WA)
- Hayes
- Heller
- Hensarling
- Hergert
- Hobson
- Hoekstra
- Hulshof
- Inglis (SC)
- Issa
- Johnson (IL)
- Jones (NC)
- Jordan
- Keller
- King (IA)
- King (NY)
- Kingston
- Kirk
- Kline (MN)
- Knollenberg
- Kuhl (NY)
- LaHood
- Lamborn
- LaTourette
- Lewis (KY)
- Linder
- Lucas
- Lungren, Daniel
- E.
- Manzullo
- Marchant
- McCarthy (CA)
- McCaul (TX)
- McCotter
- McCrery
- McHenry
- McKeon
- McMorris
- Rodgers
- Mica
- Miller (FL)
- Miller (MI)
- Miller, Gary
- Mitchell
- Murphy, Tim
- Musgrave
- Myrick
- Neugebauer
- Nunes
- Pearce
- Pence
- Petri
- Pickering
- Platts
- Poe
- Porter
- Davis (CA)
- Davis, Lincoln
- DeFazio
- DeGette
- DeLauro
- Dicks
- Dingell
- Doggett
- Donnelly
- Doyle
- Edwards
- Ellison
- Ellsworth
- Emanuel
- Etheridge
- Bordallo
- Boren
- Boswell
- Boucher
- Boyd (FL)
- Boyd (KS)
- Brady (PA)
- Braley (IA)
- Brown, Corrine
- Butterfield
- Calvert
- Capps
- Capuano
- Cardoza
- Carnahan
- Carney
- Castor
- Chandler
- Clay
- Cleaver
- Clyburn
- Cohen
- Conyers
- Cooper
- Costa
- Costello
- Courtney
- Cramer
- Crowley
- Cuellar
- Cummings
- Davis (AL)
- Hunter
- Israel
- Jackson (IL)
- Jindal
- Johnson (GA)
- Johnson, E. B.
- Jones (OH)
- Kagen
- Kanjorski
- Kaptur
- Kennedy
- Kilpatrick
- Kind
- Kingston
- Klein (FL)
- Kucinich
- Lampson
- Langevin
- Lantos
- Larsen (WA)
- Larson (CT)
- Latham
- Lee
- Levin
- Lewis (CA)
- Lewis (GA)
- Lipinski
- LoBiondo
- Loeb
- Lofgren, Zoe
- Lowe
- Lynch
- Mahoney (FL)
- Maloney (NY)
- Markey
- Matheson
- Matsui
- McCarthy (NY)
- McCollum (MN)
- McDermott
- McGovern
- McIntyre
- McNerney
- McNulty
- Meek (FL)
- Meeks (NY)
- Melancon

Thereupon, Mr. BECERRA, Chairman, announced that 389 Members had been recorded, a quorum.

The Committee resumed its business.

107.39 MOTION TO RISE

A recorded vote by electronic device was ordered in the Committee of the Whole on the motion of Mr. PRICE of Georgia, that the Committee do now rise.

It was decided in the { Yeas ..... 172  
negative ..... } Nays ..... 231

107.40 [Roll No. 776]

- AYES—172
- Bilbray
  - Bilirakis
  - Bishop (UT)
  - Blackburn
  - Baker
  - Blunt
  - Boehner
  - Bonner
  - Boozman
  - Boustany
  - Brady (TX)
  - Broun (GA)
  - Brown (SC)
  - Buchanan
  - Burgess
  - Burton (IN)
  - Buyer
  - Camp (MI)
  - Campbell (CA)

Michaud Ross Stark Langevin Murtha Shea-Porter
Miller (NC) Rothman Stupak Lantos Nadler Sherman
Miller, George Roybal-Allard Sutton Lantors Nadler Sherman
Mollohan Ruybal-Allard Suttun Larsen (WA) Napolitano Shuler
Mollohan Ruybal-Allard Suttun Larson (CT) Neal (MA) Sires
Moore (KS) Rush Tauscher Lee Norton Skelton Skelton
Moore (WI) Ryan (OH) Taylor Levin Oberstar Slaughter
Moran (KS) Salazar Thompson (CA) Obey Olver Smith (WA)
Moran (VA) Sanchez, Linda Thompson (MS) Lipinski Snyder Snyder
Murphy (CT) T. Towns Loeb sack Ortiz Solis
Murtha Sarbanes Udall (NM) Lofgren, Zoe Pallone Space
Nadler Schakowsky Udall (NM) Lowey Pascrell Spratt
Napolitano Schiff Van Hollen Pascrell Spratt
Neal (MA) Schwartz Velázquez Pastor Stark
Norton Scott (GA) Lynch Wexler Stupak
Oberstar Scott (VA) Walz (MN) Maloney (NY) Perlmutter
Obey Serrano Wasserman Marshall Pomeroy Peterson (MN)
Oliver Sestak Schultz Matheson Matsui Price (NC) Pomeroy
Ortiz Shea-Porter Waters Tauscher Tauscher Taylor
Pallone Sherman Watson Tauscher Tauscher Thompson (CA)
Pascrell Shuler Watt Tauscher Tauscher Thompson (MS)
Pastor Sires Waxman Tauscher Tierney
Payne Skelton Weiner Welch (VT) Wexler Towns
Perlmutter Slaughter Wexler Wexler Udall (NM)
Peterson (MN) Smith (NJ) Wexler Wexler Van Hollen
Pomeroy Smith (VA) Willsont (OH) Velázquez
Price (NC) Snyder Woolsey Walz (MN) Velázquez
Rahall Solis Wu Wasserman Walz (MN) Visclosky
Reyes Space Wynn Wasserman Walz (MN)
Rodriguez Spratt Yarmuth Wynn Wasserman Schultz

Watson Wynn Wasserman Schultz
Watt Wynn Wasserman Schultz
Waxman Wynn Wasserman Schultz
Weiner Welch (VT) Wexler
Wexler Wexler Wexler
Woolsey Wu Yarmuth
Wu Yarmuth
Yarmuth

NOT VOTING—39
Allen Dicks Pickering
Bishop (UT) Doyle Ryan (WI)
Boucher Feeney Sánchez, Linda
Braley (IA) Forbes T.
Buyer Fortuño Smith (TX)
Cannon Fossella Tancredo
Cantor Hayes Udall (CO)
Cardoza Hunter Waters
Clarke Johnson, Sam Whitfield
Cohen Marchant Wicker
Davis, Jo Ann McCaul (TX) Wilson (OH)
Davis, Tom McCrery Wynn
DeFazio Miller, George
Diaz-Balart, L. Nunes

So the decision of the Chair stood as the judgment of the Committee.
After some further time,

¶107.43 MOTION TO RISE

A recorded vote by electronic device was ordered in the Committee of the Whole on the motion of Mr. HOYER that the Committee do now rise.

It was decided in the { Yeas ..... 235 affirmative ..... Nays ..... 153

¶107.44 [Roll No. 778] AYES—235

Abercrombie Engel Mahoney (FL)
Ackerman Eshoo Maloney (NY)
Altmire Etheridge Markey
Andrews Everett Marshall
Arcuri Faleomavaega Matheson
Baca Farr Matsui
Baird Fattah McCarthy (NY)
Baker Filner McCollum (MN)
Baldwin Frank (MA) McDermott
Barrow Giffords McGovern
Bean Gilchrist McIntyre
Becerra Gillibrand McNerney
Berkley Gillmor McNulty
Berman Gonzalez Meek (FL)
Berry Gordon Meeks (NY)
Bishop (GA) Green, Al Melancon
Bishop (NY) Green, Gene Michaud
Blumenauer Grijalva Miller (NC)
Bonner Gutierrez Mitchell
Bordallo Hall (NY) Mollohan
Boren Hare Moore (KS)
Boswell Hastings (FL) Moore (WI)
Boyd (FL) Herse th Sandlin Moran (VA)
Boyd (KS) Boyda (KS) Higgins Murphy (CT)
Brady (PA) Brady (PA) Hill Murphy, Patrick
Brown, Corrine Brown, Corrine Hinojosa Murtha
Brown-Waite, Hirono Nadler
Ginny Napolitano
Butterfield Hodes Neal (MA)
Capps Holden Norton
Capuano Holt Oberstar
Carnahan Honda Obey
Carney Hooley Oliver
Carson Hoyer Ortiz
Castle Inslee Pallone
Castor Israel Pascrell
Chabot Jackson (IL) Pastor
Chandler Jackson-Lee Payne
Christensen (TX) Perlmutter
Clay Jefferson Peterson (MN)
Clever Johnson (GA) Pomeroy
Clyburn Johnson, E. B. Price (NC)
Cohen Jones (NC) Rahall
Conyers Jones (OH) Ramstad
Cooper Kagen Rangel
Costa Kanjorski Rehberg
Costello Kaptur Rodriguez
Courtney Kennedy Ross
Cramer Kildee Rothman
Crowley Kilpatrick Roybal-Allard
Cuellar Kind Ruybal-Allard
Davis (AL) Klein (FL) Ruybal-Allard
Davis (CA) Kucinich Rush
Davis (PA) Kucinich Ryan (OH)
Davis (SC) Lampson Salazar
Davis (IL) Langevin Sánchez, Linda
Davis, Lincoln DeGette Lantos T.
DeLauro Lantors Sanchez, Loretta
Dingell Larson (CT) Sarbanes
Doggett Lee Schakowsky
Donnelly Levin Schiff
Edwards Kilpatrick Schwartz
Ellison Jackson (IL) Kind Scott (GA)
Ellsworth Jackson-Lee Klein (FL) Scott (VA)
Emanuel Emanuel Johnson (GA) Serrano
Engel Jefferson Johnson, E. B. Sestak
Eshoo Johnson (GA) Jones (OH)
Etheridge Johnson, E. B. Kagen
Faleomavaega Jones (OH) Kanjorski
Farr Kagen Kaptur
Fattah Kanjorski Kennedy
Frank (MA) Kaptur Kennedy
Giffords Kildee Kildee
Gillibrand Kilpatrick Kilpatrick
Gonzalez Kind Kind
Gordon Klein (FL)
Green, Al Kucinich Kucinich
Green, Gene LaHood LaHood
Grijalva Lampson Lampson

NOT VOTING—34
Aderholt English (PA) Paul
Baird Fortuño Peterson (PA)
Bono Fossella Pitts
Brown-Waite, Gohmert Ramstad
Ginny Inslee Rangel
Cannon Jackson-Lee Royce
Carson (TX) Sanchez, Loretta
Christensen Jefferson Tancredo
Clarke Johnson, Sam Tierney
Davis (IL) Mack Udall (CO)
Davis, Jo Ann McHugh Whitfield
Delahunt Murphy, Patrick Wicker

So the motion was not agreed to.
After some further time,

¶107.41 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the question raised by an appeal in the Committee, to wit: "Shall the decision of the Chair stand as the judgment of the Committee?"

It was decided in the { Yeas ..... 220 affirmative ..... Nays ..... 178

¶107.42 [Roll No. 777] AYES—220

Abercrombie Cooper Gutierrez
Ackerman Costa Hall (NY)
Altmire Costello Hare
Andrews Courtney Harman
Arcuri Cramer Hastings (FL)
Baca Crowley Herse th Sandlin
Baird Cuellar Higgins
Baldwin Hill Hill
Barrow Davis (AL) Hinchey
Bean Davis (CA) Hinojosa
Becerra Davis (IL) Hirono
Berkley Davis, Lincoln Hodes
Berman DeGette Holden
Berry DeLaunt Holt
Bishop (GA) DeLauro Honda
Bishop (NY) Dingell Hooley
Blumenauer Doggett Hoyer
Bordallo Donnelly Inslee
Boren Edwards Israel
Boswell Ellison Jackson (IL)
Boyd (FL) Ellsworth Jackson-Lee
Boyd (KS) Emanuel (TX)
Brady (PA) Engel Jefferson
Brown, Corrine Eshoo Johnson (GA)
Butterfield Etheridge Johnson, E. B.
Capps Faleomavaega Jones (OH)
Capuano Farr Kagen
Carnahan Fattah Kanjorski
Carney Filner Kaptur
Carson Frank (MA) Kennedy
Castor Giffords Kildee
Chandler Gillibrand Kilpatrick
Christensen Gonzalez Kind
Clay Gordon Klein (FL)
Clever Green, Al Kucinich
Clyburn Green, Gene LaHood
Conyers Grijalva Lampson

NOT VOTING—34
Mitchell Mollohan Moore (KS)
Moore (WI) Moran (VA)
Murphy (CT) Murphy, Patrick

NOES—178

Aderholt Garrett (NJ) Paul
Akin Gerlach Pearce
Alexander Gilchrist Pence
Bachmann Gillmor Peterson (PA)
Bachus Gingrey Petri
Baker Gohmert Pitts
Barrett (SC) Goode Platts
Bartlett (MD) Goodlatte Po e
Barton (TX) Granger Porter
Biggart Graves Price (GA)
Bilbray Hall (TX) Pryce (OH)
Bilirakis Hastert Putnam
Blackburn Hastings (WA) Radanovich
Blunt Heller Ramstad
Boehner Hensarling Regula
Bonner Herger Rehberg
Bono Hobson Reichert
Boozman Hoekstra Renzi
Boustany Hulshof Reynolds
Brady (TX) Inglis (SC) Rogers (AL)
Broun (GA) Issa Rogers (KY)
Brown (SC) Jindal Rogers (MI)
Brown-Waite, Johnson (IL) Rohrabacher
Ginny Jones (NC) Ros-Lehtinen
Buchanan Jordan Roskam
Burgess Burton (IN) Royce
Culver King (IA)
Camp (MI) King (NY)
Campbell (CA) Kirk Sali
Capito Kline (MN) Saxton
Carter Knollenberg Schmidt
Castle Kuhl (NY) Sensenbrenner
Chabot Lamborn Sessions
Coble Latham Shadegg
Cole (OK) LaTourette Shays
Conaway Lewis (CA) Shimkus
Crenshaw Lewis (KY) Shuster
Cubin Linder Simpson
Culberson LoBiondo Smith (NE)
Davis (KY) Lucas Smith (NJ)
Davis, David Lungren, Daniel Souder
Deal (GA) E. Lucas Stearns
Dent Mack Sullivan
Diaz-Balart, M. Mack Terry
Doilittle Manzu llo Thornberry
Drake McCarthy (CA) Tiahrt
Dreier McCotter Tiberi
Duncan McHenry Turner
Ehlers McHugh Upton
Emerson McKeon Walberg
English (PA) McMorris Walden (OR)
Everett Rodgers Walsh (NY)
Fallin Mica Wamp
Ferguson Miller (FL) Weldon (FL)
Flake Miller (MI) Weller
Fortenberry Miller, Gary Westmoreland
Foxy Moran (KS) Wilson (NM)
Franks (AZ) Murphy, Tim Wilson (SC)
Frelinghuysen Musgrave Wolf
Gallegly Myrick Young (AK)
Neugebauer Young (FL)

Sherman	Tauscher	Watt
Shuler	Taylor	Waxman
Sires	Terry	Weiner
Skelton	Thompson (CA)	Welch (VT)
Slaughter	Thompson (MS)	Wexler
Smith (WA)	Tierney	Wilson (OH)
Snyder	Towns	Wolf
Solis	Udall (NM)	Woolsey
Space	Van Hollen	Wu
Spratt	Velázquez	Wynn
Stark	Visclosky	Yarmuth
Stupak	Walz (MN)	Young (FL)
Sutton	Waters	
Tanner	Watson	

## NOES—153

Aderholt	Garrett (NJ)	Neugebauer
Akin	Gerlach	Pearce
Alexander	Gohmert	Pence
Bachmann	Goode	Peterson (PA)
Bachus	Goodlatte	Petri
Barrett (SC)	Granger	Pitts
Bartlett (MD)	Graves	Platts
Barton (TX)	Hall (TX)	Poe
Biggert	Hastert	Porter
Bilbray	Hastings (WA)	Price (GA)
Bilirakis	Heller	Price (OH)
Blackburn	Hensarling	Putnam
Blunt	Herger	Radanovich
Boehner	Hoekstra	Regula
Bono	Hulshof	Reichert
Boozman	Inglis (SC)	Renzi
Boustany	Issa	Rogers (AL)
Brady (TX)	Jindal	Rogers (KY)
Broun (GA)	Johnson (IL)	Rogers (MI)
Brown (SC)	Jordan	Rohrabacher
Buchanan	King (IA)	Ros-Lehtinen
Burgess	King (NY)	Roskam
Burton (IN)	Kingston	Royce
Camp (MI)	Kirk	Sali
Campbell (CA)	Kline (MN)	Saxton
Capito	Kuhl (NY)	Schmidt
Carter	Latham	Sensenbrenner
Coble	LaTourette	Sessions
Cole (OK)	Lewis (CA)	Shadegg
Conaway	Lewis (KY)	Shays
Crenshaw	Linder	Shimkus
Cubin	LoBiondo	Shuster
Culberson	Lucas	Simpson
Davis, David	Lungren, Daniel	Smith (NE)
Deal (GA)	E.	Smith (NJ)
Dent	Mack	Souder
Diaz-Balart, M.	Manzullo	Stearns
Doolittle	McCarthy (CA)	Sullivan
Drake	McCotter	Sullivan
Dreier	McHenry	Thornberry
Duncan	McHugh	Tiahrt
Emerson	McKeon	Tiberi
English (PA)	McMorris	Upton
Fallin	Rodgers	Walberg
Feeney	Mica	Walden (OR)
Flake	Miller (FL)	Walsh (NY)
Fortenberry	Miller (MI)	Wamp
Fossella	Miller, Gary	Weldon (FL)
Fox	Moran (KS)	Weller
Franks (AZ)	Murphy, Tim	Westmoreland
Frelinghuysen	Musgrave	Wilson (NM)
Gallely	Myrick	Wilson (SC)

## NOT VOTING—49

Allen	Doyle	Miller, George
Bishop (UT)	Ferguson	Nunes
Boucher	Forbes	Paul
Braley (IA)	Fortuño	Pickering
Buyer	Gingrey	Reyes
Calvert	Harman	Reynolds
Cannon	Hayes	Ryan (WI)
Cantor	Hinchev	Smith (TX)
Cardoza	Hunter	Tancredo
Clarke	Johnson, Sam	Turner
Cummings	Keller	Udall (CO)
Davis (KY)	Knollenberg	Wasserman
Davis, Jo Ann	LaHood	Schultz
Davis, Tom	Lamborn	Whitfield
DeFazio	Marchant	Wicker
Diaz-Balart, L.	McCaul (TX)	Young (AK)
Dicks	McCreary	

So the motion was agreed to.

The SPEAKER pro tempore, Mr. TIERNEY, assumed the Chair.

When Mrs. TAUSCHER, Acting Chairman, reported that the Committee, having had under consideration said bill, had come to no resolution thereon.

## ¶107.45 RECESS—7:47 P.M.

The SPEAKER pro tempore, Mr. TIERNEY, pursuant to clause 12(a) of rule I, declared the House in recess at 7 o'clock and 47 minutes p.m., subject to the call of the Chair.

**WEDNESDAY, AUGUST 1  
(LEGISLATIVE DAY OF JULY 31),  
2007.**

## ¶107.46 AFTER RECESS—3:41 A.M.

The SPEAKER pro tempore, Ms. CASTOR, called the House to order.

## ¶107.47 PROVIDING FOR CONSIDERATION OF H.R. 3162

Mr. MCGOVERN, by direction of the Committee on Rules, reported (Rept. No. 110-285) the resolution (H. Res. 594) providing for consideration of the bill (H.R. 3162) to amend titles XVIII, XIX, and XXI of the Social Security Act to extend and improve the children's health insurance program, to improve beneficiary protections under the Medicare, Medicaid, and CHIP program, and for other purposes.

When said resolution and report were referred to the House Calendar and ordered printed.

## ¶107.48 WAIVING A REQUIREMENT OF CLAUSE 6(A) OF RULE XIII

Mr. MCGOVERN, by direction of the Committee on Rules, reported (Rept. No. 110-286) the resolution (H. Res. 595) waiving a requirement of clause 6(a) of rule XIII with respect to the same day consideration of certain resolutions reported by the Rules Committee.

## ¶107.49 PROVIDING FOR CONSIDERATION OF H.R. 3222

Mr. MCGOVERN, by direction of the Committee on Rules, reported (Rept. No. 110-287) the resolution (H. Res. 596) providing for consideration of the bill (H.R. 3222) making appropriations for the Department of Defense for the fiscal year ending September 30, 2008, and for other purposes.

When said resolution and report were referred to the House Calendar and ordered printed.

## ¶107.50 PROVIDING FOR CONSIDERATION OF CONFERENCE REPORT ON H.R. 1495

Mr. MCGOVERN, by direction of the Committee on Rules, reported (Rept. No. 110-288) the resolution (H. Res. 597) providing for consideration of the conference report to accompany the bill (H.R. 1495) to provide for the conservation and development of water and related resources, to authorize the Secretary of the Army to construct various projects for improvements to rivers and harbors and harbors of the United States, and for other purposes.

When said resolution and report were referred to the House Calendar and ordered printed.

## ¶107.51 PUBLIC WORKS PROJECTS

The SPEAKER pro tempore, Ms. CASTOR, laid before the House a communication, which was read as follows:

COMMITTEE ON TRANSPORTATION  
AND INFRASTRUCTURE,  
*Washington, DC, July 10, 2007.*

Hon. NANCY PELOSI,  
*Speaker of the House, House of Representatives,*  
*Washington, DC.*

DEAR MADAM SPEAKER, On June 28, 2007, the Committee on Transportation and Infrastructure met in open session to consider 14 resolutions authorizing the General Services Administration ("GSA") Capital Investment Program for Fiscal Year 2008, in accordance with 40 U.S.C. §3307. The resolutions authorize leases for various Federal agencies. The Committee adopted the resolutions with a quorum present.

Enclosed are copies of the resolutions adopted by the Committee on Transportation and Infrastructure on June 28, 2007.

Sincerely,

JAMES L. OBERSTAR,  
*Chairman.*

Enclosure.

LEASE—FEDERAL BUREAU OF INVESTIGATION,  
PHOENIX, AZ  
PAZ-01-PH08

*Resolved by the Committee on Transportation and Infrastructure of the U.S. House of Representatives, that, pursuant to title 40 U.S.C. §3307, appropriations are authorized to lease up to approximately 210,202 rentable square feet for the Federal Bureau of Investigation, currently located in one Federal building and three leased facilities in Phoenix, AZ, at a proposed total annual cost of \$7,567,272 for a lease term of up to 20 years, a prospectus for which is attached to and included in this resolution.*

Approval of this prospectus constitutes authority to execute an interim lease for all tenants, if necessary, prior to execution of the new lease.

*Provided, that, to the maximum extent practicable, the Administrator of General Services shall require that the procurement include minimum performance requirements requiring energy efficiency and the use of renewable energy.*

*Provided further, that the Administrator shall require that the delineated area of the procurement is identical to the delineated area included in the prospectus, except that, if the Administrator determines that the delineated area of the procurement should not be identical to the delineated area included in the prospectus, the Administrator shall provide an explanatory statement to the Committee on Transportation and Infrastructure of the House of Representatives prior to exercising any lease authority provided in this resolution.*

*Provided further, that the Administrator shall not delegate to any other agency the authority granted by this resolution.*

LEASE—FEDERAL BUREAU OF INVESTIGATION,  
SAN DIEGO, CA  
PCA-01-SD08

*Resolved by the Committee on Transportation and Infrastructure of the U.S. House of Representatives, that, pursuant to title 40 U.S.C. §3307, appropriations are authorized to lease up to approximately 254,382 rentable square feet for the consolidation of the Federal Bureau of Investigation, currently located in six leased facilities in San Diego, CA, at a proposed total annual cost of \$11,447,190 for a lease term of up to 20 years, a prospectus for which is attached to and included in this resolution.*

Approval of this prospectus constitutes authority to execute an interim lease for all

tenants, if necessary, prior to execution of the new lease.

*Provided*, that, to the maximum extent practicable, the Administrator of General Services shall require that the procurement include minimum performance requirements requiring energy efficiency and the use of renewable energy.

*Provided further*, that the Administrator shall require that the delineated area of the procurement is identical to the delineated area included in the prospectus, except that, if the Administrator determines that the delineated area of the procurement should not be identical to the delineated area included in the prospectus, the Administrator shall provide an explanatory statement to the Committee on Transportation and Infrastructure of the House of Representatives prior to exercising any lease authority provided in this resolution.

*Provided further*, that the Administrator shall not delegate to any other agency the authority granted by this resolution.

LEASE—FEDERAL BUREAU OF INVESTIGATION  
SANTA ANA, CA  
PCA-02-SA08

*Resolved by the Committee on Transportation and Infrastructure of the U.S. House of Representatives*, that, pursuant to title 40 U.S.C. §3307, appropriations are authorized to lease up to approximately 102,065 rentable square feet for the Federal Bureau of Investigation, currently located in a leased facility in Santa Ana, CA, at a proposed total annual cost of \$4,490,860 for a lease term of up to 20 years, a prospectus for which is attached to and included in this resolution.

Approval of this prospectus constitutes authority to execute an interim lease for all tenants, if necessary, prior to execution of the new lease.

*Provided*, that, to the maximum extent practicable, the Administrator of General Services shall require that the procurement include minimum performance requirements requiring energy efficiency and the use of renewable energy.

*Provided further*, that the Administrator shall require that the delineated area of the procurement is identical to the delineated area included in the prospectus, except that, if the Administrator determines that the delineated area of the procurement should not be identical to the delineated area included in the prospectus, the Administrator shall provide an explanatory statement to the Committee on Transportation and Infrastructure of the House of Representatives prior to exercising any lease authority provided in this resolution.

*Provided further*, that the Administrator shall not delegate to any other agency the authority granted by this resolution.

LEASE—DEPARTMENT OF EDUCATION, 1990 K  
STREET, NW., WASHINGTON, DC  
PDC-04-WA08

*Resolved by the Committee on Transportation and Infrastructure of the U.S. House of Representatives*, that, pursuant to title 40 U.S.C. §3307, appropriations are authorized to lease up to approximately 115,024 rentable square feet for the Department of Education, currently located at 1990 K Street, N.W., Washington, DC, at a proposed total annual cost of \$4,831,008 for a lease term of up to 4 years, a prospectus for which is attached to and included in this resolution.

Approval of this prospectus constitutes authority to execute an interim lease for all tenants, if necessary, prior to execution of the new lease.

*Provided*, that, to the maximum extent practicable, the Administrator of General Services shall require that the procurement include minimum performance requirements

requiring energy efficiency and the use of renewable energy.

*Provided further*, that the Administrator shall require that the delineated area of the procurement is identical to the delineated area included in the prospectus, except that, if the Administrator determines that the delineated area of the procurement should not be identical to the delineated area included in the prospectus, the Administrator shall provide an explanatory statement to the Committee on Transportation and Infrastructure of the House of Representatives prior to exercising any lease authority provided in this resolution.

*Provided further*, that the Administrator shall not delegate to any other agency the authority granted by this resolution.

LEASE—INTERNAL REVENUE SERVICE,  
WASHINGTON, DC  
PDC-05-WA08

*Resolved by the Committee on Transportation and Infrastructure of the U.S. House of Representatives*, that, pursuant to title 40 U.S.C. §3307, appropriations are authorized to lease up to approximately 170,130 rentable square feet for the Internal Revenue Service, currently located at 500 North Capitol Street, N.W., Washington, DC, at a proposed total annual cost of \$7,996,110 for a lease term of up to 10 years, a prospectus for which is attached to and included in this resolution.

Approval of this prospectus constitutes authority to execute an interim lease for all tenants, if necessary, prior to execution of the new lease.

*Provided*, that, to the maximum extent practicable, the Administrator of General Services shall require that the procurement include minimum performance requirements requiring energy efficiency and the use of renewable energy.

*Provided further*, that the Administrator shall require that the delineated area of the procurement is identical to the delineated area included in the prospectus, except that, if the Administrator determines that the delineated area of the procurement should not be identical to the delineated area included in the prospectus, the Administrator shall provide an explanatory statement to the Committee on Transportation and Infrastructure of the House of Representatives prior to exercising any lease authority provided in this resolution.

*Provided further*, that the Administrator shall not delegate to any other agency the authority granted by this resolution.

LEASE—DEPARTMENT OF HOMELAND SECURITY, U.S. CITIZENSHIP AND IMMIGRATION SERVICES, WASHINGTON, DC  
PDC-03-WA08

*Resolved by the Committee on Transportation and Infrastructure of the U.S. House of Representatives*, that, pursuant to title 40 U.S.C. §3307, appropriations are authorized to lease up to approximately 97,049 rentable square feet for the Department of Homeland Security-U.S. Citizenship and Immigration Service, currently located at 111 Massachusetts Avenue, N.W., Washington, DC, at a proposed total annual cost of \$4,561,303 for a lease term of up to 10 years, a prospectus for which is attached to and included in this resolution.

Approval of this prospectus constitutes authority to execute an interim lease for all tenants, if necessary, prior to execution of the new lease.

*Provided*, that, to the maximum extent practicable, the Administrator of General Services shall require that the procurement include minimum performance requirements requiring energy efficiency and the use of renewable energy.

*Provided further*, that the Administrator shall require that the delineated area of the

procurement is identical to the delineated area included in the prospectus, except that, if the Administrator determines that the delineated area of the procurement should not be identical to the delineated area included in the prospectus, the Administrator shall provide an explanatory statement to the Committee on Transportation and Infrastructure of the House of Representatives prior to exercising any lease authority provided in this resolution.

*Provided further*, that the Administrator shall not delegate to any other agency the authority granted by this resolution.

LEASE—FEDERAL BUREAU OF INVESTIGATION,  
HONOLULU, HI  
PHI-01-HO08

*Resolved by the Committee on Transportation and Infrastructure of the U.S. House of Representatives*, that, pursuant to title 40 U.S.C. §3307, appropriations are authorized to lease up to approximately 150,365 rentable square feet for the Federal Bureau of Investigation, currently located in the Prince J. Kuhio Federal Building and Courthouse and one leased location in Honolulu, HI, at a proposed total annual cost of \$8,270,075 for a lease term of up to 20 years, a prospectus for which is attached to and included in this resolution.

Approval of this prospectus constitutes authority to execute an interim lease for all tenants, if necessary, prior to execution of the new lease.

*Provided*, that, to the maximum extent practicable, the Administrator of General Services shall require that the procurement include minimum performance requirements requiring energy efficiency and the use of renewable energy.

*Provided further*, that the Administrator shall require that the delineated area of the procurement is identical to the delineated area included in the prospectus, except that, if the Administrator determines that the delineated area of the procurement should not be identical to the delineated area included in the prospectus, the Administrator shall provide an explanatory statement to the Committee on Transportation and Infrastructure of the House of Representatives prior to exercising any lease authority provided in this resolution.

*Provided further*, that the Administrator shall not delegate to any other agency the authority granted by this resolution.

AMENDED PROSPECTUS—LEASE—DEPARTMENT OF INTERIOR-MINERALS MANAGEMENT SERVICE, METAIRIE, LA  
PLA-01-JP08

*Resolved by the Committee on Transportation and Infrastructure of the U.S. House of Representatives*, that, pursuant to title 40 U.S.C. §3307, appropriations are authorized to lease up to approximately 197,084 rentable square feet for the Department of Interior-Minerals Management Service, Metairie, LA, at a proposed total annual cost of \$5,321,268 for a lease term of up to 15 years, a prospectus for which is attached to and included in this resolution. This resolution amends the Committee resolution dated April 5, 2006, authorizing a lease up to 197,084 rentable square feet and 650 parking spaces for the Department of Interior-Minerals Management Service in Metairie, LA, at a proposed total annual cost of \$4,730,016 for a lease term of up to 15 years.

Approval of this prospectus constitutes authority to execute an interim lease for all tenants, if necessary, prior to execution of the new lease.

*Provided*, that, to the maximum extent practicable, the Administrator of General Services shall require that the procurement include minimum performance requirements requiring energy efficiency and the use of renewable energy.

*Provided further*, that the Administrator shall require that the delineated area of the procurement is identical to the delineated area included in the prospectus, except that, if the Administrator determines that the delineated area of the procurement should not be identical to the delineated area included in the prospectus, the Administrator shall provide an explanatory statement to the Committee on Transportation and Infrastructure of the House of Representatives prior to exercising any lease authority provided in this resolution.

*Provided further*, that the Administrator shall not delegate to any other agency the authority granted by this resolution.

LEASE—NUCLEAR REGULATORY COMMISSION,  
SUBURBAN MARYLAND  
PMD-01-WA08

*Resolved by the Committee on Transportation and Infrastructure of the U.S. House of Representatives*, that, pursuant to title 40 U.S.C. §3307, appropriations are authorized to lease up to approximately 120,000 rentable square feet for the Nuclear Regulatory Commission, currently located at 6003 Executive Boulevard in Rockville, MD, and 7201 Wisconsin Avenue in Bethesda, MD, at a proposed total annual cost of \$3,840,000 for a lease term of up to 10 years, a prospectus for which is attached to and included in this resolution.

Approval of this prospectus constitutes authority to execute an interim lease for all tenants, if necessary, prior to execution of the new lease.

*Provided*, that, to the maximum extent practicable, the Administrator of General Services shall require that the procurement include minimum performance requirements requiring energy efficiency and the use of renewable energy.

*Provided further*, that the Administrator shall require that the delineated area of the procurement is identical to the delineated area included in the prospectus, *except that*, if the Administrator determines that the delineated area of the procurement should not be identical to the delineated area included in the prospectus, the Administrator shall provide an explanatory statement to the Committee on Transportation and Infrastructure of the House of Representatives prior to exercising any lease authority provided in this resolution.

*Provided further*, that the Administrator shall not delegate to any other agency the authority granted by this resolution.

LEASE—NATIONAL NUCLEAR SECURITY  
ADMINISTRATION, ALBUQUERQUE, NM  
PNM-01-AQ08

*Resolved by the Committee on Transportation and Infrastructure of the U.S. House of Representatives*, that, pursuant to title 40 U.S.C. §3307, appropriations are authorized to lease up to approximately 311,246 rentable square feet for the National Nuclear Security Administration Service Center, currently located in 23 buildings on the Kirtland Air Force Base, Albuquerque, NM, at a proposed total annual cost of \$9,337,380 for a lease term of up to 20 years, a prospectus for which is attached to and included in this resolution.

Approval of this prospectus constitutes authority to execute an interim lease for all tenants, if necessary, prior to execution of the new lease.

*Provided*, that, to the maximum extent practicable, the Administrator of General Services shall require that the procurement include minimum performance requirements requiring energy efficiency and the use of renewable energy.

*Provided further*, that the Administrator shall require that the delineated area of the procurement is identical to the delineated

area included in the prospectus, except that, if the Administrator determines that the delineated area of the procurement should not be identical to the delineated area included in the prospectus, the Administrator shall provide an explanatory statement to the Committee on Transportation and Infrastructure of the House of Representatives prior to exercising any lease authority provided in this resolution.

*Provided further*, that the Administrator shall not delegate to any other agency the authority granted by this resolution.

LEASE—INTERNAL REVENUE SERVICE, AUSTIN,  
TX  
PTX-01-AU08

*Resolved by the Committee on Transportation and Infrastructure of the U.S. House of Representatives*, that, pursuant to title 40 U.S.C. §3307, appropriations are authorized to lease up to approximately 225,054 rentable square feet for the Internal Revenue Service, currently located in the Southpark G Building, 1821 Director's Boulevard, Austin, TX, at a proposed total annual cost of \$4,726,134 for a lease term of up to 10 years, a prospectus for which is attached to and included in this resolution.

Approval of this prospectus constitutes authority to execute an interim lease for all tenants, if necessary, prior to execution of the new lease.

*Provided*, that, to the maximum extent practicable, the Administrator of General Services shall require that the procurement include minimum performance requirements requiring energy efficiency and the use of renewable energy.

*Provided further*, that the Administrator shall require that the delineated area of the procurement is identical to the delineated area included in the prospectus, *except that*, if the Administrator determines that the delineated area of the procurement should not be identical to the delineated area included in the prospectus, the Administrator shall provide an explanatory statement to the Committee on Transportation and Infrastructure of the House of Representatives prior to exercising any lease authority provided in this resolution.

*Provided further*, that the Administrator shall not delegate to any other agency the authority granted by this resolution.

LEASE—FEDERAL BUREAU OF INVESTIGATION,  
SALT LAKE CITY, UT  
PUT-01-SL08

*Resolved by the Committee on Transportation and Infrastructure of the U.S. House of Representatives*, that, pursuant to title 40 U.S.C. §3307, appropriations are authorized to lease up to approximately 163,040 rentable square feet for the Federal Bureau of Investigation, currently located in two leased and one owned facility in Salt Lake City, UT, at a proposed total annual cost of \$6,195,520 for a lease term of up to 20 years, a prospectus for which is attached to and included in this resolution.

Approval of this prospectus constitutes authority to execute an interim lease for all tenants, if necessary, prior to execution of the new lease.

*Provided*, that, to the maximum extent practicable, the Administrator of General Services shall require that the procurement include minimum performance requirements requiring energy efficiency and the use of renewable energy.

*Provided further*, that the Administrator shall require that the delineated area of the procurement is identical to the delineated area included in the prospectus, *except that*, if the Administrator determines that the delineated area of the procurement should not be identical to the delineated area included

in the prospectus, the Administrator shall provide an explanatory statement to the Committee on Transportation and Infrastructure of the House of Representatives prior to exercising any lease authority provided in this resolution.

*Provided further*, that the Administrator shall not delegate to any other agency the authority granted by this resolution.

LEASE—FEDERAL BUREAU OF INVESTIGATION,  
TIDEWATER, VA  
PVA-01-N008

*Resolved by the Committee on Transportation and Infrastructure of the U.S. House of Representatives*, that, pursuant to title 40 U.S.C. §3307, appropriations are authorized to lease up to approximately 131,463 rentable square feet for the Federal Bureau of Investigation, currently located at a leased facility at 150 Corporate Boulevard in Norfolk, VA, at a proposed total annual cost of \$5,127,057 for a lease term of up to 20 years, a prospectus for which is attached to and included in this resolution.

Approval of this prospectus constitutes authority to execute an interim lease for all tenants, if necessary, prior to execution of the new lease.

*Provided*, that, to the maximum extent practicable, the Administrator of General Services shall require that the procurement include minimum performance requirements requiring energy efficiency and the use of renewable energy.

*Provided further*, that the Administrator shall require that the delineated area of the procurement is identical to the delineated area included in the prospectus, *except that*, if the Administrator determines that the delineated area of the procurement should not be identical to the delineated area included in the prospectus, the Administrator shall provide an explanatory statement to the Committee on Transportation and Infrastructure of the House of Representatives prior to exercising any lease authority provided in this resolution.

*Provided further*, that the Administrator shall not delegate to any other agency the authority granted by this resolution.

LEASE—DEPARTMENT OF HEALTH AND HUMAN  
SERVICES, ROCKVILLE, MD  
PMD-01-WA07

*Resolved by the Committee on Transportation and Infrastructure of the U.S. House of Representatives*, that, pursuant to title 40 U.S.C. §3307, appropriations are authorized to lease up to approximately 935,401 rentable square feet for the Department of Health and Human Services, currently located in 4 leased locations in Rockville, MD, at a proposed total annual cost of \$29,932,832 for a lease term of up to 15 years, a prospectus for which is attached to and included in this resolution.

Approval of this prospectus constitutes authority to execute an interim lease for all tenants, if necessary, prior to execution of the new lease.

*Provided*, that, to the maximum extent practicable, the Administrator of General Services shall require that the procurement include minimum performance requirements requiring energy efficiency and the use of renewable energy.

*Provided further*, that the Administrator shall require that the delineated area of the procurement is identical to the delineated area included in the prospectus, *except that*, if the Administrator determines that the delineated area of the procurement should not be identical to the delineated area included in the prospectus, the Administrator shall provide an explanatory statement to the Committee on Transportation and Infrastructure of the House of Representatives

prior to exercising any lease authority provided in this resolution.

*Provided further*, that the Administrator shall not delegate to any other agency the authority granted by this resolution.

The communication, together with the accompanying papers, was referred to the Committee on Appropriations and ordered printed.

¶107.52 BILL AND JOINT RESOLUTION  
PRESENTED TO THE PRESIDENT

Lorraine C. Miller, Clerk of the House reported that on July 27, 2007, she presented to the President of the United States, for his approval, the following bills.

H.J. Res. 44. A joint resolution approving the renewal of import restrictions contained in the Burmese Freedom and Democracy Act of 2003, and for other purposes.

H.R. 2429. An Act to amend title XVIII of the Social Security Act to provide an exception to the 60-day limit on Medicare reciprocal billing arrangements between two physicians during the period in which one of the physicians is ordered to active duty as a member of a reserve component of the Armed Forces.

¶107.53 LEAVE OF ABSENCE

By unanimous consent, leave of absence was granted to Ms. SUTTON, for today until 2 p.m.

And then,

¶107.54 ADJOURNMENT

On motion of Mr. MCGOVERN, at 3 o'clock and 45 minutes a.m., Wednesday, August 1 (legislative day of July 31), 2007, accordingly, consistent with the fourth clause in section 5 of Article I of the Constitution, and therefore notwithstanding section 132 of the Legislative Reorganization Act of 1946, the House adjourned until 10 a.m. on August 1, 2007.

¶107.55 REPORTS OF COMMITTEES ON  
PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XIII, reports of committees were delivered to the Clerk for printing and reference to the proper calendar, as follows:

Mr. OBERSTAR: Committee of Conference. Conference report on H.R. 1495. A bill to provide for the conservation and development of water and related resources, to authorize the Secretary of the Army to construct various projects for improvements to rivers and harbors of the United States, and for other purposes (Rept. 110-280). Ordered to be printed.

Mr. RANGEL: Committee on Ways and Means. H.R. 3056. A bill to amend the Internal Revenue Code of 1986 to repeal the authority of the Internal Revenue Service to use private debt collection companies, to delay implementation of withholding taxes on government contractors, to revise the tax rules on expatriation, and for other purposes; with an amendment (Rept. 110-281). Referred to the Committee of the Whole House on the state of the Union.

Mr. SKELTON: Committee on Armed Services. H.R. 3159. A bill to mandate minimum periods of rest and recuperation for units and members of the regular and reserve components of the Armed Forces between deployments for Operation Iraqi Freedom or Operation Enduring Freedom; with an amendment (Rept. 110-282). Referred to the Com-

mittee of the Whole House on the state of the Union.

Mr. SKELTON: Committee on Armed Services. H.R. 3087. A bill to require the President, in coordination with the Secretary of State, the Secretary of Defense, the Joint Chiefs of Staff, and other senior military leaders, to develop and transmit to Congress a comprehensive strategy for the redeployment of United States Armed Forces in Iraq; with amendments (Rept. 110-283). Referred to the Committee of the Whole House on the state of the Union.

*[Filed on August 1 (legislative day, July 31), 2007]*

Mr. RANGEL: Committee on Ways and Means. H.R. 3162. A bill to amend titles XVIII, XIX, and XXI of the Social Security Act to extend and improve the children's health insurance program, to improve beneficiary protections under the Medicare, Medicaid, and the CHIP program, and for other purposes; with an amendment (Rept. 110-284 Pt. 1). Referred to the Committee of the Whole House on the state of the Union.

Ms. CASTOR: Committee on Rules. House Resolution 594. Resolution providing for consideration of the bill (H.R. 3162) to amend titles XVIII, XIX, and XXI of the Social Security Act to extend and improve the children's health insurance program, to improve beneficiary protections under the Medicare, Medicaid, and CHIP program, and for other purposes (Rept. 110-285). Referred to the House Calendar.

Ms. SLAUGHTER: Committee on Rules. House Resolution 595. Resolution waiving a requirement of clause 6(a) of rule XIII with respect to consideration of certain resolutions from the Committee on Rules (Rept. 110-286). Referred to the House Calendar.

Ms. CARDOZA: Committee on Rules. House Resolution 596. Resolution providing for consideration of the bill (H.R. 3222) making appropriations for the Department of Defense for the fiscal year ending September 30, 2008, and for other purposes (Rept. 110-287). Referred to the House Calendar.

Ms. MATSUI: Committee on Rules. House Resolution 597. Resolution providing for consideration of the conference report to accompany the bill (H.R. 1495) to provide for the conservation and development of water and related resources, to authorize the Secretary of the Army to construct various projects for improvements to rivers and harbors of the United States, and for other purposes (Rept. 110-288). Referred to the House Calendar.

¶107.56 PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XII, public bills and resolutions were introduced and severally referred, as follows:

By Mr. DELAHUNT (for himself, Mr. BLUNT, Mr. FARR, Mr. PORTER, Mr. EMANUEL, Mr. BARTON of Texas, Mr. GEORGE MILLER of California, Mr. SMITH of Texas, Ms. SLAUGHTER, Mr. STEARNS, Ms. LORETTA SANCHEZ of California, and Mr. FEENEY):

H.R. 3232. A bill to establish a non-profit corporation to communicate United States entry policies and otherwise promote tourist, business, and scholarly travel to the United States; to the Committee on Energy and Commerce, and in addition to the Committees on the Judiciary, and Homeland Security, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. PICKERING (for himself and Mr. THOMPSON of Mississippi):

H.R. 3233. A bill to designate the facility of the United States Postal Service located at Highway 49 South in Piney Woods, Mississippi, as the "Laurence C. and Grace M.

Jones Post Office Building"; to the Committee on Oversight and Government Reform.

By Mr. CANTOR (for himself and Mr. SAM JOHNSON of Texas):

H.R. 3234. A bill to amend the Internal Revenue Code of 1986 to improve access to health care through expanded health savings accounts; to the Committee on Ways and Means.

By Mr. HONDA:

H.R. 3235. A bill to ensure the development and responsible stewardship of nanotechnology; to the Committee on Science and Technology, and in addition to the Committees on Ways and Means, Energy and Commerce, and Homeland Security, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. BOUCHER (for himself and Mr. DINGELL):

H.R. 3236. A bill to promote greater energy efficiency; to the Committee on Energy and Commerce, and in addition to the Committees on Transportation and Infrastructure, and Oversight and Government Reform, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. BOUCHER (for himself and Mr. DINGELL):

H.R. 3237. A bill to facilitate the transition to a smart electricity grid; to the Committee on Energy and Commerce, and in addition to the Committee on Science and Technology, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. BOUCHER (for himself and Mr. DINGELL):

H.R. 3238. A bill to promote the development of renewable fuels infrastructure, and for other purposes; to the Committee on Energy and Commerce, and in addition to the Committees on Science and Technology, Transportation and Infrastructure, and Oversight and Government Reform, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. BOUCHER (for himself and Mr. DINGELL):

H.R. 3239. A bill to promote advanced plug-in hybrid vehicles and vehicle components; to the Committee on Energy and Commerce, and in addition to the Committees on Oversight and Government Reform, and Science and Technology, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. BOUCHER (for himself and Mr. DINGELL):

H.R. 3240. A bill to enhance availability of critical energy information; to the Committee on Energy and Commerce.

By Mr. BOUCHER (for himself and Mr. DINGELL):

H.R. 3241. A bill to clarify the amount of loans to be guaranteed under title XVII of the Energy Policy Act of 2005, and for other purposes; to the Committee on Energy and Commerce, and in addition to the Committee on Science and Technology, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mrs. McMORRIS RODGERS (for herself and Mr. McKEON):

H.R. 3242. A bill to amend the Elementary and Secondary Education Act of 1965 and the Higher Education Act of 1965 to improve the



ability of the United States to be competitive in a global economy, and for other purposes; to the Committee on Education and Labor.

By Mr. WELLER (for himself and Mr. CAMP of Michigan):

H.R. 3243. A bill to direct the Bureau of the Census to publish improved annual measures of family income for use in more accurately determining the extent of poverty in the United States and the anti-poverty effectiveness of means-tested benefit and tax programs, and for other purposes; to the Committee on Oversight and Government Reform.

By Mr. JOHNSON of Georgia (for himself, Mr. ABERCROMBIE, Mr. BUTTERFIELD, Mr. DOGGETT, Ms. SCHAKOWSKY, Ms. SHEA-PORTER, and Mr. LEWIS of Georgia):

H.R. 3244. A bill to establish the National Commission on Detainee Treatment; to the Committee on the Judiciary, and in addition to the Committee on Armed Services, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. CALVERT (for himself, Mr. MCCARTHY of California, Mr. MCKEON, Mr. SCHIFF, Mr. JORDAN, Mrs. CAPPS, Ms. ZOE LOFGREN of California, Ms. BORDALLO, Mr. DREIER, Mr. HERGER, Mr. ROHRBACHER, Mr. CAMPBELL of California, Mr. DOOLITTLE, Mr. NUNES, Mr. LEWIS of California, Mr. GARY G. MILLER of California, Mr. DANIEL E. LUNGREN of California, Mr. RADANOVICH, Mr. GALLEGLY, Mr. BERMAN, Mr. ROYCE, Mrs. BONO, Mr. ISSA, Mr. BILBRAY, Mr. HOBSON, Mr. BOEHNER, Mr. LATOURETTE, Mr. REGULA, Mr. LAMPSON, Mr. HALL of Texas, Mrs. SCHMIDT, Mr. CARDOZA, Mr. COSTA, and Mr. FEENEY):

H.R. 3245. A bill to redesignate the Dryden Flight Research Center as the Neil A. Armstrong Flight Research Center and the Western Aeronautical Test Range as the Hugh L. Dryden Aeronautical Test Range; to the Committee on Science and Technology.

By Mr. OBERSTAR (for himself, Ms. NORTON, Mr. COSTELLO, Mr. MCHUGH, Mr. ALLEN, Mr. MICHAUD, Ms. SHEA-PORTER, Mr. HODES, Mr. HAYES, Mr. RODRIGUEZ, Mr. FILNER, Mr. GRIJALVA, Mr. ARCURI, Mr. LOEBSACK, Mr. BOSWELL, Mr. COHEN, Mr. ORTIZ, and Mr. JEFFERSON):

H.R. 3246. A bill to amend title 40, United States Code, to provide a comprehensive regional approach to economic and infrastructure development in the most severely economically distressed regions in the Nation; to the Committee on Transportation and Infrastructure, and in addition to the Committee on Financial Services, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Ms. NORTON (for herself, Mr. TAYLOR, Mr. PICKERING, Mr. BAKER, Mr. JEFFERSON, Mr. MELANCON, and Mr. JINDAL):

H.R. 3247. A bill to improve the provision of disaster assistance for Hurricanes Katrina and Rita, and for other purposes; to the Committee on Transportation and Infrastructure.

By Mr. OBERSTAR (for himself, Mr. MICA, Mr. DEFAZIO, and Mr. DUNCAN):

H.R. 3248. A bill to amend the Safe, Accountable, Flexible, Efficient Transportation Equity Act: A Legacy for Users to make technical corrections, and for other purposes; to the Committee on Transportation and Infrastructure.

By Ms. BERKLEY (for herself, Mr. LEWIS of Georgia, Mr. NEAL of Massachusetts, Mr. BISHOP of Georgia, Ms. LEE, Ms. CORRINE BROWN of Florida, Mr. SERRANO, Mrs. CHRISTENSEN, Ms. NORTON, Mr. GORDON, Mr. HARE, Mr. VAN HOLLEN, Mr. KAGEN, Mr. FILNER, Mr. VISCLOSKEY, Ms. WOOLSEY, and Mr. SPACE):

H.R. 3249. A bill to amend title 38, United States Code, to increase burial benefits for veterans, and for other purposes; to the Committee on Veterans' Affairs.

By Mr. ENGLISH of Pennsylvania (for himself and Mr. PETERSON of Pennsylvania):

H.R. 3250. A bill to amend the Internal Revenue Code of 1986 to impose an excise tax on State revenues from tolls first imposed during calendar year 2009, on Federally-financed interstate highways; to the Committee on Ways and Means.

By Mr. FERGUSON:

H.R. 3251. A bill to amend title XVII of the Social Security Act to provide for coverage, as supplies associated with the injection of insulin, of home needle removal, decontamination and disposal devices and the disposal of needles and syringes through a sharps-by-mail or similar program under part D of the Medicare Program; to the Committee on Energy and Commerce, and in addition to the Committee on Ways and Means, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. FRANK of Massachusetts:

H.R. 3252. A bill to amend title II of the Social Security Act to eliminate the time limitation for corrections to wage and self-employment income records; to the Committee on Ways and Means.

By Mr. HOLT (for himself and Mrs. MCCARTHY of New York):

H.R. 3253. A bill to amend the Elementary and Secondary Education Act of 1965 to provide for the use of longitudinal data systems; to the Committee on Education and Labor.

By Mr. HOLT (for himself, Mr. PALLONE, Mr. SMITH of New Jersey, and Mr. SAXTON):

H.R. 3254. A bill to limit cost growth associated with major defense base closures and realignments implemented as part of the 2005 round of defense base closure and realignment; to the Committee on Armed Services, and in addition to the Committee on Rules, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. HUNTER:

H.R. 3255. A bill to prohibit a State from charging an individual more than \$200 for a permit or license to hunt big game on Federal public lands within that State; to the Committee on Natural Resources.

By Mr. KENNEDY:

H.R. 3256. A bill to reduce post traumatic stress disorder and other combat-related stress disorders among military personnel, and for other purposes; to the Committee on Armed Services.

By Mr. KIND (for himself, Mr. WAMP, and Mr. INSLEE):

H.R. 3257. A bill to amend the Elementary and Secondary Education Act of 1965 to improve standards for physical education; to the Committee on Education and Labor.

By Ms. ZOE LOFGREN of California (for herself, Mr. BRADY of Pennsylvania, Mrs. BONO, Mr. GONZALEZ, Mrs. LOWEY, Ms. NORTON, Mr. RANGEL, Mr. SPACE, and Mr. WYNN):

H.R. 3258. A bill to amend the Internal Revenue Code of 1986 to allow an individual who is entitled to receive child support a refundable credit equal to the amount of unpaid

child support and to increase the tax liability of the individual required to pay such support by the amount of the unpaid child support; to the Committee on Ways and Means.

By Mrs. LOWEY (for herself, Mr. HALL of New York, Mr. ENGEL, and Mr. HINCHEY):

H.R. 3259. A bill to amend the Homeland Security Act of 2002 to authorize the Secretary of Homeland Security to issue rules that designate no-fly zones in the vicinity of certain nuclear power plants, and for other purposes; to the Committee on Transportation and Infrastructure.

By Mr. McDERMOTT:

H.R. 3260. A bill to require the Secretary of the Treasury to modify regulations to provide that certain Federal subsidies shall not be considered a grant made with respect to a building or its operation for purposes of the low-income housing tax credit; to the Committee on Ways and Means.

By Mr. MURPHY of Connecticut:

H.R. 3261. A bill to amend the Federal Power Act and the Natural Gas Act to require that the Federal Energy Regulatory Commission conduct local hearings before issuing a permit or other authorization for any action that may affect land use in any locality, and for other purposes; to the Committee on Energy and Commerce.

By Mrs. MUSGRAVE:

H.R. 3262. A bill to amend the Internal Revenue Code of 1986 to restore age 14 as the age at which unearned income of minor children ceases to be taxed as if parent's income; to the Committee on Ways and Means.

By Ms. NORTON:

H.R. 3263. A bill to amend the Elementary and Secondary Education Act of 1965 to encourage the implementation or expansion of prekindergarten programs for students 4 years of age or younger; to the Committee on Education and Labor.

By Ms. SCHWARTZ (for herself, Mr. BRADY of Texas, Mr. NEAL of Massachusetts, and Mr. HERGER):

H.R. 3264. A bill to amend the Internal Revenue Code of 1986 to modernize the tax treatment of biomedical research corporations; to the Committee on Ways and Means.

By Mr. SKELTON:

H.R. 3265. A bill to authorize the Secretary of the Interior to conduct a special resource study of the Harry S Truman Birthplace State Historic Site, in Lamar, Missouri, and for other purposes; to the Committee on Natural Resources.

By Mr. TANCREDO:

H.R. 3266. A bill to provide for the issuance of War on Radical Islam Bonds; to the Committee on Ways and Means.

By Mr. TOWNS (for himself and Mr. UPTON):

H.R. 3267. A bill to amend the Public Health Service Act with respect to the Healthy Start Initiative; to the Committee on Energy and Commerce.

By Mr. WAXMAN (by request):

H.R. 3268. A bill to make certain reforms with respect to the Government Accountability Office, and for other purposes; to the Committee on Oversight and Government Reform.

By Mrs. WILSON of New Mexico (for herself, Mr. GILLMOR, Mr. REGULA, Mr. GERLACH, Mrs. BONO, and Mr. ENGLISH of Pennsylvania):

H.R. 3269. A bill to amend title XXI of the Social Security Act to reauthorize the State Children's Health Insurance Program, and for other purposes; to the Committee on Energy and Commerce, and in addition to the Committees on Ways and Means, and Education and Labor, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. ARCURI:

H. Res. 588. A resolution recognizing Martha Coffin Wright on the 200th anniversary of her birth and her induction into the National Women's Hall of Fame; to the Committee on Oversight and Government Reform.

By Mr. INSLEE (for himself, Mr. BECERRA, Mr. UDALL of New Mexico, Mr. CHANDLER, Mr. MOORE of Kansas, Mr. ARCURI, Mr. BRALEY of Iowa, Mr. JOHNSON of Georgia, Mr. COHEN, Mr. BLUMENAUER, Mr. DEFAZIO, Ms. HOOLEY, Mr. WU, Ms. CLARKE, Ms. MCCOLLUM of Minnesota, and Mr. ELLISON):

H. Res. 589. A resolution directing the Committee on the Judiciary to investigate whether Alberto R. Gonzales, Attorney General of the United States, should be impeached for high crimes and misdemeanors; to the Committee on Rules.

By Mr. POE (for himself, Mr. COSTA, Mr. AL GREEN of Texas, Mrs. MCCARTHY of New York, Mr. MARKEY, Mr. MOORE of Kansas, Mr. COHEN, Mr. ORTIZ, Mr. HOLDEN, Mrs. MALONEY of New York, Mrs. TAUSCHER, Mr. FILNER, Mr. JEFFERSON, Ms. ROYBAL-ALLARD, Mr. McDERMOTT, Mr. ELLISON, Mrs. DRAKE, Ms. GINNY BROWN-WAITE of Florida, Mr. ALLEN, Mr. CLEAVER, Mr. MICHAUD, Mrs. BIGGERT, Ms. DELAURO, Mr. BERMAN, Mr. REICHERT, Mr. BISHOP of Georgia, Mr. MORAN of Virginia, Mr. GENE GREEN of Texas, Mr. NADLER, Mr. BRALEY of Iowa, Mr. CARNEY, Mr. MILLER of Florida, Mr. WYNN, Mrs. CHRISTENSEN, Mr. CONYERS, Ms. MATSUI, Ms. LINDA T. SANCHEZ of California, Mr. RUPPERSBERGER, and Mr. SHAYS):

H. Res. 590. A resolution supporting the goals and ideals of National Domestic Violence Awareness Month and expressing the sense of the House of Representatives that Congress should raise awareness of domestic violence in the United States and its devastating effects on families and communities; to the Committee on Education and Labor.

By Mr. REICHERT (for himself, Mr. MARIO DIAZ-BALART of Florida, Mr. BISHOP of Georgia, Mr. LINDER, Mr. TERRY, Mr. WU, Mr. BRADY of Texas, Mrs. DAVIS of California, and Mr. COBLE):

H. Res. 591. A resolution supporting the goals and ideals of Cambodian-American Freedom Day; to the Committee on Oversight and Government Reform.

By Mr. REICHERT (for himself and Mr. TAYLOR):

H. Res. 592. A resolution supporting first responders in the United States in their efforts to prepare for and respond to natural disasters, acts of terrorism, and other man-made disasters, and affirming the goals and ideals of National First Responder Appreciation Day; to the Committee on Transportation and Infrastructure.

By Ms. LORETTA SANCHEZ of California:

H. Res. 593. A resolution congratulating scientists F. Sherwood Rowland, Mario Molina, and Paul Crutzen for their work in atmospheric chemistry, particularly concerning the formation and decomposition of ozone, that led to the development of the Montreal Protocol on Substances that Deplete the Ozone Layer; to the Committee on Science and Technology.

#### 107.57 ADDITIONAL SPONSORS

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

H.R. 20: Ms. SUTTON.

H.R. 160: Mr. HINCHEY.

H.R. 180: Mr. FARR.

H.R. 303: Mr. FRANK of Massachusetts.

H.R. 369: Ms. HIRONO.

H.R. 530: Mr. SCOTT of Georgia.

H.R. 551: Mr. CAMPBELL of California.

H.R. 643: Mr. KINGSTON.

H.R. 688: Mr. HOLDEN.

H.R. 693: Mr. FILNER, Mr. SERRANO, Mr. HINCHEY, Ms. BERKLEY, Ms. KAPTUR, Mrs. LOWEY, Ms. MCCOLLUM of Minnesota, Mrs. TAUSCHER, and Ms. LORETTA SANCHEZ of California.

H.R. 715: Mr. ALLEN, Mrs. MCCARTHY of New York, and Ms. SOLIS.

H.R. 736: Mr. ROGERS of Alabama.

H.R. 758: Mr. DELAHUNT.

H.R. 773: Ms. CARSON.

H.R. 826: Mr. MCCOTTER.

H.R. 864: Mr. FATTAH and Mr. HOLT.

H.R. 900: Mr. ALLEN.

H.R. 928: Mr. WAXMAN, Mr. TOWNS, and Mr. SHAYS.

H.R. 969: Ms. GIFFORDS, Mr. LINCOLN DAVIS of Tennessee, Mr. CHANDLER, Mr. McHUGH, Mr. MITCHELL, and Mr. WATT.

H.R. 971: Mr. DOGGETT.

H.R. 989: Mr. HASTERT.

H.R. 1029: Mr. TERRY.

H.R. 1038: Mr. KILDEE.

H.R. 1064: Ms. GINNY BROWN-WAITE of Florida, Mr. MILLER of Florida, Mr. TAYLOR, Mrs. JO ANN DAVIS of Virginia, Mr. KENNEDY, Mr. DONNELLY, and Mr. PETERSON of Minnesota.

H.R. 1076: Mr. HARE.

H.R. 1092: Mr. KILDEE.

H.R. 1110: Mr. REYES.

H.R. 1283: Mr. SOUDER and Ms. WOOLSEY.

H.R. 1293: Mr. COBLE and Mr. ROGERS of Michigan.

H.R. 1302: Mr. ELLISON, Ms. ROS-LEHTINEN, Ms. BORDALLO, and Mr. SHERMAN.

H.R. 1328: Mr. GORDON.

H.R. 1350: Mr. McHUGH.

H.R. 1391: Mr. WEINER.

H.R. 1399: Mr. KNOLLENBERG, Mr. BACHUS, Mr. DUNCAN, Ms. GRANGER, Mr. LUCAS, and Mr. THORNBERRY.

H.R. 1400: Ms. SHEA-PORTER.

H.R. 1422: Mr. BOSWELL, Mrs. MILLER of Michigan, Mr. MARSHALL, and Mrs. CUBIN.

H.R. 1459: Mr. MACK and Mr. BOUSTANY.

H.R. 1507: Ms. BERKLEY.

H.R. 1553: Mrs. WILSON of New Mexico.

H.R. 1567: Mr. SHERMAN and Mrs. MALONEY of New York.

H.R. 1589: Mr. KELLER and Mr. FRANK of Massachusetts.

H.R. 1644: Mr. ALTMIRE, Mr. CLEAVER, Ms. ROYBAL-ALLARD, Mr. JEFFERSON, Ms. SOLIS, Ms. WOOLSEY, and Mr. LARSON of Connecticut.

H.R. 1647: Mr. WEXLER, Mr. WELLER, Mrs. WILSON of New Mexico, Mr. DOGGETT, and Mr. EHLERS.

H.R. 1665: Mr. COOPER, Mr. GORDON, Mr. SIMPSON, Mr. HINOJOSA, Mr. HIGGINS, Mr. CUMMINGS, and Mr. BECERRA.

H.R. 1683: Mr. WYNN.

H.R. 1687: Mr. ELLISON and Mrs. JONES of Ohio.

H.R. 1695: Mr. DENT.

H.R. 1713: Ms. SOLIS.

H.R. 1843: Mr. WELLER, Ms. LINDA T. SANCHEZ of California, Mr. REGULA, and Mr. DAVIS of Illinois.

H.R. 1845: Mr. PERLMUTTER and Mr. ALEXANDER.

H.R. 1932: Mr. FILNER.

H.R. 1956: Ms. HOOLEY.

H.R. 2000: Mr. GERLACH and Mr. PAUL.

H.R. 2012: Mr. PLATTS and Mr. KIRK.

H.R. 2054: Mr. HINOJOSA.

H.R. 2060: Mr. LANGEVIN.

H.R. 2064: Ms. ESHOO and Mr. DELAHUNT.

H.R. 2122: Ms. MOORE of Wisconsin, Mr. KILDEE, and Ms. SHEA-PORTER.

H.R. 2159: Mr. SIMPSON.

H.R. 2164: Mr. DELAHUNT and Mr. RODRIGUEZ.

H.R. 2183: Mr. HOEKSTRA.

H.R. 2185: Mr. SHERMAN.

H.R. 2188: Mr. STARK, Mr. SERRANO, and Ms. MCCOLLUM of Minnesota.

H.R. 2189: Ms. WATERS and Ms. HIRONO.

H.R. 2205: Mr. STUPAK.

H.R. 2208: Mr. SHUSTER.

H.R. 2221: Mr. MICHAUD.

H.R. 2233: Mr. ROTHMAN and Mr. STARK.

H.R. 2236: Mrs. DAVIS of California.

H.R. 2265: Mr. WELCH of Vermont, Ms. ESHOO, and Mr. FILNER.

H.R. 2266: Ms. SOLIS.

H.R. 2289: Mr. CRAMER, Mr. BRADY of Pennsylvania, and Mr. EVERETT.

H.R. 2295: Mr. MORAN of Kansas.

H.R. 2327: Mr. ANDREWS.

H.R. 2349: Ms. CLARKE.

H.R. 2380: Mr. RAHALL.

H.R. 2395: Ms. SOLIS.

H.R. 2478: Ms. SOLIS.

H.R. 2537: Ms. SHEA-PORTER.

H.R. 2567: Mr. RODRIGUEZ.

H.R. 2576: Ms. SHEA-PORTER.

H.R. 2585: Mr. ROGERS of Michigan.

H.R. 2596: Mr. CLAY.

H.R. 2606: Mr. ROGERS of Alabama, Mr. BURTON of Indiana, and Mr. ALEXANDER.

H.R. 2607: Mr. ABERCROMBIE.

H.R. 2639: Mr. INGLIS of South Carolina.

H.R. 2674: Ms. SOLIS.

H.R. 2708: Ms. SHEA-PORTER.

H.R. 2723: Mr. GENE GREEN of Texas, Ms. HIRONO, and Ms. PRYCE of Ohio.

H.R. 2740: Ms. HIRONO.

H.R. 2744: Mr. MORAN of Virginia, Mr. DICKS, and Ms. SOLIS.

H.R. 2746: Mr. PAYNE, Mr. HASTINGS of Florida, Mr. AL GREEN of Texas, and Ms. HIRONO.

H.R. 2761: Ms. HOOLEY.

H.R. 2762: Mr. BONNER, Mr. CANTOR, Mr. ROGERS of Alabama, and Mr. ETHERIDGE.

H.R. 2802: Ms. ROYBAL-ALLARD, Mr. FRANK of Massachusetts, Mr. INSLEE, Mr. JOHNSON of Illinois, Ms. KILPATRICK, Mr. AKIN, Mr. AL GREEN of Texas, Ms. BORDALLO, Mr. FORTENBERRY, and Mr. SMITH of Nebraska.

H.R. 2828: Mr. HOYER and Mr. CLYBURN.

H.R. 2833: Ms. LINDA T. SANCHEZ of California.

H.R. 2859: Mr. LEWIS of Georgia.

H.R. 2899: Mr. PRICE of Georgia and Mr. KINGSTON.

H.R. 2902: Mr. UDALL of Colorado and Mr. HODES.

H.R. 2910: Mr. MILLER of Florida and Ms. HIRONO.

H.R. 2914: Mr. HIGGINS.

H.R. 2922: Mr. HINCHEY and Ms. HIRONO.

H.R. 2927: Mr. GARY G. MILLER of California, Mr. CHANDLER, Mr. BOOZMAN, Mr. WALDEN of Oregon, Mr. PETERSON of Minnesota, Mr. CONAWAY, Ms. HERSETH SANDLIN, and Mr. SHADEGG.

H.R. 2941: Mr. NADLER and Ms. SOLIS.

H.R. 2942: Mr. SENSENBRENNER, Ms. SCHAKOWSKY, Mr. ROHRBACHER, Mr. GOHMERT, and Mr. BRALEY of Iowa.

H.R. 2966: Ms. SHEA-PORTER.

H.R. 3001: Mr. ROTHMAN.

H.R. 3004: Mr. CRAMER, Mr. ROSS, Mr. MATHESON, Mr. CARDOZA, and Mr. MICHAUD.

H.R. 3005: Mr. WEINER and Mr. COHEN.

H.R. 3013: Ms. BEAN and Mr. NADLER.

H.R. 3024: Mr. McNULTY and Mr. ELLISON.

H.R. 3026: Mr. SMITH of New Jersey, Mr. PEARCE, Mr. PRICE of Georgia, Mr. FORBES, Mr. BROWN of South Carolina, Mr. RENZI, Mr. DOOLITTLE, Mr. BISHOP of Utah, Mr. BILLIRAKIS, and Mr. BOUCHER.

H.R. 3035: Mr. ENGLISH of Pennsylvania, Ms. MOORE of Wisconsin, Mr. MEEK of Florida, Mr. LATHAM, Mr. ETHERIDGE, Mr. CALVERT, Mr. LYNCH, Mr. MILLER of North Carolina, and Mr. GERLACH.

H.R. 3040: Mr. WILSON of Ohio.

H.R. 3046: Mr. DELAHUNT.

H.R. 3055: Mr. GRIJALVA, Mr. HINOJOSA, Ms. HIRONO, and Ms. LINDA T. SANCHEZ of California.

H.R. 3059: Mr. TIM MURPHY of Pennsylvania, Mr. GARY G. MILLER of California, Mr. MARCHANT, Ms. GRANGER, Ms. FALLIN, and Mr. ROYCE.

H.R. 3096: Ms. BORDALLO.

H.R. 3103: Mr. MARSHALL.

H.R. 3138: Mr. BACHUS, Mr. LOBIONDO, Ms. ROS-LEHTINEN, Mr. BONNER, Mr. COLE of Oklahoma, Mr. HENSARLING, Mr. WALDEN of Oregon, Mr. PEARCE, Mr. NUNES, Mr. KLINE of Minnesota, Mr. HASTERT, Mr. KINGSTON, Mr. BROWN of South Carolina, Mr. MCCREERY, Mr. GERLACH, Mr. WAMP, Mrs. BIGGERT, Mr. SAXTON, Mr. FERGUSON, Mr. GILLMOR, and Mr. DENT.

H.R. 3140: Mr. RODRIGUEZ, Ms. CASTOR, Mr. HODES, Ms. SHEA-PORTER, and Mr. INGLIS of South Carolina.

H.R. 3145: Mr. GERLACH, Mr. BURTON of Indiana, Mr. MARCHANT, and Mr. GINGREY.

H.R. 3148: Mr. GERLACH.

H.R. 3151: Mr. GERLACH.

H.R. 3155: Mr. GERLACH.

H.R. 3159: Ms. ESHOO.

H.R. 3162: Mr. GENE GREEN of Texas, Ms. DEGETTE, and Mr. ALLEN.

H.R. 3174: Ms. SHEA-PORTER and Mr. ALEXANDER.

H.R. 3175: Ms. SOLIS.

H.R. 3191: Ms. HIRONO.

H.R. 3197: Mr. EHLERS and Ms. CLARKE.

H.R. 3213: Mr. BOREN and Mr. SHULER.

H.R. 3225: Mr. GILLMOR.

H. Con. Res. 24: Mr. LARSON of Connecticut.

H. Con. Res. 28: Mr. ALEXANDER.

H. Con. Res. 37: Mr. BOOZMAN.

H. Con. Res. 185: Mr. TAYLOR, Mr. BRALEY

of Iowa, Mrs. GILLIBRAND, Mr. LOEBBACH, Mr. KAGEN, Mr. PATRICK MURPHY of Pennsylvania, Mr. SESTAK, Mr. MITCHELL, Mr. HALL of New York, Mr. KIND, Mr. JOHNSON of Georgia, Mr. WILSON of South Carolina, Mr. DONNELLY, and Mr. RODRIGUEZ.

H. Con. Res. 193: Mr. LAMPSON, Mr. MATHE-SON, Mr. BARTLETT of Maryland, Mr. GERLACH, Mr. GILCHREST, Mrs. BOYDA of Kansas, and Mr. KIND.

H. Res. 32: Mr. SHERMAN.

H. Res. 68: Mr. DAVIS of Illinois.

H. Res. 95: Mr. GOODE, Mr. HOLT, Mr. RUPPERSBERGER, Mr. HASTINGS of Florida, Mr. GRIJALVA, Mr. OLVER, Mr. GERLACH, Mrs. DAVIS of California, and Mr. CARNAHAN.

H. Res. 111: Mr. HINCHEY, Mr. WEINER, and Mr. BOOZMAN.

H. Res. 238: Ms. BORDALLO.

H. Res. 356: Mr. RAHALL.

H. Res. 405: Ms. ROS-LEHTINEN.

H. Res. 433: Mr. GENE GREEN of Texas.

H. Res. 447: Mr. CAPUANO.

H. Res. 548: Mr. SMITH of New Jersey and Mr. NADLER.

H. Res. 549: Mr. COBLE.

H. Res. 550: Mr. BOOZMAN.

H. Res. 557: Ms. ROS-LEHTINEN, Mr. SMITH of New Jersey, and Mr. SHERMAN.

H. Res. 572: Mr. MARIO DIAZ-BALART of Florida.

H. Res. 575: Ms. LEE, Mr. MORAN of Virginia, Mr. HOLT, Mr. BERMAN, Ms. BORDALLO, and Mr. SHERMAN.

H. Res. 576: Mr. DAVIS of Illinois.

H. Res. 584: Mrs. MILLER of Michigan, Ms. GINNY BROWN-WAITE of Florida, Mr. WALDEN of Oregon, and Mr. SHAYS.

H. Res. 585: Mr. HINOJOSA and Mr. EDWARDS.

H. Res. 587: Mr. STUPAK and Mr. MARSHALL.

### WEDNESDAY, AUGUST 1, 2007 (108)

#### ¶108.1 APPOINTMENT OF SPEAKER PRO TEMPORE

The House was called to order by the SPEAKER pro tempore, Mrs. TAUSCHER, who laid before the House the following communication:

WASHINGTON, DC,

August 1, 2007.

I hereby appoint the Honorable ELLEN O. TAUSCHER to act as Speaker pro tempore on this day.

NANCY PELOSI,

*Speaker of the House of Representatives.*

#### ¶108.2 APPROVAL OF THE JOURNAL

The SPEAKER pro tempore, Mrs. TAUSCHER, announced she had examined and approved the Journal of the proceedings of Tuesday, July 31, 2007.

Mr. POE, pursuant to clause 1, rule I, demanded a vote on agreeing to the Chair's approval of the Journal.

The question being put, viva voce,

Will the House agree to the Chair's approval of said Journal?

The SPEAKER pro tempore, Mrs. TAUSCHER, announced that the yeas had it.

Mr. POE demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Mrs. TAUSCHER, pursuant to clause 8, rule XX, announced that further proceedings on the question were postponed.

#### ¶108.3 COMMUNICATIONS

Executive and other communications, pursuant to clause 8, rule XII, were referred as follows:

2816. A letter from the Comptroller, Department of Defense, transmitting the Secretary's certification that the current Future Years Defense Program (FYDP) fully funds the support costs associated with the MH-60R helicopter mission avionics multiyear procurement program, pursuant to 10 U.S.C. 2306b(i)(1)(A); to the Committee on Armed Services.

2817. A letter from the Under Secretary for Acquisitions, Technology and Logistics, Department of Defense, transmitting the Department's certification that the F-22 multi-year procurement meets all requirements of the law, pursuant to 10 U.S.C. 134; to the Committee on Armed Services.

2818. A letter from the Under Secretary for Acquisition and Technology, Department of Defense, transmitting a copy of the "Annual Report on the Department of Defense Mentor-Protégé Program" for FY 2006, pursuant to Public Law 101-510, section 831; to the Committee on Armed Services.

2819. A letter from the Under Secretary for Personnel and Readiness, Department of Defense, transmitting a letter on the approved retirement Vice Admiral David C. Nichols, Jr., United States Navy, and his advancement to the grade of vice admiral on the retired list; to the Committee on Armed Services.

2820. A letter from the Director, Office of Standards and Variances, Department of Labor, transmitting the Department's final rule — Sealing of Abandoned Areas (RIN: 1219-AB52) received July 2, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Education and Labor.

2821. A letter from the Regulations Coordinator, Department of Health and Human Services, transmitting the Department's final rule — Implementation of the Office of OMB Guidance on Nonprocurement Debarment and Suspension — received June 23, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

2822. A letter from the Principal Deputy Associate Administrator, Environmental

Protection Agency, transmitting the Agency's final rule — Determination of Attainment, Approval and Promulgation of Implementation Plans and Designation of Areas for Air Quality Planning Purposes; Ohio; Correction [EPA-R05-OAR-2006-0046; EPA-R05-OAR-2006-0891; EPA-R05-OAR-2006-0892; FRL-8335-6] received July 2, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

2823. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Approval and Promulgation of Implementation Plans and Designation of Areas for Air Quality Planning Purposes; Kentucky: Redesignation of the Kentucky Portion of the Louisville 8-Hour Ozone Non-attainment Area to Attainment for Ozone [EPA-R04-OAR-2006-0584-200723; FRL-8335-4] received July 2, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

2824. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Approval and Promulgation of Air Quality Implementation Plans; Ohio Rules to Control Emissions from Hospital, Medical, and Infectious Waste Incinerators [EPA-R05-OAR-2006-0560; FRL-8335-5] received July 2, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

2825. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Approval and Promulgation of Air Quality Implementation Plans; Virginia; Redesignation of the Hampton Roads Nonattainment Area to Attainment and Approval of the Area's Maintenance Plan and 2002 Base-Year Inventory; Correction [EPA-R03-OAR-2006-0919; FRL-8335-1] received July 2, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

2826. A letter from the Chair, Acquisition Advisory Panel, transmitting the Panel's Final Report including recommendations regarding small business, the Federal acquisition workforce, and the appropriate role of contractors supporting the federal government, as required by Section 1423 of the Services Acquisition Reform Act of 2003; to the Committee on Oversight and Government Reform.

2827. A letter from the Under Secretary for Acquisition, Technology and Logistics, Department of Defense, transmitting the Department's 2006 inventory of activities that are not inherently governmental functions as required by Section 2 of the Federal Activities Inventory Reform (FAIR) Act of 1998, Public Law 105-270; to the Committee on Oversight and Government Reform.

2828. A letter from the General Counsel for General Law, Department of Homeland Security, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Oversight and Government Reform.

2829. A letter from the Under Secretary for Management, Department of Homeland Security, transmitting in accordance with the Federal Activities Inventory Reform Act of 1998, the Department's FY 2006 inventory of commercial and inherently governmental activities; to the Committee on Oversight and Government Reform.

2830. A letter from the Principal Deputy Assistant Attorney General, Department of Justice, transmitting the Department's report on the amount of acquisitions made from entities that manufacture the articles, materials, or supplies outside the United States in Fiscal Years 2005 and 2006; to the Committee on Oversight and Government Reform.

2831. A letter from the Principal Deputy Assistant Attorney General, Department of

Justice, transmitting the Department's report on the use of the Category Rating System during calendar year 2006, pursuant to 5 U.S.C. 3319(d); to the Committee on Oversight and Government Reform.

2832. A letter from the Procurement Executive, Department of State, transmitting the Department's final rule — Department of State Acquisition Regulation; Technical Amendments (RIN: 1400-AC34) received July 16, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Oversight and Government Reform.

2833. A letter from the Attorney Advisor, Department of Transportation, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Oversight and Government Reform.

2834. A letter from the Attorney Advisor, Department of Transportation, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Oversight and Government Reform.

2835. A letter from the Special Assistant to the Secretary, Department of Veterans Affairs, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Oversight and Government Reform.

2836. A letter from the Assistant Director, Executive & Political Personnel, Department of the Army, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Oversight and Government Reform.

2837. A letter from the Assistant Director, Executive & Political Personnel, Department of the Navy, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Oversight and Government Reform.

2838. A letter from the Associate Special Counsel for Legal Counsel and Policy, Office of Special Counsel, transmitting the Office's final rule — Revision of Freedom of Information Act regulations of the U.S. Office of Special Counsel — received July 30, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Oversight and Government Reform.

2839. A letter from the Executive Secretary, U.S. Agency for International Development, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Oversight and Government Reform.

2840. A letter from the Executive Secretary, U.S. Agency for International Development, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Oversight and Government Reform.

2841. A letter from the Executive Secretary, U.S. Agency for International Development, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Oversight and Government Reform.

2842. A letter from the Office of the District of Columbia Auditor, transmitting a copy of the report entitled, "Audit of Advisory Neighborhood Commission 3D for Fiscal Years 2005 through 2007, as of March 31, 2007"; to the Committee on Oversight and Government Reform.

2843. A letter from the Office of the District of Columbia Auditor, transmitting a copy of the report entitled, "Audit of Advisory Neighborhood Commission 3C for Fiscal Years 2005 through 2007, as of March 31, 2007"; to the Committee on Oversight and Government Reform.

2844. A letter from the Office of the District of Columbia Auditor, transmitting a report entitled, "Letter Report: Certification of the Sufficiency of the Washington Convention Center Authority's Projected Revenues and Excess Reserve to Meet Projected Operating and Debt Service Expenditures and Re-

serve Requirements for Fiscal Year 2008"; to the Committee on Oversight and Government Reform.

¶108.4 MESSAGE FROM THE SENATE

A message from the Senate by Ms. Curtis, one of its clerks, announced that the Senate has passed without amendment a bill of the House of the following title:

H.R. 3206. An Act to provide for an additional temporary extension of programs under the Small Business Act and the Small Business Investment Act of 1958 through December 15, 2007, and for other purposes.

The message also announced that the Senate has passed joint resolutions and a concurrent resolution of the following titles in which the concurrence of the House is requested:

S.J. Res. 7. A joint resolution providing for the reappointment of Roger W. Sant as a citizen regent of the Board of Regents of the Smithsonian Institution.

S.J. Res. 8. A joint resolution providing for the reappointment of Patricia Q. Stonesifer as a citizen regent of the Board of Regents of the Smithsonian Institution.

S. Con. Res. 26. A concurrent resolution recognizing the 75th anniversary of the Military Order of the Purple Heart and commending recipients of the Purple Heart for their courageous demonstrations of gallantry and heroism on behalf of the United States.

¶108.5 MOTION TO ADJOURN

Mr. PRICE of Georgia, moved that the House do now adjourn.

The question being put, *viva voce*, Will the House now adjourn?

The SPEAKER pro tempore, Mrs. TAUSCHER, announced that the nays had it.

Mr. PRICE of Georgia, demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The vote was taken by electronic device.

It was decided in the { Yeas ..... 177  
negative ..... } Nays ..... 231

¶108.6 [Roll No. 779]

YEAS—177

Abercrombie	Camp (MI)	Foxx
Aderholt	Campbell (CA)	Franks (AZ)
Akin	Cannon	Frelinghuysen
Alexander	Cantor	Gallegly
Bachmann	Capito	Garrett (NJ)
Bachus	Carter	Gerlach
Baker	Chabot	Gilchrest
Barrett (SC)	Cole (OK)	Gillmor
Bartlett (MD)	Conaway	Gingrey
Barton (TX)	Crenshaw	Gohmert
Biggert	Davis (KY)	Goode
Bilbray	Davis, David	Goodlatte
Bilirakis	Davis, Tom	Granger
Bishop (UT)	Deal (GA)	Graves
Blackburn	Dent	Hastert
Blunt	Diaz-Balart, L.	Hastings (WA)
Boehner	Diaz-Balart, M.	Hayes
Bonner	Doolittle	Heller
Bono	Drake	Hensarling
Boustany	Dreier	Herger
Brady (TX)	Duncan	Hobson
Brown (GA)	Ehlers	Hoekstra
Brown (SC)	Emerson	Hulshof
Brown-Waite,	English (PA)	Hunter
Ginny	Everett	Inglis (SC)
Buchanan	Fallin	Issa
Burgess	Feeney	Johnson (IL)
Burton (IN)	Flake	Jordan
Buyer	Forbes	Keller
Calvert	Fortenberry	King (IA)

King (NY)	Miller, Gary	Sensenbrenner
Kingston	Murphy, Tim	Sessions
Kirk	Musgrave	Shadegg
Kline (MN)	Myrick	Shays
Knollenberg	Neugebauer	Shimkus
Kuhl (NY)	Nunes	Shuster
LaHood	Paul	Simpson
Lamborn	Pearce	Smith (NE)
Latham	Pence	Smith (TX)
LaTourette	Petri	Souder
Lewis (CA)	Pickering	Stearns
Lewis (KY)	Pitts	Sullivan
Linder	Porter	Terry
Lucas	Price (GA)	Thornberry
Lungren, Daniel	Putnam	Tiberi
E.	Radanovich	Turner
Mack	Regula	Upton
Manzullo	Rehberg	Walberg
Marchant	Reichert	Walden (OR)
McCaul (TX)	Renzi	Walsh (IN)
McCotter	Reynolds	Wamp
McCrary	Rogers (AL)	Weldon (FL)
McHenry	Rogers (MI)	Westmoreland
McHugh	Rohrabacher	Whitfield
McKeon	Ros-Lehtinen	Wicker
McMorris	Roskam	Wilson (NM)
Rodgers	Royce	Wilson (SC)
Mica	Ryan (WI)	Wolf
Miller (FL)	Sali	Young (AK)
Miller (MI)	Schmidt	Young (FL)

NAYS—231

Ackerman	Fattah	McGovern
Allen	Ferguson	McIntyre
Altmire	Finer	McNerney
Andrews	Fossella	McNulty
Arcuri	Frank (MA)	Meek (FL)
Baca	Giffords	Meeks (NY)
Baird	Gillibrand	Melancon
Baldwin	Gonzalez	Michaud
Barrow	Gordon	Miller (NC)
Becerra	Green, Al	Mitchell
Berkley	Green, Gene	Mollohan
Berman	Grijalva	Moore (KS)
Berry	Gutierrez	Moore (WI)
Bishop (GA)	Hall (NY)	Moran (KS)
Bishop (NY)	Hall (TX)	Moran (VA)
Blumenauer	Hare	Murphy (CT)
Boozman	Harman	Murphy, Patrick
Boren	Hastings (FL)	Nadler
Boswell	Herseth Sandlin	Napolitano
Boucher	Higgins	Neal (MA)
Boyd (FL)	Hill	Oberstar
Boyda (KS)	Hinojosa	Obey
Brady (PA)	Hirono	Oliver
Bralley (IA)	Hodes	Ortiz
Brown, Corrine	Holden	Pallone
Butterfield	Holt	Pascrell
Capps	Hooley	Pastor
Capuano	Hoyer	Payne
Cardoza	Inslee	Perlmutter
Carnahan	Israel	Peterson (MN)
Carney	Jackson (IL)	Platts
Carson	Jackson-Lee	Pomeroy
Castle	(TX)	Price (NC)
Castor	Jindal	Rahall
Chandler	Johnson (GA)	Ramstad
Clay	Johnson, E. B.	Rangel
Cleaver	Jones (NC)	Reyes
Clyburn	Jones (OH)	Rodriguez
Coble	Kagen	Ross
Cohen	Kanjorski	Rothman
Cohen	Kaptur	Roybal-Allard
Conyers	Kennedy	Rush
Cooper	Kildee	Ryan (OH)
Costa	Kilpatrick	Salazar
Costello	Kind	Sánchez, Linda
Courtney	Klein (FL)	T.
Cramer	Kucinich	Sanchez, Loretta
Crowley	Lampson	Sarbanes
Cuellar	Langevin	Saxton
Davis (AL)	Lantos	Schakowsky
Davis (CA)	Larsen (WA)	Schiff
Davis (IL)	Larson (CT)	Schwartz
Davis, Lincoln	Lee	Scott (GA)
DeFazio	Levin	Scott (VA)
DeGette	Lewis (GA)	Serrano
DeLauro	Lipinski	Sestak
DeLunt	LoBiondo	Shea-Porter
Dicks	Loeback	Sherman
Dingell	Loftgren, Zoe	Shuler
Doggett	Lowey	Sires
Donnelly	Lynch	Skelton
Doyle	Mahoney (FL)	Slaughter
Edwards	Marshall	Smith (NJ)
Ellison	Matheson	Smith (WA)
Ellsworth	Matsui	Snyder
Emanuel	Eshoo	Solis
Emanuel	McCarthy (NY)	Space
Etheridge	McCollum (MN)	Spratt
Farr	McDermott	

Stark	Towns	Watt
Stupak	Udall (NM)	Weiner
Sutton	Van Hollen	Welch (VT)
Tanner	Velázquez	Weller
Tauscher	Visclosky	Wexler
Taylor	Walz (MN)	Wilson (OH)
Thompson (CA)	Wasserman	Woolsey
Thompson (MS)	Schultz	Wu
Tiahrt	Waters	Wynn
Tierney	Watson	Yarmuth

NOT VOTING—24

Bean	Honda	Peterson (PA)
Clarke	Jefferson	Poe
Cubin	Johnson, Sam	Pryce (OH)
Culberson	Maloney (NY)	Rogers (KY)
Cummings	Markey	Ruppersberger
Davis, Jo Ann	McCarthy (CA)	Tancredo
Engel	Miller, George	Udall (CO)
Hinchey	Murtha	Waxman

So the motion to adjourn was not agreed to.

108.7 APPROVAL OF THE JOURNAL—UNFINISHED BUSINESS

The SPEAKER pro tempore, Mrs. TAUSCHER, pursuant to clause 8, rule XX, announced the unfinished business to be the question on agreeing to the Chair's approval of the Journal of Tuesday, July 31, 2007.

The question being put, Will the House agree to the Chair's approval of said Journal?

The vote was taken by electronic device.

When there appeared	{ Yeas .....	214
	{ Nays .....	189

108.8 [Roll No. 780] YEAS—214

Ackerman	Delahunt	Kind
Allen	DeLauro	Klein (FL)
Andrews	Dicks	Kucinich
Arcuri	Dingell	Lampson
Baca	Doggett	Langevin
Baird	Doyle	Lantos
Baldwin	Edwards	Larsen (WA)
Barrow	Ellison	Larson (CT)
Becerra	Ellsworth	Lee
Berkley	Emanuel	Levin
Berman	Eshoo	Lewis (GA)
Berry	Etheridge	Lipinski
Bishop (GA)	Farr	Loeb
Bishop (NY)	Fattah	Lofgren, Zoe
Blumenauer	Filner	Lowe
Boren	Frank (MA)	Lynch
Boswell	Giffords	Mahoney (FL)
Boucher	Gillibrand	Maloney (NY)
Boyd (FL)	Gonzalez	Markey
Boyd (KS)	Green, Al	Marshall
Brady (PA)	Green, Gene	Matheson
Bralley (IA)	Grijalva	Matsui
Brown, Corrine	Gutierrez	McCarthy (NY)
Butterfield	Hall (NY)	McCollum (MN)
Capps	Hare	McDermott
Capuano	Harman	McGovern
Cardoza	Hastings (FL)	McIntyre
Carnahan	Herseth Sandlin	McNerney
Carson	Higgins	McNulty
Castle	Hinchey	Meek (FL)
Castor	Hinojosa	Meeks (NY)
Chandler	Hirono	Melancon
Clay	Hodes	Michaud
Cleaver	Holden	Miller (NC)
Clyburn	Holt	Miller, George
Coble	Hooley	Mitchell
Cohen	Hoyer	Mollohan
Conyers	Insole	Moore (KS)
Cooper	Israel	Moore (WI)
Costa	Jackson (IL)	Moran (VA)
Costello	Jackson-Lee	Murphy (CT)
Courtney	(TX)	Murphy, Patrick
Cramer	Johnson (GA)	Nadler
Crowley	Johnson (IL)	Napolitano
Cuellar	Johnson, E. B.	Neal (MA)
Davis (AL)	Jones (OH)	Obey
Davis (CA)	Kagen	Olver
Davis (IL)	Kanjorski	Ortiz
Davis, Lincoln	Kaptur	Pallone
Davis, Tom	Kennedy	Pascarell
DeFazio	Kildee	Pastor
DeGette	Kilpatrick	Paul

Payne	Serrano	Towns
Perlmutter	Sestak	Udall (NM)
Pomeroy	Shea-Porter	Van Hollen
Price (NC)	Sherman	Velázquez
Rahall	Shuler	Visclosky
Rangel	Sires	Wasserman
Reyes	Skelton	Schultz
Rodriguez	Slaughter	Waters
Ross	Smith (WA)	Watson
Rush	Snyder	Watt
Ryan (OH)	Solis	Weiner
Salazar	Spratt	Welch (VT)
Sánchez, Linda T.	Stark	Wexler
Sanchez, Loretta	Stupak	Whitfield
Sarbanes	Sutton	Wilson (OH)
Schakowsky	Tanner	Woolsey
Schiff	Tauscher	Wu
Schwartz	Taylor	Wynn
Scott (GA)	Thompson (CA)	Yarmuth
Scott (VA)	Thompson (MS)	
	Tierney	

NAYS—189

Abercrombie	Frelinghuysen	Myrick
Aderholt	Gallegly	Neugebauer
Akin	Garrett (NJ)	Nunes
Alexander	Gerlach	Pearce
Altmire	Gilchrest	Pence
Bachmann	Gillmor	Peterson (MN)
Bachus	Gingrey	Petri
Baker	Gohmert	Pickering
Barrett (SC)	Goode	Pitts
Bartlett (MD)	Goodlatte	Platts
Biggart	Granger	Porter
Bilbray	Graves	Price (GA)
Bilirakis	Hall (TX)	Putnam
Bishop (UT)	Hastert	Radanovich
Blackburn	Hastings (WA)	Ramstad
Bonner	Hayes	Regula
Bono	Heller	Rehberg
Boozman	Hensarling	Reichert
Boustany	Herger	Renzi
Brady (TX)	Hill	Reynolds
Brown (GA)	Hobson	Rogers (AL)
Brown (SC)	Hoekstra	Rogers (MI)
Brown-Waite, Ginny	Hulshof	Rohrabacher
Buchanan	Hunter	Ros-Lehtinen
Burgess	Issa	Roskam
Burton (IN)	Jindal	Royce
Buyer	Jones (NC)	Ryan (WI)
Calvert	Jordan	Sali
Camp (MI)	Keller	Saxton
Campbell (CA)	Camp (MI)	Schmidt
Cannon	King (IA)	Sensenbrenner
Cantor	King (NY)	Sessions
Capito	Kingston	Shadegg
Carney	Kirk	Shays
Carter	Kline (MN)	Shimkus
Chabot	Knollenberg	Shuster
Cole (OK)	Kuhl (NY)	Simpson
Conaway	LaHood	Smith (NE)
Crenshaw	Lamborn	Smith (NJ)
Davis (KY)	Latham	Smith (TX)
Davis, David	LaTourette	Souder
Deal (GA)	Lewis (CA)	Space
Dent	Lewis (KY)	Stearns
Diaz-Balart, L.	LoBiondo	Sullivan
Diaz-Balart, M.	Lucas	Terry
Donnelly	Lungren, Daniel E.	Thornberry
Doolittle	Mack	Tiahrt
Drake	Manzullo	Tiberi
Dreier	Marchant	Turner
Duncan	McCaul (TX)	Upton
Ehlers	McCotter	Walberg
Emerson	McHenry	Walden (OR)
English (PA)	McHugh	Walsh (NY)
Everett	McKeon	Wamp
Fallin	McMorris	Weldon (FL)
Feeney	Rodgers	Weller
Ferguson	Mica	Westmoreland
Flake	Miller (FL)	Wicker
Forbes	Miller (MI)	Wilson (NM)
Fortenberry	Miller, Gary	Wilson (SC)
Fossella	Moran (KS)	Wolf
Fox	Murphy, Tim	Young (AK)
Franks (AZ)	Musgrave	Young (FL)

NOT VOTING—29

Barton (TX)	Gordon	Poe
Bean	Honda	Pryce (OH)
Blunt	Jefferson	Rogers (KY)
Boehner	Johnson, Sam	Rothman
Clarke	Linder	Roybal-Allard
Cubin	McCarthy (CA)	Ruppersberger
Culberson	McCrery	Tancredo
Cummings	Kennedy	Udall (CO)
Davis, Jo Ann	Oberstar	Udall (CO)
Engel	Peterson (PA)	Waxman

So the Journal was approved.

108.9 MOTION TO ADJOURN

Mr. ABERCROMBIE moved that the House do now adjourn.

The question being put, viva voce,

Will the House now adjourn?

The SPEAKER pro tempore, Mrs. TAUSCHER, announced that the nays had it.

Mr. ABERCROMBIE demanded a recorded vote on agreeing to said motion, which demand was supported by one-fifth of a quorum, so a recorded vote was ordered.

The vote was taken by electronic device.

It was decided in the	{ Yeas .....	154
negative .....	{ Nays .....	236

108.10 [Roll No. 781] AYES—154

Aderholt	Frelinghuysen	Neugebauer
Akin	Gallegly	Nunes
Alexander	Garrett (NJ)	Paul
Bachmann	Gingrey	Pearce
Bachus	Gohmert	Pence
Barrett (SC)	Goode	Petri
Bartlett (MD)	Goodlatte	Pickering
Barton (TX)	Granger	Pitts
Biggart	Graves	Poe
Bilbray	Hastings (WA)	Price (GA)
Bilirakis	Hayes	Putnam
Bishop (UT)	Heller	Regula
Blunt	Hensarling	Rehberg
Boehner	Herger	Reichert
Bonner	Hobson	Renzi
Bono	Hoekstra	Rogers (AL)
Boustany	Inglis (SC)	Rogers (MI)
Brady (TX)	Issa	Rohrabacher
Brown (GA)	Johnson (IL)	Ros-Lehtinen
Brown (SC)	Jordan	Roskam
Brown-Waite, Ginny	Keller	Royce
Buchanan	King (IA)	Sali
Burton (IN)	King (NY)	Saxton
Buyer	Kingston	Schmidt
Calvert	Kirk	Sensenbrenner
Camp (MI)	Kline (MN)	Sessions
Campbell (CA)	Knollenberg	Shadegg
Cannon	LaHood	Shimkus
Capito	Lamborn	Shuster
Chabot	Latham	Smith (NE)
Chabot	LaTourette	Smith (TX)
Cole (OK)	Lewis (CA)	Souder
Conaway	Lewis (KY)	Stearns
Crenshaw	Lucas	Sullivan
Davis (KY)	Lungren, Daniel E.	Taylor
Davis, David	Mack	Terry
Davis, Tom	Manzullo	Thornberry
Deal (GA)	Marchant	Tiahrt
Dent	McCaul (TX)	Tiberi
Diaz-Balart, L.	McCrery	Turner
Diaz-Balart, M.	McHenry	Upton
Doolittle	McHugh	Walden (OR)
Drake	McKeon	Walsh (NY)
Dreier	McMorris	Wamp
Duncan	Rodgers	Weldon (FL)
Ehlers	Mica	Weller
Emerson	Miller (FL)	Westmoreland
English (PA)	Miller (MI)	Wicker
Everett	Miller, Gary	Wilson (NM)
Fallin	Moran (KS)	Wilson (SC)
Feeney	Murphy, Tim	Wolf
Ferguson	Musgrave	Young (AK)
Flake		Young (FL)

NOES—236

Abercrombie	Bishop (NY)	Carnahan
Ackerman	Blackburn	Carson
Allen	Blumenauer	Carter
Altmire	Boozman	Castle
Andrews	Boren	Castor
Arcuri	Boswell	Chandler
Baca	Boucher	Clay
Baird	Boyd (FL)	Cleaver
Baker	Boyd (KS)	Clyburn
Baldwin	Brady (PA)	Coble
Barrow	Bralley (IA)	Cohen
Becerra	Brown, Corrine	Conyers
Berkley	Burgess	Cooper
Berman	Butterfield	Costa
Berry	Capps	Costello
Bishop (GA)	Cardoza	Courtney

Cramer	Jones (OH)	Porter
Crowley	Kagen	Rahall
Cuellar	Kanjorski	Ramstead
Cummings	Kaptur	Rangel
Davis (AL)	Kennedy	Reyes
Davis (CA)	Kildee	Reynolds
Davis (IL)	Kilpatrick	Rodriguez
Davis, Lincoln	Kind	Ross
DeFazio	Klein (FL)	Roybal-Allard
DeGette	Kucinich	Ruppersberger
Delahunt	Kuhl (NY)	Rush
DeLauro	Lampson	Ryan (OH)
Dicks	Langevin	Salazar
Dingell	Lantos	Sánchez, Linda
Doggett	Larsen (WA)	T.
Donnelly	Larson (CT)	Sanchez, Loretta
Doyle	Lee	Sarbanes
Edwards	Levin	Saxton
Ellison	Lewis (GA)	Schakowsky
Ellsworth	Lipinski	Schiff
Emanuel	LoBiondo	Schwartz
Emerson	Loebsock	Scott (GA)
Eshoo	Lofgren, Zoe	Scott (VA)
Etheridge	Lowey	Serrano
Farr	Lynch	Shays
Fattah	Maloney (NY)	Shea-Porter
Ferguson	Markey	Sherman
Filner	Marshall	Shuler
Fossella	Matheson	Sires
Fox	Matsui	Skelton
Frank (MA)	McCarthy (NY)	Slaughter
Gerlach	McCotter	Smith (NJ)
Giffords	McGovern	Snyder
Gilchrest	McIntyre	Solis
Gillmor	McNerney	Space
Gonzalez	McNulty	Spratt
Green, Al	Meek (FL)	Stark
Grijalva	Meeke (NY)	Stupak
Gutierrez	Melancon	Sutton
Hall (NY)	Michaud	Tanner
Hall (TX)	Miller (NC)	Tauscher
Hare	Miller, George	Thompson (CA)
Harman	Mitchell	Thompson (MS)
Hastings (FL)	Mollohan	Towns
Herseth Sandlin	Moore (KS)	Udall (NM)
Higgins	Moore (WI)	Van Hollen
Hill	Moran (KS)	Velázquez
Hinchee	Murphy (CT)	Visclosky
Hinojosa	Murphy, Patrick	Walberg
Hirono	Murtha	Walz (MN)
Hodes	Nadler	Wasserman
Holden	Napolitano	Schultz
Holt	Neal (MA)	Waters
Hooley	Oberstar	Watson
Hoyer	Obey	Watt
Inslee	Olver	Weiner
Israel	Ortiz	Welch (VT)
Jackson (IL)	Pallone	Wexler
Jackson-Lee	Pascrell	Wilson (OH)
(TX)	Pastor	Woolsey
Jindal	Perlmutter	Wu
Johnson (GA)	Peterson (MN)	Wynn
Johnson, E. B.	Peterson (PA)	Young (FL)
Jones (NC)	Pomeroy	

NOT VOTING—42

Bean	Honda	Pryce (OH)
Cantor	Hulshof	Radanovich
Capuano	Hunter	Rogers (KY)
Carney	Jefferson	Rothman
Clarke	Johnson, Sam	Ryan (WI)
Cubin	Linder	Sestak
Culberson	McCarthy (CA)	Simpson
Davis, Jo Ann	McCollum (MN)	Smith (WA)
Engel	McDermott	Tancredo
Feeney	Moran (VA)	Tierney
Gillibrand	Myrick	Udall (CO)
Gordon	Payne	Waxman
Green, Gene	Platts	Weller
Hastert	Price (NC)	Yarmuth

So the motion to adjourn was not agreed to.

108.11 PROVIDING FOR CONSIDERATION OF H.R. 3162

Ms. CASTOR, by direction of the Committee on Rules, called up the following resolution (H. Res. 594):

*Resolved*, That upon the adoption of this resolution it shall be in order to consider in the House the bill (H.R. 3162) to amend titles XVIII, XIX, and XXI of the Social Security Act to extend and improve the children's health insurance program, to improve beneficiary protections under the Medicare, Medicaid, and the CHIP program, and for other

purposes. All points of order against consideration of the bill are waived except those arising under clause 9 or 10 of rule XXI. The amendment in the nature of a substitute recommended by the Committee on Ways and Means now printed in the bill, modified by the amendment printed in the report of the Committee on Rules accompanying this resolution, shall be considered as adopted. The bill, as amended, shall be considered as read. All points of order against provisions of the bill, as amended, are waived. The previous question shall be considered as ordered on the bill, as amended, to final passage without intervening motion except: (1) two hours of debate, with one hour equally divided and controlled by the chairman and ranking minority member of the Committee on Ways and Means and one hour equally divided and controlled by the chairman and ranking minority member of the Committee on Energy and Commerce; and (2) one motion to recommit with or without instructions.

SEC. 2. During consideration of H.R. 3162 pursuant to this resolution, notwithstanding the operation of the previous question, the Chair may postpone further consideration of the bill to such time as may be designated by the Speaker.

Pending consideration of said resolution.

108.12 POINT OF ORDER

Mr. SESSIONS made a point of order against said resolution, and said:

"Madam Speaker, I make a point of order against consideration of House Resolution 594 because the first section of the rule waives all points of order against H.R. 3162 and its consideration, except clauses 9 and 10 of rule XXI. This waiver includes points of order under the Unfunded Mandates Reform Act."

The SPEAKER pro tempore, Mrs. TAUSCHER, spoke and said:

"The gentleman from Texas (Mr. SESSIONS) makes a point of order that the resolution violates section 426(a) of the Congressional Budget Act of 1974.

"In accordance with section 426(b)(2) of the Act, the gentleman from Texas has met the threshold burden to identify the specific language in the resolution on which the point of order is predicated.

"Pursuant to section 426(b)(3) of the Act, after the debate the Chair will put the question of consideration, to wit: 'Will the House now consider the resolution?'"

Mr. SESSIONS was recognized to speak to the point of order and said:

"Madam Speaker, while the CBO estimate in the report from the Committee on Ways and Means does not identify any unfunded mandates, it's important to note that there are and that there is no such estimate for the amendment self-executed by the closed rule reported in the dead of night by the majority's Rules Committee. We have no way of knowing whether these new provisions, which we did not see before midnight last night, will impose strict new intergovernmental mandates on our State and local governments.

"Furthermore, this new language appears to be littered with earmarks for hospital-specific projects. We do not have a list of the Members requesting

those projects, and we do not know if the proper certifications have been filed with the authorizing committees.

"Therefore, Madam Speaker, it is essential that we stop, take a breather and put off consideration of this hastily drafted legislation, which was totally rewritten in the dead of night, behind closed doors.

I urge my colleagues to vote "no" on the question of consideration."

Mr. DREIER was recognized to speak to the point of order and said:

"Madam Speaker, I wish to be heard on the gentleman's point of order.

"I would just like to buttress the arguments that have been provided by my friend from Dallas. It was about 1 o'clock this morning that the Rules Committee convened, after having had this package for a half an hour. And I know my very dear friends on the Rules Committee, who probably haven't gotten a heck of a lot of sleep last night, remember very well that into the evening I had been handed by members of my staff a list of some of these hospitals that were specifically raised, that the concern that was raised by my friend from Dallas. And I've got to tell you that as I look at the hospitals in the Nashville, Davidson, Murfreesboro area in Cumberland County, Tennessee, and Marionette, Wisconsin and Michigan and Chicago and Massachusetts and New York, Clinton County, New York, we, Madam Speaker, don't understand what these are.

"As my friend has just said, there are no names attached to this whatsoever. And we were promised this great new sense of openness and transparency and disclosure and accountability, and none of that has happened here.

"And so I join my friend in saying that what we should probably do, if we are going to proceed here, is take a breather. I think that would be the right thing for us to do."

Ms. CASTOR was recognized to speak to the point of order and said:

"Madam Speaker, this point of order is about whether or not to consider this rule and, ultimately, the Children's Health and Medicare Protection Act. We will stand up for our children and the hardworking families in America and fight through these delaying tactics trying to put off having our parents be able to take their kids to the doctor's office. They deserve no less.

"We're going to fight through all these procedural delays today, as we did yesterday, because these parents and children's health in America simply will not wait. We must consider this rule, and we will consider and vote and pass the CHAMP Act today.

"I have the right to close, but, in the end, I will urge my colleagues to vote 'yes' to consider the rule."

Mr. SESSIONS was further recognized and said:

"Madam Speaker, the new Democrat majority promised the American people and those Republicans who are now in the minority that this would be an open and transparent new way of doing



business by Democrats. We were told back in January and February, oh, the only reason we're doing closed rules is because we've got to do them to get our agenda through quickly, because we're not going to allow anybody to stop that. Six in '06 has to be done.

"Well, Madam Speaker, there were no hearings even done on this with the text of the bill that the committee could look at. Last night, 30 minutes before we went into Rules Committee, we had an opportunity to see the language.

"On top of the \$200 billion Medicare cuts, the Democrats have now slipped in extra hospital funding for powerful Democrat districts. That means where Democrats are they've slipped in these brand new earmarks, right there for them.

"We have not had an opportunity to look at the bill, we don't know whether the proper notification has been done, and so what we're saying now today is that what we should do is take a few minutes and sit back and look."

Mr. LEWIS of California, was recognized to speak to the point of order and said:

"Madam Speaker, I very much appreciate the gentleman from the Rules Committee raising these very, very important questions.

"Our membership should know, and I think the American public will want to know, that one of the reasons to have a meeting in the dead of the night to make changes in this package is because this package, in the name of helping children, is designed to do much more than that. As a matter of fact, the SCHIP program, in its original form, was an excellent program, working very well to help children who are uninsured, on the margin of poverty.

"The design of this bill is to expand that program into eventually all children and pushing them off of private health care, et cetera. The real plan here is to set the stage for a movement of the next gigantic step in the direction of what should be called "Hillary Care," national socialized medicine. Literally, that's what they're about.

"The program has been working very well. It does need some additional funding. These States do not need the opportunity to expand these programs not just to illegals but to children who presently, in high percentages, are already in private health care systems. Their design is obviously a design that goes way beyond the stated purpose for this bill."

Mr. SESSIONS was further recognized and said:

"Madam Speaker, last night in the Rules Committee we had an opportunity to see firsthand what this new Democrat majority is all about. And not one time, not one time, was the word let's make health care better for America, not one time was it about trying to make things better for doctors and hospitals and patients. It was a slam dunk, hit 'em out of bounds, the doctors, who they claim make all this

money, who it's all about the doctors making money.

"And I had an opportunity to engage those people who represented the Ways and Means Committee and the Commerce Committee, and I said, hey, during your hearings, that you talk about you having all these hearings, did anyone ever bring up that specialty hospitals are those many times joint ventures with hospitals where they're trying to take care of patients who come for elective surgeries to get them out of hospitals that are full, emergency rooms that are backed up, and then we've got a problem with health because of bacteria in the hospitals. And these hospitals are safer and offer elective surgery to get people in and out that is much cheaper and safer and better.

"They acted like it was a foreign concept. They acted like they had never heard about the marketplace before."

Mr. DREIER was further recognized and said:

"I thank my friend for yielding and appreciate his very thoughtful remarks on this.

"I was talking earlier about these earmarks that have been included in this measure that have no names attached to them whatsoever. They cover the States of Tennessee and Michigan and New York and other spots, and we don't have any comprehension of them, and I guess that's allowed.

"Now, it wouldn't have been allowed in the last Congress, because when we passed earmark reform; Madam Speaker, let me just explain to my colleagues who may be a little confused on this, that when we passed earmark reform in September of last year we said that there should be full disclosure, a full listing, full transparency on all appropriations bills and on all tax bills and other authorizing legislation.

"Now, Madam Speaker, unfortunately, when we came forward, and of course we were maligned for having passed that earmark reform in the last Congress, but when we finally came forward and rectified the structure that allowed people to only send a letter to the chairman of the Appropriations Committee if they wanted to raise concern, but they had no ability whatsoever to raise concern or raise a point of order on the House floor about an earmark, we saw that, finally agreed to it.

"But guess what, Madam Speaker?

"Unfortunately, the authorizing legislation including tax bills was completely omitted, completely omitted from this transparency plan that we had in the 109th Congress. And so that's, I guess, why it's allowed to include all of these hospitals in this measure without having any names attached to them, without any opportunity whatsoever to raise questions about them; and so I continue to support the effort of my friend here."

Mr. SESSIONS was further recognized and said:

"Madam Speaker, we believe that the earmarks which have been presented,

which the way this bill has come to the floor, is not properly done. It did not follow regular order. It is without the transparency that the new Democrat majority has touted and talks about every single day. It is without the smell test of ethics to know, straight up, what somebody is going to spend money on, the people's money. And because of that, we are opposing and asking that this bill go back and be properly done to where everyone can understand.

"Madam Speaker, I believe that the case that we are making here today is a smell test, and that is that if the new Democrat majority wants to have closed rules, not have openness with regular order, not present bills before they would be voted on to allow people enough time to see what is in them and to be transparent about what is in the bills and who is getting the money and who is spending the money, you have not passed the smell test. And thus we are asking that you not do what you are doing.

"We oppose the Democrat majority."

Ms. CASTOR was further recognized and said:

"Madam Speaker, I urge my colleagues to reject these dilatory tactics. Health care for America's children cannot be delayed or denied. I urge a 'yes' vote on the question of consideration."

After debate,

The question being put, viva voce,

Will the House now consider the resolution?

The SPEAKER pro tempore, Mrs. TAUSCHER, announced that the yeas had it.

Mr. SESSIONS demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The vote was taken by electronic device.

It was decided in the { Yeas ..... 222  
affirmative ..... } Nays ..... 197

¶108.13

[Roll No. 782]

YEAS—222

Abercrombie	Carney	Donnelly
Ackerman	Carson	Doyle
Allen	Castor	Edwards
Altmire	Chandler	Ellison
Andrews	Clay	Emanuel
Arcuri	Cleaver	Engel
Baca	Clyburn	Eshoo
Baird	Cohen	Etheridge
Baldwin	Conyers	Farr
Barrow	Cooper	Fattah
Becerra	Costa	Filner
Berkley	Costello	Frank (MA)
Berman	Courtney	Giffords
Berry	Cramer	Gillibrand
Bishop (GA)	Crowley	Gonzalez
Bishop (NY)	Cuellar	Gordon
Blumenauer	Cummings	Green, Al
Boren	Davis (AL)	Green, Gene
Boswell	Davis (CA)	Grijalva
Boyd (FL)	Davis (IL)	Gutierrez
Boyd (KS)	Davis, Lincoln	Hall (NY)
Brady (PA)	DeFazio	Hare
Brown, Corrine	DeGette	Harman
Butterfield	Delahunt	Hastings (FL)
Capps	DeLauro	Herseth Sandlin
Capuano	Dicks	Higgins
Cardoza	Dingell	Hill
Carnahan	Doggett	Hinchev



Hinojosa  
Hirono  
Hodes  
Holden  
Holt  
Honda  
Hooley  
Hoyer  
Inslée  
Israel  
Jackson (IL)  
Jackson-Lee (TX)  
Jefferson  
Johnson (GA)  
Johnson, E. B.  
Jones (OH)  
Kagen  
Kanjorski  
Kaptur  
Kennedy  
Kildee  
Kilpatrick  
Kind  
Klein (FL)  
Kucinich  
Lampson  
Langevin  
Lantos  
Larsen (WA)  
Larson (CT)  
Lee  
Levin  
Lewis (GA)  
Lipinski  
Loebsack  
Lofgren, Zoe  
Lowe  
Lynch  
Mahoney (FL)  
Maloney (NY)  
Markey  
Matheson  
Matsui  
McCarthy (NY)  
McCollum (MN)  
McDermott

McGovern  
McIntyre  
McNerney  
McNulty  
Meek (FL)  
Meeks (NY)  
Melancon  
Michaud  
Miller (NC)  
Miller, George  
Mollohan  
Moore (KS)  
Moore (WI)  
Moran (VA)  
Murphy (CT)  
Murphy, Patrick  
Murtha  
Nadler  
Napolitano  
Neal (MA)  
Oberstar  
Obey  
Oliver  
Ortiz  
Pallone  
Pascrell  
Payne  
Perlmutter  
Peterson (MN)  
Pomeroy  
Price (NC)  
Rahall  
Rangel  
Reyes  
Rodriguez  
Ross  
Roybal-Allard  
Ruppersberger  
Rush  
Ryan (OH)  
Salazar  
Sánchez, Linda T.  
Sanchez, Loretta  
Sarbanes  
Schakowsky

Schiff  
Schwartz  
Scott (GA)  
Scott (VA)  
Serrano  
Sestak  
Shea-Porter  
Sherman  
Shuler  
Sires  
Skelton  
Slaughter  
Smith (WA)  
Snyder  
Solis  
Space  
Spratt  
Stark  
Stupak  
Sutton  
Tanner  
Tauscher  
Taylor  
Thompson (CA)  
Thompson (MS)  
Tierney  
Towns  
Udall (CO)  
Udall (NM)  
Van Hollen  
Velázquez  
Visclosky  
Walz (MN)  
Wasserman  
Schultz  
Waters  
Watson  
Watt  
Waxman  
Weiner  
Welch (VT)  
Wexler  
Wilson (OH)  
Woolsey  
Wu  
Wynn  
Yarmuth

NAYS—197

Aderholt  
Akin  
Alexander  
Bachmann  
Bachus  
Baker  
Barrett (SC)  
Bartlett (MD)  
Barton (TX)  
Biggart  
Bilbray  
Bilirakis  
Bishop (UT)  
Blackburn  
Blunt  
Boehner  
Bonner  
Bono  
Boozman  
Boustany  
Brady (TX)  
Broun (GA)  
Brown (SC)  
Brown-Waite,  
Ginny  
Buchanan  
Burgess  
Burton (IN)  
Buyer  
Calvert  
Camp (MI)  
Campbell (CA)  
Cannon  
Cantor  
Capito  
Carter  
Castle  
Chabot  
Coble  
Cole (OK)  
Conaway  
Crenshaw  
Cubin  
Davis (KY)  
Davis, David  
Davis, Tom  
Deal (GA)  
Dent  
Diaz-Balart, L.  
Diaz-Balart, M.  
Doolittle

Drake  
Dreier  
Duncan  
Ehlers  
Ellsworth  
Emerson  
English (PA)  
Everett  
Fallin  
Feeney  
Ferguson  
Flake  
Forbes  
Fortenberry  
Fossella  
Fox  
Franks (AZ)  
Frelinghuysen  
Gallegly  
Garrett (NJ)  
Gerlach  
Gillchrest  
Gillmor  
Gingrey  
Gohmert  
Goode  
Goodlatte  
Granger  
Graves  
Hall (TX)  
Hastert  
Hastings (WA)  
Hayes  
Heller  
Hensarling  
Herger  
Hobson  
Hoekstra  
Hulshof  
Hunter  
Inglis (SC)  
Issa  
Jindal  
Johnson (IL)  
Jones (NC)  
Jordan  
Keller  
King (IA)  
King (NY)  
Kingston  
Kirk

Kline (MN)  
Knollenberg  
Kuhl (NY)  
LaHood  
Lamborn  
Latham  
LaTourette  
Lewis (CA)  
Lewis (KY)  
Linder  
LoBiondo  
Lucas  
Lungren, Daniel E.  
Manzullo  
Marchant  
McCaul (TX)  
McCotter  
McCrery  
McHenry  
McHugh  
McKeon  
McMorris  
Rodgers  
Mica  
Miller (FL)  
Miller (MI)  
Miller, Gary  
Mitchell  
Moran (KS)  
Murphy, Tim  
Musgrave  
Myrick  
Neugebauer  
Nunes  
Paul  
Pearce  
Pence  
Peterson (PA)  
Petri  
Pickering  
Pitts  
Platts  
Porter  
Price (GA)  
Pryce (OH)  
Putnam  
Radanovich  
Ramstad  
Regula

Rehberg  
Reichert  
Renzi  
Reynolds  
Rogers (AL)  
Rogers (MI)  
Rohrabacher  
Ros-Lehtinen  
Roskam  
Royce  
Ryan (WI)  
Sali  
Saxton  
Schmidt  
Sensenbrenner  
Sessions

Shadegg  
Shays  
Shimkus  
Shuster  
Simpson  
Smith (NE)  
Smith (NJ)  
Smith (TX)  
Souders  
Stearns  
Sullivan  
Terry  
Thornberry  
Tiahrt  
Tiberi  
Turner

NOT VOTING—13

Bean  
Boucher  
Braley (IA)  
Clarke  
Culberson

Davis, Jo Ann  
Johnson, Sam  
Mack  
Marshall  
McCarthy (CA)

So the House decided to consider said resolution.

A motion to reconsider the vote whereby the House decided to consider said resolution.

When said resolution was considered. After debate,

108.14 MOTION TO ADJOURN

Mr. SESSIONS moved that the House do now adjourn.

The question being put, viva voce,

Will the House now adjourn?

The SPEAKER pro tempore, Mrs. TAUSCHER, announced that the nays had it.

Mr. SESSIONS demanded a recorded vote on agreeing to said resolution, which demand was supported by one-fifth of a quorum, so a recorded vote was ordered.

The vote was taken by electronic device.

It was decided in the { Yeas ..... 172  
negative ..... } Nays ..... 246

108.15 [Roll No. 783]

YEAS—172

Aderholt  
Akin  
Alexander  
Bachmann  
Bachus  
Baker  
Barrett (SC)  
Bartlett (MD)  
Barton (TX)  
Biggart  
Bilbray  
Bilirakis  
Bishop (UT)  
Blackburn  
Blunt  
Boehner  
Bonner  
Bono  
Boozman  
Boustany  
Brady (TX)  
Broun (GA)  
Brown (SC)  
Buchanan  
Burton (IN)  
Buyer  
Calvert  
Camp (MI)  
Campbell (CA)  
Cannon  
Cantor  
Capito  
Carter  
Castle  
Chabot  
Coble  
Cole (OK)  
Conaway  
Crenshaw  
Cubin  
Davis (KY)  
Davis, David  
Davis, Tom  
Deal (GA)  
Dent  
Diaz-Balart, L.  
Diaz-Balart, M.  
Doolittle

Culberson  
Davis (KY)  
Davis, David  
Davis, Tom  
Deal (GA)  
Dent  
Diaz-Balart, L.  
Diaz-Balart, M.  
Doolittle  
Drake  
Dreier  
Duncan  
Ehlers  
Emerson  
English (PA)  
Everett  
Fallin  
Feeney  
Flake  
Fortenberry  
Fossella  
Fox  
Franks (AZ)  
Frelinghuysen  
Gallegly  
Garrett (NJ)  
Gerlach  
Gillchrest  
Gingrey  
Gohmert  
Goodlatte  
Granger  
Graves  
Hastert  
Hastings (WA)  
Hayes  
Heller  
Hensarling  
Herger  
Hobson  
Hoekstra

Hulshof  
Hunter  
Inglis (SC)  
Issa  
Johnson (IL)  
Jordan  
Keller  
King (IA)  
Kline (MN)  
Knollenberg  
Lamborn  
Latham  
LaTourette  
Lewis (CA)  
Lewis (KY)  
Linder  
Lucas  
Lungren, Daniel E.  
Mack  
Manzullo  
Marchant  
McCarthy (CA)  
McCaul (TX)  
McCotter  
McCrery  
McHenry  
McHugh  
McKeon  
McMorris  
Rodgers  
Mica  
Miller (FL)  
Miller (MI)  
Miller, Gary  
Murphy, Tim  
Musgrave  
Myrick  
Neugebauer  
Nunes

Paul  
Pearce  
Pence  
Peterson (PA)  
Petri  
Pickering  
Pitts  
Poe  
Price (GA)  
Pryce (OH)  
Putnam  
Radanovich  
Regula  
Rehberg  
Reichert  
Renzi  
Reynolds  
Rogers (AL)

Rogers (MI)  
Ros-Lehtinen  
Roskam  
Royce  
Ryan (WI)  
Sali  
Schmidt  
Sensenbrenner  
Sessions  
Shadegg  
Shays  
Shimkus  
Shuster  
Simpson  
Smith (NE)  
Smith (TX)  
Souders  
Stearns  
Sullivan  
Terry  
Thornberry  
Tiahrt  
Tiberi  
Turner

NAYS—246

Abercrombie  
Ackerman  
Allen  
Altmire  
Andrews  
Arcuri  
Baca  
Baird  
Baldwin  
Barrow  
Bean  
Berkley  
Berman  
Berry  
Bishop (GA)  
Bishop (NY)  
Blumenauer  
Boren  
Boswell  
Boucher  
Boyd (FL)  
Boyda (KS)  
Brady (PA)  
Braley (IA)  
Brown, Corrine  
Brown-Waite,  
Ginny  
Burgess  
Butterfield  
Capps  
Capuano  
Cardoza  
Carnahan  
Carney  
Carson  
Castor  
Chandler  
Clay  
Cleaver  
Clyburn  
Cohen  
Conyers  
Cooper  
Costa  
Costello  
Courtney  
Cramer  
Crowley  
Cuellar  
Cummings  
Davis (AL)  
Davis (CA)  
Davis (IL)  
Davis, Lincoln  
DeFazio  
DeGette  
DeLauro  
Dicks  
Dingell  
Doggett  
Donnelly  
Doyle  
Edwards  
Ellison  
Ellsworth  
Emanuel  
Engel  
Eshoo  
Etheridge  
Farr  
Fattah  
Ferguson  
Filner  
Forbes  
Fossella  
Frank (MA)  
Giffords  
Gillibrand  
Gillmor

Gonzalez  
Gordon  
Green, Al  
Green, Gene  
Grijalva  
Hall (NY)  
Hall (TX)  
Hare  
Harman  
Hastings (FL)  
Herseht Sandlin  
Higgins  
Hill  
Hinchev  
Hinojosa  
Hirono  
Hodes  
Holden  
Holt  
Hooley  
Hoyer  
Inslée  
Israel  
Jackson (IL)  
Jackson-Lee (TX)  
Jefferson  
Jindal  
Johnson (GA)  
Johnson, E. B.  
Jones (NC)  
Jones (OH)  
Kagen  
Kanjorski  
Kaptur  
Kennedy  
Kildee  
Kilpatrick  
Kind  
King (NY)  
Kingston  
Kirk  
Klein (FL)  
Kucinich  
Kuhl (NY)  
LaHood  
Lampson  
Langevin  
Lantos  
Larsen (WA)  
Larson (CT)  
Lee  
Levin  
Lewis (GA)  
Lipinski  
LoBiondo  
Loebsack  
Lofgren, Zoe  
Lowe  
Lynch  
Mahoney (FL)  
Maloney (NY)  
Markey  
Marshall  
Matheson  
Matsui  
McCarthy (NY)  
McCollum (MN)  
McDermott  
McGovern  
McIntyre  
McNerney  
McNulty  
Meek (FL)  
Meeks (NY)  
Melancon  
Michaud  
Miller (NC)  
Mitchell  
Mollohan

Moore (KS)  
Moore (WI)  
Moran (KS)  
Moran (VA)  
Murphy (CT)  
Murphy, Patrick  
Murtha  
Nadler  
Napolitano  
Neal (MA)  
Oberstar  
Obey  
Oliver  
Ortiz  
Pallone  
Pastor  
Payne  
Perlmutter  
Peterson (MN)  
Platts  
Pomeroy  
Porter  
Price (NC)  
Rahall  
Ramstad  
Rangel  
Reyes  
Rodriguez  
Rohrabacher  
Ross  
Rothman  
Roybal-Allard  
Ruppersberger  
Rush  
Ryan (OH)  
Salazar  
Sánchez, Linda T.  
Sanchez, Loretta  
Sarbanes  
Saxton  
Schakowsky  
Schiff  
Schwartz  
Kucinich  
Scott (GA)  
Scott (VA)  
Serrano  
Sestak  
Shea-Porter  
Sherman  
Shuler  
Sires  
Skelton  
Smith (NJ)  
Smith (WA)  
Snyder  
Solis  
Space  
Stark  
Stupak  
Sutton  
Tanner  
Tauscher  
Taylor  
Thompson (CA)  
Thompson (MS)  
Tierney  
Towns  
Udall (CO)  
Udall (NM)  
Van Hollen  
Velázquez  
Visclosky  
Walberg  
Walsh (NY)  
Walz (MN)  
Wasserman  
Schultz  
Waters  
Watson

Watt	Wexler	Wynn
Weiner	Wilson (OH)	Yarmuth
Welch (VT)	Woolsey	
Weller	Wu	

NOT VOTING—14

Becerra	Honda	Slaughter
Clarke	Johnson, Sam	Spratt
Davis, Jo Ann	Miller, George	Tancredo
Goode	Pascrell	Waxman
Gutierrez	Rogers (KY)	

So the motion to adjourn was not agreed to.

After further debate,

On motion of Ms. CASTOR, the previous question was ordered on the resolution to its adoption or rejection.

The question being put, viva voce,

Will the House now order the previous question?

The SPEAKER pro tempore, Mrs. TAUSCHER, announced that the yeas had it.

Mr. SESSIONS demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The vote was taken by electronic device.

It was decided in the { Yeas ..... 228 affirmative ..... } Nays ..... 198

¶108.16 [Roll No. 784]

YEAS—228

Abercrombie	Dingell	Lampson
Ackerman	Doggett	Langevin
Allen	Donnelly	Lantos
Altmire	Doyle	Larsen (WA)
Andrews	Edwards	Larson (CT)
Arcuri	Ellison	Lee
Baca	Ellsworth	Levin
Baird	Emanuel	Lewis (GA)
Baldwin	Engel	Lipinski
Barrow	Eshoo	Loebsack
Bean	Etheridge	Lofgren, Zoe
Becerra	Farr	Lowey
Berkley	Fattah	Lynch
Berman	Filner	Mahoney (FL)
Berry	Frank (MA)	Maloney (NY)
Bishop (GA)	Giffords	Markey
Bishop (NY)	Gillibrand	Marshall
Blumenauer	Gonzalez	Matheson
Boren	Gordon	Matsui
Boswell	Green, Al	McCarthy (NY)
Boucher	Green, Gene	McCollum (MN)
Boyd (FL)	Grijalva	McDermott
Boyd (KS)	Gutierrez	McGovern
Brady (PA)	Hall (NY)	McIntyre
Braley (IA)	Hare	McNerney
Brown, Corrine	Harman	McNulty
Butterfield	Hastings (FL)	Meek (FL)
Capps	Hereth Sandlin	Meeks (NY)
Capuano	Higgins	Melancon
Cardoza	Hill	Michaud
Carnahan	Hinchev	Miller (NC)
Carney	Hinojosa	Miller, George
Carson	Hirono	Mollohan
Castor	Hodes	Moore (KS)
Chandler	Holden	Moore (WI)
Clay	Holt	Moran (VA)
Cleaver	Honda	Murphy (CT)
Clyburn	Hooley	Murphy, Patrick
Cohen	Hoyer	Murtha
Conyers	Inslee	Nadler
Cooper	Israel	Napolitano
Costa	Jackson (IL)	Neal (MA)
Costello	Jackson-Lee	Oberstar
Courtney	(TX)	Obey
Cramer	Jefferson	Olver
Crowley	Johnson (GA)	Ortiz
Cuellar	Johnson, E. B.	Pallone
Cummings	Jones (OH)	Pascrell
Davis (AL)	Kagen	Pastor
Davis (CA)	Kanjorski	Payne
Davis (IL)	Kaptur	Perlmutter
Davis, Lincoln	Kennedy	Peterson (MN)
DeFazio	Kildee	Pomeroy
DeGette	Kilpatrick	Price (NC)
Delahunt	Kind	Rahall
DeLauro	Klein (FL)	Rangel
Dicks	Kucinich	Reyes

Rodriguez	Sherman
Ross	Shuler
Rothman	Sires
Roybal-Allard	Skelton
Ruppersberger	Slaughter
Rush	Smith (WA)
Ryan (OH)	Snyder
Salazar	Solis
Sánchez, Linda	Space
T.	Spratt
Sanchez, Loretta	Stark
Sarbanes	Stupak
Schakowsky	Sutton
Schiff	Tanner
Schwartz	Tauscher
Scott (GA)	Taylor
Scott (VA)	Thompson (CA)
Serrano	Thompson (MS)
Sestak	Tierney
Shea-Porter	Towns

NAYS—190

Aderholt	Frelinghuysen
Alexander	Galleghy
Bachmann	Garrett (NJ)
Bachus	Gerlach
Baker	Gilchrest
Barrett (SC)	Gillmor
Barton (TX)	Gingrey
Biggert	Gohmert
Bilbray	Goode
Bilirakis	Goodlatte
Bishop (UT)	Granger
Blackburn	Graves
Blunt	Hastert
Boehner	Hastings (WA)
Bonner	Hayes
Bono	Heller
Boozman	Herger
Boustany	Hobson
Brady (TX)	Hoekstra
Broun (GA)	Hulshof
Brown (SC)	Hunter
Brown-Waite,	Inglis (SC)
Ginny	Issa
Buchanan	Jindal
Burgess	Johnson (IL)
Burton (IN)	Jones (NC)
Buyer	Keller
Calvert	King (IA)
Camp (MI)	King (NY)
Campbell (CA)	Kingston
Cannon	Kirk
Cantor	Kline (MN)
Capito	Knollenberg
Carter	Kuhl (NY)
Castle	LaHood
Chabot	Lamborn
Coble	Latham
Cole (OK)	LaTourette
Conaway	Lewis (CA)
Crenshaw	Lewis (KY)
Cubin	Linder
Culberson	LoBiondo
Davis (KY)	Lucas
Davis, David	Lungren, Daniel
Davis, Tom	E.
Deal (GA)	Mack
Dent	Marchant
Diaz-Balart, L.	McCarthy (CA)
Diaz-Balart, M.	McCauley (TX)
Drake	McCotter
Dreier	McCreary
Duncan	McHenry
Ehlers	McHugh
Emerson	McKeon
English (PA)	McMorris
Everett	Rodgers
Fallin	Mica
Feehey	Miller (FL)
Ferguson	Miller (MI)
Flake	Miller, Gary
Forbes	Mitchell
Fortenberry	Moran (KS)
Fossella	Murphy, Tim
Fox	Musgrave
Franks (AZ)	Myrick

NOT VOTING—14

Akin	Hall (TX)
Bartlett (MD)	Hensarling
Clarke	Johnson, Sam
Davis, Jo Ann	Jordan
Doolittle	Manzullo

Udall (CO)	Udall (NM)
Van Hollen	Velázquez
Visclosky	Walz (MN)
Wasserman	Schultz
Waters	Wattson
Watt	Waxman
Waxman	Weiner
Weiner	Welch (VT)
Welch (VT)	Wexler
Wexler	Wilson (OH)
Wilson (OH)	Woolsey
Woolsey	Wu
Wu	Wynn
Wynn	Yarmuth

Will the House agree to said resolution?

The SPEAKER pro tempore, Mrs. TAUSCHER, announced that the nays had it.

Ms. CASTOR demanded a recorded vote on agreeing to said resolution, which demand was supported by one-fifth of a quorum, so a recorded vote was ordered.

The vote was taken by electronic device.

It was decided in the { Yeas ..... 224 affirmative ..... } Nays ..... 197

¶108.17 [Roll No. 785]

AYES—224

Abercrombie	Green, Gene	Neal (MA)
Ackerman	Grijalva	Oberstar
Allen	Gutierrez	Obey
Altmire	Hall (NY)	Olver
Andrews	Hare	Ortiz
Arcuri	Harman	Pallone
Baca	Hastings (FL)	Pascrell
Baird	Hereth Sandlin	Pastor
Baldwin	Higgins	Payne
Barrow	Hinchev	Perlmutter
Bean	Hinojosa	Peterson (MN)
Becerra	Hirono	Pomeroy
Berkley	Hodes	Price (NC)
Berman	Holden	Rahall
Berry	Holt	Rangel
Bishop (GA)	Honda	Reyes
Bishop (NY)	Hooley	Rodriguez
Blumenauer	Hoyer	Ross
Boren	Inslee	Rothman
Boswell	Israel	Roybal-Allard
Boucher	Jackson (IL)	Ruppersberger
Boyd (FL)	Jackson-Lee	Rush
Boyd (KS)	(TX)	Ryan (OH)
Brady (PA)	Jefferson	Salazar
Braley (IA)	Johnson (GA)	Sánchez, Linda
Brown, Corrine	Johnson, E. B.	T.
Butterfield	Jones (OH)	Sanchez, Loretta
Capps	Kagen	Sarbanes
Capuano	Kanjorski	Schakowsky
Cardoza	Kaptur	Schiff
Carnahan	Kennedy	Schwartz
Carney	Kildee	Scott (GA)
Carson	Kilpatrick	Scott (VA)
Castor	Kind	Serrano
Chandler	Klein (FL)	Sestak
Clay	Kucinich	Shea-Porter
Cleaver	Lampson	Sherman
Clyburn	Langevin	Shuler
Cohen	Lantos	Sires
Conyers	Larsen (WA)	Skelton
Cooper	Larson (CT)	Slaughter
Costa	Lee	Smith (WA)
Costello	Levin	Snyder
Courtney	Lewis (GA)	Solis
Cramer	Lipinski	Space
Crowley	Loebsack	Spratt
Cuellar	Lofgren, Zoe	Stark
Cummings	Lowey	Stupak
Davis (AL)	Lynch	Sutton
Davis (CA)	Mahoney (FL)	Tanner
Davis (IL)	Maloney (NY)	Tauscher
Davis, Lincoln	Markey	Thompson (CA)
DeFazio	Marshall	Thompson (MS)
DeGette	Matheson	Tierney
Delahunt	Matsui	Towns
DeLauro	McCarthy (NY)	Udall (CO)
Dicks	McCollum (MN)	Udall (NM)
Dingell	McDermott	Van Hollen
Doggett	McGovern	Velázquez
Donnelly	McIntyre	Visclosky
Doyle	McNerney	Walz (MN)
Edwards	McNulty	Wasserman
Ellison	Meek (FL)	Schultz
Emanuel	Meeks (NY)	Waters
Engel	Melancon	Watson
Eshoo	Michaud	Watt
Etheridge	Miller (NC)	Waxman
Farr	Miller, George	Weiner
Fattah	Mollohan	Welch (VT)
Filner	Moore (KS)	Wexler
Frank (MA)	Moran (VA)	Wilson (OH)
Giffords	Murphy (CT)	Woolsey
Gillibrand	Murphy, Patrick	Wu
Gonzalez	Murtha	Wynn
Gordon	Nadler	Yarmuth
Green, Al	Napolitano	

So the previous question on the resolution was ordered.

The question being put, viva voce,

NOES—197

Aderholt	Foxx	Musgrave
Akin	Franks (AZ)	Myrick
Alexander	Frelinghuysen	Neugebauer
Bachmann	Galleghy	Nunes
Bachus	Garrett (NJ)	Paul
Baker	Gerlach	Pearce
Barrett (SC)	Gilchrest	Pence
Bartlett (MD)	Gillmor	Peterson (PA)
Barton (TX)	Gingrey	Petri
Biggert	Gohmert	Pitts
Bilbray	Goode	Platts
Bilirakis	Goodlatte	Poe
Bishop (UT)	Granger	Porter
Blackburn	Graves	Price (GA)
Blunt	Hall (TX)	Pryce (OH)
Boehner	Hastert	Putnam
Bonner	Hastings (WA)	Radanovich
Bono	Hayes	Ramstad
Boozman	Heller	Regula
Boustany	Hensarling	Rehberg
Brady (TX)	Hill	Reichert
Broun (GA)	Hobson	Renzi
Brown (SC)	Hoekstra	Reynolds
Brown-Waite,	Hulshof	Rogers (AL)
Ginny	Inglis (SC)	Rogers (KY)
Buchanan	Issa	Rogers (MI)
Burgess	Jindal	Rohrabacher
Burton (IN)	Johnson (IL)	Ros-Lehtinen
Buyer	Jones (NC)	Roskam
Calvert	Jordan	Royce
Camp (MI)	Keller	Ryan (WI)
Campbell (CA)	King (IA)	Sali
Cannon	King (NY)	Saxton
Cantor	Kingston	Schmidt
Capito	Kirk	Sensenbrenner
Carter	Kline (MN)	Sessions
Castle	Knollenberg	Shadegg
Chabot	Kuhl (NY)	Shays
Coble	LaHood	Shimkus
Cole (OK)	Lamborn	Shuster
Conaway	Latham	Simpson
Crenshaw	LaTourette	Smith (NE)
Cubin	Lewis (CA)	Smith (NJ)
Culberson	Lewis (KY)	Souder
Davis (KY)	Linder	Stearns
Davis, David	LoBiondo	Taylor
Davis, Tom	Lucas	Terry
Deal (GA)	Lungren, Daniel	Thornberry
Dent	E.	Tiahrt
Diaz-Balart, L.	Mack	Tiberti
Diaz-Balart, M.	Marchant	Turner
Doolittle	McCarthy (CA)	Upton
Drake	McCaul (TX)	Walberg
Dreier	McCotter	Walden (OR)
Duncan	McCrery	Walsh (NY)
Ehlers	McHenry	Wamp
Ellsworth	McHugh	Weldon (FL)
Emerson	McKeon	Weller
English (PA)	McMorris	Westmoreland
Everett	Rodgers	Whitfield
Fallin	Mica	Wicker
Feeney	Miller (FL)	Wilson (NM)
Ferguson	Miller (MI)	Wilson (SC)
Flake	Miller, Gary	Wolf
Forbes	Mitchell	Young (AK)
Fortenberry	Moran (KS)	Young (FL)
Fossella	Murphy, Tim	

NOT VOTING—11

Clarke	Johnson, Sam	Smith (TX)
Davis, Jo Ann	Manzullo	Sullivan
Herger	Moore (WI)	Tancredo
Hunter	Pickering	

So the resolution was agreed to.

A motion to reconsider the vote whereby said resolution was agreed to was, by unanimous consent, laid on the table.

108.18 FURTHER MESSAGE FROM THE SENATE

A message from the Senate by Ms. Curtis, one of its clerks, announced that the Senate has passed with an amendment in which the concurrence of the House is requested, a bill of the House of the following title:

H.R. 2638. An Act making appropriations for the Department of Homeland Security for the fiscal year ending September 30, 2008, and for other purposes.

The message also announced that the Senate insists upon its amendment to

the bill (H.R. 2638) “An Act making appropriations for the Department of Homeland Security for the fiscal year ending September 30, 2008, and for other purposes,” requests a conference with the House on the disagreeing votes of the two Houses thereon, and appoints Messrs. BYRD, INOUE, LEAHY, Ms. MIKULSKI, Mr. KOHL, Mrs. MURRAY, Ms. LANDRIEU, Messrs. LAUTENBERG, NELSON of Nebraska, COCHRAN, GREGG, STEVENS, SPECTER, DOMENICI, SHELBY, CRAIG, and ALEXANDER, to be the conferees on the part of the Senate.

108.19 CHILDREN’S HEALTH AND MEDICARE PROTECTION

Mr. DINGELL, pursuant to House Resolution 594, called up for consideration the bill (H.R. 3162) to amend titles XVIII, XIX, and XXI of the Social Security Act to extend and improve children’s health insurance program, to improve beneficiary protections under the Medicare, Medicaid, and CHIP program, and for other purposes.

Pending consideration of said bill.

Pursuant to House Resolution 594, the following amendment in the nature of a substitute printed in the bill, as modified by the amendment printed in House Report 110-285, was considered as agreed to:

SECTION 1. SHORT TITLE; TABLE OF CONTENTS.

(a) SHORT TITLE.—This Act may be cited as the “Children’s Health and Medicare Protection Act of 2007”.

(b) TABLE OF CONTENTS.—The table of contents of this Act is as follows:

Sec. 1. Short title; table of contents.

TITLE I—CHILDREN’S HEALTH INSURANCE PROGRAM

Sec. 100. Purpose.

Subtitle A—Funding

Sec. 101. Establishment of new base CHIP allotments.

Sec. 102. 2-year initial availability of CHIP allotments.

Sec. 103. Redistribution of unused allotments to address State funding shortfalls.

Sec. 104. Extension of option for qualifying States.

Subtitle B—Improving Enrollment and Retention of Eligible Children

Sec. 111. CHIP performance bonus payment to offset additional enrollment costs resulting from enrollment and retention efforts.

Sec. 112. State option to rely on findings from an express lane agency to conduct simplified eligibility determinations.

Sec. 113. Application of medicaid outreach procedures to all children and pregnant women.

Sec. 114. Encouraging culturally appropriate enrollment and retention practices.

Subtitle C—Coverage

Sec. 121. Ensuring child-centered coverage.

Sec. 122. Improving benchmark coverage options.

Sec. 123. Premium grace period.

Subtitle D—Populations

Sec. 131. Optional coverage of older children under Medicaid and CHIP.

Sec. 132. Optional coverage of legal immigrants under the Medicaid program and CHIP.

Sec. 133. State option to expand or add coverage of certain pregnant women under CHIP.

Sec. 134. Limitation on waiver authority to cover adults.

Subtitle E—Access

Sec. 141. Children’s Access, Payment, and Equality Commission.

Sec. 142. Model of Interstate coordinated enrollment and coverage process.

Sec. 143. Medicaid citizenship documentation requirements.

Sec. 144. Access to dental care for children.

Sec. 145. Prohibiting initiation of new health opportunity account demonstration programs.

Subtitle F—Quality and Program Integrity

Sec. 151. Pediatric health quality measurement program.

Sec. 152. Application of certain managed care quality safeguards to CHIP.

Sec. 153. Updated Federal evaluation of CHIP.

Sec. 154. Access to records for IG and GAO audits and evaluations.

Sec. 155. References to title XXI.

Sec. 156. Reliance on law; exception for State legislation.

TITLE II—MEDICARE BENEFICIARY IMPROVEMENTS

Subtitle A—Improvements in Benefits

Sec. 201. Coverage and waiver of cost-sharing for preventive services.

Sec. 202. Waiver of deductible for colorectal cancer screening tests regardless of coding, subsequent diagnosis, or ancillary tissue removal.

Sec. 203. Parity for mental health coinsurance.

Subtitle B—Improving, Clarifying, and Simplifying Financial Assistance for Low Income Medicare Beneficiaries

Sec. 211. Improving assets tests for Medicare Savings Program and low-income subsidy program.

Sec. 212. Making QI program permanent and expanding eligibility.

Sec. 213. Eliminating barriers to enrollment.

Sec. 214. Eliminating application of estate recovery.

Sec. 215. Elimination of part D cost-sharing for certain non-institutionalized full-benefit dual eligible individuals.

Sec. 216. Exemptions from income and resources for determination of eligibility for low-income subsidy.

Sec. 217. Cost-sharing protections for low-income subsidy-eligible individuals.

Sec. 218. Intelligent assignment in enrollment.

Subtitle C—Part D Beneficiary Improvements

Sec. 221. Including costs incurred by AIDS drug assistance programs and Indian Health Service in providing prescription drugs toward the annual out of pocket threshold under Part D.

Sec. 222. Permitting mid-year changes in enrollment for formulary changes adversely impact an enrollee.

Sec. 223. Removal of exclusion of benzodiazepines from required coverage under the Medicare prescription drug program.

Sec. 224. Permitting updating drug compendia under part D using part B update process.

Sec. 225. Codification of special protections for six protected drug classifications.

Sec. 226. Elimination of Medicare part D late enrollment penalties paid by low-income subsidy-eligible individuals.

Sec. 227. Special enrollment period for subsidy eligible individuals.

Subtitle D—Reducing Health Disparities

Sec. 231. Medicare data on race, ethnicity, and primary language.

Sec. 232. Ensuring effective communication in Medicare.

Sec. 233. Demonstration to promote access for Medicare beneficiaries with limited English proficiency by providing reimbursement for culturally and linguistically appropriate services.

Sec. 234. Demonstration to improve care to previously uninsured.

Sec. 235. Office of the Inspector General report on compliance with and enforcement of national standards on culturally and linguistically appropriate services (CLAS) in Medicare.

Sec. 236. IOM report on impact of language access services.

Sec. 237. Definitions.

TITLE III—PHYSICIANS' SERVICE PAYMENT REFORM

Sec. 301. Establishment of separate target growth rates for service categories.

Sec. 302. Improving accuracy of relative values under the Medicare physician fee schedule.

Sec. 303. Physician feedback mechanism on practice patterns.

Sec. 304. Payments for efficient physicians.

Sec. 305. Recommendations on refining the physician fee schedule.

Sec. 306. Improved and expanded medical home demonstration project.

Sec. 307. Repeal of Physician Assistance and Quality Initiative Fund.

Sec. 308. Adjustment to Medicare payment localities.

Sec. 309. Payment for imaging services.

Sec. 310. Repeal of Physicians Advisory Council.

TITLE IV—MEDICARE ADVANTAGE REFORMS

Subtitle A—Payment Reform

Sec. 401. Equalizing payments between Medicare Advantage plans and fee-for-service Medicare.

Subtitle B—Beneficiary Protections

Sec. 411. NAIC development of marketing, advertising, and related protections.

Sec. 412. Limitation on out-of-pocket costs for individual health services.

Sec. 413. MA plan enrollment modifications.

Sec. 414. Information for beneficiaries on MA plan administrative costs.

Subtitle C—Quality and Other Provisions

Sec. 421. Requiring all MA plans to meet equal standards.

Sec. 422. Development of new quality reporting measures on racial disparities.

Sec. 423. Strengthening audit authority.

Sec. 424. Improving risk adjustment for MA payments.

Sec. 425. Eliminating special treatment of private fee-for-service plans.

Sec. 426. Renaming of Medicare Advantage program.

Subtitle D—Extension of Authorities

Sec. 431. Extension and revision of authority for special needs plans (SNPs).

Sec. 432. Extension and revision of authority for Medicare reasonable cost contracts.

TITLE V—PROVISIONS RELATING TO MEDICARE PART A

Sec. 501. Inpatient hospital payment updates.

Sec. 502. Payment for inpatient rehabilitation facility (IRF) services.

Sec. 503. Long-term care hospitals.

Sec. 504. Increasing the DSH adjustment cap.

Sec. 505. PPS-exempt cancer hospitals.

Sec. 506. Skilled nursing facility payment update.

Sec. 507. Revocation of unique deeming authority of the Joint Commission for the Accreditation of Healthcare Organizations.

TITLE VI—OTHER PROVISIONS RELATING TO MEDICARE PART B

Subtitle A—Payment and Coverage Improvements

Sec. 601. Payment for therapy services.

Sec. 602. Medicare separate definition of outpatient speech-language pathology services.

Sec. 603. Increased reimbursement rate for certified nurse-midwives.

Sec. 604. Adjustment in outpatient hospital fee schedule increase factor.

Sec. 605. Exception to 60-day limit on Medicare substitute billing arrangements in case of physicians ordered to active duty in the Armed Forces.

Sec. 606. Excluding clinical social worker services from coverage under the Medicare skilled nursing facility prospective payment system and consolidated payment.

Sec. 607. Coverage of marriage and family therapist services and mental health counselor services.

Sec. 608. Rental and purchase of power-driven wheelchairs.

Sec. 609. Rental and purchase of oxygen equipment.

Sec. 610. Adjustment for Medicare mental health services.

Sec. 611. Extension of brachytherapy special rule.

Sec. 612. Payment for part B drugs.

Subtitle B—Extension of Medicare Rural Access Protections

Sec. 621. 2-year extension of floor on Medicare work geographic adjustment.

Sec. 622. 2-year extension of special treatment of certain physician pathology services under Medicare.

Sec. 623. 2-year extension of Medicare reasonable costs payments for certain clinical diagnostic laboratory tests furnished to hospital patients in certain rural areas.

Sec. 624. 2-year extension of Medicare incentive payment program for physician scarcity areas.

Sec. 625. 2-year extension of Medicare increase payments for ground ambulance services in rural areas.

Sec. 626. Extending hold harmless for small rural hospitals under the HOPD prospective payment system.

Subtitle C—End Stage Renal Disease Program

Sec. 631. Chronic kidney disease demonstration projects.

Sec. 632. Medicare coverage of kidney disease patient education services.

Sec. 633. Required training for patient care dialysis technicians.

Sec. 634. MedPAC report on treatment modalities for patients with kidney failure.

Sec. 635. Adjustment for erythropoietin stimulating agents (ESAs).

Sec. 636. Site neutral composite rate.

Sec. 637. Development of ESRD bundling system and quality incentive payments.

Sec. 638. MedPAC report on ESRD bundling system.

Sec. 639. OIG study and report on erythropoietin.

Subtitle D—Miscellaneous

Sec. 651. Limitation on exception to the prohibition on certain physician referrals for hospitals.

TITLE VII—PROVISIONS RELATING TO MEDICARE PARTS A AND B

Sec. 701. Home health payment update for 2008.

Sec. 702. 2-year extension of temporary Medicare payment increase for home health services furnished in a rural area.

Sec. 703. Extension of Medicare secondary payer for beneficiaries with end stage renal disease for large group plans.

Sec. 704. Plan for Medicare payment adjustments for never events.

Sec. 705. Treatment of Medicare hospital reclassifications.

TITLE VIII—MEDICAID

Subtitle A—Protecting Existing Coverage

Sec. 801. Modernizing transitional Medicaid.

Sec. 802. Family planning services.

Sec. 803. Authority to continue providing adult day health services approved under a State Medicaid plan.

Sec. 804. State option to protect community spouses of individuals with disabilities.

Sec. 805. County Medicaid health insuring organizations.

Subtitle B—Payments

Sec. 811. Payments for Puerto Rico and territories.

Sec. 812. Medicaid drug rebate.

Sec. 813. Adjustment in computation of Medicaid FMAP to disregard an extraordinary employer pension contribution.

Sec. 814. Moratorium on certain payment restrictions.

Sec. 815. Tennessee DSH.

Sec. 816. Clarification treatment of regional medical center.

Subtitle C—Miscellaneous

Sec. 821. Demonstration project for employer buy-in.

Sec. 822. Diabetes grants.

Sec. 823. Technical correction.

TITLE IX—MISCELLANEOUS

Sec. 901. Medicare Payment Advisory Commission status.

Sec. 902. Repeal of trigger provision.

Sec. 903. Repeal of comparative cost adjustment (CCA) program.

Sec. 904. Comparative effectiveness research.

Sec. 905. Implementation of Health information technology (IT) under Medicare.

Sec. 906. Development, reporting, and use of health care measures.

Sec. 907. Improvements to the Medigap program.

TITLE X—REVENUES

Sec. 1001. Increase in rate of excise taxes on tobacco products and cigarette papers and tubes.

Sec. 1002. Exemption for emergency medical services transportation.

TITLE I—CHILDREN'S HEALTH INSURANCE PROGRAM

SEC. 100. PURPOSE.

It is the purpose of this title to provide dependable and stable funding for children's health insurance under titles XXI and XIX of the Social Security Act in order to enroll all six million uninsured children who are eligible, but not enrolled, for coverage today through such titles.

Subtitle A—Funding

SEC. 101. ESTABLISHMENT OF NEW BASE CHIP ALLOTMENTS.

Section 2104 of the Social Security Act (42 U.S.C. 1397dd) is amended—

(1) in subsection (a)—

(A) in paragraph (9), by striking “and” at the end;

(B) in paragraph (10), by striking the period at the end and inserting “; and”; and

(C) by adding at the end the following new paragraph:

“(11) for fiscal year 2008 and each succeeding fiscal year, the sum of the State allotments provided under subsection (i) for such fiscal year.”; and

(2) in subsections (b)(1) and (c)(1), by striking “subsection (d)” and inserting “subsections (d) and (i)”;

(3) by adding at the end the following new subsection:

“(i) ALLOTMENTS FOR STATES AND TERRITORIES BEGINNING WITH FISCAL YEAR 2008.—

“(1) GENERAL ALLOTMENT COMPUTATION.—Subject to the succeeding provisions of this subsection, the Secretary shall compute a State allotment for each State for each fiscal year as follows:

“(A) FOR FISCAL YEAR 2008.—For fiscal year 2008, the allotment of a State is equal to the greater of—

“(i) the State projection (in its submission on forms CMS-21B and CMS-37 for May 2007) of Federal payments to the State under this title for such fiscal year, except that, in the case of a State that has enacted legislation to modify its State child health plan during 2007, the State may substitute its projection in its submission on forms CMS-21B and CMS-37 for August 2007, instead of such forms for May 2007; or

“(ii) the allotment of the State under this section for fiscal year 2007 multiplied by the allotment increase factor under paragraph (2) for fiscal year 2008.

“(B) INFLATION UPDATE FOR FISCAL YEAR 2009 AND EACH SECOND SUCCEEDING FISCAL YEAR.—For fiscal year 2009 and each second succeeding fiscal year, the allotment of a State is equal to the amount of the State allotment under this paragraph for the previous fiscal year multiplied by the allotment increase factor under paragraph (2) for the fiscal year involved.

“(C) REBASING IN FISCAL YEAR 2010 AND EACH SECOND SUCCEEDING FISCAL YEAR.—For fiscal year 2010 and each second succeeding fiscal year, the allotment of a State is equal to the Federal payments to the State that are attributable to (and countable towards) the total amount of allotments available under this section to the State (including allotments made available under paragraph (3) as well as amounts redistributed to the State) in the previous fiscal year multiplied by the allotment increase factor under paragraph (2) for the fiscal year involved.

“(D) SPECIAL RULES FOR TERRITORIES.—Notwithstanding the previous subparagraphs, the allotment for a State that is not one of the 50 States or the District of Columbia for fiscal year 2008 and for a succeeding fiscal year is equal to the Federal payments provided to the State under this title for the previous fiscal year multiplied by the allotment increase factor under paragraph (2) for the fiscal year involved (but determined by applying under paragraph (2)(B) as if the reference to ‘in the State’ were a reference to ‘in the United States’).

“(2) ALLOTMENT INCREASE FACTOR.—The allotment increase factor under this paragraph for a fiscal year is equal to the product of the following:

“(A) PER CAPITA HEALTH CARE GROWTH FACTOR.—1 plus the percentage increase in the projected per capita amount of National Health Expenditures from the calendar year in which the previous fiscal year ends to the calendar year in which the fiscal year involved ends, as most recently published by the Secretary before the beginning of the fiscal year.

“(B) CHILD POPULATION GROWTH FACTOR.—1 plus the percentage increase (if any) in the population of children under 19 years of age in the State from July 1 in the previous fiscal year to July 1 in the fiscal year involved, as determined by the Secretary based on the most recent published estimates of the Bureau of the Census before the beginning of the fiscal year involved, plus 1 percentage point.

“(3) PERFORMANCE-BASED SHORTFALL ADJUSTMENT.—

“(A) IN GENERAL.—If a State’s expenditures under this title in a fiscal year (beginning with fiscal year 2008) exceed the total amount of allotments available under this section to the State in the fiscal year (determined without regard to any redistribution it receives under subsection (f) that is available for expenditure during such fiscal year, but including any carryover from a previous fiscal year) and if the average monthly unduplicated number of children enrolled under the State plan under this title (including children receiving health care coverage through funds under this title pursuant to a waiver under section 1115) during such fiscal year exceeds its target average number of such enrollees (as determined under subparagraph (B)) for that fiscal year, the allotment under this section for the State for the subsequent fiscal year (or, pursuant to subparagraph (F), for the fiscal year involved) shall be increased by the product of—

“(i) the amount by which such average monthly caseload exceeds such target number of enrollees; and

“(ii) the projected per capita expenditures under the State child health plan (as determined under subparagraph (C) for the original fiscal year involved), multiplied by the enhanced FMAP (as defined in section 2105(b)) for the State and fiscal year involved

“(B) TARGET AVERAGE NUMBER OF CHILD ENROLLEES.—In this subsection, the target average number of child enrollees for a State—

“(i) for fiscal year 2008 is equal to the monthly average unduplicated number of children enrolled in the State child health plan under this title (including such children receiving health care coverage through funds under this title pursuant to a waiver under section 1115) during fiscal year 2007 increased by the population growth for children in that State for the year ending on June 30, 2006 (as estimated by the Bureau of the Census) plus 1 percentage point; or

“(ii) for a subsequent fiscal year is equal to the target average number of child enrollees for the State for the previous fiscal year increased by the population growth for children in that State for the year ending on June 30 before the beginning of the fiscal year (as estimated by the Bureau of the Census) plus 1 percentage point.

“(C) PROJECTED PER CAPITA EXPENDITURES.—For purposes of subparagraph (A)(ii), the projected per capita expenditures under a State child health plan—

“(i) for fiscal year 2008 is equal to the average per capita expenditures (including both State and Federal financial participation) under such plan for the targeted low-income children counted in the average monthly caseload for purposes of this paragraph during fiscal year 2007, increased by the annual percentage increase in the per capita amount of National Health Expenditures (as estimated by the Secretary) for 2008; or

“(ii) for a subsequent fiscal year is equal to the projected per capita expenditures under such plan for the previous fiscal year (as determined under clause (i) or this clause) increased by the annual percentage increase in the per capita amount of National Health Expenditures (as estimated by the Secretary) for the year in which such subsequent fiscal year ends.

“(D) AVAILABILITY.—Notwithstanding subsection (e), an increase in allotment under this paragraph shall only be available for expenditure during the fiscal year in which it is provided.

“(E) NO REDISTRIBUTION OF PERFORMANCE-BASED SHORTFALL ADJUSTMENT.—In no case shall any increase in allotment under this paragraph for a State be subject to redistribution to other States.

“(F) INTERIM ALLOTMENT ADJUSTMENT.—The Secretary shall develop a process to administer the performance-based shortfall adjustment in a manner so it is applied to (and before the end of) the fiscal year (rather than the subsequent fiscal year) involved for a State that the Secretary estimates will be in shortfall and will exceed its enrollment target for that fiscal year.

“(G) PERIODIC AUDITING.—The Comptroller General of the United States shall periodically audit the accuracy of data used in the computation of allotment adjustments under this paragraph. Based on such audits, the Comptroller General shall make such recommendations to the Congress and the Secretary as the Comptroller General deems appropriate.

“(4) CONTINUED REPORTING.—For purposes of paragraph (3) and subsection (f), the State shall submit to the Secretary the State’s projected Federal expenditures, even if the amount of such expenditures exceeds the total amount of allotments available to the State in such fiscal year.”

#### SEC. 102. 2-YEAR INITIAL AVAILABILITY OF CHIP ALLOTMENTS.

Section 2104(e) of the Social Security Act (42 U.S.C. 1397dd(e)) is amended to read as follows:

“(e) AVAILABILITY OF AMOUNTS ALLOTTED.—

“(1) IN GENERAL.—Except as provided in paragraph (2) and subsection (i)(3)(D), amounts allotted to a State pursuant to this section—

“(A) for each of fiscal years 1998 through 2007, shall remain available for expenditure by the State through the end of the second succeeding fiscal year; and

“(B) for fiscal year 2008 and each fiscal year thereafter, shall remain available for expenditure by the State through the end of the succeeding fiscal year.

“(2) AVAILABILITY OF AMOUNTS REDISTRIBUTED.—Amounts redistributed to a State under subsection (f) shall be available for expenditure by the State through the end of the fiscal year in which they are redistributed, except that funds so redistributed to a State that are not expended by the end of such fiscal year shall remain available after the end of such fiscal year and shall be available in the following fiscal year for subsequent redistribution under such subsection.”

#### SEC. 103. REDISTRIBUTION OF UNUSED ALLOTMENTS TO ADDRESS STATE FUNDING SHORTFALLS.

Section 2104(f) of the Social Security Act (42 U.S.C. 1397dd(f)) is amended—

(1) by striking “The Secretary” and inserting the following:

“(1) IN GENERAL.—The Secretary”;

(2) by striking “States that have fully expended the amount of their allotments under this section.” and inserting “States that the Secretary determines with respect to the fiscal year for which unused allotments are available for redistribution under this subsection, are shortfall States described in paragraph (2) for such fiscal year, but not to exceed the amount of the shortfall described in paragraph (2)(A) for each such State (as may be adjusted under paragraph (2)(C)). The amount of allotments not expended or redistributed under the previous sentence shall remain available for redistribution in the succeeding fiscal year.”; and

(3) by adding at the end the following new paragraph:

“(2) **SHORTFALL STATES DESCRIBED.**—

“(A) **IN GENERAL.**—For purposes of paragraph (1), with respect to a fiscal year, a shortfall State described in this subparagraph is a State with a State child health plan approved under this title for which the Secretary estimates on the basis of the most recent data available to the Secretary, that the projected expenditures under such plan for the State for the fiscal year will exceed the sum of—

“(i) the amount of the State’s allotments for any preceding fiscal years that remains available for expenditure and that will not be expended by the end of the immediately preceding fiscal year;

“(ii) the amount (if any) of the performance based adjustment under subsection (i)(3)(A); and

“(iii) the amount of the State’s allotment for the fiscal year.

“(B) **PRORATION RULE.**—If the amounts available for redistribution under paragraph (1) for a fiscal year are less than the total amounts of the estimated shortfalls determined for the year under subparagraph (A), the amount to be redistributed under such paragraph for each shortfall State shall be reduced proportionally.

“(C) **RETROSPECTIVE ADJUSTMENT.**—The Secretary may adjust the estimates and determinations made under paragraph (1) and this paragraph with respect to a fiscal year as necessary on the basis of the amounts reported by States not later than November 30 of the succeeding fiscal year, as approved by the Secretary.”.

**SEC. 104. EXTENSION OF OPTION FOR QUALIFYING STATES.**

Section 2105(g)(1)(A) of the Social Security Act (42 U.S.C. 1397ee(g)(1)(A)) is amended by inserting after “or 2007” the following: “or 30 percent of any allotment under section 2104 for any subsequent fiscal year”.

**Subtitle B—Improving Enrollment and Retention of Eligible Children**

**SEC. 111. CHIP PERFORMANCE BONUS PAYMENT TO OFFSET ADDITIONAL ENROLLMENT COSTS RESULTING FROM ENROLLMENT AND RETENTION EFFORTS.**

Section 2105(a) of the Social Security Act (42 U.S.C. 1397ee(a)) is amended by adding at the end the following new paragraphs:

“(3) **PERFORMANCE BONUS PAYMENT TO OFFSET ADDITIONAL MEDICAID AND CHIP CHILD ENROLLMENT COSTS RESULTING FROM ENROLLMENT AND RETENTION EFFORTS.**—

“(A) **IN GENERAL.**—In addition to the payments made under paragraph (1), for each fiscal year (beginning with fiscal year 2008) the Secretary shall pay to each State that meets the condition under paragraph (4) for the fiscal year, an amount equal to the amount described in subparagraph (B) for the State and fiscal year. The payment under this paragraph shall be made, to a State for a fiscal year, as a single payment not later than the last day of the first calendar quarter of the following fiscal year.

“(B) **AMOUNT.**—The amount described in this subparagraph for a State for a fiscal year is equal to the sum of the following amounts:

“(i) **FOR ABOVE BASELINE MEDICAID CHILD ENROLLMENT COSTS.**—

“(I) **FIRST TIER ABOVE BASELINE MEDICAID ENROLLEES.**—An amount equal to the number of first tier above baseline child enrollees (as determined under subparagraph (C)(i)) under title XIX for the State and fiscal year multiplied by 35 percent of the projected per capita State Medicaid expenditures (as determined under subparagraph (D)(i)) for the State and fiscal year under title XIX.

“(II) **SECOND TIER ABOVE BASELINE MEDICAID ENROLLEES.**—An amount equal to the number

of second tier above baseline child enrollees (as determined under subparagraph (C)(ii)) under title XIX for the State and fiscal year multiplied by 90 percent of the projected per capita State Medicaid expenditures (as determined under subparagraph (D)(i)) for the State and fiscal year under title XIX.

“(i) **FOR ABOVE BASELINE CHIP ENROLLMENT COSTS.**—

“(I) **FIRST TIER ABOVE BASELINE CHIP ENROLLEES.**—An amount equal to the number of first tier above baseline child enrollees under this title (as determined under subparagraph (C)(i)) for the State and fiscal year multiplied by 5 percent of the projected per capita State CHIP expenditures (as determined under subparagraph (D)(ii)) for the State and fiscal year under this title.

“(II) **SECOND TIER ABOVE BASELINE CHIP ENROLLEES.**—An amount equal to the number of second tier above baseline child enrollees under this title (as determined under subparagraph (C)(ii)) for the State and fiscal year multiplied by 75 percent of the projected per capita State CHIP expenditures (as determined under subparagraph (D)(iii)) for the State and fiscal year under this title.

“(C) **NUMBER OF FIRST AND SECOND TIER ABOVE BASELINE CHILD ENROLLEES; BASELINE NUMBER OF CHILD ENROLLEES.**—For purposes of this paragraph:

“(i) **FIRST TIER ABOVE BASELINE CHILD ENROLLEES.**—The number of first tier above baseline child enrollees for a State for a fiscal year under this title or title XIX is equal to the number (if any, as determined by the Secretary) by which—

“(I) the monthly average unduplicated number of qualifying children (as defined in subparagraph (E)) enrolled during the fiscal year under the State child health plan under this title or under the State plan under title XIX, respectively; exceeds

“(II) the baseline number of enrollees described in clause (iii) for the State and fiscal year under this title or title XIX, respectively;

but not to exceed 3 percent (in the case of title XIX) or 7.5 percent (in the case of this title) of the baseline number of enrollees described in subclause (II).

“(ii) **SECOND TIER ABOVE BASELINE CHILD ENROLLEES.**—The number of second tier above baseline child enrollees for a State for a fiscal year under this title or title XIX is equal to the number (if any, as determined by the Secretary) by which—

“(I) the monthly average unduplicated number of qualifying children (as defined in subparagraph (E)) enrolled during the fiscal year under this title or under title XIX, respectively, as described in clause (i)(I); exceeds

“(II) the sum of the baseline number of child enrollees described in clause (iii) for the State and fiscal year under this title or title XIX, respectively, as described in clause (i)(II), and the maximum number of first tier above baseline child enrollees for the State and fiscal year under this title or title XIX, respectively, as determined under clause (i).

“(iii) **BASELINE NUMBER OF CHILD ENROLLEES.**—The baseline number of child enrollees for a State under this title or title XIX—

“(I) for fiscal year 2008 is equal to the monthly average unduplicated number of qualifying children enrolled in the State child health plan under this title or in the State plan under title XIX, respectively, during fiscal year 2007 increased by the population growth for children in that State for the year ending on June 30, 2006 (as estimated by the Bureau of the Census) plus 1 percentage point; or

“(II) for a subsequent fiscal year is equal to the baseline number of child enrollees for the State for the previous fiscal year under this title or title XIX, respectively, in-

creased by the population growth for children in that State for the year ending on June 30 before the beginning of the fiscal year (as estimated by the Bureau of the Census) plus 1 percentage point.

“(D) **PROJECTED PER CAPITA STATE EXPENDITURES.**—For purposes of subparagraph (B)—

“(i) **PROJECTED PER CAPITA STATE MEDICAID EXPENDITURES.**—The projected per capita State Medicaid expenditures for a State and fiscal year under title XIX is equal to the average per capita expenditures (including both State and Federal financial participation) for children under the State plan under such title, including under waivers but not including such children eligible for assistance by virtue of the receipt of benefits under title XVI, for the most recent fiscal year for which actual data are available (as determined by the Secretary), increased (for each subsequent fiscal year up to and including the fiscal year involved) by the annual percentage increase in per capita amount of National Health Expenditures (as estimated by the Secretary) for the calendar year in which the respective subsequent fiscal year ends and multiplied by a State matching percentage equal to 100 percent minus the Federal medical assistance percentage (as defined in section 1905(b)) for the fiscal year involved.

“(ii) **PROJECTED PER CAPITA STATE CHIP EXPENDITURES.**—The projected per capita State CHIP expenditures for a State and fiscal year under this title is equal to the average per capita expenditures (including both State and Federal financial participation) for children under the State child health plan under this title, including under waivers, for the most recent fiscal year for which actual data are available (as determined by the Secretary), increased (for each subsequent fiscal year up to and including the fiscal year involved) by the annual percentage increase in per capita amount of National Health Expenditures (as estimated by the Secretary) for the calendar year in which the respective subsequent fiscal year ends and multiplied by a State matching percentage equal to 100 percent minus the enhanced FMAP (as defined in section 2105(b)) for the fiscal year involved.

“(E) **QUALIFYING CHILDREN DEFINED.**—For purposes of this subsection, the term “qualifying children” means, with respect to this title or title XIX, children who meet the eligibility criteria (including income, categorical eligibility, age, and immigration status criteria) in effect as of July 1, 2007, for enrollment under this title or title XIX, respectively, taking into account criteria applied as of such date under this title or title XIX, respectively, pursuant to a waiver under section 1115.

“(4) **ENROLLMENT AND RETENTION PROVISIONS FOR CHILDREN.**—For purposes of paragraph (3)(A), a State meets the condition of this paragraph for a fiscal year if it is implementing at least 4 of the following enrollment and retention provisions (treating each subparagraph as a separate enrollment and retention provision) throughout the entire fiscal year:

“(A) **CONTINUOUS ELIGIBILITY.**—The State has elected the option of continuous eligibility for a full 12 months for all children described in section 1902(e)(12) under title XIX under 19 years of age, as well as applying such policy under its State child health plan under this title.

“(B) **LIBERALIZATION OF ASSET REQUIREMENTS.**—The State meets the requirement specified in either of the following clauses:

“(i) **ELIMINATION OF ASSET TEST.**—The State does not apply any asset or resource test for eligibility for children under title XIX or this title.

“(ii) **ADMINISTRATIVE VERIFICATION OF ASSETS.**—The State—

“(I) permits a parent or caretaker relative who is applying on behalf of a child for medical assistance under title XIX or child health assistance under this title to declare and certify by signature under penalty of perjury information relating to family assets for purposes of determining and redetermining financial eligibility; and

“(II) takes steps to verify assets through means other than by requiring documentation from parents and applicants except in individual cases of discrepancies or where otherwise justified.

“(C) ELIMINATION OF IN-PERSON INTERVIEW REQUIREMENT.—The State does not require an application of a child for medical assistance under title XIX (or for child health assistance under this title), including an application for renewal of such assistance, to be made in person nor does the State require a face-to-face interview, unless there are discrepancies or individual circumstances justifying an in-person application or face-to-face interview.

“(D) USE OF JOINT APPLICATION FOR MEDICAID AND CHIP.—The application form and supplemental forms (if any) and information verification process is the same for purposes of establishing and renewing eligibility for children for medical assistance under title XIX and child health assistance under this title.

“(E) AUTOMATIC RENEWAL (USE OF ADMINISTRATIVE RENEWAL).—

“(i) IN GENERAL.—The State provides, in the case of renewal of a child’s eligibility for medical assistance under title XIX or child health assistance under this title, a pre-printed form completed by the State based on the information available to the State and notice to the parent or caretaker relative of the child that eligibility of the child will be renewed and continued based on such information unless the State is provided other information. Nothing in this clause shall be construed as preventing a State from verifying, through electronic and other means, the information so provided.

“(ii) SATISFACTION THROUGH DEMONSTRATED USE OF EX PARTE PROCESS.—A State shall be treated as satisfying the requirement of clause (i) if renewal of eligibility of children under title XIX or this title is determined without any requirement for an in-person interview, unless sufficient information is not in the State’s possession and cannot be acquired from other sources (including other State agencies) without the participation of the applicant or the applicant’s parent or caretaker relative.

“(F) PRESUMPTIVE ELIGIBILITY FOR CHILDREN.—The State is implementing section 1920A under title XIX as well as, pursuant to section 2107(e)(1), under this title.

“(G) EXPRESS LANE.—The State is implementing the option described in section 1902(e)(13) under title XIX as well as, pursuant to section 2107(e)(1), under this title.”

**SEC. 112. STATE OPTION TO RELY ON FINDINGS FROM AN EXPRESS LANE AGENCY TO CONDUCT SIMPLIFIED ELIGIBILITY DETERMINATIONS.**

(a) MEDICAID.—Section 1902(e) of the Social Security Act (42 U.S.C. 1396a(e)) is amended by adding at the end the following:

“(13) EXPRESS LANE OPTION.—

“(A) IN GENERAL.—

“(i) OPTION TO USE A FINDING FROM AN EXPRESS LANE AGENCY.—At the option of the State, the State plan may provide that in determining eligibility under this title for a child (as defined in subparagraph (F)), the State may rely on a finding made within a reasonable period (as determined by the State) from an Express Lane agency (as defined in subparagraph (E)) when it determines whether a child satisfies one or more components of eligibility for medical assistance under this title. The State may rely on

a finding from an Express Lane agency notwithstanding sections 1902(a)(46)(B), 1903(x), and 1137(d) and any differences in budget unit, disregard, deeming or other methodology, if the following requirements are met:

“(I) PROHIBITION ON DETERMINING CHILDREN INELIGIBLE FOR COVERAGE.—If a finding from an Express Lane agency would result in a determination that a child does not satisfy an eligibility requirement for medical assistance under this title and for child health assistance under title XXI, the State shall determine eligibility for assistance using its regular procedures.

“(II) NOTICE REQUIREMENT.—For any child who is found eligible for medical assistance under the State plan under this title or child health assistance under title XXI and who is subject to premiums based on an Express Lane agency’s finding of such child’s income level, the State shall provide notice that the child may qualify for lower premium payments if evaluated by the State using its regular policies and of the procedures for requesting such an evaluation.

“(III) COMPLIANCE WITH SCREEN AND ENROLL REQUIREMENT.—The State shall satisfy the requirements under (A) and (B) of section 2102(b)(3) (relating to screen and enroll) before enrolling a child in child health assistance under title XXI. At its option, the State may fulfill such requirements in accordance with either option provided under subparagraph (C) of this paragraph.

“(ii) OPTION TO APPLY TO RENEWALS AND DETERMINATIONS.—The State may apply the provisions of this paragraph when conducting initial determinations of eligibility, redeterminations of eligibility, or both, as described in the State plan.

“(B) RULES OF CONSTRUCTION.—Nothing in this paragraph shall be construed—

“(i) to limit or prohibit a State from taking any actions otherwise permitted under this title or title XXI in determining eligibility for or enrolling children into medical assistance under this title or child health assistance under title XXI; or

“(ii) to modify the limitations in section 1902(a)(5) concerning the agencies that may make a determination of eligibility for medical assistance under this title.

“(C) OPTIONS FOR SATISFYING THE SCREEN AND ENROLL REQUIREMENT.—

“(i) IN GENERAL.—With respect to a child whose eligibility for medical assistance under this title or for child health assistance under title XXI has been evaluated by a State agency using an income finding from an Express Lane agency, a State may carry out its duties under subparagraphs (A) and (B) of section 2102(b)(3) (relating to screen and enroll) in accordance with either clause (i) or clause (iii).

“(ii) ESTABLISHING A SCREENING THRESHOLD.—

“(I) IN GENERAL.—Under this clause, the State establishes a screening threshold set as a percentage of the Federal poverty level that exceeds the highest income threshold applicable under this title to the child by a minimum of 30 percentage points or, at State option, a higher number of percentage points that reflects the value (as determined by the State and described in the State plan) of any differences between income methodologies used by the program administered by the Express Lane agency and the methodologies used by the State in determining eligibility for medical assistance under this title.

“(II) CHILDREN WITH INCOME NOT ABOVE THRESHOLD.—If the income of a child does not exceed the screening threshold, the child is deemed to satisfy the income eligibility criteria for medical assistance under this title regardless of whether such child would otherwise satisfy such criteria.

“(III) CHILDREN WITH INCOME ABOVE THRESHOLD.—If the income of a child exceeds the

screening threshold, the child shall be considered to have an income above the Medicaid applicable income level described in section 2110(b)(4) and to satisfy the requirement under section 2110(b)(1)(C) (relating to the requirement that CHIP matching funds be used only for children not eligible for Medicaid). If such a child is enrolled in child health assistance under title XXI, the State shall provide the parent, guardian, or custodial relative with the following:

“(aa) Notice that the child may be eligible to receive medical assistance under the State plan under this title if evaluated for such assistance under the State’s regular procedures and notice of the process through which a parent, guardian, or custodial relative can request that the State evaluate the child’s eligibility for medical assistance under this title using such regular procedures.

“(bb) A description of differences between the medical assistance provided under this title and child health assistance under title XXI, including differences in cost-sharing requirements and covered benefits.

“(iii) TEMPORARY ENROLLMENT IN CHIP PENDING SCREEN AND ENROLL.—

“(I) IN GENERAL.—Under this clause, a State enrolls a child in child health assistance under title XXI for a temporary period if the child appears eligible for such assistance based on an income finding by an Express Lane agency.

“(II) DETERMINATION OF ELIGIBILITY.—During such temporary enrollment period, the State shall determine the child’s eligibility for child health assistance under title XXI or for medical assistance under this title in accordance with this clause.

“(III) PROMPT FOLLOW UP.—In making such a determination, the State shall take prompt action to determine whether the child should be enrolled in medical assistance under this title or child health assistance under title XXI pursuant to subparagraphs (A) and (B) of section 2102(b)(3) (relating to screen and enroll).

“(IV) REQUIREMENT FOR SIMPLIFIED DETERMINATION.—In making such a determination, the State shall use procedures that, to the maximum feasible extent, reduce the burden imposed on the individual of such determination. Such procedures may not require the child’s parent, guardian, or custodial relative to provide or verify information that already has been provided to the State agency by an Express Lane agency or another source of information unless the State agency has reason to believe the information is erroneous.

“(V) AVAILABILITY OF CHIP MATCHING FUNDS DURING TEMPORARY ENROLLMENT PERIOD.—Medical assistance for items and services that are provided to a child enrolled in title XXI during a temporary enrollment period under this clause shall be treated as child health assistance under such title.

“(D) OPTION FOR AUTOMATIC ENROLLMENT.—

“(i) IN GENERAL.—At its option, a State may initiate an evaluation of an individual’s eligibility for medical assistance under this title without an application and determine the individual’s eligibility for such assistance using findings from one or more Express Lane agencies and information from sources other than a child, if the requirements of clauses (ii) and (iii) are met.

“(ii) INDIVIDUAL CHOICE REQUIREMENT.—The requirement of this clause is that the child is enrolled in medical assistance under this title or child health assistance under title XXI only if the child (or a parent, caretaker relative, or guardian on the behalf of the child) has affirmatively assented to such enrollment.



“(iii) INFORMATION REQUIREMENT.—The requirement of this clause is that the State informs the parent, guardian, or custodial relative of the child of the services that will be covered, appropriate methods for using such services, premium or other cost sharing charges (if any) that apply, medical support obligations (under section 1912(a)) created by enrollment (if applicable), and the actions the parent, guardian, or relative must take to maintain enrollment and renew coverage.

“(E) EXPRESS LANE AGENCY DEFINED.—In this paragraph, the term ‘express lane agency’ means an agency that meets the following requirements:

“(i) The agency determines eligibility for assistance under the Food Stamp Act of 1977, the Richard B. Russell National School Lunch Act, the Child Nutrition Act of 1966, or the Child Care and Development Block Grant Act of 1990.

“(ii) The agency notifies the child (or a parent, caretaker relative, or guardian on the behalf of the child)—

“(I) of the information which shall be disclosed;

“(II) that the information will be used by the State solely for purposes of determining eligibility for and for providing medical assistance under this title or child health assistance under title XXI; and

“(III) that the child, or parent, caretaker relative, or guardian, may elect to not have the information disclosed for such purposes.

“(iii) The agency and the State agency are subject to an interagency agreement limiting the disclosure and use of such information to such purposes.

“(iv) The agency is determined by the State agency to be capable of making the determinations described in this paragraph and is identified in the State plan under this title or title XXI.

For purposes of this subparagraph, the term ‘State agency’ refers to the agency determining eligibility for medical assistance under this title or child health assistance under title XXI.

“(F) CHILD DEFINED.—For purposes of this paragraph, the term ‘child’ means an individual under 19 years of age, or, at the option of a State, such higher age, not to exceed 21 years of age, as the State may elect.”

(b) CHIP.—Section 2107(e)(1) of such Act (42 U.S.C. 1397gg(e)(1)) is amended by redesignating subparagraph (B) and succeeding subparagraphs as subparagraph (C) and succeeding subparagraphs and by inserting after subparagraph (A) the following new subparagraph:

“(B) Section 1902(e)(13) (relating to the State option to rely on findings from an Express Lane agency to help evaluate a child’s eligibility for medical assistance).”

(c) ELECTRONIC TRANSMISSION OF INFORMATION.—Section 1902 of such Act (42 U.S.C. 1396a) is amended by adding at the end the following new subsection:

“(dd) ELECTRONIC TRANSMISSION OF INFORMATION.—If the State agency determining eligibility for medical assistance under this title or child health assistance under title XXI verifies an element of eligibility based on information from an Express Lane Agency (as defined in subsection (e)(13)(F)), or from another public agency, then the applicant’s signature under penalty of perjury shall not be required as to such element. Any signature requirement for an application for medical assistance may be satisfied through an electronic signature, as defined in section 1710(1) of the Government Paperwork Elimination Act (44 U.S.C. 3504 note). The requirements of subparagraphs (A) and (B) of section 1137(d)(2) may be met through evidence in digital or electronic form.”

(d) AUTHORIZATION OF INFORMATION DISCLOSURE.—

(1) IN GENERAL.—Title XIX of the Social Security Act is amended—

(A) by redesignating section 1939 as section 1940; and

(B) by inserting after section 1938 the following new section:

“**SEC. 1939. AUTHORIZATION TO RECEIVE PERTINENT INFORMATION.**

“(a) IN GENERAL.—Notwithstanding any other provision of law, a Federal or State agency or private entity in possession of the sources of data potentially pertinent to eligibility determinations under this title (including eligibility files maintained by Express Lane agencies described in section 1902(e)(13)(F), information described in paragraph (2) or (3) of section 1137(a), vital records information about births in any State, and information described in sections 453(i) and 1902(a)(25)(I)) is authorized to convey such data or information to the State agency administering the State plan under this title, to the extent such conveyance meets the requirements of subsection (b).

“(b) REQUIREMENTS FOR CONVEYANCE.—Data or information may be conveyed pursuant to subsection (a) only if the following requirements are met:

“(1) The individual whose circumstances are described in the data or information (or such individual’s parent, guardian, caretaker relative, or authorized representative) has either provided advance consent to disclosure or has not objected to disclosure after receiving advance notice of disclosure and a reasonable opportunity to object.

“(2) Such data or information are used solely for the purposes of—

“(A) identifying individuals who are eligible or potentially eligible for medical assistance under this title and enrolling or attempting to enroll such individuals in the State plan; and

“(B) verifying the eligibility of individuals for medical assistance under the State plan.

“(3) An interagency or other agreement, consistent with standards developed by the Secretary—

“(A) prevents the unauthorized use, disclosure, or modification of such data and otherwise meets applicable Federal requirements safeguarding privacy and data security; and

“(B) requires the State agency administering the State plan to use the data and information obtained under this section to seek to enroll individuals in the plan.

“(c) CRIMINAL PENALTY.—A private entity described in the subsection (a) that publishes, discloses, or makes known in any manner, or to any extent not authorized by Federal law, any information obtained under this section shall be fined not more than \$1,000 or imprisoned not more than 1 year, or both, for each such unauthorized publication or disclosure.

“(d) RULE OF CONSTRUCTION.—The limitations and requirements that apply to disclosure pursuant to this section shall not be construed to prohibit the conveyance or disclosure of data or information otherwise permitted under Federal law (without regard to this section).”

(2) CONFORMING AMENDMENT TO TITLE XXI.—Section 2107(e)(1) of such Act (42 U.S.C. 1397gg(e)(1)), as amended by subsection (b), is amended by adding at the end the following new subparagraph:

“(F) Section 1939 (relating to authorization to receive data potentially pertinent to eligibility determinations).”

(3) CONFORMING AMENDMENT TO PROVIDE ACCESS TO DATA ABOUT ENROLLMENT IN INSURANCE FOR PURPOSES OF EVALUATING APPLICATIONS AND FOR CHIP.—Section 1902(a)(25)(I)(i) of such Act (42 U.S.C. 1396a(a)(25)(I)(i)) is amended—

(A) by inserting “(and, at State option, individuals who are potentially eligible or who

apply)” after “with respect to individuals who are eligible”; and

(B) by inserting “under this title (and, at State option, child health assistance under title XXI)” after “the State plan”.

(e) EFFECTIVE DATE.—The amendments made by this section are effective on January 1, 2008.

**SEC. 113. APPLICATION OF MEDICAID OUTREACH PROCEDURES TO ALL CHILDREN AND PREGNANT WOMEN.**

(a) IN GENERAL.—Section 1902(a)(55) of the Social Security Act (42 U.S.C. 1396a(a)(55)) is amended—

(1) in the matter before subparagraph (A), by striking “individuals for medical assistance under subsection (a)(10)(A)(i)(IV), (a)(10)(A)(i)(VI), (a)(10)(A)(i)(VII), or (a)(10)(A)(ii)(IX)” and inserting “children and pregnant women for medical assistance under any provision of this title”; and

(2) in subparagraph (B), by inserting before the semicolon at the end the following: “, which need not be the same application form for all such individuals”.

(b) EFFECTIVE DATE.—The amendments made by subsection (a) take effect on January 1, 2008.

**SEC. 114. ENCOURAGING CULTURALLY APPROPRIATE ENROLLMENT AND RETENTION PRACTICES.**

(a) USE OF MEDICAID FUNDS.—Section 1903(a)(2) of the Social Security Act (42 U.S.C. 1396b(a)(2)) is amended by adding at the end the following new subparagraph:

“(E) an amount equal to 75 percent of so much of the sums expended during such quarter (as found necessary by the Secretary for the proper and efficient administration of the State plan) as are attributable to translation or interpretation services in connection with the enrollment and retention under this title of children of families for whom English is not the primary language; plus”.

(b) USE OF COMMUNITY HEALTH WORKERS FOR OUTREACH ACTIVITIES.—

(1) IN GENERAL.—Section 2102(c)(1) of such Act (42 U.S.C. 1397bb(c)(1)) is amended by inserting “(through community health workers and others)” after “Outreach”.

(2) IN FEDERAL EVALUATION.—Section 2108(c)(3)(B) of such Act (42 U.S.C. 1397hh(c)(3)(B)) is amended by inserting “(such as through community health workers and others)” after “including practices”.

#### Subtitle C—Coverage

**SEC. 121. ENSURING CHILD-CENTERED COVERAGE.**

(a) ADDITIONAL REQUIRED SERVICES.—

(1) CHILD-CENTERED COVERAGE.—Section 2103 of the Social Security Act (42 U.S.C. 1397cc) is amended—

(A) in subsection (a)—

(i) in the matter before paragraph (1), by striking “subsection (c)(5)” and inserting “paragraphs (5) and (6) of subsection (c)”; and

(ii) in paragraph (1), by inserting “at least” after “that is”; and

(B) in subsection (c)—

(i) by redesignating paragraph (5) as paragraph (6); and

(ii) by inserting after paragraph (4), the following:

“(5) DENTAL, FQHC, AND RHC SERVICES.—The child health assistance provided to a targeted low-income child (whether through benchmark coverage or benchmark-equivalent coverage or otherwise) shall include coverage of the following:

“(A) Dental services necessary to prevent disease and promote oral health, restore oral structures to health and function, and treat emergency conditions.

“(B) Federally-qualified health center services (as defined in section 1905(1)(2)) and rural health clinic services (as defined in section 1905(1)(1)).

Nothing in this section shall be construed as preventing a State child health plan from providing such services as part of benchmark coverage or in addition to the benefits provided through benchmark coverage.”

(2) REQUIRED PAYMENT FOR FQHC AND RHC SERVICES.—Section 2107(e)(1) of such Act (42 U.S.C. 1397gg(e)(1)), as amended by sections 112(b) and 112(d)(2), is amended by inserting after subparagraph (B) the following new subparagraph (and redesignating the succeeding subparagraphs accordingly):

“(C) Section 1902(bb) (relating to payment for services provided by Federally-qualified health centers and rural health clinics).”

(3) MENTAL HEALTH PARITY.—Section 2103(a)(2)(C) of such Act (42 U.S.C. 1397aa(a)(2)(C)) is amended by inserting “(or 100 percent in the case of the category of services described in subparagraph (B) of such subsection)” after “75 percent”.

(4) EFFECTIVE DATE.—The amendments made by this subsection and subsection (d) shall apply to health benefits coverage provided on or after October 1, 2008.

(b) CLARIFICATION OF REQUIREMENT TO PROVIDE EPSDT SERVICES FOR ALL CHILDREN IN BENCHMARK BENEFIT PACKAGES UNDER MEDICAID.—

(1) IN GENERAL.—Section 1937(a)(1) of the Social Security Act (42 U.S.C. 1396u-7(a)(1)) is amended—

(A) in subparagraph (A)—

(i) in the matter before clause (i), by striking “Notwithstanding any other provision of this title” and inserting “Subject to subparagraph (E)”; and

(ii) by striking “enrollment in coverage that provides” and all that follows and inserting “benchmark coverage described in subsection (b)(1) or benchmark equivalent coverage described in subsection (b)(2).”;

(B) by striking subparagraph (C) and inserting the following new subparagraph:

“(C) STATE OPTION TO PROVIDE ADDITIONAL BENEFITS.—A State, at its option, may provide such additional benefits to benchmark coverage described in subsection (b)(1) or benchmark equivalent coverage described in subsection (b)(2) as the State may specify.”; and

(C) by adding at the end the following new subparagraph:

“(E) REQUIRING COVERAGE OF EPSDT SERVICES.—Nothing in this paragraph shall be construed as affecting a child’s entitlement to care and services described in subsections (a)(4)(B) and (r) of section 1905 and provided in accordance with section 1902(a)(43) whether provided through benchmark coverage, benchmark equivalent coverage, or otherwise.”

(2) EFFECTIVE DATE.—The amendments made by paragraph (1) shall take effect as if included in the amendment made by section 6044(a) of the Deficit Reduction Act of 2005.

(c) CLARIFICATION OF COVERAGE OF SERVICES IN SCHOOL-BASED HEALTH CENTERS INCLUDED AS CHILD HEALTH ASSISTANCE.—

(1) IN GENERAL.—Section 2110(a)(5) of such Act (42 U.S.C. 1397jj(a)(5)) is amended by inserting after “health center services” the following: “and school-based health center services for which coverage is otherwise provided under this title when furnished by a school-based health center that is authorized to furnish such services under State law”.

(2) EFFECTIVE DATE.—The amendment made by paragraph (1) shall apply to child health assistance furnished on or after the date of the enactment of this Act.

(d) ASSURING ACCESS TO CARE.—

(1) STATE CHILD HEALTH PLAN REQUIREMENT.—Section 2102(a)(7)(B) of such Act (42 U.S.C. 1397bb(c)(2)) is amended by inserting “and services described in section 2103(c)(5)” after “emergency services”.

(2) REFERENCE TO EFFECTIVE DATE.—For the effective date for the amendments made by this subsection, see subsection (a)(5).

#### SEC. 122. IMPROVING BENCHMARK COVERAGE OPTIONS.

(a) LIMITATION ON SECRETARY-APPROVED COVERAGE.—

(1) UNDER CHIP.—Section 2103(a)(4) of the Social Security Act (42 U.S.C. 1397cc(a)(4)) is amended by inserting before the period at the end the following: “if the health benefits coverage is at least equivalent to the benefits coverage in a benchmark benefit package described in subsection (b)”.

(2) UNDER MEDICAID.—Section 1937(b)(1)(D) of the Social Security Act (42 U.S.C. 1396u-7(b)(1)(D)) is amended by inserting before the period at the end the following: “if the health benefits coverage is at least equivalent to the benefits coverage in benchmark coverage described in subparagraph (A), (B), or (C)”.

(b) REQUIREMENT FOR MOST POPULAR FAMILY COVERAGE FOR STATE EMPLOYEE COVERAGE BENCHMARK.—

(1) CHIP.—Section 2103(b)(2) of such Act (42 U.S.C. 1397(b)(2)) is amended by inserting “and that has been selected most frequently by employees seeking dependent coverage, among such plans that provide such dependent coverage, in either of the previous 2 plan years” before the period at the end.

(2) MEDICAID.—Section 1937(b)(1)(B) of such Act is amended by inserting “and that has been selected most frequently, by employees seeking dependent coverage, among such plans that provide such dependent coverage, in either of the previous 2 plan years” before the period at the end.

(c) EFFECTIVE DATE.—The amendments made by this section shall apply to health benefits coverage provided on or after October 1, 2008.

#### SEC. 123. PREMIUM GRACE PERIOD.

(a) IN GENERAL.—Section 2103(e)(3) of the Social Security Act (42 U.S.C. 1397cc(e)(3)) is amended by adding at the end the following new subparagraph:

“(C) PREMIUM GRACE PERIOD.—The State child health plan—

“(i) shall afford individuals enrolled under the plan a grace period of at least 30 days from the beginning of a new coverage period to make premium payments before the individual’s coverage under the plan may be terminated; and

“(ii) shall provide to such an individual, not later than 7 days after the first day of such grace period, notice—

“(I) that failure to make a premium payment within the grace period will result in termination of coverage under the State child health plan; and

“(II) of the individual’s right to challenge the proposed termination pursuant to the applicable Federal regulations.

For purposes of clause (i), the term ‘new coverage period’ means the month immediately following the last month for which the premium has been paid.”

(b) EFFECTIVE DATE.—The amendment made by subsection (a) shall apply to new coverage periods beginning on or after January 1, 2009.

#### Subtitle D—Populations

#### SEC. 131. OPTIONAL COVERAGE OF OLDER CHILDREN UNDER MEDICAID AND CHIP.

(a) MEDICAID.—

(1) IN GENERAL.—Section 1902(l)(1)(D) of the Social Security Act (42 U.S.C. 1396a(l)(1)(D)) is amended by striking “but have not attained 19 years of age” and inserting “but is under 19 years of age (or, at the option of a State and subject to section 131(d) of the Children’s Health and Medicare Protection Act of 2007, under such higher age, not to exceed 25 years of age, as the State may elect)”.

(2) CONFORMING AMENDMENTS.—

(A) Section 1902(e)(3)(A) of such Act (42 U.S.C. 1396a(e)(3)(A)) is amended by striking “18 years of age or younger” and inserting “under 19 years of age (or under such higher age as the State has elected under subsection (1)(1)(D))” after “18 years of age”.

(B) Section 1902(e)(12) of such Act (42 U.S.C. 1396a(e)(12)) is amended by inserting “or such higher age as the State has elected under subsection (1)(1)(D)” after “19 years of age”.

(C) Section 1905(a) of such Act (42 U.S.C. 1396d(a)) is amended, in clause (i), by inserting “or under such higher age as the State has elected under subsection (1)(1)(D)” after “as the State may choose”.

(D) Section 1920A(b)(1) of such Act (42 U.S.C. 1396f-1a(b)(1)) is amended by inserting “or under such higher age as the State has elected under section 1902(l)(1)(D)” after “19 years of age”.

(E) Section 1928(h)(1) of such Act (42 U.S.C. 1396s(h)(1)) is amended by striking “18 years of age or younger” and inserting “19 years of age or under such higher age as the State has elected under section 1902(l)(1)(D)”.

(F) Section 1932(a)(2)(A) of such Act (42 U.S.C. 1396u-2(a)(2)(A)) is amended by inserting “(or under such higher age as the State has elected under section 1902(l)(1)(D))” after “19 years of age”.

(b) TITLE XXI.—Section 2110(c)(1) of such Act (42 U.S.C. 1397jj(c)(1)) is amended by inserting “(or, at the option of the State and subject to section 131(d) of the Children’s Health and Medicare Protection Act of 2007, under such higher age as the State has elected under section 1902(l)(1)(D))”.

(c) EFFECTIVE DATE.—Subject to subsection (d), the amendments made by this section take effect on January 1, 2010.

(d) TRANSITION.—In carrying out the amendments made by subsections (a) and (b)—

(1) for 2010, a State election under section 1902(l)(1)(D) shall only apply with respect to title XXI of such Act and the age elected may not exceed 21 years of age;

(2) for 2011, a State election under section 1902(l)(1)(D) may apply under titles XIX and XXI of such Act and the age elected may not exceed 23 years of age;

(3) for 2012, a State election under section 1902(l)(1)(D) may apply under titles XIX and XXI of such Act and the age elected may not exceed 24 years of age; and

(4) for 2013 and each subsequent year, a State election under section 1902(l)(1)(D) may apply under titles XIX and XXI of such Act and the age elected may not exceed 25 years of age.

#### SEC. 132. OPTIONAL COVERAGE OF LEGAL IMMIGRANTS UNDER THE MEDICAID PROGRAM AND CHIP.

(a) MEDICAID PROGRAM.—Section 1903(v) of the Social Security Act (42 U.S.C. 1396b(v)) is amended—

(1) in paragraph (1), by striking “paragraph (2)” and inserting “paragraphs (2) and (4)”; and

(2) by adding at the end the following new paragraph:

“(4)(A) A State may elect (in a plan amendment under this title) to provide medical assistance under this title, notwithstanding sections 401(a), 402(b), 403, and 421 of the Personal Responsibility and Work Opportunity Reconciliation Act of 1996, for aliens who are lawfully residing in the United States (including battered aliens described in section 431(c) of such Act) and who are otherwise eligible for such assistance, within either or both of the following eligibility categories:

“(i) PREGNANT WOMEN.—Women during pregnancy (and during the 60-day period beginning on the last day of the pregnancy).

“(ii) CHILDREN.—Individuals under age 19 (or such higher age as the State has elected under section 1902(1)(1)(D)), including optional targeted low-income children described in section 1905(u)(2)(B).

“(B) In the case of a State that has elected to provide medical assistance to a category of aliens under subparagraph (A), no debt shall accrue under an affidavit of support against any sponsor of such an alien on the basis of provision of medical assistance to such category and the cost of such assistance shall not be considered as an unreimbursed cost.”

(b) CHIP.—Section 2107(e)(1) of such Act (42 U.S.C. 1397gg(e)(1)), as amended by section 112(b), 112(d)(2), and 121(a)(2), is amended by redesignating subparagraphs (E) through (G) as subparagraphs (G) through (I), respectively, and by inserting after subparagraph (D) the following new subparagraphs:

“(E) Section 1903(v)(4)(A) (relating to optional coverage of certain categories of lawfully residing immigrants), insofar as it relates to the category of pregnant women described in clause (i) of such section, but only if the State has elected to apply such section with respect to such women under title XIX and the State has elected the option under section 2111 to provide assistance for pregnant women under this title.

“(F) Section 1903(v)(4)(A) (relating to optional coverage of categories of lawfully residing immigrants), insofar as it relates to the category of children described in clause (ii) of such section, but only if the State has elected to apply such section with respect to such children under title XIX.”

(c) EFFECTIVE DATE.—The amendments made by this section take effect on the date of the enactment of this Act.

**SEC. 133. STATE OPTION TO EXPAND OR ADD COVERAGE OF CERTAIN PREGNANT WOMEN UNDER CHIP.**

(a) CHIP.—

(1) COVERAGE.—Title XXI (42 U.S.C. 1397aa et seq.) of the Social Security Act is amended by adding at the end the following new section:

**“SEC. 2111. OPTIONAL COVERAGE OF TARGETED LOW-INCOME PREGNANT WOMEN.**

“(a) OPTIONAL COVERAGE.—Notwithstanding any other provision of this title, a State may provide for coverage, through an amendment to its State child health plan under section 2102, of assistance for pregnant women for targeted low-income pregnant women in accordance with this section, but only if—

“(1) the State has established an income eligibility level—

“(A) for pregnant women, under any of clauses (i)(III), (i)(IV), or (ii)(IX) of section 1902(a)(10)(A), that is at least 185 percent (or such higher percent as the State has in effect for pregnant women under this title) of the poverty line applicable to a family of the size involved, but in no case a percent lower than the percent in effect under any such clause as of July 1, 2007; and

“(B) for children under 19 years of age under this title (or title XIX) that is at least 200 percent of the poverty line applicable to a family of the size involved; and

“(2) the State does not impose, with respect to the enrollment under the State child health plan of targeted low-income children during the quarter, any enrollment cap or other numerical limitation on enrollment, any waiting list, any procedures designed to delay the consideration of applications for enrollment, or similar limitation with respect to enrollment.

“(b) DEFINITIONS.—For purposes of this title:

“(1) ASSISTANCE FOR PREGNANT WOMEN.—The term ‘assistance for pregnant women’ has the meaning given the term child health

assistance in section 2110(a) as if any reference to targeted low-income children were a reference to targeted low-income pregnant women.

“(2) TARGETED LOW-INCOME PREGNANT WOMAN.—The term ‘targeted low-income pregnant woman’ means a woman—

“(A) during pregnancy and through the end of the month in which the 60-day period (beginning on the last day of her pregnancy) ends;

“(B) whose family income exceeds 185 percent (or, if higher, the percent applied under subsection (a)(1)(A)) of the poverty level applicable to a family of the size involved, but does not exceed the income eligibility level established under the State child health plan under this title for a targeted low-income child; and

“(C) who satisfies the requirements of paragraphs (1)(A), (1)(C), (2), and (3) of section 2110(b), applied as if any reference to a child was a reference to a pregnant woman.

“(c) REFERENCES TO TERMS AND SPECIAL RULES.—In the case of, and with respect to, a State providing for coverage of assistance for pregnant women to targeted low-income pregnant women under subsection (a), the following special rules apply:

“(1) Any reference in this title (other than in subsection (b)) to a targeted low-income child is deemed to include a reference to a targeted low-income pregnant woman.

“(2) Any reference in this title to child health assistance (other than with respect to the provision of early and periodic screening, diagnostic, and treatment services) with respect to such women is deemed a reference to assistance for pregnant women.

“(3) Any such reference (other than in section 2105(d)) to a child is deemed a reference to a woman during pregnancy and the period described in subsection (b)(2)(A).

“(4) In applying section 2102(b)(3)(B), any reference to children found through screening to be eligible for medical assistance under the State medicaid plan under title XIX is deemed a reference to pregnant women.

“(5) There shall be no exclusion of benefits for services described in subsection (b)(1) based on any preexisting condition and no waiting period (including any waiting period imposed to carry out section 2102(b)(3)(C)) shall apply.

“(6) In applying section 2103(e)(3)(B) in the case of a pregnant woman provided coverage under this section, the limitation on total annual aggregate cost-sharing shall be applied to such pregnant woman.

“(7) In applying section 2104(i)—

“(A) in the case of a State which did not provide for coverage for pregnant women under this title (under a waiver or otherwise) during fiscal year 2007, the allotment amount otherwise computed for the first fiscal year in which the State elects to provide coverage under this section shall be increased by an amount (determined by the Secretary) equal to the enhanced FMAP of the expenditures under this title for such coverage, based upon projected enrollment and per capita costs of such enrollment; and

“(B) in the case of a State which provided for coverage of pregnant women under this title for the previous fiscal year—

“(i) in applying paragraph (2)(B) of such section, there shall also be taken into account (in an appropriate proportion) the percentage increase in births in the State for the relevant period; and

“(ii) in applying paragraph (3), pregnant women (and per capita expenditures for such women) shall be accounted for separately from children, but shall be included in the total amount of any allotment adjustment under such paragraph.

“(d) AUTOMATIC ENROLLMENT FOR CHILDREN BORN TO WOMEN RECEIVING ASSISTANCE FOR

PREGNANT WOMEN.—If a child is born to a targeted low-income pregnant woman who was receiving assistance for pregnant women under this section on the date of the child’s birth, the child shall be deemed to have applied for child health assistance under the State child health plan and to have been found eligible for such assistance under such plan or to have applied for medical assistance under title XIX and to have been found eligible for such assistance under such title on the date of such birth, based on the mother’s reported income as of the time of her enrollment under this section and applicable income eligibility levels under this title and title XIX, and to remain eligible for such assistance until the child attains 1 year of age. During the period in which a child is deemed under the preceding sentence to be eligible for child health or medical assistance, the assistance for pregnant women or medical assistance eligibility identification number of the mother shall also serve as the identification number of the child, and all claims shall be submitted and paid under such number (unless the State issues a separate identification number for the child before such period expires).”

(2) ADDITIONAL AMENDMENT.—Section 2107(e)(1)(H) of such Act (42 U.S.C. 1397gg(e)(1)(H)), as redesignated by section 133(b), is amended to read as follows:

“(H) Sections 1920 and 1920A (relating to presumptive eligibility for pregnant women and children).”

(b) AMENDMENTS TO MEDICAID.—

(1) ELIGIBILITY OF A NEWBORN.—Section 1902(e)(4) of the Social Security Act (42 U.S.C. 1396a(e)(4)) is amended in the first sentence by striking “so long as the child is a member of the woman’s household and the woman remains (or would remain if pregnant) eligible for such assistance”.

(2) APPLICATION OF QUALIFIED ENTITIES TO PRESUMPTIVE ELIGIBILITY FOR PREGNANT WOMEN UNDER MEDICAID.—Section 1920(b) of the Social Security Act (42 U.S.C. 1396r-1(b)) is amended by adding after paragraph (2) the following flush sentence:

“The term ‘qualified provider’ also includes a qualified entity, as defined in section 1920A(b)(3).”

**SEC. 134. LIMITATION ON WAIVER AUTHORITY TO COVER ADULTS.**

Section 2102 of the Social Security Act (42 U.S.C. 1397bb) is amended by adding at the end the following new subsection:

“(d) LIMITATION ON COVERAGE OF ADULTS.—Notwithstanding any other provision of this title, the Secretary may not, through the exercise of any waiver authority on or after January 1, 2008, provide for Federal financial participation to a State under this title for health care services for individuals who are not targeted low-income children or pregnant women unless the Secretary determines that no eligible targeted low-income child in the State would be denied coverage under this title for health care services because of such eligibility. In making such determination, the Secretary must receive assurances that—

“(1) there is no waiting list under this title in the State for targeted low-income children to receive child health assistance under this title; and

“(2) the State has in place an outreach program to reach all targeted low-income children in families with incomes less than 200 percent of the poverty line.”

**Subtitle E—Access**

**SEC. 141. CHILDREN’S ACCESS, PAYMENT, AND EQUALITY COMMISSION.**

Title XIX of the Social Security Act is amended by inserting before section 1901 the following new section:

“CHILDREN’S ACCESS, PAYMENT, AND EQUALITY COMMISSION

“SEC. 1900. (a) ESTABLISHMENT.—There is hereby established as an agency of Congress the Children’s Access, Payment, and Equality Commission (in this section referred to as the ‘Commission’).

“(b) DUTIES.—

“(1) REVIEW OF PAYMENT POLICIES AND ANNUAL REPORTS.—The Commission shall—

“(A) review Federal and State payment policies of the Medicaid program established under this title (in this section referred to as ‘Medicaid’) and the State Children’s Health Insurance Program established under title XXI (in this section referred to as ‘CHIP’), including topics described in paragraph (2);

“(B) review access to, and affordability of, coverage and services for enrollees under Medicaid and CHIP;

“(C) make recommendations to Congress concerning such policies;

“(D) by not later than March 1 of each year, submit to Congress a report containing the results of such reviews and its recommendations concerning such policies; and

“(E) by not later than June 1 of each year, submit to Congress a report containing an examination of issues affecting Medicaid and CHIP, including the implications of changes in health care delivery in the United States and in the market for health care services on such programs.

“(2) SPECIFIC TOPICS TO BE REVIEWED.—Specifically, the Commission shall review the following:

“(A) The factors affecting expenditures for services in different sectors (such as physician, hospital and other sectors), payment methodologies, and their relationship to access and quality of care for Medicaid and CHIP beneficiaries.

“(B) The impact of Federal and State Medicaid and CHIP payment policies on access to services (including dental services) for children (including children with disabilities) and other Medicaid and CHIP populations.

“(C) The impact of Federal and State Medicaid and CHIP policies on reducing health disparities, including geographic disparities and disparities among minority populations.

“(D) The overall financial stability of the health care safety net, including Federally-qualified health centers, rural health centers, school-based clinics, disproportionate share hospitals, public hospitals, providers and grantees under section 2612(a)(5) of the Public Health Service Act (popularly known as the Ryan White CARE Act), and other providers that have a patient base which includes a disproportionate number of uninsured or low-income individuals and the impact of CHIP and Medicaid policies on such stability.

“(E) The relation (if any) between payment rates for providers and improvement in care for children as measured under the children’s health quality measurement program established under section 151 of the Children’s Health and Medicare Protection Act of 2007.

“(F) The affordability, cost effectiveness, and accessibility of services needed by special populations under Medicaid and CHIP as compared with private-sector coverage.

“(G) The extent to which the operation of Medicaid and CHIP ensures access, comparable to access under employer-sponsored or other private health insurance coverage (or in the case of federally-qualified health center services (as defined in section 1905(l)(2)) and rural health clinic services (as defined in section 1905(l)(1)), access comparable to the access to such services under title XIX), for targeted low-income children.

“(H) The effect of demonstrations under section 1115, benchmark coverage under section 1937, and other coverage under section 1938, on access to care, affordability of cov-

erage, provider ability to achieve children’s health quality performance measures, and access to safety net services.

“(3) COMMENTS ON CERTAIN SECRETARIAL REPORTS.—If the Secretary submits to Congress (or a committee of Congress) a report that is required by law and that relates to payment policies under Medicaid or CHIP, the Secretary shall transmit a copy of the report to the Commission. The Commission shall review the report and, not later than 6 months after the date of submittal of the Secretary’s report to Congress, shall submit to the appropriate committees of Congress written comments on such report. Such comments may include such recommendations as the Commission deems appropriate.

“(4) AGENDA AND ADDITIONAL REVIEWS.—The Commission shall consult periodically with the Chairmen and Ranking Minority Members of the appropriate committees of Congress regarding the Commission’s agenda and progress towards achieving the agenda. The Commission may conduct additional reviews, and submit additional reports to the appropriate committees of Congress, from time to time on such topics relating to the program under this title or title XXI as may be requested by such Chairmen and Members and as the Commission deems appropriate.

“(5) AVAILABILITY OF REPORTS.—The Commission shall transmit to the Secretary a copy of each report submitted under this subsection and shall make such reports available to the public.

“(6) APPROPRIATE COMMITTEE OF CONGRESS.—For purposes of this section, the term ‘appropriate committees of Congress’ means the Committees on Energy and Commerce of the House of Representatives and the Committee on Finance of the Senate.

“(7) VOTING AND REPORTING REQUIREMENTS.—With respect to each recommendation contained in a report submitted under paragraph (1), each member of the Commission shall vote on the recommendation, and the Commission shall include, by member, the results of that vote in the report containing the recommendation.

“(8) EXAMINATION OF BUDGET CONSEQUENCES.—Before making any recommendations, the Commission shall examine the budget consequences of such recommendations, directly or through consultation with appropriate expert entities.

“(c) APPLICATION OF PROVISIONS.—The following provisions of section 1805 shall apply to the Commission in the same manner as they apply to the Medicare Payment Advisory Commission:

“(1) Subsection (c) (relating to membership), except that the membership of the Commission shall also include representatives of children, pregnant women, individuals with disabilities, seniors, low-income families, and other groups of CHIP and Medicaid beneficiaries.

“(2) Subsection (d) (relating to staff and consultants).

“(3) Subsection (e) (relating to powers).

“(d) AUTHORIZATION OF APPROPRIATIONS.—

“(1) REQUEST FOR APPROPRIATIONS.—The Commission shall submit requests for appropriations in the same manner as the Comptroller General submits requests for appropriations, but amounts appropriated for the Commission shall be separate from amounts appropriated for the Comptroller General.

“(2) AUTHORIZATION.—There are authorized to be appropriated such sums as may be necessary to carry out the provisions of this section.”

**SEC. 142. MODEL OF INTERSTATE COORDINATED ENROLLMENT AND COVERAGE PROCESS.**

(a) IN GENERAL.—In order to assure continuity of coverage of low-income children under the Medicaid program and the State Children’s Health Insurance Program (CHIP),

not later than 18 months after the date of the enactment of this Act, the Comptroller General of the United States, in consultation with State Medicaid and CHIP directors and organizations representing program beneficiaries, shall develop a model process for the coordination of the enrollment, retention, and coverage under such programs of children who, because of migration of families, emergency evacuations, educational needs, or otherwise, frequently change their State of residency or otherwise are temporarily located outside of the State of their residency.

(b) REPORT TO CONGRESS.—After development of such model process, the Comptroller General shall submit to Congress a report describing additional steps or authority needed to make further improvements to coordinate the enrollment, retention, and coverage under CHIP and Medicaid of children described in subsection (a).

**SEC. 143. MEDICAID CITIZENSHIP DOCUMENTATION REQUIREMENTS.**

(a) STATE OPTION TO REQUIRE CHILDREN TO PRESENT SATISFACTORY DOCUMENTARY EVIDENCE OF PROOF OF CITIZENSHIP OR NATIONALITY FOR PURPOSES OF ELIGIBILITY FOR MEDICAID; REQUIREMENT FOR AUDITING.—

(1) IN GENERAL.—Section 1902 of the Social Security Act (42 U.S.C. 1396a) is amended—

(A) in subsection (a)(46)—

(i) by inserting “(A)” after “(46)”; and

(B) by adding at the end the following new subparagraphs:

“(B) at the option of the State, require that, with respect to a child under 21 years of age (other than an individual described in section 1903(x)(2)) who declares to be a citizen or national of the United States for purposes of establishing initial eligibility for medical assistance under this title (or, at State option, for purposes of renewing or re-determining such eligibility to the extent that such satisfactory documentary evidence of citizenship or nationality has not yet been presented), there is presented satisfactory documentary evidence of citizenship or nationality of the individual (using criteria determined by the State, which shall be no more restrictive than the documentation specified in section 1903(x)(3)); and

“(C) comply with the auditing requirements of section 1903(x)(4);” and

(C) in subsection (b)(3), by inserting “or any citizenship documentation requirement for a child under 21 years of age that is more restrictive than what a State may provide under section 1903(x)” before the period at the end.

(2) AUDITING REQUIREMENT.—Section 1903(x) of such Act (as amended by section 405(c)(1)(A) of division B of the Tax Relief and Health Care Act of 2006 (Public Law 109-432)) is amended by adding at the end the following new paragraph:

“(4)(A) Regardless of whether a State has chosen to take the option specified in section 1902(a)(46)(B), each State shall audit a statistically-based sample of cases of children under 21 years of age in order to demonstrate to the satisfaction of the Secretary that the percentage of Federal Medicaid funds being spent for non-emergency benefits for aliens described in subsection (v)(1) who are under 21 years of age does not exceed 3 percent of total expenditures for medical assistance under the plan for items and services for individuals under 21 years of age for the period for which the sample is taken. In conducting such audits, a State may rely on case reviews regularly conducted pursuant to their Medicaid Quality Control or Payment Error Rate Measurement (PERM) eligibility reviews under subsection (u).

“(B) In conducting audits under subparagraph (A), payments for non-emergency benefits shall be treated as erroneous if the

audit could not confirm the citizenship of the individual based either on documentation in the case file or on documentation obtained independently during the audit.

“(C) If the erroneous error rate described in subparagraph (A)—

“(i) exceeds 3 percent, the State shall—

“(I) remit to the Secretary the Federal share of improper expenditures in excess of the 3 percent level described in such subparagraph;

“(II) shall develop a corrective action plan; and

“(III) shall conduct another audit the following fiscal year, after the corrective action plan is implemented; or

“(ii) does not exceed 3 percent, the State is not required to conduct another audit under subparagraph (A) until the third fiscal year succeeding the fiscal year for which the audit was conducted.”;

(3) **ELIMINATION OF DENIAL OF PAYMENTS FOR CHILDREN.**—Section 1903(i)(22) of such Act (42 U.S.C. 1396b(i)(22)) is amended by inserting “(other than a child under the age of 21)” after “for an individual”.

(b) **CLARIFICATION OF RULES FOR CHILDREN BORN IN THE UNITED STATES TO MOTHERS ELIGIBLE FOR MEDICAID.**—Section 1903(x)(2) of such Act (42 U.S.C. 1396b(x)(2)) is amended—

(1) in subparagraph (C), by striking “or” at the end;

(2) by redesignating subparagraph (D) as subparagraph (E); and

(3) by inserting after subparagraph (C) the following new subparagraph:

“(D) pursuant to the application of section 1902(e)(4) (and, in the case of an individual who is eligible for medical assistance on such basis, the individual shall be deemed to have provided satisfactory documentary evidence of citizenship or nationality and shall not be required to provide further documentary evidence on any date that occurs during or after the period in which the individual is eligible for medical assistance on such basis; or”.

(c) **DOCUMENTATION FOR NATIVE AMERICANS.**—Section 1903(x)(3)(B) of such Act is amended—

(1) by redesignating clause (v) as clause (vi); and

(2) by inserting after clause (iv) the following new clause:

“(v) For an individual who is a member of, or enrolled in or affiliated with, a federally-recognized Indian tribe, a document issued by such tribe evidencing such membership, enrollment, or affiliation with the tribe (such as a tribal enrollment card or certificate of degree of Indian blood), and, only with respect to those federally-recognized Indian tribes located within States having an international border whose membership includes individuals who are not citizens of the United States, such other forms of documentation (including tribal documentation, if appropriate) as the Secretary, after consulting with such tribes, determines to be satisfactory documentary evidence of citizenship or nationality for purposes of satisfying the requirement of this subparagraph.”.

(d) **REASONABLE OPPORTUNITY.**—Section 1903(x) of such Act, as amended by subsection (a)(2), is further amended by adding at the end the following new paragraph:

“(5) In the case of an individual declaring to be a citizen or national of the United States with respect to whom a State requires the presentation of satisfactory documentary evidence of citizenship or nationality under section 1902(a)(46)(B), the individual shall be provided at least the reasonable opportunity to present satisfactory documentary evidence of citizenship or nationality under this subsection as is provided under clauses (i) and (ii) of section 1137(d)(4)(A) to an individual for the submittal to the State

of evidence indicating a satisfactory immigration status and shall not be denied medical assistance on the basis of failure to provide such documentation until the individual has had such an opportunity.”.

(e) **EFFECTIVE DATE.**—

(1) **RETROACTIVE APPLICATION.**—The amendments made by this section shall take effect as if included in the enactment of the Deficit Reduction Act of 2005 (Public Law 109-171; 120 Stat. 4).

(2) **RESTORATION OF ELIGIBILITY.**—In the case of an individual who, during the period that began on July 1, 2006, and ends on the date of the enactment of this Act, was determined to be ineligible for medical assistance under a State Medicaid program solely as a result of the application of subsections (i)(22) and (x) of section 1903 of the Social Security Act (as in effect during such period), but who would have been determined eligible for such assistance if such subsections, as amended by this section, had applied to the individual, a State may deem the individual to be eligible for such assistance as of the date that the individual was determined to be ineligible for such medical assistance on such basis.

**SEC. 144. ACCESS TO DENTAL CARE FOR CHILDREN.**

(a) **DENTAL EDUCATION FOR PARENTS OF NEWBORNS.**—The Secretary of Health and Human Services shall develop and implement, through entities that fund or provide perinatal care services to targeted low-income children under a State child health plan under title XXI of the Social Security Act, a program to deliver oral health educational materials that inform new parents about risks for, and prevention of, early childhood caries and the need for a dental visit within their newborn’s first year of life.

(b) **PROVISION OF DENTAL SERVICES THROUGH FQHCs.**—

(1) **MEDICAID.**—Section 1902(a) of the Social Security Act (42 U.S.C. 1396a(a)) is amended—

(A) by striking “and” at the end of paragraph (69);

(B) by striking the period at the end of paragraph (70) and inserting “; and”; and

(C) by inserting after paragraph (70) the following new paragraph:

“(71) provide that the State will not prevent a Federally-qualified health center from entering into contractual relationships with private practice dental providers in the provision of Federally-qualified health center services.”.

(2) **CHIP.**—Section 2107(e)(1) of such Act is amended—

(A) by redesignating subparagraphs (B) through (D) as subparagraphs (C) through (E); and

(B) by inserting after subparagraph (A) the following new subparagraph:

“(B) Section 1902(a)(71) (relating to limiting FQHC contracting for provision of dental services).”.

(3) **EFFECTIVE DATE.**—The amendments made by this subsection shall take effect on January 1, 2008.

(c) **REPORTING INFORMATION ON DENTAL HEALTH.**—

(1) **MEDICAID.**—Section 1902(a)(43)(D)(iii) of such Act (42 U.S.C. 1396a(a)(43)(D)(iii)) is amended by inserting “and other information relating to the provision of dental services to such children described in section 2108(e)” after “receiving dental services.”.

(2) **CHIP.**—Section 2108 of such Act (42 U.S.C. 1397hh) is amended by adding at the end the following new subsection:

“(e) **INFORMATION ON DENTAL CARE FOR CHILDREN.**—

“(1) **IN GENERAL.**—Each annual report under subsection (a) shall include the following information with respect to care and

services described in section 1905(r)(3) provided to targeted low-income children enrolled in the State child health plan under this title at any time during the year involved:

“(A) The number of enrolled children by age grouping used for reporting purposes under section 1902(a)(43).

“(B) For children within each such age grouping, information of the type contained in questions 12(a)–(c) of CMS Form 416 (that consists of the number of enrolled targeted low income children who receive any, preventive, or restorative dental care under the State plan).

“(C) For the age grouping that includes children 8 years of age, the number of such children who have received a protective sealant on at least one permanent molar tooth.

“(2) **INCLUSION OF INFORMATION ON ENROLLEES IN MANAGED CARE PLANS.**—The information under paragraph (1) shall include information on children who are enrolled in managed care plans and other private health plans and contracts with such plans under this title shall provide for the reporting of such information by such plans to the State.”.

(3) **EFFECTIVE DATE.**—The amendments made by this subsection shall be effective for annual reports submitted for years beginning after date of enactment.

(d) **GAO STUDY AND REPORT.**—

(1) **STUDY.**—The Comptroller General of the United States shall provide for a study that examines—

(A) access to dental services by children in underserved areas; and

(B) the feasibility and appropriateness of using qualified mid-level dental health providers, in coordination with dentists, to improve access for children to oral health services and public health overall.

(2) **REPORT.**—Not later than 1 year after the date of the enactment of this Act, the Comptroller General shall submit to Congress a report on the study conducted under paragraph (1).

**SEC. 145. PROHIBITING INITIATION OF NEW HEALTH OPPORTUNITY ACCOUNT DEMONSTRATION PROGRAMS.**

After the date of the enactment of this Act, the Secretary of Health and Human Services may not approve any new demonstration programs under section 1938 of the Social Security Act (42 U.S.C. 1396u-8).

**Subtitle F—Quality and Program Integrity**  
**SEC. 151. PEDIATRIC HEALTH QUALITY MEASUREMENT PROGRAM.**

(a) **QUALITY MEASUREMENT OF CHILDREN’S HEALTH.**—

(1) **ESTABLISHMENT OF PROGRAM TO DEVELOP QUALITY MEASURES FOR CHILDREN’S HEALTH.**—The Secretary of Health and Human Services (in this section referred to as the “Secretary”) shall establish a child health care quality measurement program (in this subsection referred to as the “children’s health quality measurement program”) to develop and implement—

(A) pediatric quality measures on children’s health care that may be used by public and private health care purchasers (and a system for reporting such measures); and

(B) measures of overall program performance that may be used by public and private health care purchasers.

The Secretary shall publish, not later than September 30, 2009, the recommended measures under the program for application under the amendments made by subsection (b) for years beginning with 2010.

(2) **MEASURES.**—

(A) **SCOPE.**—The measures developed under the children’s health quality measurement program shall—

(i) provide comprehensive information with respect to the provision and outcomes

of health care for young children, school age children, and older children.

(ii) be designed to identify disparities by pediatric characteristics (including, at a minimum, those specified in subparagraph (C)) in child health and the provision of health care;

(iii) be designed to ensure that the data required for such measures is collected and reported in a standard format that permits comparison at a State, plan, and provider level, and between insured and uninsured children;

(iv) take into account existing measures of child health quality and be periodically updated;

(v) include measures of clinical health care quality which meet the requirements for pediatric quality measures in paragraph (1);

(vi) improve and augment existing measures of clinical health care quality for children's health care and develop new and emerging measures; and

(vii) increase the portfolio of evidence-based pediatric quality measures available to public and private purchasers, providers, and consumers.

(B) SPECIFIC MEASURES.—Such measures shall include measures relating to at least the following aspects of health care for children:

(i) The proportion of insured (and uninsured) children who receive age-appropriate preventive health and dental care (including age appropriate immunizations) at each stage of child health development.

(ii) The proportion of insured (and uninsured) children who receive dental care for restoration of teeth, relief of pain and infection, and maintenance of dental health.

(iii) The effectiveness of early health care interventions for children whose assessments indicate the presence or risk of physical or mental conditions that could adversely affect growth and development.

(iv) The effectiveness of treatment to ameliorate the effects of diagnosed physical and mental health conditions, including chronic conditions.

(v) The proportion of children under age 21 who are continuously insured for a period of 12 months or longer.

(vi) The effectiveness of health care for children with disabilities.

In carrying out clause (vi), the Secretary shall develop quality measures and best practices relating to cystic fibrosis.

(C) REPORTING METHODOLOGY FOR ANALYSIS BY PEDIATRIC CHARACTERISTICS.—The children's health quality measurement program shall describe with specificity such measures and the process by which such measures will be reported in a manner that permits analysis based on each of the following pediatric characteristics:

(i) Age.

(ii) Gender.

(iii) Race.

(iv) Ethnicity.

(v) Primary language of the child's parents (or caretaker relative).

(vi) Disability or chronic condition (including cystic fibrosis).

(vii) Geographic location.

(viii) Coverage status under public and private health insurance programs.

(D) PEDIATRIC QUALITY MEASURE.—In this subsection, the term "pediatric quality measure" means a measurement of clinical care that assesses one or more aspects of pediatric health care quality (in various settings) including the structure of the clinical care system, the process and outcome of care, or patient experience in such care.

(3) CONSULTATION IN DEVELOPING QUALITY MEASURES FOR CHILDREN'S HEALTH SERVICES.—In developing and implementing the

children's health quality measurement program, the Secretary shall consult with—

(A) States;

(B) pediatric hospitals, pediatricians, and other primary and specialized pediatric health care professionals (including members of the allied health professions) who specialize in the care and treatment of children, particularly children with special physical, mental, and developmental health care needs;

(C) dental professionals;

(D) health care providers that furnish primary health care to children and families who live in urban and rural medically underserved communities or who are members of distinct population sub-groups at heightened risk for poor health outcomes;

(E) national organizations representing children, including children with disabilities and children with chronic conditions;

(F) national organizations and individuals with expertise in pediatric health quality performance measurement; and

(G) voluntary consensus standards setting organizations and other organizations involved in the advancement of evidence based measures of health care.

(4) USE OF GRANTS AND CONTRACTS.—In carrying out the children's health quality measurement program, the Secretary may award grants and contracts to develop, test, validate, update, and disseminate quality measures under the program.

(5) TECHNICAL ASSISTANCE.—The Secretary shall provide technical assistance to States to establish for the reporting of quality measures under titles XIX and XXI of the Social Security Act in accordance with the children's health quality measurement program.

(b) DISSEMINATION OF INFORMATION ON THE QUALITY OF PROGRAM PERFORMANCE.—Not later than January 1, 2009, and annually thereafter, the Secretary shall collect, analyze, and make publicly available on a public website of the Department of Health and Human Services in an online format—

(1) a complete list of all measures in use by States as of such date and used to measure the quality of medical and dental health services furnished to children enrolled under title XIX of the Social Security Act by participating providers, managed care entities, and plan issuers; and

(2) information on health care quality for children contained in external quality review reports required under section 1932(c)(2) of such Act (42 U.S.C. 1396u-2) or produced by States that administer separate plans under title XXI of such Act.

(c) REPORTS TO CONGRESS ON PROGRAM PERFORMANCE.—Not later than January 1, 2010, and every 2 years thereafter, the Secretary shall report to Congress on—

(1) the quality of health care for children enrolled under title XIX and XXI of the Social Security Act under the children's health quality measurement program; and

(2) patterns of health care utilization with respect to the measures specified in subsection (a)(2)(B) among children by the pediatric characteristics listed in subsection (a)(2)(C).

#### SEC. 152. APPLICATION OF CERTAIN MANAGED CARE QUALITY SAFEGUARDS TO CHIP.

(a) IN GENERAL.—Section 2103(f) of Social Security Act (42 U.S.C. 1397bb(f)) is amended by adding at the end the following new paragraph:

“(3) COMPLIANCE WITH MANAGED CARE REQUIREMENTS.—The State child health plan shall provide for the application of subsections (a)(4), (a)(5), (b), (c), (d), and (e) of section 1932 (relating to requirements for managed care) to coverage, State agencies, enrollment brokers, managed care entities, and managed care organizations under this

title in the same manner as such subsections apply to coverage and such entities and organizations under title XIX.”.

(b) EFFECTIVE DATE.—The amendment made by subsection (a) shall apply to contract years for health plans beginning on or after July 1, 2008.

#### SEC. 153. UPDATED FEDERAL EVALUATION OF CHIP.

Section 2108(c) of the Social Security Act (42 U.S.C. 1397hh(c)) is amended by striking paragraph (5) and inserting the following:

“(5) SUBSEQUENT EVALUATION USING UPDATED INFORMATION.—

“(A) IN GENERAL.—The Secretary, directly or through contracts or interagency agreements, shall conduct an independent subsequent evaluation of 10 States with approved child health plans.

“(B) SELECTION OF STATES AND MATTERS INCLUDED.—Paragraphs (2) and (3) shall apply to such subsequent evaluation in the same manner as such provisions apply to the evaluation conducted under paragraph (1).

“(C) SUBMISSION TO CONGRESS.—Not later than December 31, 2010, the Secretary shall submit to Congress the results of the evaluation conducted under this paragraph.

“(D) FUNDING.—Out of any money in the Treasury of the United States not otherwise appropriated, there are appropriated \$10,000,000 for fiscal year 2009 for the purpose of conducting the evaluation authorized under this paragraph. Amounts appropriated under this subparagraph shall remain available for expenditure through fiscal year 2011.”.

#### SEC. 154. ACCESS TO RECORDS FOR IG AND GAO AUDITS AND EVALUATIONS.

Section 2108(d) of the Social Security Act (42 U.S.C. 1397hh(d)) is amended to read as follows:

“(d) ACCESS TO RECORDS FOR IG AND GAO AUDITS AND EVALUATIONS.—For the purpose of evaluating and auditing the program established under this title, the Secretary, the Office of Inspector General, and the Comptroller General shall have access to any books, accounts, records, correspondence, and other documents that are related to the expenditure of Federal funds under this title and that are in the possession, custody, or control of States receiving Federal funds under this title or political subdivisions thereof, or any grantee or contractor of such States or political subdivisions.”.

#### SEC. 155. REFERENCES TO TITLE XXI.

Section 704 of the Medicare, Medicaid, and SCHIP Balanced Budget Refinement Act of 1999 (Appendix F, 113 Stat. 1501A-321), as enacted into law by section 1000(a)(6) of Public Law 106-113) is repealed.

#### SEC. 156. RELIANCE ON LAW; EXCEPTION FOR STATE LEGISLATION.

(a) RELIANCE ON LAW.—With respect to amendments made by this title or title VIII that become effective as of a date—

(1) such amendments are effective as of such date whether or not regulations implementing such amendments have been issued; and

(2) Federal financial participation for medical assistance or child health assistance furnished under title XIX or XXI, respectively, of the Social Security Act on or after such date by a State in good faith reliance on such amendments before the date of promulgation of final regulations, if any, to carry out such amendments (or before the date of guidance, if any, regarding the implementation of such amendments) shall not be denied on the basis of the State's failure to comply with such regulations or guidance.

(b) EXCEPTION FOR STATE LEGISLATION.—In the case of a State plan under title XIX or State child health plan under XXI of the Social Security Act, which the Secretary of



Health and Human Services determines requires State legislation in order for respective plan to meet one or more additional requirements imposed by amendments made by this title or title VIII, the respective State plan shall not be regarded as failing to comply with the requirements of such title solely on the basis of its failure to meet such an additional requirement before the first day of the first calendar quarter beginning after the close of the first regular session of the State legislature that begins after the date of enactment of this Act. For purposes of the previous sentence, in the case of a State that has a 2-year legislative session, each year of the session shall be considered to be a separate regular session of the State legislature.

## TITLE II—MEDICARE BENEFICIARY IMPROVEMENTS

### Subtitle A—Improvements in Benefits

#### SEC. 201. COVERAGE AND WAIVER OF COST-SHARING FOR PREVENTIVE SERVICES.

(a) PREVENTIVE SERVICES DEFINED; COVERAGE OF ADDITIONAL PREVENTIVE SERVICES.—Section 1861 of the Social Security Act (42 U.S.C. 1395x) is amended—

(1) in subsection (s)(2)—

(A) in subparagraph (Z), by striking “and” after the semicolon at the end;

(B) in subparagraph (AA), by adding “and” after the semicolon at the end; and

(C) by adding at the end the following new subparagraph:

“(BB) additional preventive services (described in subsection (ccc)(1)(M));”;

(2) by adding at the end the following new subsection:

#### “Preventive Services

“(ccc)(1) The term ‘preventive services’ means the following:

“(A) Prostate cancer screening tests (as defined in subsection (oo)).

“(B) Colorectal cancer screening tests (as defined in subsection (pp)).

“(C) Diabetes outpatient self-management training services (as defined in subsection (qq)).

“(D) Screening for glaucoma for certain individuals (as described in subsection (s)(2)(U)).

“(E) Medical nutrition therapy services for certain individuals (as described in subsection (s)(2)(V)).

“(F) An initial preventive physical examination (as defined in subsection (ww)).

“(G) Cardiovascular screening blood tests (as defined in subsection (xx)(1)).

“(H) Diabetes screening tests (as defined in subsection described in subsection (s)(2)(Y)).

“(I) Ultrasound screening for abdominal aortic aneurysm for certain individuals (as described in described in subsection (s)(2)(AA)).

“(J) Pneumococcal and influenza vaccine and their administration (as described in subsection (s)(10)(A)).

“(K) Hepatitis B vaccine and its administration for certain individuals (as described in subsection (s)(10)(B)).

“(L) Screening mammography (as defined in subsection (jj)).

“(M) Screening pap smear and screening pelvic exam (as described in subsection (s)(14)).

“(N) Bone mass measurement (as defined in subsection (rr)).

“(O) Additional preventive services (as determined under paragraph (2)).

“(2)(A) The term ‘additional preventive services’ means items and services, including mental health services, not described in subparagraphs (A) through (N) of paragraph (1) that the Secretary determines to be reasonable and necessary for the prevention or early detection of an illness or disability.

“(B) In making determinations under subparagraph (1), the Secretary shall—

“(C) take into account evidence-based recommendations by the United States Preventive Services Task Force and other appropriate organizations; and

“(D) use the process for making national coverage determinations (as defined in section 1869(f)(1)(B)) under this title.”.

(b) PAYMENT AND ELIMINATION OF COST-SHARING.—

(1) IN GENERAL.—Section 1833(a)(1) of the Social Security Act (42 U.S.C. 1395l(a)(1)) is amended—

(A) in clause (T), by striking “80 percent” and inserting “100 percent”; and

(B) by striking “and” before “(V)”; and

(C) by inserting before the semicolon at the end the following: “, and (W) with respect to additional preventive services (as defined in section 1861(ccc)(2)) and other preventive services for which a payment rate is not otherwise established under this section, the amount paid shall be 100 percent of the lesser of the actual charge for the services or the amount determined under a fee schedule established by the Secretary for purposes of this clause”.

(2) ELIMINATION OF COINSURANCE IN OUTPATIENT HOSPITAL SETTINGS.—

(A) EXCLUSION FROM OPD FEE SCHEDULE.—Section 1833(t)(1)(B)(iv) of the Social Security Act (42 U.S.C. 1395l(t)(1)(B)(iv)) is amended by striking “screening mammography (as defined in section 1861(jj)) and diagnostic mammography” and inserting “diagnostic mammography and preventive services (as defined in section 1861(ccc)(1))”.

(B) CONFORMING AMENDMENTS.—Section 1833(a)(2) of the Social Security Act (42 U.S.C. 1395l(a)(2)) is amended—

(i) in subparagraph (F), by striking “and” after the semicolon at the end;

(ii) in subparagraph (G)(ii), by adding “and” at the end; and

(iii) by adding at the end the following new subparagraph:

“(H) with respect to additional preventive services (as defined in section 1861(ccc)(2)) furnished by an outpatient department of a hospital, the amount determined under paragraph (1)(W);”.

(3) WAIVER OF APPLICATION OF DEDUCTIBLE FOR ALL PREVENTIVE SERVICES.—The first sentence of section 1833(b) of the Social Security Act (42 U.S.C. 1395l(b)) is amended—

(A) in clause (1), by striking “items and services described in section 1861(s)(10)(A)” and inserting “preventive services (as defined in section 1861(ccc)(1))”; and

(B) by inserting “and” before “(4)”; and

(C) by striking clauses (5) through (8).

(c) INCLUSION AS PART OF INITIAL PREVENTIVE PHYSICAL EXAMINATION.—Section 1861(ww)(2) of the Social Security Act (42 U.S.C. 1395x(ww)(2)) is amended by adding at the end the following new subparagraph:

“(M) Additional preventive services (as defined in subsection (ccc)(2)).”.

(d) EFFECTIVE DATE.—The amendments made by this section shall apply to services furnished on or after January 1, 2008.

#### SEC. 202. WAIVER OF DEDUCTIBLE FOR COLORECTAL CANCER SCREENING TESTS REGARDLESS OF CODING, SUBSEQUENT DIAGNOSIS, OR ANCILLARY TISSUE REMOVAL.

(a) IN GENERAL.—Section 1833(b)(8) of the Social Security Act (42 U.S.C. 1395l(b)(8)) is amended by inserting “, regardless of the code applied, of the establishment of a diagnosis as a result of the test, or of the removal of tissue or other matter or other procedure that is performed in connection with and as a result of the screening test” after “1861(pp)(1)”.

(b) EFFECTIVE DATE.—The amendment made by subsection (a) shall apply to items and services furnished on or after January 1, 2008.

#### SEC. 203. PARITY FOR MENTAL HEALTH COINSURANCE.

Section 1833(c) of the Social Security Act (42 U.S.C. 1395l(c)) is amended—

(1) in the first sentence, by striking “62-1/2 percent” and inserting “the incurred expense percentage (as specified in the last sentence)”; and

(2) by adding at the end the following: “For purposes of this subsection, the ‘incurred expense percentage’ is equal to 62-1/2 percent increased, for each year beginning with 2008, by 6-1/4 percentage points, but not to exceed 100 percent.”.

#### Subtitle B—Improving, Clarifying, and Simplifying Financial Assistance for Low Income Medicare Beneficiaries

#### SEC. 211. IMPROVING ASSETS TESTS FOR MEDICARE SAVINGS PROGRAM AND LOW-INCOME SUBSIDY PROGRAM.

(a) APPLICATION OF HIGHEST LEVEL PERMITTED UNDER LIS.—

(1) TO FULL-PREMIUM SUBSIDY ELIGIBLE INDIVIDUALS.—Section 1860D-14(a) of the Social Security Act (42 U.S.C. 1395w-114(a)) is amended—

(A) in paragraph (1), in the matter before subparagraph (A), by inserting “(or, beginning with 2009, paragraph (3)(E))” after “paragraph (3)(D)”; and

(B) in paragraph (3)(A)(iii), by striking “(D) or”.

(2) ANNUAL INCREASE IN LIS RESOURCE TEST.—Section 1860D-14(a)(3)(E)(i) of such Act (42 U.S.C. 1395w-114(a)(3)(E)(i)) is amended—

(A) by striking “and” at the end of subclause (I);

(B) in subclause (II), by inserting “(before 2009)” after “subsequent year”; and

(C) by striking the period at the end of subclause (II) and inserting a semicolon; and

(D) by inserting after subclause (II) the following new subclauses:

“(III) for 2009, \$17,000 (or \$34,000 in the case of the combined value of the individual’s assets or resources and the assets or resources of the individual’s spouse); and

“(IV) for a subsequent year, the dollar amounts specified in this subclause (or subclause (III)) for the previous year increased by \$1,000 (or \$2,000 in the case of the combined value referred to in subclause (III)).”.

(3) APPLICATION OF LIS TEST UNDER MEDICARE SAVINGS PROGRAM.—Section 1905(p)(1)(C) of such Act (42 U.S.C. 1396d(p)(1)(C)) is amended by inserting before the period at the end the following: “or, effective beginning with January 1, 2009, whose resources (as so determined) do not exceed the maximum resource level applied for the year under section 1860D-14(a)(3)(E) applicable to an individual or to the individual and the individual’s spouse (as the case may be)”.

(b) EFFECTIVE DATE.—The amendments made by subsection (a) shall apply to eligibility determinations for income-related subsidies and medicare cost-sharing furnished for periods beginning on or after January 1, 2009.

#### SEC. 212. MAKING QI PROGRAM PERMANENT AND EXPANDING ELIGIBILITY.

(a) MAKING PROGRAM PERMANENT.—

(1) IN GENERAL.—Section 1902(a)(10)(E)(iv) of the Social Security Act (42 U.S.C. 1396b(a)(10)(E)(iv)) is amended—

(A) by striking “sections 1933 and” and by inserting “section”; and

(B) by striking “(but only with” and all that follows through “September 2007)”.

(2) ELIMINATION OF FUNDING LIMITATION.—

(A) IN GENERAL.—Section 1933 of such Act (42 U.S.C. 1396u-3) is amended—

(i) in subsection (a), by striking “who are selected to receive such assistance under subsection (b)”

(ii) by striking subsections (b), (c), (e), and (g);



(iii) in subsection (d), by striking “furnished in a State” and all that follows and inserting “the Federal medical assistance percentage shall be equal to 100 percent.”; and

(iv) by redesignating subsections (d) and (f) as subsections (b) and (c), respectively.

(B) CONFORMING AMENDMENT.—Section 1905(b) of such Act (42 U.S.C. 1396d(b)) is amended by striking “1933(d)” and inserting “1933(b)”.

(C) EFFECTIVE DATE.—The amendments made by subparagraph (A) shall take effect on October 1, 2007.

(b) INCREASE IN ELIGIBILITY TO 150 PERCENT OF THE FEDERAL POVERTY LEVEL.—Section 1902(a)(10)(E)(iv) of such Act is further amended by inserting “(or, effective January 1, 2008, 150 percent)” after “135 percent”.

#### SEC. 213. ELIMINATING BARRIERS TO ENROLLMENT.

(a) ADMINISTRATIVE VERIFICATION OF INCOME AND RESOURCES UNDER THE LOW-INCOME SUBSIDY PROGRAM.—Section 1860D-14(a)(3) of the Social Security Act (42 U.S.C. 1395w-114(a)(3)) is amended by adding at the end the following new subparagraph:

“(G) SELF-CERTIFICATION OF INCOME AND RESOURCES.—For purposes of applying this section, an individual shall be permitted to qualify on the basis of self-certification of income and resources without the need to provide additional documentation.”.

(b) AUTOMATIC REENROLLMENT WITHOUT NEED TO REAPPLY UNDER LOW-INCOME SUBSIDY PROGRAM.—Section 1860D-14(a)(3) of such Act (42 U.S.C. 1395w-114(a)(3)), as amended by subsection (a), is further amended by adding at the end the following new subparagraph:

“(H) AUTOMATIC REENROLLMENT.—For purposes of applying this section, in the case of an individual who has been determined to be a subsidy eligible individual (and within a particular class of such individuals, such as a full-subsidy eligible individual or a partial subsidy eligible individual), the individual shall be deemed to continue to be so determined without the need for any annual or periodic application unless and until the individual notifies a Federal or State official responsible for such determinations that the individual’s eligibility conditions have changed so that the individual is no longer a subsidy eligible individual (or is no longer within such class of such individuals).”.

(c) ENCOURAGING APPLICATION OF PROCEDURES UNDER MEDICARE SAVINGS PROGRAM.—Section 1905(p) of such Act (42 U.S.C. 1396d(p)) is amended by adding at the end the following new paragraph:

“(7) The Secretary shall take all reasonable steps to encourage States to provide for administrative verification of income and automatic reenrollment (as provided under clauses (iii) and (iv) of section 1860D-14(a)(3)(C) in the case of the low-income subsidy program).”.

(d) SSA ASSISTANCE WITH MEDICARE SAVINGS PROGRAM AND LOW-INCOME SUBSIDY PROGRAM APPLICATIONS.—Section 1144 of such Act (42 U.S.C. 1320b-14) is amended by adding at the end the following new subsection:

“(c) ASSISTANCE WITH MEDICARE SAVINGS PROGRAM AND LOW-INCOME SUBSIDY PROGRAM APPLICATIONS.—

“(1) DISTRIBUTION OF APPLICATIONS TO APPLICANTS FOR MEDICARE.—In the case of each individual applying for hospital insurance benefits under section 226 or 226A, the Commissioner shall provide the following:

“(A) Information describing the low-income subsidy program under section 1860D-14 and the medicare savings program under title XIX.

“(B) An application for enrollment under such low-income subsidy program as well as an application form (developed under section

1905(p)(5)) for medical assistance for medicare cost-sharing under title XIX.

“(C) Information on how the individual may obtain assistance in completing such applications, including information on how the individual may contact the State health insurance assistance program (SHIP) for the State in which the individual is located.

The Commissioner shall make such application forms available at local offices of the Social Security Administration.

“(2) TRAINING PERSONNEL IN ASSISTING IN COMPLETING APPLICATIONS.—The Commissioner shall provide training to those employees of the Social Security Administration who are involved in receiving applications for benefits described in paragraph (1) in assisting applicants in completing a medicare savings program application described in paragraph (1). Such employees who are so trained shall provide such assistance upon request.

“(3) TRANSMITTAL OF COMPLETED APPLICATION.—If such an employee assists in completing such an application, the employee, with the consent of the applicant, shall transmit the completed application to the appropriate State medicaid agency for processing.

“(4) COORDINATION WITH OUTREACH.—The Commissioner shall coordinate outreach activities under this subsection with outreach activities conducted by States in connection with the low-income subsidy program and the medicare savings program.”.

(e) MEDICAID AGENCY CONSIDERATION OF APPLICATIONS.—Section 1935(a) of such Act (42 U.S.C. 1396u-5(a)) is amended by adding at the end the following new paragraph:

“(4) CONSIDERATION OF MSP APPLICATIONS.—The State shall accept medicare savings program applications transmitted under section 1144(c)(3) and act on such applications in the same manner and deadlines as if they had been submitted directly by the applicant.”.

(f) TRANSLATION OF MODEL FORM.—Section 1905(p)(5)(A) of the Social Security Act (42 U.S.C. 1396d(p)(5)(A)) is amended by adding at the end the following: “The Secretary shall provide for the translation of such application form into at least the 10 languages (other than English) that are most often used by individuals applying for hospital insurance benefits under section 226 or 226A and shall make the translated forms available to the States and to the Commissioner of Social Security.”.

(g) DISCLOSURE OF TAX RETURN INFORMATION FOR PURPOSES OF PROVIDING LOW-INCOME SUBSIDIES UNDER MEDICARE.—

(1) IN GENERAL.—Subsection (1) of section 6103 of the Internal Revenue Code of 1986 is amended by adding at the end the following new paragraph:

“(21) DISCLOSURE OF RETURN INFORMATION FOR PURPOSES OF PROVIDING LOW-INCOME SUBSIDIES UNDER MEDICARE.—

“(A) RETURN INFORMATION FROM INTERNAL REVENUE SERVICE TO SOCIAL SECURITY ADMINISTRATION.—The Secretary, upon written request from the Commissioner of Social Security, shall disclose to the officers and employees of the Social Security Administration with respect to any individual identified by the Commissioner as potentially eligible (based on information other than return information) for low-income subsidies under section 1860D-14 of the Social Security Act—

“(i) whether the adjusted gross income for the applicable year is less than 135 percent of the poverty line (as specified by the Commissioner in such request),

“(ii) whether such adjusted gross income is between 135 percent and 150 percent of the poverty line (as so specified),

“(iii) whether any designated distributions (as defined in section 3405(e)(1)) were reported with respect to such individual under section 6047(d) for the applicable year, and

the amount (if any) of the distributions so reported.

“(iv) whether the return was a joint return for the applicable year, and

“(v) the applicable year.

“(B) APPLICABLE YEAR.—

“(i) IN GENERAL.—For the purposes of this paragraph, the term ‘applicable year’ means the most recent taxable year for which information is available in the Internal Revenue Service’s taxpayer data information systems, or, if there is no return filed for the individual for such year, the prior taxable year.

“(ii) NO RETURN.—If no return is filed for such individual for both taxable years referred to in clause (i), the Secretary shall disclose the fact that there is no return filed for such individual for the applicable year in lieu of the information described in subparagraph (A).

“(C) RESTRICTION ON USE OF DISCLOSED INFORMATION.—Return information disclosed under this paragraph may be used only for the purpose of improving the efforts of the Social Security Administration to contact and assist eligible individuals for, and administering, low-income subsidies under section 1860D-14 of the Social Security Act.

“(D) TERMINATION.—No disclosure shall be made under this paragraph after the 2-year period beginning on the date of the enactment of this paragraph.”.

(2) PROCEDURES AND RECORDKEEPING RELATED TO DISCLOSURES.—Paragraph (4) of section 6103(p) of such Code is amended by striking “or (17)” each place it appears and inserting “(17), or (21)”.

(3) REPORT.—Not later than 18 months after the date of the enactment of this Act, the Secretary of the Treasury, after consultation with the Commissioner of Social Security, shall submit a written report to Congress regarding the use of disclosures made under section 6103(1)(21) of the Internal Revenue Code of 1986, as added by this subsection, in identifying individuals eligible for the low-income subsidies under section 1860D-14 of the Social Security Act.

(4) EFFECTIVE DATE.—The amendment made by this subsection shall apply to disclosures made after the date of the enactment of this Act.

(h) EFFECTIVE DATE.—Except as otherwise provided, the amendments made by this section shall take effect on January 1, 2009.

#### SEC. 214. ELIMINATING APPLICATION OF ESTATE RECOVERY.

(a) IN GENERAL.—Section 1917(b)(1)(B)(ii) of the Social Security Act (42 U.S.C. 1396p(b)(1)(B)(ii)) is amended by inserting “(but not including medical assistance for medicare cost-sharing or for benefits described in section 1902(a)(10)(E))” before the period at the end.

(b) EFFECTIVE DATE.—The amendment made by subsection (a) shall take effect as of January 1, 2008.

#### SEC. 215. ELIMINATION OF PART D COST-SHARING FOR CERTAIN NON-INSTITUTIONALIZED FULL-BENEFIT DUAL ELIGIBLE INDIVIDUALS.

(a) IN GENERAL.—Section 1860D-14(a)(1)(D)(i) of the Social Security Act (42 U.S.C. 1395w-114(a)(1)(D)(i)) is amended—

(1) in the heading, by striking “INSTITUTIONALIZED INDIVIDUALS.—In” and inserting “ELIMINATION OF COST-SHARING FOR CERTAIN FULL-BENEFIT DUAL ELIGIBLE INDIVIDUALS.—

“(I) INSTITUTIONALIZED INDIVIDUALS.—In”;

and

(2) by adding at the end the following new subclause:

“(II) CERTAIN OTHER INDIVIDUALS.—In the case of an individual who is a full-benefit dual eligible individual and with respect to whom there has been a determination that but for the provision of home and community based care (whether under section 1915

or under a waiver under section 1115) the individual would require the level of care provided in a hospital or a nursing facility or intermediate care facility for the mentally retarded the cost of which could be reimbursed under the State plan under title XIX, the elimination of any beneficiary coinsurance described in section 1860D-2(b)(2) (for all amounts through the total amount of expenditures at which benefits are available under section 1860D-2(b)(4)).

(b) **EFFECTIVE DATE.**—The amendments made by subsection (a) shall apply to drugs dispensed on or after January 1, 2009.

**SEC. 216. EXEMPTIONS FROM INCOME AND RESOURCES FOR DETERMINATION OF ELIGIBILITY FOR LOW-INCOME SUBSIDY.**

(a) **IN GENERAL.**—Section 1860D-14(a)(3) of the Social Security Act (42 U.S.C. 1395w-114(a)(3)), as amended by subsections (a) and (b) of section 213, is further amended—

(1) in subparagraph (C)(i), by inserting “and except that support and maintenance furnished in kind shall not be counted as income” after “section 1902(r)(2)”;

(2) in subparagraph (D), in the matter before clause (i), by inserting “subject to the additional exclusions provided under subparagraph (G)” before “”;

(3) in subparagraph (E)(i), in the matter before subclause (I), by inserting “subject to the additional exclusions provided under subparagraph (G)” before “”;

(4) by adding at the end the following new subparagraph:

“(I) **ADDITIONAL EXCLUSIONS.**—In determining the resources of an individual (and the eligible spouse of the individual, if any) under section 1613 for purposes of subparagraphs (D) and (E) the following additional exclusions shall apply:

“(i) **LIFE INSURANCE POLICY.**—No part of the value of any life insurance policy shall be taken into account.

“(ii) **PENSION OR RETIREMENT PLAN.**—No balance in any pension or retirement plan shall be taken into account.”

(b) **EFFECTIVE DATE.**—The amendments made by this section shall take effect on January 1, 2009, and shall apply to determinations of eligibility for months beginning with January 2009.

**SEC. 217. COST-SHARING PROTECTIONS FOR LOW-INCOME SUBSIDY-ELIGIBLE INDIVIDUALS.**

(a) **IN GENERAL.**—Section 1860D-14(a) of the Social Security Act (42 U.S.C. 1395w-114(a)) is amended—

(1) in paragraph (1)(D), by adding at the end the following new clause:

“(iv) **OVERALL LIMITATION ON COST-SHARING.**—In the case of all such individuals, a limitation on aggregate cost-sharing under this part for a year not to exceed 2.5 percent of income.”; and

(2) in paragraph (2), by adding at the end the following new subparagraph:

“(F) **OVERALL LIMITATION ON COST-SHARING.**—A limitation on aggregate cost-sharing under this part for a year not to exceed 2.5 percent of income.”

(b) **EFFECTIVE DATE.**—The amendments made by subsection (a) shall apply as of January 1, 2009.

**SEC. 218. INTELLIGENT ASSIGNMENT IN ENROLLMENT.**

(a) **IN GENERAL.**—Section 1860D-1(b)(1) of the Social Security Act (42 U.S.C. 1395w-101(b)(1)) is amended—

(1) in the second sentence of subparagraph (C), by inserting “, subject to subparagraph (D),” before “on a random basis”; and

(2) by adding at the end the following new subparagraph:”

“(D) **INTELLIGENT ASSIGNMENT.**—In the case of any auto-enrollment under subparagraph (C), no part D eligible individual described in such subparagraph shall be enrolled in a pre-

scription drug plan which does not meet the following requirements:

“(i) **FORMULARY.**—The plan has a formulary that covers at least—

“(I) 95 percent of the 100 most commonly prescribed non-duplicative generic covered part D drugs for the population of individuals entitled to benefits under part A or enrolled under part B; and

“(II) 95 percent of the 100 most commonly prescribed non-duplicative brand name covered part D drugs for such population.

“(ii) **PHARMACY NETWORK.**—The plan has a network of pharmacies that substantially exceeds the minimum requirements for prescription drug plans in the State and that provides access in areas where lower income individuals reside.

“(iii) **QUALITY.**—

“(I) **IN GENERAL.**—Subject to subclause (I), the plan has an above average score on quality ratings of the Secretary of prescription drug plans under this part.

“(II) **EXCEPTION.**—Subclause (I) shall not apply to a plan that is a new plan (as defined by the Secretary), with respect to the plan year involved.

“(iv) **LOW COST.**—The total cost under this title of providing prescription drug coverage under the plan consistent with the previous clauses of this subparagraph is among the lowest 25th percentile of prescription drug plans under this part in the State.

In the case that no plan meets the requirements under clauses (i) through (iv), the Secretary shall implement this subparagraph to the greatest extent possible with the goal of protecting beneficiary access to drugs without increasing the cost relative to the enrollment process under subparagraph (C) as in existence before the date of the enactment of this subparagraph.”

(b) **EFFECTIVE DATE.**—The amendment made by subsection (a) shall take effect for enrollments effected on or after November 15, 2009.

**Subtitle C—Part D Beneficiary Improvements**

**SEC. 221. INCLUDING COSTS INCURRED BY AIDS DRUG ASSISTANCE PROGRAMS AND INDIAN HEALTH SERVICE IN PROVIDING PRESCRIPTION DRUGS TOWARD THE ANNUAL OUT OF POCKET THRESHOLD UNDER PART D.**

(a) **IN GENERAL.**—Section 1860D-2(b)(4)(C) of the Social Security Act (42 U.S.C. 1395w-102(b)(4)(C)) is amended—

(1) in clause (i), by striking “and” at the end;

(2) in clause (ii)—

(A) by striking “such costs shall be treated as incurred only if” and inserting “subject to clause (iii), such costs shall be treated as incurred only if”;

(B) by striking “, under section 1860D-14, or under a State Pharmaceutical Assistance Program”; and

(C) by striking the period at the end and inserting “; and”; and

(3) by inserting after clause (ii) the following new clause:

“(iii) such costs shall be treated as incurred and shall not be considered to be reimbursed under clause (ii) if such costs are borne or paid—

“(I) under section 1860D-14;

“(II) under a State Pharmaceutical Assistance Program;

“(III) by the Indian Health Service, an Indian tribe or tribal organization, or an urban Indian organization (as defined in section 4 of the Indian Health Care Improvement Act); or

“(IV) under an AIDS Drug Assistance Program under part B of title XXVI of the Public Health Service Act.”

(b) **EFFECTIVE DATE.**—The amendments made by subsection (a) shall apply to costs incurred on or after January 1, 2009.

**SEC. 222. PERMITTING MID-YEAR CHANGES IN ENROLLMENT FOR FORMULARY CHANGES ADVERSELY IMPACT AN ENROLLEE.**

(a) **IN GENERAL.**—Section 1860D-1(b)(3) of the Social Security Act (42 U.S.C. 1395w-101(b)(3)) is amended by adding at the end the following new subparagraph:

“(F) **CHANGE IN FORMULARY RESULTING IN INCREASE IN COST-SHARING.**—

“(i) **IN GENERAL.**—Except as provided in clause (ii), in the case of an individual enrolled in a prescription drug plan (or MA-PD plan) who has been prescribed a covered part D drug while so enrolled, if the formulary of the plan is materially changed (other than at the end of a contract year) so to reduce the coverage (or increase the cost-sharing) of the drug under the plan.

“(ii) **EXCEPTION.**—Clause (i) shall not apply in the case that a drug is removed from the formulary of a plan because of a recall or withdrawal of the drug issued by the Food and Drug Administration.”

(b) **EFFECTIVE DATE.**—The amendment made by subsection (a) shall apply to contract years beginning on or after January 1, 2009.

**SEC. 223. REMOVAL OF EXCLUSION OF BENZODIAZEPINES FROM REQUIRED COVERAGE UNDER THE MEDICARE PRESCRIPTION DRUG PROGRAM.**

(a) **IN GENERAL.**—Section 1860D-2(e)(2)(A) of the Social Security Act (42 U.S.C. 1395w-102(e)(2)(A)) is amended—

(1) by striking “subparagraph (E)” and inserting “subparagraphs (E) and (J)”;

(2) by inserting “and benzodiazepines, respectively” after “smoking cessation agents”.

(b) **EFFECTIVE DATE.**—The amendments made by subsection (a) shall apply to prescriptions dispensed on or after January 1, 2009.

**SEC. 224. PERMITTING UPDATING DRUG COMPENDIA UNDER PART D USING PART B UPDATE PROCESS.**

Section 1860D-4(b)(3)(C) of the Social Security Act (42 U.S.C. 1395w-104(b)(3)(C)) is amended by adding at the end the following new clause:

“(iv) **UPDATING DRUG COMPENDIA USING PART B PROCESS.**—The Secretary may apply under this subparagraph the same process for updating drug compendia that is used for purposes of section 1861(t)(2)(B)(ii).”

**SEC. 225. CODIFICATION OF SPECIAL PROTECTIONS FOR SIX PROTECTED DRUG CLASSIFICATIONS.**

(a) **IN GENERAL.**—Section 1860D-4(b)(3) of the Social Security Act (42 U.S.C. 1395w-104(b)(3)) is amended—

(1) in subparagraph (C)(i), by inserting “, except as provided in subparagraph (G),” after “although”; and

(2) by inserting after subparagraph (F) the following new subparagraph:

“(G) **REQUIRED INCLUSION OF DRUGS IN CERTAIN THERAPEUTIC CLASSES.**—

“(i) **IN GENERAL.**—The formulary must include all or substantially all covered part D drugs in each of the following therapeutic classes of covered part D drugs:

“(I) Anticonvulsants.

“(II) Antineoplastics.

“(III) Antiretrovirals.

“(IV) Antidepressants.

“(V) Antipsychotics.

“(VI) Immunosuppressants.

“(ii) **USE OF UTILIZATION MANAGEMENT TOOLS.**—A PDP sponsor of a prescription drug plan may use prior authorization or step therapy for the initiation of medications within one of the classifications specified in clause (i) but only when approved by the Secretary, except that such prior authorization or step therapy may not be used in the case of antiretrovirals and in the case of individuals who already are stabilized on a drug treatment regimen.”

(b) EFFECTIVE DATE.—The amendment made by subsection (a) shall apply for plan years beginning on or after January 1, 2009.

**SEC. 226. ELIMINATION OF MEDICARE PART D LATE ENROLLMENT PENALTIES PAID BY LOW-INCOME SUBSIDY-ELIGIBLE INDIVIDUALS.**

(a) INDIVIDUALS WITH INCOME BELOW 135 PERCENT OF POVERTY LINE.—Paragraph (1)(A)(ii) of section 1860D-14(a) of the Social Security Act (42 U.S.C. 1395w-114(a)) is amended to read as follows:

“(i) 100 percent of any late enrollment penalties imposed under section 1860D-13(b) for such individual.”.

(b) INDIVIDUALS WITH INCOME BETWEEN 135 AND 150 PERCENT OF POVERTY LINE.—Paragraph (2)(A) of such section is amended—

(1) by inserting “equal to (i) an amount” after “premium subsidy”;

(2) by striking “paragraph (1)(A)” and inserting “clause (i) of paragraph (1)(A)”;

(3) by adding at the end before the period the following: “, plus (ii) 100 percent of the amount described in clause (i) of such paragraph for such individual”.

(c) EFFECTIVE DATE.—The amendments made by this section shall apply to subsidies for months beginning with January 2008.

**SEC. 227. SPECIAL ENROLLMENT PERIOD FOR SUBSIDY ELIGIBLE INDIVIDUALS.**

(a) IN GENERAL.—Section 1860D-1(b)(3) of the Social Security Act (42 U.S.C. 1395w-101(b)(3)), as amended by section 222(a), is further amended by adding at the end the following new subparagraph:

“(G) ELIGIBILITY FOR LOW-INCOME SUBSIDY.—

“(i) IN GENERAL.—In the case of an applicable subsidy eligible individual (as defined in clause (ii)), the special enrollment period described in clause (iii).

“(ii) APPLICABLE SUBSIDY ELIGIBLE INDIVIDUAL DEFINED.—For purposes of this subparagraph, the term ‘applicable subsidy eligible individual’ means a part D eligible individual who is determined under subparagraph (B) of section 1860D-14(a)(3) to be a subsidy eligible individual (as defined in subparagraph (A) of such section), and includes such an individual who was enrolled in a prescription drug plan or an MA-PD plan on the date of such determination.

“(iii) SPECIAL ENROLLMENT PERIOD DESCRIBED.—The special enrollment period described in this clause, with respect to an applicable subsidy eligible individual, is the 90-day period beginning on the date the individual receives notification that such individual has been determined under section 1860D-14(a)(3)(B) to be a subsidy eligible individual (as so defined).”.

(b) AUTOMATIC ENROLLMENT PROCESS FOR CERTAIN SUBSIDY ELIGIBLE INDIVIDUALS.—Section 1860D-1(b)(1) of the Social Security Act (42 U.S.C. 1395w-101(b)(1)), as amended by section 218(a)(2), is further amended by adding at the end the following new subparagraph:

“(E) SPECIAL RULE FOR SUBSIDY ELIGIBLE INDIVIDUALS.—The process established under subparagraph (A) shall include, in the case of an applicable subsidy eligible individual (as defined in clause (ii) of paragraph (3)(F)) who fails to enroll in a prescription drug plan or an MA-PD plan during the special enrollment period described in clause (iii) of such paragraph applicable to such individual, a process for the facilitated enrollment of the individual in the prescription drug plan or MA-PD plan that is most appropriate for such individual (as determined by the Secretary). Nothing in the previous sentence shall prevent an individual described in such sentence from declining enrollment in a plan determined appropriate by the Secretary (or in the program under this part) or from changing such enrollment.”.

(c) EFFECTIVE DATE.—The amendments made by this section shall apply to subsidy

determinations made for months beginning with January 2008.

**Subtitle D—Reducing Health Disparities**

**SEC. 231. MEDICARE DATA ON RACE, ETHNICITY, AND PRIMARY LANGUAGE.**

(a) REQUIREMENTS.—

(1) IN GENERAL.—The Secretary of Health and Human Services (in this subtitle referred to as the “Secretary”) shall—

(A) collect data on the race, ethnicity, and primary language of each applicant for and recipient of benefits under title XVIII of the Social Security Act—

(i) using, at a minimum, the categories for race and ethnicity described in the 1997 Office of Management and Budget Standards for Maintaining, Collecting, and Presenting Federal Data on Race and Ethnicity;

(ii) using the standards developed under subsection (e) for the collection of language data;

(iii) where practicable, collecting data for additional population groups if such groups can be aggregated into the minimum race and ethnicity categories; and

(iv) where practicable, through self-reporting;

(B) with respect to the collection of the data described in subparagraph (A) for applicants and recipients who are minors or otherwise legally incapacitated, require that—

(i) such data be collected from the parent or legal guardian of such an applicant or recipient; and

(ii) the preferred language of the parent or legal guardian of such an applicant or recipient be collected;

(C) systematically analyze at least annually such data using the smallest appropriate units of analysis feasible to detect racial and ethnic disparities in health and health care and when appropriate, for men and women separately;

(D) report the results of analysis annually to the Director of the Office for Civil Rights, the Committee on Health, Education, Labor, and Pensions and the Committee on Finance of the Senate, and the Committee on Energy and Commerce and the Committee on Ways and Means of the House of Representatives; and

(E) ensure that the provision of assistance to an applicant or recipient of assistance is not denied or otherwise adversely affected because of the failure of the applicant or recipient to provide race, ethnicity, and primary language data.

(2) RULES OF CONSTRUCTION.—Nothing in this subsection shall be construed—

(A) to permit the use of information collected under this subsection in a manner that would adversely affect any individual providing any such information; and

(B) to require health care providers to collect data.

(b) PROTECTION OF DATA.—The Secretary shall ensure (through the promulgation of regulations or otherwise) that all data collected pursuant to subsection (a) is protected—

(1) under the same privacy protections as the Secretary applies to other health data under the regulations promulgated under section 264(c) of the Health Insurance Portability and Accountability Act of 1996 (Public Law 104-191; 110 Stat. 2033) relating to the privacy of individually identifiable health information and other protections; and

(2) from all inappropriate internal use by any entity that collects, stores, or receives the data, including use of such data in determinations of eligibility (or continued eligibility) in health plans, and from other inappropriate uses, as defined by the Secretary.

(c) COLLECTION PLAN.—In carrying out the duties specified in subsection (a), the Secretary shall develop and implement a plan to improve the collection, analysis, and report-

ing of racial, ethnic, and primary language data within the programs administered under title XVIII of the Social Security Act, and, in consultation with the National Committee on Vital Health Statistics, the Office of Minority Health, and other appropriate public and private entities, shall make recommendations on how to—

(1) implement subsection (a) while minimizing the cost and administrative burdens of data collection and reporting;

(2) expand awareness that data collection, analysis, and reporting by race, ethnicity, and primary language is legal and necessary to assure equity and non-discrimination in the quality of health care services;

(3) ensure that future patient record systems have data code sets for racial, ethnic, and primary language identifiers and that such identifiers can be retrieved from clinical records, including records transmitted electronically;

(4) improve health and health care data collection and analysis for more population groups if such groups can be aggregated into the minimum race and ethnicity categories;

(5) provide researchers with greater access to racial, ethnic, and primary language data, subject to privacy and confidentiality regulations; and

(6) safeguard and prevent the misuse of data collected under subsection (a).

(d) COMPLIANCE WITH STANDARDS.—Data collected under subsection (a) shall be obtained, maintained, and presented (including for reporting purposes and at a minimum) in accordance with the 1997 Office of Management and Budget Standards for Maintaining, Collecting, and Presenting Federal Data on Race and Ethnicity.

(e) LANGUAGE COLLECTION STANDARDS.—Not later than 1 year after the date of enactment of this Act, the Director of the Office of Minority Health, in consultation with the Office for Civil Rights of the Department of Health and Human Services, shall develop and disseminate Standards for the Classification of Federal Data on Preferred Written and Spoken Language.

(f) TECHNICAL ASSISTANCE FOR THE COLLECTION AND REPORTING OF DATA.—

(1) IN GENERAL.—The Secretary may, either directly or through grant or contract, provide technical assistance to enable a health care provider or plan operating under the Medicare program to comply with the requirements of this section.

(2) TYPES OF ASSISTANCE.—Assistance provided under this subsection may include assistance to—

(A) enhance or upgrade computer technology that will facilitate racial, ethnic, and primary language data collection and analysis;

(B) improve methods for health data collection and analysis including additional population groups beyond the Office of Management and Budget categories if such groups can be aggregated into the minimum race and ethnicity categories;

(C) develop mechanisms for submitting collected data subject to existing privacy and confidentiality regulations; and

(D) develop educational programs to raise awareness that data collection and reporting by race, ethnicity, and preferred language are legal and essential for eliminating health and health care disparities.

(g) ANALYSIS OF RACIAL AND ETHNIC DATA.—The Secretary, acting through the Director of the Agency for Health Care Research and Quality and in coordination with the Administrator of the Centers for Medicare & Medicaid Services, shall—

(1) identify appropriate quality assurance mechanisms to monitor for health disparities under the Medicare program;

(2) specify the clinical, diagnostic, or therapeutic measures which should be monitored;

(3) develop new quality measures relating to racial and ethnic disparities in health and health care;

(4) identify the level at which data analysis should be conducted; and

(5) share data with external organizations for research and quality improvement purposes, in compliance with applicable Federal privacy laws.

(h) REPORT.—Not later than 2 years after the date of enactment of this Act, and biennially thereafter, the Secretary shall submit to the appropriate committees of Congress a report on the effectiveness of data collection, analysis, and reporting on race, ethnicity, and primary language under the programs administered through title XVIII of the Social Security Act. The report shall evaluate the progress made with respect to the plan under subsection (c) or subsequent revisions thereto.

(i) AUTHORIZATION OF APPROPRIATIONS.—There is authorized to be appropriated to carry out this section, such sums as may be necessary for each of fiscal years 2008 through 2012.

**SEC. 232. ENSURING EFFECTIVE COMMUNICATION IN MEDICARE.**

(a) ENSURING EFFECTIVE COMMUNICATION BY THE CENTERS FOR MEDICARE & MEDICAID SERVICES.—

(1) STUDY ON MEDICARE PAYMENTS FOR LANGUAGE SERVICES.—The Secretary of Health and Human Services shall conduct a study that examines ways that Medicare should develop payment systems for language services using the results of the demonstration program conducted under section 233.

(2) ANALYSES.—The study shall include an analysis of each of the following:

(A) How to develop and structure appropriate payment systems for language services for all Medicare service providers.

(B) The feasibility of adopting a payment methodology for on-site interpreters, including interpreters who work as independent contractors and interpreters who work for agencies that provide on-site interpretation, pursuant to which such interpreters could directly bill Medicare for services provided in support of physician office services for an LEP Medicare patient.

(C) The feasibility of Medicare contracting directly with agencies that provide off-site interpretation including telephonic and video interpretation pursuant to which such contractors could directly bill Medicare for the services provided in support of physician office services for an LEP Medicare patient.

(D) The feasibility of modifying the existing Medicare resource-based relative value scale (RBRVS) by using adjustments (such as multipliers or add-ons) when a patient is LEP.

(E) How each of options described in a previous paragraph would be funded and how such funding would affect physician payments, a physician's practice, and beneficiary cost-sharing.

(3) VARIATION IN PAYMENT SYSTEM DESCRIBED.—The payment systems described in subsection (b) may allow variations based upon types of service providers, available delivery methods, and costs for providing language services including such factors as—

(A) the type of language services provided (such as provision of health care or health care related services directly in a non-English language by a bilingual provider or use of an interpreter);

(B) type of interpretation services provided (such as in-person, telephonic, video interpretation);

(C) the methods and costs of providing language services (including the costs of pro-

viding language services with internal staff or through contract with external independent contractors and/or agencies);

(D) providing services for languages not frequently encountered in the United States; and

(E) providing services in rural areas.

(4) REPORT.—The Secretary shall submit a report on the study conducted under subsection (a) to appropriate committees of Congress not later than 1 year after the expiration of the demonstration program conducted under section 3.

(b) HEALTH PLANS.—Section 1857(g)(1) of the Social Security Act (42 U.S.C. 1395w-27(g)(1)) is amended—

(1) by striking “or” at the end of subparagraph (F);

(2) by adding “and” at the end of subparagraph (G); and

(3) by inserting after subparagraph (G) the following new subparagraph:

“(H) fails substantially to provide language services to limited English proficient beneficiaries enrolled in the plan that are required under law;”.

**SEC. 233. DEMONSTRATION TO PROMOTE ACCESS FOR MEDICARE BENEFICIARIES WITH LIMITED ENGLISH PROFICIENCY BY PROVIDING REIMBURSEMENT FOR CULTURALLY AND LINGUISTICALLY APPROPRIATE SERVICES.**

(a) IN GENERAL.—Within one year after the date of the enactment of this Act the Secretary, acting through the Centers for Medicare & Medicaid Services, shall award 24 3-year demonstration grants to eligible Medicare service providers to improve effective communication between such providers and Medicare beneficiaries who are limited English proficient. The Secretary shall not authorize a grant larger than \$500,000 over three years for any grantee.

(b) ELIGIBILITY; PRIORITY.—

(1) ELIGIBILITY.—To be eligible to receive a grant under subsection (1) an entity shall—

(A) be—

(i) a provider of services under part A of title XVIII of the Social Security Act;

(ii) a service provider under part B of such title;

(iii) a part C organization offering a Medicare part C plan under part C of such title; or

(iv) a PDP sponsor of a prescription drug plan under part D of such title; and

(B) prepare and submit to the Secretary an application, at such time, in such manner, and accompanied by such additional information as the Secretary may require.

(2) PRIORITY.—

(A) DISTRIBUTION.—To the extent feasible, in awarding grants under this section, the Secretary shall award—

(i) 6 grants to providers of services described in paragraph (1)(A)(i);

(ii) 6 grants to service providers described in paragraph (1)(A)(ii);

(iii) 6 grants to organizations described in paragraph (1)(A)(iii); and

(iv) 6 grants to sponsors described in paragraph (1)(A)(iv).

(B) FOR COMMUNITY ORGANIZATIONS.—The Secretary shall give priority to applicants that have developed partnerships with community organizations or with agencies with experience in language access.

(C) VARIATION IN GRANTEEES.—The Secretary shall also ensure that the grantees under this section represent, among other factors, variations in—

(i) different types of service providers and organizations under parts A through D of title XVIII of the Social Security Act;

(ii) languages needed and their frequency of use;

(iii) urban and rural settings;

(iv) at least two geographic regions; and

(v) at least two large metropolitan statistical areas with diverse populations.

(c) USE OF FUNDS.—

(1) IN GENERAL.—A grantee shall use grant funds received under this section to pay for the provision of competent language services to Medicare beneficiaries who are limited English proficient. Competent interpreter services may be provided through on-site interpretation, telephonic interpretation, or video interpretation or direct provision of health care or health care related services by a bilingual health care provider. A grantee may use bilingual providers, staff, or contract interpreters. A grantee may use grant funds to pay for competent translation services. A grantee may use up to 10 percent of the grant funds to pay for administrative costs associated with the provision of competent language services and for reporting required under subsection (E).

(2) ORGANIZATIONS.—Grantees that are part C organizations or PDP sponsors must ensure that their network providers receive at least 50 percent of the grant funds to pay for the provision of competent language services to Medicare beneficiaries who are limited English proficient, including physicians and pharmacies.

(3) DETERMINATION OF PAYMENTS FOR LANGUAGE SERVICES.—Payments to grantees shall be calculated based on the estimated numbers of LEP Medicare beneficiaries in a grantee's service area utilizing—

(A) data on the numbers of limited English proficient individuals who speak English less than “very well” from the most recently available data from the Bureau of the Census or other State-based study the Secretary determines likely to yield accurate data regarding the number of LEP individuals served by the grantee; or

(B) the grantee's own data if the grantee routinely collects data on Medicare beneficiaries' primary language in a manner determined by the Secretary to yield accurate data and such data shows greater numbers of LEP individuals than the data listed in subparagraph (A).

(4) LIMITATIONS.—

(A) REPORTING.—Payments shall only be provided under this section to grantees that report their costs of providing language services as required under subsection (e). If a grantee fails to provide the reports under such section for the first year of a grant, the Secretary may terminate the grant and solicit applications from new grantees to participate in the subsequent two years of the demonstration program.

(B) TYPE OF SERVICES.—

(i) IN GENERAL.—Subject to clause (ii), payments shall be provided under this section only to grantees that utilize competent bilingual staff or competent interpreter or translation services which—

(I) if the grantee operates in a State that has statewide health care interpreter standards, meet the State standards currently in effect; or

(II) if the grantee operates in a State that does not have statewide health care interpreter standards, utilizes competent interpreters who follow the National Council on Interpreting in Health Care's Code of Ethics and Standards of Practice.

(ii) EXEMPTIONS.—The requirements of clause (i) shall not apply—

(I) in the case of a Medicare beneficiary who is limited English proficient (who has been informed in the beneficiary's primary language of the availability of free interpreter and translation services) and who requests the use of family, friends, or other persons untrained in interpretation or translation and the grantee documents the request in the beneficiary's record; and

(II) in the case of a medical emergency where the delay directly associated with obtaining a competent interpreter or translation services would jeopardize the health of the patient.

Nothing in clause (ii)(II) shall be construed to exempt an emergency room or similar entities that regularly provide health care services in medical emergencies from having in place systems to provide competent interpreter and translation services without undue delay.

(d) ASSURANCES.—Grantees under this section shall—

(1) ensure that appropriate clinical and support staff receive ongoing education and training in linguistically appropriate service delivery; ensure the linguistic competence of bilingual providers;

(2) offer and provide appropriate language services at no additional charge to each patient with limited English proficiency at all points of contact, in a timely manner during all hours of operation;

(3) notify Medicare beneficiaries of their right to receive language services in their primary language;

(4) post signage in the languages of the commonly encountered group or groups present in the service area of the organization; and

(5) ensure that—

(A) primary language data are collected for recipients of language services; and

(B) consistent with the privacy protections provided under the regulations promulgated pursuant to section 264(c) of the Health Insurance Portability and Accountability Act of 1996 (42 U.S.C. 1320d-2 note), if the recipient of language services is a minor or is incapacitated, the primary language of the parent or legal guardian is collected and utilized.

(e) REPORTING REQUIREMENTS.—Grantees under this section shall provide the Secretary with reports at the conclusion of the each year of a grant under this section. Each report shall include at least the following information:

(1) The number of Medicare beneficiaries to whom language services are provided.

(2) The languages of those Medicare beneficiaries.

(3) The types of language services provided (such as provision of services directly in non-English language by a bilingual health care provider or use of an interpreter).

(4) Type of interpretation (such as in-person, telephonic, or video interpretation).

(5) The methods of providing language services (such as staff or contract with external independent contractors or agencies).

(6) The length of time for each interpretation encounter.

(7) The costs of providing language services (which may be actual or estimated, as determined by the Secretary).

(f) NO COST SHARING.—LEP Beneficiaries shall not have to pay cost-sharing or co-pays for language services provided through this demonstration program.

(g) EVALUATION AND REPORT.—The Secretary shall conduct an evaluation of the demonstration program under this section and shall submit to the appropriate committees of Congress a report not later than 1 year after the completion of the program. The report shall include the following:

(1) An analysis of the patient outcomes and costs of furnishing care to the LEP Medicare beneficiaries participating in the project as compared to such outcomes and costs for limited English proficient Medicare beneficiaries not participating.

(2) The effect of delivering culturally and linguistically appropriate services on beneficiary access to care, utilization of services, efficiency and cost-effectiveness of health

care delivery, patient satisfaction, and select health outcomes.

(3) Recommendations regarding the extension of such project to the entire Medicare program.

(h) GENERAL PROVISIONS.—Nothing in this section shall be construed to limit otherwise existing obligations of recipients of Federal financial assistance under title VI of the Civil Rights Act of 1964 (42 U.S.C. 2000(d) et seq.) or any other statute.

(i) AUTHORIZATION OF APPROPRIATIONS.—There are authorized to be appropriated to carry out this section \$10,000,000 for each fiscal year of the demonstration.

**SEC. 234. DEMONSTRATION TO IMPROVE CARE TO PREVIOUSLY UNINSURED.**

(a) ESTABLISHMENT.—Within one year after the date of enactment of this Act, the Secretary shall establish a demonstration project to determine the greatest needs and most effective methods of outreach to Medicare beneficiaries who were previously uninsured.

(b) SCOPE.—The demonstration shall be in no fewer than 10 sites, and shall include state health insurance assistance programs, community health centers, community-based organizations, community health workers, and other service providers under parts A, B, and C of title XVIII of the Social Security Act. Grantees that are plans operating under part C shall document that enrollees who were previously uninsured receive the “Welcome to Medicare” physical exam.

(c) DURATION.—The Secretary shall conduct the demonstration project for a period of 2 years.

(d) REPORT AND EVALUATION.—The Secretary shall conduct an evaluation of the demonstration and not later than 1 year after the completion of the project shall submit to Congress a report including the following:

(1) An analysis of the effectiveness of outreach activities targeting beneficiaries who were previously uninsured, such as revising outreach and enrollment materials (including the potential for use of video information), providing one-on-one counseling, working with community health workers, and amending the Medicare and You handbook.

(2) The effect of such outreach on beneficiary access to care, utilization of services, efficiency and cost-effectiveness of health care delivery, patient satisfaction, and select health outcomes.

**SEC. 235. OFFICE OF THE INSPECTOR GENERAL REPORT ON COMPLIANCE WITH AND ENFORCEMENT OF NATIONAL STANDARDS ON CULTURALLY AND LINGUISTICALLY APPROPRIATE SERVICES (CLAS) IN MEDICARE.**

(a) REPORT.—Not later than two years after the date of the enactment of this Act, the Inspector General of the Department of Health and Human Services shall prepare and publish a report on—

(1) the extent to which Medicare providers and plans are complying with the Office for Civil Rights’ Guidance to Federal Financial Assistance Recipients Regarding Title VI Prohibition Against National Origin Discrimination Affecting Limited English Proficient Persons and the Office of Minority Health’s Culturally and Linguistically Appropriate Services Standards in health care; and

(2) a description of the costs associated with or savings related to the provision of language services.

Such report shall include recommendations on improving compliance with CLAS Standards and recommendations on improving enforcement of CLAS Standards.

(b) IMPLEMENTATION.—Not later than one year after the date of publication of the re-

port under subsection (a), the Department of Health and Human Services shall implement changes responsive to any deficiencies identified in the report.

**SEC. 236. IOM REPORT ON IMPACT OF LANGUAGE ACCESS SERVICES.**

(a) IN GENERAL.—The Secretary of Health and Human Services shall seek to enter into an arrangement with the Institute of our which the Institute will prepare and publish, not later than 3 years after the date of the enactment of this Act, a report on the impact of language access services on the health and health care of limited English proficient populations.

(b) CONTENTS.—Such report shall include—

(1) recommendations on the development and implementation of policies and practices by health care organizations and providers for limited English proficient patient populations;

(2) a description of the effect of providing language access services on quality of health care and access to care and reduced medical error; and

(3) a description of the costs associated with or savings related to provision of language access services.

**SEC. 237. DEFINITIONS.**

In this subtitle:

(1) BILINGUAL.—The term “bilingual” with respect to an individual means a person who has sufficient degree of proficiency in two languages and can ensure effective communication can occur in both languages.

(2) COMPETENT INTERPRETER SERVICES.—The term “competent interpreter services” means a trans-language rendition of a spoken message in which the interpreter comprehends the source language and can speak comprehensively in the target language to convey the meaning intended in the source language. The interpreter knows health and health-related terminology and provides accurate interpretations by choosing equivalent expressions that convey the best matching and meaning to the source language and captures, to the greatest possible extent, all nuances intended in the source message.

(3) COMPETENT TRANSLATION SERVICES.—The term “competent translation services” means a trans-language rendition of a written document in which the translator comprehends the source language and can write comprehensively in the target language to convey the meaning intended in the source language. The translator knows health and health-related terminology and provides accurate translations by choosing equivalent expressions that convey the best matching and meaning to the source language and captures, to the greatest possible extent, all nuances intended in the source document.

(4) EFFECTIVE COMMUNICATION.—The term “effective communication” means an exchange of information between the provider of health care or health care-related services and the limited English proficient recipient of such services that enables limited English proficient individuals to access, understand, and benefit from health care or health care-related services.

(5) INTERPRETING/INTERPRETATION.—The terms “interpreting” and “interpretation” mean the transmission of a spoken message from one language into another, faithfully, accurately, and objectively.

(6) HEALTH CARE SERVICES.—The term “health care services” means services that address physical as well as mental health conditions in all care settings.

(7) HEALTH CARE-RELATED SERVICES.—The term “health care-related services” means human or social services programs or activities that provide access, referrals or links to health care.

(8) LANGUAGE ACCESS.—The term “language access” means the provision of language

services to an LEP individual designed to enhance that individual's access to, understanding of or benefit from health care or health care-related services.

(9) LANGUAGE SERVICES.—The term “language services” means provision of health care services directly in a non-English language, interpretation, translation, and non-English signage.

(10) LIMITED ENGLISH PROFICIENT.—The term “limited English proficient” or “LEP” with respect to an individual means an individual who speaks a primary language other than English and who cannot speak, read, write or understand the English language at a level that permits the individual to effectively communicate with clinical or nonclinical staff at an entity providing health care or health care related services.

(11) MEDICARE PROGRAM.—The term “Medicare program” means the programs under parts A through D of title XVIII of the Social Security Act.

(12) SERVICE PROVIDER.—The term “service provider” includes all suppliers, providers of services, or entities under contract to provide coverage, items or services under any part of title XVIII of the Social Security Act.

### TITLE III—PHYSICIANS' SERVICE PAYMENT REFORM

#### SEC. 301. ESTABLISHMENT OF SEPARATE TARGET GROWTH RATES FOR SERVICE CATEGORIES.

(a) ESTABLISHMENT OF SERVICE CATEGORIES.—Subsection (j) of section 1848 of the Social Security Act (42 U.S.C. 1395w-4) is amended by adding at the end the following new paragraph:

“(5) SERVICE CATEGORIES.—For services furnished on or after January 1, 2008, each of the following categories of physicians' services shall be treated as a separate ‘service category’:

“(A) Evaluation and management services for primary care (including new and established patient office visits delivered by physicians who the Secretary determines provide accessible, continuous, coordinated, and comprehensive care for Medicare beneficiaries, emergency department visits, and home visits), and for preventive services (including screening mammography, colorectal cancer screening, and other services as defined by the Secretary, limited to the recommendations of the United States Preventive Services Task Force).

“(B) Evaluation and management services not described in subparagraph (A).

“(C) Imaging services (as defined in subsection (b)(4)(B)) and diagnostic tests (other than clinical diagnostic laboratory tests) not described in subparagraph (A).

“(D) Procedures that are subject (under regulations promulgated to carry out this section) to a 10-day or 90-day global period (in this paragraph referred to as ‘major procedures’), except that the Secretary may reclassify as minor procedures under subparagraph (F) any procedures that would otherwise be included in this category if the Secretary determines that such procedures are not major procedures.

“(E) Anesthesia services that are paid on the basis of the separate conversion factor for anesthesia services determined under subsection (d)(1)(D).

“(F) Minor procedures and any other physicians' services that are not described in a preceding subparagraph.”.

(b) ESTABLISHMENT OF SEPARATE CONVERSION FACTORS FOR EACH SERVICE CATEGORY.—Subsection (d)(1) of section 1848 of the Social Security Act (42 U.S.C. 1395w-4) is amended—

(1) in subparagraph (A)—

(A) by designating the sentence beginning “The conversion factor” as clause (i) with the heading “APPLICATION OF SINGLE CONVER-

SION FACTOR” and with appropriate indentation;

(B) by striking “The conversion factor” and inserting “Subject to clause (ii), the conversion factor”; and

(C) by adding at the end the following new clause:

“(i) APPLICATION OF MULTIPLE CONVERSION FACTORS BEGINNING WITH 2008.—

“(I) IN GENERAL.—In applying clause (i) for years beginning with 2008, separate conversion factors shall be established for each service category of physicians' services (as defined in subsection (j)(5)) and any reference in this section to a conversion factor for such years shall be deemed to be a reference to the conversion factor for each of such categories.

“(II) INITIAL CONVERSION FACTORS; SPECIAL RULE FOR ANESTHESIA SERVICES.—Such factors for 2008 shall be based upon the single conversion factor for 2007 multiplied by the update established under paragraph (8) for such category for 2008. In the case of the service category described in subsection (j)(5)(F) (relating to anesthesia services), the conversion factor for 2008 shall be based on the separate conversion factor specified in subparagraph (D) for 2007 multiplied by the update established under paragraph (8) for such category for 2008.

“(III) UPDATING OF CONVERSION FACTORS.—Such factor for a service category for a subsequent year shall be based upon the conversion factor for such category for the previous year and adjusted by the update established for such category under paragraph (8) for the year involved.”; and

(2) in subparagraph (D), by inserting “(before 2008)” after “for a year”.

(c) ESTABLISHING UPDATES FOR CONVERSION FACTORS FOR SERVICE CATEGORIES.—Section 1848(d) of the Social Security Act (42 U.S.C. 1395w-4(d)) is amended—

(1) in paragraph (4)(B), by striking “and (6)” and inserting “, (6), and (8)”;

(2) in paragraph (4)(C)(iii), by striking “The allowed” and inserting “Subject to paragraph (8)(B), the allowed”;

(3) in paragraph (4)(D), by striking “The update” and inserting “Subject to paragraph (8)(E), the update”;

(4) by adding at the end the following new paragraphs:

“(8) UPDATES FOR SERVICE CATEGORIES BEGINNING WITH 2008.—

“(A) IN GENERAL.—In applying paragraph (4) for a year beginning with 2008, the following rules apply:

“(i) APPLICATION OF SEPARATE UPDATE ADJUSTMENTS FOR EACH SERVICE CATEGORY.—Pursuant to paragraph (1)(A)(ii)(I), the update shall be made to the conversion factor for each service category (as defined in subsection (j)(5)) based upon an update adjustment factor for the respective category and year and the update adjustment factor shall be computed, for a year, separately for each service category.

“(ii) COMPUTATION OF ALLOWED AND ACTUAL EXPENDITURES BASED ON SERVICE CATEGORIES.—In computing the prior year adjustment component and the cumulative adjustment component under clauses (i) and (ii) of paragraph (4)(B), the following rules apply:

“(I) APPLICATION BASED ON SERVICE CATEGORIES.—The allowed expenditures and actual expenditures shall be the allowed and actual expenditures for the service category, as determined under subparagraph (B).

“(II) LIMITATION TO PHYSICIAN FEE-SCHEDULE SERVICES.—Actual expenditures shall only take into account expenditures for services furnished under the physician fee schedule.

“(III) APPLICATION OF CATEGORY SPECIFIC TARGET GROWTH RATE.—The growth rate applied under clause (ii)(II) of such paragraph

shall be the target growth rate for the service category involved under subsection (f)(5).

“(IV) ALLOCATION OF CUMULATIVE OVERHANG.—There shall be substituted for the difference described in subparagraph (B)(ii)(I) of such paragraph the amount described in subparagraph (C)(i) for the service category involved.

“(B) DETERMINATION OF ALLOWED EXPENDITURES.—In applying paragraph (4) for a year beginning with 2008, notwithstanding subparagraph (C)(iii) of such paragraph, the allowed expenditures for a service category for a year is an amount computed by the Secretary as follows:

“(i) FOR 2008.—For 2008:

“(I) TOTAL 2007 ALLOWED EXPENDITURES.—Compute the total allowed expenditures for services furnished under the physician fee schedule under such paragraph for 2007.

“(II) INCREASE BY GROWTH RATE.—Increase the total under subclause (I) by the target growth rate for such category under subsection (f) for 2008.

“(III) ALLOCATION TO SERVICE CATEGORY.—Multiply the increased total under subclause (II) by the overhang allocation factor for the service category (as defined in subparagraph (C)(iii)).

“(ii) FOR SUBSEQUENT YEARS.—For a subsequent year, take the amount of allowed expenditures for such category for the preceding year (under clause (i) or this clause) and increase it by the target growth rate determined under subsection (f) for such category and year.

“(C) COMPUTATION AND APPLICATION OF CUMULATIVE OVERHANG AMONG CATEGORIES.—

“(i) IN GENERAL.—For purposes of applying paragraph (4)(B)(ii)(II) under clause (ii)(IV), the amount described in this clause for a year (beginning with 2008) is the sum of the following:

“(I) PRE-2008 CUMULATIVE OVERHANG.—The amount of the pre-2008 cumulative excess spending (as defined in clause (ii)) multiplied by the overhang allocation factor for the service category (under clause (iii)).

“(II) POST-2007 CUMULATIVE AMOUNTS.—For a year beginning with 2009, the difference (which may be positive or negative) between the amount of the allowed expenditures for physicians' services (as determined under paragraph (4)(C)) in the service category from January 1, 2008, through the end of the prior year and the amount of the actual expenditures for such services in such category during that period.

“(ii) PRE-2008 CUMULATIVE EXCESS SPENDING DEFINED.—For purposes of clause (i)(I), the term ‘pre-2008 cumulative excess spending’ means the difference described in paragraph (4)(B)(ii)(I) as determined for the year 2008, taking into account expenditures through December 31, 2007. Such difference takes into account expenditures included in subsection (f)(4)(A).

“(iii) OVERHANG ALLOCATION FACTOR.—For purposes of this paragraph, the term ‘overhang allocation factor’ means, for a service category, the proportion, as determined by the Secretary of total actual expenditures under this part for items and services in such category during 2007 to the total of such actual expenditures for all the service categories. In calculating such proportion, the Secretary shall only take into account services furnished under the physician fee schedule.

“(D) FLOOR FOR UPDATES FOR 2008 AND 2009.—The update to the conversion factors for each service category for each of 2008 and 2009 shall be not less than 0.5 percent.

“(E) CHANGE IN RESTRICTION ON UPDATE ADJUSTMENT FACTOR FOR 2010 AND 2011.—The update adjustment factor determined under subparagraph (4)(B), as modified by this paragraph, for a service category for a year (beginning with 2010 and ending with 2011)



may be less than -0.07, but may not be less than -0.14.”.

**(d) APPLICATION OF SEPARATE TARGET GROWTH RATES FOR EACH CATEGORY.—**

(1) IN GENERAL.—Section 1848(f) of the Social Security Act (42 U.S.C. 1395w-4(f)) is amended by adding at the end the following new paragraph:

“(5) APPLICATION OF SEPARATE TARGET GROWTH RATES FOR EACH SERVICE CATEGORY BEGINNING WITH 2008.—The target growth rate for a year beginning with 2008 shall be computed and applied separately under this subsection for each service category (as defined in subsection (j)(5)) and shall be computed using the same method for computing the sustainable growth rate except for the following:

“(A) The reference in paragraphs (2)(A) and (2)(D) to ‘all physicians’ services’ is deemed a reference to the physicians’ services included in such category but shall not take into account items and services included in physicians’ services through the operation of paragraph (4)(A).

“(B) The factor described in paragraph (2)(C) for the service category described in subsection (j)(5)(A) shall be increased by 0.03.

“(C) A national coverage determination (as defined in section 1869(f)(1)(B)) shall be treated as a change in regulation described in paragraph (2)(D).”.

(2) USE OF TARGET GROWTH RATES.—Section 1848 of such Act is further amended—

(A) in subsection (d)—

(i) in paragraph (1)(E)(ii), by inserting “or target” after “sustainable”; and

(ii) in paragraph (4)(B)(ii)(II), by inserting “or target” after “sustainable”; and

(B) in subsection (f)—

(i) in the heading by inserting “; TARGET GROWTH RATE” after “SUSTAINABLE GROWTH RATE”;

(ii) in paragraph (1)—

(I) by striking “and” at the end of subparagraph (A);

(II) in subparagraph (B), by inserting “before 2008” after “each succeeding year” and by striking the period at the end and inserting “; and”; and

(III) by adding at the end the following new subparagraph:

“(C) November 1 of each succeeding year the target growth rate for such succeeding year and each of the 2 preceding years.”; and

(iii) in paragraph (2), in the matter before subparagraph (A), by inserting after “beginning with 2000” the following: “and ending with 2007”.

(e) REPORTS ON EXPENDITURES FOR PART B DRUGS AND CLINICAL DIAGNOSTIC LABORATORY TESTS.—

(1) REPORTING REQUIREMENT.—The Secretary of Health and Human Services shall include information in the annual physician fee schedule proposed rule on the change in the annual rate of growth of actual expenditures for clinical diagnostic laboratory tests or drugs, biologicals, and radiopharmaceuticals for which payment is made under part B of title XVIII of the Social Security Act.

(2) RECOMMENDATIONS.—The report submitted under paragraph (1) shall include an analysis of the reasons for such excess expenditures and recommendations for addressing them in the future.

**SEC. 302. IMPROVING ACCURACY OF RELATIVE VALUES UNDER THE MEDICARE PHYSICIAN FEE SCHEDULE.**

(a) USE OF EXPERT PANEL TO IDENTIFY MISVALUED PHYSICIANS’ SERVICES.—Section 1848(c) of the Social Security Act (42 U.S.C. 1395w(c)) is amended by adding at the end the following new paragraph:

“(7) USE OF EXPERT PANEL TO IDENTIFY MISVALUED PHYSICIANS’ SERVICES.—

“(A) IN GENERAL.—The Secretary shall establish an expert panel (in this paragraph referred to as the ‘expert panel’)—

“(i) to identify, through data analysis, physicians’ services for which the relative value under this subsection is potentially misvalued, particularly those services for which such relative value may be overvalued;

“(ii) to assess whether those misvalued services warrant review using existing processes (referred to in paragraph (2)(J)(ii)) for the consideration of coding changes; and

“(iii) to advise the Secretary concerning the exercise of authority under clauses (ii)(III) and (vi) of paragraph (2)(B).

“(B) COMPOSITION OF PANEL.—The expert panel shall be appointed by the Secretary and composed of—

“(i) members with expertise in medical economics and technology diffusion;

“(ii) members with clinical expertise;

“(iii) physicians, particularly physicians (such as a physician employed by the Veterans Administration or a physician who has a full time faculty appointment at a medical school) who are not directly affected by changes in the physician fee schedule under this section;

“(iv) carrier medical directors; and

“(v) representatives of private payor health plans.

“(C) APPOINTMENT CONSIDERATIONS.—In appointing members to the expert panel, the Secretary shall assure racial and ethnic diversity on the panel and may consider appointing a liaison from organizations with experience in the consideration of coding changes to the panel.”.

(b) EXAMINATION OF SERVICES WITH SUBSTANTIAL CHANGES.—Such section is further amended by adding at the end the following new paragraph:

“(8) EXAMINATION OF SERVICES WITH SUBSTANTIAL CHANGES.—The Secretary, in consultation with the expert panel under paragraph (7), shall—

“(A) conduct a five-year review of physicians’ services in conjunction with the RUC 5-year review, particularly for services that have experienced substantial changes in length of stay, site of service, volume, practice expense, or other factors that may indicate changes in physician work;

“(B) identify new services to determine if they are likely to experience a reduction in relative value over time and forward a list of the services so identified for such five-year review; and

“(C) for physicians’ services that are otherwise unreviewed under the process the Secretary has established, periodically review a sample of relative value units within different types of services to assess the accuracy of the relative values contained in the Medicare physician fee schedule.”.

(c) AUTHORITY TO REDUCE WORK COMPONENT FOR SERVICES WITH ACCELERATED VOLUME GROWTH.—

(1) IN GENERAL.—Paragraph (2)(B) of such section is amended—

(A) in clause (v), by adding at the end the following new subclause:

“(III) REDUCTIONS IN WORK VALUE UNITS FOR SERVICES WITH ACCELERATED VOLUME GROWTH.—Effective January 1, 2009, reduced expenditures attributable to clause (vi).”; and

(B) by adding at the end the following new clauses:

“(vi) AUTHORIZING REDUCTION IN WORK VALUE UNITS FOR SERVICES WITH ACCELERATED VOLUME GROWTH.—The Secretary may provide (without using existing processes the Secretary has established for review of relative value) for a reduction in the work value units for a particular physician’s service if the annual rate of growth in the expenditures for such service for which pay-

ment is made under this part for individuals for 2006 or a subsequent year exceeds the average annual rate of growth in expenditures of all physicians’ services for which payment is made under this part by more than 10 percentage points for such year.

“(vii) CONSULTATION WITH EXPERT PANEL AND BASED ON CLINICAL EVIDENCE.—The Secretary shall exercise authority under clauses (ii)(III) and (vi) in consultation with the expert panel established under paragraph (7) and shall take into account clinical evidence supporting or refuting the merits of such accelerated growth”.

(2) EFFECTIVE DATE.—The amendments made by paragraph (1) shall apply with respect to payment for services furnished on or after January 1, 2009.

(d) ADJUSTMENT AUTHORITY FOR EFFICIENCY GAINS FOR NEW PROCEDURES.—Paragraph (2)(B)(ii) of such section is amended by adding at the end the following new subclause:

“(III) ADJUSTMENT AUTHORITY FOR EFFICIENCY GAINS FOR NEW PROCEDURES.—In carrying out subclauses (I) and (II), the Secretary may apply a methodology, based on supporting evidence, under which there is imposed a reduction over a period of years in specified relative value units in the case of a new (or newer) procedure to take into account inherent efficiencies that are typically or likely to be gained during the period of initial increased application of the procedure.”.

**SEC. 303. PHYSICIAN FEEDBACK MECHANISM ON PRACTICE PATTERNS.**

By not later than July 1, 2008, the Secretary of Health and Human Services shall develop and implement a mechanism to measure resource use on a per capita and an episode basis in order to provide confidential feedback to physicians in the Medicare program on how their practice patterns compare to physicians generally, both in the same locality as well as nationally. Such feedback shall not be subject to disclosure under section 552 of title 5, United States Code).

**SEC. 304. PAYMENTS FOR EFFICIENT PHYSICIANS.**

Section 1833 of the Social Security Act (42 U.S.C. 1395l) is amended by adding at the end the following new subsection:

“(v) INCENTIVE PAYMENTS FOR EFFICIENT PHYSICIANS.—

“(1) IN GENERAL.—In the case of physicians’ services furnished on or after January 1, 2009, and before January 1, 2011, by a participating physician in an efficient area (as identified under paragraph (2)), in addition to the amount of payment that would otherwise be made for such services under this part, there also shall be paid an amount equal to 5 percent of the payment amount for the services under this part.

“(2) IDENTIFICATION OF EFFICIENT AREAS.—

“(A) IN GENERAL.—Based upon available data, the Secretary shall identify those counties or equivalent areas in the United States in the lowest fifth percentile of utilization based on per capita spending for services provided in 2007 under this part and part A.

“(B) IDENTIFICATION OF COUNTIES WHERE SERVICE IS FURNISHED.—For purposes of paying the additional amount specified in paragraph (1), if the Secretary uses the 5-digit postal ZIP Code where the service is furnished, the dominant county of the postal ZIP Code (as determined by the United States Postal Service, or otherwise) shall be used to determine whether the postal ZIP Code is in a county described in subparagraph (A).

“(C) JUDICIAL REVIEW.— There shall be no administrative or judicial review under section 1869, 1878, or otherwise, respecting—

“(i) the identification of a county or other area under subparagraph (A); or



“(ii) the assignment of a postal ZIP Code to a county or other area under subparagraph (B).

“(D) PUBLICATION OF LIST OF COUNTIES; POSTING ON WEBSITE.—With respect to a year for which a county or area is identified under this paragraph, the Secretary shall identify such counties or areas as part of the proposed and final rule to implement the physician fee schedule under section 1848 for the applicable year. The Secretary shall post the list of counties identified under this paragraph on the Internet website of the Centers for Medicare & Medicaid Services.”.

**SEC. 305. RECOMMENDATIONS ON REFINING THE PHYSICIAN FEE SCHEDULE.**

(a) RECOMMENDATIONS ON CONSOLIDATED CODING FOR SERVICES COMMONLY PERFORMED TOGETHER.—Not later than December 31, 2008, the Comptroller General of the United States shall—

(1) complete an analysis of codes paid under the Medicare physician fee schedule to determine whether the codes for procedures that are commonly furnished together should be combined; and

(2) submit to Congress a report on such analysis and include in the report recommendations on whether an adjustment should be made to the relative value units for such combined code.

(b) RECOMMENDATIONS ON INCREASED USE OF BUNDLED PAYMENTS.—Not later than December 31, 2008, the Comptroller General of the United States shall—

(1) complete an analysis of those procedures under the Medicare physician fee schedule for which no global payment methodology is applied but for which a “bundled” payment methodology would be appropriate; and

(2) submit to Congress a report on such analysis and include in the report recommendations on increasing the use of “bundled” payment methodology under such schedule.

(c) MEDICARE PHYSICIAN FEE SCHEDULE.—In this section, the term “Medicare physician fee schedule” means the fee schedule established under section 1848 of the Social Security Act (42 U.S.C. 1395w-4).

**SEC. 306. IMPROVED AND EXPANDED MEDICAL HOME DEMONSTRATION PROJECT.**

(a) IN GENERAL.—The Secretary of Health and Human Services (in this section referred to as the “Secretary”) shall establish under title XVIII of the Social Security Act an expanded medical home demonstration project (in this section referred to as the “expanded project”) under this section. The expanded project supersedes the project that was initiated under section 204 of the Medicare Improvement and Extension Act of 2006 (division B of Public Law 109-432). The purpose of the expanded project is—

(1) to guide the redesign of the health care delivery system to provide accessible, continuous, comprehensive, and coordinated, care to Medicare beneficiaries; and

(2) to provide care management fees to personal physicians delivering continuous and comprehensive care in qualified medical homes.

(b) NATURE AND SCOPE OF PROJECT.—

(1) DURATION; SCOPE.—The expanded project shall operate during a period of three years, beginning not later than October 1, 2009, and shall include a nationally representative sample of physicians serving urban, rural, and underserved areas throughout the United States.

(2) ENCOURAGING PARTICIPATION OF SMALL PHYSICIAN PRACTICES.—

(A) IN GENERAL.—The expanded project shall be designed to include the participation of physicians in practices with fewer than four full-time equivalent physicians, as well as physicians in larger practices particularly in rural and underserved areas.

(B) TECHNICAL ASSISTANCE.—In order to facilitate the participation under the expanded project of physicians in such practices, the Secretary shall make available additional technical assistance to such practices during the first year of the expanded project.

(3) SELECTION OF HOMES TO PARTICIPATE.—The Secretary shall select up to 500 medical homes to participate in the expanded project and shall give priority to—

(A) the selection of up to 100 HIT-enhanced medical homes; and

(B) the selection of other medical homes that serve communities whose populations are at higher risk for health disparities,

(4) BENEFICIARY PARTICIPATION.—The Secretary shall establish a process for any Medicare beneficiary who is served by a medical home participating in the expanded project to elect to participate in the project. Each beneficiary who elects to so participate shall be eligible—

(A) for enhanced medical home services under the project with no cost sharing for the additional services; and

(B) for a reduction of up to 50 percent in the coinsurance for services furnished under the physician fee schedule under section 1848 of the Social Security Act by the medical home.

The Secretary shall develop standard recruitment materials and election processes for Medicare beneficiaries who are electing to participate in the expanded project.

(c) STANDARDS FOR MEDICAL HOMES, HIT-ENHANCED MEDICAL HOMES.—

(1) STANDARD SETTING AND CERTIFICATION PROCESS.—The Secretary shall establish a process for selection of a qualified standard setting and certification organization—

(A) to establish standards, consistent with this section, for medical practices to qualify as medical homes or as HIT-enhanced medical homes; and

(B) to provide for the review and certification of medical practices as meeting such standards.

(2) BASIC STANDARDS FOR MEDICAL HOMES.—For purposes of this subsection, the term “medical home” means a physician-directed practice that has been certified, under paragraph (1), as meeting the following standards:

(A) ACCESS AND COMMUNICATION WITH PATIENTS.—The practice applies standards for access to care and communication with participating beneficiaries.

(B) MANAGING PATIENT INFORMATION AND USING INFORMATION IN MANAGEMENT TO SUPPORT PATIENT CARE.—The practice has readily accessible, clinically useful information on participating beneficiaries that enables the practice to treat such beneficiaries comprehensively and systematically.

(C) MANAGING AND COORDINATING CARE ACCORDING TO INDIVIDUAL NEEDS.—The practice maintains continuous relationships with participating beneficiaries by implementing evidence-based guidelines and applying them to the identified needs of individual beneficiaries over time and with the intensity needed by such beneficiaries.

(D) PROVIDING ONGOING ASSISTANCE AND ENCOURAGEMENT IN PATIENT SELF-MANAGEMENT.—The practice—

(i) collaborates with participating beneficiaries to pursue their goals for optimal achievable health; and

(ii) assesses patient-specific barriers to communication and conducts activities to support patient self-management.

(E) RESOURCES TO MANAGE CARE.—The practice has in place the resources and processes necessary to achieve improvements in the management and coordination of care for participating beneficiaries.

(F) MONITORING PERFORMANCE.—The practice monitors its clinical process and per-

formance (including outcome measures) in meeting the applicable standards under this subsection and provides information in a form and manner specified by the Secretary with respect to such process and performance.

(3) ADDITIONAL STANDARDS FOR HIT-ENHANCED MEDICAL HOME.—For purposes of this subsection, the term “HIT-enhanced medical home” means a medical home that has been certified, under paragraph (1), as using a health information technology system that includes at least the following elements:

(A) ELECTRONIC HEALTH RECORD (EHR).—The system uses, for participating beneficiaries, an electronic health record that meets the following standards:

(i) IN GENERAL.—The record—

(I) has the capability of interoperability with secure data acquisition from health information technology systems of other health care providers in the area served by the home; or

(II) the capability to securely acquire clinical data delivered by such other health care providers to a secure common data source.

(ii) The record protects the privacy and security of health information.

(iii) The record has the capability to acquire, manage, and display all the types of clinical information commonly relevant to services furnished by the home, such as complete medical records, radiographic image retrieval, and clinical laboratory information.

(iv) The record is integrated with decision support capacities that facilitate the use of evidence-based medicine and clinical decision support tools to guide decision-making at the point-of-care based on patient-specific factors.

(B) E-PRESCRIBING.—The system supports e-prescribing and computerized physician order entry.

(C) OUTCOME MEASUREMENT.—The system supports the secure, confidential provision of clinical process and outcome measures approved by the National Quality Forum to the Secretary for use in confidential manner for provider feedback and peer review and for outcomes and clinical effectiveness research.

(D) PATIENT EDUCATION CAPABILITY.—The system actively facilitates participating beneficiaries engaging in the management of their own health through education and support systems and tools for shared decision-making.

(E) SUPPORT OF BASIC STANDARDS.—The elements of such system, such as the electronic health record, email communications, patient registries, and clinical-decision support tools, are integrated in a manner to better achieve the basic standards specified in paragraph (2) for a medical home.

(4) USE OF DATA.—The Secretary shall use the data submitted under paragraph (1)(F) in a confidential manner for feedback and peer review for medical homes and for outcomes and clinical effectiveness research. After the first two years of the expanded project, these data may be used for adjustment in the monthly medical home care management fee under subsection (d)(2)(E).

(d) MONTHLY MEDICAL HOME CARE MANAGEMENT FEE.—

(1) IN GENERAL.—Under the expanded project, the Secretary shall provide for payment to the personal physician of each participating beneficiary of a monthly medical home care management fee.

(2) AMOUNT OF PAYMENT.—In determining the amount of such fee, the Secretary shall consider the following:

(A) OPERATING EXPENSES.—The additional practice expenses for the delivery of services through a medical home, taking into account the additional expenses for an HIT-enhanced medical home. Such expenses include costs associated with—

(i) structural expenses, such as equipment, maintenance, and training costs;  
 (ii) enhanced access and communication functions;  
 (iii) population management and registry functions;  
 (iv) patient medical data and referral tracking functions;  
 (v) provision of evidence-based care;  
 (vi) implementation and maintenance of health information technology;  
 (vii) reporting on performance and improvement conditions; and  
 (viii) patient education and patient decision support, including print and electronic patient education materials.

(B) ADDED VALUE SERVICES.—The value of additional physician work, such as augmented care plan oversight, expanded e-mail and telephonic consultations, extended patient medical data review (including data stored and transmitted electronically), and physician supervision of enhanced self management education, and expanded follow-up accomplished by non-physician personnel, in a medical home that is not adequately taken into account in the establishment of the physician fee schedule under section 1848 of the Social Security Act.

(C) RISK ADJUSTMENT.—The development of an appropriate risk adjustment mechanism to account for the varying costs of medical homes based upon characteristics of participating beneficiaries.

(D) HIT ADJUSTMENT.—Variation of the fee based on the extensiveness of use of the health information technology in the medical home.

(E) PERFORMANCE-BASED.—After the first two years of the expanded project, an adjustment of the fee based on performance of the home in achieving quality or outcomes standards.

(3) PERSONAL PHYSICIAN DEFINED.—For purposes of this subsection, the term “personal physician” means, with respect to a participating Medicare beneficiary, a physician (as defined in section 1861(r)(1) of the Social Security Act (42 U.S.C. 1395x(r)(1)) who provides accessible, continuous, coordinated, and comprehensive care for the beneficiary as part of a medical practice that is a qualified medical home. Such a physician may be a specialist for a beneficiary requiring ongoing care for a chronic condition or multiple chronic conditions (such as severe asthma, complex diabetes, cardiovascular disease, rheumatologic disorder) or for a beneficiary with a prolonged illness.

(e) FUNDING.—

(1) USE OF CURRENT PROJECT FUNDING.—Funds otherwise applied to the demonstration under section 204 of the Medicare Improvement and Extension Act of 2006 (division B of Public Law 109-432) shall be available to carry out the expanded project

(2) ADDITIONAL FUNDING FROM SMI TRUST FUND.—

(A) IN GENERAL.—In addition to the funds provided under paragraph (1), there shall be available, from the Federal Supplementary Medical Insurance Trust Fund (under section 1841 of the Social Security Act), the amount of \$500,000,000 to carry out the expanded project, including payments to of monthly medical home care management fees under subsection (d), reductions in coinsurance for participating beneficiaries under subsection (b)(4)(B), and funds for the design, implementation, and evaluation of the expanded project.

(B) MONITORING EXPENDITURES; EARLY TERMINATION.—The Secretary shall monitor the expenditures under the expanded project and may terminate the project early in order that expenditures not exceed the amount of funding provided for the project under subparagraph (A).

(f) EVALUATIONS AND REPORTS.—

(1) ANNUAL INTERIM EVALUATIONS AND REPORTS.—For each year of the expanded project, the Secretary shall provide for an evaluation of the project and shall submit to Congress, by a date specified by the Secretary, a report on the project and on the evaluation of the project for each such year.

(2) FINAL EVALUATION AND REPORT.—The Secretary shall provide for an evaluation of the expanded project and shall submit to Congress, not later than 18 months after the date of completion of the project, a report on the project and on the evaluation of the project.

**SEC. 307. REPEAL OF PHYSICIAN ASSISTANCE AND QUALITY INITIATIVE FUND.**

Subsection (l) of section 1848 of the Social Security Act (42 U.S.C. 1395w-4) is repealed.

**SEC. 308. ADJUSTMENT TO MEDICARE PAYMENT LOCALITIES.**

Section 1848(e) of the Social Security Act (42 U.S.C. 1395w-4(e)) is amended by adding at the end the following new paragraph:

“(6) FEE SCHEDULE GEOGRAPHIC AREAS.—

“(A) IN GENERAL.—

“(i) REVISION.—Subject to clause (ii), for services furnished on or after January 1, 2009, the Secretary shall revise the fee schedule areas used for payment under this section applicable to the State of California using the county-based geographic adjustment factor as specified in option 3 (table 9) in the proposed rule for the 2008 physician fee schedule published at 72 Fed. Reg. 38,122 (July 12, 2007).

“(ii) TRANSITION.—For services furnished during the period beginning January 1, 2009, and ending December 31, 2010, after calculating the work, practice expense, and malpractice geographic indices described in clauses (i), (ii), and (iii) of paragraph (1)(A) that would otherwise apply, the Secretary shall increase any such geographic index for any county in California that is lower than the geographic index used for payment for services under this section as of December 31, 2008, in such county to such geographic index level.

“(iii) NON-APPLICATION OF PERIODIC REVISION.—If a periodic review of geographic indices, as required under paragraph (1)(B), results in a reduction in a work, practice expense and malpractice geographic index for any county in California that is below the geographic index level established pursuant to clause (ii) during a portion of the period described in such clause, the work, practice expense, or malpractice index established in such clause shall be applied to payment for services furnished in such county during such portion of such period.

“(B) SUBSEQUENT REVISIONS.—

“(i) TIMING.—Not later than January 1, 2014, the Secretary shall review and make revisions to fee schedule areas in all States for which more than one fee schedule area is used for payment of services under this section. The Secretary may revise fee schedule areas in States in which a single fee schedule area is used for payment for services under this section using the same methodology applied in the previous sentence.

“(ii) LINK WITH GEOGRAPHIC INDEX DATA REVISION.—The revision described in clause (i) shall be made effective concurrently with the application of the periodic review of geographic adjustment factors required under paragraph (1)(C) for 2014.”

**SEC. 309. PAYMENT FOR IMAGING SERVICES.**

(a) PAYMENT UNDER PART B OF THE MEDICARE PROGRAM FOR DIAGNOSTIC IMAGING SERVICES FURNISHED IN FACILITIES CONDITIONED ON ACCREDITATION OF FACILITIES.—

(1) SPECIAL PAYMENT RULE.—

(A) IN GENERAL.—Section 1848(b)(4) of the Social Security Act (42 U.S.C. 1395w-4(b)(4)) is amended—

(i) in the heading, by striking “RULE” and inserting “RULES”;

(ii) in subparagraph (A), by striking “IN GENERAL” and inserting “LIMITATION”; and  
 (iii) by adding at the end the following new subparagraph:

“(C) PAYMENT ONLY FOR SERVICES PROVIDED IN ACCREDITED FACILITIES.—

“(i) IN GENERAL.—In the case of imaging services that are diagnostic imaging services described in clause (ii), the payment amount for the technical component and the professional component of the services established for a year under the fee schedule described in paragraph (1) shall each be zero, unless the services are furnished at a diagnostic imaging services facility that meets the certificate requirement described in section 354(b)(1) of the Public Health Service Act, as applied under subsection (m). The previous sentence shall not apply with respect to the professional component of a diagnostic imaging service that is furnished by a physician or that is an ultrasound furnished by nurse practitioner or or nurse-midwife.

“(ii) DIAGNOSTIC IMAGING SERVICES.—For purposes of clause (i) and subsection (m), the term ‘diagnostic imaging services’ means all imaging modalities, including diagnostic magnetic resonance imaging (‘MRI’), computed tomography (‘CT’), positron emission tomography (‘PET’), nuclear medicine procedures, x-rays, sonograms, ultrasounds, echocardiograms, and such emerging diagnostic imaging technologies as specified by the Secretary. Such term does not include image guided procedures.”

(B) EFFECTIVE DATE.—

(i) IN GENERAL.—Subject to clause (ii), the amendments made by subparagraph (A) shall apply to diagnostic imaging services furnished on or after January 1, 2010.

(ii) EXTENSION FOR ULTRASOUND SERVICES.—The amendments made by subparagraph (A) shall apply to diagnostic imaging services that are ultrasound services on or after January 1, 2012.

(2) CERTIFICATION OF FACILITIES THAT FURNISH DIAGNOSTIC IMAGING SERVICES.—Section 1848 of the Social Security Act (42 U.S.C. 1395w-4) is amended by adding at the end the following new subsection:

“(m) CERTIFICATION OF FACILITIES THAT FURNISH DIAGNOSTIC IMAGING SERVICES.—

“(1) IN GENERAL.—For purposes of subsection (b)(4)(C)(i), except as provided under paragraphs (2) through (8), the provisions of section 354 of the Public Health Service Act (as in effect as of June 1, 2007), relating to the certification of mammography facilities, shall apply, with respect to the provision of diagnostic imaging services (as defined in subsection (b)(4)(C)(ii)) and to a diagnostic imaging services facility defined in paragraph (8) (and to the process of accrediting such facilities) in the same manner that such provisions apply, with respect to the provision of mammograms and to a facility defined in paragraph (8) (and to the process of accrediting such facilities) in the same manner that such provisions apply, with respect to the provision of mammograms and to a facility defined in subsection (a)(3) of such section (and to the process of accrediting such mammography facilities).

“(2) TERMINOLOGY AND REFERENCES.—For purposes of applying section 354 of the Public Health Service Act under paragraph (1)—

“(A) any reference to ‘mammography’, or ‘breast imaging’ is deemed a reference to ‘diagnostic imaging services (as defined in section 1848(b)(4)(C)(ii) of the Social Security Act)’;

“(B) any reference to a mammogram or film is deemed a reference to an image, as defined in paragraph (8);

“(C) any reference to ‘mammography facility’ or to a ‘facility’ under such section 354 is deemed a reference to a diagnostic imaging services facility, as defined in paragraph (8);

“(D) any reference to radiological equipment used to image the breast is deemed a reference to medical imaging equipment used to provide diagnostic imaging services;

“(E) any reference to radiological procedures or radiological is deemed a reference to medical imaging services, as defined in paragraph (8) or medical imaging, respectively;

“(F) any reference to an inspection (as defined in subsection (a)(4) of such section) or inspector is deemed a reference to an audit (as defined in paragraph (8)) or auditor, respectively;

“(G) any reference to a medical physicist (as described in subsection (f)(1)(E) of such section) is deemed to include a reference to a magnetic resonance scientist or the appropriate qualified expert as determined by the accrediting body;

“(H) in applying subsection (d)(1)(A)(i) of such section, the reference to ‘type of each x-ray machine, image receptor, and processor’ is deemed a reference to ‘type of imaging equipment’;

“(I) in applying subsection (d)(1)(B) of such section, the reference that ‘the person or agent submits to the Secretary’ is deemed a reference that ‘the person or agent submits to the Secretary, through the appropriate accreditation body’;

“(J) in applying subsection (d)(1)(B)(i) of such section, the reference to standards established by the Secretary is deemed a reference to standards established by an accreditation body and approved by the Secretary;

“(K) in applying subsection (e) of such section, relating to an accreditation body—

“(i) in paragraph (1)(A), the reference to ‘may’ is deemed a reference to ‘shall’;

“(ii) in paragraph (1)(B)(i)(II), the reference to ‘a random sample of clinical images from such facilities’ is deemed a reference to ‘a statistically significant random sample of clinical images from a statistically significant random sample of facilities’;

“(iii) in paragraph (3)(A) of such section—

“(I) the reference to ‘paragraph (1)(B)’ in such subsection is deemed to be a reference to ‘paragraph (1)(B) and subsection (f)’; and

“(II) the reference to the ‘Secretary’ is deemed a reference to ‘an accreditation body, with the approval of the Secretary’; and

“(iv) in paragraph (6)(B), the reference to the Committee on Labor and Human Resources of the Senate is deemed to be the Committee on Finance of the Senate and the reference to the Committee on Energy and Commerce of the House of Representatives is deemed to include a reference to the Committee on Ways and Means of the House of Representatives;

“(L) in applying subsection (f), relating to quality standards—

“(i) each reference to standards established by the Secretary is deemed a reference to standards established by an accreditation body involved and approved by the Secretary under subsection (d)(1)(B)(i) of such section

“(ii) in paragraph (1)(A), the reference to ‘radiation dose’ is deemed a reference to ‘radiation dose, as appropriate’;

“(iii) in paragraph (1)(B), the reference to ‘radiological standards’ is deemed a reference to ‘medical imaging standards, as appropriate’;

“(iv) in paragraphs (1)(D)(ii) and (1)(E)(iii), the reference to ‘the Secretary’ is deemed a reference to ‘an accreditation body with the approval of the Secretary’;

“(v) in each of subclauses (III) and (IV) of paragraph (1)(G)(ii), each reference to ‘patient’ is deemed a reference to ‘patient, if requested by the patient’; and

“(M) in applying subsection (g), relating to inspections—

“(i) each reference to the ‘Secretary or State or local agency acting on behalf of the

Secretary’ is deemed to include a reference to an accreditation body involved;

“(ii) in the first sentence of paragraph (1)(F), the reference to ‘annual inspections required under this paragraph’ is deemed a reference to ‘the audits carried out in facilities at least every three years from the date of initial accreditation under this paragraph’; and

“(iii) in the second sentence of paragraph (1)(F), the reference to ‘inspections carried out under this paragraph’ is deemed a reference to ‘audits conducted under this paragraph during the previous year’.

“(3) DATES AND PERIODS.—For purposes of paragraph (1), in applying section 354 of the Public Health Service Act, the following apply:

“(A) IN GENERAL.—Except as provided in subparagraph (B)—

“(i) any reference to ‘October 1, 1994’ shall be deemed a reference to ‘January 1, 2010’;

“(ii) the reference to ‘the date of the enactment of this section’ in each of subsections (e)(1)(D) and (f)(1)(E)(iii) is deemed to be a reference to ‘the date of the enactment of the Children’s Health and Medicare Protection Act of 2007’;

“(iii) the reference to ‘annually’ in subsection (g)(1)(E) is deemed a reference to ‘every three years’;

“(iv) the reference to ‘October 1, 1996’ in subsection (1) is deemed to be a reference to ‘January 1, 2011’;

“(v) the reference to ‘October 1, 1999’ in subsection (n)(3)(H) is deemed to be a reference to ‘January 1, 2012’; and

“(vi) the reference to ‘October 1, 1993’ in the matter following paragraph (3)(J) of subsection (n) is deemed to be a reference ‘January 1, 2010’.

“(B) ULTRASOUND SERVICES.—With respect to diagnostic imaging services that are ultrasounds—

“(i) any reference to ‘October 1, 1994’ shall be deemed a reference to ‘January 1, 2012’;

“(ii) the reference to ‘the date of the enactment of this section’ in subsection (f)(1)(E)(iii) is deemed to be a reference to ‘7 years after the date of the enactment of the Children’s Health and Medicare Protection Act of 2007’;

“(iii) the reference to ‘October 1, 1996’ in subsection (1) is deemed to be a reference to ‘January 1, 2013’;

“(4) PROVISIONS NOT APPLICABLE.—For purposes of paragraph (1), in applying section 354 of the Public Health Service Act, the following provision shall not apply:

“(A) Subsections (e) and (f) of such section, in so far as the respective subsection imposes any requirement for a physician to be certified, accredited, or otherwise meet requirements, with respect to the provision of any diagnostic imaging services, as a condition of payment under subsection (b)(4)(C)(i), with respect to the professional or technical component, for such service.

“(B) Subsection (e)(1)(B)(iv) of such section, insofar as it applies to a facility with respect to the provision of ultrasounds.

“(C) Subsection (e)(1)(B)(v).

“(D) Subsection (f)(1)(H) of such section, relating to standards for special techniques for mammograms of patients with breast implants.

“(E) Subsection (g)(6) of such section, relating to an inspection demonstration program.

“(F) Subsection (n)(3)(G) of such section, relating to the national advisory committee.

“(G) Subsection (p) of such section, relating to breast cancer screening surveillance research grants.

“(H) Paragraphs (1)(B) and (2) of subsection (r) of such section, related to funding.

“(5) ACCREDITATION BODIES.—For purposes of paragraph (1), in applying section 354(e)(1)

of the Public Health Service, the following shall apply:

“(A) APPROVAL OF TWO ACCREDITATION BODIES FOR EACH TREATMENT MODALITY.—In the case that there is more than one accreditation body for a treatment modality that qualifies for approval under this subsection, the Secretary shall approve at least two accreditation bodies for such treatment modality.

“(B) ADDITIONAL ACCREDITATION BODY STANDARDS.—In addition to the standards described in subparagraph (B) of such section for accreditation bodies, the Secretary shall establish standards that require—

“(i) the timely integration of new technology by accreditation bodies for purposes of accrediting facilities under this subsection; and

“(ii) the accreditation body involved to evaluate the annual medical physicist survey (or annual medical survey of another appropriate qualified expert chosen by the accreditation body) of a facility upon onsite review of such facility.

“(6) ADDITIONAL QUALITY STANDARDS.—For purposes of paragraph (1), in applying subsection (f)(1) of section 354 of the Public Health Service—

“(A) the quality standards under such subsection shall, with respect to a facility include—

“(i) standards for qualifications of medical personnel who are not physicians and who perform diagnostic imaging services at the facility that require such personnel to ensure that individuals, prior to performing medical imaging, demonstrate compliance with the standards established under subsection (a) through successful completion of certification by a nationally recognized professional organization, licensure, completion of an examination, pertinent coursework or degree program, verified pertinent experience, or through other ways determined appropriate by an accreditation body (with the approval of the Secretary, or through some combination thereof);

“(ii) standards requiring the facility to maintain records of the credentials of physicians and other medical personnel described in clause (i);

“(iii) standards for qualifications and responsibilities of medical directors and other personnel with supervising roles at the facility;

“(iv) standards that require the facility has procedures to ensure the safety of patients of the facility; and

“(v) standards for the establishment of a quality control program at the facility to be implemented as described in subparagraph (E) of such subsection;

“(B) the quality standards described in subparagraph (B) of such subsection shall be deemed to include standards that require the establishment and maintenance of a quality assurance and quality control program at each facility that is adequate and appropriate to ensure the reliability, clarity, and accuracy of the technical quality of diagnostic images produced at such facilities; and

“(C) the quality standard described in subparagraph (C) of such subsection, relating to a requirement for personnel who perform specified services, shall include in such requirement that such personnel must meet continuing medical education standards as specified by an accreditation body (with the approval of the Secretary) and update such standards at least once every three years.

“(7) ADDITIONAL REQUIREMENTS.—Notwithstanding any provision of section 354 of the Public Health Service Act, the following shall apply to the accreditation process under this subsection for purposes of subsection (b)(4)(C)(i):

“(A) Any diagnostic imaging services facility accredited before January 1, 2010 (or January 1, 2012 in the case of ultrasounds), by an accrediting body approved by the Secretary shall be deemed a facility accredited by an approved accreditation body for purposes of such subsection as of such date if the facility submits to the Secretary proof of such accreditation by transmittal of the certificate of accreditation, including by electronic means.

“(B) The Secretary may require the accreditation under this subsection of an emerging technology used in the provision of a diagnostic imaging service as a condition of payment under subsection (b)(4)(C)(i) for such service at such time as the Secretary determines there is sufficient empirical and scientific information to properly carry out the accreditation process for such technology.

“(8) DEFINITIONS.—For purposes of this subsection:

“(A) AUDIT.—The term ‘audit’ means an onsite evaluation, with respect to a diagnostic imaging services facility, by the Secretary, State or local agency on behalf of the Secretary, or accreditation body approved under this subsection that includes the following:

“(i) Equipment verification.

“(ii) Evaluation of policies and procedures for compliance with accreditation requirements.

“(iii) Evaluation of personnel qualifications and credentialing.

“(iv) Evaluation of the technical quality of images.

“(v) Evaluation of patient reports.

“(vi) Evaluation of peer-review mechanisms and other quality assurance activities.

“(vii) Evaluation of quality control procedures, results, and follow-up actions.

“(viii) Evaluation of medical physicists (or other appropriate professionals chosen by the accreditation body) and magnetic resonance scientist surveys.

“(ix) Evaluation of consumer complaint mechanisms.

“(x) Provision of recommendations for improvement based on findings with respect to clauses (i) through (ix).

“(B) DIAGNOSTIC IMAGING SERVICES FACILITY.—The term ‘diagnostic imaging services facility’ has the meaning given the term ‘facility’ in section 354(a)(3) of the Public Health Service Act (42 U.S.C. 263b(a)(3)) subject to the reference changes specified in paragraph (2), but does not include any facility that does not furnish diagnostic imaging services for which payment may be made under this section.

“(C) IMAGE.—The term ‘image’ means the portrayal of internal structures of the human body for the purpose of detecting and determining the presence or extent of disease or injury and may be produced through various techniques or modalities, including radiant energy or ionizing radiation and ultrasound and magnetic resonance. Such term does not include image guided procedures.

“(D) MEDICAL IMAGING SERVICE.—The term ‘medical imaging service’ means a service that involves the science of an image. Such term does not include image guided procedures.”

(b) ADJUSTMENT IN PRACTICE EXPENSE TO REFLECT HIGHER PRESUMED UTILIZATION.—Section 1848 of the Social Security Act (42 U.S.C. 1395w(b)(4)) is amended—

(1) in subsection (b)(4)—

(A) in the heading, by striking “RULE” and inserting “RULES”;

(B) in subparagraph (B), by striking “subparagraph (A)” and inserting “this paragraph”; and

(C) by adding at the end the following new subparagraph:

“(C) ADJUSTMENT IN PRACTICE EXPENSE TO REFLECT HIGHER PRESUMED UTILIZATION.—In computing the number of practice expense relative value units under subsection (c)(2)(C)(ii) with respect to imaging services described in subparagraph (B), the Secretary shall adjust such number of units so it reflects a 75 percent (rather than 50 percent) presumed rate of utilization of imaging equipment.”; and

(2) in subsection (c)(2)(B)(v)(II), by inserting “AND OTHER PROVISIONS” after “OPD PAYMENT CAP”

(c) ADJUSTMENT IN TECHNICAL COMPONENT “DISCOUNT” ON SINGLE-SESSION IMAGING TO CONSECUTIVE BODY PARTS.—Section 1848(b)(4) of such Act is further amended by adding at the end the following new subparagraph:

“(D) ADJUSTMENT IN TECHNICAL COMPONENT DISCOUNT ON SINGLE-SESSION IMAGING INVOLVING CONSECUTIVE BODY PARTS.—The Secretary shall increase the reduction in expenditures attributable to the multiple procedure payment reduction applicable to the technical component for imaging under the final rule published by the Secretary in the Federal Register on November 21, 2005 (42 C.F.R. 405, et al.) from 25 percent to 50 percent.”

(d) ADJUSTMENT IN ASSUMED INTEREST RATE FOR CAPITAL PURCHASES.—Section 1848(b)(4) of such Act is further amended by adding at the end the following new subparagraph:

“(E) ADJUSTMENT IN ASSUMED INTEREST RATE FOR CAPITAL PURCHASES.—In computing the practice expense component for imaging services under this section, the Secretary shall change the interest rate assumption for capital purchases of imaging devices to reflect the prevailing rate in the market, but in no case higher than 11 percent.”

(e) DISALLOWANCE OF GLOBAL BILLING.—Effective for claims filed for imaging services (as defined in subsection (b)(4)(B) of section 1848 of the Social Security Act) furnished on or after the first day of the first month that begins more than 1 year after the date of the enactment of this Act, the Secretary of Health and Human Services shall not accept (or pay) a claim under such section unless the claim is made separately for each component of such services.

(f) EFFECTIVE DATE.—Except as otherwise provided, this section, and the amendments made by this section, shall apply to services furnished on or after January 1, 2008.

#### SEC. 310. REPEAL OF PHYSICIANS ADVISORY COUNCIL.

Section 1868(a) of the Social Security Act (42 U.S.C. 1395ee(a)), relating to the Practicing Physicians Advisory Council, is repealed.

### TITLE IV—MEDICARE ADVANTAGE REFORMS

#### Subtitle A—Payment Reform

#### SEC. 401. EQUALIZING PAYMENTS BETWEEN MEDICARE ADVANTAGE PLANS AND FEE-FOR-SERVICE MEDICARE.

(a) PHASE IN OF PAYMENT BASED ON FEE-FOR-SERVICE COSTS.—Section 1853 of the Social Security Act (42 U.S.C. 1395w-23) is amended—

(1) in subsection (j)(1)(A)—

(A) by striking “beginning with 2007” and inserting “for 2007 and 2008”; and

(B) by inserting after “(k)(1)” the following: “, or, beginning with 2009, ½ of the blended benchmark amount determined under subsection (l)(1)”;

(2) by adding at the end the following new subsection:

“(1) DETERMINATION OF BLENDED BENCHMARK AMOUNT.—

“(1) IN GENERAL.—For purposes of subsection (j), subject to paragraphs (2) and (3), the term ‘blended benchmark amount’ means for an area—

“(A) for 2009 the sum of—

“(i) ¾ of the applicable amount (as defined in subsection (k)(1)) for the area and year; and

“(ii) ⅓ of the amount specified in subsection (c)(1)(D)(i) for the area and year;

“(B) for 2010 the sum of—

“(i) ⅓ of the applicable amount for the area and year; and

“(ii) ¾ of the amount specified in subsection (c)(1)(D)(i) for the area and year; and

“(C) for a subsequent year the amount specified in subsection (c)(1)(D)(i) for the area and year.

(2) FEE-FOR-SERVICE PAYMENT FLOOR.—In no case shall the blended benchmark amount for an area and year be less than the amount specified in subsection (c)(1)(D)(i) for the area and year.

(3) EXCEPTION FOR PACE PLANS.—This subsection shall not apply to payments to a PACE program under section 1894.”

(b) PHASE IN OF PAYMENT BASED ON IME COSTS.—

(1) IN GENERAL.—Section 1853(c)(1)(D)(i) of such Act (42 U.S.C. 1395w-23(c)(1)(D)(i)) is amended by inserting “and costs attributable to payments under section 1886(d)(5)(B)” after “1886(h)”.

(2) EFFECTIVE DATE.—The amendment made by paragraph (1) shall apply to the capitation rate for years beginning with 2009.

(c) LIMITATION ON PLAN ENROLLMENT IN CASES OF EXCESS BIDS FOR 2009 AND 2010.—

(1) IN GENERAL.—In the case of a Medicare Part C organization that offers a Medicare Part C plan in the 50 States or the District of Columbia for which—

(A) bid amount described in paragraph (2) for a Medicare Part C plan for 2009 or 2010, exceeds

(B) the percent specified in paragraph (4) of the fee-for-service amount described in paragraph (3),

the Medicare Part C plan may not enroll any new enrollees in the plan during the annual, coordinated election period (under section 1851(e)(3)(B) of such Act (42 U.S.C. 1395w-21(e)(3)(B))) for the year or during the year (if the enrollment becomes effective during the year).

(2) BID AMOUNT FOR PART A AND B SERVICES.—

(A) IN GENERAL.—Except as provided in subparagraph (B), the bid amount described in this paragraph is the unadjusted Medicare Part C statutory non-drug monthly bid amount (as defined in section 1854(b)(2)(E) of the Social Security Act (42 U.S.C. 1395w-24(b)(2)(E))).

(B) TREATMENT OF MSA PLANS.—In the case of an MSA plan (as defined in section 1859(b)(3) of the Social Security Act, 42 U.S.C. 1395w-28(b)(3)), the bid amount described in this paragraph is the amount described in section 1854(a)(3)(A) of such Act (42 U.S.C. 1395w-24(a)(3)(A)).

(3) FEE-FOR-SERVICE AMOUNT DESCRIBED.—

(A) IN GENERAL.—Subject to subparagraph (B), the fee-for-service amount described in this paragraph for an Medicare Part C local area is the amount described in section 1853(c)(1)(D)(i) of the Social Security Act (42 U.S.C. 1395w-23) for such area.

(B) TREATMENT OF MULTI-COUNTY PLANS.—In the case of an MA plan the service area for which covers more than one Medicare Part C local area, the fee-for-service amount described in this paragraph is the amount described in section 1853(c)(1)(D)(i) of the Social Security Act for each such area served, weighted for each such area by the proportion of the enrollment of the plan that resides in the county (as determined based on amounts posted by the Administrator of the Centers for Medicare & Medicaid Services in the April bid notice for the year involved).

(4) PERCENTAGE PHASE DOWN.—For purposes of paragraph (1), the percentage specified in this paragraph—

(A) for 2009 is 106 percent; and  
(B) for 2010 is 103 percent.

(5) EXEMPTION OF AGE-INS.—For purposes of paragraph (1), the term “new enrollee” with respect to a Medicare Part C plan offered by a Medicare Part C organization, does not include an individual who was enrolled in a plan offered by the organization in the month immediately before the month in which the individual was eligible to enroll in such a Medicare Part C plan offered by the organization.

(d) ANNUAL REBASING OF FEE-FOR-SERVICE RATES.—Section 1853(c)(1)(D)(ii) of the Social Security Act (42 U.S.C. 1395w–23(c)(1)(D)(ii)) is amended—

(1) by inserting “(before 2009)” after “for subsequent years”; and

(2) by inserting before the period at the end the following: “and for each year beginning with 2009”.

(e) REPEAL OF PPO STABILIZATION FUND.—Section 1858 of the Social Security Act (42 U.S.C. 1395) is amended—

(1) by striking subsection (e); and

(2) in subsection (f)(1), by striking “subject to subsection (e)”,

#### Subtitle B—Beneficiary Protections

#### SEC. 411. NAIC DEVELOPMENT OF MARKETING, ADVERTISING, AND RELATED PROTECTIONS.

(a) IN GENERAL.—Section 1852 of the Social Security Act (42 U.S.C. 1395w–22) is amended by adding at the end the following new subsection:

“(m) APPLICATION OF MODEL MARKETING AND ENROLLMENT STANDARDS.—

“(1) IN GENERAL.—The National Association of Insurance Commissioners (in this subsection referred to as the ‘NAIC’) is requested to develop, and to submit to the Secretary of Health and Human Services not later than 12 months after the date of the enactment of this Act, model regulations (in this section referred to as ‘model regulations’) regarding Medicare plan marketing, enrollment, broker and agent training and certification, agent and broker commissions, and market conduct by plans, agents and brokers for implementation (under paragraph (7)) under this part and part D, including for enforcement by States under section 1856(b)(3).

“(2) MARKETING GUIDELINES.—

“(A) IN GENERAL.—The model regulations shall address the sales and advertising techniques used by Medicare private plans, agents and brokers in selling plans, including defining and prohibiting cold calls, unsolicited door-to-door sales, cross-selling, and co-branding.

“(B) SPECIAL CONSIDERATIONS.—The model regulations shall specifically address the marketing—

“(i) of plans to full benefit dual-eligible individuals and qualified medicare beneficiaries;

“(ii) of plans to populations with limited English proficiency;

“(iii) of plans to beneficiaries in senior living facilities; and

“(iv) of plans at educational events.

“(3) ENROLLMENT GUIDELINES.—

“(A) IN GENERAL.—The model regulations shall address the disclosures Medicare private plans, agents, and brokers must make when enrolling beneficiaries, and a process—

“(i) for affirmative beneficiary sign off before enrollment in a plan; and

“(ii) in the case of Medicare Part C plans, for plans to conduct a beneficiary call-back to confirm beneficiary sign off and enrollment.

“(B) SPECIFIC CONSIDERATIONS.—The model regulations shall specially address beneficiary understanding of the Medicare plan through required disclosure (or beneficiary verification) of each of the following:

“(i) The type of Medicare private plan involved.

“(ii) Attributes of the plan, including premiums, cost sharing, formularies (if applicable), benefits, and provider access limitations in the plan.

“(iii) Comparative quality of the plan.

“(iv) The fact that plan attributes may change annually.

“(4) APPOINTMENT, CERTIFICATION AND TRAINING OF AGENTS AND BROKERS.—The model regulations shall establish procedures and requirements for appointment, certification (and periodic recertification), and training of agents and brokers that market or sell Medicare private plans consistent with existing State appointment and certification procedures and with this paragraph.

“(5) AGENT AND BROKER COMMISSIONS.—

“(A) IN GENERAL.—The model regulations shall establish standards for fair and appropriate commissions for agents and brokers consistent with this paragraph.

“(B) LIMITATION ON TYPES OF COMMISSION.—The model regulations shall specifically prohibit the following:

“(i) Differential commissions—

“(I) for Medicare Part C plans based on the type of Medicare private plan; or

“(II) prescription drug plans under part D based on the type of prescription drug plan.

“(ii) Commissions in the first year that are more than 200 percent of subsequent year commissions.

“(iii) The payment of extra bonuses or incentives (such as trips, gifts, and other non-commission cash payments).

“(C) AGENT DISCLOSURE.—In developing the model regulations, the NAIC shall consider requiring agents and brokers to disclose commissions to a beneficiary upon request of the beneficiary before enrollment.

“(D) PREVENTION OF FRAUD.—The model regulations shall consider the opportunity for fraud and abuse and beneficiary steering in setting standards under this paragraph and shall provide for the ability of State commissioners to investigate commission structures.

“(6) MARKET CONDUCT.—

“(A) IN GENERAL.—The model regulations shall establish standards for the market conduct of organizations offering Medicare private plans, and of agents and brokers selling such plans, and for State review of plan market conduct.

“(B) MATTERS TO BE INCLUDED.—Such standards shall include standards for—

“(i) timely payment of claims;

“(ii) beneficiary complaint reporting and disclosure; and

“(iii) State reporting of market conduct violations and sanctions.

“(7) IMPLEMENTATION.—

“(A) PUBLICATION OF NAIC MODEL REGULATIONS.—If the model regulations are submitted on a timely basis under paragraph (1)—

“(i) the Secretary shall publish them in the Federal Register upon receipt and request public comment on the issue of whether such regulations are consistent with the requirements established in this subsection for such regulations;

“(ii) not later than 6 months after the date of such publication, the Secretary shall determine whether such regulations are so consistent with such requirements and shall publish notice of such determination in the Federal Register; and

“(iii) if the Secretary makes the determination under clause (ii) that such regulations are consistent with such requirements, in the notice published under clause (ii) the Secretary shall publish notice of adoption of such model regulations as constituting the marketing and enrollment standards adopted under this subsection to be applied under this title; and

“(iv) if the Secretary makes the determination under such clause that such regulations are not consistent with such requirements, the procedures of clauses (ii) and (iii) of subparagraph (B) shall apply (in relation to the notice published under clause (ii)), in the same manner as such clauses would apply in the case of publication of a notice under subparagraph (B)(i).

“(B) NO MODEL REGULATIONS.—If the model regulations are not submitted on a timely basis under paragraph (1)—

“(i) the Secretary shall publish notice of such fact in the Federal Register;

“(ii) not later than 6 months after the date of publication of such notice, the Secretary shall propose regulations that provide for marketing and enrollment standards that incorporate the requirements of this subsection for the model regulations and request public comments on such proposed regulations; and

“(iii) not later than 6 months after the date of publication of such proposed regulations, the Secretary shall publish final regulations that shall constitute the marketing and enrollment standards adopted under this subsection to be applied under this title.

“(C) REFERENCES TO MARKETING AND ENROLLMENT STANDARDS.—In this title, a reference to marketing and enrollment standards adopted under this subsection is deemed a reference to the regulations constituting such standards adopted under subparagraph (A) or (B), as the case may be.

“(D) EFFECTIVE DATE OF STANDARDS.—In order to provide for the orderly and timely implementation of marketing and enrollment standards adopted under this subsection, the Secretary, in consultation with the NAIC, shall specify (by program instruction or otherwise) effective dates with respect to all components of such standards consistent with the following:

“(i) In the case of components that relate predominantly to operations in relation to Medicare private plans, the effective date shall be for plan years beginning on or after such date (not later than 1 year after the date of promulgation of the standards) as the Secretary specifies.

“(ii) In the case of other components, the effective date shall be such date, not later than 1 year after the date of promulgation of the standards, as the Secretary specifies.

“(E) CONSULTATION.—In promulgating marketing and enrollment standards under this paragraph, the NAIC or Secretary shall consult with a working group composed of representatives of issuers of Medicare private plans, consumer groups, medicare beneficiaries, State Health Insurance Assistance Programs, and other qualified individuals. Such representatives shall be selected in a manner so as to assure balanced representation among the interested groups.

“(8) ENFORCEMENT.—

“(A) IN GENERAL.—Any Medicare private plan that violates marketing and enrollment standards is subject to sanctions under section 1857(g).

“(B) STATE RESPONSIBILITIES.—Nothing in this subsection or section 1857(g) shall prohibit States from imposing sanctions against Medicare private plans, agents, or brokers for violations of the marketing and enrollment standards adopted under section 1852(m). States shall have the sole authority to regulate agents and brokers.

“(9) MEDICARE PRIVATE PLAN DEFINED.—In this subsection, the term ‘Medicare private plan’ means a Medicare Part C plan and a prescription drug plan under part D.”.

(b) EXPANSION OF EXCEPTION TO PREEMPTION OF STATE ROLE.—

(1) IN GENERAL.—Section 1856(b)(3) of the Social Security Act (42 U.S.C. 1395w–26(b)(3)) is amended by striking “(other than State licensing laws or State laws relating to plan

solvency)” and inserting “(other than State laws relating to licensing or plan solvency and State laws or regulations adopting the marketing and enrollment standards adopted under section 1852(m)).”

(2) **EFFECTIVE DATE.**—The amendment made by paragraph (1) shall apply to plans offered on or after July 1, 2008.

(c) **APPLICATION TO PRESCRIPTION DRUG PLANS.**—

(1) **IN GENERAL.**—Section 1860D-1 of such Act is amended by adding at the end the following new subsection:

“(d) **APPLICATION OF MARKETING AND ENROLLMENT STANDARDS.**—The marketing and enrollment standards adopted under section 1852(m) shall apply to prescription drug plans (and sponsors of such plans) in the same manner as they apply to Medicare Part C plans and organizations offering such plans.”

(2) **REFERENCE TO CURRENT LAW PROVISIONS.**—The amendment made by subsection (a) and (b) apply, pursuant to section 1860D-1(b)(1)(B)(ii) of the Social Security Act (42 U.S.C. 1395w-101(b)(1)(B)(ii)), to prescription drug plans under part D of title XVIII of such Act.

(d) **CONTRACT REQUIREMENT TO MEET MARKETING AND ADVERTISING STANDARDS.**—

(1) **IN GENERAL.**—Section 1857(d) of the Social Security Act (42 U.S.C. 1395w-27(d)), as amended by subsection (b)(1), is further amended by adding at the end the following new paragraph:

“(7) **MARKETING AND ADVERTISING STANDARDS.**—The contract shall require the organization to meet all standards adopted under section 1852(m) (including those enforced by the State involved pursuant to section 1856(b)(3)) relating to marketing and advertising conduct”.

(2) **EFFECTIVE DATE.**—The amendment made by paragraph (1) shall apply to contracts for plan years beginning on or after January 1, 2011.

(e) **APPLICATION OF SANCTIONS.**—

(1) **APPLICATION TO VIOLATION OF MARKETING AND ENROLLMENT STANDARDS.**—Section 1857(g) of such Act (42 U.S.C. 1395w-27(g)) is amended—

(A) by striking “or” at the end of subparagraph (F);

(B) by adding “or” at the end of subparagraph (G); and

(C) by inserting after subparagraph (G) the following new subparagraph:

“(H) violates marketing and enrollment standards adopted under section 1852(m);”.

(2) **ENHANCED CIVIL MONEY SANCTIONS.**—Such section is further amended—

(A) in paragraph (2)(A), by striking “\$25,000”, “\$100,000”, and “\$15,000” and inserting “\$50,000”, “\$200,000”, and “\$30,000”, respectively; and

(B) in subparagraphs (A), (B), and (D) of paragraph (3), by striking “\$25,000”, “\$10,000”, and “\$100,000”, respectively, and inserting “\$50,000”, “\$20,000”, and “\$200,000”, respectively.

(3) **EFFECTIVE DATE.**—The amendments made by paragraph (2) shall apply to violations occurring on or after the date of the enactment of this Act.

(f) **DISCLOSURE OF MARKET AND ADVERTISING CONTRACT VIOLATIONS AND IMPOSED SANCTIONS.**—Section 1857 of such Act is amended by adding at the end the following new subsection

“(j) **DISCLOSURE OF MARKET AND ADVERTISING CONTRACT VIOLATIONS AND IMPOSED SANCTIONS.**—For years beginning with 2009, the Secretary shall post on its public website for the Medicare program an annual report that—

“(1) lists each MA organization for which the Secretary made during the year a determination under subsection (c)(2) the basis of which is described in paragraph (1)(E); and

“(2) that describes any applicable sanctions under subsection (g) applied to such organization pursuant to such determination.”.

(g) **STANDARD DEFINITIONS OF BENEFITS AND FORMATS FOR USE IN MARKETING MATERIALS.**—Section 1851(h) of such Act (42 U.S.C. 1395w-21(h)) is amended by adding at the end the following new paragraph:

“(6) **STANDARD DEFINITIONS OF BENEFITS AND FORMATS FOR USE IN MARKETING MATERIALS.**—

“(A) **IN GENERAL.**—Not later than January 1, 2010, the Secretary, in consultation with the National Association of Insurance Commissioners and a working group of the type described in section 1852(m)(7)(E), shall develop standard descriptions and definitions for benefits under this title for use in marketing material distributed by Medicare Part C organizations and formats for including such descriptions in such marketing material.

“(B) **REQUIRED USE OF STANDARD DEFINITIONS.**—For plan years beginning on or after January 1, 2011, the Secretary shall disapprove the distribution of marketing material under paragraph (1)(B) if such marketing material does not use, without modification, the applicable descriptions and formats specified under subparagraph (A).”.

(h) **SUPPORT FOR STATE HEALTH INSURANCE ASSISTANCE PROGRAMS (SHIPs).**—Section 1857(e)(2) of the Social Security Act (42 U.S.C. 1395w-27(e)(2)) is amended—

(1) in subparagraph (B), by adding at the end the following: “Of the amounts so collected, no less than \$55,000,000 for fiscal year 2009, \$65,000,000 for fiscal year 2010, \$75,000,000 for fiscal year 2011, and \$85,000,000 for fiscal year 2012 shall be used to support Medicare Part C and Part D counseling and assistance provided by State Health Insurance Assistance Programs.”;

(2) in subparagraph (C)—

(A) by striking “and” after “\$100,000,000”; and

(B) by striking “an amount equal to \$200,000,000” and inserting “and ending with fiscal year 2008 an amount equal to \$200,000,000, for fiscal year 2009 an amount equal to \$255,000,000, for fiscal year 2010 an amount equal to \$265,000,000, for fiscal year 2011 an amount equal to \$275,000,000, and for fiscal year 2012 an amount equal to \$285,000,000”; and

(3) in subparagraph (D)(ii)—

(A) by striking “and” at the end of subclause (IV);

(B) in subclause (V), by striking the period at the end and inserting “before fiscal year 2009; and”; and

(C) by adding at the end the following new subclauses:

“(VI) for fiscal year 2009 and each succeeding fiscal year the applicable portion (as so defined) of the amount specified in subparagraph (C) for that fiscal year.”.

**SEC. 412. LIMITATION ON OUT-OF-POCKET COSTS FOR INDIVIDUAL HEALTH SERVICES.**

(a) **IN GENERAL.**—Section 1852(a)(1) of the Social Security Act (42 U.S.C. 1395w-22(a)(1)) is amended—

(1) in subparagraph (A), by inserting before the period at the end the following: “with cost-sharing that is no greater (and may be less) than the cost-sharing that would otherwise be imposed under such program option”;

(2) in subparagraph (B)(i), by striking “or an actuarially equivalent level of cost-sharing as determined in this part”; and

(3) by amending clause (ii) of subparagraph (B) to read as follows:

“(ii) **PERMITTING USE OF FLAT COPAYMENT OR PER DIEM RATE.**—Nothing in clause (i) shall be construed as prohibiting a Medicare part C plan from using a flat copayment or

per diem rate, in lieu of the cost-sharing that would be imposed under part A or B, so long as the amount of the cost-sharing imposed does not exceed the amount of the cost-sharing that would be imposed under the respective part if the individual were not enrolled in a plan under this part.”.

(b) **LIMITATION FOR DUAL ELIGIBLES AND QUALIFIED MEDICARE BENEFICIARIES.**—Section 1852(a) of such Act is amended by adding at the end the following new paragraph:

“(7) **LIMITATION ON COST-SHARING FOR DUAL ELIGIBLES AND QUALIFIED MEDICARE BENEFICIARIES.**—In the case of a individual who is a full-benefit dual eligible individual (as defined in section 1935(c)(6)) or a qualified medicare beneficiary (as defined in section 1905(p)(1)) who is enrolled in a Medicare Part C plan, the plan may not impose cost-sharing that exceeds the amount of cost-sharing that would be permitted with respect to the individual under this title and title XIX if the individual were not enrolled with such plan.”.

(c) **EFFECTIVE DATES.**—

(1) The amendments made by subsection (a) shall apply to plan years beginning on or after January 1, 2009.

(2) The amendments made by subsection (b) shall apply to plan years beginning on or after January 1, 2008.

**SEC. 413. MA PLAN ENROLLMENT MODIFICATIONS.**

(a) **IMPROVED PLAN ENROLLMENT, DISENROLLMENT, AND CHANGE OF ENROLLMENT.**—

(1) **CONTINUOUS OPEN ENROLLMENT FOR FULL-BENEFIT DUAL ELIGIBLE INDIVIDUALS AND QUALIFIED MEDICARE BENEFICIARIES (QMB).**—Section 1851(e)(2)(D) of the Social Security Act (42 U.S.C. 1395w-21(e)(2)(D)) is amended—

(A) in the heading, by inserting “; FULL-BENEFIT DUAL ELIGIBLE INDIVIDUALS, AND QUALIFIED MEDICARE BENEFICIARIES” after “INSTITUTIONALIZED INDIVIDUALS”; and

(B) in the matter before clause (i), by inserting “, a full-benefit dual eligible individual (as defined in section 1935(c)(6)), or a qualified medicare beneficiary (as defined in section 1905(p)(1))” after “institutionalized (as defined by the Secretary)”; and

(C) in clause (i), by inserting “or disenroll” after “enroll”.

(2) **SPECIAL ELECTION PERIODS FOR ADDITIONAL CATEGORIES OF INDIVIDUALS.**—Section 1851(e)(4) of such Act (42 U.S.C. 1395w(e)(4)) is amended—

(A) in subparagraph (C), by striking at the end “or”;

(B) in subparagraph (D), by inserting “, taking into account the health or well-being of the individual” before the period and redesignating such subparagraph as subparagraph (G); and

(C) by inserting after subparagraph (C) the following new subparagraphs:

“(D) the individual is described in section 1902(a)(10)(E)(iii) (relating to specified low-income medicare beneficiaries); or

“(E) the individual is enrolled in an MA plan and enrollment in the plan is suspended under paragraph (2)(B) or (3)(C) of section 1857(g) because of a failure of the plan to meet applicable requirements.”.

(3) **ELIMINATION OF CONTINUOUS OPEN ENROLLMENT OF ORIGINAL FEE-FOR-SERVICE ENROLLEES IN MEDICARE ADVANTAGE NON-PRESCRIPTION DRUG PLANS.**—Subparagraph (E) of section 1851(e)(2) of the Social Security Act, as added by section 206 of division B of the Tax Relief and Health Care Act of 2006 (Public Law 109-432), is repealed.

(4) **EFFECTIVE DATE.**—The amendments made by this subsection shall take effect on the date of the enactment of this Act.

(b) **ACCESS TO MEDIGAP COVERAGE FOR INDIVIDUALS WHO LEAVE MA PLANS.**—



(1) IN GENERAL.—Section 1882(s)(3) of the Social Security Act (42 U.S.C. 1395ss(s)(3)) is amended—

(A) in each of clauses (v)(III) and (vi) subparagraph (B), by striking “12 months” and inserting “24 months”; and

(B) in each of subclauses (I) and (II) of subparagraph (F)(i), by striking “12 months” and inserting “24 months”.

(2) EFFECTIVE DATE.—The amendments made by paragraph (1) shall apply to terminations of enrollments in MA plans occurring on or after the date of the enactment of this Act.

(c) IMPROVED ENROLLMENT POLICIES.—

(1) NO AUTO-ENROLLMENT OF MEDICAID BENEFICIARIES.—

(A) IN GENERAL.—Section 1851(e) of such Act (42 U.S.C. 1395w–21(e)) is amended by adding at the end the following new paragraph:

“(7) NO AUTO-ENROLLMENT OF MEDICAID BENEFICIARIES.—In no case may the Secretary provide for the enrollment in a MA plan of a Medicare Advantage eligible individual who is eligible to receive medical assistance under title XIX as a full-benefit dual eligible individual or a qualified medicare beneficiary, without the affirmative application of such individual (or authorized representative of the individual) to be enrolled in such plan.”

(B) NO APPLICATION TO PRESCRIPTION DRUG PLANS.—Section 1860D–1(b)(1)(B)(iii) of such Act (42 U.S.C. 1395w–101(b)(1)(B)(iii)) is amended—

(i) by striking “paragraph (2) and” and by inserting “paragraph (2),”; and

(ii) by inserting “, and paragraph (7),” after “paragraph (4)”.

(C) EFFECTIVE DATE.—The amendments made by this paragraph shall apply to enrollments that are effective on or after the date of the enactment of this Act.

**SEC. 414. INFORMATION FOR BENEFICIARIES ON MA PLAN ADMINISTRATIVE COSTS.**

(a) DISCLOSURE OF MEDICAL LOSS RATIOS AND OTHER EXPENSE DATA.—Section 1851 of the Social Security Act (42 U.S.C. 1395w–21) is amended by adding at the end the following new subsection:

“(j) PUBLICATION OF MEDICAL LOSS RATIOS AND OTHER COST-RELATED INFORMATION.—

“(1) IN GENERAL.—The Secretary shall publish, not later than October 1 of each year (beginning with 2009), for each Medicare Part C plan contract, the following:

“(A) The medical loss ratio of the plan in the previous year.

“(B) The per enrollee payment under this part to the plan, as adjusted to reflect a risk score (based on factors described in section 1853(a)(1)(C)(i)) of 1.0.

“(C) The average risk score (as so based).

“(2) SUBMISSION OF DATA.—

“(A) IN GENERAL.—Each Medicare Part C organization shall submit to the Secretary, in a form and manner specified by the Secretary, data necessary for the Secretary to publish the information described in paragraph (1) on a timely basis, including the information described in paragraph (3).

“(B) DATA FOR 2008 AND 2009.—The data submitted under subparagraph (A) for 2008 and for 2009 shall be consistent in content with the data reported as part of the Medicare Part C plan bid in June 2007 for 2008.

“(C) MEDICAL LOSS RATIO DATA.—The data to be submitted under subparagraph (A) relating to medical loss ratio for a year—

“(i) shall be submitted not later than June 1 of the following year; and

“(ii) beginning with 2010, shall be submitted based on the standardized elements and definitions developed under paragraph (4).

“(D) AUDITED DATA.—Data submitted under this paragraph shall be data that has been

audited by an independent third party auditor.

“(3) MLR INFORMATION.—The information described in this paragraph with respect to a Medicare Part C plan for a year is as follows:

“(A) The costs for the plan in the previous year for each of the following:

“(i) Total medical expenses, separately indicated for benefits for the original medicare fee-for-service program option and for supplemental benefits.

“(ii) Non-medical expenses, shown separately for each of the following categories of expenses:

“(I) Marketing and sales.

“(II) Direct administration.

“(III) Indirect administration.

“(IV) Net cost of private reinsurance.

“(B) Gain or loss margin.

“(C) Total revenue requirement, computed as the total of medical and nonmedical expenses and gain or loss margin, multiplied by the gain or loss margin.

“(D) Percent of revenue ratio, computed as the total revenue requirement expressed as a percentage of revenue.

“(4) DEVELOPMENT OF DATA REPORTING STANDARDS.—

“(A) IN GENERAL.—The Secretary shall develop and implement standardized data elements and definitions for reporting under this subsection, for contract years beginning with 2010, of data necessary for the calculation of the medical loss ratio for Medicare Part C plans. Not later than December 31, 2008, the Secretary shall publish a report describing the elements and definitions so developed.

“(B) CONSULTATION.—The Secretary shall consult with representatives of Medicare Part C organizations, experts on health plan accounting systems, and representatives of the National Association of Insurance Commissioners, in the development of such data elements and definitions

“(5) MEDICAL LOSS RATIO DEFINED.—For purposes of this part, the term ‘medical loss ratio’ means, with respect to an MA plan for a year, the ratio of—

“(A) the aggregate benefits (excluding non-medical expenses described in paragraph (3)(A)(ii)) paid under the plan for the year, to

“(B) the aggregate amount of premiums (including basic and supplemental beneficiary premiums) and payments made under sections 1853 and 1860D–15) collected for the plan and year.

Such ratio shall be computed without regard to whether the benefits or premiums are for required or supplemental benefits under the plan.”

(b) AUDIT OF ADMINISTRATIVE COSTS AND COMPLIANCE WITH THE FEDERAL ACQUISITION REGULATION.—

(1) IN GENERAL.—Section 1857(d)(2)(B) of such Act (42 U.S.C. 1395w–27(d)(2)(B)) is amended—

(A) by striking “or (ii)” and inserting “(ii)”; and

(B) by inserting before the period at the end the following: “, or (iii) to compliance with the requirements of subsection (e)(4) and the extent to which administrative costs comply with the applicable requirements for such costs under the Federal Acquisition Regulation”.

(2) EFFECTIVE DATE.—The amendments made by this subsection shall apply for contract years beginning after the date of the enactment of this Act.

(c) MINIMUM MEDICAL LOSS RATIO.—Section 1857(e) of the Social Security Act (42 U.S.C. 1395w–27(e)) is amended by adding at the end the following new paragraph:

“(4) REQUIREMENT FOR MINIMUM MEDICAL LOSS RATIO.—If the Secretary determines for a contract year (beginning with 2010) that an MA plan has failed to have a medical loss

ratio (as defined in section 1851(j)(4)) of at least .85—

“(A) for that contract year, the Secretary shall reduce the blended benchmark amount under subsection (1) for the second succeeding contract year by the number of percentage points by which such loss ratio was less than 85 percent;

“(B) for 3 consecutive contract years, the Secretary shall not permit the enrollment of new enrollees under the plan for coverage during the second succeeding contract year; and

“(C) the Secretary shall terminate the plan contract if the plan fails to have such a medical loss ratio for 5 consecutive contract years.”

(d) INFORMATION ON MEDICARE PART C PLAN ENROLLMENT AND SERVICES.—Section 1851 of such Act, as amended by subsection (a), is further amended by adding at the end the following new subsection:

“(k) PUBLICATION OF ENROLLMENT AND OTHER INFORMATION.—

“(1) MONTHLY PUBLICATION OF PLAN-SPECIFIC ENROLLMENT DATA.—The Secretary shall publish (on the public website of the Centers for Medicare & Medicaid Services or otherwise) not later than 30 days after the end of each month (beginning with January 2008) on the actual enrollment in each Medicare Part C plan by contract and by county.

“(2) AVAILABILITY OF OTHER INFORMATION.—The Secretary shall make publicly available data and other information in a format that may be readily used for analysis of the Medicare Part C program under this part and will contribute to the understanding of the organization and operation of such program.”

(e) MEDPAC REPORT ON VARYING MINIMUM MEDICAL LOSS RATIOS.—

(1) STUDY.—The Medicare Payment Advisory Commission shall conduct a study of the need and feasibility of providing for different minimum medical loss ratios for different types of Medicare Part C plans, including coordinated care plans, group model plans, coordinated care independent practice association plans, preferred provider organization plans, and private fee-for-services plans.

(2) REPORT.—Not later than 1 year after the date of the enactment of this Act, submit to Congress a report on the study conducted under paragraph (1).

**Subtitle C—Quality and Other Provisions**

**SEC. 421. REQUIRING ALL MA PLANS TO MEET EQUAL STANDARDS.**

(a) COLLECTION AND REPORTING OF INFORMATION.—

(1) IN GENERAL.—Section 1852(e)(1) of the Social Security Act (42 U.S.C. 1395w–112(e)(1)) is amended by striking “(other than an MA private fee-for-service plan or an MSA plan)”.

(2) REPORTING FOR PRIVATE FEE-FOR-SERVICES AND MSA PLANS.—Section 1852(e)(3) of such Act is amended by adding at the end the following new subparagraph:

“(C) DATA COLLECTION REQUIREMENTS BY PRIVATE FEE-FOR-SERVICE PLANS AND MSA PLANS.—

“(i) USING MEASURES FOR PPOS FOR CONTRACT YEAR 2009.—For contract year 2009, the Medicare Part C organization offering a private fee-for-service plan or an MSA plan shall submit to the Secretary for such plan the same information on the same performance measures for which such information is required to be submitted for Medicare Part C plans that are preferred provider organization plans for that year.

“(ii) APPLICATION OF SAME MEASURES AS COORDINATED CARE PLANS BEGINNING IN CONTRACT YEAR 2010.—For a contract year beginning with 2010, a Medicare Part C organization offering a private fee-for-service plan or an MSA plan shall submit to the Secretary



for such plan the same information on the same performance measures for which such information is required to be submitted for such contract year Medicare Part C plans described in section 1851(a)(2)(A)(i) for contract year such contract year.”

(3) **EFFECTIVE DATE.**—The amendment made by paragraph (1) shall apply to contract years beginning on or after January 1, 2009.

(b) **EMPLOYER PLANS.**—

(1) **IN GENERAL.**—The first sentence of paragraph (2) of section 1857(i) of such Act (42 U.S.C. 1395w–27(i)) is amended by inserting before the period at the end the following: “, but only if 90 percent of the Medicare part C eligible individuals enrolled under such plan reside in a county in which the Medicare Part C organization offers a Medicare Part C local plan”.

(2) **LIMITATION ON APPLICATION OF WAIVER AUTHORITY.**—Paragraphs (1) and (2) of such section are each amended by inserting “that were in effect before the date of the enactment of the Children’s Health and Medicare Protection Act of 2007” after “waive or modify requirements”.

(3) **EFFECTIVE DATES.**—The amendment made by paragraph (1) shall apply for plan years beginning on or after January 1, 2009, and the amendments made by paragraph (2) shall take effect on the date of the enactment of this Act.

**SEC. 422. DEVELOPMENT OF NEW QUALITY REPORTING MEASURES ON RACIAL DISPARITIES.**

(a) **NEW QUALITY REPORTING MEASURES.**—

(1) **IN GENERAL.**—Section 1852(e)(3) of the Social Security Act (42 U.S.C. 1395w–22(e)(3)), as amended by section 421(a)(2), is amended—

(A) in subparagraph (B)—

(i) in clause (i), by striking “The Secretary” and inserting “Subject to subparagraph (D), the Secretary”; and

(ii) in clause (ii), by inserting “and subparagraph (C)” after “clause (iii)”; and

(B) by adding at the end the following new subparagraph:

“(D) **ADDITIONAL QUALITY REPORTING MEASURES.**—

“(1) **IN GENERAL.**—The Secretary shall develop by October 1, 2009, quality measures for Medicare Part C plans that measure disparities in the amount and quality of health services provided to racial and ethnic minorities.

“(ii) **DATA TO MEASURE RACIAL AND ETHNIC DISPARITIES IN THE AMOUNT AND QUALITY OF CARE PROVIDED TO ENROLLEES.**—The Secretary shall provide for Medicare Part C organizations to submit data under this paragraph, including data similar to those submitted for other quality measures, that permits analysis of disparities among racial and ethnic minorities in health services, quality of care, and health status among Medicare Part C plan enrollees for use in submitting the reports under paragraph (5).”

(2) **EFFECTIVE DATE.**—The amendments made by this subsection shall apply to reporting of quality measures for plan years beginning on or after January 1, 2010.

(b) **BIENNIAL REPORT ON RACIAL AND ETHNIC MINORITIES.**—Section 1852(e) of such Act (42 U.S.C. 1395w–22(e)) is amended by adding at the end the following new paragraph:

“(5) **REPORT TO CONGRESS.**—

“(A) **IN GENERAL.**—Not later than 2 years after the date of the enactment of this paragraph, and biennially thereafter, the Secretary shall submit to Congress a report regarding how quality assurance programs conducted under this subsection measure and report on disparities in the amount and quality of health care services furnished to racial and ethnic minorities.

“(B) **CONTENTS OF REPORT.**—Each such report shall include the following:

“(i) A description of the means by which such programs focus on such racial and ethnic minorities.

“(ii) An evaluation of the impact of such programs on eliminating health disparities and on improving health outcomes, continuity and coordination of care, management of chronic conditions, and consumer satisfaction.

“(iii) Recommendations on ways to reduce clinical outcome disparities among racial and ethnic minorities.

“(iv) Data for each MA plan from HEDIS and other source reporting the disparities in the amount and quality of health services furnished to racial and ethnic minorities.”

**SEC. 423. STRENGTHENING AUDIT AUTHORITY.**

(a) **FOR PART C PAYMENTS RISK ADJUSTMENT.**—Section 1857(d)(1) of the Social Security Act (42 U.S.C. 1395w–27(d)(1)) is amended by inserting after “section 1858(c)” the following: “, and data submitted with respect to risk adjustment under section 1853(a)(3).”

(b) **ENFORCEMENT OF AUDITS AND DEFICIENCIES.**—

(1) **IN GENERAL.**—Section 1857(e) of such Act is amended by adding at the end the following new paragraph:

“(4) **ENFORCEMENT OF AUDITS AND DEFICIENCIES.**—

“(A) **INFORMATION IN CONTRACT.**—The Secretary shall require that each contract with a Medicare Part C organization under this section shall include terms that inform the organization of the provisions in subsection (d).

“(B) **ENFORCEMENT AUTHORITY.**—The Secretary is authorized, in connection with conducting audits and other activities under subsection (d), to take such actions, including pursuit of financial recoveries, necessary to address deficiencies identified in such audits or other activities.”

(2) **APPLICATION UNDER PART D.**—For provision applying the amendment made by paragraph (1) to prescription drug plans under part D, see section 1860D–12(b)(3)(D) of the Social Security Act.

(c) **EFFECTIVE DATE.**—The amendments made by this section shall take effect the date of the enactment of this Act and shall apply to audits and activities conducted for contract years beginning on or after January 1, 2009.

**SEC. 424. IMPROVING RISK ADJUSTMENT FOR MA PAYMENTS.**

(a) **IN GENERAL.**—Not later than 1 year after the date of the enactment of this Act, the Secretary of Health and Human Services shall submit to Congress a report that evaluates the adequacy of the Medicare Advantage risk adjustment system under section 1853(a)(1)(C) of the Social Security Act (42 U.S.C. 1395–23(a)(1)(C)).

(b) **PARTICULARS.**—The report under subsection (a) shall include an evaluation of at least the following:

(1) The need and feasibility of improving the adequacy of the risk adjustment system in predicting costs for beneficiaries with comorbid conditions and associated cognitive impairments.

(2) The need and feasibility of including further gradations of diseases and conditions (such as the degree of severity of congestive heart failure).

(3) The feasibility of measuring difference in coding over time between Medicare part C plans and the medicare traditional fee-for-service program and, to the extent this difference exists, the options for addressing it.

(4) The feasibility and value of including part D and other drug utilization data in the risk adjustment model.

**SEC. 425. ELIMINATING SPECIAL TREATMENT OF PRIVATE FEE-FOR-SERVICE PLANS.**

(a) **ELIMINATION OF EXTRA BILLING PROVISION.**—Section 1852(k)(2) of the Social Security Act (42 U.S.C. 1395w–22(k)(2)) is amended—

(1) in subparagraph (A)(i), by striking “15 percent” and inserting “100 percent”; and

(2) in subparagraph (C)(i), by striking “(including any liability for balance billing consistent with this subsection)”.

(b) **REVIEW OF BID INFORMATION.**—Section 1854(a)(6)(B) of such Act (42 U.S.C. 1395w–24(a)(6)(B)) is amended—

(1) in clause (i), by striking “clauses (iii) and (iv)” and inserting “clause (iii)”; and

(2) by striking clause (iv).

(c) **EFFECTIVE DATE.**—The amendments made by this section shall apply to contract years beginning with 2009.

**SEC. 426. RENAMING OF MEDICARE ADVANTAGE PROGRAM.**

(a) **IN GENERAL.**—The program under part C of title XVIII of the Social Security Act is henceforth to be known as the “Medicare Part C program”.

(b) **CHANGE IN REFERENCES.**—

(1) **AMENDING SOCIAL SECURITY ACT.**—The Social Security Act is amended by striking “Medicare Advantage”, “MA”, and “Medicare+Choice” and inserting “Medicare Part C” each place it appears, with the appropriate, respective typographic formatting, including typeface and capitalization.

(2) **ADDITIONAL REFERENCES.**—Notwithstanding section 201(b) of the Medicare Prescription Drug, Improvement, and Modernization Act of 2003 (Public Law 108–173), any reference to the program under part C of title XVIII of the Social Security Act shall be deemed a reference to the “Medicare Part C” program and, with respect to such part, any reference to “Medicare+Choice”, “Medicare Advantage”, or “MA” is deemed a reference to the program under such part.

**Subtitle D—Extension of Authorities**

**SEC. 431. EXTENSION AND REVISION OF AUTHORITY FOR SPECIAL NEEDS PLANS (SNPS).**

(a) **EXTENDING RESTRICTION ON ENROLLMENT AUTHORITY FOR SNPS FOR 3 YEARS.**—Subsection (f) of section 1859 of the Social Security Act (42 U.S.C. 1395w–28) is amended by striking “2009” and inserting “2012”.

(b) **STRUCTURE OF AUTHORITY FOR SNPS.**—

(1) **IN GENERAL.**—Such section is further amended—

(A) in subsection (b)(6)(A), by striking all that follows “means” and inserting the following: “an MA plan—

“(i) that serves special needs individuals (as defined in subparagraph (B));

“(ii) as of January 1, 2009, either—

“(I) at least 90 percent of the enrollees in which are described in subparagraph (B)(i), as determined under regulations in effect as of July 1, 2007; or

“(II) at least 90 percent of the enrollees in which are described in subparagraph (B)(ii) and are full-benefit dual eligible individuals (as defined in section 1935(c)(6)) or qualified medicare beneficiaries (as defined in section 1905(p)(1)); and

“(iii) as of January 1, 2009, meets the applicable requirements of paragraph (2) or (3) of subsection (f), as the case may be.”;

(B) in subsection (b)(6)(B)(iii), by inserting “only for contract years beginning before January 1, 2009,” after “(iii)”; and

(C) in subsection (f)—

(i) by amending the heading to read as follows: “REQUIREMENTS FOR ENROLLMENT IN PART C PLANS FOR SPECIAL NEEDS BENEFICIARIES”;

(ii) by designating the sentence beginning “In the case of” as paragraph (1) with the heading “REQUIREMENTS FOR ENROLLMENT” and with appropriate indentation; and

(iii) by adding at the end the following new paragraphs:

“(2) **ADDITIONAL REQUIREMENTS FOR INSTITUTIONAL SNPS.**—In the case of a specialized

MA plan for special needs individuals described in subsection (b)(6)(A)(ii)(I), the applicable requirements of this subsection are as follows:

“(A) The plan has an agreement with the State that includes provisions regarding cooperation on the coordination of care for such individuals. Such agreement shall include a description of the manner that the State Medicaid program under title XIX will pay for the costs of services for individuals eligible under such title for medical assistance for acute care and long-term care services.

“(B) The plan has a contract with long-term care facilities and other providers in the area sufficient to provide care for enrollees described in subsection (b)(6)(B)(i).

“(C) The plan reports to the Secretary information on additional quality measures specified by the Secretary under section 1852(e)(3)(D)(iv)(I) for such plans.

“(3) ADDITIONAL REQUIREMENTS FOR DUAL SNPS.—In the case of a specialized MA plan for special needs individuals described in subsection (b)(6)(A)(ii)(II), the applicable requirements of this subsection are as follows:

“(A) The plan has an agreement with the State Medicaid agency that—

“(i) includes provisions regarding cooperation on the coordination of the financing of care for such individuals;

“(ii) includes a description of the manner that the State Medicaid program under title XIX will pay for the costs of cost-sharing and supplemental services for individuals enrolled in the plan eligible under such title for medical assistance for acute and long-term care services; and

“(iii) effective January 1, 2011, provides for capitation payments to cover costs of supplemental benefits for individuals described in subsection (b)(6)(A)(ii)(II).

“(B) The out-of-pocket costs for services under parts A and B that are charged to enrollees may not exceed the out-of-pocket costs for same services permitted for such individuals under title XIX.

“(C) The plan reports to the Secretary information on additional quality measures specified by the Secretary under section 1852(e)(3)(D)(iv)(II) for such plans.”.

(2) QUALITY STANDARDS AND QUALITY REPORTING.—Section 1852(e)(3) of such Act (42 U.S.C. 1395w-22(e)(3)) is amended—

(A) in subparagraph (A)(i), by adding at the end the following: “In the case of a specialized Medicare Part C plan for special needs individuals described in paragraph (2) or (3) of section 1859(f), the organization shall provide for the reporting on quality measures developed for the plan under subparagraph (D)(iii).”; and

(B) in subparagraph (D), as added by section 422(a)(1), by adding at the end the following new clause:

“(iii) SPECIFICATION OF ADDITIONAL QUALITY MEASUREMENTS FOR SPECIALIZED PART C PLANS.—For implementation for plan years beginning not later than January 1, 2010, the Secretary shall develop new quality measures appropriate to meeting the needs of—

“(I) beneficiaries enrolled in specialized Medicare Part C plans for special needs individuals (described in section 1859(b)(6)(A)(ii)(I)) that serve predominantly individuals who are dual-eligible individuals eligible for medical assistance under title XIX by measuring the special needs for care of individuals who are both Medicare and Medicaid beneficiaries; and

“(II) beneficiaries enrolled in specialized Medicare Part C plans for special needs individuals (described in section 1859(b)(6)(A)(ii)(II)) that serve predominantly institutionalized individuals by measuring the special needs for care of individuals who are a resident in long-term care institution.”.

(3) EFFECTIVE DATE; GRANDFATHER.—The amendments made by paragraph (1) shall take effect for enrollments occurring on or after January 1, 2009, and shall not apply—

(A) to plans with a contract with a State Medicaid agency to operate an integrated Medicaid-Medicare program, that had been approved by Centers for Medicare & Medicaid Services on January 1, 2004; and

(B) to plans that are operational as of the date of the enactment of this Act as approved Medicare demonstration projects and that provide services predominantly to individuals with end-stage renal disease.

(4) TRANSITION FOR NON-QUALIFYING SNPS.—

(A) RESTRICTIONS IN 2008 FOR CHRONIC CARE SNPS.—In the case of a specialized MA plan for special needs individuals (as defined in section 1859(b)(6)(A) of the Social Security Act (42 U.S.C. 1395w-28(b)(6)(A)) that, as of December 31, 2007, is not described in either subclause (I) or subclause (II) of clause (ii) of such section, as amended by paragraph (1), then as of January 1, 2008—

(i) the plan may not be offered unless it was offered before such date;

(ii) no new members may be enrolled with the plan; and

(iii) there may be no expansion of the service area of such plan.

(B) TRANSITION OF ENROLLEES.—The Secretary of Health and Human Services shall provide for an orderly transition of those specialized MA plans for special needs individuals (as defined in section 1859(b)(6)(A) of the Social Security Act (42 U.S.C. 1395w-28(b)(6)(A)), as of the date of the enactment of this Act, and their enrollees, that no longer qualify as such plans under such section, as amended by this subsection.

**SEC. 432. EXTENSION AND REVISION OF AUTHORITY FOR MEDICARE REASONABLE COST CONTRACTS.**

(a) EXTENSION FOR 3 YEARS OF PERIOD REASONABLE COST PLANS CAN REMAIN IN THE MARKET.—Section 1876(h)(5)(C)(ii) of the Social Security Act (42 U.S.C. 1395mm(h)(5)(C)(ii)) is amended, in the matter preceding subclause (I), by striking “January 1, 2008” and inserting “January 1, 2011”.

(b) APPLICATION OF CERTAIN MEDICARE ADVANTAGE REQUIREMENTS TO COST CONTRACTS EXTENDED OR RENEWED AFTER ENACTMENT.—Section 1876(h) of such Act (42 U.S.C. 1395mm(h)), as amended by subsection (a), is amended—

(1) by redesignating paragraph (5) as paragraph (6); and

(2) by inserting after paragraph (4) the following new paragraph:

“(5)(A) Any reasonable cost reimbursement contract with an eligible organization under this subsection that is extended or renewed on or after the date of enactment of the Children’s Health and Medicare Protection Act of 2007 shall provide that the provisions of the Medicare Part C program described in subparagraph (B) shall apply to such organization and such contract in a substantially similar manner as such provisions apply to Medicare Part C organizations and Medicare Part C plans under part C.

“(B) The provisions described in this subparagraph are as follows:

“(i) Section 1851(h) (relating to the approval of marketing material and application forms).

“(ii) Section 1852(e) (relating to the requirement of having an ongoing quality improvement program and treatment of accreditation in the same manner as such provisions apply to Medicare Part C local plans that are preferred provider organization plans).

“(iii) Section 1852(f) (relating to grievance mechanisms).

“(iv) Section 1852(g) (relating to coverage determinations, reconsiderations, and appeals).

“(v) Section 1852(j)(4) (relating to limitations on physician incentive plans).

“(vi) Section 1854(c) (relating to the requirement of uniform premiums among individuals enrolled in the plan).

“(vii) Section 1854(g) (relating to restrictions on imposition of premium taxes with respect to payments to organizations).

“(viii) Section 1856(b)(3) (relating to relation to State laws).

“(ix) The provisions of part C relating to timelines for contract renewal and beneficiary notification.”.

**TITLE V—PROVISIONS RELATING TO MEDICARE PART A**

**SEC. 501. INPATIENT HOSPITAL PAYMENT UPDATES.**

(a) FOR ACUTE HOSPITALS.—Clause (i) of section 1886(b)(3)(B) of the Social Security Act (42 U.S.C. 1395ww(b)(3)(B)) is amended—

(1) in subclause (XIX), by striking “and”;

(2) by redesignating subclause (XX) as subclause (XXII); and

(3) by inserting after subclause (XIX) the following new subclauses:

“(XX) for fiscal year 2007, subject to clause (viii), the market basket percentage increase for hospitals in all areas,

“(XXI) for fiscal year 2008, subject to clause (viii), the market basket percentage increase minus 0.25 percentage point for hospitals in all areas, and”.

(b) FOR OTHER HOSPITALS.—Clause (ii) of such section is amended—

(1) in subclause (VII) by striking “and”;

(2) by redesignating subclause (VIII) as subclause (X); and

(3) by inserting after subclause (VII) the following new subclauses:

“(VIII) fiscal years 2003 through 2007, is the market basket percentage increase,

“(IX) fiscal year 2008, is the market basket percentage increase minus 0.25 percentage point, and”.

(c) DELAYED EFFECTIVE DATE.—

(1) ACUTE CARE HOSPITALS.—The amendments made by subsection (a) shall not apply to discharges occurring before January 1, 2008.

(2) OTHER HOSPITALS.—The amendments made by subsection (b) shall be applied, only with respect to cost reporting periods beginning during fiscal year 2008 and not with respect to the computation for any succeeding cost reporting period, by substituting “0.1875 percentage point” for “0.25 percentage point”.

**SEC. 502. PAYMENT FOR INPATIENT REHABILITATION FACILITY (IRF) SERVICES.**

(a) PAYMENT UPDATE.—

(1) IN GENERAL.—Section 1886(j)(3)(C) of the Social Security Act (42 U.S.C. 1395ww(j)(3)(C)) is amended by adding at the end the following: “The increase factor to be applied under this subparagraph for fiscal year 2008 shall be 1 percent.”

(2) DELAYED EFFECTIVE DATE.—The amendment made by paragraph (1) shall not apply to payment units occurring before January 1, 2008.

(b) INPATIENT REHABILITATION FACILITY CLASSIFICATION CRITERIA.—

(1) IN GENERAL.—Section 5005 of the Deficit Reduction Act of 2005 (Public Law 109-171) is amended—

(A) in subsection (a), by striking “apply the applicable percent specified in subsection (b)” and inserting “require a compliance rate that is no greater than the 60 percent compliance rate that became effective for cost reporting periods beginning on or after July 1, 2006.”; and

(B) by amending subsection (b) to read as follows:

“(b) CONTINUED USE OF COMORBIDITIES.—For portions of cost reporting periods occurring on or after the date of the enactment of the Children’s Health and Medicare Protection Act of 2007, the Secretary shall include

patients with comorbidities as described in section 412.23(b)(2)(i) of title 42, Code of Federal Regulations (as in effect as of January 1, 2007), in the inpatient population that counts towards the percent specified in subsection (a).”.

(2) EFFECTIVE DATE.—The amendment made by paragraph (1)(A) shall apply to portions of cost reporting periods beginning on or after the date of the enactment of this Act.

(c) PAYMENT FOR CERTAIN MEDICAL CONDITIONS TREATED IN INPATIENT REHABILITATION FACILITIES.—

(1) IN GENERAL.—Section 1886(j) of the Social Security Act (42 U.S.C. 1395ww(j)) is amended—

(A) by redesignating paragraph (7) as paragraph (8);

(B) by inserting after paragraph (6) the following new paragraph:

“(7) SPECIAL PAYMENT RULE FOR CERTAIN MEDICAL CONDITIONS.—

“(A) IN GENERAL.—Subject to subparagraph (H), in the case of discharges occurring on or after October 1, 2008, in lieu of the standardized payment amount (as determined pursuant to the preceding provisions of this subsection) that would otherwise be applicable under this subsection, the Secretary shall substitute, for payment units with respect to an applicable medical condition (as defined in subparagraph (G)(i)) that is treated in an inpatient rehabilitation facility, the modified standardized payment amount determined under subparagraph (B).

“(B) MODIFIED STANDARDIZED PAYMENT AMOUNT.—The modified standardized payment amount for an applicable medical condition shall be based on the amount determined under subparagraph (C) for such condition, as adjusted under subparagraphs (D), (E), and (F).

“(C) AMOUNT DETERMINED.—

“(i) IN GENERAL.—The amount determined under this subparagraph for an applicable medical condition shall be based on the sum of the following:

“(I) An amount equal to the average per stay skilled nursing facility payment rate for the applicable medical condition (as determined under clause (ii)).

“(II) An amount equal to 25 percent of the difference between the overhead costs (as defined in subparagraph (G)(ii)) component of the average inpatient rehabilitation facility per stay payment amount for the applicable medical condition (as determined under the preceding paragraphs of this subsection) and the overhead costs component of the average per stay skilled nursing facility payment rate for such condition (as determined under clause (ii)).

“(III) An amount equal to 33 percent of the difference between the patient care costs (as defined in subparagraph (G)(iii)) component of the average inpatient rehabilitation facility per stay payment amount for the applicable medical condition (as determined under the preceding paragraphs of this subsection) and the patient care costs component of the average per stay skilled nursing facility payment rate for such condition (as determined under clause (ii)).

“(ii) DETERMINATION OF AVERAGE PER STAY SKILLED NURSING FACILITY PAYMENT RATE.—For purposes of clause (i), the Secretary shall convert skilled nursing facility payment rates for applicable medical conditions, as determined under section 1888(e), to average per stay skilled nursing facility payment rates for each such condition.

“(D) ADJUSTMENTS.—The Secretary shall adjust the amount determined under subparagraph (C) for an applicable medical condition using the adjustments to the prospective payment rates for inpatient rehabilitation facilities described in paragraphs (2), (3), (4), and (6).

“(E) UPDATE FOR INFLATION.—Except in the case of a fiscal year for which the Secretary rebases the amounts determined under subparagraph (C) for applicable medical conditions pursuant to subparagraph (F), the Secretary shall annually update the amounts determined under subparagraph (C) for each applicable medical condition by the increase factor for inpatient rehabilitation facilities (as described in paragraph (3)(C)).

“(F) REBASING.—The Secretary shall periodically (but in no case less than once every 5 years) rebase the amounts determined under subparagraph (C) for applicable medical conditions using the methodology described in such subparagraph and the most recent and complete cost report and claims data available.

“(G) DEFINITIONS.—In this paragraph:

“(i) APPLICABLE MEDICAL CONDITION.—The term ‘applicable medical condition’ means—

- “(I) unilateral knee replacement;
- “(II) unilateral hip replacement; and
- “(III) unilateral hip fracture.

“(ii) OVERHEAD COSTS.—The term ‘overhead costs’ means those Medicare-allowable costs that are contained in the General Service cost centers of the Medicare cost reports for inpatient rehabilitation facilities and for skilled nursing facilities, respectively, as determined by the Secretary.

“(iii) PATIENT CARE COSTS.—The term ‘patient care costs’ means total Medicare-allowable costs minus overhead costs.

“(H) SUNSET.—The provisions of this paragraph shall cease to apply as of the date the Secretary implements an integrated, site-neutral payment methodology under this title for post-acute care.”; and

(C) in paragraph (8), as redesignated by paragraph (1)—

(i) in subparagraph (C), by striking “and” at the end;

(ii) in subparagraph (D), by striking the period at the end and inserting “, and”; and

(iii) by adding at the end the following new subparagraph:

“(E) modified standardized payment amounts under paragraph (7).”.

(2) SPECIAL RULE FOR DISCHARGES OCCURRING IN THE SECOND HALF OF FISCAL YEAR 2008.—

(A) IN GENERAL.—In the case of discharges from an inpatient rehabilitation facility occurring during the period beginning on April 1, 2008, and ending on September 30, 2008, for applicable medical conditions (as defined in paragraph (7)(G)(i) of section 1886(j) of the Social Security Act (42 U.S.C. 1395ww(j)), as inserted by paragraph (1)(B), in lieu of the standardized payment amount determined pursuant to such section, the standardized payment amount shall be \$9,507 for unilateral knee replacement, \$10,398 for unilateral hip replacement, and \$10,958 for unilateral hip fracture. Such amounts are the amounts that are estimated would be determined under paragraph (7)(C) of such section 1886(j) for such conditions if such paragraph applied for such period. Such standardized payment amounts shall be multiplied by the relative weights for each case-mix group and tier, as published in the final rule of the Secretary of Health and Human Services for inpatient rehabilitation facility services prospective payment for fiscal year 2008, to obtain the applicable payment amounts for each such condition for each case-mix group and tier.

(B) IMPLEMENTATION.—Notwithstanding any other provision of law, the Secretary of Health and Human Services may implement this subsection by program instruction or otherwise. Paragraph (8)(E) of such section 1886(j) of the Social Security Act, as added by paragraph (1)(C), shall apply for purposes of this subsection in the same manner as such paragraph applies for purposes of paragraph (7) of such section 1886(j).

(d) RECOMMENDATIONS FOR CLASSIFYING INPATIENT REHABILITATION HOSPITALS AND UNITS.—

(1) REPORT TO CONGRESS.—Not later than 12 months after the date of the enactment of this Act, the Secretary of Health and Human Services, in consultation with physicians (including geriatricians and psychiatrists), administrators of inpatient rehabilitation, acute care hospitals, skilled nursing facilities, and other settings providing rehabilitation services, Medicare beneficiaries, trade organizations representing inpatient rehabilitation hospitals and units and skilled nursing facilities, and the Medicare Payment Advisory Commission, shall submit to the Committee on Ways and Means of the House of Representatives and the Committee on Finance of the Senate a report that includes—

(A) an examination of Medicare beneficiaries’ access to medically necessary rehabilitation services;

(B) alternatives or refinements to the 75 percent rule policy for determining exclusion criteria for inpatient rehabilitation hospital and unit designation under the Medicare program, including determining clinical appropriateness of inpatient rehabilitation hospital and unit admissions and alternative criteria which would consider a patient’s functional status, diagnosis, co-morbidities, and other relevant factors; and

(C) an examination that identifies any condition for which individuals are commonly admitted to inpatient rehabilitation hospitals that is not included as a condition described in section 412.23(b)(2)(iii) of title 42, Code of Federal Regulations, to determine the appropriate setting of care, and any variation in patient outcomes and costs, across settings of care, for treatment of such conditions.

For the purposes of this subsection, the term “75 percent rule” means the requirement of section 412.23(b)(2) of title 42, Code of Federal Regulations, that 75 percent of the patients of a rehabilitation hospital or converted rehabilitation unit are in 1 or more of 13 listed treatment categories.

(2) CONSIDERATIONS.—In developing the report described in paragraph (1), the Secretary shall include the following:

(A) The potential effect of the 75 percent rule on access to rehabilitation care by Medicare beneficiaries for the treatment of a condition, whether or not such condition is described in section 412.23(b)(2)(iii) of title 42, Code of Federal Regulations.

(B) An analysis of the effectiveness of rehabilitation care for the treatment of conditions, whether or not such conditions are described in section 412.23(b)(2)(iii) of title 42, Code of Federal Regulations, available to Medicare beneficiaries in various health care settings, taking into account variation in patient outcomes and costs across different settings of care, and which may include whether the Medicare program and Medicare beneficiaries may incur higher costs of care for the entire episode of illness due to readmissions, extended lengths of stay, and other factors.

**SEC. 503. LONG-TERM CARE HOSPITALS.**

(a) LONG-TERM CARE HOSPITAL PAYMENT UPDATE.—

(1) IN GENERAL.—Section 1886 of the Social Security Act (42 U.S.C. 1395ww) is amended by adding at the end the following new subsection:

“(m) PROSPECTIVE PAYMENT FOR LONG-TERM CARE HOSPITALS.—

“(1) REFERENCE TO ESTABLISHMENT AND IMPLEMENTATION OF SYSTEM.—For provisions related to the establishment and implementation of a prospective payment system for payments under this title for inpatient hospital services furnished by a long-term care hospital described in subsection (d)(1)(B)(iv),

see section 123 of the Medicare, Medicaid, and SCHIP Balanced Budget Refinement Act of 1999 and section 307(b) of Medicare, Medicaid, and SCHIP Benefits Improvement and Protection Act of 2000.

“(2) UPDATE FOR RATE YEAR 2008.—In implementing the system described in paragraph (1) for discharges occurring during the rate year ending in 2008 for a hospital, the base rate for such discharges for the hospital shall be the same as the base rate for discharges for the hospital occurring during the previous rate year.”.

(2) DELAYED EFFECTIVE DATE.—Subsection (m)(2) of section 1886 of the Social Security Act, as added by paragraph (1), shall not apply to discharges occurring on or after July 1, 2007, and before January 1, 2008.

(b) PAYMENT FOR LONG-TERM CARE HOSPITAL SERVICES; PATIENT AND FACILITY CRITERIA.—

(1) DEFINITION OF LONG-TERM CARE HOSPITAL.—

(A) DEFINITION.—Section 1861 of the Social Security Act (42 U.S.C. 1395x) is amended by adding at the end the following new subsection:

“Long-Term Care Hospital

“(ccc) The term ‘long-term care hospital’ means an institution which—

“(1) is primarily engaged in providing inpatient services, by or under the supervision of a physician, to Medicare beneficiaries whose medically complex conditions require a long hospital stay and programs of care provided by a long-term care hospital;

“(2) has an average inpatient length of stay (as determined by the Secretary) for Medicare beneficiaries of greater than 25 days, or as otherwise defined in section 1886(d)(1)(B)(iv);

“(3) satisfies the requirements of subsection (e);

“(4) meets the following facility criteria:

“(A) the institution has a patient review process, documented in the patient medical record, that screens patients prior to admission for appropriateness of admission to a long-term care hospital, validates within 48 hours of admission that patients meet admission criteria for long-term care hospitals, regularly evaluates patients throughout their stay for continuation of care in a long-term care hospital, and assesses the available discharge options when patients no longer meet such continued stay criteria;

“(B) the institution has active physician involvement with patients during their treatment through an organized medical staff, physician-directed treatment with physician on-site availability on a daily basis to review patient progress, and consulting physicians on call and capable of being at the patient’s side within a moderate period of time, as determined by the Secretary;

“(C) the institution has interdisciplinary team treatment for patients, requiring interdisciplinary teams of health care professionals, including physicians, to prepare and carry out an individualized treatment plan for each patient; and

“(5) meets patient criteria relating to patient mix and severity appropriate to the medically complex cases that long-term care hospitals are designed to treat, as measured under section 1886(m).”.

(B) NEW PATIENT CRITERIA FOR LONG-TERM CARE HOSPITAL PROSPECTIVE PAYMENT.—Section 1886 of such Act (42 U.S.C. 1395ww), as amended by subsection (a), is further amended by adding at the end the following new subsection:

“(n) PATIENT CRITERIA FOR PROSPECTIVE PAYMENT TO LONG-TERM CARE HOSPITALS.—

“(1) IN GENERAL.—To be eligible for prospective payment under this section as a long-term care hospital, a long-term care

hospital must admit not less than a majority of patients who have a high level of severity, as defined by the Secretary, and who are assigned to one or more of the following major diagnostic categories:

“(A) Circulatory diagnoses.

“(B) Digestive, endocrine, and metabolic diagnoses.

“(C) Infection disease diagnoses.

“(D) Neurological diagnoses.

“(E) Renal diagnoses.

“(F) Respiratory diagnoses.

“(G) Skin diagnoses.

“(H) Other major diagnostic categories as selected by the Secretary.

“(2) MAJOR DIAGNOSTIC CATEGORY DEFINED.—In paragraph (1), the term ‘major diagnostic category’ means the medical categories formed by dividing all possible principle diagnosis into mutually exclusive diagnosis areas which are referred to in 67 Federal Register 49985 (August 1, 2002).”.

(C) ESTABLISHMENT OF REHABILITATION UNITS WITHIN CERTAIN LONG-TERM CARE HOSPITALS.—If the Secretary of Health and Human Services does not include rehabilitation services within a major diagnostic category under section 1886(n)(2) of the Social Security Act, as added by subparagraph (B), the Secretary shall approve for purposes of title XVIII of such Act distinct part inpatient rehabilitation hospital units in long-term care hospitals consistent with the following:

(i) A hospital that, on or before October 1, 2004, was classified by the Secretary as a long-term care hospital, as described in section 1886(d)(1)(B)(iv)(I) of such Act (42 U.S.C. 1395ww(d)(1)(V)(iv)(I)), and was accredited by the Commission on Accreditation of Rehabilitation Facilities, may establish a hospital rehabilitation unit that is a distinct part of the long-term care hospital, if the distinct part meets the requirements (including conditions of participation) that would otherwise apply to a distinct-part rehabilitation unit if the distinct part were established by a subsection (d) hospital in accordance with the matter following clause (v) of section 1886(d)(1)(B) of such Act, including any regulations adopted by the Secretary in accordance with this section, except that the one-year waiting period described in section 412.30(c) of title 42, Code of Federal Regulations, applicable to the conversion of hospital beds into a distinct-part rehabilitation unit shall not apply to such units.

(ii) Services provided in inpatient rehabilitation units established under clause (i) shall not be reimbursed as long-term care hospital services under section 1886 of such Act and shall be subject to payment policies established by the Secretary to reimburse services provided by inpatient hospital rehabilitation units.

(D) EFFECTIVE DATE.—The amendments made by subparagraphs (A) and (B), and the provisions of subparagraph (C), shall apply to discharges occurring on or after January 1, 2008.

(2) IMPLEMENTATION OF FACILITY AND PATIENT CRITERIA.—

(A) REPORT.—No later than 1 year after the date of the enactment of this Act, the Secretary of Health and Human Services (in this section referred to as the “Secretary”) shall submit to the appropriate committees of Congress a report containing recommendations regarding the promulgation of the national long-term care hospital facility and patient criteria for application under paragraphs (4) and (5) of section 1861(ccc) and section 1886(n) of the Social Security Act, as added by subparagraphs (A) and (B), respectively, of paragraph (1). In the report, the Secretary shall consider recommendations contained in a report to Congress by the Medicare Payment Advisory Commission in

June 2004 for long-term care hospital-specific facility and patient criteria to ensure that patients admitted to long-term care hospitals are medically complex and appropriate to receive long-term care hospital services.

(B) IMPLEMENTATION.—No later than 1 year after the date of submittal of the report under subparagraph (A), the Secretary shall, after rulemaking, implement the national long-term care hospital facility and patient criteria referred to in such subparagraph. Such long-term care hospital facility and patient criteria shall be used to screen patients in determining the medical necessity and appropriateness of a Medicare beneficiary’s admission to, continued stay at, and discharge from, long-term care hospitals under the Medicare program and shall take into account the medical judgment of the patient’s physician, as provided for under sections 1814(a)(3) and 1835(a)(2)(B) of the Social Security Act (42 U.S.C. 1395f(a)(3), 1395n(a)(2)(B)).

(3) EXPANDED REVIEW OF MEDICAL NECESSITY.—

(A) IN GENERAL.—The Secretary of Health and Human Services shall provide, under contracts with one or more appropriate fiscal intermediaries or medicare administrative contractors under section 1874A(a)(4)(G) of the Social Security Act (42 U.S.C. 1395kk(a)(4)(G)), for reviews of the medical necessity of admissions to long-term care hospitals (described in section 1886(d)(1)(B)(iv) of such Act) and continued stay at such hospitals, of individuals entitled to, or enrolled for, benefits under part A of title XVIII of such Act on a hospital-specific basis consistent with this paragraph. Such reviews shall be made for discharges occurring on or after October 1, 2007.

(B) REVIEW METHODOLOGY.—The medical necessity reviews under paragraph (A) shall be conducted for each such long-term care hospital on an annual basis in accordance with rules (including a sample methodology) specified by the Secretary. Such sample methodology shall—

(i) provide for a statistically valid and representative sample of admissions of such individuals sufficient to provide results at a 95 percent confidence interval; and

(ii) guarantee that at least 75 percent of overpayments received by long-term care hospitals for medically unnecessary admissions and continued stays of individuals in long-term care hospitals will be identified and recovered and that related days of care will not be counted toward the length of stay requirement contained in section 1886(d)(1)(B)(iv) of the Social Security Act (42 U.S.C. 1395ww(d)(1)(B)(iv)).

(C) CONTINUATION OF REVIEWS.—Under contracts under this paragraph, the Secretary shall establish a denial rate with respect to such reviews that, if exceeded, could require further review of the medical necessity of admissions and continued stay in the hospital involved.

(D) TERMINATION OF REQUIRED REVIEWS.—

(i) IN GENERAL.—Subject to clause (iii), the previous provisions of this subsection shall cease to apply as of the date specified in clause (ii).

(ii) DATE SPECIFIED.—The date specified in this clause is the later of January 1, 2013, or the date of implementation of national long-term care hospital facility and patient criteria under section paragraph (2)(B).

(iii) CONTINUATION.—As of the date specified in clause (ii), the Secretary shall determine whether to continue to guarantee, through continued medical review and sampling under this paragraph, recovery of at least 75 percent of overpayments received by long-term care hospitals due to medically unnecessary admissions and continued stays.

(4) LIMITED, QUALIFIED MORATORIUM OF LONG-TERM CARE HOSPITALS.—

(A) IN GENERAL.—Subject to subparagraph (B), the Secretary shall impose a temporary moratorium on the certification of new long-term care hospitals (and satellite facilities), and new long-term care hospital and satellite facility beds, for purposes of the Medicare program under title XVIII of the Social Security Act. The moratorium shall terminate at the end of the 4-year period beginning on the date of the enactment of this Act.

(B) EXCEPTIONS.—

(i) IN GENERAL.—The moratorium under subparagraph (A) shall not apply as follows:

(I) To a long-term care hospital, satellite facility, or additional beds under development as of the date of the enactment of this Act.

(II) To a new long-term care hospital in an area in which there is not a long-term care hospital, if the Secretary determines it to be in the best interest to provide access to long-term care hospital services to Medicare beneficiaries residing in such area. There shall be a presumption in favor of the moratorium, which may be rebutted by evidence the Secretary deems sufficient to show the need for long-term care hospital services in that area.

(III) To an existing long-term care hospital that requests to increase its number of long-term care hospital beds, if the Secretary determines there is a need at the long-term care hospital for additional beds to accommodate—

(aa) infectious disease issues for isolation of patients;

(bb) bedside dialysis services;

(cc) single-sex accommodation issues;

(dd) behavioral issues;

(ee) any requirements of State or local law;

or

(ff) other clinical issues the Secretary determines warrant additional beds, in the best interest of Medicare beneficiaries.

(IV) To an existing long-term care hospital that requests an increase in beds because of the closure of a long-term care hospital or significant decrease in the number of long-term care hospital beds, in a State where there is only one other long-term care hospital.

There shall be no administrative or judicial review from a decision of the Secretary under this subparagraph.

(ii) “UNDER DEVELOPMENT” DEFINED.—For purposes of clause (i)(I), a long-term care hospital or satellite facility is considered to be “under development” as of a date if any of the following have occurred on or before such date:

(I) The hospital or a related party has a binding written agreement with an outside, unrelated party for the construction, reconstruction, lease, rental, or financing of the long-term care hospital.

(II) Actual construction, renovation or demolition for the long-term care hospital has begun.

(III) A certificate of need has been approved in a State where one is required or other necessary approvals from appropriate State agencies have been received for the operation of the hospital.

(IV) The hospital documents that it is within a 6-month long-term care hospital demonstration period required by section 412.23(e)(1)–(3) of title 42, Code of Federal Regulations, to demonstrate that it has a greater than 25 day average length of stay.

(V) There is other evidence presented that the Secretary determines would indicate that the hospital or satellite is under development.

(5) NO APPLICATION OF 25 PERCENT PATIENT THRESHOLD PAYMENT ADJUSTMENT TO FREE-STANDING AND GRANDPATHERED LTCHS.—The Secretary shall not apply, during the 5-year

period beginning on the date of the enactment of this Act, section 412.536 of title 42, Code of Federal Regulations, or any similar provision, to freestanding long-term care hospitals and the Secretary shall not apply such section or section 412.534 of title 42, Code of Federal Regulations, or any similar provisions, to a long-term care hospital identified by section 4417(a) of the Balanced Budget Act of 1997 (Public Law 105-33). A long-term care hospital identified by such section 4417(a) shall be deemed to be a freestanding long-term care hospital for the purpose of this section. Section 412.536 of title 42, Code of Federal Regulations, shall be void and of no effect.

(6) PAYMENT FOR HOSPITALS-WITHIN-HOSPITALS.—

(A) IN GENERAL.—Payments to an applicable long-term care hospital or satellite facility which is located in a rural area or which is co-located with an urban single or MSA dominant hospital under paragraphs (d)(1), (e)(1), and (e)(4) of section 412.534 of title 42, Code of Federal Regulations, shall not be subject to any payment adjustment under such section if no more than 75 percent of the hospital’s Medicare discharges (other than discharges described in paragraphs (d)(2) or (e)(3) of such section) are admitted from a co-located hospital.

(B) CO-LOCATED LONG-TERM CARE HOSPITALS AND SATELLITE FACILITIES.—

(i) IN GENERAL.—Payment to an applicable long-term care hospital or satellite facility which is co-located with another hospital shall not be subject to any payment adjustment under section 412.534 of title 42, Code of Federal Regulations, if no more than 50 percent of the hospital’s Medicare discharges (other than discharges described in section 412.534(c)(3) of such title) are admitted from a co-located hospital.

(ii) APPLICABLE LONG-TERM CARE HOSPITAL OR SATELLITE FACILITY DEFINED.—In this paragraph, the term “applicable long-term care hospital or satellite facility” means a hospital or satellite facility that is subject to the transition rules under section 412.534(g) of title 42, Code of Federal Regulations.

(C) EFFECTIVE DATE.—Subparagraphs (A) and (B) shall apply to discharges occurring on or after October 1, 2007, and before October 1, 2012.

(7) NO APPLICATION OF VERY SHORT-STAY OUTLIER POLICY.—The Secretary shall not apply, during the 5-year period beginning on the date of the enactment of this Act, the amendments finalized on May 11, 2007 (72 Federal Register 26904) made to the short-stay outlier payment provision for long-term care hospitals contained in section 412.529(c)(3)(i) of title 42, Code of Federal Regulations, or any similar provision.

(8) NO APPLICATION OF ONE TIME ADJUSTMENT TO STANDARD AMOUNT.—The Secretary shall not, during the 5-year period beginning on the date of the enactment of this Act, make the one-time prospective adjustment to long-term care hospital prospective payment rates provided for in section 412.523(d)(3) of title 42, Code of Federal Regulations, or any similar provision.

(c) SEPARATE CLASSIFICATION FOR CERTAIN LONG-STAY CANCER HOSPITALS.—

(1) IN GENERAL.—Subsection (d)(1)(B) of section 1886 of the Social Security Act (42 U.S.C. 1395vw) is amended—

(A) in clause (iv)—

(i) in subclause (I), by striking “(iv)(I)” and inserting “(iv)” and by striking “or” at the end; and

(ii) in subclause (II)—

(I) by striking “, or” at the end and inserting a semicolon; and

(II) by redesignating such subclause as clause (vi) and by moving it to immediately follow clause (v); and

(B) in clause (v), by striking the semicolon at the end and inserting “, or”.

(2) CONFORMING PAYMENT REFERENCES.—Subsection (b) of such section is amended—

(A) in paragraph (2)(E)(ii), by adding at the end the following new subclause:

“(III) Hospitals described in clause (vi) of such subsection.”;

(B) in paragraph (3)(F)(iii), by adding at the end the following new subclause:

“(VI) Hospitals described in clause (vi) of such subsection.”;

(C) in paragraphs (3)(G)(ii), (3)(H)(i), and (3)(H)(ii)(I), by inserting “or (vi)” after “clause (iv)” each place it appears;

(D) in paragraph (3)(H)(iv), by adding at the end the following new subclause:

“(IV) Hospitals described in clause (vi) of such subsection.”;

(E) in paragraph (3)(J), by striking “subsection (d)(1)(B)(iv)” and inserting “clause (iv) or (vi) of subsection (d)(1)(B)”;

(F) in paragraph (7)(B), by adding at the end the following new clause:

“(iv) Hospitals described in clause (vi) of such subsection.”.

(3) ADDITIONAL CONFORMING AMENDMENTS.—The second sentence of subsection (d)(1)(B) of such section is amended—

(A) by inserting “(as in effect as of such date)” after “clause (iv)”;

(B) by inserting “(or, in the case of a hospital classified under clause (iv)(II), as so in effect, shall be classified under clause (vi) on and after the effective date of such clause)” after “so classified”.

(4) TRANSITION RULE.—In the case of a hospital that is classified under clause (iv)(II) of section 1886(d)(1)(B) of the Social Security Act immediately before the date of the enactment of this Act and which is classified under clause (vi) of such section after such date of enactment, payments under section 1886 of such Act for cost reporting periods beginning after the date of the enactment of this Act shall be based upon payment rates in effect for the cost reporting period for such hospital beginning during fiscal year 2001, increased for each succeeding cost reporting period (beginning before the date of the enactment of this Act) by the applicable percentage increase under section 1886(b)(3)(B)(ii) of such Act.

(5) CLARIFICATION OF TREATMENT OF SATELLITE FACILITIES AND REMOTE LOCATIONS.—A long-stay cancer hospital described in section 1886(d)(1)(B)(vi) of the Social Security Act, as designated under paragraph (1), shall include satellites or remote site locations for such hospital established before or after the date of the enactment of this Act if the provider-based requirements under section 413.65 of title 42, Code of Federal Regulations, applicable certification requirements under title XVIII of the Social Security Act, and such other applicable State licensure and certificate of need requirements are met with respect to such satellites or remote site locations.

#### SEC. 504. INCREASING THE DSH ADJUSTMENT CAP.

Section 1886(d)(5)(F)(xiv) of the Social Security Act (42 U.S.C. 1395ww(d)(5)(F)(xiv)) is amended—

(1) subclause (II), by striking “12 percent” and inserting “the percent specified in subclause (III)”;

(2) by adding at the end the following new subclause:

“(III) The percent specified in this subclause is, in the case of discharges occurring—

“(a) before October 1, 2007, 12 percent;

“(b) during fiscal year 2008, 16 percent;

“(c) during fiscal year 2009, 18 percent; and

“(d) on or after October 1, 2009, 12 percent.”.

**SEC. 505. PPS-EXEMPT CANCER HOSPITALS.**

(a) AUTHORIZING REBASING FOR PPS-EXEMPT CANCER HOSPITALS.—Section 1886(b)(3)(F) of the Social Security Act (42 U.S.C. 1395ww(b)(3)(F)) is amended by adding at the end the following new clause:

“(iv) In the case of a hospital (or unit described in the matter following clause (v) of subsection (d)(1)(B)) that received payment under this subsection for inpatient hospital services furnished during cost reporting periods beginning before October 1, 1999, that is within a class of hospital described in clause (iii) (other than subclass (IV), relating to long-term care hospitals, and that requests the Secretary (in a form and manner specified by the Secretary) to effect a rebasing under this clause for the hospital, the Secretary may compute the target amount for the hospital’s 12-month cost reporting period beginning during fiscal year 2008 as an amount equal to the average described in clause (i) but determined as if any reference in such clause to ‘the date of the enactment of this subparagraph’ were a reference to ‘the date of the enactment of this clause.’”

(b) MEDPAC REPORT ON PPS-EXEMPT CANCER HOSPITALS.—Not later than March 1, 2009, the Medicare Payment Advisory Commission (established under section 1805 of the Social Security Act (42 U.S.C. 1395b–6)) shall submit to the Secretary and Congress a report evaluating the following:

(1) Measures of payment adequacy and Medicare margins for PPS-exempt cancer hospitals, as established under section 1886(d)(1)(B)(v) of the Social Security Act (42 U.S.C. 1395ww(d)(1)(B)(v)).

(2) To the extent a PPS-exempt cancer hospital was previously affiliated with another hospital, the margins of the PPS-exempt hospital and the other hospital as separate entities and the margins of such hospitals that existed when the hospitals were previously affiliated.

(3) Payment adequacy for cancer discharges under the Medicare inpatient hospital prospective payment system.

**SEC. 506. SKILLED NURSING FACILITY PAYMENT UPDATE.**

(a) IN GENERAL.—Section 1888(e)(4)(E)(ii) of the Social Security Act (42 U.S.C. 1395yy(e)(4)(E)(ii)) is amended—

(1) in subclause (III), by striking “and”;

(2) by redesignating subsection (IV) as subclause (VI); and

(3) by inserting after subclause (III) the following new subclauses:

“(IV) for each of fiscal years 2004, 2005, 2006, and 2007, the rate computed for the previous fiscal year increased by the skilled nursing facility market basket percentage change for the fiscal year involved;

“(V) for fiscal year 2008, the rate computed for the previous fiscal year; and”.

(b) DELAYED EFFECTIVE DATE.—Section 1888(e)(4)(E)(ii)(V) of the Social Security Act, as inserted by subsection (a)(3), shall not apply to payment for days before January 1, 2008.

**SEC. 507. REVOCATION OF UNIQUE DEEMING AUTHORITY OF THE JOINT COMMISSION FOR THE ACCREDITATION OF HEALTHCARE ORGANIZATIONS.**

(a) REVOCATION.—Section 1865 of the Social Security Act (42 U.S.C. 1395bb) is amended—

(1) by striking subsection (a); and

(2) by redesignating subsections (b), (c), (d), and (e) as subsections (a), (b), (c), and (d), respectively.

(b) CONFORMING AMENDMENTS.—(1) Such section is further amended—

(A) in subsection (a)(1), as so redesignated, by striking “In addition, if” and inserting “If”;

(B) in subsection (b), as so redesignated—

(i) by striking “released to him by the Joint Commission on Accreditation of Hospitals,” and inserting “released to the Secretary by”;

(ii) by striking the comma after “Association”;

(C) in subsection (c), as so redesignated, by striking “pursuant to subsection (a) or (b)(1)” and inserting “pursuant to subsection (a)(1)”;

(D) in subsection (d), as so redesignated, by striking “pursuant to subsection (a) or (b)(1)” and inserting “pursuant to subsection (a)(1)”.

(2) Section 1861(e) of such Act (42 U.S.C. 1395x(e)) is amended in the fourth sentence by striking “and (ii) is accredited by the Joint Commission on Accreditation of Hospitals, or is accredited by or approved by a program of the country in which such institution is located if the Secretary finds the accreditation or comparable approval standards of such program to be essentially equivalent to those of the Joint Commission on Accreditation of Hospitals” and inserting “and (ii) is accredited by a national accreditation body recognized by the Secretary under section 1865(a), or is accredited by or approved by a program of the country in which such institution is located if the Secretary finds the accreditation or comparable approval standards of such program to be essentially equivalent to those of such a national accreditation body.”

(3) Section 1864(c) of such Act (42 U.S.C. 1395aa(c)) is amended by striking “pursuant to subsection (a) or (b)(1) of section 1865” and inserting “pursuant to section 1865(a)(1)”.

(4) Section 1875(b) of such Act (42 U.S.C. 1395ll(b)) is amended by striking “the Joint Commission on Accreditation of Hospitals,” and inserting “national accreditation bodies under section 1865(a)”.

(5) Section 1834(a)(20)(B) of such Act (42 U.S.C. 1395m(a)(20)(B)) is amended by striking “section 1865(b)” and inserting “section 1865(a)”.

(6) Section 1852(e)(4)(C) of such Act (42 U.S.C. 1395w–22(e)(4)(C)) is amended by striking “section 1865(b)(2)” and inserting “section 1865(a)(2)”.

(c) AUTHORITY TO RECOGNIZE JCAHO AS A NATIONAL ACCREDITATION BODY.—The Secretary of Health and Human Services may recognize the Joint Commission on Accreditation of Healthcare Organizations as a national accreditation body under section 1865 of the Social Security Act (42 U.S.C. 1395bb), as amended by this section, upon such terms and conditions, and upon submission of such information, as the Secretary may require.

(d) EFFECTIVE DATE; TRANSITION RULE.—(1) Subject to paragraph (2), the amendments made by this section shall apply with respect to accreditations of hospitals granted on or after the date that is 18 months after the date of the enactment of this Act.

(2) For purposes of title XVIII of the Social Security Act (42 U.S.C. 1395 et seq.), the amendments made by this section shall not effect the accreditation of a hospital by the Joint Commission on Accreditation of Healthcare Organizations, or under accreditation or comparable approval standards found to be essentially equivalent to accreditation or approval standards of the Joint Commission on Accreditation of Healthcare Organizations, for the period of time applicable under such accreditation.

**TITLE VI—OTHER PROVISIONS RELATING TO MEDICARE PART B****Subtitle A—Payment and Coverage Improvements****SEC. 601. PAYMENT FOR THERAPY SERVICES.**

(a) EXTENSION OF EXCEPTIONS PROCESS FOR MEDICARE THERAPY CAPS.—Section 1833(g)(5) of the Social Security Act (42 U.S.C. 1395l(g)(5)), as amended by section 201 of the Medicare Improvements and Extension Act of 2006 (division B of Public Law 109–432), is amended by striking “2007” and inserting “2009”.

(b) STUDY AND REPORT.—

(1) STUDY.—The Secretary of Health and Human Services, in consultation with appropriate stakeholders, shall conduct a study on refined and alternative payment systems to the Medicare payment cap under section 1833(g) of the Social Security Act (42 U.S.C. 1395l(g)) for physical therapy services and speech-language pathology services, described in paragraph (1) of such section and occupational therapy services described in paragraph (3) of such section. Such study shall consider, with respect to payment amounts under Medicare, the following:

(A) The creation of multiple payment caps for such services to better reflect costs associated with specific health conditions.

(B) The development of a prospective payment system, including an episode-based system of payments, for such services.

(C) The data needed for the development of a system of multiple payment caps (or an alternative payment methodology) for such services and the availability of such data.

(2) REPORT.—Not later than January 1, 2009, the Secretary shall submit to Congress a report on the study conducted under paragraph (1).

**SEC. 602. MEDICARE SEPARATE DEFINITION OF OUTPATIENT SPEECH-LANGUAGE PATHOLOGY SERVICES.**

(a) IN GENERAL.—Section 1861(l) of the Social Security Act (42 U.S.C. 1395x(l)) is amended—

(1) by redesignating paragraphs (2) and (3) as paragraphs (3) and (4), respectively; and

(2) by inserting after paragraph (1) the following new paragraph:

“(2) The term ‘outpatient speech-language pathology services’ has the meaning given the term ‘outpatient physical therapy services’ in subsection (p), except that in applying such subsection—

“(A) ‘speech-language pathology’ shall be substituted for ‘physical therapy’ each place it appears; and

“(B) ‘speech-language pathologist’ shall be substituted for ‘physical therapist’ each place it appears.”

(b) CONFORMING AMENDMENTS.—

(1) Section 1832(a)(2)(C) of the Social Security Act (42 U.S.C. 1395k(a)(2)(C)) is amended—

(A) by striking “and outpatient” and inserting “, outpatient”;

(B) by inserting before the period at the end the following: “, and outpatient speech-language pathology services (other than services to which the second sentence of section 1861(p) applies through the application of section 1861(l)(2))”.

(2) Subparagraphs (A) and (B) of section 1833(a)(8) of such Act (42 U.S.C. 1395l(a)(8)) are each amended by striking “(which includes outpatient speech-language pathology services)” and inserting “, outpatient speech-language pathology services.”

(3) Section 1833(g)(1) of such Act (42 U.S.C. 1395l(g)(1)) is amended—

(A) by inserting “and speech-language pathology services of the type described in such section through the application of section 1861(l)(2)” after “1861(p)”;

(B) by inserting “and speech-language pathology services” after “and physical therapy services”.

(4) The second sentence of section 1835(a) of such Act (42 U.S.C. 1395n(a)) is amended—

(A) by striking “section 1861(g)” and inserting “subsection (g) or (l)(2) of section 1861” each place it appears; and

(B) by inserting “or outpatient speech-language pathology services, respectively” after “occupational therapy services”.

(5) Section 1861(p) of such Act (42 U.S.C. 1395x(p)) is amended by striking the fourth sentence.

(6) Section 1861(s)(2)(D) of such Act (42 U.S.C. 1395x(s)(2)(D)) is amended by inserting



“outpatient speech-language pathology services” after “physical therapy services”.

(7) Section 1862(a)(20) of such Act (42 U.S.C. 1395y(a)(20)) is amended—

(A) by striking “outpatient occupational therapy services or outpatient physical therapy services” and inserting “outpatient physical therapy services, outpatient speech-language pathology services, or outpatient occupational therapy services”; and

(B) by striking “section 1861(g)” and inserting “subsection (g) or (l)(2) of section 1861”.

(8) Section 1866(e)(1) of such Act (42 U.S.C. 1395cc(e)(1)) is amended—

(A) by striking “section 1861(g)” and inserting “subsection (g) or (l)(2) of section 1861” the first two places it appears;

(B) by striking “defined) or” and inserting “defined);” and

(C) by inserting before the semicolon at the end the following: “, or (through the operation of section 1861(l)(2)) with respect to the furnishing of outpatient speech-language pathology”.

(c) EFFECTIVE DATE.—The amendments made by this section shall apply to services furnished on or after January 1, 2008.

(d) CONSTRUCTION.—Nothing in this section shall be construed to affect existing regulations and policies of the Centers for Medicare & Medicaid Services that require physician oversight of care as a condition of payment for speech-language pathology services under part B of the medicare program.

**SEC. 603. INCREASED REIMBURSEMENT RATE FOR CERTIFIED NURSE-MIDWIVES.**

(a) IN GENERAL.—Section 1833(a)(1)(K) of the Social Security Act (42 U.S.C. 1395l(a)(1)(K)) is amended by striking “(but in no event)” and all that follows through “performed by a physician”.

(b) EFFECTIVE DATE.—The amendment made by subsection (a) shall apply to services furnished on or after April 1, 2008.

**SEC. 604. ADJUSTMENT IN OUTPATIENT HOSPITAL FEE SCHEDULE INCREASE FACTOR.**

The first sentence of section 1833(t)(3)(C)(iv) of the Social Security Act (42 U.S.C. 1395l(t)(3)(C)(iv)) is amended by inserting before the period at the end the following: “and reduced by 0.25 percentage point for such factor for such services furnished in 2008”.

**SEC. 605. EXCEPTION TO 60-DAY LIMIT ON MEDICARE SUBSTITUTE BILLING ARRANGEMENTS IN CASE OF PHYSICIANS ORDERED TO ACTIVE DUTY IN THE ARMED FORCES.**

(a) IN GENERAL.—Section 1842(b)(6)(D)(iii) of the Social Security Act (42 U.S.C. 1395u(b)(6)(D)(iii)) is amended by inserting after “of more than 60 days” the following: “or are provided over a longer continuous period during all of which the first physician has been called or ordered to active duty as a member of a reserve component of the Armed Forces”.

(b) EFFECTIVE DATE.—The amendment made by subsection (a) shall apply to services furnished on or after the date of the enactment of this section.

**SEC. 606. EXCLUDING CLINICAL SOCIAL WORKER SERVICES FROM COVERAGE UNDER THE MEDICARE SKILLED NURSING FACILITY PROSPECTIVE PAYMENT SYSTEM AND CONSOLIDATED PAYMENT.**

(a) IN GENERAL.—Section 1888(e)(2)(A)(ii) of the Social Security Act (42 U.S.C. 1395yy(e)(2)(A)(ii)) is amended by inserting “clinical social worker services,” after “qualified psychologist services.”.

(b) CONFORMING AMENDMENT.—Section 1861(hh)(2) of the Social Security Act (42 U.S.C. 1395x(hh)(2)) is amended by striking “and other than services furnished to an inpatient of a skilled nursing facility which

the facility is required to provide as a requirement for participation”.

(c) EFFECTIVE DATE.—The amendments made by this section shall apply to items and services furnished on or after January 1, 2008.

**SEC. 607. COVERAGE OF MARRIAGE AND FAMILY THERAPIST SERVICES AND MENTAL HEALTH COUNSELOR SERVICES.**

(a) COVERAGE OF MARRIAGE AND FAMILY THERAPIST SERVICES.—

(1) COVERAGE OF SERVICES.—Section 1861(s)(2) of the Social Security Act (42 U.S.C. 1395x(s)(2)) is amended—

(A) in subparagraph (Z), by striking “and” at the end;

(B) in subparagraph (AA), by adding “and” at the end; and

(C) by adding at the end the following new subparagraph:

“(BB) marriage and family therapist services (as defined in subsection (ccc));”.

(2) DEFINITION.—Section 1861 of the Social Security Act (42 U.S.C. 1395x) is amended by adding at the end the following new subsection:

“(ccc) MARRIAGE AND FAMILY THERAPIST SERVICES.—(1) The term ‘marriage and family therapist services’ means services performed by a marriage and family therapist (as defined in paragraph (2)) for the diagnosis and treatment of mental illnesses, which the marriage and family therapist is legally authorized to perform under State law (or the State regulatory mechanism provided by State law) of the State in which such services are performed, provided such services are covered under this title, as would otherwise be covered if furnished by a physician or as incident to a physician’s professional service, but only if no facility or other provider charges or is paid any amounts with respect to the furnishing of such services.  
“(2) The term ‘marriage and family therapist’ means an individual who—

“(A) possesses a master’s or doctoral degree which qualifies for licensure or certification as a marriage and family therapist pursuant to State law;

“(B) after obtaining such degree has performed at least 2 years of clinical supervised experience in marriage and family therapy; and

“(C) is licensed or certified as a marriage and family therapist in the State in which marriage and family therapist services are performed.”.

(3) PROVISION FOR PAYMENT UNDER PART B.—Section 1832(a)(2)(B) of the Social Security Act (42 U.S.C. 1395k(a)(2)(B)) is amended by adding at the end the following new clause:

“(v) marriage and family therapist services;”.

(4) AMOUNT OF PAYMENT.—

(A) IN GENERAL.—Section 1833(a)(1) of the Social Security Act (42 U.S.C. 1395l(a)(1)) is amended—

(i) by striking “and” before “(V)”; and

(ii) by inserting before the semicolon at the end the following: “, and (W) with respect to marriage and family therapist services under section 1861(s)(2)(BB), the amounts paid shall be 80 percent of the lesser of (i) the actual charge for the services or (ii) 75 percent of the amount determined for payment of a psychologist under subparagraph (L)”.

(B) DEVELOPMENT OF CRITERIA WITH RESPECT TO CONSULTATION WITH A PHYSICIAN.—The Secretary of Health and Human Services shall, taking into consideration concerns for patient confidentiality, develop criteria with respect to payment for marriage and family therapist services for which payment may be made directly to the marriage and family therapist under part B of title XVIII of the Social Security Act (42 U.S.C. 1395j et seq.) under which such a therapist must agree to

consult with a patient’s attending or primary care physician in accordance with such criteria.

(5) EXCLUSION OF MARRIAGE AND FAMILY THERAPIST SERVICES FROM SKILLED NURSING FACILITY PROSPECTIVE PAYMENT SYSTEM.—Section 1888(e)(2)(A)(ii) of the Social Security Act (42 U.S.C. 1395yy(e)(2)(A)(ii)), is amended by inserting “marriage and family therapist services (as defined in subsection (ccc)(1)),” after “qualified psychologist services;”.

(6) COVERAGE OF MARRIAGE AND FAMILY THERAPIST SERVICES PROVIDED IN RURAL HEALTH CLINICS AND FEDERALLY QUALIFIED HEALTH CENTERS.—Section 1861(aa)(1)(B) of the Social Security Act (42 U.S.C. 1395x(aa)(1)(B)) is amended by striking “or by a clinical social worker (as defined in subsection (hh)(1)),” and inserting “, by a clinical social worker (as defined in subsection (hh)(1)), or by a marriage and family therapist (as defined in subsection (ccc)(2)),”.

(7) INCLUSION OF MARRIAGE AND FAMILY THERAPISTS AS PRACTITIONERS FOR ASSIGNMENT OF CLAIMS.—Section 1842(b)(18)(C) of the Social Security Act (42 U.S.C. 1395u(b)(18)(C)) is amended by adding at the end the following new clause:

“(vii) A marriage and family therapist (as defined in section 1861(ccc)(2)).”.

(b) COVERAGE OF MENTAL HEALTH COUNSELOR SERVICES.—

(1) COVERAGE OF SERVICES.—Section 1861(s)(2) of the Social Security Act (42 U.S.C. 1395x(s)(2)), as amended in subsection (a)(1), is further amended—

(A) in subparagraph (AA), by striking “and” at the end;

(B) in subparagraph (BB), by inserting “and” at the end; and

(C) by adding at the end the following new subparagraph:

“(CC) mental health counselor services (as defined in subsection (ddd)(2));”.

(2) DEFINITION.—Section 1861 of the Social Security Act (42 U.S.C. 1395x), as amended by subsection (a)(2), is further amended by adding at the end the following new subsection:

“(ddd) MENTAL HEALTH COUNSELOR; MENTAL HEALTH COUNSELOR SERVICES.—(1) The term ‘mental health counselor’ means an individual who—

“(A) possesses a master’s or doctor’s degree which qualifies the individual for licensure or certification for the practice of mental health counseling in the State in which the services are performed;

“(B) after obtaining such a degree has performed at least 2 years of supervised mental health counselor practice; and

“(C) is licensed or certified as a mental health counselor or professional counselor by the State in which the services are performed.

“(2) The term ‘mental health counselor services’ means services performed by a mental health counselor (as defined in paragraph (1)) for the diagnosis and treatment of mental illnesses which the mental health counselor is legally authorized to perform under State law (or the State regulatory mechanism provided by the State law) of the State in which such services are performed, provided such services are covered under this title, as would otherwise be covered if furnished by a physician or as incident to a physician’s professional service, but only if no facility or other provider charges or is paid any amounts with respect to the furnishing of such services.”.

(3) PROVISION FOR PAYMENT UNDER PART B.—Section 1832(a)(2)(B) of the Social Security Act (42 U.S.C. 1395k(a)(2)(B)), as amended by subsection (a)(3), is further amended by adding at the end the following new clause:

“(vi) mental health counselor services;”.

(4) AMOUNT OF PAYMENT.—



(A) IN GENERAL.—Section 1833(a)(1) of the Social Security Act (42 U.S.C. 1395(a)(1)), as amended by subsection (a)(4), is further amended—

(i) by striking “and” before “(W)” and  
(ii) by inserting before the semicolon at the end the following: “, and (X) with respect to mental health counselor services under section 1861(s)(2)(CC), the amounts paid shall be 80 percent of the lesser of (i) the actual charge for the services or (ii) 75 percent of the amount determined for payment of a psychologist under subparagraph (L)”.

(B) DEVELOPMENT OF CRITERIA WITH RESPECT TO CONSULTATION WITH A PHYSICIAN.—The Secretary of Health and Human Services shall, taking into consideration concerns for patient confidentiality, develop criteria with respect to payment for mental health counselor services for which payment may be made directly to the mental health counselor under part B of title XVIII of the Social Security Act (42 U.S.C. 1395j et seq.) under which such a counselor must agree to consult with a patient’s attending or primary care physician in accordance with such criteria.

(5) EXCLUSION OF MENTAL HEALTH COUNSELOR SERVICES FROM SKILLED NURSING FACILITY PROSPECTIVE PAYMENT SYSTEM.—Section 1838(e)(2)(A)(ii) of the Social Security Act (42 U.S.C. 1395yy(e)(2)(A)(ii)), as amended by subsection (a)(5), is amended by inserting “mental health counselor services (as defined in section 1861(ddd)(2))” after “marriage and family therapist services (as defined in subsection (ccc)(1))”.

(6) COVERAGE OF MENTAL HEALTH COUNSELOR SERVICES PROVIDED IN RURAL HEALTH CLINICS AND FEDERALLY QUALIFIED HEALTH CENTERS.—Section 1861(aa)(1)(B) of the Social Security Act (42 U.S.C. 1395x(aa)(1)(B)), as amended by subsection (a)(6), is amended by striking “or by a marriage and family therapist (as defined in subsection (ccc)(2))” and inserting “by a marriage and family therapist (as defined in subsection (ccc)(2)), or a mental health counselor (as defined in subsection (ddd)(1))”.

(7) INCLUSION OF MENTAL HEALTH COUNSELORS AS PRACTITIONERS FOR ASSIGNMENT OF CLAIMS.—Section 1842(b)(18)(C) of the Social Security Act (42 U.S.C. 1395u(b)(18)(C)), as amended by subsection (a)(7), is amended by adding at the end the following new clause: “(vii) A mental health counselor (as defined in section 1861(fff)(1))”.

(c) EFFECTIVE DATE.—The amendments made by this section shall apply to items and services furnished on or after January 1, 2008.

**SEC. 608. RENTAL AND PURCHASE OF POWER-DRIVEN WHEELCHAIRS.**

(a) IN GENERAL.—Section 1834(a)(7) of the Social Security Act (42 U.S.C. 1395m(a)(7)) is amended—

(1) in subparagraph (A)—  
(A) clause (i)(I), by striking “Except as provided in clause (iii), payment” and inserting “Payment”;

(B) by striking clause (iii); and  
(C) in clause (iv)—  
(i) by redesignating such clause as clause (iii); and

(ii) by striking “or in the case of a power-driven wheelchair for which a purchase agreement has been entered into under clause (iii)” and

(2) in subparagraph (C)(ii)(II), by striking “or (A)(iii)”.

(b) EFFECTIVE DATE.—

(1) IN GENERAL.—Subject to paragraph (1), the amendments made by subsection (a) shall take effect on January 1, 2008, and shall apply to power-driven wheelchairs furnished on or after such date.

(2) APPLICATION TO COMPETITIVE ACQUISITION.—The amendments made by subsection

(a) shall not apply to contracts entered into under section 1847 of the Social Security Act (42 U.S.C. 1395w-3) pursuant to a bid submitted under such section before July 21, 2007.

**SEC. 609. RENTAL AND PURCHASE OF OXYGEN EQUIPMENT.**

(a) IN GENERAL.—Section 1834(a)(5)(F) of the Social Security Act (42 U.S.C. 1395m(a)(5)(F)) is amended—

(1) in clause (i)—  
(A) by striking “Payment” and inserting “Subject to clause (iii), payment”; and  
(B) by striking “36 months” and inserting “13 months”;

(2) in clause (ii)(I), by striking “36th continuous month” and inserting “13th continuous month”; and

(3) by adding at the end the following new clause:

“(iii) SPECIAL RULE FOR OXYGEN GENERATING PORTABLE EQUIPMENT.—In the case of oxygen generating portable equipment referred to in the final rule published in the Federal Register on November 9, 2006 (71 Fed. Reg. 65897-65899), in applying clauses (i) and (ii)(I) each reference to ‘13 months’ is deemed a reference to ‘36 months’.”.

(b) EFFECTIVE DATE.—

(1) IN GENERAL.—Subject to paragraph (3), the amendments made by subsection (a) shall apply to oxygen equipment furnished on or after January 1, 2008.

(2) TRANSITION.—In the case of an individual receiving oxygen equipment on December 31, 2007, for which payment is made under section 1834(a) of the Social Security Act (42 U.S.C. 1395m(a)), the 13-month period described in paragraph (5)(F)(i) of such section, as amended by subsection (a), shall begin on January 1, 2008, but in no case shall the rental period for such equipment exceed 36 months.

(3) APPLICATION TO COMPETITIVE ACQUISITION.—The amendments made by subsection (a) shall not apply to contracts entered into under section 1847 of the Social Security Act (42 U.S.C. 1395w-3) pursuant to a bid submitted under such section before July 21, 2007.

(c) STUDY AND REPORT.—

(1) STUDY.—The Secretary of Health and Human Services shall conduct a study to examine the service component and the equipment component of the provision of oxygen to Medicare beneficiaries. The study shall assess—

(A) the type of services provided and variation across suppliers in providing such services;

(B) whether the services are medically necessary or affect patient outcomes;

(C) whether the Medicare program pays appropriately for equipment in connection with the provision of oxygen;

(D) whether such program pays appropriately for necessary services;

(E) whether such payment in connection with the provision of oxygen should be divided between equipment and services, and if so, how; and

(F) how such payment rate compares to a competitively bid rate.

(2) REPORT.—Not later than 18 months after the date of the enactment of this Act, the Secretary of Health and Human Services shall submit to Congress a report on the study conducted under paragraph (1).

**SEC. 610. ADJUSTMENT FOR MEDICARE MENTAL HEALTH SERVICES.**

(a) IN GENERAL.—For purposes of payment for services furnished under the physician fee schedule under section 1848 of the Social Security Act (42 U.S.C. 1395w-4) during the applicable period, the Secretary of Health and Human Services shall increase the amount otherwise payable for applicable services by 5 percent.

(b) DEFINITIONS.—For purposes of subsection (a):

(1) APPLICABLE PERIOD.—The term “applicable period” means the period beginning on January 1, 2008, and ending on December 31 of the year before the effective date of the first review after January 1, 2008, of work relative value units conducted under section 1848(c)(2)(B)(i) of the Social Security Act.

(2) APPLICABLE SERVICES.—The term “applicable services” means procedure codes for services—

(A) in the categories of psychiatric therapeutic procedures furnished in office or other outpatient facility settings, or inpatient hospital, partial hospital or residential care facility settings; and

(B) which cover insight oriented, behavior modifying, or supportive psychotherapy and interactive psychotherapy services in the Healthcare Common Procedure Coding System established by the Secretary of Health and Human Services under section 1848(c)(5) of such Act.

(c) IMPLEMENTATION.—Notwithstanding any other provision of law, the Secretary of Health and Human Services may implement this section by program instruction or otherwise.

**SEC. 611. EXTENSION OF BRACHYTHERAPY SPECIAL RULE.**

Section 1833(t)(16)(C) of the Social Security Act (42 U.S.C. 1395l(t)(16)(C)) is amended by striking “2008” and inserting “2009”.

**SEC. 612. PAYMENT FOR PART B DRUGS.**

(a) APPLICATION OF CONSISTENT VOLUME WEIGHTING IN COMPUTATION OF ASP.—In order to assure that payments for drugs and biologicals under section 1847A of the Social Security Act (42 U.S.C. 1395w-3a) are correct and consistent with law, the Secretary of Health and Human Services shall, for payment for drugs and biologicals furnished on or after July 1, 2008, compute the volume-weighted average sales price using equation #2 (specified in appendix A of the report of the Inspector General of the Department of Health and Human Services on “Calculation of Volume-Weighted Average Sales Price for Medicare Part B Prescription Drugs” (February 2006; OEI-03-05-00310)) used by the Office of Inspector General to calculate a volume-weighted ASP.

(b) IMPROVEMENTS IN THE COMPETITIVE ACQUISITION PROGRAM (CAP).—

(1) CONTINUOUS OPEN ENROLLMENT; AUTOMATIC RENEWAL WITHOUT NEED FOR REAPPLICATION.—Subsection (a)(1)(A) of section 1847B of the Social Security Act (42 U.S.C. 1395w-3b) is amended—

(A) in clause (ii), by striking “annually” and inserting “on an ongoing basis”;

(B) in clause (iii), by striking “an annual selection” and inserting “a selection (which may be changed on an annual basis)”;

(C) by adding at the end the following: “An election and selection described in clauses (ii) and (iii) shall continue to be effective without the need for any periodic reelection or reapplication or selection.”.

(2) PERMITTING VENDOR TO DELIVER DRUGS TO SITE OF ADMINISTRATION.—Subsection (b)(4)(E) of such section is amended—

(A) by striking “or” at the end of clause (I);

(B) by striking the period at the end of clause (ii) and inserting “; or”;

(C) by adding at the end the following new clause:

“(iii) prevent a contractor from delivering drugs and biologicals to the site in which the drugs or biologicals will be administered.”.

(3) PHYSICIAN OUTREACH AND EDUCATION.—Subsection (a)(1) of such section is amended by adding at the end the following new subparagraph:

“(E) PHYSICIAN OUTREACH AND EDUCATION.—The Secretary shall conduct a program of

outreach to education physicians concerning the program and the ongoing opportunity of physicians to elect to obtain drugs and biologicals under the program.”

(4) **REBIDDING OF CONTRACTS.**—The Secretary of Health and Human Services shall provide for the rebidding of contracts under section 1847B(c) of the Social Security Act (42 U.S.C. 1395w–3b(c)) only for periods on or after the expiration of the contract in effect under such section as of the date of the enactment of this Act.

(c) **TREATMENT OF CERTAIN DRUGS.**—Section 1847A(b) of the Social Security Act (42 U.S.C. 1395w–3a(b)) is amended—

(1) in paragraph (1), by inserting “paragraph (6) and” after “Subject to”; and

(2) by adding at the end the following new paragraph:

“(6) **SPECIAL RULE.**—In applying subsection (c)(6)(C)(ii), beginning with January 1, 2008, the average sales price for drugs or biologicals described in section 1842(o)(1)(G) is the lower of the average sales price calculated including drugs or biologicals to which such subsection applies and the average sales price that would have been calculated if such subsection were not applied.”

(d) **EFFECTIVE DATE.**—Except as otherwise provided, the amendments made by this section shall apply to drugs furnished on or after January 1, 2008.

#### Subtitle B—Extension of Medicare Rural Access Protections

##### SEC. 621. 2-YEAR EXTENSION OF FLOOR ON MEDICARE WORK GEOGRAPHIC ADJUSTMENT.

Section 1848(e)(1)(E) of such Act (42 U.S.C. 1395w–4(e)(1)(E)) is amended by striking “2008” and inserting “2010”.

##### SEC. 622. 2-YEAR EXTENSION OF SPECIAL TREATMENT OF CERTAIN PHYSICIAN PATHOLOGY SERVICES UNDER MEDICARE.

Section 542(c) of the Medicare, Medicaid, and SCHIP Benefits Improvement and Protection Act of 2000, as amended by section 732 of the Medicare Prescription Drug, Improvement, and Modernization Act of 2003, and section 104 of the Medicare Improvements and Extension Act of 2006 (division B of Public Law 109–432), is amended by striking “and 2007” and inserting “2007, 2008, and 2009”.

##### SEC. 623. 2-YEAR EXTENSION OF MEDICARE REASONABLE COSTS PAYMENTS FOR CERTAIN CLINICAL DIAGNOSTIC LABORATORY TESTS FURNISHED TO HOSPITAL PATIENTS IN CERTAIN RURAL AREAS.

Section 416(b) of the Medicare Prescription Drug, Improvement, and Modernization Act of 2003 (Public Law 108–173; 117 Stat. 2282; 42 U.S.C. 1395l–4(b)), as amended by section 105 of the Medicare Improvement and Extension Act of 2006 (division B of Public Law 109–432), is amended by striking “3-year” and inserting “5-year”.

##### SEC. 624. 2-YEAR EXTENSION OF MEDICARE INCENTIVE PAYMENT PROGRAM FOR PHYSICIAN SCARCITY AREAS.

(a) **IN GENERAL.**—Section 1833(u)(1) of the Social Security Act (42 U.S.C. 1395l(u)(1)) is amended by striking “2008” and inserting “2010”.

(b) **TRANSITION.**—With respect to physicians’ services furnished during 2008 and 2009, for purposes of subsection (a), the Secretary of Health and Human Services shall use the primary care scarcity areas and the specialty care scarcity areas (as identified in section 1833(u)(4)) that the Secretary was using under such subsection with respect to physicians’ services furnished on December 31, 2007.

##### SEC. 625. 2-YEAR EXTENSION OF MEDICARE INCREASE PAYMENTS FOR GROUND AMBULANCE SERVICES IN RURAL AREAS.

Section 1834(l)(13) of the Social Security Act (42 U.S.C. 1395m(l)(13)) is amended—

(1) in subparagraph (A)—

(A) in the matter before clause (i), by striking “furnished on or after July 1, 2004, and before January 1, 2007,”;

(B) in clause (i), by inserting “for services furnished on or after July 1, 2004, and before January 1, 2007, and on or after January 1, 2008, and before January 1, 2010,” after “in such paragraph,”; and

(C) in clause (ii), by inserting “for services furnished on or after July 1, 2004, and before January 1, 2007,” after “in clause (i),”;

(2) in subparagraph (B)—

(A) in the heading, by striking “AFTER 2006” and inserting “FOR SUBSEQUENT PERIODS”;

(B) by inserting “clauses (i) and (ii) of” before “subparagraph (A)”;

(C) by striking “in such subparagraph” and inserting “in the respective clause”.

##### SEC. 626. EXTENDING HOLD HARMLESS FOR SMALL RURAL HOSPITALS UNDER THE HOPD PROSPECTIVE PAYMENT SYSTEM.

Section 1833(t)(7)(D)(i)(II) of the Social Security Act (42 U.S.C. 1395l(t)(7)(D)(i)(II)) is amended—

(1) by striking “January 1, 2009” and inserting “January 1, 2010”;

(2) by striking “2007, or 2008,”; and

(3) by striking “90 percent, and 85 percent, respectively,” and inserting “, and with respect to such services furnished after 2006 the applicable percentage shall be 90 percent.”

#### Subtitle C—End Stage Renal Disease Program

##### SEC. 631. CHRONIC KIDNEY DISEASE DEMONSTRATION PROJECTS.

(a) **IN GENERAL.**—The Secretary of Health and Human Services (in this section referred to as the “Secretary”), acting through the Director of the National Institutes of Health, shall establish demonstration projects to—

(1) increase public and medical community awareness (particularly of those who treat patients with diabetes and hypertension) about the factors that lead to chronic kidney disease, how to prevent it, how to diagnose it, and how to treat it;

(2) increase screening and use of prevention techniques for chronic kidney disease for Medicare beneficiaries and the general public (particularly among patients with diabetes and hypertension, where prevention techniques are well established and early detection makes prevention possible); and

(3) enhance surveillance systems and expand research to better assess the prevalence and incidence of chronic kidney disease, (building on work done by Centers for Disease Control and Prevention).

(b) **SCOPE AND DURATION.**—

(1) **SCOPE.**—The Secretary shall select at least 3 States in which to conduct demonstration projects under this section. In selecting the States under this paragraph, the Secretary shall take into account the size of the population of individuals with end-stage renal disease who are enrolled in part B of title XVIII of the Social Security Act and ensure the participation of individuals who reside in rural and urban areas.

(2) **DURATION.**—The demonstration projects under this section shall be conducted for a period that is not longer than 5 years and shall begin on January 1, 2009.

(c) **EVALUATION AND REPORT.**—

(1) **EVALUATION.**—The Secretary shall conduct an evaluation of the demonstration projects conducted under this section.

(2) **REPORT.**—Not later than 12 months after the date on which the demonstration projects under this section are completed,

the Secretary shall submit to Congress a report on the evaluation conducted under paragraph (1) together with recommendations for such legislation and administrative action as the Secretary determines appropriate.

##### SEC. 632. MEDICARE COVERAGE OF KIDNEY DISEASE PATIENT EDUCATION SERVICES.

(a) **COVERAGE OF KIDNEY DISEASE EDUCATION SERVICES.**—

(1) **COVERAGE.**—Section 1861(s)(2) of the Social Security Act (42 U.S.C. 1395x(s)(2)) is amended—

(A) in subparagraph (Z), by striking “and” after the semicolon at the end;

(B) in subparagraph (AA), by adding “and” after the semicolon at the end; and

(C) by adding at the end the following new subparagraph:

“(BB) kidney disease education services (as defined in subsection (ccc));”

(2) **SERVICES DESCRIBED.**—Section 1861 of the Social Security Act (42 U.S.C. 1395x) is amended by adding at the end the following new subsection:

“Kidney Disease Education Services

“(ccc)(1) The term ‘kidney disease education services’ means educational services that are—

“(A) furnished to an individual with stage IV chronic kidney disease who, according to accepted clinical guidelines identified by the Secretary, will require dialysis or a kidney transplant;

“(B) furnished, upon the referral of the physician managing the individual’s kidney condition, by a qualified person (as defined in paragraph (2)); and

“(C) designed—

“(i) to provide comprehensive information (consistent with the standards developed under paragraph (3)) regarding—

“(I) the management of comorbidities, including for purposes of delaying the need for dialysis;

“(II) the prevention of uremic complications; and

“(III) each option for renal replacement therapy (including hemodialysis and peritoneal dialysis at home and in-center as well as vascular access options and transplantation);

“(ii) to ensure that the individual has the opportunity to actively participate in the choice of therapy; and

“(iii) to be tailored to meet the needs of the individual involved.

“(2) The term ‘qualified person’ means a physician, physician assistant, nurse practitioner, or clinical nurse specialist who furnishes services for which payment may be made under the fee schedule established under section 1848. Such term does not include a renal dialysis facility.

“(3) The Secretary shall set standards for the content of such information to be provided under paragraph (1)(C)(i) after consulting with physicians, other health professionals, health educators, professional organizations, accrediting organizations, kidney patient organizations, dialysis facilities, transplant centers, network organizations described in section 1881(c)(2), and other knowledgeable persons. To the extent possible the Secretary shall consult with a person or entity described in the previous sentence, other than a dialysis facility, that has not received industry funding from a drug or biological manufacturer or dialysis facility.

“(4) In promulgating regulations to carry out this subsection, the Secretary shall ensure that each individual who is eligible for benefits for kidney disease education services under this title receives such services in a timely manner to maximize the benefit of those services.

“(5) The Secretary shall monitor the implementation of this subsection to ensure

that individuals who are eligible for benefits for kidney disease education services receive such services in the manner described in paragraph (4).

“(6) No individual shall be eligible to be provided more than 6 sessions of kidney disease education services under this title.”.

(3) PAYMENT UNDER THE PHYSICIAN FEE SCHEDULE.—Section 1848(j)(3) of the Social Security Act (42 U.S.C. 1395w-4(j)(3)) is amended by inserting “(2)(BB),” after “(2)(AA),”.

(4) LIMITATION ON NUMBER OF SESSIONS.—Section 1862(a)(1) of the Social Security Act (42 U.S.C. 1395y(a)(1)) is amended—

(A) in subparagraph (M), by striking “and” at the end;

(B) in subparagraph (N), by striking the semicolon at the end and inserting “, and”; and

(C) by adding at the end the following new subparagraph:

“(O) in the case of kidney disease education services (as defined in section 1861(ccc)), which are furnished in excess of the number of sessions covered under such section;”.

(5) GAO REPORT.—Not later than September 1, 2010, the Comptroller General of the United States shall submit to Congress a report on the following:

(A) The number of Medicare beneficiaries who are eligible to receive benefits for kidney disease education services (as defined in section 1861(ccc) of the Social Security Act, as added by paragraph (2)) under title XVIII of such Act and who receive such services.

(B) The extent to which there is a sufficient amount of physicians, physician assistants, nurse practitioners, and clinical nurse specialists to furnish kidney disease education services (as so defined) under such title and whether or not renal dialysis facilities (and appropriate employees of such facilities) should be included as an entity eligible under such section to furnish such services.

(C) Recommendations, if appropriate, for renal dialysis facilities (and appropriate employees of such facilities) to structure kidney disease education services (as so defined) in a manner that is objective and unbiased and that provides a range of options and alternative locations for renal replacement therapy and management of co-morbidities that may delay the need for dialysis.

(b) EFFECTIVE DATE.—The amendments made by this section shall apply to services furnished on or after January 1, 2009.

**SEC. 633. REQUIRED TRAINING FOR PATIENT CARE DIALYSIS TECHNICIANS.**

Section 1881 of the Social Security Act (42 U.S.C. 1395rr) is amended by adding the following new subsection:

“(h)(1) Except as provided in paragraph (2), a provider of services or a renal dialysis facility may not use, for more than 12 months during 2009, or for any period beginning on January 1, 2010, any individual as a patient care dialysis technician unless the individual—

“(A) has completed a training program in the care and treatment of an individual with chronic kidney failure who is undergoing dialysis treatment; and

“(B) has been certified by a nationally recognized certification entity for dialysis technicians.

“(2)(A) A provider of services or a renal dialysis facility may permit an individual enrolled in a training program described in paragraph (1)(A) to serve as a patient care dialysis technician while they are so enrolled.

“(B) The requirements described in subparagraphs (A), (B), and (C) of paragraph (1) do not apply to an individual who has performed dialysis-related services for at least 5 years.

“(3) For purposes of paragraph (1), if, since the most recent completion by an individual of a training program described in paragraph (1)(A), there has been a period of 24 consecutive months during which the individual has not furnished dialysis-related services for monetary compensation, such individual shall be required to complete a new training program or become recertified as described in paragraph (1)(B).

“(4) A provider of services or a renal dialysis facility shall provide such regular performance review and regular in-service education as assures that individuals serving as patient care dialysis technicians for the provider or facility are competent to perform dialysis-related services.”.

**SEC. 634. MEDPAC REPORT ON TREATMENT MODALITIES FOR PATIENTS WITH KIDNEY FAILURE.**

(a) EVALUATION.—

(1) IN GENERAL.—Not later than March 1, 2009, the Medicare Payment Advisory Commission (established under section 1805 of the Social Security Act) shall submit to the Secretary and Congress a report evaluating the barriers that exist to increasing the number of individuals with end-stage renal disease who elect to receive home dialysis services under the Medicare program under title XVIII of the Social Security Act (42 U.S.C. 1395 et seq.).

(2) REPORT DETAILS.—The report shall include the following:

(A) A review of Medicare home dialysis demonstration projects initiated before the date of the enactment of this Act, and the results of such demonstration projects and recommendations for future Medicare home dialysis demonstration projects or Medicare program changes that will test models that can improve Medicare beneficiary access to home dialysis.

(B) A comparison of current Medicare home dialysis costs and payments with current in-center and hospital dialysis costs and payments.

(C) An analysis of the adequacy of Medicare reimbursement for patient training for home dialysis (including hemodialysis and peritoneal dialysis) and recommendations for ensuring appropriate payment for such home dialysis training.

(D) A catalogue and evaluation of the incentives and disincentives in the current reimbursement system that influence whether patients receive home dialysis services or other treatment modalities.

(E) An evaluation of patient education services and how such services impact the treatment choices made by patients.

(F) Recommendations for implementing incentives to encourage patients to elect to receive home dialysis services or other treatment modalities under the Medicare program

(3) SCOPE OF REVIEW.—In preparing the report under paragraph (1), the Medicare Payment Advisory Commission shall consider a variety of perspectives, including the perspectives of physicians, other health care professionals, hospitals, dialysis facilities, health plans, purchasers, and patients.

**SEC. 635. ADJUSTMENT FOR ERYTHROPOIETIN STIMULATING AGENTS (ESAS).**

(a) IN GENERAL.—Subsection (b)(13) of section 1881 of the Social Security Act (42 U.S.C. 1395rr) is amended—

(1) in subparagraph (A)(iii), by striking “For such drugs” and inserting “Subject to subparagraph (C), for such drugs”; and

(2) by adding at the end the following new subparagraph:

“(C)(i) The payment amounts under this title for erythropoietin furnished during 2008 or 2009 to an individual with end stage renal disease by a large dialysis facility (as defined in subparagraph (D)) (whether to individuals

in the facility or at home), in an amount equal to \$8.75 per thousand units (rounded to the nearest 100 units) or, if less, 102 percent of the average sales price (as determined under section 1847A) for such drug or biological.

“(ii) The payment amounts under this title for darbepoetin alfa furnished during 2008 or 2009 to an individual with end stage renal disease by a large dialysis facility (as defined in clause (iii)) (whether to individuals in the facility or at home), in an amount equal to \$2.92 per microgram or, if less, 102 percent of the average sales price (as determined under section 1847A) for such drug or biological.

“(iii) For purposes of this subparagraph, the term ‘large dialysis facility’ means a provider of services or renal dialysis facility that is owned or managed by a corporate entity that, as of July 24, 2007, owns or manages 300 or more such providers or facilities, and includes a successor to such a corporate entity”.

(b) NO IMPACT ON DRUG ADD-ON PAYMENT.—Nothing in the amendments made by subsection (a) shall be construed to affect the amount of any payment adjustment made under section 1881(b)(12)(B)(ii) of the Social Security Act (42 U.S.C. 1395rr(b)(12)(B)(ii)).

**SEC. 636. SITE NEUTRAL COMPOSITE RATE.**

Subsection (b)(12)(A) of section 1881 of the Social Security Act (42 U.S.C. 1395rr) is amended by adding at the end the following new sentence: “Under such system the payment rate for dialysis services furnished on or after January 1, 2008, by providers of such services for hospital-based facilities shall be the same as the payment rate (computed without regard to this sentence) for such services furnished by renal dialysis facilities that are not hospital-based, except that in applying the geographic index under subparagraph (D) to hospital-based facilities, the labor share shall be based on the labor share otherwise applied for such facilities.”.

**SEC. 637. DEVELOPMENT OF ESRD BUNDLING SYSTEM AND QUALITY INCENTIVE PAYMENTS.**

(a) DEVELOPMENT OF ESRD BUNDLING SYSTEM.—Subsection (b) of section 1881 of the Social Security Act (42 U.S.C. 1395rr) is further amended—

(1) in paragraph (12)(A), by striking “In lieu of payment” and inserting “Subject to paragraph (14), in lieu of payment”;

(2) in the second sentence of paragraph (12)(F)—

(A) by inserting “or paragraph (14)” after “this paragraph”; and

(B) by inserting “or under the system under paragraph (14)” after “subparagraph (B)”; and

(3) in paragraph (12)(H)—

(A) by inserting “or paragraph (14)” after “under this paragraph” the first place it appears; and

(B) by inserting before the period at the end the following: “or, under paragraph (14), the identification of renal dialysis services included in the bundled payment, the adjustment for outliers, the identification of facilities to which the phase-in may apply, and the determination of payment amounts under subparagraph (A) under such paragraph, and the application of paragraph (13)(C)(iii)”; and

(4) in paragraph (13)—

(A) in subparagraph (A), by striking “The payment amounts” and inserting “subject to paragraph (14), the payment amounts”; and

(B) in subparagraph (B)—

(i) in clause (i), by striking “(i)” after “(B)” and by inserting “, subject to paragraph (14)” before the period at the end; and

(ii) by striking clause (ii); and

(5) by adding at the end the following new paragraph:

“(14)(A) Subject to subparagraph (E), for services furnished on or after January 1, 2010,

the Secretary shall implement a payment system under which a single payment is made under this title for renal dialysis services (as defined in subparagraph (B)) in lieu of any other payment (including a payment adjustment under paragraph (12)(B)(ii)) for such services and items furnished pursuant to paragraph (4). In implementing the system the Secretary shall ensure that the estimated total amount of payments under this title for 2010 for renal dialysis services shall equal 96 percent of the estimated amount of payments for such services, including payments under paragraph (12)(B)(ii), that would have been made if such system had not been implemented.

“(B) For purposes of this paragraph, the term ‘renal dialysis services’ includes—

“(i) items and services included in the composite rate for renal dialysis services as of December 31, 2009;

“(ii) erythropoietin stimulating agents furnished to individuals with end stage renal disease;

“(iii) other drugs and biologicals and diagnostic laboratory tests, that the Secretary identifies as commonly used in the treatment of such patients and for which payment was (before the application of this paragraph) made separately under this title, and any oral equivalent form of such drugs and biologicals or of drugs and biologicals described in clause (ii); and

“(iv) home dialysis training for which payment was (before the application of this paragraph) made separately under this section.

Such term does not include vaccines.

“(C) The system under this paragraph may provide for payment on the basis of services furnished during a week or month or such other appropriate unit of payment as the Secretary specifies.

“(D) Such system—

“(i) shall include a payment adjustment based on case mix that may take into account patient weight, body mass index, comorbidities, length of time on dialysis, age, race, ethnicity, and other appropriate factors;

“(ii) shall include a payment adjustment for high cost outliers due to unusual variations in the type or amount of medically necessary care, including variations in the amount of erythropoietin stimulating agents necessary for anemia management; and

“(iii) may include such other payment adjustments as the Secretary determines appropriate, such as a payment adjustment—

“(I) by a geographic index, such as the index referred to in paragraph (12)(D), as the Secretary determines to be appropriate;

“(II) for pediatric providers of services and renal dialysis facilities;

“(III) for low volume providers of services and renal dialysis facilities;

“(IV) for providers of services or renal dialysis facilities located in rural areas; and

“(V) for providers of services or renal dialysis facilities that are not large dialysis facilities.

“(E) The Secretary may provide for a phase-in of the payment system described in subparagraph (A) for services furnished by a provider of services or renal dialysis facility described in any of subclauses (II) through (V) of subparagraph (D)(iii), but such payment system shall be fully implemented for services furnished in the case of any such provider or facility on or after January 1, 2013.

“(F) The Secretary shall apply the annual increase that would otherwise apply under subparagraph (F) of paragraph (12) to payment amounts established under such paragraph (if this paragraph did not apply) in an appropriate manner under this paragraph.”

(6) PROHIBITION OF UNBUNDLING.—Section 1862(a) of such Act (42 U.S.C. 1395y(a)) is amended—

(A) by striking “or” at the end of paragraph (21);

(B) by striking the period at the end of paragraph (22) and inserting “; or”; and

(C) by inserting after paragraph (22) the following new paragraph:

“(23) where such expenses are for renal dialysis services (as defined in subparagraph (B) of section 1881(b)(14) for which payment is made under such section (other than under subparagraph (E) of such section) unless such payment is made under such section to a provider of services or a renal dialysis facility for such services.”

(b) QUALITY INCENTIVE PAYMENTS.—Section 1881 of such Act is amended by adding at the end the following new subsection:

“(i) QUALITY INCENTIVE PAYMENTS IN THE END-STAGE RENAL DISEASE PROGRAM.—

“(1) QUALITY INCENTIVE PAYMENTS FOR SERVICES FURNISHED IN 2008, 2009, AND 2010.—

“(A) IN GENERAL.—With respect to renal dialysis services furnished during a performance period (as defined in subparagraph (B)) by a provider of services or renal dialysis facility that the Secretary determines meets the applicable performance standard for the period under subparagraph (C) and reports on measures for 2009 and 2010 under subparagraph (D) for such services, in addition to the amount otherwise paid under this section, subject to subparagraph (G), there also shall be paid to the provider or facility an amount equal to the applicable percentage (specified in subparagraph (E) for the period) of the Secretary’s estimate (based on claims submitted not later than two months after the end of the performance period) of the amount specified in subparagraph (F) for such period.

“(B) PERFORMANCE PERIOD.—In this paragraph, the term ‘performance period’ means each of the following:

“(i) The period beginning on July 1, 2008, and ending on December 31, 2008.

“(ii) 2009.

“(iii) 2010.

“(C) PERFORMANCE STANDARD.—

“(i) 2008.—For the performance period occurring in 2008, the applicable performance standards for a provider or facility under this subparagraph are—

“(I) 92 percent or more of individuals with end stage renal disease receiving erythropoietin stimulating agents who have an average hematocrit of 33.0 percent or more; and

“(II) less than a percentage, specified by the Secretary, of individuals with end stage renal disease receiving erythropoietin stimulating agents who have an average hematocrit of 39.0 percent or more.

“(ii) 2009 AND 2010.—For the 2009 and 2010 performance periods, the applicable performance standard for a provider or facility under this subparagraph is successful performance (relative to national average) on—

“(I) such measures of anemia management as the Secretary shall specify, including measures of hemoglobin levels or hematocrit levels for erythropoietin stimulating agents that are consistent with the labeling for dosage of erythropoietin stimulating agents approved by the Food and Drug Administration for treatment of anemia in patients with end stage renal disease, taking into account variations in hemoglobin ranges or hematocrit levels of patients; and

“(II) such other measures, relating to subjects described in subparagraph (D)(i), as the Secretary may specify.

“(D) REPORTING PERFORMANCE MEASURES.—The performance measures under this subparagraph to be reported shall include—

“(i) such measures as the Secretary specifies, before the beginning of the performance

period involved and taking into account measures endorsed by the National Quality Forum, including, to the extent feasible measures on—

“(I) iron management;

“(II) dialysis adequacy; and

“(III) vascular access, including for maximizing the placement of arterial venous fistula; and

“(ii) to the extent feasible, such measure (or measures) of patient satisfaction as the Secretary shall specify.

The provider or facility submitting information on such measures shall attest to the completeness and accuracy of such information.

“(E) APPLICABLE PERCENTAGE.—The applicable percentage specified in this subparagraph for—

“(i) the performance period occurring in 2008, is 1.0 percent;

“(ii) the 2009 performance period, is 2.0 percent; and

“(iii) the 2010 performance period, is 2.0 percent.

In the case of any performance period which is less than an entire year, the applicable percentage specified in this subparagraph shall be multiplied by the ratio of the number of months in the year to the number of months in such performance period. In the case of 2010, the applicable percentage specified in this subparagraph shall be multiplied by the Secretary’s estimate of the ratio of the aggregate payment amount described in subparagraph (F)(i) that would apply in 2010 if paragraph (14) did not apply, to the aggregate payment base under subparagraph (F)(ii) for 2010.

“(F) PAYMENT BASE.—The payment base described in this subparagraph for a provider or facility is—

“(i) for performance periods before 2010, the payment amount determined under paragraph (12) for services furnished by the provider or facility during the performance period, including the drug payment adjustment described in subparagraph (B)(ii) of such paragraph; and

“(ii) for the 2010 performance period is the amount determined under paragraph (14) for services furnished by the provider or facility during the period.

“(G) LIMITATION ON FUNDING.—

“(i) IN GENERAL.—If the Secretary determines that the total payments under this paragraph for a performance period is projected to exceed the dollar amount specified in clause (ii) for such period, the Secretary shall reduce, in a pro rata manner, the amount of such payments for each provider or facility for such period to eliminate any such projected excess for the period.

“(ii) DOLLAR AMOUNT.—The dollar amount specified in this clause—

“(I) for the performance period occurring in 2008, is \$50,000,000;

“(II) for the 2009 performance period is \$100,000,000; and

“(III) for the 2010 performance period is \$150,000,000.

“(H) FORM OF PAYMENT.—The payment under this paragraph shall be in the form of a single consolidated payment.

“(2) QUALITY INCENTIVE PAYMENTS FOR FACILITIES AND PROVIDERS FOR 2011.—

“(A) INCREASED PAYMENT.—For 2011, in the case of a provider or facility that, for the performance period (as defined in subparagraph (B))—

“(i) meets (or exceeds) the performance standard for anemia management specified in paragraph (1)(C)(ii)(I);

“(ii) has substantially improved performance or exceeds a performance standard (as determined under subparagraph (E)); and

“(iii) reports measures specified in paragraph (1)(D),

with respect to renal dialysis services furnished by the provider or facility during the quality bonus payment period (as specified in subparagraph (C)) the payment amount otherwise made to such provider or facility under subsection (b)(14) shall be increased, subject to subparagraph (F), by the applicable percentage specified in subparagraph (D). Payment amounts under paragraph (1) shall not be counted for purposes of applying the previous sentence.

“(B) PERFORMANCE PERIOD.—In this paragraph, the term ‘performance period’ means a multi-month period specified by the Secretary.

“(C) QUALITY BONUS PAYMENT PERIOD.—In this paragraph, the term ‘quality bonus payment period’ means, with respect to a performance period, a multi-month period beginning on January 1, 2011, specified by the Secretary that begins at least 3 months (but not more than 9 months) after the end of the performance period.

“(D) APPLICABLE PERCENTAGE.—The applicable percentage specified in this subparagraph is a percentage, not to exceed the 2.0 percent, specified by the Secretary consistent with subparagraph (F). Such percentage may vary based on the level of performance and improvement. The applicable percentage specified in this subparagraph shall be multiplied by the ratio applied under the third sentence of paragraph (1)(E) for 2010.

“(E) PERFORMANCE STANDARD.—Based on performance of a provider of services or a renal dialysis facility on performance measures described in paragraph (1)(D) for a performance period, the Secretary shall determine a composite score for such period.

“(F) LIMITATION ON FUNDING.—If the Secretary determines that the total amount to be paid under this paragraph for a quality bonus payment period is projected to exceed \$200,000,000, the Secretary shall reduce, in a uniform manner, the applicable percentage otherwise applied under subparagraph (D) for services furnished during the period to eliminate any such projected excess.

“(3) APPLICATION.—

“(A) IMPLEMENTATION.—Notwithstanding any other provision of law, the Secretary may implement by program instruction or otherwise this subsection.

“(B) LIMITATIONS ON REVIEW.—

“(i) IN GENERAL.—There shall be no administrative or judicial review under section 1869 or 1878 or otherwise of—

“(I) the determination of performance measures and standards under this subsection;

“(II) the determination of successful reporting, including a determination of composite scores; and

“(III) the determination of the quality incentive payments made under this subsection.

“(ii) TREATMENT OF DETERMINATIONS.—A determination under this subparagraph shall not be treated as a determination for purposes of section 1869.

“(4) TECHNICAL ASSISTANCE.—The Secretary shall identify or establish an appropriately skilled group or organization, such as the ESRD Networks, to provide technical assistance or providers that are in the bottom quintile.

“(5) PUBLIC REPORTING.—

“(A) ANNUAL NOTICE.—The Secretary shall provide an annual written notification to each individual who is receiving renal dialysis services from a provider of services or renal dialysis facility that—

“(i) informs such individual of the composite scores described in subparagraph (A) and other relevant quality measures with respect to providers of services or renal dialysis facilities in the local area;

“(ii) compares such scores and measures to the average local and national scores and measures; and

“(iii) provides information on how to access additional information on quality of such services furnished and options for alternative providers and facilities.

“(B) CERTIFICATES.—The Secretary shall provide certificates to facilities and providers who provide services to individuals with end-stage renal disease under this title to display in patient areas. The certificate shall indicate the composite score obtained by the facility or provider under the quality initiative.

“(C) WEB-BASED QUALITY LIST.—The Secretary shall establish a web-based list of facilities and providers who furnish renal dialysis services under this section that indicates their composite score of each provider and facility.

“(6) RECOMMENDATIONS FOR REPORTING AND QUALITY INCENTIVE INITIATIVE FOR PHYSICIANS.—The Secretary shall develop recommendations for applying quality incentive payments under this subsection to physicians who receive the monthly capitated payment under this title. Such recommendations shall include the following:

“(A) Recommendations to include pediatric specific measures for physicians with at least 50 percent of their patients with end stage renal disease being individuals under 18 years of age.

“(B) Recommendations on how to structure quality incentive payments for physicians who demonstrate improvements in quality or who attain quality standards, as specified by the Secretary.

“(7) REPORTS.—

“(A) INITIAL REPORT.—Not later than January 1, 2013, the Secretary shall submit to Congress a report on the implementation of the bundled payment system under subsection (b)(14) and the quality initiative under this subsection. Such report shall include the following information:

“(i) A comparison of the aggregate payments under subsection (b)(14) for items and services to the cost of such items and services.

“(ii) The changes in utilization rates for erythropoietin stimulating agents.

“(iii) The mode of administering such agents, including information on the proportion of such individuals receiving such agents intravenously as compared to subcutaneously.

“(iv) The frequency of dialysis.

“(v) Other differences in practice patterns, such as the adoption of new technology, different modes of practice, and variations in use of drugs other than drugs described in clause (iii).

“(vi) The performance of facilities and providers under paragraph (2).

“(vii) Other recommendations for legislative and administrative actions determined appropriate by the Secretary.

“(B) SUBSEQUENT REPORT.—Not later than January 1, 2015, the Secretary shall submit to Congress a report that contains the information described in each of clauses (ii) through (vii) of subparagraph (A) and a comparison of the results of the payment system under subsection (b)(14) for renal dialysis services furnished during the 2-year period beginning on January 1, 2013, and the results of such payment system for such services furnished during the previous two-year period.”

#### SEC. 638. MEDPAC REPORT ON ESRD BUNDLING SYSTEM.

Not later than March 1, 2012, the Medicare Payment Advisory Commission (established under section 1805 of the Social Security Act) shall submit to Congress a report on the implementation of the payment system

under section 1881(b)(14) of the Social Security Act (as added by section 7) for renal dialysis services and related services (defined in subparagraph (B) of such section). Such report shall include, with respect to such payment system for such services, an analysis of each of the following:

(1) An analysis of the overall adequacy of payment under such system for all such services.

(2) An analysis that compares the adequacy of payment under such system for services furnished by—

(A) a provider of services or renal dialysis facility that is described in section 1881(b)(13)(C)(iv) of the Social Security Act;

(B) a provider of services or renal dialysis facility not described in such section;

(C) a hospital-based facility;

(D) a freestanding renal dialysis facility;

(E) a renal dialysis facility located in an urban area; and

(F) a renal dialysis facility located in a rural area.

(3) An analysis of the financial status of providers of such services and renal dialysis facilities, including access to capital, return on equity, and return on capital.

(4) An analysis of the adequacy of payment under such method and the adequacy of the quality improvement payments under section 1881(i) of the Social Security Act in ensuring that payments for such services under the Medicare program are consistent with costs for such services.

(5) Recommendations, if appropriate, for modifications to such payment system.

#### SEC. 639. OIG STUDY AND REPORT ON ERYTHROPOIETIN.

(a) STUDY.—The Inspector General of the Department of Health and Human Services shall conduct a study on the following:

(1) The dosing guidelines, standards, protocols, and algorithms for erythropoietin stimulating agents recommended or used by providers of services and renal dialysis facilities that are described in section 1881(b)(13)(C)(iv) of the Social Security Act and providers and facilities that are not described in such section.

(2) The extent to which such guidelines, standards, protocols, and algorithms are consistent with the labeling of the Food and Drug Administration for such agents.

(3) The extent to which physicians sign standing orders for such agents that are consistent with such guidelines, standards, protocols, and algorithms recommended or used by the provider or facility involved.

(4) The extent to which the prescribing decisions of physicians, with respect to such agents, are independent of—

(A) such relevant guidelines, standards, protocols, and algorithms; or

(B) recommendations of an anemia management nurse or other appropriate employee of the provider or facility involved.

(5) The role of medical directors of providers of services and renal dialysis facilities and the financial relationships between such providers and facilities and the physicians hired as medical directors of such providers and facilities, respectively.

(b) REPORT.—Not later than January 1, 2009, the Inspector General of the Department of Health and Human Services shall submit to Congress a report on the study conducted under subsection (a), together with such recommendations as the Inspector General determines appropriate.

#### Subtitle D—Miscellaneous

#### SEC. 651. LIMITATION ON EXCEPTION TO THE PROHIBITION ON CERTAIN PHYSICIAN REFERRALS FOR HOSPITALS.

(a) IN GENERAL.—Section 1877 of the Social Security Act (42 U.S.C. 1395) is amended—

(1) in subsection (d)(2)—

(A) in subparagraph (A), by striking “and” at the end;

(B) in subparagraph (B), by striking the period at the end and inserting “; and”; and

(C) by adding at the end the following new subparagraph:

“(C) if the entity is a hospital, the hospital meets the requirements of paragraph (3)(D).”;

(2) in subsection (d)(3)—

(A) in subparagraph (B), by striking “and” at the end;

(B) in subparagraph (C), by striking the period at the end and inserting “; and”; and

(C) by adding at the end the following new subparagraph:

“(D) the hospital meets the requirements described in subsection (i)(1) not later than 18 months after the date of the enactment of this subparagraph.”; and

(3) by adding at the end the following new subsection:

“(i) REQUIREMENTS FOR HOSPITALS TO QUALIFY FOR HOSPITAL EXCEPTION TO OWNERSHIP OR INVESTMENT PROHIBITION.—

“(1) REQUIREMENTS DESCRIBED.—For purposes of paragraphs subsection (d)(3)(D), the requirements described in this paragraph for a hospital are as follows:

“(A) PROVIDER AGREEMENT.—The hospital had a provider agreement under section 1866 in effect on July 24, 2007.

“(B) PROHIBITION OF EXPANSION OF FACILITY CAPACITY.—The number of operating rooms and beds of the hospital at any time on or after the date of the enactment of this subsection are no greater than the number of operating rooms and beds as of such date.

“(C) PREVENTING CONFLICTS OF INTEREST.—

“(i) The hospital submits to the Secretary an annual report containing a detailed description of—

“(I) the identity of each physician owner and any other owners of the hospital; and

“(II) the nature and extent of all ownership interests in the hospital.

“(ii) The hospital has procedures in place to require that any referring physician owner discloses to the patient being referred, by a time that permits the patient to make a meaningful decision regarding the receipt of care, as determined by the Secretary—

“(I) the ownership interest of such referring physician in the hospital; and

“(II) if applicable, any such ownership interest of the treating physician.

“(iii) The hospital does not condition any physician ownership interests either directly or indirectly on the physician owner making or influencing referrals to the hospital or otherwise generating business for the hospital.

“(D) ENSURING BONA FIDE INVESTMENT.—

“(i) Physician owners in the aggregate do not own more than 40 percent of the total value of the investment interests held in the hospital or in an entity whose assets include the hospital.

“(ii) The investment interest of any individual physician owner does not exceed 2 percent of the total value of the investment interests held in the hospital or in an entity whose assets include the hospital.

“(iii) Any ownership or investment interests that the hospital offers to a physician owner are not offered on more favorable terms than the terms offered to a person who is not a physician owner.

“(iv) The hospital does not directly or indirectly provide loans or financing for any physician owner investments in the hospital.

“(v) The hospital does not directly or indirectly guarantee a loan, make a payment toward a loan, or otherwise subsidize a loan, for any individual physician owner or group of physician owners that is related to acquiring any ownership interest in the hospital.

“(vi) Investment returns are distributed to investors in the hospital in an amount that is directly proportional to the investment of

capital by the physician owner in the hospital.

“(vii) Physician owners do not receive, directly or indirectly, any guaranteed receipt of or right to purchase other business interests related to the hospital, including the purchase or lease of any property under the control of other investors in the hospital or located near the premises of the hospital.

“(viii) The hospital does not offer a physician owner the opportunity to purchase or lease any property under the control of the hospital or any other investor in the hospital on more favorable terms than the terms offered to an individual who is not a physician owner.

“(E) PATIENT SAFETY.—

“(i) Insofar as the hospital admits a patient and does not have any physician available on the premises to provide services during all hours in which the hospital is providing services to such patient, before admitting the patient—

“(I) the hospital discloses such fact to a patient; and

“(II) following such disclosure, the hospital receives from the patient a signed acknowledgment that the patient understands such fact.

“(ii) The hospital has the capacity to—

“(I) provide assessment and initial treatment for patients; and

“(II) refer and transfer patients to hospitals with the capability to treat the needs of the patient involved.

“(2) PUBLICATION OF INFORMATION REPORTED.—The Secretary shall publish, and update on an annual basis, the information submitted by hospitals under paragraph (1)(A)(i) on the public Internet website of the Centers for Medicare & Medicaid Services.

“(3) COLLECTION OF OWNERSHIP AND INVESTMENT INFORMATION.—For purposes of clauses (i) and (ii) of paragraph (1)(D), the Secretary shall collect physician ownership and investment information for each hospital as it existed on the date of the enactment of this subsection.

“(4) PHYSICIAN OWNER DEFINED.—For purposes of this subsection, the term ‘physician owner’ means a physician (or an immediate family member of such physician) with a direct or an indirect ownership interest in the hospital.”.

(b) ENFORCEMENT.—

(1) ENSURING COMPLIANCE.—The Secretary of Health and Human Services shall establish policies and procedures to ensure compliance with the requirements described in such section 1877(i)(1) of the Social Security Act, as added by subsection (a)(3), beginning on the date such requirements first apply. Such policies and procedures may include unannounced site reviews of hospitals.

(2) AUDITS.—Beginning not later than 18 months after the date of the enactment of this Act, the Secretary of Health and Human Services shall conduct audits to determine if hospitals violate the requirements referred to in paragraph (1).

## TITLE VII—PROVISIONS RELATING TO MEDICARE PARTS A AND B

### SEC. 701. HOME HEALTH PAYMENT UPDATE FOR 2008.

Section 1895(b)(3)(B)(ii) of the Social Security Act (42 U.S.C. 1395fff(b)(3)(B)(ii)) is amended—

(1) in subclause (IV) at the end, by striking “and”;

(2) by redesignating subclause (V) as subclause (VII); and

(3) by inserting after subclause (IV) the following new subclauses:

“(V) 2007, subject to clause (v), the home health market basket percentage increase;

“(VI) 2008, subject to clause (v), 0 percent; and”.

### SEC. 702. 2-YEAR EXTENSION OF TEMPORARY MEDICARE PAYMENT INCREASE FOR HOME HEALTH SERVICES FURNISHED IN A RURAL AREA.

Section 421 of the Medicare Prescription Drug, Improvement, and Modernization Act of 2003 (Public Law 108-173; 117 Stat. 2283; 42 U.S.C. 1395fff note), as amended by section 5201(b) of the Deficit Reduction Act of 2005, is amended—

(1) in the heading, by striking “ONE-YEAR” and inserting “TEMPORARY”; and

(2) in subsection (a), by striking “and episodes and visits beginning on or after January 1, 2006, and before January 1, 2007” and inserting “episodes and visits beginning on or after January 1, 2006, and before January 1, 2007, and episodes and visits beginning on or after January 1, 2008, and before January 1, 2010”.

### SEC. 703. EXTENSION OF MEDICARE SECONDARY PAYER FOR BENEFICIARIES WITH END STAGE RENAL DISEASE FOR LARGE GROUP PLANS.

(a) IN GENERAL.—Section 1862(b)(1)(C) of the Social Security Act (42 U.S.C. 1395y(b)(1)(C)) is amended—

(1) by redesignating clauses (i) and (ii) as subclauses (I) and (II), respectively, and indenting accordingly;

(2) by amending the text preceding subclause (I), as so redesignated, to read as follows:

“(C) INDIVIDUALS WITH END STAGE RENAL DISEASE.—

“(i) IN GENERAL.—A group health plan (as defined in subparagraph (A)(v))—”;

(3) in the matter following subclause (II), as so redesignated—

(A) by striking “clause (i)” and inserting “subclause (I)”;

(B) by striking “clause (ii)” and inserting “subclause (II)”;

(C) by striking “clauses (i) and (ii)” and inserting “subclauses (I) and (II)”;

(D) in the last sentence, by striking “Effective for items” and inserting “Subject to clause (ii), effective for items”; and

(4) by adding at the end the following new clause:

“(ii) SPECIAL RULE FOR LARGE GROUP PLANS.—In applying clause (i) to a large group health plan (as defined in subparagraph (B)(iii)), with respect to periods beginning on or after the date that is 30 months prior to January 1, 2008, subclauses (I) and (II) of such clause shall be applied by substituting ‘42-month’ for ‘12-month’ each place it appears.”.

### SEC. 704. PLAN FOR MEDICARE PAYMENT ADJUSTMENTS FOR NEVER EVENTS.

(a) IN GENERAL.—The Secretary of Health and Human Services (in this section referred to as the “Secretary”) shall develop a plan (in this section referred to as the “never events plan”) to implement, beginning in fiscal year 2010, a policy to reduce or eliminate payments under title XVIII of the Social Security Act for never events.

(b) NEVER EVENT DEFINED.—For purposes of this section, the term “never event” means an event involving the delivery of (or failure to deliver) physicians’ services, inpatient or outpatient hospital services, or facility services furnished in an ambulatory surgical facility in which there is an error in medical care that is clearly identifiable, usually preventable, and serious in consequences to patients, and that indicates a deficiency in the safety and process controls of the services furnished with respect to the physician, hospital, or ambulatory surgical center involved.

(c) PLAN DETAILS.—

(1) DEFINING NEVER EVENTS.—With respect to criteria for identifying never events under the never events plan, the Secretary should consider whether the event meets the following characteristics:



(A) CLEARLY IDENTIFIABLE.—The event is clearly identifiable and measurable and feasible to include in a reporting system for never events.

(B) USUALLY PREVENTABLE.—The event is usually preventable taking into consideration that, because of the complexity of medical care, certain medical events are not always avoidable.

(C) SERIOUS.—The event is serious and could result in death or loss of a body part, disability, or more than transient loss of a body function.

(D) DEFICIENCY IN SAFETY AND PROCESS CONTROLS.—The event is indicative of a problem in safety systems and process controls used by the physician, hospital, or ambulatory surgical center involved and is indicative of the reliability of the quality of services provided by the physician, hospital, or ambulatory surgical center, respectively.

(2) IDENTIFICATION AND PAYMENT ISSUES.—With respect to policies under the never events plan for identifying and reducing (or eliminating) payment for never events, the Secretary shall consider—

(A) mechanisms used by hospitals and physicians in reporting and coding of services that would reliably identify never events; and

(B) modifications in billing and payment mechanisms that would enable the Secretary to efficiently and accurately reduce or eliminate payments for never events.

(3) PRIORITIES.—Under the never events plan the Secretary shall identify priorities regarding the services to focus on and, among those, the never events for which payments should be reduced or eliminated.

(4) CONSULTATION.—In developing the never events plan, the Secretary shall consult with affected parties that are relevant to payment reductions in response to never events.

(d) CONGRESSIONAL REPORT.—By not later than June 1, 2008, the Secretary shall submit a report to Congress on the never events plan developed under this subsection and shall include in the report recommendations on specific methods for implementation of the plan on a timely basis.

#### SEC. 705. TREATMENT OF MEDICARE HOSPITAL RECLASSIFICATIONS.

(a) EXTENDING CERTAIN MEDICARE HOSPITAL WAGE INDEX RECLASSIFICATIONS THROUGH FISCAL YEAR 2009.—

(1) IN GENERAL.—Section 106(a) of the Medicare Improvements and Extension Act of 2006 (division B of public Law 109-432) is amended by striking “September 30, 2007” and inserting “September 30, 2009”.

(2) SPECIAL EXCEPTION RECLASSIFICATIONS.—The Secretary of Health and Human Services shall extend for discharges occurring through September 30, 2009, the special exception reclassification made under the authority of section 1886(d)(5)(I)(i) of the Social Security Act (42 U.S.C. 1395ww(d)(5)(I)(i)) and contained in the final rule promulgated by the Secretary in the Federal Register on August 11, 2004 (69 Fed. Reg. 49105, 49107).

(b) DISREGARDING SECTION 508 HOSPITAL RECLASSIFICATIONS FOR PURPOSES OF GROUP RECLASSIFICATIONS.—Section 508 of the Medicare Prescription Drug, Improvement, and Modernization Act of 2003 (Public Law 108-173, 42 U.S.C. 1395ww note) is amended by adding at the end the following new subsection:

“(g) DISREGARDING HOSPITAL RECLASSIFICATIONS FOR PURPOSES OF GROUP RECLASSIFICATIONS.—For purposes of the reclassification of a group of hospitals in a geographic area under section 1886(d), a hospital reclassified under this section (including any such reclassification which is extended under section 106(a) of the Medicare Improvements and Extension Act of 2006) shall not be taken into account and shall not prevent the other

hospitals in such area from establishing such a group for such purpose.”.

### TITLE VIII—MEDICAID

#### Subtitle A—Protecting Existing Coverage

##### SEC. 801. MODERNIZING TRANSITIONAL MEDICAID.

(a) TWO-YEAR EXTENSION.—

(1) IN GENERAL.—Sections 1902(e)(1)(B) and 1925(f) of the Social Security Act (42 U.S.C. 1396a(e)(1)(B), 1396r-6(f)) are each amended by striking “September 30, 2003” and inserting “September 30, 2009”.

(2) EFFECTIVE DATE.—The amendments made by this subsection shall take effect on October 1, 2007.

(b) STATE OPTION OF INITIAL 12-MONTH ELIGIBILITY.—Section 1925 of the Social Security Act (42 U.S.C. 1396r-6) is amended—

(1) in subsection (a)(1), by inserting “but subject to paragraph (5)” after “Notwithstanding any other provision of this title”;

(2) by adding at the end of subsection (a) the following:

“(5) OPTION OF 12-MONTH INITIAL ELIGIBILITY PERIOD.—A State may elect to treat any reference in this subsection to a 6-month period (or 6 months) as a reference to a 12-month period (or 12 months). In the case of such an election, subsection (b) shall not apply.”; and

(3) in subsection (b)(1), by inserting “but subject to subsection (a)(5)” after “Notwithstanding any other provision of this title”.

(c) REMOVAL OF REQUIREMENT FOR PREVIOUS RECEIPT OF MEDICAL ASSISTANCE.—Section 1925(a)(1) of such Act (42 U.S.C. 1396r-6(a)(1)), as amended by subsection (b)(1), is further amended—

(1) by inserting “subparagraph (B) and” before “paragraph (5)”;

(2) by redesignating the matter after “REQUIREMENT.” as a subparagraph (A) with the heading “IN GENERAL.” and with the same indentation as subparagraph (B) (as added by paragraph (3)); and

(3) by adding at the end the following:

“(B) STATE OPTION TO WAIVE REQUIREMENT FOR 3 MONTHS BEFORE RECEIPT OF MEDICAL ASSISTANCE.—A State may, at its option, elect also to apply subparagraph (A) in the case of a family that was receiving such aid for fewer than three months or that had applied for and was eligible for such aid for fewer than 3 months during the 6 immediately preceding months described in such subparagraph.”.

(d) CMS REPORT ON ENROLLMENT AND PARTICIPATION RATES UNDER TMA.—Section 1925 of such Act (42 U.S.C. 1396r-6), as amended by this section, is further amended by adding at the end the following new subsection:

“(g) COLLECTION AND REPORTING OF PARTICIPATION INFORMATION.—

“(1) COLLECTION OF INFORMATION FROM STATES.—Each State shall collect and submit to the Secretary (and make publicly available), in a format specified by the Secretary, information on average monthly enrollment and average monthly participation rates for adults and children under this section and of the number and percentage of children who become ineligible for medical assistance under this section whose medical assistance is continued under another eligibility category or who are enrolled under the State’s child health plan under title XXI. Such information shall be submitted at the same time and frequency in which other enrollment information under this title is submitted to the Secretary.

“(2) ANNUAL REPORTS TO CONGRESS.—Using the information submitted under paragraph (1), the Secretary shall submit to Congress annual reports concerning enrollment and participation rates described in such paragraph.”.

(e) EFFECTIVE DATE.—The amendments made by subsections (b) through (d) shall

take effect on the date of the enactment of this Act.

##### SEC. 802. FAMILY PLANNING SERVICES.

(a) COVERAGE AS OPTIONAL CATEGORICALLY NEEDED GROUP.—

(1) IN GENERAL.—Section 1902(a)(10)(A)(ii) of the Social Security Act (42 U.S.C. 1396a(a)(10)(A)(ii)) is amended—

(A) in subclause (XVIII), by striking “or” at the end;

(B) in subclause (XIX), by adding “or” at the end; and

(C) by adding at the end the following new subclause:

“(XX) who are described in subsection (ee) (relating to individuals who meet certain income standards);”.

(2) GROUP DESCRIBED.—Section 1902 of the Social Security Act (42 U.S.C. 1396a), as amended by section 112(c), is amended by adding at the end the following new subsection:

“(ee)(1) Individuals described in this subsection are individuals

“(A) whose income does not exceed an income eligibility level established by the State that does not exceed the highest income eligibility level established under the State plan under this title (or under its State child health plan under title XXI) for pregnant women; and

“(B) who are not pregnant.

“(2) At the option of a State, individuals described in this subsection may include individuals who are determined to meet the eligibility requirements referred to in paragraph (1) under the terms, conditions, and procedures applicable to making eligibility determinations for medical assistance under this title under a waiver to provide the benefits described in clause (XV) of the matter following subparagraph (G) of section 1902(a)(10) granted to the State under section 1115 as of January 1, 2007.”.

(3) LIMITATION ON BENEFITS.—Section 1902(a)(10) of the Social Security Act (42 U.S.C. 1396a(a)(10)) is amended in the matter following subparagraph (G)—

(A) by striking “and (XIV)” and inserting “(XIV)”;

(B) by inserting “, and (XV) the medical assistance made available to an individual described in subsection (ee) shall be limited to family planning services and supplies described in section 1905(a)(4)(C) including medical diagnosis or treatment services that are provided pursuant to a family planning service in a family planning setting provided during the period in which such an individual is eligible;” after “cervical cancer”.

(4) CONFORMING AMENDMENTS.—Section 1905(a) of the Social Security Act (42 U.S.C. 1396d(a)) is amended in the matter preceding paragraph (1)—

(A) in clause (xii), by striking “or” at the end;

(B) in clause (xii), by adding “or” at the end; and

(C) by inserting after clause (xiii) the following:

“(xiv) individuals described in section 1902(ee).”.

(b) PRESUMPTIVE ELIGIBILITY.—

(1) IN GENERAL.—Title XIX of the Social Security Act (42 U.S.C. 1396 et seq.) is amended by inserting after section 1920B the following:

##### “PRESUMPTIVE ELIGIBILITY FOR FAMILY PLANNING SERVICES

“SEC. 1920C. (a) STATE OPTION.— State plan approved under section 1902 may provide for making medical assistance available to an individual described in section 1902(ee) (relating to individuals who meet certain income eligibility standard) during a presumptive eligibility period. In the case of an individual described in section 1902(ee), such medical assistance shall be limited to family



planning services and supplies described in 1905(a)(4)(C) and, at the State's option, medical diagnosis or treatment services that are provided in conjunction with a family planning service in a family planning setting provided during the period in which such an individual is eligible.

“(b) DEFINITIONS.—For purposes of this section:

“(1) PRESUMPTIVE ELIGIBILITY PERIOD.—The term ‘presumptive eligibility period’ means, with respect to an individual described in subsection (a), the period that—

“(A) begins with the date on which a qualified entity determines, on the basis of preliminary information, that the individual is described in section 1902(ee); and

“(B) ends with (and includes) the earlier of—

“(i) the day on which a determination is made with respect to the eligibility of such individual for services under the State plan; or

“(ii) in the case of such an individual who does not file an application by the last day of the month following the month during which the entity makes the determination referred to in subparagraph (A), such last day.

“(2) QUALIFIED ENTITY.—

“(A) IN GENERAL.—Subject to subparagraph (B), the term ‘qualified entity’ means any entity that—

“(i) is eligible for payments under a State plan approved under this title; and

“(ii) is determined by the State agency to be capable of making determinations of the type described in paragraph (1)(A).

“(B) RULE OF CONSTRUCTION.—Nothing in this paragraph shall be construed as preventing a State from limiting the classes of entities that may become qualified entities in order to prevent fraud and abuse.

“(c) ADMINISTRATION.—

“(1) IN GENERAL.—The State agency shall provide qualified entities with—

“(A) such forms as are necessary for an application to be made by an individual described in subsection (a) for medical assistance under the State plan; and

“(B) information on how to assist such individuals in completing and filing such forms.

“(2) NOTIFICATION REQUIREMENTS.—A qualified entity that determines under subsection (b)(1)(A) that an individual described in subsection (a) is presumptively eligible for medical assistance under a State plan shall—

“(A) notify the State agency of the determination within 5 working days after the date on which determination is made; and

“(B) inform such individual at the time the determination is made that an application for medical assistance is required to be made by not later than the last day of the month following the month during which the determination is made.

“(3) APPLICATION FOR MEDICAL ASSISTANCE.—In the case of an individual described in subsection (a) who is determined by a qualified entity to be presumptively eligible for medical assistance under a State plan, the individual shall apply for medical assistance by not later than the last day of the month following the month during which the determination is made.

“(d) PAYMENT.—Notwithstanding any other provision of this title, medical assistance that—

“(1) is furnished to an individual described in subsection (a)—

“(A) during a presumptive eligibility period;

“(B) by an entity that is eligible for payments under the State plan; and

“(2) is included in the care and services covered by the State plan, shall be treated as medical assistance provided by such plan for purposes of clause (4) of the first sentence of section 1905(b).”

(2) CONFORMING AMENDMENTS.—

(A) Section 1902(a)(47) of the Social Security Act (42 U.S.C. 1396a(a)(47)) is amended by inserting before the semicolon at the end the following: “and provide for making medical assistance available to individuals described in subsection (a) of section 1920C during a presumptive eligibility period in accordance with such section.”

(B) Section 1903(u)(1)(D)(v) of such Act (42 U.S.C. 1396b(u)(1)(D)(v)) is amended—

(i) by striking “or for” and inserting “, for”; and

(ii) by inserting before the period the following: “, or for medical assistance provided to an individual described in subsection (a) of section 1920C during a presumptive eligibility period under such section”.

(e) CLARIFICATION OF COVERAGE OF FAMILY PLANNING SERVICES AND SUPPLIES.—Section 1937(b) of the Social Security Act (42 U.S.C. 1396u-7(b)) is amended by adding at the end the following:

“(5) COVERAGE OF FAMILY PLANNING SERVICES AND SUPPLIES.—Notwithstanding the previous provisions of this section, a State may not provide for medical assistance through enrollment of an individual with benchmark coverage or benchmark-equivalent coverage under this section unless such coverage includes for any individual described in section 1905(a)(4)(C), medical assistance for family planning services and supplies in accordance with such section.”

(f) EFFECTIVE DATE.—The amendments made by this section take effect on October 1, 2007.

**SEC. 803. AUTHORITY TO CONTINUE PROVIDING ADULT DAY HEALTH SERVICES APPROVED UNDER A STATE MEDICAID PLAN.**

(a) IN GENERAL.—During the period described in subsection (b), the Secretary of Health and Human Services shall not—

(1) withhold, suspend, disallow, or otherwise deny Federal financial participation under section 1903(a) of the Social Security Act (42 U.S.C. 1396b(a)) for the provision of adult day health care services, day activity and health services, or adult medical day care services, as defined under a State Medicaid plan approved during or before 1994, during such period if such services are provided consistent with such definition and the requirements of such plan; or

(2) withdraw Federal approval of any such State plan or part thereof regarding the provision of such services (by regulation or otherwise).

(b) PERIOD DESCRIBED.—The period described in this subsection is the period that begins on November 3, 2005, and ends on March 1, 2009.

**SEC. 804. STATE OPTION TO PROTECT COMMUNITY SPOUSES OF INDIVIDUALS WITH DISABILITIES.**

Section 1924(h)(1)(A) of the Social Security Act (42 U.S.C. 1396r-5(h)(1)(A)) is amended by striking “is described in section 1902(a)(10)(A)(ii)(VI)” and inserting “is being provided medical assistance for home and community-based services under subsection (c), (d), (e), (i), or (j) of section 1915 or pursuant to section 1115”.

**SEC. 805. COUNTY MEDICAID HEALTH INSURING ORGANIZATIONS.**

(a) IN GENERAL.—Section 9517(c)(3) of the Consolidated Omnibus Budget Reconciliation Act of 1985 (42 U.S.C. 1396b note), as added by section 4734 of the Omnibus Budget Reconciliation Act of 1990 and as amended by section 704 of the Medicare, Medicaid, and SCHIP Benefits Improvement and Protection Act of 2000, is amended—

(1) in subparagraph (A), by inserting “, in the case of any health insuring organization described in such subparagraph that is operated by a public entity established by Ventura County, and in the case of any health

insuring organization described in such subparagraph that is operated by a public entity established by Merced County” after “described in subparagraph (B)”; and

(2) in subparagraph (C), by striking “14 percent” and inserting “16 percent”.

(b) EFFECTIVE DATE.—The amendments made by subsection (a) shall take effect on the date of the enactment of this Act.

**Subtitle B—Payments**

**SEC. 811. PAYMENTS FOR PUERTO RICO AND TERRITORIES.**

(a) PAYMENT CEILING.—Section 1108(g) of the Social Security Act (42 U.S.C. 1308(g)) is amended—

(1) in paragraph (2), by striking “paragraph (3)” and inserting “paragraphs (3) and (4)”; and

(2) by adding at the end the following new paragraph:

“(4) FISCAL YEARS 2009 THROUGH 2012 FOR CERTAIN INSULAR AREAS.—The amounts otherwise determined under this subsection for Puerto Rico, the Virgin Islands, Guam, the Northern Mariana Islands, and American Samoa for fiscal years 2009 through 2012 shall be increased by the following amounts:

“(A) PUERTO RICO.—For Puerto Rico, \$250,000,000 for fiscal year 2009, \$350,000,000 for fiscal year 2010, \$500,000,000 for fiscal year 2011, and \$600,000,000 for fiscal year 2012.

“(B) VIRGIN ISLANDS.—For the Virgin Islands, \$5,000,000 for each of fiscal years 2009 through 2012.

“(C) GUAM.—For Guam, \$5,000,000 for each of fiscal years 2009 through 2012.

“(D) NORTHERN MARIANA ISLANDS.—For the Northern Mariana Islands, \$4,000,000 for each of fiscal years 2009 through 2012.

“(E) AMERICAN SAMOA.—For American Samoa, \$4,000,000 for each of fiscal years 2009 through 2012.

Such amounts shall not be taken into account in applying paragraph (2) for fiscal years 2009 through 2012 but shall be taken into account in applying such paragraph for fiscal year 2013 and subsequent fiscal years.”

(b) REMOVAL OF FEDERAL MATCHING PAYMENTS FOR IMPROVING DATA REPORTING SYSTEMS FROM THE OVERALL LIMIT ON PAYMENTS TO TERRITORIES UNDER TITLE XIX.—Such section is further amended by adding at the end the following new paragraph:

“(5) EXCLUSION OF CERTAIN EXPENDITURES FROM PAYMENT LIMITS.—With respect to fiscal year 2008 and each fiscal year thereafter, if Puerto Rico, the Virgin Islands, Guam, the Northern Mariana Islands, or American Samoa qualify for a payment under subparagraph (A)(i) or (B) of section 1903(a)(3) for a calendar quarter of such fiscal year with respect to expenditures for improvements in data reporting systems described in such subparagraph, the limitation on expenditures under title XIX for such commonwealth or territory otherwise determined under subsection (f) and this subsection for such fiscal year shall be determined without regard to payment for such expenditures.”

**SEC. 812. MEDICAID DRUG REBATE.**

(a) BRAND.—Paragraph (1)(B)(i) of section 1927(c) of the Social Security Act (42 U.S.C. 1396r-8(c)) is amended—

(1) by striking “and” at the end of subclause (IV);

(2) in subclause (V)—

(A) by inserting “and before January 1, 2008,” after “December 31, 1995”; and

(B) by striking the period at the end and inserting “; and”; and

(3) by adding at the end the following new subclause:

“(VI) after December 31, 2007, is 20.1 percent.”

(b) PBMS TO BEST PRICE DEFINITION.—

(1) IN GENERAL.—Section 1927(c)(1)(C)(ii)(I) of the Social Security Act (42 U.S.C. 1396r-8(c)(1)(C)(ii)(I)) is amended—

(A) by striking “and” before “rebates”; and

(B) by inserting before the semicolon at the end the following: “, and rebates, discounts, and other price concessions to pharmaceutical benefit managers (PBMs)”.

(2) **EFFECTIVE DATE.**—The amendments made by paragraph (1) shall apply to calendar quarters beginning on or after January 1, 2008.

**SEC. 813. ADJUSTMENT IN COMPUTATION OF MEDICAID FMAP TO DISREGARD AN EXTRAORDINARY EMPLOYER PENSION CONTRIBUTION.**

(a) **IN GENERAL.**—Only for purposes of computing the Federal medical assistance percentage under section 1905(b) of the Social Security Act (42 U.S.C. 1396d(b)) for a State for a fiscal year (beginning with fiscal year 2006), any significantly disproportionate employer pension contribution described in subsection (b) shall be disregarded in computing the per capita income of such State, but shall not be disregarded in computing the per capita income for the continental United States (and Alaska) and Hawaii.

(b) **SIGNIFICANTLY DISPROPORTIONATE EMPLOYER PENSION CONTRIBUTION.**—For purposes of subsection (a), a significantly disproportionate employer pension contribution described in this subsection with respect to a State for a fiscal year is an employer contribution towards pensions that is allocated to such State for a period if the aggregate amount so allocated exceeds 25 percent of the total increase in personal income in that State for the period involved.

**SEC. 814. MORATORIUM ON CERTAIN PAYMENT RESTRICTIONS.**

Notwithstanding any other provision of law, the Secretary of Health and Human Services shall not, prior to the date that is 1 year after the date of enactment of this Act, take any action (through promulgation of regulation, issuance of regulatory guidance, use of federal payment audit procedures, or other administrative action, policy, or practice, including a Medical Assistance Manual transmittal or letter to State Medicaid directors) to restrict coverage or payment under title XIX of the Social Security Act for rehabilitation services, or school-based administration, transportation, or medical services if such restrictions are more restrictive in any aspect than those applied to such coverage or payment as of July 1, 2007.

**SEC. 815. TENNESSEE DSH.**

The DSH allotments for Tennessee for each fiscal year beginning with fiscal year 2008 under subsection (f)(3) of section 1923 of the Social Security Act (42 U.S.C. 1396r-4) are deemed to be \$30,000,000. The Secretary of Health and Human Services may impose a limitation on the total amount of payments made to hospitals under the TennCare Section 1115 waiver only to the extent that such limitation is necessary to ensure that a hospital does not receive payment in excess of the amounts described in subsection (f) of such section or as necessary to ensure that the waiver remains budget neutral.

**SEC. 816. CLARIFICATION TREATMENT OF REGIONAL MEDICAL CENTER.**

(a) **IN GENERAL.**—Nothing in section 1903(w) of the Social Security Act (42 U.S.C. 1396b(w)) shall be construed by the Secretary of Health and Human Services as prohibiting a State’s use of funds as the non-Federal share of expenditures under title XIX of such Act where such funds are transferred from or certified by a publicly-owned regional medical center located in another State and described in subsection (b), so long as the Secretary determines that such use of funds is proper and in the interest of the program under title XIX.

(b) **CENTER DESCRIBED.**—A center described in this subsection is a publicly-owned regional medical center that—

(1) provides level 1 trauma and burn care services;

(2) provides level 3 neonatal care services; (3) is obligated to serve all patients, regardless of ability to pay;

(4) is located within a Standard Metropolitan Statistical Area (SMSA) that includes at least 3 States;

(5) provides services as a tertiary care provider for patients residing within a 125-mile radius; and

(6) meets the criteria for a disproportionate share hospital under section 1923 of such Act (42 U.S.C. 1396r-4) in at least one State other than the State in which the center is located.

**Subtitle C—Miscellaneous**

**SEC. 821. DEMONSTRATION PROJECT FOR EMPLOYER BUY-IN.**

Title XXI of the Social Security Act, as amended by section 115(a)(1), is further amended by adding at the end the following new section:

**“SEC. 2112. DEMONSTRATION PROJECT FOR EMPLOYER BUY-IN.**

**“(a) AUTHORITY.**—

**“(1) IN GENERAL.**—The Secretary shall establish a demonstration project under which up to 10 States (each referred to in this section as a ‘participating State’) that meets the conditions of paragraph (2) may provide, under its State child health plan (notwithstanding section 2102(b)(3)(C)) for a period of 5 years, for child health assistance in relation to family coverage described in subsection (d) for children who would be targeted low-income children but for coverage as beneficiaries under a group health plan as the children of participants by virtue of a qualifying employer’s contribution under subsection (b)(2). :

**“(2) CONDITIONS.**—The conditions described in this paragraph for a State are as follows:

**“(A) NO WAITING LISTS.**—The State does not impose any waiting list, enrollment cap, or similar limitation on enrollment of targeted low-income children under the State child health plan.

**“(B) ELIGIBILITY OF ALL CHILDREN UNDER 200 PERCENT OF POVERTY LINE.**—The State is applying an income eligibility level under section 2110(b)(1)(B)(ii)(I) that is at least 200 percent of the poverty line.

**“(3) QUALIFYING EMPLOYER DEFINED.**—In this section, the term ‘qualifying employer’ means an employer that has a majority of its workforce composed of full-time workers with family incomes reasonably estimated by the employer (based on wage information available to the employer) at or below 200 percent of the poverty line. In applying the previous sentence, two part-time workers shall be treated as a single full-time worker.

**“(b) FUNDING.**—A demonstration project under this section in a participating State shall be funded, with respect to assistance provided to children described in subsection (a)(1), consistent with the following:

**“(1) LIMITED FAMILY CONTRIBUTION.**—The family involved shall be responsible for providing payment towards the premium for such assistance of such amount as the State may specify, except that the limitations on cost-sharing (including premiums) under paragraphs (2) and (3) of section 2103(e) shall apply to all cost-sharing of such family under this section.

**“(2) MINIMUM EMPLOYER CONTRIBUTION.**—The qualifying employer involved shall be responsible for providing payment to the State child health plan in the State of at least 50 percent of the portion of the cost (as determined by the State) of the family coverage in which the employer is enrolling the family that exceeds the amount of the family contribution under paragraph (1) applied towards such coverage.

**“(3) LIMITATION ON FEDERAL FINANCIAL PARTICIPATION.**—In no case shall the Federal fi-

nancial participation under section 2105 with respect to a demonstration project under this section be made for any portion of the costs of family coverage described in subsection (d) (including the costs of administration of such coverage) that are not attributable to children described in subsection (a)(1).

**“(c) UNIFORM ELIGIBILITY RULES.**—In providing assistance under a demonstration project under this section—

**“(1) a State shall establish uniform rules of eligibility for families to participate; and**

**“(2) a State shall not permit a qualifying employer to select, within those families that meet such eligibility rules, which families may participate.**

**“(d) TERMS AND CONDITIONS.**—The family coverage offered to families of qualifying employers under a demonstration project under this section in a State shall be the same as the coverage and benefits provided under the State child health plan in the State for targeted low-income children with the highest family income level permitted.”.

**SEC. 822. DIABETES GRANTS.**

Section 2104 of the Social Security Act (42 U.S.C. 1397dd), as amended by section 101, is further amended—

(1) in subsection (a)(11), by inserting before the period at the end the following: “plus for fiscal year 2009 the total of the amount specified in subsection (j)”;

(2) by adding at the end the following new subsection:

**“(j) FUNDING FOR DIABETES GRANTS.**—From the amounts appropriated under subsection (a)(11), for fiscal year 2009 from the amounts—

**“(1) \$150,000,000 is hereby transferred and made available in such fiscal year for grants under section 330B of the Public Health Service Act; and**

**“(2) \$150,000,000 is hereby transferred and made available in such fiscal year for grants under section 330C of such Act.”.**

**SEC. 823. TECHNICAL CORRECTION.**

(a) **CORRECTION OF REFERENCE TO CHILDREN IN FOSTER CARE RECEIVING CHILD WELFARE SERVICES.**—Section 1937(a)(2)(B)(viii) of the Social Security Act (42 U.S.C. 1396u-7(a)(2)(B)) is amended by striking “aid or assistance is made available under part B of title IV to children in foster care” and inserting “child welfare services are made available under part B of title IV on the basis of being a child in foster care”.

(b) **EFFECTIVE DATE.**—The amendment made by subsection (a) shall take effect as if included in the amendment made by section 6044(a) of the Deficit Reduction Act of 2005.

**TITLE IX—MISCELLANEOUS**

**SEC. 901. MEDICARE PAYMENT ADVISORY COMMISSION STATUS.**

Section 1805(a) of the Social Security Act (42 U.S.C. 1395b-6(a)) is amended by inserting “as an agency of Congress” after “established”.

**SEC. 902. REPEAL OF TRIGGER PROVISION.**

Subtitle A of title VIII of the Medicare Prescription Drug, Improvement, and Modernization Act of 2003 (Public Law 108-173) is repealed and the provisions of law amended by such subtitle are restored as if such subtitle had never been enacted.

**SEC. 903. REPEAL OF COMPARATIVE COST ADJUSTMENT (CCA) PROGRAM.**

Section 1860C-1 of the Social Security Act (42 U.S.C. 1395w-29), as added by section 241(a) of the Medicare Prescription Drug, Improvement, and Modernization Act of 2003 (Public Law 108-173), is repealed.

**SEC. 904. COMPARATIVE EFFECTIVENESS RESEARCH.**

(a) **IN GENERAL.**—Part A of title XVIII of the Social Security Act is amended by adding at the end the following new section:

## "COMPARATIVE EFFECTIVENESS RESEARCH

"SEC. 1822. (a) CENTER FOR COMPARATIVE EFFECTIVENESS RESEARCH ESTABLISHED.—

"(1) IN GENERAL.—The Secretary shall establish within the Agency of Healthcare Research and Quality a Center for Comparative Effectiveness Research (in this section referred to as the 'Center') to conduct, support, and synthesize research (including research conducted or supported under section 1013 of the Medicare Prescription Drug, Improvement, and Modernization Act of 2003) with respect to the outcomes, effectiveness, and appropriateness of health care services and procedures in order to identify the manner in which diseases, disorders, and other health conditions can most effectively and appropriately be prevented, diagnosed, treated, and managed clinically.

"(2) DUTIES.—The Center shall—

"(A) conduct, support, and synthesize research relevant to the comparative clinical effectiveness of the full spectrum of health care treatments, including pharmaceuticals, medical devices, medical and surgical procedures, and other medical interventions;

"(B) conduct and support systematic reviews of clinical research, including original research conducted subsequent to the date of the enactment of this section;

"(C) use methodologies such as randomized controlled clinical trials as well as other various types of clinical research, such as observational studies;

"(D) submit to the Comparative Effectiveness Research Commission, the Secretary, and Congress appropriate relevant reports described in subsection (d)(2);

"(E) encourage, as appropriate, the development and use of clinical registries and the development of clinical effectiveness research data networks from electronic health records, post marketing drug and medical device surveillance efforts, and other forms of electronic health data; and

"(F) not later than 180 days after the date of the enactment of this section, develop methodological standards to be used when conducting studies of comparative clinical effectiveness and value (and procedures for use of such standards) in order to help ensure accurate and effective comparisons and update such standards at least biennially.

"(b) OVERSIGHT BY COMPARATIVE EFFECTIVENESS RESEARCH COMMISSION.—

"(1) IN GENERAL.—The Secretary shall establish an independent Comparative Effectiveness Research Commission (in this section referred to as the 'Commission') to oversee and evaluate the activities carried out by the Center under subsection (a) to ensure such activities result in highly credible research and information resulting from such research.

"(2) DUTIES.—The Commission shall—

"(A) determine national priorities for research described in subsection (a) and in making such determinations consult with patients and health care providers and payers;

"(B) monitor the appropriateness of use of the CERTF described in subsection (f) with respect to the timely production of comparative effectiveness research determined to be a national priority under subparagraph (A);

"(C) identify highly credible research methods and standards of evidence for such research to be considered by the Center;

"(D) review and approve the methodological standards (and updates to such standards) developed by the Center under subsection (a)(2)(F);

"(E) enter into an arrangement under which the Institute of Medicine of the National Academy of Sciences shall conduct an evaluation and report on standards of evidence for such research;

"(F) support forums to increase stakeholder awareness and permit stakeholder

feedback on the efforts of the Agency of Healthcare Research and Quality to advance methods and standards that promote highly credible research;

"(G) make recommendations for public data access policies of the Center that would allow for access of such data by the public while ensuring the information produced from research involved is timely and credible;

"(H) appoint a clinical perspective advisory panel for each research priority determined under subparagraph (A), which shall frame the specific research inquiry to be examined with respect to such priority to ensure that the information produced from such research is clinically relevant to decisions made by clinicians and patients at the point of care;

"(I) make recommendations for the priority for periodic reviews of previous comparative effectiveness research and studies conducted by the Center under subsection (a);

"(J) routinely review processes of the Center with respect to such research to confirm that the information produced by such research is objective, credible, consistent with standards of evidence established under this section, and developed through a transparent process that includes consultations with appropriate stakeholders;

"(K) at least annually, provide guidance or recommendations to health care providers and consumers for the use of information on the comparative effectiveness of health care services by consumers, providers (as defined for purposes of regulations promulgated under section 264(c) of the Health Insurance Portability and Accountability Act of 1996) and public and private purchasers;

"(L) make recommendations for a strategy to disseminate the findings of research conducted and supported under this section that enables clinicians to improve performance, consumers to make more informed health care decisions, and payers to set medical policies that improve quality and value;

"(M) provide for the public disclosure of relevant reports described in subsection (d)(2); and

"(N) submit to Congress an annual report on the progress of the Center in achieving national priorities determined under subparagraph (A) for the provision of credible comparative effectiveness information produced from such research to all interested parties.

"(3) COMPOSITION OF COMMISSION.—

"(A) IN GENERAL.—The members of the Commission shall consist of—

"(i) the Director of the Agency for Healthcare Research and Quality;

"(ii) the Chief Medical Officer of the Centers for Medicare & Medicaid Services; and

"(iii) up to 15 additional members who shall represent broad constituencies of stakeholders including clinicians, patients, researchers, third-party payers, consumers of Federal and State beneficiary programs.

"(B) QUALIFICATIONS.—

"(i) DIVERSE REPRESENTATION OF PERSPECTIVES.—The members of the Commission shall represent a broad range of perspectives and shall collectively have experience in the following areas:

"(I) Epidemiology.

"(II) Health services research.

"(III) Bioethics.

"(IV) Decision sciences.

"(V) Economics.

"(ii) DIVERSE REPRESENTATION OF HEALTH CARE COMMUNITY.—At least one member shall represent each of the following health care communities:

"(I) Consumers.

"(II) Practicing physicians, including surgeons.

"(III) Employers.

"(IV) Public payers.

"(V) Insurance plans.

"(VI) Clinical researchers who conduct research on behalf of pharmaceutical or device manufacturers.

"(4) APPOINTMENT.—The Comptroller General of the United States, in consultation with the chairs of the committees of jurisdiction of the House of Representatives and the Senate, shall appoint the members of the Commission.

"(5) CHAIRMAN; VICE CHAIRMAN.—The Comptroller General of the United States shall designate a member of the Commission, at the time of appointment of the member, as Chairman and a member as Vice Chairman for that term of appointment, except that in the case of vacancy of the Chairmanship or Vice Chairmanship, the Comptroller General may designate another member for the remainder of that member's term.

"(6) TERMS.—

"(A) IN GENERAL.—Except as provided in subparagraph (B), each member of the Commission shall be appointed for a term of 4 years.

"(B) TERMS OF INITIAL APPOINTEES.—Of the members first appointed—

"(i) 10 shall be appointed for a term of 4 years; and

"(ii) 9 shall be appointed for a term of 3 years.

"(7) COORDINATION.—To enhance effectiveness and coordination, the Comptroller General is encouraged, to the greatest extent possible, to seek coordination between the Commission and the National Advisory Council of the Agency for Healthcare Research and Quality.

"(8) CONFLICTS OF INTEREST.—In appointing the members of the Commission or a clinical perspective advisory panel described in paragraph (2)(G), the Comptroller General of the United States or the Commission, respectively, shall take into consideration any financial conflicts of interest.

"(9) COMPENSATION.—While serving on the business of the Commission (including traveltime), a member of the Commission shall be entitled to compensation at the per diem equivalent of the rate provided for level IV of the Executive Schedule under section 5315 of title 5, United States Code; and while so serving away from home and the member's regular place of business, a member may be allowed travel expenses, as authorized by the Director of the Commission.

"(10) AVAILABILITY OF REPORTS.—The Commission shall transmit to the Secretary a copy of each report submitted under this subsection and shall make such reports available to the public.

"(11) DIRECTOR AND STAFF; EXPERTS AND CONSULTANTS.—Subject to such review as the Secretary, in consultation with the Comptroller General deems necessary to assure the efficient administration of the Commission, the Commission may—

"(A) employ and fix the compensation of an Executive Director (subject to the approval of the Secretary, in consultation with the Comptroller General) and such other personnel as may be necessary to carry out its duties (without regard to the provisions of title 5, United States Code, governing appointments in the competitive service);

"(B) seek such assistance and support as may be required in the performance of its duties from appropriate Federal departments and agencies;

"(C) enter into contracts or make other arrangements, as may be necessary for the conduct of the work of the Commission (without regard to section 3709 of the Revised Statutes (41 U.S.C. 5));

"(D) make advance, progress, and other payments which relate to the work of the Commission;

“(E) provide transportation and subsistence for persons serving without compensation; and

“(F) prescribe such rules and regulations as it deems necessary with respect to the internal organization and operation of the Commission.

“(12) POWERS.—

“(A) OBTAINING OFFICIAL DATA.—The Commission may secure directly from any department or agency of the United States information necessary to enable it to carry out this section. Upon request of the Executive Director, the head of that department or agency shall furnish that information to the Commission on an agreed upon schedule.

“(B) DATA COLLECTION.—In order to carry out its functions, the Commission shall—

“(i) utilize existing information, both published and unpublished, where possible, collected and assessed either by its own staff or under other arrangements made in accordance with this section,

“(ii) carry out, or award grants or contracts for, original research and experimentation, where existing information is inadequate, and

“(iii) adopt procedures allowing any interested party to submit information for the Commission’s use in making reports and recommendations.

“(C) ACCESS OF GAO TO INFORMATION.—The Comptroller General shall have unrestricted access to all deliberations, records, and nonproprietary data of the Commission, immediately upon request.

“(D) PERIODIC AUDIT.—The Commission shall be subject to periodic audit by the Comptroller General.

“(C) RESEARCH REQUIREMENTS.—Any research conducted, supported, or synthesized under this section shall meet the following requirements:

“(1) ENSURING TRANSPARENCY, CREDIBILITY, AND ACCESS.—

“(A) The establishment of the agenda and conduct of the research shall be insulated from inappropriate political or stakeholder influence.

“(B) Methods of conducting such research shall be scientifically based.

“(C) All aspects of the prioritization of research, conduct of the research, and development of conclusions based on the research shall be transparent to all stakeholders.

“(D) The process and methods for conducting such research shall be publicly documented and available to all stakeholders.

“(E) Throughout the process of such research, the Center shall provide opportunities for all stakeholders involved to review and provide comment on the methods and findings of such research.

“(2) USE OF CLINICAL PERSPECTIVE ADVISORY PANELS.—The research shall meet a national research priority determined under subsection (b)(2)(A) and shall examine the specific research inquiry framed by the clinical perspective advisory panel for the national research priority.

“(3) STAKEHOLDER INPUT.—The priorities of the research, the research, and the dissemination of the research shall involve the consultation of patients, health care providers, and health care consumer representatives through transparent mechanisms recommended by the Commission.

“(d) PUBLIC ACCESS TO COMPARATIVE EFFECTIVENESS INFORMATION.—

“(1) IN GENERAL.—Not later than 90 days after receipt by the Center or Commission, as applicable, of a relevant report described in paragraph (2) made by the Center, Commission, or clinical perspective advisory panel under this section, appropriate information contained in such report shall be posted on the official public Internet site of the Center and of the Commission, as applicable.

“(2) RELEVANT REPORTS DESCRIBED.—For purposes of this section, a relevant report is each of the following submitted by a grantee or contractor of the Center:

“(A) An interim progress report.

“(B) A draft final comparative effectiveness review.

“(C) A final progress report on new research submitted for publication by a peer review journal.

“(D) Stakeholder comments.

“(E) A final report.

“(3) ACCESS BY CONGRESS AND THE COMMISSION TO THE CENTER’S INFORMATION.—Congress and the Commission shall each have unrestricted access to all deliberations, records, and nonproprietary data of the Center, immediately upon request.

“(e) DISSEMINATION AND INCORPORATION OF COMPARATIVE EFFECTIVENESS INFORMATION.—

“(1) DISSEMINATION.—The Center shall provide for the dissemination of appropriate findings produced by research supported, conducted, or synthesized under this section to health care providers, patients, vendors of health information technology focused on clinical decision support, appropriate professional associations, and Federal and private health plans.

“(2) INCORPORATION.—The Center shall assist users of health information technology focused on clinical decision support to promote the timely incorporation of the findings described in paragraph (1) into clinical practices and to promote the ease of use of such incorporation.

“(f) REPORTS TO CONGRESS.—

“(1) ANNUAL REPORTS.—Beginning not later than one year after the date of the enactment of this section, the Director of the Agency of Healthcare Research and Quality and the Center for Comparative Effectiveness Research shall submit to Congress an annual report on the activities of the Center and the Commission, as well as the research, conducted under this section.

“(2) RECOMMENDATION FOR FAIR SHARE PER CAPITA AMOUNT FOR ALL-PAYER FINANCING.—Beginning not later than December 31, 2009, the Secretary shall submit to Congress an annual recommendation for a fair share per capita amount described in subsection (c)(1) of section 9511 of the Internal Revenue Code of 1986 for purposes of funding the CERTF under such section.

“(3) ANALYSIS AND REVIEW.—Not later than December 31, 2011, the Secretary, in consultation with the Commission, shall submit to Congress a report on all activities conducted or supported under this section as of such date. Such report shall include an evaluation of the return on investment resulting from such activities, the overall costs of such activities, and an analysis of the backlog of any research proposals approved by the Commission but not funded. Such report shall also address whether Congress should expand the responsibilities of the Center and of the Commission to include studies of the effectiveness of various aspects of the health care delivery system, including health plans and delivery models, such as health plan features, benefit designs and performance, and the ways in which health services are organized, managed, and delivered.

“(g) COORDINATING COUNCIL FOR HEALTH SERVICES RESEARCH.—

“(1) ESTABLISHMENT.—The Secretary shall establish a permanent council (in this section referred to as the ‘Council’) for the purpose of—

“(A) assisting the offices and agencies of the Department of Health and Human Services, the Department of Veterans Affairs, the Department of Defense, and any other Federal department or agency to coordinate the conduct or support of health services research; and

“(B) advising the President and Congress on—

“(i) the national health services research agenda;

“(ii) strategies with respect to infrastructure needs of health services research; and

“(iii) appropriate organizational expenditures in health services research by relevant Federal departments and agencies.

“(2) MEMBERSHIP.—

“(A) NUMBER AND APPOINTMENT.—The Council shall be composed of 20 members. One member shall be the Director of the Agency for Healthcare Research and Quality. The Director shall appoint the other members not later than 30 days after the enactment of this Act.

“(B) TERMS.—

“(i) IN GENERAL.—Except as provided in clause (ii), each member of the Council shall be appointed for a term of 4 years.

“(ii) TERMS OF INITIAL APPOINTEES.—Of the members first appointed—

“(I) 8 shall be appointed for a term of 4 years; and

“(II) 7 shall be appointed for a term of 3 years.

“(iii) VACANCIES.—Any vacancies shall not affect the power and duties of the Council and shall be filled in the same manner as the original appointment.

“(C) QUALIFICATIONS.—

“(i) IN GENERAL.—The members of the Council shall include one senior official from each of the following agencies:

“(I) The Veterans Health Administration.

“(II) The Department of Defense Military Health Care System.

“(III) The Centers for Disease Control and Prevention.

“(IV) The National Center for Health Statistics.

“(V) The National Institutes of Health.

“(VI) The Center for Medicare & Medicaid Services.

“(VII) The Federal Employees Health Benefits Program.

“(ii) NATIONAL, PHILANTHROPIC FOUNDATIONS.—The members of the Council shall include 4 senior leaders from major national, philanthropic foundations that fund and use health services research.

“(iii) STAKEHOLDERS.—The remaining members of the Council shall be representatives of other stakeholders in health services research, including private purchasers, health plans, hospitals and other health facilities, and health consumer groups.

“(3) ANNUAL REPORT.—The Council shall submit to Congress an annual report on the progress of the implementation of the national health services research agenda.

“(h) FUNDING OF COMPARATIVE EFFECTIVENESS RESEARCH.—For fiscal year 2009 and each subsequent fiscal year, amounts in the Comparative Effectiveness Research Trust Fund (referred to in this section as the ‘CERTF’) under section 9511 of the Internal Revenue Code of 1986 shall be available to the Secretary to carry out this section.”

(b) COMPARATIVE EFFECTIVENESS RESEARCH TRUST FUND; FINANCING FOR TRUST FUND.—

(1) ESTABLISHMENT OF TRUST FUND.—

(A) IN GENERAL.—Subchapter A of chapter 98 of the Internal Revenue Code of 1986 (relating to trust fund code) is amended by adding at the end the following new section:

“SEC. 9511. HEALTH CARE COMPARATIVE EFFECTIVENESS RESEARCH TRUST FUND.

“(a) CREATION OF TRUST FUND.—There is established in the Treasury of the United States a trust fund to be known as the ‘Health Care Comparative Effectiveness Research Trust Fund’ (hereinafter in this section referred to as the ‘CERTF’), consisting of such amounts as may be appropriated or credited to such Trust Fund as provided in this section and section 9602(b).

“(b) TRANSFERS TO FUND.—There are hereby appropriated to the Trust Fund the following:

“(1) For fiscal year 2008, \$90,000,000.

“(2) For fiscal year 2009, \$100,000,000.

“(3) For fiscal year 2010, \$110,000,000.

“(4) For each fiscal year beginning with fiscal year 2011—

“(A) an amount equivalent to the net revenues received in the Treasury from the fees imposed under subchapter B of chapter 34 (relating to fees on health insurance and self-insured plans) for such fiscal year; and

“(B) subject to subsection (c)(2), amounts determined by the Secretary of Health and Human Services to be equivalent to the fair share per capita amount computed under subsection (c)(1) for the fiscal year multiplied by the average number of individuals entitled to benefits under part A, or enrolled under part B, of title XVIII of the Social Security Act during such fiscal year.

The amounts appropriated under paragraphs (1), (2), (3), and (4)(B) shall be transferred from the Federal Hospital Insurance Trust Fund and from the Federal Supplementary Medical Insurance Trust Fund (established under section 1841 of such Act), and from the Medicare Prescription Drug Account within such Trust Fund, in proportion (as estimated by the Secretary) to the total expenditures during such fiscal year that are made under title XVIII of such Act from the respective trust fund or account.

“(c) FAIR SHARE PER CAPITA AMOUNT.—

“(1) COMPUTATION.—

“(A) IN GENERAL.—Subject to subparagraph (B), the fair share per capita amount under this paragraph for a fiscal year (beginning with fiscal year 2011) is an amount computed by the Secretary of Health and Human Services for such fiscal year that, when applied under this section and subchapter B of chapter 34 of the Internal Revenue Code of 1986, will result in revenues to the CERTF of \$375,000,000 for the fiscal year.

“(B) ALTERNATIVE COMPUTATION.—

“(i) IN GENERAL.—If the Secretary is unable to compute the fair share per capita amount under subparagraph (A) for a fiscal year, the fair share per capita amount under this paragraph for the fiscal year shall be the default amount determined under clause (ii) for the fiscal year.

“(ii) DEFAULT AMOUNT.—The default amount under this clause for—

“(I) fiscal year 2011 is equal to \$2; or

“(II) a subsequent year is equal to the default amount under this clause for the preceding fiscal year increased by the annual percentage increase in the medical care component of the consumer price index (United States city average) for the 12-month period ending with April of the preceding fiscal year.

Any amount determined under subclause (II) shall be rounded to the nearest penny.

“(2) LIMITATION ON MEDICARE FUNDING.—In no case shall the amount transferred under subsection (b)(4)(B) for any fiscal year exceed \$90,000,000.

“(d) EXPENDITURES FROM FUND.—

“(1) IN GENERAL.—Subject to paragraph (2), amounts in the CERTF are available to the Secretary of Health and Human Services for carrying out section 1822 of the Social Security Act.

“(2) ALLOCATION FOR COMMISSION.—The following amounts in the CERTF for a fiscal year shall be available to carry out the activities of the Comparative Effectiveness Research Commission established under section 1822(b) of the Social Security Act for such fiscal year:

“(A) For fiscal year 2008, \$7,000,000.

“(B) For fiscal year 2009, \$9,000,000.

“(C) For each fiscal year beginning with 2010, \$10,000,000.

Nothing in this paragraph shall be construed as preventing additional amounts in the CERTF from being made available to the Comparative Effectiveness Research Commission for such activities.

“(e) NET REVENUES.—For purposes of this section, the term ‘net revenues’ means the amount estimated by the Secretary based on the excess of—

“(1) the fees received in the Treasury under subchapter B of chapter 34, over

“(2) the decrease in the tax imposed by chapter 1 resulting from the fees imposed by such subchapter.”.

(B) CLERICAL AMENDMENT.—The table of sections for such subchapter A is amended by adding at the end thereof the following new item:

“Sec. 9511. Health Care Comparative Effectiveness Research Trust Fund.”.

(2) FINANCING FOR FUND FROM FEES ON INSURED AND SELF-INSURED HEALTH PLANS.—

(A) GENERAL RULE.—Chapter 34 of the Internal Revenue Code of 1986 is amended by adding at the end the following new subchapter:

**“Subchapter B—Insured and Self-Insured Health Plans**

“Sec. 4375. Health insurance.

“Sec. 4376. Self-insured health plans.

“Sec. 4377. Definitions and special rules.

**“SEC. 4375. HEALTH INSURANCE.**

“(a) IMPOSITION OF FEE.—There is hereby imposed on each specified health insurance policy for each policy year a fee equal to the fair share per capita amount determined under section 9511(c)(1) multiplied by the average number of lives covered under the policy.

“(b) LIABILITY FOR FEE.—The fee imposed by subsection (a) shall be paid by the issuer of the policy.

“(c) SPECIFIED HEALTH INSURANCE POLICY.—For purposes of this section—

“(1) IN GENERAL.—Except as otherwise provided in this section, the term ‘specified health insurance policy’ means any accident or health insurance policy issued with respect to individuals residing in the United States.

“(2) EXEMPTION OF CERTAIN POLICIES.—The term ‘specified health insurance policy’ does not include any insurance policy if substantially all of the coverage provided under such policy relates to—

“(A) liabilities incurred under workers’ compensation laws,

“(B) tort liabilities,

“(C) liabilities relating to ownership or use of property,

“(D) credit insurance,

“(E) medicare supplemental coverage, or

“(F) such other similar liabilities as the Secretary may specify by regulations.

“(3) TREATMENT OF PREPAID HEALTH COVERAGE ARRANGEMENTS.—

“(A) IN GENERAL.—In the case of any arrangement described in subparagraph (B)—

“(i) such arrangement shall be treated as a specified health insurance policy, and

“(ii) the person referred to in such subparagraph shall be treated as the issuer.

“(B) DESCRIPTION OF ARRANGEMENTS.—An arrangement is described in this subparagraph if under such arrangement fixed payments or premiums are received as consideration for any person’s agreement to provide or arrange for the provision of accident or health coverage to residents of the United States, regardless of how such coverage is provided or arranged to be provided.

**“SEC. 4376. SELF-INSURED HEALTH PLANS.**

“(a) IMPOSITION OF FEE.—In the case of any applicable self-insured health plan for each plan year, there is hereby imposed a fee equal to the fair share per capita amount de-

termined under section 9511(c)(1) multiplied by the average number of lives covered under the plan.

“(b) LIABILITY FOR FEE.—

“(1) IN GENERAL.—The fee imposed by subsection (a) shall be paid by the plan sponsor.

“(2) PLAN SPONSOR.—For purposes of paragraph (1) the term ‘plan sponsor’ means—

“(A) the employer in the case of a plan established or maintained by a single employer,

“(B) the employee organization in the case of a plan established or maintained by an employee organization,

“(C) in the case of—

“(i) a plan established or maintained by 2 or more employers or jointly by 1 or more employers and 1 or more employee organizations,

“(ii) a multiple employer welfare arrangement, or

“(iii) a voluntary employees’ beneficiary association described in section 501(c)(9), the association, committee, joint board of trustees, or other similar group of representatives of the parties who establish or maintain the plan, or

“(D) the cooperative or association described in subsection (c)(2)(F) in the case of a plan established or maintained by such a cooperative or association.

“(c) APPLICABLE SELF-INSURED HEALTH PLAN.—For purposes of this section, the term ‘applicable self-insured health plan’ means any plan for providing accident or health coverage if—

“(1) any portion of such coverage is provided other than through an insurance policy, and

“(2) such plan is established or maintained—

“(A) by one or more employers for the benefit of their employees or former employees,

“(B) by one or more employee organizations for the benefit of their members or former members,

“(C) jointly by 1 or more employers and 1 or more employee organizations for the benefit of employees or former employees,

“(D) by a voluntary employees’ beneficiary association described in section 501(c)(9),

“(E) by any organization described in section 501(c)(6), or

“(F) in the case of a plan not described in the preceding subparagraphs, by a multiple employer welfare arrangement (as defined in section 3(40) of Employee Retirement Income Security Act of 1974), a rural electric cooperative (as defined in section 3(40)(B)(iv) of such Act), or a rural telephone cooperative association (as defined in section 3(40)(B)(v) of such Act).

**“SEC. 4377. DEFINITIONS AND SPECIAL RULES.**

“(a) DEFINITIONS.—For purposes of this subchapter—

“(1) ACCIDENT AND HEALTH COVERAGE.—The term ‘accident and health coverage’ means any coverage which, if provided by an insurance policy, would cause such policy to be a specified health insurance policy (as defined in section 4375(c)).

“(2) INSURANCE POLICY.—The term ‘insurance policy’ means any policy or other instrument whereby a contract of insurance is issued, renewed, or extended.

“(3) UNITED STATES.—The term ‘United States’ includes any possession of the United States.

“(b) TREATMENT OF GOVERNMENTAL ENTITIES.—

“(1) IN GENERAL.—For purposes of this subchapter—

“(A) the term ‘person’ includes any governmental entity, and

“(B) notwithstanding any other law or rule of law, governmental entities shall not be exempt from the fees imposed by this subchapter except as provided in paragraph (2).

“(2) TREATMENT OF EXEMPT GOVERNMENTAL PROGRAMS.—In the case of an exempt governmental program, no fee shall be imposed under section 4375 or section 4376 on any covered life under such program.

“(3) EXEMPT GOVERNMENTAL PROGRAM DEFINED.—For purposes of this subchapter, the term ‘exempt governmental program’ means—

“(A) any insurance program established under title XVIII of the Social Security Act,

“(B) the medical assistance program established by title XIX or XXI of the Social Security Act,

“(C) any program established by Federal law for providing medical care (other than through insurance policies) to individuals (or the spouses and dependents thereof) by reason of such individuals being—

“(i) members of the Armed Forces of the United States, or

“(ii) veterans, and

“(D) any program established by Federal law for providing medical care (other than through insurance policies) to members of Indian tribes (as defined in section 4(d) of the Indian Health Care Improvement Act).

“(c) TREATMENT AS TAX.—For purposes of subtitle F, the fees imposed by this subchapter shall be treated as if they were taxes.

“(d) NO COVER OVER TO POSSESSIONS.—Notwithstanding any other provision of law, no amount collected under this subchapter shall be covered over to any possession of the United States.”

(B) CLERICAL AMENDMENT.—Chapter 34 of such Code is amended by striking the chapter heading and inserting the following:

**“CHAPTER 34—TAXES ON CERTAIN INSURANCE POLICIES**

“SUBCHAPTER A. POLICIES ISSUED BY FOREIGN INSURERS

“SUBCHAPTER B. INSURED AND SELF-INSURED HEALTH PLANS

**“Subchapter A—Policies Issued By Foreign Insurers”.**

(C) EFFECTIVE DATE.—The amendments made by this subsection shall apply with respect to policies and plans for portions of policy or plan years beginning on or after October 1, 2010.

**SEC. 905. IMPLEMENTATION OF HEALTH INFORMATION TECHNOLOGY (IT) UNDER MEDICARE.**

(a) IN GENERAL.—Not later than January 1, 2010, the Secretary of Health and Human Services shall submit to Congress a report that includes—

(1) a plan to develop and implement a health information technology (health IT) system for all health care providers under the Medicare program that meets the specifications described in subsection (b); and

(2) an analysis of the impact, feasibility, and costs associated with the use of health information technology in medically underserved communities.

(b) PLAN SPECIFICATION.—The specifications described in this subsection, with respect to a health information technology system described in subsection (a), are the following:

(1) The system protects the privacy and security of individually identifiable health information.

(2) The system maintains and provides permitted access to health information in an electronic format (such as through computerized patient records or a clinical data repository).

(3) The system utilizes interface software that allows for interoperability.

(4) The system includes clinical decision support.

(5) The system incorporates e-prescribing and computerized physician order entry.

(6) The system incorporates patient tracking and reminders.

(7) The system utilizes technology that is open source (if available) or technology that has been developed by the government.

The report shall include an analysis of the financial and administrative resources necessary to develop such system and recommendations regarding the level of subsidies needed for all such health care providers to adopt the system.

**SEC. 906. DEVELOPMENT, REPORTING, AND USE OF HEALTH CARE MEASURES.**

(a) IN GENERAL.—Part E of title XVIII of the Social Security Act (42 U.S.C. 1395x et seq.) is amended by inserting after section 1889 the following:

**“DEVELOPMENT, REPORTING, AND USE OF HEALTH CARE MEASURES**

“SEC. 1890. (a) FOSTERING DEVELOPMENT OF HEALTH CARE MEASURES.—The Secretary shall designate, and have in effect an arrangement with, a single organization (such as the National Quality Forum) that meets the requirements described in subsection (c), under which such organization provides the Secretary with advice on, and recommendations with respect to, the key elements and priorities of a national system for establishing health care measures. The arrangement shall be effective beginning no sooner than January 1, 2008, and no later than September 30, 2008.

“(b) DUTIES.—The duties of the organization designated under subsection (a) (in this title referred to as the ‘designated organization’) shall, in accordance with subsection (d), include—

“(1) establishing and managing an integrated national strategy and process for setting priorities and goals in establishing health care measures;

“(2) coordinating the development and specifications of such measures;

“(3) establishing standards for the development and testing of such measures;

“(4) endorsing national consensus health care measures; and

“(5) advancing the use of electronic health records for automating the collection, aggregation, and transmission of measurement information.

“(c) REQUIREMENTS DESCRIBED.—For purposes of subsection (a), the requirements described in this subsection, with respect to an organization, are the following:

“(1) PRIVATE NONPROFIT.—The organization is a private nonprofit entity governed by a board and an individual designated as president and chief executive officer.

“(2) BOARD MEMBERSHIP.—The members of the board of the organization include representatives of—

“(A) health care providers or groups representing such providers;

“(B) health plans or groups representing health plans;

“(C) groups representing health care consumers;

“(D) health care purchasers and employers or groups representing such purchasers or employers; and

“(E) health care practitioners or groups representing practitioners.

“(3) OTHER MEMBERSHIP REQUIREMENTS.—The membership of the organization is representative of individuals with experience with—

“(A) urban health care issues;

“(B) safety net health care issues;

“(C) rural and frontier health care issues; and

“(D) health care quality and safety issues.

“(4) OPEN AND TRANSPARENT.—With respect to matters related to the arrangement described in subsection (a), the organization conducts its business in an open and transparent manner and provides the opportunity for public comment.

“(5) VOLUNTARY CONSENSUS STANDARDS SETTING ORGANIZATION.—The organization operates as a voluntary consensus standards setting organization as defined for purposes of section 12(d) of the National Technology Transfer and Advancement Act of 1995 (Public Law 104-113) and Office of Management and Budget Revised Circular A-119 (published in the Federal Register on February 10, 1998).

“(6) EXPERIENCE.—The organization has at least 7 years experience in establishing national consensus standards.

“(d) REQUIREMENTS FOR EFFECTIVENESS MEASURES.—In carrying out its duties under subsection (b), the designated organization shall ensure the following:

“(1) MEASURES.—The designated organization shall ensure that the measures established or endorsed under subsection (b) are evidence-based, reliable, and valid; and include—

“(A) measures of clinical processes and outcomes, patient experience, efficiency, and equity;

“(B) measures to assess effectiveness, timeliness, patient self-management, patient centeredness, and safety; and

“(C) measures of under use and over use.

“(2) PRIORITIES.—

“(A) IN GENERAL.—The designated organization shall ensure that priority is given to establishing and endorsing—

“(i) measures with the greatest potential impact for improving the effectiveness and efficiency of health care;

“(ii) measures that may be rapidly implemented by group health plans, health insurance issuers, physicians, hospitals, nursing homes, long-term care providers, and other providers;

“(iii) measures which may inform health care decisions made by consumers and patients; and

“(iv) measures that apply to multiple services furnished by different providers during an episode of care.

“(B) ANNUAL REPORT ON PRIORITIES; SECRETARIAL PUBLICATION AND COMMENT.—

“(i) ANNUAL REPORT.—The designated organization shall issue and submit to the Secretary a report by March 31 of each year (beginning with 2009) on the organization’s recommendations for priorities and goals in establishing and endorsing health care measures under this section over the next five years.

“(ii) SECRETARIAL REVIEW AND COMMENT.—After receipt of the report under clause (i) for a year, the Secretary shall publish the report in the Federal Register, including any comments of the Secretary on the priorities and goals set forth in the report.

“(3) RISK ADJUSTMENT.—The designated organization, in consultation with health care measure developers and other stakeholders, shall establish procedures to assure that health care measures established and endorsed under this section account for differences in patient health status, patient characteristics, and geographic location, as appropriate.

“(4) MAINTENANCE.—The designated organization, in consultation with owners and developers of health care measures, shall require the owners or developers of such measures to update and enhance such measures, including the development of more accurate and precise specifications, and retire existing outdated measures. Such updating shall occur not more often than once during each 12-month period, except in the case of emergent circumstances requiring a more immediate update to a measure.

“(e) USE OF HEALTH CARE MEASURES; REPORTING.—

“(1) USE OF MEASURES.—For purposes of activities authorized or required under this title, the Secretary shall select from health care measures—



“(A) recommended by multi-stakeholder groups; and

“(B) endorsed by the designated organization under subsection (b)(4).

“(2) REPORTING.—The Secretary shall implement procedures, consistent with generally accepted standards, to enable the Department of Health and Human Services to accept the electronic submission of data for purposes of—

“(A) effectiveness measurement using the health care measures developed pursuant to this section; and

“(B) reporting to the Secretary measures used to make value-based payments under this title.

“(f) CONTRACTS.—The Secretary, acting through the Agency for Healthcare Research and Quality, may contract with organizations to support the development and testing of health care measures meeting the standards established by the designated organization.

“(g) DISSEMINATION OF INFORMATION.—In order to make comparative effectiveness information available to health care consumers, health professionals, public health officials, oversight organizations, researchers, and other appropriate individuals and entities, the Secretary shall work with multi-stakeholder groups to provide for the dissemination of effectiveness information developed pursuant to this title.

“(h) FUNDING.—For purposes of carrying out subsections (a), (b), (c), and (d), including for expenses incurred for the arrangement under subsection (a) with the designated organization, there is payable from the Federal Hospital Insurance Trust Fund (established under section 1817) and the Federal Supplementary Medical Insurance Trust Fund (established under section 1841)—

“(1) for fiscal year 2008, \$15,000,000, multiplied by the ratio of the total number of months in the year to the number of months (and portions of months) of such year during which the arrangement under subsection (a) is effective; and

“(2) for each of the fiscal years, 2009 through 2012, \$15,000,000.”

#### SEC. 907. IMPROVEMENTS TO THE MEDIGAP PROGRAM.

(a) IMPLEMENTATION OF NAIC RECOMMENDATIONS.—The Secretary of Health and Human Services shall provide, under subsections (p)(1)(E) of section 1882 of the Social Security Act (42 U.S.C. 1395s), for implementation of the changes in the NAIC model law and regulations recommended by the National Association of Insurance Commissioners in its Model #651 (“Model Regulation to Implement the NAIC Medicare Supplement Insurance Minimum Standards Model Act”) on March 11, 2007, as modified to reflect the changes made under this Act. In carrying out the previous sentence, the benefit packages classified as “K” and “L” shall be eliminated and such NAIC recommendations shall be treated as having been adopted by such Association as of January 1, 2008.

(b) REQUIRED OFFERING OF A RANGE OF POLICIES.—

(1) IN GENERAL.—Subsection (o) of such section is amended by adding at the end the following new paragraph:

“(4) In addition to the requirement of paragraph (2), the issuer of the policy must make available to the individual at least medicare supplemental policies with benefit packages classified as ‘C’ or ‘F’.”

(2) EFFECTIVE DATE.—The amendment made by paragraph (1) shall apply to medicare supplemental policies issued on or after January 1, 2008.

(c) REMOVAL OF NEW BENEFIT PACKAGES.—Such section is further amended—

(1) in subsection (o)(1), by striking “(p), (v), and (w)” and inserting “(p) and (v)”;

(2) in subsection (v)(3)(A)(i), by striking “or a benefit package described in subparagraph (A) or (B) of subsection (w)(2)”;

(3) in subsection (w)—

(A) by striking “POLICIES” and all that follows through “The Secretary” and inserting “POLICIES.—The Secretary”;

(B) by striking the second sentence; and

(C) by striking paragraph (2).

#### TITLE X—REVENUES

##### SEC. 1001. INCREASE IN RATE OF EXCISE TAXES ON TOBACCO PRODUCTS AND CIGARETTE PAPERS AND TUBES.

(a) SMALL CIGARETTES.—Paragraph (1) of section 5701(b) of the Internal Revenue Code of 1986 is amended by striking “\$19.50 per thousand (\$17 per thousand on cigarettes removed during 2000 or 2001)” and inserting “\$42 per thousand”.

(b) LARGE CIGARETTES.—Paragraph (2) of section 5701(b) of such Code is amended by striking “\$40.95 per thousand (\$35.70 per thousand on cigarettes removed during 2000 or 2001)” and inserting “\$88.20 per thousand”.

(c) SMALL CIGARS.—Paragraph (1) of section 5701(a) of such Code is amended by striking “\$1.828 cents per thousand (\$1.594 cents per thousand on cigars removed during 2000 or 2001)” and inserting “\$42 per thousand”.

(d) LARGE CIGARS.—Paragraph (2) of section 5701(a) of such Code is amended—

(1) by striking “20.719 percent (18.063 percent on cigars removed during 2000 or 2001)” and inserting “44.63 percent”; and

(2) by striking “\$48.75 per thousand (\$42.50 per thousand on cigars removed during 2000 or 2001)” and inserting “\$1 per cigar”.

(e) CIGARETTE PAPERS.—Subsection (c) of section 5701 of such Code is amended by striking “1.22 cents (1.06 cents on cigarette papers removed during 2000 or 2001)” and inserting “2.63 cents”.

(f) CIGARETTE TUBES.—Subsection (d) of section 5701 of such Code is amended by striking “2.44 cents (2.13 cents on cigarette tubes removed during 2000 or 2001)” and inserting “5.26 cents”.

(g) SNUFF.—Paragraph (1) of section 5701(e) of such Code is amended by striking “58.5 cents (51 cents on snuff removed during 2000 or 2001)” and inserting “\$1.26”.

(h) CHEWING TOBACCO.—Paragraph (2) of section 5701(e) of such Code is amended by striking “19.5 cents (17 cents on chewing tobacco removed during 2000 or 2001)” and inserting “42 cents”.

(i) PIPE TOBACCO.—Subsection (f) of section 5701 of such Code is amended by striking “\$1.0969 cents (95.67 cents on pipe tobacco removed during 2000 or 2001)” and inserting “\$2.36”.

(j) ROLL-YOUR-OWN TOBACCO.—

(1) IN GENERAL.—Subsection (g) of section 5701 of such Code is amended by striking “\$1.0969 cents (95.67 cents on roll-your-own tobacco removed during 2000 or 2001)” and inserting “\$7.4667”.

(2) INCLUSION OF CIGAR TOBACCO.—Subsection (o) of section 5702 of such Code is amended by inserting “or cigars, or for use as wrappers for making cigars” before the period at the end.

(k) EFFECTIVE DATE.—The amendments made by this section shall apply to articles removed after December 31, 2007.

(l) FLOOR STOCKS TAXES.—

(1) IMPOSITION OF TAX.—On cigarettes manufactured in or imported into the United States which are removed before January 1, 2008, and held on such date for sale by any person, there is hereby imposed a tax in an amount equal to the excess of—

(A) the tax which would be imposed under section 5701 of the Internal Revenue Code of 1986 on the article if the article had been removed on such date, over

(B) the prior tax (if any) imposed under section 5701 of such Code on such article.

(2) AUTHORITY TO EXEMPT CIGARETTES HELD IN VENDING MACHINES.—To the extent provided in regulations prescribed by the Secretary, no tax shall be imposed by paragraph (1) on cigarettes held for retail sale on January 1, 2008, by any person in any vending machine. If the Secretary provides such a benefit with respect to any person, the Secretary may reduce the \$500 amount in paragraph (3) with respect to such person.

(3) CREDIT AGAINST TAX.—Each person shall be allowed as a credit against the taxes imposed by paragraph (1) an amount equal to \$500. Such credit shall not exceed the amount of taxes imposed by paragraph (1) for which such person is liable.

(4) LIABILITY FOR TAX AND METHOD OF PAYMENT.—

(A) LIABILITY FOR TAX.—A person holding cigarettes on January 1, 2008, to which any tax imposed by paragraph (1) applies shall be liable for such tax.

(B) METHOD OF PAYMENT.—The tax imposed by paragraph (1) shall be paid in such manner as the Secretary shall prescribe by regulations.

(C) TIME FOR PAYMENT.—The tax imposed by paragraph (1) shall be paid on or before April 14, 2008.

(5) ARTICLES IN FOREIGN TRADE ZONES.—Notwithstanding the Act of June 18, 1934 (48 Stat. 998, 19 U.S.C. 81a) and any other provision of law, any article which is located in a foreign trade zone on January 1, 2008, shall be subject to the tax imposed by paragraph (1) if—

(A) internal revenue taxes have been determined, or customs duties liquidated, with respect to such article before such date pursuant to a request made under the 1st proviso of section 3(a) of such Act, or

(B) such article is held on such date under the supervision of a customs officer pursuant to the 2d proviso of such section 3(a).

(6) DEFINITIONS.—For purposes of this subsection—

(A) IN GENERAL.—Terms used in this subsection which are also used in section 5702 of the Internal Revenue Code of 1986 shall have the respective meanings such terms have in such section.

(B) SECRETARY.—The term “Secretary” means the Secretary of the Treasury or the Secretary’s delegate.

(7) CONTROLLED GROUPS.—Rules similar to the rules of section 5061(e)(3) of such Code shall apply for purposes of this subsection.

(8) OTHER LAWS APPLICABLE.—All provisions of law, including penalties, applicable with respect to the taxes imposed by section 5701 of such Code shall, insofar as applicable and not inconsistent with the provisions of this subsection, apply to the floor stocks taxes imposed by paragraph (1), to the same extent as if such taxes were imposed by such section 5701. The Secretary may treat any person who bore the ultimate burden of the tax imposed by paragraph (1) as the person to whom a credit or refund under such provisions may be allowed or made.

##### SEC. 1002. EXEMPTION FOR EMERGENCY MEDICAL SERVICES TRANSPORTATION.

(a) IN GENERAL.—Subsection (1) of section 4041 of the Internal Revenue Code of 1986 is amended to read as follows:

“(1) EXEMPTION FOR CERTAIN USES.—

“(1) CERTAIN AIRCRAFT.—No tax shall be imposed under this section on any liquid sold for use in, or used in, a helicopter or a fixed-wing aircraft for purposes of providing transportation with respect to which the requirements of subsection (f) or (g) of section 4261 are met.

“(2) EMERGENCY MEDICAL SERVICES.—No tax shall be imposed under this section on any liquid sold for use in, or used in, any ambulance for purposes of providing transportation for emergency medical services. The



preceding sentence shall not apply to any liquid used after December 31, 2009.”.

(b) FUELS NOT USED FOR TAXABLE PURPOSES.—Section 6427 of such Code is amended by inserting after subsection (e) the following new subsection:

“(f) USE TO PROVIDE EMERGENCY MEDICAL SERVICES.—Except as provided in subsection (k), if any fuel on which tax was imposed by section 4081 or 4041 is used in an ambulance for a purpose described in section 4041(1)(2), the Secretary shall pay (without interest) to the ultimate purchaser of such fuel an amount equal to the aggregate amount of the tax imposed on such fuel. The preceding sentence shall not apply to any liquid used after December 31, 2009.”.

(c) TIME FOR FILING CLAIMS; PERIOD COVERED.—Paragraphs (1) and (2)(A) of section 6427(i) of such Code are each amended by inserting “(f),” after “(d),”.

(d) CONFORMING AMENDMENT.—Section 6427(d) of such Code is amended by striking “4041(1)” and inserting “4041(1)(1)”.

(e) EFFECTIVE DATE.—The amendments made by this section shall apply to fuel used in transportation provided in quarters beginning after the date of the enactment of this Act.

The SPEAKER pro tempore, Mr. TIERNEY, pursuant to House Resolution 594, recognized Messrs. RANGEL, McCRERY, DINGELL, and BARTON of Texas, for 30 minutes each.

When said bill was considered.

After debate,

On motion by Mr. BARTON of Texas, by unanimous consent,

Ordered, That the time for debate was extended by 1 hour, equally divided between Messrs. RANGEL, McCRERY, DINGELL, and BARTON of Texas.

After further debate,

The previous question having been ordered by said resolution.

The bill, as amended, was ordered to be engrossed and read a third time, was read a third time by title.

Ms. GRANGER moved to recommit the bill to the Committees on Energy and Commerce and Ways and Means with instructions to report the bill back to the House forthwith with the following amendments:

Amend title I to read as follows:

**TITLE I—EXTENSION OF STATE CHILDREN'S HEALTH INSURANCE PROGRAM (SCHIP)**

**SEC. 101. EXTENSION OF SCHIP.**

Section 2104(a) of the Social Security Act (42 U.S.C. 1397dd(a)) is amended—

(1) by striking “and” at the end of paragraph (9);

(2) by striking the period at the end of paragraph (10); and

(3) by adding at the end the following new paragraph:

“(11) for fiscal year 2008, \$5,000,000,000.”.

**SEC. 102. ADDITIONAL ALLOTMENTS TO ADDRESS SCHIP FUNDING SHORTFALLS FOR FISCAL YEAR 2008.**

Section 2104 of the Social Security Act (42 U.S.C. 1397dd) is amended by adding at the end the following new subsection:

“(i) AMOUNTS TO ELIMINATE FISCAL YEAR 2008 FUNDING SHORTFALLS.—

“(1) IN GENERAL.—From the amounts appropriated under paragraph (4), the Secretary shall allot to each shortfall State described in paragraph (2) such amount as the Secretary determines will eliminate the estimated shortfall described in such paragraph for the State for fiscal year 2008.

“(2) SHORTFALL STATE DESCRIBED.—For purposes of paragraph (1), a shortfall State

described in this paragraph is a State with a State child health plan approved under this title for which the Secretary estimates, on the basis of the most recent data available to the Secretary as of a date (specified by the Secretary) during fiscal year 2008, that the projected Federal expenditures under such plan for the State for fiscal year 2008 will exceed the sum of—

“(A) the amount of the State's allotments for each of fiscal years 2006 and 2007 that will not be expended by the end of fiscal year 2007;

“(B) the amount of the State's allotment for fiscal year 2008; and

“(C) the amounts, if any, that are to be redistributed to the State during fiscal year 2008 in accordance with subsection (f).

“(3) PRORATION RULE.—If the amount available under paragraph (4) is less than the total amount of the estimated shortfalls determined by the Secretary under paragraph (1), the amount of the estimated shortfall for each shortfall State determined under such paragraph shall be reduced proportionally.

“(4) APPROPRIATION; ALLOTMENT AUTHORITY.—For the purpose of providing additional allotments to shortfall States under this subsection, there is appropriated, out of any funds in the Treasury not otherwise appropriated, such sums as are necessary for fiscal year 2008, but not to exceed \$1,500,000,000.”.

**SEC. 103. OPTION FOR QUALIFYING STATES TO RECEIVE THE ENHANCED PORTION OF THE CHIP MATCHING RATE FOR MEDICAID COVERAGE OF CERTAIN CHILDREN.**

Section 2105(g) of the Social Security Act (42 U.S.C. 1397ee(g)) is amended—

(1) in paragraph (1)(A), by inserting “subject to paragraph (4),” after “Notwithstanding any other provision of law,”; and

(2) by adding at the end the following new paragraph:

“(4) OPTION FOR ALLOTMENTS FOR FISCAL YEARS 2008 THROUGH 2012.—

“(A) PAYMENT OF ENHANCED PORTION OF MATCHING RATE FOR CERTAIN EXPENDITURES.—In the case of expenditures described in subparagraph (B), a qualifying State (as defined in paragraph (2)) may elect to be paid from the State's allotment made under section 2104 for any of fiscal years 2008 through 2012 (insofar as the allotment is available to the State under subsections (e) and (i) of such section) an amount each quarter equal to the additional amount that would have been paid to the State under title XIX with respect to such expenditures if the enhanced FMAP (as determined under subsection (b)) had been substituted for the Federal medical assistance percentage (as defined in section 1905(b)).

“(B) EXPENDITURES DESCRIBED.—For purposes of subparagraph (A), the expenditures described in this subparagraph are expenditures made after the date of the enactment of this paragraph and during the period in which funds are available to the qualifying State for use under subparagraph (A), for the provision of medical assistance to individuals residing in the State who are eligible for medical assistance under the State plan under title XIX or under a waiver of such plan and who have not attained age 19, and whose family income equals or exceeds 133 percent of the poverty line but does not exceed the Medicaid applicable income level.”.

**SEC. 104. MAINTAINING LIMITATION ON ELIGIBILITY FOR ALIENS.**

Nothing in this Act shall be construed as changing the limitations imposed under title IV of the Personal Responsibility and Work Opportunity Reconciliation Act of 1996 on eligibility of aliens for medical or child health assistance benefits.

**SEC. 105. MAINTAINING CITIZENSHIP DOCUMENTATION REQUIREMENTS.**

Nothing in this Act shall be construed as changing the citizenship documentation requirements under the Medicaid program under title XIX of the Social Security Act, as originally provided under the amendments made by section 6036 of the Deficit Reduction Act of 2005 and as subsequently amended.

**SEC. 106. BIPARTISAN AND OPEN, TRANSPARENT PROCESS.**

It is the sense of Congress that the State Children's Health Insurance Program (SCHIP) under title XXI of the Social Security Act should be reauthorized and reformed through a bipartisan, open, fiscally responsible process.

In title II, strike all section but sections 201 and 202.

Amend title III to read as follows:

**TITLE III—PHYSICIAN PAYMENT UPDATE**  
**SEC. 301. UPDATE FOR PHYSICIANS' SERVICES FOR 2008.**

(a) UPDATE FOR 2006.—Section 1848(d) of the Social Security Act (42 U.S.C. 1395w(d)) is amended—

(1) in paragraph (4)(B), in the matter preceding clause (i), by striking “and (6)” and inserting “, (6), and (8)”; and

(2) by adding at the end the following new paragraph:

“(8) UPDATE FOR 2008.—The update to the single conversion factor established in paragraph (1)(C) for 2008 is 0 percent.”.

(b) TREATMENT.—The amendments made by subsection (a) shall not be treated as a change in law for purposes of applying section 1848(f)(2)(D) of the Social Security Act (42 U.S.C. 1395w-4(f)(2)(D)) and, for purposes of calculating the per capita rate of growth in expenditures under section 1853 of such Act for 2009 and subsequent years, such rate of growth in expenditures shall be calculated as if such amendments had not been enacted. In carrying out the previous sentence, the Secretary of Health and Human Services shall make such calculation for 2009 in conjunction with the promulgation of the physician fee schedule under section 1848 of such Act for that year and shall use such calculation for subsequent years in computing payment rates under part C of title XVIII of such Act.

**SEC. 302. FIXING PHYSICIAN SGR PROBLEM.**

It is the sense of the House of Representatives that Congress should permanently fix the problem of the physician fee schedule update under section 1848 of the Social Security Act being tied to a sustainable growth rate (SGR).

In title IV, strike all sections but sections 431 and 432.

In title V, strike all section but sections 504, 505, 508, and 509.

In the matter inserted by section 601(a), strike “2009” and insert “2008”.

In subtitle A of title VI, strike all sections but sections 601, 605, and 611.

In subtitle C of title VI, strike sections 635 through 639.

Strike subtitle D of title VI.

In title VII, strike all sections but sections 702, 705, 706, and 707.

Strike title VIII.

Strike title IX.

Strike section 1002.

After debate,

By unanimous consent, the previous question was ordered on the motion to recommit with instructions.

The question being put, viva voce,

Will the House recommit said bill with instructions?

The SPEAKER pro tempore, Mr. TIERNEY, announced that the nays had it.

Ms. GRANGER objected to the vote on the ground that a quorum was not present and not voting.

A quorum not being present,

The roll was called under clause 6, rule XX, and the call was taken by electronic device.

When there appeared { Yeas ..... 202 Nays ..... 226

¶108.20 [Roll No. 786]

YEAS—202

- Aderholt Gallegly Neugebauer
Akin Garrett (NJ) Nunes
Alexander Gerlach Paul
Bachmann Gilchrist Pearce
Bachus Gillmor Pence
Baker Gingrey Peterson (PA)
Barrett (SC) Gohmert Petri
Barrow Goode Pickering
Bartlett (MD) Goodlatte Pitts
Barton (TX) Granger Platts
Biggart Graves Poe
Bilbray Hall (TX) Porter
Bilirakis Hastert Price (GA)
Bishop (UT) Hastings (WA) Pryce (OH)
Blackburn Hayes Putnam
Blunt Heller Radanovich
Boehner Hensarling Ramstad
Bonner Herger Regula
Bono Hill Rehberg
Boozman Hobson Reichert
Boustany Hoekstra Green, Al
Brady (TX) Hulshof Green, Gene
Broun (GA) Hunter Grijalva
Brown (SC) Inglis (SC) Reynolds
Brown-Waite, Issa Rogers (AL)
Ginny Jindal Rogers (KY)
Buchanan Johnson (IL) Rogers (MI)
Burgess Jones (NC) Rohrabacher
Burton (IN) Jordan Roskam
Buyer Keller Royce
Calvert King (IA) Ryan (WI)
Camp (MI) King (NY) Sali
Campbell (CA) Kingston Schmidt
Cannon Kirk Sensenbrenner
Cantor Kline (MN) Shadegg
Capito Knollenberg Shays
Carney Kuhl (NY) Shimkus
Carter LaHood Shuler
Castle Lamborn Shuster
Chabot Latham Simpson
Coble LaTourette Smith (NE)
Cole (OK) Lewis (CA) Smith (NJ)
Conaway Lewis (KY) Smith (TX)
Cubin Linder Souder
Culberson LoBiondo Stearns
Davis (KY) Lucas Sullivan
Davis, David Lungren, Daniel
Davis, Tom E. Tancredo
Deal (GA) Mack Taylor
Dent Manzullo Terry
Donnelly Marchant Thornberry
Doolittle Marshall Tiahrt
Drake McCarthy (CA) Tiberi
Dreier McCaul (TX) Turner
Duncan McCotter Upton
Ehlers McCreery Walberg
Ellsworth McHenry Walden (OR)
Emerson McHugh Walsh (NY)
English (PA) McKeon Wamp
Everett McMorris Weldon (FL)
Fallin Rodgers Weller
Feehey Mica Westmoreland
Flake Miller (FL) Whitfield
Forbes Miller (MI) Wicker
Fortenberry Miller, Gary Wilson (NM)
Fossella Moran (KS) Wilson (SC)
Foxy Murphy, Tim Wolf
Franks (AZ) Musgrave Young (AK)
Frelinghuysen Myrick Young (FL)

NAYS—226

- Abercrombie Berry Capps
Ackerman Bishop (GA) Capuano
Allen Bishop (NY) Cardoza
Altmire Blumenauer Carnahan
Andrews Boren Carson
Arcuri Boswell Castor
Baca Boucher Chandler
Baird Boyd (FL) Clay
Baldwin Boyda (KS) Cleaver
Bean Brady (PA) Clyburn
Becerra Braley (IA) Cohen
Berkley Brown, Corrine Conyers
Berman Butterfield Cooper

- Costa Kagen
Costello Kanjorski
Courtney Kaptur
Cramer Kennedy
Crowley Kildee
Cuellar Kilpatrick
Cummings Kind
Davis (AL) Klein (FL)
Davis (CA) Kucinich
Davis (IL) Lampron
Davis, Lincoln Langevin
DeFazio Lantos
DeGette Larsen (WA)
Delahunt Larson (CT)
DeLauro Lee
Diaz-Balart, L. Levin
Diaz-Balart, M. Lewis (GA)
Dicks Lipinski
Dingell Loeb sack
Doggett Lofgren, Zoe
Doyle Lowey
Edwards Lynch
Ellison Mahoney (FL)
Emanuel Maloney (NY)
Engel Markey
Eshoo Matheson
Etheridge Matsui
Farr McCarthy (NY)
Fattah McCollum (MN)
Ferguson McDermott
Finler McGovern
Frank (MA) McIntyre
Giffords McNerney
Gillibrand McNulty
Gonzalez Meek (FL)
Gordon Meeke (NY)
Green, Al Melancon
Green, Gene Michaud
Grijalva Miller (NC)
Gutierrez Miller, George
Hall (NY) Mitchell
Hare Mollohan
Harman Moore (KS)
Hastings (FL) Moore (WI)
Herse th Sandlin Moran (VA)
Higgins Murphy (CT)
Hinojosa Murphy, Patrick
Hodes Murtha
Holden Neal (MA)
Oberstar Nader
Obey Napolitano
Oliver Neal (MA)
Ortiz Wasserman
Pallone Schultz
Pascrell Waters
Pastor Watson
Payne Weir
Pelosi Welch (VT)
Perlmutter Wexler
Peterson (MN) Wilson (OH)
Pomeroy Woolsey
Price (NC) Yarmuth

NOT VOTING—5

- Clarke Davis, Jo Ann Sessions
Crenshaw Johnson, Sam

So the motion to recommit was not agreed to.

The question being put, viva voce,

Will the House pass said bill?

The SPEAKER pro tempore, Mr. TIERNEY announced that the yeas had it.

Mr. MCCRERY demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The vote was taken by electronic device.

It was decided in the { Yeas ..... 225 affirmative ..... Nays ..... 204

¶108.21 [Roll No. 787]

YEAS—225

- Abercrombie Baird Berry
Ackerman Baldwin Bishop (GA)
Allen Barrow Bishop (NY)
Altmire Bean Blumenauer
Andrews Becerra Boswell
Arcuri Berkley Boucher
Baca Berman Boyd (FL)

- Boyd (KS) Hooley
Brady (PA) Hoyer
Braley (IA) Inslee
Brown, Corrine Israel
Butterfield Jackson (IL)
Capito Jackson-Lee
Capps (TX)
Capuano Jefferson
Cardoza Johnson (GA)
Carnahan Johnson, E. B.
Carney Jones (OH)
Carson Kagen
Castor Kanjorski
Chandler Kaptur
Clay Kennedy
Cleaver Kildee
Clyburn Kilpatrick
Cohen Kind
Conyers Klein (FL)
Costa Kucinich
Costello LaHood
Courtney Lampron
Cramer Langevin
Crowley Lantos
Cuellar Larsen (WA)
Cummings Larson (CT)
Davis (AL) Lee
Davis (CA) Levin
Davis (IL) Lewis (GA)
Davis, Lincoln Lipinski
DeFazio LoBiondo
DeGette Loeb sack
Delahunt Lofgren, Zoe
DeLauro Lowey
Dicks Lynch
Dingell Mahoney (FL)
Doggett Maloney (NY)
Doyle Markey
Edwards Matheson
Ellison Matsui
Emanuel McCarthy (NY)
Engel McCollum (MN)
Eshoo McDermott
Farr McGovern
Fattah McCreery
Ferguson McNulty
Filner Meek (FL)
Frank (MA) Meeke (NY)
Giffords Melancon
Gillibrand Michaud
Gonzalez Miller (NC)
Gordon Miller, George
Green, Al Mitchell
Green, Gene Mollohan
Grijalva Moore (KS)
Gutierrez Moore (WI)
Hall (NY) Moran (VA)
Hare Murphy (CT)
Harman Murphy, Patrick
Hastings (FL) Murtha
Herseth Sandlin Nader
Higgins Napolitano
Hinojosa Neal (MA)
Hirono Oberstar
Hodes Obey
Holden Oliver
Holt Pallone
Honda Pascrell

NAYS—204

- Aderholt Buyer Emerson
Akin Calvert English (PA)
Alexander Camp (MI) Etheridge
Bachmann Campbell (CA) Everett
Bachus Cannon Fallin
Baker Cantor Feehey
Barrett (SC) Carter Flake
Bartlett (MD) Castle Forbes
Barton (TX) Chabot Fortenberry
Biggart Coble Fossella
Bilbray Cole (OK) Foxx
Bilirakis Conaway Franks (AZ)
Bishop (UT) Cooper Frelinghuysen
Blackburn Cubin Gallegly
Blunt Culberson Garrett (NJ)
Boehner Davis (KY) Gerlach
Bonner Davis, David Gilchrist
Bono Davis, Tom Gillmor
Boozman Deal (GA) Gingrey
Boren Dent Gohmert
Boustany Diaz-Balart, L. Goode
Brady (TX) Diaz-Balart, M. Goodlatte
Broun (GA) Donnelly Granger
Brown (SC) Doolittle Graves
Brown-Waite, Drake Hall (TX)
Ginny Dreier Hastert
Buchanan Duncan Hastings (WA)
Burgess Ehlers Hayes
Burton (IN) Ellsworth Heller

Hensarling	McIntyre	Royce
Herger	McKeon	Ryan (WI)
Hill	McMorris	Sali
Hobson	Rodgers	Saxton
Hoekstra	Mica	Schmidt
Hulshof	Miller (FL)	Sensenbrenner
Hunter	Miller (MI)	Sessions
Inglis (SC)	Miller, Gary	Shadegg
Issa	Moran (KS)	Shimkus
Jindal	Murphy, Tim	Shuler
Johnson (IL)	Musgrave	Shuster
Jones (NC)	Myrick	Simpson
Jordan	Neugebauer	Smith (NE)
Keller	Nunes	Smith (NJ)
King (IA)	Paul	Smith (TX)
King (NY)	Pearce	Souder
Kingston	Pence	Stearns
Kirk	Peterson (PA)	Sullivan
Kline (MN)	Petri	Tancredo
Knollenberg	Pickering	Taylor
Kuhl (NY)	Pitts	Terry
Lamborn	Platts	Thornberry
Latham	Poe	Tiahrt
LaTourette	Porter	Tiberi
Lewis (CA)	Price (GA)	Turner
Lewis (KY)	Pryce (OH)	Upton
Linder	Putnam	Walberg
Lucas	Radanovich	Walden (OR)
Lungren, Daniel	Ramstad	Walsh (NY)
E.	Regula	Wamp
Mack	Rehberg	Weldon (FL)
Manzullo	Reichert	Weller
Marchant	Renzi	Westmoreland
Marshall	Reynolds	Whitfield
McCarthy (CA)	Rogers (AL)	Wicker
McCaul (TX)	Rogers (KY)	Wilson (NM)
McCotter	Rogers (MI)	Wilson (SC)
McCrery	Rohrabacher	Wolf
McHenry	Ros-Lehtinen	Young (AK)
McHugh	Roskam	Young (FL)

## NOT VOTING—4

Clarke	Davis, Jo Ann
Crenshaw	Johnson, Sam

So the bill was passed.

A motion to reconsider the vote whereby said bill was passed was, by unanimous consent, laid on the table.

*Ordered*, That the Clerk request the concurrence of the Senate in said bill.

#### ¶108.22 SUBMISSION OF CONFERENCE REPORT—H.R. 2272

Mr. GORDON of Tennessee, submitted a conference report (Rept. No. 110-289) on the bill (H.R. 2272) to invest in innovation through research and development, and to improve the competitiveness of the United States; together with a statement thereon, for printing in the CONGRESSIONAL RECORD under the rule.

#### ¶108.23 MESSAGE FROM THE PRESIDENT

A message in writing from the President of the United States was communicated to the House by Ms. Wanda Evans, one of his secretaries.

#### ¶108.24 MESSAGE FROM THE PRESIDENT—NATIONAL EMERGENCY REGARDING THE THREAT IN LEBANON

The SPEAKER pro tempore, Mr. ROSS, laid before the House a message from the President, which was read as follows:

*To the Congress of the United States:*

Pursuant to the International Emergency Economic Powers Act, as amended (50 U.S.C. 1701 et seq.) (IEEPA), I hereby report that I have issued an Executive Order declaring a national emergency to deal with the threat in Lebanon posed by the actions of certain persons to undermine Lebanon's legitimate and democratically elected government or democratic institutions, to contribute to the deliberate break-

down in the rule of law in Lebanon, including through politically motivated violence and intimidation, to reassert Syrian control or contribute to Syrian interference in Lebanon or to infringe upon or undermine Lebanese sovereignty, contributing to political and economic instability in that country and the region. Such actions constitute an unusual and extraordinary threat to the national security and foreign policy of the United States.

This order will block the property and interests in property of persons determined by the Secretary of the Treasury, in consultation with the Secretary of State, to have taken, or to pose a significant risk of taking, actions, including acts of violence, that have the purpose or effect of undermining Lebanon's democratic processes or institutions or contributing to the breakdown of the rule of law in Lebanon, supporting the reassertion of Syrian control or contributing to Syrian interference in Lebanon, or infringing upon or undermining Lebanese sovereignty. The order further authorizes the Secretary of the Treasury, in consultation with the Secretary of State, to block the property and interests in property of those persons determined to have materially assisted, sponsored, or provided financing, material, logistical, or technical support for, or goods or services in support of, such actions or any person whose property and interests in property are blocked pursuant to the order; to be a spouse or dependent child of any person whose property and interests in property are blocked pursuant to the order; or to be owned or controlled by, or to act or purport to act for or on behalf of, directly or indirectly, any person whose property and interests in property are blocked pursuant to the order.

I delegated to the Secretary of the Treasury, in consultation with the Secretary of State, the authority to take such actions, including the promulgation of rules and regulations, and to employ all powers granted to the President by IEEPA as may be necessary to carry out the purposes of my order.

I am enclosing a copy of the Executive Order I have issued.

GEORGE W. BUSH.

THE WHITE HOUSE, August 1, 2007.

By unanimous consent, the message, together with the accompanying papers, was referred to the Committee on Foreign Affairs and ordered to be printed (H. Doc. 110-53).

#### ¶108.25 PROVIDING FOR CONSIDERATION OF THE CONFERENCE REPORT ON H.R. 1495

Ms. MATSUI, by direction of the Committee on Rules, called up the following resolution (H. Res. 597):

*Resolved*, That upon adoption of this resolution it shall be in order to consider the conference report to accompany the bill (H.R. 1495) to provide for the conservation and development of water and related resources, to authorize the Secretary of the Army to construct various projects for improvements to rivers and harbors of the

United States, and for other purposes. All points of order against the conference report and against its consideration are waived. The conference report shall be considered as read.

When said resolution was considered. After debate,

Ms. MATSUI moved the previous question on the resolution to its adoption or rejection and, under the operation thereof, the resolution was agreed to.

A motion to reconsider the vote whereby said resolution was agreed to was, by unanimous consent, laid on the table.

#### ¶108.26 TRANSPORTATION EQUITY ACT

Mr. OBERSTAR moved to suspend the rules and pass the bill (H.R. 3248) to amend the Safe, Accountable, Flexible, Efficient Transportation Equity Act: A Legacy for Users to make technical corrections, and for other purposes.

The SPEAKER pro tempore, Mr. ROSS, recognized Mr. OBERSTAR and Mr. MICA, each for 20 minutes.

After debate,

The question being put, *viva voce*,

Will the House suspend the rules and pass said bill?

The SPEAKER pro tempore, Mr. ROSS, announced that two-thirds of the Members present had voted in the affirmative.

Mr. MICA demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Mr. ROSS, pursuant to clause 8, rule XX, announced that further proceedings on the question were postponed.

#### ¶108.27 WATER RESOURCES DEVELOPMENT

Mr. OBERSTAR, pursuant to H. Res. 597, called up the following conference report (Rept. No. 110-280):

The committee of conference on the disagreeing votes of the two Houses on the amendment of the Senate to the bill (H.R. 1495), to provide for the conservation and development of water and related resources, to authorize the Secretary of the Army to construct various projects for improvements to rivers and harbors of the United States, and for other purposes, having met, after full and free conference, have agreed to recommend and do recommend to their respective Houses as follows:

That the House recede from its disagreement to the amendment of the Senate and agree to the same with an amendment as follows:

In lieu of the matter proposed to be inserted by the Senate amendment, insert the following:

#### SECTION 1. SHORT TITLE; TABLE OF CONTENTS.

(a) *SHORT TITLE*.—This Act may be cited as the “Water Resources Development Act of 2007”.

(b) *TABLE OF CONTENTS*.—

Sec. 1. Short title; table of contents.

Sec. 2. Definition of Secretary.

#### TITLE I—WATER RESOURCES PROJECTS

Sec. 1001. Project authorizations.

Sec. 1002. Small projects for flood damage reduction.

Sec. 1003. Small projects for emergency streambank protection.

- Sec. 1004. *Small projects for navigation.*  
 Sec. 1005. *Small projects for improvement of the quality of the environment.*  
 Sec. 1006. *Small projects for aquatic ecosystem restoration.*  
 Sec. 1007. *Small projects for shoreline protection.*  
 Sec. 1008. *Small projects for snagging and sediment removal.*  
 Sec. 1009. *Small projects to prevent or mitigate damage caused by navigation projects.*  
 Sec. 1010. *Small projects for aquatic plant control.*

#### TITLE II—GENERAL PROVISIONS

- Sec. 2001. *Non-Federal contributions.*  
 Sec. 2002. *Funding to process permits.*  
 Sec. 2003. *Written agreement for water resources projects.*  
 Sec. 2004. *Compilation of laws.*  
 Sec. 2005. *Dredged material disposal.*  
 Sec. 2006. *Remote and subsistence harbors.*  
 Sec. 2007. *Use of other Federal funds.*  
 Sec. 2008. *Revision of project partnership agreement; cost sharing.*  
 Sec. 2009. *Expedited actions for emergency flood damage reduction.*  
 Sec. 2010. *Watershed and river basin assessments.*  
 Sec. 2011. *Tribal partnership program.*  
 Sec. 2012. *Wildfire firefighting.*  
 Sec. 2013. *Technical assistance.*  
 Sec. 2014. *Lakes program.*  
 Sec. 2015. *Cooperative agreements.*  
 Sec. 2016. *Training funds.*  
 Sec. 2017. *Access to water resource data.*  
 Sec. 2018. *Shore protection projects.*  
 Sec. 2019. *Ability to pay.*  
 Sec. 2020. *Aquatic ecosystem and estuary restoration.*  
 Sec. 2021. *Small flood damage reduction projects.*  
 Sec. 2022. *Small river and harbor improvement projects.*  
 Sec. 2023. *Protection of highways, bridge approaches, public works, and non-profit public services.*  
 Sec. 2024. *Modification of projects for improvement of the quality of the environment.*  
 Sec. 2025. *Remediation of abandoned mine sites.*  
 Sec. 2026. *Leasing authority.*  
 Sec. 2027. *Fiscal transparency report.*  
 Sec. 2028. *Support of Army civil works program.*  
 Sec. 2029. *Sense of Congress on criteria for operation and maintenance of harbor dredging projects.*  
 Sec. 2030. *Interagency and international support authority.*  
 Sec. 2031. *Water resources principles and guidelines.*  
 Sec. 2032. *Water resource priorities report.*  
 Sec. 2033. *Planning.*  
 Sec. 2034. *Independent peer review.*  
 Sec. 2035. *Safety assurance review.*  
 Sec. 2036. *Mitigation for fish and wildlife and wetlands losses.*  
 Sec. 2037. *Regional sediment management.*  
 Sec. 2038. *National shoreline erosion control development program.*  
 Sec. 2039. *Monitoring ecosystem restoration.*  
 Sec. 2040. *Electronic submission of permit applications.*  
 Sec. 2041. *Project administration.*  
 Sec. 2042. *Program administration.*  
 Sec. 2043. *Studies and reports for water resources projects.*  
 Sec. 2044. *Coordination and scheduling of Federal, State, and local actions.*  
 Sec. 2045. *Project streamlining.*  
 Sec. 2046. *Project deauthorization.*  
 Sec. 2047. *Federal hopper dredges.*

#### TITLE III—PROJECT-RELATED PROVISIONS

- Sec. 3001. *Black Warrior-Tombigbee Rivers, Alabama.*  
 Sec. 3002. *Cook Inlet, Alaska.*  
 Sec. 3003. *King Cove Harbor, Alaska.*  
 Sec. 3004. *Seward Harbor, Alaska.*

- Sec. 3005. *Sitka, Alaska.*  
 Sec. 3006. *Tatitlek, Alaska.*  
 Sec. 3007. *Rio De Flag, Flagstaff, Arizona.*  
 Sec. 3008. *Nogales Wash and tributaries flood control project, Arizona.*  
 Sec. 3009. *Tucson drainage area, Arizona.*  
 Sec. 3010. *Osceola Harbor, Arkansas.*  
 Sec. 3011. *St. Francis River Basin, Arkansas and Missouri.*  
 Sec. 3012. *Pine Mountain Dam, Arkansas.*  
 Sec. 3013. *Red-Ouachita River Basin Levees, Arkansas and Louisiana.*  
 Sec. 3014. *Cache Creek Basin, California.*  
 Sec. 3015. *CALFED stability program, California.*  
 Sec. 3016. *Compton Creek, California.*  
 Sec. 3017. *Grayson Creek/Murderer's Creek, California.*  
 Sec. 3018. *Hamilton Airfield, California.*  
 Sec. 3019. *John F. Baldwin Ship Channel and Stockton Ship Channel, California.*  
 Sec. 3020. *Kaweah River, California.*  
 Sec. 3021. *Larkspur Ferry Channel, Larkspur, California.*  
 Sec. 3022. *Llagas Creek, California.*  
 Sec. 3023. *Magpie Creek, California.*  
 Sec. 3024. *Pacific Flyway Center, Sacramento, California.*  
 Sec. 3025. *Petaluma River, Petaluma, California.*  
 Sec. 3026. *Pinole Creek, California.*  
 Sec. 3027. *Prado Dam, California.*  
 Sec. 3028. *Redwood City Navigation Channel, California.*  
 Sec. 3029. *Sacramento and American Rivers flood control, California.*  
 Sec. 3030. *Sacramento Deep Water Ship Channel, California.*  
 Sec. 3031. *Sacramento River bank protection, California.*  
 Sec. 3032. *Salton Sea restoration, California.*  
 Sec. 3033. *Santa Ana River Mainstem, California.*  
 Sec. 3034. *Santa Barbara Streams, Lower Mission Creek, California.*  
 Sec. 3035. *Santa Cruz Harbor, California.*  
 Sec. 3036. *Seven Oaks Dam, California.*  
 Sec. 3037. *Upper Guadalupe River, California.*  
 Sec. 3038. *Walnut Creek Channel, California.*  
 Sec. 3039. *Wildcat/San Pablo Creek Phase I, California.*  
 Sec. 3040. *Wildcat/San Pablo Creek Phase II, California.*  
 Sec. 3041. *Yuba River Basin project, California.*  
 Sec. 3042. *South Platte River basin, Colorado.*  
 Sec. 3043. *Intracoastal Waterway, Delaware River to Chesapeake Bay, Delaware and Maryland.*  
 Sec. 3044. *St. George's Bridge, Delaware.*  
 Sec. 3045. *Brevard County, Florida.*  
 Sec. 3046. *Broward County and Hillsboro Inlet, Florida.*  
 Sec. 3047. *Canaveral Harbor, Florida.*  
 Sec. 3048. *Gasparilla and Estero Islands, Florida.*  
 Sec. 3049. *Lido Key Beach, Sarasota, Florida.*  
 Sec. 3050. *Peanut Island, Florida.*  
 Sec. 3051. *Port Sutton, Florida.*  
 Sec. 3052. *Tampa Harbor-Big Bend Channel, Florida.*  
 Sec. 3053. *Tampa Harbor Cut B, Florida.*  
 Sec. 3054. *Allatoona Lake, Georgia.*  
 Sec. 3055. *Latham River, Glynn County, Georgia.*  
 Sec. 3056. *Dworshak Reservoir improvements, Idaho.*  
 Sec. 3057. *Little Wood River, Gooding, Idaho.*  
 Sec. 3058. *Beardstown Community Boat Harbor, Beardstown, Illinois.*  
 Sec. 3059. *Cache River Levee, Illinois.*  
 Sec. 3060. *Chicago River, Illinois.*  
 Sec. 3061. *Chicago Sanitary and Ship Canal dispersal barriers project, Illinois.*  
 Sec. 3062. *Emiquon, Illinois.*  
 Sec. 3063. *Lasalle, Illinois.*  
 Sec. 3064. *Spunky Bottoms, Illinois.*  
 Sec. 3065. *Cedar Lake, Indiana.*  
 Sec. 3066. *Koontz Lake, Indiana.*

- Sec. 3067. *White River, Indiana.*  
 Sec. 3068. *Des Moines River and Greenbelt, Iowa.*  
 Sec. 3069. *Perry Creek, Iowa.*  
 Sec. 3070. *Rathbun Lake, Iowa.*  
 Sec. 3071. *Hickman Bluff stabilization, Kentucky.*  
 Sec. 3072. *McAlpine Lock and Dam, Kentucky and Indiana.*  
 Sec. 3073. *Prestonsburg, Kentucky.*  
 Sec. 3074. *Amite River and tributaries, Louisiana, East Baton Rouge Parish Watershed.*  
 Sec. 3075. *Atchafalaya Basin Floodway System, Louisiana.*  
 Sec. 3076. *Atchafalaya Basin Floodway System, regional visitor center, Louisiana.*  
 Sec. 3077. *Atchafalaya River and Bayous Chene, Boeuf, and Black, Louisiana.*  
 Sec. 3078. *Bayou Plaquemine, Louisiana.*  
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**SEC. 2. DEFINITION OF SECRETARY.**

In this Act, the term "Secretary" means the Secretary of the Army.

**TITLE I—WATER RESOURCES PROJECTS**

**SEC. 1001. PROJECT AUTHORIZATIONS.**

Except as otherwise provided in this section, the following projects for water resources development and conservation and other purposes are authorized to be carried out by the Secretary substantially in accordance with the plans, and subject to the conditions, described in the respective reports designated in this section:

(1) HAINES, ALASKA.—The project for navigation, Haines, Alaska: Report of the Chief of Engineers dated December 20, 2004, at a total cost of \$14,040,000, with an estimated Federal cost of \$11,232,000 and an estimated non-Federal cost of \$2,808,000.

(2) PORT LIONS, ALASKA.—The project for navigation, Port Lions, Alaska: Report of the Chief of Engineers dated June 14, 2006, at a total cost of \$9,530,000, with an estimated Federal cost of \$7,624,000 and an estimated non-Federal cost of \$1,906,000.

(3) SANTA CRUZ RIVER, PASEO DE LAS IGLESIAS, ARIZONA.—The project for environmental restoration, Santa Cruz River, Pima County, Arizona: Report of the Chief of Engineers dated March 28, 2006, at a total cost of \$97,700,000, with an estimated Federal cost of \$63,300,000 and an estimated non-Federal cost of \$34,400,000.

(4) TANQUE VERDE CREEK, PIMA COUNTY, ARIZONA.—The project for environmental restoration, Tanque Verde Creek, Pima County, Arizona: Report of the Chief of Engineers dated July 22, 2003, at a total cost of \$5,906,000, with an estimated Federal cost of \$3,836,000 and an estimated non-Federal cost of \$2,070,000.

(5) SALT RIVER (RIO SALADO OESTE), MARICOPA COUNTY, ARIZONA.—The project for environmental restoration, Salt River (Rio Salado Oeste), Maricopa County, Arizona: Report of the Chief of Engineers dated December 19, 2006, at a total cost of \$166,650,000, with an estimated Federal cost of \$106,629,000 and an estimated non-Federal cost of \$60,021,000.

(6) SALT RIVER (VA SHLY'AY AKIMEL), MARICOPA COUNTY, ARIZONA.—

(A) IN GENERAL.—The project for environmental restoration, Salt River (Va Shly'ay Akimel), Arizona: Report of the Chief of Engineers dated January 3, 2005, at a total cost of \$162,100,000, with an estimated Federal cost of \$105,200,000 and an estimated non-Federal cost of \$56,900,000.

(B) COORDINATION WITH FEDERAL RECLAMATION PROJECTS.—The Secretary, to the maximum extent practicable, shall coordinate the design and construction of the project described in subparagraph (A) with the Bureau of Reclamation and any operating agent for any Federal reclamation project in the Salt River Basin to avoid impacts to existing Federal reclamation facilities and operations in the Salt River Basin.

(7) MAY BRANCH, FORT SMITH, ARKANSAS.—The project for flood damage reduction, May Branch, Fort Smith, Arkansas: Report of the Chief of Engineers dated December 19, 2006, at a total cost of \$30,850,000, with an estimated Federal cost of \$15,010,000 and an estimated non-Federal cost of \$15,840,000.

(8) HAMILTON CITY, GLENN COUNTY, CALIFORNIA.—The project for flood damage reduction and environmental restoration, Hamilton City, Glenn County, California: Report of the Chief of Engineers dated December 22, 2004, at a total cost of \$52,400,000, with an estimated Federal cost of \$34,100,000 and estimated non-Federal cost of \$18,300,000.

(9) SILVER STRAND SHORELINE, IMPERIAL BEACH, CALIFORNIA.—The project for storm damage reduction, Silver Strand Shoreline, Imperial

Beach, California: Report of the Chief of Engineers dated December 30, 2003, at a total cost of \$13,700,000, with an estimated Federal cost of \$8,521,000 and an estimated non-Federal cost of \$5,179,000, and at an estimated total cost of \$42,500,000 for periodic beach nourishment over the 50-year life of the project, with an estimated Federal cost of \$21,250,000 and an estimated non-Federal cost of \$21,250,000.

(10) MATILIIJA DAM, VENTURA COUNTY, CALIFORNIA.—The project for environmental restoration, Matilija Dam, Ventura County, California: Report of the Chief of Engineers dated December 20, 2004, at a total cost of \$144,500,000, with an estimated Federal cost of \$89,700,000 and an estimated non-Federal cost of \$54,800,000.

(11) MIDDLE CREEK, LAKE COUNTY, CALIFORNIA.—The project for flood damage reduction and environmental restoration, Middle Creek, Lake County, California: Report of the Chief of Engineers dated November 29, 2004, at a total cost of \$45,200,000, with an estimated Federal cost of \$29,500,000 and an estimated non-Federal cost of \$15,700,000.

(12) NAPA RIVER SALT MARSH RESTORATION, CALIFORNIA.—

(A) IN GENERAL.—The project for environmental restoration, Napa River Salt Marsh Restoration, Napa, California: Report of the Chief of Engineers dated December 22, 2004, at a total cost of \$134,500,000, with an estimated Federal cost of \$87,500,000 and an estimated non-Federal cost of \$47,000,000.

(B) ADMINISTRATION.—In carrying out the project authorized by this paragraph, the Secretary shall—

(i) construct a recycled water pipeline extending from the Sonoma Valley County Sanitation District Waste Water Treatment Plant and the Napa Sanitation District Waste Water Treatment Plant to the project; and

(ii) restore or enhance Salt Ponds 1, 1A, 2, and 3.

(13) DENVER COUNTY REACH, SOUTH PLATTE RIVER, DENVER, COLORADO.—The project for environmental restoration, Denver County Reach, South Platte River, Denver, Colorado: Report of the Chief of Engineers dated May 16, 2003, at a total cost of \$20,100,000, with an estimated Federal cost of \$13,065,000 and an estimated non-Federal cost of \$7,035,000.

(14) CENTRAL AND SOUTHERN FLORIDA, INDIAN RIVER LAGOON, FLORIDA.—

(A) IN GENERAL.—The Secretary may carry out the project for ecosystem restoration, water supply, flood control, and protection of water quality, Central and Southern Florida, Indian River Lagoon, Florida, at a total cost of \$1,365,000,000, with an estimated Federal cost of \$682,500,000 and an estimated non-Federal cost of \$682,500,000, in accordance with section 601 of the Water Resources Development Act of 2000 (114 Stat. 2680) and the recommendations of the report of the Chief of Engineers dated August 6, 2004.

(B) DEAUTHORIZATIONS.—The following projects are not authorized after the date of enactment of this Act:

(i) The uncompleted portions of the project for the C-44 Basin Storage Reservoir of the Comprehensive Everglades Restoration Plan, authorized by section 601(b)(2)(C)(i) of the Water Resources Development Act of 2000 (114 Stat. 2682), at a total cost of \$147,800,000, with an estimated Federal cost of \$73,900,000 and an estimated non-Federal cost of \$73,900,000.

(ii) The uncompleted portions of the Martin County, Florida, modifications to the project for Central and Southern Florida, authorized by section 203 of the Flood Control Act of 1968 (82 Stat. 740), at a total cost of \$15,471,000, with an estimated Federal cost of \$8,073,000 and an estimated non-Federal cost of \$7,398,000.

(iii) The uncompleted portions of the East Coast Backpumping, St. Lucie—Martin County, Spillway Structure S-311 modifications to the project for Central and Southern Florida, authorized by section 203 of the Flood Control Act of 1968 (82 Stat. 740), at a total cost of

\$77,118,000, with an estimated Federal cost of \$55,124,000 and an estimated non-Federal cost of \$21,994,000.

(15) COMPREHENSIVE EVERGLADES RESTORATION PLAN, CENTRAL AND SOUTHERN FLORIDA, PICAYUNE STRAND RESTORATION PROJECT, COLLIER COUNTY, FLORIDA.—The project for ecosystem restoration, Comprehensive Everglades Restoration Plan, Central and Southern Florida, Picayune Strand Restoration Project, Collier County, Florida: Report of the Chief of Engineers dated September 15, 2005, at a total cost of \$375,330,000 with an estimated Federal cost of \$187,665,000 and an estimated non-Federal cost of \$187,665,000.

(16) COMPREHENSIVE EVERGLADES RESTORATION PLAN, CENTRAL AND SOUTHERN FLORIDA, SITE 1 IMPOUNDMENT PROJECT, PALM BEACH COUNTY, FLORIDA.—The project for ecosystem restoration, Comprehensive Everglades Restoration Plan, Central and Southern Florida, Site 1 Impoundment Project, Palm Beach County, Florida: Report of the Chief of Engineers dated December 19, 2006, at a total cost of \$80,840,000, with an estimated Federal cost of \$40,420,000 and an estimated non-Federal cost of \$40,420,000.

(17) MIAMI HARBOR, MIAMI-DADE COUNTY, FLORIDA.—

(A) IN GENERAL.—The project for navigation, Miami Harbor, Miami-Dade County, Florida: Report of the Chief of Engineers dated April 25, 2005, at a total cost of \$125,270,000, with an estimated Federal cost of \$75,140,000 and an estimated non-Federal cost of \$50,130,000.

(B) GENERAL REEVALUATION REPORT.—The non-Federal share of the cost of the general reevaluation report that resulted in the report of the Chief of Engineers referred to in subparagraph (A) shall be the same percentage as the non-Federal share of cost of construction of the project.

(C) AGREEMENT.—The Secretary shall enter into a new partnership with the non-Federal interest to reflect the cost sharing required by subparagraph (B).

(18) EAST ST. LOUIS AND VICINITY, ILLINOIS.—The project for environmental restoration and recreation, East St. Louis and Vicinity, Illinois: Report of the Chief of Engineers dated December 22, 2004, at a total cost of \$208,260,000, with an estimated Federal cost of \$134,910,000 and an estimated non-Federal cost of \$73,350,000.

(19) PEORIA RIVERFRONT DEVELOPMENT, ILLINOIS.—The project for environmental restoration, Peoria Riverfront Development, Illinois: Report of the Chief of Engineers dated July 28, 2003, at a total cost of \$18,220,000, with an estimated Federal cost of \$11,840,000 and an estimated non-Federal cost of \$6,380,000.

(20) WOOD RIVER LEVEE SYSTEM RECONSTRUCTION, MADISON COUNTY, ILLINOIS.—The project for flood damage reduction, Wood River Levee System Reconstruction, Madison County, Illinois: Report of the Chief of Engineers dated July 18, 2006, at a total cost of \$17,220,000, with an estimated Federal cost of \$11,193,000 and an estimated non-Federal cost of \$6,027,000.

(21) DES MOINES AND RACCOON RIVERS, DES MOINES, IOWA.—The project for flood damage reduction, Des Moines and Raccoon Rivers, Des Moines, Iowa: Report of the Chief of Engineers dated March 28, 2006, at a total cost of \$10,780,000, with an estimated Federal cost of \$6,967,000 and an estimated non-Federal cost of \$3,813,000.

(22) LICKING RIVER BASIN, CYNTHIANA, KENTUCKY.—The project for flood damage reduction, Licking River Basin, Cynthiana, Kentucky: Report of the Chief of Engineers dated October 24, 2006, at a total cost of \$18,200,000, with an estimated Federal cost of \$11,830,000 and an estimated non-Federal cost of \$6,370,000.

(23) BAYOU SORREL LOCK, LOUISIANA.—The project for navigation, Bayou Sorrel Lock, Louisiana: Report of the Chief of Engineers dated January 3, 2005, at a total cost of \$9,600,000. The costs of construction of the project are to be paid ½ from amounts appropriated from the



general fund of the Treasury and 1/2 from amounts appropriated from the Inland Waterways Trust Fund.

(24) MORGANZA TO THE GULF OF MEXICO, LOUISIANA.—

(A) IN GENERAL.—The project for hurricane and storm damage reduction, Morganza to the Gulf of Mexico, Louisiana: Report of the Chief of Engineers dated August 23, 2002, and July 22, 2003, at a total cost of \$886,700,000, with an estimated Federal cost of \$576,355,000 and an estimated non-Federal cost of \$310,345,000.

(B) OPERATION AND MAINTENANCE.—The operation, maintenance, repair, rehabilitation, and replacement of the Houma Navigation Canal lock complex and the Gulf Intracoastal Waterway floodgate features of the project described in subparagraph (A) that provide for inland waterway transportation shall be a Federal responsibility in accordance with section 102 of the Water Resources Development Act of 1986 (33 U.S.C. 2212).

(25) PORT OF IBERIA, LOUISIANA.—The project for navigation, Port of Iberia, Louisiana: Report of the Chief of Engineers dated December 31, 2006, at a total cost of \$131,250,000, with an estimated Federal cost of \$105,315,000 and an estimated non-Federal cost of \$25,935,000; except that the Secretary, in consultation with Vermillion and Iberia Parishes, Louisiana, and consistent with the mitigation plan in the report, shall use available dredged material and rock placement on the south bank of the Gulf Intracoastal Waterway and the west bank of the Freshwater Bayou Channel to provide incidental storm surge protection that does not adversely affect the mitigation plan.

(26) SMITH ISLAND, SOMERSET COUNTY, MARYLAND.—The project for environmental restoration, Smith Island, Somerset County, Maryland: Report of the Chief of Engineers dated October 29, 2001, at a total cost of \$15,580,000, with an estimated Federal cost of \$10,127,000 and an estimated non-Federal cost of \$5,453,000.

(27) ROSEAU RIVER, ROSEAU, MINNESOTA.—The project for flood damage reduction, Roseau River, Roseau, Minnesota: Report of the Chief of Engineers dated December 19, 2006, at a total cost of \$25,100,000, with an estimated Federal cost of \$13,820,000 and an estimated non-Federal cost of \$11,280,000.

(28) ARGENTINE, EAST BOTTOMS, FAIRFAX-JERSEY CREEK, AND NORTH KANSAS LEVEES UNITS, MISSOURI RIVER AND TRIBUTARIES AT KANSAS CITIES, MISSOURI AND KANSAS.—The project for flood damage reduction, Argentine, East Bottoms, Fairfax-Jersey Creek, and North Kansas Levees units, Missouri River and tributaries at Kansas Cities, Missouri and Kansas: Report of the Chief of Engineers dated December 19, 2006, at a total cost of \$65,430,000, with an estimated Federal cost of \$42,530,000 and an estimated non-Federal cost of \$22,900,000.

(29) SWOPE PARK INDUSTRIAL AREA, BLUE RIVER, KANSAS CITY, MISSOURI.—The project for flood damage reduction, Swope Park Industrial Area, Blue River, Kansas City, Missouri: Report of the Chief of Engineers dated December 30, 2003, at a total cost of \$16,980,000, with an estimated Federal cost of \$11,037,000 and an estimated non-Federal cost of \$5,943,000.

(30) GREAT EGG HARBOR INLET TO TOWNSENDS INLET, NEW JERSEY.—The project for hurricane and storm damage reduction, Great Egg Harbor Inlet to Townsends Inlet, New Jersey: Report of the Chief of Engineers dated October 24, 2006, at a total cost of \$54,360,000, with an estimated Federal cost of \$35,069,000 and an estimated non-Federal cost of \$19,291,000, and at an estimated total cost of \$202,500,000 for periodic nourishment over the 50-year life of the project, with an estimated Federal cost of \$101,250,000 and an estimated non-Federal cost of \$101,250,000.

(31) HUDSON RARITAN ESTUARY, LIBERTY STATE PARK, NEW JERSEY.—

(A) IN GENERAL.—The project for environmental restoration, Hudson Raritan Estuary, Liberty State Park, New Jersey: Report of the

Chief of Engineers dated August 25, 2006, at a total cost of \$34,100,000, with an estimated Federal cost of \$22,200,000 and an estimated non-Federal cost of \$11,900,000.

(B) RESTORATION TEAMS.—In carrying out the project, the Secretary shall establish and utilize watershed restoration teams composed of estuary restoration experts from the Corps of Engineers, the New Jersey department of environmental protection, and the Port Authority of New York and New Jersey and other experts designated by the Secretary for the purpose of developing habitat restoration and water quality enhancement.

(32) NEW JERSEY SHORE PROTECTION STUDY, MANASQUAN INLET TO BARNEGAT INLET, NEW JERSEY.—The project for hurricane and storm damage reduction, New Jersey Shore Protection Study, Manasquan Inlet to Barnegat Inlet, New Jersey: Report of the Chief of Engineers dated December 30, 2003, at a total cost of \$71,900,000, with an estimated Federal cost of \$46,735,000 and an estimated non-Federal cost of \$25,165,000, and at an estimated total cost of \$119,680,000 for periodic beach nourishment over the 50-year life of the project, with an estimated Federal cost of \$59,840,000 and an estimated non-Federal cost of \$59,840,000.

(33) RARITAN BAY AND SANDY HOOK BAY, UNION BEACH, NEW JERSEY.—The project for hurricane and storm damage reduction, Raritan Bay and Sandy Hook Bay, Union Beach, New Jersey: Report of the Chief of Engineers dated January 4, 2006, at a total cost of \$115,000,000, with an estimated Federal cost of \$74,800,000 and an estimated non-Federal cost of \$40,200,000, and at an estimated total cost of \$6,500,000 for periodic nourishment over the 50-year life of the project, with an estimated Federal cost of \$3,250,000 and an estimated non-Federal cost of \$3,250,000.

(34) SOUTH RIVER, RARITAN RIVER BASIN, NEW JERSEY.—The project for hurricane and storm damage reduction and environmental restoration, South River, Raritan River Basin, New Jersey: Report of the Chief of Engineers dated July 22, 2003, at a total cost of \$122,300,000, with an estimated Federal cost of \$79,500,000 and an estimated non-Federal cost of \$42,800,000.

(35) SOUTHWEST VALLEY, BERNALILLO COUNTY, NEW MEXICO.—The project for flood damage reduction, Southwest Valley, Bernalillo County, New Mexico: Report of the Chief of Engineers dated November 29, 2004, at a total cost of \$24,840,000, with an estimated Federal cost of \$16,150,000 and an estimated non-Federal cost of \$8,690,000.

(36) MONTAUK POINT, NEW YORK.—The project for hurricane and storm damage reduction, Montauk Point, New York: Report of the Chief of Engineers dated March 31, 2006, at a total cost of \$14,600,000, with an estimated Federal cost of \$7,300,000 and an estimated non-Federal cost of \$7,300,000.

(37) HOCKING RIVER BASIN, MONDAY CREEK, OHIO.—

(A) IN GENERAL.—The project for ecosystem restoration, Hocking River Basin, Monday Creek, Ohio: Report of the Chief of Engineers dated August 24, 2006, at a total cost of \$20,980,000, with an estimated Federal cost of \$13,440,000 and an estimated non-Federal cost of \$7,540,000.

(B) WAYNE NATIONAL FOREST.—

(i) IN GENERAL.—The Secretary, in cooperation with the Secretary of Agriculture, may construct other project features on property that is located in the Wayne National Forest, Ohio, owned by the United States and managed by the Forest Service as described in the report of the Corps of Engineers entitled "Hocking River Basin, Ohio, Monday Creek Sub-Basin Ecosystem Restoration Project Feasibility Report and Environmental Assessment".

(ii) COST.—Each project feature carried out on Federal land shall be designed, constructed, operated, and maintained at Federal expense.

(iii) AUTHORIZATION OF APPROPRIATIONS.—There is authorized to be appropriated to the Secretary of Agriculture to carry out this subparagraph \$1,270,000.

(38) TOWN OF BLOOMSBURG, COLUMBIA COUNTY, PENNSYLVANIA.—The project for flood damage reduction, town of Bloomsburg, Columbia County, Pennsylvania: Report of the Chief of Engineers dated January 25, 2006, at a total cost of \$44,500,000, with an estimated Federal cost of \$28,925,000 and an estimated non-Federal cost of \$15,575,000.

(39) PAWLEYS ISLAND, SOUTH CAROLINA.—The project for hurricane and storm damage reduction, Pawleys Island, South Carolina: Report of the Chief of Engineers dated December 19, 2006, at a total cost of \$8,980,000, with an estimated Federal cost of \$5,840,000 and an estimated non-Federal cost of \$3,140,000, and at an estimated total cost of \$21,200,000 for periodic nourishment over the 50-year life of the project, with an estimated Federal cost of \$10,600,000 and an estimated non-Federal cost of \$10,600,000.

(40) CORPUS CHRISTI SHIP CHANNEL, CORPUS CHRISTI, TEXAS.—

(A) IN GENERAL.—The project for navigation and ecosystem restoration, Corpus Christi Ship Channel, Texas: Report of the Chief of Engineers dated June 2, 2003, at a total cost of \$188,110,000, with an estimated Federal cost of \$87,810,000 and an estimated non-Federal cost of \$100,300,000.

(B) NAVIGATIONAL SERVITUDE.—In carrying out the project under subparagraph (A), the Secretary shall enforce the navigational servitude in the Corpus Christi Ship Channel (including the removal or relocation of any facility obstructing the project) consistent with the cost sharing requirements of section 101 of the Water Resources Development Act of 1986 (33 U.S.C. 2211).

(41) GULF INTRACOASTAL WATERWAY, BRAZOS RIVER TO PORT O'CONNOR, MATAGORDA BAY ROUTE, TEXAS.—The project for navigation, Gulf Intracoastal Waterway, Brazos River to Port O'Connor, Matagorda Bay Re-Route, Texas: Report of the Chief of Engineers dated December 24, 2002, at a total cost of \$17,280,000. The costs of construction of the project are to be paid 1/2 from amounts appropriated from the general fund of the Treasury and 1/2 from amounts appropriated from the Inland Waterways Trust Fund.

(42) GULF INTRACOASTAL WATERWAY, HIGH ISLAND TO BRAZOS RIVER, TEXAS.—The project for navigation, Gulf Intracoastal Waterway, High Island to Brazos River, Texas: Report of the Chief of Engineers dated April 16, 2004, at a total cost of \$14,450,000. The costs of construction of the project are to be paid 1/2 from amounts appropriated from the general fund of the Treasury and 1/2 from amounts appropriated from the Inland Waterways Trust Fund.

(43) LOWER COLORADO RIVER BASIN PHASE I, TEXAS.—The project for flood damage reduction and ecosystem restoration, Lower Colorado River Basin Phase I, Texas: Report of the Chief of Engineers dated December 31, 2006, at a total cost of \$110,730,000, with an estimated Federal cost of \$69,640,000 and an estimated non-Federal cost of \$41,090,000.

(44) ATLANTIC INTRACOASTAL WATERWAY BRIDGE REPLACEMENT, DEEP CREEK, CHESAPEAKE, VIRGINIA.—The project for Atlantic Intracoastal Waterway Bridge Replacement, Deep Creek, Chesapeake, Virginia: Report of the Chief of Engineers dated March 3, 2003, at a total cost of \$37,200,000.

(45) CRANEY ISLAND EASTWARD EXPANSION, NORFOLK HARBOR AND CHANNELS, HAMPTON ROADS, VIRGINIA.—

(A) IN GENERAL.—The project for navigation, Craney Island Eastward Expansion, Norfolk Harbor and Channels, Hampton Roads, Virginia: Report of Chief of Engineers dated October 24, 2006, at a total cost of \$712,103,000.

(B) NON-FEDERAL SHARE.—Notwithstanding sections 101 and 103 of the Water Resources Development Act of 1986 (33 U.S.C. 2211 and 2213), the Federal share of the cost of the project shall be 50 percent.

(46) CENTRALIA, CHEHALIS RIVER, LEWIS COUNTY, WASHINGTON.—

(A) IN GENERAL.—The project for flood damage reduction, Centralia, Chehalis River, Lewis County, Washington: Report of the Chief of Engineers dated September 27, 2004, at a total cost of \$123,770,000, with an estimated Federal cost of \$74,740,000 and an estimated non-Federal cost of \$49,030,000.

(B) CREDIT.—The Secretary shall—

(i) credit, in accordance with section 221 of the Flood Control Act of 1970 (42 U.S.C. 1962d–5b), toward the non-Federal share of the cost of the project up to \$6,500,000 for the cost of planning and design work carried out by the non-Federal interest in accordance with the project study plan dated November 28, 1999; and

(ii) credit toward the non-Federal share of the cost of the project the cost of design and construction work carried out by the non-Federal interest before the date of the partnership agreement for the project if the Secretary determines that the work is integral to the project.

**SEC. 1002. SMALL PROJECTS FOR FLOOD DAMAGE REDUCTION.**

(a) IN GENERAL.—The Secretary shall conduct a study for each of the following projects and, if the Secretary determines that a project is feasible, may carry out the project under section 205 of the Flood Control Act of 1948 (33 U.S.C. 701s):

(1) HALEYVILLE, ALABAMA.—Project for flood damage reduction, Haleyville, Alabama.

(2) WEISS LAKE, ALABAMA.—Project for flood damage reduction, Weiss Lake, Alabama.

(3) FORT YUKON, ALASKA.—Project for flood damage reduction, Fort Yukon, Alaska.

(4) LITTLE COLORADO RIVER LEVEE, ARIZONA.—Project for flood damage reduction, Little Colorado River Levee, Arizona.

(5) CACHE RIVER BASIN, GRUBBS, ARKANSAS.—Project for flood damage reduction, Cache River Basin, Grubbs, Arkansas.

(6) BARREL SPRINGS WASH, PALMDALE, CALIFORNIA.—Project for flood damage reduction, Barrel Springs Wash, Palmdale, California.

(7) BORREGO SPRINGS, CALIFORNIA.—Project for flood damage reduction, Borrego Springs, California.

(8) COLTON, CALIFORNIA.—Project for flood damage reduction, Colton, California.

(9) DUNLAP STREAM, YUCAIPA, CALIFORNIA.—Project for flood damage reduction, Dunlap Stream, Yucaipa, California.

(10) HUNTS CANYON WASH, PALMDALE, CALIFORNIA.—Project for flood damage reduction, Hunts Canyon Wash, Palmdale, California.

(11) ONTARIO AND CHINO, CALIFORNIA.—Project for flood damage reduction, Ontario and Chino, California.

(12) SANTA VENETIA, CALIFORNIA.—Project for flood damage reduction, Santa Venetia, California.

(13) WHITTIER, CALIFORNIA.—Project for flood damage reduction, Whittier, California.

(14) WILDWOOD CREEK, YUCAIPA, CALIFORNIA.—Project for flood damage reduction, Wildwood Creek, Yucaipa, California.

(15) BIBB COUNTY AND CITY OF MACON LEVEE, GEORGIA.—Project for flood damage reduction, Bibb County and City of Macon Levee, Georgia.

(16) FORT WAYNE AND VICINITY, INDIANA.—Project for flood damage reduction, St. Mary's and Maumee Rivers, Fort Wayne and vicinity, Indiana.

(17) ST. FRANCISVILLE, LOUISIANA.—Project for flood damage reduction, St. Francisville, Louisiana.

(18) SALEM, MASSACHUSETTS.—Project for flood damage reduction, Salem, Massachusetts.

(19) CASS RIVER, MICHIGAN.—Project for flood damage reduction, Cass River, Vassar and vicinity, Michigan.

(20) CROW RIVER, ROCKFORD, MINNESOTA.—Project for flood damage reduction, Crow River, Rockford, Minnesota.

(21) MARSH CREEK, MINNESOTA.—Project for flood damage reduction, Marsh Creek, Minnesota.

(22) SOUTH BRANCH OF THE WILD RICE RIVER, BORUP, MINNESOTA.—Project for flood damage

reduction, South Branch of the Wild Rice River, Borup, Minnesota.

(23) BLACKSNAKE CREEK, ST. JOSEPH, MISSOURI.—Project for flood damage reduction, Blacksnake Creek, St. Joseph, Missouri.

(24) ACID BROOK, POMPTON LAKES, NEW JERSEY.—Project for flood damage reduction, Acid Brook, Pompton Lakes, New Jersey.

(25) CANISTEO RIVER, ADDISON, NEW YORK.—Project for flood damage reduction, Canisteo River, Addison, New York.

(26) COHOCTON RIVER, CAMPBELL, NEW YORK.—Project for flood damage reduction, Cohocton River, Campbell, New York.

(27) DRY AND OTHER CREEKS, CORTLAND, NEW YORK.—Project for flood damage reduction, Dry and Other Creeks, Cortland, New York.

(28) EAST RIVER, SILVER BEACH, NEW YORK CITY, NEW YORK.—Project for flood damage reduction, East River, Silver Beach, New York City, New York.

(29) EAST VALLEY CREEK, ANDOVER, NEW YORK.—Project for flood damage reduction, East Valley Creek, Andover, New York.

(30) SUNNYSIDE BROOK, WESTCHESTER COUNTY, NEW YORK.—Project for flood damage reduction, Sunnyside Brook, Westchester County, New York.

(31) LITTLE YANKEE AND MUD RUN, TRUMBULL COUNTY, OHIO.—Project for flood damage reduction, Little Yankee and Mud Run, Trumbull County, Ohio.

(32) LITTLE NESHAMINY CREEK, WARRINGTON, PENNSYLVANIA.—Project for flood damage reduction, Little Neshaminy Creek, Warrington, Pennsylvania.

(33) SOUTHAMPTON CREEK WATERSHED, SOUTHAMPTON, PENNSYLVANIA.—Project for flood damage reduction, Southampton Creek watershed, Southampton, Pennsylvania.

(34) SPRING CREEK, LOWER MACUNGIE TOWNSHIP, PENNSYLVANIA.—Project for flood damage reduction, Spring Creek, Lower Macungie Township, Pennsylvania.

(35) YARDLEY AQUEDUCT, SILVER AND BROCK CREEKS, YARDLEY, PENNSYLVANIA.—Project for flood damage reduction, Yardley Aqueduct, Silver and Brock Creeks, Yardley, Pennsylvania.

(36) SURFSIDE BEACH, SOUTH CAROLINA.—Project for flood damage reduction, Surfside Beach and vicinity, South Carolina.

(37) SANDY CREEK, JACKSON COUNTY, TENNESSEE.—A project for flood damage reduction, Sandy Creek, Jackson County, Tennessee.

(38) CONGELOSI DITCH, MISSOURI CITY, TEXAS.—Project for flood damage reduction, Congelosi Ditch, Missouri City, Texas.

(39) DILLEY, TEXAS.—Project for flood damage reduction, Dilley, Texas.

(40) CHEYENNE, WYOMING.—Project for flood damage reduction, Cheyenne, Wyoming.

(b) SPECIAL RULES.—

(1) CACHE RIVER BASIN, GRUBBS, ARKANSAS.—The Secretary may proceed with the project for the Cache River Basin, Grubbs, Arkansas, referred to in subsection (a)(5), notwithstanding that the project is located within the boundaries of the flood control project, Cache River Basin, Arkansas and Missouri, authorized by section 204 of the Flood Control Act of 1950, (64 Stat. 172) and modified by section 99 of the Water Resources Development Act of 1974 (88 Stat. 41).

(2) ONTARIO AND CHINO, CALIFORNIA.—The Secretary shall carry out the project for flood damage reduction, Ontario and Chino, California, referred to in subsection (a)(11) if the Secretary determines that the project is feasible.

(3) SANTA VENETIA, CALIFORNIA.—The Secretary shall carry out the project for flood damage reduction, Santa Venetia, California, referred to in subsection (a)(12) if the Secretary determines that the project is feasible and shall allow the non-Federal interest to participate in the financing of the project in accordance with section 903(c) of the Water Resources Development Act of 1986 (100 Stat. 4184) to the extent that the Secretary's evaluation indicates that applying such section is necessary to implement the project.

(4) WHITTIER, CALIFORNIA.—The Secretary shall carry out the project for flood damage reduction, Whittier, California, referred to in subsection (a)(13) if the Secretary determines that the project is feasible.

(5) WILDWOOD CREEK, YUCAIPA, CALIFORNIA.—The Secretary shall review the locally prepared plan for the project for flood damage, Wildwood Creek, California, referred to in subsection (a)(14) and, if the Secretary determines that the plan meets the evaluation and design standards of the Corps of Engineers and that the plan is feasible, the Secretary may use the plan to carry out the project and shall provide credit toward the non-Federal share of the cost of the project for the cost of work carried out by the non-Federal interest before the date of the partnership agreement for the project if the Secretary determines that the work is integral to the project.

(6) FORT WAYNE AND VICINITY, INDIANA.—In carrying out the project for flood damage reduction, St. Mary's and Maumee Rivers, Fort Wayne and vicinity, Indiana, referred to in subsection (a)(16) the Secretary shall—

(A) provide a 100-year level of flood protection at the Berry Thieme, Park-Thompson, Woodhurst, and Tillman sites along the St. Mary's River; and

(B) allow the non-Federal interest to participate in the financing of the project in accordance with section 903(c) of the Water Resources Development Act of 1986 (100 Stat. 4184) to the extent that the Secretary's evaluation indicates that applying such section is necessary to implement the project.

(7) SOUTH BRANCH OF THE WILD RICE RIVER, BORUP, MINNESOTA.—In carrying out the project for flood damage reduction, South Branch of the Wild Rice River, Borup, Minnesota, referred to in subsection (a)(22) the Secretary may consider national ecosystem restoration benefits in determining the Federal interest in the project and shall allow the non-Federal interest to participate in the financing of the project in accordance with section 903(c) of the Water Resources Development Act of 1986 (100 Stat. 4184) to the extent that the Secretary's evaluation indicates that applying such section is necessary to implement the project.

(8) ACID BROOK, POMPTON LAKES, NEW JERSEY.—The Secretary shall carry out the project for flood damage reduction, Acid Brook, Pompton Lakes, New Jersey, referred to in subsection (a)(24) if the Secretary determines that the project is feasible.

(9) SANDY CREEK, TENNESSEE.—Consistent with the report of the Chief of Engineers dated March 24, 1948, on the West Tennessee Tributaries project, in carrying out the project for flood damage reduction, Sandy Creek, Tennessee, referred to in section (a)(37)—

(A) Sandy Creek shall not be considered to be an authorized channel of the West Tennessee Tributaries project; and

(B) the project shall not be considered to be part of the West Tennessee Tributaries project.

(10) DILLEY, TEXAS.—The Secretary shall carry out the project for flood damage reduction, Dilley, Texas, referred to in subsection (a)(39) if the Secretary determines that the project is feasible.

**SEC. 1003. SMALL PROJECTS FOR EMERGENCY STREAMBANK PROTECTION.**

The Secretary shall conduct a study for each of the following projects and, if the Secretary determines that a project is feasible, may carry out the project under section 14 of the Flood Control Act of 1946 (33 U.S.C. 701r):

(1) ALISO CREEK, CALIFORNIA.—Projects for emergency streambank protection, Aliso Creek, California.

(2) ST. JOHNS BLUFF TRAINING WALL, DUVAL COUNTY, FLORIDA.—Project for emergency streambank protection, St. Johns Bluff Training Wall, Duval County, Florida.

(3) GULF INTRACOASTAL WATERWAY, IBERVILLE PARISH, LOUISIANA.—Projects for emergency streambank protection, Gulf Intracoastal Waterway, Iberville Parish, Louisiana.

(4) OUACHITA AND BLACK RIVERS, ARKANSAS AND LOUISIANA.—Projects for emergency streambank protection, Ouachita and Black Rivers, Arkansas and Louisiana.

(5) PINEY POINT LIGHTHOUSE, ST. MARY'S COUNTY, MARYLAND.—Project for emergency streambank protection, Piney Point Lighthouse, St. Mary's County, Maryland.

(6) PUG HOLE LAKE, MINNESOTA.—Project for emergency streambank protection, Pug Hole Lake, Minnesota.

(7) MIDDLE FORK GRAND RIVER, GENTRY COUNTY, MISSOURI.—Project for emergency streambank protection, Middle Fork Grand River, Gentry County, Missouri.

(8) PLATTE RIVER, PLATTE CITY, MISSOURI.—Project for emergency streambank protection, Platte River, Platte City, Missouri.

(9) RUSH CREEK, PARKVILLE, MISSOURI.—Project for emergency streambank protection, Rush Creek, Parkville, Missouri, including measures to address degradation of the creek bed.

(10) DRY AND OTTER CREEKS, CORTLAND COUNTY, NEW YORK.—Project for emergency streambank protection, Dry and Otter Creeks, Cortland County, New York.

(11) KEUKA LAKE, HAMMONDSPORT, NEW YORK.—Project for emergency streambank protection, Keuka Lake, Hammondsport, New York.

(12) KOWAWESE UNIQUE AREA AND HUDSON RIVER, NEW WINDSOR, NEW YORK.—Project for emergency streambank protection, Kowawese Unique Area and Hudson River, New Windsor, New York.

(13) OWEGO CREEK, TIOGA COUNTY, NEW YORK.—Project for emergency streambank protection, Owego Creek, Tioga County, New York.

(14) HOWARD ROAD OUTFALL, SHELBY COUNTY, TENNESSEE.—Project for emergency streambank protection, Howard Road outfall, Shelby County, Tennessee.

(15) MITCH FARM DITCH AND LATERAL D, SHELBY COUNTY, TENNESSEE.—Project for emergency streambank protection, Mitch Farm Ditch and Lateral D, Shelby County, Tennessee.

(16) WOLF RIVER TRIBUTARIES, SHELBY COUNTY, TENNESSEE.—Project for emergency streambank protection, Wolf River tributaries, Shelby County, Tennessee.

(17) JOHNSON CREEK, ARLINGTON, TEXAS.—Project for emergency streambank protection, Johnson Creek, Arlington, Texas.

(18) WELLS RIVER, NEWBURY, VERMONT.—Project for emergency streambank protection, Wells River, Newbury, Vermont.

#### SEC. 1004. SMALL PROJECTS FOR NAVIGATION.

(a) IN GENERAL.—The Secretary shall conduct a study for each of the following projects and, if the Secretary determines that a project is feasible, may carry out the project under section 107 of the River and Harbor Act of 1960 (33 U.S.C. 577):

(1) BARROW HARBOR, ALASKA.—Project for navigation, Barrow Harbor, Alaska.

(2) COFFMAN COVE, ALASKA.—Project for navigation, Coffman Cove, Alaska.

(3) KOTZEBUE HARBOR, ALASKA.—Project for navigation, Kotzebue Harbor, Alaska.

(4) NOME HARBOR, ALASKA.—Project for navigation, Nome Harbor, Alaska.

(5) OLD HARBOR, ALASKA.—Project for navigation, Old Harbor, Alaska.

(6) LITTLE ROCK PORT, ARKANSAS.—Project for navigation, Little Rock Port, Arkansas River, Arkansas.

(7) MISSISSIPPI RIVER SHIP CHANNEL, LOUISIANA.—Project for navigation, Mississippi River Ship Channel, Louisiana.

(8) EAST BASIN, CAPE COD CANAL, SANDWICH, MASSACHUSETTS.—Project for navigation, East Basin, Cape Cod Canal, Sandwich, Massachusetts.

(9) LYNN HARBOR, LYNN, MASSACHUSETTS.—Project for navigation, Lynn Harbor, Lynn, Massachusetts.

(10) MERRIMACK RIVER, HAVERHILL, MASSACHUSETTS.—Project for navigation, Merrimack River, Haverhill, Massachusetts.

(11) OAK BLUFFS HARBOR, OAK BLUFFS, MASSACHUSETTS.—Project for navigation, Oak Bluffs Harbor, Oak Bluffs, Massachusetts.

(12) WOODS HOLE GREAT HARBOR, FALMOUTH, MASSACHUSETTS.—Project for navigation, Woods Hole Great Harbor, Falmouth, Massachusetts.

(13) AU SABLE RIVER, MICHIGAN.—Project for navigation, Au Sable River in the vicinity of Oscoda, Michigan.

(14) CLINTON RIVER, MICHIGAN.—Project for navigation, Clinton River, Michigan.

(15) ONTONAGON RIVER, MICHIGAN.—Project for navigation, Ontonagon River, Ontonagon, Michigan.

(16) OUTER CHANNEL AND INNER HARBOR, MENOMINEE HARBOR, MICHIGAN AND WISCONSIN.—Project for navigation, Outer Channel and Inner Harbor, Menominee Harbor, Michigan and Wisconsin.

(17) SEBEWAING RIVER, MICHIGAN.—Project for navigation, Sebewaing River, Michigan.

(18) TRAVERSE CITY HARBOR, TRAVERSE CITY, MICHIGAN.—Project for navigation, Traverse City Harbor, Traverse City, Michigan.

(19) TOWER HARBOR, TOWER, MINNESOTA.—Project for navigation, Tower Harbor, Tower, Minnesota.

(20) OLCOTT HARBOR, OLCOTT, NEW YORK.—Project for navigation, Olcott Harbor, Olcott, New York.

(21) MILWAUKEE HARBOR, WISCONSIN.—Project for navigation, Milwaukee Harbor, Milwaukee, Wisconsin.

(b) SPECIAL RULES.—

(1) TRAVERSE CITY HARBOR, TRAVERSE CITY, MICHIGAN.—The Secretary shall review the locally prepared plan for the project for navigation, Traverse City Harbor, Michigan, referred to in subsection (a)(18), and, if the Secretary determines that the plan meets the evaluation and design standards of the Corps of Engineers and that the plan is feasible, the Secretary may use the plan to carry out the project and shall provide credit toward the non-Federal share of the cost of the project for the cost of work carried out by the non-Federal interest before the date of the partnership agreement for the project if the Secretary determines that the work is integral to the project.

(2) TOWER HARBOR, TOWER MINNESOTA.—The Secretary shall carry out the project for navigation, Tower Harbor, Tower, Minnesota, referred to in subsection (a)(19) if the Secretary determines that the project is feasible.

#### SEC. 1005. SMALL PROJECTS FOR IMPROVEMENT OF THE QUALITY OF THE ENVIRONMENT.

The Secretary shall conduct a study for each of the following projects and, if the Secretary determines that a project is appropriate, may carry out the project under section 1135 of the Water Resources Development Act of 1986 (33 U.S.C. 2309a):

(1) BALLONA CREEK, LOS ANGELES COUNTY, CALIFORNIA.—Project for improvement of the quality of the environment, Ballona Creek, Los Angeles County, California.

(2) BALLONA LAGOON TIDE GATES, MARINA DEL REY, CALIFORNIA.—Project for improvement of the quality of the environment, Ballona Lagoon Tide Gates, Marina Del Rey, California.

(3) FT. GEORGE INLET, DUVAL COUNTY, FLORIDA.—Project for improvement of the quality of the environment, Ft. George Inlet, Duval County, Florida.

(4) RATHBUN LAKE, IOWA.—Project for improvement of the quality of the environment, Rathbun Lake, Iowa.

(5) SMITHVILLE LAKE, MISSOURI.—Project for improvement of the quality of the environment, Smithville Lake, Missouri.

(6) DELAWARE BAY, NEW JERSEY AND DELAWARE.—Project for improvement of the quality of the environment, Delaware Bay, New Jersey and Delaware, for the purpose of oyster restoration.

(7) TIOGA-HAMMOND LAKES, PENNSYLVANIA.—Project for improvement of the quality of the environment, Tioga-Hammond Lakes, Pennsylvania.

#### SEC. 1006. SMALL PROJECTS FOR AQUATIC ECOSYSTEM RESTORATION.

(a) IN GENERAL.—The Secretary shall conduct a study for each of the following projects and, if the Secretary determines that a project is appropriate, may carry out the project under section 206 of the Water Resources Development Act of 1996 (33 U.S.C. 2330):

(1) CYPRESS CREEK, MONTGOMERY, ALABAMA.—Project for aquatic ecosystem restoration, Cypress Creek, Montgomery, Alabama.

(2) BLACK LAKE, ALASKA.—Project for aquatic ecosystem restoration, Black Lake, Alaska, at the head of the Chignik watershed.

(3) BEN LOMOND DAM, SANTA CRUZ, CALIFORNIA.—Project for aquatic ecosystem restoration, Ben Lomond Dam, Santa Cruz, California.

(4) DOCKWEILER BLUFFS, LOS ANGELES COUNTY, CALIFORNIA.—Project for aquatic ecosystem restoration, Dockweiler Bluffs, Los Angeles County, California.

(5) SALT RIVER, CALIFORNIA.—Project for aquatic ecosystem restoration, Salt River, California.

(6) SAN DIEGO RIVER, CALIFORNIA.—Project for aquatic ecosystem restoration, San Diego River, California, including efforts to address aquatic nuisance species.

(7) SANTA ROSA CREEK, SANTA ROSA, CALIFORNIA.—Project for aquatic ecosystem restoration, Santa Rosa Creek in the vicinity of the Prince Memorial Greenway, Santa Rosa, California.

(8) STOCKTON DEEP WATER SHIP CHANNEL AND LOWER SAN JOAQUIN RIVER, CALIFORNIA.—Project for aquatic ecosystem restoration, Stockton Deep Water Ship Channel and lower San Joaquin River, California.

(9) SUISUN MARSH, SAN PABLO BAY, CALIFORNIA.—Project for aquatic ecosystem restoration, Suisun Marsh, San Pablo Bay, California.

(10) SWEETWATER RESERVOIR, SAN DIEGO COUNTY, CALIFORNIA.—Project for aquatic ecosystem restoration, Sweetwater Reservoir, San Diego County, California, including efforts to address aquatic nuisance species.

(11) BISCAYNE BAY, FLORIDA.—Project for aquatic ecosystem restoration, Biscayne Bay, Key Biscayne, Florida.

(12) CLAM BAYOU AND DINKINS BAYOU, SANIBEL ISLAND, FLORIDA.—Project for aquatic ecosystem restoration, Clam Bayou and Dinkins Bayou, Sanibel Island, Florida.

(13) MOUNTAIN PARK, GEORGIA.—Project for aquatic ecosystem restoration, Mountain Park, Georgia.

(14) CHATTAHOOCHEE FALL LINE, GEORGIA AND ALABAMA.—Project for aquatic ecosystem restoration, Chattahoochee Fall Line, Georgia and Alabama.

(15) LONGWOOD COVE, GAINESVILLE, GEORGIA.—Project for aquatic ecosystem restoration, Longwood Cove, Gainesville, Georgia.

(16) CITY PARK, UNIVERSITY LAKES, LOUISIANA.—Project for aquatic ecosystem restoration, City Park, University Lakes, Louisiana.

(17) LAWRENCE GATEWAY, MASSACHUSETTS.—Project for aquatic ecosystem restoration at the Lawrence Gateway quadrant project along the Merrimack and Spicket Rivers in Lawrence, Massachusetts, in accordance with the general conditions established by the project approval of the Environmental Protection Agency, Region I, including filling abandoned drainage facilities and making improvements to the drainage system on the Lawrence Gateway to prevent continued migration of contaminated sediments into the river systems.

(18) MILFORD POND, MILFORD, MASSACHUSETTS.—Project for aquatic ecosystem restoration, Milford Pond, Milford, Massachusetts.

(19) MILL POND, LITTLETON, MASSACHUSETTS.—Project for aquatic ecosystem restoration, Mill Pond, Littleton, Massachusetts.

(20) PINE TREE BROOK, MILTON, MASSACHUSETTS.—Project for aquatic ecosystem restoration, Pine Tree Brook, Milton, Massachusetts.

(21) CLINTON RIVER, MICHIGAN.—Project for aquatic ecosystem restoration, Clinton River, Michigan.

(22) KALAMAZOO RIVER WATERSHED, BATTLE CREEK, MICHIGAN.—Project for aquatic ecosystem restoration, Kalamazoo River watershed, Battle Creek, Michigan.

(23) RUSH LAKE, MINNESOTA.—Project for aquatic ecosystem restoration, Rush Lake, Minnesota.

(24) SOUTH FORK OF THE CROW RIVER, HUTCHINSON, MINNESOTA.—Project for aquatic ecosystem restoration, South Fork of the Crow River, Hutchinson, Minnesota.

(25) ST. LOUIS, MISSOURI.—Project for aquatic ecosystem restoration, St. Louis, Missouri.

(26) MOBLEY DAM, TONGUE RIVER, MONTANA.—Project for aquatic ecosystem restoration, Mobley Dam, Tongue River, Montana.

(27) S AND H DAM, TONGUE RIVER, MONTANA.—Project for aquatic ecosystem restoration, S and H Dam, Tongue River, Montana.

(28) VANDALIA DAM, MILK RIVER, MONTANA.—Project for aquatic ecosystem restoration, Vandalia Dam, Milk River, Montana.

(29) TRUCKEE RIVER, RENO, NEVADA.—Project for aquatic ecosystem restoration, Truckee River, Reno, Nevada, including features for fish passage in Washoe County.

(30) GROVER'S MILL POND, NEW JERSEY.—Project for aquatic ecosystem restoration, Grover's Mill Pond, New Jersey.

(31) CALDWELL COUNTY, NORTH CAROLINA.—Project for aquatic ecosystem restoration, Caldwell County, North Carolina.

(32) MECKLENBURG COUNTY, NORTH CAROLINA.—Project for aquatic ecosystem restoration, Mecklenburg County, North Carolina.

(33) DUGWAY CREEK, BRATENAH, OHIO.—Project for aquatic ecosystem restoration, Dugway Creek, Bratenahl, Ohio.

(34) JOHNSON CREEK, GRESHAM, OREGON.—Project for aquatic ecosystem restoration, Johnson Creek, Gresham, Oregon.

(35) BEAVER CREEK, BEAVER AND SALEM, PENNSYLVANIA.—Project for aquatic ecosystem restoration, Beaver Creek, Beaver and Salem, Pennsylvania.

(36) CEMENTON DAM, LEHIGH RIVER, PENNSYLVANIA.—Project for aquatic ecosystem restoration, Cementon Dam, Lehigh River, Pennsylvania.

(37) INGHAM SPRING DAM, SOLEBURY TOWNSHIP, PENNSYLVANIA.—Project for aquatic ecosystem restoration, Ingham Spring Dam, Solebury Township, Pennsylvania.

(38) SAUCON CREEK, NORTHAMPTON COUNTY, PENNSYLVANIA.—Project for aquatic ecosystem restoration, Saucun Creek, Northampton County, Pennsylvania.

(39) STILLWATER LAKE DAM, MONROE COUNTY, PENNSYLVANIA.—Project for aquatic ecosystem restoration, Stillwater Lake Dam, Monroe County, Pennsylvania.

(40) BLACKSTONE RIVER, RHODE ISLAND.—Project for aquatic ecosystem restoration, Blackstone River, Rhode Island.

(41) WILSON BRANCH, CHERAW, SOUTH CAROLINA.—Project for aquatic ecosystem restoration, Wilson Branch, Cheraw, South Carolina.

(42) WHITE RIVER, BETHEL, VERMONT.—Project for aquatic ecosystem restoration, White River, Bethel, Vermont.

(43) COLLEGE LAKE, LYNCHBURG, VIRGINIA.—Project for aquatic ecosystem restoration, College Lake, Lynchburg, Virginia.

(b) SPECIAL RULES.—

(1) BLACK LAKE, ALASKA.—The Secretary shall carry out the project for aquatic ecosystem restoration, Black Lake, Alaska referred to in subsection (a)(2) if the Secretary determines that the project is appropriate.

(2) TRUCKEE RIVER, RENO, NEVADA.—The maximum amount of Federal funds that may be expended for the project for aquatic ecosystem restoration, Truckee River, Reno, Nevada, referred to in subsection (a)(29) shall be \$6,000,000 and the Secretary shall carry out the project if the Secretary determines that the project is appropriate.

(3) BLACKSTONE RIVER, RHODE ISLAND.—The Secretary shall carry out the project for aquatic

ecosystem restoration, Blackstone River, Rhode Island, referred to in subsection (a)(40) if the Secretary determines that the project is appropriate.

(4) COLLEGE LAKE, LYNCHBURG, VIRGINIA.—The Secretary shall carry out the project for aquatic ecosystem restoration, College Lake, Lynchburg, Virginia, referred to in subsection (a)(43) if the Secretary determines that the project is appropriate.

**SEC. 1007. SMALL PROJECTS FOR SHORELINE PROTECTION.**

The Secretary shall conduct a study for each of the following projects and, if the Secretary determines that a project is feasible, may carry out the project under section 3 of the Act entitled "An Act authorizing Federal participation in the cost of protecting the shores of publicly owned property", approved August 13, 1946 (33 U.S.C. 426g):

(1) NELSON LAGOON, ALASKA.—Project for shoreline protection, Nelson Lagoon, Alaska.

(2) NICHOLAS CANYON, LOS ANGELES, CALIFORNIA.—Project for shoreline protection, Nicholas Canyon, Los Angeles, California.

(3) SANIBEL ISLAND, FLORIDA.—Project for shoreline protection, Sanibel Island, Florida.

(4) APR A HARBOR, GUAM.—Project for shoreline protection, Apra Harbor, Guam.

(5) PITI, CABRAS ISLAND, GUAM.—Project for shoreline protection, Piti, Cabras Island, Guam.

(6) NARROWS AND GRAVESSEND BAY, UPPER NEW YORK BAY, BROOKLYN, NEW YORK.—Project for shoreline protection in the vicinity of the confluence of the Narrows and Gravesend Bay, Upper New York Bay, Shore Parkway Greenway, Brooklyn, New York.

(7) DELAWARE RIVER, PHILADELPHIA NAVAL SHIPYARD, PENNSYLVANIA.—Project for shoreline protection, Delaware River in the vicinity of the Philadelphia Naval Shipyard, Pennsylvania.

(8) PORT ARANSAS, TEXAS.—Project for shoreline protection, Port Aransas, Texas.

**SEC. 1008. SMALL PROJECTS FOR SNAGGING AND SEDIMENT REMOVAL.**

The Secretary shall conduct a study for the following project and, if the Secretary determines that the project is feasible, the Secretary may carry out the project under section 2 of the Flood Control Act of August 28, 1937 (33 U.S.C. 701g): Project for removal of snags and clearing and straightening of channels for flood control, Kowaues Unique Area and Hudson River, New Windsor, New York.

**SEC. 1009. SMALL PROJECTS TO PREVENT OR MITIGATE DAMAGE CAUSED BY NAVIGATION PROJECTS.**

The Secretary shall conduct a study for each of the following projects and, if the Secretary determines that a project is feasible, may carry out the project under section 111 of the River and Harbor Act of 1963 (33 U.S.C. 426i):

(1) Tybee Island, Georgia.

(2) Burns Waterway Harbor, Indiana.

**SEC. 1010. SMALL PROJECTS FOR AQUATIC PLANT CONTROL.**

(a) IN GENERAL.—The Secretary is authorized to carry out a project for aquatic nuisance plant control in the Republican River Basin, Nebraska, under section 104 of the River and Harbor Act of 1958 (33 U.S.C. 610).

(b) SPECIAL RULE.—In carrying out the project under subsection (a), the Secretary may control and eradicate riverine nuisance plants.

**TITLE II—GENERAL PROVISIONS**

**SEC. 2001. NON-FEDERAL CONTRIBUTIONS.**

Section 103 of the Water Resources Development Act of 1986 (33 U.S.C. 2213) is amended by adding at the end the following:

"(n) NON-FEDERAL CONTRIBUTIONS.—

"(1) PROHIBITION ON SOLICITATION OF EXCESS CONTRIBUTIONS.—The Secretary may not—

"(A) solicit contributions from non-Federal interests for costs of constructing authorized water resources projects or measures in excess of the non-Federal share assigned to the appropriate project purposes listed in subsections (a), (b), and (c); or

"(B) condition Federal participation in such projects or measures on the receipt of such contributions.

"(2) LIMITATION ON STATUTORY CONSTRUCTION.—Nothing in this subsection shall be construed to affect the Secretary's authority under section 903(c)."

**SEC. 2002. FUNDING TO PROCESS PERMITS.**

Section 214(c) of the Water Resources Development Act of 2000 (33 U.S.C. 2201 note; 114 Stat. 2594; 119 Stat. 2169; 120 Stat. 318; 120 Stat. 3197) is amended by striking "2008" and inserting "2009".

**SEC. 2003. WRITTEN AGREEMENT FOR WATER RESOURCES PROJECTS.**

(a) IN GENERAL.—Section 221 of the Flood Control Act of 1970 (42 U.S.C. 1962d-5b) is amended—

(1) by striking "SEC. 221." and inserting the following:

**"SEC. 221. WRITTEN AGREEMENT REQUIREMENT FOR WATER RESOURCES PROJECTS.;"**

(2) by striking subsection (a) and inserting the following:

"(a) COOPERATION OF NON-FEDERAL INTEREST.—

"(1) IN GENERAL.—After December 31, 1970, the construction of any water resources project, or an acceptable separable element thereof, by the Secretary of the Army, acting through the Chief of Engineers, or by a non-Federal interest where such interest will be reimbursed for such construction under any provision of law, shall not be commenced until each non-Federal interest has entered into a written partnership agreement with the Secretary (or, where appropriate, the district engineer for the district in which the project will be carried out) under which each party agrees to carry out its responsibilities and requirements for implementation or construction of the project or the appropriate element of the project, as the case may be; except that no such agreement shall be required if the Secretary determines that the administrative costs associated with negotiating, executing, or administering the agreement would exceed the amount of the contribution required from the non-Federal interest and are less than \$25,000.

"(2) LIQUIDATED DAMAGES.—A partnership agreement described in paragraph (1) may include a provision for liquidated damages in the event of a failure of one or more parties to perform.

"(3) OBLIGATION OF FUTURE APPROPRIATIONS.—In any partnership agreement described in paragraph (1) and entered into by a State, or a body politic of the State which derives its powers from the State constitution, or a governmental entity created by the State legislature, the agreement may reflect that it does not obligate future appropriations for such performance and payment when obligating future appropriations would be inconsistent with constitutional or statutory limitations of the State or a political subdivision of the State.

"(4) CREDIT FOR IN-KIND CONTRIBUTIONS.—

"(A) IN GENERAL.—A partnership agreement described in paragraph (1) may provide with respect to a project that the Secretary shall credit toward the non-Federal share of the cost of the project, including a project implemented without specific authorization in law, the value of in-kind contributions made by the non-Federal interest, including—

"(i) the costs of planning (including data collection), design, management, mitigation, construction, and construction services that are provided by the non-Federal interest for implementation of the project;

"(ii) the value of materials or services provided before execution of the partnership agreement, including efforts on constructed elements incorporated into the project; and

"(iii) the value of materials and services provided after execution of the partnership agreement.

"(B) CONDITION.—The Secretary may credit an in-kind contribution under subparagraph (A)

only if the Secretary determines that the material or service provided as an in-kind contribution is integral to the project.

“(C) WORK PERFORMED BEFORE PARTNERSHIP AGREEMENT.—In any case in which the non-Federal interest is to receive credit under subparagraph (A)(ii) for the cost of work carried out by the non-Federal interest and such work has not been carried out as of the date of enactment of this subparagraph, the Secretary and the non-Federal interest shall enter into an agreement under which the non-Federal interest shall carry out such work, and only work carried out following the execution of the agreement shall be eligible for credit.

“(D) LIMITATIONS.—Credit authorized under this paragraph for a project—

“(i) shall not exceed the non-Federal share of the cost of the project;

“(ii) shall not alter any other requirement that a non-Federal interest provide lands, easements, relocations, rights-of-way, or areas for disposal of dredged material for the project;

“(iii) shall not alter any requirement that a non-Federal interest pay a portion of the costs of construction of the project under sections 101 and 103 of the Water Resources Development Act of 1986 (33 U.S.C. 2211; 33 U.S.C. 2213); and

“(iv) shall not exceed the actual and reasonable costs of the materials, services, or other things provided by the non-Federal interest, as determined by the Secretary.

“(E) APPLICABILITY.—

“(i) IN GENERAL.—This paragraph shall apply to water resources projects authorized after November 16, 1986, including projects initiated after November 16, 1986, without specific authorization in law.

“(ii) LIMITATION.—In any case in which a specific provision of law provides for a non-Federal interest to receive credit toward the non-Federal share of the cost of a study for, or construction or operation and maintenance of, a water resources project, the specific provision of law shall apply instead of this paragraph.”

(b) NON-FEDERAL INTEREST.—Section 221(b) of such Act is amended to read as follows:

“(b) DEFINITION OF NON-FEDERAL INTEREST.—The term ‘non-Federal interest’ means—

“(1) a legally constituted public body (including a federally recognized Indian tribe); or

“(2) a nonprofit entity with the consent of the affected local government,

that has full authority and capability to perform the terms of its agreement and to pay damages, if necessary, in the event of failure to perform.”

(c) PROGRAM ADMINISTRATION.—Section 221 of such Act is further amended—

(1) by redesignating subsection (e) as subsection (h); and

(2) by inserting after subsection (d) the following:

“(e) DELEGATION OF AUTHORITY.—Not later than June 30, 2008, the Secretary shall issue policies and guidelines for partnership agreements that delegate to the district engineers, at a minimum—

“(1) the authority to approve any policy in a partnership agreement that has appeared in an agreement previously approved by the Secretary;

“(2) the authority to approve any policy in a partnership agreement the specific terms of which are dictated by law or by a final feasibility study, final environmental impact statement, or other final decision document for a water resources project;

“(3) the authority to approve any partnership agreement that complies with the policies and guidelines issued by the Secretary; and

“(4) the authority to sign any partnership agreement for any water resources project unless, within 30 days of the date of authorization of the project, the Secretary notifies the district engineer in which the project will be carried out that the Secretary wishes to retain the prerogative to sign the partnership agreement for that project.

“(f) REPORT TO CONGRESS.—Not later than 2 years after the date of enactment of this sub-

section, and every year thereafter, the Secretary shall submit to Congress a report detailing the following:

“(1) The number of partnership agreements signed by district engineers and the number of partnership agreements signed by the Secretary.

“(2) For any partnership agreement signed by the Secretary, an explanation of why delegation to the district engineer was not appropriate.

“(g) PUBLIC AVAILABILITY.—Not later than 120 days after the date of enactment of this subsection, the Chief of Engineers shall—

“(1) ensure that each district engineer has made available to the public, including on the Internet, all partnership agreements entered into under this section within the preceding 10 years and all partnership agreements for water resources projects currently being carried out in that district; and

“(2) make each partnership agreement entered into after such date of enactment available to the public, including on the Internet, not later than 7 days after the date on which such agreement is entered into.”

(d) LOCAL COOPERATION.—Section 912(b) of the Water Resources Development Act of 1986 (101 Stat. 4190) is amended—

(1) in paragraph (2)—

(A) by striking “shall” the first place it appears and inserting “may”; and

(B) by striking the last sentence; and

(2) in paragraph (4)—

(A) by inserting after “injunction, for” the following: “payment of damages or, for”;

(B) by striking “to collect a civil penalty imposed under this section.”; and

(C) by striking “any civil penalty imposed under this section,” and inserting “any damages.”

(e) APPLICABILITY.—The amendments made by subsections (a), (b), and (d) only apply to partnership agreements entered into after the date of enactment of this Act; except that, at the request of a non-Federal interest for a project, the district engineer for the district in which the project is located may amend a project partnership agreement entered into on or before such date and under which construction on the project has not been initiated as of such date of enactment for the purpose of incorporating such amendments.

(f) AGREEMENTS AND REFERENCES.—

(1) IN GENERAL.—A goal of agreements entered into under section 221 of the Flood Control Act of 1970 (42 U.S.C. 1962d–5b) shall be to further partnership and cooperation, and the agreements shall be referred to as “partnership agreements”.

(2) REFERENCES TO COOPERATION AGREEMENTS.—Any reference in a law, regulation, document, or other paper of the United States to a “cooperation agreement” or “project cooperation agreement” shall be deemed to be a reference to a “partnership agreement” or a “project partnership agreement”, respectively.

(3) REFERENCES TO PARTNERSHIP AGREEMENTS.—Any reference to a “partnership agreement” or “project partnership agreement” in this Act (other than this section) shall be deemed to be a reference to a “cooperation agreement” or a “project cooperation agreement”, respectively.

#### SEC. 2004. COMPILATION OF LAWS.

(a) COMPILATION OF LAWS ENACTED AFTER NOVEMBER 8, 1966.—The Secretary and the Chief of Engineers shall prepare a compilation of the laws of the United States relating to the improvement of rivers and harbors, flood damage reduction, beach and shoreline erosion, hurricane and storm damage reduction, ecosystem and environmental restoration, and other water resources development enacted after November 8, 1966, and before January 1, 2008, and have such compilation printed for the use of the Department of the Army, Congress, and the general public.

(b) REPRINT OF LAWS ENACTED BEFORE NOVEMBER 8, 1966.—The Secretary shall have the

volumes containing the laws referred to in subsection (a) enacted before November 8, 1966, reprinted.

(c) INDEX.—The Secretary shall include an index in each volume compiled, and each volume reprinted, pursuant to this section.

(d) CONGRESSIONAL COPIES.—Not later than April 1, 2008, the Secretary shall transmit at least 25 copies of each volume compiled, and of each volume reprinted, pursuant to this section to each of the Committee on Transportation and Infrastructure of the House of Representatives and the Committee on Environment and Public Works of the Senate.

(e) AVAILABILITY.—The Secretary shall ensure that each volume compiled, and each volume reprinted, pursuant to this section are available through electronic means, including on the Internet.

#### SEC. 2005. DREDGED MATERIAL DISPOSAL.

Section 217 of the Water Resources Development Act of 1996 (33 U.S.C. 2326a) is amended—

(1) by redesignating subsection (c) as subsection (d);

(2) by inserting after subsection (b) the following:

“(c) DREDGED MATERIAL FACILITY.—

“(1) IN GENERAL.—The Secretary may enter into a partnership agreement under section 221 of the Flood Control Act of 1970 (42 U.S.C. 1962d–5b) with one or more non-Federal interests with respect to a water resources project, or group of water resources projects within a geographic region, if appropriate, for the acquisition, design, construction, management, or operation of a dredged material processing, treatment, contaminant reduction, or disposal facility (including any facility used to demonstrate potential beneficial uses of dredged material, which may include effective sediment contaminant reduction technologies) using funds provided in whole or in part by the Federal Government.

“(2) PERFORMANCE.—One or more of the parties to a partnership agreement under this subsection may perform the acquisition, design, construction, management, or operation of a dredged material processing, treatment, contaminant reduction, or disposal facility.

“(3) MULTIPLE PROJECTS.—If appropriate, the Secretary may combine portions of separate water resources projects with appropriate combined cost-sharing among the various water resources projects in a partnership agreement for a facility under this subsection if the facility serves to manage dredged material from multiple water resources projects located in the geographic region of the facility.

“(4) SPECIFIED FEDERAL FUNDING SOURCES AND COST SHARING.—

“(A) SPECIFIED FEDERAL FUNDING.—A partnership agreement with respect to a facility under this subsection shall specify—

“(i) the Federal funding sources and combined cost-sharing when applicable to multiple water resources projects; and

“(ii) the responsibilities and risks of each of the parties relating to present and future dredged material managed by the facility.

“(B) MANAGEMENT OF SEDIMENTS.—

“(i) IN GENERAL.—A partnership agreement under this subsection may include the management of sediments from the maintenance dredging of Federal water resources projects that do not have partnership agreements.

“(ii) PAYMENTS.—A partnership agreement under this subsection may allow the non-Federal interest to receive reimbursable payments from the Federal Government for commitments made by the non-Federal interest for disposal or placement capacity at dredged material processing, treatment, contaminant reduction, or disposal facilities.

“(C) CREDIT.—A partnership agreement under this subsection may allow costs incurred by the non-Federal interest before execution of the partnership agreement to be credited in accordance with section 221 of the Flood Control Act of 1970 (42 U.S.C. 1962d–5b).



**“(5) CREDIT.—**

**“(A) EFFECT ON EXISTING AGREEMENTS.—**Nothing in this subsection supersedes or modifies an agreement in effect on the date of enactment of this paragraph between the Federal Government and any non-Federal interest for the cost-sharing, construction, and operation and maintenance of a water resources project.

**“(B) CREDIT FOR FUNDS.—**Subject to the approval of the Secretary and in accordance with law (including regulations and policies) in effect on the date of enactment of this paragraph, a non-Federal interest for a water resources project may receive credit for funds provided for the acquisition, design, construction, management, or operation of a dredged material processing, treatment, contaminant reduction, or disposal facility to the extent the facility is used to manage dredged material from the project.

**“(C) NON-FEDERAL INTEREST RESPONSIBILITIES.—**A non-Federal interest entering into a partnership agreement under this subsection for a facility shall—

**“(i)** be responsible for providing all necessary lands, easements, relocations, and rights-of-way associated with the facility; and

**“(ii)** receive credit toward the non-Federal share of the cost of the project with respect to which the agreement is being entered into for those items.”; and

(3) in paragraphs (1) and (2)(A) of subsection (d) (as redesignated by paragraph (1))—

(A) by inserting “and maintenance” after “operation” each place it appears; and

(B) by inserting “processing, treatment, contaminant reduction, or” after “dredged material” the first place it appears in each of those paragraphs.

**SEC. 2006. REMOTE AND SUBSISTENCE HARBORS.**

**(a) IN GENERAL.—**In conducting a study of harbor and navigation improvements, the Secretary may recommend a project without the need to demonstrate that the project is justified solely by national economic development benefits if the Secretary determines that—

(1)(A) the community to be served by the project is at least 70 miles from the nearest surface accessible commercial port and has no direct rail or highway link to another community served by a surface accessible port or harbor; or

(B) the project would be located in the State of Hawaii, the Commonwealth of Puerto Rico, Guam, the Commonwealth of the Northern Mariana Islands, the United States Virgin Islands, or American Samoa;

(2) the harbor is economically critical such that over 80 percent of the goods transported through the harbor would be consumed within the community served by the harbor and navigation improvement; and

(3) the long-term viability of the community would be threatened without the harbor and navigation improvement.

**(b) JUSTIFICATION.—**In considering whether to recommend a project under subsection (a), the Secretary shall consider the benefits of the project to—

(1) public health and safety of the local community, including access to facilities designed to protect public health and safety;

(2) access to natural resources for subsistence purposes;

(3) local and regional economic opportunities;

(4) welfare of the local population; and

(5) social and cultural value to the community.

**SEC. 2007. USE OF OTHER FEDERAL FUNDS.**

The non-Federal interest for a water resources study or project may use, and the Secretary shall accept, funds provided by a Federal agency under any other Federal program, to satisfy, in whole or in part, the non-Federal share of the cost of the study or project if the Federal agency that provides the funds determines that the funds are authorized to be used to carry out the study or project.

**SEC. 2008. REVISION OF PROJECT PARTNERSHIP AGREEMENT; COST SHARING.**

**(a) FEDERAL ALLOCATION.—**Upon authorization by law of an increase in the maximum

amount of Federal funds that may be allocated for a water resources project or an increase in the total cost of a water resources project authorized to be carried out by the Secretary, the Secretary shall enter into a revised partnership agreement for the project to take into account the change in Federal participation in the project.

**(b) COST SHARING.—**An increase in the maximum amount of Federal funds that may be allocated for a water resources project, or an increase in the total cost of a water resources project, authorized to be carried out by the Secretary shall not affect any cost-sharing requirement applicable to the project.

**(c) COST ESTIMATES.—**The estimated Federal and non-Federal costs of water resources projects authorized to be carried out by the Secretary before, on, or after the date of enactment of this Act are for informational purposes only and shall not be interpreted as affecting the cost-sharing responsibilities established by law.

**SEC. 2009. EXPEDITED ACTIONS FOR EMERGENCY FLOOD DAMAGE REDUCTION.**

The Secretary shall expedite any authorized planning, design, and construction of any project for flood damage reduction for an area that, within the preceding 5 years, has been subject to flooding that resulted in the loss of life and caused damage of sufficient severity and magnitude to warrant a declaration of a major disaster by the President under the Robert T. Stafford Disaster Relief and Emergency Assistance Act (42 U.S.C. 5121 et seq.).

**SEC. 2010. WATERSHED AND RIVER BASIN ASSESSMENTS.**

Section 729 of the Water Resources Development Act of 1986 (33 U.S.C. 2267a; 114 Stat. 2587–2588; 100 Stat. 4164) is amended—

(1) in subsection (d)—

(A) by striking “and” at the end of paragraph (4);

(B) by striking the period at the end of paragraph (5) and inserting a semicolon; and

(C) by adding at the end the following:

“(6) Tuscarawas River Basin, Ohio;

“(7) Sauk River Basin, Snohomish and Skagit Counties, Washington;

“(8) Niagara River Basin, New York;

“(9) Genesee River Basin, New York; and

“(10) White River Basin, Arkansas and Missouri.”;

(2) by striking paragraph (1) of subsection (f) and inserting the following:

“(1) NON-FEDERAL SHARE.—The non-Federal share of the costs of an assessment carried out under this section on or after December 11, 2000, shall be 25 percent.”; and

(3) by striking subsection (g).

**SEC. 2011. TRIBAL PARTNERSHIP PROGRAM.**

**(a) PROGRAM.—**Section 203(b) of the Water Resources Development Act of 2000 (33 U.S.C. 2269(b); 114 Stat. 2589) is amended—

(1) in paragraph (1) by inserting “carry out water-related planning activities and” after “the Secretary may”;

(2) in paragraph (1)(B) by inserting after “Code” the following: “, and including lands that are within the jurisdictional area of an Oklahoma Indian tribe, as determined by the Secretary of the Interior, and are recognized by the Secretary of the Interior as eligible for trust land status under part 151 of title 25, Code of Federal Regulations”; and

(3) in paragraph (2)—

(A) by striking “and” at the end of subparagraph (A);

(B) by redesignating subparagraph (B) as subparagraph (C); and

(C) by inserting after subparagraph (A) the following:

“(B) watershed assessments and planning activities; and”.

**(b) AUTHORIZATION OF APPROPRIATIONS.—**Section 203(e) of such Act is amended by striking “2006” and inserting “2012”.

**SEC. 2012. WILDFIRE FIREFIGHTING.**

Section 309 of Public Law 102–154 (42 U.S.C. 1856a–1; 105 Stat. 1034) is amended by inserting

“the Secretary of the Army,” after “the Secretary of Energy.”.

**SEC. 2013. TECHNICAL ASSISTANCE.**

Section 22 of the Water Resources Development Act of 1974 (42 U.S.C. 1962d–16) is amended—

(1) in subsection (a) by striking “The Secretary” and inserting the following:

“(a) FEDERAL STATE COOPERATION.—

“(1) COMPREHENSIVE PLANS.—The Secretary”;

(2) by inserting after the last sentence in subsection (a) the following:

“(2) TECHNICAL ASSISTANCE.—

“(A) IN GENERAL.—At the request of a governmental agency or non-Federal interest, the Secretary may provide, at Federal expense, technical assistance to such agency or non-Federal interest in managing water resources.

“(B) TYPES OF ASSISTANCE.—Technical assistance under this paragraph may include provision and integration of hydrologic, economic, and environmental data and analyses.”;

(3) in subsection (b)(1) by striking “this section” each place it appears and inserting “subsection (a)(1)”;

(4) in subsection (b)(2) by striking “Up to ½ of the” and inserting “The”;

(5) in subsection (c) by striking “(c) There is” and inserting the following:

“(c) AUTHORIZATION OF APPROPRIATIONS.—

“(1) FEDERAL AND STATE COOPERATION.—There is”;

(6) in subsection (c)(1) (as designated by paragraph (5))—

(A) by striking “the provisions of this section” and inserting “subsection (a)(1)”;

(B) by striking “\$500,000” and inserting “\$2,000,000”;

(7) by inserting at the end of subsection (c) the following:

“(2) TECHNICAL ASSISTANCE.—There is authorized to be appropriated \$5,000,000 annually to carry out subsection (a)(2), of which not more than \$2,000,000 annually may be used by the Secretary to enter into cooperative agreements with nonprofit organizations to provide assistance to rural and small communities.”;

(8) by redesignating subsection (d) as subsection (e); and

(9) by inserting after subsection (c) the following:

“(d) ANNUAL SUBMISSION OF PROPOSED ACTIVITIES.—Concurrent with the President’s submission to Congress of the President’s request for appropriations for the Civil Works Program for a fiscal year, the Secretary shall submit to the Committee on Transportation and Infrastructure of the House of Representatives and the Committee on Environment and Public Works of the Senate a report describing the individual activities proposed for funding under subsection (a)(1) for that fiscal year.”.

**SEC. 2014. LAKES PROGRAM.**

Section 602(a) of the Water Resources Development Act of 1986 (100 Stat. 4148; 110 Stat. 3758; 113 Stat. 295) is amended—

(1) by striking “and” at end of paragraph (18);

(2) by striking the period at the end of paragraph (19) and inserting a semicolon; and

(3) by adding at the end the following:

“(20) Kinkaid Lake, Jackson County, Illinois, removal of silt and aquatic growth and measures to address excessive sedimentation;

“(21) McCarter Pond, Borough of Fairhaven, New Jersey, removal of silt and measures to address water quality;

“(22) Rogers Pond, Franklin Township, New Jersey, removal of silt and restoration of structural integrity;

“(23) Greenwood Lake, New York and New Jersey, removal of silt and aquatic growth;

“(24) Lake Rodgers, Creedmoor, North Carolina, removal of silt and excessive nutrients and restoration of structural integrity;

“(25) Lake Sakakawea, North Dakota, removal of silt and aquatic growth and measures to address excessive sedimentation;

“(26) Lake Luxembourg, Pennsylvania;

“(27) Lake Fairlee, Vermont, removal of silt and aquatic growth and measures to address excessive sedimentation; and

“(28) Lake Morley, Vermont, removal of silt and aquatic growth and measures to address excessive sedimentation.”.

**SEC. 2015. COOPERATIVE AGREEMENTS.**

(a) *IN GENERAL.*—For the purpose of expediting the cost-effective design and construction of wetlands restoration that is part of an authorized water resources project, the Secretary may enter into cooperative agreements under section 6305 of title 31, United States Code, with nonprofit organizations with expertise in wetlands restoration to carry out such design and construction on behalf of the Secretary.

(b) *LIMITATIONS.*—

(1) *PER PROJECT LIMIT.*—A cooperative agreement under this section may not obligate the Secretary to pay the nonprofit organization more than \$1,000,000 for any single wetlands restoration project.

(2) *ANNUAL LIMIT.*—The total value of work carried out under cooperative agreements under this section may not exceed \$5,000,000 in any fiscal year.

**SEC. 2016. TRAINING FUNDS.**

(a) *IN GENERAL.*—The Secretary may include individuals not employed by the Department of the Army in training classes and courses offered by the Corps of Engineers in any case in which the Secretary determines that it is in the best interest of the Federal Government to include those individuals as participants.

(b) *EXPENSES.*—

(1) *IN GENERAL.*—An individual not employed by the Department of the Army attending a training class or course described in subsection (a) shall pay the full cost of the training provided to the individual.

(2) *PAYMENTS.*—Payments made by an individual for training received under paragraph (1), up to the actual cost of the training—

(A) may be retained by the Secretary;

(B) shall be credited to an appropriations account used for paying training costs; and

(C) shall be available for use by the Secretary, without further appropriation, for training purposes.

(3) *EXCESS AMOUNTS.*—Any payments received under paragraph (2) that are in excess of the actual cost of training provided shall be credited as miscellaneous receipts to the Treasury of the United States.

**SEC. 2017. ACCESS TO WATER RESOURCE DATA.**

(a) *IN GENERAL.*—The Secretary shall carry out a program to provide public access to water resources and related water quality data in the custody of the Corps of Engineers.

(b) *DATA.*—Public access under subsection (a) shall—

(1) include, at a minimum, access to data generated in water resources project development and regulation under section 404 of the Federal Water Pollution Control Act (33 U.S.C. 1344); and

(2) appropriately employ geographic information system technology and linkages to water resource models and analytical techniques.

(c) *PARTNERSHIPS.*—To the maximum extent practicable, in carrying out activities under this section, the Secretary shall develop partnerships, including cooperative agreements, with State, tribal, and local governments and other Federal agencies.

(d) *AUTHORIZATION OF APPROPRIATIONS.*—There is authorized to be appropriated to carry out this section \$3,000,000 for each fiscal year.

**SEC. 2018. SHORE PROTECTION PROJECTS.**

(a) *IN GENERAL.*—In accordance with the Act of July 3, 1930 (33 U.S.C. 426), and notwithstanding administrative actions, it is the policy of the United States to promote beach nourishment for the purposes of flood damage reduction and hurricane and storm damage reduction and related research that encourage the protection, restoration, and enhancement of sandy beaches,

including beach restoration and periodic beach renourishment for a period of 50 years, on a comprehensive and coordinated basis by the Federal Government, States, localities, and private enterprises.

(b) *PREFERENCE.*—In carrying out the policy under subsection (a), preference shall be given to—

(1) areas in which there has been a Federal investment of funds for the purposes described in subsection (a); and

(2) areas with respect to which the need for prevention or mitigation of damage to shores and beaches is attributable to Federal navigation projects or other Federal activities.

(c) *APPLICABILITY.*—The Secretary shall apply the policy under subsection (a) to each shore protection and beach renourishment project (including shore protection and beach renourishment projects constructed before the date of enactment of this Act).

**SEC. 2019. ABILITY TO PAY.**

(a) *CRITERIA AND PROCEDURES.*—Section 103(m)(2) of the Water Resources Development Act of 1986 (33 U.S.C. 2213(m)(2)) is amended by striking “180 days after such date of enactment” and inserting “December 31, 2007”.

(b) *PROJECTS.*—The Secretary shall apply the criteria and procedures referred to in section 103(m) of the Water Resources Development Act of 1986 (33 U.S.C. 2213(m)) to the following projects:

(1) *ST. JOHNS BAYOU AND NEW MADRID FLOODWAY, MISSOURI.*—The project for flood control, St. Johns Bayou and New Madrid Floodway, Missouri, authorized by section 401(a) of the Water Resources Development Act of 1986 (100 Stat. 4118).

(2) *LOWER RIO GRANDE BASIN, TEXAS.*—The project for flood control, Lower Rio Grande Basin, Texas, authorized by section 401(a) of the Water Resources Development Act of 1986 (100 Stat. 4125).

(3) *WEST VIRGINIA AND PENNSYLVANIA PROJECTS.*—The projects for flood control authorized by section 581 of the Water Resources Development Act of 1996 (110 Stat. 3790–3791).

**SEC. 2020. AQUATIC ECOSYSTEM AND ESTUARY RESTORATION.**

Section 206 of the Water Resources Development Act of 1996 (33 U.S.C. 2330; 110 Stat. 3679) is amended—

(1) by striking subsection (a) and inserting the following:

“(a) *GENERAL AUTHORITY.*—

“(1) *IN GENERAL.*—The Secretary may carry out a project to restore and protect an aquatic ecosystem or estuary if the Secretary determines that the project—

“(A)(i) will improve the quality of the environment and is in the public interest; or

“(ii) will improve the elements and features of an estuary (as defined in section 103 of the Estuaries and Clean Waters Act of 2000 (33 U.S.C. 2902)); and

“(B) is cost-effective.

“(2) *DAM REMOVAL.*—A project under this section may include removal of a dam.”; and

(2) in subsection (e) by striking “\$25,000,000” and inserting “\$50,000,000”.

**SEC. 2021. SMALL FLOOD DAMAGE REDUCTION PROJECTS.**

Section 205 of the Flood Control Act of 1948 (33 U.S.C. 701s) is amended by striking “\$50,000,000” and inserting “\$55,000,000”.

**SEC. 2022. SMALL RIVER AND HARBOR IMPROVEMENT PROJECTS.**

Section 107(b) of the River and Harbor Act of 1960 (33 U.S.C. 577(b)) is amended by striking “\$4,000,000” and inserting “\$7,000,000”.

**SEC. 2023. PROTECTION OF HIGHWAYS, BRIDGE APPROACHES, PUBLIC WORKS, AND NONPROFIT PUBLIC SERVICES.**

Section 14 of the Flood Control Act of 1946 (33 U.S.C. 701r) is amended by striking “\$1,000,000” and inserting “\$1,500,000”.

**SEC. 2024. MODIFICATION OF PROJECTS FOR IMPROVEMENT OF THE QUALITY OF THE ENVIRONMENT.**

Section 1135(h) of the Water Resources Development Act of 1986 (33 U.S.C. 2309a(h)) is

amended by striking “\$25,000,000” and inserting “\$40,000,000”.

**SEC. 2025. REMEDIATION OF ABANDONED MINE SITES.**

Section 560(f) of the Water Resources Development Act of 1999 (33 U.S.C. 2336(f)) is amended by striking “\$7,500,000” and inserting “\$20,000,000”.

**SEC. 2026. LEASING AUTHORITY.**

Section 4 of the Act entitled “An Act authorizing the construction of certain public works on rivers and harbors for flood control, and other purposes”, approved December 22, 1944 (16 U.S.C. 460d), is amended—

(1) by inserting “federally recognized Indian tribes and” before “Federal” the first place it appears;

(2) by inserting “Indian tribes or” after “considerations, to such”; and

(3) by inserting “federally recognized Indian tribe” after “That in any such lease or license to a”.

**SEC. 2027. FISCAL TRANSPARENCY REPORT.**

(a) *IN GENERAL.*—On the third Tuesday of January of each year beginning January 2008, the Chief of Engineers shall submit to the Committee on Environment and Public Works of the Senate and the Committee on Transportation and Infrastructure of the House of Representatives a report on—

(1) the expenditures by the Corps for the preceding fiscal year and estimated expenditures by the Corps for the current fiscal year; and

(2) for projects and activities that are not scheduled for completion in the current fiscal year, the estimated expenditures by the Corps necessary in the following fiscal year for each project or activity to maintain the same level of effort being achieved in the current fiscal year.

(b) *CONTENTS.*—In addition to the information described in subsection (a), the report shall contain a detailed accounting of the following information:

(1) With respect to activities carried out with funding provided under the Construction appropriations account for the Secretary, information on—

(A) projects currently under construction, including—

(i) allocations to date;

(ii) the number of years remaining to complete construction;

(iii) the estimated annual Federal cost to maintain that construction schedule; and

(iv) a list of projects the Corps of Engineers expects to complete during the current fiscal year; and

(B) projects for which there is a signed partnership agreement and completed planning, engineering, and design, including—

(i) the number of years the project is expected to require for completion; and

(ii) estimated annual Federal cost to maintain that construction schedule.

(2) With respect to operation and maintenance of the inland and intracoastal waterways identified by section 206 of the Inland Waterways Revenue Act of 1978 (33 U.S.C. 1804)—

(A) the estimated annual cost to maintain each waterway for the authorized reach and at the authorized depth;

(B) the estimated annual cost of operation and maintenance of locks and dams to ensure navigation without interruption; and

(C) the actual expenditures to maintain each waterway.

(3) With respect to activities carried out with funding provided under the Investigations appropriations account for the Secretary—

(A) the number of active studies;

(B) the number of completed studies not yet authorized for construction;

(C) the number of initiated studies; and

(D) the number of studies expected to be completed during the fiscal year.

(4) Funding received and estimates of funds to be received for interagency and international support activities under section 234 of the Water



Resources Development Act of 1996 (33 U.S.C. 2323a).

(5) Recreation fees and lease payments.

(6) Hydropower and water storage receipts.

(7) Deposits into the Inland Waterways Trust Fund and the Harbor Maintenance Trust Fund.

(8) Other revenues and fees collected by the Corps of Engineers.

(9) With respect to permit applications and notifications, a list of individual permit applications and nationwide permit notifications, including—

(A) the date on which each permit application is filed;

(B) the date on which each permit application is determined to be complete;

(C) the date on which any permit application is withdrawn; and

(D) the date on which the Corps of Engineers grants or denies each permit.

(10) With respect to projects that are authorized but for which construction is not complete, a list of such projects for which no funds have been allocated for the 5 preceding fiscal years, including, for each project—

(A) the authorization date;

(B) the last allocation date;

(C) the percentage of construction completed;

(D) the estimated cost remaining until completion of the project; and

(E) a brief explanation of the reasons for the delay.

**SEC. 2028. SUPPORT OF ARMY CIVIL WORKS PROGRAM.**

(a) IN GENERAL.—Notwithstanding section 2361 of title 10, United States Code, the Secretary may provide assistance through contracts, cooperative agreements, and grants to—

(1) the University of Tennessee, Knoxville, Tennessee, for establishment and operation of the Southeastern Water Resources Institute to study sustainable development and utilization of water resources in the southeastern United States;

(2) Lewis and Clark Community College, Illinois, for the Great Rivers National Research and Education Center (including facilities that have been or will be constructed at one or more locations in the vicinity of the confluence of the Illinois River, the Missouri River, and the Mississippi River), a collaborative effort of Lewis and Clark Community College, the University of Illinois, the Illinois Department of Natural Resources and Environmental Sciences, and other entities, for the study of river ecology, developing watershed and river management strategies, and educating students and the public on river issues; and

(3) the University of Texas at Dallas for support and operation of the International Center for Decision and Risk Analysis to study risk analysis and control methods for transboundary water resources management in the southwestern United States and other international water resources management problems.

(b) AUTHORIZATION OF APPROPRIATIONS.—There are authorized to be appropriated to the Secretary to carry out subsection (a)(1) \$2,000,000, to carry out subsection (a)(2) \$2,000,000, and to carry out subsection (a)(3) \$5,000,000.

**SEC. 2029. SENSE OF CONGRESS ON CRITERIA FOR OPERATION AND MAINTENANCE OF HARBOR DREDGING PROJECTS.**

(a) FINDINGS.—Congress finds the following:

(1) Insufficient maintenance dredging results in inefficient water transportation and harmful economic consequences.

(2) The estimated dredging backlog at commercial harbors in the Great Lakes alone is 16,000,000 cubic yards.

(3) Approximately two-thirds of all shipping in the United States either starts or finishes at small harbors.

(4) Small harbors often have a greater proportional impact on local economies than do larger harbors.

(5) Performance metrics can be valuable tools in the budget process for water resources projects.

(6) The use of a single performance metric for water resources projects can result in a budget biased against small and rural communities.

(b) SENSE OF CONGRESS.—It is the sense of Congress that the operations and maintenance budget of the Corps of Engineers should reflect the use of all available economic data, rather than a single performance metric.

**SEC. 2030. INTERAGENCY AND INTERNATIONAL SUPPORT AUTHORITY.**

Section 234 of the Water Resources Development Act of 1996 (33 U.S.C. 2323a) is amended—

(1) by striking subsection (a) and inserting the following:

“(a) IN GENERAL.—The Secretary may engage in activities (including contracting) in support of other Federal agencies, international organizations, or foreign governments to address problems of national significance to the United States.”;

(2) in subsection (b) by striking “Secretary of State” and inserting “Department of State”; and

(3) in subsection (d)—

(A) by striking “\$250,000 for fiscal year 2001” and inserting “\$1,000,000 for fiscal year 2008”; and

(B) by striking “or international organizations” and inserting “, international organizations, or foreign governments”.

**SEC. 2031. WATER RESOURCES PRINCIPLES AND GUIDELINES.**

(a) NATIONAL WATER RESOURCES PLANNING POLICY.—It is the policy of the United States that all water resources projects should reflect national priorities, encourage economic development, and protect the environment by—

(1) seeking to maximize sustainable economic development;

(2) seeking to avoid the unwise use of floodplains and flood-prone areas and minimizing adverse impacts and vulnerabilities in any case in which a floodplain or flood-prone area must be used; and

(3) protecting and restoring the functions of natural systems and mitigating any unavoidable damage to natural systems.

(b) PRINCIPLES AND GUIDELINES.—

(1) PRINCIPLES AND GUIDELINES DEFINED.—In this subsection, the term “principles and guidelines” means the principles and guidelines contained in the document prepared by the Water Resources Council pursuant to section 103 of the Water Resources Planning Act (42 U.S.C. 1962a–2), entitled “Economic and Environmental Principles and Guidelines for Water and Related Land Resources Implementation Studies”, and dated March 10, 1983.

(2) IN GENERAL.—Not later than 2 years after the date of enactment of this Act, the Secretary shall issue revisions, consistent with paragraph (3), to the principles and guidelines for use by the Secretary in the formulation, evaluation, and implementation of water resources projects.

(3) CONSIDERATIONS.—In developing revisions to the principles and guidelines under paragraph (2), the Secretary shall evaluate the consistency of the principles and guidelines with, and ensure that the principles and guidelines address, the following:

(A) The use of best available economic principles and analytical techniques, including techniques in risk and uncertainty analysis.

(B) The assessment and incorporation of public safety in the formulation of alternatives and recommended plans.

(C) Assessment methods that reflect the value of projects for low-income communities and projects that use nonstructural approaches to water resources development and management.

(D) The assessment and evaluation of the interaction of a project with other water resources projects and programs within a region or watershed.

(E) The use of contemporary water resources paradigms, including integrated water resources management and adaptive management.

(F) Evaluation methods that ensure that water resources projects are justified by public benefits.

(4) CONSULTATION AND PUBLIC PARTICIPATION.—In carrying out paragraph (2), the Secretary shall—

(A) consult with the Secretary of the Interior, the Secretary of Agriculture, the Secretary of Commerce, the Secretary of Housing and Urban Development, the Secretary of Transportation, the Administrator of the Environmental Protection Agency, the Secretary of Energy, the Secretary of Homeland Security, the National Academy of Sciences, and the Council on Environmental Quality; and

(B) solicit and consider public and expert comments.

(5) PUBLICATION.—The Secretary shall—

(A) submit to the Committee on Environment and Public Works of the Senate and the Committee on Transportation and Infrastructure of the House of Representatives copies of—

(i) the revisions to the principles and guidelines for use by the Secretary; and

(ii) an explanation of the intent of each revision, how each revision is consistent with this section, and the probable impact of each revision on water resources projects carried out by the Secretary; and

(B) make the revisions to the principles and guidelines for use by the Secretary available to the public, including on the Internet.

(6) EFFECT.—Subject to the requirements of this subsection, the principles and guidelines as revised under this subsection shall apply to water resources projects carried out by the Secretary instead of the principles and guidelines for such projects in effect on the day before date of enactment of this Act.

(7) APPLICABILITY.—After the date of issuance of the revisions to the principles and guidelines, the revisions shall apply—

(A) to all water resources projects carried out by the Secretary, other than projects for which the Secretary has commenced a feasibility study before the date of such issuance;

(B) at the request of a non-Federal interest, to a water resources project for which the Secretary has commenced a feasibility study before the date of such issuance; and

(C) to the reevaluation or modification of a water resources project, other than a reevaluation or modification that has been commenced by the Secretary before the date of such issuance.

(8) EXISTING STUDIES.—Revisions to the principles and guidelines issued under paragraph (2) shall not affect the validity of any completed study of a water resources project.

(9) RECOMMENDATION.—Upon completion of the revisions to the principles and guidelines for use by the Secretary, the Secretary shall make a recommendation to Congress as to the advisability of repealing subsections (a) and (b) of section 80 of the Water Resources Development Act of 1974 (42 U.S.C. 1962d–17).

**SEC. 2032. WATER RESOURCE PRIORITIES REPORT.**

(a) IN GENERAL.—Not later than 2 years after the date of enactment of this Act, the President shall submit to Congress a report describing the vulnerability of the United States to damage from flooding, including—

(1) the risk to human life;

(2) the risk to property; and

(3) the comparative risks faced by different regions of the United States.

(b) INCLUSIONS.—The report under subsection (a) shall include—

(1) an assessment of the extent to which programs in the United States relating to flooding address flood risk reduction priorities;

(2) the extent to which those programs may be encouraging development and economic activity in flood-prone areas;

(3) recommendations for improving those programs with respect to reducing and responding to flood risks; and

(4) proposals for implementing the recommendations.

**SEC. 2033. PLANNING.**

(a) **MATTERS TO BE ADDRESSED IN PLANNING.**—Section 904 of the Water Resources Development Act of 1986 (33 U.S.C. 2281) is amended—

(1) by striking “Enhancing” and inserting the following:

“(a) **IN GENERAL.—Enhancing**”; and

(2) by adding at the following:

“(b) **ASSESSMENTS.**—For all feasibility reports for water resources projects completed after December 31, 2007, the Secretary shall assess whether—

“(1) the water resources project and each separable element is cost-effective; and

“(2) the water resources project complies with Federal, State, and local laws (including regulations) and public policies.”.

(b) **PLANNING PROCESS IMPROVEMENTS.**—The Chief of Engineers—

(1) shall adopt a risk analysis approach to project cost estimates for water resources projects; and

(2) not later than one year after the date of enactment of this Act, shall—

(A) issue procedures for risk analysis for cost estimation for water resources projects; and

(B) submit to Congress a report that includes any recommended amendments to section 902 of the Water Resources Development Act of 1986 (33 U.S.C. 2280).

(c) **BENCHMARKS.**—

(1) **IN GENERAL.**—Not later than 12 months after the date of enactment of this Act, the Chief of Engineers shall establish benchmarks for determining the length of time it should take to conduct a feasibility study for a water resources project and its associated review process under the National Environmental Policy Act of 1969 (42 U.S.C. 4321 et seq.). The Chief of Engineers shall use such benchmarks as a management tool to make the feasibility study process more efficient in all districts of the Corps of Engineers.

(2) **BENCHMARK GOALS.**—The Chief of Engineers shall establish, to the extent practicable, under paragraph (1) benchmark goals for completion of feasibility studies for water resources projects generally within 2 years. In the case of feasibility studies that the Chief of Engineers determines may require additional time based on the project type, size, cost, or complexity, the benchmark goal for completion shall be generally within 4 years.

(d) **CALCULATION OF BENEFITS AND COSTS FOR FLOOD DAMAGE REDUCTION PROJECTS.**—A feasibility study for a project for flood damage reduction shall include, as part of the calculation of benefits and costs—

(1) a calculation of the residual risk of flooding following completion of the proposed project;

(2) a calculation of the residual risk of loss of human life and residual risk to human safety following completion of the proposed project;

(3) a calculation of any upstream or downstream impacts of the proposed project; and

(4) calculations to ensure that the benefits and costs associated with structural and non-structural alternatives are evaluated in an equitable manner.

(e) **CENTERS OF SPECIALIZED PLANNING EXPERIENCE.**—

(1) **ESTABLISHMENT.**—The Secretary may establish centers of expertise to provide specialized planning expertise for water resources projects to be carried out by the Secretary in order to enhance and supplement the capabilities of the districts of the Corps of Engineers.

(2) **DUTIES.**—A center of expertise established under this subsection shall—

(A) provide technical and managerial assistance to district commanders of the Corps of Engineers for project planning, development, and implementation;

(B) provide agency peer reviews of new major scientific, engineering, or economic methods, models, or analyses that will be used to support decisions of the Secretary with respect to feasibility studies for water resources projects;

(C) provide support for independent peer review panels under section 2034; and

(D) carry out such other duties as are prescribed by the Secretary.

(f) **COMPLETION OF CORPS OF ENGINEERS REPORTS.**—

(1) **ALTERNATIVES.**—

(A) **IN GENERAL.**—Feasibility and other studies and assessments for a water resources project shall include recommendations for alternatives—

(i) that, as determined in coordination with the non-Federal interest for the project, promote integrated water resources management; and

(ii) for which the non-Federal interest is willing to provide the non-Federal share for the studies or assessments.

(B) **CONSTRAINTS.**—The alternatives contained in studies and assessments described in subparagraph (A) shall not be constrained by budgetary or other policy.

(C) **REPORTS OF CHIEF OF ENGINEERS.**—The reports of the Chief of Engineers shall identify any recommendation that is not the best technical solution to water resource needs and problems and the reason for the deviation.

(2) **REPORT COMPLETION.**—The completion of a report of the Chief of Engineers for a water resources project—

(A) shall not be delayed while consideration is being given to potential changes in policy or priority for project consideration; and

(B) shall be submitted, on completion, to—

(i) the Committee on Environment and Public Works of the Senate; and

(ii) the Committee on Transportation and Infrastructure of the House of Representatives.

(g) **COMPLETION REVIEW.**—

(1) **IN GENERAL.**—Except as provided in paragraph (2), not later than 120 days after the date of completion of a report of the Chief of Engineers that recommends to Congress a water resources project, the Secretary shall—

(A) review the report; and

(B) provide any recommendations of the Secretary regarding the water resources project to Congress.

(2) **PRIOR REPORTS.**—Not later than 180 days after the date of enactment of this Act, with respect to any report of the Chief of Engineers recommending a water resources project that is complete prior to the date of enactment of this Act, the Secretary shall complete review of, and provide recommendations to Congress for, the report in accordance with paragraph (1).

**SEC. 2034. INDEPENDENT PEER REVIEW.**

(a) **PROJECT STUDIES SUBJECT TO INDEPENDENT PEER REVIEW.**—

(1) **IN GENERAL.**—Project studies shall be subject to a peer review by an independent panel of experts as determined under this section.

(2) **SCOPE.**—The peer review may include a review of the economic and environmental assumptions and projections, project evaluation data, economic analyses, environmental analyses, engineering analyses, formulation of alternative plans, methods for integrating risk and uncertainty, models used in evaluation of economic or environmental impacts of proposed projects, and any biological opinions of the project study.

(3) **PROJECT STUDIES SUBJECT TO PEER REVIEW.**—

(A) **MANDATORY.**—A project study shall be subject to peer review under paragraph (1) if—

(i) the project has an estimated total cost of more than \$45,000,000, including mitigation costs, and is not determined by the Chief of Engineers to be exempt from peer review under paragraph (6);

(ii) the Governor of an affected State requests a peer review by an independent panel of experts; or

(iii) the Chief of Engineers determines that the project study is controversial considering the factors set forth in paragraph (4).

(B) **DISCRETIONARY.**—

(i) **AGENCY REQUEST.**—A project study shall be considered by the Chief of Engineers for peer re-

view under this section if the head of a Federal or State agency charged with reviewing the project study determines that the project is likely to have a significant adverse impact on environmental, cultural, or other resources under the jurisdiction of the agency after implementation of proposed mitigation plans and requests a peer review by an independent panel of experts.

(ii) **DEADLINE FOR DECISION.**—A decision of the Chief of Engineers under this subparagraph whether to conduct a peer review shall be made within 21 days of the date of receipt of the request by the head of the Federal or State agency under clause (i).

(iii) **REASONS FOR NOT CONDUCTING PEER REVIEW.**—If the Chief of Engineers decides not to conduct a peer review following a request under clause (i), the Chief shall make publicly available, including on the Internet, the reasons for not conducting the peer review.

(iv) **APPEAL TO CHAIRMAN OF COUNCIL ON ENVIRONMENTAL QUALITY.**—A decision by the Chief of Engineers not to conduct a peer review following a request under clause (i) shall be subject to appeal by a person referred to in clause (i) to the Chairman of the Council on Environmental Quality if such appeal is made within the 30-day period following the date of the decision being made available under clause (iii). A decision of the Chairman on an appeal under this clause shall be made within 30 days of the date of the appeal.

(4) **FACTORS TO CONSIDER.**—In determining whether a project study is controversial under paragraph (3)(A)(iii), the Chief of Engineers shall consider if—

(A) there is a significant public dispute as to the size, nature, or effects of the project; or

(B) there is a significant public dispute as to the economic or environmental costs or benefits of the project.

(5) **PROJECT STUDIES EXCLUDED FROM PEER REVIEW.**—The Chief of Engineers may exclude a project study from peer review under paragraph (1)—

(A) if the project study does not include an environmental impact statement and is a project study subject to peer review under paragraph (3)(A)(i) that the Chief of Engineers determines—

(i) is not controversial;

(ii) has no more than negligible adverse impacts on scarce or unique cultural, historic, or tribal resources;

(iii) has no substantial adverse impacts on fish and wildlife species and their habitat prior to the implementation of mitigation measures; and

(iv) has, before implementation of mitigation measures, no more than a negligible adverse impact on a species listed as endangered or threatened species under the Endangered Species Act of 1973 (16 U.S.C. 1531 et seq.) or the critical habitat of such species designated under such Act;

(B) if the project study—

(i) involves only the rehabilitation or replacement of existing hydropower turbines, lock structures, or flood control gates within the same footprint and for the same purpose as an existing water resources project;

(ii) is for an activity for which there is ample experience within the Corps of Engineers and industry to treat the activity as being routine; and

(iii) has minimal life safety risk; or

(C) if the project study does not include an environmental impact statement and is a project study pursued under section 205 of the Flood Control Act of 1948 (33 U.S.C. 701s), section 2 of the Flood Control Act of August 28, 1937 (33 U.S.C. 701g), section 14 of the Flood Control Act of 1946 (33 U.S.C. 701r), section 107(a) of the River and Harbor Act of 1960 (33 U.S.C. 577(a)), section 3 of the Act entitled “An Act authorizing Federal participation in the cost of protecting the shores of publicly owned property”, approved August 13, 1946 (33 U.S.C. 426g), section 111 of the River and Harbor Act of 1968 (33

U.S.C. 426i), section 3 of the Act entitled "An Act authorizing the construction, repair, and preservation of certain public works on rivers and harbors, and for other purposes", approved March 2, 1945 (33 U.S.C. 603a), section 1135 of the Water Resources Development Act of 1986 (33 U.S.C. 2309a), or section 206 of the Water Resources Development Act of 1996 (33 U.S.C. 2330).

(6) **DETERMINATION OF TOTAL COST.**—For purposes of determining the estimated total cost of a project under paragraph (3)(A), the total cost shall be based upon the reasonable estimates of the Chief of Engineers at the completion of the reconnaissance study for the project. If the reasonable estimate of total costs is subsequently determined to be in excess of the amount in paragraph (3)(A), the Chief of Engineers shall make a determination whether a project study is required to be reviewed under this section.

(b) **TIMING OF PEER REVIEW.**—

(1) **IN GENERAL.**—The Chief of Engineers shall determine the timing of a peer review of a project study under subsection (a). In all cases, the peer review shall occur during the period beginning on the date of the signing of the feasibility cost-sharing agreement for the study and ending on the date established under subsection (e)(1)(A) for the peer review and shall be accomplished concurrent with the conducting of the project study.

(2) **FACTORS TO CONSIDER.**—In any case in which the Chief of Engineers has not initiated a peer review of a project study, the Chief of Engineers shall consider, at a minimum, whether to initiate a peer review at the time that—

(A) the without-project conditions are identified;

(B) the array of alternatives to be considered are identified; and

(C) the preferred alternative is identified.

(3) **LIMITATION ON MULTIPLE PEER REVIEW.**—Nothing in this subsection shall be construed to require the Chief of Engineers to conduct multiple peer reviews for a project study.

(c) **ESTABLISHMENT OF PANELS.**—

(1) **IN GENERAL.**—For each project study subject to peer review under subsection (a), as soon as practicable after the Chief of Engineers determines that a project study will be subject to peer review, the Chief of Engineers shall contract with the National Academy of Sciences or a similar independent scientific and technical advisory organization or an eligible organization to establish a panel of experts to conduct a peer review for the project study.

(2) **MEMBERSHIP.**—A panel of experts established for a project study under this section shall be composed of independent experts who represent a balance of areas of expertise suitable for the review being conducted.

(3) **LIMITATION ON APPOINTMENTS.**—The National Academy of Sciences or any other organization the Chief of Engineers contracts with under paragraph (1) to establish a panel of experts shall apply the National Academy of Science's policy for selecting committee members to ensure that members selected for the panel of experts have no conflict with the project being reviewed.

(4) **CONGRESSIONAL NOTIFICATION.**—Upon identification of a project study for peer review under this section, but prior to initiation of the review, the Chief of Engineers shall notify the Committee on Environment and Public Works of the Senate and the Committee on Transportation and Infrastructure of the House of Representatives of the review.

(d) **DUTIES OF PANELS.**—A panel of experts established for a peer review for a project study under this section shall—

(1) conduct the peer review for the project study;

(2) assess the adequacy and acceptability of the economic, engineering, and environmental methods, models, and analyses used by the Chief of Engineers;

(3) receive from the Chief of Engineers the public written and oral comments provided to the Chief of Engineers;

(4) provide timely written and oral comments to the Chief of Engineers throughout the development of the project study, as requested; and

(5) submit to the Chief of Engineers a final report containing the panel's economic, engineering, and environmental analysis of the project study, including the panel's assessment of the adequacy and acceptability of the economic, engineering, and environmental methods, models, and analyses used by the Chief of Engineers, to accompany the publication of the report of the Chief of Engineers for the project.

(e) **DURATION OF PROJECT STUDY PEER REVIEWS.**—

(1) **DEADLINE.**—A panel of experts established under this section shall—

(A) complete its peer review under this section for a project study and submit a report to the Chief of Engineers under subsection (d)(5) not more than 60 days after the last day of the public comment period for the draft project study, or, if the Chief of Engineers determines that a longer period of time is necessary, such period of time determined necessary by the Chief of Engineers; and

(B) terminate on the date of initiation of the State and agency review required by the first section of the Flood Control Act of December 22, 1944 (58 Stat. 887).

(2) **FAILURE TO MEET DEADLINE.**—If a panel of experts does not complete its peer review of a project study under this section and submit a report to the Chief of Engineers under subsection (d)(5) on or before the deadline established by paragraph (1) for the peer review, the Chief of Engineers shall complete the project study without delay.

(f) **RECOMMENDATIONS OF PANEL.**—

(1) **CONSIDERATION BY THE CHIEF OF ENGINEERS.**—After receiving a report on a project study from a panel of experts under this section and before entering a final record of decision for the project, the Chief of Engineers shall consider any recommendations contained in the report and prepare a written response for any recommendations adopted or not adopted.

(2) **PUBLIC AVAILABILITY AND TRANSMITTAL TO CONGRESS.**—After receiving a report on a project study from a panel of experts under this section, the Chief of Engineers shall—

(A) make a copy of the report and any written response of the Chief of Engineers on recommendations contained in the report available to the public by electronic means, including the Internet; and

(B) transmit to the Committee on Environment and Public Works of the Senate and the Committee on Transportation and Infrastructure of the House of Representatives a copy of the report, together with any such written response, on the date of a final report of the Chief of Engineers or other final decision document for the project study.

(g) **COSTS.**—

(1) **IN GENERAL.**—The costs of a panel of experts established for a peer review under this section—

(A) shall be a Federal expense; and

(B) shall not exceed \$500,000.

(2) **WAIVER.**—The Chief of Engineers may waive the \$500,000 limitation contained in paragraph (1)(B) in cases that the Chief of Engineers determines appropriate.

(h) **APPLICABILITY.**—This section shall apply to—

(1) project studies initiated during the 2-year period preceding the date of enactment of this Act and for which the array of alternatives to be considered has not been identified; and

(2) project studies initiated during the period beginning on such date of enactment and ending 7 years after such date of enactment.

(i) **REPORTS.**—

(1) **INITIAL REPORT.**—Not later than 3 years after the date of enactment of this section, the Chief of Engineers shall submit to the Committee on Environment and Public Works of the Senate and the Committee on Transportation and Infrastructure of the House of Representatives a report on the implementation of this section.

(2) **ADDITIONAL REPORT.**—Not later than 6 years after the date of enactment of this section, the Chief of Engineers shall update the report under paragraph (1) taking into account any further information on implementation of this section and submit such updated report to the Committee on Environment and Public Works of the Senate and the Committee on Transportation and Infrastructure of the House of Representatives.

(j) **NONAPPLICABILITY OF FACA.**—The Federal Advisory Committee Act (5 U.S.C. App.) shall not apply to a peer review panel established under this section.

(k) **SAVINGS CLAUSE.**—Nothing in this section shall be construed to affect any authority of the Chief of Engineers to cause or conduct a peer review of a water resources project existing on the date of enactment of this section.

(l) **DEFINITIONS.**—In this section, the following definitions apply:

(1) **PROJECT STUDY.**—The term "project study" means—

(A) a feasibility study or reevaluation study for a water resources project, including the environmental impact statement prepared for the study; and

(B) any other study associated with a modification of a water resources project that includes an environmental impact statement, including the environmental impact statement prepared for the study.

(2) **AFFECTED STATE.**—The term "affected State", as used with respect to a water resources project, means a State all or a portion of which is within the drainage basin in which the project is or would be located and would be economically or environmentally affected as a consequence of the project.

(3) **ELIGIBLE ORGANIZATION.**—The term "eligible organization" means an organization that—

(A) is described in section 501(c)(3), and exempt from Federal tax under section 501(a), of the Internal Revenue Code of 1986;

(B) is independent;

(C) is free from conflicts of interest;

(D) does not carry out or advocate for or against Federal water resources projects; and

(E) has experience in establishing and administering peer review panels.

(4) **TOTAL COST.**—The term "total cost", as used with respect to a water resources project, means the cost of construction (including planning and designing) of the project. In the case of a project for hurricane and storm damage reduction or flood damage reduction that includes periodic nourishment over the life of the project, the term includes the total cost of the nourishment.

#### SEC. 2035. SAFETY ASSURANCE REVIEW.

(a) **PROJECTS SUBJECT TO SAFETY ASSURANCE REVIEW.**—The Chief of Engineers shall ensure that the design and construction activities for hurricane and storm damage reduction and flood damage reduction projects are reviewed by independent experts under this section if the Chief of Engineers determines that a review by independent experts is necessary to assure public health, safety, and welfare.

(b) **FACTORS.**—In determining whether a review of design and construction of a project is necessary under this section, the Chief of Engineers shall consider whether—

(1) the failure of the project would pose a significant threat to human life;

(2) the project involves the use of innovative materials or techniques;

(3) the project design lacks redundancy; or

(4) the project has a unique construction sequencing or a reduced or overlapping design construction schedule.

(c) **SAFETY ASSURANCE REVIEW.**—

(1) **INITIATION OF REVIEW.**—At the appropriate point in the development of detailed engineering and design specifications for each water resources project subject to review under this section, the Chief of Engineers shall initiate a safety assurance review by independent experts on

the design and construction activities for the project.

(2) **SELECTION OF REVIEWERS.**—A safety assurance review under this section shall include participation by experts selected by the Chief of Engineers from among individuals who are distinguished experts in engineering, hydrology, or other appropriate disciplines. The Chief of Engineers shall apply the National Academy of Science's policy for selecting reviewers to ensure that reviewers have no conflict of interest with the project being reviewed.

(3) **COMPENSATION.**—An individual serving as an independent reviewer under this section shall be compensated at a rate of pay to be determined by the Secretary and shall be allowed travel expenses.

(d) **SCOPE OF SAFETY ASSURANCE REVIEWS.**—A safety assurance review under this section shall include a review of the design and construction activities prior to the initiation of physical construction and periodically thereafter until construction activities are completed on a regular schedule sufficient to inform the Chief of Engineers of the adequacy, appropriateness, and acceptability of the design and construction activities for the purpose of assuring public health, safety, and welfare. The Chief of Engineers shall ensure that reviews under this section do not create any unnecessary delays in design and construction activities.

(e) **SAFETY ASSURANCE REVIEW RECORD.**—The written recommendations of a reviewer or panel of reviewers under this section and the responses of the Chief of Engineers shall be available to the public, including through electronic means on the Internet.

(f) **APPLICABILITY.**—This section shall apply to any project in design or under construction on the date of enactment of this Act and to any project with respect to which design or construction is initiated during the period beginning on the date of enactment of this Act and ending 7 years after such date of enactment.

**SEC. 2036. MITIGATION FOR FISH AND WILDLIFE AND WETLANDS LOSSES.**

(a) **MITIGATION FOR FISH AND WILDLIFE LOSSES.**—Section 906(d) of the Water Resources Development Act of 1986 (33 U.S.C. 2283(d)) is amended—

(1) in the first sentence of paragraph (1) by striking “to the Congress” and inserting “to Congress in any report, and shall not select a project alternative in any report,”;

(2) in the second sentence of paragraph (1) by inserting “, and other habitat types are mitigated to not less than in-kind conditions” after “mitigated in-kind”; and

(3) by adding at the end the following:

“(3) **MITIGATION REQUIREMENTS.**—

(A) **IN GENERAL.**—To mitigate losses to flood damage reduction capabilities and fish and wildlife resulting from a water resources project, the Secretary shall ensure that the mitigation plan for each water resources project complies with the mitigation standards and policies established pursuant to the regulatory programs administered by the Secretary.

(B) **INCLUSIONS.**—A specific mitigation plan for a water resources project under paragraph (1) shall include, at a minimum—

(i) a plan for monitoring the implementation and ecological success of each mitigation measure, including the cost and duration of any monitoring, and, to the extent practicable, a designation of the entities that will be responsible for the monitoring;

(ii) the criteria for ecological success by which the mitigation will be evaluated and determined to be successful based on replacement of lost functions and values of the habitat, including hydrologic and vegetative characteristics;

(iii) a description of the land and interests in land to be acquired for the mitigation plan and the basis for a determination that the land and interests are available for acquisition;

(iv) a description of—

“(I) the types and amount of restoration activities to be conducted;

“(II) the physical action to be undertaken to achieve the mitigation objectives within the watershed in which such losses occur and, in any case in which the mitigation will occur outside the watershed, a detailed explanation for undertaking the mitigation outside the watershed; and

“(III) the functions and values that will result from the mitigation plan; and

“(v) a contingency plan for taking corrective actions in cases in which monitoring demonstrates that mitigation measures are not achieving ecological success in accordance with criteria under clause (ii).

(C) **RESPONSIBILITY FOR MONITORING.**—In any case in which it is not practicable to identify in a mitigation plan for a water resources project the entity responsible for monitoring at the time of a final report of the Chief of Engineers or other final decision document for the project, such entity shall be identified in the partnership agreement entered into with the non-Federal interest under section 221 of Flood Control Act of 1970 (42 U.S.C. 1962d-5b).

(4) **DETERMINATION OF SUCCESS.**—

(A) **IN GENERAL.**—A mitigation plan under this subsection shall be considered to be successful at the time at which the criteria under paragraph (3)(B)(ii) are achieved under the plan, as determined by monitoring under paragraph (3)(B)(i).

(B) **CONSULTATION.**—In determining whether a mitigation plan is successful under subparagraph (A), the Secretary shall consult annually with appropriate Federal agencies and each State in which the applicable project is located on at least the following:

(i) The ecological success of the mitigation as of the date on which the report is submitted.

(ii) The likelihood that the mitigation will achieve ecological success, as defined in the mitigation plan.

(iii) The projected timeline for achieving that success.

(iv) Any recommendations for improving the likelihood of success.

(5) **MONITORING.**—Mitigation monitoring shall continue until it has been demonstrated that the mitigation has met the ecological success criteria.”.

(b) **STATUS REPORT.**—

(1) **IN GENERAL.**—Concurrent with the President's submission to Congress of the President's request for appropriations for the Civil Works Program for a fiscal year, the Secretary shall submit to the Committee on Transportation and Infrastructure of the House of Representatives and the Committee on Environment and Public Works of the Senate a report on the status of construction of projects that require mitigation under section 906 of the Water Resources Development Act of 1986 (33 U.S.C. 2283), the status of such mitigation, and the results of the consultation under subsection (d)(4)(B) of such section.

(2) **PROJECTS INCLUDED.**—The status report shall include the status of—

(A) all projects that are under construction as of the date of the report;

(B) all projects for which the President requests funding for the next fiscal year; and

(C) all projects that have undergone or completed construction, but have not completed the mitigation required under section 906 of the Water Resources Development Act of 1986.

(3) **AVAILABILITY OF INFORMATION.**—The Secretary shall make information contained in the status report available to the public, including on the Internet.

(c) **WETLANDS MITIGATION.**—

(1) **IN GENERAL.**—In carrying out a water resources project that involves wetlands mitigation and that has impacts that occur within the service area of a mitigation bank, the Secretary, where appropriate, shall first consider the use of the mitigation bank if the bank contains sufficient available credits to offset the impact and the bank is approved in accordance with the

Federal Guidance for the Establishment, Use and Operation of Mitigation Banks (60 Fed. Reg. 58605) or other applicable Federal law (including regulations).

(2) **SERVICE AREA.**—To the maximum extent practicable, the service area of the mitigation bank under paragraph (1) shall be in the same watershed as the affected habitat.

(3) **RESPONSIBILITY FOR MONITORING.**—

(A) **IN GENERAL.**—Purchase of credits from a mitigation bank for a water resources project relieves the Secretary and the non-Federal interest from responsibility for monitoring or demonstrating mitigation success.

(B) **APPLICABILITY.**—The relief of responsibility under subparagraph (A) applies only in any case in which the Secretary determines that monitoring of mitigation success is being conducted by the Secretary or by the owner or operator of the mitigation bank.

**SEC. 2037. REGIONAL SEDIMENT MANAGEMENT.**

(a) **IN GENERAL.**—Section 204 of the Water Resources Development Act of 1992 (33 U.S.C. 2326) is amended to read as follows:

**“SEC. 204. REGIONAL SEDIMENT MANAGEMENT.**

**“(a) IN GENERAL.—**

**“(1) SEDIMENT USE.**—For sediment obtained through the construction, operation, or maintenance of an authorized Federal water resources project, the Secretary shall develop, at Federal expense, regional sediment management plans and carry out projects at locations identified in plans developed under this section, or identified jointly by the non-Federal interest and the Secretary, for use in the construction, repair, modification, or rehabilitation of projects associated with Federal water resources projects for purposes listed in paragraph (3).

**“(2) COOPERATION.**—The Secretary shall develop plans under this subsection in cooperation with the appropriate Federal, State, regional, and local agencies.

**“(3) PURPOSES FOR SEDIMENT USE IN PROJECTS.**—The purposes of using sediment for the construction, repair, modification, or rehabilitation of Federal water resources projects are—

**“(A) to reduce storm damage to property;**

**“(B) to protect, restore, and create aquatic and ecologically related habitats, including wetlands; and**

**“(C) to transport and place suitable sediment.**

**“(b) SECRETARIAL FINDINGS.**—Subject to subsection (c), projects carried out under subsection (a) may be carried out in any case in which the Secretary finds that—

**“(1) the environmental, economic, and social benefits of the project, both monetary and non-monetary, justify the cost of the project; and**

**“(2) the project will not result in environmental degradation.**

**“(c) DETERMINATION OF PROJECT COSTS.—**

**“(1) COSTS OF CONSTRUCTION.—**

**“(A) IN GENERAL.**—Costs associated with construction of a project under this section or identified in a regional sediment management plan shall be limited solely to construction costs that are in excess of the costs necessary to carry out the dredging for construction, operation, or maintenance of an authorized Federal water resources project in the most cost-effective way, consistent with economic, engineering, and environmental criteria.

**“(B) COST SHARING.—**

**“(i) IN GENERAL.**—Except as provided in clause (ii), the non-Federal share of the construction cost of a project under this section shall be determined as provided in subsections (a) through (d) of section 103 of the Water Resources Development Act of 1986 (33 U.S.C. 2213).

**“(ii) SPECIAL RULE.**—Construction of a project under this section for one or more of the purposes of protection, restoration, or creation of aquatic and ecologically related habitat, the cost of which does not exceed \$750,000 and which is located in a disadvantaged community as determined by the Secretary, may be carried out at Federal expense.

“(C) TOTAL COST.—The total Federal costs associated with construction of a project under this section may not exceed \$5,000,000.

“(2) OPERATION, MAINTENANCE, REPLACEMENT, AND REHABILITATION COSTS.—Operation, maintenance, replacement, and rehabilitation costs associated with a project under this section are the responsibility of the non-Federal interest.

“(d) SELECTION OF DREDGED MATERIAL DISPOSAL METHOD FOR ENVIRONMENTAL PURPOSES.—

“(1) IN GENERAL.—In developing and carrying out a Federal water resources project involving the disposal of dredged material, the Secretary may select, with the consent of the non-Federal interest, a disposal method that is not the least cost option if the Secretary determines that the incremental costs of the disposal method are reasonable in relation to the environmental benefits, including the benefits to the aquatic environment to be derived from the creation of wetlands and control of shoreline erosion.

“(2) FEDERAL SHARE.—The Federal share of such incremental costs shall be determined in accordance with subsection (c).

“(e) STATE AND REGIONAL PLANS.—The Secretary may—

“(1) cooperate with any State in the preparation of a comprehensive State or regional sediment management plan within the boundaries of the State;

“(2) encourage State participation in the implementation of the plan; and

“(3) submit to Congress reports and recommendations with respect to appropriate Federal participation in carrying out the plan.

“(f) PRIORITY AREAS.—In carrying out this section, the Secretary shall give priority to a regional sediment management project in the vicinity of each of the following:

“(1) Little Rock Slackwater Harbor, Arkansas.

“(2) Fletcher Cove, California.

“(3) Egmont Key, Florida.

“(4) Calcasieu Ship Channel, Louisiana.

“(5) Delaware River Estuary, New Jersey and Pennsylvania.

“(6) Fire Island Inlet, Suffolk County, New York.

“(7) Smith Point Park Pavilion and the TWA Flight 800 Memorial, Brookhaven, New York.

“(8) Morehead City, North Carolina.

“(9) Toledo Harbor, Lucas County, Ohio.

“(10) Galveston Bay, Texas.

“(11) Benson Beach, Washington.

“(g) AUTHORIZATION OF APPROPRIATIONS.—There is authorized to be appropriated to carry out this section \$30,000,000 per fiscal year, of which not more than \$5,000,000 per fiscal year may be used for the development of regional sediment management plans authorized by subsection (e) and of which not more than \$3,000,000 per fiscal year may be used for construction of projects to which subsection (c)(1)(B)(ii) applies. Such funds shall remain available until expended.”

(b) CONFORMING REPEAL.—

(1) IN GENERAL.—Section 145 of the Water Resources Development Act of 1976 (33 U.S.C. 426j) is repealed.

(2) EXISTING PROJECTS.—The Secretary may complete any project being carried out under section 145 of the Water Resources Development Act of 1976 on the day before the date of enactment of this Act.

**SEC. 2038. NATIONAL SHORELINE EROSION CONTROL DEVELOPMENT PROGRAM.**

(a) IN GENERAL.—Section 3 of the Act entitled “An Act authorizing Federal participation in the cost of protecting the shores of publicly owned property”, approved August 13, 1946 (33 U.S.C. 426g), is amended to read as follows:

**“SEC. 3. STORM AND HURRICANE RESTORATION AND IMPACT MINIMIZATION PROGRAM.**

“(a) CONSTRUCTION OF SMALL SHORE AND BEACH RESTORATION AND PROTECTION PROJECTS.—

“(1) IN GENERAL.—The Secretary may carry out a program for the construction of small

shore and beach restoration and protection projects not specifically authorized by Congress that otherwise comply with the first section of this Act if the Secretary determines that such construction is advisable.

“(2) LOCAL COOPERATION.—The local cooperation requirement of the first section of this Act shall apply to a project under this section.

“(3) COMPLETENESS.—A project under this subsection—

“(A) shall be complete; and

“(B) shall not commit the United States to any additional improvement to ensure the successful operation of the project; except for participation in periodic beach nourishment in accordance with—

“(i) the first section of this Act; and

“(ii) the procedure for projects authorized after submission of a survey report.

“(b) NATIONAL SHORELINE EROSION CONTROL DEVELOPMENT AND DEMONSTRATION PROGRAM.—

“(1) IN GENERAL.—The Secretary shall conduct under the program authorized by subsection (a) a national shoreline erosion control development and demonstration program (referred to in this section as the ‘demonstration program’).

“(2) REQUIREMENTS.—

“(A) IN GENERAL.—The demonstration program shall include provisions for—

“(i) projects consisting of planning, design, construction, and monitoring of prototype engineered and native and naturalized vegetative shoreline erosion control devices and methods;

“(ii) monitoring of the applicable prototypes;

“(iii) detailed engineering and environmental reports on the results of each project carried out under the demonstration program; and

“(iv) technology transfers, as appropriate, to private property owners, State and local entities, nonprofit educational institutions, and nongovernmental organizations.

“(B) DETERMINATION OF FEASIBILITY.—A project under the demonstration program shall not be carried out until the Secretary determines that the project is feasible.

“(C) EMPHASIS.—A project under the demonstration program shall emphasize, to the maximum extent practicable—

“(i) the development and demonstration of innovative technologies;

“(ii) efficient designs to prevent erosion at a shoreline site, taking into account the lifecycle cost of the design, including cleanup, maintenance, and amortization;

“(iii) new and enhanced shore protection project design and project formulation tools the purposes of which are to improve the physical performance, and lower the lifecycle costs, of the projects;

“(iv) natural designs, including the use of native and naturalized vegetation or temporary structures that minimize permanent structural alterations to the shoreline;

“(v) the avoidance of negative impacts to adjacent shorefront communities;

“(vi) in areas with substantial residential or commercial interests located adjacent to the shoreline, designs that do not impair the aesthetic appeal of the interests;

“(vii) the potential for long-term protection afforded by the technology; and

“(viii) recommendations developed from evaluations of the program established under the Shoreline Erosion Control Demonstration Act of 1974 (42 U.S.C. 1962-5 note), including—

“(I) adequate consideration of the subgrade;

“(II) proper filtration;

“(III) durable components;

“(IV) adequate connection between units; and

“(V) consideration of additional relevant information.

“(D) SITES.—

“(i) IN GENERAL.—Each project under the demonstration program may be carried out at—

“(I) a privately owned site with substantial public access; or

“(II) a publicly owned site on open coast or in tidal waters.

“(ii) SELECTION.—The Secretary shall develop criteria for the selection of sites for projects under the demonstration program, including criteria based on—

“(I) a variety of geographic and climatic conditions;

“(II) the size of the population that is dependent on the beaches for recreation or the protection of private property or public infrastructure;

“(III) the rate of erosion;

“(IV) significant natural resources or habitats and environmentally sensitive areas; and

“(V) significant threatened historic structures or landmarks.

“(3) CONSULTATION.—The Secretary shall carry out the demonstration program in consultation with—

“(A) the Secretary of Agriculture, particularly with respect to native and naturalized vegetative means of preventing and controlling shoreline erosion;

“(B) Federal, State, and local agencies;

“(C) private organizations;

“(D) the Coastal Engineering Research Center established by the first section of Public Law 88-172 (33 U.S.C. 426-1); and

“(E) applicable university research facilities.

“(4) COMPLETION OF DEMONSTRATION.—After carrying out the initial construction and evaluation of the performance and cost of a project under the demonstration program, the Secretary may—

“(A) amend, at the request of a non-Federal interest of the project, the partnership agreement for a federally authorized shore protection project in existence on the date on which initial construction of the project under the demonstration program is complete to incorporate the project constructed under the demonstration program as a feature of the shore protection project, with the future cost sharing of the project constructed under the demonstration program to be determined by the project purposes of the shore protection project; or

“(B) transfer all interest in and responsibility for the completed project constructed under the demonstration program to a non-Federal interest or another Federal agency.

“(5) AGREEMENTS.—The Secretary may enter into a partnership agreement with the non-Federal interest or a cooperative agreement with the head of another Federal agency under the demonstration program—

“(A) to share the costs of construction, operation, maintenance, and monitoring of a project under the demonstration program;

“(B) to share the costs of removing the project, or element of the project if the Secretary determines that the project or element of the project is detrimental to public or private property, public infrastructure, or public safety; or

“(C) to specify ownership of the completed project if the Secretary determines that the completed project will not be part of a Corps of Engineers project.

“(6) REPORT.—Not later than December 31, 2008, and every 3 years thereafter, the Secretary shall prepare and submit to the Committee on Environment and Public Works of the Senate and the Committee on Transportation and Infrastructure of the House of Representatives a report describing—

“(A) the activities carried out and accomplishments made under the demonstration program since the previous report under this paragraph; and

“(B) any recommendations of the Secretary relating to the program.

“(c) AUTHORIZATION OF APPROPRIATIONS.—

“(1) IN GENERAL.—Subject to paragraph (2), the Secretary may expend, from any appropriations made available to the Secretary for the purpose of carrying out civil works, not more than \$30,000,000 during any fiscal year to pay the Federal share of the costs of construction of small shore and beach restoration and protection projects or small projects under this section.

“(2) LIMITATION.—The total amount expended for a project under this section shall—

“(A) be sufficient to pay the cost of Federal participation in the project (including periodic nourishment as provided for under the first section of this Act), as determined by the Secretary; and

“(B) be not more than \$5,000,000.”

(b) **REPEAL.**—Section 5 the Act entitled “An Act authorizing Federal participation in the cost of protecting the shores of publicly owned property”, approved August 13, 1946 (33 U.S.C. 426h), is repealed.

**SEC. 2039. MONITORING ECOSYSTEM RESTORATION.**

(a) **IN GENERAL.**—In conducting a feasibility study for a project (or a component of a project) for ecosystem restoration, the Secretary shall ensure that the recommended project includes, as an integral part of the project, a plan for monitoring the success of the ecosystem restoration.

(b) **MONITORING PLAN.**—The monitoring plan shall—

(1) include a description of the monitoring activities to be carried out, the criteria for ecosystem restoration success, and the estimated cost and duration of the monitoring; and

(2) specify that the monitoring shall continue until such time as the Secretary determines that the criteria for ecosystem restoration success will be met.

(c) **COST SHARE.**—For a period of 10 years from completion of construction of a project (or a component of a project) for ecosystem restoration, the Secretary shall consider the cost of carrying out the monitoring as a project cost. If the monitoring plan under subsection (b) requires monitoring beyond the 10-year period, the cost of monitoring shall be a non-Federal responsibility.

**SEC. 2040. ELECTRONIC SUBMISSION OF PERMIT APPLICATIONS.**

(a) **IN GENERAL.**—Not later than 2 years after the date of enactment of this Act, the Secretary shall implement a program to allow electronic submission of permit applications for permits under the jurisdiction of the Secretary.

(b) **LIMITATIONS.**—This section does not preclude the submission of a physical copy.

(c) **AUTHORIZATION OF APPROPRIATIONS.**—There is authorized to be appropriated to carry out this section \$3,000,000.

**SEC. 2041. PROJECT ADMINISTRATION.**

(a) **PROJECT TRACKING.**—The Secretary shall assign a unique tracking number to each water resources project under the jurisdiction of the Secretary to be used by each Federal agency throughout the life of the project.

(b) **REPORT REPOSITORY.**—

(1) **IN GENERAL.**—The Secretary shall provide to the Library of Congress a copy of each final feasibility study, final environmental impact statement, final reevaluation report, record of decision, and report to Congress prepared by the Corps of Engineers.

(2) **AVAILABILITY TO PUBLIC.**—Each document described in paragraph (1) shall be made available to the public, and an electronic copy of each document shall be made permanently available to the public through the Internet.

**SEC. 2042. PROGRAM ADMINISTRATION.**

Sections 101, 106, and 108 of the Energy and Water Development Appropriations Act, 2006 (Public Law 109-103; 119 Stat. 2252-2254), are repealed.

**SEC. 2043. STUDIES AND REPORTS FOR WATER RESOURCES PROJECTS.**

(a) **STUDIES.**—

(1) **COST-SHARING REQUIREMENTS.**—Section 105(a) of the Water Resources Development Act of 1986 (33 U.S.C. 2215(a)) is amended by adding at the end the following:

“(3) **DETAILED PROJECT REPORTS.**—The requirements of this subsection that apply to a feasibility study also shall apply to a study that results in a detailed project report, except that—

“(A) the first \$100,000 of the costs of a study that results in a detailed project report shall be a Federal expense; and

“(B) paragraph (1)(C)(ii) shall not apply to such a study.”

(2) **PLANNING AND ENGINEERING.**—Section 105(b) of such Act (33 U.S.C. 2215(b)) is amended by striking “authorized by this Act”.

(3) **DEFINITIONS.**—Section 105 of such Act (33 U.S.C. 2215) is amended by adding at the end the following:

“(d) **DEFINITIONS.**—In this section, the following definitions apply:

“(1) **DETAILED PROJECT REPORT.**—The term ‘detailed project report’ means a report for a project not specifically authorized by Congress in law or otherwise that determines the feasibility of the project with a level of detail appropriate to the scope and complexity of the recommended solution and sufficient to proceed directly to the preparation of contract plans and specifications. The term includes any associated environmental impact statement and mitigation plan. For a project for which the Federal cost does not exceed \$1,000,000, the term includes a planning and design analysis document.

“(2) **FEASIBILITY STUDY.**—The term ‘feasibility study’ means a study that results in a feasibility report under section 905, and any associated environmental impact statement and mitigation plan, prepared by the Corps of Engineers for a water resources project. The term includes a study that results in a project implementation report prepared under title VI of the Water Resources Development Act of 2000 (114 Stat. 2680-2694), a general reevaluation report, and a limited reevaluation report.”

(b) **REPORTS.**—

(1) **PREPARATION.**—Section 905(a) of the Water Resources Development Act of 1986 (33 U.S.C. 2282(a)) is amended—

(A) by striking “(a) In the case of any” and inserting the following:

“(a) **PREPARATION OF REPORTS.**—

“(1) **IN GENERAL.**—In the case of any”;

(B) by striking “the Secretary, the Secretary shall” and inserting “the Secretary that results in recommendations concerning a project or the operation of a project and that requires specific authorization by Congress in law or otherwise, the Secretary shall perform a reconnaissance study and”;

(C) by striking “Such feasibility report” and inserting the following:

“(2) **CONTENTS OF FEASIBILITY REPORTS.**—A feasibility report”;

(D) by striking “The feasibility report” and inserting “A feasibility report”;

(E) by striking the last sentence and inserting the following:

“(3) **APPLICABILITY.**—This subsection shall not apply to—

“(A) any study with respect to which a report has been submitted to Congress before the date of enactment of this Act;

“(B) any study for a project, which project is authorized for construction by this Act and is not subject to section 903(b);

“(C) any study for a project which does not require specific authorization by Congress in law or otherwise; and

“(D) general studies not intended to lead to recommendation of a specific water resources project.

“(4) **FEASIBILITY REPORT DEFINED.**—In this subsection, the term ‘feasibility report’ means each feasibility report, and any associated environmental impact statement and mitigation plan, prepared by the Corps of Engineers for a water resources project. The term includes a project implementation report prepared under title VI of the Water Resources Development Act of 2000 (114 Stat. 2680-2694), a general reevaluation report, and a limited reevaluation report.”

(2) **PROJECTS NOT SPECIFICALLY AUTHORIZED BY CONGRESS.**—Section 905 of such Act is further amended—

(A) in subsection (b) by inserting “RECONNAISSANCE STUDIES.—” before “Before initiating”;

(B) by redesignating subsections (c), (d), and (e) as subsections (d), (e), and (f), respectively;

(C) by inserting after subsection (b) the following:

“(c) **PROJECTS NOT SPECIFICALLY AUTHORIZED BY CONGRESS.**—In the case of any water resources project-related study authorized to be undertaken by the Secretary without specific authorization by Congress in law or otherwise, the Secretary shall prepare a detailed project report.”;

(D) in subsection (d) (as so redesignated) by inserting “INDIAN TRIBES.—” before “For purposes of”;

(E) in subsection (e) (as so redesignated) by inserting “STANDARD AND UNIFORM PROCEDURES AND PRACTICES.—” before “The Secretary shall”.

**SEC. 2044. COORDINATION AND SCHEDULING OF FEDERAL, STATE, AND LOCAL ACTIONS.**

(a) **NOTICE OF INTENT.**—Upon request of the non-Federal interest in the form of a written notice of intent to construct or modify a non-Federal water supply, wastewater infrastructure, flood damage reduction, storm damage reduction, ecosystem restoration, or navigation project that requires the approval of the Secretary, the Secretary shall initiate, subject to subsection (c), procedures to establish a schedule for consolidating Federal, State, and local agency and Indian tribe environmental assessments, project reviews, and issuance of all permits for the construction or modification of the project. All States and Indian tribes having jurisdiction over the proposed project shall be invited by the Secretary, but shall not be required, to participate in carrying out this section with respect to the project.

(b) **COORDINATION.**—The Secretary shall seek, to the extent practicable, to consolidate hearing and comment periods, procedures for data collection and report preparation, and the environmental review and permitting processes associated with the project and related activities. The Secretary shall notify, to the extent possible, the non-Federal interest of its responsibilities for data development and information that may be necessary to process each permit required for the project, including a schedule when the information and data should be provided to the appropriate Federal, State, or local agency or Indian tribe.

(c) **COSTS OF COORDINATION.**—The costs incurred by the Secretary to establish and carry out a schedule to consolidate Federal, State, and local agency and Indian tribe environmental assessments, project reviews, and permit issuance for a project under this section shall be paid by the non-Federal interest.

(d) **REPORT ON TIMESAVINGS METHODS.**—Not later than 3 years after the date of enactment of this section, the Secretary shall prepare and transmit to Congress a report estimating the time required for the issuance of all Federal, State, local, and tribal permits for the construction of non-Federal projects for water supply, wastewater infrastructure, flood damage reduction, storm damage reduction, ecosystem restoration, and navigation.

**SEC. 2045. PROJECT STREAMLINING.**

(a) **POLICY.**—The benefits of water resources projects are important to the Nation’s economy and environment, and recommendations to Congress regarding such projects should not be delayed due to uncoordinated or inefficient reviews or the failure to timely resolve disputes during the development of water resources projects.

(b) **SCOPE.**—This section shall apply to each study initiated after the date of enactment of this Act to develop a feasibility report under section 905 of the Water Resources Development Act of 1986 (33 U.S.C. 2282), or a reevaluation report, for a water resources project if the Secretary determines that such study requires an environmental impact statement under the National Environmental Policy Act of 1969 (42 U.S.C. 4321 et seq.).

(c) **WATER RESOURCES PROJECT REVIEW PROCESS.**—The Secretary shall develop and implement a coordinated review process for the development of water resources projects.



(d) **COORDINATED REVIEWS.**—The coordinated review process under this section may provide that all reviews, analyses, opinions, permits, licenses, and approvals that must be issued or made by a Federal, State, or local government agency or Indian tribe for the development of a water resources project described in subsection (b) will be conducted, to the maximum extent practicable, concurrently and completed within a time period established by the Secretary in cooperation with the agencies identified under subsection (e) with respect to the project.

(e) **IDENTIFICATION OF JURISDICTIONAL AGENCIES.**—With respect to the development of each water resources project, the Secretary shall identify, as soon as practicable, all Federal, State, and local government agencies and Indian tribes that may—

(1) have jurisdiction over the project;

(2) be required by law to conduct or issue a review, analysis, or opinion for the project; or

(3) be required to make a determination on issuing a permit, license, or approval for the project.

(f) **STATE AUTHORITY.**—If the coordinated review process is being implemented under this section by the Secretary with respect to the development of a water resources project described in subsection (b) within the boundaries of a State, the State, consistent with State law, may choose to participate in the process and to make subject to the process all State agencies that—

(1) have jurisdiction over the project;

(2) are required to conduct or issue a review, analysis, or opinion for the project; or

(3) are required to make a determination on issuing a permit, license, or approval for the project.

(g) **MEMORANDUM OF UNDERSTANDING.**—The coordinated review process developed under this section may be incorporated into a memorandum of understanding for a water resources project between the Secretary, the heads of Federal, State, and local government agencies, Indian tribes identified under subsection (e), and the non-Federal interest for the project.

(h) **EFFECT OF FAILURE TO MEET DEADLINE.**—

(1) **NOTIFICATION.**—If the Secretary determines that a Federal, State, or local government agency, Indian tribe, or non-Federal interest that is participating in the coordinated review process under this section with respect to the development of a water resources project has not met a deadline established under subsection (d) for the project, the Secretary shall notify, within 30 days of the date of such determination, the agency, Indian tribe, or non-Federal interest about the failure to meet the deadline.

(2) **AGENCY REPORT.**—Not later than 30 days after the date of receipt of a notice under paragraph (1), the Federal, State, or local government agency, Indian tribe, or non-Federal interest involved may submit a report to the Secretary, explaining why the agency, Indian tribe, or non-Federal interest did not meet the deadline and what actions it intends to take to complete or issue the required review, analysis, or opinion or determination on issuing a permit, license, or approval.

(3) **REPORT TO CONGRESS.**—Not later than 30 days after the date of receipt of a report under paragraph (2), the Secretary shall compile and submit a report to the Committee on Transportation and Infrastructure of the House of Representatives, the Committee on Environment and Public Works of the Senate, and the Council on Environmental Quality, describing any deadlines identified in paragraph (1), and any information provided to the Secretary by the Federal, State, or local government agency, Indian tribe, or non-Federal interest involved under paragraph (2).

(i) **LIMITATIONS.**—Nothing in this section shall preempt or interfere with—

(1) any statutory requirement for seeking public comment;

(2) any power, jurisdiction, or authority that a Federal, State, or local government agency, Indian tribe, or non-Federal interest has with

respect to carrying out a water resources project; or

(3) any obligation to comply with the provisions of the National Environmental Policy Act of 1969 and the regulations issued by the Council on Environmental Quality to carry out such Act.

**SEC. 2046. PROJECT DEAUTHORIZATION.**

Section 1001(b)(2) of the Water Resources Development Act of 1986 (33 U.S.C. 579a(b)(2)) is amended—

(1) in the first sentence—

(A) by striking “two years” and inserting “year”; and

(B) by striking “7” and inserting “5”;

(2) in the last sentence by striking “30 months after the date” and inserting “the last date of the fiscal year following the fiscal year in which”; and

(3) in the last sentence by striking “such 30 month period” and inserting “such period”.

**SEC. 2047. FEDERAL HOPPER DREDGES.**

(a) **HOPPER DREDGE MCFARLAND.**—Section 563 of the Water Resources Development Act of 1996 (110 Stat. 3784) is amended to read as follows:

**“SEC. 563. HOPPER DREDGE MCFARLAND.**

“(a) **PLACEMENT IN READY RESERVE STATUS.**—Not before October 1, 2009, and not after December 31, 2009, the Secretary shall—

“(1) place the Federal hopper dredge McFarland (referred to in this section as the ‘vessel’) in a ready reserve status; and

“(2) use the vessel solely for urgent and emergency purposes in accordance with existing emergency response protocols.

“(b) **ROUTINE TESTS AND MAINTENANCE.**—

“(1) **IN GENERAL.**—The Secretary shall periodically perform routine underway dredging tests of the equipment (not to exceed 70 days per year) of the vessel in a ready reserve status to ensure the ability of the vessel to perform urgent and emergency work.

“(2) **MAINTENANCE.**—The Secretary—

“(A) shall not assign any scheduled hopper dredging work to the vessel other than dredging tests in the Delaware River and Bay; but

“(B) shall perform any repairs, including any asbestos abatement, necessary to maintain the vessel in a ready reserve fully operational condition.

“(c) **ACTIVE STATUS FOR DREDGING.**—The Secretary, in consultation with affected stakeholders, shall place the vessel in active status in order to perform dredging work if the Secretary determines that private industry has failed—

“(1) to submit a responsive and responsible bid for work advertised by the Secretary; or

“(2) to carry out a project as required pursuant to a contract between the industry and the Secretary.”.

(b) **HOPPER DREDGES ESSAYONS AND YAQUINA.**—Section 3(c)(7)(B) of the Act of August 11, 1888 (33 U.S.C. 622; 25 Stat. 423), is amended by adding at the end the following: “This subparagraph shall not apply to the Federal hopper dredges Essayons and Yaquina of the Corps of Engineers.”.

**TITLE III—PROJECT-RELATED PROVISIONS**

**SEC. 3001. BLACK WARRIOR-TOMBIGBEE RIVERS, ALABAMA.**

Section 111 of title I of division C of the Consolidated Appropriations Act, 2005 (118 Stat. 2944) is amended to read as follows:

**“SEC. 111. BLACK WARRIOR-TOMBIGBEE RIVERS, ALABAMA.**

“(a) **CONSTRUCTION OF NEW FACILITIES.**—

“(1) **DEFINITIONS.**—In this subsection, the following definitions apply:

“(A) **EXISTING FACILITY.**—The term ‘existing facility’ means the administrative and maintenance facility for the project for Black Warrior-Tombigbee Rivers, Alabama, authorized by the first section of the River and Harbor Appropriations Act of July 5, 1884 (24 Stat. 141), in existence on the date of enactment of the Water Resources Development Act of 2007.

“(B) **PARCEL.**—The term ‘Parcel’ means the land owned by the Corps of Engineers serving as the operations and maintenance facility of the Corps of Engineers in the city of Tuscaloosa, Alabama, in existence on the date of enactment of the Water Resources Development Act of 2007.

“(2) **AUTHORIZATION.**—In carrying out the project for Black Warrior-Tombigbee Rivers, Alabama, the Secretary is authorized, at Federal expense—

“(A) to purchase land on which the Secretary may construct a new maintenance facility for the project, to be located—

“(i) at a different location from the existing facility; and

“(ii) in the vicinity of the city of Tuscaloosa, Alabama;

“(B) at any time during or after the completion of (and relocation to) the new maintenance facility, to demolish the existing facility; and

“(C) to construct on the Parcel a new administrative facility for the project.

“(b) **ACQUISITION AND DISPOSITION OF PROPERTY.**—The Secretary—

“(1) may acquire any real property necessary for the construction of the new maintenance facility under subsection (a)(2)(A); and

“(2) shall convey to the city of Tuscaloosa fee simple title in and to any portion of the Parcel not required for construction of the new administrative facility under subsection (a)(2)(C) through—

“(A) sale at fair market value;

“(B) exchange for city of Tuscaloosa owned land on an acre-for-acre basis; or

“(C) any combination of a sale under subparagraph (A) and an exchange under subparagraph (B).

“(c) **AUTHORIZATION OF APPROPRIATIONS.**—There is authorized to be appropriated to carry out this section \$32,000,000.”.

**SEC. 3002. COOK INLET, ALASKA.**

Section 118(a)(3) of the Energy and Water Development Appropriations Act, 2005 (title I of division C of the Consolidated Appropriations Act, 2005; 118 Stat. 2945) is amended by inserting “as part of the operation and maintenance of such project modification” after “by the Secretary”.

**SEC. 3003. KING COVE HARBOR, ALASKA.**

The maximum amount of Federal funds that may be expended for the project for navigation, King Cove Harbor, Alaska, being carried out under section 107 of the River and Harbor Act of 1960 (33 U.S.C. 577), shall be \$8,000,000.

**SEC. 3004. SEWARD HARBOR, ALASKA.**

The project for navigation, Seward Harbor, Alaska, authorized by section 101(a)(3) of the Water Resources Development Act of 1999 (113 Stat. 274), is modified to authorize the Secretary to extend the existing breakwater by approximately 215 feet, at a total cost of \$3,333,000, with an estimated Federal cost of \$2,666,000 and an estimated non-Federal cost of \$667,000.

**SEC. 3005. SITKA, ALASKA.**

The Sitka, Alaska, element of the project for navigation, Southeast Alaska Harbors of Refuge, Alaska, authorized by section 101(1) of the Water Resources Development Act of 1992 (106 Stat. 4801), is modified to direct the Secretary to take such action as is necessary to correct design deficiencies in the Sitka Harbor Breakwater at Federal expense. The estimated cost is \$6,300,000.

**SEC. 3006. TATITLEK, ALASKA.**

The maximum amount of Federal funds that may be expended for the project for navigation, Tatitlek, Alaska, being carried out under section 107 of the River and Harbor Act of 1960 (33 U.S.C. 577), shall be \$10,000,000.

**SEC. 3007. RIO DE FLAG, FLAGSTAFF, ARIZONA.**

The project for flood damage reduction, Rio De Flag, Flagstaff, Arizona, authorized by section 101(b)(3) of the Water Resources Development Act of 2000 (114 Stat. 2576), is modified to authorize the Secretary to construct the project at a total cost of \$54,100,000, with an estimated Federal cost of \$35,000,000 and a non-Federal cost of \$19,100,000.



**SEC. 3008. NOGALES WASH AND TRIBUTARIES FLOOD CONTROL PROJECT, ARIZONA.**

The project for flood control, Nogales Wash and tributaries, Arizona, authorized by section 101(a)(4) of the Water Resources Development Act of 1990 (104 Stat. 4606) and modified by section 303 of the Water Resources Development Act of 1996 (110 Stat. 3711) and section 302 of the Water Resources Development Act of 2000 (114 Stat. 2600), is modified to authorize the Secretary to construct the project at a total cost of \$25,410,000, with an estimated Federal cost of \$22,930,000 and an estimated non-Federal cost of \$2,480,000.

**SEC. 3009. TUCSON DRAINAGE AREA, ARIZONA.**

The project for flood damage reduction, environmental restoration, and recreation, Tucson drainage area, Arizona, authorized by section 101(a)(5) of the Water Resources Development Act of 1999 (113 Stat. 274), is modified to authorize the Secretary to construct the project at a total cost of \$66,700,000, with an estimated Federal cost of \$43,350,000 and an estimated non-Federal cost of \$23,350,000.

**SEC. 3010. OSCEOLA HARBOR, ARKANSAS.**

(a) *IN GENERAL.*—The project for navigation, Osceola Harbor, Arkansas, constructed under section 107 of the River and Harbor Act of 1960 (33 U.S.C. 577), is modified to allow non-Federal interests to construct a mooring facility within the existing authorized harbor channel, subject to all necessary permits, certifications, and other requirements.

(b) *LIMITATION ON STATUTORY CONSTRUCTION.*—Nothing in this section shall be construed as affecting the responsibility of the Secretary to maintain the general navigation features of the project at a bottom width of 250 feet.

**SEC. 3011. ST. FRANCIS RIVER BASIN, ARKANSAS AND MISSOURI.**

The project for flood control, St. Francis River Basin, Arkansas and Missouri, authorized by the Act of June 15, 1936 (49 Stat. 1508), is modified to authorize the Secretary to undertake channel stabilization and sediment removal measures on the St. Francis River and tributaries as a nonseparable element of the original project.

**SEC. 3012. PINE MOUNTAIN DAM, ARKANSAS.**

The Pine Mountain Dam feature of the project for flood protection, Lee Creek, Arkansas and Oklahoma, authorized by section 204 of the Flood Control Act of 1965 (79 Stat. 1078), is modified—

(1) to add environmental restoration as a project purpose; and

(2) to direct the Secretary to finance the non-Federal share of the cost of the project, including treatment and distributions components, over a 30-year period in accordance with section 103(k) of the Water Resources Development Act of 1986 (33 U.S.C. 2213(k)).

**SEC. 3013. RED-OUACHITA RIVER BASIN LEVEES, ARKANSAS AND LOUISIANA.**

(a) *IN GENERAL.*—Section 204 of the Flood Control Act of 1950 (64 Stat. 173) is amended in the matter under the heading “RED-OUACHITA RIVER BASIN” by striking “improvements at Calion, Arkansas” and inserting “improvements at Calion, Arkansas (including authorization for the comprehensive flood-control project for Ouachita River and tributaries, incorporating in the project all flood control, drainage, and power improvements in the basin above the lower end of the left bank Ouachita River levee)”.

(b) *MODIFICATION.*—Section 3 of the Flood Control Act of August 18, 1941 (55 Stat. 642), is amended in the second sentence of subsection (a) in the matter under the heading “LOWER MISSISSIPPI RIVER” by inserting before the period at the end the following: “; except that the Ouachita River Levees, Louisiana, authorized by the first section of the Mississippi River Flood Control Act of May 15, 1928 (45 Stat. 534), shall remain as a component of the Mississippi River and Tributaries Project and afforded oper-

ation and maintenance responsibilities as provided under section 3 of that Act (45 Stat. 535)”.

**SEC. 3014. CACHE CREEK BASIN, CALIFORNIA.**

(a) *IN GENERAL.*—The project for flood control, Cache Creek Basin, California, authorized by section 401(a) of the Water Resources Development Act of 1986 (100 Stat. 4112), is modified to direct the Secretary to mitigate the impacts of the new south levee of the Cache Creek settling basin on the storm drainage system of the city of Woodland, including all appurtenant features, erosion control measures, and environmental protection features.

(b) *OBJECTIVES.*—Mitigation under subsection (a) shall restore the preproject capacity of the city of Woodland to release 1,360 cubic feet per second of water to the Yolo Bypass and shall include—

- (1) channel improvements;
- (2) an outlet work through the west levee of the Yolo Bypass; and
- (3) a new low flow cross channel to handle city and county storm drainage and settling basin flows (1,760 cubic feet per second) when the Yolo Bypass is in a low flow condition.

**SEC. 3015. CALFED STABILITY PROGRAM, CALIFORNIA.**

(a) *AMENDMENTS.*—Section 103(f)(3) of the Water Supply, Reliability, and Environmental Improvement Act (118 Stat. 1695–1696) is amended—

(1) in subparagraph (A) by striking “within the Delta (as defined in Cal. Water Code §12220)”;

(2) by striking subparagraph (C) and inserting the following:

“(C) *JUSTIFICATION.*—

“(i) *IN GENERAL.*—Notwithstanding section 209 of the Flood Control Act of 1970 (42 U.S.C. 1962–2), in carrying out levee stability programs and projects pursuant to this paragraph, the Secretary of the Army may determine that the programs and projects are justified by the benefits of the project purposes described in subparagraph (A), and the programs and projects shall require no additional economic justification if the Secretary of the Army further determines that the programs and projects are cost effective.

“(ii) *APPLICABILITY.*—Clause (i) shall not apply to any separable element intended to produce benefits that are predominantly unrelated to the project purposes described in subparagraph (A).”;

(3) in subparagraph (D)(i) by inserting “as described in the Record of Decision” after “Public Law 84–99 standard”.

(b) *ADDITIONAL AUTHORIZATION OF APPROPRIATIONS.*—In addition to funds made available pursuant to the Water Supply, Reliability, and Environmental Improvement Act (Public Law 108–361) to carry out section 103(f)(3)(D) of that Act (118 Stat. 1696), there is authorized to be appropriated to carry out projects described in that section \$106,000,000, to remain available until expended.

**SEC. 3016. COMPTON CREEK, CALIFORNIA.**

The project for flood control, Los Angeles Drainage Area, California, authorized by section 101(b) of the Water Resources Development Act of 1990 (104 Stat. 4611), is modified to add environmental restoration and recreation as project purposes.

**SEC. 3017. GRAYSON CREEK/MURDERER'S CREEK, CALIFORNIA.**

The project for aquatic ecosystem restoration, Grayson Creek/Murderer's Creek, California, being carried out under section 206 of the Water Resources Development Act of 1996 (33 U.S.C. 2330), is modified—

(1) to direct the Secretary to credit, in accordance with section 221 of the Flood Control Act of 1970 (42 U.S.C. 1962d–5b), toward the non-Federal share of the cost of the project the cost of work carried out by the non-Federal interest for the project before the date of the partnership agreement for the project; and

(2) to authorize the Secretary to consider national ecosystem restoration benefits in determining the Federal interest in the project.

**SEC. 3018. HAMILTON AIRFIELD, CALIFORNIA.**

The project for environmental restoration, Hamilton Airfield, California, authorized by section 101(b)(3) of the Water Resources Development Act of 1999 (113 Stat. 279), is modified to direct the Secretary to construct the project substantially in accordance with the report of the Chief of Engineers dated July 19, 2004, at a total cost of \$228,100,000, with an estimated Federal cost of \$171,100,000 and an estimated non-Federal cost of \$57,000,000.

**SEC. 3019. JOHN F. BALDWIN SHIP CHANNEL AND STOCKTON SHIP CHANNEL, CALIFORNIA.**

The project for navigation, San Francisco to Stockton, California, authorized by section 301 of the River and Harbor Act of 1965 (79 Stat. 1091) is modified—

(1) to provide that the non-Federal share of the cost of the John F. Baldwin Ship Channel and Stockton Ship Channel element of the project may be provided in the form of in-kind services and materials; and

(2) to direct the Secretary to credit, in accordance with section 221 of the Flood Control Act of 1970 (42 U.S.C. 1962d–5b), toward the non-Federal share of the cost of such element the cost of planning and design work carried out by the non-Federal interest for such element before the date of an agreement for such planning and design.

**SEC. 3020. KAWEAH RIVER, CALIFORNIA.**

The project for flood control, Terminus Dam, Kaweah River, California, authorized by section 101(b)(5) of the Water Resources Development Act of 1996 (110 Stat. 3658), is modified to direct the Secretary to credit, in accordance with section 221 of the Flood Control Act of 1970 (42 U.S.C. 1962d–5b), toward the non-Federal share of the cost of the project, or provide reimbursement not to exceed \$800,000, for the costs of any work carried out by the non-Federal interest for the project before the date of the project partnership agreement.

**SEC. 3021. LARKSPUR FERRY CHANNEL, LARKSPUR, CALIFORNIA.**

The project for navigation, Larkspur Ferry Channel, Larkspur, California, authorized by section 601(d) of the Water Resources Development Act of 1986 (100 Stat. 4148), is modified to direct the Secretary to determine whether maintenance of the project is feasible, and if the Secretary determines that maintenance of the project is feasible, to carry out such maintenance.

**SEC. 3022. LLAGAS CREEK, CALIFORNIA.**

(a) *IN GENERAL.*—The project for flood damage reduction, Llagas Creek, California, authorized by section 501(a) of the Water Resources Development Act of 1999 (113 Stat. 333), is modified to direct the Secretary to carry out the project at a total cost of \$105,000,000, with an estimated Federal cost of \$65,000,000 and an estimated non-Federal cost of \$40,000,000.

(b) *SPECIAL RULE.*—In evaluating and implementing the project, the Secretary shall allow the non-Federal interest to participate in the financing of the project in accordance with section 903(c) of the Water Resources Development Act of 1986 (100 Stat. 4184) if the detailed project report evaluation indicates that applying such section is necessary to implement the project.

**SEC. 3023. MAGPIE CREEK, CALIFORNIA.**

(a) *IN GENERAL.*—The project for Magpie Creek, California, authorized under section 205 of the Flood Control Act of 1948 (33 U.S.C. 701s), is modified to direct the Secretary to apply the cost-sharing requirements of section 103(b) of the Water Resources Development Act of 1986 (100 Stat. 4085) for the portion of the project consisting of land acquisition to preserve and enhance existing floodwater storage.

(b) *CREDIT.*—The Secretary shall credit, in accordance with section 221 of the Flood Control Act of 1970 (42 U.S.C. 1962d–5b), toward the non-Federal share of the cost of the project the cost of planning and design work carried out by the non-Federal interest for the project before

the date of the partnership agreement for the project.

(c) **COST.**—The maximum amount of Federal funds that may be expended for the project referred to in subsection (a) shall be \$10,000,000.

**SEC. 3024. PACIFIC FLYWAY CENTER, SACRAMENTO, CALIFORNIA.**

The project for aquatic ecosystem restoration, Pacific Flyway Center, Sacramento, California, being carried out under section 206 of the Water Resources Development Act of 1996 (33 U.S.C. 2330), is modified to authorize the Secretary to expend \$2,000,000 to enhance public access to the project.

**SEC. 3025. PETALUMA RIVER, PETALUMA, CALIFORNIA.**

The project for flood damage reduction, Petaluma River, Petaluma, California, authorized by section 112 of the Water Resources Development Act of 2000 (114 Stat. 2587), is modified to authorize the Secretary to construct the project at a total cost of \$41,500,000, with an estimated Federal cost of \$26,975,000 and an estimated non-Federal cost of \$14,525,000.

**SEC. 3026. PINOLE CREEK, CALIFORNIA.**

The project for improvement of the quality of the environment, Pinole Creek Phase I, California, being carried out under section 1135 of the Water Resources Development Act of 1986 (33 U.S.C. 2309a), is modified to direct the Secretary to credit, in accordance with section 221 of the Flood Control Act of 1970 (42 U.S.C. 1962d-5b), toward the non-Federal share of the cost of the project the cost of work carried out by the non-Federal interest for the project before the date of the partnership agreement for the project.

**SEC. 3027. PRADO DAM, CALIFORNIA.**

Upon completion of the modifications to the Prado Dam element of the project for flood control, Santa Ana River Mainstem, California, authorized by section 401(a) of the Water Resources Development Act of 1986 (100 Stat. 4113), the Memorandum of Agreement for the Operation for Prado Dam for Seasonal Additional Water Conservation between the Department of the Army and the Orange County Water District (including all the conditions and stipulations in the memorandum) shall remain in effect for volumes of water made available prior to such modifications.

**SEC. 3028. REDWOOD CITY NAVIGATION CHANNEL, CALIFORNIA.**

The Secretary may dredge the Redwood City Navigation Channel, California, on an annual basis, to maintain the authorized depth of -30 feet mean lower low water.

**SEC. 3029. SACRAMENTO AND AMERICAN RIVERS FLOOD CONTROL, CALIFORNIA.**

(a) **NATOMAS LEVEE FEATURES.**—

(1) **IN GENERAL.**—The project for flood control and recreation, Sacramento and American Rivers, California (Natomas Levee features), authorized by section 9159 of the Department of Defense Appropriations Act, 1993 (106 Stat. 1944), is modified to direct the Secretary to credit \$20,503,000 to the Sacramento Area Flood Control Agency for the nonreimbursed Federal share of costs incurred by the Agency in connection with the project.

(2) **ALLOCATION OF CREDIT.**—The Secretary shall allocate the amount to be credited pursuant to paragraph (1) toward the non-Federal share of such projects as are requested by the Sacramento Area Flood Control Agency.

(b) **JOINT FEDERAL PROJECT AT FOLSOM DAM.**—

(1) **IN GENERAL.**—The project for flood control, American and Sacramento Rivers, California, authorized by section 101(a)(6)(A) of the Water Resources Development Act of 1999 (113 Stat. 274) and modified by section 128 of the Energy and Water Development Appropriations Act, 2006 (119 Stat. 2259), is modified to authorize the Secretary to construct the auxiliary spillway generally in accordance with the Post Authorization Change Report, American River Watershed Project (Folsom Dam Modification and

Folsom Dam Raise Projects), dated March 2007, at a total cost of \$683,000,000, with an estimated Federal cost of \$444,000,000 and an estimated non-Federal cost of \$239,000,000.

(2) **DAM SAFETY.**—Nothing in this subsection limits the authority of the Secretary of the Interior to carry out dam safety activities in connection with the auxiliary spillway in accordance with the Bureau of Reclamation safety of dams program.

(3) **TRANSFER OF FUNDS.**—

(A) **IN GENERAL.**—The Secretary and the Secretary of the Interior are authorized to transfer between the Department of the Army and the Department of the Interior appropriated amounts and other available funds (including funds contributed by non-Federal interests) for the purpose of planning, design, and construction of the auxiliary spillway.

(B) **TERMS AND CONDITIONS.**—Any transfer made pursuant to this subsection shall be subject to such terms and conditions as may be agreed on by the Secretary and the Secretary of the Interior.

**SEC. 3030. SACRAMENTO DEEP WATER SHIP CHANNEL, CALIFORNIA.**

The project for navigation, Sacramento Deep Water Ship Channel, California, authorized by section 202(a) of the Water Resources Development Act of 1986 (100 Stat. 4092), is modified to direct the Secretary to credit, in accordance with section 221 of the Flood Control Act of 1970 (42 U.S.C. 1962d-5b), toward the non-Federal share of the cost of the project the cost of planning and design work carried out by the non-Federal interest for the project before the date of the partnership agreement for the project.

**SEC. 3031. SACRAMENTO RIVER BANK PROTECTION, CALIFORNIA.**

Section 202 of the River Basin Monetary Authorization Act of 1974 (88 Stat. 49) is amended by striking “and the monetary authorization” and all that follows through the period at the end and inserting “; except that the lineal feet in the second phase shall be increased from 405,000 lineal feet to 485,000 lineal feet.”

**SEC. 3032. SALTON SEA RESTORATION, CALIFORNIA.**

(a) **DEFINITIONS.**—In this section, the following definitions apply:

(1) **SALTON SEA AUTHORITY.**—The term “Salton Sea Authority” means the joint powers authority established under the laws of the State by a joint power agreement signed on June 2, 1993.

(2) **SALTON SEA SCIENCE OFFICE.**—The term “Salton Sea Science Office” means the office established by the United States Geological Survey and located on the date of enactment of this Act in La Quinta, California.

(3) **STATE.**—The term “State” means the State of California.

(b) **PILOT PROJECTS.**—

(1) **IN GENERAL.**—

(A) **REVIEW.**—The Secretary shall review the plan approved by the State, entitled the “Salton Sea Ecosystem Restoration Program Preferred Alternative Report and Funding Plan”, and dated May 2007 to determine whether the pilot projects described in the plan are feasible.

(B) **IMPLEMENTATION.**—

(i) **IN GENERAL.**—Subject to clause (ii), if the Secretary determines that the pilot projects referred to in subparagraph (A) meet the requirements described in that subparagraph, the Secretary may—

(I) enter into an agreement with the State; and

(II) in consultation with the Salton Sea Authority and the Salton Sea Science Office, carry out pilot projects for improvement of the environment in the area of the Salton Sea.

(ii) **REQUIREMENT.**—The Secretary shall be a party to each contract for construction entered into under this subparagraph.

(2) **LOCAL PARTICIPATION.**—In prioritizing pilot projects under this section, the Secretary shall—

(A) consult with the State, the Salton Sea Authority, and the Salton Sea Science Office; and

(B) take into consideration the priorities of the State and the Salton Sea Authority.

(3) **COST SHARING.**—Before carrying out a pilot project under this section, the Secretary shall enter into a written agreement with the State that requires the non-Federal interest for the pilot project to pay 35 percent of the total costs of the pilot project.

(c) **AUTHORIZATION OF APPROPRIATIONS.**—There is authorized to be appropriated to carry out subsection (b) \$30,000,000, of which not more than \$5,000,000 shall be used for any one pilot project under this section.

**SEC. 3033. SANTA ANA RIVER MAINSTEM, CALIFORNIA.**

The project for flood control, Santa Ana River Mainstem (including Santiago Creek, California), authorized by section 401(a) of the Water Resources Development Act of 1986 (100 Stat. 4113) and modified by section 104 of the Energy and Water Development Appropriation Act, 1988 (101 Stat. 1329-111) and section 309 of the Water Resources Development Act of 1996 (110 Stat. 3713), is further modified to authorize the Secretary to carry out the project at a total cost of \$1,800,000,000 and to clarify that the Santa Ana River Interceptor Line is an element of the project.

**SEC. 3034. SANTA BARBARA STREAMS, LOWER MISSION CREEK, CALIFORNIA.**

The project for flood damage reduction, Santa Barbara streams, Lower Mission Creek, California, authorized by section 101(b)(8) of the Water Resources Development Act of 2000 (114 Stat. 2577), is modified to authorize the Secretary to construct the project at a total cost of \$30,000,000, with an estimated Federal cost of \$15,000,000 and an estimated non-Federal cost of \$15,000,000.

**SEC. 3035. SANTA CRUZ HARBOR, CALIFORNIA.**

The project for navigation, Santa Cruz Harbor, California, authorized by section 101 of the River and Harbor Act of 1958 (72 Stat. 300) and modified by section 809 of the Water Resources Development Act of 1986 (100 Stat. 4168) and section 526 of the Water Resources Development Act of 1999 (113 Stat. 346), is modified to direct the Secretary—

(1) to renegotiate the memorandum of agreement with the non-Federal interest to increase the annual payment to reflect the updated cost of operation and maintenance that is the Federal and non-Federal share as provided by law based on the project purpose; and

(2) to revise the memorandum of agreement to include terms that revise such payments for inflation.

**SEC. 3036. SEVEN OAKS DAM, CALIFORNIA.**

The project for flood control, Santa Ana Mainstem, authorized by section 401(a) of the Water Resources Development Act of 1986 (100 Stat. 4113) and modified by section 104 of the Energy and Water Development Appropriations Act, 1988 (101 Stat. 1329-11), section 102(e) of the Water Resources Development Act of 1990 (104 Stat. 4611), and section 311 of the Water Resources Development Act of 1996 (110 Stat. 3713), is modified to direct the Secretary—

(1) to include ecosystem restoration benefits in the calculation of benefits for the Seven Oaks Dam, California, portion of the project; and

(2) to conduct a study of water conservation and water quality at the Seven Oaks Dam.

**SEC. 3037. UPPER GUADALUPE RIVER, CALIFORNIA.**

The project for flood damage reduction and recreation, Upper Guadalupe River, California, authorized by section 101(a)(9) of the Water Resources Development Act of 1999 (113 Stat. 275), is modified to authorize the Secretary to construct the project generally in accordance with the Upper Guadalupe River Flood Damage Reduction, San Jose, California, Limited Reevaluation Report, dated March 2004, at a total cost of \$256,000,000, with an estimated Federal cost of \$136,700,000 and an estimated non-Federal cost of \$119,300,000.

**SEC. 3038. WALNUT CREEK CHANNEL, CALIFORNIA.**

The project for aquatic ecosystem restoration, Walnut Creek Channel, California, being carried out under section 206 of the Water Resources Development Act of 1996 (33 U.S.C. 2330), is modified—

(1) to direct the Secretary to credit, in accordance with section 221 of the Flood Control Act of 1970 (42 U.S.C. 1962d-5b), toward the non-Federal share of the cost of the project the cost of work carried out by the non-Federal interest for the project before the date of the partnership agreement for the project; and

(2) to authorize the Secretary to consider national ecosystem restoration benefits in determining the Federal interest in the project.

**SEC. 3039. WILDCAT/SAN PABLO CREEK PHASE I, CALIFORNIA.**

The project for improvement of the quality of the environment, Wildcat/San Pablo Creek Phase I, California, being carried out under section 1135 of the Water Resources Development Act of 1986 (33 U.S.C. 2309a), is modified to direct the Secretary to credit, in accordance with section 221 of the Flood Control Act of 1970 (42 U.S.C. 1962d-5b), toward the non-Federal share of the cost of the project the cost of work carried out by the non-Federal interest for the project before the date of the partnership agreement for the project.

**SEC. 3040. WILDCAT/SAN PABLO CREEK PHASE II, CALIFORNIA.**

The project for aquatic ecosystem restoration, Wildcat/San Pablo Creek Phase II, California, being carried out under section 206 of the Water Resources Development Act of 1996 (33 U.S.C. 2330), is modified to direct the Secretary to credit, in accordance with section 221 of the Flood Control Act of 1970 (42 U.S.C. 1962d-5b), toward the non-Federal share of the cost of the project the cost of work carried out by the non-Federal interest for the project before the date of the partnership agreement for the project and to authorize the Secretary to consider national ecosystem restoration benefits in determining the Federal interest in the project.

**SEC. 3041. YUBA RIVER BASIN PROJECT, CALIFORNIA.**

The project for flood damage reduction, Yuba River Basin, California, authorized by section 101(a)(10) of the Water Resources Development Act of 1999 (113 Stat. 275), is modified—

(1) to authorize the Secretary to construct the project at a total cost of \$107,700,000, with an estimated Federal cost of \$70,000,000 and an estimated non-Federal cost of \$37,700,000; and

(2) to direct the Secretary to credit, in accordance with section 221 of the Flood Control Act of 1970 (42 U.S.C. 1962d-5b), toward the non-Federal share of the cost of the project the cost of work carried out by the non-Federal interest for the project before the date of the partnership agreement for the project.

**SEC. 3042. SOUTH PLATTE RIVER BASIN, COLORADO.**

Section 808 of the Water Resources Development Act of 1986 (100 Stat. 4168) is amended by striking "agriculture," and inserting "agriculture, environmental restoration."

**SEC. 3043. INTRACOASTAL WATERWAY, DELAWARE RIVER TO CHESAPEAKE BAY, DELAWARE AND MARYLAND.**

The project for navigation, Intracoastal Waterway, Delaware River to Chesapeake Bay, Delaware and Maryland, authorized by the first section of the Rivers and Harbors Act of August 30, 1935 (49 Stat. 1030), and section 101 of the River and Harbor Act of 1954 (68 Stat. 1249), is modified to add recreation as a project purpose.

**SEC. 3044. ST. GEORGE'S BRIDGE, DELAWARE.**

Section 102(g) of the Water Resources Development Act of 1990 (104 Stat. 4612) is amended by adding at the end the following: "The Secretary shall assume ownership responsibility for the replacement bridge not later than the date on which the construction of the bridge is completed and the contractors are released of their

responsibility by the State. In addition, the Secretary may not carry out any action to close or remove the St. George's Bridge, Delaware, without specific congressional authorization."

**SEC. 3045. BREVARD COUNTY, FLORIDA.**

(a) **SHORELINE.**—The project for shoreline protection, Brevard County, Florida, authorized by section 101(b)(7) of the Water Resources Development Act of 1996 (110 Stat. 3667), is modified to authorize the Secretary to include the mid-reach as an element of the project from the Florida department of environmental protection monuments 75.4 to 118.3, a distance of approximately 7.6 miles. The restoration work shall only be undertaken upon a determination by the Secretary, following completion of the general re-evaluation report authorized by section 418 of the Water Resources Development Act of 2000 (114 Stat. 2637), that the shoreline protection is feasible.

(b) **CREDIT.**—Section 310 of the Water Resources Development Act of 1999 (113 Stat. 301) is amended by adding at the end the following:

"(d) **CREDIT.**—After completion of the study, the Secretary may credit, in accordance with section 221 of the Flood Control Act of 1970 (42 U.S.C. 1962d-5b), toward the non-Federal share of the cost of the project for shore protection the cost of nourishment and renourishment associated with the project for shore protection incurred by the non-Federal interest to respond to damages to Brevard County beaches that are the result of a Federal navigation project, as determined in the final report for the study."

**SEC. 3046. BROWARD COUNTY AND HILLSBORO INLET, FLORIDA.**

The project for shore protection, Broward County and Hillsboro Inlet, Florida, authorized by section 301 of the River and Harbor Act of 1965 (79 Stat. 1090), and modified by section 311 of the Water Resources Development Act of 1999 (113 Stat. 301), is modified to direct the Secretary to credit, in accordance with section 221 of the Flood Control Act of 1970 (42 U.S.C. 1962d-5b), toward the non-Federal share of the cost of the project the cost of mitigation construction and derelict erosion control structure removal carried out by the non-Federal interest for the project before the date of the partnership agreement for the project.

**SEC. 3047. CANAVERAL HARBOR, FLORIDA.**

In carrying out the project for navigation, Canaveral Harbor, Florida, authorized by section 101 of the River and Harbor Act of 1962 (76 Stat. 1174), the Secretary shall construct a sediment trap if the Secretary determines construction of the sediment trap is feasible.

**SEC. 3048. GASPARILLA AND ESTERO ISLANDS, FLORIDA.**

The project for shore protection, Gasparilla and Estero Island segments, Lee County, Florida, authorized by section 201 of the Flood Control Act of 1965 (79 Stat. 1073), by Senate Resolution dated December 17, 1970, and by House Resolution dated December 15, 1970, and modified by section 309 of the Water Resources Development Act of 2000 (114 Stat. 2602), is modified to direct the Secretary to credit, in accordance with section 221 of the Flood Control Act of 1970 (42 U.S.C. 1962d-5b), toward the non-Federal share of the cost of the project the cost of work carried out by the non-Federal interest for the project before the date of the partnership agreement for the project.

**SEC. 3049. LIDO KEY BEACH, SARASOTA, FLORIDA.**

(a) **IN GENERAL.**—The project for shore protection, Lido Key Beach, Sarasota, Florida, authorized by section 101 of the River and Harbor Act of 1970 (84 Stat. 1819), deauthorized under section 1001(b) of the Water Resources Development Act of 1986 (33 U.S.C. 579a(b)), and reauthorized by section 364(2)(A) of the Water Resources Development Act of 1999 (113 Stat. 313), is modified to direct the Secretary to construct the project substantially in accordance with the report of the Chief of Engineers dated December 22, 2004, at a total cost of \$15,190,000, with an estimated Federal cost of \$9,320,000 and an esti-

mated non-Federal cost of \$5,870,000, and at an estimated total cost of \$65,000,000 for periodic nourishment over the 50-year life of the project, with an estimated Federal cost of \$30,550,000 and an estimated non-Federal cost of \$34,450,000.

(b) **CONSTRUCTION OF SHORELINE PROTECTION PROJECTS BY NON-FEDERAL INTERESTS.**—The Secretary shall enter into a partnership agreement with the non-Federal interest in accordance with section 206 of the Water Resources Development Act of 1992 (33 U.S.C. 426i-1) for the modified project.

**SEC. 3050. PEANUT ISLAND, FLORIDA.**

The maximum amount of Federal funds that may be expended for the project for improvement of the quality of the environment, Peanut Island, Palm Beach County, Florida, being carried out under section 1135 of the Water Resources Development Act of 1986 (33 U.S.C. 2309a) shall be \$9,750,000.

**SEC. 3051. PORT SUTTON, FLORIDA.**

The project for navigation, Port Sutton, Florida, authorized by section 101(b)(12) of the Water Resources Development Act of 2000 (114 Stat. 2577), is modified to authorize the Secretary to carry out the project at a total cost of \$12,900,000.

**SEC. 3052. TAMPA HARBOR-BIG BEND CHANNEL, FLORIDA.**

The project for navigation, Tampa Harbor-Big Bend Channel, Florida, authorized by section 101(a)(18) of the Water Resources Development Act of 1999 (113 Stat. 276) is modified to direct the Secretary to credit, in accordance with section 221 of the Flood Control Act of 1970 (42 U.S.C. 1962d-5b), toward the non-Federal share of the cost of the project the cost of planning, design, and construction work carried out by the non-Federal interest for the project before the date of the partnership agreement for the project.

**SEC. 3053. TAMPA HARBOR CUT B, FLORIDA.**

(a) **IN GENERAL.**—The project for navigation, Tampa Harbor, Florida, authorized by section 101 of the River and Harbor Act of 1970 (84 Stat. 1818), is modified to authorize the Secretary to construct passing lanes in an area approximately 3.5 miles long and centered on Tampa Harbor Cut B if the Secretary determines that such improvements are necessary for navigation safety.

(b) **GENERAL REEVALUATION REPORT.**—The non-Federal share of the cost of the general re-evaluation report for Tampa Harbor, Florida, being conducted on June 1, 2005, shall be the same percentage as the non-Federal share of the cost of construction of the project.

(c) **AGREEMENT.**—The Secretary shall enter into a new partnership agreement with the non-Federal interest to reflect the cost sharing required by subsection (b).

**SEC. 3054. ALLATOONA LAKE, GEORGIA.**

(a) **LAND EXCHANGE.**—

(1) **IN GENERAL.**—The Secretary may exchange land above 863 feet in elevation at Allatoona Lake, Georgia, identified in the Real Estate Design Memorandum prepared by the Mobile district engineer, April 5, 1996, and approved October 8, 1996, for land on the north side of Allatoona Lake that is required for wildlife management and protection of the water quality and overall environment of Allatoona Lake.

(2) **TERMS AND CONDITIONS.**—The basis for all land exchanges under this subsection shall be a fair market appraisal to ensure that land exchanged is of equal value.

(b) **DISPOSAL AND ACQUISITION OF LAND, ALLATOONA LAKE, GEORGIA.**—

(1) **IN GENERAL.**—The Secretary may—

(A) sell land above 863 feet in elevation at Allatoona Lake, Georgia, identified in the memorandum referred to in subsection (a)(1); and

(B) use the proceeds of the sale, without further appropriation, to pay costs associated with the purchase of land required for wildlife management and protection of the water quality and overall environment of Allatoona Lake.

## (2) TERMS AND CONDITIONS.—

(A) WILLING SELLERS.—Land acquired under this subsection shall be by negotiated purchase from willing sellers only.

(B) BASIS.—The basis for all transactions under this subsection shall be a fair market value appraisal acceptable to the Secretary.

(C) SHARING OF COSTS.—Each purchaser of land under this subsection shall share in the associated costs of the purchase, including surveys and associated fees in accordance with the memorandum referred to in subsection (a)(1).

(D) OTHER CONDITIONS.—The Secretary may impose on the sale and purchase of land under this subsection such other conditions as the Secretary determines to be appropriate.

(c) REPEAL.—Section 325 of the Water Resources Development Act of 1992 (106 Stat. 4849) is repealed.

**SEC. 3055. LATHAM RIVER, GLYNN COUNTY, GEORGIA.**

The maximum amount of Federal funds that may be expended for the project for improvement of the quality of the environment, Latham River, Glynn County, Georgia, being carried out under section 1135 of the Water Resources Development Act of 1986 (33 U.S.C. 2309a) shall be \$6,175,000.

**SEC. 3056. DWORSHAK RESERVOIR IMPROVEMENTS, IDAHO.**

(a) IN GENERAL.—The Secretary shall carry out additional general construction measures to allow for operation at lower pool levels to satisfy the recreation mission at Dworshak Dam, Idaho.

(b) IMPROVEMENTS.—In carrying out subsection (a), the Secretary shall provide for appropriate improvements to—

(1) facilities that are operated by the Corps of Engineers; and

(2) facilities that, as of the date of enactment of this Act, are leased, permitted, or licensed for use by others.

(c) COST SHARING.—The Secretary shall carry out this section through a cost-sharing program with Idaho State parks and recreation department at a total estimated project cost of \$5,300,000. Notwithstanding section 103 of the Water Resources Development Act of 1986 (33 U.S.C. 2313), the Federal share of such cost shall be 75 percent.

**SEC. 3057. LITTLE WOOD RIVER, GOODING, IDAHO.**

(a) IN GENERAL.—The project for flood control, Gooding, Idaho, constructed under the emergency conservation work program established under the Act of March 31, 1933 (16 U.S.C. 585 et seq.), is modified—

(1) to direct the Secretary to rehabilitate the Gooding Channel project for the purposes of flood control and ecosystem restoration if the Secretary determines that such rehabilitation is not required as a result of improper operation and maintenance of the project by the non-Federal interest and that the rehabilitation and ecosystem restoration is feasible; and

(2) to direct the Secretary to plan, design, and construct the project at a total cost of \$9,000,000.

**(b) COST SHARING.—**

(1) IN GENERAL.—Costs for reconstruction of a project under this section shall be shared by the Secretary and the non-Federal interest in the same percentages as the costs of construction of the original project were shared.

(2) OPERATION, MAINTENANCE, AND REPAIR COSTS.—The costs of operation, maintenance, repair, and rehabilitation of a project carried out under this section shall be a non-Federal responsibility.

(c) ECONOMIC JUSTIFICATION.—Reconstruction efforts and activities carried out under this section shall not require economic justification.

**SEC. 3058. BEARDSTOWN COMMUNITY BOAT HARBOR, BEARDSTOWN, ILLINOIS.**

(a) IN GENERAL.—The project for navigation, Muscooten Bay, Illinois River, Beardstown Community Boat Harbor, Beardstown, Illinois, constructed under section 107 of the River and Harbor Act of 1960 (33 U.S.C. 577), is modified—

(1) to include the channel between the harbor and the Illinois River; and

(2) to direct the Secretary to enter into a partnership agreement with the city of Beardstown to replace the local cooperation agreement dated August 18, 1983, with the Beardstown Community Park District.

(b) TERMS OF PARTNERSHIP AGREEMENT.—The partnership agreement referred to in subsection (a) shall include the same rights and responsibilities as the local cooperation agreement dated August 18, 1983, changing only the identity of the non-Federal sponsor.

(c) MAINTENANCE.—Following execution of the partnership agreement referred to in subsection (a), the Secretary may carry out maintenance of the project referred to in subsection (a) on an annual basis.

**SEC. 3059. CACHE RIVER LEVEE, ILLINOIS.**

The Cache River Levee constructed for flood control at the Cache River, Illinois, and authorized by the Act of June 28, 1938 (52 Stat. 1217), is modified to add environmental restoration as a project purpose.

**SEC. 3060. CHICAGO RIVER, ILLINOIS.**

The Federal navigation channel for the North Branch Channel portion of the Chicago River authorized by section 22 of the Act of March 3, 1899 (30 Stat. 1156), extending from 100 feet downstream of the Halsted Street Bridge to 100 feet upstream of the Division Street Bridge, Chicago, Illinois, shall be no wider than 66 feet.

**SEC. 3061. CHICAGO SANITARY AND SHIP CANAL DISPERSAL BARRIERS PROJECT, ILLINOIS.**

(a) TREATMENT AS SINGLE PROJECT.—The Chicago Sanitary and Ship Canal Dispersal Barrier Project (in this section referred to as “Barrier I”), as in existence on the date of enactment of this Act and constructed as a demonstration project under section 1202(i)(3) of the Nonindigenous Aquatic Nuisance Prevention and Control Act of 1990 (16 U.S.C. 4722(i)(3)), and the project relating to the Chicago Sanitary and Ship Canal Dispersal Barrier, authorized by section 345 of the District of Columbia Appropriations Act, 2005 (Public Law 108-335; 118 Stat. 1352) (in this section referred to as “Barrier II”) shall be considered to constitute a single project.

**(b) AUTHORIZATION.—**

(1) IN GENERAL.—The Secretary, at Federal expense, shall—

(A) upgrade and make permanent Barrier I;

(B) construct Barrier II, notwithstanding the project cooperation agreement with the State of Illinois dated June 14, 2005;

(C) operate and maintain Barrier I and Barrier II as a system to optimize effectiveness;

(D) conduct, in consultation with appropriate Federal, State, local, and nongovernmental entities, a study of a range of options and technologies for reducing impacts of hazards that may reduce the efficacy of the Barriers; and

(E) provide to each State a credit in an amount equal to the amount of funds contributed by the State toward Barrier II.

(2) USE OF CREDIT.—A State may apply a credit provided to the State under paragraph (1)(E) to any cost sharing responsibility for an existing or future Federal project carried out by the Secretary in the State.

(c) CONFORMING AMENDMENT.—Section 345 of the District of Columbia Appropriations Act, 2005 (Public Law 108-335; 118 Stat. 1352) is amended to read as follows:

**“SEC. 345. CHICAGO SANITARY AND SHIP CANAL DISPERSAL BARRIER, ILLINOIS.**

“There are authorized to be appropriated such sums as may be necessary to carry out the Barrier II element of the project for the Chicago Sanitary and Ship Canal Dispersal Barrier, Illinois, initiated pursuant to section 1135 of the Water Resources Development Act of 1986 (33 U.S.C. 2294 note; 100 Stat. 4251).”

(d) FEASIBILITY STUDY.—The Secretary, in consultation with appropriate Federal, State, local, and nongovernmental entities, shall conduct, at Federal expense, a feasibility study of

the range of options and technologies available to prevent the spread of aquatic nuisance species between the Great Lakes and Mississippi River Basins through the Chicago Sanitary and Ship Canal and other aquatic pathways.

**SEC. 3062. EMIQUON, ILLINOIS.**

(a) MAXIMUM AMOUNT.—The maximum amount of Federal funds that may be expended for the project for aquatic ecosystem restoration, Emiquon, Illinois, being carried out under section 206 of the Water Resources Development Act of 1996 (33 U.S.C. 2330), shall be \$7,500,000.

(b) LIMITATION.—Nothing in this section shall affect the eligibility of the project for emergency repair assistance under section 5 of the Act entitled “An Act authorizing the construction of certain public works on rivers and harbors for flood control, and for other purposes”, approved August 18, 1941 (33 U.S.C. 701n).

**SEC. 3063. LASALLE, ILLINOIS.**

In carrying out section 312 of the Water Resources Development Act of 1990 (104 Stat. 4639–4640), the Secretary shall give priority to work in the vicinity of LaSalle, Illinois, on the Illinois and Michigan Canal.

**SEC. 3064. SPUNKY BOTTOMS, ILLINOIS.**

(a) PROJECT PURPOSE.—The project for flood control, Spunky Bottoms, Illinois, authorized by section 5 of the Flood Control Act of June 22, 1936 (49 Stat. 1583), is modified to add environmental restoration as a project purpose.

(b) MAXIMUM AMOUNT.—The maximum amount of Federal funds that may be expended for the project for improvement of the quality of the environment, Spunky Bottoms, Illinois, being carried out under section 1135 of the Water Resources Development Act of 1986 (33 U.S.C. 2309a), shall be \$7,500,000.

(c) LIMITATION.—Nothing in this section shall affect the eligibility of the project for emergency repair assistance under section 5 of the Act entitled “An Act authorizing the construction of certain public works on rivers and harbors for flood control, and for other purposes”, approved August 18, 1941 (33 U.S.C. 701n).

(d) POST CONSTRUCTION MONITORING AND MANAGEMENT.—Of the Federal funds expended under subsection (b), not less than \$500,000 shall remain available for a period of 5 years after the date of completion of construction of the modifications for use in carrying out post construction monitoring and adaptive management.

**SEC. 3065. CEDAR LAKE, INDIANA.**

(a) IN GENERAL.—The Secretary is authorized to plan, design, and construct an aquatic ecosystem restoration project at Cedar Lake, Indiana.

(b) COMPLETE FEASIBILITY REPORT.—In planning the project authorized by subsection (a), the Secretary shall expedite completion of the feasibility report for the project for aquatic ecosystem restoration and protection, Cedar Lake, Indiana, initiated pursuant to section 206 of the Water Resources Development Act 1996 (33 U.S.C. 2330).

**(c) AUTHORIZATION.—**

(1) IN GENERAL.—There is authorized to be appropriated \$11,050,000 to carry out the activities authorized by this section.

(2) OTHER.—The Secretary is authorized to use funds previously appropriated for the project for aquatic ecosystem restoration and protection, Cedar Lake, Indiana, under section 206 of the Water Resources Development Act 1996 (33 U.S.C. 2330) to carry out the activities authorized by this section.

**SEC. 3066. KOONTZ LAKE, INDIANA.**

The project for aquatic ecosystem restoration, Koontz Lake, Indiana, being carried out under section 206 of the Water Resources Development Act of 1996 (33 U.S.C. 2330) and modified by section 520 of the Water Resources Development Act of 2000 (114 Stat. 2655), is modified to direct the Secretary to seek to reduce the cost of the project by using innovative technologies and cost reduction measures determined from a review of non-Federal lake dredging projects in the vicinity of Koontz Lake.

**SEC. 3067. WHITE RIVER, INDIANA.**

The project for flood control, Indianapolis on West Fork of White River, Indiana, authorized by section 5 of the Act entitled "An Act authorizing the construction of certain public works on rivers and harbors for flood control, and for other purposes", approved June 22, 1936 (49 Stat. 1586), and modified by section 323 of the Water Resources Development Act of 1996 (110 Stat. 3716) and section 322 of the Water Resources Development Act of 1999 (113 Stat. 303), is modified—

(1) to authorize the Secretary to carry out the ecosystem restoration, recreation, and flood damage reduction components described in the Central Indianapolis Waterfront Concept Plan, dated February 1994, and revised by the Master Plan Revision Central Indianapolis Waterfront, dated April 2004, at a total cost of \$28,545,000; and

(2) to direct the Secretary to credit, in accordance with section 221 of the Flood Control Act of 1970 (42 U.S.C. 1962d-5b), toward the non-Federal share of the cost of the project the cost of planning, design, and construction work carried out by the non-Federal interest for the project before the date of the partnership agreement for the project.

**SEC. 3068. DES MOINES RIVER AND GREENBELT, IOWA.**

The project for the Des Moines Recreational River and Greenbelt, Iowa, authorized by Public Law 99-88 and modified by section 604 of the Water Resources Development Act of 1986 (100 Stat. 4153), is modified to authorize the Secretary to carry out ecosystem restoration, recreation, and flood damage reduction components of the project, at a Federal cost of \$10,000,000.

**SEC. 3069. PERRY CREEK, IOWA.**

(a) *IN GENERAL.*—On making a determination described in subsection (b), the Secretary shall increase the Federal contribution by up to \$4,000,000 for the project for flood control, Perry Creek, Iowa, authorized by section 401(a) of the Water Resources Development Act of 1986 (100 Stat. 4116) and modified by section 151 of the Energy and Water Development Appropriations Act, 2004 (117 Stat. 1844).

(b) *DETERMINATION.*—A determination referred to in subsection (a) is a determination that a modification to the project described in subsection (a) is necessary for the Federal Emergency Management Agency to certify that the project provides flood damage reduction benefits to at least a 100-year level of flood protection.

(c) *AUTHORIZATION OF APPROPRIATIONS.*—There is authorized to be appropriated to carry out this section \$4,000,000.

**SEC. 3070. RATHBUN LAKE, IOWA.**

(a) *RIGHT OF FIRST REFUSAL.*—The Secretary shall provide, in accordance with the recommendations in the Rathbun Lake Reallocation Report approved by the Chief of Engineers on July 22, 1985, the Rathbun Regional Water Association with the right of first refusal to contract for or purchase any increment of the remaining allocation of 8,320 acre-feet of water supply storage in Rathbun Lake, Iowa.

(b) *PAYMENT OF COST.*—The Rathbun Regional Water Association shall pay the cost of any water supply storage allocation provided under subsection (a).

**SEC. 3071. HICKMAN BLUFF STABILIZATION, KENTUCKY.**

The project for Hickman Bluff, Kentucky, authorized by chapter II of title II of the Emergency Supplemental Appropriations and Rescissions for the Department of Defense to Preserve and Enhance Military Readiness Act of 1995 (109 Stat. 85), is modified to authorize the Secretary to repair and restore the project, at Federal expense, with no further economic studies or analyses, at a total cost of not more than \$250,000.

**SEC. 3072. MCALPINE LOCK AND DAM, KENTUCKY AND INDIANA.**

Section 101(a)(10) of the Water Resources Development Act of 1990 (104 Stat. 4606) is amended

by striking "\$219,600,000" each place it appears and inserting "\$430,000,000".

**SEC. 3073. PRESTONSBURG, KENTUCKY.**

The Prestonsburg, Kentucky, element of the project for flood control, Levisa and Tug Fork of the Big Sandy and Cumberland Rivers, West Virginia, Virginia, and Kentucky, authorized by section 202(a) of the Energy and Water Development Appropriations Act, 1981 (94 Stat. 1339), is modified to direct the Secretary to take measures to provide a 100-year level of flood protection for the city of Prestonsburg.

**SEC. 3074. AMITE RIVER AND TRIBUTARIES, LOUISIANA, EAST BATON ROUGE PARISH WATERSHED.**

The project for flood damage reduction and recreation, Amite River and Tributaries, Louisiana, East Baton Rouge Parish Watershed, authorized by section 101(a)(21) of the Water Resources Development Act of 1999 (113 Stat. 277) and modified by section 116 of division D of Public Law 108-7 (117 Stat. 140), is further modified—

(1) to direct the Secretary to carry out the project with the cost sharing for the project determined in accordance with section 103(a) of the Water Resources Development Act of 1986 (33 U.S.C. 2213(a)), as in effect on October 11, 1996;

(2) to authorize the Secretary to construct the project at a total cost of \$187,000,000; and

(3) to direct the Secretary to credit, in accordance with section 221 of the Flood Control Act of 1970 (42 U.S.C. 1962d-5b), toward the non-Federal share of the cost of the project the cost of work carried out by the non-Federal interest for the project before the date of the partnership agreement for the project.

**SEC. 3075. ATCHAFALAYA BASIN FLOODWAY SYSTEM, LOUISIANA.**

(a) *ACQUISITION OF ADDITIONAL LAND.*—The public access feature of the project for flood control, Atchafalaya Basin Floodway System, Louisiana, authorized by section 601(a) of the Water Resources Development Act of 1986 (100 Stat. 4142), is modified to authorize the Secretary to acquire from willing sellers the fee interest (exclusive of oil, gas, and minerals) of an additional 20,000 acres of land in the Lower Atchafalaya Basin Floodway for such feature.

(b) *MODIFICATION.*—

(1) *IN GENERAL.*—Subject to paragraph (2), effective November 17, 1986, the \$32,000,000 limitation on the maximum Federal expenditure for the first costs of the public access feature referred to in subsection (a) shall not apply.

(2) *COST.*—The modification under paragraph (1) shall not increase the total authorized cost of the project referred to in subsection (a).

(c) *TECHNICAL AMENDMENT.*—Section 315(a)(2) of the Water Resources Development Act of 2000 (114 Stat. 2603) is amended by inserting before the period at the end the following: "and shall consider Eagle Point Park, Jeanerette, Louisiana, and the town of Melville, Louisiana, as site alternatives for such recreation features".

**SEC. 3076. ATCHAFALAYA BASIN FLOODWAY SYSTEM, REGIONAL VISITOR CENTER, LOUISIANA.**

(a) *PROJECT FOR FLOOD CONTROL.*—Notwithstanding paragraph (3) of the report of the Chief of Engineers dated February 28, 1983 (relating to recreational development in the Lower Atchafalaya Basin Floodway), the Secretary shall carry out the project for flood control, Atchafalaya Basin Floodway System, Louisiana, authorized by chapter IV of title I of the Supplemental Appropriations Act, 1985 (99 Stat. 313) and section 601(a) of the Water Resources Development Act of 1986 (100 Stat. 4142).

(b) *VISITORS CENTER.*—

(1) *IN GENERAL.*—The Secretary, in consultation with the State of Louisiana, shall study, design, and construct a type A regional visitors center in the vicinity of Morgan City, Louisiana.

(2) *COST SHARING.*—

(A) *COST OF TYPE B VISITORS CENTER.*—The cost of construction of the visitors center up to

the cost of construction of a type B visitors center shall be shared in accordance with the recreation cost-sharing requirement of section 103(c) of the Water Resources Development Act of 1986 (33 U.S.C. 2213(c)).

(B) *COST OF UPGRADING.*—The non-Federal share of the cost of upgrading the visitors center from a type B to type A regional visitors center shall be 100 percent.

(C) *OPERATION AND MAINTENANCE.*—The cost of operation and maintenance of the visitors center shall be a Federal responsibility.

(3) *DONATIONS.*—In carrying out the project under this subsection, the Mississippi River Commission may accept the donation of cash or other funds, land, materials, and services from any non-Federal government entity or nonprofit corporation, as the Commission determines to be appropriate.

**SEC. 3077. ATCHAFALAYA RIVER AND BAYOUS CHENE, BOEUF, AND BLACK, LOUISIANA.**

The project for navigation, Atchafalaya River and Bayous Chene, Boeuf, and Black, Louisiana, authorized by section 101 of the River and Harbor Act of 1968 (82 Stat. 731), is modified to authorize the Secretary to deepen up to a 1000-foot section of the area on the Gulf Intra-coastal Waterway west of the Bayou Boeuf Lock and east of the intersection of the Atchafalaya River, at a cost not to exceed \$200,000, to provide for ingress and egress to the port of Morgan City at a depth not to exceed 20 feet.

**SEC. 3078. BAYOU PLAQUEMINE, LOUISIANA.**

The project for the improvement of the quality of the environment, Bayou Plaquemine, Louisiana, being carried out under section 1135 of the Water Resources Development Act of 1986 (33 U.S.C. 2309a), is modified to direct the Secretary to credit, in accordance with section 221 of the Flood Control Act of 1970 (42 U.S.C. 1962d-5b), toward the non-Federal share of the cost of the project the cost of work carried out by the non-Federal interest for the project before the date of the partnership agreement for the project.

**SEC. 3079. CALCASIEU RIVER AND PASS, LOUISIANA.**

The project for the Calcasieu River and Pass, Louisiana, authorized by section 101 of the River and Harbor Act of 1960 (74 Stat. 481), is modified to authorize the Secretary to provide \$3,000,000 for each fiscal year, in a total amount of \$15,000,000, for such rock bank protection of the Calcasieu River from mile 5 to mile 16 as the Secretary determines to be advisable to reduce maintenance dredging needs and facilitate protection of disposal areas for the Calcasieu River and Pass, Louisiana, if the Secretary determines that the rock bank protection is feasible.

**SEC. 3080. RED RIVER (J. BENNETT JOHNSTON) WATERWAY, LOUISIANA.**

The project for mitigation of fish and wildlife losses, Red River Waterway, Louisiana, authorized by section 601(a) of the Water Resources Development Act of 1986 (100 Stat. 4142) and modified by section 4(h) of the Water Resources Development Act of 1988 (102 Stat. 4016), section 102(p) of the Water Resources Development Act of 1990 (104 Stat. 4613), section 301(b)(7) of the Water Resources Development Act of 1996 (110 Stat. 3710), and section 316 of the Water Resources Development Act of 2000 (114 Stat. 2604), is modified—

(1) to authorize the Secretary to carry out the project at a total cost of \$33,912,000;

(2) to authorize the purchase and reforestation of lands that have been cleared or converted to agricultural uses (in addition to the purchase of bottomland hardwood); and

(3) to incorporate wildlife and forestry management practices to improve species diversity on mitigation land that meets habitat goals and objectives of the United States and the State of Louisiana.



**SEC. 3081. MISSISSIPPI DELTA REGION, LOUISIANA.**

The Mississippi Delta Region project, Louisiana, authorized as part of the project for hurricane-flood protection on Lake Pontchartrain, Louisiana, by section 204 of the Flood Control Act of 1965 (79 Stat. 1077) and modified by section 365 of the Water Resources Development Act of 1996 (110 Stat. 3739), is modified to direct the Secretary to credit, in accordance with section 221 of the Flood Control Act of 1970 (42 U.S.C. 1962d-5b), toward the non-Federal share of the cost of the project the costs of relocating oyster beds in the Davis Pond project area.

**SEC. 3082. MISSISSIPPI RIVER-GULF OUTLET RELOCATION ASSISTANCE, LOUISIANA.****(a) PORT FACILITIES RELOCATION.—**

**(1) AUTHORIZATION OF APPROPRIATIONS.—**There is authorized to be appropriated to the Assistant Secretary for Economic Development (referred to in this section as the “Assistant Secretary”) \$75,000,000, to remain available until expended, to support the relocation of Port of New Orleans deep draft facilities from the Mississippi River-Gulf Outlet (referred to in this section as the “Outlet”), the Gulf Intracoastal Waterway, and the Inner Harbor Navigation Canal to the Mississippi River.

**(2) ADMINISTRATION.—**

**(A) IN GENERAL.—**Amounts appropriated pursuant to paragraph (1) shall be administered by the Assistant Secretary pursuant to sections 209(c)(2) and 703 of the Public Works and Economic Development Act of 1965 (42 U.S.C. 3149(c)(2), 3233).

**(B) REQUIREMENT.—**The Assistant Secretary shall make amounts appropriated pursuant to paragraph (1) available to the Port of New Orleans to relocate to the Mississippi River within the State of Louisiana the port-owned facilities that are occupied by businesses in the vicinity that may be impacted due to the treatment of the Outlet under title VII of this Act.

**(b) REVOLVING LOAN FUND GRANTS.—**There is authorized to be appropriated to the Assistant Secretary \$85,000,000, to remain available until expended, to provide assistance pursuant to sections 209(c)(2) and 703 of the Public Works and Economic Development Act of 1965 (42 U.S.C. 3149(c)(2), 3233) to one or more eligible recipients under such Act to establish revolving loan funds to make loans for terms up to 20 years at or below market interest rates (including interest-free loans) to private businesses within the Port of New Orleans that may need to relocate to the Mississippi River within the State of Louisiana due to the treatment of the Outlet under title VII of this Act.

**(c) REQUIREMENTS.—**In selecting one or more recipients under subsection (b), the Assistant Secretary shall ensure that each recipient has established procedures to target lending to businesses that will be directly and substantially impacted by the treatment of the Mississippi River-Gulf Outlet under title VII of this Act.

**(d) COORDINATION WITH SECRETARY.—**The Assistant Secretary shall ensure that the programs described in subsections (a) and (b) are coordinated with the Secretary to ensure that facilities are relocated in a manner that is consistent with the analysis and design of comprehensive hurricane protection authorized by title I of the Energy and Water Development Appropriations Act, 2006 (119 Stat. 2247).

**(e) ADMINISTRATIVE EXPENSES.—**The Assistant Secretary may use up to 2 percent of the amounts made available under subsections (a) and (b) for administrative expenses.

**SEC. 3083. VIOLET, LOUISIANA.**

**(a) VIOLET DIVERSION PROJECT.—**The Secretary shall design and implement a project for a diversion of freshwater at or near Violet, Louisiana, for the purposes of reducing salinity in the western Mississippi Sound, enhancing oyster production, and promoting the sustainability of coastal wetlands.

**(b) SALINITY LEVELS.—**The project shall be designed to meet, or maximize the ability to meet,

the salinity levels identified in the feasibility study of the Corps of Engineers entitled “Mississippi and Louisiana Estuarine Areas: Freshwater Diversion to Lake Pontchartrain Basin and Mississippi Sound” and dated 1984.

**(c) ADDITIONAL MEASURES.—**

**(1) RECOMMENDATIONS.—**If the Secretary determines that the diversion of freshwater at or near Violet, Louisiana, will not restore salinity levels to meet the requirements of subsection (b), the Secretary shall recommend additional measures for freshwater diversions sufficient to meet those levels.

**(2) IMPLEMENTATION.—**The Secretary shall implement measures included in the recommendations developed under paragraph (1) beginning 60 days after the date on which a report containing the recommendations is provided to the Committee on Environment and Public Works of the Senate and the Committee on Transportation and Infrastructure of the House of Representatives.

**(d) NON-FEDERAL FINANCING REQUIREMENTS.—**

**(1) ESTIMATES.—**Before October 1 of each fiscal year, the Secretary shall notify the States of Louisiana and Mississippi of each State’s respective estimated costs for that fiscal year for the activities authorized under this section.

**(2) ESCROW.—**The States of Louisiana and Mississippi shall provide the funds described in paragraph (1) by making a deposit into an escrow account, or such other account, of the Treasury as the Secretary determines to be acceptable within 30 days after the date of receipt of the notification from the Secretary under paragraph (1).

**(3) DEPOSITS BY LOUISIANA.—**

**(A) USE OF CERTAIN FUNDS.—**The State of Louisiana may use funds available to the State under the coastal impact assistance program authorized under section 31 of the Outer Continental Shelf Lands Act (43 U.S.C. 1356a) in meeting its cost-sharing responsibilities under this section.

**(B) FAILURE TO PROVIDE FUNDS.—**

**(i) IN GENERAL.—**If the State of Louisiana does not provide the funds under paragraph (2), the Secretary of the Interior, using funds to be disbursed to the State under the program referred to in subparagraph (A) or under the Gulf of Mexico Energy Security Act of 2006 (title I of Division C of Public Law 109-432; (43 U.S.C. 1331 note; 120 Stat. 3000)), shall deposit such funds as are necessary to meet the requirements for the State under paragraph (2).

**(ii) DEADLINE FOR DEPOSIT.—**Any deposit required under clause (i) shall be made prior to any other disbursements made to the State of Louisiana under the programs referred to in clause (i).

**(C) EXCEPTION.—**The State of Louisiana shall not be required to make a deposit of its share in any fiscal year in which the State of Mississippi does not make its deposit following a notification under paragraph (1) or the State of Mississippi notifies the Secretary that it does not intend to make a deposit in that fiscal year.

**(4) CREDIT.—**The Secretary shall credit, in accordance with section 221 of the Flood Control Act of 1970 (42 U.S.C. 1962d-5b), toward the non-Federal share of the cost of the project for the costs of design work carried out by the non-Federal interest for the project before the date of the partnership agreement for the project.

**(5) FEDERAL SHARE.—**The Federal share of the cost of the project authorized by subsection (a) shall be 75 percent.

**(e) SCHEDULE.—**

**(1) IN GENERAL.—**Subject to the availability of appropriations, the Secretary shall complete the design of the project not later than 2 years after the date of enactment of this Act and shall complete the construction of the project by not later than September 30, 2012.

**(2) MISSED DEADLINE.—**If the Secretary does not complete the design or construction of the project in accordance with paragraph (1), the Secretary shall complete the design or construction as expeditiously as possible.

**SEC. 3084. WEST BANK OF THE MISSISSIPPI RIVER (EAST OF HARVEY CANAL), LOUISIANA.**

Section 328 of the Water Resources Development Act of 1999 (113 Stat. 304-305) is amended—

**(1) in subsection (a)—**

**(A)** by striking “operation and maintenance” and inserting “operation, maintenance, rehabilitation, repair, and replacement”; and

**(B)** by striking “Algiers Channel” and inserting “Algiers Canal Levees”; and

**(2)** by adding at the end the following:

“(C) COST SHARING.—The non-Federal share of the cost of the project shall be 35 percent.”.

**SEC. 3085. CAMP ELLIS, SACO, MAINE.**

The maximum amount of Federal funds that may be expended for the project being carried out under section 111 of the River and Harbor Act of 1968 (33 U.S.C. 426i) for the mitigation of shore damages attributable to the project for navigation, Camp Ellis, Saco, Maine, shall be \$26,900,000.

**SEC. 3086. CUMBERLAND, MARYLAND.**

Section 580(a) of the Water Resources Development Act of 1999 (113 Stat. 375) is amended—

**(1)** by striking “\$15,000,000” and inserting “\$25,750,000”;

**(2)** by striking “\$9,750,000” and inserting “\$16,738,000”; and

**(3)** by striking “\$5,250,000” and inserting “\$9,012,000”.

**SEC. 3087. POPLAR ISLAND, MARYLAND.**

The project for navigation and environmental restoration through the beneficial use of dredged material, Poplar Island, Maryland, authorized by section 537 of the Water Resources Development Act of 1996 (110 Stat. 3776) and modified by section 318 of the Water Resources Development Act of 2000 (114 Stat. 2604), is modified to authorize the Secretary to construct the expansion of the project in accordance with the report of the Chief of Engineers dated March 31, 2006, at an additional total cost of \$260,000,000, with an estimated Federal cost of \$195,000,000 and an estimated non-Federal cost of \$65,000,000.

**SEC. 3088. DETROIT RIVER SHORELINE, DETROIT, MICHIGAN.**

**(a) IN GENERAL.—**The project for emergency streambank and shoreline protection, Detroit River Shoreline, Detroit, Michigan, being carried out under section 14 of the Flood Control Act of 1946 (33 U.S.C. 701r), is modified to include measures to enhance public access.

**(b) MAXIMUM FEDERAL EXPENDITURE.—**The maximum amount of Federal funds that may be expended for the project shall be \$3,000,000.

**SEC. 3089. ST. CLAIR RIVER AND LAKE ST. CLAIR, MICHIGAN.**

Section 426 of the Water Resources Development Act of 1999 (113 Stat. 326) is amended to read as follows:

**“SEC. 426. ST. CLAIR RIVER AND LAKE ST. CLAIR, MICHIGAN.**

**“(a) DEFINITIONS.—**In this section, the following definitions apply:

**“(1) MANAGEMENT PLAN.—**The term ‘management plan’ means the management plan for the St. Clair River and Lake St. Clair, Michigan, that is in effect as of the date of enactment of the Water Resources Development Act of 2007.

**“(2) PARTNERSHIP.—**The term ‘Partnership’ means the partnership established by the Secretary under subsection (b)(1).

**“(b) PARTNERSHIP.—**

**“(1) IN GENERAL.—**The Secretary shall establish and lead a partnership of appropriate Federal agencies (including the Environmental Protection Agency) and the State of Michigan (including political subdivisions of the State)—

**“(A)** to promote cooperation among the Federal Government, State and local governments, and other involved parties in the management of the St. Clair River and Lake St. Clair watersheds; and

**“(B)** to develop and implement projects consistent with the management plan.

**“(2) COORDINATION WITH ACTIONS UNDER OTHER LAW.—**

“(A) IN GENERAL.—Actions taken under this section by the Partnership shall be coordinated with actions to restore and conserve the St. Clair River and Lake St. Clair and watersheds taken under other provisions of Federal and State law.

“(B) NO EFFECT ON OTHER LAW.—Nothing in this section alters, modifies, or affects any other provision of Federal or State law.

“(c) IMPLEMENTATION OF ST. CLAIR RIVER AND LAKE ST. CLAIR MANAGEMENT PLAN.—

“(1) IN GENERAL.—The Secretary shall—

“(A) develop a St. Clair River and Lake St. Clair strategic implementation plan in accordance with the management plan;

“(B) provide technical, planning, and engineering assistance to non-Federal interests for developing and implementing activities consistent with the management plan;

“(C) plan, design, and implement projects consistent with the management plan; and

“(D) provide, in coordination with the Administrator of the Environmental Protection Agency, financial and technical assistance, including grants, to the State of Michigan (including political subdivisions of the State) and interested nonprofit entities for the Federal share of the cost of planning, design, and implementation of projects to restore, conserve, manage, and sustain the St. Clair River, Lake St. Clair, and associated watersheds.

“(2) SPECIFIC MEASURES.—Financial and technical assistance provided under subparagraphs (B) and (C) of paragraph (1) may be used in support of non-Federal activities consistent with the management plan.

“(d) SUPPLEMENTS TO MANAGEMENT PLAN AND STRATEGIC IMPLEMENTATION PLAN.—In consultation with the Partnership and after providing an opportunity for public review and comment, the Secretary shall develop information to supplement—

“(1) the management plan; and

“(2) the strategic implementation plan developed under subsection (c)(1)(A).

“(e) AUTHORIZATION OF APPROPRIATIONS.—There is authorized to be appropriated to carry out this section \$20,000,000.”

**SEC. 3090. ST. JOSEPH HARBOR, MICHIGAN.**

The Secretary shall expedite development of the dredged material management plan for the project for navigation, St. Joseph Harbor, Michigan, authorized by section 101 of the River and Harbor Act of 1958 (72 Stat. 299).

**SEC. 3091. SAULT SAINTE MARIE, MICHIGAN.**

(a) IN GENERAL.—The text of section 1149 of the Water Resources Development Act of 1986 (100 Stat. 4254) is amended to read as follows:

“The Secretary shall construct, at Federal expense, a second lock, of a width not less than 110 feet and a length not less than 1,200 feet, adjacent to the existing lock at Sault Sainte Marie, Michigan, generally in accordance with the report of the Board of Engineers for Rivers and Harbors, dated May 19, 1986, and the limited re-evaluation report dated February 2004 at a total cost of \$341,714,000.”

(b) CONFORMING REPEALS.—The following provisions are repealed:

(1) Section 107(a)(8) of the Water Resources Development Act of 1990 (104 Stat. 4620).

(2) Section 330 of the Water Resources Development Act of 1996 (110 Stat. 3717).

(3) Section 330 of the Water Resources Development Act of 1999 (113 Stat. 305).

**SEC. 3092. ADA, MINNESOTA.**

In carrying out the project for flood damage reduction, Wild Rice River, Ada, Minnesota, under section 205 of the Flood Control Act of 1948 (33 U.S.C. 701s), the Secretary shall allow the non-Federal interest to participate in the financing of the project in accordance with section 903(c) of the Water Resources Development Act of 1986 (100 Stat. 4184) if the detailed project report evaluation indicates that applying such section is necessary to implement the project.

**SEC. 3093. DULUTH HARBOR, MCQUADE ROAD, MINNESOTA.**

(a) IN GENERAL.—The project for navigation, Duluth Harbor, McQuade Road, Minnesota,

being carried out under section 107 of the River and Harbor Act of 1960 (33 U.S.C. 577) and modified by section 321 of the Water Resources Development Act of 2000 (114 Stat. 2605), is modified to direct the Secretary to provide public access and recreational facilities as generally described in the Detailed Project Report and Environmental Assessment, McQuade Road Harbor of Refuge, Duluth, Minnesota, dated August 1999.

(b) CREDIT.—The Secretary shall credit, in accordance with section 221 of the Flood Control Act of 1970 (42 U.S.C. 1962d-5b), toward the non-Federal share of the cost of the project for the costs of design work carried out by the non-Federal interest for the project before the date of the partnership agreement for the project.

(c) MAXIMUM FEDERAL EXPENDITURE.—The maximum amount of Federal funds that may be expended for the project shall be \$9,000,000.

**SEC. 3094. GRAND MARAIS, MINNESOTA.**

The project for navigation, Grand Marais, Minnesota, carried out under section 107 of the River and Harbor Act of 1960 (33 U.S.C. 577) is modified to direct the Secretary to credit, in accordance with section 221 of the Flood Control Act of 1970 (42 U.S.C. 1962d-5b), toward the non-Federal share of the cost of the project the cost of design work carried out for the project before the date of the partnership agreement for the project.

**SEC. 3095. GRAND PORTAGE HARBOR, MINNESOTA.**

The Secretary shall provide credit in accordance with section 221 of the Flood Control Act (42 U.S.C. 1962d-5b) toward the non-Federal share of the cost of the navigation project for Grand Portage Harbor, Minnesota, carried out under section 107 of the River and Harbor Act of 1960 (33 U.S.C. 577), for the costs of design work carried out for the project before the date of the partnership agreement for the project.

**SEC. 3096. GRANITE FALLS, MINNESOTA.**

(a) IN GENERAL.—The Secretary is directed to implement the locally preferred plan for flood damage reduction, Granite Falls, Minnesota, at a total cost of \$12,000,000, with an estimated Federal cost of \$8,000,000 and an estimated non-Federal cost of \$4,000,000. In carrying out the project, the Secretary shall utilize, to the extent practicable, the existing detailed project report dated 2002 for the project prepared under the authority of section 205 of the Flood Control Act of 1948 (33 U.S.C. 701s).

(b) PROJECT FINANCING.—In evaluating and implementing the project under this section, the Secretary shall allow the non-Federal interests to participate in the financing of the project in accordance with section 903(c) of the Water Resources Development Act of 1986 (100 Stat. 4184) if the detailed project report evaluation indicates that applying such section is necessary to implement the project.

(c) CREDIT.—The Secretary shall credit, in accordance with section 221 of the Flood Control Act of 1970 (42 U.S.C. 1962d-5b), toward the non-Federal share of the project the cost of design and construction work carried out by the non-Federal interest for the project before the date of execution of a partnership agreement for the project.

(d) MAXIMUM FUNDING.—The maximum amount of Federal funds that may be expended for the flood damage reduction shall be \$8,000,000.

**SEC. 3097. KNIFE RIVER HARBOR, MINNESOTA.**

The project for navigation, Harbor at Knife River, Minnesota, authorized by section 2 of the Rivers and Harbors Act of March 2, 1945 (59 Stat. 19), is modified to direct the Secretary to develop a final design and prepare plans and specifications to correct the harbor entrance and mooring conditions at the project.

**SEC. 3098. RED LAKE RIVER, MINNESOTA.**

The project for flood control, Red Lake River, Crookston, Minnesota, authorized by section 101(a)(23) of the Water Resources Development

Act of 1999 (113 Stat. 278), is modified to include flood protection for the adjacent and interconnected areas generally known as the Sampson and Chase/Loring neighborhoods, in accordance with the feasibility report supplement for local flood protection, Crookston, Minnesota, at a total cost of \$25,000,000, with an estimated Federal cost of \$16,250,000 and an estimated non-Federal cost of \$8,750,000.

**SEC. 3099. SILVER BAY, MINNESOTA.**

The project for navigation, Silver Bay, Minnesota, authorized by section 2 of the Rivers and Harbors Act of March 2, 1945 (59 Stat. 19), is modified to include operation and maintenance of the general navigation facilities as a Federal responsibility.

**SEC. 3100. TACONITE HARBOR, MINNESOTA.**

The project for navigation, Taconite Harbor, Minnesota, carried out under section 107 of the River and Harbor Act of 1960 (33 U.S.C. 577), is modified to include operation and maintenance of the general navigation facilities as a Federal responsibility.

**SEC. 3101. TWO HARBORS, MINNESOTA.**

(a) IN GENERAL.—Notwithstanding the requirements of section 107(a) of the River and Harbor Act of 1960 (33 U.S.C. 577(a)), the project for navigation, Two Harbors, Minnesota, being carried out under such authority, is justified on the basis of navigation safety.

(b) MAXIMUM FEDERAL EXPENDITURES.—The maximum amount of Federal funds that may be expended for the project shall be \$7,000,000.

**SEC. 3102. DEER ISLAND, HARRISON COUNTY, MISSISSIPPI.**

The project for ecosystem restoration, Deer Island, Harrison County, Mississippi, being carried out under section 204 of the Water Resources Development Act of 1992 (33 U.S.C. 2326), is modified to authorize the non-Federal interest to provide, in accordance with section 221 of the Flood Control Act of 1970 (42 U.S.C. 1962d-5b), any portion of the non-Federal share of the cost of the project in the form of in-kind services and materials.

**SEC. 3103. JACKSON COUNTY, MISSISSIPPI.**

(a) MODIFICATION.—Section 331 of the Water Resources Development Act of 1999 (113 Stat. 305) is amended by striking “\$5,000,000” and inserting “\$9,000,000”.

(b) APPLICABILITY OF CREDIT.—The credit provided by section 331 of the Water Resources Development Act of 1999 (113 Stat. 305) (as amended by subsection (a) of this section) shall apply to costs incurred by the Jackson County Board of Supervisors during the period beginning on February 8, 1994, and ending on the date of enactment of this Act for projects authorized by section 219(c)(5) of the Water Resources Development Act of 1992 (106 Stat. 4835; 110 Stat. 3757; 113 Stat. 1494).

**SEC. 3104. PEARL RIVER BASIN, MISSISSIPPI.**

(a) IN GENERAL.—The project for flood damage reduction, Pearl River Basin, including Shoccoe, Mississippi, authorized by section 401(e)(3) of the Water Resources Development Act of 1986 (100 Stat. 4132), is modified to authorize the Secretary, subject to subsection (c), to construct the project generally in accordance with the plan described in the “Pearl River Watershed, Mississippi, Feasibility Study Main Report, Preliminary Draft”, dated February 2007, at a total cost of \$205,800,000, with an estimated Federal cost of \$133,770,000 and an estimated non-Federal cost of \$72,030,000.

(b) COMPARISON OF ALTERNATIVES.—Before initiating construction of the project, the Secretary shall compare the level of flood damage reduction provided by the plan that maximizes national economic development benefits of the project and the locally preferred plan, referred to as the LeFleur Lakes plan, to that portion of Jackson, Mississippi and vicinity, located below the Ross Barnett Reservoir Dam.

(c) IMPLEMENTATION OF PLAN.—

(1) IN GENERAL.—If the Secretary determines under subsection (b) that the locally preferred



plan provides a level of flood damage reduction that is equal to or greater than the level of flood damage reduction provided by the national economic development plan and that the locally preferred plan is environmentally acceptable and technically feasible, the Secretary may construct the project identified as the national economic development plan, or the locally preferred plan, or some combination thereof.

(2) **CONSTRUCTION BY NON-FEDERAL INTERESTS.**—The non-Federal interest may carry out the project under section 211 of the Water Resources Development Act of 1996 (33 U.S.C. 701b-13).

(d) **PROJECT FINANCING.**—In evaluating and implementing the project under this section, the Secretary shall allow the non-Federal interests to participate in the financing of the project in accordance with section 903(c) of the Water Resources Development Act of 1986 (100 Stat. 4184) if the detailed project report evaluation indicates that applying such section is necessary to implement the project.

(e) **NON-FEDERAL COST SHARE.**—If the locally preferred plan is selected for construction of the project, the Federal share of the cost of the project shall be limited to the share as provided by law for the elements of the national economic development plan.

**SEC. 3105. FESTUS AND CRYSTAL CITY, MISSOURI.**

Section 102(b)(1) of the Water Resources Development Act of 1999 (113 Stat. 282) is amended by striking “\$10,000,000” and inserting “\$13,000,000”.

**SEC. 3106. L-15 LEVEE, MISSOURI.**

The portion of the L-15 levee system that is under the jurisdiction of the Consolidated North County Levee District and situated along the right descending bank of the Mississippi River from the confluence of that river with the Missouri River and running upstream approximately 14 miles shall be considered to be a Federal levee for purposes of cost sharing under section 5 of the Act of August 18, 1941 (33 U.S.C. 701n).

**SEC. 3107. MONARCH-CHESTERFIELD, MISSOURI.**

The project for flood damage reduction, Monarch-Chesterfield, Missouri, authorized by section 101(b)(18) of the Water Resources Development Act of 2000 (114 Stat. 2578), is modified to direct the Secretary to credit, in accordance with section 221 of the Flood Control Act of 1970 (42 U.S.C. 1962d-5b), toward the non-Federal share of the cost of the project the cost of the planning, design, and construction work carried out by the non-Federal interest for the project before the date of the partnership agreement for the project.

**SEC. 3108. RIVER DES PERES, MISSOURI.**

The projects for flood control, River Des Peres, Missouri, authorized by section 101(a)(17) of the Water Resources Development Act of 1990 (104 Stat. 4607) and section 102(13) of the Water Resources Development Act of 1996 (110 Stat. 3668), are each modified to direct the Secretary to credit, in accordance with section 221 of the Flood Control Act of 1970 (42 U.S.C. 1962d-5b), toward the non-Federal share of the cost of the project the cost of work carried out by the non-Federal interest for the project before the date of the partnership agreement for the project.

**SEC. 3109. LOWER YELLOWSTONE PROJECT, MONTANA.**

The Secretary may use funds appropriated to carry out the Missouri River recovery and mitigation program to assist the Bureau of Reclamation in the design and construction of the Lower Yellowstone project of the Bureau, Intake, Montana, for the purpose of ecosystem restoration.

**SEC. 3110. YELLOWSTONE RIVER AND TRIBUTARIES, MONTANA AND NORTH DAKOTA.**

(a) **DEFINITION OF RESTORATION PROJECT.**—In this section, the term “restoration project” means a project that will produce, in accordance with other Federal programs, projects, and activities, substantial ecosystem restoration and related benefits, as determined by the Secretary.

(b) **PROJECTS.**—The Secretary shall carry out, in accordance with other Federal programs, projects, and activities, restoration projects in the watershed of the Yellowstone River and tributaries in Montana, and in North Dakota, to produce immediate and substantial ecosystem restoration and recreation benefits.

(c) **LOCAL PARTICIPATION.**—In carrying out subsection (b), the Secretary shall—

- (1) consult with, and consider the activities being carried out by—
  - (A) other Federal agencies;
  - (B) Indian tribes;
  - (C) conservation districts; and
  - (D) the Yellowstone River Conservation District Council; and
- (2) seek the participation of the State of Montana.

(d) **AUTHORIZATION OF APPROPRIATIONS.**—There is authorized to be appropriated to carry out this section \$30,000,000.

**SEC. 3111. ANTELOPE CREEK, LINCOLN, NEBRASKA.**

The project for flood damage reduction, Antelope Creek, Lincoln, Nebraska, authorized by section 101(b)(19) of the Water Resources Development Act of 2000 (114 Stat. 2578), is modified—

(1) to direct the Secretary to credit, in accordance with section 221 of the Flood Control Act of 1970 (42 U.S.C. 1962d-5b), toward the non-Federal share of the cost of the project the cost of design and construction work carried out by the non-Federal interest for the project before the date of the partnership agreement for the project; and

(2) to allow the non-Federal interest for the project to use, and to direct the Secretary to accept, funds provided under any other Federal program to satisfy, in whole or in part, the non-Federal share of the project if the Federal agency that provides such funds determines that the funds are authorized to be used to carry out the project.

**SEC. 3112. SAND CREEK WATERSHED, WAHOO, NEBRASKA.**

The project for ecosystem restoration and flood damage reduction, Sand Creek watershed, Wahoo, Nebraska, authorized by section 101(b)(20) of the Water Resources Development Act of 2000 (114 Stat. 2578), is modified—

(1) to direct the Secretary to credit, in accordance with section 221 of the Flood Control Act of 1970 (42 U.S.C. 1962d-5b), toward the non-Federal share of the cost of the project or reimbursement for the costs of any work performed by the non-Federal interest for the project before the approval of the project partnership agreement, including work performed by the non-Federal interest in connection with the design and construction of 7 upstream detention storage structures;

(2) to require that in-kind work to be credited under paragraph (1) be subject to audit; and

(3) to direct the Secretary to accept advance funds from the non-Federal interest as needed to maintain the project schedule.

**SEC. 3113. WESTERN SARPY AND CLEAR CREEK, NEBRASKA.**

The project for ecosystem restoration and flood damage reduction, Western Sarpy and Clear Creek, Nebraska, authorized by section 101(b)(21) of the Water Resources Development Act of 2000 (114 Stat. 2578), is modified to authorize the Secretary to construct the project at a total cost of \$21,664,000, with an estimated Federal cost of \$14,082,000 and an estimated non-Federal cost of \$7,582,000.

**SEC. 3114. LOWER TRUCKEE RIVER, MCCARRAN RANCH, NEVADA.**

The maximum amount of Federal funds that may be expended for the project being carried out, as of the date of enactment of this Act, under section 1135 of the Water Resources Development Act of 1986 (33 U.S.C. 2309a) for environmental restoration of McCarran Ranch, Nevada, shall be \$5,775,000.

**SEC. 3115. LOWER CAPE MAY MEADOWS, CAPE MAY POINT, NEW JERSEY.**

The project for navigation mitigation, ecosystem restoration, shore protection, and hurri-

cane and storm damage reduction, Lower Cape May Meadows, Cape May Point, New Jersey, authorized by section 101(a)(25) of the Water Resources Development Act of 1999 (113 Stat. 278), is modified to incorporate the project for shoreline erosion control, Cape May Point, New Jersey, carried out under section 5 of the Act entitled “An Act authorizing Federal participation in the cost of protecting the shores of publicly owned property”, approved August 13, 1946 (33 U.S.C. 426h), if the Secretary determines that such incorporation is feasible.

**SEC. 3116. PASSAIC RIVER BASIN FLOOD MANAGEMENT, NEW JERSEY.**

The project for flood control, Passaic River, New Jersey and New York, authorized by section 101(a)(18) of the Water Resources Development Act of 1990 (104 Stat. 4607) and modified by section 327 of the Water Resources Development Act of 2000 (114 Stat. 2607), is modified to direct the Secretary to include the benefits and costs of preserving natural flood storage in any future economic analysis of the project.

**SEC. 3117. COOPERATIVE AGREEMENTS, NEW MEXICO.**

The Secretary may enter into cooperative agreements with any Indian tribe any land of which is located in the State of New Mexico and occupied by a flood control project that is owned and operated by the Corps of Engineers to assist in carrying out any operation or maintenance activity associated with the flood control project.

**SEC. 3118. MIDDLE RIO GRANDE RESTORATION, NEW MEXICO.**

(a) **RESTORATION PROJECTS DEFINED.**—In this section, the term “restoration project” means a project that will produce, consistent with other Federal programs, projects, and activities, immediate and substantial ecosystem restoration and recreation benefits.

(b) **PROJECT SELECTION.**—The Secretary shall select and shall carry out restoration projects in the Middle Rio Grande from Cochiti Dam to the headwaters of Elephant Butte Reservoir in the State of New Mexico.

(c) **LOCAL PARTICIPATION.**—In carrying out subsection (b), the Secretary shall consult with, and consider the activities being carried out by—

- (1) the Middle Rio Grande Endangered Species Act Collaborative Program; and
- (2) the Bosque Improvement Group of the Middle Rio Grande Bosque Initiative.

(d) **AUTHORIZATION OF APPROPRIATIONS.**—There is authorized to be appropriated \$25,000,000 to carry out this section.

**SEC. 3119. BUFFALO HARBOR, NEW YORK.**

The project for navigation, Buffalo Harbor, New York, authorized by section 101 of the River and Harbor Act of 1962 (76 Stat. 1176), is modified to include measures to enhance public access, at Federal cost of \$500,000.

**SEC. 3120. LONG ISLAND SOUND OYSTER RESTORATION, NEW YORK AND CONNECTICUT.**

(a) **IN GENERAL.**—The Secretary shall plan, design, and construct projects to increase aquatic habitats within Long Island Sound and adjacent waters, including the construction and restoration of oyster beds and related shellfish habitat.

(b) **COST SHARING.**—The non-Federal share of the cost of activities carried out under this section shall be 25 percent and may be provided through in-kind services and materials.

(c) **AUTHORIZATION OF APPROPRIATIONS.**—There is authorized to be appropriated \$25,000,000 to carry out this section.

**SEC. 3121. MAMARONECK AND SHELDRAKE RIVERS WATERSHED MANAGEMENT, NEW YORK.**

(a) **WATERSHED MANAGEMENT PLAN DEVELOPMENT.**—

(1) **IN GENERAL.**—The Secretary, in consultation with the State of New York and local entities, shall develop watershed management plans for the Mamaroneck and Sheldrake River watershed for the purposes of evaluating existing and

new flood damage reduction and ecosystem restoration.

(2) **EXISTING PLANS.**—In developing the watershed management plans, the Secretary shall use existing studies and plans, as appropriate.

(b) **CRITICAL RESTORATION PROJECTS.**—

(1) **IN GENERAL.**—The Secretary may participate in any eligible critical restoration project in the Mamaroneck and Sheldrake Rivers watershed in accordance with the watershed management plans developed under subsection (a).

(2) **ELIGIBLE PROJECTS.**—A critical restoration project shall be eligible for assistance under this section if the project—

(A) meets the purposes described in the watershed management plans developed under subsection (a); and

(B) with respect to the Mamaroneck and Sheldrake Rivers watershed in New York, consists of flood damage reduction or ecosystem restoration through—

(i) bank stabilization of the mainstem, tributaries, and streams;

(ii) wetland restoration;

(iii) soil and water conservation;

(iv) restoration of natural flows;

(v) restoration of stream stability;

(vi) structural and nonstructural flood damage reduction measures; or

(vii) any other project or activity the Secretary determines to be appropriate.

(c) **COOPERATIVE AGREEMENTS.**—In carrying out this section, the Secretary may enter into one or more cooperative agreements to provide financial assistance to appropriate Federal, State, or local governments or nonprofit agencies, including assistance for the implementation of projects to be carried out under subsection (b).

(d) **AUTHORIZATION OF APPROPRIATIONS.**—There is authorized to be appropriated to carry out this section \$30,000,000, to remain available until expended.

**SEC. 3122. ORCHARD BEACH, BRONX, NEW YORK.**

Section 554 of the Water Resources Development Act of 1996 (110 Stat. 3781) is amended by striking “maximum Federal cost of \$5,200,000” and inserting “total cost of \$20,000,000”.

**SEC. 3123. PORT OF NEW YORK AND NEW JERSEY, NEW YORK AND NEW JERSEY.**

The navigation project, Port of New York and New Jersey, New York and New Jersey, authorized by section 101(a)(2) of the Water Resources Development Act of 2000 (114 Stat. 2576), is modified—

(1) to authorize the Secretary to allow the non-Federal interest to construct a temporary dredged material storage facility to receive dredged material from the project if—

(A) the non-Federal interest submits, in writing, a list of potential sites for the temporary storage facility to the Committee on Transportation and Infrastructure of the House of Representatives, the Committee on Environment and Public Works of the Senate, and the Secretary at least 180 days before the selection of the final site; and

(B) at least 70 percent of the dredged material generated in connection with the project suitable for beneficial reuse will be used at sites in the State of New Jersey to the extent that there are sufficient sites available; and

(2) to direct the Secretary to credit, in accordance with section 221 of the Flood Control Act of 1970 (42 U.S.C. 1962d–5b), toward the non-Federal share of the cost of the project the cost of construction of the temporary storage facility for the project.

**SEC. 3124. NEW YORK STATE CANAL SYSTEM.**

Section 553(c) of the Water Resources Development Act of 1996 (110 Stat. 3781) is amended to read as follows:

“(c) **NEW YORK STATE CANAL SYSTEM DEFINED.**—In this section, the term ‘New York State Canal System’ means the 524 miles of navigable canal that comprise the New York State Canal System, including the Erie, Cayuga-Seneca, Oswego, and Champlain Canals and the

historic alignments of these canals, including the cities of Albany, Rochester, and Buffalo.”.

**SEC. 3125. SUSQUEHANNA RIVER AND UPPER DELAWARE RIVER WATERSHED MANAGEMENT, NEW YORK.**

(a) **WATERSHED MANAGEMENT PLAN DEVELOPMENT.**—

(1) **IN GENERAL.**—The Secretary, in consultation with the State of New York, the Delaware or Susquehanna River Basin Commission, as appropriate, and local entities, shall develop watershed management plans for the Susquehanna River watershed in New York State and the Upper Delaware River watershed for the purposes of evaluating existing and new flood damage reduction and ecosystem restoration.

(2) **EXISTING PLANS.**—In developing the watershed management plans, the Secretary shall use existing studies and plans, as appropriate.

(b) **CRITICAL RESTORATION PROJECTS.**—

(1) **IN GENERAL.**—The Secretary may participate in any eligible critical restoration project in the Susquehanna River or Upper Delaware Rivers in accordance with the watershed management plans developed under subsection (a).

(2) **ELIGIBLE PROJECTS.**—A critical restoration project shall be eligible for assistance under this section if the project—

(A) meets the purposes described in the watershed management plans developed under subsection (a); and

(B) with respect to the Susquehanna River or Upper Delaware River watershed in New York, consists of flood damage reduction or ecosystem restoration through—

(i) bank stabilization of the mainstem, tributaries, and streams;

(ii) wetland restoration;

(iii) soil and water conservation;

(iv) restoration of natural flows;

(v) restoration of stream stability;

(vi) structural and nonstructural flood damage reduction measures; or

(vii) any other project or activity the Secretary determines to be appropriate.

(c) **COOPERATIVE AGREEMENTS.**—In carrying out this section, the Secretary may enter into 1 or more cooperative agreements to provide financial assistance to appropriate Federal, State, or local governments or nonprofit agencies, including assistance for the implementation of projects to be carried out under subsection (b).

(d) **AUTHORIZATION OF APPROPRIATIONS.**—There is authorized to be appropriated to carry out this section \$30,000,000, to remain available until expended.

**SEC. 3126. MISSOURI RIVER RESTORATION, NORTH DAKOTA.**

Section 707(a) of the Water Resources Development Act of 2000 (114 Stat. 2699) is amended in the first sentence by striking “\$5,000,000” and all that follows through “2005” and inserting “\$25,000,000”.

**SEC. 3127. WAHPETON, NORTH DAKOTA.**

The maximum amount of Federal funds that may be allotted for the project for flood damage reduction, Wahpeton, North Dakota, being carried out under section 205 of the Flood Control Act of 1948 (33 U.S.C. 701s), shall be \$12,000,000.

**SEC. 3128. OHIO.**

Section 594 of the Water Resources Development Act of 1999 (113 Stat. 381) is amended—

(1) by redesignating subsections (f) and (g) as subsections (g) and (h), respectively; and

(2) by inserting after subsection (e) the following:

“(f) **NONPROFIT ENTITIES.**—In accordance with section 221 of the Flood Control Act of 1970 (42 U.S.C. 1962d–5b), a non-Federal interest for any project carried out under this section may include a nonprofit entity, with the consent of the affected local government.”.

**SEC. 3129. LOWER GIRARD LAKE DAM, GIRARD, OHIO.**

Section 507 of the Water Resources Development Act of 1996 (110 Stat. 3758) is amended—

(1) by inserting “(a) **IN GENERAL.**—” before “The Secretary”;

(2) in paragraph (1) of subsection (a) (as designated by paragraph (1) of this subsection)—

(A) by striking “Repair and rehabilitation” and all that follows through “Ohio” and inserting “Correction of structural deficiencies of the Lower Girard Lake Dam, Girard, Ohio, and the appurtenant features to meet the dam safety standards of the State of Ohio”; and

(B) by striking “\$2,500,000” and inserting “\$16,000,000”; and

(3) by adding at the end the following:

“(b) **SPECIAL RULES.**—The project for Lower Girard Lake Dam, Girard, Ohio, authorized by subsection (a)(1) is justified on the basis of public safety.”.

**SEC. 3130. MAHONING RIVER, OHIO.**

In carrying out the project for environmental dredging, authorized by section 312(f)(4) of the Water Resources Development Act of 1990 (33 U.S.C. 1272(f)(4)), the Secretary is directed to credit, in accordance with section 221 of the Flood Control Act of 1970 (42 U.S.C. 1962d–5b), toward the non-Federal share of the cost of the project the cost of work carried out by the non-Federal interest for the project before the date of the partnership agreement for the project.

**SEC. 3131. ARCADIA LAKE, OKLAHOMA.**

Payments made by the city of Edmond, Oklahoma, to the Secretary in October 1999 of all costs associated with present and future water storage costs at Arcadia Lake, Oklahoma, under Arcadia Lake Water Storage Contract Number DACW56–79–C–0072 shall satisfy the obligations of the city under that contract.

**SEC. 3132. ARKANSAS RIVER CORRIDOR, OKLAHOMA.**

(a) **IN GENERAL.**—The Secretary is authorized to participate in the ecosystem restoration, recreation, and flood damage reduction components of the Arkansas River Corridor Master Plan dated October 2005. The Secretary shall coordinate with appropriate representatives in the vicinity of Tulsa, Oklahoma, including representatives of Tulsa County and surrounding communities and the Indian Nations Council of Governments.

(b) **AUTHORIZATION OF APPROPRIATIONS.**—There is authorized to be appropriated \$50,000,000 to carry out this section.

**SEC. 3133. LAKE EUFAULA, OKLAHOMA.**

(a) **PROJECT GOAL.**—

(1) **IN GENERAL.**—The goal for operation of Lake Eufaula, Oklahoma, shall be to maximize the use of available storage in a balanced approach that incorporates advice from representatives from all the project purposes to ensure that the full value of the reservoir is realized by the United States.

(2) **RECOGNITION OF PURPOSE.**—To achieve the goal described in paragraph (1), recreation is recognized as a project purpose at Lake Eufaula, pursuant to section 4 of the Flood Control Act of December 22, 1944 (58 Stat. 889).

(b) **LAKE EUFAULA ADVISORY COMMITTEE.**—

(1) **IN GENERAL.**—In accordance with the Federal Advisory Committee Act (5 U.S.C. App.), the Secretary shall establish an advisory committee for the Lake Eufaula, Canadian River, Oklahoma project authorized by the first section of the River and Harbor Act of July 24, 1946 (60 Stat. 635).

(2) **PURPOSE.**—The purpose of the committee shall be advisory only.

(3) **DUTIES.**—The committee shall provide information and recommendations to the Corps of Engineers regarding the operations of Lake Eufaula for the project purposes for Lake Eufaula.

(4) **COMPOSITION.**—The Committee shall be composed of members that equally represent the project purposes for Lake Eufaula.

(c) **REALLOCATION STUDY.**—

(1) **IN GENERAL.**—Subject to the appropriation of funds, the Secretary shall perform a reallocation study, at Federal expense, to develop and present recommendations concerning the best value, while minimizing ecological damages, for current and future use of the Lake Eufaula

storage capacity for the authorized project purposes of flood control, water supply, hydroelectric power, navigation, fish and wildlife, and recreation.

(2) **FACTORS FOR CONSIDERATION.**—The reallocation study shall take into consideration the recommendations of the Lake Eufaula Advisory Committee.

(d) **POOL MANAGEMENT PLAN.**—

(1) **IN GENERAL.**—Not later than one year after the date of enactment of this Act, to the extent feasible within available project funds and subject to the completion and approval of the reallocation study under subsection (c), the Tulsa district engineer, taking into consideration recommendations of the Lake Eufaula Advisory Committee, shall develop an interim management plan that accommodates all project purposes for Lake Eufaula.

(2) **MODIFICATIONS.**—A modification of the plan under paragraph (1) shall not cause significant adverse impacts on any existing permit, lease, license, contract, public law, or project purpose, including flood control operation, relating to Lake Eufaula.

**SEC. 3134. OKLAHOMA LAKES DEMONSTRATION PROGRAM, OKLAHOMA.**

(a) **IMPLEMENTATION OF PROGRAM.**—Not later than one year after the date of enactment of this Act, the Secretary shall implement an innovative program at the lakes located primarily in the State of Oklahoma that are a part of an authorized civil works project under the administrative jurisdiction of the Corps of Engineers for the purpose of demonstrating the benefits of enhanced recreation facilities and activities at those lakes.

(b) **REQUIREMENTS.**—In implementing the program under subsection (a), the Secretary, consistent with authorized project purposes, shall—

(1) pursue strategies that will enhance, to the maximum extent practicable, recreation experiences at the lakes included in the program;

(2) use creative management strategies that optimize recreational activities; and

(3) ensure continued public access to recreation areas located on or associated with the civil works project.

(c) **GUIDELINES.**—Not later than 180 days after the date of enactment of this Act, the Secretary shall issue guidelines for the implementation of this section, to be developed in coordination with the State of Oklahoma.

(d) **REPORT.**—

(1) **IN GENERAL.**—Not later than 2 years after the date of enactment of this Act, the Secretary shall submit to the Committee on Environment and Public Works of the Senate and the Committee on Transportation and Infrastructure of the House of Representatives a report describing the results of the program under subsection (a).

(2) **INCLUSIONS.**—The report under paragraph (1) shall include a description of the projects undertaken under the program, including—

(A) an estimate of the change in any related recreational opportunities;

(B) a description of any leases entered into, including the parties involved; and

(C) the financial conditions that the Corps of Engineers used to justify those leases.

(3) **AVAILABILITY TO PUBLIC.**—The Secretary shall make the report available to the public in electronic and written formats.

(e) **TERMINATION.**—The authority provided by this section shall terminate on the date that is 10 years after the date of enactment of this Act.

**SEC. 3135. OTTAWA COUNTY, OKLAHOMA.**

(a) **IN GENERAL.**—There is authorized to be appropriated \$30,000,000 for the purposes set forth in subsection (b).

(b) **PURPOSES.**—Notwithstanding any other provision of law, funds appropriated under subsection (a) may be used for the purpose of—

(1) the buyout of properties and permanently relocating residents and businesses in or near Picher, Cardin, and Hockerville, Oklahoma, from areas determined by the State of Oklahoma to be at risk of damage caused by land subsidence and remaining properties; and

(2) providing funding to the State of Oklahoma to buyout properties and permanently relocate residents and businesses of Picher, Cardin, and Hockerville, Oklahoma, from areas determined by the State of Oklahoma to be at risk of damage caused by land subsidence and remaining properties.

(c) **LIMITATION.**—The use of funds in accordance with subsection (b) shall not be considered to be part of a federally assisted program or project for purposes of Public Law 91-646 (42 U.S.C. 4601 et seq.), consistent with section 2301 of Public Law 109-234 (120 Stat. 455).

(d) **CONSISTENCY WITH STATE PROGRAM.**—Any actions taken under subsection (b) shall be consistent with the relocation program in the State of Oklahoma under 27A O.S. Supp. 2006, sections 2201 et seq.

(e) **CONSIDERATION OF REMEDIAL ACTION.**—The Administrator of the Environmental Protection Agency shall consider, without delay, a remedial action under the Comprehensive Environmental Response, Compensation, and Liability Act of 1980 (42 U.S.C. 9601 et seq.) for the Tar Creek, Oklahoma, National Priorities List site that includes permanent relocation of residents consistent with the program currently being administered by the State of Oklahoma. Such relocation shall not be subject to the Uniform Relocation Assistance and Real Property Acquisition Policies Act of 1970 (42 U.S.C. 4601 et seq.).

(f) **ESTIMATING COSTS.**—In estimating and comparing the cost of a remedial alternative for the Tar Creek, Oklahoma, National Priorities List site that includes the permanent relocation of residents, the Administrator shall not include the cost of compliance with the Uniform Relocation Assistance and Real Property Acquisition Policies Act of 1970 (42 U.S.C. 4601 et seq.).

(g) **EFFECT OF CERTAIN REMEDIES.**—Inclusion of subsidence remedies, such as permanent relocation within any remedial action, shall not preempt, alter, or delay the right of any sovereign entity, including any State or tribal government, to seek remedies, including abatement, for land subsidence and subsidence risks under State law.

(h) **AMENDMENT.**—Section 111 of Public Law 108-137 (117 Stat. 1835) is amended—

(1) by adding at the end of subsection (a) the following: “Such activities also may include the provision of financial assistance to facilitate the buy out of properties located in areas identified by the State as areas that are or will be at risk of damage caused by land subsidence and associated properties otherwise identified by the State. Any buyout of such properties shall not be considered to be part of a federally assisted program or project for purposes of Public Law 91-646 (42 U.S.C. 4601 et seq.), consistent with section 2301 of Public Law 109-234 (120 Stat. 455-456).”; and

(2) by striking the first sentence of subsection (d) and inserting the following: “Non-Federal interests shall be responsible for operating and maintaining any restoration alternatives constructed or carried out pursuant to this section.”.

**SEC. 3136. RED RIVER CHLORIDE CONTROL, OKLAHOMA AND TEXAS.**

The project for water quality control in the Arkansas and Red River Basin, Texas, Oklahoma, and Kansas, authorized by section 203 of the Flood Control Act of 1966 (80 Stat. 1420) and modified by section 1107(a) of the Water Resources Development Act of 1986 (100 Stat. 4229) is further modified to direct the Secretary to provide operation and maintenance for the Red River Chloride Control project, Oklahoma and Texas, at Federal expense.

**SEC. 3137. WAURIKA LAKE, OKLAHOMA.**

The remaining obligation of the Waurika Project Master Conservancy District payable to the United States Government in the amounts, rates of interest, and payment schedules—

(1) is set at the amounts, rates of interest, and payment schedules that existed on June 3, 1986,

with respect to the project for Waurika Lake, Oklahoma; and

(2) may not be adjusted, altered, or changed without a specific, separate, and written agreement between the District and the United States.

**SEC. 3138. UPPER WILLAMETTE RIVER WATERSHED ECOSYSTEM RESTORATION, OREGON.**

(a) **IN GENERAL.**—The Secretary shall conduct studies and ecosystem restoration projects for the upper Willamette River watershed from Albany, Oregon, to the headwaters of the Willamette River and tributaries.

(b) **CONSULTATION.**—The Secretary shall carry out ecosystem restoration projects under this section for the Upper Willamette River watershed in consultation with the Governor of the State of Oregon, the heads of appropriate Indian tribes, the Environmental Protection Agency, the United States Fish and Wildlife Service, the National Marine Fisheries Service, the Bureau of Land Management, the Forest Service, and local entities.

(c) **AUTHORIZED ACTIVITIES.**—In carrying out ecosystem restoration projects under this section, the Secretary shall undertake activities necessary to protect, monitor, and restore fish and wildlife habitat.

(d) **PRIORITY.**—In carrying out this section, the Secretary shall give priority to a project to restore the millrace in Eugene, Oregon, and shall include noneconomic benefits associated with the historical significance of the millrace and associated with preservation and enhancement of resources in evaluating the benefits of the project.

(e) **AUTHORIZATION OF APPROPRIATIONS.**—There is authorized to be appropriated to carry out this section \$15,000,000.

**SEC. 3139. DELAWARE RIVER, PENNSYLVANIA, NEW JERSEY, AND DELAWARE.**

The Secretary may remove debris from the project for navigation, Delaware River, Pennsylvania, New Jersey, and Delaware, Philadelphia to the Sea.

**SEC. 3140. RAYSTOWN LAKE, PENNSYLVANIA.**

The Secretary may take such action as may be necessary, including construction of a breakwater, to prevent shoreline erosion between .07 and 2.7 miles south of Pennsylvania State Route 994 on the east shore of Raystown Lake, Pennsylvania.

**SEC. 3141. SHERADEN PARK STREAM AND CHARTIERS CREEK, ALLEGHENY COUNTY, PENNSYLVANIA.**

The project for aquatic ecosystem restoration, Sheraden Park Stream and Chartiers Creek, Allegheny County, Pennsylvania, being carried out under section 206 of the Water Resources Development Act of 1996 (33 U.S.C. 2330), is modified to direct the Secretary to credit, in accordance with section 221 of the Flood Control Act of 1970 (42 U.S.C. 1962d-5b), up to \$400,000 toward the non-Federal share of the cost of the project for planning and design work carried out by the non-Federal interest for the project before the date of the partnership agreement for the project.

**SEC. 3142. SOLOMON'S CREEK, WILKES-BARRE, PENNSYLVANIA.**

The project for flood control, Wyoming Valley, Pennsylvania, authorized by section 401(a) of the Water Resources Development Act of 1986 (100 Stat. 4124), is modified to include as a project element the project for flood control for Solomon's Creek, Wilkes-Barre, Pennsylvania.

**SEC. 3143. SOUTH CENTRAL PENNSYLVANIA.**

Section 313 of the Water Resources Development Act of 1992 (106 Stat. 4845; 109 Stat. 407; 110 Stat. 3723; 113 Stat. 310; 117 Stat. 142) is amended—

(1) in subsection (g)(1) by striking “\$180,000,000” and inserting “\$200,000,000”; and

(2) in subsection (h)(2) by striking “Allegheny, Armstrong, Bedford, Blair, Cambria, Clearfield, Fayette, Franklin, Fulton, Greene, Huntingdon, Indiana, Juniata, Mifflin, Somerset, Snyder, Washington, and Westmoreland

Counties” and inserting “Allegheny, Armstrong, Bedford, Blair, Cambria, Fayette, Franklin, Fulton, Greene, Huntingdon, Indiana, Juniata, Somerset, Washington, and Westmoreland Counties”.

**SEC. 3144. WYOMING VALLEY, PENNSYLVANIA.**

In carrying out the project for flood control, Wyoming Valley, Pennsylvania, authorized by section 401(a) of the Water Resources Development Act of 1986 (100 Stat. 4124), the Secretary shall coordinate with non-Federal interests to review opportunities for increased public access.

**SEC. 3145. NARRAGANSETT BAY, RHODE ISLAND.**

The Secretary may use amounts in the Environmental Restoration Account, Formerly Used Defense Sites, under section 2703(a)(5) of title 10, United States Code, for the removal of abandoned marine camels at any formerly used defense site under the jurisdiction of the Department of Defense that is undergoing (or is scheduled to undergo) environmental remediation under chapter 160 of title 10, United States Code (and other provisions of law), in Narragansett Bay, Rhode Island, in accordance with the Corps of Engineers prioritization process under the Formerly Used Defense Sites program.

**SEC. 3146. MISSOURI RIVER RESTORATION, SOUTH DAKOTA.**

(a) MEMBERSHIP.—Section 904(b)(1)(B) of the Water Resources Development Act of 2000 (114 Stat. 2708) is amended—

- (1) in clause (vii) by striking “and” at the end;
- (2) by redesignating clause (viii) as clause (ix); and
- (3) by inserting after clause (vii) the following:

“(viii) rural water systems; and”.

(b) REAUTHORIZATION.—Section 907(a) of such Act (114 Stat. 2712) is amended in the first sentence by striking “2005” and inserting “2010”.

**SEC. 3147. CEDAR BAYOU, TEXAS.**

(a) CREDIT FOR PLANNING AND DESIGN.—The project for navigation, Cedar Bayou, Texas, reauthorized by section 349(a)(2) of the Water Resources Development Act of 2000 (114 Stat. 2632), is modified to direct the Secretary to credit, in accordance with section 221 of the Flood Control Act of 1970 (42 U.S.C. 1962d-5b), toward the non-Federal share of the cost of the project the cost of planning and design work carried out by the non-Federal interest for the project before the date of the partnership agreement for the project.

(b) COST SHARING.—Cost sharing for construction and operation and maintenance of the project shall be determined in accordance with section 101 of the Water Resources Development Act of 1986 (33 U.S.C. 2211).

(c) PROJECT FOR NAVIGATION.—Section 349(a)(2) of the Water Resources Development Act of 2000 (114 Stat. 2632) is amended by striking “12 feet deep by 125 feet wide” and inserting “that is 10 feet deep by 100 feet wide”.

**SEC. 3148. FREEPORT HARBOR, TEXAS.**

(a) IN GENERAL.—The project for navigation, Freeport Harbor, Texas, authorized by section 101 of the River and Harbor Act of 1970 (84 Stat. 1818), is modified to provide that—

- (1) all project costs incurred as a result of the discovery of the sunken vessel COMSTOCK of the Corps of Engineers are a Federal responsibility; and
- (2) the Secretary shall not seek further obligation or responsibility for removal of the vessel COMSTOCK, or costs associated with a delay due to the discovery of the sunken vessel COMSTOCK, from the Port of Freeport.

(b) COST SHARING.—This section does not affect the authorized cost sharing for the balance of the project described in subsection (a).

**SEC. 3149. LAKE KEMP, TEXAS.**

(a) IN GENERAL.—The Secretary may not take any legal or administrative action seeking to remove a Lake Kemp improvement before the earlier of January 1, 2020, or the date of any transfer of ownership of the improvement occurring after the date of enactment of this Act.

(b) LIMITATION ON LIABILITY.—The United States, or any of its officers, agents, or assignees, shall not be liable for any injury, loss, or damage accruing to the owners of a Lake Kemp improvement, their lessees, or occupants as a result of any flooding or inundation of such improvements by the waters of the Lake Kemp reservoir, or for such injury, loss, or damage as may occur through the operation and maintenance of the Lake Kemp dam and reservoir in any manner.

(c) LAKE KEMP IMPROVEMENT DEFINED.—In this section, the term “Lake Kemp improvement” means an improvement (including dwellings) located within the flowage easement of Lake Kemp, Texas, below elevation 1159 feet mean sea level.

**SEC. 3150. LOWER RIO GRANDE BASIN, TEXAS.**

The project for flood control, Lower Rio Grande Basin, Texas, authorized by section 401(a) of the Water Resources Development Act of 1986 (100 Stat. 4125), is modified—

- (1) to include as part of the project flood protection works to reroute drainage to Raymondville Drain constructed by the non-Federal interests in Hidalgo County in the vicinity of Edinburg, Texas, if the Secretary determines that such work is feasible;
- (2) to direct the Secretary to credit, in accordance with section 221 of the Flood Control Act of 1970 (42 U.S.C. 1962d-5b), toward the non-Federal share of the cost of the project the cost of planning, design, and construction work carried out by the non-Federal interest for the project before the date of the partnership agreement for the project; and
- (3) to direct the Secretary in calculating the non-Federal share of the cost of the project, to make a determination, within 180 days after the date of enactment of this Act, under section 103(m) of the Water Resources Development Act of 1986 (33 U.S.C. 2213(m)) on the non-Federal interest’s ability to pay.

(b) NORTH PADRE ISLAND, CORPUS CHRISTI BAY, TEXAS.

**SEC. 3151. NORTH PADRE ISLAND, CORPUS CHRISTI BAY, TEXAS.**

The project for ecosystem restoration and storm damage reduction, North Padre Island, Corpus Christi Bay, Texas, authorized by section 556 of the Water Resources Development Act of 1999 (113 Stat. 353), is modified to include recreation as a project purpose.

**SEC. 3152. PAT MAYSE LAKE, TEXAS.**

The Secretary is directed to accept from the city of Paris, Texas, \$3,461,432 as payment in full of monies owed to the United States for water supply storage space in Pat Mayse Lake, Texas, under contract number DA-34-066-CIVENG-65-1272, including accrued interest.

**SEC. 3153. PROCTOR LAKE, TEXAS.**

The Secretary is authorized to purchase fee simple title to all properties located within the boundaries, and necessary for the operation, of the Proctor Lake project, Texas, authorized by section 203 of the Flood Control Act of 1954 (68 Stat. 1259).

**SEC. 3154. SAN ANTONIO CHANNEL, SAN ANTONIO, TEXAS.**

The project for flood control, San Antonio Channel, Texas, authorized by section 203 of the Flood Control Act of 1954 (68 Stat. 1259) as part of the comprehensive plan for flood protection on the Guadalupe and San Antonio Rivers in Texas and modified by section 103 of the Water Resources Development Act of 1976 (90 Stat. 2921) and section 335 of the Water Resources Development Act of 2000 (114 Stat. 2611), is modified to authorize the Secretary to credit, in accordance with section 221 of the Flood Control Act of 1970 (42 U.S.C. 1962d-5b), toward the non-Federal share of the cost of the project the cost of design and construction work carried out by the non-Federal interest for the project.

**SEC. 3155. CONNECTICUT RIVER RESTORATION, VERMONT.**

Notwithstanding section 221 of the Flood Control Act of 1970 (42 U.S.C. 1962d-5b), as in effect on August 5, 2005, with respect to the study en-

titled “Connecticut River Restoration Authority”, dated May 23, 2001, a nonprofit entity may act as the non-Federal interest for purposes of carrying out the activities described in the agreement executed between The Nature Conservancy and the Department of the Army on August 5, 2005.

**SEC. 3156. DAM REMEDIATION, VERMONT.**

Section 543 of the Water Resources Development Act of 2000 (114 Stat. 2673) is amended—

- (1) in subsection (a)(2) by striking “and” at the end;
- (2) in subsection (a)(3) by striking the period at the end and inserting “; and”;
- (3) by adding at the end of subsection (a) the following:

“(4) may carry out measures to restore, protect, and preserve an ecosystem affected by a dam described in subsection (b).”;

- (4) by adding at the end of subsection (b) the following:

“(11) Camp Wapanacki, Hardwick.

“(12) Star Lake Dam, Mt. Holly.

“(13) Curtis Pond, Calais.

“(14) Weathersfield Reservoir, Springfield.

“(15) Burr Pond, Sudbury.

“(16) Maidstone Lake, Guildhall.

“(17) Upper and Lower Hurricane Dam.

“(18) Lake Fairlee.

“(19) West Charleston Dam.

“(20) White River, Sharon.”

**SEC. 3157. LAKE CHAMPLAIN EURASIAN MILFOIL, WATER CHESTNUT, AND OTHER NON-NATIVE PLANT CONTROL, VERMONT.**

Under authority of section 104 of the River and Harbor Act of 1958 (33 U.S.C. 610), the Secretary may revise the existing General Design Memorandum to permit the use of chemical means of control, when appropriate, of Eurasian milfoil, water chestnuts, and other non-native plants in the Lake Champlain basin, Vermont.

**SEC. 3158. UPPER CONNECTICUT RIVER BASIN WETLAND RESTORATION, VERMONT AND NEW HAMPSHIRE.**

(a) IN GENERAL.—The Secretary, in cooperation with the States of Vermont and New Hampshire, shall carry out a study and develop a strategy for the use of wetland restoration, soil and water conservation practices, and non-structural measures to reduce flood damage, improve water quality, and create wildlife habitat in the Upper Connecticut River watershed.

(b) COOPERATIVE AGREEMENTS.—In conducting the study and developing the strategy under this section, the Secretary may enter into one or more cooperative agreements to provide technical assistance to appropriate Federal, State, and local agencies and nonprofit organizations with wetland restoration experience. Such assistance may include assistance for the implementation of wetland restoration projects and soil and water conservation measures.

(c) IMPLEMENTATION.—The Secretary shall carry out development and implementation of the strategy under this section in cooperation with local landowners and local government officials.

(d) AUTHORIZATION OF APPROPRIATIONS.—There is authorized to be appropriated to carry out this section \$5,000,000, to remain available until expended.

**SEC. 3159. UPPER CONNECTICUT RIVER BASIN ECOSYSTEM RESTORATION, VERMONT AND NEW HAMPSHIRE.**

(a) GENERAL MANAGEMENT PLAN DEVELOPMENT.—

(1) IN GENERAL.—The Secretary, in cooperation with the Secretary of Agriculture and in consultation with the States of Vermont and New Hampshire and the Connecticut River Joint Commission, shall conduct a study and develop a general management plan for ecosystem restoration of the Upper Connecticut River ecosystem for the purposes of—

- (A) habitat protection and restoration;
- (B) streambank stabilization;
- (C) restoration of stream stability;

- (D) water quality improvement;
- (E) aquatic nuisance species control;
- (F) wetland restoration;
- (G) fish passage; and
- (H) natural flow restoration.

(2) **EXISTING PLANS.**—In developing the general management plan, the Secretary shall depend heavily on existing plans for the restoration of the Upper Connecticut River.

(b) **CRITICAL RESTORATION PROJECTS.**—

(1) **IN GENERAL.**—The Secretary may participate in any critical restoration project in the Upper Connecticut River basin in accordance with the general management plan developed under subsection (a).

(2) **ELIGIBLE PROJECTS.**—A critical restoration project shall be eligible for assistance under this section if the project—

(A) meets the purposes described in the general management plan developed under subsection (a); and

(B) with respect to the Upper Connecticut River and Upper Connecticut River watershed, consists of—

- (i) bank stabilization of the main stem, tributaries, and streams;
- (ii) wetland restoration and migratory bird habitat restoration;
- (iii) soil and water conservation;
- (iv) restoration of natural flows;
- (v) restoration of stream stability;
- (vi) implementation of an intergovernmental agreement for coordinating ecosystem restoration, fish passage installation, streambank stabilization, wetland restoration, habitat protection and restoration, or natural flow restoration;
- (vii) water quality improvement;
- (viii) aquatic nuisance species control;
- (ix) improvements in fish migration; and
- (x) conduct of any other project or activity determined to be appropriate by the Secretary.

(c) **COOPERATIVE AGREEMENTS.**—In carrying out this section, the Secretary may enter into one or more cooperative agreements to provide financial assistance to appropriate Federal, State, or local governments or nonprofit agencies. Such assistance may include assistance for the implementation of projects to be carried out under subsection (b).

(d) **AUTHORIZATION OF APPROPRIATIONS.**—There is authorized to be appropriated to carry out this section \$20,000,000. Such sums shall remain available until expended.

**SEC. 3160. LAKE CHAMPLAIN WATERSHED, VERMONT AND NEW YORK.**

Section 542 of the Water Resources Development Act of 2000 (114 Stat. 2671) is amended—

(1) in subsection (b)(2)—

(A) by striking “or” at the end of subparagraph (D);

(B) by redesignating subparagraph (E) as subparagraph (G); and

(C) by inserting after subparagraph (D) the following:

“(E) river corridor assessment, protection, management, and restoration for the purposes of ecosystem restoration;

“(F) geographic mapping conducted by the Secretary using existing technical capacity to produce a high-resolution, multispectral satellite imagery-based land use and cover data set; or”;

(2) in subsection (e)(2)(A)—

(A) by striking “The non-Federal” and inserting the following:

“(i) **IN GENERAL.**—The non-Federal”; and

(B) by adding at the end the following:

“(ii) **APPROVAL OF DISTRICT ENGINEER.**—Approval of credit for design work of less than \$100,000 shall be determined by the appropriate district engineer.”;

(3) in subsection (e)(2)(C) by striking “up to 50 percent of”; and

(4) in subsection (g) by striking “\$20,000,000” and inserting “\$32,000,000”.

**SEC. 3161. SANDBRIDGE BEACH, VIRGINIA BEACH, VIRGINIA.**

The project for beach erosion control and hurricane protection, Sandbridge Beach, Virginia

Beach, Virginia, authorized by section 101(22) of the Water Resources Development Act of 1992 (106 Stat. 4804) and modified by section 338 of the Water Resources Development Act of 2000 (114 Stat. 2612), is modified to authorize the Secretary to review the project to determine whether any additional Federal interest exists with respect to the project, taking into consideration conditions and development levels relating to the project in existence on the date of enactment of this Act.

**SEC. 3162. TANGIER ISLAND SEAWALL, VIRGINIA.**

Section 577(a) of the Water Resources Development Act of 1996 (110 Stat. 3789) is amended by striking “at a total cost of \$1,200,000, with an estimated Federal cost of \$900,000 and an estimated non-Federal cost of \$300,000.” and inserting “at a total cost of \$3,600,000.”.

**SEC. 3163. DUWAMISH/GREEN, WASHINGTON.**

The project for ecosystem restoration, Duwamish/Green, Washington, authorized by section 101(b)(26) of the Water Resources Development Act of 2000 (114 Stat. 2579), is modified—

(1) to direct the Secretary to credit, in accordance with section 221 of the Flood Control Act of 1970 (42 U.S.C. 1962d-5b), toward the non-Federal share of the cost of the project the cost of work carried out by the non-Federal interest for the project before the date of the partnership agreement for the project; and

(2) to authorize the non-Federal interest to provide any portion of the non-Federal share of the cost of the project in the form of in-kind services and materials.

**SEC. 3164. MCNARY LOCK AND DAM, MCNARY NATIONAL WILDLIFE REFUGE, WASHINGTON AND IDAHO.**

(a) **TRANSFER OF ADMINISTRATIVE JURISDICTION.**—Administrative jurisdiction over the land acquired for the McNary Lock and Dam project and managed by the United States Fish and Wildlife Service under cooperative agreement number DACW68-4-00-13 with the Corps of Engineers, Walla Walla District, is transferred from the Secretary to the Secretary of the Interior.

(b) **EASEMENTS.**—The transfer of administrative jurisdiction under paragraph (1) shall be subject to easements in existence as of the date of enactment of this Act on land subject to the transfer.

(c) **RIGHTS OF SECRETARY.**—

(1) **IN GENERAL.**—Except as provided in subparagraph (C), the Secretary shall retain rights described in subparagraph (B) with respect to the land for which administrative jurisdiction is transferred under paragraph (1).

(2) **RIGHTS.**—The rights of the Secretary referred to in paragraph (1) are the rights—

(A) to flood land described in subsection (a) to the standard project flood elevation;

(B) to manipulate the level of the McNary project pool;

(C) to access land described in subsection (a) as may be required to install, maintain, and inspect sediment ranges and carry out similar activities;

(D) to construct and develop wetland, riparian habitat, or other environmental restoration features authorized by section 1135 of the Water Resources Development Act of 1986 (33 U.S.C. 2309a) and section 206 of the Water Resources Development Act of 1996 (33 U.S.C. 2330);

(E) to dredge and deposit fill materials; and

(F) to carry out management actions for the purpose of reducing the take of juvenile salmonids by avian colonies that inhabit, before, on, or after the date of enactment of this Act, any island included in the land described in subsection (a).

(3) **COORDINATION.**—Before exercising a right described in any of subparagraphs (C) through (F) of paragraph (2), the Secretary shall coordinate the exercise with the Director of the United States Fish and Wildlife Service.

(d) **MANAGEMENT.**—

(1) **IN GENERAL.**—The land described in subsection (a) shall be managed by the Secretary of

the Interior as part of the McNary National Wildlife Refuge.

(2) **CUMMINS PROPERTY.**—

(A) **RETENTION OF CREDITS.**—Habitat unit credits described in the memorandum entitled “Design Memorandum No. 6, LOWER SNAKE RIVER FISH AND WILDLIFE COMPENSATION PLAN, Wildlife Compensation and Fishing Access Site Selection, Letter Supplement No. 15, SITE DEVELOPMENT PLAN FOR THE WALLULA HMU” provided for the Lower Snake River Fish and Wildlife Compensation Plan through development of the parcel of land formerly known as the “Cummins property” shall be retained by the Secretary despite any changes in management of the parcel on or after the date of enactment of this Act.

(B) **SITE DEVELOPMENT PLAN.**—The Director shall obtain prior approval of the Washington State department of fish and wildlife for any change to the previously approved site development plan for the parcel of land formerly known as the “Cummins property”.

(3) **MADAME DORIAN RECREATION AREA.**—The Director shall continue operation of the Madame Dorian Recreation Area for public use and boater access.

(e) **ADMINISTRATIVE COSTS.**—The Director shall be responsible for all survey, environmental compliance, and other administrative costs required to implement the transfer of administrative jurisdiction under subsection (a).

**SEC. 3165. SNAKE RIVER PROJECT, WASHINGTON AND IDAHO.**

(a) **IN GENERAL.**—The fish and wildlife compensation plan for the Lower Snake River, Washington and Idaho, as authorized by section 102 of the Water Resources Development Act of 1976 (90 Stat. 2921), is amended to authorize the Secretary to conduct studies and implement aquatic and riparian ecosystem restorations and improvements specifically for fisheries and wildlife.

(b) **AUTHORIZATION OF APPROPRIATIONS.**—There is authorized to be appropriated \$5,000,000 to carry out this section.

**SEC. 3166. YAKIMA RIVER, PORT OF SUNNYSIDE, WASHINGTON.**

The project for aquatic ecosystem restoration, Yakima River, Port of Sunnyside, Washington, being carried out under section 206 of the Water Resources Development Act of 1996 (33 U.S.C. 2330), is modified to direct the Secretary to credit, in accordance with section 221 of the Flood Control Act of 1970 (42 U.S.C. 1962d-5b), toward the non-Federal share of the cost of the project the cost of work carried out by the non-Federal interest for the project before the date of the partnership agreement for the project.

**SEC. 3167. BLUESTONE LAKE, OHIO RIVER BASIN, WEST VIRGINIA.**

Section 102(ff) of the Water Resources Development Act of 1992 (106 Stat. 4810, 110 Stat. 3726, 113 Stat. 312) is amended to read as follows:

“(ff) **BLUESTONE LAKE, OHIO RIVER BASIN, WEST VIRGINIA.**—

“(1) **IN GENERAL.**—The project for flood control, Bluestone Lake, Ohio River Basin, West Virginia, authorized by section 4 of the Flood Control Act of 1938 (52 Stat. 1217) is modified to direct the Secretary to implement Plan C/G, as defined in the Evaluation Report of the District Engineer dated December 1996, to prohibit the release of drift and debris into waters downstream of the project (other than organic matter necessary to maintain and enhance the biological resources of such waters and such nonobtrusive items of debris as may not be economically feasible to prevent being released through such project), including measures to prevent the accumulation of drift and debris at the project, the collection and removal of drift and debris on the segment of the New River upstream of the project, and the removal (through use of temporary or permanent systems) and disposal of accumulated drift and debris at Bluestone Dam.

“(2) **COOPERATIVE AGREEMENT.**—In carrying out the downstream cleanup under the plan referred to in paragraph (1), the Secretary may



enter into a cooperative agreement with the West Virginia department of environmental protection for the department to carry out the cleanup, including contracting and procurement services, contract administration and management, transportation and disposal of collected materials, and disposal fees.

“(3) INITIAL CLEANUP.—The Secretary may provide the West Virginia department of environmental protection up to \$150,000 from funds previously appropriated for this purpose for the Federal share of the costs of the initial cleanup under the plan.”.

**SEC. 3168. GREENBRIER RIVER BASIN, WEST VIRGINIA.**

Section 579(c) of the Water Resources Development Act of 1996 (110 Stat. 3790; 113 Stat. 312) is amended by striking “\$47,000,000” and inserting “\$99,000,000”.

**SEC. 3169. LESAGE/GREENBOTTOM SWAMP, WEST VIRGINIA.**

Section 30(d) of the Water Resources Development Act of 1988 (102 Stat. 4030; 114 Stat. 2678) is amended to read as follows:

“(d) HISTORIC STRUCTURE.—The Secretary shall ensure the preservation and restoration of the structure known as the ‘Jenkins House’ and the reconstruction of associated buildings and landscape features of such structure located within the Lesage/Greenbottom Swamp in accordance with the standards of the Department of the Interior for the treatment of historic properties. Amounts made available for expenditure for the project authorized by section 301(a) of the Water Resources Development Act of 1986 (100 Stat. 4110) shall be available for the purposes of this subsection.”.

**SEC. 3170. LOWER MUD RIVER, MILTON, WEST VIRGINIA.**

The project for flood control at Milton, West Virginia, authorized by section 580 of the Water Resources Development Act of 1996 (110 Stat. 3790) and modified by section 340 of the Water Resources Development Act of 2000 (114 Stat. 2612), is modified to authorize the Secretary to construct the project substantially in accordance with the draft report of the Corps of Engineers dated May 2004, at an estimated total cost of \$57,100,000, with an estimated Federal cost of \$42,825,000 and an estimated non-Federal cost of \$14,275,000.

**SEC. 3171. MCDOWELL COUNTY, WEST VIRGINIA.**

The McDowell County nonstructural component of the project for flood control, Levisa and Tug Fork of the Big Sandy and Cumberland Rivers, West Virginia, Virginia, and Kentucky, authorized by section 202(a) of the Energy and Water Development Appropriation Act, 1981 (94 Stat. 1339), is modified to direct the Secretary to take measures to provide protection, throughout McDowell County, West Virginia, from the recurrence of the greater of—

- (1) the April 1977 flood;
- (2) the July 2001 flood;
- (3) the May 2002 flood; or
- (4) the 100-year frequency event.

**SEC. 3172. PARKERSBURG, WEST VIRGINIA.**

The Secretary is authorized to carry out the ecosystem restoration, recreation, and flood control components of the report of the Corps of Engineers, entitled “Parkersburg/Vienna Riverfront Park Feasibility Study”, dated June 1998, as amended by the limited reevaluation report of the Corps of Engineers, dated March 2004, at a total cost of \$12,000,000, with an estimated Federal cost of \$6,000,000, and an estimated non-Federal cost of \$6,000,000.

**SEC. 3173. GREEN BAY HARBOR, GREEN BAY, WISCONSIN.**

The portion of the inner harbor of the Federal navigation channel of the Green Bay Harbor project, authorized by the first section of the Act entitled “An Act making appropriations for the construction, repair, and preservation of certain public works on rivers and harbors, and for other purposes”, approved July 5, 1884 (23 Stat. 136), from Station 190+00 to Station 378+00 is authorized to a width of 75 feet and a depth of 6 feet.

**SEC. 3174. MANITOWOC HARBOR, WISCONSIN.**

The project for navigation, Manitowoc Harbor, Wisconsin, authorized by the River and Harbor Act of August 30, 1852 (10 Stat. 58), is modified to direct the Secretary to deepen the upstream reach of the navigation channel from 12 feet to 18 feet, at a total cost of \$405,000.

**SEC. 3175. MISSISSIPPI RIVER HEADWATERS RESERVOIRS.**

Section 21 of the Water Resources Development Act of 1988 (102 Stat. 4027) is amended—

- (1) in subsection (a)—
  - (A) by striking “1276.42” and inserting “1278.42”;
  - (B) by striking “1218.31” and inserting “1221.31”;
  - (C) by striking “1234.82” and inserting “1235.30”;
  - (D) by striking subsection (b) and inserting the following:
    - “(b) EXCEPTION.—The Secretary may operate the headwaters reservoirs below the minimum or above the maximum water levels established in subsection (a) in accordance with water control regulation manuals (or revisions thereto) developed by the Secretary, after consultation with the Governor of Minnesota and affected tribal governments, landowners, and commercial and recreational users. The water control regulation manuals (and any revisions thereto) shall be effective when the Secretary transmits them to Congress. The Secretary shall report to Congress at least 14 days before operating any such headwaters reservoir below the minimum or above the maximum water level limits specified in subsection (a); except that notification is not required for operations necessary to prevent the loss of life or to ensure the safety of the dam or if the drawdown of lake levels is in anticipation of flood control operations.”.

“(b) EXCEPTION.—The Secretary may operate the headwaters reservoirs below the minimum or above the maximum water levels established in subsection (a) in accordance with water control regulation manuals (or revisions thereto) developed by the Secretary, after consultation with the Governor of Minnesota and affected tribal governments, landowners, and commercial and recreational users. The water control regulation manuals (and any revisions thereto) shall be effective when the Secretary transmits them to Congress. The Secretary shall report to Congress at least 14 days before operating any such headwaters reservoir below the minimum or above the maximum water level limits specified in subsection (a); except that notification is not required for operations necessary to prevent the loss of life or to ensure the safety of the dam or if the drawdown of lake levels is in anticipation of flood control operations.”.

**SEC. 3176. UPPER BASIN OF MISSOURI RIVER.**

(a) USE OF FUNDS.—Notwithstanding the Energy and Water Development Appropriations Act, 2006 (Public Law 109–103), funds made available for recovery or mitigation activities in the lower basin of the Missouri River may be used for recovery or mitigation activities in the upper basin of the Missouri River, including the States of Montana, Nebraska, North Dakota, and South Dakota.

(b) CONFORMING AMENDMENT.—The matter under the heading “MISSOURI RIVER MITIGATION, MISSOURI, KANSAS, IOWA, AND NEBRASKA” of section 601(a) of the Water Resources Development Act of 1986 (100 Stat. 4143), as modified by section 334 of the Water Resources Development Act of 1999 (113 Stat. 306), is amended by adding at the end the following: “The Secretary may carry out any recovery or mitigation activities in the upper basin of the Missouri River, including the States of Montana, Nebraska, North Dakota, and South Dakota, using funds made available under this paragraph in accordance with the Endangered Species Act of 1973 (16 U.S.C. 1531 et seq.) and consistent with the project purposes of the Missouri River Mainstem System as authorized by section 10 of the Flood Control Act of December 22, 1944 (58 Stat. 897).”.

**SEC. 3177. UPPER MISSISSIPPI RIVER SYSTEM ENVIRONMENTAL MANAGEMENT PROGRAM.**

Section 1103(e)(1)(A)(ii) of the Water Resources Development Act of 1986 (33 U.S.C. 652(e)(1)(A)(ii)) is amended by inserting before the period at the end the following: “, including research on water quality issues affecting the Mississippi River (including elevated nutrient levels) and the development of remediation strategies”.

**SEC. 3178. UPPER OHIO RIVER AND TRIBUTARIES NAVIGATION SYSTEM NEW TECHNOLOGY PILOT PROGRAM.**

(a) UPPER OHIO RIVER AND TRIBUTARIES NAVIGATION SYSTEM DEFINED.—In this section, the term “Upper Ohio River and Tributaries navigation system” means the Allegheny, Kanawha, Monongahela, and Ohio Rivers.

(b) ESTABLISHMENT.—

(1) IN GENERAL.—The Secretary shall establish a pilot program to evaluate new technologies applicable to the Upper Ohio River and Tributaries navigation system.

(2) INCLUSIONS.—The program may include the design, construction, or implementation of innovative technologies and solutions for the Upper Ohio River and Tributaries navigation system, including projects for—

- (A) improved navigation;
- (B) environmental stewardship;
- (C) increased navigation reliability; and
- (D) reduced navigation costs.

(3) PURPOSES.—The purposes of the program shall be—

- (A) to increase the reliability and availability of federally owned and federally operated navigation facilities;
- (B) to decrease system operational risks; and
- (C) to improve—
  - (i) vessel traffic management;
  - (ii) access; and
  - (iii) Federal asset management.

(c) FEDERAL OWNERSHIP REQUIREMENT.—The Secretary may provide assistance for a project under this section only if the project is federally owned.

(d) LOCAL COOPERATION AGREEMENTS.—

(1) IN GENERAL.—The Secretary shall enter into local cooperation agreements with non-Federal interests to provide for the design, construction, installation, and operation of the projects to be carried out under the program.

(2) REQUIREMENTS.—Each local cooperation agreement entered into under this subsection shall include the following:

(A) PLAN.—Development by the Secretary, in consultation with appropriate Federal and State officials, of a navigation improvement project, including appropriate engineering plans and specifications.

(B) LEGAL AND INSTITUTIONAL STRUCTURES.—Establishment of such legal and institutional structures as are necessary to ensure the effective long-term operation of the project.

(3) COST SHARING.—Total project costs under each local cooperation agreement shall be cost-shared in accordance with the formula relating to the applicable original construction project.

(4) EXPENDITURES.—

(A) IN GENERAL.—Expenditures under the program may include, for establishment at federally owned property, such as locks, dams, and bridges—

- (i) transmitters;
- (ii) responders;
- (iii) hardware;
- (iv) software; and
- (v) wireless networks.

(B) EXCLUSIONS.—Transmitters, responders, hardware, software, and wireless networks and other equipment installed on privately owned vessels or equipment shall not be eligible under the program.

(e) REPORT.—Not later than December 31, 2008, the Secretary shall submit to Congress a report on the results of the pilot program carried out under this section, together with recommendations concerning whether the program or any component of the program should be implemented on a national basis.

(f) AUTHORIZATION OF APPROPRIATIONS.—There is authorized to be appropriated to carry out this section \$3,100,000. Such sums shall remain available until expended.

**SEC. 3179. CONTINUATION OF PROJECT AUTHORIZATIONS.**

(a) IN GENERAL.—Notwithstanding section 1001(b)(2) of the Water Resources Development Act of 1986 (33 U.S.C. 579a(b)(2)), the following projects shall remain authorized to be carried out by the Secretary:

(1) The project for navigation, Sacramento Deep Water Ship Channel, California, authorized by section 202(a) of the Water Resources Development Act of 1986 (100 Stat. 4092).

(2) The project for flood control, Agana River, Guam, authorized by section 401(a) of the Water



Resources Development Act of 1986 (100 Stat. 4127).

(3) *The project for navigation, Baltimore Harbor and Channels, Maryland and Virginia, authorized by section 101 of the River and Harbor Act of 1970 (84 Stat. 1818).*

(4) *The project for navigation, Fall River Harbor, Massachusetts, authorized by section 101 of the River and Harbor Act of 1968 (82 Stat. 731); except that the authorized depth of that portion of the project extending riverward of the Charles M. Braga, Jr. Memorial Bridge, Fall River and Somerset, Massachusetts, shall not exceed 35 feet.*

(5) *The project for flood control, Ecoree Creek, Wayne County, Michigan, authorized by section 101(a)(14) of the Water Resources Development Act of 1990 (104 Stat. 4607).*

(b) *LIMITATION.—A project described in subsection (a) shall not be authorized for construction after the last day of the 5-year period beginning on the date of enactment of this Act, unless, during such period, funds have been obligated for the construction (including planning and design) of the project.*

#### SEC. 3180. PROJECT REAUTHORIZATIONS.

Each of the following projects may be carried out by the Secretary and no construction on any such project may be initiated until the Secretary determines that the project is feasible:

(1) *MEMONINEE HARBOR AND RIVER, MICHIGAN AND WISCONSIN.—The project for navigation, Menominee Harbor and River, Michigan and Wisconsin, authorized by section 101 of the River and Harbor Act of 1960 (74 Stat. 482) and deauthorized on April 15, 2002, in accordance with section 1001(b)(2) of the Water Resources Development Act of 1986 (33 U.S.C. 579a(b)(2)).*

(2) *HEARDING ISLAND INLET, DULUTH HARBOR, MINNESOTA.—The project for dredging, Hearing Island Inlet, Duluth Harbor, Minnesota, authorized by section 22 of the Water Resources Development Act of 1988 (102 Stat. 4027).*

(3) *MANITOWOC HARBOR, WISCONSIN.—That portion of the project for navigation, Manitowoc Harbor, Wisconsin, authorized by the first section of the River and Harbor Act of August 30, 1852 (10 Stat. 58), consisting of the channel in the south part of the outer harbor, deauthorized by section 101 of the River and Harbor Act of 1962 (76 Stat. 1176).*

#### SEC. 3181. PROJECT DEAUTHORIZATIONS.

(a) *IN GENERAL.—The following projects are not authorized after the date of enactment of this Act:*

(1) *BRIDGEPORT HARBOR, CONNECTICUT.—The portion of the project for navigation, Bridgeport Harbor, Connecticut, authorized by the first section of the River and Harbor Act of July 3, 1930 (46 Stat. 919), consisting of an 18-foot channel in Yellow Mill River and described as follows: Beginning at a point along the eastern limit of the existing project, N123,649.75, E481,920.54, thence running northwesterly about 52.64 feet to a point N123,683.03, E481,879.75, thence running northeasterly about 1,442.21 feet to a point N125,030.08, E482,394.96, thence running northeasterly about 139.52 feet to a point along the eastern limit of the existing channel, N125,133.87, E482,488.19, thence running southwesterly about 1,588.98 feet to the point of origin.*

(2) *MYSTIC RIVER, CONNECTICUT.—The portion of the project for navigation, Mystic River, Connecticut, authorized by the first section of the River and Harbor Appropriations Act of September 19, 1890 (26 Stat. 436) consisting of a 12-foot-deep channel, approximately 7,554 square feet in area, starting at a point N193,086.51, E815,092.78, thence running north 59 degrees 21 minutes 46.63 seconds west about 138.05 feet to a point N193,156.86, E814,974.00, thence running north 51 degrees 04 minutes 39.00 seconds west about 166.57 feet to a point N193,261.51, E814,844.41, thence running north 43 degrees 01 minutes 34.90 seconds west about 86.23 feet to a point N193,324.55, E814,785.57, thence running north 06 degrees 42 minutes 03.86 seconds west*

*about 156.57 feet to a point N193,480.05, E814,767.30, thence running south 21 degrees 21 minutes 17.94 seconds east about 231.42 feet to a point N193,264.52, E814,851.57, thence running south 53 degrees 34 minutes 23.28 seconds east about 299.78 feet to the point of origin.*

(3) *NORWALK HARBOR, CONNECTICUT.—*

(A) *IN GENERAL.—The portions of a 10-foot channel of the project for navigation, Norwalk Harbor, Connecticut, authorized by the first section of the Act of March 2, 1919 (40 Stat. 1276) and described in subparagraph (B).*

(B) *DESCRIPTION OF PORTIONS.—The portions of the channel referred to in subparagraph (A) are as follows:*

(i) *RECTANGULAR PORTION.—An approximately rectangular-shaped section along the northwesterly terminus of the channel. The section is 35-foot wide and about 460-foot long and is further described as commencing at a point N104,165.85, E417,662.71, thence running south 24 degrees 06 minutes 55 seconds east 395.00 feet to a point N103,805.32, E417,824.10, thence running south 00 degrees 38 minutes 06 seconds east 87.84 feet to a point N103,717.49, E417,825.07, thence running north 24 degrees 06 minutes 55 seconds west 480.00 feet, to a point N104,155.59, E417,628.96, thence running north 73 degrees 05 minutes 25 seconds east 35.28 feet to the point of origin.*

(ii) *PARALLELOGRAM-SHAPED PORTION.—An area having the approximate shape of a parallelogram along the northeasterly portion of the channel, southeast of the area described in clause (i), approximately 20 feet wide and 260 feet long, and further described as commencing at a point N103,855.48, E417,849.99, thence running south 33 degrees 07 minutes 30 seconds east 133.40 feet to a point N103,743.76, E417,922.89, thence running south 24 degrees 07 minutes 04 seconds east 127.75 feet to a point N103,627.16, E417,975.09, thence running north 33 degrees 07 minutes 30 seconds west 190.00 feet to a point N103,786.28, E417,871.26, thence running north 17 degrees 05 minutes 15 seconds west 72.39 feet to the point of origin.*

(C) *EXCLUSION.—Notwithstanding any other provision of this paragraph, the Secretary shall realign the 10-foot channel portion of the project referred to in subparagraph (A) to include, immediately north of the area described in subparagraph (B)(ii), a triangular section described as commencing at a point N103,968.35, E417,815.29, thence running south 17 degrees 05 minutes 15 seconds east 118.09 feet to a point N103,855.48, E417,849.99, thence running north 33 degrees 07 minutes 30 seconds west 36.76 feet to a point N103,886.27, E417,829.90, thence running north 10 degrees 05 minutes 26 seconds west 83.37 feet to the point of origin.*

(4) *ROCKLAND HARBOR, MAINE.—The portion of the project for navigation, Rockland Harbor, Maine, authorized by the Act of June 3, 1896 (29 Stat. 202), consisting of a 14-foot channel located in Lermond Cove and beginning at a point with coordinates N99,977.37, E340,290.02, thence running easterly about 200.00 feet to a point with coordinates N99,978.49, E340,490.02, thence running northerly about 138.00 feet to a point with coordinates N100,116.49, E340,289.25, thence running westerly about 200.00 feet to a point with coordinates N100,115.37, E340,289.25, thence running southerly about 138.00 feet to the point of origin.*

(5) *ROCKPORT HARBOR, MAINE.—*

(A) *IN GENERAL.—The portion of the project for navigation, Rockport Harbor, Maine, authorized by the first section of the Act of August 11, 1888 (25 Stat. 400), located within the 12-foot anchorage described in subparagraph (B).*

(B) *DESCRIPTION OF ANCHORAGE.—The anchorage referred to in subparagraph (A) is more particularly described as—*

(i) *beginning at the westernmost point of the anchorage at N128800.00, E349311.00;*

(ii) *thence running north 12 degrees, 52 minutes, 37.2 seconds east 127.08 feet to a point N128923.88, E349339.32;*

(iii) *thence running north 17 degrees, 40 minutes, 13.0 seconds east 338.61 feet to a point N129246.51, E349442.10;*

(iv) *thence running south 89 degrees, 21 minutes, 21.0 seconds east 45.36 feet to a point N129246.00, E349487.46;*

(v) *thence running south 44 degrees, 13 minutes, 32.6 seconds east 18.85 feet to a point N129232.49, E349500.61;*

(vi) *thence running south 17 degrees, 40 minutes 13.0 seconds west 340.50 feet to a point N128908.06, E349397.25;*

(vii) *thence running south 12 degrees, 52 minutes, 37.2 seconds west 235.41 feet to a point at N128678.57, E349344.79; and*

(viii) *thence running north 15 degrees, 32 minutes, 59.3 seconds west 126.04 feet to the point of origin.*

(6) *FALMOUTH HARBOR, MASSACHUSETTS.—The portion of the project for navigation, Falmouth Harbor, Massachusetts, authorized by section 101 of the River and Harbor Act of 1948 (62 Stat. 1172), beginning at a point along the eastern side of the inner harbor N200,415.05, E845,307.98, thence running north 25 degrees 48 minutes 54.3 seconds east 160.24 feet to a point N200,559.20, E845,377.76, thence running north 22 degrees 7 minutes 52.4 seconds east 596.82 feet to a point N201,112.15, E845,602.60, thence running north 60 degrees 1 minute 0.3 seconds east 83.18 feet to a point N201,153.72, E845,674.65, thence running south 24 degrees 56 minutes 43.4 seconds west 665.01 feet to a point N200,550.75, E845,394.18, thence running south 32 degrees 25 minutes 29.0 seconds west 160.76 feet to the point of origin.*

(7) *ISLAND END RIVER, MASSACHUSETTS.—The portion of the project for navigation, Island End River, Massachusetts, carried out under section 107 of the River and Harbor Act of 1960 (33 U.S.C. 577), described as follows: Beginning at a point along the eastern limit of the existing project, N507,348.98, E721,180.01, thence running northeast about 35 feet to a point N507,384.17, E721,183.36, thence running northeast about 324 feet to a point N507,590.51, E721,433.17, thence running northeast about 345 feet to a point along the northern limit of the existing project, N507,927.29, E721,510.29, thence running southeast about 25 feet to a point N507,921.71, E721,534.66, thence running southwest about 354 feet to a point N507,576.65, E721,455.64, thence running southwest about 357 feet to the point of origin.*

(8) *CITY WATERWAY, TACOMA, WASHINGTON.—The portion of the project for navigation, City Waterway, Tacoma, Washington, authorized by the first section of the River and Harbor Appropriations Act of June 13, 1902 (32 Stat. 347), consisting of the last 1,000 linear feet of the inner portion of the waterway beginning at station 70+00 and ending at station 80+00.*

(9) *AUNT LYDIA'S COVE, MASSACHUSETTS.—*

(A) *IN GENERAL.—The portion of the project for navigation, Aunt Lydia's Cove, Massachusetts, constructed under section 107 of the River and Harbor Act of 1960 (33 U.S.C. 577), consisting of the 8-foot deep anchorage in the cove described in subparagraph (B).*

(B) *DESCRIPTION OF PORTION.—The portion of the project described in subparagraph (A) is more particularly described as the portion beginning at a point along the southern limit of the existing project, N254,332.00, E1,023,103.96, thence running northwesterly about 761.60 feet to a point along the western limit of the existing project N255,076.84, E1,022,945.07, thence running southwesterly about 38.11 feet to a point N255,038.99, E1,022,940.60, thence running southeasterly about 267.07 feet to a point N254,772.00, E1,022,947.00, thence running southeasterly about 462.41 feet to a point N254,320.06, E1,023,044.84, thence running northeasterly about 60.31 feet to the point of origin.*

(10) *WHATCOM CREEK WATERWAY, BELLINGHAM, WASHINGTON.—The portion of the project for navigation, Whatcom Creek Waterway, Bellingham, Washington, authorized by the River and Harbor Act of June 25, 1910 (36 Stat. 664), and section 101 of the River and Harbor Act of 1958 (72 Stat. 299), consisting of the last 2,900 linear feet of the inner portion of the*

waterway and beginning at station 29+00 to station 0+00.

(11) OCONTO HARBOR, WISCONSIN.—

(A) IN GENERAL.—The portion of the project for navigation, Oconto Harbor, Wisconsin, authorized by the Act of August 2, 1882 (22 Stat. 196), and the Act of June 25, 1910 (36 Stat. 664) (commonly known as the "River and Harbor Act of 1910"), consisting of a 15-foot-deep turning basin in the Oconto River, as described in subparagraph (B).

(B) PROJECT DESCRIPTION.—The project referred to in subparagraph (B) is more particularly described as—

(i) beginning at a point along the western limit of the existing project, N394,086.71, E2,530,202.71;

(ii) thence northeasterly about 619.93 feet to a point N394,459.10, E2,530,698.33;

(iii) thence southeasterly about 186.06 feet to a point N394,299.20, E2,530,793.47;

(iv) thence southwesterly about 355.07 feet to a point N393,967.13, E2,530,667.76;

(v) thence southwesterly about 304.10 feet to a point N393,826.90, E2,530,397.92; and

(vi) thence northwesterly about 324.97 feet to the point of origin.

(b) ANCHORAGE AREA, NEW LONDON HARBOR, CONNECTICUT.—The portion of the project for navigation, New London Harbor, Connecticut, authorized by the River and Harbor Appropriations Act of June 13, 1902 (32 Stat. 333), that consists of a 23-foot waterport channel and that is further described as beginning at a point along the western limit of the existing project, N188, 802.75, E779, 462.81, thence running northeasterly about 1,373.88 feet to a point N189, 554.87, E780, 612.53, thence running southeasterly about 439.54 feet to a point N189, 319.88, E780, 983.98, thence running southwesterly about 831.58 feet to a point N188, 864.63, E780, 288.08, thence running southeasterly about 567.39 feet to a point N188, 301.88, E780, 360.49, thence running northwesterly about 1,027.96 feet to the point of origin, is redesignated as an anchorage area.

(c) SOUTHPORT HARBOR, FAIRFIELD, CONNECTICUT.—The project for navigation, Southport Harbor, Fairfield, Connecticut, authorized by section 2 of the River and Harbor Act of March 2, 1829, and by the first section of the River and Harbor Act of August 30, 1935 (49 Stat. 1029), and section 364 of the Water Resources Development Act of 1996 (110 Stat. 3733–3734), is modified to redesignate a portion of the 9-foot-deep channel to an anchorage area, approximately 900 feet in length and 90,000 square feet in area, and lying generally north of a line with points at coordinates N108,043.45, E452,252.04 and N107,938.74, E452,265.74.

(d) SACO RIVER, MAINE.—The portion of the project for navigation, Saco River, Maine, constructed under section 107 of the River and Harbor Act of 1960 (33 U.S.C. 577) and described as a 6-foot deep, 10-acre maneuvering basin located at the head of navigation, is redesignated as an anchorage area.

(e) UNION RIVER, MAINE.—The project for navigation, Union River, Maine, authorized by the first section of the Act of June 3, 1896 (29 Stat. 215), is modified by redesignating as an anchorage area that portion of the project consisting of a 6-foot turning basin and lying northerly of a line commencing at a point N315,975.13, E1,004,424.86, thence running north 61 degrees 27 minutes 20.71 seconds west about 132.34 feet to a point N316,038.37, E1,004,308.61.

(f) MYSTIC RIVER, MASSACHUSETTS.—The portion of the project for navigation, Mystic River, Massachusetts, authorized by the first section of the River and Harbor Appropriations Act of July 13, 1892 (27 Stat. 96), between a line starting at a point N515,683.77, E707,035.45 and ending at a point N515,721.28, E707,069.85 and a line starting at a point N514,595.15, E707,746.15 and ending at a point N514,732.94, E707,658.38 shall be relocated and reduced from a 100-foot wide channel to a 50-foot wide channel after the date of enactment of this Act described as follows:

Beginning at a point N515,721.28, E707,069.85, thence running southeasterly about 840.50 feet to a point N515,070.16, E707,601.27, thence running southeasterly about 177.54 feet to a point N514,904.84, E707,665.98, thence running southeasterly about 319.90 feet to a point with coordinates N514,595.15, E707,746.15, thence running northwesterly about 163.37 feet to a point N514,732.94, E707,658.38, thence running northwesterly about 161.58 feet to a point N514,889.47, E707,618.30, thence running northwesterly about 166.61 feet to a point N515,044.62, E707,557.58, thence running northwesterly about 825.31 feet to a point N515,683.77, E707,035.45, thence running northeasterly about 50.90 feet returning to a point N515,721.28, E707,069.85.

(g) RIVERCENTER, PHILADELPHIA, PENNSYLVANIA.—Section 38(c) of the Water Resources Development Act of 1988 (33 U.S.C. 59f–1; 102 Stat. 4038) is amended by striking "subsection (a) of this section" and inserting "subsection (a) (except 30 years from such date of enactment, in the case of the area or any part thereof described in subsection (a)(5))".

(h) ADDITIONAL DEAUTHORIZATIONS.—The following projects are not authorized after the date of enactment of this Act, except with respect to any portion of such a project which portion has been completed before such date or is under construction on such date:

(1) The project for flood protection on Atascadero Creek and its tributaries of Goleta, California, authorized by section 201 of the Flood Control Act of 1970 (84 Stat. 1826).

(2) The project for the construction of bridge fenders for the Summit and St. Georges Bridge for the Inland Waterway of the Delaware River to the C & D Canal of the Chesapeake Bay, Delaware and Maryland, authorized by the River and Harbor Act of 1954 (68 Stat. 1249).

(3) The project for flood control, central and southern Florida, Shingle Creek basin, Florida, authorized by section 203 of the Flood Control Act of 1962 (76 Stat. 1182).

(4) The project for flood control, Brevoort, Indiana, authorized by section 5 of the Flood Control Act of June 22, 1936 (49 Stat. 1587).

(5) The project for flood control, Middle Wabash, Greenfield Bayou, Indiana, authorized by section 10 of the Flood Control Act of July 24, 1946 (60 Stat. 649).

(6) The project for flood damage reduction, Lake George, Hobart, Indiana, authorized by section 602(a)(2) of the Water Resources Development Act of 1986 (100 Stat. 4148).

(7) The project for navigation at the Muscatine Harbor on the Mississippi River at Muscatine, Iowa, authorized by section 101 of the River and Harbor Act of 1950 (64 Stat. 166).

(8) The project for flood control and water supply, Eagle Creek Lake, Kentucky, authorized by section 203 of the Flood Control Act of 1962 (76 Stat. 1188).

(9) The project for flood control, Hazard, Kentucky, authorized by section 3(a)(7) of the Water Resources Development Act of 1988 (100 Stat. 4014) and section 108 of the Water Resources Development Act of 1990 (104 Stat. 4621).

(10) The project for flood control, western Kentucky tributaries, Kentucky, authorized by section 204 of the Flood Control Act of 1965 (79 Stat. 1076) and modified by section 210 of the Flood Control Act of 1970 (84 Stat. 1829).

(11) The project for flood damage reduction, Tensas-Cocodrie area, Louisiana, authorized by section 3 of the Flood Control Act of August 18, 1941 (55 Stat. 643).

(12) The uncompleted portions of the project for navigation improvement for Bayou LaFourche and LaFourche Jump, Louisiana, authorized by the Act of August 30, 1935 (49 Stat. 1033), and the River and Harbor Act of 1960 (74 Stat. 481).

(13) The project for flood control, Eastern Rapides and South-Central Avoyelles Parishes, Louisiana, authorized by section 201 of the Flood Control Act of 1970 (84 Stat. 1825).

(14) The project for erosion protection and recreation, Fort Livingston, Grande Terre Is-

land, Louisiana, authorized by the Act of August 13, 1946 (33 U.S.C. 426e et seq).

(15) The project for navigation, Northeast Harbor, Maine, authorized by section 2 of the Act of March 2, 1945 (59 Stat. 12).

(16) The project for navigation, Tenants Harbor, Maine, authorized by the first section of the Act of March 2, 1919 (40 Stat. 1275).

(17) The project for navigation, New York Harbor and adjacent channels, Claremont Terminal, Jersey City, New Jersey, authorized by section 202(b) of the Water Resources Development Act of 1986 (100 Stat. 4098).

(18) The project for navigation, Olcott Harbor, Lake Ontario, New York, authorized by section 601(a) of the Water Resources Development Act of 1986 (100 Stat. 4143).

(19) The project for navigation, Outer Harbor, Buffalo, New York, authorized by section 110 of the Water Resources Development Act of 1992 (106 Stat. 4817).

(20) The project for the Columbia River, Seafarers Memorial, Hammond, Oregon, authorized by title I of the Energy and Water Development Appropriations Act, 1991 (104 Stat. 2078).

(21) The project for navigation, Narragansett Town Beach, Narragansett, Rhode Island, authorized by section 361 of the Water Resources Development Act of 1992 (106 Stat. 4861).

(22) The project for bulkhead repairs, Quonset Point-Davisville, Rhode Island, authorized by section 571 of the Water Resources Development Act of 1996 (110 Stat. 3788).

(23) The structural portion of the project for flood control, Cypress Creek, Texas, authorized by section 3(a)(13) of the Water Resources Development Act of 1988 (102 Stat. 4014).

(24) The project for flood protection, East Fork Channel Improvement, Increment 2, East Fork of the Trinity River, Texas, authorized by section 203 of the Flood Control Act of 1962 (76 Stat. 1185).

(25) The project for flood control, Falfurrias, Texas, authorized by section 3(a)(14) of the Water Resources Development Act of 1988 (102 Stat. 4014).

(26) The project for flood control, Pecan Bayou Lake, Texas, authorized by section 203 of the Flood Control Act of 1968 (82 Stat. 742).

(27) The project for navigation improvements affecting Lake of the Pines, Texas, for the portion of the Red River below Fulton, Arkansas, authorized by the Act of July 13, 1892 (27 Stat. 103) and modified by the Act of July 24, 1946 (60 Stat. 635), the Act of May 17, 1950 (64 Stat. 163), and the River and Harbor Act of 1968 (82 Stat. 731).

(28) The project for navigation, Tennessee Colony Lake, Trinity River, Texas, authorized by section 204 of the River and Harbor Act of 1965 (79 Stat. 1091).

(29) The project for streambank erosion, Kanawha River, Charleston, West Virginia, authorized by section 603(f)(13) of the Water Resources Development Act of 1986 (100 Stat. 4153).

#### SEC. 3182. LAND CONVEYANCES.

(a) ST. FRANCIS BASIN, ARKANSAS AND MISSOURI.—

(1) IN GENERAL.—The Secretary shall convey to the State of Arkansas, without monetary consideration and subject to paragraph (2), all right, title, and interest in and to real property within the State acquired by the Federal Government as mitigation land for the project for flood control, St. Francis Basin, Arkansas and Missouri Project, authorized by the Flood Control Act of May 15, 1928 (33 U.S.C. 702a et seq.).

(2) TERMS AND CONDITIONS.—

(A) IN GENERAL.—The conveyance by the United States under this subsection shall be subject to—

(i) the condition that the State of Arkansas agree to operate, maintain, and manage the real property for fish and wildlife, recreation, and environmental purposes at no cost or expense to the United States; and

(ii) such other terms and conditions as the Secretary determines to be in the interest of the United States.

(B) REVERSION.—If the Secretary determines that the real property conveyed under paragraph (1) ceases to be held in public ownership or the State ceases to operate, maintain, and manage the real property in accordance with this subsection, all right, title, and interest in and to the property shall revert to the United States, at the option of the Secretary.

(3) MITIGATION.—Nothing in this subsection extinguishes the responsibility of the Federal Government or the non-Federal interest for the project referred to in paragraph (1) from the obligation to implement mitigation for such project that existed on the day prior to the transfer authorized by this subsection.

(b) OAKLAND INNER HARBOR TIDAL CANAL, CALIFORNIA.—

(1) IN GENERAL.—The Secretary may convey, by separate quitclaim deeds, as soon as the conveyance of each individual portion is practicable, the title of the United States in and to all or portions of the approximately 86 acres of upland, tideland, and submerged land, commonly referred to as the “Oakland Inner Harbor Tidal Canal”, California (referred to in this section as the “Canal Property”), as follows:

(A) To the city of Oakland, without consideration, the title of the United States in and to all or portions of that part of the Canal Property that are located within the boundaries of the City of Oakland.

(B) To the city of Alameda, or to a public entity created by or designated by the city of Alameda that is eligible to hold title to real property, without consideration, the title of the United States in and to all or portions of that part of the Canal Property that are located within the boundaries of the city of Alameda.

(C) To the owners of lands adjacent to the Canal Property, or to a public entity created by or designated by one or more of the adjacent land owners that are eligible to hold title to real property, at fair market value, the title of the United States in and to all or portions of that part of the Canal Property that are located within the boundaries of the city in which the adjacent land is located.

(2) REQUIREMENT.—The Secretary may reserve and retain from any conveyance under this subsection a right-of-way or other rights as the Secretary determines to be necessary for the operation and maintenance of the authorized Federal channel in the Canal Property.

(3) ANNUAL REPORTS.—Until the date on which each conveyance described in paragraph (1) is complete, the Secretary shall submit, by not later than November 30 of each year, to the Committee on Environment and Public Works of the Senate and Committee on Transportation and Infrastructure of the House of Representatives an annual report that describes the efforts of the Secretary to complete that conveyance during the preceding fiscal year.

(4) FORM.—A conveyance made under this subsection may be, in whole or in part, in the form of an easement.

(5) RIGHT OF FIRST REFUSAL.—For any property on which an easement is granted under this subsection, should the Secretary seek to dispose of the property, the holder of the easement shall have the right of first refusal to the property without cost or consideration.

(6) REPEAL.—Section 205 of the Water Resources Development Act of 1990 (104 Stat. 4633; 110 Stat. 3748) is repealed.

(c) MILFORD, KANSAS.—

(1) IN GENERAL.—The Secretary shall convey by quitclaim deed without consideration to the Geary County Fire Department, Milford, Kansas, all right, title, and interest of the United States in and to real property consisting of approximately 7.4 acres located in Geary County, Kansas, for construction, operation, and maintenance of a fire station.

(2) REVERSION.—If the Secretary determines that the real property conveyed under paragraph (1) ceases to be held in public ownership or ceases to be operated and maintained as a fire station, all right, title, and interest in and

to the property shall revert to the United States, at the option of the United States.

(d) STRAWN CEMETERY, JOHN REDMOND LAKE, KANSAS.—

(1) IN GENERAL.—As soon as practicable after the date of enactment of this Act, the Secretary, acting through the Tulsa District of the Corps of Engineers, shall transfer to Pleasant Township, Coffey County, Kansas, for use as the New Strawn Cemetery, all right, title, and interest of the United States in and to the land described in paragraph (3).

(2) REVERSION.—If the land transferred under this subsection ceases at any time to be used as a nonprofit cemetery or for another public purpose, the land shall revert to the United States.

(3) DESCRIPTION.—The land to be conveyed under this subsection is a tract of land near John Redmond Lake, Kansas, containing approximately 3 acres and lying adjacent to the west line of the Strawn Cemetery located in the SE corner of the NE¼ of section 32, township 20 south, range 14 east, Coffey County, Kansas.

(e) PIKE COUNTY, MISSOURI.—

(1) DEFINITIONS.—In this subsection, the following definitions apply:

(A) FEDERAL LAND.—The term “Federal land” means the 2 parcels of Corps of Engineers land totaling approximately 42 acres, located on Bufalo Island in Pike County, Missouri, and consisting of Government Tract Numbers MIS-7 and a portion of FM-46.

(B) NON-FEDERAL LAND.—The term “non-Federal land” means the approximately 42 acres of land, subject to any existing flowage easements situated in Pike County, Missouri, upstream and northwest, about 200 feet from Drake Island (also known as Grimes Island).

(2) LAND EXCHANGE.—Subject to paragraph (3), on conveyance by S.S.S., Inc., to the United States of all right, title, and interest in and to the non-Federal land, the Secretary shall convey to S.S.S., Inc., all right, title, and interest of the United States in and to the Federal land.

(3) CONDITIONS.—

(A) DEEDS.—

(i) NON-FEDERAL LAND.—The conveyance of the non-Federal land to the Secretary shall be by a warranty deed acceptable to the Secretary.

(ii) FEDERAL LAND.—The conveyance of the Federal land to S.S.S., Inc., shall be—

(I) by quitclaim deed; and

(II) subject to any reservations, terms, and conditions that the Secretary determines to be necessary to allow the United States to operate and maintain the Mississippi River 9-Foot Navigation Project.

(iii) LEGAL DESCRIPTIONS.—The Secretary shall provide a legal description of the Federal land, and S.S.S., Inc., shall provide a legal description of the non-Federal land, for inclusion in the deeds referred to in clauses (i) and (ii).

(B) REMOVAL OF IMPROVEMENTS.—

(i) IN GENERAL.—The Secretary may require the removal of, or S.S.S., Inc., may voluntarily remove, any improvements to the non-Federal land before the completion of the exchange or as a condition of the exchange.

(ii) NO LIABILITY.—If S.S.S., Inc., removes any improvements to the non-Federal land under clause (i)—

(I) S.S.S., Inc., shall have no claim against the United States relating to the removal; and

(II) the United States shall not incur or be liable for any cost associated with the removal or relocation of the improvements.

(C) ADMINISTRATIVE COSTS.—The Secretary shall require S.S.S., Inc. to pay reasonable administrative costs associated with the exchange.

(D) CASH EQUALIZATION PAYMENT.—If the appraised fair market value, as determined by the Secretary, of the Federal land exceeds the appraised fair market value, as determined by the Secretary, of the non-Federal land, S.S.S., Inc., shall make a cash equalization payment to the United States.

(E) DEADLINE.—The land exchange under subparagraph (B) shall be completed not later than 2 years after the date of enactment of this Act.

(f) UNION LAKE, MISSOURI.—

(1) IN GENERAL.—The Secretary shall offer to convey to the State of Missouri, before June 30, 2007, all right, title, and interest in and to approximately 205.50 acres of land described in paragraph (2) purchased for the Union Lake Project that was deauthorized as of January 1, 1990 (55 Fed. Reg. 40906), in accordance with section 1001(a) of the Water Resources Development Act of 1986 (33 U.S.C. 579a(a)).

(2) LAND DESCRIPTION.—The land referred to in paragraph (1) is described as follows:

(A) TRACT 500.—A tract of land situated in Franklin County, Missouri, being part of the SW¼ of section 7, and the NW¼ of the SW¼ of section 8, township 42 north, range 2 west of the fifth principal meridian, consisting of approximately 112.50 acres.

(B) TRACT 605.—A tract of land situated in Franklin County, Missouri, being part of the N½ of the NE, and part of the SE of the NE of section 18, township 42 north, range 2 west of the fifth principal meridian, consisting of approximately 93.00 acres.

(3) CONVEYANCE.—On acceptance by the State of Missouri of the offer by the Secretary under paragraph (1), the land described in paragraph (2) shall immediately be conveyed, in its current condition, by Secretary to the State of Missouri.

(g) BOARDMAN, OREGON.—Section 501(g)(1) of the Water Resources Development Act of 1996 (110 Stat. 3751) is amended—

(1) by striking “city of Boardman,” and inserting “the Boardman Park and Recreation District, Boardman,”; and

(2) by striking “such city” and inserting “the city of Boardman”.

(h) LOOKOUT POINT PROJECT, LOWELL, OREGON.—

(1) IN GENERAL.—The Secretary may convey without consideration to Lowell School District, by quitclaim deed, all right, title, and interest of the United States in and to land and buildings thereon, known as Tract A-82, located in Lowell, Oregon, and described in paragraph (2).

(2) DESCRIPTION OF PROPERTY.—The parcel of land authorized to be conveyed under paragraph (1) is as follows: Commencing at the point of intersection of the west line of Pioneer Street with the westerly extension of the north line of Summit Street, in Meadows Addition to Lowell, as platted and recorded at page 56 of Volume 4, Lane County Oregon Plat Records; thence north on the west line of Pioneer Street a distance of 176.0 feet to the true point of beginning of this description; thence north on the west line of Pioneer Street a distance of 170.0 feet; thence west at right angles to the west line of Pioneer Street a distance of 250.0 feet; thence south and parallel to the west line of Pioneer Street a distance of 170.0 feet; thence east 250.0 feet to the true point of beginning of this description in Section 14, Township 19 South, Range 1 West of the Willamette Meridian, Lane County, Oregon.

(3) TERMS AND CONDITIONS.—Before conveying the parcel to the school district, the Secretary shall ensure that the conditions of buildings and facilities meet the requirements of applicable Federal law.

(4) REVERSION.—If the Secretary determines that the property conveyed under paragraph (1) ceases to be held in public ownership, all right, title, and interest in and to the property shall revert to the United States, at the option of the United States.

(i) RICHARD B. RUSSELL LAKE, SOUTH CAROLINA.—

(1) IN GENERAL.—The Secretary shall convey, at fair market value, to the State of South Carolina, by quitclaim deed, all right, title, and interest of the United States in and to the parcels of land described in paragraph (2)(A) that are managed, as of the date of enactment of this Act, by the South Carolina department of commerce for public recreation purposes for the Richard B. Russell Dam and Lake, South Carolina, project authorized by section 203 of the Flood Control Act of 1966 (80 Stat. 1420).

(2) LAND DESCRIPTION.—

(A) *IN GENERAL.*—Subject to subparagraphs (B) and (C), the parcels of land referred to in paragraph (1) are the parcels contained in the portion of land described in Army Lease Number DACW21-1-92-0500.

(B) *RETENTION OF INTERESTS.*—The United States shall retain—

(i) ownership of all land included in the lease referred to in subparagraph (A) that would have been acquired for operational purposes in accordance with the 1971 implementation of the 1962 Army/Interior Joint Acquisition Policy; and

(ii) such other land as is determined by the Secretary to be required for authorized project purposes, including easement rights-of-way to remaining Federal land.

(C) *SURVEY.*—The cost of the survey shall be paid by the State.

(3) *COSTS OF CONVEYANCE.*—

(A) *IN GENERAL.*—The State shall be responsible for all costs, including real estate transaction and environmental costs, associated with the conveyance under this subsection.

(B) *FORM OF CONTRIBUTION.*—As determined appropriate by the Secretary, in lieu of payment of compensation to the United States under subparagraph (A), the State may perform certain environmental or real estate actions associated with the conveyance under this subsection if those actions are performed in close coordination with, to the satisfaction of, and in compliance with the laws of the United States.

(4) *ADDITIONAL TERMS AND CONDITIONS.*—

(A) *NO EFFECT ON SHORE MANAGEMENT POLICY.*—The Shoreline Management Policy (ER-1130-2-406) of the Corps of Engineers may not be changed or altered for any proposed development of land conveyed under this subsection.

(B) *COST SHARING.*—In carrying out the conveyance under this subsection, the Secretary and the State shall comply with all obligations of any cost sharing agreement between the Secretary and the State in effect as of the date of the conveyance.

(C) *LAND NOT CONVEYED.*—The State shall continue to manage the land that is subject to Army Lease Number DACW21-1-92-0500 and that is not conveyed under this subsection in accordance with the terms and conditions of Army Lease Number DACW21-1-92-0500.

(j) *DENISON, TEXAS.*—

(1) *IN GENERAL.*—Not later than 90 days after the date of enactment of this Act, the Secretary shall offer to convey at fair market value to the city of Denison, Texas, all right, title, and interest of the United States in and to the approximately 900 acres of land located in Grayson County, Texas, which is currently subject to an application for lease for public park and recreational purposes made by the city of Denison, dated August 17, 2005.

(2) *SURVEY TO OBTAIN LEGAL DESCRIPTION.*—The exact acreage and description of the real property referred to in paragraph (1) shall be determined by a survey paid for by the city of Denison, Texas, that is satisfactory to the Secretary.

(3) *CONVEYANCE.*—Not later than 90 days after the date of acceptance by the city of Denison, Texas, of an offer under paragraph (1), the Secretary shall convey the land surveyed under paragraph (2) by quitclaim deed to the city of Denison, Texas.

(k) *GENERALLY APPLICABLE PROVISIONS.*—

(1) *SURVEY TO OBTAIN LEGAL DESCRIPTION.*—The exact acreage and the legal description of any real property to be conveyed under this section shall be determined by a survey that is satisfactory to the Secretary.

(2) *APPLICABILITY OF PROPERTY SCREENING PROVISIONS.*—Section 2696 of title 10, United States Code, shall not apply to any conveyance under this section.

(3) *ADDITIONAL TERMS AND CONDITIONS.*—The Secretary may require that any conveyance under this section be subject to such additional terms and conditions as the Secretary considers appropriate and necessary to protect the interests of the United States.

(4) *COSTS OF CONVEYANCE.*—An entity to which a conveyance is made under this section shall be responsible for all reasonable and necessary costs, including real estate transaction and environmental documentation costs, associated with the conveyance.

(5) *LIABILITY.*—An entity to which a conveyance is made under this section shall hold the United States harmless from any liability with respect to activities carried out, on or after the date of the conveyance, on the real property conveyed. The United States shall remain responsible for any liability with respect to activities carried out, before such date, on the real property conveyed.

#### **SEC. 3183. EXTINGUISHMENT OF REVERSIONARY INTERESTS AND USE RESTRICTIONS.**

(a) *IDAHO.*—

(1) *IN GENERAL.*—With respect to the property covered by each deed in paragraph (2)—

(A) the reversionary interests and use restrictions relating to port and industrial use purposes are extinguished;

(B) the restriction that no activity shall be permitted that will compete with services and facilities offered by public marinas is extinguished; and

(C) the human habitation or other building structure use restriction is extinguished if the elevation of the property is above the standard project flood elevation.

(2) *AFFECTED DEEDS.*—The deeds with the following county auditor's file numbers are referred to in paragraph (1):

(A) Auditor's Instrument No. 399218 of Nez Perce County, Idaho—2.07 acres.

(B) Auditor's Instrument No. 487437 of Nez Perce County, Idaho—7.32 acres.

(b) *LAKE TEXOMA, OKLAHOMA.*—

(1) *RELEASE.*—Any reversionary interest relating to public parks and recreation on the land conveyed by the Secretary to the State of Oklahoma at Lake Texoma pursuant to the Act entitled "An Act to authorize the sale of certain lands to the State of Oklahoma" (67 Stat. 63), shall terminate on the date of enactment of this Act.

(2) *INSTRUMENT OF RELEASE.*—As soon as practicable after the date of enactment of this Act, the Secretary shall execute and file in the appropriate office a deed of release, an amended deed, or any other appropriate instrument to release each reversionary interest to which paragraph (1) applies.

(3) *PRESERVATION OF RESERVED RIGHTS.*—A release of a reversionary interest under this subsection shall not affect any other right of the United States in any deed of conveyance pursuant to the Act referred to in paragraph (1).

(c) *LOWELL, OREGON.*—

(1) *RELEASE AND EXTINGUISHMENT OF DEED RESERVATIONS.*—

(A) *RELEASE AND EXTINGUISHMENT OF DEED RESERVATIONS.*—The Secretary may release and extinguish the deed reservations for access and communication cables contained in the quitclaim deed, dated January 26, 1965, and recorded February 15, 1965, in the records of Lane County, Oregon; except that such reservations may only be released and extinguished for the lands owned by the city of Lowell as described in the quitclaim deed, dated April 11, 1991, in such records.

(B) *ADDITIONAL RELEASE AND EXTINGUISHMENT OF DEED RESERVATIONS.*—The Secretary may also release and extinguish the same deed reservations referred to in subparagraph (A) over land owned by Lane County, Oregon, within the city limits of Lowell, Oregon, to accommodate the development proposals of the city of Lowell/St. Vincent de Paul, Lane County, affordable housing project; except that the Secretary may require, at no cost to the United States—

(i) the alteration or relocation of any existing facilities, utilities, roads, or similar improvements on such lands; and

(ii) the right-of-way for such facilities, utilities, roads, or improvements as a precondition of

any release or extinguishment of the deed reservations.

(2) *CONVEYANCE.*—The Secretary may convey to the city of Lowell, Oregon, the parcel of land situated in the city of Lowell, Oregon, at fair market value consisting of the strip of federally owned lands located northeast of West Boundary Road between Hyland Lane and the city of Lowell's eastward city limits.

(3) *ADMINISTRATIVE COST.*—Notwithstanding paragraphs (1) and (2), the city of Lowell, Oregon, shall pay the administrative costs incurred by the United States to execute the release and extinguishment of the deed reservations under paragraph (1) and the conveyance under paragraph (2).

(d) *OLD HICKORY LOCK AND DAM, CUMBERLAND RIVER, TENNESSEE.*—

(1) *RELEASE OF RETAINED RIGHTS, INTERESTS, RESERVATIONS.*—With respect to land conveyed by the Secretary to the Tennessee Society of Crippled Children and Adults, Incorporated (commonly known as "Easter Seals Tennessee") at Old Hickory Lock and Dam, Cumberland River, Tennessee, under section 211 of the Flood Control Act of 1965 (79 Stat. 1087), the reversionary interests and the use restrictions relating to recreation and camping purposes are extinguished.

(2) *INSTRUMENT OF RELEASE.*—As soon as practicable after the date of enactment of this Act, the Secretary shall execute and file in the appropriate office a deed of release, amended deed, or other appropriate instrument effectuating the release of interests required by paragraph (1).

(e) *LOWER GRANITE POOL, WASHINGTON.*—

(1) *EXTINGUISHMENT OF REVERSIONARY INTERESTS AND USE RESTRICTIONS.*—With respect to property covered by each deed described in paragraph (2)—

(A) the reversionary interests and use restrictions relating to port or industrial purposes are extinguished; and

(B) the human habitation or other building structure use restriction is extinguished in each area in which the elevation is above the standard project flood elevation.

(2) *DEEDS.*—The deeds referred to in paragraph (1) are as follows:

(A) Auditor's File Numbers 432576, 443411, 499988, and 579771 of Whitman County, Washington.

(B) Auditor's File Numbers 125806, 138801, 147888, 154511, 156928, and 176360 of Asotin County, Washington.

(f) *PORT OF PASCO, WASHINGTON.*—

(1) *EXTINGUISHMENT OF USE RESTRICTIONS AND FLOWAGE EASEMENT.*—With respect to the property covered by the deed in paragraph (3)(A)—

(A) the flowage easement and human habitation or other building structure use restriction is extinguished if the elevation of the property is above the standard project flood elevation; and

(B) the use of fill material to raise areas of the property above the standard project flood elevation is authorized, except in any area for which a permit under section 404 of the Federal Water Pollution Control Act (33 U.S.C. 1344) is required.

(2) *EXTINGUISHMENT OF FLOWAGE EASEMENT.*—With respect to the property covered by each deed in paragraph (3)(B), the flowage easement is extinguished if the elevation of the property is above the standard project flood elevation.

(3) *AFFECTED DEEDS.*—The deeds referred to in paragraphs (1) and (2) are as follows:

(A) Auditor's File Number 262980 of Franklin County, Washington.

(B) Auditor's File Numbers 263334 and 404398 of Franklin County, Washington.

(g) *NO EFFECT ON OTHER RIGHTS.*—Nothing in this section affects the remaining rights and interests of the Corps of Engineers for authorized project purposes.

**TITLE IV—STUDIES****SEC. 4001. JOHN GLENN GREAT LAKES BASIN PROGRAM.**

Section 455 of the Water Resources Development Act of 1999 (42 U.S.C. 1962d–21) is amended by adding at the end the following:

“(g) **IN-KIND CONTRIBUTIONS FOR STUDY.**—The non-Federal interest may provide up to 100 percent of the non-Federal share required under subsection (f) in the form of in-kind services and materials.”.

**SEC. 4002. LAKE ERIE DREDGED MATERIAL DISPOSAL SITES.**

The Secretary shall conduct a study to determine the nature and frequency of avian botulism problems in the vicinity of Lake Erie associated with dredged material disposal sites and shall make recommendations to eliminate the conditions that result in such problems.

**SEC. 4003. SOUTHWESTERN UNITED STATES DROUGHT STUDY.**

(a) **IN GENERAL.**—The Secretary, in coordination with the Secretary of the Interior, the Secretary of Agriculture, the Secretary of Commerce, and other appropriate agencies, shall conduct, at Federal expense, a comprehensive study of drought conditions in the southwestern United States, with particular emphasis on the Colorado River basin, the Rio Grande River basin, and the Great Basin.

(b) **INVENTORY OF ACTIONS.**—In conducting the study, the Secretary shall assemble an inventory of actions taken or planned to be taken to address drought-related situations in the southwestern United States.

(c) **PURPOSE.**—The purpose of the study shall be to develop recommendations to more effectively address current and future drought conditions in the southwestern United States.

(d) **AUTHORIZATION OF APPROPRIATIONS.**—There are authorized to be appropriated to the Secretary to carry out this section \$7,000,000. Such funds shall remain available until expended.

**SEC. 4004. DELAWARE RIVER.**

The Secretary shall review, in consultation with the Delaware River Basin Commission and the States of Delaware, Pennsylvania, New Jersey, and New York, the report of the Chief of Engineers on the Delaware River, published as House Document Numbered 522, 87th Congress, Second Session, as it relates to the Mid-Delaware River Basin from Wilmington to Port Jervis, and any other pertinent reports (including the strategy for resolution of interstate flow management issues in the Delaware River Basin dated August 2004 and the National Park Service Lower Delaware River Management Plan (1997–1999)), with a view to determining whether any modifications of recommendations contained in the first report referred to are advisable at the present time, in the interest of flood damage reduction, ecosystem restoration, and other related problems.

**SEC. 4005. EURASIAN MILFOIL.**

Under the authority of section 104 of the River and Harbor Act of 1958 (33 U.S.C. 610), the Secretary shall conduct a study, at Federal expense, to develop national protocols for the use of the *Euhrychiopsis lecontei* weevil for biological control of Eurasian milfoil in the lakes of Vermont and other northeastern States.

**SEC. 4006. FIRE ISLAND, ALASKA.**

The Secretary shall conduct a study to determine the feasibility of carrying out a project for navigational improvements, including a barge landing facility, Fire Island, Alaska.

**SEC. 4007. KNIK ARM, COOK INLET, ALASKA.**

The Secretary shall conduct a study to determine the potential impacts on navigation of construction of a bridge across Knik Arm, Cook Inlet, Alaska.

**SEC. 4008. KUSKOKWIM RIVER, ALASKA.**

The Secretary shall conduct a study to determine the feasibility of carrying out a project for navigation, Kuskokwim River, Alaska, in the vicinity of the village of Crooked Creek.

**SEC. 4009. NOME HARBOR, ALASKA.**

The Secretary shall review the project for navigation, Nome Harbor improvements, Alaska, authorized by section 101(a)(1) of the Water Resources Development Act of 1999 (113 Stat. 273), to determine whether the project cost increases, including the cost of rebuilding the entrance channel damaged in a September 2005 storm, resulted from a design deficiency.

**SEC. 4010. ST. GEORGE HARBOR, ALASKA.**

The Secretary shall conduct a study to determine the feasibility of providing navigation improvements at St. George Harbor, Alaska.

**SEC. 4011. SUSITNA RIVER, ALASKA.**

The Secretary shall conduct a study to determine the feasibility of carrying out a project for hydropower, recreation, and related purposes on the Susitna River, Alaska.

**SEC. 4012. VALDEZ, ALASKA.**

The Secretary shall conduct a study to determine the feasibility of carrying out a project for navigation, Valdez, Alaska, and if the Secretary determines that the project is feasible, shall carry out the project at a total cost of \$20,000,000.

**SEC. 4013. GILA BEND, MARICOPA, ARIZONA.**

(a) **IN GENERAL.**—The Secretary shall conduct a study to determine the feasibility of carrying out a project for flood damage reduction, Gila Bend, Maricopa, Arizona.

(b) **REVIEW OF PLANS.**—In conducting the study, the Secretary shall review plans and designs developed by non-Federal interests and shall incorporate such plans and designs into the Federal study if the Secretary determines that such plans and designs are consistent with Federal standards.

**SEC. 4014. SEARCY COUNTY, ARKANSAS.**

The Secretary shall conduct a study to determine the feasibility of using Greers Ferry Lake as a water supply source for Searcy County, Arkansas.

**SEC. 4015. ALISO CREEK, CALIFORNIA.**

The Secretary shall conduct a study to determine the feasibility of carrying out a project for streambank protection and environmental restoration along Aliso Creek, California.

**SEC. 4016. FRESNO, KINGS, AND KERN COUNTIES, CALIFORNIA.**

The Secretary shall conduct a study to determine the feasibility of carrying out a project for water supply for Fresno, Kings, and Kern Counties, California.

**SEC. 4017. FRUITVALE AVENUE RAILROAD BRIDGE, ALAMEDA, CALIFORNIA.**

(a) **IN GENERAL.**—The Secretary shall prepare a comprehensive report that examines the condition of the existing Fruitvale Avenue Railroad Bridge, Alameda County, California (referred to in this section as the “Railroad Bridge”), and determines the most economic means to maintain that rail link by either repairing or replacing the Railroad Bridge.

(b) **REQUIREMENTS.**—The report under this section shall include—

(1) a determination of whether the Railroad Bridge is in immediate danger of failing or collapsing;

(2) the annual costs to maintain the Railroad Bridge;

(3) the costs to place the Railroad Bridge in a safe, “no-collapse” condition, such that the Railroad Bridge will not endanger maritime traffic;

(4) the costs to retrofit the Railroad Bridge such that the Railroad Bridge may continue to serve as a rail link between the Island of Alameda and the mainland; and

(5) the costs to construct a replacement for the Railroad Bridge capable of serving the current and future rail, light rail, and homeland security needs of the region.

(c) **SUBMISSION OF REPORT.**—The Secretary shall—

(1) complete the Railroad Bridge report under subsection (a) not later than 180 days after the date of enactment of this Act; and

(2) submit the report to the Committee on Environment and Public Works of the Senate and Committee on Transportation and Infrastructure of the House of Representatives.

(d) **LIMITATIONS.**—The Secretary shall not—

(1) demolish the Railroad Bridge or otherwise render the Railroad Bridge unavailable or unusable for rail traffic; or

(2) reduce maintenance of the Railroad Bridge.

(e) **EASEMENT.**—

(1) **IN GENERAL.**—The Secretary shall provide to the city of Alameda, California, a nonexclusive access easement over the Oakland Estuary that comprises the subsurface land and surface approaches for the Railroad Bridge that—

(A) is consistent with the Bay Trail Proposal of the city of Oakland; and

(B) is otherwise suitable for the improvement, operation, and maintenance of the Railroad Bridge or construction, operation, and maintenance of a suitable replacement bridge.

(2) **COST.**—The easement under paragraph (1) shall be provided to the city of Alameda without consideration and at no cost to the United States.

**SEC. 4018. LOS ANGELES RIVER REVITALIZATION STUDY, CALIFORNIA.**

(a) **IN GENERAL.**—The Secretary, in coordination with the city of Los Angeles, shall—

(1) prepare a feasibility study for environmental ecosystem restoration, flood control, recreation, and other aspects of Los Angeles River revitalization that is consistent with the goals of the Los Angeles River Revitalization Master Plan published by the city of Los Angeles; and

(2) consider any locally-preferred project alternatives developed through a full and open evaluation process for inclusion in the study.

(b) **USE OF EXISTING INFORMATION AND MEASURES.**—In preparing the study under subsection (a), the Secretary shall use, to the maximum extent practicable—

(1) information obtained from the Los Angeles River Revitalization Master Plan; and

(2) the development process of that plan.

(c) **DEMONSTRATION PROJECTS.**—

(1) **IN GENERAL.**—The Secretary is authorized to construct demonstration projects in order to provide information to develop the study under subsection (a)(1).

(2) **FEDERAL SHARE.**—The Federal share of the cost of any project under this subsection shall be not more than 65 percent.

(3) **AUTHORIZATION OF APPROPRIATIONS.**—There is authorized to be appropriated to carry out this subsection \$25,000,000.

**SEC. 4019. LYTLE CREEK, RIALTO, CALIFORNIA.**

The Secretary shall conduct a study to determine the feasibility of carrying out a project for flood damage reduction and groundwater recharge, Lytle Creek, Rialto, California.

**SEC. 4020. MOKELUMNE RIVER, SAN JOAQUIN COUNTY, CALIFORNIA.**

(a) **IN GENERAL.**—The Secretary shall conduct a study to determine the feasibility of carrying out a project for water supply along the Mokelumne River, San Joaquin County, California.

(b) **LIMITATION ON STATUTORY CONSTRUCTION.**—Nothing in this section shall be construed to invalidate, preempt, or create any exception to State water law, State water rights, or Federal or State permitted activities or agreements.

**SEC. 4021. ORICK, CALIFORNIA.**

(a) **IN GENERAL.**—The Secretary shall conduct a study to determine the feasibility of carrying out a project for flood damage reduction and ecosystem restoration, Orick, California.

(b) **FEASIBILITY OF RESTORING OR REHABILITATING REDWOOD CREEK LEVEES.**—In conducting the study, the Secretary shall determine the feasibility of restoring or rehabilitating the Redwood Creek Levees, Humboldt County, California.



**SEC. 4022. SHORELINE STUDY, OCEANSIDE, CALIFORNIA.**

Section 414 of the Water Resources Development Act of 2000 (114 Stat. 2636) is amended by striking "32 months" and inserting "44 months".

**SEC. 4023. RIALTO, FONTANA, AND COLTON, CALIFORNIA.**

The Secretary shall conduct a study to determine the feasibility of carrying out a project for water supply for Rialto, Fontana, and Colton, California.

**SEC. 4024. SACRAMENTO RIVER, CALIFORNIA.**

The Secretary shall conduct a comprehensive study to determine the feasibility of, and alternatives for, measures to protect water diversion facilities and fish protective screen facilities in the vicinity of river mile 178 on the Sacramento River, California.

**SEC. 4025. SAN DIEGO COUNTY, CALIFORNIA.**

The Secretary shall conduct a study to determine the feasibility of carrying out a project for water supply, San Diego County, California, including a review of the feasibility of connecting 4 existing reservoirs to increase usable storage capacity.

**SEC. 4026. SAN FRANCISCO BAY, SACRAMENTO-SAN JOAQUIN DELTA, CALIFORNIA.**

(a) IN GENERAL.—The Secretary shall conduct a study to determine the feasibility of the beneficial use of dredged material from the San Francisco Bay in the Sacramento-San Joaquin Delta, California, including the benefits and impacts of salinity in the Delta and the benefits to navigation, flood damage reduction, ecosystem restoration, water quality, salinity control, water supply reliability, and recreation.

(b) COOPERATION.—In conducting the study, the Secretary shall cooperate with the California department of water resources and appropriate Federal and State entities in developing options for the beneficial use of dredged material from San Francisco Bay for the Sacramento-San Joaquin Delta area.

(c) REVIEW.—The study shall include a review of the feasibility of using Sherman Island as a rehandling site for levee maintenance material, as well as for ecosystem restoration. The review may include carrying out and monitoring a pilot project using up to 150,000 cubic yards of dredged material and being carried out at the Sherman Island site, examining larger scale use of dredged materials from the San Francisco Bay and Suisun Bay Channel, and analyzing the feasibility of the potential use of saline materials from the San Francisco Bay for both rehandling and ecosystem restoration purposes.

**SEC. 4027. SOUTH SAN FRANCISCO BAY SHORELINE, CALIFORNIA.**

(a) IN GENERAL.—The Secretary, in cooperation with non-Federal interests, shall conduct a study of the feasibility of carrying out a project for—

- (1) flood damage reduction along the South San Francisco Bay shoreline, California;
- (2) restoration of the South San Francisco Bay salt ponds (including on land owned by other Federal agencies); and
- (3) other related purposes, as the Secretary determines to be appropriate.

**(b) REPORT.—**

(1) IN GENERAL.—Not later than 3 years after the date of enactment of this Act, the Secretary shall submit to Congress a report describing the results of the study under subsection (a).

(2) INCLUSIONS.—The report under paragraph (1) shall include recommendations of the Secretary with respect to the project described in subsection (a) based on planning, design, and land acquisition documents prepared by—

- (A) the California State Coastal Conservancy;
- (B) the Santa Clara Valley Water District; and

(C) other local interests.

**(c) CREDIT.—**

(1) IN GENERAL.—In accordance with section 221 of the Flood Control Act of 1970 (42 U.S.C. 1962d-5b), and subject to paragraph (2), the Sec-

retary shall credit toward the non-Federal share of the cost of any project authorized by law as a result of the South San Francisco Bay shoreline study—

(A) the cost of work performed by the non-Federal interest in preparation of the feasibility study that is conducted before the date of the feasibility cost sharing agreement; and

(B) the funds expended by the non-Federal interest for acquisition costs of land that constitutes a part of such a project and that is owned by the United States Fish and Wildlife Service.

(2) CONDITIONS.—The Secretary may provide credit under paragraph (1) if—

(A) the value of all or any portion of land referred to in paragraph (1)(B) that would be subject to the credit has not previously been credited to the non-Federal interest for a project; and

(B) the land was not acquired to meet any mitigation requirement of the non-Federal interest.

**SEC. 4028. TWENTYNINE PALMS, CALIFORNIA.**

The Secretary shall conduct a study to determine the feasibility of carrying out projects for flood damage reduction in the vicinity of Twentynine Palms, California.

**SEC. 4029. YUCCA VALLEY, CALIFORNIA.**

The Secretary shall conduct a study to determine the feasibility of carrying out a project for flood damage reduction, Burnt Mountain basin, in the vicinity of Yucca Valley, California.

**SEC. 4030. SELENIUM STUDIES, COLORADO.**

(a) IN GENERAL.—The Director of the United States Geological Survey, in consultation with State water quality and resource and conservation agencies, shall conduct regional and watershed-wide studies to address selenium concentrations in the State of Colorado, including studies—

- (1) to measure selenium on specific sites; and
- (2) to determine whether specific selenium measures studied should be recommended for use in demonstration projects.

(b) AUTHORIZATION OF APPROPRIATIONS.—There is authorized to be appropriated to carry out this section \$5,000,000.

**SEC. 4031. DELAWARE AND CHRISTINA RIVERS AND SHELLPOT CREEK, WILMINGTON, DELAWARE.**

The Secretary shall conduct a study to determine the feasibility of carrying out a project for flood damage reduction and related purposes along the Delaware and Christina Rivers and Shellpot Creek, Wilmington, Delaware.

**SEC. 4032. DELAWARE INLAND BAYS AND TRIBUTARIES AND ATLANTIC COAST, DELAWARE.**

(a) IN GENERAL.—The Secretary shall conduct a study to determine the feasibility of modifying the project for navigation, Indian River Inlet and Bay, Delaware.

(b) FACTORS FOR CONSIDERATION AND PRIORITY.—In carrying out the study under subsection (a), the Secretary shall—

- (1) take into consideration all necessary activities to stabilize the scour holes threatening the Inlet and Bay shorelines; and
- (2) give priority to stabilizing and restoring the Inlet channel and scour holes adjacent to the United States Coast Guard pier and helipad and the adjacent State-owned properties.

**SEC. 4033. COLLIER COUNTY BEACHES, FLORIDA.**

The Secretary shall conduct a study to determine the feasibility of carrying out a project for hurricane and storm damage reduction and flood damage reduction in the vicinity of Vanderbilt, Park Shore, and Naples beaches, Collier County, Florida.

**SEC. 4034. LOWER ST. JOHNS RIVER, FLORIDA.**

The Secretary shall conduct a study to determine the feasibility of carrying out a project for environmental restoration, including improved water quality, and related purposes, Lower St. Johns River, Florida.

**SEC. 4035. HERBERT HOOVER DIKE SUPPLEMENTAL MAJOR REHABILITATION REPORT, FLORIDA.**

(a) IN GENERAL.—Not later than 120 days after the date of enactment of this Act, the Secretary shall publish a supplemental report to the major rehabilitation report for the Herbert Hoover Dike system approved by the Chief of Engineers in November 2000.

(b) INCLUSIONS.—The supplemental report under subsection (a) shall include—

- (1) an evaluation of existing conditions at the Herbert Hoover Dike system;
- (2) an identification of additional risks associated with flood events at the system that are equal to or greater than the standard projected flood risks;
- (3) an evaluation of the potential to integrate projects of the Corps of Engineers into an enhanced flood protection system for Lake Okeechobee, including—

- (A) the potential for additional water storage north of Lake Okeechobee; and
- (B) an analysis of other project features included in the Comprehensive Everglades Restoration Plan; and

(4) a review of the report prepared for the South Florida Water Management District dated April 2006.

(c) AUTHORIZATION OF APPROPRIATIONS.—There is authorized to be appropriated to carry out this section \$1,500,000.

**SEC. 4036. VANDERBILT BEACH LAGOON, FLORIDA.**

The Secretary shall conduct a study to determine the feasibility of carrying out a project for environmental restoration, water supply, and improvement of water quality at Vanderbilt Beach Lagoon, Florida.

**SEC. 4037. MERIWETHER COUNTY, GEORGIA.**

The Secretary shall conduct a study to determine the feasibility of carrying out a project for water supply, Meriwether County, Georgia.

**SEC. 4038. BOISE RIVER, IDAHO.**

The study for flood control, Boise River, Idaho, authorized by section 414 of the Water Resources Development Act of 1999 (113 Stat. 324), is modified—

- (1) to add ecosystem restoration and water supply as project purposes to be studied; and
- (2) to require the Secretary to credit toward the non-Federal share of the cost of the study the cost, not to exceed \$500,000, of work carried out by the non-Federal interest before the date of the partnership agreement for the project if the Secretary determines that the work is integral to the project.

**SEC. 4039. BALLARD'S ISLAND SIDE CHANNEL, ILLINOIS.**

The Secretary shall conduct a study to determine the feasibility of carrying out a project for ecosystem restoration, Ballard's Island side channel, Illinois.

**SEC. 4040. CHICAGO, ILLINOIS.**

Section 425(a) of the Water Resources Development Act of 2000 (114 Stat. 2638) is amended by inserting "Lake Michigan and" before "the Chicago River".

**SEC. 4041. SALEM, INDIANA.**

The Secretary shall conduct a study to determine the feasibility of carrying out a project to provide an additional water supply source for Salem, Indiana.

**SEC. 4042. BUCKHORN LAKE, KENTUCKY.**

(a) IN GENERAL.—The Secretary shall conduct a study to determine the feasibility of modifying the project for flood damage reduction, Buckhorn Lake, Kentucky, authorized by section 2 of the Flood Control Act of June 28, 1938 (52 Stat. 1217), to add ecosystem restoration and recreation as project purposes.

(b) IN-KIND CONTRIBUTIONS.—The non-Federal interest may provide the non-Federal share of the cost of the study in the form of in-kind services and materials.

**SEC. 4043. DEWEY LAKE, KENTUCKY.**

The Secretary shall conduct a study to determine the feasibility of modifying the project for



Dewey Lake, Kentucky, to add water supply as a project purpose.

**SEC. 4044. LOUISVILLE, KENTUCKY.**

The Secretary shall conduct a study of the project for flood control, Louisville, Kentucky, authorized by section 4 of the Flood Control Act of June 28, 1938 (52 Stat. 1217), to investigate measures to address the rehabilitation of the project.

**SEC. 4045. VIDALIA PORT, LOUISIANA.**

The Secretary shall conduct a study to determine the feasibility of carrying out a project for navigation improvement at Vidalia, Louisiana.

**SEC. 4046. FALL RIVER HARBOR, MASSACHUSETTS AND RHODE ISLAND.**

The Secretary shall conduct a study to determine the feasibility of deepening that portion of the navigation channel of the navigation project for Fall River Harbor, Massachusetts and Rhode Island, authorized by section 101 of the River and Harbor Act of 1968 (82 Stat. 731), seaward of the Charles M. Braga, Jr. Memorial Bridge, Fall River and Somerset, Massachusetts.

**SEC. 4047. CLINTON RIVER, MICHIGAN.**

The Secretary shall conduct a study to determine the feasibility of carrying out a project for environmental restoration, Clinton River, Michigan.

**SEC. 4048. HAMBURG AND GREEN OAK TOWNSHIPS, MICHIGAN.**

The Secretary shall conduct a study to determine the feasibility of carrying out a project for flood damage reduction on Ore Lake and the Huron River for Hamburg and Green Oak Townships, Michigan.

**SEC. 4049. LAKE ERIE AT LUNA PIER, MICHIGAN.**

The Secretary shall conduct a study to determine the feasibility of carrying out a project for storm damage reduction and other related purposes along Lake Erie at Luna Pier, Michigan.

**SEC. 4050. DULUTH-SUPERIOR HARBOR, MINNESOTA AND WISCONSIN.**

(a) *IN GENERAL.*—The Secretary shall conduct a study and prepare a report to evaluate the integrity of the bulkhead system located on and in the vicinity of Duluth-Superior Harbor, Duluth, Minnesota, and Superior, Wisconsin.

(b) *CONTENTS.*—The report shall include—

- (1) a determination of causes of corrosion of the bulkhead system;
- (2) recommendations to reduce corrosion of the bulkhead system;
- (3) a description of the necessary repairs to the bulkhead system; and
- (4) an estimate of the cost of addressing the causes of the corrosion and carrying out necessary repairs.

**SEC. 4051. NORTHEAST MISSISSIPPI.**

The Secretary shall conduct a study to determine the feasibility of modifying the project for navigation, Tennessee-Tombigbee Waterway, Alabama and Mississippi, to provide water supply for northeast Mississippi.

**SEC. 4052. DREDGED MATERIAL DISPOSAL, NEW JERSEY.**

The Secretary shall conduct a study to determine the feasibility of carrying out a project in the vicinity of the Atlantic Intracoastal Waterway, New Jersey, for the construction of a dredged material disposal transfer facility to make dredged material available for beneficial reuse.

**SEC. 4053. BAYONNE, NEW JERSEY.**

The Secretary shall conduct a study to determine the feasibility of carrying out a project for environmental restoration, including improved water quality, enhanced public access, and recreation, on the Kill Van Kull, Bayonne, New Jersey.

**SEC. 4054. CARTERET, NEW JERSEY.**

The Secretary shall conduct a study to determine the feasibility of carrying out a project for environmental restoration, including improved water quality, enhanced public access, and recreation, on the Raritan River, Carteret, New Jersey.

**SEC. 4055. GLOUCESTER COUNTY, NEW JERSEY.**

The Secretary shall conduct a study to determine the feasibility of carrying out a project for flood damage reduction, Gloucester County, New Jersey, including the feasibility of restoring the flood protection dikes in Gibbstown, New Jersey, and the associated tidedegates in Gloucester County, New Jersey.

**SEC. 4056. PERTH AMBOY, NEW JERSEY.**

The Secretary shall conduct a study to determine the feasibility of carrying out a project for environmental restoration and recreation on the Arthur Kill, Perth Amboy, New Jersey.

**SEC. 4057. BATAVIA, NEW YORK.**

The Secretary shall conduct a study to determine the feasibility of carrying out a project for hydropower and related purposes in the vicinity of Batavia, New York.

**SEC. 4058. BIG SISTER CREEK, EVANS, NEW YORK.**

(a) *IN GENERAL.*—The Secretary shall conduct a study to determine the feasibility of carrying out a project for flood damage reduction, Big Sister Creek, Evans, New York.

(b) *EVALUATION OF POTENTIAL SOLUTIONS.*—In conducting the study, the Secretary shall evaluate potential solutions to flooding from all sources, including flooding that results from ice jams.

**SEC. 4059. FINGER LAKES, NEW YORK.**

The Secretary shall conduct a study to determine the feasibility of carrying out a project for aquatic ecosystem restoration and protection, Finger Lakes, New York, to address water quality and aquatic nuisance species.

**SEC. 4060. LAKE ERIE SHORELINE, BUFFALO, NEW YORK.**

The Secretary shall conduct a study to determine the feasibility of carrying out a project for storm damage reduction and shoreline protection in the vicinity of Gallagher Beach, Lake Erie Shoreline, Buffalo, New York.

**SEC. 4061. NEWTOWN CREEK, NEW YORK.**

The Secretary shall conduct a study to determine the feasibility of carrying out ecosystem restoration improvements on Newtown Creek, Brooklyn and Queens, New York.

**SEC. 4062. NIAGARA RIVER, NEW YORK.**

The Secretary shall conduct a study to determine the feasibility of carrying out a project for a low-head hydroelectric generating facility in the Niagara River, New York.

**SEC. 4063. SHORE PARKWAY GREENWAY, BROOKLYN, NEW YORK.**

The Secretary shall conduct a study of the feasibility of carrying out a project for shoreline protection in the vicinity of the confluence of the Narrows and Gravesend Bay, Upper New York Bay, Shore Parkway Greenway, Brooklyn, New York.

**SEC. 4064. UPPER DELAWARE RIVER WATERSHED, NEW YORK.**

In accordance with section 221 of the Flood Control Act of 1970 (42 U.S.C. 1962d-5b), a non-profit organization may serve, with the consent of the affected local government, as the non-Federal interest for a study for the Upper Delaware River watershed, New York, being carried out under Committee Resolution 2495 of the Committee on Transportation and Infrastructure of the House of Representatives, adopted May 9, 1996.

**SEC. 4065. LINCOLN COUNTY, NORTH CAROLINA.**

The Secretary shall conduct a study of existing water and water quality-related infrastructure in Lincoln County, North Carolina, to assist local interests in determining the most efficient and effective way to connect county infrastructure.

**SEC. 4066. WILKES COUNTY, NORTH CAROLINA.**

The Secretary shall conduct a study to determine the feasibility of carrying out a project for water supply, Wilkes County, North Carolina.

**SEC. 4067. YADKINVILLE, NORTH CAROLINA.**

The Secretary shall conduct a study to determine the feasibility of carrying out a project for water supply, Yadkinville, North Carolina.

**SEC. 4068. FLOOD DAMAGE REDUCTION, OHIO.**

The Secretary shall conduct a study to determine the feasibility of carrying out projects for flood damage reduction in Cuyahoga, Lake, Ashtabula, Geauga, Erie, Lucas, Sandusky, Huron, and Stark Counties, Ohio.

**SEC. 4069. LAKE ERIE, OHIO.**

The Secretary shall conduct a study to determine the feasibility of carrying out projects for power generation at confined disposal facilities along Lake Erie, Ohio.

**SEC. 4070. OHIO RIVER, OHIO.**

The Secretary shall conduct a study to determine the feasibility of carrying out projects for flood damage reduction on the Ohio River in Mahoning, Columbiana, Jefferson, Belmont, Noble, Monroe, Washington, Athens, Meigs, Gallia, Lawrence, and Scioto Counties, Ohio.

**SEC. 4071. TOLEDO HARBOR DREDGED MATERIAL PLACEMENT, TOLEDO, OHIO.**

The Secretary shall study the feasibility of removing previously dredged and placed materials from the Toledo Harbor confined disposal facility, transporting the materials, and disposing of the materials in or at abandoned mine sites in southeastern Ohio.

**SEC. 4072. TOLEDO HARBOR, MAUMEE RIVER, AND LAKE CHANNEL PROJECT, TOLEDO, OHIO.**

(a) *IN GENERAL.*—The Secretary shall conduct a study to determine the feasibility of constructing a project for navigation, Toledo, Ohio.

(b) *FACTORS FOR CONSIDERATION.*—In conducting the study under subsection (a), the Secretary shall take into consideration—

(1) realigning the existing Toledo Harbor channel widening occurring where the River Channel meets the Lake Channel from the northwest to the southeast side of the River Channel;

(2) realigning the entire 200-foot wide channel located at the upper river terminus of the River Channel southern river embankment towards the northern river embankment; and

(3) adjusting the existing turning basin to accommodate those changes.

**SEC. 4073. ECOSYSTEM RESTORATION AND FISH PASSAGE IMPROVEMENTS, OREGON.**

(a) *STUDY.*—The Secretary shall conduct a study to determine the feasibility of undertaking ecosystem restoration and fish passage improvements on rivers throughout the State of Oregon.

(b) *REQUIREMENTS.*—In carrying out the study, the Secretary shall—

(1) work in coordination with the State of Oregon, local governments, and other Federal agencies; and

(2) place emphasis on—

- (A) fish passage and conservation and restoration strategies to benefit species that are listed or proposed for listing as threatened or endangered species under the Endangered Species Act of 1973 (16 U.S.C. 1531 et seq.); and
- (B) other watershed restoration objectives.

(c) *PILOT PROGRAM.*—

(1) *IN GENERAL.*—In conjunction with conducting the study under subsection (a), the Secretary may carry out pilot projects to demonstrate the effectiveness of ecosystem restoration and fish passages.

(2) *AUTHORIZATION OF APPROPRIATIONS.*—There is authorized to be appropriated \$5,000,000 to carry out this subsection.

**SEC. 4074. WALLA WALLA RIVER BASIN, OREGON.**

In conducting the study to determine the feasibility of carrying out a project for ecosystem restoration, Walla Walla River basin, Oregon, the Secretary shall—

(1) credit toward the non-Federal share of the cost of the study the cost of work carried out by the non-Federal interest before the date of the partnership agreement for the project if the Secretary determines that the work is integral to the project; and

(2) allow the non-Federal interest to provide the non-Federal share of the cost of the study in the form of in-kind services and materials.

**SEC. 4075. CHARTIERS CREEK WATERSHED, PENNSYLVANIA.**

The Secretary shall conduct a study to determine the feasibility of carrying out a project for flood damage reduction, Chartiers Creek watershed, Pennsylvania.

**SEC. 4076. KINZUA DAM AND ALLEGHENY RESERVOIR, PENNSYLVANIA.**

The Secretary shall conduct a study of the project for flood control, Kinzua Dam and Allegheny Reservoir, Warren, Pennsylvania, authorized by section 5 of the Flood Control Act of June 22, 1936 (49 Stat. 1570), and modified by section 2 of the Flood Control Act of June 28, 1938 (52 Stat. 1215), section 2 of the Flood Control Act of August 18, 1941 (55 Stat. 646), and section 4 of the Flood Control Act of December 22, 1944 (58 Stat. 887), to review operations of and identify modifications to the project to expand recreational opportunities.

**SEC. 4077. WESTERN PENNSYLVANIA FLOOD DAMAGE REDUCTION.**

(a) *IN GENERAL.*—The Secretary shall conduct a study of structural and nonstructural flood damage reduction, stream bank protection, storm water management, channel clearing and modification, and watershed coordination measures in the Mahoning River basin, Pennsylvania, the Allegheny River basin, Pennsylvania, and the Upper Ohio River basin, Pennsylvania, to provide a level of flood protection sufficient to prevent future losses to communities located in such basins from flooding such as occurred in September 2004, but not less than a 100-year level of flood protection.

(b) *PRIORITY COMMUNITIES.*—In carrying out this section, the Secretary shall give priority to the following Pennsylvania communities: Marshall Township, Ross Township, Shaler Township, Jackson Township, Harmony, Zelenople, Darlington Township, Houston Borough, Chartiers Township, Washington, Canton Township, Tarentum Borough, and East Deer Township.

**SEC. 4078. WILLIAMSPORT, PENNSYLVANIA.**

The Secretary shall conduct a study of the project for flood control, Williamsport, Pennsylvania, authorized by section 5 of the Flood Control Act of June 22, 1936 (49 Stat. 1570), to investigate measures to rehabilitate the project.

**SEC. 4079. YARDLEY BOROUGH, PENNSYLVANIA.**

The Secretary shall conduct a study to determine the feasibility of carrying out a project for flood damage reduction, at Yardley Borough, Pennsylvania, including the alternative of raising River Road.

**SEC. 4080. RIO VALENCIANO, JUNCOS, PUERTO RICO.**

(a) *IN GENERAL.*—The Secretary shall conduct a study to reevaluate the project for flood damage reduction and water supply, Rio Valenciano, Juncos, Puerto Rico, authorized by section 209 of the Flood Control Act of 1962 (76 Stat. 1197) and section 204 of the Flood Control Act of 1970 (84 Stat. 1828), to determine the feasibility of carrying out the project.

(b) *CREDIT.*—The Secretary shall credit toward the non-Federal share of the cost of the study the cost of work carried out by the non-Federal interest before the date of the partnership agreement for the project if the Secretary determines that the work is integral to the project.

**SEC. 4081. WOONSOCKET LOCAL PROTECTION PROJECT, BLACKSTONE RIVER BASIN, RHODE ISLAND.**

The Secretary shall conduct a study, and, not later than June 30, 2008, submit to Congress a report that describes the results of the study, on the flood damage reduction project, Woonsocket, Blackstone River basin, Rhode Island, authorized by section 10 of the Flood Control Act of December 22, 1944 (58 Stat. 892), to determine the measures necessary to restore the level of protection of the project as originally designed and constructed.

**SEC. 4082. CROOKED CREEK, BENNETTSVILLE, SOUTH CAROLINA.**

The Secretary shall conduct a study to determine the feasibility of carrying out a project for water supply, Crooked Creek, Bennettsville, South Carolina.

**SEC. 4083. BROAD RIVER, YORK COUNTY, SOUTH CAROLINA.**

The Secretary shall conduct a study to determine the feasibility of carrying out a project for water supply, Broad River, York County, South Carolina.

**SEC. 4084. SAVANNAH RIVER, SOUTH CAROLINA AND GEORGIA.**

(a) *IN GENERAL.*—The Secretary shall determine the feasibility of carrying out projects—

(1) to improve the Savannah River for navigation and related purposes that may be necessary to support the location of container cargo and other port facilities to be located in Jasper County, South Carolina, in the vicinity of Mile 6 of the Savannah Harbor entrance channel; and

(2) to remove from the proposed Jasper County port site the easements used by the Corps of Engineers for placement of dredged fill materials for the Savannah Harbor Federal navigation project.

(b) *FACTORS FOR CONSIDERATION.*—In making a determination under subsection (a), the Secretary shall take into consideration—

(1) landside infrastructure;

(2) the provision of any additional dredged material disposal area as a consequence of removing from the proposed Jasper County port site the easements used by the Corps of Engineers for placement of dredged fill materials for the Savannah Harbor Federal navigation project; and

(3) the results of the proposed bistate compact between the State of Georgia and the State of South Carolina to own, develop, and operate port facilities at the proposed Jasper County port site, as described in the term sheet executed by the Governor of the State of Georgia and the Governor of the State of South Carolina on March 12, 2007.

**SEC. 4085. CHATTANOOGA, TENNESSEE.**

The Secretary shall conduct a study to determine the feasibility of carrying out a project for flood damage reduction, Chattanooga Creek, Dobbs Branch, Chattanooga, Tennessee.

**SEC. 4086. CLEVELAND, TENNESSEE.**

The Secretary shall conduct a study to determine the feasibility of carrying out a project for flood damage reduction, Cleveland, Tennessee.

**SEC. 4087. CUMBERLAND RIVER, NASHVILLE, TENNESSEE.**

The Secretary shall conduct a study to determine the feasibility of carrying out a project for recreation on, riverbank protection for, and environmental protection of, the Cumberland River and riparian habitats in the city of Nashville and Davidson County, Tennessee.

**SEC. 4088. LEWIS, LAWRENCE, AND WAYNE COUNTIES, TENNESSEE.**

The Secretary shall conduct a study to determine the feasibility of carrying out a project for water supply for Lewis, Lawrence, and Wayne Counties, Tennessee.

**SEC. 4089. WOLF RIVER AND NONCONNAH CREEK, MEMPHIS, TENNESSEE.**

The Secretary shall conduct a study to determine the feasibility of carrying out a project for flood damage reduction along Wolf River and Nonconnah Creek, in the vicinity of Memphis, Tennessee, to include the repair, replacement, rehabilitation, and restoration of the following pumping stations: Cypress Creek, Nonconnah Creek, Ensley, Marble Bayou, and Bayou Gayoso.

**SEC. 4090. ABILENE, TEXAS.**

The Secretary shall conduct a study to determine the feasibility of carrying out a project for water supply, Abilene, Texas.

**SEC. 4091. COASTAL TEXAS ECOSYSTEM PROTECTION AND RESTORATION, TEXAS.**

(a) *IN GENERAL.*—The Secretary shall develop a comprehensive plan to determine the feasi-

bility of carrying out projects for flood damage reduction, hurricane and storm damage reduction, and ecosystem restoration in the coastal areas of the State of Texas.

(b) *SCOPE.*—The comprehensive plan shall provide for the protection, conservation, and restoration of wetlands, barrier islands, shorelines, and related lands and features that protect critical resources, habitat, and infrastructure from the impacts of coastal storms, hurricanes, erosion, and subsidence.

(c) *DEFINITION.*—For purposes of this section, the term “coastal areas in the State of Texas” means the coastal areas of the State of Texas from the Sabine River on the east to the Rio Grande River on the west and includes tidal waters, barrier islands, marshes, coastal wetlands, rivers and streams, and adjacent areas.

**SEC. 4092. PORT OF GALVESTON, TEXAS.**

The Secretary shall conduct a study of the feasibility of carrying out a project for dredged material disposal in the vicinity of the project for navigation and environmental restoration, Houston-Galveston Navigation Channels, Texas, authorized by section 101(a)(30) of the Water Resources Development Act of 1996 (110 Stat. 3666).

**SEC. 4093. GRAND COUNTY AND MOAB, UTAH.**

The Secretary shall conduct a study to determine the feasibility of carrying out a project for water supply for Grand County and the city of Moab, Utah, including a review of the impact of current and future demands on the Spanish Valley Aquifer.

**SEC. 4094. SOUTHWESTERN UTAH.**

The Secretary shall conduct a study to determine the feasibility of carrying out a project for flood damage reduction, Santa Clara River, Washington, Iron, and Kane Counties, Utah.

**SEC. 4095. ECOSYSTEM AND HYDROPOWER GENERATION DAMS, VERMONT.**

(a) *IN GENERAL.*—The Secretary shall conduct a study of the potential to carry out ecosystem restoration and hydropower generation at dams in the State of Vermont, including a review of the report of the Secretary on the land and water resources of the New England–New York region submitted to the President on April 27, 1956 (published as Senate Document Number 14, 85th Congress), and other relevant reports.

(b) *PURPOSE.*—The purpose of the study under subsection (a) shall be to determine the feasibility of providing water resource improvements and small-scale hydropower generation in the State of Vermont, including, as appropriate, options for dam restoration, hydropower, dam removal, and fish passage enhancement.

(c) *AUTHORIZATION OF APPROPRIATIONS.*—There is authorized to carry out this section \$500,000. Such sums shall remain available until expended.

**SEC. 4096. ELLIOTT BAY SEAWALL, SEATTLE, WASHINGTON.**

(a) *IN GENERAL.*—The study for rehabilitation of the Elliott Bay Seawall, Seattle, Washington, being carried out under Committee Resolution 2704 of the Committee on Transportation and Infrastructure of the House of Representatives adopted September 25, 2002, is modified to include a determination of the feasibility of reducing future damage to the seawall from seismic activity.

(b) *ACCEPTANCE OF CONTRIBUTIONS.*—In carrying out the study, the Secretary may accept contributions in excess of the non-Federal share of the cost of the study from the non-Federal interest to the extent that the Secretary determines that the contributions will facilitate completion of the study.

(c) *CREDIT.*—The Secretary shall credit toward the non-Federal share of the cost of any project authorized by law as a result of the study the value of contributions accepted by the Secretary under subsection (b).

**SEC. 4097. MONONGAHELA RIVER BASIN, NORTHWEST VIRGINIA.**

The Secretary shall conduct a study to determine the feasibility of carrying out aquatic ecosystem restoration and protection projects in the

watersheds of the Monongahela River Basin lying within the counties of Hancock, Ohio, Marshall, Wetzel, Tyler, Pleasants, Wood, Doddridge, Monongalia, Marion, Harrison, Taylor, Barbour, Preston, Tucker, Mineral, Grant, Gilmer, Brooke, and Ritchie, West Virginia.

**SEC. 4098. KENOSHA HARBOR, WISCONSIN.**

The Secretary shall conduct a study to determine the feasibility of carrying out a project for navigation, Kenosha Harbor, Wisconsin, including the extension of existing piers.

**SEC. 4099. JOHNSONVILLE DAM, JOHNSONVILLE, WISCONSIN.**

The Secretary shall conduct a study of the Johnsonville Dam, Johnsonville, Wisconsin, to determine if the structure prevents ice jams on the Sheboygan River.

**SEC. 4100. WAUWATOSA, WISCONSIN.**

The Secretary shall conduct a study to determine the feasibility of carrying out a project for flood damage reduction and environmental restoration, Menomonee River and Underwood Creek, Wauwatosa, Wisconsin, and greater Milwaukee watersheds, Wisconsin.

**SEC. 4101. DEBRIS REMOVAL.**

(a) EVALUATION.—

(1) IN GENERAL.—Not later than 90 days after the date of enactment of this Act, the Comptroller General of the United States, in coordination with the Secretary and the Administrator of the Environmental Protection Agency, and in consultation with affected communities, shall conduct a complete evaluation of Federal and non-Federal demolition, debris removal, segregation, transportation, and disposal practices relating to disaster areas designated in response to Hurricanes Katrina and Rita (including regulated and nonregulated materials and debris).

(2) INCLUSIONS.—The evaluation under paragraph (1) shall include a review of—

(A) compliance with all applicable environmental laws;

(B) permits issued or required to be issued with respect to debris handling, transportation, storage, or disposal; and

(C) administrative actions relating to debris removal and disposal in the disaster areas described in paragraph (1).

(b) REPORT.—Not later than 120 days after the date of enactment of this Act, the Comptroller General, in consultation with the Secretary and the Administrator, shall submit to the Committee on the Environment and Public Works of the Senate and the Committee on Transportation and Infrastructure of the House of Representatives a report that—

(1) describes the findings of the Comptroller General with respect to the evaluation under subsection (a);

(2)(A) certifies compliance with all applicable environmental laws; and

(B) identifies any area in which a violation of such a law has occurred or is occurring;

(3) includes recommendations to ensure—

(A) the protection of the environment;

(B) sustainable practices; and

(C) the integrity of hurricane and flood protection infrastructure relating to debris disposal practices;

(4) contains an enforcement plan that is designed to prevent illegal dumping of hurricane debris in a disaster area; and

(5) contains plans of the Secretary and the Administrator to involve the public and non-Federal interests, including through the formation of a Federal advisory committee, as necessary, to seek public comment relating to the removal, disposal, and planning for the handling of post-hurricane debris.

(c) RESTRICTION.—

(1) IN GENERAL.—No Federal funds may be used to pay for or reimburse any State or local entity in Louisiana for the disposal of construction and demolition debris generated as a result of Hurricane Katrina in 2005 in a landfill designated for construction and demolition debris as described in section 257.2 of title 40, Code of Federal Regulations, unless that waste meets

the definition of construction and demolition debris, as specified under Federal law and described in that section on the date of enactment of this Act.

(2) APPLICABILITY.—The restriction in paragraph (1) shall apply only to any disposal that occurs after the date of enactment of this Act.

**TITLE V—MISCELLANEOUS**

**SEC. 5001. MAINTENANCE OF NAVIGATION CHANNELS.**

(a) IN GENERAL.—Upon request of a non-Federal interest, the Secretary shall be responsible for maintenance of the following navigation channels and breakwaters constructed or improved by the non-Federal interest if the Secretary determines that such maintenance is economically justified and environmentally acceptable and that the channel or breakwater was constructed in accordance with applicable permits and appropriate engineering and design standards:

(1) Manatee Harbor basin, Florida.

(2) Tampa Harbor, Sparkman Channel and Davis Island, Florida.

(3) West turning basin, Canaveral Harbor, Florida.

(4) Bayou LaFourche Channel, Port Fourchon, Louisiana.

(5) Calcasieu River at Devil's Elbow, Louisiana.

(6) Pidgeon Industrial Harbor, Pidgeon Industrial Park, Memphis Harbor, Tennessee.

(7) Houston Ship Channel, Bayport Cruise Channel and Bayport Cruise turning basin, as part of the existing Bayport Channel, Texas.

(8) Pix Bayou Navigation Channel, Chambers County, Texas.

(9) Jacintoport Channel at Houston Ship Channel, Texas.

(10) Racine Harbor, Wisconsin.

(b) COMPLETION OF ASSESSMENT.—Not later than 6 months after the date of receipt of a request from a non-Federal interest for Federal assumption of maintenance of a channel listed in subsection (a), the Secretary shall make a determination as provided in subsection (a) and advise the non-Federal interest of the Secretary's determination.

**SEC. 5002. WATERSHED MANAGEMENT.**

(a) IN GENERAL.—The Secretary may provide technical, planning, and design assistance to non-Federal interests for carrying out watershed management, restoration, and development projects at the locations described in subsection (d).

(b) SPECIFIC MEASURES.—Assistance provided under subsection (a) may be in support of non-Federal projects for the following purposes:

(1) Management and restoration of water quality.

(2) Control and remediation of toxic sediments.

(3) Restoration of degraded streams, rivers, wetlands, and other water bodies to their natural condition as a means to control flooding, excessive erosion, and sedimentation.

(4) Protection and restoration of watersheds, including urban watersheds.

(5) Demonstration of technologies for non-structural measures to reduce destructive impacts of flooding.

(c) NON-FEDERAL SHARE.—The non-Federal share of the cost of assistance provided under subsection (a) shall be 25 percent.

(d) PROJECT LOCATIONS.—The locations referred to in subsection (a) are the following:

(1) Charlotte Harbor watershed, Florida.

(2) Those portions of the watersheds of the Chattahoochee, Etowah, Flint, Ocmulgee, and Oconee Rivers lying within the counties of Bartow, Cherokee, Clayton, Cobb, Coweta, DeKalb, Douglas, Fayette, Fulton, Forsyth, Gwinnett, Hall, Henry, Paulding, Rockdale, and Walton, Georgia.

(3) Kinkaid Lake, Jackson County, Illinois.

(4) Amite River basin, Louisiana.

(5) East Atchafalaya River basin, Iberville Parish and Pointe Coupee Parish, Louisiana.

(6) Red River watershed, Louisiana.

(7) Taunton River basin, Massachusetts.

(8) Marlboro Township, New Jersey.

(9) Esopus, Plattekill, and Rondout Creeks, Greene, Sullivan, and Ulster Counties, New York.

(10) Greenwood Lake watershed, New York and New Jersey.

(11) Long Island Sound watershed, New York.

(12) Ramapo River watershed, New York.

(13) Tuscarawas River basin, Ohio.

(14) Western Lake Erie basin, Ohio.

(15) Those portions of the watersheds of the Beaver, Upper Ohio, Connoquenessing, Lower Allegheny, Kiskiminetas, Lower Monongahela, Youghiogheny, Shenango, and Mahoning Rivers lying within the counties of Beaver, Butler, Lawrence, and Mercer, Pennsylvania.

(16) Otter Creek watershed, Pennsylvania.

(17) Unami Creek watershed, Milford Township, Pennsylvania.

(18) Sauk River basin, Washington.

(e) AUTHORIZATION OF APPROPRIATIONS.—There is authorized to be appropriated to carry out this section \$15,000,000.

**SEC. 5003. DAM SAFETY.**

(a) ASSISTANCE.—The Secretary may provide assistance to enhance dam safety at the following locations:

(1) Fish Creek Dam, Blaine County, Idaho.

(2) Keith Creek, Rockford, Illinois.

(3) Mount Zion Mill Pond Dam, Fulton County, Indiana.

(4) Hamilton Dam, Flint River, Flint, Michigan.

(5) Congers Lake Dam, Rockland County, New York.

(6) Lake Lucille Dam, New City, New York.

(7) Peconic River Dams, town of Riverhead, Suffolk, Long Island, New York.

(8) Pine Grove Lakes Dam, Sloatsburg, New York.

(9) State Dam, Auburn, New York.

(10) Whaley Lake Dam, Pawling, New York.

(11) Brightwood Dam, Concord Township, Ohio.

(12) Ingham Spring Dam, Solebury Township, Pennsylvania.

(13) Leaser Lake Dam, Lehigh County, Pennsylvania.

(14) Stillwater Dam, Monroe County, Pennsylvania.

(15) Wissahickon Creek Dam, Montgomery County, Pennsylvania.

(b) SPECIAL RULE.—The assistance provided under subsection (a) for State Dam, Auburn, New York, shall be for a project for rehabilitation in accordance with the report on State Dam Rehabilitation, Owasco Lake Outlet, New York, dated March 1999, if the Secretary determines that the project is feasible.

(c) AUTHORIZATION OF APPROPRIATIONS.—There is authorized to be appropriated to carry out subsection (a) \$12,000,000.

**SEC. 5004. STRUCTURAL INTEGRITY EVALUATIONS.**

(a) IN GENERAL.—Upon request of a non-Federal interest, the Secretary shall evaluate the structural integrity and effectiveness of a project for flood damage reduction and, if the Secretary determines that the project does not meet such minimum standards as the Secretary may establish and absent action by the Secretary the project will fail, the Secretary may take such action as may be necessary to restore the integrity and effectiveness of the project.

(b) PRIORITY.—The Secretary shall carry out an evaluation and take such actions as may be necessary under subsection (a) for the project for flood damage reduction, Arkansas River Levees, Arkansas.

**SEC. 5005. FLOOD MITIGATION PRIORITY AREAS.**

(a) IN GENERAL.—Section 212(e) of the Water Resources Development Act of 1999 (33 U.S.C. 2332(e); 114 Stat. 2599) is amended—

(1) by striking “and” at the end of paragraphs (23) and (27);

(2) by striking the period at the end of paragraph (28) and inserting a semicolon; and

(3) by adding at the end the following:

- “(29) Ascension Parish, Louisiana;
- “(30) East Baton Rouge Parish, Louisiana;
- “(31) Iberville Parish, Louisiana;
- “(32) Livingston Parish, Louisiana; and
- “(33) Pointe Coupee Parish, Louisiana.”.

(b) AUTHORIZATION OF APPROPRIATIONS.—Section 212(i)(1) of such Act (33 U.S.C. 2332(i)(1)) is amended by striking “section—” and all that follows before the period at the end and inserting “section \$20,000,000”.

**SEC. 5006. ADDITIONAL ASSISTANCE FOR AUTHORIZED PROJECTS.**

(a) IN GENERAL.—Section 219(e) of the Water Resources Development Act of 1992 (106 Stat. 4835; 110 Stat. 3757; 113 Stat. 334) is amended—

(1) by striking “and” at the end of paragraph (7);

(2) by striking the period at the end of paragraph (8) and inserting a semicolon; and

(3) by adding at the end the following:

- “(9) \$35,000,000 for the project described in subsection (c)(18);
- “(10) \$27,000,000 for the project described in subsection (c)(19);
- “(11) \$20,000,000 for the project described in subsection (c)(20);
- “(12) \$35,000,000 for the project described in subsection (c)(23);
- “(13) \$20,000,000 for the project described in subsection (c)(25);
- “(14) \$20,000,000 for the project described in subsection (c)(26);
- “(15) \$35,000,000 for the project described in subsection (c)(27);
- “(16) \$20,000,000 for the project described in subsection (c)(28); and
- “(17) \$30,000,000 for the project described in subsection (c)(40).”.

(b) EAST ARKANSAS ENTERPRISE COMMUNITY, ARKANSAS.—Federal assistance made available under the rural enterprise zone program of the Department of Agriculture may be used toward payment of the non-Federal share of the costs of the project described in section 219(c)(20) of the Water Resources Development Act of 1992 (114 Stat. 2763A–219) if such assistance is authorized to be used for such purposes.

**SEC. 5007. EXPEDITED COMPLETION OF REPORTS AND CONSTRUCTION FOR CERTAIN PROJECTS.**

The Secretary shall expedite completion of the reports and, if the Secretary determines that the project is feasible, shall expedite completion of construction for the following projects:

- (1) Project for navigation, Whittier, Alaska.
- (2) Laguna Creek watershed flood damage reduction project, California.
- (3) Daytona Beach shore protection project, Florida.
- (4) Flagler Beach shore protection project, Florida.
- (5) St. Johns County shore protection project, Florida.
- (6) Chenier Plain environmental restoration project, Louisiana.
- (7) False River, Louisiana, being carried out under section 206 of the Water Resources Development Act of 1996 (33 U.S.C. 2330).
- (8) North River, Peabody, Massachusetts, being carried out under section 205 of the Flood Control Act of 1948 (33 U.S.C. 701s).
- (9) Fulmer Creek, Village of Mohawk, New York, being carried out under section 205 of the Flood Control Act of 1948 (33 U.S.C. 701s).
- (10) Moyer Creek, Village of Frankfort, New York, being carried out under section 205 of the Flood Control Act of 1948 (33 U.S.C. 701s).
- (11) Steele Creek, Village of Ilion, New York, being carried out under section 205 of the Flood Control Act of 1948 (33 U.S.C. 701s).
- (12) Oriskany Wildlife Management Area, Rome, New York, being carried out under section 206 of the Water Resources Development Act of 1996 (33 U.S.C. 2330).
- (13) Whitney Point Lake, Otselic River, Whitney Point, New York, being carried out under section 1135 of the Water Resources Development Act of 1986 (33 U.S.C. 2309a).

(14) Chenango Lake, Chenango County, New York, being carried out under section 206 of the Water Resources Development Act of 1996 (33 U.S.C. 2330).

**SEC. 5008. EXPEDITED COMPLETION OF REPORTS FOR CERTAIN PROJECTS.**

(a) IN GENERAL.—The Secretary shall expedite completion of the reports for the following projects and, if the Secretary determines that a project is justified in the completed report, proceed directly to project preconstruction, engineering, and design:

- (1) Project for water supply, Little Red River, Arkansas.
- (2) Watershed study, Fountain Creek, north of Pueblo, Colorado.
- (3) Project for shoreline stabilization at Egmont Key, Florida.
- (4) Project for navigation, Sabine-Neches Waterway, Texas and Louisiana.
- (5) Project for ecosystem restoration, University Lake, Baton Rouge, Louisiana.

(b) SPECIAL RULE FOR EGMONT KEY, FLORIDA.—In carrying out the project for shoreline stabilization at Egmont Key, Florida, referred to in subsection (a)(3), the Secretary shall waive any cost share to be provided by non-Federal interests for any portion of the project that benefits federally owned property.

**SEC. 5009. SOUTHEASTERN WATER RESOURCES ASSESSMENT.**

(a) IN GENERAL.—The Secretary shall conduct, at Federal expense, an assessment of the water resources needs of the river basins and watersheds of the southeastern United States.

(b) COOPERATIVE AGREEMENTS.—In carrying out the assessment, the Secretary may enter into cooperative agreements with State and local agencies, non-Federal and nonprofit entities, and regional researchers.

(c) AUTHORIZATION OF APPROPRIATIONS.—There is authorized to be appropriated \$7,000,000 to carry out this section.

**SEC. 5010. MISSOURI AND MIDDLE MISSISSIPPI RIVERS ENHANCEMENT PROJECT.**

Section 514 of the Water Resources Development Act of 1999 (113 Stat. 343; 117 Stat. 142) is amended—

(1) in subsection (b)(2)(A) by adding at the end the following: “The Secretary shall ensure that such activities are carried out throughout the geographic area that is subject to the plan.”;

(2) by redesignating subsections (f) and (g) as subsections (g) and (h), respectively;

(3) by inserting after subsection (e) the following:

“(f) NONPROFIT ENTITIES.—In accordance with section 221(b) of the Flood Control Act of 1970 (42 U.S.C. 1962d–5b(b)), for any project or activity carried out under this section, a non-Federal interest may include a nonprofit entity with the consent of the affected local government.”;

(4) in subsection (g) (as redesignated by paragraph (2) of this section) by adding at the end the following:

“(4) NON-FEDERAL SHARE.—

“(A) IN GENERAL.—The non-Federal share of the costs of activities carried out under the plan may be provided—

“(i) in cash;

“(ii) by the provision of land, easements, rights-of-way, relocations, or disposal areas;

“(iii) by in-kind services to implement the project; or

“(iv) by any combination thereof.

“(B) PRIVATE OWNERSHIP.—Land needed for activities carried out under the plan and credited toward the non-Federal share of the cost of an activity may remain in private ownership subject to easements that are—

“(i) satisfactory to the Secretary; and

“(ii) necessary to ensure achievement of the project purposes.”; and

(5) in subsection (h) (as redesignated by paragraph (2) of this section) by striking “for the period of fiscal years 2003 and 2004.” and inserting “per fiscal year through fiscal year 2015.”.

**SEC. 5011. GREAT LAKES FISHERY AND ECOSYSTEM RESTORATION PROGRAM.**

(a) GREAT LAKES FISHERY AND ECOSYSTEM RESTORATION.—Section 506(c) of the Water Resources Development Act of 2000 (42 U.S.C. 1962d–22(c)) is amended—

(1) by redesignating paragraphs (2) and (3) as paragraphs (3) and (4), respectively;

(2) by inserting after paragraph (1) the following:

“(2) RECONNAISSANCE STUDIES.—Before planning, designing, or constructing a project under paragraph (3), the Secretary shall carry out a reconnaissance study—

“(A) to identify methods of restoring the fishery, ecosystem, and beneficial uses of the Great Lakes; and

“(B) to determine whether planning of a project under paragraph (3) should proceed.”; and

(3) in paragraph (4)(A) (as redesignated by paragraph (1) of this subsection) by striking “paragraph (2)” and inserting “paragraph (3)”.

(b) COST SHARING.—Section 506(f) of the Water Resources Development Act of 2000 (42 U.S.C. 1962d–22(f)) is amended—

(1) in paragraph (2)—

(A) by striking “The Federal share” and inserting “Except for reconnaissance studies, the Federal share”; and

(B) by striking “(2) or (3)” and inserting “(3) or (4)”;

(2) in paragraph (3)—

(A) in subparagraph (A) by striking “subsection (c)(2)” and inserting “subsection (c)(3)”;

and

(B) in subparagraph (B) by striking “50 percent” and inserting “100 percent”; and

(3) in paragraph (5) by striking “Notwithstanding” and inserting “In accordance with”.

**SEC. 5012. GREAT LAKES REMEDIAL ACTION PLANS AND SEDIMENT REMEDIATION.**

Section 401(c) of the Water Resources Development Act of 1990 (33 U.S.C. 1268 note; 104 Stat. 4644; 114 Stat. 2613) is amended by striking “through 2006” and inserting “through 2012”.

**SEC. 5013. GREAT LAKES TRIBUTARY MODELS.**

Section 516(g)(2) of the Water Resources Development Act of 1996 (33 U.S.C. 2326b(g)(2)) is amended by striking “through 2006” and inserting “through 2012”.

**SEC. 5014. GREAT LAKES NAVIGATION AND PROTECTION.**

(a) GREAT LAKES NAVIGATION.—Using available funds, the Secretary shall expedite the operation and maintenance, including dredging, of the navigation features of the Great Lakes and Connecting Channels for the purpose of supporting commercial navigation to authorized project depths.

(b) GREAT LAKES PILOT PROJECT.—Using available funds, the Director of the Animal and Plant Health Inspection Service, in coordination with the Secretary, the Administrator of the Environmental Protection Agency, the Commandant of the Coast Guard, and the Director of the United States Fish and Wildlife Service, shall carry out a pilot project, on an emergency basis, to control and prevent further spreading of viral hemorrhagic septicemia in the Great Lakes and Connecting Channels.

(c) GREAT LAKES AND CONNECTING CHANNELS DEFINED.—In this section, the term “Great Lakes and Connecting Channels” includes Lakes Superior, Huron, Michigan, Erie, and Ontario, all connecting waters between and among such lakes used for commercial navigation, any navigation features in such lakes or waters that are a Federal operation or maintenance responsibility, and areas of the Saint Lawrence River that are operated or maintained by the Federal Government for commercial navigation.

**SEC. 5015. SAINT LAWRENCE SEAWAY.**

(a) IN GENERAL.—The Secretary is authorized, using amounts contributed by the Saint Lawrence Seaway Development Corporation under

subsection (b), to carry out projects for operations, maintenance, repair, and rehabilitation, including associated maintenance dredging, of the Eisenhower and Snell lock facilities and related navigational infrastructure for the Saint Lawrence Seaway, at a total cost of \$134,650,000.

(b) **SOURCE OF FUNDS.**—The Secretary is authorized to accept funds from the Saint Lawrence Seaway Development Corporation to carry out projects under this section. Such funds may include amounts made available to the Corporation from the Harbor Maintenance Trust Fund and the general fund of the Treasury of the United States pursuant to section 210 of the Water Resources Development Act of 1986 (33 U.S.C. 2238).

(c) **LIMITATION ON STATUTORY CONSTRUCTION.**—Nothing in this section authorizes the construction of any project to increase the depth or width of the navigation channel to a level greater than that previously authorized and existing on the date of enactment of this Act or to increase the dimensions of the Eisenhower and Snell lock facilities.

**SEC. 5016. UPPER MISSISSIPPI RIVER DISPERSAL BARRIER PROJECT.**

(a) **IN GENERAL.**—The Secretary, in consultation with appropriate Federal and State agencies, shall study, design, and carry out a project to delay, deter, impede, or restrict the dispersal of aquatic nuisance species into the northern reaches of the Upper Mississippi River system. The Secretary shall complete the study, design, and construction of the project not later than 6 months after the date of enactment of this Act.

(b) **DISPERSAL BARRIER.**—In carrying out subsection (a), the Secretary, at Federal expense, shall—

(1) investigate and identify environmentally sound methods for preventing and reducing the dispersal of aquatic nuisance species through the northern reaches of the Upper Mississippi River system;

(2) use available technologies and measures;

(3) monitor and evaluate, in cooperation with the Director of the United States Fish and Wildlife Service, the effectiveness of the project in preventing and reducing the dispersal of aquatic nuisance species through the northern reaches of the Upper Mississippi River system;

(4) submit to the Committee on Transportation and Infrastructure of the House of Representatives and the Committee on Environment and Public Works of the Senate a report on the results of the evaluation conducted under paragraph (3); and

(5) operate and maintain the project.

(c) **REQUIREMENT.**—In conducting the study under subsection (a), the Secretary shall take into consideration the feasibility of locating the dispersal barrier at the lock portion of the project at Lock and Dam 11 in the Upper Mississippi River basin.

(d) **AUTHORIZATION OF APPROPRIATIONS.**—There is authorized to be appropriated \$4,000,000 to carry out this section.

**SEC. 5017. ESTUARY RESTORATION.**

(a) **PURPOSES.**—Section 102 of the Estuary Restoration Act of 2000 (33 U.S.C. 2901) is amended—

(1) in paragraph (1) by inserting before the semicolon at the end the following: “by implementing a coordinated Federal approach to estuary habitat restoration activities, including the use of common monitoring standards and a common system for tracking restoration acreage”;

(2) in paragraph (2) by inserting “and implement” after “to develop”; and

(3) in paragraph (3) by inserting “through cooperative agreements” after “restoration projects”.

(b) **DEFINITION OF ESTUARY HABITAT RESTORATION PLAN.**—Section 103(6)(A) of the Estuary Restoration Act of 2000 (33 U.S.C. 2902(6)(A)) is amended by striking “Federal or State” and inserting “Federal, State, or regional”.

(c) **ESTUARY HABITAT RESTORATION PROGRAM.**—Section 104 of the Estuary Restoration Act of 2000 (33 U.S.C. 2903) is amended—

(1) in subsection (a) by inserting “through the award of contracts and cooperative agreements” after “assistance”;

(2) in subsection (c)—

(A) in paragraph (3)(A) by inserting “or State” after “Federal”; and

(B) in paragraph (4)(B) by inserting “or approach” after “technology”;

(3) in subsection (d)—

(A) in paragraph (1)—

(i) by striking “Except” and inserting the following:

“(A) IN GENERAL.—Except”; and

(ii) by adding at the end the following:

“(B) MONITORING.—

“(i) COSTS.—The costs of monitoring an estuary habitat restoration project funded under this title may be included in the total cost of the estuary habitat restoration project.

“(ii) GOALS.—The goals of the monitoring shall be—

“(I) to measure the effectiveness of the restoration project; and

“(II) to allow adaptive management to ensure project success.”;

(B) in paragraph (2) by inserting “or approach” after “technology”; and

(C) in paragraph (3) by inserting “(including monitoring)” after “services”;

(4) in subsection (f)(1)(B) by inserting “long-term” before “maintenance”; and

(5) in subsection (g)—

(A) by striking “In carrying” and inserting the following:

“(1) IN GENERAL.—In carrying”; and

(B) by adding at the end the following:

“(2) SMALL PROJECTS.—

“(A) SMALL PROJECT DEFINED.—In this paragraph, the term “small project” means a project carried out under this title with an estimated Federal cost of less than \$1,000,000.

“(B) DELEGATION OF PROJECT IMPLEMENTATION.—In carrying out this section, the Secretary, on recommendation of the Council, may delegate implementation of a small project to—

“(i) the Secretary of the Interior (acting through the Director of the United States Fish and Wildlife Service);

“(ii) the Under Secretary for Oceans and Atmosphere of the Department of Commerce;

“(iii) the Administrator of the Environmental Protection Agency; or

“(iv) the Secretary of Agriculture.

“(C) FUNDING.—A small project delegated to the head of a Federal department or agency under this paragraph may be carried out using funds appropriated to the department or agency under section 109(a)(1) or other funds available to the department or agency.

“(D) AGREEMENTS.—The head of a Federal department or agency to which a small project is delegated under this paragraph shall enter into an agreement with the non-Federal interest for the project generally in conformance with the criteria in subsections (d) and (e). Cooperative agreements may be used for any delegated project to allow the non-Federal interest to carry out the project on behalf of the Federal agency.”.

(d) **ESTABLISHMENT OF ESTUARY HABITAT RESTORATION COUNCIL.**—Section 105(b) of the Estuary Restoration Act of 2000 (33 U.S.C. 2904(b)) is amended—

(1) in paragraph (4) by striking “and” after the semicolon;

(2) in paragraph (5) by striking the period at the end and inserting a semicolon; and

(3) by adding at the end the following:

“(6) cooperating in the implementation of the strategy developed under section 106;

“(7) recommending standards for monitoring for restoration projects and contribution of project information to the database developed under section 107; and

“(8) otherwise using the respective authorities of the Council members to carry out this title.”.

(e) **MONITORING OF ESTUARY HABITAT RESTORATION PROJECTS.**—Section 107(d) of the Estuary Restoration Act of 2000 (33 U.S.C. 2906(d)) is amended by striking “compile” and inserting “have general data compilation, coordination, and analysis responsibilities to carry out this title and in support of the strategy developed under this section, including compilation of”.

(f) **REPORTING.**—Section 108(a) of the Estuary Restoration Act of 2000 (33 U.S.C. 2907(a)) is amended by striking “At the end of the third and fifth fiscal years following the date of enactment of this Act” and inserting “Not later than September 30, 2008, and every 2 years thereafter”.

(g) **FUNDING.**—Section 109(a) of the Estuary Restoration Act of 2000 (33 U.S.C. 2908(a)) is amended—

(1) in paragraph (1)—

(A) in the matter preceding subparagraph (A) by striking “to the Secretary”; and

(B) by striking subparagraphs (A) through (D) and inserting the following:

“(A) to the Secretary, \$25,000,000 for each of fiscal years 2008 through 2012;

“(B) to the Secretary of the Interior (acting through the Director of the United States Fish and Wildlife Service), \$2,500,000 for each of fiscal years 2008 through 2012;

“(C) to the Under Secretary for Oceans and Atmosphere of the Department of Commerce, \$2,500,000 for each of fiscal years 2008 through 2012;

“(D) to the Administrator of the Environmental Protection Agency, \$2,500,000 for each of fiscal years 2008 through 2012; and

“(E) to the Secretary of Agriculture, \$2,500,000 for each of fiscal years 2008 through 2012.”; and

(2) in the first sentence of paragraph (2)—

(A) by inserting “and other information compiled under section 107” after “this title”; and

(B) by striking “2005” and inserting “2012”.

(h) **GENERAL PROVISIONS.**—Section 110 of the Estuary Restoration Act of 2000 (33 U.S.C. 2909) is amended—

(1) in subsection (b)(1)—

(A) by inserting “or contracts” after “agreements”; and

(B) by inserting “, nongovernmental organizations,” after “agencies”; and

(2) by striking subsections (d) and (e).

**SEC. 5018. MISSOURI RIVER AND TRIBUTARIES, MITIGATION, RECOVERY, AND RESTORATION, IOWA, KANSAS, MISSOURI, MONTANA, NEBRASKA, NORTH DAKOTA, SOUTH DAKOTA, AND WYOMING.**

(a) **STUDY.**—

(1) **IN GENERAL.**—The Secretary, in consultation with the Missouri River Recovery Implementation Committee to be established under subsection (b)(1), shall conduct a study of the Missouri River and its tributaries to determine actions required—

(A) to mitigate losses of aquatic and terrestrial habitat;

(B) to recover federally listed species under the Endangered Species Act of 1973 (16 U.S.C. 1531 et seq.); and

(C) to restore the ecosystem to prevent further declines among other native species.

(2) **FUNDING.**—The study to be conducted under paragraph (1) shall be funded using amounts made available to carry out the Missouri River recovery and mitigation plan authorized by section 601(a) of the Water Resources Development Act of 1986 (100 Stat. 4143).

(b) **MISSOURI RIVER RECOVERY IMPLEMENTATION COMMITTEE.**—

(1) **ESTABLISHMENT.**—Not later than 6 months after the date of enactment of this Act, the Secretary shall establish a committee to be known as the Missouri River Recovery Implementation Committee (in this section referred to as the “Committee”).

(2) **MEMBERSHIP.**—The Committee shall include representatives from—

(A) Federal agencies;

(B) States located near the Missouri River basin; and

(C) other appropriate entities, as determined by the Secretary, including—

(i) water management and fish and wildlife agencies;

(ii) Indian tribes located near the Missouri River basin; and

(iii) nongovernmental stakeholders, which may include—

(I) navigation interests;

(II) irrigation interests;

(III) flood control interests;

(IV) fish, wildlife, and conservation organizations;

(V) recreation interests; and

(VI) power supply interests.

(3) DUTIES.—The Committee shall—

(A) with respect to the study to be conducted under subsection (a)(1), provide guidance to the Secretary and any affected Federal agency, State agency, or Indian tribe; and

(B) provide guidance to the Secretary with respect to the Missouri River recovery and mitigation plan in existence on the date of enactment of this Act, including recommendations relating to—

(i) changes to the implementation strategy from the use of adaptive management;

(ii) coordination of the development of consistent policies, strategies, plans, programs, projects, activities, and priorities for the Missouri River recovery and mitigation plan;

(iii) exchange of information regarding programs, projects, and activities of the agencies and entities represented on the Committee to promote the goals of the Missouri River recovery and mitigation plan;

(iv) establishment of such working groups as the Committee determines to be necessary to assist in carrying out the duties of the Committee, including duties relating to public policy and scientific issues;

(v) facilitating the resolution of interagency and intergovernmental conflicts between entities represented on the Committee associated with the Missouri River recovery and mitigation plan;

(vi) coordination of scientific and other research associated with the Missouri River recovery and mitigation plan; and

(vii) annual preparation of a work plan and associated budget requests.

(4) RECOMMENDATIONS AND GUIDANCE.—In providing recommendations and guidance from the Committee, the members of the Committee may include dissenting opinions.

(5) COMPENSATION; TRAVEL EXPENSES.—

(A) COMPENSATION.—Members of the Committee shall not receive compensation from the Secretary in carrying out the duties of the Committee under this section.

(B) TRAVEL EXPENSES.—Travel expenses incurred by a member of the Committee in carrying out the duties of the Committee under this section shall not be eligible for Federal reimbursement.

(C) NONAPPLICABILITY OF FACAA.—The Federal Advisory Committee Act (5 U.S.C. App.) shall not apply to the Committee.

**SEC. 5019. SUSQUEHANNA, DELAWARE, AND POTOMAC RIVER BASINS, DELAWARE, MARYLAND, PENNSYLVANIA, AND VIRGINIA.**

(a) EX OFFICIO MEMBER.—Notwithstanding section 3001(a) of the 1997 Emergency Supplemental Appropriations Act for Recovery From Natural Disasters, and for Overseas Peacekeeping Efforts, Including Those in Bosnia (Public Law 105-18; 111 Stat. 176), section 2.2 of the Susquehanna River Basin Compact to which consent was given by Public Law 91-575 (84 Stat. 1512), and section 2.2 of the Delaware River Basin Compact to which consent was given by Public Law 87-328 (75 Stat. 691), beginning in fiscal year 2002, and each fiscal year thereafter, the Division Engineer, North Atlantic Division, Corps of Engineers—

(1) shall be—

(A) the ex officio United States member of the Susquehanna River Basin Compact and the Delaware River Basin Compact; and

(B) one of the 3 members appointed by the President under the Potomac River Basin Compact to which consent was given by Public Law 91-407 (84 Stat. 856);

(2) shall serve without additional compensation; and

(3) may designate an alternate member in accordance with the terms of those compacts.

(b) AUTHORIZATION TO ALLOCATE.—The Secretary shall allocate funds to the Susquehanna River Basin Commission, Delaware River Basin Commission, and the Interstate Commission on the Potomac River Basin to fulfill the equitable funding requirements of the respective interstate compacts.

(c) WATER SUPPLY AND CONSERVATION STORAGE, DELAWARE RIVER BASIN.—

(1) IN GENERAL.—The Secretary shall enter into an agreement with the Delaware River Basin Commission to provide temporary water supply and conservation storage at the Francis E. Walter Dam, Pennsylvania, for any period during which the Commission has determined that a drought warning or drought emergency exists.

(2) LIMITATION.—The agreement shall provide that the cost for water supply and conservation storage under paragraph (1) shall not exceed the incremental operating costs associated with providing the storage.

(d) WATER SUPPLY AND CONSERVATION STORAGE, SUSQUEHANNA RIVER BASIN.—

(1) IN GENERAL.—The Secretary shall enter into an agreement with the Susquehanna River Basin Commission to provide temporary water supply and conservation storage at Federal facilities operated by the Corps of Engineers in the Susquehanna River basin for any period for which the Commission has determined that a drought warning or drought emergency exists.

(2) LIMITATION.—The agreement shall provide that the cost for water supply and conservation storage under paragraph (1) shall not exceed the incremental operating costs associated with providing the storage.

(e) WATER SUPPLY AND CONSERVATION STORAGE, POTOMAC RIVER BASIN.—

(1) IN GENERAL.—The Secretary shall enter into an agreement with the Interstate Commission on the Potomac River Basin to provide temporary water supply and conservation storage at Federal facilities operated by the Corps of Engineers in the Potomac River basin for any period for which the Commission has determined that a drought warning or drought emergency exists.

(2) LIMITATION.—The agreement shall provide that the cost for water supply and conservation storage under paragraph (1) shall not exceed the incremental operating costs associated with providing the storage.

**SEC. 5020. CHESAPEAKE BAY ENVIRONMENTAL RESTORATION AND PROTECTION PROGRAM.**

(a) FORM OF ASSISTANCE.—Section 510(a)(2) of the Water Resources Development Act of 1996 (110 Stat. 3759) is amended by striking “, and beneficial uses of dredged material” and inserting “, beneficial uses of dredged material, and restoration of submerged aquatic vegetation”.

(b) AUTHORIZATION OF APPROPRIATIONS.—Section 510(i) of such Act (110 Stat. 3761) is amended by striking “\$10,000,000” and inserting “\$40,000,000”.

**SEC. 5021. CHESAPEAKE BAY OYSTER RESTORATION, VIRGINIA AND MARYLAND.**

Section 704(b) of the Water Resources Development Act of 1986 (33 U.S.C. 2263(b)) is amended—

(1) by redesignating paragraph (2) as paragraph (4);

(2) in paragraph (1)—

(A) in the second sentence by striking “\$30,000,000” and inserting “\$50,000,000”; and

(B) in the third sentence by striking “Such projects” and inserting the following:

“(2) INCLUSIONS.—Such projects”;

(3) by striking paragraph (2)(D) (as redesignated by paragraph (2)(B) of this subsection) and inserting the following:

“(D) the restoration and rehabilitation of habitat for fish, including native oysters, in the Chesapeake Bay and its tributaries in Virginia and Maryland, including—

“(i) the construction of oyster bars and reefs;

“(ii) the rehabilitation of existing marginal habitat;

“(iii) the use of appropriate alternative substrate material in oyster bar and reef construction;

“(iv) the construction and upgrading of oyster hatcheries; and

“(v) activities relating to increasing the output of native oyster broodstock for seeding and monitoring of restored sites to ensure ecological success.

“(3) RESTORATION AND REHABILITATION ACTIVITIES.—The restoration and rehabilitation activities described in paragraph (2)(D) shall be—

“(A) for the purpose of establishing permanent sanctuaries and harvest management areas; and

“(B) consistent with plans and strategies for guiding the restoration of the Chesapeake Bay oyster resource and fishery.”; and

(4) by adding at the end the following:

“(5) DEFINITION OF ECOLOGICAL SUCCESS.—In this subsection, the term ‘ecological success’ means—

“(A) achieving a tenfold increase in native oyster biomass by the year 2010, from a 1994 baseline; and

“(B) the establishment of a sustainable fishery as determined by a broad scientific and economic consensus.”.

**SEC. 5022. HYPOXIA ASSESSMENT.**

The Secretary may participate with Federal, State, and local agencies, non-Federal and non-profit entities, regional researchers, and other interested parties to assess hypoxia in the Gulf of Mexico.

**SEC. 5023. POTOMAC RIVER WATERSHED ASSESSMENT AND TRIBUTARY STRATEGY EVALUATION AND MONITORING PROGRAM.**

The Secretary may participate in the Potomac River watershed assessment and tributary strategy evaluation and monitoring program to identify a series of resource management indicators to accurately monitor the effectiveness of the implementation of the agreed upon tributary strategies and other public policies that pertain to natural resource protection of the Potomac River watershed.

**SEC. 5024. LOCK AND DAM SECURITY.**

(a) STANDARDS.—The Secretary, in consultation with the Federal Emergency Management Agency, the Tennessee Valley Authority, and the Coast Guard, shall develop standards for the security of locks and dams, including the testing and certification of vessel exclusion barriers.

(b) SITE SURVEYS.—At the request of a lock or dam owner, the Secretary shall provide technical assistance, on a reimbursable basis, to improve lock or dam security.

(c) COOPERATIVE AGREEMENT.—The Secretary may enter into a cooperative agreement with a nonprofit alliance of public and private organizations that has the mission of promoting safe waterways and seaports to carry out testing and certification activities, and to perform site surveys, under this section.

(d) AUTHORIZATION OF APPROPRIATIONS.—There is authorized to be appropriated \$3,000,000 to carry out this section.

**SEC. 5025. RESEARCH AND DEVELOPMENT PROGRAM FOR COLUMBIA AND SNAKE RIVER SALMON SURVIVAL.**

Section 511 of the Water Resources Development Act of 1996 (16 U.S.C. 3301 note; 110 Stat. 3761; 113 Stat. 375) is amended—

(1) in subsection (a)(6) by striking “\$10,000,000” and inserting “\$25,000,000”; and

(2) in subsection (c)(2) by striking “\$1,000,000” and inserting “\$10,000,000”.



**SEC. 5026. WAGE SURVEYS.**

Employees of the Corps of Engineers who are paid wages determined under the last undesignated paragraph under the heading "Administrative Provisions" of chapter V of the Supplemental Appropriations Act, 1982 (5 U.S.C. 5343 note; 96 Stat. 832) shall be allowed, through appropriate employee organization representatives, to participate in wage surveys under such paragraph to the same extent as are prevailing rate employees under subsection (c)(2) of section 5343 of title 5, United States Code. Nothing in such section 5343 shall be construed to affect which agencies are to be surveyed under such paragraph.

**SEC. 5027. REHABILITATION.**

The Secretary, at Federal expense and in an amount not to exceed \$1,000,000, shall rehabilitate and improve the water-related infrastructure and the transportation infrastructure for the historic property in the Anacostia River watershed located in the District of Columbia, including measures to address wet weather conditions. To carry out this section, the Secretary shall accept funds provided for such project under any other Federal program.

**SEC. 5028. AUBURN, ALABAMA.**

The Secretary may provide technical assistance relating to water supply to Auburn, Alabama. There is authorized to be appropriated \$5,000,000 to carry out this section.

**SEC. 5029. PINHOOK CREEK, HUNTSVILLE, ALABAMA.**

(a) **PROJECT AUTHORIZATION.**—The Secretary shall design and construct the locally preferred plan for flood protection at Pinhook Creek, Huntsville, Alabama. In carrying out the project, the Secretary shall utilize, to the extent practicable, the existing detailed project report for the project prepared under the authority of section 205 of the Flood Control Act of 1948 (33 U.S.C. 701s).

(b) **PARTICIPATION BY NON-FEDERAL INTEREST.**—The Secretary shall allow the non-Federal interest to participate in the financing of the project in accordance with section 903(c) of the Water Resources Development Act of 1986 (100 Stat. 4184) if the detailed project report evaluation indicates that applying such section is necessary to implement the project.

(c) **CREDIT.**—The Secretary shall credit, in accordance with section 221 of the Flood Control Act of 1970 (42 U.S.C. 1962d-5b), toward the non-Federal share of the cost of the project the cost of work carried out by the non-Federal interest before the date of the partnership agreement for the project.

**SEC. 5030. ALASKA.**

Section 570 of the Water Resources Development Act of 1999 (113 Stat. 369) is amended—

(1) in subsection (c) by inserting "environmental restoration," after "water supply and related facilities,";

(2) in subsection (e)(3)(B) by striking the last sentence;

(3) in subsection (h) by striking "\$25,000,000" and inserting "\$45,000,000"; and

(4) by adding at the end the following:

"(i) **NONPROFIT ENTITIES.**—In accordance with section 221(b) of the Flood Control Act of 1970 (42 U.S.C. 1962d-5b(b)), for any project carried out under this section, a non-Federal interest may include a nonprofit entity with the consent of the affected local government.

"(j) **CORPS OF ENGINEERS EXPENSES.**—Not more than 10 percent of the amounts appropriated to carry out this section may be used by the Corps of Engineers district offices to administer projects under this section at Federal expense."

**SEC. 5031. BARROW, ALASKA.**

The Secretary shall carry out, under section 117 of the Energy and Water Development Appropriations Act, 2005 (118 Stat. 2944), a non-structural project for coastal erosion and storm damage prevention and reduction at Barrow, Alaska, including relocation of infrastructure.

**SEC. 5032. LOWELL CREEK TUNNEL, SEWARD, ALASKA.**

(a) **LONG-TERM MAINTENANCE AND REPAIR.**—  
(1) **MAINTENANCE AND REPAIR.**—The Secretary shall assume responsibility for the long-term maintenance and repair of the Lowell Creek tunnel, Seward, Alaska.

(2) **DURATION OF RESPONSIBILITIES.**—The responsibility of the Secretary for long-term maintenance and repair of the tunnel shall continue until an alternative method of flood diversion is constructed and operational under this section, or 15 years after the date of enactment of this Act, whichever is earlier.

(b) **STUDY.**—The Secretary shall conduct a study to determine whether an alternative method of flood diversion in Lowell Canyon is feasible.

(c) **CONSTRUCTION.**—

(1) **ALTERNATIVE METHODS.**—If the Secretary determines under the study conducted under subsection (b) that an alternative method of flood diversion in Lowell Canyon is feasible, the Secretary shall carry out the alternative method.

(2) **FEDERAL SHARE.**—The Federal share of the cost of carrying out an alternative method under paragraph (1) shall be the same as the Federal share of the cost of the construction of the Lowell Creek tunnel.

**SEC. 5033. ST. HERMAN AND ST. PAUL HARBORS, KODIAK, ALASKA.**

The Secretary shall carry out, on an emergency basis, necessary removal of rubble, sediment, and rock impeding the entrance to the St. Herman and St. Paul Harbors, Kodiak, Alaska, at a Federal cost of \$2,000,000.

**SEC. 5034. TANANA RIVER, ALASKA.**

The Secretary shall carry out, on an emergency basis, the removal of the hazard to navigation on the Tanana River, Alaska, near the mouth of the Chena River, as described in the January 3, 2005, memorandum from the Commander, Seventeenth Coast Guard District, to the Corps of Engineers, Alaska District, Anchorage, Alaska.

**SEC. 5035. WRANGELL HARBOR, ALASKA.**

(a) **GENERAL NAVIGATION FEATURES.**—In carrying out the project for navigation, Wrangell Harbor, Alaska, authorized by section 101(b)(1) of the Water Resources Development Act of 1999 (113 Stat. 279), the Secretary shall consider the dredging of the mooring basin and construction of the inner harbor facilities to be general navigation features for purposes of estimating the non-Federal share of project costs.

(b) **REVISION OF PARTNERSHIP AGREEMENT.**—The Secretary shall revise the partnership agreement for the project to reflect the change required by subsection (a).

**SEC. 5036. AUGUSTA AND CLARENDON, ARKANSAS.**

(a) **IN GENERAL.**—The Secretary may carry out rehabilitation of authorized and completed levees on the White River between Augusta and Clarendon, Arkansas, at a total estimated cost of \$8,000,000, with an estimated Federal cost of \$5,200,000 and an estimated non-Federal cost of \$2,800,000.

(b) **REIMBURSEMENT.**—After performing the rehabilitation under subsection (a), the Secretary shall seek reimbursement from the Secretary of the Interior of an amount equal to the costs allocated to benefits to a Federal wildlife refuge of such rehabilitation.

**SEC. 5037. DES ARC LEVEE PROTECTION, ARKANSAS.**

The Secretary shall review the project for flood control, Des Arc, Arkansas, to determine whether bank and channel scour along the White River threaten the existing project and whether the scour is a result of a design deficiency. If the Secretary determines that such conditions exist as a result of a deficiency, the Secretary shall carry out measures to eliminate the deficiency.

**SEC. 5038. LOOMIS LANDING, ARKANSAS.**

The Secretary shall conduct a study of shore damage in the vicinity of Loomis Landing, Ar-

kansas, to determine if the damage is the result of a Federal navigation project, and, if the Secretary determines that the damage is the result of a Federal navigation project, the Secretary shall carry out a project to mitigate the damage under section 111 of the River and Harbor Act of 1968 (33 U.S.C. 4261).

**SEC. 5039. CALIFORNIA.**

(a) **ESTABLISHMENT OF PROGRAM.**—The Secretary may establish a program to provide environmental assistance to non-Federal interests in California.

(b) **FORM OF ASSISTANCE.**—Assistance provided under this section may be in the form of design and construction assistance for water-related environmental infrastructure and resource protection and development projects in California, including projects for wastewater treatment and related facilities, water supply and related facilities, environmental restoration, and surface water resource protection and development.

(c) **OWNERSHIP REQUIREMENT.**—The Secretary may provide assistance for a project under this section only if the project is publicly owned.

(d) **PARTNERSHIP AGREEMENTS.**—

(1) **IN GENERAL.**—Before providing assistance under this section, the Secretary shall enter into a partnership agreement with a non-Federal interest to provide for design and construction of the project to be carried out with the assistance.

(2) **REQUIREMENTS.**—Each partnership agreement for a project entered into under this subsection shall provide for the following:

(A) **PLAN.**—Development by the Secretary, in consultation with appropriate Federal and State officials, of a facilities or resource protection and development plan, including appropriate engineering plans and specifications.

(B) **LEGAL AND INSTITUTIONAL STRUCTURES.**—Establishment of such legal and institutional structures as are necessary to ensure the effective long-term operation of the project by the non-Federal interest.

(3) **COST SHARING.**—

(A) **IN GENERAL.**—The Federal share of the cost of a project under this section—

(i) shall be 75 percent; and

(ii) may be provided in the form of grants or reimbursements of project costs.

(B) **CREDIT FOR WORK.**—The Secretary shall credit, in accordance with section 221 of the Flood Control Act of 1970 (42 U.S.C. 1962d-5b), toward the non-Federal share of the cost of the project the cost of design work carried out by the non-Federal interest for the project before the date of the partnership agreement for the project.

(C) **CREDIT FOR INTEREST.**—In case of a delay in the funding of the non-Federal share of the costs of a project that is the subject of an agreement under this section, the non-Federal interest shall receive credit for reasonable interest incurred in providing the non-Federal share.

(D) **CREDIT FOR LAND, EASEMENTS, AND RIGHTS-OF-WAY.**—The non-Federal interest shall receive credit for land, easements, rights-of-way, and relocations toward the non-Federal share of project costs (including all reasonable costs associated with obtaining permits necessary for the construction, operation, and maintenance of the project on publicly owned or controlled land), but the credit may not exceed 25 percent of total project costs.

(E) **OPERATION AND MAINTENANCE.**—The non-Federal share of operation and maintenance costs for projects constructed with assistance provided under this section shall be 100 percent.

(e) **APPLICABILITY OF OTHER FEDERAL AND STATE LAWS.**—Nothing in this section shall be construed to waive, limit, or otherwise affect the applicability of any provision of Federal or State law that would otherwise apply to a project to be carried out with assistance provided under this section.

(f) **NONPROFIT ENTITIES.**—In accordance with section 221(b) of the Flood Control Act of 1970 (42 U.S.C. 1962d-5b(b)), for any project carried

out under this section, a non-Federal interest may include a nonprofit entity.

(g) **CORPS OF ENGINEERS EXPENSES.**—Not more than 10 percent of amounts made available to carry out this section may be used by the Corps of Engineers district offices to administer projects under this section at Federal expense.

(h) **AUTHORIZATION OF APPROPRIATIONS.**—There is authorized to be appropriated to carry out this section \$40,000,000.

**SEC. 5040. CALAVERAS RIVER AND LITTLEJOHN CREEK AND TRIBUTARIES, STOCKTON, CALIFORNIA.**

(a) **IN GENERAL.**—Unless the Secretary determines, by not later than 30 days after the date of enactment of this Act, that the relocation of the portion of the project described in subsection (b)(2) would be injurious to the public interest, a non-Federal interest may reconstruct and relocate that portion of the project approximately 300 feet in a westerly direction.

(b) **PROJECT DESCRIPTION.**—

(1) **IN GENERAL.**—The project referred to in subsection (a) is the project for flood control, Calaveras River and Littlejohn Creek and tributaries, California, authorized by section 10 of the Flood Control Act of December 22, 1944 (58 Stat. 902).

(2) **SPECIFIC DESCRIPTION.**—The portion of the project to be reconstructed and relocated is that portion consisting of approximately 5.34 acres of dry land levee beginning at a point N. 2203542.3167, E. 6310930.1385, thence running west about 59.99 feet to a point N. 2203544.6562, E. 6310870.1468, thence running south about 3,874.99 feet to a point N. 2199669.8760, E. 6310861.7956, thence running east about 60.00 feet to a point N. 2199668.8026, E. 6310921.7900, thence running north about 3,873.73 feet to the point of origin.

(c) **COST SHARING.**—The non-Federal share of the cost of reconstructing and relocating the portion of the project described in subsection (b)(2) shall be 100 percent.

**SEC. 5041. CAMBRIA, CALIFORNIA.**

Section 219(f)(48) of the Water Resources Development Act of 1992 (114 Stat. 2763A-220) is amended—

(1) by striking “\$10,300,000” and inserting the following:

“(A) **IN GENERAL.**—\$10,300,000”;

(2) by adding at the end the following:

“(B) **CREDIT.**—The Secretary shall credit, in accordance with section 221 of the Flood Control Act of 1970 (42 U.S.C. 1962d-5b), toward the non-Federal share of the cost of the project not to exceed \$3,000,000 for the cost of planning and design work carried out by the non-Federal interest for the project before the date of the partnership agreement for the project.”; and

(3) by aligning the remainder of the text of subparagraph (A) (as designated by paragraph (1) of this section) with subparagraph (B) (as added by paragraph (2) of this section).

**SEC. 5042. CONTRA COSTA CANAL, OAKLEY AND KNIGHTSEN, CALIFORNIA; MALLARD SLOUGH, PITTSBURG, CALIFORNIA.**

Sections 512 and 514 of the Water Resources Development Act of 2000 (114 Stat. 2650) are each amended by adding at the end the following: “All planning, study, design, and construction on the project shall be carried out by the office of the district engineer, San Francisco, California.”.

**SEC. 5043. DANA POINT HARBOR, CALIFORNIA.**

The Secretary shall conduct a study of the causes of water quality degradation within Dana Point Harbor, California, to determine if the degradation is the result of a Federal navigation project, and, if the Secretary determines that the degradation is the result of a Federal navigation project, the Secretary shall carry out a project to mitigate the degradation at Federal expense.

**SEC. 5044. EAST SAN JOAQUIN COUNTY, CALIFORNIA.**

Section 219(f)(22) of the Water Resources Development Act of 1992 (113 Stat. 336) is amended—

(1) by striking “\$25,000,000” and inserting the following:

“(A) **IN GENERAL.**—\$25,000,000”;

(2) by adding at the end the following:

“(B) **CREDIT.**—The Secretary shall credit, in accordance with section 221 of the Flood Control Act of 1970 (42 U.S.C. 1962d-5b), toward the non-Federal share of the cost of the project the cost of design and construction work carried out by the non-Federal interest for the project before the date of the partnership agreement for the project.

“(C) **IN-KIND CONTRIBUTIONS.**—The non-Federal interest may provide any portion of the non-Federal share of the cost of the project in the form of in-kind services and materials.”; and

(3) by aligning the remainder of the text of subparagraph (A) (as designated by paragraph (1) of this section) with subparagraph (B) (as added by paragraph (2) of this section).

**SEC. 5045. EASTERN SANTA CLARA BASIN, CALIFORNIA.**

Section 111(c) of the Miscellaneous Appropriations Act, 2001 (as enacted into law by Public Law 106-554; 114 Stat. 2763A-224) is amended—

(1) by striking “\$25,000,000” and inserting “\$28,000,000”; and

(2) by striking “\$7,000,000” and inserting “\$10,000,000”.

**SEC. 5046. LA-3 DREDGED MATERIAL OCEAN DISPOSAL SITE DESIGNATION, CALIFORNIA.**

The third sentence of section 102(c)(4) of the Marine Protection, Research, and Sanctuaries Act of 1972 (33 U.S.C. 1412(c)(4)) is amended by striking “January 1, 2003” and inserting “January 1, 2011”.

**SEC. 5047. LANCASTER, CALIFORNIA.**

Section 219(f)(50) of the Water Resources Development Act of 1992 (114 Stat. 2763A-220) is amended—

(1) by inserting after “water” the following: “and wastewater”; and

(2) by striking “\$14,500,000” and inserting “\$24,500,000”.

**SEC. 5048. LOS OSOS, CALIFORNIA.**

Section 219(c)(27) of the Water Resources Development Act of 1992 (114 Stat. 2763A-219) is amended to read as follows:

“(27) **LOS OSOS, CALIFORNIA.**—Wastewater infrastructure, Los Osos, California.”.

**SEC. 5049. PINE FLAT DAM FISH AND WILDLIFE HABITAT, CALIFORNIA.**

(a) **COOPERATIVE PROGRAM.**—

(1) **IN GENERAL.**—The Secretary shall participate with appropriate State and local agencies in the implementation of a cooperative program to improve and manage fisheries and aquatic habitat conditions in Pine Flat Reservoir and in the 14-mile reach of the Kings River immediately below Pine Flat Dam, California, in a manner that—

(A) provides for long-term aquatic resource enhancement; and

(B) avoids adverse effects on water storage and water rights holders.

(2) **GOALS AND PRINCIPLES.**—The cooperative program described in paragraph (1) shall be carried out—

(A) substantially in accordance with the goals and principles of the document entitled “Kings River Fisheries Management Program Framework Agreement” and dated May 29, 1999, between the California department of fish and game and the Kings River Water Association and the Kings River Conservation District; and

(B) in cooperation with the parties to that agreement.

(b) **PARTICIPATION BY SECRETARY.**—

(1) **IN GENERAL.**—In furtherance of the goals of the agreement described in subsection (a)(2), the Secretary shall participate in the planning, design, and construction of projects and pilot projects on the Kings River and its tributaries to enhance aquatic habitat and water availability for fisheries purposes (including maintenance of a trout fishery) in accordance with flood control

operations, water rights, and beneficial uses in existence as of the date of enactment of this Act.

(2) **PROJECTS.**—Projects referred to in paragraph (1) may include—

(A) projects to construct or improve pumping, conveyance, and storage facilities to enhance water transfers; and

(B) projects to carry out water exchanges and create opportunities to use floodwater within and downstream of Pine Flat Reservoir.

(c) **NO AUTHORIZATION OF CERTAIN DAM-RELATED PROJECTS.**—Nothing in this section shall be construed to authorize any project for the raising of Pine Flat Dam or the construction of a multilevel intake structure at Pine Flat Dam.

(d) **USE OF EXISTING STUDIES.**—In carrying out this section, the Secretary shall use, to the maximum extent practicable, studies in existence on the date of enactment of this Act, including data and environmental documentation in the document entitled “Final Feasibility Report and Report of the Chief of Engineers for Pine Flat Dam Fish and Wildlife Habitat Restoration” and dated July 19, 2002.

(e) **CREDIT FOR LAND, EASEMENTS, AND RIGHTS-OF-WAY.**—The Secretary shall credit toward the non-Federal share of the cost of construction of any project under subsection (b) the value, regardless of the date of acquisition, of any land, easements, rights-of-way, dredged material disposal areas, or relocations provided by the non-Federal interest for use in carrying out the project.

(f) **OPERATION AND MAINTENANCE.**—The operation, maintenance, repair, rehabilitation, and replacement of projects carried out under this section shall be a non-Federal responsibility.

(g) **AUTHORIZATION OF APPROPRIATIONS.**—There is authorized to be appropriated to carry out this section \$20,000,000. Such sums shall remain available until expended.

**SEC. 5050. RAYMOND BASIN, SIX BASINS, CHINO BASIN, AND SAN GABRIEL BASIN, CALIFORNIA.**

(a) **COMPREHENSIVE PLAN.**—The Secretary, in consultation and coordination with appropriate Federal, State, and local entities, shall develop a comprehensive plan for the management of water resources in the Raymond Basin, Six Basins, Chino Basin, and San Gabriel Basin, California. The Secretary may carry out activities identified in the comprehensive plan to demonstrate practicable alternatives for water resources management.

(b) **OPERATION AND MAINTENANCE.**—The non-Federal share of the cost of operation and maintenance of any measures constructed under this section shall be 100 percent.

(c) **AUTHORIZATION OF APPROPRIATIONS.**—There is authorized to be appropriated to carry out this section \$5,000,000.

**SEC. 5051. SAN FRANCISCO, CALIFORNIA.**

(a) **IN GENERAL.**—The Secretary, in cooperation with the Port of San Francisco, California, may carry out the project for repair and removal, as appropriate, of Piers 30-32, 35, 36, 70 (including Wharves 7 and 8), and 80 in San Francisco, California, substantially in accordance with the Port’s redevelopment plan.

(b) **AUTHORIZATION OF APPROPRIATION.**—There is authorized to be appropriated \$25,000,000 to carry out this section.

**SEC. 5052. SAN FRANCISCO, CALIFORNIA, WATERFRONT AREA.**

(a) **AREA TO BE DECLARED NONNAVIGABLE; PUBLIC INTEREST.**—Unless the Secretary finds, after consultation with local and regional public officials (including local and regional public planning organizations), that the proposed projects to be undertaken within the boundaries of the portion of the San Francisco, California, waterfront area described in subsection (b) are not in the public interest, such portion is declared to be nonnavigable waters of the United States.

(b) **NORTHERN EMBARCADERO SOUTH OF BRYANT STREET.**—The portion of the San Francisco, California, waterfront area referred to in subsection (a) is as follows: Beginning at the intersection of the northeasterly prolongation of that

portion of the northwesterly line of Bryant Street lying between Beale Street and Main Street with the southwesterly line of Spear Street, which intersection lies on the line of jurisdiction of the San Francisco Port Commission; following thence southerly along said line of jurisdiction as described in the State of California Harbor and Navigation Code Section 1770, as amended in 1961, to its intersection with the southeasterly line of Townsend Street; thence northeasterly along said southeasterly line of Townsend Street, to its intersection with a line that is parallel and distant 10 feet southerly from the existing southern boundary of Pier 40 produced; thence easterly along said parallel line, to its point of intersection with the United States Government Pierhead line; thence northerly along said Pierhead line to its intersection with a line parallel with, and distant 10 feet easterly from, the existing easterly boundary line of Pier 30-32; thence northerly along said parallel line and its northerly prolongation, to a point of intersection with a line parallel with, and distant 10 feet northerly from, the existing northerly boundary of Pier 30-32; thence westerly along last said parallel line to its intersection with the United States Government Pierhead line; thence northerly along said Pierhead line, to its intersection aforementioned northwesterly line of Bryant Street produced northeasterly; thence southwesterly along said northwesterly line of Bryant Street produced to the point of beginning.

(c) REQUIREMENT THAT AREA BE IMPROVED.—The declaration of nonnavigability under subsection (a) applies only to those parts of the area described in subsection (b) that are or will be bulkheaded, filled, or otherwise occupied by permanent structures and does not affect the applicability of any Federal statute or regulation applicable to such parts the day before the date of enactment of this Act, including sections 9 and 10 of the Act of March 3, 1899 (33 U.S.C. 401 and 403; 30 Stat. 1151), commonly known as the Rivers and Harbors Appropriation Act of 1899, section 404 of the Federal Water Pollution Control Act (33 U.S.C. 1344), and the National Environmental Policy Act of 1969 (42 U.S.C. 4321 et seq.).

(d) EXPIRATION DATE.—If, 20 years from the date of enactment of this Act, any area or part thereof described in subsection (b) is not bulkheaded or filled or occupied by permanent structures, including marina facilities, in accordance with the requirements set out in subsection (c), or if work in connection with any activity permitted in subsection (c) is not commenced within 5 years after issuance of such permits, then the declaration of nonnavigability for such area or part thereof shall expire.

**SEC. 5053. SAN PABLO BAY, CALIFORNIA, WATERSHED AND SUISUN MARSH ECOSYSTEM RESTORATION.**

(a) SAN PABLO BAY WATERSHED, CALIFORNIA.—

(1) IN GENERAL.—The Secretary shall complete work, as expeditiously as possible, on the ongoing San Pablo Bay watershed, California, study to determine the feasibility of opportunities for restoring, preserving, and protecting the San Pablo Bay watershed.

(2) REPORT.—Not later than March 31, 2008, the Secretary shall submit to Congress a report on the results of the study.

(b) SUISUN MARSH, CALIFORNIA.—The Secretary shall conduct a comprehensive study to determine the feasibility of opportunities for restoring, preserving, and protecting the Suisun Marsh, California.

(c) SAN PABLO AND SUISUN BAY MARSH WATERSHED CRITICAL RESTORATION PROJECTS.—

(1) IN GENERAL.—The Secretary may participate in critical restoration projects that will produce, consistent with Federal programs, projects, and activities, immediate and substantial ecosystem restoration, preservation, and protection benefits in the following sub-watersheds of the San Pablo and Suisun Bay Marsh watersheds:

(A) The tidal areas of the Petaluma River, Napa-Sonoma Marsh.

(B) The shoreline of West Contra Costa County.

(C) Novato Creek.

(D) Suisun Marsh.

(E) Gallinas-Miller Creek.

(2) TYPES OF ASSISTANCE.—Participation in critical restoration projects under this subsection may include assistance for planning, design, or construction.

(d) CREDIT.—In accordance with section 221 of the Flood Control Act of 1970 (42 U.S.C. 1962d-5b), the Secretary shall credit toward the non-Federal share of the cost of construction of a project under this section—

(1) the value of any lands, easements, rights-of-way, dredged material disposal areas, or relocations provided by the non-Federal interest for carrying out the project, regardless of the date of acquisition;

(2) funds received from the CALFED Bay-Delta program; and

(3) the cost of the studies, design, and construction work carried out by the non-Federal interest before the date of the partnership agreement for the project.

(e) AUTHORIZATION OF APPROPRIATIONS.—There is authorized to be appropriated to carry out this section \$40,000,000.

**SEC. 5054. ST. HELENA, CALIFORNIA.**

(a) IN GENERAL.—The Secretary may construct a project for flood control and environmental restoration, St. Helena, California, substantially in accordance with the plan for the St. Helena comprehensive flood protection project dated 2006 and described in the addendum dated June 27, 2006, to the report prepared by the city of St. Helena entitled “City of St. Helena Comprehensive Flood Protection Project, Final Environmental Impact Report”, and dated January 2004, if the Secretary determines that the plans and designs for the project are feasible.

(b) COST.—The total cost of the project to be constructed pursuant to subsection (a) shall be \$30,000,000, with an estimated Federal cost of \$19,500,000 and an estimated non-Federal cost of \$10,500,000.

(c) REIMBURSEMENT.—The non-Federal interest shall be reimbursed for any work performed by the non-Federal interest for the project described in subsection (a) that is in excess of the required non-Federal contribution toward the total cost of the project, if the Secretary determines that the work is integral to the project.

**SEC. 5055. UPPER CALAVERAS RIVER, STOCKTON, CALIFORNIA.**

(a) REEVALUATION.—The Secretary shall re-evaluate the feasibility of the Lower Mosher Slough element and the levee extensions on the Upper Calaveras River element of the project for flood control, Stockton Metropolitan Area, California, carried out under section 211(f)(3) of the Water Resources Development Act of 1996 (110 Stat. 3683), to determine the eligibility of such elements for reimbursement under section 211 of such Act (33 U.S.C. 701b-13).

(b) SPECIAL RULES FOR REEVALUATION.—In conducting the reevaluation under subsection (a), the Secretary shall not reject a feasibility determination based on one or more of the policies of the Corps of Engineers concerning the frequency of flooding, the drainage area, and the amount of runoff.

(c) REIMBURSEMENT.—If the Secretary determines that the elements referred to subsection (a) are feasible, the Secretary shall reimburse, subject to appropriations, the non-Federal interest under section 211 of the Water Resources Development Act of 1996 for the Federal share of the cost of such elements.

**SEC. 5056. RIO GRANDE ENVIRONMENTAL MANAGEMENT PROGRAM, COLORADO, NEW MEXICO, AND TEXAS.**

(a) DEFINITIONS.—In this section, the following definitions apply:

(1) RIO GRANDE COMPACT.—The term “Rio Grande Compact” means the compact approved

by Congress under the Act of May 31, 1939 (53 Stat. 785), and ratified by the States.

(2) RIO GRANDE BASIN.—The term “Rio Grande Basin” means the Rio Grande (including all tributaries and their headwaters) located—

(A) in the State of Colorado, from the Rio Grande Reservoir, near Creede, Colorado, to the New Mexico State border;

(B) in the State of New Mexico, from the Colorado State border downstream to the Texas State border; and

(C) in the State of Texas, from the New Mexico State border to the southern terminus of the Rio Grande at the Gulf of Mexico.

(3) STATES.—The term “States” means the States of Colorado, New Mexico, and Texas.

(b) PROGRAM AUTHORITY.—

(1) IN GENERAL.—The Secretary shall carry out, in the Rio Grande Basin—

(A) a program for the planning, construction, and evaluation of measures for fish and wildlife habitat rehabilitation and enhancement; and

(B) implementation of a long-term monitoring, computerized data inventory and analysis, applied research, and adaptive management program.

(2) REPORTS.—Not later than December 31, 2008, and not later than December 31 of every sixth year thereafter, the Secretary, in consultation with the Secretary of the Interior and the States, shall submit to Congress a report that—

(A) contains an evaluation of the programs described in paragraph (1);

(B) describes the accomplishments of each program;

(C) provides updates of a systemic habitat needs assessment; and

(D) identifies any needed adjustments in the authorization of the programs.

(c) STATE AND LOCAL CONSULTATION AND CO-OPERATIVE EFFORT.—For the purpose of ensuring the coordinated planning and implementation of the programs described in subsection (b), the Secretary shall—

(1) consult with the States, and other appropriate entities in the States, the rights and interests of which might be affected by specific program activities; and

(2) enter into an interagency agreement with the Secretary of the Interior to provide for the direct participation of, and transfer of funds to, the United States Fish and Wildlife Service and any other agency or bureau of the Department of the Interior for the planning, design, implementation, and evaluation of those programs.

(d) OPERATION AND MAINTENANCE.—The costs of operation and maintenance of a project located on Federal land, or land owned or operated by a State or local government, shall be borne by the Federal, State, or local agency that has jurisdiction over fish and wildlife activities on the land.

(e) EFFECT ON OTHER LAW.—

(1) WATER LAW.—Nothing in this section shall be construed to preempt any State water law.

(2) COMPACTS AND DECREES.—In carrying out this section, the Secretary shall comply with the Rio Grande Compact, and any applicable court decrees or Federal and State laws, affecting water or water rights in the Rio Grande Basin.

(f) AUTHORIZATION OF APPROPRIATIONS.—There is authorized to be appropriated to the Secretary to carry out this section \$15,000,000 for each of fiscal years 2008 through 2011.

**SEC. 5057. CHARLES HERVEY TOWNSHEND BREAKWATER, NEW HAVEN HARBOR, CONNECTICUT.**

The western breakwater for the project for navigation, New Haven Harbor, Connecticut, authorized by the first section of the Act of September 19, 1890 (26 Stat. 428), shall be known and designated as the “Charles Hervey Townshend Breakwater”.

**SEC. 5058. STAMFORD, CONNECTICUT.**

(a) IN GENERAL.—The Secretary may participate in the ecosystem restoration, navigation, flood damage reduction, and recreation components of the Mill River and Long Island Sound revitalization project, Stamford, Connecticut.

(b) **AUTHORIZATION OF APPROPRIATIONS.**—There is authorized to be appropriated \$10,000,000 to carry out this section.

**SEC. 5059. DELMARVA CONSERVATION CORRIDOR, DELAWARE, MARYLAND, AND VIRGINIA.**

(a) **ASSISTANCE.**—The Secretary may provide technical assistance to the Secretary of Agriculture for use in carrying out the Conservation Corridor Demonstration Program established under subtitle G of title II of the Farm Security and Rural Investment Act of 2002 (16 U.S.C. 3801 note; 116 Stat. 275).

(b) **COORDINATION AND INTEGRATION.**—In carrying out water resources projects in the States on the Delmarva Peninsula, the Secretary shall coordinate and integrate those projects, to the maximum extent practicable, with any activities carried out to implement a conservation corridor plan approved by the Secretary of Agriculture under section 2602 of the Farm Security and Rural Investment Act of 2002 (16 U.S.C. 3801 note; 116 Stat. 275).

**SEC. 5060. ANACOSTIA RIVER, DISTRICT OF COLUMBIA AND MARYLAND.**

(a) **COMPREHENSIVE ACTION PLAN.**—Not later than one year after the date of enactment of this Act, the Secretary, in coordination with the Mayor of the District of Columbia, the Governor of Maryland, the county executives of Montgomery County and Prince George's County, Maryland, and other interested entities, shall develop and make available to the public a 10-year comprehensive action plan to provide for the restoration and protection of the ecological integrity of the Anacostia River and its tributaries.

(b) **PUBLIC AVAILABILITY.**—On completion of the comprehensive action plan under subsection (a), the Secretary shall make the plan available to the public, including on the Internet.

**SEC. 5061. EAST CENTRAL AND NORTHEAST FLORIDA.**

(a) **EAST CENTRAL AND NORTHEAST FLORIDA REGION DEFINED.**—In this section, the term "East Central and Northeast Florida Region" means Flagler County, St. Johns County, Putnam County (east of the St. Johns River), Seminole County, Volusia County, the towns of Winter Park, Maitland, and Palatka, Florida.

(b) **ESTABLISHMENT OF PROGRAM.**—The Secretary may establish a program to provide environmental assistance to non-Federal interests in the East Central and Northeast Florida Region.

(c) **FORM OF ASSISTANCE.**—Assistance provided under this section may be in the form of design and construction assistance for water-related environmental infrastructure and resource protection and development projects in the East Central and Northeast Florida Region, including projects for wastewater treatment and related facilities, water supply and related facilities, environmental restoration, and surface water resource protection and development.

(d) **OWNERSHIP REQUIREMENT.**—The Secretary may provide assistance for a project under this section only if the project is publicly owned.

(e) **PARTNERSHIP AGREEMENTS.**—

(1) **IN GENERAL.**—Before providing assistance under this section, the Secretary shall enter into a partnership agreement with a non-Federal interest to provide for design and construction of the project to be carried out with the assistance.

(2) **REQUIREMENTS.**—Each partnership agreement for a project entered into under this subsection shall provide for the following:

(A) **PLAN.**—Development by the Secretary, in consultation with appropriate Federal and State officials, of a facilities or resource protection and development plan, including appropriate engineering plans and specifications.

(B) **LEGAL AND INSTITUTIONAL STRUCTURES.**—Establishment of such legal and institutional structures as are necessary to ensure the effective long-term operation of the project by the non-Federal interest.

(3) **COST SHARING.**—

(A) **IN GENERAL.**—The Federal share of the cost of a project under this section—

(i) shall be 75 percent; and

(ii) may be provided in the form of grants or reimbursements of project costs.

(B) **CREDIT FOR WORK.**—The Secretary shall credit, in accordance with section 221 of the Flood Control Act of 1970 (42 U.S.C. 1962d-5b), toward the non-Federal share of the cost of the project the cost of design work carried out by the non-Federal interest for the project before the date of the partnership agreement for the project.

(C) **CREDIT FOR INTEREST.**—In case of a delay in the funding of the non-Federal share of the costs of a project that is the subject of an agreement under this section, the non-Federal interest shall receive credit for reasonable interest incurred in providing the non-Federal share.

(D) **CREDIT FOR LAND, EASEMENTS, AND RIGHTS-OF-WAY.**—The non-Federal interest shall receive credit for land, easements, rights-of-way, and relocations toward the non-Federal share of project costs (including all reasonable costs associated with obtaining permits necessary for the construction, operation, and maintenance of the project on publicly owned or controlled land), but the credit may not exceed 25 percent of total project costs.

(E) **OPERATION AND MAINTENANCE.**—The non-Federal share of operation and maintenance costs for projects constructed with assistance provided under this section shall be 100 percent.

(f) **APPLICABILITY OF OTHER FEDERAL AND STATE LAWS.**—Nothing in this section shall be construed to waive, limit, or otherwise affect the applicability of any provision of Federal or State law that would otherwise apply to a project to be carried out with assistance provided under this section.

(g) **NONPROFIT ENTITIES.**—In accordance with section 221(b) of the Flood Control Act of 1970 (42 U.S.C. 1962d-5b(b)), for any project carried out under this section, a non-Federal interest may include a nonprofit entity with the consent of the affected local government.

(h) **CORPS OF ENGINEERS EXPENSES.**—Not more than 10 percent of the amounts appropriated to carry out this section may be used by the Corps of Engineers district offices to administer projects under this section at Federal expense.

(i) **AUTHORIZATION OF APPROPRIATIONS.**—There is authorized to be appropriated to carry out this section \$40,000,000.

**SEC. 5062. FLORIDA KEYS WATER QUALITY IMPROVEMENTS.**

Section 109 of the Miscellaneous Appropriations Act, 2001 (enacted into law by Public Law 106-554) (114 Stat. 2763A-222) is amended—

(1) by adding at the end of subsection (e)(2) the following:

“(C) **CREDIT FOR WORK PRIOR TO EXECUTION OF THE PARTNERSHIP AGREEMENT.**—The Secretary shall credit toward the non-Federal share of the cost of the project—

“(i) in accordance with section 221 of the Flood Control Act of 1970 (42 U.S.C. 1962d-5b), the cost of construction work carried out by the non-Federal interest for the project before the date of the partnership agreement for the project; and

“(ii) the cost of land acquisition carried out by the non-Federal interest for projects to be carried out under this section.”; and

(2) in subsection (f) by striking “\$100,000,000” and inserting “\$100,000,000, of which not more than \$15,000,000 may be used to provide planning, design, and construction assistance to the Florida Keys Aqueduct Authority for a water treatment plant, Florida City, Florida”.

**SEC. 5063. LAKE WORTH, FLORIDA.**

The Secretary may carry out necessary repairs for the Lake Worth bulkhead replacement project, West Palm Beach, Florida, at an estimated total cost of \$9,000,000.

**SEC. 5064. BIG CREEK, GEORGIA, WATERSHED MANAGEMENT AND RESTORATION PROGRAM.**

(a) **IN GENERAL.**—The Secretary may cooperate with, by providing technical, planning, and

construction assistance to, the city of Roswell, Georgia, as the non-Federal interest and coordinator with other local governments in the Big Creek watershed, Georgia, to assess the quality and quantity of water resources, conduct comprehensive watershed management planning, develop and implement water efficiency technologies and programs, and plan, design, and construct water resource facilities to restore the watershed.

(b) **AUTHORIZATION OF APPROPRIATIONS.**—There is authorized to be appropriated to the Secretary \$5,000,000 to carry out this section.

**SEC. 5065. METROPOLITAN NORTH GEORGIA WATER PLANNING DISTRICT.**

(a) **ESTABLISHMENT OF PROGRAM.**—The Secretary shall establish a program to provide environmental assistance to non-Federal interests in the Metropolitan North Georgia Water Planning District.

(b) **FORM OF ASSISTANCE.**—Assistance provided under this section may be in the form of design and construction assistance for water-related environmental infrastructure and resource protection and development projects in north Georgia, including projects for wastewater treatment and related facilities, elimination or control of combined sewer overflows, water supply and related facilities, environmental restoration, and surface water resource protection and development.

(c) **OWNERSHIP REQUIREMENT.**—The Secretary may provide assistance for a project under this section only if the project is publicly owned.

(d) **PARTNERSHIP AGREEMENTS.**—

(1) **IN GENERAL.**—Before providing assistance under this section, the Secretary shall enter into a partnership agreement with a non-Federal interest to provide for design and construction of the project to be carried out with the assistance.

(2) **REQUIREMENTS.**—Each partnership agreement for a project entered into under this subsection shall provide for the following:

(A) **PLAN.**—Development by the Secretary, in consultation with appropriate Federal and State officials, of a facilities or resource protection and development plan, including appropriate engineering plans and specifications.

(B) **LEGAL AND INSTITUTIONAL STRUCTURES.**—Establishment of such legal and institutional structures as are necessary to ensure the effective long-term operation of the project by the non-Federal interest.

(3) **COST SHARING.**—

(A) **IN GENERAL.**—The Federal share of the cost of a project under this section—

(i) shall be 75 percent; and

(ii) may be provided in the form of grants or reimbursements of project costs.

(B) **CREDIT FOR WORK.**—The Secretary shall credit, in accordance with section 221 of the Flood Control Act of 1970 (42 U.S.C. 1962d-5b), toward the non-Federal share of the cost of a project under this section, in an amount not to exceed 6 percent of the total construction costs of the project, the cost of design work carried out by the non-Federal interest for the project before the date of the partnership agreement for the project.

(C) **CREDIT FOR INTEREST.**—In case of a delay in the funding of the non-Federal share of the costs of a project that is the subject of an agreement under this section, the non-Federal interest shall receive credit for reasonable interest incurred in providing the non-Federal share.

(D) **CREDIT FOR LAND, EASEMENTS, AND RIGHTS-OF-WAY.**—The non-Federal interest shall receive credit for land, easements, rights-of-way, and relocations toward the non-Federal share of project costs (including all reasonable costs associated with obtaining permits necessary for the construction, operation, and maintenance of the project on publicly owned or controlled land), but the credit may not exceed 25 percent of total project costs.

(E) **OPERATION AND MAINTENANCE.**—The non-Federal share of operation and maintenance costs for projects constructed with assistance provided under this section shall be 100 percent.

(e) **APPLICABILITY OF OTHER FEDERAL AND STATE LAWS.**—Nothing in this section shall be construed to waive, limit, or otherwise affect the applicability of any provision of Federal or State law that would otherwise apply to a project to be carried out with assistance provided under this section.

(f) **AUTHORIZATION OF APPROPRIATIONS.**—There is authorized to be appropriated to carry out this section \$20,000,000.

**SEC. 5066. SAVANNAH, GEORGIA.**

(a) **IN GENERAL.**—After completion of a Savannah Riverfront plan, the Secretary may participate in the ecosystem restoration, recreation, navigation, and flood damage reduction components of the plan.

(b) **COORDINATION.**—In carrying out this section, the Secretary shall coordinate with appropriate representatives in the vicinity of Savannah, Georgia, including the Georgia Ports Authority, the city of Savannah, and Camden County.

(c) **AUTHORIZATION OF APPROPRIATIONS.**—There is authorized to be appropriated \$10,000,000 to carry out this section.

**SEC. 5067. IDAHO, MONTANA, RURAL NEVADA, NEW MEXICO, RURAL UTAH, AND WYOMING.**

Section 595 of the Water Resources Development Act of 1999 (113 Stat. 383; 117 Stat. 139; 117 Stat. 142; 117 Stat. 1836; 118 Stat. 440) is amended—

(1) in the section heading by striking “**AND RURAL UTAH**” and inserting “**RURAL UTAH, AND WYOMING**”;

(2) in subsections (b) and (c) by striking “and rural Utah” each place it appears and inserting “rural Utah, and Wyoming”;

(3) by striking subsection (h) and inserting the following:

“(h) **AUTHORIZATION OF APPROPRIATIONS.**—There is authorized to be appropriated to carry out this section for the period beginning with fiscal year 2001 \$150,000,000 for rural Nevada, \$25,000,000 for each of Montana and New Mexico, \$55,000,000 for Idaho, \$50,000,000 for rural Utah, and \$30,000,000 for Wyoming. Such sums shall remain available until expended.”

**SEC. 5068. RILEY CREEK RECREATION AREA, IDAHO.**

The Secretary is authorized to carry out the Riley Creek Recreation Area Operation Plan of the Albeni Falls Management Plan, dated October 2001, for the Riley Creek Recreation Area, Albeni Falls Dam, Bonner County, Idaho.

**SEC. 5069. FLOODPLAIN MAPPING, LITTLE CALUMET RIVER, CHICAGO, ILLINOIS.**

(a) **IN GENERAL.**—The Secretary shall provide assistance for a project to develop maps identifying 100- and 500-year flood inundation areas along the Little Calumet River, Chicago, Illinois.

(b) **REQUIREMENTS.**—Maps developed under the project shall include hydrologic and hydraulic information and shall accurately show the flood inundation of each property by flood risk in the floodplain. The maps shall be produced in a high resolution format and shall be made available to all flood prone areas along the Little Calumet River, Chicago, Illinois, in an electronic format.

(c) **PARTICIPATION OF FEMA.**—The Secretary and the non-Federal interests for the project shall work with the Administrator of the Federal Emergency Management Agency to ensure the validity of the maps developed under the project for flood insurance purposes.

(d) **FORMS OF ASSISTANCE.**—In carrying out the project, the Secretary may enter into contracts or cooperative agreements with the non-Federal interests or provide reimbursements of project costs.

(e) **FEDERAL SHARE.**—The Federal share of the cost of the project shall be 50 percent.

(f) **LIMITATION ON STATUTORY CONSTRUCTION.**—Nothing in this section shall be construed to modify the prioritization of map updates or the substantive requirements of the

Federal Emergency Management Agency flood map modernization program authorized by section 1360 of the National Flood Insurance Act of 1968 (42 U.S.C. 4101).

(g) **AUTHORIZATION OF APPROPRIATIONS.**—There is authorized to be appropriated to carry out this section \$2,000,000.

**SEC. 5070. RECONSTRUCTION OF ILLINOIS AND MISSOURI FLOOD PROTECTION PROJECTS.**

(a) **IN GENERAL.**—The Secretary may participate in the reconstruction of an eligible flood control project if the Secretary determines that such reconstruction is not required as a result of improper operation and maintenance of the project by the non-Federal interest.

(b) **COST SHARING.**—The non-Federal share of the costs for the reconstruction of a flood control project authorized by this section shall be the same non-Federal share that was applicable to construction of the project. The non-Federal interest shall be responsible for operation and maintenance and repair of a project for which reconstruction is undertaken under this section.

(c) **RECONSTRUCTION DEFINED.**—In this section, the term “reconstruction”, as used with respect to a project, means addressing major project deficiencies caused by long-term degradation of the foundation, construction materials, or engineering systems or components of the project, the results of which render the project at risk of not performing in compliance with its authorized project purposes. In addressing such deficiencies, the Secretary may incorporate current design standards and efficiency improvements, including the replacement of obsolete mechanical and electrical components at pumping stations, if such incorporation does not significantly change the scope, function, and purpose of the project as authorized.

(d) **ELIGIBLE PROJECTS.**—The following flood control projects are eligible for reconstruction under this section:

(1) Clear Creek Drainage and Levee District, Illinois.

(2) Fort Chartres and Ivy Landing Drainage District, Illinois.

(3) Prairie Du Pont Levee and Sanitary District, including Fish Lake Drainage and Levee District, Illinois.

(4) Cairo, Illinois Mainline Levee, Cairo, Illinois.

(5) Goose Pond Pump Station, Cairo, Illinois.

(6) Cottonwood Slough Pump Station, Alexander County, Illinois.

(7) 10th and 28th Street Pump Stations, Cairo, Illinois.

(8) Flood control levee projects in Brookport, Shawneetown, Old Shawneetown, Golconda, Rosiclare, Harrisburg, and Reevesville, Illinois.

(9) City of St. Louis, Missouri.

(10) Missouri River Levee Drainage District, Missouri.

(e) **JUSTIFICATION.**—The reconstruction of a project authorized by this section shall not be considered a separable element of the project.

(f) **AUTHORIZATION OF APPROPRIATIONS.**—There is authorized to be appropriated \$50,000,000 to carry out this section.

**SEC. 5071. ILLINOIS RIVER BASIN RESTORATION.**

(a) **EXTENSION OF AUTHORIZATION.**—Section 519(c)(2) of the Water Resources Development Act of 2000 (114 Stat. 2654) is amended by striking “2004” and inserting “2010”.

(b) **MAXIMUM FEDERAL SHARE.**—Section 519(c)(3) of such Act (114 Stat. 2654) is amended by striking “\$5,000,000” and inserting “\$20,000,000”.

(c) **IN-KIND SERVICES.**—Section 519(g)(3) of such Act (114 Stat. 2655) is amended by inserting before the period at the end of the first sentence “if such services are provided not more than 5 years before the date of initiation of the project or activity”.

(d) **MONITORING.**—Section 519 of such Act (114 Stat. 2654) is amended by adding at the end the following:

“(h) **MONITORING.**—The Secretary shall develop an Illinois River basin monitoring program

to support the plan developed under subsection (b). Data collected under the monitoring program shall incorporate data provided by the State of Illinois and shall be publicly accessible through electronic means, including on the Internet.”

**SEC. 5072. PROMONTORY POINT THIRD-PARTY REVIEW, CHICAGO SHORELINE, CHICAGO, ILLINOIS.**

(a) **REVIEW.**—

(1) **IN GENERAL.**—The Secretary shall conduct a third-party review of the Promontory Point feature of the project for storm damage reduction and shoreline erosion protection, Lake Michigan, Illinois, from Wilmette, Illinois, to the Illinois-Indiana State line, authorized by section 101(a)(12) of the Water Resources Development Act of 1996 (110 Stat. 3664), at a cost not to exceed \$450,000.

(2) **JOINT REVIEW.**—The Buffalo and Seattle Districts of the Corps of Engineers shall jointly conduct the review under paragraph (1).

(3) **STANDARDS.**—The review under paragraph (1) shall be based on the standards under part 68 of title 36, Code of Federal Regulations (or any successor regulation).

(b) **CONTRIBUTIONS.**—The Secretary may accept funds from a State or political subdivision of a State to conduct the review under paragraph (1).

(c) **TREATMENT.**—The review under paragraph (1) shall not be considered to be an element of the project referred to in paragraph (1).

(d) **EFFECT OF SECTION.**—Nothing in this section shall be construed to affect the authorization for the project referred to in paragraph (1).

**SEC. 5073. KASKASKIA RIVER BASIN, ILLINOIS, RESTORATION.**

(a) **KASKASKIA RIVER BASIN DEFINED.**—In this section, the term “Kaskaskia River Basin” means the Kaskaskia River, Illinois, its backwaters, its side channels, and all tributaries, including their watersheds, draining into the Kaskaskia River.

(b) **COMPREHENSIVE PLAN.**—

(1) **DEVELOPMENT.**—The Secretary shall develop, as expeditiously as practicable, a comprehensive plan for the purpose of restoring, preserving, and protecting the Kaskaskia River Basin.

(2) **TECHNOLOGIES AND INNOVATIVE APPROACHES.**—The comprehensive plan shall provide for the development of new technologies and innovative approaches—

(A) to enhance the Kaskaskia River as a transportation corridor;

(B) to improve water quality within the entire Kaskaskia River Basin;

(C) to restore, enhance, and preserve habitat for plants and wildlife;

(D) to ensure aquatic integrity of side channels and backwaters and their connectivity with the mainstem river;

(E) to increase economic opportunity for agriculture and business communities; and

(F) to reduce the impacts of flooding to communities and landowners.

(3) **SPECIFIC COMPONENTS.**—The comprehensive plan shall include such features as are necessary to provide for—

(A) the development and implementation of a program for sediment removal technology, sediment characterization, sediment transport, and beneficial uses of sediment;

(B) the development and implementation of a program for the planning, conservation, evaluation, and construction of measures for fish and wildlife habitat conservation and rehabilitation, and stabilization and enhancement of land and water resources in the Kaskaskia River Basin;

(C) the development and implementation of a long-term resource monitoring program for the Basin;

(D) a conveyance study of the Kaskaskia River floodplain from Vandalia, Illinois, to Carlyle Lake to determine the impacts of existing and future waterfowl improvements on flood stages, including detailed surveys and mapping



information to ensure proper hydraulic and hydrological analysis;

(E) the development and implementation of a computerized inventory and analysis system for the Basin;

(F) the development and implementation of a systemic plan for the Basin to reduce flood impacts by means of ecosystem restoration projects; and

(G) the study and design of necessary measures to reduce ongoing headcutting and restore the aquatic environment of the Basin that has been degraded by the headcutting that has occurred above the existing grade control structure.

(4) CONSULTATION.—The comprehensive plan shall be developed by the Secretary in consultation with appropriate Federal agencies, the State of Illinois, and the Kaskaskia River Watershed Association.

(5) REPORT TO CONGRESS.—Not later than 2 years after the date of enactment of this Act, the Secretary shall submit to the Committee on Transportation and Infrastructure of the House of Representatives and the Committee on Environment and Public Works of the Senate a report containing the comprehensive plan.

(6) ADDITIONAL STUDIES AND ANALYSES.—After submission of a report under paragraph (5), the Secretary shall conduct studies and analyses of projects related to the comprehensive plan that are appropriate and consistent with this subsection.

(c) GENERAL PROVISIONS.—

(1) WATER QUALITY.—In carrying out activities under this section, the Secretary's recommendations shall be consistent with applicable State water quality standards.

(2) PUBLIC PARTICIPATION.—In developing the comprehensive plan under subsection (b), the Secretary shall implement procedures to facilitate public participation, including providing advance notice of meetings, providing adequate opportunity for public input and comment, maintaining appropriate records, and making a record of the proceedings of meetings available for public inspection.

(d) CRITICAL PROJECTS AND INITIATIVES.—If the Secretary, in cooperation with appropriate Federal agencies and the State of Illinois, determines that a project or initiative for the Kaskaskia River Basin will produce independent, immediate, and substantial benefits, the Secretary may proceed with the implementation of the project.

(e) COORDINATION.—The Secretary shall integrate activities carried out under this section with ongoing Federal and State programs, projects, and activities, including the following:

(1) Farm programs of the Department of Agriculture.

(2) Conservation Reserve Enhancement Program (State of Illinois) and Conservation 2000 Ecosystem Program of the Illinois department of natural resources.

(3) Conservation 2000 Conservation Practices Program and the Livestock Management Facilities Act administered by the Illinois department of agriculture.

(4) National Buffer Initiative of the Natural Resources Conservation Service.

(5) Nonpoint source grant program administered by the Illinois environmental protection agency.

(6) Other programs that may be developed by the State of Illinois or the Federal Government, or that are carried out by nonprofit organizations, to carry out the objectives of the Kaskaskia River Basin Comprehensive Plan.

(f) IN-KIND SERVICES.—The Secretary may credit the cost of in-kind services provided by the non-Federal interest for an activity carried out under this section toward not more than 80 percent of the non-Federal share of the cost of the activity. In-kind services shall include all State funds expended on programs that accomplish the goals of this section, as determined by the Secretary. The programs may include the Kaskaskia River Conservation Reserve Program,

the Illinois Conservation 2000 Program, the Open Lands Trust Fund, and other appropriate programs carried out in the Kaskaskia River Basin.

(g) AUTHORIZATION OF APPROPRIATIONS.—There is authorized to be appropriated \$20,000,000 to carry out this section.

#### SEC. 5074. SOUTHWEST ILLINOIS.

(a) SOUTHWEST ILLINOIS DEFINED.—In this section, the term "Southwest Illinois" means the counties of Madison, St. Clair, Monroe, Randolph, Perry, Franklin, Jackson, Union, Alexander, Pulaski, and Williamson, Illinois.

(b) ESTABLISHMENT OF PROGRAM.—The Secretary may establish a program to provide environmental assistance to non-Federal interests in Southwest Illinois.

(c) FORM OF ASSISTANCE.—Assistance provided under this section may be in the form of design and construction assistance for water-related environmental infrastructure and resource protection and development projects in Southwest Illinois, including projects for wastewater treatment and related facilities, water supply and related facilities, and surface water resource protection and development.

(d) OWNERSHIP REQUIREMENT.—The Secretary may provide assistance for a project under this section only if the project is publicly owned.

(e) PARTNERSHIP AGREEMENTS.—

(1) IN GENERAL.—Before providing assistance under this section, the Secretary shall enter into a partnership agreement with a non-Federal interest to provide for design and construction of the project to be carried out with the assistance.

(2) REQUIREMENTS.—Each partnership agreement for a project entered into under this subsection shall provide for the following:

(A) PLAN.—Development by the Secretary, in consultation with appropriate Federal and State officials, of a facilities or resource protection and development plan, including appropriate engineering plans and specifications.

(B) LEGAL AND INSTITUTIONAL STRUCTURES.—Establishment of such legal and institutional structures as are necessary to ensure the effective long-term operation of the project by the non-Federal interest.

(3) COST SHARING.—

(A) IN GENERAL.—The Federal share of the cost of a project under this section—

(i) shall be 75 percent; and

(ii) may be provided in the form of grants or reimbursements of project costs.

(B) CREDIT FOR WORK.—The Secretary shall credit, in accordance with section 221 of the Flood Control Act of 1970 (42 U.S.C. 1962d-5b), toward the non-Federal share of the cost of the project the cost of design work carried out by the non-Federal interest for the project before the date of the partnership agreement for the project.

(C) CREDIT FOR INTEREST.—In case of a delay in the funding of the non-Federal share of a project that is the subject of an agreement under this section, the non-Federal interest shall receive credit for reasonable interest incurred in providing the non-Federal share.

(D) CREDIT FOR LAND, EASEMENTS, AND RIGHTS-OF-WAY.—The non-Federal interest shall receive credit for land, easements, rights-of-way, and relocations toward the non-Federal share of project costs (including all reasonable costs associated with obtaining permits necessary for the construction, operation, and maintenance of the project on publicly owned or controlled land), but the credit may not exceed 25 percent of total project costs.

(E) OPERATION AND MAINTENANCE.—The non-Federal share of operation and maintenance costs for projects constructed with assistance provided under this section shall be 100 percent.

(f) APPLICABILITY OF OTHER FEDERAL AND STATE LAWS.—Nothing in this section shall be construed to waive, limit, or otherwise affect the applicability of any provision of Federal or State law that would otherwise apply to a project to be carried out with assistance provided under this section.

(g) NONPROFIT ENTITIES.—In accordance with section 221(b) of the Flood Control Act of 1970 (42 U.S.C. 1962d-5b(b)), for any project carried out under this section, a non-Federal interest may include a nonprofit entity with the consent of the affected local government.

(h) CORPS OF ENGINEERS EXPENSES.—Not more than 10 percent of the amounts appropriated to carry out this section may be used by the Corps of Engineers district offices to administer projects under this section at Federal expense.

(i) AUTHORIZATION OF APPROPRIATIONS.—There is authorized to be appropriated to carry out this section \$40,000,000.

#### SEC. 5075. CALUMET REGION, INDIANA.

Section 219(f)(12) of the Water Resources Development Act of 1992 (113 Stat. 335; 117 Stat. 1843) is amended—

(1) by striking "\$30,000,000" and inserting the following:

"(A) IN GENERAL.—\$100,000,000";

(2) by adding at the end the following:

"(B) CREDIT.—The Secretary shall credit, in accordance with section 221 of the Flood Control Act of 1970 (42 U.S.C. 1962d-5b), toward the non-Federal share of the cost of the project the cost of planning and design work carried out by the non-Federal interest for the project before the date of the partnership agreement for the project."; and

(3) by aligning the remainder of the text of subparagraph (A) (as designated by paragraph (1) of this section) with subparagraph (B) (as added by paragraph (2) of this section).

#### SEC. 5076. FLOODPLAIN MAPPING, MISSOURI RIVER, IOWA.

(a) IN GENERAL.—The Secretary shall provide assistance for a project to develop maps identifying 100- and 500-year flood inundation areas in the State of Iowa, along the Missouri River.

(b) REQUIREMENTS.—Maps developed under the project shall include hydrologic and hydraulic information and shall accurately portray the flood hazard areas in the floodplain. The maps shall be produced in a high resolution format and shall be made available to the State of Iowa in an electronic format.

(c) PARTICIPATION OF FEMA.—The Secretary and the non-Federal interests for the project shall work with the Administrator of the Federal Emergency Management Agency to ensure the validity of the maps developed under the project for flood insurance purposes.

(d) FORMS OF ASSISTANCE.—In carrying out the project, the Secretary may enter into contracts or cooperative agreements with the non-Federal interests or provide reimbursements of project costs.

(e) FEDERAL SHARE.—The Federal share of the cost of the project shall be 50 percent.

(f) LIMITATION ON STATUTORY CONSTRUCTION.—Nothing in this section shall be construed to modify the prioritization of map updates or the substantive requirements of the Federal Emergency Management Agency flood map modernization program authorized by section 1360 of the National Flood Insurance Act of 1968 (42 U.S.C. 4101).

(g) AUTHORIZATION OF APPROPRIATIONS.—There is authorized to be appropriated to carry out this section \$3,000,000.

#### SEC. 5077. PADUCAH, KENTUCKY.

The Secretary shall complete a feasibility report for rehabilitation of the project for flood damage reduction, Paducah, Kentucky, authorized by section 4 of the Flood Control Act of June 28, 1938 (52 Stat. 1217), and, if the Secretary determines that the project is feasible, the Secretary may carry out the project at a total cost of \$3,000,000.

#### SEC. 5078. SOUTHERN AND EASTERN KENTUCKY.

Section 531 of the Water Resources Development Act of 1996 (110 Stat. 3773; 113 Stat. 348; 117 Stat. 142) is amended by adding at the end the following:

"(i) CORPS OF ENGINEERS EXPENSES.—Not more than 10 percent of the amounts appropriated to carry out this section may be used by



the Corps of Engineers district offices to administer projects under this section at Federal expense.”.

**SEC. 5079. WINCHESTER, KENTUCKY.**

Section 219(c) of the Water Resources Development Act of 1992 (106 Stat. 4835; 114 Stat. 2763A-219) is amended by adding at the end the following:

“(41) WINCHESTER, KENTUCKY.—Wastewater infrastructure, Winchester, Kentucky.”.

**SEC. 5080. BATON ROUGE, LOUISIANA.**

Section 219(f)(21) of the Water Resources Development Act of 1992 (113 Stat. 336; 114 Stat. 2763A-220) is amended by striking “\$20,000,000” and inserting “\$35,000,000”.

**SEC. 5081. CALCASIEU SHIP CHANNEL, LOUISIANA.**

The Secretary shall expedite completion of a dredged material management plan for the Calcasieu Ship Channel, Louisiana, and may take interim measures to increase the capacity of existing disposal areas, or to construct new confined or beneficial use disposal areas, for the channel.

**SEC. 5082. EAST ATCHAFALAYA BASIN AND AMITE RIVER BASIN REGION, LOUISIANA.**

(a) EAST ATCHAFALAYA BASIN AND AMITE RIVER BASIN REGION DEFINED.—In this section, the term “East Atchafalaya Basin and Amite River Basin Region” means the following parishes and municipalities in the State of Louisiana: Ascension, East Baton Rouge, East Feliciana, Iberville, Livingston, Pointe Coupee, St. Helena, West Baton Rouge, and West Feliciana.

(b) ESTABLISHMENT OF PROGRAM.—The Secretary may establish a program to provide environmental assistance to non-Federal interests in the East Atchafalaya Basin and Amite River Basin Region.

(c) FORM OF ASSISTANCE.—Assistance provided under this section may be in the form of design and construction assistance for water-related environmental infrastructure and resource protection and development projects in the East Atchafalaya Basin and Amite River Basin Region, including projects for wastewater treatment and related facilities, water supply and related facilities, environmental restoration, and surface water resource protection and development.

(d) OWNERSHIP REQUIREMENT.—The Secretary may provide assistance for a project under this section only if the project is publicly owned.

(e) PARTNERSHIP AGREEMENTS.—

(1) IN GENERAL.—Before providing assistance under this section, the Secretary shall enter into a partnership agreement with a non-Federal interest to provide for design and construction of the project to be carried out with the assistance.

(2) REQUIREMENTS.—Each partnership agreement of a project entered into under this subsection shall provide for the following:

(A) PLAN.—Development by the Secretary, in consultation with appropriate Federal and State officials, of a facilities or resource protection and development plan, including appropriate engineering plans and specifications.

(B) LEGAL AND INSTITUTIONAL STRUCTURES.—Establishment of such legal and institutional structures as are necessary to ensure the effective long-term operation of the project by the non-Federal interest.

(3) COST SHARING.—

(A) IN GENERAL.—The Federal share of the cost of a project under this section—

(i) shall be 75 percent; and

(ii) may be provided in the form of grants or reimbursements of project costs.

(B) CREDIT FOR WORK.—The Secretary shall credit, in accordance with section 221 of the Flood Control Act of 1970 (42 U.S.C. 1962d-5b), toward the non-Federal share of the cost of the project the cost of design work carried out by the non-Federal interest for the project before the date of the partnership agreement for the project.

(C) CREDIT FOR INTEREST.—In case of a delay in the funding of the non-Federal share of a

project that is the subject of an agreement under this section, the non-Federal interest shall receive credit for reasonable interest incurred in providing the non-Federal share.

(D) CREDIT FOR LAND, EASEMENTS, AND RIGHTS-OF-WAY.—The non-Federal interest shall receive credit for land, easements, rights-of-way, and relocations toward the non-Federal share of project costs (including all reasonable costs associated with obtaining permits necessary for the construction, operation, and maintenance of the project on publicly owned or controlled land), but the credit may not exceed 25 percent of total project costs.

(E) OPERATION AND MAINTENANCE.—The non-Federal share of operation and maintenance costs for projects constructed with assistance provided under this section shall be 100 percent.

(F) APPLICABILITY OF OTHER FEDERAL AND STATE LAWS.—Nothing in this section shall be construed to waive, limit, or otherwise affect the applicability of any provision of Federal or State law that would otherwise apply to a project to be carried out with assistance provided under this section.

(G) NONPROFIT ENTITIES.—In accordance with section 221(b) of the Flood Control Act of 1970 (42 U.S.C. 1962d-5b(b)), for any project carried out under this section, a non-Federal interest may include a nonprofit entity with the consent of the affected local government.

(H) CORPS OF ENGINEERS EXPENSES.—Not more than 10 percent of the amounts appropriated to carry out this section may be used by the Corps of Engineers district offices to administer projects under this section at Federal expense.

(I) AUTHORIZATION OF APPROPRIATIONS.—There is authorized to be appropriated to carry out this section \$40,000,000.

**SEC. 5083. INNER HARBOR NAVIGATION CANAL LOCK PROJECT, LOUISIANA.**

Not later than July 1, 2008, the Secretary shall—

(1) issue a final environmental impact statement relating to the Inner Harbor Navigation Canal Lock project, Louisiana; and

(2) develop and maintain a transportation mitigation program relating to that project in coordination with—

(A) St. Bernard Parish;

(B) Orleans Parish;

(C) the Old Arabi Neighborhood Association; and

(D) other interested parties.

**SEC. 5084. LAKE PONTCHARTRAIN, LOUISIANA.**

For purposes of carrying out section 121 of the Federal Water Pollution Control Act (33 U.S.C. 1273), the Lake Pontchartrain, Louisiana, basin stakeholders conference convened by the Environmental Protection Agency, National Oceanic and Atmospheric Administration, and United States Geological Survey on February 25, 2002, shall be treated as being a management conference convened under section 320 of such Act (33 U.S.C. 1330).

**SEC. 5085. SOUTHEAST LOUISIANA REGION, LOUISIANA.**

(a) DEFINITION OF SOUTHEAST LOUISIANA REGION.—In this section, the term “Southeast Louisiana Region” means any of the following parishes and municipalities in the State of Louisiana:

(1) Orleans.

(2) Jefferson.

(3) St. Tammany.

(4) Tangipahoa.

(5) St. Bernard.

(6) St. Charles.

(7) St. John.

(8) Plaquemines.

(b) ESTABLISHMENT OF PROGRAM.—The Secretary may establish a program to provide environmental assistance to non-Federal interests in the Southeast Louisiana Region.

(c) FORM OF ASSISTANCE.—Assistance provided under this section may be in the form of design and construction assistance for water-related environmental infrastructure and resource

protection and development projects in the Southeast Louisiana Region, including projects for wastewater treatment and related facilities, water supply and related facilities, environmental restoration, and surface water resource protection and development (including projects to improve water quality in the Lake Pontchartrain basin).

(d) OWNERSHIP REQUIREMENT.—The Secretary may provide assistance for a project under this section only if the project is publicly owned.

(e) PARTNERSHIP AGREEMENTS.—

(1) IN GENERAL.—Before providing assistance under this section, the Secretary shall enter into a partnership agreement with a non-Federal interest to provide for design and construction of the project to be carried out with the assistance.

(2) REQUIREMENTS.—Each partnership agreement for a project entered into under this subsection shall provide for the following:

(A) PLAN.—Development by the Secretary, in consultation with appropriate Federal and State officials, of a facilities or resource protection and development plan, including appropriate engineering plans and specifications.

(B) LEGAL AND INSTITUTIONAL STRUCTURES.—Establishment of such legal and institutional structures as are necessary to ensure the effective long-term operation of the project by the non-Federal interest.

(3) COST SHARING.—

(A) IN GENERAL.—The Federal share of the cost of a project under this section—

(i) shall be 75 percent; and

(ii) may be provided in the form of grants or reimbursements of project costs.

(B) CREDIT FOR WORK.—The Secretary shall credit, in accordance with section 221 of the Flood Control Act of 1970 (42 U.S.C. 1962d-5b), toward the non-Federal share of the cost of the project the cost of design work carried out by the non-Federal interest for the project before the date of the partnership agreement for the project.

(C) CREDIT FOR INTEREST.—In case of a delay in the funding of the non-Federal share of the costs of a project that is the subject of an agreement under this section, the non-Federal interest shall receive credit for reasonable interest incurred in providing the non-Federal share.

(D) CREDIT FOR LAND, EASEMENTS, AND RIGHTS-OF-WAY.—The non-Federal interest shall receive credit for land, easements, rights-of-way, and relocations toward the non-Federal share of project costs (including all reasonable costs associated with obtaining permits necessary for the construction, operation, and maintenance of the project on publicly owned or controlled land), but the credit may not exceed 25 percent of total project costs.

(E) OPERATION AND MAINTENANCE.—The non-Federal share of operation and maintenance costs for projects constructed with assistance provided under this section shall be 100 percent.

(F) APPLICABILITY OF OTHER FEDERAL AND STATE LAWS.—Nothing in this section shall be construed to waive, limit, or otherwise affect the applicability of any provision of Federal or State law that would otherwise apply to a project to be carried out with assistance provided under this section.

(G) NONPROFIT ENTITIES.—In accordance with section 221(b) of the Flood Control Act of 1970 (42 U.S.C. 1962d-5b(b)), for any project carried out under this section, a non-Federal interest may include a nonprofit entity with the consent of the affected local government.

(H) CORPS OF ENGINEERS EXPENSES.—Not more than 10 percent of amounts made available to carry out this section may be used by the Corps of Engineers district offices to administer projects under this section at Federal expense.

(I) AUTHORIZATION OF APPROPRIATIONS.—There is authorized to be appropriated to carry out this section \$17,000,000.

**SEC. 5086. WEST BATON ROUGE PARISH, LOUISIANA.**

(a) MODIFICATION OF STUDY.—The study for the project for waterfront and riverine preservation, restoration, and enhancement, Mississippi

River, West Baton Rouge Parish, Louisiana, being carried out under Committee Resolution 2570 of the Committee on Transportation and Infrastructure of the House of Representatives adopted July 23, 1998, is modified to add West Feliciana Parish and East Baton Rouge Parish to the geographic scope of the study.

(b) CONSTRUCTION.—The Secretary may, upon completion of the study, participate in the ecosystem restoration, navigation, flood damage reduction, and recreation components of the project.

(c) CREDIT.—The Secretary shall credit, in accordance with section 221 of the Flood Control Act of 1970 (42 U.S.C. 1962d-5b), toward the non-Federal share of the cost of the project the cost of design work carried out by the non-Federal interest for the project before the date of the partnership agreement for the project.

(d) EXPEDITED CONSIDERATION.—Section 517(5) of the Water Resources Development Act of 1999 (113 Stat. 345) is amended to read as follows:

“(5) Mississippi River, West Baton Rouge, West Feliciana, and East Baton Rouge Parishes, Louisiana, project for waterfront and riverine preservation, restoration, and enhancement modifications.”.

(e) AUTHORIZATION OF APPROPRIATIONS.—There is authorized to be appropriated to carry out this section \$10,000,000.

**SEC. 5087. CHARLESTOWN, MARYLAND.**

(a) IN GENERAL.—The Secretary may carry out a project for nonstructural flood damage reduction and ecosystem restoration at Charlestown, Maryland.

(b) LAND ACQUISITION.—The flood damage reduction component of the project may include the acquisition of private property from willing sellers.

(c) JUSTIFICATION.—Any nonstructural flood damage reduction project to be carried out under this section that will result in the conversion of property to use for ecosystem restoration and wildlife habitat shall be justified based on national ecosystem restoration benefits.

(d) USE OF ACQUIRED PROPERTY.—Property acquired under this section shall be maintained in public ownership for ecosystem restoration and wildlife habitat.

(e) ABILITY TO PAY.—In determining the appropriate non-Federal cost share for the project, the Secretary shall determine the ability of Cecil County, Maryland, to participate as a cost-sharing non-Federal interest in accordance with section 103(m) of the Water Resources Development Act of 1986 (33 U.S.C. 2213(m)).

(f) AUTHORIZATION OF APPROPRIATIONS.—There is authorized to be appropriated \$2,000,000 to carry out this section.

**SEC. 5088. ST. MARY'S RIVER, MARYLAND.**

(a) IN GENERAL.—The Secretary shall carry out the project for shoreline protection, St. Mary's River, Maryland, under section 3 of the Act entitled “An Act authorizing Federal participation in the cost of protecting the shores of publicly owned property”, approved August 13, 1946 (33 U.S.C. 426g).

(b) USE OF FUNDS.—In carrying out the project under subsection (a), the Secretary shall use funds made available for such project under Energy and Water Development Appropriations Act, 2006 (Public Law 109-103).

**SEC. 5089. MASSACHUSETTS DREDGED MATERIAL DISPOSAL SITES.**

The Secretary may cooperate with Massachusetts in the management and long-term monitoring of aquatic dredged material disposal sites within the State and is authorized to accept funds from the State to carry out such activities.

**SEC. 5090. ONTONAGON HARBOR, MICHIGAN.**

The Secretary shall conduct a study of shore damage in the vicinity of the project for navigation, Ontonagon Harbor, Ontonagon County, Michigan, authorized by section 101 of the Rivers and Harbors Act of 1962 (76 Stat. 1176) and reauthorized by section 363 of the Water Resources Development Act of 1996 (110 Stat. 3730),

to determine if the damage is the result of a Federal navigation project, and, if the Secretary determines that the damage is the result of a Federal navigation project, the Secretary shall carry out a project to mitigate the damage under section 111 of the River and Harbor Act of 1968 (33 U.S.C. 426i).

**SEC. 5091. CROOKSTON, MINNESOTA.**

The Secretary shall conduct a study for a project for emergency streambank protection along the Red Lake River in Crookston, Minnesota, and, if the Secretary determines that the project is feasible, the Secretary may carry out the project under section 14 of the Flood Control Act of 1946 (33 U.S.C. 701r); except that the maximum amount of Federal funds that may be expended for the project shall be \$6,500,000.

**SEC. 5092. GARRISON AND KATHIO TOWNSHIP, MINNESOTA.**

(a) PROJECT DESCRIPTION.—Section 219(f)(61) of the Water Resources Development Act of 1992 (114 Stat. 2763A-221) is amended—

(1) in the paragraph heading by striking “AND KATHIO TOWNSHIP” and inserting “, CROW WING COUNTY, MILLE LACS COUNTY, MILLE LACS INDIAN RESERVATION, AND KATHIO TOWNSHIP”;

(2) by striking “\$11,000,000” and inserting “\$17,000,000”;

(3) by inserting “, Crow Wing County, Mille Lacs County, Mille Lacs Indian Reservation established by the treaty of February 22, 1855 (10 Stat. 1165),” after “Garrison”; and

(4) by adding at the end the following: “Such assistance shall be provided directly to the Garrison-Kathio-West Mille Lacs Lake Sanitary District, Minnesota, except for assistance provided directly to the Mille Lacs Band of Ojibwe at the discretion of the Secretary.”.

(b) PROCEDURES.—In carrying out the project authorized by such section 219(f)(61), the Secretary may use the cost sharing and contracting procedures available to the Secretary under section 569 of the Water Resources Development Act of 1999 (113 Stat. 368).

**SEC. 5093. ITASCA COUNTY, MINNESOTA.**

The Secretary shall carry out a project for flood damage reduction, Trout Lake and Canisteo Pit, Itasca County, Minnesota, without regard to normal policy considerations.

**SEC. 5094. MINNEAPOLIS, MINNESOTA.**

(a) CONVEYANCE.—The Secretary shall convey to the city of Minneapolis by quitclaim deed and without consideration all right, title, and interest of the United States to the property known as the War Department (Fort Snelling Interceptor) Tunnel in Minneapolis, Minnesota.

(b) APPLICABILITY OF PROPERTY SCREENING PROVISIONS.—Section 2696 of title 10, United States Code, shall not apply to the conveyance under this section.

**SEC. 5095. NORTHEASTERN MINNESOTA.**

(a) IN GENERAL.—Section 569 of the Water Resources Development Act of 1999 (113 Stat. 368) is amended—

(1) in subsection (a) by striking “Benton, Sherburne,” and inserting “Beltrami, Hubbard, Wadena,”;

(2) by striking the last sentence of subsection (e)(3)(B);

(3) by striking subsection (g) and inserting the following:

“(g) NONPROFIT ENTITIES.—In accordance with section 221(b) of the Flood Control Act of 1970 (42 U.S.C. 1962d-5b(b)), for any project carried out under this section, a non-Federal interest may include a nonprofit entity with the consent of the affected local government.”;

(4) in subsection (h) by striking “\$40,000,000” and inserting “\$54,000,000”; and

(5) by adding at the end the following:

“(i) CORPS OF ENGINEERS EXPENSES.—Not more than 10 percent of the amounts appropriated to carry out this section may be used by the Corps of Engineers district offices to administer projects under this section at Federal expense.”.

(b) BIWABIK, MINNESOTA.—The Secretary shall reimburse the non-Federal interest for the

project for environmental infrastructure, Biwabik, Minnesota, carried out under section 569 of the Water Resources Development Act of 1999 (113 Stat. 368), for planning, design, and construction costs that were incurred by the non-Federal interest with respect to the project before the date of the partnership agreement for the project and that were in excess of the non-Federal share of the cost of the project if the Secretary determines that the costs are appropriate.

**SEC. 5096. WILD RICE RIVER, MINNESOTA.**

The Secretary shall expedite the completion of the general reevaluation report, authorized by section 438 of the Water Resources Development Act of 2000 (114 Stat. 2640), for the project for flood protection, Wild Rice River, Minnesota, authorized by section 201 of the Flood Control Act of 1970 (84 Stat. 1825), to develop alternatives to the Twin Valley Lake feature, and upon the completion of such report, shall construct the project at a total cost of \$20,000,000.

**SEC. 5097. MISSISSIPPI.**

Section 592(g) of the Water Resources Development Act of 1999 (113 Stat. 380; 117 Stat. 1837) is amended by striking “\$100,000,000” and inserting “\$110,000,000”.

**SEC. 5098. HARRISON, HANCOCK, AND JACKSON COUNTIES, MISSISSIPPI.**

In carrying out projects for the protection, restoration, and creation of aquatic and ecologically related habitats located in Harrison, Hancock, and Jackson Counties, Mississippi, under section 204 of the Water Resources Development Act of 1992 (33 U.S.C. 2326), the Secretary shall accept any portion of the non-Federal share of the cost of the projects in the form of in-kind services and materials.

**SEC. 5099. MISSISSIPPI RIVER, MISSOURI AND ILLINOIS.**

As a part of the operation and maintenance of the project for the Mississippi River (Regulating Works), between the Ohio and Missouri Rivers, Missouri and Illinois, authorized by the first section of an Act entitled “Making appropriations for the construction, repair, and preservation of certain public works on rivers and harbors, and for other purposes”, approved June 25, 1910 (36 Stat. 630), the Secretary may carry out activities necessary to restore and protect fish and wildlife habitat in the middle Mississippi River system. Such activities may include modification of navigation training structures, modification and creation of side channels, modification and creation of islands, and studies and analysis necessary to apply adaptive management principles in design of future work.

**SEC. 5100. ST. LOUIS, MISSOURI.**

Section 219(f)(32) of the Water Resources Development Act of 1992 (113 Stat. 337) is amended—

(1) by striking “a project” and inserting “projects”;

(2) by striking “\$15,000,000” and inserting “\$35,000,000”; and

(3) by inserting “and St. Louis County” before “, Missouri”.

**SEC. 5101. ST. LOUIS REGIONAL GREENWAYS, ST. LOUIS, MISSOURI.**

(a) IN GENERAL.—The Secretary may participate in the ecosystem restoration, recreation, and flood damage reduction components of the St. Louis Regional Greenways Proposal of the Metropolitan Park and Recreation District, St. Louis, Missouri, dated March 31, 2004.

(b) COORDINATION.—In carrying out this section, the Secretary shall coordinate with appropriate representatives in the vicinity of St. Louis, Missouri, including the Metropolitan Park and Recreation District, the city of St. Louis, St. Louis County, and St. Charles County.

(c) AUTHORIZATION OF APPROPRIATIONS.—There is authorized to be appropriated \$10,000,000 to carry out this section.

**SEC. 5102. MISSOULA, MONTANA.**

(a) IN GENERAL.—The Secretary may participate in the ecosystem restoration, flood damage

reduction, and recreation components of the Clark Fork River Revitalization Project, Missoula, Montana.

(b) AUTHORIZATION OF APPROPRIATIONS.—There is authorized to be appropriated \$5,000,000 to carry out this section.

**SEC. 5103. ST. MARY PROJECT, GLACIER COUNTY, MONTANA.**

(a) IN GENERAL.—The Secretary, in consultation with the Bureau of Reclamation, shall conduct all necessary studies, develop an emergency response plan, provide technical and planning and design assistance, and rehabilitate and construct the St. Mary Diversion and Conveyance Works project located within the exterior boundaries of the Blackfeet Reservation in the State of Montana, at a total cost of \$153,000,000.

(b) FEDERAL SHARE.—The Federal share of the total cost of the project under this section shall be 75 percent.

(c) PARTICIPATION BY BLACKFEET TRIBE AND FORT BELKNAP INDIAN COMMUNITY.—

(1) IN GENERAL.—Except as provided in paragraph (2), no construction shall be carried out under this section until the earlier of—

(A) the date on which Congress approves the reserved water rights settlements of the Blackfeet Tribe and the Fort Belknap Indian Community; and

(B) January 1, 2011.

(2) EXCEPTION.—Paragraph (1) shall not apply with respect to construction relating to—

(A) standard operation and maintenance; or

(B) emergency repairs to ensure water transportation or the protection of life and property.

(3) REQUIREMENT.—The Blackfeet Tribe shall be a participant in all phases of the project authorized by this section.

**SEC. 5104. LOWER PLATTE RIVER WATERSHED RESTORATION, NEBRASKA.**

(a) IN GENERAL.—The Secretary may cooperate with and provide assistance to the Lower Platte River natural resources districts in the State of Nebraska to serve as non-Federal interests with respect to—

(1) conducting comprehensive watershed planning in the natural resource districts;

(2) assessing water resources in the natural resource districts; and

(3) providing project feasibility planning, design, and construction assistance for water resource and watershed management in the natural resource districts, including projects for environmental restoration and flood damage reduction.

(b) FUNDING.—

(1) FEDERAL SHARE.—The Federal share of the cost of carrying out an activity described in subsection (a)(1) shall be 75 percent.

(2) NON-FEDERAL SHARE.—The non-Federal share of the cost of carrying out an activity described in subsection (a) may be provided in cash or in kind.

(c) AUTHORIZATION OF APPROPRIATIONS.—There is authorized to be appropriated to the Secretary to carry out this section \$12,000,000.

**SEC. 5105. HACKENSACK MEADOWLANDS AREA, NEW JERSEY.**

Section 324 of the Water Resources Development Act of 1992 (106 Stat. 4849; 110 Stat. 3779) is amended—

(1) in subsection (a)—

(A) by striking “design” and inserting “planning, design,”; and

(B) by striking “Hackensack Meadowslands Development” and all that follows through “Plan for” and inserting “New Jersey Meadowslands Commission for the development of an environmental improvement program for”;

(2) in subsection (b)—

(A) in the subsection heading by striking “REQUIRED”;

(B) by striking “shall” and inserting “may”;

(C) by striking paragraph (1) and inserting the following:

“(1) Restoration and acquisitions of significant wetlands and aquatic habitat that contribute to the Meadowslands ecosystem.”;

(D) in paragraph (2) by inserting “and aquatic habitat” before the period at the end; and

(E) by striking paragraph (7) and inserting the following:

“(7) Research, development, and implementation for a water quality improvement program, including restoration of hydrology and tidal flows and remediation of hot spots and other sources of contaminants that degrade existing or planned sites.”;

(3) in subsection (c)—

(A) by striking “non-Federal sponsor” and inserting “non-Federal interest”; and

(B) by inserting before the last sentence the following: “The non-Federal interest may also provide in-kind services not to exceed the non-Federal share of the total project cost.”;

(4) by redesignating subsection (d) as subsection (e);

(5) by inserting after subsection (c) the following:

“(d) CREDIT.—The Secretary shall credit, in accordance with section 221 of the Flood Control Act of 1970 (42 U.S.C. 1962d-5b), toward the non-Federal share of the cost of a project to be carried out under the program developed under subsection (a) the cost of design work carried out by the non-Federal interest for the project before the date of the partnership agreement for the project.”; and

(6) in subsection (e) (as redesignated by paragraph (4) of this subsection) by striking “\$5,000,000” and inserting “\$20,000,000”.

**SEC. 5106. ATLANTIC COAST OF NEW YORK.**

(a) DEVELOPMENT OF PROGRAM.—Section 404(a) of the Water Resources Development Act of 1992 (106 Stat. 4863) is amended—

(1) by striking “processes” and inserting “and related environmental processes”;

(2) by inserting after “Atlantic Coast” the following: “(and associated back bays)”;

(3) by inserting after “actions” the following: “, environmental restoration or conservation measures for coastal and back bays.”; and

(4) by adding at the end the following: “The plan for collecting data and monitoring information included in such annual report shall be coordinated with and agreed to by appropriate agencies of the State of New York.”.

(b) ANNUAL REPORTS.—Section 404(b) of such Act is amended—

(1) by striking “INITIAL PLAN.—Not later than 12 months after the date of the enactment of this Act, the” and inserting “ANNUAL REPORTS.—The”;

(2) by striking “initial plan for data collection and monitoring” and inserting “annual report of data collection and monitoring activities”; and

(3) by striking the last sentence.

(c) AUTHORIZATION OF APPROPRIATIONS.—Section 404(c) of such Act (113 Stat. 341) is amended by striking “and an additional total of \$2,500,000 for fiscal years thereafter” and inserting “\$2,500,000 for fiscal years 2000 through 2004, and \$7,500,000 for fiscal years beginning after September 30, 2004.”.

(d) TSUNAMI WARNING SYSTEM.—Section 404 of the Water Resources Development Act of 1992 (106 Stat. 4863) is amended by adding at the end the following:

“(d) TSUNAMI WARNING SYSTEM.—There is authorized to be appropriated \$800,000 for the Secretary to carry out a project for a tsunami warning system, Atlantic Coast of New York.”.

**SEC. 5107. COLLEGE POINT, NEW YORK CITY, NEW YORK.**

In carrying out section 312 of the Water Resources Development Act of 1990 (104 Stat. 4639), the Secretary shall give priority to work in College Point, New York City, New York.

**SEC. 5108. FLUSHING BAY AND CREEK, NEW YORK CITY, NEW YORK.**

The Secretary shall credit, in accordance with section 221 of the Flood Control Act of 1970 (42 U.S.C. 1962d-5b), toward the non-Federal share of the cost of the project for ecosystem restoration, Flushing Bay and Creek, New York City,

New York, the cost of design and construction work carried out by the non-Federal interest before the date of the partnership agreement for the project.

**SEC. 5109. HUDSON RIVER, NEW YORK.**

The Secretary may participate with the State of New York, New York City, and the Hudson River Park Trust in carrying out activities to restore critical marine habitat, improve safety, and protect and rehabilitate critical infrastructure with respect to the Hudson River. There is authorized to be appropriated \$10,000,000 to carry out this section.

**SEC. 5110. MOUNT MORRIS DAM, NEW YORK.**

As part of the operation and maintenance of the Mount Morris Dam, New York, the Secretary may make improvements to the access road for the dam to provide safe access to a Federal visitor's center.

**SEC. 5111. NORTH HEMPSTEAD AND GLEN COVE NORTH SHORE WATERSHED RESTORATION, NEW YORK.**

(a) IN GENERAL.—The Secretary may participate in the ecosystem restoration, navigation, flood damage reduction, and recreation components of the North Hempstead and Glen Cove North Shore watershed restoration, New York.

(b) AUTHORIZATION OF APPROPRIATIONS.—There is authorized to be appropriated \$10,000,000 to carry out this section.

**SEC. 5112. ROCHESTER, NEW YORK.**

(a) IN GENERAL.—The Secretary may participate in the ecosystem restoration, navigation, flood damage reduction, and recreation components of the Port of Rochester waterfront revitalization project, Rochester, New York.

(b) AUTHORIZATION OF APPROPRIATIONS.—There is authorized to be appropriated \$10,000,000 to carry out this section.

**SEC. 5113. NORTH CAROLINA.**

(a) ESTABLISHMENT OF PROGRAM.—The Secretary shall establish a program to provide environmental assistance to non-Federal interests in the State of North Carolina.

(b) FORM OF ASSISTANCE.—Assistance provided under this section may be in the form of design and construction assistance for environmental infrastructure and resource protection and development projects in North Carolina, including projects for—

(1) wastewater treatment and related facilities;

(2) combined sewer overflow, water supply, storage, treatment, and related facilities;

(3) drinking water infrastructure including treatment and related facilities;

(4) environmental restoration;

(5) stormwater infrastructure; and

(6) surface water resource protection and development.

(c) OWNERSHIP REQUIREMENT.—The Secretary may provide assistance for a project under this section only if the project is publicly owned.

(d) PARTNERSHIP AGREEMENTS.—

(1) IN GENERAL.—Before providing assistance under this section, the Secretary shall enter into a partnership agreement with a non-Federal interest to provide for design and construction of the project to be carried out with the assistance.

(2) REQUIREMENTS.—Each partnership agreement for a project entered into under this subsection shall provide for the following:

(A) PLAN.—Development by the Secretary, in consultation with appropriate Federal and State officials, of a facilities development plan or resource protection plan, including appropriate plans and specifications.

(B) LEGAL AND INSTITUTIONAL STRUCTURES.—Establishment of such legal and institutional structures as are necessary to ensure the effective long-term operation of the project by the non-Federal interest.

(3) COST SHARING.—

(A) IN GENERAL.—The Federal share of the cost of a project under this section—

(i) shall be 75 percent; and

(ii) may be provided in the form of grants or reimbursements of project costs.

(B) CREDIT FOR WORK.—The Secretary shall credit, in accordance with section 221 of the Flood Control Act of 1970 (42 U.S.C. 1962d-5b), toward the non-Federal share of the cost of the project, in an amount not to exceed 6 percent of the total construction costs of the project, the cost of design work carried out by the non-Federal interest for the project before the date of the partnership agreement for the project.

(C) CREDIT FOR INTEREST.—In case of a delay in the funding of the non-Federal share of the costs of a project that is the subject of an agreement under this section, the non-Federal interest shall receive credit for reasonable interest incurred in providing the non-Federal share.

(D) CREDIT FOR LAND, EASEMENTS, AND RIGHTS-OF-WAY.—The non-Federal interest shall receive credit for land, easements, rights-of-way, and relocations toward the non-Federal share of project costs (including all reasonable costs associated with obtaining permits necessary for the construction, operation, and maintenance of the project on publicly owned or controlled land).

(E) OPERATION AND MAINTENANCE.—The non-Federal share of operation and maintenance costs for projects constructed with assistance provided under this section shall be 100 percent.

(e) APPLICABILITY OF OTHER FEDERAL AND STATE LAWS.—Nothing in this section shall be construed to waive, limit, or otherwise affect the applicability of any provision of Federal or State law that would otherwise apply to a project to be carried out with assistance provided under this section.

(f) AUTHORIZATION OF APPROPRIATIONS.—There is authorized to be appropriated to carry out this section \$13,000,000.

**SEC. 5114. STANLY COUNTY, NORTH CAROLINA.**

Section 219(f)(64) of the Water Resources Development Act of 1992 (114 Stat. 2763A-221) is amended by inserting "water and" before "wastewater".

**SEC. 5115. JOHN H. KERR DAM AND RESERVOIR, NORTH CAROLINA.**

The Secretary shall expedite the completion of the calculations necessary to negotiate and execute a revised, permanent contract for water supply storage at John H. Kerr Dam and Reservoir, North Carolina, among the Secretary and the Kerr Lake Regional Water System and the city of Henderson, North Carolina.

**SEC. 5116. CINCINNATI, OHIO.**

(a) IN GENERAL.—The Secretary may undertake the ecosystem restoration and recreation components of the Central Riverfront Park Master Plan, dated December 1999, at a total cost of \$30,000,000.

(b) CREDIT.—The Secretary shall credit, in accordance with section 221 of the Flood Control Act of 1970 (42 U.S.C. 1962d-5b), toward the non-Federal share of the cost of the project the cost of planning, design, and construction work carried out by the non-Federal interest for the project before the date of the partnership agreement for the project.

**SEC. 5117. OHIO RIVER BASIN ENVIRONMENTAL MANAGEMENT.**

(a) DEFINITIONS.—In this section, the following definitions apply:

(1) OHIO RIVER BASIN.—The term "Ohio River Basin" means the Ohio River, its backwaters, its side channels, and all tributaries (including their watersheds) that drain into the Ohio River and encompassing areas of any of the States of Indiana, Ohio, Kentucky, Pennsylvania, West Virginia, Illinois, New York, and Virginia.

(2) COMPACT.—The term "Compact" means the Ohio River Watershed Sanitation Commission flood and pollution control compact between the States of Indiana, West Virginia, Ohio, Kentucky, Pennsylvania, New York, Illinois, and Virginia, to which consent was given by Congress pursuant to the Act of July 11, 1940 (54 Stat. 752) and that was chartered in 1948.

(b) ASSISTANCE.—The Secretary may provide planning, design, and construction assistance to the Compact for the improvement of the quality

of the environment in and along the Ohio River Basin.

(c) PRIORITIES.—In providing assistance under this section, the Secretary shall give priority to reducing or eliminating the presence of organic pollutants in the Ohio River Basin through the renovation and technological improvement of the organic detection system monitoring stations along the Ohio River in the States of Indiana, Ohio, West Virginia, Kentucky, and Pennsylvania.

(d) AUTHORIZATION OF APPROPRIATIONS.—There is authorized to be appropriated to carry out this section \$2,500,000.

**SEC. 5118. TOUSSAINT RIVER NAVIGATION PROJECT, CARROLL TOWNSHIP, OHIO.**

(a) IN GENERAL.—The costs of operation and maintenance activities for the Toussaint River Federal navigation project, Carroll Township, Ohio, that are carried out in accordance with section 107 of the River and Harbor Act of 1960 (33 U.S.C. 577) and relate directly to the presence of unexploded ordnance, shall be carried out at Federal expense.

(b) CALCULATION OF TOTAL COSTS.—The Secretary shall not consider the additional costs of dredging due to the presence of unexploded ordnance when calculating the costs of the project referred to in subsection (a) for the purposes of section 107(b) of such Act (33 U.S.C. 577(b)).

**SEC. 5119. STATEWIDE COMPREHENSIVE WATER PLANNING, OKLAHOMA.**

(a) IN GENERAL.—The Secretary shall provide technical assistance for the development of updates of the Oklahoma comprehensive water plan.

(b) TECHNICAL ASSISTANCE.—Technical assistance provided under subsection (a) may include—

(1) acquisition of hydrologic data, groundwater characterization, database development, and data distribution;

(2) expansion of surface water and groundwater monitoring networks;

(3) assessment of existing water resources, surface water storage, and groundwater storage potential;

(4) numerical analysis and modeling necessary to provide an integrated understanding of water resources and water management options;

(5) participation in State planning forums and planning groups;

(6) coordination of Federal water management planning efforts; and

(7) technical review of data, models, planning scenarios, and water plans developed by the State.

(c) ALLOCATION.—The Secretary shall allocate, subject to the availability of appropriations, \$6,500,000 to provide technical assistance and for the development of updates of the Oklahoma comprehensive water plan.

(d) COST SHARING REQUIREMENT.—The non-Federal share of the total cost of any activity carried out under this section—

(1) shall be 25 percent; and

(2) may be in the form of cash or any in-kind services that the Secretary determines would contribute substantially toward the conduct and completion of the activity assisted.

**SEC. 5120. FERN RIDGE DAM, OREGON.**

The Secretary may treat all work carried out for emergency corrective actions to repair the embankment dam at the Fern Ridge Lake project, Oregon, as a dam safety project. The cost of work carried out may be recovered in accordance with section 1203 of the Water Resources Development Act of 1986 (33 U.S.C. 467n; 100 Stat. 4263).

**SEC. 5121. ALLEGHENY COUNTY, PENNSYLVANIA.**

Section 219(f)(66) of the Water Resources Development Act of 1992 (114 Stat. 2763A-221) is amended—

(1) by striking "\$20,000,000" and inserting the following:

"(A) IN GENERAL.—\$20,000,000";

(2) by adding at the end the following:

"(B) CREDIT.—The Secretary shall credit, in accordance with section 221 of the Flood Control Act of 1970 (42 U.S.C. 1962d-5b), toward the non-Federal share of the cost of the project the cost of work carried out by the non-Federal interest for the project before the date of the partnership agreement for the project."; and

(3) by aligning the remainder of the text of subparagraph (A) (as designated by paragraph (1) of this section) with subparagraph (B) (as added by paragraph (2) of this section).

**SEC. 5122. CLINTON COUNTY, PENNSYLVANIA.**

Section 219(f)(13) of the Water Resources Development Act of 1992 (113 Stat. 335) is amended by striking "\$1,000,000" and inserting "\$2,000,000".

**SEC. 5123. KEHLY RUN DAMS, PENNSYLVANIA.**

Section 504(a)(2) of the Water Resources Development Act of 1999 (113 Stat. 338; 117 Stat. 1842) is amended by striking "Dams" and inserting "Dams No. 1-5".

**SEC. 5124. LEHIGH RIVER, LEHIGH COUNTY, PENNSYLVANIA.**

The Secretary shall use existing water quality data to model the effects of the Francis E. Walter Dam, at different water levels, to determine its impact on water and related resources in and along the Lehigh River in Lehigh County, Pennsylvania. There is authorized to be appropriated \$500,000 to carry out this section.

**SEC. 5125. NORTHEAST PENNSYLVANIA.**

Section 219(f)(11) of the Water Resources Development Act of 1992 (113 Stat. 335) is amended by striking "and Monroe" and inserting "Northumberland, Union, Snyder, Luzerne, and Monroe".

**SEC. 5126. UPPER SUSQUEHANNA RIVER BASIN, PENNSYLVANIA AND NEW YORK.**

(a) STUDY AND STRATEGY DEVELOPMENT.—Section 567(a) of the Water Resources Development Act of 1996 (110 Stat. 3787; 114 Stat. 2662) is amended—

(1) in the matter preceding paragraph (1) by inserting "and carry out" after "develop"; and

(2) in paragraph (2) by striking "\$10,000,000." and inserting "\$20,000,000, of which the Secretary may utilize not more than \$5,000,000 to design and construct feasible pilot projects during the development of the strategy to demonstrate alternative approaches for the strategy. The total cost for any single pilot project may not exceed \$500,000. The Secretary shall evaluate the results of the pilot projects and consider the results in the development of the strategy."

(b) PARTNERSHIP AGREEMENTS.—Section 567(c) of such Act (114 Stat. 2662) is amended—

(1) in the subsection heading by striking "COOPERATION" and inserting "PARTNERSHIP"; and

(2) in the first sentence—

(A) by inserting "and carrying out" after "developing"; and

(B) by striking "cooperation" and inserting "cost-sharing and partnership".

(c) IMPLEMENTATION OF STRATEGY.—Section 567(d) of such Act (114 Stat. 2663) is amended—

(1) by striking "The Secretary" and inserting the following:

"(1) IN GENERAL.—The Secretary";

(2) in the second sentence of paragraph (1) (as so designated)—

(A) by striking "implement" and inserting "carry out"; and

(B) by striking "implementing" and inserting "carrying out";

(3) by adding at the end the following:

"(2) PRIORITY PROJECT.—In carrying out projects to implement the strategy, the Secretary shall give priority to the project for ecosystem restoration, Cooperstown, New York, described in the Upper Susquehanna River Basin—Cooperstown Area Ecosystem Restoration Feasibility Study, dated December 2004, prepared by the Corps of Engineers and the New York State department of environmental conservation."; and

(4) by aligning the remainder of the text of paragraph (1) (as designated by paragraph (1) of this subsection) with paragraph (2) (as added by paragraph (3) of this subsection).

(d) CREDIT.—Section 567 of such Act (110 Stat. 3787; 114 Stat. 2662) is amended by adding at the end the following:

“(e) CREDIT.—The Secretary shall credit toward the non-Federal share of the cost of a project under this section—

“(1) in accordance with section 221 of the Flood Control Act of 1970 (42 U.S.C. 1962d-5b), the cost of design and construction work carried out by the non-Federal interest for the project before the date of the partnership agreement for the project; and

“(2) the cost of in-kind services and materials provided for the project by the non-Federal interest.”.

**SEC. 5127. CANO MARTIN PENA, SAN JUAN, PUERTO RICO.**

The Secretary shall review a report prepared by the non-Federal interest concerning flood protection and environmental restoration for Cano Martin Pena, San Juan, Puerto Rico, and, if the Secretary determines that the report meets the evaluation and design standards of the Corps of Engineers and that the project is feasible, the Secretary may carry out the project at a total cost of \$150,000,000.

**SEC. 5128. LAKES MARION AND MOULTRIE, SOUTH CAROLINA.**

Section 219(f)(25) of the Water Resources Development Act of 1992 (113 Stat. 336; 114 Stat. 2763A-220; 117 Stat. 1838) is amended by striking “\$35,000,000” and inserting “\$60,000,000”.

**SEC. 5129. CHEYENNE RIVER SIOUX TRIBE, LOWER BRULE SIOUX TRIBE, AND TERRESTRIAL WILDLIFE HABITAT RESTORATION, SOUTH DAKOTA.**

(a) DISBURSEMENT PROVISIONS OF STATE OF SOUTH DAKOTA AND CHEYENNE RIVER SIOUX TRIBE AND LOWER BRULE SIOUX TRIBE TERRESTRIAL WILDLIFE HABITAT RESTORATION TRUST FUNDS.—Section 602(a)(4) of the Water Resources Development Act of 1999 (113 Stat. 386) is amended—

(1) in subparagraph (A)—

(A) in clause (i) by inserting “and the Secretary of the Treasury” after “Secretary”; and

(B) by striking clause (ii) and inserting the following:

“(ii) AVAILABILITY OF FUNDS.—On notification in accordance with clause (i), the Secretary of the Treasury shall make available to the State of South Dakota funds from the State of South Dakota Terrestrial Wildlife Habitat Restoration Trust Fund established under section 603 to be used to carry out the plan for terrestrial wildlife habitat restoration submitted by the State of South Dakota after the State certifies to the Secretary of the Treasury that the funds to be disbursed will be used in accordance with section 603(d)(3) and only after the Trust Fund is fully capitalized.”; and

(2) in subparagraph (B) by striking clause (ii) and inserting the following:

“(ii) AVAILABILITY OF FUNDS.—On notification in accordance with clause (i), the Secretary of the Treasury shall make available to the Cheyenne River Sioux Tribe and the Lower Brule Sioux Tribe funds from the Cheyenne River Sioux Terrestrial Wildlife Habitat Restoration Trust Fund and the Lower Brule Sioux Terrestrial Wildlife Habitat Restoration Trust Fund, respectively, established under section 604, to be used to carry out the plans for terrestrial wildlife habitat restoration submitted by the Cheyenne River Sioux Tribe and the Lower Brule Sioux Tribe, respectively, to after the respective tribe certifies to the Secretary of the Treasury that the funds to be disbursed will be used in accordance with section 604(d)(3) and only after the Trust Fund is fully capitalized.”.

(b) INVESTMENT PROVISIONS OF THE STATE OF SOUTH DAKOTA TERRESTRIAL WILDLIFE RESTORATION TRUST FUND.—Section 603 of the Water Resources Development Act of 1999 (113 Stat. 388; 114 Stat. 2664) is amended—

(1) by striking subsection (c) and inserting the following:

“(c) INVESTMENTS.—

“(1) ELIGIBLE OBLIGATIONS.—Notwithstanding any other provision of law, the Secretary of the Treasury shall invest the amounts deposited under subsection (b) and the interest earned on those amounts only in interest-bearing obligations of the United States issued directly to the Fund.

“(2) INVESTMENT REQUIREMENTS.—

“(A) IN GENERAL.—The Secretary of the Treasury shall invest the amounts in the Fund in accordance with the requirements of this paragraph.

“(B) SEPARATE INVESTMENTS OF PRINCIPAL AND INTEREST.—

“(i) PRINCIPAL ACCOUNT.—The amounts deposited in the Fund under subsection (b) shall be credited to an account within the Fund (referred to in this paragraph as the ‘principal account’) and invested as provided in subparagraph (C).

“(ii) INTEREST ACCOUNT.—The interest earned from investing amounts in the principal account of the Fund shall be transferred to a separate account within the Fund (referred to in this paragraph as the ‘interest account’) and invested as provided in subparagraph (D).

“(iii) CREDITING.—The interest earned from investing amounts in the interest account of the Fund shall be credited to the interest account.

“(C) INVESTMENT OF PRINCIPAL ACCOUNT.—

“(i) INITIAL INVESTMENT.—Each amount deposited in the principal account of the Fund shall be invested initially in eligible obligations having the shortest maturity then available until the date on which the amount is divided into 3 substantially equal portions and those portions are invested in eligible obligations that are identical (except for transferability) to the next-issued publicly issued Treasury obligations having a 2-year maturity, a 5-year maturity, and a 10-year maturity, respectively.

“(ii) SUBSEQUENT INVESTMENT.—As each 2-year, 5-year, and 10-year eligible obligation matures, the principal of the maturing eligible obligation shall also be invested initially in the shortest-maturity eligible obligation then available until the principal is reinvested substantially equally in the eligible obligations that are identical (except for transferability) to the next-issued publicly issued Treasury obligations having 2-year, 5-year, and 10-year maturities.

“(iii) DISCONTINUANCE OF ISSUANCE OF OBLIGATIONS.—If the Department of the Treasury discontinues issuing to the public obligations having 2-year, 5-year, or 10-year maturities, the principal of any maturing eligible obligation shall be reinvested substantially equally in eligible obligations that are identical (except for transferability) to the next-issued publicly issued Treasury obligations of the maturities longer than 1 year then available.

“(D) INVESTMENT OF INTEREST ACCOUNT.—

“(i) BEFORE FULL CAPITALIZATION.—Until the date on which the Fund is fully capitalized, amounts in the interest account of the Fund shall be invested in eligible obligations that are identical (except for transferability) to publicly issued Treasury obligations that have maturities that coincide, to the maximum extent practicable, with the date on which the Fund is expected to be fully capitalized.

“(ii) AFTER FULL CAPITALIZATION.—On and after the date on which the Fund is fully capitalized, amounts in the interest account of the Fund shall be invested and reinvested in eligible obligations having the shortest maturity then available until the amounts are withdrawn and transferred to fund the activities authorized under subsection (d)(3).

“(E) PAR PURCHASE PRICE.—The price to be paid for eligible obligations purchased as investments of the principal account shall not exceed the par value of the obligations so that the amount of the principal account shall be preserved in perpetuity.

“(F) HIGHEST YIELD.—Among eligible obligations having the same maturity and purchase price, the obligation to be purchased shall be the obligation having the highest yield.

“(G) HOLDING TO MATURITY.—Eligible obligations purchased shall generally be held to their maturities.

“(3) ANNUAL REVIEW OF INVESTMENT ACTIVITIES.—Not less frequently than once each calendar year, the Secretary of the Treasury shall review with the State of South Dakota the results of the investment activities and financial status of the Fund during the preceding 12-month period.

“(4) AUDITS.—

“(A) IN GENERAL.—The activities of the State of South Dakota (referred to in this subsection as the ‘State’) in carrying out the plan of the State for terrestrial wildlife habitat restoration under section 602(a) shall be audited as part of the annual audit that the State is required to prepare under the Office of Management and Budget Circular A-133 (or a successor circulation).

“(B) DETERMINATION BY AUDITORS.—An auditor that conducts an audit under subparagraph (A) shall—

“(i) determine whether funds received by the State under this section during the period covered by the audit were used to carry out the plan of the State in accordance with this section; and

“(ii) include the determination under clause (i) in the written findings of the audit.

“(5) MODIFICATION OF INVESTMENT REQUIREMENTS.—

“(A) IN GENERAL.—If the Secretary of the Treasury determines that meeting the requirements under paragraph (2) with respect to the investment of a Fund is not practicable, or would result in adverse consequences for the Fund, the Secretary shall modify the requirements, as the Secretary determines to be necessary.

“(B) CONSULTATION.—Before modifying a requirement under subparagraph (A), the Secretary of the Treasury shall consult with the State regarding the proposed modification.”.

(2) in subsection (d)(2) by inserting “of the Treasury” after “Secretary”; and

(3) by striking subsection (f) and inserting the following:

“(f) ADMINISTRATIVE EXPENSES.—There are authorized to be appropriated to the Secretary of the Treasury to pay expenses associated with investing the Fund and auditing the uses of amounts withdrawn from the Fund—

(1) \$500,000 for each of fiscal years 2006 and 2007; and

(2) such sums as are necessary for each subsequent fiscal year.”.

(c) INVESTMENT PROVISIONS FOR CHEYENNE RIVER SIOUX TRIBE AND LOWER BRULE SIOUX TRIBE TRUST FUNDS.—Section 604 of the Water Resources Development Act of 1999 (113 Stat. 389; 114 Stat. 2665) is amended—

(1) by striking subsection (c) and inserting the following:

“(c) INVESTMENTS.—

“(1) ELIGIBLE OBLIGATIONS.—Notwithstanding any other provision of law, the Secretary of the Treasury shall invest the amounts deposited under subsection (b) and the interest earned on those amounts only in interest-bearing obligations of the United States issued directly to the Funds.

“(2) INVESTMENT REQUIREMENTS.—

“(A) IN GENERAL.—The Secretary of the Treasury shall invest the amounts in each of the Funds in accordance with the requirements of this paragraph.

“(B) SEPARATE INVESTMENTS OF PRINCIPAL AND INTEREST.—

“(i) PRINCIPAL ACCOUNT.—The amounts deposited in each Fund under subsection (b) shall be credited to an account within the Fund (referred to in this paragraph as the ‘principal account’) and invested as provided in subparagraph (C).

“(ii) INTEREST ACCOUNT.—The interest earned from investing amounts in the principal account of each Fund shall be transferred to a separate account within the Fund (referred to in this



paragraph as the 'interest account') and invested as provided in subparagraph (D).

"(iii) CREDITING.—The interest earned from investing amounts in the interest account of each Fund shall be credited to the interest account.

"(C) INVESTMENT OF PRINCIPAL ACCOUNT.—

"(i) INITIAL INVESTMENT.—Each amount deposited in the principal account of each Fund shall be invested initially in eligible obligations having the shortest maturity then available until the date on which the amount is divided into 3 substantially equal portions and those portions are invested in eligible obligations that are identical (except for transferability) to the next-issued publicly issued Treasury obligations having a 2-year maturity, a 5-year maturity, and a 10-year maturity, respectively.

"(ii) SUBSEQUENT INVESTMENT.—As each 2-year, 5-year, and 10-year eligible obligation matures, the principal of the maturing eligible obligation shall also be invested initially in the shortest-maturity eligible obligation then available until the principal is reinvested substantially equally in the eligible obligations that are identical (except for transferability) to the next-issued publicly issued Treasury obligations having 2-year, 5-year, and 10-year maturities.

"(iii) DISCONTINUATION OF ISSUANCE OF OBLIGATIONS.—If the Department of the Treasury discontinues issuing to the public obligations having 2-year, 5-year, or 10-year maturities, the principal of any maturing eligible obligation shall be reinvested substantially equally in eligible obligations that are identical (except for transferability) to the next-issued publicly issued Treasury obligations of the maturities longer than 1 year then available.

"(D) INVESTMENT OF INTEREST ACCOUNT.—

"(i) BEFORE FULL CAPITALIZATION.—Until the date on which each Fund is fully capitalized, amounts in the interest account of the Fund shall be invested in eligible obligations that are identical (except for transferability) to publicly issued Treasury obligations that have maturities that coincide, to the maximum extent practicable, with the date on which the Fund is expected to be fully capitalized.

"(ii) AFTER FULL CAPITALIZATION.—On and after the date on which each Fund is fully capitalized, amounts in the interest account of the Fund shall be invested and reinvested in eligible obligations having the shortest maturity then available until the amounts are withdrawn and transferred to fund the activities authorized under subsection (d)(3).

"(E) PAR PURCHASE PRICE.—The price to be paid for eligible obligations purchased as investments of the principal account shall not exceed the par value of the obligations so that the amount of the principal account shall be preserved in perpetuity.

"(F) HIGHEST YIELD.—Among eligible obligations having the same maturity and purchase price, the obligation to be purchased shall be the obligation having the highest yield.

"(G) HOLDING TO MATURITY.—Eligible obligations purchased shall generally be held to their maturities.

"(3) ANNUAL REVIEW OF INVESTMENT ACTIVITIES.—Not less frequently than once each calendar year, the Secretary of the Treasury shall review with the Cheyenne River Sioux Tribe and the Lower Brule Sioux Tribe (referred to in this subsection as the 'Tribes') the results of the investment activities and financial status of the Funds during the preceding 12-month period.

"(4) AUDITS.—

"(A) IN GENERAL.—The activities of the Tribes in carrying out the plans of the Tribes for terrestrial wildlife habitat restoration under section 602(a) shall be audited as part of the annual audit that the Tribes are required to prepare under the Office of Management and Budget Circular A-133 (or a successor circulation).

"(B) DETERMINATION BY AUDITORS.—An auditor that conducts an audit under subparagraph (A) shall—

"(i) determine whether funds received by the Tribes under this section during the period covered by the audit were used to carry out the plan of the appropriate Tribe in accordance with this section; and

"(ii) include the determination under clause (i) in the written findings of the audit.

"(5) MODIFICATION OF INVESTMENT REQUIREMENTS.—

"(A) IN GENERAL.—If the Secretary of the Treasury determines that meeting the requirements under paragraph (2) with respect to the investment of a Fund is not practicable, or would result in adverse consequences for the Fund, the Secretary shall modify the requirements, as the Secretary determines to be necessary.

"(B) CONSULTATION.—Before modifying a requirement under subparagraph (A), the Secretary of the Treasury shall consult with the Tribes regarding the proposed modification.";

(2) by striking subsection (f) and inserting the following:

"(f) ADMINISTRATIVE EXPENSES.—There are authorized to be appropriated to the Secretary of the Treasury to pay expenses associated with investing the Funds and auditing the uses of amounts withdrawn from the Funds—

"(1) \$500,000 for each of fiscal years 2006 and 2007; and

"(2) such sums as are necessary for each subsequent fiscal year."

#### SEC. 5130. EAST TENNESSEE.

(a) EAST TENNESSEE DEFINED.—In this section, the term "East Tennessee" means the counties of Blount, Knox, Loudon, McMinn, Monroe, and Sevier, Tennessee.

(b) ESTABLISHMENT OF PROGRAM.—The Secretary may establish a program to provide environmental assistance to non-Federal interests in East Tennessee.

(c) FORM OF ASSISTANCE.—Assistance provided under this section may be in the form of design and construction assistance for water-related environmental infrastructure and resource protection and development projects in East Tennessee, including projects for wastewater treatment and related facilities, water supply and related facilities, environmental restoration, and surface water resource protection and development.

(d) OWNERSHIP REQUIREMENT.—The Secretary may provide assistance for a project under this section only if the project is publicly owned.

(e) PARTNERSHIP AGREEMENTS.—

(1) IN GENERAL.—Before providing assistance under this section, the Secretary shall enter into a partnership agreement with a non-Federal interest to provide for design and construction of the project to be carried out with the assistance.

(2) REQUIREMENTS.—Each partnership agreement for a project entered into under this subsection shall provide for the following:

(A) PLAN.—Development by the Secretary, in consultation with appropriate Federal and State officials, of a facilities or resource protection and development plan, including appropriate engineering plans and specifications.

(B) LEGAL AND INSTITUTIONAL STRUCTURES.—Establishment of such legal and institutional structures as are necessary to ensure the effective long-term operation of the project by the non-Federal interest.

(3) COST SHARING.—

(A) IN GENERAL.—The Federal share of the cost of a project under this section—

(i) shall be 75 percent; and

(ii) may be provided in the form of grants or reimbursements of project costs.

(B) CREDIT FOR WORK.—The Secretary shall credit, in accordance with section 221 of the Flood Control Act of 1970 (42 U.S.C. 1962d-5b), toward the non-Federal share of the cost of the project the cost of design work carried out by the non-Federal interest for the project before the date of the partnership agreement for the project.

(C) CREDIT FOR INTEREST.—In case of a delay in the funding of the non-Federal share of a project that is the subject of an agreement under this section, the non-Federal interest shall receive credit for reasonable interest incurred in providing the non-Federal share of the project cost.

(D) CREDIT FOR LAND, EASEMENTS, AND RIGHTS-OF-WAY.—The non-Federal interest shall receive credit for land, easements, rights-of-way, and relocations toward the non-Federal share of project cost (including all reasonable costs associated with obtaining permits necessary for the construction, operation, and maintenance of the project on publicly owned or controlled land), but the credit may not exceed 25 percent of total project costs.

(E) OPERATION AND MAINTENANCE.—The non-Federal share of operation and maintenance costs for projects constructed with assistance provided under this section shall be 100 percent.

(f) APPLICABILITY OF OTHER FEDERAL AND STATE LAWS.—Nothing in this section shall be construed to waive, limit, or otherwise affect the applicability of any provision of Federal or State law that would otherwise apply to a project to be carried out with assistance provided under this section.

(g) NONPROFIT ENTITIES.—In accordance with section 221(b) of the Flood Control Act of 1970 (42 U.S.C. 1962d-5b(b)), for any project carried out under this section, a non-Federal interest may include a nonprofit entity with the consent of the affected local government.

(h) CORPS OF ENGINEERS EXPENSES.—Not more than 10 percent of the amounts appropriated to carry out this section may be used by the Corps of Engineers district offices to administer projects under this section at Federal expense.

(i) AUTHORIZATION OF APPROPRIATIONS.—There is authorized to be appropriated to carry out this section \$40,000,000.

#### SEC. 5131. FRITZ LANDING, TENNESSEE.

The Secretary shall—

(1) conduct a study of the Fritz Landing Agricultural Spur Levee, Tennessee, to determine the extent of levee modifications that would be required to make the levee and associated drainage structures consistent with Federal standards;

(2) design and construct such modifications; and

(3) after completion of such modifications, incorporate the levee into the project for flood control, Mississippi River and Tributaries, authorized by the Act entitled "An Act for the control of floods on the Mississippi River and its tributaries, and for other purposes", approved May 15, 1928 (45 Stat. 534-539).

#### SEC. 5132. J. PERCY PRIEST DAM AND RESERVOIR, TENNESSEE.

The Secretary shall plan, design, and construct a trail system at the J. Percy Priest Dam and Reservoir, Tennessee, authorized by section 4 of the Act entitled "An Act authorizing the construction of certain public works on rivers and harbors for flood control, and for other purposes", approved June 28, 1938 (52 Stat. 1217), and adjacent public property, including design and construction of support facilities. In carrying out such improvements, the Secretary is authorized to use funds made available by the State of Tennessee from any Federal or State source, or both.

#### SEC. 5133. NASHVILLE, TENNESSEE.

(a) IN GENERAL.—The Secretary may participate in the ecosystem restoration, recreation, navigation, and flood damage reduction components of the Nashville Riverfront Concept Plan, dated February 2007.

(b) COORDINATION.—In carrying out this section, the Secretary shall coordinate with appropriate representatives in the vicinity of Nashville, Tennessee, including the Nashville Parks and Recreation Department, the city of Nashville, and Davidson County.

(c) AUTHORIZATION OF APPROPRIATIONS.—There is authorized to be appropriated \$10,000,000 to carry out this section.



**SEC. 5134. NONCONNAH WEIR, MEMPHIS, TENNESSEE.**

The project for flood control, Nonconnah Creek, Tennessee and Mississippi, authorized by section 401 of the Water Resources Development Act of 1986 (100 Stat. 4124) and modified by the section 334 of the Water Resources Development Act of 2000 (114 Stat. 2611), is modified to authorize the Secretary—

(1) to reconstruct, at Federal expense, the weir originally constructed in the vicinity of the mouth of Nonconnah Creek; and

(2) to make repairs and maintain the weir in the future so that the weir functions properly.

**SEC. 5135. TENNESSEE RIVER PARTNERSHIP.**

(a) *IN GENERAL.*—As part of the operation and maintenance of the project for navigation, Tennessee River, Tennessee, Alabama, Mississippi, and Kentucky, authorized by the first section of the River and Harbor Act of July 3, 1930 (46 Stat. 927), the Secretary may enter into a partnership with a nonprofit entity to remove debris from the Tennessee River in the vicinity of Knoxville, Tennessee, by providing a vessel to such entity, at Federal expense, for such debris removal purposes.

(b) *AUTHORIZATION OF APPROPRIATIONS.*—There is authorized to be appropriated to carry out this section \$500,000.

**SEC. 5136. TOWN CREEK, LENOIR CITY, TENNESSEE.**

The Secretary shall design and construct the project for flood damage reduction designated as Alternative 4 in the Town Creek, Lenoir City, Loudon County, Tennessee, feasibility report of the Nashville district engineer, dated November 2000, under the authority of section 205 of the Flood Control Act of 1948 (33 U.S.C. 701s), notwithstanding section 1 of the Flood Control Act of June 22, 1936 (33 U.S.C. 701a; 49 Stat. 1570). The non-Federal share of the cost of the project shall be subject to section 103(m) of the Water Resources Development Act of 1986 (33 U.S.C. 2213(m)).

**SEC. 5137. UPPER MISSISSIPPI EMBAYMENT, TENNESSEE, ARKANSAS, AND MISSISSIPPI.**

The Secretary may participate with non-Federal and nonprofit entities to address issues concerning managing groundwater as a sustainable resource through the Upper Mississippi Embayment, Tennessee, Arkansas, and Mississippi, and to coordinate the protection of groundwater supply and groundwater quality of the Embayment with local surface water protection programs. There is authorized to be appropriated \$5,000,000 to carry out this section.

**SEC. 5138. TEXAS.**

(a) *ESTABLISHMENT OF PROGRAM.*—The Secretary shall establish a program to provide environmental assistance to non-Federal interests in the State of Texas.

(b) *FORM OF ASSISTANCE.*—Assistance provided under this section may be in the form of planning, design, and construction assistance for water-related environmental infrastructure and resource protection and development projects in Texas, including projects for water supply, storage, treatment, and related facilities, water quality protection, wastewater treatment, and related facilities, environmental restoration, and surface water resource protection, and development, as identified by the Texas Water Development Board.

(c) *OWNERSHIP REQUIREMENT.*—The Secretary may provide assistance for a project under this section only if the project is publicly owned.

(d) *PARTNERSHIP AGREEMENTS.*—Before providing assistance under this section, the Secretary shall enter into a partnership agreement with a non-Federal interest.

(e) *COST SHARING.*—

(1) *IN GENERAL.*—The Federal share of the cost of the project under this section—

(A) shall be 75 percent; and

(B) may be provided in the form of grants or reimbursements of project costs.

(2) *IN-KIND SERVICES.*—The non-Federal share may be provided in the form of materials and in-

kind services, including planning, design, construction, and management services, as the Secretary determines to be compatible with, and necessary for, the project.

(3) *CREDIT FOR WORK.*—The Secretary shall credit, in accordance with section 221 of the Flood Control Act of 1970 (42 U.S.C. 1962d-5b), toward the non-Federal share of the cost of the project the cost of design work carried out by the non-Federal interest for the project before the date of the partnership agreement for the project.

(4) *CREDIT FOR LAND, EASEMENTS, AND RIGHTS-OF-WAY.*—The non-Federal interest shall receive credit for land, easements, rights-of-way, and relocations toward the non-Federal share of project costs.

(5) *OPERATION AND MAINTENANCE.*—The non-Federal share of operation and maintenance costs for projects constructed with assistance provided under this section shall be 100 percent.

(f) *APPLICABILITY OF OTHER FEDERAL AND STATE LAWS.*—Nothing in this section shall be construed to waive, limit, or otherwise affect the applicability of any provision of Federal or State law that would otherwise apply to a project to be carried out with assistance provided under this section.

(g) *AUTHORIZATION OF APPROPRIATIONS.*—There is authorized to be appropriated to carry out this section \$40,000,000.

**SEC. 5139. BOSQUE RIVER WATERSHED, TEXAS.**

(a) *COMPREHENSIVE PLAN.*—The Secretary, in consultation with appropriate Federal, State, and local entities, shall develop, as expeditiously as practicable, a comprehensive plan for development of new technologies and innovative approaches for restoring, preserving, and protecting the Bosque River watershed within Bosque, Hamilton, McLennan, and Erath Counties, Texas. The Secretary, in cooperation with the Secretary of Agriculture, may carry out activities identified in the comprehensive plan to demonstrate practicable alternatives for stabilization and enhancement of land and water resources in the basin.

(b) *SERVICES OF NONPROFIT INSTITUTIONS AND OTHER ENTITIES.*—In carrying out subsection (a), the Secretary may utilize, through contracts or other means, the services of nonprofit institutions and such other entities as the Secretary considers appropriate.

(c) *NON-FEDERAL SHARE.*—

(1) *CREDIT.*—The Secretary shall credit, in accordance with section 221 of the Flood Control Act of 1970 (42 U.S.C. 1962d-5b), toward the non-Federal share of the cost of the project the cost of planning, design, and construction work carried out by the non-Federal interest for the project before the date of the partnership agreement for the project.

(2) *DEVELOPMENT OF COMPREHENSIVE PLAN.*—The non-Federal share of the cost of development of the plan under subsection (a) shall be 25 percent.

(3) *OPERATION AND MAINTENANCE.*—The non-Federal share of the cost of operation and maintenance for measures constructed with assistance provided under this section shall be 100 percent.

(d) *AUTHORIZATION OF APPROPRIATIONS.*—There is authorized to be appropriated to carry out this section \$10,000,000.

**SEC. 5140. DALLAS COUNTY REGION, TEXAS.**

(a) *DALLAS COUNTY REGION DEFINED.*—In this section, the term “Dallas County region” means the city of Dallas, and the municipalities of DeSoto, Duncanville, Lancaster, Wilmer, Hutchins, Balch Springs, Cedar Hill, Glenn Heights, and Ferris, Texas.

(b) *ESTABLISHMENT OF PROGRAM.*—The Secretary may establish a program to provide environmental assistance to non-Federal interests in the Dallas County region.

(c) *FORM OF ASSISTANCE.*—Assistance provided under this section may be in the form of design and construction assistance for water-related environmental infrastructure and resource

protection and development projects in the Dallas County region, including projects for wastewater treatment and related facilities, water supply and related facilities, environmental restoration, and surface water resource protection and development.

(d) *OWNERSHIP REQUIREMENT.*—The Secretary may provide assistance for a project under this section only if the project is publicly owned.

(e) *PARTNERSHIP AGREEMENTS.*—

(1) *IN GENERAL.*—Before providing assistance under this section, the Secretary shall enter into a partnership agreement with a non-Federal interest to provide for design and construction of the project to be carried out with the assistance.

(2) *REQUIREMENTS.*—Each partnership agreement for a project entered into under this subsection shall provide for the following:

(A) *PLAN.*—Development by the Secretary, in consultation with appropriate Federal and State officials, of a facilities or resource protection and development plan, including appropriate engineering plans and specifications.

(B) *LEGAL AND INSTITUTIONAL STRUCTURES.*—Establishment of such legal and institutional structures as are necessary to ensure the effective long-term operation of the project by the non-Federal interest.

(3) *COST SHARING.*—

(A) *IN GENERAL.*—The Federal share of the cost of a project under this section—

(i) shall be 75 percent; and

(ii) may be provided in the form of grants or reimbursements of project costs.

(B) *CREDIT FOR WORK.*—The Secretary shall credit, in accordance with section 221 of the Flood Control Act of 1970 (42 U.S.C. 1962d-5b), toward the non-Federal share of the cost of the project the cost design work carried out by the non-Federal interest for the project before the date of the partnership agreement for the project.

(C) *CREDIT FOR INTEREST.*—In case of a delay in the funding of the non-Federal share of a project that is the subject of an agreement under this section, the non-Federal interest shall receive credit for reasonable interest incurred in providing the non-Federal share.

(D) *CREDIT FOR LAND, EASEMENTS, AND RIGHTS-OF-WAY.*—The non-Federal interest shall receive credit for land, easements, rights-of-way, and relocations toward the non-Federal share of project costs (including all reasonable costs associated with obtaining permits necessary for the construction, operation, and maintenance of the project on publicly owned or controlled land), but the credit may not exceed 25 percent of total project costs.

(E) *OPERATION AND MAINTENANCE.*—The non-Federal share of operation and maintenance costs for projects constructed with assistance provided under this section shall be 100 percent.

(f) *APPLICABILITY OF OTHER FEDERAL AND STATE LAWS.*—Nothing in this section shall be construed to waive, limit, or otherwise affect the applicability of any provision of Federal or State law that would otherwise apply to a project to be carried out with assistance provided under this section.

(g) *NONPROFIT ENTITIES.*—In accordance with section 221(b) of the Flood Control Act of 1970 (42 U.S.C. 1962d-5b(b)), for any project carried out under this section, a non-Federal interest may include a nonprofit entity with the consent of the affected local government.

(h) *CORPS OF ENGINEERS EXPENSES.*—Not more than 10 percent of the amounts appropriated to carry out this section may be used by the Corps of Engineers district offices to administer projects under this section at Federal expense.

(i) *AUTHORIZATION OF APPROPRIATIONS.*—There is authorized to be appropriated to carry out this section \$40,000,000.

**SEC. 5141. DALLAS FLOODWAY, DALLAS, TEXAS.**

(a) *IN GENERAL.*—The project for flood control, Trinity River and tributaries, Texas, authorized by section 2 of the Act entitled, “An Act authorizing the construction, repair, and

preservation of certain public works on rivers and harbors, and for other purposes", approved March 2, 1945 (59 Stat. 18), is modified to—

(1) direct the Secretary to review the Balanced Vision Plan for the Trinity River Corridor, Dallas, Texas, dated December 2003 and amended in March 2004, prepared by the non-Federal interest for the project;

(2) direct the Secretary to review the Interior Levee Drainage Study Phase-I report, Dallas, Texas, dated September 2006, prepared by the non-Federal interest; and

(3) if the Secretary determines that the project is technically sound and environmentally acceptable, authorize the Secretary to construct the project at a total cost of \$459,000,000, with an estimated Federal cost of \$298,000,000 and an estimated non-Federal cost of \$161,000,000.

(b) CREDIT.—

(1) IN-KIND CONTRIBUTIONS.—The Secretary shall credit, in accordance with section 221 of the Flood Control Act of 1970 (42 U.S.C. 1962d–5b), toward the non-Federal share of the cost of the project the cost of planning, design, and construction work carried out by the non-Federal interest for the project before the date of the partnership agreement for the project.

(2) CASH CONTRIBUTIONS.—The Secretary shall accept funds provided by the non-Federal interest for use in carrying out planning, engineering, and design for the project. The Federal share of such planning, engineering, and design carried out with non-Federal contributions shall be credited against the non-Federal share of the cost of the project.

**SEC. 5142. HARRIS COUNTY, TEXAS.**

Section 575(b) of the Water Resources Development Act of 1996 (110 Stat. 3789; 113 Stat. 311) is amended—

(1) in paragraph (3) by striking "and" at the end;

(2) in paragraph (4) by striking the period at the end and inserting "; and"; and

(3) by adding the following:

"(5) the project for flood control, Upper White Oak Bayou, Texas, authorized by section 401(a) of the Water Resources Development Act of 1986 (100 Stat. 4125)."

**SEC. 5143. JOHNSON CREEK, ARLINGTON, TEXAS.**

(a) IN GENERAL.—The project for flood damage reduction, environmental restoration, and recreation, Johnson Creek, Arlington, Texas, authorized by section 101(b)(14) of the Water Resources Development Act of 1999 (113 Stat. 280), is modified to authorize the Secretary to construct the project substantially in accordance with the report entitled "Johnson Creek: A Vision of Conservation", dated March 30, 2006, at a total cost of \$80,000,000, with an estimated Federal cost of \$52,000,000 and an estimated non-Federal cost of \$28,000,000, if the Secretary determines that the project is feasible.

(b) NON-FEDERAL SHARE.—

(1) IN GENERAL.—The non-Federal share of the cost of the project may be provided in cash or in the form of in-kind services or materials.

(2) CREDIT.—The Secretary shall credit, in accordance with section 221 of the Flood Control Act of 1970 (42 U.S.C. 1962d–5b), toward the non-Federal share of the cost of the project the cost of planning, design, and construction work carried out by the non-Federal interest for the project before the date of the partnership agreement for the project.

(c) SPECIAL RULE.—In evaluating and implementing the project, the Secretary shall allow the non-Federal interest to participate in the financing of the project in accordance with section 903(c) of the Water Resources Development Act of 1986 (100 Stat. 4184).

(d) CONFORMING AMENDMENT.—Section 134 of the Energy and Water Development Appropriations Act, 2006 (119 Stat. 2263) is repealed.

**SEC. 5144. ONION CREEK, TEXAS.**

(a) INCLUSION OF COSTS AND BENEFITS OF RELOCATION OF FLOOD-PRONE RESIDENCES.—In carrying out the study for the project for flood damage reduction, recreation, and ecosystem

restoration, Onion Creek, Texas, the Secretary shall include the costs and benefits associated with the relocation of flood-prone residences in the study area for the project in the period beginning 2 years before the date of initiation of the study and ending on the date of execution of the partnership agreement for construction of the project to the extent the Secretary determines such relocations are compatible with the project.

(b) CREDIT.—The Secretary shall credit, in accordance with section 221 of the Flood Control Act of 1970 (42 U.S.C. 1962d–5b), toward the non-Federal share of the cost of the project referred to in subsection (a) the cost of relocation of those flood-prone residences described in subsection (a) that are incurred by the non-Federal interest before the date of the partnership agreement for the project.

**SEC. 5145. CONNECTICUT RIVER DAMS, VERMONT.**

(a) IN GENERAL.—The Secretary shall evaluate, design, and carry out structural modifications at Federal cost to the Union Village Dam (Ompompanoosuc River), North Hartland Dam (Ottawaquechee River), North Springfield Dam (Black River), Ball Mountain Dam (West River), and Townshend Dam (West River), Vermont, to regulate flow and temperature to mitigate downstream impacts on aquatic habitat and fisheries.

(b) INCLUSION.—During the evaluation and design portion of the modifications authorized by this section, the Secretary shall ensure that a sustainable flow analysis is conducted for each dam.

(c) AUTHORIZATION OF APPROPRIATIONS.—There is authorized to be appropriated to carry out this section \$30,000,000.

**SEC. 5146. LAKE CHAMPLAIN CANAL, VERMONT AND NEW YORK.**

(a) DISPERSAL BARRIER PROJECT.—The Secretary shall determine, at Federal expense, the feasibility of a dispersal barrier project at the Lake Champlain Canal, Vermont and New York, to prevent the spread of aquatic nuisance species.

(b) CONSTRUCTION, MAINTENANCE, AND OPERATION.—If the Secretary determines that the project described in subsection (a) is feasible, the Secretary shall construct, maintain, and operate a dispersal barrier at the Lake Champlain Canal at Federal expense.

**SEC. 5147. DYKE MARSH, FAIRFAX COUNTY, VIRGINIA.**

The Secretary shall accept funds from the National Park Service to restore Dyke Marsh, Fairfax County, Virginia.

**SEC. 5148. EASTERN SHORE AND SOUTHWEST VIRGINIA.**

Section 219(f)(10) of the Water Resources Development Act of 1992 (106 Stat. 4835; 113 Stat. 355) is amended—

(1) by striking "\$20,000,000 for water supply and wastewater infrastructure" and inserting the following:

"(A) IN GENERAL.—\$20,000,000 for water supply, wastewater infrastructure, and environmental restoration";

(2) by adding at the end the following:

"(B) CREDIT.—The Secretary shall credit, in accordance with section 221 of the Flood Control Act of 1970 (42 U.S.C. 1962d–5b), toward the non-Federal share of the cost of the project the cost of work carried out by the non-Federal interest for the project before the date of the partnership agreement for the project."; and

(3) by aligning the remainder of the text of subparagraph (A) (as designated by paragraph (1) of this section) with subparagraph (B) (as added by paragraph (2) of this section).

**SEC. 5149. JAMES RIVER, VIRGINIA.**

The Secretary shall accept funds from the National Park Service to provide technical and project management assistance for the James River, Virginia, with a particular emphasis on locations along the shoreline adversely impacted by Hurricane Isabel.

**SEC. 5150. BAKER BAY AND ILWACO HARBOR, WASHINGTON.**

The Secretary shall conduct a study of increased siltation in Baker Bay and Ilwaco Har-

bor, Washington, to determine if the siltation is the result of a Federal navigation project (including diverted flows from the Columbia River) and, if the Secretary determines that the siltation is the result of a Federal navigation project, the Secretary shall carry out a project to mitigate the siltation as part of maintenance of the Federal navigation project.

**SEC. 5151. HAMILTON ISLAND CAMPGROUND, WASHINGTON.**

The Secretary is authorized to plan, design, and construct a campground for Bonneville Lock and Dam at Hamilton Island (also known as "Strawberry Island") in Skamania County, Washington.

**SEC. 5152. EROSION CONTROL, PUGET ISLAND, WAHIAKUM COUNTY, WASHINGTON.**

(a) IN GENERAL.—The Lower Columbia River levees and bank protection works authorized by section 204 of the Flood Control Act of 1950 (64 Stat. 178) is modified with regard to the Wahkiakum County diking districts No. 1 and 3, but without regard to any cost ceiling authorized before the date of enactment of this Act, to direct the Secretary to provide a one-time placement of dredged material along portions of the Columbia River shoreline of Puget Island, Washington, between river miles 38 to 47, and the shoreline of Westport Beach, Clatsop County, Oregon, between river miles 43 to 45, to protect economic and environmental resources in the area from further erosion.

(b) COORDINATION AND COST-SHARING REQUIREMENTS.—The Secretary shall carry out subsection (a)—

(1) in coordination with appropriate resource agencies; and

(2) at Federal expense.

(c) AUTHORIZATION OF APPROPRIATIONS.—There is authorized to be appropriated to carry out this section \$1,000,000.

**SEC. 5153. WILLAPA BAY, WASHINGTON.**

Section 545 of the Water Resources Development Act of 2000 (114 Stat. 2675) is amended—

(1) in subsection (b)(1) by striking "may construct" and inserting "shall construct"; and

(2) by inserting "and ecosystem restoration" after "erosion protection" each place it appears.

**SEC. 5154. WEST VIRGINIA AND PENNSYLVANIA FLOOD CONTROL.**

(a) CHEAT AND TYGART RIVER BASINS, WEST VIRGINIA.—Section 581(a)(1) of the Water Resources Development Act of 1996 (110 Stat. 3790; 113 Stat. 313) is amended—

(1) by striking "flood control measures" and inserting "structural and nonstructural flood control, streambank protection, stormwater management, and channel clearing and modification measures"; and

(2) by inserting "with respect to measures that incorporate levees or floodwalls" before the semicolon.

(b) PRIORITY COMMUNITIES.—Section 581(b) of the Water Resources Development Act of 1996 (110 Stat. 3791) is amended—

(1) by striking "and" at the end of paragraph (5);

(2) by striking the period at the end of paragraph (6) and inserting a semicolon; and

(3) by adding at the end the following:

"(7) Etna, Pennsylvania, in the Pine Creek watershed; and

"(8) Millvale, Pennsylvania, in the Girty's Run River basin."

(c) AUTHORIZATION OF APPROPRIATIONS.—Section 581(c) of the Water Resources Development Act of 1996 (110 Stat. 3791) is amended by striking "\$12,000,000" and inserting "\$90,000,000".

**SEC. 5155. CENTRAL WEST VIRGINIA.**

Section 571 of the Water Resources Development Act of 1999 (113 Stat. 371) is amended—

(1) in subsection (a)—

(A) by striking "Nicholas."; and

(B) by striking "Gilmer,";

(2) in subsection (h) by striking "\$10,000,000" and inserting "\$20,000,000"; and

(3) by adding at the end the following:

"(i) NONPROFIT ENTITIES.—In accordance with section 221(b) of the Flood Control Act of

1970 (42 U.S.C. 1962d-5b(b)), for any project undertaken under this section, a non-Federal interest may include a nonprofit entity with the consent of the affected local government.

“(j) CORPS OF ENGINEERS EXPENSES.—Not more than 10 percent of the amounts appropriated to carry out this section may be used by the Corps of Engineers district offices to administer projects under this section at Federal expense.”.

**SEC. 5156. SOUTHERN WEST VIRGINIA.**

(a) CORPS OF ENGINEERS.—Section 340 of the Water Resources Development Act of 1992 (106 Stat. 4856; 113 Stat. 320) is amended by adding at the end the following:

“(h) CORPS OF ENGINEERS.—Not more than 10 percent of the amounts appropriated to carry out this section may be used by the Corps of Engineers district offices to administer projects under this section at Federal expense.”.

(b) SOUTHERN WEST VIRGINIA DEFINED.—Section 340(f) of such Act is amended by inserting “Nicholas,” after “Greenbrier.”.

(c) NONPROFIT ENTITIES.—Section 340 of the Water Resources Development Act of 1992 (106 Stat. 4856) is further amended by adding at the end the following:

“(i) NONPROFIT ENTITIES.—In accordance with section 221(b) of the Flood Control Act of 1970 (42 U.S.C. 1962d-5b(b)), for any project carried out under this section, a non-Federal interest may include a nonprofit entity with the consent of the affected local government.”.

**SEC. 5157. CONSTRUCTION OF FLOOD CONTROL PROJECTS BY NON-FEDERAL INTERESTS.**

Section 211(f) of the Water Resources Development Act of 1996 (33 U.S.C. 701b-13) is amended by adding at the end the following:

“(12) PERRIS, CALIFORNIA.—The project for flood control, Perris, California.

“(13) THORNTON RESERVOIR, COOK COUNTY, ILLINOIS.—An element of the project for flood control, Chicagoland Underflow Plan, Illinois.

“(14) LAROSE TO GOLDEN MEADOW, LOUISIANA.—The project for flood control, Larose to Golden Meadow, Louisiana.

“(15) BUFFALO BAYOU, TEXAS.—A project for flood control, Buffalo Bayou, Texas, to provide an alternative to the project authorized by the first section of the River and Harbor Act of June 20, 1938 (52 Stat. 804) and modified by section 3a of the Flood Control Act of August 11, 1939 (53 Stat. 1414).

“(16) HALLS BAYOU, TEXAS.—A project for flood control, Halls Bayou, Texas, to provide an alternative to the project for flood control, Buffalo Bayou and tributaries, Texas, authorized by section 101(a)(21) of the Water Resources Development Act of 1990 (104 Stat. 4610).

“(17) MENOMONEE RIVER WATERSHED, WISCONSIN.—The project for the Menomonee River Watershed, Wisconsin, including—

“(A) the Underwood Creek diversion facility project (Milwaukee County Grounds); and

“(B) the Greater Milwaukee Rivers watershed project.”.

**SEC. 5158. ADDITIONAL ASSISTANCE FOR CRITICAL PROJECTS.**

Section 219 of the Water Resources Development Act of 1992 (106 Stat. 4835; 110 Stat. 3757; 113 Stat. 334; 113 Stat. 1494; 114 Stat. 2763A-219; 119 Stat. 2255) is amended—

(1) in subsection (c)(5) by striking “a project for the elimination or control of combined sewer overflows” and inserting “projects for the design, installation, enhancement, or repair of sewer systems”;

(2) in subsection (e)(1) by striking “\$20,000,000” and inserting “\$32,500,000”; and

(3) in subsection (f)—

(A) by striking the undesignated paragraph relating to Charleston, South Carolina, and inserting the following:

“(72) CHARLESTON, SOUTH CAROLINA.—\$10,000,000 for wastewater infrastructure, including wastewater collection systems, and stormwater system improvements, Charleston, South Carolina.”;

(B) by redesignating the paragraph (71) relating to Placer and El Dorado Counties, California, as paragraph (73);

(C) by redesignating the paragraph (72) relating to Lassen, Plumas, Butte, Sierra, and Nevada Counties, California, as paragraph (74);

(D) by striking the paragraph (71) relating to Indianapolis, Indiana, and inserting the following:

“(75) INDIANAPOLIS, INDIANA.—\$6,430,000 for environmental infrastructure for Indianapolis, Indiana.”;

(E) by redesignating the paragraph (73) relating to St. Croix Falls, Wisconsin, as paragraph (76);

(F) by redesignating paragraph (72), relating to Alpine, California, as paragraph (77); and

(G) by adding at the end the following:

“(78) ST. CLAIR COUNTY, ALABAMA.—\$5,000,000 for water related infrastructure, St. Clair County, Alabama.

“(79) CRAWFORD COUNTY, ARKANSAS.—\$35,000,000 for water supply infrastructure, Crawford County, Arkansas.

“(80) ALAMEDA AND CONTRA COSTA COUNTIES, CALIFORNIA.—\$25,000,000 for recycled water treatment facilities within the East Bay Municipal Utility District service area, Alameda and Contra Costa Counties, California.

“(81) ALISO CREEK, ORANGE COUNTY, CALIFORNIA.—\$5,000,000 for water related infrastructure, Aliso Creek, Orange County, California.

“(82) AMADOR COUNTY, CALIFORNIA.—\$3,000,000 for wastewater collection and treatment infrastructure, Amador County, California.

“(83) ARCADIA, SIERRA MADRE, AND UPLAND, CALIFORNIA.—\$33,000,000 for water and wastewater infrastructure, Arcadia, Sierra Madre, and Upland, California, including \$13,000,000 for stormwater infrastructure for Upland, California.

“(84) BIG BEAR AREA REGIONAL WASTEWATER AGENCY, CALIFORNIA.—\$15,000,000 for water reclamation and distribution infrastructure, Big Bear Area Regional Wastewater Agency, California.

“(85) BRAWLEY COLONIA, IMPERIAL COUNTY, CALIFORNIA.—\$1,400,000 for water infrastructure to improve water quality in the Brawley Colonia Water District, Imperial County, California.

“(86) CALAVERAS COUNTY, CALIFORNIA.—\$3,000,000 for water supply and wastewater infrastructure improvement projects in Calaveras County, California, including wastewater reclamation, recycling, and conjunctive use projects.

“(87) CONTRA COSTA WATER DISTRICT, CALIFORNIA.—\$23,000,000 for water and wastewater infrastructure for the Contra Costa Water District, California.

“(88) EAST BAY, SAN FRANCISCO, AND SANTA CLARA AREAS, CALIFORNIA.—\$4,000,000 for a desalination project to serve the East Bay, San Francisco, and Santa Clara areas, California.

“(89) EAST PALO ALTO, CALIFORNIA.—\$4,000,000 for a new pump station and stormwater management and drainage system, East Palo Alto, California.

“(90) IMPERIAL COUNTY, CALIFORNIA.—\$10,000,000 for wastewater infrastructure, including a wastewater disinfection facility and polishing system, to improve water quality in the vicinity of Calexico, California, on the southern New River, Imperial County, California.

“(91) LA HABRA, CALIFORNIA.—\$5,000,000 for wastewater and water related infrastructure, city of La Habra, California.

“(92) LA MIRADA, CALIFORNIA.—\$4,000,000 for the planning, design, and construction of a stormwater program in La Mirada, California.

“(93) LOS ANGELES COUNTY, CALIFORNIA.—\$3,000,000 for wastewater and water related infrastructure, Diamond Bar, La Habra Heights, and Rowland Heights, Los Angeles County, California.

“(94) LOS ANGELES COUNTY, CALIFORNIA.—\$20,000,000 for the planning, design, and con-

struction of water related infrastructure for Santa Monica Bay and the coastal zone of Los Angeles County, California.

“(95) MALIBU, CALIFORNIA.—\$3,000,000 for municipal wastewater and recycled water infrastructure, Malibu Creek Watershed Protection Project, Malibu, California.

“(96) MONTEBELLO, CALIFORNIA.—\$4,000,000 for water infrastructure improvements in south Montebello, California.

“(97) NEW RIVER, CALIFORNIA.—\$10,000,000 for wastewater infrastructure to improve water quality in the New River, California.

“(98) ORANGE COUNTY, CALIFORNIA.—\$10,000,000 for wastewater and water related infrastructure, Anaheim, Brea, Mission Viejo, Rancho Santa Margarita, and Yorba Linda, Orange County, California.

“(99) PORT OF STOCKTON, STOCKTON, CALIFORNIA.—\$3,000,000 for water and wastewater infrastructure projects for Rough and Ready Island and vicinity, Stockton, California.

“(100) PERRIS, CALIFORNIA.—\$3,000,000 for recycled water transmission infrastructure, Eastern Municipal Water District, Perris, California.

“(101) SAN BERNARDINO COUNTY, CALIFORNIA.—\$9,000,000 for wastewater and water related infrastructure, Chino and Chino Hills, San Bernardino County, California.

“(102) SANTA CLARA COUNTY, CALIFORNIA.—\$5,500,000 for an advanced recycling water treatment plant in Santa Clara County, California.

“(103) SANTA MONICA, CALIFORNIA.—\$3,000,000 for improving water system reliability, Santa Monica, California.

“(104) SOUTHERN LOS ANGELES COUNTY, CALIFORNIA.—\$15,000,000 for environmental infrastructure for the groundwater basin optimization pipeline, Southern Los Angeles County, California.

“(105) STOCKTON, CALIFORNIA.—\$33,000,000 for water treatment and distribution infrastructure, Stockton, California.

“(106) SWEETWATER RESERVOIR, SAN DIEGO COUNTY, CALIFORNIA.—\$375,000 to improve water quality and remove nonnative aquatic nuisance species from the Sweetwater Reservoir, San Diego County, California.

“(107) WHITTIER, CALIFORNIA.—\$8,000,000 for water, wastewater, and water related infrastructure, Whittier, California.

“(108) ARKANSAS VALLEY CONDUIT, COLORADO.—\$10,000,000 for the Arkansas Valley Conduit, Colorado.

“(109) BOULDER COUNTY, COLORADO.—\$10,000,000 for water supply infrastructure, Boulder County, Colorado.

“(110) MONTEZUMA AND LA PLATA COUNTIES, COLORADO.—\$1,000,000 for water and wastewater related infrastructure for the Ute Mountain project, Montezuma and La Plata Counties, Colorado.

“(111) OTERO, BENT, CROWLEY, KIOWA, AND PROWERS COUNTIES, COLORADO.—\$35,000,000 for water transmission infrastructure, Otero, Bent, Crowley, Kiowa, and Prowers Counties, Colorado.

“(112) PUEBLO AND OTERO COUNTIES, COLORADO.—\$34,000,000 for water transmission infrastructure, Pueblo and Otero Counties, Colorado.

“(113) ENFIELD, CONNECTICUT.—\$1,000,000 for infiltration and inflow correction, Enfield, Connecticut.

“(114) LEDYARD AND MONTVILLE, CONNECTICUT.—\$7,113,000 for water infrastructure, Ledyard and Montville, Connecticut.

“(115) NEW HAVEN, CONNECTICUT.—\$300,000 for stormwater system improvements, New Haven, Connecticut.

“(116) NORWALK, CONNECTICUT.—\$3,000,000 for the Keeler Brook Storm Water Improvement Project, Norwalk, Connecticut.

“(117) PLAINVILLE, CONNECTICUT.—\$6,280,000 for wastewater treatment, Plainville, Connecticut.

“(118) SOUTHTON, CONNECTICUT.—\$9,420,000 for water supply infrastructure, Southington, Connecticut.

"(119) ANACOSTIA RIVER, DISTRICT OF COLUMBIA AND MARYLAND.—\$20,000,000 for environmental infrastructure and resource protection and development to enhance water quality and living resources in the Anacostia River watershed, District of Columbia and Maryland.

"(120) DISTRICT OF COLUMBIA.—\$35,000,000 for implementation of a combined sewer overflow long-term control plan in the District of Columbia.

"(121) CHARLOTTE COUNTY, FLORIDA.—\$3,000,000 for water supply infrastructure, Charlotte County, Florida.

"(122) CHARLOTTE, LEE, AND COLLIER COUNTIES, FLORIDA.—\$20,000,000 for water supply interconnectivity infrastructure, Charlotte, Lee, and Collier Counties, Florida.

"(123) COLLIER COUNTY, FLORIDA.—\$5,000,000 for water infrastructure to improve water quality in the vicinity of the Gordon River, Collier County, Florida.

"(124) HILLSBOROUGH COUNTY, FLORIDA.—\$6,250,000 for water infrastructure and supply enhancement, Hillsborough County, Florida.

"(125) JACKSONVILLE, FLORIDA.—\$25,000,000 for wastewater related infrastructure, including septic tank replacements, Jacksonville, Florida.

"(126) SARASOTA COUNTY, FLORIDA.—\$10,000,000 for water and wastewater infrastructure in Sarasota County, Florida.

"(127) SOUTH SEMINOLE AND NORTH ORANGE COUNTY, FLORIDA.—\$30,000,000 for wastewater infrastructure for the South Seminole and North Orange Wastewater Transmission Authority, Florida.

"(128) MIAMI-DADE COUNTY, FLORIDA.—\$6,250,000 for water reuse supply and a water transmission pipeline, Miami-Dade County, Florida.

"(129) PALM BEACH COUNTY, FLORIDA.—\$7,500,000 for water infrastructure, Palm Beach County, Florida.

"(130) ALBANY, GEORGIA.—\$4,000,000 for a storm drainage system, Albany, Georgia.

"(131) BANKS COUNTY, GEORGIA.—\$5,000,000 for water infrastructure improvements, Banks County, Georgia.

"(132) BERRIEN COUNTY, GEORGIA.—\$5,000,000 for water infrastructure improvements, Berrien County, Georgia.

"(133) CHATTOOGA COUNTY, GEORGIA.—\$8,000,000 for wastewater and drinking water infrastructure improvement, Chattooga County, Georgia.

"(134) CHATTOOGA, FLOYD, GORDON, WALKER, AND WHITFIELD COUNTIES, GEORGIA.—\$10,000,000 for water infrastructure improvements, Armuchee Valley, Chattooga, Floyd, Gordon, Walker, and Whitfield Counties, Georgia.

"(135) DAHLONEGA, GEORGIA.—\$5,000,000 for water infrastructure improvements, Dahlonega, Georgia.

"(136) EAST POINT, GEORGIA.—\$5,000,000 for water infrastructure improvements, city of East Point, Georgia.

"(137) FAYETTEVILLE, GRANTVILLE, LAGRANGE, PINE MOUNTAIN (HARRIS COUNTY), DOUGLASVILLE, AND CARROLLTON, GEORGIA.—\$24,500,000 for water and wastewater infrastructure, Fayetteville, Grantville, LaGrange, Pine Mountain (Harris County), Douglasville, and Carrollton, Georgia.

"(138) MERIWETHER AND SPALDING COUNTIES, GEORGIA.—\$7,000,000 for water and wastewater infrastructure, Meriwether and Spalding Counties, Georgia.

"(139) MOULTRIE, GEORGIA.—\$5,000,000 for water supply infrastructure, Moultrie, Georgia.

"(140) STEPHENS COUNTY/CITY OF TOCCOA, GEORGIA.—\$8,000,000 water infrastructure improvements, Stephens County/city of Toccoa, Georgia.

"(141) NORTH VERNON AND BUTLERVILLE, INDIANA.—\$1,700,000 for wastewater infrastructure, North Vernon and Butlerville, Indiana.

"(142) SALEM, WASHINGTON COUNTY, INDIANA.—\$3,200,000 for water supply infrastructure, Salem, Washington County, Indiana.

"(143) ATCHISON, KANSAS.—\$20,000,000 to address combined sewer overflows, Atchison, Kansas.

"(144) CENTRAL KENTUCKY.—\$10,000,000 for water related infrastructure and resource protection and development, Scott, Franklin, Woodford, Anderson, Fayette, Mercer, Jessamine, Boyle, Lincoln, Garrard, Madison, Estill, Powell, Clark, Montgomery, and Bourbon Counties, Kentucky.

"(145) LAFAYETTE, LOUISIANA.—\$1,200,000 for water and wastewater improvements, Lafayette, Louisiana.

"(146) LAFOURCHE PARISH, LOUISIANA.—\$2,300,000 for measures to prevent the intrusion of saltwater into the freshwater system, Lafourche Parish, Louisiana.

"(147) LAKE CHARLES, LOUISIANA.—\$1,000,000 for water and wastewater improvements, Lake Charles, Louisiana.

"(148) NORTHWEST LOUISIANA COUNCIL OF GOVERNMENTS, LOUISIANA.—\$2,000,000 for water and wastewater improvements, Northwest Louisiana Council of Governments, Louisiana.

"(149) OUACHITA PARISH, LOUISIANA.—\$1,000,000 for water and wastewater improvements, Ouachita Parish, Louisiana.

"(150) PLAQUEMINE, LOUISIANA.—\$7,000,000 for sanitary sewer and wastewater infrastructure, Plaquemine, Louisiana.

"(151) RAPIDES AREA PLANNING COMMISSION, LOUISIANA.—\$1,000,000 for water and wastewater improvements, Rapides, Louisiana.

"(152) SHREVEPORT, LOUISIANA.—\$20,000,000 for water supply infrastructure in Shreveport, Louisiana.

"(153) SOUTH CENTRAL PLANNING AND DEVELOPMENT COMMISSION, LOUISIANA.—\$2,500,000 for water and wastewater improvements, South Central Planning and Development Commission, Louisiana.

"(154) UNION-LINCOLN REGIONAL WATER SUPPLY PROJECT, LOUISIANA.—\$2,000,000 for the Union-Lincoln Regional Water Supply project, Louisiana.

"(155) CHESAPEAKE BAY IMPROVEMENTS, MARYLAND, VIRGINIA, AND DISTRICT OF COLUMBIA.—\$30,000,000 for environmental infrastructure projects to benefit the Chesapeake Bay, including the nutrient removal project at the Blue Plains Wastewater Treatment facility in the District of Columbia.

"(156) CHESAPEAKE BAY REGION, MARYLAND AND VIRGINIA.—\$40,000,000 for water pollution control, Chesapeake Bay Region, Maryland and Virginia.

"(157) MICHIGAN COMBINED SEWER OVERFLOWS.—\$35,000,000 for correction of combined sewer overflows, Michigan.

"(158) CENTRAL IRON RANGE SANITARY SEWER DISTRICT, MINNESOTA.—\$12,000,000 for wastewater infrastructure for the Central Iron Range Sanitary Sewer District to serve the cities of Hibbing, Chisholm, Buhl, and Kinney, and Balkan and Great Scott Townships, Minnesota.

"(159) CENTRAL LAKE REGION SANITARY DISTRICT, MINNESOTA.—\$2,000,000 for sanitary sewer and wastewater infrastructure for the Central Lake Region Sanitary District, Minnesota, to serve Le Grande and Moe Townships, Minnesota.

"(160) GOODVIEW, MINNESOTA.—\$3,000,000 for water quality infrastructure, Goodview, Minnesota.

"(161) GRAND RAPIDS, MINNESOTA.—\$5,000,000 for wastewater infrastructure, Grand Rapids, Minnesota.

"(162) WILLMAR, MINNESOTA.—\$15,000,000 for wastewater infrastructure, Willmar, Minnesota.

"(163) BILOXI, MISSISSIPPI.—\$5,000,000 for water and wastewater related infrastructure, city of Biloxi, Mississippi.

"(164) CORINTH, MISSISSIPPI.—\$7,500,000 for a surface water program, city of Corinth, Mississippi.

"(165) GULFPORT, MISSISSIPPI.—\$5,000,000 for water and wastewater related infrastructure, city of Gulfport, Mississippi.

"(166) HARRISON COUNTY, MISSISSIPPI.—\$5,000,000 for water and wastewater related infrastructure, Harrison County, Mississippi.

"(167) JACKSON, MISSISSIPPI.—\$25,000,000 for water and wastewater infrastructure, Jackson, Mississippi.

"(168) CLARK COUNTY, NEVADA.—\$30,000,000 for wastewater infrastructure, Clark County, Nevada.

"(169) CLEAN WATER COALITION, NEVADA.—\$50,000,000 for the Systems Conveyance and Operations Program, Clark County, Henderson, Las Vegas, and North Las Vegas, Nevada.

"(170) GLENDALE DAM DIVERSION STRUCTURE, NEVADA.—\$10,000,000 for water system improvements to the Glendale Dam Diversion Structure for the Truckee Meadows Water Authority, Nevada.

"(171) HENDERSON, NEVADA.—\$13,000,000 for wastewater infrastructure, Henderson, Nevada.

"(172) INDIAN SPRINGS, NEVADA.—\$12,000,000 for construction of wastewater system improvements for the Indian Springs community, Nevada.

"(173) RENO, NEVADA.—\$13,000,000 for construction of a water conservation project for the Highland Canal, Mogul Bypass in Reno, Nevada.

"(174) WASHOE COUNTY, NEVADA.—\$14,000,000 for construction of water infrastructure improvements to the Huffaker Hills Reservoir Conservation Project, Washoe County, Nevada.

"(175) CRANFORD TOWNSHIP, NEW JERSEY.—\$6,000,000 for storm sewer improvements, Cranford Township, New Jersey.

"(176) MIDDLETOWN TOWNSHIP, NEW JERSEY.—\$1,100,000 for storm sewer improvements, Middletown Township, New Jersey.

"(177) PATERSON, NEW JERSEY.—\$35,000,000 for wastewater infrastructure, Paterson, New Jersey.

"(178) RAHWAY VALLEY, NEW JERSEY.—\$25,000,000 for sanitary sewer and storm sewer improvements in the service area of the Rahway Valley Sewerage Authority, New Jersey.

"(179) BABYLON, NEW YORK.—\$5,000,000 for wastewater infrastructure, Town of Babylon, New York.

"(180) ELLICOTTVILLE, NEW YORK.—\$2,000,000 for water supply, water, and wastewater infrastructure in Ellicottville, New York.

"(181) ELMIRA, NEW YORK.—\$5,000,000 for wastewater infrastructure, Elmira, New York.

"(182) ESSEX HAMLET, NEW YORK.—\$5,000,000 for wastewater infrastructure, Essex Hamlet, New York.

"(183) FLEMING, NEW YORK.—\$5,000,000 for drinking water infrastructure, Fleming, New York.

"(184) KIRYAS JOEL, NEW YORK.—\$5,000,000 for drinking water infrastructure, village of Kiryas Joel, New York.

"(185) NIAGARA FALLS, NEW YORK.—\$5,000,000 for wastewater infrastructure, Niagara Falls Water Board, New York.

"(186) PATCHOGUE, NEW YORK.—\$5,000,000 for wastewater infrastructure, village of Patchogue, New York.

"(187) SENNETT, NEW YORK.—\$1,500,000 for water infrastructure, town of Sennett, New York.

"(188) SPRINGPORT AND FLEMING, NEW YORK.—\$10,000,000 for water related infrastructure, including water mains, pump stations, and water storage tanks, Springport and Fleming, New York.

"(189) WELLSVILLE, NEW YORK.—\$2,000,000 for water supply, water, and wastewater infrastructure in Wellsville, New York.

"(190) YATES COUNTY, NEW YORK.—\$5,000,000 for drinking water infrastructure, Yates County, New York.

"(191) CABARRUS COUNTY, NORTH CAROLINA.—\$4,500,000 for water related infrastructure, Cabarrus County, North Carolina.

"(192) CARY, WAKE COUNTY, NORTH CAROLINA.—\$4,000,000 for a water reclamation facility, Cary, Wake County, North Carolina.

"(193) CHARLOTTE, NORTH CAROLINA.—\$14,000,000 for the Briar Creek Relief Sewer project, city of Charlotte, North Carolina.

"(194) FAYETTEVILLE, CUMBERLAND COUNTY, NORTH CAROLINA.—\$6,000,000 for water and sewer upgrades, city of Fayetteville, Cumberland County, North Carolina.

“(195) MOORESVILLE, NORTH CAROLINA.—\$4,000,000 for water and wastewater infrastructure improvements, town of Mooresville, North Carolina.

“(196) NEUSE REGIONAL WATER AND SEWER AUTHORITY, NORTH CAROLINA.—\$4,000,000 for the Neuse regional drinking water facility, Kinston, North Carolina.

“(197) RICHMOND COUNTY, NORTH CAROLINA.—\$13,500,000 for water related infrastructure, Richmond County, North Carolina.

“(198) UNION COUNTY, NORTH CAROLINA.—\$6,000,000 for water related infrastructure, Union County, North Carolina.

“(199) WASHINGTON COUNTY, NORTH CAROLINA.—\$1,000,000 for water and wastewater infrastructure, Washington County, North Carolina.

“(200) WINSTON-SALEM, NORTH CAROLINA.—\$3,000,000 for stormwater upgrades, city of Winston-Salem, North Carolina.

“(201) NORTH DAKOTA.—\$15,000,000 for water-related infrastructure, North Dakota.

“(202) DEVILS LAKE, NORTH DAKOTA.—\$15,000,000 for water supply infrastructure, Devils Lake, North Dakota.

“(203) SAIPAN, NORTHERN MARIANA ISLANDS.—\$20,000,000 for water related infrastructure, Saipan, Northern Mariana Islands.

“(204) AKRON, OHIO.—\$5,000,000 for wastewater infrastructure, Akron, Ohio

“(205) BURR OAK REGIONAL WATER DISTRICT, OHIO.—\$4,000,000 for construction of a water line to extend from a well field near Chauncey, Ohio, to a water treatment plant near Millfield, Ohio.

“(206) CINCINNATI, OHIO.—\$1,000,000 for wastewater infrastructure, Cincinnati, Ohio.

“(207) CLEVELAND, OHIO.—\$2,500,000 for Flats East Bank water and wastewater infrastructure, city of Cleveland, Ohio.

“(208) COLUMBUS, OHIO.—\$4,500,000 for wastewater infrastructure, Columbus, Ohio.

“(209) DAYTON, OHIO.—\$1,000,000 for water and wastewater infrastructure, Dayton, Ohio.

“(210) DEFIANCE COUNTY, OHIO.—\$1,000,000 for wastewater infrastructure, Defiance County, Ohio.

“(211) FOSTORIA, OHIO.—\$2,000,000 for wastewater infrastructure, Fostoria, Ohio.

“(212) FREMONT, OHIO.—\$2,000,000 for construction of off-stream water supply reservoir, Fremont, Ohio.

“(213) LAKE COUNTY, OHIO.—\$1,500,000 for wastewater infrastructure, Lake County, Ohio.

“(214) LAWRENCE COUNTY, OHIO.—\$5,000,000 for Union Rome wastewater infrastructure, Lawrence County, Ohio.

“(215) MEIGS COUNTY, OHIO.—\$1,000,000 to extend the Tupper Plains Regional Water District water line to Meigs County, Ohio.

“(216) MENTOR-ON-LAKE, OHIO.—\$625,000 for water and wastewater infrastructure, Mentor-on-Lake, Ohio.

“(217) VINTON COUNTY, OHIO.—\$1,000,000 to construct water lines in Vinton and Brown Townships, Ohio.

“(218) WILLOWICK, OHIO.—\$665,000 for water and wastewater infrastructure, Willowick, Ohio.

“(219) ADA, OKLAHOMA.—\$1,700,000 for sewer improvements and other water infrastructure, city of Ada, Oklahoma.

“(220) ALVA, OKLAHOMA.—\$250,000 for wastewater infrastructure improvements, city of Alva, Oklahoma.

“(221) ARDMORE, OKLAHOMA.—\$1,900,000 for water and sewer infrastructure improvements, city of Ardmore, Oklahoma.

“(222) BARTLESVILLE, OKLAHOMA.—\$2,500,000 for water supply infrastructure, city of Bartlesville, Oklahoma.

“(223) BETHANY, OKLAHOMA.—\$1,500,000 for water improvements and water related infrastructure, city of Bethany, Oklahoma.

“(224) CHICKASHA, OKLAHOMA.—\$650,000 for industrial park sewer infrastructure, city of Chickasha, Oklahoma.

“(225) DISNEY AND LANGLEY, OKLAHOMA.—\$2,500,000 for water and sewer improvements

and water related infrastructure, cities of Disney and Langley, Oklahoma.

“(226) DURANT, OKLAHOMA.—\$3,300,000 for bayou restoration and water related infrastructure, city of Durant, Oklahoma.

“(227) EASTERN OKLAHOMA STATE UNIVERSITY, WILBERTON, OKLAHOMA.—\$1,000,000 for sewer and utility upgrades and water related infrastructure, Eastern Oklahoma State University, Wilberton, Oklahoma.

“(228) GUYMON, OKLAHOMA.—\$16,000,000 for water and wastewater related infrastructure, city of Guymon, Oklahoma.

“(229) KONAWA, OKLAHOMA.—\$500,000 for water treatment infrastructure improvements, city of Konawa, Oklahoma.

“(230) LUGERT-ALTUS IRRIGATION DISTRICT, ALTUS, OKLAHOMA.—\$5,000,000 for water related infrastructure improvements, Lugert-Altus Irrigation District, Altus, Oklahoma.

“(231) MIDWEST CITY, OKLAHOMA.—\$2,000,000 for improvements to water related infrastructure, the City of Midwest City, Oklahoma.

“(232) MUSTANG, OKLAHOMA.—\$3,325,000 for water improvements and water related infrastructure, city of Mustang, Oklahoma.

“(233) NORMAN, OKLAHOMA.—\$10,000,000 for water related infrastructure, Norman, Oklahoma.

“(234) OKLAHOMA PANHANDLE STATE UNIVERSITY, GUYMON, OKLAHOMA.—\$275,000 for water testing facility and water related infrastructure development, Oklahoma Panhandle State University, Guymon, Oklahoma.

“(235) WEATHERFORD, OKLAHOMA.—\$500,000 for arsenic program and water related infrastructure, city of Weatherford, Oklahoma.

“(236) WOODWARD, OKLAHOMA.—\$1,500,000 for water improvements and water related infrastructure, Woodward, Oklahoma.

“(237) ALBANY, OREGON.—\$35,000,000 for wastewater infrastructure to improve habitat restoration, Albany, Oregon.

“(238) BEAVER CREEK RESERVOIR, PENNSYLVANIA.—\$3,000,000 for projects for water supply and related activities, Beaver Creek Reservoir, Clarion County, Beaver and Salem Townships, Pennsylvania.

“(239) HATFIELD BOROUGH, PENNSYLVANIA.—\$310,000 for wastewater related infrastructure for Hatfield Borough, Pennsylvania.

“(240) LEHIGH COUNTY, PENNSYLVANIA.—\$5,000,000 for stormwater control measures and storm sewer improvements, Lehigh County, Pennsylvania.

“(241) NORTH WALES BOROUGH, PENNSYLVANIA.—\$1,516,584 for wastewater related infrastructure for North Wales Borough, Pennsylvania.

“(242) PEN ARGYL, PENNSYLVANIA.—\$5,250,000 for wastewater infrastructure, Pen Argyl, Pennsylvania.

“(243) PHILADELPHIA, PENNSYLVANIA.—\$1,600,000 for wastewater related infrastructure for Philadelphia, Pennsylvania.

“(244) STOCKERTON BOROUGH, TATAMY BOROUGH, AND PALMER TOWNSHIP, PENNSYLVANIA.—\$10,000,000 for stormwater control measures, particularly to address sinkholes, in the vicinity of Stockerton Borough, Tatamy Borough, and Palmer Township, Pennsylvania.

“(245) VERA CRUZ, PENNSYLVANIA.—\$5,500,000 for wastewater infrastructure, Vera Cruz, Pennsylvania.

“(246) COMMONWEALTH OF PUERTO RICO.—\$35,000,000 for water and wastewater infrastructure in the Commonwealth of Puerto Rico.

“(247) CHARLESTON, SOUTH CAROLINA.—\$4,000,000 for stormwater control measures and storm sewer improvements, Spring Street/Fishburne Street drainage project, Charleston, South Carolina.

“(248) CHARLESTON AND WEST ASHLEY, SOUTH CAROLINA.—\$6,000,000 for wastewater tunnel replacement, Charleston and West Ashley, South Carolina.

“(249) CROOKED CREEK, MARLBORO COUNTY, SOUTH CAROLINA.—\$25,000,000 for a project for water storage and water supply infrastructure

on Crooked Creek, Marlboro County, South Carolina.

“(250) MYRTLE BEACH, SOUTH CAROLINA.—\$18,000,000 for environmental infrastructure, including ocean outfalls, Myrtle Beach, South Carolina.

“(251) NORTH MYRTLE BEACH, SOUTH CAROLINA.—\$11,000,000 for environmental infrastructure, including ocean outfalls, North Myrtle Beach, South Carolina.

“(252) SURFSIDE, SOUTH CAROLINA.—\$11,000,000 for environmental infrastructure, including stormwater system improvements and ocean outfalls, Surfside, South Carolina.

“(253) CHEYENNE RIVER SIOUX RESERVATION (DEWEY AND ZIEBACH COUNTIES) AND PERKINS AND MEADE COUNTIES, SOUTH DAKOTA.—\$65,000,000 for water related infrastructure, Cheyenne River Sioux Reservation (Dewey and Ziebach counties) and Perkins and Meade Counties, South Dakota.

“(254) ATHENS, TENNESSEE.—\$16,000,000 for wastewater infrastructure, Athens, Tennessee.

“(255) BLAINE, TENNESSEE.—\$500,000 for water supply and wastewater infrastructure, Blaine, Tennessee.

“(256) CLAIBORNE COUNTY, TENNESSEE.—\$1,250,000 for water supply and wastewater infrastructure, Claiborne County, Tennessee.

“(257) GILES COUNTY, TENNESSEE.—\$2,000,000 for water supply and wastewater infrastructure, county of Giles, Tennessee.

“(258) GRAINGER COUNTY, TENNESSEE.—\$1,250,000 for water supply and wastewater infrastructure, Grainger County, Tennessee.

“(259) HAMILTON COUNTY, TENNESSEE.—\$500,000 for water supply and wastewater infrastructure, Hamilton County, Tennessee.

“(260) HARROGATE, TENNESSEE.—\$2,000,000 for water supply and wastewater infrastructure, city of Harrogate, Tennessee.

“(261) JOHNSON COUNTY, TENNESSEE.—\$600,000 for water supply and wastewater infrastructure, Johnson County, Tennessee.

“(262) KNOXVILLE, TENNESSEE.—\$5,000,000 for water supply and wastewater infrastructure, city of Knoxville, Tennessee.

“(263) NASHVILLE, TENNESSEE.—\$5,000,000 for water supply and wastewater infrastructure, Nashville, Tennessee.

“(264) LEWIS, LAWRENCE, AND WAYNE COUNTIES, TENNESSEE.—\$2,000,000 for water supply and wastewater infrastructure, counties of Lewis, Lawrence, and Wayne, Tennessee.

“(265) OAK RIDGE, TENNESSEE.—\$4,000,000 for water supply and wastewater infrastructure, city of Oak Ridge, Tennessee.

“(266) PLATEAU UTILITY DISTRICT, MORGAN COUNTY, TENNESSEE.—\$1,000,000 for water supply and wastewater infrastructure, Morgan County, Tennessee.

“(267) SHELBY COUNTY, TENNESSEE.—\$4,000,000 for water related environmental infrastructure, county of Shelby, Tennessee.

“(268) CENTRAL TEXAS.—\$20,000,000 for water and wastewater infrastructure in Bosque, Brazos, Burleson, Grimes, Hill, Hood, Johnson, Madison, McLennan, Limestone, Robertson, and Somervell Counties, Texas.

“(269) EL PASO COUNTY, TEXAS.—\$25,000,000 for water related infrastructure and resource protection, including stormwater management, and development, El Paso County, Texas.

“(270) FT. BEND COUNTY, TEXAS.—\$20,000,000 for water and wastewater infrastructure, Ft. Bend County, Texas.

“(271) DUCHESNE, IRON, AND UINTAH COUNTIES, UTAH.—\$10,800,000 for water related infrastructure, Duchesne, Iron, and Uintah Counties, Utah.

“(272) NORTHERN WEST VIRGINIA.—\$20,000,000 for water and wastewater infrastructure in Hancock, Ohio, Marshall, Wetzel, Tyler, Pleasants, Wood, Doddridge, Monongalia, Marion, Harrison, Taylor, Barbour, Preston, Tucker, Mineral, Grant, Gilmer, Brooke, and Ritchie Counties, West Virginia.

“(273) UNITED STATES VIRGIN ISLANDS.—\$25,000,000 for wastewater infrastructure for the



St. Croix Anguilla wastewater treatment plant and the St. Thomas Charlotte Amalie wastewater treatment plant, United States Virgin Islands.”.

#### TITLE VI—FLORIDA EVERGLADES

##### SEC. 6001. HILLSBORO AND OKEECHOBEE AQUIFER, FLORIDA.

(a) MODIFICATION.—The project for Hillsboro and Okeechobee Aquifer, Florida, authorized by section 101(a)(16) of the Water Resources Development Act of 1999 (113 Stat. 276), is modified to authorize the Secretary to carry out the project at a total cost of \$42,500,000.

(b) TREATMENT.—Section 601(b)(2)(A) of the Water Resources Development Act of 2000 (114 Stat. 2681) is amended—

(1) in clause (i) by adding at the end the following: “The project for aquifer storage and recovery, Hillsboro and Okeechobee Aquifer, Florida, authorized by section 101(a)(16) of the Water Resources Development Act of 1999 (113 Stat. 276), shall be treated for purposes of this section as being in the Plan, except that operation and maintenance costs of the project shall remain a non-Federal responsibility.”; and

(2) in clause (iii) by inserting after “subparagraph (B)” the following: “and the project for aquifer storage and recovery, Hillsboro and Okeechobee Aquifer”.

##### SEC. 6002. PILOT PROJECTS.

Section 601(b)(2)(B) of the Water Resources Development Act of 2000 (114 Stat. 2681) is amended—

(1) in the matter preceding clause (i)—  
(A) by striking “\$69,000,000” and inserting “\$71,200,000”; and

(B) by striking “\$34,500,000” each place it appears and inserting “\$35,600,000”; and

(2) in clause (i)—  
(A) by striking “\$6,000,000” and inserting “\$8,200,000”; and

(B) by striking “\$3,000,000” each place it appears and inserting “\$4,100,000”.

##### SEC. 6003. MAXIMUM COSTS.

(a) MAXIMUM COST OF PROJECTS.—Section 601(b)(2)(E) of the Water Resources Development Act of 2000 (114 Stat. 2683) is amended by inserting “and section (d)” before the period at the end.

(b) MAXIMUM COST OF PROGRAM AUTHORITY.—Section 601(c)(3) of such Act (114 Stat. 2684) is amended by adding at the end the following:

“(C) MAXIMUM COST OF PROGRAM AUTHORITY.—Section 902 of the Water Resources Development Act of 1986 (33 U.S.C. 2280) shall apply to the individual project funding limits in subparagraph (A) and the aggregate cost limits in subparagraph (B).”.

##### SEC. 6004. CREDIT.

Section 601(e)(5)(B) of the Water Resources Development Act of 2000 (114 Stat. 2685) is amended—

(1) in clause (i)—  
(A) by striking “or” at the end of subclause (I);

(B) by adding “or” at the end of subclause (II); and

(C) by adding at the end the following:  
“(III) the credit is provided for work carried out before the date of the partnership agreement between the Secretary and the non-Federal sponsor, as defined in an agreement between the Secretary and the non-Federal sponsor providing for such credit.”; and

(2) in clause (ii)—  
(A) by striking “design agreement or the project cooperation”; and

(B) by inserting before the semicolon the following: “, including in the case of credit provided under clause (i)(III) conditions relating to design and construction”.

##### SEC. 6005. OUTREACH AND ASSISTANCE.

Section 601(k) of the Water Resources Development Act of 2000 (114 Stat. 2691) is amended by adding at the end the following:

“(3) MAXIMUM EXPENDITURES.—The Secretary may expend up to \$3,000,000 per fiscal year for

fiscal years beginning after September 30, 2004, to carry out this subsection.”.

##### SEC. 6006. CRITICAL RESTORATION PROJECTS.

Section 528(b)(3)(C) of the Water Resources Development Act of 1996 (110 Stat. 3769) is amended—

(1) in clause (i) by striking “\$75,000,000” and all that follows and inserting “\$95,000,000”; and  
(2) by striking clause (ii) and inserting the following:

“(ii) FEDERAL SHARE.—

“(I) IN GENERAL.—Except as provided in subclause (II), the Federal share of the cost of carrying out a project under subparagraph (A) shall not exceed \$25,000,000.

“(II) SEMINOLE WATER CONSERVATION PLAN.—The Federal share of the cost of carrying out the Seminole water conservation plan shall not exceed \$30,000,000.”.

##### SEC. 6007. REGIONAL ENGINEERING MODEL FOR ENVIRONMENTAL RESTORATION.

(a) IN GENERAL.—The Secretary shall complete the development and testing of the regional engineering model for environmental restoration as expeditiously as practicable.

(b) USAGE.—The Secretary shall consider using, as appropriate, the regional engineering model for environmental restoration in the development of future water resource projects, including projects developed pursuant to section 601 of the Water Resources Development Act of 2000 (114 Stat. 2680).

#### TITLE VII—LOUISIANA COASTAL AREA

##### SEC. 7001. DEFINITIONS.

In this title, the following definitions apply:

(1) COASTAL LOUISIANA ECOSYSTEM.—The term “coastal Louisiana ecosystem” means the coastal area of Louisiana from the Sabine River on the west to the Pearl River on the east, including those parts of the Atchafalaya River Basin and the Mississippi River Deltaic Plain below the Old River Control Structure and the Chenier Plain included within the study area of the restoration plan.

(2) GOVERNOR.—The term “Governor” means the Governor of the State of Louisiana.

(3) RESTORATION PLAN.—The term “restoration plan” means the report of the Chief of Engineers for ecosystem restoration for the Louisiana Coastal Area dated January 31, 2005.

(4) TASK FORCE.—The term “Task Force” means the Coastal Louisiana Ecosystem Protection and Restoration Task Force established by section 7003.

(5) COMPREHENSIVE PLAN.—The term “comprehensive plan” means the plan developed under section 7002 and any revisions thereto.

##### SEC. 7002. COMPREHENSIVE PLAN.

(a) IN GENERAL.—The Secretary, in coordination with the Governor, shall develop a comprehensive plan for protecting, preserving, and restoring the coastal Louisiana ecosystem.

(b) INTEGRATION OF PLAN INTO COMPREHENSIVE HURRICANE PROTECTION STUDY.—In developing the comprehensive plan, the Secretary shall integrate the restoration plan into the analysis and design of the comprehensive hurricane protection study authorized by title I of the Energy and Water Development Appropriations Act, 2006 (119 Stat. 2247).

(c) CONSISTENCY WITH COMPREHENSIVE COASTAL PROTECTION MASTER PLAN.—In developing the comprehensive plan, the Secretary shall ensure that the plan is not inconsistent with the goals, analysis, and design of the comprehensive coastal protection master plan authorized and defined pursuant to Act 8 of the First Extraordinary Session of the Louisiana State Legislature, 2005.

(d) INCLUSIONS.—The comprehensive plan shall include a description of—

(1) the framework of a long-term program integrated with hurricane and storm damage reduction, flood damage reduction, and navigation activities that provide for the comprehensive protection, conservation, and restoration of the wetlands, estuaries, barrier islands, shore-

lines, and related land and features of the coastal Louisiana ecosystem, including protection of critical resources, habitat, and infrastructure from the effects of a coastal storm, a hurricane, erosion, or subsidence;

(2) the means by which a new technology, or an improved technique, can be integrated into the program referred to in paragraph (1);

(3) the role of other Federal and State agencies and programs in carrying out such program;

(4) specific, measurable success criteria (including ecological criteria) by which success of the plan will be measured;

(5) proposed projects in order of priority as determined by their respective potential to contribute to—

(A) creation of coastal wetlands; and  
(B) flood protection of communities ranked by population density and level of protection; and  
(6) efforts by Federal, State, and local interests to address sociological, economic, and related fields of law.

(e) CONSIDERATIONS.—In developing the comprehensive plan, the Secretary shall consider the advisability of integrating into the program referred to in subsection (d)(1)—

(1) an investigation and study of the maximum effective use of the water and sediment of the Mississippi and Atchafalaya Rivers for coastal restoration purposes consistent with flood control and navigation;

(2) a schedule for the design and implementation of large-scale water and sediment reintroduction projects and an assessment of funding needs from any source;

(3) an investigation and assessment of alterations in the operation of the Old River Control Structure, consistent with flood control and navigation purposes;

(4) any related Federal or State project being carried out on the date on which the plan is developed;

(5) any activity in the restoration plan; and  
(6) any other project or activity identified in one or more of—

(A) the Mississippi River and Tributaries program;

(B) the Louisiana Coastal Wetlands Conservation Plan;

(C) the Louisiana Coastal Zone Management Plan;

(D) the plan of the State of Louisiana entitled “Integrated Ecosystem Restoration and Hurricane Protection—Louisiana’s Comprehensive Master Plan for a Sustainable Coast”; and

(E) other relevant reports as determined by the Secretary.

(f) REPORTS TO CONGRESS.—

(1) INITIAL REPORT.—Not later than 1 year after the date of enactment of this Act, the Secretary shall submit to Congress a report containing the comprehensive plan.

(2) UPDATES.—Not later than 5 years after the date of submission of a report under paragraph (1), and at least once every 5 years thereafter until implementation of the comprehensive plan is complete, the Secretary shall submit to Congress a report containing an update of the plan and an assessment of the progress made in implementing the plan.

##### SEC. 7003. LOUISIANA COASTAL AREA.

(a) IN GENERAL.—The Secretary may carry out a program for ecosystem restoration, Louisiana Coastal Area, Louisiana, substantially in accordance with the report of the Chief of Engineers, dated January 31, 2005.

(b) PRIORITIES.—

(1) IN GENERAL.—In carrying out the program under subsection (a), the Secretary shall give priority to—

(A) any portion of the program identified in the report described in subsection (a) as a critical restoration feature;

(B) any Mississippi River diversion project that—

(i) will protect a major population area of the Pontchartrain, Pearl, Breton Sound, Barataria, or Terrebonne basins; and



(ii) will produce an environmental benefit to the coastal Louisiana ecosystem;

(C) any barrier island, or barrier shoreline, project that—

(i) will be carried out in conjunction with a Mississippi River diversion project; and

(ii) will protect a major population area;

(D) any project that will reduce storm surge and prevent or reduce the risk of loss of human life and the risk to public safety; and

(E) a project to physically modify the Mississippi River-Gulf Outlet and to restore the areas affected by the Mississippi River-Gulf Outlet in accordance with the comprehensive plan to be developed under section 7002(a) and consistent with sections 7006(c)(1)(A) and 7013.

**SEC. 7004. COASTAL LOUISIANA ECOSYSTEM PROTECTION AND RESTORATION TASK FORCE.**

(a) **ESTABLISHMENT.**—There is established a task force to be known as the Coastal Louisiana Ecosystem Protection and Restoration Task Force (in this section referred to as the “Task Force”).

(b) **MEMBERSHIP.**—The Task Force shall consist of the following members (or, in the case of the head of a Federal agency, a designee of the head of the agency at the level of Assistant Secretary or an equivalent level):

- (1) The Secretary.
- (2) The Secretary of the Interior.
- (3) The Secretary of Commerce.
- (4) The Administrator of the Environmental Protection Agency.
- (5) The Secretary of Agriculture.
- (6) The Secretary of Transportation.
- (7) The Secretary of Energy.
- (8) The Administrator of the Federal Emergency Management Agency.
- (9) The Commandant of the Coast Guard.
- (10) The Chair of the Coastal Protection and Restoration Authority of Louisiana.

(11) Two representatives of the State of Louisiana selected by the Governor.

(c) **DUTIES.**—The Task Force shall make recommendations to the Secretary regarding—

(1) policies, strategies, plans, programs, projects, and activities for addressing conservation, protection, restoration, and maintenance of the coastal Louisiana ecosystem;

(2) financial participation by each agency represented on the Task Force in conserving, protecting, restoring, and maintaining the coastal Louisiana ecosystem, including recommendations—

(A) that identify funds from current agency missions and budgets; and

(B) for coordinating individual agency budget requests; and

(3) the comprehensive plan to be developed under section 7002(a).

(d) **REPORT.**—The Task Force shall submit to Congress a biennial report that summarizes the activities and recommendations of the Task Force.

(e) **WORKING GROUPS.**—

(1) **GENERAL AUTHORITY.**—The Task Force may establish such working groups as the Task Force determines to be necessary to assist the Task Force in carrying out this section.

(2) **HURRICANES KATRINA AND RITA.**—

(A) **INTEGRATION TEAM.**—The Task Force shall establish a working group for the purpose of advising the Task Force of opportunities to integrate the planning, engineering, design, implementation, and performance of Corps of Engineers projects for hurricane and storm damage reduction, flood damage reduction, ecosystem restoration, and navigation in those areas in Louisiana for which a major disaster has been declared by the President as a result of Hurricane Katrina or Rita.

(B) **EXPERTISE; REPRESENTATION.**—In establishing the working group under subparagraph (A), the Task Force shall ensure that the group—

(i) has expertise in coastal estuaries, diversions, coastal restoration and wetlands protection, ecosystem restoration, hurricane protec-

tion, storm damage reduction systems, navigation, and ports; and

(ii) represents the State of Louisiana and local governments in southern Louisiana.

(C) **DUTIES.**—In developing its recommendations under this subsection, the working group shall—

(i) review reports relating to the performance of, and recommendations relating to the future performance of, the hurricane, coastal, and flood protection systems in southern Louisiana, including the reports issued by the Interagency Performance Evaluation Team, the National Academy of Sciences, the National Science Foundation, the American Society of Civil Engineers, and Team Louisiana for the purpose of advising the Task Force and the Secretary on opportunities to improve the performance of the protection systems;

(ii) assist in providing reviews under section 2035; and

(iii) carry out such other duties as the Task Force or the Secretary determines to be appropriate.

(f) **COMPENSATION.**—Members of the Task Force and members of a working group established by the Task Force may not receive compensation for their services as members of the Task Force or working group, as the case may be.

(g) **TRAVEL EXPENSES.**—Travel expenses incurred by members of the Task Force and members of a working group established by the Task Force, in the performance of their service on the Task Force or working group, as the case may be, shall be paid by the agency or entity that the member represents.

(h) **NONAPPLICABILITY OF FACA.**—The Federal Advisory Committee Act (5 U.S.C. App.) shall not apply to the Task Force or any working group established by the Task Force.

**SEC. 7005. PROJECT MODIFICATIONS.**

(a) **REVIEW.**—The Secretary, in cooperation with the non-Federal interest of the project involved, shall review each Federally-authorized water resources project in the coastal Louisiana ecosystem being carried out or completed as of the date of enactment of this Act to determine whether the project needs to be modified—

(1) to take into account the program authorized by section 7003 and the projects authorized by sections 7006(e) and 7013; or

(2) to contribute to ecosystem restoration under section 7003, 7006(e), or 7013.

(b) **MODIFICATIONS.**—Subject to subsections (c) and (d), the Secretary may carry out the modifications described in subsection (a).

(c) **PUBLIC NOTICE AND COMMENT.**—Before completing the report required under subsection (d), the Secretary shall provide an opportunity for public notice and comment.

(d) **REPORT.**—

(1) **IN GENERAL.**—Before modifying an operation or feature of a project under subsection (b), the Secretary shall submit to the Committee on Transportation and Infrastructure of the House of Representatives and the Committee on Environment and Public Works of the Senate a report describing the modification.

(2) **INCLUSION.**—A report describing a modification under paragraph (1) shall include such information relating to the timeline for and cost of the modification, as the Secretary determines to be relevant.

(e) **AUTHORIZATION OF APPROPRIATIONS.**—There is authorized to be appropriated to carry out this section \$10,000,000.

**SEC. 7006. CONSTRUCTION.**

(a) **SCIENCE AND TECHNOLOGY.**—

(1) **IN GENERAL.**—The Secretary shall carry out a coastal Louisiana ecosystem science and technology program substantially in accordance with the restoration plan at a total cost of \$100,000,000.

(2) **PURPOSES.**—The purposes of the program shall be—

(A) to identify any uncertainty relating to the physical, chemical, geological, biological, and

cultural baseline conditions in the coastal Louisiana ecosystem;

(B) to improve knowledge of the physical, chemical, geological, biological, and cultural baseline conditions in the coastal Louisiana ecosystem;

(C) to identify and develop technologies, models, and methods to carry out this subsection; and

(D) to advance and expedite the implementation of the comprehensive plan.

(3) **WORKING GROUPS.**—The Secretary may establish such working groups as the Secretary determines to be necessary to assist the Secretary in carrying out this subsection.

(4) **CONTRACTS AND COOPERATIVE AGREEMENTS.**—In carrying out this subsection, the Secretary may enter into a contract or cooperative agreement with a consortium of academic institutions in Louisiana with scientific or engineering expertise in the restoration of aquatic and marine ecosystems for coastal restoration and enhancement through science and technology.

(5) **APPLICABILITY OF THE FEDERAL ADVISORY COMMITTEE ACT.**—The Federal Advisory Committee Act (5 U.S.C. App.) shall not apply to a working group established under this subsection.

(b) **DEMONSTRATION PROJECTS.**—

(1) **IN GENERAL.**—Subject to paragraph (2), the Secretary may carry out demonstration projects substantially in accordance with the restoration plan and within the coastal Louisiana ecosystem for the purpose of resolving critical areas of scientific or technological uncertainty related to the implementation of the comprehensive plan.

(2) **MAXIMUM COST.**—

(A) **TOTAL COST.**—The total cost for planning, design, and construction of all projects under this subsection shall not exceed \$100,000,000.

(B) **INDIVIDUAL PROJECT.**—The total cost of any single project under this subsection shall not exceed \$25,000,000.

(c) **INITIAL PROJECTS.**—

(1) **IN GENERAL.**—The Secretary is authorized to carry out the following projects substantially in accordance with the restoration plan:

(A) Mississippi River-Gulf Outlet environmental restoration at a total cost of \$105,300,000, but not including those elements of the project that produce navigation benefits.

(B) Small diversion at Hope Canal at a total cost of \$68,600,000.

(C) Barataria basin barrier shoreline restoration at a total cost of \$242,600,000.

(D) Small Bayou Lafourche reintroduction at a total cost of \$133,500,000.

(E) Medium diversion at Myrtle Grove with dedicated dredging at a total cost of \$278,300,000.

(2) **MODIFICATIONS.**—

(A) **IN GENERAL.**—In carrying out each project under paragraph (1), the Secretary shall carry out such modifications as may be necessary to the ecosystem restoration features identified in the restoration plan—

(i) to address the impacts of Hurricanes Katrina and Rita on the areas of the project; and

(ii) to ensure consistency with the project authorized by section 7013 (including work in and around the vicinity of the Mississippi River-Gulf Outlet).

(B) **INTEGRATION.**—The Secretary shall ensure that each modification under subparagraph (A) is taken into account in conducting the study of comprehensive hurricane protection authorized by title I of the Energy and Water Development Appropriations Act, 2006 (119 Stat. 2247).

(C) **MISSISSIPPI RIVER-GULF OUTLET.**—In carrying out the project under paragraph (1)(A), the Secretary shall carry out such modifications as may be necessary to make the project consistent with and complementary to the closure and restoration of the Mississippi River-Gulf Outlet authorized by section 7013.

(3) **CONSTRUCTION REPORTS.**—Before the Secretary may begin construction of any project

under this subsection, the Secretary shall submit a report documenting any modifications to the project, including cost changes, to the Committee on Transportation and Infrastructure of the House of Representatives and the Committee on Environment and Public Works of the Senate.

(4) **APPLICABILITY OF OTHER PROVISIONS.**—Notwithstanding section 902 of the Water Resources Development Act of 1986 (33 U.S.C. 2280), the cost of a project under this subsection, including any modifications to the project, shall not exceed 150 percent of the cost of such project set forth in paragraph (1).

(d) **BENEFICIAL USE OF DREDGED MATERIAL.**—

(1) **IN GENERAL.**—The Secretary, substantially in accordance with the restoration plan, shall implement in the coastal Louisiana ecosystem a program for the beneficial use of material dredged from federally maintained waterways at a total cost of \$100,000,000.

(2) **CONSIDERATION.**—In carrying out the program under paragraph (1), the Secretary shall consider the beneficial use of sediment from the Illinois River System for wetlands restoration in wetlands-depleted watersheds of the coastal Louisiana ecosystem.

(e) **ADDITIONAL PROJECTS.**—

(1) **IN GENERAL.**—The Secretary is authorized to carry out the following projects referred to in the restoration plan if the Secretary determines such projects are feasible:

(A) Land Bridge between Caillou Lake and the Gulf of Mexico at a total cost of \$56,300,000.

(B) Gulf Shoreline at Point Au Fer Island at a total cost of \$43,400,000.

(C) Modification of Caernarvon Diversion at a total cost of \$20,700,000.

(D) Modification of Davis Pond Diversion at a total cost of \$64,200,000.

(2) **REPORTS.**—Not later than December 31, 2009, the Secretary shall submit feasibility reports on the projects described in paragraph (1) to the Committee on Transportation and Infrastructure of the House of Representatives and the Committee on Environment and Public Works of the Senate.

(3) **PROJECTS SUBJECT TO REPORTS.**—

(A) **FEASIBILITY REPORTS.**—Not later than December 31, 2008, the Secretary shall submit to Congress feasibility reports on the following projects referred to in the restoration plan:

(i) Multipurpose Operation of Houma Navigation Lock at a total cost of \$18,100,000.

(ii) Terrebonne Basin Barrier Shoreline Restoration at a total cost of \$124,600,000.

(iii) Small Diversion at Convent/Blind River at a total cost of \$88,000,000.

(iv) Amite River Diversion Canal Modification at a total cost of \$5,600,000.

(v) Medium Diversion at White's Ditch at a total cost of \$86,100,000.

(vi) Convey Atchafalaya River Water to Northern Terrebonne Marshes at a total cost of \$221,200,000.

(B) **CONSTRUCTION.**—The Secretary may carry out the projects under subparagraph (A) substantially in accordance with the plans and subject to the conditions, recommended in a final report of the Chief of Engineers if a favorable report of the Chief is completed by not later than December 31, 2010.

(4) **CONSTRUCTION.**—No appropriations shall be made to construct any project under this subsection if the report under paragraph (2) or paragraph (3), as the case may be, has not been approved by resolutions adopted by the Committee on Transportation and Infrastructure of the House of Representatives and the Committee on Environment and Public Works of the Senate.

#### **SEC. 7007. NON-FEDERAL COST SHARE.**

(a) **CREDIT.**—The Secretary shall credit, in accordance with section 221 of the Flood Control Act 1970 (42 U.S.C. 1962d-5b), toward the non-Federal share of the cost of a study or project under this title the cost of work carried out in the coastal Louisiana ecosystem by the non-

Federal interest for the project before the date of the execution of the partnership agreement for the study or project.

(b) **SOURCES OF FUNDS.**—The non-Federal interest may use, and the Secretary shall accept, funds provided by a Federal agency under any other Federal program, to satisfy, in whole or in part, the non-Federal share of the cost of the study or project if the Federal agency that provides the funds determines that the funds are authorized to be used to carry out the study or project.

(c) **NONGOVERNMENTAL ORGANIZATIONS.**—A nongovernmental organization shall be eligible to contribute all or a portion of the non-Federal share of the cost of a project under this title.

(d) **TREATMENT OF CREDIT BETWEEN PROJECTS.**—Any credit provided under this section toward the non-Federal share of the cost of a study or project under this title may be applied toward the non-Federal share of the cost of any other study or project under this title.

(e) **PERIODIC MONITORING.**—

(1) **IN GENERAL.**—To ensure that the contributions of the non-Federal interest equal the non-Federal share of the cost of a study or project under this title during each 5-year period beginning after the date of commencement of the first study or project under this title, the Secretary shall—

(A) monitor for each study or project under this title the non-Federal provision of cash, in-kind services and materials, and land, easements, rights-of-way, relocations, and disposal areas; and

(B) manage the requirement of the non-Federal interest to provide for each such study or project cash, in-kind services and materials, and land, easements, rights-of-way, relocations, and disposal areas.

(2) **OTHER MONITORING.**—The Secretary shall conduct monitoring separately for the study phase, construction phase, preconstruction engineering and design phase, and planning phase for each project authorized on or after the date of enactment of this Act for all or any portion of the coastal Louisiana ecosystem.

(f) **AUDITS.**—Credit for land, easements, rights-of-way, relocations, and disposal areas (including land value and incidental costs) provided under this section, and the cost of work provided under this section, shall be subject to audit by the Secretary.

#### **SEC. 7008. PROJECT JUSTIFICATION.**

(a) **IN GENERAL.**—Notwithstanding section 209 of the Flood Control Act of 1970 (42 U.S.C. 1962-2) or any other provision of law, in carrying out any project or activity under this title or any other provision of law to protect, conserve, and restore the coastal Louisiana ecosystem, the Secretary may determine that—

(1) the project or activity is justified by the environmental benefits derived by the coastal Louisiana ecosystem; and

(2) no further economic justification for the project or activity shall be required if the Secretary determines that the project or activity is cost effective.

(b) **LIMITATION ON APPLICABILITY.**—Subsection (a) shall not apply to any separable element of a project intended to produce benefits that are predominantly unrelated to the protection, preservation, and restoration of the coastal Louisiana ecosystem.

#### **SEC. 7009. INDEPENDENT REVIEW.**

The Secretary shall establish a council, to be known as the "Louisiana Water Resources Council", which shall serve as the exclusive peer review panel for activities conducted by the Corps of Engineers in the areas in the State of Louisiana declared as major disaster areas in accordance with section 401 of the Robert T. Stafford Disaster Relief and Emergency Assistance Act (42 U.S.C. 5170) in response to Hurricane Katrina or Rita of 2005, in accordance with the requirements of section 2034.

#### **SEC. 7010. EXPEDITED REPORTS.**

(a) **IN GENERAL.**—The Secretary shall expedite completion of the reports for the following

projects and, if the Secretary determines that a project is feasible, proceed directly to project preconstruction engineering and design:

(1) The projects identified in the study of comprehensive hurricane protection authorized by title I of the Energy and Water Development Appropriations Act, 2006 (119 Stat. 2447).

(2) The projects identified in the Southwest Coastal Louisiana hurricane and storm damage reduction study authorized by the Committee on Transportation and Infrastructure of the House of Representatives on December 7, 2005.

(b) **SUBMISSION OF REPORTS.**—Upon completion of the reports identified in subsection (a), the Secretary shall submit the reports to the Committee on Environment and Public Works of the Senate and the Committee on Transportation and Infrastructure of the House of Representatives.

#### **SEC. 7011. REPORTING.**

Not later than 6 years after the date of enactment of this Act, the Secretary shall submit to the Committee on Transportation and Infrastructure of the House of Representatives and the Committee on Environment and Public Works of the Senate a report, including a description of—

(1) the projects authorized and undertaken under this title;

(2) the construction status of the projects;

(3) the cost to date and the expected final cost of each project undertaken under this title; and

(4) the benefits and environmental impacts of the projects.

#### **SEC. 7012. NEW ORLEANS AND VICINITY.**

(a) **IN GENERAL.**—The Secretary is authorized to—

(1) raise levee heights where necessary and otherwise enhance the Lake Pontchartrain and Vicinity project and the West Bank and Vicinity project to provide the level of protection necessary to achieve the certification required for a 100-year level of flood protection in accordance with the national flood insurance program under the base flood elevations current at the time of construction of the levee;

(2) modify the 17th Street, Orleans Avenue, and London Avenue drainage canals in the city of New Orleans and install pumps and closure structures at or near the lakefront at Lake Pontchartrain;

(3) armor critical elements of the New Orleans hurricane and storm damage reduction system;

(4) modify the Inner Harbor Navigation Canal to increase the reliability of the flood protection system for the city of New Orleans;

(5) replace or modify certain non-Federal levees in Plaquemines Parish to incorporate the levees into the New Orleans to Venice Hurricane Protection project;

(6) reinforce or replace flood walls in the existing Lake Pontchartrain and Vicinity project and the existing West Bank and Vicinity project to improve performance of the flood and storm damage reduction systems;

(7) perform one time stormproofing of interior pump stations to ensure the operability of the stations during hurricanes, storms, and high water events;

(8) repair, replace, modify and improve non-Federal levees and associated protection measures in Terrebonne Parish; and

(9) reduce the risk of storm damage to the greater New Orleans metropolitan area by restoring the surrounding wetlands through measures to begin to reverse wetland losses in areas affected by navigation, oil and gas, and other channels and through modification of the Caernarvon Freshwater Diversion structure or its operations.

(b) **COST SHARING.**—Activities authorized by subsection (a) and section 7013 shall be carried out in a manner that is consistent with the cost-sharing requirements specified in the Emergency Supplemental Appropriations Act for Defense, the Global War on Terror, and Hurricane Recovery, 2006 (Public Law 109-234).

(c) **CONDITIONS.**—The Secretary shall notify the Committee on Transportation and Infrastructure of the House of Representatives and

the Committee on Environment and Public Works of the Senate if estimates for the expenditure of funds on any single project or activity identified in subsection (a) exceeds the amount specified for that project or activity in the Emergency Supplemental Appropriations Act for Defense, the Global War on Terror, and Hurricane Recovery, 2006. No appropriation in excess of 25 percent above the amount specified for a project or activity in such Act may be made until an increase in the level of expenditure has been approved by resolutions adopted by the Committee on Transportation and Infrastructure of the House of Representatives and the Committee on Environment and Public Works of the Senate.

**SEC. 7013. MISSISSIPPI RIVER-GULF OUTLET.**

(a) **DEAUTHORIZATION.**—

(1) **IN GENERAL.**—Effective beginning on the date of submission of the plan required under paragraph (3), the navigation channel portion of the Mississippi River-Gulf Outlet element of the project for navigation, Mississippi River, Baton Rouge to the Gulf of Mexico, authorized by the Act entitled “An Act to authorize construction of the Mississippi River-Gulf outlet”, approved March 29, 1956 (70 Stat. 65) and modified by section 844 of the Water Resources Development Act of 1986 (100 Stat. 4177) and section 326 of the Water Resources Development Act of 1996 (110 Stat. 3717), which extends from the Gulf of Mexico to Mile 60 at the southern bank of the Gulf Intracoastal Waterway, is not authorized.

(2) **SCOPE.**—Nothing in this paragraph modifies or deauthorizes the Inner Harbor navigation canal replacement project authorized by that Act of March 29, 1956.

(3) **CLOSURE AND RESTORATION PLAN.**—

(A) **IN GENERAL.**—Not later than 180 days after the date of enactment of this Act, the Secretary shall submit to the Committee on Environment and Public Works of the Senate and the Committee on Transportation and Infrastructure of the House of Representatives a final report on the deauthorization of the Mississippi River-Gulf outlet, as described under the heading “INVESTIGATIONS” under chapter 3 of title II of the Emergency Supplemental Appropriations Act for Defense, the Global War on Terror, and Hurricane Recovery, 2006 (120 Stat. 453).

(B) **INCLUSIONS.**—At a minimum, the report under subparagraph (A) shall include—

(i) a plan to physically modify the Mississippi River-Gulf Outlet and restore the areas affected by the navigation channel;

(ii) a plan to restore natural features of the ecosystem that will reduce or prevent damage from storm surge;

(iii) a plan to prevent the intrusion of salt-water into the waterway;

(iv) efforts to integrate the recommendations of the report with the program authorized under section 7003 and the analysis and design authorized by title I of the Energy and Water Development Appropriations Act, 2006 (119 Stat. 2247); and

(v) consideration of—

(I) use of native vegetation; and

(II) diversions of fresh water to restore the Lake Borgne ecosystem.

(4) **CONSTRUCTION.**—The Secretary shall carry out a plan to close the Mississippi River-Gulf Outlet and restore and protect the ecosystem substantially in accordance with the plan required under paragraph (3), if the Secretary determines that the project is cost-effective, environmentally acceptable, and technically feasible.

**SEC. 7014. HURRICANE AND STORM DAMAGE REDUCTION.**

(a) **REPORTS.**—With respect to the projects identified in the analysis and design of comprehensive hurricane protection authorized by title I of the Energy and Water Development Appropriations Act, 2006 (119 Stat. 2247), the Secretary shall submit, to the maximum extent practicable, specific project recommendations in a report developed under that title.

(b) **EMERGENCY PROCEDURES.**—

(1) **IN GENERAL.**—If the President determines that a project recommended in the analysis and design of comprehensive hurricane protection under title I of the Energy and Water Development Appropriations Act, 2006 could—

(A) address an imminent threat to life and property;

(B) prevent a dangerous storm surge from reaching a populated area;

(C) prevent the loss of coastal areas that reduce the impact of storm surge;

(D) benefit national energy security;

(E) protect emergency hurricane evacuation routes or shelters; or

(F) address inconsistencies in hurricane protection standards,

the President may submit to the President pro tempore of the Senate for authorization a legislative proposal relating to the project, as the President determines to be appropriate.

(2) **PRIORITIZATION.**—In submitting legislative proposals under paragraph (1), the President shall give priority to any project that, as determined by the President, would—

(A) to the maximum extent practicable, reduce the risk—

(i) of loss of human life;

(ii) to public safety; and

(iii) of damage to property; and

(B) minimize costs and environmental impacts.

(3) **EXPEDITED CONSIDERATION.**—

(A) **IN GENERAL.**—Beginning after December 31, 2008, any legislative proposal submitted by the President under paragraph (1) shall be eligible for expedited consideration in accordance with this paragraph.

(B) **INTRODUCTION.**—As soon as practicable after the date of receipt of a legislative proposal under paragraph (1), the Chairman of the Committee on Environment and Public Works of the Senate shall introduce the proposal as a bill, by request, in the Senate.

(C) **REFERRAL.**—A bill introduced under subparagraph (B) shall be referred to the Committee on Environment and Public Works of the Senate.

(D) **COMMITTEE CONSIDERATION.**—

(i) **IN GENERAL.**—Not later than 45 legislative days after a bill under subparagraph (B) is referred to the committee in accordance with subparagraph (C), the committee shall act on the bill.

(ii) **FAILURE TO ACT.**—If the committee fails to act on a bill by the date specified in clause (i), the bill shall be discharged from the committee and placed on the calendar of the Senate.

(4) **EFFECTIVE DATE.**—The requirements of, and authorities under, this subsection shall expire on December 31, 2010.

**SEC. 7015. LAROSE TO GOLDEN MEADOW.**

(a) **REPORT.**—Not later than 120 days after the date of enactment of this Act, the Secretary shall submit to the Committee on Environment and Public Works of the Senate and the Committee on Transportation and Infrastructure of the House of Representatives a report describing any modification required to the project for flood damage reduction, Larose to Golden Meadow, Louisiana, to provide the level of protection necessary to achieve the certification required for a 100-year level of flood protection in accordance with the national flood insurance program.

(b) **MODIFICATIONS.**—The Secretary is authorized to carry out a modification described in subsection (a) if—

(1) the Secretary determines that the modification in the report under subsection (a) is feasible; and

(2) the total cost of the modification does not exceed \$90,000,000.

(c) **REQUIREMENT.**—No appropriation shall be made to construct any modification under this section if the report under subsection (a) has not been approved by resolutions adopted by the Committee on Environment and Public Works of the Senate and the Committee on Transpor-

tation and Infrastructure of the House of Representatives.

**SEC. 7016. LOWER JEFFERSON PARISH, LOUISIANA.**

(a) **IN GENERAL.**—The Secretary may carry out a project for flood damage reduction in Lower Jefferson Parish, Louisiana.

(b) **EXISTING STUDIES.**—In carrying out the project, the Secretary shall use, to the maximum extent practicable, existing studies for projects for flood damage reduction in the vicinity of Lower Jefferson Parish, Louisiana, prepared under section 205 of the Flood Control Act of 1948 (33 U.S.C. 701s).

(c) **CONSTRUCTION.**—The Secretary may proceed to construction or complete the construction of projects in Lower Jefferson Parish if the projects are being developed or carried out under section 205 of the Flood Control Act of 1948 as of the date of enactment of this Act.

(d) **AUTHORIZATION OF APPROPRIATIONS.**—There is authorized to be appropriated \$100,000,000 to carry out this section.

**TITLE VIII—UPPER MISSISSIPPI RIVER AND ILLINOIS WATER-WAY SYSTEM**

**SEC. 8001. DEFINITIONS.**

In this title, the following definitions apply:

(1) **PLAN.**—The term “Plan” means the project for navigation and ecosystem improvements for the Upper Mississippi River and Illinois Waterway System: Report of the Chief of Engineers, dated December 15, 2004.

(2) **UPPER MISSISSIPPI RIVER AND ILLINOIS WATERWAY SYSTEM.**—The term “Upper Mississippi River and Illinois Waterway System” means the projects for navigation and ecosystem restoration authorized by Congress for—

(A) the segment of the Mississippi River from the confluence with the Ohio River, River Mile 0.0, to Upper St. Anthony Falls Lock in Minneapolis-St. Paul, Minnesota, River Mile 854.0; and

(B) the Illinois Waterway from its confluence with the Mississippi River at Grafton, Illinois, River Mile 0.0, to T.J. O’Brien Lock in Chicago, Illinois, River Mile 327.0.

**SEC. 8002. NAVIGATION IMPROVEMENTS AND RESTORATION.**

Except as modified by this title, the Secretary shall undertake navigation improvements and restoration of the ecosystem for the Upper Mississippi River and Illinois Waterway System substantially in accordance with the Plan and subject to the conditions described therein.

**SEC. 8003. AUTHORIZATION OF CONSTRUCTION OF NAVIGATION IMPROVEMENTS.**

(a) **SMALL SCALE AND NONSTRUCTURAL MEASURES.**—

(1) **IN GENERAL.**—The Secretary shall—

(A) construct mooring facilities at Locks 12, 14, 18, 20, 22, 24, and LaGrange Lock or other alternative locations that are economically and environmentally feasible;

(B) provide switchboats at Locks 20 through 25; and

(C) conduct development and testing of an appointment scheduling system.

(2) **AUTHORIZATION OF APPROPRIATIONS.**—The total cost of projects authorized under this subsection shall be \$256,000,000. Such costs are to be paid ½ from amounts appropriated from the general fund of the Treasury and ½ from amounts appropriated from the Inland Waterways Trust Fund. Such sums shall remain available until expended.

(b) **NEW LOCKS.**—

(1) **IN GENERAL.**—The Secretary shall construct new 1,200-foot locks at Locks 20, 21, 22, 24, and 25 on the Upper Mississippi River and at LaGrange Lock and Peoria Lock on the Illinois Waterway.

(2) **AUTHORIZATION OF APPROPRIATIONS.**—The total cost of projects authorized under this subsection shall be \$1,948,000,000. Such costs are to be paid ½ from amounts appropriated from the general fund of the Treasury and ½ from amounts appropriated from the Inland Waterways Trust Fund. Such sums shall remain available until expended.

(c) **CONCURRENCE.**—The mitigation required for the projects authorized under subsections (a) and (b), including any acquisition of lands or interests in lands, shall be undertaken or acquired concurrently with lands and interests in lands for the projects authorized under subsections (a) and (b), and physical construction required for the purposes of mitigation shall be undertaken concurrently with the physical construction of such projects.

**SEC. 8004. ECOSYSTEM RESTORATION AUTHORIZATION.**

(a) **OPERATION.**—To ensure the environmental sustainability of the existing Upper Mississippi River and Illinois Waterway System, the Secretary shall modify, consistent with requirements to avoid adverse effects on navigation, the operation of the Upper Mississippi River and Illinois Waterway System to address the cumulative environmental impacts of operation of the system and improve the ecological integrity of the Upper Mississippi River and Illinois River.

(b) **ECOSYSTEM RESTORATION PROJECTS.**—

(1) **IN GENERAL.**—The Secretary shall carry out, consistent with requirements to avoid adverse effects on navigation, ecosystem restoration projects to attain and maintain the sustainability of the ecosystem of the Upper Mississippi River and Illinois River in accordance with the general framework outlined in the Plan.

(2) **PROJECTS INCLUDED.**—Ecosystem restoration projects may include—

- (A) island building;
- (B) construction of fish passages;
- (C) floodplain restoration;
- (D) water level management (including water drawdown);
- (E) backwater restoration;
- (F) side channel restoration;
- (G) wing dam and dike restoration and modification;
- (H) island and shoreline protection;
- (I) topographical diversity;
- (J) dam point control;
- (K) use of dredged material for environmental purposes;
- (L) tributary confluence restoration;
- (M) spillway, dam, and levee modification to benefit the environment; and
- (N) land and easement acquisition.

(3) **COST SHARING.**—

(A) **IN GENERAL.**—Except as provided in subparagraphs (B) and (C), the Federal share of the cost of carrying out an ecosystem restoration project under this subsection shall be 65 percent.

(B) **EXCEPTION FOR CERTAIN RESTORATION PROJECTS.**—In the case of a project under this section for ecosystem restoration, the Federal share of the cost of carrying out the project shall be 100 percent if the project—

- (i) is located below the ordinary high water mark or in a connected backwater;
- (ii) modifies the operation of structures for navigation; or
- (iii) is located on federally owned land.

(C) **SAVINGS CLAUSE.**—Nothing in this subsection affects the applicability of section 906(e) of the Water Resources Development Act of 1986 (33 U.S.C. 2283(e)).

(D) **NONGOVERNMENTAL ORGANIZATIONS.**—In accordance with section 221 of the Flood Control Act of 1970 (42 U.S.C. 1962d–5b), for any project carried out under this title, a non-Federal sponsor may include a nonprofit entity, with the consent of the affected local government.

(4) **LAND ACQUISITION.**—The Secretary may acquire land or an interest in land for an ecosystem restoration project from a willing seller through conveyance of—

- (A) fee title to the land; or
- (B) a flood plain conservation easement.

(c) **MONITORING.**—The Secretary shall carry out a long term resource monitoring, computerized data inventory and analysis, and applied research program for the Upper Mississippi River and Illinois River to determine trends in ecosystem health, to understand systemic changes, and to help identify restoration needs.

The program shall consider and adopt the monitoring program established under section 1103(e)(1)(A)(ii) of the Water Resources Development Act of 1986 (33 U.S.C. 652(e)(1)(A)(ii)).

(d) **ECOSYSTEM RESTORATION PRECONSTRUCTION ENGINEERING AND DESIGN.**—

(1) **RESTORATION DESIGN.**—Before initiating the construction of any individual ecosystem restoration project, the Secretary shall—

(A) establish ecosystem restoration goals and identify specific performance measures designed to demonstrate ecosystem restoration;

(B) establish the without-project condition or baseline for each performance indicator; and

(C) for each separable element of the ecosystem restoration, identify specific target goals for each performance indicator.

(2) **OUTCOMES.**—Performance measures identified under paragraph (1)(A) shall include specific measurable environmental outcomes, such as changes in water quality, hydrology, or the well-being of indicator species the population and distribution of which are representative of the abundance and diversity of ecosystem-dependent aquatic and terrestrial species.

(3) **RESTORATION DESIGN.**—Restoration design carried out as part of ecosystem restoration shall include a monitoring plan for the performance measures identified under paragraph (1)(A), including—

(A) a timeline to achieve the identified target goals; and

(B) a timeline for the demonstration of project completion.

(e) **CONSULTATION AND FUNDING AGREEMENTS.**—

(1) **IN GENERAL.**—In carrying out the environmental sustainability, ecosystem restoration, and monitoring activities authorized in this section, the Secretary shall consult with the Secretary of the Interior and the States of Illinois, Iowa, Minnesota, Missouri, and Wisconsin.

(2) **FUNDING AGREEMENTS.**—The Secretary is authorized to enter into agreements with the Secretary of the Interior, the Upper Mississippi River Basin Association, and natural resource and conservation agencies of the States of Illinois, Iowa, Minnesota, Missouri, and Wisconsin to provide for the direct participation of and transfer of funds to such entities for the planning, implementation, and evaluation of projects and programs established by this section.

(f) **SPECIFIC PROJECTS AUTHORIZATION.**—

(1) **IN GENERAL.**—There is authorized to be appropriated to carry out this subsection \$1,717,000,000, of which not more than \$245,000,000 shall be available for projects described in subsection (b)(2)(B) and not more than \$48,000,000 shall be available for projects described in subsection (b)(2)(J). Such sums shall remain available until expended.

(2) **LIMITATION ON AVAILABLE FUNDS.**—Of the amounts made available under paragraph (1), not more than \$35,000,000 in any fiscal year may be used for land acquisition under subsection (b)(4).

(3) **INDIVIDUAL PROJECT LIMIT.**—Other than for projects described in subparagraphs (B) and (J) of subsection (b)(2), the total cost of any single project carried out under this subsection shall not exceed \$25,000,000.

(4) **MONITORING.**—In addition to amounts authorized under paragraph (1), there are authorized \$10,420,000 per fiscal year to carry out the monitoring program under subsection (c) if such sums are not appropriated pursuant to section 1103(e)(4) the Water Resources Development Act of 1986 (33 U.S.C. 652(e)(4)).

(g) **IMPLEMENTATION REPORTS.**—

(1) **IN GENERAL.**—Not later than June 30, 2009, and every 4 years thereafter, the Secretary shall submit to the Committee on Environment and Public Works of the Senate and the Committee on Transportation and Infrastructure of the House of Representatives an implementation report that—

(A) includes baselines, milestones, goals, and priorities for ecosystem restoration projects; and

(B) measures the progress in meeting the goals.

(2) **ADVISORY PANEL.**—

(A) **IN GENERAL.**—The Secretary shall appoint and convene an advisory panel to provide independent guidance in the development of each implementation report under paragraph (1).

(B) **PANEL MEMBERS.**—Panel members shall include—

(i) one representative of each of the State resource agencies (or a designee of the Governor of the State) from each of the States of Illinois, Iowa, Minnesota, Missouri, and Wisconsin;

(ii) one representative of the Department of Agriculture;

(iii) one representative of the Department of Transportation;

(iv) one representative of the United States Geological Survey;

(v) one representative of the United States Fish and Wildlife Service;

(vi) one representative of the Environmental Protection Agency;

(vii) one representative of affected landowners;

(viii) two representatives of conservation and environmental advocacy groups; and

(ix) two representatives of agriculture and industry advocacy groups.

(C) **CHAIRPERSON.**—The Secretary shall serve as chairperson of the advisory panel.

(D) **APPLICATION OF FEDERAL ADVISORY COMMITTEE ACT.**—The Advisory Panel and any working group established by the Advisory Panel shall not be considered an advisory committee under the Federal Advisory Committee Act (5 U.S.C. App.).

(h) **RANKING SYSTEM.**—

(1) **IN GENERAL.**—The Secretary, in consultation with the Advisory Panel, shall develop a system to rank proposed projects.

(2) **PRIORITY.**—The ranking system shall give greater weight to projects that restore natural river processes, including those projects listed in subsection (b)(2).

**SEC. 8005. COMPARABLE PROGRESS.**

(a) **IN GENERAL.**—As the Secretary conducts pre-engineering, design, and construction for projects authorized under this title, the Secretary shall—

(1) select appropriate milestones;

(2) determine, at the time of such selection, whether the projects are being carried out at comparable rates; and

(3) make an annual report to Congress, beginning in fiscal year 2009, regarding whether the projects are being carried out at a comparable rate.

(b) **NO COMPARABLE RATE.**—If the Secretary or Congress determines under subsection (a)(2) that projects authorized under this title are not moving toward completion at a comparable rate, annual funding requests for the projects shall be adjusted to ensure that the projects move toward completion at a comparable rate in the future.

**TITLE IX—NATIONAL LEVEE SAFETY PROGRAM**

**SEC. 9001. SHORT TITLE.**

This title may be cited as the “National Levee Safety Act of 2007”.

**SEC. 9002. DEFINITIONS.**

In this title, the following definitions apply:

(1) **COMMITTEE.**—The term “committee” means the Committee on Levee Safety established by section 9003(a).

(2) **INSPECTION.**—The term “inspection” means an actual inspection of a levee—

(A) to establish the global information system location of the levee;

(B) to determine the general condition of the levee; and

(C) to estimate the number of structures and population at risk and protected by the levee that would be adversely impacted if the levee fails or water levels exceed the height of the levee.

(3) LEVEE.—

(A) *IN GENERAL.*—The term “levee” means an embankment, including floodwalls—

(i) the primary purpose of which is to provide hurricane, storm, and flood protection relating to seasonal high water, storm surges, precipitation, and other weather events; and

(ii) that normally is subject to water loading for only a few days or weeks during a year.

(B) *INCLUSION.*—The term includes structures along canals that constrain water flows and are subject to more frequent water loadings but that do not constitute a barrier across a watercourse.

(4) *STATE.*—The term “State” means—

(A) a State;

(B) the District of Columbia;

(C) the Commonwealth of Puerto Rico; and

(D) any other territory or possession of the United States.

(5) *STATE LEVEE SAFETY AGENCY.*—The term “State levee safety agency” means the agency of a State that has regulatory authority over the safety of any non-Federal levee in the State.

(6) *UNITED STATES.*—The term “United States”, when used in a geographical sense, means all of the States.

**SEC. 9003. COMMITTEE ON LEVEE SAFETY.**

(a) *ESTABLISHMENT.*—There is established a committee to be known as the “Committee on Levee Safety”.

(b) *MEMBERSHIP.*—The committee shall be composed of 16 members as follows:

(1) The Secretary (or the Secretary’s designee), who shall serve as the chairperson of the Committee.

(2) The Administrator of the Federal Emergency Management Agency (or the Administrator’s designee).

(3) The following 14 members appointed by the Secretary:

(A) 8 representatives of State levee safety agencies, one from each of the 8 civil works divisions of the Corps of Engineers.

(B) 2 representatives of the private sector who have expertise in levee safety.

(C) 2 representatives of local and regional governmental agencies who have expertise in levee safety.

(D) 2 representatives of Indian tribes who have expertise in levee safety.

(c) *DUTIES.*—

(1) *DEVELOPMENT OF RECOMMENDATIONS FOR NATIONAL LEVEE SAFETY PROGRAM.*—The committee shall develop recommendations for a national levee safety program, including a strategic plan for implementation of the program.

(2) *REPORT.*—Not later than 180 days after the date of enactment of this Act, the committee shall submit to the Secretary, the Committee on Transportation and Infrastructure of the House of Representatives, and the Committee on Environment and Public Works of the Senate a report containing the recommendations developed under paragraph (1).

(d) *PURPOSES.*—In developing recommendations under subsection (c)(1), the committee shall ensure that the national levee safety program meets the following goals:

(1) Ensuring the protection of human life and property by levees through the development of technologically, economically, socially, and environmentally feasible programs and procedures for hazard reduction and mitigation relating to levees.

(2) Encouraging use of the best available engineering policies and procedures for levee site investigation, design, construction, operation and maintenance, and emergency preparedness.

(3) Encouraging the establishment and implementation of an effective national levee safety program that may be delegated to qualified States for implementation, including identification of incentives and disincentives for State levee safety programs.

(4) Ensuring that levees are operated and maintained in accordance with appropriate and protective standards by conducting an inventory and inspection of levees.

(5) Developing and supporting public education and awareness projects to increase public acceptance and support of State and national levee safety programs.

(6) Building public awareness of the residual risks associated with living in levee protected areas.

(7) Developing technical assistance materials for State and national levee safety programs.

(8) Developing methods to provide technical assistance relating to levee safety to non-Federal entities.

(9) Developing technical assistance materials, seminars, and guidelines relating to the physical integrity of levees in the United States.

(e) *COMPENSATION OF MEMBERS.*—A member of the committee shall serve without compensation.

(f) *TRAVEL EXPENSES.*—To the extent amounts are made available in advance in appropriations Acts, the Secretary shall reimburse a member of the committee for travel expenses, including per diem in lieu of subsistence, at rates authorized for an employee of a Federal agency under subchapter 1 of chapter 57 of title 5, United States Code, while away from the home or regular place of business of the member in performance of services for the committee.

(g) *APPLICABILITY OF FEDERAL ADVISORY COMMITTEE ACT.*—The Federal Advisory Committee Act (5 U.S.C. App.) shall not apply to the committee.

**SEC. 9004. INVENTORY AND INSPECTION OF LEVEES.**

(a) *LEVEE DATABASE.*—

(1) *IN GENERAL.*—Not later than one year after the date of enactment of this Act, the Secretary shall establish and maintain a database with an inventory of the Nation’s levees.

(2) *CONTENTS.*—The database shall include—

(A) location information of all Federal levees in the Nation (including global information system information) and, for non-Federal levees, such information on levee location as is provided to the Secretary by State and local governmental agencies;

(B) utilizing such information as is available, the general condition of each levee; and

(C) an estimate of the number of structures and population at risk and protected by each levee that would be adversely impacted if the levee fails or water levels exceed the height of the levee.

(3) *AVAILABILITY OF INFORMATION.*—

(A) *AVAILABILITY TO FEDERAL, STATE, AND LOCAL GOVERNMENTAL AGENCIES.*—The Secretary shall make all of the information in the database available to appropriate Federal, State, and local governmental agencies.

(B) *AVAILABILITY TO THE PUBLIC.*—The Secretary shall make the information in the database described in paragraph (2)(A), and such other information in the database as the Secretary determines appropriate, available to the public.

(b) *INVENTORY AND INSPECTION OF LEVEES.*—

(1) *FEDERAL LEVEES.*—The Secretary, at Federal expense, shall establish an inventory and conduct an inspection of all federally owned and operated levees.

(2) *FEDERALLY CONSTRUCTED, NONFEDERALLY OPERATED AND MAINTAINED LEVEES.*—The Secretary shall establish an inventory and conduct an inspection of all federally constructed, non-federally operated and maintained levees, at the original cost share for the project.

(3) *PARTICIPATING LEVEES.*—For non-Federal levees the owners of which are participating in the emergency response to natural disasters program established under section 5 of the Act entitled “An Act authorizing the construction of certain public works on rivers and harbors for flood control, and for other purposes”, approved August 18, 1941 (33 U.S.C. 701n), the Secretary shall establish an inventory and conduct an inspection of each such levee if the owner of the levee requests such inspection. The Federal share of the cost of an inspection under this paragraph shall be 65 percent.

**SEC. 9005. LIMITATIONS ON STATUTORY CONSTRUCTION.**

Nothing in this title shall be construed as—

(1) creating any liability of the United States or its officers or employees for the recovery of damages caused by an action or failure to act; or

(2) relieving an owner or operator of a levee of a legal duty, obligation, or liability incident to the ownership or operation of a levee.

**SEC. 9006. AUTHORIZATION OF APPROPRIATIONS.**

There is authorized to be appropriated to the Secretary to carry out this title \$20,000,000 for each of fiscal years 2008 through 2013.

And the Senate agree to the same.

From the Committee on Transportation and Infrastructure, for consideration of the House bill and the Senate amendment, and modifications committed to conference:

JAMES L. OBERSTAR,  
EDDIE BERNICE JOHNSON,  
ELLEN O. TAUSCHER,  
BRIAN BAIRD,  
BRIAN HIGGINS,  
HARRY E. MITCHELL,  
STEVE KAGEN,  
JERRY MCNERNEY,  
JOHN L. MICA,  
JOHN J. DUNCAN, Jr.,  
VERNON J. EHLERS,  
R.H. BAKER,  
HENRY E. BROWN, Jr.,  
JOHN BOOZMAN,

From the Committee on Natural Resources, for consideration of secs. 2014, 2023, and 6009 of the House bill and secs. 3023, 5008, and 5016 of the Senate amendment, and modifications committed to conference:

NICK RAHALL,  
GRACE F. NAPOLITANO,  
CATHY MCMORRIS  
RODGERS,

Managers on the Part of the House.

BARBARA BOXER,  
MAX BAUCUS,  
JOE LIEBERMAN,  
TOM CARPER,  
HILLARY RODHAM CLINTON,  
FRANK R. LAUTENBERG,  
JAMES M. INHOFE,  
JOHN WARNER,  
GEORGE V. VOINOVICH,  
JOHNNY ISAKSON,  
DAVID VITTEB,

Managers on the Part of the Senate.

When said conference report was considered.

After debate,

By unanimous consent, the previous question was ordered on the conference report to its adoption or rejection

The question being put, viva voce,

Will the House agree to said conference report?

The SPEAKER pro tempore, Mr. ROSS, announced that the yeas had it.

Mr. OBERSTAR demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Mr. ROSS, pursuant to clause 8, rule XX, announced that further proceedings on the question were postponed.

¶108.28 HOUR OF MEETING

Mr. OBERSTAR, pursuant to clause 4 of rule XVI, moved that when the House adjourns today, it adjourn to meet at 9 a.m., Thursday, August 2, 2007.

The question being put viva voce,

Will the House agree to said motion?

The SPEAKER pro tempore, Mr. ROSS announced that the yeas had it. Mr. MICA demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The vote was taken by electronic device.

It was decided in the { Yeas ..... 403 affirmative ..... } Nays ..... 15

¶108.29 [Roll No. 788] YEAS—403

- Ackerman Crowley Hill
Aderholt Cubin Hinchey
Akin Cuellar Hinojosa
Alexander Culberson Hirono
Allen Cummings Hobson
Altmire Davis (AL) Hodes
Andrews Davis (CA) Hoekstra
Arcuri Davis (IL) Holden
Baca Davis (KY) Holt
Bachus Davis, David Honda
Baird Davis, Lincoln Hooley
Baker Deal (GA) Hoyer
Baldwin DeFazio Hulshof
Barrett (SC) DeGette Hunter
Barrow Delahunt Inglis (SC)
Bartlett (MD) DeLauro Inslee
Bean Dent Israel
Becerra Diaz-Balart, L. Issa
Berkley Diaz-Balart, M. Jackson (IL)
Berman Dicks Jackson-Lee
Berry Dingell (TX)
Biggett Doggett Jindal
Bilbray Donnelly Johnson (GA)
Bilirakis Doolittle Johnson (IL)
Bishop (GA) Doyle Johnson, E. B.
Bishop (NY) Drake Jones (NC)
Blackburn Dreier Jones (OH)
Blumenauer Duncan Jordan
Blunt Edwards Kagen
Boehner Ehlers Kanjorski
Bonner Ellison Kaptur
Bono Ellsworth Keller
Boozman Emanuel Kennedy
Boren Emerson Kildee
Boswell Engel Kilpatrick
Boucher Eshoo Kind
Boustany Etheridge King (IA)
Boyd (FL) Everrett King (NY)
Boyd (KS) Fallin Kingston
Brady (PA) Farr Kirk
Brady (TX) Fattah Klein (FL)
Braley (IA) Feeney Kline (MN)
Broun (GA) Ferguson Knollenberg
Brown (SC) Filner Kucinich
Brown, Corrine Flake Kuhl (NY)
Brown-Waite, Forbes LaHood
Ginny Fortenberry Lamborn
Buchanan Fossella Lampson
Burgess Foxx Langevin
Burton (IN) Frank (MA) Lantos
Butterfield Franks (AZ) Larsen (WA)
Buyer Frelinghuysen Latham
Calvert Gallegly LaTourette
Camp (MI) Garrett (NJ) Lee
Campbell (CA) Gerlach Levin
Cannon Giffords Lewis (CA)
Cantor Gilchrest Lewis (GA)
Capito Gillibrand Lewis (KY)
Capps Gillmor Linder
Capuano Gingrey Lipinski
Cardoza Gohmert LoBiondo
Carnahan Gonzalez Loeback
Carney Goode Lofgren, Zoe
Carson Goodlatte Lowey
Carter Gordon Lucas
Castle Granger Lungren, Daniel
Castor Graves E.
Chabot Green, Al Lynch
Chandler Green, Gene Mack
Clay Gutierrez Mahoney (FL)
Cleaver Hall (NY) Maloney (NY)
Clyburn Hall (TX) Manzullo
Coble Hare Marchant
Cohen Harman Markey
Cole (OK) Hastings (FL) Marshall
Conaway Hastings (WA) Matheson
Conyers Hayes Matsui
Cooper Heller McCarthy (CA)
Costa Hensarling McCarthy (NY)
Costello Herger McCollum (MN)
Courtney Herseth Sandlin McCotter
Cramer Higgins McCrery

- McDermott Price (NC) Smith (NJ)
McGovern Putnam Smith (TX)
McHugh Radanovich Smith (WA)
McIntyre Rahall Snyder
McKeon Ramstad Solis
McMorris Rangel Space
Rodgers Regula Spratt
McNerney Rehberg Stark
McNulty Reichert Stearns
Meek (FL) Renzi Stupak
Meeks (NY) Reyes Sullivan
Melancon Reynolds Sutton
Mica Rodriguez Tauscher
Michaud Rogers (AL) Taylor
Miller (FL) Rogers (KY) Terry
Miller (MI) Rogers (MI) Thompson (CA)
Miller (NC) Rohrabacher Thompson (MS)
Miller, Gary Ros-Lehtinen Thornberry
Miller, George Roskam
Mitchell Ross
Mollohan Rothman
Moore (KS) Roybal-Allard
Moore (WI) Royce
Moran (KS) Ruppersberger
Moran (VA) Rush
Murphy (CT) Ryan (OH)
Murphy, Patrick Ryan (WI)
Murphy, Tim Salazar
Murtha Sanchez, Linda
Musgrave T.
Myrick Sanchez, Loretta
Nadler Sarbanes
Napolitano Saxton
Neal (MA) Schakowsky
Nunes Schiff
Oberstar Schmidt
Obey Schwartz
Oliver Scott (GA)
Ortiz Scott (VA)
Pallone Sensenbrenner
Pascrell Serrano
Paul Sessions
Payne Sestak
Pence Shadegg
Perlmutter Shays
Peterson (MN) Shea-Porter
Peterson (PA) Sherman
Petri Shimkus
Pickering Shuler
Pitts Shuster
Platts Simpson
Poe Sires
Pomeroy Skelton
Porter Slaughter
Price (GA) Smith (NE)

NAYS—15

- Barton (TX) McHenry Tancredo
Bishop (UT) Pastor Weldon (FL)
Davis, Tom Pearce Weller
English (PA) Sali Westmoreland
McCaul (TX) Souder Wicker

NOT VOTING—14

- Abercrombie Grijalva Neugebauer
Bachmann Hastert Pryce (OH)
Clarke Jefferson Tanner
Crenshaw Johnson, Sam Young (AK)
Davis, Jo Ann Larson (CT)

So the motion was agreed to.

¶108.30 H.R. 3248—UNFINISHED BUSINESS

The SPEAKER pro tempore, Mr. ROSS, pursuant to clause 8, rule XX, announced the unfinished business to be the motion to suspend the rules and pass the bill (H.R. 3248) to amend the Safe, Accountable, Flexible, Efficient Transportation Equity Act: A Legacy for Users to make technical corrections, and for other purposes.

The question being put,

Will the House suspend the rules and pass said bill?

The vote was taken by electronic device.

It was decided in the { Yeas ..... 422 affirmative ..... } Nays ..... 1

¶108.31 [Roll No. 789] YEAS—422

- Abercrombie Aderholt Alexander
Ackerman Akin Allen

- Altmire Dicks King (IA)
Andrews Dingell King (NY)
Arcuri Doggett Kingston
Baca Donnelly Kirk
Bachmann Doolittle Klein (FL)
Bachus Doyle Kline (MN)
Baird Drake Knollenberg
Baker Dreier Kucinich
Baldwin Duncan Kuhl (NY)
Barrett (SC) Edwards LaHood
Barrow Ehlers Lamborn
Bartlett (MD) Ellison Lampson
Barton (TX) Ellsworth Langevin
Bean Emanuel Lantos
Becerra Emerson Larsen (WA)
Berkley Engel Larson (CT)
Berman English (PA) Latham
Berry Eshoo LaTourette
Biggett Etheridge Lee
Bilbray Everrett Levin
Bilirakis Fallin Lewis (CA)
Bishop (GA) Farr Lewis (GA)
Bishop (NY) Fattah Lewis (KY)
Blackburn Feeney Linder
Blumenauer Ferguson Lipinski
Blunt Filner LoBiondo
Boehner Forbes Loeback
Bonner Fortenberry Lofgren, Zoe
Bono Fossella Lowey
Boozman Frank (MA) Lucas
Boren Franks (AZ) Lungren, Daniel
Boswell Frelinghuysen E.
Boucher Gallegly Lynch
Boustany Garrett (NJ) Mack
Boyd (FL) Gallely Mahoney (FL)
Boyd (KS) Fallin Maloney (NY)
Brady (PA) Farr Manzullo
Brady (TX) Fattah Marchant
Braley (IA) Feeney Markey
Broun (GA) Ferguson Marshall
Brown (SC) Filner Matheson
Brown, Corrine Flake Kuhl (NY) Matsui
Brown-Waite, Forbes LaHood McCarthy (CA)
Ginny Fortenberry McCarthy (NY)
Buchanan Fossella McCollum (MN)
Burgess Foxx McCotter
Burton (IN) Frank (MA) McCrery
Butterfield Franks (AZ) Nunes
Buyer Frelinghuysen Oberstar
Calvert Gallegly LaTourette Jindal
Camp (MI) Garrett (NJ) Obey
Campbell (CA) Gerlach Johnson (GA)
Cannon Giffords Johnson (IL)
Cantor Gilchrest Johnson, E. B.
Capito Gillibrand Jones (NC)
Capps Gillmor Jones (OH)
Capuano Gingrey Jordan
Cardoza Gohmert Kagen
Carnahan Gonzalez Kanjorski
Carney Goode Kaptur
Carson Goodlatte Keller
Carter Gordon Kildee
Castle Granger Kilpatrick
Castor Graves Kind
Chabot Green, Al King
Chandler Green, Gene King (NY)
Clay Gutierrez Mahoney (FL)
Cleaver Hall (NY) Maloney (NY)
Clyburn Hall (TX) Manzullo
Coble Hare Marchant
Cohen Harman Markey
Cole (OK) Hastings (FL) Marshall
Conaway Hastings (WA) Matheson
Conyers Hayes Matsui
Cooper Heller McCarthy (CA)
Costa Hensarling McCarthy (NY)
Costello Herger McCollum (MN)
Courtney Herseth Sandlin McCotter
Cramer Higgins McCrery



Pickering	Schakowsky	Thornberry	Barton (TX)	Farr	Mahoney (FL)	Schwartz	Stark	Walz (MN)
Pitts	Schiff	Tiahrt	Bean	Fattah	Maloney (NY)	Scott (GA)	Stupak	Wamp
Platts	Schmidt	Tiberi	Becerra	Ferguson	Manzullo	Scott (VA)	Sullivan	Wasserman
Poe	Schwartz	Tierney	Berkley	Forbes	Marchant	Serrano	Sutton	Schultz
Pomeroy	Scott (GA)	Towns	Berman	Fortenberry	Markey	Sessions	Tanner	Waters
Porter	Scott (VA)	Turner	Berry	Frank (MA)	Marshall	Sestak	Tauscher	Watson
Price (GA)	Sensenbrenner	Udall (CO)	Biggett	Frelinghuysen	Matheson	Shays	Taylor	Watt
Price (NC)	Serrano	Udall (NM)	Bilbray	Gallely	McCaul (TX)	Shea-Porter	Terry	Waxman
Putnam	Sessions	Upton	Bilirakis	Garrett (NJ)	McCarthy (CA)	Sherman	Thompson (CA)	Weiner
Radanovich	Sestak	Van Hollen	Bishop (GA)	Gerlach	McCarthy (NY)	Shimkus	Thompson (MS)	Welch (VT)
Rahall	Shadegg	Velázquez	Bishop (NY)	Giffords	McCaul (TX)	Shuler	Thornberry	Weldon (FL)
Ramstad	Shays	Visclosky	Bishop (UT)	Gilchrest	McCollum (MN)	Shuster	Tiahrt	Westmoreland
Rangel	Shea-Porter	Walberg	Blumenauer	Gillibrand	McCotter	Simpson	Tierney	Wexler
Regula	Sherman	Walden (OR)	Bonner	Gillmor	McCrery	Sires	Towns	Whitfield
Rehberg	Shimkus	Walsh (NY)	Bono	Gingrey	McDermott	Skelton	Turner	Wicker
Reichert	Shuler	Walz (MN)	Boozman	Gonzalez	McGovern	Slaughter	Udall (CO)	Wilson (NM)
Renzi	Shuster	Wamp	Boren	Gordon	McHugh	Smith (NJ)	Udall (NM)	Wilson (OH)
Reyes	Simpson	Wasserman	Boswell	Granger	McIntyre	Smith (TX)	Upton	Wilson (SC)
Reynolds	Sires	Schultz	Boucher	Graves	McMorris	Smith (WA)	Van Hollen	Wolf
Rodriguez	Skelton	Waters	Boustany	Green, Al	Rodgers	Snyder	Velázquez	Woolsey
Rogers (AL)	Slaughter	Watson	Boyd (FL)	Green, Gene	McNerney	Solis	Visclosky	Wu
Rogers (KY)	Smith (NE)	Watt	Boyd (KS)	Grijalva	McNulty	Souder	Walberg	Wynn
Rogers (MI)	Smith (NJ)	Waxman	Brady (PA)	Gutierrez	Meek (FL)	Space	Walden (OR)	Yarmuth
Rohrabacher	Smith (TX)	Weiner	Braley (IA)	Hall (NY)	Meeks (NY)	Spratt	Walsh (NY)	Young (FL)
Ros-Lehtinen	Smith (WA)	Welch (VT)	Brown (SC)	Hall (TX)	Melancon			
Roskam	Snyder	Weldon (FL)	Brown, Corrine	Hare	Mica			
Ross	Solis	Weller	Brown-Waite,	Harman	Michaud			
Rothman	Souder	Westmoreland	Ginny	Hastings (FL)	Miller (MI)			
Roybal-Allard	Space	Wexler	Buchanan	Hastings (WA)	Miller (NC)			
Royce	Spratt	Whitfield	Burgess	Hayes	Miller, Gary			
Ruppersberger	Stark	Wicker	Butterfield	Heller	Miller, George			
Rush	Stearns	Wilson (NM)	Buyer	Herger	Mitchell			
Ryan (OH)	Stupak	Wilson (OH)	Calvert	Hereth Sandlin	Mollohan			
Ryan (WI)	Sullivan	Wilson (SC)	Camp (MI)	Higgins	Moore (KS)			
Salazar	Sutton	Wolf	Cannon	Hill	Moore (WI)			
Sali	Tancredo	Woolsey	Capito	Hinchoy	Moran (KS)			
Sánchez, Linda	Tanner	Wu	Capps	Hirono	Moran (VA)			
T.	Tauscher	Wynn	Capuano	Hodes	Murphy (CT)			
Sanchez, Loretta	Taylor	Yarmuth	Cardoza	Hoekstra	Murphy, Patrick			
Sarbanes	Thompson (CA)	Young (FL)	Carnahan	Holden	Murphy, Tim			
Saxton	Thompson (MS)		Carney	Holt	Musgrave			
			Carson	Nadler				
			Carter	Napolitano				
			Castle	Neal (MA)				
			Castor	Nunes				
			Chandler	Oberstar				
			Clay	Obey				
			Cleaver	Olver				
			Clyburn	Ortiz				
			Coble	Pallone				
			Cohen	Pascrell				
			Cole (OK)	Pastor				
			Conaway	Payne				
			Conyers	Pearce				
			Cooper	Perlmutter				
			Costa	Peterson (MN)				
			Costello	Peterson (PA)				
			Courtney	Petri				
			Cramer	Pickering				
			Crowley	Platts				
			Cubin	Poe				
			Cuellar	Pomeroy				
			Culberson	Porter				
			Cummings	Price (GA)				
			Davis (AL)	Price (NC)				
			Davis (CA)	Pryce (OH)				
			Davis (IL)	Radanovich				
			Davis (KY)	Rahall				
			Davis, David	Ramstad				
			Davis, Lincoln	Rangel				
			Davis, Tom	Regula				
			Deal (GA)	Rehberg				
			DeFazio	Reichert				
			DeGette	Renzi				
			DeLauro	Reyes				
			Dent	Reynolds				
			Diaz-Balart, L.	Rodriguez				
			Diaz-Balart, M.	Rogers (AL)				
			Dicks	Rogers (KY)				
			Dingell	Rogers (MI)				
			Doggett	Rohrabacher				
			Donnelly	Ros-Lehtinen				
			Doolittle	Roskam				
			Doyle	Ross				
			Drake	Rothman				
			Dreier	Roybal-Allard				
			Duncan	Ruppersberger				
			Edwards	Rush				
			Ehlers	Ryan (OH)				
			Ellison	Ryan (WI)				
			Ellsworth	Salazar				
			Emanuel	Sali				
			Emerson	Sánchez, Linda				
			Engel	T.				
			English (PA)	Sanchez, Loretta				
			Eshoo	Sarbanes				
			Etheridge	Saxton				
			Everett	Schakowsky				
			Fallin	Schiff				
				Schmidt				

NAYS—40

Barrett (SC)	Fox	Myrick
Bartlett (MD)	Franks (AZ)	Neugebauer
Blackburn	Gohmert	Pence
Blunt	Goode	Pitts
Boehner	Goodlatte	Putnam
Brady (TX)	Hensarling	Royce
Broun (GA)	Hobson	Sensenbrenner
Burton (IN)	Inglis (SC)	Shadegg
Campbell (CA)	Issa	Stearns
Cantor	Jordan	Tancredo
Chabot	Kingston	Tiberi
Feeney	McHenry	Weller
Flake	McKeon	
Fossella	Miller (FL)	

NOT VOTING—11

Abercrombie	Filner	Paul
Clarke	Hastert	Smith (NE)
Crenshaw	Johnson, Sam	Young (AK)
Davis, Jo Ann	Murtha	

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill was passed was, by unanimous consent, laid on the table.

*Ordered*, That the Clerk request the concurrence of the Senate in said bill.

108.32 H.R. 1495 CONFERENCE REPORT— UNFINISHED BUSINESS

The SPEAKER pro tempore, Mr. ROSS, pursuant to clause 8, rule XX, announced the further unfinished business is to be the question of agreeing to said conference report to the bill (H.R. 1495) to provide for the conservation and development of water and related resources, to authorize the Secretary of the Army to construct various projects for improvements to rivers and harbors of the United States, and for other purposes.

The question being put, Will the House agree to said conference report?

The vote was taken by electronic device.

It was decided in the { Yeas ..... 381 affirmative ..... } Nays ..... 40

108.33 [Roll No. 790] YEAS—381

Ackerman	Altmire	Bachus
Aderholt	Andrews	Baird
Akin	Arcuri	Baker
Alexander	Baca	Baldwin
Allen	Bachmann	Barrow

Hastert	Pryce (OH)
Hastings (WA)	Terry
Johnson, Sam	Young (AK)
Jackson (IL)	
Jackson-Lee (TX)	
Jefferson	
Jindal	
Johnson (GA)	
Johnson (IL)	
Johnson, E. B.	
Jones (NC)	
Jones (OH)	
Kagen	
Kanjorski	
Kaptur	
Keller	
Kennedy	
Kildee	
Kilpatrick	
Kind	
King (IA)	
King (NY)	
Kirk	
Klein (FL)	
Kline (MN)	
Knollenberg	
Kucinich	
Kuhl (NY)	
LaHood	
Lamborn	
Lampson	
Langevin	
Lantos	
Larsen (WA)	
Larson (CT)	
Latham	
LaTourette	
Lee	
Levin	
Lewis (CA)	
Lewis (GA)	
Lewis (KY)	
Linder	
Lipinski	
LoBiondo	
Loeb	
Lofgren, Zoe	
Lowey	
Lucas	
Lungren, Daniel E.	
Lynch	
Mack	

So the conference report was agreed to.

A motion to reconsider the vote whereby said conference report was agreed to was, by unanimous consent, laid on the table.

*Ordered*, That the Clerk notify the Senate thereof.

108.34 PROVIDING FOR CONSIDERATION OF H.R. 3161

Ms. SLAUGHTER, by direction of the Committee on Rules, reported (Rept. No. 110-290) the resolution (H. Res. 599) providing for further consideration of the bill (H.R. 3161) making appropriations for Agriculture, Rural Development, Food and Drug Administration, and Related Agencies programs for the fiscal year ending September 30, 2008, and for other purposes.

When said resolution and report were referred to the House Calendar and ordered printed.

108.35 PROVIDING FOR CONSIDERATION OF MOTIONS TO SUSPEND THE RULES

Ms. SLAUGHTER, by direction of the Committee on Rules, reported (Rept. No. 110-291) the resolution (H. Res. 600) providing for consideration of the motions to suspend the rules.

When said resolution and report were referred to the House Calendar and ordered printed.

108.36 PROVIDING FOR CONSIDERATION OF H.R. 3159

Ms. SLAUGHTER, by direction of the Committee on Rules, reported (Rept. No. 110-292) the resolution (H. Res. 601) providing for consideration of the bill

(H.R. 3159) to mandate minimum periods of rest and recuperation for units and members of the regular and reserve components of the Armed Forces between deployments for Operation Iraqi Freedom or Operation Enduring Freedom.

When said resolution and report were referred to the House Calendar and ordered printed.

¶108.37 PROVIDING FOR CONSIDERATION OF H.R. 2272

Ms. SLAUGHTER, by direction of the Committee on Rules, reported (Rept. No. 110-293) the resolution (H. Res. 602) providing for consideration of the conference report to accompany the bill (H.R. 2272) to invest in innovation through research and development, and to improve the competitiveness of the United States.

When said resolution and report were referred to the House Calendar and ordered printed.

¶108.38 SENATE JOINT RESOLUTIONS REFERRED

Joint resolutions of the Senate of the following titles were taken from the Speaker's table and, under the rule, referred as follows:

S.J. Res. 7. A joint resolution providing for the reappointment of Roger W. Sant as a citizen regent of the Board of Regents of the Smithsonian Institution; to the Committee on House Administration.

S.J. Res. 8. A joint resolution providing for the reappointment of Patricia Q. Stonesifer as a citizen regent of the Board of Regents of the Smithsonian Institution; to the Committee on House Administration.

¶108.39 ENROLLED BILL SIGNED

Lorraine C. Miller, Clerk of the House, reported and found truly enrolled a bill of the House of the following title, which was thereupon signed by the Speaker:

H.R. 1. An Act to provide for the implementation of the recommendations of the National Commission on Terrorist Attacks Upon the United States.

¶108.40 LEAVE OF ABSENCE

By unanimous consent, leave of absence was granted to Mr. HAYES, for July 31 until 1 p.m.

And then,

¶108.41 ADJOURNMENT

On motion of Mr. PETERSON of Pennsylvania, pursuant to the previous order of the House, at 11 o'clock and 30 minutes p.m., the House adjourned until 9 a.m. on Thursday, August 2, 2007.

¶108.42 REPORTS OF COMMITTEES ON PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XIII, reports of committees were delivered to the Clerk for printing and reference to the proper calendar, as follows:

Mr. GORDON of Tennessee: Committee of Conference. Conference report on H.R. 2272. A bill to invest in innovation through research and development, and to improve the

competitiveness of the United States (Rept. 110-289). Order to be printed.

Mr. McGOVERN: Committee on Rules. House Resolution 599. Resolution providing for further consideration of the bill (H.R. 3161) making appropriations for Agriculture, Rural Development, Food and Drug Administration, and Related Agencies programs for the fiscal year ending September 30, 2008, and for other purposes (Rept. 110-290). Referred to the House Calendar.

Mr. WELCH: Committee on Rules. House Resolution 600. Resolution providing for consideration of motions to suspend the rules (Rept. 110-291). Referred to the House Calendar.

Ms. SLAUGHTER: Committee on Rules. House Resolution 601. Resolution providing for consideration of the bill (H.R. 3159) to mandate minimum periods of rest and recuperation for units and members of the regular and reserve components of the Armed Forces between deployments for Operation Iraqi Freedom or Operation Enduring Freedom (Rept. 110-292). Referred to the House Calendar.

Ms. SUTTON: Committee on Rules. House Resolution 602. Resolution providing for consideration of the conference report to accompany the bill (H.R. 2272) to invest in innovation through research and development, and to improve the competitiveness of the United States (Rept. 110-293). Referred to the House Calendar.

¶108.43 PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XII, public bills and resolutions were introduced and severally referred, as follows:

By Mr. FILNER:

H.R. 3270. A bill to amend the Immigration and Nationality Act to permit certain Mexican children, and accompanying adults, to obtain a waiver of the documentation requirements otherwise required to enter the United States as a temporary visitor; to the Committee on the Judiciary.

By Ms. SHEA-PORTER:

H.R. 3271. A bill to prohibit the solicitation and display of Social Security account numbers, and for other purposes; to the Committee on Ways and Means, and in addition to the Committee on Energy and Commerce, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. KIRK (for himself, Mr. LARSEN of Washington, Mr. ISRAEL, Mrs. DAVIS of California, and Mr. BOUSTANY):

H.R. 3272. A bill to provide for increased funding and support for diplomatic engagement with the People's Republic of China; to the Committee on Foreign Affairs.

By Mr. LARSEN of Washington (for himself, Mr. KIRK, Mrs. DAVIS of California, Mr. ISRAEL, and Mr. BOUSTANY):

H.R. 3273. A bill to authorize assistance to small- and medium-sized businesses to promote exports to the People's Republic of China, and for other purposes; to the Committee on Foreign Affairs, and in addition to the Committee on Small Business, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. ISRAEL (for himself, Mr. LARSEN of Washington, Mr. KIRK, Mrs. DAVIS of California, and Mr. BOUSTANY):

H.R. 3274. A bill to authorize the Secretary of Energy to make grants to encourage cooperation between the United States and China on joint research, development, or commercialization of carbon capture and se-

questration technology, improved energy efficiency, or renewable energy sources; to the Committee on Energy and Commerce, and in addition to the Committee on Science and Technology, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mrs. DAVIS of California (for herself, Mr. LARSEN of Washington, Mr. KIRK, Mr. ISRAEL, and Mr. BOUSTANY):

H.R. 3275. A bill to support programs that offer instruction in Chinese language and culture, and for other purposes; to the Committee on Education and Labor.

By Mr. KIRK (for himself, Ms. BEAN, Mr. EMANUEL, Mr. HINCHEY, Mr. GUTIERREZ, Mr. ROSKAM, Mr. PETRI, Mr. LAHOOD, Mr. KUCINICH, Mr. DAVIS of Illinois, Mr. JACKSON of Illinois, Mr. HARE, and Mr. CARNEY):

H.R. 3276. A bill to amend the Internal Revenue Code of 1986 to deny refinery expensing to owners of refineries that are permitted to increase the discharge of pollutants into the Great Lakes; to the Committee on Ways and Means.

By Mr. BERRY:

H.R. 3277. A bill to suspend temporarily the duty on butanedioic acid, dimethylester, polymer with 4-hydroxy-2,2,6,6-tetramethyl-1-piperidine ethanol; to the Committee on Ways and Means.

By Mr. BERRY:

H.R. 3278. A bill to suspend temporarily the duty on a mixture of 1,3,5-Triazine-2,4,6-triamine,N,N''-[1,2-ethane-diyl-bis [ [ [4,6-bis-[butyl (1,2,2,6,6-pentamethyl-4-piperidinyl)amino]-1,3,5-triazine-2 yl] imino]-3,1-propanediyl] ] bis[N',N''-dibutyl-N',N''-bis(1,2,2,6,6-pentamethyl-4-piperidinyl)- and Butanedioic acid, dimethylester polymer with 4-hydroxy-2,2,6,6-tetramethyl-1-piperidine ethanol; to the Committee on Ways and Means.

By Mr. BERRY:

H.R. 3279. A bill to suspend temporarily the duty on 4-chloro-benzonitrile; to the Committee on Ways and Means.

By Mr. BERRY:

H.R. 3280. A bill to suspend temporarily the duty on otho nitro aniline; to the Committee on Ways and Means.

By Mr. BOUCHER (for himself and Mr. UPTON):

H.R. 3281. A bill to promote competition, to preserve the ability of local governments to provide broadband capability and services, and for other purposes; to the Committee on Energy and Commerce.

By Mr. CAMP of Michigan (for himself, Mr. KIND, Mr. BURGESS, Mr. WELLER, Mr. CLAY, Mr. LATHAM, Mr. HINCHEY, Mr. COSTA, and Mr. BARROW):

H.R. 3282. A bill to amend title XVIII of the Social Security Act to provide continued entitlement to coverage for immunosuppressive drugs furnished to beneficiaries under the Medicare Program that have received a kidney transplant and whose entitlement to coverage would otherwise expire, and for other purposes; to the Committee on Ways and Means, and in addition to the Committees on Energy and Commerce, and Education and Labor, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. CARDOZA:

H.R. 3283. A bill to amend part E of title IV of the Social Security Act to require States to provide foster children with court-appointed special advocates who meet national standards, and for other purposes; to the Committee on Ways and Means.

By Mr. CARNEY (for himself, Ms. JACKSON-LEE of Texas, Mr. THOMPSON

of Mississippi, Mr. DEFAZIO, Ms. NOR-TON, Ms. CLARKE, Mr. AL GREEN of Texas, and Mr. PERLMUTTER):

H.R. 3284. A bill to amend title 49, United States Code, by repealing the provision regarding the acquisition management system for the Transportation Security Administration; to the Committee on Homeland Security.

By Mr. COHEN:

H.R. 3285. A bill to amend the Toxic Substances Control Act to reduce the health risks posed by asbestos-containing products, and for other purposes; to the Committee on Energy and Commerce.

By Mr. FILNER:

H.R. 3286. A bill to amend title 38, United States Code, to reduce the period of time for which a veteran must be totally disabled before the veteran's survivors are eligible for the benefits provided by the Secretary of Veterans Affairs for survivors of certain veterans rated totally disabled at time of death; to the Committee on Veterans' Affairs.

By Mr. GRIJALVA:

H.R. 3287. A bill to expand the Pajarita Wilderness and designate the Tumacacori Highlands Wilderness in Coronado National Forest, Arizona, and for other purposes; to the Committee on Natural Resources.

By Mr. GRIJALVA:

H.R. 3288. A bill to authorize appropriations for the U.S. Institute for Environmental Conflict Resolution, and for other purposes; to the Committee on Education and Labor, and in addition to the Committee on Natural Resources, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Ms. HIRONO (for herself, Mr. GEORGE MILLER of California, Mr. ANDREWS, Mr. TIERNEY, and Mrs. DAVIS of California):

H.R. 3289. A bill to amend the Elementary and Secondary Education Act of 1965 to improve early education; to the Committee on Education and Labor.

By Mr. HOLT:

H.R. 3290. A bill to amend the Federal Insecticide, Fungicide, and Rodenticide Act to require local educational agencies and schools to implement integrated pest management systems to minimize the use of pesticides in schools and to provide parents, guardians, and employees with notice of the use of pesticides in schools, and for other purposes; to the Committee on Agriculture.

By Mr. KIRK (for himself, Mr. DAVIS of Kentucky, Mr. CARNEY, Mr. SESSIONS, Mrs. BIGGERT, Mr. TERRY, Mr. ROSKAM, Mr. GINGREY, Mr. REICHERT, Mr. KUHL of New York, Mr. GERLACH, Mr. SHAYS, Mr. SHIMKUS, Mr. BOUSTANY, Mr. TOM DAVIS of Virginia, Mr. FERGUSON, Mr. GILCHREST, Mrs. MILLER of Michigan, Mr. SAXTON, Mr. WAMP, Mr. MCCOTTER, Mr. BRADY of Texas, Mr. LINCOLN DIAZ-BALART of Florida, Mr. ENGLISH of Pennsylvania, Mr. FRELINGHUYSEN, Ms. PRYCE of Ohio, Mr. ROGERS of Michigan, Mr. TIBERI, and Mr. WELLER):

H.R. 3291. A bill to protect students and teachers; to the Committee on Education and Labor.

By Mr. KIRK (for himself and Mr. CARNEY):

H.R. 3292. A bill to amend the Elementary and Secondary Education Act of 1965 to clarify Federal requirements under that Act; to the Committee on Education and Labor.

By Mr. LAMBORN:

H.R. 3293. A bill to direct the Secretary of Homeland Security to establish an Immigration and Customs Enforcement office in El Paso County, Colorado; to the Committee on

Homeland Security, and in addition to the Committees on the Judiciary, and Ways and Means, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mrs. LOWEY (for herself, Mr. TOWNS, Ms. ROYBAL-ALLARD, Mr. DAVIS of Illinois, Ms. BORDALLO, and Ms. CARSON):

H.R. 3294. A bill to amend the Rehabilitation Act of 1973 and the Public Health Service Act to set standards for medical diagnostic equipment and to establish a program for promoting good health, disease prevention, and wellness and for the prevention of secondary conditions for individuals with disabilities, and for other purposes; to the Committee on Energy and Commerce, and in addition to the Committees on Ways and Means, and Education and Labor, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. MCCRERY (for himself and Mr. MELANCON):

H.R. 3295. A bill to amend the Public Health Service Act to modify the program for the sanctuary system for surplus chimpanzees by terminating the authority for the removal of chimpanzees from the system for research purposes; to the Committee on Energy and Commerce.

By Mr. MURPHY of Connecticut:

H.R. 3296. A bill to amend the Truth in Lending Act to establish transparency and accountability requirements for mortgage brokers, and for other purposes; to the Committee on Financial Services.

By Mr. PATRICK MURPHY of Pennsylvania (for himself, Mr. HOLDEN, Mr. ALTMIRE, Mr. DENT, Mr. MURTHA, Mr. TIM MURPHY of Pennsylvania, Mr. DOYLE, Mr. SESTAK, Mr. PITTS, Mr. PLATTS, Mr. FATTAH, Mr. KANJORSKI, Ms. SCHWARTZ, Mr. GERLACH, Mr. CARNEY, Mr. BRADY of Pennsylvania, Mr. SHUSTER, and Mr. ENGLISH of Pennsylvania):

H.R. 3297. A bill to designate the facility of the United States Postal Service located at 950 West Trenton Avenue in Morrisville, Pennsylvania, as the "Nate DeTample Post Office Building"; to the Committee on Oversight and Government Reform.

By Mr. PATRICK MURPHY of Pennsylvania (for himself and Mr. WALZ of Minnesota):

H.R. 3298. A bill to amend the Servicemembers Civil Relief Act to allow individuals called to military service to terminate or suspend certain service contracts entered into before the individual receives notice of a permanent change of station or deployment orders and to provide penalties for violations of interest rate limitations; to the Committee on Veterans' Affairs.

By Mrs. MUSGRAVE:

H.R. 3299. A bill to provide for a boundary adjustment and land conveyances involving Roosevelt National Forest, Colorado, to correct the effects of an erroneous land survey that resulted in approximately 7 acres of the Crystal Lakes Subdivision, Ninth Filing, encroaching on National Forest System land; to the Committee on Natural Resources.

By Mr. NUNES:

H.R. 3300. A bill to provide for the development of a market for coal-to-liquid fuel; to the Committee on Energy and Commerce.

By Mr. PASTOR (for himself, Mr. FLAKE, Mr. MITCHELL, and Mr. SHAD-EGG):

H.R. 3301. A bill to authorize and direct the exchange and conveyance of certain National Forest land and other land in southeast Arizona; to the Committee on Natural Resources.

By Mr. PAUL:

H.R. 3302. A bill to amend title 5, United States Code, to prohibit agencies from enforcing rules that result in a specified economic impact until the requirements of those rules are enacted into law by an Act of Congress, and for other purposes; to the Committee on the Judiciary.

By Mr. PAUL:

H.R. 3303. A bill to amend the Internal Revenue Code of 1986 to provide a tax credit for police officers and professional firefighters, and to exclude from income certain benefits received by public safety volunteers; to the Committee on Ways and Means.

By Mr. PAUL:

H.R. 3304. A bill to amend the Internal Revenue Code of 1986 to provide for a nonrefundable tax credit for law enforcement officers who purchase armor vests, and for other purposes; to the Committee on Ways and Means.

By Mr. PAUL:

H.R. 3305. A bill to provide for the safety of United States aviation and the suppression of terrorism; to the Committee on Transportation and Infrastructure, and in addition to the Committee on Homeland Security, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. ROYCE:

H.R. 3306. A bill to amend the Internal Revenue Code of 1986 to allow amounts in a health flexible spending arrangement that are unused during a plan year to be carried over to subsequent plan years or deposited into certain health or retirement plans; to the Committee on Ways and Means.

By Mr. SIREs (for himself, Mr. ANDREWS, Mr. HOLT, Mr. PALLONE, Mr. PASCRELL, Mr. PAYNE, Mr. ROTHMAN, Mr. FERGUSON, Mr. FRELINGHUYSEN, Mr. GARRETT of New Jersey, Mr. LOBIONDO, Mr. SAXTON, and Mr. SMITH of New Jersey):

H.R. 3307. A bill to designate the facility of the United States Postal Service located at 570 Broadway in Bayonne, New Jersey, as the "Dennis P. Collins Post Office Building"; to the Committee on Oversight and Government Reform.

By Mr. SOUDER (for himself, Mr. DONNELLY, Mr. ELLSWORTH, Mr. BURTON of Indiana, Mr. BUYER, Mr. HILL, Mr. PENCE, Mr. VISCLOSKEY, and Ms. CARSON):

H.R. 3308. A bill to designate the facility of the United States Postal Service located at 216 East Main Street in Atwood, Indiana, as the "Lance Corporal David K. Fribley Post Office"; to the Committee on Oversight and Government Reform.

By Mr. VAN HOLLEN (for himself, Mr. ALLEN, Mr. STARK, Mr. WELCH of Vermont, and Mr. RAHALL):

H.R. 3309. A bill to amend title XIX of the Social Security Act to require, at the option of a State, drug manufacturers to pay rebates to State prescription drug discount programs as a condition of participation in a rebate agreement for outpatient prescription drugs under the Medicaid Program; to the Committee on Energy and Commerce.

By Ms. VELAZQUEZ:

H.R. 3310. A bill to amend the Housing and Urban Development Act of 1968 to ensure improved access to employment opportunities for low-income people; to the Committee on Financial Services.

By Mr. BRADY of Pennsylvania (for himself, Mr. LANTOS, and Ms. ROSLEHTINEN):

H. Con. Res. 196. Concurrent resolution authorizing the use of the rotunda and grounds of the Capitol for a ceremony to award the Congressional Gold Medal to Tenzin Gyatso, the Fourteenth Dalai Lama; to the Committee on House Administration, and in addition to the Committee on Transportation

and Infrastructure, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. GRIJALVA:

H. Con. Res. 197. Concurrent resolution commending the Hispanic Heritage Foundation for recognizing the next generation of Latino role models for their academic achievements and community service; to the Committee on Oversight and Government Reform.

By Ms. LEE (for herself, Mr. BACA, Mr. BUTTERFIELD, Mr. CONYERS, Mr. ELLISON, Mr. GRIJALVA, Mr. HARE, Mr. HONDA, Ms. KILPATRICK, Mr. MCGOVERN, Ms. SCHAKOWSKY, Ms. SOLIS, Ms. WATSON, and Ms. WOOLSEY):

H. Con. Res. 198. Concurrent resolution expressing the sense of Congress that the United States has a moral responsibility to meet the needs of those persons, groups and communities that are impoverished, disadvantaged or otherwise in poverty; to the Committee on Oversight and Government Reform.

By Mr. AKIN (for himself, Mr. DOOLITTLE, Mrs. MYRICK, Mrs. BLACKBURN, Mr. NEUGEBAUER, Mr. MARCHANT, Mr. LAMBORN, Mr. BURGESS, Mr. SOUDER, Mr. KING of Iowa, Mr. GOHMERT, Mr. SAM JOHNSON of Texas, Mr. PRICE of Georgia, Mr. BILBRAY, Mr. KINGSTON, Mr. CARTER, Mr. WESTMORELAND, Mr. GARRETT of New Jersey, Mr. JORDAN, Mr. ROSKAM, Mr. BARTLETT of Maryland, Mr. BURTON of Indiana, Mr. PENCE, Mr. FRANKS of Arizona, and Mr. MILLER of Florida):

H. Res. 598. A resolution supporting the goals of the Ten Commandments Commission and congratulating such Commission and its supporters for their key role in promoting and ensuring recognition of the Ten Commandments as the cornerstone of Western law; to the Committee on Oversight and Government Reform.

By Mr. HASTINGS of Florida:

H. Res. 603. A resolution expressing the sense of the House of Representatives on the announcement of the Government of the Russian Federation of its intention to suspend implementation of the Treaty on Conventional Armed Forces in Europe; to the Committee on Foreign Affairs.

By Mr. MCCOTTER:

H. Res. 604. A resolution expressing the nation's sincerest appreciation and thanks for the service of the members of the 303rd Bombardment Group (Heavy) upon the occasion of the final reunion of the 303rd Bomb Group (H) Association; to the Committee on Armed Services.

By Mr. ROSKAM (for himself, Mr. ETHERIDGE, Mr. HASTINGS of Florida, Mr. GINGREY, Mr. KINGSTON, Mr. CARTER, Mr. RAMSTAD, Mr. HOLDEN, and Mr. GOODLATTE):

H. Res. 605. A resolution supporting the goals and ideals of Gold Star Mothers Day; to the Committee on Oversight and Government Reform.

#### 108.44 ADDITIONAL SPONSORS

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

H.R. 111: Mr. DAVIS of Illinois.  
 H.R. 358: Mr. FRANK of Massachusetts.  
 H.R. 538: Mr. SALAZAR.  
 H.R. 583: Mr. MARKEY.  
 H.R. 601: Mr. FORTENBERRY, Mr. ROSKAM, and Mr. KIRK.  
 H.R. 748: Mr. KILDEE, Mr. DOGGETT, Mrs. EMERSON, and Mr. DAVID DAVIS of Tennessee.

H.R. 760: Mr. DOYLE.  
 H.R. 819: Mr. BISHOP of Georgia and Mr. PASCRELL.

H.R. 900: Mrs. LOWEY.  
 H.R. 946: Ms. HIRONO and Mr. SERRANO.  
 H.R. 983: Mr. SPACE.  
 H.R. 989: Mrs. BIGGERT.  
 H.R. 1000: Mr. WELCH of Vermont, Mr. WYNN, Mr. BRADY of Pennsylvania, Mr. MELANCON, Mr. HINCHEY, and Mr. HONDA.  
 H.R. 1089: Mr. MCCOTTER.

H.R. 1125: Ms. LINDA T. SANCHEZ of California, Mr. WYNN, Mr. JOHNSON of Illinois, Mr. GOHMERT, Ms. MATSUI, Mr. SHERMAN, Mr. SMITH of New Jersey, Mr. KINGSTON, Ms. SOLIS, Mr. ROTHMAN, Mr. BOOZMAN, Mr. HASTERT, Mr. REYES, Mr. GARRETT of New Jersey, Mr. MCKEON, Mr. NEAL of Massachusetts, and Mr. DAVID DAVIS of Tennessee.

H.R. 1154: Mr. JEFFERSON, Ms. KILPATRICK, Ms. SOLIS, Ms. NORTON, Mr. HINCHEY, Ms. LINDA T. SANCHEZ of California, Mr. ISSA, Mr. ROSS, Mr. GOODE, Mr. CARDOZA, Mr. ELLSWORTH, Mr. LUCAS, Mr. COBLE, Mr. DOOLITTLE, Mr. GERLACH, Mr. TIM MURPHY of Pennsylvania, Mr. LOBIONDO, Mr. FERGUSON, Mr. MCKEON, Mr. TIAHRT, Mr. LEWIS of California, Mr. FRELINGHUYSEN, Mr. SIMPSON, Mr. MORAN of Kansas, Mr. TOM DAVIS of Virginia, Ms. WASSERMAN SCHULTZ, Mr. DANIEL E. LUNGREN of California, Mr. WAXMAN, Mr. SNYDER, Mr. GALLEGLY, Mr. DAVIS of Kentucky, Mr. REGULA, Mr. WOLF, Mr. SHAYS, Mr. MCCOTTER, Mr. WALSH of New York, Mr. MCHUGH, Mr. DAVID DAVIS of Tennessee, Mr. JORDAN, Mr. SMITH of Nebraska, Mr. KNOLLENBERG, Mr. KLINE of Minnesota, Mr. KINGSTON, Ms. ROS-LEHTINEN, Ms. PRYCE of Ohio, Mr. WHITFIELD, and Mr. BROUN of Georgia.

H.R. 1190: Mr. LINCOLN DIAZ-BALART of Florida, Mr. KENNEDY, Mr. COLE of Oklahoma, and Mr. GOHMERT.

H.R. 1216: Mr. KAGEN and Mrs. BOYDA of Kansas.

H.R. 1232: Mr. ALEXANDER, Mr. PERLMUTTER, Mr. BAKER, Mr. RANGEL, and Mr. SALAZAR.

H.R. 1236: Mr. DOYLE, Mr. DOGGETT, Ms. MCCOLLUM of Minnesota, and Mr. HINCHEY.

H.R. 1275: Ms. WASSERMAN SCHULTZ.  
 H.R. 1304: Mr. BONNER.  
 H.R. 1342: Mrs. BOYDA of Kansas.  
 H.R. 1359: Mr. HELLER.  
 H.R. 1366: Mr. GOODLATTE.  
 H.R. 1400: Mr. GOODLATTE.

H.R. 1420: Mr. COURTNEY, Mr. BRADY of Pennsylvania, and Mr. HINCHEY.

H.R. 1422: Mr. PLATTS and Mr. PAYNE.  
 H.R. 1426: Mr. HOBKSTRA.

H.R. 1440: Mr. ISSA, Mr. SNYDER, and Mr. CASTLE.

H.R. 1461: Mr. WATT.  
 H.R. 1514: Mr. OBERSTAR.  
 H.R. 1537: Mr. DAVIS of Illinois.  
 H.R. 1576: Mr. PERLMUTTER and Mrs. LOWEY.

H.R. 1609: Mr. TOM DAVIS of Virginia, Mr. LAMPSON, Mr. KENNEDY, and Ms. NORTON.

H.R. 1665: Mr. SHUSTER and Ms. SCHWARTZ.  
 H.R. 1687: Mr. MICHAUD.

H.R. 1717: Mr. BROUN of Georgia.  
 H.R. 1727: Mrs. NAPOLITANO, Mr. ALTMIRE, and Mr. KILDEE.

H.R. 1742: Mr. FERGUSON.  
 H.R. 1746: Mrs. MYRICK, Mr. ISRAEL, and Mr. ROTHMAN.

H.R. 1748: Mr. PAUL, Mr. WILSON of South Carolina, Mr. MACK, Mr. ENGLISH of Pennsylvania, and Mr. SMITH of New Jersey.

H.R. 1755: Ms. HIRONO.  
 H.R. 1767: Mr. BACHUS.

H.R. 1809: Mr. MARSHALL and Mr. MCGOVERN.

H.R. 1876: Mr. FILNER and Mr. MCCOTTER.  
 H.R. 1878: Mrs. WILSON of New Mexico.

H.R. 1881: Mr. SCHIFF, and Mr. PETERSON of Minnesota.

H.R. 1926: Mr. DELAHUNT and Mr. RUPPERSBERGER.

H.R. 1955: Mr. DENT.  
 H.R. 1959: Ms. BORDALLO.  
 H.R. 1977: Mr. SAXTON.  
 H.R. 1983: Mr. RODRIGUEZ and Mr. HARE.  
 H.R. 2005: Mr. BOUCHER and Mr. PLATTS.  
 H.R. 2015: Mr. RYAN of Ohio and Mr. HALL of New York.

H.R. 2042: Mr. DEFazio.  
 H.R. 2052: Mr. HALL of New York and Mr. SERRANO.

H.R. 2053: Mr. ELLISON, Ms. GIFFORDS, Mr. DOGGETT, and Mr. LEWIS of Georgia.

H.R. 2061: Mr. FATTAH and Ms. SCHAKOWSKY.

H.R. 2095: Mr. COSTELLO, Ms. SCHAKOWSKY, and Mr. COSTA.

H.R. 2108: Ms. SUTTON.  
 H.R. 2109: Mr. DAVID DAVIS of Tennessee.

H.R. 2169: Mrs. DAVIS of California and Mr. SCOTT of Virginia.

H.R. 2220: Mr. ALTMIRE.  
 H.R. 2255: Mr. PERLMUTTER, Mr. LOEBSACK, and Ms. BERKLEY.

H.R. 2327: Ms. SHEA-PORTER.  
 H.R. 2353: Mr. SNYDER.

H.R. 2380: Mr. BUYER.  
 H.R. 2443: Ms. SOLIS.

H.R. 2452: Ms. LEE.  
 H.R. 2495: Mr. COURTNEY.

H.R. 2518: Mr. POE.  
 H.R. 2550: Mrs. CHRISTENSEN.

H.R. 2566: Mrs. LOWEY.  
 H.R. 2668: Mr. AL GREEN of Texas.

H.R. 2677: Ms. SHEA-PORTER.  
 H.R. 2682: Mr. WILSON of Ohio, Mrs. CHRISTENSEN, Mr. TIM MURPHY of Pennsylvania, Mr. GENE GREEN of Texas, Mrs. EMERSON, Mr. GORDON, and Mr. BACHUS.

H.R. 2694: Mr. BERMAN, Mr. WYNN, Mr. HASTINGS of Florida, and Mr. PAYNE.

H.R. 2700: Mr. ALLEN.  
 H.R. 2702: Ms. BORDALLO.

H.R. 2712: Mr. BONNER, Mr. INGLIS of South Carolina, Mr. CARTER, and Mr. WAMP.

H.R. 2734: Mr. COBLE and Mrs. JO ANN DAVIS of Virginia.

H.R. 2758: Mr. HASTINGS of Florida and Mr. SIREs.

H.R. 2761: Mr. HINOJOSA.  
 H.R. 2774: Mr. LANTOS.

H.R. 2784: Mr. KING of New York, Mr. WHITFIELD, Mr. PORTER, Mrs. BLACKBURN, Mr. MCCRERY, Mr. GALLEGLY, Mrs. MUSGRAVE, Mrs. MILLER of Michigan, Mr. BOREN, and Mr. HERGER.

H.R. 2790: Ms. CARSON.  
 H.R. 2802: Mr. MURTHA, Mr. WYNN, Ms. BALDWIN, and Ms. HIRONO.

H.R. 2805: Mr. SOUDER and Mr. MARSHALL.  
 H.R. 2818: Mr. CUMMINGS, Mr. PASTOR, Mr. UDALL of Colorado, Ms. HIRONO, Ms. BERKLEY, Mr. CLYBURN, Mr. KINGSTON, Mr. MARSHALL, Mr. SPRATT, and Mr. WAMP.

H.R. 2821: Mr. BERRY.  
 H.R. 2881: Mr. CLEAVER.

H.R. 2899: Mr. BROUN of Georgia, Mr. MARSHALL, and Mr. BARROW.

H.R. 2905: Mr. YARMUTH, Mr. ALEXANDER, Mrs. WILSON of New Mexico, Mr. HAYES, Mr. LOBIONDO, Mr. ROHRBACHER, Mr. SAXTON, Mr. BAKER, Mrs. BIGGERT, Mr. BONNER, Mrs. CAPITO, Mr. CASTLE, Mr. DENT, Mr. GERLACH, Mr. GILLMOR, Mr. KING of New York, Mr. KNOLLENBERG, Mr. LATOURETTE, Mr. MICA, Mr. PORTER, Mr. REICHERT, Mr. SHAYS, Mr. THORNBERRY, Mr. WALSH of New York, Mr. YOUNG of Florida, Mr. LAHOOD, and Mr. JONES of North Carolina.

H.R. 2922: Mr. MARSHALL.  
 H.R. 2934: Mr. BOREN and Mr. EDWARDS.

H.R. 2942: Mr. DOYLE, Mr. MANZULLO, Mr. MOLLOHAN, Mr. ADERHOLT, and Mr. STUPAK.

H.R. 2943: Ms. DEGETTE, and Mr. EDWARDS.  
 H.R. 2948: Mr. BURTON of Indiana, Mr. SOUDER, and Mr. PAUL.

H.R. 2954: Mr. BAKER, and Mr. ALEXANDER.  
 H.R. 3004: Ms. HIRONO, Mr. SMITH of Nebraska, Mrs. EMERSON, Mr. MCHUGH, Mr. NUNES, Mr. PETERSON of Minnesota, Mr. RAHALL, Mr. POMEROY, Ms. Herseth Sandlin, Mr. MURTHA, and Mr. BERRY.

H.R. 3008: Mr. MAHONEY of Florida.  
 H.R. 3012: Mrs. BIGGERT.  
 H.R. 3026: Mr. MCGOVERN, Mr. SCOTT of Virginia, Ms. FOXX, Mr. DAVIS of Kentucky, Mrs. MALONEY of New York, Mr. REGULA, Mr. KINGSTON, Mr. CAMPBELL of California, Mr. MCHENRY, Mr. KING of Iowa, Mr. TURNER, Ms. WATERS, Mrs. MYRICK, and Mr. HAYES.  
 H.R. 3035: Mr. JACKSON of Illinois, Mr. ISSA, Mr. LAHOOD, Mr. YOUNG of Alaska, Ms. GIFFORDS, and Mr. RAMSTAD.  
 H.R. 3045: Ms. CARSON, Ms. CASTOR, Mr. HARE, Mr. KAGEN, Mr. LOEBSSACK, Mr. PERLMUTTER, Mr. TIERNEY, Mr. VAN HOLLEN, Ms. HIRONO, Ms. SCHAKOWSKY, Ms. SUTTON, and Mr. SIRES.  
 H.R. 3046: Mrs. LOWEY, and Mrs. MCCARTHY of New York.  
 H.R. 3084: Mr. DAVIS of Illinois.  
 H.R. 3098: Mr. ROGERS of Alabama, Mr. BONNER, and Mr. BACHUS.  
 H.R. 3103: Mr. MILLER of Florida.  
 H.R. 3109: Mr. PORTER.  
 H.R. 3114: Mr. FRANK of Massachusetts, Mr. BRADY of Pennsylvania, Ms. SOLIS, and Mr. KUHL of New York.  
 H.R. 3121: Mr. PICKERING.  
 H.R. 3138: Mr. CAMPBELL of California, Mr. PRICE of Georgia, Mr. KING of New York, Mr. CAMP of Michigan, Mr. BARRETT of South Carolina, Mr. CONAWAY, Mr. CANNON, Mr. MCCAUL of Texas, Mr. ROSKAM, Mr. CARTER, Mr. BURTON of Indiana, Mr. SHUSTER, and Mr. CHABOT.  
 H.R. 3143: Mr. GERLACH, Mr. BLUNT, and Mr. BURTON of Indiana.  
 H.R. 3145: Mr. PLATTS, and Mr. MILLER of Florida.  
 H.R. 3149: Mr. GERLACH.  
 H.R. 3157: Mrs. EMERSON.  
 H.R. 3168: Mr. TOWNS.  
 H.R. 3175: Mr. MCNULTY, Mr. STARK, and Mr. MCGOVERN.  
 H.R. 3189: Mr. DEFAZIO, Mr. GUTIERREZ, Mr. KENNEDY, and Mr. DAVIS of Illinois.  
 H.R. 3204: Mr. LEWIS of Georgia.  
 H.R. 3213: Mr. BONNER, Mr. SIMPSON, Mr. TERRY, and Mr. YOUNG of Alaska.  
 H.R. 3224: Mr. ARCURI, Mr. HALL of New York, Mr. LOBIONDO, Mr. MOORE of Kansas, Mr. CARNEY, Ms. BERKLEY, Mr. ABERCROMBIE, Mr. COSTA, and Mr. BOUGHER.  
 H.R. 3245: Mr. CULBERSON.  
 H.R. 3269: Mr. REICHERT, Mrs. EMERSON, Mr. SHAYS, Mr. WALSH of New York, and Mr. MCHUGH.  
 H.J. Res. 16: Mr. TANCREDO.  
 H.J. Res. 40: Mr. WELCH of Vermont.  
 H.J. Res. 47: Mr. REYES and Mr. BACA.  
 H. Con. Res. 37: Mr. CAMPBELL of California.  
 H. Con. Res. 75: Mr. MORAN of Kansas.  
 H. Con. Res. 134: Mr. BUTTERFIELD, Mr. CLAY, Mr. BISHOP of Georgia, Ms. NORTON, Mr. PAYNE, Mr. MEEK of Florida, Mr. TOWNS, Mr. SCOTT of Virginia, Mr. CONYERS, Mr. AL GREEN of Texas, Mr. JEFFERSON, and Mr. JOHNSON of Georgia.  
 H. Con. Res. 154: Mr. BURTON of Indiana.  
 H. Con. Res. 162: Ms. BERKLEY.  
 H. Con. Res. 181: Mrs. DAVIS of California and Mr. ROGERS of Alabama.  
 H. Con. Res. 183: Mr. COSTA.  
 H. Con. Res. 193: Mr. WILSON of Ohio, Mr. ALLEN, Mr. HILL, Mr. KAGEN, Mr. BOREN, Mr. MURTHA, and Mr. MILLER of Florida.  
 H. Res. 111: Mr. KING of Iowa, Mr. ALEXANDER, Mr. DOYLE, Mr. PAYNE, and Mr. WYNN.  
 H. Res. 169: Mr. BOSWELL.  
 H. Res. 333: Ms. BALDWIN and Mr. PAYNE.  
 H. Res. 356: Mr. ACKERMAN.  
 H. Res. 389: Mr. MILLER of North Carolina.  
 H. Res. 405: Ms. LEE.  
 H. Res. 443: Ms. BORDALLO, Ms. HERSETH SANDLIN, and Mr. GUTIERREZ.  
 H. Res. 457: Mr. INGLIS of South Carolina.  
 H. Res. 497: Mr. INGLIS of South Carolina.  
 H. Res. 508: Mr. HASTERT and Mr. SHERMAN.

H. Res. 548: Ms. LINDA T. SANCHEZ of California, Mr. FERGUSON, Mr. SCOTT of Georgia, and Mr. GONZALEZ.

H. Res. 555: Mr. HIGGINS, Ms. NORTON, Mr. TOWNS, and Mr. BARROW.

H. Res. 557: Mr. MARSHALL and Mrs. MCMORRIS RODGERS.

H. Res. 563: Mrs. JONES of Ohio, Ms. EDDIE BERNICE JOHNSON of Texas, Ms. WATSON, Ms. LEE, Mr. PAYNE, Mrs. CHRISTENSEN, Mr. WATT, Mr. SCOTT of Georgia, Mr. THOMPSON of Mississippi, Ms. MOORE of Wisconsin, Mr. CLYBURN, Mr. HASTINGS of Florida, Ms. WATERS, Mr. JEFFERSON, Ms. KILPATRICK, Mr. CUMMINGS, Mr. AL GREEN of Texas, Mr. CLAY, Mr. LEWIS of Georgia, Mr. DAVIS of Illinois, Mr. DAVIS of Alabama, Mr. OBERSTAR, Mr. ELLISON, Mr. TOWNS, Mr. MEEKS of New York, Ms. JACKSON-LEE of Texas, and Mr. BUTTERFIELD.

H. Res. 564: Ms. SCHAKOWSKY and Ms. WATSON.

H. Res. 572: Mr. DAVIS of Illinois.

H. Res. 576: Mr. MATHESON.

H. Res. 583: Ms. BORDALLO and Ms. SHEA-PORTER.

H. Res. 589: Mr. GRIJALVA, Mr. FRANK of Massachusetts, Ms. BERKLEY, Ms. BALDWIN, and Mrs. TAUSCHER.

### THURSDAY, AUGUST 2, 2007 (109)

#### ¶109.1 APPOINTMENT OF SPEAKER PRO TEMPORE

The House was called to order by the SPEAKER pro tempore, Mr. HOLDEN, who laid before the House the following communication:

WASHINGTON, DC,

August 2, 2007.

I hereby appoint the Honorable TIM HOLDEN to act as Speaker pro tempore on this day.

NANCY PELOSI,

*Speaker of the House of Representatives.*

#### ¶109.2 APPROVAL OF THE JOURNAL

The SPEAKER pro tempore, Mr. HOLDEN, announced he had examined and approved the Journal of the proceedings of Wednesday, August 1, 2007.

Mr. POE, pursuant to clause 1, rule I, demanded a vote on agreeing to the Chair's approval of the Journal.

The question being put, *viva voce*,

Will the House agree to the Chair's approval of said Journal?

The SPEAKER pro tempore, Mr. HOLDEN, announced that the yeas had it.

Mr. POE objected to the vote on the ground that a quorum was not present and not voting.

The SPEAKER pro tempore, Mr. HOLDEN, pursuant to clause 8, rule XX, announced that further proceedings on the question were postponed.

The point of no quorum was considered as withdrawn.

#### ¶109.3 COMMUNICATIONS

Executive and other communications, pursuant to clause 8, rule XII, were referred as follows:

2845. A letter from the Administrator, Department of Agriculture, transmitting the Department's final rule — Dairy Product Mandatory Reporting [Doc. # AMS-07-0047; DA-06-07] (RIN: 0581-AC66) received July 30, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

2846. A letter from the Congressional Review Coordinator, Department of Agriculture, transmitting the Department's final rule — Gypsy Moth Generally Infested Areas; Addition of Counties in Ohio and West Virginia [Docket No. APHIS-2006-0116] received July 27, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

2847. A letter from the Congressional Review Coordinator, Department of Agriculture, transmitting the Department's final rule — Export Certification for Wood Packaging Material [Docket No. APHIS-2006-0122] (RIN: 0579-AC43) received July 30, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

2848. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Quillaja Saponaria Extract; Exemption from the Requirement of a Tolerance [EPA-HQ-OPP-2007-0289; FRL-8136-6] received July 30, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

2849. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Bromoxynil, Diclofop-methyl, Dicofol, Diquat, Etridiazole, et al.; Tolerance Actions [EPA-HQ-OPP-2004-0154; FRL-8139-5] received July 30, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

2850. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Rimsulfuron; Pesticide Tolerance [EPA-HQ-OPP-2006-0209; FRL-8139-1] received July 26, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

2851. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Chlorthaloniol; Pesticide Tolerance [EPA-HQ-OPP-2004-0257; FRL-8127-9] received July 26, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

2852. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Thiamethoxam; Pesticide Tolerance [EPA-HQ-OPP-2006-0523; FRL-8133-6] received June 19, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

2853. A letter from the Chief Counsel, FEMA, Department of Homeland Security, transmitting the Department's final rule — Final Flood Elevation Determinations — received July 30, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Financial Services.

2854. A letter from the Chief Counsel, FEMA, Department of Homeland Security, transmitting the Department's final rule — Changes in Flood Elevation Determinations [Docket No. FEMA-B-7722] received July 30, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Financial Services.

2855. A letter from the Chief Counsel, FEMA, Department of Homeland Security, transmitting the Department's final rule — Changes in Flood Elevation Determinations [Docket No. FEMA-B-7722] received July 30, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Financial Services.

2856. A letter from the Chief Counsel, FEMA, Department of Homeland Security, transmitting the Department's final rule — Changes in Flood Elevation Determinations [Docket No. FEMA-B-7716] received July 30, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Financial Services.

2857. A letter from the Chief Counsel, FEMA, Department of Homeland Security,

transmitting the Department's final rule — Changes in Flood Elevation Determinations — received July 30, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Financial Services.

2858. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Approval and Promulgation of Implementation Plans; State of Iowa [EPA-R07-OAR-2007-0477; FRL-8448-5] received July 30, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

2859. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Approval and Promulgation of Air Quality Implementation Plans; Pennsylvania; Attainment Determination, Redesignation of the Franklin County Ozone Nonattainment Area to Attainment and Approval of the Area's Maintenance Plan and 2002 Base Year Inventory [EPA-R03-OAR-2007-0174; FRL-8445-6] received July 30, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

2860. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Revisions to the California State Implementation Plan, Sacramento Metropolitan Air Quality Management District and San Joaquin Valley Air Pollution Control District [EPA-R09-OAR-2007-0462; FRL-8442-4] received July 26, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

2861. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Approval and Promulgation of Implementation Plans; Texas; Clean Air Interstate Rule Nitrogen Oxides Annual Trading Program [EPA-R06-OAR-2007-0252; FRL-8446-3] received July 26, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

2862. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Approval and Promulgation of Air Quality Implementation Plans; Pennsylvania; Redesignation of the Johnstown (Cambria County) Ozone Nonattainment Area to Attainment and Approval of the Area's Maintenance Plan and 2002 Base Year Inventory [EPA-R03-OAR-2007-0324; FRL-8447-7] received July 26, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

2863. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Approval and Promulgation of Air Quality Implementation Plans; Indiana [EPA-R05-OAR-2007-0292; FRL-8442-9] received July 26, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

2864. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Approval and Promulgation of Air Quality Implementation Plans; Pennsylvania; Redesignation of the Altoona 8-Hour Ozone Nonattainment Area to Attainment and Approval of the Area's Maintenance Plan and 2002 Base Year Inventory [EPA-R03-OAR-2007-0245; FRL-8446-9] received July 26, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

2865. A letter from the Acting Director Office of Sustainable Fisheries, NMFS, National Oceanic and Atmospheric Administration, transmitting the Administration's final rule — Magnuson-Stevens Fishery Conservation and Management Act Provisions; Fish-

eries of the Northeastern United States; Northeast (NE) Multispecies Fishery; Closure of the Eastern U.S./Canada Area [Dock- et No. 040112010-4114-02] (RIN: 0648-XA92) received July 30, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Natural Resources.

2866. A letter from the Writer/Editor, Department of Justice, transmitting the Department's final rule — Searches of Housing Units, Inmates, and Inmate Work Areas; Electronic Devices [BOP-1089-F] (RIN: 1120-AA90) received July 30, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on the Judiciary.

2867. A letter from the Attorney Advisor, Department of Homeland Security, transmitting the Department's final rule — Coast Guard Sector, Marine Inspection Zone, and Captain of the Port Zone Structure; Technical Amendment [USCG-2006-25556] (RIN: 1625-AB07) received July 19, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

2868. A letter from the Acting Assistant Administrator for Procurement, National Aeronautics and Space Administration, transmitting the Administration's final rule — NASA Grant and Cooperative Agreement Handbook-Individual Procurement Action Reports (NF 507). (RIN: 2700-AD34) received July 30, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Science and Technology.

2869. A letter from the Deputy General Counsel, Small Business Administration, transmitting the Administration's final rule — Surety Bond Guarantee Program-Preferred Surety Qualification, Increased Guarantee for Veteran and Service-Disabled Veteran-Owned Business, Deadline for Payment of Guarantee Fees, Denial of Liability, and Technical Amendments (RIN: 3245-AF39) received July 30, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Small Business.

2870. A letter from the Chief, Publications and Regulations Branch, Internal Revenue Service, transmitting the Service's final rule — Weighted Average Interest Rates Update [Notice 2007-61] received July 27, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

2871. A letter from the Chief, Publications and Regulations, Internal Revenue Service, transmitting the Service's final rule — 26 CFR 601.201: Rulings and determination letters. (Also Part 1, 102.) (Rev. Proc. 2007-39) received July 30, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

2872. A letter from the Chief, Publications and Regulations Branch, Internal Revenue Service, transmitting the Service's final rule — Deemed IRAs in Governmental Plans/Qualified Nonbank Trustee Rules [TD 9331] (RIN: 1545-BG46) received July 30, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

#### ¶109.4 PROVIDING FOR CONSIDERATION OF H.R. 3159

Ms. SLAUGHTER, by direction of the Committee on Rules, called up the following resolution (H. Res. 601):

*Resolved*, That upon the adoption of this resolution it shall be in order to consider in the House the bill (H.R. 3159) to mandate minimum periods of rest and recuperation for units and members of the regular and reserve components of the Armed Forces between deployments for Operation Iraqi Freedom or Operation Enduring Freedom. All points of order against consideration of the bill are waived except those arising under clause 9 or 10 of rule XXI. The amendment in the nature of a substitute recommended by the Committee on Armed Services now print-

ed in the bill shall be considered as adopted. The bill, as amended, shall be considered as read. All points of order against provisions of the bill, as amended, are waived. The previous question shall be considered as ordered on the bill, as amended, to final passage without intervening motion except: (1) one hour of debate equally divided and controlled by the chairman and ranking minority member of the Committee on Armed Services; and (2) one motion to recommit with or without instructions.

SEC. 2. During consideration of H.R. 3159 pursuant to this resolution, notwithstanding the operation of the previous question, the Chair may postpone further consideration of the bill to such time as may be designated by the Speaker.

When said resolution was considered.

After debate,

On motion of Ms. SLAUGHTER, the previous question was ordered on the resolution to its adoption or rejection.

The question being put, *viva voce*,

Will the House now order the previous question?

The SPEAKER pro tempore, Mr. HOLDEN, announced that the nays had it.

Ms. SLAUGHTER demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Mr. HOLDEN, pursuant to clause 8, rule XX, announced that further proceedings on the question were postponed.

#### ¶109.5 PROVIDING FOR CONSIDERATION OF H.R. 2272

Ms. SUTTON, by direction of the Committee on Rules, called up the following resolution (H. Res. 602):

*Resolved*, That upon adoption of this resolution it shall be in order to consider the conference report to accompany the bill (H.R. 2272) to invest in innovation through research and development, and to improve the competitiveness of the United States. All points of order against the conference report and against its consideration are waived. The conference report shall be considered as read.

When said resolution was considered.

After debate,

Ms. SUTTON moved the previous question on the resolution to its adoption or rejection.

The question being put, *viva voce*,

Will the House now order the previous question?

The SPEAKER pro tempore, Mr. HOLDEN, announced that the yeas had it.

Mr. HASTINGS of Washington, demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The vote was taken by electronic device.



It was decided in the affirmative { Yeas ..... 225 Nays ..... 198

¶109.6

[Roll No. 791]

YEAS—225

Abercrombie, Ackerman, Allen, Altmire, Andrews, Arcuri, Baca, Baird, Baldwin, Bean, Becerra, Berkeley, Berman, Berry, Bishop (GA), Bishop (NY), Blumenauer, Boren, Boswell, Boucher, Boyd (FL), Boyda (KS), Brady (PA), Braley (IA), Brown, Corrine, Butterfield, Capps, Capuano, Cardoza, Carnahan, Carney, Carson, Castor, Chandler, Clay, Cleaver, Clyburn, Cohen, Conyers, Cooper, Costa, Costello, Courtney, Cramer, Crowley, Cuellar, Cummings, Davis (AL), Davis (CA), Davis (IL), Davis, Lincoln, DeFazio, DeGette, Delahunt, DeLauro, Dicks, Dingell, Doggett, Donnelly, Doyle, Edwards, Ellsworth, Emanuel, Engel, Eshoo, Etheridge, Farr, Fattah, Filner, Frank (MA), Giffords, Gillibrand, Gonzalez, Gordon, Green, Al, Green, Gene, Grijalva, Gutierrez, Hall (NY), Hare, Harman, Hastings (FL), Herse, Herse, Hirono, Hinojosa, Hooley, Hoyer, Inslee, Israel, Jackson (IL), Jackson (KS), Jackson-Lee (TX), Jefferson, Johnson (GA), Johnson, E. B., Jones (OH), Kagen, Kanjorski, Kaptur, Kennedy, Kildee, Kilpatrick, Kind, Klein (FL), Kucinich, Lampson, Langevin, Lantos, Larsen (WA), Larson (CT), Levin, Lewis (GA), Lipinski, Loeb, Lofgren, Z, Lowey, Lynch, Mahoney (FL), Maloney (NY), Markey, Marshall, Matheson, Matsui, McCarthy (NY), McCollum (MN), McDermott, McGovern, McIntyre, McNerney, Meek (FL), Meeke (NY), Melancon, Michaud, Miller (NC), Miller, George, Mitchell, Mollohan, Moore (KS), Moore (WI), Moran (VA), Murphy (CT), Murphy, Patrick, Murtha, Nadler, Napolitano, Neal (MA), Oberstar, Obey, Ortiz, Pallone, Pascrell, Pastor, Payne, Perlmutter, Peterson (MN), Pomeroy, Price (NC), Rahall, Rangel, Reyes, Rodriguez, Ross, Rothman, Roybal-Allard, Ruppersberger, Rush, Ryan (OH), Salazar, Sanchez, Linda T., Sanchez, Loretta, Sarbanes, Schakowsky, Schiff, Schwartz, Scott (VA), Serrano, Sestak, Shea-Porter, Sherman, Shuler, Sires, Skelton, Slaughter, Smith (WA), Snyder, Solis, Space, Spratt, Stark, Stupak, Sutton, Tanner, Tauscher, Taylor, Thompson (CA), Thompson (MS), Tierney, Towns, Udall (CO), Udall (NM), Van Hollen, Velazquez, Visclosky, Walz (MN), Wasserman, Schultz, Waters, Watson, Watt, Waxman, Weiner, Welch (VT), Wexler, Wilson (OH), Woolsey, Wu, Wynn, Yarmuth

NAYS—198

Aderholt, Akin, Alexander, Bachmann, Bachus, Baker, Barrett (SC), Barrow, Bartlett (MD), Barton (TX), Biggart, Bilbray, Bilirakis, Bishop (UT), Blackburn, Blunt, Boehner, Bonner, Bono, Boozman, Boustany, Barrett (SC), Barrow, Bartlett (MD), Barton (TX), Biggart, Bilbray, Bilirakis, Bishop (UT), Blackburn, Calvert, Camp (MI), Campbell (CA), Cannon, Cantor, Capito, Carter, Castle, Chabot, Coble, Cole (OK), Conaway, Conaway, Culberson, Davis (KY), Davis, David, Calvert, Camp (MI), Campbell (CA), Cannon, Cantor, Capito, Carter, Castle, Chabot, Coble, Cole (OK), Conaway, Conaway, Culberson, Davis (KY), Davis, David

Davis, Tom, Deal (GA), Dent, Diaz-Balart, L., Diaz-Balart, M., Doolittle, Drake, Dreier, Duncan, Ehlers, Emerson, English (PA), Everett, Fallon, Feeney, Ferguson, Flake, Forbes, Fortenberry, Fossella, Fox, Franks (AZ), Frelinghuysen, Gallegly, Garrett (NJ), Gerlach, Gilchrest, Gillmor, Ruppberger, Gohmert, Goode, Goodlatte, Granger, Graves, Hall (TX), Hastert, Hastings (WA), Hayes, Heller, Hensarling, Herger, Hobson, Hoekstra, Hulshof, Hunter, Inglis (SC), Issa, Jindal, Johnson (IL), Jones (NC), Jordan, Keller, King (IA), King (NY), Kingston, Kirk, Kline (MN), Knollenberg, Kuhl (NY), LaHood, Lamborn, Latham, LaTourette, Lewis (CA), Lewis (KY), Linder, LoBiondo, Lucas, Lungren, Daniel E., Mack, Manzullo, Marchant, McCauly (CA), McCaul (TX), McCotter, McCrery, McHenry, McHugh, McKeon, McMorris, Rodgers, Mica, Miller (FL), Miller (MI), Miller, Gary, Moran (KS), Murphy, Tim, Musgrave, Myrick, Neugebauer, Nunes, Pearce, Pence, Peterson (PA), Petri, Pickering, Pitts, Platts, Poe, Porter, Price (GA), Pryce (OH), Putnam, Radanovich, Ramstad, Regula, Rehberg, Reichert, Renzi, Reynolds, Rogers (AL), Rogers (KY), Rogers (MI), Rohrabacher, Ros-Lehtinen, Roskam, Royce, Ryan (WI), Sali, Saxton, Schmidt, Sensenbrenner, Sessions, Shadegg, Shays, Shimkus, Shuster, Simpson, Smith (NE), Smith (NJ), Smith (TX), Souder, Stearns, Sullivan, Tancredo, Terry, Thornberry, Tiahrt, Tiberi, Turner, Upton, Walberg, Walden (OR), Walsh (NY), Wamp, Weldon (FL), Weller, Westmoreland, Whitfield, Wicker, Wilson (NM), Wilson (SC), Wolf, Young (AK), Young (FL)

NOT VOTING—9

Clarke, Crenshaw, Cubin, Davis, Jo Ann, Ellison, Johnson, Sam, Lee, Olver, Paul

So the previous question on the resolution was ordered.

The question being put, viva voce, Will the House agree to said resolution?

The SPEAKER pro tempore, Mr. HOLDEN, announced that the yeas had it.

Mr. HASTINGS of Washington, demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The vote was taken by electronic device.

It was decided in the affirmative { Yeas ..... 229 Nays ..... 194

¶109.7

[Roll No. 792]

YEAS—229

Abercrombie, Ackerman, Allen, Altmire, Andrews, Arcuri, Baca, Baird, Baldwin, Barrow, Bean, Becerra, Berkeley, Berman, Berry, Bishop (GA), Bishop (NY), Blumenauer, Boren, Boswell, Boucher, Boyd (FL), Boyda (KS), Brady (PA), Braley (IA), Brown, Corrine, Brown, Corrine, Butterfield, Capps, Capuano, Cardoza, Carnahan, Carney, Carson, Castor, Chandler, Clay, Cleaver, Clyburn, Cohen, Conyers, Cooper, Costa, Costello, Courtney, Cramer, Crowley, Cuellar, Cummings, Davis (AL), Davis (CA), Davis (IL), Davis, Lincoln, DeFazio, DeGette, Delahunt, DeLauro, Dicks, Dingell, Doggett, Donnelly, Doyle, Edwards, Ellsworth, Emanuel, Engel, Eshoo, Etheridge, Farr, Fattah, Filner, Frank (MA), Giffords, Gillibrand, Gonzalez, Gordon, Green, Al, Green, Gene, Grijalva, Gutierrez, Hall (NY), Hare, Harman, Hastings (FL), Herse, Herse, Hirono, Hinojosa, Hooley, Hoyer, Inslee, Israel, Jackson (IL), Jackson (KS), Jackson-Lee (TX), Jefferson, Johnson (GA), Johnson, E. B., Jones (OH), Kagen, Kanjorski, Kaptur, Kennedy, Kildee, Kilpatrick, Kind, Klein (FL), Kucinich, Lampson, Langevin, Lantos, Larsen (WA), Larson (CT), Levin, Lewis (GA), Lipinski, Loeb, Lofgren, Z, Lowey, Lynch, Mahoney (FL), Maloney (NY), Markey, Marshall, Matheson, Matsui, McCarthy (NY), McCollum (MN), McDermott, McGovern, McIntyre, McNerney, Meek (FL), Meeke (NY), Melancon, Michaud, Miller (NC), Miller, George, Mitchell, Mollohan, Moore (KS), Moore (WI), Moran (VA), Murphy (CT), Murphy, Patrick, Murtha, Nadler, Napolitano, Neal (MA), Oberstar, Obey, Ortiz, Pallone, Pascrell, Pastor, Payne, Perlmutter, Peterson (MN), Petri, Pomeroy, Price (NC), Rahall, Rangel, Reyes, Aderholt, Akin, Alexander, Bachmann, Bachus, Baker, Barrett (SC), Bartlett (MD), Barton (TX), Biggart, Bilbray, Bilirakis, Bishop (UT), Blackburn, Blunt, Boehner, Bonner, Bono, Boozman, Boustany, Brady (TX), Broun (GA), Brown (SC), Brown-Waite, Ginny, Buchanan, Burgess, Burton (IN), Buyer, Calvert, Camp (MI), Campbell (CA), Cantor, Capito, Carter, Castle, Chabot, Coble, Cole (OK), Conaway, Conaway, Culberson, Davis (KY), Davis, David

Rodriguez, Ross, Rothman, Roybal-Allard, Ruppersberger, Rush, Ryan (OH), Salazar, Sanchez, Linda T., Sanchez, Loretta, Sarbanes, Schakowsky, Schiff, Schwartz, Scott (GA), Scott (VA), Serrano, Sestak, Shea-Porter, Sherman, Shuler, Sires, Skelton, Slaughter, Smith (WA), Snyder, Solis, Space, Spratt, Stark, Stupak, Sutton, Tanner, Tauscher, Taylor, Thompson (CA), Thompson (MS), Tierney, Towns, Udall (CO), Udall (NM), Van Hollen, Velazquez, Visclosky, Walz (MN), Wasserman, Schultz, Waters, Watson, Watt, Waxman, Weiner, Welch (VT), Wexler, Wilson (OH), Wolf, Woolsey, Wu, Wynn, Yarmuth

NAYS—194

Castle, Chabot, Coble, Cole (OK), Conaway, Culberson, Davis (KY), Davis, David, Davis, Tom, Deal (GA), Dent, Diaz-Balart, L., Diaz-Balart, M., Doolittle, Drake, Dreier, Duncan, Emerson, English (PA), Everett, Johnson (IL), Jones (NC), Jordan, Keller, King (IA), King (NY), Kingston, Kirk, Kline (MN), Knollenberg, Kuhl (NY), LaHood, Lamborn, Latham, LaTourette, Aderholt, Akin, Alexander, Bachmann, Bachus, Baker, Barrett (SC), Bartlett (MD), Barton (TX), Biggart, Bilbray, Bilirakis, Bishop (UT), Blackburn, Blunt, Boehner, Bonner, Bono, Boozman, Boustany, Brady (TX), Broun (GA), Brown (SC), Brown-Waite, Ginny, Buchanan, Burgess, Burton (IN), Buyer, Calvert, Camp (MI), Campbell (CA), Cantor, Capito, Carter, Castle, Chabot, Coble, Cole (OK), Conaway, Conaway, Culberson, Davis (KY), Davis, David

Lewis (CA) Pence  
 Lewis (KY) Peterson (PA)  
 Linder Pickering  
 LoBiondo Pitts  
 Lucas Platts  
 Lungren, Daniel Poe  
 E. Porter  
 Mack Price (GA)  
 Manzullo Pryce (OH)  
 Marchant Putnam  
 McCarthy (CA) Radanovich  
 McCaul (TX) Ramstad  
 McCotter Regula  
 McCreary Rehberg  
 McHenry Reichert  
 McHugh Renzi  
 McKeon Reynolds  
 McMorris Rogers (AL)  
 Rodgers Rogers (KY)  
 Mica Rogers (MI)  
 Miller (FL) Rohrabacher  
 Miller (MI) Ros-Lehtinen  
 Miller, Gary Roskam  
 Moran (KS) Royce  
 Murphy, Tim Ryan (WI)  
 Musgrave Sali  
 Myrick Saxton  
 Neugebauer Schmidt  
 Nunes Sensenbrenner  
 Paul Sessions  
 Pearce Shadegg

Shays  
 Shimkus  
 Shuster  
 Simpson  
 Smith (NE)  
 Smith (NJ)  
 Smith (TX)  
 Souder  
 Stearns  
 Sullivan  
 Tancredo  
 Terry  
 Thornberry  
 Tiahrt  
 Tiberi  
 Turner  
 Upton  
 Walden (OR)  
 Walsh (NY)  
 Wamp  
 Weldon (FL)  
 Weller  
 Westmoreland  
 Whitfield  
 Wicker  
 Wilson (NM)  
 Wilson (SC)  
 Young (AK)  
 Young (FL)

Gonzalez  
 Gordon  
 Green, Al  
 Green, Gene  
 Grijalva  
 Gutierrez  
 Hall (NY)  
 Hare  
 Harman  
 Hastings (FL)  
 Herseth Sandlin  
 Higgins  
 Hill  
 Hinchey  
 Hinojosa  
 Hirono  
 Hodes  
 Holden  
 Holt  
 Honda  
 Hooley  
 Hoyer  
 Inslee  
 Israel  
 Jackson (IL)  
 Jackson-Lee  
 (TX)  
 Jefferson  
 Johnson (GA)  
 Johnson, E. B.  
 Jones (OH)  
 Kagen  
 Kanjorski  
 Kaptur  
 Kennedy  
 Kildee  
 Kilpatrick  
 Kind  
 Klein (FL)  
 Kucinich  
 Lampson  
 Langevin  
 Lantos  
 Larsen (WA)  
 Larson (CT)  
 Lee  
 Levin  
 Lewis (GA)  
 Lipinski  
 Loeb sack  
 Lofgren, Zoe  
 Lowey

Lynch  
 Mahoney (FL)  
 Maloney (NY)  
 Markey  
 Matheson  
 Matsui  
 McCarthy (NY)  
 McCollum (MN)  
 McDermott  
 McGovern  
 McIntyre  
 McNerney  
 McNulty  
 Meek (FL)  
 Meeks (NY)  
 Michaud  
 Miller (NC)  
 Miller, George  
 Mitchell  
 Mollohan  
 Moore (KS)  
 Moore (WI)  
 Moran (VA)  
 Murphy (CT)  
 Murphy, Patrick  
 Murtha  
 Nadler  
 Napolitano  
 Neal (MA)  
 Oberstar  
 Obey  
 Olver  
 Ortiz  
 Pallone  
 Pascrell  
 Pastor  
 Payne  
 Perlmutter  
 Peterson (MN)  
 Pomeroy  
 Price (NC)  
 Rahall  
 Rangel  
 Reyes  
 Rodriguez  
 Ross  
 Rothman  
 Roybal-Allard  
 Ruppersberger  
 Rush  
 Ryan (OH)  
 Salazar

Sánchez, Linda  
 T.  
 Sanchez, Loretta  
 Sarbanes  
 Schakowsky  
 Schiff  
 Schwartz  
 Scott (GA)  
 Scott (VA)  
 Serrano  
 Sestak  
 Shea-Porter  
 Sherman  
 Shuler  
 Sires  
 Skelton  
 Slaughter  
 Smith (WA)  
 Snyder  
 Solis  
 Space  
 Spratt  
 Stark  
 Stupak  
 Sutton  
 Tanner  
 Tauscher  
 Taylor  
 Thompson (CA)  
 Thompson (MS)  
 Tierney  
 Towns  
 Udall (CO)  
 Udall (NM)  
 Van Hollen  
 Velázquez  
 Visclosky  
 Walz (MN)  
 Wasserman  
 Schultz  
 Waters  
 Watson  
 Watt  
 Waxman  
 Weiner  
 Welch (VT)  
 Wexler  
 Wilson (OH)  
 Woolsey  
 Wu  
 Wynn  
 Yarmuth

Nunes  
 Paul  
 Pearce  
 Pence  
 Peterson (PA)  
 Petri  
 Pickering  
 Pitts  
 Platts  
 Poe  
 Porter  
 Price (GA)  
 Pryce (OH)  
 Rogers (MI)  
 Putnam  
 Radanovich  
 Ramstad  
 Regula  
 Rehberg  
 Reichert  
 Renzi  
 Reynolds  
 Rogers (AL)

Rogers (KY)  
 Rogers (MI)  
 Rohrabacher  
 Ros-Lehtinen  
 Roskam  
 Royce  
 Ryan (WI)  
 Sali  
 Saxton  
 Schmidt  
 Sensenbrenner  
 Sessions  
 Shadegg  
 Shays  
 Shimkus  
 Shuster  
 Simpson  
 Smith (NE)  
 Smith (NJ)  
 Smith (TX)  
 Souder  
 Stearns

Sullivan  
 Tancredo  
 Terry  
 Thornberry  
 Tiahrt  
 Tiberi  
 Turner  
 Upton  
 Walberg  
 Walden (OR)  
 Walsh (NY)  
 Wamp  
 Shadegg  
 Weller  
 Westmoreland  
 Whitfield  
 Wicker  
 Wilson (NM)  
 Wilson (SC)  
 Wolf  
 Young (AK)  
 Young (FL)

NOT VOTING—6

Clarke  
 Crenshaw

Cubin  
 Davis, Jo Ann

Ellison  
 Johnson, Sam

So the previous question on the resolution was ordered.

The question being put, viva voce, Will the House agree to said resolution?

The SPEAKER pro tempore, Mr. HOLDEN, announced that the yeas had it.

Mr. DREIER demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The vote was taken by electronic device.

It was decided in the { Yeas ..... 224 affirmative ..... } Nays ..... 200

¶109.10 [Roll No. 794]

YEAS—224

Abercrombie  
 Ackerman  
 Allen  
 Altmire  
 Andrews  
 Arcuri  
 Baca  
 Baldwin  
 Barrow  
 Bean  
 Becerra  
 Berkley  
 Berman  
 Berry  
 Bishop (GA)  
 Bishop (NY)  
 Blumenauer  
 Boren  
 Boswell  
 Boucher  
 Boyd (FL)  
 Boyda (KS)  
 Brady (PA)  
 Braley (IA)

Brown, Corrine  
 Butterfield  
 Capuano  
 Cardoza  
 Carnahan  
 DeLauro  
 Carson  
 Castor  
 Chandler  
 Clay  
 Cleaver  
 Clyburn  
 Cohen  
 Conyers  
 Cooper  
 Costa  
 Costello  
 Courtney  
 Cramer  
 Crowley  
 Boyda (KS)  
 Brady (PA)  
 Braley (IA)

Davis (CA)  
 Davis (IL)  
 Davis, Lincoln  
 DeFazio  
 DeGette  
 Delahunt  
 DeLauro  
 Dicks  
 Dingell  
 Doggett  
 Donnelly  
 Doyle  
 Edwards  
 Ellsworth  
 Emanuel  
 Engel  
 Eshoo  
 Etheridge  
 Farr  
 Fattah  
 Filner  
 Frank (MA)  
 Giffords  
 Gillibrand

Israel  
 Jackson (IL)  
 Jackson-Lee  
 (TX)  
 Jefferson  
 Johnson (GA)  
 Johnson, E. B.  
 Jones (NC)  
 Jones (OH)  
 Kagen  
 Kanjorski  
 Kaptur  
 Kennedy  
 Kildee  
 Kilpatrick  
 Kind  
 Klein (FL)  
 Kucinich  
 Lampson  
 Langevin  
 Lantos  
 Larsen (WA)  
 Larson (CT)  
 Lee  
 Levin  
 Lewis (GA)  
 Lipinski  
 Loeb sack  
 Lofgren, Zoe  
 Lowey  
 Lynch  
 Mahoney (FL)  
 Maloney (NY)  
 Markey  
 Matheson  
 Matsui  
 McCarthy (NY)  
 McCollum (MN)  
 McDermott  
 McGovern  
 McIntyre  
 McNerney  
 Holden  
 Holt  
 Honda  
 Hooley  
 Hoyer  
 Inslee

NAYS—201

Aderholt  
 Akin  
 Alexander  
 Bachmann  
 Bachus  
 Baker  
 Barrett (SC)  
 Barrow  
 Bartlett (MD)  
 Barton (TX)  
 Biggert  
 Bilbray  
 Bilirakis  
 Bishop (UT)  
 Blackburn  
 Blunt  
 Boehner  
 Bonner  
 Bono  
 Boozman  
 Boustany  
 Brady (TX)  
 Broun (GA)  
 Brown (SC)  
 Brown-Waite,  
 Ginny  
 Buchanan  
 Burgess  
 Burton (IN)  
 Buyer  
 Calvert  
 Camp (MI)  
 Campbell (CA)  
 Cannon  
 Cantor  
 Capito  
 Carter  
 Castle  
 Chabot  
 Coble  
 Cole (OK)  
 Conaway  
 Culberson  
 Hunter  
 Davis, David  
 Davis, Tom

Deal (GA)  
 Dent  
 Diaz-Balart, L.  
 Diaz-Balart, M.  
 Doolittle  
 Drake  
 Dreier  
 Duncan  
 Ehlers  
 Emerson  
 English (PA)  
 Everett  
 Fallin  
 Feeney  
 Ferguson  
 Flake  
 Forbes  
 Fortenberry  
 Fossella  
 Foy  
 Franks (AZ)  
 Frelinghuysen  
 Gallegly  
 Garrett (NJ)  
 Gerlach  
 Gilchrist  
 Gillmor  
 Gingrey  
 Gohmert  
 Goode  
 Goodlatte  
 Granger  
 Graves  
 Hall (TX)  
 Hastert  
 Hastings (WA)  
 Hayes  
 Heller  
 Hensarling  
 Herger  
 Hobson  
 Hoekstra  
 Hulshof  
 Hunter  
 Inglis (SC)  
 Issa

Jindal  
 Johnson (IL)  
 Jones (NC)  
 Jordan  
 Keller  
 King (IA)  
 King (NY)  
 Kingston  
 Kirk  
 Kline (MN)  
 Knollenberg  
 Kuhl (NY)  
 LaHood  
 Lamborn  
 Latham  
 LaTourette  
 Lewis (CA)  
 Lewis (KY)  
 Linder  
 LoBiondo  
 Lucas  
 Lungren, Daniel  
 E.  
 Mack  
 Manzullo  
 Marchant  
 Marshall  
 McCarthy (CA)  
 McCaul (TX)  
 McCotter  
 McCreary  
 McHenry  
 McHugh  
 McKeon  
 McMorris  
 Rodgers  
 Melancon  
 Mica  
 Miller (FL)  
 Miller (MI)  
 Miller, Gary  
 Moran (KS)  
 Murphy, Tim  
 Musgrave  
 Myrick  
 Neugebauer

NOT VOTING—9

Cannon  
 Clarke  
 Crenshaw

Cubin  
 Davis, Jo Ann  
 Ellison

Johnson, Sam  
 Mahoney (FL)  
 Meeks (NY)

So the resolution was agreed to.

A motion to reconsider the vote whereby said resolution was agreed to was, by unanimous consent, laid on the table.

¶109.8 H. RES. 601—UNFINISHED BUSINESS

The SPEAKER pro tempore, Mr. HOLDEN, pursuant to clause 8, rule XX, announced the unfinished business to be the question on ordering the previous question on the resolution (H. Res. 601) providing for consideration of the bill (H.R. 3159) to mandate minimum periods of rest and recuperation for units and members of the regular and reserve components of the Armed Forces between deployments for Operation Iraqi Freedom or Operation Enduring Freedom.

The question being put, Will the House now order the previous question?

The vote was taken by electronic device.

It was decided in the { Yeas ..... 225 affirmative ..... } Nays ..... 201

¶109.9 [Roll No. 793]

YEAS—225

Abercrombie  
 Ackerman  
 Allen  
 Altmire  
 Andrews  
 Arcuri  
 Baca  
 Baird  
 Baldwin  
 Bean  
 Becerra  
 Berkley  
 Berman  
 Berry  
 Bishop (GA)  
 Bishop (NY)  
 Blumenauer  
 Boren  
 Boswell  
 Boucher  
 Boyd (FL)  
 Boyda (KS)  
 Brady (PA)  
 Braley (IA)

Brown, Corrine  
 Butterfield  
 Capuano  
 Cardoza  
 Carnahan  
 DeLauro  
 Carson  
 Castor  
 Chandler  
 Clay  
 Cleaver  
 Clyburn  
 Cohen  
 Conyers  
 Cooper  
 Costa  
 Costello  
 Courtney  
 Cramer  
 Crowley  
 Boyda (KS)  
 Brady (PA)  
 Braley (IA)

Davis (CA)  
 Davis (IL)  
 Davis, Lincoln  
 DeFazio  
 DeGette  
 Delahunt  
 DeLauro  
 Dicks  
 Dingell  
 Doggett  
 Donnelly  
 Doyle  
 Edwards  
 Ellsworth  
 Emanuel  
 Engel  
 Eshoo  
 Etheridge  
 Farr  
 Fattah  
 Filner  
 Frank (MA)  
 Giffords  
 Gillibrand

Miller (NC)  
 Miller, George  
 Mitchell  
 Mollohan  
 Moore (KS)  
 Moore (WI)  
 Moran (VA)  
 Murphy (CT)  
 Murphy, Patrick  
 Murtha  
 Nadler  
 Napolitano  
 Neal (MA)  
 Oberstar  
 Obey  
 Oliver  
 Ortiz  
 Pallone  
 Pascrell  
 Pastor  
 Payne  
 Peterson (MN)  
 Pomeroy  
 Price (NC)  
 Rahall  
 Rangel  
 Reyes  
 Rodriguez  
 Ross

Rothman  
 Roybal-Allard  
 Ruppersberger  
 Rush  
 Ryan (OH)  
 Salazar  
 Sánchez, Linda  
 T.  
 Sanchez, Loretta  
 Sarbanes  
 Schakowsky  
 Schiff  
 Schwartz  
 Scott (GA)  
 Scott (VA)  
 Serrano  
 Sestak  
 Shea-Porter  
 Sherman  
 Shuler  
 Sires  
 Skelton  
 Slaughter  
 Smith (WA)  
 Snyder  
 Solis  
 Space  
 Spratt  
 Stark

NAYS—200

Aderholt  
 Akin  
 Alexander  
 Bachmann  
 Bachus  
 Baird  
 Baker  
 Barrett (SC)  
 Bartlett (MD)  
 Barton (TX)  
 Biggart  
 Bilbray  
 Bilirakis  
 Bishop (UT)  
 Blackburn  
 Blunt  
 Boehner  
 Bonner  
 Bono  
 Boozman  
 Boustany  
 Brady (TX)  
 Brown (GA)  
 Brown (SC)  
 Brown-Waite,  
 Ginny  
 Buchanan  
 Burgess  
 Burton (IN)  
 Buyer  
 Calvert  
 Camp (MI)  
 Campbell (CA)  
 Cannon  
 Cantor  
 Capito  
 Carney  
 Carter  
 Castle  
 Chabot  
 Coble  
 Cole (OK)  
 Conaway  
 Culberson  
 Davis (KY)  
 Davis, David  
 Davis, Tom  
 Deal (GA)  
 Dent  
 Diaz-Balart, L.  
 Diaz-Balart, M.  
 Doolittle  
 Drake  
 Dreier  
 Duncan  
 Ehlers  
 Emerson  
 English (PA)  
 Everett  
 Fallin  
 Feeney  
 Ferguson  
 Flake  
 Forbes  
 Fortenberry  
 Fossella  
 Foxx  
 Franks (AZ)

Frelinghuysen  
 Gallegly  
 Garrett (NJ)  
 Gerlach  
 Gilchrest  
 Gillmor  
 Gingrey  
 Gohmert  
 Goode  
 Goodlatte  
 Granger  
 Graves  
 Hall (TX)  
 Hastert  
 Hastings (WA)  
 Hayes  
 Heller  
 Hensarling  
 Herger  
 Hobson  
 Hoekstra  
 Hulshof  
 Hunter  
 Inglis (SC)  
 Issa  
 Jindal  
 Johnson (IL)  
 Jordan  
 Keller  
 King (IA)  
 King (NY)  
 Kingston  
 Kirk  
 Kline (MN)  
 Knollenberg  
 Kuhl (NY)  
 LaHood  
 Lamborn  
 Latham  
 LaTourette  
 Lewis (CA)  
 Lewis (KY)  
 Linder  
 LoBiondo  
 Lucas  
 Lungren, Daniel  
 E.  
 Mack  
 Manzullo  
 Marchant  
 Marshall  
 McCarthy (CA)  
 McCaul (TX)  
 McCotter  
 McCrery  
 McHenry  
 McHugh  
 McKeon  
 McMorris  
 Rodgers  
 Mica  
 Miller (FL)  
 Miller (MI)  
 Miller, Gary  
 Moran (KS)  
 Murphy, Tim  
 Musgrave  
 Myrick

Neugebauer  
 Nunes  
 Paul  
 Pearce  
 Pence  
 Peterson (PA)  
 Petri  
 Pickering  
 Pitts  
 Platts  
 Poe  
 Porter  
 Price (GA)  
 Pryce (OH)  
 Putnam  
 Radanovich  
 Ramstad  
 Regula  
 Rehberg  
 Reichert  
 Renzi  
 Reynolds  
 Rogers (AL)  
 Rogers (KY)  
 Rogers (MI)  
 Rohrabacher  
 Ros-Lehtinen  
 Roskam  
 Royce  
 Ryan (WI)  
 Sali  
 Saxton  
 Schmidt  
 Sensenbrenner  
 Sessions  
 Shadegg  
 Shays  
 Shimkus  
 Shuster  
 Simpson  
 Smith (NE)  
 Smith (NJ)  
 Smith (TX)  
 Souder  
 Stearns  
 Sullivan  
 Tancredo  
 Terry  
 Thornberry  
 Tiahrt  
 Tiberi  
 Turner  
 Upton  
 Walberg  
 Walden (OR)  
 Walsh (NY)  
 Wamp  
 Weldon (FL)  
 Weller  
 Westmoreland  
 Whitfield  
 Wicker  
 Wilson (NM)  
 Wilson (SC)  
 Wolf  
 Young (AK)  
 Young (FL)

NOT VOTING—8

Clarke  
 Crenshaw  
 Cubin

Davis, Jo Ann  
 Ellison  
 Johnson, Sam

Perlmutter  
 Waters

So the resolution was agreed to.  
 A motion to reconsider the vote whereby said resolution was agreed to was, by unanimous consent, laid on the table.

¶109.11 MESSAGE FROM THE SENATE

A message from the Senate by Ms. Curtis, one of its clerks, announced that the Senate has passed a bill of the following title in which the concurrence of the House is requested:

S. 845. An Act to direct the Secretary of Health and Human Services to expand and intensify programs with respect to research and related activities concerning elder falls.

The message also announced that pursuant to section 9355(a) of title 10, United States Code, the Chair, on behalf of the Vice President, appoints the following Senators to the Board of Visitors of the U.S. Air Force Academy:

The Senator from Utah [Mr. BENNETT], from the Committee on Appropriations; The Senator from Nebraska [Mr. NELSON], from the Committee on Appropriations; The Senator from Colorado [Mr. ALLARD], At Large.

The message also announced that pursuant to section 6968(a), of title 10, United States Code, the Chair, on behalf of the Vice President, appoints the following Senators to the Board of Visitors of the U.S. Naval Academy: The Senator from Mississippi [Mr. COCHRAN], from the Committee on Appropriations; The Senator from Maryland [Ms. MIKULSKI], from the Committee on Appropriations; The Senator from Arizona [Mr. MCCAIN], designated by the Chairman of the Committee on Armed Services; The Senator from Maryland [Mr. CARDIN], At Large.

The message also announced that pursuant to section 1295b(h), of title 46 App., United States Code, the Chair, on behalf of the Vice President, appoints the following Senators to the Board of Visitors of the U.S. Merchant Marine Academy: The Senator from Hawaii [Mr. INOUYE], ex officio as Chairman of the Committee on Commerce, Science and Transportation; The Senator from New Jersey [Mr. LAUTENBERG], from the Committee on Commerce, Science and Transportation; The Senator from Alaska [Mr. STEVENS], from the Committee on Commerce, Science and Transportation; The Senator from South Carolina [Mr. GRAHAM], At Large.

The message also announced that pursuant to section 4355(a), of title 10, United States Code, the Chair, on behalf of the Vice President, appoints the following Senators to the Board of Visitors of the U.S. Military Academy: The Senator from Texas [Mrs. HUTCHISON], from the Committee on Appropriations; The Senator from Louisiana [Ms. LANDRIEU], from the Committee on Appropriations; The Senator from Rhode Island [Mr. REED], designated by the Chairman of the Com-

mittee on Armed Services; The Senator from Maine [Ms. COLLINS], At Large.

¶109.12 RECUPERATION FOR THE ARMED FORCES

Mr. SKELTON, pursuant to House Resolution 601, called up for consideration the bill (H.R. 3159) to mandate minimum periods of rest and recuperation for units and members of the regular and reserve components of the Armed Forces between deployments for Operation Iraqi Freedom or Operation Enduring Freedom.

Pending consideration of said bill.

Pursuant to House Resolution 601, the following amendment in the nature of a substitute recommended by the Committee on Armed Services now printed in the bill was considered as agreed to.

When said bill, as amended, was considered.

After debate,

Pursuant to House Resolution 601, the previous question was ordered on the bill, as amended.

The bill, as amended, was ordered to be engrossed and read a third time, was read a third time by title.

Mr. HUNTER moved to recommit the bill to the Committee on Armed Services with instructions to report the bill back to the House forthwith with the following amendments:

In subsections (a)(1) and (b)(1) of section 2, strike "No unit" each place it appears and insert the following: "Subject to section 3, no unit".

Add at the end of the bill the following new section:

SEC. 3. CERTIFICATION REQUIREMENT.

Subsections (a)(1) and (b)(1) of section 2 may not be implemented unless the Secretary of Defense certifies to the President and to Congress that implementation of those subsections—

- (1) would not cause the tour length of any deployed unit (or members assigned to that unit) to be extended; and
- (2) would not increase the operational risk to any deployed unit.

After debate,

By unanimous consent, the previous question was ordered on the motion to recommit with instructions.

The question being put, viva voce,

Will the House recommit said bill with instructions?

The SPEAKER pro tempore, Mr. LYNCH, announced that the nays had it.

Mr. HUNTER demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The vote was taken by electronic device.

It was decided in the negative .....	{ Yeas ..... 207 Nays ..... 217 Answered present 1
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¶109.13 [Roll No. 795]

YEAS—207

Aderholt	Bachmann	Barrett (SC)
Akin	Bachus	Barrow
Alexander	Baird	Bartlett (MD)
Altmire	Baker	Barton (TX)

Biggert Gohmert Nunes Jefferson Moore (KS) Sestak Farr Lipinski Sánchez, Linda
Bilbray Goode Pearce Johnson (GA) Moore (WI) Shea-Porter Fattah Loebbeck T.
Bilirakis Goodlatte Pence Johnson, E. B. Moran (VA) Sherman Filner Sanchez, Loretta
Bishop (UT) Granger Peterson (PA) Jones (NC) Murphy (CT) Shuler Frank (MA) Lowey Sarbanes
Blackburn Graves Hall (TX) Kagen Kanjorski Sires Sirey Giffords Lynch Schakowsky
Blunt Hall (TX) Pickering Nadler Murtha Skelton Gilchrist Mahoney (FL) Schiff
Boehner Hastert Pitts Kaptur Napolitano Slaughter Slaughter Maloney (NY) Schwartz
Bonner Hastings (WA) Platts Kaptur Napolitano Slaughter Slaughter Maloney (NY) Schwartz
Bono Hayes Poe Kennedy Neal (MA) Smith (WA) Gordon Gonzalez Markkey Scott (GA)
Boozman Heller Porter Kildeer Obey Snyder Solis Green, Al Green, Gene Matsui Scott (VA)
Boren Hensarling Price (GA) Kildeer Obey Snyder Solis Green, Al Green, Gene Matsui Scott (VA)
Boustany Herger Pryce (OH) Kind Oliver Spratt Stark Stupak Sutton Smith (WA)
Brady (TX) Hobson Putnam Radanovich Kucinich Pascrell Pastore Hare McIntryre Sherman
Broun (GA) Hoekstra Ros-Lehtinen Lynch Ross Velázquez Pastore Hare McIntryre Sherman
Brown (SC) Hulshof Roskam Royce Markey Roybal-Allard Wasserman Shuler
Brown-Waite, Hunter Regula Lantos Paul Tanner Harman Hastings (FL) McNulty Sires
Ginny Inglis (SC) Rehberg Larsen (WA) Larson (CT) Lee Peterson (MN) Pomeroy Price (NC) Towns Serrano
Buchanan Issa Reichert Larson (CT) Lee Peterson (MN) Pomeroy Price (NC) Towns Serrano
Burgess Jindal Renzi Levin Lewis (GA) Rahall Rangel Udall (CO) Udall (CO) Hodes
Burton (IN) Johnson (IL) Reynolds Rogers (AL) Lipinski Rahall Rangel Udall (CO) Udall (CO) Hodes
Buyer Jordan Rogers (KY) Rogers (MI) Loebbeck Rangel Udall (CO) Udall (CO) Hodes
Calvert Keller Rogers (MI) Loebbeck Rangel Udall (CO) Udall (CO) Hodes
Camp (MI) King (NY) Rogers (MI) Loebbeck Rangel Udall (CO) Udall (CO) Hodes
Campbell (CA) Kingstone Rohrabacher Lofgren, Zoe Reyes Rodriguez Van Hollen Holdren
Cannon Kirk Ros-Lehtinen Lynch Ross Velázquez Pastore Hare McIntryre Sherman
Cantor Kline (MN) Roskam Royce Markey Roybal-Allard Wasserman Shuler
Capito Knollenberg Royce Markey Roybal-Allard Wasserman Shuler
Carney Kuhl (NY) Ryan (WI) Matsui Ruppertsberger Schultz Jeffery Johnson (GA)
Carter LaHood Sali Rush McCarthy (NY) Rush Watson Jackson (IL) Neal (MA)
Castle Lamborn Schmidt Sensenbrenner Sessions Shadegg Shays Shimkus McNulty Sarbanes
Chabot Latham Lamson Sensenbrenner Sessions Shadegg Shays Shimkus McNulty Sarbanes
Coble Latham Lamson Sensenbrenner Sessions Shadegg Shays Shimkus McNulty Sarbanes
Cole (OK) LaTourette Sessions Shadegg Shays Shimkus McNulty Sarbanes
Conaway Lewis (CA) Shadegg Shays Shimkus McNulty Sarbanes
Cubin Lewis (KY) Shays Shimkus McNulty Sarbanes
Culberson Linder LoBiondo Simpson Smith (NE) Miller (NC) Scott (VA) Serrano
Davis (KY) Lucas Simpson Smith (NE) Miller (NC) Scott (VA) Serrano
Davis, David Lucas Simpson Smith (NE) Miller (NC) Scott (VA) Serrano
Davis, Tom Lungren, Daniel E. Mack Mahoney (FL) Souder
Deal (GA) Mack Mahoney (FL) Souder
Dent Mack Mahoney (FL) Souder
Diaz-Balart, L. Mahoney (FL) Souder
Diaz-Balart, M. Manzano
Doolittle Marchant
Drake Marshall Sullivan
Dreier Matheson Tancredo
Duncan McCarthy (CA) Terry
Ehlers McCaul (TX) Thornberry
Emerson McCotter Tiahrt
English (PA) McCrery Tiberi
Everett McHenry Turner
Fallin McHugh Upton
Feeney McKeon Walberg
Ferguson McMorris Walden (OR)
Flake Rodgers Walsh (NY)
Forbes Melancon Wamp
Fortenberry Weldon (FL)
Fossella Miller (FL) Weller
Foxy Miller (MI) Westmoreland
Franks (AZ) Miller, Gary Whitfield
Frelinghuysen Mitchell Wicker
Gallegly Moran (KS) Wilson (NM)
Garrett (NJ) Murphy, Tim Wilson (SC)
Gerlach Musgrave Wolf
Gillmor Myrick Young (AK)
Gingrey Neugebauer Young (FL)

Jefferson Moore (KS) Sestak Farr Lipinski Sánchez, Linda
Johnson (GA) Moore (WI) Shea-Porter Fattah Loebbeck T.
Johnson, E. B. Moran (VA) Sherman Filner Sanchez, Loretta
Jones (NC) Murphy (CT) Shuler Frank (MA) Lowey Sarbanes
Jones (OH) Murphy, Patrick Sires Sirey Giffords Lynch Schakowsky
Kagen Kanjorski Sires Sirey Giffords Lynch Schakowsky
Klein (FL) Nadler Murtha Skelton Gilchrist Mahoney (FL) Schiff
Kucinich Pascrell Pastore Hare McIntryre Sherman
Langevin Pastor Hare McIntryre Sherman
Lantos Paul Tanner Harman Hastings (FL) McNulty Sires
Larsen (WA) Payne Tauscher Taylor Thompson (CA) Thompson (MS)
Larson (CT) Perlmutter Peterson (MN) Pomeroy Price (NC) Towns Serrano
Lee Peterson (MN) Pomeroy Price (NC) Towns Serrano
Levin Lewis (GA) Rahall Rangel Udall (CO) Udall (CO) Hodes
Lewis (GA) Rahall Rangel Udall (CO) Udall (CO) Hodes
Lipinski Rahall Rangel Udall (CO) Udall (CO) Hodes
Loebbeck Rangel Udall (CO) Udall (CO) Hodes
Lofgren, Zoe Reyes Rodriguez Van Hollen Holdren
Lowey Rodriguez Van Hollen Holdren
Lynch Ross Velázquez Pastore Hare McIntryre Sherman
Maloney (NY) Rothman Roybal-Allard Wasserman Shuler
Markey Roybal-Allard Wasserman Shuler
Matsui Ruppertsberger Schultz Jeffery Johnson (GA)
McCarthy (NY) Rush Watson Jackson (IL) Neal (MA)
McCollum (MN) Salazar Sánchez, Linda T. Weiner Welch (VT)
McDermott Salazar Sánchez, Linda T. Weiner Welch (VT)
McGovern Sánchez, Linda T. Weiner Welch (VT)
McIntyre T. Weiner Welch (VT)
McNerney Sanchez, Loretta Sarbanes Schakowsky
McNulty Sarbanes Schakowsky Schiff
Meek (FL) Meeks (NY) Schwartz
Meeks (NY) Schiff Schwartz
Michaud Schwartz Scott (GA)
Miller (NC) Scott (VA) Serrano
Miller, George Scott (VA) Serrano
Mollohan Serrano Yarmuth

Farr Lipinski Sánchez, Linda
Fattah Loebbeck T.
Filner Sanchez, Loretta
Frank (MA) Lowey Sarbanes
Giffords Lynch Schakowsky
Gilchrist Mahoney (FL) Schiff
Gillibrand Maloney (NY) Schwartz
Gonzalez Markkey Scott (GA)
Gordon Matheson Scott (VA)
Green, Al Matsui Serrano
Green, Gene McCarthy (NY)
Grijalva McCollum (MN)
Gutierrez McDermott
Hall (NY) McGovern
Hare McIntryre Sherman
Harman McNerney Shuler
Hastings (FL) McNulty Sires
Herseth Sandlin Meek (FL) Skelton
Higgins Meeks (NY) Slaughter
Hill Michaud Smith (WA)
Hinche Miller (NC) Snyder
Hinojosa Miller, George Solis
Hirono Mitchell Space
Hodes Mollohan Spratt
Holdren Moore (KS) Stark
Holt Moore (WI) Stupak
Honda Moran (VA) Sutton
Hoolley Murphy (CT) Tanner
Hoyer Murphy, Patrick Tauscher
Inlee Murtha Taylor
Israel Nader Thompson (CA)
Jackson (IL) Napolitano Thompson (MS)
Jackson-Lee Neal (MA) Tierney
(TX) Obey Towns
Jefferson Oliver Udall (CO)
Johnson (GA) Ortiz Udall (NM)
Johnson, E. B. Pallone Van Hollen
Jones (NC) Pascrell Velázquez
Jones (OH) Pastor Vislosky
Kagen Paul Walsh (NY)
Kanjorski Payne Walz (MN)
Kaptur Perlmutter Wasserman
Kennedy Peterson (MN) Schultz
Kildee Pomeroy
Kilpatrick Price (NC) Waters
Kind Rahall Watson
Klein (FL) Rangel Watt
Kucinich Reyes Waxman
Lampson Rodriguez Weiner
Langevin Ross Welch (VT)
Lantoso Rothman Wexler
Larsen (WA) Roybal-Allard Wilson (OH)
Larson (CT) Ruppertsberger Woolsey
Lee Rush Ryan (OH) Wynn
Levin Ryan (OH) Wynn
Lewis (GA) Salazar Yarmuth

ANSWERED "PRESENT"—1

King (IA)

NOT VOTING—7

Clarke Ellison Walz (MN)
Crenshaw Johnson, Sam
Davis, Jo Ann Oberstar

So the motion to recommit with instructions was not agreed to.

The question being put, viva voce, Will the House pass said bill?

The SPEAKER pro tempore, Mr. LYNCH, announced that the yeas had it.

Mrs. TAUSCHER demanded a recorded vote on passage of said bill, which demand was supported by one-fifth of a quorum, so a recorded vote was ordered.

The vote was taken by electronic device.

It was decided in the affirmative ..... Yeas ..... 229
Nays ..... 194
Answered present 3

NOES—194

Aderholt Cubin Hobson
Akin Culberson Hoekstra
Alexander Davis, David Hulshof
Bachmann Davis, Tom Hunter
Bachus Deal (GA) Inglis (SC)
Baird Dent Issa
Baker Diaz-Balart, L. Jindal
Barrett (SC) Diaz-Balart, M. Johnson (IL)
Bartlett (MD) Doolittle Jordan
Barton (TX) Drake Keller
Biggert Dreier King (IA)
Bilbray Duncan King (NY)
Bilirakis Ehlers Kingston
Bishop (UT) Emerson Kirk
Blackburn Everett Kline (MN)
Blunt Fallin Knollenberg
Boehner Feeney Kuhl (NY)
Bonner Ferguson LaHood
Bono Flake Lamborn
Boozman Forbes Latham
Boustany Fortenberry LaTourette
Brady (TX) Fossella Lewis (CA)
Brown (GA) Foxx Lewis (KY)
Brown (SC) Franks (AZ) Linder
Brown-Waite, Frelinghuysen LoBiondo
Ginny Gallegly Lucas
Buchanan Garrett (NJ) Lungren, Daniel
Burgess Gerlach E.
Burton (IN) Gillmor Mack
Buyer Gingrey Manzano
Calvert Gohmert Marchant
Camp (MI) Goode Marshall
Campbell (CA) Goodlatte McCarthy (CA)
Cannon Granger McCaul (TX)
Cantor Graves McCotter
Capito Hall (TX) McCrery
Carney Hastert McHenry
Carter Hastings (WA) McHugh
Chabot Hayes McKeon
Coble Heller McMorris
Cole (OK) Hensarling Rodgers
Conaway Herger Melancon

NAYS—217

Abercrombie Clyburn Filner
Ackerman Cohen Frank (MA)
Allen Giffords Giffords
Andrews Cooper Gilchrist
Arcuri Costa Gillibrand
Baca Costello Gonzalez
Baldwin Courtney Gordon
Bean Cramer Green, Al
Becerra Crowley Green, Gene
Berkley Cuellar Grijalva
Berman Cummings Gutierrez
Berry Davis (AL) Hall (NY)
Bishop (GA) Davis (CA) Hare
Bishop (NY) Davis (IL) Harman
Blumenauer Davis, Lincoln Hastings (FL)
Boswell DeFazio Herseth Sandlin
Boucher DeGette Higgins
Boyd (FL) Hill Delahunt
Boyd (KS) DeLauro Hinchey
Brady (PA) Dicks Hinojosa
Braley (IA) Dingell Hirono
Brown, Corrine Doggett Hodes
Butterfield Donnelly Holden
Capps Doyle Holt
Capuano Edwards Honda
Cardoza Ellsworth Hoolley
Carnahan Emanuel Hoyer
Carson Engel Inslee
Castor Eshoo Israel
Chandler Etheridge Jackson (IL)
Clay Farr Jackson-Lee
Cleaver Fattah (TX)

109.14

[Roll No. 796]

AYES—229

Abercrombie Brady (PA) Crowley
Ackerman Braley (IA) Cuellar
Allen Brown, Corrine Cummings
Altmire Butterfield Davis (AL)
Andrews Capps Davis (CA)
Arcuri Capuano Davis (IL)
Baca Cardoza Davis, Lincoln
Baldwin Carnahan DeFazio
Barrow Carson DeGette
Bean Castle Delahunt
Becerra Castor DeLauro
Berkley Chandler Dicks
Berman Clay Dingell
Berry Cleaver Doggett
Bishop (GA) Clyburn Donnelly
Bishop (NY) Cohen Doyle
Cohen Conyers Edwards
Blumenauer Cooper Ellsworth
Boren Costa Emanuel
Boswell Costello Engel
Boucher Courtney Etheridge
Boyd (FL) Cramer
Boyd (KS)

Mica	Rehberg	Souder	Fattah	LaTourette	Rush	Nunes	Rogers (KY)	Sullivan
Miller (FL)	Reichert	Stearns	Finler	Lee	Ryan (OH)	Pearce	Rogers (MI)	Terry
Miller (MI)	Renzi	Sullivan	Forbes	Salazar	Salazar	Pence	Rohrabacher	Thompson (CA)
Miller, Gary	Reynolds	Tancredo	Frank (MA)	Lewis (GA)	Sánchez, Linda	Peterson (MN)	Ros-Lehtinen	Thornberry
Moran (KS)	Rogers (AL)	Terry	Gerlach	Lipinski	T.	Peterson (PA)	Roskam	Tiahrt
Musgrave	Rogers (KY)	Thornberry	Gillmor	Loebsock	Sanchez, Loretta	Petri	Royce	Tiberi
Myrick	Rogers (MI)	Tiahrt	Gonzalez	Loftgren, Zoe	Sarbanes	Pickering	Ryan (WI)	Turner
Neugebauer	Rohrabacher	Tiberi	Gordon	Lowey	Schakowsky	Pitts	Sali	Upton
Nunes	Ros-Lehtinen	Turner	Green, Al	Lynch	Schiff	Platts	Saxton	Walden (OR)
Pearce	Roskam	Upton	Green, Gene	Mahoney (FL)	Schwartz	Poe	Sensenbrenner	Walsh (NY)
Pence	Royce	Walberg	Grijalva	Maloney (NY)	Scott (GA)	Price (GA)	Sessions	Wamp
Peterson (PA)	Ryan (WI)	Walden (OR)	Gutierrez	Markey	Scott (VA)	Pryce (OH)	Shadegg	Weldon (FL)
Petri	Sali	Wamp	Hall (NY)	Matheson	Serrano	Putnam	Shays	Weller
Pickering	Saxton	Weld (FL)	Hare	Matsui	Sestak	Radanovich	Shimkus	Westmoreland
Pitts	Schmidt	Weller	Harman	McCarthy (NY)	Shea-Porter	Ramstad	Simpson	Whitfield
Platts	Sensenbrenner	Westmoreland	Hastings (FL)	McCollum (MN)	Sherman	Regula	Smith (NE)	Wicker
Poe	Sessions	Whitfield	Herseth Sandlin	McDermott	Shuler	Rehberg	Smith (NJ)	Wilson (NM)
Porter	Shadegg	Wicker	Higgins	McGovern	Shuster	Reichert	Smith (TX)	Wilson (SC)
Price (GA)	Shimkus	Wilson (NM)	Hinchee	McIntyre	Sires	Renzi	Souder	Wolf
Pryce (OH)	Shuster	Wilson (SC)	Hinojosa	McNerney	Skelton	Reynolds	Stearns	Young (AK)
Putnam	Simpson	Wolf	Hirono	McNulty	Slaughter	Rogers (AL)	Stupak	Young (FL)
Radanovich	Smith (NE)	Young (AK)	Hodes	Meek (FL)	Smith (WA)			
Ramstad	Smith (NJ)	Young (FL)	Holden	Meeks (NY)	Snyder			
Regula	Smith (TX)		Holt	Melancon	Solis			

ANSWERED "PRESENT"—3

Davis (KY)	English (PA)	Murphy, Tim
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NOT VOTING—6

Clarke	Davis, Jo Ann	Johnson, Sam
Crenshaw	Ellison	Oberstar

So the bill was passed.  
 A motion to reconsider the vote whereby said bill was passed was, by unanimous consent, laid on the table.  
*Ordered*, That the Clerk request the concurrence of the Senate in said bill.

¶109.15 APPROVAL OF THE JOURNAL—UNFINISHED BUSINESS

The SPEAKER pro tempore, Mr. LYNCH, pursuant to clause 8, rule XX, announced the unfinished business to be the question on agreeing to the Chair's approval of the Journal of Wednesday, August 2, 2007.

The question being put, viva voce, Will the House agree to the Chair's approval of said Journal?

The SPEAKER pro tempore, Mr. LYNCH, announced that the yeas had it.

Mrs. TAUSCHER demanded a recorded vote on agreeing to said journal, which demand was supported by one-fifth of a quorum, so a recorded vote was ordered.

The vote was taken by electronic device.

It was decided in the affirmative .....	{ Yeas ..... 232 Nays ..... 186 Answered present 2
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¶109.16 [Roll No. 797] AYES—232

Abercrombie	Boyda (KS)	Crowley
Ackerman	Brady (PA)	Cuellar
Allen	Braley (IA)	Cummings
Andrews	Brown, Corrine	Davis (AL)
Arcuri	Butterfield	Davis (CA)
Baca	Capps	Davis (IL)
Bachmann	Capuano	Davis, Lincoln
Baird	Cardoza	Davis, Tom
Baldwin	Carnahan	DeGette
Barrow	Carson	Delahunt
Bean	Castle	DeLauro
Becerra	Castor	Dent
Berkley	Chandler	Dicks
Berman	Clay	Dingell
Berry	Cleaver	Doggett
Biggart	Clyburn	Doyle
Bishop (GA)	Cohen	Edwards
Bishop (NY)	Conyers	Ellsworth
Blumenauer	Cooper	Emanuel
Boren	Costa	Emerson
Boswell	Costello	Engel
Boucher	Courtney	Eshoo
Boyd (FL)	Cramer	Farr

Jefferson	Murphy, Patrick
Jindal	Murtha
Johnson (GA)	Nadler
Johnson (IL)	Napolitano
Johnson, E. B.	Neal (MA)
Jones (NC)	Obey
Jones (OH)	Olver
Kagen	Ortiz
Kanjorski	Ortiz
Kaptur	Pallone
Kennedy	Pascrell
Kildee	Pascual
Kilpatrick	Pastor
Kind	Paul
Kingston	Payne
Klein (FL)	Perlmutter
Kucinich	Pomeroy
Kuhl (NY)	Porter
Lampson	Price (NC)
Langevin	Rahall
Lantos	Reyes
Larsen (WA)	Rodriguez
Larson (CT)	Ross
Latham	Rothman
	Roybal-Allard
	Ruppersberger

NOES—186

Aderholt	Davis (KY)	Hulshof
Akin	Davis, David	Hunter
Alexander	Deal (GA)	Inglis (SC)
Altmire	Diaz-Balart, L.	Issa
Bachus	Diaz-Balart, M.	Jordan
Baker	Donnelly	Keller
Barrett (SC)	Doolittle	King (IA)
Bartlett (MD)	Drake	King (NY)
Barton (TX)	Dreier	Kirk
Bilbray	Duncan	Kline (MN)
Bilirakis	Ehlers	Knollenberg
Bishop (UT)	Etheridge	LaHood
Blackburn	Everett	Lamborn
Blunt	Fallin	Lewis (CA)
Boehner	Feeney	Lewis (KY)
Bonner	Ferguson	Linder
Bono	Flake	LoBiondo
Boozman	Fortenberry	Lucas
Boustany	Fossella	Lungren, Daniel
Brady (TX)	Fox	E.
Broun (GA)	Franks (AZ)	Mack
Brown (SC)	Frelinghuysen	Manzullo
Brown-Waite,	Gallely	Marchant
Ginny	Garrett (NJ)	McCarthy (CA)
Buchanan	Giffords	McCaul (TX)
Burgess	Gilchrest	McCotter
Burton (IN)	Gillibrand	McCreery
Buyer	Gingrey	McHenry
Calvert	Goode	McHugh
Camp (MI)	Goodlatte	McKeon
Campbell (CA)	Granger	McMorris
Cannon	Graves	Rodgers
Carson	Hall (TX)	
Carney	Hastert	Mica
Cartier	Hastings (WA)	Miller (FL)
Chabot	Hayes	Miller (MI)
Coble	Heller	Miller, Gary
Cole (OK)	Hensarling	Mitchell
Conaway	Hergert	Moran (KS)
Cubin	Hill	Murphy, Tim
Culberson	Hobson	Musgrave
	Hoekstra	Myrick
		Neugebauer

ANSWERED "PRESENT"—2

Gohmert	Tancredo
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NOT VOTING—12

Clarke	Ellison	Oberstar
Crenshaw	English (PA)	Rangel
Davis, Jo Ann	Johnson, Sam	Schmidt
DeFazio	Marshall	Udall (NM)

So the Journal was approved.

¶109.17 PROVIDING FOR CONSIDERATION OF H.R. 3161

Mr. MCGOVERN, by direction of the Committee on Rules, called up the following resolution (H. Res. 599):

*Resolved*, That during further consideration of the bill (H.R. 3161) making appropriations for Agriculture, Rural Development, Food and Drug Administration, and Related Agencies programs for the fiscal year ending September 30, 2008, and for other purposes, the bill shall be considered as read. No further debate on any pending amendment shall be in order. A further period of general debate shall be confined to the bill and shall not exceed 30 minutes equally divided and controlled by the chairman and ranking minority member of the Committee on Appropriations. The amendments printed in part A of the report of the Committee on Rules accompanying this resolution shall be considered as adopted in the House and in the Committee of the Whole. Notwithstanding clause 11 of rule XVIII, no further amendment shall be in order except those printed in part B of the report of the Committee on Rules accompanying this resolution. Each such amendment may be offered only in the order printed in the report, may be offered only by a Member designated in the report, shall be considered as read, shall be debatable for the time specified in the report equally divided and controlled by the proponent and an opponent, shall not be subject to amendment, and shall not be subject to a demand for division of the question in the House or in the Committee of the Whole. All points of order against such amendments are waived except those arising under clause 9 or 10 of rule XXI. At the conclusion of consideration of the bill for amendment the Committee shall rise and report the bill, as amended, to the House with such further amendments as may have been adopted. The previous question shall be considered as ordered on the bill and amendments thereto to final passage without intervening motion except one motion to recommend with or without instructions.

SEC. 2. After a motion that the Committee rise has been rejected on a legislative day, the Chair may entertain another such motion on that day only if offered by the chairman of the Committee on Appropriations or the Majority Leader or designee. After a motion to strike out the enacting words of the bill (as described in clause 9 of rule XVIII) has been rejected, the Chair may not entertain another such motion during further consideration of the bill.

When said resolution was considered. After debate,

¶109.18 MOTION TO ADJOURN

Mr. DREIER moved that the House do now adjourn.

The question being put, viva voce, Will the House now adjourn?

The SPEAKER pro tempore, Mr. ROSS, announced that the yeas had it.

Mr. DREIER demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The vote was taken by electronic device.

It was decided in the { Yeas ..... 165 negative ..... } Nays ..... 254

¶109.19 [Roll No. 798]

YEAS—165

- Aderholt Fortenberry Murphy, Tim
Akin Foss Musgrave
Alexander Franks (AZ) Myrick
Bachmann Frelinghuysen Neugebauer
Bachus Gallegly Nunes
Baker Garrett (NJ) Paul
Barrett (SC) Gerlach Pearce
Bartlett (MD) Gilchrist Pence
Barton (TX) Gillmor Peterson (PA)
Biggart Gingrey Petri
Bilbray Goodlatte Pickering
Bilirakis Granger Pitts
Bishop (UT) Graves Poe
Blackburn Hastert Porter
Blunt Hastings (WA) Price (GA)
Boehner Hayes Pryce (OH)
Bonner Heller Putnam
Bono Hensarling Radanovich
Boustany Herger Regula
Brady (TX) Hobson Rehberg
Brown (GA) Hulshof Reichert
Brown (SC) Hunter Renzi
Brown-Waite, Inglis (SC) Reynolds
Ginny Issa Rogers (AL)
Buchanan Jordan Rogers (KY)
Burton (IN) Keller Roskam
Buyer King (IA) Royce
Calvert King (NY) Ryan (WI)
Camp (MI) Kingston Sali
Campbell (CA) Kirk Schmidt
Cannon Kline (MN) Sensenbrenner
Cantor Knollenberg Sessions
Capito Kuhl (NY) Shadegg
Carter Lamborn Shays
Castle Latham Shimkus
Chabot LaTourrette Shuster
Cole (OK) Lewis (CA) Simpson
Conaway Lewis (KY) Smith (NE)
Cubin Linder Smith (TX)
Culberson Lucas Souder
Davis (KY) Lungren, Daniel
Davis, David E. Terry
Deal (GA) Mack Thornberry
Dent Manzullo Tiahrt
Doolittle Marchant Tiberi
Drake McCarthy (CA) Turner
Dreier McCaul (TX) Upton
Duncan McCreery Walberg
Ehlers McHenry Walden (OR)
English (PA) McKeon Wamp
Everett McMorris Westmoreland
Fallin Rodgers Wicker
Feeney Mica Wilson (SC)
Ferguson Miller (FL) Wolf
Flake Miller (MI) Young (AK)
Forbes Miller, Gary Young (FL)

NAYS—254

- Abercrombie Berman Brown, Corrine
Ackerman Berry Burgess
Allen Bishop (GA) Butterfield
Altmire Bishop (NY) Capps
Andrews Blumenauer Capuano
Arcuri Arcuri Cardoza
Baca Boren Carnahan
Baird Boswell Carney
Baldwin Boucher Carson
Barrow Boyd (FL) Castor
Bean Boyda (KS) Chandler
Becerra Brady (PA) Clay
Berkley Braley (IA) Cleaver

- Clyburn Johnson, E. B.
Coble Jones (NC)
Cohen Kagen
Conyers Kanjorski
Cooper Kaptur
Costa Kennedy
Costello Kildee
Courtney Kilpatrick
Cramer Kind
Crowley Klein (FL)
Cuellar Kucinich
Cummings LaHood
Davis (AL) Lampson
Davis (CA) Langevin
Davis (IL) Lantos
Davis, Tom Larsen (WA)
DeFazio Larson (CT)
DeGette Lee
Delahunt Levin
DeLauro Lewis (GA)
Diaz-Balart, L. Lipinski
Diaz-Balart, M. LoBiondo
Dicks Loeb sack
Dingell Lofgren, Zoe
Doggett Lowey
Donnelly Lynch
Doyle Mahoney (FL)
Edwards Maloney (NY)
Ellsworth Markey
Emanuel Marshall
Emerson Matheson
Engel Matsui
Eshoo McCarthy (NY)
Etheridge McCollum (MN)
Farr McCotter
Fattah McDermott
Filner McGovern
Fossella McHugh
Frank (MA) McIntyre
Giffords McNeerney
Gillibrand McNulty
Gonzalez Meek (FL)
Goode Meeks (NY)
Gordon Melancon
Green, Al Michaud
Green, Gene Miller (NC)
Grijalva Mitchell
Gutierrez Mollohan
Hall (NY) Moore (KS)
Hall (TX) Moore (WI)
Hare Moran (KS)
Harman Moran (VA)
Hastings (FL) Murphy (CT)
Herseth Sandlin Murphy, Patrick
Higgins Murtha
Hill Nadler
Hinojosa Napolitano
Hirono Neal (MA)
Oberstar
Schmidt
Cohen Larsen (WA)
Conyers Larson (CT)
Cooper Lee
Costa Levin
Costello Lewis (GA)
Courtney Lipinski
Cramer Loeb sack
Crowley Lofgren, Zoe
Cuellar Lowey
Cummings Lynch
Davis (AL) Mahoney (FL)
Davis (CA) Maloney (NY)
Davis (IL) Markey
DeFazio Marshall
DeGette Matheson
Delahunt Matsui
DeLauro McCarthy (NY)
Dicks McCollum (MN)
Dingell McDermott
Doggett McGovern
Donnelly McIntyre
Doyle McNeerney
Edwards McNulty
Ellsworth Meek (FL)
Emanuel Meeks (NY)
Engel Melancon
Eshoo Michaud
Etheridge Miller (NC)
Farr Miller, George
Fattah Mitchell
Filner Mollohan
Frank (MA) Moore (KS)
Giffords Moore (WI)
Gillibrand Moran (VA)
Gonzalez Murphy (CT)
Gordon Murphy, Patrick
Green, Al Murtha
Green, Gene Nadler

NOT VOTING—13

- Clarke Gohmert Miller, George
Crenshaw Jackson-Lee Olver
Davis, Jo Ann (TX) Sullivan
Davis, Lincoln Johnson, Sam Taylor
Ellison Jones (OH)

So the motion to adjourn was not agreed to.

After further debate, On motion of Mr. MCGOVERN, the previous question was ordered on the resolution to its adoption or rejection.

The question being put, viva voce, Will the House now order the previous question?

The SPEAKER pro tempore, Mr. ROSS, announced that the yeas had it.

Mr. DREIER demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The vote was taken by electronic device.

It was decided in the { Yeas ..... 225 affirmative ..... } Nays ..... 197

¶109.20 [Roll No. 799]

YEAS—225

- Abercrombie Grijalva Napolitano
Ackerman Gutierrez Neal (MA)
Allen Hall (NY) Oberstar
Altmire Hare Obey
Andrews Harman Olver
Arcuri Hastings (FL) Ortiz
Baca Herseth Sandlin Pallone
Baird Higgins Pascrell
Baldwin Hill Pastor
Barrow Hinchey Payne
Bean Hinojosa Perlmutter
Becerra Hirono Peterson (MN)
Berkley Hodes Pomeroy
Berman Holden Price (NC)
Berry Holt Rahall
Bishop (GA) Honda Rodriguez
Bishop (NY) Hooley Ross
Blumenauer Inslee Rothman
Boren Israel Roybal-Allard
Boswell Jackson (IL) Ruppertsberger
Boucher Jackson-Lee (TX) Rush
Boyd (FL) Jefferson Ryan (OH)
Boyda (KS) Johnson (GA) Salazar
Brady (PA) Johnson, E. B. Sanchez, Linda
Braley (IA) Jones (OH) T.
Brown, Corrine Sanchez, Loretta
Butterfield Kagen Sarbanes
Capps Kanjorski Schakowsky
Capuano Kaptur Schiff
Cardoza Kennedy Schwartz
Carnahan Kildee Scott (GA)
Carney Kilpatrick Scott (VA)
Carson Kind Serrano
Castor Klein (FL) Sestak
Chandler Kucinich Shea-Porter
Clay Lampson Sherman
Clever Langevin Shuler
Clyburn Lantos Sires
Cohen Larsen (WA) Skelton
Conyers Larson (CT) Slaughter
Cooper Lee Smith (WA)
Costa Levin Snyder
Courtney Lewis (GA) Solis
Cramer Lipinski Space
Crowley Loeb sack Spratt
Cuellar Lofgren, Zoe Stark
DeFazio Lowey Stupak
DeGette Lynch Sutton
Delahunt Mahoney (FL) Tanner
DeLauro Maloney (NY) Tauscher
Dicks Markey Taylor
Dingell Marshall Thompson (CA)
Doggett Matheson Thompson (MS)
Donnelly Matsui Tierney
Doyle McCarthy (NY) Towns
Edwards McCollum (MN) Udall (CO)
Ellsworth Meek (FL) Udall (NM)
Emanuel Meeks (NY) Van Hollen
Engel Melancon Velazquez
Eshoo Michaud Visclosky
Etheridge Miller (NC) Walsh (NY)
Farr Miller, George Walz (MN)
Fattah Mitchell Wasserman
Filner Mollohan Schultz
Frank (MA) Moore (KS) Waters
Giffords Moore (WI) Watson
Gillibrand Moran (VA) Watt
Gonzalez Murphy (CT) Wexler
Gordon Murphy, Patrick Wilson (OH)
Green, Al Murtha Wolsey
Green, Gene Nadler Wu
Wynn Yarmuth

NAYS—197

- Aderholt Blackburn Burgess
Akin Blunt Burton (IN)
Alexander Boehner Buyer
Bachmann Bonner Calvert
Bachus Bono Camp (MI)
Baker Boozman Campbell (CA)
Barrett (SC) Boustany Cannon
Bartlett (MD) Brady (TX) Cantor
Barton (TX) Broun (GA) Capito
Biggart Brown (SC) Carter
Bilbray Brown-Waite, Castle
Bilirakis Ginny Chabot
Bishop (UT) Buchanan Coble



Cole (OK)	Johnson (IL)	Price (GA)	Cuellar	Kennedy	Rodriguez	Lungren, Daniel	Pickering	Shimkus
Conaway	Jones (NC)	Pryce (OH)	Cummings	Kildee	Ross	E.	Pitts	Simpson
Cubin	Jordan	Putnam	Davis (AL)	Kilpatrick	Rothman	Mack	Platts	Smith (NE)
Culberson	Keller	Radanovich	Davis (CA)	Kind	Roybal-Allard	Manzullo	Poe	Smith (NJ)
Davis (KY)	King (IA)	Ramstad	Davis (IL)	Klein (FL)	Ruppersberger	Marchant	Porter	Smith (TX)
Davis, David	King (NY)	Regula	DeFazio	Kucinich	Rush	McCarthy (CA)	Price (GA)	Souder
Davis, Tom	Kingston	Rehberg	DeGette	Lampson	Ryan (OH)	McCaul (TX)	Pryce (OH)	Space
Deal (GA)	Kirk	Reichert	DeLaunt	Langevin	Salazar	McCotter	Putnam	Stearns
Dent	Kline (MN)	Renzi	DeLauro	Lantos	Sánchez, Linda	McCrery	Radanovich	Sullivan
Diaz-Balart, L.	Knollenberg	Reynolds	Dicks	Larsen (WA)	T.	McHenry	Ramstad	Tancredo
Diaz-Balart, M.	Kuhl (NY)	Rogers (AL)	Dingell	Larson (CT)	Sanchez, Loretta	McHugh	Regula	Terry
Doolittle	LaHood	Rogers (KY)	Doggett	Lee	Sarbanes	McKeon	Rehberg	Thornberry
Drake	Lamborn	Rogers (MI)	Donnelly	Levin	Schakowsky	McMorris	Reichert	Tiahrt
Dreier	Latham	Rohrabacher	Doyle	Lewis (GA)	Schiff	Rodgers	Renzi	Tiberi
Duncan	LaTourette	Ros-Lehtinen	Edwards	Lipinski	Schwartz	Mica	Reynolds	Turner
Ehlers	Lewis (CA)	Roskam	Ellsworth	Loebsack	Scott (GA)	Miller (FL)	Rogers (AL)	Upton
Emerson	Lewis (KY)	Royce	Emanuel	Lofgren, Zoe	Scott (VA)	Miller (MI)	Rogers (KY)	Walberg
English (PA)	Linder	Ryan (WI)	Engel	Lowery	Serrano	Miller, Gary	Rogers (MI)	Walden (OR)
Everett	LoBiondo	Sali	Engel	Lynch	Sestak	Moran (KS)	Rohrabacher	Walsh (NY)
Fallin	Lucas	Saxton	Eshoo	Mahoney (FL)	Shea-Porter	Murphy, Tim	Ros-Lehtinen	Wamp
Feeney	Lungren, Daniel	Sensenbrenner	Etheridge	Maloney (NY)	Sherman	Musgrave	Roskam	Weldon (FL)
Ferguson	E.	Sessions	Farr	Markey	Shuler	Myrick	Royce	Weller
Flake	Mack	Shadegg	Fattah	Marshall	Sires	Neugebauer	Ryan (WI)	Westmoreland
Forbes	Manzullo	Shays	Filner	Matheson	Skelton	Nunes	Sali	Wicker
Fortenberry	Marchant	Shimkus	Frank (MA)	Matsui	Slaughter	Paul	Saxton	Wilson (NM)
Fossella	McCarthy (CA)	Shuster	Giffords	McCarthy (NY)	Smith (WA)	Pearce	Sensenbrenner	Wilson (SC)
Fox	McCaul (TX)	Simpson	Gillibrand	McCollum (MN)	Snyder	Pence	Sessions	Wolf
Franks (AZ)	McCotter	Smith (NE)	Gonzalez	McDermott	Solis	Peterson (PA)	Shadegg	Young (AK)
Frelinghuysen	McCrery	Smith (NJ)	Gordon	McGovern	Spratt	Petri	Shays	Young (FL)
Gallegly	McHenry	Smith (TX)	Green, Al	McIntyre	Stark	NOT VOTING—14		
Garrett (NJ)	McHugh	Souder	Green, Gene	McNerney	Stupak	Clarke	Fortenberry	Oberstar
Gerlach	McKeon	Stearns	Grijalva	McNulty	Sutton	Crenshaw	Gohmert	Rangel
Gilchrest	McMorris	Sullivan	Gutierrez	Meeke (FL)	Tanner	Davis, Jo Ann	Inglis (SC)	Schmidt
Gillmor	Rodgers	Tancredo	Hall (NY)	Meeks (NY)	Tauscher	Davis, Lincoln	Johnson, Sam	Shuster
Gingrey	Mica	Terry	Hare	Melancon	Taylor	Ellison	Moran (VA)	
Gohmert	Miller (FL)	Thornberry	Harman	Michaud	Thompson (CA)			
Goode	Miller (MI)	Tiahrt	Hastings (FL)	Miller (NC)	Thompson (MS)			
Goodlatte	Miller, Gary	Tiberi	Herseth Sandlin	Miller, George				
Granger	Moran (KS)	Turner	Higgins	Mitchell				
Graves	Murphy, Tim	Upton	Hill	Mollohan				
Hall (TX)	Musgrave	Walberg	Hinchoza	Moore (KS)				
Hastert	Myrick	Walden (OR)	Hirono	Moore (WI)				
Hastings (WA)	Neugebauer	Walsh (NY)	Hodes	Murphy (CT)				
Hayes	Nunes	Wamp	Holden	Murphy, Patrick				
Heller	Paul	Weldon (FL)	Holt	Murtha				
Hensarling	Pearce	Westmoreland	Honda	Nadler				
Herger	Pence	Wicker	Hooley	Napolitano				
Hobson	Peterson (PA)	Wilson (NM)	Hoyer	Neal (MA)				
Hoekstra	Petri	Wilson (SC)	Inslee	Obey				
Hulshof	Pickering	Wolf	Israel	Olver				
Hunter	Pitts	Young (AK)	Jackson (IL)	Ortiz				
Inglis (SC)	Platts	Young (FL)	Jackson-Lee	Pallone				
Issa	Poe		(TX)	Pascrell				
Jindal	Porter		Jefferson	Pastor				
			Johnson (GA)	Payne				
			Johnson, E. B.	Perlmutter				
			Jones (OH)	Peterson (MN)				
			Kagen	Pomeroy				
			Kanjorski	Price (NC)				
			Kaptur	Rahall				
				Reyes				

NOT VOTING—10

Clarke	Ellison	Reyes
Crenshaw	Hoyer	Schmidt
Davis, Jo Ann	Johnson, Sam	
Davis, Lincoln	Rangel	

So the previous question on the resolution was ordered.

The question being put, *viva voce*, Will the House agree to said resolution?

The SPEAKER pro tempore, Mr. ROSS, announced that the yeas had it.

Mr. DREIER demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The vote was taken by electronic device.

It was decided in the affirmative { Yeas ..... 224  
Nays ..... 194

109.21 [Roll No. 800] YEAS—224

Abercrombie	Bishop (GA)	Carnahan
Ackerman	Bishop (NY)	Carney
Allen	Blumenauer	Carson
Altmire	Boren	Castor
Andrews	Boswell	Chandler
Arcuri	Boucher	Clay
Baca	Boyd (FL)	Cleaver
Baird	Boyd (KS)	Clyburn
Baldwin	Brady (PA)	Cohen
Barrow	Braley (IA)	Conyers
Bean	Brown, Corrine	Cooper
Becerra	Butterfield	Costello
Berkley	Capps	Courtney
Berman	Capuano	Cramer
Berry	Cardoza	Crowley

NAYS—194

Aderholt	Chabot	Goodlatte
Akin	Coble	Granger
Alexander	Cole (OK)	Graves
Bachmann	Conaway	Hall (TX)
Bachus	Costa	Hastert
Baker	Cubin	Hastings (WA)
Barrett (SC)	Culberson	Hayes
Bartlett (MD)	Davis (KY)	Heller
Barton (TX)	Davis, David	Hensarling
Biggart	Davis, Tom	Herger
Bilbray	Deal (GA)	Hobson
Bilirakis	Dent	Hoekstra
Bishop (UT)	Diaz-Balart, L.	Hulshof
Blackburn	Diaz-Balart, M.	Hunter
Blunt	Doolittle	Issa
Boehner	Drake	Jindal
Bonner	Dreier	Johnson (IL)
Bono	Duncan	Jones (NC)
Boozman	Ehlers	Jordan
Boustany	English (PA)	Keller
Brady (TX)	Everett	King (IA)
Broun (GA)	Fallin	King (NY)
Brown (SC)	Feeney	Kingston
Brown-Waite,	Ferguson	Kirk
Ginny	Flake	Kline (MN)
Buchanan	Forbes	Knollenberg
Burgess	Fossella	Kuhl (NY)
Burton (IN)	Fox	LaHood
Buyer	Franks (AZ)	Lamborn
Calvert	Frelinghuysen	Latham
Camp (MI)	Gallegly	LaTourette
Campbell (CA)	Garrett (NJ)	Lewis (CA)
Cannon	Gerlach	Lewis (KY)
Cantor	Gilchrest	Linder
Capito	Gillmor	LoBiondo
Carter	Gingrey	Lucas
Castle	Goode	

So the resolution was agreed to. A motion to reconsider the vote whereby said resolution was agreed to was, by unanimous consent, laid on the table.

109.22 FIRST SPONSORS CHANGE—H.R. 1172

Mr. WAXMAN, by unanimous consent, was authorized to be considered as the first sponsor of the bill (H.R. 1172) to require the Secretary of Defense to report to Congress regarding the requirements applicable to the inscription of veterans' names on the memorial wall of the Vietnam Veterans Memorial (a bill originally introduced by the late Representative MILLENDER-MCDONALD); for the purposes of adding cosponsors and requesting reprintings pursuant to clause 7(b)(4) of rule XII.

109.23 21ST CENTURY COMPETITIVENESS OF 2007

Mr. GORDON of Tennessee, pursuant to House Resolution 602, called up the following conference report (Rept. No. 110-289):

The committee of conference on the disagreeing votes of the two Houses on the amendment of the Senate to the bill (H.R. 2272), to invest in innovation through research and development, and to improve the competitiveness of the United States, having met, after full and free conference, have agreed to recommend and do recommend to their respective Houses as follows:

That the House recede from its disagreement to the amendment of the Senate and agree to the same with an amendment as follows:

In lieu of the matter proposed to be inserted by the Senate amendment, insert the following:

SECTION 1. SHORT TITLE.

This Act may be cited as the "America COMPETES Act" or the "America Creating Opportunities to Meaningfully Promote Excellence in Technology, Education, and Science Act".

SEC. 2. TABLE OF CONTENTS.

The table of contents of this Act is as follows:

Sec. 1. Short title.

Sec. 2. Table of contents.

**TITLE I—OFFICE OF SCIENCE AND TECHNOLOGY POLICY; GOVERNMENT-WIDE SCIENCE**

Sec. 1001. National Science and Technology Summit.

Sec. 1002. Study on barriers to innovation.

Sec. 1003. National Technology and Innovation Medal.

Sec. 1004. Semiannual Science, Technology, Engineering, and Mathematics Days.

Sec. 1005. Study of service science.

Sec. 1006. President's Council on Innovation and Competitiveness.

Sec. 1007. National coordination of research infrastructure.

Sec. 1008. Sense of Congress on innovation acceleration research.

Sec. 1009. Release of scientific research results.

**TITLE II—NATIONAL AERONAUTICS AND SPACE ADMINISTRATION**

Sec. 2001. NASA's contribution to innovation.

Sec. 2002. Aeronautics.

Sec. 2003. Basic research enhancement.

Sec. 2004. Aging workforce issues program.

Sec. 2005. Sense of Congress regarding NASA's undergraduate student research program.

Sec. 2006. Use of International Space Station National Laboratory to support math and science education and competitiveness.

**TITLE III—NATIONAL INSTITUTE OF STANDARDS AND TECHNOLOGY**

Sec. 3001. Authorization of appropriations.

Sec. 3002. Amendments to the Stevenson-Wydler Technology Innovation Act of 1980.

Sec. 3003. Manufacturing Extension Partnership.

Sec. 3004. Institute-wide planning report.

Sec. 3005. Report by Visiting Committee.

Sec. 3006. Meetings of Visiting Committee on Advanced Technology.

Sec. 3007. Collaborative manufacturing research pilot grants.

Sec. 3008. Manufacturing Fellowship Program.

Sec. 3009. Procurement of temporary and intermittent services.

Sec. 3010. Malcolm Baldrige awards.

Sec. 3011. Report on National Institute of Standards and Technology efforts to recruit and retain early career science and engineering researchers.

Sec. 3012. Technology Innovation Program.

Sec. 3013. Technical amendments to the National Institute of Standards and Technology Act and other technical amendments.

Sec. 3014. Retention of depreciation surcharge.

Sec. 3015. Post-doctoral fellows.

**TITLE IV—OCEAN AND ATMOSPHERIC PROGRAMS**

Sec. 4001. Ocean and atmospheric Research and development Program.

Sec. 4002. NOAA ocean and atmospheric Science education Programs.

Sec. 4003. NOAA's contribution to innovation.

**TITLE V—DEPARTMENT OF ENERGY**

Sec. 5001. Short title.

Sec. 5002. Definitions.

Sec. 5003. Science, engineering, and mathematics education at the Department of Energy.

Sec. 5004. Nuclear science talent expansion program for institutions of higher education.

Sec. 5005. Hydrocarbon systems science talent expansion program for institutions of higher education.

Sec. 5006. Department of Energy early career awards for science, engineering, and mathematics researchers.

Sec. 5007. Authorization of appropriations for Department of Energy for basic research.

Sec. 5008. Discovery science and engineering innovation institutes.

Sec. 5009. Protecting America's Competitive Edge (PACE) graduate fellowship program.

Sec. 5010. Sense of Congress regarding certain recommendations and reviews.

Sec. 5011. Distinguished scientist program.

Sec. 5012. Advanced Research Projects Agency—Energy.

**TITLE VI—EDUCATION**

Sec. 6001. Findings.

Sec. 6002. Definitions.

**Subtitle A—Teacher Assistance**

**PART I—TEACHERS FOR A COMPETITIVE TOMORROW**

Sec. 6111. Purpose.

Sec. 6112. Definitions.

Sec. 6113. Programs for baccalaureate degrees in science, technology, engineering, mathematics, or critical foreign languages, with concurrent teacher certification.

Sec. 6114. Programs for master's degrees in science, technology, engineering, mathematics, or critical foreign language education.

Sec. 6115. General provisions.

Sec. 6116. Authorization of appropriations.

**PART II—ADVANCED PLACEMENT AND INTERNATIONAL BACCALAUREATE PROGRAMS**

Sec. 6121. Purpose.

Sec. 6122. Definitions.

Sec. 6123. Advanced Placement and International Baccalaureate Programs.

**PART III—PROMISING PRACTICES IN SCIENCE, TECHNOLOGY, ENGINEERING, AND MATHEMATICS TEACHING**

Sec. 6131. Promising practices.

**Subtitle B—Mathematics**

Sec. 6201. Math Now for elementary school and middle school students program.

Sec. 6202. Summer term education programs.

Sec. 6203. Math skills for secondary school students.

Sec. 6204. Peer review of State applications.

**Subtitle C—Foreign Language Partnership Program**

Sec. 6301. Findings and purpose.

Sec. 6302. Definitions.

Sec. 6303. Program authorized.

Sec. 6304. Authorization of appropriations.

**Subtitle D—Alignment of Education Programs**

Sec. 6401. Alignment of secondary school graduation requirements with the demands of 21st century postsecondary endeavors and support for P-16 education data systems.

**Subtitle E—Mathematics and Science Partnership Bonus Grants**

Sec. 6501. Mathematics and science partnership bonus grants.

Sec. 6502. Authorization of appropriations.

**TITLE VII—NATIONAL SCIENCE FOUNDATION**

Sec. 7001. Definitions.

Sec. 7002. Authorization of appropriations.

Sec. 7003. Reaffirmation of the merit-review process of the National Science Foundation.

Sec. 7004. Sense of the Congress regarding the mathematics and science partnership programs of the Department of Education and the National Science Foundation.

Sec. 7005. Curricula.

Sec. 7006. Centers for research on learning and education improvement.

Sec. 7007. Interdisciplinary research.

Sec. 7008. Postdoctoral research fellows.

Sec. 7009. Responsible conduct of research.

Sec. 7010. Reporting of research results.

Sec. 7011. Sharing research results.

Sec. 7012. Funding for successful science, technology, engineering, and mathematics education programs.

Sec. 7013. Cost sharing.

Sec. 7014. Additional reports.

Sec. 7015. Administrative amendments.

Sec. 7016. National Science Board reports.

Sec. 7017. Program Fraud Civil Remedies Act of 1986 amendment.

Sec. 7018. Meeting critical national science needs.

Sec. 7019. Research on innovation and inventiveness.

Sec. 7020. Cyberinfrastructure.

Sec. 7021. Pilot program of grants for new investigators.

Sec. 7022. Broader impacts merit review criterion.

Sec. 7023. Donations.

Sec. 7024. High-performance computing and networking.

Sec. 7025. Science, technology, engineering, and mathematics talent expansion program.

Sec. 7026. Laboratory science pilot program.

Sec. 7027. Study on laboratory equipment donations for schools.

Sec. 7028. Mathematics and Science Education Partnerships amendments.

Sec. 7029. National Science Foundation teacher institutes for the 21st century.

Sec. 7030. Robert Noyce Teacher Scholarship Program.

Sec. 7031. Encouraging participation.

Sec. 7032. National Academy of Sciences report on diversity in science, technology, engineering, and mathematics fields.

Sec. 7033. Hispanic-serving institutions undergraduate program.

Sec. 7034. Professional science master's degree programs.

Sec. 7035. Sense of Congress on communications training for scientists.

Sec. 7036. Major research instrumentation.

Sec. 7037. Limit on proposals.

**TITLE VIII—GENERAL PROVISIONS**

Sec. 8001. Collection of data relating to trade in services.

Sec. 8002. Sense of the Senate regarding small business growth and capital markets.

Sec. 8003. Government Accountability Office review of activities, grants, and programs.

Sec. 8004. Sense of the Senate regarding anti-competitive tax policy.

Sec. 8005. Study of the provision of online degree programs.

Sec. 8006. Sense of the Senate regarding deemed exports.

Sec. 8007. Sense of the Senate regarding capital markets.

Sec. 8008. Accountability and transparency of activities authorized by this Act.

**TITLE I—OFFICE OF SCIENCE AND TECHNOLOGY POLICY; GOVERNMENT-WIDE SCIENCE**

**SEC. 1001. NATIONAL SCIENCE AND TECHNOLOGY SUMMIT.**

(a) **IN GENERAL.**—Not later than 180 days after the date of the enactment of this Act, the President shall convene a National Science and Technology Summit to examine the health and direction of the United States' science, technology, engineering, and mathematics enterprises. The Summit shall include representatives of industry, small business, labor, academia, State government, Federal research and development agencies, non-profit environmental and energy policy groups concerned with science and technology issues, and other nongovernmental organizations, including representatives of science, technology, and engineering organizations and associations that represent individuals identified in section 33 or 34 of the Science and Engineering Equal Opportunities Act (42 U.S.C. 1885a or 1885b).

(b) **REPORT.**—Not later than 90 days after the date of the conclusion of the Summit, the President shall submit to Congress a report on the results of the Summit. The report shall identify

key research and technology challenges and recommendations, including recommendations to increase the representation of individuals identified in section 33 or 34 of the Science and Engineering Equal Opportunities Act (42 U.S.C. 1885a or 1885b) in science, engineering, and technology enterprises, for areas of investment for Federal research and technology programs to be carried out during the 5-year period beginning on the date the report is issued.

(c) **ANNUAL EVALUATION.**—Beginning with the President's budget submission for the fiscal year following the conclusion of the National Science and Technology Summit and for each of the following 4 budget submissions, the Analytical Perspectives component of the budget document that describes the Research and Development budget priorities shall include a description of how those priorities relate to the conclusions and recommendations of the Summit contained in the report required under subsection (b).

**SEC. 1002. STUDY ON BARRIERS TO INNOVATION.**

(a) **IN GENERAL.**—Not later than 90 days after the date of the enactment of this Act, the Director of the Office of Science and Technology Policy shall enter into a contract with the National Academy of Sciences to conduct and complete a study to identify, and to review methods to mitigate, new forms of risk for businesses beyond conventional operational and financial risk that affect the ability to innovate, including studying and reviewing—

(1) incentive and compensation structures that could effectively encourage long-term value creation and innovation;

(2) methods of voluntary and supplemental disclosure by industry of intellectual capital, innovation performance, and indicators of future valuation;

(3) means by which government could work with industry to enhance the legal and regulatory framework to encourage the disclosures described in paragraph (2);

(4) practices that may be significant deterrents to United States businesses engaging in innovation risk-taking compared to foreign competitors;

(5) costs faced by United States businesses engaging in innovation compared to foreign competitors, including the burden placed on businesses by high and rising health care costs;

(6) means by which industry, trade associations, and universities could collaborate to support research on management practices and methodologies for assessing the value and risks of longer term innovation strategies;

(7) means to encourage new, open, and collaborative dialogue between industry associations, regulatory authorities, management, shareholders, labor, and other concerned interests to encourage appropriate approaches to innovation risk-taking;

(8) incentives to encourage participation among institutions of higher education, especially those in rural and underserved areas, to engage in innovation;

(9) relevant Federal regulations that may discourage or encourage innovation;

(10) all provisions of the Internal Revenue Code of 1986, including tax provisions, compliance costs, and reporting requirements, that discourage innovation;

(11) the extent to which Federal funding promotes or hinders innovation; and

(12) the extent to which individuals are being equipped with the knowledge and skills necessary for success in the 21st century workforce, as measured by—

(A) elementary school and secondary school student academic achievement on the State academic assessments required under section 1111(b)(3) of the Elementary and Secondary Education Act of 1965 (20 U.S.C. 6311 (b)(3)), especially in mathematics, science, and reading, identified by ethnicity, race, and gender;

(B) the rate of student entrance into institutions of higher education, identified by ethnicity, race, and gender, by type of institution,

and barriers to access to institutions of higher education;

(C) the rates of—

(i) students successfully completing postsecondary education programs, identified by ethnicity, race, and gender; and

(ii) certificates, associate degrees, and baccalaureate degrees awarded in the fields of science, technology, engineering, and mathematics, identified by ethnicity, race, and gender; and

(D) access to, and availability of, high quality job training programs.

(b) **REPORT REQUIRED.**—Not later than 1 year after entering into the contract required by subsection (a) and 4 years after entering into such contract, the National Academy of Sciences shall submit to Congress a report on the study conducted under such subsection.

(c) **AUTHORIZATION OF APPROPRIATIONS.**—There are authorized to be appropriated to the Office of Science and Technology Policy \$1,000,000 for fiscal year 2008 for the purpose of carrying out the study required under this section.

**SEC. 1003. NATIONAL TECHNOLOGY AND INNOVATION MEDAL.**

Section 16 of the Stevenson-Wylder Technology Innovation Act of 1980 (15 U.S.C. 3711) is amended—

(1) in the section heading, by striking “**NATIONAL MEDAL**” and inserting “**NATIONAL TECHNOLOGY AND INNOVATION MEDAL**”; and

(2) in subsection (a), by striking “Technology Medal” and inserting “Technology and Innovation Medal”.

**SEC. 1004. SEMI-ANNUAL SCIENCE, TECHNOLOGY, ENGINEERING, AND MATHEMATICS DAYS.**

It is the sense of Congress that the Director of the Office of Science and Technology Policy should—

(1) encourage all elementary and middle schools to observe a Science, Technology, Engineering, and Mathematics Day twice in every school year for the purpose of bringing in science, technology, engineering, and mathematics mentors to provide hands-on lessons to excite and inspire students to pursue the science, technology, engineering, and mathematics fields (including continuing education and career paths);

(2) initiate a program, in consultation with Federal agencies and departments, to provide support systems, tools (from existing outreach offices), and mechanisms to allow and encourage Federal employees with scientific, technological, engineering, or mathematical responsibilities to reach out to local classrooms on such Science, Technology, Engineering, and Mathematics Days to instruct and inspire school children, focusing on real life science, technology, engineering, and mathematics-related applicable experiences along with hands-on demonstrations in order to demonstrate the advantages and direct applications of studying the science, technology, engineering, and mathematics fields; and

(3) promote Science, Technology, Engineering, and Mathematics Days involvement by private sector and institutions of higher education employees, including partnerships with scientific, engineering, and mathematical professional organizations representing individuals identified in section 33 or 34 of the Science and Engineering Equal Opportunities Act (42 U.S.C. 1885a or 1885b), in a manner similar to the Federal employee involvement described in paragraph (2).

**SEC. 1005. STUDY OF SERVICE SCIENCE.**

(a) **SENSE OF CONGRESS.**—It is the sense of Congress that, in order to strengthen the competitiveness of United States enterprises and institutions and to prepare the people of the United States for high-wage, high-skill employment, the Federal Government should better understand and respond strategically to the emerging management and learning discipline known as service science.

(b) **STUDY.**—Not later than 1 year after the date of the enactment of this Act, the Director of the Office of Science and Technology Policy shall, through the National Academy of Sciences, conduct a study and report to Congress on how the Federal Government should support, through research, education, and training, the emerging management and learning discipline known as service science.

(c) **OUTSIDE RESOURCES.**—In conducting the study under subsection (b), the National Academy of Sciences shall consult with leaders from 2- and 4-year institutions of higher education, as defined in section 101(a) of the Higher Education Act of 1965 (20 U.S.C. 1001(a)), leaders from corporations, and other relevant parties.

(d) **SERVICE SCIENCE DEFINED.**—In this section, the term “service science” means curricula, training, and research programs that are designed to teach individuals to apply scientific, engineering, and management disciplines that integrate elements of computer science, operations research, industrial engineering, business strategy, management sciences, and social and legal sciences, in order to encourage innovation in how organizations create value for customers and shareholders that could not be achieved through such disciplines working in isolation.

**SEC. 1006. PRESIDENT'S COUNCIL ON INNOVATION AND COMPETITIVENESS.**

(a) **IN GENERAL.**—The President shall establish a President's Council on Innovation and Competitiveness.

(b) **DUTIES.**—The duties of the Council shall include—

(1) monitoring implementation of public laws and initiatives for promoting innovation, including policies related to research funding, taxation, immigration, trade, and education that are proposed in this Act or in any other Act;

(2) providing advice to the President with respect to global trends in competitiveness and innovation and allocation of Federal resources in education, job training, and technology research and development considering such global trends in competitiveness and innovation;

(3) in consultation with the Director of the Office of Management and Budget, developing a process for using metrics to assess the impact of existing and proposed policies and rules that affect innovation capabilities in the United States;

(4) identifying opportunities and making recommendations for the heads of executive agencies to improve innovation, monitoring, and reporting on the implementation of such recommendations;

(5) developing metrics for measuring the progress of the Federal Government with respect to improving conditions for innovation, including through talent development, investment, and infrastructure improvements; and

(6) submitting to the President and Congress an annual report on such progress.

(c) **MEMBERSHIP AND COORDINATION.**—

(1) **MEMBERSHIP.**—The Council shall be composed of the Secretary or head of each of the following:

(A) The Department of Commerce.  
(B) The Department of Defense.  
(C) The Department of Education.  
(D) The Department of Energy.  
(E) The Department of Health and Human Services.

(F) The Department of Homeland Security.  
(G) The Department of Labor.  
(H) The Department of the Treasury.  
(I) The National Aeronautics and Space Administration.

(J) The Securities and Exchange Commission.

(K) The National Science Foundation.

(L) The Office of the United States Trade Representative.

(M) The Office of Management and Budget.

(N) The Office of Science and Technology Policy.

(O) The Environmental Protection Agency.

(P) The Small Business Administration.

(Q) Any other department or agency designated by the President.

(2) **CHAIRPERSON.**—The Secretary of Commerce shall serve as Chairperson of the Council.

(3) **COORDINATION.**—The Chairperson of the Council shall ensure appropriate coordination between the Council and the National Economic Council, the National Security Council, and the National Science and Technology Council.

(4) **MEETINGS.**—The Council shall meet on a semi-annual basis at the call of the Chairperson and the initial meeting of the Council shall occur not later than 6 months after the date of the enactment of this Act.

(d) **DEVELOPMENT OF INNOVATION AGENDA.**—

(1) **IN GENERAL.**—The Council shall develop a comprehensive agenda for strengthening the innovation and competitiveness capabilities of the Federal Government, State governments, academia, and the private sector in the United States.

(2) **CONTENTS.**—The comprehensive agenda required by paragraph (1) shall include the following:

(A) An assessment of current strengths and weaknesses of the United States investment in research and development.

(B) Recommendations for addressing weaknesses and maintaining the United States as a world leader in research and development and technological innovation, including strategies for increasing the participation of individuals identified in section 33 or 34 of the Science and Engineering Equal Opportunities Act (42 U.S.C. 1885a or 1885b) in science, technology, engineering, and mathematics fields.

(C) Recommendations for strengthening the innovation and competitiveness capabilities of the Federal Government, State governments, academia, and the private sector in the United States.

(3) **ADVISORS.**—

(A) **RECOMMENDATION.**—Not later than 30 days after the date of the enactment of this Act, the National Academy of Sciences, in consultation with the National Academy of Engineering, the Institute of Medicine, and the National Research Council, shall develop and submit to the President a list of 50 individuals that are recommended to serve as advisors to the Council during the development of the comprehensive agenda required by paragraph (1). The list of advisors shall include appropriate representatives from the following:

(i) The private sector of the economy.

(ii) Labor.

(iii) Various fields including information technology, energy, engineering, high-technology manufacturing, health care, and education.

(iv) Scientific organizations.

(v) Academic organizations and other non-governmental organizations working in the area of science or technology.

(vi) Nongovernmental organizations, such as professional organizations, that represent individuals identified in section 33 or 34 of the Science and Engineering Equal Opportunities Act (42 U.S.C. 1885a or 1885b) in the areas of science, engineering, technology, and mathematics.

(B) **DESIGNATION.**—Not later than 30 days after the date that the National Academy of Sciences submits the list of recommended individuals to serve as advisors, the President shall designate 50 individuals to serve as advisors to the Council.

(C) **REQUIREMENT TO CONSULT.**—The Council shall develop the comprehensive agenda required by paragraph (1) in consultation with the advisors.

(4) **INITIAL SUBMISSION AND UPDATES.**—

(A) **INITIAL SUBMISSION.**—Not later than 1 year after the date of the enactment of this Act, the Council shall submit to Congress and the President the comprehensive agenda required by paragraph (1).

(B) **UPDATES.**—At least once every 2 years, the Council shall update the comprehensive agenda required by paragraph (1) and submit each such update to Congress and the President.

(e) **OPTIONAL ASSIGNMENT.**—Notwithstanding subsection (a) and paragraphs (1) and (2) of

subsection (c), the President may designate an existing council to carry out the requirements of this section.

#### **SEC. 1007. NATIONAL COORDINATION OF RESEARCH INFRASTRUCTURE.**

(a) **IDENTIFICATION AND PRIORITIZATION OF DEFICIENCIES IN FEDERAL RESEARCH FACILITIES.**—Each year the Director of the Office of Science and Technology Policy shall, through the National Science and Technology Council, identify and prioritize the deficiencies in research facilities and major instrumentation located at Federal laboratories and national user facilities at academic institutions that are widely accessible for use by researchers in the United States. In prioritizing such deficiencies, the Director shall consider research needs in areas relevant to the specific mission requirements of Federal agencies.

(b) **PLANNING FOR ACQUISITION, REFURBISHMENT, AND MAINTENANCE OF RESEARCH FACILITIES AND MAJOR INSTRUMENTATION.**—The Director shall, through the National Science and Technology Council, coordinate the planning by Federal agencies for the acquisition, refurbishment, and maintenance of research facilities and major instrumentation to address the deficiencies identified under subsection (a).

(c) **REPORT.**—The Director shall submit to Congress each year, together with documents submitted to Congress in support of the budget of the President for the fiscal year beginning in such year (as submitted pursuant to section 1105 of title 31, United States Code), a report, current as of the fiscal year ending in the year before such report is submitted, setting forth the following:

(1) A description of the deficiencies in research infrastructure identified in accordance with subsection (a).

(2) A list of projects and budget proposals of Federal research facilities, set forth by agency, for major instrumentation acquisitions that are included in the budget proposal of the President.

(3) An explanation of how the projects and instrumentation acquisitions described in paragraph (2) relate to the deficiencies and priorities identified pursuant to subsection (a).

#### **SEC. 1008. SENSE OF CONGRESS ON INNOVATION ACCELERATION RESEARCH.**

(a) **SENSE OF CONGRESS ON SUPPORT AND PROMOTION OF INNOVATION IN THE UNITED STATES.**—It is the sense of Congress that each Federal research agency should strive to support and promote innovation in the United States through high-risk, high-reward basic research projects that—

(1) meet fundamental technological or scientific challenges;

(2) involve multidisciplinary work; and

(3) involve a high degree of novelty.

(b) **SENSE OF CONGRESS ON SETTING ANNUAL FUNDING GOALS FOR BASIC RESEARCH.**—It is the sense of Congress that each Executive agency that funds research in science, technology, engineering, or mathematics should set a goal of allocating an appropriate percentage of the annual basic research budget of such agency to funding high-risk, high-reward basic research projects described in subsection (a).

(c) **REPORT.**—Each Executive agency described in subsection (b) shall submit to Congress each year, together with documents submitted to Congress in support of the budget of the President for the fiscal year beginning in such year (as submitted pursuant to section 1105 of title 31, United States Code), a report describing whether a funding goal as described in subsection (b) has been established, and if such a goal has been established, the following:

(1) A description of such funding goal.

(2) Whether such funding goal is being met by the agency.

(3) A description of activities supported by amounts allocated in accordance with such funding goal.

(d) **DEFINITIONS.**—In this section:

(1) **BASIC RESEARCH.**—The term “basic research” has the meaning given such term in the Office of Management and Budget Circular No. A-11.

(2) **EXECUTIVE AGENCY.**—The term “Executive agency” has the meaning given such term in section 105 of title 5, United States Code.

#### **SEC. 1009. RELEASE OF SCIENTIFIC RESEARCH RESULTS.**

(a) **PRINCIPLES.**—Not later than 90 days after the date of the enactment of this Act, the Director of the Office of Science and Technology Policy, in consultation with the Director of the Office of Management and Budget and the heads of all Federal civilian agencies that conduct scientific research, shall develop and issue an overarching set of principles to ensure the communication and open exchange of data and results to other agencies, policymakers, and the public of research conducted by a scientist employed by a Federal civilian agency and to prevent the intentional or unintentional suppression or distortion of such research findings. The principles shall encourage the open exchange of data and results of research undertaken by a scientist employed by such an agency and shall be consistent with existing Federal laws, including chapter 18 of title 35, United States Code (commonly known as the “Bayh-Dole Act”). The principles shall also take into consideration the policies of peer-reviewed scientific journals in which Federal scientists may currently publish results.

(b) **IMPLEMENTATION.**—Not later than 180 days after the date of the enactment of this Act, the Director of the Office of Science and Technology Policy shall ensure that all civilian Federal agencies that conduct scientific research develop specific policies and procedures regarding the public release of data and results of research conducted by a scientist employed by such an agency consistent with the principles established under subsection (a). Such policies and procedures shall—

(1) specifically address what is and what is not permitted or recommended under such policies and procedures;

(2) be specifically designed for each such agency;

(3) be applied uniformly throughout each such agency; and

(4) be widely communicated and readily accessible to all employees of each such agency and the public.

### **TITLE II—NATIONAL AERONAUTICS AND SPACE ADMINISTRATION**

#### **SEC. 2001. NASA'S CONTRIBUTION TO INNOVATION.**

(a) **PARTICIPATION IN INTERAGENCY ACTIVITIES.**—The National Aeronautics and Space Administration shall be a full participant in any interagency effort to promote innovation and economic competitiveness through near-term and long-term basic scientific research and development and the promotion of science, technology, engineering, and mathematics education, consistent with the National Aeronautics and Space Administration's mission, including authorized activities.

(b) **HISTORIC FOUNDATION.**—In order to carry out the participation described in subsection (a), the Administrator of the National Aeronautics and Space Administration shall build on the historic role of the National Aeronautics and Space Administration in stimulating excellence in the advancement of physical science and engineering disciplines and in providing opportunities and incentives for the pursuit of academic studies in science, technology, engineering, and mathematics.

(c) **BALANCED SCIENCE PROGRAM AND ROBUST AUTHORIZATION LEVELS.**—The balanced science program authorized by section 101(d) of the National Aeronautics and Space Administration Authorization Act of 2005 (42 U.S.C. 16611) shall be an element of the contribution by the National Aeronautics and Space Administration to such interagency programs.

(d) **SENSE OF CONGRESS ON CONTRIBUTION OF APPROPRIATELY FUNDED NATIONAL AERONAUTICS AND SPACE ADMINISTRATION.**—It is the sense of Congress that a robust National Aeronautics and Space Administration, funded at the levels authorized for fiscal years 2007 and 2008 under sections 202 and 203 of the National Aeronautics and Space Administration Authorization Act of 2005 (42 U.S.C. 16631 and 16632) and at appropriate levels in subsequent fiscal years—

(1) can contribute significantly to innovation in, and the competitiveness of, the United States;

(2) would enable a fair balance among science, aeronautics, education, exploration, and human space flight programs; and

(3) would allow full participation in any interagency efforts to promote innovation and economic competitiveness.

(e) **ANNUAL REPORT.**—

(1) **REQUIREMENT.**—The Administrator shall submit to Congress and the President an annual report describing the activities conducted pursuant to this section, including a description of the goals and the objective metrics upon which funding decisions were made.

(2) **CONTENT.**—Each report submitted pursuant to paragraph (1) shall include, with regard to science, technology, engineering, and mathematics education programs, at a minimum, the following:

(A) A description of each program.

(B) The amount spent on each program.

(C) The number of students or teachers served by each program.

(f) **ASSESSMENT PLAN.**—Not later than 1 year after the date of the enactment of this Act, the Administrator shall submit to Congress a report on its plan for instituting assessments of the effectiveness of the National Aeronautics and Space Administration's science, technology, engineering, and mathematics education programs in improving student achievement, including with regard to challenging State achievement standards.

#### **SEC. 2002. AERONAUTICS.**

(a) **SENSE OF CONGRESS.**—It is the sense of Congress that the aeronautics research and development program of the National Aeronautics and Space Administration has been an important contributor to innovation and to the competitiveness of the United States and the National Aeronautics and Space Administration should maintain its capabilities to advance the state of aeronautics.

(b) **COOPERATION WITH OTHER AGENCIES ON AERONAUTICS ACTIVITIES.**—The Administrator shall coordinate, as appropriate, the National Aeronautics and Space Administration's aeronautics activities with relevant programs in the Department of Transportation, the Department of Defense, the Department of Commerce, and the Department of Homeland Security, including the activities of the Joint Planning and Development Office established under section 709 of the Vision 100—Century of Aviation Reauthorization Act (Public Law 108-176; 117 Stat. 2582).

#### **SEC. 2003. BASIC RESEARCH ENHANCEMENT.**

(a) **IN GENERAL.**—The Administrator of the National Aeronautics and Space Administration, the Director of the National Science Foundation, the Secretary of Energy, the Secretary of Defense, and Secretary of Commerce shall, to the extent practicable, coordinate basic research activities related to physical sciences, technology, engineering, and mathematics.

(b) **BASIC RESEARCH DEFINED.**—In this section, the term "basic research" has the meaning given such term in Office of Management and Budget Circular No. A-11.

#### **SEC. 2004. AGING WORKFORCE ISSUES PROGRAM.**

It is the sense of Congress that the Administrator of the National Aeronautics and Space Administration should implement a program to address aging work force issues in aerospace that—

(1) documents technical and management experiences before senior people leave the National Aeronautics and Space Administration, including—

(A) documenting lessons learned;

(B) briefing organizations;

(C) providing opportunities for archiving lessons in a database; and

(D) providing opportunities for near-term retirees to transition out early from their primary assignment in order to document their career lessons learned and brief new employees prior to their separation from the National Aeronautics and Space Administration;

(2) provides incentives for retirees to return and teach new employees about their career lessons and experiences; and

(3) provides for the development of an award to recognize and reward outstanding senior employees for their contributions to knowledge sharing.

#### **SEC. 2005. SENSE OF CONGRESS REGARDING NASA'S UNDERGRADUATE STUDENT RESEARCH PROGRAM.**

It is the sense of Congress that in order to generate interest in careers in science, technology, engineering, and mathematics and to help train the next generation of space and aeronautical scientists, technologists, engineers, and mathematicians the Administrator of the National Aeronautics and Space Administration should utilize the existing Undergraduate Student Research Program of the National Aeronautics and Space Administration to support basic research projects on subjects of relevance to the National Aeronautics and Space Administration that—

(1) are to be carried out primarily by undergraduate students; and

(2) combine undergraduate research with other research supported by the National Aeronautics and Space Administration.

#### **SEC. 2006. USE OF INTERNATIONAL SPACE STATION NATIONAL LABORATORY TO SUPPORT MATH AND SCIENCE EDUCATION AND COMPETITIVENESS.**

(a) **SENSE OF CONGRESS.**—It is the sense of Congress that the International Space Station National Laboratory offers unique opportunities for educational activities and provides a unique resource for research and development in science, technology, and engineering, which can enhance the global competitiveness of the United States.

(b) **DEVELOPMENT OF EDUCATIONAL PROJECTS.**—The Administrator of the National Aeronautics and Space Administration shall develop a detailed plan for implementation of 1 or more education projects that utilize the resources offered by the International Space Station. In developing any detailed plan according to this paragraph, the Administrator shall make use of the findings and recommendations of the International Space Station National Laboratory Education Concept Development Task Force.

(c) **DEVELOPMENT OF RESEARCH PLANS FOR COMPETITIVENESS ENHANCEMENT.**—The Administrator shall develop a detailed plan for identification and support of research to be conducted aboard the International Space Station, which offers the potential for enhancement of United States competitiveness in science, technology, and engineering. In developing any detailed plan pursuant to this subsection, the Administrator shall consult with agencies and entities with which cooperative agreements have been reached regarding utilization of International Space Station National Laboratory facilities.

#### **TITLE III—NATIONAL INSTITUTE OF STANDARDS AND TECHNOLOGY**

#### **SEC. 3001. AUTHORIZATION OF APPROPRIATIONS.**

(a) **SCIENTIFIC AND TECHNICAL RESEARCH AND SERVICES.**—

(1) **LABORATORY ACTIVITIES.**—There are authorized to be appropriated to the Secretary of Commerce for the scientific and technical research and services laboratory activities of the

National Institute of Standards and Technology—

(A) \$502,100,000 for fiscal year 2008;

(B) \$541,900,000 for fiscal year 2009; and

(C) \$584,800,000 for fiscal year 2010.

(2) **CONSTRUCTION AND MAINTENANCE.**—There are authorized to be appropriated to the Secretary of Commerce for construction and maintenance of facilities of the National Institute of Standards and Technology—

(A) \$150,900,000 for fiscal year 2008;

(B) \$86,400,000 for fiscal year 2009; and

(C) \$49,700,000 for fiscal year 2010.

(b) **INDUSTRIAL TECHNOLOGY SERVICES.**—There are authorized to be appropriated to the Secretary of Commerce for Industrial Technology Services activities of the National Institute of Standards and Technology—

(1) \$210,000,000 for fiscal year 2008, of which—

(A) \$100,000,000 shall be for the Technology Innovation Program under section 28 of the National Institute of Standards and Technology Act (15 U.S.C. 278n), of which at least \$40,000,000 shall be for new awards; and

(B) \$110,000,000 shall be for the Manufacturing Extension Partnership program under sections 25 and 26 of the National Institute of Standards and Technology Act (15 U.S.C. 278k and 278l), of which not more than \$1,000,000 shall be for the competitive grant program under section 25(f) of such Act;

(2) \$253,500,000 for fiscal year 2009, of which—

(A) \$131,500,000 shall be for the Technology Innovation Program under section 28 of the National Institute of Standards and Technology Act (15 U.S.C. 278n), of which at least \$40,000,000 shall be for new awards; and

(B) \$122,000,000 shall be for the Manufacturing Extension Partnership Program under sections 25 and 26 of the National Institute of Standards and Technology Act (15 U.S.C. 278k and 278l), of which not more than \$4,000,000 shall be for the competitive grant program under section 25(f) of such Act; and

(3) \$272,300,000 for fiscal year 2010, of which—

(A) \$140,500,000 shall be for the Technology Innovation Program under section 28 of the National Institute of Standards and Technology Act (15 U.S.C. 278n), of which at least \$40,000,000 shall be for new awards; and

(B) \$131,800,000 shall be for the Manufacturing Extension Partnership Program under sections 25 and 26 of the National Institute of Standards and Technology Act (15 U.S.C. 278k and 278l), of which not more than \$4,000,000 shall be for the competitive grant program under section 25(f) of such Act.

#### **SEC. 3002. AMENDMENTS TO THE STEVENSON-WYDLER TECHNOLOGY INNOVATION ACT OF 1980.**

(a) **IN GENERAL.**—Section 5 of the Stevenson-Wydler Technology Innovation Act of 1980 (15 U.S.C. 3704) is amended—

(1) by striking subsections (a) through (e);

(2) by redesignating subsection (f) as subsection (a);

(3) in subsection (a), as redesignated by paragraph (2)—

(A) in paragraph (1), by striking "The Secretary, acting through the Under Secretary, shall establish for fiscal year 1999" and inserting "Beginning in fiscal year 1999, the Secretary shall establish";

(B) by striking "acting through the Under Secretary," each place it appears;

(C) by redesignating paragraph (6) as subsection (b);

(D) by striking paragraph (7); and

(E) in the subsection heading, by striking "EXPERIMENTAL PROGRAM TO STIMULATE COMPETITIVE TECHNOLOGY" and inserting "PROGRAM ESTABLISHMENT";

(4) in subsection (b), as redesignated by paragraph (3)(C), by striking "this subsection" and inserting "subsection (a)"; and

(5) in the section heading by striking "COMMERCE AND TECHNOLOGICAL INNOVATION" and inserting "EXPERIMENTAL PROGRAM TO STIMULATE COMPETITIVE TECHNOLOGY".

(b) CONSTRUCTION.—The amendments made by subsection (a) shall not be construed to eliminate the National Institute of Standards and Technology or the National Technical Information Service.

(c) CONFIRMING AMENDMENTS.—

(1) TITLE 5, UNITED STATES CODE.—Section 5314 of title 5, United States Code, is amended by striking “Under Secretary of Commerce for Technology.”

(2) NATIONAL INSTITUTE OF STANDARDS AND TECHNOLOGY.—The National Institute of Standards and Technology Act (15 U.S.C. 271 et seq.) is amended—

(A) in section 2 of such Act (15 U.S.C. 272)—

(i) in subsection (b), by striking “and, if appropriate, through other officials,”; and

(ii) in subsection (c), by striking “and, if appropriate, through other appropriate officials,”; and

(B) in section 5 of such Act (15 U.S.C. 274), by striking “The Director shall have the general” and inserting “The Director shall report directly to the Secretary and shall have the general”.

(3) DEFINITIONS.—Section 4 of the Stevenson-Wylder Technology Innovation Act of 1980 (15 U.S.C. 3703) is amended—

(A) by striking paragraphs (1) and (3); and

(B) by redesignating paragraphs (2) through (13) as paragraphs (1) through (11), respectively.

(4) FUNCTIONS OF SECRETARY.—Section 11(g)(1) of such Act (15 U.S.C. 3710(g)(1)) is amended by striking “through the Under Secretary, and”.

(5) REPEAL OF AUTHORIZATION.—Section 21(a) of such Act (15 U.S.C. 3713(a)) is amended—

(A) in paragraph (1), by striking “sections 5, 11(g), and 16” and inserting “sections 11(g) and 16”; and

(B) in paragraph (2), by striking “\$500,000 is authorized only for the purpose of carrying out the requirements of the Japanese technical literature program established under section 5(d) of this Act.”.

(6) HIGH-PERFORMANCE COMPUTING ACT OF 1991.—Section 208 of the High-Performance Computing Act of 1991 (15 U.S.C. 5528) is amended by striking subsection (c) and redesignating subsection (d) as subsection (c).

(7) ASSISTIVE TECHNOLOGY ACT OF 1998.—Section 6(b)(4)(B)(v) of the Assistive Technology Act of 1998 (29 U.S.C. 3005(b)(4)(B)(v)) is amended by striking “the Technology Administration of the Department of Commerce,” and inserting “the National Institute of Standards and Technology.”.

### SEC. 3003. MANUFACTURING EXTENSION PARTNERSHIP.

(a) CLARIFICATION OF ELIGIBLE CONTRIBUTIONS IN CONNECTION WITH REGIONAL CENTERS RESPONSIBLE FOR IMPLEMENTING THE OBJECTIVES OF THE PROGRAM.—Paragraph (3) of section 25(c) of the National Institute of Standards and Technology Act (15 U.S.C. 278k(c)(3)) is amended to read as follows:

“(3)(A) Any nonprofit institution, or group thereof, or consortia of nonprofit institutions, including entities existing on August 23, 1988, may submit to the Secretary an application for financial support under this subsection, in accordance with the procedures established by the Secretary and published in the Federal Register under paragraph (2).

“(B) In order to receive assistance under this section, an applicant for financial assistance under subparagraph (A) shall provide adequate assurances that non-Federal assets obtained from the applicant and the applicant’s partnering organizations will be used as a funding source to meet not less than 50 percent of the costs incurred for the first 3 years and an increasing share for each of the last 3 years. For purposes of the preceding sentence, the costs incurred means the costs incurred in connection with the activities undertaken to improve the management, productivity, and technological performance of small- and medium-sized manufacturing companies.

“(C) In meeting the 50 percent requirement, it is anticipated that a Center will enter into agreements with other entities such as private industry, universities, and State governments to accomplish programmatic objectives and access new and existing resources that will further the impact of the Federal investment made on behalf of small- and medium-sized manufacturing companies. All non-Federal costs, contributed by such entities and determined by a Center as programmatically reasonable and allocable under MEP program procedures are includable as a portion of the Center’s contribution.

“(D) Each applicant under subparagraph (A) shall also submit a proposal for the allocation of the legal rights associated with any invention which may result from the proposed Center’s activities.”.

(b) MANUFACTURING CENTER EVALUATION.—Paragraph (5) of section 25(c) of the National Institute of Standards and Technology Act (15 U.S.C. 278k(c)(5)) is amended by inserting “A Center that has not received a positive evaluation by the evaluation panel shall be notified by the panel of the deficiencies in its performance and shall be placed on probation for one year, after which time the panel shall reevaluate the Center. If the Center has not addressed the deficiencies identified by the panel, or shown a significant improvement in its performance, the Director shall conduct a new competition to select an operator for the Center or may close the Center.” after “at declining levels.”.

(c) FEDERAL SHARE.—Section 25 of the National Institute of Standards and Technology Act (15 U.S.C. 278k) is amended by striking subsection (d) and inserting the following:

“(d) ACCEPTANCE OF FUNDS.—

“(1) IN GENERAL.—In addition to such sums as may be appropriated to the Secretary and Director to operate the Centers program, the Secretary and Director also may accept funds from other Federal departments and agencies and under section 2(c)(7) from the private sector for the purpose of strengthening United States manufacturing.

“(2) ALLOCATION OF FUNDS.—

“(A) FUNDS ACCEPTED FROM OTHER FEDERAL DEPARTMENTS OR AGENCIES.—The Director shall determine whether funds accepted from other Federal departments or agencies shall be counted in the calculation of the Federal share of capital and annual operating and maintenance costs under subsection (c).

“(B) FUNDS ACCEPTED FROM THE PRIVATE SECTOR.—Funds accepted from the private sector under section 2(c)(7), if allocated to a Center, shall not be considered in the calculation of the Federal share under subsection (c) of this section.”.

(d) MEP ADVISORY BOARD.—Such section 25 is further amended by adding at the end the following:

“(e) MEP ADVISORY BOARD.—

“(1) ESTABLISHMENT.—There is established within the Institute a Manufacturing Extension Partnership Advisory Board (in this subsection referred to as the ‘MEP Advisory Board’).

“(2) MEMBERSHIP.—

“(A) IN GENERAL.—The MEP Advisory Board shall consist of 10 members broadly representative of stakeholders, to be appointed by the Director. At least 2 members shall be employed by or on an advisory board for the Centers, and at least 5 other members shall be from United States small businesses in the manufacturing sector. No member shall be an employee of the Federal Government.

“(B) TERM.—Except as provided in subparagraph (C) or (D), the term of office of each member of the MEP Advisory Board shall be 3 years.

“(C) CLASSES.—The original members of the MEP Advisory Board shall be appointed to 3 classes. One class of 3 members shall have an initial term of 1 year, one class of 3 members shall have an initial term of 2 years, and one class of 4 members shall have an initial term of 3 years.

“(D) VACANCIES.—Any member appointed to fill a vacancy occurring prior to the expiration

of the term for which his predecessor was appointed shall be appointed for the remainder of such term.

“(E) SERVING CONSECUTIVE TERMS.—Any person who has completed two consecutive full terms of service on the MEP Advisory Board shall thereafter be ineligible for appointment during the one-year period following the expiration of the second such term.

“(3) MEETINGS.—The MEP Advisory Board shall meet not less than 2 times annually, and provide to the Director—

“(A) advice on Manufacturing Extension Partnership programs, plans, and policies;

“(B) assessments of the soundness of Manufacturing Extension Partnership plans and strategies; and

“(C) assessments of current performance against Manufacturing Extension Partnership program plans.

“(4) FEDERAL ADVISORY COMMITTEE ACT.—In discharging its duties under this subsection, the MEP Advisory Board shall function solely in an advisory capacity, in accordance with the Federal Advisory Committee Act.

“(5) REPORT.—The MEP Advisory Board shall transmit an annual report to the Secretary for transmittal to Congress within 30 days after the submission to Congress of the President’s annual budget request in each year. Such report shall address the status of the program established pursuant to this section and comment on the relevant sections of the programmatic planning document and updates thereto transmitted to Congress by the Director under subsections (c) and (d) of section 23.”.

(e) MANUFACTURING EXTENSION CENTER COMPETITIVE GRANT PROGRAM.—Such section 25 is further amended by adding at the end the following:

“(f) COMPETITIVE GRANT PROGRAM.—

“(1) ESTABLISHMENT.—The Director shall establish, within the Centers program under this section and section 26 of this Act, a program of competitive awards among participants described in paragraph (2) for the purposes described in paragraph (3).

“(2) PARTICIPANTS.—Participants receiving awards under this subsection shall be the Centers, or a consortium of such Centers.

“(3) PURPOSE.—The purpose of the program under this subsection is to develop projects to solve new or emerging manufacturing problems as determined by the Director, in consultation with the Director of the Centers program, the Manufacturing Extension Partnership Advisory Board, and small and medium-sized manufacturers. One or more themes for the competition may be identified, which may vary from year to year, depending on the needs of manufacturers and the success of previous competitions. These themes shall be related to projects associated with manufacturing extension activities, including supply chain integration and quality management, and including the transfer of technology based on the technological needs of manufacturers and available technologies from institutions of higher education, laboratories, and other technology producing entities, or extend beyond these traditional areas.

“(4) APPLICATIONS.—Applications for awards under this subsection shall be submitted in such manner, at such time, and containing such information as the Director shall require, in consultation with the Manufacturing Extension Partnership Advisory Board.

“(5) SELECTION.—Awards under this subsection shall be peer reviewed and competitively awarded. The Director shall select proposals to receive awards—

“(A) that utilize innovative or collaborative approaches to solving the problem described in the competition;

“(B) that will improve the competitiveness of industries in the region in which the Center or Centers are located; and

“(C) that will contribute to the long-term economic stability of that region.



“(6) PROGRAM CONTRIBUTION.—Recipients of awards under this subsection shall not be required to provide a matching contribution.”.

**SEC. 3004. INSTITUTE-WIDE PLANNING REPORT.**

Section 23 of the National Institute of Standards and Technology Act (15 U.S.C. 278i) is amended by adding at the end the following:

“(c) THREE-YEAR PROGRAMMATIC PLANNING DOCUMENT.—Concurrent with the submission to Congress of the President’s annual budget request in the first year after the date of enactment of this subsection, the Director shall submit to Congress a 3-year programmatic planning document for the Institute, including programs under the Scientific and Technical Research and Services, Industrial Technology Services, and Construction of Research Facilities functions.

“(d) ANNUAL UPDATE ON THREE-YEAR PROGRAMMATIC PLANNING DOCUMENT.—Concurrent with the submission to the Congress of the President’s annual budget request in each year after the date of enactment of this subsection, the Director shall submit to Congress an update to the 3-year programmatic planning document submitted under subsection (c), revised to cover the first 3 fiscal years after the date of that update.”.

**SEC. 3005. REPORT BY VISITING COMMITTEE.**

Section 10(h)(1) of the National Institute of Standards and Technology Act (15 U.S.C. 278(h)(1)) is amended—

(1) by striking “on or before January 31 in each year” and inserting “not later than 30 days after the submittal to Congress of the President’s annual budget request in each year”; and

(2) by adding to the end the following: “Such report also shall comment on the programmatic planning document and updates thereto submitted to Congress by the Director under subsections (c) and (d) of section 23.”.

**SEC. 3006. MEETINGS OF VISITING COMMITTEE ON ADVANCED TECHNOLOGY.**

Section 10(d) of the National Institute of Standards and Technology Act (15 U.S.C. 278(d)) is amended by striking “quarterly” and inserting “twice each year”.

**SEC. 3007. COLLABORATIVE MANUFACTURING RESEARCH PILOT GRANTS.**

The National Institute of Standards and Technology Act is amended—

(1) by redesignating the first section 32 (15 U.S.C. 271 note) as section 34 and moving it to the end of the Act; and

(2) by inserting before the section moved by paragraph (1) the following new section:

**“SEC. 33. COLLABORATIVE MANUFACTURING RESEARCH PILOT GRANTS.**

“(a) AUTHORITY.—

“(1) ESTABLISHMENT.—The Director shall establish a pilot program of awards to partnerships among participants described in paragraph (2) for the purposes described in paragraph (3). Awards shall be made on a peer-reviewed, competitive basis.

“(2) PARTICIPANTS.—Such partnerships shall include at least—

“(A) 1 manufacturing industry partner; and

“(B) 1 nonindustry partner.

“(3) PURPOSE.—The purpose of the program under this section is to foster cost-shared collaborations among firms, educational institutions, research institutions, State agencies, and nonprofit organizations to encourage the development of innovative, multidisciplinary manufacturing technologies. Partnerships receiving awards under this section shall conduct applied research to develop new manufacturing processes, techniques, or materials that would contribute to improved performance, productivity, and competitiveness of United States manufacturing, and build lasting alliances among collaborators.

“(b) PROGRAM CONTRIBUTION.—Awards under this section shall provide for not more than one-third of the costs of a partnership. Not more than an additional one-third of such costs may

be obtained directly or indirectly from other Federal sources.

“(c) APPLICATIONS.—Applications for awards under this section shall be submitted in such manner, at such time, and containing such information as the Director shall require. Such applications shall describe at a minimum—

“(1) how each partner will participate in developing and carrying out the research agenda of the partnership;

“(2) the research that the grant would fund; and

“(3) how the research to be funded with the award would contribute to improved performance, productivity, and competitiveness of the United States manufacturing industry.

“(d) SELECTION CRITERIA.—In selecting applications for awards under this section, the Director shall consider at a minimum—

“(1) the degree to which projects will have a broad impact on manufacturing;

“(2) the novelty and scientific and technical merit of the proposed projects; and

“(3) the demonstrated capabilities of the applicants to successfully carry out the proposed research.

“(e) DISTRIBUTION.—In selecting applications under this section the Director shall ensure, to the extent practicable, a distribution of overall awards among a variety of manufacturing industry sectors and a range of firm sizes.

“(f) DURATION.—In carrying out this section, the Director shall run a single pilot competition to solicit and make awards. Each award shall be for a 3-year period.”.

**SEC. 3008. MANUFACTURING FELLOWSHIP PROGRAM.**

Section 18 of the National Institute of Standards and Technology Act (15 U.S.C. 278g–1) is amended—

(1) by inserting “(a) IN GENERAL.—” before “The Director is authorized”; and

(2) by adding at the end the following new subsection:

“(b) MANUFACTURING FELLOWSHIP PROGRAM.—

“(1) ESTABLISHMENT.—To promote the development of a robust research community working at the leading edge of manufacturing sciences, the Director shall establish a program to award—

“(A) postdoctoral research fellowships at the Institute for research activities related to manufacturing sciences; and

“(B) senior research fellowships to established researchers in industry or at institutions of higher education who wish to pursue studies related to the manufacturing sciences at the Institute.

“(2) APPLICATIONS.—To be eligible for an award under this subsection, an individual shall submit an application to the Director at such time, in such manner, and containing such information as the Director may require.

“(3) STIPEND LEVELS.—Under this subsection, the Director shall provide stipends for postdoctoral research fellowships at a level consistent with the National Institute of Standards and Technology Postdoctoral Research Fellowship Program, and senior research fellowships at levels consistent with support for a faculty member in a sabbatical position.”.

**SEC. 3009. PROCUREMENT OF TEMPORARY AND INTERMITTENT SERVICES.**

(a) IN GENERAL.—The Director of the National Institute of Standards and Technology may procure the temporary or intermittent services of experts or consultants (or organizations thereof) in accordance with section 3109(b) of title 5, United States Code, to assist with urgent or short-term research projects.

(b) EXTENT OF AUTHORITY.—A procurement under this section may not exceed 1 year in duration, and the Director shall procure no more than 200 experts and consultants per year.

(c) SUNSET.—This section shall cease to be effective after September 30, 2010.

(d) REPORT TO CONGRESS.—Not later than 2 years after the date of the enactment of this

Act, the Comptroller General shall submit to the Committee on Science and Technology of the House of Representatives and the Committee on Commerce, Science, and Transportation of the Senate a report on whether additional safeguards would be needed with respect to the use of authorities granted under this section if such authorities were to be made permanent.

**SEC. 3010. MALCOLM BALDRIGE AWARDS.**

Section 17(c)(3) of the Stevenson-Wydler Technology Innovation Act of 1980 (15 U.S.C. 3711a(c)(3)) is amended to read as follows:

“(3) In any year, not more than 18 awards may be made under this section to recipients who have not previously received an award under this section, and no award shall be made within any category described in paragraph (1) if there are no qualifying enterprises in that category.”.

**SEC. 3011. REPORT ON NATIONAL INSTITUTE OF STANDARDS AND TECHNOLOGY EFFORTS TO RECRUIT AND RETAIN EARLY CAREER SCIENCE AND ENGINEERING RESEARCHERS.**

Not later than 3 months after the date of the enactment of this Act, the Director of the National Institute of Standards and Technology shall submit to the Committee on Science and Technology of the House of Representatives and to the Committee on Commerce, Science, and Transportation of the Senate a report on efforts to recruit and retain young scientists and engineers at the early stages of their careers at the National Institute of Standards and Technology laboratories and joint institutes. The report shall include—

(1) a description of National Institute of Standards and Technology policies and procedures, including financial incentives, awards, promotions, time set aside for independent research, access to equipment or facilities, and other forms of recognition, designed to attract and retain young scientists and engineers;

(2) an evaluation of the impact of these incentives on the careers of young scientists and engineers at the National Institute of Standards and Technology, and also on the quality of the research at the National Institute of Standards and Technology’s laboratories and in the National Institute of Standards and Technology’s programs;

(3) a description of what barriers, if any, exist to efforts to recruit and retain young scientists and engineers, including limited availability of full time equivalent positions, legal and procedural requirements, and pay grading systems; and

(4) the amount of funding devoted to efforts to recruit and retain young researchers and the source of such funds.

**SEC. 3012. TECHNOLOGY INNOVATION PROGRAM.**

(a) REPEAL OF ADVANCED TECHNOLOGY PROGRAM.—Section 28 of the National Institute of Standards and Technology Act (15 U.S.C. 278n) is repealed.

(b) ESTABLISHMENT OF TECHNOLOGY INNOVATION PROGRAM.—The National Institute of Standards and Technology Act (15 U.S.C. 271 et seq.) is amended by inserting after section 27 the following:

**“SEC. 28. TECHNOLOGY INNOVATION PROGRAM.**

“(a) ESTABLISHMENT.—There is established within the Institute a program linked to the purpose and functions of the Institute, to be known as the ‘Technology Innovation Program’ for the purpose of assisting United States businesses and institutions of higher education or other organizations, such as national laboratories and nonprofit research institutions, to support, promote, and accelerate innovation in the United States through high-risk, high-reward research in areas of critical national need.

“(b) EXTERNAL FUNDING.—

“(1) IN GENERAL.—The Director shall award competitive, merit-reviewed grants, cooperative agreements, or contracts to—

“(A) eligible companies that are small-sized businesses or medium-sized businesses; or

“(B) joint ventures.

“(2) SINGLE COMPANY AWARDS.—No award given to a single company shall exceed \$3,000,000 over 3 years.

“(3) JOINT VENTURE AWARDS.—No award given to a joint venture shall exceed \$9,000,000 over 5 years.

“(4) FEDERAL COST SHARE.—The Federal share of a project funded by an award under the program shall not be more than 50 percent of total project costs.

“(5) PROHIBITIONS.—Federal funds awarded under this program may be used only for direct costs and not for indirect costs, profits, or management fees of a contractor. Any business that is not a small-sized or medium-sized business may not receive any funding under this program.

“(c) AWARD CRITERIA.—The Director shall only provide assistance under this section to an entity—

“(1) whose proposal has scientific and technical merit and may result in intellectual property vesting in a United States entity that can commercialize the technology in a timely manner;

“(2) whose application establishes that the proposed technology has strong potential to address critical national needs through transforming the Nation’s capacity to deal with major societal challenges that are not currently being addressed, and generate substantial benefits to the Nation that extend significantly beyond the direct return to the applicant;

“(3) whose application establishes that the research has strong potential for advancing the state-of-the-art and contributing significantly to the United States science and technology knowledge base;

“(4) whose proposal explains why Technology Innovation Program support is necessary, including evidence that the research will not be conducted within a reasonable time period in the absence of financial assistance under this section;

“(5) whose application demonstrates that reasonable efforts have been made to secure funding from alternative funding sources and no other alternative funding sources are reasonably available to support the proposal; and

“(6) whose application explains the novelty of the technology and demonstrates that other entities have not already developed, commercialized, marketed, distributed, or sold similar technologies.

“(d) COMPETITIONS.—The Director shall solicit proposals at least annually to address areas of critical national need for high-risk, high-reward projects.

“(e) INTELLECTUAL PROPERTY RIGHTS OWNERSHIP.—

“(1) IN GENERAL.—Title to any intellectual property developed by a joint venture from assistance provided under this section may vest in any participant in the joint venture, as agreed by the members of the joint venture, notwithstanding section 202 (a) and (b) of title 35, United States Code. The United States may reserve a nonexclusive, nontransferable, irrevocable paid-up license, to have practice for or on behalf of the United States in connection with any such intellectual property, but shall not in the exercise of such license publicly disclose proprietary information related to the license. Title to any such intellectual property shall not be transferred or passed, except to a participant in the joint venture, until the expiration of the first patent obtained in connection with such intellectual property.

“(2) LICENSING.—Nothing in this subsection shall be construed to prohibit the licensing to any company of intellectual property rights arising from assistance provided under this section.

“(3) DEFINITION.—For purposes of this subsection, the term ‘intellectual property’ means an invention patentable under title 35, United States Code, or any patent on such an invention, or any work for which copyright protec-

tion is available under title 17, United States Code.

“(f) PROGRAM OPERATION.—Not later than 9 months after the date of the enactment of this section, the Director shall promulgate regulations—

“(1) establishing criteria for the selection of recipients of assistance under this section;

“(2) establishing procedures regarding financial reporting and auditing to ensure that awards are used for the purposes specified in this section, are in accordance with sound accounting practices, and are not funding existing or planned research programs that would be conducted within a reasonable time period in the absence of financial assistance under this section; and

“(3) providing for appropriate dissemination of Technology Innovation Program research results.

“(g) ANNUAL REPORT.—The Director shall submit annually to the Committee on Commerce, Science, and Transportation of the Senate and the Committee on Science and Technology of the House of Representatives a report describing the Technology Innovation Program’s activities, including a description of the metrics upon which award funding decisions were made in the previous fiscal year, any proposed changes to those metrics, metrics for evaluating the success of ongoing and completed awards, and an evaluation of ongoing and completed awards. The first annual report shall include best practices for management of programs to stimulate high-risk, high-reward research.

“(h) CONTINUATION OF ATP GRANTS.—The Director shall, through the Technology Innovation Program, continue to provide support originally awarded under the Advanced Technology Program, in accordance with the terms of the original award and consistent with the goals of the Technology Innovation Program.

“(i) COORDINATION WITH OTHER STATE AND FEDERAL TECHNOLOGY PROGRAMS.—In carrying out this section, the Director shall, as appropriate, coordinate with other senior State and Federal officials to ensure cooperation and coordination in State and Federal technology programs and to avoid unnecessary duplication of efforts.

“(j) ACCEPTANCE OF FUNDS FROM OTHER FEDERAL AGENCIES.—In addition to amounts appropriated to carry out this section, the Secretary and the Director may accept funds from other Federal agencies to support awards under the Technology Innovation Program. Any award under this section which is supported with funds from other Federal agencies shall be selected and carried out according to the provisions of this section. Funds accepted from other Federal agencies shall be included as part of the Federal cost share of any project funded under this section.

“(k) TIP ADVISORY BOARD.—

“(1) ESTABLISHMENT.—There is established within the Institute a TIP Advisory Board.

“(2) MEMBERSHIP.—

“(A) IN GENERAL.—The TIP Advisory Board shall consist of 10 members appointed by the Director, at least 7 of whom shall be from United States industry, chosen to reflect the wide diversity of technical disciplines and industrial sectors represented in Technology Innovation Program projects. No member shall be an employee of the Federal Government.

“(B) TERM.—Except as provided in subparagraph (C) or (D), the term of office of each member of the TIP Advisory Board shall be 3 years.

“(C) CLASSES.—The original members of the TIP Advisory Board shall be appointed to 3 classes. One class of 3 members shall have an initial term of 1 year, one class of 3 members shall have an initial term of 2 years, and one class of 4 members shall have an initial term of 3 years.

“(D) VACANCIES.—Any member appointed to fill a vacancy occurring prior to the expiration of the term for which his predecessor was appointed shall be appointed for the remainder of such term.

“(E) SERVING CONSECUTIVE TERMS.—Any person who has completed 2 consecutive full terms of service on the TIP Advisory Board shall thereafter be ineligible for appointment during the 1-year period following the expiration of the second such term.

“(3) PURPOSE.—The TIP Advisory Board shall meet not less than 2 times annually, and provide the Director—

“(A) advice on programs, plans, and policies of the Technology Innovation Program;

“(B) reviews of the Technology Innovation Program’s efforts to accelerate the research and development of challenging, high-risk, high-reward technologies in areas of critical national need;

“(C) reports on the general health of the program and its effectiveness in achieving its legislatively mandated mission; and

“(D) guidance on investment areas that are appropriate for Technology Innovation Program funding;

“(4) ADVISORY CAPACITY.—In discharging its duties under this subsection, the TIP Advisory Board shall function solely in an advisory capacity, in accordance with the Federal Advisory Committee Act.

“(5) ANNUAL REPORT.—The TIP Advisory Board shall transmit an annual report to the Secretary for transmittal to the Congress not later than 30 days after the submission to Congress of the President’s annual budget request in each year. Such report shall address the status of the Technology Innovation Program and comment on the relevant sections of the programmatic planning document and updates thereto transmitted to Congress by the Director under subsections (c) and (d) of section 23.

“(1) DEFINITIONS.—In this section—

“(1) the term ‘eligible company’ means a small-sized or medium-sized business that is incorporated in the United States and does a majority of its business in the United States, and that either—

“(A) is majority owned by citizens of the United States; or

“(B) is owned by a parent company incorporated in another country and the Director finds that—

“(i) the company’s participation in the Technology Innovation Program would be in the economic interest of the United States, as evidenced by—

“(I) investments in the United States in research and manufacturing;

“(II) significant contributions to employment in the United States; and

“(III) agreement with respect to any technology arising from assistance provided under this section to promote the manufacture within the United States of products resulting from that technology; and

“(ii) the company is incorporated in a country which—

“(I) affords to United States-owned companies opportunities, comparable to those afforded to any other company, to participate in any joint venture similar to those receiving funding under this section;

“(II) affords to United States-owned companies local investment opportunities comparable to those afforded any other company; and

“(III) affords adequate and effective protection for intellectual property rights of United States-owned companies;

“(2) the term ‘high-risk, high-reward research’ means research that—

“(A) has the potential for yielding transformational results with far-ranging or wide-ranging implications;

“(B) addresses critical national needs within the National Institute of Standards and Technology’s areas of technical competence; and

“(C) is too novel or spans too diverse a range of disciplines to fare well in the traditional peer-review process;

“(3) the term ‘institution of higher education’ has the meaning given that term in section 101 of the Higher Education Act of 1965 (20 U.S.C. 1001);

“(4) the term ‘joint venture’ means a joint venture that—

“(A) includes either—

“(i) at least 2 separately owned for-profit companies that are both substantially involved in the project and both of which are contributing to the cost-sharing required under this section, with the lead entity of the joint venture being one of those companies that is a small-sized or medium-sized business; or

“(ii) at least 1 small-sized or medium-sized business and 1 institution of higher education or other organization, such as a national laboratory or nonprofit research institute, that are both substantially involved in the project and both of which are contributing to the cost-sharing required under this section, with the lead entity of the joint venture being either that small-sized or medium-sized business or that institution of higher education; and

“(B) may include additional for-profit companies, institutions of higher education, and other organizations, such as national laboratories and nonprofit research institutes, that may or may not contribute non-Federal funds to the project; and

“(5) the term ‘TIP Advisory Board’ means the advisory board established under subsection (k).”.

(c) **TRANSITION.**—Notwithstanding the repeal made by subsection (a), the Director shall carry out section 28 of the National Institute of Standards and Technology Act (15 U.S.C. 278n) as such section was in effect on the day before the date of the enactment of this Act, with respect to applications for grants under such section submitted before such date, until the earlier of—

(1) the date that the Director promulgates the regulations required under section 28(f) of the National Institute of Standards and Technology Act, as added by subsection (b); or

(2) December 31, 2007.

**SEC. 3013. TECHNICAL AMENDMENTS TO THE NATIONAL INSTITUTE OF STANDARDS AND TECHNOLOGY ACT AND OTHER TECHNICAL AMENDMENTS.**

(a) **RESEARCH FELLOWSHIPS.**—Section 18 of the National Institute of Standards and Technology Act (15 U.S.C. 278g-1) is amended by striking “up to 1 per centum of the” and inserting “up to 1.5 per centum of the”.

(b) **FINANCIAL AGREEMENTS CLARIFICATION.**—Section 2(b)(4) of the National Institute of Standards and Technology Act (15 U.S.C. 272(b)(4)) is amended by inserting “and grants and cooperative agreements,” after “arrangements,”.

(c) **OUTDATED SPECIFICATIONS.**—

(1) **REDEFINITION OF THE METRIC SYSTEM.**—Section 3570 of the Revised Statutes of the United States (derived from section 2 of the Act of July 28, 1866, entitled “An Act to authorize the Use of the Metric System of Weights and Measures” (15 U.S.C. 205; 14 Stat. 339)) is amended to read as follows:

**“SEC. 3570. METRIC SYSTEM DEFINED.**

“The metric system of measurement shall be defined as the International System of Units as established in 1960, and subsequently maintained, by the General Conference of Weights and Measures, and as interpreted or modified for the United States by the Secretary of Commerce.”.

(2) **REPEAL OF REDUNDANT AND OBSOLETE AUTHORITY.**—The Act of July 21, 1950, entitled, “An Act to redefine the units and establish the standards of electrical and photometric measurements.” (15 U.S.C. 223 and 224) is hereby repealed.

(3) **STANDARD TIME.**—Section 1 of the Act of March 19, 1918, (commonly known as the “Calder Act”) (15 U.S.C. 261) is amended—

(A) by inserting “(a) IN GENERAL.—” before “For the purpose”;

(B) by striking the second sentence and the extra period after it and inserting “Except as provided in section 3(a) of the Uniform Time Act of 1966 (15 U.S.C. 260a), the standard time of the

first zone shall be Coordinated Universal Time retarded by 4 hours; that of the second zone retarded by 5 hours; that of the third zone retarded by 6 hours; that of the fourth zone retarded by 7 hours; that of the fifth zone retarded 8 hours; that of the sixth zone retarded by 9 hours; that of the seventh zone retarded by 10 hours; that of the eighth zone retarded by 11 hours; and that of the ninth zone shall be Coordinated Universal Time advanced by 10 hours.”; and

(C) by adding at the end the following:

“(b) **COORDINATED UNIVERSAL TIME DEFINED.**—In this section, the term ‘Coordinated Universal Time’ means the time scale maintained through the General Conference of Weights and Measures and interpreted or modified for the United States by the Secretary of Commerce in coordination with the Secretary of the Navy.”.

(4) **IDAHO TIME ZONE.**—Section 3 of the Act of March 19, 1918, (commonly known as the “Calder Act”) (15 U.S.C. 264) is amended by striking “third zone” and inserting “fourth zone”.

(d) **NON-ENERGY INVENTIONS PROGRAM.**—Section 27 of the National Institute of Standards and Technology Act (15 U.S.C. 278m) is repealed.

**SEC. 3014. RETENTION OF DEPRECIATION SURCHARGE.**

Section 14 of the National Institute of Standards and Technology Act (15 U.S.C. 278d) is amended—

(1) by inserting “(a) IN GENERAL.—” before “Within”;

(2) by adding at the end the following:

“(b) **RETENTION OF FEES.**—The Director is authorized to retain all building use and depreciation surcharge fees collected pursuant to OMB Circular A-25. Such fees shall be collected and credited to the Construction of Research Facilities Appropriation Account for use in maintenance and repair of the Institute’s existing facilities.”.

**SEC. 3015. POST-DOCTORAL FELLOWS.**

Section 19 of the National Institute of Standards and Technology Act (15 U.S.C. 278g-2) is amended by striking “nor more than 60 new fellows” and inserting “nor more than 120 new fellows”.

**TITLE IV—OCEAN AND ATMOSPHERIC PROGRAMS**

**SEC. 4001. OCEAN AND ATMOSPHERIC RESEARCH AND DEVELOPMENT PROGRAM.**

The Administrator of the National Oceanic and Atmospheric Administration, in consultation with the Director of the National Science Foundation and the Administrator of the National Aeronautics and Space Administration, shall establish a coordinated program of ocean, coastal, Great Lakes, and atmospheric research and development, in collaboration with academic institutions and other nongovernmental entities, that shall focus on the development of advanced technologies and analytical methods that will promote United States leadership in ocean and atmospheric science and competitiveness in the applied uses of such knowledge.

**SEC. 4002. NOAA OCEAN AND ATMOSPHERIC SCIENCE EDUCATION PROGRAMS.**

(a) **IN GENERAL.**—The Administrator of the National Oceanic and Atmospheric Administration shall conduct, develop, support, promote, and coordinate formal and informal educational activities at all levels to enhance public awareness and understanding of ocean, coastal, Great Lakes, and atmospheric science and stewardship by the general public and other coastal stakeholders, including underrepresented groups in ocean and atmospheric science and policy careers. In conducting those activities, the Administrator shall build upon the educational programs and activities of the agency.

(b) **NOAA SCIENCE EDUCATION PLAN.**—The Administrator, appropriate National Oceanic and Atmospheric Administration programs, ocean atmospheric science and education ex-

perts, and interested members of the public shall develop a science education plan setting forth education goals and strategies for the Administration, as well as programmatic actions to carry out such goals and priorities over the next 20 years, and evaluate and update such plan every 5 years.

(c) **CONSTRUCTION.**—Nothing in this section may be construed to affect the application of section 438 of the General Education Provisions Act (20 U.S.C. 1232a) or sections 504 and 508 of the Rehabilitation Act of 1973 (29 U.S.C. 794 and 794d).

**SEC. 4003. NOAA’S CONTRIBUTION TO INNOVATION.**

(a) **PARTICIPATION IN INTERAGENCY ACTIVITIES.**—The National Oceanic and Atmospheric Administration shall be a full participant in any interagency effort to promote innovation and economic competitiveness through near-term and long-term basic scientific research and development and the promotion of science, technology, engineering, and mathematics education, consistent with the agency mission, including authorized activities.

(b) **HISTORIC FOUNDATION.**—In order to carry out the participation described in subsection (a), the Administrator of the National Oceanic and Atmospheric Administration shall build on the historic role of the National Oceanic and Atmospheric Administration in stimulating excellence in the advancement of ocean and atmospheric science and engineering disciplines and in providing opportunities and incentives for the pursuit of academic studies in science, technology, engineering, and mathematics.

**TITLE V—DEPARTMENT OF ENERGY**

**SEC. 5001. SHORT TITLE.**

This title may be cited as the “Protecting America’s Competitive Edge Through Energy Act” or the “PACE-Energy Act”.

**SEC. 5002. DEFINITIONS.**

In this title:

(1) **DEPARTMENT.**—The term “Department” means the Department of Energy.

(2) **INSTITUTION OF HIGHER EDUCATION.**—The term “institution of higher education” has the meaning given the term in section 101(a) of the Higher Education Act of 1965 (20 U.S.C. 1001(a)).

(3) **NATIONAL LABORATORY.**—The term “National Laboratory” has the meaning given the term in section 2 of the Energy Policy Act of 2005 (42 U.S.C. 15801).

(4) **SECRETARY.**—The term “Secretary” means the Secretary of Energy.

**SEC. 5003. SCIENCE, ENGINEERING, AND MATHEMATICS EDUCATION AT THE DEPARTMENT OF ENERGY.**

(a) **SCIENCE EDUCATION PROGRAMS.**—Section 3164 of the Department of Energy Science Education Enhancement Act (42 U.S.C. 7381a) is amended—

(1) by redesignating subsections (b), (c), and (d) as subsections (c), (d), and (f), respectively;

(2) by inserting after subsection (a) the following:

“(b) **ORGANIZATION OF SCIENCE, ENGINEERING, AND MATHEMATICS EDUCATION PROGRAMS.**—

“(1) **DIRECTOR OF SCIENCE, ENGINEERING, AND MATHEMATICS EDUCATION.**—Notwithstanding any other provision of law, the Secretary, acting through the Under Secretary for Science (referred to in this subsection as the ‘Under Secretary’), shall appoint a Director of Science, Engineering, and Mathematics Education (referred to in this subsection as the ‘Director’) with the principal responsibility for administering science, engineering, and mathematics education programs across all functions of the Department.

“(2) **QUALIFICATIONS.**—The Director shall be an individual, who by reason of professional background and experience, is specially qualified to advise the Under Secretary on all matters pertaining to science, engineering, and mathematics education at the Department.

“(3) **DUTIES.**—The Director shall—

“(A) oversee all science, engineering, and mathematics education programs of the Department;

“(B) represent the Department as the principal interagency liaison for all science, engineering, and mathematics education programs, unless otherwise represented by the Secretary or the Under Secretary;

“(C) prepare the annual budget and advise the Under Secretary on all budgetary issues for science, engineering, and mathematics education programs of the Department;

“(D) increase, to the maximum extent practicable, the participation and advancement of women and underrepresented minorities at every level of science, technology, engineering, and mathematics education; and

“(E) perform other such matters relating to science, engineering, and mathematics education as are required by the Secretary or the Under Secretary.

“(4) STAFF AND OTHER RESOURCES.—The Secretary shall assign to the Director such personnel and other resources as the Secretary considers necessary to permit the Director to carry out the duties of the Director.

“(5) ASSESSMENT.—

“(A) IN GENERAL.—The Secretary shall offer to enter into a contract with the National Academy of Sciences under which the National Academy, not later than 5 years after, and not later than 10 years after, the date of enactment of this paragraph, shall assess the performance of the science, engineering, and mathematics education programs of the Department.

“(B) CONSIDERATIONS.—An assessment under this paragraph shall be conducted taking into consideration, where applicable, the effect of science, engineering, and mathematics education programs of the Department on student academic achievement in science and mathematics.

“(6) AUTHORIZATION OF APPROPRIATIONS.—There are authorized to be appropriated such sums as are necessary to carry out this subsection.”; and

(3) by striking subsection (d) (as redesignated by paragraph (1)) and inserting the following:

“(d) SCIENCE, ENGINEERING, AND MATHEMATICS EDUCATION FUND.—The Secretary shall establish a Science, Engineering, and Mathematics Education Fund, using not less than 0.3 percent of the amount made available to the Department for research, development, demonstration, and commercial application for each fiscal year, to carry out sections 3165, 3166, and 3167.

“(e) ANNUAL PLAN FOR ALLOCATION OF EDUCATION FUNDING.—The Secretary shall submit to Congress as part of the annual budget submission for a fiscal year a report describing the manner in which the Department has complied with subsection (d) for the prior fiscal year and the manner in which the Department proposes to comply with subsection (d) during the following fiscal year, including—

“(1) the total amount of funding for research, development, demonstration, and commercial application activities for the corresponding fiscal year;

“(2) the amounts set aside for the Science, Engineering, and Mathematics Education Fund under subsection (d) from funding for research activities, development activities, demonstration activities, and commercial application activities for the corresponding fiscal year; and

“(3) a description of how the funds set aside under subsection (d) were allocated for the prior fiscal year and will be allocated for the following fiscal year.”.

(b) CONSULTATION.—The Secretary shall—

(1) consult with the Secretary of Education and the Director of the National Science Foundation regarding activities authorized under subpart B of the Department of Energy Science Education Enhancement Act (as added by subsection (d)(3)) to improve science and mathematics education; and

(2) otherwise make available to the Secretary of Education reports associated with programs authorized under that section.

(c) DEFINITION.—Section 3168 of the Department of Energy Science Education Enhancement Act (42 U.S.C. 7381d) is amended by adding at the end the following:

“(5) NATIONAL LABORATORY.—The term ‘National Laboratory’ has the meaning given the term in section 2 of the Energy Policy Act of 2005 (42 U.S.C. 15801).”.

(d) SCIENCE, ENGINEERING, AND MATHEMATICS EDUCATION PROGRAMS.—The Department of Energy Science Education Enhancement Act (42 U.S.C. 7381 et seq.) is amended—

(1) by inserting after section 3162 (42 U.S.C. 7381) the following:

“Subpart A—Science Education Enhancement”;

(2) in section 3169 (42 U.S.C. 7381e), by striking “part” and inserting “subpart”; and

(3) by adding at the end the following:

“Subpart B—Science, Engineering, and Mathematics Education Programs

“SEC. 3170. DEFINITIONS.

“In this subpart:

“(1) DIRECTOR.—The term ‘Director’ means the Director of Science, Engineering, and Mathematics Education.

“(2) NATIONAL LABORATORY.—The term ‘National Laboratory’ has the meaning given the term in section 2 of the Energy Policy Act of 2005 (42 U.S.C. 15801).

#### “CHAPTER 1—PILOT PROGRAM OF GRANTS TO SPECIALTY SCHOOLS FOR SCIENCE AND MATHEMATICS

##### “SEC. 3171. PILOT PROGRAM OF GRANTS TO SPECIALTY SCHOOLS FOR SCIENCE AND MATHEMATICS.

“(a) PURPOSE.—The purpose of this section is to establish a pilot program of grants to States to help establish or expand public, statewide specialty secondary schools that provide comprehensive science and mathematics (including technology and engineering) education to improve the academic achievement of students in science and mathematics.

“(b) DEFINITION OF SPECIALTY SCHOOL FOR SCIENCE AND MATHEMATICS.—In this chapter, the term ‘specialty school for science and mathematics’ means a public secondary school (including a school that provides residential services to students) that—

“(1) serves students residing in the State in which the school is located; and

“(2) offers to those students a high-quality, comprehensive science and mathematics (including technology and engineering) curriculum designed to improve the academic achievement of students in science and mathematics.

“(c) PILOT PROGRAM AUTHORIZED.—

“(1) IN GENERAL.—From the amounts authorized under subsection (i), the Secretary, acting through the Director and in consultation with the Director of the National Science Foundation, shall award grants, on a competitive basis, to States in order to provide assistance to the States for the costs of establishing or expanding public, statewide specialty schools for science and mathematics.

“(2) RESOURCES.—The Director shall ensure that appropriate resources of the Department, including the National Laboratories, are available to schools funded under this section in order to—

“(A) increase experiential, hands-on learning opportunities in science, technology, engineering, and mathematics for students attending such schools; and

“(B) provide ongoing professional development opportunities for teachers employed at such schools.

“(3) ASSISTANCE.—Consistent with sections 3165 and 3166, the Director shall make available from funds authorized in this section to carry out a program using scientific and engineering staff of the National Laboratories, during which the staff—

“(A) assists teachers in teaching courses at the schools funded under this section;

“(B) uses National Laboratory scientific equipment in teaching the courses; and

“(C) uses distance education and other technologies to provide assistance described in subparagraphs (A) and (B) to schools funded under this section that are not located near the National Laboratories.

“(4) RESTRICTIONS.—

“(A) MAXIMUM NUMBER OF FUNDED SPECIALTY SCHOOLS PER STATE.—No State shall receive funding for more than 1 specialty school for science and mathematics for a fiscal year.

“(B) MAXIMUM AMOUNT AND DURATION OF GRANTS.—A grant awarded to a State for a specialty school for science and mathematics under this section—

“(i) shall not exceed \$2,000,000 for a fiscal year; and

“(ii) shall not be provided for more than 3 fiscal years.

“(d) FEDERAL AND NON-FEDERAL SHARES.—

“(1) FEDERAL SHARE.—The Federal share of the costs described in subsection (c)(1) shall not exceed 33 percent.

“(2) NON-FEDERAL SHARE.—The non-Federal share of the costs described in subsection (c)(1) shall be—

“(A) not less than 67 percent; and

“(B) provided from non-Federal sources, in cash or in kind, fairly evaluated, including services.

“(e) APPLICATION.—To be eligible to receive a grant under this section, a State shall submit to the Director an application at such time, in such manner, and containing such information as the Director may require that describes—

“(1) the process by which and selection criteria with which the State will select and designate a school as a specialty school for science and mathematics in accordance with this section;

“(2) how the State will ensure that funds made available under this section are used to establish or expand a specialty school for science and mathematics—

“(A) in accordance with the activities described in subsection (g); and

“(B) that has the capacity to improve the academic achievement of all students in all core academic subjects, and particularly in science and mathematics;

“(3) how the State will measure the extent to which the school increases student academic achievement on State academic achievement standards in science, mathematics, and, to the maximum extent applicable, technology and engineering;

“(4) the curricula and materials to be used in the school;

“(5) the availability of funds from non-Federal sources for the costs of the activities authorized under this section; and

“(6) how the State will use technical assistance and support from the Department, including the National Laboratories, and other entities with experience and expertise in science, technology, engineering, and mathematics education, including institutions of higher education.

“(f) DISTRIBUTION.—In awarding grants under this section, the Director shall—

“(1) ensure a wide, equitable distribution among States that propose to serve students from urban and rural areas; and

“(2) provide equal consideration to States without National Laboratories.

“(g) USES OF FUNDS.—

“(1) REQUIREMENT.—A State that receives a grant under this section shall use the funds made available through the grant to—

“(A) employ proven strategies and methods for improving student learning and teaching in science, technology, engineering, and mathematics;

“(B) integrate into the curriculum of the school comprehensive science and mathematics education, including instruction and assessments in science, mathematics, and to the extent applicable, technology and engineering that are aligned with the academic content and student academic achievement standards of the State,

within the meaning of section 1111 of the Elementary and Secondary Education Act of 1965 (20 U.S.C. 6311);

“(C) create opportunities for enhanced and ongoing professional development for teachers that improves the science, technology, engineering, and mathematics content knowledge of the teachers; and

“(D) design and implement hands-on laboratory experiences to help prepare students to pursue postsecondary studies in science, technology, engineering, and mathematics fields.

“(2) SPECIAL RULE.—Grant funds under this section may be used for activities described in paragraph (1) only if the activities are directly relating to improving student academic achievement in science, mathematics, and to the extent applicable, technology and engineering.

“(h) EVALUATION AND REPORT.—

“(1) STATE EVALUATION AND REPORT.—

“(A) EVALUATION.—Each State that receives a grant under this section shall develop and carry out an evaluation and accountability plan for the activities funded through the grant that measures the impact of the activities, including measurable objectives for improved student academic achievement on State science, mathematics, and, to the maximum extent applicable, technology and engineering assessments.

“(B) REPORT.—The State shall submit to the Director a report containing the results of the evaluation and accountability plan.

“(2) REPORT TO CONGRESS.—Not later than 2 years after the date of enactment of the PACE-Energy Act, the Director shall submit a report detailing the impact of the activities assisted with funds made available under this section to—

“(A) the Committee on Science and Technology of the House of Representatives;

“(B) the Committee on Energy and Natural Resources of the Senate; and

“(C) the Committee on Health, Education, Labor, and Pensions of the Senate.

“(i) AUTHORIZATION OF APPROPRIATIONS.—There are authorized to be appropriated to carry out this section—

“(1) \$14,000,000 for fiscal year 2008;

“(2) \$22,500,000 for fiscal year 2009; and

“(3) \$30,000,000 for fiscal year 2010.

#### “CHAPTER 2—EXPERIENTIAL-BASED LEARNING OPPORTUNITIES

##### “SEC. 3175. EXPERIENTIAL-BASED LEARNING OPPORTUNITIES.

“(a) INTERNSHIPS AUTHORIZED.—

“(1) IN GENERAL.—From the amounts authorized under subsection (f), the Secretary, acting through the Director, shall establish a summer internship program for middle school and secondary school students that shall—

“(A) provide the students with internships at the National Laboratories;

“(B) promote experiential, hands-on learning in science, technology, engineering, or mathematics; and

“(C) be of at least 2 weeks in duration.

“(2) RESIDENTIAL SERVICES.—The Director may provide residential services to students participating in the internship program authorized under paragraph (1).

“(b) SELECTION CRITERIA.—

“(1) IN GENERAL.—The Director shall establish criteria to determine the sufficient level of academic preparedness necessary for a student to be eligible for an internship under this section.

“(2) PARTICIPATION.—The Director shall ensure the participation of students from a wide distribution of States, including States without National Laboratories.

“(3) STUDENT ACHIEVEMENT.—The Director may consider the academic achievement of middle and secondary school students in determining eligibility under this section, in accordance with paragraphs (1) and (2).

“(c) PRIORITY.—

“(1) IN GENERAL.—The Director shall give priority for an internship under this section to a student who meets the eligibility criteria de-

scribed in subsection (b) and who attends a school—

“(A)(i) in which not less than 30 percent of the children enrolled in the school are from low-income families; or

“(ii) that is designated with a school locale code of 41, 42, or 43, as determined by the Secretary of Education; and

“(B) for which there is—

“(i) a high percentage of teachers who are not teaching in the academic subject areas or grade levels in which the teachers were trained to teach;

“(ii) a high teacher turnover rate; or

“(iii) a high percentage of teachers with emergency, provisional, or temporary certification or licenses.

“(2) COORDINATION.—The Director shall consult with the Secretary of Education in order to determine whether a student meets the priority requirements of this subsection.

“(d) OUTREACH AND EXPERIENTIAL-BASED PROGRAMS FOR MINORITY STUDENTS.—

“(1) IN GENERAL.—The Secretary, acting through the Director, in cooperation with Hispanic-serving institutions, historically Black colleges and universities, tribally controlled colleges and universities, Alaska Native- and Native Hawaiian-serving institutions, and other minority-serving institutions and nonprofit entities with substantial experience relating to outreach and experiential-based learning projects, shall establish outreach and experiential-based learning programs that will encourage underrepresented minority students in kindergarten through grade 12 to pursue careers in science, engineering, and mathematics.

“(2) COMMUNITY INVOLVEMENT.—The Secretary shall ensure that the programs established under paragraph (1) involve, to the maximum extent practicable—

“(A) participation by parents and educators; and

“(B) the establishment of partnerships with business organizations and appropriate Federal, State, and local agencies.

“(3) DISTRIBUTION.—The Secretary shall ensure that the programs established under paragraph (1) are located in diverse geographic regions of the United States, to the maximum extent practicable.

“(e) EVALUATION AND ACCOUNTABILITY PLAN.—The Director shall develop an evaluation and accountability plan for the activities funded under this chapter that objectively measures the impact of the activities.

“(f) AUTHORIZATION OF APPROPRIATIONS.—There is authorized to be appropriated to carry out this section \$7,500,000 for each of fiscal years 2008 through 2010.

#### “CHAPTER 3—NATIONAL LABORATORIES CENTERS OF EXCELLENCE IN SCIENCE, TECHNOLOGY, ENGINEERING, AND MATHEMATICS EDUCATION

##### “SEC. 3181. NATIONAL LABORATORIES CENTERS OF EXCELLENCE IN SCIENCE, TECHNOLOGY, ENGINEERING, AND MATHEMATICS EDUCATION.

“(a) DEFINITION OF HIGH-NEED PUBLIC SECONDARY SCHOOL.—In this section, the term ‘high-need public secondary school’ means a secondary school—

“(1) with a high concentration of low-income individuals (as defined in section 1707 of the Elementary and Secondary Education Act of 1965 (20 U.S.C. 6537)); or

“(2) designated with a school locale code of 41, 42, or 43, as determined by the Secretary of Education.

“(b) ESTABLISHMENT.—The Secretary shall establish at each of the National Laboratories a program to support a Center of Excellence in Science, Technology, Engineering, and Mathematics (referred to in this section as a ‘Center of Excellence’) in at least 1 high-need public secondary school located in the region served by the National Laboratory to provide assistance in accordance with subsection (f).

“(c) COLLABORATION.—

“(1) IN GENERAL.—To comply with subsection (g), each high-need public secondary school selected as a Center of Excellence and the National Laboratory shall form a partnership with a school, department, or program of education at an institution of higher education.

“(2) NONPROFIT ENTITIES.—The partnership may include a nonprofit entity with demonstrated experience and effectiveness in science or mathematics, as agreed to by other members of the partnership.

“(d) SELECTION.—

“(1) IN GENERAL.—The Secretary, acting through the Director, shall establish criteria to guide the National Laboratories in selecting the sites for Centers of Excellence.

“(2) PROCESS.—A National Laboratory shall select a site for a Center of Excellence through an open, widely-publicized, and competitive process.

“(e) GOALS.—The Secretary shall establish goals and performance assessments for each Center of Excellence authorized under subsection (b).

“(f) ASSISTANCE.—Consistent with sections 3165 and 3166, the Director shall make available necessary assistance for a program established under this section through the use of scientific and engineering staff of a National Laboratory, including the use of staff—

“(1) to assist teachers in teaching a course at a Center of Excellence in Science, Technology, Engineering, and Mathematics; and

“(2) to use National Laboratory scientific equipment in the teaching of the course.

“(g) SPECIAL RULES.—A Center of Excellence in a region shall ensure—

“(1) provision of clinical practicum, student teaching, or internship experiences for science, technology, and mathematics teacher candidates as part of the teacher preparation program of the Center of Excellence;

“(2) provision of supervision and mentoring for teacher candidates in the teacher preparation program; and

“(3) to the maximum extent practicable, provision of professional development for veteran teachers in the public secondary schools in the region.

“(h) EVALUATION.—The Secretary shall consider the results of performance assessments required under subsection (e) in determining the contract award fee of a National Laboratory management and operations contractor.

“(i) PLAN.—The Director shall—

“(1) develop an evaluation and accountability plan for the activities funded under this section that objectively measures the impact of the activities; and

“(2) disseminate information obtained from those measurements.

“(j) NO EFFECT ON SIMILAR PROGRAMS.—Nothing in this section displaces or otherwise affects any similar program being carried out as of the date of enactment of this section at any National Laboratory under any other provision of law.

#### “CHAPTER 4—SUMMER INSTITUTES

##### “SEC. 3185. SUMMER INSTITUTES.

“(a) DEFINITIONS.—In this section:

“(1) ELIGIBLE PARTNER.—The term ‘eligible partner’ means—

“(A) the science, engineering, or mathematics department at an institution of higher education, acting in coordination with a school, department, or program of education at an institution of higher education that provides training for teachers and principals; or

“(B) a nonprofit entity with expertise in providing professional development for science, technology, engineering, or mathematics teachers.

“(2) SUMMER INSTITUTE.—The term ‘summer institute’ means an institute, operated during the summer, that—

“(A) is hosted by a National Laboratory or an eligible partner;

“(B) is operated for a period of not less than 2 weeks;

“(C) includes, as a component, a program that provides direct interaction between students and faculty, including personnel of 1 or more National Laboratories who have scientific expertise;

“(D) provides for follow-up training, during the academic year, that is conducted in the classroom; and

“(E) provides hands-on science, technology, engineering, or mathematics laboratory experience for not less than 2 days.

“(b) SUMMER INSTITUTE PROGRAMS AUTHORIZED.—

“(1) PROGRAMS AT THE NATIONAL LABORATORIES.—The Secretary, acting through the Director, shall establish or expand programs of summer institutes at each of the National Laboratories to provide additional training to strengthen the science, technology, engineering, and mathematics teaching skills of teachers employed at public schools for kindergarten through grade 12, in accordance with the activities authorized under paragraphs (3) and (4).

“(2) PROGRAMS WITH ELIGIBLE PARTNERS.—

“(A) IN GENERAL.—The Secretary, acting through the Director, shall identify and provide assistance as described in subparagraph (C) to eligible partners to establish or expand programs of summer institutes that provide additional training to strengthen the science, technology, engineering, and mathematics teaching skills of teachers employed at public schools for kindergarten through grade 12, in accordance with paragraphs (3) and (4).

“(B) SELECTION CRITERIA.—In identifying eligible partners under subparagraph (A), the Secretary shall require that partner institutions describe—

“(i) how the partner institution has the capability to administer the program in accordance with this section, which may include a description of any existing programs at the institution of the applicant that are targeted at education of science and mathematics teachers and the number of teachers graduated annually from the programs; and

“(ii) how the partner institution will assist the National Laboratory in carrying out the activities described in paragraphs (3) and (4).

“(C) ASSISTANCE.—Consistent with sections 3165 and 3166, the Director shall make available funds authorized under this section to carry out a program using scientific and engineering staff of the National Laboratories, during which the staff—

“(i) assists in providing training to teachers at summer institutes; and

“(ii) uses National Laboratory scientific equipment in the training.

“(3) REQUIRED ACTIVITIES.—Funds authorized under this section shall be used for—

“(A) creating opportunities for enhanced and ongoing professional development for teachers that improves the science, technology, engineering, and mathematics content knowledge of the teachers;

“(B) training to improve the ability of science, technology, engineering, and mathematics teachers to translate content knowledge and recent developments in pedagogy into classroom practice, including training to use curricula that are—

“(i) based on scientific research; and

“(ii) aligned with challenging State academic content standards;

“(C) training on the use and integration of technology in the classrooms; and

“(D) supplemental and follow-up professional development activities as described in subsection (a)(2)(D).

“(4) ADDITIONAL USES OF FUNDS.—Funds authorized under this section may be used for—

“(A) training and classroom materials to assist in carrying out paragraph (3);

“(B) expenses associated with scientific and engineering staff at the National Laboratories assisting in providing training to teachers at summer institutes;

“(C) instruction in the use and integration of data and assessments to inform and instruct classroom practice; and

“(D) stipends and travel expenses for teachers participating in the program.

“(c) PRIORITY.—To the maximum extent practicable, the Director shall ensure that each summer institute program authorized under subsection (b) provides training to—

“(1) teachers from a wide range of school districts;

“(2) teachers from high-need school districts; and

“(3) teachers from groups underrepresented in the fields of science, technology, engineering, and mathematics teaching, including women and members of minority groups.

“(d) COORDINATION AND CONSULTATION.—The Director shall consult and coordinate with the Secretary of Education and the Director of the National Science Foundation regarding the implementation of the programs authorized under subsection (b).

“(e) EVALUATION AND ACCOUNTABILITY PLAN.—

“(1) IN GENERAL.—The Director shall develop an evaluation and accountability plan for the activities funded under this section that measures the impact of the activities.

“(2) CONTENTS.—The evaluation and accountability plan shall include—

“(A) measurable objectives to increase the number of science, technology, and mathematics teachers who participate in the summer institutes involved; and

“(B) measurable objectives for improved student academic achievement on State science, mathematics, and to the maximum extent applicable, technology and engineering assessments.

“(3) REPORT TO CONGRESS.—The Secretary shall submit to Congress with the annual budget submission of the Secretary a report on how the activities assisted under this section improve the science, technology, engineering, and mathematics teaching skills of participating teachers.

“(f) AUTHORIZATION OF APPROPRIATIONS.—There are authorized to be appropriated to carry out this section—

“(1) \$15,000,000 for fiscal year 2008;

“(2) \$20,000,000 for fiscal year 2009; and

“(3) \$25,000,000 for fiscal year 2010.

#### “CHAPTER 5—NATIONAL ENERGY EDUCATION DEVELOPMENT

##### “SEC. 3191. NATIONAL ENERGY EDUCATION DEVELOPMENT.

“(a) IN GENERAL.—The Secretary, acting through the Director and in consultation with the Director of the National Science Foundation, shall establish a program to coordinate and make available to teachers and students web-based kindergarten through high school science, technology, engineering, and mathematics education resources relating to the science and energy mission of the Department, including existing instruction materials and protocols for classroom laboratory experiments.

“(b) ENERGY EDUCATION.—The materials and other resources required under subsection (a) shall include instruction relating to—

“(1) the science of energy;

“(2) the sources of energy;

“(3) the uses of energy in society; and

“(4) the environmental consequences and benefits of all energy sources and uses.

“(c) DISSEMINATION.—The Secretary, acting through the Director, shall take all steps necessary, such as through participation in education association conferences, to advertise the program authorized under this section to K-12 teachers and science education coordinators across the United States.

“(d) AUTHORIZATION OF APPROPRIATIONS.—There are authorized to be appropriated to carry out this section—

“(1) \$500,000 for fiscal year 2008; and

“(2) such sums as necessary for each fiscal year thereafter.

#### “CHAPTER 6—ADMINISTRATION

##### “SEC. 3195. MENTORING PROGRAM.

“(a) IN GENERAL.—As part of the programs established under chapters 1, 3, and 4, the Director shall establish a program to recruit and provide mentors for women and underrepresented minorities who are interested in careers in science, engineering, and mathematics.

“(b) PAIRING.—The program shall pair mentors with women and minorities who are in programs of study at specialty schools for science and mathematics, Centers of Excellence, and summer institutes established under chapters 1, 3, and 4, respectively.

“(c) PROGRAM EVALUATION.—The Secretary shall annually—

“(1) use metrics to evaluate the success of the programs established under subsection (a); and

“(2) submit to Congress a report that describes the results of each evaluation.”.

##### SEC. 5004. NUCLEAR SCIENCE TALENT EXPANSION PROGRAM FOR INSTITUTIONS OF HIGHER EDUCATION.

(a) PURPOSES.—The purposes of this section are—

(1) to address the decline in the number of and resources available to nuclear science programs at institutions of higher education; and

(2) to increase the number of graduates with degrees in nuclear science, an area of strategic importance to the economic competitiveness and energy security of the United States.

(b) DEFINITION OF NUCLEAR SCIENCE.—In this section, the term “nuclear science” includes—

(1) nuclear science;

(2) nuclear engineering;

(3) nuclear chemistry;

(4) radio chemistry; and

(5) health physics.

(c) ESTABLISHMENT.—The Secretary shall establish, in accordance with this section, a program to expand and enhance institution of higher education nuclear science educational capabilities.

(d) NUCLEAR SCIENCE PROGRAM EXPANSION GRANTS FOR INSTITUTIONS OF HIGHER EDUCATION.—

(1) IN GENERAL.—The Secretary shall award up to 3 competitive grants for each fiscal year to institutions of higher education that establish new academic degree programs in nuclear science.

(2) PRIORITY.—In evaluating grants under this subsection, the Secretary shall give priority to proposals that involve partnerships with a National Laboratory or other eligible nuclear-related entity, as determined by the Secretary.

(3) CRITERIA.—Criteria for a grant awarded under this subsection shall be based on—

(A) the potential to attract new students to the program;

(B) academic rigor; and

(C) the ability to offer hands-on learning opportunities.

(4) DURATION AND AMOUNT.—

(A) DURATION.—A grant under this subsection may be up to 5 years in duration.

(B) AMOUNT.—An institution of higher education that receives a grant under this subsection shall be eligible for up to \$1,000,000 for each year of the grant period.

(5) USE OF FUNDS.—An institution of higher education that receives a grant under this subsection may use the grant to—

(A) recruit and retain new faculty;

(B) develop core and specialized course content;

(C) encourage collaboration between faculty and researchers in the nuclear science field; and

(D) support outreach efforts to recruit students.

(e) NUCLEAR SCIENCE COMPETITIVENESS GRANTS FOR INSTITUTIONS OF HIGHER EDUCATION.—

(1) IN GENERAL.—The Secretary shall award up to 5 competitive grants for each fiscal year to institutions of higher education with existing academic degree programs that produce graduates in nuclear science.



(2) **CRITERIA.**—Criteria for a grant awarded under this subsection shall be based on the potential for increasing the number and academic quality of graduates in the nuclear sciences who enter into careers in nuclear-related fields.

(3) **DURATION AND AMOUNT.**—

(A) **DURATION.**—A grant under this subsection may be up to 5 years in duration.

(B) **AMOUNT.**—An institution of higher education that receives a grant under this subsection shall be eligible for up to \$500,000 for each year of the grant period.

(4) **USE OF FUNDS.**—An institution of higher education that receives a grant under this subsection may use the grant to—

(A) increase the number of graduates in nuclear science that enter into careers in the nuclear science field;

(B) enhance the teaching of advanced nuclear technologies;

(C) aggressively pursue collaboration opportunities with industry and National Laboratories;

(D) bolster or sustain nuclear infrastructure and research facilities of the institution of higher education, such as research and training reactors or laboratories; and

(E) provide tuition assistance and stipends to undergraduate and graduate students.

(f) **AUTHORIZATION OF APPROPRIATIONS.**—

(1) **NUCLEAR SCIENCE PROGRAM EXPANSION GRANTS FOR INSTITUTIONS OF HIGHER EDUCATION.**—There are authorized to be appropriated to carry out subsection (d)—

(A) \$3,500,000 for fiscal year 2008;

(B) \$6,500,000 for fiscal year 2009; and

(C) \$9,500,000 for fiscal year 2010.

(2) **NUCLEAR SCIENCE COMPETITIVENESS GRANTS FOR INSTITUTIONS OF HIGHER EDUCATION.**—There are authorized to be appropriated to carry out subsection (e)—

(A) \$3,000,000 for fiscal year 2008;

(B) \$5,500,000 for fiscal year 2009; and

(C) \$8,000,000 for fiscal year 2010.

**SEC. 5005. HYDROCARBON SYSTEMS SCIENCE TALENT EXPANSION PROGRAM FOR INSTITUTIONS OF HIGHER EDUCATION.**

(a) **PURPOSES.**—The purposes of this section are—

(1) to address the decline in the number of and resources available to hydrocarbon systems science programs at institutions of higher education; and

(2) to increase the number of graduates with degrees in hydrocarbon systems science, an area of strategic importance to the economic competitiveness and energy security of the United States.

(b) **DEFINITION OF HYDROCARBON SYSTEMS SCIENCE.**—In this section:

(1) **IN GENERAL.**—The term “hydrocarbon systems science” means a science involving natural gas or other petroleum exploration, development, or production.

(2) **INCLUSIONS.**—The term “hydrocarbon systems science” includes—

(A) petroleum or reservoir engineering;

(B) environmental geoscience;

(C) petrophysics;

(D) geophysics;

(E) geochemistry;

(F) petroleum geology;

(G) ocean engineering;

(H) environmental engineering; and

(I) computer science, as computer science relates to a science described in this subsection.

(c) **ESTABLISHMENT.**—The Secretary shall establish, in accordance with this section, a program to expand and enhance institution of higher education hydrocarbon systems science educational capabilities.

(d) **HYDROCARBON SYSTEMS SCIENCE PROGRAM EXPANSION GRANTS FOR INSTITUTIONS OF HIGHER EDUCATION.**—

(1) **IN GENERAL.**—The Secretary shall award up to 3 competitive grants for each fiscal year to institutions of higher education that establish new academic degree programs in hydrocarbon systems science.

(2) **ELIGIBILITY.**—In evaluating grants under this subsection, the Secretary shall give priority to proposals that involve partnerships with the National Laboratories, including the National Energy Technology Laboratory, or other hydrocarbon systems scientific entities, as determined by the Secretary.

(3) **CRITERIA.**—Criteria for a grant awarded under this subsection shall be based on—

(A) the potential to attract new students to the program;

(B) academic rigor; and

(C) the ability to offer hands-on learning opportunities.

(4) **DURATION AND AMOUNT.**—

(A) **DURATION.**—A grant under this subsection may be up to 5 years in duration.

(B) **AMOUNT.**—An institution of higher education that receives a grant under this subsection shall be eligible for up to \$1,000,000 for each year of the grant period.

(5) **USE OF FUNDS.**—An institution of higher education that receives a grant under this subsection may use the grant to—

(A) recruit and retain new faculty;

(B) develop core and specialized course content;

(C) encourage collaboration between faculty and researchers in the hydrocarbon systems science field; and

(D) support outreach efforts to recruit students.

(e) **HYDROCARBON SYSTEMS SCIENCE COMPETITIVENESS GRANTS FOR INSTITUTIONS OF HIGHER EDUCATION.**—

(1) **IN GENERAL.**—The Secretary shall award up to 5 competitive grants for each fiscal year to institutions of higher education with existing academic degree programs that produce graduates in hydrocarbon systems science.

(2) **CRITERIA.**—Criteria for a grant awarded under this subsection shall be based on the potential for increasing the number and academic quality of graduates in hydrocarbon systems sciences who enter into careers in natural gas and other petroleum exploration, development, and production related fields.

(3) **DURATION AND AMOUNT.**—

(A) **DURATION.**—A grant under this subsection may be up to 5 years in duration.

(B) **AMOUNT.**—An institution of higher education that receives a grant under this subsection shall be eligible for up to \$500,000 for each year of the grant period.

(4) **USE OF FUNDS.**—An institution of higher education that receives a grant under this subsection may use the grant to—

(A) increase the number of graduates in the hydrocarbon systems sciences that enter into careers in the natural gas and other petroleum exploration, development, and production science fields;

(B) enhance the teaching of advanced natural gas and other petroleum exploration, development, and production technologies;

(C) aggressively pursue collaboration opportunities with industry and the National Laboratories, including the National Energy Technology Laboratory;

(D) bolster or sustain natural gas and other petroleum exploration, development, and production infrastructure and research facilities of the institution of higher education, such as research and training or laboratories; and

(E) provide tuition assistance and stipends to undergraduate and graduate students.

(f) **AUTHORIZATION OF APPROPRIATIONS.**—

(1) **HYDROCARBON SYSTEMS SCIENCE PROGRAM EXPANSION GRANTS FOR INSTITUTIONS OF HIGHER EDUCATION.**—There are authorized to be appropriated to carry out subsection (d)—

(A) \$3,500,000 for fiscal year 2008;

(B) \$6,500,000 for fiscal year 2009; and

(C) \$9,500,000 for fiscal year 2010.

(2) **HYDROCARBON SYSTEMS SCIENCE COMPETITIVENESS GRANTS FOR INSTITUTIONS OF HIGHER EDUCATION.**—There are authorized to be appropriated to carry out subsection (e)—

(A) \$3,000,000 for fiscal year 2008;

(B) \$5,500,000 for fiscal year 2009; and

(C) \$8,000,000 for fiscal year 2010.

**SEC. 5006. DEPARTMENT OF ENERGY EARLY CAREER AWARDS FOR SCIENCE, ENGINEERING, AND MATHEMATICS RESEARCHERS.**

(a) **GRANT AWARDS.**—The Director of the Office of Science of the Department (referred to in this section as the “Director”) shall carry out a program to award grants to scientists and engineers at an early career stage at institutions of higher education and organizations described in subsection (c) to conduct research in fields relevant to the mission of the Department.

(b) **AMOUNT AND DURATION.**—

(1) **AMOUNT.**—The amount of a grant awarded under this section shall be—

(A) not less than \$80,000; and

(B) not more than \$125,000.

(2) **DURATION.**—The term of a grant awarded under this section shall be not more than 5 years.

(c) **ELIGIBILITY.**—

(1) **IN GENERAL.**—To be eligible to receive a grant under this section, an individual shall, as determined by the Director—

(A) subject to paragraph (2), have completed a doctorate or other terminal degree not more than 10 years before the date on which the proposal for a grant is submitted under subsection (e)(1);

(B) have demonstrated promise in a science, engineering, or mathematics field relevant to the missions of the Department; and

(C) be employed—

(i) in a tenure track-position as an assistant professor or equivalent title at an institution of higher education in the United States;

(ii) at an organization in the United States that is a nonprofit, nondegree-granting research organization such as a museum, observatory, or research laboratory; or

(iii) as a scientist at a National Laboratory.

(2) **WAIVER.**—Notwithstanding paragraph (1)(A), the Director may determine that an individual who has completed a doctorate more than 10 years before the date of submission of a proposal under subsection (e)(1) is eligible to receive a grant under this section if the individual was unable to conduct research for a period of time because of extenuating circumstances, including military service or family responsibilities, as determined by the Director.

(d) **SELECTION.**—Grant recipients shall be selected on a competitive, merit-reviewed basis.

(e) **SELECTION PROCESS AND CRITERIA.**—

(1) **PROPOSAL.**—To be eligible to receive a grant under this section, an individual shall submit to the Director a proposal at such time, in such manner, and containing such information as the Director may require.

(2) **EVALUATION.**—In evaluating the proposals submitted under paragraph (1), the Director shall take into consideration, at a minimum—

(A) the intellectual merit of the proposed project;

(B) the innovative or transformative nature of the proposed research;

(C) the extent to which the proposal integrates research and education, including undergraduate education in science and engineering disciplines; and

(D) the potential of the applicant for leadership at the frontiers of knowledge.

(f) **DIVERSITY REQUIREMENT.**—

(1) **IN GENERAL.**—In awarding grants under this section, the Director shall endeavor to ensure that the grant recipients represent a variety of types of institutions of higher education and nonprofit, nondegree-granting research organizations.

(2) **REQUIREMENT.**—In support of the goal described in paragraph (1), the Director shall broadly disseminate information regarding the deadlines applicable to, and manner in which to submit, proposals for grants under this section, including by conducting outreach activities for—

(A) part B institutions, as defined in section 322 of the Higher Education Act of 1965 (20 U.S.C. 1061); and

(B) minority institutions, as defined in section 365 of that Act (20 U.S.C. 1067k).

(g) REPORT ON RECRUITING AND RETAINING EARLY CAREER SCIENCE AND ENGINEERING RESEARCHERS AT NATIONAL LABORATORIES.—

(1) IN GENERAL.—Not later than 90 days after the date of enactment of this Act, the Director shall submit to the Committee on Science and Technology of the House of Representatives and the Committee on Energy and Natural Resources of the Senate a report describing efforts of the Director to recruit and retain young scientists and engineers at early career stages at the National Laboratories.

(2) INCLUSIONS.—The report under paragraph (1) shall include—

(A) a description of applicable Department and National Laboratory policies and procedures, including policies and procedures relating to financial incentives, awards, promotions, time reserved for independent research, access to equipment or facilities, and other forms of recognition, designed to attract and retain young scientists and engineers;

(B) an evaluation of the impact of the incentives described in subparagraph (A) on—

(i) the careers of young scientists and engineers at the National Laboratories; and

(ii) the quality of the research at the National Laboratories and in Department programs;

(C) a description of barriers, if any, that exist with respect to efforts to recruit and retain young scientists and engineers, including the limited availability of full-time equivalent positions, legal and procedural requirements, and pay grading systems; and

(D) the amount of funding devoted to efforts to recruit and retain young researchers, and the source of the funds.

(h) AUTHORIZATION OF APPROPRIATIONS.—There is authorized to be appropriated to the Secretary, acting through the Director, to carry out this section \$25,000,000 for each of fiscal years 2008 through 2010.

**SEC. 5007. AUTHORIZATION OF APPROPRIATIONS FOR DEPARTMENT OF ENERGY FOR BASIC RESEARCH.**

Section 971(b) of the Energy Policy Act of 2005 (42 U.S.C. 16311(b)) is amended—

(1) in paragraph (2), by striking “and” at the end;

(2) in paragraph (3), by striking the period at the end and inserting “; and”; and

(3) by adding at the end the following:

“(4) \$5,814,000,000 for fiscal year 2010.”

**SEC. 5008. DISCOVERY SCIENCE AND ENGINEERING INNOVATION INSTITUTES.**

(a) IN GENERAL.—The Secretary shall establish distributed, multidisciplinary institutes (referred to in this section as “Institutes”) centered at National Laboratories to apply fundamental science and engineering discoveries to technological innovations relating to—

(1) the missions of the Department; and

(2) the global competitiveness of the United States.

(b) TOPICAL AREAS.—The Institutes shall support scientific and engineering research and education activities on critical emerging technologies determined by the Secretary to be essential to global competitiveness, including activities relating to—

(1) sustainable energy technologies;

(2) multiscale materials and processes;

(3) micro- and nano-engineering;

(4) computational and information engineering; and

(5) genomics and proteomics.

(c) PARTNERSHIPS.—In carrying out this section, the Secretary shall establish partnerships between the Institutes and—

(1) institutions of higher education—

(A) to train undergraduate and graduate science and engineering students;

(B) to develop innovative undergraduate and graduate educational curricula; and

(C) to conduct research within the topical areas described in subsection (b); and

(2) private industry to develop innovative technologies within the topical areas described in subsection (b).

(d) GRANTS.—

(1) IN GENERAL.—For each fiscal year, the Secretary may select not more than 3 Institutes to receive a grant under this section.

(2) MERIT-BASED SELECTION.—The selection of Institutes under paragraph (1) shall be—

(A) merit-based; and

(B) made through an open, competitive selection process.

(3) TERM.—An Institute shall receive a grant under this section for not more than 3 fiscal years.

(e) REVIEW.—The Secretary shall offer to enter into an agreement with the National Academy of Sciences under which the Academy shall, by not later than 3 years after the date of enactment of this Act—

(1) review the performance of the Institutes under this section; and

(2) submit to Congress and the Secretary a report describing the results of the review.

(f) AUTHORIZATION OF APPROPRIATIONS.—There is authorized to be appropriated to provide grants to each Institute selected under this section \$10,000,000 for each of fiscal years 2008 through 2010.

**SEC. 5009. PROTECTING AMERICA'S COMPETITIVE EDGE (PACE) GRADUATE FELLOWSHIP PROGRAM.**

(a) DEFINITION OF ELIGIBLE STUDENT.—In this section, the term “eligible student” means a student who attends an institution of higher education that offers a doctoral degree in a field relevant to a mission area of the Department.

(b) ESTABLISHMENT.—The Secretary shall establish a graduate fellowship program for eligible students pursuing a doctoral degree in a mission area of the Department.

(c) SELECTION.—

(1) IN GENERAL.—The Secretary shall award fellowships to eligible students under this section through a competitive merit review process, involving written and oral interviews, that will result in a wide distribution of awards throughout the United States, as determined by the Secretary.

(2) CRITERIA.—The Secretary shall establish selection criteria for awarding fellowships under this section that require an eligible student—

(A) to pursue a field of science or engineering of importance to a mission area of the Department;

(B) to demonstrate to the Secretary—

(i) the capacity of the eligible student to understand technical topics relating to the fellowship that can be derived from the first principles of the technical topics;

(ii) imagination and creativity;

(iii) leadership skills in organizations or intellectual endeavors, demonstrated through awards and past experience; and

(iv) excellent verbal and communication skills to explain, defend, and demonstrate an understanding of technical subjects relating to the fellowship; and

(C) to be a citizen or legal permanent resident of the United States.

(d) AWARDS.—

(1) AMOUNT.—A fellowship awarded under this section shall—

(A) provide an annual living stipend; and

(B) cover—

(i) graduate tuition at an institution of higher education described in subsection (a); and

(ii) incidental expenses associated with curricula and research at the institution of higher education (including books, computers, and software).

(2) DURATION.—A fellowship awarded under this section shall be up to 3 years duration within a 5-year period.

(3) PORTABILITY.—A fellowship awarded under this section shall be portable with the eligible student.

(e) ADMINISTRATION.—The Secretary, acting through the Director of Science, Engineering, and Mathematics Education—

(1) shall administer the program established under this section; and

(2) may enter into a contract with a nonprofit entity to administer the program, including the selection and award of fellowships.

(f) AUTHORIZATION OF APPROPRIATIONS.—There are authorized to be appropriated to carry out this section—

(1) \$7,500,000 for fiscal year 2008;

(2) \$12,000,000 for fiscal year 2009, including nonexpiring fellowships for the preceding fiscal year; and

(3) \$20,000,000 for fiscal year 2010, including nonexpiring fellowships for preceding fiscal years.

**SEC. 5010. SENSE OF CONGRESS REGARDING CERTAIN RECOMMENDATIONS AND REVIEWS.**

It is the sense of Congress that—

(1) the Department of Energy should implement the recommendations contained in the report of the Government Accountability Office numbered 04-639; and

(2) the Secretary of Energy should annually conduct reviews in accordance with title IX of the Education Amendments of 1972 (20 U.S.C. 1681 et seq.) of at least 2 recipients of grants provided by the Department of Energy.

**SEC. 5011. DISTINGUISHED SCIENTIST PROGRAM.**

(a) PURPOSE.—The purpose of this section is to promote scientific and academic excellence through collaborations between institutions of higher education and National Laboratories.

(b) ESTABLISHMENT.—The Secretary shall establish a program to support the joint appointment of distinguished scientists by institutions of higher education and National Laboratories.

(c) QUALIFICATIONS.—To be eligible for appointment as a distinguished scientist under this section, an individual, by reason of professional background and experience, shall be able to bring international recognition to the appointing institution of higher education or National Laboratory in the field of scientific endeavor of the individual.

(d) SELECTION.—A distinguished scientist appointed under this section shall be selected through an open, competitive process.

(e) APPOINTMENT.—

(1) INSTITUTION OF HIGHER EDUCATION.—An appointment by an institution of higher education under this section shall be filled within the tenure allotment of the institution of higher education, at a minimum rank of professor.

(2) NATIONAL LABORATORY.—An appointment by a National Laboratory under this section shall be at the rank of the highest grade of distinguished scientist or technical staff of the National Laboratory.

(f) DURATION.—An appointment under this section shall—

(1) be for a term of 6 years; and

(2) consist of 2 3-year funding allotments.

(g) USE OF FUNDS.—Funds made available under this section may be used for—

(1) the salary of the distinguished scientist and support staff;

(2) undergraduate, graduate, and post-doctoral appointments;

(3) research-related equipment;

(4) professional travel; and

(5) such other requirements as the Secretary determines to be necessary to carry out the purpose of the program.

(h) REVIEW.—

(1) IN GENERAL.—The appointment of a distinguished scientist under this section shall be reviewed at the end of the first 3-year allotment for the distinguished scientist through an open peer-review process to determine whether the appointment is meeting the purpose of this section under subsection (a).

(2) FUNDING.—Funding of the appointment of the distinguished scientist for the second 3-year allotment shall be determined based on the review conducted under paragraph (1).

(i) COST SHARING.—To be eligible for assistance under this section, an appointing institution of higher education shall pay at least 50 percent of the total costs of the appointment.

(j) **AUTHORIZATION OF APPROPRIATIONS.**—There are authorized to be appropriated to carry out this section—

- (1) \$15,000,000 for fiscal year 2008;
- (2) \$20,000,000 for fiscal year 2009; and
- (3) \$30,000,000 for fiscal year 2010.

**SEC. 5012. ADVANCED RESEARCH PROJECTS AGENCY—ENERGY.**

(a) **DEFINITIONS.**—In this section:

(1) **ARPA-E.**—The term “ARPA-E” means the Advanced Research Projects Agency—Energy established by subsection (b).

(2) **DIRECTOR.**—The term “Director” means the Director of ARPA-E appointed under subsection (d).

(3) **FUND.**—The term “Fund” means the Energy Transformation Acceleration Fund established under subsection (m)(1).

(b) **ESTABLISHMENT.**—There is established the Advanced Research Projects Agency—Energy within the Department to overcome the long-term and high-risk technological barriers in the development of energy technologies.

(c) **GOALS.**—

(1) **IN GENERAL.**—The goals of ARPA-E shall be—

(A) to enhance the economic and energy security of the United States through the development of energy technologies that result in—

- (i) reductions of imports of energy from foreign sources;
- (ii) reductions of energy-related emissions, including greenhouse gases; and
- (iii) improvement in the energy efficiency of all economic sectors; and

(B) to ensure that the United States maintains a technological lead in developing and deploying advanced energy technologies.

(2) **MEANS.**—ARPA-E shall achieve the goals established under paragraph (1) through energy technology projects by—

- (A) identifying and promoting revolutionary advances in fundamental sciences;
- (B) translating scientific discoveries and cutting-edge inventions into technological innovations; and
- (C) accelerating transformational technological advances in areas that industry by itself is not likely to undertake because of technical and financial uncertainty.

(d) **DIRECTOR.**—

(1) **APPOINTMENT.**—There shall be in the Department of Energy a Director of ARPA-E, who shall be appointed by the President, by and with the advice and consent of the Senate.

(2) **QUALIFICATIONS.**—The Director shall be an individual who, by reason of professional background and experience, is especially qualified to advise the Secretary on, and manage research programs addressing, matters pertaining to long-term and high-risk technological barriers to the development of energy technologies.

(3) **RELATIONSHIP TO SECRETARY.**—The Director shall report to the Secretary.

(4) **RELATIONSHIP TO OTHER PROGRAMS.**—No other programs within the Department shall report to the Director.

(e) **RESPONSIBILITIES.**—The responsibilities of the Director shall include—

- (1) approving all new programs within ARPA-E;
- (2) developing funding criteria and assessing the success of programs through the establishment of technical milestones;
- (3) administering the Fund through awards to institutions of higher education, companies, research foundations, trade and industry research collaborations, or consortia of such entities, which may include federally-funded research and development centers, to achieve the goals described in subsection (c) through targeted acceleration of—

(A) novel early-stage energy research with possible technology applications;

(B) development of techniques, processes, and technologies, and related testing and evaluation;

(C) research and development of manufacturing processes for novel energy technologies; and

(D) coordination with nongovernmental entities for demonstration of technologies and research applications to facilitate technology transfer; and

(4) terminating programs carried out under this section that are not achieving the goals of the programs.

(f) **PERSONNEL.**—

(1) **PROGRAM MANAGERS.**—

(A) **IN GENERAL.**—The Director shall designate employees to serve as program managers for each of the programs established pursuant to the responsibilities established for ARPA-E under subsection (e).

(B) **RESPONSIBILITIES.**—A program manager of a program shall be responsible for—

- (i) establishing research and development goals for the program, including through the convening of workshops and conferring with outside experts, and publicizing the goals of the program to the public and private sectors;
- (ii) soliciting applications for specific areas of particular promise, especially areas that the private sector or the Federal Government are not likely to undertake alone;
- (iii) building research collaborations for carrying out the program;
- (iv) selecting on the basis of merit, with advice under subsection (j) as appropriate, each of the projects to be supported under the program after considering—

(I) the novelty and scientific and technical merit of the proposed projects;

(II) the demonstrated capabilities of the applicants to successfully carry out the proposed project;

(III) the consideration by the applicant of future commercial applications of the project, including the feasibility of partnering with 1 or more commercial entities; and

(IV) such other criteria as are established by the Director;

(v) monitoring the progress of projects supported under the program; and

(vi) recommending program restructure or termination of research partnerships or whole projects.

(C) **TERM.**—The term of a program manager shall be 3 years and may be renewed.

(2) **HIRING AND MANAGEMENT.**—

(A) **IN GENERAL.**—The Director shall have the authority to—

(i) make appointments of scientific, engineering, and professional personnel without regard to the civil service laws; and

(ii) fix the compensation of such personnel at a rate to be determined by the Director.

(B) **NUMBER.**—The Director shall appoint not less than 70, and not more than 120, personnel under this section.

(C) **PRIVATE RECRUITING FIRMS.**—The Secretary, or the Director serving as an agent of the Secretary, may contract with private recruiting firms for the hiring of qualified technical staff to carry out this section.

(D) **ADDITIONAL STAFF.**—The Director may use all authorities in existence on the date of enactment of this Act that are provided to the Secretary to hire administrative, financial, and clerical staff as necessary to carry out this section.

(g) **REPORTS AND ROADMAPS.**—

(1) **ANNUAL REPORT.**—As part of the annual budget request submitted for each fiscal year, the Director shall provide to the relevant authorizing and appropriations committees of Congress a report describing projects supported by ARPA-E during the previous fiscal year.

(2) **STRATEGIC VISION ROADMAP.**—Not later than October 1, 2008, and October 1, 2011, the Director shall provide to the relevant authorizing and appropriations committees of Congress a roadmap describing the strategic vision that ARPA-E will use to guide the choices of ARPA-E for future technology investments over the following 3 fiscal years.

(h) **COORDINATION AND NONDUPLICATION.**—

(1) **IN GENERAL.**—To the maximum extent practicable, the Director shall ensure that the

activities of ARPA-E are coordinated with, and do not duplicate the efforts of, programs and laboratories within the Department and other relevant research agencies.

(2) **TECHNOLOGY TRANSFER COORDINATOR.**—To the extent appropriate, the Director may coordinate technology transfer efforts with the Technology Transfer Coordinator appointed under section 1001 of the Energy Policy Act of 2005 (42 U.S.C. 16391).

(i) **FEDERAL DEMONSTRATION OF TECHNOLOGIES.**—The Secretary shall make information available to purchasing and procurement programs of Federal agencies regarding the potential to demonstrate technologies resulting from activities funded through ARPA-E.

(j) **ADVICE.**—

(1) **ADVISORY COMMITTEES.**—The Director may seek advice on any aspect of ARPA-E from—

(A) an existing Department of Energy advisory committee; and

(B) a new advisory committee organized to support the programs of ARPA-E and to provide advice and assistance on—

- (i) specific program tasks; or
- (ii) overall direction of ARPA-E.

(2) **ADDITIONAL SOURCES OF ADVICE.**—In carrying out this section, the Director may seek advice and review from—

(A) the President’s Committee of Advisors on Science and Technology; and

(B) any professional or scientific organization with expertise in specific processes or technologies under development by ARPA-E.

(k) **ARPA-E EVALUATION.**—

(1) **IN GENERAL.**—After ARPA-E has been in operation for 4 years, the Secretary shall offer to enter into a contract with the National Academy of Sciences under which the National Academy shall conduct an evaluation of how well ARPA-E is achieving the goals and mission of ARPA-E.

(2) **INCLUSIONS.**—The evaluation shall include—

(A) the recommendation of the National Academy of Sciences on whether ARPA-E should be continued or terminated; and

(B) a description of lessons learned from operation of ARPA-E.

(3) **AVAILABILITY.**—On completion of the evaluation, the evaluation shall be made available to Congress and the public.

(l) **EXISTING AUTHORITIES.**—The authorities granted by this section are—

(1) in addition to existing authorities granted to the Secretary; and

(2) are not intended to supersede or modify any existing authorities.

(m) **FUNDING.**—

(1) **FUND.**—There is established in the Treasury of the United States a fund, to be known as the “Energy Transformation Acceleration Fund”, which shall be administered by the Director for the purposes of carrying out this section.

(2) **AUTHORIZATION OF APPROPRIATIONS.**—Subject to paragraphs (4) and (5), there are authorized to be appropriated to the Director for deposit in the Fund, without fiscal year limitation—

(A) \$300,000,000 for fiscal year 2008; and

(B) such sums as are necessary for each of fiscal years 2009 and 2010.

(3) **SEPARATE BUDGET AND APPROPRIATION.**—

(A) **BUDGET REQUEST.**—The budget request for ARPA-E shall be separate from the rest of the budget of the Department.

(B) **APPROPRIATIONS.**—Appropriations to the Fund shall be separate and distinct from the rest of the budget for the Department.

(4) **LIMITATION.**—No amounts may be appropriated for ARPA-E for fiscal year 2008 unless the amount appropriated for the activities of the Office of Science of the Department for fiscal year 2008 exceeds the amount appropriated for the Office for fiscal year 2007, as adjusted for inflation in accordance with the Consumer Price Index published by the Bureau of Labor Statistics of the Department of Labor.

(5) ALLOCATION.—Of the amounts appropriated for a fiscal year under paragraph (2)—  
 (A) not more than 50 percent of the amount shall be used to carry out subsection (e)(3)(D);  
 (B) at least 2.5 percent of the amount shall be used for technology transfer and outreach activities; and

(C) no funds may be used for construction of new buildings or facilities during the 5-year period beginning on the date of enactment of this Act.

## TITLE VI—EDUCATION

### SEC. 6001. FINDINGS.

Congress makes the following findings:

(1) A well-educated population is essential to retaining America's competitiveness in the global economy.

(2) The United States needs to build on and expand the impact of existing programs by taking additional, well-coordinated steps to ensure that all students are able to obtain the knowledge the students need to obtain postsecondary education and participate successfully in the workforce or the Armed Forces.

(3) The next steps must be informed by independent information on the effectiveness of current programs in science, technology, engineering, mathematics, and critical foreign language education, and by identification of best practices that can be replicated.

(4) Teacher preparation and elementary school and secondary school programs and activities must be aligned with the requirements of the Elementary and Secondary Education Act of 1965 (20 U.S.C. 6301 et seq.) and the requirements of the Higher Education Act of 1965 (20 U.S.C. 1001 et seq.).

(5) The ever increasing knowledge and skill demands of the 21st century require that secondary school preparation and requirements be better aligned with the knowledge and skills needed to succeed in postsecondary education and the workforce, and States need better data systems to track educational achievement from prekindergarten through baccalaureate degrees.

### SEC. 6002. DEFINITIONS.

(a) ESEA DEFINITIONS.—Unless otherwise specified in this title, the terms used in this title have the meanings given the terms in section 9101 of the Elementary and Secondary Education Act of 1965 (20 U.S.C. 7801).

(b) OTHER DEFINITIONS.—In this title:

(1) CRITICAL FOREIGN LANGUAGE.—The term "critical foreign language" means a foreign language that the Secretary determines, in consultation with the heads of such Federal departments and agencies as the Secretary determines appropriate, is critical to the national security and economic competitiveness of the United States.

(2) INSTITUTION OF HIGHER EDUCATION.—The term "institution of higher education" has the meaning given the term in section 101(a) of the Higher Education Act of 1965 (20 U.S.C. 1001(a)).

(3) SECRETARY.—The term "Secretary" means the Secretary of Education.

(4) SCIENTIFICALLY VALID RESEARCH.—The term "scientifically valid research" includes applied research, basic research, and field-initiated research in which the rationale, design, and interpretation are soundly developed in accordance with accepted principles of scientific research.

### Subtitle A—Teacher Assistance

#### PART I—TEACHERS FOR A COMPETITIVE TOMORROW

### SEC. 6111. PURPOSE.

The purpose of this part is—

(1) to develop and implement programs to provide integrated courses of study in science, technology, engineering, mathematics, or critical foreign languages, and teacher education, that lead to a baccalaureate degree in science, technology, engineering, mathematics, or a critical foreign language, with concurrent teacher certification;

(2) to develop and implement 2- or 3-year part-time master's degree programs in science, technology, engineering, mathematics, or critical foreign language education for teachers in order to enhance the teachers' content knowledge and pedagogical skills; and

(3) to develop programs for professionals in science, technology, engineering, mathematics, or critical foreign language education that lead to a master's degree in teaching that results in teacher certification.

### SEC. 6112. DEFINITIONS.

In this part:

(1) CHILDREN FROM LOW-INCOME FAMILIES.—The term "children from low-income families" means children described in section 1124(c)(1)(A) of the Elementary and Secondary Education Act of 1965 (20 U.S.C. 6333(c)(1)(A)).

(2) ELIGIBLE RECIPIENT.—The term "eligible recipient" means an institution of higher education that receives grant funds under this part on behalf of a department of science, technology, engineering, mathematics, or a critical foreign language, or on behalf of a department or school with a competency-based degree program (in science, technology, engineering, mathematics, or a critical foreign language) that includes teacher certification, for use in carrying out activities assisted under this part.

(3) HIGH-NEED LOCAL EDUCATIONAL AGENCY.—The term "high-need local educational agency" means a local educational agency or educational service agency—

(A)(i) that serves not fewer than 10,000 children from low-income families;

(ii) for which not less than 20 percent of the children served by the agency are children from low-income families; or

(iii) with a total of less than 600 students in average daily attendance at the schools that are served by the agency and all of whose schools are designated with a school locale code of 41, 42, or 43, as determined by the Secretary; and

(B)(i) for which there is a high percentage of teachers providing instruction in academic subject areas or grade levels for which the teachers are not highly qualified; or

(ii) for which there is a high teacher turnover rate or a high percentage of teachers with emergency, provisional, or temporary certification or licensure.

(4) HIGHLY QUALIFIED.—The term "highly qualified" has the meaning given such term in section 9101 of the Elementary and Secondary Education Act of 1965 (20 U.S.C. 7801) and, with respect to special education teachers, in section 602 of the Individuals with Disabilities Education Act (20 U.S.C. 1401).

(5) PARTNERSHIP.—The term "partnership" means a partnership that—

(A) shall include—

(i) an eligible recipient;

(ii)(I)(aa) a department within the eligible recipient that provides a program of study in science, technology, engineering, mathematics, or a critical foreign language; and

(bb) a school, department, or program of education within the eligible recipient, or a 2-year institution of higher education that has a teacher preparation offering or a dual enrollment program with the eligible recipient; or

(II) a department or school within the eligible recipient with a competency-based degree program (in science, technology, engineering, mathematics, or a critical foreign language) that includes teacher certification; and

(iii) not less than 1 high-need local educational agency and a public school or a consortium of public schools served by the agency; and

(B) may include a nonprofit organization that has a demonstrated record of providing expertise or support to meet the purposes of this part.

(6) TEACHING SKILLS.—The term "teaching skills" means the ability to—

(A) increase student achievement and learning and increase a student's ability to apply knowledge;

(B) effectively convey and explain academic subject matter;

(C) employ strategies grounded in the disciplines of teaching and learning that—

(i) are based on scientifically valid research;

(ii) are specific to academic subject matter; and

(iii) focus on the identification of students' specific learning needs, particularly students with disabilities, students who are limited English proficient, students who are gifted and talented, and students with low literacy levels, and the tailoring of academic instruction to such needs;

(D) conduct ongoing assessment of student learning;

(E) effectively manage a classroom; and

(F) communicate and work with parents and guardians, and involve parents and guardians in their children's education.

### SEC. 6113. PROGRAMS FOR BACCALAUREATE DEGREES IN SCIENCE, TECHNOLOGY, ENGINEERING, MATHEMATICS, OR CRITICAL FOREIGN LANGUAGES, WITH CONCURRENT TEACHER CERTIFICATION.

(a) PROGRAM AUTHORIZED.—From the amounts made available to carry out this section under section 6116(1) and not reserved under section 6115(d) for a fiscal year, the Secretary is authorized to award grants, on a competitive basis, to eligible recipients to enable partnerships served by the eligible recipients to develop and implement programs to provide courses of study in science, technology, engineering, mathematics, or critical foreign languages that—

(1) are integrated with teacher education; and

(2) lead to a baccalaureate degree in science, technology, engineering, mathematics, or a critical foreign language with concurrent teacher certification.

(b) APPLICATION.—Each eligible recipient desiring a grant under this section shall submit an application to the Secretary at such time and in such manner as the Secretary may require. Each application shall—

(1) describe the program for which assistance is sought;

(2) describe how a department of science, technology, engineering, mathematics, or a critical foreign language participating in the partnership will ensure significant collaboration with a teacher preparation program in the development of undergraduate degrees in science, technology, engineering, mathematics, or a critical foreign language, with concurrent teacher certification, including providing student teaching and other clinical classroom experiences or how a department or school participating in the partnership with a competency-based degree program has ensured, in the development of a baccalaureate degree program in science, technology, engineering, mathematics, or a critical foreign language, the provision of concurrent teacher certification, including providing student teaching and other clinical classroom experiences;

(3) describe the high-quality research, laboratory, or internship experiences, integrated with coursework, that will be provided under the program;

(4) describe how members of groups that are underrepresented in the teaching of science, technology, engineering, mathematics, or critical foreign languages will be encouraged to participate in the program;

(5) describe how program participants will be encouraged to teach in schools determined by the partnership to be most in need, and the assistance in finding employment in such schools that will be provided;

(6) describe the ongoing activities and services that will be provided to graduates of the program;

(7) describe how the activities of the partnership will be coordinated with any activities funded through other Federal grants, and how the partnership will continue the activities assisted under the program when the grant period ends;

(8) describe how the partnership will assess the content knowledge and teaching skills of the program participants; and

(9) provide any other information the Secretary may reasonably require.

(c) **PRIORITY.**—Priority shall be given to applications whose primary focus is on placing participants in high-need local educational agencies.

(d) **AUTHORIZED ACTIVITIES.**—

(1) **IN GENERAL.**—Each eligible recipient receiving a grant under this section shall use the grant funds to enable a partnership to develop and implement a program to provide courses of study in science, technology, engineering, mathematics, or a critical foreign language that—

(A) are integrated with teacher education programs that promote effective teaching skills; and  
(B) lead to a baccalaureate degree in science, technology, engineering, mathematics, or a critical foreign language with concurrent teacher certification.

(2) **PROGRAM REQUIREMENTS.**—The program shall—

(A) provide high-quality research, laboratory, or internship experiences for program participants;

(B) provide student teaching or other clinical classroom experiences that—

(i) are integrated with coursework; and

(ii) lead to the participants' ability to demonstrate effective teaching skills;

(C) if implementing a program in which program participants are prepared to teach science, technology, engineering, mathematics, or critical foreign language courses, include strategies for improving student literacy;

(D) encourage the participation of individuals who are members of groups that are underrepresented in the teaching of science, technology, engineering, mathematics, or critical foreign languages;

(E) encourage participants to teach in schools determined by the partnership to be most in need, and actively assist the participants in finding employment in such schools;

(F) offer training in the use of and integration of educational technology;

(G) collect data regarding and evaluate, using measurable objectives and benchmarks, the extent to which the program succeeded in—

(i) increasing the percentage of highly qualified mathematics, science, or critical foreign language teachers, including increasing the percentage of such teachers teaching in those schools determined by the partnership to be most in need;

(ii) improving student academic achievement in mathematics, science, and where applicable, technology and engineering;

(iii) increasing the number of students in secondary schools enrolled in upper level mathematics, science, and, where available, technology and engineering courses; and

(iv) increasing the numbers of elementary school and secondary school students enrolled in and continuing in critical foreign language courses;

(H) collect data on the employment placement and retention of all graduates of the program, including information on how many graduates are teaching and in what kinds of schools;

(I) provide ongoing activities and services to graduates of the program who teach elementary school or secondary school, by—

(i) keeping the graduates informed of the latest developments in their respective academic fields; and

(ii) supporting the graduates of the program who are employed in schools in the local educational agency participating in the partnership during the initial years of teaching through—

(I) induction programs;

(II) promotion of effective teaching skills; and  
(III) providing opportunities for regular professional development; and

(J) develop recommendations to improve the school, department, or program of education participating in the partnership.

(e) **ANNUAL REPORT.**—Each eligible recipient receiving a grant under this section shall collect and report to the Secretary annually such infor-

mation as the Secretary may reasonably require, including—

(1) the number of participants in the program;

(2) information on the academic majors of participating students;

(3) the race, gender, income, and disability status of program participants;

(4) the placement of program participants as teachers in schools determined by the partnership to be most in need;

(5) the extent to which the program succeeded in meeting the objectives and benchmarks described in subsection (d)(2)(G); and

(6) the data collected under subparagraphs (G) and (H) of subsection (d)(2).

(f) **TECHNICAL ASSISTANCE.**—From the funds made available under section 6116(I), the Secretary may provide technical assistance to an eligible recipient developing a baccalaureate degree program with concurrent teacher certification, including technical assistance provided through a grant or contract awarded on a competitive basis to an institution of higher education or a technical assistance center.

(g) **COMPLIANCE WITH FERPA.**—Any activity under this section shall be carried out in compliance with section 444 of the General Education Provisions Act (20 U.S.C. 1232g) (commonly known as the Family Educational Rights and Privacy Act of 1974).

(h) **INDUCTION PROGRAM DEFINED.**—In this section, the term "induction program" means a formalized program for new teachers during not less than the teachers' first 2 years of teaching that is designed to provide support for, and improve the professional performance and advance the retention in the teaching field of, beginning teachers. Such program shall promote effective teaching skills and shall include the following components:

(1) High-quality teacher mentoring.

(2) Periodic, structured time for collaboration with teachers in the same department or field, as well as time for information-sharing among teachers, principals, administrators, and participating faculty in the partner institution.

(3) The application of empirically based practice and scientifically valid research on instructional practices.

(4) Opportunities for new teachers to draw directly upon the expertise of teacher mentors, faculty, and researchers to support the integration of empirically based practice and scientifically valid research with practice.

(5) The development of skills in instructional and behavioral interventions derived from empirically based practice and, where applicable, scientifically valid research.

(6) Faculty who—

(A) model the integration of research and practice in the classroom; and

(B) assist new teachers with the effective use and integration of technology in the classroom.

(7) Interdisciplinary collaboration among exemplary teachers, faculty, researchers, and other staff who prepare new teachers on the learning process and the assessment of learning.

(8) Assistance with the understanding of data, particularly student achievement data, and the data's applicability in classroom instruction.

(9) Regular evaluation of the new teacher.

**SEC. 6114. PROGRAMS FOR MASTER'S DEGREES IN SCIENCE, TECHNOLOGY, ENGINEERING, MATHEMATICS, OR CRITICAL FOREIGN LANGUAGE EDUCATION.**

(a) **PROGRAM AUTHORIZED.**—From the amounts made available to carry out this section under section 6116(2) and not reserved under section 6115(d) for a fiscal year, the Secretary is authorized to award grants, on a competitive basis, to eligible recipients to enable the partnerships served by the eligible recipients to develop and implement—

(1) 2- or 3-year part-time master's degree programs in science, technology, engineering, mathematics, or critical foreign language education for teachers in order to enhance the teacher's content knowledge and teaching skills; or

(2) programs for professionals in science, technology, engineering, mathematics, or a critical foreign language that lead to a 1-year master's degree in teaching that results in teacher certification.

(b) **APPLICATION.**—Each eligible recipient desiring a grant under this section shall submit an application to the Secretary at such time and in such manner as the Secretary may require. Each application shall describe—

(1) how a department of science, technology, engineering, mathematics, or a critical foreign language will ensure significant collaboration with a school, department, or program of education in the development of the master's degree programs authorized under subsection (a), or how a department or school with a competency-based degree program has ensured, in the development of a master's degree program, the provision of rigorous studies in science, technology, engineering, mathematics, or a critical foreign language that enhance the teachers' content knowledge and teaching skills;

(2) the role of the local educational agency in the partnership in developing and administering the program and how feedback from the local educational agency, school, and participants will be used to improve the program;

(3) how the program will help increase the percentage of highly qualified mathematics, science, or critical foreign language teachers, including increasing the percentage of such teachers teaching in schools determined by the partnership to be most in need;

(4) how the program will—

(A) improve student academic achievement in mathematics, science, and, where applicable, technology and engineering and increase the number of students taking upper-level courses in such subjects; or

(B) increase the numbers of elementary school and secondary school students enrolled and continuing in critical foreign language courses;

(5) how the program will prepare participants to become more effective science, technology, engineering, mathematics, or critical foreign language teachers;

(6) how the program will prepare participants to assume leadership roles in their schools;

(7) how teachers (or science, technology, engineering, mathematics, or critical foreign language professionals) who are members of groups that are underrepresented in the teaching of science, technology, engineering, mathematics, or critical foreign languages and teachers from schools determined by the partnership to be most in need will be encouraged to apply for and participate in the program;

(8) the ongoing activities and services that will be provided to graduates of the program;

(9) how the partnership will continue the activities assisted under the grant when the grant period ends;

(10) how the partnership will assess, during the program, the content knowledge and teaching skills of the program participants; and

(11) methods to ensure applicants to the master's degree program for professionals in science, technology, engineering, mathematics, or a critical foreign language demonstrate advanced knowledge in the relevant subject.

(c) **AUTHORIZED ACTIVITIES.**—Each eligible recipient receiving a grant under this section shall use the grant funds to develop and implement a 2- or 3-year part-time master's degree program in science, technology, engineering, mathematics, or critical foreign language education for teachers in order to enhance the teachers' content knowledge and teaching skills, or programs for professionals in science, technology, engineering, mathematics, or a critical foreign language that lead to a 1-year master's degree in teaching that results in teacher certification. The program shall—

(1) promote effective teaching skills so that program participants become more effective science, technology, engineering, mathematics, or critical foreign language teachers;

(2) prepare teachers to assume leadership roles in their schools by participating in activities

such as teacher mentoring, development of curricula that integrate state of the art applications of science, technology, engineering, mathematics, or critical foreign language into the classroom, working with school administrators in establishing in-service professional development of teachers, and assisting in evaluating data and assessments to improve student academic achievement;

(3) use high-quality research, laboratory, or internship experiences for program participants that are integrated with coursework;

(4) provide student teaching or clinical classroom experience;

(5) if implementing a program in which participants are prepared to teach science, technology, engineering, mathematics, or critical foreign language courses, provide strategies for improving student literacy;

(6) align the content knowledge in the master's degree program with challenging student academic achievement standards and challenging academic content standards established by the State in which the program is conducted;

(7) encourage the participation of—

(A) individuals who are members of groups that are underrepresented in the teaching of science, technology, engineering, mathematics, or critical foreign languages;

(B) members of the Armed Forces who are transitioning to civilian life; and

(C) teachers teaching in schools determined by the partnership to be most in need;

(8) offer tuition assistance, based on need, as appropriate;

(9) create opportunities for enhanced and ongoing professional development for teachers that improves the science, technology, engineering, mathematics, and critical foreign language content knowledge and teaching skills of such teachers; and

(10) evaluate and report on the impact of the program, in accordance with subsection (d).

(d) **EVALUATION AND REPORT.**—Each eligible recipient receiving a grant under this section shall evaluate, using measurable objectives and benchmarks, and provide an annual report to the Secretary regarding, the extent to which the program assisted under this section succeeded in the following:

(1) Increasing the number and percentage of science, technology, engineering, mathematics, or critical foreign language teachers who have a master's degree and meet 1 or more of the following requirements:

(A) Are teaching in schools determined by the partnership to be most in need, and taught in such schools prior to participation in the program.

(B) Are teaching in schools determined by the partnership to be most in need, and did not teach in such schools prior to participation in the program.

(C) Are members of a group underrepresented in the teaching of science, technology, engineering, mathematics, or a critical foreign language.

(2) Bringing professionals in science, technology, engineering, mathematics, or a critical foreign language into the field of teaching.

(3) Retaining teachers who participate in the program.

#### **SEC. 6115. GENERAL PROVISIONS.**

(a) **DURATION OF GRANTS.**—The Secretary shall award each grant under this part for a period of not more than 5 years.

(b) **MATCHING REQUIREMENT.**—Each eligible recipient that receives a grant under this part shall provide, from non-Federal sources, an amount equal to 50 percent of the amount of the grant (which may be provided in cash or in kind) to carry out the activities supported by the grant.

(c) **SUPPLEMENT, NOT SUPPLANT.**—Grant funds provided under this part shall be used to supplement, and not supplant, other Federal or State funds.

(d) **EVALUATION.**—From amounts made available for any fiscal year under section 6116, the

Secretary shall reserve such sums as may be necessary—

(1) to provide for the conduct of an annual independent evaluation, by grant or by contract, of the activities assisted under this part, which shall include an assessment of the impact of the activities on student academic achievement; and

(2) to prepare and submit an annual report on the results of the evaluation described in paragraph (1) to the Committee on Health, Education, Labor, and Pensions of the Senate, the Committee on Education and Labor of the House of Representatives, and the Committees on Appropriations of the Senate and House of Representatives.

#### **SEC. 6116. AUTHORIZATION OF APPROPRIATIONS.**

There are authorized to be appropriated to carry out this section \$276,200,000 for fiscal year 2008, and such sums as may be necessary for each of the 2 succeeding fiscal years, of which—

(1) \$151,200,000 shall be available to carry out section 6113 for fiscal year 2008 and each succeeding fiscal year; and

(2) \$125,000,000 shall be available to carry out section 6114 for fiscal year 2008 and each succeeding fiscal year.

#### **PART II—ADVANCED PLACEMENT AND INTERNATIONAL BACCALAUREATE PROGRAMS**

##### **SEC. 6121. PURPOSE.**

It is the purpose of this part—

(1) to raise academic achievement through Advanced Placement and International Baccalaureate programs by increasing, by 70,000, over a 4-year period beginning in 2008, the number of teachers serving high-need schools who are qualified to teach Advanced Placement or International Baccalaureate courses in mathematics, science, and critical foreign languages;

(2) to increase, to 700,000 per year, the number of students attending high-need schools who—

(A) take and score a 3, 4, or 5 on an Advanced Placement examination in mathematics, science, or a critical foreign language administered by the College Board; or

(B) achieve a passing score on an examination administered by the International Baccalaureate Organization in such a subject;

(3) to increase the availability of, and enrollment in, Advanced Placement or International Baccalaureate courses in mathematics, science, and critical foreign languages, and pre-Advanced Placement or pre-International Baccalaureate courses in such subjects, in high-need schools; and

(4) to support statewide efforts to increase the availability of, and enrollment in, Advanced Placement or International Baccalaureate courses in mathematics, science, and critical foreign languages, and pre-Advanced Placement or pre-International Baccalaureate courses in such subjects, in high-need schools.

##### **SEC. 6122. DEFINITIONS.**

In this part:

(1) **ADVANCED PLACEMENT OR INTERNATIONAL BACCALAUREATE COURSE.**—The term “Advanced Placement or International Baccalaureate course” means—

(A) a course of college-level instruction provided to secondary school students, terminating in an examination administered by the College Board or the International Baccalaureate Organization, or another such examination approved by the Secretary; or

(B) another highly rigorous, evidence-based, postsecondary preparatory program terminating in an examination administered by another nationally recognized educational organization that has a demonstrated record of effectiveness in assessing secondary school students, or another such examination approved by the Secretary.

(2) **ELIGIBLE ENTITY.**—The term “eligible entity” means—

(A) a State educational agency; or

(B) a local educational agency; or

(C) a partnership consisting of—

(i) a national, regional, or statewide nonprofit organization, with expertise and experience in providing Advanced Placement or International Baccalaureate services; and

(ii) a State educational agency or local educational agency.

(3) **LOW-INCOME STUDENT.**—The term “low-income student” has the meaning given the term “low-income individual” in section 1707(3) of the Elementary and Secondary Education Act of 1965 (20 U.S.C. 6537(3)).

(4) **HIGH CONCENTRATION OF LOW-INCOME STUDENTS.**—The term “high concentration of low-income students” has the meaning given the term in section 1707(2) of the Elementary and Secondary Education Act of 1965 (20 U.S.C. 6537(2)).

(5) **HIGH-NEED LOCAL EDUCATIONAL AGENCY.**—The term “high-need local educational agency” means a local educational agency or educational service agency described in 6112(3)(A).

(6) **HIGH-NEED SCHOOL.**—The term “high-need school” means a secondary school—

(A) with a pervasive need for Advanced Placement or International Baccalaureate courses in mathematics, science, or critical foreign languages, or for additional Advanced Placement or International Baccalaureate courses in such a subject; and

(B)(i) with a high concentration of low-income students; or

(ii) designated with a school locale code of 41, 42, or 43, as determined by the Secretary.

##### **SEC. 6123. ADVANCED PLACEMENT AND INTERNATIONAL BACCALAUREATE PROGRAMS.**

(a) **PROGRAM AUTHORIZED.**—From the amounts appropriated under subsection (1), the Secretary is authorized to award grants, on a competitive basis, to eligible entities to enable the eligible entities to carry out the authorized activities described in subsection (g).

(b) **DURATION OF GRANTS.**—The Secretary may award grants under this section for a period of not more than 5 years.

(c) **COORDINATION.**—The Secretary shall coordinate the activities carried out under this section with the activities carried out under section 1705 of the Elementary and Secondary Education Act of 1965 (20 U.S.C. 6535).

(d) **PRIORITY.**—In awarding grants under this section, the Secretary shall give priority to eligible entities that are part of a statewide strategy for increasing—

(1) the availability of Advanced Placement or International Baccalaureate courses in mathematics, science, and critical foreign languages, and pre-Advanced Placement or pre-International Baccalaureate courses in such subjects, in high-need schools; and

(2) the number of students who participate in Advanced Placement or International Baccalaureate courses in mathematics, science, and critical foreign language in high-need schools, and take and score a 3, 4, or 5 on an Advanced Placement examination in such a subject, or pass an examination administered by the International Baccalaureate Organization in such a subject in such schools.

(e) **EQUITABLE DISTRIBUTION.**—The Secretary, to the extent practicable, shall—

(1) ensure an equitable geographic distribution of grants under this section among the States; and

(2) promote an increase in participation in Advanced Placement or International Baccalaureate mathematics, science, and critical foreign language courses and examinations in all States.

(f) **APPLICATION.**—

(1) **IN GENERAL.**—Each eligible entity desiring a grant under this section shall submit an application to the Secretary at such time, in such manner, and containing such information as the Secretary may reasonably require.

(2) **CONTENTS.**—The application shall, at a minimum, include a description of—

(A) the goals and objectives for the project, including—



(i) increasing the number of teachers serving high-need schools who are qualified to teach Advanced Placement or International Baccalaureate courses in mathematics, science, or critical foreign languages;

(ii) increasing the number of qualified teachers serving high-need schools who are teaching Advanced Placement or International Baccalaureate courses in mathematics, science, or critical foreign languages to students in the high-need schools;

(iii) increasing the number of Advanced Placement or International Baccalaureate courses in mathematics, science, and critical foreign languages that are available to students attending high-need schools; and

(iv) increasing the number of students attending a high-need school, particularly low-income students, who enroll in and pass—

(I) Advanced Placement or International Baccalaureate courses in mathematics, science, or critical foreign languages; and

(II) pre-Advanced Placement or pre-International Baccalaureate courses in such a subject (where provided in accordance with subparagraph (B));

(B) how the eligible entity will ensure that students have access to courses, including pre-Advanced Placement and pre-International Baccalaureate courses, that will prepare the students to enroll and succeed in Advanced Placement or International Baccalaureate courses in mathematics, science, or critical foreign languages;

(C) how the eligible entity will provide professional development for teachers assisted under this section;

(D) how the eligible entity will ensure that teachers serving high-need schools are qualified to teach Advanced Placement or International Baccalaureate courses in mathematics, science, or critical foreign languages;

(E) how the eligible entity will provide for the involvement of business and community organizations and other entities, including institutions of higher education, in the activities to be assisted; and

(F) how the eligible entity will use funds received under this section, including how the eligible entity will evaluate the success of its project.

(g) AUTHORIZED ACTIVITIES.—

(1) IN GENERAL.—Each eligible entity that receives a grant under this section shall use the grant funds to carry out activities designed to increase—

(A) the number of qualified teachers serving high-need schools who are teaching Advanced Placement or International Baccalaureate courses in mathematics, science, or critical foreign languages; and

(B) the number of students attending high-need schools who enroll in, and pass, the examinations for such Advanced Placement or International Baccalaureate courses.

(2) PERMISSIVE ACTIVITIES.—The activities described in paragraph (1) may include—

(A) teacher professional development, in order to expand the pool of teachers in the participating State, local educational agency, or high-need school who are qualified to teach Advanced Placement or International Baccalaureate courses in mathematics, science, or critical foreign languages;

(B) pre-Advanced Placement or pre-International Baccalaureate course development and professional development;

(C) coordination and articulation between grade levels to prepare students to enroll and succeed in Advanced Placement or International Baccalaureate courses in mathematics, science, or critical foreign languages;

(D) purchase of instructional materials;

(E) activities to increase the availability of, and participation in, online Advanced Placement or International Baccalaureate courses in mathematics, science, and critical foreign languages;

(F) reimbursing low-income students attending high-need schools for part or all of the cost

of Advanced Placement or International Baccalaureate examination fees;

(G) carrying out subsection (j), relating to collecting and reporting data;

(H) in the case of a State educational agency that receives a grant under this section, awarding subgrants to local educational agencies to enable the local educational agencies to carry out authorized activities described in subparagraphs (A) through (G); and

(I) providing salary increments or bonuses to teachers serving high-need schools who—

(i) become qualified to teach, and teach, Advanced Placement or International Baccalaureate courses in mathematics, science, or a critical foreign language; or

(ii) increase the number of low-income students, who take Advanced Placement or International Baccalaureate examinations in mathematics, science, or a critical foreign language with the goal of successfully passing such examinations.

(h) MATCHING REQUIREMENT.—

(1) IN GENERAL.—Subject to paragraph (2), each eligible entity that receives a grant under this section shall provide, toward the cost of the activities assisted under the grant, from non-Federal sources, an amount equal to 200 percent of the amount of the grant, except that an eligible entity that is a high-need local educational agency shall provide an amount equal to not more than 100 percent of the amount of the grant.

(2) WAIVER.—The Secretary may waive all or part of the matching requirement described in paragraph (1) for any fiscal year for an eligible entity described in subparagraph (A) or (B) of section 6122(2), if the Secretary determines that applying the matching requirement to such eligible entity would result in serious hardship or an inability to carry out the authorized activities described in subsection (g).

(i) SUPPLEMENT NOT SUPPLANT.—Grant funds provided under this section shall be used to supplement, not supplant, other Federal and non-Federal funds available to carry out the activities described in subsection (g).

(j) COLLECTING AND REPORTING REQUIREMENTS.—

(1) REPORT.—Each eligible entity receiving a grant under this section shall collect and report to the Secretary annually such data on the results of the grant as the Secretary may reasonably require, including data regarding—

(A) the number of students enrolling in Advanced Placement or International Baccalaureate courses in mathematics, science, or a critical foreign language, and pre-Advanced Placement or pre-International Baccalaureate courses in such a subject, by the grade the student is enrolled in, and the distribution of grades those students receive;

(B) the number of students taking Advanced Placement or International Baccalaureate examinations in mathematics, science, or a critical foreign language, and the distribution of scores on those examinations by the grade the student is enrolled in at the time of the examination;

(C) the number of teachers receiving training in teaching Advanced Placement or International Baccalaureate courses in mathematics, science, or a critical foreign language who will be teaching such courses in the next school year;

(D) the number of teachers becoming qualified to teach Advanced Placement or International Baccalaureate courses in mathematics, science, or a critical foreign language; and

(E) the number of qualified teachers who are teaching Advanced Placement or International Baccalaureate courses in mathematics, science, or critical foreign languages to students in a high-need school.

(2) REPORTING OF DATA.—Each eligible entity receiving a grant under this section shall report data required under paragraph (1)—

(A) disaggregated by subject area;

(B) in the case of student data, disaggregated in the same manner as information is

disaggregated under section 1111(h)(1)(C)(i) of the Elementary and Secondary Education Act of 1965 (20 U.S.C. 6311(h)(1)(C)(i)); and

(C) to the extent feasible, in a manner that allows comparison of conditions before, during, and after the project.

(k) EVALUATION AND REPORT.—From the amount made available for any fiscal year under subsection (l), the Secretary shall reserve such sums as may be necessary—

(1) to conduct an annual independent evaluation, by grant or by contract, of the program carried out under this section, which shall include an assessment of the impact of the program on student academic achievement; and

(2) to prepare and submit an annual report on the results of the evaluation described in paragraph (1) to the Committee on Health, Education, Labor, and Pensions of the Senate, the Committee on Education and Labor of the House of Representatives, and the Committees on Appropriations of the Senate and House of Representatives.

(l) AUTHORIZATION OF APPROPRIATIONS.—There are authorized to be appropriated to carry out this section \$75,000,000 for fiscal year 2008, and such sums as may be necessary for each of the 2 succeeding fiscal years.

### PART III—PROMISING PRACTICES IN SCIENCE, TECHNOLOGY, ENGINEERING, AND MATHEMATICS TEACHING

#### SEC. 6131. PROMISING PRACTICES.

(a) PURPOSE.—The purpose of this section is to establish an expert panel to provide information on promising practices for strengthening teaching and learning in science, technology, engineering, and mathematics at the elementary school and secondary school levels. The panel shall build on prior Federal efforts, such as efforts by the National Mathematics Advisory Panel, and shall synthesize scientific evidence pertaining to the improvement of science, technology, engineering, and mathematics teaching and learning.

(b) NATIONAL PANEL ON PROMISING PRACTICES IN K-12 STEM TEACHING AND LEARNING.—

(1) IN GENERAL.—The Secretary shall enter into a contract with the Center for Education of the National Academy of Sciences to establish and convene, not later than 1 year after the date of enactment of this Act, an expert panel to—

(A) identify promising practices for improving teaching and student achievement in science, technology, engineering, and mathematics in kindergarten through grade 12; and

(B) examine and synthesize the scientific evidence pertaining to the improvement of science, technology, engineering, and mathematics teaching and learning.

(2) COMPOSITION OF NATIONAL PANEL.—The National Academy of Sciences shall ensure that the panel established under paragraph (1) represents scientists, engineers, mathematicians, technologists, computer and information technology experts, educators, principals, researchers with expertise in teaching and learning (including experts in cognitive science), and others with relevant expertise. The National Academy of Sciences shall ensure that the panel includes the following:

(A) Representation of teachers and principals directly involved in teaching science, technology, engineering, and mathematics in kindergarten through grade 12.

(B) Representation of teachers and principals from diverse demographic groups and geographic areas, including urban, suburban, and rural schools.

(C) Representation of teachers and principals from public and private schools.

(3) QUALIFICATION OF MEMBERS.—The members of the panel established under paragraph (1) shall be individuals who have expertise and experience relating to—

(A) existing science, technology, engineering, and mathematics education programs;

(B) developing and improving science, technology, engineering, and mathematics curricula content;

(C) improving the academic achievement of students who are below grade level in science, technology, engineering, and mathematics fields; and

(D) research on teaching or learning.

(c) AUTHORIZED ACTIVITIES OF NATIONAL PANEL.—The panel established under subsection (b) shall identify—

(1) promising practices in the effective teaching and learning of science, technology, engineering, and mathematics topics in kindergarten through grade 12;

(2) promising training and professional development techniques designed to help teachers increase their skills and expertise in improving student achievement in science, technology, engineering, and mathematics in kindergarten through grade 12;

(3) critical skills and skills progressions needed to enable students to acquire competence in science, technology, engineering, and mathematics and readiness for advanced secondary school and college level science, technology, engineering, and mathematics coursework;

(4) processes by which students with varying degrees of prior academic achievement and backgrounds learn effectively in the science, technology, engineering, and mathematics fields; and

(5) areas in which existing data about promising practices in science, technology, engineering, and mathematics education are insufficient.

(d) REPORT.—The panel established under subsection (b) shall prepare a written report for the Secretary that presents the findings of the panel pursuant to this section and includes recommendations, based on the findings of the panel, to strengthen science, technology, engineering, and mathematics teaching and learning in kindergarten through grade 12.

(e) DISSEMINATION.—The Secretary shall disseminate the report under subsection (d) to the public, State educational agencies, and local educational agencies, and shall make the information in such report available, in an easy to understand format, on the website of the Department.

(f) SCIENCE, TECHNOLOGY, ENGINEERING, AND MATHEMATICS PROMISING PRACTICES.—

(1) RELIABILITY AND MEASUREMENT.—The promising practices in the teaching of science, technology, engineering, and mathematics in elementary schools and secondary schools collected under this section shall be—

(A) reliable, valid, and grounded in scientifically valid research;

(B) inclusive of the critical skills and skill progressions needed for students to acquire competence in science, technology, engineering, and mathematics;

(C) reviewed regularly to assess effectiveness; and

(D) reviewed in the context of State academic assessments and student academic achievement standards.

(2) STUDENTS WITH DIVERSE LEARNING NEEDS.—In identifying promising practices under this section, the panel established under subsection (b) shall take into account the needs of students with diverse learning needs, particularly students with disabilities and students who are limited English proficient.

(g) AUTHORIZATION OF APPROPRIATIONS.—There are authorized to be appropriated to carry out this section \$1,200,000 for fiscal year 2008.

#### Subtitle B—Mathematics

### SEC. 6201. MATH NOW FOR ELEMENTARY SCHOOL AND MIDDLE SCHOOL STUDENTS PROGRAM.

(a) PURPOSE.—The purpose of this section is to enable all students to reach or exceed grade-level academic achievement standards and to prepare the students to enroll in and pass algebra courses by—

(1) improving instruction in mathematics for students in kindergarten through grade 9 through the implementation of mathematics programs and the support of comprehensive mathe-

tics initiatives that are research-based and reflect a demonstrated record of effectiveness; and

(2) providing targeted help to low-income students who are struggling with mathematics and whose achievement is significantly below grade level.

(b) DEFINITION OF ELIGIBLE LOCAL EDUCATIONAL AGENCY.—In this section, the term “eligible local educational agency” means a high-need local educational agency (as defined in section 6112(3)) serving 1 or more schools—

(1) with significant numbers or percentages of students whose mathematics skills are below grade level;

(2) that are not making adequate yearly progress in mathematics under section 1111(b)(2) of the Elementary and Secondary Education Act of 1965 (20 U.S.C. 6311(b)(2)); or

(3) in which students are receiving instruction in mathematics from teachers who do not have mathematical content knowledge or expertise in the teaching of mathematics.

(c) PROGRAM AUTHORIZED.—

(1) IN GENERAL.—From the amounts appropriated under subsection (k) for any fiscal year, the Secretary is authorized to award grants, on a competitive basis, for a period of 3 years, to State educational agencies to enable the State educational agencies to award grants to eligible local educational agencies to carry out the activities described in subsection (e) for students in any of the grades kindergarten through grade 9.

(2) PRIORITY.—In awarding grants under this section, the Secretary shall give priority to applications for projects that will implement statewide strategies for improving mathematics instruction and raising the mathematics achievement of students, particularly students in grades 4 through 8.

(d) STATE USES OF FUNDS.—

(1) IN GENERAL.—Each State educational agency that receives a grant under this section for a fiscal year—

(A) shall expend not more than a total of 10 percent of the grant funds to carry out the activities described in paragraphs (2) or (3) for the fiscal year; and

(B) shall use not less than 90 percent of the grant funds to award grants, on a competitive basis, to eligible local educational agencies to enable the eligible local educational agencies to carry out the activities described in subsection (e) for the fiscal year.

(2) MANDATORY USES OF FUNDS.—A State educational agency shall use the grant funds made available under paragraph (1)(A) to carry out each of the following activities:

(A) PLANNING AND ADMINISTRATION.—Planning and administration, including—

(i) evaluating applications from eligible local educational agencies using peer review teams described in subsection (f)(1)(D);

(ii) administering the distribution of grants to eligible local educational agencies; and

(iii) assessing and evaluating, on a regular basis, eligible local educational agency activities assisted under this section, with respect to whether the activities have been effective in increasing the number of students—

(1) making progress toward meeting grade-level mathematics achievement; and

(II) meeting or exceeding grade-level mathematics achievement.

(B) REPORTING.—Annually providing the Secretary with a report on the implementation of this section as described in subsection (i).

(3) PERMISSIVE USES OF FUNDS; TECHNICAL ASSISTANCE.—

(A) IN GENERAL.—A State educational agency may use the grant funds made available under paragraph (1)(A) for 1 or more of the following technical assistance activities that assist an eligible local educational agency, upon request by the eligible local educational agency, in accomplishing the tasks required to design and implement a project under this section, including assistance in—

(i) implementing mathematics programs or comprehensive mathematics initiatives that are research-based and reflect a demonstrated record of effectiveness;

(ii) evaluating and selecting diagnostic and classroom based instructional mathematics assessments; and

(iii) identifying eligible professional development providers to conduct the professional development activities described in subsection (e)(1)(B).

(B) GUIDANCE.—The technical assistance described in subparagraph (A) shall be guided by researchers with expertise in the pedagogy of mathematics, mathematicians, and mathematics educators from high-risk, high-achievement schools and eligible local educational agencies.

(e) LOCAL USES OF FUNDS.—

(1) MANDATORY USES OF FUNDS.—Each eligible local educational agency receiving a grant under this section shall use the grant funds to carry out each of the following activities for students in any of the grades kindergarten through grade 9:

(A) To implement mathematics programs or comprehensive mathematics initiatives—

(i) for students in the grades of a participating school as identified in the application submitted under subsection (f)(2)(B); and

(ii) that are research-based and reflect a demonstrated record of effectiveness.

(B) To provide professional development and instructional leadership activities for teachers and, if appropriate, for administrators and other school staff, on the implementation of comprehensive mathematics initiatives designed—

(i) to improve the achievement of students performing significantly below grade level;

(ii) to improve the mathematical content knowledge of the teachers, administrators, and other school staff;

(iii) to increase the use of effective instructional practices; and

(iv) to monitor student progress.

(C) To conduct continuous progress monitoring, which may include the adoption and use of assessments that—

(i) measure student progress and identify areas in which students need help in learning mathematics; and

(ii) reflect mathematics content that is consistent with State academic achievement standards in mathematics described in section 1111(b) of the Elementary and Secondary Education Act of 1965 (20 U.S.C. 6311(b)).

(2) PERMISSIVE USES OF FUNDS.—An eligible local educational agency may use grant funds under this section to—

(A) adopt and use mathematics instructional materials and assessments;

(B) implement classroom-based assessments, including diagnostic or formative assessments;

(C) provide remedial coursework and interventions for students, which may be provided before or after school;

(D) provide small groups with individualized instruction in mathematics;

(E) conduct activities designed to improve the content knowledge and expertise of teachers, such as the use of a mathematics coach, enrichment activities, and interdisciplinary methods of mathematics instruction; and

(F) collect and report performance data.

(f) APPLICATIONS.—

(1) STATE EDUCATIONAL AGENCY.—Each State educational agency desiring a grant under this section shall submit an application to the Secretary at such time and in such manner as the Secretary may require. Each application shall include—

(A) an assurance that the core mathematics instructional program, supplemental instructional materials, and intervention programs used by the eligible local educational agencies for the project, are research-based and reflect a demonstrated record of effectiveness and are aligned with State academic achievement standards;

(B) an assurance that eligible local educational agencies will meet the requirements described in paragraph (2);

(C) an assurance that local applications will be evaluated using a peer review process;

(D) a description of the qualifications of the peer review teams, which shall consist of—

(i) researchers with expertise in the pedagogy of mathematics;

(ii) mathematicians; and

(iii) mathematics educators serving high-risk, high-achievement schools and eligible local educational agencies; and

(E) an assurance that the State has a process to safeguard against conflicts of interest consistent with subsection (j)(2) and section 6204 for individuals providing technical assistance on behalf of the State educational agency or participating in the State peer review process under this subtitle.

(2) ELIGIBLE LOCAL EDUCATIONAL AGENCY.—Each eligible local educational agency desiring a grant under this section shall submit an application to the State educational agency at such time and in such manner as the State educational agency may require. Each application shall include—

(A) an assurance that the eligible local educational agency will provide assistance to 1 or more schools that are—

(i) served by the eligible local educational agency; and

(ii) described in section 6201(b);

(B) a description of the grades, and of the schools, that will be served;

(C) information, on an aggregate basis, on each school to be served by the project, including such demographic, socioeconomic, and mathematics achievement data as the State educational agency may request;

(D) a description of the core mathematics instructional program, supplemental instructional materials, and intervention programs or strategies that will be used for the project, including an assurance that the programs or strategies are research-based and reflect a demonstrated record of effectiveness and are aligned with State academic achievement standards;

(E) a description of the activities that will be carried out under the grant, including a description of the professional development that will be provided to teachers, and, if appropriate, administrators and other school staff, and a description of how the activities will support achievement of the purpose of this section;

(F) an assurance that the eligible local educational agency will report to the State educational agency all data on student academic achievement that is necessary for the State educational agency's report under subsection (i);

(G) a description of the eligible entity's plans for evaluating the impact of professional development and leadership activities in mathematics on the content knowledge and expertise of teachers, administrators, or other school staff; and

(H) any other information the State educational agency may reasonably require.

(g) PROHIBITIONS.—

(1) IN GENERAL.—In implementing this section, the Secretary shall not—

(A) endorse, approve, or sanction any mathematics curriculum designed for use in any school; or

(B) engage in oversight, technical assistance, or activities that will require the adoption of a specific mathematics program or instructional materials by a State, local educational agency, or school.

(2) RULE OF CONSTRUCTION.—Nothing in this subtitle shall be construed to authorize or permit the Department of Education, or a Department of Education contractor, to mandate, direct, control, or suggest the selection of a mathematics curriculum, supplemental instructional materials, or program of instruction by a State, local educational agency, or school.

(h) MATCHING REQUIREMENTS.—

(1) STATE EDUCATIONAL AGENCY.—A State educational agency that receives a grant under this

section shall provide, from non-Federal sources, an amount equal to 50 percent of the amount of the grant, in cash or in kind, to carry out the activities supported by the grant, of which not more than 20 percent of such 50 percent may be provided by local educational agencies within the State.

(2) WAIVER.—The Secretary may waive all of or a portion of the matching requirement described in paragraph (1) for any fiscal year, if the Secretary determines that—

(A) the application of the matching requirement will result in serious hardship for the State educational agency; or

(B) providing a waiver best serves the purpose of the program assisted under this section.

(i) PROGRAM PERFORMANCE AND ACCOUNTABILITY.—

(1) INFORMATION.—Each State educational agency receiving a grant under this section shall collect and report to the Secretary annually such information on the results of the grant as the Secretary may reasonably require, including information on—

(A) mathematics achievement data that show the progress of students participating in projects under this section (including, to the extent practicable, comparable data from students not participating in such projects), based primarily on the results of State, school district wide, or classroom-based, assessments, including—

(i) specific identification of those schools and eligible local educational agencies that report the largest gains in mathematics achievement; and

(ii) evidence on whether the State educational agency and eligible local educational agencies within the State have—

(I) significantly increased the number of students achieving at grade level or above in mathematics;

(II) significantly increased the percentages of students described in section 1111(b)(2)(C)(v)(II) of the Elementary and Secondary Education Act of 1965 (20 U.S.C. 6311(b)(2)(C)(v)(II)) who are achieving at grade level or above in mathematics;

(III) significantly increased the number of students making significant progress toward meeting grade-level mathematics achievement standards; and

(IV) successfully implemented this section;

(B) the percentage of students in the schools served by the eligible local educational agency who enroll in algebra courses and the percentage of such students who pass algebra courses; and

(C) the progress made in increasing the quality and accessibility of professional development and leadership activities in mathematics, especially activities resulting in greater content knowledge and expertise of teachers, administrators, and other school staff, except that the Secretary shall not require such information until after the third year of a grant awarded under this section.

(2) REPORTING AND DISAGGREGATION.—The information required under paragraph (1) shall be—

(A) reported in a manner that allows for a comparison of aggregated score differentials of student academic achievement before (to the extent feasible) and after implementation of the project assisted under this section; and

(B) disaggregated in the same manner as information is disaggregated under section 1111(h)(1)(C)(i) of the Elementary and Secondary Education Act of 1965 (20 U.S.C. 6311(h)(1)(C)(i)).

(3) PRIVACY PROTECTION.—The data in the report shall be reported in a manner that—

(A) protects the privacy of individuals; and

(B) complies with the requirements of section 444 of the General Education Provisions Act (20 U.S.C. 1232g) (commonly known as the Family Educational Rights and Privacy Act of 1974).

(j) EVALUATION AND TECHNICAL ASSISTANCE.—

(1) EVALUATION.—

(A) IN GENERAL.—The Secretary shall conduct an annual independent evaluation, by grant or

by contract, of the program assisted under this section, which shall include an assessment of the impact of the program on student academic achievement and teacher performance, and may use funds available to carry out this section to conduct the evaluation.

(B) REPORT.—The Secretary shall annually submit, to the Committee on Education and Labor and the Committee on Appropriations of the House of Representatives, and to the Committee on Health, Education, Labor, and Pensions and the Committee on Appropriations of the Senate, a report on the results of the evaluation.

(C) LIMITATIONS.—

(i) IN GENERAL.—The Secretary shall ensure that the organization selected to carry out the independent evaluation under subparagraph (A) does not hold a contract or subcontract to implement any aspect of the program under this section.

(ii) SUBCONTRACTORS.—Any contract entered into under subparagraph (A) shall prohibit the organization conducting the evaluation from subcontracting with any entity that holds a contract or subcontract for any aspect of the implementation of this section.

(iii) WAIVER.—Subject to clause (iv), the Secretary may waive the application of clause (i) or (ii), or both, in accordance with the requirements under section 9.503 of title 48, Code of Federal Regulations, if the Secretary determines that their application in a particular situation would not be in the Federal Government's interest.

(iv) SPECIAL RULE REGARDING WAIVERS.—No organization or subcontractor under this paragraph shall receive a waiver that allows the organization or subcontractor to evaluate any aspect of the program under this section that the organization or subcontractor was involved in implementing.

(2) TECHNICAL ASSISTANCE.—

(A) IN GENERAL.—The Secretary may use funds made available under paragraph (3) to provide technical assistance to prospective applicants and to eligible local educational agencies receiving a grant under this section.

(B) CONFLICTS OF INTEREST.—If the Secretary carries out subparagraph (A) through any contracts, the Secretary, in consultation with the Office of the General Counsel of the Department, shall ensure that each contract requires the contractor to—

(i) screen for conflicts of interest when hiring individuals to carry out the responsibilities under the contract;

(ii) include the requirement of clause (i) in any subcontracts the contractor enters into under the contract; and

(iii) establish and follow a schedule for carrying out clause (i) and subparagraph (C) and reporting to the Secretary on the contractor's actions under those provisions.

(C) SCREENING PROCESS.—Subject to subparagraph (D), the screening process described in subparagraph (B)(i) shall—

(i) include, at a minimum, a review of—

(I) each individual performing duties under the contract or subcontract for connections to any State's program under this section;

(II) such individual's potential financial interests in, or other connection to, products, activities, or services that might be purchased by a State educational agency or local educational agency in the course of the agency's implementation of the program under this section; and

(III) such individual's connections to teaching methodologies that might require the use of specific products, activities, or services; and

(ii) ensure that individuals performing duties under the contract do not maintain significant financial interests in products, activities, or services supported under this section.

(D) WAIVER.—

(i) IN GENERAL.—The Secretary may, in consultation with the Office of the General Counsel of the Department, waive the requirements of subparagraph (C).

(ii) REPORT.—The Secretary shall—

(I) establish criteria for the waivers under clause (i); and

(II) report any waivers under clause (i), and the criteria under which such waivers are allowed, to the Committee on Education and Labor of the House of Representatives and the Committee on Health, Education, Labor, and Pensions of the Senate.

(E) INFORMATION DISSEMINATION.—

(i) IN GENERAL.—If the Secretary enters into contracts to provide technical assistance under subparagraph (A), and if a contractor enters into subcontracts for that purpose, each such contract and subcontract shall require the provider of technical assistance to clearly separate technical assistance provided under the contract or subcontract from information provided, or activities engaged in, as part of the normal operations of the contractor or subcontractor.

(ii) METHODS OF COMPLIANCE.—Efforts to comply with clause (i) may include the creation of separate webpages for the purpose of fulfilling a contract or subcontract entered into under subparagraph (A).

(3) RESERVATION OF FUNDS.—The Secretary may reserve not more than 2.5 percent of funds appropriated under subsection (k) for a fiscal year to carry out this subsection.

(k) AUTHORIZATION OF APPROPRIATIONS.—There are authorized to be appropriated to carry out this section \$95,000,000 for fiscal year 2008, and such sums as may be necessary for each of the 2 succeeding fiscal years.

#### SEC. 6202. SUMMER TERM EDUCATION PROGRAMS.

(a) PURPOSE.—The purpose of this section is to create opportunities for summer learning by providing students with access to summer learning in mathematics, technology, and problem-solving to ensure that students do not experience learning losses over the summer and to remedy, reinforce, and accelerate the learning of mathematics and problem-solving.

(b) DEFINITIONS.—In this section:

(1) ELIGIBLE ENTITY.—The term “eligible entity” means an entity that—

(A) desires to participate in a summer learning grant program under this section by providing summer learning opportunities described in subsection (d)(4)(A)(ii) to eligible students; and

(B) is—

(i) a high-need local educational agency; or  
(ii) a consortium consisting of a high-need local educational agency and 1 or more of the following entities:

(I) Another local educational agency.

(II) A community-based youth development organization with a demonstrated record of effectiveness in helping students learn.

(III) An institution of higher education.

(IV) An educational service agency.

(V) A for-profit educational provider, non-profit organization, science center, museum, or summer enrichment camp, that has been approved by the State educational agency to provide the summer learning opportunity described in subsection (d)(4)(A)(ii).

(2) ELIGIBLE STUDENT.—The term “eligible student” means a student who—

(A) is eligible for a free lunch under the Richard B. Russell National School Lunch Act (42 U.S.C. 1751 et seq.); and

(B) is served by a local educational agency identified by the State educational agency in the application described in subsection (c)(2).

(3) HIGH-NEED LOCAL EDUCATIONAL AGENCY.—The term “high-need local educational agency” has the meaning given the term in section 6112.

(c) DEMONSTRATION GRANT PROGRAM.—

(1) PROGRAM AUTHORIZED.—

(A) IN GENERAL.—From the funds appropriated under subsection (f) for a fiscal year, the Secretary shall carry out a demonstration grant program in which the Secretary awards grants, on a competitive basis, to State educational agencies to enable the State educational agencies to pay the Federal share of summer learning grants for eligible students.

(B) NUMBER OF GRANTS.—For each fiscal year, the Secretary shall award not more than 5 grants under this section.

(2) APPLICATION.—A State educational agency that desires to receive a grant under this section shall submit an application to the Secretary at such time, in such manner, and accompanied by such information as the Secretary may require. Such application shall identify the areas in the State where the summer learning grant program will be offered and the local educational agencies that serve such areas.

(3) AWARD BASIS.—

(A) SPECIAL CONSIDERATION.—In awarding grants under this section, the Secretary shall give special consideration to a State educational agency that agrees, to the extent possible, to enter into agreements with eligible entities that are consortia described in subsection (b)(1)(B)(ii) and that proposes to target services to children in grades kindergarten through grade 8.

(B) GEOGRAPHIC DISTRIBUTION.—In awarding grants under this section, the Secretary shall take into consideration an equitable geographic distribution of the grants.

(d) SUMMER LEARNING GRANTS.—

(1) USE OF GRANTS FOR SUMMER LEARNING GRANTS.—

(A) IN GENERAL.—Each State educational agency that receives a grant under subsection (c) for a fiscal year shall use the grant funds to provide summer learning grants for the fiscal year to eligible students in the State who desire to attend a summer learning opportunity offered by an eligible entity that enters into an agreement with the State educational agency under paragraph (4)(A).

(B) AMOUNT; FEDERAL AND NON-FEDERAL SHARES.—

(i) AMOUNT.—The amount of a summer learning grant provided under this section shall be—  
(I) for each of the fiscal years 2008 through 2011, \$1,600; and

(II) for fiscal year 2012, \$1,800.

(ii) FEDERAL SHARE.—The Federal share of each summer learning grant shall be not more than 50 percent of the amount of the summer learning grant determined under clause (i).

(iii) NON-FEDERAL SHARE.—The non-Federal share of each summer learning grant shall be not less than 50 percent of the amount of the summer learning grant determined under clause (i), and shall be provided from non-Federal sources.

(2) DESIGNATION OF SUMMER SCHOLARS.—Eligible students who receive summer learning grants under this section shall be known as “summer scholars”.

(3) SELECTION OF SUMMER LEARNING OPPORTUNITY.—

(A) DISSEMINATION OF INFORMATION.—A State educational agency that receives a grant under subsection (c) shall disseminate information about summer learning opportunities and summer learning grants to the families of eligible students in the State.

(B) APPLICATION.—The parents of an eligible student who are interested in having their child participate in a summer learning opportunity and receive a summer learning grant shall submit an application to the State educational agency that includes a ranked list of preferred summer learning opportunities.

(C) PROCESS.—A State educational agency that receives an application under subparagraph (B) shall—

(i) process such application;

(ii) determine whether the eligible student shall receive a summer learning grant;

(iii) coordinate the assignment of eligible students receiving summer learning grants with summer learning opportunities; and

(iv) if demand for a summer learning opportunity exceeds capacity, the State educational agency shall prioritize applications to low-achieving eligible students.

(D) FLEXIBILITY.—A State educational agency may assign a summer scholar to a summer learn-

ing opportunity program that is offered in an area served by a local educational agency that is not the local educational agency serving the area where such scholar resides.

(E) REQUIREMENT OF ACCEPTANCE.—An eligible entity shall accept, enroll, and provide the summer learning opportunity of such entity to, any summer scholar assigned to such summer learning opportunity by a State educational agency pursuant to this subsection.

(4) AGREEMENT WITH ELIGIBLE ENTITY.—

(A) IN GENERAL.—A State educational agency shall enter into an agreement with one or more eligible entities offering a summer learning opportunity, under which—

(i) the State educational agency shall agree to make payments to the eligible entity, in accordance with subparagraph (B), for a summer scholar; and

(ii) the eligible entity shall agree to provide the summer scholar with a summer learning opportunity that—

(I) provides a total of not less than the equivalent of 30 full days of instruction (or not less than the equivalent of 25 full days of instruction, if the equivalent of an additional 5 days is devoted to field trips or other enrichment opportunities) to the summer scholar;

(II) employs small-group, research-based educational programs, materials, curricula, and practices;

(III) provides a curriculum that—

(aa) emphasizes mathematics, technology, engineering, and problem-solving through experiential learning opportunities;

(bb) is primarily designed to increase the numeracy and problem-solving skills of the summer scholar; and

(cc) is aligned with State academic content standards and goals of the local educational agency serving the summer scholar;

(IV) measures student progress to determine the gains made by summer scholars in the summer learning opportunity, and disaggregates the results of such progress for summer scholars by race and ethnicity, economic status, limited English proficiency status, and disability status, in order to determine the opportunity's impact on each subgroup of summer scholars;

(V) collects daily attendance data on each summer scholar;

(VI) provides professional development opportunities for teachers to improve their practice in teaching numeracy, and in integrating problem-solving techniques into the curriculum; and

(VII) meets all applicable Federal, State, and local civil rights laws.

(B) AMOUNT OF PAYMENT.—

(i) IN GENERAL.—Except as provided in clause (ii), a State educational agency shall make a payment to an eligible entity for a summer scholar in the amount determined under paragraph (1)(B)(i).

(ii) ADJUSTMENT.—In the case in which a summer scholar does not attend the full summer learning opportunity, the State educational agency shall reduce the amount provided to the eligible entity pursuant to clause (i) by a percentage that is equal to the percentage of the summer learning opportunity not attended by such scholar.

(5) ADMINISTRATIVE COSTS.—A State educational agency or eligible entity receiving funding under this section may use not more than 5 percent of such funding for administrative costs associated with carrying out this section.

(e) EVALUATIONS; REPORT; WEBSITE.—

(1) EVALUATION AND ASSESSMENT.—For each year that an eligible entity enters into an agreement under subsection (d)(4), the eligible entity shall prepare and submit to the Secretary a report on the activities and outcomes of each summer learning opportunity that enrolled a summer scholar, including—

(A) information on the design of the summer learning opportunity;

(B) the alignment of the summer learning opportunity with State standards; and

(C) data from assessments of student mathematics and problem-solving skills for the summer

scholars and on the attendance of the scholars, disaggregated by the subgroups described in subsection (d)(4)(A)(ii)(IV).

(2) **REPORT.**—For each year funds are appropriated under subsection (f) for this section, the Secretary shall prepare and submit a report to the Committee on Health, Education, Labor, and Pensions of the Senate and the Committee on Education and Labor of the House of Representatives on the summer learning grant programs, including the effectiveness of the summer learning opportunities in improving student achievement and learning.

(3) **SUMMER LEARNING GRANTS WEBSITE.**—The Secretary shall make accessible, on the Department of Education website, information for parents and school personnel on successful programs and curricula, and best practices, for summer learning opportunities.

(f) **AUTHORIZATION OF APPROPRIATIONS.**—There are authorized to be appropriated to carry out this section such sums as may be necessary for fiscal year 2008 and each of the 2 succeeding fiscal years.

### SEC. 6203. MATH SKILLS FOR SECONDARY SCHOOL STUDENTS.

(a) **PURPOSES.**—The purposes of this section are—

(1) to provide assistance to State educational agencies and local educational agencies in implementing effective research-based mathematics programs for students in secondary schools, including students with disabilities and students with limited English proficiency;

(2) to improve instruction in mathematics for students in secondary school through the implementation of mathematics programs and the support of comprehensive mathematics initiatives that are based on the best available evidence of effectiveness;

(3) to provide targeted help to low-income students who are struggling with mathematics and whose achievement is significantly below grade level; and

(4) to provide in-service training for mathematics coaches who can assist secondary school teachers to utilize research-based mathematics instruction to develop and improve students' mathematical abilities and knowledge, and assist teachers in assessing and improving student academic achievement.

(b) **DEFINITIONS.**—In this section:

(1) **ELIGIBLE LOCAL EDUCATIONAL AGENCY.**—The term “eligible local educational agency” means a local educational agency that is eligible to receive funds, and that is receiving funds, under part A of title I of the Elementary and Secondary Education Act of 1965 (20 U.S.C. 6311 et seq.).

(2) **MATHEMATICS COACH.**—The term “mathematics coach” means a certified or licensed teacher, with a demonstrated effectiveness in teaching mathematics to students with specialized needs in mathematics and improving student academic achievement in mathematics, a command of mathematical content knowledge, and the ability to work with classroom teachers to improve the teachers' instructional techniques to support mathematics improvement, who works on site at a school—

(A) to train teachers to better assess student learning in mathematics;

(B) to train teachers to assess students' mathematics skills and identify students who need remediation; and

(C) to provide or assess remedial mathematics instruction, including for—

(i) students in after-school and summer school programs;

(ii) students requiring additional instruction;

(iii) students with disabilities; and

(iv) students with limited English proficiency.

(c) **PROGRAM AUTHORIZED.**—

(1) **IN GENERAL.**—From funds appropriated under subsection (o) for a fiscal year, the Secretary shall establish a program, in accordance with the requirements of this section, that will provide grants on a competitive basis to State

educational agencies to award grants and subgrants to eligible local educational agencies for the purpose of establishing mathematics programs to improve the overall mathematics performance of secondary school students in the State.

(2) **LENGTH OF GRANT.**—A grant to a State educational agency under this section shall be awarded for a period of 3 years.

(d) **RESERVATION OF FUNDS BY THE SECRETARY.**—From amounts appropriated under subsection (o) for a fiscal year, the Secretary may reserve—

(1) not more than 3 percent of such amounts to fund national activities in support of the programs assisted under this section, such as research and dissemination of best practices, except that the Secretary may not use the reserved funds to award grants directly to local educational agencies; and

(2) not more than 1/2 of 1 percent of such amounts for the Bureau of Indian Education of the Department of the Interior to carry out the services and activities described in subsection (k)(3) for Indian children.

(e) **GRANT FORMULAS.**—

(1) **COMPETITIVE GRANTS TO STATE EDUCATIONAL AGENCIES.**—From amounts appropriated under subsection (o) and not reserved under subsection (d), the Secretary shall award grants, on a competitive basis, to State educational agencies to enable the State educational agencies to provide subgrants to eligible local educational agencies to establish mathematics programs for the purpose of improving overall mathematics performance among students in secondary school in the State.

(2) **MINIMUM GRANT.**—The Secretary shall ensure that the minimum grant made to any State educational agency under this section shall be not less than \$500,000.

(f) **APPLICATIONS.**—In order to receive a grant under this section, a State educational agency shall submit an application to the Secretary at such time, in such manner, and accompanied by such information as the Secretary may require. Each such application shall meet the following conditions:

(1) A State educational agency shall not include the application for assistance under this section in a consolidated application submitted under section 9302 of the Elementary and Secondary Education Act of 1965 (20 U.S.C. 7842).

(2) The State educational agency's application shall include assurances that such application and any technical assistance provided by the State will be guided by a peer review team, which shall consist of—

(A) researchers with expertise in the pedagogy of mathematics;

(B) mathematicians; and

(C) mathematics educators serving high-risk, high-achievement schools and eligible local educational agencies.

(3) The State educational agency shall include an assurance that the State has a process to safeguard against conflicts of interest consistent with subsection (m)(2) and section 6204 for individuals providing technical assistance on behalf of the State educational agency or participating in the State peer review process under this subtitle.

(4) The State educational agency will participate, if requested, in any evaluation of the State educational agency's program under this section.

(5) The State educational agency's application shall include a program plan that contains a description of the following:

(A) How the State educational agency will assist eligible local educational agencies in implementing subgrants, including providing ongoing professional development for mathematics coaches, teachers, paraprofessionals, and administrators.

(B) How the State educational agency will help eligible local educational agencies identify high-quality screening, diagnostic, and classroom-based instructional mathematics assessments.

(C) How the State educational agency will help eligible local educational agencies identify high-quality research-based mathematics materials and programs.

(D) How the State educational agency will help eligible local educational agencies identify appropriate and effective materials, programs, and assessments for students with disabilities and students with limited English proficiency.

(E) How the State educational agency will ensure that professional development funded under this section—

(i) is based on mathematics research;

(ii) will effectively improve instructional practices for mathematics for secondary school students;

(iii) will improve student academic achievement in mathematics; and

(iv) is coordinated with professional development activities funded through other programs, including section 2113 of the Elementary and Secondary Education Act of 1965 (20 U.S.C. 6613).

(F) How funded activities will help teachers and other instructional staff to implement research-based components of mathematics instruction and improve student academic achievement.

(G) The subgrant process the State educational agency will use to ensure that eligible local educational agencies receiving subgrants implement programs and practices based on mathematics research.

(H) How the State educational agency will build on and promote coordination among mathematics programs in the State to increase overall effectiveness in improving mathematics instruction and student academic achievement, including for students with disabilities and students with limited English proficiency.

(I) How the State educational agency will regularly assess and evaluate the effectiveness of the eligible local educational agency activities funded under this section.

(g) **STATE USE OF FUNDS.**—Each State educational agency receiving a grant under this section shall—

(1) establish a peer review team comprised of researchers with expertise in the pedagogy of mathematics, mathematicians, and mathematics educators from high-risk, high-achievement schools, to provide guidance to eligible local educational agencies in selecting or developing and implementing appropriate, research-based mathematics programs for secondary school students;

(2) use 80 percent of the grant funds received under this section for a fiscal year to fund high-quality applications for subgrants to eligible local educational agencies having applications approved under subsection (k); and

(3) use 20 percent of the grant funds received under this section—

(A) to carry out State-level activities described in the application submitted under subsection (f);

(B) to provide—

(i) technical assistance to eligible local educational agencies; and

(ii) high-quality professional development to teachers and mathematics coaches in the State;

(C) to oversee and evaluate subgrant services and activities undertaken by the eligible local educational agencies as described in subsection (k)(3); and

(D) for administrative costs, of which not more than 5 percent of the grant funds may be used for planning, administration, and reporting.

(h) **NOTICE TO ELIGIBLE LOCAL EDUCATIONAL AGENCIES.**—Each State educational agency receiving a grant under this section shall provide notice to all eligible local educational agencies in the State about the availability of subgrants under this section.

(i) **PROHIBITIONS.**—

(1) **IN GENERAL.**—In implementing this section, the Secretary shall not—

(A) endorse, approve, or sanction any mathematics curriculum designed for use in any school; or

(B) engage in oversight, technical assistance, or activities that will require the adoption of a specific mathematics program or instructional materials by a State, local educational agency, or school.

(2) **RULE OF CONSTRUCTION.**—Nothing in this section shall be construed to authorize or permit the Secretary, Department of Education, or a Department of Education contractor, to mandate, direct, control, or suggest the selection of a mathematics curriculum, supplemental instructional materials, or program of instruction by a State, local educational agency, or school.

(j) **SUPPLEMENT NOT SUPPLANT.**—Each State educational agency receiving a grant under this section shall use the grant funds to supplement, not supplant, State funding for activities authorized under this section or for other educational activities.

(k) **SUBGRANTS TO ELIGIBLE LOCAL EDUCATIONAL AGENCIES.**—

(1) **APPLICATION.**—

(A) **IN GENERAL.**—Each eligible local educational agency desiring a subgrant under this subsection shall submit an application to the State educational agency in the form and according to the schedule established by the State educational agency.

(B) **CONTENTS.**—In addition to any information required by the State educational agency, each application under subparagraph (A) shall demonstrate how the eligible local educational agency will carry out the following required activities:

(i) Development or selection and implementation of research-based mathematics assessments.

(ii) Development or selection and implementation of research-based mathematics programs, including programs for students with disabilities and students with limited English proficiency.

(iii) Selection of instructional materials based on mathematics research.

(iv) High-quality professional development for mathematics coaches and teachers based on mathematics research.

(v) Evaluation and assessment strategies.

(vi) Reporting.

(vii) Providing access to research-based mathematics materials.

(C) **CONSORTIA.**—Consistent with State law, an eligible local educational agency may apply to the State educational agency for a subgrant as a member of a consortium of local educational agencies if each member of the consortium is an eligible local educational agency.

(2) **AWARD BASIS.**—

(A) **PRIORITY.**—A State educational agency awarding subgrants under this subsection shall give priority to eligible local educational agencies that—

(i) are among the local educational agencies in the State with the lowest graduation rates, as described in section 1111(b)(2)(C)(vi) of the Elementary and Secondary Education Act of 1965 (20 U.S.C. 6311(b)(2)(C)(vi)); and

(ii) have the highest number or percentage of students who are counted under section 1124(c) of the Elementary and Secondary Education Act of 1965 (20 U.S.C. 6333(c)).

(B) **AMOUNT OF GRANTS.**—Subgrants under this subsection shall be of sufficient size and scope to enable eligible local educational agencies to fully implement activities assisted under this subsection.

(3) **LOCAL USE OF FUNDS.**—Each eligible local educational agency receiving a subgrant under this subsection shall use the subgrant funds to carry out, at the secondary school level, the following services and activities:

(A) **Hiring mathematics coaches and providing professional development for mathematics coaches.**—

(i) at a level to provide effective coaching to classroom teachers;

(ii) to work with classroom teachers to better assess student academic achievement in mathematics;

(iii) to work with classroom teachers to identify students with mathematics problems and,

where appropriate, refer students to available programs for remediation and additional services;

(iv) to work with classroom teachers to diagnose and remediate mathematics difficulties of the lowest-performing students, so that those teachers can provide intensive, research-based instruction, including during after-school and summer sessions, geared toward ensuring that those students can access and be successful in rigorous academic coursework; and

(v) to assess and organize student data on mathematics and communicate that data to school administrators to inform school reform efforts.

(B) **Reviewing, analyzing, developing, and, where possible, adapting curricula to make sure mathematics skills are taught within other core academic subjects.**

(C) **Providing mathematics professional development for all relevant teachers in secondary school, as necessary, that addresses both remedial and higher level mathematics skills for students in the applicable curriculum.**

(D) **Providing professional development for teachers, administrators, and paraprofessionals serving secondary schools to help the teachers, administrators, and paraprofessionals improve student academic achievement in mathematics.**

(E) **Procuring and implementing programs and instructional materials based on mathematics research, including software and other education technology related to mathematics instruction with demonstrated effectiveness in improving mathematics instruction and student academic achievement.**

(F) **Building on and promoting coordination among mathematics programs in the eligible local educational agency to increase overall effectiveness in—**

(i) improving mathematics instruction; and

(ii) increasing student academic achievement, including for students with disabilities and students with limited English proficiency.

(G) **Evaluating the effectiveness of the instructional strategies, teacher professional development programs, and other interventions that are implemented under the subgrant.**

(H) **Measuring improvement in student academic achievement, including through progress monitoring or other assessments.**

(4) **SUPPLEMENT NOT SUPPLANT.**—Each eligible local educational agency receiving a subgrant under this subsection shall use the subgrant funds to supplement, not supplant, the eligible local educational agency's funding for activities authorized under this section or for other educational activities.

(5) **NEW SERVICES AND ACTIVITIES.**—Subgrant funds provided under this subsection may be used only to provide services and activities authorized under this section that were not provided on the day before the date of enactment of this Act.

(6) **EVALUATIONS.**—Each eligible local educational agency receiving a grant under this subsection shall participate, as requested by the State educational agency or the Secretary, in reviews and evaluations of the programs of the eligible local educational agency and the effectiveness of such programs, and shall provide such reports as are requested by the State educational agency and the Secretary.

(1) **MATCHING REQUIREMENTS.**—

(A) **STATE EDUCATIONAL AGENCY REQUIREMENTS.**—A State educational agency that receives a grant under this section shall provide, from non-Federal sources, an amount equal to 50 percent of the amount of the grant, in cash or in-kind, to carry out the activities supported by the grant, of which not more than 20 percent of such 50 percent may be provided by local educational agencies within the State.

(2) **WAIVER.**—The Secretary may waive all or a portion of the matching requirements described in paragraph (1) for any fiscal year, if the Secretary determines that—

(A) the application of the matching requirement will result in serious hardship for the State educational agency; or

(B) providing a waiver best serves the purpose of the program assisted under this section.

(m) **EVALUATION AND TECHNICAL ASSISTANCE.**—

(1) **EVALUATION.**—

(A) **IN GENERAL.**—The Secretary shall conduct an annual independent evaluation, by grant or by contract, of the program assisted under this section, which shall include an assessment of the impact of the program on student academic achievement and teacher performance, and may use funds available to carry out this section to conduct the evaluation.

(B) **REPORT.**—The Secretary shall annually submit to the Committee on Education and Labor and the Committee on Appropriations of the House of Representatives, and to the Committee on Health, Education, Labor, and Pensions and the Committee on Appropriations of the Senate, a report on the results of the evaluation.

(C) **LIMITATIONS.**—

(i) **IN GENERAL.**—The Secretary shall ensure that the organization selected to carry out the independent evaluation under subparagraph (A) does not hold a contract or subcontract to implement any aspect of the program under this section.

(ii) **SUBCONTRACTORS.**—Any contract entered into under subparagraph (A) shall prohibit the organization conducting the evaluation from subcontracting with any entity that holds a contract or subcontract for any aspect of the implementation of this section.

(iii) **WAIVER.**—Subject to clause (iv), the Secretary may waive the application of clause (i) or (ii), or both, in accordance with the requirements under section 9.503 of title 48, Code of Federal Regulations, if the Secretary determines that their application in a particular situation would not be in the Federal Government's interest.

(iv) **SPECIAL RULE REGARDING WAIVERS.**—No organization or subcontractor under this paragraph shall receive a waiver that allows the organization or subcontractor to evaluate any aspect of the program under this section that the organization or subcontractor was involved in implementing.

(2) **TECHNICAL ASSISTANCE.**—

(A) **IN GENERAL.**—The Secretary may use funds made available under paragraph (3) to provide technical assistance to prospective applicants and to State educational agencies and eligible local educational agencies receiving grants or subgrants under this section.

(B) **CONFLICTS OF INTEREST.**—If the Secretary carries out subparagraph (A) through any contracts, the Secretary, in consultation with the Office of the General Counsel of the Department, shall ensure that each contract requires the contractor to—

(i) screen for conflicts of interest when hiring individuals to carry out the responsibilities under the contract;

(ii) include the requirement of clause (i) in any subcontracts the contractor enters into under the contract; and

(iii) establish and follow a schedule for carrying out clause (i) and subparagraph (C) and reporting to the Secretary on the contractor's actions under those provisions.

(C) **SCREENING PROCESS.**—Subject to subparagraph (D), the screening process described in subparagraph (B)(i) shall—

(i) include, at a minimum, a review of—

(I) each individual performing duties under the contract or subcontract for connections to any State's program under this section;

(II) such individual's potential financial interests in, or other connection to, products, activities, or services that might be purchased by a State educational agency or local educational agency in the course of the agency's implementation of the program under this section; and

(III) such individual's connections to teaching methodologies that might require the use of specific products, activities, or services; and

(ii) ensure that individuals performing duties under the contract do not maintain significant



financial interests in products, activities, or services supported under this section.

(D) WAIVER.—

(i) IN GENERAL.—The Secretary may, in consultation with the Office of the General Counsel of the Department, waive the requirements of subparagraph (C).

(ii) REPORT.—The Secretary shall—

(I) establish criteria for the waivers under clause (i); and

(II) report any waivers under clause (i), and the criteria under which such waivers are allowed, to the Committee on Education and Labor of the House of Representatives and the Committee on Health, Education, Labor, and Pensions of the Senate.

(E) INFORMATION DISSEMINATION.—

(i) IN GENERAL.—If the Secretary enters into contracts to provide technical assistance under subparagraph (A), and if a contractor enters into subcontracts for that purpose, each such contract and subcontract shall require the provider of technical assistance to clearly separate technical assistance provided under the contract or subcontract from information provided, or activities engaged in, as part of the normal operations of the contractor or subcontractor.

(ii) METHODS OF COMPLIANCE.—Efforts to comply with clause (i) may include the creation of separate webpages for the purpose of fulfilling a contract or subcontract entered into under subparagraph (A).

(3) RESERVATION OF FUNDS.—The Secretary may reserve not more than 2.5 percent of funds appropriated under subsection (o) for a fiscal year to carry out this subsection.

(n) PROGRAM PERFORMANCE AND ACCOUNTABILITY.—

(1) INFORMATION.—Each State educational agency receiving a grant under this section shall collect and report to the Secretary annually such information on the results of the grant as the Secretary may reasonably require, including information on—

(A) mathematics achievement data that show the progress of students participating in projects under this section (including, to the extent practicable, comparable data from students not participating in such projects), based primarily on the results of State, school districtwide, or classroom-based monitoring reports or assessments, including—

(i) specific identification of those schools and eligible local educational agencies that report the largest gains in mathematics achievement; and

(ii) evidence on whether the State educational agency and eligible local educational agencies within the State have—

(I) significantly increased the number of students achieving at the proficient or advanced level on the State student academic achievement standards in mathematics under section 1111(b)(1)(D)(ii) of the Elementary and Secondary Education Act of 1965 (20 U.S.C. 6311(b)(1)(D)(ii));

(II) significantly increased the percentages of students described in section 1111(b)(2)(C)(v)(II) of the Elementary and Secondary Education Act of 1965 (20 U.S.C. 6311(b)(2)(C)(v)(II)) who are achieving proficiency or advanced levels on such State academic content standards in mathematics;

(III) significantly increased the number of students making significant progress toward meeting such State academic content and achievement standards in mathematics; and

(IV) successfully implemented this section;

(B) the percentage of students in the schools served by the eligible local educational agency who enroll in advanced mathematics courses in grades 9 through 12, including the percentage of such students who pass such courses; and

(C) the progress made in increasing the quality and accessibility of professional development and leadership activities in mathematics, especially activities resulting in greater content knowledge and expertise of teachers, administrators, and other school staff, except that the

Secretary shall not require such information until after the third year of a grant awarded under this section.

(2) REPORTING AND DISAGGREGATION.—The information required under paragraph (1) shall be—

(A) reported in a manner that allows for a comparison of aggregated score differentials of student academic achievement before (to the extent feasible) and after implementation of the project assisted under this section; and

(B) disaggregated in the same manner as information is disaggregated under section 1111(h)(1)(C)(i) of the Elementary and Secondary Education Act of 1965 (20 U.S.C. 6311(h)(1)(C)(i)).

(o) AUTHORIZATION OF APPROPRIATIONS.—There are authorized to be appropriated to carry out this section \$95,000,000 for fiscal year 2008 and each of the 2 succeeding fiscal years.

**SEC. 6204. PEER REVIEW OF STATE APPLICATIONS.**

(a) PEER REVIEW OF STATE APPLICATIONS.—The Secretary shall establish peer review panels to review State educational agency applications submitted pursuant to sections 6201 and 6203 and shall consider the recommendation of the peer review panels in deciding whether to approve the applications.

(b) SCREENING.—

(1) IN GENERAL.—The Secretary shall establish a process through which individuals on the peer review panels who review State applications under sections 6201 and 6203 (referred to in this section as “reviewers”) are screened for potential conflicts of interest.

(2) SCREENING REQUIREMENTS.—The screening process described in paragraph (1) shall, subject to paragraph (3)—

(A) be reviewed and approved by the Office of the General Counsel of the Department;

(B) include, at a minimum, a review of each reviewer’s—

(i) professional connection to any State’s program under such sections, including a disclosure of any connection to publishers, entities, private individuals, or organizations related to such State’s program;

(ii) potential financial interest in products, activities, or services that might be purchased by a State educational agency or local educational agency in the course of the agency’s implementation of the programs under such sections; and

(iii) professional connections to teaching methodologies that might require the use of specific products, activities, or services; and

(C) ensure that reviewers do not maintain significant financial interests in products, activities, or services supported under such sections.

(3) WAIVER.—

(A) IN GENERAL.—The Secretary may, in consultation with the Office of the General Counsel of the Department, waive the requirements of paragraph (2)(C).

(B) REPORT OF WAIVERS.—The Secretary shall—

(i) establish criteria for the waivers permitted under subparagraph (A); and

(ii) report any waivers allowed under subparagraph (A), and the criteria under which such waivers are allowed, to the Committee on Education and Labor of the House of Representatives and the Committee on Health, Education, Labor, and Pensions of the Senate.

(c) GUIDANCE.—

(1) IN GENERAL.—The Secretary shall develop procedures for, and issue guidance regarding, how reviewers will review applications submitted under sections 6201 and 6203 and provide feedback to State educational agencies and recommendations to the Secretary. The Secretary shall also develop guidance for how the Secretary will review those recommendations and make final determinations of approval or disapproval of those applications.

(2) REQUIREMENTS.—Such procedures shall, at a minimum—

(A) create a transparent process through which review panels provide clear, consistent,

and publicly available documentation and explanations in support of all recommendations, including the final reviews of the individual reviewers, except that a final review shall not reveal any personally identifiable information about the reviewer;

(B) ensure that a State educational agency has the opportunity for direct interaction with any review panel that reviewed the agency’s application under section 6201 or 6203 when revising that application as a result of feedback from the panel, including the disclosure of the identities of the reviewers;

(C) require that any review panel and the Secretary clearly and consistently document that all required elements of an application under section 6201 or 6203 are included before the application is approved; and

(D) create a transparent process through which the Secretary clearly, consistently, and publicly documents decisions to approve or disapprove applications under such sections and the reasons for those decisions.

**Subtitle C—Foreign Language Partnership Program**

**SEC. 6301. FINDINGS AND PURPOSE.**

(a) FINDINGS.—Congress makes the following findings:

(1) The United States faces a shortage of skilled professionals with higher levels of proficiency in foreign languages and area knowledge critical to the Nation’s security.

(2) Given the Nation’s economic competitiveness interests, it is crucial that our Nation expand the number of Americans who are able to function effectively in the environments in which critical foreign languages are spoken.

(3) Students’ ability to become proficient in foreign languages can be addressed by starting language learning at a younger age and expanding opportunities for continuous foreign language education from elementary school through postsecondary education.

(b) PURPOSE.—The purpose of this subtitle is to significantly increase—

(1) the opportunities to study critical foreign languages and the context in which the critical foreign languages are spoken; and

(2) the number of American students who achieve the highest level of proficiency in critical foreign languages.

**SEC. 6302. DEFINITIONS.**

In this subtitle:

(1) ELIGIBLE RECIPIENT.—The term “eligible recipient” means an entity mutually agreed upon by a partnership that shall receive grant funds under this subtitle on behalf of the partnership for use in carrying out the activities assisted under this subtitle.

(2) PARTNERSHIP.—The term “partnership” means a partnership that—

(A) shall include—

(i) an institution of higher education; and

(ii) 1 or more local educational agencies; and

(B) may include 1 or more entities that support the purposes of this subtitle.

(3) SUPERIOR LEVEL OF PROFICIENCY.—The term “superior level of proficiency” means level 3, the professional working level, as measured by the Federal Interagency Language Roundtable (ILR) or by other generally recognized measures of superior standards.

**SEC. 6303. PROGRAM AUTHORIZED.**

(a) PROGRAM AUTHORIZED.—

(1) IN GENERAL.—The Secretary is authorized to award grants to eligible recipients to enable partnerships served by the eligible recipients to establish articulated programs of study in critical foreign languages that will enable students to advance successfully from elementary school through postsecondary education and achieve higher levels of proficiency in a critical foreign language.

(2) DURATION.—A grant awarded under paragraph (1) shall be for a period of not more than 5 years, of which 2 years may be for planning and development. A grant may be renewed for

not more than 2 additional 5-year periods, if the Secretary determines that the partnership's program is effective and the renewal will best serve the purposes of this subtitle.

(b) APPLICATIONS.—

(1) IN GENERAL.—Each eligible recipient desiring a grant under this section shall submit an application to the Secretary at such time, in such manner, and containing such information as the Secretary may require.

(2) CONTENTS.—Each application shall—

(A) identify each local educational agency partner, including contact information and letters of commitment, and describe the responsibilities of each member of the partnership, including—

(i) how each of the partners will be involved in planning, developing, and implementing—

(I) program curriculum and materials; and

(II) teacher professional development;

(ii) what resources each of the partners will provide; and

(iii) how the partners will contribute to ensuring the continuity of student progress from elementary school through the postsecondary level;

(B) describe how an articulated curriculum for students will be developed and implemented, which may include the use and integration of technology into such curriculum;

(C) identify target proficiency levels for students at critical benchmarks (such as grades 4, 8, and 12), and describe how progress toward those proficiency levels will be assessed at the benchmarks, and how the program will use the results of the assessments to ensure continuous progress toward achieving a superior level of proficiency at the postsecondary level;

(D) describe how the partnership will—

(i) ensure that students from a program assisted under this subtitle who are beginning postsecondary education will be assessed and enabled to progress to a superior level of proficiency;

(ii) address the needs of students already at, or near, the superior level of proficiency, which may include diagnostic assessments for placement purposes, customized and individualized language learning opportunities, and experimental and interdisciplinary language learning; and

(iii) identify and describe how the partnership will work with institutions of higher education outside the partnership to provide participating students with multiple options for postsecondary education consistent with the purposes of this subtitle;

(E) describe how the partnership will support and continue the program after the grant has expired, including how the partnership will seek support from other sources, such as State and local governments, foundations, and the private sector; and

(F) describe what assessments will be used or, if assessments not available, how assessments will be developed.

(c) USES OF FUNDS.—Grant funds awarded under this subtitle—

(1) shall be used to plan, develop, and implement programs at the elementary school level through postsecondary education, consistent with the purpose of this subtitle, including—

(A) the development of curriculum and instructional materials; and

(B) recruitment of students; and

(2) may be used for—

(A) teacher recruitment (including recruitment from other professions and recruitment of native-language speakers in the community) and professional development directly related to the purposes of this subtitle at the elementary school through secondary school levels;

(B) development of appropriate assessments;

(C) opportunities for maximum language exposure for students in the program, such as the creation of immersion environments (such as language houses, language tables, immersion classrooms, and weekend and summer experiences) and special tutoring and academic support;

(D) dual language immersion programs;

(E) scholarships and study-abroad opportunities, related to the program, for postsecondary students and newly recruited teachers who have advanced levels of proficiency in a critical foreign language, except that not more than 20 percent of the grant funds provided to an eligible recipient under this section for a fiscal year may be used to carry out this subparagraph;

(F) activities to encourage community involvement to assist in meeting the purposes of this subtitle;

(G) summer institutes for students and teachers;

(H) bridge programs that allow dual enrollment for secondary school students in institutions of higher education;

(I) programs that expand the understanding and knowledge of historic, geographic, and contextual factors within countries with populations who speak critical foreign languages, if such programs are carried out in conjunction with language instruction;

(J) research on, and evaluation of, the teaching of critical foreign languages;

(K) data collection and analysis regarding the results of—

(i) various student recruitment strategies;

(ii) program design; and

(iii) curricular approaches;

(L) the impact of the strategies, program design, and curricular approaches described in subparagraph (K) on increasing—

(i) the number of students studying critical foreign languages; and

(ii) the proficiency of the students in the critical foreign languages; and

(M) distance learning projects for critical foreign language learning.

(d) MATCHING REQUIREMENT.—

(1) IN GENERAL.—An eligible recipient that receives a grant under this subtitle shall provide, toward the cost of carrying out the activities supported by the grant, from non-Federal sources, an amount equal to—

(A) 20 percent of the amount of the grant payment for the first fiscal year for which a grant payment is made;

(B) 30 percent of the amount of the grant payment for the second such fiscal year;

(C) 40 percent of the amount of the grant payment for the third such fiscal year; and

(D) 50 percent of the amount of the grant payment for each of the fourth and fifth such fiscal years.

(2) NON-FEDERAL SHARE.—The non-Federal share required under paragraph (1) may be provided in cash or in-kind.

(3) WAIVER.—The Secretary may waive all or part of the matching requirement of paragraph (1), for any fiscal year, if the Secretary determines that—

(A) the application of the matching requirement will result in serious hardship for the partnership; or

(B) the waiver will best serve the purposes of this subtitle.

(e) SUPPLEMENT NOT SUPPLANT.—Grant funds provided under this subtitle shall be used to supplement, not supplant, other Federal and non-Federal funds available to carry out the activities described in subsection (c).

(f) TECHNICAL ASSISTANCE.—The Secretary shall enter into a contract to establish a technical assistance center to provide technical assistance to partnerships developing critical foreign language programs assisted under this subtitle. The center shall—

(1) assist the partnerships in the development of critical foreign language instructional materials and assessments; and

(2) disseminate promising foreign language instructional practices.

(g) PROGRAM EVALUATION.—

(1) IN GENERAL.—The Secretary may reserve not more than 5 percent of the total amount appropriated for this subtitle for any fiscal year to annually evaluate the programs under this subtitle.

(2) REPORT.—The Secretary shall prepare and annually submit, to the Committee on Health, Education, Labor, and Pensions of the Senate, the Committee on Education and Labor of the House of Representatives, and the Committees on Appropriations of the Senate and House of Representatives, a report—

(A) on the results of any program evaluation conducted under this subsection; and

(B) that includes best practices on the teaching and learning of foreign languages based on the findings from the evaluation.

SEC. 6304. AUTHORIZATION OF APPROPRIATIONS.

For the purpose of carrying out this subtitle, there are authorized to be appropriated \$28,000,000 for fiscal year 2008, and such sums as may be necessary for each of the 2 succeeding fiscal years.

Subtitle D—Alignment of Education Programs

SEC. 6401. ALIGNMENT OF SECONDARY SCHOOL GRADUATION REQUIREMENTS WITH THE DEMANDS OF 21ST CENTURY POSTSECONDARY ENDEAVORS AND SUPPORT FOR P-16 EDUCATION DATA SYSTEMS.

(a) PURPOSE.—It is the purpose of this section—

(1) to promote more accountability with respect to preparation for higher education, the 21st century workforce, and the Armed Forces, by aligning—

(A) student knowledge, student skills, State academic content standards and assessments, and curricula, in elementary and secondary education, especially with respect to mathematics, science, reading, and, where applicable, engineering and technology; with

(B) the demands of higher education, the 21st century workforce, and the Armed Forces;

(2) to support the establishment or improvement of statewide P-16 education data systems that—

(A) assist States in improving the rigor and quality of State academic content standards and assessments;

(B) ensure students are prepared to succeed in—

(i) academic credit-bearing coursework in higher education without the need for remediation;

(ii) the 21st century workforce; or

(iii) the Armed Forces; and

(3) enable States to have valid and reliable information to inform education policy and practice.

(b) DEFINITIONS.—In this section:

(1) P-16 EDUCATION.—The term “P-16 education” means the educational system from preschool through the conferring of a baccalaureate degree.

(2) STATEWIDE PARTNERSHIP.—The term “statewide partnership” means a partnership that—

(A) shall include—

(i) the Governor of the State or the designee of the Governor;

(ii) the heads of the State systems for public higher education, or, if such a position does not exist, not less than 1 representative of a public degree-granting institution of higher education;

(iii) a representative of the agencies in the State that administer Federal or State-funded early childhood education programs;

(iv) not less than 1 representative of a public community college;

(v) not less than 1 representative of a technical school;

(vi) not less than 1 representative of a public secondary school;

(vii) the chief State school officer;

(viii) the chief executive officer of the State higher education coordinating board;

(ix) not less than 1 public elementary school teacher employed in the State;

(x) not less than 1 early childhood educator in the State;

(xi) not less than 1 public secondary school teacher employed in the State;

(cii) not less than 1 representative of the business community in the State; and

(ciii) not less than 1 member of the Armed Forces; and

(B) may include other individuals or representatives of other organizations, such as a school administrator, a faculty member at an institution of higher education, a member of a civic or community organization, a representative from a private institution of higher education, a dean or similar representative of a school of education at an institution of higher education or a similar teacher certification or licensure program, or the State official responsible for economic development.

(c) GRANTS AUTHORIZED.—The Secretary is authorized to award grants, on a competitive basis, to States to enable each such State to work with a statewide partnership—

(1) to promote better alignment of content knowledge requirements for secondary school graduation with the knowledge and skills needed to succeed in postsecondary education, the 21st century workforce, or the Armed Forces; or

(2) to establish or improve a statewide P-16 education data system.

(d) PERIOD OF GRANTS; NON-RENEWABILITY.—

(1) GRANT PERIOD.—The Secretary shall award a grant under this section for a period of not more than 3 years.

(2) NON-RENEWABILITY.—The Secretary shall not award a State more than 1 grant under this section.

(e) AUTHORIZED ACTIVITIES.—

(1) GRANTS FOR P-16 ALIGNMENT.—Each State receiving a grant under subsection (c)(1)—

(A) shall use the grant funds for—

(i) identifying and describing the content knowledge and skills students who enter institutions of higher education, the workforce, and the Armed Forces need to have in order to succeed without any remediation based on detailed requirements obtained from institutions of higher education, employers, and the Armed Forces;

(ii) identifying and making changes that need to be made to a State's secondary school graduation requirements, academic content standards, academic achievement standards, and assessments preceding graduation from secondary school in order to align the requirements, standards, and assessments with the knowledge and skills necessary for success in academic credit-bearing coursework in postsecondary education, in the 21st century workforce, and in the Armed Forces without the need for remediation;

(iii) convening stakeholders within the State and creating a forum for identifying and deliberating on education issues that—

(I) involve preschool through grade 12 education, postsecondary education, the 21st century workforce, and the Armed Forces; and

(II) transcend any single system of education's ability to address; and

(iv) implementing activities designed to ensure the enrollment of all elementary school and secondary school students in rigorous coursework, which may include—

(I) specifying the courses and performance levels necessary for acceptance into institutions of higher education; and

(II) developing or providing guidance to local educational agencies within the State on the adoption of curricula and assessments aligned with State academic content standards, which assessments may be used as measures of student academic achievement in secondary school as well as for entrance or placement at institutions of higher education, including through collaboration with institutions of higher education in, or State educational agencies serving, other States; and

(B) may use the grant funds for—

(i) developing and making available specific opportunities for extensive professional development for teachers, paraprofessionals, principals, and school administrators, including collection and dissemination of effective teaching practices to improve instruction and instructional support mechanisms;

(ii) identifying changes in State academic content standards, academic achievement standards, and assessments for students in grades preceding secondary school in order to ensure such standards and assessments are appropriately aligned and adequately reflect the content needed to prepare students to enter secondary school;

(iii) developing a plan to provide remediation and additional learning opportunities for students who are performing below grade level to ensure that all students will have the opportunity to meet secondary school graduation requirements;

(iv) identifying and addressing teacher certification needs; or

(v) incorporating 21st century learning skills into the State plan, which skills shall include critical thinking, problem solving, communication, collaboration, global awareness, and business and financial literacy.

(2) GRANTS FOR STATEWIDE P-16 EDUCATION DATA SYSTEMS.—

(A) ESTABLISHMENT OF SYSTEM.—Each State that receives a grant under subsection (c)(2) shall establish a statewide P-16 education longitudinal data system that—

(i) provides each student, upon enrollment in a public elementary school or secondary school in the State, with a unique identifier, such as a bar code, that—

(I) does not permit a student to be individually identified by users of the system; and

(II) is retained throughout the student's enrollment in P-16 education in the State; and

(ii) meets the requirements of subparagraphs (B) through (E).

(B) IMPROVEMENT OF EXISTING SYSTEM.—Each State that receives a grant under subsection (c)(2) for the improvement of a statewide P-16 education data system may employ, coordinate, or revise an existing statewide data system to establish a statewide longitudinal P-16 education data system that meets the requirements of subparagraph (A), if the statewide longitudinal P-16 education data system produces valid and reliable data.

(C) PRIVACY AND ACCESS TO DATA.—

(i) IN GENERAL.—Each State that receives a grant under subsection (c)(2) shall implement measures to—

(I) ensure that the statewide P-16 education data system meets the requirements of section 444 of the General Education Provisions Act (20 U.S.C. 1232g) (commonly known as the Family Educational Rights and Privacy Act of 1974);

(II) limit the use of information in the statewide P-16 education data system by institutions of higher education and State or local educational agencies or institutions to the activities set forth in paragraph (1) or State law regarding education, consistent with the purposes of this subtitle;

(III) prohibit the disclosure of personally identifiable information except as permitted under section 444 of the General Education Provisions Act and any additional limitations set forth in State law;

(IV) keep an accurate accounting of the date, nature, and purpose of each disclosure of personally identifiable information in the statewide P-16 education data system, a description of the information disclosed, and the name and address of the person, agency, institution, or entity to whom the disclosure is made, which accounting shall be made available on request to parents of any student whose information has been disclosed;

(V) notwithstanding section 444 of the General Education Provisions Act, require any non-governmental party obtaining personally identifiable information to sign a data use agreement prior to disclosure that—

(aa) prohibits the party from further disclosing the information;

(bb) prohibits the party from using the information for any purpose other than the purpose specified in the agreement; and

(cc) requires the party to destroy the information when the purpose for which the disclosure was made is accomplished;

(VI) maintain adequate security measures to ensure the confidentiality and integrity of the statewide P-16 education data system, such as protecting a student record from identification by a unique identifier;

(VII) where rights are provided to parents under this clause, provide those rights to the student instead of the parent if the student has reached the age of 18 or is enrolled in a postsecondary educational institution; and

(VIII) ensure adequate enforcement of the requirements of this clause.

(i) USE OF UNIQUE IDENTIFIERS.—

(I) GOVERNMENTAL USE OF UNIQUE IDENTIFIERS.—It shall be unlawful for any Federal, State, or local governmental agency to use the unique identifiers employed in the statewide P-16 education data systems for any purpose other than as authorized by Federal or State law regarding education, or to deny any individual any right, benefit, or privilege provided by law because of such individual's refusal to disclose the individual's unique identifier.

(II) REGULATIONS.—Not later than 180 days after the date of enactment of this Act, the Secretary shall promulgate regulations governing the use by governmental and non-governmental entities of the unique identifiers employed in statewide P-16 education data systems, including, where necessary, regulations requiring States desiring grants for statewide P-16 education data systems under this section to implement specified measures, with the goal of safeguarding individual privacy to the maximum extent practicable consistent with the uses of the information authorized in this Act or other Federal or State law regarding education.

(D) REQUIRED ELEMENTS OF A STATEWIDE P-16 EDUCATION DATA SYSTEM.—The State shall ensure that the statewide P-16 education data system includes the following elements:

(i) PRESCHOOL THROUGH GRADE 12 EDUCATION AND POSTSECONDARY EDUCATION.—With respect to preschool through grade 12 education and postsecondary education—

(I) a unique statewide student identifier that does not permit a student to be individually identified by users of the system;

(II) student-level enrollment, demographic, and program participation information;

(III) student-level information about the points at which students exit, transfer in, transfer out, drop out, or complete P-16 education programs;

(IV) the capacity to communicate with higher education data systems; and

(V) a State data audit system assessing data quality, validity, and reliability.

(ii) PRESCHOOL THROUGH GRADE 12 EDUCATION.—With respect to preschool through grade 12 education—

(I) yearly test records of individual students with respect to assessments under section 1111(b) of the Elementary and Secondary Education Act of 1965 (20 U.S.C. 6311(b));

(II) information on students not tested by grade and subject;

(III) a teacher identifier system with the ability to match teachers to students;

(IV) student-level transcript information, including information on courses completed and grades earned; and

(V) student-level college readiness test scores.

(iii) POSTSECONDARY EDUCATION.—With respect to postsecondary education, data that provide—

(I) information regarding the extent to which students transition successfully from secondary school to postsecondary education, including whether students enroll in remedial coursework; and

(II) other information determined necessary to address alignment and adequate preparation for success in postsecondary education.

(E) FUNCTIONS OF THE STATEWIDE P-16 EDUCATION DATA SYSTEM.—In implementing the statewide P-16 education data system, the State shall—

(i) identify factors that correlate to students' ability to successfully engage in and complete

postsecondary-level general education coursework without the need for prior developmental coursework;

(ii) identify factors to increase the percentage of low-income and minority students who are academically prepared to enter and successfully complete postsecondary-level general education coursework; and

(iii) use the data in the system to otherwise inform education policy and practice in order to better align State academic content standards, and curricula, with the demands of postsecondary education, the 21st century workforce, and the Armed Forces.

**(f) APPLICATION.—**

(1) **IN GENERAL.**—Each State desiring a grant under this section shall submit an application to the Secretary at such time, in such manner, and containing such information as the Secretary may reasonably require.

(2) **APPLICATION CONTENTS.**—Each application submitted under this section shall specify whether the State application is for the conduct of P-16 education alignment activities, or the establishment or improvement of a statewide P-16 education data system. The application shall include, at a minimum, the following:

(A) A description of the activities and programs to be carried out with the grant funds and a comprehensive plan for carrying out the activities.

(B) A description of how the concerns and interests of the larger education community, including parents, students, teachers, teacher educators, principals, and preschool administrators will be represented in carrying out the authorized activities described in subsection (e).

(C) In the case of a State applying for funding for P-16 education alignment, a description of how the State will provide assistance to local educational agencies in implementing rigorous State academic content standards, substantive curricula, remediation, and acceleration opportunities for students, as well as other changes determined necessary by the State.

(D) In the case of a State applying for funding to establish or improve a statewide P-16 education data system—

(i) a description of the privacy protection and enforcement measures that the State has implemented or will implement pursuant to subsection (e)(2)(C), and assurances that these measures will be in place prior to the establishment or improvement of the statewide P-16 education data system; and

(ii) an assurance that the State will continue to fund the statewide P-16 education data system after the end of the grant period.

(g) **SUPPLEMENT NOT SUPPLANT.**—Grant funds provided under this section shall be used to supplement, not supplant, other Federal, State, and local funds available to carry out the authorized activities described in subsection (e).

(h) **MATCHING REQUIREMENT.**—Each State that receives a grant under this section shall provide, from non-Federal sources, an amount equal to 100 percent of the amount of the grant, in cash or in kind, to carry out the activities supported by the grant.

**(i) RULE OF CONSTRUCTION.—**

(1) **NO RAW DATA REQUIREMENT.**—Nothing in this section shall be construed to require States to provide raw data to the Secretary.

(2) **PRIVATE OR HOME SCHOOLS.**—Nothing in this section shall be construed to affect any private school that does not receive funds or services under this Act or any home school, whether or not the home school is treated as a home school or a private school under State law, including imposing new requirements for students educated through a home school seeking admission to institutions of higher education.

(j) **AUTHORIZATION OF APPROPRIATIONS.**—There are authorized to be appropriated to carry out this section \$120,000,000 for fiscal year 2008 and such sums as may be necessary for fiscal year 2009.

**Subtitle E—Mathematics and Science Partnership Bonus Grants**

**SEC. 6501. MATHEMATICS AND SCIENCE PARTNERSHIP BONUS GRANTS.**

(a) **IN GENERAL.**—From amounts appropriated under section 6502, the Secretary shall award a grant—

(1) for each of the school years 2007–2008 through 2010–2011, to each of the 3 elementary schools, and each of the 3 secondary schools, each of which has a high concentration of low income students as defined in section 1707(2) of the Elementary and Secondary Education Act of 1965 (20 U.S.C. 6537(2)), in each State whose students demonstrate the most improvement in mathematics, as measured by the improvement in the students' average score on the State's assessments in mathematics for the school year for which the grant is awarded, as compared to the school year preceding the school year for which the grant is awarded; and

(2) for each of the school years 2008–2009 through 2010–2011, to each of the 3 elementary schools, and each of the 3 secondary schools, each of which has a high concentration of low income students as defined in section 1707(2) of the Elementary and Secondary Education Act of 1965 (20 U.S.C. 6537(2)), in each State whose students demonstrate the most improvement in science, as measured by the improvement in the students' average score on the State's assessments in science for the school year for which the grant is awarded, as compared to the school year preceding the school year for which the grant is awarded.

(b) **GRANT AMOUNT.**—The amount of each grant awarded under this section shall be \$50,000.

**SEC. 6502. AUTHORIZATION OF APPROPRIATIONS.**

There are authorized to be appropriated to carry out this subtitle such sums as may be necessary for fiscal years 2008 and each of the 2 succeeding fiscal years.

**TITLE VII—NATIONAL SCIENCE FOUNDATION**

**SEC. 7001. DEFINITIONS.**

In this title:

(1) **BASIC RESEARCH.**—The term “basic research” has the meaning given such term in the Office of Management and Budget circular No. A-11.

(2) **BOARD.**—The term “Board” means the National Science Board established under section 2 of the National Science Foundation Act of 1950 (42 U.S.C. 1861).

(3) **DIRECTOR.**—The term “Director” means the Director of the Foundation.

(4) **ELEMENTARY SCHOOL.**—The term “elementary school” has the meaning given such term in section 9101 of the Elementary and Secondary Education Act of 1965 (20 U.S.C. 7801).

(5) **FOUNDATION.**—The term “Foundation” means the National Science Foundation.

(6) **INSTITUTION OF HIGHER EDUCATION.**—The term “institution of higher education” has the meaning given such term in section 101(a) of the Higher Education Act of 1965 (20 U.S.C. 1001(a)).

(7) **SECONDARY SCHOOL.**—The term “secondary school” has the meaning given such term in section 9101 of the Elementary and Secondary Education Act of 1965 (20 U.S.C. 7801).

**SEC. 7002. AUTHORIZATION OF APPROPRIATIONS.**

(a) **FISCAL YEAR 2008.—**

(1) **IN GENERAL.**—There are authorized to be appropriated to the Foundation \$6,600,000,000 for fiscal year 2008.

(2) **SPECIFIC ALLOCATIONS.**—Of the amount authorized under paragraph (1)—

(A) \$5,156,000,000 shall be made available for research and related activities, of which—

(i) \$115,000,000 shall be made available for the Major Research Instrumentation program;

(ii) \$165,400,000 shall be made available for the Faculty Early Career Development (CAREER) Program;

(iii) \$61,600,000 shall be made available for the Research Experiences for Undergraduates program;

(iv) \$120,000,000 shall be made available for the Experimental Program to Stimulate Competitive Research;

(v) \$47,300,000 shall be made available for the Integrative Graduate Education and Research Traineeship program;

(vi) \$9,000,000 shall be made available for the Graduate Research Fellowship program; and

(vii) \$10,000,000 shall be made available for the professional science master's degree program under section 7034;

(B) \$896,000,000 shall be made available for education and human resources, of which—

(i) \$100,000,000 shall be for Mathematics and Science Education Partnerships established under section 9 of the National Science Foundation Authorization Act of 2002 (42 U.S.C. 1862n);

(ii) \$89,800,000 shall be for the Robert Noyce Scholarship Program established under section 10 of the National Science Foundation Authorization Act of 2002 (42 U.S.C. 1862n-1);

(iii) \$40,000,000 shall be for the Science, Mathematics, Engineering, and Technology Talent Expansion Program established under section 8(7) of the National Science Foundation Authorization Act of 2002 (Public Law 107-368);

(iv) \$52,000,000 shall be for the Advanced Technological Education program established by section 3(a) of the Scientific and Advanced-Technology Act of 1992 (Public Law 102-476);

(v) \$27,100,000 shall be made available for the Integrative Graduate Education and Research Traineeship program; and

(vi) \$96,600,000 shall be made available for the Graduate Research Fellowship program;

(C) \$245,000,000 shall be made available for major research equipment and facilities construction;

(D) \$285,600,000 shall be made available for agency operations and award management;

(E) \$4,050,000 shall be made available for the Office of the National Science Board; and

(F) \$12,350,000 shall be made available for the Office of Inspector General.

(b) **FISCAL YEAR 2009.—**

(1) **IN GENERAL.**—There are authorized to be appropriated to the Foundation \$7,326,000,000 for fiscal year 2009.

(2) **SPECIFIC ALLOCATIONS.**—Of the amount authorized under paragraph (1)—

(A) \$5,742,300,000 shall be made available for research and related activities, of which—

(i) \$123,100,000 shall be made available for the Major Research Instrumentation program;

(ii) \$183,600,000 shall be made available for the Faculty Early Career Development (CAREER) Program;

(iii) \$68,400,000 shall be made available for the Research Experiences for Undergraduates program;

(iv) \$133,200,000 shall be made available for the Experimental Program to Stimulate Competitive Research;

(v) \$52,500,000 shall be made available for the Integrative Graduate Education and Research Traineeship program;

(vi) \$10,000,000 shall be made available for the Graduate Research Fellowship program; and

(vii) \$12,000,000 shall be made available for the professional science master's degree program under section 7034;

(B) \$995,000,000 shall be made available for education and human resources, of which—

(i) \$111,000,000 shall be for Mathematics and Science Education Partnerships established under section 9 of the National Science Foundation Authorization Act of 2002 (42 U.S.C. 1862n);

(ii) \$115,000,000 shall be for the Robert Noyce Scholarship Program established under section 10 of the National Science Foundation Authorization Act of 2002 (42 U.S.C. 1862n-1);

(iii) \$50,000,000 shall be for the Science, Mathematics, Engineering, and Technology Talent Expansion Program established under section 8(7) of the National Science Foundation Authorization Act of 2002 (Public Law 107-368);

(iv) \$57,700,000 shall be for the Advanced Technological Education program as established by section 3(a) of the Scientific and Advanced-Technology Act of 1992 (Public Law 102-476);

(v) \$30,100,000 shall be made available for the Integrative Graduate Education and Research Traineeship program; and

(vi) \$107,200,000 shall be made available for the Graduate Research Fellowship program;

(C) \$262,000,000 shall be made available for major research equipment and facilities construction;

(D) \$309,760,000 shall be made available for agency operations and award management;

(E) \$4,190,000 shall be made available for the Office of the National Science Board; and

(F) \$12,750,000 shall be made available for the Office of Inspector General.

(c) FISCAL YEAR 2010.—

(1) IN GENERAL.—There are authorized to be appropriated to the Foundation \$8,132,000,000 for fiscal year 2010.

(2) SPECIFIC ALLOCATIONS.—Of the amount authorized under paragraph (1)—

(A) \$6,401,000,000 shall be made available for research and related activities, of which—

(i) \$131,700,000 shall be made available for the Major Research Instrumentation program;

(ii) \$203,800,000 shall be made available for the Faculty Early Career Development (CAREER) Program;

(iii) \$75,900,000 shall be made available for the Research Experiences for Undergraduates program;

(iv) \$147,800,000 shall be made available for the Experimental Program to Stimulate Competitive Research;

(v) \$58,300,000 shall be made available for the Integrative Graduate Education and Research Traineeship program;

(vi) \$11,100,000 shall be made available for the Graduate Research Fellowship program; and

(vii) \$15,000,000 shall be made available for the professional science master's degree program under section 7034;

(B) \$1,104,000,000 shall be made available for education and human resources, of which—

(i) \$123,200,000 shall be for Mathematics and Science Education Partnerships established under section 9 of the National Science Foundation Authorization Act of 2002 (42 U.S.C. 1862n);

(ii) \$140,500,000 shall be for the Robert Noyce Scholarship Program established under section 10 of the National Science Foundation Authorization Act of 2002 (42 U.S.C. 1862n-1);

(iii) \$55,000,000 shall be for the Science, Mathematics, Engineering, and Technology Talent Expansion Program established under section 8(7) of the National Science Foundation Authorization Act of 2002 (Public Law 107-368);

(iv) \$64,000,000 shall be for the Advanced Technological Education program as established by section 3(a) of the Scientific and Advanced-Technology Act of 1992 (Public Law 102-476);

(v) \$33,400,000 shall be made available for the Integrative Graduate Education and Research Traineeship program; and

(vi) \$119,000,000 shall be made available for the Graduate Research Fellowship program;

(C) \$280,000,000 shall be made available for major research equipment and facilities construction;

(D) \$329,450,000 shall be made available for agency operations and award management;

(E) \$4,340,000 shall be made available for the Office of the National Science Board; and

(F) \$13,210,000 shall be made available for the Office of Inspector General.

**SEC. 7003. REAFFIRMATION OF THE MERIT-REVIEW PROCESS OF THE NATIONAL SCIENCE FOUNDATION.**

Nothing in this title or title I, or the amendments made by this title or title I, shall be interpreted to require or recommend that the Foundation—

(1) alter or modify its merit-review system or peer-review process; or

(2) exclude the awarding of any proposal by means of the merit-review or peer-review process.

**SEC. 7004. SENSE OF THE CONGRESS REGARDING THE MATHEMATICS AND SCIENCE PARTNERSHIP PROGRAMS OF THE DEPARTMENT OF EDUCATION AND THE NATIONAL SCIENCE FOUNDATION.**

It is the sense of the Congress that—

(1) although the mathematics and science education partnership program at the Foundation and the mathematics and science partnership program at the Department of Education practically share the same name, the 2 programs are intended to be complementary, not duplicative;

(2) the Foundation partnership programs are innovative, model reform initiatives that move promising ideas in education from research into practice to improve teacher quality, develop challenging curricula, and increase student achievement in mathematics and science, and Congress intends that the Foundation peer-reviewed partnership programs found to be effective should be put into wider practice by dissemination through the Department of Education partnership programs; and

(3) the Director and the Secretary of Education should have ongoing collaboration to ensure that the 2 components of this priority effort for mathematics and science education continue to work in concert for the benefit of States and local practitioners nationwide.

**SEC. 7005. CURRICULA.**

Nothing in this title, or the amendments made by this title, shall be construed to limit the authority of State governments or local school boards to determine the curricula of their students.

**SEC. 7006. CENTERS FOR RESEARCH ON LEARNING AND EDUCATION IMPROVEMENT.**

(a) FUNDING FOR CENTERS.—The Director shall continue to carry out the program of Centers for Research on Learning and Education Improvement as established in section 11 of the National Science Foundation Authorization Act of 2002 (42 U.S.C. 1862n-2).

(b) ELIGIBILITY FOR CENTERS.—Section 11 of the National Science Foundation Authorization Act of 2002 (42 U.S.C. 1862n-2) is amended—

(1) in subsection (a)(1), by inserting “or eligible nonprofit organizations” after “institutions of higher education”;

(2) in subsection (b)(1), by inserting “or an eligible nonprofit organization” after “institution of higher education”; and

(3) in subsection (b)(1), by striking “of such institutions” and inserting “thereof”.

**SEC. 7007. INTERDISCIPLINARY RESEARCH.**

(a) IN GENERAL.—The Board shall evaluate the role of the Foundation in supporting interdisciplinary research, including through the Major Research Instrumentation program, the effectiveness of the Foundation's efforts in providing information to the scientific community about opportunities for funding of interdisciplinary research proposals, and the process through which interdisciplinary proposals are selected for support. The Board shall also evaluate the effectiveness of the Foundation's efforts to engage undergraduate students in research experiences in interdisciplinary settings, including through the Research in Undergraduate Institutions program and the Research Experiences for Undergraduates program.

(b) REPORT.—Not later than 1 year after the date of enactment of this Act, the Board shall provide the results of its evaluation under subsection (a), including a recommendation for the proportion of the Foundation's research and related activities funding that should be allocated for interdisciplinary research, to the Committee on Science and Technology of the House of Representatives and the Committee on Commerce, Science, and Transportation and the Committee on Health, Education, Labor, and Pensions of the Senate.

**SEC. 7008. POSTDOCTORAL RESEARCH FELLOWS.**

(a) MENTORING.—The Director shall require that all grant applications that include funding

to support postdoctoral researchers include a description of the mentoring activities that will be provided for such individuals, and shall ensure that this part of the application is evaluated under the Foundation's broader impacts merit review criterion. Mentoring activities may include career counseling, training in preparing grant applications, guidance on ways to improve teaching skills, and training in research ethics.

(b) REPORTS.—The Director shall require that annual reports and the final report for research grants that include funding to support postdoctoral researchers include a description of the mentoring activities provided to such researchers.

**SEC. 7009. RESPONSIBLE CONDUCT OF RESEARCH.**

The Director shall require that each institution that applies for financial assistance from the Foundation for science and engineering research or education describe in its grant proposal a plan to provide appropriate training and oversight in the responsible and ethical conduct of research to undergraduate students, graduate students, and postdoctoral researchers participating in the proposed research project.

**SEC. 7010. REPORTING OF RESEARCH RESULTS.**

The Director shall ensure that all final project reports and citations of published research documents resulting from research funded, in whole or in part, by the Foundation, are made available to the public in a timely manner and in electronic form through the Foundation's Web site.

**SEC. 7011. SHARING RESEARCH RESULTS.**

An investigator supported under a Foundation award, whom the Director determines has failed to comply with the provisions of section 734 of the Foundation Grant Policy Manual, shall be ineligible for a future award under any Foundation supported program or activity. The Director may restore the eligibility of such an investigator on the basis of the investigator's subsequent compliance with the provisions of section 734 of the Foundation Grant Policy Manual and with such other terms and conditions as the Director may impose.

**SEC. 7012. FUNDING FOR SUCCESSFUL SCIENCE, TECHNOLOGY, ENGINEERING, AND MATHEMATICS EDUCATION PROGRAMS.**

(a) EVALUATION OF PROGRAMS.—The Director shall, on an annual basis, evaluate all of the Foundation's grants that are scheduled to expire within 1 year and—

(1) that have the primary purpose of meeting the objectives of the Science and Engineering Equal Opportunity Act (42 U.S.C. 1885 et seq.); or

(2) that have the primary purpose of providing teacher professional development.

(b) CONTINUATION OF FUNDING.—For grants that are identified under subsection (a) and that are determined by the Director to be successful in meeting the objectives of the initial grant solicitation, the Director may extend the duration of those grants for not more than 3 additional years beyond their scheduled expiration without the requirement for a recompetition.

(c) REPORT TO CONGRESS.—Not later than 1 year after the date of enactment of this Act, and annually thereafter, the Director shall submit a report to the Committee on Science and Technology of the House of Representatives and to the Committee on Commerce, Science, and Transportation and the Committee on Health, Education, Labor, and Pensions of the Senate that—

(1) lists the grants that have been extended in duration by the authority provided under this section; and

(2) provides any recommendations the Director may have regarding the extension of the authority provided under this section to programs other than those specified in subsection (a).

**SEC. 7013. COST SHARING.**

(a) IN GENERAL.—The Board shall evaluate the impact of its policy to eliminate cost sharing

for research grants and cooperative agreements for existing programs that were developed around industry partnerships and historically required industry cost sharing, such as the Engineering Research Centers and Industry/University Cooperative Research Centers. The Board shall also consider the impact that the cost sharing policy has on initiating new programs for which industry interest and participation are sought.

(b) **REPORT.**—Not later than 6 months after the date of enactment of this Act, the Board shall report to the Committee on Science and Technology and the Committee on Appropriations of the House of Representatives, and the Committee on Commerce, Science, and Transportation, the Committee on Health, Education, Labor, and Pensions, and the Committee on Appropriations of the Senate, on the results of the evaluation under subsection (a).

**SEC. 7014. ADDITIONAL REPORTS.**

(a) **REPORT ON FUNDING FOR MAJOR FACILITIES.**—

(1) **PRECONSTRUCTION FUNDING.**—The Board shall evaluate the appropriateness of the requirement that funding for detailed design work and other preconstruction activities for major research equipment and facilities come exclusively from the sponsoring research division rather than being available, at least in part, from the Major Research Equipment and Facilities Construction account.

(2) **MAINTENANCE AND OPERATION COSTS.**—The Board shall evaluate the appropriateness of the Foundation's policies for allocation of costs for, and oversight of, maintenance and operation of major research equipment and facilities.

(3) **REPORT.**—Not later than 6 months after the date of enactment of this Act, the Board shall report on the results of the evaluations under paragraphs (1) and (2) and on any recommendations for modifying the current policies related to allocation of funding for major research equipment and facilities to the Committee on Science and Technology and the Committee on Appropriations of the House of Representatives, and to the Committee on Commerce, Science, and Transportation, the Committee on Health, Education, Labor, and Pensions, and the Committee on Appropriations of the Senate.

(b) **INCLUSION OF POLAR FACILITIES UPGRADES IN MAJOR RESEARCH EQUIPMENT AND FACILITIES CONSTRUCTION PLAN.**—Section 201(a)(2)(D) of the National Science Foundation Authorization Act of 1998 (42 U.S.C. 1862l(a)(2)(D)) is amended by inserting “and for major upgrades of facilities in support of Antarctic research programs” after “facilities construction account”.

(c) **REPORT ON EDUCATION PROGRAMS WITHIN THE RESEARCH DIRECTORATES.**—Not later than 6 months after the date of enactment of this Act, the Director shall transmit to the Committee on Science and Technology of the House of Representatives and the Committee on Commerce, Science, and Transportation and the Committee on Health, Education, Labor, and Pensions of the Senate a report cataloging all elementary school and secondary school, informal, and undergraduate educational programs and activities supported through appropriations for Research and Related Activities. The report shall display the programs and activities by directorate, along with estimated funding levels for the fiscal years 2006, 2007, and 2008, and shall provide a description of the goals of each program and activity. The report shall also describe how the programs and activities relate to or are coordinated with the programs supported by the Education and Human Resources Directorate.

(d) **REPORT ON RESEARCH IN UNDERGRADUATE INSTITUTIONS PROGRAM.**—The Director shall transmit to Congress, as part of the President's fiscal year 2011 budget submission under section 1105 of title 31, United States Code, a report listing the funding success rates and distribution of awards for the Research in Undergraduate Institutions program, by type of institution based on the highest academic degree conferred by the institution, for fiscal years 2008, 2009, and 2010.

(e) **ANNUAL PLAN FOR ALLOCATION OF EDUCATION AND HUMAN RESOURCES FUNDING.**—

(1) **IN GENERAL.**—Not later than 60 days after the date of enactment of legislation providing for the annual appropriation of funds for the Foundation, the Director shall submit to the Committee on Science and Technology and the Committee on Appropriations of the House of Representatives, and to the Committee on Commerce, Science, and Transportation, the Committee on Health, Education, Labor, and Pensions, and the Committee on Appropriations of the Senate, a plan for the allocation of education and human resources funds authorized by this title for the corresponding fiscal year, including any funds from within the research and related activities account used to support activities that have the primary purpose of improving education or broadening participation.

(2) **SPECIFIC REQUIREMENTS.**—The plan shall include a description of how the allocation of funding—

(A) will affect the average size and duration of education and human resources grants supported by the Foundation;

(B) will affect trends in research support for the effective instruction of science, technology, engineering, and mathematics;

(C) will affect the kindergarten through grade 20 pipeline for the study of science, technology, engineering, and mathematics; and

(D) will encourage the interest of individuals identified in section 33 or 34 of the Science and Engineering Equal Opportunities Act (42 U.S.C. 1885a or 1885b) in science, technology, engineering, and mathematics, and help prepare such individuals to pursue postsecondary studies in these fields.

**SEC. 7015. ADMINISTRATIVE AMENDMENTS.**

(a) **TRIENNIAL AUDIT OF THE OFFICE OF THE NATIONAL SCIENCE BOARD.**—Section 15(a) of the National Science Foundation Authorization Act of 2002 (42 U.S.C. 1862n–5) is amended—

(1) in paragraph (3), by striking “an annual audit” and inserting “an audit every three years”;

(2) in paragraph (4), by striking “each year” and inserting “every third year”; and

(3) by inserting after paragraph (4) the following:

“(5) **MATERIALS RELATING TO CLOSED PORTIONS OF MEETINGS.**—To facilitate the audit required under paragraph (3) of this subsection, the Office of the National Science Board shall maintain the General Counsel's certificate, the presiding officer's statement, and a transcript or recording of any closed meeting, for at least 3 years after such meeting.”

(b) **LIMITED TERM PERSONNEL FOR THE NATIONAL SCIENCE BOARD.**—Subsection (g) of section 4 of the National Science Foundation Act of 1950 (42 U.S.C. 1863(g)) is amended to read as follows:

“(g) The Board may, with the concurrence of a majority of its members, permit the appointment of a staff consisting of not more than 5 professional staff members, technical and professional personnel on leave of absence from academic, industrial, or research institutions for a limited term, and such operations and support staff members as may be necessary. Such staff shall be appointed by the Chairman and assigned at the direction of the Board. The professional members and limited term technical and professional personnel of such staff may be appointed without regard to the provisions of title 5, United States Code, governing appointments in the competitive service, and the provisions of chapter 51 of such title relating to classification, and shall be compensated at a rate not exceeding the maximum rate payable under section 5376 of such title, as may be necessary to provide for the performance of such duties as may be prescribed by the Board in connection with the exercise of its powers and functions under this Act. Section 14(a)(3) shall apply to each limited term appointment of technical and professional personnel under this subsection. Each

appointment under this subsection shall be subject to the same security requirements as those required for personnel of the Foundation appointed under section 14(a).”

(c) **INCREASE IN NUMBER OF WATERMAN AWARDS TO THREE.**—Section 6(c) of the National Science Foundation Authorization Act, 1976 (42 U.S.C. 1881a) is amended to read as follows:

“(c) Not more than three awards may be made under this section in any one fiscal year.”

**SEC. 7016. NATIONAL SCIENCE BOARD REPORTS.**

Paragraphs (1) and (2) of section 4(j) of the National Science Foundation Act of 1950 (42 U.S.C. 1863(j)(1) and (2)) are amended by striking “, for submission to” and “for submission to”, respectively, and inserting “and”.

**SEC. 7017. PROGRAM FRAUD CIVIL REMEDIES ACT OF 1986 AMENDMENT.**

Section 3801(a)(1) of title 31, United States Code (commonly known as the “Program Fraud Civil Remedies Act of 1986”) is amended—

(1) in subparagraph (C), by striking “and” after the semicolon;

(2) in subparagraph (D), by inserting “and” after the semicolon; and

(3) by adding at the end the following:

“(E) the National Science Foundation.”

**SEC. 7018. MEETING CRITICAL NATIONAL SCIENCE NEEDS.**

(a) **IN GENERAL.**—In addition to any other criteria, the Director shall include consideration of the degree to which awards and research activities that otherwise qualify for support by the Foundation may assist in meeting critical national needs in innovation, competitiveness, safety and security, the physical and natural sciences, technology, engineering, social sciences, and mathematics.

(b) **PRIORITY TREATMENT.**—The Director shall give priority in the selection of awards and the allocation of Foundation resources to proposed research activities, and grants funded under the Foundation's Research and Related Activities Account, that can be expected to make contributions in physical or natural science, technology, engineering, social sciences, or mathematics, or that enhance competitiveness, innovation, or safety and security in the United States.

(c) **LIMITATION.**—Nothing in this section shall be construed to restrict or bias the grant selection process against funding other areas of research deemed by the Foundation to be consistent with its mandate nor to change the core mission of the Foundation.

**SEC. 7019. RESEARCH ON INNOVATION AND INVENTIVENESS.**

In carrying out its research programs on science policy and on the science of learning, the Foundation may support research on the process of innovation and the teaching of inventiveness.

**SEC. 7020. CYBERINFRASTRUCTURE.**

In order to continue and expand efforts to ensure that research institutions throughout the Nation can fully participate in research programs of the Foundation and collaborate with colleagues throughout the Nation, the Director, not later than 180 days after the date of enactment of this Act, shall develop and publish a plan that—

(1) describes the current status of broadband access for scientific research purposes at institutions in EPSCoR-eligible States, at institutions in rural areas, and at minority serving institutions; and

(2) outlines actions that can be taken to ensure that such connections are available to enable participation in those Foundation programs that rely heavily on high-speed networking and collaborations across institutions and regions.

**SEC. 7021. PILOT PROGRAM OF GRANTS FOR NEW INVESTIGATORS.**

(a) **IN GENERAL.**—The Director shall carry out a pilot program to award 1-year grants to individuals to assist them in improving research proposals that were previously submitted to the Foundation but not selected for funding.

(b) **ELIGIBILITY.**—To be eligible to receive a grant under this section, an individual—



(1) may not have previously received funding as the principal investigator of a research grant from the Foundation; and

(2) shall have submitted a proposal to the Foundation, which may include a proposal submitted to the Research in Undergraduate Institutions program, that was rated excellent under the Foundation's competitive merit review process.

(c) **SELECTION PROCESS.**—The Director shall make awards under this section based on the advice of the program officers of the Foundation.

(d) **USE OF FUNDS.**—Grants awarded under this section shall be used to enable an individual to resubmit an updated research proposal for review by the Foundation through the agency's competitive merit review process. Uses of funds made available under this section may include the generation of new data and the performance of additional analysis.

(e) **PROGRAM ADMINISTRATION.**—The Director shall carry out this section through the Small Grants for Exploratory Research program.

(f) **NATIONAL SCIENCE BOARD REVIEW.**—The Board shall conduct a review and assessment of the pilot program under this section, including the number of new investigators funded, the distribution of awards by type of institution of higher education, and the success rate upon resubmission of proposals by new investigators funded through such pilot program. Not later than 3 years after the date of enactment of this Act, the Board shall summarize its findings and any recommendations regarding changes to, the termination of, or the continuation of the pilot program in a report to the Committee on Science and Technology of the House of Representatives and the Committee on Commerce, Science, and Transportation and the Committee on Health, Education, Labor, and Pensions of the Senate.

**SEC. 7022. BROADER IMPACTS MERIT REVIEW CRITERION.**

(a) **IN GENERAL.**—Among the types of activities that the Foundation shall consider as appropriate for meeting the requirements of its broader impacts criterion for the evaluation of research proposals are partnerships between academic researchers and industrial scientists and engineers that address research areas identified as having high importance for future national economic competitiveness, such as nanotechnology.

(b) **REPORT ON BROADER IMPACTS CRITERION.**—Not later than 1 year after the date of enactment of this Act, the Director shall transmit to Congress a report on the impact of the broader impacts grant criterion used by the Foundation. The report shall—

(1) identify the criteria that each division and directorate of the Foundation uses to evaluate the broader impacts aspects of research proposals;

(2) provide a breakdown of the types of activities by division that awardees have proposed to carry out to meet the broader impacts criterion;

(3) provide any evaluations performed by the Foundation to assess the degree to which the broader impacts aspects of research proposals were carried out and how effective they have been at meeting the goals described in the research proposals;

(4) describe what national goals, such as improving undergraduate science, technology, engineering, and mathematics education, improving kindergarten through grade 12 science and mathematics education, promoting university-industry collaboration, and broadening participation of underrepresented groups, the broader impacts criterion is best suited to promote; and

(5) describe what steps the Foundation is taking and should take to use the broader impacts criterion to improve undergraduate science, technology, engineering, and mathematics education.

**SEC. 7023. DONATIONS.**

Section 11(f) of the National Science Foundation Act of 1950 (42 U.S.C. 1870(f)) is amended by

inserting before the semicolon “, except that funds may be donated for specific prize competitions for ‘basic research’ as defined in the Office of Management and Budget Circular No. A-11”.

**SEC. 7024. HIGH-PERFORMANCE COMPUTING AND NETWORKING.**

(a) **HIGH-PERFORMANCE COMPUTING ACT OF 1991.**—

(1) **AMENDMENTS.**—Title I of the High-Performance Computing Act of 1991 (15 U.S.C. 5511 et seq.) is amended—

(A) in the title heading, by striking “**AND THE NATIONAL RESEARCH AND EDUCATION NETWORK**” and inserting “**RESEARCH AND DEVELOPMENT**”;

(B) in section 101(a) (15 U.S.C. 5511(a))—

(i) by striking subparagraphs (A) and (B) of paragraph (1) and inserting the following:

“(A) provide for long-term basic and applied research on high-performance computing, including networking;

“(B) provide for research and development on, and demonstration of, technologies to advance the capacity and capabilities of high-performance computing and networking systems, and related software;

“(C) provide for sustained access by the research community throughout the United States to high-performance computing and networking systems that are among the most advanced in the world in terms of performance in solving scientific and engineering problems, including provision for technical support for users of such systems;

“(D) provide for widely dispersed efforts to increase software availability, productivity, capability, security, portability, and reliability;

“(E) provide for high-performance networks, including experimental testbed networks, to enable research and development on, and demonstration of, advanced applications enabled by such networks;

“(F) provide for computational science and engineering research on mathematical modeling and algorithms for applications in all fields of science and engineering;

“(G) provide for the technical support of, and research and development on, high-performance computing systems and software required to address Grand Challenges;

“(H) provide for educating and training additional undergraduate and graduate students in software engineering, computer science, computer and network security, applied mathematics, library and information science, and computational science; and

“(I) provide for improving the security of computing and networking systems, including Federal systems, including providing for research required to establish security standards and practices for these systems.”;

(ii) by striking paragraph (2) and redesignating paragraphs (3) and (4) as paragraphs (2) and (3), respectively;

(iii) in paragraph (2), as redesignated by clause (ii)—

(I) by striking subparagraph (B);

(II) by redesignating subparagraphs (A) and (C) as subparagraphs (D) and (F), respectively;

(III) by inserting before subparagraph (D), as redesignated by subclause (II), the following:

“(A) establish the goals and priorities for Federal high-performance computing research, development, networking, and other activities;

“(B) establish Program Component Areas that implement the goals established under subparagraph (A), and identify the Grand Challenges that the Program should address;

“(C) provide for interagency coordination of Federal high-performance computing research, development, networking, and other activities undertaken pursuant to the Program.”;

(IV) by inserting after subparagraph (D), as redesignated by subclause (II) of this clause, the following:

“(E) develop and maintain a research, development, and deployment roadmap covering all States and regions for the provision of high-per-

formance computing and networking systems under paragraph (1)(C); and”;

(iv) in paragraph (3), as so redesignated by clause (ii) of this subparagraph—

(I) by striking “paragraph (3)(A)” and inserting “paragraph (2)(D)”;

(II) by amending subparagraph (A) to read as follows:

“(A) provide a detailed description of the Program Component Areas, including a description of any changes in the definition of or activities under the Program Component Areas from the preceding report, and the reasons for such changes, and a description of Grand Challenges addressed under the Program.”;

(III) in subparagraph (C), by striking “specific activities” and all that follows through “the Network” and inserting “each Program Component Area”;

(IV) in subparagraph (D), by inserting “, and for each Program Component Area,” after “participating in the Program”;

(V) in subparagraph (D), by striking “applies;” and inserting “applies; and”;

(VI) by striking subparagraph (E) and redesignating subparagraph (F) as subparagraph (E); and

(VII) in subparagraph (E), as redesignated by subclause (VI), by inserting “and the extent to which the Program incorporates the recommendations of the advisory committee established under subsection (b)” after “for the Program”;

(C) by striking subsection (b) of section 101 (15 U.S.C. 5511) and inserting the following:

“(b) **ADVISORY COMMITTEE.**—(1) The President shall establish an advisory committee on high-performance computing, consisting of geographically dispersed non-Federal members, including representatives of the research, education, and library communities, network and related software providers, and industry representatives in the Program Component Areas, who are specially qualified to provide the Director with advice and information on high-performance computing. The recommendations of the advisory committee shall be considered in reviewing and revising the Program. The advisory committee shall provide the Director with an independent assessment of—

“(A) progress made in implementing the Program;

“(B) the need to revise the Program;

“(C) the balance between the components of the Program, including funding levels for the Program Component Areas;

“(D) whether the research and development undertaken pursuant to the Program is helping to maintain United States leadership in high-performance computing, networking technology, and related software; and

“(E) other issues identified by the Director.

(2) In addition to the duties outlined in paragraph (1), the advisory committee shall conduct periodic evaluations of the funding, management, coordination, implementation, and activities of the Program. The advisory committee shall report not less frequently than once every 2 fiscal years to the Committee on Science and Technology of the House of Representatives and the Committee on Commerce, Science, and Transportation of the Senate on its findings and recommendations. The first report shall be due within 1 year after the date of enactment of the America COMPETES Act.

(3) Section 14 of the Federal Advisory Committee Act shall not apply to the advisory committee established under this subsection.”;

(D) in section 101(c) (15 U.S.C. 5511(c))—

(i) in paragraph (1)(A), by striking “Program or” and inserting “Program Component Areas or”;

(ii) in paragraph (2), by striking “subsection (a)(3)(A)” and inserting “subsection (a)(2)(D)”.

(2) **DEFINITIONS.**—Section 4 of the High-Performance Computing Act of 1991 (15 U.S.C. 5503) is amended—

(A) in paragraph (2), by inserting “and multidisciplinary teams of researchers” after “high-performance computing resources”;

(B) in paragraph (3)—

- (i) by striking “scientific workstations,”;
- (ii) by striking “(including vector supercomputers and large scale parallel systems)”;
- (iii) by striking “and applications” and inserting “applications”; and
- (iv) by inserting “, and the management of large data sets” after “systems software”;

(C) in paragraph (4), by striking “packet switched”;

(D) by striking “and” at the end of paragraph (5);

(E) by striking the period at the end of paragraph (6) and inserting “; and”; and

(F) by adding at the end the following:

“(7) ‘Program Component Areas’ means the major subject areas under which related individual projects and activities carried out under the Program are grouped.”.

(3) CONFORMING AMENDMENT.—Section 1(26) of the Act entitled “An Act to prevent the elimination of certain reports”, approved November 28, 2001 (31 U.S.C. 3113 note) is amended—

(A) by striking “101(a)(3)” and inserting “101(a)(2)”; and

(B) by striking “(15 U.S.C. 5511(a)(3))” and inserting “(15 U.S.C. 5511(a)(2))”.

(b) ADVANCED INFORMATION AND COMMUNICATIONS TECHNOLOGY RESEARCH.—

(1) IN GENERAL.—As part of the Program described in title I of the High-Performance Computing Act of 1991 (15 U.S.C. 5511 et seq.), the Foundation shall support basic research related to advanced information and communications technologies that will contribute to enhancing or facilitating the availability and affordability of advanced communications services for all people of the United States. Areas of research to be supported may include research on—

- (A) affordable broadband access, including wireless technologies;
- (B) network security and reliability;
- (C) communications interoperability;
- (D) networking protocols and architectures, including resilience to outages or attacks;
- (E) trusted software;
- (F) privacy;
- (G) nanoelectronics for communications applications;
- (H) low-power communications electronics;
- (I) implementation of equitable access to national advanced fiber optic research and educational networks in noncontiguous States; and
- (J) such other related areas as the Director finds appropriate.

(2) CENTERS.—The Director shall award multiyear grants, subject to the availability of appropriations and on a merit-reviewed competitive basis, to institutions of higher education, nonprofit research institutions affiliated with institutions of higher education, or consortia of either type of institution to establish multidisciplinary Centers for Communications Research. The purpose of the Centers shall be to generate innovative approaches to problems in information and communications technology research, including the research areas described in paragraph (1). Institutions of higher education, nonprofit research institutions affiliated with institutions of higher education, or consortia receiving such grants may partner with 1 or more government laboratories, for-profit entities, or other institutions of higher education or nonprofit research institutions.

(3) FUNDING ALLOCATION.—The Director shall increase funding for the basic research activities described in paragraph (1), which shall include support for the Centers described in paragraph (2), in proportion to the increase in the total amount appropriated to the Foundation for research and related activities for the fiscal years 2008 through 2010.

(4) REPORT TO CONGRESS.—The Director shall transmit to Congress, as part of the President’s annual budget submission under section 1105 of title 31, United States Code, a report on the amounts allocated for support of research under this subsection for the fiscal year during which such report is submitted and the levels proposed

for the fiscal year with respect to which the budget submission applies.

**SEC. 7025. SCIENCE, TECHNOLOGY, ENGINEERING, AND MATHEMATICS TALENT EXPANSION PROGRAM.**

(a) AMENDMENTS.—Section 8(7) of the National Science Foundation Authorization Act of 2002 is amended—

(1) in subparagraph (A), by striking “competitive, merit-based” and all that follows through “in recent years.” and inserting “competitive, merit-based multiyear grants for eligible applicants to improve undergraduate education in science, technology, engineering, and mathematics through—

“(i) the creation of programs to increase the number of students studying toward and completing associate’s or bachelor’s degrees in science, technology, engineering, and mathematics, particularly in fields that have faced declining enrollment in recent years; and

“(ii) the creation of not more than 5 centers (in this paragraph referred to as ‘Centers’) to increase the number of students completing undergraduate courses in science, technology, engineering, and mathematics, including the number of nonmajors, and to improve student academic achievement in those courses, by developing—

“(I) undergraduate educational material, including curricula and courses of study;

“(II) teaching methods for undergraduate courses; and

“(III) methods to improve the professional development of professors and teaching assistants who teach undergraduate courses. Grants made under clause (ii) shall be awarded jointly through the Education and Human Resources Directorate and at least 1 research directorate of the Foundation.”;

(2) by amending subparagraph (B) to read as follows:

“(B) In selecting projects under subparagraph (A)(i), the Director shall strive to increase the number of students studying toward and completing associate’s or bachelor’s degrees, concentrations, or certificates in science, technology, engineering, or mathematics by giving priority to programs that heavily recruit individuals who are—

“(i) individuals identified in section 33 or 34 of the Science and Engineering Equal Opportunities Act (42 U.S.C. 1885a or 1885b); or

“(ii) graduates of a public secondary school that—

“(I) is among the highest 25 percent of schools served by the local educational agency that serves the school, in terms of the percentage of students from families with incomes below the poverty line, as defined in section 673(2) of the Community Services Block Grant Act (42 U.S.C. 9902(2)), applicable to a family of the size involved; or

“(II) is designated with a school locale code of 41, 42, or 43, as determined by the Secretary of Education.”;

(3) by striking subparagraph (C) and inserting the following:

“(C)(i) The types of projects the Foundation may support under subparagraph (A)(i) include those programs that—

“(I) promote high quality—

“(aa) interdisciplinary teaching;

“(bb) undergraduate-conducted research;

“(cc) mentor relationships for students, especially underrepresented minority and female science, technology, engineering, and mathematics students;

“(dd) bridge programs that enable students at community colleges to matriculate directly into baccalaureate science, technology, engineering, or mathematics programs;

“(ee) internships carried out in partnership with industry;

“(ff) innovative uses of digital technologies, particularly at institutions of higher education that serve high numbers or percentages of economically disadvantaged students; and

“(gg) bridge programs that enable underrepresented minority and female secondary school

students to obtain extra science, technology, engineering, and mathematics instruction prior to entering an institution of higher education;

“(II) finance summer internships for science, technology, engineering, and mathematics undergraduate students; and

“(III) conduct outreach programs that provide secondary school students and their science, technology, engineering, and mathematics teachers opportunities to increase the students’ and teachers’ exposure to engineering and technology.

“(iv) The types of activities the Foundation may support under subparagraph (A)(ii) include—

“(I) creating model curricula and laboratory programs;

“(II) developing and demonstrating research-based instructional methods and technologies;

“(III) developing methods to train graduate students and faculty to be more effective teachers of undergraduates;

“(IV) conducting programs to disseminate curricula, instructional methods, or training methods to faculty at the grantee institutions and at other institutions;

“(V) conducting assessments of the effectiveness of the Center at accomplishing the goals described in subparagraph (A)(ii); and

“(VI) conducting any other activities the Director determines will accomplish the goals described in subparagraph (A)(ii).”;

(4) in subparagraph (D)(i), by striking “under this paragraph” and inserting “under subparagraph (A)(i)”;

(5) in subparagraph (D)(ii), by striking “under this paragraph” and inserting “under subparagraph (A)(i)”;

(6) after subparagraph (D)(iii), by adding at the end the following:

“(iv) A grant under subparagraph (A)(ii) shall be awarded for up to 5 years.”;

(7) in subparagraph (E), by striking “under this paragraph” both places it appears and inserting “under subparagraph (A)(i)”;

(8) by redesignating subparagraph (F) as subparagraph (J); and

(9) by inserting after subparagraph (E) the following:

“(F) Grants awarded under subparagraph (A)(ii) shall be carried out by a department or departments of science, technology, engineering, or mathematics at institutions of higher education (or a consortia thereof), which may partner with the department, college, or school of education at the institution. Applications for awards under subparagraph (A)(ii) shall be submitted to the Director at such time, in such manner, and containing such information as the Director may require. At a minimum, the application shall include—

“(i) a description of the activities to be carried out by the Center;

“(ii) a plan for disseminating programs related to the activities carried out by the Center to faculty at the grantee institution and at other institutions;

“(iii) an estimate of the number of faculty, graduate students (if any), and undergraduate students who will be affected by the activities carried out by the Center; and

“(iv) a plan for assessing the effectiveness of the Center at accomplishing the goals described in subparagraph (A)(ii).

“(G) In evaluating the applications submitted under subparagraph (F), the Director shall consider, at a minimum—

“(i) the ability of the applicant to effectively carry out the proposed activities, including the dissemination activities described in subparagraph (C)(ii)(IV); and

“(ii) the extent to which the faculty, staff, and administrators of the applicant institution are committed to improving undergraduate science, technology, engineering, and mathematics education.

“(H) In awarding grants under subparagraph (A)(ii), the Director shall ensure that a wide variety of science, technology, engineering, and

mathematics fields and types of institutions of higher education, including 2-year colleges and minority-serving institutions, are covered, and that—

“(i) at least 1 Center is housed at a Doctoral/Research University as defined by the Carnegie Foundation for the Advancement of Teaching; and

“(ii) at least 1 Center is focused on improving undergraduate education in an interdisciplinary area.

“(I) The Director shall convene an annual meeting of the awardees under this paragraph to foster collaboration and to disseminate the results of the Centers and the other activities funded under this paragraph.”.

(b) **REPORT ON DATA COLLECTION.**—Not later than 180 days after the date of enactment of this Act, the Director shall transmit to Congress a report on how the Director is determining whether current grant recipients in the Science, Technology, Engineering, and Mathematics Talent Expansion Program are making satisfactory progress as required by section 8(7)(D)(ii) of the National Science Foundation Authorization Act of 2002 and what funding actions have been taken as a result of the Director's determinations.

**SEC. 7026. LABORATORY SCIENCE PILOT PROGRAM.**

(a) **FINDINGS.**—Congress finds the following:

(1) To remain competitive in science and technology in the global economy, the United States must increase the number of students graduating from high school prepared to pursue postsecondary education in science, technology, engineering, and mathematics.

(2) There is broad agreement in the scientific community that learning science requires direct involvement by students in scientific inquiry and that laboratory experience is so integral to the nature of science that it must be included in every science program for every science student.

(3) In America's Lab Report, the National Research Council concluded that the current quality of laboratory experiences is poor for most students and that educators and researchers do not agree on how to define high school science laboratories or on their purpose, hampering the accumulation of research on how to improve laboratories.

(4) The National Research Council found that schools with higher concentrations of non-Asian minorities and schools with higher concentrations of poor students are less likely to have adequate laboratory facilities than other schools.

(5) The Government Accountability Office reported that 49.1 percent of schools where the minority student population is greater than 50.5 percent reported not meeting functional requirements for laboratory science well or at all.

(6) 40 percent of those college students who left the science fields reported some problems related to high school science preparation, including lack of laboratory experience and no introduction to theoretical or to analytical modes of thought.

(7) It is in the national interest for the Federal Government to invest in research and demonstration projects to improve the teaching of laboratory science in the Nation's high schools.

(b) **GRANT PROGRAM.**—Section 8(8) of the National Science Foundation Authorization Act of 2002 is amended—

(1) by redesignating subparagraphs (A) through (F) as clauses (i) through (vi), respectively;

(2) by inserting “(A)” before “A program of competitive”; and

(3) by adding at the end the following:

“(B) In accordance with subparagraph (A)(v), the Director shall establish a research pilot program designated as ‘Partnerships for Access to Laboratory Science’ to award grants to partnerships to improve laboratories and provide instrumentation as part of a comprehensive program to enhance the quality of science, technology,

engineering, and mathematics instruction at the secondary school level. Grants under this subparagraph may be used for—

“(i) professional development and training for teachers aligned with activities supported under section 2123 of the Elementary and Secondary Education Act of 1965 (20 U.S.C. 6623);

“(ii) purchase, rental, or leasing of equipment, instrumentation, and other scientific educational materials;

“(iii) development of instructional programs designed to integrate the laboratory experience with classroom instruction and to be consistent with State mathematics and science and, to the extent applicable, technology and engineering, academic achievement standards;

“(iv) training in laboratory safety for school personnel;

“(v) design and implementation of hands-on laboratory experiences to encourage the interest of individuals identified in section 33 or 34 of the Science and Engineering Equal Opportunities Act (42 U.S.C. 1885a or 1885b) in science, technology, engineering, and mathematics and help prepare such individuals to pursue postsecondary studies in these fields; and

“(vi) assessment of the activities funded under this subparagraph.

“(C) Grants may be made under subparagraph (B) only to a partnership—

“(i) for a project that includes significant teacher preparation and professional development components; or

“(ii) that establishes that appropriate teacher preparation and professional development is being addressed, or has been addressed, through other means.

“(D) Grants awarded under subparagraph (B) shall be to a partnership that—

“(i) includes a 2-year or 4-year degree granting institution of higher education;

“(ii) includes a high need local educational agency (as defined in section 201 of the Higher Education Act of 1965);

“(iii) includes a business or eligible nonprofit organization; and

“(iv) may include a State educational agency, other public agency, National Laboratory, or community-based organization.

“(E) The Federal share of the cost of activities carried out using amounts from a grant under subparagraph (B) shall not exceed 40 percent.

“(F) The Director shall require grant recipients under subparagraph (B) to submit a report to the Director on the results of the project supported by the grant.”.

(c) **REPORT.**—The Director shall evaluate the effectiveness of activities carried out under the research pilot projects funded by the grant program established pursuant to the amendment made by subsection (b) in improving student achievement in science, technology, engineering, and mathematics. A report documenting the results of that evaluation shall be submitted to the Committee on Science and Technology of the House of Representatives and the Committee on Commerce, Science, and Transportation and the Committee on Health, Education, Labor, and Pensions of the Senate not later than 5 years after the date of enactment of this Act. The report shall identify best practices and materials developed and demonstrated by grant awardees.

(d) **SUNSET.**—The provisions of this section shall cease to have force or effect on the last day of fiscal year 2010.

(e) **AUTHORIZATION OF APPROPRIATIONS.**—From the amounts authorized under subsections (a)(2)(B), (b)(2)(B), and (c)(2)(B) of section 7002, there are authorized to be appropriated to carry out this section and the amendments made by this section \$5,000,000 for fiscal year 2008, and such sums as may be necessary for each of the 2 succeeding fiscal years.

**SEC. 7027. STUDY ON LABORATORY EQUIPMENT DONATIONS FOR SCHOOLS.**

Not later than 2 years after the date of enactment of this Act, the Director shall transmit a report to Congress examining the extent to

which institutions of higher education and entities in the private sector are donating used laboratory equipment to elementary schools and secondary schools. The Director, in consultation with the Secretary of Education, shall survey institutions of higher education and entities in the private sector to determine—

(1) how often, how much, and what type of equipment is donated;

(2) what criteria or guidelines the institutions and entities are using to determine what types of equipment can be donated, what condition the equipment should be in, and which schools receive the equipment;

(3) whether the institutions and entities provide any support to, or follow-up with the schools; and

(4) how appropriate donations can be encouraged.

**SEC. 7028. MATHEMATICS AND SCIENCE EDUCATION PARTNERSHIPS AMENDMENTS.**

Section 9 of the National Science Foundation Authorization Act of 2002 (42 U.S.C. 1862n) is amended—

(1) in subsection (a)(2)(A), by striking “a State educational agency” and inserting “the department, college, or program of education at an institution of higher education, a State educational agency,”;

(2) by striking subparagraph (B) of subsection (a)(3) and inserting the following:

“(B) offering professional development programs, including—

“(i) teacher institutes for the 21st century, as described in paragraph (10); and

“(ii) academic year institutes or workshops that—

“(I) are designed to strengthen the capabilities of mathematics and science teachers; and

“(II) may include professional development activities to prepare mathematics and science teachers to teach challenging mathematics, science, and technology college-preparatory courses;”;

(3) in subsection (a)(3)(C)—

(A) by inserting “and laboratory experiences” after “technology”; and

(B) by inserting “and laboratory” after “provide technical”;

(4) in subsection (a)(3)(I), by inserting “including the use of induction programs, as defined in section 6113(h) of the America COMPETES Act, for teachers in their first 2 years of teaching,” after “and science.”;

(5) by striking subparagraph (K) of section (a)(3) and inserting the following:

“(K) developing science, technology, engineering, and mathematics educational programs and materials and conducting science, technology, engineering, and mathematics enrichment programs for students, including after-school programs and summer programs, with an emphasis on including and serving students described in subsection (b)(2)(G);”;

(6) in subsection (a), by adding at the end the following:

“(8) **MENTORS FOR TEACHERS AND STUDENTS OF CHALLENGING COURSES.**—Partnerships carrying out activities to prepare mathematics and science teachers to teach challenging mathematics, science, and technology college-preparatory courses in accordance with paragraph (3)(B) shall encourage companies employing scientists, technologists, engineers, or mathematicians to provide mentors to teachers and students and provide for the coordination of such mentoring activities.

“(9) **INNOVATION.**—Activities carried out in accordance with paragraph (3)(H) may include the development and dissemination of curriculum tools that will help foster inventiveness and innovation.”;

(7) in subsection (b)(2)—

(A) by redesignating subparagraphs (E) and (F) as subparagraphs (F) and (G), respectively; and

(B) by inserting after subparagraph (D) the following:

“(E) the extent to which the evaluation described in paragraph (1)(E) will be independent and based on objective measures;”;

(8) by striking paragraph (2) of subsection (c) and inserting the following:

“(2) REPORT ON EVALUATIONS.—Not later than 4 years after the date of enactment of the America COMPETES Act, the Director shall transmit a report summarizing the evaluations required under subsection (b)(1)(E) of grants received under this program and describing any changes to the program recommended as a result of these evaluations to the Committee on Science and Technology and the Committee on Education and Labor of the House of Representatives and to the Committee on Commerce, Science, and Transportation and the Committee on Health, Education, Labor, and Pensions of the Senate. Such report shall be made widely available to the public.”; and

(9) by adding at the end the following:

“(d) DEFINITIONS.—In this section—

“(1) the term ‘mathematics and science teacher’ means a science, technology, engineering, or mathematics teacher at the elementary school or secondary school level; and

“(2) the term ‘science’, in the context of elementary and secondary education, includes technology and pre-engineering.”.

**SEC. 7029. NATIONAL SCIENCE FOUNDATION TEACHER INSTITUTES FOR THE 21ST CENTURY.**

Section 9(a) of the National Science Foundation Authorization Act of 2002 (as amended by section 7028) (42 U.S.C. 1862n(a)) is further amended by adding at the end the following:

“(10) TEACHER INSTITUTES FOR THE 21ST CENTURY.—

“(A) IN GENERAL.—Teacher institutes for the 21st century carried out in accordance with paragraph (3)(B) shall—

“(i) be carried out in conjunction with a school served by the local educational agency in the partnership;

“(ii) be science, technology, engineering, and mathematics focused institutes that provide professional development to elementary school and secondary school teachers;

“(iii) serve teachers who—

“(I) are considered highly qualified (as defined in section 9101 of the Elementary and Secondary Education Act of 1965);

“(II) teach high-need subjects in science, technology, engineering, or mathematics; and

“(III) teach in high-need schools (as described in section 1114(a)(1) of the Elementary and Secondary Education Act of 1965);

“(iv) focus on the priorities developed by the Director in consultation with a broad group of relevant educational organizations;

“(v) be content-based and build on school year curricula that are experiment-oriented, content-based, and grounded in current research;

“(vi) ensure that the pedagogy component is designed around specific strategies that are relevant to teaching the subject and content on which teachers are being trained, which may include training teachers in the essential components of reading instruction for adolescents in order to improve student reading skills within the subject areas of science, technology, engineering, and mathematics;

“(vii) be a multiyear program that is conducted for a period of not less than 2 weeks per year;

“(viii) provide for direct interaction between participants in and faculty of the teacher institute;

“(ix) have a component that includes the use of the Internet;

“(x) provide for followup training in the classroom during the academic year for a period of not less than 3 days, which may or may not be consecutive, for participants in the teacher institute, except that for teachers in rural local educational agencies, the followup training may be provided through the Internet;

“(xi) provide teachers participating in the teacher institute with travel expense reimburse-

ment and classroom materials related to the teacher institute, and may include providing stipends as necessary; and

“(xii) establish a mechanism to provide supplemental support during the academic year for teacher institute participants to apply the knowledge and skills gained at the teacher institute.”.

“(B) OPTIONAL MEMBERS OF THE PARTNERSHIP.—In addition to the partnership requirement under paragraph (2), an institution of higher education or eligible nonprofit organization (or consortium) desiring a grant for a teacher institute for the 21st century may also partner with a teacher organization, museum, or educational partnership organization.”.

**SEC. 7030. ROBERT NOYCE TEACHER SCHOLARSHIP PROGRAM.**

Section 10 of the National Science Foundation Authorization Act of 2002 (42 U.S.C. 1862n-1) is amended to read as follows:

**“SEC. 10. ROBERT NOYCE TEACHER SCHOLARSHIP PROGRAM.**

**“(a) SCHOLARSHIP PROGRAM.—**

“(1) IN GENERAL.—The Director shall carry out a program to award grants to eligible entities to recruit and train mathematics and science teachers and to provide scholarships and stipends to individuals participating in the program. Such program shall be known as the ‘Robert Noyce Teacher Scholarship Program’.

“(2) MERIT REVIEW.—Grants shall be provided under this section on a competitive, merit-reviewed basis.

“(3) USE OF GRANTS.—A grant provided under this section shall be used by the eligible entity—

“(A) to develop and implement a program to recruit and prepare undergraduate students majoring in science, technology, engineering, and mathematics at the eligible entity (and participating institutions of higher education of the consortium, if applicable) to become qualified as mathematics and science teachers, through—

“(i) administering scholarships in accordance with subsection (c);

“(ii) offering academic courses and early clinical teaching experiences designed to prepare students participating in the program to teach in elementary schools and secondary schools, including such preparation as is necessary to meet requirements for teacher certification or licensing;

“(iii) offering programs to students participating in the program, both before and after the students receive their baccalaureate degree, to enable the students to become better mathematics and science teachers, to fulfill the service requirements of this section, and to exchange ideas with others in the students’ fields; and

“(iv) providing summer internships for freshman and sophomore students participating in the program; or

“(B) to develop and implement a program to recruit and prepare science, technology, engineering, or mathematics professionals to become qualified as mathematics and science teachers, through—

“(i) administering stipends in accordance with subsection (d);

“(ii) offering academic courses and clinical teaching experiences designed to prepare stipend recipients to teach in elementary schools and secondary schools served by a high need local educational agency, including such preparation as is necessary to meet requirements for teacher certification or licensing; and

“(iii) offering programs to stipend recipients, both during and after matriculation in the program for which the stipend is received, to enable recipients to become better mathematics and science teachers, to fulfill the service requirements of this section, and to exchange ideas with others in the students’ fields.

“(4) ELIGIBILITY REQUIREMENT.—

“(A) IN GENERAL.—To be eligible to receive a grant under this section, an eligible entity shall ensure that specific faculty members and staff from the science, technology, engineering, and

mathematics departments and specific education faculty of the eligible entity (and participating institutions of higher education of the consortium, if applicable) are designated to carry out the development and implementation of the program.

“(B) INCLUSION OF MASTER TEACHERS.—An eligible entity (and participating institutions of higher education of the consortium, if applicable) receiving a grant under this section may also include master teachers in the development of the pedagogical content of the program and in the supervision of students participating in the program in their clinical teaching experiences.

“(C) ACTIVE PARTICIPANTS.—No eligible entity (or participating institution of higher education of the consortium, if applicable) shall be eligible for a grant under this section unless faculty from the science, technology, engineering, and mathematics departments of the eligible entity (and participating institutions of higher education of the consortium, if applicable) are active participants in the program.

“(5) AWARDS.—In awarding grants under this section, the Director shall ensure that the eligible entities (and participating institutions of higher education of the consortia, if applicable) represent a variety of types of institutions of higher education. In support of this goal, the Director shall broadly disseminate information about when and how to apply for grants under this section, including by conducting outreach to—

“(A) historically Black colleges and universities that are part B institutions, as defined in section 322(2) of the Higher Education Act of 1965 (20 U.S.C. 1061(2)); and

“(B) minority institutions, as defined in section 365(3) of the Higher Education Act of 1965 (20 U.S.C. 1067k(3)).

“(6) SUPPLEMENT NOT SUPPLANT.—Grant funds provided under this section shall be used to supplement, and not supplant, other Federal or State funds available for the type of activities supported by the grant.

“(b) SELECTION PROCESS.—

“(1) APPLICATION.—An eligible entity seeking funding under this section shall submit an application to the Director at such time, in such manner, and containing such information as the Director may require. The application shall include, at a minimum—

“(A) in the case of an applicant that is submitting an application on behalf of a consortium of institutions of higher education, a description of the participating institutions of higher education and the roles and responsibilities of each such institution;

“(B) a description of the program that the applicant intends to operate, including the number of scholarships and summer internships or the size and number of stipends the applicant intends to award, the type of activities proposed for the recruitment of students to the program, and the selection process that will be used in awarding the scholarships or stipends;

“(C) evidence that the applicant has the capability to administer the program in accordance with the provisions of this section, which may include a description of any existing programs at the applicant eligible entity (and participating institutions of higher education of the consortium, if applicable) that are targeted to the education of mathematics and science teachers and the number of teachers graduated annually from such programs;

“(D) a description of the academic courses and clinical teaching experiences required under subparagraphs (A)(ii) and (B)(ii) of subsection (a)(3), as applicable, including—

“(i) a description of the undergraduate program that will enable a student to graduate within 5 years with a major in science, technology, engineering, or mathematics and to obtain teacher certification or licensing;

“(ii) a description of the clinical teaching experiences proposed; and

“(iii) evidence of agreements between the applicant and the schools or local educational

agencies that are identified as the locations at which clinical teaching experiences will occur;

“(E) a description of the programs required under subparagraphs (A)(iii) and (B)(iii) of subsection (a)(3), including activities to assist new teachers in fulfilling the teachers’ service requirements under this section;

“(F) an identification of the applicant eligible entity’s science, technology, engineering, and mathematics faculty and its education faculty (and such faculty of participating institutions of higher education of the consortium, if applicable) who will carry out the development and implementation of the program as required under subsection (a)(4); and

“(G) a description of the process the applicant will use to fulfill the requirements of subsection (f).

“(2) REVIEW OF APPLICATIONS.—In evaluating the applications submitted under paragraph (1), the Director shall consider, at a minimum—

“(A) the ability of the applicant (and the participating institutions of higher education of the consortium, if applicable) to effectively carry out the program;

“(B) the extent to which the applicant’s science, technology, engineering, and mathematics faculty and its education faculty (and such faculty of participating institutions of higher education of the consortium, if applicable) have worked or will work collaboratively to design new or revised curricula that recognize the specialized pedagogy required to teach science, technology, engineering, and mathematics effectively in elementary schools and secondary schools;

“(C) the extent to which the applicant (and the participating institutions of higher education of the consortium, if applicable) is committed to making the program a central organizational focus;

“(D) the degree to which the proposed programming will enable scholarship or stipend recipients to become successful mathematics and science teachers;

“(E) the number and academic qualifications of the students who will be served by the program; and

“(F) the ability of the applicant (and the participating institutions of higher education of the consortium, if applicable) to recruit students who would otherwise not pursue a career in teaching in elementary schools or secondary schools and students who are individuals identified in section 33 or 34 of the Science and Engineering Equal Opportunities Act (42 U.S.C. 1885a or 1885b).

“(c) SCHOLARSHIP REQUIREMENTS.—

“(1) IN GENERAL.—Scholarships under this section shall be available only to students who—

“(A) are majoring in science, technology, engineering, or mathematics; and

“(B) have attained at least junior status in a baccalaureate degree program.

“(2) SELECTION.—Individuals shall be selected to receive scholarships primarily on the basis of academic merit, with consideration given to financial need and to the goal of promoting the participation of individuals identified in section 33 or 34 of the Science and Engineering Equal Opportunities Act (42 U.S.C. 1885a or 1885b).

“(3) AMOUNT.—The Director shall establish for each year the amount to be awarded for scholarships under this section for that year, which shall be not less than \$10,000 per year, except that no individual shall receive for any year more than the cost of attendance at that individual’s institution. Full-time students may receive annual scholarships through the completion of a baccalaureate degree program, not to exceed a maximum of 3 years. Part-time students may receive scholarships that are prorated according to such students’ enrollment status, not to exceed 6 years of scholarship support.

“(4) SERVICE OBLIGATION.—If an individual receives a scholarship under this section, such individual shall be required to complete, within 8 years after graduation from the baccalaureate degree program for which the scholarship was

awarded, 2 years of service as a mathematics or science teacher for each full scholarship award received, with a maximum service requirement of 6 years. Service required under this paragraph shall be performed in a high need local educational agency.

“(d) STIPENDS.—

“(1) IN GENERAL.—Stipends under this section shall be available only to science, technology, engineering, or mathematics professionals who, while receiving the stipend, are enrolled in a program established under subsection (a)(3)(B).

“(2) SELECTION.—Individuals shall be selected to receive stipends under this section primarily on the basis of academic merit and professional achievement, with consideration given to financial need and to the goal of promoting the participation of individuals identified in section 33 or 34 of the Science and Engineering Equal Opportunities Act (42 U.S.C. 1885a or 1885b).

“(3) AMOUNT AND DURATION.—Stipends under this section shall be not less than \$10,000 per year, except that no individual shall receive for any year more than the cost of attendance at such individual’s institution. Individuals may receive a maximum of 1 year of stipend support, except that if an individual is enrolled in a part-time program, such amount shall be prorated according to the length of the program.

“(4) SERVICE OBLIGATION.—If an individual receives a stipend under this section, such individual shall be required to complete, within 4 years after graduation from the program for which the stipend was awarded, 2 years of service as a mathematics or science teacher. Service required under this paragraph shall be performed in a high need local educational agency.

“(e) CONDITIONS OF SUPPORT.—As a condition of acceptance of a scholarship or stipend under this section, a recipient of a scholarship or stipend shall enter into an agreement with the eligible entity—

“(1) accepting the terms of the scholarship or stipend pursuant to subsection (c) or subsection (d);

“(2) agreeing to provide the eligible entity with annual certification of employment and up-to-date contact information and to participate in surveys conducted by the eligible entity as part of an ongoing assessment program; and

“(3) establishing that if the service obligation required under this section is not completed, all or a portion of the scholarship or stipend received under this section shall be repaid in accordance with subsection (g).

“(f) COLLECTION FOR NONCOMPLIANCE.—

“(1) MONITORING COMPLIANCE.—An eligible entity receiving a grant under this section shall, as a condition of participating in the program, enter into an agreement with the Director to monitor the compliance of scholarship or stipend recipients with their respective service requirements.

“(2) COLLECTION OF REPAYMENT.—

“(A) IN GENERAL.—In the event that a scholarship or stipend recipient is required to repay the scholarship or stipend under subsection (g), the eligible entity shall—

“(i) be responsible for determining the repayment amounts and for notifying the recipient and the Director of the amount owed; and

“(ii) collect such repayment amount within a period of time as determined under the agreement described in paragraph (1), or the repayment amount shall be treated as a loan in accordance with subparagraph (C).

“(B) RETURNED TO TREASURY.—Except as provided in subparagraph (C), any such repayment shall be returned to the Treasury of the United States.

“(C) RETAIN PERCENTAGE.—An eligible entity may retain a percentage of any repayment the eligible entity collects to defray administrative costs associated with the collection. The Director shall establish a single, fixed percentage that will apply to all eligible entities.

“(g) FAILURE TO COMPLETE SERVICE OBLIGATION.—

“(1) GENERAL RULE.—If an individual who has received a scholarship or stipend under this section—

“(A) fails to maintain an acceptable level of academic standing in the educational institution in which the individual is enrolled, as determined by the Director;

“(B) is dismissed from such educational institution for disciplinary reasons;

“(C) withdraws from the program for which the award was made before the completion of such program;

“(D) declares that the individual does not intend to fulfill the service obligation under this section; or

“(E) fails to fulfill the service obligation of the individual under this section, such individual shall be liable to the United States as provided in paragraph (2).

“(2) AMOUNT OF REPAYMENT.—

“(A) LESS THAN ONE YEAR OF SERVICE.—If a circumstance described in paragraph (1) occurs before the completion of 1 year of a service obligation under this section, the total amount of awards received by the individual under this section shall be repaid or such amount shall be treated as a loan to be repaid in accordance with subparagraph (C).

“(B) MORE THAN ONE YEAR OF SERVICE.—If a circumstance described in subparagraph (D) or (E) of paragraph (1) occurs after the completion of 1 year of a service obligation under this section—

“(i) for a scholarship recipient, the total amount of scholarship awards received by the individual under this section, reduced by the ratio of the number of years of service completed divided by the number of years of service required, shall be repaid or such amount shall be treated as a loan to be repaid in accordance with subparagraph (C); and

“(ii) for a stipend recipient, ½ of the total amount of stipends received by the individual under this section shall be repaid or such amount shall be treated as a loan to be repaid in accordance with subparagraph (C).

“(C) REPAYMENTS.—The loans described under subparagraphs (A) and (B) shall be payable to the Federal Government, consistent with the provisions of part B or D of title IV of the Higher Education Act of 1965, and shall be subject to repayment in accordance with terms and conditions specified by the Director (in consultation with the Secretary of Education) in regulations promulgated to carry out this paragraph.

“(3) EXCEPTIONS.—The Director may provide for the partial or total waiver or suspension of any service or payment obligation by an individual under this section whenever compliance by the individual with the obligation is impossible or would involve extreme hardship to the individual, or if enforcement of such obligation with respect to the individual would be unconscionable.

“(h) DATA COLLECTION.—An eligible entity receiving a grant under this section shall supply to the Director any relevant statistical and demographic data on scholarship and stipend recipients the Director may request, including information on employment required under this section.

“(i) DEFINITIONS.—In this section—

“(1) the term ‘cost of attendance’ has the meaning given such term in section 472 of the Higher Education Act of 1965 (20 U.S.C. 1087L);

“(2) the term ‘eligible entity’ means—

“(A) an institution of higher education; or

“(B) an institution of higher education that receives grant funds on behalf of a consortium of institutions of higher education;

“(3) the term ‘fellowship’ means an award to an individual under section 10A;

“(4) the term ‘high need local educational agency’ has the meaning given such term in section 201 of the Higher Education Act of 1965 (20 U.S.C. 1021);

“(5) the term ‘mathematics and science teacher’ means a science, technology, engineering, or

mathematics teacher at the elementary school or secondary school level;

“(6) the term ‘scholarship’ means an award under subsection (c);

“(7) the term ‘science, technology, engineering, or mathematics professional’ means a person who holds a baccalaureate, master’s, or doctoral degree in science, technology, engineering, or mathematics, and is working in or had a career in such field or a related area; and

“(8) the term ‘stipend’ means an award under subsection (d).

“(j) **MATHEMATICS AND SCIENCE SCHOLARSHIP GIFT FUND.**—In accordance with section 11(f) of the National Science Foundation Act of 1950 (42 U.S.C. 1870(f)), the Director is authorized to accept donations from the private sector to supplement but not supplant scholarships, stipends, internships, or fellowships associated with programs under this section or section 10A.

“(k) **ASSESSMENT OF TEACHER SERVICE AND RETENTION.**—Not later than 4 years after the date of enactment of the America COMPETES Act, the Director shall transmit to the Committee on Health, Education, Labor, and Pensions of the Senate and the Committee on Science and Technology of the House of Representatives a report on the effectiveness of the programs carried out under this section and section 10A. The report shall include the proportion of individuals receiving scholarships, stipends, or fellowships under the program who—

“(1) fulfill the individuals’ service obligation required under this section or section 10A;

“(2) remain in the teaching profession beyond the individuals’ service obligation; and

“(3) remain in the teaching profession in a high need local educational agency beyond the individuals’ service obligation.

“(l) **EVALUATION.**—Not less than 2 years after the date of enactment of the America COMPETES Act, the Director, in consultation with the Secretary of Education, shall conduct an evaluation to determine whether the scholarships, stipends, and fellowships authorized under this section and section 10A have been effective in increasing the numbers of high-quality mathematics and science teachers teaching in high need local educational agencies and whether there continue to exist significant shortages of such teachers in high need local educational agencies.

**“SEC. 10A. NATIONAL SCIENCE FOUNDATION TEACHING FELLOWSHIPS AND MASTER TEACHING FELLOWSHIPS.**

“(a) **IN GENERAL.**—

“(1) **GRANTS.**—

“(A) **IN GENERAL.**—As part of the Robert Noyce Teacher Scholarship Program established under section 10, the Director shall establish a separate program to award grants to eligible entities to enable such entities to administer fellowships in accordance with this section.

“(B) **DEFINITIONS.**—The terms used in this section have the meanings given the terms in section 10.

“(2) **FELLOWSHIPS.**—Fellowships under this section shall be available only to—

“(A) science, technology, engineering, or mathematics professionals, who shall be referred to as ‘National Science Foundation Teaching Fellows’ and who, in the first year of the fellowship, are enrolled in a master’s degree program leading to teacher certification or licensing; and

“(B) mathematics and science teachers, who shall be referred to as ‘National Science Foundation Master Teaching Fellows’ and who possess a master’s degree in their field.

“(b) **ELIGIBILITY.**—In order to be eligible to receive a grant under this section, an eligible entity shall enter into a partnership that shall include—

“(1) a department within an institution of higher education participating in the partnership that provides an advanced program of study in mathematics and science;

“(2)(A) a school or department within an institution of higher education participating in the partnership that provides a teacher preparation program; or

“(B) a 2-year institution of higher education that has a teacher preparation offering or a dual enrollment program with an institution of higher education participating in the partnership;

“(3) not less than 1 high need local educational agency and a public school or a consortium of public schools served by the agency; and

“(4) 1 or more nonprofit organizations that have a demonstrated record of capacity to provide expertise or support to meet the purposes of this section.

“(c) **USE OF GRANTS.**—Grants awarded under this section shall be used by the eligible entity (and participating institutions of higher education of the consortium, if applicable) to develop and implement a program for National Science Foundation Teaching Fellows or National Science Foundation Master Teaching Fellows, through—

“(1) administering fellowships in accordance with this section, including providing the teaching fellowship salary supplements described in subsection (f);

“(2) in the case of National Science Foundation Teaching Fellowships—

“(A) offering academic courses and clinical teaching experiences leading to a master’s degree and designed to prepare individuals to teach in elementary schools and secondary schools, including such preparation as is necessary to meet the requirements for certification or licensing; and

“(B) offering programs both during and after matriculation in the program for which the fellowship is received to enable fellows to become highly effective mathematics and science teachers, including mentoring, training, induction, and professional development activities, to fulfill the service requirements of this section, including the requirements of subsection (e), and to exchange ideas with others in their fields; and

“(3) in the case of National Science Foundation Master Teaching Fellowships—

“(A) offering academic courses and leadership training to prepare individuals to become master teachers in elementary schools and secondary schools; and

“(B) offering programs both during and after matriculation in the program for which the fellowship is received to enable fellows to become highly effective mathematics and science teachers, including mentoring, training, induction, and professional development activities, to fulfill the service requirements of this section, including the requirements of subsection (e), and to exchange ideas with others in their fields.

“(d) **SELECTION PROCESS.**—

“(1) **MERIT REVIEW.**—Grants shall be awarded under this section on a competitive, merit-reviewed basis.

“(2) **APPLICATIONS.**—An eligible entity desiring a grant under this section shall submit an application to the Director at such time, in such manner, and containing such information as the Director may require. The application shall include, at a minimum—

“(A) in the case of an applicant that is submitting an application on behalf of a consortium of institutions of higher education, a description of the participating institutions of higher education and the roles and responsibilities of each such institution;

“(B) a description of the program that the applicant intends to operate, including the number of fellowships the applicant intends to award, the type of activities proposed for the recruitment of students to the program, and the amount of the teaching fellowship salary supplements to be provided in accordance with subsection (f);

“(C) evidence that the applicant has the capability to administer the program in accordance with the provisions of this section, which may include a description of any existing programs at the applicant eligible entity (and participating institutions of higher education of the consortium, if applicable) that are targeted to

the education of mathematics and science teachers and the number of teachers graduated annually from such programs;

“(D) in the case of National Science Foundation Teaching Fellowships, a description of—

“(i) the selection process that will be used in awarding fellowships, including a description of the rigorous measures to be used, including the rigorous, nationally recognized assessments to be used, in order to determine whether individuals applying for fellowships have advanced content knowledge of science, technology, engineering, or mathematics;

“(ii) the academic courses and clinical teaching experiences described in subsection (c)(2)(A), including—

“(I) a description of an educational program that will enable a student to obtain a master’s degree and teacher certification or licensing within 1 year; and

“(II) evidence of agreements between the applicant and the schools or local educational agencies that are identified as the locations at which clinical teaching experiences will occur;

“(iii) a description of the programs described in subsection (c)(2)(B), including activities to assist individuals in fulfilling their service requirements under this section;

“(E) evidence that the eligible entity will provide the teaching supplements required under subsection (f); and

“(F) a description of the process the applicant will use to fulfill the requirements of section 10(f).

“(3) **CRITERIA.**—In evaluating the applications submitted under paragraph (2), the Director shall consider, at a minimum—

“(A) the ability of the applicant (and participating institutions of higher education of the consortium, if applicable) to effectively carry out the program and to meet the requirements of subsection (f);

“(B) the extent to which the mathematics, science, or engineering faculty and the education faculty at the eligible entity (and participating institutions of higher education of the consortium, if applicable) have worked or will work collaboratively to design new or revised curricula that recognizes the specialized pedagogy required to teach science, technology, engineering, and mathematics effectively in elementary schools and secondary schools;

“(C) the extent to which the applicant (and participating institutions of higher education of the consortium, if applicable) is committed to making the program a central organizational focus;

“(D) the degree to which the proposed programming will enable participants to become highly effective mathematics and science teachers and prepare such participants to assume leadership roles in their schools, in addition to their regular classroom duties, including serving as mentor or master teachers, developing curriculum, and assisting in the development and implementation of professional development activities;

“(E) the number and quality of the individuals that will be served by the program; and

“(F) in the case of the National Science Foundation Teaching Fellowship, the ability of the applicant (and participating institutions of higher education of the consortium, if applicable) to recruit individuals who would otherwise not pursue a career in teaching and individuals identified in section 33 or 34 of the Science and Engineering Equal Opportunities Act (42 U.S.C. 1855a or 1855b).

“(4) **SELECTION OF FELLOWS.**—

“(A) **IN GENERAL.**—Individuals shall be selected to receive fellowships under this section primarily on the basis of—

“(i) professional achievement;

“(ii) academic merit;

“(iii) content knowledge of science, technology, engineering, or mathematics, as demonstrated by their performance on an assessment in accordance with paragraph (2)(D)(i); and



“(iv) in the case of National Science Foundation Master Teaching Fellows, demonstrated success in improving student academic achievement in science, technology, engineering, or mathematics.

“(B) PROMOTING PARTICIPATION OF CERTAIN INDIVIDUALS.—Among individuals demonstrating equivalent qualifications, consideration may be given to the goal of promoting the participation of individuals identified in section 33 or 34 of the Science and Engineering Equal Opportunities Act (42 U.S.C. 1885a or 1885b).

“(e) DUTIES OF NATIONAL SCIENCE FOUNDATION TEACHING FELLOWS AND MASTER TEACHING FELLOWS.—A National Science Foundation Teaching Fellow or a National Science Foundation Master Teaching Fellow, while fulfilling the service obligation under subsection (g) and in addition to regular classroom activities, shall take on a leadership role within the school or local educational agency in which the fellow is employed, as defined by the partnership according to such fellow's expertise, including serving as a mentor or master teacher, developing curricula, and assisting in the development and implementation of professional development activities.

“(f) TEACHING FELLOWSHIP SALARY SUPPLEMENTS.—

“(1) IN GENERAL.—An eligible entity receiving a grant under this section shall provide salary supplements to individuals who participate in the program under this section during the period of their service obligation under subsection (g). A local educational agency through which the service obligation is fulfilled shall agree not to reduce the base salary normally paid to an individual solely because such individual receives a salary supplement under this subsection.

“(2) AMOUNT AND DURATION.—

“(A) AMOUNT.—Salary supplements provided under paragraph (1) shall be not less than \$10,000 per year, except that, in the case of a National Science Foundation Teaching Fellow, while enrolled in the master's degree program as described in subsection (c)(2)(A), such fellow shall receive not more than the cost of attendance at such fellow's institution.

“(B) SUPPORT WHILE ENROLLED IN MASTER'S DEGREE PROGRAM.—A National Science Foundation Teaching Fellow may receive a maximum of 1 year of fellowship support while enrolled in a master's degree program as described in subsection (c)(2)(A), except that if such fellow is enrolled in a part-time program, such amount shall be prorated according to the length of the program.

“(C) DURATION OF SUPPORT.—An eligible entity receiving a grant under this section shall provide teaching fellowship salary supplements through the period of the fellow's service obligation under subsection (g).

“(g) SERVICE OBLIGATION.—An individual awarded a fellowship under this section shall serve as a mathematics or science teacher in an elementary school or secondary school served by a high need local educational agency for—

“(1) in the case of a National Science Foundation Teaching Fellow, 4 years, to be fulfilled within 6 years of completing the master's program described in subsection (c)(2)(A); and

“(2) in the case of a National Science Foundation Master Teaching Fellow, 5 years, to be fulfilled within 7 years of the start of participation in the program under subsection (c)(3).

“(h) MATCHING REQUIREMENT.—

“(1) IN GENERAL.—An eligible entity receiving a grant under this section shall provide, from non-Federal sources, an amount equal to 50 percent of the amount of the grant (which may be provided in cash or in-kind) to carry out the activities supported by the grant.

“(2) WAIVER.—The Director may waive all or part of the matching requirement described in paragraph (1) for any fiscal year for an eligible entity receiving a grant under this section, if the Director determines that applying the matching requirement would result in serious

hardship or inability to carry out the authorized activities described in this section.

“(i) CONDITIONS OF SUPPORT; COLLECTION FOR NONCOMPLIANCE; FAILURE TO COMPLETE SERVICE OBLIGATION; DATA COLLECTION.—

“(1) IN GENERAL.—Except as provided in paragraph (2), subsections (e), (f), (g), and (h) of section 10 shall apply to eligible entities and recipients of fellowships under this section, as applicable, in the same manner as such subsections apply to eligible entities and recipients of scholarships and stipends under section 10, as applicable.

“(2) AMOUNT OF REPAYMENT.—If a circumstance described in subparagraph (D) or (E) of section 10(g)(1) occurs after the completion of 1 year of a service obligation under this section—

“(A) for a National Science Foundation Teaching Fellow, the total amount of fellowship award received by the individual under this section while enrolled in the master's degree program, reduced by  $\frac{1}{4}$  of the total amount for each year of service completed, plus  $\frac{1}{2}$  of the total teaching fellowship salary supplements received by such individual under this section, shall be repaid or such amount shall be treated as a loan to be repaid in accordance with section 10(g)(1)(C); and

“(B) for a National Science Foundation Master Teaching Fellow, the total amount of teaching fellowship salary supplements received by the individual under this section, reduced by  $\frac{1}{2}$ , shall be repaid or such amount shall be treated as a loan to be repaid in accordance with section 10(g)(1)(C).”

#### SEC. 7031. ENCOURAGING PARTICIPATION.

(a) COMMUNITY COLLEGE PROGRAM.—Section 3 of the Scientific and Advanced-Technology Act of 1992 (42 U.S.C. 1862i) is amended—

(1) in subsection (a)(3)—

(A) in subparagraph (A), by striking “and” after the semicolon;

(B) in subparagraph (B), by striking the semicolon and inserting “; and”; and

(C) by adding at the end the following:

“(C) encourage participation of individuals identified in section 33 or 34 of the Science and Engineering Equal Opportunities Act (42 U.S.C. 1885a or 1885b);”;

(2) in subsection (c), by adding at the end the following:

“(3) MENTOR TRAINING GRANTS.—The Director shall—

“(A) establish a program to encourage and make grants available to institutions of higher education that award associate degrees to recruit and train individuals from the fields of science, technology, engineering, and mathematics to mentor students who are described in section 33 or 34 of the Science and Engineering Equal Opportunities Act (42 U.S.C. 1885a or 1885b) in order to assist those students in identifying, qualifying for, and entering higher-paying technical jobs in those fields; and

“(B) make grants available to associate-degree-granting colleges to carry out the program identified in subsection (A).”

(b) EVALUATION AND REPORT.—The Director shall establish metrics to evaluate the success of the programs established by the Foundation for encouraging individuals identified in section 33 or 34 of the Science and Engineering Equal Opportunities Act (42 U.S.C. 1885a or 1885b) to study and prepare for careers in science, technology, engineering, and mathematics, including programs that provide for mentoring for such individuals. The Director shall carry out evaluations based on the metrics developed and report to Congress annually on the findings and conclusions of the evaluations.

#### SEC. 7032. NATIONAL ACADEMY OF SCIENCES REPORT ON DIVERSITY IN SCIENCE, TECHNOLOGY, ENGINEERING, AND MATHEMATICS FIELDS.

(a) IN GENERAL.—The Director shall enter into an arrangement with the National Academy of Sciences for a report, to be transmitted to the

Congress not later than 1 year after the date of enactment of this Act, about barriers to increasing the number of underrepresented minorities in science, technology, engineering, and mathematics fields and to identify strategies for bringing more underrepresented minorities into the science, technology, engineering, and mathematics workforce.

(b) SPECIFIC REQUIREMENTS.—The Director shall ensure that the report described in subsection (a) addresses—

(1) social and institutional factors that shape the decisions of minority students to commit to education and careers in the science, technology, engineering, and mathematics fields;

(2) specific barriers preventing greater minority student participation in the science, technology, engineering, and mathematics fields;

(3) primary focus points for policy intervention to increase the recruitment and retention of underrepresented minorities in the future workforce of the United States;

(4) programs already underway to increase diversity in the science, technology, engineering, and mathematics fields, and their level of effectiveness;

(5) factors that make such programs effective, and how to expand and improve upon existing programs;

(6) the role of minority-serving institutions in the diversification of the workforce of the United States in these fields and how that role can be supported and strengthened; and

(7) how the public and private sectors can better assist minority students in their efforts to join the workforce of the United States in these fields.

#### SEC. 7033. HISPANIC-SERVING INSTITUTIONS UNDERGRADUATE PROGRAM.

(a) IN GENERAL.—The Director is authorized to establish a new program to award grants on a competitive, merit-reviewed basis to Hispanic-serving institutions (as defined in section 502 of the Higher Education Act of 1965 (20 U.S.C. 1101a)) to enhance the quality of undergraduate science, technology, engineering, and mathematics education at such institutions and to increase the retention and graduation rates of students pursuing associate's or baccalaureate degrees in science, technology, engineering, and mathematics.

(b) PROGRAM COMPONENTS.—Grants awarded under this section shall support—

(1) activities to improve courses and curriculum in science, technology, engineering, and mathematics;

(2) faculty development;

(3) stipends for undergraduate students participating in research; and

(4) other activities consistent with subsection (a), as determined by the Director.

(c) INSTRUMENTATION.—Funding for instrumentation is an allowed use of grants awarded under this section.

#### SEC. 7034. PROFESSIONAL SCIENCE MASTER'S DEGREE PROGRAMS.

(a) CLEARINGHOUSE.—

(1) DEVELOPMENT.—The Director shall establish a clearinghouse, in collaboration with 4-year institutions of higher education (including applicable graduate schools and academic departments), and industries and Federal agencies that employ science-trained personnel, to share program elements used in successful professional science master's degree programs and other advanced degree programs related to science, technology, engineering, and mathematics.

(2) AVAILABILITY.—The Director shall make the clearinghouse of program elements developed under paragraph (1) available to institutions of higher education that are developing professional science master's degree programs.

(b) PROGRAMS.—

(1) PROGRAMS AUTHORIZED.—The Director shall award grants to 4-year institutions of higher education to facilitate the institutions' creation or improvement of professional science master's degree programs that may include linkages between institutions of higher education

and industries that employ science-trained personnel, with an emphasis on practical training and preparation for the workforce in high-need fields.

(2) **APPLICATION.**—A 4-year institution of higher education desiring a grant under this section shall submit an application to the Director at such time, in such manner, and accompanied by such information as the Director may require. The application shall include—

(A) a description of the professional science master's degree program that the institution of higher education will implement;

(B) a description of how the professional science master's degree program at the institution of higher education will produce individuals for the workforce in high-need fields;

(C) the amount of funding from non-Federal sources, including from private industries, that the institution of higher education shall use to support the professional science master's degree program; and

(D) an assurance that the institution of higher education shall encourage students in the professional science master's degree program to apply for all forms of Federal assistance available to such students, including applicable graduate fellowships and student financial assistance under titles IV and VII of the Higher Education Act of 1965 (20 U.S.C. 1070 et seq., 1133 et seq.).

(3) **PREFERENCES.**—The Director shall give preference in making awards to 4-year institutions of higher education seeking Federal funding to create or improve professional science master's degree programs, to those applicants—

(A) located in States with low percentages of citizens with graduate or professional degrees, as determined by the Bureau of the Census, that demonstrate success in meeting the unique needs of the corporate, non-profit, and government communities in the State, as evidenced by providing internships for professional science master's degree students or similar partnership arrangements; or

(B) that secure more than 2/3 of the funding for such professional science master's degree programs from sources other than the Federal Government.

(4) **NUMBER OF GRANTS; TIME PERIOD OF GRANTS.**—

(A) **NUMBER OF GRANTS.**—Subject to the availability of appropriated funds, the Director shall award grants under paragraph (1) to a maximum of 200 4-year institutions of higher education.

(B) **TIME PERIOD OF GRANTS.**—Grants awarded under this section shall be for one 3-year term. Grants may be renewed only once for a maximum of 2 additional years.

(5) **EVALUATION AND REPORTS.**—

(A) **DEVELOPMENT OF PERFORMANCE BENCHMARKS.**—Prior to the start of the grant program, the Director, in collaboration with 4-year institutions of higher education (including applicable graduate schools and academic departments), and industries and Federal agencies that employ science-trained personnel, shall develop performance benchmarks to evaluate the pilot programs assisted by grants under this section.

(B) **EVALUATION.**—For each year of the grant period, the Director, in consultation with 4-year institutions of higher education (including applicable graduate schools and academic departments), and industries and Federal agencies that employ science-trained personnel, shall complete an evaluation of each program assisted by grants under this section. Any program that fails to satisfy the performance benchmarks developed under subparagraph (A) shall not be eligible for further funding.

(C) **REPORT.**—Not later than 180 days after the completion of an evaluation described in subparagraph (B), the Director shall submit a report to Congress that includes—

(i) the results of the evaluation; and

(ii) recommendations for administrative and legislative action that could optimize the effec-

tiveness of the pilot programs, as the Director determines to be appropriate.

**SEC. 7035. SENSE OF CONGRESS ON COMMUNICATIONS TRAINING FOR SCIENTISTS.**

(a) **SENSE OF CONGRESS.**—It is the sense of Congress that institutions of higher education receiving awards under the Integrative Graduate Education and Research Traineeship program of the Foundation should, among the activities supported under these awards, train graduate students in the communication of the substance and importance of their research to nonscientist audiences.

(b) **REPORT TO CONGRESS.**—Not later than 3 years after the date of enactment of this Act, the Director shall transmit a report to the Committee on Science and Technology of the House of Representatives and to the Committee on Commerce, Science, and Transportation and the Committee on Health, Education, Labor, and Pensions of the Senate, describing the training programs described in subsection (a) provided to graduate students who participated in the Integrative Graduate Education and Research Traineeship program. The report shall include data on the number of graduate students trained and a description of the types of activities funded.

**SEC. 7036. MAJOR RESEARCH INSTRUMENTATION.**

(a) **AWARD AMOUNT.**—The minimum amount of an award under the Major Research Instrumentation program shall be \$100,000. The maximum amount of an award under the program shall be \$4,000,000 except if the total amount appropriated for the program for a fiscal year exceeds \$125,000,000, in which case the maximum amount of an award shall be \$6,000,000.

(b) **USE OF FUNDS.**—In addition to the acquisition of instrumentation and equipment, funds made available by awards under the Major Research Instrumentation program may be used to support the operations and maintenance of such instrumentation and equipment.

(c) **COST SHARING.**—

(1) **IN GENERAL.**—An institution of higher education receiving an award under the Major Research Instrumentation program shall provide at least 30 percent of the cost from private or non-Federal sources.

(2) **EXCEPTIONS.**—Institutions of higher education that are not Ph.D.-granting institutions are exempt from the cost sharing requirement in paragraph (1), and the Director may reduce or waive the cost sharing requirement for—

(A) institutions—

(i) that are not ranked among the top 100 institutions receiving Federal research and development funding, as documented by the statistical data published by the Foundation; and

(ii) for which the proposed project will make a substantial improvement in the institution's capabilities to conduct leading edge research, to provide research experiences for undergraduate students using leading edge facilities, and to broaden the participation in science and engineering research by individuals identified in section 33 or 34 of the Science and Engineering Equal Opportunities Act (42 U.S.C. 1885a or 1885b); and

(B) consortia of institutions of higher education that include at least one institution that is not a Ph.D.-granting institution.

**SEC. 7037. LIMIT ON PROPOSALS.**

(a) **POLICY.**—For programs supported by the Foundation that require as part of the selection process for awards the submission of preproposals and that also limit the number of preproposals that may be submitted by an institution, the Director shall allow the subsequent submission of a full proposal based on each preproposal that is determined to have merit following the Foundation's merit review process.

(b) **REVIEW AND ASSESSMENT OF POLICIES.**—The Board shall review and assess the effects on institutions of higher education of the policies of the Foundation regarding the imposition of limitations on the number of proposals that may be submitted by a single institution for programs

supported by the Foundation. The Board shall determine whether current policies are well justified and appropriate for the types of programs that limit the number of proposal submissions. Not later than 1 year after the date of enactment of this Act, the Board shall summarize the Board's findings and any recommendations regarding changes to the current policy on the restriction of proposal submissions in a report to the Committee on Science and Technology of the House of Representatives and to the Committee on Commerce, Science, and Transportation and the Committee on Health, Education, Labor, and Pensions of the Senate.

**TITLE VIII—GENERAL PROVISIONS**

**SEC. 8001. COLLECTION OF DATA RELATING TO TRADE IN SERVICES.**

(a) **REPORT.**—Not later than January 31, 2008, the Secretary of Commerce, acting through the Director of the Bureau of Economic Analysis, shall report to Congress on the feasibility, annual cost, and potential benefits of a program to collect and study data relating to export and import of services.

(b) **PROGRAM.**—The proposed program to be studied under subsection (a) shall include requirements that the Secretary annually—

(1) provide data collection and analysis relating to export and import of services;

(2) collect and analyze data for service imports and exports in not less than 40 service industry categories, on a State-by-State basis;

(3) collect data on, and analyze, the employment effects of exports and imports on the service industry; and

(4) integrate ongoing and planned data collection and analysis initiatives in research and development and innovation.

**SEC. 8002. SENSE OF THE SENATE REGARDING SMALL BUSINESS GROWTH AND CAPITAL MARKETS.**

(a) **FINDINGS.**—Congress finds that—

(1) the United States has the most fair, most transparent, and most efficient capital markets in the world, in part due to its strong securities statutory and regulatory scheme;

(2) it is of paramount importance for the continued growth of the economy of the Nation, that our capital markets retain their leading position in the world;

(3) small businesses are vital participants in United States capital markets, and play a critical role in future economic growth and high-wage job creation;

(4) section 404 of the Sarbanes-Oxley Act of 2002 has greatly enhanced the quality of corporate governance and financial reporting for public companies and increased investor confidence;

(5) the Securities and Exchange Commission (referred to in this section as the "Commission") and the Public Company Accounting Oversight Board (referred to in this section as the "PCAOB") have both determined that the current auditing standard implementing section 404 of the Sarbanes-Oxley Act of 2002 has imposed unnecessary and unintended cost burdens on small and mid-sized public companies;

(6) the Commission and the PCAOB are now near completion of a 2-year process intended to revise the auditing standard in order to provide more efficient and effective regulation; and

(7) the Chairman of the Commission recently has said, with respect to section 404 of the Sarbanes-Oxley Act of 2002, that, "We don't need to change the law, we need to change the way the law is implemented. It is the implementation of the law that has caused the excessive burden, not the law itself. That's an important distinction. I don't believe these important investor protections, which are even now only a few years old, should be opened up for amendment, or that they need to be."

(b) **SENSE OF THE SENATE.**—It is the sense of the Senate that the Commission and the PCAOB should complete promulgation of the final rules implementing section 404 of the Sarbanes-Oxley Act of 2002 (15 U.S.C. 7262).

**SEC. 8003. GOVERNMENT ACCOUNTABILITY OFFICE REVIEW OF ACTIVITIES, GRANTS, AND PROGRAMS.**

Not later than 3 years after the date of enactment of this Act, the Comptroller General of the United States shall submit a report to Congress that—

(1) assesses and evaluates the effectiveness of a representative sample of the new or expanded programs and activities (including programs and activities carried out under grants) required to be carried out under this Act; and

(2) includes such recommendations as the Comptroller General determines are appropriate to ensure effectiveness of, or improvements to, the programs and activities, including termination of programs or activities.

**SEC. 8004. SENSE OF THE SENATE REGARDING ANTI-COMPETITIVE TAX POLICY.**

It is the sense of the Senate that Federal funds should not be provided to any organization or entity that advocates against a United States tax policy that is internationally competitive.

**SEC. 8005. STUDY OF THE PROVISION OF ONLINE DEGREE PROGRAMS.**

(a) IN GENERAL.—Not later than 90 days after the date of enactment of this Act, the Secretary of Education shall enter into an arrangement with the National Academy of Sciences to conduct a study and provide a report to the Secretary, the Secretary of Commerce, and Congress. The study shall consider the mechanisms and supports needed for an institution of higher education (as defined in section 7001) or non-profit organization to develop and maintain a program to provide free access to online educational content as part of a degree program, especially in science, technology, engineering, mathematics, or foreign languages, without using Federal funds, including funds provided under title IV of the Higher Education Act of 1965 (20 U.S.C. 1070 et seq.) The study shall consider whether such a program could be developed and managed by such institution of higher education or nonprofit organization and sustained through private funding. The study shall examine how such program can—

(1) build on existing online programs, including making use of existing online courses;

(2) modify or expand traditional course content for online educational content;

(3) develop original course content for online courses and degree programs;

(4) provide necessary laboratory experience for science, technology, and engineering courses;

(5) be accepted for full credit by other institutions of higher education; and

(6) provide credentials that would be recognized by employers, enabling program participants to attain employment.

(b) AUTHORIZATION OF APPROPRIATIONS.—There are authorized to be appropriated to carry out this section such sums as may be necessary for fiscal year 2008.

**SEC. 8006. SENSE OF THE SENATE REGARDING DEEMED EXPORTS.**

It is the sense of the Senate that—

(1) the policies of the United States Government relating to deemed exports should safeguard the national security of the United States and protect fundamental research;

(2) the Department of Commerce has established the Deemed Export Advisory Committee to develop recommendations for improving current controls on deemed exports; and

(3) the President and Congress should consider the recommendations of the Deemed Export Advisory Committee in the development and implementation of export control policies.

**SEC. 8007. SENSE OF THE SENATE REGARDING CAPITAL MARKETS.**

It is the sense of the Senate that—

(1) Congress, the President, regulators, industry leaders, and other stakeholders should take the necessary steps to reclaim the preeminent position of the United States in the global financial services marketplace;

(2) the Federal and State financial regulatory agencies should, to the maximum extent possible—

(A) coordinate activities on significant policy matters, so as not to impose regulations that may have adverse unintended consequences on innovativeness with respect to financial products, instruments, and services, or that impose regulatory costs that are disproportionate to their benefits; and

(B) at the same time, ensure that the regulatory framework overseeing the United States capital markets continues to promote and protect the interests of investors in those markets; and

(3) given the complexity of the financial services marketplace, Congress should exercise vigorous oversight over Federal regulatory and statutory requirements affecting the financial services industry and consumers, with the goal of eliminating excessive regulation and problematic implementation of existing laws and regulations, while ensuring that necessary investor protections are not compromised.

**SEC. 8008. ACCOUNTABILITY AND TRANSPARENCY OF ACTIVITIES AUTHORIZED BY THIS ACT.**

(a) PROHIBITED USE OF FUNDS.—A grant or contract funded by amounts authorized by this Act may not be used for the purpose of defraying the costs of a banquet or conference that is not directly and programmatically related to the purpose for which the grant or contract was awarded. A directly and programmatically related banquet or conference includes a banquet or conference held in connection with planning, training, assessment, review, or other routine purposes related to a project funded by the grant or contract. Records of the total costs related to, and justifications for, all banquets and conferences shall be reported to the appropriate Department, Administration, or Foundation. Not later than 60 days after receipt of such records, the appropriate Department, Administration, or Foundation shall make the records available to the public.

(b) CONFLICT OF INTEREST STATEMENT.—Any person awarded a grant or contract funded by amounts authorized by this Act shall submit a statement to the Secretary of Commerce, the Secretary of Energy, the Secretary of Education, the Administrator, or the Director, as appropriate, certifying that no funds derived from the grant or contract will be made available through a subcontract or in any other manner to another person who has a financial interest or other conflict of interest in the person awarded the grant or contract, unless such conflict is previously disclosed and approved in the process of entering into a contract or awarding a grant. Not later than 60 days after receipt of the certification, the appropriate Secretary, Administrator, or Director shall make all documents received that relate to the certification available to the public.

(c) APPLICATION TO FEDERAL GRANTS AND CONTRACTS.—Subsections (a) and (b) shall take effect 360 days after the date of enactment of this Act.

(d) EXCEPTION.—Subsections (a) and (b) shall not apply to grants or contracts authorized under sections 6201 and 6203.

And the Senate agree to the same. From the Committee on Science and Technology, for consideration of the House bill and the Senate amendment, and modifications committed to conference:

- BART GORDON,
- DANIEL LIPINSKI,
- BRIAN BAIRD,
- DAVID WU,
- NICK LAMPSON,
- MARK UDALL,
- GABRIELLE GIFFORDS,
- JERRY MCNERNEY,
- VERNON J. EHLERS,

From the Committee on Education and Labor, for consideration of Division C of the Senate amendment, and modifications committed to conference:

GEORGE MILLER,  
RUSH HOLT,  
Managers on the Part of the House.

- JEFF BINGAMAN,
- DANIEL K. INOUE,
- EDWARD KENNEDY,
- JOSEPH LIEBERMAN,
- BARBARA A. MIKULSKI,
- JOHN F. KERRY,
- BILL NELSON,
- PETE V. DOMENICI,
- TED STEVENS,
- MICHAEL B. ENZI,
- LAMAR ALEXANDER,
- JOHN ENSIGN,
- NORM COLEMAN,

Managers on the Part of the Senate.

When said conference report was considered.

After debate,

By unanimous consent, the previous question was ordered on the conference report to its adoption or rejection.

Mr. SHIMKUS moved to recommit the conference report on H.R. 2272 to the committee of conference with instructions for the managers on the part of the House to (1) to insist on the lower overall authorization level as set forth by the House in H.R. 2272; and (2) insist on the language of subsection (a) of section 203 of the House bill, relating to prioritization of early career grants to science and engineering researchers for the expansion of domestic energy production and use through coal-to-liquids technology and advanced nuclear reprocessing.

By unanimous consent, the previous question was ordered on the motion to recommit with instructions.

The question being put, viva voce,

Will the House recommit said conference report?

The SPEAKER pro tempore, Mr. PASTOR, announced that the nays had it.

Mr. SHIMKUS demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The vote was taken by electronic device.

It was decided in the { Yeas ..... 199  
negative ..... } Nays ..... 227

¶109.24 [Roll No. 801]

YEAS—199

Aderholt	Brown-Waite,	Dent
Akin	Ginny	Diaz-Balart, L.
Alexander	Buchanan	Diaz-Balart, M.
Altmire	Burgess	Donnelly
Bachmann	Burton (IN)	Doolittle
Bachus	Buyer	Drake
Baker	Calvert	Dreier
Barrett (SC)	Camp (MI)	Duncan
Barrow	Campbell (CA)	Ehlers
Bartlett (MD)	Cannon	Ellsworth
Barton (TX)	Cantor	Emerson
Biggert	Capito	English (PA)
Bilbray	Carney	Everett
Bilirakis	Carter	Fallin
Bishop (UT)	Castle	Feeney
Blackburn	Chabot	Flake
Blunt	Coble	Forbes
Boehner	Cole (OK)	Fortenberry
Bonner	Conaway	Fossella
Bono	Costello	Foxx
Boozman	Cubin	Franks (AZ)
Boustany	Culberson	Frelinghuysen
Brady (TX)	Davis (KY)	Galleghy
Broun (GA)	Davis, David	Garrett (NJ)
Brown (SC)	Davis, Tom	Gerlach
	Deal (GA)	Gillmor

Gingrey Mack
Gohmert Manzullo
Goode Marchant
Goodlatte Marshall
Granger McCarthy (CA)
Graves McCaul (TX)
Hall (TX) McCotter
Hastert McCrery
Hastings (WA) McHenry
Hayes McHugh
Heller McKeon
Hensarling McMorris
Herger Rodgers
Hill Mica
Hobson Miller (FL)
Hoekstra Miller (MI)
Holden Miller, Gary
Hulshof Moran (KS)
Hunter Murphy, Tim
Inglis (SC) Musgrave
Issa Myrick
Johnson (IL) Neugebauer
Jones (NC) Nunes
Jordan Paul
Keller Pearce
King (IA) Pence
King (NY) Peterson (PA)
Kingston Petri
Kirk Pickering
Kline (MN) Pitts
Knollenberg Platts
Kuhl (NY) Poe
LaHood Porter
Lamborn Price (GA)
Latham Pryce (OH)
LaTourette Putnam
Lewis (CA) Radanovich
Lewis (KY) Rahall
Linder Regula
Lucas Rehberg
Lungren, Daniel Reynolds
E. Rogers (AL)

NAYS—227

Abercrombie Ellison
Ackerman Emanuel
Allen Engel
Andrews Eshoo
Arcuri Etheridge
Baca Farr
Baird Fattah
Baldwin Ferguson
Bean Filner
Becerra Frank (MA)
Berkley Giffords
Berman Gilchrist
Berry Gillibrand
Bishop (GA) Gonzalez
Bishop (NY) Gordon
Blumenauer Green, Al
Boren Green, Gene
Boswell Grijalva
Boucher Gutierrez
Boyd (FL) Hall (NY)
Boyd (KS) Hare
Brady (PA) Harman
Brady (IA) Hastings (FL)
Brown, Corrine Herseht Sandlin
Butterfield Higgins
Capps Hinchey
Capuano Hinojosa
Cardoza Hirono
Carnahan Hodes
Carson Holt
Castor Honda
Chandler Hooley
Clay Hoyer
Cleaver Insee
Clyburn Israel
Cohen Jackson (IL)
Conyers Jackson-Lee
Cooper (TX)
Costa Jefferson
Courtney Jindal
Cramer Johnson (GA)
Crowley Johnson, E. B.
Cuellar Jones (OH)
Cummings Kagen
Davis (AL) Kanjorski
Davis (CA) Kaptur
Davis (IL) Kennedy
Davis, Lincoln Kildee
DeFazio Kilpatrick
DeGette Kind
Delahunt Klein (FL)
DeLauro Kucinich
Dingell Lampson
Doggett Langevin
Doyle Lantos
Edwards Larsen (WA)

Rodriguez Shuler
Ross Sires
Rothman Skelton
Roybal-Allard Slaughter
Ruppersberger Smith (NJ)
Rush Smith (WA)
Ryan (OH) Snyder
Salazar Solis
Sanchez, Linda Spratt
T. Stark
Sanchez, Loretta Stupak
Sarbanes Sutton
Schiff Tanner
Schwartz Tauscher
Scott (GA) Taylor
Scott (VA) Thompson (CA)
Serrano Thompson (MS)
Sestak Tierney
Shays Towns
Shea-Porter Udall (CO)
Sherman Udall (NM)

NOT VOTING—6

Clarke Davis, Jo Ann
Crenshaw Dicks Johnson, Sam
Schakowsky

So the motion to recommit the conference report with instructions was not agreed to.

The question being put, viva voce, Will the House agree to said conference report?

The SPEAKER pro tempore, Mr. PASTOR, announced that the yeas had it.

Mr. HALL of Texas, demanded a recorded vote on agreeing to the conference report, which demand was supported by one-fifth of a quorum, so a recorded vote was ordered.

The vote was taken by electronic device.

It was decided in the affirmative { Yeas ..... 367 Nays ..... 57

109.25 [Roll No. 802]

AYES—367

Abercrombie Alvert
Ackerman Camp (MI)
Aderholt Cannon
Akin Capito
Alexander Capps
Allen Capuano
Altmire Cardoza
Andrews Carnahan
Arcuri Carney
Baca Carson
Baird Castle
Baker Castor
Baldwin Chandler
Barrow Clay
Bartlett (MD) Cleaver
Barton (TX) Clyburn
Bean Coble
Becerra Cohen
Berkley Cole (OK)
Berman Conyers
Berry Cooper
Biggett Costa
Bilbray Costello
Billirakis Courtney
Bishop (GA) Cramer
Bishop (NY) Crowley
Bishop (UT) Cuellar
Blackburn Gillibrand
Blumenauer Cummings
Bonner Davis (AL)
Bono Davis (CA)
Boozman Davis (IL)
Boren Davis (KY)
Boswell Davis, David
Boucher Davis, Lincoln
Boustany Davis, Tom
Boyd (KS) DeFazio
Brady (PA) DeGette
Brady (IA) Delahunt
Brown (SC) DeLauro
Brown, Corrine Dent
Brown-Waite, Ginny
Buchanan Dingell
Burgess Donnelly
Burton (IN) Doyle
Butterfield Drake

Van Hollen Hayes
Velazquez Heller
Visclosky Herseht Sandlin
Walsh (NY) Higgins
Walz (MN) Hill
Wasserman Hinojosa
Schultz Hirono
Waters Hobson
Watson Hodes
Watt Hoekstra
Waxman Holden
Weiner Holt
Welch (VT) Honda
Wexler Hooley
Wilson (OH) Hoyer
Woolsey Hulshof
Wu Hunter
Wynn Inglis (SC)
Yarmuth Insee
Young (FL) Israel

Jackson (IL)
Jackson-Lee (TX)
Jefferson
Jindal
Johnson (GA)
Johnson (IL)
Johnson, E. B.
Jones (NC)
Jones (OH)
Kagen
Kanjorski
Kaptur
Keller
Kennedy
Kildee
Kilpatrick
Kind
King (NY)
Kirk
Klein (FL)
Knollenberg
Kuhl (NY)
LaHood
Lampson
Langevin
Lantos
Larsen (WA)
Larsen (CT)
Latham
LaTourette
Lee
Levin
Lewis (CA)
Lewis (GA)
Lewis (KY)
Lipinski
LoBiondo
Loebsack
Lofgren, Zoe
Lowey
Lucas
Lungren, Daniel E.
Lynch
Mahoney (FL)
Maloney (NY)
Marchant
Markey
Marshall
Matheson
Matsui
McCarthy (CA)
McCarthy (NY)
McCaul (TX)
McCollum (MN)
McCotter
McCrery
McDermott
McGovern
McHugh
McIntyre
McKeon
McMorris
Rodgers
McNerney
McNulty
Meek (FL)
Meeke (NY)
Melancon
Mica
Michaud
Miller (MI)
Miller (NC)
Miller, Gary
Miller, George
Mitchell
Mollohan
Moore (KS)
Moore (WI)
Moran (KS)
Moran (VA)
Murphy (CT)
Murphy, Patrick
Murphy, Tim
Murtha
Nadler
Napolitano
Neal (MA)
Oberstar
Obey
Olver
Ortiz
Pallone
Pascrell
Pastor
Payne
Pearce
Pelosi
Perlmutter
Peterson (MN)
Peterson (PA)
Petri
Pickering
Platts
Pomeroy
Porter
Price (GA)
Price (NC)
Pryce (OH)
Rahall
Ramstad
Rangel
Regula
Rehberg
Reichert
Renzi
Reynolds
Rodriguez
Rogers (AL)
Rogers (KY)
Rogers (MI)
Ros-Lehtinen
Roskam
Ross
Rothman
Roybal-Allard
Ruppersberger
Rush
Ryan (OH)
Salazar
Sanchez, Linda T.
Sanchez, Loretta

NOES—57

Bachmann
Bachus
Barrett (SC)
Blunt
Boehner
Brady (TX)
Brown (GA)
Buyer
Campbell (CA)
Cantor
Carter
Chabot
Conaway
Cubin
Deal (GA)
Doolittle
Duncan
Feeney
Flake
Foxx
Franks (AZ)
Granger
Hensarling
Herger
Issa
Jordan
King (IA)
Kline (MN)
Kucinich
Lamborn
Linder
Mack
Manzullo
McHenry
Miller (FL)
Musgrave
Myrick
Neugebauer
Nunes
Paul
Pence
Poe
Putnam
Radanovich
Rohrabacher
Royce
Ryan (WI)
Sali
Sensenbrenner
Shadegg
Shimkus
Sullivan
Tancredo
Weldon (FL)
Westmoreland
Wilson (SC)

NOT VOTING—9

Boyd (FL) Davis, Jo Ann Johnson, Sam
Clarke Dicks Reyes
Crenshaw Doggett Slaughter

So the conference report was agreed to.

A motion to reconsider the vote whereby said conference report was agreed to was, by unanimous consent, laid on the table.

Ordered, That the Clerk notify the Senate thereof.

109.26 AGRICULTURE APPROPRIATIONS
FY 2008

The SPEAKER pro tempore, Mr. PASTOR, pursuant to House Resolution 581 and rule XVIII, declared the House resolved into the Committee of the Whole House on the state of the Union for the further consideration of the bill (H.R. 3161) making appropriations for Agriculture, Rural Development, Food, and Drug Administration, and Related Agencies programs for the fiscal year ending September 30, 2008, and for other purposes.

The Acting Chairman, Mr. SNYDER, assumed the chair; and after some time spent therein,

The SPEAKER pro tempore, Mr. CLEAVER, assumed the Chair.

When Mr. SNYDER, Acting Chairman, reported that the Committee, having had under consideration said bill, had come to no resolution thereon.

109.27 ORDER OF BUSINESS—
PROCEEDINGS ON VOTES

On motion of Ms. DELAURO, by unanimous consent,

Ordered, That during consideration of H.R. 3161, pursuant to House Resolution 581 and House Resolution 599, the Chair may reduce to 2 minutes the minimum time for electronic voting under clause 6 of rule XVIII and clauses 8 and 9 of rule XX.

109.28 AGRICULTURE APPROPRIATIONS
FY 2008

The SPEAKER pro tempore, Mr. CLEAVER, pursuant to House Resolution 581 and rule XVIII, declared the House resolved into the Committee of the Whole House on the state of the Union for the further consideration of the bill (H.R. 3161) making appropriations for Agriculture, Rural Development, Food, and Drug Administration, and Related Agencies programs for the fiscal year ending September 30, 2008, and for other purposes.

The Acting Chairman, Mr. SNYDER, resumed the chair; and after some time spent therein,

The Committee rose informally to receive a message from the Senate.

The SPEAKER pro tempore, Mr. JACKSON of Illinois, assumed the Chair.

109.29 FURTHER MESSAGE FROM THE
SENATE

A further message from the Senate by Ms. Curtis, one of its clerks, announced that the Senate agrees to the amendment of the House of Representatives to the bill (S. 1) "An Act to pro-

vide greater transparency in the legislative process."

The Committee resumed its sitting; and after some further time spent therein,

109.30 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment numbered 1, printed in House Report 110-220, submitted by Mr. SESSIONS:

Page 3, line 9, strike " Provided" and all that follows through "budgets for contracting out".

It was decided in the { Yeas ..... 168
negative ..... } Nays ..... 254

109.31 [Roll No. 803]
AYES—168

Aderholt Forbes Myrick
Akin Fortenberry Neugebauer
Alexander Fortuño Nunes
Bachmann Fossella Paul
Bachus Fossella Pearce
Baker Franks (AZ) Pence
Barrett (SC) Frelinghuysen Peterson (PA)
Bartlett (MD) Gallegly Petri
Barton (TX) Garrett (NJ) Pickering
Biggart Gillmor Pitts
Bilbray Gingrey Poe
Bilirakis Gohmert Price (GA)
Bishop (UT) Goode Pryce (OH)
Blackburn Goodlatte Putnam
Blunt Granger Radanovich
Boehner Graves Ramstad
Bonner Hall (TX) Rehberg
Bono Hastings (WA) Reichert
Boozman Hayes Renzi
Boustany Heller Reynolds
Brady (TX) Hensarling Rogers (AL)
Broun (GA) Herger Rogers (KY)
Brown (SC) Hobson Rogers (MI)
Brown-Waite, Hoekstra Rohrabacher
Ginny Hulshof Ros-Lehtinen
Buchanan Hunter Royce
Burgess Inglis (SC) Ryan (WI)
Burton (IN) Issa Sali
Buyer Jindal Schmidt
Calvert Jordan Sensenbrenner
Camp (MI) Keller Sessions
Campbell (CA) King (IA) Shadegg
Cannon King (NY) Shays
Cantor Kingston Shuster
Carter Kline (MN) Simpson
Chabot Knollenberg Smith (NE)
Coble Lamborn Smith (TX)
Cole (OK) Lewis (CA) Souder
Conaway Linder Stearns
Cubin Lucas Sullivan
Culberson Lungren, Daniel Tancredo
Davis (KY) E. Terry
Davis, David Mack Thornberry
Davis, Tom Manzullo Tiahrt
Deal (GA) Marchant Tiberi
Dent McCarthy (CA) Turner
Diaz-Balart, L. McCaul (TX) Upton
Diaz-Balart, M. McCrery Walberg
Doolittle McHenry Walden (OR)
Drake McKeon Wamp
Dreier McMorris Weldon (FL)
Duncan Rodgers Weller
Ehlers Mica Westmoreland
Everett Miller (FL) Whitfield
Fallin Miller, Gary Wicker
Feeney Moran (KS) Wilson (SC)
Flake Musgrave Young (FL)

NOES—254

Ackerman Bishop (NY) Cardoza
Allen Blumenuaer Carnahan
Altmire Bordallo Carney
Andrews Boren Carson
Arcuri Boswell Castle
Baca Boucher Castor
Baird Boyd (FL) Chandler
Baldwin Boyda (KS) Christensen
Barrow Brady (PA) Clay
Bean Braley (IA) Cleaver
Becerra Brown, Corrine Clyburn
Berkley Butterfield Cohen
Berman Capito Conyers
Berry Capps Cooper
Bishop (GA) Capuano Costa

Courtney Kilpatrick Rahall
Cramer Kind Rangel
Crowley Kirk Regula
Cuellar Klein (FL) Reyes
Cummings Kucinich Rodriguez
Davis (AL) Kuhl (NY) Roskam
Davis (CA) LaHood Ross
Davis (IL) Lampson Rothman
Davis, Lincoln Langevin Roybal-Allard
DeFazio Lantos Ruppersberger
DeGette Larsen (WA) Rush
Delahunt Larson (CT) Ryan (OH)
DeLauro Latham Salazar
Dicks LaTourette Sánchez, Linda
Dingell Lee T.
Doggett Levin Sanchez, Loretta
Donnelly Lewis (GA) Sarbanes
Doyle Lewis (KY) Saxton
Edwards Lipinski Schakowsky
Ellsworth LoBiondo Schiff
Emanuel Loeback Scott (GA)
Emerson Lofgren, Zoe Scott (VA)
Engel Lowey Serrano
English (PA) Lynch Sestak
Eshoo Mahoney (FL) Shea-Porter
Etheridge Maloney (NY) Sherman
Farr Markey Shimkus
Fattah Marshall Shuler
Ferguson Matheson Sires
Filner Matsui Skelton
Frank (MA) McCarthy (NY) Slaughter
Gerlach McCollum (MN) Smith (NJ)
Giffords McCotter Smith (WA)
Gilchrest McDermott Snyder
Gillibrand McHugh Solis
Gonzalez McIntyre Space
Gordon McNerney Spratt
Green, Al McNulty Stark
Green, Gene Meek (FL) Stupak
Grijalva Meeke (NY) Sutton
Hall (NY) Melancon Tanner
Hare Michaud Tauscher
Harman Miller (MI) Taylor
Hastings (FL) Miller (NC) Thompson (CA)
Herseth Sandlin Miller, George Thompson (MS)
Higgins Mitchell
Hill Mollohan Tierney
Hinchey Moore (KS) Towns
Hinojosa Moore (WI) Udall (CO)
Hirono Moran (VA) Udall (NM)
Hodes Murphy (CT) Van Hollen
Holden Murphy, Patrick Velazquez
Holt Murphy, Tim Visclosky
Honda Murtha Walsh (NY)
Hoolley Nadler Walz (MN)
Hoyer Napolitano Wasserman
Inslee Norton Schultz
Israel Oberstar Waters
Jackson (IL) Obey Watson
Jackson-Lee Oliver Watt
(TX) Ortiz Waxman
Jefferson Pallone Weiner
Johnson (GA) Pascrell Welch (VT)
Johnson (IL) Pastor Wexler
Johnson, E. B. Payne Wilson (NM)
Jones (NC) Perlmutter Wilson (OH)
Jones (OH) Peterson (MN) Wolf
Kagen Platts Woolsey
Kanjorski Pomeroy Wu
Kaptur Porter Wynn
Kildee Price (NC) Yarmuth

NOT VOTING—15

Abercrombie Ellison Kennedy
Clarke Faleomavaega McGovern
Costello Gutierrez Neal (MA)
Crenshaw Hastert Schwartz
Davis, Jo Ann Johnson, Sam Young (AK)

So the amendment was not agreed to.

109.32 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment numbered 3, printed in House Report 110-220, submitted by Mr. HENSARLING:

Page 33, line 16, after the first dollar amount, insert "(reduced by \$6,287,000)".

Page 33, line 17, after the first dollar amount, insert "(reduced by \$6,287,000)".

It was decided in the { Yeas ..... 90
negative ..... } Nays ..... 337

¶109.33 [Roll No. 804]

AYES—90

- Akin Fortuño Paul
Bachmann Fossella Pence
Bachus Foxx Petri
Barrett (SC) Franks (AZ) Pitts
Bartlett (MD) Garrett (NJ) Poe
Barton (TX) Gingrey Price (GA)
Biggett Granger Pryce (OH)
Bilbray Hastert Putnam
Blackburn Heller Radanovich
Boehner Hensarling Ramstad
Brady (TX) Herger Rohrabacher
Broun (GA) Hoekstra Ros-Lehtinen
Burgess Inglis (SC) Roskam
Burton (IN) Issa Royce
Buyer Jordan Ryan (WI)
Campbell (CA) Keller Sali
Cannon Kingston Sensenbrenner
Cantor Kline (MN) Sessions
Charter Lamborn Shadegg
Chabot Lungren, Daniel
Conaway E. Shays
Culberson Mack Smith (TX)
Davis, David Sullivan
Deal (GA) Marchant Tancredo
Diaz-Balart, L. McKeon Taylor
Diaz-Balart, M. McMorris Terry
Drake Rodgers Tiahrt
Dreier Miller (FL) Walberg
Duncan Miller, Gary Weldon (FL)
Feehey Myrick Westmoreland
Flake Nunes Wilson (SC)

NOES—337

- Abercrombie Cole (OK)
Ackerman Conyers Grijalva
Aderholt Cooper Gutierrez
Alexander Hall (NY)
Allen Costa Hall (TX)
Altmire Costello Hare
Andrews Courtney Harman
Arcuri Cramer Hastings (FL)
Baca Cubin Hastings (WA)
Baird Cuellar Hayes
Baker Herseth Sandlin
Baldwin Cummings
Barrow Davis (AL) Hill
Barrow Davis (CA)
Bean Davis (IL) Hinojosa
Becerra Davis (KY) Hirono
Berkley Davis, Lincoln
Berman Davis, Tom
Berry DeFazio Holden
Bilirakis DeGette Holt
Bishop (GA) Delahunt Honda
Bishop (NY) DeLauro Hooley
Bishop (UT) Dent Hoyer
Blumenauer Dicks Hulshof
Blunt Dingell Hunter
Bonner Doggett Inslee
Bono Donnelly Israel
Boozman Doolittle Jackson (IL)
Bordallo Doyle Jackson-Lee
Boren Edwards (TX)
Boswell Ehlers Jefferson
Boucher Ellison Jindal
Boustany Ellsworth Johnson (GA)
Boyd (FL) Emanuel Johnson (IL)
Boyd (KS) Emerson Johnson, E. B.
Brady (PA) Engel Jones (NC)
Braley (IA) English (PA) Jones (OH)
Brown (SC) Eshoo Kagen
Brown, Corrine Etheridge Kanjorski
Brown-Waite, Everett Kaptur
Ginny Fallon Kildee
Buchanan Farr Kilpatrick
Butterfield Fattah Kind
Calvert Ferguson King (IA)
Camp (MI) Filner King (NY)
Capito Forbes Kirk
Capps Fortenberry Klein (FL)
Capuano Frank (MA) Knollenberg
Cardoza Frelinghuysen Kucinich
Carmahan Gallegly Kuhl (NY)
Carney Gerlach LaHood
Carson Gilchrest Lampson
Castle Gillibrand Langevin
Castor Gillmor Lantos
Chandler Gohmert Larsen (WA)
Christensen Gonzalez Larson (CT)
Clay Goode Latham
Cleaver Goodlatte LaTourette
Clyburn Graves Lee
Coble Green, Al Levin
Cohen Green, Gene Lewis (CA)

- Lewis (GA) Obey Skelton
Lewis (KY) Olver Slaughter
Linder Ortiz Smith (NE)
Lipinski Pallone Smith (NJ)
LoBiondo Pascrell Smith (WA)
Loeb sack Pastor Snyder
Lofgren, Zoe Payne Solis
Lowey Pearce Souder
Lucas Perlmutter Space
Lynch Peterson (MN) Spratt
Mahoney (FL) Peterson (PA) Stark
Maloney (NY) Platts Stearns
Markey Pomeroy Stupak
Marshall Porter Sutton
Matheson Price (NC) Tanner
Matsui Rahall Tauscher
McCarthy (CA) Rangel Thompson (CA)
McCarthy (NY) Regula Thompson (MS)
McCaul (TX) Rehberg Thornberry
McCollum (MN) Reichert Tiberi
McCotter Renzi Tierney
McCrery Reyes Towns
McDermott Reynolds Turner
McGovern Rodriguez Udall (CO)
McHenry Rogers (AL) Udall (NM)
McHugh Rogers (KY) Upton
McIntyre Rogers (MI) Van Hollen
McNerney Ross Velázquez
McNulty Rothman Walden (OR)
Meek (FL) Roybal-Allard Walsh (NY)
Meeks (NY) Ruppersberger Walz (MN)
Melancon Rush Wamp
Mica Ryan (OH) Wasserman
Michaud Salazar Sánchez, Linda
Miller (MI) Miller (NC) T.
Miller, George Sanchez, Loretta
Mitchell Sarbanes Watson
Mollohan Saxton Watt
Moore (KS) Schakowsky Waxman
Moore (WI) Schiff Weiner
Moran (KS) Schmidt Welch (VT)
Moran (VA) Schwartz Weller
Murphy (CT) Scott (GA) Wexler
Murphy, Patrick Scott (VA) Whitfield
Murphy, Tim Serrano Wicker
Murtha Sestak Wilson (NM)
Musgrave Shea-Porter Wilson (OH)
Nadler Sherman Wolf
Napolitano Shimkus Woolsey
Neal (MA) Shuler Wu
Neugebauer Shuster Wynn
Norton Simpson Yarmuth
Oberstar Sires Young (FL)

NOT VOTING—10

- Clarke Giffords Pickering
Crenshaw Gordon Young (AK)
Davis, Jo Ann Johnson, Sam
Faleomavaega Kennedy

So the amendment was not agreed to.

¶109.34 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment numbered 4, printed in House Report 110-220, submitted by Mr. HENSARLING:

Page 48, line 12, after the first dollar amount, insert "(reduced by \$8,910,000)".

It was decided in the { Yeas ..... 66
negative ..... } Nays ..... 360

¶109.35 [Roll No. 805]

AYES—66

- Akin Deal (GA) Kingston
Bachmann Drake Kline (MN)
Barrett (SC) Dreier Lamborn
Bartlett (MD) Duncan Mack
Barton (TX) Ehlers Marchant
Bilbray Feeney McCarthy (CA)
Blackburn Flake McKeon
Boehner Fossella Miller (FL)
Broun (GA) Foxx Miller, Gary
Brown-Waite, Ginny Myrick
Garrett (NJ) Paul
Buyer Pence
Cannon Gohmert Petri
Cantor Hensarling Poe
Chabot Inglis (SC) Price (GA)
Coble Jordan Rohrabacher
Culberson Keller Roskam

- Royce Shadegg Weldon (FL)
Ryan (WI) Shays Westmoreland
Sali Sullivan Wilson (SC)
Sensenbrenner Tancredo
Sessions Taylor

NOES—360

- Abercrombie Edwards LaTourette
Ackerman Ellison Lee
Aderholt Ellsworth Levin
Alexander Emanuel Lewis (CA)
Allen Emerson Lewis (GA)
Altmire Engel Lewis (KY)
Andrews English (PA) Linder
Arcuri Eshoo Lipinski
Baca Etheridge LoBiondo
Bachus Everett Loeb sack
Baird Fallon Lofgren, Zoe
Baker Farr Lowey
Baldwin Fattah Lucas
Barrow Ferguson Lungren, Daniel
Bean Filner E.
Becerra Forbes Lynch
Berkley Fortenberry Mahoney (FL)
Berman Fortuño Maloney (NY)
Berry Frank (MA) Manzullo
Biggett Frelinghuysen Markey
Bilirakis Gallegly Marshall
Bishop (GA) Gerlach Matheson
Bishop (NY) Giffords Matsui
Blunt Gilchrest McCarthy (NY)
Bonner Gillibrand McCaul (TX)
Bono Gillmor McCollum (MN)
Boozman Gonzalez McCotter
Bordallo Goode McCrery
Boren Goodlatte McDermott
Boswell Gordon McGovern
Boucher Granger McHenry
Boustany Graves McIntyre
Boyd (FL) Green, Al McMorris
Boyd (KS) Green, Gene Rodgers
Brady (PA) Grijalva McNerney
Brady (TX) Gutierrez McNulty
Braley (IA) Hall (NY) Meek (FL)
Brown (SC) Hare Meeks (NY)
Buchanan Harman Melancon
Burgess Hastert Mica
Burton (IN) Hastings (FL) Michaud
Butterfield Hastings (WA) Miller (MI)
Calvert Hayes Miller (NC)
Camp (MI) Heller Miller, George
Capito Herger Mitchell
Capps Herseth Sandlin Mollohan
Capuano Higgins Moore (KS)
Cardoza Hill Moore (WI)
Carnahan Hinojosa Moran (KS)
Carney Hobson Moran (VA)
Carson Hodes Murphy (CT)
Carter Hoekstra Murphy, Patrick
Castle Holden Murtha
Castor Holt Musgrave
Chandler Honda Nadler
Christensen Hooley Napolitano
Clay Hoyer Neal (MA)
Cleaver Hulshof Neugebauer
Clyburn Hunter Norton
Cohen Inslee Nunes
Cole (OK) Israel Oberstar
Conaway Issa Obey
Conyers Jackson (IL) Olver
Cooper Jackson-Lee Ortiz
Costa (TX) Pallone
Costello Jefferson Pascrell
Courtney Jindal Pastor
Cramer Johnson (GA) Payne
Crowley Johnson (IL) Pearce
Cubin Johnson, E. B. Perlmutter
Cuellar Jones (NC) Peterson (MN)
Cummings Jones (OH) Peterson (PA)
Davis (AL) Kagen Pickering
Davis (CA) Kanjorski Pitts
Davis (IL) Kaptur Platts
Davis (KY) Kildee Pomeroy
Davis, David Kilpatrick Porter
Davis, Lincoln Kind Price (NC)
Davis, Tom King (IA) Pryce (OH)
DeFazio King (NY) Radanovich
DeGette Kirk Rahall
Delahunt Klein (FL) Ramstad
DeLauro Knollenberg Rangel
Dent Kucinich Regula
Diaz-Balart, L. Kuhl (NY) Rehberg
Diaz-Balart, M. LaHood Reichert
Dicks Lampson Renzi
Dingell Langevin Reyes
Doggett Lantos Reynolds
Donnelly Larsen (WA) Rodriguez
Doolittle Larson (CT) Rogers (AL)
Doyle Latham Rogers (KY)



Rogers (MI) Skelton  
 Ros-Lehtinen Slaughter  
 Ross Smith (NE)  
 Rothman Smith (NJ)  
 Roybal-Allard Smith (TX)  
 Ruppersberger Smith (WA)  
 Rush Snyder  
 Ryan (OH) Solis  
 Salazar Souder  
 Sánchez, Linda Space  
 T. Spratt  
 Sanchez, Loretta Stark  
 Sarbanes Stearns  
 Saxton Stupak  
 Schakowsky Sutton  
 Schiff Tanner  
 Schmidt Tauscher  
 Schwartz Terry  
 Scott (GA) Thompson (CA)  
 Scott (VA) Thompson (MS)  
 Serrano Thornberry  
 Sestak Tiaht  
 Shea-Porter Tiberi  
 Sherman Tierney  
 Shimkus Towns  
 Shuler Turner  
 Shuster Udall (CO)  
 Simpson Udall (NM)  
 Sires Upton

NOT VOTING—11

Bishop (UT) Davis, Jo Ann  
 Blumenauer Faleomavaega  
 Clarke Hirono  
 Crenshaw Johnson, Sam

So the amendment was not agreed to.

¶109.36 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment numbered 5, printed in House Report 110-220, submitted by Mr. KINGSTON:

Strike section 726.

It was decided in the { Yeas ..... 146  
 negative ..... } Nays ..... 283

¶109.37 [Roll No. 806]

AYES—146

Alexander Etheridge  
 Andrews Fallin  
 Bachmann Feeney  
 Bachus Ferguson  
 Baker Fossella  
 Barrett (SC) Frelinghuysen  
 Barton (TX) Gallegly  
 Bean Gerlach  
 Biggert Gingrey  
 Bilbray Gohmert  
 Bilirakis Graves  
 Bishop (UT) Hall (TX)  
 Blackburn Hastert  
 Blunt Hayes  
 Boehner Herger  
 Boustany Hill  
 Brown-Waite, Hobson  
 Ginny Hoekstra  
 Burgess Holt  
 Butterfield Honda  
 Buyer Hulshof  
 Calvert Inglis (SC)  
 Camp (MI) Issa  
 Campbell (CA) Jefferson  
 Cannon Johnson (IL)  
 Cantor Johnson, E. B.  
 Carter Jones (OH)  
 Christensen Jordan  
 Clyburn King (NY)  
 Coble Kline (MN)  
 Cole (OK) Knollenberg  
 Conaway Lamborn  
 Cubin Latham  
 Davis (KY) Lewis (KY)  
 Davis, David LoBiondo  
 Deal (GA) Lofgren, Zoe  
 DeGette Lucas  
 Dent Lungren, Daniel  
 Diaz-Balart, L. E.  
 Diaz-Balart, M. Marchant  
 Dingell Matheson  
 Doolittle McCarthy (CA)  
 Drake McCaul (TX)  
 Dreier McCotter  
 Ellsworth McCrery  
 Eshoo McHenry

Upton Walberg  
 Walberg Walden (OR)  
 Visclosky Walsh (OR)  
 Walberg Walsh (NY)  
 Walden (OR) Walsh (NY)  
 Walsh (MN) Wamp  
 Wasserman Wasserman  
 Schultz Waters  
 Watson Watson  
 Watt Watt  
 Waxman Waxman  
 Weiner Weiner  
 Welch (VT) Welch (VT)  
 Weller Weller  
 Wexler Wexler  
 Whitfield Whitfield  
 Wicker Wicker  
 Wilson (NM) Wilson (NM)  
 Wilson (OH) Wilson (OH)  
 Wolf Wolf  
 Woolsey Woolsey  
 Wu Wu  
 Wynn Wynn  
 Yarmuth Yarmuth  
 Young (FL) Young (FL)

NOES—283

Abercrombie Gillibrand  
 Ackerman Gillmor  
 Aderholt Gonzalez  
 Akin Goode  
 Allen Goodlatte  
 Altmire Gordon  
 Arcuri Granger  
 Baca Green, Al  
 Baird Green, Gene  
 Baldwin Grijalva  
 Berman Gutierrez  
 Berry Hall (NY)  
 Bishop (GA) Hare  
 Bishop (NY) Harman  
 Blumenauer Hastings (FL)  
 Bonner Hastings (WA)  
 Bono Heller  
 Boozman Herseth Sandlin  
 Bordallo Hignite  
 Boren Hirono  
 Boswell Hodes  
 Boucher Holden  
 Boyd (FL) Hooley  
 Boyda (KS) Hoyer  
 Brady (PA) Hunter  
 Brady (TX) Inslee  
 Braley (IA) Israel  
 Broun (GA) Jackson (IL)  
 Brown (SC) Jackson-Lee  
 Brown, Corrine (TX)  
 Buchanan Jindal  
 Burton (IN) Johnson (GA)  
 Capito Jones (NC)  
 Capps Kagen  
 Capuano Kanjorski  
 Cardoza Kaptur  
 Carmahan Keller  
 Carney Kildee  
 Carson Kilpatrick  
 Castle Kind  
 Castor King (IA)  
 Chabot Kingston  
 Chandler Kirk  
 Clay Kucinich  
 Cleaver Kuhl (NY)  
 Cohen LaHood  
 Conyers Lampson  
 Cooper Langvin  
 Costa Lantoso  
 Costello Larsen (WA)  
 Courtney Larson (CT)  
 Cramer LaTourette  
 Crowley Lee  
 Cuellar Levin  
 Culberson Lewis (CA)  
 Cummings Lewis (GA)  
 Davis (AL) Linder  
 Davis (CA) Lipinski  
 Davis (IL) Loebsack  
 Davis, Lincoln Lowey  
 Davis, Tom Lynch  
 DeFazio Mack  
 DeLauro Mahoney (FL)  
 Delahunt Maloney (NY)  
 Dicks Manullo  
 Doggett Markey  
 Donnelly Marshall  
 Doyle Matsui  
 Duncan McCarthy (NY)  
 Edwards McCollum (MN)  
 Ehlers McDermott  
 Ellison McGovern  
 Emanuel McKeon  
 Emerson McMorris  
 Engel Rodgers  
 English (PA) McNeerney  
 Everett McNulty  
 Farr Micca  
 Fattah Michaud  
 Filner Miller (MI)  
 Flake Miller (NC)  
 Forbes Miller, George  
 Fortenberry Mitchell  
 Fortuño Mollohan  
 Foyx Moore (KS)  
 Frank (MA) Moore (WI)  
 Franks (AZ) Moran (KS)  
 Garrett (NJ) Moran (VA)  
 Giffords Murphy (CT)  
 Gilchrest Murphy, Tim

Wilson (SC) Wilson (OH)  
 Young (FL) Wolf  
 Woolsey Wu  
 Wynn Yarmuth

NOT VOTING—8

Clarke Faleomavaega  
 Crenshaw Johnson, Sam  
 Davis, Jo Ann Kennedy  
 McHugh  
 Young (AK)

So the amendment was not agreed to.

¶109.38 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment numbered 6, printed in House Report 110-220, submitted by Mr. KINGSTON:

At the end of the bill (before the short title), insert the following:

TITLE VIII—ADDITIONAL GENERAL PROVISIONS

SEC. 801. None of the funds made available in this Act shall be used to pay the salaries or expenses of any employee of the Department of Agriculture who would require contracts to construct renewable energy systems to be carried out in compliance with the provisions of the Davis-Bacon Act.

It was decided in the { Yeas ..... 152  
 negative ..... } Nays ..... 278

¶109.39 [Roll No. 807]

AYES—152

Aderholt Fortenberry  
 Akin Foss  
 Bachmann Franks (AZ)  
 Bachus Frelinghuysen  
 Baker Gallegly  
 Barrett (SC) Garrett (NJ)  
 Bartlett (MD) Gillmor  
 Barton (TX) Gingrey  
 Ryan (WI) Gohmert  
 Salazar Goode  
 Sánchez, Linda Goodlatte  
 T. Blackburn  
 Sanchez, Loretta Blunt  
 Sarbanes Boehner  
 Schakowsky Bonner  
 Schiff Bono  
 Schwartz Boozman  
 Scott (VA) Boustany  
 Sensenbrenner Brady (TX)  
 Serrano Broun (GA)  
 Shadegg Brown (SC)  
 Shays Buchanan  
 Shea-Porter Burgess  
 Sherman Burton (IN)  
 Simpson Buyer  
 Skelton Calvert  
 Slaughter Camp (MI)  
 Smith (NJ) Campbell (CA)  
 Smith (TX) Cannon  
 Snyder Cantor  
 Solis Carter  
 Space Chabot  
 Spratt Coble  
 Stark Cole (OK)  
 Stearns Conaway  
 Stupak Cubin  
 Sutton Culberson  
 Tancredo Davis (KY)  
 Tauscher Davis, David  
 Taylor Davis, Tom  
 Thornberry Deal (GA)  
 Tiberi Dent  
 Tierney Doolittle  
 Towns Drake  
 Udall (NM) Dreier  
 Van Hollen Duncan  
 Velázquez Ehlert  
 Visclosky Everett  
 Walz (MN) Fallin  
 Wamp Feeney  
 Wasserman Flake  
 Schultz Forbes

NOES—278

Abercrombie Baca  
 Ackerman Baird  
 Alexander Baldwin  
 Allen Barrow  
 Altmire Bean  
 Andrews Becerra  
 Arcuri Berkley

Miller (FL)  
 Miller, Gary  
 Moran (KS)  
 Musgrave  
 Myrick  
 Neugebauer  
 Nunes  
 Paul  
 Pearce  
 Pence  
 Peterson (PA)  
 Pickering  
 Pitts  
 Platts  
 Poe  
 Price (GA)  
 Pryce (OH)  
 Putnam  
 Radanovich  
 Ramstad  
 Rogers (AL)  
 Rogers (KY)  
 Rogers (MI)  
 Rohrabacher  
 Royce  
 Sali  
 Sensenbrenner  
 Sessions  
 Shadegg  
 Shuster  
 Smith (NE)  
 Smith (TX)  
 Souder  
 Stearns  
 Sullivan  
 Tancredo  
 Terry  
 Thornberry  
 Tiaht  
 Tiberi  
 Walberg  
 Wamp  
 Weldon (FL)  
 Westmoreland  
 Whitfield  
 Wicker  
 Wilson (NM)  
 Wilson (SC)  
 Wolf  
 Young (FL)

Boren  
Boswell  
Boucher  
Boyd (FL)  
Boyd (KS)  
Brady (PA)  
Braley (IA)  
Brown, Corrine  
Brown-Waite,  
Ginny  
Butterfield  
Capito  
Capps  
Capuano  
Cardoza  
Carnahan  
Carney  
Carson  
Castle  
Castor  
Chandler  
Christensen  
Clay  
Cleaver  
Clyburn  
Cohen  
Conyers  
Cooper  
Costa  
Costello  
Courtney  
Cramer  
Crowley  
Cuellar  
Cummings  
Davis (AL)  
Davis (CA)  
Davis (IL)  
Davis, Lincoln  
DeFazio  
DeGette  
Delahunt  
DeLauro  
Diaz-Balart, L.  
Diaz-Balart, M.  
Dicks  
Dingell  
Doggett  
Donnelly  
Doyle  
Edwards  
Ellison  
Ellsworth  
Emanuel  
Emerson  
Engel  
English (PA)  
Eshoo  
Etheridge  
Farr  
Fattah  
Ferguson  
Filner  
Fortuño  
Fossella  
Frank (MA)  
Gerlach  
Giffords  
Gilchrest  
Gillibrand  
Gonzalez  
Gordon  
Green, Al  
Green, Gene  
Grijalva  
Gutierrez  
Hall (NY)  
Hare  
Harman  
Hastings (FL)  
Herseht Sandlin  
Higgins  
Hill  
Hinchev  
Hinojosa  
Hirono  
Hodes

Holden  
Holt  
Honda  
Hooley  
Hoyer  
Insee  
Israel  
Jackson (IL)  
Jackson-Lee  
(TX)  
Jefferson  
Johnson (GA)  
Johnson (IL)  
Johnson, E. B.  
Jones (OH)  
Kagen  
Kanjorski  
Kaptur  
Kildee  
Kilpatrick  
Kind  
King (NY)  
Kirk  
Klein (FL)  
Kucinich  
Kuhl (NY)  
LaHood  
Lampson  
Langevin  
Lantos  
Larsen (WA)  
Larson (CT)  
LaTourette  
Lee  
Levin  
Lewis (CA)  
Lewis (GA)  
Lipinski  
LoBiondo  
Loebsack  
Lofgren, Zoe  
Lowey  
Lynch  
Mahoney (FL)  
Maloney (NY)  
Markey  
Marshall  
Matheson  
Matsui  
McCarthy (NY)  
McCollum (MN)  
McCotter  
McDermott  
McGovern  
McHugh  
McIntyre  
McNerney  
McNulty  
Meek (FL)  
Meeke (NY)  
Melancon  
Michaud  
Miller (MI)  
Miller (NC)  
Miller, George  
Mitchell  
Mollohan  
Moore (KS)  
Moore (WI)  
Moran (VA)  
Murphy (CT)  
Murphy, Patrick  
Murphy, Tim  
Murtha  
Nadler  
Napolitano  
Neal (MA)  
Norton  
Oberstar  
Obey  
Oliver  
Ortiz  
Pallone  
Pascrell  
Pastor  
Payne  
Perlmutter

Peterson (MN)  
Petri  
Pomeroy  
Porter  
Price (NC)  
Rahall  
Rangel  
Regula  
Rehberg  
Reichert  
Renzi  
Reyes  
Reynolds  
Rodriguez  
Ros-Lehtinen  
Roskam  
Ross  
Rothman  
Roybal-Allard  
Ruppersberger  
Rush  
Ryan (OH)  
Ryan (WI)  
Salazar  
Sanchez, Linda  
T.  
Sanchez, Loretta  
Sarbanes  
Saxton  
Schakowsky  
Schiff  
Schmidt  
Schwartz  
Scott (GA)  
Scott (VA)  
Serrano  
Sestak  
Lewis (GA)  
Shays  
Shea-Porter  
Sherman  
Shimkus  
Shuler  
Simpson  
Sires  
Skelton  
Slaughter  
Smith (NJ)  
Smith (WA)  
Snyder  
Solis  
Space  
Spratt  
Stark  
Stupak  
Sutton  
Tanner  
Tauscher  
Taylor  
Thompson (CA)  
Thompson (MS)  
Tierney  
Towns  
Turner  
Udall (CO)  
Udall (NM)  
Upton  
Van Hollen  
Velázquez  
Viscosky  
Walden (OR)  
Walsh (NY)  
Walz (MN)  
Wasserman  
Schultz  
Waters  
Watson  
Watt  
Waxman  
Weiner  
Welch (VT)  
Weller  
Wexler  
Wilson (OH)  
Woolsey  
Wu  
Wynn  
Yarmuth

NOT VOTING—7

Clarke  
Crenshaw  
Davis, Jo Ann

Faleomavaega  
Johnson, Sam  
Kennedy

Young (AK)

So the amendment was not agreed to.

109.40 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment

numbered 7, printed in of House Report 110-220, submitted by Mr. JORDAN of Ohio:

At the end of the bill (before the short title), insert the following:

SEC. \_\_\_\_ . Each amount appropriated or otherwise made available by this Act that is not required to be appropriated or otherwise made available by a provision of law is hereby reduced by 5.5 percent.

It was decided in the { Yeas ..... 146  
negative ..... } Nays ..... 284

109.41 [Roll No. 808]

AYES—146

Aderholt  
Akin  
Bachmann  
Bachus  
Baker  
Barrett (SC)  
Bartlett (MD)  
Barton (TX)  
Biggett  
Bilbray  
Bilirakis  
Bishop (UT)  
Blackburn  
Blunt  
Boehner  
Bonner  
Bono  
Brady (TX)  
Broun (GA)  
Brown (SC)  
Buchanan  
Burgess  
Burton (IN)  
Buyer  
Calvert  
Camp (MI)  
Campbell (CA)  
Cannon  
Cantor  
Carter  
Chabot  
Issa  
Jones (NC)  
Jordan  
Keller  
King (IA)  
Kingston  
Kline (MN)  
Lamborn  
Lewis (CA)  
Lewis (KY)  
Linder  
Lungren, Daniel  
E.  
Mack  
Cubin  
Culberson  
Davis (KY)  
Davis, David  
Davis, Tom  
Deal (GA)  
Diaz-Balart, L.  
Diaz-Balart, M.  
Drake  
Dreier  
Duncan  
English (PA)  
Everett  
Feeney  
Flake  
Fortuño

Fossella  
Foxy  
Franks (AZ)  
Gallegly  
Garrett (NJ)  
Gingrey  
Gohmert  
Goode  
Goodlatte  
Granger  
Hall (TX)  
Hastert  
Hastings (WA)  
Hayes  
Heller  
Hensarling  
Herger  
Hoekstra  
Hunter  
Inglis (SC)  
Issa  
Ryan (WI)  
Sali  
Schmidt  
Sensenbrenner  
Sessions  
Shadegg  
Shays  
Shimkus  
Shuster  
Smith (NE)  
Smith (TX)  
Stearns  
Sullivan  
Tancredo  
Taylor  
Terry  
Thornberry  
Tiahrt  
Tiberi  
Upton  
Walberg  
Wamp  
Weldon (FL)  
Weller  
Westmoreland  
Whitfield  
Wicker  
Wilson (SC)

Myrick  
Nunes  
Paul  
Pearce  
Pence  
Petri  
Pickering  
Pitts  
Poe  
Price (GA)  
Putnam  
Radanovich  
Ramstad  
Reynolds  
Rogers (KY)  
Rogers (MI)  
Rohrabacher  
Ros-Lehtinen  
Roskam  
Royce  
Ryan (WI)  
Sali  
Schmidt  
Sensenbrenner  
Sessions  
Shadegg  
Shays  
Shimkus  
Shuster  
Smith (NE)  
Smith (TX)  
Stearns  
Sullivan  
Tancredo  
Taylor  
Terry  
Thornberry  
Tiahrt  
Tiberi  
Upton  
Walberg  
Wamp  
Weldon (FL)  
Weller  
Westmoreland  
Whitfield  
Wicker  
Wilson (SC)

NOES—284

Abercrombie  
Ackerman  
Alexander  
Allen  
Altmire  
Andrews  
Arcuri  
Baca  
Baird  
Baldwin  
Barrow  
Bean  
Becerra  
Berkley  
Berman  
Berry  
Bishop (GA)  
Bishop (NY)  
Blumenauer  
Boozman  
Bordallo  
Cooper  
Conyers  
Cooper  
Boren  
Boswell  
Boucher  
Boustany  
Boyd (FL)  
Boyd (KS)  
Brady (PA)  
Braley (IA)

Brown, Corrine  
Brown-Waite,  
Ginny  
Butterfield  
Capito  
Capps  
Capuano  
Cardoza  
Carnahan  
Carney  
Carson  
Castle  
Castor  
Chandler  
Christensen  
Clay  
Cleaver  
Clyburn  
Cohen  
Conyers  
Cooper  
Boren  
Boswell  
Boucher  
Boustany  
Boyd (FL)  
Boyd (KS)  
Brady (PA)  
Braley (IA)

Davis (CA)  
Davis (IL)  
Davis, Lincoln  
DeFazio  
DeGette  
Delahunt  
DeLauro  
Dent  
Dicks  
Dingell  
Doggett  
Donnelly  
Doolittle  
Doyle  
Edwards  
Ehlers  
Ellison  
Emanuel  
Emerson  
Engel  
Eshoo  
Etheridge  
Fallin  
Farr  
Fattah  
Ferguson  
Filner  
Forbes

Fortenberry  
Frank (MA)  
Frelinghuysen  
Gerlach  
Giffords  
Gilchrest  
Gillibrand  
Gillmor  
Gonzalez  
Gordon  
Graves  
Green, Al  
Green, Gene  
Grijalva  
Gutierrez  
Hall (NY)  
Hare  
Harman  
Hastings (FL)  
Herseht Sandlin  
Higgins  
Hill  
Hinchev  
Hinojosa  
Hirono  
Hobson  
Hodes  
Hodel  
Holt  
Honda  
Hooley  
Hoyer  
Hulshof  
Insee  
Israel  
Jackson (IL)  
Jackson-Lee  
(TX)  
Jefferson  
Jindal  
Johnson (GA)  
Johnson (IL)  
Johnson, E. B.  
Jones (OH)  
Kagen  
Kanjorski  
Kaptur  
Kennedy  
Kildee  
Kilpatrick  
Kind  
King (NY)  
Kirk  
Klein (FL)  
Knollenberg  
Kucinich  
Kuhl (NY)  
LaHood  
Lampson  
Langevin  
Lantos  
Larsen (WA)  
Larson (CT)  
Latham  
LaTourette  
Lee  
Levin

Lewis (GA)  
Lipinski  
LoBiondo  
Loebsack  
Lofgren, Zoe  
Lowey  
Lucas  
Lynch  
Maloney (NY)  
Markey  
Marshall  
Matheson  
Matsui  
McCarthy (NY)  
McCollum (MN)  
McDermott  
McGovern  
McHugh  
McIntyre  
McNerney  
McNulty  
Meek (FL)  
Meeke (NY)  
Melancon  
Michaud  
Miller (NC)  
Miller, George  
Mitchell  
Mollohan  
Moore (KS)  
Moore (WI)  
Moran (KS)  
Moran (VA)  
Murphy (CT)  
Murphy, Tim  
Murtha  
Muggrave  
Nadler  
Napolitano  
Neal (MA)  
Neugebauer  
Norton  
Oberstar  
Obey  
Oliver  
Ortiz  
Pallone  
Pascrell  
Kildee  
Payne  
Perlmutter  
Peterson (MN)  
Peterson (PA)  
Platts  
Pomeroy  
Porter  
Price (NC)  
Pryce (OH)  
Rahall  
Rangel  
Regula  
Rehberg  
Reichert  
Renzi  
Reyes  
Rodriguez  
Rogers (AL)

Ross  
Rothman  
Roybal-Allard  
Ruppersberger  
Rush  
Ryan (OH)  
Salazar  
Sanchez, Linda  
T.  
Sanchez, Loretta  
Sarbanes  
Saxton  
Schakowsky  
Schiff  
Schwartz  
Scott (GA)  
Scott (VA)  
Serrano  
Sestak  
Shea-Porter  
Sherman  
Shuler  
Simpson  
Sires  
Skelton  
Slaughter  
Smith (NJ)  
Smith (WA)  
Snyder  
Solis  
Souder  
Space  
Spratt  
Stark  
Stupak  
Sutton  
Tanner  
Tauscher  
Thompson (CA)  
Thompson (MS)  
Tierney  
Towns  
Turner  
Udall (CO)  
Udall (NM)  
Van Hollen  
Velázquez  
Viscosky  
Walden (OR)  
Walsh (NY)  
Walz (MN)  
Waters  
Watson  
Watt  
Waxman  
Weiner  
Welch (VT)  
Wexler  
Wilson (NH)  
Wilson (OH)  
Wolf  
Woolsey  
Wu  
Wynn  
Yarmuth  
Young (FL)

NOT VOTING—7

Clarke  
Crenshaw  
Davis, Jo Ann

Faleomavaega  
Johnson, Sam

Wasserman  
Schultz  
Young (AK)

So the amendment was not agreed to.

109.42 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment numbered 8, printed in House Report 110-220, submitted by Mr. FLAKE:

At the end of the bill (before the short title), insert the following:

SEC. \_\_\_\_ . (a) LIMITATION ON USE OF FUNDS.—None of the funds in this Act shall be available to the Auburn University for the Catfish Pathogen Genomic Project, Auburn, AL.

(b) CORRESPONDING REDUCTION OF FUNDS.—The amount otherwise provided by this Act for “Agricultural Research Service—Salaries and Expenses” is hereby reduced by \$878,046.

It was decided in the { Yeas ..... 74  
negative ..... } Nays ..... 357

¶109.43 [Roll No. 809]

AYES—74

Akin Franks (AZ) Petri  
Bachmann Garrett (NJ) Pitts  
Barrett (SC) Gillmor  
Barton (TX) Hastert  
Bean Heller  
Biggert Hensarling  
Bilirakis Hunter  
Blackburn Inglis (SC)  
Broun (GA) Issa  
Buchanan Jordan  
Burgess Keller  
Buyer Kline (MN)  
Campbell (CA) Lamborn  
Cannon Linder  
Chabot Lungren, Daniel  
Coble E.  
Conaway Mack  
Cooper Matheson  
Deal, David McCarthy (CA)  
Deval (GA) Mica  
Dreier Miller (FL)  
Duncan Myrick  
Feeney Nunes  
Flake Pearce  
Fossella Pence

NOES—357

Abercrombie Costa  
Ackerman Costello  
Aderholt Courtney  
Alexander Cramer  
Allen Crowley  
Altmire Cubin  
Andrews Cuellar  
Arcuri Culbertson  
Baca Cummings  
Bachus Davis (AL)  
Baird Davis (CA)  
Baker Davis (IL)  
Baldwin Davis (KY)  
Barrow Davis, Lincoln  
Bartlett (MD) Davis, Tom  
Becerra DeFazio  
Berkley DeGette  
Berman Delahunt  
Berry DeLauro  
Bilbray Dent  
Bishop (GA) Diaz-Balart, L.  
Bishop (NY) Diaz-Balart, M.  
Bishop (UT) Dicks  
Blumenauer Dingell  
Blunt Doggett  
Boehner Donnelly  
Bonner Doolittle  
Bono Doyle  
Boozman Drake  
Bordallo Jackson-Lee  
Boren Edwards  
Boswell Ehlers  
Boucher Ellison  
Boustany Ellsworth  
Boyd (FL) Emanuel  
Boyd (KS) Emerson  
Brady (PA) Engel  
Brady (TX) English (PA)  
Braley (IA) Eshoo  
Brown (SC) Etheridge  
Brown, Corrine Everett  
Brown-Waite, Fallin  
Ginny Farr  
Burton (IN) Fattah  
Butterfield Fergusson  
Calvert Filner  
Camp (MI) Forbes  
Cantor Fortenberry  
Capito Fortuño  
Capuano Fossella  
Cardoza Frelinghuysen  
Carnahan Gallegly  
Carney Gerlach  
Carson Giffords  
Carter Gilchrist  
Castle Gillibrand  
Castor Gingrey  
Chandler Gohmert  
Christensen Gonzalez  
Clay Goode  
Cleaver Goodlatte  
Clyburn Gordon  
Cohen Granger  
Cole (OK) Graves  
Conyers Green, Al

LoBiondo Ortiz  
Loebsack Pallone  
Lofgren, Zoe Pascrell  
Lowe Pastor  
Lucas Paul  
Lynch Payne  
Mahoney (FL) Perlmutter  
Maloney (NY) Peterson (MN)  
Manzullo Peterson (PA)  
Marchant Pickering  
Markey Platts  
Marshall Pomeroy  
Matsui Porter  
McCarthy (NY) Price (NC)  
McCaul (TX) Pryce (OH)  
McCollum (MN) Putnam  
McCotter Radanovich  
McCrery Rahall  
McDermott Rangel  
McGovern Regula  
McHenry Rehberg  
McHugh Reichert  
McIntyre Renzi  
McKeon Reyes  
McMorris Reynolds  
Rodgers Rodriguez  
McNerney Rogers (AL)  
McNulty Rogers (KY)  
Meek (FL) Rogers (MI)  
Meeks (NY) Ros-Lehtinen  
Melancon Roskam  
Michaud Ross  
Miller (MI) Rothman  
Miller (NC) Roybal-Allard  
Miller, Gary Ruppertsberger  
Miller, George Rush  
Mitchell Ryan (OH)  
Mollohan Salazar  
Moore (KS) Sánchez, Linda  
Moore (WI) T.  
Moran (KS) Sanchez, Loretta  
Moran (VA) Sarbanes  
Murphy (CT) Saxton  
Murphy, Patrick Schakowsky  
Murphy, Tim Schiff  
Murtha Schmidt  
Musgrave Schwartz  
Nadler Scott (GA)  
Napolitano Scott (VA)  
Neal (MA) Serrano  
Neugebauer Sestak  
Norton Shays  
Oberstar Shea-Porter  
Obey Sherman  
Oliver Shuler

NOT VOTING—6  
Clarke Davis, Jo Ann Johnson, Sam  
Crenshaw Faleomavaega Young (AK)

So the amendment was not agreed to.

¶109.44 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment numbered 9, printed in House Report 110-220, submitted by Mr. FLAKE:

At the end of the bill (before the short title), insert the following:

SEC. \_\_\_\_\_. (a) LIMITATION ON USE OF FUNDS.—None of the funds in this Act shall be available to Cornell University for Grape Genetics research, Geneva, NY.

(b) CORRESPONDING REDUCTION OF FUNDS.—The amount otherwise provided by this Act for “Agricultural Research Service—Salaries and Expenses” is hereby reduced by \$628,843.

It was decided in the { Yeas ..... 76  
negative ..... } Nays ..... 353

¶109.45 [Roll No. 810]

AYES—76

Akin Buchanan Deal (GA)  
Bachmann Burgess Dreier  
Barrett (SC) Buyer Duncan  
Barrow Campbell (CA) Feeney  
Cannon Barton (TX) Flake  
Bean Cantor Franks (AZ)  
Biggert Castle Garrett (NJ)  
Bilirakis Chabot Gingrey  
Bishop (UT) Coble Gohmert  
Blackburn Cooper Hastert  
Broun (GA) Davis, David Heller

Hensarling Myrick  
Inglis (SC) Pearce  
Issa Shadegg  
Jindal Pence  
Jordan Petri  
King (IA) Pitts  
Kline (MN) Poe  
Lamborn Price (GA)  
Linder Ramstad  
Lungren, Daniel Rohrabacher  
E. Roskam  
Mack Royce  
Marshall Ryan (WI)  
Matheson Sali  
Miller (FL) Schmidt

NOES—353

Abercrombie Diaz-Balart, L.  
Ackerman Diaz-Balart, M.  
Aderholt Dicks  
Alexander Dingell  
Allen Doggett  
Altmire Donnelly  
Andrews Doolittle  
Arcuri Doyle  
Baca Drake  
Bachus Edwards  
Baird Ehlers  
Baker Ellison  
Baldwin Ellsworth  
Bartlett (MD) Emanuel  
Becerra Emerson  
Berkley Engel  
Berman English (PA)  
Berry Eshoo  
Bilbray Etheridge  
Bishop (GA) Everett  
Bishop (NY) Fallin  
Bishop (UT) Farr  
Blumenauer Fattah  
Blunt Ferguson  
Boehner Filner  
Bonner Forbes  
Bono Fortenberry  
Boozman Fortuño  
Bordallo Lewis (KY)  
Boren Fossella  
Boswell LoBiondo  
Boucher Frank (MA)  
Boustany Frelinghuysen  
Boyd (FL) Gallegly  
Boyd (KS) Gerlach  
Brady (PA) Giffords  
Brady (TX) Gilchrist  
Braley (IA) Gillibrand  
Brown (SC) Gillmor  
Brown, Corrine Gonzalez  
Brown-Waite, Goode  
Ginny Goodlatte  
Burton (IN) Gordon  
Butterfield Granger  
Calvert Graves  
Camp (MI) Green, Al  
Capito Green, Gene  
Capuano Grijalva  
Cardoza Gutierrez  
Carnahan Hall (NY)  
Carney Hall (TX)  
Carson Hare  
Carter Harman  
Castor Hastings (FL)  
Chandler Hastings (WA)  
Christensen Hayes  
Clay Herger  
Cleaver Herseth Sandlin  
Clyburn Hill  
Cohen Hinchey  
Cole (OK) Hinojosa  
Conaway Hirono  
Conyers Hobson  
Costa Hodes  
Costello Hoekstra  
Courtney Holden  
Cramer Holt  
Crowley Honda  
Cubin Hooley  
Cuellar Hoyer  
Culbertson Hulshof  
Cummings Hunter  
Davis (AL) Inslee  
Davis (CA) Israel  
Davis (IL) Jackson (IL)  
Davis (KY) Jackson-Lee  
Davis, Lincoln (TX)  
DeFazio Jefferson  
DeGette Johnson (GA)  
Delahunt Johnson (IL)  
DeLauro Johnson, E. B.  
Dent Jones (NC)

Kagen  
Kanjorski  
Kaptur  
Keller  
Kennedy  
Kildee  
Kilpatrick  
Kind  
King (NY)  
Kingston  
Kirk  
Klein (FL)  
Knollenberg  
Kucinich  
Kuhl (NY)  
LaHood  
Lampson  
Langevin  
Lantos  
Larsen (WA)  
Larson (CT)  
Latham  
LaTourette  
Lee  
Levin  
Lewis (CA)  
Lewis (GA)  
Lewis (KY)  
Lipinski  
LoBiondo  
Loebsack  
Lofgren, Zoe  
Lowey  
Lucas  
Lynch  
Mahoney (FL)  
Maloney (NY)  
Manzullo  
Marchant  
Markey  
Matsui  
McCarthy (CA)  
McCarthy (NY)  
McCaul (TX)  
McCotter  
McCrery  
McDermott  
McGovern  
McHenry  
McHugh  
McIntyre  
McKeon  
McMorris  
Rodgers  
McNerney  
McNulty  
Meek (FL)  
Meeks (NY)  
Melancon  
Mica  
Michaud  
Miller (MI)  
Miller (NC)  
Miller, Gary  
Miller, George  
Mitchell  
Mollohan  
Moore (KS)  
Moore (WI)  
Moran (KS)  
Moran (VA)  
Murphy, Patrick  
Murphy, Tim  
Murtha  
Napolitano  
Neal (MA)  
Neugebauer  
Norton  
Nunes  
Oberstar  
Obey  
Oliver

Ortiz
Pallone
Pascarell
Pastor
Paul
Payne
Perlmutter
Peterson (MN)
Peterson (PA)
Pickering
Platts
Pomeroy
Porter
Price (NC)
Pryce (OH)
Putnam
Radanovich
Rahall
Rangel
Regula
Rehberg
Reichert
Renzi
Reyes
Reynolds
Rodriguez
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rogers (LA)
Ros-Lehtinen
Ross
Rothman
Roybal-Allard
Ruppersberger
Rush
Ryan (OH)
Salazar
Sanchez, Linda T.
Sanchez, Loretta
Sarbanes
Saxton
Schakowsky
Schiff
Schwartz
Scott (GA)
Scott (VA)
Serrano
Sestak
Shays
Shea-Porter
Sherman
Shuler
Shuster
Simpson
Sires
Skelton
Slaughter
Smith (NJ)
Smith (TX)
Smith (WA)
Snyder
Solis
Space
Spratt
Stark
Stupak
Sutton
Tanner
Tauscher
Taylor
Thompson (CA)
Thompson (MS)
Tiahrt
Tiberi
Tierney
Towns
Turner
Udall (CO)
Udall (NM)
Upton
Van Hollen
Velazquez
Visclosky
Walden (OR)
Walsh (NY)
Walz (MN)
Wamp
Wasserman
Schultz
Waters
Watson
Watt
Waxman
Weiner
Welch (VT)
Weldon (FL)
Weller
Wexler
Whitfield
Wicker
Wilson (NM)
Wilson (OH)
Wolf
Woolsey
Wu
Wynn
Yarmuth
Young (FL)

NOT VOTING—8

Clarke
Crenshaw
Davis, Jo Ann
Faleomavaega
Johnson, Sam
Murphy (CT)
Nadler
Young (AK)

So the amendment was not agreed to.

¶109.46 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment numbered 10, printed in House Report 110-220, submitted by Mr. FLAKE:

At the end of the bill (before the short title), insert the following:

SEC. \_\_\_\_\_. (a) LIMITATION ON USE OF FUNDS.—None of the funds in this Act shall be available for the Alternative Uses for Tobacco, Maryland grant.

(b) CORRESPONDING REDUCTION OF FUNDS.—The amount otherwise provided by this Act for "Cooperative State Research, Education, and Extension Service—Research and Education Activities" (and the amount specified under such heading for special grants for agricultural research) are hereby reduced by \$400,000.

It was decided in the { Yeas ..... 94
negative ..... } { Nays ..... 337

¶109.47 [Roll No. 811]
AYES—94

Akin
Bachmann
Barrett (SC)
Barton (TX)
Biggert
Bishop (UT)
Blackburn
Boehner
Broun (GA)
Brown-Waite, Ginny
Burgess
Burton (IN)
Buyer
Camp (MI)
Campbell (CA)
Cannon
Cantor
Carter
Castle
Chabot
Conaway
Cooper
Deal (GA)
Doggett
Dreier
Duncan
Feeney
Flake
Fossella
Franks (AZ)
Garrett (NJ)
Gingrey
Hall (TX)
Hastert
Heller
Hensarling
Herger
Hobson
Hunter
Inglis (SC)
Issa
Jindal
Jordan
Keller
King (IA)
Kline (MN)
Lamborn
Linder
Mack
Manzullo
McCarthy (CA)
McCaul (TX)
McHenry
McKeon
Mica
Miller (FL)
Musgrave
Myrick
Neugebauer
Nunes
Pearce
Petri
Pitts
Platts
Poe
Price (GA)
Pryce (OH)
Ramstad
Reynolds
Rohrabacher

Roskam
Royce
Ryan (WI)
Sali
Schmidt
Sensenbrenner
Sessions
Shadegg
Shimkus
Smith (NE)
Souder
Stearns
Sullivan
Tancredo
Terry
Thornberry

NOES—337

Abercrombie
Ackerman
Aderholt
Alexander
Allen
Altmire
Andrews
Arcuri
Baca
Bachus
Baird
Baker
Baldwin
Barrow
Bartlett (MD)
Bean
Becerra
Berkley
Berman
Berry
Bibray
Bilirakis
Bishop (GA)
Bishop (NY)
Blumenauer
Blunt
Bonner
Bono
Boozman
Bordallo
Boren
Boswell
Boucher
Boustany
Boyd (FL)
Boyd (KS)
Brady (PA)
Brady (TX)
Braley (IA)
Brown (SC)
Brown, Corrine
Buchanan
Butterfield
Calvert
Capito
Capps
Capuano
Cardoza
Carmahan
Carney
Carson
Castor
Chandler
Christensen
Clay
Cleaver
Honda
Hooley
Hoyer
Hulshof
Inslae
Israel
Jackson (IL)
Jackson-Lee (TX)
Jefferson
Johnson (GA)
Johnson (IL)
Jones (NC)
Jones (OH)
Kagen
Kanjorski
Kaptur
Kennedy
Kildee
Kilpatrick
Kind
King (NY)
Kingston
Kirk
Klein (FL)
Knollenberg
Kucinich
Kuhl (NY)
LaHood
Lampson
Langevin
Lantos
Larsen (WA)
Larson (CT)
Edwards
Ehlers
Ellison
Ellsworth
Emanuel
Emerson
Engel
English (PA)
Eshoo
Etheridge
Everett
Fallin
Farr
Fattah
Ferguson
Filner
Forbes
Fortenberry
Fortuño
Foxo
Frank (MA)
Frelinghuysen
Gallely
Gerlach
Giffords
Gilchrest
Gillibrand
Gillmor
Gohmert
Gonzalez
Goode
Goodlatte
Gordon
Granger
Graves
Green, Al
Green, Gene
Grijalva
Gutierrez
Hall (NY)
Hare
Harman
Hastings (FL)
Hastings (WA)
Hayes
Hereth Sandlin
Higgins
Hill
Hinche
Hinojosa
Hirono
Hodes
Hoekstra
Holden
Holt
Honda
Hooley
Hoyer
Hulshof
Inslae
Israel
Jackson (IL)
Jackson-Lee (TX)
Jefferson
Johnson (GA)
Johnson (IL)
Jones (NC)
Jones (OH)
Kagen
Kanjorski
Kaptur
Kennedy
Kildee
Kilpatrick
Kind
King (NY)
Kingston
Kirk
Klein (FL)
Knollenberg
Kucinich
Kuhl (NY)
LaHood
Lampson
Langevin
Lantos
Larsen (WA)
Larson (CT)

Tiberi
Upton
Walberg
Westmoreland
Wilson (NM)
Wilson (SC)
Young (FL)

Ruppersberger
Rush
Ryan (OH)
Salazar
Sanchez, Linda T.
Sanchez, Loretta
Sarbanes
Saxton
Schakowsky
Schiff
Schwartz
Scott (GA)
Scott (VA)
Serrano
Sestak
Shays
Shea-Porter
Sherman
Shuler
Shuster
Simpson
Sires
Skelton
Slaughter
Smith (NJ)
Smith (TX)
Smith (WA)
Snyder
Solis
Space
Spratt
Stark
Stupak
Sutton
Tanner
Tauscher
Taylor
Thompson (CA)
Thompson (MS)
Tiahrt
Tierney
Towns
Turner
Udall (CO)
Udall (NM)
Van Hollen
Velazquez
Visclosky
Walden (OR)
Walsh (NY)
Walsh (TX)
Walz (MN)
Wamp
Wasserman
Schultz
Waters
Watson
Watt
Waxman
Weiner
Welch (VT)
Weldon (FL)
Weller
Wexler
Whitfield
Wicker
Wilson (OH)
Wolf
Woolsey
Wu
Wynn
Yarmuth

NOT VOTING—6

Clarke
Crenshaw
Davis, Jo Ann
Faleomavaega
Johnson, Sam
Young (AK)

So the amendment was not agreed to.

¶109.48 MOMENT OF SILENCE IN MEMORY OF THE VICTIMS OF THE MINNEAPOLIS, MINNESOTA BRIDGE COLLAPSE

Mr. BECERRA, Chairman, announced that all Members stand and observe a moment of silence in memory of the victims of the bridge collapse in Minneapolis, Minnesota.

¶109.49 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment numbered 11, printed in House Report 110-220, submitted by Mr. FLAKE:

At the end of the bill (before the short title), insert the following:

SEC. \_\_\_\_\_. (a) LIMITATION ON USE OF FUNDS.—None of the funds in this Act shall be available for the Ruminant Nutrition Consortium (MT, ND, SD, WY) grant.

(b) CORRESPONDING REDUCTION OF FUNDS.—The amount otherwise provided by this Act for "Cooperative State Research, Education, and Extension Service—Research and Education Activities" (and the amount specified under such heading for special grants for agricultural research) are hereby reduced by \$489,000.

It was decided in the { Yeas ..... 74
negative ..... } { Nays ..... 355

¶109.50 [Roll No. 812]
AYES—74

Akin
Bachmann
Barrett (SC)
Barton (TX)
Biggert
Bishop (UT)
Blackburn
Broun (GA)
Buchanan
Burgess
Buyer
Camp (MI)
Campbell (CA)
Cannon
Cantor
Chabot
Coble
Cooper
Davis, David
Deal (GA)
Dreier
Duncan
Feeney
Flake
Fossella
Franks (AZ)
Garrett (NJ)
Gerlach
Gingrey
Hastert
Heller
Hensarling
Herger
Hunter
Inglis (SC)
Issa
Jindal
Jordan
Keller
Kline (MN)
Lamborn
Linder
Lungren, Daniel
Mack
McHenry
Mica
Miller (FL)
Myrick
Pearce
Petri
Pitts
Poe
Price (GA)
Ramstad
Rohrabacher
Roskam
Royce
Ryan (WI)
Sali
Sensenbrenner
Sessions
Shadegg
Shimkus
Souder
Stearns
Tancredo
Terry
Thornberry
Upton
Walberg
Westmoreland
Wilson (SC)

NOES—355

Abercrombie Emerson Lucas  
Ackerman Engel Lynch  
Aderholt English (PA) Mahoney (FL)  
Alexander Eshoo Maloney (NY)  
Allen Etheridge Manzullo  
Altmire Everett Marchant  
Andrews Fallin Markey  
Arcuri Farr Marshall  
Baca Fattah Matheson  
Bachus Ferguson Matsui  
Baird Filner McCarthy (CA)  
Baker Forbes McCarthy (NY)  
Baldwin Fortenberry McCaul (TX)  
Barrow Fortuño McCollum (MN)  
Bartlett (MD) Foxx  
Bean Frank (MA)  
Becerra Frelinghuysen  
Berkley Gallegly  
Berman Giffords  
Berry Gilchrest  
Bilirakis Gillibrand  
Bishop (GA) Gillmor  
Bishop (NY) Gohmert  
Blumenauer Gonzalez  
Blunt Goode  
Boehner Goodlatte  
Bonner Granger  
Bono Melancon  
Boozman Graves  
Bordallo Green, Al  
Boren Green, Gene  
Boswell Grijalva  
Boucher Gutierrez  
Boustany Hall (NY)  
Boyd (FL) Hall (TX)  
Boyd (KS) Hare  
Brady (PA) Harman  
Brady (TX) Hastings (FL)  
Braley (IA) Hastings (WA)  
Brown (SC) Hayes  
Brown, Corrine Herseth Sandlin  
Brown-Waite, Higgins  
Ginny Hill  
Burton (IN) Hinchey  
Butterfield Hinojosa  
Calvert Hobson  
Capito Hodes  
Capps Hoekstra  
Capuano Holden  
Cardoza Holdren  
Carnahan Holt  
Carney Honda  
Carson Hooley  
Carter Hoyer  
Castle Hulshof  
Castor Inslee  
Chandler Israel  
Christensen Jackson (IL)  
Clay Jackson-Lee  
Cleaver (TX)  
Clyburn Jefferson  
Cohen Johnson (GA)  
Cole (OK) Johnson (IL)  
Conaway Johnson, E. B.  
Conyers Jones (NC)  
Costa Jones (OH)  
Costello Kagen  
Courtney Kanjorski  
Cramer Kaptur  
Crowley Kennedy  
Cubin Kildee  
Cuellar Kilpatrick  
Culberson Kind  
Cummings King (IA)  
Davis (AL) King (NY)  
Davis (CA) Kingston  
Davis (IL) Kirk  
Davis (KY) Klein (FL)  
Davis, Lincoln Knollenberg  
Davis, Tom Kucinich  
DeFazio Kuhl (NY)  
DeGette LaHood  
Delahunt Lampson  
DeLauro Langevin  
Dent Lantos  
Diaz-Balart, L. Larsen (WA)  
Diaz-Balart, M. Larson (CT)  
Dicks Latham  
Dingell LaTourrette  
Doggett Lee  
Donnelly Levin  
Doolittle Lewis (CA)  
Doyle Lewis (GA)  
Drake Lewis (KY)  
Edwards Lipinski  
Ehlers LoBiondo  
Ellison Loeb sack  
Ellsworth Lofgren, Zoe  
Emanuel Lowey

Scott (VA) Stupak  
Serrano Sutton Wasserman  
Sestak Tanton Schultz  
Shays Tanner Waters  
Shea-Porter Tauscher Watson  
Sherman Taylor Watt  
Shuler Thompson (CA) Waxman  
Shuster Thompson (MS) Weiner  
Simpson Tiahrt Welch (VT)  
Sires Tiberi Weldon (FL)  
Skelton Tierney Weller  
Slaughter Towns Wexler  
Smith (NE) Turner Whitfield  
Smith (NJ) Udall (CO) Wicker  
Smith (TX) Udall (NM) Wilson (NM)  
Smith (WA) Van Hollen Wilson (OH)  
Snyder Velázquez Wolf  
Solis Visclosky Woolsey  
Space Walden (OR) Wu  
Spratt Walsh (NY) Wynn  
Stark Walz (MN) Yarmuth  
Young (FL)

NOT VOTING—8

Bilbray Davis, Jo Ann Sullivan  
Clarke Faleomavaega Young (AK)  
Crenshaw Johnson, Sam

So the amendment was not agreed to.

109.51 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment numbered 12, printed in House Report 110-220, submitted by Mr. FLAKE:

At the end of the bill (before the short title), insert the following:

SEC. \_\_\_\_\_. (a) LIMITATION ON USE OF FUNDS.—None of the funds in this Act shall be available for the Wood Utilization (OR, MS, NC, MN, ME, MI, ID, TN, AK, WV) grant.

(b) CORRESPONDING REDUCTION OF FUNDS.—The amount otherwise provided by this Act for “Cooperative State Research, Education, and Extension Service—Research and Education Activities” (and the amount specified under such heading for special grants for agricultural research) are hereby reduced by \$6,371,000.

It was decided in the { Yeas ..... 68  
negative ..... } Nays ..... 363

109.52 [Roll No. 813]

AYES—68

Akin Franks (AZ) Pitts  
Bachmann Garret (NJ) Poe  
Barrett (SC) Gingrey Price (GA)  
Barton (TX) Hastert Ramstad  
Bean Heller Rohrabacher  
Biggett Hensarling Roskam  
Bilbray Inglis (SC) Royce  
Bilirakis Jindal Ryan (WI)  
Broun (GA) Jordan Saxton  
Burgess Keller Sensenbrenner  
Burton (IN) King (IA) Sessions  
Buyer Kline (MN) Shadegg  
Campbell (CA) Lamborn Shimkus  
Cannon Linder Smith (NE)  
Cantor LoBiondo Smith (NJ)  
Chabot Mack Stearns  
Conaway Matheson Sullivan  
Cooper McCaul (TX) Tancredo  
Deal (GA) Mica Terry  
Duncan Miller (FL) Thornberry  
Feehey Myrick Westmoreland  
Flake Pence Wilson (SC)  
Fossella Petri

NOES—363

Abercrombie Barrow Bonner  
Ackerman Bartlett (MD) Bono  
Aderholt Becerra Boozman  
Alexander Berkley Bordallo  
Allen Berman Boren  
Altmire Berry Boswell  
Andrews Bishop (GA) Boucher  
Arcuri Bishop (NY) Boustany  
Baca Bishop (UT) Boyd (FL)  
Bachus Blackburn Boyda (KS)  
Baird Blumenauer Brady (PA)  
Baker Blunt Brady (TX)  
Baldwin Boehner Braley (IA)

Brown (SC) Harman Moore (KS)  
Brown, Corrine Hastings (FL) Moore (WI)  
Brown-Waite, Hastings (WA) Moran (KS)  
Ginny Hayes Moran (VA)  
Buchanan Herger Murphy (CT)  
Butterfield Hereth Sandlin Murphy, Patrick  
Calvert Higgins Murphy, Tim  
Camp (MI) Hill Murtha  
Capito Hinchey Musgrave  
Capps Hinojosa Nadler  
Capuano Hirono Napolitano  
Cardoza Hobson Neal (MA)  
Carnahan Hodes Neugebauer  
Carney Hoekstra Norton  
Carson Holden Nunes  
Carter Holt Oberstar  
Castle Honda Obey  
Castor Hooley Olver  
Chandler Hoyer Ortiz  
Christensen Hulshof Pallone  
Clay Hunter Pascrell  
Cleaver Inslee Pastor  
Clyburn Israel Paul  
Coble Issa Payne  
Cohen Jackson (IL) Pearce  
Cole (OK) Jackson-Lee Perlmutter  
Conyers (TX) Peterson (MN)  
Costa Jefferson Peterson (PA)  
Costello Johnson (GA) Pickering  
Courtney Johnson (IL) Platts  
Cramer Johnson, E. B. Pomeroy  
Crowley Jones (NC) Porter  
Cubin Jones (OH) Price (NC)  
Cuellar Kagen Pryce (OH)  
Culberson Kanjorski Putnam  
Cummings Kaptur Radanovich  
Davis (AL) Kennedy Rahall  
Davis (CA) Kildee Rangel  
Davis (IL) Kilpatrick Regula  
Davis (KY) Kind Rehberg  
Davis, David King (NY) Reichert  
Davis, Lincoln Kingston Renzi  
Davis, Tom Kirk Reyes  
DeFazio Klein (FL) Reynolds  
DeGette Knollenberg Rodriguez  
Delahunt Kucinich Rogers (AL)  
DeLauro Kuhl (NY) Rogers (KY)  
Dent LaHood Rogers (MI)  
Diaz-Balart, L. Lampson Ros-Lehtinen  
Diaz-Balart, M. Langevin Ross  
Dicks Lantos Rothman  
Dingell Larsen (WA) Roybal-Allard  
Doggett Larson (CT) Ruppertsberger  
Donnelly Latham Rush  
Doolittle LaTourrette Ryan (OH)  
Doyle Lee Salazar  
Drake Levin Sali  
Dreier Lewis (CA) Sánchez, Linda  
Edwards Lewis (GA) T.  
Ehlers Lewis (KY) Sanchez, Loretta  
Ellison Lipinski Sarbanes  
Ellsworth Loeb sack Schakowsky  
Emanuel Lofgren, Zoe Schiff  
Emerson Lowey Schmidt  
Engel Lucas Schwartz  
English (PA) Lungren, Daniel Scott (GA)  
Eshoo E. Scott (VA)  
Etheridge Lynch Serrano  
Everett Mahoney (FL) Sestak  
Fallin Maloney (NY) Shays  
Farr Manzullo Shea-Porter  
Fattah Marchant Sherman  
Ferguson Markey Shuler  
Filner Marshall Shuster  
Forbes Matsui Simpson  
Fortenberry McCarthy (CA) Sires  
Fortuño McCarthy (NY) Skelton  
Foxx McCollum (MN) Slaughter  
Frank (MA) McCotter Smith (TX)  
Frelinghuysen McCrery Smith (WA)  
Gallegly McDermott Snyder  
Gerlach McGovern Solis  
Giffords McHenry Souder  
Gilchrest McHugh Space  
Gillibrand McIntyre Spratt  
Gillmor McKeon Stark  
Gohmert McMorris Stupak  
Gonzalez Rodgers Sutton  
Goode McNeerney Tanner  
Goodlatte McNulty Tauscher  
Gordon Meek (FL) Taylor  
Granger Meeks (NY) Thompson (CA)  
Graves Melancon Thompson (MS)  
Green, Al Michaud Tiahrt  
Green, Gene Miller (MI) Tiberi  
Grijalva Miller (NC) Tierney  
Gutierrez Miller, Gary Towns  
Hall (NY) Miller, George Turner  
Hall (TX) Mitchell Udall (CO)  
Hare Mollohan Udall (NM)

Upton Waters Wilson (NM)
Van Hollen Watson Wilson (OH)
Velázquez Watt Wolf
Visclosky Waxman Woolsey
Walberg Weiner Wu
Walden (OR) Welch (VT) Wynn
Walsh (NY) Weldon (FL) Yarmuth
Walz (MN) Weller Young (FL)
Wamp Wexler
Wasserman Whitfield
Schultz Wicker

Calvert Hobson Pitts Lee
Camp (MI) Hoekstra Platts Levin
Poe Hulshof Puff Lewis (GA)
Cannon Hunter Porter Lipinski
Cantor Inglis (SC) Price (GA)
Capito Issa Pryce (OH) Loeb sack
Carney Jindal Putnam Lofgren, Zoe
Carter Johnson (IL) Radanovich Lowey
Castle Jones (NC) Ramstad Lynch
Chabot Jordan Jones (NC) Mahoney (FL)
Coble Keller Jordan Maloney (NY)
Cole (OK) King (IA) King (NY)
Conaway King (NY) King (NY)
Cubin Kingstone Reynolds
Culberson Kirk Rogers (AL)
Davis (KY) Kline (MN) Rogers (KY)
Davis, David Knollenberg Rogers (MI)
Davis, Tom Kuhl (NY) Rohrabacher
Deal (GA) LaHood Ros-Lehtinen
Dent Lamborn Roskam
Diaz-Balart, L. Latham Royce
Diaz-Balart, M. LaTourette Ryan (WI)
Doolittle Lewis (CA) Sali
Drake Lewis (KY) Saxton
Dreier Linder Schmidt
Duncan LoBiondo Sensenbrenner
Ehlers Lucas Sessions
Ellsworth Lungren, Daniel Shays
Emerson E. Mack Shimkus
English (PA) Mack Shuler
Everett Manzullo Shuster
Fallin Marchant Simpson
Feeney Marshall Smith (NE)
Ferguson Matheson Smith (NJ)
Flake McCarthy (CA) Smith (TX)
Forbes McCaul (TX) Souder
Fortenberry McCotter Stearns
Fossella McCrery Sullivan
Foxy McHenry Tancredo
Franks (AZ) McHugh Taylor
Frelinghuysen McIntyre Terry
Gallegly McKeon Thornberry
Garrett (NJ) McMorris Tiahrt
Gerlach Rodgers Tiberi
Giffords Mica Turner
Gilchrest Miller (FL) Upton
Gillmor Miller (MI) Walberg
Gingrey Miller, Gary Walden (OR)
Gohmert Moran (KS) Walsh (NY)
Goode Murphy, Patrick Wamp
Goodlatte Murphy, Tim Weldon (FL)
Granger Musgrave Weller
Graves Myrick Westmoreland
Hall (TX) Neugebauer Whitfield
Hastert Nunes Wicker
Hastings (WA) Paul Wilson (NM)
Hayes Pearce Wilson (SC)
Heller Pence Wolf
Hensarling Peterson (PA) Young (FL)
Herger Petri
Hill Pickering

Olver Skelton
Ortiz Slaughter
Pallone Smith (WA)
Pascrell Snyder
Pastor Solis
Payne Space
Pelosi Spratt
Perlmutter Stark
Peterson (MN) Stupak
Pomeroy Sutton
Price (NC) Tanner
Rahall Tauscher
Rangel Thompson (CA)
Reyes Thompson (MS)
Rodriguez Tierney
Ross Towns
Rothman Udall (CO)
Roybal-Allard Udall (NM)
Ruppersberger Van Hollen
Rush Velázquez
Ryan (OH) Visclosky
Salazar Walz (MN)
Sanchez, Linda Wasserman
T. Schultz
Sanchez, Loretta Waters
Sarbanes Watson
Schakowsky Watt
Schiff Waxman
Schwartz Weiner
Scott (GA) Welch (VT)
Scott (VA) Wexler
Serrano Wilson (OH)
Sestak Woolsey
Shea-Porter Wu
Sherman Wynn
Sires Yarmuth

NOT VOTING—6

Clarke Davis, Jo Ann Johnson, Sam
Crenshaw Faleomavaega Young (AK)

So the amendment was not agreed to. The SPEAKER pro tempore, Mr. McNULTY, assumed the Chair.

When Mr. BECERRA, Chairman, reported that the Committee, having had under consideration said bill, had directed him to report the same back to the House with sundry amendments adopted by the Committee with the recommendation that the amendments be agreed to and that the bill, as amended, do pass.

The previous question having been ordered by said resolution.

The following amendments, reported from the Committee of the Whole House on the state of the Union, were agreed to:

Strike "\$50,500" and insert "\$100,100".

The bill, as amended, was ordered to be engrossed and read a third time, was read a third time by title.

Mr. LEWIS of California, moved to recommit the bill to the Committee on Appropriations with instructions to report the bill back to the House promptly with the following amendment that:

(1) Prohibits any funds in the act (including grant funds) from being used to employ an alien who is not authorized to be employed in the United States; and

(2) Prohibits any funds in the act for rental housing assistance programs to provide assistance to an alien not authorized to receive such assistance pursuant to 213A of the Immigration and Nationality Act.

After debate,

By unanimous consent, the previous question was ordered on the motion to recommit.

The question being put, viva voce, Will the House recommit said bill?

The SPEAKER pro tempore, Mr. McNULTY, announced that the nays had it.

Mr. LEWIS of California, demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The vote was taken by electronic device.

It was decided in the { Yeas ..... 212 negative ..... } Nays ..... 216

109.53 [Roll No. 814]

YEAS—212

Aderholt Bean Boren
Akin Biggert Boustany
Alexander Bilbray Brady (TX)
Altmire Bilirakis Broun (GA)
Bachmann Bishop (UT) Brown (SC)
Bachus Blackburn Brown-Waite,
Baker Blunt Ginny
Barrett (SC) Boehner Buchanan
Barrow Bonner Burgess
Bartlett (MD) Bono Burton (IN)
Barton (TX) Boozman Buyer

NAYS—216

Abercrombie Costello Hare
Ackerman Courtney Harman
Allen Cramer Hastings (FL)
Andrews Crowley Herseth Sandlin
Arcuri Cuellar Higgins
Baca Cummings Hinchey
Baird Davis (AL) Hinojosa
Baldwin Davis (CA) Hirono
Becerra Davis (IL) Hodes
Berkley Davis, Lincoln Holden
Berman DeFazio Holt
Berry DeGette Honda
Bishop (GA) Delahunt Hooley
Bishop (NY) DeLauro Hoyer
Blumenauer Dicks Insole
Boswell Dingell Israel
Boucher Doggett Jackson (IL)
Boyd (FL) Donnelly Jackson-Lee
Boyd (KS) Doyle (TX)
Brady (PA) Edwards Jefferson
Braley (IA) Ellison Johnson (GA)
Brown, Corrine Emanuel Johnson, E. B.
Butterfield Engel Jones (OH)
Capps Eshoo Kagen
Capuano Etheridge Kanjorski
Cardoza Farr Kennedy
Carnahan Fattah Kildee
Carson Filner Kilpatrick
Castor Frank (MA) Kind
Chandler Gillibrand Klein (FL)
Clay Gonzalez Kucinich
Cleaver Gordon Lampson
Clyburn Green, Al Langevin
Cohen Green, Gene Lantos
Conyers Grijalva Larsen (WA)
Cooper Gutierrez Larson (CT)
Costa Hall (NY)

NOT VOTING—5

Clarke Davis, Jo Ann Young (AK)
Crenshaw Johnson, Sam

So the motion to recommit was not agreed to. Mr. HOYER moved to reconsider the vote on the motion to recommit. The question being put, viva voce, Will the House reconsider the vote on the motion to recommit. The SPEAKER pro tempore, Mr. McNULTY, announced that the yeas had it. Mr. BOEHNER demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered. The vote was taken by electronic device.

It was decided in the { Yeas ..... 238 Nays ..... 12 affirmative ..... } Answered present 55

109.54 [Roll No. 815]

YEAS—238

Abercrombie Carnahan Dingell
Ackerman Carney Doggett
Allen Carson Donnelly
Altmire Castle Doyle
Andrews Castor Edwards
Baca Chandler Ellison
Baird Clay Ellsworth
Baldwin Cleaver Emanuel
Barrow Clyburn Engel
Bean Cohen Eshoo
Becerra Conyers Etheridge
Berkley Cooper Farr
Berman Costa Fattah
Berry Costello Feeney
Bishop (GA) Courtney Frank (MA)
Bishop (NY) Cramer Giffords
Blumenauer Crowley Gilchrist
Boren Cuellar Gillibrand
Boswell Cummings Gonzalez
Boucher Davis (AL) Goode
Boyd (FL) Davis (CA) Gordon
Boyd (KS) Davis (IL) Green, Al
Brady (PA) Davis, Lincoln Green, Gene
Braley (IA) DeFazio Grijalva
Brown, Corrine DeGette Gutierrez
Butterfield Delahunt Hall (NY)
Capps DeLauro Hare
Cardoza Dicks Harman



Hastings (FL)
Herseht Sandlin
Higgins
Hill
Hinchey
Hinojosa
Hirono
Hodes
Holden
Holt
Honda
Hooley
Hoyer
Insee
Israel
Jackson (IL)
Jackson-Lee (TX)
Jefferson
Johnson (GA)
Johnson, E. B.
Jones (NC)
Jones (OH)
Kagen
Kanjorski
Kaptur
Kennedy
Kildee
Kilpatrick
Kind
Kingston
Klein (FL)
Kucinich
Lampson
Langevin
Lantos
Larsen (WA)
Larson (CT)
Lee
Levin
Lewis (GA)
Lipinski
LoBiondo
Loebsack
Lofgren, Zoe
Lowe
Lynch
Mahoney (FL)
Maloney (NY)
Markey
Marshall
Matheson
Matsui
McCarthy (NY)
McCollum (MN)
McDermott
McGovern
McIntyre
McNerney
McNulty
Meek (FL)
Meeke (NY)
Michaud
Miller (NC)
Miller, George
Mitchell
Mollohan
Moore (KS)
Moore (WI)
Moran (KS)
Moran (VA)
Murphy (CT)
Murphy, Patrick
Nadler
Napolitano
Neal (MA)
Oberstar
Obey
Olver
Ortiz
Pallone
Pastor
Paul
Payne
Perlmutter
Peterson (MN)
Petri
Pomeroy
Price (NC)
Rahall
Ramstad
Rangel
Reyes
Rodriguez
Ross
Rothman
Roybal-Allard
Ruppersberger
Rush
Ryan (OH)
Salazar
Sanchez, Linda
T.
Sanchez, Loretta
Sarbanes
Schakowsky

Schiff
Schwartz
Scott (GA)
Scott (VA)
Serrano
Sestak
Shea-Porter
Sherman
Shuler
Sires
Skelton
Slaughter
Smith (TX)
Smith (WA)
Snyder
Solis
Space
Spratt
Stark
Stupak
Sutton
Tanner
Tauscher
Taylor
Thompson (CA)
Thompson (MS)
Tierney
Towns
Udall (CO)
Udall (NM)
Van Hollen
Velazquez
Wamp
Wasserman
Schultz
Waters
Watson
Watt
Waxman
Weiner
Welch (VT)
Weldon (FL)
Wexler
Whitfield
Whitman (OH)
Woolsey
Wu
Wynn
Yarmuth

Matsui
McCarthy (NY)
McCollum (MN)
McGovern
McIntyre
McNerney
McNulty
Meek (FL)
Meeke (NY)
Michaud
Miller (NC)
Miller, George
Mitchell
Mollohan
Moore (KS)
Moore (WI)
Moran (KS)
Moran (VA)
Murphy (CT)
Murphy, Patrick
Murphy, Tim
Nadler
Napolitano
Neal (MA)
Oberstar
Obey
Olver
Ortiz
Pallone
Pascrell
Pastor
Payne
Pelosi
Perlmutter
Peterson (MN)
Pomeroy
Price (NC)
Rahall
Rangel
Reyes
Rodriguez
Ross
Rothman
Roybal-Allard
Ruppersberger
Rush
Ryan (OH)
Salazar
Sanchez, Linda
Sanchez, Loretta
Sarbanes
Schakowsky
Schiff
Schwartz
Scott (GA)
Scott (VA)
Serrano
Sestak
Shea-Porter
Sherman
Shuler
Sires
Skelton
Slaughter
Smith (WA)
Snyder
Solis
Space
Spratt
Stark
Stupak
Sutton
Tanner
Tauscher
Taylor
Thompson (CA)
Thompson (MS)
Tierney
Towns
Udall (CO)
Udall (NM)
Van Hollen
Velazquez
Wamp
Wasserman
Schultz
Waters
Watson
Watt
Waxman
Weiner
Welch (VT)
Wexler
Wilson (OH)
Woolsey
Wu
Wynn
Yarmuth

NAYS—12

Arcuri
Bartlett (MD)
Capuano
Dreier
Duncan
Filner
Fossella
Hastert
Johnson (IL)
Nunes
Pascarell
Shays
McHugh
Murphy, Tim
Pence
Platts
Poe
Porter
Price (GA)
Regula
Rogers (MI)
Rohrabacher
Schmidt
Sensenbrenner
Stearns
Tiahrt
Upton
Walden (OR)
Walsh (NY)
Young (FL)

ANSWERED "PRESENT"—55

Alexander
Boustany
Brady (TX)
Burton (IN)
Buyer
Camp (MI)
Chabot
Coble
Cubin
Davis, Tom
Deal (GA)
Dent
Ehlers
Emerson
English (PA)
Everett
Flake
Foxy
Frelinghuysen
Gallegly
Gerlach
Gillmor
Gingrey
Goodlatte
Graves
Hall (TX)
Inglis (SC)
Issa
Jindal
Kirk
Knollenberg
Kuhl (NY)
Latham
Lungren, Daniel
E.
Marchant
McCotter
McCrery

NOT VOTING—127

Aderholt
Akin
Bachmann
Bachus
Baker
Barrett (SC)
Barton (TX)
Biggart
Bilbray
Bilirakis
Bishop (UT)
Blackburn
Blunt
Boehner
Bonner
Bono
Boozman
Broun (GA)
Brown (SC)
Brown-Waite,
Ginny
Buchanan
Burgess
Calvert
Campbell (CA)
Cannon
Cantor
Capito
Carter
Clarke
Cole (OK)
Conaway
Crenshaw
Culberson
Davis (KY)
Davis, David
Davis, Jo Ann
Diaz-Balart, L.
Diaz-Balart, M.
Doolittle
Drake
Fallin
Ferguson
Forbes
Fortenberry
Franks (AZ)
Garrett (NJ)
Gohmert
Granger
Hastings (WA)
Hayes
Heller
Hensarling
Herger

So the motion to reconsider the vote on the motion to recommit was agreed to.

The question being put, viva voce, Will the House recommit said bill?

The SPEAKER pro tempore, Mr. McNULTY, announced that the nays had it.

The question being put, Will the House pass said bill?

The SPEAKER pro tempore, Mr. McNULTY, announced that pursuant to clause 10, rule XX the yeas and nays were ordered, and the call was taken by electronic device.

It was decided in the affirmative ..... Yeas ..... 237 Nays ..... 18 Answered present 13

109.55

[Roll No. 816]

YEAS—237

Abercrombie
Ackerman
Allen
Altmire
Andrews
Arcuri
Baca
Baird
Baldwin
Barrow
Becerra
Berkley
Berman
Berry
Bishop (GA)
Bishop (NY)
Blumenauer
Boren
Boswell
Boucher
Boyd (FL)
Boyd (KS)
Brady (PA)
Braley (IA)
Brown, Corrine
Butterfield
Capuano
Caroza
Carnahan
Carney
Carson
Castle
Caste
Lee
Chandler
Chandler
Clay
Cleaver
Clyburn
Cohen
Conyers
Cooper
Costa
Costello
Courtney
Cramer
Crowley
Cuellar
Cummings
Davis (AL)
Davis (CA)
Davis (IL)
Davis, Lincoln
DeFazio
DeGette
Delahunt
DeLauro
Dicks
Dingell
Doggett
Donnelly
Doyle
Edwards
Ellison
Ellsworth
Emanuel
Emerson
Engel
Eshoo
Etheridge
Farr
Fattah
Filner
Frank (MA)
Giffords
Gilchrest
Gillibrand
Gillmor
Gonzalez
Gordon
Green, Al
Green, Gene
Grijalva
Gutierrez
Hall (NY)
Hare
Harman
Hastings (FL)
Hayes
Herseht Sandlin
Higgins
Hill
Hinchev

NAYS—18

Bean
Burton (IN)
Chabot
Cubin
Davis, Tom
Duncan
Flake
Fossella
Gallegly
Goode
Matheson
McDermott
Paul
Petri
Ramstad
Shays
Upton
Young (FL)

ANSWERED "PRESENT"—13

Bartlett (MD)
Camp (MI)
Ehlers
Graves
Kuhl (NY)
Latham
McHugh
Porter
Regula
Rogers (MI)
Schmidt
Tiahrt
Wolf

NOT VOTING—165

Aderholt
Akin
Alexander
Bachmann
Bachus
Baker
Barrett (SC)
Barton (TX)
Biggart
Bilbray
Bilirakis
Bishop (UT)
Blackburn
Blunt
Boehner
Bonner
Bono
Boozman
Boustany
Brady (TX)
Broun (GA)
Brown (SC)
Brown-Waite,
Ginny
Buchanan
Burgess
Buyer
Calvert
Campbell (CA)
Cannon
Cantor
Carpito
Carter
Clarke
Coble
Cole (OK)
Conaway
Crenshaw
Culberson
Davis (KY)
Davis, David
Davis, Jo Ann
Deal (GA)
Dent
Diaz-Balart, L.
Diaz-Balart, M.
Doolittle
Drake
Dreier
English (PA)
Everett
Fallin
Feeney
Ferguson
Forbes
Fortenberry
Foxy
Franks (AZ)
Frelinghuysen
Garrett (NJ)
Gerlach
Gingrey
Gohmert
Goodlatte
Granger
Hall (TX)
Hastert
Hastings (WA)
Heller
Hensarling
Herger
Hobson
Hoekstra
Hulshof
Hunter
Inglis (SC)
Issa
Jindal
Johnson, Sam
Jordan
Keller
King (IA)
King (NY)
Kingston
Kirk
Kline (MN)
Knollenberg
LaHood
Lamborn
LaTourrette
Lewis (CA)
Lewis (KY)
Linder
Lucas
Lungren, Daniel
E.
Mack
Manzullo
Marchant
McCarthy (CA)
McCaul (TX)
McCotter
McCrery
McHenry
McKeon
McMorris
Rodgers
Mica
Miller (FL)
Miller (MI)
Miller, Gary
Murtha
Musgrave
Myrick
Neugebauer
Nunes
Pearce
Pence
Peterson (PA)
Pickering
Pitts
Platts
Poe
Price (GA)
Pryce (OH)
Putnam
Radanovich
Rehberg
Reichert
Renzi
Reynolds
Rogers (AL)
Rogers (KY)
Rohrabacher
Ros-Lehtinen
Roskam
Royce
Ryan (WI)
Sali
Saxton
Sensenbrenner
Sessions
Shadegg
Shimkus
Simpson
Smith (NE)

Smith (NJ)	Thornberry	Weller
Smith (TX)	Tiberi	Westmoreland
Souder	Turner	Whitfield
Stearns	Walberg	Wicker
Sullivan	Walden (OR)	Wilson (NM)
Tancredo	Wamp	Wilson (SC)
Terry	Weldon (FL)	Young (AK)

So the bill was passed.

A motion to reconsider the vote whereby said bill was passed was, by unanimous consent, laid on the table.

*Ordered*, That the Clerk request the concurrence of the Senate in said bill.

#### ¶109.56 RECESS—11:18 P.M.

The SPEAKER pro tempore, Mr. McNULTY, pursuant to clause 12(a) of rule I, declared the House in recess at 11 o'clock and 18 minutes p.m., subject to the call of the Chair.

### FRIDAY, AUGUST 3 (LEGISLATIVE DAY OF AUGUST 2), 2007

#### ¶109.57 AFTER RECESS—8:44 A.M.

The SPEAKER pro tempore, Mr. McGOVERN, called the House to order.

#### ¶109.58 SENATE BILL REFERRED

A bill of the Senate of the following title was taken from the Speaker's table and, under the rule, referred as follows:

S. 845. An Act to direct the Secretary of Health and Human Services to expand and intensify programs with respect to research and related activities concerning elder falls; to the Committee on Energy and Commerce.

#### ¶109.59 LEAVE OF ABSENCE

By unanimous consent, leave of absence was granted to Mr. CRENSHAW, after 6 p.m. on August 1 and balance of the week.

And then,

#### ¶109.60 ADJOURNMENT

On motion of Mr. HASTINGS of Florida, at 8 o'clock and 46 minutes a.m. Friday, August 3 (legislative day of August 2), 2007, the House adjourned.

#### ¶109.61 REPORTS OF COMMITTEES ON PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XIII, reports of committees were delivered to the Clerk for printing and reference to the proper calendar, as follows:

Mr. LANTOS: Committee on Foreign Affairs. H.R. 1400. A bill to enhance United States diplomatic efforts with respect to Iran by imposing additional economic sanctions against Iran, and for other purposes; with an amendment (Rept. 110-294, Pt. 1). *Ordered* to be printed.

#### ¶109.62 TIME LIMITATION OF REFERRED BILL

Pursuant to clause 2 of rule XII the following action was taken by the Speaker:

H.R. 1400. Referral to the Committees on Ways and Means, Financial Services, Oversight and Government Reform, and the Judiciary for a period ending not later than September 7, 2007.

#### ¶109.63 PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XII, public bills and resolutions were introduced and severally referred, as follows:

By Mr. OBERSTAR (for himself, Mr. ELLISON, Mr. PETERSON of Minnesota, Mr. RAMSTAD, Ms. MCCOLLUM of Minnesota, Mr. KLINE of Minnesota, Mr. WALZ of Minnesota, and Mrs. BACHMANN):

H.R. 3311. A bill to authorize additional funds for emergency repairs and reconstruction of the Interstate I-35 bridge located in Minneapolis, Minnesota, that collapsed on August 1, 2007, to waive the \$100,000,000 limitation on emergency relief funds for those emergency repairs and reconstruction, and for other purposes; to the Committee on Transportation and Infrastructure.

By Mr. DAVIS of Alabama (for himself and Mr. MELANCON):

H.R. 3312. A bill to amend the Internal Revenue Code of 1986 to extend the work opportunity tax credit for Hurricane Katrina employees; to the Committee on Ways and Means.

By Mr. EHLERS (for himself, Mr. BARTLETT of Maryland, Mr. DAVID DAVIS of Tennessee, and Mr. LAMPSON):

H.R. 3313. A bill to amend provisions of the Elementary and Secondary Education Act of 1965 relating to mathematics and science instruction; to the Committee on Education and Labor.

By Mr. DAVIS of Alabama (for himself and Mr. KING of New York):

H.R. 3314. A bill to amend the Internal Revenue Code of 1986 to allow the deduction of attorney-advanced expenses and court costs in contingency fee cases; to the Committee on Ways and Means.

By Mr. WAMP (for himself, Mr. JACKSON of Illinois, Mr. ADERHOLT, Mr. ALEXANDER, Mr. ANDREWS, Mr. BACA, Mrs. BACHMANN, Mr. BACHUS, Mr. BECERRA, Mr. BERMAN, Mr. BARRETT of South Carolina, Mrs. BIGGERT, Mr. BISHOP of Utah, Mr. BISHOP of Georgia, Mr. BISHOP of New York, Mr. BOOZMAN, Mr. BOREN, Mr. BOUSTANY, Mr. BONNER, Mrs. BONO, Mr. BOYD of Florida, Mr. BRADY of Pennsylvania, Ms. CORRINE BROWN of Florida, Ms. GINNY BROWN-WAITE of Florida, Mr. BURTON of Indiana, Mr. BUTTERFIELD, Mr. BUYER, Mr. CALVERT, Mr. CAMP of Michigan, Mr. CANNON, Mrs. CAPITO, Mr. CARDOZA, Mr. CARTER, Ms. CARSON, Ms. CASTOR, Mr. CLEAVER, Mr. CASTLE, Mrs. CHRISTENSEN, Mr. CLAY, Ms. CLARKE, Mr. CLYBURN, Mr. COHEN, Mr. CONYERS, Mr. COLE of Oklahoma, Mr. COSTELLO, Mr. CONAWAY, Mr. CRENSHAW, Mr. CROWLEY, Mr. CUMMINGS, Mr. CULBERSON, Mr. DAVIS of Alabama, Mr. DAVIS of Illinois, Mr. DAVID DAVIS of Tennessee, Mr. LINCOLN DAVIS of Tennessee, Mrs. DAVIS of California, Mr. TOM DAVIS of Virginia, Mr. DELAHUNT, Ms. DELAURIO, Mr. MARIO DIAZ-BALART of Florida, Mr. DOGGETT, Mr. DOYLE, Mr. DUNCAN, Mr. ELLISON, Mrs. EMERSON, Mr. EMANUEL, Mr. ENGEL, Mr. ENGLISH of Pennsylvania, Ms. FALLIN, Mr. FALEOMAVAEGA, Mr. FARR, Mr. FATTAH, Mr. FERGUSON, Mr. FLAKE, Mr. FORTENBERRY, Mr. FOSSELLA, Mr. FRANK of Massachusetts, Mr. FRELINGHUYSEN, Mr. GILCHREST, Mr. GINGREY, Mr. GOHMERT, Mr. GONZALEZ, Mr. GOODE, Mr. GORDON, Mr. GOODLATTE, Ms. GRANGER, Mr. AL GREEN of Texas, Mr. GRIJALVA, Mr. GUTIERREZ, Mr. HARE, Mr. HASTINGS of Florida, Mr. HELLER, Mr.

HENSARLING, Mr. HOBSON, Mr. HODES, Mr. HULSHOF, Mr. HUNTER, Mr. INSLEE, Ms. JACKSON-LEE of Texas, Mr. JEFFERSON, Mr. JINDAL, Ms. EDDIE BERNICE JOHNSON of Texas, Mr. JOHNSON of Georgia, Mrs. JONES of Ohio, Mr. SAM JOHNSON of Texas, Mr. JORDAN, Mr. KAGEN, Mr. KANJORSKI, Ms. KAPTUR, Mr. KELLER, Mr. KENNEDY, Mr. KILDEE, Ms. KILPATRICK, Mr. KINGSTON, Mr. KIRK, Mr. KLINE of Minnesota, Mr. KNOLLENBERG, Mr. KUCINICH, Mr. KUHLMANN of New York, Mr. LAHOOD, Mr. LAMBORN, Mr. LARSEN of Washington, Mr. LATHAM, Ms. LEE, Mr. LEWIS of Georgia, Mr. LEWIS of California, Mr. LEWIS of Kentucky, Mr. LEVIN, Mr. LOBIONDO, Mr. LOEBSACK, Mrs. LOWEY, Mr. DANIEL E. LUNGREN of California, Mrs. MCCARTHY of New York, Mr. MCCARTHY of California, Mr. MCCAULY of Texas, Ms. MCCOLLUM of Minnesota, Mr. MCCOTTER, Mr. MCCRERY, Mr. McDERMOTT, Mr. McGOVERN, Mr. McHENRY, Mr. McKEON, Mrs. McMORRIS RODGERS, Mr. MACK, Mr. MANZULLO, Mr. MARKEY, Ms. MATSUI, Mr. MEEK of Florida, Mr. MEEKS of New York, Mr. GARY G. MILLER of California, Mr. MILLER of Florida, Mr. MOLLOHAN, Ms. MOORE of Wisconsin, Mr. MORAN of Kansas, Mrs. MUSGRAVE, Mrs. MYRICK, Ms. NORTON, Mr. OLVER, Mr. ORTIZ, Mr. PALLONE, Mr. PAYNE, Mr. PEARCE, Mr. PENCE, Mr. PERLMUTTER, Mr. PETERSON of Pennsylvania, Mr. PICKERING, Mr. PITTS, Mr. PRICE of Georgia, Mr. PUTNAM, Mr. RADANOVICH, Mr. RAHALL, Mr. RAMSTAD, Mr. RANGEL, Mr. REGULA, Mr. REHBERG, Mr. RENZI, Mr. REYES, Mr. RODRIGUEZ, Mr. ROGERS of Kentucky, Mr. ROGERS of Michigan, Mr. ROGERS of Alabama, Mr. ROSKAM, Ms. ROYBAL-ALLARD, Mr. ROYCE, Mr. RUSH, Ms. SCHAKOWSKY, Mr. SCOTT of Georgia, Mr. SCOTT of Virginia, Mr. SERRANO, Mr. SESSIONS, Mr. SHAYS, Mr. SHIMKUS, Mr. SIMPSON, Ms. SLAGHTER, Mr. SMITH of Nebraska, Mr. SMITH of New Jersey, Mr. SNYDER, Ms. SOLIS, Mr. SOUDER, Mr. SPRATT, Mr. STARK, Mr. SULLIVAN, Ms. SUTTON, Mrs. TAUSCHER, Mr. TERRY, Mr. THOMPSON of Mississippi, Mr. TIERNEY, Mr. TIAHRT, Mr. TOWNS, Mr. TURNER, Mr. UDALL of New Mexico, Mr. UPTON, Mr. VAN HOLLEN, Ms. WASSERMAN SCHULTZ, Mr. WALSH of New York, Mr. WALZ of Minnesota, Ms. WATERS, Ms. WATSON, Mr. WATT, Mr. WEINER, Mr. WELCH of Vermont, Mr. WELDON of Florida, Mr. WHITFIELD, Mr. WICKER, Mr. WOLF, Mr. WU, Mr. WYNN, Mr. YOUNG of Florida, and Mr. YOUNG of Alaska):

H.R. 3315. A bill to provide that the great hall of the Capitol Visitor Center shall be known as Emancipation Hall; to the Committee on Transportation and Infrastructure.

By Mrs. MALONEY of New York (for herself and Mr. GILLMOR):

H.R. 3316. A bill to amend the Fair Credit Reporting Act to provide individuals the ability to control access to their credit reports, and for other purposes; to the Committee on Financial Services.

By Mr. FATTAH (for himself and Mr. SOUDER):

H.R. 3317. A bill to amend the Higher Education Act of 1965 to improve and enhance the Gaining Early Awareness and Readiness for Undergraduate Programs (GEAR UP); to the Committee on Education and Labor.

By Mrs. MALONEY of New York (for herself, Ms. WATSON, and Mr. SHAYS):

H.R. 3318. A bill to require that the recommended national protocol for sexual assault medical forensic examinations include a recommendation that rape victims be offered information about emergency contraceptives to prevent pregnancy; to the Committee on the Judiciary.

By Ms. SCHAKOWSKY (for herself, Mr. HARE, Ms. SUTTON, Mrs. BOYDA of Kansas, Mr. MCNERNEY, Mr. KAGEN, Mr. ELLISON, Mr. RYAN of Ohio, Mr. KILDEE, Ms. SOLIS, Mr. MICHAUD, Ms. WOOLSEY, Mr. DAVIS of Illinois, and Mr. JACKSON of Illinois):

H.R. 3319. A bill to provide Federal contracting preferences for, and a reduction in the rate of income tax imposed on, Patriot corporations, and for other purposes; to the Committee on Ways and Means, and in addition to the Committee on Oversight and Government Reform, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. SMITH of New Jersey (for himself, Mr. LANTOS, Ms. ROS-LEHTINEN, Mr. WEXLER, Mr. BURTON of Indiana, Mr. NADLER, Mr. BERMAN, Mr. ROTHMAN, and Mr. EMANUEL):

H.R. 3320. A bill to provide assistance for the Museum of the History of Polish Jews in Warsaw, Poland; to the Committee on Foreign Affairs.

By Mr. HOEKSTRA (for himself, Mr. BOEHNER, Mr. BLUNT, and Mr. PUTNAM):

H.R. 3321. A bill to update the Foreign Intelligence Surveillance Act of 1978, and for other purposes; to the Committee on the Judiciary, and in addition to the Committee on Intelligence (Permanent Select), for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. BOSWELL (for himself, Mr. CHANDLER, Ms. BORDALLO, and Mr. PATRICK MURPHY of Pennsylvania):

H.R. 3322. A bill to provide grants to units of local government and States to hire personnel to monitor the activities of sex offenders; to the Committee on the Judiciary.

By Mrs. CAPPS:

H.R. 3323. A bill to authorize the Secretary of the Interior to convey a water distribution system to the Goleta Water District, and for other purposes; to the Committee on Natural Resources.

By Mr. CLYBURN (for himself and Mr. MCKEON):

H.R. 3324. A bill to amend the Elementary and Secondary Education Act of 1965 to establish the First Tee Life Skills Program; to the Committee on Education and Labor.

By Mr. COURTNEY (for himself, Mr. SHAYS, Ms. DELAURO, Mr. LARSON of Connecticut, and Mr. MURPHY of Connecticut):

H.R. 3325. A bill to designate the facility of the United States Postal Service located at 235 Mountain Road in Suffield, Connecticut, as the "Corporal Stephen R. Bixler Post Office"; to the Committee on Oversight and Government Reform.

By Mr. ENGEL (for himself, Ms. PELOSI, Ms. ROS-LEHTINEN, Mr. WAXMAN, Mr. SHAYS, Mr. MARKEY, Mr. MCCOTTER, Mr. TOWNS, Mrs. BONO, Mr. RUSH, Mr. UPTON, Ms. ESHOO, Mrs. WILSON of New Mexico, Mr. WYNN, Mr. PICKERING, Mr. GENE GREEN of Texas, Mr. FOSSELLA, Ms. DEGETTE, Mr. FERGUSON, Mrs. CAPPS, Mr. SMITH of New Jersey, Mr. DOYLE, Mr. KIRK, Mr. ALLEN, Mr. PAUL, Ms. SCHAKOWSKY, Mr. FORTUÑO, Ms. SOLIS, Mr. WALSH of New York, Mr. INSLER, Mr. LOBIONDO, Ms. BALDWIN,

Mr. MCHUGH, Ms. HOOLEY, Mr. SAXTON, Mr. MATHESON, Mr. FRELINGHUYSEN, Mr. WEINER, Mr. WELLER, Mr. RANGEL, Mr. CASTLE, Mr. CLYBURN, Mr. DENT, Mr. EMANUEL, Mr. PORTER, Mr. MCDERMOTT, Mr. SESSIONS, Mr. HINCHAY, Mr. LINCOLN DIAZ-BALART of Florida, Mr. LANGEVIN, Mr. MARIO DIAZ-BALART of Florida, Mr. KING of New York, Mr. RAMSTAD, and Ms. LEE):

H.R. 3326. A bill to amend title XIX of the Social Security Act to permit States the option to provide Medicaid coverage for low-income individuals infected with HIV; to the Committee on Energy and Commerce.

By Mr. GALLEGLY (for himself, Mr.

BLUMENAUER, Mr. SHIMKUS, Mr. CALVERT, Mr. GARY G. MILLER of California, Mr. MARKEY, Mr. BILBRAY, Mr. COSTELLO, Mrs. MILLER of Michigan, Mr. PALLONE, Mr. UPTON, Mr. LEWIS of Kentucky, Mr. DOYLE, Mr. GILCHREST, Mr. KILDEE, Mr. BERMAN, Ms. LORETTA SANCHEZ of California, Mr. SHERMAN, Mrs. LOWEY, Mr. WOLF, Mr. THOMPSON of California, Mr. ROTHMAN, Ms. LINDA T. SANCHEZ of California, Mr. SAXTON, Mr. COBLE, Mr. BURTON of Indiana, Mr. LOBIONDO, Mr. CASTLE, Mr. BAIRD, Mr. WAXMAN, Mr. EVERETT, Mr. BILIRAKIS, Mr. ABERCROMBIE, Mr. SHAYS, Mr. KUCINICH, Mr. JONES of North Carolina, Ms. ESHOO, Ms. WATSON, Mr. MORAN of Virginia, Mr. WHITFIELD, Mr. RAMSTAD, Mr. MCHUGH, Ms. HARMAN, Mr. FORBES, Mr. TOM DAVIS of Virginia, Mr. WEINER, Mr. SCHIFF, Mr. ACKERMAN, Mrs. MYRICK, Ms. HOOLEY, Mr. SMITH of New Jersey, Mr. CAMPBELL of California, Ms. ZOE LOFGREN of California, Mr. LANTOS, and Mrs. BIGGERT):

H.R. 3327. A bill to amend the Animal Welfare Act to prohibit dog fighting ventures; to the Committee on Agriculture, and in addition to the Committee on the Judiciary, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Ms. GIFFORDS:

H.R. 3328. A bill to authorize the Secretary of the Interior, acting through the Commissioner of Reclamation, to conduct a feasibility study of water augmentation alternatives in the Sierra Vista Subwatershed; to the Committee on Natural Resources.

By Mr. AL GREEN of Texas (for himself and Mr. MICHAUD):

H.R. 3329. A bill to provide housing assistance for very low-income veterans; to the Committee on Financial Services.

By Mr. GUTIERREZ (for himself and Mr. FRANK of Massachusetts):

H.R. 3330. A bill to authorize the Secretary of the Treasury to prescribe the weights and the compositions of circulating coins, and for other purposes; to the Committee on Financial Services.

By Mr. HIGGINS:

H.R. 3331. A bill to prohibit, as a banned hazardous substance, certain household dishwashing detergent containing phosphorus; to the Committee on Energy and Commerce.

By Ms. HIRONO (for herself and Mr. ABERCROMBIE):

H.R. 3332. A bill to provide for the establishment of a memorial within Kalaupapa National Historical Park located on the island of Molokai, in the State of Hawaii, to honor and perpetuate the memory of those individuals who were forcibly relocated to the Kalaupapa Peninsula from 1866 to 1969, and for other purposes; to the Committee on Natural Resources.

By Mr. JACKSON of Illinois (for himself, Mr. WICKER, Mr. THOMPSON OF

Mississippi, Mr. PICKERING, Mr. LEWIS of Georgia, Mr. ROGERS of Alabama, Mr. STARK, Mr. KIRK, Mr. DAVIS of Alabama, Mrs. DRAKE, Mr. CONYERS, Mr. BURGESS, Mr. BOYD of Florida, Mr. FORBES, Ms. JACKSON-LEE of Texas, Mr. ALEXANDER, Ms. KILPATRICK, Mr. WAMP, Ms. WATSON, Mr. ENGLISH of Pennsylvania, Mr. SCOTT of Virginia, Mr. LATOURETTE, Ms. NORTON, Mr. BONNER, Mr. SERRANO, Mr. BOOZMAN, Mr. GUTIERREZ, Mr. TIBERI, Ms. WATERS, Mr. MARCHANT, Mr. DAVIS of Illinois, Mr. LOBIONDO, Mr. BISHOP of Georgia, Mr. TIAHRT, Mr. FATTAH, Mrs. EMERSON, Mr. MEEK of Florida, Mr. LATHAM, Mr. BUTTERFIELD, Mr. BOUSTANY, Ms. SCHAKOWSKY, Mr. RENZI, Mr. ORTIZ, Mr. JONES of North Carolina, Ms. WOOLSEY, Mr. WALSH of New York, Ms. LEE, Mr. GINGREY, Mr. JOHNSON of Georgia, Mr. LAHOOD, Mr. RODRIGUEZ, Mr. REGULA, Mr. AL GREEN of Texas, Mr. SHAYS, Mr. COOPER, Mr. HOBSON, and Mr. REYES):

H.R. 3333. A bill to amend the Public Health Service Act to improve the health and healthcare of racial and ethnic minority groups; to the Committee on Energy and Commerce.

By Mr. KENNEDY (for himself and Mr. CANTOR):

H.R. 3334. A bill to authorize the Secretary of Health and Human Services to conduct activities to rapidly advance treatments for spinal muscular atrophy, neuromuscular disease, and other pediatric diseases, and for other purposes; to the Committee on Energy and Commerce.

By Mr. LAMBORN:

H.R. 3335. A bill to establish the South Park National Heritage Area, and for other purposes; to the Committee on Natural Resources.

By Mr. LAMBORN (for himself and Mr. UDALL of Colorado):

H.R. 3336. A bill to direct the Secretary of the Interior to carry out a study to determine the suitability and feasibility of establishing a historic district to the Camp Hale on parcels of land in the State of Colorado; to the Committee on Natural Resources.

By Ms. LEE (for herself, Mr. GRIJALVA, Mr. WAXMAN, Mrs. CHRISTENSEN, Ms. NORTON, Ms. MCCOLLUM of Minnesota, Mr. MCDERMOTT, Mr. FATTAH, Mr. KUCINICH, Mr. BERMAN, Mr. DAVIS of Illinois, Mr. HASTINGS of Florida, Mr. BLUMENAUER, Ms. SOLIS, and Mr. RUSH):

H.R. 3337. A bill to remove from the Immigration and Nationality Act a provision rendering individuals having HIV inadmissible to the United States, and for other purposes; to the Committee on the Judiciary.

By Mr. LOBIONDO (for himself, Mr. SAXTON, and Mr. SMITH of New Jersey):

H.R. 3338. A bill to direct the Secretary of Veterans Affairs to expand the capability of the Department of Veterans Affairs to provide for the medical-care needs of veterans in southern New Jersey; to the Committee on Veterans' Affairs.

By Ms. MCCOLLUM of Minnesota (for herself, Mr. PETERSON of Minnesota, Mr. RAMSTAD, Mr. GEORGE MILLER of California, Mr. KILDEE, Mr. CLYBURN, Mr. LEWIS of Georgia, Ms. MATSUI, Mr. MARKEY, Mr. RAHALL, Ms. WATERS, Ms. WOOLSEY, Mr. KANJORSKI, Mr. WAXMAN, Mr. DEFAZIO, Mr. FARR, Mr. SKELTON, Ms. HOOLEY, Mr. ELLISON, Mr. WALZ of Minnesota, Mr. INSLER, Ms. KAPTUR, Mr. FRANK of Massachusetts, Mr. GRIJALVA, Mr. COHEN, Mr. HINCHAY, Ms. ESHOO, Mr. NADLER, Mrs. JONES of Ohio, Mr.

TIERNEY, Ms. WASSERMAN SCHULTZ, Ms. LEE, Mr. MCDERMOTT, Mr. BRALEY of Iowa, and Ms. LINDA T. SANCHEZ of California);

H.R. 3339. A bill to amend the Toxic Substances Control Act to reduce the health risks posed by asbestos-containing products, and for other purposes; to the Committee on Energy and Commerce.

By Mr. OBEY:

H.R. 3340. A bill to amend the Agricultural Manufacturing Act of 1946 to require labeling of raw agricultural forms of ginseng, including the country of harvest, and for other purposes; to the Committee on Agriculture.

By Mr. PAUL (for himself, Mr. PRICE of Georgia, and Mr. GINGREY):

H.R. 3341. A bill to ensure and foster continued patient safety and quality of care by exempting health care professionals from the Federal antitrust laws in their negotiations with health plans and health insurance issuers; to the Committee on the Judiciary.

By Mr. PAUL:

H.R. 3342. A bill to amend the Internal Revenue Code of 1986 to allow individuals a credit against income tax for the cost of insurance against negative outcomes from surgery, including against malpractice of a physician; to the Committee on Ways and Means.

By Mr. PAUL:

H.R. 3343. A bill to amend the Internal Revenue Code of 1986 to make health care coverage more accessible and affordable; to the Committee on Ways and Means.

By Mr. PAUL:

H.R. 3344. A bill to amend the Internal Revenue Code of 1986 to allow medical care providers a credit against income tax for uncompensated emergency medical care and to allow hospitals a deduction for such care; to the Committee on Ways and Means.

By Mr. PAYNE:

H.R. 3345. A bill to authorize the Secretary of Education to establish a competitive demonstration grant program to provide funds for local educational agencies in order to increase the effectiveness of substitute teaching, and for other purposes; to the Committee on Education and Labor.

By Ms. ROS-LEHTINEN (for herself and Mr. DELAHUNT):

H.R. 3346. A bill to provide compensation for United States citizens taken hostage by terrorists or state sponsors of terrorism; to the Committee on the Judiciary, and in addition to the Committee on Foreign Affairs, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Ms. SLAUGHTER (for herself and Mr. DUNCAN):

H.R. 3347. A bill to amend the Truth in Lending Act to prevent credit card issuers from taking unfair advantage of college students and their parents, and for other purposes; to the Committee on Financial Services.

By Mr. WAMP (for himself, Mr. MCCOTTER, Ms. ROS-LEHTINEN, Mr. GARRETT of New Jersey, and Mr. STEARNS):

H.R. 3348. A bill to require the Secretary of State to withhold from the United States contribution to the regularly assessed biennial budget of the United Nations an amount that is equal to the percentage of such contribution that the Secretary determines would be allocated by the United Nations to support the United Nations Economic and Social Council (ECOSOC) until such time as the United Nations and ECOSOC have withdrawn consultative status for all organizations with any affiliations to terrorist organizations; to the Committee on Foreign Affairs.

By Mr. YOUNG of Alaska:

H.R. 3349. A bill to authorize the Alaska Native Self-Governance in Housing Demonstration Program; to the Committee on Financial Services.

By Mr. YOUNG of Alaska:

H.R. 3350. A bill to amend the Alaska Native Claims Settlement Act to provide for equitable allotment of lands to Alaska Native veterans; to the Committee on Natural Resources.

By Mr. YOUNG of Alaska:

H.R. 3351. A bill to adapt the lessons of foreign aid to underdeveloped economies to the provision of Federal economic development assistance to similarly situated remote Native American communities, and for other purposes; to the Committee on Natural Resources.

By Mr. YOUNG of Alaska:

H.R. 3352. A bill to reauthorize and amend the Hydrographic Services Improvement Act, and for other purposes; to the Committee on Natural Resources.

By Mr. ANDREWS:

H. Con. Res. 199. Concurrent resolution expressing the sense of the Congress regarding Turkey's claims of sovereignty over islands and islets in the Aegean Sea; to the Committee on Foreign Affairs.

By Mr. KING of New York (for himself and Mr. LANTOS):

H. Con. Res. 200. Concurrent resolution expressing the sense of Congress regarding the immediate and unconditional release of Daw Aung San Suu Kyi; to the Committee on Foreign Affairs.

By Mr. ROHRBACHER:

H. Con. Res. 201. Concurrent resolution expressing the sense of Congress that the Government of Iraq should schedule a referendum to determine whether or not the people of Iraq want the Armed Forces of the United States to be withdrawn from Iraq or to remain in Iraq until order is restored to the country; to the Committee on Foreign Affairs.

By Mr. ELLISON (for himself, Mr. OBERSTAR, Ms. MCCOLLUM of Minnesota, Mr. RAMSTAD, Mr. PETERSON of Minnesota, Mr. WALZ of Minnesota, Mr. KLINE of Minnesota, and Mrs. BACHMANN):

H. Res. 606. A resolution honoring the city of Minneapolis, first responders, and the citizens of the State of Minnesota for their valiant efforts in responding to the horrific collapse of the Interstate Route 35W Mississippi River Bridge; to the Committee on Transportation and Infrastructure.

By Mr. MCDERMOTT (for himself and Mr. WILSON of South Carolina):

H. Res. 607. A resolution extending best wishes to the people of India as they celebrate the 60th anniversary of India's independence from the British Empire; to the Committee on Foreign Affairs.

By Mr. ROHRBACHER (for himself, Mr. PITTS, and Mr. SHIMKUS):

H. Res. 608. A resolution expressing the sense of the House of Representatives that the United States Government should take immediate steps to boycott the Summer Olympic Games in Beijing in August 2008 unless the Government of the People's Republic of China stops engaging in serious human rights abuses against its citizens and stops supporting serious human rights abuses by the Governments of Sudan, Burma, and North Korea against their citizens; to the Committee on Foreign Affairs.

#### 109.64 MEMORIALS

Under clause 3 of rule XII, memorials were presented and referred as follows:

149. The SPEAKER presented a memorial of the House of Representatives of the Commonwealth of Pennsylvania, relative to

House Resolution No. 292 urging the Congress of the United States to provide equitable funding to the United States Department of Housing and Urban Development for the operation of quality affordable housing; to the Committee on Financial Services.

150. Also, a memorial of the General Assembly of the State of Tennessee, relative to Senate Joint Resolution No. 361 urging the Congress of the United States to address the economic impact of interchange fees and merchant discount charges and develop clear and concise disclosure to consumers and retailers; to the Committee on Financial Services.

151. Also, a memorial of the House of Representatives of the Commonwealth of Pennsylvania, relative to House Resolution No. 345 urging the Congress of the United States to enact improvements to the No Child Left Behind Act of 2001 (NCLB); to the Committee on Education and Labor.

152. Also, a memorial of the General Court of the State of New Hampshire, relative to Senate Concurrent Resolution No. 2 urging the Congress of the United States to amend the No Child Left Behind Act; to the Committee on Education and Labor.

153. Also, a memorial of the Senate of the Commonwealth of Puerto Rico, relative to Senate Resolution No. 3259 expressing support of the financing of the State Children's Health Insurance Program (SCHIP) through federal funds, and to exhort the Congress of the United States to assure an increase in federal funds for the SCHIP, including the territories; to the Committee on Energy and Commerce.

154. Also, a memorial of the Legislature of the State of California, relative to Senate Joint Resolution No. 8 urging the Congress of the United States to renew the Special Statutory Funding Program for Type 1 Diabetes Research and the Special Diabetes Program for Indians; to the Committee on Energy and Commerce.

155. Also, a memorial of the Legislature of the State of California, relative to Assembly Joint Resolution No. 15 memorializing the Congress of the United States to act to commemorate the Armenian Genocide; to the Committee on Foreign Affairs.

156. Also, a memorial of the Senate of the State of Ohio, relative to Senate Resolution No. 18 urging the Congress of the United States to pass legislation establishing a Servitude and Emancipation Archival Research Clearinghouse in the National Archives; to the Committee on Oversight and Government Reform.

157. Also, a memorial of the Legislative Assembly of the State of Oregon, relative to Senate Joint Memorial No. 9 urging the Congress of the United States to pass legislation and appropriate funds for an orderly transition for the National Guard and National Guard Reservists to civilian life following active service; to the Committee on Veterans' Affairs.

158. Also, a memorial of the Senate of the State of Wisconsin, relative to Senate Resolution No. 8 memorializing the Congress of the United States to create a system that ensures that trade agreements are developed and implemented using a democratic, inclusive mechanism that enshrines the principles of federalism and state sovereignty; to the Committee on Ways and Means.

159. Also, a memorial of the Legislature of the State of Louisiana, relative to Senate Concurrent Resolution No. 114 memorializing the Congress of the United States to review and consider eliminating provisions of federal law which reduce Social Security benefits for those receiving pension benefits from federal, state, or local government retirement systems or funds; to the Committee on Ways and Means.

160. Also, a memorial of the Legislature of the State of California, relative to Senate

Joint Resolution No. 3 urging the Congress of the United States to reauthorize and fund the federal Secure Rural Schools and Community Self-Determination Act of 2000; jointly to the Committees on Agriculture and Natural Resources.

#### ¶109.65 PRIVATE BILLS AND RESOLUTIONS

Under clause 3 of rule XII, private bills and resolutions of the following titles were introduced and severally referred, as follows:

By Mr. KING of New York:

H.R. 3353. A bill for the relief of Terrence George; to the Committee on the Judiciary.

By Mr. LYNCH:

H.R. 3354. A bill for the relief of Paul Ladd and Jennifer Ladd; to the Committee on the Judiciary.

#### ¶109.66 ADDITIONAL SPONSORS

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

H.R. 98: Mrs. BOYDA of Kansas.  
 H.R. 191: Mr. ADERHOLT.  
 H.R. 380: Ms. BEAN.  
 H.R. 463: Mr. SPACE.  
 H.R. 468: Ms. MCCOLLUM of Minnesota, Ms. LINDA T. SANCHEZ of California, and Ms. WATSON.  
 H.R. 503: Mr. BOUCHER, Mr. FORTUÑO, and Mr. WELLER.  
 H.R. 513: Mr. HOLDEN, Mr. ABERCROMBIE, and Mr. WU.  
 H.R. 524: Mr. MCCOTTER.  
 H.R. 542: Mr. BACA, Mr. BECERRA, Mr. BRADY of Pennsylvania, Mr. CUMMINGS, Mr. ELLISON, Mr. GONZALEZ, Mr. GRIJALVA, Mr. HINOJOSA, Mr. HONDA, Ms. MATSUI, Mr. ORTIZ, Mr. PASTOR, Mr. RODRIGUEZ, Ms. ROYBAL-ALLARD, Mr. SERRANO, and Mr. SIRES.  
 H.R. 552: Mr. MORAN of Kansas, Mr. GEORGE MILLER of California, and Mr. COURTNEY.  
 H.R. 601: Mrs. MUSGRAVE, Mrs. CAPITO, and Mr. MANZULLO.  
 H.R. 621: Ms. HIRONO and Mrs. BLACKBURN.  
 H.R. 636: Mrs. MUSGRAVE.  
 H.R. 677: Mr. WAXMAN.  
 H.R. 687: Mr. SESTAK.  
 H.R. 690: Mr. ELLSWORTH.  
 H.R. 715: Mr. OLVER.  
 H.R. 719: Mr. BARROW, Mr. BERMAN, and Ms. BEAN.  
 H.R. 726: Mr. KILDEE.  
 H.R. 743: Mr. GERLACH.  
 H.R. 748: Mr. MARCHANT.  
 H.R. 898: Mr. FILNER.  
 H.R. 989: Mr. PITTS.  
 H.R. 1000: Mr. RUPPERSBERGER.  
 H.R. 1014: Mrs. EMERSON.  
 H.R. 1017: Ms. ZOE LOFGREN of California and Mr. HOLDEN.  
 H.R. 1022: Mr. HONDA.  
 H.R. 1029: Mr. SCOTT of Georgia.  
 H.R. 1064: Mrs. LOWEY, Mr. WOLF, and Mr. UPTON.  
 H.R. 1102: Mr. ELLSWORTH.  
 H.R. 1110: Ms. BALDWIN.  
 H.R. 1154: Mr. BACA, Mr. BERMAN, Mr. BECERRA, Ms. CORRINE BROWN of Florida, Mr. BISHOP of Georgia, Ms. CARSON, Mr. ELLISON, Mr. JOHNSON of Georgia, Ms. LEE, Mr. THOMPSON of Mississippi, Ms. WATERS, Mr. CLYBURN, Mr. DAVIS of Alabama, Mr. FATTAH, Mr. PAYNE, Mr. SCOTT of Virginia, Mr. SCOTT of Georgia, Mr. COSTA, Mrs. NAPOLITANO, Ms. ROYBAL-ALLARD, Mr. SALAZAR, Mr. SRES, Ms. VELÁZQUEZ, Mr. ABERCROMBIE, Mr. ACKERMAN, Ms. BEAN, Mr. BERRY, Mr. BOREN, Mr. BOYD of Florida, Mr. CARNEY, Mr. LINCOLN DAVIS of Tennessee, Mr. FARR, Mr. HIGGINS, Mr. KANJORSKI, Ms. MCCOLLUM of Minnesota, Mr. MATHESON, Mr. MELANCON, Mr. GEORGE MILLER of California, Mr. NADLER, Mr. PRICE of North Carolina,

Mr. ROTHMAN, Mr. SPRATT, Mr. STUPAK, and Mr. WEINER.  
 H.R. 1155: Mr. PRICE of North Carolina and Ms. NORTON.  
 H.R. 1193: Mr. MICHAUD and Mr. FERGUSON.  
 H.R. 1194: Mr. MURPHY of Connecticut.  
 H.R. 1229: Mr. MARSHALL and Mr. LYNCH.  
 H.R. 1230: Mr. DAVID DAVIS of Tennessee.  
 H.R. 1244: Mr. FRANK of Massachusetts and Mr. KILDEE.  
 H.R. 1279: Mrs. MCCARTHY of New York, Mr. OBERSTAR, Mr. CUMMINGS, Mr. PAYNE, and Mr. PORTER.  
 H.R. 1304: Mr. BOYD of Florida.  
 H.R. 1317: Mr. KNOLLENBERG and Ms. SUTTON.  
 H.R. 1336: Mr. DEFAZIO.  
 H.R. 1386: Ms. WOOLSEY, Mr. WILSON of Ohio, Mr. BLUMENAUER, and Mr. SPACE.  
 H.R. 1399: Mr. TIM MURPHY of Pennsylvania, Mr. HASTERT, Mr. HOEKSTRA, and Mr. MCHUGH.  
 H.R. 1420: Mr. MURPHY of Connecticut.  
 H.R. 1481: Mr. DAVIS of Kentucky.  
 H.R. 1506: Ms. LORETTA SANCHEZ of California.  
 H.R. 1518: Ms. MOORE of Wisconsin.  
 H.R. 1540: Mr. LATOURETTE and Mr. DOGGETT.  
 H.R. 1542: Mrs. CAPPS and Mr. BLUMENAUER.  
 H.R. 1552: Mr. LINCOLN DAVIS of Tennessee, Mr. ALEXANDER, and Ms. LORETTA SANCHEZ of California.  
 H.R. 1567: Mr. WEINER.  
 H.R. 1584: Mr. HILL, Mr. BOUSTANY, Ms. CORRINE BROWN of Florida, Mr. BROWN of South Carolina, Mr. WICKER, Mrs. EMERSON, Mr. BURTON of Indiana, Mrs. CUBIN, Mr. JOHNSON of Illinois, Mr. BAIRD, Mr. DELAHUNT, Ms. ROS-LEHTINEN, Mr. BUYER, Mr. PENCE, Mr. MANZULLO, Mr. GILLMOR, Mr. PAUL, Mr. WALDEN of Oregon, Mr. MICA, Mr. ADERHOLT, and Mr. BOYD of Florida.  
 H.R. 1609: Mr. HASTINGS of Florida, Ms. BERKLEY, Mr. RUPPERSBERGER, Mr. GERLACH, Mrs. CAPPS, Mr. ENGEL, and Mr. WOLF.  
 H.R. 1610: Mr. KUHL of New York, Mr. PASTOR, Mrs. DRAKE, Mr. KLEIN of Florida, Mr. RYAN of Ohio, Mr. JORDAN, Mr. MANZULLO, Mr. PAUL, Mr. MCCAUL of Texas, Mrs. MCMORRIS RODGERS, Mr. KANJORSKI, and Mr. PUTNAM.  
 H.R. 1621: Mr. FATTAH, Mr. GENE GREEN of Texas, and Mr. MARSHALL.  
 H.R. 1644: Mr. BRALEY of Iowa, Mr. WELCH of Vermont, Mr. LEWIS of Georgia, Mr. GORDON, Ms. SCHWARTZ, and Ms. ESHOO.  
 H.R. 1687: Mrs. NAPOLITANO.  
 H.R. 1712: Mr. JEFFERSON.  
 H.R. 1713: Mr. VAN HOLLEN.  
 H.R. 1767: Mr. ETHERIDGE.  
 H.R. 1772: Mr. SPACE.  
 H.R. 1781: Mr. KILDEE, Mr. TIERNEY, and Mr. BOREN.  
 H.R. 1807: Ms. ZOE LOFGREN of California and Mr. SALAZAR.  
 H.R. 1814: Mr. PETERSON of Minnesota and Mr. MANZULLO.  
 H.R. 1819: Mr. ALLEN.  
 H.R. 1835: Mr. WAXMAN.  
 H.R. 1843: Mr. WELCH of Vermont and Ms. BORDALLO.  
 H.R. 1908: Mr. MORAN of Virginia, Mr. SALLI, Ms. HOOLEY, Mrs. JO ANN DAVIS of Virginia, and Mr. BACHUS.  
 H.R. 1921: Ms. VELÁZQUEZ.  
 H.R. 1937: Mr. PEARCE, Mr. PETRI, Mr. BARTLETT of Maryland, and Mr. ROGERS of Alabama.  
 H.R. 1940: Mr. CAMPBELL of California, Mr. MCHUGH, and Mr. HOEKSTRA.  
 H.R. 1968: Mr. GENE GREEN of Texas and Mr. MORAN of Virginia.  
 H.R. 1992: Mr. JACKSON of Illinois, Mr. KANJORSKI, Mr. BOUCHER, Mr. BARROW, Mr. FRANK of Massachusetts, and Mr. DAVIS of Illinois.  
 H.R. 2015: Mr. DAVIS of Illinois.

H.R. 2086: Mrs. DRAKE.  
 H.R. 2087: Mr. LARSON of Connecticut.  
 H.R. 2095: Mr. LEWIS of Georgia.  
 H.R. 2122: Ms. LINDA T. SANCHEZ of California and Mr. LANGEVIN.  
 H.R. 2164: Ms. MCCOLLUM of Minnesota.  
 H.R. 2183: Mr. PITTS.  
 H.R. 2265: Ms. BERKLEY, Mr. FATTAH, Mr. NADLER, and Mrs. DAVIS of California.  
 H.R. 2325: Mr. MILLER of Florida.  
 H.R. 2353: Mr. LIPINSKI.  
 H.R. 2387: Mrs. BACHMANN.  
 H.R. 2447: Ms. MATSUI, Mr. CHANDLER, Ms. LINDA T. SANCHEZ of California, Mr. CLAY, Mr. SCHIFF, Mr. WEXLER, and Ms. ZOE LOFGREN of California.  
 H.R. 2452: Mr. COURTNEY.  
 H.R. 2490: Mr. PUTNAM and Mr. ENGLISH of Pennsylvania.  
 H.R. 2495: Mr. ELLSWORTH.  
 H.R. 2521: Mr. MARSHALL.  
 H.R. 2522: Ms. WATERS.  
 H.R. 2542: Mr. POE.  
 H.R. 2578: Mr. MCNULTY and Mrs. GILLIBRAND.  
 H.R. 2606: Mr. GORDON and Mr. MCHUGH.  
 H.R. 2634: Mr. DOYLE.  
 H.R. 2639: Mrs. MUSGRAVE.  
 H.R. 2689: Mr. DOGGETT.  
 H.R. 2702: Mr. FILNER and Mr. DINGELL.  
 H.R. 2729: Mr. KILDEE.  
 H.R. 2738: Mr. BARTLETT of Maryland and Mr. MCINTYRE.  
 H.R. 2758: Mr. SHERMAN.  
 H.R. 2774: Mr. LAMPSON and Mr. SMITH of Texas.  
 H.R. 2784: Mrs. BACHMANN, Mr. FORBES, Mr. FORTUÑO, Mr. GOODLATTE, Mr. HASTINGS of Washington, Mr. GARY G. MILLER of California, Mr. PAUL, Mr. TIBERI, Mr. KING of Iowa, Mr. ROSKAM, Mr. KINGSTON, and Mr. WELLER.  
 H.R. 2807: Mr. ALEXANDER, Mr. BOOZMAN, and Mr. MCCOTTER.  
 H.R. 2818: Mr. LANGEVIN, Mr. ELLISON, and Mr. ALLEN.  
 H.R. 2842: Mr. WU.  
 H.R. 2894: Mr. COOPER and Mr. PASCRELL.  
 H.R. 2895: Ms. MOORE of Wisconsin, Mr. ALLEN, and Mr. GRIJALVA.  
 H.R. 2897: Mr. NUNES.  
 H.R. 2905: Mr. FRELINGHUYSEN, Mr. PLATTS, Mr. BACHUS, Mr. BARTLETT of Maryland, Mr. BILIRAKIS, Mr. BROUN of Georgia, Mr. CHABOT, Mr. COBLE, Mr. LINCOLN DIAZ-BALART of Florida, Mr. DREIER, Mrs. EMERSON, Mr. HALL of Texas, Mr. INGLIS of South Carolina, Mr. JINDAL, Mr. LEWIS of California, Mr. MANZULLO, Mr. MCKEON, Mr. TIM MURPHY of Pennsylvania, Ms. PRYCE of Ohio, Mr. REGULA, Mr. RENZI, Mr. ROGERS of Michigan, Ms. ROS-LEHTINEN, Mr. SMITH of New Jersey, Mr. WAMP, Mr. PETERSON of Pennsylvania, Mr. FOSSELLA, Mr. EHLERS, Mr. GILCREST, Mrs. JO ANN DAVIS of Virginia, and Mr. HOBSON.  
 H.R. 2910: Mrs. CAPPS, Mr. SESTAK, Mr. JOHNSON of Georgia, Ms. LEE, Mr. HINCHEY, Mr. LOEBSACK, Mrs. BOYDA of Kansas, and Mrs. TAUSCHER.  
 H.R. 2923: Mr. WICKER.  
 H.R. 2927: Mr. TIM MURPHY of Pennsylvania, Mr. HERGER, Mr. WHITFIELD, Mr. PENCE, Mrs. SCHMIDT, Mr. SULLIVAN, Mr. AKIN, Mr. LEWIS of California, Mr. RAHALL, Mr. NUNES, Mr. BRADY of Texas, and Mr. FEENEY.  
 H.R. 2928: Mr. RUSH.  
 H.R. 2930: Ms. CLARKE, Mr. EMANUEL, and Mr. FRANK of Massachusetts.  
 H.R. 2942: Mr. SAXTON and Mr. LYNCH.  
 H.R. 2949: Mr. MORAN of Virginia, Ms. SCHAKOWSKY, and Mrs. CAPPS.  
 H.R. 3004: Mr. UDALL of New Mexico, Mr. GONZALEZ, Mrs. MUSGRAVE, Mr. DEFAZIO, and Mr. ENGLISH of Pennsylvania.  
 H.R. 3014: Mr. GUTIERREZ.  
 H.R. 3026: Mrs. BOYDA of Kansas, Mr. PETERSON of Pennsylvania, Mr. GOODE, Mr.

KUHL of New York, Ms. GRANGER, Ms. PRYCE of Ohio, Mr. MARSHALL, Mr. RAHALL, Mr. JONES of North Carolina, and Mr. ABERCROMBIE.

H.R. 3035: Mr. MARIO DIAZ-BALART of Florida, Mr. EHLERS, Mr. BERMAN, Mr. MARSHALL, Mr. HULSHOF, and Mr. NADLER.

H.R. 3041: Mr. LANGEVIN.

H.R. 3047: Mr. GARRETT of New Jersey.

H.R. 3057: Ms. DELAURIO and Mr. YARMUTH.

H.R. 3059: Mr. BRADY of Texas and Mr. FEENEY.

H.R. 3090: Mrs. MCMORRIS RODGERS.

H.R. 3098: Mr. SKELTON.

H.R. 3109: Mr. PAUL and Mr. GERLACH.

H.R. 3113: Mr. RODRIGUEZ, Mr. SIREN, Mr. ORTIZ, Mr. TOWNS, Ms. KILPATRICK, Mr. WYNN, Mr. RUSH, Mr. HASTINGS of Florida, Mr. LEWIS of Georgia, Ms. SOLIS, Mr. GRIJALVA, Mr. ISRAEL, Mr. HINCHEY, and Ms. CLARKE.

H.R. 3133: Mr. LEWIS of Georgia.

H.R. 3138: Mr. RYAN of Wisconsin, Mrs. EMERSON, Ms. FALLIN, Mr. ROGERS of Kentucky, and Mr. PITTS.

H.R. 3140: Mr. WELCH of Vermont and Mrs. MCMORRIS RODGERS.

H.R. 3145: Mr. MANZULLO.

H.R. 3147: Mr. GERLACH and Mr. PEARCE.

H.R. 3168: Mrs. CHRISTENSEN.

H.R. 3170: Mr. ABERCROMBIE.

H.R. 3174: Mr. LOEBSSACK.

H.R. 3175: Mr. GRIJALVA.

H.R. 3195: Ms. GINNY BROWN-WAITE of Florida, Mr. OLVER, Mr. CASTLE, Mr. GILLMOR, Mr. PASTOR, Mr. GENE GREEN of Texas, Mr. LYNCH, Mr. CARNAHAN, Mr. ORTIZ, Mr. KUCINICH, Mr. GUTIERREZ, Ms. BERKLEY, Mr. DOYLE, Mr. SERRANO, Mr. DOGGETT, Ms. MOORE of Wisconsin, Mr. BRALEY of Iowa, Mr. MICHAUD, Mr. SIREN, Mr. MURPHY of Connecticut, and Ms. CARSON.

H.R. 3209: Mr. LARSON of Connecticut.

H.R. 3213: Mr. SKELTON, Mr. SALAZAR, Mr. ROGERS of Alabama, Mr. BISHOP of Utah, and Mr. CARTER.

H.R. 3220: Mr. INSLEE, Ms. ZOE LOFGREN of California, Mr. LANGEVIN, Mrs. MALONEY of New York, Ms. SOLIS, Mr. SCHIFF, Mrs. CAPP, Mr. UDALL of Colorado, Mr. ENGEL, Ms. BORDALLO, Ms. BALDWIN, Ms. DEGETTE, Mr. BLUMENAUER, Mr. HOLT, Mr. SHERMAN, Mr. BERMAN, Mr. ACKERMAN, Mr. ALLEN, Ms. LEE, Mr. DAVIS of Illinois, Mr. CHANDLER, Mr. CLAY, Mr. BAIRD, Mr. ANDREWS, Ms. CLARKE, Mr. BOUCHER, Ms. CARSON, Ms. CORRINE BROWN of Florida, Mr. CROWLEY, Mr. BISHOP of New York, Mr. CARNAHAN, Mrs. CHRISTENSEN, Mr. GRIJALVA, Mr. FILNER, Mr. DICKS, Mr. FARR, Ms. ESHOO, Ms. HERSETH SANDLIN, Mr. FRANK of Massachusetts, Mr. HONDA, Ms. BERKLEY, Mr. MCNERNEY, Ms. MCCOLLUM of Minnesota, Mr. KILDEE, Mr. MCCORMOTT, Mrs. NAPOLITANO, Mrs. MCCARTHY of New York, Mr. FATTAH, Ms. HARMAN, Mr. PALLONE, Mrs. LOWEY, Ms. SCHAKOWSKY, Ms. NORTON, Mr. DELAHUNT, Mr. HODES, Ms. HOOLEY, Mr. KENNEDY, Ms. MATSUI, Mr. MCGOVERN, Mr. MEEK of Florida, Mr. NADLER, Ms. MOORE of Wisconsin, Mr. ISRAEL, Mr. MURPHY of Connecticut, Ms. KILPATRICK, Ms. KAPTUR, and Mr. PASTOR.

H.R. 3223: Mr. DELAHUNT.

H.R. 3224: Mr. LATOURETTE.

H.R. 3233: Mr. TAYLOR, Mr. WICKER, and Mr. LEWIS of Georgia.

H.R. 3249: Mr. GRIJALVA and Mr. NADLER.

H.R. 3269: Mr. GILCREST.

H.R. 3275: Mr. BLUMENAUER.

H.R. 3276: Mrs. MILLER of Michigan.

H.R. 3298: Mr. MURTHA, Mr. BRALEY of Iowa, Mr. BACA, Mrs. MCCARTHY of New York, Mr. MEEK of Florida, Mr. MICHAUD, Mr. ELLSWORTH, Mrs. JONES of Ohio, Mr. HARE, Mr. CAPUANO, Mrs. BOYDA of Kansas, Mr. LEWIS of Georgia, Ms. KAPTUR, Mr. THOMPSON of California, Mr. BRADY of Pennsylvania, and Mr. CARNEY.

H.J. Res. 40: Mr. DONNELLY, Mr. LARSON of Connecticut, and Mr. SARBANES.

H. Con. Res. 37: Mr. MANZULLO.

H. Con. Res. 90: Mr. COHEN.

H. Con. Res. 125: Mr. JONES of North Carolina and Mrs. DAVIS of California.

H. Con. Res. 129: Mr. GRIJALVA and Ms. SOLIS.

H. Con. Res. 181: Mr. AKIN.

H. Con. Res. 183: Mr. BOEHNER, Mr. TERRY, Mr. COBLE, and Mr. RAMSTAD.

H. Con. Res. 193: Mr. SESTAK, Mr. HODES, Mr. WALZ of Minnesota, Mr. ALTMIRE, Mr. PLATTS, Mr. EDWARDS, Mr. CUELLAR, Mr. STUPAK, Mr. SIREN, Mr. BACA, Mr. MCCAUL of Texas, and Mr. PETERSON of Pennsylvania.

H. Res. 37: Mrs. NAPOLITANO, Mr. MCGOVERN, Mr. DAVIS of Illinois, and Mr. MORAN of Virginia.

H. Res. 106: Mr. MCHUGH, Mr. LAHOOD, and Mr. HALL of New York.

H. Res. 111: Ms. LORETTA SANCHEZ of California.

H. Res. 335: Mr. RYAN of Ohio.

H. Res. 499: Mr. MICA, Mr. ISSA, Mr. CALVERT, Mr. WHITFIELD, Mrs. BONO, Mrs. JO ANN DAVIS of Virginia, Mr. FORTENBERRY, Mr. DREIER, Mr. SPACE, Mr. KANJORSKI, and Mr. MANZULLO.

H. Res. 508: Ms. BERKLEY.

H. Res. 549: Mr. ENGLISH of Pennsylvania.

H. Res. 572: Mr. GERLACH and Mr. MARSHALL.

H. Res. 575: Mr. COHEN.

H. Res. 587: Mr. TAYLOR.

H. Res. 589: Mr. PERLMUTTER, Mrs. MALONEY of New York, Mr. BISHOP of New York, and Mr. PASTOR.

H. Res. 590: Mr. ALTMIRE and Mr. HINCHEY.

#### ¶109.67 PETITIONS

Under clause 3 of rule XII, petitions and papers were laid on the clerk's desk and referred as follows:

141. The SPEAKER presented a petition of the Legislature of Monroe County, New York, relative to Resolution No. 07-0158 memorializing the Congress of the United States to pass the Breast Cancer and Environmental Research Act; to the Committee on Energy and Commerce.

142. Also, a petition of the Legislature of Dutchess County, New York, relative to Resolution No. 207145 supporting an Independent Safety Assessment of the Indian Point Nuclear Power Plant; to the Committee on Energy and Commerce.

143. Also, a petition of the United Methodist Church, California, relative to a resolution supporting H.J. Res. 14, Concerning the Use of Military Force by the United States Against Iran; to the Committee on Foreign Affairs.

144. Also, a petition of the Beachside Bungalow Preservation Association, Far Rockaway, New York, relative to requesting an investigation of the National Oceanic and Atmospheric Administration and networked agencies with regards to the management program in Rockaway Queens, New York; to the Committee on Natural Resources.

145. Also, a petition of the Maine Democratic Party, relative to a resolution calling for an investigation of President Bush and Vice-President Cheney leading, if warranted, to their impeachment; to the Committee on the Judiciary.

146. Also, a petition of the Town of New Salem, Massachusetts, relative to a Resolution calling for the impeachment of President George W. Bush and Vice President Richard B. Cheney; to the Committee on the Judiciary.

147. Also, a petition of the Town of Southwest Ranches, Florida, relative to Resolution No. 2007-069 requesting the Congress of the United States appropriate the necessary funds to bring the Herbert Hoover Dike into compliance with current Levee Protection Safety Standards; to the Committee on Transportation and Infrastructure.

#### FRIDAY, AUGUST 3, 2007 (110)

#### ¶110.1 APPOINTMENT OF SPEAKER PRO TEMPORE

The House was called to order by the SPEAKER pro tempore, Mr. MURTHA, who laid before the House the following communication:

WASHINGTON, DC.

August 3, 2007.

I hereby appoint the Honorable JOHN P. MURTHA to act as Speaker pro tempore on this day.

NANCY PELOSI,

Speaker of the House of Representatives.

#### ¶110.2 APPROVAL OF THE JOURNAL

The SPEAKER pro tempore, Mr. MURTHA, announced he had examined and approved the Journal of the proceedings of Thursday, August 2, 2007.

Mr. SENSENBRENNER, pursuant to clause 1, rule I, demanded a vote on agreeing to the Chair's approval of the Journal.

The question being put, viva voce, Will the House agree to the Chair's approval of said Journal?

The SPEAKER pro tempore, Mr. MURTHA, announced that the yeas had it.

Mr. SENSENBRENNER demanded a vote by division.

Mr. HOYER demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Mr. MURTHA, pursuant to clause 8, rule XX, announced that further proceedings on the question were postponed.

#### ¶110.3 COMMUNICATIONS

Executive and other communications, pursuant to clause 8, rule XII, were referred as follows:

2873. A letter from the Executive Director, Commodity Futures Trading Commission, transmitting the Commission's final rule — Rules Relating to Permissible Uses of Official Seal (RIN: 3038-AC42) received June 18, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

2874. A letter from the Regulatory Analyst, Department of Agriculture, transmitting the Department's final rule — United States Standards for Sorghum (RIN: 0580-AA91) received July 16, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

2875. A letter from the Congressional Review Coordinator, Department of Agriculture, transmitting the Department's final rule — Black Stem Rust; Addition of Rust-Resistant Varieties [Docket No. APHIS-2007-0072] received July 23, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

2876. A letter from the Congressional Review Coordinator, APHIS, Department of Agriculture, transmitting the Department's final rule — Cattle for Export; Removal of Certain Testing Requirements [Docket No. APHIS-2006-0147] (RIN: 0579Z-AC26) received July 26, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

2877. A letter from the Congressional Review Coordinator, APHIS, Department of Agriculture, transmitting the Department's final rule — Oriental Fruit Fly; Removal of



Quarantined Areas [Docket No. APHIS-2006-0151] received July 26, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

2878. A letter from the Congressional Review Coordinator, APHIS, Department of Agriculture, transmitting the Department's final rule — Brucellosis in Cattle; State and Area Classifications; Idaho [Docket No. APHIS-2007-0097] received July 26, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

2879. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Dimethenamid; Pesticide Tolerance [EPA-HQ-OPP-2006-0165; FRL-8138-2] received July 23, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

2880. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Diflubenzuron; Pesticide Tolerance for Emergency Exemptions [EPA-HQ-OPP-2007-0446; FRL-8136-7] received July 19, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

2881. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Glufosinate-ammonium; Pesticide Tolerance [EPA-HQ-OPP-2007-0313; FRL-8137-4] received July 19, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

2882. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Penoxsulam (2-(2,2-difluoroethoxy) -N-(5,8-dimethoxy[1,2,4]triazolo[1,5-c]pyrimidin-2-yl)-6-(trifluoromethyl)benzenesulfonamide; Pesticide Tolerance [EPA-HQ-OPP-2006-0076; FRL-8137-7] received July 19, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

2883. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Fenazaquin, 4-tert-butylphenethyl Quinazolin-4-yl Ether; Pesticide Import Tolerance [EPA-HQ-OPP-2006-0075; FRL-8141-3] received August 2, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

2884. A letter from the Director, Education Activity, Department of Defense, transmitting the Department's report on the public-private competition for bus service in the Domestic Dependent Elementary and Secondary Schools at Camp Lejeune, North Carolina, pursuant to 10 U.S.C. 2461; to the Committee on Armed Services.

2885. A letter from the Under Secretary for Personnel and Readiness, Department of Defense, transmitting a letter on the approved retirement of Lieutenant General John M. Curran, United States Army, and his advancement to the grade of lieutenant general on the retired list; to the Committee on Armed Services.

2886. A letter from the Secretary, Department of Defense, transmitting the Department's report regarding progress in building interagency capacity for national security missions, pursuant to Section 1035 of the John Warner National Defense Authorization Act for Fiscal Year 2007, Pub. L. 109-364; to the Committee on Armed Services.

2887. A letter from the Secretary, Department of Agriculture, transmitting a copy of draft legislation, "To establish a program to revitalize rural multi-family housing"; to the Committee on Financial Services.

2888. A letter from the Chief Counsel, FEMA, Department of Homeland Security, transmitting the Department's final rule — Changes in Flood Elevation Determinations

[Docket No. FEMA-B-7719] received July 31, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Financial Services.

2889. A letter from the Chief Counsel, FEMA, Department of Homeland Security, transmitting the Department's final rule — Changes in Flood Elevation Determinations [Docket No. FEMA-B-7717] received August 2, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Financial Services.

2890. A letter from the Counsel for Legislation and Regulations, Department of Housing and Urban Development, transmitting the Department's final rule — Adjustable Rate and Home Equity Conversion Mortgages-Additional Index [Docket No. FR-4969-F-02] (RIN: 2502-AI32) received July 31, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Financial Services.

2891. A letter from the Regulatory Specialist Legislative and Regulatory Activities Division, Department of the Treasury, transmitting the Department's final rule — Management Official Interlocks [Docket ID OTS-2007-0013] (RIN: 1550-AC09) received July 16, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Financial Services.

2892. A letter from the General Counsel, Department of the Treasury, transmitting a copy of a draft bill that seeks to modernize the Treasury Tax and Loan (TT&L) statute; to the Committee on Financial Services.

2893. A letter from the Chairman and President, Export-Import Bank, transmitting a report on transactions involving U.S. exports to Ireland pursuant to Section 2(b)(3) of the Export-Import Bank Act of 1945, as amended; to the Committee on Financial Services.

2894. A letter from the Chairman and President, Export-Import Bank, transmitting a report on transactions involving U.S. exports to Brazil pursuant to Section 2(b)(3) of the Export-Import Bank Act of 1945, as amended; to the Committee on Financial Services.

2895. A letter from the Assistant to the Board, Federal Reserve System, transmitting the System's final rule — Truth in Lending [Regulation Z; Docket No. R-1291] received August 3, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Financial Services.

2896. A letter from the Associate General Counsel, Government Accountability Office, transmitting the Office's final rule — Amendments to Rules Regarding Management's Report on Internal Control Over Financial Reporting (RIN: 3235-AJ58) received July 31, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Financial Services.

2897. A letter from the Deputy Director, Pension Benefit Guaranty Corporation, transmitting the Corporation's final rule — Benefits Payable in Terminated Single-Employer Plans; Allocation of Assets in Single-Employer Plans; Interest Assumptions for Valuing and Paying Benefits — received July 31, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Education and Labor.

2898. A letter from the Acting Director/PDRA-RUS/USDA, Department of Agriculture, transmitting the Department's final rule — Public Television Station Digital Transition Grant Program (RIN: 0572-AC02) received July 10, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

2899. A letter from the Director, Regulations Policy and Mgmt. Staff, Department of Health and Human Services, transmitting the Department's final rule — Listing of Color Additives Subject to Certification; D&C Black No. 3 [Docket No. 1995C-0286 (formerly Docket No. 95C-0286)] received July 30, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

2900. A letter from the Regulations Coordinator, Department of Health and Human Services, transmitting the Department's

final rule — Amendment to the Interim Final Regulation for Mental Health Parity [CMS-4094-F5] (RIN: 0938-AO83) received July 27, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

2901. A letter from the Regulations Coordinator, Department of Health and Human Services, transmitting the Department's final rule — High Risk Pools [CMS-2260-IFC] (RIN: 0938-A046) received July 27, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

2902. A letter from the Deputy Assistant Administrator, Office of Diversion Control, Drug Enforcement Administration, Department of Justice, transmitting the Department's final rule — Changes in the Regulation of Iodine Crystals and Chemical Mixtures Containing Over 2.2 Percent Iodine [Docket No. DEA-257F] (RIN: 1117-AA93) received July 31, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

2903. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Federal Motor Vehicle Safety Standards; Tire Pressure Monitoring Systems [Docket No. NHTSA 2007-28694, Notice 1] (RIN: 2127-AJ90) received August 3, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

2904. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's report entitled, "Guidance for Evaluating the Oral Bioavailability of Metals in Soils for Use in Human Health Risk Assessment"; to the Committee on Energy and Commerce.

2905. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Extension of Cross-Media Electronic Reporting Rule Deadline for Authorized Programs [EPA-HQ-OEI-2003-0001; FRL-8449-8] (RIN: 2025-AA07) received July 30, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

2906. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Approval and Promulgation of Implementation Plans and Designation of Areas for Air Quality Planning Purposes; Kentucky; Redesignation of Boyd County, Kentucky Portion of the Huntington-Ashland 8-Hour Ozone Nonattainment Area to Attainment for Ozone [EPA-R04-OAR-2006-0362-200702; FRL-8449-5] received July 30, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

2907. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Approval and Promulgation of Air Quality Implementation Plans; Michigan [EPA-R05-OAR-2006-0541; FRL-8449-6] received July 30, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

2908. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Approval and Promulgation of Implementation Plans; Iowa; Clean Air Interstate Rule [EPA-R07-OAR-2007-0347; FRL-8450-1] received July 23, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

2909. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Approval and Promulgation of Implementation Plans; State of Kansas [EPA-R07-OAR-2007-0620; FRL-8450-5] received July 23, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

2910. A letter from the Principal Deputy Associate Administrator, Environmental

Protection Agency, transmitting the Agency's final rule — Approval and Promulgation of Implementation Plans; State of Missouri [EPA-R07-OAR-2007-061; FRL-8450-7] received July 23, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

2911. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Approval and Promulgation of Implementation Plans; Louisiana; Clean Air Interstate Rule Sulfur Dioxide Trading Program [EPA-R06-OAR-2006-0849; FRL-8442-8] received July 19, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

2912. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Revisions to the Arizona State Implementation Plan, Maricopa County [EPA-R09-OAR-2007-0610; FRL-8448-6] received July 23, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

2913. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Determination of Attainment, Approval of Designation of Areas for Air Quality Planning Purposes; Indiana; Correction [EPA-R05-OAR-2006-0459; FRL-8450-3] received July 23, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

2914. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Approval and Promulgation of Air Quality Implementation; North Dakota; Revisions to New Source Review Rules [(EPA-R08-OAR-2006-0502), FRL-8441-9] received July 19, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

2915. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Partial Withdrawal of Direct Final Rule Revising the California State Implementation Plan, San Joaquin Valley Air Pollution Control District [EPA-R09-OAR-2007-0236; FRL-8444-3] received July 19, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

2916. A letter from the Assistant Bureau Chief, Enforcement Bureau, Federal Communications Commission, transmitting the Commission's final rule — In the Matter of Amendment of Section 1.80(b)(1) of the Commission's Rules Increase of Forfeiture Maxima for Obscene, Indecent, and Profane Broadcasts to Implement The Broadcast Decency Enforcement Act of 2005 [EB-06-IH-2271] received July 30, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

2917. A letter from the Acting Legal Advisor to the Chief/WTB, Federal Communications Commission, transmitting the Commission's final rule — In the Matter of Amendment of Part 90 of the Commission's Rules [WP Docket No. 07-100] received July 30, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

2918. A letter from the General Counsel, Federal Energy Regulatory Commission, transmitting the Commission's final rule — FPA Section 203 Supplemental Policy Statement [Docket No. PL07-01-000] received July 31, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

2919. A letter from the Principal Deputy General Counsel, Federal Energy Regulatory Commission, transmitting the Commission's final rule — Market-Based Rates for Wholesale Sales of Electric Energy, Capacity and Ancillary Services by Public Utilities [Dock-

et No. RM04-7-000; Order No. 697] received July 3, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

2920. A letter from the Director, International Cooperation, Department of Defense, transmitting Pursuant to Section 27(f) of the Arms Export Control Act and Section 1(f) of Executive Order 11958, Transmittal No. 08-07 informing of an intent to sign the Information Assurance Research Collaboration Agreement between the United States and Argentina, pursuant to 22 U.S.C. 2767(f); to the Committee on Foreign Affairs.

2921. A letter from the Secretary, Department of the Treasury, transmitting a six month periodic report on the national emergency with respect to Liberia that was declared in Executive Order 13348 of July 22, 2004, pursuant to 50 U.S.C. 1641(c); to the Committee on Foreign Affairs.

2922. A letter from the Assistant Secretary for Export Administration, Department of Commerce, transmitting the Department's final rule — Antiboycott penalty guidelines [Docket No. 0612242577-7145-01] (RIN: 0694-AD63) received July 16, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Foreign Affairs.

2923. A letter from the Deputy Assistant Secretary For Export Administration, Department of Commerce, transmitting the Department's final rule — Technical Corrections to the Export Administration Regulations [Docket No. 070611188-7189-01] (RIN: 0694-AE07) received August 2, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Foreign Affairs.

2924. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting pursuant to section 36(c) of the Arms Export Control Act, certification of a proposed license for the export of defense articles and services to the Governments of Russia, Ukraine, and Norway (Transmittal No. DDTC 071-07); to the Committee on Foreign Affairs.

2925. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting Pursuant to section 36(c) of the Arms Export Control Act, certification of a proposed license for the export of defense articles and services to the Government of Russia (Transmittal No. DDTC 072-07); to the Committee on Foreign Affairs.

2926. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting pursuant to section 36(c) of the Arms Export Control Act, certification of a proposed license for the export of defense articles and services to the Government of the United Kingdom (Transmittal No. DDTC 068-07); to the Committee on Foreign Affairs.

2927. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting the Department's report entitled, "Human Rights Report for International Military Education and Training Recipients," in accordance with Section 549 of the Foreign Assistance Act of 1961; to the Committee on Foreign Affairs.

2928. A letter from the Defense Nuclear Facilities Safety Board, transmitting the Board's FY 2006 Annual Report required by Section 203 of the Notification and Federal Antidiscrimination and Retaliation Act of 2002, Pub. L. 107-174; to the Committee on Oversight and Government Reform.

2929. A letter from the Director for Civil Rights, Department of Commerce, transmitting the Department's annual report for FY 2006 prepared in accordance with Section 203 of the Notification and Federal Employee Antidiscrimination and Retaliation Act of 2002 (No FEAR Act), Public Law 107-174; to the Committee on Oversight and Government Reform.

2930. A letter from the Deputy White House Liaison, Department of Justice, transmitting a report pursuant to the Federal Vacan-

cies Reform Act of 1998; to the Committee on Oversight and Government Reform.

2931. A letter from the Deputy White House Liaison, Department of Justice, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Oversight and Government Reform.

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2953. A letter from the Deputy White House Liaison, Department of Justice, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Oversight and Government Reform.

2954. A letter from the Deputy White House Liaison, Department of Justice, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Oversight and Government Reform.

2955. A letter from the Deputy White House Liaison, Department of Justice, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Oversight and Government Reform.

2956. A letter from the Deputy White House Liaison, Department of Justice, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Oversight and Government Reform.

2957. A letter from the Deputy White House Liaison, Department of Justice, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Oversight and Government Reform.

2958. A letter from the Deputy White House Liaison, Department of Justice, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Oversight and Government Reform.

2959. A letter from the Deputy White House Liaison, Department of Justice, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Oversight and Government Reform.

2960. A letter from the Deputy White House Liaison, Department of Justice, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Oversight and Government Reform.

2961. A letter from the Deputy White House Liaison, Department of Justice, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Oversight and Government Reform.

2962. A letter from the Assistant Secretary for Administration and Mgmt., Department of Labor, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Oversight and Government Reform.

2963. A letter from the General Counsel, Office of Management and Budget, transmitting the Office's final rule — Cost Accounting Standards Board (CAS); Applicability of Cost Accounting Standards Coverage — received July 31, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Oversight and Government Reform.

2964. A letter from the Executive Secretary, U.S. Agency for International Development, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Oversight and Government Reform.

2965. A letter from the Acting Assistant Administrator, Bureau for Legislative and Public Affairs, U.S. Agency for International Development, transmitting the Agency's final rule — Various Administrative Changes to the USAID Acquisition Regulations (AIDAR) (RIN: 0412-AA60) received June 18, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Oversight and Government Reform.

2966. A letter from the Office of the District of Columbia Auditor, transmitting a report entitled, "Letter Report: Audit of Advisory Neighborhood Commission 4A for Fiscal Years 2005 Through 2007, as of March 31, 2007"; to the Committee on Oversight and Government Reform.

2967. A letter from the Office of the District of Columbia Auditor, transmitting a report entitled, "Letter Report: Review of Advisory Neighborhood Commission 2C Grant Awards for the Period March 2005 through December 2006"; to the Committee on Oversight and Government Reform.

2968. A letter from the Chair, Election Assistance Commission, transmitting the Commission's report regarding State governments' expenditures of Help America Vote Act (HAVA) funds from December 31, 2006 through September 30, 2006; to the Committee on House Administration.

2969. A letter from the Chair, Election Assistance Commission, transmitting the Commission's report entitled, "The Impact of the National Voter Registration Act of 1993 on the Administration of Elections for Federal Office 2005-2006"; to the Committee on House Administration.

2970. A letter from the Deputy Secretary, Department of the Interior, transmitting a copy of a draft bill entitled, "Preserve America and Save America's Treasures Act"; to the Committee on Natural Resources.

2971. A letter from the Associate Deputy Secretary, Department of the Interior, transmitting a copy of a draft bill which would amend the Federal Land Transaction Facilitation Act; to the Committee on Natural Resources.

2972. A letter from the Director, Office of Sustainable Fisheries, NMFS, National Oceanic and Atmospheric Administration, transmitting the Administration's final rule — Fisheries of the Exclusive Economic Zone Off Alaska; Pacific Ocean Perch in the Eastern Aleutian District of the Bering Sea and Aleutian Islands Management Area [Docket No. 070213033-7033-01] (RIN: 0648-XB33) received July 31, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Natural Resources.

2973. A letter from the Director, Office of Sustainable Fisheries, NMFS, National Oceanic and Atmospheric Administration, transmitting the Administration's final rule — Magnuson-Stevens Fishery Conservation and Management Act Provisions; Fisheries of the Northeastern United States; Atlantic Sea Scallop Fishery; Closure of the Nantucket Lightship Scallop Access Area to General Category Scallop Vessels [Docket No. 060314069-6069-01] (RIN: 0648-XA84) received July 31, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Natural Resources.

2974. A letter from the Acting Director, Office of Sustainable Fisheries, NMFS, National Oceanic and Atmospheric Administration, transmitting the Administration's final rule — Magnuson-Stevens Act Provisions; Fisheries Off West Coast States; Pacific Coast Groundfish Fishery; Biennial Specifications and Management Measures; Inseason Adjustments [Docket No. 060824226-6322-02] (RIN: 0648-AV69) received July 31, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Natural Resources.

2975. A letter from the Director, Office of Sustainable Fisheries, NMFS, National Oceanic and Atmospheric Administration, transmitting the Administration's final rule — Fisheries of the Exclusive Economic Zone Off Alaska; Deep-water Species Fishery by Catcher Processor Rockfish Cooperatives in the Gulf of Alaska [Docket No. 070213032-7032-01] (RIN: 0648-XB12) received July 31, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Natural Resources.

2976. A letter from the General Counsel, Department of Commerce, transmitting a copy of a draft bill entitled, "Patent Law Treaty Implementation Act"; to the Committee on the Judiciary.

2977. A letter from the Federal Liaison Officer, Patent and Trademark Office, Department of Commerce, transmitting the Department's final rule — Miscellaneous Changes to Trademark Trial and Appeal Board Rules [Docket No.: PTO-T-2005-014] (RIN: 0651-AB56) received August 1, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on the Judiciary.

2978. A letter from the Controller, National Society Daughters of the American Revolution, transmitting the Audited Financial Statements of NSDAR for the Fiscal Year ending February 28, 2007, pursuant to 36 U.S.C. 1102; to the Committee on the Judiciary.

2979. A letter from the Assistant Secretary for Civil Works, Department of the Army, Department of Defense, transmitting the Final Feasibility Report and Environmental Assessment for the Lido Key, Sarasota County, Florida, Hurricane and Storm Damage Reduction Project; to the Committee on Transportation and Infrastructure.

2980. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Special Local Regulations for Marine Events; Atlantic Ocean, Ocean City, MD [CGD05-07-016] (RIN: 1625-AA08) received July 30, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

2981. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Special Local Regulations for Marine Events; Delaware River, Delaware City, DE [CGD05-07-020] (RIN: 1625-AA08) received July 30, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

2982. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Special Local Regulations for Marine Events; Sail Virginia 2007; Port of Hampton Roads, VA [CGD05-07-012] (RIN: 1625-AA08) received July 30, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

2983. A letter from the Chief, Regulations and Administrative Law, Department of Homeland Security, transmitting the Department's final rule — Safety Zone; Recovery of Aircraft, Lake Michigan, Milwaukee, WI. [CGD09-07-032] (RIN: 1625-AA00) received August 2, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

2984. A letter from the Chief, Regulations and Administrative Law, Department of Homeland Security, transmitting the Department's final rule — Drawbridge Operation Regulations; Charles River and its tributaries, Boston, MA [CGD01-07-058] received August 2, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

2985. A letter from the Chief, Regulations and Administrative Law, Department of Homeland Security, transmitting the Department's final rule — Drawbridge Operation Regulations; Long Island, New York

Inland Waterway from East Rockway Inlet to Shinnecock Canal, Jones Beach, NY. [CGD01-07-046] received August 2, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

2986. A letter from the Chief, Regulations and Administrative Law, Department of Homeland Security, transmitting the Department's final rule — Drawbridge Operation Regulations; Long Island, New York Inland Waterway from East Rockaway Inlet to Shinnecock Canal, Jones Beach, NY. [CGD01-07-045] received August 2, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

2987. A letter from the Chief, Regulations and Administrative Law, Department of Homeland Security, transmitting the Department's final rule — Drawbridge Operation Regulations; Long Island, New York Waterway from East Rockaway Inlet to Shinnecock Canal, Hempstead, NY. [CGD01-07-044] received August 2, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

2988. A letter from the Chief, Regulations and Administrative Law, Department of Homeland Security, transmitting the Department's final rule — Drawbridge Operation Regulations; Raritan River, Arthur Kill, and their tributaries, NJ. [CGD01-07-056] received August 2, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

2989. A letter from the Chief, Regulations and Administrative Law, Department of Homeland Security, transmitting the Department's final rule — Safety Zone; BART Transbay Tube Seismic Upgrade; San Francisco, California [COTP San Francisco Bay 07-025] (RIN: 1625-AA00) received August 2, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

2990. A letter from the Chief, Regulations and Administrative Law, Department of Homeland Security, transmitting the Department's final rule — Safety Zone; Roostertail Fireworks, Detroit River, Detroit, MI. [CGD09-07-021] (RIN: 1625-AA00) received August 2, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

2991. A letter from the Chief, Regulations and Administrative Law, Department of Homeland Security, transmitting the Department's final rule — Safety Zone; Celebrate America Fundraiser Fireworks, Lake St. Clair, Grosse Pointe Farms, MI. [CGD09-07-030] (RIN: 1625-AA00) received August 2, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

2992. A letter from the Chief, Regulations and Administrative Law, Department of Homeland Security, transmitting the Department's final rule — Safety Zone; Riverfest 2007, Connecticut River, Hartford, CT. [CGD01-07-064] (RIN: 1625-AA00) received August 2, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

2993. A letter from the Chief, Regulations and Administrative Law, Department of Homeland Security, transmitting the Department's final rule — Safety Zone; Sand and Sea Festival Fireworks Display, Salisbury, Massachusetts. [CGD01-07-043] (RIN: 1625-AA00) received August 2, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

2994. A letter from the Chief, Regulations and Administrative Law, Department of Homeland Security, transmitting the Department's final rule — Safety Zone; Beverly Homecoming Fireworks, Beverly, Massachusetts. [CGD01-07-008] (RIN: 1625-AA00) received August 2, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

2995. A letter from the Chief, Regulations and Administrative Law, Department of Homeland Security, transmitting the Department's final rule — Safety Zone, Chicago Harbor, Navy Pier East, Chicago, IL. [CGD09-07-007] (RIN: 1625-AA00) received August 2, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

2996. A letter from the Chief, Regulations and Administrative Law, Department of Homeland Security, transmitting the Department's final rule — Safety Zones; Annual events requiring safety zones in the Captain of the Port Lake Michigan zone. [CGD09-07-005] (RIN: 1625-AA00) received August 2, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

2997. A letter from the Chief, Regulations and Administrative Law, Department of Homeland Security, transmitting the Department's final rule — Safety Zone; Chicago Harbor, Navy Pier Southeast, Chicago, IL. [CGD09-07-006] (RIN: 1625-AA00) received August 2, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

2998. A letter from the Chief, Regulations and Administrative Law, Department of Homeland Security, transmitting the Department's final rule — Safety Zone; Milwaukee Harbor, Milwaukee, WI. [CDG09-07-008] (RIN: 1625-AA00) received August 2, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

2999. A letter from the Chief, Regulations and Administrative Law, Department of Homeland Security, transmitting the Department's final rule — Safety Zone; Town of Weymouth Fourth of July Celebration Fireworks, Weymouth, Massachusetts. [CGD01-07-002] (RIN: 1625-AA00) received August 2, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

3000. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Safety Zone; Town of Lynn Fourth of July Fireworks Display, Nahant Bay, Massachusetts [CGD01-07-031] (RIN: 1625-AA00) received August 2, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

3001. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Safety Zone; Mercyhurst College "Old Fashion 4th of July" Presque Isle Bay, Erie, PA [CGD09-07-034] (RIN: 1625-AA00) received August 2, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

3002. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Safety Zone; Independence Day Fireworks Display, St. Lawrence River, Alexandria Bay, NY [CGD09-07-043] (RIN: 1625-AA00) received August 2, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

3003. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Safety Zone; City of Richmond July 3rd Fireworks Show, San Francisco Bay, CA [COTP San Francisco Bay 07-027] (RIN: 1625-AA00) received August 2, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

3004. A letter from the Chief, Regulations and Administrative Law, USCG, Department

of Homeland Security, transmitting the Department's final rule — Safety Zone; Boston Pops Fireworks, Boston, Massachusetts [CGD01-07-072] (RIN: 1625-AA00) received August 2, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

3005. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Safety Zones; Lake Tahoe Independence Day Celebration, Lake Tahoe, CA and Lake Tahoe, NV [COTP San Francisco Bay 07-020] (RIN: 1625-AA00) received August 2, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

3006. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Safety Zone; Foundation Amistad Fireworks, East Hampton, NY [CGD01-07-079] (RIN: 1625-AA00) received August 2, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

3007. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Safety Zone; Independence Day Celebration Fireworks [CGD01-07-037] (RIN: 1625-AA00) received August 2, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

3008. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Safety Zone; Salem Harbor Celebrates the 4th of July Fireworks — Boston, Massachusetts [CGD01-07-073] (RIN: 1625-AA00) received August 2, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

3009. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Safety Zone; Hingham 4th of July Fireworks Display, Hingham, Massachusetts [CGD01-07-036] (RIN: 1625-AA00) received August 2, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

3010. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Special Local Regulations for Marine Events; York River, Yorktown, VA [CGD05-07-031] (RIN: 1625-AA08) received August 2, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

3011. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Special Local Regulations for Marine Events; Rappahannock River, Essex County, Westmoreland County, Layton, Virginia [CGD05-07-017] (RIN: 1625-AA08) received August 2, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

3012. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Safety Zone; Town of Marblehead Fourth of July Fireworks Display, Marblehead Harbor, Massachusetts [CGD01-07-001] (RIN: 1625-AA00) received August 2, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

3013. A letter from the Chief, Regulations and Administrative Law, USCG, Department of Homeland Security, transmitting the Department's final rule — Safety Zone; Patapsco River, Northwest and Inner Harbors,

Baltimore, MD [CGD05-07-010] (RIN: 1625-AA00) received August 2, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

3014. A letter from the Secretary, Department of Transportation, transmitting the Department's summary and detailed breakdown of the disability-related complaints that U.S. and foreign passenger carriers operating to and from the U.S. received during the 2006 calendar year, pursuant to section 707 of the Wendell H. Ford Aviation Investment and Reform Act for the 21st Century; to the Committee on Transportation and Infrastructure.

3015. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Modification of Class E Airspace; Marshalltown, IA. [Docket No. FAA-2007-27679; Airspace Docket No. 07-ACE-4] received August 3, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

3016. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Amendment of Class E Airspace; Middlesboro, KY. [Docket No. FAA-2007-27262; Airspace Docket No. 07-ASO-1] received August 3, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

3017. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Modification of Class E Airspace; Hugoton, KS. [Docket No. FAA-2007-27838; Airspace Docket No. 07-ACE-6] received August 3, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

3018. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Establishment of Class E Airspace; Dean Memorial Airport, NH [Docket No. FAA-2007-28010, Airspace Docket No. 07-ANE-91] received August 3, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

3019. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Airbus Model A300-600 Series Airplanes [Docket No. FAA-2006-26120; Directorate Identifier 2006-NM-184-AD; Amendment 39-15051; AD 2007-10-10] (RIN: 2120-AA64) received August 3, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

3020. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Robinson Helicopter Company Model R44 and R44 II Helicopters [Docket No. FAA-2006-26696; Directorate Identifier 2006-SW-19-AD; Amendment 39-15058; AD 2007-11-01] (RIN: 2120-AA64) received August 3, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

3021. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Dornier Luftfahrt GmbH Model 228 Series Airplanes [Docket No. FAA-2007-27295 Directorate Identifier 2007-CE-013-AD; Amendment 39-15060; AD 2007-11-03] (RIN: 2120-AA64) received August 3, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

3022. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Reims Aviation S.A. Model F406 Airplanes [Docket No. FAA-2007-26973 Directorate Identifier 2007-CE-002-AD; Amendment 39-15061; AD 2007-11-04] (RIN: 2120-AA64) received August 3, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

3023. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; McDonnell Douglas Model DC-9-81 (MD-81), DC-9-82 (MD-82), DC-9-83 (MD-83), DC-9-87 (MD-87), and MD-88 Airplanes [Docket No. FAA-2007-28100; Directorate Identifier 2007-NM-103-AD; Amendment 39-15045; AD 2007-10-04] (RIN: 2120-AA64) received August 3, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

3024. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; General Electric Company (GE) CF6-80C2B Series Turbofan Engines [Docket No. FAA-2006-25738; Directorate Identifier 2006-NE-27-AD; Amendment 39-15085; AD 2007-12-07] (RIN: 2120-AA64) received August 3, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

3025. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Diamond Aircraft Industries GmbH Model DA 40 Airplanes [Docket No. FAA-2007-27348; Directorate Identifier 2007-CE-015-AD; Amendment 39-15078; AD 2007-11-21] (RIN: 2120-AA64) received August 3, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

3026. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Hawker Beechcraft Corporation (Type Certificate No. A00010WI previously held by Raytheon Aircraft Company) Model 390 Airplanes [Docket No. FAA-2007-28251; Directorate Identifier 2007-CE-049-AD; Amendment 39-15099; AD 2007-12-21] (RIN: 2120-AA64) received August 3, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

3027. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; General Electric Company CF34-10E Series Turbofan Engines [Docket No. FAA-2006-26585; Directorate Identifier 2006-NE-44-AD; Amendment 39-15087; AD 2007-12-09] (RIN: 2120-AA64) received August 3, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

3028. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Revision of Class E Airspace; Red Dog, AK [Docket No. FAA-2006-26396; Airspace Docket No. 06-AAL-40] received August 3, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

3029. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Modification of Class E Airspace; Marshalltown, IA. [Docket No. FAA-2007-27679; Airspace Docket No. 07-ACE-4] received August 3, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

3030. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Establishment of Class E Airspace; Front Royal-Warren County, VA [Docket No. FAA-2007-27512, Airspace Docket No. 07-AEA-01] received August 3, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

3031. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Modification of Class E Airspace; Canby, MN. [Docket No. FAA-2007-27676; Airspace Docket No. 07-AGL-2] received August 3, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

3032. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Revision of Class E Airspace; Port Heiden, AK [Docket No. FAA-2007-27222; Airspace Docket No. 07-AAL-02] received August 3, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

3033. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Revision of Class E Airspace; Kodiak, AK [Docket No. FAA-2007-27221; Airspace Docket No. 07-AAL-01] received August 3, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

3034. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Standard Instrument Approach Procedures, Weather Takeoff Minimums; Miscellaneous Amendments [Docket No. 30549 Amdt. 3217] received August 3, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

3035. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Standard Instrument Approach Procedures, Weather Takeoff Minimums; Miscellaneous Amendments [Docket No. 30548 Amdt. No. 3216] received August 3, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

3036. A letter from the FMCSA Regulatory Ombudsman, Department of Transportation, transmitting the Department's final rule — Parts and Accessories Necessary for Safe Operations; Surge Brake Requirements [Docket No. FMCSA-2005-21323] (RIN: 2126-AA91) received August 3, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

3037. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Air Tractor, Inc. Model AT-602 Airplanes [Docket No. FAA-2006-26775; Directorate Identifier 2007-CE-01-AD; Amendment 39-15042; AD 2007-10-01] (RIN: 2120-AA64) received August 3, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

3038. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Sikorsky Aircraft Corporation Model S-76A, B, and C Helicopters [Docket No. FAA-2007-28241; Directorate Identifier 2007-SW-07-AD; Amendment 39-15062; AD 2007-11-05] (RIN: 2120-AA64) received August 3, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

3039. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Airbus Model A340-211, -212, -311, and -312 Airplanes [Docket No. FAA-2007-28354; Directorate Identifier 2006-NM-245-AD; Amendment 39-15086; AD 2007-12-08] (RIN: 2120-AA64) received August 3, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

3040. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Airbus Model A330 and A340 Airplanes [Docket No. FAA-2007-28369; Directorate Identifier 2007-NM-076-AD; Amendment 39-15088; AD 2007-12-10] (RIN: 2120-AA64) received August 3, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

3041. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Modification of Class E Airspace; Monticello, IA. [Docket No. FAA-2007-27678; Airspace Docket No. 07-

ACE-3] received August 3, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

3042. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Modification of Class E Airspace; Manhattan, KS. [Docket No. FAA-2007-27677; Airspace Docket No. 07-ACE-2] received August 3, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

3043. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Revised Compliance Dates under the National Pollutant Discharge Elimination System Permit Regulations and Effluent Limitations Guidelines and Standards for Concentrated Animal Feeding Operations [EPA-HQ-OW-2005-0036; FRL-8444-8] (RIN: 2040-AE92) received July 19, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

3044. A letter from the Secretary, Department of Veterans Affairs, transmitting a copy of a draft bill to clarify the requirements for special monthly pension based on age and disability; to the Committee on Veterans' Affairs.

3045. A letter from the Secretary, Department of Veterans Affairs, transmitting a copy of a draft bill entitled, "Agent Orange Equitable Compensation Act"; to the Committee on Veterans' Affairs.

3046. A letter from the Chief, Publications and Regulations Branch, Internal Revenue Service, transmitting the Service's final rule — Qualifying Advanced Coal Project Program [Notice 2007-52] received July 30, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

3047. A letter from the Chief, Publications and Regulations Branch, Internal Revenue Service, transmitting the Service's final rule — 26 CFR 1.707-1: Transactions between partner and partnership. (Rev. Rul. 2007-40) received July 30, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

3048. A letter from the Chief, Publications and Regulations, Internal Revenue Service, transmitting the Service's final rule — Change to Office to which Notices of Non-judicial Sale and Requests for Return of Wrongfully Levied Property must be sent. [TD 9344] (RIN: 1545-BG24) received July 30, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

3049. A letter from the Chief, Publications and Regulations, Internal Revenue Service, transmitting the Service's final rule — Entry of Taxable Fuel [TD 9346] (RIN: 1545-BC08) received July 31, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

3050. A letter from the Chief, Publications and Regulations Branch, Internal Revenue Service, transmitting the Service's final rule — Repayment of Commodity Credit Corporation Loans [Notice 2007-63] received July 31, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

3051. A letter from the Chief, Publications and Regulations, Internal Revenue Service, transmitting the Service's final rule — Determination of Issue Price in the Case of Certain Debt Instruments Issued for Property (Rev. Rul. 2007-44) received July 31, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

3052. A letter from the Chief, Publications and Regulations, Internal Revenue Service, transmitting the Service's final rule — Section 1248 Attribution Principles [TD 9345] (RIN: 1545-BA93) received July 31, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

3053. A letter from the Chief, Publications and Regulations, Internal Revenue Service,

transmitting the Service's final rule — Return Required by Subchapter T Cooperative Under Section 6012 [TD 9336] (RIN: 1545-BF82) received July 31, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

3054. A letter from the Chief, Publications and Regulations, Internal Revenue Service, transmitting the Service's final rule — AJCA Modifications to the Section 6112 Regulations [TD 9352] (RIN: 1545-BE28) received August 2, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

3055. A letter from the Chief, Publications and Regulations, Internal Revenue Service, transmitting the Service's final rule — AJCA Modifications to the Section 6111 Regulations [TD 9351] (RIN: 1545-BE26) received August 2, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

3056. A letter from the Chief, Publications and Regulations, Internal Revenue Service, transmitting the Service's final rule — AJCA Modifications to the Section 6011 Regulations [TD 9350] (RIN: 1545-BE24) received August 2, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

3057. A letter from the Chief, Publications and Regulations, Internal Revenue Service, transmitting the Service's final rule — Qualified Severance of a Trust for Generation-Skipping Transfer (GST) Tax Purposes [TD 9348] (RIN: 1545-BC50) received August 2, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

3058. A letter from the Chief, Publications and Regulations Branch, Internal Revenue Service, transmitting the Service's final rule — Revised Regulations Concerning Section 403(b) Tax-Sheltered Annuity Contracts [TD 9340] (RIN: 1545-BB64) received July 25, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

3059. A letter from the Secretary, Department of Agriculture, transmitting a copy of draft legislation entitled, "Healthy Forests Partnership Act"; jointly to the Committees on Agriculture and Natural Resources.

3060. A letter from the Assistant Secretary for Civil Rights, Department of Education, transmitting the Department's Fiscal Year 2006 Annual Report to Congress for the Office For Civil Rights, in accordance with the requirements of the Department of Education Organization Act; jointly to the Committees on Education and Labor and the Judiciary.

3061. A letter from the Regulations Coordinator, Department of Health and Human Services, transmitting the Department's final rule — Medicare Program; Prospective Payment System and Consolidated Billing for Skilled Nursing Facilities for FY 2008 [CMS-1545-F] (RIN: 0938-AO64) received August 1, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); jointly to the Committees on Energy and Commerce and Ways and Means.

3062. A letter from the Regulations Coordinator, Department of Health and Human Services, transmitting the Department's final rule — Medicare Program; Changes to the Hospital Inpatient Prospective Payment Systems and Fiscal Year 2008 Rates [CMS-1533-FC] (RIN: 0938-AO70) received August 1, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); jointly to the Committees on Energy and Commerce and Ways and Means.

3063. A letter from the Regulations Coordinator, CMS, Department of Health and Human Services, transmitting the Department's "Major" final rule — Medicare Program; Inpatient Rehabilitation Facility Prospective Payment System for Federal Fiscal Year 2008 [CMS-1551-F] (RIN: 0938-AO63) received August 1, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); jointly to the Committees on Energy and Commerce and Ways and Means.

3064. A letter from the Inspector General, Special Inspector General for Iraq Recon-

struction pursuant to Section 3001(i) of Title III of the 2004 Emergency Supplemental Appropriations for Defense and for the Reconstruction of Iraq and Afghanistan (Pub. L. 108-106) as amended by Pub. L. 108-375, Pub. L. 109-102, Pub. L. 109-364, Pub. L. 109-440, and Pub. L. 110-28; jointly to the Committees on Foreign Affairs and Appropriations.

3065. A letter from the Secretary, Department of Veterans Affairs, transmitting a copy of a draft bill entitled, "Veterans' Pride Initiative Act"; jointly to the Committees on Veterans' Affairs and Armed Services.

3066. A letter from the Secretary, Department of Transportation, transmitting a copy of a draft bill entitled, "To amend and enhance certain maritime programs of the Department of Transportation, and for other purposes"; jointly to the Committees on Transportation and Infrastructure, Ways and Means, and Natural Resources.

3067. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting a copy of a draft bill entitled, "To amend the R.M.S. Titanic Maritime Memorial Act of 1986 to implement the International Agreement Concerning the Shipwrecked Vessel RMS Titanic"; jointly to the Committees on Natural Resources, Foreign Affairs, Ways and Means, the Judiciary, and Transportation and Infrastructure.

#### ¶110.4 RECESS—9:46 A.M.

The SPEAKER pro tempore, Mr. PASTOR, pursuant to clause 12(a) of rule I, declared the House in recess at 9 o'clock and 46 minutes a.m., subject to the call of the Chair.

#### ¶110.5 AFTER RECESS—1:18 P.M.

The SPEAKER pro tempore, Mr. PASTOR, called the House to order.

#### ¶110.6 PROVIDING FOR CONSIDERATION OF MOTIONS TO SUSPEND THE RULES

Mr. HASTINGS of Florida, by direction of the Committee on Rules, called up the following resolution (H. Res. 600):

*Resolved*, That it shall be in order at any time through the legislative day of Friday, August 3, 2007, for the Speaker to entertain motions that the House suspend the rules relating to the following measures:

(1) The bill (H.R. 3087) to require the President, in coordination with the Secretary of State, the Secretary of Defense, the Joint Chiefs of Staff, and other senior military leaders, to develop and transmit to Congress a comprehensive strategy for the redeployment of United States Armed Forces in Iraq.

(2) A bill to amend the Foreign Intelligence Surveillance Act of 1978 to establish a procedure for authorizing certain electronic surveillance.

When said resolution was considered. After debate,

#### ¶110.7 MOTION TO ADJOURN

Mrs. WILSON of New Mexico, moved that the House do now adjourn.

The question being put, *viva voce*,

Will the House now adjourn?

The SPEAKER pro tempore, Mr. PASTOR, announced that the nays had it.

Mrs. WILSON of New Mexico, demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.



110.8 ORDER OF BUSINESS—  
PROCEEDINGS VACATED

On motion of Mr. HOYER, by unanimous consent,

*Ordered*, That the proceedings of the vote on the previous motion were vacated and the motion be withdrawn without prejudice, and the Chair be authorized to declare a recess subject to the call of the chair.

110.9 MESSAGE FROM THE SENATE

A message from the Senate by Ms. Curtis, one of its clerks, announced that the Senate has passed without amendment bills of the House of the following titles:

H.R. 2863. An Act to authorize the Coquille Indian Tribe of the State of Oregon to convey land and interests in land owned by the Tribe.

H.R. 2952. An Act to authorize the Saginaw Chippewa Tribe of Indians of the State of Michigan to convey land and interests in land owned by the Tribe.

The message also announced that the Senate has passed with amendment in which the concurrence of the House is requested, a bill of the House of the following title:

H.R. 976. An Act to amend the Internal Revenue Code of 1986 to provide tax relief for small businesses, and for other purposes.

The message also announced that the Senate has passed bills of the following titles in which the concurrence of the House is requested:

S. 775. An Act to establish a National Commission on the Infrastructure of the United States.

S. 1983. An Act to amend the Federal Insecticide, Fungicide, and Rodenticide Act to renew and amend the provisions for the enhanced review of covered pesticide products, to authorize fees for certain pesticide products, to extend and improve the collection of maintenance fees, and for other purposes.

The message also announced that pursuant to section 194 of title 14, United States Code, as amended by Public Law 101-595, the Chair, on behalf of the Vice President, and upon the recommendation of the Chairman of the Committee on Commerce, Science and Transportation, appoints the following Senators to the Board of Visitors of the U.S. Coast Guard Academy: the Senator from Alaska [Mr. STEVENS], from the Committee on Commerce, Science and Transportation, the Senator from Maine [Ms. COLLINS], At Large.

The message also announced that the Senate agrees to the report of the committee of conference on the disagreeing votes of the two Houses on the amendment of the Senate to the bill (H.R. 2272) "An Act to invest in innovation through research and development, and to improve the competitiveness of the United States."

110.10 RECESS—2:46 P.M.

The SPEAKER pro tempore, Mr. PASTOR, pursuant to the previous order of the House, declared the House in recess at 2 o'clock and 46 minutes p.m., subject to the call of the Chair.

110.11 AFTER RECESS—4 P.M.

The SPEAKER pro tempore, Mrs. TAUSCHER, called the House to order.

110.12 FURTHER CONSIDERATION OF H.  
RES. 600

When said resolution was considered further.

After further debate,

110.12 MOTION TO ADJOURN

Mr. HOEKSTRA moved that the House do now adjourn.

The question being put, viva voce, Will the House now adjourn?

The SPEAKER pro tempore, Mrs. TAUSCHER, announced that the nays had it.

Mr. HOEKSTRA demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The vote was taken by electronic device.

It was decided in the { Yeas ..... 180  
negative ..... } Nays ..... 237

110.13 [Roll No. 817]

YEAS—180

- |                 |                 |               |
|-----------------|-----------------|---------------|
| Aderholt        | Franks (AZ)     | Peterson (PA) |
| Akin            | Frelinghuysen   | Petri         |
| Alexander       | Garrett (NJ)    | Pickering     |
| Bachmann        | Gillmor         | Pitts         |
| Bachus          | Gingrey         | Platts        |
| Baker           | Gohmert         | Poe           |
| Barrett (SC)    | Goode           | Porter        |
| Bartlett (MD)   | Goodlatte       | Price (GA)    |
| Barton (TX)     | Granger         | Pryce (OH)    |
| Biggart         | Graves          | Putnam        |
| Bilbray         | Hastert         | Radanovich    |
| Bilirakis       | Hastings (WA)   | Regula        |
| Bishop (UT)     | Heller          | Rehberg       |
| Blackburn       | Hensarling      | Reichert      |
| Blunt           | Herger          | Renzi         |
| Boehner         | Hobson          | Reynolds      |
| Bonner          | Hoekstra        | Rogers (AL)   |
| Bono            | Hulshof         | Rogers (KY)   |
| Boozman         | Hunter          | Rogers (MI)   |
| Boustany        | Inglis (SC)     | Rohrabacher   |
| Brady (TX)      | Issa            | Ros-Lehtinen  |
| Broun (GA)      | Jindal          | Roskam        |
| Brown (SC)      | Jordan          | Royce         |
| Buchanan        | Keller          | Ryan (WI)     |
| Burgess         | King (IA)       | Sali          |
| Burton (IN)     | King (NY)       | Saxton        |
| Buyer           | Kline (MN)      | Schmidt       |
| Camp (MI)       | Knollenberg     | Sensenbrenner |
| Campbell (CA)   | Kuhl (NY)       | Sessions      |
| Cannon          | LaHood          | Shadegg       |
| Cantor          | Lamborn         | Shays         |
| Capito          | Latham          | Shimkus       |
| Carter          | LaTourette      | Shuster       |
| Castle          | Lewis (CA)      | Simpson       |
| Chabot          | Lewis (KY)      | Smith (NE)    |
| Coble           | Linder          | Smith (NJ)    |
| Cole (OK)       | Lucas           | Smith (TX)    |
| Conaway         | Lungren, Daniel | Souder        |
| Cubin           | E.              | Stearns       |
| Culberson       | Mack            | Sullivan      |
| Davis (KY)      | Manzullo        | Tancredo      |
| Davis, David    | Marchant        | Terry         |
| Davis, Tom      | McCarthy (CA)   | Thornberry    |
| Deal (GA)       | McCauly (TX)    | Tiahrt        |
| Diaz-Balart, L. | McHenry         | Tiberi        |
| Diaz-Balart, M. | McHugh          | Turner        |
| Doolittle       | McKeon          | Upton         |
| Drake           | McMorris        | Walberg       |
| Duncan          | Rodgers         | Walden (OR)   |
| Ehlers          | Mica            | Walsh (NY)    |
| Emerson         | Miller (FL)     | Wamp          |
| English (PA)    | Miller (MI)     | Weldon (FL)   |
| Everett         | Miller, Gary    | Westmoreland  |
| Fallin          | Murphy, Tim     | Whitfield     |
| Feeney          | Musgrave        | Wicker        |
| Ferguson        | Myrick          | Wilson (NM)   |
| Flake           | Nadler          | Wilson (SC)   |
| Forbes          | Neugebauer      | Wolf          |
| Fortenberry     | Nunes           | Young (AK)    |
| Fossella        | Pearce          | Young (FL)    |
| Fox             | Pence           |               |

- NAYS—237
- |                |                 |                  |
|----------------|-----------------|------------------|
| Abercrombie    | Green, Gene     | Murphy, Patrick  |
| Ackerman       | Grijalva        | Murtha           |
| Allen          | Gutierrez       | Napolitano       |
| Altmire        | Hall (NY)       | Neal (MA)        |
| Andrews        | Hall (TX)       | Oberstar         |
| Arcuri         | Hare            | Obey             |
| Baca           | Harman          | Oliver           |
| Baird          | Hastings (FL)   | Ortiz            |
| Baldwin        | Herseth Sandlin | Pallone          |
| Barrow         | Higgins         | Pascrell         |
| Bean           | Hill            | Pastor           |
| Becerra        | Hinchee         | Payne            |
| Berkley        | Hinojosa        | Perlmutter       |
| Berman         | Hirono          | Peterson (MN)    |
| Berry          | Hodes           | Pomeroy          |
| Bishop (GA)    | Holden          | Price (NC)       |
| Bishop (NY)    | Holt            | Rahall           |
| Blumenauer     | Honda           | Ramstad          |
| Boren          | Hooley          | Rangel           |
| Boswell        | Hoyer           | Reyes            |
| Boucher        | Inslee          | Rodriguez        |
| Boyd (FL)      | Israel          | Ross             |
| Boyd (KS)      | Jackson (IL)    | Rothman          |
| Brady (IA)     | Jackson-Lee     | Roybal-Allard    |
| Braley (PA)    | (TX)            | Ruppersberger    |
| Brown, Corrine | Jefferson       | Rush             |
| Butterfield    | Johnson (GA)    | Ryan (OH)        |
| Capps          | Johnson (IL)    | Salazar          |
| Capuano        | Johnson, E. B.  | Sánchez, Linda   |
| Cardoza        | Jones (NC)      | T.               |
| Carnahan       | Jones (OH)      | Sanchez, Loretta |
| Carney         | Kagen           | Sarbanes         |
| Carson         | Kanjorski       | Schakowsky       |
| Castor         | Kaptur          | Schiff           |
| Chandler       | Kennedy         | Schwartz         |
| Clay           | Kildee          | Scott (GA)       |
| Cleaver        | Kilpatrick      | Scott (VA)       |
| Clyburn        | Kind            | Serrano          |
| Cohen          | Kingston        | Sestak           |
| Conyers        | Kirk            | Shea-Porter      |
| Cooper         | Klein (FL)      | Sherman          |
| Costa          | Kucinich        | Shuler           |
| Costello       | Lampson         | Sires            |
| Courtney       | Langevin        | Skelton          |
| Cramer         | Lantos          | Slaughter        |
| Crowley        | Larsen (WA)     | Smith (WA)       |
| Cuellar        | Larson (CT)     | Snyder           |
| Cummings       | Lee             | Solis            |
| Davis (AL)     | Levin           | Space            |
| Davis (CA)     | Lewis (GA)      | Spratt           |
| Davis (IL)     | Lipinski        | Stark            |
| Davis, Lincoln | LoBiondo        | Stupak           |
| DeFazio        | Loeb            | Sutton           |
| Delahunt       | Lofgren, Zoe    | Tanner           |
| DeLauro        | Lowey           | Tauscher         |
| Dent           | Mahoney (FL)    | Taylor           |
| Dingell        | Maloney (NY)    | Thompson (CA)    |
| Doggett        | Marshall        | Thompson (MS)    |
| Donnelly       | Matheson        | Tierney          |
| Doyle          | Matsui          | Towns            |
| Dreier         | McCarthy (NY)   | Udall (CO)       |
| Edwards        | McCollum (MN)   | Udall (NM)       |
| Ellison        | McCotter        | Van Hollen       |
| Ellsworth      | McDermott       | Velázquez        |
| Emanuel        | Emanuel         | Visclosky        |
| Engel          | McIntyre        | Walz (MN)        |
| Eshoo          | McNerney        | Wasserman        |
| Etheridge      | McNulty         | Schultz          |
| Farr           | Meek (FL)       | Waters           |
| Fattah         | Meeks (NY)      | Watson           |
| Filner         | Melancon        | Watt             |
| Frank (MA)     | Michaud         | Waxman           |
| Galleghy       | Miller (NC)     | Weiner           |
| Gerlach        | Miller, George  | Welch (VT)       |
| Giffords       | Mitchell        | Weller           |
| Gilchrist      | Mollohan        | Wilson (OH)      |
| Gillibrand     | Moore (KS)      | Woolsey          |
| Gonzalez       | Moore (WI)      | Wu               |
| Gordon         | Moran (KS)      | Wynn             |
| Green, Al      | Murphy (CT)     | Yarmuth          |

NOT VOTING—15

- |               |              |            |
|---------------|--------------|------------|
| Brown-Waite,  | DeGette      | McCrery    |
| Ginny         | Dicks        | Moran (VA) |
| Calvert       | Hayes        | Paul       |
| Clarke        | Johnson, Sam | Wexler     |
| Crenshaw      | Lynch        |            |
| Davis, Jo Ann | Markey       |            |

So the motion to adjourn was not agreed to.

After further debate, Mr. HASTINGS of Florida, submitted the following amendment:

Add at the end the following:  
(3) A bill to authorize additional funds for emergency repairs and reconstruction of the

Interstate I-35 bridge located in Minneapolis, Minnesota, that collapsed on August 1, 2007, to waive the \$100,000,000 limitation on emergency relief funds for those emergency repairs and reconstruction, and for other purposes.

After debate, Mr. HASTINGS of Florida, moved the previous question on the amendment and the resolution to their adoption or rejection.

The question being put, viva voce, Will the House now order the previous question?

The SPEAKER pro tempore, Mrs. TAUSCHER, announced that the yeas had it.

The question being put, viva voce, Will the House agree to said amendment?

The SPEAKER pro tempore, Mrs. TAUSCHER, announced that the yeas had it.

The question being put, viva voce, Will the House agree to said resolution, as amended?

The SPEAKER pro tempore, Mrs. TAUSCHER, announced that the yeas had it.

Mr. SESSIONS demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The vote was taken by electronic device.

It was decided in the { Yeas ..... 228 affirmative ..... } Nays ..... 196

¶110.14 [Roll No. 818] YEAS—228

- Abercrombie Davis (AL) Inslee
Ackerman Davis (CA) Israel
Allen Davis (IL) Jackson (IL)
Altmire Davis, Lincoln Jackson-Lee
Andrews DeFazio (TX)
Arcuri DeGette Jefferson
Baca Delahunt Johnson (GA)
Baird DeLauro Johnson, E. B.
Baldwin Dicks Jones (OH)
Barrow Dingell Kagen
Bean Doggett Kanjorski
Becerra Donnelly Kaptur
Berkley Doyle Kennedy
Berman Edwards Kildee
Berry Ellison Kilpatrick
Bishop (GA) Ellsworth Kind
Bishop (NY) Emanuel Klein (FL)
Blumenauer Engel Kucinich
Boren Eshoo Lampson
Boswell Etheridge Langevin
Boucher Farr Lantos
Boyd (FL) Fattah Larsen (WA)
Boyda (KS) Filner Larson (CT)
Brady (PA) Frank (MA) Lee
Braley (IA) Giffords Levin
Brown, Corrine Gillibrand Lewis (GA)
Butterfield Gonzalez Lipinski
Capps Gordon Loeb sack
Capuano Green, Al Lofgren, Zoe
Cardoza Green, Gene Lowey
Carmahan Grijalva Lynch
Carney Gutierrez Mahoney (FL)
Carson Hall (NY) Maloney (NY)
Castor Hare Marshall
Chandler Harman Matheson
Clay Hastings (FL) Matsui
Cleaver Herse th Sandlin McCarthy (NY)
Clyburn Higgins McCollum (MN)
Cohen Hill McDermott
Conyers Hinchey McGovern
Cooper Hinojosa McIntyre
Costa Hirono McNerney
Costello Hodes McNulty
Courtney Holden Meek (FL)
Cramer Holt Meeks (NY)
Crowley Honda Melancon
Cuellar Hooley Michaud
Cummings Hoyer Miller (NC)

- Miller, George
Mitchell
Mollohan
Moore (KS)
Moore (WI)
Moran (VA)
Murphy (CT)
Murphy, Patrick
Murtha
Nadler
Napolitano
Neal (MA)
Oberstar
Obey
Oliver
Ortiz
Pallone
Pascrell
Pastor
Payne
Perlmutter
Peterson (MN)
Pomeroy
Price (NC)
Rahall
Ramstad
Rangel
Reyes
Rodriguez
Ross
Rothman
Roybal-Allard
Ruppersberger
Rush
Ryan (OH)
Salazar
Sanchez, Linda T.
Sanchez, Loretta
Sarbanes
Schakowsky
Schiff
Schwartz
Scott (GA)
Scott (VA)
Serrano
Sestak
Shea-Porter
Sherman
Shuler
Sires
Skelton
Slaughter
Smith (WA)
Snyder
Solis
Space
Spratt
Stark
Stupak
Sutton
Tanner
Tauscher
Taylor
Thompson (CA)
Thompson (MS)
Tierney
Towns
Udall (CO)
Udall (NM)
Van Hollen
Velázquez
Visclosky
Walz (MN)
Wasserman
Schultz
Watson
Watt
Waxman
Weiner
Welch (VT)
Wexler
Wilson (OH)
Woolsey
Wu
Wynn
Yarmuth

NAYS—196

- Aderholt
Akin
Alexander
Bachmann
Bachus
Baker
Barrett (SC)
Bartlett (MD)
Barton (TX)
Biggart
Bilbray
Bilirakis
Bishop (UT)
Blackburn
Blunt
Boehner
Bonner
Bono
Boozman
Boustany
Brady (TX)
Broun (GA)
Brown (SC)
Brown-Waite, Ginny
Buchanan
Burgess
Burton (IN)
Keller
King (IA)
King (NY)
Kingston
Kirk
Kline (MN)
Knollenberg
Kuhl (NY)
LaHood
Lamborn
Latham
LaTourette
Lewis (CA)
Lewis (KY)
Linder
LoBiondo
Lucas
Lungren, Daniel E.
Mack
Manullo
Marchant
McCarthy (CA)
McCaul (TX)
McCotter
McCrery
McHenry
McHugh
McKeon
McMorris
Rodgers
Mica
Miller (FL)
Miller (MI)
Miller, Gary
Moran (KS)
Murphy, Tim
Murphy, Tim
Mussa
Myrick
Neugebauer
Frelinghuysen
Garrett (NJ)
Gerlach
Gilchrest
Gillmor
Gingrey
Goode
Goodlatte
Granger
Graves
Hall (TX)
Hastert
Hastings (WA)
Heller
Hensarling
Herger
Hobson
Hoekstra
Hulshof
Hunter
Inglis (SC)
Issa
Jindal
Johnson (IL)
Jones (NC)
Jordan
Keller
King (IA)
King (NY)
Kingston
Kirk
Kline (MN)
Knollenberg
Kuhl (NY)
LaHood
Lamborn
Latham
LaTourette
Lewis (CA)
Lewis (KY)
Linder
LoBiondo
Lucas
Lungren, Daniel E.
Mack
Manullo
Marchant
McCarthy (CA)
McCaul (TX)
McCotter
McCrery
McHenry
McHugh
McKeon
McMorris
Rodgers
Mica
Miller (FL)
Miller (MI)
Miller, Gary
Moran (KS)
Murphy, Tim
Murphy, Tim
Mussa
Myrick
Neugebauer
Nunes
Pearce
Pence
Peterson (PA)
Petri
Pickering
Pitts
Platts
Poe
Porter
Price (GA)
Pryce (OH)
Putnam
Radanovich
Regula
Rehberg
Reichert
Renzi
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrabacher
Ros-Lehtinen
Roskam
Royce
Ryan (WI)
Sali
Saxton
Schmidt
Sensenbrenner
Sessions
Shadegg
Sha ys
Shimkus
Shuster
Simpson
Smith (NE)
Smith (NJ)
Smith (TX)
Souder
Stearns
Sullivan
Tancredo
Terry
Thornberry
Tiahrt
Tiberi
Turner
Upton
Walberg
Walden (OR)
Walsh (NY)
Wamp
Waters
Weldon (FL)
Weller
Westmoreland
Whitfield
Wicker
Wilson (NM)
Wilson (SC)
Wolf
Young (AK)
Young (FL)

NOT VOTING—8

- Clarke
Crenshaw
Davis, Jo Ann
Gohmert
Hayes
Johnson, Sam
Markey
Paul

So the resolution, as amended, was agreed to.

A motion to reconsider the vote whereby said resolution, as amended, was agreed to was, by unanimous consent, laid on the table.

¶110.15 FIRST SPONSORS CHANGE—H. RES. 476

Mr. SHAYS, by unanimous consent, was authorized to be considered as the first sponsor of the resolution (H. Res. 476) a resolution condemning bigotry, violence, and discrimination against Iranian-Americans, originally introduced by Representative Meehan; for the purposes of adding cosponsors and requesting reprintings pursuant to clause 7(b)(4) of rule XII.

¶110.16 INTERSTATE I-35 BRIDGE IN MINNEAPOLIS, MINNESOTA

Mr. OBERSTAR moved to suspend the rules and pass the bill (H.R. 3311) to authorize additional funds for emergency repairs and reconstruction of the Interstate I-35 bridge located in Minneapolis, Minnesota, that collapsed on August 1, 2007, to waive the \$100,000,000 limitation on emergency relief funds for those emergency repairs and reconstruction, and for other purposes; as amended.

The SPEAKER pro tempore, Mrs. TAUSCHER, recognized Mr. OBERSTAR and Mr. MICA, each for 20 minutes.

After debate, The question being put, viva voce, Will the House suspend the rules and pass said bill, as amended?

The SPEAKER pro tempore, Mrs. TAUSCHER, announced that two-thirds of the Members present had voted in the affirmative.

Mr. MICA demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The vote was taken by electronic device.

It was decided in the { Yeas ..... 421 affirmative ..... } Nays ..... 0

¶110.17 [Roll No. 819] YEAS—421

- Abercrombie
Ackerman
Aderholt
Akin
Alexander
Allen
Altmire
Andrews
Arcuri
Baca
Bachmann
Bachus
Baird
Baker
Baldwin
Barrett (SC)
Barrow
Bartlett (MD)
Barton (TX)
Bean
Becerra
Berkley
Berman
Berry
Biggart
Bilbray
Bilirakis
Bishop (GA)
Bishop (NY)
Blackburn
Blumenauer
Blunt
Boehner
Bonner
Bono
Boozman
Boren
Boswell
Boucher
Boustany
Boyd (FL)
Boyda (KS)
Brady (PA)
Brady (TX)
Braley (IA)
Broun (GA)
Brown (SC)
Brown, Corrine
Brown-Waite, Ginny
Buchanan
Burgess
Burton (IN)
Butterfield
Buyer
Calvert
Camp (MI)
Campbell (CA)
Cannon
Cantor
Capito
Capps
Capuano

Cardoza  
Carnahan  
Carney  
Carson  
Carter  
Castle  
Castor  
Chabot  
Chandler  
Clay  
Clyburn  
Coble  
Cohen  
Cole (OK)  
Conaway  
Conyers  
Cooper  
Costa  
Costello  
Courtney  
Cramer  
Crowley  
Cubin  
Cuellar  
Culberson  
Cummings  
Davis (AL)  
Davis (CA)  
Davis (IL)  
Davis, David  
Davis, Lincoln  
Davis, Tom  
Deal (GA)  
DeFazio  
DeGette  
Delahunt  
DeLauro  
Dent  
Diaz-Balart, L.  
Diaz-Balart, M.  
Dicks  
Dingell  
Doggett  
Donnelly  
Doolittle  
Doyle  
Drake  
Dreier  
Duncan  
Edwards  
Ehlers  
Ellison  
Ellsworth  
Emanuel  
Emerson  
Engel  
English (PA)  
Eshoo  
Etheridge  
Everett  
Fallin  
Farr  
Fattah  
Ferguson  
Filner  
Flake  
Forbes  
Fortenberry  
Fossella  
Foxy  
Frank (MA)  
Franks (AZ)  
Frelinghuysen  
Gallegly  
Garrett (NJ)  
Gerlach  
Giffords  
Gilchrest  
Gillibrand  
Gillmor  
Gingrey  
Gohmert  
Gonzalez  
Goode  
Goodlatte  
Gordon  
Granger  
Graves  
Green, Al  
Green, Gene  
Grijalva  
Gutierrez  
Hall (NY)  
Hall (TX)  
Hare  
Harman  
Hastert  
Hastings (FL)  
Hastings (WA)  
Heller

Hensarling  
Herger  
Herseht Sandlin  
Higgins  
Hill  
Hinchev  
Hinojosa  
Hirono  
Hobson  
Hodes  
Hoekstra  
Holden  
Holt  
Honda  
Hooley  
Hoyer  
Hulshof  
Hunter  
Inglis (SC)  
Inslee  
Israel  
Issa  
Jackson (IL)  
Jackson-Lee  
Kagen  
Kanjorski  
Kaptur  
Keller  
Kennedy  
Kildee  
Kilpatrick  
Kind  
King (IA)  
King (NY)  
Kingston  
Kirk  
Klein (FL)  
Kline (MN)  
Knollenberg  
Kucinich  
Kuhl (NY)  
LaHood  
Lamborn  
Lampson  
Langevin  
Lantos  
Larsen (WA)  
Larson (CT)  
LaTham  
LaTourette  
Lee  
Levin  
Lewis (GA)  
Lewis (KY)  
Linder  
Lipinski  
LoBiondo  
Loeb sack  
Lofgren, Zoe  
Lucas  
Lungren, Daniel  
E.  
Lynch  
Mack  
Mahoney (FL)  
Maloney (NY)  
Manzullo  
Marchant  
Markey  
Marshall  
Matheson  
Matsui  
McCarthy (CA)  
McCarthy (NY)  
McCaul (TX)  
McCollum (MN)  
McCotter  
McCrery  
McDermott  
McGovern  
McHenry  
McHugh  
McIntyre  
Shays  
McKeon  
McMorris  
Rodgers  
McNerney  
McNulty  
Meek (FL)  
Meeks (NY)

Melancon  
Mica  
Michaud  
Miller (FL)  
Miller (MI)  
Miller (NC)  
Miller, Gary  
Miller, George  
Mitchell  
Mollohan  
Moore (KS)  
Moore (WI)  
Moran (VA)  
Murphy (CT)  
Murphy, Patrick  
Murphy, Tim  
Murtha  
Musgrave  
Myrick  
Nadler  
Napolitano  
Neal (MA)  
Neugebauer  
Nunes  
Oberstar  
Obey  
Oliver  
Ortiz  
Pallone  
Pascrell  
Pastor  
Payne  
Pearce  
Pence  
Perlmutter  
Peterson (MN)  
Peterson (PA)  
Petri  
Pickering  
Pitts  
Platts  
Poe  
Pomeroy  
Porter  
Price (GA)  
Price (NC)  
Pryce (OH)  
Putnam  
Radanovich  
Rahall  
Ramstad  
Rangel  
Regula  
Rehberg  
Reichert  
Renzi  
Reyes  
Reynolds  
Rodriguez  
Rogers (AL)  
Rogers (KY)  
Rogers (MI)  
Rohrabacher  
Ros-Lehtinen  
Roskam  
Ross  
Rothman  
Roybal-Allard  
Royce  
Ruppersberger  
Rush  
Ryan (OH)  
Ryan (WI)  
Salazar  
Sali  
Sanchez, Linda  
T.  
Sanchez, Loretta  
Sarbanes  
Saxton  
Schakowsky  
Berry  
Bishop (GA)  
Bishop (NY)  
Blumenauer  
Boren  
Boswell  
Boucher  
Boyd (FL)  
Boyd (KS)  
Brady (PA)  
Braley (IA)  
Brown, Corrine  
Butterfield  
Capps  
Capuano  
Cardoza  
Carnahan  
Carson  
Castle

NOT VOTING—11

Bishop (UT)  
Clarke  
Cleaver  
Crenshaw  
Davis (KY)  
Davis, Jo Ann  
Feeney  
Hayes  
Johnson, Sam  
Lewis (CA)  
Paul

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill, as amended, was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill, as amended, was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said bill.

110.18 APPROVAL OF THE JOURNAL— UNFINISHED BUSINESS

The SPEAKER pro tempore, Mr. ROSS, pursuant to clause 8, rule XX, announced the unfinished business to be the question on agreeing to the Chair's approval of the Journal of Thursday, August 2, 2007.

The question being put, Will the House agree to the SPEAKER's approval of the Journal?

The vote was taken by electronic device.

When there appeared { Yeas ..... 216 Nays ..... 199

110.19 [Roll No. 820] YEAS—216

Abercrombie  
Ackerman  
Allen  
Andrews  
Arcuri  
Baca  
Baird  
Baldwin  
Barrow  
Bean  
Becerra  
Berkley  
Berman  
Berry  
Bishop (GA)  
Bishop (NY)  
Blumenauer  
Boren  
Boswell  
Boucher  
Boyd (FL)  
Boyd (KS)  
Brady (PA)  
Braley (IA)  
Brown, Corrine  
Butterfield  
Capps  
Capuano  
Cardoza  
Carnahan  
Carson  
Castle

NAYS—199

Aderholt  
Akin  
Alexander  
Altmire  
Bachmann  
Bachus  
Baker  
Barrett (SC)  
Bartlett (MD)  
Barton (TX)  
Biggart  
Bilbray  
Bilirakis  
Blackburn  
Boehner  
Bonner  
Bono  
Boozman  
Boustany  
Brady (TX)  
Broun (GA)  
Brown (SC)  
Brown-Waite, Ginny  
Buchanan  
Burgess  
Burton (IN)  
Buyer  
Calvert  
Camp (MI)  
Campbell (CA)  
Cannon  
Cantor  
Capito  
Carney  
Carter  
Chabot  
Coble  
Cole (OK)  
Conaway  
Cubin  
Culberson  
Davis (KY)  
Davis, David  
Davis, Tom  
Deal (GA)  
Dent  
Diaz-Balart, L.  
Diaz-Balart, M.  
Doolittle  
Drake  
Dreier  
Duncan  
Ehlers  
Emerson  
English (PA)  
Everett

Shuster	Thompson (CA)	Weller
Simpson	Thornberry	Westmoreland
Smith (NE)	Tiahrt	Whitfield
Smith (NJ)	Tiberi	Wicker
Smith (TX)	Turner	Wilson (NM)
Souder	Upton	Wilson (SC)
Stearns	Walberg	Wolf
Stupak	Walden (OR)	Young (AK)
Sullivan	Walsh (NY)	Young (FL)
Tancredo	Wamp	
Terry	Weldon (FL)	

## NOT VOTING—17

Bishop (UT)	Hastings (WA)	Paul
Blunt	Hayes	Peterson (PA)
Clarke	Jefferson	Rush
Crenshaw	Johnson, Sam	Stark
Davis, Jo Ann	LaHood	Towns
Gordon	Lewis (CA)	

So the Journal was approved.

## ¶110.20 PRIVILEGES OF THE HOUSE

Mr. BOEHNER, pursuant to rule IX, rose to a question of the privileges of the House and submitted the following resolution (H. Res. 611):

Whereas on November 8, 2006, Speaker-Elect Nancy Pelosi said “we will make this the most honest, ethical and open Congress in history.”;

Whereas on November 16, 2006, Speaker-Elect Nancy Pelosi said “This leadership team will create the most honest, most open, and most ethical Congress in history.”;

Whereas on January 4, 2007, Majority Leader Steny Hoyer said “As we open this new chapter in American history—an era in which we will seek to elevate results over rhetoric and put progress before partisanship—we will affirm our commitment to transparency, accountability and civility, which should be the hallmarks of this great institution.”;

Whereas on January 4, 2007, Majority Leader Steny Hoyer said “the Members of this House will ensure the integrity of this institution when we conduct ourselves with integrity and hold accountable those who fail to abide by these rules and the highest ethical standards.”;

Whereas on December 8, 2006, Majority Whip-Elect James Clyburn said “Democrats will exercise better leadership in the new Congress and work to raise the standard of ethics in this body.”;

Whereas on August 1, 2007, the Majority Leader Steny Hoyer said “What is not fair, from our perspective, is to simply disallow the House to proceed to do its business, to have its disagreements, to make its votes, to express its will”;

Whereas the Speaker, as the presiding officer, is supposed to be the fair and impartial arbiter of the proceedings of the House, held to the highest ethical standards in deciding the various questions as they arise with impartiality and courtesy toward all Members, regardless of party affiliation;

Whereas the Members, as duly elected under Article I, section 2 of the Constitution of the United States, represent the people of the United States by casting their votes in the U.S. House of Representatives;

Whereas the Clerk of the House has the specific responsibility of accurately taking and tallying votes of the Members and preserving the records thereof;

Whereas on the evening of August 2, 2007, the House had under consideration H.R. 3161, a bill making appropriations for the Department of Agriculture and Related Agencies;

Whereas following completion of general debate and the reading of the bill for amendment, the gentleman from California (Mr. Lewis) offered a motion to recommit the bill to the Committee on Appropriations with instructions that prohibited any funds in the bill from being used to employ or to provide rental housing assistance to an illegal alien

not authorized to receive such assistance under the Immigration and Nationality Act;

Whereas Representative Lewis timely requested the yeas and nays, which once ordered were recorded by electronic device;

Whereas shortly following the expiration of time allotted for the recorded vote, the Chair gavelled the vote closed and announced that the motion had failed by a vote of 214 yeas to 214 nays, while the tally clerk was still processing additional votes through the electronic voting system;

Whereas during said time period, the Majority Leader stated to the Parliamentarian of the House, “We control, not the Parliamentarians.”

Whereas the Chair announced the results of the aforementioned vote after reading the totals from the electronic board to the Chair’s right without the benefit of the written tally customarily provided by the tally clerks;

Whereas a video recording of the proceedings produced by the Office of the Chief Administrative Officer confirms that, while closing the vote, the Chair banged the gavel and spoke over the voice of the House Reading Clerk seated immediately in front of the Speaker’s rostrum, who can clearly be heard attempting to record the vote of another Member;

Whereas contrary to the vote total announced by the Chair, said electronic board, visible to all Members in the Chamber, indicated a final tally of 215 yeas and 213 nays;

Whereas the Majority Leader directed the Chair to reopen the vote, making it possible for Members to change their vote, and thereby altering the outcome;

Whereas several minutes later the Chair again closed the vote and announced that the motion had failed on a vote 212 yeas and 216 nays;

Whereas the Minority Leader immediately directed his staff to gather and review all available records regarding this incident; and

Whereas in the course of such review, the staff discovered that the electronic voting records related to this roll call vote were missing from the electronic voting system and upon inspecting the Clerk’s website, found no information regarding the disposition of the motion to recommit contrary to the long standing customary practice of that office: Now therefore be it

(1) Resolved, That—

The Officers of the House of Representatives are immediately directed to preserve all records, documents, recordings, electronic transmissions, or other material, regardless of form, related to the voting irregularities of August 2, 2007.

(2) there is hereby established a select committee to investigate the voting irregularities of August 2, 2007 (hereinafter referred to as the “select committee”). The select committee shall be comprised of 6 Members, of which 3 Members shall be appointed by the Speaker and 3 by the Minority Leader. The select committee shall—

(A) investigate the circumstances surrounding the record vote requested by the gentleman from California (Mr. Lewis) on the motion to recommit to H.R. 3161, including the Chair’s ruling over the objections of the Parliamentarian;

(B) make an interim report to the House not later than September 30, 2007 and a final report not later than September 15, 2008—

(i) regarding the actions of any Members, officers, or employees of the House engaged in the disenfranchisement of Members in voting on the question; and

(ii) recommending changes to the rules and procedures of the House of Representatives necessary to protect the voting rights of constitutionally elected Members chosen by the people of the United States of America.

(3) The select committee shall have the same powers to obtain testimony and documents pursuant to subpoena as authorized under clause 2(m) of rule XI.

The SPEAKER pro tempore, Mrs. TAUSCHER, ruled that the resolution submitted did present a question of the privileges of the House under rule IX, and recognized Mr. BOEHNER and Mr. HOYER, each for 30 minutes.

When said resolution was considered.

After debate,

On motion of Mr. HOYER, by unanimous consent

*Ordered*, That the resolution be divided for a separate vote on agreeing to the resolution and agreeing to the preamble.

By unanimous consent, the previous question was ordered on the resolution and preamble to their adoption or rejection.

Pursuant to the previous order of the House, the resolution and the preamble were divided.

The question being put, viva voce,

Will the House agree to said resolution?

The SPEAKER pro tempore, Mrs. TAUSCHER, announced that the yeas had it.

So the resolution was agreed to.

The question being put, viva voce,

Will the House agree to the preamble?

The SPEAKER pro tempore, Mrs. TAUSCHER, announced that the nays had it.

So the preamble was not agreed to.

A motion to reconsider the votes whereby said resolution was agreed to and the preamble was not agreed to was, by unanimous consent, laid on the table.

## ¶110.21 FOREIGN INTELLIGENCE

## SURVEILLANCE

Mr. CONYERS moved to suspend the rules and pass the bill (H.R. 3356) to amend the Foreign Intelligence Surveillance Act of 1978 to establish a procedure for authorizing certain electronic surveillance.

The SPEAKER pro tempore, Mrs. TAUSCHER, recognized Mr. CONYERS and Mr. SMITH of Texas, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and pass said bill?

The SPEAKER pro tempore, Mrs. TAUSCHER, announced that two-thirds of the Members present had voted in the affirmative.

Mr. SMITH of Texas, demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The vote was taken by electronic device.

It was decided in the { Yeas ..... 218  
negative ..... } Nays ..... 207

110.22 [Roll No. 821]  
YEAS—218

Abercrombie	Gordon	Nadler
Ackerman	Green, Al	Napolitano
Allen	Green, Gene	Neal (MA)
Altmire	Grijalva	Oberstar
Andrews	Gutierrez	Obey
Arcuri	Hall (NY)	Ortiz
Baca	Hare	Pallone
Baird	Harman	Pascrell
Baldwin	Hastings (FL)	Pastor
Barrow	Herseth Sandlin	Payne
Bartlett (MD)	Higgins	Pelosi
Bean	Hill	Perlmutter
Becerra	Hinchev	Peterson (MN)
Berkley	Hinojosa	Pomeroy
Berman	Hirono	Price (NC)
Berry	Hodes	Rahall
Bishop (GA)	Holden	Rangel
Bishop (NY)	Honda	Reyes
Boren	Hooley	Rodriguez
Boswell	Hoyer	Ross
Boucher	Israel	Rothman
Boyd (FL)	Jackson (IL)	Roybal-Allard
Boyd (KS)	Jackson-Lee	Ruppersberger
Brady (PA)	(TX)	Rush
Braley (IA)	Jefferson	Ryan (OH)
Brown, Corrine	Johnson (GA)	Salazar
Butterfield	Johnson, E. B.	Sánchez, Linda
Capps	Jones (NC)	T.
Cardoza	Jones (OH)	Sanchez, Loretta
Carnahan	Kagen	Sarbanes
Carney	Kanjorski	Schakowsky
Carson	Kaptur	Schiff
Castor	Kennedy	Schwartz
Chandler	Kildee	Scott (GA)
Clay	Kilpatrick	Scott (VA)
Cleaver	Kind	Serrano
Clyburn	Klein (FL)	Sestak
Cohen	Lampson	Shea-Porter
Conyers	Langevin	Sherman
Cooper	Lantos	Shuler
Costa	Larsen (WA)	Sires
Costello	Larson (CT)	Skelton
Courtney	Lee	Slaughter
Cramer	Levin	Smith (WA)
Crowley	Lewis (GA)	Snyder
Cuellar	Lipinski	Solis
Cummings	Loeb sack	Space
Davis (AL)	Lofgren, Zoe	Spratt
Davis (CA)	Lowe y	Stupak
Davis (IL)	Lynch	Sutton
Davis, Lincoln	Mahoney (FL)	Tanner
DeFazio	Maloney (NY)	Tauscher
DeGette	Markey	Taylor
Delahunt	Marshall	Thompson (CA)
DeLauro	Matheson	Thompson (MS)
Dicks	Matsui	Tierney
Dingell	McCarthy (NY)	Towns
Doggett	McCollum (MN)	Udall (CO)
Donnelly	McIntyre	Udall (NM)
Doyle	McNerney	Van Hollen
Edwards	McNulty	Vélázquez
Ellison	Meek (FL)	Visclosky
Ellsworth	Mee ks (NY)	Walz (MN)
Emanuel	Melancon	Wasserman
Engel	Miller (NC)	Schultz
Eshoo	Miller, George	Watson
Etheridge	Mitchell	Watt
Farr	Mollohan	Weiner
Fattah	Moore (KS)	Wexler
Frank (MA)	Moore (WI)	Wilson (OH)
Giffords	Moran (VA)	Wu
Gilchrest	Murphy (CT)	Wynn
Gillibrand	Murphy, Patrick	Yarmuth
Gonzalez	Murtha	

NAYS—207

Aderholt	Bono	Capito
Akin	Boozman	Capuano
Alexander	Boustany	Carter
Bachmann	Brady (TX)	Castle
Bachus	Broun (GA)	Chabot
Baker	Brown (SC)	Coble
Barrett (SC)	Brown-Waite,	Cole (OK)
Barton (TX)	Ginny	Conaway
Biggert	Buchanan	Cubin
Blibray	Burgess	Culberson
Billirakis	Burton (IN)	Davis (KY)
Bishop (UT)	Buyer	Davis, David
Blackburn	Calvert	Davis, Tom
Blumenauer	Camp (MI)	Deal (GA)
Blunt	Campbell (CA)	Dent
Boehner	Cannon	Diaz-Balart, L.
Bonner	Cantor	Diaz-Balart, M.

Doolittle	Kucinich	Rehberg
Drake	Kuhl (NY)	Reichert
Dreier	Lamborn	Renzi
Duncan	Latham	Reynolds
Ehlers	LaTourette	Rogers (AL)
Emerson	Lewis (CA)	Rogers (KY)
English (PA)	Lewis (KY)	Rogers (MI)
Everett	Linder	Rohrabacher
Fallin	LoBiondo	Ros-Lehtinen
Feeney	Lucas	Roskam
Ferguson	Lungren, Daniel	Royce
Finler	E.	Ryan (WI)
Flake	Mack	Sali
Forbes	Manzullo	Saxton
Fortenberry	Marchant	Schmidt
Fossella	McCarthy (CA)	Sensenbrenner
Fox	McCaul (TX)	Sessions
Franks (AZ)	McCotter	Shadegg
Frelinghuysen	McCrery	Sha ys
Gallegly	McDermott	Shimkus
Garrett (NJ)	McGovern	Shuster
Gerlach	McHenry	Simpson
Gillmor	McHugh	Smith (NE)
Gingrey	McKeon	Smith (NJ)
Gomert	McMorris	Smith (TX)
Goode	Rodgers	Souder
Goodlatte	Mica	Stark
Granger	Michaud	Stearns
Graves	Miller (FL)	Sullivan
Hall (TX)	Miller (MI)	Tancredo
Hastert	Miller, Gary	Terry
Hastings (WA)	Moran (KS)	Thornberry
Heller	Murphy, Tim	Tiahrt
Hensarling	Musgrave	Tiberi
Herger	Myrick	Turner
Hobson	Neugebauer	Upton
Hoekstra	Nunes	Walberg
Holt	Olver	Walden (OR)
Hulshof	Pearce	Walsh (NY)
Hunter	Pence	Wamp
Inglis (SC)	Peterson (PA)	Waters
Insee	Petri	Welch (VT)
Issa	Pickering	Weldon (FL)
Jindal	Pitts	Weller
Johnson (IL)	Platts	Westmoreland
Jordan	Poe	Whitfield
Keller	Porter	Wicker
King (IA)	Price (GA)	Wilson (NM)
King (NY)	Pryce (OH)	Wilson (SC)
Kingston	Putnam	Wolf
Kirk	Radanovich	Woolsey
Kline (MN)	Ramstad	Young (AK)
Knollenberg	Regula	Young (FL)

NOT VOTING—8

Clarke	Hayes	Paul
Crenshaw	Johnson, Sam	Waxman
Davis, Jo Ann	LaHood	

So, less than two-thirds of the Members present having voted in favor thereof, the rules were not suspended and said bill was not passed.

110.23 PRIVILEGES OF THE HOUSE

Mr. BOEHNER, pursuant to rule IX, rose to a question of the privileges of the House and submitted the following resolution (H. Res. 612):

Whereas clause one of House rule XXIII (Code of Official Conduct) states, "A Member, Delegate, Resident Commissioner, officer or employee of the House shall conduct himself at all times in a manner that shall reflect creditably on the House,";

Whereas the House Ethics Manual states that, "The public has a right to expect Members, officers and employees to exercise impartial judgment in performing their duties" and "This Committee has cautioned all Members to avoid situations in which even an inference might be drawn suggesting improper action;

Whereas during proceedings of the House on August 3, 2007, with the gentleman from Pennsylvania (Mr. Murtha) presiding, a question occurred on approval of the Journal of the previous day's proceedings;

Whereas following the vote, the gentleman from Wisconsin, Representative Sensenbrenner, inquired "Could the chair tell me how many Members rose to request a recorded vote and [the] total number of Members present in the House upon which the chair made his decision?";

Whereas Representative Murtha replied, "It is up to the chair. Let me tell you this, the vote will show that the approval would be approved by the House as it has been.";

Whereas the Speaker, as the presiding officer, has a duty to be a fair and impartial arbiter of the proceedings of the House, held to the highest ethical standards in deciding the various questions as they arise with impartiality and courtesy toward all Members, regardless of party affiliation;

Whereas a presiding officer of the House cannot achieve the requisite standard of impartiality while attempting to influence the outcome of a vote, predict the outcome of a vote, or express a preference for a particular outcome of a vote;

Whereas when the chair imbues his parliamentary statements with a partisan hue or with language more appropriate to a participant in the debate than to its presiding officer, Members' essential confidence in the impartiality of the chair is impaired: Now, therefore, be it

Resolved, That by his actions on August 3, 2007, the gentleman from Pennsylvania, Mr. Murtha, has brought dishonor and discredit to the United States House of Representatives by misusing the powers of the chair.

The SPEAKER pro tempore, Mrs. TAUSCHER, ruled and said:

"The resolution constitutes a question of privilege."

Mr. HOYER moved to lay the resolution on the table.

The question being put, viva voce,

Will the House lay the resolution on the table?

The SPEAKER pro tempore, Mrs. TAUSCHER, announced that the yeas had it.

Mr. BOEHNER demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The vote was taken by electronic device.

It was decided in the { Yeas ..... 211  
affirmative ..... } Nays ..... 178  
Answered present 12

110.24 [Roll No. 822]  
YEAS—211

Abercrombie	Clay	Frank (MA)
Ackerman	Cleaver	Giffords
Allen	Clyburn	Gillibrand
Altmire	Cohen	Gonzalez
Andrews	Conyers	Green, Al
Arcuri	Cooper	Green, Gene
Baca	Costa	Grijalva
Baird	Costello	Hall (NY)
Baldwin	Courtney	Harman
Barrow	Cramer	Hastings (FL)
Bean	Crowley	Herseth Sandlin
Becerra	Cuellar	Hill
Berkley	Davis (AL)	Hinchev
Berman	Davis (CA)	Hinojosa
Berry	Davis (IL)	Hirono
Bishop (GA)	Davis, Lincoln	Hodes
Bishop (NY)	DeFazio	Holden
Boswell	DeGette	Holt
Boucher	Delahunt	Honda
Boyd (FL)	DeLauro	Hooley
Boyd (KS)	Dingell	Hoyer
Brady (PA)	Doggett	Insee
Braley (IA)	Donnelly	Israel
Brown, Corrine	Doyle	Jackson (IL)
Butterfield	Ellison	Jackson-Lee
Capps	Ellsworth	(TX)
Capuano	Emanuel	Jefferson
Cardoza	Engel	Johnson (GA)
Carnahan	Eshoo	Johnson, E. B.
Carney	Etheridge	Jones (OH)
Carson	Farr	Kagen
Castor	Fattah	Kanjorski
Chandler	Finler	Kaptur

Kennedy	Murphy (CT)	Sherman
Kildee	Murphy, Patrick	Shuler
Kilpatrick	Murphy, Tim	Sires
Kind	Nadler	Skelton
Klein (FL)	Napolitano	Smith (WA)
Kucinich	Neal (MA)	Snyder
Lampson	Oberstar	Solis
Langevin	Obey	Space
Larsen (WA)	Olver	Spratt
Larsen (CT)	Ortiz	Stupak
Lee	Pallone	Sutton
Levin	Pascrell	Tanner
Lewis (GA)	Payne	Tauscher
Lipinski	Perlmutter	Taylor
Loeback	Pomeroy	Thompson (CA)
Lofgren, Zoe	Price (NC)	Thompson (MS)
Lowey	Rahall	Tierney
Lynch	Rangel	Towns
Mahoney (FL)	Reyes	Udall (CO)
Maloney (NY)	Rodriguez	Udall (NM)
Markey	Ross	Van Hollen
Marshall	Rothman	Velázquez
Matheson	Roybal-Allard	Visclosky
Matsui	Ruppersberger	Walz (MN)
McCarthy (NY)	Rush	Wasserman
McCollum (MN)	Ryan (OH)	Schultz
McGovern	Salazar	Waters
McIntyre	Sanchez, Linda	Watson
McNerney	T.	Watt
McNulty	Sanchez, Loretta	Weiner
Meek (FL)	Sarbanes	Welch (VT)
Meeks (NY)	Schakowsky	Wexler
Melancon	Schiff	Wilson (OH)
Michaud	Schwartz	Woolsey
Miller (NC)	Scott (GA)	Wu
Miller, George	Scott (VA)	Wynn
Mitchell	Serrano	Yarmuth
Mollohan	Shea-Porter	
Moore (WI)		

NAYS—178

Aderholt	Flake	Moran (KS)
Akin	Forbes	Musgrave
Alexander	Portenberry	Myrick
Bachmann	Fossella	Neugebauer
Bachus	Fox	Nunes
Baker	Franks (AZ)	Pearce
Barrett (SC)	Gallely	Pence
Barton (TX)	Garrett (NJ)	Peterson (PA)
Biggert	Gerlach	Petri
Billbray	Gillmor	Pickering
Bilirakis	Gingrey	Pitts
Bishop (UT)	Gohmert	Platts
Blackburn	Goode	Poe
Blunt	Goodlatte	Porter
Boehner	Granger	Price (GA)
Bonner	Graves	Pryce (OH)
Bono	Hall (TX)	Putnam
Boozman	Hastert	Ramstad
Boustany	Hastings (WA)	Regula
Brady (TX)	Heller	Rehberg
Broun (GA)	Hensarling	Reichert
Brown (SC)	Herger	Renzi
Brown-Waite,	Hoekstra	Reynolds
Ginny	Hulshof	Rogers (AL)
Buchanan	Inglis (SC)	Rogers (KY)
Burgess	Issa	Rogers (MI)
Burton (IN)	Jindal	Ros-Lehtinen
Buyer	Jordan	Roskam
Calvert	Keller	Royce
Camp (MI)	King (IA)	Ryan (WI)
Campbell (CA)	King (NY)	Sali
Cannon	Kirk	Saxton
Cantor	Kline (MN)	Schmidt
Capito	Knollenberg	Sensenbrenner
Carter	Kuhl (NY)	Sessions
Castle	Latham	Shadegg
Chabot	LaTourette	Shays
Coble	Lewis (CA)	Shimkus
Cole (OK)	Lewis (KY)	Simpson
Conaway	Linder	Smith (NE)
Culberson	Lucas	Smith (NJ)
Davis (KY)	Lungren, Daniel	Smith (TX)
Davis, David	E.	Souder
Davis, Tom	Mack	Stearns
Deal (GA)	Manzullo	Sullivan
Dent	Marchant	Tancredo
Diaz-Balart, L.	McCarthy (CA)	Terry
Diaz-Balart, M.	McCaul (TX)	Thornberry
Doolittle	McCotter	Tiahrt
Drake	McCreery	Tiberi
Dreier	McHenry	Turner
Duncan	McHugh	Upton
Ehlers	McKeon	Walberg
Emerson	McMorris	Walden (OR)
English (PA)	Rodgers	Walsh (NY)
Everett	Mica	Wamp
Fallin	Miller (FL)	Weldon (FL)
Feeney	Miller (MI)	
Ferguson	Miller, Gary	

Weller	Whitfield	Wilson (SC)
Westmoreland	Wilson (NM)	Wolf

ANSWERED "PRESENT"—12

Bartlett (MD)	Johnson (IL)	Rohrabacher
Frelinghuysen	Jones (NC)	Wicker
Gilchrest	Kingston	Young (AK)
Hobson	LoBiondo	Young (FL)

NOT VOTING—31

Blumenauer	Hare	Murtha
Boren	Hayes	Paul
Clarke	Higgins	Peterson (MN)
Crenshaw	Hunter	Radanovich
Cubin	Johnson, Sam	Sestak
Cummings	LaHood	Shuster
Davis, Jo Ann	Lamborn	Slaughter
Dicks	Lantos	Stark
Edwards	McDermott	Waxman
Gordon	Moore (KS)	
Gutierrez	Moran (VA)	

So the motion to lay the resolution on the table was agreed to.

A motion to reconsider the vote whereby said motion was agreed to was, by unanimous consent, laid on the table.

¶110.25 PROVIDING FOR CONSIDERATION OF MOTIONS TO SUSPEND THE RULES

Ms. CASTOR, by direction of the Committee on Rules, reported (Rept. No. 110-298) the resolution (H. Res. 613) providing for consideration of motions to suspend the rules.

When said resolution and report were referred to the House Calendar and ordered printed.

¶110.26 WAIVING A REQUIREMENT OF CLAUSE 6(A) OF RULE XIII

Ms. CASTOR, by direction of the Committee on Rules, reported (Rept. No. 110-299) the resolution (H. Res. 614) waiving a requirement of clause 6(a) of rule XIII with respect to consideration of certain resolutions reported from the Committee on Rules.

When said resolution and report were referred to the House Calendar and ordered printed.

¶110.27 PROVIDING FOR CONSIDERATION OF H.R. 3221

Ms. CASTOR, by direction of the Committee on Rules, reported (Rept. No. 110-300) the resolution (H. Res. 615) providing for consideration of the bill (H.R. 3221) moving the United States toward greater energy independence and security, developing innovative new technologies, reducing carbon emissions, creating green jobs, protecting consumers, increasing clean renewable energy production, and modernizing our energy infrastructure, and for consideration of the bill (H.R. 2776) to amend the Internal Revenue Code of 1986 to provide tax incentives for the production of renewable energy and energy conservation.

When said resolution and report were referred to the House Calendar and ordered printed.

¶110.28 SENATE BILLS REFERRED

Bills of the Senate of the following titles were taken from the Speaker's table and, under the rule, referred as follows:

S. 775. An Act to establish a National Commission on the Infrastructure of the United States; to the committee on Transportation and Infrastructure.

S. 1983. An Act to amend the Federal Insecticide, Fungicide, and Rodenticide Act to renew and amend the provisions for the enhanced review of covered pesticide products, to authorize fees for certain pesticide products, to extend and improve the collection of maintenance fees, and for other purposes; to the Committee on Agriculture.

¶110.29 ENROLLED BILL SIGNED

Lorraine C. Miller, Clerk of the House, reported and found a truly enrolled bill of the House of the following title, which was thereupon signed by the Speaker:

H.R. 3206. An Act to provide for an additional temporary extension of programs under the Small Business Act and the Small Business Investment Act of 1958 through December 15, 2007, and for other purposes.

¶110.30 SENATE ENROLLED BILLS SIGNED

The SPEAKER announced her signature to enrolled bills of the Senate of the following titles:

S. 1. An Act to provide greater transparency in the legislative process.

S. 375. An Act to waive application of the Indian Self-Determination and Education Assistance Act to a specific parcel of real property transferred by the United States to 2 Indian tribes in the State of Oregon, and for other purposes.

S. 975. An Act Granting the consent and approval of Congress to an interstate forest fire protection compact.

S. 1099. An Act to amend chapter 89 of title 5, United States Code, to make individuals employed by the Roosevelt Campobello International Park Commission eligible to obtain Federal health insurance.

S. 1716. An Act to amend the U.S. Troop Readiness, Veterans' Care, Katrina Recovery, and Iraq Accountability Appropriations Act, 2007, to strike a requirement relating to forage producers.

¶110.31 MOTION TO ADJOURN

Ms. CASTOR moved that the House do now adjourn.

The question being put, viva voce, Will the House now adjourn?

The SPEAKER pro tempore, Mrs. TAUSCHER, announced that the yeas had it.

Mr. ISSA demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The vote was taken by electronic device.

It was decided in the { Yeas ..... 270 affirmative ..... } Nays ..... 121

¶110.32 [Roll No. 823]

YEAS—270

Abercrombie	Bishop (GA)	Buyer
Ackerman	Bishop (NY)	Camp (MI)
Aderholt	Bishop (UT)	Capps
Alexander	Blumenauer	Capuano
Allen	Bono	Cardoza
Altmire	Boswell	Carnahan
Andrews	Boucher	Carson
Arcuri	Boustany	Castle
Baca	Boyd (FL)	Castor
Baird	Boyda (KS)	Chabot
Baldwin	Brady (PA)	Chandler
Barrett (SC)	Braley (IA)	Clay
Barrow	Brown, Corrine	Cleaver
Bartlett (MD)	Brown-Waite,	Clyburn
Bean	Ginny	Cohen
Becerra	Buchanan	Conyers
Berkley	Burton (IN)	Cooper
Berman	Butterfield	Costa



Costello	Kennedy	Rehberg
Courtney	Kildee	Reichert
Cramer	Kilpatrick	Reyes
Crowley	Kind	Rodriguez
Cuellar	Klein (FL)	Rogers (AL)
Davis (AL)	Knollenberg	Rogers (KY)
Davis (CA)	Kucinich	Ros-Lehtinen
Davis (IL)	Kuhl (NY)	Roskam
Davis, Lincoln	Langevin	Ross
Davis, Tom	Larsen (WA)	Rothman
DeFazio	Larson (CT)	Roybal-Allard
DeGette	Lee	Ruppersberger
DeLahunt	Levin	Rush
DeLauro	Lewis (GA)	Ryan (OH)
Dent	Lipinski	Ryan (WI)
Diaz-Balart, L.	Loebsack	Salazar
Diaz-Balart, M.	Lofgren, Zoe	Sánchez, Linda
Dingell	Lowe	T.
Doggett	Lynch	Sanchez, Loretta
Doyle	Mack	Sarbanes
Dreier	Mahoney (FL)	Schakowsky
Ellison	Maloney (NY)	Schiff
Emanuel	Manzullo	Scott (GA)
Emerson	Marchant	Scott (VA)
Engel	Markey	Sensenbrenner
Eshoo	Marshall	Serrano
Etheridge	Matheson	Shays
Farr	Matsui	Shea-Porter
Fattah	McCarthy (CA)	Sherman
Feehey	McCaul (TX)	Shuster
Ferguson	McCollum (MN)	Simpson
Filner	McGovern	Sires
Frank (MA)	McHugh	Skelton
Frelinghuysen	McIntyre	Smith (NJ)
Gerlach	McKeon	Smith (WA)
Gilchrest	McMorris	Snyder
Gillmor	Rodgers	Solis
Gonzalez	McNerney	Space
Granger	Meek (FL)	Spratt
Green, Al	Meeke (NY)	Stearns
Grijalva	Michaud	Stupak
Hall (NY)	Miller (NC)	Sullivan
Harman	Miller, Gary	Sutton
Hastings (FL)	Miller, George	Tancredo
Hastings (WA)	Mitchell	Tanner
Heller	Moore (KS)	Tauscher
Herger	Moore (WI)	Taylor
Herseth Sandlin	Murphy (CT)	Thompson (CA)
Hill	Murphy, Patrick	Thompson (MS)
Hinchee	Nadler	Tierney
Hinojosa	Napolitano	Towns
Hirono	Neal (MA)	Udall (NM)
Hodes	Nunes	Van Hollen
Holden	Oberstar	Velázquez
Holt	Obey	Visclosky
Honda	Olver	Walberg
Hooley	Ortiz	Walz (MN)
Hoyer	Pallone	Wamp
Inslee	Pastor	Wasserman
Israel	Payne	Schultz
Issa	Pence	Waters
Jackson (IL)	Perlmutter	Watson
Jackson-Lee	Peterson (MN)	Weiner
(TX)	Peterson (PA)	Welch (VT)
Jefferson	Petri	Wexler
Johnson (GA)	Pickering	Whitfield
Johnson, E. B.	Pomeroy	Wicker
Jones (NC)	Porter	Wilson (NH)
Jones (OH)	Price (NC)	Wilson (OH)
Jordan	Pryce (OH)	Wilson (SC)
Kagen	Radanovich	Woolsey
Kanjorski	Ramstad	Wynn
Kaptur	Rangel	Yarmuth
Keller	Regula	

## NAYS—121

Akin	Culberson	Goode
Bachmann	Davis (KY)	Goodlatte
Bachus	Davis, David	Graves
Barton (TX)	Deal (GA)	Green, Gene
Berry	Donnelly	Hall (TX)
Biggert	Drake	Hastert
Bilirakis	Duncan	Hensarling
Blackburn	Ehlers	Hobson
Blunt	Ellsworth	Hoekstra
Bonner	English (PA)	Hulshof
Boozman	Everett	Inglis (SC)
Broun (GA)	Fallin	Jindal
Brown (SC)	Flake	Johnson (IL)
Burgess	Forbes	King (IA)
Calvert	Fortenberry	King (NY)
Campbell (CA)	Fossella	Kingston
Cannon	Fox	Kline (MN)
Cantor	Franks (AZ)	Lamborn
Capito	Gallely	Latham
Carney	Garrett (NJ)	LaTourette
Carter	Giffords	Lewis (CA)
Coble	Gillibrand	Lewis (KY)
Cole (OK)	Gingrey	LoBiondo
Conaway	Gohmert	

Lungren, Daniel	Platts	Souder
E.	Poe	Terry
McCarthy (NY)	Price (GA)	Thornberry
McCotter	Putnam	Tiahrt
McHenry	Rahall	Tiberi
Melancon	Renzi	Turner
Mica	Reynolds	Udall (CO)
Miller (FL)	Rogers (MI)	Upton
Miller (MI)	Rohrabacher	Walden (OR)
Mollohan	Royce	Walsh (NY)
Moran (KS)	Sali	Watt
Murphy, Tim	Schmidt	Weller
Myrick	Schwartz	Westmoreland
Neugebauer	Sessions	Wolf
Pascarell	Shadegg	Wu
Pearce	Shuler	Young (AK)
Pitts	Smith (NE)	Young (FL)

## NOT VOTING—41

Baker	Gotierrez	McNulty
Bilbray	Hare	Moran (VA)
Boehner	Hayes	Murtha
Boren	Higgins	Musgrave
Brady (TX)	Hunter	Paul
Clarke	Johnson, Sam	Saxton
Crenshaw	Kirk	Sestak
Cubin	LaHood	Shimkus
Cummings	Lampson	Slaughter
Davis, Jo Ann	Lantos	Smith (TX)
Dicks	Linder	Stark
Doolittle	Lucas	Waxman
Edwards	McCrery	Weld (FL)
Gordon	McDermott	

So the motion to adjourn was agreed to.

Accordingly,  
At 9 o'clock and 39 minutes p.m., the House adjourned.

#### 110.33 REPORTS OF COMMITTEES ON PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XIII, reports of committees were delivered to the Clerk for printing and reference to the proper calendar, as follows:

Mr. FRANK: Committee on Financial Services. H.R. 2786. A bill to reauthorize the programs for housing assistance for Native Americans (Rept. 110-295). Referred to the Committee of the Whole House on the state of the Union.

Mr. RAHALL: Committee on Natural Resources. H.R. 2337. A bill to promote energy policy reforms and public accountability, alternative energy and efficiency, and carbon capture and climate change mitigation, and for other purposes; with an amendment (Rept. 110-296 Pt. 1). Ordered to be printed.

Mr. WAXMAN: Committee on Oversight and Government Reform. H.R. 2635. A bill to reduce the Federal Government's contribution to global warming through measures that promote efficiency in the Federal Government's management and operations, and for other purposes; with an amendment (Rept. 110-297 Pt. 1). Ordered to be printed.

Mr. MCGOVERN: Committee on Rules. House Resolution 613. A resolution providing for consideration of motions to suspend the rules (Rept. 110-298). Referred to the House Calendar.

Mr. MCGOVERN: Committee on Rules. House Resolution 614. A resolution waiving a requirement of clause 6(a) of rule XIII with respect to consideration of certain resolutions reported from the Committee on Rules (Rept. 110-299). Referred to the House Calendar.

Mr. WELCH: Committee on Rules. House Resolution 615. A resolution providing for consideration of the bill (H.R. 3221) moving the United States toward greater energy independence and security, developing innovative new technologies, reducing carbon emissions, creating green jobs, protecting consumers, increasing clean renewable energy production, and modernizing our energy infrastructure, and for consideration of the bill (H.R. 2776) to amend the Internal Revenue Code of 1986 to provide tax

incentives for the production of renewable energy and energy conservation (Rept. 110-300). Referred to the House Calendar.

Mr. GORDON of Tennessee: Committee on Science and Technology. H.R. 1933. A bill to amend the Energy Policy Act of 2005 to reauthorize and improve the carbon capture and storage research, development, and demonstration program of the Department of Energy, and for other purposes; with an amendment (Rept. 110-301). Referred to the Committee of the Whole House on the state of the Union.

Mr. GORDON of Tennessee: Committee on Science and Technology. H.R. 2773. A bill to enhance research, development, demonstration, and commercial application of biofuels related technologies, and for other purposes; with an amendment (Rept. 110-302). Referred to the Committee of the Whole House on the state of the Union.

Mr. GORDON of Tennessee: Committee on Science and Technology. H.R. 2774. A bill to support the research, development, and commercial application of solar energy technologies, and for other purposes; with an amendment (Rept. 110-303). Referred to the Committee of the Whole House on the state of the Union.

Mr. DINGELL: Committee on Energy and Commerce. H.R. 3236. A bill to promote greater energy efficiency (Rept. 110-304 Pt. 1). Ordered to be printed.

Mr. DINGELL: Committee on Energy and Commerce. H.R. 3237. A bill to facilitate the transition to a smart electricity grid (Rept. 110-305 Pt. 1). Ordered to be printed.

Mr. DINGELL: Committee on Energy and Commerce. H.R. 3238. A bill to promote the development of renewable fuels infrastructure, and for other purposes (Rept. 110-306 Pt. 1). Ordered to be printed.

Mr. DINGELL: Committee on Energy and Commerce. H.R. 3239. A bill to promote advanced plug-in hybrid vehicles and vehicle components (Rept. 110-307 Pt. 1). Ordered to be printed.

Mr. DINGELL: Committee on Energy and Commerce. H.R. 3240. A bill to enhance availability of critical energy information (Rept. 110-308). Referred to the Committee of the Whole House on the state of the Union.

Mr. DINGELL: Committee on Energy and Commerce. H.R. 3241. A bill to clarify the amount of loans to be guaranteed under title XVII of the Energy Policy Act of 2005, and for other purposes (Rept. 110-309 Pt. 1). Ordered to be printed.

#### 110.34 COMMITTEE DISCHARGED

Pursuant to clause 2 of rule XII the Committees on Agriculture and Science and Technology discharged from further consideration. H.R. 2337 referred to the Committee of the Whole House on the state of the Union.

Pursuant to clause 2 of rule XII the Committees on Energy and Commerce, Armed Services, Transportation and Infrastructure, Natural Resources, and Agriculture discharged from further consideration. H.R. 2635 referred to the Committee of the Whole House on the state of the Union.

Pursuant to clause 2 of rule XII the Committees on Transportation and Infrastructure and Oversight and Government Reform discharged from further consideration. H.R. 3236 referred to the Committee of the Whole House on the state of the Union.

Pursuant to clause 2 of rule XII the Committee on Science and Technology discharged from further consideration. H.R. 3237 referred to the Committee of

the Whole House on the state of the Union.

Pursuant to clause 2 of rule XII the Committees on Science and Technology, Transportation and Infrastructure, and Oversight and Government Reform discharged from further consideration. H.R. 3238 referred to the Committee of the Whole House on the state of the Union.

Pursuant to clause 2 of rule XII the Committees on Oversight and Government Reform and Science and Technology discharged from further consideration. H.R. 3239 referred to the Committee of the Whole House on the state of the Union.

Pursuant to clause 2 of rule XII the Committee on Science and Technology discharged from further consideration. H.R. 3241 referred to the Committee of the Whole House on the state of the Union.

#### ¶110.35 PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XII, public bills and resolutions were introduced and severally referred, as follows:

By Mr. KLEIN of Florida (for himself and Mr. MAHONEY of Florida):

H.R. 3355. A bill to ensure the availability and affordability of homeowners' insurance coverage for catastrophic events; to the Committee on Financial Services.

By Mr. REYES (for himself, Mr. CONYERS, Mr. SCHIFF, and Mr. FLAKE):

H.R. 3356. A bill to amend the Foreign Intelligence Surveillance Act of 1978 to establish a procedure for authorizing certain electronic surveillance; to the Committee on the Judiciary, and in addition to the Committee on Intelligence (Permanent Select), for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. GEORGE MILLER of California (for himself, Mr. MURTHA, Mr. HOLT, Mr. CLEAVER, Mr. VAN HOLLEN, Mrs. MCCARTHY of New York, Mr. GENE GREEN of Texas, Mr. COURTNEY, and Mr. WICKER):

H.R. 3357. A bill to reauthorize the National Writing Project; to the Committee on Education and Labor.

By Mr. UPTON (for himself and Mr. TOWNS):

H.R. 3358. A bill to enhance the management and disposal of spent nuclear fuel and high-level radioactive waste and to ensure the expansion of clean nuclear power in the United States to reduce greenhouse gas emissions and enhance our domestic energy security; to the Committee on Energy and Commerce.

By Mr. JOHNSON of Georgia (for himself and Mr. CANNON):

H.R. 3359. A bill to limit the authority of States and localities to tax certain income of employees for employment duties performed in other States and localities; to the Committee on the Judiciary.

By Ms. SCHAKOWSKY (for herself, Mr. DINGELL, Mr. EMANUEL, Mr. KIRK, Mr. CONYERS, Mr. GUTIERREZ, Mr. KILDEE, Ms. BEAN, Mr. HINCHEY, Mr. KAGEN, Ms. KILPATRICK, Mr. SESTAK, and Ms. SUTTON):

H.R. 3360. A bill to amend the Federal Water Pollution Control Act to require the concurrence of all bordering States when a permit for the discharge of pollutants into one of the Great Lakes is issued; to the Committee on Transportation and Infrastructure.

By Mr. RANGEL (for himself, Mr. GEORGE MILLER of California, Mr. MCCRERY, and Mr. MCKEON):

H.R. 3361. A bill to make technical corrections related to the Pension Protection Act of 2006; to the Committee on Ways and Means, and in addition to the Committee on Education and Labor, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. POMEROY (for himself and Mr. CANTOR):

H.R. 3362. A bill to amend the Internal Revenue Code of 1986 to allow 5-year amortization of goodwill and other section 197 intangibles that are acquired from a small business; to the Committee on Ways and Means.

By Mr. POMEROY (for himself, Mr. RAMSTAD, Ms. SCHWARTZ, Mr. HULSHOF, Mr. CROWLEY, Ms. HERSETH SANDLIN, Mr. MICHAUD, Mr. CAMP of Michigan, Mr. WELLER, Mrs. CAPITO, Mr. ALLEN, Mr. ENGLISH of Pennsylvania, Mr. BLUMENAUER, Mr. THOMPSON of California, Mr. PASCRELL, Mr. LARSON of Connecticut, Mrs. JONES of Ohio, Mr. PORTER, Mr. TERRY, Mr. NEAL of Massachusetts, Mr. HOLT, Mr. BOUSTANY, Ms. BERKLEY, Mr. VAN HOLLEN, and Ms. HOOLEY):

H.R. 3363. A bill to amend the Internal Revenue Code of 1986 to allow long-term care insurance to be offered under cafeteria plans and flexible spending arrangements and to provide additional consumer protections for long-term care insurance; to the Committee on Ways and Means.

By Mr. POE (for himself and Mr. CHABOT):

H.R. 3364. A bill to amend the Internal Revenue Code of 1986 to allow parents of murdered children to continue to claim the deduction for the personal exemption with respect to such child; to the Committee on Ways and Means.

By Mr. FILNER:

H.R. 3365. A bill to amend the Clean Air Act to delay the effect of reclassifying certain nonattainment areas adjacent to an international border, and for other purposes; to the Committee on Energy and Commerce.

By Mr. FILNER:

H.R. 3366. A bill to amend title 10, United States Code, to require the Department of Defense and all other defense-related agencies of the United States to fully comply with Federal and State environmental laws, including certain laws relating to public health and worker safety, that are designed to protect the environment and the health and safety of the public, particularly those persons most vulnerable to the hazards incident to military operations and installations, such as children, members of the Armed Forces, civilian employees, and persons living in the vicinity of military operations and installations; to the Committee on Armed Services, and in addition to the Committees on Energy and Commerce, Transportation and Infrastructure, Natural Resources, and Education and Labor, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mrs. CHRISTENSEN:

H.R. 3367. A bill to amend the Internal Revenue Code of 1986 to assist in the recovery and development of the Virgin Islands by providing for a reduction in the tax imposed on distributions from certain retirement plans' assets which are invested for at least 30 years, subject to defined withdrawals, under a Virgin Islands investment program; to the Committee on Ways and Means.

By Mr. LANTOS (for himself and Mr. BRADY of Texas):

H.R. 3368. A bill to amend the Public Health Service Act to establish a pulmonary hypertension clinical research network, to expand pulmonary hypertension research and training, and for other purposes; to the Committee on Energy and Commerce, and in addition to the Committee on Ways and Means, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Ms. ROS-LEHTINEN (for herself, Mr. DELAHUNT, Mr. BURTON of Indiana, and Mr. POE):

H.R. 3369. A bill to provide compensation for United States citizens taken hostage by terrorists or state sponsors of terrorism; to the Committee on the Judiciary, and in addition to the Committee on Foreign Affairs, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. RYAN of Wisconsin (for himself and Mr. DAVIS of Alabama):

H.R. 3370. A bill to amend title XVIII of the Social Security Act to improve the quality and efficiency of health care, to provide the public with information on provider and supplier performance, and to enhance the education and awareness of consumers for evaluating health care services through the development and release of reports based on Medicare enrollment, claims, survey, and assessment data; to the Committee on Energy and Commerce, and in addition to the Committee on Ways and Means, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. ISSA (for himself and Mr. BILBRAY):

H.R. 3371. A bill to amend the Immigration and Nationality Act to eliminate the diversity immigrant program and to re-allocate those visas to certain employment-based immigrants who obtain an advanced degree in the United States; to the Committee on the Judiciary.

By Ms. SLAUGHTER (for herself, Ms. DEGETTE, Mr. MICHAUD, Mr. RYAN of Ohio, Mr. WAXMAN, Mr. GEORGE MILLER of California, Mr. ACKERMAN, Mr. ALLEN, Ms. BALDWIN, Mr. BERMAN, Mrs. CAPPS, Ms. CARSON, Mr. CROWLEY, Mrs. DAVIS of California, Mr. ABERCROMBIE, Mr. FARR, Mr. FRANK of Massachusetts, Mr. GRIJALVA, Ms. HARMAN, Mr. HASTINGS of Florida, Mr. HINCHEY, Mr. KENNEDY, Mr. LANTOS, Mr. LARSEN of Washington, Mr. LEWIS of Georgia, Mrs. LOWEY, Mrs. MALONEY of New York, Mrs. MCCARTHY of New York, Ms. MCCOLLUM of Minnesota, Mr. MCDERMOTT, Mr. MCGOVERN, Mr. MORAN of Virginia, Mr. NADLER, Mrs. NAPOLITANO, Mr. OLVER, Mr. PAYNE, Mr. RANGEL, Mr. ROTHMAN, Ms. LORETTA SANCHEZ of California, Mr. SHERMAN, Mr. TIERNEY, Ms. WASSERMAN SCHULTZ, Ms. WATSON, Mr. WYNN, Mr. KUCINICH, Ms. SUTTON, Ms. LEE, Mr. SHAYS, Mr. HONDA, Ms. BERKLEY, Mr. DEFazio, Mr. AL GREEN of Texas, Mr. VAN HOLLEN, Mr. LOESACK, Ms. SCHAKOWSKY, Ms. LINDA T. SANCHEZ of California, Ms. WOOLSEY, Mr. WELCH of Vermont, Ms. DELAURO, Mr. HOLT, and Mr. ISRAEL):

H.R. 3372. A bill to establish a public education and awareness program relating to emergency contraception; to the Committee on Energy and Commerce.

By Mr. SPACE (for himself, Ms. DEGETTE, Mr. GENE GREEN of Texas, and Mr. CASTLE):

H.R. 3373. A bill to catalyze change in the care and treatment of diabetes in the United

States; to the Committee on Energy and Commerce.

By Mr. SPACE:

H.R. 3374. A bill to improve the ability of small communities to coordinate with universities and design professionals in developing a vision to address their local needs; to the Committee on Agriculture.

By Mr. HERGER (for himself, Mr. ENGLISH of Pennsylvania, Mr. WELLER, Mr. CAMP of Michigan, Mr. BRADY of Texas, Mr. HULSHOF, Mr. LEWIS of Kentucky, and Mr. REYNOLDS):

H.R. 3375. A bill to extend the trade adjustment assistance program under the Trade Act of 1974 for 3 months; to the Committee on Ways and Means.

By Mr. ARCURI:

H.R. 3376. A bill to enhance witness protection; to the Committee on the Judiciary.

By Mr. BACA (for himself and Mr. AL GREEN of Texas):

H.R. 3377. A bill to provide for the award of a gold medal on behalf of Congress to Arnold Palmer in recognition of his service to the Nation in promoting excellence and good sportsmanship in golf; to the Committee on Financial Services.

By Mr. BAIRD:

H.R. 3378. A bill to establish a demonstration loan program for nontraditional students; to the Committee on Education and Labor.

By Ms. BORDALLO (by request):

H.R. 3379. A bill to amend the Radiation Exposure Compensation Act to include the Territory of Guam in the list of affected areas with respect to which claims relating to atmospheric nuclear testing shall be allowed, and for other purposes; to the Committee on the Judiciary.

By Mr. BOREN:

H.R. 3380. A bill to amend title 4, United States Code, to prescribe that members of the Armed Forces and veterans out of uniform may render the military salute during hoisting, lowering, or passing of flag; to the Committee on the Judiciary.

By Mr. BRALEY of Iowa:

H.R. 3381. A bill to terminate the national security waiver that has been used to deny the payment of the high-deployment allowance to members of the Armed Forces serving lengthy or numerous deployments since September 11, 2001, and to extend the allowance to members who have been deployed since that date in excess of the rotation frequencies for reserve component members of one year mobilized to five years demobilized and for regular component members of one year deployed to two years at the permanent duty station, and for other purposes; to the Committee on Armed Services.

By Mr. BUTTERFIELD (for himself, Mr. SHULER, Mr. ETHERIDGE, Mr. COBLE, Mr. WATT, Mr. PRICE of North Carolina, Mr. MILLER of North Carolina, Ms. FOX, Mrs. MYRICK, Mr. MCINTYRE, Mr. JONES of North Carolina, Mr. HAYES, and Mr. MCHENRY):

H.R. 3382. A bill to designate the facility of the United States Postal Service located at 200 North William Street in Goldsboro, North Carolina, as the "Philip A. Baddour, Sr. Post Office"; to the Committee on Oversight and Government Reform.

By Mr. CASTLE:

H.R. 3383. A bill to require internal ethics compliance programs by Department of Defense contractors, and for other purposes; to the Committee on Armed Services, and in addition to the Committee on Oversight and Government Reform, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. CHANDLER:

H.R. 3384. A bill to expand the Project Safe Neighborhoods program, and for other purposes; to the Committee on the Judiciary.

By Mr. COHEN (for himself, Ms. CARSON, Ms. CLARKE, Mr. ELLISON, Mr. FATTAH, Mr. AL GREEN of Texas, Mr. KUCINICH, Ms. ZOE LOFGREN of California, and Mr. PAYNE):

H.R. 3385. A bill to establish a task force to examine homelessness in the United States and make recommendations to alleviate the causes and effects of such homelessness; to the Committee on Financial Services.

By Mr. COHEN (for himself, Mr. ENGLISH of Pennsylvania, Mr. DAVIS of Illinois, Mr. GONZALEZ, and Mr. ARCURI):

H.R. 3386. A bill to amend title 18, United States Code, to provide penalties for transporting the corpses of homicide victims across State lines with intent to prevent their use as evidence; to the Committee on the Judiciary.

By Mr. CONYERS (for himself and Mr. SMITH of Texas):

H.R. 3387. A bill to update and improve the codification of title 46, United States Code; to the Committee on the Judiciary.

By Mrs. GILLIBRAND (for herself and Mr. KUHLMANN of New York):

H.R. 3388. A bill to amend the Internal Revenue Code of 1986 to increase and make permanent the deduction for tuition and related expenses; to the Committee on Ways and Means.

By Mr. CROWLEY (for himself and Mr. HERGER):

H.R. 3389. A bill to amend the Internal Revenue Code of 1986 to make permanent the election to treat the cost of qualified film and television productions as an expense which is not chargeable to capital account; to the Committee on Ways and Means.

By Mr. ISSA:

H.R. 3390. A bill to impose sanctions on Iran and on other countries for assisting Iran in developing a nuclear program, and for other purposes; to the Committee on Foreign Affairs, and in addition to the Committees on Financial Services, Ways and Means, Oversight and Government Reform, and Intelligence (Permanent Select), for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. ISSA (for himself and Mr. RAHALL):

H.R. 3391. A bill to amend the Family and Medical Leave Act of 1993 to expand family and medical leave for spouses, sons, daughters, and parents of servicemembers with combat-related injuries; to the Committee on Education and Labor, and in addition to the Committees on Oversight and Government Reform, and House Administration, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. CROWLEY (for himself and Mr. LOBIONDO):

H.R. 3392. A bill to clarify the tariff classification of certain fiberboard core and laminate boards and panels; to the Committee on Ways and Means.

By Mr. DAVIS of Alabama (for himself, Mr. WALZ of Minnesota, and Mr. ALTMIRE):

H.R. 3393. A bill to amend title 38, United States Code, to improve veterans' reemployment rights under chapter 43 of such title, to exempt claims brought under that chapter from arbitration under chapter 1 of title 9 of such Code, and for other purposes; to the Committee on Veterans' Affairs.

By Mrs. DAVIS of California (for herself and Ms. CASTOR):

H.R. 3394. A bill to amend the Elementary and Secondary Education Act of 1965 to assist underperforming schools to recruit, support, and retain highly qualified and effective teachers by providing grants for participation in the Targeted High Need Initiative program of the National Board for Professional Teaching Standards; to the Committee on Education and Labor.

By Mr. DAVIS of Illinois (for himself, Ms. CARSON, Mr. DAVIS of Alabama, Mr. RUSH, Ms. KILPATRICK, Ms. NOR-TON, Mr. ELLISON, Mr. CLYBURN, Mr. BISHOP of Georgia, and Mr. ROTHMAN):

H.R. 3395. A bill to amend title IV of the Social Security Act to ensure funding for grants to promote responsible fatherhood and strengthen low-income families, and for other purposes; to the Committee on Ways and Means, and in addition to the Committees on Education and Labor, Agriculture, and Energy and Commerce, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. DELAHUNT (for himself, Mr. LAHOOD, and Mr. BACHUS):

H.R. 3396. A bill to promote simplification and fairness in the administration and collection of sales and use taxes; to the Committee on the Judiciary.

By Mr. ELLISON:

H.R. 3397. A bill to amend the Residential Lead-Based Paint Hazard Reduction Act of 1992 to define environmental intervention blood lead level; to the Committee on Financial Services.

By Mr. ELLISON:

H.R. 3398. A bill to establish a National Commission on the Infrastructure of the United States; to the Committee on Transportation and Infrastructure.

By Mr. ELLISON:

H.R. 3399. A bill to prohibit the use, production, sale, importation, or exportation of any pesticide containing atrazine; to the Committee on Energy and Commerce, and in addition to the Committees on Ways and Means, and Foreign Affairs, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. KUCINICH (for himself and Mr. LATOURETTE):

H.R. 3400. A bill to fund capital projects of State and local governments, and for other purposes; to the Committee on Transportation and Infrastructure, and in addition to the Committees on Financial Services, and the Budget, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. ELLISON (for himself and Mr. FRANK of Massachusetts):

H.R. 3401. A bill to establish the National Infrastructure Bank to provide funding for qualified infrastructure projects, and for other purposes; to the Committee on Transportation and Infrastructure, and in addition to the Committee on Financial Services, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. ENGEL (for himself, Mr. FER-GUSON, and Mr. TOWNS):

H.R. 3402. A bill to require accurate and reasonable disclosure of the terms and conditions of prepaid telephone calling cards and services; to the Committee on Energy and Commerce.

By Mr. GORDON:

H.R. 3403. A bill to promote and enhance public safety by facilitating the rapid deployment of IP-enabled 911 and E-911 services, encouraging the nation's transition to a national IP-enabled emergency network and improve 911 and E-911 access to those with disabilities; to the Committee on Energy and Commerce.

By Mr. GENE GREEN of Texas (for himself, Mr. TOWNS, and Ms. DELAURO):

H.R. 3404. A bill to amend the Public Health Service Act to provide grants for the training of graduate medical residents in preventive medicine and public health; to the Committee on Energy and Commerce.

By Mr. GENE GREEN of Texas (for himself and Mr. RYAN of Ohio):

H.R. 3405. A bill to require persons to certify that they have not violated foreign corrupt practices statutes before being awarded Government contracts, and for other purposes; to the Committee on Oversight and Government Reform.

By Mr. GRIJALVA (for himself, Mrs. NAPOLITANO, Mr. HARE, Mr. HINOJOSA, Mr. GENE GREEN of Texas, Mr. YARMUTH, Mr. SCOTT of Virginia, Mr. THOMPSON of Mississippi, Mr. FILNER, Ms. SOLIS, Mr. HOLT, and Mrs. MCCARTHY of New York):

H.R. 3406. A bill to provide grants to States to ensure that all students exit the middle grades prepared for success in a high school with an academically rigorous curriculum that prepares students for postsecondary education and the workplace; to the Committee on Education and Labor.

By Mr. HARE (for himself, Mr. LOEBSACK, Ms. WOOLSEY, and Mr. DAVIS of Illinois):

H.R. 3407. A bill to amend the Elementary and Secondary Education Act of 1965 to allow State and local educational agencies and schools to make greater use of early intervening services, particularly schoolwide positive behavior supports; to the Committee on Education and Labor.

By Mr. HASTINGS of Washington:

H.R. 3408. A bill to authorize the Secretary of the Interior to adjust the boundary of the Stephen Mather Wilderness and the North Cascades National Park in order to allow the rebuilding of a road outside of the floodplain while ensuring that there is no net loss of acreage to the Park or the Wilderness, and for other purposes; to the Committee on Natural Resources.

By Mr. HINOJOSA (for himself, Ms. CARSON, Mr. PAYNE, Mr. GRIJALVA, Ms. EDDIE BERNICE JOHNSON of Texas, Ms. DELAURO, Mrs. CHRISTENSEN, Ms. BERKLEY, Mr. AL GREEN of Texas, Mr. STARK, Mr. HOLT, Mrs. DAVIS of California, and Mr. DAVIS of Illinois):

H.R. 3409. A bill to create the conditions, structures, and supports needed to ensure permanency for the Nation's unaccompanied youth, and for other purposes; to the Committee on Education and Labor, and in addition to the Committees on Ways and Means, Energy and Commerce, Financial Services, and the Judiciary, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. JEFFERSON:

H.R. 3410. A bill to amend the Internal Revenue Code of 1986 to exclude overtime pay from gross income; to the Committee on Ways and Means.

By Mr. KENNEDY (for himself, Ms. CARSON, Mr. CLAY, Ms. DELAURO, Mr. MCDERMOTT, Mr. STARK, Mr. CUMMINGS, and Ms. SOLIS):

H.R. 3411. A bill to improve the treatment of juveniles with mental health or substance

abuse disorders by establishing new grant programs for increased training, technical assistance, and coordination of service providers, and for other purposes; to the Committee on Education and Labor, and in addition to the Committee on Energy and Commerce, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. KING of Iowa (for himself, Mr.

HENSARLING, Mr. PAUL, Mr. MACK, Mr. PITTS, Mr. GOODE, Mr. BARTLETT of Maryland, Mr. AKIN, Mr. PENCE, Mr. FEENEY, Mr. CULBERSON, Mr. CONAWAY, Ms. FOX, Mrs. CUBIN, Mr. COBLE, Mr. SAM JOHNSON of Texas, Mrs. MUSGRAVE, Mr. NEUGEBAUER, Mr. BRADY of Texas, Mrs. BLACKBURN, Mr. FLAKE, Mr. MCCARTHY of California, Mr. MILLER of Florida, Mr. ROHRBACHER, Mr. DEAL of Georgia, Mr. BROUN of Georgia, Mr. GINGREY, Mr. BISHOP of Utah, Mr. PEARCE, Mr. LINDER, and Mr. WESTMORELAND):

H.R. 3412. A bill to repeal the wage rate requirements commonly known as the Davis-Bacon Act; to the Committee on Education and Labor.

By Mr. KLINE of Minnesota (for himself, Mr. McKEON, Mr. COLE of Oklahoma, Mr. PICKERING, Mr. CALVERT, and Mr. PAUL):

H.R. 3413. A bill to clarify the rights of Indians and Indian tribes on Indian lands under the National Labor Relations Act; to the Committee on Education and Labor.

By Mr. KLINE of Minnesota (for himself, Mr. McKEON, Mr. WILSON of South Carolina, and Mr. SOUDER):

H.R. 3414. A bill to amend the Higher Education Act of 1965 to extend eligibility for Federal TRIO programs to members of the reserve components serving on active duty in support of contingency operations; to the Committee on Education and Labor.

By Mr. LANGEVIN (for himself, Ms. BERKLEY, Mr. BUTTERFIELD, Mr. KILDEE, and Mr. KENNEDY):

H.R. 3415. A bill to amend title 38, United States Code, to authorize the placement in a national cemetery of memorial markers for the purpose of commemorating servicemembers or other persons whose remains are interred in an American Battle Monuments Commission cemetery; to the Committee on Veterans' Affairs.

By Mr. LARSON of Connecticut:

H.R. 3416. A bill to amend the Internal Revenue Code of 1986 to reduce carbon dioxide emissions in the United States domestic energy supply; to the Committee on Ways and Means.

By Mr. LARSON of Connecticut:

H.R. 3417. A bill to establish the Commission on the Tax Treatment of Hedge Funds and Private Equity; to the Committee on Ways and Means.

By Mr. LEVIN (for himself, Mr.

ENGLISH of Pennsylvania, Mr. STARK, Mr. SAM JOHNSON of Texas, Mr. LEWIS of Georgia, Mr. WELLER, Mr. McNULTY, Mr. PORTER, Mr. POMEROY, Mr. BLUMENAUER, Mr. ABERCROMBIE, Mr. ACKERMAN, Mr. BACHUS, Mrs. BLACKBURN, Ms. BORDALLO, Mr. CUELLAR, Mr. DAVIS of Illinois, Ms. DEGETTE, Ms. DELAURO, Mr. DINGELL, Mr. EHLERS, Mr. ETHERIDGE, Mr. GILCHREST, Mr. GENE GREEN of Texas, Mr. HINCHEY, Mr. HOLT, Mr. HONDA, Ms. HOOLEY, Mr. KILDEE, Ms. ZOE LOFGREN of California, Mrs. MCCARTHY of New York, Mr. MCGOVERN, Mr. PAUL, Mr. PRICE of North Carolina, Ms. SLAUGHTER, Ms. SUTTON, and Mr. WEXLER):

H.R. 3418. A bill to provide for a permanent exclusion from gross income for employer-

provided educational assistance; to the Committee on Ways and Means.

By Mr. LOEBSACK (for himself, Mr. HARE, Mr. KILDEE, Mr. BARROW, Ms. ROYBAL-ALLARD, Ms. SHEA-PORTER, Ms. VELÁZQUEZ, Ms. WOOLSEY, Mr. YARMUTH, Mr. KENNEDY, Mr. INSLEE, Mr. ROTHMAN, Mr. KAGEN, Ms. MCCOLLUM of Minnesota, Mr. RUPPERSBERGER, Mr. DOGGETT, Mr. LARSEN of Washington, Mr. SIRES, Ms. SOLIS, Mr. SCOTT of Virginia, Mr. BOSWELL, Mr. BRALEY of Iowa, Mr. McNULTY, Mr. WELCH of Vermont, Mr. FILNER, Mr. BECERRA, Mrs. DAVIS of California, Mr. ANDREWS, Mr. COURTNEY, Mr. WAXMAN, and Ms. MATSUI):

H.R. 3419. A bill to establish an Office of Specialized Instructional Support Services in the Department of Education and to provide grants to State educational agencies to reduce barriers to learning; to the Committee on Education and Labor.

By Ms. ZOE LOFGREN of California:

H.R. 3420. A bill to amend the Internal Revenue Code of 1986 to require the use of Federally insured intermediaries for nonrecognition treatment on like-kind exchanges involving cash to be used to acquire the replacement property; to the Committee on Ways and Means.

By Mrs. LOWEY:

H.R. 3421. A bill to amend the Truth in Lending Act to prohibit universal defaults on credit card accounts and to require minimum payment disclosures for accounts under an open end consumer credit plan, and for other purposes; to the Committee on Financial Services.

By Mrs. LOWEY (for herself and Mr. HIGGINS):

H.R. 3422. A bill to amend the Robert T. Stafford Disaster Relief and Emergency Assistance Act to ensure that certain tenants are able to return to affordable housing after a major disaster; to the Committee on Transportation and Infrastructure.

By Mrs. LOWEY (for herself, Mrs. CAPPS, and Mr. ARCURI):

H.R. 3423. A bill to provide that service of the members of the organization known as the United States Cadet Nurse Corps during World War II constituted active military service for purposes of laws administered by the Secretary of Veterans Affairs; to the Committee on Veterans' Affairs, and in addition to the Committee on Armed Services, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mrs. MALONEY of New York (for herself, Ms. PRYCE of Ohio, and Ms. WOOLSEY):

H.R. 3424. A bill to authorize appropriations for the purpose of establishing an office within the Internal Revenue Service to focus on violations of the internal revenue laws by persons who are under investigation for conduct relating to commercial sex acts, and to increase the criminal monetary penalty limitations for the underpayment or overpayment of tax due to fraud; to the Committee on Ways and Means.

By Mrs. MALONEY of New York (for herself, Ms. PRYCE of Ohio, and Mr. BRADY of Pennsylvania):

H.R. 3425. A bill to amend the Employee Retirement Income Security Act of 1974, Public Health Service Act, and the Internal Revenue Code of 1986 to require that group and individual health insurance coverage and group health plans provide coverage of screening for breast, prostate, and colorectal cancer; to the Committee on Energy and Commerce, and in addition to the Committees on Education and Labor, Ways and

Means, and Oversight and Government Reform, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. MATHESON:

H.R. 3426. A bill to modify certain amendments made by the No Child Left Behind Act of 2001; to the Committee on Education and Labor.

By Mr. McDERMOTT (for himself, Mr. RANGEL, Mr. LEVIN, and Mr. WILSON of South Carolina):

H.R. 3427. A bill to prohibit the revocation of waivers of the competitive need limitation under the Generalized System of Preferences program unless certain conditions are met; to the Committee on Ways and Means.

By Mr. MCHUGH:

H.R. 3428. A bill to bridge the digital divide in rural areas; to the Committee on Energy and Commerce, and in addition to the Committees on Ways and Means, and Science and Technology, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. PATRICK MURPHY of Pennsylvania:

H.R. 3429. A bill to authorize a competitive grant program to assist members of the National Guard and Reserve and former and current members of the Armed Forces in securing employment in the private sector, and for other purposes; to the Committee on Armed Services.

By Mrs. NAPOLITANO (for herself, Mr.

BACA, Mr. BECERRA, Ms. BERKLEY, Mr. BERMAN, Ms. BORDALLO, Ms. CORRINE BROWN of Florida, Mrs. CAPPS, Mr. CARDOZA, Ms. CARSON, Mr. COHEN, Mr. CONYERS, Mr. CROWLEY, Mr. CUELLAR, Mr. DAVIS of Illinois, Mr. LINCOLN DAVIS of Tennessee, Mrs. DAVIS of California, Mr. ELLISON, Mr. ENGEL, Mr. FARR, Mr. FILNER, Mr. GENE GREEN of Texas, Mr. GRIJALVA, Mr. GUTIERREZ, Mr. HASTINGS of Florida, Mr. HINOJOSA, Mr. HONDA, Ms. HOOLEY, Mr. ISRAEL, Ms. JACKSON-LEE of Texas, Mr. JACKSON of Illinois, Mr. JEFFERSON, Mrs. JONES of Ohio, Mr. KAGEN, Ms. KAPTUR, Mr. KENNEDY, Mr. LEWIS of Georgia, Mrs. LOWEY, Mrs. MALONEY of New York, Ms. MATSUI, Mr. McNULTY, Mr. MICHAUD, Mr. MITCHELL, Mr. TIM MURPHY of Pennsylvania, Mr. MURTHA, Mr. NADLER, Mr. ORTIZ, Mr. PERLMUTTER, Mr. REYES, Mr. RODRIGUEZ, Ms. ROYBAL-ALLARD, Ms. LINDA T. SÁNCHEZ of California, Ms. SCHAKOWSKY, Mr. SERRANO, Mr. SIREY, Ms. SOLIS, Mr. STARK, Ms. WATSON, Ms. WATERS, Mr. WAXMAN, Mr. WEINER, Ms. KILPATRICK, Mr. GILCREST, Ms. MOORE of Wisconsin, and Ms. EDDIE BERNICE JOHNSON of Texas):

H.R. 3430. A bill to amend the Public Health Service Act to revise and extend projects relating to children and violence to provide access to school-based comprehensive mental health programs; to the Committee on Energy and Commerce.

By Mr. PASCRELL:

H.R. 3431. A bill to amend the Internal Revenue Code of 1986 to make residents of Puerto Rico eligible for the earned income tax credit; to the Committee on Ways and Means.

By Mr. PAYNE (for himself, Mr. JEFFERSON, Ms. LEE, Ms. KILPATRICK, Mr. LEWIS of Georgia, Ms. CLARKE, Mr. RUSH, Mr. CONYERS, and Ms. JACKSON-LEE of Texas):

H.R. 3432. A bill to establish the 200th Anniversary Commemoration Commission of

the Abolition of the Transatlantic Slave Trade, and for other purposes; to the Committee on Foreign Affairs.

By Mr. PEARCE (for himself, Mr. BOSWELL, Mr. MICHAUD, Mr. WAMP, and Ms. HOOLEY):

H.R. 3433. A bill to direct the Secretary of Health and Human Services, acting through the Director of the National Institutes of Health, to conduct a survey of research available on methamphetamine addiction and treatment; to the Committee on Energy and Commerce.

By Mr. PEARCE (for himself, Mr. CLEAVER, and Mr. BURTON of Indiana):

H.R. 3434. A bill to provide for the issuance of bonds for the benefit of the National Institutes of Health; to the Committee on Ways and Means.

By Mr. PICKERING:

H.R. 3435. A bill to improve energy security of the United States through a reduction in the oil intensity of the economy of the United States and expansion of secure oil supplies, to be achieved by increasing the availability of alternative fuel sources, fostering responsible oil exploration and production, and improving international arrangements to secure the global oil supply, and for other purposes; to the Committee on Energy and Commerce, and in addition to the Committees on Ways and Means, Science and Technology, Natural Resources, Armed Services, Foreign Affairs, and Intelligence (Permanent Select), for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. REYES:

H.R. 3436. A bill to provide for greater judicial discretion in sentencing for certain firearms offenses committed in exceptional circumstances; to the Committee on the Judiciary.

By Mr. SALAZAR:

H.R. 3437. A bill to authorize the Secretary of the Interior to carry out the Jackson Gulch rehabilitation project in the State of Colorado; to the Committee on Natural Resources.

By Ms. LINDA T. SÁNCHEZ of California (for herself, Ms. BORDALLO, Mr. BOUCHER, Mr. COHEN, Mr. DAVIS of Illinois, Mr. AL GREEN of Texas, Mr. HARE, Mr. HINOJOSA, Mr. HOLT, Ms. JACKSON-LEE of Texas, Mr. ORTIZ, Ms. SLAUGHTER, and Mr. WYNN):

H.R. 3438. A bill to amend the Safe and Drug-Free Schools and Communities Act to authorize the use of grant funds for gang prevention, and for other purposes; to the Committee on Education and Labor.

By Ms. LINDA T. SÁNCHEZ of California (for herself, Ms. BORDALLO, and Ms. CORRINE BROWN of Florida):

H.R. 3439. A bill to amend the Elementary and Secondary Education Act of 1965 to create a demonstration project to fund additional secondary school counselors in troubled title I schools to reduce the dropout rate; to the Committee on Education and Labor.

By Ms. LINDA T. SÁNCHEZ of California (for herself, Mr. ABERCROMBIE, Mr. BERMAN, Mr. CARDOZA, Mr. DOGGETT, Mr. FILNER, Ms. ZOE LOFGREEN of California, Mrs. NAPOLITANO, Mr. ORTIZ, Mr. PASTOR, Mr. POE, and Mr. WEXLER):

H.R. 3440. A bill to amend title I of the Omnibus Crime Control and Safe Streets Act of 1968 to provide standards and procedures to guide both State and local law enforcement agencies and law enforcement officers during internal investigations, interrogation of law enforcement officers, and administrative disciplinary hearings, to ensure accountability

of law enforcement officers, to guarantee the due process rights of law enforcement officers, and to require States to enact law enforcement discipline, accountability, and due process laws; to the Committee on the Judiciary.

By Mr. SARBANES:

H.R. 3441. A bill to amend the Higher Education Act of 1965 to authorize competitive grants to train school principals in instructional leadership skills and to promote the incorporation of standards of instructional leadership into State-level principal certification or licensure; to the Committee on Education and Labor.

By Mr. SMITH of New Jersey (for himself, Mr. ADERHOLT, Mr. AKIN, Mr. ALEXANDER, Mrs. BACHMANN, Mr. BACHUS, Mr. BAKER, Mr. BARRETT of South Carolina, Mr. BARTLETT of Maryland, Mr. BILBRAY, Mrs. BLACKBURN, Mr. BLUNT, Mr. BOEHNER, Mr. BOOZMAN, Mr. BOUSTANY, Mr. BROWN of South Carolina, Mr. BURGESS, Mr. BURTON of Indiana, Mr. CANNON, Mr. CANTOR, Mr. CARTER, Mr. CHABOT, Mr. COSTELLO, Mrs. CUBIN, Mr. DAVIS of Kentucky, Mr. LINCOLN DAVIS of Tennessee, Mrs. JO ANN DAVIS of Virginia, Mr. LINCOLN DIAZ-BALART of Florida, Mr. MARIO DIAZ-BALART of Florida, Mr. DOOLITTLE, Mrs. DRAKE, Mr. EHLERS, Mrs. EMERSON, Mr. ENGLISH of Pennsylvania, Ms. FALLIN, Mr. FERGUSON, Mr. FORBES, Mr. FORTENBERRY, Mr. FORTUÑO, Ms. FOX, Mr. FRANKS of Arizona, Mr. GARRETT of New Jersey, Mr. GINGREY, Mr. GOODE, Mr. HALL of Texas, Mr. HERGER, Mr. HOEKSTRA, Mr. HULSHOF, Mr. HUNTER, Mr. INGLIS of South Carolina, Mr. SAM JOHNSON of Texas, Mr. JONES of North Carolina, Mr. KILDEE, Mr. KING of Iowa, Mr. KINGSTON, Mr. KLINE of Minnesota, Mr. LAMBORN, Mr. LATHAM, Mr. LINDER, Mr. MANZULLO, Mr. MARCHANT, Mr. McCAUL of Texas, Mr. MCCOTTER, Mr. MCHENRY, Mr. MCINTYRE, Mrs. McMORRIS RODGERS, Mr. GARY G. MILLER of California, Mr. MILLER of Florida, Mr. MOLLOHAN, Mrs. MUSGRAVE, Mrs. MYRICK, Mr. NEUGEBAUER, Mr. PEARCE, Mr. PENCE, Mr. PETERSON of Minnesota, Mr. PETERSON of Pennsylvania, Mr. PICKERING, Mr. PITTS, Mr. PLATTS, Mr. PUTNAM, Mr. RADANOVICH, Mr. RAHALL, Mr. RENZI, Mr. ROGERS of Alabama, Mr. ROGERS of Kentucky, Ms. ROS-LEHTINEN, Mr. RYAN of Wisconsin, Mr. SALI, Mrs. SCHMIDT, Mr. SENSENBRENNER, Mr. SHADEGG, Mr. SHUSTER, Mr. SMITH of Texas, Mr. SOUDER, Mr. STEARNS, Mr. STUPAK, Mr. SULLIVAN, Mr. TANCREDO, Mr. TERRY, Mr. TIAHRT, Mr. WAMP, Mr. WELDON of Florida, Mr. WICKER, and Mr. WILSON of South Carolina):

H.R. 3442. A bill to ensure that women seeking an abortion are fully informed regarding the pain experienced by their unborn child; to the Committee on Energy and Commerce.

By Mr. THOMPSON of California (for himself, Mr. HERGER, Mr. McDERMOTT, Mr. REYNOLDS, Mr. CROWLEY, Mr. NUNES, and Mr. ISRAEL):

H.R. 3443. A bill to amend the Tariff Act of 1930 to clarify the provisions relating to drawback for exported merchandise; to the Committee on Ways and Means.

By Mr. TIAHRT (for himself, Mr. MOORE of Kansas, Mrs. BOYDA of Kansas, and Mr. MORAN of Kansas):

H.R. 3444. A bill to extend tax relief to the residents and businesses of an area with respect to which a major disaster has been declared by the President under section 401 of the Robert T. Stafford Disaster Relief and Emergency Assistance Act (FEMA-1711-DR) by reason of severe storms and flooding beginning on June 26, 2007, and determined by the President to warrant individual or individual and public assistance from the Federal Government under such Act; to the Committee on Ways and Means, and in addition to the Committee on Transportation and Infrastructure, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. UDALL of Colorado:

H.R. 3445. A bill to establish the Weather Mitigation Operations and Research Board, and for other purposes; to the Committee on Science and Technology.

By Mr. WALBERG (for himself, Mr. EHLERS, Mr. HOEKSTRA, Mr. STUPAK, and Mr. UPTON):

H.R. 3446. A bill to designate the facility of the United States Postal Service located at 202 East Michigan Avenue in Marshall, Michigan, as the "Michael W. Schragg Post Office Building"; to the Committee on Oversight and Government Reform.

By Mr. WAXMAN (for himself, Mrs. CAPPS, Ms. SCHAKOWSKY, Ms. LEE, Ms. SLAUGHTER, Ms. SOLIS, Mr. TOWNS, Ms. BALDWIN, Ms. DEGETTE, Mrs. CHRISTENSEN, Mr. COHEN, Ms. HOOLEY, Mr. COOPER, and Mr. LEWIS of Georgia):

H.R. 3447. A bill to amend the Public Health Service Act to ensure the independence of the Surgeon General from political interference; to the Committee on Energy and Commerce.

By Mr. WAXMAN:

H.R. 3448. A bill to reduce emissions of ozone depleting substances in order to protect the climate and stratospheric ozone layer, and for other purposes; to the Committee on Energy and Commerce.

By Mr. WILSON of South Carolina:

H.R. 3449. A bill to amend title 10, United States Code, to provide eligibility for reduced non-regular service military retired pay before age 60, and for other purposes; to the Committee on Armed Services.

By Mr. YARMUTH (for himself, Mr. LOEBACK, Mr. JEFFERSON, Mr. COHEN, Mr. HOLT, Mr. ELLISON, Mr. DAVIS of Illinois, Mr. BRALEY of Iowa, Mr. SCOTT of Virginia, Mr. HARE, Mr. SARBANES, Mr. GRIJALVA, and Ms. JACKSON-LEE of Texas):

H.R. 3450. A bill to provide grants to universities and colleges for the development of student success services that will improve college persistence and prepare students for the workplace; to the Committee on Education and Labor.

By Mr. COHEN:

H.J. Res. 48. A joint resolution proposing an amendment to the Constitution of the United States regarding the requirement of the approval of a two-thirds majority of the Supreme Court for any pardon or reprieve granted by the President; to the Committee on the Judiciary.

By Mr. DELAHUNT (for himself, Mr. ROHRABACHER, Mr. CROWLEY, and Mr. BERMAN):

H. Con. Res. 202. Concurrent resolution noting the absence of human rights as a topic of discussion in the U.S.-Saudi Strategic Dialogue between the United States and Saudi Arabia, and urging the President to include this subject in working level discussions with Saudi counterparts; to the Committee on Foreign Affairs.

By Mr. HOYER:

H. Res. 609. A resolution raising a question of the privileges of the House.

By Mr. ROHRABACHER (for himself, Mr. PITTS, Ms. ROS-LEHTINEN, Mr. MCCOTTER, Mr. DOOLITTLE, Mr. BURTON of Indiana, Mr. WOLF, and Mr. SMITH of New Jersey):

H. Res. 610. A resolution expressing the sense of the House of Representatives that the United States Government should take immediate steps to boycott the Summer Olympic Games in Beijing in August 2008 unless the Chinese regime stops engaging in serious human rights abuses against its citizens and stops supporting serious human rights abuses by the Governments of Sudan, Burma, and North Korea against their citizens; to the Committee on Foreign Affairs.

By Mr. BOEHNER:

H. Res. 611. A resolution raising a question of the privileges of the House; considered and agreed to.

By Mr. BOEHNER:

H. Res. 612. A resolution raising a question of the privileges of the House.

By Mrs. MALONEY of New York (for herself, Ms. EDDIE BERNICE JOHNSON of Texas, Mr. SHERMAN, Mr. SESSIONS, Mrs. NAPOLITANO, Mr. NEAL of Massachusetts, Mr. WEINER, Mrs. GILLIBRAND, Mr. ISRAEL, Mr. HODES, Mr. FILNER, Mr. HALL of New York, Ms. LORETTA SANCHEZ of California, and Mr. SMITH of Texas):

H. Res. 616. A resolution celebrating the 40th anniversary of Phoenix House, the success and contributions of Phoenix House with respect to the treatment and prevention of substance abuse, and the significant role that Phoenix House has played in raising public awareness and formulating public policy; to the Committee on Energy and Commerce.

By Mr. MARKEY:

H. Res. 617. A resolution supporting the goals and ideals of National Alzheimer's Disease Awareness Month, and for other purposes; to the Committee on Energy and Commerce.

By Mr. PAYNE (for himself, Ms. LEE, Mr. LEWIS of Georgia, Mr. CONYERS, Mr. RUSH, Mr. MCGOVERN, Mr. HONDA, and Ms. SOLIS):

H. Res. 618. A resolution recognizing the importance of addressing the plight of Afro-Colombians; to the Committee on Foreign Affairs.

By Mr. SALI (for himself, Mr. GARRETT of New Jersey, Mr. FRANKS of Arizona, Mr. GOODE, Mr. GINGREY, Mr. BISHOP of Utah, Mr. FORTUÑO, Mr. BARTLETT of Maryland, Mr. PITTS, Mr. PAUL, Mr. BURTON of Indiana, Mr. WESTMORELAND, Mr. MILLER of Florida, Mr. CONAWAY, and Mr. MACK):

H. Res. 619. A resolution amending the Rules of the House of Representatives to require that whenever a bill or joint resolution is introduced that amends existing law, the sponsor provide to the Clerk an electronic version of a comparative print, and for other purposes; to the Committee on Rules.

By Mr. SIREs (for himself, Mr. BILIRAKIS, Mr. SARBANES, Mr. SPACE, and Mrs. MALONEY of New York):

H. Res. 620. A resolution expressing the sense of the House of Representatives that Turkey should end its military occupation of the Republic of Cyprus, particularly because Turkey's pretext has been refuted by over 13,000,000 crossings by Turkish-Cypriots and Greek-Cypriots into each other's communities without incident; to the Committee on Foreign Affairs.

By Ms. WATERS:

H. Res. 621. A resolution recognizing the community development block grant program of the Department of Housing and

Urban Development, and its role as the Nation's largest and most visible source of financial assistance to support State- and local government-directed neighborhood revitalization, housing rehabilitation, and economic development activities; to the Committee on Financial Services.

#### ¶110.36 MEMORIALS

Under clause 3 of rule XII, memorials were presented and referred as follows:

161. The SPEAKER presented a memorial of the Legislature of the State of Louisiana, relative to House Concurrent Resolution No. 212 memorializing the Congress of the United States to take such actions as are necessary to revise the National Flood Insurance Program to extend coverage for other natural disasters; to the Committee on Financial Services.

162. Also, a memorial of the Legislature of the State of Louisiana, relative to House Concurrent Resolution No. 15 memorializing the Congress of the United States to take such actions as are necessary to forgive student loans of college graduates who move to Louisiana to support activities to rebuild and revitalize communities damaged by Hurricane Katrina and Rita; to the Committee on Education and Labor.

163. Also, a memorial of the General Court of the State of New Hampshire, relative to Senate Concurrent Resolution No. 2 urging the Congress of the United States to amend the No Child Left Behind Act; to the Committee on Education and Labor.

164. Also, a memorial of the Legislature of the State of Louisiana, relative to House Concurrent Resolution No. 274 memorializing the Congress of the United States to take such actions as are necessary to ensure that all-terrain vehicles sold in the United States meet mechanical equipment standards of the Consumer Product Safety Commission and that safety information and training are being provided to all purchasers of all-terrain vehicles; to the Committee on Energy and Commerce.

165. Also, a memorial of the Legislature of the State of Louisiana, relative to House Concurrent Resolution No. 258 memorializing the Congress of the United States to take such actions as are necessary to examine the provisions of the Personal Responsibility and Work Opportunity Reconciliation Act of 1996 to provide prenatal care to immigrants; to the Committee on Energy and Commerce.

166. Also, a memorial of the Legislature of the State of Louisiana, relative to House Concurrent Resolution No. 106 memorializing the Congress of the United States to take such actions as are necessary to ensure the passage of the Online Pharmacy Consumer Protection Act of 2007; to the Committee on Energy and Commerce.

167. Also, a memorial of the Legislature of the State of Delaware, relative to Senate Concurrent Resolution No. 19 urging the Congress of the United States to end the practice of "smokestack chasing"; to the Committee on Energy and Commerce.

168. Also, a memorial of the Senate of the State of Ohio, relative to Senate Resolution No. 18 urging the Congress of the United States to pass legislation establishing a Servitude and Emancipation Archival Research Clearinghouse in the National Archives; to the Committee on Oversight and Government Reform.

169. Also, a memorial of the Legislature of the State of Louisiana, relative to House Concurrent Resolution No. 107 memorializing the Congress of the United States to provide assistance and relief for Louisiana's commercial fishing industry through emergency supplemental appropriations; to the Committee on Natural Resources.

170. Also, a memorial of the Legislature of the State of Louisiana, relative to House



Concurrent Resolution No. 80 memorializing the Congress of the United States, the President of the United States, and the Mississippi River/Gulf of Mexico Watershed Nutrient Task Force to fulfill their commitment to address the problem of hypoxia in the Gulf of Mexico; to the Committee on Natural Resources.

171. Also, a memorial of the Legislature of the State of Louisiana, relative to House Concurrent Resolution No. 251 memorializing the Congress of the United States to take such actions as are necessary to grant an extension to Louisiana with regard to the deadline for implementing the provisions of the Adam Walsh Child Protection and Safety Act of 2006, and federal guidelines adopted pursuant thereto; to the Committee on the Judiciary.

172. Also, a memorial of the Legislature of the State of Louisiana, relative to House Concurrent Resolution No. 176 memorializing the Congress of the United States to instruct the United States Army Corps of Engineers to take such actions as are necessary to include pump station repairs and safe house construction in St. Bernard Parish as a part of the projects authorized for funding under the provisions of Public Law 109-234, Flood Control and Coastal Emergencies; to the Committee on Transportation and Infrastructure.

173. Also, a memorial of the Legislature of the State of Louisiana, relative to House Concurrent Resolution No. 70 memorializing the Congress of the United States to take such actions as are necessary to expedite the Federal Emergency Management Agency's provision of advance funding for expenses for hurricane response projects covered by Project Worksheets submitted by local governments and to do everything possible to provide for the adequate and speedy completion of such projects; to the Committee on Transportation and Infrastructure.

174. Also, a memorial of the Legislature of the State of Louisiana, relative to House Concurrent Resolution No. 17 memorializing the Congress of the United States to take such actions as are necessary to create a federal catastrophe fund; to the Committee on Transportation and Infrastructure.

175. Also, a memorial of the House of Representatives of the State of Louisiana, relative to House Resolution No. 68 memorializing the Congress of the United States to fulfill the commitment to the citizens of Louisiana to fully fund recovery from damages resulting from Hurricanes Katrina and Rita; to the Committee on Transportation and Infrastructure.

176. Also, a memorial of the General Assembly of the State of New Jersey, relative to Assembly Resolution No. 270 urging the reinstatement of federal ocean water quality testing program; to the Committee on Transportation and Infrastructure.

177. Also, a memorial of the Legislature of the State of Louisiana, relative to House Concurrent Resolution No. 223 memorializing the Congress of the United States to take such actions as are necessary to provide the same tax breaks and federal financial assistance to Louisiana residents affected by Hurricane Rita as those afforded to Louisiana residents affected by Hurricane Katrina; to the Committee on Ways and Means.

178. Also, a memorial of the Legislature of the State of Louisiana, relative to House Concurrent Resolution No. 195 memorializing the Congress of the United States to take such actions as are necessary to extend the deadline to take advantage of certain tax relief for victims of Hurricane Katrina, Hurricane Rita, and Hurricane Wilma, which relief was originally granted pursuant to the Katrina Emergency Tax Relief Act of 2005 and the Gulf Opportunity Zone Act of 2005; to the Committee on Ways and Means.

179. Also, a memorial of the Legislature of the State of Louisiana, relative to House Concurrent Resolution No. 13 memorializing the Congress of the United States to take such actions as are necessary to give tax relief to small businesses which provide health insurance for their employees; to the Committee on Ways and Means.

180. Also, a memorial of the Legislature of the State of Hawaii, relative to House Concurrent Resolution No. 217 urging the President of the United States and the Congress of the United States to enact legislation to increase, for social security beneficiaries, the levels of provisional income, which include social security benefits, by an amount equal to the federal cost of living allowance granted to federal employees in Hawaii; to the Committee on Ways and Means.

181. Also, a memorial of the General Assembly of the State of New Jersey, relative to Assembly Resolution No. 247 memorializing the Secretary of the Department of Homeland Security to create a unified Urban Area Security Initiative zone for Camden and Philadelphia area; to the Committee on Homeland Security.

182. Also, a memorial of the Legislature of the State of Louisiana, relative to House Concurrent Resolution No. 50 memorializing the Congress of the United States to take such actions as are necessary to either extend the Terrorism Risk Insurance Act (TRIA) to include insurance coverage for natural disasters such as earthquakes and hurricanes or, alternatively, to establish a tax incentive program for insurance companies that provide insurance coverage for natural disasters such as earthquakes and hurricanes; jointly to the Committees on Financial Services and Ways and Means.

183. Also, a memorial of the Legislature of the State of Arizona, relative to House Concurrent Resolution No. 2007 urging the Congress of the United States to enact legislation giving tribal governments jurisdiction over telecommunications services on tribal lands; jointly to the Committees on Natural Resources and Energy and Commerce.

#### 110.37 PRIVATE BILLS AND RESOLUTIONS

Under clause 3 of rule XII,

Mr. GUTIERREZ introduced a bill (H.R. 3451) for the relief of Teresa Figueroa; which was referred to the Committee on the Judiciary.

#### 110.38 ADDITIONAL SPONSORS

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

H.R. 44: Mr. NADLER.  
 H.R. 154: Mr. YOUNG of Alaska and Mr. LAHOOD.  
 H.R. 193: Mr. SOUDER.  
 H.R. 246: Mr. PEARCE.  
 H.R. 321: Mr. HOEKSTRA.  
 H.R. 333: Mr. KAGEN.  
 H.R. 358: Mr. SCOTT of Virginia and Mr. HELLER.  
 H.R. 367: Mr. PLATTS.  
 H.R. 368: Mr. RODRIGUEZ, Mr. FRANK of Massachusetts, Mr. SESSIONS, and Mr. ROGERS of Alabama.  
 H.R. 369: Ms. LINDA T. SÁNCHEZ of California.  
 H.R. 371: Mr. STARK.  
 H.R. 406: Mr. WATT.  
 H.R. 411: Mr. BACHUS and Mr. HELLER.  
 H.R. 428: Mrs. MCCARTHY of New York.  
 H.R. 464: Mr. HODES.  
 H.R. 506: Mr. MILLER of North Carolina.  
 H.R. 507: Mr. HARE, Mr. LARSON of Connecticut, Mr. JOHNSON of Georgia, and Mr. ELLISON.  
 H.R. 524: Ms. BALDWIN.

H.R. 550: Mrs. BACHMANN.  
 H.R. 552: Mr. KANJORSKI.  
 H.R. 583: Mr. ISRAEL.  
 H.R. 619: Ms. SUTTON.  
 H.R. 623: Mr. FILNER.  
 H.R. 643: Mr. MILLER of North Carolina and Mr. DAVID DAVIS of Tennessee.  
 H.R. 693: Ms. LINDA T. SÁNCHEZ of California.  
 H.R. 694: Mr. CUELLAR.  
 H.R. 715: Ms. LINDA T. SÁNCHEZ of California.  
 H.R. 741: Mr. THOMPSON of Mississippi.  
 H.R. 748: Mr. ANDREWS.  
 H.R. 756: Mr. MCGOVERN.  
 H.R. 760: Mr. LEWIS of Georgia.  
 H.R. 869: Mr. SHULER.  
 H.R. 882: Ms. HERSETH SANDLIN.  
 H.R. 955: Mr. PEARCE.  
 H.R. 962: Mrs. MCCARTHY of New York.  
 H.R. 969: Mr. KUHL of New York.  
 H.R. 997: Mr. HELLER.  
 H.R. 1023: Mr. CAMPBELL of California.  
 H.R. 1064: Mr. KUHL of New York and Mr. PICKERING.  
 H.R. 1073: Mr. CROWLEY.  
 H.R. 1076: Mr. JOHNSON of Illinois and Mr. BOUCHER.  
 H.R. 1078: Ms. SOLIS.  
 H.R. 1105: Ms. HERSETH SANDLIN.  
 H.R. 1110: Mr. BONNER and Mr. LUCAS.  
 H.R. 1112: Mr. GOODLATTE.  
 H.R. 1113: Mr. ALLEN.  
 H.R. 1117: Ms. DEGETTE.  
 H.R. 1120: Mrs. MYRICK and Mr. DAVIS of Illinois.  
 H.R. 1125: Mr. ORTIZ, Mr. TOM DAVIS of Virginia, Mr. THOMPSON of Mississippi, Mrs. JONES of Ohio, Mr. SHADEGG, Mr. ENGLISH of Pennsylvania, Mr. YARMUTH, Ms. CASTOR, Mr. ROGERS of Kentucky, Mr. ACKERMAN, Ms. SCHWARTZ, and Mr. KAGEN.  
 H.R. 1134: Mr. DAVID DAVIS of Tennessee.  
 H.R. 1154: Mrs. BOYDA of Kansas, Mr. INSLEE, Mr. MAHONEY of Florida, Ms. LORETTA SANCHEZ of California, Mr. SHULER, Mr. WALZ of Minnesota, Mr. COLE of Oklahoma, Mrs. CAPITO, and Ms. ESHOO.  
 H.R. 1172: Ms. WATSON, Mr. PAUL, Mr. MCCOTTER, and Mr. PAYNE.  
 H.R. 1192: Mr. ROTHMAN, Mr. CUMMINGS, Ms. MOORE of Wisconsin, and Mr. MCCOTTER.  
 H.R. 1193: Mr. KILDEE.  
 H.R. 1198: Mr. WAXMAN.  
 H.R. 1211: Mr. OBERSTAR.  
 H.R. 1229: Mr. STUPAK.  
 H.R. 1232: Mrs. DAVIS of California and Mr. COURTNEY.  
 H.R. 1236: Mr. PICKERING, Mr. BOYD of Florida, and Mr. HOLT.  
 H.R. 1279: Mr. SHAYS.  
 H.R. 1286: Mr. HOLT.  
 H.R. 1302: Ms. EDDIE BERNICE JOHNSON of Texas and Mr. FRANK of Massachusetts.  
 H.R. 1304: Mr. ADERHOLT.  
 H.R. 1320: Ms. CORRINE BROWN of Florida and Mr. HELLER.  
 H.R. 1329: Mr. SOUDER and Ms. GRANGER.  
 H.R. 1336: Mr. FORTENBERRY and Mr. ENGLISH of Pennsylvania.  
 H.R. 1343: Ms. SCHWARTZ and Mr. ROTHMAN.  
 H.R. 1357: Mrs. JONES of Ohio, Mr. CHANDLER, Mr. STEARNS, Mr. DAVID DAVIS of Tennessee, Mr. SESSIONS, Mr. ROTHMAN, Mr. COLE of Oklahoma, Mr. MAHONEY of Florida, and Mr. WALDEN of Oregon.  
 H.R. 1363: Mr. TOWNS, Ms. WATSON, Ms. LEE, Mr. COURTNEY, and Mr. PETRI.  
 H.R. 1373: Mr. AL GREEN of Texas.  
 H.R. 1386: Mrs. JONES of Ohio.  
 H.R. 1400: Mr. LEWIS of California.  
 H.R. 1418: Mr. WAXMAN.  
 H.R. 1419: Mr. TIBERI and Mr. SMITH of Nebraska.  
 H.R. 1422: Mr. BRADY of Texas and Mr. ARCURI.  
 H.R. 1440: Mr. GALLEGLY.  
 H.R. 1448: Mr. ISRAEL and Mr. MCCOTTER.  
 H.R. 1459: Mr. FATTAH and Mr. WICKER.

- H.R. 1464: Mr. TERRY.  
H.R. 1474: Mr. MILLER of Florida, Mrs. MCCARTHY of New York, Mr. EMANUEL, and Mrs. CAPPS.  
H.R. 1476: Mr. PLATTS.  
H.R. 1481: Mr. FORTENBERRY and Mr. SOUDER.  
H.R. 1520: Mr. MCGOVERN.  
H.R. 1532: Mr. BERMAN and Ms. LEE.  
H.R. 1537: Ms. DEGETTE.  
H.R. 1542: Mr. CONYERS.  
H.R. 1552: Mr. ANDREWS.  
H.R. 1553: Ms. KILPATRICK.  
H.R. 1570: Mr. MARKEY.  
H.R. 1576: Mr. HODES and Mr. SHULER.  
H.R. 1584: Mr. GILCHREST, Mr. HALL of Texas, Mr. JONES of North Carolina, Mr. LAHOOD, Mr. TOWNS, Mr. MCDERMOTT, Mr. NEUGEBAUER, Mr. GRAVES, Mr. LAMPSON, Mrs. MUSGRAVE, Mr. WAMP, Mr. RENZI, Mr. DOOLITTLE, Mr. RAMSTAD, Mr. GERLACH, Mr. TERRY, Mr. GUTIERREZ, Mr. BARRETT of South Carolina, Mr. JINDAL, Mr. SHADEGG, Mr. UPTON, Mr. ROGERS of Alabama, Mr. GARRETT of New Jersey, Mr. PEARCE, Mr. WALSH of New York, Mr. BLUNT, Ms. GINNY BROWN-WAITE of Florida, Ms. GRANGER, Mr. MCHUGH, Mr. POE, Mr. CARTER, Mr. DEAL of Georgia, Mr. POE, Mr. CARTER, Mr. DEAL of Georgia, Mr. BARTON of Texas, Mr. CALVERT, Mr. COSTELLO, Mr. CRAMER, Mr. DAVIS of Illinois, Mr. DOYLE, Mr. FERGUSON, and Mr. WESTMORELAND.  
H.R. 1589: Mr. BUCHANAN and Ms. DEGETTE.  
H.R. 1609: Mr. FRANK of Massachusetts, Mr. MOLLOHAN, Ms. SCHWARTZ, Mr. TANNER, Mr. BERRY, Ms. ESHOO, Mr. BRADY of Pennsylvania, Mr. PATRICK MURPHY of Pennsylvania, Mr. KANJORSKI, Mr. MURTHA, Mr. WU, Mr. DOYLE, Mr. HOLDEN, Mr. FATTAH, Mr. WEINER, Mr. CHANDLER, Mrs. BIGGERT, Mr. AL GREEN of Texas, Mr. ALLEN, Mr. MICHAUD, Ms. KAPTUR, Mr. INSLER, Mr. LANGEVIN, Mr. ABERCROMBIE, Mr. SHUSTER, Mr. GOODE, Mr. ANDREWS, Mr. HOBSON, Mr. TIBERI, and Mr. MCNERNEY.  
H.R. 1634: Mr. GORDON, Mr. HINOJOSA, Mr. BOUCHER, Mr. WEINER, and Ms. ESHOO.  
H.R. 1644: Ms. HIRONO, Mr. KUCINICH, Mr. HARE, Ms. BERKLEY, Mr. DAVIS of Alabama, Mr. UDALL of New Mexico, Mr. CONYERS, Mr. BARROW, and Ms. HARMAN.  
H.R. 1647: Mr. WICKER.  
H.R. 1651: Mr. BOUCHER.  
H.R. 1655: Mrs. LOWEY and Mr. ISRAEL.  
H.R. 1665: Mr. TOM DAVIS of Virginia and Mr. RYAN of Ohio.  
H.R. 1671: Ms. Linda T. Sánchez of California.  
H.R. 1673: Mr. PASCRELL.  
H.R. 1687: Mr. WICKER.  
H.R. 1707: Ms. SOLIS.  
H.R. 1713: Mr. ISRAEL and Mr. PATRICK MURPHY of Pennsylvania.  
H.R. 1740: Mr. WELCH of Vermont.  
H.R. 1746: Mr. HARE.  
H.R. 1767: Mr. TAYLOR and Mr. SHIMKUS.  
H.R. 1783: Ms. BEAN, Mr. FRANK of Massachusetts, and Mr. WAXMAN.  
H.R. 1813: Mr. COHEN.  
H.R. 1814: Mr. SMITH of Nebraska.  
H.R. 1818: Mr. MILLER of North Carolina and Mr. LANTOS.  
H.R. 1819: Mr. HOLT.  
H.R. 1823: Mr. MURTHA.  
H.R. 1843: Mr. SARBANES and Mr. CAMP of Michigan.  
H.R. 1845: Ms. HIRONO and Mr. GOODLATTE.  
H.R. 1871: Mr. BOREN, Mr. HOLDEN, and Mr. COSTA.  
H.R. 1881: Ms. BERKLEY.  
H.R. 1884: Mr. RODRIGUEZ and Mr. HARE.  
H.R. 1919: Mr. BISHOP of New York and Mr. ISRAEL.  
H.R. 1937: Mr. DEFazio and Mr. LOEBSACK.  
H.R. 1940: Mr. MANZULLO, Mr. KING of Iowa, Mr. BONNER, Mr. BROUN of Georgia, Mr. WALDEN of Oregon, Mr. EVERETT, Mrs. SCHMIDT, Mr. HELLER, and Mr. TIM MURPHY of Pennsylvania.  
H.R. 1941: Mr. CAPUANO.  
H.R. 1944: Mr. TIM MURPHY of Pennsylvania and Mr. LEWIS of Georgia.  
H.R. 1959: Mr. ENGLISH of Pennsylvania.  
H.R. 1992: Mr. YARMUTH.  
H.R. 2014: Mr. ABERCROMBIE.  
H.R. 2016: Ms. GIFFORDS and Mrs. NAPOLITANO.  
H.R. 2033: Ms. WATSON.  
H.R. 2045: Ms. CARSON and Mr. ISRAEL.  
H.R. 2046: Mr. SCHIFF.  
H.R. 2049: Mr. ABERCROMBIE.  
H.R. 2050: Mr. WICKER.  
H.R. 2052: Ms. CLARKE.  
H.R. 2053: Mr. SHADEGG.  
H.R. 2061: Ms. NORTON and Mrs. CHRISTENSEN.  
H.R. 2063: Ms. DELAULO and Mr. HOLT.  
H.R. 2064: Mrs. TAUSCHER.  
H.R. 2069: Mr. FILNER.  
H.R. 2087: Ms. MOORE of Wisconsin.  
H.R. 2091: Mr. MARSHALL.  
H.R. 2092: Ms. MOORE of Wisconsin, Ms. WATERS, Mr. KLEIN of Florida, Ms. MCCOLLUM of Minnesota, and Mr. HASTINGS of Florida.  
H.R. 2095: Mrs. JONES of Ohio, Mrs. CAPITO, and Mr. PETRI.  
H.R. 2102: Mr. WU and Mr. BLUNT.  
H.R. 2116: Mr. DEFazio, Mr. WESTMORELAND, Mr. PICKERING, and Mr. WICKER.  
H.R. 2117: Mrs. MUSGRAVE.  
H.R. 2125: Ms. HOOLEY.  
H.R. 2131: Mr. SNYDER, Mr. HONDA, and Mr. HASTINGS of Florida.  
H.R. 2138: Mr. UDALL of New Mexico, Mr. MCNRNEY, Mr. WU, Mr. SESTAK, Mrs. GILLIBRAND, Mr. PRICE of North Carolina, Mr. SESSIONS, and Mr. HELLER.  
H.R. 2164: Mr. KUHL of New York.  
H.R. 2188: Mr. OBERSTAR, Mr. LAHOOD, Mr. LATOURETTE, and Ms. GINNY BROWN-WAITE of Florida.  
H.R. 2205: Ms. CLARKE and Mr. CAMP of Michigan.  
H.R. 2210: Mr. ALLEN.  
H.R. 2231: Ms. SUTTON and Mr. AKIN.  
H.R. 2243: Mr. SHERMAN.  
H.R. 2244: Mr. MARSHALL.  
H.R. 2247: Ms. ZOE LOFGREN of California, Mr. COURTNEY, Mr. ELLSWORTH, and Mr. LATHAM.  
H.R. 2255: Mr. GALLEGLY.  
H.R. 2265: Mr. DEFazio.  
H.R. 2287: Mr. HASTINGS of Florida.  
H.R. 2289: Mr. ALEXANDER.  
H.R. 2303: Mr. PETRI.  
H.R. 2312: Mr. HELLER.  
H.R. 2329: Mr. KILDEE and Mr. HALL of Texas.  
H.R. 2332: Mrs. JONES of Ohio, Mr. CHANDLER, Mr. STEARNS, Mr. DAVID DAVIS of Tennessee, Mr. SESSIONS, Mrs. McMORRIS RODGERS, Mr. COLE of Oklahoma, Mr. CONAWAY, and Mr. WALDEN of Oregon.  
H.R. 2349: Mr. JEFFERSON.  
H.R. 2363: Mr. POE, Mr. FARR, Mrs. JO ANN DAVIS of Virginia, and Ms. WATSON.  
H.R. 2371: Mr. SARBANES.  
H.R. 2373, Ms. MOORE of Wisconsin.  
H.R. 2387: Mrs. MUSGRAVE.  
H.R. 2412: Mr. FRANK Massachusetts.  
H.R. 2421: Mr. MILLER of North Carolina.  
H.R. 2425: Mr. PEARCE.  
H.R. 2485: Mr. ABERCROMBIE.  
H.R. 2490: Mr. PERLMUTTER and Mr. CARNEY.  
H.R. 2510: Mr. ROGERS of Kentucky and Mr. GALLEGLY.  
H.R. 2511: Mr. COOPER, Mr. ETHERIDGE, Mr. RUSH, Mrs. CAPPS, Mr. UPTON, Mr. WAXMAN, Mr. ALLEN, and Ms. BERKLEY.  
H.R. 2516: Mr. BRALEY of Iowa.  
H.R. 2522: Mr. ENGLISH of Pennsylvania.  
H.R. 2549: Mr. MILLER of North Carolina.  
H.R. 2550: Mr. BERRY and Mr. BOREN.  
H.R. 2566: Mr. WEINER and Mr. WELCH of Vermont.  
H.R. 2578: Mr. PICKERING and Mr. CAMP of Michigan.  
H.R. 2596: Ms. SUTTON.  
H.R. 2600: Mr. SPRATT, Mr. WESTMORELAND, Mrs. MYRICK, and Mr. STUPAK.  
H.R. 2604, Ms. SOLIS.  
H.R. 2609: Mr. GEORGE MILLER of California and Mr. HASTINGS of Florida.  
H.R. 2617: Mr. HASTINGS of Florida.  
H.R. 2620: Mr. MCGOVERN and Mr. CARDOZA.  
H.R. 2702: Mr. SESTAK.  
H.R. 2706: Mrs. MUSGRAVE.  
H.R. 2712: Mr. GRAVES, Mr. CANTOR, Mr. RENZI, and Mr. WALDEN of Oregon.  
H.R. 2744: Mr. PERLMUTTER and Mr. CONYERS.  
H.R. 2746: Mr. ALLEN.  
H.R. 2761: Ms. BERKLEY and Mr. COURTNEY.  
H.R. 2772: Mr. MILLER of Florida.  
H.R. 2781: Mr. MCGOVERN and Mr. BRALEY of Iowa.  
H.R. 2784: Mr. TURNER, Mrs. SCHMIDT, Mr. FRANKS of Arizona, and Mr. SMITH of Nebraska.  
H.R. 2802: Mr. WELCH of Vermont, Mr. HOLDEN, Mr. GUTIERREZ, and Mr. MILLER of North Carolina.  
H.R. 2805: Mr. WAXMAN and Mr. BOUCHER.  
H.R. 2819: Mr. WEINER.  
H.R. 2828: Mr. WATT, Mr. RUSH, Mr. DAVIS of Alabama, Mr. MILLER of North Carolina, Mr. ENGLISH of Pennsylvania, Mr. SCOTT of Virginia, Ms. EDDIE BERNICE JOHNSON of Texas, Mr. CLAY, Mr. CUMMINGS, Mr. KING of New York, and Mr. ROTHMAN.  
H.R. 2833: Mr. MURPHY of Connecticut and Mr. KENNEDY.  
H.R. 2834: Mr. SARBANES, Mr. ABERCROMBIE, and Mr. GUTIERREZ.  
H.R. 2842: Mr. DOGGETT.  
H.R. 2851: Ms. LEE, Mr. PRICE of North Carolina, and Mr. MARSHALL.  
H.R. 2859: Ms. NORTON, Mr. CLEAVER, and Mr. STARK.  
H.R. 2865: Ms. SCHAKOWSKY, Mr. SAXTON, Mr. WEXLER, and Mrs. LOWEY.  
H.R. 2870: Mr. HASTINGS of Florida.  
H.R. 2897: Mr. WAXMAN.  
H.R. 2899: Mr. DEAL of Georgia.  
H.R. 2905: Mr. HULSHOF.  
H.R. 2910: Mr. BRADY of Pennsylvania, Mr. HONDA, Mr. GONZALEZ, Mr. WEXLER, Mr. HOLDEN, Mr. SIRES, and Ms. CORRINE BROWN of Florida.  
H.R. 2924: Mr. COHEN.  
H.R. 2928: Mr. HASTINGS of Florida and Mr. CONYERS.  
H.R. 2930: Mrs. CHRISTENSEN and Mr. GRIJALVA.  
H.R. 2941: Mr. LEWIS of Georgia and Mr. LOEBSACK.  
H.R. 2943: Ms. WOOLSEY and Mrs. McMORRIS RODGERS.  
H.R. 2951: Mr. WELCH of Vermont, Mr. COHEN, and Mr. VELÁZQUEZ.  
H.R. 2955: Mr. CONYERS.  
H.R. 2965: Mr. KIRK.  
H.R. 2990: Mr. MCDERMOTT, Mr. SHULER, Mr. PERLMUTTER, Ms. BERKLEY, Mr. LUCAS, and Mr. KUHL of New York.  
H.R. 2993: Mr. SHERMAN.  
H.R. 3005: Mrs. DAVIS of California.  
H.R. 3010: Mr. FRANK of Massachusetts.  
H.R. 3024: Mr. WAXMAN.  
H.R. 3025: Mr. RODRIGUEZ.  
H.R. 3026: Mr. BUCHANAN and Mr. MICA.  
H.R. 3040: Ms. SUTTON.  
H.R. 3046: Ms. WOOLSEY.  
H.R. 3054: Mr. ENGLISH of Pennsylvania.  
H.R. 3057: Mr. KILDEE.  
H.R. 3061: Ms. SCHWARTZ.  
H.R. 3090: Mr. CAMP of Michigan.  
H.R. 3098: Mr. BOOZMAN, Mr. GRAVES, and Mr. HULSHOF.  
H.R. 3103: Mr. ENGLISH of Pennsylvania.  
H.R. 3107: Mrs. TAUSCHER, Mr. LOEBSACK, Ms. HIRONO, Mr. SIRES, Ms. MCCOLLUM of Minnesota, Mr. EMANUEL, Mr. MORAN of Virginia, Mr. PAUL, Mr. HALL of New York, Mr. BRALEY of Iowa, and Mr. BISHOP of New York.

H.R. 3109: Mr. MILLER of Florida.  
 H.R. 3113: Mrs. NAPOLITANO, Mr. WAXMAN, Mr. ABERCROMBIE, Mr. FILNER, Ms. LORETTA SANCHEZ of California, and Mr. FARR.  
 H.R. 3114: Mr. NADLER, Mr. COURTNEY, and Mr. HODES.  
 H.R. 3125: Mr. RUSH.  
 H.R. 3132: Mr. STARK and Mrs. CAPPS.  
 H.R. 3134: Ms. SCHAKOWSKY.  
 H.R. 3138: Mr. WALBERG, Mr. AKIN, and Mr. MCKEON.  
 H.R. 3142: Mr. GERLACH.  
 H.R. 3143: Mr. PEARCE.  
 H.R. 3144: Mr. GERLACH, Mr. BLUNT, and Mr. ENGLISH of Pennsylvania.  
 H.R. 3145: Mrs. MUSGRAVE.  
 H.R. 3146: Mr. GERLACH, Mr. ROGERS of Kentucky, and Mrs. MUSGRAVE.  
 H.R. 3147: Mrs. MUSGRAVE.  
 H.R. 3148: Mr. WOLF.  
 H.R. 3151: Mr. ENGLISH of Pennsylvania and Mrs. MUSGRAVE.  
 H.R. 3155: Mr. ENGLISH of Pennsylvania and Mrs. MUSGRAVE.  
 H.R. 3168: Mr. MCNERNEY.  
 H.R. 3186: Mr. GERLACH, Mr. BOOZMAN, Ms. SOLIS, and Ms. HOOLEY.  
 H.R. 3189: Ms. JACKSON-LEE of Texas.  
 H.R. 3191: Mr. MORAN of Kansas and Mr. FILNER.  
 H.R. 3195: Mr. WU, Mr. PASCRELL, Ms. HERSETH SANDLIN, Mr. ABERCROMBIE, Mr. REYES, Mr. HODES, and Mr. PETERSON of Minnesota.  
 H.R. 3198: Mr. ENGLISH of Pennsylvania.  
 H.R. 3212: Mr. HODES, Mr. ABERCROMBIE, Mr. PERLMUTTER, Mr. FILNER, Mr. BERMAN, Mr. MCDERMOTT, Mr. ALLEN, and Ms. SUTTON.  
 H.R. 3213: Mr. PETERSON of Pennsylvania.  
 H.R. 3219: Mr. FERGUSON, Mr. CARDOZA, Ms. CARSON, Mr. SHAYS, Mr. SMITH of New Jersey, Mr. GEORGE MILLER of California, Mr. MARKEY, Mr. BARTLETT of Maryland, Mr. DICKS, Mr. DEFAZIO, Mr. COHEN, Mr. ENGEL, Mr. GERLACH, Mr. BURTON of Indiana, Mr. FRANK of Massachusetts, Ms. BERKLEY, Mr. BLUMENAUER, Ms. LINDA T. SANCHEZ of California, Mr. GRIJALVA, Mr. MCGOVERN, Ms. MATSUI, Mr. KILDEE, Mr. PERLMUTTER, Mr. GONZALEZ, and Ms. ZOE LOFGREN of California.  
 H.R. 3220: Ms. JACKSON-LEE of Texas, Mr. BOSWELL, Mr. PASCRELL, Mr. MORAN of Virginia, Mr. LIPINSKI, and Mr. HIGGINS.  
 H.R. 3229: Mr. PRICE of Georgia, Mr. GINGREY, Mr. DEAL of Georgia, Mrs. DRAKE, Mr. BROUN of Georgia, Mr. LINDER, Mr. KINGSTON, and Mr. CULBERSON.  
 H.R. 3245: Mr. ENGLISH of Pennsylvania and Mr. SHERMAN.  
 H.R. 3253: Mr. HINOJOSA, Mr. SESTAK, and Mr. DAVIS of Illinois.  
 H.R. 3265: Mr. CLEAVER and Mr. CARNAHAN.  
 H.R. 3273: Mr. BLUMENAUER.  
 H.R. 3274: Mr. BLUMENAUER.  
 H.R. 3276: Ms. SCHAKOWSKY.  
 H.R. 3287: Mr. PASTOR.  
 H.R. 3291: Mr. PLATTS.  
 H.R. 3298: Mr. SESTAK and Mrs. TAUSCHER.  
 H.R. 3319: Mr. HALL of New York.  
 H.R. 3326: Mr. GRIJALVA, Ms. NORTON, and Mrs. CHRISTENSEN.  
 H.R. 3327: Mr. GUTIERREZ and Mr. COHEN.  
 H.R. 3329: Mr. COHEN, Mr. CLEAVER, and Ms. CARSON.  
 H.R. 3334: Mr. GOODE, Mr. BOREN, Ms. ESHOO, Mr. WYNN, and Mr. MARSHALL.  
 H.R. 3337: Mrs. CAPPS.  
 H.R. 3339: Mr. HOLT, and Mr. UDALL of Colorado.  
 H.J. Res. 40: Mr. KAGEN.  
 H.J. Res. 47: Mr. AL GREEN of Texas.  
 H. Con. Res. 25: Mr. RADANOVICH and Mr. KAGEN.  
 H. Con. Res. 27: Mr. FILNER.  
 H. Con. Res. 83: Mr. HELLER.  
 H. Con. Res. 138: Mr. ALLEN.  
 H. Con. Res. 167: Mr. GRIJALVA.  
 H. Con. Res. 176: Mrs. DRAKE, Mr. JEFFERSON, and Mr. GONZALEZ.

H. Con. Res. 185: Ms. HERSETH SANDLIN, Mr. COHEN, Mr. BRADY of Pennsylvania, Mr. ALTMIRE, Mr. WELCH of Vermont, Mr. SARBANES, Ms. SHEA-PORTER, Mr. REICHERT, and Mr. LARSEN of Washington.  
 H. Con. Res. 189: Mr. ISSA, Ms. CORRINE BROWN of Florida, Ms. KAPTUR, and Mr. DAVIS of Illinois.  
 H. Con. Res. 193: Mr. LAMBORN, Mr. REYNOLDS, Mr. DAVID DAVIS of Tennessee, Mr. REICHERT, Mr. DEAL of Georgia, Mr. BROUN of Georgia, Mr. GINGREY, Mr. ENGLISH of Pennsylvania, Mr. SMITH of Nebraska, Mr. COLE of Oklahoma, Mr. PUTNAM, Mr. MCINTYRE, Mr. RYAN of Wisconsin, Mr. REHBERG, Mr. MOLLOHAN, Mr. MELANCON, Mr. RAHALL, Ms. HERSETH SANDLIN, Ms. GIFFORDS, Mr. MARSHALL, Mr. CHANDLER, Mr. PETERSON of Minnesota, Mr. RYAN of Ohio, Mr. TAYLOR, Mr. MAHONEY of Florida, and Mr. EMANUEL.  
 H. Res. 95: Mr. BARROW, Mrs. LOWEY, Ms. BALDWIN, and Mr. RYAN of Ohio.  
 H. Res. 111: Mr. ARCURI, Mrs. GILLIBRAND, Mr. YOUNG of Alaska, Mr. KELLER, Mr. GOHMERT, and Mr. DEFAZIO.  
 H. Res. 185: Mr. HASTINGS of Florida.  
 H. Res. 303: Mr. MATHESON, Mr. BISHOP of Georgia, and Ms. DELAURO.  
 H. Res. 335: Mr. ISRAEL, Ms. BORDALLO, and Mr. LEWIS of Georgia.  
 H. Res. 353: Mr. PETERSON of Minnesota.  
 H. Res. 356: Mr. COSTA, Mr. GRIJALVA, Mrs. NAPOLITANO, Mr. GENE GREEN of Texas, Mr. FOSSELLA, and Ms. HARMAN.  
 H. Res. 405: Mr. MARIO DIAZ-BALART of Florida.  
 H. Res. 417: Mr. LANGEVIN.  
 H. Res. 433: Mr. WAXMAN.  
 H. Res. 443: Mr. TAYLOR.  
 H. Res. 444: Mr. MARSHALL.  
 H. Res. 525: Mr. LEWIS of Georgia.  
 H. Res. 536: Mr. WELCH of Vermont.  
 H. Res. 557: Mr. HELLER.  
 H. Res. 563: Ms. NORTON and Ms. CLARKE.  
 H. Res. 572: Mr. MCCOTTER.  
 H. Res. 584: Mr. FORTENBERRY, Mr. ALLEN, Mr. GARY G. MILLER of California, Mr. ROSKAM, Mr. MANZULLO, Mr. JOHNSON of Illinois, Mr. LINDER, Mr. PRICE of Georgia, Mr. DAVID DAVIS of Tennessee, Ms. ROSLEHTINEN, Mr. MCCARTHY of California, Mr. LAMBORN, Mr. PEARCE, Mr. TURNER, Mr. ROGERS of Michigan, Mr. LINCOLN DIAZ-BALART of Florida, Mr. LAHOOD, Mr. BAKER, Mr. ALEXANDER, Mrs. JO ANN DAVIS of Virginia, Ms. FALLIN, Mr. DENT, Ms. BEAN, Mr. HOLDEN, Mr. CROWLEY, Ms. PRYCE of Ohio, Mr. DAVIS of Kentucky, Mr. BRADY of Texas, Mr. GILCHREST, Mr. EHLERS, Mr. KIRK, Mr. CAMPBELL of California, Mr. CASTLE, Mr. JONES of North Carolina, Mr. PUTNAM, Mr. HENSARLING, Mr. GILLMOR, Mr. SCOTT of Georgia, Mr. LEWIS of California, Mr. RAMSTAD, Mr. PORTER, Mr. SOUDER, and Mr. PETRI.  
 H. Res. 589: Mr. HOLT and Mr. MCGOVERN.  
 H. Res. 590: Mr. ENGLISH of Pennsylvania.

#### ¶110.39 PETITIONS

Under clause 3 of rule XII, petitions and papers were laid on the clerk's desk and referred as follows:

148. The SPEAKER presented a petition of the Legislature of Rockland County, New York, relative to Resolution No. 245 supporting legislation that would mandate that any member of the United States Armed Services, National Guard, Coast Guard, or any other service who is egregiously wounded in combat remain on active duty for the duration of any resulting disability; to the Committee on Armed Services.

149. Also, a petition of the Legislature of Rockland County, New York, relative to Resolution No. 250 supporting Assembly Bill A.2856 and Senate Bill S. 1342, An Act to Amend the Public Health Law, in Relation to Establishing the Age-Appropriate Sex

Education Education Grant Program, to be referred to as the Healthy Teens Act; to the Committee on Energy and Commerce.

150. Also, a petition of the Consulate General of the Philippines, relative to a copy of an aide-memoire prepared by the Philippine government that details the nation's commitment to respecting and upholding human rights; to the Committee on Foreign Affairs.

151. Also, a petition of American Immigration Services, relative to petitioning for an investigation of the Department of State issuance of the Visa Bulletin for July, 2007; to the Committee on Foreign Affairs.

152. Also, a petition of Mr. Tony Avella, Council Member of the City of New York, relative to regarding a request from Mr. Richard George, Director of the Beachside Bungalow Preservation Association; to the Committee on Natural Resources.

153. Also, a petition of the Town of New Salem, Massachusetts, relative to a Resolution to impeach President George W. Bush and Vice President Richard B. Cheney; to the Committee on the Judiciary.

154. Also, a petition of the Legislature of Rockland County, New York, relative to Resolution No. 382 requesting the New York Congressional delegation intercede with the Federal Aviation Administration to schedule a public hearing in Rockland County and to not close the public comment period on the new proposed New York/New Jersey/Philadelphia/Metropolitan Area Airspace Redesign; to the Committee on Transportation and Infrastructure.

155. Also, a petition of the Thomas Jefferson Memorial Church, Unitarian Universalist, Virginia, relative to a Resolution calling for a definite timetable and deadline for the complete withdrawal of all U.S. troops from Iraq; jointly to the Committees on Armed Services and Foreign Affairs.

#### SATURDAY, AUGUST 4, 2007 (111)

The House was called to order by the SPEAKER.

#### ¶111.1 APPROVAL OF THE JOURNAL

The SPEAKER pro tempore, Mr. SCHIFF, announced he had examined and approved the Journal of the proceedings of Friday, August 3, 2007.

Mr. SENSENBRENNER, pursuant to clause 1, rule I, demanded a vote on agreeing to the Chair's approval of the Journal.

The question being put, viva voce,

Will the House agree to the Chair's approval of said Journal?

The SPEAKER pro tempore, Mr. SCHIFF, announced that the yeas had it.

Mr. SENSENBRENNER objected to the vote on the ground that a quorum was not present and not voting.

The SPEAKER pro tempore, Mr. SCHIFF, pursuant to clause 8, rule XX, announced that further proceedings on the question were postponed.

#### ¶111.2 COMMUNICATIONS

Executive and other communications, pursuant to clause 8, rule XII, were referred as follows:

3068. A letter from the Secretary, Department of Housing and Urban Development, transmitting a copy of proposed legislation entitled, "the Community Development Block Grant Reform Act of 2007"; to the Committee on Financial Services.

3069. A letter from the Chief, Regulations and Administrative Law, Department of

Homeland Security, transmitting the Department's final rule — Safety Zone; Ferrier Picnic, Lake Erie, Fairview, PA. [CGD09-07-040] (RIN: 1625-AA00) received August 2, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

3070. A letter from the Chief, Regulations and Administrative Law, Department of Homeland Security, transmitting the Department's final rule — Safety Zone: Lawrence Beach Club Fireworks, Atlantic Beach, NY. [CGD01-07-075] (RIN: 1625-AA00) received August 2, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

3071. A letter from the Chief, Regulations and Administrative Law, Department of Homeland Security, transmitting the Department's final rule — Safety Zone: Westport PAL Fireworks, Westport, CT. [CGD01-07-082] (RIN: 1625-AA00) received August 2, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

3072. A letter from the Chief, Regulations and Administrative Law, Department of Homeland Security, transmitting the Department's final rule — Safety Zone: Seneca River Days, Baldwinsville, NY. [CGD09-07-035] (RIN: 1625-AA00) received August 2, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

3073. A letter from the Chief, Regulations and Administrative Law, Department of Homeland Security, transmitting the Department's final rule — Safety Zone: City of Syracuse Fireworks, Syracuse Inner Harbor, Syracuse, NY. [CGD09-07-038] (RIN: 1625-AA00) received August 2, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

3074. A letter from the Chief, Regulations and Administrative Law, Department of Homeland Security, transmitting the Department's final rule — Safety Zone: Sag Harbor Fireworks, Havens Beach, Sag Harbor, NY. [CGD01-07-060] (RIN: 1625-AA00) received August 2, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

3075. A letter from the Chief, Regulations and Administrative Law, Department of Homeland Security, transmitting the Department's final rule — Safety Zone: Salute to Veterans Fireworks, West Marina/Jones Inlet, Point Lookout, NY. [CGD01-07-061] (RIN: 1625-AA00) received August 2, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

3076. A letter from the Chief, Regulations and Administrative Law, Department of Homeland Security, transmitting the Department's final rule — Safety Zone; Cancer Center for Kids, Bayville, NY [CGD01-07-074] (RIN: 1625-AA00) received August 2, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

3077. A letter from the Chief, Regulations and Administrative Law, Department of Homeland Security, transmitting the Department's final rule — Safety Zone; Port Jefferson Fireworks, Long Island Sound, Port Jefferson, NY. [CGD01-07-080] (RIN: 1625-AA00) received August 2, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

¶111.3 PROVIDING FOR CONSIDERATION OF H.R. 3221 AND H.R. 2776

Mr. WELCH of Vermont, by direction of the Committee on Rules, called up the following resolution (H. Res. 615):

*Resolved*, That at any time after the adoption of this resolution the Speaker may, pur-

suant to clause 2(b) of rule XVIII, declare the House resolved into the Committee of the Whole House on the state of the Union for consideration of the bill (H.R. 3221) moving the United States toward greater energy independence and security, developing innovative new technologies, reducing carbon emissions, creating green jobs, protecting consumers, increasing clean renewable energy production, and modernizing our energy infrastructure. The first reading of the bill shall be dispensed with. All points of order against consideration of the bill are waived except those arising under clause 9 or 10 of rule XXI. General debate shall be confined to the bill and shall not exceed two hours, with 15 minutes equally divided and controlled by the chairman and ranking minority member of each of the Committees on Energy and Commerce, Natural Resources, Science and Technology, Transportation and Infrastructure, Education and Labor, Foreign Affairs, Small Business, and Oversight and Government Reform. The amendment printed in part A of the report of the Committee on Rules accompanying this resolution shall be considered as adopted in the House and in the Committee of the Whole. The bill, as amended, shall be considered as the original bill for the purpose of further amendment under the five-minute rule and shall be considered as read. All points of order against provisions in the bill, as amended, are waived. Notwithstanding clause 11 of rule XVIII, no further amendment to the bill, as amended, shall be in order except those printed in part B of the report of the Committee on Rules. Each such amendment may be offered only in the order printed in the report, may be offered only by a Member designated in the report, shall be considered as read, shall be debatable for the time specified in the report equally divided and controlled by the proponent and an opponent, shall not be subject to amendment, and shall not be subject to a demand for division of the question in the House or in the Committee of the Whole. All points of order against such amendments are waived except those arising under clause 9 or 10 of rule XXI. At the conclusion of consideration of the bill for amendment the Committee shall rise and report the bill, as amended, to the House with such further amendments as may have been adopted. The previous question shall be considered as ordered on the bill and amendments thereto to final passage without intervening motion except one motion to recommend with or without instructions.

SEC. 2. Upon the adoption of this resolution it shall be in order to consider in the House the bill (H.R. 2776) to amend the Internal Revenue Code of 1986 to provide tax incentives for the production of renewable energy and energy conservation. All points of order against consideration of the bill are waived except those arising under clause 9 or 10 of rule XXI. The amendment in the nature of a substitute recommended by the Committee on Ways and Means now printed in the bill shall be considered as adopted. The bill, as amended, shall be considered as read. All points of order against provisions of the bill, as amended, are waived. The previous question shall be considered as ordered on the bill, as amended, to final passage without intervening motion except: (1) one hour of debate equally divided and controlled by the chairman and ranking minority member of the Committee on Ways and Means; and (2) one motion to recommit with or without instructions.

SEC. 3. (a) In the engrossment of H.R. 3221, the Clerk shall—

(1) add the text of H.R. 2776, as passed by the House, as new matter at the end of H.R. 3221;

(2) conform the title of H.R. 3221 to reflect the addition of the text of H.R. 2776 to the engrossment;

(3) assign appropriate designations to provisions within the engrossment; and

(4) conform cross-references and provisions for short titles within the engrossment.

(b) Upon the addition of the text of H.R. 2776 to the engrossment of H.R. 3221, H.R. 2776 shall be laid on the table.

When said resolution was considered. After debate,

¶111.4 MOTION TO ADJOURN

Mr. WESTMORELAND moved that the House do now adjourn.

The question being put, *viva voce*, Will the House now adjourn?

The SPEAKER pro tempore, Mr. SCHIFF, announced that the yeas had it.

Mr. WELCH of Vermont, demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The vote was taken by electronic device.

It was decided in the { Yeas ..... 136  
negative ..... } Nays ..... 246

¶111.5 [Roll No. 824]

YEAS—136

Aderholt	Feeney	Peterson (PA)
Akin	Flake	Petri
Alexander	Foxx	Pickering
Bachus	Franks (AZ)	Pitts
Baird	Frelinghuysen	Porter
Baker	Garrett (NJ)	Price (GA)
Barrett (SC)	Gilchrest	Pryce (OH)
Bartlett (MD)	Gingrey	Putnam
Barton (TX)	Gohmert	Regula
Biggett	Goodlatte	Rehberg
Bilbray	Graves	Reichert
Bilirakis	Hastings (WA)	Reynolds
Bishop (UT)	Heller	Rogers (AL)
Blackburn	Hensarling	Rogers (KY)
Blunt	Herger	Rogers (MI)
Boehner	Hobson	Ros-Lehtinen
Bonner	Hulshof	Roskam
Boustany	Inglis (SC)	Royce
Brady (TX)	Issa	Ryan (WI)
Broun (GA)	Jindal	Sali
Brown-Waite,	Jordan	Schmidt
Ginny	Keller	Sensenbrenner
Buchanan	King (IA)	Sessions
Burgess	King (NY)	Shadegg
Burton (IN)	Knollenberg	Shimkus
Buyer	Lamborn	Shuster
Calvert	Latham	Simpson
Camp (MI)	LaTourette	Smith (NE)
Campbell (CA)	Lewis (CA)	Smith (NJ)
Cannon	Linder	Smith (TX)
Cantor	Lucas	Stearns
Capito	Manzullo	Sullivan
Carter	McCarthy (CA)	Tancredo
Chabot	McCrery	Taylor
Davis (KY)	McHenry	Thornberry
Davis, David	McKeon	Tiahrt
Davis, Tom	Mica	Tiberi
Deal (GA)	Miller (FL)	Turner
Diaz-Balart, L.	Miller (MI)	Upton
Diaz-Balart, M.	Miller, Gary	Walberg
Drake	Murphy, Tim	Wamp
Dreier	Musgrave	Westmoreland
Duncan	Myrick	Wilson (SC)
Ehlers	Neugebauer	Wolf
English (PA)	Nunes	Young (FL)
Everett	Pearce	

NAYS—246

Ackerman	Bishop (NY)	Capuano
Allen	Blumenauer	Cardoza
Altmire	Boozman	Carnahan
Andrews	Boren	Carney
Arcuri	Boswell	Castle
Baca	Boucher	Castor
Baldwin	Boyd (FL)	Chandler
Barrow	Boyd (KS)	Cleaver
Bean	Brady (PA)	Clyburn
Becerra	Braleigh (IA)	Cohen
Berkley	Brown (SC)	Cole (OK)
Berman	Brown, Corrine	Conaway
Berry	Butterfield	Conyers
Bishop (GA)	Capps	Cooper

Costello Jones (NC) Pomeroy  
 Courtney Jones (OH) Price (NC)  
 Cramer Kagen Rahall  
 Crowley Kanjorski Ramstad  
 Cuellar Kennedy Reyes  
 Davis (AL) Kildee Rodriguez  
 Davis (CA) Kilpatrick Rohrabacher  
 Davis (IL) Kind Ross  
 Davis, Lincoln Kingston Rothman  
 DeFazio Kirk Roybal-Allard  
 DeGette Kuhl (NY) Rush  
 Delahunt Lampson Ryan (OH)  
 DeLauro Lantos Salazar  
 Dent Larsen (WA) Sánchez, Linda  
 Dicks Larson (CT) T.  
 Dingell Lee Sanchez, Loretta  
 Doggett Levin Sarbanes  
 Donnelly Lewis (GA) Schakowsky  
 Doyle Lewis (KY) Schiff  
 Edwards Lipinski Schwartz  
 Ellsworth LoBiondo Scott (GA)  
 Emanuel Loeb sack Scott (VA)  
 Eshoo Lofgren, Zoe Serrano  
 Etheridge Lowey Sestak  
 Fallin Lungren, Daniel  
 Farr E. Shays  
 Fattah Lynch Shea-Porter  
 Ferguson Mahoney (FL) Sherman  
 Filner Maloney (NY) Shuler  
 Forbes Markey Sires  
 Fossella Marshall Slaughter  
 Frank (MA) Matheson Smith (WA)  
 Gallegly Matsui Snyder  
 Gerlach McCarthy (NY) Solis  
 Giffords McCollum (MN) Space  
 Gillibrand McCotter Spratt  
 Gillmor McDermott Stark  
 Gonzalez McGovern Stupak  
 Gordon McHugh Sutton  
 Granger McIntyre Tanner  
 Green, Al McNerney Tauscher  
 Green, Gene McNulty Terry  
 Grijalva Meek (FL) Thompson (CA)  
 Gutierrez Meeks (NY) Thompson (MS)  
 Hall (NY) Melancon Tierney  
 Hall (TX) Michaud Towns  
 Hare Miller (NC) Udall (CO)  
 Harman Miller, George Udall (NM)  
 Hastings (FL) Mitchell Van Hollen  
 Herse th Sandlin Moore (KS) Velázquez  
 Higgins Moore (WI) Visclosky  
 Hill Moran (KS) Walden (OR)  
 Hirono Moran (VA) Walsh (NY)  
 Hodes Murphy (CT) Walz (MN)  
 Hoekstra Murphy, Patrick Wasserman  
 Holden Murtha Schultz  
 Holt Nadler Waters  
 Honda Napolitano Watson  
 Hooley Neal (MA) Watt  
 Hoyer Obey Weiner  
 Hunter Oliver Welch (VT)  
 Inslee Ortiz Weller  
 Israel Pallone Wexler  
 Jackson (IL) Pascrell Wilson (NM)  
 Jackson-Lee Pastor Wilson (OH)  
 (TX) Payne Woolsey  
 Jefferson Perlmutter Wu  
 Johnson (GA) Peterson (MN) Yynn  
 Johnson (IL) Platts Yarmuth  
 Johnson, E. B. Poe

NOT VOTING—50

Abercrombie Goode Oberstar  
 Bachmann Hastert Paul  
 Bono Hayes Pence  
 Carson Hinchey Radanovich  
 Clarke Hinojosa Rangel  
 Clay Johnson, Sam Renzi  
 Coble Kaptur Ruppertsberger  
 Costa Klein (FL) Saxton  
 Crenshaw Kline (MN) Skelton  
 Cubin Kucinich Souder  
 Culberson LaHood Waxman  
 Cummings Langevin Weldon (FL)  
 Davis, Jo Ann Mack Whitfield  
 Doolittle Marchant Wicker  
 Ellison McCaul (TX) Young (AK)  
 Emerson McMorris  
 Engel Rodgers  
 Fortenberry Mollohan

So the motion to adjourn was not agreed to.  
 After further debate,  
 On motion of Mr. WELCH of Vermont, the previous question was ordered on the resolution to its adoption or rejection.  
 The question being put, viva voce,

Will the House now order the previous question?

The SPEAKER pro tempore, Mr. SCHIFF, announced that the yeas had it.

Mr. Lincoln DIAZ-BALART of Florida, demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The vote was taken by electronic device.

It was decided in the affirmative { Yeas ..... 220  
 Nays ..... 186

111.6 [Roll No. 825]

YEAS—220

Abercrombie Gutierrez Obey  
 Ackerman Hall (NY) Oliver  
 Allen Hare Ortiz  
 Altmire Harman Pallone  
 Andrews Hastings (FL) Pascrell  
 Arcuri Herse th Sandlin Pastor  
 Baca Higgins Payne  
 Baird Hill Perlmutter  
 Baldwin Hinchey Peterson (MN)  
 Barrow Hirono Pomeroy  
 Bean Hodes Price (NC)  
 Becerra Holden Rahall  
 Berkeley Holt Rangel  
 Berman Honda Reyes  
 Berry Hooley Rodriguez  
 Bishop (GA) Hoyer Ross  
 Bishop (NY) Inslee  
 Blumenauer Israel Roybal-Allard  
 Boren Jackson (IL) Ruppertsberger  
 Boswell Jackson-Lee  
 (TX) Rush  
 Boucher Jefferson Ryan (OH)  
 Boyd (FL) Johnson (GA)  
 Brady (PA) Salazar  
 Braley (IA) Johnson, E. B.  
 Brown, Corrine Jones (OH)  
 Butterfield Kagen  
 Capps Kanjorski  
 Capuano Kaptur  
 Cardoza Kennedy  
 Carnahan Kildee  
 Carney Kilpatrick  
 Castor Kind  
 Chandler Lampson  
 Cleaver Langevin  
 Clyburn Lantos  
 Cohen Larsen (WA)  
 Conyers Larson (CT)  
 Cooper Lee  
 Costa Levin  
 Costello Lewis (GA)  
 Courtney Lipinski  
 Cramer Loeb sack  
 Crowley Lofgren, Zoe  
 Cuellar Lowey  
 Cummings Lynch  
 Davis (AL) Mahoney (FL)  
 Davis (CA) Maloney (NY)  
 Davis (IL) Markey  
 Davis, Lincoln Marshall  
 DeFazio Matheson  
 DeGette Matsui  
 Delahunt McCarthy (NY)  
 DeLauro McCollum (MN)  
 Dicks McDermott  
 Dingell McGovern  
 Doggett McIntyre  
 Donnelly McNerney  
 Doyle McNulty  
 Edwards Meek (FL)  
 Ellsworth Mee ks (NY)  
 Emanuel Melancon  
 Engel Michaud  
 Eshoo Miller (NC)  
 Etheridge Miller, George  
 Farr Mitchell  
 Fattah Mollohan  
 Filner Moore (KS)  
 Frank (MA) Moore (WI)  
 Giffords Moran (VA)  
 Gillibrand Murphy (CT)  
 Gonzalez Murphy, Patrick  
 Gordon Murtha  
 Green, Al Nadler  
 Green, Gene Napolitano  
 Grijalva Neal (MA)

NAYS—186

Aderholt Franks (AZ) Neugebauer  
 Akin Frelinghuysen Nunes  
 Alexander Gallegly Pearce  
 Bachus Garrett (NJ) Pence  
 Baker Gerlach Peterson (PA)  
 Barrett (SC) Gilchrest Petri  
 Bartlett (MD) Gillmor Pickering  
 Barton (TX) Gingrey Pitts  
 Biggart Gohmert Platts  
 Bilbray Goode Poe  
 Bilirakis Goodlatte Porter  
 Bishop (UT) Granger Price (GA)  
 Blackburn Graves Pryce (OH)  
 Blunt Hall (TX) Putnam  
 Boehner Hastings (WA) Ramstad  
 Bonner Heller Regula  
 Bono Hensarling Rehberg  
 Boozman Herger Reichert  
 Boustany Hobson Renzi  
 Brady (TX) Hoekstra Reynolds  
 Broun (GA) Hulshof Rogers (AL)  
 Brown (SC) Hunter Rogers (KY)  
 Brown-Waite, Issa Rogers (MI)  
 Ginny Johnson (IL) Rohrabacher  
 Buchanan Jones (NC) Ros-Lehtinen  
 Burgess Jordan Roskam  
 Burton (IN) Keller Royce  
 Buyer King (IA) Ryan (WI)  
 Calvert King (NY) Sali  
 Camp (MI) Kingston Schmidt  
 Campbell (CA) Kirk Sensenbrenner  
 Cannon Knollenberg Sessions  
 Cantor Kuhl (NY) Shadegg  
 Capito Lamborn Shays  
 Carter Latham Shimkus  
 Castle LaTourette Shuster  
 Chabot Lewis (CA) Simpson  
 Cole (OK) Lewis (KY) Smith (NE)  
 Conaway Linder Smith (NJ)  
 Culberson LoBiondo Smith (TX)  
 Davis (KY) Lucas Souder  
 Davis, David Lungren, Daniel Stearns  
 Davis, Tom E. Sullivan  
 Deal (GA) Mack Tancred o  
 Dent Manzullo Terry  
 Diaz-Balart, L. Marchant Thornberry  
 Diaz-Balart, M. McCarthy (CA) Tiahrt  
 Doolittle McCaul (TX) Tiberi  
 Drake McCotter Turner  
 Dreier McCrery Upton  
 Duncan McHenry Walberg  
 Ehlers McHugh Walden (OR)  
 Emerson McKeon Walsh (NY)  
 English (PA) McMorris Wamp  
 Everett Rodgers Weller  
 Fallin Mica Westmoreland  
 Feeney Miller (FL) Whitfield  
 Ferguson Miller (MI) Wicker  
 Flake Miller, Gary Wilson (NM)  
 Forbes Moran (KS) Wilson (SC)  
 Fortenberry Murphy, Tim Wolf  
 Fossella Musgrave Young (AK)  
 Foxx Myrick Young (FL)

NOT VOTING—26

Bachmann Ellison Kucinich  
 Boyda (KS) Hastert LaHood  
 Carson Hayes Oberstar  
 Clarke Hinojosa Paul  
 Clay Inglis (SC) Radanovich  
 Coble Jindal Saxton  
 Crenshaw Johnson, Sam Skelton  
 Cubin Klein (FL) Weldon (FL)  
 Davis, Jo Ann Kline (MN)

So the previous question on the resolution was ordered.

The question being put, viva voce,

Will the House agree to said resolution?

The SPEAKER pro tempore, Mr. SCHIFF, announced that the yeas had it.

Mr. Lincoln DIAZ-BALART of Florida, demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The vote was taken by electronic device.

It was decided in the { Yeas ..... 215  
affirmative ..... { Nays ..... 191

¶111.7 [Roll No. 826]

YEAS—215

Abercrombie	Grijalva	Obey
Ackerman	Gutierrez	Olver
Allen	Hall (NY)	Ortiz
Altmire	Hare	Pallone
Andrews	Harman	Pascroll
Arcuri	Hastings (FL)	Pastor
Baca	Hersth Sandlin	Payne
Baird	Higgins	Perlmutter
Baldwin	Hill	Peterson (MN)
Barrow	Hinchev	Pomeroy
Bean	Hinojosa	Price (NC)
Becerra	Hirono	Rahall
Berkley	Hodes	Rangel
Berman	Holden	Reyes
Berry	Holt	Rodriguez
Bishop (GA)	Honda	Ross
Bishop (NY)	Hooley	Rothman
Blumenauer	Hoyer	Roybal-Allard
Boswell	Inslee	Ruppersberger
Boucher	Israel	Ryan (OH)
Boyd (FL)	Jackson (IL)	Salazar
Boyd (KS)	Jackson-Lee	Sanchez, Linda
Brady (PA)	(TX)	T.
Bralley (IA)	Johnson (GA)	Sanchez, Loretta
Brown, Corrine	Johnson, E. B.	Sarbanes
Butterfield	Jones (OH)	Schakowsky
Capps	Kagen	Schiff
Capuano	Kanjorski	Schwartz
Cardoza	Kaptur	Scott (GA)
Carmahan	Kennedy	Scott (VA)
Carney	Kildee	Serrano
Castor	Kilpatrick	Sestak
Chandler	Kind	Shea-Porter
Cleaver	Langevin	Sherman
Clyburn	Lantos	Shuler
Cohen	Larsen (WA)	Sires
Conyers	Larson (CT)	Slaughter
Cooper	Lee	Smith (WA)
Costa	Levin	Snyder
Costello	Lewis (GA)	Solis
Courtney	Lipinski	Space
Cramer	Loeb sack	Spratt
Crowley	Lofgren, Zoe	Stark
Cuellar	Lowey	Stupak
Cummings	Lynch	Sutton
Davis (AL)	Mahoney (FL)	Tanner
Davis (CA)	Maloney (NY)	Tauscher
Davis (IL)	Markey	Taylor
Davis, Lincoln	Matsui	Thompson (CA)
DeFazio	McCarthy (NY)	Thompson (MS)
DeGette	McCollum (MN)	Tierney
Delahunt	McDermott	Towns
DeLauro	McGovern	Udall (CO)
Dicks	McIntyre	Udall (NM)
Dingell	McNerney	Van Hollen
Doggett	McNulty	Velázquez
Donnelly	Meek (FL)	Visclosky
Doyle	Meeke (NY)	Walz (MN)
Edwards	Melancon	Wasserman
Ellsworth	Michaud	Schultz
Emanuel	Miller (NC)	Waters
Eshoo	Miller, George	Watson
Etheridge	Mitchell	Watt
Farr	Mollohan	Waxman
Fattah	Moore (KS)	Weiner
Filner	Moore (WI)	Welch (VT)
Frank (MA)	Moran (VA)	Wexler
Giffords	Murphy (CT)	Wilson (OH)
Gillibrand	Murphy, Patrick	Woolsey
Gonzalez	Murtha	Wu
Gordon	Nadler	Wynn
Green, Al	Napolitano	Yarmuth
Green, Gene	Neal (MA)	

NAYS—191

Aderholt	Boren	Castle
Akin	Boustany	Chabot
Alexander	Brady (TX)	Cole (OK)
Bachus	Broun (GA)	Conaway
Baker	Brown (SC)	Culberson
Barrett (SC)	Brown-Waite,	Davis (KY)
Bartlett (MD)	Ginny	Davis, David
Barton (TX)	Buchanan	Davis, Tom
Biggert	Burgess	Deal (GA)
Blibray	Burton (IN)	Dent
Bilirakis	Buyer	Diaz-Balart, L.
Bishop (UT)	Calvert	Diaz-Balart, M.
Blackburn	Camp (MI)	Doolittle
Blunt	Campbell (CA)	Drake
Boehner	Cannon	Dreier
Bonner	Cantor	Duncan
Bono	Capito	Ehlers
Boozman	Carter	Emerson

Engel	Lewis (CA)	Reynolds
English (PA)	Lewis (KY)	Rogers (AL)
Fallin	Linder	Rogers (KY)
Ferguson	LoBiondo	Rogers (MI)
Flake	Lucas	Rohrabacher
Forbes	Lungren, Daniel	Ros-Lehtinen
Fortenberry	E.	Roskam
Fossella	Mack	Royce
Fox	Manzullo	Rush
Franks (AZ)	Marchant	Ryan (WI)
Frelinghuysen	Matheson	Sali
Gallely	McCarthy (CA)	Schmidt
Garrett (NJ)	McCaull (TX)	Sensenbrenner
Gerlach	McCotter	Sessions
Gilchrest	McCrery	Shadegg
Gillmor	McHenry	Shays
Gingrey	McHugh	Shimkus
Gohmert	McKeon	Shuster
Goode	McMorris	Simpson
Goodlatte	Rodgers	Smith (NE)
Granger	Mica	Smith (NJ)
Graves	Miller (FL)	Smith (TX)
Hall (TX)	Miller (MI)	Souder
Ross	Miller, Gary	Stearns
Hastings (WA)	Moran (KS)	Sullivan
Heller	Murphy, Tim	Tancredo
Hensarling	Murphy, Tim	Terry
Herger	Musgrave	Thornberry
Hobson	Myrick	Tiahrt
Hoekstra	Neugebauer	Tiberi
Hulshof	Nunes	Turner
Hunter	Pearce	Upton
Inglis (SC)	Pence	Walberg
Issa	Peterson (PA)	Walden (OR)
Johnson (IL)	Petri	Walsh (NY)
Jones (NC)	Pickering	Wamp
Jordan	Pitts	Weldon (FL)
Keller	Platts	Weller
King (IA)	Poe	Westmoreland
King (NY)	Porter	Whitfield
Kingston	Price (GA)	Wicker
Kirk	Pryce (OH)	Wilson (NM)
Knollenberg	Putnam	Wilson (SC)
Kuhl (NY)	Ramstad	Wolf
Lamborn	Regula	Young (AK)
Lampson	Rehberg	Young (FL)
Latham	Reichert	
LaTourette	Renzi	

NOT VOTING—26

Bachmann	Everett	Kucinich
Carson	Feeney	LaHood
Clarke	Hastert	Marshall
Clay	Hayes	Oberstar
Coble	Jefferson	Paul
Crenshaw	Jindal	Radanovich
Cubin	Johnson, Sam	Saxton
Davis, Jo Ann	Klein (FL)	Skelton
Ellison	Kline (MN)	

So the resolution was agreed to.  
A motion to reconsider the vote whereby said resolution was agreed to was, by unanimous consent, laid on the table.

¶111.8 COMMUNICATION FROM THE CLERK—MESSAGE FROM THE SENATE

THE SPEAKER pro tempore, Mr. SCHIFF, laid before the House a communication, which was read as follows:

OFFICE OF THE CLERK,  
HOUSE OF REPRESENTATIVES,  
Washington, DC, August 4, 2007.

HON. NANCY PELOSI,  
Speaker, House of Representatives,  
Washington, DC.

DEAR MADAM SPEAKER: Pursuant to the permission granted in Clause 2(h) of Rule II of the Rules of the U. S. House of Representatives, the Clerk received the following message from the Secretary of the Senate on August 3, 2007, at 10:15 pm:

That the Senate passed with an amendment H.R. 3311.

That the Senate passed S. 1927.  
With best wishes, I am,  
Sincerely,

LORRAINE C. MILLER,  
Clerk of the House.

¶111.9 RENEWABLE ENERGY AND ENERGY CONSERVATION OF 2007

THE SPEAKER pro tempore, Mr. SCHIFF, pursuant to House Resolution

615 and rule XVIII, declared the House resolved into the Committee of the Whole House on the state of the Union for the consideration of the bill (H.R. 3221) moving the United States toward greater energy independence and security, developing innovative new technologies, reducing carbon emissions, creating green jobs, protecting consumers, increasing clean renewable energy production, and modernizing our energy infrastructure.

The SPEAKER pro tempore, Mr. SCHIFF, by unanimous consent, designated Mr. OBEY as Chairman of the Committee of the Whole; and after some time spent therein,

The Committee rose informally to receive a message from the Senate.

The SPEAKER pro tempore, Mr. BLUMENAUER, assumed the Chair.

¶111.10 MESSAGE FROM THE SENATE

A message from the Senate by Ms. Curtis, one of its clerks, announced that the Senate has passed without amendment bills of the House of the following titles:

H.R. 1260. An Act to designate the facility of the United States Postal Service located at 6301 Highway 58 in Harrison, Tennessee, as the "Claude Ramsey Post Office".

H.R. 1335. An Act to designate the facility of the United States Postal Service located at 508 East Main Street in Seneca, South Carolina, as the "S/Sgt Lewis G. Watkins Post Office Building".

H.R. 1384. An Act to designate the facility of the United States Postal Service located at 118 Minner Avenue in Bakersfield, California, as the "Buck Owens Post Office Building".

H.R. 1425. An Act to designate the facility of the United States Postal Service located at 4551 East 52nd Street in Odessa, Texas, as the "Staff Sergeant Marvin 'Rex' Young Post Office Building".

H.R. 1434. An Act to designate the facility of the United States Postal Service located at 896 Pittsburgh Street in Springdale, Pennsylvania, as the "Rachel Carson Post Office Building".

H.R. 1617. An Act to designate the facility of the United States Postal Service located at 561 Kingsland Avenue in University City, Missouri, as the "Harriett F. Woods Post Office Building".

H.R. 1722. An Act to designate the facility of the United States Postal Service located at 601 Banyan Trail in Boca Raton, Florida, as the "Leonard W. Herman Post Office Building".

H.R. 2025. An Act to designate the facility of the United States Postal Service located at 11033 South State Street in Chicago, Illinois, as the "Willie B. White Post Office Building".

H.R. 2077. An Act to designate the facility of the United States Postal Service located at 20805 State Route 125 in Blue Creek, Ohio, as the "George B. Lewis Post Office Building".

H.R. 2078. An Act to designate the facility of the United States Postal Service located at 14536 State Route 136 in Cherry Fork, Ohio, as the "Staff Sergeant Omer 'O.T.' Hawkins Post Office Building".

H.R. 2127. An Act to designate the facility of the United States Postal Service located at 408 West 6th Street in Chelsea, Oklahoma, as the "Clem Rogers McSpadden Post Office Building".

H.R. 2309. An Act to designate the facility of the United States Postal Service located at 3916 Milgen Road in Columbus, Georgia, as



the "Frank G. Lumpkin, Jr. Post Office Building".

H.R. 2563. An Act to designate the facility of the United States Postal Service located at 309 East Linn Street in Marshalltown, Iowa, as the "Major Scott Nisely Post Office".

H.R. 2570. An Act to designate the facility of the United States Postal Service located at 301 Boardwalk Drive in Fort Collins, Colorado, as the "Dr. Karl E. Carson Post Office Building".

H.R. 2688. An Act to designate the facility of the United States Postal Service located at 103 South Getty Street in Uvalde, Texas, as the "Dolph Briscoe, Jr. Post Office Building".

H.R. 3006. An Act to improve the use of a grant of a parcel of land to the State of Idaho for use as an agricultural college, and for other purposes.

The message also announced that the Senate has passed with an amendment in which the concurrence of the House is requested, a bill of the House of the following title:

H.R. 2358. An Act to require the Secretary of the Treasury to mint and issue coins in commemoration of Native Americans and the important contributions made by Indian tribes and individual Native Americans to the development of the United States and the history of the United States, and for other purposes.

The message also announced that the Senate has passed bills and a concurrent resolution of the following titles in which the concurrence of the House is requested:

S. 496. An Act to reauthorize and improve the program authorized by the Appalachian Regional Development Act of 1965.

S. 1772. An Act to designate the facility of the United States Postal Service located at 127 South Elm Street in Gardner, Kansas, as the "Private First Class Shane R. Austin Post Office".

S. 1896. An Act to designate the facility of the United States Postal Service located at 11 Central Street in Hillsborough, New Hampshire, as the "Officer Jeremy Todd Charron Post Office".

S. Con. Res. 43. A concurrent resolution providing for a conditional adjournment or recess of the Senate, and a conditional adjournment of the House of Representatives.

The Committee resumed its sitting; and after some further time spent therein,

The Committee rose informally.

#### ¶111.11 ENROLLED BILL SIGNED

The SPEAKER pro tempore, Mrs. TAUSCHER, announced the signature of the Speaker to an enrolled bill of the following title:

H.R. 2272. An Act to invest in innovation through research and development, and to improve the competitiveness of the United States.

The Committee resumed its sitting; and after some further time spent therein,

The SPEAKER pro tempore, Mr. SARBANES, assumed the Chair.

When Mr. SERRANO, Acting Chairman, reported that the Committee, having had under consideration said bill, had come to no resolution thereon.

#### ¶111.12 ORDER OF BUSINESS— PROCEEDINGS ON VOTES

On motion of Ms. SOLIS, by unanimous consent,

*Ordered*, That during consideration of H.R. 3221, pursuant to House Resolution 615, the Chair may reduce to 2 minutes the minimum time for electronic voting under clause 6 of rule XVIII and clauses 8 and 9 of rule XX.

#### ¶111.13 RENEWABLE ENERGY AND ENERGY CONSERVATION

The SPEAKER pro tempore, Mr. SCHIFF, pursuant to House Resolution 615 and rule XVIII, declared the House resolved into the Committee of the Whole House on the state of the Union for the further consideration of the bill (H.R. 3221) moving the United States toward greater energy independence and security, developing innovative new technologies, reducing carbon emissions, creating green jobs, protecting consumers, increasing clean renewable energy production, and modernizing our energy infrastructure.

Mr. SERRANO, Acting Chairman of the Committee of the Whole, resumed the chair; and after some time spent therein,

#### ¶111.14 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment numbered 6, printed in House Report 110-300, submitted by Mr. UDALL of New Mexico:

In title IX, after subtitle F, insert the following new subtitle and make the necessary conforming changes in the table of contents:

#### Subtitle G—Federal Renewable Portfolio Standard

##### SEC. 9600. FEDERAL RENEWABLE PORTFOLIO STANDARD.

(a) IN GENERAL.—Title VI of the Public Utility Regulatory Policies Act of 1978 is amended by adding at the end the following:

##### "SEC. 610. FEDERAL RENEWABLE PORTFOLIO STANDARD.

"(a) DEFINITIONS.—For purposes of this section:

"(1) BIOMASS.—

"(A) IN GENERAL.—The term 'biomass' means—

"(i) cellulosic (plant fiber) organic materials from a plant that is planted for the purpose of being used to produce energy; or

"(ii) nonhazardous, plant or algal matter that is derived from any of the following:

"(I) An agricultural crop, crop byproduct or residue resource.

"(II) Waste such as landscape or right-of-way trimmings (but not including municipal solid waste, recyclable postconsumer waste paper, painted, treated, or pressurized wood, wood contaminated with plastic or metals).

"(III) Gasified animal waste.

"(IV) Landfill methane.

"(B) NATIONAL FOREST LANDS AND CERTAIN OTHER PUBLIC LANDS.—With respect to organic material removed from National Forest System lands or from public lands administered by the Secretary of the Interior, the term 'biomass' covers only organic material from (i) ecological forest restoration; (ii) pre-commercial thinnings; (iii) brush; (iv) mill residues; and (v) slash.

"(C) EXCLUSION OF CERTAIN FEDERAL LANDS.—Notwithstanding subparagraph (B), material or matter that would otherwise qualify as biomass are not included in the term biomass if they are located on the following Federal lands:

"(i) Federal land containing old growth forest or late successional forest unless the

Secretary of the Interior or the Secretary of Agriculture determines that the removal of organic material from such land is appropriate for the applicable forest type and maximizes the retention of late-successional and large and old growth trees, late-successional and old growth forest structure, and late-successional and old growth forest composition.

"(ii) Federal land on which the removal of vegetation is prohibited, including components of the National Wilderness Preservation System.

"(iii) Wilderness Study Areas.

"(iv) Inventoried roadless areas.

"(v) Components of the National Landscape Conservation System.

"(vi) National Monuments.

"(2) ELIGIBLE FACILITY.—The term 'eligible facility' means—

"(A) a facility for the generation of electric energy from a renewable energy resource that is placed in service on or after January 1, 2001; or

"(B) a repowering or cofiring increment.

"(3) EXISTING FACILITY.—The term 'existing facility' means a facility for the generation of electric energy from a renewable energy resource that is not an eligible facility.

"(4) INCREMENTAL HYDROPOWER.—The term 'incremental hydropower' means additional generation that is achieved from increased efficiency or additions of capacity made on or after January 1, 2001, or the effective date of an existing applicable State renewable portfolio standard program at a hydroelectric facility that was placed in service before that date.

"(5) INDIAN LAND.—The term 'Indian land' means—

"(A) any land within the limits of any Indian reservation, pueblo, or rancheria;

"(B) any land not within the limits of any Indian reservation, pueblo, or rancheria title to which was on the date of enactment of this paragraph either held by the United States for the benefit of any Indian tribe or individual or held by any Indian tribe or individual subject to restriction by the United States against alienation;

"(C) any dependent Indian community; or

"(D) any land conveyed to any Alaska Native corporation under the Alaska Native Claims Settlement Act.

"(6) INDIAN TRIBE.—The term 'Indian tribe' means any Indian tribe, band, nation, or other organized group or community, including any Alaskan Native village or regional or village corporation as defined in or established pursuant to the Alaska Native Claims Settlement Act (43 U.S.C. 1601 et seq.), which is recognized as eligible for the special programs and services provided by the United States to Indians because of their status as Indians.

"(7) RENEWABLE ENERGY.—The term 'renewable energy' means electric energy generated by a renewable energy resource.

"(8) RENEWABLE ENERGY RESOURCE.—The term 'renewable energy resource' means solar (including solar water heating), wind, ocean, tidal, geothermal energy, biomass, landfill gas, or incremental hydropower.

"(9) REPOWERING OR COFIRING INCREMENT.—The term 'repowering or cofiring increment' means—

"(A) the additional generation from a modification that is placed in service on or after January 1, 2001, to expand electricity production at a facility used to generate electric energy from a renewable energy resource or to cofire biomass that was placed in service before the date of enactment of this section; or

"(B) the additional generation above the average generation in the 3 years preceding the date of enactment of this section at a facility used to generate electric energy from

a renewable energy resource or to cofire biomass that was placed in service before the date of enactment of this section.

“(10) RETAIL ELECTRIC SUPPLIER.—The term ‘retail electric supplier’ means a person that sells electric energy to electric consumers (other than consumers in Hawaii) that sold not less than 1,000,000 megawatt-hours of electric energy to electric consumers for purposes other than resale during the preceding calendar year; except that such term does not include the United States, a State or any political subdivision of a State, or any agency, authority, or instrumentality of any one or more of the foregoing, or a rural electric cooperative.

“(11) RETAIL ELECTRIC SUPPLIER’S BASE AMOUNT.—The term ‘retail electric supplier’s base amount’ means the total amount of electric energy sold by the retail electric supplier, expressed in terms of kilowatt hours, to electric customers for purposes other than resale during the most recent calendar year for which information is available, excluding—

“(A) electric energy that is not incremental hydropower generated by a hydroelectric facility; and

“(B) electricity generated through the incineration of municipal solid waste.

“(b) COMPLIANCE.—For each calendar year beginning in calendar year 2010, each retail electric supplier shall meet the requirements of subsection (c) by submitting to the Secretary, not later than April 1 of the following calendar year, one or more of the following:

“(1) Federal renewable energy credits issued under subsection (e).

“(2) Federal energy efficiency credits issued under subsection (i), except that Federal energy efficiency credits may not be used to meet more than 27 percent of the requirements of subsection (c) in any calendar year.

“(3) Certification of the renewable energy generated and electricity savings pursuant to the funds associated with State compliance payments as specified in subsection (e)(3)(G).

“(4) Alternative compliance payments pursuant to subsection (j).

“(c) REQUIRED ANNUAL PERCENTAGE.—For calendar years 2010 through 2039, the required annual percentage of the retail electric supplier’s base amount that shall be generated from renewable energy resources, or otherwise credited towards such percentage requirement pursuant to subsection (d), shall be the percentage specified in the following table:

Calendar Years	Required annual percentage
2010 .....	2.75
2011 .....	2.75
2012 .....	3.75
2013 .....	4.5
2014 .....	5.5
2015 .....	6.5
2016 .....	7.5
2017 .....	8.25
2018 .....	10.25
2019 .....	12.25
2020 and thereafter through 2039 .....	15

“(d) RENEWABLE ENERGY AND ENERGY EFFICIENCY CREDITS.—(1) A retail electric supplier may satisfy the requirements of subsection (b)(1) through the submission of Federal renewable energy credits—

“(A) issued to the retail electric supplier under subsection (e);

“(B) obtained by purchase or exchange under subsection (f) or (g); or

“(C) borrowed under subsection (h).

“(2) A retail electric supplier may satisfy the requirements of subsection (b)(2) through the submission of Federal energy efficiency

credits issued to the retail electric supplier obtained by purchase or exchange pursuant to subsection (i).”

“(3) A Federal renewable energy credit may be counted toward compliance with subsection (b)(1) only once. A Federal energy efficiency credit may be counted toward compliance with subsection (b)(2) only once.

“(e) ISSUANCE OF CREDITS.—(1) The Secretary shall establish by rule, not later than 1 year after the date of enactment of this section, a program to verify and issue Federal renewable energy credits to generators of renewable energy, track their sale, exchange and retirement and to enforce the requirements of this section. To the extent possible, in establishing such program, the Secretary shall rely upon existing and emerging State or regional tracking systems that issue and track non-Federal renewable energy credits.

“(2) An entity that generates electric energy through the use of a renewable energy resource may apply to the Secretary for the issuance of renewable energy credits. The applicant must demonstrate that the electric energy will be transmitted onto the grid or, in the case of a generation offset, that the electric energy offset would have otherwise been consumed on site. The application shall indicate—

“(A) the type of renewable energy resource used to produce the electricity;

“(B) the location where the electric energy was produced; and

“(C) any other information the Secretary determines appropriate.

“(3)(A) Except as provided in subparagraphs (B), (C), and (D), the Secretary shall issue to a generator of electric energy one Federal renewable energy credit for each kilowatt hour of electric energy generated by the use of a renewable energy resource at an eligible facility.

“(B) For purpose of compliance with this section, Federal renewable energy credits for incremental hydropower shall be based, on the increase in average annual generation resulting from the efficiency improvements or capacity additions. The incremental generation shall be calculated using the same water flow information used to determine a historic average annual generation baseline for the hydroelectric facility and certified by the Secretary or the Federal Energy Regulatory Commission. The calculation of the Federal renewable energy credits for incremental hydropower shall not be based on any operational changes at the hydroelectric facility not directly associated with the efficiency improvements or capacity additions.

“(C) The Secretary shall issue 2 renewable energy credits for each kilowatt hour of electric energy generated and supplied to the grid in that calendar year through the use of a renewable energy resource at an eligible facility located on Indian land. For purposes of this paragraph, renewable energy generated by biomass cofired with other fuels is eligible for two credits only if the biomass was grown on such land.

“(D) For electric energy generated by a renewable energy resource at an on-site eligible facility and used to offset part or all of the customer’s requirements for electric energy, the Secretary shall issue 3 renewable energy credits to such customer for each kilowatt hour generated.

“(E) If both a renewable energy resource and a non-renewable energy resource are used to generate the electric energy, the Secretary shall issue the Federal renewable energy credits based on the proportion of the renewable energy resources used.

“(F) When a generator has sold electric energy generated through the use of a renewable energy resource to a retail electric supplier under a contract for power from an existing facility, and the contract has not de-

termined ownership of the Federal renewable energy credits associated with such generation, the Secretary shall issue such Federal renewable energy credits to the retail electric supplier for the duration of the contract.

“(G) Payments made by a retail electricity supplier, directly or indirectly, to a State for compliance with a State renewable portfolio standard program, or for an alternative compliance mechanism, shall be valued for the purpose of subsection (b)(2) based on the amount of electric energy generation from renewable resources and electricity savings that results from those payments.

“(f) EXISTING FACILITIES.—The Secretary shall ensure that a retail electric supplier that acquires Federal renewable energy credits associated with the generation of renewable energy from an existing facility may use such credits for purpose of its compliance with subsection (b)(1). Such credits may not be sold or traded for the purpose of compliance by another retail electric supplier.

“(g) RENEWABLE ENERGY CREDIT TRADING.—A Federal renewable energy credit, may be sold, transferred or exchanged by the entity to whom issued or by any other entity who acquires the Federal renewable energy credit, except for those renewable energy credits from existing facilities. A Federal renewable energy credit for any year that is not submitted to satisfy the minimum renewable generation requirement of subsection (c) for that year may be carried forward for use pursuant to subsection (b)(1) within the next 3 years.

“(h) RENEWABLE ENERGY CREDIT BORROWING.—At any time before the end of calendar year 2012, a retail electric supplier that has reason to believe it will not be able to fully comply with subsection (b) may—

“(1) submit a plan to the Secretary demonstrating that the retail electric supplier will earn sufficient Federal renewable energy credits within the next 3 calendar years which, when taken into account, will enable the retail electric supplier to meet the requirements of subsection (b) for calendar year 2012 and the subsequent calendar years involved; and

“(2) upon the approval of the plan by the Secretary, apply Federal renewable energy credits that the plan demonstrates will be earned within the next 3 calendar years to meet the requirements of subsection (b) for each calendar year involved.

The retail electric supplier must repay all of the borrowed Federal renewable energy credits by submitting an equivalent number of Federal renewable energy credits, in addition to those otherwise required under subsection (b), by calendar year 2020 or any earlier deadlines specified in the approved plan. Failure to repay the borrowed Federal renewable energy credits shall subject the retail electric supplier to civil penalties under subsection (i) for violation of the requirements of subsection (b) for each calendar year involved.

“(i) ENERGY EFFICIENCY CREDITS.—

“(1) DEFINITIONS.—In this subsection—

“(A) CUSTOMER FACILITY SAVINGS.—The term ‘customer facility savings’ means a reduction in end-use electricity at a facility of an end-use consumer of electricity served by a retail electric supplier, as compared to—

“(i) consumption at the facility during a base year;

“(ii) i in the case of new equipment (regardless of whether the new equipment replaces existing equipment at the end of the useful life of the existing equipment), consumption by the new equipment of average efficiency; or

“(iii) in the case of a new facility, consumption at a reference facility.

“(B) ELECTRICITY SAVINGS.—The term ‘electricity savings’ means—

“(i) customer facility savings of electricity consumption adjusted to reflect any associated increase in fuel consumption at the facility;

“(ii) reductions in distribution system losses of electricity achieved by a retail electricity distributor, as compared to losses attributable to new or replacement distribution system equipment of average efficiency (as defined by the Secretary by regulation);

“(iii) the output of new combined heat and power systems, to the extent provided under paragraph (5); and

“(iv) recycled energy savings.

“(C) QUALIFYING ELECTRICITY SAVINGS.—The term ‘qualifying electricity savings’ means electricity saving that meet the measurement and verification requirements of paragraph (4).

“(D) RECYCLED ENERGY SAVINGS.—The term ‘recycled energy savings’ means a reduction in electricity consumption that is attributable to electrical or mechanical power, or both, produced by modifying an industrial or commercial system that was in operation before July 1, 2007, in order to recapture energy that would otherwise be wasted.

“(2) PETITION.—The Governor of a State may petition the Secretary to allow up to 25 percent of the requirements of a retail electric supplier under subsection (c) in the State to be met by submitting Federal energy efficiency credits issued pursuant to this subsection.

“(3) ISSUANCE OF CREDITS.—

“(A) The Secretary shall issue energy efficiency credits in States described in paragraph (2) in accordance with this subsection.

“(B) In accordance with regulations promulgated by the Secretary, the Secretary shall issue credits for—

“(i) qualified electricity savings achieved by a retail electric supplier in a calendar year; and

“(ii) qualified electricity savings achieved by other entities (including State agencies) if—

“(I) the measures used to achieve the qualifying electricity savings were installed or place in operation by the entity seeking the credit or the designated agent of the entity; and

“(II) no retail electric supplier paid a substantial portion of the cost of achieving the qualified electricity savings (unless the utility has waived any entitlement to the credit).

“(4) MEASUREMENT AND VERIFICATION OF ELECTRICITY SAVINGS.—Not later than June 30, 2009, the Secretary shall promulgate regulations regarding the measurement and verification of electricity savings under this subsection, including regulations covering—

“(A) procedures and standards for defining and measuring electricity savings that will be eligible to receive credits under paragraph (3), which shall—

“(i) specify the types of energy efficiency and energy conservation that will be eligible for the credits;

“(ii) require that energy consumption for customer facilities or portions of facilities in the applicable base and current years be adjusted, as appropriate, to account for changes in weather, level of production, and building area;

“(iii) account for the useful life of electricity savings measures;

“(iv) include specified electricity savings values for specific, commonly-used efficiency measures;

“(v) specify the extent to which electricity savings attributable to measures carried out before the date of enactment of this section are eligible to receive credits under this subsection; and

“(vi) exclude electricity savings that (I) are not properly attributable to measures

carried out by the entity seeking the credit; or (II) have already been credited under this section to another entity;

“(B) procedures and standards for third-party verification of reported electricity savings; and

“(C) such requirements for information, reports, and access to facilities as may be necessary to carry out this subsection.

“(5) COMBINED HEAT AND POWER.—Under regulations promulgated by the Secretary, the increment of electricity output of a new combined heat and power system that is attributable to the higher efficiency of the combined system (as compared to the efficiency of separate production of the electric and thermal outputs), shall be considered electricity savings under this subsection.

“(6) STATE DELEGATION.—On application of the Governor of a State, the Secretary may delegate to the State the administration of this subsection in the State if the Secretary determines that the State is willing and able to carry out the functions described in this subsection.”

“(j) ENFORCEMENT.—A retail electric supplier that does not comply with subsection (b) shall be liable for the payment of a civil penalty. That penalty shall be calculated on the basis of the number of kilowatt-hours represented by the retail electric supplier's failure to comply with subsection (b), multiplied by the lesser of 4.5 cents (adjusted for inflation for such calendar year, based on the Gross Domestic Product Implicit Price Deflator) or 300 percent of the average market value of Federal renewable energy credits and energy efficiency credits for the compliance period. Any such penalty shall be due and payable without demand to the Secretary as provided in the regulations issued under subsection (e).

“(k) ALTERNATIVE COMPLIANCE PAYMENTS.—The Secretary shall accept payment equal to 200 percent of the average market value of Federal renewable energy credits and Federal energy efficiency credits for the applicable compliance period or 3.0 cents per kilowatt hour adjusted on January 1 of each year following calendar year 2006 based on the Gross Domestic Product Implicit Price Deflator, as a means of compliance under subsection (b)(4).

“(1) INFORMATION COLLECTION.—The Secretary may collect the information necessary to verify and audit—

“(1) the annual renewable energy generation of any retail electric supplier, Federal renewable energy credits submitted by a retail electric supplier pursuant to subsection (b)(1) and Federal energy efficiency credits;

“(2) annual electricity savings achieved pursuant to subsection (i);

“(3) the validity of Federal renewable energy credits submitted for compliance by a retail electric supplier to the Secretary; and

“(4) the quantity of electricity sales of all retail electric suppliers.

“(m) ENVIRONMENTAL SAVINGS CLAUSE.—Incremental hydropower shall be subject to all applicable environmental laws and licensing and regulatory requirements.

“(n) STATE PROGRAMS.—(1) Nothing in this section diminishes any authority of a State or political subdivision of a State to—

“(A) adopt or enforce any law or regulation respecting renewable energy or energy efficiency, including but not limited to programs that exceed the required amount of renewable energy or energy efficiency under this section, or

“(B) regulate the acquisition and disposition of Federal renewable energy credits and Federal energy efficiency credits by electric suppliers.

No law or regulation referred to in subparagraph (A) shall relieve any person of any requirement otherwise applicable under this section. The Secretary, in consultation with

States having renewable energy programs and energy efficiency programs, shall preserve the integrity of such State programs, including programs that exceed the required amount of renewable energy and energy efficiency under this section, and shall facilitate coordination between the Federal program and State programs.

“(2) In the rule establishing the program under this section, the Secretary shall incorporate common elements of existing renewable energy and energy efficiency programs, including State programs, to ensure administrative ease, market transparency and effective enforcement. The Secretary shall work with the States to minimize administrative burdens and costs to retail electric suppliers.

“(o) RECOVERY OF COSTS.—An electric utility whose sales of electric energy are subject to rate regulation, including any utility whose rates are regulated by the Commission and any State regulated electric utility, shall not be denied the opportunity to recover the full amount of the prudently incurred incremental cost of renewable energy and energy efficiency obtained to comply with the requirements of subsection (b). For purposes of this subsection, the definitions in section 3 of this Act shall apply to the terms electric utility, State regulated electric utility, State agency, Commission, and State regulatory authority.

“(p) PROGRAM REVIEW.—The Secretary shall enter into a contract with the National Academy of Sciences to conduct a comprehensive evaluation of all aspects of the program established under this section, within 8 years of enactment of this section. The study shall include an evaluation of—

“(1) the effectiveness of the program in increasing the market penetration and lowering the cost of the eligible renewable energy and energy efficiency technologies;

“(2) the opportunities for any additional technologies and sources of renewable energy and energy efficiency emerging since enactment of this section;

“(3) the impact on the regional diversity and reliability of supply sources, including the power quality benefits of distributed generation;

“(4) the regional resource development relative to renewable potential and reasons for any under investment in renewable resources; and

“(5) the net cost/benefit of the renewable portfolio standard to the national and State economies, including retail power costs, economic development benefits of investment, avoided costs related to environmental and congestion mitigation investments that would otherwise have been required, impact on natural gas demand and price, effectiveness of green marketing programs at reducing the cost of renewable resources.

The Secretary shall transmit the results of the evaluation and any recommendations for modifications and improvements to the program to Congress not later than January 1, 2016.

“(q) STATE RENEWABLE ENERGY AND ENERGY EFFICIENCY ACCOUNT PROGRAM.—(1) The Secretary shall establish, not later than December 31, 2009, a State renewable energy account program.

“(2) All money collected by the Secretary from the alternative compliance payments under subsection (k) shall be deposited into the State renewable energy and energy efficiency account established pursuant to this subsection.

“(3) Proceeds deposited in the State renewable energy and energy efficiency account shall be used by the Secretary, subject to annual appropriations, for a program to provide grants to the State agency responsible for administering a fund to promote renewable energy generation and energy efficiency for customers of the state, or an alternative

agency designated by the state, or if no such agency exists, to the state agency developing State energy conservation plans under section 363 of the Energy Policy and Conservation Act (42 U.S.C. 6322) for the purposes of promoting renewable energy production and providing energy assistance and weatherization services to low-income consumers.

“(4) The Secretary may issue guidelines and criteria for grants awarded under this subsection. At least 75 percent of the funds provided to each State shall be used for promoting renewable energy production and energy efficiency through grants, production incentives or other state-approved funding mechanisms. The funds shall be allocated to the States on the basis of retail electric sales subject to the Renewable Portfolio Standard under this section or through voluntary participation. State agencies receiving grants under this section shall maintain such records and evidence of compliance as the Secretary may require.”.

(b) TABLE OF CONTENTS.—The table of contents for such title is amended by adding the following new item at the end:

“Sec. 610. Federal renewable portfolio standard”.

(c) SUNSET.—Section 610 of such title and the item relating to such section 610 in the table of contents for such title are each repealed as of December 31, 2039.

It was decided in the { Yeas ..... 220 affirmative ..... } { Nays ..... 190

Royal-Allard Shuler
Ruppersberger Sires
Rush Slaughter
Ryan (OH) Smith (NJ)
Ryan (WI) Smith (WA)
Salazar Snyder
Sanchez, Linda Solis
T. Stark
Sanchez, Loretta Sutton
Sarbanes Tauscher
Schakowsky Taylor
Schiff Thompson (CA)
Schwartz Tierney
Scott (VA) Udall (CO)
Serrano Udall (NM)
Sestak Van Hollen
Shays Velázquez
Shea-Porter Visclosky
Sherman Walsh (NY)

NOES—190

Akin Forbes
Alexander Poxx
Bachmann Franks (AZ)
Bachus Gallegly
Baker Garrett (NJ)
Barrett (SC) Gillmor
Barrow Gingrey
Bartlett (MD) Gohmert
Barton (TX) Goodlatte
Berry Gordon
Biggett Granger
Bilirakis Green, Gene
Bishop (GA) Hall (TX)
Bishop (UT) Hastings (WA)
Blackburn Hensarling
Boehner Herger
Bonner Hobson
Boozman Hoekstra
Boren Hulshof
Boucher Inglis (SC)
Boustany Issa
Boyd (FL) Jones (NC)
Brady (TX) Jones (OH)
Broun (GA) Jordan
Brown (SC) Keller
Brown-Waite, Kilpatrick
Ginny King (IA)
Buchanan Kingston
Burgess Kline (MN)
Burton (IN) Knollenberg
Buyer Lamborn
Calvert Lampson
Camp (MI) Latham
Campbell (CA) Lewis (CA)
Cannon Lewis (KY)
Cantor Linder
Capito Lucas
Carter Lungren, Daniel
Chabot E.
Clyburn Mack
Cole (OK) Mahoney (FL)
Conaway McGovern
Costello Manullo
Cramer Marchant
Cubin Marshall
Culberson Matheson
Davis (AL) McCaul (TX)
Davis (KY) McCotter
Davis, David McCrery
Deal (GA) McHenry
Dent McIntyre
Dingell McKeon
Doolittle McMurrin
Drake Rodgers
Dreier Meeks (NY)
Duncan Melancon
Edwards Mica
Ellsworth Miller (FL)
Emerson Miller (MI)
English (PA) Miller, Gary
Etheridge Mollohan
Everett Moran (KS)
Fallin Murphy, Tim
Feeney Musgrave
Flake Myrick

NOT VOTING—28

Aderholt Goode
Blunt Graves
Clarke Hastert
Clay Hayes
Coble Hinojosa
Crenshaw Hunter
Davis, Jo Ann Jindal
Faleo, Tom Skelton
Faleomavaega Klein (FL)
Fortuño Kucinich

Walz (MN)
Wasserman
Schultz
Waters
Watson
Watt
Waxman
Weiner
Welch (VT)
Weller
Wexler
Wilson (NM)
Wolf
Woolsey
Wu
Wynn
Yarmuth

Neugebauer
Nunes
Oberstar
Ortiz
Pearce
Pence
Peterson (PA)
Petri
Pickering
Pitts
Poe
Price (GA)
Pryce (OH)
Putnam
Radanovich
Rahall
Regula
Rehberg
Renzi
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrabacher
Roskam
Ross
Royce
Sali
Scott (GA)
Sensenbrenner
Sessions
Shadegg
Shimkus
Shuster
Simpson
Smith (NE)
Smith (TX)
Souder
Space
Spratt
Stearns
Stupak
Sullivan
Tanner
Terry
Thompson (MS)
Thornberry
Tiahrt
Tiberi
Towns
Turner
Upton
Walberg
Walden (OR)
Wamp
Weldon (FL)
Westmoreland
Whitfield
Wicker
Wilson (OH)
Wilson (SC)
Young (AK)
Young (FL)

¶111.16 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment numbered 9, printed in House Report 110-300, submitted by Mr. ARCURI:

In title IX, insert the following at the end of part 1 of subtitle B and make the necessary conforming amendments in the table of contents:

SEC. 9119. EMINENT DOMAIN AUTHORITY.

Section 216 of the Federal Power Act (as added by section 1221 of the Energy Policy Act of 2005) is amended by repealing subsections (f) and by amending subsection (e) to read as follows:

“(e) ACQUISITION OF RIGHTS-OF-WAY.—In the case of a permit under subsection (b) for electric transmission facilities to be located on property other than property owned by the United States or a State, if the permit holder cannot acquire by contract, or is unable to agree with the owner of the property to the compensation to be paid for, the necessary right-of-way to construct or modify the transmission facilities, the permit holder may acquire the right-of-way in accordance with State law for the State in which the property is located.”.

It was decided in the { Yeas ..... 169 negative ..... } { Nays ..... 245

¶111.15 [Roll No. 827]

AYES—220

Abercrombie Ehlers
Ackerman Ellison
Allen Emanuel
Altmire Engel
Andrews Eshoo
Arcuri Farr
Baca Fattah
Baird Ferguson
Baldwin Filner
Bean Fortenberry
Becerra Fossella
Berkley Frank (MA)
Berman Frelinghuysen
Bilbray Gerlach
Bishop (NY) Giffords
Blumenauer Gilchrest
Bono Gillibrand
Bordallo Gonzalez
Boswell Green, Al
Boyd (KS) Grijalva
Brady (PA) Gutierrez
Brady (IA) Hall (NY)
Brown, Corrine Hare
Butterfield Harman
Capps Hastings (FL)
Capuano Heller
Cardoza Herseht Sandlin
Carnahan Higgins
Carney Hill
Carson Hinchey
Castle Hirono
Castor Hodes
Chandler Holden
Christensen Holt
Cleaver Honda
Cohen Hooley
Conyers Hoyer
Cooper Insee
Costa Israel
Courtney Jackson (IL)
Crowley Jackson-Lee
Cuellar (TX)
Cummings Jefferson
Davis (CA) Johnson (GA)
Davis (IL) Johnson (IL)
Davis, Lincoln Johnson, E. B.
DeFazio Kagen
DeGette Kanjorski
Delahunt Kaptur
DeLauro Kennedy
Diaz-Balart, L. Kildee
Diaz-Balart, M. Kind
Dicks King (NY)
Doggett Kirk
Donnelly Kuhl (NY)
Doyle Langevin

Larsen (WA)
Larson (CT)
LaTourette
Lee
Levin
Lewis (GA)
Lipinski
LoBiondo
Loebsack
Lofgren, Zoe
Lynch
Maloney (NY)
Markey
Matsui
McCarthy (NY)
McCollum (MN)
McDermott
McGovern
McHugh
McNerney
McNulty
Meek (FL)
Michaud
Miller (NC)
Miller, George
Mitchell
Moore (KS)
Moore (WI)
Moran (VA)
Murphy (CT)
Murphy, Patrick
Nadler
Napolitano
Neal (MA)
Norton
Obey
Olver
Pallone
Pascrell
Pastor
Payne
Pelosi
Perlmutter
Peterson (MN)
Platts
Pomeroy
Porter
Price (NC)
Ramstad
Rangel
Reichert
Reyes
Rodriguez
Ros-Lehtinen
Rothman

¶111.17 [Roll No. 828]

AYES—169

Abercrombie Gutierrez
Ackerman Hall (NY)
Allen Hare
Andrews Hastings (FL)
Arcuri Higgins
Baird Hinchey
Baldwin Hirono
Bilbray Hodes
Bishop (NY) Holden
Boswell Holt
Boucher Hooley
Brady (PA) Hoyer
Capito Israel
Capps Jackson (IL)
Capuano Jones (NC)
Carnahan Kagen
Carney Kanjorski
Carson Kaptur
Castor Kennedy
Chandler Kilpatrick
Christensen Kind
Clyburn Kirk
Cohen Kuhl (NY)
Conyers Langevin
Courtney Larson (CT)
Crowley LaTourette
Cummings Lee
Davis (CA) Levin
Davis (IL) Lewis (GA)
Davis, Tom Lipinski
DeFazio LoBiondo
DeGette Loebsack
Delahunt Lofgren, Zoe
DeLauro Lowey
Dicks Mahoney (FL)
Dingell Maloney (NY)
Doggett Markey
Donnelly Marshall
Ellison Matsui
Emanuel McCarthy (NY)
Engel McCollum (MN)
English (PA) McCotter
Eshoo McDermott
Etheridge McGovern
Farr McHugh
Fattah McNerney
Ferguson McNulty
Filner Meek (FL)
Forbes Michaud
Frank (MA) Miller (NC)
Frelinghuysen Miller, George
Garrett (NJ) Mitchell
Gerlach Mollohan
Gilchrest Moore (WI)
Gillibrand Moran (VA)
Green, Al Murphy (CT)
Grijalva Murphy, Patrick

So the amendment was agreed to.

NOES—245

Aderholt  
Akin  
Alexander  
Altmire  
Baca  
Bachmann  
Bachus  
Baker  
Barrett (SC)  
Barrow  
Bartlett (MD)  
Barton (TX)  
Bean  
Becerra  
Berkley  
Berman  
Berry  
Biggert  
Bilirakis  
Bishop (GA)  
Bishop (UT)  
Blackburn  
Blumenauer  
Boehner  
Bonner  
Bono  
Boozman  
Bordallo  
Boren  
Boustany  
Boyd (FL)  
Boyd (KS)  
Brady (TX)  
Braley (IA)  
Broun (GA)  
Brown (SC)  
Brown, Corrine  
Brown-Waite,  
Ginny  
Buchanan  
Burgess  
Burton (IN)  
Butterfield  
Buyer  
Calvert  
Camp (MI)  
Campbell (CA)  
Cannon  
Cantor  
Cardoza  
Carter  
Castle  
Chabot  
Cleaver  
Cole (OK)  
Conaway  
Cooper  
Costa  
Costello  
Cramer  
Cubin  
Cuellar  
Culberson  
Davis (AL)  
Davis (KY)  
Davis, David  
Davis, Lincoln  
Deal (GA)  
Dent  
Diaz-Balart, L.  
Diaz-Balart, M.  
Doolittle  
Doyle  
Drake  
Dreier  
Duncan  
Edwards  
Ehlers  
Ellsworth  
Emerson  
Everett  
Fallin  
Feeney  
Flake

Fortenberry  
Fossella  
Fox  
Franks (AZ)  
Gallegly  
Giffords  
Gillmor  
Gingrey  
Gohmert  
Gonzalez  
Goodlatte  
Gordon  
Granger  
Graves  
Green, Gene  
Hall (TX)  
Harman  
Hastings (WA)  
Heller  
Hensarling  
Hergert  
Herseth Sandlin  
Hill  
Hobson  
Hoekstra  
Honda  
Hulshof  
Inglis (SC)  
Inslee  
Issa  
Jackson-Lee  
(TX)  
Jefferson  
Johnson (GA)  
Johnson (IL)  
Johnson, E. B.  
Jones (OH)  
Jordan  
Keller  
Kildee  
King (IA)  
King (NY)  
Kingston  
Kline (MN)  
Knollenberg  
Lamborn  
Lampson  
Larsen (WA)  
Latham  
Lewis (CA)  
Lewis (KY)  
Linder  
Lucas  
Lungren, Daniel  
E.  
Lynch  
Mack  
Manzullo  
Marchant  
Matheson  
McCarthy (CA)  
McCaul (TX)  
McHenry  
McIntyre  
McKeon  
McMorris  
Rodgers  
Meeke (NY)  
Melancon  
Mica  
Miller (FL)  
Miller (MI)  
Miller, Gary  
Moore (KS)  
Moran (KS)  
Murphy, Tim  
Murphy, Tom  
Myrick  
Nadler  
Napolitano  
Neal (MA)  
Neugebauer  
Norton  
Nunes  
Oberstar  
Ortiz  
Pearce  
Pence  
Perlmutter  
Peterson (MN)  
Peterson (PA)  
Pickering  
Pitts  
Poe  
Pomeroy  
Porter  
Price (GA)  
Pryce (OH)  
Putnam  
Radanovich  
Ramstad  
Regula  
Rehberg  
Renzi  
Reyes  
Reynolds  
Rodriguez  
Rogers (AL)  
Rogers (KY)  
Rogers (MI)  
Ros-Lehtinen  
Roskam  
Ross  
Roybal-Allard  
Royce  
Ruppersberger  
Ryan (OH)  
Ryan (WI)  
Salazar  
Sali  
Sánchez, Linda  
T.  
Sanchez, Loretta  
Schiff  
Scott (GA)  
Scott (VA)  
Sessions  
Shadegg  
Sherman  
Shimkus  
Shuler  
Shuster  
Simpson  
Smith (NE)  
Smith (TX)  
Smith (WA)  
Solis  
Souder  
Stearns  
Sullivan  
Sutton  
Taylor  
Terry  
Thompson (MS)  
Thornberry  
Tiahrt  
Tiberi  
Tierney  
Towns  
Turner  
Upton  
Visclosky  
Walberg  
Walden (OR)  
Walz (MN)  
Wamp  
Watt  
Weiner  
Weldon (FL)  
Weller  
Westmoreland  
Whitfield  
Wicker  
Wilson (NM)  
Wilson (OH)  
Wilson (SC)  
Young (AK)  
Young (FL)

NOT VOTING—24

Blunt  
Clarke  
Clay  
Coble  
Crenshaw  
Davis, Jo Ann  
Faleomavaega  
Fortuño

Goode  
Hastert  
Hayes  
Hinojosa  
Hunter  
Jindal  
Johnson, Sam  
Klein (FL)

Kucinich  
LaHood  
Lantos  
Paul  
Saxton  
Schmidt  
Skelton  
Tancredo

So the amendment was not agreed to.

111.18 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment numbered 13, printed in House Report 110-300, submitted by Mr. SALI:

In title IX, add at the end the following new subtitle:

**Subtitle G—Large and Small Scale Hydropower**

**SEC. 9601. SENSE OF CONGRESS.**

Congress recognizes and supports renewable energy. Specifically, the clean, consistent, pollution free large and small scale conventional hydropower energy.

It was decided in the affirmative { Yeas ..... 402  
Nays ..... 9

111.19 [Roll No. 829]

AYES—402

Abercrombie  
Ackerman  
Aderholt  
Akin  
Alexander  
Allen  
Altmire  
Andrews  
Arcuri  
Baca  
Bachmann  
Bachus  
Baird  
Baker  
Baldwin  
Barrett (SC)  
Barrow  
Bartlett (MD)  
Barton (TX)  
Bean  
Becerra  
Berkley  
Berman  
Berry  
Biggert  
Bilbray  
Bilirakis  
Bishop (GA)  
Bishop (NY)  
Bishop (UT)  
Blackburn  
Blumenauer  
Blunt  
Boehner  
Bonner  
Bono  
Boozman  
Bordallo  
Boren  
Boswell  
Boucher  
Boustany  
Boyd (FL)  
Boyd (KS)  
Bradley (PA)  
Brady (TX)  
Braley (IA)  
Broun (GA)  
Brown (SC)  
Brown, Corrine  
Buchanan  
Burgess  
Burton (IN)  
Butterfield  
Buyer  
Calvert  
Camp (MI)  
Campbell (CA)  
Cannon  
Cantor  
Capito  
Capps  
Capuano  
Cardoza  
Carnahan  
Carney  
Carson  
Carter  
Castle  
Castor  
Chabot  
Chandler

Christensen  
Cramer  
Clyburn  
Cohen  
Cole (OK)  
Conaway  
Conyers  
Cooper  
Costa  
Costello  
Courtney  
Cramer  
Crowley  
Cubin  
Cuellar  
Culberson  
Cummings  
Davis (AL)  
Davis (CA)  
Davis (IL)  
Davis (KY)  
Davis, David  
Davis, Lincoln  
Deal (GA)  
DeFazio  
DeGette  
DeLauro  
Dent  
Diaz-Balart, L.  
Diaz-Balart, M.  
Dicks  
Dingell  
Doggett  
Donnelly  
Doolittle  
Doyle  
Drake  
Dreier  
Duncan  
Edwards  
Ehlers  
Ellison  
Ellsworth  
Emanuel  
Emerson  
Engel  
English (PA)  
Eshoo  
Etheridge  
Everett  
Fallin  
Fattah  
Feeney  
Ferguson  
Flake  
Forbes  
Fortenberry  
Fossella  
Fox  
Frank (MA)  
Franks (AZ)  
Frelinghuysen  
Gallegly  
Garrett (NJ)  
Gerlach  
Giffords  
Gillibrand  
Gillmor  
Gingrey  
Gohmert  
Gonzalez  
Goodlatte

Gordon  
Granger  
Graves  
Green, Al  
Green, Gene  
Grijalva  
Gutierrez  
Hall (NY)  
Hall (TX)  
Hare  
Harman  
Hastings (FL)  
Hastings (WA)  
Heller  
Hensarling  
Herseth Sandlin  
Higgins  
Hill  
Hinchev  
Hirono  
Hobson  
Hodes  
Hoekstra  
Holden  
Holt  
Hooley  
Hoyer  
Hulshof  
Inglis (SC)  
Inslee  
Israel  
Issa  
Jackson (IL)  
Jackson-Lee  
(TX)  
Jefferson  
Johnson (GA)  
Johnson (IL)  
Johnson, E. B.  
Jones (NC)  
Jones (OH)  
Jordan  
Kagen  
Kanjorski  
Kaptur  
Keller  
Kennedy  
Kildee  
Kilpatrick  
Kind  
King (IA)  
King (NY)  
Kingston  
Kirk  
Kline (MN)  
Knollenberg  
Kuhl (NY)  
Lamborn  
Lampson  
Langevin  
Larsen (WA)  
Larson (CT)  
Latham  
LaTourette  
Lee  
Levin  
Lewis (CA)  
Lewis (GA)  
Lewis (KY)  
Linder  
Lipinski  
LoBiondo  
Loeb  
Lofgren, Zoe

Lowey  
Lucas  
Lungren, Daniel  
E.  
Lynch  
Mack  
Mahoney (FL)  
Maloney (NY)  
Manzullo  
Marchant  
Markey  
Marshall  
Matheson  
McCarthy (CA)  
McCarthy (NY)  
McCaul (TX)  
McCollum (MN)  
McCotter  
McCrery  
McGovern  
McHenry  
McHugh  
McIntyre  
McKeon  
McMorris  
Rodgers  
McNerney  
McNulty  
Meek (FL)  
Meeks (NY)  
Melancon  
Mica  
Michaud  
Miller (FL)  
Miller (MI)  
Miller (NC)  
Miller, Gary  
Miller, George  
Mitchell  
Mollohan  
Moore (KS)  
Moore (WI)  
Moran (KS)  
Moran (VA)  
Murphy (CT)  
Murphy, Patrick  
Murphy, Tim  
Murtha  
Myrick  
Nadler  
Napolitano  
Neal (MA)  
Neugebauer  
Norton  
Nunes  
Oberstar  
Obey  
Oliver  
Ortiz  
Pallone  
Pascarell  
Pastor

Payne  
Pearce  
Pence  
Perlmutter  
Peterson (MN)  
Peterson (PA)  
Petri  
Pickering  
Pitts  
Platts  
Poe  
Pomeroy  
Porter  
Price (GA)  
Price (NC)  
Pryce (OH)  
Putnam  
Radanovich  
Ramstad  
Rangel  
Regula  
Rehberg  
Reichert  
Renzi  
Reyes  
Reynolds  
Rodriguez  
Rogers (AL)  
Rogers (KY)  
Rogers (MI)  
Rohrabacher  
Ros-Lehtinen  
Roskam  
Ross  
Rothman  
Roybal-Allard  
Royce  
Ruppersberger  
Rush  
Ryan (OH)  
Ryan (WI)  
Salazar  
Sali  
Sánchez, Linda  
T.  
Sanchez, Loretta  
Sarbanes  
Schakowsky  
Schiff  
Schwartz  
Scott (GA)  
Scott (VA)  
Sensenbrenner  
Serrano  
Sessions  
Sestak  
Shadegg  
Shays  
Shea-Porter  
Sherman  
Shimkus  
Shuler

Shuster  
Simpson  
Sires  
Slaughter  
Smith (NE)  
Smith (NJ)  
Smith (TX)  
Smith (WA)  
Snyder  
Solis  
Souder  
Space  
Spratt  
Stearns  
Stupak  
Sullivan  
Sutton  
Tanner  
Tauscher  
Taylor  
Terry  
Thompson (MS)  
Thornberry  
Tiahrt  
Tiberi  
Tierney  
Towns  
Turner  
Udall (CO)  
Udall (NM)  
Upton  
Van Hollen  
Velázquez  
Visclosky  
Walberg  
Walden (OR)  
Walsh (NY)  
Walz (MN)  
Wamp  
Wasserman  
Schultz  
Watson  
Watt  
Waxman  
Weiner  
Welch (VT)  
Weldon (FL)  
Weller  
Westmoreland  
Wexler  
Whitfield  
Wicker  
Wilson (NM)  
Wilson (OH)  
Wilson (SC)  
Wolf  
Woolsey  
Wu  
Wynn  
Yarmuth  
Young (AK)  
Young (FL)

NOES—9

Farr  
Filner  
Gilchrist

Honda  
Matsui  
McDermott

Rahall  
Stark  
Thompson (CA)

NOT VOTING—26

Clarke  
Clay  
Coble  
Crenshaw  
Davis, Jo Ann  
Faleomavaega  
Fortuño  
Goode  
Hastert

Hayes  
Hergert  
Hinojosa  
Hunter  
Jindal  
Johnson, Sam  
Klein (FL)  
Kucinich  
LaHood

Lantos  
Musgrave  
Paul  
Saxton  
Schmidt  
Skelton  
Tancredo  
Waters

So the amendment was agreed to.

111.20 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment numbered 22, printed in House Report 110-300, submitted by Mr. CLEAVER:

Amend section 303(f)(1) of the Energy Policy Act of 1992, as proposed to be inserted by section 6201 of the bill, to read as follows:

“(1) PROHIBITION.—  
“(A) IN GENERAL.—No Federal agency shall acquire a light duty motor vehicle or medium duty passenger vehicle that is not a low greenhouse gas emitting vehicle.

“(B) SPECIAL RULE FOR VEHICLES PROVIDED BY FUNDS CONTAINED IN MEMBERS’ REPRESENTATIONAL ALLOWANCE.—If any portion of a Members’ Representational Allowance is used to provide any individual with a vehicle described in paragraph (1), including providing an individual with a vehicle under a long-term lease, the House of Representatives shall be considered to have acquired the vehicle for purposes of paragraph (1).

“(C) DEFINITIONS.—In this paragraph—“(i) the term ‘Federal agency’ includes any office of the legislative branch; and

“(ii) the term ‘Members’ Representational Allowance’ means the allowance described in section 101(a) of the House of Representatives Administrative Reform Technical Corrections Act (2 U.S.C. 57b(a)).”

It was decided in the { Yeas ..... 218 affirmative ..... Nays ..... 196

111.21 (Roll No. 830)

AYES—218

- Ackerman Giffords Moran (VA)
Allen Gilchrist Murphy (CT)
Altmire Gillibrand Murphy, Patrick
Andrews Gillmor Nadler
Arcuri Green, Al Napolitano
Baca Grijalva Neal (MA)
Baird Gutierrez Norton
Baldwin Hall (NY) Obey
Barrow Hare Oliver
Bartlett (MD) Harman Pallone
Bean Hastings (FL) Pascrell
Becerra Herseht Sandlin Payne
Berkley Higgins Perlmutter
Berman Hill Peterson (MN)
Bilbray Hinchey Platts
Bilirakis Hirono Pomeroy
Bishop (GA) Hodes Porter
Bishop (NY) Holt Price (NC)
Blumenauer Honda Ramstad
Bono Hooley Rangel
Bordallo Hoyer Reichert
Boren Inglis (SC) Ross
Boswell Inslee Rothman
Boyd (FL) Israel Roybal-Allard
Boyd (KS) Jackson (IL) Ruppertsberger
Brady (PA) Jackson-Lee Rush
Braley (IA) (TX) Ryan (OH)
Butterfield Jefferson Sánchez, Linda
Capps Johnson (GA) T.
Carnahan Johnson (IL) Sanchez, Loretta
Carson Jones (OH) Sarbanes
Castle Kagen Schakowsky
Castor Kaptur Schiff
Chandler Kennedy Schwartz
Christensen Kind Scott (GA)
Cleaver Kingston Scott (VA)
Clyburn Kirk Serrano
Cohen Langevin Sestak
Conyers Larsen (WA) Shays
Cooper Larson (CT) Shea-Porter
Costello Lee Sherman
Courtney Lewis (GA) Shuler
Crowley Lipinski Sires
Cummings LoBiondo Slaughter
Davis (AL) Loeb sack Smith (NJ)
Davis (CA) Lofgren, Zoe Smith (WA)
Davis (IL) Lowey Snyder
DeFazio Lynch Solis
DeGette Mahoney (FL) Space
Delahunt Maloney (NY) Spratt
DeLauro Markey Stark
Dent Marshall Sutton
Dicks Matheson Tanner
Doggett Matsui Tauscher
Donnelly McCarthy (NY) Taylor
Doyle McCollum (MN) Terry
Dreier McDermott Thompson (CA)
Ehlers McGovern Thompson (MS)
Ellison McIntyre Tierney
Ellsworth McMorris Towns
Emanuel Rodgers Udall (CO)
Engel McNeerney Udall (NM)
English (PA) McNulty Upton
Eshoo Meek (FL) Van Hollen
Etheridge Meeks (NY) Velázquez
Farr Michaud Walden (OR)
Fattah Miller (NC) Walz (MN)
Ferguson Miller, George Waters
Filner Mitchell Watson
Fortenberry Moore (KS) Watt
Frank (MA) Moore (WI) Waxman
Gerlach Moran (KS)

- Weiner
Welch (VT)
Abercrombie
Aderholt
Akin
Alexander
Bachmann
Bachus
Baker
Barrett (SC)
Barton (TX)
Berry
Biggett
Bishop (UT)
Blackburn
Blunt
Boehner
Bonner
Boozman
Boucher
Boustany
Brady (TX)
Broun (GA)
Brown (SC)
Brown, Corrine
Brown-Waite,
Ginny
Buchanan
Burgess
Burton (IN)
Buyer
Calvert
Camp (MI)
Campbell (CA)
Cannon
Cantor
Capito
Capuano
Caroza
Carney
Carter
Chabot
Cole (OK)
Conaway
Costa
Cramer
Cubin
Cuellar
Culberson
Davis (KY)
Davis, David
Davis, Lincoln
Davis, Tom
Deal (GA)
Diaz-Balart, L.
Diaz-Balart, M.
Dingell
Doolittle
Drake
Duncan
Edwards
Emerson
Everett
Fallin
Feeney
Flake
Forbes
Fossella
Foxy
Wexler
Woolsey
NOES—196
Franks (AZ)
Frelinghuysen
Gallegly
Garrett (NJ)
Gingrey
Gohmert
Gonzalez
Goodlatte
Gordon
Granger
Graves
Green, Gene
Hall (TX)
Hastings (WA)
Heller
Hensarling
Herger
Hobson
Hoekstra
Holden
Hulshof
Issa
Johnson, E. B.
Jones (NC)
Jordan
Kanjorski
Keller
Kildee
Kilpatrick
King (IA)
King (NY)
Kline (MN)
Knollenberg
Kuhl (NY)
Lamborn
Lampson
Latham
LaTourette
Levin
Lewis (CA)
Lewis (KY)
Linder
Lucas
Lungren, Daniel
E.
Mack
Manzullo
Marchant
McCarthy (CA)
McCaul (TX)
McCotter
McCrery
McHenry
McHugh
McKeon
Melancon
Mica
Miller (FL)
Miller (MI)
Miller, Gary
Mollohan
Murphy, Tim
Murtha
Musgrave
Myrick
Neugebauer
Nunes
Hastert
Hayes
Hinojosa
Hunter
Jindal
Johnson, Sam
Klein (FL)
Kucinich

NOT VOTING—23

- Clarke
Clay
Coble
Crenshaw
Davis, Jo Ann
Faleomavaega
Fortuño
Goode
LaHood
Lantos
Paul
Saxton
Schmidt
Skelton
Tancredo

So the amendment was agreed to.
The SPEAKER pro tempore, Mr. HASTINGS of Florida, assumed the Chair.

When Mr. SERRANO, Acting Chairman, pursuant to House Resolution 615, reported the bill, as amended, back to the House with further sundry amendments adopted by the Committee.

The previous question having been ordered by said resolution.

The following amendments, reported from the Committee of the Whole House on the state of the Union, were agreed to:

In title IX, after subtitle F, insert:

Subtitle G—Natural Gas Utilities

SEC. 9511. NATURAL GAS UTILITIES.

(a) IN GENERAL.—Section 303(b) of the Public Utility Regulatory Policies Act of 1978 (15 U.S.C. 3203(b)) is amended by adding at the end the following:

“(5) ENERGY EFFICIENCY.—Each natural gas utility shall—

“(A) integrate energy efficiency resources into the plans and planning processes of the natural gas utility; and

“(B) adopt policies that establish energy efficiency as a priority resource in the plans and planning processes of the natural gas utility.

For purposes of applying the provisions of this subtitle to this paragraph, any reference in this subtitle to the date of enactment of this Act shall be treated as a reference to the date of the enactment of this paragraph.

“(6) RATE POLICY MODIFICATIONS TO PROMOTE ENERGY EFFICIENCY INVESTMENTS.—

“(A) IN GENERAL.—The rates allowed to be charged by a natural gas utility shall align utility incentives with the deployment of cost-effective energy efficiency.

“(B) POLICY OPTIONS.—In complying with subparagraph (A), each State regulatory authority and each nonregulated utility shall consider—

“(i) ensuring that utilities’ recovery of authorized revenues is independent of the amount of customers’ natural gas consumption;

“(ii) providing to utilities incentives for the successful management of energy efficiency programs, such as allowing utilities to retain a portion of the cost-reducing benefits accruing from the programs;

“(iii) promoting the impact on adoption of energy efficiency as 1 of the goals of retail rate design, recognizing that energy efficiency must be balanced with other objectives; and

“(iv) adopting rate designs that encourage energy efficiency for each customer class.

For purposes of applying the provisions of this subtitle to this paragraph, any reference in this subtitle to the date of enactment of this Act shall be treated as a reference to the date of the enactment of this paragraph.”

(b) CONFORMING AMENDMENT.—Section 303(b)(2) of such Act is amended by striking “and (4)” inserting “(4), (5), and (6)” in lieu thereof.

In section 9034(a), strike “\$600,000,000 for fiscal year 2007, and \$750,000,000” and insert “\$1,200,000,000 for fiscal year 2007, and \$1,400,000,000”.

In part 6 of subtitle A of title IX, add at the end the following new section:

SEC. 9077. STUDY ON INDOOR ENVIRONMENTAL QUALITY IN SCHOOLS.

(a) IN GENERAL.—The Administrator of the Environmental Protection Agency shall enter into an arrangement with the Secretary of Education and the Secretary of Energy to conduct a detailed study of how sustainable building features such as energy efficiency affect multiple perceived indoor environmental quality stressors on students in K-12 schools.

(b) CONTENTS.—The study shall—

(1) investigate synergistic effects of multiple perceived stressors, including thermal discomfort, visual discomfort, acoustical dissatisfaction such as noise and loss of speech privacy, and air quality dissatisfaction;

(2) identify how sustainable building features, such as energy efficiency, are influencing these human outcomes singly and in concert; and

(3) ensure that the impacts of the indoor environmental quality are evaluated as a whole.

(c) AUTHORIZATION OF APPROPRIATIONS.—There are authorized to be appropriated for



carrying out this section \$200,000 for each of the fiscal years 2008 through 2012.

Amend the table of contents accordingly.

In section 9003(4), in the proposed paragraph (3), add at the end the following new subparagraph:

“(C) EXCEPTION.—Boilers that are manufactured to operate without any need for electricity, any electric connection, any electric gauges, electric pumps, electric wires, or electric devices of any sort, shall not be required to meet the requirements of this section.”.

In title IX, at the end of Part 4 of subtitle A, add the following new section and make the necessary conforming amendments in the table of contents:

**SEC. 9053. GEOTHERMAL HEAT PUMP TECHNOLOGY ACCELERATION PROGRAM.**

(a) DEFINITIONS.—In this section:

(1) ADMINISTRATOR.—The term “Administrator” means the Administrator of General Services.

(2) GENERAL SERVICES ADMINISTRATION FACILITY.—

(A) IN GENERAL.—The term “General Services Administration facility” means any building, structure, or facility, in whole or in part (including the associated support systems of the building, structure, or facility), that—

(i) is constructed (including facilities constructed for lease), renovated, or purchased, in whole or in part, by the Administrator for use by the Federal Government; or

(ii) is leased, in whole or in part, by the Administrator for use by the Federal Government—

(I) except as provided in subclause (II), for a term of not less than 5 years; or

(II) for a term of less than 5 years, if the Administrator determines that use of cost-effective technologies and practices would result in the payback of expenses.

(B) INCLUSION.—The term “General Services Administration facility” includes any group of buildings, structures, or facilities described in subparagraph (A) (including the associated energy-consuming support systems of the buildings, structures, and facilities).

(C) EXEMPTION.—The Administrator may exempt from the definition of “General Services Administration facility” under this paragraph a building, structure, or facility that meets the requirements of section 543(c) of Public Law 95-619 (42 U.S.C. 8253(c)).

(b) ESTABLISHMENT.—

(1) IN GENERAL.—The Administrator shall establish a program to accelerate the use of geothermal heat pumps at General Services Administration facilities.

(2) REQUIREMENTS.—The program established under this subsection shall—

(A) ensure centralized responsibility for the coordination of geothermal heat pump recommendations, practices, and activities of all relevant Federal agencies;

(B) provide technical assistance and operational guidance to applicable tenants to achieve the goal identified in subsection (c)(2)(B)(ii); and

(C) establish methods to track the success of Federal departments and agencies with respect to that goal.

(c) ACCELERATED USE OF GEOTHERMAL HEAT PUMP TECHNOLOGIES.—

(1) REVIEW.—

(A) IN GENERAL.—As part of the program under this section, not later than 90 days after the date of enactment of this Act, the Administrator shall conduct a review of—

(i) current use of geothermal heat pump technologies in General Services Administration facilities; and

(ii) the availability to managers of General Services Administration facilities of geothermal heat pumps.

(B) REQUIREMENTS.—The review under subparagraph (A) shall—

(i) examine the use of geothermal heat pumps by Federal agencies in General Services Administration facilities; and

(ii) as prepared in consultation with the Administrator of the Environmental Protection Agency, identify geothermal heat pump technology standards that could be used for all types of General Services Administration facilities.

(2) REPLACEMENT.—

(A) IN GENERAL.—As part of the program under this section, not later than 180 days after the date of enactment of this Act, the Administrator shall establish, using available appropriations, a geothermal heat pump technology acceleration program to achieve maximum feasible replacement of existing heating and cooling technologies with geothermal heat pump technologies in each General Services Administration facility.

(B) ACCELERATION PLAN TIMETABLE.—

(i) IN GENERAL.—To implement the program established under subparagraph (A), not later than 1 year after the date of enactment of this Act, the Administrator shall establish a timetable, including milestones for specific activities needed to replace existing heating and cooling technologies with geothermal heat pump technologies, to the maximum extent feasible (including at the maximum rate feasible), at each General Services Administration facility.

(ii) GOAL.—The goal of the timetable under clause (i) shall be to complete, using available appropriations, maximum feasible replacement of existing heating and cooling technologies with geothermal heat pump technologies by not later than the date that is 5 years after the date of enactment of this Act.

(d) GENERAL SERVICES ADMINISTRATION FACILITY GEOTHERMAL HEAT PUMP TECHNOLOGIES AND PRACTICES.—Not later than 180 days after the date of enactment of this Act, and annually thereafter, the Administrator shall—

(1) ensure that a manager responsible for accelerating the use of geothermal heat pump technologies is designated for each General Services Administration facility geothermal heat pump technologies and practices facility; and

(2) submit to Congress a plan, to be implemented to the maximum extent feasible (including at the maximum rate feasible) using available appropriations, by not later than the date that is 5 years after the date of enactment of this Act, that—

(A) includes an estimate of the funds necessary to carry out this section;

(B) describes the status of the implementation of geothermal heat pump technologies and practices at General Services Administration facilities, including—

(i) the extent to which programs, including the program established under subsection (b), are being carried out in accordance with this Act; and

(ii) the status of funding requests and appropriations for those programs;

(C) identifies within the planning, budgeting, and construction processes, all types of General Services Administration facility-related procedures that inhibit new and existing General Services Administration facilities from implementing geothermal heat pump technologies;

(D) recommends language for uniform standards for use by Federal agencies in implementing geothermal heat pump technologies and practices;

(E) in coordination with the Office of Management and Budget, reviews the budget process for capital programs with respect to alternatives for—

(i) permitting Federal agencies to retain all identified savings accrued as a result of

the use of geothermal heat pump technologies; and

(ii) identifying short- and long-term cost savings that accrue from the use of geothermal heat pump technologies and practices;

(F) achieves substantial operational cost savings through the application of geothermal heat pump technologies; and

(G) includes recommendations to address each of the matters, and a plan for implementation of each recommendation, described in subparagraphs (A) through (F).

(e) AUTHORIZATION OF APPROPRIATIONS.—There are authorized to be appropriated such sums as are necessary to carry out this section, to remain available until expended.

In section 9117(a), in the amendment adding paragraph (18) to section 111(d) of the Public Utility Regulatory Policies Act of 1978, in paragraph (18)(B), strike “and” in clause (iv), strike the period at the end of clause (v) and insert “; and” and after clause (v) insert:

“(vi) offering home energy audits, publicizing the financial and environmental benefits associated with making home energy efficiency improvements, and educating homeowners about all existing Federal and State incentives, including the availability of low-cost loans, that make home energy efficiency improvements more affordable.”.

In part 4 of subtitle A of title IX, add at the end the following new section:

**SEC. 9053. GREEN MEETINGS.**

(a) PURCHASE OF MEETING AND CONFERENCE SERVICES.—Not later than 180 days after the date of the enactment of this Act, the Administrator for Federal Procurement Policy shall ensure that the Federal Acquisition Regulation is revised to require each Federal agency to consider, in each purchase of meeting and conference services, the environmentally preferable features and practices of a vendor in a manner substantially similar to that required of the Environmental Protection Agency in section 1523.703-1 (relating to acquisition of environmentally preferable meeting and conference services) and section 1552.223-71 (relating to EPA Green Meetings and Conferences) of title 48, Code of Federal Regulations, as set forth in the Environmental Protection Agency final rule published on pages 18401 through 18404 of volume 72, Federal Register (April 12, 2007).

(b) DEFINITIONS.—In this section—

(1) the terms “environmentally preferable” and “Federal agency” have the meanings given them by section 2.101 of the Federal Acquisition Regulation; and

(2) the term “meeting and conference services” means the use of off-site commercial facilities for a Federal agency event, including an event for a meeting, conference, training session, or other purpose.

Amend the table of contents accordingly.

In part 3 of subtitle A of title IX, add at the end the following new section:

**SEC. 9035. RENEWABLE ENERGY REBATE PROGRAM STUDY.**

Not later than 120 days after the date of enactment of this Act, the Secretary of Energy shall conduct, and transmit to Congress a report on, a study regarding the rebate program described in section 206(c) of the Energy Policy Act of 2005. The study shall—

(1) develop a plan for how such a rebate program would be carried out if it were funded; and

(2) determine the minimum amount of funding the program would need to receive in order to accomplish the goal of encouraging consumers to install renewable energy systems in their homes or small businesses.

Amend the table of contents accordingly.

In section 9502(a), insert “improvements in data on solid byproducts from coal-based energy-producing facilities,” after “oil and gas data.”

In part IV of subtitle A of title IX, add at the end the following new section:

**SEC. 9077. ENERGY SUSTAINABILITY AND EFFICIENCY GRANTS FOR INSTITUTIONS OF HIGHER EDUCATION.**

Part G of title III of the Energy Policy and Conservation Act is amended by inserting after section 399 (42 U.S.C. 371h) the following:

**“SEC. 399A. ENERGY SUSTAINABILITY AND EFFICIENCY GRANTS FOR INSTITUTIONS OF HIGHER EDUCATION.**

“(a) DEFINITIONS.—In this section:

“(1) ENERGY SUSTAINABILITY.—The term ‘energy sustainability’ includes using a renewable energy resource and a highly efficient technology for electricity generation, transportation, heating, or cooling.

“(2) INSTITUTION OF HIGHER EDUCATION.—The term ‘institution of higher education’ has the meaning given the term in section 2 of the Energy Policy Act of 2005 (42 U.S.C. 15801).

“(b) GRANTS FOR ENERGY EFFICIENCY IMPROVEMENT.—

“(1) IN GENERAL.—The Secretary shall award not more than 100 grants per year to institutions of higher education to carry out projects to improve energy efficiency on the grounds and facilities of the institution of higher education, including not less than 1 grant to an institution of higher education in each State.

“(2) CONDITION.—As a condition of receiving a grant under this subsection, an institution of higher education shall agree to—

“(A) implement a public awareness campaign concerning the project in the community in which the institution of higher education is located; and

“(B) submit to the Secretary, and make available to the public, reports on any efficiency improvements, energy cost savings, and environmental benefits achieved as part of a project carried out under paragraph (1).

“(c) GRANTS FOR INNOVATION IN ENERGY SUSTAINABILITY.—

“(1) IN GENERAL.—The Secretary shall award not more than 250 grants per year to institutions of higher education to engage in innovative energy sustainability projects, including not less than 2 grants to institutions of higher education in each State.

“(2) INNOVATION PROJECTS.—An innovation project carried out with a grant under this subsection shall—

“(A) involve—

“(i) an innovative technology that is not yet commercially available; or

“(ii) available technology in an innovative application that maximizes energy efficiency and sustainability;

“(B) have the greatest potential for testing or demonstrating new technologies or processes; and

“(C) ensure active student participation in the project, including the planning, implementation, evaluation, and other phases of the project.

“(3) CONDITION.—As a condition of receiving a grant under this subsection, an institution of higher education shall agree to submit to the Secretary, and make available to the public, reports that describe the results of the projects carried out under paragraph (1).

“(d) AWARDING OF GRANTS.—

“(1) APPLICATION.—An institution of higher education that seeks to receive a grant under this section may submit to the Secretary an application for the grant at such time, in such form, and containing such information as the Secretary may prescribe.

“(2) SELECTION.—The Secretary shall establish a committee to assist in the selection of grant recipients under this section.

“(e) ALLOCATION TO INSTITUTIONS OF HIGHER EDUCATION WITH SMALL ENDOWMENTS.—Of the amount of grants provided for a fiscal year under this section, the Secretary shall provide not less than 50 percent of the amount to institutions of higher education that have an endowment of not more than \$100,000,000, with 50 percent of the allocation set aside for institutions of higher education that have an endowment of not more than \$50,000,000.

“(f) GRANT AMOUNTS.—The maximum amount of grants for a project under this section shall not exceed—

“(1) in the case of grants for energy efficiency improvement under subsection (b), \$1,000,000; or

“(2) in the case of grants for innovation in energy sustainability under subsection (c), \$500,000.

“(g) AUTHORIZATION OF APPROPRIATIONS.—There are authorized to be appropriated such sums as are necessary to carry out this section for each of fiscal years 2008 through 2012.”

Amend the table of contents accordingly.

In title VII, at the end of subtitle F add the following:

**SEC. \_\_\_\_ REPORT ON STATUS OF REGULATIONS WITH RESPECT TO WIND ENERGY PROJECTS.**

Not later than 30 days after the date of the enactment of this Act, the Secretary of the Interior, acting through the Minerals Management Service, shall submit a report to Congress on the status of regulations required to be issued under section 8(p)(8) of the Outer Continental Shelf Lands Act (43 U.S.C. 1337(p)(8)) with respect to the production of wind energy on the Outer Continental Shelf.

In subtitle E of title IV, add at the end the following new section:

**SEC. 4417. UNIVERSITY BASED RESEARCH AND DEVELOPMENT GRANT PROGRAM.**

(a) ESTABLISHMENT.—The Secretary shall establish a competitive grant program, in a geographically diverse manner, for projects submitted for consideration by institutions of higher education to conduct research and development of renewable energy technologies. Each grant made shall not exceed \$2,000,000.

(b) ELIGIBILITY.—Priority shall be given to institutions of higher education with—

(1) established programs of research in renewable energy;

(2) locations that are low income or outside of an urbanized area;

(3) a joint venture with an Indian tribe; and

(4) proximity to trees dying of disease or insect infestation as a source of woody biomass.

(c) AUTHORIZATION OF APPROPRIATIONS.—There are authorized to be appropriated to the Secretary \$25,000,000 for carrying out this section.

(d) DEFINITIONS.—In this section:

(1) INDIAN TRIBE.—The term “Indian tribe” has the meaning as defined in section 126(c) of the Energy Policy Act of 2005.

(2) INSTITUTIONS OF HIGHER EDUCATION.—The term “institutions of higher education” has the meaning as defined in section 102(a) of the Higher Education Act of 1965.

(3) RENEWABLE ENERGY.—The term “renewable energy” has the meaning as defined in section 902 of the Energy Policy Act of 2005.

(4) URBANIZED AREA.—The term “urbanized area” has the mean as defined by the U.S. Bureau of the Census.

Amend the table of contents accordingly.

In subtitle D of title IV, before section 4301, insert the following:

**PART 1—RESEARCH AND ADVANCEMENT**

In section 4302, strike “subtitle” and insert “part”.

At the end of subtitle D of title IV, add the following new part:

**PART 2—DEVELOPMENT AND USE OF SOLAR ENERGY PRODUCTS**

**SEC. 4311. DEFINITIONS.**

For purposes of this part:

(1) The term “Board” means the Solar Energy Industries Research and Promotion Board established under section 4312(b)(1).

(2) The term “Committee” means the Solar Energy Research and Promotion Operating Committee established under section 4312(b)(4).

(3) The term “Department” means the Department of Energy.

(4) The term “importer” means any person who imports solar energy products from outside the United States.

(5) The term “order” means a solar energy product research and promotion order issued under section 4312.

(6) The term “promotion” means any action to advance the image and desirability of solar energy products with the express intent of improving the competitive position and stimulating sales of solar energy products in the marketplace.

(7) The term “Secretary” means the Secretary of Energy.

(8) The term “solar energy products” means solar water heating components and systems and photovoltaic components and systems.

**SEC. 4312. SOLAR RESEARCH AND INFORMATION PROGRAM.**

(a) ISSUANCE OF ORDERS.—

(1) PROPOSED ORDER.—Not later than 30 days after receipt of a proposal for a solar energy product research and promotion order, the Secretary shall publish such proposed order and give due notice and opportunity for public comment on such proposed order. Such proposal may be submitted by any organization meeting the requirements for certification under section 4313 or any interested person, including the Secretary.

(2) FINAL ORDER.—After notice and opportunity for public comment are given, as provided for in paragraph (1), the Secretary shall issue a solar energy product research and promotion order. The order shall become effective not later than 120 days after publication of the proposed order.

(b) REQUIRED TERMS IN ORDERS.—An order issued under subsection (a) shall contain the following terms and conditions:

(1) The order shall provide for the establishment and selection of a Solar Energy Industries Research and Promotion Board. In addition to nonpermanent members of the Board, there shall be two permanent members of the Board, a representative chosen by the Secretary and a representative chosen by one of the organizations certified under section 4313. Nonpermanent members of the Board shall be solar energy products producers and importers appointed by the Secretary from—

(A) nominations submitted by eligible organizations certified under section 4313; and

(B) nominations submitted by importers under such procedures as the Secretary determines appropriate.

The Secretary shall ensure adequate representation of all geographic regions of the United States on the Board.

(2) The order shall define the powers and duties of the Board, which shall be exercised at an annual meeting, and shall include only the following powers:

(A) To administer the order in accordance with its terms and provisions.

(B) To make rules and regulations to effectuate the terms and provisions of the order.

(C) To elect members of the Board to serve on the Committee.

(D) To approve or disapprove budgets submitted by the Committee.

(E) To receive, investigate, and report to the Secretary complaints of violations of the order.

(F) To recommend to the Secretary amendments to the order. In addition, the order shall determine the circumstances under which special meetings of the Board may be held.

(3) The order shall provide that the term of appointment for nonpermanent members of the Board shall be 3 years with no nonpermanent member serving more than 2 consecutive terms, except that initial appointments shall be proportionately for 1-year, 2-year, and 3-year terms; and that Board members shall serve without compensation, but shall be reimbursed for their reasonable expenses incurred in performing their duties as members of the Board.

(4)(A) The order shall provide that the Board shall elect from its membership 10 members to serve on the Solar Energy Research and Promotion Operating Committee.

(B) The Committee shall develop plans or projects of research, information, and promotion which shall be paid for with assessments collected by the Board. In developing plans or projects, the Committee shall, to the extent practicable, ensure that all segments of the solar industry receive fair treatment under this part based upon contributions made under paragraph (8).

(C) The Committee shall be responsible for developing and submitting to the Board, for its approval, budgets on a fiscal year basis of its anticipated expenses and disbursements, including probable costs of research, promotion, and information projects. The Board shall approve or disapprove such budgets and, if approved, shall submit such budget to the Secretary for the Secretary's approval.

(D) The total costs of collection of assessments and administrative staff incurred by the Board during any fiscal year shall not exceed 5 percent of the projected total assessments to be collected by the Board for such fiscal year. The Board shall use, to the extent possible, the resources, staffs, and facilities of existing organizations.

(5) The order shall provide that terms of appointment to the Committee shall be 1 year, and that no person may serve on the Committee for more than 6 consecutive terms. Committee members shall serve without compensation, but shall be reimbursed for their reasonable expenses incurred in performing their duties as members of the Committee. The Committee may utilize the resources, staffs, and facilities of the Board and industry organizations. An employee of an industry organization may not receive compensation for work performed for the Committee, but shall be reimbursed from assessments collected by the Board for reasonable expenses incurred in performing such work.

(6) The order shall provide that, to ensure coordination and efficient use of funds, the Committee shall enter into contracts or agreements for implementing and carrying out the activities authorized by this part with established national nonprofit industry-governed organizations to implement programs of research, promotion, and information. In any fiscal year, the total assessments available for spending for this program (including administrative expenses under paragraph (4)(D)) shall not exceed 50 percent of the projected total assessments for that year. Any such contract or agreement shall provide that—

(A) the person entering the contract or agreement shall develop and submit to the Committee a plan or project together with a budget or budgets that shows estimated costs to be incurred for the plan or project;

(B) the plan or project shall become effective on the approval of the Secretary; and

(C) the person entering the contract or agreement shall keep accurate records of all of its transactions, account for funds received and expended, and make periodic reports to the Committee of activities conducted, and such other reports as the Secretary, the Board, or the Committee may require.

(7) The order shall require the Board and the Committee to—

(A) maintain such books and records, which shall be available to the Secretary for inspection and audit, as the Secretary may prescribe;

(B) prepare and submit to the Secretary, from time to time, such reports as the Secretary may prescribe; and

(C) account for the receipt and disbursement of all funds entrusted to them.

(8)(A) The order shall provide that each manufacturer of a solar energy product shall collect an assessment and pay the assessment to the Board.

(B) The order also shall provide that each importer of solar energy products shall pay an assessment, in the manner prescribed by the order, to the Board.

(C) The assessments shall be used for payment of the costs of plans and projects, as provided for in paragraph (4), and expenses in administering the order, including more administrative costs incurred by the Secretary after the order has been promulgated under this part, and to establish a reasonable reserve. The rate of assessment prescribed by the order shall be determined by the Secretary in consultation with the Solar Energy Industry Association.

(9) The order shall provide that the Board, with the approval of the Secretary, may invest, pending disbursement, funds collected through assessments only in obligations of the United States or any agency thereof, in any interest-bearing account or certificate of deposit of a bank that is a member of the Federal Reserve System, or in obligations fully guaranteed as to principal and interest by the United States.

(10) The order shall prohibit any funds collected by the Board under the order from being used in any manner for the purpose of influencing governmental action or policy, with the exception of recommending amendments to the order.

(11)(A) The order shall require that each manufacturer or importer making payment to the Board maintain and make available for inspection such books and records as may be required by the order and file reports at the time, in the manner, and having the content prescribed by the order. Such information shall be made available to the Secretary as is appropriate to the administration or enforcement of this part. All information so obtained shall be kept confidential by all officers and employees of the Department, and only such information so obtained as the Secretary deems relevant may be disclosed by them and then only in a suit or administrative hearing brought at the request of the Secretary, or to which the Secretary or any officer of the United States is a party, and involving the order. Nothing in this paragraph may be deemed to prohibit—

(i) the issuance of general statements, based on the reports, of the number of entities subject to the order or statistical data collected therefrom, which statements do not identify the information furnished by an person; or

(ii) the publication, by direction of the Secretary, of the name of any person violating the order, together with a statement of the particular provisions of the order violated by the person.

(B) No information obtained under the authority of this part may be made available to any agency or officer of the United States for any purpose other than the implementa-

tion of this part and any investigatory or enforcement act necessary for the implementation of this part. Any person violating the provisions of this paragraph shall be subject to a fine of not more than \$1,000, or to imprisonment for not more than one year, or both, and if an officer or employee of the Board or the Department, shall be removed from office.

(12) The order shall contain terms and conditions, not inconsistent with the provisions of this part, as necessary to effectuate the provisions of the order.

#### SEC. 4313. CERTIFICATION OF ORGANIZATIONS TO NOMINATE.

(a) ELIGIBILITY.—The eligibility of any national, regional, or State organization to represent manufacturers and to participate in the making of nominations under section 4312(b) shall be certified by the Secretary. The Secretary shall certify any organization that the Secretary determines meets the eligibility criteria established under subsection (b), and such determination as to eligibility shall be final.

(b) CRITERIA.—An organization may be certified as described in subsection (a) if such organization meets all of the following eligibility criteria:

(1) The organization represents a majority of manufacturers of solar energy products in the Nation.

(2) The organization has a history of stability and permanency.

(3) A primary purpose of the organization is to promote the economic welfare of the solar energy products industry.

(c) BASIS FOR CERTIFICATION.—Certification of an organization shall be based upon a factual report submitted by the organization.

#### SEC. 4314. REFERENDUM.

(a) INITIAL REFERENDUM.—For the purpose of determining whether the initial order shall be continued, not later than 48 months after the issuance of the order (or any earlier date recommended by the Board), the Secretary shall conduct a referendum among persons who have been manufacturers or importers of solar energy products during a representative period, as determined by the Secretary. The order shall be continued only if the Secretary determines that it has been approved by not less than a majority of the manufacturers voting in the referendum who, during a representative period as determined by the Secretary, have been engaged in the manufacturing of solar energy products. If continuation of the order is not approved by a majority voting in the referendum, the Secretary shall terminate the collection of assessments under the order within 6 months after the Secretary determines that continuation of the order is not favored by a majority voting in the referendum, and shall terminate the order in an orderly manner as soon as practicable after such determination.

(b) SUBSEQUENT REFERENDA.—After the initial referendum, the Secretary may conduct a referendum on the request of a representative group comprising 25 percent or more of the number of manufacturers of solar energy products to determine whether manufacturers favor the termination or suspension of the order. The Secretary shall suspend or terminate collection of assessments under the order within 6 months after the Secretary determines that suspension or termination of the order is favored by a majority of the manufacturers voting in the referendum who, during a representative period as determined by the Secretary, have been engaged in the manufacture of solar energy products, and shall terminate or suspend the order in an orderly manner as soon as practicable after such determination.

(c) PROCEDURES.—The Department shall be reimbursed from assessments collected by

the Board for any expenses incurred by the Department in connection with conducting any referendum under this section, except for the salaries of Government employees. Any referendum conducted under this section shall be conducted on a date established by the Secretary, whereby manufacturers shall certify that they were engaged in the production of solar energy products during the representative period and, on the same day, shall be provided an opportunity to vote in the referendum.

#### SEC. 4315. REFUNDS.

(a) IN GENERAL.—During the period prior to the approval of the continuation of an order pursuant to the referendum required under section 4314(a), subject to subsection (f) of this section, the Board shall—

(1) establish an escrow account to be used for assessment refunds;

(2) place funds in such account in accordance with subsection (b); and

(3) refund assessments to persons in accordance with this section.

(b) AMOUNTS PLACED IN ACCOUNT.—Subject to subsection (f), the Board shall place in such account, from assessments collected under section 4312 during the period referred to in subsection (a), an amount equal to the product obtained by multiplying the total amount of assessments collected under section 4312 during such period by 15 percent.

(c) FULL REFUND ELECTION.—Subject to subsections (d), (e), and (f) and notwithstanding any other provision of this part, any manufacturer or importer shall have the right to demand and receive from the Board a one-time refund of all assessments collected under section 4312 from such manufacturer or importer during the period referred to in subsection (a) if such manufacturer or importer—

(1) is responsible for paying such assessment; and

(2) does not support the program established under this part.

(d) PROCEDURE.—Such demand shall be made in accordance with regulations, on a form, and within a time period prescribed by the Board.

(e) PROOF.—Such refund shall be made on submission of proof satisfactory to the Board that the manufacturer or importer—

(1) paid the assessment for which refund is sought; and

(2) did not collect such assessment from another manufacturer or importer.

(f) DISTRIBUTION.—If the amount in the escrow account required to be established by subsection (a) is not sufficient to refund the total amount of assessments demanded by all eligible persons under this section, and the continuation of an order is approved pursuant to the referendum required under section 4314(b), the Board shall—

(1) continue to place in such account, from assessments collected under section 4312, the amount required under subsection (b), until such time as the Board is able to comply with paragraph (2); and

(2) provide to all eligible persons the total amount of assessments demanded by all eligible persons under this section.

If the continuation of an order is not approved pursuant to the referendum required under section 4314(b), the Board shall prorate the amount of such refunds among all eligible persons who demand such refund.

#### SEC. 4316. ENFORCEMENT.

(a) IN GENERAL.—If the Secretary believes that the administration and enforcement of this part or an order would be adequately served by such procedure, following an opportunity for an administrative hearing on the record, the Secretary may—

(1) issue an order to restrain or prevent a person from violating an order; and

(2) assess a civil penalty of not more than \$25,000 for violation of such order.

(b) JURISDICTION.—The district courts of the United States are vested with jurisdiction specifically to enforce, and to prevent and restrain a person from violating, an order or regulation made or issued under this part.

(c) ATTORNEY GENERAL.—A civil action authorized to be brought under this section shall be referred to the Attorney General for appropriate action.

#### SEC. 4317. INVESTIGATIONS.

The Secretary may make such investigations as the Secretary deems necessary for the effective administration of this part or to determine whether any person subject to this part has engaged or is about to engage in any act that constitutes or will constitute a violation of this part, the order, or any rule or regulation issued under this part.

#### SEC. 4318. ADMINISTRATIVE PROVISION.

The provisions of this part applicable to the order shall be applicable to amendments to the order.

Amend the table of contents accordingly.

Page 436, before line 8, insert the following (and conform the table of contents of the bill accordingly):

#### SEC. \_\_\_\_ . CAPITAL COST OF CONTRACTING VANPOOL PILOT PROGRAM.

(a) ESTABLISHMENT.—The Secretary of Transportation shall establish and implement a pilot program to carry out vanpool demonstration projects in not more than 3 urbanized areas and not more than 2 other than urbanized areas.

(b) PILOT PROGRAM.—

(1) IN GENERAL.—Notwithstanding section 5323(i) of title 49, United States Code, for each project selected for participation in the pilot program, the Secretary shall allow the non-Federal share provided by a recipient of assistance for a capital project under chapter 53 of such title to include the amounts described in paragraph (2).

(2) CONDITIONS ON ACQUISITION OF VANS.—The amount expended by a private provider of public transportation by vanpool for the acquisition of vans to be used by such private provider in the recipient's service area, excluding any amounts the provider may have received in Federal, State, or local government assistance for such acquisition, if the private provider enters into a legally binding agreement with the recipient that requires the private provider to use all revenues it receives in providing public transportation in such service area, in excess of its operating costs, for the purpose of acquiring vans to be used by the private provider in such service area.

(c) PROGRAM TERM.—The Secretary may approve an application for a vanpool demonstration project for fiscal years 2008 through 2009.

(d) REPORT TO CONGRESS.—Not later than 1 year after the date of enactment of this Act, the Secretary shall transmit to the Committee on Transportation and Infrastructure of the House of Representatives and the Committee on Banking, Housing, and Urban Affairs of the Senate, a report containing an assessment of the costs, benefits, and efficiencies of the vanpool demonstration projects.

In section 8101(c)(1) of the bill—

(1) strike “and” before “to alleviate”; and

(2) insert before the period at the end “, and to examine the potential fuel savings from intelligent transportation systems that help businesses and consumers to plan their travel and avoid delays, including web-based real-time transit information systems, congestion information systems, carpool information systems, parking information systems, freight route management, and traffic management systems”.

At the end of subtitle A of title II of the bill, insert the following:

#### SEC. 2104. REPORT ON PROGRESS MADE IN PROMOTING TRANSPARENCY IN EXTRACTIVE INDUSTRIES RESOURCE PAYMENTS.

(a) PURPOSE.—The purpose of this section is to—

(1) ensure greater United States energy security by combating corruption in the governments of foreign countries that receive revenues from the sale of their natural resources, and

(2) enhance the development of democracy and increase political and economic stability in such resource-rich foreign countries.

(b) FINDINGS.—Congress makes the following findings:

(1) The United States is the world's largest consumer of oil. The United States accounts for 25 percent of global daily oil demand—despite having less than 3 percent of the world's proven reserves.

(2) 6 of the top 10 suppliers of United States crude oil imports rank in the bottom third of the world's most corrupt countries, according to Transparency International.

(3) Corrupt and non-transparent foreign governments have a much higher risk of instability and violent unrest, often leading to disruptions of energy supplies. In addition, the citizens of such countries often remain impoverished despite significant resource wealth.

(4) Oil is a fungible commodity. Therefore supply disruptions due to political instability in other parts of the world affect United States domestic price and supply regardless of the source of supply.

(5) Transparency in extractive revenue transactions is important to decreasing corruption and increasing energy security.

(6) The Extractive Industries Transparency Initiative (EITI) serves to improve investment climates through the audited disclosure of revenue payments.

(c) STATEMENT OF POLICY.—It is the policy of the United States—

(1) to increase energy security by decreasing energy reliance on corrupt foreign governments;

(2) to promote global energy security through promotion of programs such as EITI that seek to instill transparency and accountability into extractive industries resource payments.

(d) SENSE OF CONGRESS.—It is the sense of Congress that the United States should further global energy security and promote democratic development in resource-rich foreign countries by—

(1) encouraging further participation in the Extractive Industries Transparency Initiative (EITI) by eligible countries and companies;

(2) promoting the efficacy of the EITI program by ensuring a robust and candid review mechanism;

(3) establishing a domestic reporting requirement for all companies that purchase natural resources from or make payments to government officials or entities connected with the extraction of such resources so that citizens can monitor expenditures by government officials to ensure accountability for illicit diversion and wasteful use of revenues received; and

(4) seeking to establish an international reporting requirement similar to the reporting requirement described in paragraph (3) in order to ensure that all international companies and foreign countries are competing and cooperating on a level playing field.

(e) REPORT.—

(1) REPORT REQUIRED.—Not later than 180 days after the date of the enactment of this Act, and annually thereafter, the Secretary of State shall submit to Congress a report on progress made in promoting transparency in extractive industries resource payments.

(2) MATTERS TO BE INCLUDED.—The report required by paragraph (1) shall include a detailed description of United States participation in the Extractive Industries Transparency Initiative (EITI), bilateral and multilateral diplomatic efforts to further participation in the EITI, and other United States initiatives to strengthen energy security, deter energy kleptocracy, and promote transparency in the extractive industries.

At the end of subtitle B of title II of the bill, insert the following:

**SEC. 2209. REPORT ON IMPACT OF GLOBAL CLIMATE CHANGE ON DEVELOPING COUNTRIES.**

(a) REPORT REQUIRED.—Not later than 180 days after the date of the enactment of this Act, the Secretary of State, in consultation with the Administrator of the United States Agency for International Development, the Administrator of the Environmental Protection Agency, and the heads of other appropriate Federal departments and agencies, shall submit to the appropriate congressional committees a report on the impact of global climate change on developing countries.

(b) MATTERS TO BE INCLUDED.—The report required by subsection (a) shall include—

(1) an assessment of the current and anticipated needs of developing countries in adapting to the impact of global climate change; and

(2) a strategy to address the current and anticipated needs of developing countries in adapting to the impact of global climate change, including the provision of United States assistance to developing countries, and an identification of existing funding sources and a description of new funding sources that will be required specifically for such purposes.

At the end of title VI, add the following new subtitle:

**Subtitle C—Telework Enhancement**

**SEC. 6301. SHORT TITLE.**

This subtitle may be cited as the “Telework Enhancement Act of 2007”.

**SEC. 6302. FEDERAL GOVERNMENT TELEWORK REQUIREMENT.**

(a) IN GENERAL.—

(1) ELIGIBILITY.—Within 1 year after the date of enactment of this Act, the head of each Executive agency shall establish a policy under which each employee of the agency, except as provided in subsection (b), shall be eligible to participate in telework.

(2) PARTICIPATION POLICY.—The policy shall ensure that eligible employees participate in telework to the maximum extent possible without diminishing employee performance or agency operations.

(b) INELIGIBLE EMPLOYEES.—Subsection (a)(1) does not apply to executive agency employees whose duties require the daily handling of national security or intelligence materials or daily on-site physical presence for activity such as necessary contact with special equipment or other activity that cannot be handled remotely or at an alternate work-site.

**SEC. 6303. TRAINING AND MONITORING.**

The head of each executive agency shall ensure that—

(1) telework training is incorporated in the agency’s new employee orientation procedures;

(2) telework training is provided to managers and all new teleworkers; and

(3) periodic employee reviews are conducted for all employees to ascertain whether telework is appropriate for the employee’s job description and the extent to which it is being utilized by the employee.

**SEC. 6304. TELEWORK MANAGING EMPLOYEE.**

(a) IN GENERAL.—The head of each executive agency shall appoint a full time senior

level employee of the agency as the Telework Managing Officer. The Telework Managing Office shall be established within the office of the chief administrative officer or a comparable office with similar functions.

(b) DUTIES.—The Telework Managing Officer shall—

(1) serve as liaison between employees engaged in teleworking and their employing entity;

(2) ensure that the organization’s telework policy is communicated effectively to employees;

(3) encourage all eligible employees to engage in telework to the maximum practicable extent consistent with meeting performance requirements and maintaining operations;

(4) assist the head of the agency in the development and maintenance of agencywide telework policies;

(5) provide assistance and advice in labor-management interactions regarding telework;

(6) educate administrative units on telework policies, programs, and training courses;

(7) provide written notification to each employee of specific telework programs and the employee’s eligibility for those programs;

(8) focus on expanding and monitoring agency telework programs;

(9) recommend and oversee telework-specific pilot programs for employees and managers, including tracking performance and monitoring activities;

(10) develop and administer a telework performance reporting system;

(11) promote and monitor agency and other resources necessary for effective teleworking;

(12) develop telework promotion and incentive programs; and

(13) assist the head of the agency in designating employees to telework to continue agency operations in the event of a major disaster (as defined in section 102 of the Robert T. Stafford Disaster Relief and Emergency Assistance Act (42 U.S.C. 5122)).

(c) REPORT.—The Telework Managing Officer shall submit a report to the head of the employing agency and the Comptroller General at least once every 12 months that includes a statement of the applicable telework policy, a description of measures in place to carry out the policy, and an analysis of the participation by employees of the entity in teleworking during the preceding 12-month period.

**SEC. 6305. ANNUAL TELEWORK AGENCY RATING.**

(a) IN GENERAL.—The Comptroller General shall establish a system for evaluating—

(1) the telework policy of each executive agency; and

(2) on an annual basis the participation in teleworking by their employees.

(b) REPORT.—The Comptroller General shall publish a report each year rating—

(1) the telework policy of each entity to which this subtitle applies;

(2) the degree of participation by employees of each such entity in teleworking during the 12-month period covered by the report;

(3) for each executive agency—

(A) the number of employees in the agency;

(B) the number of those employees who are eligible to telework;

(C) the number of employees who engage on a regular basis in teleworking; and

(D) the number of employees who engage on an occasional or sporadic basis (at least one day per month) in teleworking; and

(4) for each executive agency, an assessment of agency compliance with this subtitle.

**SEC. 6306. DEFINITIONS.**

In this subtitle:

(1) EMPLOYEE.—The term “employee” has the meaning given that term by section 8101(1) of title 5, United States Code.

(2) EXECUTIVE AGENCY.—The term “executive agency” has the meaning given that term by section 105 of title 5, United States Code.

(3) TELEWORK.—The term “telework” means a work arrangement in which an employee regularly performs officially assigned duties at home or other worksites geographically convenient to the residence of the employee that—

(A) reduces or eliminates the employee’s commute between his or her residence and his or her place of employment; and

(B) occurs at least 2 business days per week in at least 48 weeks in a year.

In title IX, after subtitle F, insert the following new subtitle and make the necessary conforming changes in the table of contents:

**Subtitle G—Federal Renewable Portfolio Standard**

**SEC. 9600. FEDERAL RENEWABLE PORTFOLIO STANDARD.**

(a) IN GENERAL.—Title VI of the Public Utility Regulatory Policies Act of 1978 is amended by adding at the end the following: “**SEC. 610. FEDERAL RENEWABLE PORTFOLIO STANDARD.**

“(a) DEFINITIONS.—For purposes of this section:

“(1) BIOMASS.—

“(A) IN GENERAL.—The term ‘biomass’ means—

“(i) cellulosic (plant fiber) organic materials from a plant that is planted for the purpose of being used to produce energy; or

“(ii) nonhazardous, plant or algal matter that is derived from any of the following:

“(I) An agricultural crop, crop byproduct or residue resource.

“(II) Waste such as landscape or right-of-way trimmings (but not including municipal solid waste, recyclable postconsumer waste paper, painted, treated, or pressurized wood, wood contaminated with plastic or metals).

“(III) Gasified animal waste.

“(IV) Landfill methane.

“(B) NATIONAL FOREST LANDS AND CERTAIN OTHER PUBLIC LANDS.—With respect to organic material removed from National Forest System lands or from public lands administered by the Secretary of the Interior, the term ‘biomass’ covers only organic material from (i) ecological forest restoration; (ii) pre-commercial thinnings; (iii) brush; (iv) mill residues; and (v) slash.

“(C) EXCLUSION OF CERTAIN FEDERAL LANDS.—Notwithstanding subparagraph (B), material or matter that would otherwise qualify as biomass are not included in the term biomass if they are located on the following Federal lands:

“(i) Federal land containing old growth forest or late successional forest unless the Secretary of the Interior or the Secretary of Agriculture determines that the removal of organic material from such land is appropriate for the applicable forest type and maximizes the retention of late-successional and large and old growth trees, late-successional and old growth forest structure, and late-successional and old growth forest composition.

“(ii) Federal land on which the removal of vegetation is prohibited, including components of the National Wilderness Preservation System.

“(iii) Wilderness Study Areas.

“(iv) Inventoried roadless areas.

“(v) Components of the National Landscape Conservation System.

“(vi) National Monuments.

“(2) ELIGIBLE FACILITY.—The term ‘eligible facility’ means—

“(A) a facility for the generation of electric energy from a renewable energy resource

that is placed in service on or after January 1, 2001; or

“(B) a repowering or cofiring increment.

“(3) EXISTING FACILITY.—The term ‘existing facility’ means a facility for the generation of electric energy from a renewable energy resource that is not an eligible facility.

“(4) INCREMENTAL HYDROPOWER.—The term ‘incremental hydropower’ means additional generation that is achieved from increased efficiency or additions of capacity made on or after January 1, 2001, or the effective date of an existing applicable State renewable portfolio standard program at a hydroelectric facility that was placed in service before that date.

“(5) INDIAN LAND.—The term ‘Indian land’ means—

“(A) any land within the limits of any Indian reservation, pueblo, or rancharia;

“(B) any land not within the limits of any Indian reservation, pueblo, or rancharia title to which was on the date of enactment of this paragraph either held by the United States for the benefit of any Indian tribe or individual or held by any Indian tribe or individual subject to restriction by the United States against alienation;

“(C) any dependent Indian community; or

“(D) any land conveyed to any Alaska Native corporation under the Alaska Native Claims Settlement Act.

“(6) INDIAN TRIBE.—The term ‘Indian tribe’ means any Indian tribe, band, nation, or other organized group or community, including any Alaskan Native village or regional or village corporation as defined in or established pursuant to the Alaska Native Claims Settlement Act (43 U.S.C. 1601 et seq.), which is recognized as eligible for the special programs and services provided by the United States to Indians because of their status as Indians.

“(7) RENEWABLE ENERGY.—The term ‘renewable energy’ means electric energy generated by a renewable energy resource.

“(8) RENEWABLE ENERGY RESOURCE.—The term ‘renewable energy resource’ means solar (including solar water heating), wind, ocean, tidal, geothermal energy, biomass, landfill gas, or incremental hydropower.

“(9) REPOWERING OR COFIRING INCREMENT.—The term ‘repowering or cofiring increment’ means—

“(A) the additional generation from a modification that is placed in service on or after January 1, 2001, to expand electricity production at a facility used to generate electric energy from a renewable energy resource or to cofire biomass that was placed in service before the date of enactment of this section; or

“(B) the additional generation above the average generation in the 3 years preceding the date of enactment of this section at a facility used to generate electric energy from a renewable energy resource or to cofire biomass that was placed in service before the date of enactment of this section.

“(10) RETAIL ELECTRIC SUPPLIER.—The term ‘retail electric supplier’ means a person that sells electric energy to electric consumers (other than consumers in Hawaii) that sold not less than 1,000,000 megawatt-hours of electric energy to electric consumers for purposes other than resale during the preceding calendar year; except that such term does not include the United States, a State or any political subdivision of a State, or any agency, authority, or instrumentality of any one or more of the foregoing, or a rural electric cooperative.

“(11) RETAIL ELECTRIC SUPPLIER’S BASE AMOUNT.—The term ‘retail electric supplier’s base amount’ means the total amount of electric energy sold by the retail electric supplier, expressed in terms of kilowatt hours, to electric customers for purposes other than resale during the most recent cal-

endar year for which information is available, excluding—

“(A) electric energy that is not incremental hydropower generated by a hydroelectric facility; and

“(B) electricity generated through the incineration of municipal solid waste.

“(b) COMPLIANCE.—For each calendar year beginning in calendar year 2010, each retail electric supplier shall meet the requirements of subsection (c) by submitting to the Secretary, not later than April 1 of the following calendar year, one or more of the following:

“(1) Federal renewable energy credits issued under subsection (e).

“(2) Federal energy efficiency credits issued under subsection (i), except that Federal energy efficiency credits may not be used to meet more than 27 percent of the requirements of subsection (c) in any calendar year.

“(3) Certification of the renewable energy generated and electricity savings pursuant to the funds associated with State compliance payments as specified in subsection (e)(3)(G).

“(4) Alternative compliance payments pursuant to subsection (j).

“(c) REQUIRED ANNUAL PERCENTAGE.—For calendar years 2010 through 2039, the required annual percentage of the retail electric supplier’s base amount that shall be generated from renewable energy resources, or otherwise credited towards such percentage requirement pursuant to subsection (d), shall be the percentage specified in the following table:

Calendar Years	Required annual percentage
2010 .....	2.75
2011 .....	2.75
2012 .....	3.75
2013 .....	4.5
2014 .....	5.5
2015 .....	6.5
2016 .....	7.5
2017 .....	8.25
2018 .....	10.25
2019 .....	12.25
2020 and thereafter through 2039 .....	15

“(d) RENEWABLE ENERGY AND ENERGY EFFICIENCY CREDITS.—(1) A retail electric supplier may satisfy the requirements of subsection (b)(1) through the submission of Federal renewable energy credits—

“(A) issued to the retail electric supplier under subsection (e);

“(B) obtained by purchase or exchange under subsection (f) or (g); or

“(C) borrowed under subsection (h).

“(2) A retail electric supplier may satisfy the requirements of subsection (b)(2) through the submission of Federal energy efficiency credits issued to the retail electric supplier obtained by purchase or exchange pursuant to subsection (i).”

“(3) A Federal renewable energy credit may be counted toward compliance with subsection (b)(1) only once. A Federal energy efficiency credit may be counted toward compliance with subsection (b)(2) only once.

“(e) ISSUANCE OF CREDITS.—(1) The Secretary shall establish by rule, not later than 1 year after the date of enactment of this section, a program to verify and issue Federal renewable energy credits to generators of renewable energy, track their sale, exchange and retirement and to enforce the requirements of this section. To the extent possible, in establishing such program, the Secretary shall rely upon existing and emerging State or regional tracking systems that issue and track non-Federal renewable energy credits.

“(2) An entity that generates electric energy through the use of a renewable energy

resource may apply to the Secretary for the issuance of renewable energy credits. The applicant must demonstrate that the electric energy will be transmitted onto the grid or, in the case of a generation offset, that the electric energy offset would have otherwise been consumed on site. The application shall indicate—

“(A) the type of renewable energy resource used to produce the electricity;

“(B) the location where the electric energy was produced; and

“(C) any other information the Secretary determines appropriate.

“(3)(A) Except as provided in subparagraphs (B), (C), and (D), the Secretary shall issue to a generator of electric energy one Federal renewable energy credit for each kilowatt hour of electric energy generated by the use of a renewable energy resource at an eligible facility.

“(B) For purpose of compliance with this section, Federal renewable energy credits for incremental hydropower shall be based, on the increase in average annual generation resulting from the efficiency improvements or capacity additions. The incremental generation shall be calculated using the same water flow information used to determine a historic average annual generation baseline for the hydroelectric facility and certified by the Secretary or the Federal Energy Regulatory Commission. The calculation of the Federal renewable energy credits for incremental hydropower shall not be based on any operational changes at the hydroelectric facility not directly associated with the efficiency improvements or capacity additions.

“(C) The Secretary shall issue 2 renewable energy credits for each kilowatt hour of electric energy generated and supplied to the grid in that calendar year through the use of a renewable energy resource at an eligible facility located on Indian land. For purposes of this paragraph, renewable energy generated by biomass cofired with other fuels is eligible for two credits only if the biomass was grown on such land.

“(D) For electric energy generated by a renewable energy resource at an on-site eligible facility and used to offset part or all of the customer’s requirements for electric energy, the Secretary shall issue 3 renewable energy credits to such customer for each kilowatt hour generated.

“(E) If both a renewable energy resource and a non-renewable energy resource are used to generate the electric energy, the Secretary shall issue the Federal renewable energy credits based on the proportion of the renewable energy resources used.

“(F) When a generator has sold electric energy generated through the use of a renewable energy resource to a retail electric supplier under a contract for power from an existing facility, and the contract has not determined ownership of the Federal renewable energy credits associated with such generation, the Secretary shall issue such Federal renewable energy credits to the retail electric supplier for the duration of the contract.

“(G) Payments made by a retail electricity supplier, directly or indirectly, to a State for compliance with a State renewable portfolio standard program, or for an alternative compliance mechanism, shall be valued for the purpose of subsection (b)(2) based on the amount of electric energy generation from renewable resources and electricity savings that results from those payments.

“(f) EXISTING FACILITIES.—The Secretary shall ensure that a retail electric supplier that acquires Federal renewable energy credits associated with the generation of renewable energy from an existing facility may use such credits for purpose of its compliance with subsection (b)(1). Such credits may not be sold or traded for the purpose of compliance by another retail electric supplier.



“(g) RENEWABLE ENERGY CREDIT TRADING.—A Federal renewable energy credit, may be sold, transferred or exchanged by the entity to whom issued or by any other entity who acquires the Federal renewable energy credit, except for those renewable energy credits from existing facilities. A Federal renewable energy credit for any year that is not submitted to satisfy the minimum renewable generation requirement of subsection (c) for that year may be carried forward for use pursuant to subsection (b)(1) within the next 3 years.

“(h) RENEWABLE ENERGY CREDIT BORROWING.—At any time before the end of calendar year 2012, a retail electric supplier that has reason to believe it will not be able to fully comply with subsection (b) may—

“(1) submit a plan to the Secretary demonstrating that the retail electric supplier will earn sufficient Federal renewable energy credits within the next 3 calendar years which, when taken into account, will enable the retail electric supplier to meet the requirements of subsection (b) for calendar year 2012 and the subsequent calendar years involved; and

“(2) upon the approval of the plan by the Secretary, apply Federal renewable energy credits that the plan demonstrates will be earned within the next 3 calendar years to meet the requirements of subsection (b) for each calendar year involved.

The retail electric supplier must repay all of the borrowed Federal renewable energy credits by submitting an equivalent number of Federal renewable energy credits, in addition to those otherwise required under subsection (b), by calendar year 2020 or any earlier deadlines specified in the approved plan. Failure to repay the borrowed Federal renewable energy credits shall subject the retail electric supplier to civil penalties under subsection (i) for violation of the requirements of subsection (b) for each calendar year involved.

“(i) ENERGY EFFICIENCY CREDITS.—

“(1) DEFINITIONS.—In this subsection—

“(A) CUSTOMER FACILITY SAVINGS.—The term ‘customer facility savings’ means a reduction in end-use electricity at a facility of an end-use consumer of electricity served by a retail electric supplier, as compared to—

“(i) consumption at the facility during a base year;

“(ii) in the case of new equipment (regardless of whether the new equipment replaces existing equipment at the end of the useful life of the existing equipment), consumption by the new equipment of average efficiency; or

“(iii) in the case of a new facility, consumption at a reference facility.

“(B) ELECTRICITY SAVINGS.—The term ‘electricity savings’ means—

“(i) customer facility savings of electricity consumption adjusted to reflect any associated increase in fuel consumption at the facility;

“(ii) reductions in distribution system losses of electricity achieved by a retail electricity distributor, as compared to losses attributable to new or replacement distribution system equipment of average efficiency (as defined by the Secretary by regulation);

“(iii) the output of new combined heat and power systems, to the extent provided under paragraph (5); and

“(iv) recycled energy savings.

“(C) QUALIFYING ELECTRICITY SAVINGS.—The term ‘qualifying electricity savings’ means electricity saving that meet the measurement and verification requirements of paragraph (4).

“(D) RECYCLED ENERGY SAVINGS.—The term ‘recycled energy savings’ means a reduction in electricity consumption that is attributable to electrical or mechanical power, or both, produced by modifying an industrial or

commercial system that was in operation before July 1, 2007, in order to recapture energy that would otherwise be wasted.

“(2) PETITION.—The Governor of a State may petition the Secretary to allow up to 25 percent of the requirements of a retail electric supplier under subsection (c) in the State to be met by submitting Federal energy efficiency credits issued pursuant to this subsection.

“(3) ISSUANCE OF CREDITS.—

“(A) The Secretary shall issue energy efficiency credits in States described in paragraph (2) in accordance with this subsection.

“(B) In accordance with regulations promulgated by the Secretary, the Secretary shall issue credits for—

“(i) qualified electricity savings achieved by a retail electric supplier in a calendar year; and

“(ii) qualified electricity savings achieved by other entities (including State agencies) if—

“(I) the measures used to achieve the qualifying electricity savings were installed or place in operation by the entity seeking the credit or the designated agent of the entity; and

“(II) no retail electric supplier paid a substantial portion of the cost of achieving the qualified electricity savings (unless the utility has waived any entitlement to the credit).

“(4) MEASUREMENT AND VERIFICATION OF ELECTRICITY SAVINGS.—Not later than June 30, 2009, the Secretary shall promulgate regulations regarding the measurement and verification of electricity savings under this subsection, including regulations covering—

“(A) procedures and standards for defining and measuring electricity savings that will be eligible to receive credits under paragraph (3), which shall—

“(i) specify the types of energy efficiency and energy conservation that will be eligible for the credits;

“(ii) require that energy consumption for customer facilities or portions of facilities in the applicable base and current years be adjusted, as appropriate, to account for changes in weather, level of production, and building area;

“(iii) account for the useful life of electricity savings measures;

“(iv) include specified electricity savings values for specific, commonly-used efficiency measures;

“(v) specify the extent to which electricity savings attributable to measures carried out before the date of enactment of this section are eligible to receive credits under this subsection; and

“(vi) exclude electricity savings that (I) are not properly attributable to measures carried out by the entity seeking the credit; or (II) have already been credited under this section to another entity;

“(B) procedures and standards for third-party verification of reported electricity savings; and

“(C) such requirements for information, reports, and access to facilities as may be necessary to carry out this subsection.

“(5) COMBINED HEAT AND POWER.—Under regulations promulgated by the Secretary, the increment of electricity output of a new combined heat and power system that is attributable to the higher efficiency of the combined system (as compared to the efficiency of separate production of the electric and thermal outputs), shall be considered electricity savings under this subsection.

“(6) STATE DELEGATION.—On application of the Governor of a State, the Secretary may delegate to the State the administration of this subsection in the State if the Secretary determines that the State is willing and able

to carry out the functions described in this subsection.”

“(j) ENFORCEMENT.—A retail electric supplier that does not comply with subsection (b) shall be liable for the payment of a civil penalty. That penalty shall be calculated on the basis of the number of kilowatt-hours represented by the retail electric supplier’s failure to comply with subsection (b), multiplied by the lesser of 4.5 cents (adjusted for inflation for such calendar year, based on the Gross Domestic Product Implicit Price Deflator) or 300 percent of the average market value of Federal renewable energy credits and energy efficiency credits for the compliance period. Any such penalty shall be due and payable without demand to the Secretary as provided in the regulations issued under subsection (e).

“(k) ALTERNATIVE COMPLIANCE PAYMENTS.—The Secretary shall accept payment equal to 200 percent of the average market value of Federal renewable energy credits and Federal energy efficiency credits for the applicable compliance period or 3.0 cents per kilowatt hour adjusted on January 1 of each year following calendar year 2006 based on the Gross Domestic Product Implicit Price Deflator, as a means of compliance under subsection (b)(4).

“(1) INFORMATION COLLECTION.—The Secretary may collect the information necessary to verify and audit—

“(1) the annual renewable energy generation of any retail electric supplier, Federal renewable energy credits submitted by a retail electric supplier pursuant to subsection (b)(1) and Federal energy efficiency credits;

“(2) annual electricity savings achieved pursuant to subsection (i);

“(3) the validity of Federal renewable energy credits submitted for compliance by a retail electric supplier to the Secretary; and

“(4) the quantity of electricity sales of all retail electric suppliers.

“(m) ENVIRONMENTAL SAVINGS CLAUSE.—Incremental hydropower shall be subject to all applicable environmental laws and licensing and regulatory requirements.

“(n) STATE PROGRAMS.—(1) Nothing in this section diminishes any authority of a State or political subdivision of a State to—

“(A) adopt or enforce any law or regulation respecting renewable energy or energy efficiency, including but not limited to programs that exceed the required amount of renewable energy or energy efficiency under this section, or

“(B) regulate the acquisition and disposition of Federal renewable energy credits and Federal energy efficiency credits by electric suppliers.

No law or regulation referred to in subparagraph (A) shall relieve any person of any requirement otherwise applicable under this section. The Secretary, in consultation with States having renewable energy programs and energy efficiency programs, shall preserve the integrity of such State programs, including programs that exceed the required amount of renewable energy and energy efficiency under this section, and shall facilitate coordination between the Federal program and State programs.

“(2) In the rule establishing the program under this section, the Secretary shall incorporate common elements of existing renewable energy and energy efficiency programs, including State programs, to ensure administrative ease, market transparency and effective enforcement. The Secretary shall work with the States to minimize administrative burdens and costs to retail electric suppliers.

“(o) RECOVERY OF COSTS.—An electric utility whose sales of electric energy are subject to rate regulation, including any utility whose rates are regulated by the Commission and any State regulated electric utility,

shall not be denied the opportunity to recover the full amount of the prudently incurred incremental cost of renewable energy and energy efficiency obtained to comply with the requirements of subsection (b). For purposes of this subsection, the definitions in section 3 of this Act shall apply to the terms electric utility, State regulated electric utility, State agency, Commission, and State regulatory authority.

(p) PROGRAM REVIEW.—The Secretary shall enter into a contract with the National Academy of Sciences to conduct a comprehensive evaluation of all aspects of the program established under this section, within 8 years of enactment of this section. The study shall include an evaluation of—

(1) the effectiveness of the program in increasing the market penetration and lowering the cost of the eligible renewable energy and energy efficiency technologies;

(2) the opportunities for any additional technologies and sources of renewable energy and energy efficiency emerging since enactment of this section;

(3) the impact on the regional diversity and reliability of supply sources, including the power quality benefits of distributed generation;

(4) the regional resource development relative to renewable potential and reasons for any under investment in renewable resources; and

(5) the net cost/benefit of the renewable portfolio standard to the national and State economies, including retail power costs, economic development benefits of investment, avoided costs related to environmental and congestion mitigation investments that would otherwise have been required, impact on natural gas demand and price, effectiveness of green marketing programs at reducing the cost of renewable resources. The Secretary shall transmit the results of the evaluation and any recommendations for modifications and improvements to the program to Congress not later than January 1, 2016.

(q) STATE RENEWABLE ENERGY AND ENERGY EFFICIENCY ACCOUNT PROGRAM.—(1) The Secretary shall establish, not later than December 31, 2009, a State renewable energy account program.

(2) All money collected by the Secretary from the alternative compliance payments under subsection (k) shall be deposited into the State renewable energy and energy efficiency account established pursuant to this subsection.

(3) Proceeds deposited in the State renewable energy and energy efficiency account shall be used by the Secretary, subject to annual appropriations, for a program to provide grants to the State agency responsible for administering a fund to promote renewable energy generation and energy efficiency for customers of the state, or an alternative agency designated by the state, or if no such agency exists, to the state agency developing State energy conservation plans under section 363 of the Energy Policy and Conservation Act (42 U.S.C. 6322) for the purposes of promoting renewable energy production and providing energy assistance and weatherization services to low-income consumers.

(4) The Secretary may issue guidelines and criteria for grants awarded under this subsection. At least 75 percent of the funds provided to each State shall be used for promoting renewable energy production and energy efficiency through grants, production incentives or other state-approved funding mechanisms. The funds shall be allocated to the States on the basis of retail electric sales subject to the Renewable Portfolio Standard under this section or through voluntary participation. State agencies receiving grants under this section shall maintain such records and evidence of compliance as the Secretary may require.”.

(b) TABLE OF CONTENTS.—The table of contents for such title is amended by adding the following new item at the end:

“Sec. 610. Federal renewable portfolio standard”.

(c) SUNSET.—Section 610 of such title and the item relating to such section 610 in the table of contents for such title are each repealed as of December 31, 2039.

In title IX, add at the end the following new subtitle:

**Subtitle G—Large and Small Scale Hydropower**

**SEC. 9601. SENSE OF CONGRESS.**

Congress recognizes and supports renewable energy. Specifically, the clean, consistent, pollution free large and small scale conventional hydropower energy.

Amend section 303(f)(1) of the Energy Policy Act of 1992, as proposed to be inserted by section 6201 of the bill, to read as follows:

“(1) PROHIBITION.—

“(A) IN GENERAL.—No Federal agency shall acquire a light duty motor vehicle or medium duty passenger vehicle that is not a low greenhouse gas emitting vehicle.

“(B) SPECIAL RULE FOR VEHICLES PROVIDED BY FUNDS CONTAINED IN MEMBERS’ REPRESENTATIONAL ALLOWANCE.—If any portion of a Members’ Representational Allowance is used to provide any individual with a vehicle described in paragraph (1), including providing an individual with a vehicle under a long-term lease, the House of Representatives shall be considered to have acquired the vehicle for purposes of paragraph (1).

“(C) DEFINITIONS.—In this paragraph—

“(i) the term ‘Federal agency’ includes any office of the legislative branch; and

“(ii) the term ‘Members’ Representational Allowance’ means the allowance described in section 101(a) of the House of Representatives Administrative Reform Technical Corrections Act (2 U.S.C. 57b(a)).”.

The bill, as amended, was ordered to be engrossed and read a third time, was read a third time by title.

Mr. BARTON of Texas, moved to recommit the bill to the committees of jurisdiction with instructions to report the bill back to the House forthwith with the following amendment:

Strike all after the enacting clause and insert the following:

**SECTION 1. SHORT TITLE.**

This Act may be cited as the “American Made Energy and Good Jobs Act”

**TITLE I—ENERGY AND COMMERCE**

**Subtitle A—Energy Efficiency**

**SEC. 1000. SHORT TITLE.**

This subtitle may be cited as the “Energy Efficiency Improvement Act of 2007”.

**PART 1—APPLIANCE EFFICIENCY**

**SEC. 1001. ENERGY STANDARDS FOR HOME APPLIANCES.**

(a) APPLIANCES.—The Energy Policy and Conservation Act is amended as follows:

(1) DEHUMIDIFIERS.—Section 325(cc)(2) (42 U.S.C. 6295(cc)(2)) is amended to read as follows:

“(2) Dehumidifiers manufactured on or after October 1, 2012, shall have an Energy Factor that meets or exceeds the following values:

	<b>Min- imum Energy Factor (liters/ KWh)</b>
“Product Capacity (pints/day):	
Up to 35.00 .....	1.35
35.01-45.00 .....	1.50
45.01-54.00 .....	1.60

**“Product Capacity (pints/day):**

54.01-75.00 .....	1.70
Greater than 75.00 .....	2.5”.

**Min-  
imum  
Energy  
Factor  
(liters/  
KWh)**

(2) RESIDENTIAL CLOTHESWASHERS AND RESIDENTIAL DISHWASHERS.—Section 325(g) (42 U.S.C. 6295(g)) is amended by adding at the end the following new paragraphs:

“(9) A top-loading or front-loading standard-size residential clotheswasher manufactured on or after January 1, 2011, shall have—

“(A) a Modified Energy Factor of at least 1.26; and

“(B) a water factor of not more than 9.5.

“(10) No later than December 31, 2011, the Secretary shall publish a final rule determining whether to amend the standards in effect for clotheswashers manufactured on or after January 1, 2015. Such rule shall contain such amendment, if any.

“(11) Dishwashers manufactured on or after January 1, 2010, shall—

“(A) for standard size dishwashers not exceed 355 kwh/year and 6.5 gallon per cycle; and

“(B) for compact size dishwashers not exceed 260 kwh/year and 4.5 gallons per cycle.

“(12) No later than January 1, 2015, the Secretary shall publish a final rule determining whether to amend the standards for dishwashers manufactured on or after January 1, 2018. Such rule shall contain such amendment, if any.”.

(3) ENERGY CONSERVATION STANDARD.—Section 321(6)(A) (42 U.S.C. 6291(6)(A)) is amended by striking “or, in the case of” and inserting “and, in the case of residential clotheswashers, residential dishwashers,”.

(4) REFRIGERATORS AND FREEZERS.—Section 325(b) (42 U.S.C. 6295(b)) is amended by adding at the end the following new paragraph:

“(4) Not later than December 31, 2010, the Secretary shall publish a final rule determining whether to amend the standards in effect for refrigerators, refrigerator-freezers, and freezers manufactured on or after January 1, 2014. Such rule shall contain such amendment, if any.”.

(b) ENERGY STAR.—Section 324A(d)(2) of the Energy Policy and Conservation Act (42 U.S.C. 6294a(d)(2)) is amended by striking “January 1, 2010” and inserting “July 1, 2009”.

**SEC. 1002. ELECTRIC MOTOR EFFICIENCY STANDARDS.**

(a) DEFINITIONS.—Section 340(13) of the Energy Policy and Conservation Act (42 U.S.C. 6311(13)) is amended—

(1) by redesignating subparagraphs (B) through (H) as subparagraphs (C) through (I), respectively; and

(2) by striking the text of subparagraph (A) and inserting the following: “The term ‘general purpose electric motor (subtype I)’ means any motor that meets the definition of ‘General Purpose’ as established in the final rule issued by the Department of Energy for ‘Energy Efficiency Program for Certain Commercial and Industrial Equipment: Test Procedures, Labeling, and Certification Requirements for Electric Motors’ (10 CFR 431), as in effect on the date of enactment of the Energy Efficiency Improvement Act of 2007.

“(B) The term ‘general purpose electric motor (subtype II)’ means motors incorporating the design elements of a general purpose electric motor (subtype I) that are configured as one of the following:

“(i) U-Frame Motors.

“(ii) Design C Motors.

“(iii) Close-coupled pump motors.

“(iv) Footless motors.  
 “(v) Vertical solid shaft normal thrust motor (as tested in a horizontal configuration).  
 “(vi) 8-pole motors (~900 rpm).  
 “(vii) All poly-phase motors with voltages up to 600 volts other than 230/460 volts.”  
 (b) STANDARDS.—Section 342(b)(1) of the Energy Policy and Conservation Act (42 U.S.C. 6313(b)(1)) is amended—  
 (1) by inserting “(A)” before “Except for definite”;  
 (2) by inserting “and through the end of the 36-month period beginning on the date of enactment of the Energy Efficiency Improvement Act of 2007” after “beginning on such date”; and  
 (3) by adding at the end the following:  
 “(B) Each general purpose electric motor (subtype I), except as provided in subparagraph (C), with a power rating of 1 horsepower or greater, but not greater than 200 horsepower, manufactured (alone or as a component of another piece of equipment) after the 36-month period beginning on the date of enactment of the Energy Efficiency

Improvement Act of 2007, shall have a nominal full load efficiency not less than as defined in NEMA MG-1 (2006) Table 12-12.  
 “(C) Each fire pump motor manufactured (alone or as a component of another piece of equipment) after the 36-month period beginning on the date of enactment of the Energy Efficiency Improvement Act of 2007, shall have nominal full load efficiency not less than as defined in NEMA MG-1 (2006) Table 12-11.  
 “(D) Each general purpose electric motor (subtype II) with a power rating of 1 horsepower or greater, but not greater than 200 horsepower, manufactured (alone or as a component of another piece of equipment) after the 36-month period beginning on the date of enactment of the Energy Efficiency Improvement Act of 2007, shall have a nominal full load efficiency not less than as defined in NEMA MG-1 (2006) Table 12-11.  
 “(E) Each NEMA Design B, general purpose electric motor with a power rating of more than 200 horsepower, but not greater than 500 horsepower, manufactured (alone or as a component of another piece of equipment)

after the 36-month period beginning on the date of enactment of the Energy Efficiency Improvement Act of 2007, shall have a nominal full load efficiency not less than as defined in NEMA MG-1 (2006) Table 12-11.”  
**SEC. 1003. RESIDENTIAL BOILERS.**  
 Section 325(f) of the Energy Policy and Conservation Act (42 U.S.C. 6925(f)) is amended—  
 (1) in the subsection heading, by inserting “AND BOILERS” after “FURNACES”;  
 (2) in paragraph (1), by striking “except that” and all that follows through “(B)” and inserting “except that”;  
 (3) by redesignating paragraph (3) as paragraph (4); and  
 (4) by inserting after paragraph (2) the following:

“(3) BOILERS.—  
 “(A) IN GENERAL.—Subject to subparagraph (B), boilers manufactured on or after September 1, 2012, shall meet the following requirements:

Boiler Type	Minimum Annual Fuel Utilization Efficiency	Design Requirements
Gas Hot Water	82%	No Constant Burning Pilot, Automatic Means for Adjusting Water Temperature
Gas Steam	80%	No Constant Burning Pilot
Oil Hot Water	84%	Automatic Means for Adjusting Temperature
Oil Steam	82%	None
Electric Hot Water	None	Automatic Means for Adjusting Temperature
Electric Steam	None	None

“(B) AUTOMATIC MEANS FOR ADJUSTING WATER TEMPERATURE.—  
 “(i) IN GENERAL.—The manufacturer shall equip each gas, oil and electric hot water boiler, except boilers equipped with tankless domestic water heating coils, with automatic means for adjusting the temperature of the water supplied by the boiler to ensure that an incremental change in inferred heat load produces a corresponding incremental change in the temperature of water supplied.  
 “(ii) SINGLE INPUT RATE.—For a boiler that fires at one input rate this requirement may be satisfied by providing an automatic means that allows the burner or heating element to fire only when such means has determined that the inferred heat load cannot be met by the residual heat of the water in the system.  
 “(iii) NO INFERRED HEAT LOAD.—When there is no inferred heat load with respect to a hot water boiler, the automatic means described in clause (i) and (ii) shall limit the temperature of the water in the boiler to not more than 140 degrees Fahrenheit.  
 “(iv) OPERATION.—A boiler described in clause (i) or (ii) shall be operable only when the automatic means described in clauses (i), (ii) and (iii) is installed.  
 “(C) EXCEPTION.—Boilers that are manufactured to operate without any need for electricity, any electric connection, any electric gauges, electric pumps, electric wires, or electric devices of any sort, shall not be required to meet the requirements of this section.”

**SEC. 1004. WALK-IN COOLERS AND WALK-IN FREEZERS.**

(a) DEFINITIONS.—Section 340 of the Energy Policy and Conservation Act (42 U.S.C. 6311) is amended—  
 (1) in paragraph (1)—  
 (A) by redesignating subparagraphs (G) through (K) as subparagraphs (H) through (L), respectively; and  
 (B) by inserting after subparagraph (F) the following:

“(G) Walk-in coolers and walk-in freezers.”;  
 (2) by redesignating paragraphs (20) and (21) as paragraphs (21) and (22), respectively; and  
 (3) by inserting after paragraph (19) the following:  
 “(20) The terms ‘walk-in cooler’ and ‘walk-in freezer’ mean an enclosed space refrigerated to temperatures, respectively, above and at or below 32 degrees Fahrenheit that can be walked into, and has a total chilled storage area of less than 3000 square feet. These terms exclude products designed and marketed exclusively for medical, scientific, or research purposes.”  
 (b) STANDARDS.—Section 342 of the Energy Policy and Conservation Act (42 U.S.C. 6313) is amended by adding at the end the following:  
 “(f) WALK-IN COOLERS AND WALK-IN FREEZERS.—(1) Each walk-in cooler or walk-in freezer manufactured on or after January 1, 2009, shall meet the following specifications:  
 “(A) Have automatic door closers that firmly close all reach-in doors. Have automatic door closers that firmly close all walk-in doors that have been closed to within one inch of full closure. This requirement does not apply to doors wider than 3 feet 9 inches or taller than 7 feet.  
 “(B) All walk-in freezers shall have strip doors, spring hinged doors, or other method of minimizing infiltration when doors are open.  
 “(C) Contain wall, ceiling, and door insulation of at least R-25 for coolers and R-32 for freezers. Door insulation requirements do not apply to glazed portions of doors, nor to structural members.  
 “(D) Contain floor insulation of at least R-28 for freezers.  
 “(E) For evaporator fan motors of under one horsepower and less than 460 volts, use either—  
 “(i) electronically commutated motors (brushless direct current motors); or  
 “(ii) three-phase motors.

The portion of the requirement for electronically commutated motors takes effect January 1, 2009, unless, prior to this date, the Secretary determines that such motors are only available from one manufacturer. The Secretary may also allow other types of motors if the Secretary determines that, on average, these other motors use no more energy in evaporator fan applications than electronically commutated motors. The Secretary shall establish this maximum energy consumption level no later than January 1, 2010.  
 “(F) For condenser fan motors of under one horsepower, use either—  
 “(i) electronically commutated motors;  
 “(ii) permanent split capacitor-type motors; or  
 “(iii) three-phase motors.  
 “(G) For all interior lights, use light sources with an efficacy of 40 lumens per watt or more, including ballast losses (if any). Light sources with an efficacy of 40 lumens per watt or less, including ballast losses (if any), may be used in conjunction with a timer or device that turns off the lights within 15 minutes of when the walk-in is not occupied.  
 “(2) Each walk-in cooler or walk-in freezer with transparent reach-in doors manufactured on or after January 1, 2009, shall also meet the following specifications:  
 “(A) Transparent reach-in doors and windows in walk-in doors for walk-in freezers shall be of triple-pane glass with either heat-reflective treated glass or gas fill.  
 “(B) Transparent reach-in doors for walk-in coolers and windows in walk-in doors shall be either—  
 “(i) double-pane glass with heat-reflective treated glass and gas fill; or  
 “(ii) triple pane glass with either heat-reflective treated glass or gas fill.  
 “(C) If the appliance has an antisweat heater without anti-sweat heat controls, then the appliance shall have a total door rail, glass, and frame heater power draw of no more than 7.1 watts per square foot of

door opening (freezers) and 3.0 watts per square foot of door opening (coolers).

“(D) If the appliance has an antisweat heater with antisweat heat controls, and the total door rail, glass, and frame heater power draw is more than 7.1 watts per square foot of door opening (freezers) and 3.0 watts per square foot of door opening (coolers), then the antisweat heat controls shall reduce the energy use of the antisweat heater in an amount corresponding to the relative humidity in the air outside the door or to the condensation on the inner glass pane.

“(3) Not later than January 1, 2012, the Secretary shall publish performance-based standards for walk-in coolers and walk-in freezers that achieve the maximum improvement in energy which the Secretary determines is technologically feasible and economically justified. Such standards shall apply to products manufactured three years after the final rule is published unless the Secretary determines, by rule, that three years is inadequate, in which case the Secretary may set an effective date for products manufactured no greater than five years after the date of publication of a final rule for these products.

“(4) Not later than January 1, 2020, the Secretary shall publish a final rule to determine if the standards established under paragraph (3) should be amended. The rule shall provide that such standards shall apply to products manufactured three years after the final rule is published unless the Secretary determines, by rule, that three years is inadequate, in which case the Secretary may set an effective date for products manufactured no greater than five years after the date of publication of a final rule for these products.”

(c) TEST PROCEDURES.—Section 343(a) of the Energy Policy and Conservation Act (42 U.S.C. 6314(a)) is amended by adding at the end the following:

“(9) For walk-in coolers and walk-in freezers:

“(A) R value is defined as 1/K factor multiplied by the thickness of the panel. K factor shall be based on ASTM test procedure C518-2004. For calculating R value for freezers, the K factor of the foam at 20F (average foam temperature) shall be used. For calculating R value for coolers the K factor of the foam at 55F (average foam temperature) shall be used.

“(B) Not later than January 1, 2010, the Secretary shall establish a test procedure to measure the energy-use of walk-in coolers and walk-in freezers. Such test procedure may be based on computer modeling, if the computer model or models have been verified using the results of laboratory tests on a significant sample of walk-in coolers and walk-in freezers.”

(d) LABELING.—Section 344(e) of the Energy Policy and Conservation Act (42 U.S.C. 6315(e)) is amended by inserting “walk-in coolers and walk-in freezers,” after “commercial clothes washers,” each place it appears.

(e) ADMINISTRATION, PENALTIES, ENFORCEMENT, AND PREEMPTION.—Section 345 of the Energy Policy and Conservation Act (42 U.S.C. 6316), is amended—

(1) by striking “subparagraphs (B), (C), (D), (E), and (F)” and inserting “subparagraphs (B), (C), (D), (E), (F), and (G)” each place it appears.

(2) adding at the end the following:

“(h)(1)(A)(i) Except as provided in clause (ii) and paragraphs (2) and (3), section 327 shall apply to walk-in coolers and walk-in freezers for which standards have been established under paragraphs (1) and (2) of section 342(f) to the same extent and in the same manner as the section applies under part A on the date of enactment of this subsection.

“(ii) Any State standard issued before the date of enactment of this subsection shall

not be preempted until the standards established under paragraphs (1) and (2) of section 342(f) take effect.

“(B) In applying section 327 to the equipment under subparagraph (A), paragraphs (1), (2), and (3) of subsection (a) shall apply.

“(2)(A) If the Secretary does not issue a final rule for a specific type of walk-in coolers and walk-in freezers within the time frame specified in 342(f)(3) or (4), subsections (b) and (c) of section 327 shall no longer apply to the specific type of walk-in coolers and walk-in freezers for the period beginning on the day after the scheduled date for a final rule and ending on the date on which the Secretary publishes a final rule covering the specific type of walk-in coolers and walk-in freezers.

“(B) Any State standard issued before the publication of the final rule shall not be preempted until the standards established in the final rule take effect.

“(3) Any standard issued in the State of California, before January 1, 2011, under Title 20 of the California Code of Regulations, which refers to walk-in coolers and walk-in freezers, for which standards have been established under paragraphs (1) and (2) of section 342(f), shall not be preempted until the standards established under paragraph (3) of section 342(f) take effect.”

**SEC. 1005. STUDY ON CREATING A REGIONAL STANDARDS PROGRAM FOR HEATING AND COOLING PRODUCTS.**

(a) STUDY REQUIRED.—The Secretary of Energy shall convene a study group including a representative from the Office of Management and Budget; a representative from the National Institute of Standards and Technology; representatives of nongovernmental advocacy organizations; representatives of product manufacturers, distributors, and installers; representatives of the gas and electric utility industries; and such other individuals as the Secretary may designate. The group shall evaluate the potential benefits and consequences of allowing the Secretary to prescribe regional standards for heating and cooling products.

(b) REPORT REQUIRED.—Not later than 12 months after the date of enactment of this Act, the Secretary shall submit a report regarding the findings of the study group to the Committee on Energy and Commerce in the House of Representatives and the Committee on Energy and Natural Resources of the Senate.

**SEC. 1006. PROCEDURE FOR PRESCRIBING NEW OR AMENDED STANDARDS.**

Section 325(p) of the Energy Policy and Conservation Act (42 U.S.C. 6925(p)) is amended—

(1) by striking paragraph (1); and  
(2) by redesignating paragraphs (2) through (4) as paragraphs (1) through (3), respectively.

**SEC. 1007. EXPEDITING APPLIANCE STANDARDS RULEMAKINGS.**

(a) DIRECT FINAL RULE.—Section 325(p) of the Energy Policy and Conservation Act (42 U.S.C. 6295(p)) is amended by adding a new paragraph (5) as follows:

“(5) If manufacturers of any type (or class) of covered products or covered equipment, States, and efficiency advocates, or persons determined by the Secretary to fully represent such parties, submit to the Secretary a joint recommendation of an energy or water conservation standard and the Secretary determines that the recommended standard complies with subsection (o) or section 342(a)(6)(B), as applicable, to that type (or class) of covered products or covered equipment to which the standard would apply, the Secretary may then issue a direct final rule including the standard recommended. If the Secretary determines that a direct final rule cannot be issued based on

such a submitted joint recommendation, the Secretary shall publish a determination with an explanation as to why the joint recommendation does not comply with this paragraph. For purposes of this paragraph, the term ‘direct final rule’ means a final rule published the same day with a parallel notice of proposed rulemaking that proposes a new or amended energy or water conservation standard that is identical to the standard set forth in the final rule. There shall be a 110-day period for public comment with respect to the direct final rule. Not later than 10 days after the expiration of such 110-day period, the Secretary shall publish a notice responding to comments received with respect to the direct final rule. The Secretary shall withdraw a direct final rule promulgated pursuant to this paragraph within 120 days after publication in the Federal Register if the Secretary receives, with respect to the direct final rule, one or more adverse public comments or any alternate joint recommendation and, based on the rulemaking record, the Secretary determines that such adverse comments or alternate joint recommendation may provide a reasonable basis for withdrawing the direct final rule under subsection (o), section 342(a)(6)(B), or any applicable law. In such a case, the Secretary shall then proceed with the parallel notice of proposed rulemaking, and shall identify in a notice published in the Federal Register the reasons for the withdrawal of the direct final rule. A direct final rule that is withdrawn in accordance with this paragraph shall not be considered final for purposes of subsection (o)(1) of this section. No person shall be found in violation of this part for noncompliance with a direct final rule that is withdrawn under this paragraph, if that person has complied with the applicable standard in effect under this part immediately prior to issuance of that direct final rule.”

(b) CONFORMING AMENDMENT.—Section 345(b)(1) of the Energy Policy and Conservation Act (42 U.S.C. 6316(b)(1)) is amended by inserting after “section” the first time it appears “325(p)(5), section”.

**SEC. 1008. CORRECTION OF LARGE AIR CONDITIONER RULE ISSUANCE CONSTRAINT.**

(a) DEFINITIONS.—Section 340 of the Energy Policy and Conservation Act (42 U.S.C. 6311) is amended by adding the following new paragraphs at the end:

“(22) The term ‘single package vertical air conditioner’ means air-cooled commercial package air conditioning and heating equipment; factory assembled as a single package having its major components arranged vertically, which is an encased combination of cooling and optional heating components, is intended for exterior mounting on, adjacent interior to, or through an outside wall; and is powered by a single- or three-phase current. It may contain separate indoor grille(s), outdoor louvers, various ventilation options, indoor free air discharge, ductwork, well plenum, or sleeve. Heating components may include electrical resistance, steam, hot water, or gas, but may not include reverse cycle refrigeration as a heating means.

“(23) The term ‘single package vertical heat pump’ means a single package vertical air conditioner that utilizes reverse cycle refrigeration as its primary heat source, that may include secondary supplemental heating by means of electrical resistance, steam, hot water, or gas.”

(b) STANDARDS.—Section 342(a) of the Energy Policy and Conservation Act (42 U.S.C. 6313(a)) is amended—

(1) in each of paragraphs (1) and (2), by inserting after “heating equipment” in the first sentence “, including single package vertical air conditioners and single package vertical heat pumps,”;

(2) in paragraph (1), by striking “but before January 1, 2010.”;

(3) in paragraph (6)(A)(i), by striking “January 1, 2010,” and inserting “October 24, 1992.”;

(4) in each of paragraphs (7), (8), and (9), by inserting after “heating equipment” in the first sentence “, excluding single package vertical air conditioners and single package vertical heat pumps.”;

(5) in paragraph (7)—

(A) by striking “manufactured on or after January 1, 2010.”;

(B) in each of subparagraphs (A), (B), and (C), by adding at the beginning “For equipment manufactured on or after January 1, 2010.”; and

(C) by adding at the end the following new subparagraphs:

“(D) For equipment manufactured on or after the later of January 1, 2008, or the date six months after enactment of this section, the minimum seasonal energy efficiency ratio of air-cooled three-phase electric central air conditioners and central air conditioning heat pumps less than 65,000 Btu per hour (cooling capacity), split systems, shall be 13.0.

“(E) For equipment manufactured on or after the later of January 1, 2008, or the date six months after enactment of this section, minimum seasonal energy efficiency ratio of air-cooled three-phase electric central air conditioners and central air conditioning heat pumps less than 65,000 Btu per hour (cooling capacity), single package, shall be 13.0.

“(F) For equipment manufactured on or after the later of January 1, 2008, or the date six months after enactment of this section, minimum heating seasonal performance factor of air-cooled three-phase electric central air conditioning heat pumps less than 65,000 Btu per hour (cooling capacity), split systems, shall be 7.7.

“(G) For equipment manufactured on or after the later of January 1, 2008, or the date six months after enactment of this section, the minimum heating seasonal performance factor of air-cooled three-phase electric central air conditioning heat pumps less than 65,000 Btu per hour (cooling capacity), single package, shall be 7.7.”; and

(6) by adding the following new paragraphs at the end:

“(10) Single package vertical air conditioners and single package vertical heat pumps manufactured on or after January 1, 2010, shall meet the following standards:

“(A) The minimum energy efficiency ratio of single package vertical air conditioners less than 65,000 Btu per hour (cooling capacity), single-phase, shall be 9.0.

“(B) The minimum energy efficiency ratio of single package vertical air conditioners less than 65,000 Btu per hour (cooling capacity), three-phase, shall be 9.0.

“(C) The minimum energy efficiency ratio of single package vertical air conditioners at or above 65,000 Btu per hour (cooling capacity) but less than 135,000 Btu per hour (cooling capacity), shall be 8.9.

“(D) The minimum energy efficiency ratio of single package vertical air conditioners at or above 135,000 Btu per hour (cooling capacity) but less than 240,000 Btu per hour (cooling capacity), shall be 8.6.

“(E) The minimum energy efficiency ratio of single package vertical heat pumps less than 65,000 Btu per hour (cooling capacity), single-phase, shall be 9.0; and the minimum coefficient of performance in the heating mode shall be 3.0.

“(F) The minimum energy efficiency ratio of single package vertical heat pumps less than 65,000 Btu per hour (cooling capacity), three-phase, shall be 9.0; and the minimum coefficient of performance in the heating mode shall be 3.0.

“(G) The minimum energy efficiency ratio of single package vertical heat pumps at or above 65,000 Btu per hour (cooling capacity) but less than 135,000 Btu per hour (cooling capacity), shall be 8.9; and the minimum coefficient of performance in the heating mode shall be 3.0.

“(H) The minimum energy efficiency ratio of single package vertical heat pumps at or above 135,000 Btu per hour (cooling capacity) but less than 240,000 Btu per hour (cooling capacity), shall be 8.6; and the minimum coefficient of performance in the heating mode shall be 2.9.

“(11) Not later than 36 months after the date of enactment of this paragraph, the Secretary shall review the most recently published ASHRAE/IES Standard 90.1 with respect to single package vertical air conditioners and single package vertical heat pumps according to the procedures established in paragraph (6).”.

**SEC. 1009. IMPROVING SCHEDULE FOR STANDARDS UPDATING AND CLARIFYING STATE AUTHORITY.**

(a) CONSUMER APPLIANCES.—Section 325(m) of the Energy Policy and Conservation Act (42 U.S.C. 6295(m)) is amended to read as follows:

“(m) FURTHER RULEMAKING.—(1) Not later than 6 years after issuance of any final rule establishing or amending a standard, as required for a product under this part, the Secretary shall publish either—

“(A) a notice of the Secretary’s determination that standards for that product do not need to be amended, based on the criteria in subsection (n)(2); or

“(B) a notice of proposed rulemaking including new proposed standards based on the criteria in subsection (o) and the procedures in subsection (p).

In either case, the Secretary shall also publish a notice stating that the Department’s analysis is publicly available, and provide opportunity for written comment.

“(2) Not later than 2 years after a notice is issued under paragraph (1)(B), the Secretary shall publish a final rule amending the standard for the product. Not later than 3 years after a determination under paragraph (1)(A), the Secretary shall make a new determination and publication under paragraph (1)(A) or (B).

“(3) An amendment prescribed under this subsection shall apply to products manufactured after a date which is 3 years after publication of the final rule establishing a standard, except that a manufacturer shall not be required to apply new standards to a product with respect to which other new standards have been required within the prior 6 years.

“(4) The Secretary shall promptly submit to the Committee on Energy and Commerce of the House of Representatives and the Committee on Energy and Natural Resources of the Senate—

“(A) a progress report every 180 days on compliance with this section, including a specific plan to remedy any failures to comply with deadlines for action set forth in this section; and

“(B) all required reports to the Court or to any party to the Consent Decree in State of New York v. Bodman, Consolidated Civil Actions No.05 Civ. 7807 and No.05 Civ. 7808.”.

(b) INDUSTRIAL EQUIPMENT.—Section 342(a)(6) of the Energy Policy and Conservation Act (42 U.S.C. 6313(a)(6)) is amended—

(1) by redesignating subparagraph (C) as subparagraph (D); and

(2) by amending the remainder of the paragraph to read as follows:

“(6)(A) If ASHRAE/IES Standard 90.1 is amended with respect to any small, large, or very large commercial package air conditioning and heating equipment, packaged terminal air conditioners, packaged terminal

heat pumps, warm-air furnaces, packaged boilers, storage water heaters, instantaneous water heaters, or unfired hot water storage tanks, the Secretary shall within 6 months publish in the Federal Register for public comment an analysis of the energy savings potential of the amended energy efficiency standards. The Secretary shall establish an amended uniform national standard for that product at the minimum level for each effective date specified in the amended ASHRAE/IES Standard 90.1 within 18 months of the ASHRAE amendment’s publication, unless the Secretary determines, by rule published in the Federal Register, and supported by clear and convincing evidence, that adoption of a uniform national standard more stringent than such amended ASHRAE/IES Standard 90.1 for such product would result in significant additional conservation of energy and is technologically feasible and economically justified.

“(B) If the Secretary issues a rule containing such a determination, the rule shall establish such amended standard, and shall be issued within 30 months of the ASHRAE amendment’s publication.

“(C)(i) Not later than 6 years after issuance of any final rule establishing or amending a standard, as required for a product under this part, the Secretary shall publish either—

“(I) a notice of the Secretary’s determination that standards for that product do not need to be amended, based on the criteria in subparagraph (A); or

“(II) a notice of proposed rulemaking including new proposed standards based on the criteria and procedures in subparagraph (B). In either case, the Secretary shall also publish a notice stating that the Department’s analysis is publicly available, and provide opportunity for written comment.

“(ii) Not later than 2 years after a notice is issued under clause (i)(II), the Secretary shall publish a final rule amending the standard for the product. Not later than 3 years after a determination under clause (i)(I), the Secretary shall make a new determination and publication under clause (i)(I) or (II).

“(iii) An amendment prescribed under this subparagraph shall apply to products manufactured after a date which is 3 years after publication of the final rule establishing a standard, except that a manufacturer shall not be required to apply new standards to a product with respect to which other new standards have been required within the prior 6 years.

“(iv) The Secretary shall promptly submit to the House Committee on Energy and Commerce and to the Senate Committee on Energy and Natural Resources a progress report every 180 days on compliance with this paragraph, including a specific plan to remedy any failures to comply with deadlines for action set forth in this paragraph.”.

**SEC. 1010. UPDATING APPLIANCE TEST PROCEDURES.**

(a) CONSUMER APPLIANCES.—Section 323(b)(1)(A) of the Energy Policy and Conservation Act (42 U.S.C. 6923(b)(1)(A)) is amended by striking “The Secretary may” and all that follows through “paragraph (3)” and inserting “At least every 7 years the Secretary shall review test procedures for all covered products and shall—

(i) amend test procedures with respect to any covered product if the Secretary determines that amended test procedures would more accurately or fully comply with the requirements of paragraph (3); or

(ii) publish notice in the Federal Register of any determination not to amend a test procedure”.

(b) INDUSTRIAL EQUIPMENT.—Section 343(a)(1) of the Energy Policy and Conservation Act (42 U.S.C. 6314(a)(1)) is amended by

striking “The Secretary may” and all that follows through “this section” and inserting “At least every 7 years the Secretary shall conduct an evaluation of each class of covered equipment and—

“(B) if the Secretary determines that amended test procedures would more accurately or fully comply with the requirements of paragraphs (2) and (3), shall prescribe test procedures for such class in accordance with the provisions of this section; or

“(C) shall publish notice in the Federal Register of any determination not to amend a test procedure”.

**SEC. 1011. TECHNICAL CORRECTIONS.**

(a) Section 135(a)(1)(A)(ii) of the Energy Policy Act of 2005 (Public Law 109-58) is amended by striking “C78.1-1978(R1984)” and inserting “C78.3-1978(R1984)”.

(b) Section 325 of the Energy Policy and Conservation Act (42 U.S.C. 6295) (as amended by section 135(c)(4) of the Energy Policy Act of 2005) is amended—

(1) in subsection (v)—  
 (A) in the subsection heading, by striking “CEILING FANS AND”;

(B) by striking paragraph (1); and  
 (C) by redesignating paragraphs (2) through (4) as paragraphs (1) through (3), respectively; and

(2) in subsection (ff)—

(A) in paragraph (1)(A)—

(i) by striking clause (iii);

(ii) by redesignating clause (iv) as clause (iii); and

(iii) in clause (iii)(II) (as so redesignated), by inserting “fans sold for” before “outdoor”; and

(B) in paragraph (4)(C)—

(i) in the matter preceding clause (i), by striking “subparagraph (B)” and inserting “subparagraph (A)”;

(ii) by striking clause (ii) and inserting the following:

“(ii) shall be packaged with lamps to fill all sockets.”;

(C) in paragraph (6), by redesignating subparagraphs (C) and (D) as clauses (i) and (ii), respectively, of subparagraph (B); and

(D) in paragraph (7), by striking “327” the second place it appears and inserting “324”.

**PART 2—LIGHTING EFFICIENCY**

**SEC. 1021. ENERGY EFFICIENCY STANDARDS FOR GENERAL SERVICE INCANDESCENT LAMPS.**

(a) AMENDMENTS.—Section 321(30) of the Energy Policy and Conservation Act (42 U.S.C. 6291(30)), is amended as follows:

(1) Delete subsection 30(D) in its entirety, and insert in its place:

“(D) The term ‘general service incandescent lamp’ means a standard incandescent or halogen type lamp that: is intended for general service applications; has a medium screw base; has a wattage rating no less than 25 watts and no greater than 150 watts; has a voltage range at least partially within 110

and 130 volts; has an A-15, A-19, A-21, A-23, A-25, PS-25, PS-30, BT-14.5, BT-15, CP-19, TB-19, CA-22, or equivalent shape as defined in ANSI C78.20-2003; and has a bulb finish of the frosted, clear, soft white, or modified (enhanced) spectrum type. The following incandescent lamps are not general service incandescent lamps:

- “(i) appliance,
- “(ii) black light,
- “(iii) bug,
- “(iv) colored,
- “(v) infrared,
- “(vi) left-hand thread,
- “(vii) marine,
- “(viii) marine signal service,
- “(ix) mine service,
- “(x) plant light,
- “(xi) reflector,
- “(xii) rough service,
- “(xiii) shatter resistant,
- “(xiv) sign service,
- “(xv) silver bowl,
- “(xvi) showcase,
- “(xvii) three-way,
- “(xviii) traffic signal, and
- “(xix) vibration service or vibration resistant.”.

(2) Insert after paragraph 30(S) (42 U.S.C. 6291(30)(S)) the following new subparagraph:

“(T) The terms ‘modified spectrum’ or ‘enhanced spectrum’ lamp, as related to incandescent lamps, means an incandescent lamp that is not a colored incandescent lamp, and when operated at its rated voltage and wattage:

“(i) has a color point with (x,y) chromaticity coordinates on the Commission Internationale de l’Eclairage (C.I.E.) 1931 chromaticity diagram that lies below the black-body locus; and

“(ii) has a color point with (x,y) chromaticity coordinates on the C.I.E. 1931 chromaticity diagram that lies at least 4 MacAdam steps distant from the color point of a clear lamp with the same filament and bulb shape, operated at the same rated voltage and wattage. The MacAdam steps are defined as referenced in IESNA LM16.

“(U) The terms ‘vibration service lamp’ or ‘vibration resistant lamp’ means a lamp with filament configurations similar to but not limited to C-5, C-7A, or C-9, as listed in Figure 6-12 of the 9th Edition of the IESNA Lighting Handbook. The lamp is designated and marketed specifically for vibration service or vibration resistant applications, has a maximum wattage of 60 watts, and is sold at retail in packages of 4 lamps or less. The designation shall be on the lamp packaging, and marketing materials shall identify the lamp as being vibration resistant or vibration service.

“(V) The term ‘rough service lamp’ means a lamp that has a minimum of 5 supports with filament configurations similar to but not limited to C7A, C11, C17, and C22 as listed in Figure 6-12 of the 9th edition of the IESNA

Lighting handbook, where lead wires are not counted as supports. The lamp is designated and marketed specifically for ‘rough service’ applications. The designation shall appear on the lamp packaging, and marketing materials shall identify the lamp as being for rough service.

“(W) The term ‘three-way lamp’ means an incandescent lamp that employs two filaments, operated separately and in combination, to provide three light levels. The designation shall be on the lamp packaging, and marketing materials shall identify the lamp as being a three-way lamp.

“(X) The term ‘appliance lamp’ means any lamp specifically designed to operate in a household appliance with a maximum wattage of 40 watts and sold at retail. Examples of appliance lamps include oven lamps, refrigerator lamps, and vacuum cleaner lamps. Appliance lamps sold at retail shall be designated and marketed for the intended application. The designation shall be on the lamp packaging, and marketing materials shall identify the lamp as being an appliance lamp.

“(Y) The term ‘shatter-resistant lamp’, ‘shatter-proof lamp’, or ‘shatter-protected’ means a lamp with a coating or equivalent technology compliant with NSF/ANSI 51, designed to contain glass in the event the glass envelop of the lamp is broken and provides effective containment over the life of the lamp. The lamp is designed and marketed specifically for applications where it is necessary to contain glass in the event the glass envelop of the lamp is broken. The designation shall be on the lamp packaging, and marketing material shall identify the lamp as being shatter-resistant, shatter-proof or shatter-protected.”.

(3) Section 322(a)(14) of the Energy Policy and Conservation Act (42 U.S.C. 6292(a)(14)), is amended by inserting after “general service fluorescent lamps” the following: “general service incandescent lamps.”.

(4) Section 325(i) of the Energy Policy and Conservation Act (42 U.S.C. 6295(i)), is amended as follows:

(A) Insert in the heading of subsection (i) after “GENERAL SERVICE FLUORESCENT LAMPS” the following: “GENERAL SERVICE INCANDESCENT LAMPS.”.

(B) Insert in subsection (i), paragraph (1)(A) (42 U.S.C. 6295(i)(1)(A)) after “general service fluorescent lamps” the following: “general service incandescent lamps.”.

(C) Insert in subsection (i), paragraph (1)(A) (42 U.S.C. 6295(i)(1)(A)) after “lamp efficacy” the following: “new maximum wattage.”.

(D) Insert in subsection (i), paragraph (1)(A) (42 U.S.C. 6295(i)(1)(A)) after the table titled “incandescent reflector lamp” the following table titled “general service incandescent lamps”:

“CLEAR, INSIDE FROST, AND SOFT WHITE GENERAL SERVICE INCANDESCENT LAMPS

Common Wattage	Lumen Range	New Maximum Wattage	Effective Date
100	1490-2600	72	July 1, 2012.
75	1010-1489	53	January 1, 2014.
60	730-1009	43	January 1, 2015.
40	310-729	29	January 1, 2018.

“MODIFIED SPECTRUM GENERAL SERVICE INCANDESCENT LAMPS

Common Wattage	Lumen Range	New Maximum Wattage	Effective Date
100	1118-1950	72	July 1, 2012



## “MODIFIED SPECTRUM GENERAL SERVICE INCANDESCENT LAMPS—Continued

Common Wattage	Lumen Range	New Maximum Wattage	Effective Date
75	758-1117	53	January 1, 2014
60	548-757	43	January 1, 2015
40	232-547	29	January 1, 2018

“All lamps intended for general service (general illumination) applications (whether incandescent or not), with a medium screw base, and with a voltage range at least partially within 110 and 130 volts, and with no external bulb or with a bulb of the frosted, clear, soft white, or modified spectrum types, and manufactured or imported after June 30, 2012 shall have a minimum rated life of 1000 hours and must have a color rendering index (CRI) greater than or equal to 80 for frosted, clear, and soft white lamps, or greater than or equal to 75 for modified spectrum lamps.”

(F) Amend paragraph (1)(B) (42 U.S.C. 6295(i)(1)(B)) to read as follows: “Unless a date is specified in the tables set forth in subparagraph (A), the term ‘effective date’ means the last day of the month set forth in the table which follows October 24, 1992.”

(G) Amend paragraph (5) (42 U.S.C. 6295(5)) by deleting the term ‘general service incandescent lamps’.

(H) Amend paragraphs (6) and (7) (42 U.S.C. 6295(i)(6) and (7)) as follows:

(i) Redesignate paragraph (6) as (7) and paragraph (7) as (8), respectively.

(ii) Insert a new paragraph (6) to read as follows:

“(6)(A) Not later than January 1, 2015, the Secretary shall initiate a rulemaking procedure to determine if standards in effect for general service incandescent lamps should be amended to reflect lumen ranges with more stringent maximum wattages than those set forth in subparagraph (1)(A). This rulemaking shall not be limited to incandescent lamp technologies. The Secretary will also determine whether the exemptions for certain incandescent lamps should be maintained or discontinued. The Secretary may also give consideration to the feasibility of obtaining an efficacy of up to 60 lumens per watt in determining whether the standards should be amended. In the event the Secretary determines that the standards in effect for general service incandescent lamps should be amended, the Secretary shall publish a final rule not later than January 1, 2017 with an effective date no earlier than three years from the date the final rule is published. The Secretary shall also consider phased-in effective dates after considering the impact of any amendment on manufacturers, retiring and re-purposing existing equipment, the cost impact of stranded investments, labor contracts, impact on workers, the cost of raw materials, and the time needed to work with retailers and lighting designers to revise sales and marketing strategies.

“(B) Not later than January 1, 2020, the Secretary shall initiate another rulemaking procedure to determine if standards in effect for general service incandescent lamps should be amended to reflect lumen ranges with more stringent maximum wattages than those set forth in subparagraph (1)(A). This rulemaking shall not be limited to incandescent lamp technologies. The Secretary will also determine whether the exemptions for certain incandescent lamps should be maintained or discontinued. The Secretary may also give consideration to the feasibility of obtaining an efficacy of up to 60 lumens per watt in determining whether the standards should be amended. In the event

the Secretary determines that the standards in effect for general service incandescent lamps should be amended, the Secretary shall publish a final rule not later than January 1, 2022 with an effective date no earlier than three years from the date a final rule is published. The Secretary may also consider phased-in effective dates after considering the impact of any amendment on manufacturers, retiring and re-purposing existing equipment, the cost impact of stranded investments, labor contracts, impact on workers, the cost of raw materials, and the time needed to work with retailers and lighting designers to revise sales and marketing strategies.”

(I) Amend section 325(1) of the Energy Policy and Conservation Act (42 U.S.C. 6295(1)), by adding at the end a new paragraph (4) as follows:

“(4) The Secretary shall prescribe an energy efficiency standard for rough service, vibration service, three-way A-line lamps, 150 watt A-line lamps, and shatter-resistant lamps, only under the following circumstances:

“(A) Within 60 days following the date of enactment of the Energy Efficiency Improvement Act of 2007, the Secretary, in consultation with the National Electrical Manufacturers Association, shall collect annual United States unit sales for the calendar years 1990-2006 for each of these four types of lamps to determine their historical growth rate and construct a model for each type of lamp based on coincident economic indicators that closely matches the historical annual growth rate of these lamps to provide a neutral comparison benchmark to model future unit sales after calendar year 2006.

“(B) Beginning in calendar year 2010 and for each calendar year through 2025, the Secretary, in consultation with the National Electrical Manufacturers Association, shall collect actual United States unit sales data for these five types of lamps and calculate a rolling 3-year average sales rate for each type of lamp.

“(C) The first year that the reported 3-year average shows actual unit sales of rough service lamps achieving levels at least 100 percent higher than modeled unit sales for that same year, then the Secretary is directed to issue a finding that the index has been exceeded. The Secretary is directed to issue that finding within 90 days of the end of the previous calendar year, and within 12 months from the end of the previous calendar year for which the Secretary issues that finding, the Secretary shall complete an accelerated rulemaking to establish an energy conservation standard for rough service lamps. If the Secretary fails to complete an accelerated rulemaking within 12 months as required, the Secretary shall require a shatter proof coating or equivalent compliant with NSF/ANSI 51, designed to contain glass in the event the glass envelop of the lamp is broken and provides effective containment over the life of the lamp, on rough service lamps, which can only sold at retail in packages of one lamp, effective one year from the end of the rulemaking period.

“(D) The first year that the reported 3-year average shows actual unit sales of vibration service lamps achieving levels at least 100 percent higher than modeled unit sales for

that same year, then the Secretary is directed to issue a finding that the index has been exceeded. The Secretary is directed to issue that finding within 90 days of the end of the previous calendar year, and within 12 months from the end of the previous calendar year for which the Secretary issues that finding, the Secretary shall complete an accelerated rulemaking to establish an energy conservation standard for vibration service lamps. If the Secretary fails to complete an accelerated rulemaking within 12 months as required, the Secretary shall impose a maximum 40W cap upon vibration service lamps, effective one year from the end of the rulemaking period.

“(E) The first year that the reported 3-year average shows actual unit sales of three-way lamps achieving levels at least 100 percent higher than modeled unit sales for that same year, then the Secretary is directed to issue a finding that the index has been exceeded. The Secretary is directed to issue that finding within 90 days of the end of the previous calendar year, and within 12 months from the end of the previous calendar year for which the Secretary issues that finding, the Secretary shall complete an accelerated rulemaking to establish an energy conservation standard for three-way lamps. If the Secretary fails to complete an accelerated rulemaking within 12 months as required, the Secretary shall impose a requirement that each filament in the lamp meet the new maximum wattage requirements for the respective lumen range set forth in paragraph (1)(A), effective one year from the end of the rulemaking period.

“(F) The first year that the reported 3-year average shows actual unit sales of 150 watt A-line lamps for the lumen range of 2601-3300 lumens (or for modified spectrum lumen range of 1951-2475 lumens) achieving levels at least 100 percent higher than modeled unit sales for that same year, then the Secretary is directed to issue a finding that the index has been exceeded. The Secretary is directed to issue that finding within 90 days of the end of the previous calendar year, and within 12 months from the end of the previous calendar year for which the Secretary issues that finding, the Secretary shall complete an accelerated rulemaking to establish an energy conservation standard for 150 watt A-line lamps. If the Secretary fails to complete an accelerated rulemaking within 12 months as required, the Secretary shall impose a maximum 95 watt cap upon these products for the lumen range of 2601-3300 lumens, which must be sold in packages of one lamp. For modified spectrum lamps, a 95 watt cap applies for products in the lumen range of 1951-2475 lumens, which must be sold in packages of one lamp.

“(G) The first year that the reported 3-year average shows actual unit sales of shatter resistant lamps achieving levels at least 100 percent higher than modeled unit sales for that same year, then the Secretary is directed to issue a finding that the index has been exceeded. The Secretary is directed to issue that finding within 90 days of the end of the previous calendar year, and within 12 months from the end of the previous calendar year for which the Secretary issues that finding, the Secretary shall complete an

accelerated rulemaking to establish an energy conservation standard for shatter resistant lamps. If the Secretary fails to complete an accelerated rulemaking within 12 months as required, the Secretary shall require shatter resistant lamps sold at retail in only packages of one lamp, effective one year from the end of the rulemaking period.

“(H) If the Secretary issues a final rule prior to 2025 establishing an energy conservation standard for any of the five types of lamps for which data collection is required by this subsection, the requirement of this subsection to collect and model data for that type of lamp shall terminate, except in the case where the Secretary imposes a requirement established by the provisions of this subsection as a result of a failure to complete an accelerated rulemaking within 12 months, in which case the data collection and modeling shall continue for another two years after the effective date of that requirement.”.

(b) CONSUMER EDUCATION AND LAMP LABELING.—

(1) Section 324(a)(2)(C) of the Energy Policy and Conservation Act is amended by adding at the end the following new clauses:

“(iii) Within 180 days of the date of enactment of this section, the Commission shall initiate a rulemaking to consider the effectiveness of current lamp labeling for power levels (watts), light output (lumens), and lamp lifetime, and to consider alternative labeling approaches that will help consumers to understand new high-efficiency lamp products and to base their purchase decisions on the most appropriate lamp product that meets their requirements for lighting level, light quality, lamp lifetime, and total lifecycle cost. The Commission shall complete this rulemaking within two years of enactment of this section, and shall consider re-opening the rulemaking within 180 days prior to the effective dates of the standards for general service incandescent lamps established in section 325(i)(1)(A) (42 U.S.C. 6295(i)(1)(A)), if it determines that further labeling changes are needed to help consumers understand lamp alternatives.

“(iv) The Secretary, in cooperation with the Administrator of the Environmental Protection Agency, the Secretary of Commerce, the Federal Trade Commission, lighting and retail industry associations, energy efficiency organizations, and any other entities that the Secretary determines to be appropriate, shall—

“(I) conduct an annual assessment of the market for general service lamps and compact fluorescent lamps to identify trends in the market shares of lamp types, efficiencies, and light output levels purchased by residential and non-residential consumers, and to better understand the degree to which consumer decision-making is based on lamp power levels (watts), light output (lumens), lamp lifetime, and other factors including but not limited to the information required on FTC-mandated labels;

“(II) provide the results of this market assessment to the FTC for consideration in the rulemaking described in subsection (a); and

“(III) carry out, in cooperation with industry trade associations, lighting industry members, utilities, and other interested parties a proactive national program of con-

sumer awareness, information, and education that broadly utilizes the media and other effective communication techniques over an extended period of time to help consumers understand the lamp labels and make energy-efficient lighting choices that meet their needs.”.

(2) AUTHORIZATION OF APPROPRIATIONS.— There are authorized to be appropriated to the Secretary to carry out the amendments made by this section \$10,000,000 for each of the fiscal years 2008 through 2012, to remain available until expended.

(c) ENFORCEMENT.—Section 334 of the Energy Policy and Conservation Act (42 U.S.C. 6304) is amended in the second sentence by inserting after “shall be brought by the Secretary” the following: “; and any such action to restrain any person from distributing in commerce a general service incandescent lamp that does not comply with the applicable standard established under section 325(i) of this title may also be brought by an attorney general of a State in the name of the State.”.

(d) OTHER PROVISIONS.—Section 327(b) of the Energy Policy and Conservation Act (42 U.S.C. 6297(b)) is amended by inserting before the semicolon at the end of paragraph (1) “; or in the case of any portion of any regulation that establishes requirements for general service incandescent lamps, was adopted by the California Energy Commission or by the State of Nevada before July 27, 2007, or in the case of any portion of any regulation that incorporates the specific lumen ranges and new maximum wattages established in section 325(i)(1)(A) for (i) general service incandescent lamps in the lumen range 1490-2600 lumens and establishes an effective date no earlier than July 1, 2012, or (ii) general service incandescent lamps in the lumen ranges 1010-1489 lumens, 730-1009 lumens, and 310-729 lumens and establishes an effective date no earlier than 1 year prior to the effective date established for such lamps in section 325(i)(1)(A), adopted by the California Energy Commission no later than two years prior to the effective date established for such lamps in section 325(i)(1)(A)”.

(e) PROHIBITED ACTS.—Section 332(a) of the Energy Policy and Conservation Act (42 U.S.C. 6302(a)) is amended—

(1) in paragraph (5), by striking “; and” and inserting a semicolon; and

(2) by adding at the end the following new paragraph:

“(6) for any manufacturer, distributor, retailer, or private labeler to distribute in commerce an adapter designed to allow a lamp that does not have a medium screw base, with a voltage range at least partially within 110 and 130 volts, to be installed into a fixture or lampholder with a medium screw base socket.”.

SEC. 1022. INCANDESCENT REFLECTOR LAMPS.

(a) DEFINITIONS.—Section 321 of the Energy Policy and Conservation Act (42 U.S.C. 6291) is amended—

(1) in paragraph (30)(C)(i)—

(A) in the matter preceding subclause (I)—

(i) by striking “or similar bulb shapes (excluding ER or BR)” and inserting “ER, BR, BPAR, or similar bulb shapes”; and

(ii) by striking “2.75” and inserting “2.25”; and

(B) by striking “is either—” and all that follows through subclause (II) and inserting

“has a rated wattage that is greater than 40 watts.”; and

(2) by adding at the end the following:

“(52) The term ‘BPAR incandescent reflector lamp’ means a reflector lamp as shown in figure C78.21-278 on page 32 of ANSI C78.21-2003.

“(53)(A) The term ‘BR incandescent reflector lamp’ means a reflector lamp that has—

“(i) a bulged section below the major diameter of the bulb and above the approximate baseline of the bulb, as shown in figure 1 (RB) on page 7 of ANSI C79.1-1994, incorporated by reference in section 430.22 of title 10, Code of Federal Regulations (as in effect on the date of enactment of this paragraph); and

“(ii) a finished size and shape shown in ANSI C78.21-1989, including the referenced reflective characteristics in part 7 of ANSI C78.21.

“(B) The term ‘BR30’ refers to a BR incandescent reflector lamp with a diameter of 30/8ths of an inch and the term ‘BR40’ refers to a BR incandescent reflector lamp with a diameter of 40/8ths of an inch.

“(54)(A) The term ‘ER incandescent reflector lamp’ means a reflector lamp that has—

“(i) an elliptical section below the major diameter of the bulb and above the approximate baseline of the bulb, as shown in figure 1 (RE) on page 7 of ANSI C79.1-1994, incorporated by reference in section 430.22 of title 10, Code of Federal Regulations (as in effect on the date of enactment of this paragraph); and

“(ii) a finished size and shape shown in ANSI C78.21-1989, incorporated by reference in section 430.22 of title 10, Code of Federal Regulations (as in effect on the date of enactment of this paragraph).

“(B) The term ‘ER30’ refers to an ER incandescent reflector lamp with a diameter of 30/8ths of an inch and the term ‘ER40’ refers to an ER incandescent reflector lamp with a diameter of 40/8ths of an inch.

“(55) The term ‘R20 incandescent reflector lamp’ means a reflector lamp that has a face diameter of approximately 2.5 inches, as shown in figure 1(R) on page 7 of ANSI C79.1-1994.”.

(b) STANDARDS FOR FLUORESCENT LAMPS AND INCANDESCENT REFLECTOR LAMPS.—Section 325(i) of the Energy Policy and Conservation Act (42 U.S.C. 6925(i)) is amended by striking paragraph (1) and inserting the following:

“(1) STANDARDS.—

“(A) DEFINITION OF EFFECTIVE DATE.—In this paragraph, except as specified in subparagraphs (C) and (D), the term ‘effective date’ means, with respect to each type of lamp specified in a table contained in subparagraph (B), the last day of the period of months corresponding to that type of lamp, as specified in the table, that follows the date of enactment of the Energy Efficiency Improvement Act of 2007.

“(B) MINIMUM STANDARDS.—Each of the following general service fluorescent lamps and incandescent reflector lamps manufactured after the effective date specified in the tables contained in this paragraph shall meet or exceed the following lamp efficacy and CRI standards:

Lamp Type	Nominal Lamp Wattage	Minimum CRI	Minimum Average Lamp Efficacy (LPW)	Effective Date (Period of Months)
4-foot medium bi-pin	>35 W	69	75.0	36
	≤35 W	45	75.0	36

“FLUORESCENT LAMPS—Continued

Lamp Type	Nominal Lamp Wattage	Minimum CRI	Minimum Average Lamp Efficacy (LPW)	Effective Date (Period of Months)
2-foot U-shaped .....	>35 W	69	68.0	36
	≤35 W	45	64.0	36
8-foot slimline .....	65 W	69	80.0	18
	≤65 W	45	80.0	18
8-foot high output .....	>100 W	69	80.0	18
	≤100 W	45	80.0	18

“INCANDESCENT REFLECTOR LAMPS

Nominal Lamp Wattage	Minimum Average Lamp Efficacy (LPW)	Effective Date (Period of Months)
40–50 .....	10.5	36
51–66 .....	11.0	36
67–85 .....	12.5	36
86–115 .....	14.0	36
116–155 .....	14.5	36
156–205 .....	15.0	36

“(C) EXEMPTIONS.—The standards specified in subparagraph (B) shall not apply to the following types of incandescent reflector lamps:

“(i) Lamps rated at 50 watts or less of the following types: ER30, BR30, BR40, and ER40 lamps.

“(ii) Lamps rated at 65 watts of the following types: BR30, BR40, and ER40 lamps.

“(iii) R20 incandescent reflector lamps of 45 watts or less.

“(D) EFFECTIVE DATES.—

“(i) ER, BR, AND BPAR LAMPS.—Except as provided in subparagraph (A), the standards specified in subparagraph (B) shall apply with respect to ER incandescent reflector lamps, BR incandescent reflector lamps, BPAR incandescent reflector lamps, and similar bulb shapes on and after January 1, 2008.

“(ii) LAMPS BETWEEN 2.25–2.75 INCHES IN DIAMETER.—The standards specified in subparagraph (B) shall apply with respect to incandescent reflector lamps with a diameter of more than 2.25 inches, but not more than 2.75 inches, on and after January 1, 2008.”

SEC. 1023. METAL HALIDE LAMP FIXTURES.

(a) DEFINITIONS.—Section 321 of the Energy Policy and Conservation Act (42 U.S.C. 6291) is amended by adding at the end the following:

“(57) The term ‘ballast’ means a device used with an electric discharge lamp to obtain necessary circuit conditions (voltage, current, and waveform) for starting and operating.

“(58) The term ‘metal halide lamp’ means a high intensity discharge lamp in which the major portion of the light is produced by radiation of metal halides and their products of dissociation, possibly in combination with metallic vapors.

“(59) The term ‘metal halide lamp fixture’ means a light fixture for general lighting application designed to be operated with a metal halide lamp and a ballast for a metal halide lamp.

“(60) The term ‘metal halide ballast’ means a ballast used to start and operate metal halide lamps.

“(61) The term ‘pulse-start metal halide ballast’ means an electronic or electromagnetic ballast that starts a pulse start metal halide lamp with high voltage pulses. Lamps are started by first providing a high voltage pulse for ionization of the gas to

produce a glow discharge. To complete the starting process, power is provided by the ballast to sustain the discharge through the glow-to-arc transition.

“(62) The term ‘probe-start metal halide ballast’ means a ballast that starts a probe start metal halide lamp which contains a third starting electrode (probe) in the arc tube. This ballast does not generally contain an igniter and instead starts lamps with high ballast open circuit voltage.

“(63) The term ‘electronic ballast’ means a device that uses semiconductors as the primary means to control lamp starting and operation.

“(64) The term ‘general lighting application’ means lighting that provides an interior or exterior area with overall illumination.

“(65) The term ‘ballast efficiency’ for a high intensity discharge fixture means the efficiency of a lamp and ballast combination, expressed as a percentage, and calculated by Efficiency = Pout/Pin, as measured. Pout is the measured operating lamp wattage, and Pin is the measured operating input wattage. The lamp, and the capacitor when it is provided, is to constitute a nominal system in accordance with the ANSI Standard C78.43-2004. Pin and Pout are to be measured after lamps have been stabilized according to Section 4.4 of ANSI Standard C82.6-2005 using a wattmeter with accuracy specified in Section 4.5 of ANSI Standard C82.6-2005 for ballasts with a frequency of 60 Hz, and shall have a basic accuracy of ± 0.5 percent at the higher of—

“(A) three times the output operating frequency of the ballast; or

“(B) 2 kHz for ballast with a frequency greater than 60 Hz.

The Secretary may, by rule, modify this definition if he determines that such modification is necessary or appropriate to carry out the purposes of this Act.”

(b) COVERAGE.—Section 322(a) of the Energy Policy and Conservation Act (42 U.S.C. 6292(a)) is amended—

(1) by redesignating paragraph (19) as paragraph (20); and

(2) by inserting after paragraph (18) the following:

“(19) Metal halide lamp fixtures.”

(c) TEST PROCEDURES.—Section 323(c) of the Energy Policy and Conservation Act (42 U.S.C. 6293(c)) is amended by adding at the end the following:

“(17) Test procedures for metal halide lamp ballasts shall be based on American National Standards Institute Standard C82.6-2005, entitled ‘Ballasts for High Intensity Discharge Lamps—Method of Measurement’.”

(d) LABELING.—Section 324(a)(2) of the Energy Policy and Conservation Act (42 U.S.C. 6294(a)(2)) is amended—

(1) by redesignating subparagraphs (C) through (G) as subparagraphs (D) through (H), respectively; and

(2) by inserting after subparagraph (B) the following:

“(C) The Commission shall prescribe labeling rules under this section applicable to the

covered product specified in paragraph (19) of section 322(a) and to which standards are applicable under section 325. Such rules shall provide that the labeling of any metal halide lamp fixture manufactured on or after the later of January 1, 2009, or nine months after enactment of this subparagraph, will indicate conspicuously, in a manner prescribed by the Commission under subsection (b) by July 1, 2008, a capital letter ‘E’ printed within a circle on the packaging of the fixture, and on the ballast contained in such fixture.”

(e) STANDARDS.—Section 325 of the Energy Policy and Conservation Act (42 U.S.C. 6295) is amended—

(1) by redesignating subsection (gg) as subsection (hh);

(2) by inserting after subsection (ff) the following:

“(gg) METAL HALIDE LAMP FIXTURES.—

“(1)(A) Metal halide lamp fixtures designed to be operated with lamps rated greater than or equal to 150 watts but less than or equal to 500 watts shall contain—

“(i) a pulse-start metal halide ballast with a minimum ballast efficiency of 88 percent;

“(ii) a magnetic probe-start ballast with a minimum ballast efficiency of 94 percent; or

“(iii) a non-pulse-start electronic ballast with a minimum ballast efficiency of 92 percent for wattages greater than 250 watts and a minimum ballast efficiency of 90 percent for wattages less than or equal to 250 watts.

“(B) The standards in subparagraph (A) do not apply to fixtures with regulated lag ballasts, fixtures that use electronic ballasts that operate at 480 volts, or fixtures that meet all of the following criteria:

“(i) Rated only for 150 watt lamps.

“(ii) Rated for use in wet locations as specified by the National Electrical Code 2002, Section 410.4(A).

“(iii) Contain a ballast that is rated to operate at ambient air temperatures above 50 °C as specified by UL 1029-2001.

“(C) The standard in subparagraph (A) shall apply to metal halide lamp fixtures manufactured on or after the later of January 1, 2009, or 9 months after the date of enactment of this subsection.

“(2) Not later than January 1, 2012, the Secretary shall publish a final rule to determine whether the standards established under paragraph (1) should be amended. Such final rule shall contain the amended standards, if any, and shall apply to products manufactured after January 1, 2015.

“(3) Not later than January 1, 2019, the Secretary shall publish a final rule to determine whether the standards then in effect should be amended. Such final rule shall contain the amended standards, if any, and shall apply to products manufactured after January 1, 2022.

“(4) Notwithstanding any other provision of law, any standard established pursuant to this subsection may contain both design and performance requirements.”; and

(3) in subsection (hh), as so redesignated by paragraph (1) of this subsection, by striking “(ff)” both places it appears and inserting “(gg)”.

(f) EFFECT ON OTHER LAW.—Section 327(c) of the Energy Policy and Conservation Act (42 U.S.C. 6297(c)) is amended—

(1) by striking the period at the end of paragraph (8)(B) and inserting “; and”; and

(2) by adding at the end the following:

“(9) is a regulation concerning metal halide lamp fixtures adopted by the California Energy Commission on or before January 1, 2011. If the Secretary fails to issue a final rule within 6 months after the deadlines for rulemakings in section 325(gg) then, notwithstanding any other provision of this section, preemption does not apply to a regulation concerning metal halide lamp fixtures adopted by the California Energy Commission on or before July 1, 2015, if the Secretary misses the deadline specified in paragraph (2) of section 325(gg), or on or before July 11, 2022, if the Secretary misses the deadline specified in paragraph (3) of section 325(gg).”.

**SEC. 1024. USE OF ENERGY EFFICIENT LIGHTING FIXTURES AND BULBS.**

(a) IN GENERAL.—Chapter 33 of title 40, United States Code, is amended—

(1) by redesignating sections 3313, 3314, and 3315 as sections 3314, 3315, and 3316, respectively; and

(2) by inserting after section 3312 the following:

**“§ 3313. Use of energy efficient lighting fixtures and bulbs**

“(a) CONSTRUCTION AND ALTERATION OF PUBLIC BUILDINGS.—Each public building constructed or significantly altered by the Administrator of General Services shall be equipped, to the maximum extent feasible as determined by the Administrator, with lighting fixtures and bulbs that are energy efficient.

“(b) MAINTENANCE OF PUBLIC BUILDINGS.—Each lighting fixture or bulb that is replaced by the Administrator in the normal course of maintenance of public buildings shall be replaced, to the maximum extent feasible as determined by the Administrator, with a lighting fixture or bulb that is energy efficient.

“(c) CONSIDERATIONS.—In making a determination under this section concerning the feasibility of installing a lighting fixture or bulb that is energy efficient, the Administrator shall consider—

“(1) the life cycle cost effectiveness of the fixture or bulb;

“(2) the compatibility of the fixture or bulb with existing equipment;

“(3) whether use of the fixture or bulb could result in interference with productivity;

“(4) the aesthetics relating to use of the fixture or bulb; and

“(5) such other factors as the Administrator determines appropriate.

“(d) ENERGY STAR.—A lighting fixture or bulb shall be treated as being energy efficient for purposes of this section if—

“(1) the fixture or bulb is certified under the Energy Star program established by section 324A of the Energy Policy and Conservation Act (42 U.S.C. 6294a);

“(2) in the case of all LED luminaires, lamps, and systems whose efficacy (lumens per watt) and Color Rendering Index (CRI) meet the requirements for minimum luminaire efficacy and CRI for the Energy Star certification, as verified by an independent third-party testing laboratory that conducts its tests according to the procedures and recommendations of the Illuminating Engineering Society of North America, even if these luminaires, lamps, and systems have not received such certification; or

“(3) the Administrator has otherwise determined that the fixture or bulb is energy efficient.

“(e) SIGNIFICANT ALTERATIONS.—A public building shall be treated as being signifi-

cantly altered for purposes of subsection (a) if the alteration is subject to congressional approval under section 3307.

“(f) EFFECTIVE DATE.—The requirements of subsections (a) and (b) shall take effect one year after the date of enactment of this subsection.”.

(b) CONFORMING AMENDMENT.—The analysis for chapter 33 of title 40, United States Code, is amended by striking the items relating to sections 3313, 3314, and 3315 and inserting the following:

“3313. Use of energy efficient lighting fixtures and bulbs.

“3314. Delegation.

“3315. Report to Congress.

“3316. Certain authority not affected.”.

**SEC. 1025. PROTECTING CHILDREN AND SENSITIVE PERSONS FROM MERCURY.**

Notwithstanding any requirements to increase energy efficient lighting in public buildings, no school, hospital, nursing home, or daycare center can be compelled to install or utilize such energy efficient lighting technology if that energy efficient lighting technology contains mercury.

**PART 3—RESIDENTIAL WEATHERIZATION**

**SEC. 1031. BASELINE BUILDING DESIGNS.**

Section 327(f)(3)(D) of the Energy Policy and Conservation Act (42 U.S.C. 6297(f)(3)(D)) is amended to read as follows:

“(D) If the code uses one or more baseline building designs against which all submitted building designs are to be evaluated and such baseline building designs contain a covered product subject to an energy conservation standard established in or prescribed under section 325, the baseline building designs are based on the efficiency level for such covered product which—

“(i) meets but does not exceed such standard;

“(ii) is the efficiency level required by a regulation of that State for which the Secretary has issued a rule granting a waiver under subsection (d) of this section; or

“(iii) is a level that, when evaluated in the baseline building design, the State has found to be feasible and cost-effective.”.

**SEC. 1032. REAUTHORIZATION OF WEATHERIZATION ASSISTANCE PROGRAM.**

(a) AMENDMENT.—Section 422 of the Energy Conservation and Production Act (42 U.S.C. 6872) is amended by striking “\$500,000,000 for fiscal year 2006, \$600,000,000 for fiscal year 2007, and \$700,000,000 for fiscal year 2008” and inserting “\$600,000,000 for fiscal year 2007, and \$750,000,000 for each of fiscal years 2008, 2009, 2010, 2011, and 2012. From those sums, the Secretary is authorized to initiate an Alternative Delivery System Pilot Project to examine options for decreasing energy consumption associated with heating and cooling while increasing household participation by focusing on key energy saving components. Alternative Delivery System Pilot Projects should be undertaken in both hot and cold urban areas”.

(b) SUSTAINABLE ENERGY RESOURCES FOR CONSUMERS GRANTS.—(1) The Secretary of Energy may make funding available to local Weatherization agencies from amounts authorized under the amendment made by subsection (a) to expand the weatherization assistance program for residential buildings to include materials, benefits, and renewable and domestic energy technologies not currently covered by the program, provided that the State Weatherization grantee has certified that the applicant has the capacity to carry out the proposed activities and that the grantee will include the project in its financial oversight of the Weatherization Assistance program.

(2) In selecting the grants, the program shall give priority to—

(A) the expected effectiveness and benefits of the proposed project to low- and moderate income energy consumers;

(B) the potential for replication of successful results;

(C) the impact on the health and safety and energy costs of those served; and

(D) the extent of partnerships with other public and private entities that contribute to the resources and implementation of the program, including financial partnerships.

(3) Funding for such projects may equal up to two percent of funding in any fiscal year, provided that no funding is utilized for Sustainable Energy Resources for Consumers grants in any fiscal year in which Weatherization appropriations are less than \$275,000,000.

**PART 4—COMMERCIAL AND FEDERAL BUILDING EFFICIENCY**

**SEC. 1041. DEFINITIONS.**

In this part:

(1) FEDERAL FACILITY.—

(A) IN GENERAL.—The term “Federal facility” means any building or facility the intended use of which requires the building or facility to be—

(i) accessible to the public; and

(ii) constructed or altered by or on behalf of the United States.

(B) EXCLUSIONS.—The term “Federal facility” does not include a privately-owned residential or commercial structure that is not leased by the Federal Government.

(2) HIGH-PERFORMANCE GREEN BUILDING.—The term “high-performance green building” means a building that, during its life-cycle—

(A) reduces energy, water, and material resource use;

(B) improves indoor environmental quality including, reducing indoor pollution, improving thermal comfort, and improving lighting and acoustic environments that affect occupant health and productivity;

(C) reduces negative impacts on the environment throughout the life-cycle of the building, including air and water pollution and waste generation;

(D) increases the use of environmentally preferable products, including biobased, recycled content, and nontoxic products with lower life-cycle impacts;

(E) increases reuse and recycling opportunities;

(F) integrates systems in the building;

(G) reduces the environmental and energy impacts of transportation through building location and site design that support a full range of transportation choices for users of the building; and

(H) considers indoor and outdoor effects of the building on human health and the environment, including—

(i) improvements in worker productivity;

(ii) the life-cycle impacts of building materials and operations; and

(iii) other factors that the Secretary considers to be appropriate.

(3) LIFE-CYCLE.—The term “life-cycle”, with respect to a high-performance green building, means all stages of the useful life of the building (including components, equipment, systems, and controls of the building) beginning at conception of a green building project and continuing through site selection, design, construction, landscaping, commissioning, operation, maintenance, renovation, deconstruction or demolition, removal, and recycling of the green building.

(4) LIFE-CYCLE ASSESSMENT.—The term “life-cycle assessment” means a comprehensive system approach for measuring the environmental performance of a product or service over the life of the product or service, beginning at raw materials acquisition and continuing through manufacturing, transportation, installation, use, reuse, and end-of-life waste management.

(5) LIFE-CYCLE COSTING.—The term “life-cycle costing”, with respect to a high-performance green building, means a technique of economic evaluation that—

(A) sums, over a given study period, the costs of initial investment (less resale value), replacements, operations (including energy use), and maintenance and repair of an investment decision; and

(B) is expressed—

(i) in present value terms, in the case of a study period equivalent to the longest useful life of the building, determined by taking into consideration the typical life of such a building in the area in which the building is to be located; or

(ii) in annual value terms, in the case of any other study period.

(6) **PRACTICES.**—The term “practices” mean design, financing, permitting, construction, commissioning, operation and maintenance, and other practices that contribute to achieving zero-net-energy commercial buildings.

(7) **SECRETARY.**—The term “Secretary” means the Secretary of Energy.

(8) **ZERO-NET-ENERGY.**—The term “zero-net-energy commercial building” means a building that is designed, constructed, and operated to—

(A) produce on site and distribute as much energy on an annual basis as it uses from external sources;

(B) result in no net emissions of greenhouse gases; and

(C) be economically viable to construct and operate, through a combination of ultra energy-efficient building materials and equipment, effective control systems, and onsite power generation from renewable or other energy sources; and

**SEC. 1042. HIGH-PERFORMANCE GREEN BUILDINGS.**

(a) **POLICY.**—It shall be the policy of the United States that all Federal buildings shall be high-performance green buildings, to the extent that it is cost-justified. The Secretary shall provide technical assistance to other departments and agencies to achieve this policy.

(b) **REPORT.**—Not later than 2 years after the date of enactment of this Act, and biennially thereafter, the Secretary shall submit to Congress a report that—

(1) describes the status of the green building initiatives by the Department and other Federal programs in effect as of the date of the report, including—

(A) the extent to which the programs are being carried out; and

(B) the status of funding requests and appropriations for those programs;

(2) summarizes and highlights development, at the State and local level, of green building initiatives, including executive orders, policies, or laws adopted promoting green building (including the status of implementation of those initiatives); and

(3) includes, for the 2-year period covered by the report, recommendations to address each of the matters, and a plan for implementation of each recommendation, described in paragraph (1) of this subsection.

**SEC. 1043. ZERO-NET-ENERGY COMMERCIAL BUILDINGS GOAL.**

(a) **GOAL.**—The Secretary, in collaboration with stakeholders, shall study, refine, and adopt a national goal to reduce commercial building energy use and achieve zero-net-energy commercial buildings. Unless the Secretary concludes that such targets are unachievable or unrealistic or not cost effective, the goal shall include the objective that all new commercial buildings constructed after the beginning of 2025 are zero-net-energy commercial buildings.

(b) **FEDERAL COMPLIANCE WITH GOAL.**—The Secretary shall further identify and adopt a strategy of development and widespread deployment of technologies, practices, and policies leading to zero-net-energy performance for all Federal buildings in accordance with the adopted goal.

**SEC. 1044. PUBLIC OUTREACH.**

The Secretary shall carry out public outreach to inform individuals and entities of the information and services available Government-wide by—

(1) establishing and maintaining a national high-performance green building clearinghouse, including on the Internet, that—

(A) identifies existing similar efforts and coordinates activities of common interest; and

(B) provides information relating to high-performance green buildings, including hyperlinks to Internet sites that describe the activities, information, and resources of—

(i) the Federal Government;

(ii) State and local governments;

(iii) the private sector (including non-governmental and nonprofit entities and organizations); and

(iv) international organizations;

(2) identifying and recommending educational resources for implementing high-performance green building practices, including security and emergency benefits and practices;

(3) providing access to technical assistance on using tools and resources to make more cost-effective, energy-efficient, health-protective, and environmentally beneficial decisions for constructing high-performance green buildings, particularly tools available to conduct life-cycle costing and life-cycle assessment;

(4) providing information on application processes for certifying a high-performance green building, including certification and commissioning;

(5) providing technical information, market research, or other forms of assistance or advice that would be useful in planning and constructing high-performance green buildings;

(6) using such other methods as are determined by the Secretary to be appropriate;

(7) surveying existing research and studies relating to high-performance green buildings;

(8) coordinating activities of common interest;

(9) developing and recommending a high-performance green building practices that—

(A) identify information and research needs, including the relationships between health, occupant productivity, and each of—

(i) pollutant emissions from materials and products in the building;

(ii) natural day lighting;

(iii) ventilation choices and technologies;

(iv) heating, cooling, and system control choices and technologies;

(v) moisture control and mold;

(vi) maintenance, cleaning, and pest control activities;

(vii) acoustics; and

(viii) other issues relating to the health, comfort, productivity, and performance of occupants of the building; and

(B) promote the development and dissemination of high-performance green building measurement tools that, at a minimum, may be used—

(i) to monitor and assess the life-cycle performance of facilities (including demonstration projects) built as high-performance green buildings; and

(ii) to perform life-cycle assessments;

(10) assisting the budget and life-cycle costing functions;

(11) studying and identifying potential benefits of green buildings relating to security, natural disaster, and emergency needs of the Federal Government; and

(12) supporting other research initiatives determined by the Secretary.

**SEC. 1045. INCENTIVES.**

As soon as practicable after the date of enactment of this Act, the Secretary shall

identify incentives to encourage the use of green buildings and related technology in the operations of the Federal Government, including through—

(1) the provision of recognition awards; and

(2) the maximum feasible retention of financial savings in the annual budgets of Federal agencies for use in reinvesting in future green building initiatives.

**SEC. 1046. FEDERAL PROCUREMENT.**

(a) **IN GENERAL.**—Not later than 2 years after the date of enactment of this Act, the Director of the Office of Federal Procurement Policy, in consultation with the Secretary and the Under Secretary of Defense for Acquisition, Technology, and Logistics, shall promulgate revisions of the applicable acquisition regulations, to take effect as of the date of promulgation of the revisions—

(1) to direct any Federal procurement executives involved in the acquisition, construction, or major renovation (including contracting for the construction or major renovation) of any facility—

(A) to employ integrated design principles;

(B) to improve site selection for environmental and community benefits;

(C) to optimize building and systems energy performance;

(D) to protect and conserve water;

(E) to enhance indoor environmental quality; and

(F) to reduce environmental impacts of materials and waste flows; and

(2) to direct Federal procurement executives involved in leasing buildings, to give preference to the lease of facilities that—

(A) are energy-efficient; and

(B) to the maximum extent practicable, have applied contemporary high-performance and sustainable design principles during construction or renovation.

(b) **GUIDANCE.**—Not later than 90 days after the date of promulgation of the revised regulations under subsection (a), the Director of the Office of Procurement Policy shall issue guidance to all Federal procurement executives providing direction and instructions to renegotiate the design of proposed facilities, renovations for existing facilities, and leased facilities to incorporate improvements that are consistent with this section.

**SEC. 1047. DEMONSTRATION PROJECT.**

The Secretary shall develop guidelines and best practices to implement Federal high-performance green buildings.

**SEC. 1048. ENERGY EFFICIENCY FOR DATA CENTER BUILDINGS.**

(a) **IN GENERAL.**—(1) Not later than 90 days after the date of enactment of this Act, the Secretary of Energy and Administrator of the Environmental Protection Agency shall jointly, after consulting with information technology industry and other interested parties, initiate a voluntary national information program for those types of data centers and data center equipment and facilities that are widely used and for which there is a potential for significant data center energy savings as a result of such program.

(2) Such program shall—

(A) consistent with the objectives of paragraph (1), determine the type of data center and data center equipment and facilities to be covered under such program; and

(B) include specifications, measurements, and benchmarks that will enable data center operators to make more informed decisions about the energy efficiency and costs of data centers, and that—

(i) reflect the total energy consumption of data centers, including both equipment and facilities, taking into account—

(I) the performance and utilization of servers, data storage devices, and other information technology equipment;

(II) the efficiency of heating, ventilation, and air conditioning, cooling, and power conditioning systems;

(III) energy savings from the adoption of software and data management techniques; and

(IV) other factors determined by the organization described in subsection (b);

(i) allow for creation of separate specifications, measurements, and benchmarks based on data center size and function, as well as other appropriate characteristics determined by the organization described in subsection (b);

(iii) advance the design and implementation of efficiency technologies to the maximum extent economically practical; and

(iv) provide to data center operators in the private sector and the Federal Government information about best practices and purchasing decisions that reduce the energy consumption of data centers;

(C) publish the information described in subparagraph (B), which may be disseminated through catalogs, trade publications, the Internet, or other mechanisms, that will allow data center operators to assess the energy consumption and potential cost savings of alternative data centers and data center equipment and facilities; and

(D) not later than 1 year after the date of enactment of this Act, and thereafter on an ongoing basis, transmit the information described in subparagraph (B) to the Secretary and the Administrator.

(3) Such program shall be developed and coordinated by the data center efficiency organization described in subsection (b) according to commonly accepted procedures for the development of specifications, measurements, and benchmarks.

(b) DATA CENTER EFFICIENCY ORGANIZATION.—Upon creation of the program under subsection (a), the Secretary and the Administrator shall jointly designate an information technology industry organization to coordinate the program. Such organization shall—

(1) consist of interested parties that have expertise in energy efficiency and in the development, operation, and functionality of computer data centers, information technology equipment, and software, as well as representatives of hardware manufacturers, data center operators, and facility managers;

(2) obtain and address input from Department of Energy National Laboratories or any college, university, research institution, industry association, company, or public interest group with applicable expertise in any of the areas listed in paragraph (1) of this subsection;

(3) follow commonly accepted procedures for the development of specifications and accredited standards development processes;

(4) have a mission to develop and promote energy efficiency for data centers and information technology; and

(5) have the primary responsibility to oversee the development and publishing of the information, measurements, and benchmarks described in subsection (a) and transmission of such information to the Secretary and the Administrator for their adoption under subsection (c).

(c) ADOPTION OF SPECIFICATIONS.—The Secretary and the Administrator shall jointly, in accordance with the requirements of section 12(d) of the National Technology Transfer Advancement Act of 1995, adopt and publish the specifications, measurements, and benchmarks described in subsection (a) for use by the Federal Energy Management Program and the Energy Star program as energy efficiency requirements for the purposes of those programs.

(d) MONITORING.—The Secretary and the Administrator shall jointly monitor and evaluate the efforts to develop the program described in subsection (a) and, not later than 3 years after the date of enactment of this Act, shall make a determination as to

whether such program is consistent with the objectives of subsection (a).

(e) ALTERNATIVE SYSTEM.—If the Secretary and the Administrator make a determination under subsection (d) that a voluntary national information program for data centers consistent with the objectives of subsection (a) has not been developed, the Secretary and the Administrator shall jointly, after consultation with the National Institute of Standards and Technology, develop, not later than 2 years after such determination, and implement the program under subsection (a).

(f) PROTECTION OF PROPRIETARY INFORMATION.—The Secretary, the Administrator, or the data center efficiency organization shall not disclose any proprietary information or trade secrets provided by any individual or company for the purposes of carrying out this program.

(g) DEFINITIONS.—For purposes of this section:

(1) The term “data center” means any facility that primarily contains electronic equipment used to process, store, and transmit digital information, which may be—

(A) a free-standing structure; or

(B) a facility within a larger structure, that utilizes environmental control equipment to maintain the proper conditions for the operation of electronic equipment.

(2) The term “data center operator” means any person or government entity that builds or operates a data center or purchases data center services, equipment, and facilities.

#### SEC. 1049. AUTHORIZATION OF APPROPRIATIONS.

(a) IN GENERAL.—In addition to amounts authorized under subsection (b), there are authorized to be appropriated to carry out this part—

(1) \$10,000,000 for fiscal year 2008; and

(2) \$20,000,000 for each of the fiscal years 2009 through 2014,

to remain available until expended.

(b) ENERGY EFFICIENCY FOR DATA CENTER BUILDINGS.—There are authorized to be appropriated to each of the Secretary and the Administrator for carrying out section 1048 \$250,000 for each of the fiscal years 2008 through 2012.

### PART 5—INDUSTRIAL ENERGY EFFICIENCY

#### SEC. 1061. INDUSTRIAL ENERGY EFFICIENCY.

(a) AMENDMENT.—Title III of the Energy Policy and Conservation Act (42 U.S.C. 6201 and following) is amended by adding the following after part D:

#### “PART E—INDUSTRIAL ENERGY EFFICIENCY

#### “SEC. 371. SURVEY OF WASTE INDUSTRIAL ENERGY RECOVERY AND POTENTIAL USE.

“Congress finds that—

“(1) the Nation should encourage the use of otherwise wasted energy and the development of combined heat and power and other waste energy recovery projects where there is wasted thermal energy in large volumes at potentially useful temperatures;

“(2) such projects would increase energy efficiency and lower pollution by generating power with no incremental fossil fuel consumption;

“(3) because recovered waste energy and combined heat and power projects are associated with end-uses of thermal energy and electricity at the local level, they help avoid new transmission lines, reduce line losses, reduce local air pollutant emissions, and reduce vulnerability to extreme weather and terrorism; and

“(4) States, localities, electric utilities, and other electricity customers may benefit from private investments in recovered waste energy and combined heat and power projects at industrial and commercial sites

by avoiding generation, transmission and distribution expenses, and transmission line loss expenses that may otherwise be required to be recovered from ratepayers.

#### “SEC. 372. DEFINITIONS.

“For purposes of this Part:

“(1) The term ‘Secretary’ means the Secretary of Energy, in consultation with the Federal Energy Regulatory Commission.

“(2) The term ‘waste energy’ means—

“(A) exhaust heat and flared gases from any industrial process;

“(B) waste gas or industrial tail gas that would otherwise be flared, incinerated or vented;

“(C) a pressure drop in any gas, excluding any pressure drop to a condenser that subsequently vents the resulting heat; and

“(D) such other forms of waste energy as the Secretary may identify.

“(3) The term ‘recoverable waste energy’ means waste energy from which electricity or useful thermal energy may be recovered through modification of existing facilities or addition of new facilities.

“(4) The term ‘net excess power’ means, for any facility, recoverable waste energy recovered in the form of electricity in amounts exceeding the total consumption of electricity at the specific time of generation on the site where the facility is located.

“(5) The term ‘useful thermal energy’ is energy in the forms of direct heat, steam, hot water, or other thermal forms that is used in production and beneficial measures for heating, cooling, humidity control, process use, or other valid thermal end-use energy requirements, and for which fuel or electricity would otherwise be consumed.

“(6) The term ‘combined heat and power system’ means a facility—

“(A) that simultaneously and efficiently produces useful thermal energy and electricity; and

“(B) that recovers not less than 60 percent of the energy value in the fuel (on a lower-heating-value basis) in the form of useful thermal energy and electricity.

“(7) The terms ‘electric utility’, ‘State regulated electric utility’, ‘nonregulated electric utility’ and other terms used in this Part have the same meanings as when such terms are used in title I of the Public Utility Regulatory Policies Act of 1978 (relating to retail regulatory policies for electric utilities).

#### “SEC. 373. SURVEY AND REGISTRY.

“(a) RECOVERABLE WASTE-ENERGY INVENTORY PROGRAM.—The Secretary, in cooperation with State energy offices, shall establish a Recoverable Waste-Energy Inventory Program. The program shall include an ongoing survey of all major industrial and large commercial combustion sources in the United States and the sites where these are located, together with a review of each for quantity and quality of waste energy.

“(b) CRITERIA.—The Secretary shall, within 120 days after the enactment of this section, develop and publish proposed criteria subject to notice and comment, and within 270 days of enactment, establish final criteria, to identify and designate those sources and sites in the inventory under subsection (a) where recoverable waste energy projects or combined heat and power system projects may have economic feasibility with a payback of invested costs within 5 years or less from the date of first full project operation (including incentives offered under this Part). Such criteria will include standards that insure that projects proposed for inclusion in the Registry are not developed for the primary purpose of making sales of excess electric power under the regulatory treatment provided under this Part.

“(c) TECHNICAL SUPPORT.—The Secretary shall provide to owners or operators of combustion sources technical support and offer



partial funding (up to one-half of total costs) for feasibility studies to confirm whether or not investment in recovery of waste energy or combined heat and power at that source would offer a payback period of 5 years or less.

“(d) **REGISTRY.**—(1) The Secretary shall, within one year after the enactment of this section, establish a Registry of Recoverable Waste-energy Sources, and sites on which those sources are located, which meet the criteria set forth under subsection (b). The Secretary shall update the Registry on not less than a monthly basis, and make the Registry accessible to the public on the Environmental Protection Agency web site. Any State or electric utility may contest the listing of any source or site by submitting a petition to the Secretary.

“(2) The Secretary shall register and include on the Registry all sites meeting the criteria of subsection (b). The Secretary shall calculate the total amounts of potentially recoverable waste energy from sources at such sites, nationally and by State, and shall make such totals public, together with information on the air pollutant and greenhouse gas emissions savings that might be achieved with recovery of the waste energy from all sources and sites listed in the Registry.

“(3) The Secretary shall notify owners or operators of Recoverable Waste-Energy Sources and sites listed in the Registry prior to publishing the listing. The owner or operator of sources at such sites may elect to have detailed quantitative information concerning that site not made public by notifying the Secretary of that election. Information concerning that site shall be included in State totals unless there are fewer than 3 sites in the State.

“(4) As waste energy projects achieve successful recovery of waste energy, the Secretary shall remove the related sites or sources from the Registry, and shall designate the removed projects as eligible for the incentive provisions provided under this Part and the regulatory treatment required by this Part. No project shall be removed from the Registry without the consent of the owner or operator of the project if the owner or operator has submitted a petition under section 375 and such petition has not been acted upon or denied.

“(5) The Secretary shall not list any source constructed after the date of the enactment of this Part on the Registry if the Secretary determines that such source—

“(A) was developed for the primary purpose of making sales of excess electric power under the regulatory treatment provided under this Part; or

“(B) does not capture at least 60 percent of the total energy value of the fuels used (on a lower-heating-value basis) in the form of useful thermal energy, electricity, mechanical energy, chemical output, or some combination of them.

“(e) **SELF-CERTIFICATION.**—Owners, operators, or third-party developers of industrial waste-energy projects that qualify under standards established by the Secretary may self-certify their sites or sources to the Secretary for inclusion in the Registry, subject to procedures adopted by the Secretary. To prevent a fraudulent listing, the sources shall be included on the Registry only if the Secretary confirms the submitted data, at the Secretary's discretion.

“(f) **NEW FACILITIES.**—As a new energy-consuming industrial facility is developed after the enactment of this Part, to the extent it may constitute a site with recoverable waste energy that may qualify for the Registry, the Secretary may elect to include it in the Registry at the request of its owner or operator or developer on a conditional basis, removing the site if its development ceases or

it fails to qualify for listing under this Part.

“(g) **OPTIMUM MEANS OF RECOVERY.**—For each site listed in the Registry, at the request of the owner or operator of the site, the Secretary shall offer, in cooperation with Clean Energy Application Centers operated by the Secretary of Energy, suggestions of optimum means of recovery of value from waste energy stream in the form of electricity, useful thermal energy, or other energy-related products.

“(h) **REVISION.**—Each annual State report under section 548(a) of the National Energy Conservation Policy Act shall include the results of the survey for that State under this section.

“(i) **AUTHORIZATION.**—There are authorized to be appropriated to the Secretary for the purposes of creating and maintaining the Registry and services authorized by this section not more than \$1,000,000 for each of fiscal years 2008, 2009, 2010, 2011, and 2012 and not more than \$5,000,000 to the States to provide funding for State energy office functions under this section.

“**SEC. 374. ADDITIONAL INCENTIVES FOR RECOVERY, UTILIZATION AND PREVENTION OF INDUSTRIAL WASTE ENERGY.**

“(a) **CONSIDERATION OF STANDARD.**—Not later than 180 days after the receipt by a State regulatory authority (with respect to each electric utility for which it has rate-making authority), or nonregulated electric utility, of a request from a project sponsor or owner or operator, the State regulatory authority or nonregulated electric utility shall provide public notice and conduct a hearing respecting the standard established by subsection (b) and, on the basis of such hearing, shall consider and make a determination whether or not it is appropriate to implement such standard to carry out the purposes of this Part. For purposes of any such determination and any review of such determination in any court the purposes of this section supplement otherwise applicable State law. Nothing in this Part prohibits any State regulatory authority or nonregulated electric utility from making any determination that it is not appropriate to adopt any such standard, pursuant to its authority under otherwise applicable State law.

“(b) **STANDARD FOR SALES OF EXCESS POWER.**—For purposes of this section, the standard referred to in subsection (a) shall provide that an owner or operator of a waste energy recovery project identified on the Registry who generates net excess power shall be eligible to benefit from at least one of the options described in subsection (c) for disposal of the net excess power in accordance with the rate conditions and limitations described in subsection (d).

“(c) **OPTIONS.**—The options referred to in subsection (b) are as follows:

“(1) **SALE OF NET EXCESS POWER TO UTILITY.**—The electric utility shall purchase the net excess power from the owner or operator of the eligible waste-energy recovery project during the operation of the project under a contract entered into for that purpose.

“(2) **TRANSPORT BY UTILITY FOR DIRECT SALE TO THIRD PARTY.**—The electric utility shall transmit the net excess power on behalf of the project owner or operator to up to three separate locations on that utility's system for direct sale by that owner or operator to third parties at such locations.

“(3) **TRANSPORT OVER PRIVATE TRANSMISSION LINES.**—The State and the electric utility shall permit, and shall waive or modify such laws as would otherwise prohibit, the construction and operation of private electric wires constructed, owned and operated by the project owner or operator, to transport such power to up to 3 purchasers within a 3-mile radius of the project, allowing such wires to utilize or cross public

rights-of-way, without subjecting the project to regulation as a public utility, and according such wires the same treatment for safety, zoning, land-use and other legal privileges as apply or would apply to the utility's own wires, except that—

“(A) there shall be no grant of any power of eminent domain to take or cross private property for such wires, and

“(B) such wires shall be physically segregated and not interconnected with any portion of the utility's system, except on the customer's side of the utility's revenue meter and in a manner that precludes any possible export of such electricity onto the utility system, or disruption of such system.

“(4) **AGREED UPON ALTERNATIVES.**—The utility and the owner or operator of the project may reach agreement on any alternate arrangement and its associated payments or rates that is mutually satisfactory and in accord with State law.

“(d) **RATE CONDITIONS AND CRITERIA.**—

“(1) **IN GENERAL.**—The options described in paragraphs (1) and (2) in subsection (c) shall be offered under purchase and transport rate conditions reflecting the rate components defined under paragraph (2) of this subsection as applicable under the circumstances described in paragraph (3) of this subsection.

“(2) **RATE COMPONENTS.**—For purposes of this section:

“(A) **PER UNIT DISTRIBUTION COSTS.**—The term ‘per unit distribution costs’ means the utility's depreciated book-value distribution system costs divided by the previous year's volume of utility electricity sales or transmission at the distribution level in kilowatt hours.

“(B) **PER UNIT DISTRIBUTION MARGIN.**—The term ‘per unit distribution margin’ means:

“(i) In the case of a State regulated electric utility, a per-unit gross pretax profit determined by multiplying the utility's State-approved percentage rate of return for distribution system assets by the per unit distribution costs.

“(ii) In the case of a nonregulated utility, a per unit contribution to net revenues determined by dividing the amount of any net revenue payment or contribution to the nonregulated utility's owners or subscribers in the prior year by the utility's gross revenues for the prior year to obtain a percentage (but not less than 10 percent) and multiplying that percentage by the per unit distribution costs.

“(C) **PER UNIT TRANSMISSION COSTS.**—The term ‘per unit transmission costs’ means the total cost of those transmission services purchased or provided by a utility on a per-kilowatt-hour basis as included in that utility's retail rate.

“(3) **APPLICABLE RATES.**—

“(A) **RATES APPLICABLE TO SALE OF NET EXCESS POWER.**—Sales made by a project owner or operator under the option described in subsection (c) (1) shall be paid for on a per kilowatt hour basis that shall equal the full undiscounted retail rate paid to the utility for power purchased by such a facility *minus* per unit distribution costs, as applicable to the type of utility purchasing the power. If the net excess power is made available for purchase at voltages that must be transformed to or from voltages exceeding 25 kilovolts to be available for resale by the utility, then the purchase price shall further be reduced by per unit transmission costs.

“(B) **RATES APPLICABLE TO TRANSPORT BY UTILITY FOR DIRECT SALE TO THIRD PARTIES.**—Transportation by utilities of power on behalf of the owner or operator of a project under the option described in subsection (c)(2) shall incur a transportation rate equal to the per unit distribution costs and per unit distribution margin, as applicable to the type of utility transporting the power. If

the net excess power is made available for transportation at voltages that must be transformed to or from voltages exceeding 25 kilovolts to be transported to the designated third-party purchasers, then the transport rate shall further be increased by per unit transmission costs. In States with competitive retail markets for electricity, the applicable transportation rate for similar transportation shall be applied in lieu of any rate calculated under this paragraph.

“(4) LIMITATIONS.—(A) Any rate established for sale or transportation under this section shall be modified over time with changes in the electric utility’s underlying costs or rates, and shall reflect the same time-sensitivity and billing periods as are established in the retail sales or transportation rates offered by the utility.

“(B) No utility shall be required to purchase or transport an amount of net excess power under this section that exceeds the available capacity of the wires, meter, or other equipment of the electric utility serving the site unless the owner or operator of the project agrees to pay necessary and reasonable upgrade costs.

“(e) PROCEDURAL REQUIREMENTS FOR CONSIDERATION AND DETERMINATION.—(1) The consideration referred to in subsection (b) shall be made after public notice and hearing. The determination referred to in subsection (b) shall be—

“(A) in writing,

“(B) based upon findings included in such determination and upon the evidence presented at the hearing, and

“(C) available to the public.

“(2) The Secretary may intervene as a matter of right in a proceeding conducted under this section and may calculate the energy and emissions likely to be saved by electing to adopt one or more of the options, as well as the costs and benefits to ratepayers and the utility and to advocate for the waste-energy recovery opportunity.

“(3) Except as otherwise provided in paragraph (1), and paragraph (2), the procedures for the consideration and determination referred to in subsection (a) shall be those established by the State regulatory authority or the nonregulated electric utility. In the instance that there is more than one project seeking such consideration simultaneously in connection with the same utility, such proceeding may encompass all such projects, provided that full attention is paid to their individual circumstances and merits, and an individual judgment is reached with respect to each project.

“(f) IMPLEMENTATION.—(1) The State regulatory authority (with respect to each electric utility for which it has ratemaking authority) or nonregulated electric utility may, to the extent consistent with otherwise applicable State law—

“(A) implement the standard determined under this section, or

“(B) decline to implement any such standard.

“(2) If a State regulatory authority (with respect to each electric utility for which it has ratemaking authority) or nonregulated electric utility declines to implement any standard established by this section, such authority or nonregulated electric utility shall state in writing the reasons therefor. Such statement of reasons shall be available to the public, and the Secretary shall include the project in an annual report to Congress concerning lost opportunities for waste-heat recovery, specifically identifying the utility and stating the amount of lost energy and emissions savings calculated. If a State regulatory authority (with respect to each electric utility for which it has ratemaking authority) or nonregulated electric utility declines to implement the standard established by this section, the project sponsor may sub-

mit a new petition under this section with respect to such project at any time after 24 months after the date on which the State regulatory authority or nonregulated utility has declined to implement such standard.

#### “SEC. 375. CLEAN ENERGY APPLICATION CENTERS.

“(a) PURPOSE.—The purpose of this section is to rename and provide for the continued operation of the United States Department of Energy’s Regional Combined Heat and Power (CHP) Application Centers.

“(b) FINDINGS.—The Congress finds the Department of Energy’s Regional Combined Heat and Power (CHP) Application Centers program has produced significant energy savings and climate change benefits and will continue to do so through the deployment of clean energy technologies such as Combined Heat and Power (CHP), recycled waste energy and biomass energy systems, in the industrial and commercial energy markets.

“(c) RENAMING.—The Combined Heat and Power Application Centers at the Department of Energy are hereby be redesignated as Clean Energy Application Centers. Any reference in any law, rule or regulation or publication to the Combined Heat and Power Application Centers shall be treated as a reference to the Clean Energy Application Centers.

“(d) RELOCATION.—In order to better coordinate efforts with the separate Industrial Assessment Centers and to assure that the energy efficiency and, when applicable, the renewable nature of deploying mature clean energy technology is fully accounted for, the Secretary of Energy shall relocate the administration of the Clean Energy Application Centers to the Office of Energy Efficiency and Renewable Energy within the Department of Energy. The Office of Electricity Delivery and Energy Reliability shall continue to perform work on the role of such technology in support of the grid and its reliability and security, and shall assist the Clean Energy Application Centers in their work with regard to the grid and with electric utilities.

“(e) GRANTS.—

“(1) IN GENERAL.—The Secretary of Energy shall make grants to universities, research centers, and other appropriate institutions to assure the continued operations and effectiveness of 8 Regional Clean Energy Application Centers in each of the following regions (as designated for such purposes as of the date of the enactment of this section):

“(A) Gulf Coast.

“(B) Intermountain.

“(C) Mid-Atlantic.

“(D) Midwest.

“(E) Northeast.

“(F) Northwest.

“(G) Pacific.

“(H) Southeast.

“(2) ESTABLISHMENT OF GOALS AND COMPLIANCE.—In making grants under this section, the Secretary shall ensure that sufficient goals are established and met by each Center throughout the program duration concerning outreach and technology deployment.

“(f) ACTIVITIES.—Each Clean Energy Application Center shall operate a program to encourage deployment of clean energy technologies through education and outreach to building and industrial professionals, and to other individuals and organizations with an interest in efficient energy use. In addition, the Centers shall provide project specific support to building and industrial professionals through assessments and advisory activities. Funds made available under this section may be used for the following activities:

“(1) Developing and distributing informational materials on clean energy technologies, including continuation of the eight existing Web sites.

“(2) Developing and conducting target market workshops, seminars, internet programs and other activities to educate end users, regulators, and stakeholders in a manner that leads to the deployment of clean energy technologies.

“(3) Providing or coordinating onsite assessments for sites and enterprises that may consider deployment of clean energy technology.

“(4) Performing market research to identify high profile candidates for clean energy deployment.

“(5) Providing consulting support to sites considering deployment of clean energy technologies.

“(6) Assisting organizations developing clean energy technologies to overcome barriers to deployment.

“(7) Assisting companies and organizations with performance evaluations of any clean energy technology implemented.

“(g) DURATION.—A grant awarded under this section shall be for a period of 5 years, each grant shall be evaluated annually for its continuation based on its activities and results.

“(h) AUTHORIZATION.—There is authorized to be appropriated for purposes of this section the sum of \$10,000,000 for each of fiscal years 2008, 2009, 2010, 2011, and 2012.”

(b) TABLE OF CONTENTS.—The table of contents for such Act is amended by inserting the following after the items relating to part D of title III:

“Sec. 371. Survey of waste industrial energy recovery and potential use.

“Sec. 372. Definitions.

“Sec. 373. Survey and registry.

“Sec. 374. Additional incentives for recovery, utilization and prevention of industrial waste energy.

“Sec. 375. Clean Energy Application Centers.”

### PART 6—ENERGY EFFICIENCY OF PUBLIC INSTITUTIONS

#### SEC. 1071. DEFINITIONS.

For purposes of this part—

(1) the term “CHP” means combined heat and power, or the generation of electric energy and heat in a single, integrated system;

(2) the term “institutional entities” means local governments, public school districts, municipal utilities, State governments, Federal agencies, and other entities established by local, State, or Federal agencies to meet public purposes, and public or private colleges, universities, airports, and hospitals;

(3) the term “renewable thermal energy sources” means non-fossil-fuel energy sources, including biomass, geothermal, solar, natural sources of cooling such as cold lake or ocean water, and other sources that can provide heating or cooling energy;

(4) the term “sustainable energy infrastructure” means facilities for production of energy from CHP or renewable thermal energy sources and distribution of thermal energy to users; and

(5) the term “thermal energy” means heating or cooling energy in the form of hot water or steam (heating energy) or chilled water (cooling energy).

#### SEC. 1072. TECHNICAL ASSISTANCE PROGRAM.

(a) ESTABLISHMENT.—The Secretary of Energy shall, with funds appropriated for this purpose, implement a program of information dissemination and technical assistance to institutional entities to assist them in identifying, evaluating, designing, and implementing sustainable energy infrastructure.

(b) INFORMATION DISSEMINATION.—The Secretary shall develop and disseminate information and assessment tools addressing—

(1) identification of opportunities for sustainable energy infrastructure;

(2) technical and economic characteristics of sustainable energy infrastructure;

(3) utility interconnection, and negotiation of power and fuel contracts;

(4) financing alternatives;

(5) permitting and siting issues;

(6) case studies of successful sustainable energy infrastructure systems; and

(7) computer software for assessment, design, and operation and maintenance of sustainable energy infrastructure systems.

(c) **ELIGIBLE COSTS.**—Upon application by an institutional entity, the Secretary may make grants to such applicant to fund—

(1) 75 percent of the cost of feasibility studies to assess the potential for implementation or improvement of sustainable energy infrastructure;

(2) 60 percent of the cost of guidance on overcoming barriers to project implementation, including financial, contracting, siting, and permitting barriers; and

(3) 45 percent of the cost of detailed engineering and design of sustainable energy infrastructure.

(d) **AUTHORIZATION OF APPROPRIATIONS.**—There are authorized to be appropriated to carry out this section \$15,000,000 for fiscal year 2008, \$15,000,000 for fiscal year 2009, and \$15,000,000 for fiscal year 2010.

**SEC. 1073. REVOLVING FUND.**

(a) **ESTABLISHMENT.**—The Secretary of Energy shall, with funds appropriated for this purpose, create a Sustainable Institutions Revolving Fund for the purpose of establishing and operating a Sustainable Institutions Revolving Fund (in this section referred to as the “SIRF”) for the purpose of providing loans for the construction or improvement of sustainable energy infrastructure to serve institutional entities.

(b) **ELIGIBLE COSTS.**—A loan provided from the SIRF shall be for no more than 70 percent of the total capital costs of a project, and shall not exceed \$15,000,000. Such loans shall be for constructing sustainable energy infrastructure, including—

(1) plant facilities used for producing thermal energy, electricity, or both;

(2) facilities for storing thermal energy;

(3) facilities for distribution of thermal energy; and

(4) costs for converting buildings to use thermal energy from sustainable energy sources.

(c) **QUALIFICATIONS.**—Loans from the SIRF may be made to institutional entities for projects meeting the qualifications and conditions established by the Secretary, including the following minimum qualifications:

(1) The project shall be technically and economically feasible as determined by a detailed feasibility analysis performed or corroborated by an independent consultant.

(2) The borrower shall demonstrate that adequate and comparable financing was not found to be reasonably available from other sources, and that the project is economically more feasible with the availability of the SIRF loan.

(3) The borrower shall obtain commitments for the remaining capital required to implement the project, contingent on approval of the SIRF loan.

(4) The borrower shall provide to the Secretary reasonable assurance that all laborers and mechanics employed by contractors or subcontractors in the performance of construction work financed in whole or in part with a loan provided under this section will be paid wages at rates not less than those prevailing on similar work in the locality as determined by the Secretary of Labor in accordance with subchapter IV of chapter 31 of title 40, United States Code (commonly referred to as the Davis-Bacon Act).

(d) **FINANCING TERMS.**—(1) Interest on a loan under this section may be a fixed rate

or floating rate, and shall be equal to the Federal cost of funds consistent with the loan type and term, minus 1.5 percent.

(2) Interest shall accrue from the date of the loan, but the first payment of interest shall be deferred, if desired by the borrower, for a period ending not later than 3 years after the initial date of operation of the system.

(3) Interest attributable to the period of deferred payment shall be amortized over the remainder of the loan term.

(4) Principal shall be repaid on a schedule established at the time the loan is made. Such payments shall begin not later than 3 years after the initial date of operation of the system.

(5) Loans made from the SIRF shall be repayable over a period ending not more than 20 years after the date the loan is made.

(6) Loans shall be repayable at any time without penalty.

(7) SIRF loans shall be subordinate to other loans for the project.

(e) **FUNDING CYCLES.**—Applications for loans from the SIRF shall be received on a periodic basis at least semiannually.

(f) **APPLICATION OF REPAYMENTS FOR DEFICIT REDUCTION.**—Loans from the SIRF shall be made, with funds available for this purpose, during the 10 years starting from the date that the first loan from the fund is made. Until this 10-year period ends, funds repaid by borrowers shall be deposited in the SIRF to be made available for additional loans. Once loans from the SIRF are no longer being made, repayments shall go directly into the United States Treasury.

(g) **PRIORITIES.**—In evaluating projects for funding, priority shall be given to projects which—

(1) maximize energy efficiency;

(2) minimize environmental impacts, including from regulated air pollutants, greenhouse gas emissions, and the use of refrigerants known to cause ozone depletion;

(3) use renewable energy resources;

(4) maximize oil displacement; and

(5) benefit economically-depressed areas.

(h) **REGULATIONS.**—Not later than one year after the date of enactment of this Act, the Secretary of Energy shall develop a plan and adopt rules and procedures for establishing and operating the SIRF.

(i) **PROGRAM REVIEW.**—Every two years the Secretary shall report to the Congress on the status and progress of the SIRF.

(j) **AUTHORIZATION OF APPROPRIATIONS.**—There are authorized to be appropriated to carry out this section \$250,000,000 for fiscal year 2008 and \$500,000,000 for each of the fiscal years 2009 through 2012.

**SEC. 1074. REAUTHORIZATION OF STATE ENERGY PROGRAMS.**

Section 365(f) of the Energy Policy and Conservation Act (42 U.S.C. 6325(f)) is amended by striking “\$100,000,000 for each of the fiscal years 2006 and 2007 and \$125,000,000 for fiscal year 2008” and inserting “\$125,000,000 for each of the fiscal years 2007, 2008, 2009, 2010, 2011, and 2012”.

**Subtitle B—Smart Grid and Demand Response**

**SEC. 1101. STATEMENT OF POLICY ON MODERNIZATION OF ELECTRICITY GRID.**

(a) **SMART GRID CHARACTERISTICS.**—It is the policy of the United States to support the modernization of the Nation’s electricity transmission and distribution system to incorporate digital information and controls technology and to share real-time pricing information with electricity customers to achieve each of the following, which together characterize a smart grid:

(1) Increased reliability, security and efficiency of the electric grid.

(2) Dynamic optimization of grid operations and resources, with full cyber-security.

(3) Deployment and integration of distributed resources and generation.

(4) Development and incorporation of demand response demand-side resources, and energy efficiency resources.

(5) Deployment of “smart” technologies for metering, communications concerning grid operations and status, and distribution automation.

(6) Integration of “smart” appliances and consumer devices.

(7) Deployment and integration of renewable energy resources, both to the grid and on the customer side of the electric meter.

(8) Deployment and integration of advanced electricity storage and peak-sharing technologies, including plug-in electric and hybrid electric vehicles, and thermal-storage air conditioning.

(9) Provision to consumers of new information and control options.

(10) Continual environmental improvement in electricity production and distribution.

(11) Enhanced capacity and efficiency of electricity networks, reduction of line losses, and maintenance of power quality.

(b) **SUPPORT.**—The Secretary of Energy and the Federal Energy Regulatory Commission and other Federal agencies as appropriate shall undertake programs to support the development and demonstration of Smart Grid technologies and standards to maximize the achievement of these goals.

(c) **BARRIERS.**—It is further the policy of the United States that no State, State agency, or local government or instrumentality thereof should prohibit, or erect unreasonable barriers to, the deployment of smart grid technologies on an electric utility’s distribution facilities, or unreasonably limit the services that may be provided using such technologies.

(d) **INFORMATION.**—It is further the policy of the United States that electricity purchasers are entitled to receive information about the varying value of electricity at different times and places, and that States shall not prohibit nor erect unreasonable barriers to the provision of such information flows to end users.

**SEC. 1102. GRID ASSESSMENT AND REPORT.**

(a) **IN GENERAL.**—The Secretary of Energy, in consultation with the Federal Energy Regulatory Commission shall undertake, and update on a biannual basis, an assessment of the progress toward modernizing the electric system from generation to ultimate electricity consumption, including implementation of “smart grid” technologies. The Secretary of Energy, in consultation with the Federal Energy Regulatory Commission shall prepare this assessment with input from stakeholders including but not limited to electric utilities, other Federal offices, States, companies involved in developing related technologies, the National Electric Reliability Organization recognized by the Federal Energy Regulatory Commission, electricity customers, and persons with special related expertise. The assessment shall include each of the following:

(1) An updated inventory of existing smart grid systems.

(2) A description of the condition of existing grid infrastructure and procedures for determining the need for new infrastructure;

(3) A description of any plans of States, utilities, or others to introduce smart grid systems and technologies.

(4) An assessment of constraints to deployment of smart grid technology and most important opportunities for doing so, including the readiness or lack thereof of enabling technologies.

(5) An assessment of remaining potential benefits resulting from introduction of smart grid systems, including benefits related to demand-side efficiencies, improved reliability, improved security, reduced prices,

and improved integration of renewable resources.

(6) Recommendations for legislative or regulatory changes to remove barriers to and create incentives for smart grid system implementation and to meet the policy goals of this part.

(7) An estimate of the potential costs required for modernization of the electricity grid, with specificity relative to geographic areas and components of the grid, together with an assessment of whether the necessary funds would be available to meet such costs, and the sources of such funds.

(8) An assessment of ancillary benefits to other economic sectors or activities beyond the electricity sector, such as potential broadband service over power lines.

(9) An assessment of technologies, activities or opportunities in energy end use devices, customer premises, buildings, and power generation and storage devices that could accelerate or expand the impact and effectiveness of smart grid advances.

(10) An assessment of potential risks to personal privacy, corporate confidentiality, and grid security from the spread of smart grid technologies, and if so what additional measures and policies are needed to assure privacy and information protection for electric customers and grid partners, and cybersecurity protection for extended grid systems.

(11) An assessment of the readiness of market forces to drive further implementation and evolution of "smart grid" technologies in the absence of government leadership.

(12) Recommendations to the Congress and other Federal officers on actions they should take to assist.

The Secretary of Energy, in consultation with the Federal Energy Regulatory Commission may request electric utilities to provide information relating to deployment and planned deployment of smart grid systems and technologies. At the request of the utility, the Secretary of Energy, in consultation with the Federal Energy Regulatory Commission shall maintain the confidentiality of utility-specific or specific security-related information. The Secretary of Energy, in consultation with the Federal Energy Regulatory Commission shall provide opportunities for input and comment by interested persons, including representatives of electricity consumers, Smart Grid technology service providers, the electric utility industry, and State and local government.

(b) STATE AND REGIONAL ASSESSMENT AND REPORT.—States or groups of States are encouraged to participate in the development of State or region-specific components of the assessment and report under subsection (a). Such State-specific components may address the assessment and reporting criteria above but also may include but not be limited to any of the following:

(1) Assessment of types of security threats to electricity delivery.

(2) Energy assurance and response plans to address security threats.

(3) Plans for introduction of smart grid systems and technologies over 3, 5, and 10 year planning horizons.

The Secretary of Energy, in consultation with the Federal Energy Regulatory Commission may make grants to States that begin development of a State or Regional Plan within 180 days after the enactment of this Act to offset up to one-half of the costs required to develop such plans.

(c) INTEROPERABILITY PROTOCOLS AND MODEL STANDARDS FOR INFORMATION MANAGEMENT.—

(1) IN GENERAL.—The Secretary of Energy, in consultation with the Federal Energy Regulatory Commission shall work with Smart Grid stakeholders to lead towards the

earliest feasible development of flexible, uniform, and consensus protocols or model standards for information management among and interoperability of smart grid devices and systems. Such protocols and model standards shall allow such devices to communicate and function over multiple technologies, including wireless, cable, satellite, broadband-over-power line, and telephone. Such protocols and model standards should align policy, business, and technology approaches in a way that enables all electric resources, including demand side resources, to contribute to an efficient, reliable electricity network, on an automated basis, as appropriate.

(2) SCOPE OF PROTOCOLS AND MODEL STANDARDS.—The protocols and model standards shall accommodate centralized and distributed generation, transmission and distribution resources, including advanced technologies to improve the efficiency and reliability of the electric power transmission and distributions system, renewable generation, energy storage, energy efficiency, and demand response and enabling devices and systems.

(3) ESTABLISHMENT OF WORKING GROUP.—Not later than 90 days after the date of enactment of this Act the Secretary of Energy, in consultation with the Federal Energy Regulatory Commission shall establish a working group comprised of electric industry experts to assist in developing the protocols and model standards described in this subsection and guide the Federal participation in that process. Members appointed to the working group shall represent the various sectors of the electricity industry, including sectors relating to the generation, transmission, distribution and end-user.

(4) DEVELOPMENT OF PROTOCOLS AND MODEL STANDARDS.—In developing the protocols and model standards, the working group shall consult with expert groups such as the Gridwise Architecture Council, the Institute of Electrical and Electronics Engineers, other electric industry groups, customer and manufacturer groups, and any appropriate Federal and State agencies. The proposed protocols and model standards shall be made available in the public domain, except to the extent they may allow or create threats to grid reliability and security.

(5) PROPOSAL FOR PROTOCOLS AND MODEL STANDARDS.—

(A) IN GENERAL.—Not later than 1 year after the date of enactment of this Act, the working group shall submit to the Secretary of Energy, in consultation with the Federal Energy Regulatory Commission recommendations concerning development of proposed protocols and model standards and recommendations for Federal support in the implementation of such protocols and model standards.

(B) REVIEW BY THE SECRETARY OF ENERGY, IN CONSULTATION WITH THE FEDERAL ENERGY REGULATORY COMMISSION.—On receipt of the recommendations under subparagraph (A), the Secretary of Energy, in consultation with the Federal Energy Regulatory Commission shall take such action as necessary to encourage the adoption of the protocols and model standards and their implementation.

(C) PUBLICATION OF PROTOCOLS AND MODEL STANDARDS.—The Secretary of Energy, in consultation with the Federal Energy Regulatory Commission shall publish, not later than 3 years after the date of the enactment of this Act, and every two years thereafter, a report on the status of interoperability of smart grid technologies, and the availability of protocols and model standards to allow such interoperability.

(d) AUTHORIZATION OF APPROPRIATIONS.—There are authorized to be appropriated to carry out the purposes of this section the

sum of \$25,000,000 for each of the fiscal years 2008 through 2012, and such sums as may be necessary thereafter through fiscal year 2018.

**SEC. 1103. FEDERAL MATCHING FUND FOR SMART GRID INVESTMENT COSTS.**

(a) MATCHING FUND.—The Secretary of Energy shall establish a Smart Grid Investment Matching Grant Program to provide reimbursement of one-fourth of qualifying Smart Grid investments.

(b) QUALIFYING INVESTMENTS.—Qualifying Smart Grid investments may include any of the following made on or after the date of enactment of this Act:

(1) In the case of appliances covered for purposes of establishing energy conservation standards under part B of title III of the Energy Policy and Conservation Act of 1975 (42 U.S.C. 6291 and following), the documented expenditures incurred by a manufacturer of such appliances associated with purchasing or designing, creating the ability to manufacture, and manufacturing and installing for one calendar year, internal devices that allow the appliance to engage in Smart Grid functions.

(2) In the case of specialized electricity-using equipment, including motors and drivers, installed in industrial or commercial applications, the documented expenditures incurred by its owner or its manufacturer of installing devices or modifying that equipment to engage in Smart Grid functions.

(3) In the case of transmission and distribution equipment fitted with monitoring and communications devices to enable smart grid functions, the documented expenditures incurred by the electric utility to purchase and install such monitoring and communications devices.

(4) In the case of metering devices, sensors, control devices, and other devices integrated with and attached to an electric utility system that are capable of engaging in Smart Grid functions, the documented expenditures incurred by the electric utility and its customers to purchase and install such devices.

(5) In the case of software that enables devices or computers to engage in Smart Grid functions, the documented purchase costs of the software.

(6) In the case of entities that operate or coordinate operations of regional electric grids, the documented expenditures for purchasing and installing such equipment that allows Smart Grid functions to operate and be combined or coordinated among multiple electric utilities and between that region and other regions.

(7) In the case of persons or entities other than electric utilities owning and operating a distributed electricity generator, the documented expenditures of enabling that generator to be monitored, controlled, or otherwise integrated into grid operations and electricity flows on the grid utilizing Smart Grid functions.

(8) In the case of electric or hybrid-electric vehicles, the documented expenses for devices that allow the vehicle to engage in Smart Grid functions.

(9) The documented expenditures related to purchasing and implementing Smart Grid functions in such other cases as the Secretary of Energy shall identify. In making such grants, the Secretary shall seek to reward innovation and early adaptation, even if success is not complete, rather than deployment of proven and commercially viable technologies.

(c) INVESTMENTS NOT INCLUDED.—Qualifying Smart Grid investments do not include any of the following:

(1) Expenditures for electricity generation, transmission, or distribution infrastructure or equipment not directly related to enabling Smart Grid functions.

(2) After the effective date of a standard under paragraph (21) of section 111(d) of the

Public Utility Regulatory Policies Act of 1978 (relating to Smart Grid information), an investment that is not in compliance with such standard.

(3) After the development and publication by the Secretary of Energy, in consultation with the Federal Energy Regulatory Commission of protocols and model standards for interoperability of smart grid devices and technologies, an investment that fails to incorporate any of such protocols or model standards.

(4) Expenditures for physical interconnection of generators or other devices to the grid except those that are directly related to enabling Smart Grid functions.

(5) Expenditures for ongoing salaries, benefits, or personnel costs not incurred in the initial installation, training, or start up of smart grid functions.

(6) Expenditures for travel, lodging, meals or other personal costs.

(7) Ongoing or routine operation, billing, customer relations, security, and maintenance expenditures.

(8) Such other expenditures that the Secretary of Energy determines not to be Qualifying Smart Grid Investments by reason of the lack of the ability to perform smart grid functions or lack of direct relationship to smart grid functions.

(d) SMART GRID FUNCTIONS.—The term “smart grid functions” means any of the following:

(1) The ability to develop, store, send and receive digital information concerning electricity use, costs, prices, time of use, nature of use, storage, or other information relevant to device, grid, or utility operations, to or from or by means of the electric utility system, through one or a combination of devices and technologies.

(2) The ability to develop, store, send and receive digital information concerning electricity use, costs, prices, time or use, nature of use, storage, or other information relevant to device, grid, or utility operations to or from a computer or other control device.

(3) The ability to measure or monitor electricity use as a function of time of day, power quality characteristics such as voltage level, current, cycles per second, or source or type of generation and to store, synthesize or report that information by digital means.

(4) The ability to sense and localize disruptions or changes in power flows on the grid and communicate such information instantaneously and automatically for purposes of enabling automatic protective responses to sustain reliability and security of grid operations.

(5) The ability to detect, prevent, communicate with regard to, respond to, or recover from system security threats, including cyber-security threats and terrorism, using digital information, media, and devices.

(6) The ability of any appliance or machine to respond to such signals, measurements, or communications automatically or in a manner programmed by its owner or operator without independent human intervention.

(7) The ability to use digital information to operate functionalities on the electric utility grid that were previously electro-mechanical or manual.

(8) The ability to use digital controls to manage and modify electricity demand, enable congestion management, assist in voltage control, provide operating reserves, and provide frequency regulation.

(9) Such other functions as the Secretary of Energy may identify as being necessary or useful to the operation of a Smart Grid.

(e) OFFICE.—The Secretary of Energy shall—

(1) establish an Office to administer the Smart Grid Investment Grant Program, assuring that expert resources from the Office of Energy Distribution and Electricity Reli-

ability, and the Office of Energy Efficiency and Renewable Energy are fully available to advise on its administration and actions;

(2) appoint a Senior Executive Service officer to direct the Office, together with such personnel as are required to administer the Smart Grid Investment Grant program;

(3) establish and publish in the Federal Register, within 180 days after the enactment of this Act procedures by which applicants who have made qualifying Smart Grid investments can seek and obtain reimbursement of one-fourth of their documented expenditures;

(4) establish procedures to assure that there is no duplication or multiple reimbursement for the same investment or costs, that the reimbursement goes to the party making the actual expenditures for Qualifying Smart Grid Investments, and that the grants made have significant effect in encouraging and facilitating the development of a smart grid.;

(5) maintain public records of reimbursements made, recipients, and qualifying Smart Grid investments which have received reimbursements;

(6) establish procedures to provide, in cases deemed by the Secretary to be warranted, advance payment of moneys up to the full amount of the projected eventual reimbursement, to creditworthy applicants whose ability to make Qualifying Smart Grid Investments may be hindered by lack of initial capital, in lieu of any later reimbursement for which that applicant qualifies, and subject to full return of the advance payment in the event that the Qualifying Smart Grid investment is not made;

(7) establish procedures to provide, in the event appropriated moneys in any year are insufficient to provide reimbursements for qualifying Smart Grid investments, that such reimbursement would be made in the next fiscal year or whenever funds are again sufficient, with the condition that the insufficiency of funds to reimburse Qualifying Smart Grid Investments from moneys appropriated for that purpose does not create a Federal obligation to that applicant; and

(8) have and exercise the discretion to deny grants for investments that do not qualify in the reasonable judgement of the Secretary.

(f) AUTHORIZATION OF APPROPRIATIONS.—There are authorized to be appropriated to the Secretary of Energy the sums of—

(1) \$10,000,000 for each of fiscal years 2008 through 2012 to provide for administration of the Smart Grid Investment Matching Fund; and

(2) \$250,000,000 for fiscal year 2008 and \$500,000,000 for each of fiscal years 2009 through 2012 to provide reimbursements of one-fourth of Qualifying Smart Grid Investments.

#### SEC. 1104. SMART GRID INFORMATION REQUIREMENTS.

(a) FINDINGS.—Congress finds that Smart Grid technologies will require, for their optimum use by electricity consumers, that such consumers have access to information on prices, use, and other factors in possession of their utilities or electricity suppliers, in order to assist the customers in optimizing their electricity use and limiting the associated environmental impacts.

(b) DEVELOPMENT OF RULES.—The Federal Energy Regulatory Commission shall develop and declare a standard for the collection, presentation and delivery of information to electricity purchasers.

(c) APPLICATION OF SMART GRID INFORMATION STANDARD TO WHOLESALE MARKETS.—Within 60 days of the declaration of the standard under subsection (b), the Federal Energy Regulatory Commission shall propose a rule under which all public utilities, with respect to federally jurisdictional sales

for resale of electricity in interstate commerce, and all approved regional transmission organizations subject to its jurisdiction, will implement those elements of the Smart Grid information standard developed pursuant to this section that the Commission determines to be relevant and to add value for purchasers of wholesale power or those utilizing interstate transmission.

#### SEC. 1105. STATE CONSIDERATION OF INCENTIVES FOR SMART GRID.

(a) CONSIDERATION OF ADDITIONAL STANDARDS.—Section 111(d) of the Public Utility Regulatory Policies Act of 1978 (16 U.S.C. 2621(d)) is amended by adding at the end:

“(18) UTILITY INVESTMENT IN SMART GRID INVESTMENTS.—Each electric utility shall prior to undertaking investments in non-advanced grid technologies demonstrate that alternative investments in advanced grid technologies have been considered, including from a standpoint of cost-effectiveness, where such cost-effectiveness considers costs and benefits on a life-cycle basis.

“(19) UTILITY COST OF SMART GRID INVESTMENTS.—Each electric utility shall be permitted to—

“(A) recover from ratepayers the capital and operating expenditures and other costs of the utility for qualified smart grid system, including a reasonable rate of return on the capital expenditures of the utility for a qualified smart grid system, and

“(B) recover in a timely manner the remaining book-value costs of equipment rendered obsolete by the deployment of a qualified smart grid system, based on the remaining depreciable life of the obsolete equipment.

“(20) RATE DESIGN MODIFICATIONS TO PROMOTE ENERGY EFFICIENCY INVESTMENTS.—

“(A) IN GENERAL.—The rates allowed to be charged by any electric utility shall—

“(i) align utility incentives with the delivery of cost-effective energy efficiency; and

“(ii) promote energy efficiency investments.

“(B) POLICY OPTIONS.—In complying with subparagraph (A), each State regulatory authority and each nonregulated utility shall consider—

“(i) removing the throughput incentive and other regulatory and management disincentives to energy efficiency;

“(ii) providing utility incentives for the successful management of energy efficiency programs;

“(iii) including the impact on adoption of energy efficiency as 1 of the goals of retail rate design, recognizing that energy efficiency must be balanced with other objectives;

“(iv) adopting rate designs that encourage energy efficiency for each customer class; and

“(v) allowing timely recovery of energy efficiency-related costs.

“(21) SMART GRID INFORMATION.—

“(A) STANDARD.—All electricity purchasers shall be provided direct access, both in written and electronic machine-readable form, to information from their electricity provider as provided in subparagraph (B).

“(B) INFORMATION.—Information provided under this section shall conform to the standardized rules issued by the Federal Energy Regulatory Commission under section 1106(b) of the American Made Energy and Good Jobs Act and shall include:

“(i) PRICES.—Purchasers and other interested persons shall be provided with information on:

“(I) Time-based electricity prices in the wholesale electricity market; and

“(II) Time-based electricity retail prices or rates that are available to the purchasers.

“(ii) USAGE.—Purchasers shall be provided with the number of electricity units, expressed in kwh, purchased by them

“(iii) INTERVALS AND PROJECTIONS.—Updates of information on prices and usage shall be offered on not less than a daily basis, shall include hourly price and use information, where available, and shall include a day-ahead projection of such price information to the extent available.

“(iv) SOURCES.—Purchasers and other interested person shall be provided with written information on the sources of the power provided by the utility, to the extent it can be determined, by type of generation, including greenhouse gas emissions and criteria pollutants associated each type of generation, for intervals during which such information is available on a cost-effective basis, but not less than monthly.

“(C) ACCESS.—Purchasers shall be able to access their own information at any time through the internet and on other means of communication elected by that utility for Smart Grid applications. Other interested persons shall be able to access information not specific to any purchaser through the Internet. Information specific to any purchaser shall be provided solely to that purchaser.”

(b) RECONSIDERATION OF CERTAIN STANDARDS.—Section 112 of the Public Utility Regulatory Policies Act of 1978 (16 U.S.C. 2622) is amended by adding the following at the end thereof:

“(g) RECONSIDERATION OF PRIOR TIME-OF-DAY AND COMMUNICATION STANDARDS.—Not later than 1 year after the enactment of this subsection, each State regulatory authority (with respect to each electric utility for which it has ratemaking authority) and each nonregulated utility shall commence a reconsideration under section 111, or set a hearing date for reconsideration, with respect to the standards established by paragraphs (3) and (14) of section 111(d) to take into account Smart Grid technologies. Not later than 2 years after the date of the enactment of this subsection, each State regulatory authority (with respect to each electric utility for which it has ratemaking authority), and each nonregulated electric utility, shall complete the reconsideration, and shall make the determination, referred to in section 111 with respect to the standards established by paragraphs (3) and (14) of section 111(d).”

(c) COMPLIANCE.—

(1) TIME LIMITATIONS.—Section 112(b) of the Public Utility Regulatory Policies Act of 1978 (16 U.S.C. 2622(b)) is amended by adding the following at the end thereof:

“(6)(A) Not later than 1 year after the enactment of this paragraph, but not less than 3 years after the conclusion of any prior review of such standards, each State regulatory authority (with respect to each electric utility for which it has ratemaking authority) and each nonregulated utility shall commence the consideration referred to in section 111, or set a hearing date for consideration, with respect to the standards established by paragraphs (18) through (20) of section 111(d). Not later than 6 months after the promulgation of rules by the Federal Energy Regulatory Commission under section 1106(b) of the American Made Energy and Good Jobs Act, each State regulatory authority (with respect to each electric utility for which it has ratemaking authority) and each nonregulated utility shall commence the consideration referred to in section 111, or set a hearing date for consideration, with respect to the standard established by paragraph (21) of section 111(d).

“(B) Not later than 2 years after the date of the enactment of the this paragraph, but not less than 4 years after the conclusion of any prior review of such standard, each State regulatory authority (with respect to each electric utility for which it has ratemaking authority), and each nonregulated

electric utility, shall complete the consideration, and shall make the determination, referred to in section 111 with respect to each standard established by paragraphs (18) through (20) of section 111(d). Not later than 18 months after the promulgation of rules by the Federal Energy Regulatory Commission under section 1106(b) of the American Made Energy and Good Jobs Act each State regulatory authority (with respect to each electric utility for which it has ratemaking authority), and each nonregulated electric utility, shall complete the consideration, and shall make the determination, referred to in section 111 with respect to each standard established by paragraph (21) of section 111(d).”

(2) FAILURE TO COMPLY.—Section 112(c) of such Act is amended by adding the following at the end: “In the case of the standards established by paragraphs (18) through (21) of section 111(d), the reference contained in this subsection to the date of enactment of this Act shall be deemed to be a reference to the date of enactment of such paragraphs.”

(3) PRIOR STATE ACTIONS.—Section 112(d) of such Act is amended by inserting “and paragraphs (18) through (20)” before “of such 111(d).”

**SEC. 1106. DOE STUDY OF SECURITY ATTRIBUTES OF SMART GRID SYSTEMS.**

(a) DOE STUDY.—The Secretary of Energy shall, within 6 months after the he completes the first biennial assessment and report under section 1102 of the American Made Energy and Good Jobs Act, submit a report to Congress that provides a quantitative assessment and determination of the existing and potential impacts of the deployment of Smart Grid systems on improving the security of the Nation’s electricity infrastructure and operating capability. The report shall include but not be limited to specific recommendations on each of the following:

(1) How smart grid systems can help in making the Nation’s electricity system less vulnerable to disruptions due to intentional acts against the system.

(2) How smart grid systems can help in restoring the integrity of the Nation’s electricity system subsequent to disruptions.

(3) How smart grid systems can facilitate emergency communications and control of the Nation’s electricity system during times of localized or nationwide emergency.

(b) CONSULTATION.—The Secretary shall consult with other Federal agencies in the development of the report under this section, including but not limited to the Secretary of Homeland Security, the Federal Energy Regulatory Commission and the Electric Reliability Organization certified by the Commission under section 215(c) of the Federal Power Act (16 U.S.C. 824 o) as added by section 1211 of the Energy Policy Act of 2005 (P.L. 109-58; 119 Stat.941)

(c) FUNDING.—The Secretary shall fund demonstration projects for the purpose of demonstrating the findings of the report under this section. Not more than \$10,000,000 are authorized to be appropriated for such projects.

**Subtitle C—Loan Guarantee Improvement**  
**SEC. 1201. AMOUNT OF LOANS GUARANTEED.**

Section 1702(c) of the Energy Policy Act of 2005 (42 U.S.C. 16512(c)) is amended to read as follows:

“(c) AMOUNT.—

“(1) PERCENTAGE OF PROJECT COST.—A guarantee by the Secretary shall not exceed an amount equal to 80 percent of the project cost of the facility that is the subject of the guarantee, as estimated at the time at which the guarantee is issued, and shall be no less than the minimum amount determined by the Secretary to be likely to attract non-guaranteed investment adequate to capitalize the project.

“(2) PERCENTAGE OF LOAN.—Subject to paragraph (1), the Secretary may guarantee up to 100 percent of any loan or other debt obligation of the borrower to fund an eligible project.”

**SEC. 1202. EXCLUSION OF CATEGORIES.**

Section 1704 of the Energy Policy Act of 2005 (42 U.S.C. 16514) is amended by adding at the end the following new subsection:

“(c) EXCLUSION OF CATEGORIES.—No appropriation authorized pursuant to this section may exclude any category of eligible project described in section 1703.”

**Subtitle D—Fuels and Transportation**

**PART 1—FUELS AND TRANSPORTATION**

**SEC. 1301. ALTERNATIVE FUELS PROGRAM.**

(a) IN GENERAL.—Section 211 of the Clean Air Act (42 U.S.C. 4575) is amended by adding the following new subsection at the end thereof:

“(t) ALTERNATIVE FUEL PROGRAM.—

“(1) DEFINITIONS.—In this section—

“(A) ALTERNATIVE FUEL.—

“(i) IN GENERAL.—The term ‘alternative fuel’ means the portion of any motor vehicle or nonroad fuel, as measured by volume, that consists of—

“(I) renewable fuel;

“(II) methanol, denatured ethanol, butanol, and other alcohols;

“(III) natural gas, including liquid fuels domestically produced from natural gas;

“(IV) liquefied petroleum gas;

“(V) hydrogen;

“(VI) qualifying coal-derived liquid fuel;

“(VII) fuels (not including a fuel that consists of alcohol) derived from biological materials (including biodiesel);

“(VIII) electricity provided from the electric power transmission and distribution system; and

“(IX) any other fuel that the Administrator determines, by rule, is not derived from crude oil and would yield energy security benefits or environmental benefits.

“(ii) QUALIFYING COAL-DERIVED LIQUID FUEL.—The term ‘qualifying coal-derived liquid fuel’ means liquid fuel produced by a project that—

“(I) converts coal to one or more liquid or gaseous transportation fuels;

“(II) demonstrates the capture, and sequestration or disposal or use of, the carbon dioxide produced in the conversion process; and

“(III) on the basis of a carbon dioxide sequestration plan prepared by the applicant, is certified by the Administrator, in consultation with the Secretary of Energy, as producing fuel with life cycle carbon dioxide emissions at or below the average life cycle carbon dioxide emissions for the same type of fuel produced at traditional petroleum based facilities with similar annual capacities.

“(iii) BLENDING COMPONENTS.—The term ‘alternative fuel’ includes any portion of a blending component that is derived from an alternative fuel.

“(B) NONROAD FUEL.—The term ‘nonroad fuel’ means fuel that is used, intended for use, or made available for use as a fuel in a nonroad engine or a nonroad vehicle.

“(C) OBLIGATED PARTY.—The term ‘obligated party’ means any refiner, blender, or importer of motor vehicle, or nonroad, gasoline or diesel fuel, that is designated an obligated party under regulations issued by the Administrator for purposes of this subsection.

“(D) OTHER TERMS.—The terms used in this subsection have the same meaning as when used in subsection (o).

“(2) ALTERNATIVE FUEL REGULATIONS.—

“(A) STANDARD.—Not later than 2 years after the date of enactment of this subsection, and from time to time thereafter, the Administrator shall promulgate regulations to ensure that motor vehicle and



nonroad fuel sold or introduced into commerce in the United States, on an annual average basis, contains the applicable volume of alternative fuel determined in accordance with this subsection.

“(B) PROVISIONS OF REGULATIONS.—Regardless of the date of promulgation, the regulations promulgated under subparagraph (A)—

“(i) shall contain compliance provisions applicable to refiners, blenders, distributors, and importers, as appropriate, to ensure that the requirements of this paragraph are met; but

“(ii) shall not—

“(I) restrict geographic areas in which alternative fuel may be used; or

“(II) impose any per-gallon obligation for the use of alternative fuel.

“(3) APPLICABLE VOLUME.—For the purpose of the regulations under this subsection, the applicable volume (in billions of gallons) shall be determined under this paragraph.

“(A) CALENDAR YEARS 2013 THROUGH 2025.—The applicable volume (in billions of gallons) for the calendar years 2013 through 2025 shall be as provided in the following table:

calendar year	applicable volume
2013	14
2014	15
2015	16
2016	17
2017	18
2018	19
2019	20
2020	21
2021	23
2022	26
2023	29
2024	32
2025	35

“(B) CALENDAR YEAR 2026 AND THEREAFTER.—Except as otherwise provided in this paragraph, the applicable volume for calendar year 2026 and each calendar year there-

after shall be determined by rule by the Administrator, in coordination with the Secretary of Agriculture and the Secretary of Energy, based on a review of the implementation of the program under this subsection during calendar years 2020 through 2025, including a review of each of the following:

“(i) The impact of the use of alternative fuels on the energy security of the United States.

“(ii) The impact of the use of alternative fuels on public health and the environment, including air and water quality.

“(iii) The expected annual rate of future production of alternative fuels.

“(iv) The impact of alternative fuels on the infrastructure of the United States, including the deliverability of materials, goods, and products other than alternative fuels, and the sufficiency of the infrastructure to deliver alternative fuel.

“(v) The impact of the use of alternative fuels on job creation, the price and supply of agricultural commodities, and rural economic development.

“(C) MINIMUM APPLICABLE VOLUME FOR CALENDAR YEAR 2026 AND THEREAFTER.—For the purpose of subparagraph (B), the minimum applicable volume for calendar year 2026 and each calendar year thereafter shall be equal to the product obtained by multiplying the number obtained under clause (i) by the ratio obtained under clause (ii).

“(i) The number of gallons of motor vehicle and nonroad fuel that the Administrator estimates will be sold or introduced into commerce in the calendar year.

“(ii) The ratio that—

“(I) 35,000,000,000 gallons of alternative fuel bears to

“(II) the number of gallons of motor vehicle and nonroad fuel sold or introduced into commerce in calendar year 2025.

“(4) ALTERNATIVE FUEL PERCENTAGES.—

“(A) PROVISION OF ESTIMATE OF VOLUMES OF MOTOR VEHICLE AND NONROAD FUEL SALES.—Not later than October 31, 2012, and annually

thereafter, the Administrator of the Energy Information Administration shall provide to the Administrator of the Environmental Protection Agency an estimate, with respect to the following calendar year, of the volumes of motor vehicle and nonroad fuel projected to be sold or introduced into commerce in the United States during the following calendar year.

“(B) DETERMINATION OF PERCENTAGES.—Not later than November 30 of each calendar year after 2012, based on the estimate provided under subparagraph (A), the Administrator shall determine and publish in the Federal Register, with respect to the following calendar year, the percentage of the projected volume of motor vehicle and nonroad fuel that must be alternative fuel in order to ensure that the applicable volume requirements of paragraph (3) are met.

“(C) REQUIRED ELEMENTS.—The alternative fuel obligation determined for a calendar year under subparagraph (B) shall—

“(i) be applicable to refiners, blenders, and importers of motor vehicle and nonroad gasoline and diesel fuel, as appropriate;

“(ii) be expressed in terms of a volume percentage of motor vehicle and nonroad fuel sold or introduced into commerce in the United States; and

“(iii) subject to clause (i), consist of a single applicable percentage that applies to all categories of persons specified in clause (i).

“(D) ADJUSTMENTS.—In determining the alternative fuel percentage for a calendar year, the Administrator shall make adjustments to prevent the imposition of redundant obligations on any obligated party.

“(5) COMPLIANCE VALUES.—

“(A) TABLE.—The Administrator shall assign a compliance value for each alternative fuel in accordance with the following table to be used as a multiplier to determine the extent to which each gallon or other specified unit of the alternative fuel will satisfy the alternative fuel volume obligation under this subsection:

“Fuel type	Compliance Values, Years 2013-2015	Compliance Values, Years 2016-2020	Compliance Values, Years After 2020
Ethanol (non-Cellulosic)	1.0	1.0	1.0
Ethanol (Cellulosic)	2.5	1.0	1.0
Biodiesel	1.4	1.4	1.4
Gas-to-Liquid Diesel Fuel	1.5	1.5	1.5
Coal-to-Liquid Diesel Fuel	1.5	1.5	1.5
Compressed Natural Gas (78 standard cubic feet)	1.0	1.0	1.0
Liquefied Natural Gas	1.0	1.0	1.0
Liquefied Petroleum Gas	1.1	1.1	1.1
Electricity (6.4 kilowatt-hours)	2.5	2.5	1.0
Gaseous Hydrogen (132 standard cubic feet)	2.5	2.5	1.0
Liquid Hydrogen	2.3	2.3	0.8
Methanol	0.8	0.8	0.8
Butanol	1.3	1.3	1.3
Bio-Butanol	1.3	1.3	1.3

All values are expressed in terms of gallons unless otherwise specified.

“(B) AUTHORITY OF THE ADMINISTRATOR.—

“(i) IN GENERAL.—In accordance with the requirements described in clause (ii), the Administrator may by rule—

“(I) add fuel types to the table contained in subparagraph (A);

“(II) revise any fuel type or compliance value referred to in the table contained in subparagraph (A); and

“(III) assign each new or revised category or subcategory of an alternative fuel type an appropriate compliance value.

“(ii) CALCULATION OF COMPLIANCE VALUES.—When the Administrator assigns or revises the compliance value for an alternative fuel

type, the Administrator shall establish that compliance value equal to the ratio of the energy content of the alternative fuel to the energy content of the alternative ethanol. No compliance value for the years 2013 through 2020 may be revised by the Administrator under this subparagraph for electricity, gaseous hydrogen, or liquid hydrogen or for the years 2013 through 2015 for cellulosic ethanol.

“(6) COMPLIANCE WITH STANDARD; USE OF IDENTIFICATION NUMBERS.—

“(A) GENERATION AND ASSIGNMENT.—Regulations promulgated under this subsection shall provide that the producer or importer of any alternative fuel shall generate and assign to each batch or other quantifiable unit (as determined by the Administrator) a unique identification number (except as provided in subparagraph (B)).

“(B) ELECTRICITY.—The regulations of the Administrator under this subsection shall establish a process for generating and assigning identification numbers for the amount of electricity from the electric power transmission and distribution system expected to be used as a motor vehicle or nonroad fuel. For vehicles manufactured prior to 2020 or such later time as the Administrator finds that the producers of the electricity used as a motor vehicle or nonroad vehicle fuel can be determined, the regulations shall provide that the identification numbers for electricity shall be assigned to the manufacturer or importer of motor vehicles or nonroad vehicles fueled by electricity from the electric power transmission and distribution system.

“(C) BASIS.—The identification numbers referred to in this paragraph shall be based on the volume of the alternative fuel and the compliance values established under paragraph (5).

“(D) COMPLIANCE WITH THE STANDARD.—Obligated parties shall demonstrate compliance with the standard under this subsection by surrendering identification numbers in an appropriate quantity to the Administrator.

“(E) DURATION.—An identification number generated under this subsection shall be valid to show compliance for the 12 months as of the date of generation. The Administrator shall interpret this subparagraph the same way as section 211(o)(5)(C) of this Act is interpreted.

“(F) TRADING.—Identification numbers may be held by any individual or entity and transferred by any individual or entity to any other individual or entity.

“(G) INABILITY TO GENERATE OR PURCHASE.—The regulations promulgated under this paragraph shall include provisions allowing any obligated party that is unable to generate or purchase sufficient identification numbers to meet the standard under paragraph (2) to carry forward an alternative fuel deficit on condition that the obligated party in the calendar year following the year in which the deficit is created—

“(i) achieves compliance with the standard under paragraph (2); and

“(ii) generates or purchases additional alternative fuel identification numbers to offset the alternative fuel deficit of the previous year.

“(H) PROPERTY.—An identification number generated under this subsection does not constitute a property right. Nothing in this subsection or in any other provision of law shall be construed to limit the authority of the United States to terminate or limit such an identification number.

“(I) IDENTIFICATION NUMBERS FROM RFS PROGRAM.—To demonstrate compliance for the year 2013, the Administrator shall permit the use of identification numbers generated and assigned under the regulations under subsection (o) to the same extent that subsection (o) would have allowed their use in 2013. Deficits under subsection (o) for the year 2012 may be carried forward to the year 2013 if the requirements of subsection (o)(5)(D) of this section and subparagraph (G) of this paragraph are met.

“(7) WAIVERS.—

“(A) IN GENERAL.—Based on a petition by a State, an obligated party, or on the Administrator’s own motion, the Administrator, in consultation with the Secretary of Agriculture and the Secretary of Energy, may

waive the requirements of paragraph (2) in whole or in part by reducing the national quantity of alternative fuel required under paragraph (3) if the Administrator, after public notice and opportunity for comment, determines that—

“(i) implementation of the requirements would severely harm the economy or environment of a State, a region, or the United States; or

“(ii) there is an inadequate domestic supply.

“(B) PETITIONS.—The Administrator shall approve or disapprove a petition for a waiver within 90 days after the date on which the petition is received by the Administrator.

“(C) TERMINATION OF WAIVERS.—A waiver granted under subparagraph (A) shall terminate after 1 year, but may be renewed by the Administrator after consultation with the Secretary of Agriculture and the Secretary of Energy.”

(b) PENALTIES AND ENFORCEMENT.—Section 211(d) of the Clean Air Act (42 U.S.C.7545(d)) is amended as follows:

(1) In paragraph (1) —

(A) in the first sentence, by striking “or (o)” each place it appears and inserting “(o), or (u)”; and

(B) in the second sentence, by striking “or (o)” and inserting “(o), or (u)”; and

(2) in the first sentence of paragraph (2), by striking “and (o)” each place it appears and inserting “(o), and (u)”.

(c) RENEWABLE FUEL PROGRAM.—

(1) TERMINATION.—Subparagraph (B) of section 211(o)(2) of the Clean Air Act (42 U.S.C. 4575(o)(2)(B)) is amended by striking all after clause (i).

(2) 2009 THROUGH 2012 REQUIREMENTS.—The items relating to the years 2009 through 2012 in the table in clause (i) of such subparagraph (B) are amended as follows:

(A) Strike “6.1” and insert “10”.

(B) Strike “6.8” and insert “11”.

(C) Strike “7.4” and insert “12”.

(D) Strike “7.5” and insert “13”.

#### SEC. 1302. REFINERY PERMIT STREAMLINING.

(a) DEFINITIONS.—For purposes of this section—

(1) the term “Administrator” means the Administrator of the Environmental Protection Agency;

(2) the term “applicant” means a person who is seeking a Federal refinery authorization;

(3) the term “biomass” has the meaning given that term in section 932(a)(1) of the Energy Policy Act of 2005;

(4) the term “Federal refinery authorization”—

(A) means any authorization required under Federal law, whether administered by a Federal or State administrative agency or official, with respect to siting, construction, expansion, or operation of a refinery; and

(B) includes any permits, licenses, special use authorizations, certifications, opinions, or other approvals required under Federal law with respect to siting, construction, expansion, or operation of a refinery;

(5) the term “Indian lands” means lands held in trust for the benefit of an Indian tribe or individual or held by an Indian tribe or individual subject to a restriction by the United States against alienation;

(6) the term “Indian tribe” has the meaning given the term in section 4 of the Indian Self-Determination and Education Assistance Act (25 U.S.C. 450b);

(7) the term “refinery” means—

(A) a facility designed and operated to receive, load, unload, store, transport, process, and refine crude oil or oil originally derived from crude oil by any chemical or physical process, including distillation, fluid catalytic cracking, hydrocracking, coking, alkylation, etherification, polymerization,

catalytic reforming, isomerization, hydrotreating, blending, and any combination thereof, in order to produce gasoline, distillate, or lubricating base oil;

(B) a facility designed and operated to receive, load, unload, store, transport, process, and refine coal by any chemical or physical process, including liquefaction, in order to produce gasoline or diesel as its primary output; or

(C) a facility designed and operated to receive, load, unload, store, transport, process (including biochemical, photochemical, and biotechnology processes), and refine biomass in order to produce biofuel;

(8) the term “State” means a State, the District of Columbia, the Commonwealth of Puerto Rico, and any other territory or possession of the United States; and

(9) the term “tribal organization” has the meaning given the term in section 4 of the Indian Self-Determination and Education Assistance Act (25 U.S.C. 450b).

(b) STATE AND TRIBAL ORGANIZATION ASSISTANCE.—

(1) FINANCIAL ASSISTANCE.—At the request of a governor of a State, or at the request of a tribal organization, the Administrator is authorized to provide financial assistance to that State or Indian tribe to facilitate the hiring of additional personnel to assist the State or Indian tribe with expertise in fields relevant to consideration of Federal refinery authorizations.

(2) OTHER ASSISTANCE.—At the request of a governor of a State, or at the request of a tribal organization, a Federal agency responsible for a Federal refinery authorization shall provide technical, legal, or other non-financial assistance to that State or Indian tribe to facilitate its consideration of Federal refinery authorizations.

(c) REFINERY PROCESS COORDINATION AND PROCEDURES.—

(1) APPOINTMENT OF FEDERAL COORDINATOR.—

(A) IN GENERAL.—The President shall appoint a Federal coordinator to perform the responsibilities assigned to the Federal coordinator under this section.

(B) OTHER AGENCIES.—Each Federal and State agency or official required to provide a Federal refinery authorization shall cooperate with the Federal coordinator.

(2) FEDERAL REFINERY AUTHORIZATIONS.—

(A) MEETING PARTICIPANTS.—Not later than 30 days after receiving a notification from an applicant that the applicant is seeking a Federal refinery authorization pursuant to Federal law, the Federal coordinator appointed under paragraph (1) shall convene a meeting of representatives from all Federal and State agencies responsible for a Federal refinery authorization with respect to the refinery. The governor of a State shall identify each agency of that State that is responsible for a Federal refinery authorization with respect to that refinery.

(B) MEMORANDUM OF AGREEMENT.—(i) Not later than 90 days after receipt of a notification described in subparagraph (A), the Federal coordinator and the other participants at a meeting convened under subparagraph (A) shall establish a memorandum of agreement setting forth the most expeditious coordinated schedule possible for completion of all Federal refinery authorizations with respect to the refinery, consistent with the full substantive and procedural review required by Federal law. If a Federal or State agency responsible for a Federal refinery authorization with respect to the refinery is not represented at such meeting, the Federal coordinator shall ensure that the schedule accommodates those Federal refinery authorizations, consistent with Federal law. In the

event of conflict among Federal refinery authorization scheduling requirements, the requirements of the Environmental Protection Agency shall be given priority.

(i) Not later than 15 days after completing the memorandum of agreement, the Federal coordinator shall publish the memorandum of agreement in the Federal Register.

(iii) The Federal coordinator shall ensure that all parties to the memorandum of agreement are working in good faith to carry out the memorandum of agreement, and shall facilitate the maintenance of the schedule established therein.

(3) CONSOLIDATED RECORD.—The Federal coordinator shall, with the cooperation of Federal and State administrative agencies and officials, maintain a complete consolidated record of all decisions made or actions taken by the Federal coordinator or by a Federal administrative agency or officer (or State administrative agency or officer acting under delegated Federal authority) with respect to any Federal refinery authorization. Such record shall be the record for judicial review under paragraph (4) of decisions made or actions taken by Federal and State administrative agencies and officials, except that, if the Court determines that the record does not contain sufficient information, the Court may remand the proceeding to the Federal coordinator for further development of the consolidated record.

(4) REMEDIES.—

(A) IN GENERAL.—The United States District Court for the district in which the proposed refinery is located shall have exclusive jurisdiction over any civil action for the review of the failure of an agency or official to act on a Federal refinery authorization in accordance with the schedule established pursuant to the memorandum of agreement.

(B) STANDING.—If an applicant or a party to a memorandum of agreement alleges that a failure to act described in subparagraph (A) has occurred and that such failure to act would jeopardize timely completion of the entire schedule as established in the memorandum of agreement, such applicant or other party may bring a cause of action under this paragraph.

(C) COURT ACTION.—If an action is brought under subparagraph (B), the Court shall review whether the parties to the memorandum of agreement have been acting in good faith, whether the applicant has been cooperating fully with the agencies that are responsible for issuing a Federal refinery authorization, and any other relevant materials in the consolidated record. Taking into consideration those factors, if the Court finds that a failure to act described in subparagraph (A) has occurred, and that such failure to act would jeopardize timely completion of the entire schedule as established in the memorandum of agreement, the Court shall establish a new schedule that is the most expeditious coordinated schedule possible for completion of proceedings, consistent with the full substantive and procedural review required by Federal law. The court may issue orders to enforce any schedule it establishes under this subparagraph.

(D) FEDERAL COORDINATOR'S ACTION.—When any civil action is brought under this paragraph, the Federal coordinator shall immediately file with the Court the consolidated record compiled by the Federal coordinator pursuant to paragraph (3).

(E) EXPEDITED REVIEW.—The Court shall set any civil action brought under this paragraph for expedited consideration.

(5) APPLICABILITY.—This subsection shall only apply to a refinery sited or proposed to be sited or expanded or proposed to be expanded—

(A) in a State whose governor has submitted a request to the President for the application of the process coordination and

rules of procedure under this subsection to the siting, construction, expansion, or operation of any refinery in that State;

(B) on a closed military installation, or portion thereof, made available for the siting of a refinery in the manner provided by the base closure law applicable to the installation; or

(C) on Indian lands if the relevant tribal organization has submitted a request to the President for the application of the process coordination and rules of procedure under this subsection to the siting, construction, expansion, or operation of any refinery on that Indian land.

(d) SAVINGS CLAUSE.—Nothing in this section shall be construed to affect the application of any environmental or other law, or to prevent any party from bringing a cause of action under any environmental or other law, including citizen suits.

(e) REFINERY REVITALIZATION REPEAL.—Subtitle H of title III of the Energy Policy Act of 2005 and the items relating thereto in the table of contents of such Act are repealed.

**SEC. 1303. STANDBY LOANS FOR QUALIFYING COAL-TO-LIQUIDS PROJECTS.**

Section 1702 of the Energy Policy Act of 2005 (42 U.S.C. 16512) is amended by adding at the end the following new subsection:

“(k) STANDBY LOANS FOR QUALIFYING CTL PROJECTS.—

“(1) DEFINITIONS.—For purposes of this subsection:

“(A) CAP PRICE.—The term ‘cap price’ means a market price specified in the standby loan agreement above which the project is required to make payments to the United States.

“(B) FULL TERM.—The term ‘full term’ means the full term of a standby loan agreement, as specified in the agreement, which shall not exceed the lesser of 30 years or 90 percent of the projected useful life of the project (as determined by the Secretary).

“(C) MARKET PRICE.—The term ‘market price’ means the average quarterly price of a petroleum price index specified in the standby loan agreement.

“(D) MINIMUM PRICE.—The term ‘minimum price’ means a market price specified in the standby loan agreement below which the United States is obligated to make disbursements to the project.

“(E) OUTPUT.—The term ‘output’ means some or all of the liquid or gaseous transportation fuels produced from the project, as specified in the loan agreement.

“(F) PRIMARY TERM.—The term ‘primary term’ means the initial term of a standby loan agreement, as specified in the agreement, which shall not exceed the lesser of 20 years or 75 percent of the projected useful life of the project (as determined by the Secretary).

“(G) QUALIFYING CTL PROJECT.—The term ‘qualifying CTL project’ means—

“(i) a commercial-scale project that converts coal to one or more liquid or gaseous transportation fuels blended with renewable fuel; or

“(ii) not more than one project at a facility that converts petroleum refinery waste products, including petroleum coke, into one or more liquids or gaseous transportation fuels blended with renewable fuel,

that demonstrates the capture, and sequestration or disposal or use of, the carbon dioxide produced in the conversion process, and that, on the basis of a carbon dioxide sequestration plan prepared by the applicant, is certified by the Administrator of the Environmental Protection Agency, in consultation with the Secretary, as producing fuel with life cycle carbon dioxide emissions at or below the average life cycle carbon dioxide emissions for the same type of fuel produced

at traditional petroleum based facilities with similar annual capacities.

“(H) STANDBY LOAN AGREEMENT.—The term ‘standby loan agreement’ means a loan agreement entered into under paragraph (2).

“(2) STANDBY LOANS.—

“(A) LOAN AUTHORITY.—The Secretary may enter into standby loan agreements with not more than six qualifying CTL projects, at least one of which shall be a project jointly or in part owned by two or more small coal producers. Such an agreement—

“(i) shall provide that the Secretary, to the extent provided in advance in appropriations Acts, will make a direct loan (within the meaning of section 502(1) of the Federal Credit Reform Act of 1990) to the qualifying CTL project; and

“(ii) shall set a cap price and a minimum price for the primary term of the agreement.

“(B) LOAN DISBURSEMENTS.—Such a loan shall be disbursed during the primary term of such agreement whenever the market price falls below the minimum price. The amount of such disbursements in any calendar quarter shall be equal to the excess of the minimum price over the market price, times the output of the project (but not more than a total level of disbursements specified in the agreement).

“(C) LOAN REPAYMENTS.—The Secretary shall establish terms and conditions, including interest rates and amortization schedules, for the repayment of such loan within the full term of the agreement, subject to the following limitations:

“(i) If in any calendar quarter during the primary term of the agreement the market price is less than the cap price, the project may elect to defer some or all of its repayment obligations due in that quarter. Any unpaid obligations will continue to accrue interest.

“(ii) If in any calendar quarter during the primary term of the agreement the market price is greater than the cap price, the project shall meet its scheduled repayment obligation plus deferred repayment obligations, but shall not be required to pay in that quarter an amount that is more than the excess of the market price over the cap price, times the output of the project.

“(iii) At the end of the primary term of the agreement, the cumulative amount of any deferred repayment obligations, together with accrued interest, shall be amortized (with interest) over the remainder of the full term of the agreement.

“(3) PROFIT-SHARING.—The Secretary is authorized to enter into a profit-sharing agreement with the project at the time the standby loan agreement is executed. Under such an agreement, if the market price exceeds the cap price in a calendar quarter, a profit-sharing payment shall be made for that quarter, in an amount equal to—

“(A) the excess of the market price over the cap price, times the output of the project; less

“(B) any loan repayments made for the calendar quarter.

“(4) COMPLIANCE WITH FEDERAL CREDIT REFORM ACT.—

“(A) UPFRONT PAYMENT OF COST OF LOAN.—No standby loan agreement may be entered into under this subsection unless the project makes a payment to the United States that the Office of Management and Budget determines is equal to the cost of such loan (determined under 502(5)(B) of the Federal Credit Reform Act of 1990). Such payment shall be made at the time the standby loan agreement is executed.

“(B) MINIMIZATION OF RISK TO THE GOVERNMENT.—In making the determination of the cost of the loan for purposes of setting the payment for a standby loan under subparagraph (A), the Secretary and the Office of

Management and Budget shall take into consideration the extent to which the minimum price and the cap price reflect historical patterns of volatility in actual oil prices relative to projections of future oil prices, based upon publicly available data from the Energy Information Administration, and employing statistical methods and analyses that are appropriate for the analysis of volatility in energy prices.

“(C) TREATMENT OF PAYMENTS.—The value to the United States of a payment under subparagraph (A) and any profit-sharing payments under paragraph (3) shall be taken into account for purposes of section 502(5)(B)(iii) of the Federal Credit Reform Act of 1990 in determining the cost to the Federal Government of a standby loan made under this subsection.

“(5) OTHER PROVISIONS.—

“(A) NO DOUBLE BENEFIT.—A project receiving a loan under this subsection may not, during the primary term of the loan agreement, receive a Federal loan guarantee under subsection (a) of this section, or under other laws.

“(B) SUBROGATION, ETC.—Subsections (g)(2) (relating to subrogation), (h) (relating to fees), and (j) (relating to full faith and credit) shall apply to standby loans under this subsection to the same extent they apply to loan guarantees.”

**SEC. 1304. RENEWABLE FUEL INFRASTRUCTURE DEVELOPMENT.**

(a) DEFINITION.—For purposes of this subtitle—

(1) the term “renewable fuel” means E85 biofuel, or B20;

(2) the term “biofuel” means fuel produced entirely from biological material and determined by the Department of Energy and the Environmental Protection Agency to be commercially viable;

(3) the term “B20” means a mixture of biodiesel and diesel fuel meeting the standard established by the American Society for Testing and Materials or under section 211(u) of the Clean Air Act for fuel containing 20 percent biodiesel;

(4) the term “E85” means a fuel blend containing 85 percent denatured ethanol and 15 percent gasoline by volume;

(5) the term “flexible-fuel vehicle” means any motor vehicle warranted by the manufacturer of the vehicle as capable of operating on gasoline or diesel fuel and on—

- (A) E85; or
- (B) B20; and

(6) the term “motor vehicle” means, as defined in regulations promulgated by the Administrator of the Environmental Protection Agency that are in effect on the date of enactment of this Act—

- (A) a light-duty truck;
- (B) a light-duty vehicle; or

(C) medium-duty passenger vehicle, that is designed to be propelled by gasoline or diesel fuel.

(b) INFRASTRUCTURE DEVELOPMENT GRANTS.—The Secretary of Energy shall establish a program for making grants for providing assistance to retail and wholesale motor fuel dealers or other entities for the installation, replacement, or conversion of motor fuel storage and dispensing infrastructure to be used exclusively to store and dispense renewable fuel. Such infrastructure may include equipment used in the blending, distribution, and transport of such fuels.

(c) RETAIL TECHNICAL AND MARKETING ASSISTANCE.—The Secretary of Energy shall enter into contracts with entities with demonstrated experience in assisting retail fueling stations in installing refueling systems and marketing renewable fuels nationally, for the provision of technical and marketing assistance to recipients of grants under this section. Such assistance shall include—

(1) technical advice for compliance with applicable Federal and State environmental requirements;

(2) help in identifying supply sources and securing long-term contracts; and

(3) provision of public outreach, education, and labeling materials.

(d) ALLOCATION.—The Secretary of Energy may reserve funds appropriated for carrying out this section to support renewable fuels infrastructure development projects with a cost of greater than \$1,000,000, that are of national significance. The Secretary shall reserve funds appropriated for the renewable fuels infrastructure development grant program for technical and marketing assistance described in subsection (c).

(e) SELECTION CRITERIA.—Not later than 12 months after the date of enactment of this Act, the Secretary shall establish criteria for evaluating applications for grants under this section that will maximize the availability and use of renewable fuel, and that will ensure that renewable fuel is available across the country. Such criteria shall provide for—

(1) consideration of the public demand for each renewable fuel in a particular geographic area based on State registration records showing the number of flexible-fuel vehicles;

(2) consideration of the opportunity to create or expand corridors of renewable fuel stations along interstate or State highways;

(3) consideration of the experience of each applicant with previous, similar projects;

(4) consideration of population, number of flexible-fuel vehicles, number of retail fuel outlets, and saturation of flexible-fuel vehicles; and

(5) priority consideration to applications that—

(A) are most likely to maximize displacement of petroleum consumption, measured as a total quantity and a percentage;

(B) are best able to incorporate existing infrastructure while maximizing, to the extent practicable, the use of renewable fuels; and

(C) demonstrate the greatest commitment on the part of the applicant to ensure funding for the proposed project and the greatest likelihood that the project will be maintained or expanded after Federal assistance under this section is completed.

(f) COMBINED APPLICATIONS.—States and local government entities and nonprofit entities may apply for assistance under this section on behalf of a group of retailers within a certain geographic area, or to carry out regional or multistate deployment projects. Any such application shall certify the availability and details of a program to match the Federal grant as required under subsection (g) and list the retail locations that would receive the funds.

(g) LIMITATIONS.—Assistance provided under this section shall not exceed—

(1) 33 percent of the estimated cost of the installation, replacement, or conversion of motor fuel storage and dispensing infrastructure; or

(2) \$180,000 for a combination of equipment at any one retail outlet location.

(h) OPERATION OF RENEWABLE FUEL STATIONS.—The Secretary shall establish rules that set forth requirements for grant recipients under this section that include providing to the public the renewable fuel, establishing a marketing plan that informs consumers of the price and availability of the renewable fuel, clearly labeling the dispensers and related equipment, and providing periodic reports on the status of the renewable fuel sales, the type and amount of the renewable fuel dispensed at each location, and the average price of such fuel.

(i) NOTIFICATION REQUIREMENTS.—Not later than the date on which each renewable fuel station begins to offer renewable fuel to the public, the grant recipient that used grant

funds to construct or upgrade such station shall notify the Secretary of Energy of such opening. The Secretary of Energy shall add each new renewable fuel station to the renewable fuel station locator on its Website when it receives notification under this subsection.

(j) INELIGIBILITY.—Any person receiving a credit may not receive assistance under this section.

(k) AUTHORIZATION OF APPROPRIATIONS.—There are authorized to be appropriated to the Secretary of Energy for carrying out this section \$200,000,000 for each of the fiscal years 2008 through 2014.

(l) RESTRICTION.—No grant shall be provided under this section to a large, vertically integrated oil company.

**SEC. 1305. PROHIBITION ON FRANCHISE AGREEMENT RESTRICTIONS RELATED TO RENEWABLE FUEL INFRASTRUCTURE.**

(a) IN GENERAL.—Title I of the Petroleum Marketing Practices Act (15 U.S.C. 2801 et seq.) is amended by adding at the end the following:

**“SEC. 107. PROHIBITION ON RESTRICTION OF INSTALLATION OF RENEWABLE FUEL PUMPS.**

“(a) DEFINITION.—In this section:

“(1) RENEWABLE FUEL.—The term ‘renewable fuel’ means any fuel—

“(A) at least 85 percent of the volume of which consists of ethanol; or

“(B) any mixture of biodiesel and diesel or renewable diesel (as defined in regulations adopted pursuant to section 211(o) of the Clean Air Act (40 C.F.R., Part 80)), determined without regard to any use of kerosene and containing at least 20 percent biodiesel or renewable diesel.

“(2) FRANCHISE-RELATED DOCUMENT.—The term ‘franchise-related document’ means—

“(A) a franchise under this Act; and

“(B) any other contract or directive of a franchisor relating to terms or conditions of the sale of fuel by a franchisee.

“(b) PROHIBITIONS.—

“(1) IN GENERAL.—No franchise-related document entered into or renewed on or after the date of enactment of this section shall contain any provision allowing a franchisor to restrict the franchisee or any affiliate of the franchisee from—

“(A) installing on the marketing premises of the franchisee a renewable fuel pump or tank, except that the franchisee’s franchisor may restrict the installation of a tank on leased marketing premises of such franchisor;

“(B) converting an existing tank or pump on the marketing premises of the franchisee for renewable fuel use, so long as such tank or pump and the piping connecting them are either warranted by the manufacturer or certified by a recognized standards setting organization to be suitable for use with such renewable fuel;

“(C) advertising (including through the use of signage) the sale of any renewable fuel;

“(D) selling renewable fuel in any specified area on the marketing premises of the franchisee (including any area in which a name or logo of a franchisor or any other entity appears);

“(E) purchasing renewable fuel from sources other than the franchisor if the franchisor does not offer its own renewable fuel for sale by the franchisee;

“(F) listing renewable fuel availability or prices, including on service station signs, fuel dispensers, or light poles; or

“(G) allowing for payment of renewable fuel with a credit card,

so long as such activities described in subparagraphs (A) through (G) do not constitute mislabeling, misbranding, willful adulteration, or other trademark violations by the franchisee.

“(2) EFFECT OF PROVISION.—Nothing in this section shall be construed to preclude a franchisor from requiring the franchisee to obtain reasonable indemnification and insurance policies.

“(c) EXCEPTION TO 3-GRADE REQUIREMENT.—No franchise-related document that requires that 3 grades of gasoline be sold by the applicable franchisee shall prevent the franchisee from selling an renewable fuel in lieu of 1, and only 1, grade of gasoline.”.

(b) ENFORCEMENT.—Section 105 of the Petroleum Marketing Practices Act (15 U.S.C. 2805) is amended by striking “102 or 103” each place it appears and inserting “102, 103, or 107”.

(c) CONFORMING AMENDMENTS.—

(1) IN GENERAL.—Section 101(13) of the Petroleum Marketing Practices Act (15 U.S.C. 2801(13)) is amended by aligning the margin of subparagraph (C) with subparagraph (B).

(2) TABLE OF CONTENTS.—The table of contents of the Petroleum Marketing Practices Act (15 U.S.C. 2801 note) is amended—

(A) by inserting after the item relating to section 106 the following:

“Sec. 107. Prohibition on restriction of installation of renewable fuel pumps.”; and

(B) by striking the item relating to section 202 and inserting the following:

“Sec. 202. Automotive fuel rating testing and disclosure requirements.”.

**SEC. 1306. RENEWABLE FUEL DISPENSER REQUIREMENTS.**

(a) MARKET PENETRATION REPORTS.—The Secretary of Energy, in consultation with the Secretary of Transportation, shall determine and report to Congress annually on the market penetration for flexible-fuel vehicles in use within geographic regions to be established by the Secretary of Energy.

(b) DISPENSER FEASIBILITY STUDY.—Not later than 24 months after the date of enactment of this Act, the Secretary of Energy, in consultation with the Department of Transportation, shall report to the Congress on the feasibility of requiring motor fuel retailers to install E-85 compatible dispensers and related systems at retail fuel facilities in regions where flexible-fuel vehicle market penetration has reached 15 percent of motor vehicles. In conducting such study, the Secretary shall consider and report on the following factors:

(1) The commercial availability of E-85 fuel and the number of competing E-85 wholesale suppliers in a given region.

(2) The level of financial assistance provided on an annual basis by the Federal Government, State governments, and nonprofit entities for the installation of E-85 compatible infrastructure.

(3) The number of retailers whose retail locations are unable to support more than 2 underground storage tank dispensers.

(4) The expense incurred by retailers in the installation and sale of E-85 compatible dispensers and related systems and any potential effects on the price of motor vehicle fuel.

**SEC. 1307. PIPELINE FEASIBILITY STUDY.**

(a) IN GENERAL.—The Secretary of Energy, in consultation with the Secretary of Transportation, shall conduct a study of the feasibility of the construction of dedicated ethanol pipelines.

(b) FACTORS.—In conducting the study, the Secretary shall consider—

(1) the quantity of ethanol production that would make dedicated pipelines economically viable;

(2) existing or potential barriers to dedicated ethanol pipelines, including technical, siting, financing, and regulatory barriers;

(3) market risk (including throughput risk) and means of mitigating the risk;

(4) regulatory, financing, and siting options that would mitigate risk in those areas and help ensure the construction of 1 or more dedicated ethanol pipelines;

(5) financial incentives that may be necessary for the construction of dedicated ethanol pipelines, including the return on equity that sponsors of the initial dedicated ethanol pipelines will require to invest in the pipelines;

(6) technical factors that may compromise the safe transportation of ethanol in pipelines, identifying remedial and preventative measures to ensure pipeline integrity; and

(7) such other factors as the Secretary considers appropriate.

(c) REPORT.—Not later than 15 months after the date of enactment of this Act, the Secretary shall submit to Congress a report describing the results of the study conducted under this section.

**SEC. 1308. STUDY OF ETHANOL-BLENDED GASOLINE WITH GREATER LEVELS OF ETHANOL.**

(a) IN GENERAL.—The Administrator of the Environmental Protection Agency, in cooperation with the Secretary of Energy and the Secretary of Transportation, and after providing notice and an opportunity for public comment, shall conduct a study of the feasibility of widespread utilization in the United States of ethanol blended gasoline with levels of ethanol greater than 10 percent.

(b) STUDY.—The study under subsection (a) shall include—

(1) a review of production and infrastructure constraints on increasing the consumption of ethanol;

(2) an evaluation of the economic, market, and energy impacts of State and regional differences in ethanol blends;

(3) an evaluation of the economic, market, and energy impacts on gasoline retailers and consumers of separate and distinctly labeled fuel storage facilities and dispensers;

(4) an evaluation of the environmental impacts of mid-level ethanol blends on evaporative and exhaust emissions from on-road, off-road and marine engines, recreational boats, vehicles, and equipment;

(5) an evaluation of the impacts of mid-level ethanol blends on the operation, durability, and performance of on-road, off-road, and marine engines, recreational boats, vehicles, and equipment; and

(6) an evaluation of the safety impacts of mid-level ethanol blends on consumers that own and operate off-road and marine engines, recreational boats, vehicles, or equipment.

(c) REPORT.—Not later than 24 months after the date of enactment of this Act, the Administrator shall submit to the Committee on Energy and Commerce of the House of Representatives and the Committee on Environment and Public Works of the Senate a report describing the results of the study conducted under this section.

(d) AUTHORIZATION OF APPROPRIATIONS.—There are authorized to be appropriated to the Administrator such sums as may be necessary for the completion of the study required under this section.

**SEC. 1309. STUDY OF THE ADEQUACY OF TRANSPORTATION, DISTRIBUTION, AND RETAIL DISPENSING OF DOMESTICALLY-PRODUCED RENEWABLE FUEL.**

(a) STUDY.—

(1) IN GENERAL.—The Secretary of Energy shall conduct a study of the adequacy of transportation, distribution, and retail dispensing of domestically-produced renewable fuel.

(2) COMPONENTS.—In conducting the study under paragraph (1), the Secretary shall consider—

(A) the adequacy of, and appropriate location for tracks, fuel terminals and retail dis-

persing facilities that have sufficient capacity, and are in the appropriate condition, to move the necessary quantities of domestically-produced renewable fuel;

(B) the adequacy of the supply of equipment and personnel to move the necessary quantities of domestically-produced renewable fuel in a timely fashion;

(C)(i) the projected costs of transporting, distributing, and dispensing the domestically-produced renewable fuel; and

(ii) the impact of the projected costs on the marketability of the domestically-produced renewable fuel;

(D) whether there is adequate competition to ensure—

(i) a fair price for transportation, distribution, and retail dispensing of domestically-produced renewable fuel; and

(ii) acceptable levels of service for transportation, distribution, and retail dispensing of domestically-produced renewable fuel;

(E) any infrastructure capital investments that are needed to transport, distribute, and dispense domestically-produced renewable fuel;

(F) whether Federal agencies have adequate legal authority to ensure a fair and reasonable transportation price and acceptable levels of service in cases in which the domestically produced renewable fuel source does not have access to competitive transportation service;

(G) whether Federal agencies have adequate legal authority to address transportation, distribution and retail dispensing problems that may be resulting in inadequate supplies of domestically-produced renewable fuel in any area of the United States; and

(H) any recommendations for any additional legal authorities for Federal agencies to ensure the reliable transportation, distribution, and retail dispensing of adequate supplies of domestically-produced renewable fuel at reasonable prices.

(b) REPORT.—Not later than 180 days after the date of enactment of this Act, the Secretary shall submit to the Committee on Energy and Natural Resources of the Senate and the Committee on Energy and Commerce of the House of Representatives a report that describes the results of the study conducted under subsection (a).

**SEC. 1310. STANDARD SPECIFICATIONS FOR BIO-DIESEL.**

Section 211 of the Clean Air Act (42 U.S.C. 7545) is amended by redesignating subsection (s) as subsection (t), redesignating subsection (r) (relating to conversion assistance for cellululosic biomass, waste-derived ethanol, approved renewable fuels) as subsection (s) and by adding the following new subsection at the end thereof:

“(u) STANDARD SPECIFICATIONS FOR BIO-DIESEL.—Unless the American Society for Testing and Materials has adopted a standard for diesel fuel containing 20 percent biodiesel, not later than 1 year after the date of enactment of this subsection, the Administrator shall initiate a rulemaking establishing a series of uniform per gallon fuel standards for categories of fuels that contain biodiesel, including one standard for fuel containing 20 percent biodiesel, and designate an identification number for fuel meeting each standard in each such category so that vehicle manufacturers are able to design engines to use fuel meeting one or more of such standards. The Administrator shall finalize the standards under this subsection 18 months after the date of the enactment of this subsection.”.

**SEC. 1311. GRANTS FOR CELLULOSIC ETHANOL PRODUCTION.**

Subsection (s) of section 211 of the Clean Air Act (as added by section 1512 of the Energy Policy Act of 2005) (and as redesignated

by section 1311 of this Act), relating to conversion assistance for cellulosic biomass, waste-derived ethanol, and approved renewable fuels, is amended as follows:

(1) By adding the following new subparagraphs at the end of paragraph (3):

“(D) \$500,000,000 for fiscal year 2009.

“(E) \$500,000,000 for fiscal year 2010.”

(2) By adding the following new paragraph at the end thereof:

“(5) CRITERIA.—In awarding grants under this section, the Secretary shall give priority to applications that promote feedstock diversity and the geographic dispersion of production facilities.”

**SEC. 1312. CONSUMER EDUCATION CAMPAIGN RELATING TO FLEXIBLE-FUEL VEHICLES.**

The Secretary of Transportation, in consultation with the Secretary of Energy, shall carry out an education program to inform consumers about which motor vehicles are flexible-fuel vehicles and how to exercise their opportunity to choose E85 or B20. As part of such program, the Secretary of Transportation may coordinate with motor vehicle manufacturers to notify owners of flexible-fuel vehicles of locations where E85 and B20 are sold in their area.

**SEC. 1313. DOMESTIC MANUFACTURING CONVERSION GRANT PROGRAM.**

Section 712 of the Energy Policy Act of 2005 (42 U.S.C. 16062) is amended—

(1) in subsection (a)—

(A) by inserting “, flexible-fuel,” after “production of efficient hybrid”; and

(B) by adding at the end the following: “Priority shall be given to the refurbishment or retooling of manufacturing facilities that have recently ceased operation or will cease operation in the near future.”; and

(2) by striking subsection (b) and inserting the following:

“(b) COORDINATION WITH STATE AND LOCAL PROGRAMS.—The Secretary may coordinate implementation of this section with State and local programs designed to accomplish similar goals, including the retention and retraining of skilled workers from the such manufacturing facilities, including by establishing matching grant arrangements.

“(c) AUTHORIZATION OF APPROPRIATIONS.—There are authorized to be appropriated to the Secretary such \$90,000,000 to carry out this section.”

**SEC. 1314. CELLULOSIC ETHANOL AND BIOFUELS RESEARCH.**

There are authorized to be appropriated to the Secretary of Energy \$50,000,000 for fiscal year 2008, to remain available until expended, for cellulosic ethanol and biofuels research and development grants to 10 entities from among 1890 land grant colleges, Historically Black Colleges or Universities, Tribal serving institutions, or Hispanic serving institutions, selected by the Secretary of Energy to receive a grant under this section through a peer-reviewed competitive process. The selected entities shall then collaborate with one of the Department of Energy’s Office of Science Bioenergy Research Centers.

**SEC. 1315. GRANTS FOR RENEWABLE FUEL PRODUCTION RESEARCH AND DEVELOPMENT IN CERTAIN STATES.**

(a) IN GENERAL.—The Secretary shall provide grants to eligible entities to conduct research into, and develop and implement, renewable fuel production technologies in States with low rates of ethanol production, including low rates of production of cellulosic biomass ethanol, as determined by the Secretary.

(b) ELIGIBILITY.—To be eligible to receive a grant under the section, an entity shall—

(1)(A) be an institution of higher education (as defined in section 2 of the Energy Policy Act of 2005 (42 U.S.C. 15801)) located in a State described in subsection (a);

(B) be an institution—

(i) referred to in section 532 of the Equity in Educational Land-Grant Status Act of 1994 (Public Law 103-382; 7 U.S.C. 301 note);

(ii) that is eligible for a grant under the Tribally Controlled College or University Assistance Act of 1978 (25 U.S.C. 1801 et seq.), including Dine College; or

(iii) that is eligible for a grant under the Navajo Community College Act (25 U.S.C. 640a et seq.); or

(C) be a consortium of such institutions of higher education, industry, State agencies, Indian tribal agencies, or local government agencies located in the State; and

(2) have proven experience and capabilities with relevant technologies.

(c) AUTHORIZATION OF APPROPRIATIONS.—There are authorized to be appropriated to carry out this section \$25,000,000 for each of fiscal years 2008 through 2010.

**SEC. 1316. STUDY OF EFFECT OF OIL PRICES.**

The Secretary of Energy shall conduct a study to review the anticipated effects on renewable fuels production if oil were priced no lower than \$40 per barrel. The Secretary shall report the findings of such study to Congress by December 31, 2008.

**SEC. 1317. BIODIESEL AS ALTERNATIVE FUEL FOR SAFE PURPOSES.**

Section 32901(a) of title 49, United States Code, is amended—

(1) in paragraph (1), by redesignating subparagraphs (J) and (K) as subparagraphs (K) and (L), respectively, and inserting after subparagraph (I) the following:

“(J) B20 biodiesel blend;” and

(2) by redesignating paragraphs (7) through (16) as paragraphs (9) through (18), respectively, and insert after paragraph (6) the following:

“(7) ‘biodiesel’ means the monoalkyl esters of long chain fatty acids derived from plant or animal matter which meet—

“(A) the registration requirements for fuels and fuel additives established by the Environmental Protection Agency under section 211 of the Clean Air Act (42 U.S.C. 7545); and

“(B) the requirements of the American Society of Testing and Materials D6751.

“(8) ‘B20 biodiesel blend’ means a mixture of biodiesel and diesel fuel approximately 20 percent of the content of which is biodiesel, and commonly known as ‘B20’.”

**PART 2—UNITED STATES-ISRAEL ENERGY COOPERATION**

**SEC. 1331. SHORT TITLE.**

This part may be cited as the “United States-Israel Energy Cooperation Act”.

**SEC. 1332. FINDINGS.**

Congress finds that—

(1) it is in the highest national security interests of the United States to ensure secure access to reliable energy sources;

(2) the United States relies heavily on the foreign supply of crude oil to meet the energy needs of the United States, currently importing 58 percent of the total oil requirements of the United States, of which 45 percent comes from member states of the Organization of Petroleum Exporting Countries (OPEC);

(3) revenues from the sale of oil by some of these countries directly or indirectly provide funding for terrorism and propaganda hostile to the values of the United States and the West;

(4) in the past, these countries have manipulated the dependence of the United States on the oil supplies of these countries to exert undue influence on United States policy, as during the embargo of OPEC during 1973 on the sale of oil to the United States, which became a major factor in the ensuing recession;

(5) research by the Energy Information Administration of the Department of Energy

has shown that the dependence of the United States on foreign oil will increase by 33 percent over the next 20 years;

(6) a rise in the price of imported oil sufficient to increase gasoline prices by 10 cents per gallon at the pump would result in an additional outflow of \$18,000,000,000 from the United States to oil-exporting nations;

(7) for economic and national security reasons, the United States should reduce, as soon as practicable, the dependence of the United States on nations that do not share the interests and values of the United States;

(8) the State of Israel has been a steadfast ally and a close friend of the United States since the creation of Israel in 1948;

(9) like the United States, Israel is a democracy that holds civil rights and liberties in the highest regard and is a proponent of the democratic values of peace, freedom, and justice;

(10) cooperation between the United States and Israel on such projects as the development of the Arrow Missile has resulted in mutual benefits to United States and Israeli security;

(11) the special relationship between Israel and the United States has been and continues to be manifested in a variety of jointly-funded cooperative programs in the field of scientific research and development, such as—

(A) the United States-Israel Binational Science Foundation (BSF);

(B) the Israel-United States Binational Agricultural Research and Development Fund (BARD); and

(C) the Israel-United States Binational Industrial Research and Development (BIRD) Foundation;

(12) these programs, supported by the matching contributions from the Government of Israel and the Government of the United States and directed by key scientists and academics from both countries, have made possible many scientific breakthroughs in the fields of life sciences, medicine, bioengineering, agriculture, biotechnology, communications, and others;

(13) on February 1, 1996, United States Secretary of Energy Hazel R. O’Leary and Israeli Minister of Energy and Infrastructure Gonen Segev signed the Agreement Between the Department of Energy of the United States of America and the Ministry of Energy and Infrastructure of Israel Concerning Energy Cooperation, to establish a framework for collaboration between the United States and Israel in energy research and development activities;

(14) the United States and Israeli governments should promote cooperation in a broad range of projects designed to enhance supplies of nonpetroleum energy for both countries, and to provide for cutting edge research in each country;

(15) Israeli scientists and researchers have long been at the forefront of research and development in the field of alternative renewable energy sources;

(16) many of the top corporations of the world have recognized the technological and scientific expertise of Israel by locating important research and development facilities in Israel;

(17) among the technological breakthroughs made by Israeli scientists and researchers in the field of alternative, renewable energy sources are—

(A) the development of a cathode that uses hexavalent iron salts that accept 3 electrons per ion and enable rechargeable batteries to provide 3 times as much electricity as existing rechargeable batteries;

(B) the development of a technique that vastly increases the efficiency of using solar energy to generate hydrogen for use in energy cells; and



(C) the development of a novel membrane used in new and powerful direct-oxidant fuel cells that is capable of competing favorably with hydrogen fuel cells and traditional internal combustion engines; and

(18) cooperation between the United States and Israel in the field of research and development of alternative renewable energy sources would be in the interests of both countries, and both countries stand to gain much from such cooperation.

**SEC. 1333. GRANT PROGRAM.**

(a) **AUTHORITY.**—Pursuant to the responsibilities described in section 102(10), (14), and (17) of the Department of Energy Organization Act (42 U.S.C. 7112(10), (14), and (17)) and section 103(9) of the Energy Reorganization Act of 1974 (42 U.S.C. 5813(9)), the Secretary, in consultation with the BIRD or BSF, shall award grants to eligible entities.

(b) **APPLICATION.**—

(1) **SUBMISSION OF APPLICATIONS.**—To receive a grant under this section, an eligible entity shall submit an application to the Secretary containing such information and assurances as the Secretary, in consultation with the BIRD or BSF, may require.

(2) **SELECTION OF ELIGIBLE ENTITIES.**—The Secretary, in consultation with the Directors of the BIRD and BSF, may review any application submitted by any eligible entity and select any eligible entity meeting criteria established by the Secretary, in consultation with the Advisory Board, for a grant under this section.

(c) **AMOUNT OF GRANT.**—The amount of each grant awarded for a fiscal year under this section shall be determined by the Secretary, in consultation with the BIRD or BSF.

(d) **RECOUPMENT.**—

(1) **IN GENERAL.**—Not later than 180 days after the date of enactment of this Act, the Secretary shall establish procedures and criteria for recoupment in connection with any eligible project carried out by an eligible entity that receives a grant under this section, which has led to the development of a product or process which is marketed or used.

(2) **AMOUNT REQUIRED.**—

(A) Except as provided in subparagraph (B), such recoupment shall be required as a condition for award and be proportional to the Federal share of the costs of such project, and shall be derived from the proceeds of royalties or licensing fees received in connection with such product or process.

(B) In the case where a product or process is used by the recipient of a grant under this section for the production and sale of its own products or processes, the recoupment shall consist of a payment equivalent to the payment which would be made under subparagraph (A).

(3) **WAIVER.**—The Secretary may at any time waive or defer all or some of the recoupment requirements of this subsection as necessary, depending on—

(A) the commercial competitiveness of the entity or entities developing or using the product or process;

(B) the profitability of the project; and

(C) the commercial viability of the product or process utilized.

(e) **PRIVATE FUNDS.**—The Secretary may accept contributions of funds from private sources to carry out this part.

(f) **OFFICE OF ENERGY EFFICIENCY AND RENEWABLE ENERGY.**—The Secretary shall carry out this section through the existing programs at the Office of Energy Efficiency and Renewable Energy.

(g) **REPORT.**—Not later than 180 days after receiving a grant under this section, each recipient shall submit a report to the Secretary—

(1) documenting how the recipient used the grant funds; and

(2) evaluating the level of success of each project funded by the grant.

**SEC. 1334. INTERNATIONAL ENERGY ADVISORY BOARD.**

(a) **ESTABLISHMENT.**—There is established in the Department of Energy an International Energy Advisory Board.

(b) **DUTIES.**—The Advisory Board shall advise the Secretary on—

(1) criteria for the recipients of grants awarded under section 1333(a);

(2) the total amount of grant money to be awarded to all grantees selected by the Secretary, in consultation with the BIRD; and

(3) the total amount of grant money to be awarded to all grantees selected by the Secretary, in consultation with the BSF, for each fiscal year.

(c) **MEMBERSHIP.**—

(1) **COMPOSITION.**—The Advisory Board shall be composed of—

(A) 1 member appointed by the Secretary of Commerce;

(B) 1 member appointed by the Secretary of Energy; and

(C) 2 members who shall be Israeli citizens, appointed by the Secretary of Energy after consultation with appropriate officials in the Israeli Government.

(2) **DEADLINE FOR APPOINTMENTS.**—The initial appointments under paragraph (1) shall be made not later than 60 days after the date of enactment of this Act.

(3) **TERM.**—Each member of the Advisory Board shall be appointed for a term of 4 years.

(4) **VACANCIES.**—A vacancy on the Advisory Board shall be filled in the manner in which the original appointment was made.

(5) **BASIC PAY.**—

(A) **COMPENSATION.**—A member of the Advisory Board shall serve without pay.

(B) **TRAVEL EXPENSES.**—Each member of the Advisory Board shall receive travel expenses, including per diem in lieu of subsistence, in accordance with applicable provisions of subchapter I of chapter 57 of title 5, United States Code.

(6) **QUORUM.**—Three members of the Advisory Board shall constitute a quorum.

(7) **CHAIRPERSON.**—The Chairperson of the Advisory Board shall be designated by the Secretary of Energy at the time of the appointment.

(8) **MEETINGS.**—The Advisory Board shall meet at least once annually at the call of the Chairperson.

(d) **TERMINATION.**—Section 14(a)(2)(B) of the Federal Advisory Committee Act (5 U.S.C. App.) shall not apply to the Advisory Board.

**SEC. 1335. DEFINITIONS.**

In this part:

(1) **ADVISORY BOARD.**—The term “Advisory Board” means the International Energy Advisory Board established by section 1334(a).

(2) **BIRD.**—The term “BIRD” means the Israel-United States Binational Industrial Research and Development Foundation.

(3) **BSF.**—The term “BSF” means the United States-Israel Binational Science Foundation.

(4) **ELIGIBLE ENTITY.**—The term “eligible entity” means a joint venture comprised of both Israeli and United States private business entities or a joint venture comprised of both Israeli academic persons (who reside and work in Israel) and United States academic persons, that—

(A) carries out an eligible project; and

(B) is selected by the Secretary, in consultation with the BIRD or BSF, using the criteria established by the Secretary, in consultation with the Advisory Board.

(5) **ELIGIBLE PROJECT.**—The term “eligible project” means a project to encourage cooperation between the United States and Israel on research, development, or commercialization of alternative energy, improved

energy efficiency, or renewable energy sources.

(6) **SECRETARY.**—The term “Secretary” means the Secretary of Energy, acting through the Assistant Secretary of Energy for Energy Efficiency and Renewable Energy.

**SEC. 1336. TERMINATION.**

The grant program authorized under section 1333 and the Advisory Board shall terminate upon the expiration of the 7-year period which begins on the date of the enactment of this Act.

**SEC. 1337. AUTHORIZATION OF APPROPRIATIONS.**

The Secretary is authorized to expend not more than \$20,000,000 to carry out this part for each of fiscal years 2008 through 2014 from funds previously authorized to the Office of Energy Efficiency and Renewable Energy.

**SEC. 1338. CONSTITUTIONAL AUTHORITY.**

The Constitutional authority on which this part rests is the power of Congress to regulate commerce with foreign nations as enumerated in Article I, Section 8 of the United States Constitution.

**Subtitle E—Advanced Battery and Plug-In Hybrid Programs**

**SEC. 1401. ADVANCED BATTERY LOAN GUARANTEE PROGRAM.**

(a) **ESTABLISHMENT OF PROGRAM.**—The Secretary of Energy shall establish a program to provide guarantees of loans by private institutions for the construction of facilities for the manufacture of advanced vehicle batteries and battery systems that are developed and produced in the United States, including advanced lithium ion batteries and hybrid electrical system and component manufacturers and software designers.

(b) **REQUIREMENTS.**—The Secretary may provide a loan guarantee under subsection (a) to an applicant if—

(1) without a loan guarantee, credit is not available to the applicant under reasonable terms or conditions sufficient to finance the construction of a facility described in subsection (a);

(2) the prospective earning power of the applicant and the character and value of the security pledged provide a reasonable assurance of repayment of the loan to be guaranteed in accordance with the terms of the loan; and

(3) the loan bears interest at a rate determined by the Secretary to be reasonable, taking into account the current average yield on outstanding obligations of the United States with remaining periods of maturity comparable to the maturity of the loan.

(c) **CRITERIA.**—In selecting recipients of loan guarantees from among applicants, the Secretary shall give preference to proposals that—

(1) meet all applicable Federal and State permitting requirements;

(2) are most likely to be successful; and

(3) are located in local markets that have the greatest need for the facility.

(d) **MATURITY.**—A loan guaranteed under subsection (a) shall have a maturity of not more than 20 years.

(e) **TERMS AND CONDITIONS.**—The loan agreement for a loan guaranteed under subsection (a) shall provide that no provision of the loan agreement may be amended or waived without the consent of the Secretary.

(f) **ASSURANCE OF REPAYMENT.**—The Secretary shall require that an applicant for a loan guarantee under subsection (a) provide an assurance of repayment in the form of a performance bond, insurance, collateral, or other means acceptable to the Secretary in an amount equal to not less than 20 percent of the amount of the loan.

(g) **GUARANTEE FEE.**—The recipient of a loan guarantee under subsection (a) shall

pay the Secretary an amount determined by the Secretary, including defaults, to be sufficient to cover the administrative costs of the Secretary relating to the loan guarantee.

(h) **FULL FAITH AND CREDIT.**—The full faith and credit of the United States is pledged to the payment of all guarantees made under this section. Any such guarantee made by the Secretary shall be conclusive evidence of the eligibility of the loan for the guarantee with respect to principal and interest. The validity of the guarantee shall be incontestable in the hands of a holder of the guaranteed loan.

(i) **REPORTS.**—Until each guaranteed loan under this section has been repaid in full, the Secretary shall annually submit to Congress a report on the activities of the Secretary under this section.

(j) **AUTHORIZATION OF APPROPRIATIONS.**—There are authorized to be appropriated such sums as are necessary to carry out this section.

(k) **TERMINATION OF AUTHORITY.**—The authority of the Secretary to issue a loan guarantee under subsection (a) terminates on the date that is 10 years after the date of enactment of this Act.

**SEC. 1402. DOMESTIC MANUFACTURING CONVERSION GRANT PROGRAM.**

Section 712 of the Energy Policy Act of 2005 (42 U.S.C. 16062) is amended—

(1) in subsection (a)—

(A) by inserting “and components thereof” after “sales of efficient hybrid and advanced diesel vehicles”;

(B) by inserting “and hybrid component manufacturers” after “grants to automobile manufacturers”;

(C) by inserting “, plug-in electric hybrid,” after “production of efficient hybrid”;

(D) by inserting “and suppliers” after “automobile manufacturers”;

(E) by adding at the end the following: “Priority shall be given to the refurbishment or retooling of manufacturing facilities that have recently ceased operation or will cease operation in the near future.”; and

(2) by striking subsection (b) and inserting the following:

“(b) **COORDINATION WITH STATE AND LOCAL PROGRAMS.**—The Secretary may coordinate implementation of this section with State and local programs designed to accomplish similar goals, including the retention and retraining of skilled workers from the such manufacturing facilities, including by establishing matching grant arrangements.

“(c) **AUTHORIZATION OF APPROPRIATIONS.**—There are authorized to be appropriated to the Secretary \$90,000,000 to carry out this section.”.

**SEC. 1403. INCENTIVE FOR FEDERAL AND STATE FLEETS FOR MEDIUM AND HEAVY DUTY HYBRIDS.**

Section 301 of the Energy Policy Act of 1992 (42 U.S.C. 13211) is amended—

(1) in paragraph (3), by striking “or a dual fueled vehicle” and inserting “, a dual fueled vehicle, or a medium or heavy duty vehicle that is a hybrid vehicle”;

(2) by redesignating paragraphs (11), (12), (13), and (14) as paragraphs (12), (14), (15), and (16), respectively;

(3) by inserting after paragraph (10) the following new paragraph:

“(11) the term ‘hybrid vehicle’ means a vehicle powered both by a diesel or gasoline engine and an electric motor or hydraulic energy storage device that is recharged as the vehicle operates.”; and

(4) by inserting after paragraph (12) (as so redesignated by paragraph (2) of this section) the following new paragraph:

“(13) the term ‘medium or heavy duty vehicle’ means a vehicle that—

“(A) in the case of a medium duty vehicle, has a gross vehicle weight rating of more

than 8,500 pounds but not more than 14,000 pounds; and

“(B) in the case of a heavy duty vehicle, has a gross vehicle weight rating of more than 14,000 pounds.”.

**SEC. 1404. INCLUSION OF ELECTRIC DRIVE IN ENERGY POLICY ACT OF 1992.**

Section 508 of the Energy Policy Act of 1992 (42 U.S.C. 13258) is amended—

(1) by striking “The Secretary” in subsection (a) and inserting “(1) The Secretary”; and

(2) by adding at the end of subsection (a) the following:

“(2) Not later than January 31, 2009, the Secretary shall allocate credit in an amount to be determined by the Secretary for acquisition of—

“(A) a hybrid electric vehicle;

“(B) a plug-in hybrid electric vehicle;

“(C) a fuel cell electric vehicle;

“(D) a neighborhood electric vehicle; or

“(E) a medium-duty or heavy-duty electric, hybrid electric, hybrid hydraulic, or plug-in hybrid electric vehicle.”; and

(3) by adding at the end the following:

“(e) **DEFINITIONS.**—In this section:

“(1) **FUEL CELL ELECTRIC VEHICLE.**—The term ‘fuel cell electric vehicle’ means an on-road or nonroad vehicle that uses a fuel cell (as defined in section 803 of the Spark M. Matsunaga Hydrogen Research, Development, and Demonstration Act of 2005 (42 U.S.C. 16152)).

“(2) **HYBRID ELECTRIC VEHICLE.**—The term ‘hybrid electric vehicle’ means a new qualified hybrid motor vehicle (as defined in section 30B(d)(3) of the Internal Revenue Code of 1986).

“(3) **MEDIUM-DUTY OR HEAVY-DUTY ELECTRIC, HYBRID ELECTRIC, OR PLUG-IN HYBRID ELECTRIC VEHICLE.**—The term ‘medium-duty or heavy-duty electric, hybrid electric, or plug-in hybrid electric vehicle’ is an electric, hybrid electric, or plug-in hybrid electric motor vehicle greater than 8,501 pounds gross vehicle rating.

“(4) **NEIGHBORHOOD ELECTRIC VEHICLE.**—The term ‘neighborhood electric vehicle’ means a 4-wheeled on-road or nonroad vehicle, with a top attainable speed in 1 mile of more than 20 mph and not more than 25 mph on a paved level surface, that is propelled by an electric motor and on board, rechargeable energy storage system that is rechargeable using an off-board source of electricity.

“(5) **PLUG-IN HYBRID ELECTRIC VEHICLE.**—The term ‘plug-in hybrid electric vehicle’ means a light-duty, medium-duty, or heavy-duty on-road or nonroad vehicle that is propelled by any combination of—

“(A) an electric motor and on-board, rechargeable energy storage system capable of operating the vehicle in intermittent or continuous all-electric mode and which is rechargeable using an off-board source of electricity; and

“(B) an internal combustion engine or heat engine using any combustible fuel.”.

**SEC. 1405. STUDYING THE BENEFITS OF PLUG-IN HYBRID ELECTRIC DRIVE VEHICLES AND ELECTRIC DRIVE TRANSPORTATION.**

(a) **STUDY.**—Not later than 1 year after the date of enactment of this section, the Secretary of Transportation in consultation with the Secretary of Energy and appropriate Federal agencies and interested stakeholders in the public, private and non-profit sectors, shall study and report to Congress on the benefits of and barriers to the widespread use of a potentially new class of vehicles known as city cars with performance capability that exceeds that of low speed vehicles but is less than that of passenger vehicles, and which may be battery electric, fuel cell electric, or plug-in hybrid electric vehicles. Such study shall examine the benefits and issues associated with limiting city cars

to a maximum speed of 35 mph, 45 mph, 55 mph, or any other maximum speed, and make a recommendation regarding maximum speed.

(b) **DEFINITIONS.**—In this section—

(1) **NONROAD VEHICLE.**—The term “nonroad vehicle” has the meaning given that term in section 216 of the Clean Air Act (42 U.S.C. 7550), or vehicles of the same classification that are fully or partially powered by an electric motor powered by a fuel cell, a battery, or an off-board source of electricity.

(2) **PLUG-IN ELECTRIC DRIVE VEHICLE.**—The term “plug-in electric drive vehicle” means a means a light-duty, medium-duty, or heavy-duty on-road or nonroad battery electric, hybrid or fuel cell vehicle that can be recharged from an external electricity source for motive power.

(3) **PLUG-IN HYBRID ELECTRIC VEHICLE.**—The term “plug-in hybrid electric vehicle” means a light-duty, medium-duty, or heavy-duty on-road or nonroad vehicle that is propelled by any combination of—

(A) an electric motor and on-board, rechargeable energy storage system capable of operating the vehicle in intermittent or continuous all-electric mode and which is rechargeable using an off-board source of electricity; and

(B) an internal combustion engine or heat engine using any combustible fuel.

**SEC. 1406. PLUG-IN HYBRID VEHICLE PROGRAM.**

(a) **ESTABLISHMENT.**—The Secretary of Energy (in this section referred to as the “Secretary”) shall establish a competitive program to provide grants on a cost-shared basis to State governments, local governments, metropolitan transportation authorities, air pollution control districts, private or nonprofit entities or combinations thereof, to carry out a project or projects to encourage the use of plug-in electric drive vehicles or other emerging electric vehicle technologies, as determined by the Secretary.

(b) **ADMINISTRATION.**—The Secretary shall establish requirements for applications for grants under this section, including reporting of data to be summarized for dissemination to the Department, other grantees, and the public, including vehicle and component performance and vehicle and component life cycle costs.

(c) **SELECTION CRITERIA.**—

(1) **PRIORITY.**—When making awards under this section, the Secretary shall give priority consideration to applications that encourage early widespread utilization of such vehicles and are likely to make a significant contribution to the advancement of the production of such vehicles in the United States.

(2) **SCOPE OF PROGRAMS.**—When making awards under this section, the Secretary shall ensure that the programs will maximize diversity in applications, manufacturers, end-uses and vehicle control systems.

(d) **AUTHORIZATIONS OF APPROPRIATIONS.**—There are authorized to be appropriated to the Secretary to carry out the program under this section, \$60,000,000, to remain available until expended.

(e) **CERTAIN APPLICANTS.**—A battery manufacturer that proposes to supply to an applicant for a grant under this section a battery with a capacity of greater than 1 kilowatt-hour for use in a plug-in electric drive vehicle shall—

(1) ensure that the applicant includes in the application a description of the price of the battery per kilowatt hour;

(2) on approval by the Secretary of the application, publish, or permit the Secretary to publish, the price described in subparagraph (A); and

(3) for any order received by the battery manufacturer for at least 1,000 batteries, offer batteries at that price.

**SEC. 1407. NEAR-TERM ELECTRIC DRIVE TRANSPORTATION DEPLOYMENT PROGRAM.****(a) REVOLVING LOAN PROGRAM.—**

(1) **IN GENERAL.**—The Secretary shall establish a revolving loan program to provide loans to eligible entities for the conduct of qualified electric transportation projects.

(2) **CRITERIA.**—The Secretary shall establish criteria for the provision of loans under this subsection.

**(b) MARKET ASSESSMENT AND ELECTRICITY USAGE PROGRAM.—**

(1) **IN GENERAL.**—The Administrator of the Environmental Protection Agency, in consultation with the Secretary and private industry, shall carry out a program—

(A) to inventory and analyze existing electric drive transportation technologies and hybrid technologies and markets; and

(B) to identify and implement methods of removing barriers for existing and emerging applications of electric drive transportation technologies and hybrid transportation technologies.

(2) **ELECTRICITY USAGE.**—The Secretary, in consultation with the Administrator of the Environmental Protection Agency and private industry, shall carry out a program—

**(A) to develop systems and processes—**

(i) to enable plug-in electric vehicles to enhance the availability of emergency back-up power for consumers; and

(ii) to study and demonstrate the potential value to the electric grid of using the energy stored in the on-board storage systems to improve the efficiency of the grid generation system; and

(B) to work with utilities and other interested stakeholders to study and demonstrate the implications of the introduction of plug-in electric vehicles and other types of electric transportation on the production of electricity from renewable resources.

**(3) OFF-PEAK ELECTRICITY USAGE GRANTS.—**

In carrying out the program under paragraph (2), the Secretary shall provide grants to assist eligible public and private electric utilities to conduct programs or activities to encourage owners of electric drive transportation technologies—

**(A) to use off-peak electricity; or**

(B) to have the load managed by the utility.

(c) **DEFINITION OF QUALIFIED ELECTRIC TRANSPORTATION PROJECT.**—In this section, the term “qualified electric transportation project” includes a project relating to—

(1) ship-side or shore-side electrification for vessels;

(2) truck-stop electrification;

(3) electric truck refrigeration units;

(4) battery-powered auxiliary power units for trucks;

(5) electric airport ground support equipment;

(6) electric material/cargo handling equipment;

(7) electric or dual-mode electric freight rail;

(8) any distribution upgrades needed to supply electricity to the qualified electric transportation projects; and

(9) any ancillary infrastructure, including panel upgrades, battery chargers, in-situ transformer, and trenching.

(d) **AUTHORIZATION OF APPROPRIATIONS.**—There are authorized to carry this section \$90,000,000 for each of the fiscal years 2008 through 2011.

**Subtitle A—Energy Market Study****SEC. 1501. FINDINGS.**

The Congress finds that—

(1) the Energy Information Administration’s data is critical not merely for analysis of the role of energy in our economy and environment, but for the effective functioning of domestic and international energy markets.

(2) Federal and State policymakers rely on the Energy Information Administration to collect and report State level energy information needed for energy policymaking, compliance with Federal and State mandates, and for purposes of emergency energy preparedness and response;

(3) as policymakers consider and implement policies to cut greenhouse gas emissions, accurate, timely, and comparable State energy information becomes even more important;

(4) new and expanded sources of information about energy demand and supply have become available and need to be incorporated in the Energy Information Administration’s data and analysis functions;

(5) the Energy Information Administration needs to maintain and enhance its ability to collect, process, and analyze data while confronting broader demands for information in greater detail; and

(6) budget and personnel constraints have forced the Energy Information Administration to curtail surveys relied upon by energy and financial markets and could further defer important improvements in the scope and quality of resulting information.

**SEC. 1502. ASSESSMENT OF RESOURCES.**

(a) **5-YEAR PLAN.**—The Administrator of the Energy Information Administration shall establish a 5-year plan to enhance the quality and scope of the data collection necessary to ensure the scope, accuracy, and timeliness of the information needed for efficient functioning of energy markets and related financial operations. Particular attention shall be paid to restoring data series terminated because of budget constraints, data on demand response, timely data series of State-level information, improvements in the area of oil and gas data, and the ability to provide data mandated by Congress promptly and completely.

(b) **SUBMITTAL TO CONGRESS.**—The Administrator shall submit this plan to Congress detailing improvements needed to enhance the Energy Information Administration’s ability to collect and process energy information in a manner consistent with the needs of energy markets.

(c) **GUIDELINES.**—The Administrator shall—

(1) establish guidelines to ensure the quality, comparability, and scope of State energy data, including data on energy production and consumption by product and sector and renewable and alternative sources, required to provide a comprehensive, accurate energy profile at the State level;

(2) share company-level data collected at the State level with the State involved, provided the State has agreed to reasonable guidelines for its use adopted by the Administrator;

(3) assess any existing gaps in data obtained by and compiled by the Energy Information Administration; and

(4) evaluate the most cost effective ways to address any data quality and quantity issues in conjunction with State officials.

The Energy Information Administration shall consult with State officials and the Federal Energy Regulatory Commission on a regular basis in establishing these guidelines and scope of State level data, as well as in exploring ways to address data needs and serve data uses.

(d) **ASSESSMENT OF STATE DATA NEEDS.**—The Administrator shall provide an assessment of these State-level data needs to the Congress not later than 1 year after the date of enactment of this Act, detailing a plan to address the needs identified.

(e) **AUTHORIZATION OF APPROPRIATIONS.**—There are authorized to be appropriated to the Administrator for carrying out this section, in addition to any other authorizations—

(1) \$10,000,000 for fiscal year 2008;

(2) \$10,000,000 for fiscal year 2009;

(3) \$10,000,000 for fiscal year 2010;

(4) \$15,000,000 for fiscal year 2011;

(5) \$20,000,000 for fiscal year 2012; and

(6) such sums as are necessary for subsequent fiscal years.

**TITLE II—SCIENCE AND TECHNOLOGY****Subtitle A—Geothermal Energy****SEC. 2001. SHORT TITLE.**

This subtitle may be cited as the “Advanced Geothermal Energy Research and Development Act of 2007”.

**SEC. 2002. DEFINITIONS.**

For purposes of this subtitle:

(1) **ENGINEERED.**—When referring to enhanced geothermal systems, the term “engineered” means subjected to intervention, including intervention to address one or more of the following issues:

(A) Lack of effective permeability or porosity or open fracture connectivity within the reservoir.

(B) Insufficient contained geofluid in the reservoir.

(C) A low average geothermal gradient, which necessitates deeper drilling.

(2) **ENHANCED GEOTHERMAL SYSTEMS.**—The term “enhanced geothermal systems” means geothermal reservoir systems that are engineered, as opposed to occurring naturally.

(3) **GEOFLUID.**—The term “geofluid” means any fluid used to extract thermal energy from the Earth which is transported to the surface for direct use or electric power generation, except that such term shall not include oil or natural gas.

(4) **GEOPRESSURED RESOURCES.**—The term “geopressured resources” mean geothermal deposits found in sedimentary rocks under higher than normal pressure and saturated with gas or methane.

(5) **GEOTHERMAL.**—The term “geothermal” refers to heat energy stored in the Earth’s crust that can be accessed for direct use or electric power generation.

(6) **HYDROTHERMAL.**—The term “hydrothermal” refers to naturally occurring subsurface reservoirs of hot water or steam.

(7) **SECRETARY.**—The term “Secretary” means the Secretary of Energy.

(8) **SYSTEMS APPROACH.**—The term “systems approach” means an approach to solving problems or designing systems that attempts to optimize the performance of the overall system, rather than a particular component of the system.

**SEC. 2003. HYDROTHERMAL RESEARCH AND DEVELOPMENT.**

(a) **IN GENERAL.**—The Secretary shall support programs of research, development, demonstration, and commercial application to expand the use of geothermal energy production from hydrothermal systems, including the programs described in subsection (b).

(b) **PROGRAMS.—**

(1) **ADVANCED HYDROTHERMAL RESOURCE TOOLS.**—The Secretary, in consultation with other appropriate agencies, shall support a program to develop advanced geophysical, geochemical, and geologic tools to assist in locating hidden hydrothermal resources, and to increase the reliability of site characterization before, during, and after initial drilling. The program shall develop new prospecting techniques to assist in prioritization of targets for characterization. The program shall include a field component.

(2) **INDUSTRY COUPLED EXPLORATORY DRILLING.**—The Secretary shall support a program of cost-shared field demonstration programs, to be pursued, simultaneously and independently, in collaboration with industry partners, for the demonstration of technologies and techniques of siting and exploratory drilling for undiscovered resources in a variety of geologic settings. The program shall

include incentives to encourage the use of advanced technologies and techniques.

**SEC. 2004. GENERAL GEOTHERMAL SYSTEMS RESEARCH AND DEVELOPMENT.**

(a) **SUBSURFACE COMPONENTS AND SYSTEMS.**—The Secretary shall support a program of research, development, demonstration, and commercial application of components and systems capable of withstanding extreme geothermal environments and necessary to cost-effectively develop, produce, and monitor geothermal reservoirs and produce geothermal energy. These components and systems shall include advanced casing systems (expandable tubular casing, low-clearance casing designs, and others), high-temperature cements, high-temperature submersible pumps, and high-temperature packers, as well as technologies for under-reaming, multilateral completions, high-temperature logging, and logging while drilling.

(b) **RESERVOIR PERFORMANCE MODELING.**—The Secretary shall support a program of research, development, demonstration, and commercial application of models of geothermal reservoir performance, with an emphasis on accurately modeling performance over time. Models shall be developed to assist both in the development of geothermal reservoirs and to more accurately account for stress-related effects in stimulated hydrothermal and enhanced geothermal systems production environments.

(c) **ENVIRONMENTAL IMPACTS.**—The Secretary shall—

(1) support a program of research, development, demonstration, and commercial application of technologies and practices designed to mitigate or preclude potential adverse environmental impacts of geothermal energy development, production or use, and seek to ensure that geothermal energy development is consistent with the highest practicable standards of environmental stewardship; and

(2) in conjunction with the Assistant Administrator for Research and Development at the Environmental Protection Agency, support a research program to identify potential environmental impacts of geothermal energy development, production, and use, and ensure that the program described in paragraph (1) addresses such impacts, including effects on groundwater and local hydrology.

Any potential environmental impacts identified as part of the development, production, and use of geothermal energy shall be measured and examined against the potential emissions offsets of greenhouse gases gained by geothermal energy development, production, and use.

**SEC. 2005. ENHANCED GEOTHERMAL SYSTEMS RESEARCH AND DEVELOPMENT.**

(a) **IN GENERAL.**—The Secretary shall support a program of research, development, demonstration, and commercial application for enhanced geothermal systems, including the programs described in subsection (b).

(b) **PROGRAMS.**—

(1) **ENHANCED GEOTHERMAL SYSTEMS TECHNOLOGIES.**—The Secretary shall support a program of research, development, demonstration, and commercial application of the technologies and knowledge necessary for enhanced geothermal systems to advance to a state of commercial readiness, including advances in—

(A) reservoir stimulation;

(B) reservoir characterization, monitoring, and modeling;

(C) stress mapping;

(D) tracer development;

(E) three-dimensional tomography;

(F) understanding seismic effects of reservoir engineering and stimulation; and

(G) laser-based drilling technology.

(2) **ENHANCED GEOTHERMAL SYSTEMS RESERVOIR STIMULATION.**—

(A) **PROGRAM.**—In collaboration with industry partners, the Secretary shall support a program of research, development, and demonstration of enhanced geothermal systems reservoir stimulation technologies and techniques. A minimum of 5 sites shall be selected in locations that show particular promise for enhanced geothermal systems development. Each site shall—

(i) represent a different class of subsurface geologic environments; and

(ii) take advantage of an existing site where subsurface characterization has been conducted or existing drill holes can be utilized, if possible.

(B) **CONSIDERATION OF EXISTING SITES.**—The following 2 sites, where Department of Energy and industry cooperative enhanced geothermal systems projects are already underway, may be considered for inclusion among the sites selected under subparagraph (A):

(i) Desert Peak, Nevada.

(ii) Coso, California.

**SEC. 2006. GEOTHERMAL ENERGY PRODUCTION FROM OIL AND GAS FIELDS AND RECOVERY AND PRODUCTION OF GEOPRESSURED GAS RESOURCES.**

(a) **IN GENERAL.**—The Secretary shall establish a program of research, development, demonstration, and commercial application to support development of geothermal energy production from oil and gas fields and production and recovery of energy from geopressured resources. In addition, the Secretary shall conduct such supporting activities including research, resource characterization, and technology development as necessary.

(b) **GEOTHERMAL ENERGY PRODUCTION FROM OIL AND GAS FIELDS.**—The Secretary shall implement a grant program in support of geothermal energy production from oil and gas fields. The program shall include grants for a total of not less than three demonstration projects of the use of geothermal techniques such as organic rankine cycle systems at marginal, unproductive, and productive oil and gas wells. The Secretary shall, to the extent practicable and in the public interest, make awards that—

(1) include not less than five oil or gas well sites per project award;

(2) use a range of oil or gas well hot water source temperatures from 150 degrees Fahrenheit to 300 degrees Fahrenheit;

(3) cover a range of sizes up to one megawatt;

(4) are located at a range of sites;

(5) can be replicated at a wide range of sites;

(6) facilitate identification of optimum techniques among competing alternatives;

(7) include business commercialization plans that have the potential for production of equipment at high volumes and operation and support at a large number of sites; and

(8) satisfy other criteria that the Secretary determines are necessary to carry out the program and collect necessary data and information.

The Secretary shall give preference to assessments that address multiple elements contained in paragraphs (1) through (8).

(c) **GRANT AWARDS.**—Each grant award for demonstration of geothermal technology such as organic rankine cycle systems at oil and gas wells made by the Secretary under subsection (b) shall include—

(1) necessary and appropriate site engineering study;

(2) detailed economic assessment of site specific conditions;

(3) appropriate feasibility studies to determine whether the demonstration can be replicated;

(4) design or adaptation of existing technology for site specific circumstances or conditions;

(5) installation of equipment, service, and support;

(6) operation for a minimum of one year and monitoring for the duration of the demonstration; and

(7) validation of technical and economic assumptions and documentation of lessons learned.

(d) **GEOPRESSURED GAS RESOURCE RECOVERY AND PRODUCTION.**—(1) The Secretary shall implement a program to support the research, development, demonstration, and commercial application of cost-effective techniques to produce energy from geopressured resources situated in and near the Gulf of Mexico.

(2) The Secretary shall solicit preliminary engineering designs for geopressured resources production and recovery facilities.

(3) Based upon a review of the preliminary designs, the Secretary shall award grants, which may be cost-shared, to support the detailed development and completion of engineering, architectural and technical plans needed to support construction of new designs.

(4) Based upon a review of the final design plans above, the Secretary shall award cost-shared development and construction grants for demonstration geopressured production facilities that show potential for economic recovery of the heat, kinetic energy and gas resources from geopressured resources.

(e) **COMPETITIVE GRANT SELECTION.**—Not less than 90 days after the date of the enactment of this Act, the Secretary shall conduct a national solicitation for applications for grants under the programs outlined in subsections (b) and (d). Grant recipients shall be selected on a competitive basis based on criteria in the respective subsection.

(f) **WELL DRILLING.**—No funds may be used under this section for the purpose of drilling new wells.

**SEC. 2007. GEOPOWERING AMERICA.**

(a) **IN GENERAL.**—The Secretary shall expand the Department of Energy's GeoPowering the West program to extend its geothermal technology transfer activities throughout the entire United States. The program shall be renamed "GeoPowering America". The program shall continue to be based in the Department of Energy office in Golden, Colorado.

(b) **ADDITIONAL PURPOSES.**—In addition to the other duties of GeoPowering the West, the new GeoPowering America program is authorized to serve as an information clearinghouse for the geothermal industry, collecting and disseminating information on best practices in all areas related to developing and managing hydrothermal resources, geothermal resources from oil and gas fields, enhanced geothermal systems resources, and geopressured resources. GeoPowering America shall collect and disseminate information on all subjects germane to the development and use of hydrothermal systems, geothermal systems from oil and gas fields, enhanced geothermal systems, and geopressured systems. Information for hydrothermal systems shall at a minimum include—

(1) resource location;

(2) reservoir characterization, monitoring, and modeling;

(3) drilling techniques;

(4) reservoir management techniques; and

(5) technologies for electric power conversion or direct use of geothermal energy.

**SEC. 2008. EDUCATIONAL PILOT PROGRAM.**

The Secretary shall seek to award grant funding, on a competitive basis, to an institution of higher education for a geothermal-powered energy generation facility on the institution's campus. The purpose of the facility shall be to provide electricity and space heating. The facility shall also serve as an educational resource to students in relevant

fields of study, and the data generated by the facility shall be available to students and the general public. The total funding award shall not exceed \$2,000,000.

**SEC. 2009. REPORTS.**

(a) **REPORTS ON ADVANCED USES OF GEOTHERMAL ENERGY.**—Not later than 1 year, 3 years, and 5 years, after the date of enactment of this Act, the Secretary shall report to the Committee on Science and Technology of the House of Representatives and the Committee on Energy and Natural Resources of the Senate on advanced concepts and technologies to maximize the geothermal resource potential of the United States. The reports shall include—

(1) the use of carbon dioxide as an alternative geofluid with potential carbon sequestration benefits;

(2) mineral recovery from geofluids;

(3) use of geothermal energy to produce hydrogen;

(4) use of geothermal energy to produce biofuels;

(5) use of geothermal heat for oil recovery from oil shales and tar sands; and

(6) other advanced geothermal technologies, including advanced drilling technologies and advanced power conversion technologies.

(b) **PROGRESS REPORTS.**—(1) Not later than 36 months after the date of enactment of this Act, the Secretary shall submit to the Committee on Science and Technology of the House of Representatives and the Committee on Energy and Natural Resources of the Senate an interim report describing the progress made under this subtitle. At the end of 60 months, the Secretary shall submit to Congress a report on the results of projects undertaken under this subtitle and other such information the Secretary considers appropriate.

(2) As necessary, the Secretary shall report to the Congress on any legal, regulatory, or other barriers encountered that hinder economic development of these resources, and provide recommendations on legislative or other actions needed to address such impediments.

**SEC. 2010. APPLICABILITY OF OTHER LAWS.**

Nothing in this subtitle shall be construed as waiving the applicability of any requirement under any environmental or other Federal or State law.

**SEC. 2011. AUTHORIZATION OF APPROPRIATIONS.**

There are authorized to be appropriated to the Secretary to carry out this subtitle \$80,000,000 for each of the fiscal years 2008 through 2012, of which \$20,000,000 for each fiscal year shall be for carrying out section 2006.

**Subtitle B—Biofuels**

**SEC. 2101. SHORT TITLE.**

This subtitle may be cited as the “Biofuels Research and Development Enhancement Act”.

**SEC. 2102. BIODIESEL.**

(a) **BIODIESEL STUDY.**—Not later than 180 days after the date of enactment of this Act, the Secretary shall submit to Congress a report on any research and development challenges inherent in increasing to 2.5 percent the proportion of diesel fuel sold in the United States that is biodiesel (within the meaning of section 211(o) of the Clean Air Act).

(b) **MATERIALS FOR THE ESTABLISHMENT OF STANDARDS.**—The Director of the National Institute of Standards and Technology shall make publicly available the physical property data and characterization of biodiesel, as is defined in subsection (a), in order to encourage the establishment of standards that will promote their utilization in the transportation and fuel delivery system.

**SEC. 2103. BIOGAS.**

Not later than 180 days after the date of enactment of this Act, the Secretary shall

submit to Congress a report on any research and development challenges inherent in increasing to 5 percent of the transportation fuels sold in the United States fuel with biogas or a blend of biogas and natural gas.

**SEC. 2104. GRANTS FOR BIOFUEL PRODUCTION RESEARCH AND DEVELOPMENT IN CERTAIN STATES.**

(a) **IN GENERAL.**—The Secretary shall provide grants to eligible entities for research, development, demonstration, and commercial application of biofuel production technologies other than ethanol production from corn, as determined by the Secretary.

(b) **ELIGIBILITY.**—To be eligible to receive a grant under this section, an entity shall—

(1)(A) be an institution of higher education (as defined in section 2 of the Energy Policy Act of 2005 (42 U.S.C. 15801)) located in a State described in subsection (a); or

(B) be a consortium including at least 1 such institution of higher education, and industry, State agencies, Indian tribal agencies, National Laboratories, or local government agencies located in the State; and

(2) have proven experience and capabilities with relevant technologies.

(c) **AUTHORIZATION OF APPROPRIATIONS.**—There are authorized to be appropriated to the Secretary to carry out this section \$25,000,000 for each of fiscal years 2008 through 2010.

**SEC. 2105. BIOREFINERY ENERGY EFFICIENCY.**

Section 932 of Energy Policy Act of 2005 (42 U.S.C. 16232), is amended by adding at the end the following new subsections:

“(g) **BIOREFINERY ENERGY EFFICIENCY.**—The Secretary shall establish a program of research, development, demonstration, and commercial application for increasing energy efficiency and reducing energy consumption in the operation of biorefinery facilities.

“(h) **RETROFIT TECHNOLOGIES FOR THE DEVELOPMENT OF ETHANOL FROM CELLULOSIC MATERIALS.**—The Secretary shall establish a program of research, development, demonstration, and commercial application on technologies and processes to enable biorefineries that exclusively use corn grain or corn starch as a feedstock to produce ethanol to be retrofitted to accept a range of biomass, including lignocellulosic feedstocks.”.

**SEC. 2106. STUDY OF INCREASED CONSUMPTION OF ETHANOL-BLENDED GASOLINE WITH HIGHER LEVELS OF ETHANOL.**

(a) **IN GENERAL.**—The Secretary, in cooperation with the Secretary of Agriculture, the Administrator of the Environmental Protection Agency, and the Secretary of Transportation, shall conduct a study of the methods of increasing consumption in the United States of ethanol-blended gasoline with levels of ethanol that are not less than 10 percent and not more than 40 percent.

(b) **STUDY.**—The study under subsection (a) shall include—

(1) a review of production and infrastructure constraints on increasing consumption of ethanol;

(2) an evaluation of the environmental consequences of the ethanol blends described in subsection (a) on evaporative and exhaust emissions from on-road, off-road, and marine vehicle engines;

(3) an evaluation of the consequences of the ethanol blends described in subsection (a) on the operation, durability, and performance of on-road, off-road, and marine vehicle engines; and

(4) an evaluation of the life cycle impact of the use of the ethanol blends described in subsection (a) on carbon dioxide and greenhouse gas emissions.

(c) **REPORT.**—Not later than 1 year after the date of enactment of this Act, the Secretary shall submit to Congress a report de-

scribing the results of the study conducted under this section.

**SEC. 2107. STUDY OF OPTIMIZATION OF FLEXIBLE FUELED VEHICLES TO USE E-85 FUEL.**

(a) **IN GENERAL.**—The Secretary, in consultation with the Secretary of Transportation, shall conduct a study of whether optimizing flexible fueled vehicles to operate using E-85 fuel would increase the fuel efficiency of flexible fueled vehicles.

(b) **REPORT.**—Not later than 180 days after the date of enactment of this Act, the Secretary shall submit to the Committee on Science and Technology of the House of Representatives the Committee on Energy and Natural Resources of the Senate a report that describes the results of the study under this section, including any recommendations of the Secretary.

**SEC. 2108. STUDY OF ENGINE DURABILITY AND PERFORMANCE ASSOCIATED WITH THE USE OF BIODIESEL.**

(a) **IN GENERAL.**—Not later than 30 days after the date of enactment of this Act, the Secretary shall initiate a study on the effects of the use of biodiesel on the performance and durability of engines and engine systems.

(b) **COMPONENTS.**—The study under this section shall include—

(1) an assessment of whether the use of biodiesel lessens the durability and performance of conventional diesel engines and engine systems; and

(2) an assessment of the effects referred to in subsection (a) with respect to biodiesel blends at varying concentrations, including the following percentage concentrations of biodiesel:

(A) 5 percent biodiesel.

(B) 10 percent biodiesel.

(C) 20 percent biodiesel.

(D) 30 percent biodiesel.

(E) 100 percent biodiesel.

(c) **REPORT.**—Not later than 24 months after the date of enactment of this Act, the Secretary shall submit to the Committee on Science and Technology of the House of Representatives the Committee on Energy and Natural Resources of the Senate a report that describes the results of the study under this section, including any recommendations of the Secretary.

**SEC. 2109. BIOENERGY RESEARCH AND DEVELOPMENT, AUTHORIZATION OF APPROPRIATION.**

(a) Section 931 of the Energy Policy Act of 2005 (42 U.S.C. 16231) is amended—

(1) in subsection (b)—

(A) at the end of paragraph (2) by striking “and”;

(B) at the end of paragraph (3) by striking the period and inserting “; and”; and

(C) by adding at the end the following new paragraph:

“(4) \$963,000,000 for fiscal year 2010.”; and

(2) in subsection (c)—

(A) in paragraph (2), by striking “\$251,000,000” and inserting “\$377,000,000”;

(B) in paragraph (3), by striking “\$274,000,000” and inserting “\$398,000,000”; and

(C) by adding at the end the following new paragraph:

“(4) \$419,000,000 for fiscal year 2010, of which \$150,000,00 shall be for section 932(d).”.

**SEC. 2110. ENVIRONMENTAL RESEARCH AND DEVELOPMENT.**

(a) **AMENDMENTS.**—Section 977 of the Energy Policy Act of 2005 (42 U.S.C. 16317) is amended—

(1) in subsection (a)(1), by striking “and computational biology” and inserting “computational biology, and environmental science”; and

(2) in subsection (b)—

(A) in paragraph (1), by inserting “in sustainable production systems that reduce greenhouse gas emissions” after “hydrogen”;

(B) at the end of paragraph (3), by striking “and”;

(C) by redesignating paragraph (4) as paragraph (5); and

(D) by inserting after paragraph (3) the following new paragraph:

“(4) develop cellulosic and other feedstocks that are less resource and land intensive and that promote sustainable use of resources, including soil, water, energy, forests, and land, and ensure protection of air, water, and soil quality; and”.

(b) **TOOLS AND EVALUATION.**—The Secretary, in consultation with the Administrator of the Environmental Protection Agency and the Secretary of Agriculture, shall establish a research and development program to—

(1) improve and develop analytical tools to facilitate the analysis of life-cycle energy and greenhouse gas emissions, including emissions related to direct and indirect land use changes, attributable to all potential biofuel feedstocks and production processes; and

(2) promote the systematic evaluation of the impact of expanded biofuel production on the environment, including forestlands, and on the food supply for humans and animals.

(c) **SMALL-SCALE PRODUCTION AND USE OF BIOFUELS.**—The Secretary, in cooperation with the Secretary of Agriculture, shall establish a research and development program to facilitate small-scale production, local, and on-farm use of biofuels, including the development of small-scale gasification technologies for production of biofuel from cellulosic feedstocks.

**SEC. 2111. STUDY OF OPTIMIZATION OF BIOGAS USED IN NATURAL GAS VEHICLES.**

(a) **IN GENERAL.**—The Secretary of Energy shall conduct a study of methods of increasing the fuel efficiency of vehicles using biogas by optimizing natural gas vehicle systems that can operate on biogas, including the advancement of vehicle fuel systems and the combination of hybrid-electric and plug-in hybrid electric drive platforms with natural gas vehicle systems using biogas.

(b) **REPORT.**—Not later than 180 days after the date of enactment of this Act, the Secretary of Energy shall submit to the Committee on Energy and Natural Resources of the Senate and the Committee on Science and Technology of the House of Representatives a report that describes the results of the study, including any recommendations of the Secretary.

**SEC. 2112. ALGAL BIOMASS.**

Not later than 90 days after the date of enactment of this Act, the Secretary shall submit to the Committee on Science and Technology of the House of Representatives and the Committee on Energy and Natural Resources of the Senate a report on the progress of the research and development that is being conducted on the use of algae as a feedstock for the production of biofuels. The report shall identify continuing research and development challenges and any regulatory or other barriers found by the Secretary that hinder the use of this resource, as well as recommendations on how to encourage and further its development as a viable transportation fuel.

**SEC. 2113. BLENDED FUELS.**

The Secretary shall carry out a program of research, development, and demonstration as it relates to the blending of transportation fuels derived from coal-to-liquids and the blending thereof with transportation fuels derived from renewable sources, including biomass (as defined in section 932 of the Energy Policy Act of 2005). The program shall focus on—

(1) maximizing the fungibility and supply of blended transportation fuels;

(2) the viability of the blend as a cost competitive replacement for transportation fuels;

(3) evaluation of the environmental consequences of the blend on evaporative and exhaust emissions from on-road and off-road engines;

(4) the quality of the resultant blend at varying concentrations of biofuel; and

(5) other areas the Secretary considers appropriate.

**Subtitle C—Carbon Capture and Storage**

**SEC. 2201. SHORT TITLE.**

This subtitle may be cited as the “Department of Energy Carbon Capture and Storage Research, Development, and Demonstration Act of 2007”.

**SEC. 2202. CARBON CAPTURE AND STORAGE RESEARCH, DEVELOPMENT, AND DEMONSTRATION PROGRAM.**

(a) **AMENDMENTS.**—Section 963 of the Energy Policy Act of 2005 (42 U.S.C. 16293) is amended—

(1) in the section heading, by striking “RESEARCH AND DEVELOPMENT” and inserting “AND STORAGE RESEARCH, DEVELOPMENT, AND DEMONSTRATION”;

(2) in subsection (a)—

(A) by striking “research and development” and inserting “and storage research, development, and demonstration”; and

(B) by striking “capture technologies on combustion-based systems” and inserting “capture and storage technologies related to electric power generating systems”;

(3) in subsection (b)—

(A) in paragraph (3), by striking “and” at the end;

(B) in paragraph (4), by striking the period at the end and inserting “; and”;

(C) by adding at the end the following:

“(5) to expedite and carry out large-scale testing of carbon sequestration systems in a range of geological formations that will provide information on the cost and feasibility of deployment of sequestration technologies.”; and

(4) by striking subsection (c) and inserting the following:

“(c) **PROGRAMMATIC ACTIVITIES.**—

“(1) **FUNDAMENTAL SCIENCE AND ENGINEERING RESEARCH AND DEVELOPMENT AND DEMONSTRATION SUPPORTING CARBON CAPTURE AND STORAGE TECHNOLOGIES.**—

“(A) **IN GENERAL.**—The Secretary shall carry out fundamental science and engineering research (including laboratory-scale experiments, numeric modeling, and simulations) to develop and document the performance of new approaches to capture and store carbon dioxide, or to learn how to use carbon dioxide in products to lead to an overall reduction of carbon dioxide emissions.

“(B) **PROGRAM INTEGRATION.**—The Secretary shall ensure that fundamental research carried out under this paragraph is appropriately applied to energy technology development activities and the field testing of carbon sequestration and carbon use activities, including—

“(i) development of new or advanced technologies for the capture of carbon dioxide;

“(ii) development of new or advanced technologies that reduce the cost and increase the efficacy of the compression of carbon dioxide required for the storage of carbon dioxide;

“(iii) modeling and simulation of geological sequestration field demonstrations;

“(iv) quantitative assessment of risks relating to specific field sites for testing of sequestration technologies; and

“(v) research and development of new and advanced technologies for carbon use, including recycling and reuse of carbon dioxide.

“(2) **FIELD VALIDATION TESTING ACTIVITIES.**—

“(A) **IN GENERAL.**—The Secretary shall promote, to the maximum extent practicable, regional carbon sequestration partnerships

to conduct geologic sequestration tests involving carbon dioxide injection and monitoring, mitigation, and verification operations in a variety of candidate geological settings, including—

“(i) operating oil and gas fields;

“(ii) depleted oil and gas fields;

“(iii) unmineable coal seams;

“(iv) deep saline formations;

“(v) deep geologic systems that may be used as engineered reservoirs to extract economical quantities of heat from geothermal resources of low permeability or porosity;

“(vi) deep geologic systems containing basalt formations; and

“(vii) high altitude terrain oil and gas fields.

“(B) **OBJECTIVES.**—The objectives of tests conducted under this paragraph shall be—

“(i) to develop and validate geophysical tools, analysis, and modeling to monitor, predict, and verify carbon dioxide containment;

“(ii) to validate modeling of geological formations;

“(iii) to refine storage capacity estimated for particular geological formations;

“(iv) to determine the fate of carbon dioxide concurrent with and following injection into geological formations;

“(v) to develop and implement best practices for operations relating to, and monitoring of, injection and storage of carbon dioxide in geologic formations;

“(vi) to assess and ensure the safety of operations related to geological storage of carbon dioxide;

“(vii) to allow the Secretary to promulgate policies, procedures, requirements, and guidance to ensure that the objectives of this subparagraph are met in large-scale testing and deployment activities for carbon capture and storage that are funded by the Department of Energy; and

“(viii) to support Environmental Protection Agency efforts, in consultation with other agencies, to develop a scientifically sound regulatory framework to enable commercial-scale sequestration operations.

“(3) **LARGE-SCALE CARBON DIOXIDE SEQUESTRATION TESTING.**—

“(A) **IN GENERAL.**—The Secretary shall conduct not less than 7 initial large-volume sequestration tests for geological containment of carbon dioxide (at least 1 of which shall be international in scope) to validate information on the cost and feasibility of commercial deployment of technologies for geological containment of carbon dioxide.

“(B) **DIVERSITY OF FORMATIONS TO BE STUDIED.**—In selecting formations for study under this paragraph, the Secretary shall consider a variety of geological formations across the United States, and require characterization and modeling of candidate formations, as determined by the Secretary.

“(C) **SOURCE OF CARBON DIOXIDE FOR LARGE-SCALE SEQUESTRATION DEMONSTRATIONS.**—In the process of any acquisition of carbon dioxide for sequestration demonstrations under subparagraph (A), the Secretary shall give preference to purchases of carbon dioxide from industrial and coal-fired electric generation facilities. To the extent feasible, the Secretary shall prefer test projects from industrial and coal-fired electric generation facilities that would facilitate the creation of an integrated system of capture, transportation and storage of carbon dioxide, including facilities that convert coal to one or more liquid or gaseous transportation fuels.

Until coal-fired electric generation facilities, either new or existing, are operating with carbon dioxide capture technologies, other industrial sources of carbon dioxide should be pursued under this paragraph. The preference provided for under this subparagraph shall not delay the implementation of the



large-scale sequestration tests under this paragraph.

“(D) DEFINITION.—For purposes of this paragraph, the term ‘large-scale’ means the injection of more than 1,000,000 metric tons of carbon dioxide annually, or a scale that demonstrably exceeds the necessary thresholds in key geologic transients to validate the ability continuously to inject quantities on the order of several million metric tons of industrial carbon dioxide annually for a large number of years.

“(4) LARGE-SCALE DEMONSTRATION OF CARBON DIOXIDE CAPTURE TECHNOLOGIES.—

“(A) IN GENERAL.—The Secretary shall carry out at least 3 and no more than 5 demonstrations, that include each of the technologies described in subparagraph (B), for the large-scale capture of carbon dioxide from industrial sources of carbon dioxide, at least 2 of which are facilities that generate electric energy from fossil fuels. Candidate facilities for other demonstrations under this paragraph shall include facilities that refine petroleum, convert coal to one or more liquid or gaseous transportation fuels, manufacture iron or steel, manufacture cement or cement clinker, manufacture commodity chemicals, and ethanol and fertilizer plants. Consideration may be given to capture of carbon dioxide from industrial facilities and electric generation carbon sources that are near suitable geological reservoirs and could continue sequestration. To ensure reduced carbon dioxide emissions, the Secretary shall take necessary actions to provide for the integration of the program under this paragraph with the long-term carbon dioxide sequestration demonstrations described in paragraph (3). These actions should not delay implementation of the large-scale sequestration tests authorized in paragraph (3).

“(B) TECHNOLOGIES.—The technologies referred to in subparagraph (A) are precombustion capture, post-combustion capture, and oxycombustion.

“(C) SCOPE OF AWARD.—An award under this paragraph shall be only for the portion of the project that carries out the large-scale capture (including purification and compression) of carbon dioxide, as well as the cost of transportation and injection of carbon dioxide.

“(5) PREFERENCE IN PROJECT SELECTION FROM MERITORIOUS PROPOSALS.—In making competitive awards under this subsection, subject to the requirements of section 989, the Secretary shall give preference to proposals from partnerships among industrial, academic, and government entities.

“(6) COST SHARING.—Activities under this subsection shall be considered research and development activities that are subject to the cost-sharing requirements of section 988(b).

“(d) AUTHORIZATION OF APPROPRIATIONS.—

“(1) IN GENERAL.—There are authorized to be appropriated to the Secretary for carrying out this section, other than subsection (c)(3) and (4)—

“(A) \$100,000,000 for fiscal year 2008;

“(B) \$100,000,000 for fiscal year 2009;

“(C) \$100,000,000 for fiscal year 2010; and

“(D) \$100,000,000 for fiscal year 2011.

“(2) SEQUESTRATION.—There are authorized to be appropriated to the Secretary for carrying out subsection (c)(3)—

“(A) \$140,000,000 for fiscal year 2008;

“(B) \$140,000,000 for fiscal year 2009;

“(C) \$140,000,000 for fiscal year 2010; and

“(D) \$140,000,000 for fiscal year 2011.

“(3) CARBON CAPTURE.—There are authorized to be appropriated to the Secretary for carrying out subsection (c)(4)—

“(A) \$180,000,000 for fiscal year 2009;

“(B) \$180,000,000 for fiscal year 2010;

“(C) \$180,000,000 for fiscal year 2011; and

“(D) \$180,000,000 for fiscal year 2012.”.

(b) TABLE OF CONTENTS AMENDMENT.—The item relating to section 963 in the table of contents for the Energy Policy Act of 2005 is amended to read as follows:

“Sec. 963. Carbon capture and storage research, development, and demonstration program.”.

**SEC. 2203. REVIEW OF LARGE-SCALE PROGRAMS.**

The Secretary of Energy shall enter into an arrangement with the National Academy of Sciences for an independent review and oversight, beginning in 2011, of the programs under section 963(c)(3) and (4) of the Energy Policy Act of 2005, as added by section 2202 of this subtitle, to ensure that the benefits of such programs are maximized. Not later than January 1, 2012, the Secretary shall transmit to the Congress a report on the results of such review and oversight.

**SEC. 2204. SAFETY RESEARCH.**

(a) PROGRAM.—The Assistant Administrator for Research and Development of the Environmental Protection Agency shall conduct a research program to determine procedures necessary to protect public health, safety, and the environment from impacts that may be associated with capture, injection, and sequestration of greenhouse gases in subterranean reservoirs.

(b) AUTHORIZATION OF APPROPRIATIONS.—There are authorized to be appropriated for carrying out this section \$5,000,000 for each fiscal year.

**SEC. 2205. GEOLOGICAL SEQUESTRATION TRAINING AND RESEARCH.**

(a) STUDY.—

(1) IN GENERAL.—The Secretary of Energy shall enter into an arrangement with the National Academy of Sciences to undertake a study that—

(A) defines an interdisciplinary program in geology, engineering, hydrology, environmental science, and related disciplines that will support the Nation’s capability to capture and sequester carbon dioxide from anthropogenic sources;

(B) addresses undergraduate and graduate education, especially to help develop graduate level programs of research and instruction that lead to advanced degrees with emphasis on geological sequestration science;

(C) develops guidelines for proposals from colleges and universities with substantial capabilities in the required disciplines that wish to implement geological sequestration science programs that advance the Nation’s capacity to address carbon management through geological sequestration science; and

(D) outlines a budget and recommendations for how much funding will be necessary to establish and carry out the grant program under subsection (b).

(2) REPORT.—Not later than 1 year after the date of enactment of this Act, the Secretary of Energy shall transmit to the Congress a copy of the results of the study provided by the National Academy of Sciences under paragraph (1).

(3) AUTHORIZATION OF APPROPRIATIONS.—There are authorized to be appropriated to the Secretary for carrying out this subsection \$1,000,000 for fiscal year 2008.

(b) GRANT PROGRAM.—

(1) ESTABLISHMENT.—The Secretary of Energy, through the National Energy Technology Laboratory, shall establish a competitive grant program through which colleges and universities may apply for and receive 4-year grants for—

(A) salary and startup costs for newly designated faculty positions in an integrated geological carbon sequestration science program; and

(B) internships for graduate students in geological sequestration science.

(2) RENEWAL.—Grants under this subsection shall be renewable for up to 2 addi-

tional 3-year terms, based on performance criteria, established by the National Academy of Sciences study conducted under subsection (a), that include the number of graduates of such programs.

(3) INTERFACE WITH REGIONAL GEOLOGICAL CARBON SEQUESTRATION PARTNERSHIPS.—To the greatest extent possible, geological carbon sequestration science programs supported under this subsection shall interface with the research of the Regional Carbon Sequestration Partnerships operated by the Department of Energy to provide internships and practical training in carbon capture and geological sequestration.

(4) AUTHORIZATION OF APPROPRIATIONS.—There are authorized to be appropriated to the Secretary for carrying out this subsection such sums as may be necessary.

**SEC. 2206. UNIVERSITY BASED RESEARCH AND DEVELOPMENT GRANT PROGRAM.**

(a) ESTABLISHMENT.—The Secretary of Energy, in consultation with other appropriate agencies, shall establish a university based research and development program to study carbon capture and sequestration using the various types of coal.

(b) GRANTS.—Under this section, the Secretary shall award 5 grants for projects submitted by colleges or universities to study carbon capture and sequestration in conjunction with the recovery of oil and other enhanced elemental and mineral recovery. Consideration shall be given to areas that have regional sources of coal for the study of carbon capture and sequestration.

(c) RURAL AND AGRICULTURAL INSTITUTIONS.—The Secretary shall designate that at least 2 of these grants shall be awarded to rural or agricultural based institutions that offer interdisciplinary programs in the area of environmental science to study carbon capture and sequestration in conjunction with the recovery of oil and other enhanced elemental and mineral recovery.

(d) AUTHORIZATION OF APPROPRIATIONS.—There are to be authorized to be appropriated \$10,000,000 to carry out this section.

**Subtitle D—Produced Water Utilization**

**SEC. 2301. SHORT TITLE.**

This subtitle may be cited as the “Produced Water Utilization Act of 2007”.

**SEC. 2302. FINDINGS.**

The Congress finds as follows:

(1) The population of the United States is increasing, and as the population increases, additional potable water supplies are required to sustain individuals, agricultural production, and industrial users, particularly in the Mountain West and desert Southwest, where water resources are scarce.

(2) During the development of domestic energy sources, including coalbed methane, oil, and natural gas, water may be extracted from underground sources and brought to the surface, often increasing energy production from subsurface geological formations in the process.

(3) Produced water frequently contains increased levels of potentially harmful dissolved solids, rendering much of the water nonpotable and unsuitable for agricultural or industrial uses, and encouraging reinjection of the water to subsurface geological formations to safely dispose of it, which may lead to reduced production of domestic energy resources and increased costs to producers.

(4) Increasing environmentally responsible surface utilization of produced water would—

(A) increase water supplies available for agricultural and industrial use;

(B) reduce the amount of produced water returned to underground formations; and

(C) increase domestic energy production by reducing costs associated with reinjection of produced water to the subsurface.

**SEC. 2303. DEFINITIONS.**

In this subtitle:

(1) EXISTING PROGRAM.—The term “existing program” means a program at the Department of Energy which is engaged in research, development, demonstration, and commercial application of technologies for unconventional domestic natural gas production and other domestic petroleum production as of the date of enactment of this Act.

(2) PRODUCED WATER.—The term “produced water” means water from an underground source that is brought to the surface as part of the process of exploration for or development of coalbed methane, oil, natural gas, or any other substance to be used as an energy source.

(3) SECRETARY.—The term “Secretary” means the Secretary of Energy.

**SEC. 2304. PURPOSES.**

(a) IN GENERAL.—The Secretary shall carry out under this subtitle, in conjunction with an existing program, a program of research, development, and demonstration of technologies for environmentally sustainable utilization of produced water for use for agriculture, irrigation, municipal, or industrial uses, or other environmentally sustainable purposes. The program shall be designed to maximize the utilization of produced water in the United States by increasing the quality of produced water and reducing the environmental impacts of produced water.

(b) PROGRAM ELEMENTS.—The program under this subtitle shall address the following areas, including improving safety and minimizing environmental impacts of activities within each area:

(1) Produced water recovery, including research for desalination and demineralization to reduce total dissolved solids in the produced water.

(2) Produced water utilization for agricultural, irrigation, municipal, or industrial uses, or other environmentally sustainable purposes.

(3) Reinjection of produced water into subsurface geological formations to increase energy production.

(c) PROGRAM ADMINISTRATION.—The program under this subtitle shall be administered by a consortium, administering an existing program, whose members have collectively demonstrated capabilities and experience in planning and managing research, development, demonstration, and commercial application programs for unconventional natural gas and other petroleum production and produced water utilization.

(d) ACTIVITIES AT THE NATIONAL ENERGY TECHNOLOGY LABORATORY.—The Secretary, through the National Energy Technology Laboratory, shall carry out a program of research, development, and demonstration activities complementary to and supportive of the research, development, and demonstration programs under subsection (b).

(e) CONSULTATION.—In carrying out this subtitle, the Secretary shall consult regularly with the Secretary of the Interior and the Administrator of the Environmental Protection Agency.

**SEC. 2305. SUNSET.**

The authority provided by this subtitle shall terminate on September 30, 2016.

**SEC. 2306. FUNDING.**

(a) ALLOCATION.—Amounts appropriated for this subtitle for each fiscal year shall be allocated as follows:

(1) 75 percent shall be for activities under section 2304(a), (b), and (c).

(2) 25 percent shall be for activities under section 2304(d) and other activities under section 2304, including administrative functions such as program direction, overall program oversight, and contract management.

(b) AUTHORIZATION OF APPROPRIATIONS.—There are authorized to be appropriated to carry out this subtitle \$20,000,000 for each of fiscal years 2008 through 2016.

**Subtitle E—Natural Gas Vehicles**

**SEC. 2401. NATURAL GAS VEHICLE RESEARCH, DEVELOPMENT, AND DEMONSTRATION PROJECTS.**

(a) IN GENERAL.—The Secretary of Energy shall conduct a 5-year program of natural gas vehicle research, development, and demonstration. The Secretary shall coordinate with the Administrator of the Environmental Protection Agency, as necessary.

(b) PURPOSE.—The program under this section shall focus on—

(1) the continued improvement and development of new, cleaner, more efficient light-duty, medium-duty, and heavy-duty natural gas vehicle engines;

(2) the integration of those engines into light-duty, medium-duty, and heavy-duty natural gas vehicles for onroad and offroad applications;

(3) expanding product availability by assisting manufacturers with the certification of the engines or vehicles described in paragraph (1) or (2) to Federal or California certification requirements and in-use emission standards;

(4) the demonstration and proper operation and use of the vehicles described in paragraph (2) under all operating conditions;

(5) the development and improvement of nationally recognized codes and standards for the continued safe operation of natural gas vehicles and their components;

(6) improvement in the reliability and efficiency of natural gas fueling station infrastructure;

(7) the certification of natural gas fueling station infrastructure to nationally recognized and industry safety standards;

(8) the improvement in the reliability and efficiency of onboard natural gas fuel storage systems;

(9) the development of new natural gas fuel storage materials;

(10) the certification of onboard natural gas fuel storage systems to nationally recognized and industry safety standards; and

(11) the use of natural gas engines in hybrid vehicles.

(c) CERTIFICATION OF CONVERSION SYSTEMS.—The Secretary shall coordinate with the Administrator on issues related to streamlining the certification of natural gas conversion systems to the appropriate Federal certification requirements and in-use emission standards.

(d) COOPERATION AND COORDINATION WITH INDUSTRY.—In developing and carrying out the program under this section, the Secretary shall coordinate with the natural gas vehicle industry to ensure cooperation between the public and the private sector.

(e) CONDUCT OF PROGRAM.—The program under this section shall be conducted in accordance with sections 3001 and 3002 of the Energy Policy Act of 1992.

(f) REPORT.—Not later than 2 years after the date of enactment of this Act, the Secretary shall provide a report to Congress on the implementation of this section.

(g) AUTHORIZATION OF APPROPRIATIONS.—There are authorized to be appropriated to the Secretary \$20,000,000 for each of the fiscal years 2008 through 2012 to carry out this section.

(h) DEFINITION.—For purposes of this section, the term “natural gas” means compressed natural gas, liquefied natural gas, biomethane, and mixtures of hydrogen and methane or natural gas.

**Subtitle F—Energy Efficient Buildings**

**SEC. 2501. SHORT TITLE.**

This subtitle may be cited as the “Energy Efficient Buildings Act of 2007”.

**SEC. 2502. ENERGY EFFICIENT BUILDING GRANT PROGRAM.**

(a) ENERGY EFFICIENT BUILDING PILOT GRANT PROGRAM.—

(1) IN GENERAL.—Not later than 6 months after the date of enactment of this Act, the Secretary of Energy (in this subtitle referred to as the “Secretary”) shall establish a pilot program to award grants to businesses and organizations for new construction of energy efficient buildings, or major renovations of buildings that will result in energy efficient buildings, to demonstrate innovative energy efficiency technologies, especially those sponsored by the Department of Energy.

(2) AWARDS.—The Secretary shall award grants under this subsection competitively to those applicants whose proposals—

(A) best demonstrate—

(i) likelihood to meet or exceed the standards referred to in subsection (b)(2);

(ii) likelihood to maximize cost-effective energy efficiency opportunities; and

(iii) advanced energy efficiency technologies; and

(B) maximize the leverage of private investment for costs related to increasing the energy efficiency of the building.

(3) CONSIDERATION.—The Secretary shall give due consideration to proposals for buildings that are likely to serve low and moderate income populations.

(4) AMOUNT OF GRANTS.—Grants under this subsection shall be for up to 50 percent of design and energy modeling costs, not to exceed \$50,000 per building. No single grantee may be eligible for more than 3 grants per year under this program.

(5) GRANT PAYMENTS.—

(A) INITIAL PAYMENT.—The Secretary shall pay 50 percent of the total amount of the grant to grant recipients upon selection.

(B) REMAINDER OF PAYMENT.—The Secretary shall pay the remaining 50 percent of the grant only after independent certification, by a professional engineer or other qualified professional, that operational buildings are energy efficient buildings as defined in subsection (b).

(C) FAILURE TO COMPLY.—The Secretary shall not provide the remainder of the payment unless the building is certified within 6 months after operation of the completed building to meet the requirements described in subparagraph (B), or in the case of major renovations the building is certified within 6 months of the completion of the renovations.

(6) REPORT TO CONGRESS.—Not later than 3 years after awarding the first grant under this subsection, the Secretary shall transmit to Congress a report containing—

(A) the total number and dollar amount of grants awarded under this subsection; and

(B) an estimate of aggregate cost and energy savings enabled by the pilot program under this subsection.

(7) ADMINISTRATIVE EXPENSES.—Administrative expenses for the program under this subsection shall not exceed 10 percent of appropriated funds.

(b) DEFINITION OF ENERGY EFFICIENT BUILDING.—For purposes of this section the term “energy efficient building” means a building that—

(1) achieves a reduction in energy consumption of—

(A) at least 30 percent for new construction, compared to the energy standards set by the 2004 International Energy Conservation Code (in the case of residential buildings) or ASHRAE Standard 90.1-2004; or

(B) at least 20 percent for major renovations, compared to energy consumption before renovations are begun;

(2) is constructed or renovated in accordance with the most current, appropriate, and applicable voluntary consensus standards, as determined by the Secretary, such as those listed in the assessment under section 914(b), or revised or developed under section 914(c), of the Energy Policy Act of 2005; and

(3) after construction or renovation—

(A) uses heating, ventilating, and air conditioning systems that perform at no less than Energy Star standards; or

(B) if Energy Star standards are not applicable, uses Federal Energy Management Program recommended heating, ventilating, and air conditioning products.

(c) AUTHORIZATION OF APPROPRIATIONS.—There are authorized to be appropriated to the Secretary for carrying out this section \$10,000,000 for each of the fiscal years 2008 through 2012.

**Subtitle G—Plug-In Hybrid Electric Vehicles**  
**SEC. 2601. SHORT TITLE.**

This subtitle may be cited as the “Plug-In Hybrid Electric Vehicle Act of 2007”.

**SEC. 2602. NEAR-TERM VEHICLE TECHNOLOGY PROGRAM.**

(a) DEFINITIONS.—In this section:

(1) BATTERY.—The term “battery” means a device or system for the electrochemical storage of energy.

(2) BIOMASS.—The term “biomass” has meaning given the term in section 932 of the Energy Policy Act of 2005 (42 U.S.C. 16232).

(3) E85.—The term “E85” means a fuel blend containing 85 percent ethanol and 15 percent gasoline by volume.

(4) ELECTRIC DRIVE TRANSPORTATION TECHNOLOGY.—The term “electric drive transportation technology” means—

(A) vehicles that use an electric motor for all or part of their motive power and that may or may not use offboard electricity, including battery electric vehicles, fuel cell vehicles, hybrid electric vehicles, plug-in hybrid electric vehicles, flexible fuel plug-in hybrid electric vehicles, and electric rail; and

(B) related equipment, including electric equipment necessary to recharge a plug-in hybrid electric vehicle.

(5) FLEXIBLE FUEL PLUG-IN HYBRID ELECTRIC VEHICLE.—The term “flexible fuel plug-in hybrid electric vehicle” means a plug-in hybrid electric vehicle—

(A) warranted by its manufacturer as capable of operating on any combination of gasoline or E85 for its onboard internal combustion or heat engine; or

(B) that uses a fuel cell for battery charging when disconnected from offboard power sources.

(6) FUEL CELL VEHICLE.—The term “fuel cell vehicle” means an onroad vehicle that uses a fuel cell (as defined in section 803 of the Energy Policy Act of 2005 (42 U.S.C. 16152)).

(7) HYBRID ELECTRIC VEHICLE.—The term “hybrid electric vehicle” means an onroad vehicle that—

(A) can operate on either liquid combustible fuel or electric power provided by an onboard battery; and

(B) utilizes regenerative power capture technology to recover energy expended in braking the vehicle for use in recharging the battery.

(8) PLUG-IN HYBRID ELECTRIC VEHICLE.—The term “plug-in hybrid electric vehicle” means a hybrid electric vehicle that can operate solely on electric power for a minimum of 20 miles under city driving conditions, and that is capable of recharging its battery from an offboard electricity source.

(9) SECRETARY.—The term “Secretary” means the Secretary of Energy.

(b) PROGRAM.—The Secretary shall conduct a program of research, development, demonstration, and commercial application on technologies needed for the development of plug-in hybrid electric vehicles, including—

(1) high capacity, high efficiency batteries, to—

(A) improve battery life, energy storage capacity, and power delivery capacity, and lower cost; and

(B) minimize waste and hazardous material production in the entire value chain, includ-

ing after the end of the useful life of the batteries;

(2) high efficiency onboard and offboard charging components;

(3) high power drive train systems for passenger and commercial vehicles and for supporting equipment;

(4) onboard energy management systems, power trains, and systems integration for plug-in hybrid electric vehicles, flexible fuel plug-in hybrid electric vehicles, and hybrid electric vehicles, including efficient cooling systems and systems that minimize the emissions profile of such vehicles; and

(5) lightweight materials, including research, development, demonstration, and commercial application to reduce the cost of materials such as steel alloys and carbon fibers.

(c) PLUG-IN HYBRID ELECTRIC VEHICLE DEMONSTRATION PROGRAM.—

(1) ESTABLISHMENT.—The Secretary shall establish a competitive grant pilot demonstration program to provide not more than 25 grants annually to State governments, local governments, metropolitan transportation authorities, or combinations thereof to carry out a project or projects for demonstration of plug-in hybrid electric vehicles.

(2) APPLICATIONS.—

(A) REQUIREMENTS.—The Secretary shall issue requirements for applying for grants under the demonstration pilot program. The Secretary shall require that applications, at a minimum, include a description of how data will be—

(i) collected on the—

(I) performance of the vehicle or vehicles and the components, including the battery, energy management, and charging systems, under various driving speeds, trip ranges, traffic, and other driving conditions;

(II) costs of the vehicle or vehicles, including acquisition, operating, and maintenance costs, and how the project or projects will be self-sustaining after Federal assistance is completed; and

(III) emissions of the vehicle or vehicles, including greenhouse gases, and the amount of petroleum displaced as a result of the project or projects; and

(ii) summarized for dissemination to the Department, other grantees, and the public.

(B) PARTNERS.—An applicant under subparagraph (A) may carry out a project or projects under the pilot program in partnership with one or more private entities.

(3) SELECTION CRITERIA.—

(A) PREFERENCE.—When making awards under this subsection, the Secretary shall consider each applicant’s previous experience involving plug-in hybrid electric vehicles and shall give preference to proposals that—

(i) provide the greatest demonstration per award dollar, with preference increasing as the number of miles that a plug-in hybrid electric vehicle can operate solely on electric power under city driving conditions increases; and

(ii) demonstrate the greatest commitment on the part of the applicant to ensure funding for the proposed project or projects and the greatest likelihood that each project proposed in the application will be maintained or expanded after Federal assistance under this subsection is completed.

(B) BREADTH OF DEMONSTRATIONS.—In awarding grants under this subsection, the Secretary shall ensure the program will demonstrate plug-in hybrid electric vehicles under various circumstances, including—

(i) driving speeds;

(ii) trip ranges;

(iii) driving conditions;

(iv) climate conditions; and

(v) topography,

to optimize understanding and function of plug-in hybrid electric vehicles.

(4) PILOT PROJECT REQUIREMENTS.—

(A) SUBSEQUENT FUNDING.—An applicant that has received a grant in one year may apply for additional funds in subsequent years, but the Secretary shall not provide more than \$10,000,000 in Federal assistance under the pilot program to any applicant for the period encompassing fiscal years 2008 through fiscal year 2012.

(B) INFORMATION.—The Secretary shall establish mechanisms to ensure that the information and knowledge gained by participants in the pilot program are shared among the pilot program participants and are available to other interested parties, including other applicants.

(5) AWARD AMOUNTS.—The Secretary shall determine grant amounts, but the maximum size of grants shall decline as the cost of producing plug-in hybrid electric vehicles declines or the cost of converting a hybrid electric vehicle to a plug-in hybrid electric vehicle declines.

(d) COST SHARING.—The Secretary shall carry out the program under this section in compliance with section 988(a) through (d) and section 989 of the Energy Policy Act of 2005 (42 U.S.C. 16352(a) through (d) and 16353).

(e) AUTHORIZATION OF APPROPRIATIONS.—There are authorized to be appropriated to the Secretary—

(1) for carrying out subsection (b), \$250,000,000 for each of fiscal years 2008 through 2012, of which up to \$50,000,000 may be used for the program described in paragraph (5) of that subsection; and

(2) for carrying out subsection (c), \$50,000,000 for each of fiscal years 2008 through 2012.

**Subtitle H—H-PRIZE**

**SEC. 2701. SHORT TITLE.**

This subtitle may be cited as the “H-Prize Act of 2007”.

**SEC. 2702. DEFINITIONS.**

In this subtitle:

(1) ADMINISTERING ENTITY.—The term “administering entity” means the entity with which the Secretary enters into an agreement under section 2703(c).

(2) DEPARTMENT.—The term “Department” means the Department of Energy.

(3) SECRETARY.—The term “Secretary” means the Secretary of Energy.

**SEC. 2703. PRIZE AUTHORITY.**

(a) IN GENERAL.—The Secretary shall carry out a program to competitively award cash prizes in conformity with this subtitle to advance the research, development, demonstration, and commercial application of hydrogen energy technologies.

(b) ADVERTISING AND SOLICITATION OF COMPETITORS.—

(1) ADVERTISING.—The Secretary shall widely advertise prize competitions to encourage broad participation, including by individuals, universities (including historically Black colleges and universities and other minority serving institutions), and large and small businesses (including businesses owned or controlled by socially and economically disadvantaged persons).

(2) ANNOUNCEMENT THROUGH FEDERAL REGISTER NOTICE.—The Secretary shall announce each prize competition by publishing a notice in the Federal Register. This notice shall include essential elements of the competition such as the subject of the competition, the duration of the competition, the eligibility requirements for participation in the competition, the process for participants to register for the competition, the amount of the prize, and the criteria for awarding the prize.

(c) ADMINISTERING THE COMPETITIONS.—The Secretary shall enter into an agreement with

a private, nonprofit entity to administer the prize competitions, subject to the provisions of this subtitle. The duties of the administering entity under the agreement shall include—

(1) advertising prize competitions and their results;

(2) raising funds from private entities and individuals to pay for administrative costs and to contribute to cash prizes, including funds provided in exchange for the right to name a prize awarded under this section;

(3) developing, in consultation with and subject to the final approval of the Secretary, the criteria for selecting winners in prize competitions, based on goals provided by the Secretary;

(4) determining, in consultation with the Secretary, the appropriate amount and funding sources for each prize to be awarded, subject to the final approval of the Secretary with respect to Federal funding;

(5) providing advice and consultation to the Secretary on the selection of judges in accordance with section 2704(d), using criteria developed in consultation with and subject to the final approval of the Secretary; and

(6) protecting against the entity's unauthorized use or disclosure of a registered participant's trade secrets and confidential business information. Any information properly identified as trade secrets or confidential business information that is submitted by a participant as part of a competitive program under this subtitle may be withheld from public disclosure.

(d) **FUNDING SOURCES.**—Prizes under this subtitle shall consist of Federal appropriated funds and any funds provided by the administering entity (including funds raised pursuant to subsection (c)(2)) for such cash prize programs. The Secretary may accept funds from other Federal agencies for such cash prizes and, notwithstanding section 3302(b) of title 31, United States Code, may use such funds for the cash prize program. Other than publication of the names of prize sponsors, the Secretary may not give any special consideration to any private sector entity or individual in return for a donation to the Secretary or administering entity.

(e) **ANNOUNCEMENT OF PRIZES.**—The Secretary may not issue a notice required by subsection (b)(2) until all the funds needed to pay out the announced amount of the prize have been appropriated or committed in writing by the administering entity. The Secretary may increase the amount of a prize after an initial announcement is made under subsection (b)(2) if—

(1) notice of the increase is provided in the same manner as the initial notice of the prize; and

(2) the funds needed to pay out the announced amount of the increase have been appropriated or committed in writing by the administering entity.

(f) **SUNSET.**—The authority to announce prize competitions under this subtitle shall terminate on September 30, 2018.

#### **SEC. 2704. PRIZE CATEGORIES.**

(a) **CATEGORIES.**—The Secretary shall establish prizes for—

(1) advancements in technologies, components, or systems related to—

- (A) hydrogen production;
- (B) hydrogen storage;
- (C) hydrogen distribution; and
- (D) hydrogen utilization;

(2) prototypes of hydrogen-powered vehicles or other hydrogen-based products that best meet or exceed objective performance criteria, such as completion of a race over a certain distance or terrain or generation of energy at certain levels of efficiency; and

(3) transformational changes in technologies for the distribution or production of

hydrogen that meet or exceed far-reaching objective criteria, which shall include minimal carbon emissions and which may include cost criteria designed to facilitate the eventual market success of a winning technology.

(b) **AWARDS.**—

(1) **ADVANCEMENTS.**—To the extent permitted under section 2703(e), the prizes authorized under subsection (a)(1) shall be awarded biennially to the most significant advance made in each of the four subcategories described in subparagraphs (A) through (D) of subsection (a)(1) since the submission deadline of the previous prize competition in the same category under subsection (a)(1) or the date of enactment of this Act, whichever is later, unless no such advance is significant enough to merit an award. No one such prize may exceed \$1,000,000. If less than \$4,000,000 is available for a prize competition under subsection (a)(1), the Secretary may omit one or more subcategories, reduce the amount of the prizes, or not hold a prize competition.

(2) **PROTOTYPES.**—To the extent permitted under section 2703(e), prizes authorized under subsection (a)(2) shall be awarded biennially in alternate years from the prizes authorized under subsection (a)(1). The Secretary is authorized to award up to one prize in this category in each 2-year period. No such prize may exceed \$4,000,000. If no registered participants meet the objective performance criteria established pursuant to subsection (c) for a competition under this paragraph, the Secretary shall not award a prize.

(3) **TRANSFORMATIONAL TECHNOLOGIES.**—To the extent permitted under section 2703(e), the Secretary shall announce one prize competition authorized under subsection (a)(3) as soon after the date of enactment of this Act as is practicable. A prize offered under this paragraph shall be not less than \$10,000,000, paid to the winner in a lump sum, and an additional amount paid to the winner as a match for each dollar of private funding raised by the winner for the hydrogen technology beginning on the date the winner was named. The match shall be provided for 3 years after the date the prize winner is named or until the full amount of the prize has been paid out, whichever occurs first. A prize winner may elect to have the match amount paid to another entity that is continuing the development of the winning technology. The Secretary shall announce the rules for receiving the match in the notice required by section 2703(b)(2). The Secretary shall award a prize under this paragraph only when a registered participant has met the objective criteria established for the prize pursuant to subsection (c) and announced pursuant to section 2703(b)(2). Not more than \$10,000,000 in Federal funds may be used for the prize award under this paragraph. The administering entity shall seek to raise \$40,000,000 toward the matching award under this paragraph.

(c) **CRITERIA.**—In establishing the criteria required by this subtitle, the Secretary—

(1) shall consult with the Department's Hydrogen Technical and Fuel Cell Advisory Committee;

(2) shall consult with other Federal agencies, including the National Science Foundation; and

(3) may consult with other experts such as private organizations, including professional societies, industry associations, and the National Academy of Sciences and the National Academy of Engineering.

(d) **JUDGES.**—For each prize competition, the Secretary in consultation with the administering entity shall assemble a panel of qualified judges to select the winner or winners on the basis of the criteria established under subsection (c). Judges for each prize competition shall include individuals from outside the Department, including from the

private sector. A judge, spouse, minor children, and members of the judge's household may not—

(1) have personal or financial interests in, or be an employee, officer, director, or agent of, any entity that is a registered participant in the prize competition for which he or she will serve as a judge; or

(2) have a familial or financial relationship with an individual who is a registered participant in the prize competition for which he or she will serve as a judge.

#### **SEC. 2705. ELIGIBILITY.**

To be eligible to win a prize under this subtitle, an individual or entity—

(1) shall have complied with all the requirements in accordance with the Federal Register notice required under section 2703(b)(2);

(2) in the case of a private entity, shall be incorporated in and maintain a primary place of business in the United States, and in the case of an individual, whether participating singly or in a group, shall be a citizen of, or an alien lawfully admitted for permanent residence in, the United States; and

(3) shall not be a Federal entity, a Federal employee acting within the scope of his employment, or an employee of a national laboratory acting within the scope of his employment.

#### **SEC. 2706. INTELLECTUAL PROPERTY.**

The Federal Government shall not, by virtue of offering or awarding a prize under this subtitle, be entitled to any intellectual property rights derived as a consequence of, or direct relation to, the participation by a registered participant in a competition authorized by this subtitle. This section shall not be construed to prevent the Federal Government from negotiating a license for the use of intellectual property developed for a prize competition under this subtitle.

#### **SEC. 2707. LIABILITY.**

(a) **WAIVER OF LIABILITY.**—The Secretary may require registered participants to waive claims against the Federal Government and the administering entity (except claims for willful misconduct) for any injury, death, damage, or loss of property, revenue, or profits arising from the registered participants' participation in a competition under this subtitle. The Secretary shall give notice of any waiver required under this subsection in the notice required by section 2703(b)(2). The Secretary may not require a registered participant to waive claims against the administering entity arising out of the unauthorized use or disclosure by the administering entity of the registered participant's trade secrets or confidential business information.

(b) **LIABILITY INSURANCE.**—

(1) **REQUIREMENTS.**—Registered participants shall be required to obtain liability insurance or demonstrate financial responsibility, in amounts determined by the Secretary, for claims by—

(A) a third party for death, bodily injury, or property damage or loss resulting from an activity carried out in connection with participation in a competition under this subtitle; and

(B) the Federal Government for damage or loss to Government property resulting from such an activity.

(2) **FEDERAL GOVERNMENT INSURED.**—The Federal Government shall be named as an additional insured under a registered participant's insurance policy required under paragraph (1)(A), and registered participants shall be required to agree to indemnify the Federal Government against third party claims for damages arising from or related to competition activities.

#### **SEC. 2708. REPORT TO CONGRESS.**

Not later than 60 days after the awarding of the first prize under this subtitle, and annually thereafter, the Secretary shall transmit to the Congress a report that—

(1) identifies each award recipient;  
 (2) describes the technologies developed by each award recipient; and  
 (3) specifies actions being taken toward commercial application of all technologies with respect to which a prize has been awarded under this subtitle.

**SEC. 2709. AUTHORIZATION OF APPROPRIATIONS.**

(a) AUTHORIZATION OF APPROPRIATIONS.—

(1) AWARDS.—There are authorized to be appropriated to the Secretary for the period encompassing fiscal years 2008 through 2017 for carrying out this subtitle—

(A) \$20,000,000 for awards described in section 2704(a)(1);

(B) \$20,000,000 for awards described in section 2704(a)(2); and

(C) \$10,000,000 for the award described in section 2704(a)(3).

(2) ADMINISTRATION.—In addition to the amounts authorized in paragraph (1), there are authorized to be appropriated to the Secretary for each of fiscal years 2008 and 2009 \$2,000,000 for the administrative costs of carrying out this subtitle.

(b) CARRYOVER OF FUNDS.—Funds appropriated for prize awards under this subtitle shall remain available until expended, and may be transferred, reprogrammed, or expended for other purposes only after the expiration of 10 fiscal years after the fiscal year for which the funds were originally appropriated. No provision in this subtitle permits obligation or payment of funds in violation of section 1341 of title 31 of the United States Code (commonly referred to as the Anti-Deficiency Act).

**SEC. 2710. NONSUBSTITUTION.**

The programs created under this subtitle shall not be considered a substitute for Federal research and development programs.

**Subtitle I—Coal Gasification for Ethanol Production**

**SEC. 2801. SHORT TITLE.**

This subtitle may be cited as the “America’s Domestic Fuels Act”.

**SEC. 2802. FINDINGS.**

The Congress finds the following:

(1) Currently, the bulk of energy used in the production of ethanol comes from natural gas. While coal is used for this purpose, advanced coal gasification technologies would increase the use of coal and reduce air emissions.

(2) In coal gasification-based systems, pollutant-forming impurities can be separated from the gaseous stream before combustion. As much as 99 percent of sulfur and other pollutants can be removed and processed into commercial products. Ethanol plants using coal gasification technology offer many benefits.

(3) Coal potentially is an economically desirable alternative to natural gas as the fuel in ethanol production facilities. The Energy Information Administration projects that in 2025 the industrial cost of natural gas will be \$5.99 per million Btu but coal will only be \$1.86 per million Btu.

(4) Coal is our most price-consistent fossil fuel. Natural gas is our most price-volatile and unpredictable fuel. In 2005 alone, natural gas ranged from \$5.75 to over \$15.00 per million Btu. Coal therefore has the potential to allow ethanol plants to better manage their costs.

(5) Coal is a domestic fuel with substantial reserves and growing production. The United States has a vast supply of domestic coal resources to meet soaring energy needs.

(6) Utilizing coal as a major fuel source for ethanol production could eliminate the need to import natural gas for the process.

(7) Using domestic coal to produce ethanol has the potential to create jobs, spur new businesses, and generate tax revenues for local communities.

(8) The United States has ambitious plans to rapidly grow ethanol production, but the scale of this growth will depend upon the availability of an economical fuel source. Events over the past few years have demonstrated that we do not want to be overly dependent on any one fuel source. Thus, dependency on natural gas for ethanol production is undesirable. Diversifying the fuel source used for ethanol production by increasing the number of ethanol plants that are coal fueled reduces risk.

**SEC. 2803. RESEARCH, DEVELOPMENT, AND DEMONSTRATION.**

(a) GRANT PROGRAM.—The Secretary of Energy shall provide grants to States for the conduct of the research needed to expedite the use of coal gasification as an energy source in ethanol production. Such research assistance shall be provided—

(1) to develop the knowledge base that will be needed to expediently permit coal gasification fueled ethanol plants;

(2) to aid ethanol producers in the evaluation and inclusion of coal gasification technologies in existing or new ethanol plants;

(3) to understand how to reduce the capital costs of coal gasification as an energy source in ethanol production, including making use of byproducts from agricultural practice, and biomass material or blends, in the processing of ethanol; and

(4) to understand the applicability of carbon dioxide capture and sequestration technologies, including adsorption and absorption techniques and chemical processes, to coal gasification as an energy source in ethanol production.

(b) DEMONSTRATION PROJECT.—At least 1 pilot project receiving assistance under this section shall be fueled by coal gasification and located in an area with high sulfur bituminous coal reserves.

(c) RESEARCH AND DEVELOPMENT AUTHORIZATION OF APPROPRIATIONS.—There are authorized to be appropriated to the Secretary of Energy for carrying out research and development activities under this section \$5,000,000 for fiscal year 2008.

(d) DEMONSTRATION PROJECT AUTHORIZATION OF APPROPRIATIONS.—There are authorized to be appropriated to the Secretary of Energy for carrying out demonstration activities under this section \$20,000,000 for fiscal year 2008.

**TITLE III—TRANSPORTATION AND INFRASTRUCTURE**

**Subtitle A—Federal-Aid Highways**

**SEC. 3001. ELIGIBILITY FOR CONGESTION RELIEF PROJECTS.**

Section 149(b) of title 23, United States Code, is amended in the matter following paragraph (7) by inserting after “travel times” the following: “or the Secretary determines that the project is likely to contribute to reductions in fuel consumption or the attainment of a national ambient air quality standard”.

**SEC. 3002. REPEAL.**

Section 1948 of the Safe, Accountable, Flexible, Efficient Transportation Equity Act: A Legacy for Users is repealed.

**Subtitle B—Other Matters**

**SEC. 3011. IMPROVING HYDROPOWER CAPABILITIES.**

(a) STUDY.—The Secretary of the Army shall conduct a study on the potential for reduced fossil fuel consumption through an increase in hydropower capabilities of the Corps of Engineers.

(b) CONTENTS.—The study shall include the following:

(1) An inventory of all lands, properties, and projects under the jurisdiction of the Corps of Engineers that have the potential of increasing hydroelectric or other alternative power generation capability, including the

ecological impacts of increasing such capability.

(2) A description of the potential effects of removing Federal hydroelectric power facilities under the jurisdiction of the Corps of Engineers, including—

(A) the impacts on domestic energy costs to consumers;

(B) the need to import more energy to compensate for lost production from such hydroelectric power facilities;

(C) the types of fossil-fuel based or other energy sources that are likely to be utilized to compensate for the lost energy associated with the removal of hydroelectric power facilities; and

(D) any impacts on existing or future agricultural production of biofuels or other alternative energy sources as a result of the loss of water to the Nation’s agricultural sector.

(3) A description of the potential effects of constructing additional Federal hydroelectric power facilities under the jurisdiction of the Corps of Engineers.

(c) REPORT.—Not later than one year after the date of enactment of this Act, the Secretary shall submit to Congress a report containing the results of the study conducted under this section.

**SEC. 3012. PERMIT STREAMLINING FOR HAZARDOUS LIQUID AND BIOFUEL PIPELINES.**

(a) CHIEF ENVIRONMENTAL PERMIT OFFICER.—Section 60133(e) of title 49, United States Code, is amended to read as follows:

“(e) CHIEF ENVIRONMENTAL PERMIT OFFICER.—The Secretary shall designate a chief environmental permit officer to assist resolving disagreements between Federal, State, and local agencies and pipeline operators arising during agency review of pipeline repairs and hazardous liquid and biofuel pipeline construction projects in order to expedite pipeline projects, consistent with protection of human health, public safety, and the environment.”.

(b) STATE AND LOCAL PERMITTING PROCESSES.—Section 60133(f) of such title is amended by striking the first sentence and inserting the following: “The Secretary shall encourage States and local governments to consolidate their respective permitting processes for pipeline repair and hazardous liquid and biofuel pipeline construction projects subject to any time periods for repairs specified by rule by the Secretary.”.

(c) CONSTRUCTION AND EXPANSION OF PIPELINES.—Section 60133 of such title is further amended by adding at the end the following new subsection:

“(g) CONSTRUCTION AND EXPANSION OF PIPELINES.—Upon request by any person proposing to construct or expand a hazardous liquid pipeline, including pipelines to transport biofuels such as ethanol, the Secretary may coordinate the environmental reviews and permitting processes of the agencies having responsibility for issuing permits or otherwise authorizing pipeline construction projects if the Secretary determines that coordinating the permitting processes to expedite the completion of the project would be in the national interest.”.

(d) PIPELINE REPAIRS.—Section 60133 of such title (as amended by this subsection (c) of this section) is further amended by adding at the end the following:

“(h) PRESUMPTIVE EXCLUSIONS.—

“(1) NEPA REVIEW.—With respect to any activity described in paragraph (3), including an activity on non-Federal land, if the Federal agency having responsibility for conducting environmental reviews under the National Environmental Policy Act of 1969 (42 U.S.C. 4321 et seq.) determines that—

“(A) the proposed activity is substantially similar to a pipeline repair activity for

which the Interagency Committee has developed or adopted best practices under subsection (a)(3) for determining and reducing or eliminating the potential for significant impacts to the human environment under such Act,

“(B) the proposed activity is consistent with these best practices, and

“(C) in the absence of extraordinary circumstances, the proposed activity is not likely to individually or cumulatively result in significant impacts on the human environment,

then a Federal agency having responsibility for conducting environmental reviews under such Act or coordinating the permitting process, in consultation with the Council on Environmental Quality, may adopt categorical exclusions for those activities. Actions by those agencies regarding pipeline repair permits shall be subject to a rebuttable presumption that the use of a categorical exclusion will apply.

“(2) ESA REVIEW.—With respect to any activity described in paragraph (3), including an activity on non-Federal land, if the Secretary of Interior or the Secretary of Commerce—

“(A) determines that the proposed activity is substantially similar to a pipeline repair activity for which the Interagency Committee has developed or adopted best practices under subsection (a)(3) for determining and reducing or eliminating impacts to listed species under the Endangered Species Act of 1973 (16 U.S.C. 1531 et seq.),

“(B) concludes that if these best practices are followed, the activity is not likely to jeopardize the continued existence of any listed species or adversely modify the habitat of such species, and

“(C) concludes that the repair activity would not conflict with any existing biological opinion or any agreement made under such Act relating to the geographic area where the proposed activity will occur, then action by the Secretary of the Interior or the Secretary of Commerce regarding pipeline repair permits shall be subject to a rebuttable presumption that the biological assessment and consultation requirements of such Act have been satisfied.

“(3) ACTIVITIES DESCRIBED.—The activities referred to in paragraphs (1) and (2) are the following:

“(A) Site repairs required to ensure the integrity of an existing pipeline facility performed entirely within an existing right-of-way corridor that do not change the physical character of the facility and where the facility was constructed in accordance with the environmental reviews and authorizations, if any, required by Federal law.

“(B) Functional replacement of pipeline equipment performed entirely within an existing right-of-way corridor that does not change the physical character of the facility and where the facility was constructed in accordance with the environmental reviews and authorizations, if any, required by Federal law.”.

#### SEC. 3013. REDUCTION IN THE EMISSION OF GASES THAT MAY CAUSE CLIMATE CHANGE.

(a) ENVIRONMENTAL REVIEW CRITERIA.—Section 6(a) of the Deepwater Port Act (33 U.S.C. 1505(a)) is amended—

(1) in paragraph (6) by striking “and” after the semicolon;

(2) by redesignating paragraph (7) as paragraph (8); and

(3) by inserting after paragraph (6) the following:

“(7) in the case of a deepwater port at which natural gas will be delivered, the effect of the additional natural gas supply provided by that port on reducing the emission of gases that contribute to climate change; and”.

(b) PORTS DEEMED IN NATIONAL INTEREST.—The Deepwater Port Act (33 U.S.C. 1501 et seq.) is amended by adding at the end the following:

#### “SEC. 25. PORTS DEEMED IN NATIONAL INTEREST.

“A deepwater port at which natural gas will be delivered is deemed to be in the national interest for purposes of section 4(c)(3) if the natural gas will be used in areas where its use will reduce the emissions of gases that contribute to climate change.”.

#### TITLE IV—AMERICAN-MADE ENERGY AND GOOD JOBS ACT

##### SEC. 4001. SHORT TITLE.

This title may be cited as the “American-Made Energy and Good Jobs Act”.

##### SEC. 4002. DEFINITIONS.

In this title:

(1) COASTAL PLAIN.—The term “Coastal Plain” means that area described in appendix I to part 37 of title 50, Code of Federal Regulations.

(2) SECRETARY.—The term “Secretary”, except as otherwise provided, means the Secretary of the Interior or the Secretary’s designee.

##### SEC. 4003. LEASING PROGRAM FOR LANDS WITHIN THE COASTAL PLAIN.

(a) IN GENERAL.—The Secretary shall take such actions as are necessary—

(1) to establish and implement, in accordance with this title and acting through the Director of the Bureau of Land Management in consultation with the Director of the United States Fish and Wildlife Service, a competitive oil and gas leasing program that will result in an environmentally sound program for the exploration, development, and production of the oil and gas resources of the Coastal Plain; and

(2) to administer the provisions of this title through regulations, lease terms, conditions, restrictions, prohibitions, stipulations, and other provisions that ensure the oil and gas exploration, development, and production activities on the Coastal Plain will result in no significant adverse effect on fish and wildlife, their habitat, subsistence resources, and the environment, including, in furtherance of this goal, by requiring the application of the best commercially available technology for oil and gas exploration, development, and production to all exploration, development, and production operations under this title in a manner that ensures the receipt of fair market value by the public for the mineral resources to be leased.

(b) REPEAL.—

(1) REPEAL.—Section 1003 of the Alaska National Interest Lands Conservation Act of 1980 (16 U.S.C. 3143) is repealed.

(2) CONFORMING AMENDMENT.—The table of contents in section 1 of such Act is amended by striking the item relating to section 1003.

(c) COMPLIANCE WITH REQUIREMENTS UNDER CERTAIN OTHER LAWS.—

(1) COMPATIBILITY.—For purposes of the National Wildlife Refuge System Administration Act of 1966 (16 U.S.C. 668dd et seq.), the oil and gas leasing program and activities authorized by this section in the Coastal Plain are deemed to be compatible with the purposes for which the Arctic National Wildlife Refuge was established, and no further findings or decisions are required to implement this determination.

(2) ADEQUACY OF THE DEPARTMENT OF THE INTERIOR’S LEGISLATIVE ENVIRONMENTAL IMPACT STATEMENT.—The “Final Legislative Environmental Impact Statement” (April 1987) on the Coastal Plain prepared pursuant to section 1002 of the Alaska National Interest Lands Conservation Act of 1980 (16 U.S.C. 3142) and section 102(2)(C) of the National Environmental Policy Act of 1969 (42 U.S.C. 4332(2)(C)) is deemed to satisfy the require-

ments under the National Environmental Policy Act of 1969 that apply with respect to prelease activities, including actions authorized to be taken by the Secretary to develop and promulgate the regulations for the establishment of a leasing program authorized by this title before the conduct of the first lease sale.

(3) COMPLIANCE WITH NEPA FOR OTHER ACTIONS.—Before conducting the first lease sale under this title, the Secretary shall prepare an environmental impact statement under the National Environmental Policy Act of 1969 with respect to the actions authorized by this title that are not referred to in paragraph (2). Notwithstanding any other law, the Secretary is not required to identify non-leasing alternative courses of action or to analyze the environmental effects of such courses of action. The Secretary shall only identify a preferred action for such leasing and a single leasing alternative, and analyze the environmental effects and potential mitigation measures for those two alternatives. The identification of the preferred action and related analysis for the first lease sale under this title shall be completed within 18 months after the date of enactment of this Act. The Secretary shall only consider public comments that specifically address the Secretary’s preferred action and that are filed within 20 days after publication of an environmental analysis. Notwithstanding any other law, compliance with this paragraph is deemed to satisfy all requirements for the analysis and consideration of the environmental effects of proposed leasing under this title.

(d) RELATIONSHIP TO STATE AND LOCAL AUTHORITY.—Nothing in this title shall be considered to expand or limit State and local regulatory authority.

(e) SPECIAL AREAS.—

(1) IN GENERAL.—The Secretary, after consultation with the State of Alaska, the city of Kaktovik, and the North Slope Borough, may designate up to a total of 45,000 acres of the Coastal Plain as a Special Area if the Secretary determines that the Special Area is of such unique character and interest so as to require special management and regulatory protection. The Secretary shall designate as such a Special Area the Sadlerochit Spring area, comprising approximately 4,000 acres.

(2) MANAGEMENT.—Each such Special Area shall be managed so as to protect and preserve the area’s unique and diverse character including its fish, wildlife, and subsistence resource values.

(3) EXCLUSION FROM LEASING OR SURFACE OCCUPANCY.—The Secretary may exclude any Special Area from leasing. If the Secretary leases a Special Area, or any part thereof, for purposes of oil and gas exploration, development, production, and related activities, there shall be no surface occupancy of the lands comprising the Special Area.

(4) DIRECTIONAL DRILLING.—Notwithstanding the other provisions of this subsection, the Secretary may lease all or a portion of a Special Area under terms that permit the use of horizontal drilling technology from sites on leases located outside the Special Area.

(f) LIMITATION ON CLOSED AREAS.—The Secretary’s sole authority to close lands within the Coastal Plain to oil and gas leasing and to exploration, development, and production is that set forth in this title.

(g) REGULATIONS.—

(1) IN GENERAL.—The Secretary shall prescribe such regulations as may be necessary to carry out this title, including rules and regulations relating to protection of the fish and wildlife, their habitat, subsistence resources, and environment of the Coastal Plain, by no later than 15 months after the date of enactment of this Act.



(2) REVISION OF REGULATIONS.—The Secretary shall periodically review and, if appropriate, revise the rules and regulations issued under subsection (a) to reflect any significant biological, environmental, or engineering data that come to the Secretary's attention.

**SEC. 4004. LEASE SALES.**

(a) IN GENERAL.—Lands may be leased pursuant to this title to any person qualified to obtain a lease for deposits of oil and gas under the Mineral Leasing Act (30 U.S.C. 181 et seq.).

(b) PROCEDURES.—The Secretary shall, by regulation, establish procedures for—

(1) receipt and consideration of sealed nominations for any area in the Coastal Plain for inclusion in, or exclusion (as provided in subsection (c)) from, a lease sale;

(2) the holding of lease sales after such nomination process; and

(3) public notice of and comment on designation of areas to be included in, or excluded from, a lease sale.

(c) LEASE SALE BIDS.—Bidding for leases under this title shall be by sealed competitive cash bonus bids.

(d) ACREAGE MINIMUM IN FIRST SALE.—In the first lease sale under this title, the Secretary shall offer for lease those tracts the Secretary considers to have the greatest potential for the discovery of hydrocarbons, taking into consideration nominations received pursuant to subsection (b)(1), but in no case less than 200,000 acres.

(e) TIMING OF LEASE SALES.—The Secretary shall—

(1) conduct the first lease sale under this title within 22 months after the date of the enactment of this Act; and

(2) conduct additional sales so long as sufficient interest in development exists to warrant, in the Secretary's judgment, the conduct of such sales.

**SEC. 4005. GRANT OF LEASES BY THE SECRETARY.**

(a) IN GENERAL.—The Secretary may grant to the highest responsible qualified bidder in a lease sale conducted pursuant to section 4004 any lands to be leased on the Coastal Plain upon payment by the lessee of such bonus as may be accepted by the Secretary.

(b) SUBSEQUENT TRANSFERS.—No lease issued under this title may be sold, exchanged, assigned, sublet, or otherwise transferred except with the approval of the Secretary. Prior to any such approval the Secretary shall consult with, and give due consideration to the views of, the Attorney General.

**SEC. 4006. LEASE TERMS AND CONDITIONS.**

(a) IN GENERAL.—An oil or gas lease issued pursuant to this title shall—

(1) provide for the payment of a royalty of not less than 12½ percent in amount or value of the production removed or sold from the lease, as determined by the Secretary under the regulations applicable to other Federal oil and gas leases;

(2) provide that the Secretary may close, on a seasonal basis, portions of the Coastal Plain to exploratory drilling activities as necessary to protect caribou calving areas and other species of fish and wildlife;

(3) require that the lessee of lands within the Coastal Plain shall be fully responsible and liable for the reclamation of lands within the Coastal Plain and any other Federal lands that are adversely affected in connection with exploration, development, production, or transportation activities conducted under the lease and within the Coastal Plain by the lessee or by any of the subcontractors or agents of the lessee;

(4) provide that the lessee may not delegate or convey, by contract or otherwise, the reclamation responsibility and liability to another person without the express written approval of the Secretary;

(5) provide that the standard of reclamation for lands required to be reclaimed under this title shall be, as nearly as practicable, a condition capable of supporting the uses which the lands were capable of supporting prior to any exploration, development, or production activities, or upon application by the lessee, to a higher or better use as approved by the Secretary;

(6) contain terms and conditions relating to protection of fish and wildlife, their habitat, subsistence resources, and the environment as required pursuant to section 4003(a)(2);

(7) provide that the lessee, its agents, and its contractors use best efforts to provide a fair share, as determined by the level of obligation previously agreed to in the 1974 agreement implementing section 29 of the Federal Agreement and Grant of Right of Way for the Operation of the Trans-Alaska Pipeline, of employment and contracting for Alaska Natives and Alaska Native Corporations from throughout the State;

(8) prohibit the export of oil produced under the lease; and

(9) contain such other provisions as the Secretary determines necessary to ensure compliance with the provisions of this title and the regulations issued under this title.

(b) PROJECT LABOR AGREEMENTS.—The Secretary, as a term and condition of each lease under this title and in recognizing the Government's proprietary interest in labor stability and in the ability of construction labor and management to meet the particular needs and conditions of projects to be developed under the leases issued pursuant to this title and the special concerns of the parties to such leases, shall require that the lessee and its agents and contractors negotiate to obtain a project labor agreement for the employment of laborers and mechanics on production, maintenance, and construction under the lease.

**SEC. 4007. COASTAL PLAIN ENVIRONMENTAL PROTECTION.**

(a) NO SIGNIFICANT ADVERSE EFFECT STANDARD TO GOVERN AUTHORIZED COASTAL PLAIN ACTIVITIES.—The Secretary shall, consistent with the requirements of section 4003, administer the provisions of this title through regulations, lease terms, conditions, restrictions, prohibitions, stipulations, and other provisions that—

(1) ensure the oil and gas exploration, development, and production activities on the Coastal Plain will result in no significant adverse effect on fish and wildlife, their habitat, and the environment;

(2) require the application of the best commercially available technology for oil and gas exploration, development, and production on all new exploration, development, and production operations; and

(3) ensure that the maximum amount of surface acreage covered by production and support facilities, including airstrips and any areas covered by gravel berms or piers for support of pipelines, does not exceed 2,000 acres on the Coastal Plain.

(b) SITE-SPECIFIC ASSESSMENT AND MITIGATION.—The Secretary shall also require, with respect to any proposed drilling and related activities, that—

(1) a site-specific analysis be made of the probable effects, if any, that the drilling or related activities will have on fish and wildlife, their habitat, subsistence resources, and the environment;

(2) a plan be implemented to avoid, minimize, and mitigate (in that order and to the extent practicable) any significant adverse effect identified under paragraph (1); and

(3) the development of the plan shall occur after consultation with the agency or agencies having jurisdiction over matters mitigated by the plan.

(c) REGULATIONS TO PROTECT COASTAL PLAIN FISH AND WILDLIFE RESOURCES, SUBSISTENCE USERS, AND THE ENVIRONMENT.—Before implementing the leasing program authorized by this title, the Secretary shall prepare and promulgate regulations, lease terms, conditions, restrictions, prohibitions, stipulations, and other measures designed to ensure that the activities undertaken on the Coastal Plain under this title are conducted in a manner consistent with the purposes and environmental requirements of this title.

(d) COMPLIANCE WITH FEDERAL AND STATE ENVIRONMENTAL LAWS AND OTHER REQUIREMENTS.—The proposed regulations, lease terms, conditions, restrictions, prohibitions, and stipulations for the leasing program under this title shall require compliance with all applicable provisions of Federal and State environmental law, and shall also require the following:

(1) Standards at least as effective as the safety and environmental mitigation measures set forth in items 1 through 29 at pages 167 through 169 of the "Final Legislative Environmental Impact Statement" (April 1987) on the Coastal Plain.

(2) Seasonal limitations on exploration, development, and related activities, where necessary, to avoid significant adverse effects during periods of concentrated fish and wildlife breeding, denning, nesting, spawning, and migration.

(3) That exploration activities, except for surface geological studies, be limited to the period between approximately November 1 and May 1 each year and that exploration activities shall be supported, if necessary, by ice roads, winter trails with adequate snow cover, ice pads, ice airstrips, and air transport methods, except that such exploration activities may occur at other times if the Secretary finds that such exploration will have no significant adverse effect on the fish and wildlife, their habitat, and the environment of the Coastal Plain.

(4) Design safety and construction standards for all pipelines and any access and service roads, that—

(A) minimize, to the maximum extent possible, adverse effects upon the passage of migratory species such as caribou; and

(B) minimize adverse effects upon the flow of surface water by requiring the use of culverts, bridges, and other structural devices.

(5) Prohibitions on general public access and use on all pipeline access and service roads.

(6) Stringent reclamation and rehabilitation requirements, consistent with the standards set forth in this title, requiring the removal from the Coastal Plain of all oil and gas development and production facilities, structures, and equipment upon completion of oil and gas production operations, except that the Secretary may exempt from the requirements of this paragraph those facilities, structures, or equipment that the Secretary determines would assist in the management of the Arctic National Wildlife Refuge and that are donated to the United States for that purpose.

(7) Appropriate prohibitions or restrictions on access by all modes of transportation.

(8) Appropriate prohibitions or restrictions on sand and gravel extraction.

(9) Consolidation of facility siting.

(10) Appropriate prohibitions or restrictions on use of explosives.

(11) Avoidance, to the extent practicable, of springs, streams, and river system; the protection of natural surface drainage patterns, wetlands, and riparian habitats; and the regulation of methods or techniques for developing or transporting adequate supplies of water for exploratory drilling.

(12) Avoidance or minimization of air traffic-related disturbance to fish and wildlife.

(13) Treatment and disposal of hazardous and toxic wastes, solid wastes, reserve pit fluids, drilling muds and cuttings, and domestic wastewater, including an annual waste management report, a hazardous materials tracking system, and a prohibition on chlorinated solvents, in accordance with applicable Federal and State environmental law.

(14) Fuel storage and oil spill contingency planning.

(15) Research, monitoring, and reporting requirements.

(16) Field crew environmental briefings.

(17) Avoidance of significant adverse effects upon subsistence hunting, fishing, and trapping by subsistence users.

(18) Compliance with applicable air and water quality standards.

(19) Appropriate seasonal and safety zone designations around well sites, within which subsistence hunting and trapping shall be limited.

(20) Reasonable stipulations for protection of cultural and archeological resources.

(21) All other protective environmental stipulations, restrictions, terms, and conditions deemed necessary by the Secretary.

(e) CONSIDERATIONS.—In preparing and promulgating regulations, lease terms, conditions, restrictions, prohibitions, and stipulations under this section, the Secretary shall consider the following:

(1) The stipulations and conditions that govern the National Petroleum Reserve-Alaska leasing program, as set forth in the 1999 Northeast National Petroleum Reserve-Alaska Final Integrated Activity Plan/Environmental Impact Statement.

(2) The environmental protection standards that governed the initial Coastal Plain seismic exploration program under parts 37.31 to 37.33 of title 50, Code of Federal Regulations.

(3) The land use stipulations for exploratory drilling on the KIC-ASRC private lands that are set forth in Appendix 2 of the August 9, 1983, agreement between Arctic Slope Regional Corporation and the United States.

(f) FACILITY CONSOLIDATION PLANNING.—

(1) IN GENERAL.—The Secretary shall, after providing for public notice and comment, prepare and update periodically a plan to govern, guide, and direct the siting and construction of facilities for the exploration, development, production, and transportation of Coastal Plain oil and gas resources.

(2) OBJECTIVES.—The plan shall have the following objectives:

(A) Avoiding unnecessary duplication of facilities and activities.

(B) Encouraging consolidation of common facilities and activities.

(C) Locating or confining facilities and activities to areas that will minimize impact on fish and wildlife, their habitat, and the environment.

(D) Utilizing existing facilities wherever practicable.

(E) Enhancing compatibility between wildlife values and development activities.

(g) ACCESS TO PUBLIC LANDS.—The Secretary shall—

(1) manage public lands in the Coastal Plain subject to subsections (a) and (b) of section 811 of the Alaska National Interest Lands Conservation Act (16 U.S.C. 3121); and

(2) ensure that local residents shall have reasonable access to public lands in the Coastal Plain for traditional uses.

#### SEC. 4008. EXPEDITED JUDICIAL REVIEW.

(a) FILING OF COMPLAINT.—

(1) DEADLINE.—Subject to paragraph (2), any complaint seeking judicial review of any provision of this title or any action of the Secretary under this title shall be filed—

(A) except as provided in subparagraph (B), within the 90-day period beginning on the date of the action being challenged; or

(B) in the case of a complaint based solely on grounds arising after such period, within 90 days after the complainant knew or reasonably should have known of the grounds for the complaint.

(2) VENUE.—Any complaint seeking judicial review of any provision of this title or any action of the Secretary under this title may be filed only in the United States Court of Appeals for the District of Columbia.

(3) LIMITATION ON SCOPE OF CERTAIN REVIEW.—Judicial review of a Secretarial decision to conduct a lease sale under this title, including the environmental analysis thereof, shall be limited to whether the Secretary has complied with the terms of this title and shall be based upon the administrative record of that decision. The Secretary's identification of a preferred course of action to enable leasing to proceed and the Secretary's analysis of environmental effects under this title shall be presumed to be correct unless shown otherwise by clear and convincing evidence to the contrary.

(b) LIMITATION ON OTHER REVIEW.—Actions of the Secretary with respect to which review could have been obtained under this section shall not be subject to judicial review in any civil or criminal proceeding for enforcement.

#### SEC. 4009. FEDERAL AND STATE DISTRIBUTION OF REVENUES.

(a) IN GENERAL.—Notwithstanding any other provision of law, of the amount of adjusted bonus, rental, and royalty revenues from Federal oil and gas leasing and operations authorized under this title—

(1) 50 percent shall be paid to the State of Alaska; and

(2) except as provided in section 4012(d), the balance shall be deposited into the Treasury as miscellaneous receipts.

(b) PAYMENTS TO ALASKA.—Payments to the State of Alaska under this section shall be made semiannually.

#### SEC. 4010. RIGHTS-OF-WAY ACROSS THE COASTAL PLAIN.

(a) IN GENERAL.—The Secretary shall issue rights-of-way and easements across the Coastal Plain for the transportation of oil and gas—

(1) except as provided in paragraph (2), under section 28 of the Mineral Leasing Act (30 U.S.C. 185), without regard to title XI of the Alaska National Interest Lands Conservation Act (30 U.S.C. 3161 et seq.); and

(2) under title XI of the Alaska National Interest Lands Conservation Act (30 U.S.C. 3161 et seq.), for access authorized by sections 1110 and 1111 of that Act (16 U.S.C. 3170 and 3171).

(b) TERMS AND CONDITIONS.—The Secretary shall include in any right-of-way or easement issued under subsection (a) such terms and conditions as may be necessary to ensure that transportation of oil and gas does not result in a significant adverse effect on the fish and wildlife, subsistence resources, their habitat, and the environment of the Coastal Plain, including requirements that facilities be sited or designed so as to avoid unnecessary duplication of roads and pipelines.

(c) REGULATIONS.—The Secretary shall include in regulations under section 4003(g) provisions granting rights-of-way and easements described in subsection (a) of this section.

#### SEC. 4011. CONVEYANCE.

In order to maximize Federal revenues by removing clouds on title to lands and clarifying land ownership patterns within the Coastal Plain, the Secretary, notwithstanding the provisions of section 1302(h)(2) of the Alaska National Interest Lands Con-

servation Act (16 U.S.C. 3192(h)(2)), shall convey—

(1) to the Kaktovik Inupiat Corporation the surface estate of the lands described in paragraph 1 of Public Land Order 6959, to the extent necessary to fulfill the Corporation's entitlement under sections 12 and 14 of the Alaska Native Claims Settlement Act (43 U.S.C. 1611 and 1613) in accordance with the terms and conditions of the Agreement between the Department of the Interior, the United States Fish and Wildlife Service, the Bureau of Land Management, and the Kaktovik Inupiat Corporation effective January 22, 1993; and

(2) to the Arctic Slope Regional Corporation the remaining subsurface estate to which it is entitled pursuant to the August 9, 1983, agreement between the Arctic Slope Regional Corporation and the United States of America.

#### SEC. 4012. LOCAL GOVERNMENT IMPACT AID AND COMMUNITY SERVICE ASSISTANCE.

(a) FINANCIAL ASSISTANCE AUTHORIZED.—

(1) IN GENERAL.—The Secretary may use amounts available from the Coastal Plain Local Government Impact Aid Assistance Fund established by subsection (d) to provide timely financial assistance to entities that are eligible under paragraph (2) and that are directly impacted by the exploration for or production of oil and gas on the Coastal Plain under this title.

(2) ELIGIBLE ENTITIES.—The North Slope Borough, the City of Kaktovik, and any other borough, municipal subdivision, village, or other community in the State of Alaska that is directly impacted by exploration for, or the production of, oil or gas on the Coastal Plain under this title, as determined by the Secretary, shall be eligible for financial assistance under this section.

(b) USE OF ASSISTANCE.—Financial assistance under this section may be used only for—

(1) planning for mitigation of the potential effects of oil and gas exploration and development on environmental, social, cultural, recreational, and subsistence values;

(2) implementing mitigation plans and maintaining mitigation projects;

(3) developing, carrying out, and maintaining projects and programs that provide new or expanded public facilities and services to address needs and problems associated with such effects, including fire-fighting, police, water, waste treatment, medivac, and medical services; and

(4) establishment of a coordination office, by the north slope borough, in the city of kaktovik, which shall—

(A) coordinate with and advise developers on local conditions, impact, and history of the areas utilized for development; and

(B) provide to the Committee on Resources of the House of Representatives and the Committee on Energy and Natural Resources of the Senate an annual report on the status of coordination between developers and the communities affected by development.

(c) APPLICATION.—

(1) IN GENERAL.—Any community that is eligible for assistance under this section may submit an application for such assistance to the Secretary, in such form and under such procedures as the Secretary may prescribe by regulation.

(2) NORTH SLOPE BOROUGH COMMUNITIES.—A community located in the North Slope Borough may apply for assistance under this section either directly to the Secretary or through the North Slope Borough

(3) APPLICATION ASSISTANCE.—The Secretary shall work closely with and assist the North Slope Borough and other communities eligible for assistance under this section in developing and submitting applications for assistance under this section.

(d) ESTABLISHMENT OF FUND.—
(1) IN GENERAL.—There is established in the Treasury the Coastal Plain Local Government Impact Aid Assistance Fund.

(2) USE.—Amounts in the fund may be used only for providing financial assistance under this section.

(3) DEPOSITS.—Subject to paragraph (4), there shall be deposited into the fund amounts received by the United States as revenues derived from rents, bonuses, and royalties from Federal leases and lease sales authorized under this title.

(4) LIMITATION ON DEPOSITS.—The total amount in the fund may not exceed \$11,000,000.

(5) INVESTMENT OF BALANCES.—The Secretary of the Treasury shall invest amounts in the fund in interest bearing government securities.

(e) AUTHORIZATION OF APPROPRIATIONS.—To provide financial assistance under this section there is authorized to be appropriated to the Secretary from the Coastal Plain Local Government Impact Aid Assistance Fund \$5,000,000 for each fiscal year.

SEC. 4013. OIL AND GAS LEASING 100 MILES OR MORE FROM THE COASTLINE.

(a) LEASING AND PRELEASING ACTIVITIES.—The Secretary of the Interior may conduct oil and gas leasing and preleasing activities for the area of the outer Continental Shelf 100 miles or more seaward from the coastline.

(b) REVOCATION OF WITHDRAWALS.—All withdrawals of submerged lands of the outer Continental Shelf from leasing for oil and gas by the President under the authority of section 12 of the Outer Continental Shelf Lands Act (43 U.S.C. 1341) are hereby revoked and no longer in effect with respect to the leasing of areas 100 miles or more seaward from the coastline.

(c) DEFINITIONS.—For purposes of this section and the Outer Continental Shelf Lands Act (43 U.S.C. 1331 et seq.) the following definitions shall apply:

- (1) The term "miles" means statute miles.
(2) The term "coastline" has the same meaning as the term "coast line" as defined in section 2(c) of the Submerged Lands Act (43 U.S.C. 1301(c)).

After debate,
By unanimous consent, the previous question was ordered on the motion to recommit with instructions.

The question being put, viva voce,
Will the House recommit said bill with instructions?

The SPEAKER pro tempore, Mr. HASTINGS of Florida, announced that the nays had it.

Mr. BARTON of Texas, demanded a recorded vote on agreeing to said motion, which demand was supported by one-fifth of a quorum, so a recorded vote was ordered.

The vote was taken by electronic device.

It was decided in the { Yeas ..... 169
negative ..... } Nays ..... 244

111.22 [Roll No. 831]
AYES—169

Table with 3 columns: Name, State, Name, State. Includes Akin, Alexander, Bachmann, Bachus, Baker, Barrett (SC), Barton (TX), Biggart, Bilbray, Bishop (UT), Blackburn, Blunt, Boehner, Bonner, Bono, Boozman, Boren, Barrett (SC), Barton (TX), Biggart, Bilbray, Bishop (UT), Blackburn, Burgess, Burton (IN), Buyer, Calvert, Camp (MI), Campbell (CA), Cannon, Cantor, Capito, Carter, Chabot, Cole (OK), etc.

Table with 2 columns: Name, State. Includes Conaway, Cubin, Culberson, Davis (KY), Davis, David, Davis, Lincoln, Deal (GA), Dent, Diaz-Balart, L., Diaz-Balart, M., Doolittle, Drake, Dreier, Duncan, Edwards, Emerson, English (PA), Everett, Fallin, Feeney, Flake, Forbes, Fortenberry, Fox, Franks (AZ), Gallegly, Garrett (NJ), Gillmor, Gingrey, Gohmert, Goodlatte, Granger, Graves, Green, Gene, Hall (TX), Hastings (WA), Heller, Hensarling, Herger, Hobson, Hoekstra, Hulshof, Issa, Jones (NC), Jordan, Keller, King (IA), King (NY), Kingston, Kline (MN), Knollenberg, Kuhl (NY), Lamborn, Lampson, LaHama, LaTourette, Lewis (CA), Lewis (KY), Linder, Lucas, Lungren, Daniel E., Manullo, Marchant, McCarthy (CA), McCaul (TX), McCotter, McCreary, McHenry, McHugh, McKeon, McMorris, Rodgers, Melancon, Mica, Miller (FL), Miller (MI), Miller, Gary, Moran (KS), Murphy, Tim, Musgrave, Myrick, Neugebauer, Nunes, Ortiz, Pearce, Pence, Peterson (PA), Pickering, Pitts, Poe, Porter, etc.

NOES—244

Table with 2 columns: Name, State. Includes Abercrombie, Ackerman, Allen, Altmire, Andrews, Arcuri, Baca, Baird, Baldwin, Barrow, Bartlett (MD), Bean, Becerra, Berkley, Berman, Berry, Billirakis, Bishop (GA), Bishop (NY), Blumenauer, Boswell, Boucher, Boyd (FL), Boyda (KS), Brady (PA), Braley (IA), Brown, Corrine, Buchanan, Butterfield, Capps, Capuano, Cardoza, Carnahan, Carney, Carson, Castle, Castor, Chandler, Cleaver, Clyburn, Cohen, Conyers, Cooper, Costa, Costello, Courtney, Cramer, Crowley, Cuellar, Cummings, Davis (AL), Davis (CA), etc.

Table with 2 columns: Name, State. Includes Price (GA), Pryce (OH), Putnam, Radanovich, Regula, Rehberg, Renzi, Reynolds, Rogers (AL), Rogers (KY), Rogers (MI), Rohrabacher, Roskam, Royce, Ryan (WI), Sali, Schmidt, Sessions, Shadegg, Shimkus, Shuster, Simpson, Smith (NE), Smith (TX), Souder, Stearns, Sullivan, Terry, Thornberry, Tiahrt, Turner, Upton, Walberg, Walden (OR), Wamp, Weldon (FL), Weller, Westmoreland, Whitfield, Wicker, Wilson (SC), Young (AK), Young (FL), etc.

Table with 2 columns: Name, State. Includes Jackson (IL), Jackson-Lee (TX), Jefferson, Johnson (GA), Johnson (IL), Johnson, E. B., Jones (OH), Kagen, Kanjorski, Kaptur, Kennedy, Kildee, Kilpatrick, Kind, Kirk, Langevin, Larsen (WA), Larson (CT), Lee, Levin, Lewis (GA), Lipinski, LoBiondo, Loeback, Lofgren, Zoe, Lowey, Lynch, Mack, Mahoney (FL), Maloney (NY), Markey, Marshall, Matheson, Matsui, McCarthy (NY), McCollum (MN), McDermott, McGovern, McIntyre, McNerney, McNulty, Meek (FL), Meeks (NY), Michaud, Miller (NC), Miller, George, Mitchell, Mollohan, Moore (KS), Moore (WI), Moran (VA), etc.

Table with 2 columns: Name, State. Includes Tauscher, Taylor, Thompson (CA), Thompson (MS), Tierney, Towns, Udall (CO), Udall (NM), Van Hollen, Velazquez, Visclosky, Walsh (NY), Walz (MN), Wasserman, Schultz, Petri, Shea-Porter, Sherman, Shuler, Sires, Slaughter, Smith (NJ), Smith (WA), Snyder, Reyes, Rodriguez, Ros-Lehtinen, Ross, Rothman, Roybal-Allard, Ruppertsberger, etc.

NOT VOTING—20

Table with 2 columns: Name, State. Includes Clarke, Clay, Coble, Crenshaw, Davis, Jo Ann, Goode, Hastert, Hayes, Hinojosa, Hunter, Jindal, Johnson, Sam, Klein (FL), Kucinich, LaHood, Lantos, Paul, Saxton, Skelton, Tancredo, etc.

So the motion to recommit with instructions was not agreed to.

The question being put, viva voce,
Will the House pass said bill?

The SPEAKER pro tempore, Mr. HASTINGS of Florida, announced that the yeas had it.

Mr. BARTON of Texas, demanded a recorded vote on passage of said bill, which demand was supported by one-fifth of a quorum, so a recorded vote was ordered.

The vote was taken by electronic device.

It was decided in the { Yeas ..... 241
affirmative ..... } Nays ..... 172

111.23 [Roll No. 832]
AYES—241

Table with 2 columns: Name, State. Includes Abercrombie, Ackerman, Allen, Altmire, Andrews, Arcuri, Baca, Baird, Baldwin, Bartlett (MD), Bean, Becerra, Berkley, Berman, Berry, Bishop (GA), Bishop (NY), Blumenauer, Boswell, Boucher, Boyd (KS), Brady (PA), Braley (IA), Brown, Corrine, Butterfield, Capps, Capuano, Cardoza, Carnahan, Carney, Carson, Castle, Cleaver, Clyburn, Cohen, Conyers, Cooper, Costa, Costello, Courtney, Cramer, Crowley, Cuellar, Cummings, Davis (AL), Davis (CA), Davis (IL), Davis, Lincoln, DeFazio, DeGette, Delahunt, DeLauro, Dent, Dicks, Dingell, Doggett, Donnelly, Doyle, Ehlers, Ellison, Ellsworth, Emanuel, Engel, Eshoo, Etheridge, Farr, Fattah, Ferguson, Filner, Fortenberry, Frank (MA), Frelinghuysen, Gerlach, Giffords, Gilchrist, Gillibrand, Gillmor, Gonzalez, Gordon, Green, Al, Green, Gene, Grijalva, Gutierrez, Hall (NY), Hare, Harman, Hastings (FL), Herseth Sandlin, Higgins, Hill, Hinchey, Hirono, Hodes, Holden, Holt, Honda, Hooley, Hoyer, Inglis (SC), Inslee, Israel, Jackson (IL), etc.

Jackson-Lee (TX)  
 Jefferson  
 Johnson (GA)  
 Johnson (IL)  
 Johnson, E. B.  
 Jones (OH)  
 Kagen  
 Kanjorski  
 Kaptur  
 Kennedy  
 Kildee  
 Kilpatrick  
 Kind  
 Kirk  
 Knollenberg  
 Langevin  
 Larsen (WA)  
 Larson (CT)  
 LaTourette  
 Lee  
 Levin  
 Lewis (GA)  
 Lipinski  
 Lobiando  
 Loebsock  
 Lofgren, Zoe  
 Lowey  
 Lynch  
 Mahoney (FL)  
 Maloney (NY)  
 Markey  
 Matsui  
 McCarthy (NY)  
 McCollum (MN)  
 McDermott  
 McGovern  
 McHugh  
 McIntyre  
 McNeerney  
 McNulty  
 Meek (FL)  
 Meeks (NY)  
 Michaud  
 Miller (NC)  
 Miller, George  
 Mitchell

Mollohan  
 Moore (KS)  
 Moore (WI)  
 Moran (VA)  
 Murphy (CT)  
 Murphy, Patrick  
 Murtha  
 Nadler  
 Napolitano  
 Neal (MA)  
 Oberstar  
 Obey  
 Oliver  
 Ortiz  
 Pallone  
 Pascrell  
 Pastor  
 Payne  
 Pelosi  
 Perlmutter  
 Peterson (MN)  
 Petri  
 Platts  
 Pomeroy  
 Price (NC)  
 Rahall  
 Ramstad  
 Rangel  
 Reichert  
 Reyes  
 Rodriguez  
 Ross  
 Rothman  
 Roybal-Allard  
 Ruppersberger  
 Rush  
 Ryan (OH)  
 Salazar  
 Sanchez, Linda  
 T.  
 Sanchez, Loretta  
 Sarbanes  
 Schakowsky  
 Schiff  
 Schwartz  
 Scott (GA)  
 Scott (VA)

NOES—172

Aderholt  
 Akin  
 Alexander  
 Bachmann  
 Bachus  
 Baker  
 Barrett (SC)  
 Barrow  
 Barton (TX)  
 Biggert  
 Bilbray  
 Bilirakis  
 Bishop (UT)  
 Blackburn  
 Blunt  
 Boehner  
 Bonner  
 Bono  
 Boozman  
 Boren  
 Boustany  
 Boyd (FL)  
 Brady (TX)  
 Broun (GA)  
 Brown (SC)  
 Brown-Waite,  
 Ginny  
 Buchanan  
 Burgess  
 Burton (IN)  
 Buyer  
 Calvert  
 Camp (MI)  
 Campbell (CA)  
 Cannon  
 Cantor  
 Capito  
 Carter  
 Chabot  
 Cole (OK)  
 Conaway  
 Cubin  
 Culberson  
 Davis (KY)  
 Davis, David  
 Davis, Tom  
 Deal (GA)  
 Diaz-Balart, L.  
 Diaz-Balart, M.  
 Doolittle  
 Drake

Dreier  
 Duncan  
 Edwards  
 Emerson  
 English (PA)  
 Everrett  
 Fallin  
 Feeney  
 Flake  
 Forbes  
 Fossella  
 Foxx  
 Franks (AZ)  
 Gallegly  
 Garrett (NJ)  
 Gingrey  
 Gohmert  
 Goodlatte  
 Granger  
 Graves  
 Hall (TX)  
 Hastings (WA)  
 Heller  
 Hensarling  
 Herger  
 Hobson  
 Hoekstra  
 Hulshof  
 Issa  
 Jones (NC)  
 Jordan  
 Keller  
 King (IA)  
 King (NY)  
 Kingston  
 Kline (MN)  
 Kuhl (NY)  
 Lamborn  
 Lampson  
 Latham  
 Lewis (CA)  
 Lewis (KY)  
 Linder  
 Lucas  
 Lungren, Daniel  
 E.  
 Mack  
 Manzullo  
 Marchant  
 Marshall  
 Matheson

McCarthy (CA)  
 McCaul (TX)  
 McCotter  
 McCrery  
 McHenry  
 McKeon  
 McMorris  
 Rodgers  
 Melancon  
 Mica  
 Miller (FL)  
 Miller (MI)  
 Miller, Gary  
 Moran (KS)  
 Murphy, Tim  
 Musgrave  
 Myrick  
 Neugebauer  
 Nunes  
 Pearce  
 Pence  
 Peterson (PA)  
 Pickering  
 Pitts  
 Poe  
 Porter  
 Price (GA)  
 Pryce (OH)  
 Putnam  
 Radanovich  
 Regula  
 Rehberg  
 Renzi  
 Reynolds  
 Rogers (AL)  
 Rogers (KY)  
 Rogers (MI)  
 Rohrabacher  
 Ros-Lehtinen  
 Roskam  
 Royce  
 Ryan (WI)  
 Sali  
 Schmidt  
 Sensenbrenner  
 Sessions  
 Shadegg  
 Shimkus  
 Shuster  
 Simpson  
 Smith (NE)

Smith (TX)  
 Souder  
 Stearns  
 Sullivan  
 Tanner  
 Terry  
 Thornberry  
 Tiahrt

Tiberi  
 Turner  
 Walberg  
 Walden (OR)  
 Wamp  
 Weldon (FL)  
 Weller  
 Westmoreland

Whitfield  
 Wicker  
 Wilson (NM)  
 Wilson (SC)  
 Young (AK)  
 Young (FL)

NOT VOTING—20

Clarke  
 Clay  
 Coble  
 Crenshaw  
 Davis, Jo Ann  
 Goode  
 Hastert

Hayes  
 Hinojosa  
 Hunter  
 Jindal  
 Johnson, Sam  
 Klein (FL)  
 Kucinich

LaHood  
 Lantos  
 Paul  
 Saxton  
 Skelton  
 Tancredo

So the bill was passed.

A motion to reconsider the vote whereby said bill was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said bill.

¶111.24 PRIVILEGES OF THE HOUSE

Mr. BOEHNER, pursuant to rule IX, rose to a question of the privileges of the House and submitted the following resolution (H. Res. 623):

Whereas clause one of House rule XXIII (Code of Official Conduct) states, "A Member, Delegate, Resident Commissioner, officer or employee of the House shall conduct himself at all times in a manner that shall reflect creditably on the House,";

Whereas the House Ethics Manual states that, "The public has a right to expect Members, officers and employees to exercise impartial judgment in performing their duties" and "this Committee has cautioned all Members 'to avoid situations in which even an inference might be drawn suggesting improper action'";

Whereas clause eight of House rule XVII states, "The Congressional Record shall be a substantially verbatim account of remarks made during the proceedings of the House, subject only to the technical, grammatical, and typographical corrections authorized by the Member, Delegate, or Resident Commissioner making the remarks";

Whereas during proceedings of the House on August 3, 2007, the gentleman from Ohio, Mr. Boehner, the Republican Leader, offered a privileged resolution, H. Res. 612;

Whereas after the clerk completed reading the resolution, the gentleman from California, Ms. Tauscher, who was in the chair, recognized the gentleman from Maryland, stating, "For what purpose does the gentleman from Maryland rise?";

Whereas the gentleman from Maryland, Mr. Hoyer, the Majority Leader, then proceeded to debate Representative Boehner's motion, stating, "Madam Speaker, enough is enough";

Whereas in response to the chair's query, "Does the gentleman have an amendment?" Majority Leader Hoyer stated, "I move to table the resolution";

Whereas the chair then recognized the Republican Leader who raised a point of order that the chair failed to acknowledge, which the chair declined to entertain;

Whereas as the chair was putting the question to the House, Republican Leader Boehner stated, "isn't it correct that the gentleman from Maryland engaged in debate, which allows the House to then proceed with up to one hour of debate on this resolution?";

Whereas the chair stated, "The chair did not yet rule that the question constitutes a question of privilege";

Whereas a video recording produced by the Office of the Chief Administrative Officer confirms that the chair, in fact, never ruled on whether the resolution offered by the Re-

publican Leader constituted a question of privilege;

Whereas the Speaker, as the presiding officer, has a duty to be a fair and impartial arbiter of the proceedings of the House, held to the highest ethical standards in deciding the various questions as they arise with impartiality and courtesy toward all Members, regardless of party affiliation;

Whereas the Republican Leader, and any other Member of the House raising a point of order, is entitled to state a point of order and to receive a ruling on it from the chair;

Whereas statements made on the floor of the House during the aforementioned proceedings of August 3, 2007 do not appear in the Congressional Record for that day, and the same Congressional Record reports as having been spoken statements that were not made;

Whereas the House adopted H. Res. 611, establishing a Select Committee to investigate voting irregularities occurring in the House on August 2, 2007; and

Whereas H. Res. 612 was offered in response to the events stemming from the incident of August 2, 2007: Now, therefore, be it

Resolved, That—

(1) the Select Committee to Investigate the Voting Irregularities of August 2, 2007 is directed to investigate and include in the initial report its findings and resulting recommendations concerning the actions of the gentleman from California (Ms. Tauscher) while presiding over the House on August 3, 2007 at the time the Republican Leader offered H. Res. 612 and the actions which led to the differences between the statements in the Congressional Record and those actually spoken on that day; and,

(2) the Congressional Record for the legislative day of August 3, 2007 be corrected to reflect verbatim the words actually spoken during consideration of H. Res. 612.

The SPEAKER pro tempore, Mr. HASTINGS of Florida, ruled that the resolution submitted did present a question of the privileges of the House under rule IX.

Mr. CLYBURN moved to lay the resolution on the table.

The question being put, viva voce,

Will the House lay the resolution on the table?

The SPEAKER pro tempore, Mr. HASTINGS of Florida, announced that the yeas had it.

Mr. BOEHNER demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The vote was taken by electronic device.

It was decided in the { Yeas ..... 216  
 affirmative ..... } Nays ..... 182

¶111.25 [Roll No. 833]

YEAS—216

Abercrombie	Blumenauer	Cleaver
Ackerman	Boren	Clyburn
Allen	Boswell	Cohen
Altmire	Boucher	Conyers
Andrews	Boyd (FL)	Cooper
Arcuri	Boyd (KS)	Costa
Baca	Brady (PA)	Courtney
Baird	Braley (IA)	Cramer
Baldwin	Brown, Corrine	Crowley
Barrow	Butterfield	Cuellar
Bean	Capps	Cummings
Becerra	Capuano	Davis (AL)
Berkley	Cardoza	Davis (CA)
Berman	Carnahan	Davis (IL)
Berry	Carney	Davis, Lincoln
Bishop (GA)	Castor	DeFazio
Bishop (NY)	Chandler	DeGette

DeLauro	Langevin	Roybal-Allard
Dicks	Larsen (WA)	Ruppersberger
Dingell	Larson (CT)	Rush
Doggett	Lee	Ryan (OH)
Donnelly	Levin	Salazar
Doyle	Lewis (GA)	Sánchez, Linda
Edwards	Loebsack	T.
Ellison	Lofgren, Zoe	Sánchez, Loretta
Ellsworth	Lowe	Sarbanes
Emanuel	Lynch	Schakowsky
Engel	Mahoney (FL)	Schiff
Eshoo	Maloney (NY)	Schwartz
Etheridge	Markey	Scott (GA)
Farr	Marshall	Scott (VA)
Fattah	Matheson	Serrano
Filner	Matsui	Sestak
Frank (MA)	McCarthy (NY)	Shea-Porter
Giffords	McCollum (MN)	Sherman
Gillibrand	McDermott	Shuler
Gonzalez	McGovern	Sires
Gordon	McIntyre	Slaughter
Green, Al	McNerney	Smith (WA)
Green, Gene	McNulty	Snyder
Grijalva	Meeke (FL)	Solis
Gutierrez	Meeks (NY)	Space
Hall (NY)	Melancon	Spratt
Hare	Michaud	Stark
Harman	Miller (NC)	Stupak
Hastings (FL)	Miller, George	Sutton
Herseht Sandlin	Mitchell	Tanner
Higgins	Mollohan	Tauscher
Hill	Moore (KS)	Taylor
Hinchee	Moore (WI)	Thompson (CA)
Hirono	Moran (VA)	Thompson (MS)
Hodes	Murphy (CT)	Tierney
Holden	Murphy, Patrick	Towns
Holt	Murtha	Udall (CO)
Honda	Nadler	Udall (NM)
Hooley	Napolitano	Van Hollen
Hoyer	Neal (MA)	Velázquez
Inslee	Oberstar	Visclosky
Israel	Obey	Walz (MN)
Jackson (IL)	Olver	Wasserman
Jackson-Lee	Ortiz	Schultz
(TX)	Pallone	Waters
Jefferson	Pascarell	Watson
Johnson (GA)	Pastor	Watt
Johnson, E. B.	Perlmutter	Waxman
Jones (OH)	Pomeroy	Weiner
Kagen	Price (NC)	Welch (VT)
Kanjorski	Rahall	Wexler
Kaptur	Rangel	Wilson (OH)
Kennedy	Reyes	Woolsey
Kildee	Rodriguez	Wu
Kind	Ross	Wynn
Lampson	Rothman	Yarmuth

## NAYS—182

Aderholt	Davis (KY)	Johnson (IL)
Akin	Davis, David	Jordan
Alexander	Davis, Tom	Keller
Bachmann	Deal (GA)	King (IA)
Bachus	Dent	King (NY)
Baker	Diaz-Balart, L.	Kingston
Barrett (SC)	Diaz-Balart, M.	Kirk
Bartlett (MD)	Doolittle	Kline (MN)
Barton (TX)	Drake	Knollenberg
Biggart	Dreier	Kuhl (NY)
Bilbray	Duncan	Lamborn
Bilirakis	Ehlers	Latham
Bishop (UT)	Emerson	LaTourette
Blackburn	English (PA)	Lewis (CA)
Blunt	Everett	Lewis (KY)
Boehner	Fallin	Linder
Bonner	Ferguson	LoBiondo
Bono	Flake	Lucas
Boozman	Forbes	Lungren, Daniel
Boustany	Fossella	E.
Brady (TX)	Foxx	Mack
Broun (GA)	Franks (AZ)	Manzullo
Brown (SC)	Frelinghuysen	Marchant
Brown-Waite,	Gallegly	McCarthy (CA)
Ginny	Garrett (NJ)	McCaul (TX)
Buchanan	Gerlach	McCotter
Burgess	Gilchrest	McCrery
Burton (IN)	Gillmor	McHenry
Buyer	Gohmert	McHugh
Calvert	Goodlatte	McKeon
Camp (MI)	Granger	McMorris
Campbell (CA)	Graves	Rodgers
Cannon	Hall (TX)	Mica
Cantor	Hastings (WA)	Miller (FL)
Capito	Heller	Miller (MI)
Carter	Hensarling	Miller, Gary
Castle	Herger	Moran (KS)
Chabot	Hobson	Murphy, Tim
Cole (OK)	Hoekstra	Musgrave
Conaway	Hulshof	Myrick
Cubin	Inglis (SC)	Neugebauer
Culberson	Issa	Nunes

Pearce	Rogers (KY)	Terry
Pence	Rogers (MI)	Tiahrt
Peterson (PA)	Rohrabacher	Tiberi
Petri	Ros-Lehtinen	Turner
Pickering	Roskam	Upton
Pitts	Royce	Walberg
Platts	Ryan (WI)	Walden (OR)
Poe	Sali	Walsh (NY)
Porter	Schmidt	Wamp
Price (GA)	Shadegg	Weldon (FL)
Pryce (OH)	Shays	Weller
Putnam	Shimkus	Westmoreland
Radanovich	Shuster	Whitfield
Ramstad	Simpson	Wicker
Regula	Smith (NE)	Wilson (NM)
Rehberg	Smith (NJ)	Wilson (SC)
Reichert	Smith (TX)	Wolf
Renzi	Souder	Young (AK)
Reynolds	Stearns	Young (FL)
Rogers (AL)	Sullivan	

## NOT VOTING—34

Carson	Hastert	Lipinski
Clarke	Hayes	Paul
Clay	Hinojosa	Payne
Coble	Hunter	Peterson (MN)
Costello	Jindal	Saxton
Crenshaw	Johnson, Sam	Sensenbrenner
Davis, Jo Ann	Jones (NC)	Sessions
Delahunt	Kilpatrick	Skelton
Feeney	Klein (FL)	Tancredo
Fortenberry	Kucinich	Thornberry
Gingrey	LaHood	
Goode	Lantos	

So the motion to lay the resolution on the table was agreed to.

A motion to reconsider the vote whereby said motion was agreed to was, by unanimous consent, laid on the table.

¶111.26 FIRST SPONSORS CHANGE—H.R. 1246

Mrs. TAUSCHER, by unanimous consent, was authorized to be considered as the first sponsor of the resolution (H.R. 1246) a bill to amend title 10, United States Code, to enhance the readiness of the Armed Forces by replacing the current policy concerning homosexuality in the Armed Forces, referred to as “Don’t Ask, Don’t Tell”, with a policy of nondiscrimination on the basis of sexual orientation, originally introduced by Representative Meehan; for the purposes of adding co-sponsors and requesting reprintings pursuant to clause 7(b)(4) of rule XII.

¶111.27 CLERK TO CORRECT ENGROSSMENT—H.R. 3221

On motion of Mr. RANGEL, by unanimous consent,

*Ordered*, That in the engrossment of the bill (H.R. 3221) moving the United States toward greater energy independence and security, developing innovative new technologies, reducing carbon emissions, creating green jobs, protecting consumers, increasing clean renewable energy production, and modernizing our energy infrastructure, the Clerk be authorized to make technical corrections to include corrections in spelling, punctuation, section numbering and cross-referencing, and the insertion of appropriate headings.

¶111.28 RENEWABLE ENERGY AND ENERGY CONSERVATION

Mr. RANGEL, pursuant to section 2 of House Resolution 615, called up for consideration the bill (H.R. 2776) to amend the Internal Revenue Code of 1986 to provide tax incentives for the

production of renewable energy and energy conservation.

Pending consideration of said bill.

Pursuant to section 2 of House Resolution 615, the amendment in the nature of a substitute, recommended by the Committee on Ways and Means, now printed in the bill, was considered as agreed to.

When said bill, as amended, was considered.

After debate,

Pursuant to House Resolution 615, the previous question was ordered on the bill, as amended.

The bill, as amended, was ordered to be engrossed and read a third time, was read a third time by title.

Mr. ENGLISH of Pennsylvania, moved to recommit the bill to the Committee on Ways and Means with instructions to report the bill back to the House forthwith with the following amendment:

Strike all after the enacting clause and insert the following:

SECTION 1. SHORT TITLE; AMENDMENT OF 1986 CODE; TABLE OF CONTENTS.

(a) SHORT TITLE.—This Act may be cited as the “Renewable Energy and Energy Conservation Tax Act of 2007”.

(b) AMENDMENT OF 1986 CODE.—Except as otherwise expressly provided, whenever in this Act an amendment or repeal is expressed in terms of an amendment to, or repeal of, a section or other provision, the reference shall be considered to be made to a section or other provision of the Internal Revenue Code of 1986.

(c) TABLE OF CONTENTS.—The table of contents of this Act is as follows:  
Sec. 1. Short title; amendment of 1986 Code; table of contents.

TITLE I—PRODUCTION AND INVESTMENT INCENTIVES

Sec. 101. Extension of renewable energy credit.  
Sec. 102. Extension of energy credit.  
Sec. 103. Expansion and modification of advanced coal project investment credit.  
Sec. 104. Expansion and modification of coal gasification investment credit.  
Sec. 105. Expansion of special allowance to cellulosic biomass alcohol fuel plant property.  
Sec. 106. Extension of alternative fuel vehicle refueling property credit.  
Sec. 107. Extension of biodiesel and renewable diesel used as fuel.  
Sec. 108. Extension of energy efficient commercial building deduction.

TITLE II—TAX CREDIT BONDS

Sec. 201. Extension and modification of clean renewable energy bonds.

TITLE III—CONSERVATION INCENTIVES

Sec. 301. Extension and modification of credit for residential energy efficient property.  
Sec. 302. Extension of credit for hybrid motor vehicles and advanced lean burn vehicles.  
Sec. 303. Extension of nonbusiness energy property credit.  
Sec. 304. Extension of new energy efficient home credit.

TITLE IV—REVENUE PROVISIONS

Sec. 401. Revision of tax rules on expatriation.  
Sec. 402. Repeal of suspension of certain penalties and interest.  
Sec. 403. Increase in information return penalties.

- Sec. 404. Clarification that credits for fuel are designed to provide incentive for United States production.
- Sec. 405. Modification of limitation on automobile depreciation.
- Sec. 406. Extension of coal excise tax levels.
- Sec. 407. Bulk transfer exception not to apply to finished gasoline.
- Sec. 408. Participants in government section 457 plans allowed to treat elective deferrals as Roth contributions.
- Sec. 409. Reducing REIT holding period safe harbor.
- Sec. 410. Time for payment of corporate estimated taxes.

## TITLE I—PRODUCTION AND INVESTMENT INCENTIVES

### SEC. 101. EXTENSION OF RENEWABLE ENERGY CREDIT.

(a) IN GENERAL.—Subsection (d) of section 45 (relating to qualified facilities) is amended by striking “January 1, 2009” each place it appears and inserting “January 1, 2010”.

(b) EFFECTIVE DATE.—The amendments made by this section shall take effect on the date of the enactment of this Act.

### SEC. 102. EXTENSION OF ENERGY CREDIT.

(a) IN GENERAL.—

(1) QUALIFIED FUEL CELL PROPERTY.—Subparagraph (E) of section 48(c)(1) is amended by striking “December 31, 2008” and inserting “December 31, 2009”.

(2) QUALIFIED MICROTURBINE PROPERTY.—Subparagraph (E) of section 48(c)(2) is amended by striking “December 31, 2008” and inserting “December 31, 2009”.

(3) SOLAR PROPERTY.—Paragraphs (2)(A)(i)(II) and (3)(A)(ii) of section 48(a) are each amended by striking “January 1, 2009” and inserting “January 1, 2010”.

(b) EFFECTIVE DATE.—The amendments made by this section shall take effect on the date of the enactment of this Act.

### SEC. 103. EXPANSION AND MODIFICATION OF ADVANCED COAL PROJECT INVESTMENT CREDIT.

(a) CREDIT RATE PARITY AMONG PROJECTS.—Section 48A(a) (relating to qualifying advanced coal project credit) is amended by striking “equal to” and all that follows and inserting “equal to 30 percent of the qualified investment for such taxable year.”.

(b) EXPANSION OF AGGREGATE CREDITS.—Section 48A(d)(3)(A) (relating to aggregate credits) is amended by striking “\$1,300,000,000” and inserting “\$1,800,000,000”.

(c) AUTHORIZATION OF ADDITIONAL PROJECTS.—

(1) IN GENERAL.—Subparagraph (B) of section 48A(d)(3) (relating to aggregate credits) is amended to read as follows:

“(B) PARTICULAR PROJECTS.—Of the dollar amount in subparagraph (A), the Secretary is authorized to certify—

“(i) \$800,000,000 for integrated gasification combined cycle projects the application for which is submitted during the period described in paragraph (2)(A)(i),

“(ii) \$500,000,000 for projects which use other advanced coal-based generation technologies the application for which is submitted during the period described in paragraph (2)(A)(i),

“(iii) \$300,000,000 for integrated gasification combined cycle projects the application for which is submitted during the period described in paragraph (2)(A)(ii), and

“(iv) \$200,000,000 for other advanced coal-based generation technology projects the application for which is submitted during the period described in paragraph (2)(A)(ii).”.

(2) APPLICATION PERIOD FOR ADDITIONAL PROJECTS.—Subparagraph (A) of section 48A(d)(2) (relating to certification) is amended to read as follows:

“(A) APPLICATION PERIOD.—Each applicant for certification under this paragraph shall submit an application meeting the requirements of subparagraph (B). An applicant may only submit an application—

“(i) for an allocation from the dollar amount specified in clause (i) or (ii) of paragraph (3)(B) during the 3-year period beginning on the date the Secretary establishes the program under paragraph (1), and

“(ii) for an allocation from the dollar amount specified in clause (iii) or (iv) of paragraph (3)(B) during the 3-year period beginning at the earlier of the termination of the period described in clause (i) or the date prescribed by the Secretary.”.

(3) CAPTURE AND SEQUESTRATION OF CARBON DIOXIDE EMISSIONS REQUIREMENT.—Section 48A(e)(1) (relating to requirements) is amended by striking “and” at the end of subparagraph (E), by striking the period at the end of subparagraph (F) and inserting “, and”, and by adding at the end the following new subparagraph:

“(G) in the case of any project the application for which is submitted during the period described in paragraph (2)(A)(ii), the project includes equipment to separate and sequester 65 percent of such project’s total carbon dioxide emissions.”.

(d) EFFECTIVE DATE.—The amendments made by this section shall take effect on the date of the enactment of this Act.

### SEC. 104. EXPANSION AND MODIFICATION OF COAL GASIFICATION INVESTMENT CREDIT.

(a) CREDIT RATE.—Section 48B(a) (relating to qualifying gasification project credit) is amended by striking “20 percent” and inserting “30 percent”.

(b) EXPANSION OF AGGREGATE CREDITS.—Section 48B(d)(1) (relating to qualifying gasification project program) is amended by striking “\$350,000,000” and inserting “\$500,000,000 (of which \$150,000,000 shall be allocated for qualifying gasification projects that include equipment to separate and sequester 75 percent of such a project’s total carbon dioxide emissions)”.

(c) ELIGIBLE PROJECTS INCLUDE FISCHER-TROPSCH PROCESS.—Section 48B(c)(7) (defining eligible entity) is amended by striking “and” at the end of subparagraph (F), by striking the period at the end of subparagraph (G) and inserting “, and”, and by adding at the end the following new subparagraph:

“(H) transportation grade liquid fuels.”.

(d) EFFECTIVE DATE.—The amendments made by this section shall take effect on the date of the enactment of this Act.

### SEC. 105. EXPANSION OF SPECIAL ALLOWANCE TO CELLULOSIC BIOMASS ALCOHOL FUEL PLANT PROPERTY.

(a) IN GENERAL.—Paragraph (3) of section 168(l) (relating to special allowance for cellulosic biomass ethanol plant property) is amended to read as follows:

“(3) CELLULOSIC BIOMASS ALCOHOL.—For purposes of this subsection, the term ‘cellulosic biomass alcohol’ means any alcohol produced from any lignocellulosic or hemicellulosic matter that is available on a renewable or recurring basis.”.

(b) CONFORMING AMENDMENTS.—

(1) Subsection (l) of section 168 is amended by striking “cellulosic biomass ethanol” each place it appears and inserting “cellulosic biomass alcohol”.

(2) The heading of section 168(l) is amended by striking “CELLULOSIC BIOMASS ETHANOL” and inserting “CELLULOSIC BIOMASS ALCOHOL”.

(3) The heading of paragraph (2) of section 168(l) is amended by striking “CELLULOSIC BIOMASS ETHANOL” and inserting “CELLULOSIC BIOMASS ALCOHOL”.

(c) EFFECTIVE DATE.—The amendments made by this section shall apply to property

placed in service after the date of the enactment of this Act.

### SEC. 106. EXTENSION OF ALTERNATIVE FUEL VEHICLE REFUELING PROPERTY CREDIT.

(a) IN GENERAL.—Paragraph (2) of section 30C(g) (relating to termination) is amended by striking “December 31, 2009” and inserting “December 31, 2010”.

(b) EFFECTIVE DATE.—The amendment made by this section shall take effect on the date of the enactment of this Act.

### SEC. 107. EXTENSION OF BIODIESEL AND RENEWABLE DIESEL USED AS FUEL.

(a) IN GENERAL.—

(1) INCOME TAX CREDITS FOR BIODIESEL AND RENEWABLE DIESEL AND SMALL AGRI-BIODIESEL PRODUCER CREDIT.—Subsection (g) of section 40A (relating to termination) is amended by striking “December 31, 2008” and inserting “December 31, 2009”.

(2) EXCISE TAX CREDIT.—Section 6426(c)(6) (relating to termination) is amended by striking “December 31, 2008” and inserting “December 31, 2009”.

(3) FUELS NOT USED FOR TAXABLE PURPOSES.—Section 6427(e)(5)(B) (relating to termination) is amended by striking “December 31, 2008” and inserting “December 31, 2009”.

(b) EFFECTIVE DATE.—The amendment made by this section shall take effect on the date of the enactment of this Act.

### SEC. 108. EXTENSION OF ENERGY EFFICIENT COMMERCIAL BUILDING DEDUCTION.

(a) IN GENERAL.—Subsection (h) of section 179D (relating to termination) is amended by striking “December 31, 2008” and inserting “December 31, 2009”.

(b) EFFECTIVE DATE.—The amendment made by this section shall take effect on the date of the enactment of this Act.

## TITLE II—TAX CREDIT BONDS

### SEC. 201. EXTENSION AND MODIFICATION OF CLEAN RENEWABLE ENERGY BONDS.

(a) IN GENERAL.—

(1) INCREASE.—Section 54(f) (relating to limitation on amount of bonds designated) is amended—

(A) by striking “\$1,200,000,000” in paragraph (1) and inserting “\$1,600,000,000”, and

(B) by striking “\$750,000,000” in paragraph (2) and inserting “\$1,000,000,000”.

(2) EXTENSION.—Subsection (m) of section 54 (relating to termination) is amended by striking “December 31, 2008” and inserting “December 31, 2009”.

(b) EFFECTIVE DATE.—The amendments made by this section shall apply to allocations after the date of the enactment of this Act.

## TITLE III—CONSERVATION INCENTIVES

### SEC. 301. EXTENSION AND MODIFICATION OF CREDIT FOR RESIDENTIAL ENERGY EFFICIENT PROPERTY.

(a) EXTENSION.—Section 25D(g) (relating to termination) is amended by striking “December 31, 2008” and inserting “December 31, 2009”.

(b) MAXIMUM CREDIT FOR SOLAR ELECTRIC PROPERTY.—

(1) IN GENERAL.—Section 25D(b)(1)(A) (relating to maximum credit) is amended by striking “\$2,000” and inserting “\$4,000”.

(2) CONFORMING AMENDMENT.—Section 25D(e)(4)(A)(i) is amended by striking “\$6,667” and inserting “\$13,334”.

(c) EFFECTIVE DATE.—The amendments made by this section shall apply to expenditures made after December 31, 2007.

### SEC. 302. EXTENSION OF CREDIT FOR HYBRID MOTOR VEHICLES AND ADVANCED LEAN BURN VEHICLES.

(a) IN GENERAL.—Subsection (j) of section 30B (relating to termination) is amended—

(1) by striking “December 31, 2010” in paragraph (2) and inserting “December 31, 2011”, and



(2) by striking “December 31, 2009” in paragraph (3) and inserting “December 31, 2010”.

(b) EFFECTIVE DATE.—The amendments made by this section shall take effect on the date of the enactment of this Act.

**SEC. 303. EXTENSION OF NONBUSINESS ENERGY PROPERTY CREDIT.**

(a) IN GENERAL.—Subsection (g) of section 25C (relating to termination) is amended by striking “December 31, 2007” and inserting “December 31, 2008”.

(b) EFFECTIVE DATE.—The amendment made by this section shall apply with respect to property placed in service after December 31, 2007.

**SEC. 304. EXTENSION OF NEW ENERGY EFFICIENT HOME CREDIT.**

(a) IN GENERAL.—Subsection (g) of section 45L (relating to termination) is amended by striking “December 31, 2008” and inserting “December 31, 2009”.

(b) EFFECTIVE DATE.—The amendment made by this section shall take effect on the date of the enactment of this Act.

**TITLE IV—REVENUE PROVISIONS**

**SEC. 401. REVISION OF TAX RULES ON EXPATRIATION.**

(a) IN GENERAL.—Subpart A of part II of subchapter N of chapter 1 is amended by inserting after section 877 the following new section:

**“SEC. 877A. TAX RESPONSIBILITIES OF EXPATRIATION.**

“(a) GENERAL RULES.—For purposes of this subtitle—

“(1) MARK TO MARKET.—All property of a covered expatriate shall be treated as sold on the day before the expatriation date for its fair market value.

“(2) RECOGNITION OF GAIN OR LOSS.—In the case of any sale under paragraph (1)—

“(A) notwithstanding any other provision of this title, any gain arising from such sale shall be taken into account for the taxable year of the sale, and

“(B) any loss arising from such sale shall be taken into account for the taxable year of the sale to the extent otherwise provided by this title, except that section 1091 shall not apply to any such loss.

Proper adjustment shall be made in the amount of any gain or loss subsequently realized for gain or loss taken into account under the preceding sentence, determined without regard to paragraph (3).

“(3) EXCLUSION FOR CERTAIN GAIN.—

“(A) IN GENERAL.—The amount which would (but for this paragraph) be includible in the gross income of any individual by reason of paragraph (1) shall be reduced (but not below zero) by \$600,000.

“(B) ADJUSTMENT FOR INFLATION.—

“(i) IN GENERAL.—In the case of any taxable year beginning in a calendar year after 2008, the dollar amount in subparagraph (A) shall be increased by an amount equal to—

“(I) such dollar amount, multiplied by

“(II) the cost-of-living adjustment determined under section 1(f)(3) for the calendar year in which the taxable year begins, by substituting ‘calendar year 2007’ for ‘calendar year 1992’ in subparagraph (B) thereof.

“(ii) ROUNDING.—If any amount as adjusted under clause (i) is not a multiple of \$1,000, such amount shall be rounded to the nearest multiple of \$1,000.

“(b) ELECTION TO DEFER TAX.—

“(1) IN GENERAL.—If the taxpayer elects the application of this subsection with respect to any property treated as sold by reason of subsection (a), the time for payment of the additional tax attributable to such property shall be extended until the due date of the return for the taxable year in which such property is disposed of (or, in the case of property disposed of in a transaction in which gain is not recognized in whole or in part, until such other date as the Secretary may prescribe).

“(2) DETERMINATION OF TAX WITH RESPECT TO PROPERTY.—For purposes of paragraph (1), the additional tax attributable to any property is an amount which bears the same ratio to the additional tax imposed by this chapter for the taxable year solely by reason of subsection (a) as the gain taken into account under subsection (a) with respect to such property bears to the total gain taken into account under subsection (a) with respect to all property to which subsection (a) applies.

“(3) TERMINATION OF EXTENSION.—The due date for payment of tax may not be extended under this subsection later than the due date for the return of tax imposed by this chapter for the taxable year which includes the date of death of the expatriate (or, if earlier, the time that the security provided with respect to the property fails to meet the requirements of paragraph (4), unless the taxpayer corrects such failure within the time specified by the Secretary).

“(4) SECURITY.—

“(A) IN GENERAL.—No election may be made under paragraph (1) with respect to any property unless adequate security is provided with respect to such property.

“(B) ADEQUATE SECURITY.—For purposes of subparagraph (A), security with respect to any property shall be treated as adequate security if—

“(i) it is a bond which is furnished to, and accepted by, the Secretary, which is conditioned on the payment of tax (and interest thereon), and which meets the requirements of section 6325, or

“(ii) it is another form of security for such payment (including letters of credit) that meets such requirements as the Secretary may prescribe.

“(5) WAIVER OF CERTAIN RIGHTS.—No election may be made under paragraph (1) unless the taxpayer makes an irrevocable waiver of any right under any treaty of the United States which would preclude assessment or collection of any tax imposed by reason of this section.

“(6) ELECTIONS.—An election under paragraph (1) shall only apply to property described in the election and, once made, is irrevocable.

“(7) INTEREST.—For purposes of section 6601, the last date for the payment of tax shall be determined without regard to the election under this subsection.

“(c) EXCEPTION FOR CERTAIN PROPERTY.—Subsection (a) shall not apply to—

“(1) any deferred compensation item (as defined in subsection (d)(4)),

“(2) any specified tax deferred account (as defined in subsection (e)(2)), and

“(3) any interest in a nongrantor trust (as defined in subsection (f)(3)).

“(d) TREATMENT OF DEFERRED COMPENSATION ITEMS.—

“(1) WITHHOLDING ON ELIGIBLE DEFERRED COMPENSATION ITEMS.—

“(A) IN GENERAL.—In the case of any eligible deferred compensation item, the payor shall deduct and withhold from any taxable payment to a covered expatriate with respect to such item a tax equal to 30 percent thereof.

“(B) TAXABLE PAYMENT.—For purposes of subparagraph (A), the term ‘taxable payment’ means with respect to a covered expatriate any payment to the extent it would be includible in the gross income of the covered expatriate if such expatriate continued to be subject to tax as a citizen or resident of the United States. A deferred compensation item shall be taken into account as a payment under the preceding sentence when such item would be so includible.

“(2) OTHER DEFERRED COMPENSATION ITEMS.—In the case of any deferred compensation item which is not an eligible deferred compensation item—

“(A)(i) with respect to any deferred compensation item to which clause (ii) does not apply, an amount equal to the present value of the covered expatriate’s accrued benefit shall be treated as having been received by such individual on the day before the expatriation date as a distribution under the plan, and

“(ii) with respect to any deferred compensation item referred to in paragraph (4)(D), the rights of the covered expatriate to such item shall be treated as becoming transferable and not subject to a substantial risk of forfeiture on the day before the expatriation date,

“(B) no early distribution tax shall apply by reason of such treatment, and

“(C) appropriate adjustments shall be made to subsequent distributions from the plan to reflect such treatment.

“(3) ELIGIBLE DEFERRED COMPENSATION ITEMS.—For purposes of this subsection, the term ‘eligible deferred compensation item’ means any deferred compensation item with respect to which—

“(A) the payor of such item is—

“(i) a United States person, or

“(ii) a person who is not a United States person but who elects to be treated as a United States person for purposes of paragraph (1) and meets such requirements as the Secretary may provide to ensure that the payor will meet the requirements of paragraph (1), and

“(B) the covered expatriate—

“(i) notifies the payor of his status as a covered expatriate, and

“(ii) makes an irrevocable waiver of any right to claim any reduction under any treaty with the United States in withholding on such item.

“(4) DEFERRED COMPENSATION ITEM.—For purposes of this subsection, the term ‘deferred compensation item’ means—

“(A) any interest in a plan or arrangement described in section 219(g)(5),

“(B) any interest in a foreign pension plan or similar retirement arrangement or program,

“(C) any item of deferred compensation, and

“(D) any property, or right to property, which the individual is entitled to receive in connection with the performance of services to the extent not previously taken into account under section 83 or in accordance with section 83.

“(5) EXCEPTION.—Paragraphs (1) and (2) shall not apply to any deferred compensation item which is attributable to services performed outside the United States while the covered expatriate was not a citizen or resident of the United States.

“(6) SPECIAL RULES.—

“(A) APPLICATION OF WITHHOLDING RULES.—Rules similar to the rules of subchapter B of chapter 3 shall apply for purposes of this subsection.

“(B) APPLICATION OF TAX.—Any item subject to the withholding tax imposed under paragraph (1) shall be subject to tax under section 871.

“(C) COORDINATION WITH OTHER WITHHOLDING REQUIREMENTS.—Any item subject to withholding under paragraph (1) shall not be subject to withholding under section 1441 or chapter 24.

“(e) TREATMENT OF SPECIFIED TAX DEFERRED ACCOUNTS.—

“(1) ACCOUNT TREATED AS DISTRIBUTED.—In the case of any interest in a specified tax deferred account held by a covered expatriate on the day before the expatriation date—

“(A) the covered expatriate shall be treated as receiving a distribution of his entire interest in such account on the day before the expatriation date,

“(B) no early distribution tax shall apply by reason of such treatment, and

“(C) appropriate adjustments shall be made to subsequent distributions from the account to reflect such treatment.

“(2) SPECIFIED TAX DEFERRED ACCOUNT.—For purposes of paragraph (1), the term ‘specified tax deferred account’ means an individual retirement plan (as defined in section 7701(a)(37)) other than any arrangement described in subsection (k) or (p) of section 408, a qualified tuition program (as defined in section 529), a Coverdell education savings account (as defined in section 530), a health savings account (as defined in section 223), and an Archer MSA (as defined in section 220).

“(f) SPECIAL RULES FOR NONGRANTOR TRUSTS.—

“(1) IN GENERAL.—In the case of a distribution (directly or indirectly) of any property from a nongrantor trust to a covered expatriate—

“(A) the trustee shall deduct and withhold from such distribution an amount equal to 30 percent of the taxable portion of the distribution, and

“(B) if the fair market value of such property exceeds its adjusted basis in the hands of the trust, gain shall be recognized to the trust as if such property were sold to the expatriate at its fair market value.

“(2) TAXABLE PORTION.—For purposes of this subsection, the term ‘taxable portion’ means, with respect to any distribution, that portion of the distribution which would be includable in the gross income of the covered expatriate if such expatriate continued to be subject to tax as a citizen or resident of the United States.

“(3) NONGRANTOR TRUST.—For purposes of this subsection, the term ‘nongrantor trust’ means the portion of any trust that the individual is not considered the owner of under subpart E of part I of subchapter J. The determination under the preceding sentence shall be made immediately before the expatriation date.

“(4) SPECIAL RULES RELATING TO WITHHOLDING.—For purposes of this subsection—

“(A) rules similar to the rules of subsection (d)(6) shall apply, and

“(B) the covered expatriate shall be treated as having waived any right to claim any reduction under any treaty with the United States in withholding on any distribution to which paragraph (1)(A) applies.

“(g) DEFINITIONS AND SPECIAL RULES RELATING TO EXPATRIATION.—For purposes of this section—

“(1) COVERED EXPATRIATE.—

“(A) IN GENERAL.—The term ‘covered expatriate’ means an expatriate who meets the requirements of subparagraph (A), (B), or (C) of section 877(a)(2).

“(B) EXCEPTIONS.—An individual shall not be treated as meeting the requirements of subparagraph (A) or (B) of section 877(a)(2) if—

“(i) the individual—

“(I) became at birth a citizen of the United States and a citizen of another country and, as of the expatriation date, continues to be a citizen of, and is taxed as a resident of, such other country, and

“(II) has been a resident of the United States (as defined in section 7701(b)(1)(A)(ii)) for not more than 10 taxable years during the 15-taxable year period ending with the taxable year during which the expatriation date occurs, or

“(ii) the individual’s relinquishment of United States citizenship occurs before such individual attains age 18½, and

“(III) the individual has been a resident of the United States (as so defined) for not more than 10 taxable years before the date of relinquishment.

“(C) COVERED EXPATRIATES ALSO SUBJECT TO TAX AS CITIZENS OR RESIDENTS.—In the case of any covered expatriate who is subject

to tax as a citizen or resident of the United States for any period beginning after the expatriation date, such individual shall not be treated as a covered expatriate during such period for purposes of subsections (d)(1) and (f) and section 2801.

“(2) EXPATRIATE.—The term ‘expatriate’ means—

“(A) any United States citizen who relinquishes his citizenship, and

“(B) any long-term resident of the United States who ceases to be a lawful permanent resident of the United States (within the meaning of section 7701(b)(6)).

“(3) EXPATRIATION DATE.—The term ‘expatriation date’ means—

“(A) the date an individual relinquishes United States citizenship, or

“(B) in the case of a long-term resident of the United States, the date on which the individual ceases to be a lawful permanent resident of the United States (within the meaning of section 7701(b)(6)).

“(4) RELINQUISHMENT OF CITIZENSHIP.—A citizen shall be treated as relinquishing his United States citizenship on the earliest of—

“(A) the date the individual renounces his United States nationality before a diplomatic or consular officer of the United States pursuant to paragraph (5) of section 349(a) of the Immigration and Nationality Act (8 U.S.C. 1481(a)(5)),

“(B) the date the individual furnishes to the United States Department of State a signed statement of voluntary relinquishment of United States nationality confirming the performance of an act of expatriation specified in paragraph (1), (2), (3), or (4) of section 349(a) of the Immigration and Nationality Act (8 U.S.C. 1481(a)(1)–(4)),

“(C) the date the United States Department of State issues to the individual a certificate of loss of nationality, or

“(D) the date a court of the United States cancels a naturalized citizen’s certificate of naturalization.

Subparagraph (A) or (B) shall not apply to any individual unless the renunciation or voluntary relinquishment is subsequently approved by the issuance to the individual of a certificate of loss of nationality by the United States Department of State.

“(5) LONG-TERM RESIDENT.—The term ‘long-term resident’ has the meaning given to such term by section 877(e)(2).

“(6) EARLY DISTRIBUTION TAX.—The term ‘early distribution tax’ means any increase in tax imposed under section 72(t), 220(e)(4), 223(f)(4), 409A(a)(1)(B), 529(c)(6), or 530(d)(4).

“(h) OTHER RULES.—

“(1) TERMINATION OF DEFERRALS, ETC.—In the case of any covered expatriate, notwithstanding any other provision of this title—

“(A) any time period for acquiring property which would result in the reduction in the amount of gain recognized with respect to property disposed of by the taxpayer shall terminate on the day before the expatriation date, and

“(B) any extension of time for payment of tax shall cease to apply on the day before the expatriation date and the unpaid portion of such tax shall be due and payable at the time and in the manner prescribed by the Secretary.

“(2) STEP-UP IN BASIS.—Solely for purposes of determining any tax imposed by reason of subsection (a), property which was held by an individual on the date the individual first became a resident of the United States (within the meaning of section 7701(b)) shall be treated as having a basis on such date of not less than the fair market value of such property on such date. The preceding sentence shall not apply if the individual elects not to have such sentence apply. Such an election, once made, shall be irrevocable.

“(3) COORDINATION WITH SECTION 684.—If the expatriation of any individual would result

in the recognition of gain under section 684, this section shall be applied after the application of section 684.

“(i) REGULATIONS.—The Secretary shall prescribe such regulations as may be necessary or appropriate to carry out the purposes of this section.”

(b) TAX ON GIFTS AND BEQUESTS RECEIVED BY UNITED STATES CITIZENS AND RESIDENTS FROM EXPATRIATES.—

(1) IN GENERAL.—Subtitle B (relating to estate and gift taxes) is amended by inserting after chapter 14 the following new chapter:

**“CHAPTER 15—GIFTS AND BEQUESTS FROM EXPATRIATES**

“Sec. 2801. Imposition of tax.

**“SEC. 2801. IMPOSITION OF TAX.**

“(a) IN GENERAL.—If, during any calendar year, any United States citizen or resident receives any covered gift or bequest, there is hereby imposed a tax equal to the product of—

“(1) the highest rate of tax specified in the table contained in section 2001(c) as in effect on the date of such receipt (or, if greater, the highest rate of tax specified in the table applicable under section 2502(a) as in effect on the date), and

“(2) the value of such covered gift or bequest.

“(b) TAX TO BE PAID BY RECIPIENT.—The tax imposed by subsection (a) on any covered gift or bequest shall be paid by the person receiving such gift or bequest.

“(c) EXCEPTION FOR CERTAIN GIFTS.—Subsection (a) shall apply only to the extent that the value of covered gifts and bequests received by any person during the calendar year exceeds \$10,000.

“(d) TAX REDUCED BY FOREIGN GIFT OR ESTATE TAX.—The tax imposed by subsection (a) on any covered gift or bequest shall be reduced by the amount of any gift or estate tax paid to a foreign country with respect to such covered gift or bequest.

“(e) COVERED GIFT OR BEQUEST.—

“(1) IN GENERAL.—For purposes of this chapter, the term ‘covered gift or bequest’ means—

“(A) any property acquired by gift directly or indirectly from an individual who, at the time of such acquisition, is a covered expatriate, and

“(B) any property acquired directly or indirectly by reason of the death of an individual who, immediately before such death, was a covered expatriate.

“(2) EXCEPTIONS FOR TRANSFERS OTHERWISE SUBJECT TO ESTATE OR GIFT TAX.—Such term shall not include—

“(A) any property shown on a timely filed return of tax imposed by chapter 12 which is a taxable gift by the covered expatriate, and

“(B) any property included in the gross estate of the covered expatriate for purposes of chapter 11 and shown on a timely filed return of tax imposed by chapter 11 of the estate of the covered expatriate.

“(3) TRANSFERS IN TRUST.—

“(A) DOMESTIC TRUSTS.—In the case of a covered gift or bequest made to a domestic trust—

“(i) subsection (a) shall apply in the same manner as if such trust were a United States citizen, and

“(ii) the tax imposed by subsection (a) on such gift or bequest shall be paid by such trust.

“(B) FOREIGN TRUSTS.—

“(i) IN GENERAL.—In the case of a covered gift or bequest made to a foreign trust, subsection (a) shall apply to any distribution attributable to such gift or bequest from such trust (whether from income or corpus) to a United States citizen or resident in the same manner as if such distribution were a covered gift or bequest.

“(ii) DEDUCTION FOR TAX PAID BY RECIPIENT.—There shall be allowed as a deduction

under section 164 the amount of tax imposed by this section which is paid or accrued by a United States citizen or resident by reason of a distribution from a foreign trust, but only to the extent such tax is imposed on the portion of such distribution which is included in the gross income of such citizen or resident.

“(iii) ELECTION TO BE TREATED AS DOMESTIC TRUST.—Solely for purposes of this section, a foreign trust may elect to be treated as a domestic trust. Such an election may be revoked with the consent of the Secretary.

“(f) COVERED EXPATRIATE.—For purposes of this section, the term ‘covered expatriate’ has the meaning given to such term by section 877A(g)(1).”

(2) CLERICAL AMENDMENT.—The table of chapters for subtitle B is amended by inserting after the item relating to chapter 14 the following new item:

“CHAPTER 15. GIFTS AND BEQUESTS FROM EXPATRIATES.”

(c) DEFINITION OF TERMINATION OF UNITED STATES CITIZENSHIP.—

(1) IN GENERAL.—Section 7701(a) is amended by adding at the end the following new paragraph:

“(50) TERMINATION OF UNITED STATES CITIZENSHIP.—

“(A) IN GENERAL.—An individual shall not cease to be treated as a United States citizen before the date on which the individual’s citizenship is treated as relinquished under section 877A(g)(4).

“(B) DUAL CITIZENS.—Under regulations prescribed by the Secretary, subparagraph (A) shall not apply to an individual who became at birth a citizen of the United States and a citizen of another country.”

(2) CONFORMING AMENDMENTS.—

(A) Paragraph (1) of section 877(e) is amended to read as follows:

“(1) IN GENERAL.—Any long-term resident of the United States who ceases to be a lawful permanent resident of the United States (within the meaning of section 7701(b)(6)) shall be treated for purposes of this section and sections 2107, 2501, and 6039G in the same manner as if such resident were a citizen of the United States who lost United States citizenship on the date of such cessation or commencement.”

(B) Paragraph (6) of section 7701(b) is amended by adding at the end the following flush sentence:

“An individual shall cease to be treated as a lawful permanent resident of the United States if such individual commences to be treated as a resident of a foreign country under the provisions of a tax treaty between the United States and the foreign country, does not waive the benefits of such treaty applicable to residents of the foreign country, and notifies the Secretary of the commencement of such treatment.”

(C) Section 7701 is amended by striking subsection (n) and by redesignating subsections (o) and (p) as subsections (n) and (o), respectively.

(d) INFORMATION RETURNS.—Section 6039G is amended—

(1) by inserting “or 877A” after “section 877(b)” in subsection (a), and

(2) by inserting “or 877A” after “section 877(a)” in subsection (d).

(e) CLERICAL AMENDMENT.—The table of sections for subpart A of part II of subchapter N of chapter 1 is amended by inserting after the item relating to section 877 the following new item:

“Sec. 877A. Tax responsibilities of expatriation.”

(f) EFFECTIVE DATE.—

(1) IN GENERAL.—Except as provided in this subsection, the amendments made by this section shall apply to expatriates (as defined

in section 877A(g) of the Internal Revenue Code of 1986, as added by this section) whose expatriation date (as so defined) is on or after the date of the enactment of this Act.

(2) GIFTS AND BEQUESTS.—Chapter 15 of the Internal Revenue Code of 1986 (as added by subsection (b)) shall apply to covered gifts and bequests (as defined in section 2801 of such Code, as so added) received on or after the date of the enactment of this Act, regardless of when the transferor expatriated.

**SEC. 402. REPEAL OF SUSPENSION OF CERTAIN PENALTIES AND INTEREST.**

(a) IN GENERAL.—Section 6404 is amended by striking subsection (g) and by redesignating subsection (h) as subsection (g).

(b) EFFECTIVE DATE.—The amendment made by subsection (a) shall apply to notices provided by the Secretary of the Treasury, or his delegate, after the date which is 6 months after the date of the enactment of the Small Business and Work Opportunity Tax Act of 2007.

**SEC. 403. INCREASE IN INFORMATION RETURN PENALTIES.**

(a) FAILURE TO FILE CORRECT INFORMATION RETURNS.—

(1) IN GENERAL.—Subsections (a)(1), (b)(1)(A), and (b)(2)(A) of section 6721 are each amended by striking “\$50” and inserting “\$100”.

(2) AGGREGATE ANNUAL LIMITATION.—Subsections (a)(1), (d)(1)(A), and (e)(3)(A) of section 6721 are each amended by striking “\$250,000” and inserting “\$900,000”.

(b) REDUCTION WHERE CORRECTION WITHIN 30 DAYS.—

(1) IN GENERAL.—Subparagraph (A) of section 6721(b)(1) is amended by striking “\$15” and inserting “\$30”.

(2) AGGREGATE ANNUAL LIMITATION.—Subsections (b)(1)(B) and (d)(1)(B) of section 6721 are each amended by striking “\$75,000” and inserting “\$200,000”.

(c) REDUCTION WHERE CORRECTION ON OR BEFORE AUGUST 1.—

(1) IN GENERAL.—Subparagraph (A) of section 6721(b)(2) is amended by striking “\$30” and inserting “\$60”.

(2) AGGREGATE ANNUAL LIMITATION.—Subsections (b)(2)(B) and (d)(1)(C) of section 6721 are each amended by striking “\$150,000” and inserting “\$400,000”.

(d) AGGREGATE ANNUAL LIMITATIONS FOR PERSONS WITH GROSS RECEIPTS OF NOT MORE THAN \$5,000,000.—Paragraph (1) of section 6721(d) is amended—

(1) by striking “\$100,000” in subparagraph (A) and inserting “\$250,000”,

(2) by striking “\$25,000” in subparagraph (B) and inserting “\$75,000”, and

(3) by striking “\$50,000” in subparagraph (C) and inserting “\$150,000”.

(e) PENALTY IN CASE OF INTENTIONAL DISREGARD.—Paragraph (2) of section 6721(e) is amended by striking “\$100” and inserting “\$250”.

(f) FAILURE TO FURNISH CORRECT PAYEE STATEMENTS.—

(1) IN GENERAL.—Subsection (a) of section 6722 is amended by striking “\$50” and inserting “\$100”.

(2) AGGREGATE ANNUAL LIMITATION.—Subsections (a) and (c)(2)(A) of section 6722 are each amended by striking “\$100,000” and inserting “\$600,000”.

(3) PENALTY IN CASE OF INTENTIONAL DISREGARD.—Paragraph (1) of section 6722(c) is amended by striking “\$100” and inserting “\$250”.

(g) FAILURE TO COMPLY WITH OTHER INFORMATION REPORTING REQUIREMENTS.—Section 6723 is amended—

(1) by striking “\$50” and inserting “\$100”, and

(2) by striking “\$100,000” and inserting “\$600,000”.

(h) EFFECTIVE DATE.—The amendments made by this section shall apply with respect

to information returns required to be filed on or after January 1, 2008.

**SEC. 404. CLARIFICATION THAT CREDITS FOR FUEL ARE DESIGNED TO PROVIDE INCENTIVE FOR UNITED STATES PRODUCTION.**

(a) BIODIESEL FUELS CREDIT.—Paragraph (5) of section 40A(d), as added by subsection (c), is amended to read as follows:

“(5) LIMITATION TO BIODIESEL WITH CONNECTION TO THE UNITED STATES.—No credit shall be determined under this section with respect to any biodiesel unless—

“(A) such biodiesel is produced in the United States for use as a fuel in the United States, and

“(B) the taxpayer obtains a certification (in such form and manner as prescribed by the Secretary) from the producer of the biodiesel which identifies the product produced and the location of such production.

For purposes of this paragraph, the term ‘United States’ includes any possession of the United States.”

(b) EXCISE TAX CREDIT.—Paragraph (2) of section 6426(i), as added by subsection (c), is amended to read as follows:

“(2) BIODIESEL AND ALTERNATIVE FUELS.—No credit shall be determined under this section with respect to any biodiesel or alternative fuel unless—

“(A) such biodiesel or alternative fuel is produced in the United States for use as a fuel in the United States, and

“(B) the taxpayer obtains a certification (in such form and manner as prescribed by the Secretary) from the producer of such biodiesel or alternative fuel which identifies the product produced and the location of such production.”

(c) PROVISIONS CLARIFYING TREATMENT OF FUELS WITH NO NEXUS TO THE UNITED STATES.—

(1) ALCOHOL FUELS CREDIT.—Subsection (d) of section 40 is amended by adding at the end the following new paragraph:

“(6) LIMITATION TO ALCOHOL WITH CONNECTION TO THE UNITED STATES.—No credit shall be determined under this section with respect to any alcohol which is produced outside the United States for use as a fuel outside the United States. For purposes of this paragraph, the term ‘United States’ includes any possession of the United States.”

(2) BIODIESEL FUELS CREDIT.—Subsection (d) of section 40A is amended by adding at the end the following new paragraph:

“(5) LIMITATION TO BIODIESEL WITH CONNECTION TO THE UNITED STATES.—No credit shall be determined under this section with respect to any biodiesel which is produced outside the United States for use as a fuel outside the United States. For purposes of this paragraph, the term ‘United States’ includes any possession of the United States.”

(3) EXCISE TAX CREDIT.—

(A) IN GENERAL.—Section 6426 is amended by adding at the end the following new subsection:

“(h) LIMITATION TO FUELS WITH CONNECTION TO THE UNITED STATES.—

“(1) ALCOHOL.—No credit shall be determined under this section with respect to any alcohol which is produced outside the United States for use as a fuel outside the United States.

“(2) BIODIESEL AND ALTERNATIVE FUELS.—No credit shall be determined under this section with respect to any biodiesel or alternative fuel which is produced outside the United States for use as a fuel outside the United States.

For purposes of this subsection, the term ‘United States’ includes any possession of the United States.”

(B) CONFORMING AMENDMENT.—Subsection (e) of section 6427 is amended by redesignating paragraph (5) as paragraph (6) and by

inserting after paragraph (4) the following new paragraph:

“(5) LIMITATION TO FUELS WITH CONNECTION TO THE UNITED STATES.—No amount shall be payable under paragraph (1) or (2) with respect to any mixture or alternative fuel if credit is not allowed with respect to such mixture or alternative fuel by reason of section 6426(h).”

(d) EFFECTIVE DATE.—

(1) IN GENERAL.—Except as provided in paragraph (2), the amendments made by this section shall apply to fuel produced, and sold or used, after the date of the enactment of this Act.

(2) PROVISIONS CLARIFYING TREATMENT OF FUELS WITH NO NEXUS TO THE UNITED STATES.—

(A) IN GENERAL.—Except as otherwise provided in this paragraph, the amendments made by subsection (c) shall take effect as if included in section 301 of the American Jobs Creation Act of 2004.

(B) ALTERNATIVE FUEL CREDITS.—So much of the amendments made by subsection (c) as relate to the alternative fuel credit or the alternative fuel mixture credit shall take effect as if included in section 11113 of the Safe, Accountable, Flexible, Efficient Transportation Equity Act: A Legacy for Users.

(C) RENEWABLE DIESEL.—So much of the amendments made by subsection (c) as relate to renewable diesel shall take effect as if included in section 1346 of the Energy Policy Act of 2005.

SEC. 405. MODIFICATION OF LIMITATION ON AUTOMOBILE DEPRECIATION.

(a) IN GENERAL.—Paragraph (5) of section 280F(d) (defining passenger automobile) is amended to read as follows:

“(5) PASSENGER AUTOMOBILE.—

“(A) IN GENERAL.—Except as provided in subparagraph (B), the term ‘passenger automobile’ means any 4-wheeled vehicle—

“(i) which is primarily designed or which can be used to carry passengers over public streets, roads, or highways (except any vehicle operated exclusively on a rail or rails), and

“(ii) which is rated at not more than 14,000 pounds gross vehicle weight.

“(B) EXCEPTIONS.—The term ‘passenger automobile’ shall not include—

“(i) any exempt-design vehicle, and

“(ii) any exempt-use vehicle.

“(C) EXEMPT-DESIGN VEHICLE.—The term ‘exempt-design vehicle’ means—

“(i) any vehicle which, by reason of its nature or design, is not likely to be used more than a de minimis amount for personal purposes, and

“(ii) any vehicle—

“(I) which is designed to have a seating capacity of more than 9 persons behind the driver’s seat,

“(II) which is equipped with a cargo area of at least 5 feet in interior length which is an open area or is designed for use as an open area but is enclosed by a cap and is not readily accessible directly from the passenger compartment, or

“(III) has an integral enclosure, fully enclosing the driver compartment and load carrying device, does not have seating rearward of the driver’s seat, and has no body section protruding more than 30 inches ahead of the leading edge of the windshield.

“(D) EXEMPT-USE VEHICLE.—The term ‘exempt-use vehicle’ means—

“(i) any ambulance, hearse, or combination ambulance-hearse used by the taxpayer directly in a trade or business,

“(ii) any vehicle used by the taxpayer directly in the trade or business of transporting persons or property for compensation or hire, and

“(iii) any truck or van if substantially all of the use of such vehicle by the taxpayer is directly in—

“(I) a farming business (within the meaning of section 263A(e)(4)),

“(II) the transportation of a substantial amount of equipment, supplies, or inventory, or

“(III) the moving or delivery of property which requires substantial cargo capacity.

“(E) RECAPTURE.—In the case of any vehicle which is not a passenger automobile by reason of being an exempt-use vehicle, if such vehicle ceases to be an exempt-use vehicle in any taxable year after the taxable year in which such vehicle is placed in service, a rule similar to the rule of subsection (b) shall apply.”

(b) CONFORMING AMENDMENT.—Section 179(b) (relating to limitations) is amended by striking paragraph (6).

(c) EFFECTIVE DATE.—The amendments made by this section shall apply to property placed in service after December 31, 2007.

SEC. 406. EXTENSION OF COAL EXCISE TAX LEVELS.

Paragraph (2) of section 4121(e) (relating to reduction in amount of tax) is amended to read as follows:

“(2) TEMPORARY INCREASE TERMINATION DATE.—For purposes of paragraph (1), the temporary increase termination date is the first January 1 after the date of the enactment of this paragraph as of which there is—

“(A) no balance of repayable advances made to the Black Lung Disability Trust Fund, and

“(B) no unpaid interest on such advances.”

SEC. 407. BULK TRANSFER EXCEPTION NOT TO APPLY TO FINISHED GASOLINE.

(a) IN GENERAL.—Subparagraph (B) of section 4081(a)(1) (relating to tax on removal, entry, or sale) is amended by adding at the end the following new clause:

“(iii) EXCEPTION FOR FINISHED GASOLINE.—Clause (i) shall not apply to any gasoline which meets the requirements for gasoline under section 211 of the Clean Air Act.”

(b) EXCEPTION TO TAX ON FINISHED GASOLINE FOR PRIOR TAXABLE REMOVALS.—Paragraph (1) of section 4081(a) is amended by adding at the end the following new subparagraph:

“(C) EXEMPTION FOR PREVIOUSLY TAXED FINISHED GASOLINE.—The tax imposed by this paragraph shall not apply to the removal of gasoline described in subparagraph (B)(iii) from any terminal if there was a prior taxable removal or entry of such fuel under clause (i), (ii), or (iii) of subparagraph (A). The preceding sentence shall not apply to the volume of any product added to such gasoline at the terminal unless there was a prior taxable removal or entry of such product under clause (i), (ii), or (iii) of subparagraph (A).”

(c) EFFECTIVE DATE.—The amendment made by this section shall apply to fuel removed, entered, or sold after December 31, 2007.

SEC. 408. PARTICIPANTS IN GOVERNMENT SECTION 457 PLANS ALLOWED TO TREAT ELECTIVE DEFERRALS AS ROTH CONTRIBUTIONS.

(a) IN GENERAL.—Section 402A(e)(1) (defining applicable retirement plan) is amended by striking “and” at the end of subparagraph (A), by striking the period at the end of subparagraph (B) and inserting “, and”, and by adding at the end the following new subparagraph:

“(C) an eligible deferred compensation plan (as defined in section 457(b)) of an eligible employer described in section 457(e)(1)(A).”

(b) ELECTIVE DEFERRALS.—Section 402A(e)(2) (defining elective deferral) is amended to read as follows:

“(2) ELECTIVE DEFERRAL.—The term ‘elective deferral’ means—

“(A) any elective deferral described in subparagraph (A) or (C) of section 402(g)(3), and

“(B) any elective deferral of compensation by an individual under an eligible deferred compensation plan (as defined in section 457(b)) of an eligible employer described in section 457(e)(1)(A).”

(c) EFFECTIVE DATE.—The amendments made by this subsection shall apply to taxable years beginning after December 31, 2007.

SEC. 409. REDUCING REIT HOLDING PERIOD SAFE HARBOR.

(a) IN GENERAL.—Paragraph (6) of section 857(b) (relating to income from prohibited transactions) is amended—

(1) by striking “4 years” each place it appears and inserting “2 years”, and

(2) by striking “4-year” each place it appears and inserting “2-year”.

(b) CONFORMING AMENDMENT.—

(1) Subparagraph (A) of section 856(j)(4) (relating to coordination with coordination with 4-year holding period) is amended by striking “4 years” and inserting “2 years”.

(2) The heading for paragraph (4) of section 856(j) is amended by striking “4-YEAR” and inserting “2-YEAR”.

(c) EFFECTIVE DATE.—The amendments made by this section shall apply to taxable years beginning after the date of the enactment of this Act.

SEC. 410. TIME FOR PAYMENT OF CORPORATE ESTIMATED TAXES.

Subparagraph (B) of section 401(1) of the Tax Increase Prevention and Reconciliation Act of 2005 is amended by striking “114.75 percent” and inserting “117.50”.

After debate,

By unanimous consent, the previous question was ordered on the motion to recommit with instructions.

The question being put, viva voce,

Will the House recommit said bill with instructions?

The SPEAKER pro tempore, Mr. WEINER, announced that the nays had it.

Mr. ENGLISH of Pennsylvania, demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The vote was taken by electronic device.

It was decided in the { Yeas ..... 65 negative ..... } Nays ..... 346

¶111.29 [Roll No. 834]

YEAS—65

Table listing names of members who voted 'Yeas' (65 total): Alexander, Bachus, Baker, Barton (TX), Bishop (UT), Blunt, Boehner, Bono, Boustany, Brady (TX), Broun (GA), Camp (MI), Cannon, Cantor, Capito, Conaway, Davis, Tom Deal (GA), Dent, Ehlers, English (PA), Fortenberry, Frelinghuysen, Gerlach, Gillmor, Granger, Hastings (WA), Herger, Hobson, Hoekstra, Hulshof, Inglis (SC), Kingston, Knollenberg, Linder, Lungren, Daniel E., McCrery, Myrick, Nunes, Peterson (PA), Petri, Pickering, Platts, Porter, Price (GA), Pryce (OH), Putnam, Regula, Reichert, Renzi, Rogers (KY), Rogers (MI), Rohrabacher, Shadegg, Smith (NE), Smith (TX), Thornberry, Tiberi, Upton, Walsh (NY), Weldon (FL), Weller, Westmoreland, Whitfield, Wolf.

NAYS—346

Table listing names of members who voted 'Nays' (346 total): Abercrombie, Ackerman, Aderholt, Akin, Allen, Altmire, Andrews, Arcuri, Baca, Bachmann, Baird, Baldwin, Barrett (SC), Barrow, Bartlett (MD), Bean, Becerra, Berkley.

Berman  
Berry  
Biggert  
Biliray  
Bilirakis  
Bishop (GA)  
Bishop (NY)  
Blackburn  
Blumenauer  
Bonner  
Boozman  
Boren  
Boswell  
Boucher  
Boyd (FL)  
Boyd (KS)  
Brady (PA)  
Braley (IA)  
Brown (SC)  
Brown, Corrine  
Brown-Waite,  
Ginny  
Buchanan  
Burgess  
Burton (IN)  
Butterfield  
Buyer  
Calvert  
Campbell (CA)  
Capps  
Capuano  
Cardoza  
Carnahan  
Carney  
Carson  
Carter  
Castle  
Castor  
Chabot  
Chandler  
Cleaver  
Clyburn  
Cohen  
Cole (OK)  
Conyers  
Cooper  
Costa  
Costello  
Courtney  
Cramer  
Crowley  
Cubin  
Cuellar  
Culberson  
Cummings  
Davis (AL)  
Davis (CA)  
Davis (IL)  
Davis (KY)  
Davis, David  
Davis, Lincoln  
DeFazio  
DeGette  
DeLauro  
Diaz-Balart, L.  
Diaz-Balart, M.  
Dicks  
Dingell  
Doggett  
Donnelly  
Doolittle  
Doyle  
Drake  
Dreier  
Duncan  
Edwards  
Ellison  
Ellsworth  
Emanuel  
Emerson  
Engel  
Eshoo  
Etheridge  
Everett  
Fallin  
Farr  
Fattah  
Feeney  
Ferguson  
Filner  
Flake  
Forbes  
Fossella  
Foxy  
Frank (MA)  
Franks (AZ)  
Gallegly  
Garrett (NJ)  
Giffords  
Gilchrest

Gillibrand  
Gingrey  
Gohmert  
Gonzalez  
Goodlatte  
Gordon  
Graves  
Green, Al  
Green, Gene  
Grijalva  
Gutierrez  
Hall (NY)  
Hall (TX)  
Hare  
Harman  
Hastings (FL)  
Heller  
Hensarling  
Hereth Sandlin  
Higgins  
Hill  
Hinchev  
Hirono  
Hodes  
Holden  
Holt  
Honda  
Hooley  
Hoyer  
Insee  
Israel  
Issa  
Jackson (IL)  
Jackson-Lee  
(TX)  
Jefferson  
Johnson (GA)  
Johnson (IL)  
Johnson, E. B.  
Jones (NC)  
Jones (OH)  
Jordan  
Kagen  
Kanjorski  
Kaptur  
Keller  
Kennedy  
Kildee  
Kind  
King (IA)  
King (NY)  
Kirk  
Kline (MN)  
Kucinich  
Kuhl (NY)  
Lamborn  
Lampson  
Langevin  
Larsen (WA)  
Larson (CT)  
Latham  
LaTourette  
Lee  
Levin  
Lewis (CA)  
Lewis (GA)  
Lewis (KY)  
Lipinski  
LoBiondo  
Loebsack  
Lofgren, Zoe  
Lowe  
Lucas  
Lynch  
Mack  
Mahoney (FL)  
Maloney (NY)  
Manzullo  
Marchant  
Markey  
Marshall  
Matheson  
Matsui  
McCarthy (CA)  
McCarthy (NY)  
McCaul (TX)  
McCollum (MN)  
McCotter  
McDermott  
McGovern  
McHenry  
McHugh  
McIntyre  
McKeon  
McMorris  
Rodgers  
McNerney  
McNulty  
Meek (FL)  
Meeks (NY)

Melancon  
Mica  
Michaud  
Miller (FL)  
Miller (MI)  
Miller (NC)  
Miller, Gary  
Miller, George  
Mitchell  
Mollohan  
Moore (KS)  
Moore (WI)  
Moran (KS)  
Moran (VA)  
Murphy (CT)  
Murphy, Patrick  
Murphy, Tim  
Murtha  
Musgrave  
Nadler  
Napolitano  
Neal (MA)  
Neugebauer  
Oberstar  
Obey  
Olver  
Ortiz  
Pallone  
Pascrell  
Pastor  
Payne  
Pearce  
Pelosi  
Pence  
Perlmutter  
Peterson (MN)  
Pitts  
Poe  
Pomeroy  
Price (NC)  
Radanovich  
Rahall  
Ramstad  
Rangel  
Rehberg  
Reyes  
Reynolds  
Rodriguez  
Rogers (AL)  
Ros-Lehtinen  
Roskam  
Ross  
Rothman  
Roybal-Allard  
Royce  
Ruppersberger  
Rush  
Ryan (OH)  
Ryan (WI)  
Salazar  
Sali  
Sanchez, Loretta  
Sarbanes  
Schakowsky  
Schiff  
Schmidt  
Schwartz  
Scott (GA)  
Scott (VA)  
Sensenbrenner  
Serrano  
Sessions  
Sestak  
Shays  
Sherman  
Sherman  
Shuler  
Shuster  
Simpson  
Sires  
Slaughter  
Smith (NJ)  
Smith (WA)  
Snyder  
Solis  
Souder  
Space  
Spratt  
Stark  
Stupak  
Sutton  
Tanner  
Tauscher  
Taylor  
Terry

Thompson (CA)  
Thompson (MS)  
Tiahrt  
Tierney  
Towns  
Turner  
Udall (CO)  
Udall (NM)  
Van Hollen  
Velázquez  
Visclosky  
Clarke  
Clay  
Coble  
Crenshaw  
Davis, Jo Ann  
Delahunt  
Goode  
Hastert  
Hayes  
Hinojosa  
Hunter  
Jindal  
Johnson, Sam  
Kilpatrick  
Klein (FL)  
LaHood

Walberg  
Walden (OR)  
Walz (MN)  
Wamp  
Wasserman  
Schultz  
Waters  
Watson  
Watt  
Waxman  
Weiner  
Welch (VT)  
Wexler  
Wicker  
Wilson (NM)  
Wilson (OH)  
Wilson (SC)  
Woolsey  
Wu  
Wynn  
Yarmuth  
Young (FL)

NOT VOTING—22  
The question being put, viva voce,  
Will the House pass said bill?  
The SPEAKER pro tempore, Mr.  
WEINER, announced that the yeas had  
it.  
Mr. MCGOVERN demanded that the  
vote be taken by the yeas and nays,  
which demand was supported by one-  
fifth of the Members present, so the  
yeas and nays were ordered.  
The vote was taken by electronic de-  
vice.  
It was decided in the { Yeas ..... 221  
affirmative ..... } Nays ..... 189

111.30 [Roll No. 835]  
YEAS—221

Abercrombie  
Ackerman  
Allen  
Altmire  
Andrews  
Arcuri  
Baca  
Baird  
Baldwin  
Bean  
Becerra  
Berkley  
Berman  
Berry  
Bishop (GA)  
Bishop (NY)  
Blumenauer  
Boswell  
Boucher  
Boyd (FL)  
Boyd (KS)  
Brady (PA)  
Braley (IA)  
Brown, Corrine  
Butterfield  
Capps  
Capuano  
Cardoza  
Carnahan  
Carney  
Carson  
Castle  
Castor  
Chandler  
Cleaver  
Clyburn  
Cohen  
Conyers  
Cooper  
Costa  
Costello  
Courtney  
Cramer  
Crowley  
Cummings  
Davis (AL)  
Davis (CA)  
Davis (IL)  
Davis (KY)  
Davis, David  
Davis, Lincoln  
DeFazio  
DeGette  
DeLauro  
Diaz-Balart, L.  
Diaz-Balart, M.  
Dicks  
Dingell  
Doggett  
Donnelly  
Doolittle  
Doyle  
Drake  
Dreier  
Duncan  
Edwards  
Ellison  
Ellsworth  
Emanuel  
Emerson  
Engel  
Eshoo  
Etheridge  
Everett  
Fallin  
Farr  
Fattah  
Feeney  
Ferguson  
Filner  
Flake  
Forbes  
Fossella  
Foxy  
Frank (MA)  
Franks (AZ)  
Gallegly  
Garrett (NJ)  
Giffords  
Gilchrest

Reichert  
Reyes  
Ross  
Rothman  
Roybal-Allard  
Ruppersberger  
Rush  
Ryan (OH)  
Salazar  
Sanchez, Linda  
T.  
Sanchez, Loretta  
Sarbanes  
Schakowsky  
Schiff  
Schwartz  
Scott (GA)  
Scott (VA)  
Serrano  
Sestak  
Shays  
Aderholt  
Akin  
Alexander  
Bachmann  
Bachus  
Baker  
Barrett (SC)  
Barrow  
Bartlett (MD)  
Barton (TX)  
Biggert  
Bilbray  
Bilirakis  
Bishop (UT)  
Blunt  
Boehner  
Bonner  
Bono  
Boozman  
Boren  
Boustany  
Brady (TX)  
Broun (GA)  
Brown (SC)  
Brown-Waite,  
Ginny  
Buchanan  
Burgess  
Burton (IN)  
Buyer  
Calvert  
Camp (MI)  
Campbell (CA)  
Cantor  
Capito  
Carter  
Chabot  
Chobert  
Cole (OK)  
Conaway  
Cubin  
Cuellar  
Culberson  
Davis (KY)  
Davis, David  
Davis, Tom  
Deal (GA)  
Dent  
Diaz-Balart, L.  
Diaz-Balart, M.  
Doolittle  
Drake  
Dreier  
Duncan  
Edwards  
Ehlers  
Emerson  
English (PA)  
Everett  
Fallin  
Feeney  
Flake  
Forbes  
Fortenberry  
Fossella  
Foxy  
Franks (AZ)  
Frelinghuysen  
Gallegly  
Garrett (NJ)  
Gerlach  
Gillmor  
Gingrey  
Gohmert  
Gonzalez  
Goodlatte  
Granger  
Graves  
Green, Gene  
Hall (TX)  
Hastings (WA)  
Heller  
Hensarling  
Herger  
Hobson  
Hoekstra  
Hulshof  
Inglis (SC)  
Issa  
Johnson (IL)  
Jones (NC)  
Jordan  
Keller  
King (IA)  
King (NY)  
Kingston  
Kline (MN)  
Knollenberg  
Kuhl (NY)  
Lamborn  
Lampson  
Latham  
LaTourette  
Lewis (CA)  
Lewis (KY)  
Linder  
Lucas  
Lungren, Daniel  
E.  
Mack  
Manzullo  
Marchant  
Matheson  
McCarthy (CA)  
McCaul (TX)  
McCotter  
McCrery  
McHenry  
McHugh  
McKeon  
McMorris  
Rodgers  
Melancon  
Mica  
Miller (FL)  
Miller (MI)  
Miller, Gary  
Moran (KS)  
Murphy, Tim  
Musgrave  
Myrick  
Neugebauer  
Nunes  
Ortiz  
Pearce  
Pence  
Peterson (PA)  
Petri  
Pickering  
Pitts  
Platts  
Poe  
Porter  
Price (GA)  
Pryce (OH)  
Putnam  
Radanovich  
Regula  
Rehberg  
Renzi  
Reynolds  
Rodriguez  
Rogers (AL)  
Rogers (KY)  
Rogers (MI)  
Rohrabacher  
Ros-Lehtinen  
Roskam  
Royce  
Ryan (WI)  
Sali  
Schmidt  
Sensenbrenner  
Sessions  
Shadegg  
Shimkus  
Shuster  
Simpson  
Smith (NE)  
Smith (TX)  
Souder  
Stearns  
Sullivan  
Terry  
Thornberry  
Tiahrt  
Tiberi  
Turner  
Upton  
Walberg  
Walden (OR)  
Walsh (NY)  
Wamp  
Weldon (FL)  
Weller  
Westmoreland  
Whitfield  
Wicker  
Wilson (NM)  
Wilson (SC)  
Wolf  
Young (FL)

NOT VOTING—23  
LaHood  
Lantos  
Paul  
Saxton  
Skelton  
Tancredo  
Young (AK)  
So the bill was passed.

A motion to reconsider the vote whereby said bill was passed was, by unanimous consent, laid on the table.

*Ordered*, That the Clerk request the concurrence of the Senate in said bill.

Pursuant to section 3 of House Resolution 615, H.R. 2776 was laid on the table.

¶111.31 ORDER OF BUSINESS—

CONSIDERATION OF H.R. 3311, S. 1927,  
AND H.R. 3222

On motion of Mr. HOYER, by unanimous consent,

*Ordered*, That it may be in order (1) that the House hereby concurs in the amendment of the Senate to the bill (H.R. 3311) to authorize additional funds for emergency repairs and reconstruction of the Interstate I-35 bridge located in Minneapolis, Minnesota, that collapsed on August 1, 2007, to waive the \$100,000,000 limitation on emergency relief funds for those emergency repairs and reconstruction, and for other purposes; (2) that it be in order at any time on the legislative day of August 4, 2007, to consider the bill of the Senate (S. 1927) to amend the Foreign Intelligence Surveillance Act of 1978 to provide additional procedures for authorizing certain acquisitions of foreign intelligence information, and for other purposes, in the House under the following terms: all points of order against the bill and against its consideration are waived except those arising under clause 10 of rule XXI; the bill shall be considered as read; the previous question shall be considered as ordered on the bill to its final passage without intervening motion except: (a) one hour of debate equally divided among and controlled by the chairman and ranking minority member of the Committee on the Judiciary and the chairman and ranking minority member of the Permanent Select Committee on Intelligence; and (b) one motion to recommit; and (3) That at any time on the legislative day of August 4, 2007, for the Speaker, as though pursuant to clause 2(b) of rule XVIII, declare the House resolved into the Committee of the Whole House on the state of the Union for consideration of the bill (H.R. 3222) making appropriations for the Department of Defense for the fiscal year ending September 30, 2008, and for other purposes; and that the first reading of the bill shall be dispensed with; all points of order against consideration of the bill are waived except those arising under clause 9 or 10 of rule XXI; points of order against provisions in the bill for failure to comply with clause 2 of rule XXI are waived; and no general debate shall be in order and the bill shall be considered for amendment under the five-minute rule; no amendment to the bill may be offered except: pro forma amendments offered at any point in the reading by the chairman or ranking minority member of the Committee on Appropriations or their designees for the purpose of debate; an amendment by Mr. ROGERS of Michigan increasing funding for cooperative threat reduction pro-

grams; an amendment by Mr. FRANKS of Arizona regarding missile defense; an amendment by Mr. SESSIONS striking section 8020; an amendment by Mr. ISSA regarding public disclosure of the aggregate amount of funds appropriations for the National Intelligence program; an amendment by Mr. WALBERG limiting funds to award grants or contracts based on race, ethnicity or sex; an amendment by Mr. CASTLE limiting funds for certain contract awards unless certain conditions are met; an amendment by Mr. CASTLE authorizing the use of funds for certain reserve leave policies; an amendment by Mr. CAMPBELL of California limiting funds for the Swimmer Detection Sonar Network; an amendment by Mr. CAMPBELL of California limiting funds for Paint Shield for Program People from Microbial Threats project; an amendment by Mr. INSLEE regarding the National Security Personnel System; an amendment by Mr. UPTON or Ms. HARMAN regarding use of Energy Star certified light bulbs; an amendment by Mr. CONAWAY regarding use of reductions made through amendment for deficit reduction; an amendment by Mr. FLAKE limiting funds for the National Drug Intelligence Center; an amendment by Mr. FLAKE limiting funds for the Concurrent Technologies Corporation; an amendment by Mr. FLAKE limiting funds for the Lewis Center for Education Research; an amendment by Mr. FLAKE limiting funds for the Presidio Trust; an amendment by Mr. FLAKE limiting funds for the Atmospheric Water Harvesting project; an amendment by Mr. FLAKE limiting funds for the Doyle Center for Manufacturing Technology.

*Ordered further*, That each such amendment may be offered only by the Member named in this request or a designee, shall be considered as read, shall not be subject to amendment except that the chairman and ranking minority member of the Committee on Appropriations and the Subcommittee on Defense each may offer one pro forma amendment for the purpose of debate; and shall not be subject to a demand for division of the question in the House or in the Committee of the Whole House on the state of the Union. Except as otherwise specified, each amendment shall be debatable for 10 minutes, equally divided and controlled by the proponent and an opponent. An amendment shall be considered to fit the description stated in this request if it addresses in whole or in part the object described.

*Ordered further*, That at the conclusion of consideration of the bill for amendment the Committee shall rise and report the bill, as amended, to the House with such further amendments as may have been adopted; and the previous question shall be considered as ordered on the bill and amendments thereto to final passage without intervening motion except one motion to recommit with or without instructions.

¶111.32 ORDER OF BUSINESS—  
PROCEEDINGS ON VOTES

On motion of Mr. HOYER, by unanimous consent,

*Ordered*, That during proceedings today in the House and in the Committee of the Whole House on the state of the Union, the Chair be authorized to reduce to two minutes the minimum time for electronic voting on any question that otherwise could be subjected to five-minute voting under clause 8 or 9 of rule 20 or under clause 6 of rule XVIII.

¶111.33 ORDER OF BUSINESS—SENATE  
AMENDMENT TO H.R. 3311

The Speaker pro tempore, Mr. PASTOR, pursuant to the previous order of the House,

*Ordered*, That the amendment of the Senate to the bill (H.R. 3311) to authorize additional funds for emergency repairs and reconstruction of the Interstate I-35 bridge located in Minneapolis, Minnesota, that collapsed on August 1, 2007, to waive the \$100,000,000 limitation on emergency relief funds for those emergency repairs and reconstruction, and for other purposes, was considered as agreed to.

By unanimous consent, the motion to reconsider on agreeing to the amendment of the Senate was, by unanimous consent, laid on the table.

*Ordered further*, That the Clerk notify the Senate thereof.

¶111.34 FOREIGN INTELLIGENCE  
SURVEILLANCE

On motion of Mr. REYES, pursuant to the previous order of the House, called up the bill of the Senate (S. 1927) to amend the Foreign Intelligence Surveillance Act of 1978 to provide additional procedures for authorizing certain acquisitions of foreign intelligence information and for other purposes; was taken from the Speaker's table.

Pending consideration of said bill.

Pursuant to the previous order of the House, the SPEAKER pro tempore, Mr. PASTOR, recognized Messrs. CONYERS, SMITH of Texas, REYES, and HOEKSTRA, each for 15 minutes.

When said bill was considered and read twice.

After debate.

Pursuant to the previous order of the House, the previous question was ordered on said bill.

The bill was ordered to be read a third time, was read a third time by title.

The question being put, viva voce,

Will the House pass said bill?

The SPEAKER pro tempore, Mr. PASTOR, announced that the yeas had it.

Mr. HOEKSTRA demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The vote was taken by electronic device.



It was decided in the affirmative { Yeas ..... 227 Nays ..... 183

¶111.35

[Roll No. 836]

YEAS—227

- Aderholt Ferguson Myrick
Akin Flake Neugebauer
Alexander Forbes Nunes
Altmire Fortenberry Pearce
Bachmann Fossella Pence
Bachus Foxx Peterson (MN)
Baker Franks (AZ) Peterson (PA)
Barrett (SC) Frelinghuysen Petri
Barrow Gallegly Pickering
Bartlett (MD) Garrett (NJ) Pitts
Barton (TX) Gerlach Platts
Bean Gilchrist Poe
Biggett Gillmor Pomeroy
Bilbray Gingrey Porter
Bilirakis Gohmert Price (GA)
Bishop (UT) Goodlatte Pryce (OH)
Blackburn Gordon Putnam
Blunt Granger Radanovich
Boehner Graves Ramstad
Bonner Hall (TX) Regula
Bono Hastings (WA) Rehberg
Boozman Heller Reichert
Boren Hensarling Renzi
Boswell Herger Reynolds
Boustany Herseht Sandlin Rodriguez
Boyd (FL) Higgins Rogers (AL)
Brady (TX) Hill Rogers (KY)
Broun (GA) Hobson Rogers (MI)
Brown (SC) Hoekstra Rohrabacher
Brown-Waite, Hulshof Ros-Lehtinen
Ginny Inglis (SC) Roskam
Buchanan Issa Ross
Burgess Jordan Royce
Burton (IN) Keller Ryan (WI)
Buyer King (IA) Salazar
Calvert King (NY) Sali
Camp (MI) Kingston Schmidt
Campbell (CA) Kirk Sensenbrenner
Cannon Kline (MN) Sessions
Cantor Knollenberg Shadegg
Capito Kuhl (NY) Shays
Carney Lamborn Shimkus
Carter Lampson Shuler
Castle Latham Shuster
Chabot LaTourette Simpson
Chandler Lewis (CA) Smith (NE)
Cole (OK) Lewis (KY) Smith (NJ)
Conaway Linder Smith (TX)
Cooper Lipinski Snyder
Costa LoBiondo Souder
Cramer Lucas Space
Cubin Lungren, Daniel E. Stearns
Cuellar E. Sullivan
Culberson Mack Sullivan
Davis (AL) Manzullo Tanner
Davis (KY) Marchant Taylor
Davis, David Marshall Terry
Davis, Lincoln Matheson Thornberry
Davis, Tom McCarthy (CA) Tiahrt
Deal (GA) McCaul (TX) Tiberi
Dent McCotter Turner
Diaz-Balart, L. McCrery Upton
Diaz-Balart, M. McHenry Walberg
Donnelly McHugh Walden (OR)
Doolittle McIntyre Walsh (NY)
Drake McKeon Walz (MN)
Dreier McMorris Wamp
Duncan Rodgers Weldon (FL)
Edwards Melancon Weller
Ehlers Mica Westmoreland
Ellsworth Miller (FL) Whitfield
Emerson Miller (MI) Wicker
English (PA) Miller, Gary Wilson (NM)
Etheridge Mitchell Wilson (OH)
Everett Moran (KS) Wilson (SC)
Fallin Murphy, Tim Wolf
Feeney Musgrave Young (FL)

NAYS—183

- Abercrombie Boucher Cohen
Ackerman Boyda (KS) Conyers
Allen Brady (PA) Costello
Andrews Braley (IA) Courtney
Arcuri Brown, Corrine Cummings
Baca Butterfield Davis (CA)
Baird Capps Davis (IL)
Baldwin Capuano DeFazio
Berkley Cardoza DeGette
Berman Carnahan DeLauro
Berry Carson Dicks
Bishop (GA) Castor Dingell
Bishop (NY) Cleaver Doggett
Blumenauer Clyburn

- Doyle Larson (CT)
Ellison Lee
Emanuel Levin
Engel Lewis (GA)
Eshoo Loebsock
Farr Lofgren, Zoe
Fattah Lowey
Filner Lynch
Frank (MA) Mahoney (FL)
Giffords Maloney (NY)
Gillibrand Markey
Gonzalez Matsui
Green, Al McCarthy (NY)
Green, Gene McCollum (MN)
Grijalva McDermott
Gutierrez McGovern
Hall (NY) McNerney
Hare McNulty
Harman Meek (FL)
Hastings (FL) Meeks (NY)
Hinchev Michaud
Hirono Miller (NC)
Hodes Miller, George
Holden Mollohan
Holt Moore (KS)
Honda Moore (WI)
Hooley Moran (VA)
Hoyer Murphy (CT)
Inseele Murphy, Patrick
Israel Murtha
Jackson (IL) Nadler
Jackson-Lee Napolitano
(TX) Neal (MA)
Jefferson Oberstar
Johnson (GA) Obey
Johnson (IL) Oliver
Johnson, E. B. Ortiz
Jones (NC) Pallone
Jones (OH) Pascrell
Kagen Pastor
Kanjorski Payne
Kaptur Pelosi
Kennedy Perlmutter
Kildee Price (NC)
Kind Rahall
Kucinich Rangel
Langevin Reyes
Larsen (WA) Rothman

NOT VOTING—23

- Becerra Hastert LaHood
Clarke Hayes Lantos
Clay Hinojosa Paul
Coble Hunter Saxton
Crenshaw Jindal Skelton
Davis, Jo Ann Johnson, Sam Tancred
Delahunt Kilpatrick Young (AK)
Goode Klein (FL)

So the bill was passed.

A motion to reconsider the vote where by said bill was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk notify the Senate thereof.

¶111.36 APPROVAL OF THE JOURNAL— UNFINISHED BUSINESS

The SPEAKER pro tempore, Mr. PASTOR, pursuant to clause 8, rule XX, announced the unfinished business to be the question on agreeing to the Chair's approval of the Journal of Thursday, August 3, 2007.

The question being put, viva voce, Will the House agree to the Chair's approval of said Journal?

The SPEAKER pro tempore, Mr. PASTOR, announced that the yeas had it.

Mr. WALDEN of Oregon, demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The vote was taken by electronic device.

It was decided in the affirmative { Yeas ..... 205 Nays ..... 187

¶111.37

[Roll No. 837]

YEAS—205

- Abercrombie Green, Al Murtha
Ackerman Green, Gene Nadler
Allen Grijalva Napolitano
Altmire Gutierrez Neal (MA)
Andrews Hall (NY) Oberstar
Arcuri Hare Obey
Baca Harman Olver
Baird Hastings (FL) Ortiz
Baldwin Herseht Sandlin Pallone
Barrow Higgins Pascrell
Bean Hill Pastor
Berkley Hinchev Payne
Berman Hirono Perlmutter
Berry Hodes Pomeroy
Bishop (GA) Holt Price (NC)
Bishop (NY) Honda Rahall
Blumenauer Hooley Rangel
Hoyer Hoyer Reyes
Boswell Inslee Rodriguez
Boyd (FL) Israel Ross
Boyd (KS) Jackson (IL) Roybal-Allard
Brady (PA) Jackson-Lee Ruppertsberger
Braley (IA) (TX) Rush
Brown, Corrine Jefferson Ryan (OH)
Butterfield Johnson (GA) Salazar
Capps Johnson, E. B. Sarbanes
Capuano Jones (OH) Schakowsky
Caroza Kagen Schiff
Carnahan Kaptur Schwartz
Carson Kennedy Scott (GA)
Castor Kildee Scott (VA)
Chandler Kind Serrano
Cleaver Kucinich Sestak
Clyburn Lampson Shea-Porter
Cohen Langevin Sherman
Conyers Larsen (WA) Sires
Cooper Larson (CT) Slaughter
Costa Lee Smith (WA)
Costello Levin Snyder
Courtney Lewis (GA) Solis
Cramer Lipinski Space
Crowley Loebsock Spratt
Cummings Lofgren, Zoe Stark
Davis (AL) Lowey Sutton
Davis (CA) Lynch Tanner
Davis (IL) Mahoney (FL) Tauscher
Davis, Lincoln Maloney (NY) Taylor
DeFazio Markey Thompson (MS)
DeGette Marshall Tierney
DeLauro Matheson Towns
Dicks Matsui Udall (CO)
Dingell McCarthy (NY) Udall (NM)
Doggett McCollum (MN) Van Hollen
Doyle McDermott Velazquez
Ellison McGovern Visclosky
Ellsworth McIntyre Walz (MN)
Emanuel McNerney Wasserman
Engel McNulty Schultz
Eshoo Meek (FL) Waters
Etheridge Meeks (NY) Watson
Farr Melancon Watt
Fattah Michaud Waxman
Filner Miller (NC) Weiner
Frank (MA) Miller, George Welch (VT)
Giffords Mollohan Wexler
Gillibrand Moore (KS) Wilson (OH)
Gillmor Moore (WI) Woolsey
Gonzalez Moran (VA) Wynn
Gordon Murphy, Patrick Yarmuth

NAYS—187

- Aderholt Brown-Waite, Davis, David
Akin Ginny Davis, Tom
Alexander Buchanan Deal (GA)
Bachmann Burgess Dent
Barrett (SC) Burton (IN) Diaz-Balart, L.
Bartlett (MD) Buyer Diaz-Balart, M.
Barton (TX) Calvert Donnelly
Biggett Camp (MI) Doolittle
Bilbray Campbell (CA) Drake
Bilirakis Cannon Dreier
Bishop (UT) Cantor Duncan
Blackburn Capito Ehlers
Blunt Carney Emerson
Boehner Carter Everett
Bonner Castle Fallin
Bono Chabot Feeney
Boozman Cole (OK) Ferguson
Boustany Conaway Flake
Brady (TX) Cubin Forbes
Brown (GA) Cuellar Fortenberry
Brown (SC) Culberson Fossella
Davis (KY) Davis (KY) Foxx

Franks (AZ) Manzullo Rohrabacher
Frelinghuysen Marchant Ros-Lehtinen
Gallegly McCarthy (CA) Roskam
Garrett (NJ) McCaul (TX) Royce
Gerlach McCotter Ryan (WI)
Gilchrest McCrery Sali
Gingrey McHenry Schmidt
Gohmert McHugh Sensenbrenner
Goodlatte McKeon Sessions
Granger McMorris Shadegg
Graves Rodgers Shays
Hall (TX) Mica Shimkus
Hastings (WA) Miller (FL) Shuler
Heller Miller (MI) Simpson
Hensarling Miller, Gary Smith (NE)
Herger Mitchell Smith (NJ)
Hobson Moran (KS) Smith (TX)
Hoekstra Murphy, Tim Souder
Inglis (SC) Musgrave Stearns
Issa Myrick Stupak
Johnson (IL) Neugebauer Sullivan
Jones (NC) Nunes Terry
Jordan Pearce Thompson (CA)
Kanjorski Pence Thornberry
Keller Petri Tiahrt
King (IA) Pickering Tiberi
King (NY) Pitts Turner
Kingston Platts Upton
Kirk Poe Walberg
Kline (MN) Porter Walden (OR)
Kuhl (NY) Price (GA) Walsh (NY)
Lamborn Pryce (OH) Wamp
Latham Putnam Weldon (FL)
LaTourette Radanovich Weller
Lewis (CA) Ramstad Westmoreland
Lewis (KY) Regula Whitfield
Linder Rehberg Wicker
LoBiondo Reichert Wilson (NM)
Lucas Reynolds Wilson (SC)
Lungren, Daniel Rogers (AL) Wolf
E. Rogers (KY) Young (FL)
Mack Rogers (MI)

House, shall notify the Members of the Senate and House, respectively, to reassemble at such place and time as they may designate if, in their opinion, the public interest shall warrant it.

When said concurrent resolution was considered and agreed to.

A motion to reconsider the vote whereby said concurrent resolution was agreed to was, by unanimous consent, laid on the table.

Ordered, That the Clerk notify the Senate thereof.

Price (GA) Ryan (WI) Tiahrt
Pryce (OH) Sali Tiberi
Putnam Schmidt Turner
Radanovich Sensenbrenner Upton
Ramstad Sessions Walberg
Rehberg Shadegg Walden (OR)
Reichert Shays Wamp
Renzi Shuster Weldon (FL)
Reynolds Simpson Weller
Rogers (KY) Smith (NE) Westmoreland
Rogers (MI) Smith (TX) Whitfield
Rohrabacher Souder Wicker
Ros-Lehtinen Terry Wilson (NM)
Royce Thornberry Wilson (SC)

NOES—259

111.39 DEPARTMENT OF DEFENSE APPROPRIATIONS FY 2008

The SPEAKER pro tempore, Mr. PASTOR, pursuant to the previous order of the House, declared the House resolved into the Committee of the Whole House on the State of the Union for the consideration of the bill (H.R. 3222) making appropriations for the Department of Defense for the fiscal year ending September 30, 2008, and for other purposes.

The SPEAKER pro tempore, Mr. PASTOR, by unanimous consent, designated Mr. ROSS as Chairman of the Committee of the Whole; and after some time spent therein,

Abercrombie Gilchrest Moore (KS)
Ackerman Gillibrand Moore (WI)
Aderholt Gonzalez Moran (VA)
Allen Gordon Murphy (CT)
Altmire Green, Al Murphy, Patrick
Andrews Green, Gene Murphy, Tim
Arcuri Grijalva Murtha
Baca Gutierrez Nadler
Baird Hall (NY) Napolitano
Baldwin Hare Neal (MA)
Barrow Harman Norton
Bean Hastings (FL) Oberstar
Berkley Hereth Sandlin Obey
Berman Higgins Olver
Berry Hill Ortiz
Bishop (GA) Hinchey Pallone
Bishop (NY) Hirono Pascrell
Bishop (UT) Hobson Pastor
Blumenauer Hodes Payne
Boren Hoekstra Perlmutter
Boswell Holden Peterson (MN)
Boucher Holt Platts
Boyd (FL) Honda Pomeroy
Boyda (KS) Hooley Porter
Brady (PA) Hoyer Price (NC)
Braley (IA) Insee Rahall
Brown, Corrine Israel Rangel
Brown-Waite, Jackson (IL) Regula
Ginny Jackson-Lee Reyes
Butterfield (TX) Rodriguez
Capito Johnson (GA) Rogers (AL)
Capps Johnson (IL) Roskam
Capuano Johnson, E. B. Ross
Cardoza Jones (NC) Rothman
Carnahan Jones (OH) Roybal-Allard
Carney Kagen Ruppberger
Carson Kanjorski Rush
Castle Kaptur Ryan (OH)
Castor Kennedy Salazar
Chandler Kildee Sanchez, Linda
Christensen Kind T.
Cleaver King (NY) Sanchez, Loretta
Clyburn Kirk Sarbanes
Cohen Kucinich Schakowsky
Cole (OK) Lampson Schiff
Conyers Langevin Schwartz
Cooper Larsen (WA) Scott (GA)
Costa Larson (CT) Scott (VA)
Costello LaTourette Serrano
Courtney Lee Sestak
Cramer Levin Shea-Porter
Crowley Lewis (CA) Sherman
Cuellar Lewis (GA) Shimkus
Cummings Lewis (KY) Shuler
Drake Davis (AL) Sires
Latham Linder Slaughter
Dreier Linder Smith (NJ)
Duncan Lucas Smith (WA)
Biggart Ehlert Lungren, Daniel Snyder
Bilbray Fallin E. Solis
Bilirakis Feeney Mack
Blackburn Flake Manzullo
Blunt Forbes Marchant
Boehner Fortenberry McCarthy (CA)
Bonner Fossella McCaul (TX)
Bono Foxx McCrery
Boozman Franks (AZ) McHenry
Boustany Frelinghuysen McKeon
Brady (TX) Gallegly McMorris
Broun (GA) Garrett (NJ) Rodgers
Brown (SC) Gillmor Mica
Buchanan Gillmor Miller (FL)
Burgess Gingrey Miller, Gary
Burton (IN) Gohmert Moran (KS)
Buyer Goodlatte Musgrave
Buyer Granger Myrick
Calvert Graves Neugebauer
Camp (MI) Hall (TX) Nunes
Campbell (CA) Hastings (WA) Pearce
Cannon Heller Pence
Cantor Hensarling Peterson (PA)
Carter Herger Petri
Chabot Hulshof Pickering
Conaway Issa Pitts
Cubin Issa Jordan
Culberson Issa Poe
Davis (KY)

NOT VOTING—40

Bachus Hayes Peterson (MN)
Baker Hinojosa Peterson (PA)
Becerra Holden Renzi
Boucher Hulshof Rothman
Clarke Hunter Sanchez, Linda
Clay Jindal T.
Coble Johnson, Sam Sanchez, Loretta
Crenshaw Kilpatrick Saxton
Davis, Jo Ann Klein (FL) Shuster
Delahunt Knollenberg Skelton
Edwards LaHood Tancredo
English (PA) Lantos Wu
Goode Murphy (CT) Young (AK)
Hastert Paul

SUNDAY, AUGUST 5 (LEGISLATIVE DAY OF AUGUST 4), 2007

111.40 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment numbered 10, submitted by Mr. SESSIONS:

Strike section 8020.

It was decided in the { Yeas ..... 148
negative ..... } Nays ..... 259

So the Journal was approved.

111.38 PROVIDING FOR THE ADJOURNMENT OF THE TWO HOUSES

The SPEAKER pro tempore, Mr. PASTOR, laid before the House the following privileged concurrent resolution (S. Con. Res. 43):

Resolved by the Senate (the House of Representatives concurring), That when the Senate recesses or adjourns on any day from Friday, August 3, 2007, through Friday, August 31, 2007, on a motion offered pursuant to this concurrent resolution by its Majority Leader or his designee, it stand recessed or adjourned until 12 noon on Tuesday, September 4, 2007, or such other time on that day as may be specified by its Majority Leader or his designee in the motion to recess or adjourn, or until the time of any reassembly pursuant to section 2 of this concurrent resolution, whichever occurs first; and that when the House adjourns on any legislative day from Friday, August 3, 2007, through Wednesday, August 8, 2007, on a motion offered pursuant to this concurrent resolution by its Majority Leader or his designee, it stand adjourned until 2 p.m. on Tuesday, September 4, 2007, or until the time of any reassembly pursuant to section 2 of this concurrent resolution, whichever occurs first.

SEC. 2. The Majority Leader of the Senate and the Speaker of the House, or their respective designees, acting jointly after consultation with the Minority Leader of the Senate and the Minority Leader of the

111.41 [Roll No. 838] AYES—148

Akin Davis, David Keller
Alexander Deal (GA) King (IA)
Bachmann Dent Kingston
Bachus Diaz-Balart, L. Kline (MN)
Baker Diaz-Balart, M. Knollenberg
Barrett (SC) Doolittle Lamborn
Bartlett (MD) Drake Latham
Barton (TX) Dreier Linder
Biggart Duncan Lucas
Bilbray Ehlert Lungren, Daniel
Bilirakis Fallin E.
Blackburn Feeney Mack
Blunt Flake Manzullo
Boehner Forbes Marchant
Bonner Fortenberry McCarthy (CA)
Bono Fossella McCaul (TX)
Boozman Foxx McCrery
Boustany Franks (AZ) McHenry
Brady (TX) Frelinghuysen McKeon
Broun (GA) Gallegly McMorris
Brown (SC) Garrett (NJ) Rodgers
Buchanan Gillmor Mica
Burgess Gingrey Miller (FL)
Burton (IN) Gohmert Miller, Gary
Buyer Goodlatte Moran (KS)
Buyer Granger Musgrave
Calvert Graves Myrick
Camp (MI) Hall (TX) Neugebauer
Campbell (CA) Hastings (WA) Nunes
Cannon Heller Pearce
Cantor Hensarling Peterson (PA)
Carter Herger Petri
Chabot Hulshof Pickering
Conaway Issa Pitts
Cubin Issa Jordan
Culberson Issa Poe
Davis (KY)

Waxman	Wilson (OH)	Wynn
Weiner	Wolf	Yarmuth
Welch (VT)	Woolsey	Young (FL)
Wexler	Wu	

**NOT VOTING—30**

Becerra	Goode	Kuhl (NY)
Bordallo	Hastert	LaHood
Clarke	Hayes	Lantos
Clay	Hinojosa	Paul
Coble	Hunter	Saxton
Crenshaw	Jefferson	Skelton
Davis, Jo Ann	Jindal	Stark
Delahunt	Johnson, Sam	Sullivan
Faleomavaega	Kilpatrick	Tancredo
Fortuño	Klein (FL)	Young (AK)

Everett	Lungren, Daniel	Ross
Fallin	E.	Rothman
Farr	Lynch	Roybal-Allard
Fattah	Mahoney (FL)	Ruppersberger
Ferguson	Maloney (NY)	Rush
Filner	Manzullo	Ryan (OH)
Fortenberry	Markey	Salazar
Frank (MA)	Marshall	Sánchez, Linda
Frelinghuysen	Matheson	T.
Gallegly	Matsui	Sanchez, Loretta
Gerlach	McCarthy (NY)	Sarbanes
Giffords	McCollum (MN)	Schakowsky
Gilchrest	McCotter	Schiff
Gillibrand	McDermott	Schmidt
Gillmor	McGovern	Schwartz
Gonzalez	McHugh	Scott (GA)
Gordon	McIntyre	Scott (VA)
Green, Al	McKeon	Serrano
Green, Gene	McMorris	Sestak
Grijalva	Rodgers	Shays
Gutierrez	McNerney	Shea-Porter
Hall (NY)	McNulty	Sherman
Hall (TX)	Meek (FL)	Shuler
Hare	Meeke (NY)	Shuster
Harman	Melancon	Sires
Hastings (FL)	Michaud	Slaughter
Herseeth Sandlin	Miller (MI)	Smith (NJ)
Higgins	Miller (NC)	Smith (TX)
Hill	Miller, Gary	Smith (WA)
Hinchev	Miller, George	Snyder
Hirono	Mitchell	Solis
Hobson	Mollohan	Souder
Hodes	Moore (KS)	Space
Holden	Moore (WI)	Spratt
Holt	Moran (KS)	Stupak
Honda	Moran (VA)	Sutton
Hoolley	Murphy (CT)	Tanner
Hoyer	Murphy, Tim	Tauscher
Inlee	Murtha	Taylor
Israel	Nadler	Thompson (CA)
Jackson (IL)	Napolitano	Thompson (MS)
Jackson-Lee	Neal (MA)	Tiahrt
(TX)	Norton	Tierney
Jefferson	Oberstar	Towns
Johnson (GA)	Obey	Turner
Johnson (IL)	Olver	Udall (CO)
Johnson, E. B.	Ortiz	Udall (NM)
Jones (NC)	Pallone	Upton
Jones (OH)	Pascrell	Van Hollen
Kagen	Pastor	Velázquez
Kanjorski	Payne	Vislosky
Kaptur	Perlmutter	Walsh (NY)
Kennedy	Peterson (MN)	Walz (MN)
Kildee	Peterson (PA)	Wamp
Kind	Pickering	Wasserman
King (NY)	Pitts	Schultz
Knollenberg	Platts	Waters
Lincoln	Pomeroy	Watson
Kuhl (NY)	Porter	Watt
Lampson	Price (NC)	Waxman
Langevin	Pryce (OH)	Weiner
Larsen (WA)	Putnam	Welch (VT)
Larsen (CT)	Radanovich	Weldon (FL)
Latham	Rahall	Weller
Lee	Rangel	Wexler
Levin	Regula	Whitfield
Lewis (CA)	Rehberg	Wicker
Lewis (GA)	Reichert	Wilson (MN)
Lewis (KY)	Renzi	Wilson (OH)
Lipinski	Reyes	Woolsey
LoBiondo	Reynolds	Wu
Loeb sack	Rodriguez	Wynn
Lofgren, Zoe	Rogers (AL)	Yarmuth
Lowe y	Rogers (KY)	Young (FL)
Lucas	Ros-Lehtinen	

SEC. \_\_\_\_\_. The amounts otherwise provided by this Act are revised by reducing the amounts made available under the heading "RESEARCH, DEVELOPMENT, TEST AND EVALUATION—Research, Development, Test and Evaluation, Defense-wide", and increasing the amounts made available under that heading, by \$97,200,000.

It was decided in the { Yeas ..... 161  
negative ..... } Nays ..... 249

111.45

[Roll No. 840]

AYES—161

Aderholt	Feeney	Musgrave
Akin	Ferguson	Myrick
Alexander	Flake	Neugebauer
Altmire	Forbes	Nunes
Bachmann	Fortenberry	Pearce
Bachus	Fossella	Pence
Baker	Fox	Peterson (MN)
Barrett (SC)	Franks (AZ)	Peterson (PA)
Barrow	Gallegly	Pickering
Bartlett (MD)	Garrett (NJ)	Pitts
Barton (TX)	Gingrey	Poe
Bean	Gohmert	Porter
Billbray	Goodlatte	Price (GA)
Bilirakis	Granger	Putnam
Bishop (UT)	Graves	Radanovich
Blackburn	Hastings (WA)	Ramstad
Blunt	Heller	Rehberg
Boehner	Hensarling	Reichert
Bonner	Herger	Renzi
Bono	Hill	Reynolds
Boozman	Hoekstra	Rogers (AL)
Boustany	Hulshof	Rogers (KY)
Brady (TX)	Inglis (SC)	Rogers (MI)
Broun (GA)	Issa	Rohrabacher
Buchanan	Jones (NC)	Ros-Lehtinen
Burgess	Jones (IL)	Roskam
Burton (IN)	Jordan	Royce
Buyer	King (IA)	Ryan (WI)
Calvert	King (NY)	Sali
Camp (MI)	Kline (MN)	Schmidt
Campbell (CA)	Lamborn	Sessions
Cannon	Camp (MI)	Shadegg
Cantor	Campbell (CA)	Shimkus
Carter	Cannon	Shuster
Chabot	Cantor	Smith (NE)
Chabot	Capito	Smith (NJ)
Conaway	Carter	Smith (TX)
Cramer	Chabot	Souder
Cubin	Cole (OK)	Stearns
Davis (KY)	Conaway	Sullivan
Davis, David	Cramer	Terry
Davis, Tom	Cubin	Thornberry
Deal (GA)	Davis (KY)	Tiahrt
Duncan	Davis, David	Tiberi
Feeney	Davis, Tom	Walberg
Flake	Deal (GA)	Walden (OR)
Forbes	Diaz-Balart, L.	Wamp
Fossella	Diaz-Balart, M.	Weldon (FL)
Fox	Donnelly	Weller
Franks (AZ)	Doolittle	Westmoreland
	Drake	Wilson (NM)
	Dreier	Wilson (SC)
	Duncan	Wolf
	English (PA)	
	Everett	
	Fallin	

NOES—249

Abercrombie	Capuano	DeLauro
Ackerman	Cardoza	Dent
Allen	Carnahan	Dicks
Andrews	Carney	Dingell
Arcuri	Carson	Doggett
Baca	Castle	Doyle
Baird	Castor	Edwards
Baker	Chandler	Ehlers
Baldwin	Christensen	Ellison
Barrow	Cleaver	Ellsworth
Bartlett (MD)	Clyburn	Emanuel
Bean	Cohen	Emerson
Berkley	Conyers	Engel
Berman	Cooper	Eshoo
Berry	Costa	Etheridge
Biggert	Costello	Farr
Bilirakis	Courtney	Fattah
Bishop (GA)	Crowley	Filner
Bishop (NY)	Cuellar	Frank (MA)
Blumenauer	Boyd (FL)	Frelinghuysen
Blunt	Boyd (KS)	Gerlach
Bonner	Brady (PA)	Giffords
Bono	Braley (IA)	Gilchrest
Boozman	Brown, Corrine	Gillibrand
Boren	Brown-Waite,	Gillmor
Boswell	Ginny	Gonzalez
Boucher	Butterfield	Gordon
	Capps	

So the amendment was not agreed to.

111.42 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment submitted by Mr. FLAKE:

Page 96, line 12, strike "\$2,500,000 to The Presidio Trust;".

It was decided in the { Yeas ..... 94  
negative ..... } Nays ..... 311

111.43

[Roll No. 839]

AYES—94

Akin	Garrett (NJ)	Neugebauer
Bachmann	Gingrey	Nunes
Barrett (SC)	Gohmert	Pearce
Barton (TX)	Goodlatte	Pence
Billbray	Granger	Petri
Bishop (UT)	Graves	Poe
Blackburn	Hastings (WA)	Price (GA)
Boehner	Heller	Ramstad
Brady (TX)	Hensarling	Rogers (MI)
Broun (GA)	Hoekstra	Rohrabacher
Buchanan	Hulshof	Roskam
Burgess	Inglis (SC)	Royce
Burton (IN)	Issa	Ryan (WI)
Buyer	Jordan	Sali
Camp (MI)	Keller	Sensenbrenner
Campbell (CA)	King (IA)	Sessions
Cannon	Kingston	Shadegg
Cantor	Kirk	Shimkus
Carter	Kline (MN)	Simpson
Chabot	Lamborn	Smith (NE)
Conaway	Lamborn	Stearns
Cooper	LaTourette	Sullivan
Davis, David	Linder	Terry
Davis, Tom	Mack	Thornberry
Deal (GA)	Marchant	Tiberi
Duncan	McCaul (TX)	Walberg
Feeney	McCaul (TX)	Walden (OR)
Flake	McCrea y	Westmoreland
Forbes	McHenry	Wilson (SC)
Fossella	Mica	Wolf
Fox	Miller (FL)	
Franks (AZ)	Musgrave	
	Myrick	

NOES—311

Abercrombie	Boustany	Cuellar
Ackerman	Boyd (FL)	Culberson
Aderholt	Boyd (KS)	Cummings
Alexander	Brady (PA)	Davis (AL)
Allen	Braley (IA)	Davis (CA)
Altmire	Brown (SC)	Davis (IL)
Andrews	Brown, Corrine	Davis (KY)
Arcuri	Brown-Waite,	Davis, Lincoln
Baca	Ginny	DeGette
Bachus	Butterfield	DeLauro
Baird	Calvert	Dent
Baker	Capito	Diaz-Balart, L.
Baldwin	Capps	Diaz-Balart, M.
Barrow	Cardoza	Dicks
Bartlett (MD)	Carnahan	Dingell
Bean	Carney	Doggett
Berkley	Carson	Doyle
Berman	Castle	Edwards
Berry	Castor	Ehlers
Biggert	Chandler	Ellison
Bilirakis	Christensen	Ellsworth
Bishop (GA)	Cleaver	Emanuel
Bishop (NY)	Clyburn	Emerson
Blumenauer	Cohen	Engel
Blunt	Cole (OK)	English (PA)
Bonner	Conyers	Eshoo
Bono	Costa	Etheridge
Boozman	Costello	Farr
Boren	Courtney	Fattah
Boswell	Cramer	Filner
Boucher	Cubin	Frank (MA)
		Frelinghuysen
		Gerlach
		Giffords
		Gilchrest
		Gillibrand
		Gillmor
		Gonzalez
		Gordon

So the amendment was not agreed to.

111.44 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment submitted by Mr. FRANKS of Arizona:

At the end of the bill (before the short title), insert the following:

Table listing names and their corresponding states, organized in columns. Includes names like Green, Al; Matheson; Sarbanes; Broun (GA); Heller; Neugebauer; Moran (VA); Roybal-Allard; Taylor; etc.

NOES—284

Table listing names and their corresponding states under the heading 'NOES—284'. Includes names like Davis, Lincoln; Hulshof; Inslee; etc.

NOT VOTING—27

Table listing names and their corresponding states under the heading 'NOT VOTING—27'. Includes names like Becerra; Fortuño; Klein (FL); etc.

So the amendment was not agreed to.

111.46 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment numbered 6, submitted by Mr. WALBERG:

At the end of the bill (before the short title), insert the following:

SEC. \_\_\_\_ . None of the funds made available in this Act may be used to award a grant or contract based on the race, ethnicity, or sex of the grant applicant or prospective contractor.

It was decided in the { Yeas ..... 126 negative ..... } Nays ..... 284

111.47 [Roll No. 841]

AYES—126

Table listing names and their corresponding states under the heading 'AYES—126'. Includes names like Akin; Barrett (SC); Blunt; etc.

Table listing names and their corresponding states, continuing from the previous section. Includes names like Davis, Lincoln; Hulshof; Inslee; etc.

NOT VOTING—27

Table listing names and their corresponding states under the heading 'NOT VOTING—27'. Includes names like Becerra; Fortuño; Klein (FL); etc.

So the amendment was not agreed to.

111.48 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment numbered 18, submitted by Mr. CAMPBELL of California:

At the end of the bill (before the short title), insert the following:

SEC. \_\_\_\_ . None of the funds made available in this Act under the heading "Research, Development, Test and Evaluation, Army" may be used for the Paint Shield for Protecting People from Microbial Threats.

It was decided in the { Yeas ..... 91 negative ..... } Nays ..... 317

111.49 [Roll No. 842]

AYES—91

Table listing names and their corresponding states under the heading 'AYES—91'. Includes names like Akin; Flake; McCarthy (CA); etc.

Shays  
Shimkus  
Smith (NE)  
Souder

Sullivan  
Terry  
Thornberry  
Walberg

Weldon (FL)  
Westmoreland  
Wilson (SC)

Sutton  
Tanner  
Tauscher  
Taylor  
Thompson (CA)  
Thompson (MS)  
Tiahrt  
Tiberi  
Tierney  
Towns  
Turner  
Udall (CO)  
Udall (NM)  
Upton

Van Hollen  
Velázquez  
Visclosky  
Walden (OR)  
Walsh (NY)  
Walz (MN)  
Wamp  
Wasserman  
Schultz  
Watson  
Watt  
Waxman  
Weiner  
Welch (VT)

Weller  
Wexler  
Whitfield  
Wicker  
Wilson (NM)  
Wilson (OH)  
Wolf  
Woolsey  
Wu  
Wynn  
Yarmuth  
Young (FL)

Bishop (GA)  
Bishop (NY)  
Blumenauer  
Blunt  
Boehner  
Bonner  
Bono  
Boozman  
Boren  
Boswell  
Boucher  
Boustany  
Boyd (FL)  
Boyd (KS)  
Brady (PA)  
Brady (TX)  
Braley (IA)  
Brown (SC)  
Brown, Corrine  
Butterfield  
Buyer  
Calvert  
Capito  
Capps  
Capuano  
Cardoza  
Carnahan  
Carson  
Castor  
Chandler  
Christensen  
Cleaver  
Clyburn  
Cohen  
Cole (OK)  
Conyers  
Costa  
Costello  
Courtney  
Cramer  
Crowley  
Cuellar  
Culberson  
Cummings  
Davis (AL)  
Davis (CA)  
Davis (IL)  
Davis (KY)  
Davis, Lincoln  
Davis, Tom  
DeFazio  
DeGette  
DeLauro  
Dent  
Diaz-Balart, L.  
Diaz-Balart, M.  
Dicks  
Dingell  
Doggett  
Donnelly  
Doonittle  
Doyle  
Drake  
Dreier  
Edwards  
Ellison  
Emanuel  
Emerson  
Engel

Higgins  
Hill  
Hinchev  
Hirono  
Hobson  
Hodes  
Holden  
Holt  
Honda  
Hooley  
Hoyer  
Inslee  
Israel  
Jackson (IL)  
Jackson-Lee  
(TX)  
Jefferson  
Johnson (GA)  
Johnson, E. B.  
Jones (NC)  
Jones (OH)  
Kagen  
Kanjorski  
Kaptur  
Kennedy  
Kildee  
King (NY)  
Kingston  
Knollenberg  
Kucinich  
Kuhl (NY)  
Lampson  
Langevin  
Larsen (CT)  
Latham  
LaTourette  
Lee  
Levin  
Lewis (CA)  
Lewis (GA)  
Lewis (KY)  
Lipinski  
LoBiondo  
Loebsack  
Lofgren, Zoe  
Lowey  
Lucas  
Lynch  
Mahoney (FL)  
Maloney (NY)  
Manzullo  
Markey  
Marshall  
Matheson  
Matsui  
McCarthy (NY)  
McCaul (TX)  
McCollum (MN)  
McCotter  
McCrery  
McDermott  
McGovern  
McHugh  
McIntyre  
McKeon  
McMorris  
Rodgers  
McNerney  
Meek (FL)  
Meeks (NY)  
Melancon  
Michaud  
Miller (MI)  
Miller (NC)  
Miller, Gary  
Miller, George  
Mitchell  
Mollohan  
Moore (KS)  
Moore (WI)  
Moran (KS)  
Moran (VA)  
Murphy (CT)  
Murphy, Patrick  
Murphy, Tim  
Murtha  
Nadler  
Napolitano  
Neal (MA)  
Norton  
Oberstar  
Obey  
Olver  
Ortiz  
Pallone  
Pascrell  
Pastor  
Payne  
Perlmutter  
Peterson (MN)  
Peterson (PA)  
Pickering  
Pomeroy  
Porter  
Price (NC)  
Pryce (OH)  
Radanovich  
Rahall  
Rangel  
Reichert  
Renzi  
Reyes  
Reynolds  
Rodríguez  
Rogers (AL)  
Rogers (KY)  
Ros-Lehtinen  
Ross  
Rothman  
Roybal-Allard  
Rush  
Salazar  
Sanchez, Linda  
T.  
Sanchez, Loretta  
Sarbanes  
Schakowsky  
Schiff  
Schwartz  
Scott (GA)  
Scott (VA)  
Serrano  
Sestak  
Shea-Porter  
Sherman  
Shuler  
Shuster  
Simpson  
Sires  
Slaughter  
Smith (NJ)  
Smith (TX)  
Smith (WA)  
Snyder  
Solis  
Space  
Spratt  
Stupak

Pastor  
Payne  
Perlmutter  
Peterson (MN)  
Peterson (PA)  
Pickering  
Pitts  
Platts  
Pomeroy  
Porter  
Price (NC)  
Rahall  
Rangel  
Regula  
Rehberg  
Reichert  
Renzi  
Reyes  
Reynolds  
Rodríguez  
Rogers (AL)  
Rogers (KY)  
Ros-Lehtinen  
Ross  
Rothman  
Roybal-Allard  
Ruppersberger  
Rush  
Ryan (OH)  
Salazar  
Sanchez, Linda  
T.  
Sanchez, Loretta  
Sarbanes  
Schakowsky  
Schiff  
Schwartz  
Scott (GA)  
Scott (VA)  
Serrano  
Sestak  
Shays  
Shea-Porter  
Sherman  
Shuler  
Shuster  
Simpson  
Sires  
Slaughter  
Smith (NJ)  
Smith (TX)  
Smith (WA)  
Snyder  
Solis  
Space  
Spratt  
Stupak

NOES—317

Abercrombie  
Ackerman  
Aderholt  
Alexander  
Allen  
Altmire  
Andrews  
Arcuri  
Baca  
Bachus  
Baird  
Baker  
Baldwin  
Barrow  
Bartlett (MD)  
Bean  
Berkley  
Berman  
Berry  
Biggett  
Bilirakis  
Bishop (GA)  
Bishop (NY)  
Blumenauer  
Blunt  
Boehner  
Bonner  
Bono  
Boozman  
Boren  
Boswell  
Boucher  
Boustany  
Boyd (FL)  
Boyd (KS)  
Brady (PA)  
Brady (TX)  
Braley (IA)  
Brown (SC)  
Brown, Corrine  
Brown-Waite,  
Ginny  
Burgess  
Butterfield  
Calvert  
Camp (MI)  
Capito  
Capps  
Capuano  
Cardoza  
Carnahan  
Carney  
Carson  
Castor  
Chandler  
Christensen  
Cleaver  
Clyburn  
Cohen  
Conyers  
Costa  
Costello  
Courtney  
Cramer  
Crowley  
Cuellar  
Culberson  
Cummings  
Davis (AL)  
Davis (CA)  
Davis (IL)  
Davis (KY)  
Davis, Lincoln  
Davis, Tom  
DeFazio  
DeGette  
DeLauro  
Dent  
Diaz-Balart, L.  
Diaz-Balart, M.  
Dicks  
Dingell  
Doggett  
Donnelly  
Doonittle  
Doyle  
Drake  
Dreier  
Edwards  
Ellison  
Emanuel  
Emerson  
Engel

English (PA)  
Eshoo  
Etheridge  
Everett  
Farr  
Fattah  
Ferguson  
Filner  
Fortenberry  
Frank (MA)  
Frelinghuysen  
Gallegly  
Gerlach  
Giffords  
Gilchrist  
Gillibrand  
Gillmor  
Gonzalez  
Gordon  
Green, Al  
Green, Gene  
Grijalva  
Gutierrez  
Hall (NY)  
Hare  
Harman  
Hastings (FL)  
Hastings (WA)  
Herger  
Herseth Sandlin  
Higgins  
Hill  
Hinchev  
Hirono  
Hobson  
Hodes  
Holden  
Holt  
Honda  
Hooley  
Hoyer  
Hulshof  
Inslee  
Israel  
Issa  
Jackson (IL)  
Jackson-Lee  
Kirk  
Knollenberg  
Kucinich  
Kuhl (NY)  
Lampson  
Langevin  
Larsen (WA)  
Larsen (CT)  
Latham  
Lee  
Levin  
Lewis (CA)  
Lewis (GA)  
Lewis (KY)  
Lipinski  
LoBiondo  
Loebsack  
Lofgren, Zoe  
Lowey  
Lucas  
Lynch  
Mahoney (FL)  
Maloney (NY)  
Manzullo  
Markey  
Marshall  
Matheson  
Matsui  
McCarthy (NY)  
McCaul (TX)  
McCollum (MN)  
McCotter

McCrery  
McDermott  
McGovern  
McHugh  
McIntyre  
McKeon  
McMorris  
Rodgers  
McNerney  
Meek (FL)  
Meeks (NY)  
Melancon  
Michaud  
Miller (MI)  
Miller (NC)  
Miller, Gary  
Miller, George  
Mitchell  
Mollohan  
Moore (KS)  
Moore (WI)  
Moran (KS)  
Moran (VA)  
Murphy (CT)  
Murphy, Patrick  
Murphy, Tim  
Murtha  
Nadler  
Napolitano  
Neal (MA)  
Norton  
Oberstar  
Obey  
Olver  
Ortiz  
Pallone  
Pascrell  
Pastor  
Payne  
Perlmutter  
Peterson (MN)  
Peterson (PA)  
Pickering  
Pomeroy  
Porter  
Price (NC)  
Pryce (OH)  
Radanovich  
Rahall  
Rangel  
Regula  
Rehberg  
Reichert  
Renzi  
Reyes  
Reynolds  
Rodríguez  
Rogers (AL)  
Rogers (KY)  
Ros-Lehtinen  
Ross  
Rothman  
Roybal-Allard  
Rush  
Ryan (OH)  
Salazar  
Sanchez, Linda  
T.  
Sanchez, Loretta  
Sarbanes  
Schakowsky  
Schiff  
Schwartz  
Scott (GA)  
Scott (VA)  
Serrano  
Sestak  
Shea-Porter  
Sherman  
Shuler  
Shuster  
Simpson  
Sires  
Slaughter  
Smith (NJ)  
Smith (TX)  
Smith (WA)  
Snyder  
Solis  
Space  
Spratt  
Stearns  
Stupak

Becerra  
Bordallo  
Clarke  
Clay  
Coble  
Hunter  
Crenshaw  
Davis, Jo Ann  
Delahunt  
Faleomavaega  
Fortuño

Goode  
Hastert  
Hayes  
Hinojosa  
Klein (FL)  
LaHood

Lantos  
Paul  
Ruppersberger  
Saxton  
Skelton  
Stark  
Tancred  
Waters  
Young (AK)

NOT VOTING—29

So the amendment was not agreed to.

111.50 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment submitted by Mr. FLAKE:

At the end of the bill (before the short title), insert the following:

SEC. \_\_\_\_ (a) LIMITATION.—None of the funds made available in this Act may be used for the Doyle Center for Manufacturing Technology.

(b) CORRESPONDING REDUCTION IN FUNDS.—The amount otherwise provided by this Act for “RESEARCH, DEVELOPMENT, TEST AND EVALUATION—Research, Development, Test and Evaluation, Air Force” is hereby reduced by \$1,500,000.

It was decided in the { Yeas ..... 98  
negative ..... } Nays ..... 312

111.51 [Roll No. 843]

AYES—98

Akin  
Bachmann  
Barrett (SC)  
Biggett  
Bilirakis  
Bishop (UT)  
Blackburn  
Broun (GA)  
Brown-Waite,  
Ginny  
Buchanan  
Burgess  
Burton (IN)  
Camp (MI)  
Campbell (CA)  
Cannon  
Cantor  
Carter  
Castle  
Chabot  
Conaway  
Cooper  
Cubin  
Davis, David  
Deal (GA)  
Dreier  
Duncan  
Ehlers  
Fallin  
Feehey  
Flake  
Forbes  
Fortenberry  
Fossella

Fox  
Franks (AZ)  
Garrett (NJ)  
Gingrey  
Gohmert  
Goodlatte  
Granger  
Graves  
Hall (TX)  
Heller  
Hensarling  
Hoekstra  
Hulshof  
Inglis (SC)  
Issa  
Johnson (IL)  
Jordan  
Keller  
King (IA)  
Kirk  
Kline (MN)  
Lamborn  
Linder  
Lungren, Daniel  
E.  
Mack  
Marchant  
McCarthy (CA)  
McHenry  
Mica  
Miller (FL)  
Musgrave  
Myrick  
Neugebauer

Nunes  
Pearce  
Pence  
Petri  
Poe  
Price (GA)  
Pryce (OH)  
Putnam  
Radanovich  
Ramstad  
Rogers (MI)  
Rohrabacher  
Roskam  
Royce  
Ryan (WI)  
Sali  
Schmidt  
Sensenbrenner  
Sessions  
Shadegg  
Shimkus  
Smith (NE)  
Souder  
Stearns  
Sullivan  
Terry  
Thornberry  
Tiberi  
Walberg  
Walden (OR)  
Westmoreland  
Wilson (SC)

Diaz-Balart, L.  
Diaz-Balart, M.  
Dicks  
Dingell  
Doggett  
Donnelly  
Doonittle  
Doyle  
Drake  
Edwards  
Ellison  
Ellsworth  
Emanuel  
Emerson  
Engel  
English (PA)  
Eshoo  
Etheridge  
Everett  
Farr  
Fattah  
Ferguson  
Filner  
Frank (MA)  
Frelinghuysen  
Gallegly  
Gerlach  
Giffords  
Gilchrist  
Gillibrand  
Gillmor  
Gonzalez  
Gordon  
Green, Al  
Green, Gene  
Grijalva  
Gutierrez  
Hall (NY)  
Hare  
Harman  
Hastings (FL)  
Hastings (WA)  
Herger  
Herseth Sandlin

Mahoney (FL)  
Maloney (NY)  
Manzullo  
Markey  
Marshall  
Matheson  
Matsui  
McCarthy (NY)  
McCaul (TX)  
McCollum (MN)  
McCotter  
McCrery  
McDermott  
McGovern  
McHugh  
McIntyre  
McKeon  
McMorris  
Rodgers  
McNerney  
McNulty  
Meek (FL)  
Meeks (NY)  
Melancon  
Michaud  
Miller (MI)  
Miller (NC)  
Miller, Gary  
Miller, George  
Mitchell  
Mollohan  
Moore (KS)  
Moore (WI)  
Moran (KS)  
Moran (VA)  
Murphy (CT)  
Murphy, Patrick  
Murphy, Tim  
Murtha  
Nadler  
Napolitano  
Neal (MA)  
Norton  
Oberstar  
Obey  
Olver  
Ortiz  
Pallone  
Pascrell

Smith (NJ)  
Smith (TX)  
Smith (WA)  
Snyder  
Solis  
Space  
Spratt  
Stupak  
Sutton  
Tanner  
Tauscher  
Taylor  
Thompson (CA)  
Thompson (MS)  
Tiahrt  
Tierney  
Towns  
Turner  
Udall (CO)  
Udall (NM)  
Upton  
Van Hollen  
Velázquez  
Visclosky  
Walsh (NY)  
Walz (MN)  
Wamp  
Wasserman  
Schultz  
Waters  
Watson  
Watt  
Waxman  
Weiner  
Welch (VT)  
Weldon (FL)  
Weller  
Wexler  
Whitfield  
Wicker  
Wilson (NM)  
Wilson (OH)  
Wolf  
Woolsey  
Wu  
Wynn  
Yarmuth  
Young (FL)

NOT VOTING—27

Becerra Fortuño Klein (FL)
Bordallo Goode LaHood
Clarke Hastert Lantos
Clay Hayes Paul
Coble Hinojosa Saxton
Crenshaw Hunter Skelton
Davis, Jo Ann Jindal Stark
Delahun Johnson, Sam Tancredo
Faleomavaega Kilpatrick Young (AK)

Fattah Lungren, Daniel
Ferguson E.
Filner Lynch
Forbes Mack
Fossella Mahoney (FL)
Frank (MA) Maloney (NY)
Frelinghuysen Manzullo
Gallegly Marchant
Gerlach Markey
Giffords Marshall
Gilchrist Matheson
Gillibrand Matsui
Gillmor McCarthy (NY)
Gohmert McCaul (TX)
Gonzalez McCollum (MN)
Goodlatte McCotter
Gordon McCrery
Granger McDermott
Green, Al McGovern
Green, Gene McHenry
Grijalva McHugh
Gutiérrez McIntyre
Hall (NY) McKeon
Hall (TX) McMorris
Hare Rodgers
Harman McNerney
Hastings (FL) McNulty
Hastings (WA) Meek (FL)
Herger Meeks (NY)
Herseth Sandlin Melancon
Higgins Mica
Hill Michaud
Hinchey Miller (FL)
Hirono Miller (MI)
Hobson Miller (NC)
Hodes Miller, Gary
Holden Miller, George
Holt Mitchell
Honda Mollohan
Hooley Moore (KS)
Hoyer Moore (WI)
Insee Moran (KS)
Israel Moran (VA)
Jackson (IL) Murphy (CT)
Jackson-Lee (TX)
Jefferson Murphy, Patrick
Johnson (GA) Myrick
Johnson (IL) Nadler
Johnson, E. B. Napolitano
Jones (NC) Neal (MA)
Jones (OH) Norton
Kagen Oberstar
Kanjorski Obey
Kaptur Oliver
Keller Ortiz
Kennedy Pallone
Kildee Pascrell
Kind Pastor
King (NY) Payne
Kingston Perlmutter
Kirk Peterson (MN)
Knollenberg Peterson (PA)
Kucinich Pickering
Kuhl (NY) Pitts
Lampson Platts
Langevin Pomeroy
Larsen (WA) Porter
Larson (CT) Price (NC)
Latham Pryce (OH)
LaTourette Putnam
Lee Radanovich
Levin Rahall
Lewis (CA) Ramstad
Lewis (GA) Rangel
Lewis (KY) Putnam
Lipinski Regula
LoBiondo Rehberg
Loeb sack Reichert
Lofgren, Zoe Renzi
Lowey Reyes
Lucas Reynolds
Rodriguez

Rogers (AL)
Rogers (KY)
Ros-Lehtinen
Roskam
Ross
Rothman
Roybal-Allard
Ruppersberger
Rush
Ryan (OH)
Salazar
Sanchez, Linda T.
Sanchez, Loretta
Sarbanes
Schakowsky
Schiff
Schmidt
Schwartz
Scott (GA)
Scott (VA)
Serrano
Sestak
Shays
Shea-Porter
Sherman
Shuler
Shuster
Simpson
Sires
Slaughter
Smith (NJ)
Smith (TX)
Smith (WA)
Snyder
Solis
Souder
Space
Spratt
Stearns
Stupak
Sutton
Tanner
Tauscher
Taylor
Thompson (CA)
Thompson (MS)
Tiahrt
Tierney
Townes
Turner
Udall (CO)
Udall (NM)
Upton
Van Hollen
Velázquez
Visclosky
Walden (OR)
Walsh (NY)
Walz (MN)
Wamp
Wasserman
Schultz
Waters
Watson
Watt
Waxman
Weiner
Welch (VT)
Weldon (FL)
Weller
Wexler
Whitfield
Wicker
Wilson (NM)
Wilson (OH)
Wilson (SC)
Wolf
Woolsey
Wu
Wynn
Yarmuth
Young (FL)

111.54 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment submitted by Mr. FLAKE:

At the end of the bill (before the short title), insert the following:

SEC. 8110. (a) LIMITATION ON USE OF FUNDS.—None of the funds made available in this Act may be used for the National Drug Intelligence Center, Johnstown, Pennsylvania.

(b) CORRESPONDING REDUCTION IN FUNDS.—The amount otherwise provided by this Act for ‘‘Intelligence Community Management Account’’ is hereby reduced by \$39,000,000.

It was decided in the { Yeas ..... 109
negative ..... } Nays ..... 301

111.52 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment submitted by Mr. FLAKE:

At the end of the bill (before the short title) insert the following:

SEC. .... (a) LIMITATION ON USE OF FUNDS.—None of the funds made available in this Act may be used for the Lewis Center for Education Research.

(b) CORRESPONDING TRANSFER IN FUNDS.—The amounts otherwise provided by this Act are revised by reducing the amount made available for ‘‘Operation and Maintenance, Defense-wide’’, and increasing the amount made available for ‘‘Operation and Maintenance, Defense-wide’’, by \$3,000,000.

It was decided in the { Yeas ..... 57
negative ..... } Nays ..... 353

111.53 [Roll No. 844]

AYES—57

Bachmann Garrett (NJ) Petri
Barrett (SC) Gingrey Poe
Blackburn Graves Price (GA)
Blumenauer Heller Rogers (MI)
Broun (GA) Hensarling Rohrabacher
Burton (IN) Hoekstra Royce
Campbell (CA) Hulshof Ryan (WI)
Cannon Inglis (SC) Sali
Cantor Issa Sensenbrenner
Chabot Jordan Sessions
Conaway King (IA) Shadegg
Cooper Kline (MN) Shimkus
Davis, David Lamborn Smith (NE)
Deal (GA) Linder Sullivan
Feehey McCarthy (CA) Terry
Flake Musgrave Thornberry
Fortenberry Neugebauer Tiberi
Foxy Nunes Walberg
Franks (AZ) Pence Westmoreland

NOES—353

Abercrombie Boyda (KS) Cuellar
Ackerman Brady (PA) Culberson
Aderholt Brady (TX) Cummings
Akin Braley (IA) Davis (AL)
Alexander Brown (SC) Davis (CA)
Allen Brown, Corrine Davis (IL)
Altmire Brown-Waite, Davis (KY)
Andrews Ginny Davis, Lincoln
Arcuri Buchanan Davis, Tom
Baca Burgess DeFazio
Bachus Butterfield DeGette
Baird Buyer DeLauro
Baker Calvert Dent
Baldwin Camp (MI) Diaz-Balart, L.
Barrow Capito Diaz-Balart, M.
Bartlett (MD) Capps Dicks
Barton (TX) Capuano Dingell
Bean Cardoza Doggett
Berkley Carnahan Donnelly
Berman Carney Doolittle
Berry Carson Doyle
Biggart Carter Drake
Bilbray Castle Dreier
Bilirakis Castor Duncan
Bishop (GA) Chandler Edwards
Bishop (NY) Christensen Ehlers
Bishop (UT) Cleaver Ellison
Blunt Clyburn Ellsworth
Boehner Cohen Emanuel
Bonner Cole (OK) Emerson
Bono Conyers Engel
Boozman Costa English (PA)
Boren Costello Eshoo
Boswell Courtney Etheridge
Boucher Cramer Everrett
Boustany Crowley Fallin
Boyd (FL) Cubin Farr

NOT VOTING—27

Becerra Fortuño Klein (FL)
Bordallo Goode LaHood
Clarke Hastert Lantos
Clay Hayes Paul
Coble Hinojosa Saxton
Crenshaw Hunter Skelton
Davis, Jo Ann Jindal Stark
Delahun Johnson, Sam Tancredo
Faleomavaega Kilpatrick Young (AK)

Wasserman Schultz
Waters
Watson
Watt
Waxman
Weiner
Welch (VT)
Weldon (FL)
Weller
Wexler
Whitfield
Wicker
Wilson (NM)
Wilson (OH)
Wilson (SC)
Wolf
Woolsey
Wu
Wynn
Yarmuth
Young (FL)

NOES—301

Abercrombie Brown, Corrine DeFazio
Ackerman Butterfield DeGette
Aderholt Buyer DeLauro
Alexander Calvert Dent
Allen Camp (MI) Diaz-Balart, L.
Altmire Capito Diaz-Balart, M.
Andrews Capps Dicks
Arcuri Capuano Dingell
Baca Cardoza Doggett
Baird Carnahan Donnelly
Baker Carney Doolittle
Baldwin Carson Doyle
Barrow Castor Edwards
Bartlett (MD) Chandler Ellison
Bean Christensen Ellsworth
Berkley Cleaver Emanuel
Berman Clyburn Emerson
Berry Cohen Engel
Bishop (GA) Conyers English (PA)
Bishop (NY) Costa Eshoo
Blumenauer Costello Etheridge
Bonner Courtney Everett
Bono Cramer Farr
Boozman Crowley Fattah
Boren Cuellar Ferguson
Boswell Culberson Filner
Boucher Cummings Frank (MA)
Boustany Davis (AL) Frelinghuysen
Boyd (FL) Davis (CA) Gallegly
Boyda (KS) Davis (IL) Gerlach
Brady (PA) Davis (KY) Giffords
Braley (IA) Davis, Lincoln Gilchrist
Brown (SC) Davis, Tom Gillibrand

So the amendment was not agreed to.



Gonzalez Matsui Salazar  
 Gordon McCarthy (NY) Sánchez, Linda  
 Green, Al McCollum (MN) T.  
 Green, Gene McCotter Sanchez, Loretta  
 Grijalva McCrery Sarbanes  
 Gutierrez McDermott Schakowsky  
 Hall (NY) McGovern Schiff  
 Hall (TX) McHugh Schwartz  
 Hare McIntyre Scott (GA)  
 Harman McKeon Scott (VA)  
 Hastings (FL) McNerney Serrano  
 Herseth Sandlin McNulty Sestak  
 Higgins Meek (FL) Shea-Porter  
 Hill Meeks (NY) Sherman  
 Hinchey Melancon Shuler  
 Hirono Michaud Shuster  
 Hobson Miller (MI) Simpson  
 Hodess Miller (NC) Sires  
 Holden Miller, Gary Slaughter  
 Holt Miller, George Smith (NJ)  
 Honda Mitchell Smith (TX)  
 Hooley Mollohan Smith (WA)  
 Hoyer Moore (KS) Snyder  
 Insee Moore (WI) Solis  
 Israel Moran (KS) Souder  
 Jackson (IL) Moran (VA) Space  
 Jackson-Lee Murphy (CT) Spratt  
 (TX) Murphy, Patrick Stupak  
 Jefferson Murphy, Tim Sutton  
 Johnson (GA) Murtha Tanner  
 Johnson, E. B. Nadler Tauscher  
 Jones (NC) Napolitano Taylor  
 Jones (OH) Neal (MA) Thompson (CA)  
 Kagen Norton Thompson (MS)  
 Kanjorski Oberstar Tiahrt  
 Kaptur Obey Tierney  
 Kennedy Oliver Towns  
 Kildee Ortiz Turner  
 Kind Pallone Udall (CO)  
 King (NY) Pascrell Udall (NM)  
 Kingston Pastor Upton  
 Kirk Payne Van Hollen  
 Knollenberg Perlmutter Velázquez  
 Kucinich Peterson (MN) Visclosky  
 Kuhl (NY) Peterson (PA) Walsh (NY)  
 Lampson Pickering Walz (MN)  
 Langevin Platts Wamp  
 Larsen (WA) Pomeroy Wasserman  
 Larson (CT) Porter Schultz  
 Latham Price (NC) Waters  
 LaTourette Pryce (OH) Watson  
 Lee Radanovich Watt  
 Levin Rahall Waxman  
 Lewis (CA) Rangel Weiner  
 Lewis (GA) Regula Welch (VT)  
 Lewis (KY) Rehberg Weldon (FL)  
 Lipinski Renzi Weller  
 LoBiondo Reyes Wexler  
 Loeb sack Reynolds Whitfield  
 Lofgren, Zoe Rodriguez Rogers (AL)  
 Lowey Rogers (KY) Wicker  
 Lucas Ros-Lehtinen Wilson (OH)  
 Lynch Ross Wolf  
 Mahoney (FL) Rothman Woolsey  
 Maloney (NY) Rothman Wu  
 Manzullo Roybal-Allard Wynn  
 Markey Ruppertsberger Yarmuth  
 Marshall Rush Young (FL)  
 Matheson Ryan (OH)

NOT VOTING—27

Becerra Fortuño Klein (FL)  
 Bordallo Goode LaHood  
 Clarke Hastert Lantos  
 Clay Hayes Paul  
 Coble Hinojosa Saxton  
 Crenshaw Hunter Skelton  
 Davis, Jo Ann Jindal Stark  
 Delahunt Johnson, Sam Tancredo  
 Faleomavaega Kilpatrick Young (AK)

So the amendment was not agreed to.  
 The SPEAKER pro tempore, Mr. TIERNEY, assumed the Chair.  
 When Mr. ROSS, Acting Chairman, reported that the Committee, having had under consideration said bill, had directed him to report the same back to the House with sundry amendments adopted by the Committee with the recommendation that the amendments be agreed to and that the bill, as amended, do pass.

Pursuant to the previous order of the House, the previous question was ordered on the amendments and the bill.

The following amendments, reported from the Committee of the Whole House on the state of the Union, were agreed to:

At the end of the bill (before the short title) insert the following new section:

SEC. \_\_\_\_ . None of the funds made available in this Act may be used to disclose to the public the aggregate amount of funds appropriated by Congress for the National Intelligence Program (as defined in section 3(6) of the National Security Act of 1947 (50 U.S.C. 401a(6))) for a fiscal year.

At the end of the bill (before the short title), add the following:

SEC. \_\_\_\_ . None of the funds appropriated by this Act may be used to waive or modify regulations promulgated under chapter 43, 71, 75, or 77 of title 5, United States Code.

The bill, as amended, was ordered to be engrossed and read a third time, was read a third time by title.

The question being put,

Will the House pass said bill?

The SPEAKER pro tempore, Mr. TIERNEY, announced that pursuant to clause 10, rule XX the yeas and nays were ordered, and the call was taken by electronic device.

It was decided in the { Yeas ..... 395  
 affirmative ..... } Nays ..... 13

111.56

[Roll No. 846]

YEAS—395

Abercrombie Capito Etheridge  
 Ackerman Capps Everett  
 Aderholt Capuano Fallin  
 Akin Cardoza Farr  
 Alexander Carnahan Fattah  
 Allen Carney Feeney  
 Altmire Carson Ferguson  
 Andrews Carter Flake  
 Arcuri Castle Forbes  
 Baca Castor Fortenberry  
 Bachmann Chabot Fossella  
 Bachus Chandler Foxx  
 Baird Cleaver Franks (AZ)  
 Baker Clyburn Frelinghuysen  
 Barrett (SC) Cohen Gallegly  
 Barrow Cole (OK) Garrett (NJ)  
 Bartlett (MD) Conaway Gerlach  
 Barton (TX) Conyers Giffords  
 Bean Cooper Gilchrist  
 Berkeley Costa Gillibrand  
 Berman Costello Gillmor  
 Berry Courtney Gingrey  
 Biggart Cramer Gohmert  
 Bilbray Crowley Gonzalez  
 Bilirakis Cubin Goodlatte  
 Bishop (GA) Cuellar Gordon  
 Bishop (NY) Culberson Granger  
 Bishop (UT) Cummings Graves  
 Blackburn Davis (AL) Green, Al  
 Blunt Davis (CA) Green, Gene  
 Boehner Davis (IL) Grijalva  
 Bonner Davis (KY) Gutierrez  
 Bono Davis, David Hall (NY)  
 Boozman Davis, Lincoln Hall (TX)  
 Boren Davis, Tom Hare  
 Boswell Deal (GA) Harman  
 Boucher DeFazio Hastings (FL)  
 Boustany DeGette Hastings (WA)  
 Boyd (FL) DeLauro Heller  
 Boyd (KS) Dent Hensarling  
 Brady (PA) Diaz-Balart, L. Hergert  
 Brady (TX) Diaz-Balart, M. Herseth Sandlin  
 Braley (IA) Dicks Higgins  
 Broun (GA) Dingell Hill  
 Brown (SC) Doggett Hinchey  
 Brown, Corrine Donnelly Hirono  
 Brown-Waite, Doolittle Hobson  
 Ginny Doyle Hodes  
 Buchanan Drake Hoekstra  
 Burgess Dreier Holden  
 Burton (IN) Duncan Holt  
 Butterfield Edwards Honda  
 Buyer Ellsworth Hooley  
 Calvert Emanuel Hoyer  
 Camp (MI) Emerson Hulshof  
 Campbell (CA) Engel Inglis (SC)  
 Cannon English (PA) Insee  
 Cantor Eshoo Israel

Issa Miller (NC) Schmidt  
 Jackson (IL) Miller, Gary Schwartz  
 Jackson-Lee Miller, George Scott (GA)  
 (TX) Mitchell Scott (VA)  
 Jefferson Mollohan Sensenbrenner  
 Johnson (GA) Moore (KS) Serrano  
 Johnson (IL) Moore (WI) Sessions  
 Johnson, E. B. Moran (KS) Sestak  
 Jones (NC) Moran (VA) Shadegg  
 Jones (OH) Murphy (CT) Shays  
 Jordan Murphy, Patrick Shea-Porter  
 Kagen Murphy, Tim Sherman  
 Kanjorski Murtha Shimkus  
 Kaptur Musgrave Shuler  
 Keller Myrick Shuster  
 Kennedy Nadler Simpson  
 Kildee Napolitano Sires  
 Kind Neal (MA) Slaughter  
 King (IA) Neugebauer Smith (NE)  
 King (NY) Nunes Smith (NJ)  
 Kingston Oberstar Smith (TX)  
 Kirk Obey Smith (WA)  
 Kline (MN) Oliver Snyder  
 Knollenberg Ortiz Solis  
 Kuhl (NY) Pallone Souder  
 Lamborn Pascrell Space  
 Lampson Pastor Spratt  
 Langevin Pearce Stearns  
 Larsen (WA) Pence Stupak  
 Larson (CT) Perlmutter Sullivan  
 Latham Peterson (MN) Sutton  
 LaTourette Peterson (PA) Tanner  
 Levin Petri Tauscher  
 Lewis (CA) Pickering Taylor  
 Lewis (KY) Pitts Terry  
 Linder Platts Thompson (CA)  
 Lipinski Poe Thompson (MS)  
 LoBiondo Pomeroy Thornberry  
 Loeb sack Porter  
 Lofgren, Zoe Price (GA)  
 Lowey Price (NC) Tiahrt  
 Lucas Pryce (OH) Tiberi  
 Lungren, Daniel Putnam Tierney  
 E. Radanovich Towns  
 Lynch Rahall Turner  
 Mack Ramstad Udall (CO)  
 Mahoney (FL) Rangel Udall (NM)  
 Maloney (NY) Regula Upton  
 Manzullo Rehberg Van Hollen  
 Marchant Reichert Visclosky  
 Markey Renzi Walden (OR)  
 Marshall Reyes Walsh (NY)  
 Matheson Reynolds Walz (MN)  
 Matsui Rodriguez Wamp  
 McCarthy (CA) Rogers (AL) Wasserman  
 McCarthy (NY) Rogers (KY) Schultz  
 McCaul (TX) Rogers (MI) Waters  
 McCollum (MN) Rohrabacher Watson  
 McCotter Ros-Lehtinen Watt  
 McCrery Gerlach Waxman  
 McGovern Roskam Weiner  
 McHenry Ross Welch (VT)  
 McHugh Roybal-Allard Weldon (FL)  
 McIntyre Royce Weller  
 McKeon Ruppertsberger Westmoreland  
 McMorris Rush Wexler  
 Rodgers Ryan (OH) Whitfield  
 McNeerney Ryan (WI) Wicker  
 McNulty Salazar Wilson (NM)  
 Meek (FL) Sali Wilson (OH)  
 Meeks (NY) Sánchez, Linda Wilson (SC)  
 Melancon T. Wolf  
 Mica Sanchez, Loretta Wu  
 Michaud Sarbanes Wynn  
 Miller (FL) Schakowsky Yarmuth  
 Miller (MI) Schiff Young (FL)

NAYS—13

Baldwin Frank (MA) Payne  
 Blumenauer Kucinich Velázquez  
 Ehlert Lee Woolsey  
 Ellison Lewis (GA)  
 Filner McDermott

NOT VOTING—24

Becerra Hastert LaHood  
 Clarke Hayes Lantos  
 Clay Hinojosa Paul  
 Coble Hunter Saxton  
 Crenshaw Jindal Skelton  
 Davis, Jo Ann Johnson, Sam Stark  
 Delahunt Kilpatrick Tancredo  
 Goode Klein (FL) Young (AK)

So the bill was passed.

A motion to reconsider the vote whereby said bill was passed was, by unanimous consent, laid on the table.

*Ordered*, That the Clerk request the concurrence of the Senate in said bill.

¶111.57 APPOINTMENT OF SPEAKER PRO TEMPORE TO SIGN ENROLLMENTS

The SPEAKER pro tempore, Mr. TIERNEY, laid before the House a communication, which was read as follows:  
WASHINGTON, DC, AUGUST 4, 2007.

I hereby appoint the Honorable STENY H. HOYER and the Honorable CHRIS VAN HOLLEN to act as Speaker pro tempore to sign enrolled bills and joint resolutions through September 4, 2007.

NANCY PELOSI,

*Speaker of the House of Representatives.*

By unanimous consent, the appointments were approved.

¶111.58 CALENDAR WEDNESDAY BUSINESS DISPENSED WITH

On motion of Ms. SHEA-PORTER, by unanimous consent,

*Ordered*, That business in order for consideration on Wednesday, September 5, 2007, under clause 6, rule XV, the Calendar Wednesday rule, be dispensed with.

¶111.59 SENATE BILL REFERRED

A bill of the Senate of the following title was taken from the Speaker's table and, under the rule, referred as follows:

S. 1896. An Act to designate the facility of the United States Postal Service located at 11 Central Street in Hillsborough, New Hampshire, as the "Officer Jeremy Todd Charron Post Office" to the Committee on Oversight and Government Reform.

¶111.60 ENROLLED BILLS SIGNED

Lorraine C. Miller, Clerk of the House, reported and found truly enrolled bills of the House of the following titles, which were thereupon signed by the Speaker:

H.R. 2863. An Act to authorize the Coquille Indian Tribe of the State of Oregon to convey land and interests in land owned by the Tribe.

H.R. 2952. An Act to authorize the Saginaw Chippewa Tribe of Indians of the State of Michigan to convey land and interests in land owned by the Tribe.

¶111.61 BILLS AND JOINT RESOLUTIONS APPROVED

The President notified the Clerk of the House that on the following dates, he had approved and signed bills and joint resolutions of the following titles:

February 2, 2007

H.R. 475. An Act to revise the composition of the House of Representatives Page Board to equalize the number of members representing the majority and minority parties and to include a member representing the parents of pages and a member representing former pages, and for other purposes.

February 8, 2007

H.R. 188. An Act to provide a new effective date for the applicability of certain provisions of law to Public Law 105-331.

February 15, 2007

H.R. 434. An Act to provide for an additional temporary extension of programs under the Small Business Act and the Small Business Investment Act of 1958 through July 31, 2007, and for other purposes.

H.J.Res. 20. An Act making further continuing appropriations for the fiscal year 2007, and for other purposes.

February 26, 2007

H.R. 742. An Act to amend the Antitrust Modernization Commission Act of 2002, to extend the term of the Antitrust Modernization Commission and to make a technical correction.

March 7, 2007

H.R. 49. An Act to designate the facility of the United States Postal Service located at 1300 North Frontage Road West in Vail, Colorado, as the "Gerald R. Ford, Jr. Post Office Building".

H.R. 335. An Act to designate the facility of the United States Postal Service located at 152 North 5th Street in Laramie, Wyoming, as the "Gale W. McGee Post Office".

H.R. 433. An Act to designate the facility of the United States Postal Service located at 1700 Main Street in Little Rock, Arkansas, as the "Scipio A. Jones Post Office Building".

H.R. 514. An Act to designate the facility of the United States Postal Service located at 16150 Aviation Loop Drive in Brooksville, Florida, as the "Sergeant Lea Robert Mills Brooksville Aviation Branch Post Office".

H.R. 577. An Act to designate the facility of the United States Postal Service located at 3903 South Congress Avenue in Austin, Texas, as the "Sergeant Henry Ybarra III Post Office Building".

March 15, 2007

H.R. 521. An Act to designate the facility of the United States Postal Service located at 2633 11th Street in Rock Island, Illinois, as the "Lane Evans Post Office Building".

March 21, 2007

H.R. 342. An Act to designate the United States courthouse located at 555 Independence Street in Cape Girardeau, Missouri, as the "Rush Hudson Limbaugh, Sr. United States Courthouse".

H.R. 544. An Act to designate the United States courthouse at South Federal Place in Santa Fe, New Mexico, as the "Santiago E. Campos United States Courthouse".

March 23, 2007

H.R. 584. An Act to designate the Federal building located at 400 Maryland Avenue Southwest in the District of Columbia as the "Lyndon Baines Johnson Department of Education Building".

March 28, 2007

H.R. 1129. An Act to provide for the construction, operation, and maintenance of an arterial road in St. Louis County, Missouri.

April 20, 2007

H.R. 1132. An Act to amend the Public Health Service Act to provide waivers relating to grants for preventive health measures with respect to breast and cervical cancers.

May 2, 2007

H.R. 753. An Act to redesignate the Federal building located at 167 North Main Street in Memphis, Tennessee, as the "Clifford Davis and Odell Horton Federal Building".

H.R. 1003. An Act to amend the Foreign Affairs Reform and Restructuring Act of 1998 to reauthorize the United States Advisory Commission on Public Diplomacy.

May 3, 2007

H.R. 137. An Act to amend title 18, United States Code, to strengthen prohibitions against animal fighting, and for other purposes.

H.R. 727. An Act to amend the Public Health Service Act to add requirements regarding trauma care, and for other purposes.

H.R. 1130. An Act to amend the Ethics in Government Act of 1978 to extend the authority to withhold from public availability a financial disclosure report filed by an individual who is a judicial officer or judicial employee, to the extent necessary to protect the safety of that individual or a family member of that individual, and for other purposes.

May 11, 2007

H.R. 1681. An Act to amend the Congressional Charter of The American National

Red Cross to modernize its governance structure, to enhance the ability of the board of governors of The American National Red Cross to support the critical mission of The American National Red Cross in the 21st century, and for other purposes.

May 25, 2007

H.R. 988. An Act to designate the facility of the United States Postal Service located at 5757 Tilton Avenue in Riverside, California, as the "Lieutenant Todd Jason Bryant Post Office".

H.R. 2206. An Act making emergency supplemental appropriations and additional supplemental appropriations for agricultural and other emergency assistance for the fiscal year ending September 30, 2007, and for other purposes.

June 1, 2007

H.R. 414. An Act to designate the facility of the United States Postal Service located at 60 Calle McKinley, West in Mayaguez, Puerto Rico, as the "Miguel Angel Garcia Mendez Post Office Building".

H.R. 437. An Act to designate the facility of the United States Postal Service located at 500 West Eisenhower Street in Rio Grande City, Texas, as the "Lino Perez, Jr. Post Office".

H.R. 625. An Act to designate the facility of the United States Postal Service located at 4230 Maine Avenue in Baldwin Park, California, as the "Atanacio Haro-Marin Post Office".

H.R. 1402. An Act to designate the facility of the United States Postal Service located at 320 South Lecanto Highway in Lecanto, Florida, as the "Sergeant Dennis J. Flanagan Lecanto Post Office Building".

H.R. 2080. An Act to amend the District of Columbia Home Rule Act to conform the District charter to revisions made by the Council of the District of Columbia relating to public education.

June 15, 2007

H.R. 1675. An Act to suspend the requirements of the Department of Housing and Urban Development regarding electronic filing of previous participation certificates and regarding filing of such certificates with respect to certain low-income housing investors.

June 18, 2007

H.R. 1676. An Act to reauthorize the program of the Secretary of Housing and Urban Development for loan guarantees for Indian housing.

June 29, 2007

H.R. 57. An Act to repeal certain sections of the Act of May 26, 1936, pertaining to the Virgin Islands.

H.R. 692. An Act to amend title 4, United States Code, to authorize the Governor of a State, territory, or possession of the United States to order that the National flag be flown at half-staff in that State, territory, or possession in the event of the death of a member of the Armed Forces from that State, territory, or possession who dies while serving on active duty.

June 30, 2007

H.R. 1830. An Act to extend the authorities of the Andean Trade Preference Act until February 29, 2008.

July 26, 2007

H.R. 556. An Act to ensure national security while promoting foreign investment and the creation and maintenance of jobs, to reform the process by which such investments are examined for any effect they may have on national security, to establish the Committee on Foreign Investment in the United States, and for other purposes.

¶111.62 SENATE BILLS AND JOINT RESOLUTIONS APPROVED

The President notified the Clerk of the House that on the following dates,

he had approved and signed bills and joint resolutions of the Senate of the following titles:

January 17, 2007

S. 159. An Act to redesignate the White Rocks National Recreation Area in the State of Vermont as the "Robert T. Stafford White Rocks National Recreation Area".

April 9, 2007

S. 494. An Act to endorse further enlargement of the North Atlantic Treaty Organization (NATO) and to facilitate the timely admission of new members to NATO, and for other purposes.

April 23, 2007

S. 1002. An Act to amend the Older Americans Act of 1965 to reinstate certain provisions relating to the nutrition services incentive program.

May 8, 2007

S. 521. An Act to designate the Federal building and United States courthouse and customhouse located at 515 West First Street in Duluth, Minnesota, as the "Gerald W. Heaney Federal Building and United States Courthouse and Customhouse".

June 14, 2007

S. 214. An Act to amend chapter 35 of title 28, United States Code, to preserve the independence of United States attorneys.

June 15, 2007

S. 1104. An Act to increase the number of Iraqi and Afghani translators and interpreters who may be admitted to the United States as special immigrants, and for other purposes.

June 21, 2007

S. 676. An Act to provide that the Executive Director of the Inter-American Development Bank or the Alternate Executive Director of the Inter-American Development Bank may serve on the Board of Directors of the Inter-American Foundation.

S. 1537. An Act to authorize the transfer of certain funds from the Senate Gift Shop Revolving Fund to the Senate Employee Child Care Center.

July 3, 2007

S. 1352. An Act to designate the facility of the United States Postal Service located at 127 East Locust Street in Fairbury, Illinois, as the "Dr. Francis Townsend Post Office Building".

S. 1704. An Act to temporarily extend the programs under the Higher Education Act of 1965, and for other purposes.

July 5, 2007

S. 229. An Act to redesignate a Federal building in Albuquerque, New Mexico, as the "Raymond G. Murphy Department of Veterans Affairs Medical Center".

S. 801. An Act to designate a United States courthouse located in Fresno, California, as the "Robert E. Coyle United States Courthouse".

July 13, 2007

S. 277. An Act to modify the boundaries of Grand Teton National Park to include certain land within the GT Park Subdivision, and for other purposes.

July 18, 2007

S. 1701. An Act to provide for the extension of transitional medical assistance (TMA) and the abstinence education program through the end of fiscal year 2007, and for other purposes.

#### 111.63 LEAVE OF ABSENCE

By unanimous consent, leave of absence was granted—

To Mr. HINOJOSA, for today after 3:30 p.m.; and

To Mr. SAXTON, for today.

And then,

#### 111.64 ADJOURNMENT

On motion of Ms. SHEA-PORTER, pursuant to Senate Concurrent Resolution 43, at 1 o'clock and 12 minutes a.m., Sunday, August 5 (legislative day of August 4), 2007, the House adjourned until 2 p.m. on Tuesday, September 4, 2007.

#### 111.65 REPORTS OF COMMITTEES ON PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XIII, reports of committees were delivered to the Clerk for printing and reference to the proper calendar, as follows:

Mr. RAHALL: Committee on Natural Resources. H.R. 189. A bill to establish the Paterson Great Falls National Park in the State of New Jersey; with amendments (Rept. 110-310). Referred to the Committee of the Whole House on the state of the Union.

Mr. RAHALL: Committee on Natural Resources. H.R. 1834. A bill to authorize the national ocean exploration program and the national undersea research program within the National Oceanic and Atmospheric Administration; with an amendment (Rept. 110-311 Pt. 1). Ordered to be printed.

#### 111.66 PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XII, public bills and resolutions were introduced and severally referred, as follows:

By Mr. BECERRA (for himself, Mr. PORTER, Mr. LINCOLN DIAZ-BALART of Florida, Mr. MARIO DIAZ-BALART of Florida, Mr. DOOLITTLE, Mr. COSTA, Ms. GINNY BROWN-WAITE of Florida, Mr. PUTNAM, Ms. ROS-LEHTINEN, and Mr. KAGEN):

H.R. 3452. A bill to amend the Internal Revenue Code of 1986 to allow a credit with respect to clean renewable water supply bonds; to the Committee on Ways and Means.

By Ms. VELÁZQUEZ:

H.R. 3453. A bill to amend title XVIII of the Social Security Act to repeal the Medicare competitive bidding demonstration project for clinical laboratory services; to the Committee on Energy and Commerce, and in addition to the Committees on Ways and Means, the Judiciary, and Small Business, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. BOUCHER (for himself and Mr. GOODLATTE):

H.R. 3454. A bill to provide for the conveyance of a small parcel of National Forest System land in the George Washington National Forest in Alleghany County, Virginia, that contains the cemetery of the Central Advent Christian Church and an adjoining tract of land located between the cemetery and road boundaries; to the Committee on Agriculture.

By Mr. LARSON of Connecticut (for himself and Mr. MURPHY of Connecticut):

H.R. 3455. A bill to amend title 38, United States Code, to provide for a more equitable geographic allocation of funds appropriated to the Department of Veterans Affairs for medical care; to the Committee on Veterans' Affairs.

By Mr. THOMPSON of California:

H.R. 3456. A bill to provide a Federal tax exemption for forest conservation bonds, and for other purposes; to the Committee on Ways and Means.

By Ms. ZOE LOFGREN of California (for herself and Mr. CANTOR):

H.R. 3457. A bill to require the Secretary of the Treasury to enter into an agreement

with the Free File Alliance to provide for electronic filing of individual Federal income tax returns free of charge; to the Committee on Ways and Means.

By Mrs. CAPITO:

H.R. 3458. A bill to direct the Secretary of Veterans Affairs to carry out a pilot program on the provision of traumatic brain injury care in rural areas; to the Committee on Veterans' Affairs.

By Mr. MARKEY:

H.R. 3459. A bill to amend the Endangered Species Act of 1973 to require the Director of the United States Fish and Wildlife Service to publish a summary statement of the scientific basis for a decision concerning the listing or de-listing of an endangered species or the designation of critical habitat, and for other purposes; to the Committee on Natural Resources.

By Mr. HILL:

H.R. 3460. A bill to amend the National Trails System Act to extend the Lewis and Clark National Historic Trail; to the Committee on Natural Resources.

By Ms. BEAN (for herself, Mr. HILL, Ms. BORDALLO, Mr. DONNELLY, Mr. ELLSWORTH, Mr. HOLT, Mr. KIND, Ms. MOORE of Wisconsin, and Mr. PATRICK MURPHY of Pennsylvania):

H.R. 3461. A bill to establish a public awareness campaign regarding Internet safety; to the Committee on Energy and Commerce.

By Mr. LAMPSON:

H.R. 3462. A bill to improve the tools available to prosecute certain violent crimes, and for other purposes; to the Committee on the Judiciary, and in addition to the Committee on Energy and Commerce, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. HOLT (for himself, Mr. BAIRD, Mr. SOUDER, Mr. HINCHEY, Ms. MCCOLLUM of Minnesota, Mr. REGULA, and Mrs. CAPPS):

H.R. 3463. A bill to amend the Elementary and Secondary Education Act of 1965 to establish a partnership between the Department of Education and the National Park Service to provide educational opportunities for students and teachers; to the Committee on Education and Labor.

By Ms. WATERS (for herself, Mr. FRANK of Massachusetts, and Mr. BERMAN):

H.R. 3464. A bill to prohibit the importation of gum arabic from Sudan; to the Committee on Ways and Means.

By Mr. UDALL of Colorado:

H.R. 3465. A bill to promote greater cooperation with local governments in connection with environmental analyses of certain water projects; to the Committee on Natural Resources.

By Mr. RYAN of Ohio:

H.R. 3466. A bill to award grants to establish Advanced Multidisciplinary Computing Software Centers, which shall conduct outreach, technology transfer, development, and utilization programs in specific industries and geographic regions for the benefit of small and medium-sized manufacturers and businesses; to the Committee on Energy and Commerce.

By Mr. YARMUTH:

H.R. 3467. A bill to expand and extend counseling and referral programs that minimize recidivism by reintegrating at-risk veterans into meaningful employment; to the Committee on Veterans' Affairs.

By Mr. BUTTERFIELD (for himself, Mr. WATT, Ms. FOX, Mr. SHULER, Mr. PRICE of North Carolina, Mr. MILLER of North Carolina, Mr. ETHERIDGE, Mr. JONES of North Carolina, and Mr. MCINTYRE):

H.R. 3468. A bill to designate the facility of the United States Postal Service located at 1704 Weeksville Road in Elizabeth City, North Carolina, as the "Dr. Clifford Bell Jones, Sr. Post Office"; to the Committee on Oversight and Government Reform.

By Mr. RUPPERSBERGER:

H.R. 3469. A bill to assist the Secretary of Homeland Security in carrying out surveillance activities conducted at or near the international land borders of the United States to prevent illegal immigration, and for other purposes; to the Committee on Homeland Security, and in addition to the Committee on Armed Services, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. BLUNT (for himself, Mr. BOEHNER, Ms. FALLIN, Mr. MCCARTHY of California, Mr. TERRY, Mr. BARTON of Texas, Mr. GOODLATTE, Mr. PEARCE, Mr. MICA, Mr. SULLIVAN, Mrs. BLACKBURN, Mrs. CAPITO, Mr. HALL of Texas, Mr. PETERSON of Pennsylvania, Mr. UPTON, Mr. PUTNAM, Mr. DAVIS of Kentucky, Mr. MCCRERY, Mr. CANTOR, Mr. LEWIS of California, Mr. GRAVES, Ms. GRANGER, Mr. MCHENRY, Mr. BURGESS, Mr. PENCE, Mr. BILBRAY, Mr. CARTER, Mr. GINGREY, Mr. BROUN of Georgia, Mr. NEUGEBAUER, Mr. BACHUS, Mrs. MYRICK, Ms. PRYCE of Ohio, Mr. DENT, Mrs. MUSGRAVE, Mr. DAVID DAVIS of Tennessee, Mr. ROGERS of Kentucky, Mr. LEWIS of Kentucky, Mr. DUNCAN, Mr. DEAL of Georgia, Mr. REICHERT, Mr. EVERETT, Mr. BONNER, Mr. BOUSTANY, Mrs. DRAKE, Mrs. SCHMIDT, Mr. LINDER, Mr. CULBERSON, Mr. CAMP of Michigan, Mr. AKIN, Mr. WALBERG, Mr. FORBES, Mr. MILLER of Florida, Mr. BOOZMAN, Mr. KING of New York, Mrs. MILLER of Michigan, Mr. WESTMORELAND, Mr. SALI, Mr. CAMPBELL of California, Ms. FOOX, Mr. PORTER, Mr. MCKEON, Mr. ROGERS of Alabama, Mr. PETRI, Mr. TANCREDO, Mr. INGLIS of South Carolina, Mrs. BIGBERT, Mr. HULSHOF, Mr. SMITH of New Jersey, Mr. WICKER, Mr. WAMP, Mr. DREIER, Mr. ROSKAM, Mr. SMITH of Nebraska, Mr. TIAHRT, Mr. WALDEN of Oregon, Mr. FEENEY, Mr. PRICE of Georgia, Mr. KUHL of New York, Ms. GINNY BROWN-WAITE of Florida, Mr. BURTON of Indiana, Mr. ROGERS of Michigan, Mr. BRADY of Texas, Mr. THORBERRY, Mr. CONAWAY, Mr. MARCHANT, Mr. HERGER, Mr. HENSARLING, Mr. REHBERG, Mr. SHADEGG, Mr. JORDAN, Mr. HELLER, Mr. WOLF, Mr. FORTENBERRY, Mr. GILLMOR, Mr. LAMBORN, Mr. GOODE, Mr. KIRK, and Mr. COLE of Oklahoma):

H. Res. 622. A resolution providing for the correction of the events of August 2, 2007; to the Committee on Rules.

By Mr. BOEHNER:

H. Res. 623. A resolution raising a question of the privileges of the House.

By Mr. HASTINGS of Florida (for himself and Mr. GENE GREEN of Texas):

H. Res. 624. A resolution congratulating the State of Israel on chairing a United Nations committee for the first time in history; to the Committee on Foreign Affairs.

By Mr. HINCHEY (for himself, Ms. BALDWIN, Mr. CAPUANO, Mr. COHEN, Mr. DAVIS of Illinois, Mr. FARR, Mr. FILNER, Mr. GRIJALVA, Mr. HALL of New York, Mr. HONDA, Ms. KAPTUR, Mr. KUCINICH, Ms. LEE, Mrs. MALONEY of New York, Mr. MORAN of Virginia, Mr. PASTOR, Ms. SCHAKOWSKY, Ms.

WATSON, Ms. SHEA-PORTER, and Mr. ROTHMAN):

H. Res. 625. A resolution censuring the President and Vice President; to the Committee on the Judiciary.

By Mr. HINCHEY (for himself, Ms. BALDWIN, Mr. CAPUANO, Mr. COHEN, Mr. DAVIS of Illinois, Mr. FARR, Mr. FILNER, Mr. GRIJALVA, Mr. HALL of New York, Mr. HONDA, Ms. KAPTUR, Mr. KUCINICH, Ms. LEE, Mrs. MALONEY of New York, Mr. MORAN of Virginia, Mr. PASTOR, Ms. SCHAKOWSKY, Ms. WATSON, Ms. SHEA-PORTER, and Mr. ROTHMAN):

H. Res. 626. A resolution censuring the President and Attorney General; to the Committee on the Judiciary.

By Mr. BILIRAKIS (for himself, Mr. SIREs, Mrs. MALONEY of New York, Mr. ANDREWS, and Mr. SPACE):

H. Res. 627. A resolution supporting the removal of Turkish occupation troops from the Republic of Cyprus; to the Committee on Foreign Affairs.

By Ms. WATERS:

H. Res. 628. A resolution expressing the sense of the House of Representatives that the President should take immediate action to boycott the Summer Olympic Games of 2008 in Beijing, China; to the Committee on Foreign Affairs.

#### ¶111.67 MEMORIALS

Under clause 3 of rule XII,

184. The SPEAKER presented a memorial of the Legislature of the State of Michigan, relative to Senate Concurrent Resolution No. 10 memorializing the Congress of the United States to provide funding for the Saginaw Bay Coastal Initiative; to the Committee on Transportation and Infrastructure.

#### ¶111.68 ADDITIONAL SPONSORS

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

H.R. 82: Mr. MEEK of Florida and Mr. WALZ of Minnesota.

H.R. 160: Mr. FOSSELLA, Mr. MCGOVERN, and Mr. ROTHMAN.

H.R. 289: Mr. WALBERG.

H.R. 315: Ms. BORDALLO.

H.R. 346: Mr. CLYBURN, Mr. MACK, Mr. HOLDEN, Mr. COSTELLO, Mr. LOEBSSACK, Mr. TANNER, Mr. BERRY, Mr. RUPPERSBERGER, Mr. LARSEN of Washington, Ms. WATERS, Mr. BLUMENAUER, Mr. KIND, Mr. LIPINSKI, Mr. UDALL of New Mexico, Mr. UDALL of Colorado, Mr. BROUN of Georgia, Mr. MCINTYRE, Mrs. MILLER of Michigan, Mr. RYAN of Ohio, Mr. JACKSON of Illinois, Mr. GENE GREEN of Texas, Mrs. LOWEY, Ms. KAPTUR, Mr. SPRATT, Mr. CHABOT, Mr. EMANUEL, Mr. WELDON of Florida, Mr. ROSS, Mr. WILSON of South Carolina, Ms. SCHWARTZ, Mr. LEWIS of California, Mr. MITCHELL, Mr. KIRK, and Mr. GUTIERREZ.

H.R. 418: Mr. DOYLE.

H.R. 611: Mr. PLATTS.

H.R. 782: Mr. ALLEN.

H.R. 1004: Mr. PAYNE.

H.R. 1246: Mr. BAIRD, Mr. ARCURI, Mr. SESTAK, Mr. SHERMAN, and Mr. SCHIFF.

H.R. 1275: Mr. AL GREEN of Texas.

H.R. 1322: Mr. MCINTYRE.

H.R. 1363: Ms. SLAUGHTER, Mr. CUMMINGS, Mr. RODRIGUEZ, Mr. ISRAEL, and Mr. CLAY.

H.R. 1376: Mr. RAMSTAD.

H.R. 1399: Mr. INGLIS of South Carolina, Mr. MCCARTHY of California, Mr. MCKEON, Mr. REGULA, Mr. PETRI, Mr. BROUN of Georgia, and Mr. LATOURETTE.

H.R. 1416: Mr. VAN HOLLEN.

H.R. 1586: Mr. HELLER.

H.R. 1992: Mr. TIM MURPHY of Pennsylvania.

H.R. 2035: Mr. WALZ of Minnesota.

H.R. 2047: Mr. PLATTS.

H.R. 2447: Mr. STARK.

H.R. 2470: Ms. MOORE of Wisconsin, Mr. JACKSON of Illinois, Mr. ACKERMAN, Mr. SMITH of New Jersey, Ms. SOLIS, and Mr. GILCHREST.

H.R. 2490: Ms. GINNY BROWN-WAITE of Florida.

H.R. 2517: Ms. NORTON and Mr. POE.

H.R. 2574: Mr. KIRK.

H.R. 2606: Mr. BISHOP of Utah and Mrs. CHRISTENSEN.

H.R. 2609: Ms. SUTTON.

H.R. 2612: Ms. BORDALLO.

H.R. 2704: Mr. FEENEY.

H.R. 2784: Mr. BROUN of Georgia.

H.R. 2787: Mr. CRAMER.

H.R. 2820: Mr. BOOZMAN and Mr. SNYDER.

H.R. 2824: Ms. CLARKE and Ms. EDDIE BERNICE JOHNSON of Texas.

H.R. 2833: Mr. LOEBSSACK and Ms. SHEA-PORTER.

H.R. 2846: Ms. SUTTON.

H.R. 2894: Mr. CRAMER.

H.R. 2910: Mr. ORTIZ and Mr. ELLISON.

H.R. 2927: Mr. MCHUGH, Mr. RADANOVICH, Mr. EDWARDS, Mrs. BOYDA of Kansas, Ms. SUTTON, Mr. SIMPSON, Mr. DANIEL E. LUNGREN of California, Mrs. McMORRIS RODGERS, Mr. KIND, Mr. MOLLOHAN, Mr. HARE, Mr. ROYCE, and Mr. CARNAHAN.

H.R. 2934: Mr. DONNELLY.

H.R. 2990: Mr. BLUMENAUER and Mr. CAMP of Michigan.

H.R. 3005: Mr. RUSH and Mrs. LOWEY.

H.R. 3026: Mr. SNYDER and Mr. ROSKAM.

H.R. 3099: Mr. HOLDEN, Mr. ALTMIRE, Mr. KANJORSKI, Mr. STUPAK, Mr. PATRICK MURPHY of Pennsylvania, Ms. CASTOR, Ms. SUTTON, Mr. TAYLOR, Ms. LINDA T. SANCHEZ of California, Ms. KAPTUR, Ms. SCHWARTZ, and Mr. REYNOLDS.

H.R. 3120: Mr. BOYD of Florida, Ms. CORRINE BROWN of Florida, Mr. MILLER of Florida, Mr. CRENSHAW, Mr. STEARNS, Mr. MICA, Mr. KELLER, Mr. BILIRAKIS, Mr. YOUNG of Florida, Mr. PUTNAM, Mr. BUCHANAN, Mr. WELDON of Florida, Mr. FEENEY, and Mr. MARIO DIAZ-BALART of Florida.

H.R. 3132: Mr. SARBANES and Mr. RUPPERSBERGER.

H.R. 3136: Mr. RAMSTAD.

H.R. 3140: Mr. PETERSON of Minnesota, Mr. MELANCON, and Mr. BOOZMAN.

H.R. 3143: Mrs. MUSGRAVE.

H.R. 3152: Mr. GERLACH and Mrs. MUSGRAVE.

H.R. 3154: Mrs. MUSGRAVE and Mr. GERLACH.

H.R. 3187: Ms. HOOLEY and Ms. SOLIS.

H.R. 3226: Ms. SCHAKOWSKY.

H.R. 3245: Mr. CRAMER.

H.R. 3253: Mr. HARE.

H.R. 3298: Mr. GONZALEZ.

H.R. 3430: Mr. COSTA.

H.R. 3439: Mr. RUPPERSBERGER.

H.R. 3442: Mr. HENSARLING, Mr. SHIMKUS, and Mr. HOLDEN.

H. Con. Res. 134: Mr. CLEAVER, Mr. DAVIS of Illinois, Mr. RUPPERSBERGER, Mr. RUSH, Ms. CARSON, Mr. FATTAH, Ms. KILPATRICK, Ms. LEE, Mr. RODRIGUEZ, and Mr. WATT.

H. Con. Res. 176: Mr. FORTENBERRY.

H. Con. Res. 193: Mr. BRALEY of Iowa, Mr. KENNEDY, Mr. CAPUANO, Mr. HOLT, Mr. ETHERIDGE, Mr. GEORGE MILLER of California, Mr. ISRAEL, Ms. SLAUGHTER, Mr. LOEBSSACK, Mr. VAN HOLLEN, Mr. BRADY of Pennsylvania, and Mr. PALLONE.

H. Res. 288: Mr. MARSHALL, Mr. GUTIERREZ, Mr. HINCHEY, Mr. BURTON of Indiana, Mr. BERMAN, and Ms. CARSON.

H. Res. 333: Mr. COHEN and Ms. JACKSON-LEE of Texas.

H. Res. 589: Mr. ACKERMAN.

H. Res. 590: Mr. SHIMKUS.

H. Res. 604: Mr. ENGLISH of Pennsylvania.

H. Res. 616: Mrs. LOWEY.

¶111.69 DELETIONS OF SPONSORS FROM  
PUBLIC BILLS AND RESOLUTIONS

Under clause 7 of rule XIII, sponsors were deleted from public bills and resolution as follows:

- H.R. 380: Ms. BEAN.  
H.R. 1983: Mr. BOYD of Florida.  
H.R. 40: Mr. DONNELLY.

**TUESDAY, SEPTEMBER 4, 2007 (112)**

¶112.1 APPOINTMENT OF SPEAKER PRO  
TEMPORE

The House was called to order by the SPEAKER pro tempore, Mr. MCDERMOTT, who laid before the House the following communication:

WASHINGTON, DC,  
September 4, 2007.

I hereby appoint the Honorable JIM MCDERMOTT to act as Speaker pro tempore on this day.

NANCY PELOSI,  
*Speaker of the House of Representatives.*

¶112.2 APPROVAL OF THE JOURNAL

The SPEAKER pro tempore, Mr. MCDERMOTT, announced he had examined and approved the Journal of the proceedings of Saturday, August 4, 2007.

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

¶112.3 COMMUNICATIONS

Executive and other communications, pursuant to clause 8, rule XII, were referred as follows:

3078. A letter from the Director, International Cooperation, Department of Defense, transmitting Pursuant to Section 27(f) of the Arms Export Control Act and Section 1(f) of Executive Order 11958, Transmittal No. 09-07 informing of an intent to sign a Project Agreement Concerning Emerging Technologies with Australia, pursuant to 22 U.S.C. 2767(f); to the Committee on Foreign Affairs.

3079. A letter from the Assistant Legal Adviser for Treaty Affairs, Department of State, transmitting Copies of international agreements, other than treaties, entered into by the United States, pursuant to 1 U.S.C. 112b; to the Committee on Foreign Affairs.

3080. A letter from the Deputy Director, Defense Security Cooperation Agency, transmitting pursuant to the reporting requirements of Section 36(b)(1) of the Arms Export Control Act, as amended, Transmittal No. 07-45, concerning the Department of the Army's proposed Letter(s) of Offer and Acceptance to Morocco for defense articles and services; to the Committee on Foreign Affairs.

3081. A letter from the Deputy Director, Defense Security Cooperation Agency, transmitting pursuant to the reporting requirements of Section 36(b)(1) of the Arms Export Control Act, as amended, Transmittal No. 07-57, concerning the Department of the Army's proposed Letter(s) of Offer and Acceptance to Iraq for defense articles and services; to the Committee on Foreign Affairs.

3082. A letter from the Deputy Director, Defense Security Cooperation Agency, transmitting pursuant to the reporting requirements of Section 36(b)(1) of the Arms Export Control Act, as amended, Transmittal No. 07-46, concerning the Department of the Army's proposed Letter(s) of Offer and Acceptance to Israel for defense articles and services; to the Committee on Foreign Affairs.

3083. A letter from the Deputy Director, Defense Security Cooperation Agency, trans-

mitting pursuant to the reporting requirements of Section 36(b)(1) of the Arms Export Control Act, as amended, Transmittal No. 07-37, concerning the Department of the Navy's proposed Letter(s) of Offer and Acceptance to Israel for defense articles and services; to the Committee on Foreign Affairs.

3084. A letter from the Deputy Director, Defense Security Cooperation Agency, transmitting pursuant to the reporting requirements of Section 36(b)(1) of the Arms Export Control Act, as amended, Transmittal No. 07-24, concerning the Department of the Army's proposed Letter(s) of Offer and Acceptance to Egypt for defense articles and services; to the Committee on Foreign Affairs.

3085. A letter from the Deputy Director, Defense Security Cooperation Agency, transmitting pursuant to the reporting requirements of Section 36(b)(1) of the Arms Export Control Act, as amended, Transmittal No. 07-49, concerning the Department of the Navy's proposed Letter(s) of Offer and Acceptance to Spain for defense articles and services; to the Committee on Foreign Affairs.

3086. A letter from the Deputy Director, Defense Security Cooperation Agency, transmitting pursuant to the reporting requirements of Section 36(b)(1) of the Arms Export Control Act, as amended, Transmittal No. 07-50, concerning the Department of the Air Force's proposed Letter(s) of Offer and Acceptance to Singapore for defense articles and services; to the Committee on Foreign Affairs.

3087. A letter from the Deputy Director, Defense Security Cooperation Agency, transmitting pursuant to the reporting requirements of Section 36(b)(1) of the Arms Export Control Act, as amended, Transmittal No. 07-43, concerning the Department of the Air Force's proposed Letter(s) of Offer and Acceptance to Israel for defense articles and services; to the Committee on Foreign Affairs.

3088. A letter from the Deputy Director, Defense Security Cooperation Agency, transmitting pursuant to Section 62(a) of the Arms Export Control Act (AECA), notification concerning the Department of the Navy's proposed lease of defense articles to the Government of Iceland (Transmittal No. 05-07); to the Committee on Foreign Affairs.

3089. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting a copy of the Department's report entitled, "Report on the Effectiveness of the United Nations to Prevent Sexual Exploitation and Abuse and Trafficking in Persons in UN Peacekeeping Missions," pursuant to Public Law 109-164, section 104(e); to the Committee on Foreign Affairs.

3090. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting pursuant to section 36(c) and (d) of the Arms Export Control Act, certification regarding the proposed license for the export of defense articles and services to the Governments of Canada, the United Kingdom, Switzerland, and Kuwait (Transmittal No. DDTC 006-07); to the Committee on Foreign Affairs.

3091. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting pursuant to section 36(c) of the Arms Export Control Act, certification of a proposed technical assistance agreement for the export of technical data, defense articles and services to the Government of Saudi Arabia (Transmittal No. DDTC 026-07); to the Committee on Foreign Affairs.

3092. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting pursuant to section 36(c) of the Arms Export Control Act, certification of a proposed license for the export of defense articles and services to the Government of Canada (Transmittal No. DDTC 048-07); to the Committee on Foreign Affairs.

3093. A letter from the White House Liaison, Department of Health and Human Services, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Oversight and Government Reform.

3094. A letter from the White House Liaison, Department of Health and Human Services, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Oversight and Government Reform.

3095. A letter from the Chief, Publications and Regulations Branch, Internal Revenue Service, transmitting the Service's final rule — Examination and Closing Procedures for Form 8697, Look-Back Interest — received August 14, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

3096. A letter from the Chief, Publications and Regulations, Internal Revenue Service, transmitting the Service's final rule — Modification of Notice 2003-81 [Notice 2007-71] received August 14, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

3097. A letter from the Chief, Publications and Regulations Branch, Internal Revenue Service, transmitting the Service's final rule — Pharmaceutical Industry Overview Guide — received August 14, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

3098. A letter from the Chief, Publications and Regulations Branch, Internal Revenue Service, transmitting the Service's final rule — Food Industry Overview Guide — received August 14, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

3099. A letter from the Chief, Publications and Regulations Branch, Internal Revenue Service, transmitting the Service's final rule — Biotech Industry Overview Guide — received August 14, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

3100. A letter from the Chief, Publications and Regulations Branch, Internal Revenue Service, transmitting the Service's final rule — Relief Related to Plan Amendment of Definition of Normal Retirement Age [Notice 2007-69] received August 14, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

3101. A letter from the Chief, Publications and Regulations, Internal Revenue Service, transmitting the Service's final rule — 26 CFR 601.105: Examination of returns and claims for refund, credit, or abatement; determination of correct tax liability (Rev. Proc. 2007-55) received August 14, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

3102. A letter from the Chief, Publications and Regulations, Internal Revenue Service, transmitting the Service's final rule — Corporate Estimated Tax [TD 9347] (RIN: 1545-AY22) received August 8, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

3103. A letter from the Chief, Publications and Regulations, Internal Revenue Service, transmitting the Service's final rule—Section 1274.—Determination of Issue Price in the Case of Certain Debit Instruments Issued for Property (Rev. Rul. 2007-57) received August 21, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

3104. A letter from the Chief, Border Security Regulations Branch, Department of Homeland Security, transmitting the Department's "Major" final rule — Advance Electronic Transmission of Passenger and Crew Member Manifests for Commercial Aircraft and Vessels (RIN: 1651-AA62) received August 14, 2007, pursuant to 5 U.S.C.

801(a)(1)(A); to the Committee on Homeland Security.

3105. A letter from the Director, Defense Security Cooperation Agency, transmitting notification that the Department intends to use FY 2007 IMET funds for the Democratic Republic of the Congo, pursuant to Public Law 110-5, section 515; jointly to the Committees on Foreign Affairs and Appropriations.

3106. A letter from the Regulations Coordinator, Department of Health and Human Services, transmitting the Department's final rule — Medicare and Medicaid Programs; Hospital Conditions of Participation; Laboratory Services [CMS-3014-IFC] (RIN: 0938-AJ29) received August 24, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); jointly to the Committees on Ways and Means and Energy and Commerce.

3107. A letter from the Regulations Coordinator, Department of Health and Human Services, transmitting the Department's final rule — Medicare Program; Medicare Integrity Program, Fiscal Intermediary and Carrier Functions, and Conflict of Interest Requirements [CMS-6030-F] (RIN: 0938-AN72) received August 24, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); jointly to the Committees on Ways and Means and Energy and Commerce.

3108. A letter from the Regulations Coordinator, Department of Health and Human Services, transmitting the Department's final rule — Medicaid Program and State Children's Health Insurance Program (CHIP); Payment Error Rate Measurement [CMS-6026-F] (RIN: 0938-AN77) received August 31, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); jointly to the Committees on Ways and Means and Energy and Commerce.

3109. A letter from the Regulations Coordinator, CMS, Department of Health and Human Services, transmitting the Department's "Major" final rule — Medicare Program, Home Health Prospective Payment System Refinement and Rate Update for Calendar Year 2008 [CMS-1541-FC] (RIN: 0938-AO32) received August 24, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); jointly to the Committees on Ways and Means and Energy and Commerce.

#### ¶112.4 ENROLLED BILLS SIGNED

The SPEAKER pro tempore, Mr. MCDERMOTT, announced that pursuant to clause 4, rule I, the Speaker signed the following enrolled bill on Sunday, August 5, 2007:

S. 1927. An Act to amend the Foreign Intelligence Surveillance Act of 1978 to provide additional procedures for authorizing certain acquisitions of foreign intelligence information, and for other purposes.

That SPEAKER pro tempore, Mr. HOYER, signed the following enrolled bills on Monday, August 6, 2007:

H.R. 1260. An Act to designate the facility of the United States Postal Service located at 6301 Highway 58 in Harrison, Tennessee, as the "Claude Ramsey Post Office".

H.R. 1335. An Act to designate the facility of the United States Postal Service located at 508 East Main Street in Seneca, South Carolina, as the "S/Sgt. Lewis G. Watkins Post Office Building".

H.R. 1384. An Act to designate the facility of the United States Postal Service located at 118 Minner Avenue in Bakersfield, California, as the "Buck Owens Post Office".

H.R. 1425. An Act to designate the facility of the United States Postal Service located at 4551 East 52nd Street in Odessa, Texas, as the "Staff Sergeant Marvin 'Rex' Young Post Office Building".

H.R. 1434. An Act to designate the facility of the United States Postal Service located

at 896 Pittsburgh Street in Springdale, Pennsylvania, as the "Rachel Carson Post Office Building".

H.R. 1617. An Act to designate the facility of the United States Postal Service located at 561 Kingsland Avenue in University City, Missouri, as the "Harriett F. Woods Post Office Building".

H.R. 1722. An Act to designate the facility of the United States Postal Service located at 601 Banyan Trail in Boca Raton, Florida, as the "Leonard W. Herman Post Office".

H.R. 2025. An Act to designate the facility of the United States Postal Service located at 11033 South State Street in Chicago, Illinois, as the "Willye B. White Post Office Building".

H.R. 2077. An Act to designate the facility of the United States Postal Service located at 20805 State Route 125 in Blue Creek, Ohio, as the "George B. Lewis Post Office Building".

H.R. 2078. An Act to designate the facility of the United States Postal Service located at 14536 State Route 136 in Cherry Fork, Ohio, as the "Staff Sergeant Omer 'O.T.' Hawkins Post Office".

H.R. 2127. An Act to designate the facility of the United States Postal Service located at 408 West 6th Street in Chelsea, Oklahoma, as the "Clem Rogers McSpadden Post Office Building".

H.R. 2309. An Act to designate the facility of the United States Postal Service located at 3916 Milgen Road in Columbus, Georgia, as the "Frank G. Lumpkin, Jr. Post Office Building".

H.R. 2563. An Act to designate the facility of the United States Postal Service located at 309 East Linn Street in Marshalltown, Iowa, as the "Major Scott Nisely Post Office".

H.R. 2570. An Act to designate the facility of the United States Postal Service located at 301 Boardwalk Drive in Fort Collins, Colorado, as the "Dr. Karl E. Carson Post Office Building".

H.R. 2688. An Act to designate the facility of the United States Postal Service located at 103 South Getty Street in Uvalde, Texas, as the "Dolph Briscoe, Jr. Post Office Building".

H.R. 3006. An Act to improve the use of a grant of a parcel of land to the State of Idaho for use as an agricultural college, and for other purposes.

H.R. 3311. An Act to authorize additional funds for emergency repairs and reconstruction of the Interstate I-35 bridge located in Minneapolis, Minnesota, that collapsed on August 1, 2007, to waive the \$100,000,000 limitation on emergency relief funds for those emergency repairs and reconstruction, and for other purposes.

#### ¶112.5 COMMUNICATION FROM THE

##### CLERK—MESSAGE FROM THE SENATE

The SPEAKER pro tempore, Mr. MCDERMOTT, laid before the House a communication, which was read as follows:

OFFICE OF THE CLERK,  
HOUSE OF REPRESENTATIVES,  
Washington, DC, August 7, 2007.

Hon. NANCY PELOSI,  
*The Speaker, House of Representatives,*  
Washington, DC.

DEAR MADAM SPEAKER: Pursuant to the permission granted in Clause 2(h) of Rule II of the Rules of the U.S. House of Representatives, the Clerk received the following message from the Secretary of the Senate on August 6, 2007, at 5:35 pm:

That the Senate passed S. 849.

That the Senate passed S. 163.

With best wishes, I am,

Sincerely,

LORRAINE C. MILLER,  
*Clerk of the House.*

#### ¶112.6 COMMUNICATION REGARDING SUBPOENA

The SPEAKER pro tempore, Mr. MCDERMOTT, laid before the House the following communication from Dan Blankenburg, Deputy Chief of Staff, office of the Honorable John T. Doolittle:

HOUSE OF REPRESENTATIVES,  
Washington, DC, August 13, 2007.

Hon. NANCY PELOSI,  
*Speaker, House of Representatives,*  
Washington, DC.

DEAR MADAM SPEAKER: This is to formally notify you pursuant to Rule VIII of the Rules of the House of Representatives that I have been served with a grand jury subpoena for testimony issued by the U.S. District Court for the District of Columbia.

After consulting with the Office of General Counsel, I will make the determinations required by Rule VIII.

Sincerely,

DAN BLANKENBURG,  
*Deputy Chief of Staff.*

#### ¶112.7 COMMUNICATION REGARDING SUBPOENA

The SPEAKER pro tempore, Mr. MCDERMOTT, laid before the House the following communication from Ron Rogers, Chief of Staff, office of the Honorable John T. Doolittle:

HOUSE OF REPRESENTATIVES,  
Washington, DC, August 13, 2007.

Hon. NANCY PELOSI,  
*Speaker, House of Representatives,*  
Washington, DC.

DEAR MADAM SPEAKER: This is to formally notify you pursuant to Rule VIII of the Rules of the House of Representatives that I have been served with a grand jury subpoena for testimony issued by the U.S. District Court for the District of Columbia.

After consulting with the Office of General Counsel, I will make the determinations required by Rule VIII.

Sincerely,

RON ROGERS,  
*Chief of Staff.*

#### ¶112.8 COMMUNICATION REGARDING SUBPOENA

The SPEAKER pro tempore, Mr. MCDERMOTT, laid before the House the following communication from Regina Smith, District Director, office of the Honorable Phil English of Pennsylvania:

HOUSE OF REPRESENTATIVES,  
Washington, DC, August 13, 2007.

Hon. NANCY PELOSI,  
*Speaker, House of Representatives,*  
Washington, DC.

DEAR MADAM SPEAKER: This is to formally notify you pursuant to Rule VIII of the Rules of the House that I have been served with a trial subpoena for testimony issued by the United States District Court for the Southern District of Florida.

After consultation with the Office of General Counsel, I have determined that compliance with the subpoena is consistent with the privileges and rights of the House.

Sincerely,

REGINA SMITH,  
*District Director for*  
*Congressman Phil English (PA-03).*



¶112.9 MINORITY SERVING INSTITUTION  
DIGITAL AND WIRELESS TECHNOLOGY

Mr. BAIRD moved to suspend the rules and pass the bill (H.R. 694) to establish a digital and wireless network technology program, and for other purposes; as amended.

The SPEAKER pro tempore, Mr. McDERMOTT, recognized Mr. BAIRD and Mr. HALL of Texas, each for 20 minutes.

After debate,

The question being put, *viva voce*,

Will the House suspend the rules and pass said bill, as amended?

The SPEAKER pro tempore, Mr. McDERMOTT, announced that two-thirds of the Members present had voted in the affirmative.

Mr. PRICE of Georgia demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Mr. McDERMOTT, pursuant to clause 8, rule XX, announced that further proceedings on the question were postponed.

¶112.10 GREEN CHEMISTRY RESEARCH  
AND DEVELOPMENT

Mr. BAIRD moved to suspend the rules and pass the bill (H.R. 2850) to provide for the implementation of a Green Chemistry Research and Development Program, and for other purposes; as amended.

The SPEAKER pro tempore, Mr. McDERMOTT, recognized Mr. BAIRD and Mr. HALL of Texas, each for 20 minutes.

After debate,

The question being put, *viva voce*,

Will the House suspend the rules and pass said bill, as amended?

The SPEAKER pro tempore, Mr. McDERMOTT, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill, as amended, was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill, as amended, was passed was, by unanimous consent, laid on the table.

*Ordered*, That the Clerk request the concurrence of the Senate in said bill.

¶112.11 SBA TRADE PROGRAMS

Ms. VELAZQUEZ moved to suspend the rules and pass the bill (H.R. 2992) to amend the Small Business Act to improve trade programs, and for other purposes; as amended.

The SPEAKER pro tempore, Mr. McDERMOTT, recognized Ms. VELAZQUEZ and Mr. CHABOT, each for 20 minutes.

After debate,

The question being put, *viva voce*,

Will the House suspend the rules and pass said bill, as amended?

The SPEAKER pro tempore, Mr. McDERMOTT, announced that two-

thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill, as amended, was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill, as amended, was passed was, by unanimous consent, laid on the table.

*Ordered*, That the Clerk request the concurrence of the Senate in said bill.

¶112.12 MICROLOAN AMENDMENTS AND  
MODERNIZATION

Ms. VELAZQUEZ moved to suspend the rules and pass the bill (H.R. 3020) to amend the Small Business Act to improve the Microloan program, and for other purposes; as amended.

The SPEAKER pro tempore, Mr. McDERMOTT, recognized Ms. VELAZQUEZ and Mr. CHABOT, each for 20 minutes.

After debate,

The question being put, *viva voce*,

Will the House suspend the rules and pass said bill, as amended?

The SPEAKER pro tempore, Mr. McDERMOTT, announced that two-thirds of the Members present had voted in the affirmative.

Ms. VELAZQUEZ demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Mr. McDERMOTT, pursuant to clause 8, rule XX, announced that further proceedings on the question were postponed.

¶112.13 GOVERNMENT OF THE PEOPLE'S  
REPUBLIC OF CHINA

Mr. MARSHALL moved to suspend the rules and agree to the following resolution (H. Res. 552):

Whereas well-functioning financial markets in China capable of accurately pricing risk, valuing assets, allocating capital to its most efficient use, providing financial products that allow savers to obtain a market rate of return, and capable of intermediating efficiently between savers and borrowers are essential if China is to move successfully to a market-based economy;

Whereas the lack of diversification and innovation among Chinese financial firms, particularly state-owned banks, limits the financial assets in which the Chinese people can invest and limits their access to savings and investment vehicles that would allow them to save safely and adequately for retirement and insure themselves against risks to health and incomes;

Whereas the current lack of well-functioning financial markets in China has the effect of misallocating capital and distorting investment in ways that subsidize capital intensive industries in China's manufacturing sector and distort trade with the United States and other trading partners as a consequence;

Whereas an increased presence of United States and other foreign financial services firms in China would provide substantial benefit to China by aiding in the reform and development of the banking, insurance, asset management, and securities industries and providing new products to Chinese con-

sumers that would contribute substantially to their financial security;

Whereas the United States trade deficit with China in 2006 was \$233,000,000,000, and this trade deficit has nearly tripled in size since China joined the World Trade Organization in 2001;

Whereas the United States financial services sector is a leading source of United States exports globally and has the potential to be a major exporter to China;

Whereas the United States maintains open and nondiscriminatory standards for trade in financial services, while China continues to protect large segments of its financial services markets from foreign trade;

Whereas China's World Trade Organization commitments fail to achieve an open and nondiscriminatory environment for foreign financial services firms seeking to trade with China;

Whereas China is one of the few remaining major emerging market countries that maintains limitations on foreign ownership of financial services firms;

Whereas foreign ownership restrictions severely limit United States firms' ability to operate in China across the financial services sector, such that United States and other foreign firms are not permitted to own more than a 49 percent stake in a Chinese asset management firm, a 20 percent stake in a Chinese bank, a 33 percent stake in a Chinese securities firm, a 24.9 percent stake in a Chinese insurance company, and a 50 percent stake in a life insurance joint venture;

Whereas foreign entities are not permitted to invest in Chinese A-share securities markets except through an onerous licensing and quota system for "qualified foreign institutional investors," and Chinese institutional investors are also restricted in investing in foreign securities markets except through a licensing and quota system for "qualified domestic institutional investors";

Whereas the government of China has failed to meet its World Trade Organization commitment on licensing of foreign broker-dealers and maintains discriminatory restrictions on the scope of business of foreign securities firms;

Whereas the government of China maintains discriminatory standards for foreign banks in terms of capital requirements, restrictions on corporate operational form, and restrictions on bank branches, and has been slow to act on foreign banks' applications;

Whereas the government of China has approved no new enterprise annuities licenses for United States or other foreign firms since 2005 and maintains a cumbersome multi-agency process for approval of licenses;

Whereas the government of China maintains discriminatory practices for branch applications from foreign-invested life insurers, granting branch approvals slowly and consecutively, while domestic insurers receive concurrent approvals to open multiple branches;

Whereas major Chinese financial institutions have sought licenses to operate in the United States on the grounds that Chinese financial regulators satisfy consolidated supervision standards, at the same time the Chinese government restricts access to United States and other foreign firms on grounds that suggest that Chinese regulators may not satisfy these standards; and

Whereas the Secretary of the Treasury has initiated the Strategic Economic Dialogue as a forum in which to engage Chinese officials on economic reform issues, including financial market issues: Now, therefore, be it

*Resolved*, That it is the sense of the House of Representatives that—

(1) The Government of the People's Republic of China should immediately implement all of its World Trade Organization commitments to date in financial services;

(2) the Government of the People's Republic of China should immediately implement all of its commitments to date made under the auspices of the Strategic Economic Dialogue initiated by the Secretary of the Treasury;

(3) the goals of the United States for the next meeting of the Strategic Economic Dialogue should be to achieve Chinese commitments toward—

(A) removal of all foreign investment ownership caps on banking, life insurance, asset management, and securities;

(B) nondiscriminatory treatment of United States financial services firms (including banking, insurer, insurance intermediary, asset management, and securities firms) with regard to licensing, corporate form, and permitted products and services; and

(C) nondiscriminatory treatment of United States financial services firms with regard to regulation and supervision; and

(4) United States financial service regulators, in assessing whether applications from Chinese financial institutions meet comprehensive consolidated supervision standards, should consider whether the applications are for operations and activities in the United States that are currently prohibited for United States financial institutions in China, and the extent to which such prohibitions reflect problems with the quality of home country supervision.

The SPEAKER pro tempore, Mr. MCDERMOTT, recognized Mr. MARSHALL and Mr. ROSKAM, each for 20 minutes.

After debate,

The question being put, *viva voce*,

Will the House suspend the rules and agree to said resolution?

The SPEAKER pro tempore, Mr. MCDERMOTT, announced that two-thirds of the Members present had voted in the affirmative.

Mr. MARSHALL demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Mr. MCDERMOTT, pursuant to clause 8, rule XX, announced that further proceedings on the question were postponed.

#### 112.14 NATIVE AMERICAN DOLLAR COIN

Mr. BOREN moved to suspend the rules and agree to the following amendment of the Senate to the bill (H.R. 2358) to require the Secretary of the Treasury to mint and issue coins in commemoration of Native Americans and the important contributions made by Indian tribes and Individual Native Americans to the development of the United States and the history of the United States, and for other purposes:

Strike out all after the enacting clause and insert:

##### SECTION 1. SHORT TITLE.

This Act may be cited as the "Native American \$1 Coin Act".

##### SEC. 2. NATIVE AMERICAN \$1 COIN PROGRAM.

Section 5112 of title 31, United States Code, is amended by adding at the end the following:

"(r) REDESIGN AND ISSUANCE OF CIRCULATING \$1 COINS HONORING NATIVE AMERICANS AND THE IMPORTANT CONTRIBUTIONS MADE BY INDIAN TRIBES AND INDIVIDUAL NATIVE AMERICANS IN UNITED STATES HISTORY.—

"(1) REDESIGN BEGINNING IN 2008.—

"(A) IN GENERAL.—Effective beginning January 1, 2008, notwithstanding subsection (d), in

addition to the coins to be issued pursuant to subsection (n), and in accordance with this subsection, the Secretary shall mint and issue \$1 coins that—

"(i) have as the designs on the obverse the so-called 'Sacagawea design'; and

"(ii) have a design on the reverse selected in accordance with paragraph (2)(A), subject to paragraph (3)(A).

"(B) DELAYED DATE.—If the date of the enactment of the Native American \$1 Coin Act is after August 25, 2007, subparagraph (A) shall be applied by substituting '2009' for '2008'.

"(2) DESIGN REQUIREMENTS.—The \$1 coins issued in accordance with paragraph (1) shall meet the following design requirements:

"(A) COIN REVERSE.—The design on the reverse shall bear—

"(i) images celebrating the important contributions made by Indian tribes and individual Native Americans to the development of the United States and the history of the United States;

"(ii) the inscription '\$1'; and

"(iii) the inscription 'United States of America'.

"(B) COIN OBVERSE.—The design on the obverse shall—

"(i) be chosen by the Secretary, after consultation with the Commission of Fine Arts and review by the Citizens Coinage Advisory Committee; and

"(ii) contain the so-called 'Sacagawea design' and the inscription 'Liberty'.

"(C) EDGE-INCUSED INSCRIPTIONS.—

"(i) IN GENERAL.—The inscription of the year of minting and issuance of the coin and the inscriptions 'E Pluribus Unum' and 'In God We Trust' shall be edge-incused into the coin.

"(ii) PRESERVATION OF DISTINCTIVE EDGE.—The edge-incusing of the inscriptions under clause (i) on coins issued under this subsection shall be done in a manner that preserves the distinctive edge of the coin so that the denomination of the coin is readily discernible, including by individuals who are blind or visually impaired.

"(D) REVERSE DESIGN SELECTION.—The designs selected for the reverse of the coins described under this subsection—

"(i) shall be chosen by the Secretary after consultation with the Committee on Indian Affairs of the Senate, the Congressional Native American Caucus of the House of Representatives, the Commission of Fine Arts, and the National Congress of American Indians;

"(ii) shall be reviewed by the Citizens Coinage Advisory Committee;

"(iii) may depict individuals and events such as—

"(I) the creation of Cherokee written language;

"(II) the Iroquois Confederacy;

"(III) Wampanoag Chief Massasoit;

"(IV) the 'Pueblo Revolt';

"(V) Olympian Jim Thorpe;

"(VI) Ely S. Parker, a general on the staff of General Ulysses S. Grant and later head of the Bureau of Indian Affairs; and

"(VII) code talkers who served the United States Armed Forces during World War I and World War II; and

"(iv) in the case of a design depicting the contribution of an individual Native American to the development of the United States and the history of the United States, shall not depict the individual in a size such that the coin could be considered to be a '2-headed' coin.

"(3) ISSUANCE OF COINS COMMEMORATING 1 NATIVE AMERICAN EVENT DURING EACH YEAR.—

"(A) IN GENERAL.—Each design for the reverse of the \$1 coins issued during each year shall be emblematic of 1 important Native American or Native American contribution each year.

"(B) ISSUANCE PERIOD.—Each \$1 coin minted with a design on the reverse in accordance with this subsection for any year shall be issued during the 1-year period beginning on January 1 of that year and shall be available throughout the entire 1-year period.

"(C) ORDER OF ISSUANCE OF DESIGNS.—Each coin issued under this subsection commemorating Native Americans and their contributions—

"(i) shall be issued, to the maximum extent practicable, in the chronological order in which the Native Americans lived or the events occurred, until the termination of the coin program described in subsection (n); and

"(ii) thereafter shall be issued in any order determined to be appropriate by the Secretary, after consultation with the Committee on Indian Affairs of the Senate, the Congressional Native American Caucus of the House of Representatives, and the National Congress of American Indians.

"(4) ISSUANCE OF NUMISMATIC COINS.—The Secretary may mint and issue such number of \$1 coins of each design selected under this subsection in uncirculated and proof qualities as the Secretary determines to be appropriate.

"(5) QUANTITY.—The number of \$1 coins minted and issued in a year with the Sacagawea-design on the obverse shall be not less than 20 percent of the total number of \$1 coins minted and issued in such year."

##### SEC. 3. TECHNICAL AND CONFORMING AMENDMENTS.

Section 5112(n)(1) of title 31, United States Code, is amended—

(1) by striking the paragraph designation and heading and all that follows through "Notwithstanding subsection (d)" and inserting the following:

"(1) REDESIGN BEGINNING IN 2007.—Notwithstanding subsection (d)";

(2) by striking subparagraph (B); and

(3) by redesignating clauses (i) and (ii) as subparagraphs (A) and (B), respectively, and indenting the subparagraphs appropriately.

##### SEC. 4. REMOVAL OF BARRIERS TO CIRCULATION OF \$1 COIN.

(a) IN GENERAL.—In order to remove barriers to circulation, the Secretary of the Treasury shall carry out an aggressive, cost-effective, continuing campaign to encourage commercial enterprises to accept and dispense \$1 coins that have as designs on the obverse the so-called "Sacagawea design".

(b) REPORT.—The Secretary of the Treasury shall submit to Congress an annual report on the success of the efforts described in subsection (a).

The SPEAKER pro tempore, Mr. MCDERMOTT, recognized Mr. BOREN and Mr. ROSKAM, each for 20 minutes.

After debate,

The question being put, *viva voce*,

Will the House suspend the rules and agree to said amendment of the Senate?

The SPEAKER pro tempore, Mr. MCDERMOTT, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said amendment of the Senate was agreed to.

A motion to reconsider the vote whereby the rules were suspended and said amendment of the Senate was agreed to was, by unanimous consent, laid on the table.

Ordered, That the Clerk notify the Senate thereof.

#### 112.15 TENZIN GYATSO CONGRESSIONAL GOLD MEDAL

On motion of Mr. BRADY of Pennsylvania, by unanimous consent, the Committee on House Administration and the Committee on Transportation and

Infrastructure were discharged from further consideration of the following concurrent resolution (H. Con. Res. 196):

**SECTION 1. USE OF ROTUNDA FOR GOLD MEDAL CEREMONY FOR DALAI LAMA.**

(a) USE OF ROTUNDA.—The rotunda of the Capitol is authorized to be used on October 17, 2007, for a ceremony to award the Congressional Gold Medal to Tenzin Gyatso, the Fourteenth Dalai Lama, in accordance with Public Law 109-287.

(b) PREPARATIONS.—Physical preparations for the ceremony referred to in subsection (a) shall be carried out in accordance with such conditions as the Architect of the Capitol may prescribe.

**SEC. 2. USE OF CAPITOL GROUNDS IN CONNECTION WITH CEREMONY.**

(a) IN GENERAL.—The International Campaign for Tibet (in this resolution referred to as the “sponsor”) shall be permitted to sponsor a public event on the Capitol Grounds (in this resolution referred to as the “event”) on October 17, 2007, in connection with the ceremony to be held in the rotunda of the Capitol under section 1.

(b) TERMS AND CONDITIONS.—

(1) IN GENERAL.—Under conditions to be prescribed by the Architect of the Capitol and the Capitol Police Board, the event shall be—

(A) free of admission charge and open to the public; and

(B) arranged not to interfere with the needs of Congress.

(2) EXPENSES AND LIABILITIES.—The sponsor shall assume full responsibility for all expenses and liabilities incident to all activities associated with the event.

(c) EVENT PREPARATIONS.—Subject to the approval of the Architect of the Capitol, the sponsor is authorized to erect upon the Capitol Grounds such stage, sound amplification devices, and other related structures and equipment, as may be required for the event.

(d) ENFORCEMENT OF RESTRICTIONS.—The Capitol Police Board shall provide for enforcement of the restrictions contained in section 5104(c) of title 40, United States Code, concerning sales, advertisements, displays, and solicitations on the Capitol Grounds, as well as other restrictions applicable to the Capitol Grounds, in connection with the event.

When said concurrent resolution was considered and agreed to.

A motion to reconsider the vote whereby said concurrent resolution was agreed to was, by unanimous consent, laid on the table.

*Ordered*, That the Clerk request the concurrence of the Senate in said concurrent resolution.

¶112.16 RECESS—3:29 P.M.

The SPEAKER pro tempore, Mr. MCDERMOTT, pursuant to clause 12(a) of rule I, declared the House in recess at 3 o'clock and 29 minutes p.m., subject to the call of the Chair.

¶112.17 AFTER RECESS—6:03 P.M.

The SPEAKER pro tempore, Mr. SCOTT of Georgia, called the House to order.

¶112.18 COLLEGE LOAN REDUCTION

On motion of Mr. George MILLER of California, by unanimous consent, the bill (H.R. 2669) to provide for reconciliation pursuant to section 601 of the concurrent resolution on the budget for fiscal year 2008; together with the

amendment of the Senate thereto, was taken from the Speaker's table.

When on motion of Mr. George MILLER of California, it was,

*Resolved*, That the House disagree to the amendment of the Senate and agree to the conference asked by the Senate on the disagreeing votes of the two Houses thereon.

*Ordered*, That the Clerk notify the Senate thereof.

¶112.19 MOTION TO INSTRUCT CONFEREES—H.R. 2669

Mr. HOEKSTRA moved that the managers on the part of the House at the conference on the amendment of the two Houses on the amendment of the Senate to the bill (H.R. 2669), be instructed to agree to the provisions contained in section 801 of the Senate amendment, relating to the sense of the Senate on the detainees at Guantanamo Bay, Cuba.

After debate,

By unanimous consent, the previous question was ordered on the motion to instruct the managers on the part of the House.

The question being put, *viva voce*,

Will the House agree to said motion?

The SPEAKER pro tempore, Mr. SCOTT of Georgia, announced that the yeas had it.

Mr. HOEKSTRA demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Mr. SCOTT of Georgia, pursuant to clause 8, rule XX, announced that further proceedings on the question were postponed.

¶112.20 COMMUNICATION REGARDING SUBPOENA

The SPEAKER pro tempore, Mr. SCOTT of Georgia, laid before the House the following communication from the Mr. PETERSON of Pennsylvania:

CONGRESS OF THE UNITED STATES,  
HOUSE OF REPRESENTATIVES,  
*Washington, DC, August 22, 2007.*

Hon. NANCY PELOSI,  
*Speaker, House of Representatives,*  
*Washington, DC.*

DEAR MADAM SPEAKER: This is to formally notify you, pursuant to Rule VIII of the Rules of the House of Representatives, that I have been served with a judicial subpoena for documents issued by the United States District Court for the Middle District of Pennsylvania.

After consulting with the Office of General Counsel, I have determined that compliance with the subpoena is consistent with the privileges and rights of the House.

Sincerely,

JOHN E. PETERSON,  
*Member of Congress.*

¶112.21 H.R. 694—UNFINISHED BUSINESS

The SPEAKER pro tempore, Mr. SCOTT of Georgia, pursuant to clause 8, rule XX, announced the unfinished business to be the motion to suspend the rules and pass the bill (H.R. 694) to establish a digital and wireless network technology program, and for other purposes; as amended.

The question being put,

Will the House suspend the rules and pass said bill, as amended?

The vote was taken by electronic device.

It was decided in the { Yeas ..... 331  
affirmative ..... } Nays ..... 59

¶112.22 [Roll No. 847]

YEAS—331

Abercrombie	Doggett	Latham
Ackerman	Donnelly	LaTourette
Aderholt	Doyle	Lee
Akin	Drake	Levin
Alexander	Dreier	Lewis (GA)
Allen	Edwards	Lewis (KY)
Altmire	Ehlers	LoBiondo
Andrews	Ellison	Loebsock
Arcuri	Ellsworth	Lofgren, Zoe
Baca	Emanuel	Lowe
Bachus	Emerson	Lungren, Daniel
Baird	Engel	E.
Baker	English (PA)	Lynch
Baldwin	Eshoo	Mahoney (FL)
Bean	Etheridge	Maloney (NY)
Becerra	Everett	Markey
Berkley	Fallin	Marshall
Berman	Farr	Matheson
Berry	Fattah	Matsui
Bilirakis	Ferguson	McCarthy (CA)
Bishop (GA)	Filner	McCarthy (NY)
Bishop (NY)	Forbes	McCaul (TX)
Bishop (UT)	Fortenberry	McCollum (MN)
Blumenauer	Fossella	McCotter
Blunt	Frank (MA)	McCreery
Bonner	Frelinghuysen	McDermott
Bono	Gerlach	McGovern
Boozman	Giffords	McHugh
Boren	Gilchrest	McIntyre
Boswell	Gillibrand	McKeon
Boucher	Gillmor	McMorris
Boustany	Gohmert	Rodgers
Boyd (FL)	Gonzalez	McNerney
Boyd (KS)	Goode	McNulty
Brady (PA)	Goodlatte	Meek (FL)
Brady (TX)	Gordon	Meeks (NY)
Braley (IA)	Granger	Melancon
Brown (SC)	Green, Al	Mica
Brown, Corrine	Green, Gene	Michaud
Brown-Waite,	Hall (NY)	Miller (MI)
Ginny	Hall (TX)	Miller (NC)
Buchanan	Hare	Miller, George
Burgess	Harman	Mitchell
Butterfield	Hastings (FL)	Moore (KS)
Buyer	Hastings (WA)	Moore (WI)
Calvert	Hayes	Moran (KS)
Camp (MI)	Heller	Moran (VA)
Capito	Herseth Sandlin	Murphy (CT)
Capps	Higgins	Murphy, Patrick
Capuano	Hill	Murphy, Tim
Cardoza	Hinche	Murtha
Carnahan	Hinojosa	Myrick
Carney	Hirono	Nadler
Carson	Hobson	Napolitano
Castle	Hodes	Neal (MA)
Castor	Holden	Nunes
Chabot	Holt	Oberstar
Chandler	Honda	Obey
Clarke	Hoyer	Olver
Clay	Insee	Ortiz
Cleaver	Issa	Pallone
Clyburn	Jackson (IL)	Pascrell
Cohen	Jackson-Lee	Pastor
Cole (OK)	(TX)	Pearce
Conyers	Jefferson	Perlmutter
Cooper	Johnson (GA)	Peterson (MN)
Costello	Jones (OH)	Petri
Courtney	Jordan	Pitts
Cramer	Kagen	Platts
Crenshaw	Kanjorski	Pomeroy
Crowley	Kaptur	Porter
Cuellar	Keller	Price (NC)
Cummings	Kennedy	Putnam
Davis (AL)	Kildee	Radanovich
Davis (CA)	Kilpatrick	Rahall
Davis (IL)	Kind	Ramstad
Davis, Lincoln	King (NY)	Rangel
Davis, Tom	Kirk	Regula
DeFazio	Klein (FL)	Rehberg
DeGette	Knollenberg	Reichert
Delahunt	Kuhl (NY)	Renzi
DeLauro	LaHood	Reyes
Dent	Lampson	Reynolds
Diaz-Balart, L.	Langevin	Rodriguez
Diaz-Balart, M.	Lantos	Rogers (AL)
Dicks	Larsen (WA)	Rogers (KY)
Dingell	Larson (CT)	Rogers (MI)

Ros-Lehtinen Slaughter  
 Roskam Smith (NJ)  
 Ross Smith (TX)  
 Rothman Snyder  
 Roybal-Allard Solis  
 Ruppertsberger Space  
 Ryan (OH) Spratt  
 Ryan (WI) Stark  
 Salazar Stupak  
 Sánchez, Linda Sullivan  
 T. Sutton  
 Sarbanes Tanner  
 Saxton Tauscher  
 Schakowsky Thompson (CA)  
 Scott (GA) Thompson (MS)  
 Scott (VA) Tiaht  
 Sensenbrenner Tiberi  
 Serrano Tierney  
 Sestak Towns  
 Shays Turner  
 Shea-Porter Udall (CO)  
 Sherman Udall (NM)  
 Shuler Upton  
 Shuster Van Hollen  
 Sires Velázquez  
 Skelton Visclosky

NAYS—59

Bachmann Deal (GA)  
 Barrett (SC) Doolittle  
 Bartlett (MD) Duncan  
 Barton (TX) Feeney  
 Biggert Flake  
 Bilbray Foxx  
 Blackburn Franks (AZ)  
 Boehner Garrett (NJ)  
 Broun (GA) Gingrey  
 Burton (IN) Hensarling  
 Campbell (CA) Herger  
 Cannon Hoekstra  
 Cantor Inglis (SC)  
 Carter Jones (NC)  
 Coble King (IA)  
 Conaway Kingston  
 Cubin Kline (MN)  
 Culberson Lamborn  
 Davis (KY) Linder  
 Davis, David Mack

NOT VOTING—42

Barrow Johnson, E. B.  
 Costa Johnson, Sam  
 Davis, Jo Ann Kucinich  
 Gallegly Lewis (CA)  
 Graves Lipinski  
 Grijalva Lucas  
 Gutierrez Mollohan  
 Hastert Payne  
 Hoolley Peterson (PA)  
 Hulshof Pickering  
 Hunter Poe  
 Israel Pryce (OH)  
 Jindal Royce  
 Johnson (IL) Rush

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill, as amended, was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill, as amended, was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said bill.

¶112.23 H.R. 3020—UNFINISHED BUSINESS

The SPEAKER pro tempore, Mr. SCOTT of Georgia, pursuant to clause 8, rule XX, announced the further unfinished business to be the motion to suspend the rules and pass the bill (H.R. 3020) to amend the Small Business Act to improve the Microloan program, and for other purposes; as amended.

The question being put,

Will the House suspend the rules and pass said bill, as amended?

The vote was taken by electronic device.

It was decided in the affirmative { Yeas ..... 385 Nays ..... 5

¶112.24 [Roll No. 848]

YEAS—385

Abercrombie Davis, Tom  
 Ackerman Deal (GA)  
 Aderholt DeFazio  
 Akin DeGette  
 Alexander Delahunt  
 Allen DeLauro  
 Altmire Dent  
 Andrews Diaz-Balart, L.  
 Arcuri Diaz-Balart, M.  
 Baca Dicks  
 Bachmann Dingell  
 Bachus Doggett  
 Baird Donnelly  
 Baker Doolittle  
 Baldwin Doyle  
 Barrett (SC) Drake  
 Bartlett (MD) Dreier  
 Barton (TX) Duncan  
 Bean Edwards  
 Becerra Ehlers  
 Berkley Ellison  
 Berman Ellsworth  
 Berry Emanuel  
 Biggert Emerson  
 Bilbray Engel  
 Bilirakis English (PA)  
 Bishop (GA) Eshoo  
 Bishop (NY) Etheridge  
 Bishop (UT) Everett  
 Blackburn Fallin  
 Blumenauer Farr  
 Blunt Fattah  
 Boehner Feeney  
 Bonner Ferguson  
 Bono Filner  
 Boozman Forbes  
 Boren Fortenberry  
 Boswell Fossella  
 Boucher Foxx  
 Boustany Frank (MA)  
 Boyd (FL) Franks (AZ)  
 Boyda (KS) Frelinghuysen  
 Brady (PA) Garrett (NJ)  
 Brady (TX) Gerlach  
 Braley (IA) Giffords  
 Brown (SC) Gilchrest  
 Brown, Corrine Gillibrand  
 Brown-Waite, Gillmor  
 Ginny Gingrey  
 Buchanan Gohmert  
 Burgess Gonzalez  
 Burton (IN) Goode  
 Butterfield Goodlatte  
 Buyer Gordon  
 Calvert Granger  
 Camp (MI) Green, Al  
 Campbell (CA) Green, Gene  
 Cannon Hall (NY)  
 Cantor Hall (TX)  
 Capito Hare  
 Capps Harman  
 Capuano Hastings (FL)  
 Cardoza Hastings (WA)  
 Carnahan Hayes  
 Carney Heller  
 Carson Hensarling  
 Carter Herger  
 Castle Herseth Sandlin  
 Castor Higgins  
 Chabot Hill  
 Chandler Hinchey  
 Clarke Hinojosa  
 Clay Hirono  
 Cleaver Hobson  
 Clyburn Hodes  
 Cohen Hoekstra  
 Cole (OK) Holden  
 Conaway Holt  
 Conyers Honda  
 Cooper Hoyer  
 Costello Inglis (SC)  
 Courtney Inslie  
 Cramer Issa  
 Crenshaw Jackson (IL)  
 Crowley Jackson-Lee  
 Cubin (TX)  
 Cuellar Jefferson  
 Cummings Johnson (GA)  
 Davis (AL) Jones (NC)  
 Davis (CA) Jones (OH)  
 Davis (IL) Jordan  
 Davis (KY) Kagen  
 Davis, David Kanjorski  
 Davis, Lincoln Kaptur

Perlmutter Sarbanes  
 Peterson (MN) Saxton  
 Petri Schakowsky  
 Pitts Schmidt  
 Platts Scott (GA)  
 Pomeroy Scott (VA)  
 Porter Sensenbrenner  
 Price (GA) Serrano  
 Price (NC) Sessions  
 Putnam Sestak  
 Radanovich Shadegg  
 Rahall Shays  
 Ramstad Shea-Porter  
 Rangel Sherman  
 Regula Shuler  
 Rehberg Shuster  
 Reichert Sires  
 Renzi Skelton  
 Reyes Slaughter  
 Reynolds Smith (NE)  
 Rodriguez Smith (NJ)  
 Rogers (AL) Smith (TX)  
 Rogers (KY) Snyder  
 Rogers (MI) Solis  
 Rohrabacher Space  
 Ros-Lehtinen Spratt  
 Roskam Stark  
 Ross Stearns  
 Rothman Stupak  
 Roybal-Allard Sullivan  
 Ruppertsberger Sutton  
 Ryan (OH) Tanner  
 Ryan (WI) Tauscher  
 Salazar Thompson (CA)  
 Sali Thompson (MS)  
 Sánchez, Linda Thornberry  
 T. Tiaht

NAYS—5

Broun (GA) Culberson  
 Coble Flake Paul

NOT VOTING—42

Barrow Johnson, E. B.  
 Costa Johnson, Sam  
 Davis, Jo Ann Kucinich  
 Gallegly Lewis (CA)  
 Graves Lipinski  
 Grijalva Lucas  
 Gutierrez Mollohan  
 Hastert Payne  
 Hoolley Peterson (PA)  
 Hulshof Pickering  
 Hunter Poe  
 Israel Pryce (OH)  
 Jindal Royce  
 Johnson (IL) Rush

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill, as amended, was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill, as amended, was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said bill.

¶112.25 COMMUNICATION FROM THE DEPUTY CLERK—CERTIFICATE OF ELECTION

The SPEAKER laid before the House a communication, which was read as follows:

HOUSE OF REPRESENTATIVES, Washington, DC, August 31, 2007.

Hon. NANCY PELOSI, Speaker, House of Representatives, Washington, DC.

DEAR MADAM SPEAKER: I have the honor to transmit herewith a scanned copy of a Certificate of Election received from the Honorable Debra Bowen, Secretary of State of California, indicating that, at the Special Election held on August 21, 2007, the Honorable Laura Richardson was duly elected Representative in Congress for the Thirty-Seventh Congressional District, State of California.

With best wishes, I am  
Sincerely,

LORRAINE C. MILLER,  
Clerk of the House.

¶112.26 MEMBER-ELECT SWORN IN

Ms. Laura Richardson of the 37th District of California, presented herself at the bar of the House and took the oath of office prescribed by law.

¶112.27 WHOLE NUMBER OF THE HOUSE OF REPRESENTATIVES ADJUSTED

The SPEAKER announced under clause 5(d) of rule XX, that, in light of the administration of the oath to Representative RICHARDSON, the whole number of the House is adjusted to 434.

¶112.28 MOTION TO INSTRUCT CONFEREES TO H.R. 2669—UNFINISHED BUSINESS

The SPEAKER, pursuant to clause 8 of rule XX, announced the further unfinished business to be the question on the motion, by Mr. HOEKSTRA, to instruct the managers on the part of the House at the conference on the disagreeing votes of the two Houses on the amendment of the Senate to the bill (H.R. 2669) to provide for reconciliation pursuant to section 601 of the concurrent resolution on the budget for fiscal year 2008.

The question being put,

Will the House agree to said motion?

The vote was taken by electronic device.

It was decided in the { Yeas ..... 305  
affirmative ..... { Nays ..... 83

¶112.29 [Roll No. 849]  
YEAS—305

Abercrombie	Buchanan	Diaz-Balart, M.
Ackerman	Burgess	Dingell
Aderholt	Burton (IN)	Doggett
Akin	Butterfield	Donnelly
Alexander	Buyer	Doolittle
Allen	Calvert	Drake
Altmire	Camp (MI)	Dreier
Andrews	Campbell (CA)	Duncan
Arcuri	Cannon	Edwards
Baca	Cantor	Ehlers
Bachmann	Capito	Ellsworth
Bachus	Cardoza	Emanuel
Baird	Carnahan	Emerson
Baker	Carney	English (PA)
Barrett (SC)	Carson	Etheridge
Bartlett (MD)	Carter	Everett
Barton (TX)	Castle	Fallin
Bean	Chabot	Feeney
Becerra	Chandler	Ferguson
Berkley	Clay	Flake
Berry	Cleaver	Forbes
Biggert	Clyburn	Fortenberry
Bilbray	Coble	Fossella
Bilirakis	Cohen	Fox
Bishop (GA)	Cole (OK)	Franks (AZ)
Bishop (NY)	Conaway	Frelinghuysen
Bishop (UT)	Cooper	Garrett (NJ)
Blackburn	Costello	Gerlach
Blunt	Courtney	Giffords
Boehner	Cramer	Gilchrest
Bonner	Crenshaw	Gillibrand
Bono	Crowley	Gillmor
Boozman	Cubin	Gingrey
Boren	Cuellar	Gohmert
Boswell	Culberson	Gonzalez
Boucher	Cummings	Goode
Boustany	Davis (AL)	Goodlatte
Boyd (FL)	Davis (CA)	Gordon
Boyd (KS)	Davis (KY)	Granger
Brady (TX)	Davis, David	Green, Al
Braley (IA)	Davis, Lincoln	Green, Gene
Broun (GA)	Davis, Tom	Hall (NY)
Brown (SC)	Deal (GA)	Hall (TX)
Brown, Corrine	DeFazio	Hare
Brown-Waite,	Dent	Hastings (WA)
Ginny	Diaz-Balart, L.	Hayes

Heller	McHenry
Hensarling	McHugh
Herger	McIntyre
Hereth Sandlin	McKeon
Higgins	McMorris
Hill	Rodgers
Hinojosa	McNerney
Hobson	McNulty
Hodes	Meeke (FL)
Hoekstra	Meeke (NY)
Holden	Melancon
Inglis (SC)	Mica
Issa	Michaud
Jackson (IL)	Miller (FL)
Jackson-Lee	Miller (MI)
(TX)	Miller, Gary
Jefferson	Mitchell
Jones (NC)	Moore (KS)
Jordan	Moran (KS)
Kagen	Murphy, Patrick
Keller	Murphy, Tim
Kennedy	Musgrave
Kildee	Myrick
Kind	Napolitano
King (IA)	Neal (MA)
King (NY)	Neugebauer
Kingston	Nunes
Kirk	Oberstar
Klein (FL)	Ortiz
Kline (MN)	Pallone
Knollenberg	Pearce
Kuhl (NY)	Pence
LaHood	Perlmutter
Lamborn	Peterson (MN)
Lampson	Petri
Langevin	Pitts
Lantos	Platts
Latham	Pomeroy
LaTourette	Porter
Levin	Price (GA)
Lewis (KY)	Putnam
LoBiondo	Radanovich
Lowe	Ramstad
Lungren, Daniel	Rangel
E.	Regula
Lynch	Rehberg
Mack	Reichert
Mahoney (FL)	Renzi
Maloney (NY)	Reyes
Manzullo	Reynolds
Marchant	Rodriguez
Matheson	Rogers (AL)
McCarthy (CA)	Rogers (KY)
McCarthy (NY)	Rogers (MI)
McCaul (TX)	Rohrabacher
McCollum (MN)	Ros-Lehtinen
McCotter	Roskam
McCrery	Ross

NAYS—83

Baldwin	Hoyer
Berman	Inslee
Blumenauer	Johnson (GA)
Brady (PA)	Jones (OH)
Capps	Kanjorski
Capuano	Kaptur
Castor	Kilpatrick
Clarke	Larsen (WA)
Conyers	Larson (CT)
DeGis (IL)	Lee
DeGette	Lewis (GA)
Delahunt	Loebsack
DeLauro	Lofgren, Zoe
Dicks	Markey
Doyle	Matsui
Ellison	McDermott
Engel	McGovern
Eshoo	Miller (NC)
Farr	Miller, George
Fattah	Moore (WI)
Filner	Moran (VA)
Frank (MA)	Murphy (CT)
Harman	Murtha
Hastings (FL)	Nadler
Hinchev	Obey
Hirono	Olver
Holt	Pascroll
Honda	Pastor

NOT VOTING—45

Barrow	Hunter
Costa	Israel
Davis, Jo Ann	Jindal
Gallegly	Johnson (IL)
Graves	Johnson, E. B.
Grijalva	Johnson, Sam
Gutierrez	Kucinich
Hastert	Lewis (CA)
Hooley	Linder
Hulshof	Lipinski

Rothman	Sanchez, Loretta
Ruppersberger	Schiff
Ryan (WI)	Schwartz
Salazar	Shimkus
Sali	Simpson
Sarbanes	Slaughter
Saxton	Smith (WA)
Schmidt	Souder
Scott (GA)	Tancredo
Sensenbrenner	Taylor
Sessions	
Sestak	
Shadegg	
Shays	
Shea-Porter	
Sherman	
Shuler	
Shuster	
Skelton	
Smith (NE)	
Smith (NJ)	
Smith (TX)	
Space	
Spratt	
Stark	
Stearns	
Sullivan	
Tanner	
Tauscher	
Thompson (MS)	
Thornberry	
Tiaht	
Tiberi	
Turner	
Udall (CO)	
Udall (NM)	
Upton	
Van Hollen	
Walberg	
Walden (OR)	
Walsh (NY)	
Waiz (MN)	
Wamp	
Wasserman	
Schultz	
Waxman	
Weldon (FL)	
Westmoreland	
Whitfield	
Wicker	
Wilson (OH)	
Wilson (SC)	
Wolf	
Wu	
Yarmuth	
Young (FL)	

Terry
Watson
Weller
Wilson (NM)
Young (AK)

So the motion to instruct the managers on the part of the House was agreed to.

A motion to reconsider the vote whereby said motion was agreed to was, by unanimous consent, laid on the table.

¶112.30 APPOINTMENT OF CONFEREES—  
H.R. 2669

Thereupon, the SPEAKER pro tempore, Mr. SCOTT of Georgia, by unanimous consent, appointed the following Members as managers on the part of the House at said conference: Messrs. George MILLER of California, ANDREWS, SCOTT of Virginia, HINOJOSA, TIERNEY, WU, Mrs. DAVIS of California, Messrs. DAVIS of Illinois, BISHOP of New York, Ms. HIRONO, Messrs. ALTIMIRE, YARMUTH, COURTNEY, MCKEON, KELLER of Florida, Mrs. McMORRIS RODGERS, Ms. FOX, Messrs. KUHLE of New York, WALBERG, SOUDER, EHLERS, Mrs. BIGGERT, and Mr. PRICE of Georgia.

Ordered, That the Clerk notify the Senate of the foregoing appointments.

¶112.31 SENATE BILL REFERRED

A bill of the Senate of the following title was taken from the Speaker's table and, under the rule, referred as follows:

S. 163. An Act to improve the disaster loan program of the Small Business Administration, and for other purposes; to the Committee on Small Business.

¶112.32 LEAVE OF ABSENCE

By unanimous consent, leave of absence was granted—

To Ms. HOOLEY, for today and balance of the week;

To Mr. LUCAS, for today and September 5;

To Mr. POE, for today;

To Mr. ROYCE, for today and balance of the week;

To Mr. SHIMKUS, for today and balance of the week;

To Mr. WELLER of Illinois, for today and balance of the week;

To Mrs. WILSON of New Mexico, for today; and

To Ms. Eddie Bernice JOHNSON of Texas, for today and until 1:30 p.m. September 5.

And then,

¶112.33 ADJOURNMENT

On motion of Mr. ROHRABACHER, at 11 o'clock and 46 minutes p.m., the House adjourned.

¶112.34 OATH OF OFFICE/MEMBERS, RESIDENT COMMISSIONERS & DELEGATES

The oath of office required by the sixth article of the Constitution of the United States, and as provided by section 2 of the act of May 13, 1884 (23 Stat. 22), to be administered to Members, Resident Commissioner, and Delegates of the House of Representatives,

the text of which is carried in 5 U.S.C. 3331:

"I, AB, do solemnly swear (or affirm) that I will support and defend the Constitution of the United States against all enemies, foreign and domestic; that I will bear true faith and allegiance to the same; that I take this obligation freely, without any mental reservation or purpose of evasion; and that I will well and faithfully discharge the duties of the office on which I am about to enter. So help me God."

has been subscribed to in person and filed in duplicate with the Clerk of the House of Representatives by the following Member of the 110th Congress, pursuant to the provisions of 2 U.S.C. 25:

LAURA RICHARDSON, California, Thirty-Seventh.

#### ¶112.35 REPORTS OF COMMITTEES ON PUBLIC BILLS AND RESOLUTION

Under clause 2 of rule XIII, reports of committees were delivered to the Clerk for printing and reference to the proper calendar, as follows:

Ms. VELÁZQUEZ: Committee on Small Business. H.R. 2992. A bill to amend the Small Business Act to improve trade programs, and for other purposes; with an amendment (Rept. 110-312). Referred to the Committee of the Whole House on the state of the Union.

Ms. VELÁZQUEZ: Committee on Small Business. H.R. 3020. A bill to amend the Small Business Act to improve the Microloan program, and for other purposes; with an amendment (Rept. 110-313). Referred to the Committee of the Whole House on the state of the Union.

Mr. CONYERS: Committee on the Judiciary. H.R. 1908. A bill to amend title 35, United States Code, to provide for patent reform; with an amendment (Rept. 110-314). Referred to the Committee of the Whole House on the state of the Union.

Mr. RAHALL: Committee on Natural Resources. H.R. 1011. A bill to designate additional National Forest System lands in the State of Virginia as wilderness or a wilderness study area, to designate the Kimberling Creek Potential Wilderness Area for eventual incorporation in the Kimberling Creek Wilderness, to establish the Seng Mountain and Bear Creek Scenic Areas, to provide for the development of trail plans for the wilderness areas and scenic areas, and for other purposes; with an amendment (Rept. 110-315 Pt. 1). Ordered to be printed.

#### ¶112.36 TIME LIMITATION OF REFERRED BILL

Pursuant to clause 2 of rule XII the following action was taken by the Speaker:

H.R. 1011. Referral to the Committee on Agriculture extended for a period ending not later than October 5, 2007.

H.R. 1400. Referral to the Committees on Ways and Means, Financial Services, Oversight and Government Reform, and the Judiciary extended for a period ending not later than September 21, 2007.

#### ¶112.37 PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XII, public bills and resolutions were introduced and severally referred, as follows:

By Mr. KINGSTON:

H.R. 3470. A bill to designate the facility of the United States Postal Service located at

744 West Oglethorpe Highway in Hinesville, Georgia, as the "John Sidney 'Sid' Flowers Post Office Building"; to the Committee on Oversight and Government Reform.

By Mr. TIAHRT (for himself, Mr. MORAN of Kansas, Mr. MOORE of Kansas, and Mrs. BOYDA of Kansas):

H.R. 3471. A bill to provide for the award of a military service medal to members of the Armed Forces who were exposed to ionizing radiation as a result of participation in a test of atomic weapons; to the Committee on Armed Services.

By Mr. SARBANES (for himself, Mr. LANTOS, Ms. ROS-LEHTINEN, Mrs. MALONEY of New York, Mr. BILLIRAKIS, Mr. SPACE, Ms. BERKLEY, Mr. PAYNE, Mr. LINCOLN DIAZ-BALART of Florida, Mr. KENNEDY, Mr. PALLONE, Mr. SHAYS, Ms. WATSON, Mr. CROWLEY, and Mr. WEXLER):

H. Res. 629. A resolution extending the condolences and sympathy of the House of Representatives to the Government and the people of Greece for the grave loss of life and vast destruction caused by the devastating fires raging through Greece since June 2007; to the Committee on Foreign Affairs.

By Mr. MARSHALL (for himself, Mr. BISHOP of Georgia, Mr. JOHNSON of Georgia, Mr. LEWIS of Georgia, Mr. GINGREY, Mr. BARROW, Mr. SCOTT of Georgia, Mr. KINGSTON, Mr. PRICE of Georgia, Mr. LINDER, Mr. DEAL of Georgia, Mr. BROUN of Georgia, and Mr. WESTMORELAND):

H. Res. 630. A resolution congratulating the Warner Robins Little League Baseball Team from Warner Robins, Georgia, on winning the 2007 Little League World Series Championship; to the Committee on Oversight and Government Reform.

By Mr. MATHESON:

H. Res. 631. A resolution honoring the sacrifice and courage of the six missing miners and three rescuers who were killed in the Crandall Canyon mine disaster in Utah, and recognizing the rescue crews for their outstanding efforts in the aftermath of the tragedies; to the Committee on Education and Labor.

#### ¶112.38 PRIVATE BILLS AND RESOLUTIONS

Under clause 3 of rule XII,

Mr. FEENEY introduced a bill (H.R. 3472) for the relief of Richelle Starnes; which was referred to the Committee on Armed Services.

#### ¶112.39 ADDITIONAL SPONSORS

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

H.R. 136: Mr. McCOTTER.  
 H.R. 192: Mr. HENSARLING.  
 H.R. 211: Ms. PRYCE of Ohio.  
 H.R. 358: Mr. GORDON.  
 H.R. 380: Mr. LEWIS of Georgia.  
 H.R. 543: Mr. COHEN.  
 H.R. 601: Mr. DENT.  
 H.R. 690: Mr. SESSIONS, Ms. MCCOLLUM of Minnesota, and Mr. PITTS.  
 H.R. 743: Mr. ARCURI and Mr. LOBIONDO.  
 H.R. 760: Ms. MCCOLLUM of Minnesota, Mr. PAYNE, Mr. ANDREWS, Mr. BAIRD, and Mr. THOMPSON of California.  
 H.R. 782: Mr. CARNAHAN.  
 H.R. 837: Mr. McCOTTER.  
 H.R. 882: Mr. GENE GREEN of Texas.  
 H.R. 900: Mr. PRICE of North Carolina.  
 H.R. 946: Mr. ABERCROMBIE.  
 H.R. 969: Mr. SMITH of New Jersey.  
 H.R. 971: Mr. ROTHMAN.  
 H.R. 1014: Mrs. BACHMANN, Mrs. MCMORRIS RODGERS, Mrs. JO ANN DAVIS of Virginia, and Mrs. WILSON of New Mexico.

H.R. 1022: Mr. JOHNSON of Georgia, Ms. LEE, Mr. TIERNEY, and Mr. WYNN.

H.R. 1046: Mr. RAMSTAD.

H.R. 1064: Mr. CAMP of Michigan, Mr. CRAMER, Mr. RYAN of Ohio, Mr. GERLACH, Ms. BALDWIN, and Mr. SESTAK.

H.R. 1069: Mr. MCNERNEY.

H.R. 1072: Mr. CASTLE.

H.R. 1076: Mr. TIBERI, Mr. JINDAL, and Mr. BOOZMAN.

H.R. 1078: Ms. SLAUGHTER and Mr. RUSH.

H.R. 1088: Mr. SMITH of New Jersey.

H.R. 1108: Mr. LATOURETTE.

H.R. 1157: Mr. ROSS.

H.R. 1172: Mr. WAXMAN.

H.R. 1188: Mr. JINDAL and Ms. LEE.

H.R. 1198: Mr. MARSHALL and Mrs. WILSON of New Mexico.

H.R. 1223: Mr. LINCOLN DIAZ-BALART of Florida and Mr. PAUL.

H.R. 1225: Mrs. TAUSCHER and Mr. VAN HOLLEN.

H.R. 1236: Mr. VAN HOLLEN, Mr. CRAMER, and Mr. LAMPSON.

H.R. 1237: Mr. HIGGINS, Mr. LINCOLN DIAZ-BALART of Florida, Ms. SLAUGHTER, Mr. BAIRD, Mr. FERGUSON, and Mrs. WILSON of New Mexico.

H.R. 1275: Mrs. MALONEY of New York, Mr. MEEK of Florida, Mr. CUMMINGS, Mr. SMITH of Washington, and Mr. ORTIZ.

H.R. 1279: Mr. WHITFIELD, Mr. HINCHEY, Mr. SESTAK, Mr. ENGEL, Mr. HOLT, Mr. NADLER, and Mr. PASTOR.

H.R. 1293: Mr. ANDREWS and Mr. TIERNEY.

H.R. 1322: Ms. BALDWIN and Mr. SIRES.

H.R. 1353: Mr. FARR.

H.R. 1395: Ms. FOX and Mr. BURTON of Indiana.

H.R. 1415: Mr. McNULTY.

H.R. 1416: Mr. McNULTY.

H.R. 1424: Mr. BONNER.

H.R. 1435: Mr. HOLT.

H.R. 1459: Mr. LAMPSON.

H.R. 1464: Mr. VAN HOLLEN, Mrs. MCCARTHY of New York, Mr. ENGEL, and Mr. HASTINGS of Florida.

H.R. 1474: Ms. BERKLEY, Mr. SPACE, Mr. SARBANES, Mr. GERLACH, Ms. HIRONO, and Mr. KING of Iowa.

H.R. 1537: Mr. PATRICK MURPHY of Pennsylvania and Ms. HIRONO.

H.R. 1539: Mr. RYAN of Wisconsin.

H.R. 1553: Ms. MOORE of Wisconsin, Mrs. CAPPS, Mr. ISRAEL, Mr. FOSSELLA, Mr. KING of Iowa, and Mr. LAMPSON.

H.R. 1560: Ms. BALDWIN and Mr. PASTOR.

H.R. 1567: Mr. BILBRAY, Mrs. MCCARTHY of New York, and Ms. BORDALLO.

H.R. 1586: Mr. GINGREY, Mr. TANCREDO, Mr. CAMPBELL of California, Mr. LUCAS, Mr. FEENEY, Mr. MCCAUL of Texas, Mr. MARCHANT, and Mr. BURTON of Indiana.

H.R. 1609: Mr. DEFAZIO, Mr. DONNELLY, Mr. SERRANO, Ms. CASTOR, Mr. ALTMIRE, Mr. COURTNEY, Mr. WALZ of Minnesota, Ms. SHEA-PORTER, Mr. LOEBSACK, Mr. KAGEN, Ms. SUTTON, and Ms. WASSERMAN SCHULTZ.

H.R. 1655: Ms. SCHAKOWSKY.

H.R. 1665: Mr. ANDREWS and Mr. WYNN.

H.R. 1682: Mr. ANDREWS.

H.R. 1687: Mr. CONYERS, Mr. PAYNE, Ms. BORDALLO, Mr. WAXMAN, Mr. HASTINGS of Florida, Mr. MOORE of Kansas, Mr. GERLACH, Mr. CLEAVER, Mr. AL GREEN of Texas, and Mr. BACA.

H.R. 1691: Mr. EMANUEL.

H.R. 1730: Mr. LATOURETTE.

H.R. 1738: Mr. CHANDLER, Mr. ROTHMAN, Mr. RAMSTAD, Mr. ROSS, and Mr. PASCRELL.  
 H.R. 1748: Mr. GERLACH, Mr. HOLDEN, and Mr. LYNCH.

H.R. 1760: Mr. RYAN of Wisconsin.

H.R. 1783: Ms. BALDWIN, Mr. DEFAZIO, and Mr. HINOJOSA.

H.R. 1808: Mr. MARSHALL.

H.R. 1813: Mr. CUMMINGS.

H.R. 1843: Mrs. CUBIN, Mr. PITTS, Mr. BROWN of South Carolina, Mr. EHLERS, Mr.



CLEAVER, Mr. WYNN, Mr. MORAN of Kansas, Mr. SOUDER, Mr. LEVIN, and Mr. DINGELL.  
 H.R. 1845: Mr. BOYD of Florida, Mr. RAMSTAD, and Mr. ISRAEL.  
 H.R. 1884: Mr. COHEN, Mrs. CUBIN, and Ms. BALDWIN.  
 H.R. 1932: Mr. MICHAUD.  
 H.R. 1940: Mr. GARRETT of New Jersey, Mrs. MUSGRAVE, Mr. ADERHOLT, Mr. WHITFIELD, Mr. ROYCE, Mr. BROWN of South Carolina, Mr. BURTON of Indiana, Ms. FOXX, Mr. KUHL of New York, Mr. SHUSTER, and Mr. PLATTS.  
 H.R. 1957: Mr. VAN HOLLEN and Mr. SESTAK.  
 H.R. 1964: Mrs. JONES of Ohio.  
 H.R. 1971: Mr. COURTNEY, Ms. CORRINE BROWN of Florida, and Mr. DOGGETT.  
 H.R. 2015: Mrs. MCCARTHY of New York, Mr. INSLEE, and Ms. HOOLEY.  
 H.R. 2020: Mr. ETHERIDGE.  
 H.R. 2034: Mr. WELCH of Vermont.  
 H.R. 2049: Mr. McNULTY.  
 H.R. 2063: Ms. SOLIS, Ms. CLARKE, Mr. CUMMINGS, Mr. DEFAZIO, Ms. BEAN, and Ms. ESHOO.  
 H.R. 2073: Mr. ALLEN.  
 H.R. 2091: Mr. BACHUS.  
 H.R. 2095: Mr. HARE, Mr. PLATTS, Mr. FARR, Mr. ELLISON, Ms. WOOLSEY, Mr. COHEN, Ms. KILPATRICK, Mr. SERRANO, Ms. MCCOLLUM of Minnesota, Mr. BRADY of Pennsylvania, Mr. AL GREEN of Texas, Mr. WALZ of Minnesota, and Ms. CARSON.  
 H.R. 2108: Ms. HIRONO and Mr. LYNCH.  
 H.R. 2125: Mr. FRELINGHUYSEN and Mr. BRALEY of Iowa.  
 H.R. 2138: Mr. KILDEE, Mr. WALDEN of Oregon, Ms. EDDIE BERNICE JOHNSON of Texas, Mr. KUHL of New York, and Mr. ARCURI.  
 H.R. 2164: Ms. SLAUGHTER and Mr. LEWIS of Georgia.  
 H.R. 2214: Ms. BERKLEY.  
 H.R. 2221: Mr. SHERMAN and Mrs. MCCARTHY of New York.  
 H.R. 2234: Ms. HIRONO, Mr. EDWARDS, Mr. SERRANO, Mr. LOEBSSACK, Mr. LEWIS of Georgia, Ms. HARMAN, Mr. HARE, Mr. MCCOTTER, Mr. ROSKAM, Mr. MCNERNEY, and Mr. KENNEDY.  
 H.R. 2262: Ms. MATSUI, Mr. MCDERMOTT, Ms. SHEA-PORTER, Mr. ALLEN, Mr. ROTHMAN, Mr. FRANK of Massachusetts, Mr. PERLMUTTER, Mr. JOHNSON of Georgia, and Mr. McNULTY.  
 H.R. 2266: Ms. BALDWIN.  
 H.R. 2267: Mr. HERGER.  
 H.R. 2295: Mr. LYNCH.  
 H.R. 2303: Mr. GORDON and Mr. LAMBORN.  
 H.R. 2329: Mr. GORDON.  
 H.R. 2370: Ms. ZOE LOFGREN of California, Mr. JINDAL, Mrs. BLACKBURN, and Mr. KIRK.  
 H.R. 2373: Ms. SUTTON.  
 H.R. 2380: Mr. WELDON of Florida, Mr. LUCAS, Mr. BURTON of Indiana, Mr. TANCREDO, Mr. KLINE of Minnesota, and Mr. GINGREY.  
 H.R. 2391: Mr. POE.  
 H.R. 2405: Mr. KUCINICH.  
 H.R. 2411: Mr. HALL of New York.  
 H.R. 2412: Mr. ABERCROMBIE.  
 H.R. 2449: Mr. SCOTT of Virginia and Ms. ZOE LOFGREN of California.  
 H.R. 2477: Mrs. CHRISTENSEN.  
 H.R. 2490: Mr. BURTON of Indiana.  
 H.R. 2503: Mr. HOLT.  
 H.R. 2511: Ms. BALDWIN.  
 H.R. 2588: Mr. FORBES.  
 H.R. 2599: Mrs. MCCARTHY of New York.  
 H.R. 2604: Mr. SMITH of Washington, Mr. WYNN, and Mrs. CAPPS.  
 H.R. 2606: Ms. HERSETH SANDLIN, Ms. BALDWIN, and Ms. SLAUGHTER.  
 H.R. 2694: Mr. FATTAH, Mr. PLATTS, and Mr. SENSENBRENNER.  
 H.R. 2702: Mr. WELCH of Vermont, Mr. HARE, Ms. CORRINE BROWN of Florida, and Mr. MITCHELL.  
 H.R. 2724: Mr. WELCH of Vermont.  
 H.R. 2818: Mr. ALTMIRE and Mr. JINDAL.  
 H.R. 2820: Mr. RYAN of Ohio.

H.R. 2834: Mr. KUCINICH.  
 H.R. 2857: Mr. YARMUTH, Mr. HOLT, and Mr. DAVIS of Illinois.  
 H.R. 2859: Mr. DAVIS of Illinois and Ms. CARSON.  
 H.R. 2888: Mr. TIERNEY.  
 H.R. 2895: Mrs. MALONEY of New York, Mr. WATT, Ms. CARSON, Mr. SHERMAN, Mr. CROWLEY, Ms. KAPTUR, Mr. GEORGE MILLER of California, Ms. ZOE LOFGREN of California, Mr. NADLER, Mr. RUSH, Mr. SCOTT of Virginia, Mr. RYAN of Ohio, Mrs. JONES of Ohio, Mr. CAPUANO, Mr. COHEN, Mr. HONDA, Ms. CLARKE, Mr. PASTOR, Mrs. MCCARTHY of New York, Ms. WATSON, Mr. DELAHUNT, Mr. COURTNEY, Mr. MCGOVERN, Mrs. CAPPS, Mr. KUCINICH, Mrs. DAVIS of California, and Mr. ISRAEL.  
 H.R. 2914: Mr. PLATTS.  
 H.R. 2928: Mr. MOORE of Kansas.  
 H.R. 2934: Mr. SESTAK.  
 H.R. 2942: Mr. ROGERS of Kentucky, Mr. PASTOR, Mr. HIGGINS, Mr. CLEAVER, and Mr. EHLERS.  
 H.R. 3005: Mr. DAVIS of Illinois, Mr. NADLER, and Mr. CROWLEY.  
 H.R. 3008: Mr. HINCHEY.  
 H.R. 3026: Mr. BARROW, Mr. BOSWELL, Mrs. CHRISTENSEN, and Mr. SESSIONS.  
 H.R. 3029: Mr. PLATTS.  
 H.R. 3033: Mr. WYNN.  
 H.R. 3053: Mr. PUTNAM.  
 H.R. 3099: Mr. PETERSON of Pennsylvania, Mr. SIRES, Mr. BOSWELL, Mr. ROSS, Mr. ETHERIDGE, Mr. GEORGE MILLER of California, Mr. ISRAEL, Ms. SLAUGHTER, Mr. LOEBSSACK, Mr. VAN HOLLEN, Mr. PALLONE, Mr. CUELLAR, Mr. EDWARDS, Mr. BRALEY of Iowa, Mr. SHULER, Mr. WILSON of Ohio, Ms. BEAN, Ms. ESHOO, Mr. KING of New York, Mr. KENNEDY, Mr. CAPUANO, Mr. HOLT, Mr. ARCURI, Mr. RYAN of Ohio, and Mr. SHIMKUS.  
 H.R. 3132: Ms. ZOE LOFGREN of California, Mr. LEWIS of Georgia, Mr. ETHERIDGE, Ms. CARSON, Mr. MOORE of Kansas, and Mr. GORDON.  
 H.R. 3134: Mr. STARK.  
 H.R. 3140: Mr. COURTNEY, Mr. HALL of Texas, Mr. BOYD of Florida, Mr. PRICE of North Carolina, Mr. WAMP, Mr. PAUL, Mr. PLATTS, Mr. MICHAUD, Mr. THOMPSON of Mississippi, Mr. DAVIS of Illinois, Ms. KAPTUR, Mr. GRAVES, Mr. LINCOLN DAVIS of Tennessee, and Mr. BERMAN.  
 H.R. 3146: Mrs. MYRICK and Mr. BURTON of Indiana.  
 H.R. 3151: Mr. MCCOTTER.  
 H.R. 3164: Mr. BACA.  
 H.R. 3168: Mr. MAHONEY of Florida and Mr. ABERCROMBIE.  
 H.R. 3189: Mr. WATT and Ms. HOOLEY.  
 H.R. 3195: Ms. HOOLEY, Mr. PRICE of North Carolina, Ms. HARMAN, Mr. POMEROY, Mr. GORDON, Mr. SAXTON, and Mr. BACA.  
 H.R. 3204: Mr. MICHAUD.  
 H.R. 3205: Mr. WYNN.  
 H.R. 3213: Mr. ALTMIRE.  
 H.R. 3214: Ms. SUTTON.  
 H.R. 3219: Mr. SERRANO, Mr. PLATTS, Mr. DOYLE, Mr. PAYNE, Mr. ISRAEL, Ms. SCHAKOWSKY, Mr. SIRES, Mr. FILNER, and Mr. McNULTY.  
 H.R. 3257: Mr. GORDON, Mr. HARE, Ms. ZOE LOFGREN of California, Mr. FILNER, Ms. Norton, and Mr. BISHOP of Georgia.  
 H.R. 3289: Mr. COHEN, Ms. KAPTUR, Ms. SUTTON, Ms. CASTOR, Mr. JOHNSON of Georgia, Mr. ARCURI, Ms. SHEA-PORTER, Mr. LOEBSSACK, Mr. HINOJOSA, Mr. HONDA, Mr. FARR, Ms. MCCOLLUM of Minnesota, Mrs. NAPOLITANO, Mrs. CAPPS, Ms. ZOE LOFGREN of California, and Mr. FILNER.  
 H.R. 3298: Mr. ARCURI, Mr. FILNER, Mrs. DAVIS of California, Mr. STARK, and Mr. MITCHELL.  
 H.R. 3313: Mr. WOLF.  
 H.R. 3322: Mr. COSTA and Mr. LAMPSON.  
 H.R. 3326: Mr. HASTINGS of Florida and Mr. JOHNSON of Georgia.

H.R. 3334: Ms. WASSERMAN SCHULTZ, Mr. COOPER, Ms. ROS-LEHTINEN, Mr. BAIRD, Mr. WOLF, Mr. GORDON, and Mrs. DRAKE.  
 H.R. 3355: Mr. ABERCROMBIE, Mr. ARCURI, Mr. BRALEY of Iowa, Ms. Corrine Brown of Florida, Mr. CLEAVER, Mr. CLYBURN, Mr. CRAMER, Mr. CROWLEY, Mr. EMANUEL, Mr. FARR, Mr. HARE, Mr. HASTINGS of Florida, Mr. HILL, Ms. HIRONO, Mr. INSLEE, Mr. JOHNSON of Georgia, Mrs. JONES of Ohio, Mr. KAGEN, Mr. LAMPSON, Mr. LARSON of Connecticut, Mrs. MALONEY of New York, Mrs. MCCARTHY of New York, Mr. MCNERNEY, Mr. MEEK of Florida, Mr. MELANCON, Mr. MORAN of Virginia, Mr. RYAN of Ohio, Mr. SIRES, Mrs. TAUSCHER, Mr. WALZ of Minnesota, Ms. WASSERMAN SCHULTZ, Mr. WEINER, Mr. WEXLER, and Mr. PERLMUTTER.  
 H.R. 3403: Ms. ESHOO, Mr. SHIMKUS, and Mr. PICKERING.  
 H.R. 3409: Ms. JACKSON-LEE of Texas and Ms. BORDALLO.  
 H.R. 3414: Mr. EHLERS, Mr. CASTLE, and Mr. HOEKSTRA.  
 H.R. 3418: Mr. TOWNS and Mr. GORDON.  
 H.R. 3430: Ms. BALDWIN, Mr. SCOTT of Virginia, and Mr. PASTOR.  
 H.R. 3432: Mr. HASTINGS of Florida and Mr. CUMMINGS.  
 H.R. 3438: Mr. RUPPERSBERGER.  
 H.R. 3439: Mr. WYNN.  
 H.R. 3440: Ms. GIFFORDS.  
 H.R. 3457: Mr. WILSON of South Carolina, Mr. SHUSTER, and Mr. HILL.  
 H.R. 3466: Ms. JACKSON-LEE of Texas.  
 H.J. Res. 6: Mr. BOOZMAN and Mr. HOEKSTRA.  
 H. Con. Res. 85: Mr. GORDON, Mr. KING of New York, and Mr. ENGEL.  
 H. Con. Res. 108: Mr. BUTTERFIELD.  
 H. Con. Res. 122: Mr. ARCURI, Mr. SAXTON, Mr. LEWIS of Georgia, Mr. VAN HOLLEN, Mr. HARE, Mr. SMITH of Washington, Mr. CLEAVER, Mr. KIND, Ms. CARSON, Mr. LARSEN of Washington, and Mr. BRADY of Pennsylvania.  
 H. Con. Res. 165: Mr. WELLER.  
 H. Con. Res. 193: Mr. ELLSWORTH, Mr. BERRY, Mr. PERLMUTTER, Mr. SHULER, Mr. WALBERG, Mr. JORDAN, and Mr. HINCHEY.  
 H. Res. 111: Mr. CARNEY, Ms. FOXX, Mr. CRAMER, Mrs. CHRISTENSEN, Mr. LAMBORN, and Mr. PATRICK MURPHY of Pennsylvania.  
 H. Res. 185: Mr. ENGEL, Mr. LINDER, Ms. WATSON, and Mr. ISRAEL.  
 H. Res. 245: Mr. ISRAEL.  
 H. Res. 257: Mr. LATHAM, Mr. RAHALL, and Mrs. NAPOLITANO.  
 H. Res. 335: Mr. HARE, Ms. MATSUI, Mr. BUCHANAN, Mr. BURTON of Indiana, Mr. KENNEDY, and Mr. GUTIERREZ.  
 H. Res. 356: Mrs. DAVIS of California.  
 H. Res. 373: Mr. WOLF.  
 H. Res. 433: Ms. BALDWIN, Mr. GOODE, Mr. JINDAL, and Mr. BARROW.  
 H. Res. 444: Mr. YOUNG of Alaska.  
 H. Res. 445: Mr. ROSKAM.  
 H. Res. 470: Mr. CAPUANO, Mr. KLINE of Minnesota, Ms. LORETTA SANCHEZ of California, and Mr. TERRY.  
 H. Res. 508: Mr. MCHUGH and Mr. CROWLEY.  
 H. Res. 549: Mrs. DRAKE and Mr. GONZALEZ.  
 H. Res. 554: Ms. BORDALLO.  
 H. Res. 557: Mr. COLE of Oklahoma, Mr. KING of Iowa, and Ms. FOXX.  
 H. Res. 560: Mr. MCCOTTER.  
 H. Res. 564: Mr. MCCOTTER.  
 H. Res. 572: Mr. CALVERT and Mr. LAMPSON.  
 H. Res. 575: Ms. SCHAKOWSKY, Mr. STARK, Mr. MCCOTTER, and Ms. DELAURO.  
 H. Res. 589: Mr. DAVIS of Illinois, Mr. FARR, Mr. PASCRELL, and Mr. FILNER.  
 H. Res. 603: Mrs. TAUSCHER.  
 H. Res. 605: Mr. MORAN of Virginia, Ms. CARSON, Mrs. JO ANN DAVIS of Virginia, Ms. CORRINE BROWN of Florida, Mr. CASTLE, Mr. CANNON, Mr. TANCREDO, Mr. KING of Iowa, Mr. CULBERSON, Ms. KAPTUR, Mr. BOUSTANY, Mr. WOLF, Mr. BISHOP of Georgia, Mr. WILSON of South Carolina, and Mr. ORTIZ.

H. Res. 617: Mr. SMITH of New Jersey.

H. Res. 618: Mr. SMITH of New Jersey, Mr. GRIJALVA, Ms. KILPATRICK, Ms. EDDIE BERNICE JOHNSON of Texas, Ms. CLARKE, Mr. CLEAVER, Ms. CORRINE BROWN of Florida, Mr. JEFFERSON, Mr. FARR, Ms. JACKSON-LEE of Texas, Mr. MORAN of Virginia, and Mr. COHEN.

### WEDNESDAY, SEPTEMBER 5, 2007 (113)

The House was called to order by the SPEAKER.

#### ¶113.1 APPROVAL OF THE JOURNAL

The SPEAKER announced she had examined and approved the Journal of the proceedings of Tuesday, September 4, 2007.

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

#### ¶113.2 COMMUNICATIONS

Executive and other communications, pursuant to clause 8, rule XII, were referred as follows:

3110. A letter from the Secretary of the Air Force, Department of Defense, transmitting Notice of the decision to conduct a standard competition of the Precision Measurement Equipment Laboratory function at Andrews Air Force Base, Maryland, Dover Air Force Base, Delaware, Pope Air Force Base, North Carolina, and Scott Air Force Base, Illinois, pursuant to 10 U.S.C. 2461; to the Committee on Armed Services.

3111. A letter from the Assistant Secretary for Reserve Affairs, Department of Defense, transmitting the National Guard Challenge Program Annual Report for Fiscal Year 2006, pursuant to 32 U.S.C. 509(k); to the Committee on Armed Services.

3112. A letter from the Comptroller, Department of Defense, transmitting the Department's quarterly report as of June 30, 2007, entitled, "Acceptance of contributions for defense programs, projects and activities; Defense Cooperation Account," pursuant to 10 U.S.C. 2608; to the Committee on Armed Services.

3113. A letter from the Under Secretary for Personnel and Readiness, Department of Defense, transmitting authorization of the enclosed list of officers to wear the insignia of the grade of major general accordance with title 10, United States Code, section 777; to the Committee on Armed Services.

3114. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting pursuant to section 36(c) of the Arms Export Control Act, certification regarding the proposed technical assistance agreement for the export of technical data, defense services, and defense articles to the Government of Singapore (Transmittal No. DDTC 008-07); to the Committee on Armed Services.

3115. A letter from the Secretary, Department of Housing and Urban Development, transmitting a copy of proposed legislation entitled the Native American and Native Hawaiian Housing Reauthorization and Improvements Act of 2007; to the Committee on Financial Services.

3116. A letter from the Secretary, Department of Housing and Urban Development, transmitting a copy of proposed legislation entitled the Voucher and Rent Simplification Act of 2007; to the Committee on Financial Services.

3117. A letter from the Chairman, Council of the District of Columbia, transmitting a copy of D.C. ACT 17-103, "Closing of a Public Alley in Square 28, S.O. 04-13414, and Closing Clarification in Square 739, S.O. 06-221,

Amendment Act of 2007," pursuant to D.C. Code section 1-233(c)(1); to the Committee on Oversight and Government Reform.

3118. A letter from the Chairman, Council of the District of Columbia, transmitting a copy of D.C. ACT 17-94, "Retail Class Exemption Clarification Temporary Act of 2007," pursuant to D.C. Code section 1-233(c)(1); to the Committee on Oversight and Government Reform.

3119. A letter from the Chairman, Council of the District of Columbia, transmitting a copy of D.C. ACT 17-93, "Bank Charter Modernization Temporary Amendment Act of 2007," pursuant to D.C. Code section 1-233(c)(1); to the Committee on Oversight and Government Reform.

3120. A letter from the Chairman, Council of the District of Columbia, transmitting a copy of D.C. ACT 17-91, "Non-Resident Taxi Drivers Registration Temporary Amendment Act of 2007," pursuant to D.C. Code section 1-233(c)(1); to the Committee on Oversight and Government Reform.

3121. A letter from the Chairman, Council of the District of Columbia, transmitting a copy of D.C. ACT 17-92, "Unfoldment, Inc., Equitable Real Property Tax Relief Clarification Temporary Amendment Act of 2007," pursuant to D.C. Code section 1-233(c)(1); to the Committee on Oversight and Government Reform.

3122. A letter from the Chairman, Council of the District of Columbia, transmitting a copy of D.C. ACT 17-85, "Ballpark Parking Completion Amendment Act of 2007," pursuant to D.C. Code section 1-233(c)(1); to the Committee on Oversight and Government Reform.

3123. A letter from the Chairman, Council of the District of Columbia, transmitting a copy of D.C. ACT 17-84, "Ballpark Hard and Soft Costs Cap Act of 2007," pursuant to D.C. Code section 1-233(c)(1); to the Committee on Oversight and Government Reform.

3124. A letter from the Chairman, Council of the District of Columbia, transmitting a copy of D.C. ACT 17-86, "One-Time Relocation of Licensees Displaced by the Ballpark and Skyland Development Project Act of 2007," pursuant to D.C. Code section 1-233(c)(1); to the Committee on Oversight and Government Reform.

3125. A letter from the Chairman, Council of the District of Columbia, transmitting a copy of D.C. ACT 17-87, "District of Columbia Sentencing and Criminal Code Revision Commission Amendment Act of 2007," pursuant to D.C. Code section 1-233(c)(1); to the Committee on Oversight and Government Reform.

3126. A letter from the Chairman, Council of the District of Columbia, transmitting a copy of D.C. ACT 17-88, "Election Date Amendment Act of 2007," pursuant to D.C. Code section 1-233(c)(1); to the Committee on Oversight and Government Reform.

3127. A letter from the Chairman, Council of the District of Columbia, transmitting a copy of D.C. ACT 17-89, "Capitol Riverfront Business Improvement District Amendment Act of 2007," pursuant to D.C. Code section 1-233(c)(1); to the Committee on Oversight and Government Reform.

3128. A letter from the Chairman, Council of the District of Columbia, transmitting a copy of D.C. ACT 17-95, "Heat Wave Safety Temporary Amendment Act of 2007," pursuant to D.C. Code section 1-233(c)(1); to the Committee on Oversight and Government Reform.

3129. A letter from the Chairman, Council of the District of Columbia, transmitting a copy of D.C. ACT 17-96, "District of Columbia Consumer Protection Fund Temporary Amendment Act of 2007," pursuant to D.C. Code section 1-233(c)(1); to the Committee on Oversight and Government Reform.

3130. A letter from the Chairman, Council of the District of Columbia, transmitting a

copy of D.C. ACT 17-97, "District of Columbia Regional Airports Authority Clarification Temporary Amendment Act of 2007," pursuant to D.C. Code section 1-233(c)(1); to the Committee on Oversight and Government Reform.

3131. A letter from the Chairman, Council of the District of Columbia, transmitting a copy of D.C. ACT 17-98, "Calvin Woodland Sr. Place Designation Act of 2007," pursuant to D.C. Code section 1-233(c)(1); to the Committee on Oversight and Government Reform.

3132. A letter from the Chairman, Council of the District of Columbia, transmitting a copy of D.C. ACT 17-99, "Adams Alley Designation Act of 2007," pursuant to D.C. Code section 1-233(c)(1); to the Committee on Oversight and Government Reform.

3133. A letter from the Chairman, Council of the District of Columbia, transmitting a copy of D.C. ACT 17-100, "Joe Pozell Square Designation Act of 2007," pursuant to D.C. Code section 1-233(c)(1); to the Committee on Oversight and Government Reform.

3134. A letter from the Chairman, Council of the District of Columbia, transmitting a copy of D.C. ACT 17-101, "Senior Driver Empowerment Amendment Act of 2007," pursuant to D.C. Code section 1-233(c)(1); to the Committee on Oversight and Government Reform.

3135. A letter from the Chairman, Council of the District of Columbia, transmitting a copy of D.C. ACT 17-102, "Historic Preservation Tax Credit Partnership and Limited Liability Company Clarification Amendment Act of 2007," pursuant to D.C. Code section 1-233(c)(1); to the Committee on Oversight and Government Reform.

3136. A letter from the Chairman, Council of the District of Columbia, transmitting a copy of D.C. ACT 17-90, "Eastern Market and Georgetown Public Library Disaster Relief Temporary Act of 2007," pursuant to D.C. Code section 1-233(c)(1); to the Committee on Oversight and Government Reform.

3137. A letter from the Acting Assistant Administrator for Legislative and Intergovernmental Affairs, National Aeronautics and Space Administration, transmitting a report on the Administration's category rating system covering the period from November 23, 2005 through November 22, 2006, pursuant to 5 U.S.C. 3319(d); to the Committee on Oversight and Government Reform.

3138. A letter from the Chairman, Nuclear Regulatory Commission, transmitting the Commission's Strategic Plan for Fiscal Years 2007 through 2012; to the Committee on Oversight and Government Reform.

3139. A letter from the Executive Director for Operations, Nuclear Regulatory Commission, transmitting pursuant to the provisions of the Federal Activities Inventory Reform (FAIR) Act of 1998 (Pub. L. 105-270) and OMB Circular A-76, Performance of Commercial Activities, the Commission's FY 2006 inventory of Commercial Activities and Inherently Governmental Functions; to the Committee on Oversight and Government Reform.

3140. A letter from the Interim Director, Pension Benefit Guaranty Corporation, transmitting Pursuant to Title II, Section 203, of the Notification and Federal Employee Antidiscrimination and Retaliation Act of 2002, the Corporation's Supplemental Report for Fiscal Years 2004, 2005, and 2006; to the Committee on Oversight and Government Reform.

3141. A letter from the Assistant Secretary for Fish and Wildlife and Parks, Department of the Interior, transmitting the Department's final rule — Migratory Bird Permits; Regulations for Managing Resident Canada Goose Populations (RIN: 1018-AV15) received August 28, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Natural Resources.

3142. A letter from the Acting Assistant Secretary for Fish and Wildlife and Parks, Department of the Interior, transmitting the Department's final rule — Migratory Bird Hunting; Final Frameworks for Early-Season Migratory Bird Hunting Regulations (RIN: 1018-AV12) received August 28, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Natural Resources.

3143. A letter from the Acting Deputy Director, Department of the Interior, transmitting the Department's final rule — Endangered and Threatened Wildlife and Plants; Final Rule to Remove the Idaho Springsnail (*Pyrgulopsis (=Fontelicella) idahoensis*) from the List of Endangered and Threatened Wildlife (RIN: 1018-AU66) received August 23, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Natural Resources.

3144. A letter from the Assistant Secretary for Fish, Wildlife and Parks, Department of the Interior, transmitting the Department's final rule — Endangered and Threatened Wildlife and Plants; Designation of Critical Habitat for *Catesbaea melanocarpa* (RIN: 1018-AU76) received August 23, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Natural Resources.

3145. A letter from the Chief, Division of Management Authority, Department of the Interior, transmitting the Department's final rule — Revision of Regulations Implementing the Convention on International Trade in Endangered Species of Wild Fauna and Flora (CITES) (RIN: 1018-AD87) received August 22, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Natural Resources.

3146. A letter from the Assistant Secretary for Fish and Wildlife and Parks, Department of the Interior, transmitting the Department's final rule — Regulations To Implement the Captive Wildlife Safety Act (RIN: 1018-AT69) received August 22, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Natural Resources.

3147. A letter from the Chief, Division of Management Authority, Department of the Interior, transmitting the Department's final rule — Revision of Regulations Implementing the Convention on International Trade in Endangered Species of Wild Fauna and Flora (CITES) (RIN: 1018-AD87) received August 20, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Natural Resources.

3148. A letter from the Assistant Secretary for Fish, Wildlife and Parks, Department of the Interior, transmitting the Department's final rule — Endangered and Threatened Wildlife and Plants; Designation of Critical Habitat for the Hine's Emerald Dragonfly (RIN: 1018-AU74) received August 23, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Natural Resources.

3149. A letter from the Deputy Assistant Administrator for Regulatory Programs, NMFS, National Oceanic and Atmospheric Administration, transmitting the Administration's final rule — Magnuson-Stevens Fishery Conservation and Management Act Provisions; Fisheries of the Northeastern United States; Extension of Emergency Fishery Closure Due to the Presence of the Toxin that Causes Paralytic Shellfish Poisoning [Docket No. 050613158-5262-03; I.D. 090105A] (RIN: 0648-AT48) received August 14, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Natural Resources.

3150. A letter from the Director Office of Sustainable Fisheries, NMFS, National Oceanic and Atmospheric Administration, transmitting the Administration's final rule — Fisheries of the Exclusive Economic Zone Off Alaska; Pacific Ocean Perch in the Western Aleutian District of the Bering Sea and Aleutian Islands Management Area [Docket No. 070213033-7033-01] (RIN: 0648-XB58) received August 14, 2007, pursuant to 5 U.S.C.

801(a)(1)(A); to the Committee on Natural Resources.

3151. A letter from the Acting Director Office of Sustainable Fisheries, NMFS, National Oceanic and Atmospheric Administration, transmitting the Administration's final rule — Fisheries of the Exclusive Economic Zone Off Alaska; Pacific Ocean Perch and Rougheye Rockfish in the Western Aleutian District of the Bering Sea and Aleutian Islands Management Area [Docket No. 070213033-7033-01] (RIN: 0648-XB45) received August 14, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Natural Resources.

3152. A letter from the Acting Director Office of Sustainable Fisheries, NMFS, National Oceanic and Atmospheric Administration, transmitting the Administration's final rule — Fisheries of the Exclusive Economic Zone Off Alaska; Pacific Ocean Perch in the West Yakutat District of the Gulf of Alaska [Docket No. 070213032-7032-01] (RIN: 0648-XB43) received August 14, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Natural Resources.

3153. A letter from the Chief Justice, Supreme Court of the United States, transmitting a copy of the Report of the Proceedings of the Judicial Conference of the United States for the March 2007 session, pursuant to 28 U.S.C. 331; to the Committee on the Judiciary.

3154. A letter from the General Counsel, Department of Commerce, transmitting a copy of a draft bill entitled, "the Hague Agreement Implementation Act"; to the Committee on the Judiciary.

3155. A letter from the Secretary, Department of Health and Human Services, transmitting the Department's determination on a petition on behalf of a class of workers from the Rocky Flats Plant in Golden, Colorado be added to the Special Exposure Cohort (SEC), pursuant to the Energy Employees Occupational Illness Compensation Program Act of 2000 (EEOICPA); to the Committee on the Judiciary.

3156. A letter from the Secretary, Department of Health and Human Services, transmitting the Department's determination on a petition on behalf of a class of workers from the Rocky Flats Plant in Golden, Colorado be added to the Special Exposure Cohort (SEC), pursuant to the Energy Employees Occupational Illness Compensation Program Act of 2000 (EEOICPA); to the Committee on the Judiciary.

3157. A letter from the Secretary, Department of Health and Human Services, transmitting the Department's determination on a petition on behalf of a class of workers from the Rocky Flats Plant in Golden, Colorado be added to the Special Exposure Cohort (SEC), pursuant to the Energy Employees Occupational Illness Compensation Program Act of 2000 (EEOICPA); to the Committee on the Judiciary.

3158. A letter from the Secretary, Department of Transportation, transmitting the Twenty-Third Annual Report of Accomplishments Under the Airport Improvement Program for Fiscal Year 2006; to the Committee on Transportation and Infrastructure.

3159. A letter from the United States Trade Representative, Executive Office of the President, transmitting consistent with section 2105(a)(1)(B) of the Trade Act of 2002, a description of the change to an existing law that would be required to bring the United States into compliance with the United States-Panama Free Trade Agreement; to the Committee on Ways and Means.

3160. A letter from the United States Trade Representative, Executive Office of the President, transmitting consistent with section 2105(a)(1)(B) of the Trade Act of 2002, a description of the change to an existing law that would be required to bring the United

States into compliance with the United States-Korea Free Trade Agreement; to the Committee on Ways and Means.

### ¶113.3 SELECT COMMITTEE ON VOTING IRREGULARITIES

The SPEAKER pro tempore, Ms. SOLIS, pursuant to House Resolution 611, and the order of the House of January 4, 2007, the Chair announced the Speaker appointed the following Members to the Select Committee to Investigate the Voting Irregularities of August 2, 2007: Mr. DELAHUNT, Chairman, Mr. DAVIS of Alabama, and Ms. HERSETH SANDLIN.

### ¶113.4 COMMUNICATION FROM THE MINORITY LEADER—APPOINTMENTS—SELECT COMMITTEE ON VOTING IRREGULARITIES

The SPEAKER pro tempore, Ms. SOLIS, laid before the House the following communication, which was read as follows:

CONGRESS OF THE UNITED STATES,  
HOUSE OF REPRESENTATIVES,  
Washington, DC, September 4, 2007.

Hon. NANCY PELOSI,  
Speaker, H-232, U.S. Capitol,  
Washington, DC.

DEAR SPEAKER PELOSI: Pursuant to House Resolution 611, I am pleased to appoint the following Members to the Select Committee on Voting Irregularities.

Mr. Mike Pence of Indiana—Ranking Member, Mr. Steven LaTourette of Ohio, and Mr. Kenny Hulshof of Missouri.

These Members have expressed interest in serving in this capacity and I am pleased to fulfill their requests.

Sincerely,

JOHN A. BOEHNER,  
Republican Leader.

### ¶113.5 CONDOLENCES TO GREECE

Mr. FALEOMAVAEGA moved to suspend the rules and agree to the following resolution (H. Res. 629):

Whereas more than 3,000 forest fires have been recorded in Greece since June 2007;

Whereas over a 10-day period, an estimated 4,000 people saw their homes destroyed by the wildfires, which razed dozens of villages, destroyed livestock and charred an estimated 469,000 acres of mostly forest and farmland;

Whereas dozens of Greek families have lost their loved ones to the fires;

Whereas thousands of Greeks have been left homeless and hundreds of thousands of acres of pristine forest have been destroyed;

Whereas hundreds of thousands of mature olive trees, vineyards and thousands of animals perished in the flames;

Whereas damage to the Greek economy is estimated at between \$1,600,000,000 and \$5,400,000,000;

Whereas the United States and Greece have stood side by side in confronting world challenges throughout the 20th century, and will stand together in confronting this new challenge; and

Whereas the United States, through its government, its people and its Greek-American community, has already extended significant support to the people of Greece during this difficult time: Now, therefore, be it

*Resolved*, That the House of Representatives—

(1) extends its condolences and sympathy to the Government and the people of Greece for the grave loss of life and vast destruction caused by the devastating fires raging through Greece;

(2) vows its full support and solidarity to a close friend, a strategic partner, and a long-standing ally in this painful and difficult hour;

(3) fully supports the Administration's initiatives to provide assistance and relief to the people of Greece, including its pledge of \$1,500,000 in aid as well as expert and technical assistance;

(4) encourages public institutions, specialized agencies, as well as private citizens, to offer their resources; and

(5) expresses confidence that Greece and its people will succeed in overcoming the hardships incurred through this tragedy.

The SPEAKER pro tempore, Ms. SOLIS, recognized Mr. FALEOMAVAEGA and Ms. ROSLEHTINEN, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and agree to said resolution?

The SPEAKER pro tempore, Ms. SOLIS, announced that two-thirds of the Members present had voted in the affirmative.

Mr. FALEOMAVAEGA demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Ms. SOLIS, pursuant to clause 8, rule XX, announced that further proceedings on the question were postponed.

#### ¶113.6 SOUTH PACIFIC ECONOMIC AND EDUCATIONAL DEVELOPMENT

Mr. FALEOMAVAEGA moved to suspend the rules and pass the bill (H.R. 3062) to authorize appropriations to provide for South Pacific exchanges, provide technical and other assistance to countries in the Pacific region through the United States Agency for International Development, and authorize appropriations to provide Fulbright Scholarships for Pacific Island Students; as amended.

The SPEAKER pro tempore, Ms. SOLIS, recognized Mr. FALEOMAVAEGA and Ms. ROSLEHTINEN, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and pass said bill, as amended?

The SPEAKER pro tempore, Ms. SOLIS, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill, as amended, was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill, as amended, was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said bill.

#### ¶113.7 UNITED STATES-POLAND PARLIAMENTARY YOUTH EXCHANGE

Mr. FALEOMAVAEGA moved to suspend the rules and pass the bill of the Senate (S. 377) a bill to establish a United States-Poland parliamentary

youth exchange program, and for other purposes.

The SPEAKER pro tempore, Ms. SOLIS, recognized Mr. FALEOMAVAEGA and Ms. ROSLEHTINEN, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and pass said bill?

The SPEAKER pro tempore, Ms. SOLIS, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk notify the Senate thereof.

#### ¶113.8 75TH BIRTHDAY OF DESMOND MPILO TUTU

Mr. FALEOMAVAEGA moved to suspend the rules and agree to the following resolution (H. Res. 34); as amended:

Whereas Archbishop Desmond Mpilo Tutu has been recognized as one of the 20th century's leaders for freedom, justice, and human rights for all;

Whereas Archbishop Tutu, as a religious leader and Secretary-General of the South African Council of Churches from 1976 until 1978, worked against apartheid in South Africa with the agreement of nearly all South African churches;

Whereas Archbishop Tutu consistently advocated reconciliation between all parties involved in apartheid and, though he was most firm in denouncing South Africa's white-ruled government, Archbishop Tutu was also harsh in his criticism of the violent tactics of some anti-apartheid groups and denounced terrorism;

Whereas Archbishop Tutu spoke strongly in support of non-violent change and economic sanctions against South Africa and as a result had his passport revoked by the South African Government;

Whereas Archbishop Tutu led a historical march to a whites-only beach, where he and supporters were chased off with whips;

Whereas, on October 16, 1984, Archbishop Tutu was awarded the Nobel Peace Prize in recognition of his outstanding leadership, courage, heroism, and use of nonviolence in the struggle against apartheid, and the Nobel Committee cited his "role as a unifying leader figure in the campaign to resolve the problem of apartheid in South Africa";

Whereas a month after winning the Nobel Peace Prize, Archbishop Tutu was elected as the first black Anglican bishop of Johannesburg;

Whereas, on September 7, 1986, Archbishop Tutu became the first black person to lead the Anglican Church in South Africa;

Whereas, in 1994, after the end of apartheid and the election of President Nelson Mandela, Archbishop Tutu was appointed as Chairman of South Africa's Truth and Reconciliation Commission, to investigate apartheid-era crimes, where his policy of forgiveness and reconciliation has become an international example of conflict resolution, and a trusted method of post-conflict reconstruction;

Whereas, on October 7, 1931, Archbishop Tutu was born in Klerksdorp, Transvaal, to a

school teacher and an uneducated mother and was educated at Johannesburg Bantu High School;

Whereas Archbishop Tutu trained as a high school teacher at Pretoria Bantu Normal College and graduated from the University of South Africa in 1954, and after teaching for three years was ordained as a priest in 1960;

Whereas Archbishop Tutu studied theology in England in 1962, received a Masters of Theology from University of London in 1966, was appointed as the first black South African to hold the position of Dean of St. Mary's Cathedral in Johannesburg in 1975, and became the first black General Secretary of the South African Council of Churches in 1978;

Whereas Archbishop Tutu is an international lecturer and philosopher and has received honorary doctorates from ten leading universities in the United States, Britain, and Germany;

Whereas Archbishop Tutu has been awarded a number of prestigious awards, including the Order for Meritorious Award (Gold), the Archbishop of Canterbury's Award for Outstanding Service to the Anglican Communion, the Prix d'Athene, and the Martin Luther King Jr. Humanitarian Award of Annual Black American Heroes and Heroines Day;

Whereas out of deep concern for the challenges facing all of the people of the world, in July 2007 Archbishop Tutu helped assemble The Elders, an historic group of world leaders seeking to contribute their wisdom, independent leadership, and integrity in tackling some of the world's toughest problems;

Whereas October 7, 2007, will mark the 76th birthday of Archbishop Desmond Mpilo Tutu; and

Whereas Archbishop Tutu has fought for a democratic and just society without racial divisions, a common system of education, a world which promotes the rights and opportunities of the marginalized, disadvantaged, and disenfranchised, and continues to pursue an active international ministry of peace: Now, therefore, be it

Resolved, That the House of Representatives—

(1) honors the accomplishments of Archbishop Desmond Mpilo Tutu;

(2) recognizes and congratulates his consistent efforts to promote dialogue to peacefully resolve conflicts between people in Africa and around the world; and

(3) extols the contributions of Archbishop Tutu to South Africa, the United States, and the international community.

The SPEAKER pro tempore, Ms. SOLIS, recognized Mr. FALEOMAVAEGA and Ms. ROSLEHTINEN, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and agree to said resolution, as amended?

The SPEAKER pro tempore, Ms. SOLIS, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said resolution, as amended, was agreed to.

By unanimous consent, the title was amended so as to read: "A resolution recognizing the life and accomplishments of Desmond Mpilo Tutu, South African Anglican Archbishop of Cape Town, and Nobel Peace Prize recipient."

A motion to reconsider the votes whereby the rules were suspended and

said resolution, as amended, was agreed to and the title was amended was, by unanimous consent, laid on the table.

¶113.9 EXPRESSING APPRECIATION TO JAPAN

Mr. FALEOMAVAEGA moved to suspend the rules and agree to the following resolution (H. Res. 508); as amended:

Whereas the United States-Japan alliance is the cornerstone of United States security interests in Asia and the Pacific and is fundamental to regional stability and prosperity;

Whereas the United States-Japan alliance continues to be based on shared vital interests and values in the Asia-Pacific region, despite the changes in the post-cold war strategic landscape, including the preservation and promotion of political and economic freedoms, support for human rights and democratic institutions, and securing of prosperity for the people of both countries and the international community;

Whereas on April 27, 2007, during Prime Minister Abe's visit to Washington, President Bush and the Prime Minister reconfirmed their commitment to these common strategic objectives;

Whereas Japan provides military bases and generous financial and material support to United States forward-deployed forces, which are essential for maintaining stability in the region;

Whereas under the United States-Japan Treaty of Mutual Cooperation and Security, Japan hosts a carrier battle group, the III Marine Expeditionary Force, and the 5th Air Force;

Whereas the United States currently maintains approximately 50,000 troops in Japan, about half of whom are stationed in Okinawa;

Whereas over the past decade the alliance has been strengthened through revised Defense Guidelines (which expand Japan's non-combat role in a regional contingency) and the continued renewal of Japan's Host Nation Support of United States forces stationed in Japan;

Whereas in 2005, the two allies agreed on a redefinition of roles, missions, and capabilities of alliance forces, which further deepens interoperability and coordination between the Japanese Self Defense Forces (SDF) and United States Armed Forces;

Whereas the agreement also provided for reducing the number of troops stationed in Okinawa and broadening our cooperation in the area of ballistic missile defense (BMD);

Whereas in May 2007, the United States and Japan confirmed that, as both countries develop and deploy capabilities, every effort must be made to ensure tactical, operational, and strategic coordination, including ballistic missile threats against alliance interests;

Whereas after the tragic events of September 11, 2001, Japan has participated significantly in international efforts to combat terrorism by providing major logistical support for United States and coalition forces in the Indian Ocean in support of Operation Enduring Freedom; and

Whereas Japan has also provided troops, aircraft, and logistical support for Operation Iraqi Freedom, a commitment which the Japanese Government recently renewed: Now, therefore, be it

*Resolved*, That the House of Representatives—

(1) recognizes that Japan is one of the most reliable security partners of the United States;

(2) commends the Government of Japan for its role in enhancing stability in the Asia-Pacific Region; and

(3) expresses appreciation to the Government of Japan for its contributions to international efforts to combat terrorism.

The SPEAKER pro tempore, Ms. SOLIS, recognized Mr. FALEOMAVAEGA and Ms. ROSLEHTINEN, each for 20 minutes.

After debate,  
The question being put, *viva voce*,  
Will the House suspend the rules and agree to said resolution, as amended?

The SPEAKER pro tempore, Ms. SOLIS, announced that two-thirds of the Members present had voted in the affirmative.

Mr. FALEOMAVAEGA demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Ms. SOLIS, pursuant to clause 8, rule XX, announced that further proceedings on the question were postponed.

¶113.10 COMMENDING THE HASHEMITE KINGDOM OF JORDAN

Mr. FALEOMAVAEGA moved to suspend the rules and agree to the following resolution (H. Res. 575); as amended:

Whereas on June 17, 2003, the Hashemite Kingdom of Jordan held parliamentary elections, the fourth since 1989, and the first during the reign of His Majesty King Abdullah II;

Whereas His Majesty King Abdullah II has announced that the next parliamentary elections in Jordan will be held November 20, 2007;

Whereas municipal elections for the local councils were held on July 31, 2007, under a new reformed municipal elections law passed on February 4, 2007, under which the mayors and councils of all municipalities in Jordan were elected;

Whereas the new reformed municipal elections law includes a 20 percent quota for women in the council seats and reduces the age of eligible voters from 19 to 18 years of age in order to expand the voter base;

Whereas with the direct assistance of the United States Agency for International Development and the Millennium Challenge Corporation, Jordan has placed great emphasis in recent years on the rights of women to vote and run for public office, thereby serving as a model for other countries in the region;

Whereas the people and the Government of Jordan are committed to continuing this progress;

Whereas His Majesty King Abdullah II recently emphasized the importance of building a thriving civil society when he declared, "We in Jordan—and many others, throughout the Middle East—are working hard to create a civic environment in which our people will thrive. The basic requirement is an inclusive, democratic civil society—one that guarantees rights, delegates responsibilities, honors merit and rewards achievement. The foundation stones on which we build are peace and stability, basic civil and political rights, essential services, freedom of expression and the rule of law."; and

Whereas Jordan continues to invest in reforming its educational system to incorporate democratic values and principles: Now, therefore, be it

*Resolved*, That the House of Representatives—

(1) commends the people, the Government of the Hashemite Kingdom of Jordan, and His Majesty King Abdullah II for their decision to conduct municipal and parliamentary elections in 2007;

(2) expresses its desire that Jordan's progress toward democratization continue and flourish as a model for other Arab countries;

(3) commends His Majesty King Abdullah II and the Jordanian people for striving to uphold women's rights and enhance women's participation in the political process;

(4) reaffirms the special relationship that exists between the people of the United States and the people of Jordan; and

(5) remains committed to assist Jordan, should it so desire, in promoting democratic reform.

The SPEAKER pro tempore, Ms. SOLIS, recognized Mr. FALEOMAVAEGA and Ms. ROSLEHTINEN, each for 20 minutes.

After debate,  
The question being put, *viva voce*,  
Will the House suspend the rules and agree to said resolution, as amended?

The SPEAKER pro tempore, Ms. SOLIS, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said resolution, as amended, was agreed to.

A motion to reconsider the votes whereby the rules were suspended and said resolution, as amended, was agreed to was, by unanimous consent, laid on the table.

¶113.11 PERCY SUTTON POST OFFICE BUILDING

Mr. WELCH of Vermont moved to suspend the rules and pass the bill (H.R. 954) to designate the facility of the United States Postal Service located at 365 West 125th Street in New York, New York, as the "Percy Sutton Post Office Building".

The SPEAKER pro tempore, Ms. HARMAN, recognized Mr. WELCH of Vermont and Mr. WESTMORELAND, each for 20 minutes.

After debate,  
The question being put, *viva voce*,  
Will the House suspend the rules and pass said bill?

The SPEAKER pro tempore, Ms. HARMAN, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill was passed was, by unanimous consent, laid on the table.

*Ordered*, That the Clerk request the concurrence of the Senate in said bill.

¶113.12 NATIONAL PASSPORT MONTH

Mr. WELCH of Vermont moved to suspend the rules and agree to the following resolution (H. Res. 554):

Whereas through international travel, Americans can individually play a major role towards improving foreign relations by building bridges and making connections with citizens of other countries;

Whereas interacting with the global community inspires Americans to reflect on the diverse multi-cultural background that has defined the United States as a great country of cooperation and progress;

Whereas having a passport and traveling abroad creates connections with the global community, supporting goodwill throughout the world;

Whereas having a passport and traveling abroad promotes understanding and goodwill throughout the world, opening the doors to increased peace, tolerance, and acceptance;

Whereas having a passport and traveling abroad opens up a preponderance of educational opportunities and experiences for Americans of all ages;

Whereas having a passport and traveling abroad enables Americans to see first-hand the effect of the United States on the world, including the tremendous amount of humanitarian aid given by the United States through both public and private sectors;

Whereas having a passport and traveling abroad reminds Americans that they are members of a global family and gives them opportunities to mend rifts around the world;

Whereas fewer than 23 percent of Americans have passports, thereby limiting their ability to travel outside the United States;

Whereas the more Americans travel outside the United States, the more they will experience opportunities to increase their understanding of the world and the place of the United States in it;

Whereas the creation and support of a National Passport Month signals to Americans the important role they can play as ambassadors for the United States by serving as agents of understanding, tolerance, and mutual respect; and

Whereas travel publishers along with travel editors from the most prestigious media outlets in the United States, student travel organizations, and book sellers have designated September as "National Passport Month" to educate the public about the importance of having a passport and the positive impact international travel has on individuals: Now, therefore, be it

*Resolved*, That the House of Representatives—

(1) supports the goals and ideals of National Passport Month; and

(2) requests that the President issue a proclamation calling on the Federal Government, States, localities, schools, nonprofit organizations, businesses, other entities, and the people of the United States to observe National Passport Month with appropriate ceremonies, programs, and activities.

The SPEAKER pro tempore, Ms. HARMAN, recognized Mr. WELCH of Vermont and Mr. WESTMORELAND, each for 20 minutes.

After debate,

The question being put, *viva voce*,

Will the House suspend the rules and agree to said resolution?

The SPEAKER pro tempore, Ms. HARMAN, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said resolution was agreed to.

A motion to reconsider the vote whereby the rules were suspended and said resolution was agreed to was, by unanimous consent, laid on the table.

### ¶113.13 SEVERE FLOODING EASTERN KANSAS

Mr. WELCH of Vermont moved to suspend the rules and agree to the following resolution (H. Res. 544):

Whereas, on June 26, 2007, a storm system lasting several days was responsible for bringing heavy and torrential rainfall to eastern Kansas;

Whereas communities in eastern Kansas received up to 21 inches of rain within a four-day period, resulting in devastating floods throughout the region;

Whereas the flooding led to one person's death and more than 3,100 homes and businesses destroyed or sustaining major damage;

Whereas communities in at least 20 counties were evacuated;

Whereas flood waters caused a petroleum refinery tank system to overflow into the Verdigris River, releasing an estimated 71,000 gallons of crude oil into the Coffeyville community and surrounding area;

Whereas, on June 30, 2007, Kansas Governor Kathleen Sebelius declared a state of disaster for Allen, Anderson, Bourbon, Butler, Chautauqua, Cherokee, Coffey, Cowley, Elk, Franklin, Linn, Miami, Montgomery, Neosho, Osage, Wilson, and Woodson counties;

Whereas, on July 2, 2007, President George W. Bush declared a major Federal disaster for the State of Kansas that included Allen, Anderson, Bourbon, Butler, Chautauqua, Cherokee, Coffey, Cowley, Elk, Franklin, Linn, Miami, Montgomery, Neosho, Osage, Wilson, and Woodson counties;

Whereas other surrounding counties in Kansas also suffered damage from heavy flooding; and

Whereas areas in Oklahoma and Texas experienced devastating floods that resulted in loss of human life and millions of dollars in damage to homes and businesses: Now, therefore, be it

*Resolved*, That the House of Representatives—

(1) expresses its heartfelt sympathy for the victims of the devastating thunderstorms that caused severe flooding in 20 counties in eastern Kansas beginning on June 26, 2007;

(2) conveys its gratitude to the local, State, and Federal officials and emergency personnel who responded swiftly to the crisis, including members of the Kansas National Guard and Kansas Highway Patrol;

(3) recognizes the generous support of volunteers, private and corporate donors, religious groups, and charitable organizations that have given generously toward the relief efforts following the destructive flooding; and

(4) commends the spirit of the people of Kansas, who consistently demonstrate an outpouring of compassionate care for neighbors facing adversity and hardship.

The SPEAKER pro tempore, Ms. HARMAN, recognized Mr. WELCH of Vermont and Mr. WESTMORELAND, each for 20 minutes.

After debate,

The question being put, *viva voce*,

Will the House suspend the rules and agree to said resolution?

The SPEAKER pro tempore, Ms. HARMAN, announced that two-thirds of the Members present had voted in the affirmative.

Mr. WELCH of Vermont demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Ms. HARMAN, pursuant to clause 8, rule

XX, announced that further proceedings on the question were postponed.

### ¶113.14 NATIONAL TEEN DRIVER SAFETY

Mr. WELCH of Vermont moved to suspend the rules and agree to the following concurrent resolution (H. Con. Res. 165):

Whereas motor vehicle crashes are the leading cause of death for adolescents and young adults in the United States, and many of these deaths are preventable;

Whereas almost 7,500 drivers between the ages of 15 and 20 years were involved in fatal crashes in 2005 throughout the United States;

Whereas the fatality rate in the United States for drivers between the ages of 16 and 19 years, based on miles driven, is 4 times the fatality rate for drivers between the ages of 25 and 69 years;

Whereas the majority of teen driver crashes in the United States are due to driver error and speeding, and 15 percent of the crashes are due to drunk driving;

Whereas roughly two-thirds of the teenagers killed in motor vehicle accidents in the United States each year do not use seatbelts;

Whereas approximately 63 percent of teen passenger deaths in the United States occur while other teenagers are driving;

Whereas it is necessary to explore effective ways to reduce the crash risk for young drivers by focusing research and outreach efforts on areas of teen driving that show the most promise for improving safety;

Whereas the National Teen Driver Survey, developed with input from teenagers and administered by The Children's Hospital of Philadelphia, demonstrates a national need to increase overall awareness about the safe use of electronic handheld devices, the risk of nighttime and fatigued driving, the importance of consistent seatbelt use, and the practice of gradually increasing driver privileges over time as a young driver gains more experience under supervised conditions;

Whereas in 2005, 1,553 crash fatalities involving a teen driver occurred in the fall, when teenagers are in the first months of the school year and faced with many decisions involving driving, including whether to drive with peer passengers and other distractions; and

Whereas designating the third week of October as National Teen Driver Safety Week is expected to increase awareness of these important issues among teenagers and adults in communities throughout the United States, as additional research is conducted to develop and test effective interventions that will help teenagers become safer drivers; Now, therefore, be it

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

(1) supports the goals and ideals of National Teen Driver Safety Week; and

(2) encourages the people of the United States to observe the week with appropriate activities that promote the practice of safe driving among the Nation's licensed teenage drivers.

The SPEAKER pro tempore, Ms. HARMAN, recognized Mr. WELCH of Vermont and Mr. WESTMORELAND, each for 20 minutes.

After debate,

The question being put, *viva voce*,

Will the House suspend the rules and agree to said concurrent resolution?

The SPEAKER pro tempore, Ms. HARMAN, announced that two-thirds of the Members present had voted in the affirmative.



So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said concurrent resolution was agreed to.

A motion to reconsider the vote whereby the rules were suspended and said concurrent resolution was agreed to was, by unanimous consent, laid on the table.

*Ordered*, That the Clerk request the concurrence of the Senate in said concurrent resolution.

¶113.15 JOHN HERSCHEL GLENN, JR. POST OFFICE

Mr. WELCH of Vermont moved to suspend the rules and pass the bill (H.R. 3052) to designate the facility of the United States Postal Service located at 954 Wheeling Avenue in Cambridge, Ohio, as the "John Herschel Glenn, Jr. Post Office Building".

The SPEAKER pro tempore, Ms. HARMAN, recognized Mr. WELCH of Vermont and Mr. WESTMORELAND, each for 20 minutes.

After debate,  
The question being put, *viva voce*,  
Will the House suspend the rules and pass said bill?

The SPEAKER pro tempore, Ms. HARMAN, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill was passed was, by unanimous consent, laid on the table.

*Ordered*, That the Clerk request the concurrence of the Senate in said bill.

¶113.16 STAFF SERGEANT DAVID L. NORD POST OFFICE

Mr. WELCH of Vermont moved to suspend the rules and pass the bill (H.R. 3106) to designate the facility of the United States Postal Service located at 805 Main Street in Ferdinand, Indiana, as the "Staff Sergeant David L. Nord Post Office".

The SPEAKER pro tempore, Ms. HARMAN, recognized Mr. WELCH of Vermont and Mr. WESTMORELAND, each for 20 minutes.

After debate,  
The question being put, *viva voce*,  
Will the House suspend the rules and pass said bill?

The SPEAKER pro tempore, Ms. HARMAN, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill was passed was, by unanimous consent, laid on the table.

*Ordered*, That the Clerk request the concurrence of the Senate in said bill.

¶113.17 CAL RIPKEN WAY

Mr. CUMMINGS moved to suspend the rules and pass the bill (H.R. 3218) to

designate a portion of Interstate Route 395 located in Baltimore, Maryland, as "Cal Ripken Way".

The SPEAKER pro tempore, Ms. HARMAN, recognized Mr. CUMMINGS and Mr. DUNCAN, each for 20 minutes.

After debate,  
The question being put, *viva voce*,  
Will the House suspend the rules and pass said bill?

The SPEAKER pro tempore, Ms. HARMAN, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill was passed was, by unanimous consent, laid on the table.

*Ordered*, That the Clerk request the concurrence of the Senate in said bill.

¶113.18 HONORING THE CITY OF MINNEAPOLIS

Mr. WALZ of Minnesota moved to suspend the rules and agree to the following resolution (H. Res. 606):

Whereas the Interstate Route 35W Mississippi River Bridge located in Minneapolis, Minnesota, collapsed on August 1, 2007, during the evening rush hour;

Whereas Minneapolis police and fire officials have reported a rising number of fatalities and injuries resulting from the tragedy;

Whereas because rescue and recovery efforts are ongoing, the effect of the tragedy on the community and on Minnesota families is still unfolding;

Whereas the first emergency personnel on the scene responded to the tragedy without hesitation, risking their health and safety to rescue victims and to provide emergency care to the injured;

Whereas as there are questions that remain unanswered about the tragedy, it is clear that the commitment and heroism exhibited by first responders in the minutes and hours following the tragedy saved countless lives;

Whereas the people of Minnesota and the Nation recognize that the dedication of first responders will remain steadfast throughout the ongoing recovery, repair, and rebuilding efforts;

Whereas scores of ordinary people became extraordinary citizens following the tragedy by rushing to the aid of their fellow Minnesotans;

Whereas the residents of Minneapolis should be commended for their bravery and tireless efforts following the tragedy on behalf of their neighbors and their city;

Whereas there was an immediate outpouring of support and assistance from surrounding communities following the tragedy, including over 50 organizations and local units of government; and

Whereas the heartbreaking images coming out of Minneapolis have captured the attention and sympathy of the Nation: Now, therefore, be it

*Resolved*, That the House of Representatives—

(1) honors the city of Minneapolis, first responders, and the citizens of the State of Minnesota for their valiant efforts in responding to the horrific collapse of the Interstate Route 35W Mississippi River Bridge;

(2) praises the people of Minneapolis and Minnesota for their great courage in this time of crisis;

(3) recognizes the leadership and passionate commitment of the elected officials

representing the people of Minneapolis, Hennepin County, and the State of Minnesota;

(4) honors the emergency responders, within and beyond Minneapolis, for their bravery and sacrifice following the tragedy;

(5) extends its heartfelt sympathies to the families of all those lost in the tragedy; and

(6) reaffirms its support and commitment to all of the Nation's law enforcement officers, firefighters, and emergency medical technicians as they selflessly serve their communities, regardless of the peril or hazard to themselves.

The SPEAKER pro tempore, Ms. HARMAN, recognized Mr. WALZ of Minnesota and Mr. GRAVES, each for 20 minutes.

After debate,  
The question being put, *viva voce*,  
Will the House suspend the rules and agree to said resolution?

The SPEAKER pro tempore, Ms. HARMAN, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said resolution was agreed to.

A motion to reconsider the vote whereby the rules were suspended and said resolution was agreed to was, by unanimous consent, laid on the table.

¶113.19 H. RES. 552—UNFINISHED BUSINESS

The SPEAKER pro tempore, Ms. HARMAN, pursuant to clause 8, rule XX, announced the unfinished business to be the motion to suspend the rules and agree to the resolution (H. Res. 552) calling on the Government of the People's Republic of China to remove barriers to United States financial services firms doing business in China.

The question being put,  
Will the House suspend the rules and agree to said resolution?

The vote was taken by electronic device.

It was decided in the { Yeas ..... 401  
affirmative ..... } Nays ..... 4

¶113.20 [Roll No. 850]

YEAS—401

Abercrombie	Blunt	Capuano
Ackerman	Boehner	Cardoza
Aderholt	Bonner	Carnahan
Akin	Bono	Carney
Alexander	Boozman	Carson
Allen	Boren	Carter
Altmire	Boswell	Castle
Andrews	Boucher	Castor
Arcuri	Boustany	Chabot
Baca	Boyd (FL)	Chandler
Bachus	Boyda (KS)	Clarke
Baird	Brady (PA)	Clay
Baker	Brady (TX)	Cleaver
Baldwin	Braley (IA)	Clyburn
Barrett (SC)	Brown (GA)	Coble
Barrow	Brown (SC)	Cohen
Bartlett (MD)	Brown, Corrine	Cole (OK)
Barton (TX)	Brown-Waite,	Conaway
Bean	Ginny	Conyers
Becerra	Buchanan	Cooper
Berkley	Burgess	Costa
Berman	Burton (IN)	Costello
Berry	Butterfield	Courtney
Biggert	Buyer	Cramer
Bilbray	Calvert	Crenshaw
Bilirakis	Camp (MI)	Crowley
Bishop (GA)	Campbell (CA)	Cubin
Bishop (NY)	Cannon	Cuellar
Bishop (UT)	Cantor	Culberson
Blackburn	Capito	Cummings
Blumenauer	Capps	Davis (AL)

Davis (CA) Jordan Peterson (PA)  
 Davis (IL) Kagen Petri  
 Davis (KY) Kanjorski Pickering  
 Davis, David Kaptur Pitts  
 Davis, Lincoln Keller Poe  
 Davis, Tom Kennedy Pomeroy  
 Deal (GA) Kildee Porter  
 DeFazio Kilpatrick Price (GA)  
 DeGette Kind Price (NC)  
 Delahunt King (IA) Pryce (OH)  
 DeLauro King (NY) Putnam  
 Dent Kingston Radanovich  
 Dicks Klein (FL) Rahall  
 Dingell Kline (MN) Ramstad  
 Doggett Knollenberg Rangel  
 Donnelly Kuhl (NY) Regula  
 Doolittle LaHood Rehberg  
 Doyle Lamborn Reichert  
 Drake Lampson Renzi  
 Dreier Langevin Reyes  
 Duncan Lantos Reynolds  
 Edwards Larsen (WA) Richardson  
 Ehlers Larson (CT) Rodriguez  
 Ellison Latham Rogers (AL)  
 Ellsworth LaTourette Rogers (KY)  
 Emanuel Lee Rogers (MI)  
 Emerson Levin Rohrabacher  
 Engel Lewis (GA) Roskam  
 English (PA) Lewis (KY) Rothman  
 Eshoo Linder Roybal-Allard  
 Etheridge Lipinski Rush  
 Everett LoBiondo Ryan (OH)  
 Fallin Loebback Ryan (WI)  
 Farr Lofgren, Zoe Salazar  
 Fattah Lowey Sali  
 Feeney Lungren, Daniel Sanchez, Linda  
 Ferguson E. T.  
 Filner Lynch Sarbanes  
 Flake Mack Saxton  
 Forbes Mahoney (FL) Schakowsky  
 Fortenberry Maloney (NY) Schiff  
 Fossella Manullo Schmidt  
 Foxx Marchant Scott (GA)  
 Frank (MA) Markey Scott (VA)  
 Franks (AZ) Marshall Serrano  
 Frelinghuysen Matheson Sensenbrenner  
 Gallegly Matsui Sessions  
 Garrett (NJ) McCarthy (CA) Sestak  
 Gerlach McCarthy (NY) Shadeegg  
 Giffords McCaul (TX) Shays  
 Gilchrest McCollum (MN) Shea-Porter  
 Gillibrand McCrery Sherman  
 Gingrey McDermott Shuler  
 Gohmert McGovern Shuster  
 Gonzalez McHenry Shuster  
 Goode McHugh Simpson  
 Goodlatte McIntyre Sires  
 Granger McKeon Skelton  
 Graves McMorris Slaughter  
 Green, Al Rodgers Smith (NE)  
 Green, Gene McNerney Smith (NJ)  
 Grijalva McNulty Smith (TX)  
 Gutierrez Meek (FL) Smith (WA)  
 Hall (NY) Meeks (NY) Snyder  
 Hall (TX) Melancon Solis  
 Hare Mica Souder  
 Harman Michaud Space  
 Hastert Miller (FL) Spratt  
 Hastings (FL) Miller (MI) Stark  
 Hastings (WA) Miller (NC) Stearns  
 Hayes Miller, Gary Stupak  
 Heller Miller, George Sullivan  
 Hensarling Mitchell Sutton  
 Herger Moore (KS) Tanner  
 Herseth Sandlin Moore (WI) Tauscher  
 Higgins Moran (KS) Taylor  
 Hill Moran (VA) Thompson (CA)  
 Hinojosa Murphy (CT) Thompson (MS)  
 Hirono Murphy, Patrick Thornberry  
 Hobson Murphy, Tim Tiahrt  
 Hodes Murtha Tiberi  
 Hoekstra Musgrave Tierney  
 Holden Myrick Towns  
 Holt Nadler Turner  
 Honda Neugebauer Udall (CO)  
 Hoyer Neugebauer Udall (NM)  
 Hulshof Nunes Upton  
 Inglis (SC) Oberstar Van Hollen  
 Inslee Obey Velázquez  
 Israel Oliver Visclosky  
 Issa Ortiz Walberg  
 Jackson (IL) Pallone Walden (OR)  
 Jackson-Lee Pascrell Walsh (NY)  
 (TX) Pastor Payne Walz (MN)  
 Jefferson Payne Wamp  
 Johnson (GA) Pearce Waters  
 Johnson (IL) Pence Watt  
 Jones (NC) Perlmutter Waxman  
 Jones (OH) Peterson (MN) Weiner  
 Peterson (PA) Petri Welch (VT)  
 Price (NC) Pryce (OH) Westmoreland  
 Putnam Ramstad Wexler  
 Radanovich Rahall Whitfield  
 Reichert Rangel Wicker  
 Rehberg Regula  
 Renzi  
 Reyes  
 Richardson  
 Rodriguez  
 Rogers (AL)  
 Rogers (KY)  
 Rogers (MI)  
 Rohrabacher  
 Roskam  
 Rothman  
 Roybal-Allard  
 Rush  
 Ryan (OH)  
 Ryan (WI)  
 Salazar  
 Sali  
 Sanchez, Linda  
 T.  
 Sarbanes  
 Saxton  
 Schakowsky  
 Schiff  
 Schmidt  
 Scott (GA)  
 Scott (VA)  
 Sensenbrenner  
 Serrano  
 Sessions  
 Sestak  
 Shadeegg  
 Shays  
 Shea-Porter  
 Sherman  
 Shuler  
 Shuster  
 Simpson  
 Sires  
 Skelton  
 Slaughter  
 Smith (NE)  
 Smith (NJ)  
 Smith (TX)  
 Smith (WA)  
 Snyder  
 Solis  
 Souder  
 Space  
 Spratt  
 Stark  
 Stearns  
 Stupak  
 Sullivan  
 Sutton  
 Tanner  
 Tauscher  
 Taylor  
 Thompson (CA)  
 Thompson (MS)  
 Thornberry  
 Tiahrt  
 Tiberi  
 Tierney  
 Towns  
 Turner  
 Udall (CO)  
 Udall (NM)  
 Upton  
 Van Hollen  
 Velázquez  
 Visclosky  
 Walberg  
 Walden (OR)  
 Walsh (NY)  
 Walz (MN)  
 Wamp  
 Waters  
 Watt  
 Waxman  
 Weiner  
 Welch (VT)

Weldon (FL) Wilson (OH) Wynn  
 Westmoreland Wilson (SC) Yarmuth  
 Wexler Wolf Young (FL)  
 Whitfield Woolsey  
 Wicker Wu

NAYS—4

Diaz-Balart, L. McCotter  
 Diaz-Balart, M. Ros-Lehtinen

NOT VOTING—27

Bachmann Lewis (CA) Tancredo  
 Davis, Jo Ann Lucas Terry  
 Gordon Molohan Wasserman  
 Hooley Paul Schultz  
 Hunter Platts Watson  
 Jindal Royce Weller  
 Johnson, E. B. Ruppersberger Wilson (NM)  
 Johnson, Sam Sanchez, Loretta Young (AK)  
 Kirk Schwartz  
 Kucinich Shimkus

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said resolution was agreed to.

A motion to reconsider the vote whereby the rules were suspended and said resolution was agreed to was, by unanimous consent, laid on the table.

¶113.21 H. RES. 629—UNFINISHED BUSINESS

The SPEAKER pro tempore, Ms. HARMAN, pursuant to clause 8, rule XX, announced the further unfinished business to be the motion to suspend the rules and agree to the resolution (H. Res. 629) extending the condolences and sympathy of the House of Representatives to the Government and the people of Greece for the grave loss of life and vast destruction caused by the devastating fires raging through Greece since June 2007.

The question being put,  
 Will the House suspend the rules and agree to said resolution?  
 The vote was taken by electronic device.

It was decided in the { Yeas ..... 407  
 affirmative ..... } Nays ..... 0

¶113.22 [Roll No. 851] YEAS—407

Abercrombie Boozman Chabot  
 Ackerman Boren Chandler  
 Aderholt Boswell Clarke  
 Akin Boucher Clay  
 Alexander Boustany Cleaver  
 Allen Boyd (FL) Clyburn  
 Altmire Boyda (KS) Coble  
 Andrews Brady (PA) Cohen  
 Arcuri Brady (TX) Cole (OK)  
 Baca Braley (IA) Conaway  
 Bachus Broun (GA) Conyers  
 Baird Brown (SC) Cooper  
 Baker Brown, Corrine Costa  
 Baldwin Brown-Waite, Costello  
 Barrett (SC) Ginny Courtney  
 Barrow Buchanan Cramer  
 Bartlett (MD) Burgess Crenshaw  
 Barton (TX) Burton (IN) Crowley  
 Bean Butterfield Cubin  
 Becerra Buyer Cuellar  
 Berkeley Calvert Cummings  
 Berman Camp (MI) Davis (AL)  
 Berry Campbell (CA) Davis (CA)  
 Biggert Cannon Davis (IL)  
 Bilbray Cantor Davis (KY)  
 Bilirakis Capito Davis, David  
 Bishop (GA) Capps Davis, Lincoln  
 Bishop (NY) Capuano Davis, Tom  
 Bishop (UT) Cardoza Deal (GA)  
 Blackburn Carnahan DeFazio  
 Blumenauer Carney DeGette  
 Blunt Carson Delahunt  
 Boehner Carter DeLauro  
 Bonner Castle Dent  
 Bono Castor Diaz-Balart, L.

Diaz-Balart, M. Kingston Price (NC)  
 Dicks Kirk Pryce (OH)  
 Dingell Klein (FL) Putnam  
 Doggett Kline (MN) Radanovich  
 Donnelly Knollenberg Rahall  
 Doolittle Kuhl (NY) Ramstad  
 Doyle LaHood Rangel  
 Drake Lamborn Regula  
 Dreier Lampson Rehberg  
 Duncan Langevin Reichert  
 Edwards Lantos Renzi  
 Ehlers Larsen (WA) Reyes  
 Ellison Larson (CT) Reynolds  
 Ellsworth Latham Richardson  
 Emanuel LaTourette Rodriguez  
 Emerson Lee Rogers (AL)  
 Engel Levin Rogers (KY)  
 English (PA) Lewis (CA) Rogers (MI)  
 Eshoo Lewis (GA) Rohrabacher  
 Etheridge Lewis (KY) Ros-Lehtinen  
 Everett Linder Roskam  
 Fallin Lipinski Ross  
 Farr LoBiondo Rothman  
 Fattah Loebback Roybal-Allard  
 Feeney Lofgren, Zoe Ruppertsberger  
 Ferguson Lowey Rush  
 Filner Lungren, Daniel Ryan (OH)  
 Flake E. Ryan (WI)  
 Forbes Lynch Salazar  
 Fortenberry Mack Sali  
 Fossella Mahoney (FL) Sanchez, Linda  
 Foxx Maloney (NY) T.  
 Frank (MA) Manullo Sarbanes  
 Franks (AZ) Marchant Saxton  
 Frelinghuysen Markey Schakowsky  
 Gallegly Marshall Schiff  
 Garrett (NJ) Matheson Schmidt  
 Gerlach Matsui Scott (GA)  
 Giffords McCarthy (CA) Scott (VA)  
 Gilchrest McCarthy (NY) Sensenbrenner  
 Gillibrand McCaul (TX) Serrano  
 Gingrey McCollum (MN) Sessions  
 Gohmert McCotter Sestak  
 Gonzalez McCrery Shadeegg  
 Goode McDermott Shays  
 Goodlatte McGovern Shea-Porter  
 Gordon McHenry Sherman  
 Granger McHugh Shuler  
 Graves McIntyre Shuster  
 Green, Al McKeon Skelton  
 Green, Gene McMorris Sires  
 Grijalva Rodgers Skelton  
 Gutierrez McNerney Slaughter  
 Hall (NY) McNulty Smith (NE)  
 Hall (TX) Meek (FL) Smith (NJ)  
 Hare Meeks (NY) Smith (TX)  
 Harman Melancon Smith (WA)  
 Hastert Mica Snyder  
 Hastings (FL) Michaud Solis  
 Hastings (WA) Miller (FL) Souder  
 Hayes Miller (MI) Space  
 Heller Miller (NC) Spratt  
 Hensarling Miller, Gary Stark  
 Herger Miller, George Stearns  
 Higgins Mitchell Stupak  
 Hill Moore (KS) Sullivan  
 Hinojosa Moore (WI) Sutton  
 Hirono Moran (KS) Tanner  
 Hobson Moran (VA) Tauscher  
 Hodes Murphy (CT) Taylor  
 Hoekstra Murphy, Patrick Thompson (CA)  
 Holden Murphy, Tim Thompson (MS)  
 Holt Murtha Thornberry  
 Honda Myrick Tiberi  
 Hoyer Nadler Tierney  
 Hulshof Napolitano Towns  
 Inglis (SC) Neal (MA) Turner  
 Inslee Neugebauer Udall (CO)  
 Israel Nunes Udall (NM)  
 Issa Oberstar Upton  
 Jackson (IL) Obey Van Hollen  
 Jackson-Lee (TX) Olver Velázquez  
 Jefferson Ortiz Visclosky  
 Johnson (GA) Pallone Walberg  
 Johnson (IL) Pascrell Walden (OR)  
 Jones (NC) Pastor Walsh (NY)  
 Jones (OH) Payne Walz (MN)  
 Jordan Pearce Wamp  
 Kagen Pence Waters  
 Kagen Perlmutter Watt  
 Kanjorski Peterson (MN) Waxman  
 Kaptur Peterson (PA) Weiner  
 Keller Petri Welch (VT)  
 Kennedy Pickering Weldon (FL)  
 Kildee Pitts Westmoreland  
 Kilpatrick Poe Wexler  
 Kind Pomeroy Whitfield  
 King (IA) Porter Wicker  
 King (NY) Price (GA) Wilson (OH)

Wilson (SC) Wu Young (FL)  
Wolf Wynn  
Woolsey Yarmuth

NOT VOTING—25

Bachmann Kucinich Tancredo  
Culberson Lucas Terry  
Davis, Jo Ann Mollohan Wasserman  
Herseth Sandlin Paul Schultz  
Hooley Platts Watson  
Hunter Royce Weller  
Jindal Sanchez, Loretta Wilson (NM)  
Johnson, E. B. Schwartz Young (AK)  
Johnson, Sam Shimkus

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said resolution was agreed to.

A motion to reconsider the vote whereby the rules were suspended and said resolution was agreed to was, by unanimous consent, laid on the table.

¶113.23 H. RES. 508—UNFINISHED BUSINESS

The SPEAKER pro tempore, Ms. HARMAN, pursuant to clause 8, rule XX, announced the further unfinished business to be the motion to suspend the rules and agree to said resolution (H. Res. 508) recognizing the strong security alliance between the Government of Japan and the United States and expressing appreciation to Japan for its role in enhancing stability in the Asia-Pacific region and its efforts in the global war against terrorism; as amended.

The question being put,

Will the House suspend the rules and agree to said resolution, as amended?

The vote was taken by electronic device.

It was decided in the { Yeas ..... 405  
affirmative ..... Nays ..... 0

¶113.24 [Roll No. 852] YEAS—405

Abercrombie Brady (PA) Costello  
Ackerman Brady (TX) Courtney  
Aderholt Braley (IA) Cramer  
Akin Broun (GA) Crenshaw  
Alexander Brown (SC) Crowley  
Allen Brown, Corrine Cubin  
Altmire Brown-Waite, Cuellar  
Andrews Ginny Culberson  
Arcuri Buchanan Cummings  
Baca Burgess Davis (AL)  
Baird Burton (IN) Davis (CA)  
Baker Butterfield Davis (IL)  
Baldwin Buyer Davis (KY)  
Barrett (SC) Calvert Davis, David  
Barrow Camp (MI) Davis, Lincoln  
Bartlett (MD) Campbell (CA) Davis, Tom  
Barton (TX) Cannon Deal (GA)  
Bean Cantor DeFazio  
Becerra Capito DeGette  
Berkley Capps Delahunt  
Berman Capuano DeLauro  
Berry Cardoza Dent  
Biggert Carnahan Diaz-Balart, L.  
Bilbray Blackburn Diaz-Balart, M.  
Bilirakis Carson Dicks  
Bishop (GA) Carter Dingell  
Bishop (NY) Castle Doggett  
Bishop (UT) Castor Donnelly  
Blackburn Chabot Doolittle  
Blumenauer Chandler Doyle  
Blunt Clarke Drake  
Boehner Clay Dreier  
Bonner Cleaver Duncan  
Bono Clyburn Edwards  
Boozman Coble Ehlers  
Boren Cohen Ellison  
Boswell Cole (OK) Ellsworth  
Boucher Conaway Emanuel  
Boustany Conyers Emerson  
Boyd (FL) Cooper Engel  
Boyd (KS) Costa English (PA)

Eshoo LaTourette Renzi  
Etheridge Lee Reyes  
Everett Levin Reynolds  
Fallin Lewis (CA) Richardson  
Farr Lewis (GA) Rodriguez  
Fattah Lewis (KY) Rogers (AL)  
Feeeny Linder Rogers (KY)  
Ferguson Lipinski Rogers (MI)  
Filner LoBiondo Rohrabacher  
Flake Loeb sack Ros-Lehtinen  
Forbes Lofgren, Zoe Roskam  
Fortenberry Lowey Ross  
Fossella Lungren, Daniel Rothman  
Foxy E. Roybal-Allard  
Frank (MA) Lynch Ruppertsberger  
Franks (AZ) Mack Rush  
Frelinghuysen Mahoney (FL) Ryan (OH)  
Gallegly Maloney (NY) Ryan (WI)  
Garrett (NJ) Manzullo Salazar  
Gerlach Marchant Sali  
Giffords Markey Sanchez, Linda  
Gilchrest Marshall T.  
Gillibrand Matheson Sarbanes  
Gingrey Matsui Saxton  
Gohmert McCarthy (CA) Schakowsky  
Gonzalez McCarthy (NY) Schiff  
Goode McCaul (TX) Schmidt  
Goodlatte McCollum (MN) Scott (GA)  
Gordon McCotter Scott (VA)  
Granger McCrery Sensenbrenner  
Graves McDermott Serrano  
Green, Al McGovern Sessions  
Green, Gene McHenry Sestak  
Grijalva McHugh Shadegg  
Gutierrez McIntyre Shays  
Hall (NY) McKeon Shea-Porter  
Hall (TX) McMorris Sherman  
Hare Rodgers Shuler  
Harman McNerney Shuster  
Hastert McNulty Simpson  
Hastings (FL) Meek (FL) Sires  
Hastings (WA) Meeks (NY) Skelton  
Hayes Melancon Slaughter  
Heller Mica Smith (NE)  
Hensarling Michaud Smith (NJ)  
Herger Miller (FL) Smith (TX)  
Higgins Miller (MI) Smith (WA)  
Hill Miller (NC) Snyder  
Hinchey Miller, Gary Soils  
Hinojosa Miller, George Souder  
Hirono Mitchell Space  
Hobson Moore (KS) Spratt  
Hodes Moore (WI) Stark  
Hoekstra Moran (KS) Stearns  
Holden Moran (VA) Stupak  
Holt Murphy (CT) Sullivan  
Honda Murphy, Patrick Sutton  
Hoyer Murphy, Tim Tanner  
Hulshof Murtha Tauscher  
Inglis (SC) Musgrave Taylor  
Inslee Myrick Thompson (CA)  
Israel Nadler Thompson (MS)  
Issa Napolitano Thornberry  
Jackson (IL) Neal (MA) Tiaht  
Jackson-Lee Neugebauer Tierney  
(TX) Nunes Towns  
Jefferson Oberstar Turner  
Johnson (GA) Obey Udall (CO)  
Johnson (IL) Olver Udall (NM)  
Jones (NC) Ortiz Upton  
Jones (OH) Pallone Van Hollen  
Jordan Pascrell Velazquez  
Kagen Pastor Visclosky  
Kanjorski Payne Walberg  
Kaptur Pearce Walden (OR)  
Keller Pence Walsh (NY)  
Kennedy Perlmutter Walz (MN)  
Kildee Peterson (MN) Wamp  
Kilpatrick Peterson (PA) Waters  
Kind Petri Waters  
King (IA) Pickering Watt  
King (NY) Pitts Waxman  
Kingston Poe Weiner  
Kirk Pomeroy Welch (VT)  
Klein (FL) Porter Weldon (FL)  
Kline (MN) Price (GA) Westmoreland  
Knollenberg Price (NC) Wexler  
Kuhl (NY) Pryce (OH) Whitfield  
LaHood Putnam Wicker  
Lamborn Radanovich Wilson (OH)  
Lampson Rahall Wilson (SC)  
Langevin Ramstad Wolf  
Lantos Rangel Wu  
Larsen (WA) Regula Wynn  
Larson (CT) Rehberg Yarmuth  
Latham Reichert Young (FL)

Jindal Johnson, E. B. Royce  
Johnson, Sam Sanchez, Loretta  
Kucinich Schwartz  
Lucas Shimkus  
Mollohan Terry  
Paul Tiberi  
Platts Wasserman Young (AK)

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said resolution, as amended, was agreed to.

A motion to reconsider the vote whereby the rules were suspended and said resolution, as amended, was agreed to was, by unanimous consent, laid on the table.

¶113.25 H. RES. 544—UNFINISHED BUSINESS

The SPEAKER pro tempore, Mr. SARBANES, pursuant to clause 8, rule XX, announced the further unfinished business to be the motion to suspend the rules and agree to said resolution (H. Res. 544) expressing the sympathy and pledging the support of the House of Representatives and the people of the United States for the victims of the devastating thunderstorms that caused severe flooding in 20 counties in eastern Kansas beginning June 26, 2007.

The question being put,

Will the House suspend the rules and agree to said resolution?

The vote was taken by electronic device.

It was decided in the { Yeas ..... 397  
affirmative ..... Nays ..... 0

¶113.26 [Roll No. 853] YEAS—397

Abercrombie Brown, Corrine Davis, David  
Ackerman Brown-Waite, Davis, Lincoln  
Aderholt Ginny Davis, Tom  
Akin Buchanan Deal (GA)  
Alexander Burgess DeFazio  
Allen Burton (IN) DeGette  
Altmire Butterfield Delahunt  
Andrews Buyer DeLauro  
Arcuri Calvert Dent  
Baca Camp (MI) Diaz-Balart, L.  
Bachus Cannon Diaz-Balart, M.  
Baird Cantor Dicks  
Baker Capito Dingell  
Baldwin Capps Doggett  
Barrett (SC) Capuano Donnelly  
Barrow Cardoza Doolittle  
Bartlett (MD) Carney Doyle  
Barton (TX) Carson Drake  
Bean Carter Dreier  
Becerra Castle Duncan  
Berkley Castor Edwards  
Berman Chabot Ehlers  
Berry Chandler Ellison  
Biggert Clarke Ellsworth  
Bilbray Clay Emanuel  
Bilirakis Cleaver Emerson  
Bishop (GA) Clyburn Engel  
Bishop (NY) Coble English (PA)  
Bishop (UT) Cohen Eshoo  
Blackburn Cole (OK) Etheridge  
Blumenauer Conaway Everett  
Blunt Conyers Farr  
Boehner Cooper Fattah  
Bonner Costa Fergu son  
Bono Costello Filner  
Boozman Courtney Flake  
Boren Cramer Forbes  
Boswell Boucher Crowley Fortenberry  
Boucher Boustany Cubin Fossella  
Boyd (FL) Boyd (FL) Cuellar Foxx  
Boyd (KS) Boyd (KS) Culberson Frank (MA)  
Brady (PA) Cummings Franks (AZ)  
Brady (TX) Davis (AL) Frelinghuysen  
Braley (IA) Braley (IA) Davis (CA) Gallegly  
Broun (GA) Davis (IL) Garrett (NJ)  
Brown (SC) Davis (KY) Gerlach

NOT VOTING—27

Bachmann Davis, Jo Ann Hooley  
Bachus Herseth Sandlin Hunter

Giffords	Mack	Rogers (MI)
Gillibrand	Mahoney (FL)	Rohrabacher
Gingrey	Maloney (NY)	Roskam
Gohmert	Manzullo	Ross
Gonzalez	Marchant	Rothman
Goode	Markey	Roybal-Allard
Goodlatte	Marshall	Ruppersberger
Gordon	Matheson	Rush
Granger	Matsui	Ryan (OH)
Graves	McCarthy (CA)	Ryan (WI)
Green, Al	McCarthy (NY)	Salazar
Green, Gene	McCaul (TX)	Sánchez, Linda
Grijalva	McCollum (MN)	T.
Gutierrez	McCotter	Sarbanes
Hall (NY)	McCrery	Saxton
Hall (TX)	McDermott	Schakowsky
Hare	McGovern	Schiff
Harman	McHenry	Schmidt
Hastert	McHugh	Scott (GA)
Hastings (FL)	McIntyre	Scott (VA)
Hastings (WA)	McKeon	Sensenbrenner
Hayes	McMorris	Serrano
Heller	Rodgers	Sessions
Hensarling	McNerney	Sestak
Heger	McNulty	Shadegg
Higgins	Meek (FL)	Shea-Porter
Hill	Meeks (NY)	Sherman
Hinchey	Melancon	Shuler
Hinojosa	Mica	Shuster
Hirono	Michaud	Simpson
Hobson	Miller (FL)	Sires
Hodes	Miller (MI)	Skelton
Hoekstra	Miller (NC)	Slaughter
Holden	Miller, Gary	Smith (NE)
Holt	Miller, George	Smith (NJ)
Honda	Mitchell	Smith (TX)
Hoyer	Moore (KS)	Smith (WA)
Hulshof	Moore (WI)	Snyder
Inglis (SC)	Moran (KS)	Solis
Inslee	Moran (VA)	Souder
Israel	Murphy (CT)	Space
Issa	Murphy, Patrick	Spratt
Jackson (IL)	Murphy, Tim	Stark
Jackson-Lee	Murtha	Stearns
(TX)	Musgrave	Stupak
Jefferson	Myrick	Sullivan
Johnson (GA)	Nadler	Sutton
Johnson (IL)	Napolitano	Tanner
Jones (NC)	Neal (MA)	Tauscher
Jones (OH)	Neugebauer	Taylor
Jordan	Nunes	Thompson (CA)
Kagen	Oberstar	Thompson (MS)
Kanjorski	Obey	Thornberry
Keller	Olver	Tiaht
Kennedy	Ortiz	Tiberi
Kildee	Pallone	Tierney
Kilpatrick	Pascrell	Towns
Kind	Pastor	Turner
King (IA)	Payne	Udall (CO)
King (NY)	Pearce	Udall (NM)
Kingston	Pence	Upton
Kirk	Perlmutter	Van Hollen
Klein (FL)	Peterson (MN)	Velázquez
Kline (MN)	Peterson (PA)	Visclosky
Knollenberg	Petri	Walberg
Kuhl (NY)	Pickering	Walden (OR)
LaHood	Pitts	Walsh (NY)
Lamborn	Poe	Walz (MN)
Lampson	Pomeroy	Wamp
Langevin	Porter	Waters
Lantos	Price (GA)	Watt
Larsen (WA)	Price (NC)	Waxman
Latham	Pryce (OH)	Weiner
LaTourette	Putnam	Welch (VT)
Lee	Rahall	Weldon (FL)
Levin	Ramstad	Westmoreland
Lewis (CA)	Rangel	Wexler
Lewis (GA)	Regula	Whitfield
Lewis (KY)	Rehberg	Wicker
Linder	Reichert	Wilson (OH)
Lipinski	Renzi	Wilson (SC)
LoBiondo	Reyes	Wolf
Lofgren, Zoe	Reynolds	Woolsey
Lowe	Richardson	Wu
Lungren, Daniel	Rodriguez	Wynn
E.	Rogers (AL)	Yarmuth
Lynch	Rogers (KY)	Young (FL)

NOT VOTING—35

Bachmann	Johnson, Sam	Royce
Campbell (CA)	Kaptur	Sali
Carnahan	Kucinich	Sanchez, Loretta
Davis, Jo Ann	Larson (CT)	Schwartz
Feeney	Loebsack	Shays
Gilchrest	Lucas	Shimkus
Herseth Sandlin	Mollohan	Tancredo
Hooley	Paul	Terry
Hunter	Platts	
Jindal	Radanovich	
Johnson, E. B.	Ros-Lehtinen	

Wasserman	Watson	Wilson (NM)
Schultz	Weller	Young (AK)

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said resolution was agreed to.

A motion to reconsider the vote whereby the rules were suspended and said resolution was agreed to was, by unanimous consent, laid on the table.

¶113.27 VOLUNTEERS AND OTHER PERSONS WHO PROVIDE SUPPORT TO THOSE DEPLOYED IN SERVICE TO THE UNITED STATES

Mr. ORTIZ moved to suspend the rules and agree to the following concurrent resolution (H. Con. Res. 181):

Whereas there are 1.2 million children who are the sons or daughters of members of the Armed Forces, including more than 153,000 children of members of reserve components, and more than one third of these children are under the age of five;

Whereas the families of members of the Armed Forces, and in particular their children, provide unconditional love and support to their loved ones serving in the Armed Forces before, during, and after their deployment;

Whereas the Department of Defense recognizes that the family of a deployed member of the Armed Forces also serves and has made a commitment to military families by establishing goals for a New Social Compact with members of the Armed Forces and their families;

Whereas the Government makes significant resources available to families and children of members of the Armed Forces who reside on or near a military installation, however, resources for families and children of deployed Reserve and National Guard members are often difficult to access because the families do not reside near a military installation;

Whereas a number of nonprofit organizations have dedicated themselves to ensuring that children of military families receive the support they urgently need while they cope with the deployment of parents, in particular by providing essential extra-curricular activities and programs for school-aged children of deployed Reserve and National Guard members;

Whereas these organizations include Our Military Kids, Inc., Parents as Teachers, Citizen Soldier Support program, Operation Homefront Inc., American Military Families, Inc., and Kids Serve 2; and

Whereas these programs and organizations have helped children of deployed members of the Armed Forces maintain as normal a life as possible by allowing funds to be used for a range of activities that might otherwise be unavailable to them: Now, therefore, be it

*Resolved by the House of Representatives (the Senate concurring),* That Congress recognizes and commends all volunteers and other persons who provide support to the families and children of members of the Armed Forces, including National Guard and Reserve personnel, who are deployed in service to the United States and honors military families and the non-governmental organizations that support them.

The SPEAKER pro tempore, Mr. SARBANES, recognized Mr. ORTIZ and Mr. WILSON of South Carolina, each for 20 minutes.

After debate, The question being put, viva voce, Will the House suspend the rules and agree to said concurrent resolution?

The SPEAKER pro tempore, Mr. SARBANES, announced that two-

thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said concurrent resolution was agreed to.

A motion to reconsider the vote whereby the rules were suspended and said concurrent resolution was agreed to was, by unanimous consent, laid on the table.

*Ordered,* That the Clerk request the concurrence of the Senate in said concurrent resolution.

¶113.28 CRANDALL CANYON MINERS

Ms. WOOLSEY moved to suspend the rules and agree to the following resolution (H. Res. 631):

Whereas on August 6, 2007, six miners, Kerry Allred, Don Erickson, Juan Carlos Payan, Brandon Phillips, Manuel Sanchez, and Jose Luis Hernandez, were trapped 1,800 feet below ground in the Crandall Canyon mine in Utah;

Whereas Federal, State, and local rescue crews worked relentlessly in an attempt to locate and rescue the trapped miners;

Whereas three rescuers, Gary Jensen, Brandon Kimber, and Dale "Bird" Black lost their lives during the rescue attempt;

Whereas the loss of the miners has had a tremendous effect on the local community;

Whereas the emergency efforts coordinated by the Emery County Sheriff's Department have been exemplary;

Whereas Utah is one of the largest coal producing States in the Nation, producing over 21 million tons of coal in 2005;

Whereas coal continues to be the economic engine for many communities;

Whereas during the last century over 100,000 coal miners have been killed in mining accidents in the Nation's coal mines;

Whereas the Nation is greatly indebted to coal miners for the difficult and dangerous work they perform to provide the fuel needed to operate the Nation's industries and to provide energy to homes and businesses; and

Whereas many residents of Emery County and Carbon County, Utah, and the surrounding areas, came together to support the miners' families and the community has been steadfast in its efforts to help the families of the missing and deceased: Now, therefore, be it

*Resolved,* That the House—

(1) recognizes Kerry Allred, Don Erickson, Juan Carlos Payan, Brandon Phillips, Manuel Sanchez, Jose Luis Hernandez, Gary Jensen, Brandon Kimber, and Dale "Bird" Black for their sacrifice in the Crandall Canyon, Utah coal mine;

(2) extends the deepest condolences of the Nation to the families of these men;

(3) recognizes the many volunteers who participated in the rescue efforts and provided support for the miners' families during the rescue operations; and

(4) honors the long national heritage of coal mining families and supports the tradition for the future.

The SPEAKER pro tempore, Mr. SARBANES, recognized Ms. WOOLSEY and Mr. BISHOP of Utah, each for 20 minutes.

After debate, The question being put, viva voce, Will the House suspend the rules and agree to said resolution?

The SPEAKER pro tempore, Mr. SARBANES, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said resolution was agreed to.

A motion to reconsider the vote whereby the rules were suspended and said resolution was agreed to was, by unanimous consent, laid on the table.

¶113.29 THE LATE HONORABLE PAUL E. GILLMOR

Mr. REGULA, submitted the following privileged resolution (H. Res. 632):

*Resolved*, That the House has heard with profound sorrow of the death of the Honorable Paul E. Gillmor, a Representative from the State of Ohio.

*Resolved*, That a committee of such Members of the House as the Speaker may designate, together with such Members of the Senate as may be joined, be appointed to attend the funeral.

*Resolved*, That the Sergeant-at-Arms of the House be authorized and directed to take such steps as may be necessary for carrying out the provisions of these resolutions and that the necessary expenses in connection therewith be paid out of applicable accounts of the House.

*Resolved*, That the Clerk communicate these resolutions to the Senate and transmit a copy thereof to the family of the deceased.

*Resolved*, That when the House adjourns today, it adjourn as a further mark of respect to the memory of the deceased.

When said resolution was considered. After debate,

By unanimous consent, the time for debate was extended by 10 minutes to be equally divided and controlled by Mr. REGULA and Mrs. JONES of Ohio.

After further debate,

By unanimous consent, the previous question was ordered on the resolution to its adoption or rejection.

The question being put, *viva voce*,

Will the House agree to said resolution?

The SPEAKER pro tempore, Mr. SARBANES, announced that the yeas had it.

So the resolution was agreed to.

A motion to reconsider the vote whereby said resolution was agreed to was, by unanimous consent, laid on the table.

¶113.30 WHOLE NUMBER OF THE HOUSE OF REPRESENTATIVES ADJUSTED

The SPEAKER pro tempore, Mr. SARBANES, announced under clause 5(d) of rule XX, that, in light of the passing of the gentleman from Ohio, [Mr. GILLMOR], the whole number of the House is adjusted to 433.

¶113.31 COMMUNICATION REGARDING SUBPOENA

The SPEAKER pro tempore, Mr. SARBANES, laid before the House the following communication from Alisha Perkins, Scheduler/Office Manager, of office of the Honorable John T. Doolittle:

OFFICE OF JOHN T. DOOLITTLE,  
HOUSE OF REPRESENTATIVES,  
Washington, DC, September 4, 2007.

Hon. NANCY PELOSI,  
Speaker, House of Representatives,  
Washington, DC.

DEAR MADAM SPEAKER: This is to formally notify you pursuant to Rule VIII of the Rules

of the House of Representatives that I have been served with a grand jury subpoena for testimony issued by the U.S. District Court for the District of Columbia.

After consulting with my attorney, I will make the determinations required by Rule VIII.

Sincerely,

ALISHA PERKINS,  
Scheduler/Office Manager.

¶113.32 PROVIDING FOR CONSIDERATION OF H.R. 2786

Mr. MCGOVERN, by direction of the Committee on Rules, reported (Rept. No. 110-316) the resolution (H. Res. 633) providing for consideration of the bill (H.R. 2786) to reauthorize the programs for housing assistance for Native Americans.

When said resolution and report were referred to the House Calendar and ordered printed.

¶113.33 RECESS—8:20 P.M.

The SPEAKER pro tempore, Mr. WALZ of Minnesota, pursuant to clause 12(a) of rule I, declared the House in recess at 8 o'clock and 20 minutes p.m., subject to the call of the Chair.

¶113.34 AFTER RECESS—9:18 P.M.

The SPEAKER pro tempore, Mr. WALZ of Minnesota, called the House to order.

¶113.35 LEAVE OF ABSENCE

By unanimous consent, leave of absence was granted—

To Ms. Eddie Bernice JOHNSON of Texas, for today;

To Mr. PLATTS, for today; and

To Mrs. WILSON of New Mexico, for today.

And then,

¶113.36 ADJOURNMENT

On motion of Mr. WALZ of Minnesota, by unanimous consent, and pursuant to House Resolution 632, at 9 o'clock and 19 minutes p.m., the House adjourned out of respect for the late Honorable Paul E. Gillmor.

¶113.37 REPORTS OF COMMITTEES ON PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XIII, reports of committees were delivered to the Clerk for printing and reference to the proper calendar, as follows:

Mr. MCGOVERN: Committee on Rules. House Resolution 633. Resolution providing for consideration of the bill (H.R. 2786) to reauthorize the programs for housing assistance for Native Americans.

¶113.38 PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XII, public bills and resolutions were introduced and severally referred, as follows:

H.R. 3473. A bill to provide for a land exchange with the City of Bountiful, Utah, involving National Forest System land in the Wasatch-Cache National Forest and to further land ownership consolidation in that national forest, and for other purposes; to the Committee on Natural Resources.

By Mr. McNERNEY:

H.R. 3474. A bill to expand the Safe Streets Program, to establish a National Gang Ac-

tivity Database, and for other purposes; to the Committee on the Judiciary.

By Mr. CAPUANO:

H.R. 3475. A bill to amend the Internal Revenue Code of 1986 to increase the estate and gift tax unified credit to an exclusion equivalent of \$5,000,000, to adjust such amount for inflation, to repeal the 1-year termination of the estate tax, and for other purposes; to the Committee on Ways and Means.

By Mr. DUNCAN:

H.R. 3476. A bill to convey the parcel of real property known as the John Sevier Range in Knox County, Tennessee, to the State of Tennessee; to the Committee on Armed Services.

By Mr. FERGUSON (for himself and Mr. TOWNS):

H.R. 3477. A bill to amend the Consumer Product Safety Act to require third-party verification of compliance of children's products with consumer product safety standards promulgated by the Consumer Product Safety Commission, and for other purposes; to the Committee on Energy and Commerce.

By Mr. HILL:

H.R. 3478. A bill to prohibit the closure or relocation of the field office of the Farm Service Agency in Clark County, Indiana; to the Committee on Agriculture.

By Mr. KELLER:

H.R. 3479. A bill to amend title III of the Americans with Disabilities Act of 1990 to require, as a precondition to commencing a civil action with respect to a place of public accommodation or a commercial facility, that an opportunity be provided to correct alleged violations; to the Committee on the Judiciary.

By Mr. KIRK (for himself and Mr. ANDREWS):

H. Con. Res. 203. Concurrent resolution condemning the persecution of labor rights advocates in Iran; to the Committee on Foreign Affairs.

By Mr. MARCHANT:

H. Con. Res. 204. Concurrent resolution expressing the sense of the Congress that States and local political subdivisions are not preempted from the enactment and enforcement of immigration-related laws and ordinances that do not directly conflict with Federal immigration laws; to the Committee on the Judiciary.

By Mr. REGULA:

H. Res. 632. A resolution expressing the condolences of the House of Representatives on the death of the Honorable Paul E. Gillmor, a Representative of the State of Ohio; considered and agreed to.

By Mrs. GILLIBRAND (for herself, Mr. SHUSTER, Ms. FALLIN, Ms. HERSETH SANDLIN, Mr. KAGEN, Mr. ALTMIRE, Mr. PETERSON of Minnesota, Mr. MOORE of Kansas, Mr. BOSWELL, Mr. CARDOZA, Mr. SHULER, Mr. TANNER, Mr. HILL, Mr. BOYD of Florida, Mr. ROSS, Mr. LINCOLN DAVIS of Tennessee, Mr. MAHONEY of Florida, Mr. WALZ of Minnesota, Mr. DAVIS of Kentucky, Mr. McNULTY, Mr. ELLSWORTH, Mr. MCCAUL of Texas, Mrs. McMORRIS RODGERS, Mr. BOREN, Mr. MATHESON, Mr. MELANCON, Mr. GORDON, Mr. CRAMER, Mrs. BOYDA of Kansas, Mr. WILSON of Ohio, Mr. CHANDLER, Mr. BRALEY of Iowa, Mr. DONNELLY, Mr. PATRICK MURPHY of Pennsylvania, Mr. UDALL of New Mexico, Mr. UDALL of Colorado, Mr. BARROW, Mr. PERLMUTTER, Mr. WELCH of Vermont, Mr. CARNEY, Mr. ABERCROMBIE, Mr. HODES, Mr. ARCURI, Mr. HINCHEY, and Mr. CROWLEY):

H. Res. 634. A resolution encouraging participation in hunting and fishing, and supporting the goals and ideals of National Hunting and Fishing Day and the efforts of hunters and fishermen toward the scientific

management of wildlife and conservation of the natural environment; to the Committee on Natural Resources.

By Ms. EDDIE BERNICE JOHNSON of Texas (for herself, Mr. MEEKS of New York, and Mr. ELLISON):

H. Res. 635. A resolution recognizing the commencement of Ramadan, the Islamic holy month of fasting and spiritual renewal, and commending Muslims in the United States and throughout the world for their faith; to the Committee on Foreign Affairs.

#### 113.39 ADDITIONAL SPONSORS

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

H.R. 21: Mr. COHEN.  
 H.R. 74: Mr. GILCHREST and Mr. VAN HOLLEN.  
 H.R. 160: Mr. DAVIS of Illinois, Mrs. JO ANN DAVIS of Virginia, Mr. McNULTY, Mr. TOWNS, Mr. RYAN of Ohio, and Mr. BLUMENAUER.  
 H.R. 241: Mr. NEUGEBAUER.  
 H.R. 278: Mr. KUHL of New York.  
 H.R. 303: Mr. RUSH, Mr. SESSIONS, and Mr. GRAVES.  
 H.R. 370: Mr. GRAVES.  
 H.R. 405: Mr. GENE GREEN of Texas and Mr. PEARCE.  
 H.R. 507: Mr. COHEN.  
 H.R. 538: Mr. GONZALEZ.  
 H.R. 690: Mr. TOM DAVIS of Virginia.  
 H.R. 704: Mr. BARROW.  
 H.R. 715: Mr. STARK.  
 H.R. 725: Mr. PICKERING.  
 H.R. 743: Mrs. CUBIN.  
 H.R. 758: Mr. ISSA and Mr. ABERCROMBIE.  
 H.R. 772: Ms. HERSETH SANDLIN.  
 H.R. 881: Mr. ANDREWS.  
 H.R. 954: Mr. RUSH.  
 H.R. 997: Mr. MCCOTTER.  
 H.R. 1023: Mr. GONZALEZ, Mr. LOBIONDO, Mr. CHANDLER, Mr. MOORE of Kansas, Ms. FOX, Mr. LAMPSON, Mr. GINGREY, Mr. ENGLISH of Pennsylvania, and Mr. ROYCE.  
 H.R. 1043: Mr. MICHAUD and Mr. VAN HOLLEN.  
 H.R. 1071: Mr. WEINER.  
 H.R. 1091: Mr. GILCHREST.  
 H.R. 1092: Mr. ROSKAM.  
 H.R. 1110: Mr. BISHOP of New York, Mr. HAYES, Mr. WELCH of Vermont, and Mr. SALLI.  
 H.R. 1125: Ms. KILPATRICK, Mr. LYNCH, Mr. HOLT, Mr. ISRAEL, Mr. BOSWELL, and Mr. SALAZAR.  
 H.R. 1154: Mr. KING of New York, Mr. HOLT, Mr. YOUNG of Florida, Mr. RANGEL, Mr. MITCHELL, Mrs. MALONEY of New York, Mr. ALTMIRE, Ms. BERKLEY, Mr. CROWLEY, Ms. MATSUI, Mr. OBEY, Ms. WOOLSEY, Mrs. CAPPS, Mr. HONDA, Mr. CHABOT, Mr. DENT, Mr. HELLER, Mr. LAHOOD, Mr. MANZULLO, Mr. PICKERING, Mr. ROGERS of Alabama, Mr. WAMP, Mr. WICKER, Mr. WILSON of South Carolina, Mr. KIND, Mr. MCGOVERN, and Mr. RAMSTAD.  
 H.R. 1192: Mr. JINDAL and Mr. BACA.  
 H.R. 1223: Mr. BOUCHER.  
 H.R. 1236: Mr. BOOZMAN.  
 H.R. 1273: Mr. RODRIGUEZ.  
 H.R. 1303: Mr. WAMP, Mr. DOGGETT, and Mr. EMANUEL.  
 H.R. 1342: Mr. STEARNS.  
 H.R. 1346: Mr. RUSH.  
 H.R. 1394: Mr. RYAN of Ohio.  
 H.R. 1409: Mr. KILDEE.  
 H.R. 1422: Mr. WYNN, Mr. JACKSON of Illinois, and Mr. FILNER.  
 H.R. 1424: Mr. WOLF.  
 H.R. 1436: Mr. SESSIONS.  
 H.R. 1440: Ms. BALDWIN, Mr. PETERSON of Pennsylvania, and Mr. FRELINGHUYSEN.  
 H.R. 1461: Mr. PAYNE.  
 H.R. 1514: Mrs. DRAKE, Mr. PRICE of North Carolina, and Mr. RODRIGUEZ.  
 H.R. 1518: Mrs. DRAKE and Mr. STUPAK.  
 H.R. 1532: Mr. DOGGETT.

H.R. 1537: Mr. DICKS.  
 H.R. 1553: Mr. LOBIONDO.  
 H.R. 1576: Mr. GILLIBRAND, Mr. WOLF, Mr. BONNER, Mrs. JO ANN DAVIS of Virginia, and Mr. FORBES.  
 H.R. 1588: Mr. BOUCHER.  
 H.R. 1596: Mr. SAXTON and Mr. WAMP.  
 H.R. 1621: Ms. SCHWARTZ, Mr. VAN HOLLEN, Ms. LORETTA SANCHEZ of California, Ms. HERSETH SANDLIN, and Mr. MORAN of Kansas.  
 H.R. 1644: Mr. LINCOLN DAVIS of Tennessee, Mr. THOMPSON of California, Mr. WALZ of Minnesota, Ms. SLAUGHTER, Mr. AL GREEN of Texas, Mr. WILSON of Ohio, Mr. JOHNSON of Georgia, Mr. BOSWELL, Mr. COURTNEY, Mr. COHEN, Mr. STUPAK, Mr. LOEBACK, and Mr. SCHIFF.  
 H.R. 1649: Mr. FORTUÑO.  
 H.R. 1650: Mr. FRELINGHUYSEN.  
 H.R. 1665: Mr. UPTON, Mr. OLVER, and Mr. BOUCHER.  
 H.R. 1687: Mr. STARK.  
 H.R. 1707: Ms. VELÁZQUEZ.  
 H.R. 1713: Mr. SNYDER and Ms. BALDWIN.  
 H.R. 1732: Mr. JEFFERSON.  
 H.R. 1755: Mr. COHEN and Mr. HONDA.  
 H.R. 1771: Ms. GINNY BROWN-WAITE of Florida.  
 H.R. 1808: Mr. BROUN of Georgia.  
 H.R. 1823: Mr. LAMPSON.  
 H.R. 1876: Mr. TURNER, Mr. DAVIS of Alabama, Mr. DAVID DAVIS of Tennessee, Mr. BURTON of Indiana, Mr. WYNN, Ms. JACKSON-LEE of Texas, and Mr. BACHUS.  
 H.R. 1907: Mr. INSLEE.  
 H.R. 1924: Mr. SMITH of Washington.  
 H.R. 1983: Mr. COHEN.  
 H.R. 1992: Mr. PASTOR, Mr. HARE, and Mr. NADLER.  
 H.R. 2003: Mr. FILNER and Mrs. DAVIS of California.  
 H.R. 2015: Mr. PRICE of North Carolina, Mr. KUCINICH, and Mr. COSTA.  
 H.R. 2045: Mrs. CAPPS and Mr. DOYLE.  
 H.R. 2061: Mr. GRIJALVA, Mr. THOMPSON of Mississippi, Mr. WYNN, and Mr. KAPTUR.  
 H.R. 2063: Mr. RODRIGUEZ and Mrs. BLACKBURN.  
 H.R. 2064: Mr. MOORE of Kansas, Mr. MCGOVERN, Mr. DEFAZIO, Mr. CUMMINGS, Mr. WYNN, Mr. PRICE of North Carolina, Ms. ZOE LOFGREN of California, Mr. BOUCHER, and Mrs. NAPOLITANO.  
 H.R. 2073: Mr. BOUCHER.  
 H.R. 2075: Mr. WU.  
 H.R. 2095: Ms. JACKSON-LEE of Texas, Mr. CLEAVER, and Mr. WATT.  
 H.R. 2108: Mr. SESTAK.  
 H.R. 2116: Mr. CLEAVER, Mr. BONNER, and Mr. PORTER.  
 H.R. 2123: Mr. HASTINGS of Florida, Mr. MEEK of Florida, Ms. MCCOLLUM of Minnesota, and Mr. ABERCROMBIE.  
 H.R. 2188: Mr. DOGGETT and Mr. KENNEDY.  
 H.R. 2236: Ms. ZOE LOFGREN of California.  
 H.R. 2244: Mr. ALLEN and Mr. JINDAL.  
 H.R. 2290: Mr. LANGEVIN.  
 H.R. 2343: Mr. CONYERS, Ms. HOOLEY, and Mr. CUMMINGS.  
 H.R. 2353: Mr. ENGEL and Mr. LAMPSON.  
 H.R. 2417: Mr. WAXMAN and Mr. FILNER.  
 H.R. 2452: Mr. PLATTS.  
 H.R. 2478: Mr. PALLONE and Ms. ZOE LOFGREN of California.  
 H.R. 2488: Mr. YARMUTH.  
 H.R. 2495: Mr. JINDAL and Mr. BOUCHER.  
 H.R. 2514: Mr. GORDON, Mr. PAUL, Mr. HASTINGS of Florida, Mr. DAVIS of Illinois, Mr. RUSH, Mr. GUTIERREZ, and Ms. SUTTON.  
 H.R. 2550: Mr. ROSS, Mr. MCINTYRE, Mr. BONNER, Mr. JINDAL, Mr. WAMP, Mr. SAXTON, and Mr. COOPER.  
 H.R. 2596: Mr. LEVIN, Mr. ISRAEL, Ms. MCCOLLUM of Minnesota, and Mr. OLVER.  
 H.R. 2605: Mr. STARK.  
 H.R. 2606: Mr. BUTTERFIELD and Mr. CLAY.  
 H.R. 2666: Mr. FATTAH and Mr. WYNN.  
 H.R. 2677: Mr. ARCURI and Ms. BALDWIN.  
 H.R. 2734: Mr. HERGER and Mr. SHUSTER.

H.R. 2743: Mr. ROSS.  
 H.R. 2744: Mr. LEVIN, Mr. YOUNG of Alaska, Ms. EDDIE BERNICE JOHNSON of Texas, Ms. MCCOLLUM of Minnesota, and Mr. VAN HOLLEN.  
 H.R. 2761: Mr. ROTHMAN.  
 H.R. 2814: Mr. GOODLATTE.  
 H.R. 2819: Mr. KUCINICH.  
 H.R. 2827: Mr. MARSHALL and Mr. MORAN of Kansas.  
 H.R. 2881: Mr. BACA.  
 H.R. 2894: Mr. FORBES.  
 H.R. 2911: Mr. VAN HOLLEN.  
 H.R. 2916: Mr. PAUL and Mr. PLATTS.  
 H.R. 2943: Mr. BOUCHER.  
 H.R. 2954: Mr. PLATTS, Mr. BACHUS, and Mr. BARTON of Texas.  
 H.R. 2958: Ms. CARSON.  
 H.R. 2997: Mr. SESTAK.  
 H.R. 3001: Ms. KAPTUR and Mr. BOUCHER.  
 H.R. 3026: Mr. SPRATT and Mr. WAMP.  
 H.R. 3046: Mr. SESTAK.  
 H.R. 3054: Mr. MCCOTTER.  
 H.R. 3084: Mr. CASTLE.  
 H.R. 3090: Mr. LAMPSON, Mr. WAMP, Mr. DEFAZIO, Mr. PAUL, Ms. PRYCE of Ohio, Mrs. WILSON of New Mexico, Mr. STUPAK, Mr. SMITH of Nebraska, Mr. MORAN of Kansas, Ms. KAPTUR, and Mr. BACHUS.  
 H.R. 3099: Ms. DELAURO.  
 H.R. 3140: Ms. HERSETH SANDLIN, Mr. BUTTERFIELD, and Mr. GOODE.  
 H.R. 3144: Mr. LAMPSON.  
 H.R. 3145: Mr. FORBES and Mrs. MYRICK.  
 H.R. 3149: Mrs. MUSGRAVE.  
 H.R. 3150: Mr. GERLACH.  
 H.R. 3197: Mr. WAXMAN, Mr. CLEAVER, Mr. MICHAUD, Ms. BORDALLO, and Mr. MCGOVERN.  
 H.R. 3249: Mr. RODRIGUEZ and Mr. PORTER.  
 H.R. 3257: Mr. SMITH of Washington.  
 H.R. 3283: Ms. WATSON.  
 H.R. 3298: Ms. MATSUI, Mr. ANDREWS, Mrs. GILLIBRAND, Mr. COURTNEY, Mr. COOPER, and Mr. FARR.  
 H.R. 3300: Mr. SHIMKUS.  
 H.R. 3320: Mr. WOLF, Mr. MCCOTTER, Mr. COHEN, and Mr. HASTINGS of Florida.  
 H.R. 3327: Mr. GONZALEZ and Mr. YOUNG of Florida.  
 H.R. 3339: Mr. BERMAN.  
 H.R. 3402: Mr. MORAN of Virginia and Mr. HINCHEY.  
 H.R. 3431: Mr. CROWLEY.  
 H.R. 3432: Mr. BERMAN and Mr. GRIJALVA.  
 H.R. 3452: Mr. WELDON of Florida.  
 H.R. 3463: Ms. DELAURO, Mr. GRIJALVA, Mr. WAXMAN, Mr. KIND, Ms. BORDALLO, Mrs. MALONEY of New York, Mr. SARBANES, and Mr. HILL.  
 H.J. Res. 6: Mr. FORBES.  
 H.J. Res. 40: Mr. UDALL of New Mexico and Mr. POMEROY.  
 H. Con. Res. 75: Mr. DOYLE.  
 H. Con. Res. 137: Mr. CAMPBELL of California and Mr. LEWIS of Kentucky.  
 H. Con. Res. 176: Mr. HINCHEY, Mr. CARNEY, and Mr. SPRATT.  
 H. Con. Res. 183: Mr. WELLER.  
 H. Con. Res. 193: Mr. BARRETT of South Carolina.  
 H. Res. 68: Mr. COHEN.  
 H. Res. 71: Ms. CLARKE.  
 H. Res. 185: Mr. COHEN.  
 H. Res. 209: Mr. FRANK of Massachusetts.  
 H. Res. 212: Mr. DAVIS of Illinois, Mr. BISHOP of New York, Mr. GUTIERREZ, Mr. EMANUEL, Mr. HARE, Mr. PAYNE, Mr. LANTOS, Ms. JACKSON-LEE of Texas, Mr. MARKEY, Mr. MARSHALL, Mr. RUPPERSBERGER, and Mr. TOWNS.  
 H. Res. 303: Mr. LAMPSON.  
 H. Res. 443: Mr. SPRATT.  
 H. Res. 472: Mr. MOORE of Kansas, Mrs. CAPITO, Ms. CARSON, Mr. MORAN of Kansas, Mr. ROGERS of Michigan, and Mr. DAVIS of Illinois.  
 H. Res. 536: Mr. FATTAH.  
 H. Res. 554: Mr. GEORGE MILLER of California, Mr. KUCINICH, Mr. CLAY, Mr. FARR, Mr. PORTER, and Mr. VAN HOLLEN.



H. Res. 563: Mr. JOHNSON of Georgia, Mr. RUSH, Mr. COHEN, and Mr. CLEAVER.

H. Res. 616: Mr. SERRANO and Mr. KING of New York.

H. Res. 618: Mr. STARK.

H. Res. 629: Mr. PASCRELL, Mr. MCGOVERN, and Ms. LEE.

H. Res. 631: Mr. BISHOP of Utah and Mr. CANNON.

**THURSDAY, SEPTEMBER 6, 2007  
(114)**

**¶114.1 APPOINTMENT OF SPEAKER PRO  
TEMPORE**

The House was called to order by the SPEAKER pro tempore, Mr. HOLDEN, who laid before the House the following communication:

WASHINGTON, DC,  
September 6, 2007.

I hereby appoint the Honorable TIM HOLDEN to act as Speaker pro tempore on this day.

NANCY PELOSI,  
*Speaker of the House of Representatives.*

**¶114.2 APPROVAL OF THE JOURNAL**

The SPEAKER pro tempore, Mr. HOLDEN, announced he had examined and approved the Journal of the proceedings of Wednesday, September 5, 2007.

Mr. HARE, pursuant to clause 1, rule I, demanded a vote on agreeing to the Chair's approval of the Journal.

The question being put, viva voce,

Will the House agree to the Chair's approval of said Journal?

The SPEAKER pro tempore, Mr. HOLDEN, announced that the yeas had it.

Mr. HARE demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Mr. HOLDEN, pursuant to clause 8, rule XX, announced that further proceedings on the question were postponed.

**¶114.3 COMMUNICATIONS**

Executive and other communications, pursuant to clause 8, rule XII, were referred as follows:

3161. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Buprofezin; Pesticide Tolerance; Technical Correction [EPA-HQ-OPP-2006-0821; FRL-8140-9] received August 14, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

3162. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Cis-isomer of 1-(3-chloroallyl)-3,5,7-triaza-1-azoniaadamantane chloride (CAS Reg. No. 51229-78-8); Exemption from the Requirement of a Tolerance [EPA-HQ-OPP-2007-0220; FRL-8122-3] received August 14, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

3163. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Fipronil; Pesticide Tolerances [EPA-HQ-OPP-2005-0206; FRL-8142-6] received August 14, 2007, pursuant to 5 U.S.C.

801(a)(1)(A); to the Committee on Agriculture.

3164. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Lambda-Cyhalothrin; Pesticide Tolerance [EPA-HQ-OPP-2005-0545; FRL-8143-1] received August 14, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

3165. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Zucchini Yellow Mosaic Virus-Weak Strain; Exemption from the Requirement of a Tolerance [EPA-HQ-OPP-2006-0329; FRL-8137-9] received August 14, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

3166. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Pyrasulfotole; Pesticide Tolerance [EPA-HQ-OPP-2006-1026; FRL-8141-8] received August 9, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

3167. A letter from the Principal Deputy Under Secretary for Personnel and Readiness, Department of Defense, transmitting Authorization of Colonel Rex C. McMillian, United States Marine Corps, to wear the insignia of the grade of brigadier general in accordance with title 10, United States Code, section 777; to the Committee on Armed Services.

3168. A letter from the Principal Deputy Under Secretary for Personnel and Readiness, Department of Defense, transmitting Authorization of Brigadier General Anthony A. Cucolo III to wear the insignia of the grade of major general in accordance with title 10, United States Code, section 777; to the Committee on Armed Services.

3169. A letter from the Principal Deputy Under Secretary for Personnel and Readiness, Department of Defense, transmitting authorization of the enclosed list of officers to wear the insignia of the grade of rear admiral (lower half) in accordance with title 10, United States Code, section 777; to the Committee on Armed Services.

3170. A letter from the Acting Under Secretary for Acquisitions, Technology and Logistics, Department of Defense, transmitting the National Defense Stockpile (NDS) Annual Materials Plan for Fiscal Year 2008, along with proposed plans for FY 2009 through 2012, pursuant to 50 U.S.C. 98h-2(b); to the Committee on Armed Services.

3171. A letter from the Inspector General, Department of Defense, transmitting the semiannual report of the Inspector General for the period October 1, 2006 through March 31, 2007, pursuant to 5 U.S.C. app. (Insp. Gen. Act) section 5(b); to the Committee on Armed Services.

3172. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Approval and Promulgation of Air Quality Implementation Plans; State of Colorado; Revised Denver and Longmont Carbon Monoxide Maintenance Plans, and Approval of Related Revisions [EPA-R08-OAR-2007-0465; FRL-8453-5] received August 14, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

3173. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Approval and Promulgation of Implementation Plans; Arizona — Phoenix PM-10 Nonattainment Area; Salt River Area Plan for Attainment of the 24-hour PM-10 Standard [EPA-R09-OAR-2006-0526; FRL-8446-1] received August 14, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

3174. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Approval and Promulgation of Implementation Plans; Idaho and Washington; Interstate Transport of Pollution; Withdrawal of Direct Final Rule [EPA-R10-OAR-2007-0110; FRL-8456-3] received August 14, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

3175. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Approval and Promulgation of State Plan for Designated Facilities and Pollutants; Louisiana; Clean Air Mercury Rule (CAMR) [EPA-R06-OAR-2006-1028; FRL-8455-3] received August 14, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

3176. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Arkansas: Final Authorization of State Hazardous Waste Management Program Revision [FRL-8455-5] received August 14, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

3177. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Louisiana: Final Authorization of State Hazardous Waste Management Program Revision [FRL-8455-9] received August 14, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

3178. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — New Mexico: Final Authorization of State Hazardous Waste Management Program Revision [FRL-8455-6] received August 14, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

3179. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Approval and Promulgation of Air Quality Implementation Plan; Alaska [EPA-R10-OAR-2006-101 ; FRL-8447-2] received August 9, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

3180. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Approval and Promulgation of Air Quality Implementation Plans; State of Montana; Missoula Carbon Monoxide Re-designation to Attainment, Designation of Areas for Air Quality Planning Purposes, and Approval of Related Revisions [EPA-R08-OAR-2006-0163; FRL-8452-9] received August 9, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

3181. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Approval and Promulgation of Air Quality Implementation Plans; Virginia; State Implementation Plan Revision Variance for International Paper, Franklin Paper Mill, Virginia [EPA-R03-OAR-2006-0060; FRL-8452-6] received August 9, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

3182. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Approval of Implementation Plans of Tennessee; Clean Air Interstate Rule [EPA-R04-OAR-2007-0229-200713 (a); FRL84553-6] received August 9, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

3183. A letter from the Principal Deputy Associate Administrator, Environmental

Protection Agency, transmitting the Agency's final rule — Determination of Attainment, Approval and Promulgation of Implementation Plans and Designation of Areas for Air Quality Planning Purposes; Ohio; Redesignation of the Toledo Area 8-hour Ozone Nonattainment Area to Attainment [EPA-R05-OAR-2007-0001; FRL 8451-9] received August 9, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

3184. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Determination of Attainment, Approval and Promulgation of Implementation Plans and Designation of Areas for Air Quality Planning Purposes; Ohio; Redesignation of the Dayton-Springfield 8-hour Ozone Nonattainment Area to Attainment [EPA-R05-OAR-2006-0956; FRL-8452-3] received August 9, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

3185. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Florida: Final Authorization of State Hazardous Waste Management Program Revision [EPA-R04-RCRA-2007-0016; FRL-8451-8] received August 9, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

3186. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Operator Training Grant Guidelines for States; Solid Waste Disposal Act, Subtitle I, as amended by Title XV, Subtitle B of the Energy Policy Act of 2005 [FRL-8451-6] received August 9, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

3187. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Approval and Promulgation of Implementation Plans and Designation of Areas for Air Quality Planning Purposes; Kentucky: Redesignation of the Kentucky Portion of the Louisville 8-Hour Ozone Nonattainment Area to Attainment for Ozone; Technical Amendment [EPA-R04-OAR-2006-0584 200723(c); FRL-8460-6] received August 21, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

3188. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Approval and Promulgation of Implementation Plans; New Jersey; Low Emission Vehicle Program [Docket No. EPA-R02-OAR-2006-0920 FRL-8441-7] received August 21, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

3189. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Approval and Promulgation of Air Quality Implementation Plans; Pennsylvania; Redesignation of the Reading 8-Hour Ozone Nonattainment Area to Attainment and Approval of the Area's Maintenance Plan and 2002 Base-Year Inventory [EPA-R03-OAR-2007-0175; FRL-8459-3] received August 21, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

3190. A letter from the Assistant Legal Adviser for Treaty Affairs, Department of State, transmitting pursuant to the Taiwan Relations Act, agreements concluded by the American Institute in Taiwan on April 17 and July 13, 2007, pursuant to 22 U.S.C. 3311(a); to the Committee on Foreign Affairs.

3191. A letter from the Assistant Legal Adviser for Treaty Affairs, Department of State, transmitting Copies of international agreements, other than treaties, entered into

by the United States, pursuant to 1 U.S.C. 112b; to the Committee on Foreign Affairs.

3192. A letter from the Director, Defense Security Cooperation Agency, transmitting pursuant to Section 62(a) of the Arms Export Control Act (AECA), notification concerning the Department of the Air Force's proposed lease of defense articles to the Government of Canada (Transmittal No. 07-07); to the Committee on Foreign Affairs.

3193. A letter from the Under Secretary for Acquisitions, Technology and Logistics, Department of Defense, transmitting notification regarding the annual report on foreign military sales and direct sales to foreign entities of significant military equipment manufactured in the United States during the preceding calendar year, pursuant to Public Law 109-364, section 1231; to the Committee on Foreign Affairs.

3194. A letter from the Acting White House Liaison, Department of Education, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Oversight and Government Reform.

3195. A letter from the Acting White House Liaison, Department of Education, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Oversight and Government Reform.

3196. A letter from the Acting White House Liaison, Department of Education, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Oversight and Government Reform.

3197. A letter from the Acting White House Liaison, Department of Education, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Oversight and Government Reform.

3198. A letter from the White House Liaison, Department of Health and Human Services, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Oversight and Government Reform.

3199. A letter from the Associate General Counsel for General Law, Department of Homeland Security, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Oversight and Government Reform.

3200. A letter from the White House Liaison, Department of Justice, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Oversight and Government Reform.

3201. A letter from the Deputy Assistant General Counsel, Department of Transportation, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Oversight and Government Reform.

3202. A letter from the Deputy Assistant General Counsel, Department of Transportation, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Oversight and Government Reform.

3203. A letter from the Deputy Assistant General Counsel, Department of Transportation, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Oversight and Government Reform.

3204. A letter from the Secretary, Department of Veterans Affairs, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Oversight and Government Reform.

3205. A letter from the Special Assistant to the Secretary, Department of Veterans Affairs, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Oversight and Government Reform.

#### ¶114.4 MESSAGE FROM THE SENATE

A message from the Senate by Ms. Curtis, one of its clerks, announced

that the Senate has agreed to without amendment a concurrent resolution of the House of the following title:

H. Con. Res. 196. A concurrent resolution authorizing the use of the Rotunda and grounds of the Capitol for a ceremony to award the Congressional Gold Medal to Tenzin Gyatso, the Fourteenth Dalai Lama.

#### ¶114.5 PROVIDING FOR CONSIDERATION OF H.R. 2786

Mr. MCGOVERN, by direction of the Committee on Rules, called up the following resolution (H. Res. 633):

*Resolved*, That at any time after the adoption of this resolution the Speaker may, pursuant to clause 2(b) of rule XVIII, declare the House resolved into the Committee of the Whole House on the state of the Union for consideration of the bill (H.R. 2786) to reauthorize the programs for housing assistance for Native Americans. The first reading of the bill shall be dispensed with. All points of order against consideration of the bill are waived except those arising under clause 9 or 10 of rule XXI. General debate shall be confined to the bill and shall not exceed one hour equally divided and controlled by the chairman and ranking minority member of the Committee on Financial Services. After general debate the bill shall be considered for amendment under the five-minute rule. The bill shall be considered as read. All points of order against provisions of the bill are waived. Notwithstanding clause 11 of rule XVIII, no amendment to the bill shall be in order except those printed in the portion of the Congressional Record designated for that purpose in clause 8 of rule XVIII and except pro forma amendments for the purpose of debate. Each amendment so printed may be offered only by the Member who caused it to be printed or his designee and shall be considered as read. At the conclusion of consideration of the bill for amendment the Committee shall rise and report the bill to the House with such amendments as may have been adopted. The previous question shall be considered as ordered on the bill and amendments thereto to final passage without intervening motion except one motion to recommit with or without instructions.

SEC. 2. During consideration in the House of H.R. 2786 pursuant to this resolution, notwithstanding the operation of the previous question, the Chair may postpone further consideration of the bill to such time as may be designated by the Speaker.

SEC. 3. House Resolutions 595, 596, 613, and 614 are laid upon the table.

When said resolution was considered. After debate,

On motion of Mr. MCGOVERN, the previous question was ordered on the resolution to its adoption or rejection.

The question being put, viva voce,

Will the House agree to said resolution?

The SPEAKER pro tempore, Mr. HOLDEN, announced that the yeas had it.

Mr. MCGOVERN demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Mr. HOLDEN, pursuant to clause 8, rule XX, announced that further proceedings on the question were postponed.

¶114.6 APPROVAL OF THE JOURNAL—  
UNFINISHED BUSINESS

The SPEAKER pro tempore, Mr. HOLDEN, pursuant to clause 8, rule XX, announced the unfinished business to be the question on agreeing to the Chair's approval of the Journal of Wednesday, September 5, 2007.

The question being put, viva voce,

Will the House agree to the Chair's approval of said Journal?

The vote was taken by electronic device.

When there appeared { Yeas ..... 214  
Nays ..... 176

¶114.7 [Roll No. 854]

YEAS—214

Abercrombie Hall (NY) Oberstar  
Ackerman Hare Obey  
Allen Harman Ortiz  
Arcuri Hastings (FL) Pallone  
Baca Herseht Sandlin Pascrell  
Baird Higgins Paul  
Bean Hinojosa Payne  
Becerra Hirono Perlmutter  
Berkley Hodes Pomeroy  
Berman Holden Price (NC)  
Berry Holt Rahall  
Bishop (GA) Honda Rangel  
Bishop (NY) Hoyer Reyes  
Blumenauer Inslee Richardson  
Boren Israel Rodriguez  
Boswell Jackson (IL) Ross  
Boucher Jackson-Lee Rothman  
Boyd (FL) (TX) Roybal-Allard  
Boyd (KS) Johnson (GA) Ruppertsberger  
Braley (IA) Johnson (IL) Rush  
Brown, Corrine Johnson, E. B. Ryan (OH)  
Butterfield Jones (NC) Salazar  
Capps Jones (OH) Sánchez, Linda  
Capuano Kagen T.  
Carnahan Kanjorski Sarbanes  
Carson Kaptur Schakowsky  
Castor Kennedy Schiff  
Clarke Kildee Schwartz  
Cleaver Kilpatrick Scott (GA)  
Clyburn Kind Scott (VA)  
Coble Klein (FL) Sestak  
Cohen Kuhl (NY) Shea-Porter  
Conyers LaHood Sherman  
Cooper Lampson Simpson  
Costa Langevin Sires  
Costello Lantos Skelton  
Courtney Larsen (WA) Slaughter  
Cramer Larson (CT) Smith (WA)  
Crowley LaTourette Snyder  
Cuellar Lee Solis  
Cummings Levin Space  
Davis (AL) Lewis (GA) Spratt  
Davis (CA) Lipinski Stark  
Davis (IL) Loeb sack Spratt  
Davis, Lincoln Lofgren, Zoe Stark  
Deal (GA) Lowey Sutton  
DeFazio Lynch Tanner  
DeGette Mahoney (FL) Tauscher  
Delahunt Maloney (NY) Taylor  
DeLauro Markey Thompson (MS)  
Dicks Marshall Tierney  
Dingell McCollum (MN) Towns  
Doggett McDermott Udall (CO)  
Doyle McGovern Udall (NM)  
Edwards McIntyre Van Hollen  
Ehlers McNeerney Velázquez  
Ellison McNulty Walden (OR)  
Emanuel Meek (FL) Walsh (NY)  
Eshoo Meeks (NY) Walz (MN)  
Etheridge Melancon Wasserman  
Farr Michaud Schultz  
Fattah Miller (NC) Waters  
Forbes Miller, George Watt  
Fortenberry Mollohan Waxman  
Giffords Moore (KS) Welch (VT)  
Gillibrand Moore (WI) Wexler  
Gonzalez Moran (VA) Wilson (OH)  
Gordon Murphy (CT) Woolsey  
Green, Al Murtha Wu  
Green, Gene Nadler Wynn  
Grijalva Napolitano Yarmuth  
Gutierrez Neal (MA)

NAYS—176

Aderholt Ferguson  
Akin Flake  
Alexander Foxx  
Altmire Franks (AZ)  
Bachmann Frelinghuysen  
Bachus Gallegly  
Baker Garrett (NJ)  
Barrett (SC) Gerlach  
Barrow Gilchrest  
Bartlett (MD) Gingrey  
Biggett Goode  
Bilbray Goodlatte  
Bilirakis Granger  
Bishop (UT) Graves  
Blackburn Hall (TX)  
Blunt Hastings (WA)  
Boehner Hayes  
Bonner Heller  
Bono Hensarling  
Boozman Herger  
Boustany Hill  
Brady (TX) Hobson  
Broun (GA) Hoekstra  
Brown (SC) Hulshof  
Brown-Waite, Hunter  
Ginny Inglis (SC)  
Burgess Issa  
Burton (IN) Jordan  
Buyer Keller  
Calvert King (IA)  
Camp (MI) King (NY)  
Campbell (CA) Kingston  
Cannon Kirk  
Cantor Kline (MN)  
Capito Knollenberg  
Carney Lamborn  
Castle Latham  
Chabot Lewis (CA)  
Chandler Lewis (KY)  
Cole (OK) Linder  
Conaway LoBiondo  
Crenshaw Lucas  
Culberson Lungren, Daniel  
Davis (KY) E.  
Davis, David Mack  
Davis, Tom Manullo  
Dent Marchant  
Diaz-Balart, L. Matheson  
Diaz-Balart, M. McCarthy (CA)  
Donnelly McCaul (TX)  
Doolittle McCrery  
Drake McHenry  
Dreier McHugh  
Duncan McKeon  
Ellsworth Mica  
Emerson Miller (FL)  
English (PA) Miller (MI)  
Everett Miller, Gary  
Fallin Mitchell  
Feeney Moran (KS)  
Wolfe

NOT VOTING—42

Andrews Hooley  
Barton (TX) Jefferson  
Brady (PA) Jindal  
Buchanan Johnson, Sam  
Cardoza Kucinich  
Clay Matsui  
Cubin McCotter  
Davis, Jo Ann McMorris  
Engel Rodgers  
Filner Murphy, Patrick  
Fossella Oliver  
Frank (MA) Radanovich  
Gohmert Renzi  
Hastert Royce

So the Journal was approved.

¶114.8 H. RES. 633—UNFINISHED BUSINESS

The SPEAKER pro tempore, Mr. HOLDEN, pursuant to clause 8, rule XX, announced the further unfinished business is to be the question of agreeing to said resolution (H. Res. 633) providing for consideration of the bill (H.R. 2786) to reauthorize the programs for housing assistance for Native Americans.

The question being put,  
Will the House agree to said resolution?

The vote was taken by electronic device.

It was decided in the { Yeas ..... 221  
affirmative ..... } Nays ..... 178

¶114.9 [Roll No. 855]

YEAS—221

Abercrombie Green, Al Napolitano  
Ackerman Green, Gene Neal (MA)  
Allen Grijalva Oberstar  
Altmire Gutierrez Obey  
Arcuri Hall (NY) Olver  
Baca Hare Ortiz  
Baird Harman Pallone  
Baldwin Hastings (FL) Pascrell  
Barrow Hayes Pastor  
Bean Herseht Sandlin Payne  
Becerra Higgins Perlmutter  
Berkley Hill Peterson (MN)  
Berman Hinchey Pomeroy  
Berry Hinojosa Price (NC)  
Bishop (GA) Hirono Rahall  
Bishop (NY) Hodes Rangel  
Blumenauer Blumenauer Holden Reyes  
Boren Holt Richardson  
Boswell Honda Rodriguez  
Boucher Hoyer Ross  
Boyd (FL) Hunter Rothman  
Boyd (KS) Boyda (KS) Roybal-Allard  
Braley (IA) Braley (IA) Ruppertsberger  
Brown, Corrine Jackson (IL) Rush  
Brown-Waite, Jackson-Lee Ryan (OH)  
Ginny (TX) Salazar  
Butterfield Johnson (GA) Sánchez, Linda  
Capps Johnson, E. B. T.  
Capuano Jones (OH) Sarbanes  
Carnahan Kagen Schakowsky  
Carney Kanjorski Schiff  
Carson Kaptur Schwartz  
Castor Kennedy Scott (GA)  
Chandler Kildee Scott (VA)  
Clarke Kilpatrick Serrano  
Clay Kind Sestak  
Cleaver Klein (FL) Shays  
Clyburn Lampson Shea-Porter  
Cohen Langevin Sherman  
Conyers Conyers Lantos Shuler  
Cooper Cooper Larsen (WA) Sires  
Costa Larson (CT) Skelton  
Costello Lee Slaughter  
Courtney Levin Smith (WA)  
Cramer Lewis (GA) Snyder  
Crowley Lipinski Solis  
Cuellar Loeb sack Space  
Cummings Lofgren, Zoe Spratt  
Davis (AL) Davis (AL) Lowey  
Davis (CA) Davis (IL) Lynch  
Davis (IL) Davis (IL) Mahoney (FL)  
Davis, Lincoln Davis, Lincoln Maloney (NY)  
Deal (GA) DeFazio Markey  
DeFazio DeGette Marshall  
Delahunt DeGette Taylor  
DeLauro Delahunt Matheson  
Dicks DeLauro McCollum (MN) Thompson (CA)  
Dingell Dicks Thompson (MS)  
Tierney  
Doggett Dingell McGovern Towns  
Doyle Doggett McIntyre Udall (CO)  
Edwards Donnelly McNeerney Udall (NM)  
Ehlers Doyle McNulty Van Hollen  
Ellison Edwards Meek (FL) Velázquez  
Emanuel Eshoo Meeks (NY) Walden (OR)  
Etheridge Melancon Walsh (NY)  
Farr Michaud Walz (MN)  
Fattah Miller (NC) Wasserman  
Forbes Miller, George Schultz  
Fortenberry Mollohan Waters  
Giffords Moore (KS) Watt  
Gillibrand Moore (WI) Waxman  
Gonzalez Moran (VA) Welch (VT)  
Gordon Murphy (CT) Wexler  
Green, Al Murtha Wilson (OH)  
Green, Gene Nadler Woolsey  
Grijalva Napolitano Wu  
Gutierrez Neal (MA) Wynn  
Yarmuth

NAYS—178

Aderholt Bono Castle  
Akin Boozman Chabot  
Alexander Boustany Coble  
Bachmann Brady (TX) Cole (OK)  
Bachus Broun (GA) Conaway  
Baker Brown (SC) Crenshaw  
Barrett (SC) Buchanan Culberson  
Bartlett (MD) Burgess Davis (KY)  
Barton (TX) Burton (IN) Davis, David  
Biggett Buyer Davis, Tom  
Bilbray Calvert Deal (GA)  
Bilirakis Camp (MI) Dent  
Bishop (UT) Camp (MI) Diaz-Balart, L.  
Blackburn Campbell (CA) Cannon  
Blunt Cantor Diaz-Balart, M.  
Bonner Bonner Capito Drake

Dreier	Knollenberg	Porter
Duncan	Kuhl (NY)	Price (GA)
Ehlers	LaHood	Pryce (OH)
Emerson	Lamborn	Putnam
English (PA)	Latham	Ramstad
Everett	LaTourette	Regula
Fallin	Lewis (CA)	Rehberg
Feeoney	Lewis (KY)	Reichert
Ferguson	Linder	Reynolds
Flake	LoBiondo	Rogers (AL)
Forbes	Lucas	Rogers (KY)
Fortenberry	Lungren, Daniel	Rogers (MI)
Fossella	E.	Rohrabacher
Fox	Mack	Roskam
Franks (AZ)	Manzullo	Ryan (WI)
Frelinghuysen	Marchant	Sali
Gallely	McCarthy (CA)	Saxton
Garrett (NJ)	McCaul (TX)	Schmidt
Gerlach	McCotter	Sensenbrenner
Gilchrest	McCrery	Sessions
Gingrey	McHenry	Shadegg
Goode	McHugh	Shuster
Goodlatte	McKeon	Simpson
Granger	McMorris	Smith (NE)
Graves	Rodgers	Smith (TX)
Hall (TX)	Mica	Souder
Hastings (WA)	Miller (FL)	Stearns
Heller	Miller (MI)	Sullivan
Hensarling	Miller, Gary	Thornberry
Hergert	Moran (KS)	Tiahrt
Hobson	Murphy, Tim	Tiberi
Hoekstra	Musgrave	Turner
Hulshof	Myrick	Upton
Inglis (SC)	Neugebauer	Walberg
Issa	Nunes	Walden (OR)
Johnson (IL)	Paul	Walsh (NY)
Jones (NC)	Pearce	Wamp
Jordan	Pence	Weldon (FL)
Keller	Peterson (PA)	Westmoreland
King (IA)	Petri	Whitfield
King (NY)	Pickering	Wicker
Kingston	Pitts	Wilson (NM)
Kirk	Platts	Wilson (SC)
Kline (MN)	Poe	Wolf

NOT VOTING—33

Andrews	Jefferson	Sanchez, Loretta
Boehner	Jindal	Shimkus
Brady (PA)	Johnson, Sam	Smith (NJ)
Cardoza	Kucinich	Tancredo
Carter	Matsui	Terry
Cubin	McCarthy (NY)	Visclosky
Davis, Jo Ann	Murphy, Patrick	Watson
Engel	Radanovich	Weiner
Gohmert	Renzi	Weller
Hastert	Ros-Lehtinen	Young (AK)
Hooley	Royce	Young (FL)

So the resolution was agreed to.

A motion to reconsider the vote whereby said resolution was agreed to was, by unanimous consent, laid on the table.

Pursuant to section 3 of House Resolution 633, H. Res. 595, 596, 613, and 614 were laid on the table.

¶114.10 SUBMISSION OF CONFERENCE REPORT—H.R. 2669

Mr. George MILLER of California submitted a conference report (Rept. No. 110-317) on the bill (H.R. 2669) to provide for reconciliation pursuant to section 601 of the concurrent resolution on the budget for fiscal year 2008; together with a statement thereon, for printing in the CONGRESSIONAL RECORD under the rule.

¶114.11 NATIVE AMERICAN HOUSING ASSISTANCE

The SPEAKER pro tempore, Ms. JACKSON-LEE of Texas, pursuant to House Resolution 633 and rule XVIII, declared the House resolved into the Committee of the Whole House on the state of the Union for the consideration of the bill (H.R. 2786) to reauthorize the programs for housing assistance for Native Americans.

The SPEAKER pro tempore, Ms. JACKSON-LEE of Texas, by unanimous

consent, designated Mr. HOLDEN as Chairman of the Committee of the Whole; and after some time spent therein,

¶114.12 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment numbered 7, submitted by Mr. WEST-MORELAND:

Page 18, strike lines 1 through 6.

It was decided in the { Yeas ..... 112  
negative ..... } Nays ..... 298

¶114.13 [Roll No. 856]

AYES—112

Akin	Feeney	Mica
Bachmann	Flake	Miller (FL)
Bachus	Forbes	Miller, Gary
Baker	Fossella	Moran (KS)
Barrett (SC)	Fox	Musgrave
Billray	Franks (AZ)	Myrick
Bilirakis	Garrett (NJ)	Neugebauer
Blackburn	Goode	Paul
Blunt	Goodlatte	Pence
Boehner	Granger	Petri
Boozman	Graves	Pitts
Brady (TX)	Hastings (WA)	Poe
Brown (GA)	Hayes	Price (GA)
Brown (SC)	Heller	Pryce (OH)
Brown-Waite,	Hensarling	Putnam
Ginny	Hergert	Radanovich
Buchanan	Hoekstra	Ramstad
Burgess	Hulshof	Rogers (AL)
Burton (IN)	Inglis (SC)	Rohrabacher
Buyer	Issa	Roskam
Camp (MI)	Jordan	Ryan (WI)
Campbell (CA)	Keller	Sali
Cannon	King (IA)	Schmidt
Cantor	Kingston	Sensenbrenner
Castle	Kline (MN)	Sessions
Chabot	Lamborn	Shadegg
Coble	Latham	Shuster
Conaway	Linder	Smith (NE)
Crenshaw	Lungren, Daniel	Smith (TX)
Culberson	E.	Stearns
Davis, David	Mack	Thornberry
Deal (GA)	Manzullo	Tiberi
Diaz-Balart, L.	Marchant	Walberg
Diaz-Balart, M.	McCarthy (CA)	Wamp
Drake	McCaul (TX)	Weldon (FL)
Duncan	McCotter	Westmoreland
English (PA)	McHenry	Wilson (SC)
Everett	McKeon	Wolf

NOES—298

Abercrombie	Capito	Dicks
Ackerman	Capps	Dingell
Aderholt	Capuano	Doggett
Alexander	Cardoza	Donnelly
Allen	Carnahan	Doolittle
Altmore	Doyle	Doyle
Arcuri	Carson	Dreier
Baca	Castor	Edwards
Baird	Chandler	Ehlers
Baldwin	Christensen	Ellison
Barrow	Clarke	Ellsworth
Bartlett (MD)	Clay	Emanuel
Barton (TX)	Cleaver	Emerson
Bean	Clyburn	Engel
Becerra	Cohen	Eshoo
Berkley	Cole (OK)	Etheridge
Berman	Conyers	Fallin
Berry	Cooper	Farr
Biggart	Costa	Fattah
Bishop (GA)	Costello	Ferguson
Bishop (NY)	Courtney	Filner
Bishop (UT)	Cramer	Fortenberry
Blumenauer	Crowley	Fortuño
Bonner	Cubin	Frank (MA)
Bono	Cuellar	Frelinghuysen
Bordallo	Cummings	Gallely
Boren	Davis (AL)	Gerlach
Boswell	Davis (CA)	Giffords
Boucher	Davis (IL)	Gilchrest
Boustany	Davis (KY)	Gillibrand
Boyd (FL)	Davis, Lincoln	Gingrey
Boyd (KS)	Davis, Tom	Gonzalez
Brady (PA)	DeFazio	Gordon
Bralley (IA)	DeGette	Green, Al
Brown, Corrine	Delahunt	Green, Gene
Butterfield	DeLauro	Grijalva
Calvert	Dent	Gutierrez

Hall (NY)	McCollum (MN)	Sánchez, Linda
Hall (TX)	McCrery	T.
Hare	McDermott	Sarbanes
Harman	McGovern	Saxton
Herseth Sandlin	McHugh	Schakowsky
Higgins	McNulty	Schiff
Hill	McMorris	Schwartz
Hincheay	Rodgers	Scott (GA)
Hirono	McNerney	Scott (VA)
Hobson	McNulty	Serrano
Hodes	Meek (FL)	Sestak
Holden	Meeks (NY)	Shays
Holt	Melancon	Shea-Porter
Honda	Michaud	Sherman
Hoyer	Miller (MI)	Shuler
Hunter	Miller (NC)	Simpson
Inslee	Mollohan	Sires
Israel	Moore (KS)	Skelton
Jackson (IL)	Moore (WI)	Slaughter
Jackson-Lee	Moran (VA)	Smith (NJ)
(TX)	Murphy (CT)	Smith (WA)
Jefferson	Murphy, Patrick	Snyder
Johnson (GA)	Murphy, Tim	Solis
Johnson (IL)	Murtha	Souder
Johnson, E. B.	Nadler	Space
Jones (NC)	Napolitano	Spratt
Jones (OH)	Neal (MA)	Stark
Kagen	Norton	Stupak
Kanjorski	Nunes	Sullivan
Kaptur	Oberstar	Sutton
Kennedy	Obey	Tanner
Kildee	Olver	Tauscher
Kilpatrick	Ortiz	Taylor
Kind	Pallone	Thompson (CA)
King (NY)	Pascrell	Thompson (MS)
Kirk	Pastor	Tiahrt
Klein (FL)	Payne	Tierney
Knollenberg	Pearce	Towns
Kuhl (NY)	Perlmutter	Turner
LaHood	Peterson (MN)	Udall (CO)
Lampson	Peterson (PA)	Udall (NM)
Langevin	Pickering	Upton
Lantos	Platts	Van Hollen
Larsen (WA)	Pomeroy	Velázquez
Larson (CT)	Porter	Walden (OR)
LaTourette	Price (NC)	Walsh (NY)
Lee	Rahall	Walz (MN)
Levin	Rangel	Wasserman
Lewis (CA)	Regula	Schultz
Lewis (GA)	Rehberg	Waters
Lewis (KY)	Reichert	Watt
Lipinski	Renzi	Waxman
LoBiondo	Reyes	Weiner
LoBue	Richardson	Welch (VT)
LoBue	Rodriguez	Wexler
Lofgren, Zoe	Rogers (KY)	Whitfield
Lowe	Rogers (MI)	Wicker
Lucas	Ross	Wilson (NM)
Lynch	Rothman	Wilson (OH)
Mahoney (FL)	Roybal-Allard	Woolsey
Maloney (NY)	Ruppersberger	Wu
Markey	Rush	Wynn
Marshall	Ryan (OH)	Yarmuth
Matheson	Salazar	
Matsui		

NOT VOTING—27

Andrews	Jindal	Sanchez, Loretta
Carter	Johnson, Sam	Shimkus
Davis, Jo Ann	Kucinich	Tancredo
Faleomavaega	McCarthy (NY)	Terry
Gohmert	Miller, George	Visclosky
Hastert	Mitchell	Watson
Hastings (FL)	Reynolds	Weller
Hinojosa	Ros-Lehtinen	Young (AK)
Hooley	Royce	Young (FL)

So the amendment was not agreed to.

¶114.14 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment numbered 2, submitted by Mr. KING of Iowa:

At the end of the bill, add the following new section:

SEC. 9. LIMITATION ON USE OF FUNDS.

No amounts made available pursuant to any authorization of appropriations under this Act, or under the amendments made by this Act, may be used to employ workers described in section 274A(h)(3) of the Immigration and Nationality Act (8 U.S.C. 1324a(h)(3)).

It was decided in the affirmative { Yeas ..... 263  
Nays ..... 146

It was decided in the affirmative { Yeas ..... 184  
Nays ..... 228

114.15 [Roll No. 857]

114.17 [Roll No. 858]

AYES—263

AYES—184

- Aderholt Foxx Murphy (CT)
- Akin Franks (AZ) Murphy, Patrick
- Alexander Frelinghuysen Murphy, Tim
- Altmire Gallegly Musgrave
- Arcuri Garrett (NJ) Myrick
- Bachmann Gerlach Neugebauer
- Bachus Giffords Nunes
- Baird Gilchrist Oberstar
- Baker Gillibrand Obey
- Barrett (SC) Gingrey Paul
- Barrow Goode Payne
- Bartlett (MD) Goodlatte Pearce
- Barton (TX) Granger Pence
- Bean Graves Perlmutter
- Berkley Hall (NY) Peterson (MN)
- Berry Hall (TX) Peterson (PA)
- Biggert Hare Petri
- Bilbray Harman Pickering
- Bilirakis Hastings (WA) Pitts
- Bishop (GA) Hayes Platts
- Bishop (UT) Heller Poe
- Blackburn Hensarling Pomeroy
- Blunt Herger Porter
- Boehner Herseeth Sandlin Price (GA)
- Bonner Higgins Pryce (OH)
- Bono Hill Putnam
- Boozman Hobson Radanovich
- Boren Hodess Ramstad
- Boswell Hoekstra Regula
- Boucher Holden Rehberg
- Boustany Hulshof Reichert
- Boyd (FL) Hunter Renzi
- Boyd (KS) Inglis (SC) Reynolds
- Brady (TX) Inslee Rodriguez
- Broun (GA) Issa Rogers (AL)
- Brown (SC) Johnson (IL) Rogers (KY)
- Brown-Waite, Jones (NC) Rogers (MI)
- Ginny Jordan Rohrabacher
- Buchanan Kagen Roskam
- Burgess Kanjorski Rothman
- Burton (IN) Keller Ryan (OH)
- Buyer Kind Ryan (WI)
- Camp (MI) King (IA) Salazar
- Campbell (CA) King (NY) Sali
- Cannon Kingston Saxton
- Cantor Kirk Schiff
- Capito Klein (FL) Schmidt
- Carnahan Kline (MN) Sensenbrenner
- Carney Knollenberg Sessions
- Castle Kuhl (NY) Sestak
- Chabot LaHood Shadegg
- Chandler Lamborn Shays
- Coble Lampson Shea-Porter
- Cole (OK) Latham Shuler
- Conaway LaTourette Shuster
- Costello Lewis (KY) Simpson
- Courtney Linder Skelton
- Cramer Lipinski Smith (NE)
- Crenshaw LoBiondo Smith (NJ)
- Cubin Lucas Smith (TX)
- Cuellar Lungren, Daniel Smith (WA)
- Culberson E. Souder
- Davis (AL) Lynch Space
- Davis (KY) Mack Spratt
- Davis, David Mahoney (FL) Stearns
- Davis, Tom Manzullo Stupak
- Deal (GA) Marchant Sullivan
- DeFazio Marshall Tanner
- Dent Matheson Taylor
- Dicks McCarthy (CA) Thornberry
- Donnelly McCaul (TX) Tiahrt
- Doolittle McCotter Tiberi
- Drake McCrery Turner
- Dreier McHenry Udall (CO)
- Duncan McHugh Upton
- Edwards McIntyre Walberg
- Ehlers McKeon Walden (OR)
- Ellsworth McMorris Walsh (NY)
- Emerson Rodgers Walz (MN)
- English (PA) McNeerney Wamp
- Etheridge Melancon Weldon (FL)
- Everett Mica Westmoreland
- Fallin Miller (FL) Whitfield
- Feeney Miller (MI) Wicker
- Ferguson Miller (NC) Wilson (NM)
- Flake Miller, Gary Wilson (OH)
- Forbes Mitchell Wilson (SC)
- Fortenberry Moore (KS) Wolf
- Fossella Moran (KS)

NOES—146

- Abercrombie Allen Baldwin
- Ackerman Baca Becerra

- Berman Hinchey Ortiz
- Bishop (NY) Hinojosa Pallone
- Blumenauer Hirono Pascrell
- Bordallo Holt Pastor
- Brady (PA) Honda Price (NC)
- Braley (IA) Hoyer Rahall
- Brown, Corrine Israel Rangel
- Butterfield Jackson (IL) Reyes
- Capps Jackson-Lee Richardson
- Capuano (TX) Roybal-Allard
- Cardoza Jefferson Ruppersberger
- Carson Johnson (GA) Rush
- Castor Johnson, E. B. Sánchez, Linda
- Christensen Jones (OH) T.
- Clarke Kaptur Sarbanes
- Clay Kennedy Schakowsky
- Cleaver Kildee Schwartz
- Clyburn Kilpatrick Scott (GA)
- Cohen Langevin Scott (VA)
- Conyers Lantos Serrano
- Cooper Larsen (WA) Sherman
- Costa Larson (CT) Sires
- Crowley Lee Slaughter
- Cummings Levin Snyder
- Davis (CA) Lewis (CA) Solis
- Davis (IL) Lewis (GA) Stark
- DeGette Loebsack Sutton
- Delahunt Lofgren, Zoe Tauscher
- DeLauro Lowey Thompson (CA)
- Diaz-Balart, L. McAloney (NY) Thompson (MS)
- Diaz-Balart, M. Matsui Tierney
- Dingell McCollum (MN) Towns
- Doyle McDermott Udall (NM)
- Ellison McGovern Van Hollen
- Emanuel McNulty Velázquez
- Engel Meeke (FL) Wasserman
- Eshoo Meeks (NY) Schultz
- Farr Michaud Waters
- Fattah Miller, George Watt
- Filner Mollohan Waxman
- Fortuño Moore (WI) Weiner
- Frank (MA) Moran (VA) Welch (VT)
- Gonzalez Murtha Wexler
- Gordon Nadler Woolsey
- Green, Al Napolitano Wu
- Green, Gene Neal (MA) Wynn
- Grijalva Norton Yarmuth
- Gutierrez Oliver

NOT VOTING—28

- Andrews Hooley Shimkus
- Calvert Jindal Tancredo
- Carter Johnson, Sam Terry
- Davis, Jo Ann Kucinich Viscosky
- Davis, Lincoln Markey Watson
- Doggett McCarthy (NY) Weller
- Faleomavaega Ros-Lehtinen Young (AK)
- Gohmert Ross Young (FL)
- Hastert Royce
- Hastings (FL) Sanchez, Loretta

So the amendment was agreed to.

114.16 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment numbered 5, submitted by Mr. PRICE of Georgia:

At the end of the bill, add the following new section:

SEC. 9. REQUIREMENT OF OFFSETS.

(a) IN GENERAL.—No authorization of appropriations made by this Act, or by the amendments made by this Act, or any other provision of this Act that results in costs to the Federal Government, shall be effective except to the extent that this Act, or the amendments made by this Act, provide for offsetting decreases in spending of the Federal Government, such that the net effect of this Act and such amendments does not either increase the Federal deficit or reduce the Federal surplus.

(b) DEFINITIONS.—In this subsection, the terms “deficit” and “surplus” have the meanings given such terms in the Congressional Budget and Impoundment Control Act of 1974 (2 U.S.C. 621 et seq.).

- Aderholt Forbes Miller (FL)
- Akin Fortenberry Miller (MI)
- Alexander Fortuño Miller, Gary
- Altmire Fossella Mitchell
- Bachmann Foxx Moran (KS)
- Bachus Franks (AZ) Murphy, Tim
- Baker Frelinghuysen Musgrave
- Barrett (SC) Gallegly Myrick
- Bartlett (MD) Garrett (NJ) Neugebauer
- Barton (TX) Gerlach Nunes
- Bean Gilchrist Paul
- Berkley Pearce
- Berry Pence
- Biggert Peterson (PA) Peterson (PA)
- Bilbray Hall (TX) Petri
- Bilirakis Hastings (WA) Pickering
- Bishop (UT) Bono Platts
- Blackburn Boozman Heller
- Blunt Boustany Hensarling Porter
- Boehner Brady (TX) Price (GA)
- Bonner Broun (GA) Pryce (OH)
- Bono Hoekstra Putnam
- Boozman Hulshof Radanovich
- Boustany Brown-Waite, Ramstad
- Boyd (FL) Ginny Issa Regula
- Boyd (KS) Buchanan Johnson (IL)
- Brady (TX) Burgess Reynolds
- Broun (GA) Burton (IN) Jones (NC)
- Brown (SC) Buyer Jordan Rogers (AL)
- Brown-Waite, Keller Rogers (KY)
- Ginny King (IA) Rohrabacher
- Buchanan King (NY) Roskam
- Burgess Cannon King (WI)
- Burton (IN) Kingston Sali
- Buyer Cantor Kirk Saxton
- Camp (MI) Capito Kline (MN) Schmidt
- Campbell (CA) Castle Knollenberg Sensenbrenner
- Cannon Culberson Kuhl (NY) Sessions
- Cantor Davis (KY) Linder Shadegg
- Capito Davis, David LoBiondo Souder
- Carnahan Lucas Stearns
- Carney Lungren, Daniel Sullivan
- Castle Dent Thornberry
- Chabot Mack Tiahrt
- Chandler Manzullo Tiberi
- Coble Marchant Turner
- Cole (OK) McCaul (TX) Upton
- Conaway Drake Walberg
- Costello Dreier McCaul (TX) Walden (OR)
- Courtney McCotter Walsh (NY)
- Cramer Ehlers Wamp
- Crenshaw Emerson McHenry Weldon (FL)
- Cubin English (PA) McHugh Westmoreland
- Cuellar Everett McKeon Whitfield
- Culberson Fallin McMorris Wicker
- Davis (AL) Feeney Rodgers Wilson (SC)
- Davis (KY) Ferguson McNeerney Wolf
- Davis, David FERGUSON
- Davis, Tom FLAKE
- Deal (GA) Mica
- DeFazio Lungren, Daniel
- Dent E.
- Dicks Mack
- Donnelly Manzullo
- Doolittle Marchant
- Drake McCarthy (CA)
- Dreier McCaul (TX)
- Duncan McCotter
- Ehlers McCrery
- Emerson McHenry
- English (PA) McHugh
- Everett McKeon
- Fallin McMorris
- Feeney Rodgers
- Ferguson McNeerney
- Flake Mica

NOES—228

- Abercrombie Cardoza DeLauro
- Ackerman Carnahan Dicks
- Allen Carney Dingell
- Arcuri Carson Doggett
- Baca Castor Donnelly
- Baird Chandler Doyle
- Baldwin Christensen Edwards
- Barrow Clarke Ellison
- Bean Clay Ellsworth
- Becerra Cleaver Emanuel
- Berkley Berkeley Clyburn Engel
- Berman Cohen Eshoo
- Berry Conyers Etheridge
- Bishop (GA) Cooper Farr
- Bishop (NY) Costa Fattah
- Blumenauer Costello Filner
- Bordallo Courtney Frank (MA)
- Boren Cramer Giffords
- Boswell Crowley Gillibrand
- Boucher Cuellar Gonzalez
- Boyd (FL) Cummings Gordon
- Boyd (KS) Davis (AL) Green, Al
- Brady (PA) Davis (CA) Green, Gene
- Braley (IA) Davis (IL) Grijalva
- Brown, Corrine Davis, Lincoln Gutierrez
- Butterfield DeFazio Hall (NY)
- Capps DeGette Hare
- Capuano Delahunt Harman

Herseth Sandlin	McGovern	Sarbanes
Higgins	McIntyre	Schakowsky
Hill	McNulty	Schiff
Hinchev	MEEK (FL)	Schwartz
Hinojosa	Meeks (NY)	Scott (GA)
Hirono	Melancon	Scott (VA)
Hodes	Michaud	Serrano
Holden	Miller (NC)	Sestak
Holt	Miller, George	Shays
Honda	Mollohan	Shea-Porter
Hoyer	Moore (KS)	Sherman
Inslee	Moore (WI)	Shuler
Israel	Moran (VA)	Sires
Jackson (IL)	Murphy (CT)	Skelton
Jackson-Lee	Murphy, Patrick	Slaughter
(TX)	Murtha	Smith (WA)
Jefferson	Nadler	Snyder
Johnson (GA)	Napolitano	Solis
Johnson, E. B.	Neal (MA)	Space
Jones (OH)	Norton	Spratt
Kagen	Oberstar	Stark
Kanjorski	Obey	Stupak
Kaptur	Oliver	Sutton
Kennedy	Ortiz	Tanner
Kildee	Pallone	Tauscher
Kilpatrick	Pascrell	Taylor
Kind	Pastor	Thompson (CA)
Klein (FL)	Payne	Thompson (MS)
Langevin	Perlmutter	Tierney
Lantos	Peterson (MN)	Towns
Larsen (WA)	Pomeroy	Udall (CO)
Larson (CT)	Price (NC)	Udall (NM)
Lee	Rahall	Van Hollen
Levin	Rangel	Velázquez
Lewis (CA)	Rehberg	Walz (MN)
Lewis (GA)	Reichert	Wasserman
Lipinski	Renzi	Schultz
Loeb sack	Reyes	Waters
Lofgren, Zoe	Richardson	Watt
Lowe y	Rodriguez	Waxman
Lynch	Ross	Weiner
Mahoney (FL)	Rothman	Welch (VT)
Maloney (NY)	Roybal-Allard	Wexler
Markey	Ruppersberger	Wilson (NM)
Marshall	Rush	Wilson (OH)
Matheson	Ryan (OH)	Woolsey
Matsui	Salazar	Wu
McCollum (MN)	Sánchez, Linda	Wynn
McDermott	T.	Yarmuth

## NOT VOTING—25

Andrews	Jindal	Tancredo
Carter	Johnson, Sam	Terry
Davis, Jo Ann	Kucinich	Visclosky
Faleonavaega	McCarthy (NY)	Watson
Gohmert	Rogers (MI)	Weller
Hastert	Ros-Lehtinen	Young (AK)
Hastings (FL)	Royce	Young (FL)
Hooley	Sanchez, Loretta	
Hunter	Shimkus	

So the amendment was not agreed to. The SPEAKER pro tempore, Mr. ISRAEL, assumed the Chair.

When Mr. COSTA, Acting Chairman, pursuant to House Resolution 633, reported the bill back to the House with sundry amendments adopted by the Committee.

The previous question having been ordered by said resolution.

The following amendments, reported from the Committee of the Whole House on the state of the Union, were agreed to:

Page 3, line 9, strike the quotation marks and the last period.

Page 3, after line 9, insert the following:

“(1) LIMITATION ON USE FOR CHEROKEE NATION.—No funds authorized under this Act, or the amendments made by this Act, or appropriated pursuant to an authorization under this Act or such amendments, shall be expended for the benefit of the Cherokee Nation of Oklahoma until the Cherokee Nation of Oklahoma is in full compliance with the Treaty of 1866 and fully recognizes all Cherokee Freedmen and their descendants as citizens of the Cherokee Nation.”

Page 1 of the amendment, line 1, insert “(a)”.

Page 1 of the amendment, after line 9, insert the following:

(b) CONGRESSIONAL FINDINGS.—The Congress hereby finds that—

(1) the Cherokee Freedmen have appealed the March 3, 2007, vote of the Cherokee Nation to rescind their tribal membership and it is currently in litigation in tribal courts;

(2) on May 14, 2007, Cherokee Nation District Court Judge John Cripps issued a temporary injunction requiring reinstatement of citizenship for the Cherokee Freedmen, pending appeal of the constitutionality of the March 3, 2007, tribal election rescinding membership; and

(c) EFFECTIVE DATE.—Subsection (a) shall not have any effect—

(1) during the period that the temporary injunction issued on May 14, 2007, and referred to in subsection (b)(2) remains in effect; and

(2) if the Cherokee Freedmen prevail upon final judgment in the pending appeal referred to in subsection (b)(2) regarding rescinding membership or a settlement agreement regarding such appeal is entered into, at any time after entrance of such judgment or such settlement agreement.

At the end of the bill, add the following new section:

**SEC. 9. DEMONSTRATION PROGRAM FOR GUARANTEED LOANS TO FINANCE TRIBAL COMMUNITY AND ECONOMIC DEVELOPMENT ACTIVITIES.**

(a) AUTHORITY.—To the extent or in such amounts as are provided in appropriation Acts, the Secretary of Housing and Urban Development (in this section referred to as the “Secretary”) may, subject to the limitations of this section and upon such terms and conditions as the Secretary may prescribe, guarantee and make commitments to guarantee, the notes and obligations issued by Indian tribes or tribally designated housing entities (as such term is defined in section 4 of the Native American Housing Assistance and Self-Determination Act of 1996 (25 U.S.C. 4103)) with tribal approval, for the purposes of financing activities, carried out on Indian reservations and in other Indian areas, that under the first sentence of section 108(a) of the Housing and Community Development Act of 1974 are eligible for financing with notes and other obligations guaranteed pursuant to such section 108.

(b) LOW-INCOME BENEFIT REQUIREMENT.—Not less than 70 percent of the aggregate funds received by an Indian tribe or tribally designated housing entity as a result of a guarantee under this section shall be used for the support of activities that benefit low-income Indian families (as such term is defined for purposes of the Native American Housing Assistance and Self-Determination Act of 1996) on Indian reservations and other Indian areas.

(c) FINANCIAL SOUNDNESS.—The Secretary shall establish underwriting criteria for guarantees under this section, including fees for such guarantees, as may be necessary to ensure that the program under this section for such guarantees is financially sound. Such fees shall be established in amounts that are sufficient, but do not exceed the minimum amounts necessary, to maintain a negative credit subsidy for such program, as determined based upon risk to the Federal Government under such underwriting requirements.

(d) TERMS OF OBLIGATIONS.—Notes or other obligations guaranteed pursuant to this section shall be in such form and denominations, have such maturities, and be subject to such conditions as may be prescribed by regulations issued by the Secretary. The Secretary may not deny a guarantee under this section on the basis of the proposed repayment period for the note or other obligation, unless the period is more than 20 years or the Secretary determines that the period causes the guarantee to constitute an unacceptable financial risk.

(e) LIMITATION ON PERCENTAGE.—A guarantee made under this section shall guar-

antee repayment of 95 percent of the unpaid principal and interest due on the notes or other obligations guaranteed.

(f) SECURITY AND REPAYMENT.—

(1) REQUIREMENTS ON ISSUER.—To ensure the repayment of notes or other obligations and charges incurred under this section and as a condition for receiving such guarantees, the Secretary shall require the Indian tribe or housing entity issuing such notes or obligations to—

(A) enter into a contract, in a form acceptable to the Secretary, for repayment of notes or other obligations guaranteed under this section;

(B) demonstrate that the extent of such issuance and guarantee under this section is within the financial capacity of the tribe; and

(C) furnish, at the discretion of the Secretary, such security as may be deemed appropriate by the Secretary in making such guarantees, including increments in local tax receipts generated by the activities assisted by a guarantee under this section or disposition proceeds from the sale of land or rehabilitated property, except that such security may not include any grant amounts received or for which the issuer may be eligible under title I of the Native American Housing Assistance and Self-Determination Act of 1996.

(2) FULL FAITH AND CREDIT.—The full faith and credit of the United States is pledged to the payment of all guarantees made under this section. Any such guarantee made by the Secretary shall be conclusive evidence of the eligibility of the obligations for such guarantee with respect to principal and interest, and the validity of any such guarantee so made shall be incontestable in the hands of a holder of the guaranteed obligations.

(g) TRAINING AND INFORMATION.—The Secretary, in cooperation with Indian tribes and tribally designated housing entities, shall carry out training and information activities with respect to the guarantee program under this section.

(h) LIMITATIONS ON AMOUNT OF GUARANTEES.—

(1) AGGREGATE FISCAL YEAR LIMITATION.—Notwithstanding any other provision of law and subject only to the absence of qualified applicants or proposed activities and to the authority provided in this section, to the extent approved or provided in appropriations Acts, the Secretary may enter into commitments to guarantee notes and obligations under this section with an aggregate principal amount not to exceed \$200,000,000 for each of fiscal years 2008 through 2012.

(2) AUTHORIZATION OF APPROPRIATIONS FOR CREDIT SUBSIDY.—There are authorized to be appropriated to cover the costs (as such term is defined in section 502 of the Congressional Budget Act of 1974) of guarantees under this section such sums as may be necessary for each of fiscal years 2008 through 2012.

(3) AGGREGATE OUTSTANDING LIMITATION.—The total amount of outstanding obligations guaranteed on a cumulative basis by the Secretary pursuant to this section shall not at any time exceed \$1,000,000,000 or such higher amount as may be authorized to be appropriated for this section for any fiscal year.

(4) FISCAL YEAR LIMITATIONS ON TRIBES.—The Secretary shall monitor the use of guarantees under this section by Indian tribes. If the Secretary finds that 50 percent of the aggregate guarantee authority under paragraph (3) has been committed, the Secretary may—

(A) impose limitations on the amount of guarantees pursuant to this section that any one Indian tribe may receive in any fiscal year of \$25,000,000; or



(B) request the enactment of legislation increasing the aggregate outstanding limitation on guarantees under this section.

(i) REPORT.—Not later than the expiration of the 4-year period beginning on the date of the enactment of this Act, the Secretary shall submit a report to the Congress regarding the utilization of the authority under this section by Indian tribes and tribally designated housing entities, identifying the extent of such utilization and the types of projects and activities financed using such authority and analyzing the effectiveness of such utilization in carrying out the purposes of this section.

(j) TERMINATION.—The authority of the Secretary under this section to make new guarantees for notes and obligations shall terminate on October 1, 2012.

At the end of the bill, add the following new section:

**SEC. 9. LIMITATION ON USE OF FUNDS.**

No amounts made available pursuant to any authorization of appropriations under this Act, or under the amendments made by this Act, may be used to employ workers described in section 274A(h)(3) of the Immigration and Nationality Act (8 U.S.C. 1324a(h)(3)).

The bill, as amended, was ordered to be engrossed and read a third time, was read a third time by title.

The question being put, *viva voce*,  
Will the House pass said bill?

The SPEAKER pro tempore, Mr. ISRAEL, announced that the yeas had it.

Mr. FRANK of Massachusetts demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The vote was taken by electronic device.

It was decided in the { Yeas ..... 333  
affirmative ..... { Nays ..... 75

¶114.18 [Roll No. 859]

**YEAS—333**

Abercrombie	Buchanan	Delahunt
Ackerman	Butterfield	DeLauro
Aderholt	Calvert	Dent
Alexander	Camp (MI)	Diaz-Balart, L.
Allen	Capito	Diaz-Balart, M.
Altmire	Capps	Dicks
Arcuri	Capuano	Dingell
Baca	Cardoza	Doggett
Bachmann	Carney	Donnelly
Baird	Carson	Doolittle
Baldwin	Castle	Doyle
Barrow	Castor	Dreier
Bartlett (MD)	Chabot	Edwards
Bean	Chandler	Ehlers
Becerra	Clarke	Ellison
Berkley	Clay	Ellsworth
Berman	Cleaver	Emanuel
Berry	Clyburn	Emerson
Biggert	Cohen	Engel
Bilbray	Cole (OK)	English (PA)
Bilirakis	Conyers	Eshoo
Bishop (GA)	Cooper	Etheridge
Bishop (NY)	Costa	Everett
Bishop (UT)	Costello	Fallin
Blumenauer	Courtney	Farr
Blunt	Cramer	Fattah
Bonner	Crenshaw	Ferguson
Bono	Crowley	Filner
Boozman	Cubin	Forbes
Boren	Cuellar	Fortenberry
Boswell	Cummings	Frank (MA)
Boucher	Davis (AL)	Frelinghuysen
Boustany	Davis (CA)	Gallely
Boyd (FL)	Davis (IL)	Gerlach
Boyda (KS)	Davis (KY)	Giffords
Brady (PA)	Davis, Tom	Gilchrest
Brady (TX)	Deal (GA)	Gillibrand
Bralely (IA)	DeFazio	Gingrey
Brown, Corrine	DeGette	Gonzalez

Gordon	Markey	Rothman
Graves	Marshall	Roybal-Allard
Green, Al	Matheson	Ruppersberger
Green, Gene	Matsui	Rush
Grijaiva	McCarthy (CA)	Ryan (OH)
Gutierrez	McCauley (TX)	Ryan (WI)
Hall (NY)	McCollum (MN)	Salazar
Hare	McCotter	Sánchez, Linda
Harman	McCrery	T.
Hastings (WA)	McDermott	Sarbanes
Hayes	McGovern	Saxton
Herseth Sandlin	McHugh	Schakowsky
Higgins	McIntyre	Schiff
Hill	McKeon	Schwartz
Hinchey	McMorris	Scott (GA)
Hinojosa	Rodgers	Scott (VA)
Hirono	McNerney	Serrano
Hobson	McNulty	Sestak
Hodes	Meek (FL)	Shadegg
Holden	Meeks (NY)	Shays
Holt	Melancon	Shea-Porter
Honda	Michaud	Sherman
Hoyer	Miller (MI)	Shuler
Hunter	Miller (NC)	Simpson
Inslee	Miller, Gary	Sires
Israel	Miller, George	Skelton
Issa	Mitchell	Slaughter
Jackson (IL)	Mollohan	Smith (NJ)
Jackson-Lee	Moore (KS)	Smith (TX)
(TX)	Moore (WI)	Smith (WA)
Jefferson	Moran (KS)	Snyder
Johnson (GA)	Moran (VA)	Solis
Johnson (IL)	Murphy (CT)	Souder
Johnson, E. B.	Murphy, Patrick	Space
Jones (NC)	Murphy, Tim	Spratt
Jones (OH)	Murtha	Stark
Kagen	Nadler	Stupak
Kanjorski	Napolitano	Sutton
Kaptur	Neal (MA)	Tanner
Keller	Oberstar	Tauscher
Kennedy	Obey	Taylor
Kildee	Oliver	Thompson (CA)
Kilpatrick	Ortiz	Thompson (MS)
Kind	Pallone	Tiahrt
King (NY)	Pascrell	Tierney
Kirk	Pastor	Towns
Klein (FL)	Payne	Turner
Kline (MN)	Pearce	Udall (CO)
Knollenberg	Perlmutter	Udall (NM)
Kuhl (NY)	Peterson (MN)	Upton
LaHood	Peterson (PA)	Van Hollen
Lampson	Petri	Velázquez
Langevin	Pickering	Walden (OR)
Lantos	Platts	Walsh (NY)
Larsen (WA)	Pomeroy	Walz (MN)
Larson (CT)	Porter	Wamp
Latham	Price (NC)	Wasserman
LaTourette	Pryce (OH)	Schultz
Lee	Radanovich	Waters
Levin	Rahall	Watt
Lewis (CA)	Ramstad	Waxman
Lewis (GA)	Rangel	Weiner
Lewis (KY)	Regula	Welch (VT)
Lipinski	Rehberg	Wexler
LoBiondo	Reichert	Whitfield
Loeb sack	Renzi	Wicker
Lofgren, Zoe	Reyes	Wilson (NM)
Lowe	Reynolds	Wilson (OH)
Lucas	Richardson	Wolf
Lungren, Daniel	Rodriguez	Woolsey
E.	Rogers (AL)	Wu
Lynch	Rogers (KY)	Wynn
Mahoney (FL)	Rogers (MI)	Yarmuth
Maloney (NY)	Ross	

**NAYS—75**

Akin	Flake	Mica
Bachus	Fossella	Miller (FL)
Baker	Fox	Musgrave
Barrett (SC)	Franks (AZ)	Myrick
Barton (TX)	Garrett (NJ)	Neugebauer
Blackburn	Goode	Nunes
Boehner	Goodlatte	Paul
Broun (GA)	Granger	Pence
Brown (SC)	Hall (TX)	Pitts
Brown-Waite,	Heller	Poe
Ginny	Hensarling	Price (GA)
Burgess	Herger	Putnam
Burton (IN)	Hoekstra	Rohrabacher
Buyer	Hulshof	Roskam
Campbell (CA)	Inglis (SC)	Sali
Cannon	Jordan	Schmidt
Cantor	King (IA)	Sensenbrenner
Coble	Kingston	Sessions
Conaway	Lamborn	Shuster
Culberson	Linder	Smith (NE)
Davis, David	Mack	Stearns
Drake	Manzullo	Sullivan
Duncan	Marchant	
Feeney	McHenry	

Thornberry	Walberg	Westmoreland
Tiberi	Weldon (FL)	Wilson (SC)

NOT VOTING—24

Andrews	Hooley	Shimkus
Carnahan	Jindal	Tancredo
Carter	Johnson, Sam	Terry
Davis, Jo Ann	Kucinich	Visclosky
Davis, Lincoln	McCarthy (NY)	Watson
Gohmert	Ros-Lehtinen	Weller
Hastert	Royce	Young (AK)
Hastings (FL)	Sanchez, Loretta	Young (FL)

So the bill was passed.

A motion to reconsider the vote whereby said bill was passed was, by unanimous consent, laid on the table.

*Ordered*, That the Clerk request the concurrence of the Senate in said bill.

¶114.19 CLERK TO CORRECT ENGROSSMENT

On motion of Mr. FRANK of Massachusetts, by unanimous consent,

*Ordered*, That in the engrossment of the foregoing bill the Clerk be authorized to correct spelling, punctuation, section numbering and cross-referencing, and the insertion of appropriate headings.

¶114.20 PROVIDING FOR CONSIDERATION OF H.R. 1908

Mr. ARCURI, by direction of the Committee on Rules, reported (Rept. No. 110-314) the resolution (H. Res. 636) providing for consideration of the bill (H.R. 1908) to amend title 35, United States Code, to provide for patent reform.

When said resolution and report were referred to the House Calendar and ordered printed.

¶114.21 PROVIDING FOR CONSIDERATION OF CONFERENCE REPORT ON H.R. 2669

Mr. ARCURI, by direction of the Committee on Rules, reported (Rept. No. 110-320) the resolution (H. Res. 637) providing for consideration of the conference report to accompany the bill (H.R. 2669) to provide for reconciliation pursuant to section 601 of the concurrent resolution on the budget for fiscal year 2008.

When said resolution and report were referred to the House Calendar and ordered printed.

¶114.22 BILLS PRESENTED TO THE PRESIDENT

Lorraine C. Miller, Clerk of the House reported that on August 1, 2007 she presented to the President of the United States, for his approval, the following bills.

H.R. 2272. An Act to invest in innovation through research and development, and to improve the competitiveness of the United States.

Lorraine C. Miller, Clerk of the House reported that on August 6, 2007 she presented to the President of the United States, for his approval, the following bills.

H.R. 1260. An Act to designate the facility of the United States Postal Service located at 6301 Highway 5 in Harrison, Tennessee, as the "Claude Ramsey Post Office".

H.R. 1335. An Act to designate the facility of the United States Postal Service located at 508 East Main Street in Seneca, South

Carolina, as the "S/Sgt Lewis G. Watkins Post Office Building".

H.R. 1384. An Act to designate the facility of the United States Postal Service located at 118 Minner Avenue in Bakersfield, California, as the "Buck Owens Post Office".

H.R. 1425. An Act to designate the facility of the United States Postal Service located at 4551 East 52nd Street in Odessa, Texas, as the "Staff Sergeant Marvin 'Rex' Young Post Office Building".

H.R. 1434. An Act to designate the facility of the United States Postal Service located at 896 Pittsburgh Street in Springdale, Pennsylvania, as the "Rachel Carson Post Office Building".

H.R. 1617. An Act to designate the facility of the United States Postal Service located at 561 Kingsland Avenue in University City, Missouri, as the "Harriett F. Woods Post Office Building".

H.R. 1722. An Act to designate the facility of the United States Postal Service located at 601 Banyan Trail in Boca Raton, Florida, as the "Leonard W. Herman Post Office".

H.R. 2025. An Act to designate the facility of the United States Postal Service located at 11033 South State Street in Chicago, Illinois, as the "Willye B. White Post Office Building".

H.R. 2077. An Act to designate the facility of the United States Postal Service located at 20805 State Route 125 in Blue Creek, Ohio, as the "George B. Lewis Post Office Building".

H.R. 2078. An Act to designate the facility of the United States Postal Service located at 14536 State Route 136 in Cherry Fork, Ohio, as the "Staff Sergeant Omer 'O.T.' Hawkins Post Office".

H.R. 2127. An Act to designate the facility of the United States Postal Service located at 408 West 6th Street in Chelsea, Oklahoma, as the "Clem Rogers McSpadden Post Office Building".

H.R. 2309. An Act to designate the facility of the United States Postal Service located at 3916 Milgen Road in Columbus, Georgia, as the "Frank G. Lumpkin, Jr. Post Office Building".

H.R. 2563. An Act to designate the facility of the United States Postal Service located at 309 East Linn Street in Marshalltown, Iowa, as the "Major Scott Nisely Post Office".

H.R. 2570. An Act to designate the facility of the United States Postal Service located at 301 Boardwalk Drive in Fort Collins, Colorado, as the "Dr. Karl E. Carson Post Office Building".

H.R. 2688. An Act to designate the facility of the United States Postal Service located 103 South Getty Street in Uvalde, Texas, as the "Dolph Briscoe, Jr. Post Office Building".

H.R. 2863. An Act to authorize the Coquille Indian Tribe of the State of Oregon to convey land and interests in land owned by the Tribe.

H.R. 2952. An Act to authorize the Saginaw Chippewa Tribe of Indians of the State of Michigan to convey land and interests in land owned by the Tribe.

H.R. 3006. An Act to improve the use of a grant of a parcel of land to the State of Idaho for use as an agricultural college, and for other purposes.

H.R. 3206. An Act to provide for an additional temporary extension of programs under the Small Business Act and the Small Business Investment Act of 1958 through December 15, 2007, and for other purposes.

H.R. 3311. An Act to authorize additional funds for emergency repairs and reconstruction of the Interstate I-35 bridge located in Minneapolis, Minnesota, that collapsed on August 1, 2007, to waive the \$100,000,000 limitation on emergency relief funds for those emergency repairs and reconstruction, and for other purposes.

#### ¶114.23 LEAVE OF ABSENCE

By unanimous consent, leave of absence was granted—

To Mr. CARTER, for today and balance of week;

To Ms. MATSUI, for today until 12:30 p.m.;

To Mr. VISCLOSKEY, for today and balance of the week; and

To Mr. YOUNG of Florida, for today. And then,

#### ¶114.24 ADJOURNMENT

On motion of Mr. WEINER, at 6 o'clock and 34 minutes p.m., the House adjourned.

#### ¶114.25 REPORTS OF COMMITTEES ON PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XIII, reports of committees were delivered to the Clerk for printing and reference to the proper calendar, as follows:

Mr. MILLER, GEORGE: Committee of Conference. Conference report on H.R. 2669. A bill to provide for reconciliation pursuant to section 601 of the concurrent resolution on the budget for fiscal year 2008 (Rept. 110-317). Ordered to be printed.

Mr. FRANK: Committee on Financial Services. H.R. 2761. A bill to extend the Terrorism Insurance Program of the Department of the Treasury, and for other purposes; with an amendment (Rept. 110-318). Referred to the Committee of the Whole House on the state of the Union.

Mr. WELCH: Committee on Rules. House Resolution 636. Resolution providing for consideration of the bill (H.R. 1908) to amend title 35, United States Code, to provide for patent reform (Rept. 110-319). Referred to the House Calendar.

Ms. SUTTON: Committee on Rules. House Resolution 637. Resolution providing for consideration of the conference report to accompany the bill (H.R. 2669) to provide for reconciliation pursuant to section 601 of the concurrent resolution on the budget for fiscal year 2008 (Rept. 110-320). Referred to the House Calendar.

#### ¶114.26 PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XII, public bills and resolutions were introduced and severally referred, as follows:

By Mr. CARNEY (for himself, Mr. PETERSON of Pennsylvania, and Mr. MCDERMOTT):

H.R. 3480. A bill to direct the United States Sentencing Commission to assure appropriate enhancements of those involved in receiving stolen property where that property consists of grave markers of veterans, and for other purposes; to the Committee on the Judiciary.

By Ms. WOOLSEY (for herself, Mr. GEORGE MILLER of California, and Mr. FILNER):

H.R. 3481. A bill to expand family and medical leave in support of servicemembers with combat-related injuries; to the Committee on Education and Labor, and in addition to the Committees on Oversight and Government Reform, and House Administration, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mrs. BONO (for herself and Mr. PALLONE):

H.R. 3482. A bill to amend the Communications Act of 1934 to facilitate number port-

ability in order to increase consumer choice of voice service provider; to the Committee on Energy and Commerce.

By Mr. BOSWELL (for himself and Mr. KENNEDY):

H.R. 3483. A bill to amend the Internal Revenue Code of 1986 to allow a credit against tax for qualified tuition and related expenses; to the Committee on Ways and Means.

By Ms. DEGETTE:

H.R. 3484. A bill to amend the Federal Meat Inspection Act, the Poultry Products Inspection Act, and the Federal Food, Drug, and Cosmetic Act to provide for improved public health and food safety through enhanced enforcement, and for other purposes; to the Committee on Agriculture, and in addition to the Committee on Energy and Commerce, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Ms. DEGETTE:

H.R. 3485. A bill to amend the Federal Food, Drug, and Cosmetic Act, the Federal Meat Inspection Act, the Poultry Products Inspection Act, and the Egg Products Inspection Act to improve the safety of food, meat, and poultry products through enhanced traceability, and for other purposes; to the Committee on Agriculture, and in addition to the Committee on Energy and Commerce, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. ELLSWORTH:

H.R. 3486. A bill to amend the Internal Revenue Code of 1986 to provide incentives for improving mine safety; to the Committee on Ways and Means.

By Mr. HASTINGS of Florida (for himself, Ms. CASTOR, Mr. MEEK of Florida, and Ms. WASSERMAN SCHULTZ):

H.R. 3487. A bill to provide for a rotating schedule for regional selection of delegates to a national Presidential nominating convention, and for other purposes; to the Committee on House Administration.

By Mr. KING of New York:

H.R. 3488. A bill to require mobile phones containing digital cameras to make a sound when a photograph is taken; to the Committee on Energy and Commerce.

By Mr. MILLER of Florida:

H.R. 3489. A bill to require that the Secretary of Veterans Affairs and the Secretary of Defense enter into a sharing agreement with Eglin Air Force Base Hospital for the provision of inpatient services to veterans in Northwest Florida, and for other purposes; to the Committee on Veterans' Affairs, and in addition to the Committee on Armed Services, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. RADANOVICH:

H.R. 3490. A bill to transfer administrative jurisdiction of certain Federal lands from the Bureau of Land Management to the Bureau of Indian Affairs, to take such lands into trust for Tuolumne Band of Me-Wuk Indians of the Tuolumne Rancheria, and for other purposes; to the Committee on Natural Resources.

By Mr. WELCH of Vermont (for himself, Ms. SHEA-PORTER, Mr. MARKEY, Mr. OLVER, and Mr. HODES):

H.R. 3491. A bill to amend the Atomic Energy Act of 1954 to improve and strengthen the safety inspection process of nuclear facilities; to the Committee on Energy and Commerce.

By Mr. WESTMORELAND:

H.R. 3492. A bill to amend the Federal Election Campaign Act of 1971 to increase the limits on the amount of contributions that

may be made to political committees and to provide for the indexing of such limits for all contributions made under the Act, and for other purposes; to the Committee on House Administration.

By Mr. COHEN:

H. Con. Res. 205. Concurrent resolution supporting the goals and ideals of National Women's Friendship Day; to the Committee on Oversight and Government Reform.

By Mr. BILIRAKIS:

H. Res. 638. A resolution expressing the sense of the House of Representatives that the United Nations should forthwith take the procedural actions necessary to amend Article 23 of the Charter of the United Nations to establish India as a permanent member of the United Nations Security Council; to the Committee on Foreign Affairs.

By Mr. GALLEGLEY:

H. Res. 639. A resolution commending the actions of the Government of Germany and its cooperation with United States intelligence agencies in preventing a large-scale terrorist attack against locations in Germany, including sites frequented by Americans; to the Committee on Foreign Affairs, and in addition to the Committee on Intelligence (Permanent Select), for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

#### ¶114.27 PRIVATE BILLS AND RESOLUTIONS

Under clause 3 of rule XII,

Mr. MILLER of Florida introduced A bill (H.R. 3493) to modify the purposes for which the Naval Aviation Museum Foundation at the National Museum of Naval Aviation at Naval Air Station, Pensacola, Florida, may operate the National Flight Academy; which was referred to the Committee on Armed Services.

#### ¶114.28 ADDITIONAL SPONSORS

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

H.R. 63: Mr. SOUDER.  
 H.R. 197: Mr. TIM MURPHY of Pennsylvania and Mr. SNYDER.  
 H.R. 368: Ms. ROYBAL-ALLARD, Mr. WEST-MORELAND, and Ms. FOXX.  
 H.R. 369: Mr. OLVER.  
 H.R. 555: Ms. KILPATRICK.  
 H.R. 636: Ms. FOXX.  
 H.R. 643: Mr. CONYERS, Mr. KILDEE, and Mr. CLEAVER.  
 H.R. 649: Mr. KING of New York.  
 H.R. 652: Mrs. BOYDA of Kansas.  
 H.R. 676: Mr. TIERNEY.  
 H.R. 686: Mr. HALL of New York and Mr. KING of New York.  
 H.R. 690: Mr. BOUCHER.  
 H.R. 699: Mr. RAHALL.  
 H.R. 718: Ms. HIRONO.  
 H.R. 719: Mr. BACHUS, Mr. ISRAEL, Mr. ALTMIRE, and Mr. ELLSWORTH.  
 H.R. 728: Mr. GORDON.  
 H.R. 897: Mr. KUCINICH and Ms. BALDWIN.  
 H.R. 997: Mr. PITTS and Mr. MCINTYRE.  
 H.R. 1110: Mr. GALLEGLEY, Mr. MATHESON, Mr. ENGEL, Mr. DENT, Ms. HIRONO, Mr. DINGELL, Mr. SPACE, Mr. BERRY, Mr. LARSEN of Washington, Mr. HODES, Mr. WHITFIELD, Mr. KANJORSKI, Mr. WALSH of New York, and Mr. KUCINICH.  
 H.R. 1188: Ms. SCHAKOWSKY.  
 H.R. 1228: Mr. SARBANES.  
 H.R. 1236: Mr. ISSA.  
 H.R. 1275: Mr. RANGEL.  
 H.R. 1286: Mr. WELCH of Vermont and Mr. ENGEL.  
 H.R. 1303: Mr. MCINTYRE, Mr. TIBERI, and Mr. CONYERS.

H.R. 1419: Mr. VAN HOLLEN, Mr. WICKER, Mr. WAXMAN, Mrs. DAVIS of California, Mr. GORDON, Mr. SNYDER, and Mr. GOODE.  
 H.R. 1428: Mr. PAUL, Mr. BAIRD, and Mr. KNOLLENBERG.  
 H.R. 1464: Mrs. CAPPS.  
 H.R. 1496: Mr. FERGUSON.  
 H.R. 1537: Mrs. MUSGRAVE.  
 H.R. 1542: Mr. WYNN, Ms. MOORE of Wisconsin, and Ms. ZOE LOFGREN of California.  
 H.R. 1552: Mr. BOUCHER and Mr. LAMPSON.  
 H.R. 1584: Mr. TANNER, Mrs. CAPPS, Mr. SULLIVAN, Mr. PITTS, and Mr. BOREN.  
 H.R. 1610: Mr. KING of New York and Ms. ROS-LEHTINEN.  
 H.R. 1621: Mr. HINCHEY.  
 H.R. 1644: Mrs. LOWEY.  
 H.R. 1647: Mr. COURTNEY, Mr. RYAN of Wisconsin, Mr. ELLISON, Mr. SHERMAN, Mr. BUTTERFIELD, Mr. ANDREWS, and Mr. VAN HOLLEN.  
 H.R. 1843: Mr. MCGOVERN, Mrs. DRAKE, Mr. CARNEY, and Mr. MANZULLO.  
 H.R. 1887: Mr. SESTAK.  
 H.R. 1971: Mr. PICKERING and Mr. BERRY.  
 H.R. 2095: Ms. LORETTA SANCHEZ of California, Mr. VAN HOLLEN, and Mr. BOREN.  
 H.R. 2108: Mr. VAN HOLLEN.  
 H.R. 2169: Mr. BISHOP of New York.  
 H.R. 2204: Ms. MOORE of Wisconsin and Ms. SOLIS.  
 H.R. 2205: Mr. SALLI.  
 H.R. 2210: Mr. DAVIS of Alabama.  
 H.R. 2211: Mr. MILLER of North Carolina.  
 H.R. 2266: Mr. JACKSON of Illinois.  
 H.R. 2276: Mrs. MILLER of Michigan, Mr. STUPAK, Mr. ROGERS of Michigan, Mr. KNOLLENBERG, Mr. CONYERS, Mr. DINGELL, Mr. WALBERG, Mr. MCCOTTER, Mr. CAMP of Michigan, Mr. HOKSTRA, Mr. EHLERS, Mr. LEVIN, Ms. KILPATRICK, and Mr. UPTON.  
 H.R. 2280: Mr. BRALEY of Iowa, Mr. BOOZMAN, and Mr. GRAVES.  
 H.R. 2303: Mr. RUSH.  
 H.R. 2342: Mr. HOLT.  
 H.R. 2370: Mr. KLINE of Minnesota.  
 H.R. 2380: Mr. MARCHANT, Mr. SMITH of Nebraska, Mr. FORBES, and Mrs. MUSGRAVE.  
 H.R. 2394: Mr. ROSKAM and Mrs. CHRISTENSEN.  
 H.R. 2443: Mr. TANNER.  
 H.R. 2452: Mr. BOSWELL.  
 H.R. 2484: Mrs. BONO.  
 H.R. 2537: Mr. SMITH of New Jersey, Mr. KING of New York, and Mr. SERRANO.  
 H.R. 2539: Mr. STARK.  
 H.R. 2604: Mr. FILNER.  
 H.R. 2611: Ms. ZOE LOFGREN of California, Mr. BACA, and Mr. SCOTT of Virginia.  
 H.R. 2620: Mr. SESTAK and Mr. COHEN.  
 H.R. 2659: Mr. FORTENBERRY.  
 H.R. 2713: Mr. KING of New York.  
 H.R. 2714: Mr. GORDON and Mrs. EMERSON.  
 H.R. 2723: Mr. GONZALEZ.  
 H.R. 2728: Mr. HERGER and Mr. DOOLITTLE.  
 H.R. 2746: Mrs. CAPPS.  
 H.R. 2762: Mr. CLAY, Mr. RAMSTAD, Mr. DOGGETT, Ms. MCCOLLUM of Minnesota, Mrs. WILSON of New Mexico, and Mr. WAMP.  
 H.R. 2783: Ms. SOLIS.  
 H.R. 2833: Mr. HARE, Ms. HIRONO, and Mr. COHEN.  
 H.R. 2860: Mr. WICKER.  
 H.R. 2914: Mr. UPTON.  
 H.R. 2940: Ms. MATSUI.  
 H.R. 3005: Ms. DELAULO.  
 H.R. 3012: Ms. GINNY BROWN-WAITE of Florida.  
 H.R. 3024: Mr. CROWLEY.  
 H.R. 3028: Mr. MCCOTTER.  
 H.R. 3029: Mr. REICHERT and Mr. PRICE of North Carolina.  
 H.R. 3057: Mrs. DRAKE, Mr. GOODE, Mr. JINDAL, Mr. TIERNEY, and Mr. WICKER.  
 H.R. 3099: Mrs. TAUSCHER and Mr. GOODE.  
 H.R. 3115: Mr. GEORGE MILLER of California, Mr. HINCHEY, and Mr. SIRES.  
 H.R. 3168: Ms. CORRINE BROWN of Florida and Ms. MATSUI.

H.R. 3191: Mr. COHEN.  
 H.R. 3223: Mr. MCINTYRE.  
 H.R. 3249: Mr. BOUCHER.  
 H.R. 3257: Mr. RYAN of Ohio.  
 H.R. 3265: Mrs. EMERSON.  
 H.R. 3282: Ms. WOOLSEY and Mr. WAMP.  
 H.R. 3298: Mr. LOEBSACK, Ms. SHEA-PORTER, Mr. MARSHALL, Mr. ORTIZ, and Mr. BOSWELL.  
 H.R. 3327: Mr. BACHUS.  
 H.R. 3355: Mr. DELAHUNT.  
 H.R. 3364: Mr. COSTA.  
 H.R. 3373: Mr. COHEN.  
 H.R. 3386: Mr. MCHUGH.  
 H.R. 3394: Ms. CARSON.  
 H.R. 3402: Mr. BURTON of Indiana.  
 H.R. 3416: Mr. GEORGE MILLER of California.  
 H.R. 3429: Mr. BOSWELL.  
 H.R. 3432: Mr. RANGEL.  
 H.J. Res. 3: Mr. HONDA.  
 H.J. Res. 6: Mr. MARSHALL.  
 H. Con. Res. 163: Mr. WELDON of Florida.  
 H. Res. 95: Mr. CUMMINGS and Mr. MCINTYRE.  
 H. Res. 111: Mr. SPRATT, Mrs. BOYDA of Kansas, Mr. ROSS, Mrs. SCHMIDT, and Mr. ISSA.  
 H. Res. 604: Mr. BRADY of Pennsylvania, Ms. BORDALLO, Mr. CALVERT, Mr. ISSA, Ms. MATSUI, Mr. WELCH of Vermont, Mr. ADERHOLT, Mr. WOLF, Mr. HARE, Mr. SPRATT, Mr. KNOLLENBERG, Ms. KILPATRICK, Mr. SMITH of New Jersey, and Mr. MARSHALL.  
 H. Res. 605: Mr. BOOZMAN, Mr. LOBIONDO, Ms. BERKLEY, Mr. BURTON of Indiana, Mrs. BLACKBURN, Mr. DENT, Mr. BURGESS, Mr. CANTOR, Mr. SCHIFF, Mr. GOODE, Ms. KILPATRICK, Mr. FEENEY, Mr. LAHOOD, Mrs. TAUSCHER, Mr. MORAN of Kansas, Mr. REYES, Mr. RYAN of Wisconsin, Mr. KUHL of New York, Mrs. DRAKE, Mr. TIM MURPHY of Pennsylvania, Mr. SESSIONS, and Mr. HUNTER.  
 H. Res. 634: Mrs. DRAKE.

#### FRIDAY, SEPTEMBER 7, 2007 (115)

##### ¶115.1 APPOINTMENT OF SPEAKER PRO TEMPORE

The House was called to order by the SPEAKER pro tempore, Mr. POMEROY, who laid before the House the following communication:

WASHINGTON, DC,  
 September 7, 2007.

I hereby appoint the Honorable EARL POMEROY to act as Speaker pro tempore on this day.

NANCY PELOSI,  
 Speaker of the House of Representatives.

##### ¶115.2 APPROVAL OF THE JOURNAL

The SPEAKER pro tempore, Mr. POMEROY, announced he had examined and approved the Journal of the proceedings of Thursday, September 6, 2007.

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

##### ¶115.3 COMMUNICATIONS

Executive and other communications, pursuant to clause 8, rule XII, were referred as follows:

3206. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule—Pyriproxyfen; Pesticide Tolerance [EPA-HQ-OPP-2006-0889; FRL-8142-4] received August 21, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

3207. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule—Flusilazole; Pesticide Tolerances for Emergency Exemptions [EPA-HQ-

OPP-2007-0428; FRL-8138-6] received August 24, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

3208. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule—Flutriafol; Time-Limited Pesticide Tolerance [EPA-HQ-OPP-2007-0327; FRL-8135-6] received August 24, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

3209. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule—Propylene Oxide; Pesticide Tolerance [EPA-HQ-OPP-2005-0157; FRL-8143-9] received August 24, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

3210. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule—Spinosad; Pesticide Tolerance [EPA-HQ-OPP-2007-0349; FRL-8142-1] received August 24, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

3211. A letter from the Secretary, Department of Health and Human Services, transmitting the Department's FY 2006 annual financial report to Congress required by the Prescription Drug User Fee Act of 1992 (PDUFA), pursuant to 21 U.S.C. 379g note; to the Committee on Energy and Commerce.

3212. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule—Approval and Promulgation of Air Quality Implementation Plans; Texas; Shipyard Facilities and Provisions for Distance Limitations, Setbacks, and Buffers in Standard Permits [EPA-R06-OAR-2007-0285; FRL-8460-2] received August 21, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

3213. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule—Approval and Promulgation of Implementation Plans South Carolina: Revisions to Ambient Air Quality Standards [EPA-R04-OAR-2004-SC-0004-200706 (a); FRL-8457-2] received August 21, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

3214. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule—Revisions to Consolidated Federal Air Rule [EPA-HQ-OAR-2007-0429; FRL-8459-5] (RIN: 2060-A045) received August 21, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

3215. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule—Revisions to the California State Implementation Plan, South Coast Air Quality Management District [EPA-R09-OAR-2007-0421a; FRL-8452-1] received August 21, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

3216. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule—Revisions to the California State Implementation Plan, Sacramento Metropolitan Air Quality Management District and San Joaquin Valley Air Pollution Control District Technical Amendment [EPA-R09-OAR-2007-0462 FRL-8458-9] received August 21, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

3217. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule—Two Optional Methods for Relative Accuracy Test Audits of Mercury

Monitoring Systems Installed on Combustion Flue Gas Streams and Several Amendments to Related Mercury Monitoring Provisions [EPA-HQ-OAR-2007-0164, FRL-8459-8] (RIN: 2060-A001) received August 21, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

3218. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule—Approval and Promulgation of Air Quality Implementation Plans; Connecticut; Establishment of Interim Progress for the Annual Fine Particle National Ambient Air Quality Standard. [EPA-R01-OAR-2007-0373; A-1-FRL-8461-5] received August 24, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

3219. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule—Approval and Promulgation of Air Quality Implementation Plans; Minnesota [EPA-R05-OAR-2006-1023; FRL-8464-8] received September 5, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

3220. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule—Approval and Promulgation of Air Quality Implementation Plans; New Mexico; Prevention of Significant Deterioration and New Source Review [EPA-R06-OAR-2005-NM-0006; FRL-8463-3] received September 5, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

3221. A letter from the Administrator, Environmental Protection Agency, transmitting the Agency's report on server and data center energy efficiency, pursuant to Public Law 109-341; to the Committee on Energy and Commerce.

3222. A letter from the Associate Deputy Secretary, Department of the Interior, transmitting the Department's annual report for Fiscal Years 2004, 2005, and 2006 prepared in accordance with Section 203 of the Notification and Federal Employee Antidiscrimination and Retaliation Act of 2002 (No FEAR Act), Public Law 107-174; to the Committee on Oversight and Government Reform.

3223. A letter from the Executive Director, Interstate Commission on the Potomac River Basin, transmitting the audited Sixty-Sixth Financial Statement for the period October 1, 2005 to September 30, 2006, pursuant to 31 U.S.C. 3512(c)(3); to the Committee on Oversight and Government Reform.

3224. A letter from the Director, EEO and Diversity Programs, National Archives and Records Administration, transmitting a copy of the Administration's Fiscal Year 2006 Notification and Federal Employee Anti-Discrimination and Retaliation (No FEAR) Act Annual Report; to the Committee on Oversight and Government Reform.

3225. A letter from the Chairman, National Transportation Safety Board, transmitting the Board's inventory of commercial and inherently governmental activities, pursuant to Pub. L. 105-270; to the Committee on Oversight and Government Reform.

3226. A letter from the Chairman, National Transportation Safety Board, transmitting the Board's FY 2006 Annual Report required by Section 203 of the Notification and Federal Antidiscrimination and Retaliation Act of 2002, Pub. L. 107-174; to the Committee on Oversight and Government Reform.

3227. A letter from the Director, Minerals Management Service, Department of the Interior, transmitting the Department's report entitled, "Estimates of Natural Gas and Oil Reserves, Reserves Growth, and Undiscovered Resources in Federal and State Water off the coasts of Louisiana, Texas, Alabama, and Mississippi," pursuant to Pub-

lic Law 109-58, section 965(c); to the Committee on Natural Resources.

3228. A letter from the Deputy Assistant Administrator, Office of Diversion Control, DEA, Department of Justice, transmitting the Department's final rule—Elimination of Exemptions for Chemical Mixtures Containing the List I Chemicals Ephedrine and/or Pseudoephedrine [Docket No. DEA-2841] (RIN: 1117-AB11) received August 14, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on the Judiciary.

3229. A letter from the Federal Register Certifying Officer, Department of the Treasury, transmitting the Department's final rule—Management of Federal Agency Disbursements (RIN: 1510-AB07) received August 28, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on the Judiciary.

3230. A letter from the Deputy Executive Director, Reserve Officers Association of the United States, transmitting a copy of the Report of Audit for the year ending 31 March 2007 of the Association's accounts, pursuant to 36 U.S.C. 1101(41) and 1103; to the Committee on the Judiciary.

3231. A letter from the Secretary, Department of Transportation, transmitting a copy of a draft bill entitled, "Railroad Rehabilitation and Improvement Financing Reform Act"; to the Committee on Transportation and Infrastructure.

3232. A letter from the Director, Office of Management and Budget, transmitting the FY 2006 annual report on the Federal participation in the development and use of voluntary consensus standards, pursuant to Public Law 104-113, section 12(d)(3) (110 Stat. 783); to the Committee on Science and Technology.

#### 115.4 PROVIDING FOR CONSIDERATION OF H.R. 1908

Mr. WELCH of Vermont, by direction of the Committee on Rules, called up the following resolution (H. Res. 636):

*Resolved*, That at any time after the adoption of this resolution the Speaker may, pursuant to clause 2(b) of rule XVIII, declare the House resolved into the Committee of the Whole House on the state of the Union for consideration of the bill (H.R. 1908) to amend title 35, United States Code, to provide for patent reform. The first reading of the bill shall be dispensed with. All points of order against consideration of the bill are waived except those arising under clause 9 or 10 of rule XXI. General debate shall be confined to the bill and shall not exceed one hour equally divided and controlled by the chairman and ranking minority member of the Committee on the Judiciary. After general debate the bill shall be considered for amendment under the five-minute rule. It shall be in order to consider as an original bill for the purpose of amendment under the five-minute rule the amendment in the nature of a substitute recommended by the Committee on the Judiciary now printed in the bill. The committee amendment in the nature of a substitute shall be considered as read. All points of order against the committee amendment in the nature of a substitute are waived except those arising under clause 10 of rule XXI. Notwithstanding clause 11 of rule XVIII, no amendment to the committee amendment in the nature of a substitute shall be in order except those printed in the report of the Committee on Rules accompanying this resolution. Each such amendment may be offered only in the order printed in the report, may be offered only by a Member designated in the report, shall be considered as read, shall be debatable for the time specified in the report equally divided and controlled by the proponent and an opponent, shall not be subject to amendment,

and shall not be subject to a demand for division of the question in the House or in the Committee of the Whole. All points of order against such amendments are waived except those arising under clause 9 or 10 of rule XXI. At the conclusion of consideration of the bill for amendment the Committee shall rise and report the bill to the House with such amendments as may have been adopted. Any Member may demand a separate vote in the House on any amendment adopted in the Committee of the Whole to the bill or to the committee amendment in the nature of a substitute. The previous question shall be considered as ordered on the bill and amendments thereto to final passage without intervening motion except one motion to recommend with or without instructions.

SEC. 2. During consideration in the House of H.R. 1908 pursuant to this resolution, notwithstanding the operation of the previous question, the Chair may postpone further consideration of the bill to such time as may be designated by the Speaker.

When said resolution was considered. After debate, On motion of Mr. WELCH of Vermont, the previous question was ordered on the resolution to its adoption or rejection.

The question being put, viva voce, Will the House agree to said resolution?

The SPEAKER pro tempore, Mr. POMEROY, announced that the yeas had it.

Mr. Lincoln DIAZ-BALART of Florida demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Mr. POMEROY, pursuant to clause 8, rule XX, announced that further proceedings on the question were postponed.

¶115.5 PROVIDING FOR CONSIDERATION OF THE CONFERENCE REPORT TO H.R. 2669

Ms. SUTTON, by direction of the Committee on Rules, called up the following resolution (H. Res. 637):

Resolved, That upon adoption of this resolution it shall be in order to consider the conference report to accompany the bill (H.R. 2669) to provide for reconciliation pursuant to section 601 of the concurrent resolution on the budget for fiscal year 2008. All points of order against the conference report and against its consideration are waived. The conference report shall be considered as read.

When said resolution was considered. After debate,

On motion of Ms. SUTTON, the previous question was ordered on the resolution to its adoption or rejection.

The question being put, viva voce. Will the House now agree to said resolution?

The SPEAKER pro tempore, Mr. POMEROY, announced that the yeas had it.

Mr. Lincoln DIAZ-BALART of Florida, demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Mr. POMEROY, pursuant to clause 8, rule

XX, announced that further proceedings on the question were postponed.

¶115.6 H. RES. 636—UNFINISHED BUSINESS

The SPEAKER pro tempore, Mr. POMEROY, pursuant to clause 8, rule XX, announced the unfinished business to be the question on agreeing to the resolution (H. Res. 636) providing for consideration of the bill (H. R. 1908) to amend title 35, United States Code, to provide for patent reform.

The question being put, Will the House agree to said resolution?

The vote was taken by electronic device.

It was decided in the { Yeas ..... 222 affirmative ..... } Nays ..... 181

¶115.7 [Roll No. 860] YEAS—222

Abercrombie	Filner	Mitchell
Ackerman	Frank (MA)	Mollohan
Allen	Gallegly	Moore (KS)
Altmire	Giffords	Moore (WI)
Andrews	Gillibrand	Moran (VA)
Arcuri	Gonzalez	Murphy (CT)
Baca	Gordon	Murphy, Patrick
Baird	Green, Al	Murtha
Baldwin	Green, Gene	Nadler
Barrow	Grijalva	Napolitano
Bean	Gutierrez	Neal (MA)
Becerra	Hall (NY)	Oberstar
Berkley	Hare	Obey
Berman	Harman	Olver
Berry	Hastings (FL)	Ortiz
Bishop (GA)	Herseth Sandlin	Pascarell
Bishop (NY)	Higgins	Pastor
Blumenauer	Hinojosa	Payne
Boren	Hirono	Perlmutter
Boswell	Hodes	Peterson (MN)
Boucher	Holt	Pomeroy
Boyd (KS)	Honda	Price (NC)
Brady (PA)	Hoyer	Rahall
Braley (IA)	Inslie	Rangel
Brown, Corrine	Israel	Reyes
Butterfield	Issa	Richardson
Cannon	Jackson (IL)	Rodriguez
Capps	Jackson-Lee	Ross
Capuano	(TX)	Rothman
Cardoza	Jefferson	Roybal-Allard
Carnahan	Johnson (GA)	Ruppersberger
Carney	Johnson, E. B.	Rush
Castor	Kagen	Ryan (OH)
Chandler	Kanjorski	Salazar
Clarke	Kennedy	Sánchez, Linda
Clay	Kildee	T.
Cleaver	Kilpatrick	Sarbanes
Clyburn	Kind	Schakowsky
Coble	Klein (FL)	Schiff
Cohen	Kucinich	Schwartz
Conyers	Langevin	Scott (GA)
Cooper	Lantos	Scott (VA)
Costa	Larsen (WA)	Serrano
Courtney	Larsen (CT)	Shea-Porter
Cramer	Lee	Sherman
Crowley	Levin	Shuler
Cuellar	Lewis (GA)	Simpson
Cummings	Lipinski	Sires
Davis (AL)	Loebsack	Skelton
Davis (CA)	Lofgren, Zoe	Slaughter
Davis (IL)	Lowe	Smith (TX)
Davis, Lincoln	Lynch	Smith (WA)
Davis, Tom	Mahoney (FL)	Snyder
DeFazio	Maloney (NY)	Solis
DeGette	Markey	Space
Delahunt	Marshall	Spratt
DeLauro	Matheson	Stark
Dicks	Matsui	Stupak
Dingell	McCarthy (NY)	Sutton
Doggett	McCollum (MN)	Tanner
Donnelly	McDermott	Tauscher
Doyle	McGovern	Taylor
Edwards	McIntyre	Thompson (CA)
Ellison	McNerney	Thompson (MS)
Emanuel	McNulty	Tierney
Engel	Meek (FL)	Towns
Eshoo	Meeks (NY)	Udall (CO)
Etheridge	Melancon	Udall (NM)
Farr	Miller (NC)	Van Hollen
Fattah	Miller, George	Velázquez

Visclosky  
Walz (MN)  
Wasserman  
Weiner  
Schultz  
Waters

Watt  
Waxman  
Weiner  
Welch (VT)  
Wexler

Wilson (OH)  
Woolsey  
Wu  
Wynn  
Yarmuth

NAYS—181

Aderholt	Fox	Miller (MI)
Akin	Franks (AZ)	Miller, Gary
Alexander	Frelinghuysen	Moran (KS)
Bachmann	Garrett (NJ)	Murphy, Tim
Bachus	Gerlach	Musgrave
Baker	Gingrey	Neugebauer
Barrett (SC)	Gohmert	Nunes
Bartlett (MD)	Goode	Pence
Barton (TX)	Goodlatte	Peterson (PA)
Biggart	Granger	Petri
Bilbray	Graves	Pitts
Bilirakis	Hall (TX)	Platts
Blackburn	Hastings (WA)	Poe
Blunt	Hayes	Porter
Boehner	Heller	Price (GA)
Bonner	Hensarling	Pryce (OH)
Bono	Herger	Putnam
Boozman	Hill	Radanovich
Boustany	Hinchey	Ramstad
Brady (TX)	Hobson	Regula
Broun (GA)	Hoekstra	Rehberg
Brown (SC)	Hulshof	Renzi
Brown-Waite,	Hunter	Reynolds
Ginny	Inglis (SC)	Rogers (AL)
Buchanan	Johnson (IL)	Rogers (KY)
Burgess	Jones (NC)	Rogers (MI)
Burton (IN)	Jordan	Rohrabacher
Buyer	Kaptur	Ros-Lehtinen
Calvert	Keller	Roskam
Camp (MI)	King (IA)	Ryan (WI)
Campbell (CA)	King (NY)	Sali
Cantor	Kingston	Saxton
Capito	Kirk	Schmidt
Castle	Kline (MN)	Sensenbrenner
Chabot	Knollenberg	Sessions
Cole (OK)	Kuhl (NY)	Sestak
Conaway	LaHood	Shadegg
Costello	Lamborn	Shays
Crenshaw	Lampson	Shuster
Culberson	Latham	Smith (NE)
Davis (KY)	LaTourette	Smith (NJ)
Davis, David	Lewis (CA)	Souder
Deal (GA)	Lewis (KY)	Stearns
Dent	Linder	Sullivan
Diaz-Balart, L.	LoBiondo	Terry
Diaz-Balart, M.	Lucas	Thornberry
Doolittle	Lungren, Daniel	Tiahrt
Drake	E.	Tiberi
Dreier	Mack	Turner
Duncan	Manzullo	Upton
Ehlers	Marchant	Walberg
Emerson	McCarthy (CA)	Walden (OR)
English (PA)	McCaul (TX)	Wamp
Everett	McCotter	Weldon (FL)
Fallin	McCrery	Westmoreland
Feeney	McHenry	Whitfield
Ferguson	McHugh	Wicker
Flake	McKeon	Wilson (NM)
Forbes	Mica	Wilson (SC)
Fortenberry	Michaud	Wolf
Fossella	Miller (FL)	Young (FL)

NOT VOTING—29

Bishop (UT)	Hooley	Pickering
Boyd (FL)	Jindal	Reichert
Carson	Johnson, Sam	Royce
Carter	Jones (OH)	Sanchez, Loretta
Cubin	McMorris	Shimkus
Davis, Jo Ann	Rodgers	Tancredo
Ellsworth	Myrick	Walsh (NY)
Gilchrest	Pallone	Watson
Hastert	Paul	Weller
Holden	Pearce	Young (AK)

So the resolution was agreed to.

A motion to reconsider the vote whereby said resolution was agreed to was, by unanimous consent, laid on the table.

¶115.8 H. RES. 637—UNFINISHED BUSINESS

The SPEAKER pro tempore, Mr. POMEROY, pursuant to clause 8, rule XX, announced the unfinished business to be the question on agreeing to the resolution (H. Res. 637) providing for consideration of the conference report to accompany the bill (H.R. 2669) to provide for reconciliation pursuant to

section 601 of the concurrent resolution of the budget for fiscal year 2008.

The question being put,

Will the House agree to said resolution?

The vote was taken by electronic device.

It was decided in the affirmative { Yeas ..... 220 Nays ..... 185

¶115.9 [Roll No. 861] YEAS—220

- Abercrombie Grijalva Oberstar
Ackerman Gutierrez Obey
Allen Hall (NY) Olver
Altmire Hare Ortiz
Andrews Harman Pascrell
Arcuri Hastings (FL) Pastor
Baca Herseht Sandlin Payne
Baird Higgins Perlmutter
Baldwin Hill Peterson (MN)
Barrow Hinchey Pomeroy
Bean Hinojosa Price (NC)
Becerra Hirono Rahall
Berkley Hodes Rangel
Berman Holt Reyes
Berry Honda Richardson
Bishop (GA) Hoyer Rodriguez
Bishop (NY) Inslee Ross
Blumenauer Israel Rothman
Boren Jackson (IL) Roybal-Allard
Boswell Jackson-Lee Ruppertsberger
Boucher (TX) Rush
Boyda (KS) Jefferson Ryan (OH)
Brady (PA) Johnson (GA) Salazar
Braley (IA) Johnson, E. B. Sánchez, Linda
Brown, Corrine Kagen T.
Butterfield Kanjorski Sarbanes
Capps Kennedy Schakowsky
Capuano Kildee Schiff
Cardoza Kilpatrick Schwartz
Carnahan Kind Scott (GA)
Carney Kleinfelder Scott (VA)
Castor Kucinich Serrano
Chandler Lampson Sestak
Clarke Langevin Shea-Porter
Clay Lantos Sherman
Cleaver Larsen (WA) Shuler
Clyburn Larson (CT) Sires
Cohen Lee Skelton
Conyers Levin Slaughter
Cooper Lewis (GA) Smith (WA)
Costa Lipinski Snyder
Costello Loebbeck Solis
Courtney Lofgren, Zoe Space
Cramer Lowey Spratt
Crowley Lynch Stark
Cuellar Mahoney (FL) Stupak
Cummings Maloney (NY) Sutton
Davis (AL) Markey Tanner
Davis (CA) Marshall Tauscher
Davis (IL) Matheson Taylor
DeFazio Matsui Thompson (CA)
DeGette McCarthy (NY) Thompson (MS)
Delahunt McCollum (MN) Tierney
DeLauro McDermott Towns
Dicks McGovern Udall (CO)
Dingell McIntyre Udall (NM)
Doggett McNeerly Van Hollen
Donnelly McNulty Velázquez
Doyle Meek (FL) Visclosky
Edwards Meeks (NY) Walz (MN)
Ellison Melancon Wasserman
Emanuel Michaud Schultz
Engel Miller (NC) Waters
Eshoo Miller, George Watt
Etheridge Mitchell Waxman
Farr Mollohan Weiner
Fattah Moore (KS) Welch (VT)
Filner Moore (WI) Wexler
Frank (MA) Moran (VA) Wilson (OH)
Giffords Murphy (CT) Woolsey
Gillibrand Murphy, Patrick Wu
Gonzalez Murtha Wynn
Gordon Nadler Yarmuth
Green, Al Napolitano
Green, Gene Neal (MA)

NAYS—185

- Aderholt Bartlett (MD) Blunt
Akin Barton (TX) Boehner
Alexander Biggert Bonner
Bachmann Bilbray Bono
Bachus Billirakis Boozman
Baker Bishop (UT) Boustany
Barrett (SC) Blackburn Brady (TX)

- Broun (GA) Hall (TX) Pence
Brown (SC) Hastings (WA) Peterson (PA)
Brown-Waite, Hayes Petri
Ginny Heller Pitts
Buchanan Hensarling Platts
Burgess Herger Poe
Burton (IN) Hobson Porter
Buyer Hoekstra Price (GA)
Calvert Hulshof Pryce (OH)
Camp (MI) Hunter Putnam
Campbell (CA) Inglis (SC) Radanovich
Cannon Issa Ramstad
Cantor Johnson (IL) Regula
Capito Jones (NC) Rehberg
Castle Jordan Renzi
Chabot Kaptur Reynolds
Coble Keller Rogers (AL)
Cole (OK) King (IA) Rogers (KY)
Conaway King (NY) Rogers (MI)
Crenshaw Kingston Rohrabacher
Culberson Kirk Ros-Lehtinen
Davis (KY) Kline (MN) Roskam
Davis, David Knollenberg Ryan (WI)
Davis, Tom Kuhl (NY) Sali
Deal (GA) LaHood Saxton
Dent Lamborn Schmidt
Diaz-Balart, L. Latham Sensenbrenner
Diaz-Balart, M. LaTourette Sessions
Doolittle Lewis (CA) Shadegg
Drake Lewis (KY) Shays
Dreier Linder Shuster
Duncan LoBiondo Simpson
Ehlers Lucas Smith (NE)
Emerson Lungren, Daniel Smith (NJ)
English (PA) E. Smith (TX)
Everett Mack Souder
Fallin Manullo Stearns
Feehey Marchant Sullivan
 Ferguson McCarthy (CA) Terry
Flake McCaul (TX) Thornberry
Forbes McCotter Tiahrt
Fortenberry McCreery Tiberi
Fossella McHenry Turner
Foxy McHugh Upton
Franks (AZ) McKeon Walberg
Frelinghuysen McMorris Walden (OR)
Gallegly Rodgers Wamp
Garrett (NJ) Mica Weldon (FL)
Gerlach Miller (FL) Westmoreland
Gilchrist Miller (MI) Whitfield
Gingrey Miller, Gary Wicker
Gohmert Moran (KS) Wilson (NM)
Goode Murphy, Tim Wilson (SC)
Goodlatte Musgrave Wolf
Granger Neugebauer Young (FL)
Graves Nunes

NOT VOTING—27

- Boyd (FL) Hooley Reichert
Carson Jindal Royce
Carter Johnson, Sam Sanchez, Loretta
Cubin Jones (OH) Shimkus
Davis, Jo Ann Myrick Tancredo
Davis, Lincoln Pallone Walsh (NY)
Ellsworth Paul Watson
Hastert Pearce Weller
Holden Pickering Young (AK)

So the resolution was agreed to. A motion to reconsider the vote whereby said resolution was agreed to was, by unanimous consent, laid on the table.

¶115.10 MESSAGE FROM THE SENATE

A message from the Senate by Ms. Curtis, one of its clerks, announced that the Senate agrees to the report of the committee of conference on the disagreeing votes of the two Houses on the amendment of the Senate to the bill (H.R. 2669) "An Act to provide for reconciliation pursuant to section 601 of the concurrent resolution on the budget for fiscal year 2008."

¶115.11 COLLEGE COST REDUCTION

Mr. George MILLER of California, pursuant to House Resolution 637, called up the following conference report (Rept. No. 110-317):

The committee of conference on the disagreeing votes of the two Houses on the amendment to the Senate to the bill (H.R.

2669), to provide for reconciliation pursuant to section 601 of the concurrent resolution on the budget for fiscal year 2008, having met, after full and free conference, have agreed to recommend and do recommend to their respective Houses as follows:

That the House recede from its disagreement to the amendment of the Senate and agree to the same with an amendment as follows:

In lieu of the matter proposed to be inserted by the Senate amendment, insert the following:

SECTION 1. SHORT TITLE; REFERENCES.

(a) SHORT TITLE.—This Act may be cited as the "College Cost Reduction and Access Act".

(b) REFERENCES.—Except as otherwise expressly provided, whenever in this Act an amendment or repeal is expressed in terms of an amendment to, or repeal of, a section or other provision, the reference shall be considered to be made to a section or other provision of the Higher Education Act of 1965 (20 U.S.C. 1001 et seq.).

(c) EFFECTIVE DATE.—Except as otherwise expressly provided, the amendments made by this Act shall be effective on October 1, 2007.

TITLE I—GRANTS TO STUDENTS IN ATTENDANCE AT INSTITUTIONS OF HIGHER EDUCATION

SEC. 101. TUITION SENSITIVITY.

(a) AMENDMENT.—Section 401(b) (20 U.S.C. 1070a(b)) is amended—

(1) by striking paragraph (3); and (2) by redesignating paragraphs (4) through (9) as paragraphs (3) through (8), respectively.

(b) EFFECTIVE DATE.—The amendments made by subsection (a) shall be effective with respect to determinations of Federal Pell Grant amounts for award years beginning on or after July 1, 2007.

(c) AUTHORIZATION AND APPROPRIATION OF FUNDS.—There is authorized to be appropriated, and there is appropriated, out of any money in the Treasury not otherwise appropriated, for the Department of Education to carry out the amendment made by subsection (a), \$11,000,000 for fiscal year 2008.

SEC. 102. MANDATORY PELL GRANT INCREASES.

(a) EXTENSION OF AUTHORITY.—Section 401(a) (20 U.S.C. 1070a(a)) is amended by striking "fiscal year 2004" and inserting "fiscal year 2017".

(b) FUNDING FOR INCREASES.—Section 401(b) (20 U.S.C. 1070a(b)) is amended by adding at the end the following new paragraph:

"(9) ADDITIONAL FUNDS.—

"(A) IN GENERAL.—There are authorized to be appropriated, and there are appropriated, to carry out subparagraph (B) of this paragraph (in addition to any other amounts appropriated to carry out this section and out of any money in the Treasury not otherwise appropriated) the following amounts:

- "(i) \$2,030,000,000 for fiscal year 2008;
(ii) \$2,090,000,000 for fiscal year 2009;
(iii) \$3,030,000,000 for fiscal year 2010;
(iv) \$3,090,000,000 for fiscal year 2011;
(v) \$5,050,000,000 for fiscal year 2012;
(vi) \$105,000,000 for fiscal year 2013;
(vii) \$4,305,000,000 for fiscal year 2014;
(viii) \$4,400,000,000 for fiscal year 2015;
(ix) \$4,600,000,000 for fiscal year 2016; and
(x) \$4,900,000,000 for fiscal year 2017.

"(B) INCREASE IN FEDERAL PELL GRANTS.—The amounts made available pursuant to subparagraph (A) of this paragraph shall be used to increase the amount of the maximum Federal Pell Grant for which a student shall be eligible during an award year, as specified in the last enacted appropriation Act applicable to that award year, by—

- "(i) \$490 for each of the award years 2008–2009 and 2009–2010;
(ii) \$690 for each of the award years 2010–2011 and 2011–2012; and
(iii) \$1,090 for award year 2012–2013.

"(C) ELIGIBILITY.—The Secretary shall only award an increased amount of a Federal Pell



Grant under this section for any award year pursuant to the provisions of this paragraph to students who qualify for a Federal Pell Grant award under the maximum grant award enacted in the annual appropriation Act for such award year without regard to the provisions of this paragraph.

“(D) FORMULA OTHERWISE UNAFFECTED.—Except as provided in subparagraphs (B) and (C), nothing in this paragraph shall be construed to alter the requirements of this section, or authorize the imposition of additional requirements, for the determination and allocation of Federal Pell Grants under this section.

“(E) RATABLE INCREASES AND DECREASES.—The amounts specified in subparagraph (B) shall be ratably increased or decreased to the extent that funds available under subparagraph (A) exceed or are less than (respectively) the amount required to provide the amounts specified in subparagraph (B).

“(F) USE OF FISCAL YEAR FUNDS FOR AWARD YEARS.—The amounts made available by subparagraph (A) for any fiscal year shall be available and remain available for use under subparagraph (B) for the award year that begins in such fiscal year.”.

#### SEC. 103. UPWARD BOUND.

Section 402C is further amended by adding at the end the following new subsection:

“(f) ADDITIONAL FUNDS.—

“(1) AUTHORIZATION AND APPROPRIATION.—There are authorized to be appropriated, and there are appropriated to the Secretary, from funds not otherwise appropriated, \$57,000,000 for each of the fiscal years 2008 through 2011 to carry out paragraph (2), except that any amounts that remain unexpended for such purpose for each of such fiscal years may be available for technical assistance and administration costs for the Upward Bound program. The authority to award grants under this subsection shall expire at the end of fiscal year 2011.

“(2) USE OF FUNDS.—The amounts made available by paragraph (1) shall be available to provide assistance to all Upward Bound projects that did not receive assistance in fiscal year 2007 and that have a grant score above 70. Such assistance shall be made available in the form of 4-year grants.”.

#### SEC. 104. TEACH GRANTS.

Part A of title IV (20 U.S.C. 1070 et seq.) is amended by adding at the end the following new subpart:

“Subpart 9—TEACH Grants

##### “SEC. 420L. DEFINITIONS.

“For the purposes of this subpart:

“(1) ELIGIBLE INSTITUTION.—The term ‘eligible institution’ means an institution of higher education, as defined in section 102, that the Secretary determines—

“(A) provides high quality teacher preparation and professional development services, including extensive clinical experience as a part of pre-service preparation;

“(B) is financially sound;

“(C) provides pedagogical course work, or assistance in the provision of such coursework, including the monitoring of student performance, and formal instruction related to the theory and practices of teaching; and

“(D) provides supervision and support services to teachers, or assistance in the provision of such services, including mentoring focused on developing effective teaching skills and strategies.

“(2) POST-BACCALAUREATE.—The term ‘post-baccalaureate’ means a program of instruction for individuals who have completed a baccalaureate degree, that does not lead to a graduate degree, and that consists of courses required by a State in order for a teacher candidate to receive a professional certification or licensing credential that is required for employment as a teacher in an elementary school or secondary school in that State, except that such term shall not include any program of instruc-

tion offered by an eligible institution that offers a baccalaureate degree in education.

“(3) TEACHER CANDIDATE.—The term ‘teacher candidate’ means a student or teacher described in subparagraph (A) or (B) of section 420N(a)(2).

##### “SEC. 420M. PROGRAM ESTABLISHED.

“(a) PROGRAM AUTHORITY.—

“(1) PAYMENTS REQUIRED.—The Secretary shall pay to each eligible institution such sums as may be necessary to pay to each teacher candidate who files an application and agreement in accordance with section 420N, and who qualifies under paragraph (2) of section 420N(a), a TEACH Grant in the amount of \$4,000 for each academic year during which that teacher candidate is in attendance at the institution.

“(2) REFERENCES.—Grants made under paragraph (1) shall be known as ‘Teacher Education Assistance for College and Higher Education Grants’ or ‘TEACH Grants’.

“(b) PAYMENT METHODOLOGY.—

“(1) PREPAYMENT.—Not less than 85 percent of any funds provided to an eligible institution under subsection (a) shall be advanced to the eligible institution prior to the start of each payment period and shall be based upon an amount requested by the institution as needed to pay teacher candidates until such time as the Secretary determines and publishes in the Federal Register with an opportunity for comment, an alternative payment system that provides payments to institutions in an accurate and timely manner, except that this sentence shall not be construed to limit the authority of the Secretary to place an institution on a reimbursement system of payment.

“(2) DIRECT PAYMENT.—Nothing in this section shall be interpreted to prohibit the Secretary from paying directly to teacher candidates, in advance of the beginning of the academic term, an amount for which teacher candidates are eligible, in cases where the eligible institution elects not to participate in the disbursement system required by paragraph (1).

“(3) DISTRIBUTION OF GRANTS TO TEACHER CANDIDATES.—Payments under this subpart shall be made, in accordance with regulations promulgated by the Secretary for such purpose, in such manner as will best accomplish the purposes of this subpart. Any disbursement allowed to be made by crediting the teacher candidate’s account shall be limited to tuition and fees and, in the case of institutionally-owned housing, room and board. The teacher candidate may elect to have the institution provide other such goods and services by crediting the teacher candidate’s account.

“(c) REDUCTIONS IN AMOUNT.—

“(1) PART-TIME STUDENTS.—In any case where a teacher candidate attends an eligible institution on less than a full-time basis (including a teacher candidate who attends an eligible institution on less than a half-time basis) during any academic year, the amount of a grant under this subpart for which that teacher candidate is eligible shall be reduced in proportion to the degree to which that teacher candidate is not attending on a full-time basis, in accordance with a schedule of reductions established by the Secretary for the purposes of this subpart, computed in accordance with this subpart. Such schedule of reductions shall be established by regulation and published in the Federal Register in accordance with section 482 of this Act.

“(2) NO EXCEEDING COST.—The amount of a grant awarded under this subpart, in combination with Federal assistance and other student assistance, shall not exceed the cost of attendance (as defined in section 472) at the eligible institution at which that teacher candidate is in attendance. If, with respect to any teacher candidate for any academic year, it is determined that the amount of a TEACH Grant exceeds the cost of attendance for that year, the amount of the TEACH Grant shall be reduced until such grant does not exceed the cost of attendance at the eligible institution.

“(d) PERIOD OF ELIGIBILITY FOR GRANTS.—

“(1) UNDERGRADUATE AND POST-BACCALAUREATE STUDENTS.—The period during which an undergraduate or post-baccalaureate student may receive grants under this subpart shall be the period required for the completion of the first undergraduate baccalaureate or post-baccalaureate course of study being pursued by the teacher candidate at the eligible institution at which the teacher candidate is in attendance, except that—

“(A) any period during which the teacher candidate is enrolled in a noncredit or remedial course of study as described in paragraph (3) shall not be counted for the purpose of this paragraph; and

“(B) the total amount that a teacher candidate may receive under this subpart for undergraduate or post-baccalaureate study shall not exceed \$16,000.

“(2) GRADUATE STUDENTS.—The period during which a graduate student may receive grants under this subpart shall be the period required for the completion of a master’s degree course of study pursued by the teacher candidate at the eligible institution at which the teacher candidate is in attendance, except that the total amount that a teacher candidate may receive under this subpart for graduate study shall not exceed \$8,000.

“(3) REMEDIAL COURSE; STUDY ABROAD.—Nothing in this section shall be construed to exclude from eligibility courses of study which are noncredit or remedial in nature (including courses in English language acquisition) which are determined by the eligible institution to be necessary to help the teacher candidate be prepared for the pursuit of a first undergraduate baccalaureate or post-baccalaureate degree or certificate or, in the case of courses in English language instruction, to be necessary to enable the teacher candidate to utilize already existing knowledge, training, or skills. Nothing in this section shall be construed to exclude from eligibility programs of study abroad that are approved for credit by the home institution at which the teacher candidate is enrolled.

##### “SEC. 420N. APPLICATIONS; ELIGIBILITY.

“(a) APPLICATIONS; DEMONSTRATION OF ELIGIBILITY.—

“(1) FILING REQUIRED.—The Secretary shall periodically set dates by which teacher candidates shall file applications for grants under this subpart. Each teacher candidate desiring a grant under this subpart for any year shall file an application containing such information and assurances as the Secretary may determine necessary to enable the Secretary to carry out the functions and responsibilities of this subpart.

“(2) DEMONSTRATION OF TEACH GRANT ELIGIBILITY.—Each application submitted under paragraph (1) shall contain such information as is necessary to demonstrate that—

“(A) if the applicant is an enrolled student—

“(i) the student is an eligible student for purposes of section 484;

“(ii) the student—

“(I) has a grade point average that is determined, under standards prescribed by the Secretary, to be comparable to a 3.25 average on a zero to 4.0 scale, except that, if the student is in the first year of a program of undergraduate education, such grade point average shall be determined on the basis of the student’s cumulative secondary school grade point average; or

“(II) displayed high academic aptitude by receiving a score above the 75th percentile on at least one of the batteries in an undergraduate, post-baccalaureate, or graduate school admissions test; and

“(iii) the student is completing coursework and other requirements necessary to begin a career in teaching, or plans to complete such coursework and requirements prior to graduating; or

“(B) if the applicant is a current or prospective teacher applying for a grant to obtain a graduate degree—

“(i) the applicant is a teacher or a retiree from another occupation with expertise in a field in which there is a shortage of teachers, such as mathematics, science, special education, English language acquisition, or another high-need subject; or

“(ii) the applicant is or was a teacher who is using high-quality alternative certification routes, such as Teach for America, to get certified.

“(b) AGREEMENTS TO SERVE.—Each application under subsection (a) shall contain or be accompanied by an agreement by the applicant that—

“(1) the applicant will—

“(A) serve as a full-time teacher for a total of not less than 4 academic years within 8 years after completing the course of study for which the applicant received a TEACH Grant under this subpart;

“(B) teach in a school described in section 465(a)(2)(A);

“(C) teach in any of the following fields:

“(i) mathematics;

“(ii) science;

“(iii) a foreign language;

“(iv) bilingual education;

“(v) special education;

“(vi) as a reading specialist; or

“(vii) another field documented as high-need by the Federal Government, State government, or local educational agency, and approved by the Secretary;

“(D) submit evidence of such employment in the form of a certification by the chief administrative officer of the school upon completion of each year of such service; and

“(E) comply with the requirements for being a highly qualified teacher as defined in section 9101 of the Elementary and Secondary Education Act of 1965; and

“(2) in the event that the applicant is determined to have failed or refused to carry out such service obligation, the sum of the amounts of any TEACH Grants received by such applicant will be treated as a loan and collected from the applicant in accordance with subsection (c) and the regulations thereunder.

“(c) REPAYMENT FOR FAILURE TO COMPLETE SERVICE.—In the event that any recipient of a grant under this subpart fails or refuses to comply with the service obligation in the agreement under subsection (b), the sum of the amounts of any TEACH Grants received by such recipient shall, upon a determination of such a failure or refusal in such service obligation, be treated as a Federal Direct Unsubsidized Stafford Loan under part D of title IV, and shall be subject to repayment, together with interest thereon accruing from the date of the grant award, in accordance with terms and conditions specified by the Secretary in regulations under this subpart.

**“SEC. 4200. PROGRAM PERIOD AND FUNDING.**

“Beginning on July 1, 2008, there shall be available to the Secretary to carry out this subpart, from funds not otherwise appropriated, such sums as may be necessary to provide TEACH Grants in accordance with this subpart to each eligible applicant.”

**TITLE II—STUDENT LOAN BENEFITS, TERMS, AND CONDITIONS**

**SEC. 201. INTEREST RATE REDUCTIONS.**

(a) FFEL INTEREST RATES.—

(1) Section 427A(l) (20 U.S.C. 1077a(l)) is amended by adding at the end the following new paragraph:

“(4) REDUCED RATES FOR UNDERGRADUATE SUBSIDIZED LOANS.—Notwithstanding subsection (h) and paragraph (1) of this subsection, with respect to any loan to an undergraduate student made, insured, or guaranteed under this part (other than a loan made pursuant to section 428B, 428C, or 428H) for which the first disbursement is made on or after July 1, 2006, and before July 1, 2012, the applicable rate of interest shall be as follows:

“(A) For a loan for which the first disbursement is made on or after July 1, 2006, and before

July 1, 2008, 6.8 percent on the unpaid principal balance of the loan.

“(B) For a loan for which the first disbursement is made on or after July 1, 2008, and before July 1, 2009, 6.0 percent on the unpaid principal balance of the loan.

“(C) For a loan for which the first disbursement is made on or after July 1, 2009, and before July 1, 2010, 5.6 percent on the unpaid principal balance of the loan.

“(D) For a loan for which the first disbursement is made on or after July 1, 2010, and before July 1, 2011, 4.5 percent on the unpaid principal balance of the loan.

“(E) For a loan for which the first disbursement is made on or after July 1, 2011, and before July 1, 2012, 3.4 percent on the unpaid principal balance of the loan.”

(2) SPECIAL ALLOWANCE CROSS REFERENCE.—Section 438(b)(2)(I)(ii)(II) (20 U.S.C. 1087-1(b)(2)(I)(ii)(II)) is amended by striking “section 427A(l)(1)” and inserting “section 427A(l)(1) or (l)(4)”.

(b) DIRECT LOAN INTEREST RATES.—Section 455(b)(7) (20 U.S.C. 1087e(b)(7)) is amended by adding at the end the following new subparagraph:

“(D) REDUCED RATES FOR UNDERGRADUATE FDSL.—Notwithstanding the preceding paragraphs of this subsection and subparagraph (A) of this paragraph, for Federal Direct Stafford Loans made to undergraduate students for which the first disbursement is made on or after July 1, 2006, and before July 1, 2012, the applicable rate of interest shall be as follows:

“(i) For a loan for which the first disbursement is made on or after July 1, 2006, and before July 1, 2008, 6.8 percent on the unpaid principal balance of the loan.

“(ii) For a loan for which the first disbursement is made on or after July 1, 2008, and before July 1, 2009, 6.0 percent on the unpaid principal balance of the loan.

“(iii) For a loan for which the first disbursement is made on or after July 1, 2009, and before July 1, 2010, 5.6 percent on the unpaid principal balance of the loan.

“(iv) For a loan for which the first disbursement is made on or after July 1, 2010, and before July 1, 2011, 4.5 percent on the unpaid principal balance of the loan.

“(v) For a loan for which the first disbursement is made on or after July 1, 2011, and before July 1, 2012, 3.4 percent on the unpaid principal balance of the loan.”

**SEC. 202. STUDENT LOAN DEFERMENT FOR CERTAIN MEMBERS OF THE ARMED FORCES.**

(a) FEDERAL FAMILY EDUCATION LOANS.—Section 428(b)(1)(M)(iii) (20 U.S.C. 1078(b)(1)(M)(iii)) is amended—

(1) in the matter preceding subclause (I), by striking “not in excess of 3 years”;

(2) in subclause (II), by striking “; or” and inserting a comma; and

(3) by adding at the end the following:

“and for the 180-day period following the demobilization date for the service described in subclause (I) or (II); or”.

(b) DIRECT LOANS.—Section 455(f)(2)(C) (20 U.S.C. 1087e(f)(2)(C)) is amended—

(1) in the matter preceding clause (i), by striking “not in excess of 3 years”;

(2) in clause (ii), by striking “; or” and inserting a comma; and

(3) by adding at the end the following:

“and for the 180-day period following the demobilization date for the service described in clause (i) or (ii); or”.

(c) PERKINS LOANS.—Section 464(c)(2)(A)(iii) (20 U.S.C. 1087dd(c)(2)(A)(iii)) is amended—

(1) in the matter preceding subclause (I), by striking “not in excess of 3 years”;

(2) in subclause (II), by striking the semicolon and inserting a comma; and

(3) by adding at the end the following:

“and for the 180-day period following the demobilization date for the service described in subclause (I) or (II);”.

(d) APPLICABILITY.—Section 8007(f) of the Higher Education Reconciliation Act of 2005 (20 U.S.C. 1078 note) is amended by striking “loans for which” and all that follows through the period at the end and inserting “all loans under title IV of the Higher Education Act of 1965.”.

**SEC. 203. INCOME-BASED REPAYMENT.**

(a) AMENDMENT.—Part G of title IV (20 U.S.C. 1088 et seq.) is amended by adding at the end the following:

**“SEC. 493C. INCOME-BASED REPAYMENT.**

“(a) DEFINITIONS.—In this section:

“(1) EXCEPTED PLUS LOAN.—The term ‘excepted PLUS loan’ means a loan under section 428B, or a Federal Direct PLUS Loan, that is made, insured, or guaranteed on behalf of a dependent student.

“(2) EXCEPTED CONSOLIDATION LOAN.—The term ‘excepted consolidation loan’ means a consolidation loan under section 428C, or a Federal Direct Consolidation Loan, if the proceeds of such loan were used to the discharge the liability on an excepted PLUS loan.

“(3) PARTIAL FINANCIAL HARDSHIP.—The term ‘partial financial hardship’, when used with respect to a borrower, means that for such borrower—

“(A) the annual amount due on the total amount of loans made, insured, or guaranteed under part B or D (other than an excepted PLUS loan or excepted consolidation loan) to a borrower as calculated under the standard repayment plan under section 428(b)(9)(A)(i) or 455(d)(1)(A), based on a 10-year repayment period; exceeds

“(B) 15 percent of the result obtained by calculating, on at least an annual basis, the amount by which—

“(i) the borrower’s, and the borrower’s spouse’s (if applicable), adjusted gross income; exceeds

“(ii) 150 percent of the poverty line applicable to the borrower’s family size as determined under section 673(2) of the Community Services Block Grant Act (42 U.S.C. 9902(2)).

“(b) INCOME-BASED REPAYMENT PROGRAM AUTHORIZED.—Notwithstanding any other provision of this Act, the Secretary shall carry out a program under which—

“(1) a borrower of any loan made, insured, or guaranteed under part B or D (other than an excepted PLUS loan or excepted consolidation loan) who has a partial financial hardship (whether or not the borrower’s loan has been submitted to a guaranty agency for default aversion or is already in default) may elect, during any period the borrower has the partial financial hardship, to have the borrower’s aggregate monthly payment for all such loans not exceed the result described in subsection (a)(3)(B) divided by 12;

“(2) the holder of such a loan shall apply the borrower’s monthly payment under this subsection first toward interest due on the loan, next toward any fees due on the loan, and then toward the principal of the loan;

“(3) any interest due and not paid under paragraph (2)—

“(A) shall, on subsidized loans, be paid by the Secretary for a period of not more than 3 years after the date of the borrower’s election under paragraph (1), except that such period shall not include any period during which the borrower is in deferment due to an economic hardship described in section 435(o); and

“(B) be capitalized—

“(i) in the case of a subsidized loan, subject to subparagraph (A), at the time the borrower—

“(I) ends the election to make income-based repayment under this subsection; or

“(II) begins making payments of not less than the amount specified in paragraph (6)(A); or

“(ii) in the case of an unsubsidized loan, at the time the borrower—

“(I) ends the election to make income-based repayment under this subsection; or

“(II) begins making payments of not less than the amount specified in paragraph (6)(A);

“(4) any principal due and not paid under paragraph (2) shall be deferred;

“(5) the amount of time the borrower makes monthly payments under paragraph (1) may exceed 10 years;

“(6) if the borrower no longer has a partial financial hardship or no longer wishes to continue the election under this subsection, then—

“(A) the maximum monthly payment required to be paid for all loans made to the borrower under part B or D (other than an excepted PLUS loan or excepted consolidation loan) shall not exceed the monthly amount calculated under section 428(b)(9)(A)(i) or 455(d)(1)(A), based on a 10-year repayment period, when the borrower first made the election described in this subsection; and

“(B) the amount of time the borrower is permitted to repay such loans may exceed 10 years;

“(7) the Secretary shall repay or cancel any outstanding balance of principal and interest due on all loans made under part B or D (other than a loan under section 428B or a Federal Direct PLUS Loan) to a borrower who—

“(A) at any time, elected to participate in income-based repayment under paragraph (1); and

“(B) for a period of time prescribed by the Secretary, not to exceed 25 years, meets 1 or more of the following requirements:

“(i) has made reduced monthly payments under paragraph (1) or paragraph (6);

“(ii) has made monthly payments of not less than the monthly amount calculated under section 428(b)(9)(A)(i) or 455(d)(1)(A), based on a 10-year repayment period, when the borrower first made the election described in this subsection;

“(iii) has made payments of not less than the payments required under a standard repayment plan under section 428(b)(9)(A)(i) or 455(d)(1)(A) with a repayment period of 10 years;

“(iv) has made payments under an income-contingent repayment plan under section 455(d)(1)(D);

“(v) has been in deferment due to an economic hardship described in section 435(o);

“(8) a borrower who is repaying a loan made under part B or D pursuant to income-based repayment may elect, at any time, to terminate repayment pursuant to income-based repayment and repay such loan under the standard repayment plan; and

“(9) the special allowance payment to a lender calculated under section 438(b)(2)(I), when calculated for a loan in repayment under this section, shall be calculated on the principal balance of the loan and on any accrued interest unpaid by the borrower in accordance with this section.

“(c) **ELIGIBILITY DETERMINATIONS.**—The Secretary shall establish procedures for annually determining the borrower’s eligibility for income-based repayment, including verification of a borrower’s annual income and the annual amount due on the total amount of loans made, insured, or guaranteed under part B or D (other than an excepted PLUS loan or excepted consolidation loan), and such other procedures as are necessary to effectively implement income-based repayment under this section. The Secretary shall consider, but is not limited to, the procedures established in accordance with section 455(e)(1) or in connection with income sensitive repayment schedules under section 428(b)(9)(A)(iii) or 428C(b)(1)(E).”

(b) **CONFORMING AMENDMENTS.**—

(1) Section 428C (20 U.S.C. 1078-3) is amended—

(A) in subsection (a)(3)(B)(i), by amending subclause (V) to read as follows:

“(V) an individual may obtain a subsequent consolidation loan under section 455(g) only—

“(aa) for the purposes of obtaining an income contingent repayment plan, and only if the loan has been submitted to the guaranty agency for default aversion; or

“(bb) for the purposes of using the public service loan forgiveness program under section 455(m).”;

(B) in the first sentence of subsection (b)(5), by inserting “or chooses to obtain a consolidation loan for the purposes of using the public service loan forgiveness program offered under section 455(m),” after “from such a lender,”; and

(C) in the second sentence of such subsection, by inserting before the period the following: “, except that if a borrower intends to be eligible to use the public service loan forgiveness program under section 455(m), such loan shall be repaid using one of the repayment options described in section 455(m)(1)(A).”

(2) Section 428C (20 U.S.C. 1078-3) (as amended by paragraph (1) of this subsection) is amended—

(A) in subsection (a)(3)(B)(i)(V)(aa)—

(i) by striking “an income contingent repayment plan,” and inserting “income contingent repayment or income-based repayment,”; and

(ii) by inserting “or if the loan is already in default” before the semicolon;

(B) in the first sentence of subsection (b)(5), by inserting “or income-based repayment terms” after “income-sensitive repayment terms”; and

(C) in the second sentence of such subsection, by inserting “, pursuant to income-based repayment under section 493C,” after “part D of this title”.

(3) Section 455(d)(1)(D) (20 U.S.C. 1087e(d)(1)(D)) is amended by inserting “made on behalf of a dependent student” after “PLUS loan”.

(c) **EFFECTIVE DATE.**—

(1) **IN GENERAL.**—Except as provided in paragraph (2), the amendments made by this section shall be effective on July 1, 2009.

(2) **EXCEPTION.**—The amendments made by subsection (b)(1) shall be effective on July 1, 2008.

**SEC. 204. DEFERRAL OF LOAN REPAYMENT FOLLOWING ACTIVE DUTY.**

Part G of title IV is further amended by adding after section 493C (as added by section 203 of this Act) the following new section:

“**SEC. 493D. DEFERRAL OF LOAN REPAYMENT FOLLOWING ACTIVE DUTY.**

“(a) **DEFERRAL OF LOAN REPAYMENT FOLLOWING ACTIVE DUTY.**—In addition to any deferral of repayment of a loan made under this title pursuant to section 428(b)(1)(M)(iii), 455(f)(2)(C), or 464(c)(2)(A)(iii), a borrower of a loan under this title who is a member of the National Guard or other reserve component of the Armed Forces of the United States, or a member of such Armed Forces in a retired status, is called or ordered to active duty, and is enrolled, or was enrolled within six months prior to the activation, in a program of instruction at an eligible institution, shall be eligible for a deferment during the 13 months following the conclusion of such service, except that a deferment under this subsection shall expire upon the borrower’s return to enrolled student status.

“(b) **ACTIVE DUTY.**—Notwithstanding section 481(d), in this section, the term ‘active duty’ has the meaning given such term in section 101(d)(1) of title 10, United States Code, except that such term—

“(1) does not include active duty for training or attendance at a service school; but

“(2) includes, in the case of members of the National Guard, active State duty.”

**SEC. 205. MAXIMUM REPAYMENT PERIOD.**

Section 455(e) (20 U.S.C. 1087e(e)) is amended by adding at the end the following:

“(7) **MAXIMUM REPAYMENT PERIOD.**—In calculating the extended period of time for which an income contingent repayment plan under this subsection may be in effect for a borrower, the Secretary shall include all time periods during which a borrower of loans under part B, part D, or part E—

“(A) is not in default on any loan that is included in the income contingent repayment plan; and

“(B) is in deferment due to an economic hardship described in section 435(o);

“(ii) makes monthly payments under paragraph (1) or (6) of section 493C(b);

“(iii) makes monthly payments of not less than the monthly amount calculated under section 428(b)(9)(A)(i) or subsection (d)(1)(A), based on a 10-year repayment period, when the borrower first made the election described in section 493C(b)(1);

“(iv) makes payments of not less than the payments required under a standard repayment plan under section 428(b)(9)(A)(i) or subsection (d)(1)(A) with a repayment period of 10 years; or

“(v) makes payments under an income contingent repayment plan under subsection (d)(1)(D).”

**TITLE III—FEDERAL FAMILY EDUCATION LOAN PROGRAM**

**SEC. 301. GUARANTY AGENCY COLLECTION RE-TENTION.**

Clause (ii) of section 428(c)(6)(A) (20 U.S.C. 1078(c)(6)(A)(ii)) is amended to read as follows:

“(ii) an amount equal to 24 percent of such payments for use in accordance with section 422B, except that—

“(I) beginning October 1, 2003 and ending September 30, 2007, this clause shall be applied by substituting ‘23 percent’ for ‘24 percent’; and

“(II) beginning October 1, 2007, this clause shall be applied by substituting ‘16 percent’ for ‘24 percent’.”

**SEC. 302. ELIMINATION OF EXCEPTIONAL PERFORMER STATUS FOR LENDERS.**

(a) **ELIMINATION OF STATUS.**—Part B of title IV (20 U.S.C. 1071 et seq.) is amended by striking section 428I (20 U.S.C. 1078-9).

(b) **CONFORMING AMENDMENTS.**—Part B of title IV is further amended—

(1) in section 428(c)(1) (20 U.S.C. 1078(c)(1))—

(A) by striking subparagraph (D); and

(B) by redesignating subparagraphs (E) through (H) as subparagraphs (D) through (G), respectively; and

(2) in section 438(b)(5) (20 U.S.C. 1087-1(b)(5)), by striking the matter following subparagraph (B).

(c) **EFFECTIVE DATE.**—The amendments made by subsections (a) and (b) shall be effective on October 1, 2007, except that section 428I of the Higher Education Act of 1965 (as in effect on the day before the date of enactment of this Act) shall apply to eligible lenders that received a designation under subsection (a) of such section prior to October 1, 2007, for the remainder of the year for which the designation was made.

**SEC. 303. REDUCTION OF LENDER INSURANCE PERCENTAGE.**

(a) **AMENDMENT.**—Subparagraph (G) of section 428(b)(1) (20 U.S.C. 1078(b)(1)(G)) is amended to read as follows:

“(G) insures 95 percent of the unpaid principal of loans insured under the program, except that—

“(i) such program shall insure 100 percent of the unpaid principal of loans made with funds advanced pursuant to section 428(j) or 439(q); and

“(ii) notwithstanding the preceding provisions of this subparagraph, such program shall insure 100 percent of the unpaid principal amount of exempt claims as defined in subsection (c)(1)(G).”

(b) **EFFECTIVE DATE.**—The amendment made by subsection (a) shall be effective on October 1, 2012, and shall apply with respect to loans made on or after such date.

**SEC. 304. DEFINITIONS.**

Section 435 (20 U.S.C. 1085) is amended—

(1) in subsection (o)(1)—

(A) in subparagraph (A)(ii)—

(i) by striking “100 percent of the poverty line for a family of 2” and inserting “150 percent of the poverty line applicable to the borrower’s family size”; and

(ii) by inserting “or” after the semicolon;

(B) by striking subparagraph (B); and

(C) by redesignating subparagraph (C) as subparagraph (B);

(2) in subsection (o)(2), by striking “(1)(C)” and inserting “(1)(B)”; and

(3) by adding at the end the following:

“(p) ELIGIBLE NOT-FOR-PROFIT HOLDER.—

“(1) DEFINITION.—Subject to the limitations in paragraph (2) and the prohibition in paragraph (3), the term ‘eligible not-for-profit holder’ means an eligible lender under subsection (d) (except for an eligible lender described in subsection (d)(1)(E)) that requests a special allowance payment under section 438(b)(2)(I)(vi)(II) or a payment under section 771 and that is—

“(A) a State, or a political subdivision, authority, agency, or other instrumentality thereof, including such entities that are eligible to issue bonds described in section 1.103-1 of title 26, Code of Federal Regulations, or section 144(b) of the Internal Revenue Code of 1986;

“(B) an entity described in section 150(d)(2) of such Code that has not made the election described in section 150(d)(3) of such Code;

“(C) an entity described in section 501(c)(3) of such Code; or

“(D) a trustee acting as an eligible lender on behalf of a State, political subdivision, authority, agency, instrumentality, or other entity described in subparagraph (A), (B), or (C).

“(2) LIMITATIONS.—

“(A) EXISTING ON DATE OF ENACTMENT.—

“(i) IN GENERAL.—An eligible lender shall not be an eligible not-for-profit holder under this Act unless such lender—

“(I) was a State, political subdivision, authority, agency, instrumentality, or other entity described in paragraph (1)(A), (B), or (C) that was, on the date of the enactment of the College Cost Reduction and Access Act, acting as an eligible lender under subsection (d) (other than an eligible lender described in subsection (d)(1)(E)); or

“(II) is a trustee acting as an eligible lender under this Act on behalf of such a State, political subdivision, authority, agency, instrumentality, or other entity described in subclause (I) of this clause.

“(ii) EXCEPTION.—Notwithstanding clause (i), a State may elect, in accordance with regulations of the Secretary, to waive the requirements this subparagraph for a new not-for-profit holder determined by the State to be necessary to carry out a public purpose of such State, except that a State may not make such election with respect to the requirements of clause (i)(II).

“(B) NO FOR-PROFIT OWNERSHIP OR CONTROL.—No political subdivision, authority, agency, instrumentality, or other entity described in paragraph (1)(A), (B), or (C) shall be an eligible not-for-profit holder under this Act if such entity is owned or controlled, in whole or in part, by a for-profit entity.

“(C) SOLE OWNERSHIP OF LOANS AND INCOME.—No State, political subdivision, authority, agency, instrumentality, or other entity described in paragraph (1)(A), (B), or (C) shall be an eligible not-for-profit holder under this Act with respect to any loan, or income from any loan, unless the State, political subdivision, authority, agency, instrumentality, or other entity described in paragraph (1)(A), (B), or (C) is the sole owner of the beneficial interest in such loan and the income from such loan.

“(D) TRUSTEE COMPENSATION LIMITATIONS.—A trustee described in paragraph (1)(D) shall not receive compensation as consideration for acting as an eligible lender on behalf of an entity described in described in paragraph (1)(A), (B), or (C) in excess of reasonable and customary fees.

“(E) RULE OF CONSTRUCTION.—For purposes of subparagraphs (B), (C), and (D) of this paragraph, a State, political subdivision, authority, agency, instrumentality, or other entity described in paragraph (1)(A), (B), or (C) shall not—

“(i) be deemed to be owned or controlled, in whole or in part, by a for-profit entity, or

“(ii) lose its status as the sole owner of a beneficial interest in a loan and the income from a loan by that political subdivision, authority, agency, instrumentality, or other entity, by granting a security interest in, or otherwise pledging as collateral, such loan, or the income

from such loan, to secure a debt obligation in the operation of an arrangement described in paragraph (1)(D).

“(3) PROHIBITION.—In the case of a loan for which the special allowance payment is calculated under section 438(b)(2)(I)(vi)(II) and that is sold by the eligible not-for-profit holder holding the loan to an entity that is not an eligible not-for-profit holder under this Act, the special allowance payment for such loan shall, beginning on the date of the sale, no longer be calculated under section 438(b)(2)(I)(vi)(II) and shall be calculated under section 438(b)(2)(I)(vi)(I) instead.

“(4) REGULATIONS.—Not later than 1 year after the date of enactment of the College Cost Reduction and Access Act, the Secretary shall promulgate regulations in accordance with the provisions of this subsection.”.

#### SEC. 305. SPECIAL ALLOWANCES.

(a) REDUCTION OF LENDER SPECIAL ALLOWANCE PAYMENTS.—Section 438(b)(2)(I) (20 U.S.C. 1087-1(b)(2)(I)) is amended—

(1) in clause (i), by striking “clauses (ii), (iii), and (iv)” and inserting “the following clauses”;

(2) in clause (v)(III), by striking “clauses (ii), (iii), and (iv)” and inserting “clauses (ii), (iii), (iv), and (vi)”;

(3) by adding at the end the following:

“(vi) REDUCTION FOR LOANS DISBURSED ON OR AFTER OCTOBER 1, 2007.—With respect to a loan on which the applicable interest rate is determined under section 427A(l) and for which the first disbursement of principal is made on or after October 1, 2007, the special allowance payment computed pursuant to this subparagraph shall be computed—

“(I) for loans held by an eligible lender not described in subclause (II)—

“(aa) by substituting ‘1.79 percent’ for ‘2.34 percent’ each place the term appears in this subparagraph;

“(bb) by substituting ‘1.19 percent’ for ‘1.74 percent’ in clause (ii);

“(cc) by substituting ‘1.79 percent’ for ‘2.64 percent’ in clause (iii); and

“(dd) by substituting ‘2.09 percent’ for ‘2.64 percent’ in clause (iv); and

“(II) for loans held by an eligible not-for-profit holder—

“(aa) by substituting ‘1.94 percent’ for ‘2.34 percent’ each place the term appears in this subparagraph;

“(bb) by substituting ‘1.34 percent’ for ‘1.74 percent’ in clause (ii);

“(cc) by substituting ‘1.94 percent’ for ‘2.64 percent’ in clause (iii); and

“(dd) by substituting ‘2.24 percent’ for ‘2.64 percent’ in clause (iv).”.

(b) INCREASED LOAN FEES FROM LENDERS.—Paragraph (2) of section 438(d) (20 U.S.C. 1087-1(d)(2)) is amended to read as follows:

“(2) AMOUNT OF LOAN FEES.—The amount of the loan fee which shall be deducted under paragraph (1), but which may not be collected from the borrower, shall be equal to—

“(A) except as provided in subparagraph (B), 0.50 percent of the principal amount of the loan with respect to any loan under this part for which the first disbursement was made on or after October 1, 1993; and

“(B) 1.0 percent of the principal amount of the loan with respect to any loan under this part for which the first disbursement was made on or after October 1, 2007.”.

#### SEC. 306. ACCOUNT MAINTENANCE FEES.

Section 458(b) (20 U.S.C. 1087h(b)) is amended by striking “0.10 percent” and inserting “0.06 percent”.

#### TITLE IV—LOAN FORGIVENESS

##### SEC. 401. LOAN FORGIVENESS FOR PUBLIC SERVICE EMPLOYEES.

Section 455 (20 U.S.C. 1087e) is further amended by adding at the end the following:

“(m) REPAYMENT PLAN FOR PUBLIC SERVICE EMPLOYEES.—

“(1) IN GENERAL.—The Secretary shall cancel the balance of interest and principal due, in ac-

cordance with paragraph (2), on any eligible Federal Direct Loan not in default for a borrower who—

“(A) has made 120 monthly payments on the eligible Federal Direct Loan after October 1, 2007, pursuant to any one or a combination of the following:

“(i) payments under an income-based repayment plan under section 493C;

“(ii) payments under a standard repayment plan under subsection (d)(1)(A), based on a 10-year repayment period;

“(iii) monthly payments under a repayment plan under subsection (d)(1) or (g) of not less than the monthly amount calculated under subsection (d)(1)(A), based on a 10-year repayment period;

“(iv) payments under an income contingent repayment plan under subsection (d)(1)(D); and

“(B)(i) is employed in a public service job at the time of such forgiveness; and

“(ii) has been employed in a public service job during the period in which the borrower makes each of the 120 payments described in subparagraph (A).

“(2) LOAN CANCELLATION AMOUNT.—After the conclusion of the employment period described in paragraph (1), the Secretary shall cancel the obligation to repay the balance of principal and interest due as of the time of such cancellation, on the eligible Federal Direct Loans made to the borrower under this part.

“(3) DEFINITIONS.—In this subsection:

“(A) ELIGIBLE FEDERAL DIRECT LOAN.—The term ‘eligible Federal Direct Loan’ means a Federal Direct Stafford Loan, Federal Direct PLUS Loan, or Federal Direct Unsubsidized Stafford Loan, or a Federal Direct Consolidation Loan.

“(B) PUBLIC SERVICE JOB.—The term ‘public service job’ means—

“(i) a full-time job in emergency management, government, military service, public safety, law enforcement, public health, public education (including early childhood education), social work in a public child or family service agency, public interest law services (including prosecution or public defense or legal advocacy in low-income communities at a nonprofit organization), public child care, public service for individuals with disabilities, public service for the elderly, public library sciences, school-based library sciences and other school-based services, or at an organization that is described in section 501(c)(3) of the Internal Revenue Code of 1986 and exempt from taxation under section 501(a) of such Code; or

“(ii) teaching as a full-time faculty member at a Tribal College or University as defined in section 316(b), and other faculty teaching in high-needs areas, as determined by the Secretary.”.

#### TITLE V—FEDERAL PERKINS LOANS

##### SEC. 501. DISTRIBUTION OF LATE COLLECTIONS.

Section 466(b) (20 U.S.C. 1087ff(b)) is amended by striking “March 31, 2012” and inserting “October 1, 2012”.

#### TITLE VI—NEED ANALYSIS

##### SEC. 601. SUPPORT FOR WORKING STUDENTS.

(a) DEPENDENT STUDENTS.—Subparagraph (D) of section 475(g)(2) (20 U.S.C. 1087oo(g)(2)(D)) is amended to read as follows:

“(D) an income protection allowance of the following amount (or a successor amount prescribed by the Secretary under section 478):

“(i) for academic year 2009–2010, \$3,750;

“(ii) for academic year 2010–2011, \$4,500;

“(iii) for academic year 2011–2012, \$5,250; and

“(iv) for academic year 2012–2013, \$6,000;”.

(b) INDEPENDENT STUDENTS WITHOUT DEPENDENTS OTHER THAN A SPOUSE.—Clause (iv) of section 476(b)(1)(A) (20 U.S.C. 1087pp(b)(1)(A)) is amended to read as follows:

“(iv) an income protection allowance of the following amount (or a successor amount prescribed by the Secretary under section 478):

“(I) for single or separated students, or married students where both are enrolled pursuant to subsection (a)(2)—

“(aa) for academic year 2009–2010, \$7,000;  
 “(bb) for academic year 2010–2011, \$7,780;  
 “(cc) for academic year 2011–2012, \$8,550; and  
 “(dd) for academic year 2012–2013, \$9,330; and  
 “(II) for married students where 1 is enrolled pursuant to subsection (a)(2)—  
 “(aa) for academic year 2009–2010, \$11,220;  
 “(bb) for academic year 2010–2011, \$12,460;

“(cc) for academic year 2011–2012, \$13,710; and  
 “(dd) for academic year 2012–2013, \$14,960;”  
 (c) INDEPENDENT STUDENTS WITH DEPENDENTS OTHER THAN A SPOUSE.—Paragraph (4) of section 477(b) (20 U.S.C. 1087qq(b)) is amended to read as follows:  
 “(4) INCOME PROTECTION ALLOWANCE.—The income protection allowance is determined by

the tables described in subparagraphs (A) through (D) (or a successor table prescribed by the Secretary under section 478).

“(A) ACADEMIC YEAR 2009–2010.—For academic year 2009–2010, the income protection allowance is determined by the following table:

“Income Protection Allowance

Family Size (including student)	Number in College					For each additional subtract:
	1	2	3	4	5	
2	\$17,720	\$14,690				
3	22,060	19,050	\$16,020			
4	27,250	24,220	21,210	\$18,170		
5	32,150	29,120	26,100	23,070	\$20,060	
6	37,600	34,570	31,570	28,520	25,520	\$3,020
For each additional add:	4,240	4,240	4,240	4,240	4,240	

“(B) ACADEMIC YEAR 2010–2011.—For academic year 2010–2011, the income protection allowance is determined by the following table:

“Income Protection Allowance

Family Size (including student)	Number in College					For each additional subtract:
	1	2	3	4	5	
2	\$19,690	\$16,330				
3	24,510	21,160	\$17,800			
4	30,280	26,910	23,560	\$20,190		
5	35,730	32,350	29,000	25,640	\$22,290	
6	41,780	38,410	35,080	31,690	28,350	\$3,350
For each additional add:	4,710	4,710	4,710	4,710	4,710	

“(C) ACADEMIC YEAR 2011–2012.—For academic year 2011–2012, the income protection allowance is determined by the following table:

“Income Protection Allowance

Family Size (including student)	Number in College					For each additional subtract:
	1	2	3	4	5	
2	\$21,660	\$17,960				
3	26,960	23,280	\$19,580			
4	33,300	29,600	25,920	\$22,210		
5	39,300	35,590	31,900	28,200	\$24,520	
6	45,950	42,250	38,580	34,860	31,190	\$3,690
For each additional add:	5,180	5,180	5,180	5,180	5,180	

“(D) ACADEMIC YEAR 2012–2013.—For academic year 2012–2013, the income protection allowance is determined by the following table:

“Income Protection Allowance

Family Size (including student)	Number in College					For each additional subtract:
	1	2	3	4	5	
2	\$23,630	\$19,590				
3	29,420	25,400	\$21,360			
4	36,330	32,300	28,280	\$24,230		
5	42,870	38,820	34,800	30,770	\$26,750	
6	50,130	46,100	42,090	38,030	34,020	\$4,020
For each additional add:	5,660	5,660	5,660	5,660	5,660	”.

(d) UPDATED TABLES AND AMOUNTS.—Section 478(b) (20 U.S.C. 1087rr(b)) is amended—

(1) by striking paragraph (1) and inserting the following:

“(A) IN GENERAL.—For each academic year after academic year 2008–2009, the Secretary shall publish in the Federal Register a revised

“(1) REVISED TABLES.—

table of income protection allowances for the purpose of sections 475(c)(4) and 477(b)(4), subject to subparagraphs (B) and (C).

“(B) TABLE FOR INDEPENDENT STUDENTS.—

“(i) ACADEMIC YEARS 2009–2010 THROUGH 2012–2013.—For each of the academic years 2009–2010 through 2012–2013, the Secretary shall not develop a revised table of income protection allowances under section 477(b)(4) and the table specified for such academic year under subparagraphs (A) through (D) of such section shall apply.

“(ii) OTHER ACADEMIC YEARS.—For each academic year after academic year 2012–2013, the Secretary shall develop the revised table of income protection allowances by increasing each of the dollar amounts contained in the table of income protection allowances under section 477(b)(4)(D) by a percentage equal to the estimated percentage increase in the Consumer Price Index (as determined by the Secretary) between December 2011 and the December next preceding the beginning of such academic year, and rounding the result to the nearest \$10.

“(C) TABLE FOR PARENTS.—For each academic year after academic year 2008–2009, the Secretary shall develop the revised table of income protection allowances under section 475(c)(4) by increasing each of the dollar amounts contained in the table by a percentage equal to the estimated percentage increase in the Consumer Price Index (as determined by the Secretary) between December 1992 and the December next preceding the beginning of such academic year, and rounding the result to the nearest \$10.”; and

(2) in paragraph (2), by striking “shall be developed” and all that follows through the period at the end and inserting “shall be developed for each academic year after academic year 2012–2013, by increasing each of the dollar amounts contained in such section for academic year 2012–2013 by a percentage equal to the estimated percentage increase in the Consumer Price Index (as determined by the Secretary) between December 2011 and the December next preceding the beginning of such academic year, and rounding the result to the nearest \$10.”.

(e) EFFECTIVE DATE.—The amendments made by this section shall be effective on July 1, 2009.

**SEC. 602. SIMPLIFIED NEEDS TEST AND AUTOMATIC ZERO IMPROVEMENTS.**

(a) SIMPLIFIED NEEDS TEST.—Section 479 (20 U.S.C. 1087ss) is amended—

(1) in subsection (b)—

(A) in paragraph (1)(A)(i)—

(i) in subclause (II), by striking “or” after the semicolon;

(ii) by redesignating subclause (III) as subclause (IV);

(iii) by inserting after subclause (II) the following:

“(III) 1 of whom is a dislocated worker; or”;

and

(iv) in subclause (IV) (as redesignated by clause (ii)), by striking “12-month” and inserting “24-month”; and

(B) in paragraph (1)(B)(i)—

(i) in subclause (II), by striking “or” after the semicolon;

(ii) by redesignating subclause (III) as subclause (IV);

(iii) by inserting after subclause (II) the following:

“(III) 1 of whom is a dislocated worker; or”;

and

(iv) in subclause (IV) (as redesignated by clause (ii)), by striking “12-month” and inserting “24-month”;

(2) in subsection (c)—

(A) in paragraph (1)—

(i) in subparagraph (A)—

(I) in clause (ii), by striking “or” after the semicolon;

(II) by redesignating clause (iii) as clause (iv);

(III) by inserting after clause (ii) the following:

“(iii) 1 of whom is a dislocated worker; or”;

and

(IV) in clause (iv) (as redesignated by subclause (II)), by striking “12-month” and inserting “24-month”; and

(ii) in subparagraph (B), by striking “\$20,000” and inserting “\$30,000”; and

(B) in paragraph (2)—

(i) in subparagraph (A)—

(I) in clause (ii), by striking “or” after the semicolon;

(II) by redesignating clause (iii) as clause (iv);

(III) by inserting after clause (ii) the following:

“(iii) 1 of whom is a dislocated worker; or”;

and

(IV) in clause (iv) (as redesignated by subclause (II)), by striking “12-month” and inserting “24-month”; and

(ii) in subparagraph (B), by striking “\$20,000” and inserting “\$30,000”; and

(C) in the flush matter following paragraph (2)(B), by adding at the end the following: “The Secretary shall annually adjust the income level necessary to qualify an applicant for the zero expected family contribution. The income level shall be adjusted according to increases in the Consumer Price Index, as defined in section 478(f).”; and

(3) in subsection (d)—

(A) by redesignating paragraphs (1) through (6) as subparagraphs (A) through (F), respectively and moving the margins of such subparagraphs 2 ems to the right;

(B) by striking “(d) DEFINITION” and all that follows through “the term” and inserting the following:

“(d) DEFINITIONS.—In this section:

“(1) DISLOCATED WORKER.—The term ‘dislocated worker’ has the meaning given the term in section 101 of the Workforce Investment Act of 1998 (29 U.S.C. 2801).

“(2) MEANS-TESTED FEDERAL BENEFIT PROGRAM.—The term”.

(b) EFFECTIVE DATE.—The amendments made by this section shall be effective on July 1, 2009.

**SEC. 603. DISCRETION OF STUDENT FINANCIAL AID ADMINISTRATORS.**

(a) AMENDMENTS.—The third sentence of section 479A(a) (20 U.S.C. 1087t(a)) is amended—

(1) by inserting “or an independent student” after “family member”;

(2) by inserting “a family member who is a dislocated worker (as defined in section 101 of the Workforce Investment Act of 1998),” before “the number of parents”; and

(3) by inserting “a change in housing status that results in an individual being homeless (as defined in section 103 of the McKinney-Vento Homeless Assistance Act),” after “under section 487.”.

(b) EFFECTIVE DATE.—The amendments made by this section shall take effect on July 1, 2009.

**SEC. 604. DEFINITIONS.**

(a) IN GENERAL.—Section 480 (20 U.S.C. 1087v) is amended—

(1) in subsection (a)(2)—

(A) by striking “and no portion” and inserting “no portion”; and

(B) by inserting “and no distribution from any qualified education benefit described in subsection (f)(3) that is not subject to Federal income tax,” after “1986.”;

(2) by striking subsection (b) and inserting the following:

“(b) UNTAXED INCOME AND BENEFITS.—

“(1) The term ‘untaxed income and benefits’ means—

“(A) child support received;

“(B) workman’s compensation;

“(C) veteran’s benefits such as death pension, dependency, and indemnity compensation, but excluding veterans’ education benefits as defined in subsection (c);

“(D) interest on tax-free bonds;

“(E) housing, food, and other allowances (excluding rent subsidies for low-income housing) for military, clergy, and others (including cash payments and cash value of benefits);

“(F) cash support or any money paid on the student’s behalf, except, for dependent students, funds provided by the student’s parents;

“(G) untaxed portion of pensions;

“(H) payments to individual retirement accounts and Keogh accounts excluded from income for Federal income tax purposes; and

“(I) any other untaxed income and benefits, such as Black Lung Benefits, Refugee Assistance, or railroad retirement benefits, or benefits received through participation in employment and training activities under title I of the Workforce Investment Act of 1998 (29 U.S.C. 2801 et seq.).

“(2) The term ‘untaxed income and benefits’ shall not include the amount of additional child tax credit claimed for Federal income tax purposes.”;

(3) in subsection (d)—

(A) by redesignating paragraphs (1), (2), (3) through (6), and (7) as subparagraphs (A), (B), (D) through (G), and (I), respectively, and indenting appropriately;

(B) by striking “The term” and inserting the following:

“(1) DEFINITION.—The term”;

(C) by striking subparagraph (B) (as redesignated by subparagraph (A)) and inserting the following:

“(B) is an orphan, in foster care, or a ward of the court, at any time when the individual is 13 years of age or older;

“(C) is an emancipated minor or is in legal guardianship as determined by a court of competent jurisdiction in the individual’s State of legal residence;”;

(D) in subparagraph (G) (as redesignated by subparagraph (A)), by striking “or” after the semicolon;

(E) by inserting after subparagraph (G) (as redesignated by subparagraph (A)) the following:

“(H) has been verified during the school year in which the application is submitted as either an unaccompanied youth who is a homeless child or youth (as such terms are defined in section 725 of the McKinney-Vento Homeless Assistance Act), or as unaccompanied, at risk of homelessness, and self-supporting, by—

“(i) a local educational agency homeless liaison, designated pursuant to section 722(g)(1)(J)(ii) of the McKinney-Vento Homeless Assistance Act;

“(ii) the director of a program funded under the Runaway and Homeless Youth Act or a designee of the director;

“(iii) the director of a program funded under subtitle B of title IV of the McKinney-Vento Homeless Assistance Act (relating to emergency shelter grants) or a designee of the director; or

“(iv) a financial aid administrator; or”;

(F) by adding at the end the following:

“(2) SIMPLIFYING THE DEPENDENCY OVERRIDE PROCESS.—A financial aid administrator may make a determination of independence under paragraph (1)(I) based upon a documented determination of independence that was previously made by another financial aid administrator under such paragraph in the same award year.”;

(4) in subsection (e)—

(A) in paragraph (3), by striking “and” after the semicolon;

(B) in paragraph (4), by striking the period at the end and inserting “; and”;

(C) by adding at the end the following:

“(5) special combat pay.”;

(5) in subsection (f), by striking paragraph (3) and inserting the following:

“(3) A qualified education benefit shall be considered an asset of—

“(A) the student if the student is an independent student; or

“(B) the parent if the student is a dependent student, regardless of whether the owner of the account is the student or the parent.”;

(6) in subsection (j)—

(A) in paragraph (2), by inserting “, or a distribution that is not includable in gross income under section 529 of such Code, under another prepaid tuition plan offered by a State, or under a Coverdell education savings account under section 530 of such Code,” after “1986”; and



(B) by adding at the end the following:

“(4) Notwithstanding paragraph (1), special combat pay shall not be treated as estimated financial assistance for purposes of section 471(3).”; and

(7) by adding at the end the following:

“(n) SPECIAL COMBAT PAY.—The term ‘special combat pay’ means pay received by a member of the Armed Forces because of exposure to a hazardous situation.”.

(b) EFFECTIVE DATE.—The amendments made by this section shall be effective on July 1, 2009.

#### TITLE VII—COMPETITIVE LOAN AUCTION PILOT PROGRAM

##### SEC. 701. COMPETITIVE LOAN AUCTION PILOT PROGRAM.

Title IV (20 U.S.C. 1070 et seq.) is further amended by adding at the end the following:

#### “PART I—COMPETITIVE LOAN AUCTION PILOT PROGRAM

##### “SEC. 499. COMPETITIVE LOAN AUCTION PILOT PROGRAM.

“(a) DEFINITIONS.—In this section:

“(1) ELIGIBLE FEDERAL PLUS LOAN.—The term ‘eligible Federal PLUS Loan’ means a loan described in section 428B made to a parent of a dependent student who is a new borrower on or after July 1, 2009.

“(2) ELIGIBLE LENDER.—The term ‘eligible lender’ has the meaning given the term in section 435.

“(b) PILOT PROGRAM.—The Secretary shall carry out a pilot program under which the Secretary establishes a mechanism for an auction of eligible Federal PLUS Loans in accordance with this subsection. The pilot program shall meet the following requirements:

“(1) PLANNING AND IMPLEMENTATION.—During the period beginning on the date of enactment of this section and ending on June 30, 2009, the Secretary shall plan and implement the pilot program under this subsection. During the planning and implementation, the Secretary shall consult with other Federal agencies with knowledge of, and experience with, auction programs, including the Federal Communication Commission and the Department of the Treasury.

“(2) ORIGINATION AND DISBURSEMENT; APPLICABILITY OF SECTION 428B.—Beginning on July 1, 2009, the Secretary shall arrange for the origination and disbursement of all eligible Federal PLUS Loans in accordance with the provisions of this subsection and the provisions of section 428B that are not inconsistent with this subsection.

“(3) LOAN ORIGINATION MECHANISM.—The Secretary shall establish a loan origination auction mechanism that meets the following requirements:

“(A) AUCTION FOR EACH STATE.—The Secretary administers an auction under this paragraph for each State, under which eligible lenders compete to originate eligible Federal PLUS Loans under this paragraph at all institutions of higher education within such State.

“(B) PREQUALIFICATION PROCESS.—The Secretary establishes a prequalification process for eligible lenders desiring to participate in an auction under this paragraph that contains, at a minimum—

“(i) a set of borrower benefits and servicing requirements each eligible lender shall meet in order to participate in such an auction; and

“(ii) an assessment of each such eligible lender’s capacity, including capital capacity, to participate effectively.

“(C) TIMING AND ORIGINATION.—Each State auction takes place every 2 years, and the eligible lenders with the winning bids for the State are the only eligible lenders permitted to originate eligible Federal PLUS Loans made under this paragraph for the cohort of students at the institutions of higher education within the State until the students graduate from or leave the institutions of higher education.

“(D) BIDS.—Each eligible lender’s bid consists of the amount of the special allowance payment (after the application of section 438(b)(2)(I)(v))

the eligible lender proposes to accept from the Secretary with respect to the eligible Federal PLUS Loans made under this paragraph in lieu of the amount determined under section 438(b)(2)(I).

“(E) MAXIMUM BID.—The maximum bid allowable under this paragraph shall not exceed the amount of the special allowance payable on eligible Federal PLUS Loans made under this paragraph computed under section 438(b)(2)(I) (other than clauses (ii), (iii), (iv), and (v) of such section), except that for purposes of the computation under this subparagraph, section 438(b)(2)(I)(i)(III) shall be applied by substituting ‘1.79 percent’ for ‘2.34 percent’.

“(F) WINNING BIDS.—The winning bids for each State auction shall be the 2 bids containing the lowest and the second lowest proposed special allowance payments, subject to subparagraph (E).

“(G) AGREEMENT WITH SECRETARY.—Each eligible lender having a winning bid under subparagraph (F) enters into an agreement with the Secretary under which the eligible lender—

“(i) agrees to originate eligible Federal PLUS Loans under this paragraph to each borrower who—

“(I) seeks an eligible Federal PLUS Loan under this paragraph to enable a dependent student to attend an institution of higher education within the State;

“(II) is eligible for an eligible Federal PLUS Loan; and

“(III) elects to borrow from the eligible lender; and

“(ii) agrees to accept a special allowance payment (after the application of section 438(b)(2)(I)(v)) from the Secretary with respect to the eligible Federal PLUS Loans originated under clause (i) in the amount proposed in the second lowest winning bid described in subparagraph (F) for the applicable State auction.

“(H) SEALED BIDS; CONFIDENTIALITY.—All bids are sealed and the Secretary keeps the bids confidential, including following the announcement of the winning bids.

“(I) ELIGIBLE LENDER OF LAST RESORT.—

“(i) IN GENERAL.—In the event that there is no winning bid under subparagraph (F), the students at the institutions of higher education within the State that was the subject of the auction shall be served by an eligible lender of last resort, as determined by the Secretary.

“(ii) DETERMINATION OF ELIGIBLE LENDER OF LAST RESORT.—Prior to the start of any auction under this paragraph, eligible lenders that desire to serve as an eligible lender of last resort shall submit an application to the Secretary at such time and in such manner as the Secretary may determine. Such application shall include an assurance that the eligible lender will meet the prequalification requirements described in subparagraph (B).

“(iii) GEOGRAPHIC LOCATION.—The Secretary shall identify an eligible lender of last resort for each State.

“(iv) NOTIFICATION TIMING.—The Secretary shall not identify any eligible lender of last resort until after the announcement of all the winning bids for a State auction for any year.

“(v) MAXIMUM SPECIAL ALLOWANCE.—The Secretary is authorized to set a special allowance payment that shall be payable to a lender of last resort for a State under this subparagraph, which special allowance payment shall be kept confidential, including following the announcement of winning bids. The Secretary shall set such special allowance payment so that it incurs the lowest possible cost to the Federal Government, taking into consideration the lowest bid that was submitted in an auction for such State and the lowest bid submitted in a similar State, as determined by the Secretary.

“(J) GUARANTEE AGAINST LOSSES.—The Secretary guarantees the eligible Federal PLUS Loans made under this paragraph against losses resulting from the default of a parent borrower in an amount equal to 99 percent of the unpaid principal and interest due on the loan.

“(K) LOAN FEES.—The Secretary shall not collect a loan fee under section 438(d) with respect to an eligible Federal Plus Loan originated under this paragraph.

“(L) CONSOLIDATION.—

“(i) IN GENERAL.—An eligible lender who is permitted to originate eligible Federal PLUS Loans for a borrower under this paragraph shall have the option to consolidate such loans into 1 loan.

“(ii) NOTIFICATION.—In the event a borrower with eligible Federal PLUS Loans made under this paragraph wishes to consolidate the loans, the borrower shall notify the eligible lender who originated the loans under this paragraph.

“(iii) LIMITATION ON ELIGIBLE LENDER OPTION TO CONSOLIDATE.—The option described in clause (i) shall not apply if—

“(I) the borrower includes in the notification in clause (ii) verification of consolidation terms and conditions offered by an eligible lender other than the eligible lender described in clause (i); and

“(II) not later than 10 days after receiving such notification from the borrower, the eligible lender described in clause (i) does not agree to match such terms and conditions, or provide more favorable terms and conditions to such borrower than the offered terms and conditions described in subclause (I).

“(iv) CONSOLIDATION OF ADDITIONAL LOANS.—

If a borrower has a Federal Direct PLUS Loan or a loan made on behalf of a dependent student under section 428B and seeks to consolidate such loan with an eligible Federal PLUS Loan made under this paragraph, then the eligible lender that originated the borrower’s loan under this paragraph may include in the consolidation under this subparagraph a Federal Direct PLUS Loan or a loan made on behalf of a dependent student under section 428B, but only if—

“(I) in the case of a Federal Direct PLUS Loan, the eligible lender agrees, not later than 10 days after the borrower requests such consolidation from the lender, to match the consolidation terms and conditions that would otherwise be available to the borrower if the borrower consolidated such loans in the loan program under part D; or

“(II) in the case of a loan made on behalf of a dependent student under section 428B, the eligible lender agrees, not later than 10 days after the borrower requests such consolidation from the lender, to match the consolidation terms and conditions offered by an eligible lender other than the eligible lender that originated the borrower’s loans under this paragraph.

“(v) SPECIAL ALLOWANCE ON CONSOLIDATION LOANS THAT INCLUDE LOANS MADE UNDER THIS PARAGRAPH.—The applicable special allowance payment for loans consolidated under this paragraph shall be equal to the lesser of—

“(I) the weighted average of the special allowance payment on such loans, except that in calculating such weighted average the Secretary shall exclude any Federal Direct PLUS Loan included in the consolidation; or

“(II) the result of—

“(aa) the average of the bond equivalent rates of the quotes of the 3-month commercial paper (financial) rates in effect for each of the days in such quarter as reported by the Federal Reserve in Publication H-15 (or its successor) for such 3-month period; plus

“(bb) 1.59 percent.

“(vi) INTEREST PAYMENT REBATE FEE.—Any loan under section 428C consolidated under this paragraph shall not be subject to the interest payment rebate fee under section 428C(f).”.

#### TITLE VIII—PARTNERSHIP GRANTS

##### SEC. 801. COLLEGE ACCESS CHALLENGE GRANT PROGRAM.

Title VII (20 U.S.C. 1133 et seq.) is amended by adding at the end the following new part:

#### “PART E—COLLEGE ACCESS CHALLENGE GRANT PROGRAM

##### “SEC. 771. COLLEGE ACCESS CHALLENGE GRANT PROGRAM.

“(a) AUTHORIZATION AND APPROPRIATION.—There are authorized to be appropriated, and

there are appropriated, to carry out this section \$66,000,000 for each of the fiscal years 2008 and 2009. The authority to award grants under this section shall expire at the end of fiscal year 2009.

“(b) PROGRAM AUTHORIZED.—

“(1) GRANTS AUTHORIZED.—From amounts appropriated under subsection (a), the Secretary shall award grants, from allotments under subsection (c), to States (and to philanthropic organization, as appropriate under paragraph (3)) having applications approved under subsection (d), to enable the State (or philanthropic organization) to pay the Federal share of the costs of carrying out the activities and services described in subsection (f).

“(2) FEDERAL SHARE; NON-FEDERAL SHARE.—

“(A) FEDERAL SHARE.—The amount of the Federal share under this section for a fiscal year shall be equal to  $\frac{2}{3}$  of the costs of the activities and services described in subsection (f) that are carried out under the grant.

“(B) NON-FEDERAL SHARE.—The amount of the non-Federal share under this section shall be equal to  $\frac{1}{3}$  of the costs of the activities and services described in subsection (f). The non-Federal share may be in cash or in-kind, and may be provided from State resources, contributions from private organizations, or both.

“(3) REDUCTION FOR FAILURE TO PAY NON-FEDERAL SHARE.—If a State fails to provide the full non-Federal share required under this subsection, the Secretary shall reduce the amount of the grant payment under this section proportionately, and may award the proportionate reduction amount of the grant directly to a philanthropic organization, as defined in subsection (i), to carry out this section.

“(4) TEMPORARY INELIGIBILITY FOR SUBSEQUENT PAYMENTS.—

“(A) IN GENERAL.—The Secretary shall determine a grantee to be temporarily ineligible to receive a grant payment under this section for a fiscal year if—

“(i) the grantee fails to submit an annual report pursuant to subsection (h) for the preceding fiscal year; or

“(ii) the Secretary determines, based on information in such annual report, that the grantee is not effectively meeting the conditions described under subsection (g) and the goals of the application under subsection (d).

“(B) REINSTATEMENT.—If the Secretary determines that a grantee is ineligible under subparagraph (A), the Secretary may enter into an agreement with the grantee setting forth the terms and conditions under which the grantee may regain eligibility to receive payments under this section.

“(c) DETERMINATION OF ALLOTMENT.—

“(1) AMOUNT OF ALLOTMENT.—Subject to paragraph (2), in making grant payments to grantees under this section, the allotment to each grantee for a fiscal year shall be equal to the sum of—

“(A) the amount that bears the same relation to 50 percent of the amount appropriated under subsection (a) for such fiscal year as the number of residents in the State aged 5 through 17 who are living below the poverty line applicable to the resident's family size (as determined under section 673(2) of the Community Service Block Grant Act) bears to the total number of such residents in all States; and

“(B) the amount that bears the same relation to 50 percent of the amount appropriated under subsection (a) for such fiscal year as the number of residents in the State aged 15 through 44 who are living below the poverty line applicable to the individual's family size (as determined under section 673(2) of the Community Service Block Grant Act) bears to the total number of such residents in all States.

“(2) MINIMUM AMOUNT.—The allotment for each State under this section for a fiscal year shall not be an amount that is less than 0.5 percent of the total amount appropriated under subsection (a) for such fiscal year.

“(d) SUBMISSION AND CONTENTS OF APPLICATION.—

“(1) IN GENERAL.—For each fiscal year for which a grantee desires a grant payment under subsection (b), the State agency with jurisdiction over higher education, or another agency designated by the Governor or chief executive of the State to administer the program under this section, or a philanthropic organization, in accordance with subsection (b)(3), shall submit an application to the Secretary at such time, in such manner, and containing the information described in paragraph (2).

“(2) APPLICATION.—An application submitted under paragraph (1) shall include the following:

“(A) A description of the grantee's capacity to administer the grant under this section and report annually to the Secretary on the activities and services described in subsection (f).

“(B) A description of the grantee's plan for using the grant funds to meet the requirements of subsections (f) and (g), including plans for how the grantee will make special efforts to—

“(i) provide such benefits to students in the State that are underrepresented in postsecondary education; or

“(ii) in the case of a philanthropic organization that operates in more than one State, provide benefits to such students in each such State for which the philanthropic organization is receiving grant funds under this section.

“(C) A description of how the grantee will provide or coordinate the provision of the non-Federal share from State resources or private contributions.

“(D) A description of—

“(i) the structure that the grantee has in place to administer the activities and services described in subsection (f); or

“(ii) the plan to develop such administrative capacity.

“(e) SUBGRANTS TO NONPROFIT ORGANIZATIONS.—A State receiving a payment under this section may elect to make a subgrant to one or more nonprofit organizations in the State, including an eligible not-for-profit holder (as defined in section 435(p) of the Higher Education Act of 1965, as amended by section 303 of this Act), or a partnership of such organizations, to carry out activities or services described in subsection (f), if the nonprofit organization or partnership—

“(1) was in existence on the day before the date of the enactment of this Act; and

“(2) as of such day, was participating in activities and services related to increasing access to higher education, such as those activities and services described in subsection (f).

“(f) ALLOWABLE USES.—

“(1) IN GENERAL.—Subject to paragraph (3), a grantee may use a grant payment under this section only for the following activities and services, pursuant to the conditions under subsection (g):

“(A) Information for students and families regarding—

“(i) the benefits of a postsecondary education;

“(ii) postsecondary education opportunities;

“(iii) planning for postsecondary education; and

“(iv) career preparation.

“(B) Information on financing options for postsecondary education and activities that promote financial literacy and debt management among students and families.

“(C) Outreach activities for students who may be at risk of not enrolling in or completing postsecondary education.

“(D) Assistance in completion of the Free Application for Federal Student Aid or other common financial reporting form under section 483(a) of the Higher Education Act of 1965.

“(E) Need-based grant aid for students.

“(F) Professional development for guidance counselors at middle schools and secondary schools, and financial aid administrators and college admissions counselors at institutions of higher education, to improve such individuals' capacity to assist students and parents with—

“(i) understanding—

“(I) entrance requirements for admission to institutions of higher education; and

“(II) State eligibility requirements for Academic Competitiveness Grants or National SMART Grants under section 401A, and other financial assistance that is dependent upon a student's coursework;

“(ii) applying to institutions of higher education;

“(iii) applying for Federal student financial assistance and other State, local, and private student financial assistance and scholarships;

“(iv) activities that increase students' ability to successfully complete the coursework required for a postsecondary degree, including activities such as tutoring or mentoring; and

“(v) activities to improve secondary school students' preparedness for postsecondary entrance examinations.

“(G) Student loan cancellation or repayment (as applicable), or interest rate reductions, for borrowers who are employed in a high-need geographical area or a high-need profession in the State, as determined by the State.

“(2) PROHIBITED USES.—Funds made available under this section shall not be used to promote any lender's loans.

“(3) USE OF FUNDS FOR ADMINISTRATIVE PURPOSES.—A grantee may use not more than 6 percent of the total amount of the sum of the Federal share provided under this section and the non-Federal share required under this section for administrative purposes relating to the grant under this section.

“(g) SPECIAL CONDITIONS.—

“(1) AVAILABILITY TO STUDENTS AND FAMILIES.—A grantee receiving a grant payment under this section shall—

“(A) make the activities and services described in subparagraphs (A) through (F) of subsection (f)(1) that are funded under the payment available to all qualifying students and families in the State;

“(B) allow students and families to participate in the activities and services without regard to—

“(i) the postsecondary institution in which the student enrolls;

“(ii) the type of student loan the student receives;

“(iii) the servicer of such loan; or

“(iv) the student's academic performance;

“(C) not charge any student or parent a fee or additional charge to participate in the activities or services; and

“(D) in the case of an activity providing grant aid, not require a student to meet any condition other than eligibility for Federal financial assistance under title IV of the Higher Education Act of 1965, except as provided for in the loan cancellation or repayment or interest rate reductions described in subsection (f)(1)(G).

“(2) PRIORITY.—A grantee receiving a grant payment under this section shall, in carrying out any activity or service described in subsection (f)(1) with the grant funds, prioritize students and families who are living below the poverty line applicable to the individual's family size (as determined under section 673(2) of the Community Service Block Grant Act).

“(3) DISCLOSURES.—

“(A) ORGANIZATIONAL DISCLOSURES.—In the case of a State that has chosen to make a payment to an eligible not-for-profit holder in the State in accordance with subsection (e), the holder shall clearly and prominently indicate the name of the holder and the nature of the holder's work in connection with any of the activities carried out, or any information or services provided, with such funds.

“(B) INFORMATIONAL DISCLOSURES.—Any information about financing options for higher education provided through an activity or service funded under this section shall—

“(i) include information to students and the students' parents of the availability of Federal, State, local, institutional, and other grants and loans for postsecondary education; and

“(ii) present information on financial assistance for postsecondary education that is not provided under title IV of the Higher Education

Act of 1965 in a manner that is clearly distinct from information on student financial assistance under such title.

“(4) **COORDINATION.**—A grantee receiving a grant payment under this section shall attempt to coordinate the activities carried out with the grant payment with any existing activities that are similar to such activities, and with any other entities that support the existing activities in the State.

“(h) **REPORT.**—A grantee receiving a payment under this section shall prepare and submit an annual report to the Secretary on the activities and services carried out under this section, and on the implementation of such activities and services. The report shall include—

“(1) each activity or service that was provided to students and families over the course of the year;

“(2) the cost of providing each activity or service;

“(3) the number, and percentage, if feasible and applicable, of students who received each activity or service; and

“(4) the total contributions from private organizations included in the grantee’s non-Federal share for the fiscal year.

“(i) **DEFINITIONS.**—In this section:

“(1) **PHILANTHROPIC ORGANIZATION.**—The term ‘philanthropic organization’ means a non-profit organization—

“(A) that does not receive funds under title IV of the Higher Education Act of 1965 or under the Elementary and Secondary Education Act of 1965;

“(B) that is not a local educational agency or an institution of higher education;

“(C) that has a demonstrated record of dispersing grant aid to underserved populations to ensure access to, and participation in, higher education;

“(D) that is affiliated with an eligible consortia (as defined in paragraph (2)) to carry out this section; and

“(E) the primary purpose of which is to provide financial aid and support services to students from underrepresented populations to increase the number of such students who enter and remain in college.

“(2) **ELIGIBLE CONSORTIA.**—The term ‘eligible consortia’ means a partnership of 2 or more entities that have agreed to work together to carry out this section that—

“(A) includes—

“(i) a philanthropic organization, which serves as the manager of the consortia;

“(ii) a State that demonstrates a commitment to ensuring the creation of a Statewide system to address the issues of early intervention and financial support for eligible students to enter and remain in college; and

“(iii) at the discretion of the philanthropic organization described in clause (i), additional partners, including other non-profit organizations, government entities (including local municipalities, school districts, cities, and counties), institutions of higher education, and other public or private programs that provide mentoring or outreach programs; and

“(B) conducts activities to assist students with entering and remaining in college, which may include—

“(i) providing need-based grants to students;

“(ii) providing early notification to low-income students of their potential eligibility for Federal financial aid (which may include assisting students and families with filling out FAFSA forms), as well as other financial aid and other support available from the eligible consortia;

“(iii) encouraging increased student participation in higher education through mentoring or outreach programs; and

“(iv) conducting marketing and outreach efforts that are designed to—

“(I) encourage full participation of students in the activities of the consortia that carry out this section; and

“(II) provide the communities impacted by the activities of the consortia with a general knowledge about the efforts of the consortia.

“(3) **GRANTEE.**—The term ‘grantee’ means—

“(A) a State awarded a grant under this section; or

“(B) with respect to such a State that has failed to meet the non-Federal share requirement of subsection (b), a philanthropic organization awarded the proportionate reduction amount of such a grant under subsection (b)(3).”.

**SEC. 802. INVESTMENT IN HISTORICALLY BLACK COLLEGES AND UNIVERSITIES AND MINORITY-SERVING INSTITUTIONS.**

Title IV (20 U.S.C. 1070 et seq.) is further amended by adding after part I (as added by section 701 of this Act) the following new part:

**“PART J—STRENGTHENING HISTORICALLY BLACK COLLEGES AND UNIVERSITIES AND OTHER MINORITY-SERVING INSTITUTIONS**

**“SEC. 499A. INVESTMENT IN HISTORICALLY BLACK COLLEGES AND UNIVERSITIES AND OTHER MINORITY-SERVING INSTITUTIONS.**

“(a) **ELIGIBLE INSTITUTION.**—An institution of higher education is eligible to receive funds from the amounts made available under this section if such institution is—

“(1) a part B institution (as defined in section 322 (20 U.S.C. 1061));

“(2) a Hispanic-serving institution (as defined in section 502 (20 U.S.C. 1101a));

“(3) a Tribal College or University (as defined in section 316 (20 U.S.C. 1059c));

“(4) an Alaska Native-serving institution or a Native Hawaiian-serving institution (as defined in section 317(b) (20 U.S.C. 1059d(b)));

“(5) a Predominantly Black Institution (as defined in subsection (c));

“(6) an Asian American and Native American Pacific Islander-serving institution (as defined in subsection (c)); or

“(7) a Native American-serving nontribal institution (as defined in subsection (c)).

“(b) **NEW INVESTMENT OF FUNDS.**—

“(1) **IN GENERAL.**—There shall be available to the Secretary to carry out this section, from funds not otherwise appropriated, \$255,000,000 for each of the fiscal years 2008 and 2009. The authority to award grants under this section shall expire at the end of fiscal year 2009.

“(2) **ALLOCATION AND ALLOTMENT.**—

“(A) **IN GENERAL.**—Of the amounts made available under paragraph (1) for each fiscal year—

“(i) \$100,000,000 shall be available for allocation under subparagraph (B);

“(ii) \$100,000,000 shall be available for allocation under subparagraph (C); and

“(iii) \$55,000,000 shall be available for allocation under subparagraph (D).

“(B) **HSI STEM AND ARTICULATION PROGRAMS.**—The amount made available for allocation under this subparagraph by subparagraph (A)(i) for any fiscal year shall be available for Hispanic-serving Institutions for activities described in section 503, with a priority given to applications that propose—

“(i) to increase the number of Hispanic and other low income students attaining degrees in the fields of science, technology, engineering, or mathematics; and

“(ii) to develop model transfer and articulation agreements between 2-year Hispanic-serving institutions and 4-year institutions in such fields.

“(C) **ALLOCATION AND ALLOTMENT HBCUS AND PBIS.**—From the amount made available for allocation under this subparagraph by subparagraph (A)(ii) for any fiscal year—

“(i) 85 percent shall be available to eligible institutions described in subsection (a)(1) and shall be made available as grants under section 323 and allotted among such institutions under section 324, treating such amount, plus the amount appropriated for such fiscal year in a regular or supplemental appropriation Act to carry out part B of title III, as the amount appropriated to carry out part B of title III for

purposes of allotments under section 324, for use by such institutions with a priority for—

“(I) activities described in paragraphs (1), (2), (4), (5), and (10) of section 323(a); and

“(II) other activities, consistent with the institution’s comprehensive plan and designed to increase the institution’s capacity to prepare students for careers in the physical or natural sciences, mathematics, computer science or information technology or sciences, engineering, language instruction in the less-commonly taught languages or international affairs, or nursing or allied health professions; and

“(ii) 15 percent shall be available to eligible institutions described in subsection (a)(5) and shall be available for a competitive grant program to award 25 grants of \$600,000 annually for programs in any of the following areas:

“(I) science, technology, engineering, or mathematics (STEM);

“(II) health education;

“(III) internationalization or globalization;

“(IV) teacher preparation; or

“(V) improving educational outcomes of African American males.

“(D) **ALLOCATION AND ALLOTMENT TO OTHER MINORITY-SERVING INSTITUTIONS.**—From the amount made available for allocation under this subparagraph by subparagraph (A)(iii) for any fiscal year—

“(i) \$30,000,000 for such fiscal year shall be available to eligible institutions described in subsection (a)(3) and shall be made available as grants under section 316, treating such \$30,000,000 as part of the amount appropriated for such fiscal year in a regular or supplemental appropriation Act to carry out such section, and using such \$30,000,000 for purposes described in subsection (c) of such section;

“(ii) \$15,000,000 for such fiscal year shall be available to eligible institutions described in subsection (a)(4) and shall be made available as grants under section 317, treating such \$15,000,000 as part of the amount appropriated for such fiscal year in a regular or supplemental appropriation Act to carry out such section and using such \$15,000,000 for purposes described in subsection (c) of such section;

“(iii) \$5,000,000 for such fiscal year shall be available to eligible institutions described in subsection (a)(6) for activities described in section 311(c); and

“(iv) \$5,000,000 for such fiscal year shall be available to eligible institutions described in subsection (a)(7)—

“(I) to plan, develop, undertake, and carry out activities to improve and expand such institutions’ capacity to serve Native Americans, which may include—

“(aa) the purchase, rental, or lease of scientific or laboratory equipment for educational purposes, including instructional and research purposes;

“(bb) renovation and improvement in classroom, library, laboratory, and other instructional facilities;

“(cc) support of faculty exchanges, faculty development, and faculty fellowships to assist faculty in attaining advanced degrees in the faculty’s field of instruction;

“(dd) curriculum development and academic instruction;

“(ee) the purchase of library books, periodicals, microfilm, and other educational materials;

“(ff) funds and administrative management, and acquisition of equipment for use in strengthening funds management;

“(gg) the joint use of facilities such as laboratories and libraries; and

“(hh) academic tutoring and counseling programs and student support services; and

“(II) to which the Secretary, to the extent possible and consistent with a competitive process under which such grants are awarded, allocates funds under this clause to ensure maximum and equitable distribution among all such eligible institutions.

“(c) **DEFINITIONS.**—

“(1) **ASIAN AMERICAN.**—The term ‘Asian American’ has the meaning given the term ‘Asian’ in

the Office of Management and Budget's Standards for Maintaining, Collecting, and Presenting Federal Data on Race and Ethnicity as published on October 30, 1997 (62 Fed. Reg. 58789).

“(2) ASIAN AMERICAN AND NATIVE AMERICAN PACIFIC ISLANDER-SERVING INSTITUTION.—The term ‘Asian American and Native American Pacific Islander-serving institution’ means an institution of higher education that—

“(A) is an eligible institution under section 312(b); and

“(B) at the time of application, has an enrollment of undergraduate students that is at least 10 percent Asian American and Native American Pacific Islander students.

“(3) ENROLLMENT OF NEEDY STUDENTS.—The term ‘enrollment of needy students’ means the enrollment at an institution of higher education with respect to which not less than 50 percent of the undergraduate students enrolled in an academic program leading to a degree—

“(A) in the second fiscal year preceding the fiscal year for which the determination is made, were Federal Pell Grant recipients for such year;

“(B) come from families that receive benefits under a means-tested Federal benefit program (as defined in paragraph (5));

“(C) attended a public or nonprofit private secondary school—

“(i) that is in the school district of a local educational agency that was eligible for assistance under part A of title I of the Elementary and Secondary Education Act of 1965 for any year during which the student attended such secondary school; and

“(ii) which for the purpose of this paragraph and for that year was determined by the Secretary (pursuant to regulations and after consultation with the State educational agency of the State in which the school is located) to be a school in which the enrollment of children counted under a measure of poverty described in section 1113(a)(5) of such Act exceeds 30 percent of the total enrollment of such school; or

“(D) are first-generation college students (as that term is defined in section 402A(g)), and a majority of such first-generation college students are low-income individuals.

“(4) LOW-INCOME INDIVIDUAL.—The term ‘low-income individual’ has the meaning given such term in section 402A(g).

“(5) MEANS-TESTED FEDERAL BENEFIT PROGRAM.—The term ‘means-tested Federal benefit program’ means a program of the Federal Government, other than a program under title IV, in which eligibility for the programs’ benefits or the amount of such benefits are determined on the basis of income or resources of the individual or family seeking the benefit.

“(6) NATIVE AMERICAN.—The term ‘Native American’ means an individual who is of a tribe, people, or culture that is indigenous to the United States.

“(7) NATIVE AMERICAN PACIFIC ISLANDER.—The term ‘Native American Pacific Islander’ means any descendant of the aboriginal people of any island in the Pacific Ocean that is a territory or possession of the United States

“(8) NATIVE AMERICAN-SERVING NONTRIBAL INSTITUTION.—The term ‘Native American-serving nontribal institution’ means an institution of higher education that—

“(A) at the time of application—

“(i) has an enrollment of undergraduate students that is not less than 10 percent Native American students; and

“(ii) is not a Tribal College or University (as defined in section 316); and

“(B) submits to the Secretary such enrollment data as may be necessary to demonstrate that the institution is described in subparagraph (A), along with such other information and data as the Secretary may by regulation require.

“(9) PREDOMINANTLY BLACK INSTITUTION.—The term ‘Predominantly Black institution’ means an institution of higher education that—

“(A) has an enrollment of needy students as defined by paragraph (3);

“(B) has an average educational and general expenditure which is low, per full-time equivalent undergraduate student in comparison with the average educational and general expenditure per full-time equivalent undergraduate student of institutions of higher education that offer similar instruction, except that the Secretary may apply the waiver requirements described in section 392(b) to this subparagraph in the same manner as the Secretary applies the waiver requirements to section 312(b)(1)(B);

“(C) has an enrollment of undergraduate students—

“(i) that is at least 40 percent Black American students;

“(ii) that is at least 1,000 undergraduate students;

“(iii) of which not less than 50 percent of the undergraduate students enrolled at the institution are low-income individuals or first-generation college students (as that term is defined in section 402A(g)); and

“(iv) of which not less than 50 percent of the undergraduate students are enrolled in an educational program leading to a bachelor’s or associate’s degree that the institution is licensed to award by the State in which the institution is located;

“(D) is legally authorized to provide, and provides within the State, an educational program for which the institution of higher education awards a bachelor’s degree, or in the case of a junior or community college, an associate’s degree;

“(E) is accredited by a nationally recognized accrediting agency or association determined by the Secretary to be a reliable authority as to the quality of training offered, or is, according to such an agency or association, making reasonable progress toward accreditation; and

“(F) is not receiving assistance under part B of title III.”

And the Senate agree to the same.

GEORGE MILLER,  
ROBERT E. ANDREWS,  
BOBBY SCOTT,  
RUBÉN HINOJOSA,  
JOHN F. TIERNEY,  
DAVID WU,  
SUSAN A. DAVIS,  
DANNY K. DAVIS,  
TIMOTHY BISHOP,  
MAZIE K. HIRONO,  
JASON ALTMIRE,  
JOHN YARMUTH,  
JOE COURTNEY,

Managers on the Part of the House.

TED KENNEDY,  
CHRIS DODD,  
TOM HARKIN,  
BARBARA A. MIKULSKI,  
JEFF BINGAMAN,  
PATTY MURRAY,  
JACK REED,  
HILLARY RODHAM CLINTON,  
BARACK OBAMA,  
BERNARD SANDERS,  
SHERROD BROWN,  
MICHAEL B. ENZI,  
LAMAR ALEXANDER,  
ORIN G. HATCH,

Managers on the Part of the Senate.

When said conference report was considered.

After debate,

By unanimous consent, the previous question was ordered on the conference report to its adoption or rejection.

The question being put, viva voce,

Will the House agree to said conference report?

The SPEAKER pro tempore, Mr. KAGAN, announced that the yeas had it.

Mr. George MILLER of California, demanded that the vote be taken by

the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Mr. KAGAN, pursuant to clause 8, rule XX, announced that further proceedings on the question were postponed.

¶115.12 PATENT REFORM

The SPEAKER pro tempore, Mr. KAGAN, pursuant to House Resolution 636 and rule XVIII, declared the House resolved into the Committee of the Whole House on the state of the Union for the consideration of the bill (H.R. 1908) to amend title 35, United States Code, to provide for patent reform.

The SPEAKER pro tempore, Mr. KAGAN, by unanimous consent, designated Ms. SOLIS as Chairman of the Committee of the Whole; and after some time spent therein,

¶115.13 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment numbered 1, printed in House Report 110-319, submitted by Mr. CONYERS:

Page 3, strike lines 22 through 25.

Page 3, line 21, insert quotation marks and a second period after “patent.”

Page 10, strike line 24 and all that follows through page 11, line 2, and insert the following:

(1) ACTION FOR CLAIM TO PATENT ON DERIVED INVENTION.—Section 135 is amended to read as follows:

“§ 135. Derivation proceedings”.

Page 11, lines 14 and 15, strike “Any such request—” and insert the following:

“(B) REQUIREMENTS FOR REQUEST.—Any request under subparagraph (A)—”.

Page 12, line 3, strike “(B)” and insert “(C)”.

Page 12, line 8, strike “under section 101”.

Page 13, line 16, strike the quotation marks and second period.

Page 13, insert the following after line 16:

“(b) SETTLEMENT.—Parties to a derivation proceeding may terminate the proceeding by filing a written statement reflecting the agreement of the parties as to the correct inventors of the claimed invention in dispute. Unless the Patent Trial and Appeal Board finds the agreement to be inconsistent with the evidence of record, it shall take action consistent with the agreement. Any written settlement or understanding of the parties shall be filed with the Director. At the request of a party to the proceeding, the agreement or understanding shall be treated as business confidential information, shall be kept separate from the file of the involved patents or applications, and shall be made available only to Government agencies on written request, or to any person on a showing of good cause.

“(c) ARBITRATION.—Parties to a derivation proceeding, within such time as may be specified by the Director by regulation, may determine such contest or any aspect thereof by arbitration. Such arbitration shall be governed by the provisions of title 9 to the extent such title is not inconsistent with this section. The parties shall give notice of any arbitration award to the Director, and such award shall, as between the parties to the arbitration, be dispositive of the issues to which it relates. The arbitration award shall be unenforceable until such notice is given. Nothing in this subsection shall preclude the Director from determining patentability of the invention involved in the derivation proceeding.”.

Page 13, strike line 17 and all that follows through page 15, line 8.

Page 17, line 10, insert "with respect to an application for patent filed" after "commenced".

Page 17, lines 21 and 22, strike "transmits to the Congress a finding" and insert "issues an Executive order containing the President's finding".

Page 18, insert the following after line 23:

(3) RETENTION OF INTERFERENCE PROCEDURES WITH RESPECT TO APPLICATIONS FILED BEFORE EFFECTIVE DATE.—In the case of any application for patent that is filed before the effective date under paragraph (1)(A), the provisions of law repealed or amended by subsections (h), (i), and (j) shall apply to such application as such provisions of law were in effect on the day before such effective date.

Page 21, lines 24 and 25, strike "is under an obligation of assignment of" and insert "has assigned rights in".

Page 24, strike line 23 and all that follows through page 25, line 13 and redesignate the succeeding subsections accordingly.

Page 27, line 13, strike "(5)" and insert "(4)".

Page 27, line 21, strike "The court" and insert "Upon a showing to the satisfaction of the court that a reasonable royalty should be based on a portion of the value of the infringing product or process, the court".

Page 28, lines 5 and 6, strike "Unless the claimant shows" and insert "Upon a showing to the satisfaction of the court".

Page 28, line 9, strike "may not" and insert "may".

Page 28, strike line 12 and all that follows through page 29, line 2, and insert the following:

"(4) OTHER FACTORS.—If neither paragraph (2) or (3) is appropriate for determining a reasonable royalty, the court may consider, or direct the jury to consider, the terms of any nonexclusive marketplace licensing of the invention, where appropriate, as well as any other relevant factors under applicable law.

"(5) COMBINATION INVENTIONS.—For purposes of paragraphs (2) and (3), in the case of a combination invention the elements of which are present individually in the prior art, the patentee may show that the contribution over the prior art may include the value of the additional function resulting from the combination, as well as the enhanced value, if any, of some or all of the prior art elements resulting from the combination.";

Page 31, line 17, strike "The court's" and all that follows through "jury." on line 19.

Page 31, strike line 23 and all that follows through the matter following line 17 on page 33 and insert the following:

(b) REPORT TO CONGRESSIONAL COMMITTEES.—Not later than June 30, 2009, the Under Secretary of Commerce for Intellectual Property and Director of the United States Patent and Trademark Office (in this subsection referred to as the "Director") shall report to the Committee on the Judiciary of the House of Representatives and the Committee on the Judiciary of the Senate the findings and recommendations of the Director on the operation of prior user rights in selected countries in the industrialized world. The report shall include the following:

(1) A comparison between the patent laws of the United States and the laws of other industrialized countries, including the European Union, Japan, Canada, and Australia.

(2) An analysis of the effect of prior user rights on innovation rates in the selected countries.

(3) An analysis of the correlation, if any, between prior user rights and start-up enterprises and the ability to attract venture capital to start new companies.

(4) An analysis of the effect of prior user rights, if any, on small businesses, universities, and individual inventors.

(5) An analysis of any legal or constitutional issues that arise from placing elements of trade secret law, in the form of prior user rights, in patent law.

In preparing the report, the Director shall consult with the Secretary of State and the Attorney General of the United States.

Page 33, line 18, strike "(d)" and insert "(c)".

Page 33, line 21, strike "(e)" and insert "(d)".

Page 36, lines 22 and 23, strike "cited by or to the Office or".

Page 39, line 10, strike "grant of the patent or issuance of" and insert "issuance of the patent or".

Page 39, strike line 21 and all that follows through page 40, line 2 and insert the following:

"(3) for each claim sought to be canceled, the petition sets forth in writing the basis for cancellation and provides the evidence in support thereof, including copies of patents and printed publications, or written testimony of a witness attested to under oath or declaration by the witness, or any other information that the Director may require by regulation.; and

Page 40, lines 3 and 4, strike "those documents" and insert "the petition, including any evidence submitted with the petition and any other information submitted under paragraph (3)."

Page 41, add the following after line 25: In carrying out paragraph (3), the Director shall bear in mind that discovery must be in the interests of justice.

Page 44, lines 23 and 24, strike "with respect to" and insert "addressing".

Page 46, line 1, strike "of administrative patent judges".

Page 46, line 18, strike "pending".

Page 46, line 23, insert "with respect to an application for patent filed" after "commenced".

Page 47, line 5, insert "of a patent" after "infringement".

Page 47, line 7, insert after "patentability" the following: "raised against the patent in a petition for post-grant review".

Page 47, insert the following after line 7: "(c) EFFECT OF COMMENCEMENT OF PROCEEDING.—The commencement of a post-grant review proceeding—

"(1) shall not limit in any way the right of the patent owner to commence an action for infringement of the patent; and

"(2) shall not be cited as evidence relating to the validity of any claim of the patent in any proceeding before a court or the International Trade Commission concerning the patent.

Page 48, line 14, strike "or".

Page 48, line 17, strike the period and insert "; or".

Page 48, insert the following after line 17: "(5) assert the invalidity of any such claim in defense to an action brought under section 337 of the Tariff Act of 1930 (19 U.S.C. 1337).

Page 49, line 18, strike "subsection (f)" and insert "subsections (f) and (g)".

Page 49, strike lines 21 and 22 and insert the following:

(j) REGULATIONS.—The Under Secretary of Page 49, lines 23 through 25, and page 50, lines 1 through 4, move the text 2 ems to the left.

Page 50, strike lines 5 through 15.

Page 51, lines 3 through 5, strike "The Director, the Deputy, the Commissioner for Patents, and the Commissioner for Trademarks, and the" and insert "The".

Page 51, line 9, strike "Director" and insert "Secretary of Commerce".

Page 54, line 18, strike "and".

Page 54, line 21, strike the 2 periods and quotation marks and insert "; and".

Page 54, insert the following after line 21: "(D) identify the real party-in-interest making the submission.".

Page 57, strike line 12 and all that follows through page 59, line 7, and insert the following:

"(b) In any civil action arising under any Act of Congress relating to patents, a party shall not manufacture venue by assignment, incorporation, joinder, or otherwise primarily to invoke the venue of a specific district court.

"(c) Notwithstanding section 1391 of this title, except as provided in paragraph (3) of this subsection, any civil action for patent infringement or any action for declaratory judgment relating to a patent may be brought only in a judicial district—

"(1) where the defendant has its principal place of business or is incorporated, or, for foreign corporations with a United States subsidiary, where the defendant's primary United States subsidiary has its principal place of business or is incorporated;

"(2) where the defendant has committed a substantial portion of the acts of infringement and has a regular and established physical facility that the defendant controls and that constitutes a substantial portion of the defendant's operations;

"(3) for cases involving only foreign defendants with no United States subsidiary, according to section 1391(d) of this title;

"(4) where the plaintiff resides, if the plaintiff is—

"(A) an institution of higher education as defined under section 101(a) of the Higher Education Act of 1965 (20 U.S.C. section 1001(a)); or

"(B) a nonprofit organization that—

"(i) is described in section 501(c)(3) of the Internal Revenue Code of 1986;

"(ii) is exempt from taxation under section 501(a) of such Code; and

"(iii) serves primarily as the patent and licensing organization for an institution of higher education as defined under section 101(a) of the Higher Education Act of 1965 (20 U.S.C. 1001(a));

"(5) where the plaintiff or a subsidiary has a place of business that is engaged in substantial—

"(A) research and development,

"(B) manufacturing activities, or

"(C) management of research and development or manufacturing activities,

related to the patent or patents in dispute;

"(6) where the plaintiff resides if the plaintiff is named as inventor or co-inventor on the patent and has not assigned, granted, conveyed, or licensed, and is under no obligation to assign, grant, convey, or license, any rights in the patent or in enforcement of the patent, including the results of any such enforcement; or

"(7) where any of the defendants has substantial evidence and witnesses if there is no other district in which the action may be brought under this section."

Page 60, strike lines 1 through 3 and insert the following:

(c) EFFECTIVE DATE.—

(1) IN GENERAL.—The amendments made by this section—

(A) shall take effect on the date of the enactment of this Act; and

(B) shall apply to any civil action commenced on or after such date of enactment.

(2) PENDING CASES.—Any case commenced in a United States district court on or after September 7, 2007, in which venue is improper under section 1400 of title 28, United States Code, as amended by this section, shall be transferred pursuant to section 1404 of such title, unless—

(A) one or more substantive rulings on the merits, or other substantial litigation, has occurred; and

(B) the court finds that transfer would not serve the interests of justice.

Page 60, line 10, strike "shall" and insert "may".

Page 60, line 12, insert after "patentability." the following: "If the Director requires a search report to be submitted by applicants, and an applicant does not itself perform the search, the search must be performed by one or more individuals who are United States citizens or by a commercial entity that is organized under the laws of the United States or any State and employs United States citizens to perform such searches."

Page 60, line 14, strike "the required search report, information, and" and insert "a search report, information, or an".

Page 60, line 16, add after the period the following: "Any search report required by the Director may not substitute in any way for a search by an examiner of the prior art during examination."

Page 63, strike line 19 and all that follows through line 15 on page 65 and insert the following:

"(1) DEFENSE.—One or more claims of a patent may be held to be unenforceable, or other remedy imposed under paragraph (4), for inequitable conduct only if it is established, by clear and convincing evidence, that a person with a duty of disclosure to the Office, with the intent to mislead or deceive the patent examiner, misrepresented or failed to disclose material information to the examiner during examination of the patent.

"(2) MATERIALITY.—

"(A) IN GENERAL.—Information is material under this section if—

"(i) a reasonable examiner would have made a prima facie finding of unpatentability, or maintained a finding of unpatentability, of one or more of the patent claims based on the information, and the information is not cumulative to information already of record or previously considered by the Office; or

"(ii) information that is otherwise material refutes or is inconsistent with a position the applicant takes in opposing a rejection of the claim or in asserting an argument of patentability.

"(B) PRIMA FACIE FINDING.—A prima facie finding of unpatentability under this section is shown if a reasonable examiner, based on a preponderance of the evidence, would conclude that the claim is unpatentable based on the information misrepresented or not disclosed, when that information is considered alone or in conjunction with other information or record. In determining whether there is a prima facie finding of unpatentability, each term in the claim shall be given its broadest reasonable construction consistent with the specification, and rebuttal evidence shall not be considered.

"(3) INTENT.—To prove a person with a duty of disclosure to the Office intended to mislead or deceive the examiner under paragraph (1), specific facts beyond materiality of the information misrepresented or not disclosed must be proven that establish the intent of the person to mislead or deceive the examiner by the actions of the person. Facts support an intent to mislead or deceive if they show circumstances that indicate conscious or deliberate behavior on the part of the person to not disclose material information or to submit false material information in order to mislead or deceive the examiner. Circumstantial evidence may be used to prove that a person had the intent to mislead or deceive the examiner under paragraph (1).

"(4) REMEDY.—Upon a finding of inequitable conduct, the court shall balance the eq-

uities to determine which of the following remedies to impose:

"(A) Denying equitable relief to the patent holder and limiting the remedy for infringement to reasonable royalties.

"(B) Holding the claims-in-suit, or the claims in which inequitable conduct occurred, unenforceable.

"(C) Holding the patent unenforceable.

"(D) Holding the claims of a related patent unenforceable.

"(5) ATTORNEY MISCONDUCT.—Upon a finding of inequitable conduct, if there is evidence that the conduct is attributable to a person or persons authorized to practice before the Office, the court shall refer the matter to the Office for appropriate disciplinary action under section 32, and shall order the parties to preserve and make available to the Office any materials that may be relevant to the determination under section 32."

Page 69, line 17, strike "180 days" and insert "1 year".

Page 71, insert the following after line 6 and redesignate the succeeding section accordingly:

SEC. 17. STUDY ON WORKPLACE CONDITIONS.

The Comptroller General shall, not later than 2 years after the date of the enactment of this Act—

(1) conduct a study of workplace conditions for the examiner corps of the United States Patent and Trademark Office, including the effect, if any, of this Act and the amendments made by this Act on—

(A) recruitment, retention, and promotion of employees; and

(B) workload, quality assurance, and employee grievances; and

(2) submit to the Committees on the Judiciary of the House of Representatives and the Senate a report on the results of the study, including any suggestions for improving workplace conditions, together with any other recommendations that the Comptroller General has with respect to patent reexamination proceedings.

Page 71, add the following after line 19:

SEC. 19. SEVERABILITY.

If any provision of this Act or of any amendment or repeals made by this Act, or the application of such a provision to any person or circumstance, is held to be invalid or unenforceable, the remainder of this Act and the amendments and repeals made by this Act, and the application of this Act and such amendments and repeals to any other person or circumstance, shall not be affected by such holding.

It was decided in the { Yeas ..... 263 affirmative ..... } Nays ..... 136

115.14 [Roll No. 862] AYES—263

- Abercrombie Brady (PA)
Ackerman Brady (TX)
Allen Braley (IA)
Altmire Brown (SC)
Andrews Brown, Corrine
Arcuri Butterfield
Baca Campbell (CA)
Bachus Cannon
Baird Cantor
Baldwin Capito
Barrow Capps
Bean Capuano
Becerra Cardoza
Berkley Carson
Bernan Castor
Berry Chandler
Bishop (GA) Clarke
Bishop (NY) Clay
Blumenauer Cleaver
Bono Clyburn
Bordallo Coble
Boren Cohen
Boswell Conaway
Boucher Conyers
Boyda (KS) Cooper

- Costa
Costello
Crowley
Cuellar
Culberson
Cummings
Davis (AL)
Davis (IL)
Davis (KY)
Davis, Lincoln
Davis, Tom
DeFazio
DeGette
Delahunt
DeLauro
Diaz-Balart, L.
Diaz-Balart, M.
Dicks
Dingell
Doggett
Donnelly
Doolittle
Doyle
Drake
Dreiher

- Edwards
Ellison
Emanuel
Engel
Eshoo
Faleomavaega
Farr
Fattah
Filner
Flake
Forbes
Fortenberry
Fossella
Frank (MA)
Gallegly
Giffords
Gilchrest
Gillibrand
Gohmert
Gonzalez
Goodlatte
Gordon
Green, Al
Green, Gene
Grijalva
Gutierrez
Hall (NY)
Harman
Hastings (FL)
Hastings (WA)
Heller
Hensarling
Herseth Sandlin
Higgins
Hinchey
Hinojosa
Hirono
Hoekstra
Honda
Hoyer
Inslie
Israel
Issa
Jackson (IL)
Jackson-Lee
(TX)
Jefferson
Johnson (GA)
Kagen
Kanjorski
Keller
Kennedy
Kilpatrick
Kind
King (NY)
Kirk
Klein (FL)
Langevin
Lantos
Larsen (WA)
Larson (CT)
Lee
Levin
Lewis (GA)
Lofgren, Zoe
Lowey
Lungren, Daniel
E.
Lynch
Maloney (NY)
Markey
Marshall
Matheson
Matsui
McCarthy (CA)
McCarthy (NY)
McCaul (TX)
McCollum (MN)
McGovern
McKeon
McMorris
Rodgers
McNerney
McNulty
Meek (FL)
Meeks (NY)
Miller (MI)
Miller (NC)
Miller, George
Mitchell
Mollohan
Moore (KS)
Moore (WI)
Moran (KS)
Moran (VA)
Murphy (CT)
Murphy, Patrick
Murtha
Musgrave
Myrick
Nadler
Napolitano
Neal (MA)
Neugebauer
Norton
Oberstar
Obey
Oliver
Ortiz
Pascrell
Pastor
Payne
Pence
Perlmuter
Peterson (MN)
Peterson (PA)
Pomeroy
Porter
Price (GA)
Price (NC)
Pryce (OH)
Putnam
Rahall
Ramstad
Rangel
Reyes
Richardson
Rodriguez
Rogers (KY)
Ros-Lehtinen
Ross
Roybal-Allard
Ruppersberger
Rush
Ryan (WI)
Sali
Sánchez, Linda
T.
Sarbanes
Schakowsky
Schiff
Schwartz
Scott (GA)
Scott (VA)
Sensenbrenner
Serrano
Sessions
Sestak
Sherman
Shuster
Simpson
Sires
Skelton
Slaughter
Smith (NE)
Smith (NJ)
Smith (TX)
Smith (WA)
Snyder
Solis
Space
Spratt
Stark
Stupak
Sutton
Tanner
Tauscher
Thompson (CA)
Thompson (MS)
Thornberry
Tiahrt
Tierney
Towns
Udall (CO)
Udall (NM)
Van Hollen
Velázquez
Viscosky
Walden (OR)
Walz (MN)
Wasserman
Schultz
Waters
Watt
Waxman
Weiner
Welch (VT)
Wexler
Wilson (OH)
Wolf
Wu
Wynn
Yarmuth

NOES—136

- Aderholt
Akin
Alexander
Bachmann
Bartlett (MD)
Barton (TX)
Biggert
Bilbray
Bilirakis
Blackburn
Blunt
Boehner
Bonner
Boozman
Boustany
Broun (GA)
Brown-Waite,
Ginny
Buchanan
Burgess
Burton (IN)
Buyer
Calvert
Camp (MI)
Carnahan
Carney
Castle
Chabot
Cole (OK)
Courtney
Cramer
Crenshaw
Davis (CA)
Davis, David
Deal (GA)
Dent
Duncan
Ehlers
Emerson
English (PA)
Etheridge
Everett
Fallin
Feeney
Ferguson
Foxo
Franks (AZ)
Frelinghuysen
Garrett (NJ)
Gerlach
Gingrey
Goode
Graves
Hall (TX)
Hare
Hayes
Heger
Hill
Hobson
Hodes
Chabot
Hunter
Johnson (IL)
Johnson, E. B.
Jones (NC)
Jordan
Kaptur
Kildee
King (IA)
Kingston
Kline (MN)
Knollenberg
Kucinich
Kuhl (NY)
LaHood
Lamborn
Lampson
Latham
LaTourette
Lewis (CA)
Lewis (KY)
Linder
Lipinski
LoBiondo
Loeback
Lucas
Mack
Mahoney (FL)
Manzulfo
Marchant
McCotter
McCrery
McHenry
McHugh
McIntyre
Melancon
Mica
Michaud
Miller (FL)



Miller, Gary	Rohrabacher	Tiberi
Murphy, Tim	Roskam	Turner
Nunes	Rothman	Upton
Petri	Ryan (OH)	Walberg
Pitts	Saxton	Wamp
Platts	Schmidt	Weldon (FL)
Poe	Shadegg	Westmoreland
Radanovich	Shea-Porter	Whitfield
Regula	Shuler	Wicker
Rehberg	Souder	Wilson (NM)
Renzi	Stearns	Wilson (SC)
Rogers (AL)	Taylor	Young (FL)
Rogers (MI)	Terry	

## NOT VOTING—38

Baker	Hooley	Royce
Barrett (SC)	Hulshof	Salazar
Bishop (UT)	Inglis (SC)	Sanchez, Loretta
Boyd (FL)	Jindal	Shays
Carter	Johnson, Sam	Shimkus
Christensen	Jones (OH)	Sullivan
Cubin	McDermott	Tancredo
Davis, Jo Ann	Pallone	Walsh (NY)
Ellsworth	Paul	Watson
Fortuño	Pearce	Weller
Granger	Pickering	Woolsey
Hastert	Reichert	Young (AK)
Holden	Reynolds	

So the amendment was agreed to.

The SPEAKER pro tempore, Mr. POMEROY, assumed the Chair.

When Mr. ROSS, Acting Chairman, pursuant to House Resolution 636, reported the bill back to the House with an amendment adopted by the Committee.

The previous question having been ordered by said resolution.

The following amendment, reported from the Committee of the Whole House on the state of the Union, was agreed to:

Strike out all after the enacting clause and insert:

**SECTION 1. SHORT TITLE; TABLE OF CONTENTS.**

(a) SHORT TITLE.—This Act may be cited as the “Patent Reform Act of 2007”.

(b) TABLE OF CONTENTS.—The table of contents of this Act is as follows:

- Sec. 1. Short title; table of contents.
- Sec. 2. Reference to title 35, United States Code.
- Sec. 3. Right of the first inventor to file.
- Sec. 4. Inventor’s oath or declaration.
- Sec. 5. Right of the inventor to obtain damages.
- Sec. 6. Post-grant procedures and other quality enhancements.
- Sec. 7. Definitions; patent trial and appeal board.
- Sec. 8. Study and report on reexamination proceedings.
- Sec. 9. Submissions by third parties and other quality enhancements.
- Sec. 10. Tax planning methods not patentable.
- Sec. 11. Venue and jurisdiction.
- Sec. 12. Additional information; inequitable conduct as defense to infringement.
- Sec. 13. Best mode requirement.
- Sec. 14. Regulatory authority.
- Sec. 15. Technical amendments.
- Sec. 16. Study of special masters in patent cases.
- Sec. 17. Study on workplace conditions.
- Sec. 18. Rule of construction.
- Sec. 19. Study on patent damages.
- Sec. 20. Severability.

**SEC. 2. REFERENCE TO TITLE 35, UNITED STATES CODE.**

Whenever in this Act a section or other provision is amended or repealed, that amendment or repeal shall be considered to be made to that section or other provision of title 35, United States Code.

**SEC. 3. RIGHT OF THE FIRST INVENTOR TO FILE.**

(a) DEFINITIONS.—Section 100 is amended by adding at the end the following:

“(f) The term ‘inventor’ means the individual or, if a joint invention, the individuals collectively who invented or discovered the subject matter of an invention.

“(g) The terms ‘joint inventor’ and ‘co-inventor’ mean any one of the individuals who invented or discovered the subject matter of a joint invention.

“(h) The ‘effective filing date of a claimed invention’ is—

“(1) the filing date of the patent or the application for patent containing the claim to the invention; or

“(2) if the patent or application for patent is entitled to a right of priority of any other application under section 119, 365(a), or 365(b) or to the benefit of an earlier filing date in the United States under section 120, 121, or 365(c), the filing date of the earliest such application in which the claimed invention is disclosed in the manner provided by section 112(a).

“(i) The term ‘claimed invention’ means the subject matter defined by a claim in a patent or an application for a patent.”.

**(b) CONDITIONS FOR PATENTABILITY.—**

(1) IN GENERAL.—Section 102 is amended to read as follows:

**“§ 102. Conditions for patentability; novelty**

“(a) NOVELTY; PRIOR ART.—A patent for a claimed invention may not be obtained if—

“(1) the claimed invention was patented, described in a printed publication, in public use, or on sale—

“(A) more than one year before the effective filing date of the claimed invention; or

“(B) one year or less before the effective filing date of the claimed invention, other than through disclosures made by the inventor or a joint inventor or by others who obtained the subject matter disclosed directly or indirectly from the inventor or a joint inventor; or

“(2) the claimed invention was described in a patent issued under section 151, or in an application for patent published or deemed published under section 122(b), in which the patent or application, as the case may be, names another inventor and was effectively filed before the effective filing date of the claimed invention.

**“(b) EXCEPTIONS.—**

“(1) PRIOR INVENTOR DISCLOSURE EXCEPTION.—Subject matter that would otherwise qualify as prior art based upon a disclosure under subparagraph (B) of subsection (a)(1) shall not be prior art to a claimed invention under that subparagraph if the subject matter had, before such disclosure, been publicly disclosed by the inventor or a joint inventor or others who obtained the subject matter disclosed directly or indirectly from the inventor or a joint inventor.

“(2) DERIVATION, PRIOR DISCLOSURE, AND COMMON ASSIGNMENT EXCEPTIONS.—Subject matter that would otherwise qualify as prior art only under subsection (a)(2) shall not be prior art to a claimed invention if—

“(A) the subject matter was obtained directly or indirectly from the inventor or a joint inventor;

“(B) the subject matter had been publicly disclosed by the inventor or a joint inventor or others who obtained the subject matter disclosed directly or indirectly from the inventor or a joint inventor before the date on which the application or patent referred to in subsection (a)(2) was effectively filed; or

“(C) the subject matter and the claimed invention, not later than the effective filing date of the claimed invention, were owned by the same person or subject to an obligation of assignment to the same person.

“(3) JOINT RESEARCH AGREEMENT EXCEPTION.—

“(A) IN GENERAL.—Subject matter and a claimed invention shall be deemed to have been owned by the same person or subject to

an obligation of assignment to the same person in applying the provisions of paragraph (2) if—

“(i) the claimed invention was made by or on behalf of parties to a joint research agreement that was in effect on or before the effective filing date of the claimed invention;

“(ii) the claimed invention was made as a result of activities undertaken within the scope of the joint research agreement; and

“(iii) the application for patent for the claimed invention discloses or is amended to disclose the names of the parties to the joint research agreement.

“(B) For purposes of subparagraph (A), the term ‘joint research agreement’ means a written contract, grant, or cooperative agreement entered into by two or more persons or entities for the performance of experimental, developmental, or research work in the field of the claimed invention.

“(4) PATENTS AND PUBLISHED APPLICATIONS EFFECTIVELY FILED.—A patent or application for patent is effectively filed under subsection (a)(2) with respect to any subject matter described in the patent or application—

“(A) as of the filing date of the patent or the application for patent; or

“(B) if the patent or application for patent is entitled to claim a right of priority under section 119, 365(a), or 365(b) or to claim the benefit of an earlier filing date under section 120, 121, or 365(c), based upon one or more prior filed applications for patent, as of the filing date of the earliest such application that describes the subject matter.”.

(2) CONFORMING AMENDMENT.—The item relating to section 102 in the table of sections for chapter 10 is amended to read as follows:

“102. Conditions for patentability; novelty.”.

(c) CONDITIONS FOR PATENTABILITY; NON-OBVIOUS SUBJECT MATTER.—Section 103 is amended to read as follows:

**“§ 103. Conditions for patentability; non-obvious subject matter**

“A patent for a claimed invention may not be obtained though the claimed invention is not identically disclosed as set forth in section 102, if the differences between the claimed invention and the prior art are such that the claimed invention as a whole would have been obvious before the effective filing date of the claimed invention to a person having ordinary skill in the art to which the claimed invention pertains. Patentability shall not be negated by the manner in which the invention was made.”.

(d) REPEAL OF REQUIREMENTS FOR INVENTIONS MADE ABROAD.—Section 104, and the item relating to that section in the table of sections for chapter 10, are repealed.

(e) REPEAL OF STATUTORY INVENTION REGISTRATION.—

(1) IN GENERAL.—Section 157, and the item relating to that section in the table of sections for chapter 14, are repealed.

(2) REMOVAL OF CROSS REFERENCES.—Section 111(b)(8) is amended by striking “sections 115, 131, 135, and 157” and inserting “sections 131 and 135”.

(f) EARLIER FILING DATE FOR INVENTOR AND JOINT INVENTOR.—Section 120 is amended by striking “which is filed by an inventor or inventors named” and inserting “which names an inventor or joint inventor”.

(g) CONFORMING AMENDMENTS.—

(1) RIGHT OF PRIORITY.—Section 172 is amended by striking “and the time specified in section 102(d)”.

(2) LIMITATION ON REMEDIES.—Section 287(c)(4) is amended by striking “the earliest effective filing date of which is prior to” and inserting “which has an effective filing date before”.

(3) INTERNATIONAL APPLICATION DESIGNATING THE UNITED STATES: EFFECT.—Section

363 is amended by striking “except as otherwise provided in section 102(e) of this title”.

(4) PUBLICATION OF INTERNATIONAL APPLICATION: EFFECT.—Section 374 is amended by striking “sections 102(e) and 154(d)” and inserting “section 154(d)”.

(5) PATENT ISSUED ON INTERNATIONAL APPLICATION: EFFECT.—The second sentence of section 375(a) is amended by striking “Subject to section 102(e) of this title, such” and inserting “Such”.

(6) LIMIT ON RIGHT OF PRIORITY.—Section 119(a) is amended by striking “; but no patent shall be granted” and all that follows through “one year prior to such filing”.

(7) INVENTIONS MADE WITH FEDERAL ASSISTANCE.—Section 202(c) is amended—

(A) in paragraph (2)—

(i) by striking “publication, on sale, or public use,” and all that follows through “obtained in the United States” and inserting “the 1-year period referred to in section 102(a) would end before the end of that 2-year period”; and

(ii) by striking “the statutory” and inserting “that 1-year”; and

(B) in paragraph (3), by striking “any statutory bar date that may occur under this title due to publication, on sale, or public use” and inserting “the expiration of the 1-year period referred to in section 102(a)”.

(h) REPEAL OF INTERFERING PATENT REMEDIES.—Section 291, and the item relating to that section in the table of sections for chapter 29, are repealed.

(i) ACTION FOR CLAIM TO PATENT ON DERIVED INVENTION.—Section 135 is amended to read as follows:

**“§ 135. Derivation proceedings**

“(a) DISPUTE OVER RIGHT TO PATENT.—

“(1) INSTITUTION OF DERIVATION PROCEEDING.—

“(A) REQUEST FOR PROCEEDING.—An applicant may request initiation of a derivation proceeding to determine the right of the applicant to a patent by filing a request that sets forth with particularity the basis for finding that another applicant derived the claimed invention from the applicant requesting the proceeding and, without authorization, filed an application claiming such invention.

“(B) REQUIREMENTS FOR REQUEST.—Any request under subparagraph (A)—

“(i) may only be made within 12 months after the earlier of—

“(I) the date on which a patent is issued containing a claim that is the same or substantially the same as the claimed invention; or

“(II) the date of first publication of an application containing a claim that is the same or is substantially the same as the claimed invention; and

“(ii) must be made under oath, and must be supported by substantial evidence.

“(C) DETERMINATION OF DIRECTOR.—Whenever the Director determines that patents or applications for patent naming different individuals as the inventor interfere with one another because of a dispute over the right to patent on the basis of a request under subparagraph (A), the Director shall institute a derivation proceeding for the purpose of determining which applicant is entitled to a patent.

“(2) DETERMINATION BY PATENT TRIAL AND APPEAL BOARD.—In any proceeding under this subsection, the Patent Trial and Appeal Board—

“(A) shall determine the question of the right to patent;

“(B) in appropriate circumstances, may correct the naming of the inventor in any application or patent at issue; and

“(C) shall issue a final decision on the right to patent.

“(3) DERIVATION PROCEEDING.—The Patent Trial and Appeal Board may defer action on

a request to initiate a derivation proceeding for up to three months after the date on which the Director issues a patent to the applicant that filed the earlier application.

“(4) EFFECT OF FINAL DECISION.—The final decision of the Patent Trial and Appeal Board in a derivation proceeding, if adverse to the claim of an applicant, shall constitute the final refusal by the Patent and Trademark Office on the claims involved. The Director may issue a patent to an applicant who is determined by the Patent Trial and Appeal Board to have the right to a patent. The final decision of the Board, if adverse to a patentee, shall, if no appeal or other review of the decision has been or can be taken or had, constitute cancellation of the claims involved in the patent, and notice of such cancellation shall be endorsed on copies of the patent distributed after such cancellation by the Patent and Trademark Office.

“(b) SETTLEMENT.—Parties to a derivation proceeding may terminate the proceeding by filing a written statement reflecting the agreement of the parties as to the correct inventors of the claimed invention in dispute. Unless the Patent Trial and Appeal Board finds the agreement to be inconsistent with the evidence of record, it shall take action consistent with the agreement. Any written settlement or understanding of the parties shall be filed with the Director. At the request of a party to the proceeding, the agreement or understanding shall be treated as business confidential information, shall be kept separate from the file of the involved patents or applications, and shall be made available only to Government agencies on written request, or to any person on a showing of good cause.

“(c) ARBITRATION.—Parties to a derivation proceeding, within such time as may be specified by the Director by regulation, may determine such contest or any aspect thereof by arbitration. Such arbitration shall be governed by the provisions of title 9 to the extent such title is not inconsistent with this section. The parties shall give notice of any arbitration award to the Director, and such award shall, as between the parties to the arbitration, be dispositive of the issues to which it relates. The arbitration award shall be unenforceable until such notice is given. Nothing in this subsection shall preclude the Director from determining patentability of the invention involved in the derivation proceeding.”.

(j) ELIMINATION OF REFERENCES TO INTERFERENCES.—(1) Sections 41(a)(6), 134, 141, 145, 146, 154, 305, and 314 are each amended by striking “Board of Patent Appeals and Interferences” each place it appears and inserting “Patent Trial and Appeal Board”.

(2) Section 141 is amended—

(A) by striking “an interference” and inserting “a derivation proceeding”; and

(B) by striking “interference” each additional place it appears and inserting “derivation proceeding”.

(3) Section 146 is amended—

(A) in the first paragraph—

(i) by striking “Any party” and inserting “(a) IN GENERAL.—Any party”; and

(ii) by striking “an interference” and inserting “a derivation proceeding”; and

(iii) by striking “interference” each additional place it appears and inserting “derivation proceeding”; and

(B) in the second paragraph, by striking “Such suit” and inserting “(b) PROCEDURE.—A suit under subsection (a)”.

(4) The section heading for section 134 is amended to read as follows:

**“§ 134. Appeal to the Patent Trial and Appeal Board”.**

(5) The section heading for section 135 is amended to read as follows:

**“§ 135. Derivation proceedings”.**

(6) The section heading for section 146 is amended to read as follows:

**“§ 146. Civil action in case of derivation proceeding”.**

(7) Section 154(b)(1)(C) is amended by striking “INTERFERENCES” and inserting “DERIVATION PROCEEDINGS”.

(8) The item relating to section 6 in the table of sections for chapter 1 is amended to read as follows:

“6. Patent Trial and Appeal Board.”.

(9) The items relating to sections 134 and 135 in the table of sections for chapter 12 are amended to read as follows:

“134. Appeal to the Patent Trial and Appeal Board.

“135. Derivation proceedings.”.

(10) The item relating to section 146 in the table of sections for chapter 13 is amended to read as follows:

“146. Civil action in case of derivation proceeding.”.

(11) CERTAIN APPEALS.—Subsection 1295(a)(4)(A) of title 28, United States Code, is amended to read as follows:

“(A) the Patent Trial and Appeal Board of the United States Patent and Trademark Office with respect to patent applications, derivation proceedings, and post-grant review proceedings, at the instance of an applicant for a patent or any party to a patent interference (commenced with respect to an application for patent filed before the effective date provided in section 3(k) of the Patent Reform Act of 2007), derivation proceeding, or post-grant review proceeding, and any such appeal shall waive any right of such applicant or party to proceed under section 145 or 146 of title 35.”.

(k) EFFECTIVE DATE.—

(1) IN GENERAL.—The amendments made by this section—

(A) shall take effect 90 days after the date on which the President issues an Executive order containing the President’s finding that major patenting authorities have adopted a grace period having substantially the same effect as that contained under the amendments made by this section; and

(B) shall apply to all applications for patent that are filed on or after the effective date under subparagraph (A).

(2) DEFINITIONS.—In this subsection:

(A) MAJOR PATENTING AUTHORITIES.—The term “major patenting authorities” means at least the patenting authorities in Europe and Japan.

(B) GRACE PERIOD.—The term “grace period” means the 1-year period ending on the effective filing date of a claimed invention, during which disclosures of the subject matter by the inventor or a joint inventor, or by others who obtained the subject matter disclosed directly or indirectly from the inventor or a joint inventor, do not qualify as prior art to the claimed invention.

(C) EFFECTIVE FILING DATE.—The term “effective filing date of a claimed invention” means, with respect to a patenting authority in another country, a date equivalent to the effective filing date of a claimed invention as defined in section 100(h) of title 35, United States Code, as added by subsection (a) of this section.

(3) RETENTION OF INTERFERENCE PROCEDURES WITH RESPECT TO APPLICATIONS FILED BEFORE EFFECTIVE DATE.—In the case of any application for patent that is filed before the effective date under paragraph (1)(A), the provisions of law repealed or amended by subsections (h), (i), and (j) shall apply to such application as such provisions of law were in effect on the day before such effective date.

(1) REVIEW EVERY 7 YEARS.—Not later than the end of the 7-year period beginning on the effective date under subsection (k), and the end of every 7-year period thereafter, the Under Secretary of Commerce for Intellectual Property and Director of the United States Patent and Trademark Office (in this subsection referred to as the “Director”) shall—

(1) conduct a study on the effectiveness and efficiency of the amendments made by this section; and

(2) submit to the Committees on the Judiciary of the House of Representatives and the Senate a report on the results of the study, including any recommendations the Director has on amendments to the law and other recommendations of the Director with respect to the first-to-file system implemented under the amendments made by this section.

#### SEC. 4. INVENTOR'S OATH OR DECLARATION.

(a) INVENTOR'S OATH OR DECLARATION.—

(1) IN GENERAL.—Section 115 is amended to read as follows:

##### “§ 115. Inventor's oath or declaration

“(a) NAMING THE INVENTOR; INVENTOR'S OATH OR DECLARATION.—An application for patent that is filed under section 111(a), that commences the national stage under section 363, or that is filed by an inventor for an invention for which an application has previously been filed under this title by that inventor shall include, or be amended to include, the name of the inventor of any claimed invention in the application. Except as otherwise provided in this section, each individual who is the inventor or a joint inventor of a claimed invention in an application for patent shall execute an oath or declaration in connection with the application.

“(b) REQUIRED STATEMENTS.—An oath or declaration by an individual under subsection (a) shall contain statements that—

“(1) the application was made or was authorized to be made by individual; and

“(2) the individual believes himself or herself to be the original inventor or an original joint inventor of a claimed invention in the application.

“(c) ADDITIONAL REQUIREMENTS.—The Director may specify additional information relating to the inventor and the invention that is required to be included in an oath or declaration under subsection (a).

“(d) SUBSTITUTE STATEMENT.—

“(1) IN GENERAL.—In lieu of executing an oath or declaration under subsection (a), the applicant for patent may provide a substitute statement under the circumstances described in paragraph (2) and such additional circumstances that the Director may specify by regulation.

“(2) PERMITTED CIRCUMSTANCES.—A substitute statement under paragraph (1) is permitted with respect to any individual who—

“(A) is unable to file the oath or declaration under subsection (a) because the individual—

“(i) is deceased;

“(ii) is under legal incapacity; or

“(iii) cannot be found or reached after diligent effort; or

“(B) is under an obligation to assign the invention and has refused to make the oath or declaration required under subsection (a).

“(3) CONTENTS.—A substitute statement under this subsection shall—

“(A) identify the individual with respect to whom the statement applies;

“(B) set forth the circumstances representing the permitted basis for the filing of the substitute statement in lieu of the oath or declaration under subsection (a); and

“(C) contain any additional information, including any showing, required by the Director.

“(e) MAKING REQUIRED STATEMENTS IN ASSIGNMENT OF RECORD.—An individual who has

assigned rights in an application for patent may include the required statements under subsections (b) and (c) in the assignment executed by the individual, in lieu of filing such statements separately.

“(f) TIME FOR FILING.—A notice of allowance under section 151 may be provided to an applicant for patent only if the applicant for patent has filed each required oath or declaration under subsection (a) or has filed a substitute statement under subsection (d) or recorded an assignment meeting the requirements of subsection (e).

“(g) EARLIER-FILED APPLICATION CONTAINING REQUIRED STATEMENTS OR SUBSTITUTE STATEMENT.—The requirements under this section shall not apply to an individual with respect to an application for patent in which the individual is named as the inventor or a joint inventor and that claims the benefit of an earlier filing date under section 120 or 365(c), if—

“(1) an oath or declaration meeting the requirements of subsection (a) was executed by the individual and was filed in connection with the earlier-filed application;

“(2) a substitute statement meeting the requirements of subsection (d) was filed in the earlier filed application with respect to the individual; or

“(3) an assignment meeting the requirements of subsection (e) was executed with respect to the earlier-filed application by the individual and was recorded in connection with the earlier-filed application.

“(h) SUPPLEMENTAL AND CORRECTED STATEMENTS; FILING ADDITIONAL STATEMENTS.—

“(1) IN GENERAL.—Any person making a statement required under this section may withdraw, replace, or otherwise correct the statement at any time. If a change is made in the naming of the inventor requiring the filing of 1 or more additional statements under this section, such additional statements shall be filed in accordance with regulations established by the Director.

“(2) SUPPLEMENTAL STATEMENTS NOT REQUIRED.—If an individual has executed an oath or declaration under subsection (a) or an assignment meeting the requirements of subsection (e) with respect to an application for patent, the Director may not thereafter require that individual to make any additional oath, declaration, or other statement equivalent to those required by this section in connection with the application for patent or any patent issuing thereon.

“(3) SAVINGS CLAUSE.—No patent shall be invalid or unenforceable based upon the failure to comply with a requirement under this section if the failure is remedied as provided under paragraph (1).

“(i) ACKNOWLEDGMENT OF PENALTIES.—Any declaration or statement filed under this section must contain an acknowledgment that any willful false statement is punishable by fine or imprisonment, or both, under section 1001 of title 18.”

(2) RELATIONSHIP TO DIVISIONAL APPLICATIONS.—Section 121 is amended by striking “If a divisional application” and all that follows through “inventor.”

(3) REQUIREMENTS FOR NONPROVISIONAL APPLICATIONS.—Section 111(a) is amended—

(A) in paragraph (2)(C), by striking “by the applicant” and inserting “or declaration”;

(B) in the heading for paragraph (3), by striking “AND OATH”; and

(C) by striking “and oath” each place it appears.

(4) CONFORMING AMENDMENT.—The item relating to section 115 in the table of sections for chapter 11 is amended to read as follows:

“115. Inventor's oath or declaration.”

(b) SPECIFICATION.—Section 112 is amended—

(1) in the first paragraph—

(A) by striking “The specification” and inserting “(a) IN GENERAL.—The specification”; and

(B) by striking “of carrying out his invention” and inserting “or joint inventor of carrying out the invention”; and

(2) in the second paragraph—

(A) by striking “The specification” and inserting “(b) CONCLUSION.—The specification”; and

(B) by striking “applicant regards as his invention” and inserting “inventor or a joint inventor regards as the invention”;

(3) in the third paragraph, by striking “A claim” and inserting “(c) FORM.—A claim”; and

(4) in the fourth paragraph, by striking “Subject to the following paragraph,” and inserting “(d) REFERENCE IN DEPENDENT FORMS.—Subject to subsection (e).”;

(5) in the fifth paragraph, by striking “A claim” and inserting “(e) REFERENCE IN MULTIPLE DEPENDENT FORM.—A claim”; and

(6) in the last paragraph, by striking “An element” and inserting “(f) ELEMENT IN CLAIM FOR A COMBINATION.—An element”.

(c) EFFECTIVE DATE.—The amendments made by this section—

(1) shall take effect at the end of the 1-year period beginning on the date of the enactment of this Act; and

(2) shall apply to any application for patent, or application for reissue patent, that is filed on or after the effective date under paragraph (1).

#### SEC. 5. RIGHT OF THE INVENTOR TO OBTAIN DAMAGES.

(a) DAMAGES.—Section 284 is amended—

(1) in the first paragraph, by striking “Upon” and inserting “(a) IN GENERAL.—Upon”;

(2) by designating the second undesignated paragraph as subsection (c);

(3) by inserting after subsection (a) (as designated by paragraph (1) of this subsection) the following:

“(b) REASONABLE ROYALTY.—

“(1) IN GENERAL.—An award pursuant to subsection (a) that is based upon a reasonable royalty shall be determined in accordance with this subsection. Based on the facts of the case, the court shall determine whether paragraph (2), (3), or (4) will be used by the court or the jury in calculating a reasonable royalty. The court shall identify the factors that are relevant to the determination of a reasonable royalty under the applicable paragraph, and the court or jury, as the case may be, shall consider only those factors in making the determination.

“(2) RELATIONSHIP OF DAMAGES TO CONTRIBUTIONS OVER PRIOR ART.—Upon a showing to the satisfaction of the court that a reasonable royalty should be based on a portion of the value of the infringing product or process, the court shall conduct an analysis to ensure that a reasonable royalty under subsection (a) is applied only to that economic value properly attributable to the patent's specific contribution over the prior art. The court shall exclude from the analysis the economic value properly attributable to the prior art, and other features or improvements, whether or not themselves patented, that contribute economic value to the infringing product or process.

“(3) ENTIRE MARKET VALUE.—Upon a showing to the satisfaction of the court that the patent's specific contribution over the prior art is the predominant basis for market demand for an infringing product or process, damages may be based upon the entire market value of the products or processes involved that satisfy that demand.

“(4) OTHER FACTORS.—If neither paragraph (2) or (3) is appropriate for determining a reasonable royalty, the court may consider, or direct the jury to consider, the terms of any nonexclusive marketplace licensing of

the invention, where appropriate, as well as any other relevant factors under applicable law.

(5) COMBINATION INVENTIONS.—For purposes of paragraphs (2) and (3), in the case of a combination invention the elements of which are present individually in the prior art, the patentee may show that the contribution over the prior art may include the value of the additional function resulting from the combination, as well as the enhanced value, if any, of some or all of the prior art elements resulting from the combination.”;

(4) by amending subsection (c) (as designated by paragraph (1) of this subsection) to read as follows:

“(c) WILLFUL INFRINGEMENT.—

(1) INCREASED DAMAGES.—A court that has determined that the infringer has willfully infringed a patent or patents may increase the damages up to three times the amount of damages found or assessed under subsection (a), except that increased damages under this paragraph shall not apply to provisional rights under section 154(d).

(2) PERMITTED GROUNDS FOR WILLFULNESS.—A court may find that an infringer has willfully infringed a patent only if the patent owner presents clear and convincing evidence that—

“(A) after receiving written notice from the patentee—

“(i) alleging acts of infringement in a manner sufficient to give the infringer an objectively reasonable apprehension of suit on such patent, and

“(ii) identifying with particularity each claim of the patent, each product or process that the patent owner alleges infringes the patent, and the relationship of such product or process to such claim,

the infringer, after a reasonable opportunity to investigate, thereafter performed one or more of the alleged acts of infringement;

“(B) the infringer intentionally copied the patented invention with knowledge that it was patented; or

“(C) after having been found by a court to have infringed that patent, the infringer engaged in conduct that was not colorably different from the conduct previously found to have infringed the patent, and that resulted in a separate finding of infringement of the same patent.

(3) LIMITATIONS ON WILLFULNESS.—(A) A court may not find that an infringer has willfully infringed a patent under paragraph (2) for any period of time during which the infringer had an informed good faith belief that the patent was invalid or unenforceable, or would not be infringed by the conduct later shown to constitute infringement of the patent.

“(B) An informed good faith belief within the meaning of subparagraph (A) may be established by—

“(i) reasonable reliance on advice of counsel;

“(ii) evidence that the infringer sought to modify its conduct to avoid infringement once it had discovered the patent; or

“(iii) other evidence a court may find sufficient to establish such good faith belief.

“(C) The decision of the infringer not to present evidence of advice of counsel is not relevant to a determination of willful infringement under paragraph (2).

(4) LIMITATION ON PLEADING.—Before the date on which a court determines that the patent in suit is not invalid, is enforceable, and has been infringed by the infringer, a patentee may not plead and a court may not determine that an infringer has willfully infringed a patent.”; and

(5) in the third undesignated paragraph, by striking “The court” and inserting “(d) EXPERT TESTIMONY.—The court”.

(b) REPORT TO CONGRESSIONAL COMMITTEES.—Not later than June 30, 2009, the Under Secretary of Commerce for Intellectual Property and Director of the United States Patent and Trademark Office (in this subsection referred to as the “Director”) shall report to the Committee on the Judiciary of the House of Representatives and the Committee on the Judiciary of the Senate the findings and recommendations of the Director on the operation of prior user rights in selected countries in the industrialized world. The report shall include the following:

(1) A comparison between the patent laws of the United States and the laws of other industrialized countries, including the European Union, Japan, Canada, and Australia.

(2) An analysis of the effect of prior user rights on innovation rates in the selected countries.

(3) An analysis of the correlation, if any, between prior user rights and start-up enterprises and the ability to attract venture capital to start new companies.

(4) An analysis of the effect of prior user rights, if any, on small businesses, universities, and individual inventors.

(5) An analysis of any legal or constitutional issues that arise from placing elements of trade secret law, in the form of prior user rights, in patent law.

In preparing the report, the Director shall consult with the Secretary of State and the Attorney General of the United States.

(c) EFFECTIVE DATE.—The amendments made by this section shall apply to any civil action commenced on or after the date of the enactment of this Act.

(d) REVIEW EVERY 7 YEARS.—Not later than the end of the 7-year period beginning on the date of the enactment of this Act, and the end of every 7-year period thereafter, the Under Secretary of Commerce for Intellectual Property and Director of the United States Patent and Trademark Office (in this subsection referred to as the “Director”) shall—

(1) conduct a study on the effectiveness and efficiency of the amendments made by this section; and

(2) submit to the Committees on the Judiciary of the House of Representatives and the Senate a report on the results of the study, including any recommendations the Director has on amendments to the law and other recommendations of the Director with respect to the right of the inventor to obtain damages for patent infringement.

## SEC. 6. POST-GRANT PROCEDURES AND OTHER QUALITY ENHANCEMENTS.

(a) CITATION OF PRIOR ART.—

(1) IN GENERAL.—Section 301 is amended to read as follows:

### “§ 301. Citation of prior art

“(a) IN GENERAL.—Any person at any time may cite to the Office in writing—

“(1) prior art consisting of patents or printed publications which that person believes to have a bearing on the patentability of any claim of a particular patent; or

“(2) written statements of the patent owner filed in a proceeding before a Federal court or the Patent and Trademark Office in which the patent owner takes a position on the scope of one or more patent claims.

“(b) SUBMISSIONS PART OF OFFICIAL FILE.—If the person citing prior art or written submissions under subsection (a) explains in writing the pertinence and manner of applying the prior art or written submissions to at least one claim of the patent, the citation of the prior art or written submissions (as the case may be) and the explanation thereof shall become a part of the official file of the patent.

“(c) PROCEDURES FOR WRITTEN STATEMENTS.—

(1) SUBMISSION OF ADDITIONAL MATERIALS.—A party that submits written state-

ments under subsection (a)(2) in a proceeding shall include any other documents, pleadings, or evidence from the proceeding that address the patent owner’s statements or the claims addressed by the written statements.

“(2) LIMITATION ON USE OF STATEMENTS.—Written statements submitted under subsection (a)(2) shall not be considered for any purpose other than to determine the proper meaning of the claims that are the subject of the request in a proceeding ordered pursuant to section 304 or 313. Any such written statements, and any materials submitted under paragraph (1), that are subject to an applicable protective order shall be redacted to exclude information subject to the order.

“(d) IDENTITY WITHHELD.—Upon the written request of the person citing prior art or written statements under subsection (a), the person’s identity shall be excluded from the patent file and kept confidential.”.

(b) REEXAMINATION.—Section 303(a) is amended to read as follows:

“(a) Within three months after the owner of a patent files a request for reexamination under section 302, the Director shall determine whether a substantial new question of patentability affecting any claim of the patent concerned is raised by the request, with or without consideration of other patents or printed publications. On the Director’s own initiative, and at any time, the Director may determine whether a substantial new question of patentability is raised by patents and publications discovered by the Director, is cited under section 301, or is cited by any person other than the owner of the patent under section 302 or section 311. The existence of a substantial new question of patentability is not precluded by the fact that a patent or printed publication was previously considered by the Office.”.

(c) CONDUCT OF INTER PARTES PROCEEDINGS.—Section 314 is amended—

(1) in the first sentence of subsection (a), by striking “conducted according to the procedures established for initial examination under the provisions of sections 132 and 133” and inserting “heard by an administrative patent judge in accordance with procedures which the Director shall establish”;

(2) in subsection (b), by striking paragraph (2) and inserting the following:

“(2) The third-party requester shall have the opportunity to file written comments on any action on the merits by the Office in the inter partes reexamination proceeding, and on any response that the patent owner files to such an action, if those written comments are received by the Office within 60 days after the date of service on the third-party requester of the Office action or patent owner response, as the case may be.”; and

(3) by adding at the end the following:

“(d) ORAL HEARING.—At the request of a third party requestor or the patent owner, the administrative patent judge shall conduct an oral hearing, unless the judge finds cause lacking for such hearing.”.

(d) ESTOPPEL.—Section 315(c) is amended by striking “or could have raised”.

(e) REEXAMINATION PROHIBITED AFTER DISTRICT COURT DECISION.—Section 317(b) is amended—

(1) in the subsection heading, by striking “FINAL DECISION” and inserting “DISTRICT COURT DECISION”;

(2) by striking “Once a final decision has been entered” and inserting “Once the judgment of the district court has been entered”.

(f) POST-GRANT OPPOSITION PROCEDURES.—

(1) IN GENERAL.—Part III is amended by adding at the end the following new chapter:

## “CHAPTER 32—POST-GRANT REVIEW PROCEDURES

“Sec.

“321. Petition for post-grant review.

“322. Timing and bases of petition.

- “323. Requirements of petition.
- “324. Prohibited filings.
- “325. Submission of additional information; showing of sufficient grounds.
- “326. Conduct of post-grant review proceedings.
- “327. Patent owner response.
- “328. Proof and evidentiary standards.
- “329. Amendment of the patent.
- “330. Decision of the Board.
- “331. Effect of decision.
- “332. Settlement.
- “333. Relationship to other pending proceedings.
- “334. Effect of decisions rendered in civil action on post-grant review proceedings.
- “335. Effect of final decision on future proceedings.
- “336. Appeal.

**“§ 321. Petition for post-grant review**

“Subject to sections 322, 324, 332, and 333, a person who is not the patent owner may file with the Office a petition for cancellation seeking to institute a post-grant review proceeding to cancel as unpatentable any claim of a patent on any ground that could be raised under paragraph (2) or (3) of section 282(b) (relating to invalidity of the patent or any claim). The Director shall establish, by regulation, fees to be paid by the person requesting the proceeding, in such amounts as the Director determines to be reasonable.

**“§ 322. Timing and bases of petition**

“A post-grant proceeding may be instituted under this chapter pursuant to a cancellation petition filed under section 321 only if—

- “(1) the petition is filed not later than 12 months after the issuance of the patent or a reissue patent, as the case may be; or
- “(2) the patent owner consents in writing to the proceeding.

**“§ 323. Requirements of petition**

“A cancellation petition filed under section 321 may be considered only if—

- “(1) the petition is accompanied by payment of the fee established by the Director under section 321;
- “(2) the petition identifies the cancellation petitioner;
- “(3) for each claim sought to be canceled, the petition sets forth in writing the basis for cancellation and provides the evidence in support thereof, including copies of patents and printed publications, or written testimony of a witness attested to under oath or declaration by the witness, or any other information that the Director may require by regulation; and
- “(4) the petitioner provides copies of the petition, including any evidence submitted with the petition and any other information submitted under paragraph (3), to the patent owner or, if applicable, the designated representative of the patent owner.

**“§ 324. Prohibited filings**

“A post-grant review proceeding may not be instituted under section 322 if the petition for cancellation requesting the proceeding—

- “(1) identifies the same cancellation petitioner and the same patent as a previous petition for cancellation filed under such section; or
- “(2) is based on the best mode requirement contained in section 112.

**“§ 325. Submission of additional information; showing of sufficient grounds**

“(a) IN GENERAL.—The cancellation petitioner shall file such additional information with respect to the petition as the Director may require. For each petition submitted under section 321, the Director shall determine if the written statement, and any evidence submitted with the request, establish that a substantial question of patentability

exists for at least one claim in the patent. The Director may initiate a post-grant review proceeding if the Director determines that the information presented provides sufficient grounds to believe that there is a substantial question of patentability concerning one or more claims of the patent at issue.

“(b) NOTIFICATION; DETERMINATIONS NOT REVIEWABLE.—The Director shall notify the patent owner and each petitioner in writing of the Director’s determination under subsection (a), including a determination to deny the petition. The Director shall make that determination in writing not later than 60 days after receiving the petition. Any determination made by the Director under subsection (a), including whether or not to institute a post-grant review proceeding or to deny the petition, shall not be reviewable.

**“§ 326. Conduct of post-grant review proceedings**

“(a) IN GENERAL.—The Director shall prescribe regulations, in accordance with section 2(b)(2)—

“(1) establishing and governing post-grant review proceedings under this chapter and their relationship to other proceedings under this title;

“(2) establishing procedures for the submission of supplemental information after the petition for cancellation is filed; and

“(3) setting forth procedures for discovery of relevant evidence, including that such discovery shall be limited to evidence directly related to factual assertions advanced by either party in the proceeding, and the procedures for obtaining such evidence shall be consistent with the purpose and nature of the proceeding.

In carrying out paragraph (3), the Director shall bear in mind that discovery must be in the interests of justice.

“(b) POST-GRANT REGULATIONS.—Regulations under subsection (a)(1)—

“(1) shall require that the final determination in a post-grant proceeding issue not later than one year after the date on which the post-grant review proceeding is instituted under this chapter, except that, for good cause shown, the Director may extend the 1-year period by not more than six months;

“(2) shall provide for discovery upon order of the Director;

“(3) shall provide for publication of notice in the Federal Register of the filing of a petition for post-grant review under this chapter, for publication of the petition, and documents, orders, and decisions relating to the petition, on the website of the Patent and Trademark Office, and for filings under seal exempt from publication requirements;

“(4) shall prescribe sanctions for abuse of discovery, abuse of process, or any other improper use of the proceeding, such as to harass or to cause unnecessary delay or unnecessary increase in the cost of the proceeding;

“(5) may provide for protective orders governing the exchange and submission of confidential information; and

“(6) shall ensure that any information submitted by the patent owner in support of any amendment entered under section 329 is made available to the public as part of the prosecution history of the patent.

“(c) CONSIDERATIONS.—In prescribing regulations under this section, the Director shall consider the effect on the economy, the integrity of the patent system, and the efficient administration of the Office.

“(d) CONDUCT OF PROCEEDING.—The Patent Trial and Appeal Board shall, in accordance with section 6(b), conduct each post-grant review proceeding authorized by the Director.

**“§ 327. Patent owner response**

“After a post-grant proceeding under this chapter has been instituted with respect to a patent, the patent owner shall have the right

to file, within a time period set by the Director, a response to the cancellation petition. The patent owner shall file with the response, through affidavits or declarations, any additional factual evidence and expert opinions on which the patent owner relies in support of the response.

**“§ 328. Proof and evidentiary standards**

“(a) IN GENERAL.—The presumption of validity set forth in section 282 shall not apply in a challenge to any patent claim under this chapter.

“(b) BURDEN OF PROOF.—The party advancing a proposition under this chapter shall have the burden of proving that proposition by a preponderance of the evidence.

**“§ 329. Amendment of the patent**

“(a) IN GENERAL.—In response to a challenge in a petition for cancellation, the patent owner may file one motion to amend the patent in one or more of the following ways:

- “(1) Cancel any challenged patent claim.
- “(2) For each challenged claim, propose a substitute claim.
- “(3) Amend the patent drawings or otherwise amend the patent other than the claims.

“(b) ADDITIONAL MOTIONS.—Additional motions to amend may be permitted only for good cause shown.

“(c) SCOPE OF CLAIMS.—An amendment under this section may not enlarge the scope of the claims of the patent or introduce new matter.

**“§ 330. Decision of the Board**

“If the post-grant review proceeding is instituted and not dismissed under this chapter, the Patent Trial and Appeal Board shall issue a final written decision addressing the patentability of any patent claim challenged and any new claim added under section 329.

**“§ 331. Effect of decision**

“(a) IN GENERAL.—If the Patent Trial and Appeal Board issues a final decision under section 330 and the time for appeal has expired or any appeal proceeding has terminated, the Director shall issue and publish a certificate canceling any claim of the patent finally determined to be unpatentable and incorporating in the patent by operation of the certificate any new claim determined to be patentable.

“(b) NEW CLAIMS.—Any new claim held to be patentable and incorporated into a patent in a post-grant review proceeding shall have the same effect as that specified in section 252 for reissued patents on the right of any person who made, purchased, offered to sell, or used within the United States, or imported into the United States, anything patented by such new claim, or who made substantial preparations therefor, before a certificate under subsection (a) of this section is issued.

**“§ 332. Settlement**

“(a) IN GENERAL.—A post-grant review proceeding shall be terminated with respect to any petitioner upon the joint request of the petitioner and the patent owner, unless the Patent Trial and Appeal Board has issued a written decision before the request for termination is filed. If the post-grant review proceeding is terminated with respect to a petitioner under this paragraph, no estoppel shall apply to that petitioner. If no petitioner remains in the proceeding, the panel of administrative patent judges assigned to the proceeding shall terminate the proceeding.

“(b) AGREEMENT IN WRITING.—Any agreement or understanding between the patent owner and a petitioner, including any collateral agreements referred to in the agreement or understanding, that is made in connection with or in contemplation of the termination of a post-grant review proceeding, must be in

writing. A post-grant review proceeding as between the parties to the agreement or understanding may not be terminated until a copy of the agreement or understanding, including any such collateral agreements, has been filed in the Office. If any party filing such an agreement or understanding requests, the agreement or understanding shall be kept separate from the file of the post-grant review proceeding, and shall be made available only to Government agencies on written request, or to any person on a showing of good cause.

### “§ 333. Relationship to other proceedings

“(a) IN GENERAL.—Notwithstanding subsection 135(a), sections 251 and 252, and chapter 30, the Director may determine the manner in which any reexamination proceeding, reissue proceeding, interference proceeding (commenced with respect to an application for patent filed before the effective date provided in section 3(k) of the Patent Reform Act of 2007), derivation proceeding, or post-grant review proceeding, that is pending during a post-grant review proceeding, may proceed, including providing for stay, transfer, consolidation, or termination of any such proceeding.

“(b) STAYS.—The Director may stay a post-grant review proceeding if a pending civil action for infringement of a patent addresses the same or substantially the same questions of patentability raised against the patent in a petition for post-grant review.

“(c) EFFECT OF COMMENCEMENT OF PROCEEDING.—The commencement of a post-grant review proceeding—

“(1) shall not limit in any way the right of the patent owner to commence an action for infringement of the patent; and

“(2) shall not be cited as evidence relating to the validity of any claim of the patent in any proceeding before a court or the International Trade Commission concerning the patent.

### “§ 334. Effect of decisions rendered in civil action on post-grant review proceedings

“If a final decision is entered against a party in a civil action arising in whole or in part under section 1338 of title 28 establishing that the party has not sustained its burden of proving the invalidity of any patent claim—

“(1) that party to the civil action and the privies of that party may not thereafter request a post-grant review proceeding on that patent claim on the basis of any grounds, under the provisions of section 321, which that party or the privies of that party raised or could have raised; and

“(2) the Director may not thereafter maintain a post-grant review proceeding that was requested, before the final decision was so entered, by that party or the privies of that party on the basis of such grounds.

### “§ 335. Effect of final decision on future proceedings

“If a final decision under section 330 is favorable to the patentability of any original or new claim of the patent challenged by the cancellation petitioner, the cancellation petitioner may not thereafter, based on any ground that the cancellation petitioner raised during the post-grant review proceeding—

“(1) request or pursue a reexamination of such claim under chapter 31;

“(2) request or pursue a derivation proceeding with respect to such claim;

“(3) request or pursue a post-grant review proceeding under this chapter with respect to such claim;

“(4) assert the invalidity of any such claim in any civil action arising in whole or in part under section 1338 of title 28; or

“(5) assert the invalidity of any such claim in defense to an action brought under section 337 of the Tariff Act of 1930 (19 U.S.C. 1337).

### “§ 336. Appeal

“A party dissatisfied with the final determination of the Patent Trial and Appeal Board in a post-grant proceeding under this chapter may appeal the determination under sections 141 through 144. Any party to the post-grant proceeding shall have the right to be a party to the appeal.”

(g) CONFORMING AMENDMENT.—The table of chapters for part III is amended by adding at the end the following:

### “32. Post-Grant Review Proceedings .. 321”.

(h) REPEAL.—Section 4607 of the Intellectual Property and Communications Omnibus Reform Act of 1999, as enacted by section 1000(a)(9) of Public Law 106–113, is repealed.

(i) EFFECTIVE DATES.—

(1) IN GENERAL.—The amendments and repeal made by this section shall take effect at the end of the 1-year period beginning on the date of the enactment of this Act.

(2) APPLICABILITY TO EX PARTE AND INTER PARTES PROCEEDINGS.—Notwithstanding any other provision of law, sections 301 and 311 through 318 of title 35, United States Code, as amended by this section, shall apply to any patent that issues before, on, or after the effective date under paragraph (1) from an original application filed on any date.

(3) APPLICABILITY TO POST-GRANT PROCEEDINGS.—The amendments made by subsections (f) and (g) shall apply to patents issued on or after the effective date under paragraph (1).

(j) REGULATIONS.—The Under Secretary of Commerce for Intellectual Property and Director of the United States Patent and Trademark Office (in this subsection referred to as the “Director”) shall, not later than the date that is 1 year after the date of the enactment of this Act, issue regulations to carry out chapter 32 of title 35, United States Code, as added by subsection (f) of this section.

### SEC. 7. DEFINITIONS; PATENT TRIAL AND APPEAL BOARD.

(a) DEFINITIONS.—Section 100 (as amended by this Act) is further amended by adding at the end the following:

“(k) The term ‘cancellation petitioner’ means the real party in interest requesting cancellation of any claim of a patent under chapter 32 of this title and the privies of the real party in interest.”

(a) PATENT TRIAL AND APPEAL BOARD.—Section 6 is amended to read as follows:

### “§ 6. Patent Trial and Appeal Board

“(a) ESTABLISHMENT AND COMPOSITION.—There shall be in the Office a Patent Trial and Appeal Board. The administrative patent judges shall constitute the Patent Trial and Appeal Board. The administrative patent judges shall be persons of competent legal knowledge and scientific ability who are appointed by the Secretary of Commerce. Any reference in any Federal law, Executive order, rule, regulation, or delegation of authority, or any document of or pertaining to the Board of Patent Appeals and Interferences is deemed to refer to the Patent Trial and Appeal Board.

“(b) DUTIES.—The Patent Trial and Appeal Board shall—

“(1) on written appeal of an applicant, review adverse decisions of examiners upon application for patents;

“(2) on written appeal of a patent owner, review adverse decisions of examiners upon patents in reexamination proceedings under chapter 30;

“(3) review appeals by patent owners and third-party requesters under section 315;

“(4) determine priority and patentability of invention in derivation proceedings under section 135(a); and

“(5) conduct post-grant opposition proceedings under chapter 32.

Each appeal and derivation proceeding shall be heard by at least 3 members of the Patent Trial and Appeal Board, who shall be designated by the Director. Only the Patent Trial and Appeal Board may grant rehearings. The Director shall assign each post-grant review proceeding to a panel of 3 administrative patent judges. Once assigned, each such panel of administrative patent judges shall have the responsibilities under chapter 32 in connection with post-grant review proceedings.”

(b) EFFECTIVE DATE.—The amendments made by this section shall take effect at the end of the 1-year period beginning on the date of the enactment of this Act.

### SEC. 8. STUDY AND REPORT ON REEXAMINATION PROCEEDINGS.

The Under Secretary of Commerce for Intellectual Property and Director of the Patent and Trademark Office shall, not later than 2 years after the date of the enactment of this Act—

(1) conduct a study of the effectiveness and efficiency of the different forms of proceedings available under title 35, United States Code, for the reexamination of patents; and

(2) submit to the Committees on the Judiciary of the House of Representatives and the Senate a report on the results of the study, including any of the Director’s suggestions for amending the law, and any other recommendations the Director has with respect to patent reexamination proceedings.

### SEC. 9. SUBMISSIONS BY THIRD PARTIES AND OTHER QUALITY ENHANCEMENTS.

(a) PUBLICATION.—Section 122(b)(2)(B)(i) is amended by striking “published as provided in paragraph (1).” and inserting the following: “published until the later of—

“(I) three months after a second action is taken pursuant to section 132 on the application, of which notice has been given or mailed to the applicant; or

“(II) the date specified in paragraph (1).”

(b) PREISSUANCE SUBMISSIONS BY THIRD PARTIES.—Section 122 is amended by adding at the end the following:

“(e) PREISSUANCE SUBMISSIONS BY THIRD PARTIES.—

“(1) IN GENERAL.—Any person may submit for consideration and inclusion in the record of a patent application, any patent, published patent application, or other publication of potential relevance to the examination of the application, if such submission is made in writing before the earlier of—

“(A) the date a notice of allowance under section 151 is mailed in the application for patent; or

“(B) either—

“(i) 6 months after the date on which the application for patent is published under section 122, or

“(ii) the date of the first rejection under section 132 of any claim by the examiner during the examination of the application for patent, whichever occurs later.

“(2) OTHER REQUIREMENTS.—Any submission under paragraph (1) shall—

“(A) set forth a concise description of the asserted relevance of each submitted document;

“(B) be accompanied by such fee as the Director may prescribe;

“(C) include a statement by the submitter affirming that the submission was made in compliance with this section; and

“(D) identify the real party-in-interest making the submission.”

(c) EFFECTIVE DATE.—The amendments made by this section—

(1) shall take effect at the end of the 1-year period beginning on the date of the enactment of this Act; and

(2) shall apply to any application for patent filed before, on, or after the effective date under paragraph (1).



**SEC. 10. TAX PLANNING METHODS NOT PATENTABLE.**

(a) IN GENERAL.—Section 101 is amended—  
 (1) by striking “Whoever” and inserting “(a) PATENTABLE INVENTIONS.—Whoever”;

and  
 (2) by adding at the end the following:

“(b) TAX PLANNING METHODS.—

“(1) UNPATENTABLE SUBJECT MATTER.—A patent may not be obtained for a tax planning method.

“(2) DEFINITIONS.—For purposes of paragraph (1)—

“(A) the term ‘tax planning method’ means a plan, strategy, technique, or scheme that is designed to reduce, minimize, or defer, or has, when implemented, the effect of reducing, minimizing, or deferring, a taxpayer’s tax liability, but does not include the use of tax preparation software or other tools used solely to perform or model mathematical calculations or prepare tax or information returns;

“(B) the term ‘taxpayer’ means an individual, entity, or other person (as defined in section 7701 of the Internal Revenue Code of 1986) that is subject to taxation directly, is required to prepare a tax return or information statement to enable one or more other persons to determine their tax liability, or is otherwise subject to a tax law;

“(C) the terms ‘tax’, ‘tax laws’, ‘tax liability’, and ‘taxation’ refer to any Federal, State, county, city, municipality, or other governmental levy, assessment, or imposition, whether measured by income, value, or otherwise; and

“(D) the term ‘State’ means each of the several States, the District of Columbia, and any commonwealth, territory, or possession of the United States.”

(b) APPLICABILITY.—The amendments made by this section—

(1) shall take effect on the date of the enactment of this Act;

(2) shall apply to any application for patent or application for a reissue patent that is—

(A) filed on or after the date of the enactment of this Act; or

(B) filed before that date if a patent or reissue patent has not been issued pursuant to the application as of that date; and

(3) shall not be construed as validating any patent issued before the date of the enactment of this Act for an invention described in section 101(b) of title 35, United States Code, as amended by this section.

**SEC. 11. VENUE AND JURISDICTION.**

(a) VENUE FOR PATENT CASES.—Section 1400 of title 28, United States Code, is amended by striking subsection (b) and inserting the following:

“(b) In any civil action arising under any Act of Congress relating to patents, a party shall not manufacture venue by assignment, incorporation, joinder, or otherwise primarily to invoke the venue of a specific district court.

“(c) Notwithstanding section 1391 of this title, except as provided in paragraph (3) of this subsection, any civil action for patent infringement or any action for declaratory judgment relating to a patent may be brought only in a judicial district—

“(1) where the defendant has its principal place of business or is incorporated, or, for foreign corporations with a United States subsidiary, where the defendant’s primary United States subsidiary has its principal place of business or is incorporated;

“(2) where the defendant has committed a substantial portion of the acts of infringement and has a regular and established physical facility that the defendant controls and that constitutes a substantial portion of the defendant’s operations;

“(3) for cases involving only foreign defendants with no United States subsidiary, according to section 1391(d) of this title;

“(4) where the plaintiff resides, if the plaintiff is—

“(A) an institution of higher education as defined under section 101(a) of the Higher Education Act of 1965 (20 U.S.C. section 1001(a)); or

“(B) a nonprofit organization that—

“(i) is described in section 501(c)(3) of the Internal Revenue Code of 1986;

“(ii) is exempt from taxation under section 501(a) of such Code; and

“(iii) serves primarily as the patent and licensing organization for an institution of higher education as defined under section 101(a) of the Higher Education Act of 1965 (20 U.S.C. 1001(a));

“(5) where the plaintiff or a subsidiary has a place of business that is engaged in substantial—

“(A) research and development,

“(B) manufacturing activities, or

“(C) management of research and development or manufacturing activities, related to the patent or patents in dispute;

“(6) where the plaintiff resides if the plaintiff is named as inventor or co-inventor on the patent and has not assigned, granted, conveyed, or licensed, and is under no obligation to assign, grant, convey, or license, any rights in the patent or in enforcement of the patent, including the results of any such enforcement; or

“(7) where any of the defendants has substantial evidence and witnesses if there is no other district in which the action may be brought under this section.”

(b) INTERLOCUTORY APPEALS.—Subsection (c) of section 1292 of title 28, United States Code, is amended—

(1) by striking “and” at the end of paragraph (1);

(2) by striking the period at the end of paragraph (2) and inserting “; and”; and

(3) by adding at the end the following:

“(3) of an appeal from an interlocutory order or decree determining construction of claims in a civil action for patent infringement under section 271 of title 35.

Application for an appeal under paragraph (3) shall be made to the court within 10 days after entry of the order or decree. The district court shall have discretion whether to approve the application and, if so, whether to stay proceedings in the district court during pendency of the appeal.”

(c) EFFECTIVE DATE.—

(1) IN GENERAL.—The amendments made by this section—

(A) shall take effect on the date of the enactment of this Act; and

(B) shall apply to any civil action commenced on or after such date of enactment.

(2) PENDING CASES.—Any case commenced in a United States district court on or after September 7, 2007, in which venue is improper under section 1400 of title 28, United States Code, as amended by this section, shall be transferred pursuant to section 1404 of such title, unless—

(A) one or more substantive rulings on the merits, or other substantial litigation, has occurred; and

(B) the court finds that transfer would not serve the interests of justice.

**SEC. 12. ADDITIONAL INFORMATION; INEQUITABLE CONDUCT AS DEFENSE TO INFRINGEMENT.**

(a) DISCLOSURE REQUIREMENTS FOR APPLICANTS.—

(1) IN GENERAL.—Chapter 11 is amended by adding at the end the following new section:

**“§ 123. Additional information**

“(a) IN GENERAL.—The Director may, by regulation, require that applicants submit a search report and other information and

analysis relevant to patentability. If the Director requires a search report to be submitted by applicants, and an applicant does not itself perform the search, the search must be performed by one or more individuals who are United States citizens or by a commercial entity that is organized under the laws of the United States or any State and employs United States citizens to perform such searches. An application shall be regarded as abandoned if the applicant fails to submit a search report, information, or an analysis in the manner and within the time period prescribed by the Director. Any search report required by the Director may not substitute in any way for a search by an examiner of the prior art during examination.

“(b) EXCEPTION FOR MICRO ENTITIES.—Applications from micro-entities shall not be subject to the requirements of regulations issued under subsection (a).

**“§ 124. Micro entities**

“(a) DEFINITION.—For purposes of this title, the term ‘micro entity’ means an applicant for patent who makes a certification under either subsection (b) or (c).

“(b) UNASSIGNED APPLICATION.—A certification under this subsection is a certification by each inventor named in the application that the inventor—

“(1) qualifies as a small entity as defined in regulations issued by the Director;

“(2) has not been named on five or more previously filed patent applications;

“(3) has not assigned, granted, or conveyed, and is not under an obligation by contract or law to assign, grant, or convey, a license or any other ownership interest in the application; and

“(4) does not have a gross income, as defined in section 61(a) of the Internal Revenue Code of 1986, exceeding 2.5 times the median household income, as reported by the Bureau of the Census, for the most recent calendar year preceding the calendar year in which the examination fee is being paid.

“(c) ASSIGNED APPLICATION.—A certification under this subsection is a certification by each inventor named in the application that the inventor—

“(1) qualifies as a small entity as defined in regulations issued by the Director and meets the requirements of subsection (b)(4);

“(2) has not been named on five or more previously filed patent applications; and

“(3) has assigned, granted, conveyed, or is under an obligation by contract or law to assign, grant, or convey, a license or other ownership interest in the application to an entity that has five or fewer employees and has a gross taxable income, as defined in section 61(a) of the Internal Revenue Code of 1986, that does not exceed 2.5 times the median household income, as reported by the Bureau of the Census, for the most recent calendar year preceding the calendar year in which the examination fee is being paid.”

(2) CONFORMING AMENDMENT.—The table of sections for chapter 11 is amended by adding at the end the following new items:

“123. Additional information.

“124. Micro entities.”

(b) INEQUITABLE CONDUCT AS DEFENSE TO INFRINGEMENT.—Section 282 is amended—

(1) in the first undesignated paragraph, by striking “A patent” and inserting “(a) IN GENERAL.—A patent”;

(2) in the second undesignated paragraph—  
 (A) by striking “The following” and inserting “(b) DEFENSES.—The following”; and  
 (B) by striking the comma at the end of each of paragraphs (1), (2), and (3) and inserting a period;

(3) in the third undesignated paragraph—  
 (A) by striking “In actions” and inserting “(d) NOTICE OF ACTIONS; PLEADING.—In actions”;

(B) by inserting after the second sentence the following: "In an action involving any allegation of inequitable conduct under subsection (c), the party asserting this defense or claim shall comply with the pleading requirements set forth in Rule 9(b) of the Federal Rules of Civil Procedure."; and

(C) by striking "Invalidity" and inserting "(e) EXTENSION OF PATENT TERM.—Invalidity"; and

(4) by inserting after subsection (b), as designated by paragraph (2) of this subsection, the following:

"(C) INEQUITABLE CONDUCT.—

"(1) DEFENSE.—One or more claims of a patent may be held to be unenforceable, or other remedy imposed under paragraph (4), for inequitable conduct only if it is established, by clear and convincing evidence, that a person with a duty of disclosure to the Office, with the intent to mislead or deceive the patent examiner, misrepresented or failed to disclose material information to the examiner during examination of the patent.

"(2) MATERIALITY.—

"(A) IN GENERAL.—Information is material under this section if—

"(i) a reasonable examiner would have made a prima facie finding of unpatentability, or maintained a finding of unpatentability, of one or more of the patent claims based on the information, and the information is not cumulative to information already of record or previously considered by the Office; or

"(ii) information that is otherwise material refutes or is inconsistent with a position the applicant takes in opposing a rejection of the claim or in asserting an argument of patentability.

"(B) PRIMA FACIE FINDING.—A prima facie finding of unpatentability under this section is shown if a reasonable examiner, based on a preponderance of the evidence, would conclude that the claim is unpatentable based on the information misrepresented or not disclosed, when that information is considered alone or in conjunction with other information or record. In determining whether there is a prima facie finding of unpatentability, each term in the claim shall be given its broadest reasonable construction consistent with the specification, and rebuttal evidence shall not be considered.

"(3) INTENT.—To prove a person with a duty of disclosure to the Office intended to mislead or deceive the examiner under paragraph (1), specific facts beyond materiality of the information misrepresented or not disclosed must be proven that establish the intent of the person to mislead or deceive the examiner by the actions of the person. Facts support an intent to mislead or deceive if they show circumstances that indicate conscious or deliberate behavior on the part of the person to not disclose material information or to submit false material information in order to mislead or deceive the examiner. Circumstantial evidence may be used to prove that a person had the intent to mislead or deceive the examiner under paragraph (1).

"(4) REMEDY.—Upon a finding of inequitable conduct, the court shall balance the equities to determine which of the following remedies to impose:

"(A) Denying equitable relief to the patent holder and limiting the remedy for infringement to reasonable royalties.

"(B) Holding the claims-in-suit, or the claims in which inequitable conduct occurred, unenforceable.

"(C) Holding the patent unenforceable.

"(D) Holding the claims of a related patent unenforceable.

"(5) ATTORNEY MISCONDUCT.—Upon a finding of inequitable conduct, if there is evi-

dence that the conduct is attributable to a person or persons authorized to practice before the Office, the court shall refer the matter to the Office for appropriate disciplinary action under section 32, and shall order the parties to preserve and make available to the Office any materials that may be relevant to the determination under section 32."

(c) EFFECTIVE DATE.—

(1) SUBSECTION (a).—The amendments made by subsection (a)—

(A) shall take effect at the end of the 1-year period beginning on the date of the enactment of this Act; and

(B) shall apply to any application for patent filed on or after the effective date under subparagraph (A).

(2) SUBSECTION (b).—The amendments made by subsection (b) shall apply to any civil action commenced on or after the date of the enactment of this Act.

#### SEC. 13. BEST MODE REQUIREMENT.

Section 282(b) (as designated by section 12(b) of this Act) is amended by striking paragraph (3) and inserting the following:

"(3) Invalidity of the patent or any claim in suit for failure to comply with—

"(A) any requirement of section 112 of this title, other than the requirement that the specification shall set forth the best mode contemplated by the inventor of carrying out his invention; or

"(B) any requirement of section 251 of this title."

#### SEC. 14. REGULATORY AUTHORITY.

(a) REGULATORY AUTHORITY.—Section 2(c) is amended by adding at the end the following:

"(6) The powers granted under paragraph (2) of subsection (b) include the authority to promulgate regulations to ensure the quality and timeliness of applications and their examination, including specifying circumstances under which an application for patent may claim the benefit under sections 120, 121 and 365(c) of the filing date of a prior filed application for patent."

(b) CLARIFICATION.—The amendment made by subsection (a) clarifies the scope of power granted to the United States Patent and Trademark Office by paragraph (2) of section 2(b) of title 35, United States Code, as in effect since the enactment of Public Law 106-113.

(c) EFFECTIVE DATE OF REGULATIONS.—

(1) REVIEW BY CONGRESS.—A regulation promulgated by the United States Patent and Trademark Office under section 2(b)(2) of title 35, United States Code, with respect to any matter described in section 2(c)(6) of such title, as added by subsection (a) of this section, may not take effect before the end of a period of 60 days beginning on the date on which the Under Secretary of Commerce for Intellectual Property and Director of the United States Patent and Trademark Office submits to each House of Congress a copy of the regulation, together with a report containing the reasons for its adoption. The regulation and report so submitted shall be referred to the Committee on the Judiciary of the House of Representatives and the Committee on the Judiciary of the Senate.

(2) JOINT RESOLUTION OF DISAPPROVAL.—If a joint resolution of disapproval with respect to the regulation is enacted into law, the regulation shall not become effective or continue in effect.

(3) JOINT RESOLUTION DEFINED.—For purposes of this subsection, the term a "joint resolution of disapproval" means a joint resolution, the matter after the resolving clause of which is as follows: "That Congress disapproves the regulation submitted by the Under Secretary of Commerce for Intellectual Property and Director of the United States Patent and Trademark Office on \_\_\_\_\_ relating to \_\_\_\_\_, and such regulation

shall have no force or effect.", with the first space being filled with the appropriate date, and the second space being filled with a description of the regulation at issue.

(4) REFERRAL.—A joint resolution of disapproval shall be referred in the House of Representatives to the Committee on the Judiciary and in the Senate to the Committee on the Judiciary.

(5) FLOOR CONSIDERATION.—A vote on final passage of a joint resolution of disapproval shall be taken in each House on or before the close of the 15th day after the bill or resolution is reported by the committee of that House to which it was referred or after such committee has been discharged from further consideration of the joint resolution of disapproval.

(6) NO INFERENCES.—If the Congress does not enact a joint resolution of disapproval, no court or agency may infer therefrom any intent of the Congress with regard to such regulation or action.

(7) CALCULATION OF DAYS.—The 60-day period referred to in paragraph (1) and the 15-day period referred to in paragraph (5) shall be computed by excluding—

(A) the days on which either House of Congress is not in session because of an adjournment of the Congress sine die; and

(B) any Saturday and Sunday, not excluded under subparagraph (A), when either House is not in session.

(8) RULEMAKING AUTHORITY.—This subsection is enacted by the Congress as an exercise of the rulemaking power of the Senate and House of Representatives respectively, and as such it is deemed a part of the rules of each House, respectively.

#### SEC. 15. TECHNICAL AMENDMENTS.

(a) JOINT INVENTIONS.—Section 116 is amended—

(1) in the first paragraph, by striking "When" and inserting "(a) JOINT INVENTIONS.—When";

(2) in the second paragraph, by striking "If a joint inventor" and inserting "(b) OMITTED INVENTOR.—If a joint inventor"; and

(3) in the third paragraph, by striking "Whenever" and inserting "(c) CORRECTION OF ERRORS IN APPLICATION.—Whenever".

(b) FILING OF APPLICATION IN FOREIGN COUNTRY.—Section 184 is amended—

(1) in the first paragraph, by striking "Except when" and inserting "(a) FILING IN FOREIGN COUNTRY.—Except when";

(2) in the second paragraph, by striking "The term" and inserting "(b) APPLICATION.—The term"; and

(3) in the third paragraph, by striking "The scope" and inserting "(c) SUBSEQUENT MODIFICATIONS, AMENDMENTS, AND SUPPLEMENTS.—The scope".

(c) REISSUE OF DEFECTIVE PATENTS.—Section 251 is amended—

(1) in the first paragraph, by striking "Whenever" and inserting "(a) IN GENERAL.—Whenever";

(2) in the second paragraph, by striking "The Director" and inserting "(b) MULTIPLE REISSUED PATENTS.—The Director";

(3) in the third paragraph, by striking "The provisions" and inserting "(c) APPLICABILITY OF THIS TITLE.—The provisions"; and

(4) in the last paragraph, by striking "No reissued patent" and inserting "(d) REISSUE PATENT ENLARGING SCOPE OF CLAIMS.—No reissued patent".

(d) EFFECT OF REISSUE.—Section 253 is amended—

(1) in the first paragraph, by striking "Whenever" and inserting "(a) IN GENERAL.—Whenever"; and

(2) in the second paragraph, by striking "In like manner" and inserting "(b) ADDITIONAL DISCLAIMER OR DEDICATION.—In the manner set forth in subsection (a)."

(e) CORRECTION OF NAMED INVENTOR.—Section 256 is amended—

(1) in the first paragraph, by striking "Whenever" and inserting "(a) CORRECTION.—Whenever"; and

(2) in the second paragraph, by striking "The error" and inserting "(b) PATENT VALID IF ERROR CORRECTED.—The error".

(f) EFFECTIVE DATE.—The amendments made by this section shall take effect on the date of the enactment of this Act.

**SEC. 16. STUDY OF SPECIAL MASTERS IN PATENT CASES.**

(a) IN GENERAL.—Not later than 1 year after the date of the enactment of this Act, the Director of the Administrative Office of the United States Courts shall conduct a study of, and submit to the Committee on the Judiciary of the House of Representatives and the Committee on the Judiciary of the Senate a report on, the use of special masters in patent litigation who are appointed in accordance with Rule 53 of the Federal Rules of Civil Procedure.

(b) OBJECTIVE.—In conducting the study under subsection (a), the Director shall consider whether the use of special masters has been beneficial in patent litigation and what, if any, program should be undertaken to facilitate the use by the judiciary of special masters in patent litigation.

(c) FACTORS TO CONSIDER.—In conducting the study under subsection (a), the Director, in consultation with the Federal Judicial Center, shall consider—

(1) the basis upon which courts appoint special masters under Rule 53(b) of the Federal Rules of Civil Procedure;

(2) the frequency with which special masters have been used by the courts;

(3) the role and powers special masters are given by the courts;

(4) the subject matter at issue in cases that use special masters;

(5) the impact on court time and costs in cases where a special master is used as compared to cases where no special master is used;

(6) the legal and technical training and experience of special masters;

(7) whether the use of special masters has an impact on the reversal rate of district court decisions at the Court of Appeals for the Federal Circuit; and

(8) any other factors that the Director believes would assist in gauging the effectiveness of special masters in patent litigation.

**SEC. 17. STUDY ON WORKPLACE CONDITIONS.**

The Comptroller General shall, not later than 2 years after the date of the enactment of this Act—

(1) conduct a study of workplace conditions for the examiner corps of the United States Patent and Trademark Office, including the effect, if any, of this Act and the amendments made by this Act on—

(A) recruitment, retention, and promotion of employees; and

(B) workload, quality assurance, and employee grievances; and

(2) submit to the Committees on the Judiciary of the House of Representatives and the Senate a report on the results of the study, including any suggestions for improving workplace conditions, together with any other recommendations that the Comptroller General has with respect to patent reexamination proceedings.

**SEC. 18. RULE OF CONSTRUCTION.**

The enactment of section 102(b)(3) of title 35, United States Code, under section (3)(b) of this Act is done with the same intent to promote joint research activities that was expressed, including in the legislative history, through the enactment of the Cooperative Research and Technology Enhancement Act of 2004 (Public Law 108-453; the "CREATE Act"), the amendments of which are stricken by section 3(c) of this Act. The United States Patent and Trademark Office shall admin-

ister section 102(b)(3) of title 35, United States Code, in a manner consistent with the legislative history of the CREATE Act that was relevant to its administration by the Patent and Trademark Office.

**SEC. 19. STUDY ON PATENT DAMAGES.**

(a) IN GENERAL.—The Under Secretary of Commerce for Intellectual Property and Director of the United States Patent and Trademark Office (in this section referred to as the "Director") shall conduct a study of patent damage awards in cases where such awards have been based on a reasonable royalty under section 284 of title 35, United States Code. The study should, at a minimum, consider cases from 1990 to the present.

(b) CONDUCT.—In conducting the study under subsection (a), the Director shall investigate, at a minimum, the following:

(1) Whether the mean or median dollar amount of reasonable-royalty-based patent damages awarded by courts or juries, as the case may be, has significantly increased on a per case basis during the period covered by the study, taking into consideration adjustments for inflation and other relevant economic factors.

(2) Whether there has been a pattern of excessive and inequitable reasonable-royalty-based damages during the period covered by the study and, if so, any contributing factors, including, for example, evidence that Federal courts have routinely and inappropriately broadened the scope of the "entire market value rule", or that juries have routinely misapplied the entire market value rule to the facts at issue.

(3) To the extent that a pattern of excessive and inequitable damage awards exists, measures that could guard against such inappropriate awards without unduly prejudicing the rights and remedies of patent holders or significantly increasing litigation costs, including legislative reforms or improved model jury instructions.

(4) To the extent that a pattern of excessive and inequitable damage awards exists, whether legislative proposals that would mandate, or create a presumption in favor of, apportionment of reasonable-royalty-based patent damages would effectively guard against such inappropriate awards without unduly prejudicing the rights and remedies of patent holders or significantly increasing litigation costs.

(c) REPORT.—Not later than 1 year after the date of the enactment of this Act, the Director shall submit to the Congress a report on the study conducted under this section.

**SEC. 20. SEVERABILITY.**

If any provision of this Act or of any amendment or repeals made by this Act, or the application of such a provision to any person or circumstance, is held to be invalid or unenforceable, the remainder of this Act and the amendments and repeals made by this Act, and the application of this Act and such amendments and repeals to any other person or circumstance, shall not be affected by such holding.

The bill, as amended, was ordered to be engrossed and read a third time, was read a third time by title.

The question being put, *viva voce*, Will the House pass said bill?

The SPEAKER pro tempore, Mr. POMEROY, announced that the yeas had it.

Mr. ROHRBACHER demanded a recorded vote on passage of said bill, which demand was supported by one-fifth of a quorum, so a recorded vote was ordered.

The vote was taken by electronic device.

It was decided in the { Yeas ..... 220  
affirmative ..... } Nays ..... 175

¶115.15

[Roll No. 863]

AYES—220

Ackerman	Giffords	Nunes
Allen	Gilchrest	Obey
Andrews	Gillibrand	Ortiz
Arcuri	Gonzalez	Pence
Bachus	Goodlatte	Perlmutter
Baird	Gordon	Peterson (PA)
Baldwin	Green, Al	Pomeroy
Barrow	Green, Gene	Porter
Bean	Gutierrez	Price (GA)
Becerra	Hall (NY)	Pryce (OH)
Berkley	Harman	Putnam
Berman	Hastings (FL)	Radanovich
Bishop (GA)	Hastings (WA)	Reyes
Bishop (NY)	Heller	Richardson
Blumenauer	Hensarling	Rodriguez
Bonner	Herger	Rogers (KY)
Bono	Hinojosa	Ross
Boren	Honda	Roybal-Allard
Boswell	Hoyer	Ruppersberger
Boucher	Inslee	Rush
Boyd (KS)	Israel	Ryan (WI)
Brady (PA)	Issa	Sali
Brady (TX)	Jackson (IL)	Sánchez, Linda
Bralley (IA)	Jackson-Lee	T.
Brown, Corrine	(TX)	Sarbanes
Butterfield	Jefferson	Schakowsky
Campbell (CA)	Johnson (GA)	Schiff
Cannon	Kagen	Scott (GA)
Cantor	Keller	Scott (VA)
Capito	Kennedy	Sensenbrenner
Capps	Kilpatrick	Serrano
Cardoza	Kind	Sessions
Carson	King (NY)	Sestak
Castor	Klein (FL)	Sherman
Chandler	Langevin	Shuster
Clay	Lantos	Simpson
Cleaver	Larsen (WA)	Skelton
Clyburn	Larson (CT)	Slaughter
Coble	Lee	Smith (NJ)
Cohen	Levin	Smith (TX)
Conyers	Lewis (GA)	Smith (WA)
Cooper	Lofgren, Zoe	Snyder
Costa	Lowey	Solis
Crowley	Lungren, Daniel	Space
Cuellar	E.	Spratt
Culberson	Lynch	Stark
Cummings	Mahoney (FL)	Stupak
Davis (AL)	Maloney (NY)	Sutton
Davis (IL)	Marchant	Tanner
Davis, Lincoln	Markey	Tauscher
Davis, Tom	Marshall	Thompson (CA)
DeGette	Matheson	Thompson (MS)
Delahunt	Matsui	Thornberry
Diaz-Balart, L.	McCarthy (CA)	Tiaht
Diaz-Balart, M.	McCarthy (NY)	Towns
Dicks	McCaul (TX)	Udall (CO)
Dingell	McGovern	Udall (NM)
Doggett	McKeon	Van Hollen
Doolittle	McMorris	Velázquez
Doyle	Rodgers	Walden (OR)
Drake	McNerney	Walz (MN)
Dreier	Meek (FL)	Wasserman
Edwards	Meeks (NY)	Schultz
Ellison	Miller (NC)	Waters
Emanuel	Miller, George	Watt
Engel	Mitchell	Waxman
Eshoo	Moore (KS)	Weiner
Farr	Moran (VA)	Welch (VT)
Fattah	Murphy (CT)	Wexler
Filner	Murtha	Wicker
Forbes	Musgrave	Wilson (NM)
Fortenberry	Nadler	Wolf
Fossella	Napolitano	Wu
Frank (MA)	Neal (MA)	Wynn
Gallegly	Neugebauer	Yarmuth

NOES—175

Abercrombie	Boozman	Clarke
Aderholt	Boustany	Cole (OK)
Akin	Broun (GA)	Conaway
Alexander	Brown (SC)	Costello
Altmire	Brown-Waite,	Courtney
Baca	Ginny	Cramer
Bachmann	Buchanan	Crenshaw
Bartlett (MD)	Burgess	Davis (CA)
Barton (TX)	Burton (IN)	Davis (KY)
Berry	Buyer	Davis, David
Biggert	Calvert	Deal (GA)
Bilbray	Camp (MI)	DeFazio
Bilirakis	Capuano	DeLauro
Blackburn	Carney	Dent
Blunt	Castle	Donnelly
Boehner	Chabot	Duncan

Ehlers Kline (MN) Petri Bishop (GA) Heller  
 Emerson Knollenberg Pitts Bishop (NY) Herseht Sandlin  
 English (PA) Kucinich Platts Blumenauer Higgins  
 Etheridge Kuhl (NY) Poe Bono Hinchey Hinojosa  
 Everett LaHood Price (NC) Boozman Boren  
 Fallin Lamborn Rahall Boren Boswell  
 Feeney Lampson Ramstad Boswell Boucher  
 Ferguson Latham Regula Boyd (KS) Holt  
 Flake LaTourette Rehberg Brady (PA) Honda  
 Foxx Lewis (CA) Renzi Braley (IA) Hoyer  
 Franks (AZ) Lewis (KY) Rogers (AL) Rogers (MI)  
 Frelinghuysen Linder Rogers (MI) Rohrabacher  
 Garrett (NJ) Lipinski Rohrabacher Ros-Lehtinen  
 Gerlach LoBiondo Ros-Lehtinen Roskam  
 Gingrey LoBiondo Ros-Lehtinen Rothman  
 Gohmert Loeb sack Roskam  
 Goode Lucas Rothman  
 Graves Mack Ryan (OH) Butterfield  
 Grijalva Manzullo Saxton Camp (MI)  
 Hall (TX) McCotter Schmidt Capito  
 Hare McCreery Schwartz Capps  
 Hayes McHenry Shadegg Capuano  
 Herseth Sandlin McHugh Shea-Porter Jones (NC)  
 Higgins McIntyre Shuler Kagen  
 Hill McNulty Sires Carnahan  
 Hinchey Melancon Smith (NE) Carson  
 Hirono Mica Souder Castle  
 Hobson Michaud Stearns Castor  
 Hodes Miller (FL) Taylor Chandler  
 Hoekstra Miller (MI) Terry  
 Holt Miller, Gary Tiberi  
 Hunter Mollohan Tierney  
 Inglis (SC) Moore (WI) Turner  
 Johnson (IL) Moran (KS) Upton  
 Johnson, E. B. Murphy, Patrick Visclosky  
 Jones (NC) Murphy, Tim Walberg  
 Jordan Myrick Wamp  
 Kanjorski Oberstar Weldon (FL)  
 Kaptur Olver Westmoreland  
 Kildee Pascrell Whitfield  
 King (IA) Pastor Wilson (OH)  
 Kingston Payne Wilson (SC)  
 Kirk Peterson (MN) Young (FL)

NOT VOTING—37

Baker Hulshof Salazar  
 Barrett (SC) Jindal Sanchez, Loretta  
 Bishop (UT) Johnson, Sam Shays  
 Boyd (FL) Jones (OH) Shimkus  
 Carnahan McDermott Sullivan  
 Carter Pallone Tancredo  
 Cubin Paul Walsh (NY)  
 Davis, Jo Ann Pearce Watson  
 Ellsworth Pickering Weller  
 Granger Rangel Woolsey  
 Hastert Reichert Young (AK)  
 Holden Reynolds  
 Hooley Royce

So the bill was passed.

A motion to reconsider the vote whereby said bill was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said bill.

¶115.16 CONFERENCE REPORT TO H.R. 2669—UNFINISHED BUSINESS

The SPEAKER pro tempore, Mr. POMEROY, pursuant to clause 8, rule XX, announced the unfinished business to be the question of agreeing to said conference report to the bill (H.R. 2669) to provide for reconciliation pursuant to section 601 of the concurrent resolution of the budget for fiscal year 2008.

The question being put,

Will the House agree to said conference report?

The vote was taken by electronic device.

It was decided in the { Yeas ..... 292  
 affirmative ..... Nays ..... 97

¶115.17 [Roll No. 864] YEAS—292

Abercrombie Arcuri Becerra  
 Ackerman Baca Berkley  
 Aderholt Baird Berman  
 Allen Baldwin Berry  
 Altmire Barrow Biggert  
 Andrews Bean Bilirakis

Bishop (GA) Heller  
 Bishop (NY) Herseht Sandlin  
 Blumenauer Higgins  
 Bono Hinchey Hinojosa  
 Boozman Boren  
 Boswell Boucher  
 Boyd (KS) Holt  
 Brady (PA) Honda  
 Braley (IA) Hoyer  
 Brown (SC) Inglis (SC)  
 Brown, Corrine Inslee  
 Brown-Waite, Israel  
 Ginny Jackson (IL)  
 Buchanan Jackson-Lee  
 Butterfield (TX)  
 Buyer Jefferson  
 Camp (MI) Johnson (GA)  
 Capito Johnson (IL)  
 Capps Johnson, E. B.  
 Capuano Jones (NC)  
 Cardoza Kagen  
 Carnahan Kanjorski  
 Kaptur Kaptur  
 Carson Keller  
 Castle Kennedy  
 Castor Kildee  
 Chandler Kilpatrick  
 Clarke Kind  
 Clay King (NY)  
 Cleaver Kirk  
 Clyburn Klein (FL)  
 Cohen Knollenberg  
 Cole (OK) Kucinich  
 Conyers Kuhl (NY)  
 Cooper LaHood  
 Costa Lampson  
 Costello Langevin  
 Courtney Lantos  
 Cramer Larsen (WA)  
 Crowley Larson (CT)  
 Cuellar LaTourette  
 Cummings Lee  
 Davis (AL) Levin  
 Davis (CA) Lewis (GA)  
 Davis (IL) Lipinski  
 Davis, Lincoln LoBiondo  
 Davis, Tom Loeb sack  
 DeFazio Lofgren, Zoe  
 DeGette Lowey  
 DeLauro Lucas  
 Dent Lynch  
 Diaz-Balart, L. Mahoney (FL)  
 Diaz-Balart, M. Maloney (NY)  
 Dingell Markey  
 Doggett Marshall  
 Donnelly Matheson  
 Edwards Matsui  
 Ellison McCarthy (CA)  
 Emanuel McCarthy (NY)  
 Emerson McCaul (TX)  
 Engel McCollum (MN)  
 English (PA) McCotter  
 Eshoo McGovern  
 Etheridge McHugh  
 Fallin McIntyre  
 Farr McNeerney  
 Fattah McNulty  
 Ferguson Meek (FL)  
 Filner Meeke (NY)  
 Forbes Melancon  
 Fortenberry Michaud  
 Fossella Miller (MI)  
 Frank (MA) Miller (NC)  
 Frelinghuysen Miller, George  
 Gerlach Mitchell  
 Giffords Mollohan  
 Gilchrist Moore (KS)  
 Gillibrand Moore (WI)  
 Gohmert Moran (KS)  
 Gonzalez Moran (VA)  
 Gordon Murphy (CT)  
 Graves Murphy, Patrick  
 Green, Al Murtha  
 Grijalva Nadler  
 Gutierrez Napolitano  
 Hall (NY) Neal (MA)  
 Hare Oberstar  
 Harman Obey  
 Hastings (FL) Olver  
 Hayes Ortiz

NAYS—97

Akin Barton (TX)  
 Alexander Bilbray  
 Bachmann Bishop (UT)  
 Bachus Blackburn  
 Bartlett (MD) Blunt  
 Boehner  
 Bonner  
 Boustany  
 Brady (TX)  
 Broun (GA)

Burgess Hall (TX)  
 Burton (IN) Hastings (WA)  
 Calvert Hensarling  
 Campbell (CA) Herger  
 Cannon Hoekstra  
 Cantor Hunter  
 Chabot Issa  
 Coble Jordan  
 Conaway King (IA)  
 Crenshaw Kline (MN)  
 Culberson Lamborn  
 Davis (KY) Latham  
 Davis, David Lewis (CA)  
 Deal (GA) Lewis (KY)  
 Doolittle Lungren, Daniel  
 Drake E.  
 Dreier Mack  
 Duncan Manzullo  
 Ehlers Marchant  
 Feeney McCreery  
 Flake McHenry  
 Foxx McKeon  
 Franks (AZ) McMorris  
 Gallegly Rodgers  
 Garrett (NJ) Mica  
 Gingrey Miller (FL)  
 Goode Miller, Gary  
 Goodlatte Musgrave

NOT VOTING—48

Baker Hooley Salazar  
 Barrett (SC) Hulshof Sanchez, Loretta  
 Boyd (FL) Jindal Shays  
 Carter Johnson, Sam Shimkus  
 Cubin Jones (OH) Smith (TX)  
 Davis, Jo Ann Kingston Sullivan  
 Dicks Linder Tancredo  
 Doyle McDermott Walsh (NY)  
 Ellsworth Pallone Waters  
 Everett Paul Watson  
 Granger Pearce Weller  
 Green, Gene Pickering Woolsey  
 Hastert Reichert Young (AK)  
 Hill Reynolds  
 Holden Royce

So the conference report was agreed to.

A motion to reconsider the vote whereby said conference report was agreed to was, by unanimous consent, laid on the table.

Ordered, That the Clerk notify the Senate thereof.

¶115.18 CLERK TO CORRECT ENGROSSMENT—H.R. 1908

On motion of Mr. CONYERS, by unanimous consent,

Ordered, That in the engrossment of the bill (H.R. 1908) to amend title 35, United States Code, to provide for patent reform; the Clerk be authorized to correct section numbers, cross-references, punctuation, and indentation, and to make other technical and conforming changes as necessary to reflect the actions of the House.

¶115.19 FURTHER MESSAGE FROM THE SENATE

A further message from the Senate by Ms. Curtis, one of its clerks, announced that the Senate has passed with an amendment in which the concurrence of the House is requested, a bill of the House of the following title:

H.R. 2642. An Act making appropriations for military construction, the Department of Veterans Affairs, and related agencies for the fiscal year ending September 30, 2008, and for other purposes.

The message also announced that the Senate insists upon its amendment to the bill (H.R. 2642) "An Act making appropriations for military construction, the Department of Veterans Affairs, and related agencies for the fiscal year ending September 30, 2008, and for other purposes."

other purposes," requests a conference with the House on the disagreeing votes of the two Houses thereon, and appoints. Messrs. JOHNSON, INOUE, Ms. LANDRIEU, Mr. BYRD, Mrs. MURRAY, Messrs. REED, NELSON of Nebraska, LEAHY, Mrs. HUTCHISON, Messrs. CRAIG, BROWNBACK, ALLARD, MCCONNELL, BENNETT, and COCHRAN, to be the conferees on the part of the Senate.

¶115.20 CALENDAR WEDNESDAY BUSINESS DISPENSED WITH

On motion of Mr. HOYER, by unanimous consent,

*Ordered*, That business in order for consideration on Wednesday, September 19, 2007, under clause 6, rule XV, the Calendar Wednesday rule, be dispensed with.

¶115.21 ADJOURNMENT OVER

On motion of Mr. HOYER, by unanimous consent,

*Ordered*, That when the House adjourns today, it adjourn to meet on Monday, September 10, 2007 at 10:30 a.m. for morning-hour debate; that when the House adjourns on that day, it adjourn to meet at 10:30 a.m. on Tuesday, September 11, 2007; that when the House adjourns on that day, it adjourn to meet at 10 a.m. on Friday, September 14, 2007 and further, when the House adjourns on that day, it adjourn to meet at 12:30 p.m. on Monday, September 14, 2007, for morning-hour debate.

¶115.22 ENROLLED BILL SIGNED

Lorraine C. Miller, Clerk of the House, reported and found truly enrolled a bill of the House of the following title, which was thereupon signed by the Speaker:

H.R. 2358. An Act to require the Secretary of the Treasury to mint and issue coins in commemoration of Native Americans and the important contributions made by Indian tribes and individual Native Americans to the development of the United States and the history of the United States, and for other purposes.

¶115.23 SENATE ENROLLED BILL SIGNED

The SPEAKER announced her signature to an enrolled bill of the Senate of the following title:

S. 377. An Act to establish a United States-Poland parliamentary youth exchange program, and for other purposes.

¶115.24 LEAVE OF ABSENCE

By unanimous consent, leave of absence was granted—

To Mr. BOYD of Florida, for today;  
To Mr. ELLSWORTH, for today;  
To Mrs. JONES of Ohio, for today;  
To Mr. PEARCE, for today; and  
To Mr. REICHERT, for today.

And then,

¶115.25 ADJOURNMENT

On motion of Mr. POE, pursuant to the previous order of the House, at 4 o'clock and 52 minutes p.m., the House adjourned until 10:30 a.m. on Monday, September 10, 2007.

¶115.26 REPORTS OF COMMITTEES ON PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XIII, reports of committees were delivered to the Clerk for printing and reference to the proper calendar, as follows:

Mr. OBERSTAR: Committee on Transportation and Infrastructure. H.R. 3246. A bill to amend title 40, United States Code, to provide a comprehensive regional approach to economic and infrastructure development in the most severely economically distressed regions in the Nation; with an amendment (Rept. 110-321, Pt. 1). Ordered to be printed.

¶115.27 TIME LIMITATION OF REFERRED BILL

Pursuant to clause 2 of rule XII the following action was taken by the Speaker:

H.R. 948. Referral to the Committee on Ways and Means extended for a period ending not later than October 5, 2007.

¶115.28 COMMITTEE DISCHARGE

Pursuant to clause 2 of rule XII the Committee on Financial Services discharged from further consideration. H.R. 3246 referred to the Committee of the Whole on the state of the Union.

¶115.29 PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XII, public bills and resolutions were introduced and severally referred, as follows:

By Mrs. BLACKBURN (for herself, Mr. BROUN of Georgia, Mr. BLUNT, Mr. PUTNAM, Mr. ALEXANDER, Mr. BACHUS, Mr. BAKER, Mr. BARTLETT of Maryland, Mr. BILBRAY, Mrs. BIGGERT, Mr. BOUSTANY, Mr. BRADY of Texas, Mr. BURGESS, Mr. BURTON of Indiana, Mr. CAMPBELL of California, Mr. COBLE, Mrs. CUBIN, Mr. CULBERSON, Mr. DAVID DAVIS of Tennessee, Mrs. JO ANN DAVIS of Virginia, Mrs. DRAKE, Mr. DUNCAN, Mrs. EMERSON, Mr. EVERETT, Mr. FEENEY, Ms. FOX, Mr. FRANKS of Arizona, Mr. GARRETT of New Jersey, Mr. GINGREY, Mr. GOODE, Mr. HAYES, Mr. HENSARLING, Mr. HERGER, Mr. HOEKSTRA, Mr. ISSA, Mr. JONES of North Carolina, Mr. KELLER, Mr. KING of Iowa, Mr. KINGSTON, Mr. MARCHANT, Mr. MCCAUL of Texas, Mr. MCHENRY, Mr. MCKEON, Mr. MILLER of Florida, Mr. NEUGEBAUER, Mr. PETERSON of Pennsylvania, Mr. POE, Mr. PRICE of Georgia, Mr. REHBERG, Mr. ROYCE, Mrs. SCHMIDT, Mr. SENSENBRENNER, Mr. SESSIONS, Mr. SHADEGG, Mr. SIMPSON, Mr. SULLIVAN, Mr. TANCREDO, Mr. WAMP, Mr. WESTMORELAND, Mr. WICKER, Mr. WALBERG, Mr. WILSON of South Carolina, Mr. BARTON of Texas, Mr. GOODLATTE, Mr. CANTOR, Mr. BARRETT of South Carolina, Mr. CRENSHAW, Mr. DOOLITTLE, Mr. FORBES, Mr. GALLEGLY, Mr. HALL of Texas, Mr. ROHRBACHER, Mr. LUCAS, Ms. GRANGER, Mr. LINDER, Mr. MCCREY, Mr. MCCOTTER, Mr. BOEHNER, Mr. BONNER, Mr. MCHUGH, Mr. KLINE of Minnesota, Mr. SOUDER, Mr. THORBERRY, Mr. HUNTER, Mr. MANZULLO, Mr. CAMP of Michigan, Mr. BOOZMAN, Mr. LAMBORN, Mr. LAHOOD, Mr. TURNER, Mr. PLATTS, Mr. CALVERT, Mr. GARY G. MILLER of California, Mr. SMITH of Texas, and Mr. WELDON of Florida):

H.R. 3494. A bill to provide for enhanced Federal, State, and local assistance in the

enforcement of the immigration laws, to amend the Immigration and Nationality Act, to authorize appropriations to carry out the State Criminal Alien Assistance Program, and for other purposes; to the Committee on the Judiciary.

By Ms. CORRINE BROWN of Florida:

H.R. 3495. A bill to establish a National Commission on Children and Disasters, a National Resource Center on Children and Disasters, and for other purposes; to the Committee on Transportation and Infrastructure.

By Ms. GINNY BROWN-WAITE of Florida:

H.R. 3496. A bill to debar or suspend contractors from Federal contracting for unlawful employment of aliens, and for other purposes; to the Committee on Homeland Security, and in addition to the Committee on Oversight and Government Reform, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. GARRETT of New Jersey (for himself, Mr. BARRETT of South Carolina, Mr. MARCHANT, Mr. CARTER, Mr. HENSARLING, Ms. FALLIN, Mr. ISSA, Mr. SHADEGG, Mr. BARTLETT of Maryland, Mrs. MYRICK, Mr. FRANKS of Arizona, Mr. DANIEL E. LUNGREN of California, Mr. PRICE of Georgia, Mr. FEENEY, Mr. HOEKSTRA, Mrs. MUSGRAVE, Mr. PITTS, Mr. LAMBORN, Mr. WALBERG, Mr. GINGREY, Mr. FLAKE, and Mr. CHABOT):

H.R. 3497. A bill to amend the Internal Revenue Code of 1986 to reduce the Federal tax on fuels by the amount of any increase in the rate of tax on such fuel by the States; to the Committee on Ways and Means.

By Mr. HIGGINS:

H.R. 3498. A bill to authorize the Secretary of Housing and Urban Development to make grants to assist cities with a vacant housing problem, and for other purposes; to the Committee on Financial Services.

By Ms. HOOLEY (for herself and Ms. WASSERMAN SCHULTZ):

H.R. 3499. A bill to amend the Consumer Product Safety Act to require third-party verification of compliance of children's products with consumer product safety standards promulgated by the Consumer Product Safety Commission, and for other purposes; to the Committee on Energy and Commerce.

By Mr. KING of Iowa:

H.R. 3500. A bill to amend the Help America Vote Act of 2002 to require voting systems to produce a verifiable paper record of each vote cast and to ensure the security of electronic data, and for other purposes; to the Committee on House Administration.

By Mr. LEVIN (for himself, Mr. McDERMOTT, Mr. LEWIS of Georgia, Mr. POMEROY, Mr. BLUMENAUER, Mr. PASCRELL, Ms. BERKLEY, and Mr. VAN HOLLEN):

H.R. 3501. A bill to amend the Internal Revenue Code of 1986 to provide that indebtedness incurred by a partnership in acquiring securities and commodities is not treated as acquisition indebtedness by organizations which are limited partners for purposes of the unrelated business income tax; to the Committee on Ways and Means.

By Mr. MORAN of Kansas (for himself, Mr. SALAZAR, Mrs. EMERSON, Mr. YOUNG of Alaska, and Mrs. MYRICK):

H.R. 3502. A bill to provide for the prompt implementation of those recommendations of the President's Commission on Care for America's Returning Wounded Warriors that require congressional action; to the Committee on Armed Services, and in addition to the Committees on Veterans' Affairs, Education and Labor, Oversight and Government Reform, and House Administration, for a period to be subsequently determined by the

Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Ms. NORTON:

H.R. 3503. A bill to amend the Public Health Service Act to provide for a national program to conduct and support activities toward the goal of significantly reducing the number of cases of overweight and obesity among individuals in the United States; to the Committee on Energy and Commerce.

By Mr. ROSKAM:

H.R. 3504. A bill to authorize the Securities and Exchange Commission to permit or require persons filing or furnishing information under the securities laws to make such information available on internet websites, in addition to or instead of including such information in filings with or submissions to the Commission, under such conditions as the Commission may specify by rule; to the Committee on Financial Services.

By Mr. ROSKAM:

H.R. 3505. A bill to make various technical and clerical amendments to the Federal securities laws; to the Committee on Financial Services.

By Mr. SPACE:

H.R. 3506. A bill to amend the Internal Revenue Code of 1986 to exclude from gross income certain amounts of cancellation of indebtedness income on account of a foreclosure on the mortgage secured by the principal residence of the taxpayer; to the Committee on Ways and Means.

By Mr. TIERNEY (for himself, Ms. KILPATRICK, Mr. HASTINGS of Florida, Mr. KENNEDY, Mr. UDALL of New Mexico, Mr. GEORGE MILLER of California, Mr. LEWIS of Georgia, Ms. BALDWIN, Mr. MCDERMOTT, Mr. NADLER, and Mr. HINCHEY):

H.R. 3507. A bill to amend the Social Security Act to provide grants and flexibility through demonstration projects for States to provide universal, comprehensive, cost-effective systems of health care coverage, with simplified administration; to the Committee on Energy and Commerce, and in addition to the Committees on Ways and Means, Education and Labor, and Oversight and Government Reform, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. DANIEL E. LUNGREN of California (for himself and Mr. RYAN of Wisconsin):

H. Con. Res. 206. Concurrent resolution honoring Kikkoman Foods, Inc. and its 50 years of commitment to providing quality products to the United States; to the Committee on Energy and Commerce.

By Mr. SPRATT (for himself, Mrs. WILSON of New Mexico, Mrs. JO ANN DAVIS of Virginia, Mr. STEARNS, Mr. OBERSTAR, Mr. CONAWAY, Mr. HAYES, Mrs. BOYDA of Kansas, Mr. SMITH of Washington, Mr. FRANKS of Arizona, Mr. MCCRERY, Mr. NEUGEBAUER, Mr. GINGREY, Mr. YOUNG of Alaska, Mr. LAMBORN, Mr. SAXTON, Mr. GONZALEZ, Ms. BERKLEY, Mr. BOYD of Florida, Mr. MARSHALL, Mrs. MYRICK, Mr. KINGSTON, Mr. BISHOP of Utah, Mr. SAM JOHNSON of Texas, Mr. BRADY of Pennsylvania, Mr. TURNER, Ms. EDDIE BERNICE JOHNSON of Texas, Mr. ABERCROMBIE, Mr. WILSON of South Carolina, Mrs. GILLIBRAND, Mrs. TAUSCHER, Mr. LOEBACK, Mr. COURTNEY, Mr. PATRICK MURPHY of Pennsylvania, Mr. MCINTYRE, Ms. SHEA-PORTER, Mrs. DAVIS of California, Mr. SNYDER, Ms. GIFFORDS, Mr. COOPER, Mr. BOREN, Mr. UDALL of Colorado, Mr. ANDREWS, Mr. BUYER, Ms. CASTOR, Mr. ELLSWORTH, Mr.

SKELTON, Mr. ORTIZ, and Mr. MCKEON):

H. Con. Res. 207. Concurrent resolution recognizing the 60th anniversary of the United States Air Force as an independent military service; to the Committee on Armed Services.

By Mr. COSTELLO (for himself, Mr. SHIMKUS, Mr. ORTIZ, and Mr. SKELTON):

H. Res. 640. A resolution honoring the sacrifices and commitments of the men, women, and families of the United States Transportation Command, and for other purposes; to the Committee on Armed Services.

By Mr. MCHENRY:

H. Res. 641. A resolution acknowledging the importance of understanding the history of the United States of America and recognizing the need to foster civic responsibility in all citizens; to the Committee on Oversight and Government Reform.

By Ms. SOLIS (for herself, Mr. ENGEL, Mr. LANTOS, Mr. BURTON of Indiana, Mr. GRJALVA, Mr. HONDA, Mr. MCGOVERN, Mr. MARIO DIAZ-BALART of Florida, Mr. LINCOLN DIAZ-BALART of Florida, Mr. HARE, and Mr. HASTINGS of Florida):

H. Res. 642. A resolution expressing sympathy to and support for the people and governments of the countries of Central America, the Caribbean, and Mexico which have suffered from Hurricanes Felix, Dean, and Henriette and whose complete economic and fatality toll are still unknown; to the Committee on Foreign Affairs.

#### 115.30 ADDITIONAL SPONSORS

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

H.R. 19: Mr. GINGREY.  
 H.R. 39: Ms. CARSON.  
 H.R. 69: Mr. GORDON.  
 H.R. 87: Mr. ROSKAM.  
 H.R. 111: Ms. SHEA-PORTER.  
 H.R. 158: Mr. HINCHEY.  
 H.R. 219: Mr. GOODE.  
 H.R. 281: Mr. RUSH.  
 H.R. 346: Mr. RUSH.  
 H.R. 371: Mr. HIGGINS, Mr. ARCURI, and Mrs. CAPPES.  
 H.R. 383: Mr. PAUL.  
 H.R. 418: Mrs. CHRISTENSEN and Mr. LAMBORN.  
 H.R. 428: Ms. SCHAKOWSKY.  
 H.R. 549: Mr. CALVERT.  
 H.R. 552: Ms. SLAUGHTER.  
 H.R. 601: Mr. ENGLISH of Pennsylvania.  
 H.R. 657: Ms. BORDALLO.  
 H.R. 661: Mr. HASTINGS of Florida.  
 H.R. 688: Mr. STUPAK.  
 H.R. 695: Mr. MICHAUD.  
 H.R. 741: Mr. FARR.  
 H.R. 743: Mr. SALLI.  
 H.R. 867: Mr. ROSKAM.  
 H.R. 879: Mr. CHABOT and Mr. BARTLETT of Maryland.  
 H.R. 880: Mr. HELLER.  
 H.R. 891: Mr. BOUCHER and Mr. MCDERMOTT.  
 H.R. 900: Ms. WATSON and Mr. PERLMUTTER.  
 H.R. 989: Mrs. CUBIN and Mr. GOODLATTE.  
 H.R. 1032: Mr. SMITH of New Jersey.  
 H.R. 1035: Mr. KUHL of New York.  
 H.R. 1064: Mr. WELDON of Florida, Mr. ISSA, and Mr. STEARNS.  
 H.R. 1091: Mr. FARR, and Mr. SCOTT of Virginia.  
 H.R. 1125: Mr. RYAN of Wisconsin, Mr. MITCHELL, Mr. BILIRAKIS, and Mr. SHULER.  
 H.R. 1154: Mr. TAYLOR, Mr. CAPUANO, Ms. SCHAKOWSKY, Mr. SKELTON, Ms. BORDALLO, Mr. DUNCAN, Mr. LATHAM, Mr. BROWN of South Carolina, Mr. SCHIFF, Mrs. DAVIS of California, Ms. HERSETH SANDLIN, Mr. SHAD-

EGG, Mr. ADERHOLT, Mrs. JO ANN DAVIS of Virginia, Mr. BUYER, Mrs. MYRICK, Mrs. DRAKE, Mr. CALVERT, Mr. KENNEDY, Mrs. TAUSCHER, Mr. FOSSELLA, Ms. CASTOR, Mr. MILLER of North Carolina, Mr. ANDREWS, Mr. ARCURI, Mr. BRALEY of Iowa, Mr. GUTIERREZ, Mr. HODES, Mr. LOEBACK, Mr. MCNERNEY, Mr. SMITH of Washington, Mr. STARK, Mr. WELCH of Vermont, Mr. ENGEL, Mr. TANNER, Mr. UDALL of Colorado, Mr. WALBERG, Mr. JONES of North Carolina, Ms. HOOLEY, Mr. DOYLE, Mr. BAIRD, and Mr. THOMPSON of California.

H.R. 1193: Mr. FORBES, Mr. ROSKAM, Mr. ANDREWS, and Mr. ACKERMAN.  
 H.R. 1194: Mr. FOSSELLA.  
 H.R. 1200: Ms. BALDWIN.  
 H.R. 1201: Mr. SALLI.  
 H.R. 1216: Mr. SIREN.  
 H.R. 1228: Mr. CAMP of Michigan.  
 H.R. 1233: Ms. GINNY BROWN-WAITE of Florida.  
 H.R. 1275: Mr. ACKERMAN.  
 H.R. 1283: Mr. CANTOR, Mr. HINCHEY, Mr. NADLER, and Mr. OBERSTAR.  
 H.R. 1303: Mr. MCNULTY.  
 H.R. 1304: Mr. FORBES and Mr. MORAN of Kansas.  
 H.R. 1359: Mr. GOODLATTE.  
 H.R. 1363: Mr. SESTAK, Mr. WAXMAN, and Mrs. DAVIS of California.  
 H.R. 1386: Mr. RYAN of Ohio, Mr. DAVIS of Illinois, and Mr. SCHIFF.  
 H.R. 1414: Mr. PASCRELL.  
 H.R. 1440: Mr. GILCHREST.  
 H.R. 1475: Ms. SOLIS.  
 H.R. 1497: Mr. PAYNE and Mrs. CAPPES.  
 H.R. 1507: Mr. VAN HOLLEN.  
 H.R. 1518: Mr. SPRATT.  
 H.R. 1524: Mr. GORDON.  
 H.R. 1540: Mr. EHLERS.  
 H.R. 1570: Ms. BERKLEY and Mr. HONDA.  
 H.R. 1576: Mr. LOBIONDO, Mr. SCOTT of Virginia, Mr. CASTLE, Mr. MORAN of Virginia, Mr. WILSON of South Carolina, and Ms. KAPTUR.  
 H.R. 1668: Mr. GORDON.  
 H.R. 1671: Mr. ANDREWS, Mr. LYNCH, Mr. CUMMINGS, Mr. HINCHEY, and Mr. WALZ of Minnesota.  
 H.R. 1717: Mr. DEAL of Georgia.  
 H.R. 1721: Ms. MCCOLLUM of Minnesota.  
 H.R. 1738: Mr. JOHNSON of Georgia.  
 H.R. 1764: Ms. ROS-LEHTINEN.  
 H.R. 1767: Mrs. McMORRIS RODGERS, Mrs. BLACKBURN, and Mr. FEENEY.  
 H.R. 1778: Mr. DAVID DAVIS of Tennessee and Mr. FERGUSON.  
 H.R. 1783: Ms. MATSUI and Mr. BOUCHER.  
 H.R. 1809: Mr. YOUNG of Alaska and Mr. ENGLISH of Pennsylvania.  
 H.R. 1841: Ms. SLAUGHTER.  
 H.R. 1843: Mr. VAN HOLLEN, Mrs. MILLER of Michigan, Mr. HOEKSTRA, Ms. KAPTUR, Mr. PETERSON of Minnesota, Mr. LAMBORN, and Mr. WALBERG.  
 H.R. 1875: Mrs. CUBIN.  
 H.R. 1876: Mr. TIBERI, Mr. JOHNSON of Georgia, Mr. LINCOLN DIAZ-BALART of Florida, and Ms. CLARKE.  
 H.R. 1881: Ms. CARSON.  
 H.R. 1971: Mr. THOMPSON of Mississippi.  
 H.R. 1974: Mr. ENGLISH of Pennsylvania.  
 H.R. 1992: Mr. FARR.  
 H.R. 2012: Mr. WESTMORELAND.  
 H.R. 2016: Mr. PRICE of North Carolina and Mr. THOMPSON of California.  
 H.R. 2033: Mr. NADLER, Mr. GEORGE MILLER of California, Ms. BORDALLO, and Mr. TOWNS.  
 H.R. 2046: Mr. SCOTT of Virginia.  
 H.R. 2074, Mr. SAXTON.  
 H.R. 2091: Mr. SESTAK and Mr. AL GREEN of Texas.  
 H.R. 2095: Mr. SCOTT of Virginia.  
 H.R. 2122: Mr. BRADY of Pennsylvania, Mr. HOLT, Ms. LEE, Ms. HARMAN, Ms. SLAUGHTER, and Ms. SCHWARTZ.  
 H.R. 2138: Mr. MAHONEY of Florida.  
 H.R. 2146: Mr. HINCHEY.



H.R. 2158: Mr. HENSARLING.  
 H.R. 2165: Mr. GORDON.  
 H.R. 2247: Mr. CRAMER, Mr. PAUL, and Mr. COHEN.  
 H.R. 2260: Mr. SHADEGG.  
 H.R. 2265: Mr. ROTHMAN, Mr. MILLER of North Carolina, and Ms. CARSON.  
 H.R. 2283: Ms. SUTTON.  
 H.R. 2289: Mr. MOORE of Kansas and Ms. SCHAKOWSKY.  
 H.R. 2303: Mr. GOODE.  
 H.R. 2365: Mr. COHEN.  
 H.R. 2370: Mr. WYNN and Mr. SHULER.  
 H.R. 2373: Mr. MCINTYRE.  
 H.R. 2436: Mr. WAMP and Mr. KENNEDY.  
 H.R. 2452: Mr. CARNAHAN and Mr. ENGEL.  
 H.R. 2464: Mr. MARSHALL and Ms. SLAUGHTER.  
 H.R. 2468: Mr. LEWIS of Georgia, Ms. SOLIS, Mr. HARE, Ms. SCHAKOWSKY, and Mr. TOWNS.  
 H.R. 2489: Mr. RAMSTAD and Mr. STARK.  
 H.R. 2503: Mr. WYNN.  
 H.R. 2510: Mr. ISSA, Mr. COBLE, and Mr. BOOZMAN.  
 H.R. 2552: Mr. BAIRD.  
 H.R. 2568: Mr. BOREN.  
 H.R. 2593: Mr. HINCHEY, Ms. WATSON, and Mrs. DAVIS of California.  
 H.R. 2596: Ms. SOLIS and Ms. LINDA T. SANCHEZ of California.  
 H.R. 2609: Mr. SESTAK and Mr. HILL.  
 H.R. 2634: Mr. MCDERMOTT, Mr. COHEN, and Mr. OLVER.  
 H.R. 2639: Mr. ISSA.  
 H.R. 2668: Mr. GORDON.  
 H.R. 2677: Mr. ROGERS of Kentucky and Mr. MCINTYRE.  
 H.R. 2690: Mr. JACKSON of Illinois.  
 H.R. 2702: Mr. BACA.  
 H.R. 2734: Mr. KELLER.  
 H.R. 2738: Mr. LAMPSON.  
 H.R. 2802: Mr. HINOJOSA, Mr. STARK, and Mrs. DAVIS of California.  
 H.R. 2807: Mr. FEENEY.  
 H.R. 2816: Mr. THOMPSON of California.  
 H.R. 2818: Mr. CARNEY, Ms. CLARKE, and Mr. HOYER.  
 H.R. 2834: Ms. LEE.  
 H.R. 2857: Mr. ALTMIRE.  
 H.R. 2860: Mr. KING of Iowa.  
 H.R. 2881: Mr. HARE.  
 H.R. 2885: Mr. JONES of North Carolina.  
 H.R. 2926: Mr. JOHNSON of Georgia.  
 H.R. 2927: Mr. HASTINGS of Washington, Ms. PRYCE of Ohio, and Mr. SCOTT of Georgia.  
 H.R. 2948: Mr. SALI.  
 H.R. 2949: Mr. RAMSTAD, Mr. SCOTT of Georgia, and Mr. PAYNE.  
 H.R. 2966: Mr. MCNERNEY.  
 H.R. 3004: Mr. UDALL of Colorado.  
 H.R. 3005: Ms. ROS-LEHTINEN and Mrs. MCCARTHY of New York.  
 H.R. 3010: Ms. WASSERMAN SCHULTZ and Mr. GRIJALVA.  
 H.R. 3014: Ms. BALDWIN, Mrs. CAPPS, Ms. SCHAKOWSKY, Mr. WAXMAN, Mr. FILNER, and Ms. LINDA T. SANCHEZ of California.  
 H.R. 3026: Mr. BACA, Mr. BUYER, and Mr. GORDON.  
 H.R. 3047: Mr. BUYER.  
 H.R. 3051: Mr. HOLT, Mr. SAXTON, and Mr. FRANK of Massachusetts.  
 H.R. 3057: Mr. FORBES.  
 H.R. 3077: Mr. MCINTYRE and Ms. KAPTUR.  
 H.R. 3081: Ms. CLARKE and Mr. GRIJALVA.  
 H.R. 3109: Mr. GOODE, Mrs. EMERSON, and Mr. ENGLISH of Pennsylvania.  
 H.R. 3115: Mrs. CAPPS and Mr. KENNEDY.  
 H.R. 3132: Ms. MATSUI and Mr. FILNER.  
 H.R. 3140: Mr. BARTLETT of Maryland, Mr. FILNER, and Mr. MILLER of Florida.  
 H.R. 3168: Ms. CARSON, Mr. THOMPSON of Mississippi, and Ms. NORTON.  
 H.R. 3212: Mr. DINGELL.  
 H.R. 3224: Mrs. WILSON of New Mexico, Mrs. GILLIBRAND, and Mr. MATHESON.  
 H.R. 3246: Mr. MCINTYRE.  
 H.R. 3273: Mr. BAIRD.  
 H.R. 3297: Mr. PETERSON of Pennsylvania.

H.R. 3298: Mr. SCOTT of Virginia, Mr. ALTMIRE, and Ms. CASTOR.  
 H.R. 3300: Mr. SOUDER.  
 H.R. 3385: Mr. GRIJALVA.  
 H.R. 3418: Mr. BAIRD and Mr. VAN HOLLEN.  
 H.R. 3439: Ms. CARSON.  
 H.R. 3440: Mr. ARCURI, Mr. BRADY of Pennsylvania, Mr. COURTNEY, Mr. LINCOLN DAVIS of Tennessee, Mr. DOYLE, Mr. ENGEL, Mr. HARE, Mr. HIGGINS, Mr. HINCHEY, Mr. HOLDEN, Mr. HONDA, Mr. ISRAEL, Mr. LARSON of Connecticut, Ms. MATSUI, Mrs. MCCARTHY of New York, Mr. MCGOVERN, Mr. MURPHY of Connecticut, Mr. MURTHA, Mr. PASCRELL, Mr. STARK, Mr. STUPAK, and Mr. THOMPSON of California.  
 H.R. 3442: Mr. JORDAN, Mr. TIM MURPHY of Pennsylvania, Mr. SESSIONS, Mr. DANIEL E. LUNGREN of California, and Mr. WALBERG.  
 H.R. 3446: Mr. CAMP of Michigan.  
 H.R. 3448: Mr. STARK, Mr. ALLEN, Mr. BERMAN, Mrs. CHRISTENSEN, Ms. CARSON, Mr. HINCHEY, Mr. GEORGE MILLER of California, Mr. VAN HOLLEN, Ms. NORTON, and Mr. INSLEE.  
 H.R. 3457: Mrs. MCMORRIS RODGERS, Mr. WICKER, and Mr. BERRY.  
 H.R. 3463: Mr. SKELTON.  
 H.R. 3481: Mr. SKELTON, Mrs. MCCARTHY of New York, and Ms. BERKLEY.  
 H.J. Res. 6: Mr. CRENSHAW.  
 H.J. Res. 14: Mr. MCINTYRE.  
 H. Con. Res. 32: Mr. SESSIONS, Ms. BORDALLO, Mr. MAHONEY of Florida, Mr. BURTON of Indiana, Mr. KING of New York, Mr. GALLEGLY, Mr. WOLF, and Mrs. MYRICK.  
 H. Con. Res. 40: Mr. GARY G. MILLER of California, Ms. KAPTUR, Mr. BACHUS, Mrs. BOYDA of Kansas, and Mr. SHULER.  
 H. Con. Res. 55: Mr. LAMPSON.  
 H. Con. Res. 160: Mr. RUPPERSBERGER.  
 H. Con. Res. 176: Mr. SESTAK.  
 H. Con. Res. 182: Mr. PRICE of Georgia, Mr. FERGUSON, Mr. STUPAK, Mr. WHITFIELD, Mr. CULBERSON, and Mr. WOLF.  
 H. Con. Res. 194: Mr. BURTON of Indiana.  
 H. Con. Res. 205: Mrs. BLACKBURN, Mr. GORDON, and Mr. TANNER.  
 H. Res. 18: Mr. HELLER, Mr. WAMP, and Mr. SHUSTER.  
 H. Res. 79: Mr. KIND.  
 H. Res. 87: Mr. ADERHOLT.  
 H. Res. 111: Mr. LINCOLN DIAZ-BALART of Florida and Mr. GOODE.  
 H. Res. 194: Mr. MILLER of North Carolina.  
 H. Res. 241: Mr. MCGOVERN.  
 H. Res. 322: Mr. FRANK of Massachusetts.  
 H. Res. 333: Ms. KILPATRICK.  
 H. Res. 435: Mr. GARRETT of New Jersey.  
 H. Res. 443: Mr. SCOTT of Virginia.  
 H. Res. 476: Mr. MORAN of Virginia.  
 H. Res. 489: Mr. MOORE of Kansas.  
 H. Res. 542: Mr. GARRETT of New Jersey, Mr. MCCAUL of Texas, Mr. BILIRAKIS, and Mr. WESTMORELAND.  
 H. Res. 576: Mr. CLAY.  
 H. Res. 583: Mr. WOLF and Mr. MCCOTTER.  
 H. Res. 588: Ms. BORDALLO, Mr. MCGOVERN, Ms. CORRINE BROWN of Florida, Mr. HASTINGS of Florida, Ms. MATSUI, Mr. WELCH of Vermont, Mrs. GILLIBRAND, Mrs. LOWEY, Mr. CROWLEY, Mrs. MALONEY of New York, Mr. HINCHEY, Mr. HIGGINS, Mr. SERRANO, Mr. SIREN, Mr. DONNELLY, Mrs. NAPOLITANO, Ms. VELÁZQUEZ, Mr. BACA, Mr. RODRIGUEZ, Mr. BECERRA, Mr. ORTIZ, Ms. SOLIS, Mr. CUELLAR, Mr. PASTOR, Mr. ALTMIRE, Mr. LAMPSON, Mr. SPACE, Mr. WILSON of Ohio, Mr. MAHONEY of Florida, Ms. LINDA T. SANCHEZ of California, Mr. COURTNEY, Mr. KAGEN, Mr. BRALEY of Iowa, Ms. SHEA-PORTER, Mr. ACKERMAN, Ms. SUTTON, Mr. CARDOZA, Ms. CASTOR, Mr. MURPHY of Connecticut, Mr. ISRAEL, Ms. DELAURO, and Mr. GONZALEZ.  
 H. Res. 603: Mr. BUTTERFIELD.  
 H. Res. 605: Mr. ISSA, Mr. MEEKS of New York, Mr. CONAWAY, Mr. DUNCAN, Mr. MARIO DIAZ-BALART of Florida, Mr. BUYER, Mrs. MUSGRAVE, and Mr. MARSHALL.

H. Res. 635: Mr. PASCRELL, Mr. HASTINGS of Florida, Ms. MCCOLLUM of Minnesota, Ms. JACKSON-LEE of Texas, Mr. MCDERMOTT, Mr. HOLT, and Mr. SERRANO.

## MONDAY, SEPTEMBER 10, 2007 (116)

### ¶116.1 APPOINTMENT OF SPEAKER PRO TEMPORE

The House was called to order at 10:30 a.m. by the SPEAKER pro tempore, Mrs. TAUSCHER, who laid before the House the following communication:

WASHINGTON, DC,  
 September 10, 2007.

I hereby appoint the Honorable ELLEN O. TAUSCHER to act as Speaker pro tempore on this day.

NANCY PELOSI,

*Speaker of the House of Representatives.*

Whereupon, pursuant to the order of the House of January 4, 2007, Members were recognized for morning-hour debate.

### ¶116.2 RECESS—10:47 A.M.

The SPEAKER pro tempore, Mrs. TAUSCHER, pursuant to clause 12(a) of rule I, declared the House in recess at 10 o'clock and 47 minutes a.m., until noon.

### ¶116.3 AFTER RECESS—NOON

The SPEAKER pro tempore, Mr. HASTINGS of Florida, called the House to order.

### ¶116.4 APPROVAL OF THE JOURNAL

The SPEAKER pro tempore, Mr. HASTINGS of Florida, announced he had examined and approved the Journal of the proceedings of Friday, September 7, 2007.

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

### ¶116.5 COMMUNICATIONS

Executive and other communications, pursuant to clause 8, rule XII, were referred as follows:

3233. A letter from the Congressional Review Coordinator, Department of Agriculture, transmitting the Department's final rule — Witchweed Quarantine Regulations; Regulated Areas in North Carolina and South Carolina [Docket No. APHIS-2006-0170] received August 10, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

3234. A letter from the Administrator, Department of Agriculture, transmitting the Department's final rule — Prohibition of the Use of Specified Risk Materials for Human Food and Requirements for the Disposition of Non-Ambulatory Disabled Cattle; Prohibition of the Use of Certain Stunning Devices Used To Immobilize Cattle During Slaughter [Docket No. 03-025F] (RIN: 0583-AC88) received August 6, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

3235. A letter from the Administrator, Department of Agriculture, transmitting the Department's final rule — Designation of the State of New Mexico Under the Federal Meat Inspection Act and Poultry Products Inspection Act [Docket No. FSIS-2007-0023] (RIN: 0583-AD29) received August 6, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

3236. A letter from the Director, Regulations Policy and Mgmt. Staff, Department of

Agriculture, transmitting the Department's final rule — Food Additives Permitted in Feed and Drinking Water of Animals; Selenium Yeast [Docket No. 1998F-0196] received August 8, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

3237. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Residues of Quaternary Ammonium Compounds di-n-Alkyl (C8-10) dimethyl Ammonium chloride, Exemption from the Requirement of a Tolerance [EPA-HQ-OPP-2006-0572; FRL-8146-7] received September 5, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Agriculture.

3238. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting a report on U.S. military personnel and U.S. individual civilians retained as contractors involved in supporting Plan Colombia, pursuant to Public Law 106-246, section 3204 (f) (114 Stat. 577); to the Committee on Armed Services.

3239. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Approval and Promulgation of Implementation Plans Kentucky: Volatile Organic Compound Definition Updates [EPA-R04-OAR-2006-0650-200705(a); FRL-8464-2] received September 5, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

3240. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Approval and Promulgation of Implementation Plans North Carolina: Mecklenburg County Regulations [EPA-R04-OAR-2005-NC-0004-200704(a); FRL-8465-4] received September 5, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

3241. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Approval and Promulgation of Air Quality Implementation Plans; New Hampshire; Revised Carbon Monoxide Maintenance Plan for Nashua [EPA-R01-OAR-2007-0497; A-1-FRL-8463-6] received September 5, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

3242. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Determination of Attainment, Approval and Promulgation of Implementation Plans and Designation of Areas for Air Quality Planning Purposes; Ohio; Correction [EPA-R05-OAR-2006-0046; FRL-8464-3] received September 5, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

3243. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Update of Continuous Instrumental Test Methods: Technical Amendments [EPA-HQ-OAR-2002-0071; FRL-8448-9] (RIN: 2060-A009) received September 5, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

3244. A letter from the Senior Legal Advisor, Federal Communications Commission, transmitting the Commission's final rule — Service Rules for the 698-806 MHz Band and Public Safety Spectrum Requirements [WT Docket No. 06-150 CC Docket No. 94-102 WT Docket No. 01-309 WT Docket No. 03-264 WT Docket No. 06-169 PS Docket No. 06-229 WT Docket No. 96-86 WT Docket No. 07-166] received September 4, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

3245. A letter from the Chief of Staff, Media Bureau, Federal Communications Commis-

sion, transmitting the Commission's final rule — In the Matter of Telecommunications Services Inside Wiring Customer Premises Equipment Implementation of the Cable Television Consumer Protection and Competition Act of 1992: Cable Home Wiring Clarification of the Commission's Rules and Policies Regarding Unbundled Access to Incumbent Local Exchange Carriers' Inside Wire Subloop [CS Docket No. 95-184 MM Docket No. 92-260 WC Docket No. 01-338] received September 4, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

3246. A letter from the Chief, Policy Division, Federal Communications Commission, transmitting the Commission's final rule — In the Matters of Review of the Emergency Alert System; Independent Spanish Broadcasters Association, the Office of Communication of the United Church of Christ, Inc., and the Minority Media and Telecommunications Council, Petition for Immediate Relief [EB Docket No. 04-296] received September 4, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

3247. A letter from the Chief of Staff, Media Bureau, Federal Communications Commission, transmitting the Commission's final rule — In the Matter of Digital Audio Broadcasting Systems And Their Impact on the Terrestrial Radio Broadcast Service [MM Docket No. 99-325] received September 4, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

3248. A letter from the Deputy Chief, CGB, Federal Communications Commission, transmitting the Commission's final rule — In the Matters of IP-Enabled Services Implementation of Sections 255 and 251(a)(2) of The Communications Act of 1934, as Enacted by The Telecommunications Act of 1996: Access to Telecommunications Service, Telecommunications Equipment and Customer Premises Equipment by Persons with Disabilities Telecommunications Relay Services and Speech-to-Speech Services for Individuals with Hearing and Speech Disabilities The Use of N11 Codes and Other Abbreviated Dialing Arrangements [WC Docket No. 04-36 WT Docket No. 96-198 CG Docket No. 03-123 CC Docket No. 92-105] Received September 4, 2007, pursuant to 5 U.S.C. to the Committee on Energy and Commerce.

3249. A letter from the Deputy Director, Defense Security Cooperation Agency, transmitting reports in accordance with Section 36(a) of the Arms Export Control Act, pursuant to 22 U.S.C. 2776(a); to the Committee on Foreign Affairs.

#### ¶116.6 FRANK J. GUARINI POST OFFICE BUILDING

Mr. DAVIS of Illinois moved to suspend the rules and pass the bill (H.R. 2467) to designate the facility of the United States Postal Service located at 69 Montgomery Street in Jersey City, New Jersey, as the "Frank J. Guarini Post Office Building".

The SPEAKER pro tempore, Mr. HASTINGS of Florida, recognized Mr. DAVIS of Illinois and Mr. SALI, each for 20 minutes.

After debate,  
The question being put, viva voce,

Will the House suspend the rules and pass said bill?

The SPEAKER pro tempore, Mr. HASTINGS of Florida, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said bill.

#### ¶116.7 KENNETH T. WHALUM, SR. POST OFFICE

Mr. DAVIS of Illinois moved to suspend the rules and pass the bill (H.R. 2587) to designate the facility of the United States Postal Service located at 555 South 3rd Street Lobby in Memphis, Tennessee, as the "Kenneth T. Whalum, Sr. Post Office"; as amended.

The SPEAKER pro tempore, Mr. HASTINGS of Florida, recognized Mr. DAVIS of Illinois and Mr. SALI, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and pass said bill, as amended?

The SPEAKER pro tempore, Mr. HASTINGS of Florida, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill, as amended, was passed.

By unanimous consent, the title was amended so as to read: "An Act to designate the facility of the United States Postal Service located at 555 South 3rd Street Lobby in Memphis, Tennessee, as the 'Kenneth T. Whalum, Sr. Post Office Building'".

A motion to reconsider the vote whereby the rules were suspended and said bill, as amended, was passed and the title was amended was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said bill.

#### ¶116.8 ELEANOR MCGOVERN POST OFFICE BUILDING

Mr. DAVIS of Illinois moved to suspend the rules and pass the bill (H.R. 2654) to designate the facility of the United States Postal Service located at 202 South Dumont Avenue in Woodsocket, South Dakota, as the "Eleanor McGovern Post Office Building".

The SPEAKER pro tempore, Mr. HASTINGS of Florida, recognized Mr. DAVIS of Illinois and Mr. SALI, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and pass said bill?

The SPEAKER pro tempore, Mr. HASTINGS of Florida, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said bill.

## ¶116.9 ROBERT MERRILL POSTAL STATION

Mr. DAVIS of Illinois moved to suspend the rules and pass the bill (H.R. 2778) to designate the facility of the United States Postal Service located at 3 Quaker Ridge Road in New Rochelle, New York, as the "Robert Merrill Postal Station".

The SPEAKER pro tempore, Mr. HASTINGS of Florida, recognized Mr. DAVIS of Illinois and Mr. SALI, each for 20 minutes.

After debate,

The question being put, *viva voce*,

Will the House suspend the rules and pass said bill?

The SPEAKER pro tempore, Mr. HASTINGS of Florida, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill was passed was, by unanimous consent, laid on the table.

*Ordered*, That the Clerk request the concurrence of the Senate in said bill.

## ¶116.10 OWEN LOVEJOY PRINCETON POST OFFICE BUILDING

Mr. DAVIS of Illinois moved to suspend the rules and pass the bill (H.R. 2825) to designate the facility of the United States Postal Service located at 326 South Main Street in Princeton, Illinois, as the "Owen Lovejoy Princeton Post Office Building".

The SPEAKER pro tempore, Mr. HASTINGS of Florida, recognized Mr. DAVIS of Illinois and Mr. SALI, each for 20 minutes.

After debate,

The question being put, *viva voce*,

Will the House suspend the rules and pass said bill?

The SPEAKER pro tempore, Mr. HASTINGS of Florida, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill was passed was, by unanimous consent, laid on the table.

*Ordered*, That the Clerk request the concurrence of the Senate in said bill.

## ¶116.11 PANCREATIC CANCER AWARENESS MONTH

Mr. DAVIS of Illinois moved to suspend the rules and agree to the following resolution (H. Res. 257); as amended:

Whereas over 37,170 people will be diagnosed with pancreatic cancer this year in the United States;

Whereas pancreatic cancer is the fourth most common cause of cancer death in the United States;

Whereas 75 percent of pancreatic cancer patients die within the first year of their diagnosis, and only 5 percent survive more than 5 years, making pancreatic cancer the deadliest of any cancer;

Whereas there has been no significant improvement in survival rates in the last 25 years, and pancreatic cancer research is still in the earliest scientific stages;

Whereas there are no early detection methods and minimal treatment options for pancreatic cancer;

Whereas when symptoms of pancreatic cancer generally present themselves, it is too late for an optimistic prognosis, and the average survival rate of those diagnosed with metastatic disease is only 3 to 6 months;

Whereas the incidence rate of pancreatic cancer is 40 to 50 percent higher in African Americans than in other ethnic groups;

Whereas the Pancreatic Cancer Action Network (PanCAN) is a national patient advocacy organization that serves the pancreatic cancer community by focusing its efforts on public policy, research funding, patient services, and public awareness and education related to developing effective treatments and a cure for pancreatic cancer; and

Whereas the Pancreatic Cancer Action Network has requested that the Congress designate November as Pancreatic Cancer Awareness Month in order to educate communities across the Nation about pancreatic cancer and the need for research funding, early detection methods, effective treatments, and prevention programs: Now, therefore, be it

*Resolved*, That the House of Representatives supports the goals and ideals of Pancreatic Cancer Awareness Month.

The SPEAKER pro tempore, Mr. HASTINGS of Florida, recognized Mr. DAVIS of Illinois and Mr. SALI, each for 20 minutes.

After debate,

The question being put, *viva voce*,

Will the House suspend the rules and agree to said resolution, as amended?

The SPEAKER pro tempore, Mr. HASTINGS of Florida, announced that two-thirds of the Members present had voted in the affirmative.

Mr. DAVIS of Illinois demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Mr. HASTINGS of Florida, pursuant to clause 8, rule XX, announced that further proceedings on the question were postponed.

## ¶116.12 RECESS—1:11 P.M.

The SPEAKER pro tempore, Mrs. TAUSCHER, pursuant to clause 12(a) of rule I, declared the House in recess at 1 o'clock and 11 minutes p.m., subject to the call of the Chair.

## ¶116.13 AFTER RECESS—5:25 P.M.

The SPEAKER pro tempore, Mr. CARDOZA, called the House to order.

## ¶116.14 COMMEMORATING SIXTH ANNIVERSARY OF SEPTEMBER 11, 2001

Mr. HOYER moved to suspend the rules and agree to the following resolution (H. Res. 643):

Whereas on the morning of September 11, 2001, terrorists hijacked four civilian aircraft, crashing two of them into the towers of the World Trade Center in New York City and a third into the Pentagon outside Washington, D.C.;

Whereas the heroic actions of the passengers and crew aboard United Flight 93, which ultimately led to the aircraft crashing

into a rural field in Shanksville, Pennsylvania, prevented the plane from being used as a weapon against America;

Whereas nearly 3,000 innocent men, women, and children were murdered in these attacks;

Whereas their tragic loss will never be forgotten by the people of the United States of America;

Whereas by targeting symbols of American strength and prosperity, the attacks were intended to assail the principles, values, and freedoms of the American people, to intimidate the Nation and its allies, and to weaken the national resolve;

Whereas the United States remains steadfast in its determination to defeat, disrupt, and dismantle terrorist organizations and seeks to harness all elements of national power, including its military, economic, and diplomatic might, to do so;

Whereas Congress passed, and the President signed, numerous laws to assist victims, combat terrorism, protect the Homeland, and support the members of the Armed Forces who defend American interests at home and abroad;

Whereas terrorist attacks that have occurred since September 11, 2001, in Egypt, India, Indonesia, Jordan, Spain, Turkey, the United Kingdom, and elsewhere, remind all people of the brutal intentions of the terrorists and the ever-present threat they pose to the principles of freedom, justice, and the rule of law;

Whereas the United States has worked cooperatively with the nations of the free world to confront, disrupt, and punish terrorists at home and abroad, and remains committed to building strong and effective counterterrorism alliances;

Whereas immediately following September 11, the United States Armed Forces moved swiftly against al-Qaeda and the Taliban regime, which the President and Congress had identified as enemies of America;

Whereas in doing so, brave servicemen and women left family and friends in order to defend the Nation; and

Whereas six years later, many servicemen and women remain abroad, defending the Nation from further terrorist attacks; Now, therefore, be it

*Resolved*, That the House of Representatives—

(1) recognizes September 11 as both a day to remember those taken from their families, loved ones, and fellow citizens and a day for Americans to recommit to the Nation and to each other;

(2) extends its deepest sympathies to the countless innocent victims of the September 11, 2001, terrorist attacks, their families, friends, and loved ones;

(3) honors the heroic service, actions and sacrifices of first responders, law enforcement personnel, State and local officials, volunteers, and others who aided the innocent victims and, in so doing, bravely risked their own lives and health;

(4) expresses thanks and gratitude to the foreign leaders and citizens of all nations who have assisted and continue to stand in solidarity with the United States against terrorism in the aftermath of the September 11, 2001, terrorist attacks;

(5) rejects, in the strongest possible terms, any effort to confuse the war on terrorism with a war on any people or any faith;

(6) honors the heroic service, actions and the sacrifices of United States personnel, including members of the United States Armed Forces, United States intelligence agencies, and the United States diplomatic service, and their families who have sacrificed much, including their lives and health, in defense of their country against terrorists and their supporters;

(7) remains resolved in its commitment to defeating terrorists and their supporters who threaten the United States and to providing the United States Armed Forces, United States intelligence agencies, and the United States diplomatic service with the resources and support to do so effectively and safely; and

(8) reaffirms that House of Representatives honors the memory of those who lost their lives as a result of the September 11, 2001, terrorist attacks and reaffirms its commitment to defend the people of the United States in the face of any and all future challenges.

The SPEAKER pro tempore, Mr. CARDOZA, recognized Mr. HOYER and Mr. Tom DAVIS of Virginia, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and agree to said resolution?

The SPEAKER pro tempore, Mr. CARDOZA, announced that two-thirds of the Members present had voted in the affirmative.

Mr. LANTOS demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Mr. CARDOZA, pursuant to clause 8, rule XX, announced that further proceedings on the question were postponed.

¶116.15 RECESS—6:20 P.M.

The SPEAKER pro tempore, Mr. CARDOZA, pursuant to clause 12(a) of rule I, declared the House in recess at 6 o'clock and 20 minutes p.m., until approximately 6:30 p.m.

¶116.16 AFTER RECESS—6:30 P.M.

The SPEAKER pro tempore, Mr. KAGEN, called the House to order.

116.17 H. RES. 257—UNFINISHED BUSINESS

The SPEAKER pro tempore, Mr. KAGEN, pursuant to clause 8, rule XX, announced the unfinished business to be the motion to suspend the rules and agree to the resolution (H. Res. 257) supporting the goals and ideals of Pancreatic Cancer Awareness Month; as amended.

The question being put,

Will the House suspend the rules and agree to said resolution, as amended?

The vote was taken by electronic device.

It was decided in the { Yeas ..... 330 affirmative ..... } { Nays ..... 0

¶116.18 [Roll No. 865]

YEAS—330

Table with 3 columns: Name, State, and Affiliation. Includes names like Abercrombie, Aderholt, Akin, Alexander, etc.

Table with 3 columns: Name, State, and Affiliation. Includes names like Capito, Cardoza, Carnahan, Carson, Carter, etc.

Table with 3 columns: Name, State, and Affiliation. Includes names like Jackson-Lee, Pomeroy, Porter, Price, etc.

Table with 3 columns: Name, State, and Affiliation. Includes names like Ackerman, Fallon, Mitchell, Moran, etc.

Table with 3 columns: Name, State, and Affiliation. Includes names like Abercrombie, Aderholt, Akin, Alexander, etc.

Carnahan  
Carson  
Carter  
Castle  
Castor  
Chabot  
Clarke  
Cleaver  
Clyburn  
Coble  
Cohen  
Cole (OK)  
Conaway  
Cooper  
Costa  
Courtney  
Cramer  
Crenshaw  
Crowley  
Cuellar  
Cummings  
Davis (CA)  
Davis (IL)  
Davis (KY)  
Davis, David  
Davis, Lincoln  
Davis, Tom  
DeFazio  
Delahunt  
DeLauro  
Dent  
Diaz-Balart, L.  
Diaz-Balart, M.  
Dicks  
Dingell  
Doggett  
Donnelly  
Drake  
Dreier  
Duncan  
Edwards  
Ehlers  
Ellison  
Ellsworth  
Emanuel  
Engel  
English (PA)  
Etheridge  
Farr  
Fattah  
Feehey  
Ferguson  
Filner  
Flake  
Forbes  
Fortenberry  
Fossella  
Foxy  
Frank (MA)  
Franks (AZ)  
Frelinghuysen  
Gerlach  
Giffords  
Gilchrest  
Gillibrand  
Gingrey  
Gohmert  
Goode  
Goodlatte  
Gordon  
Graves  
Green, Al  
Green, Gene  
Grijalva  
Gutierrez  
Hall (NY)  
Hare  
Harman  
Hastings (FL)  
Hayes  
Herseht Sandlin  
Hill  
Hinojosa  
Hirono  
Hobson  
Hodes  
Hoekstra  
Holden  
Holt  
Honda  
Hoyer  
Hulshof  
Hunter  
Inglis (SC)  
Inslee  
Jackson (IL)  
Jackson-Lee  
(TX)

Jefferson  
Jindal  
Johnson (GA)  
Johnson, E. B.  
Jones (NC)  
Jones (OH)  
Jordan  
Kagen  
Kanjorski  
Keller  
Kennedy  
Kildee  
King  
King (IA)  
Kingston  
Kirk  
Klein (FL)  
Kline (MN)  
Knollenberg  
Kuhl (NY)  
LaHood  
Lamborn  
Lampson  
Langevin  
Lantos  
Larsen (WA)  
Larson (CT)  
Latham  
LaTourette  
Levin  
Lewis (CA)  
Lewis (GA)  
Lewis (KY)  
LoBiondo  
Loebsock  
Lowey  
Lungren, Daniel  
E.  
Mack  
Mahoney (FL)  
Manzullo  
Markey  
Marshall  
Matsui  
McCarthy (NY)  
McCaul (TX)  
McCollum (MN)  
McCotter  
McCrery  
McDermott  
McGovern  
McHenry  
McHugh  
McIntyre  
McKeon  
McMorris  
Rodgers  
McNerney  
McNulty  
Meek (FL)  
Melancon  
Mica  
Michaud  
Miller (FL)  
Miller (MI)  
Miller (NC)  
Miller, George  
Mollohan  
Moore (KS)  
Moore (WI)  
Moran (VA)  
Murphy (CT)  
Murphy, Patrick  
Murphy, Tim  
Musgrave  
Myrick  
Neugebauer  
Nunes  
Oberstar  
Obey  
Oliver  
Ortiz  
Pallone  
Pascrell  
Pastor  
Paul  
Payne  
Pearce  
Pelosi  
Pence  
Peterson (MN)  
Peterson (PA)  
Petri  
Pickering  
Pitts  
Poe  
Pomeroy  
Porter

Price (GA)  
Price (NC)  
Putnam  
Radanovich  
Rangel  
Regula  
Rehberg  
Reichert  
Renzi  
Reyes  
Reynolds  
Richardson  
Kind  
Rogers (AL)  
Rogers (MI)  
Ros-Lehtinen  
Ross  
Roybal-Allard  
Royce  
Ruppersberger  
Ryan (OH)  
Ryan (WI)  
Sali  
Sánchez, Linda  
T.  
Sanchez, Loretta  
Sarbanes  
Saxton  
Schakowsky  
Schiff  
Schmidt  
Schwartz  
Scott (GA)  
Scott (VA)  
Sensenbrenner  
Serrano  
Sestak  
Shadegg  
Shays  
Shea-Porter  
Sherman  
Shuler  
Shuster  
Sires  
Skelton  
Slaughter  
Smith (NE)  
Smith (NJ)  
Smith (WA)  
Snyder  
Souder  
Space  
Spratt  
Stark  
Stearns  
Sutton  
Tanner  
Tauscher  
Taylor  
Terry  
Thompson (MS)  
Thornberry  
Tiahrt  
Tiberi  
Tierney  
Turner  
Udall (CO)  
Udall (NM)  
Upton  
Van Hollen  
Moran (VA)  
Visclosky  
Walberg  
Walden (OR)  
Walsh (NY)  
Walz (MN)  
Wamp  
Wasserman  
Schultz  
Watson  
Watt  
Waxman  
Welch (VT)  
Weldon (FL)  
Weller  
Wexler  
Whitfield  
Wicker  
Wilson (NM)  
Wilson (OH)  
Wilson (SC)  
Wolf  
Woolsey  
Wu  
Wynn  
Yarmuth  
Young (AK)  
Young (FL)

## NAYS—1

Kucinich  
NOT VOTING—98

Ackerman  
Baker  
Barton (TX)  
Berkley  
Berry  
Blumenauer  
Bonner  
Bono  
Boswell  
Boyd (FL)  
Boyda (KS)  
Butterfield  
Calvert  
Campbell (CA)  
Cannon  
Capps  
Capuano  
Carney  
Chandler  
Clay  
Conyers  
Costello  
Cubin  
Culberson  
Davis (AL)  
Davis, Jo Ann  
Deal (GA)  
DeGette  
Doolittle  
Doyle  
Emerson  
Eshoo  
Everett

Fallin  
Gallegly  
Garrett (NJ)  
Gonzalez  
Granger  
Hall (TX)  
Hastert  
Hastings (WA)  
Heller  
Hensarling  
Herger  
Higgins  
Hinchev  
Hooley  
Israel  
Issa  
Johnson (IL)  
Johnson, Sam  
Kaptur  
Kilpatrick  
King (NY)  
Lee  
Linder  
Lipinski  
Lofgren, Zoe  
Lucas  
Lynch  
Maloney (NY)  
Marchant  
Matheson  
McCarthy (CA)  
Meeks (NY)  
Miller, Gary

Mitchell  
Moran (KS)  
Murtha  
Nadler  
Napolitano  
Neal (MA)  
Perlmutter  
Platts  
Pryce (OH)  
Rahall  
Ramstad  
Rodriguez  
Rogers (KY)  
Rohrabacher  
Roskam  
Rothman  
Rush  
Salazar  
Sessions  
Shimkus  
Simpson  
Smith (TX)  
Solis  
Stupak  
Sullivan  
Tancredo  
Thompson (CA)  
Towns  
Velázquez  
Waters  
Weiner  
Westmoreland

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said resolution was agreed to.

A motion to reconsider the vote whereby the rules were suspended and said resolution was agreed to was, by unanimous consent, laid on the table.

## ¶116.21 LEAVE OF ABSENCE

By unanimous consent, leave of absence was granted—

To Mr. BONNER, for today;

To Mr. BOYD, for today;

To Mr. CONYERS, for today and balance of the week and the week of September 17;

To Mr. CULBERSON, for today;

To Ms. ESHOO, for today;

To Mr. EVERETT, for today;

To Mr. GARRETT of New Jersey, for today;

To Ms. KILPATRICK, for today; and

To Mr. LYNCH, for today.

To Mrs. NAPOLITANO, for today;

To Mr. PLATTS, for today;

To Mr. SESSIONS, for today; and

To Mr. WESTMORELAND, for today.  
And then,

## ¶116.22 ADJOURNMENT

On motion of Mr. KING of Iowa, pursuant to the special order of the House agreed to on September 7, 2007, at 9 o'clock and 35 minutes p.m., the House adjourned until 10:30 a.m. on Tuesday, September 11, 2007.

## ¶116.23 REPORTS OF COMMITTEES ON PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XIII, reports of committees were delivered to the Clerk for printing and reference to the proper calendar, as follows:

Mr. OBERSTAR: Committee on Transportation and Infrastructure. H.R. 2775. A bill to amend the Robert T. Stafford Disaster Relief

and Emergency Assistance Act to authorize funding for emergency management performance grants, and for other purposes; with an amendment (Rept. 110-322). Referred to the Committee of the Whole House on the state of the Union, and ordered to be printed.

## ¶116.24 PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XII, public bills and resolutions were introduced and severally referred, as follows:

By Mr. REICHERT:

H.R. 3508. A bill to provide automatic continuing appropriations for the Government; to the Committee on Appropriations.

By Mr. BURGESS:

H.R. 3509. A bill to provide health care liability reform, and for other purposes; to the Committee on the Judiciary.

By Mr. PETERSON of Pennsylvania (for himself, Mr. GONZALEZ, Mr. ENGLISH of Pennsylvania, and Mr. RODRIGUEZ):

H.R. 3510. A bill to prohibit the imposition and collection of tolls on certain highways constructed using Federal funds; to the Committee on Transportation and Infrastructure.

By Mr. ALEXANDER:

H.R. 3511. A bill to designate the facility of the United States Postal Service located at 2150 East Hardtner Drive in Urania, Louisiana, as the "Murphy A. Tannehill Post Office Building"; to the Committee on Oversight and Government Reform.

By Ms. CARSON (for herself, Mr. WU, Mr. KAGEN, Ms. HOOLEY, and Mr. SCOTT of Virginia):

H.R. 3512. A bill to ensure that college textbooks and supplemental materials are available and affordable; to the Committee on Education and Labor.

By Mr. DEFAZIO:

H.R. 3513. A bill to amend the Oregon Wilderness Act of 1984 to designate the Copper Salmon Wilderness and to amend the Wild and Scenic Rivers Act to designate segments of the North and South Forks of the Elk River in the State of Oregon as wild or scenic rivers, and for other purposes; to the Committee on Natural Resources.

By Ms. EDDIE BERNICE JOHNSON of Texas:

H.R. 3514. A bill to authorize workshops to eliminate gender bias for women in careers in science, technology, engineering, and mathematics, and for other purposes; to the Committee on Education and Labor, and in addition to the Committees on Science and Technology, and Armed Services, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. McHUGH:

H.R. 3515. A bill to amend the Internal Revenue Code of 1986 to allow individuals a refundable credit against income tax for the purchase of private health insurance; to the Committee on Ways and Means.

By Mr. McHUGH:

H.R. 3516. A bill to amend the Internal Revenue Code of 1986 to provide a 100 percent deduction for the health insurance costs of individuals; to the Committee on Ways and Means.

By Mr. McHUGH:

H.R. 3517. A bill to amend the Internal Revenue Code of 1986 to provide that distributions from an individual retirement plan, a section 401(k) plan, or a section 403(b) contract shall not be includible in gross income to the extent used to pay long-term care insurance premiums; to the Committee on Ways and Means.

By Mr. MILLER of Florida (for himself, Mr. BUCHANAN, Ms. GINNY BROWN-WAITE of Florida, Mr. KELLER, Mr.

CRENSHAW, Mr. MARIO DIAZ-BALART of Florida, Mr. LINCOLN DIAZ-BALART of Florida, Ms. ROS-LEHTINEN, Mr. PUTNAM, Mr. STEARNS, Ms. CASTOR, Mr. HASTINGS of Florida, Mr. BOYD of Florida, Mr. WEXLER, Mr. WELDON of Florida, Ms. WASSERMAN SCHULTZ, Mr. YOUNG of Florida, Mr. MACK, Mr. FEENEY, Mr. MICA, Mr. MEEK of Florida, Ms. CORRINE BROWN of Florida, and Mr. MAHONEY of Florida);

H.R. 3518. A bill to designate the facility of the United States Postal Service located at 1430 South Highway 29 in Cantonment, Florida, as the "Charles H. Hendix Post Office Building"; to the Committee on Oversight and Government Reform.

By Ms. NORTON:

H.R. 3519. A bill to establish the United States Commission on an Open Society with Security; to the Committee on Transportation and Infrastructure, and in addition to the Committee on Homeland Security, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. SENSENBRENNER:

H.R. 3520. A bill to provide for the appointment of additional Federal circuit and district judges, to improve the administration of justice, and for other purposes; to the Committee on the Judiciary.

By Mr. SIREs (for himself, Mr. FRANK of Massachusetts, and Ms. WATERS):

H.R. 3521. A bill to improve the Operating Fund for public housing of the Department of Housing and Urban Development; to the Committee on Financial Services.

By Mr. UDALL of New Mexico:

H.R. 3522. A bill to ratify a conveyance of a portion of the Jicarilla Apache Reservation to Rio Arriba County, State of New Mexico, pursuant to the settlement of litigation between the Jicarilla Apache Nation and Rio Arriba County, State of New Mexico, to authorize issuance of a patent for said lands, and to change the exterior boundary of the Jicarilla Apache Reservation accordingly, and for other purposes; to the Committee on Natural Resources.

By Mr. GALLEGLEY (for himself and Mr. GARY G. MILLER of California):

H. Con. Res. 208. Concurrent resolution expressing the sense of Congress regarding raising awareness of and opposition to global terrorism; to the Committee on Oversight and Government Reform.

By Mr. HOYER (for himself and Mr. BOEHNER):

H. Res. 643. A resolution recognizing September 11 as a day of remembrance, extending sympathies to those who lost their lives on September 11, 2001, and their families, honoring the heroic actions of our nation's first responders and Armed Forces, and reaffirming the commitment to defending the people of the United States against any and all future challenges; considered and agreed to.

By Mr. BOEHNER (for himself, Mr. BLUNT, Mr. PUTNAM, Mr. CANTOR, Mr. McCOTTER, Ms. GRANGER, Mr. CARTER, Mr. HUNTER, Ms. ROS-LEHTINEN, Mr. KING of New York, Mr. MARIO DIAZ-BALART of Florida, Mr. DREIER, Mr. UPTON, Mr. POE, and Mr. SAXTON):

H. Res. 644. A resolution reaffirming the commitment of the House of Representatives to respecting the independent and professional reputation of General David H. Petraeus and all members of the United States Armed Forces serving in good standing in the defense of the United States; to the Committee on Armed Services.

By Mr. MARIO DIAZ-BALART of Florida (for himself and Mr. MCHENRY):

H. Res. 645. A resolution expressing the gratitude and appreciation of the House of

Representatives to the professionalism and dedication of the United States Capitol Police; to the Committee on House Administration.

By Mr. GARRETT of New Jersey (for himself, Mr. FRANKS of Arizona, Mr. MACK, Mr. BARTLETT of Maryland, Ms. FOOX, Mr. MILLER of Florida, Mr. PAUL, Mr. CONAWAY, Mr. AKIN, and Mr. DANIEL E. LUNGREN of California):

H. Res. 646. A resolution celebrating the 220th Anniversary of the signing of the Constitution of the United States of America, and for other purposes; to the Committee on Oversight and Government Reform.

By Mr. GINGREY:

H. Res. 647. A resolution commending General David H. Petraeus for his exemplary service to the United States and for his leadership as Commander of the Multi-National Force-Iraq and condemning in the strongest possible terms the reprehensible efforts of certain persons questioning the honesty, integrity, and service of General Petraeus; to the Committee on Armed Services.

By Mr. ISSA:

H. Res. 648. A resolution supporting the goals and ideals of Sudden Cardiac Arrest Awareness Day; to the Committee on Energy and Commerce.

#### ¶116.25 MEMORIALS

Under clause 3 of rule XII, memorials were presented and referred as follows:

185. The SPEAKER presented a memorial of the General Assembly of the State of Tennessee, relative to Senate Joint Resolution No. 361 urging the Congress of the United States to address the economic impact of interchange fees and merchant discount charges and develop clear and concise disclosure to consumers and retailers; to the Committee on Financial Services.

186. Also, a memorial of the Cabinet of the State of Florida, relative to a Resolution urging the Congress of the United States to support a National Catastrophe Insurance Program; to the Committee on Financial Services.

187. Also, a memorial of the Legislature of the State of New Hampshire, relative to Senate Concurrent Resolution No. 4 calling on the President of the United States and the Congress of the United States to fully fund the federal government's share of special education services in public elementary and secondary schools in the United States under the Individuals with Disabilities Education Act; to the Committee on Energy and Commerce.

188. Also, a memorial of the Senate of the State of Michigan, relative to Senate Resolution No. 89 memorializing the Congress of the United States to enact H.R. 2927, which responsibly balances achievable fuel economy increases with important economic and social concerns, including consumer demands; to the Committee on Energy and Commerce.

189. Also, a memorial of the House of Representatives of the State of Michigan, relative to House Resolution No. 59 memorializing the Congress of the United States and the United States State Department to increase efforts to halt the violence and to provide humanitarian assistance in the Darfur Region of Sudan; to the Committee on Foreign Affairs.

190. Also, a memorial of the House of Representatives of the State of Michigan, relative to House Resolution No. 63 memorializing the Congress of the United States to enact legislation to prohibit federal funds from going to any business or entity that works with the Sudanese Government; to the Committee on Foreign Affairs.

191. Also, a memorial of the House of Representatives of the State of Missouri, rel-

ative to a Resolution urging the Congress of the United States to repeal the REAL ID Act; to the Committee on the Judiciary.

192. Also, a memorial of the Legislature of the State of Louisiana, relative to Senate Concurrent Resolution No. 134 memorializing the Congress of the United States and urging the respective executive branch departments to take a proactive role in assisting the communities of New Orleans East in protecting their health and safety and in promoting economic development; to the Committee on Transportation and Infrastructure.

193. Also, a memorial of the General Court of the Commonwealth of Massachusetts, relative to a Resolution memorializing the Congress of the United States to designate the Vineyard and Nantucket Sounds as no discharge zones; to the Committee on Transportation and Infrastructure.

194. Also, a memorial of the Legislature of the State of Louisiana, relative to Senate Concurrent Resolution No. 137 memorializing the Congress of the United States to provide funding for the Louisiana University of Medical Services, Inc., College of Primary Care Medicine; jointly to the Committees on Energy and Commerce and Education and Labor.

195. Also, a memorial of the Senate of the State of Louisiana, relative to Senate Resolution No. 115 memorializing the Congress of the United States to vote in favor of H.R. 1229, "Non-Market Economy Trade Remedy Act of 2007"; jointly to the Committees on Ways and Means and Rules.

#### ¶116.26 ADDITIONAL SPONSORS

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

H.R. 25: Mr. LUCAS.

H.R. 138: Mr. CLBERSON, Mr. GOODE, Mr. MARSHALL, and Mrs. JO ANN DAVIS of Virginia.

H.R. 303: Ms. CORRINE BROWN of Florida.

H.R. 507: Mr. JACKSON of Illinois.

H.R. 526: Mr. HODES.

H.R. 542: Ms. SCHAKOWSKY.

H.R. 549: Mr. SMITH of New Jersey and Mrs. BOYDA of Kansas.

H.R. 552: Mr. BISHOP of Georgia.

H.R. 601: Ms. SUTTON.

H.R. 621: Mr. WAMP, Mr. WILSON of South Carolina, and Mr. MANZULLO.

H.R. 695: Mr. ARCURI.

H.R. 743: Mr. DEAL of Georgia.

H.R. 748: Mr. BARRETT of South Carolina.

H.R. 823: Ms. SHEA-PORTER, Mr. UDALL of Colorado, Mr. LOEBACK, and Mr. TIERNEY.

H.R. 997: Mrs. MYRICK.

H.R. 1117: Mr. OLVER.

H.R. 1120: Mr. BACHUS.

H.R. 1125: Mr. KLINE of Minnesota, Mr. DEFazio, Mr. NUNES, and Ms. SLAUGHTER.

H.R. 1154: Mr. STEARNS, Mr. OBERSTAR, Mr. BARROW, Mr. BISHOP of New York, and Mr. BACHUS.

H.R. 1193: Mr. ROGERS of Michigan and Mr. LAMPSON.

H.R. 1216: Mr. SMITH of Washington.

H.R. 1222: Mr. BARTLETT of Maryland.

H.R. 1223: Mr. BARTLETT of Maryland.

H.R. 1225: Mr. CROWLEY.

H.R. 1275: Mrs. CAPPS.

H.R. 1283: Mr. SARBANES.

H.R. 1303: Mr. CROWLEY.

H.R. 1343: Mr. JOHNSON of Illinois.

H.R. 1366: Mr. FRANKS of Arizona.

H.R. 1386: Mr. PETERSON of Minnesota, Mr. YARMUTH, and Mr. FARR.

H.R. 1464: Mr. WOLF, Mr. DAVIS of Illinois, and Ms. CLARKE.

H.R. 1524: Mr. VAN HOLLEN.

H.R. 1537: Mr. ABERCROMBIE.

H.R. 1567: Mr. BOUCHER.

H.R. 1655: Ms. EDDIE BERNICE JOHNSON of Texas.



H.R. 1687: Mr. EHLERS.  
 H.R. 1691: Mrs. DAVIS of California.  
 H.R. 1740: Mr. FRANK of Massachusetts.  
 H.R. 1755: Mr. McDERMOTT.  
 H.R. 1843: Mr. SALAZAR and Mr. KUHL of New York.  
 H.R. 1866: Mr. GONZALEZ.  
 H.R. 1877: Ms. SUTTON.  
 H.R. 1927: Mr. JONES of North Carolina and Mrs. DAVIS of California.  
 H.R. 1974: Mr. BRALEY of Iowa.  
 H.R. 1992: Ms. WOOLSEY.  
 H.R. 2027: Mr. JONES of North Carolina.  
 H.R. 2040: Mr. GONZALEZ, Mr. SCHIFF, Mr. SCOTT of Virginia, Mr. ENGLISH of Pennsylvania, and Mr. WATT.  
 H.R. 2053: Mr. WAXMAN, Mr. MCHENRY, Mr. CARTER, and Mr. MCGOVERN.  
 H.R. 2060: Mr. ADERHOLT.  
 H.R. 2086: Mr. MATHESON and Mr. DEAL of Georgia.  
 H.R. 2138: Mr. CARDOZA and Mr. MITCHELL.  
 H.R. 2167: Mr. McDERMOTT and Mr. MCGOVERN.  
 H.R. 2188: Mr. PLATTS and Mr. ELLISON.  
 H.R. 2233: Mr. PALLONE.  
 H.R. 2265: Ms. DELAURO.  
 H.R. 2295: Mr. JOHNSON of Illinois and Mrs. TAUSCHER.  
 H.R. 2303: Mr. GONZALEZ and Ms. MOORE of Wisconsin.  
 H.R. 2327: Ms. CLARKE, Mr. BISHOP of New York, and Mr. DOYLE.  
 H.R. 2329: Mr. JOHNSON of Illinois and Mr. SAXTON.  
 H.R. 2376: Mrs. MYRICK and Ms. FOXF.  
 H.R. 2384: Mr. BRALEY of Iowa.  
 H.R. 2522: Mr. PAYNE.  
 H.R. 2566: Mr. FARR.  
 H.R. 2567: Mr. BISHOP of Georgia and Mrs. CHRISTENSEN.  
 H.R. 2805: Ms. SCHAKOWSKY, Mr. TIERNEY, and Mr. ALLEN.  
 H.R. 2821: Mr. PAYNE.  
 H.R. 2827: Mr. TERRY.  
 H.R. 2833: Ms. SCHAKOWSKY.  
 H.R. 2849: Mr. MORAN of Kansas.  
 H.R. 2880: Mr. ROSKAM.  
 H.R. 2881: Mr. AL GREEN of Texas.  
 H.R. 2895: Ms. WOOLSEY, Mr. KIND, Ms. SCHAKOWSKY, Mr. WAXMAN, Mr. McDERMOTT, Mr. RANGEL, Mr. DAVIS of Illinois, and Mr. MATHESON.  
 H.R. 2904: Mr. WALBERG.  
 H.R. 3012: Mr. BUCHANAN.  
 H.R. 3029: Mr. BERMAN.  
 H.R. 3090: Mr. GOHMERT and Mr. TERRY.  
 H.R. 3143: Mrs. CUBIN and Mr. HILL.  
 H.R. 3148: Mr. JONES of North Carolina, Mr. BURTON of Indiana, and Mr. BACHUS.  
 H.R. 3189: Ms. DEGETTE.  
 H.R. 3207: Mr. GILCREST.  
 H.R. 3219: Mr. BERMAN, Mr. MOORE of Kansas, Ms. ESHOO, Mr. LEWIS of Georgia, and Mr. KING of New York.  
 H.R. 3223: Mr. MICHAUD.  
 H.R. 3262: Mr. PAUL.  
 H.R. 3282: Mr. PLATTS and Mr. GORDON.  
 H.R. 3317: Mr. BUTTERFIELD.  
 H.R. 3326: Mr. GONZALEZ.  
 H.R. 3334: Mr. YOUNG of Florida.  
 H.R. 3337: Ms. SCHAKOWSKY, and Mr. MCGOVERN.  
 H.R. 3355: Mr. JINDAL.  
 H.R. 3357: Mrs. SLAUGHTER, Mr. HOLDEN, Mr. WELCH of Vermont, and Mr. WU.  
 H.R. 3381: Mr. HARE.  
 H.R. 3412: Mr. GARY G. MILLER of California.  
 H.R. 3430: Mr. FRANK of Massachusetts.  
 H.R. 3439: Mr. HONDA.  
 H.R. 3501: Mr. DOGGETT.  
 H. Con. Res. 122: Mr. EHLERS, Mr. KENNEDY, and Mr. ENGEL.  
 H. Con. Res. 163: Mr. HINCHEY.  
 H. Con. Res. 176: Mr. ARCURI.  
 H. Con. Res. 189: Mr. CROWLEY and Mr. PASCRELL.  
 H. Con. Res. 200: Mr. MCGOVERN and Ms. BORDALLO.

H. Con. Res. 203: Mr. KLEIN of Florida, Mr. BOUSTANY, Mr. WYNN, Mr. MCGOVERN, Mr. BLUMENAUER, Mr. LANTOS, Mr. UPTON, Ms. LEE, Mr. HOEKSTRA, Mr. BURTON of Indiana, Mr. PITTS, Mr. CARTER, Mr. YOUNG of Alaska, Mr. EHLERS, and Mr. SAXTON.

H. Res. 111: Mr. KLEIN of Florida, Mr. PUTNAM, Mr. AL GREEN of Texas, and Mr. BARTLETT of Maryland.

H. Res. 118: Mr. KUCINICH, Mr. WYNN, and Mr. PEARCE.

H. Res. 282: Mr. McINTYRE.

H. Res. 407: Ms. WATSON.

H. Res. 499: Mr. TERRY, Mr. GERLACH, Mr. BACHUS, and Mr. KAGEN.

H. Res. 525: Ms. WATSON and Mr. MICHAUD.  
 H. Res. 565: Mr. PLATTS.

H. Res. 588: Mr. PATRICK MURPHY of Pennsylvania, Mr. SCHIFF, Ms. CLARKE, Mr. CARNY, Ms. SLAUGHTER, Mrs. BOYDA of Kansas, and Mrs. TAUSCHER.

H. Res. 604: Mr. MURTHA, Mr. WALBERG, Mr. BUYER, Mr. MARIO DIAZ-BALART of Florida, Mr. KILDEE, Mr. DOYLE, Mr. TOWNS, Mr. JONES of North Carolina, Mr. FORBES, Mr. WILSON of South Carolina, Mr. DANIEL E. LUNGREN of California, Mr. HUNTER, Ms. GRANGER, Mr. TAYLOR, Mr. SKELTON, Mr. ORTIZ, Mr. MEEK of Florida, Mrs. MILLER of Michigan, Mr. SHUSTER, Ms. CASTOR, and Mr. AKIN.

H. Res. 620: Ms. WATSON.

H. Res. 625: Mr. MEEKS of New York, and Mr. STARK.

H. Res. 626: Mr. MEEKS of New York, and Mr. STARK.

H. Res. 641: Mr. WESTMORELAND, Mr. BURTON of Indiana, Mr. SHAYS, Mr. BURGESS, Mr. MCCAUL of Texas, Mr. TIAHRT, Mr. JORDAN, Mr. DAVIS of Kentucky, Mr. LAMBORN, Mr. SALLI, Mr. NUNES, Mr. MCCARTHY of California, Mr. HELLER, Mrs. MYRICK, Mr. ROSKAM, Mr. COBLE, Mr. DENT, Mr. DAVID DAVIS of Tennessee, Mrs. McMORRIS RODGERS, Mrs. BLACKBURN, Mr. KELLER, Mr. WALBERG, Mr. BRADY of Texas, Mr. GINGREY, Mr. MCCOTTER, Mr. GOODLATTE, Ms. FOXF, Mr. SMITH of Nebraska, Mr. WILSON of South Carolina, Mr. PRICE of Georgia, Mr. SESSIONS, Mr. PUTNAM, Mr. KLINE of Minnesota, Mr. MACK, Mrs. BONO, Mr. GRAVES, Mr. SHUSTER, Mr. PETERSON of Pennsylvania, Mr. MARIO DIAZ-BALART of Florida, Mr. LINCOLN DIAZ-BALART of Florida, Mr. ISSA, Mr. BARTON of Texas, Mrs. MILLER of Michigan, Mr. GERLACH, Mr. RYAN of Wisconsin, Mr. HAYES, Ms. FALLIN, Mr. TERRY, Mr. BILBRAY, Mr. CANTOR, Mr. SOUDER, Mr. GARRETT of New Jersey, and Mr. POE.

H. Res. 642: Mr. REYES, Mr. MORAN of Virginia, Mr. SERRANO, and Mr. GUTIERREZ.

## TUESDAY, SEPTEMBER 11, 2007 (117)

The House was called to order by the SPEAKER.

### ¶117.1 APPROVAL OF THE JOURNAL

The SPEAKER announced she had examined and approved the Journal of the proceedings of Monday, September 10, 2007.

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

### ¶117.2 COMMUNICATIONS

Executive and other communications, pursuant to clause 8, rule XII, were referred as follows:

3250. A letter from the Chief Counsel, FEMA, Department of Homeland Security, transmitting the Department's final rule — Changes in Flood Elevation Determinations — received August 6, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Financial Services.

3251. A letter from the Chief Counsel, FEMA, Department of Homeland Security, transmitting the Department's final rule — Final Flood Elevation Determinations — received August 6, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Financial Services.

3252. A letter from the Chief Counsel, FEMA, Department of Homeland Security, transmitting the Department's final rule — Changes in Flood Elevation Determinations — received August 6, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Financial Services.

3253. A letter from the Counsel for Legislation and Regulations, Department of Housing and Urban Development, transmitting the Department's final rule — Indian Housing Block Grant Program-Extension of Annual Performance Report Due Date [Docket No. FR-5109-F-02] (RIN: 2577-AC74) received August 9, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Financial Services.

3254. A letter from the Director, Department of the Treasury, transmitting the Department's final rule — Financial Crimes Enforcement Network; Anti-Money Laundering Programs; Special Due Diligence Programs for Certain Foreign Accounts (RIN: 1506-AA29) received August 3, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Financial Services.

3255. A letter from the Director, Office of Legislative Affairs, Department of the Treasury, transmitting the Department's final rule — Management Official Interlocks [Docket ID OTS-2007-0013] (RIN: 1550-AC09) received August 14, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Financial Services.

3256. A letter from the Secretary, Securities and Exchange Commission, transmitting the Commission's final rule — Amendments to Regulation SHO [Release No. 34-56212; File No. S7-12-06] (RIN: 3235-AJ57) received August 10, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Financial Services.

3257. A letter from the Secretary, Securities and Exchange Commission, transmitting the Commission's final rule — Definition of the Term Significant Deficiency [RELEASE NOS. 33-8829; 34-56203; File No. S7-24-06] (RIN: 3235-AJ58) received August 9, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Financial Services.

3258. A letter from the Secretary, Securities and Exchange Commission, transmitting the Commission's final rule — Prohibition of Fraud by Advisers to Certain Pooled Investment Vehicles [Release No. IA-2628; File No. S7-25-06] (RIN: 3235-AJ67) received August 9, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Financial Services.

3259. A letter from the Secretary, Securities and Exchange Commission, transmitting the Commission's final rule — Short Selling in Connection with a Public Offering [Release No. 34-56206; File No. S7-20-06] (RIN: 3235-AJ75) received August 9, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Financial Services.

3260. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting pursuant to Section 620C(c) of the Foreign Assistance Act of 1961, as amended, and in accordance with section 1(a)(6) of Executive Order 13313, a report prepared by the Department of State and the National Security Council on the progress toward a negotiated solution of the Cyprus question covering the period June 1, 2007 through July 31, 2007; to the Committee on Foreign Affairs.

3261. A letter from the Deputy Assistant Administrator for Regulatory Programs, NMFS, National Oceanic and Atmospheric Administration, transmitting the Administration's final rule — Fisheries of the Northeastern United States; Summer Flounder

Fishery; Emergency Rule Extension [Docket No. 061020273-7001-03; I.D. 010307A] (RIN: 0648-AT60) received August 9, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Natural Resources.

3262. A letter from the Secretary, Department of Labor, transmitting the Department's report entitled, "2006 Findings on the Worst Forms of Child Labor," pursuant to 19 U.S.C. 2464; to the Committee on Ways and Means.

3263. A letter from the Under Secretary for Personnel and Readiness, Department of Defense, transmitting the Department's report on enrollment in Defense Dependent's Education System of dependents of foreign military members assigned to the Supreme Headquarters Allied Powers, Europe, pursuant to 20 U.S.C. 923(a) Public Law 109-364, section 571(b); jointly to the Committees on Armed Services and Education and Labor.

3264. A letter from the Regulations Coordinator, Department of Health and Human Services, transmitting the Department's final rule — Medicare Program; Physicians' Referrals to Health Care Entities With Which They Have Financial Relationships (Phase III) [CMS-1810-F] (RIN: 0938-AK67) received August 31, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); jointly to the Committees on Energy and Commerce and Ways and Means.

3265. A letter from the Administrator, Environmental Protection Agency, transmitting the Agency's report on implementing and enforcing the Underground Storage Tank Program in Indian Country, pursuant to Public Law 109-58, section 1529; jointly to the Committees on Energy and Commerce and Natural Resources.

3266. A letter from the Board Members, Railroad Retirement Board, transmitting the Board's 2007 report for the fiscal year ended September 30, 2006, pursuant to the provisions of section 7(b)(6) of the Railroad Retirement Act and section 12(1) of the Railroad Unemployment Insurance Act; jointly to the Committees on Transportation and Infrastructure and Ways and Means.

3267. A letter from the Regulations Coordinator, Department of Health and Human Services, transmitting the Department's final rule — Medicare Program; Hospice Wage Index for Fiscal Year 2008 [CMS-1539-F] (RIN: 0938-AO72) received August 31, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); jointly to the Committees on Ways and Means and Energy and Commerce.

3268. A letter from the Under Secretary for Personnel and Readiness, Department of Defense, transmitting the Combined Annual Report for years 2005 and 2006 of the National Security Education Program, pursuant to 50 U.S.C. 1906 Public Law 102-183, section 806; jointly to the Committees on Intelligence (Permanent Select) and Education and Labor.

#### ¶117.3 SEPTEMBER 11, 2001 MOMENT OF SILENCE

The SPEAKER announced that all Members stand and observe a moment of silence in memory of the victims of the terrorist attacks that occurred on September 11, 2001.

#### ¶117.4 BILL PRESENTED TO THE PRESIDENT

Lorraine C. Miller, Clerk of the House, reported that on September 10, 2007 she presented to the President of the United States, for his approval, the following bill.

H.R. 2358. An Act to require the Secretary of the Treasury to mint and issue coins in commemoration of Native Americans and the important contributions made by Indian

tribes and individual Native Americans to the development of the United States and the history of the United States, and for other purposes.

#### ¶117.5 LEAVE OF ABSENCE

By unanimous consent, leave of absence was granted to Mr. ROGERS of Kentucky, for September 10.

And then,

#### ¶117.6 ADJOURNMENT

The SPEAKER, pursuant to the special order of the House agreed to on September 7, 2007, at 10 o'clock and 36 minutes a.m., declared the House adjourned until 10 a.m. on Friday, September 14, 2007.

#### ¶117.7 PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XII, public bills and resolutions were introduced and severally referred, as follows:

By Mrs. DAVIS of California (for herself and Ms. CARSON):

H.R. 3523. A bill to develop a generation of school leaders who are committed to, and effective in, increasing student achievement and to ensure that all low-income, under-performing schools are led by effective school leaders who are well-prepared to foster student success; to the Committee on Education and Labor.

By Ms. WATERS (for herself, Mr. SHAYS, Mr. FRANK of Massachusetts, Mr. WATT, and Mr. COHEN):

H.R. 3524. A bill to reauthorize the HOPE VI program for revitalization of severely distressed public housing, and for other purposes; to the Committee on Financial Services.

By Mr. WAXMAN:

H.J. Res. 49. A joint resolution providing for congressional disapproval under chapter 8 of title 5, United States Code, of the rule submitted by the Centers for Medicare & Medicaid Services within the Department of Health and Human Services relating a cost limit for providers operated by units of government and other provisions under the Medicaid Program; to the Committee on Energy and Commerce.

#### ¶117.8 ADDITIONAL SPONSORS

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

H.R. 281: Mr. UDALL of New Mexico.

H.R. 2910: Mr. SPACE.

H.R. 2951: Mr. BURTON of Indiana.

#### ¶117.9 PETITIONS

Under clause 3 of rule XII, petitions and papers were laid on the clerk's desk and referred as follows:

156. The SPEAKER presented a petition of the City of Long Beach, California, relative to Resolution No. RES-07-0102 urging the Congress of the United States to enact the "Employee Free Choice Act," H.R. 800; to the Committee on Education and Labor.

157. Also, a petition of the City of Takoma Park, Maryland, relative to Resolution 2007-29 petitioning the Congress of the United States to institute proceedings to investigate the activities of President George W. Bush and Vice President Richard B. Cheney; to the Committee on the Judiciary.

158. Also, a petition of the Town of Williamsburg, Massachusetts, relative to a Resolution petitioning the Congress of the United States to institute an investigation

of the activities of President George W. Bush and Vice President Richard B. Cheney; to the Committee on the Judiciary.

159. Also, a petition of the City of Rock Falls, Illinois, relative to requesting funds in the form of a grant through the FEMA Fire Act; to the Committee on Science and Technology.

### FRIDAY, SEPTEMBER 14, 2007 (118)

#### ¶118.1 APPOINTMENT OF SPEAKER PRO TEMPORE

The House was called to order by the SPEAKER pro tempore, Mr. SARBANES, who laid before the House the following communication:

WASHINGTON, DC.

September 14, 2007.

I hereby appoint the Honorable JOHN P. SARBANES to act as Speaker pro tempore on this day.

NANCY PELOSI,

*Speaker of the House of Representatives.*

#### ¶118.2 APPROVAL OF THE JOURNAL

The SPEAKER pro tempore, Mr. SARBANES, announced he had examined and approved the Journal of the proceedings of Tuesday, September 11, 2007.

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

#### ¶118.3 COMMUNICATIONS

Executive and other communications, pursuant to clause 8, rule XII, were referred as follows:

3269. A letter from the Comptroller, Department of Defense, transmitting a report of a violation of the Antideficiency Act by the Department of the Army, Case Number 06-11, pursuant to 31 U.S.C. 1517(b); to the Committee on Appropriations.

3270. A letter from the Comptroller, Department of Defense, transmitting a report of a violation of the Antideficiency Act by the Department of the Army, Case Number 06-02, pursuant to 31 U.S.C. 1351; to the Committee on Appropriations.

3271. A letter from the Comptroller, Department of Defense, transmitting a report of a violation of the Antideficiency Act by the Department of the Navy, Case Number 06-03, pursuant to 31 U.S.C. 1351; to the Committee on Appropriations.

3272. A letter from the Comptroller, Department of Defense, transmitting a report of a violation of the Antideficiency Act by the Department of the Army, Case Number 05-03, pursuant to 31 U.S.C. 1351; to the Committee on Appropriations.

3273. A letter from the Comptroller, Department of Defense, transmitting a report of a violation of the Antideficiency Act by the Department of the Navy, Case Number 07-01, pursuant to 31 U.S.C. 1351; to the Committee on Appropriations.

3274. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Revising the Budget Period Limitation for Research Grants and Cooperative Agreements [EPA-HQ-ORD-2007-0419, FRL-8466-9] (RIN: 2080-AA12) received September 7, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

3275. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Approval and Promulgation of Implementation Plans Tennessee; Approval of Revisions to the Tennessee SIP and the Nashville/Davidson County Portion of

the Tennessee SIP; Prevention of Significant Deterioration and Nonattainment New Source Review, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

3276. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Approval and Promulgation of Implementation Plans and Designation of Areas for Air Quality Planning Purposes; Georgia: Redesignation of Macon, Georgia 8-Hour Ozone Nonattainment Area to Attainment for Ozone [EPA-R04-OAR-2007-0548-200741; FRL-8466-4] received September 7, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

3277. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Approval and Promulgation of Air Quality Implementation Plans; West Virginia; Clean Air Interstate Rule [EPA-R03-OAR-2007-0448; FRL-8465-6] received September 7, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

3278. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Approval and Promulgation of Air Quality Implementation Plans; Indiana; VOC Emissions from Fuel Grade Ethanol Production Operations [EPA-R05-OAR-2007-0293; FRL-8464-4] received September 7, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

3279. A letter from the Principal Deputy Associate Administrator, Environmental Protection Agency, transmitting the Agency's final rule — Approval and Promulgation of Air Quality Implementation Plans; Delaware; Control of VOC Emissions from Crude Oil Lightening Operations [EPA-R03-OAR-2007-0451; FRL-8465-9] received September 7, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

3280. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting consistent with the Authorization for Use of Military Force Against Iraq Resolution of 2002 (Pub. L. 107-243), the Authorization for the Use of Force Against Iraq Resolution (Pub. L. 102-1), and in order to keep the Congress fully informed, a report prepared by the Department of State for the June 15, 2007 — August 15, 2007 reporting period including matters relating to post-liberation Iraq under Section 7 of the Iraq Liberation Act of 1998 (Pub. L. 105-338); to the Committee on Foreign Affairs.

3281. A letter from the Director, National Oceanic and Atmospheric Administration, transmitting the Administration's biennial report on the use of federal assistance provided to the Atlantic States Marine Fisheries Commission covering FY 2005 and FY 2006, pursuant to Section 811(c)(2) of the Atlantic Coastal Fisheries Cooperative Management Act; to the Committee on Natural Resources.

3282. A letter from the Administrator, Department of Homeland Security, transmitting notification that funding under Title V, subsection 503(b)(3) of the Robert T. Stafford Disaster Relief and Emergency Assistance Act, as amended, has exceeded \$5 million for the cost of response and recovery efforts for FEMA-3277-EM in the State of Texas, pursuant to 42 U.S.C. 5193; to the Committee on Transportation and Infrastructure.

3283. A letter from the Secretary, Department of Transportation, transmitting the report on the Department's action taken in response to issues raised concerning the Department's project to demonstrate the ability of Mexico-domiciled motor carriers to operate safely in the United States beyond the commercial zones, pursuant to Public Law

110-28, section 6901; to the Committee on Transportation and Infrastructure.

3284. A letter from the Deputy Director, Defense Security Cooperation Agency, transmitting notification that the Department intends to use FY 2007 IMET funds for the enclosed list of countries, pursuant to Public Law 110-5, section 515; jointly to the Committees on Foreign Affairs and Appropriations.

¶118.4 COMMUNICATION FROM THE  
CLERK—MESSAGE FROM THE  
PRESIDENT

The SPEAKER pro tempore, Mr. SARBANES, laid before the House a communication, which was read as follows:

OFFICE OF THE CLERK,  
HOUSE OF REPRESENTATIVES,  
Washington, DC, September 12, 2007.

Hon. NANCY PELOSI,  
*The Speaker, House of Representatives,*  
Washington, DC.

DEAR MADAM SPEAKER: Pursuant to the permission granted in Clause 2(h) of Rule II of the Rules of the U.S. House of Representatives, I have the honor to transmit a sealed envelope received from the White House on September 12, 2007, at 4:17 p.m. and said to contain a message from the President whereby he notifies the Congress he has extended the national emergency with respect to the September 11, 2001, terrorist attacks.

With best wishes, I am  
Sincerely,

LORRAINE C. MILLER,  
*Clerk of the House.*

¶118.5 NATIONAL EMERGENCY WITH  
RESPECT TO SEPTEMBER 11, 2001

The Clerk then read the message from the President, as follows:

*To the Congress of the United States:*

Section 202(d) of the National Emergencies Act, 50 U.S.C. 1622(d), provides for the automatic termination of a national emergency unless, prior to the anniversary date of its declaration, the President publishes in the *Federal Register* and transmits to the Congress a notice stating that the emergency is to continue in effect beyond the anniversary date. Consistent with this provision, I have sent to the *Federal Register* the enclosed notice, stating that the emergency declared with respect to the terrorist attacks on the United States of September 11, 2001, is to continue in effect for an additional year.

The terrorist threat that led to the declaration on September 14, 2001, of a national emergency continues. For this reason, I have determined that it is necessary to continue in effect after September 14, 2007, the national emergency with respect to the terrorist threat.

GEORGE W. BUSH.

THE WHITE HOUSE, September 12, 2007.

By unanimous consent, the message, together with the accompanying papers, was referred to the Committee on Foreign Affairs and ordered to be printed (H. Doc. 110-57).

¶118.6 COMMUNICATION FROM THE  
CLERK—MESSAGE FROM THE SENATE

The SPEAKER pro tempore, Mr. SARBANES, laid before the House a communication, which was read as follows:

OFFICE OF THE CLERK,  
HOUSE OF REPRESENTATIVES,  
Washington, DC, September 11, 2007.

Hon. NANCY PELOSI,  
*The Speaker, House of Representatives,*  
Washington, DC.

DEAR MADAM SPEAKER: Pursuant to the permission granted in Clause 2(h) of Rule II of the Rules of the U.S. House of Representatives, the Clerk received the following message from the Secretary of the Senate on September 11, 2007, at 1:47 p.m.:

That the Senate passed with an amendment and requests a conference with the House, appoints conferees H.R. 2764.

With best wishes, I am,

Sincerely,

LORRAINE C. MILLER,  
*Clerk of the House.*

¶118.7 COMMUNICATION FROM THE  
CLERK—MESSAGE FROM THE SENATE

The SPEAKER pro tempore, Mr. SARBANES, laid before the House a communication, which was read as follows:

OFFICE OF THE CLERK,  
HOUSE OF REPRESENTATIVES,  
Washington, DC, September 12, 2007.

Hon. NANCY PELOSI,  
*The Speaker, House of Representatives,*  
Washington, DC.

DEAR MADAM SPEAKER: Pursuant to the permission granted in Clause 2(h) of Rule II of the Rules of the U.S. House of Representatives, the Clerk received the following message from the Secretary of the Senate on September 12, 2007, at 3:57 p.m.:

That the Senate passed without amendment H.R. 954.

That the Senate passed without amendment H.R. 3218.

That the Senate passed with an amendment and requests a conference with the House, appoints conferees H.R. 3074.

That the Senate passed S. 1692.

With best wishes, I am,

Sincerely,

LORRAINE C. MILLER,  
*Clerk of the House.*

¶118.8 APPOINTMENT OF FUNERAL  
COMMITTEE OF THE LATE HONORABLE  
PAUL GILLMOR

The SPEAKER pro tempore, Mr. SARBANES, announced, pursuant to House Resolution 632, and the order of the House of January 4, 2007, the Speaker appointed the following Members of the House to the committee to attend the funeral of the late Honorable Paul E. Gillmor: Messrs. REGULA, BOEHNER, BLUNT, the members of the Ohio delegation: Ms. KAPTUR, Mr. HOBSON, Ms. PRYCE, Messrs. CHABOT, LATOURETTE, KUCINICH, Mrs. JONES, Messrs. TIBERI, TURNER, RYAN, Mrs. SCHMIDT, Messrs. JORDAN, SPACE, Ms. SUTTON, Mr. WILSON, Messrs. LEWIS of California, PETRI, HALL of Texas, BARTON of Texas, KANJORSKI, UPTON, McNULTY, STEARNS, TANNER, BACHUS, MICA, WATT, EHLERS, LAHOOD, SHAD-EGG, WICKER, Mrs. EMERSON, Mr. ADERHOLT, Mrs. BIGGERT, Messrs. MOORE, REYNOLDS, Ms. SCHAKOWSKY, Messrs. WALDEN of Oregon, PENCE, ROSS, FORBES, BOOZMAN, WILSON of South Carolina, COLE of Oklahoma, GINGREY, KING of Iowa, CHANDLER, ING- LIS of South Carolina, CONAWAY, DENT, and PRICE of Georgia.

And then,

## ¶118.9 ADJOURNMENT

The SPEAKER pro tempore, Mr. SARBANES, pursuant to the special order of the House agreed to on September 7, 2007, at 10 o'clock and 8 minutes a.m., declared the House adjourned until 12:30 p.m. on Monday, September 17, 2007 for morning-hour debate.

## ¶118.10 REPORTS OF COMMITTEES ON PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XIII, reports of committees were delivered to the Clerk for printing and reference to the proper calendar, as follows:

Mr. OBERSTAR: Committee on Transportation and Infrastructure. House Resolution 444. Resolution supporting the goals and ideals of National Aviation Maintenance Technician Day, honoring the invaluable contributions of Charles Edward Taylor, regarded as the father of aviation maintenance, and recognizing the essential role of aviation maintenance technicians in ensuring the safety and security of civil and military aircraft (Rept. 110-323). Referred to the House Calendar, and ordered to be printed.

Mr. OBERSTAR: Committee on Transportation and Infrastructure. House Resolution 549. Resolution recognizing the importance of America's Waterway Watch program, and for other purposes (Rept. 110-324). Referred to the House Calendar, and ordered to be printed.

Mr. OBERSTAR: Committee on Transportation and Infrastructure. House Resolution 592. Resolution supporting first responders in the United States in their efforts to prepare for and respond to natural disasters, acts of terrorism, and other man-made disasters, and affirming the goals and ideals of National First Responder Appreciation Day (Rept. 110-325). Referred to the House Calendar, and ordered to be printed.

Mr. OBERSTAR: Committee on Transportation and Infrastructure. H.R. 2671. A bill to designate the United States courthouse located at 301 North Miami Avenue, Miami, Florida, as the "C. Clyde Atkins United States Courthouse" (Rept. 110-326). Referred to the House Calendar, and ordered to be printed.

Mr. OBERSTAR: Committee on Transportation and Infrastructure. H.R. 2728. A bill to designate the station of the United States Border Patrol located at 25762 Madison Avenue in Murrieta, California, as the "Theodore L. Newton, Jr. and George F. Azrak Border Patrol Station" (Rept. 110-327). Referred to the House Calendar, and ordered to be printed.

Mr. OBERSTAR: Committee on Transportation and Infrastructure. H.R. 3068. A bill to prohibit the award of contracts to provide guard services under the contract security guard program of the Federal Protective Service to a business concern that is owned, controlled, or operated by an individual who has been convicted of a felony; with an amendment (Rept. 110-328). Referred to the Committee of the Whole House on the state of the Union, and ordered to be printed.

## ¶118.11 PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XII, public bills and resolutions were introduced and severally referred, as follows:

By Mr. FRANK of Massachusetts:

H.R. 3525. A bill to require rapid implementation of guidelines and regulations regarding the accuracy of consumer information

furnished to consumer reporting agencies that were required to be established by the Fair and Accurate Credit Transactions Act of 2003 and have not been implemented, to provide that the Federal Trade Commission shall take the lead in implementation of the guidelines and regulations, and for other purposes; to the Committee on Financial Services.

By Mr. FRANK of Massachusetts:

H.R. 3526. A bill to include all banking agencies within the existing regulatory authority under the Federal Trade Commission Act with respect to depository institutions, and for other purposes; to the Committee on Financial Services, and in addition to the Committee on Energy and Commerce, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. SHERMAN:

H.R. 3527. A bill to extend for two months the authorities of the Overseas Private Investment Corporation; to the Committee on Foreign Affairs.

By Mr. LANTOS:

H.R. 3528. A bill to provide authority to the Peace Corps to provide separation pay for host country resident personal services contractors of the Peace Corps; to the Committee on Foreign Affairs.

By Mrs. BOYDA of Kansas (for herself, Mr. BARROW, Mr. LAMPSON, Ms. SHEAPORTER, and Mr. PATRICK MURPHY of Pennsylvania):

H.R. 3529. A bill to amend the Internal Revenue Code of 1986 to make permanent law the treatment of tax-exempt combat pay as earned income for purposes of the earned income credit; to the Committee on Ways and Means.

By Ms. GINNY BROWN-WAITE of Florida (for herself, Mr. MILLER of Florida, Mr. BUCHANAN, Mr. BILLIRAKIS, Mr. FEENEY, Ms. ROS-LEHTINEN, Mr. MARIO DIAZ-BALART of Florida, Mr. HASTINGS of Florida, Ms. WASSERMAN SCHULTZ, Ms. CORRINE BROWN of Florida, Mr. BOYD of Florida, Mr. CRENSHAW, Mr. LINCOLN DIAZ-BALART of Florida, Mr. YOUNG of Florida, Mr. MICA, Mr. MAHONEY of Florida, Mr. PUTNAM, Mr. KLEIN of Florida, Mr. MACK, Mr. MEEK of Florida, Mr. KELLER, Mr. STEARNS, Mr. WELDON of Florida, Mr. WEXLER, and Ms. CASTOR):

H.R. 3530. A bill to designate the facility of the United States Postal Service located at 1400 Highway 41 North in Inverness, Florida, as the "Chief Warrant Officer Aaron Weaver Post Office Building"; to the Committee on Oversight and Government Reform.

By Ms. GINNY BROWN-WAITE of Florida (for herself, Mr. MILLER of Florida, Mrs. DRAKE, Mr. BILBRAY, and Mr. TANCREDO):

H.R. 3531. A bill to amend the Immigration and Nationality Act to improve the interior enforcement of the immigration laws of the United States, and for other purposes; to the Committee on the Judiciary, and in addition to the Committee on Homeland Security, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. DEAL of Georgia:

H.R. 3532. A bill to designate the facility of the United States Postal Service located at 5815 McLeod Street in Lula, Georgia, as the "Private Johnathon Millican Lula Post Office"; to the Committee on Oversight and Government Reform.

By Mr. ENGEL (for himself and Mrs. MYRICK):

H.R. 3533. A bill to extend by one year the moratorium on implementation of a rule re-

lating to the Federal-State financial partnership under Medicaid and the State Children's Health Insurance Program and on finalization of a Medicaid rule regarding graduate medical education; to the Committee on Energy and Commerce.

By Mr. FERGUSON:

H.R. 3534. A bill to amend the Internal Revenue Code of 1986 to allow individuals and businesses a credit against income tax for the purchase of Energy Star compliant clothes washers and dryers; to the Committee on Ways and Means.

By Mr. HODES (for himself and Ms. MOORE of Wisconsin):

H.R. 3535. A bill to amend the Truth in Lending Act to require escrow accounts for the payment of property taxes and insurance for all subprime loans, and to expand the coverage of the appraisal requirements under the Financial Institutions Reform, Recovery, and Enforcement Act of 1989, and for other purposes; to the Committee on Financial Services.

By Mr. KING of New York:

H.R. 3536. A bill to provide for an awareness program, and a study, on a rare form of breast cancer; to the Committee on Energy and Commerce.

By Mr. KING of New York:

H.R. 3537. A bill to amend the Internal Revenue Code of 1986 to establish and provide a checkoff for a Breast and Prostate Cancer Research Fund, and for other purposes; to the Committee on Ways and Means, and in addition to the Committee on Energy and Commerce, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. PETERSON of Minnesota:

H.R. 3538. A bill to establish a National Commission on the Infrastructure of the United States; to the Committee on Transportation and Infrastructure.

By Mr. WHITFIELD:

H. Con. Res. 209. Concurrent resolution expressing the sense of Congress that the Museum of the American Quilter's Society, located in Paducah, Kentucky, should be designated as the "National Quilt Museum of the United States"; to the Committee on Natural Resources.

By Ms. MOORE of Wisconsin (for herself, Mrs. MCCARTHY of New York, Mr. PAYNE, Mr. RYAN of Wisconsin, Mrs. MALONEY of New York, Mr. KIND, Mr. AL GREEN of Texas, Ms. SOLIS, and Mr. OBEY):

H. Res. 649. A resolution commemorating the second annual "Milwaukee Brides Walk" and recognizing all brides marches in protest of domestic violence; to the Committee on the Judiciary.

## ¶118.12 ADDITIONAL SPONSORS

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

H.R. 81: Ms. FOXX.

H.R. 193: Mr. CHABOT.

H.R. 333: Ms. CORRINE BROWN of Florida.

H.R. 406: Mr. LAMPSON, Mr. PALLONE, and Mr. OLVER.

H.R. 415: Mr. MARKEY, Mr. OLVER, Mr. TIERNEY, Mr. LYNCH, Mr. LANGEVIN, Mr. NEAL of Massachusetts, Mr. DELAHUNT, Mr. CAPUANO, and Mr. KENNEDY.

H.R. 464: Mr. KAGEN and Mr. SPRATT.

H.R. 627: Mr. WU.

H.R. 690: Mr. PASCRELL and Mr. SPACE.

H.R. 719: Mr. KIND.

H.R. 725: Mr. MORAN of Kansas and Mr. PEARCE.

H.R. 743: Mr. MCHENRY, Mr. TERRY, and Mr. DANIEL E. LUNGREN of California.

H.R. 864: Mr. JOHNSON of Illinois.

H.R. 900: Ms. McCOLLUM of Minnesota.  
 H.R. 971: Mr. WILSON of Ohio and Mr. MANZULLO.  
 H.R. 1004: Mr. JACKSON of Illinois and Mr. SNYDER.  
 H.R. 1064: Mr. CHABOT and Mr. PEARCE.  
 H.R. 1069: Mr. PAYNE.  
 H.R. 1088: Mr. BURTON of Indiana.  
 H.R. 1108: Mr. BISHOP of Georgia.  
 H.R. 1199: Mr. WALDEN of Oregon.  
 H.R. 1228: Mrs. CUBIN and Mr. SPRATT.  
 H.R. 1279: Mr. BOUCHER, Mr. FRANK of Massachusetts, Ms. BALDWIN, and Mr. HONDA.  
 H.R. 1303: Mr. HALL of New York.  
 H.R. 1328: Ms. DEGETTE.  
 H.R. 1363: Mr. OLVER, Mr. ARCURI, Mr. LARSEN of Washington, and Ms. SOLIS.  
 H.R. 1400: Mr. GARY G. MILLER of California.  
 H.R. 1419: Mr. PAUL and Ms. WOOLSEY.  
 H.R. 1474: Ms. EDDIE BERNICE JOHNSON of Texas.  
 H.R. 1514: Mr. LEWIS of Georgia.  
 H.R. 1584: Mr. OLVER and Mr. KLINE of Minnesota.  
 H.R. 1610: Mr. ROGERS of Michigan, Mr. CHABOT, and Mr. MICA.  
 H.R. 1629: Mr. FILNER.  
 H.R. 1671: Mr. BOUCHER and Mr. WYNN.  
 H.R. 1687: Mr. BERMAN.  
 H.R. 1732: Mr. MITCHELL and Mr. BURGESS.  
 H.R. 1774: Mr. CHANDLER, Mr. FILNER, and Mr. WELCH of Vermont.  
 H.R. 1843: Mr. LAHOOD, Mr. HOYER, Mr. MORAN of Virginia, and Mr. OBERSTAR.  
 H.R. 1876: Mrs. MCMORRIS RODGERS, Ms. GINNY BROWN-WAITE of Florida, Mr. TOWNS, and Mr. BUCHANAN.  
 H.R. 1911: Mr. LAMPSON and Mrs. BOYDA of Kansas.  
 H.R. 1971: Mr. LYNCH and Mr. ENGEL.  
 H.R. 1992: Mr. KLEIN of Florida, Mr. DOYLE, and Mr. STARK.  
 H.R. 2131: Ms. SCHAKOWSKY.  
 H.R. 2164: Mr. GRIJALVA.  
 H.R. 2280: Mr. DONNELLY.  
 H.R. 2488: Mr. ROSS.  
 H.R. 2514: Ms. SLAUGHTER.  
 H.R. 2620: Mr. FARR.  
 H.R. 2747: Mr. PATRICK MURPHY of Pennsylvania.  
 H.R. 2779: Ms. WASSERMAN SCHULTZ, Mr. ARCURI, Mr. KIND, Mrs. TAUSCHER, Mr. RUPPERSBERGER, Ms. BORDALLO, Mr. ETHERIDGE, Mr. ABERCROMBIE, Mrs. GILLIBRAND, and Mr. MACK.  
 H.R. 2790: Mr. BOSWELL.  
 H.R. 2838: Mr. ABERCROMBIE.  
 H.R. 2860: Mr. LARSEN of Washington.  
 H.R. 2910: Mr. UDALL of New Mexico.  
 H.R. 2930: Mr. WELCH of Vermont, Ms. SCHAKOWSKY, and Mr. SIRE.  
 H.R. 2994: Ms. BALDWIN.  
 H.R. 3001: Mr. FILNER.  
 H.R. 3040: Mr. ABERCROMBIE.  
 H.R. 3090: Mr. EVERETT.  
 H.R. 3105: Mr. ABERCROMBIE.  
 H.R. 3113: Mrs. MCCARTHY of New York.  
 H.R. 3140: Mrs. CAPPS, Mr. BISHOP of New York, Mr. WALSH of New York, Mr. KING of Iowa, and Mr. MARSHALL.  
 H.R. 3156: Mr. GERLACH.  
 H.R. 3204: Mr. BLUMENAUER.  
 H.R. 3232: Mrs. MYRICK, Mr. TOWNS, Mr. KELLER, and Mr. FRANK of Massachusetts.  
 H.R. 3282: Ms. ROS-LEHTINEN, Mr. EHLERS, and Mr. WOLF.  
 H.R. 3298: Mr. PETERSON of Minnesota, Ms. WOOLSEY, Mr. KENNEDY, Mr. UDALL of Colorado, and Mr. ABERCROMBIE.  
 H.R. 3339: Mr. HONDA.  
 H.R. 3368: Mr. ENGLISH of Pennsylvania and Mr. LATOURETTE.  
 H.R. 3429: Mr. ELLISON.  
 H.R. 3432: Mr. AL GREEN of Texas, Mr. GONZALEZ, Ms. CORRINE BROWN of Florida, and Mr. WYNN.  
 H.R. 3452: Mr. GONZALEZ.  
 H.R. 3480: Mr. MARSHALL, Mr. GORDON, Ms. JACKSON-LEE of Texas, and Mr. WOLF.

H.R. 3506: Mr. BISHOP of New York and Mr. CUELLAR.  
 H.J. Res. 12: Mr. KAGEN and Mr. GENE GREEN of Texas.  
 H. Con. Res. 193: Mr. YOUNG of Alaska.  
 H. Con. Res. 200: Mr. BURTON of Indiana, Mr. BLUMENAUER, Mr. HOLT, Mr. CROWLEY, Ms. McCOLLUM of Minnesota, Mr. ROTHMAN, Mr. BERMAN, Mr. WOLF, and Mr. ROHR-ABACHER.  
 H. Con. Res. 204: Mr. SAM JOHNSON of Texas.  
 H. Res. 54: Mr. TERRY.  
 H. Res. 335: Mr. LOBIONDO and Mr. DELAHUNT.  
 H. Res. 433: Ms. CARSON.  
 H. Res. 573: Ms. NORTON, Ms. MOORE of Wisconsin, Ms. JACKSON-LEE of Texas, Mr. CAPUANO, Mr. WYNN, Mr. DOGGETT, Mr. COHEN, and Ms. BORDALLO.  
 H. Res. 576: Mr. BISHOP of Utah.  
 H. Res. 605: Mr. PETRI, Mr. DANIEL E. LUNGREN of California, Mr. SHULER, Mr. MCHUGH, Mr. KLINE of Minnesota, Mrs. MYRICK, Mr. BROWN of South Carolina, Mr. CALVERT, Ms. McCOLLUM of Minnesota, Ms. GINNY BROWN-WAITE of Florida, Mr. SKELTON, Mr. OBERSTAR, Mr. DOOLITTLE, Mr. CARNEY, Mr. HILL, Mr. BACHUS, and Mr. REHBERG.  
 H. Res. 618: Mr. GONZALEZ.  
 H. Res. 624: Mr. ADERHOLT, Mr. ACKERMAN, Mr. CROWLEY, Mr. WEXLER, Mr. LINCOLN DIAZ-BALART of Florida, Ms. CASTOR, Ms. WASSERMAN SCHULTZ, Mr. BROWN of South Carolina, Ms. WATSON, and Mr. KIRK.  
 H. Res. 635: Mr. HONDA.  
 H. Res. 639: Ms. ROS-LEHTINEN.

## MONDAY, SEPTEMBER 17, 2007 (119)

### ¶119.1 APPOINTMENT OF SPEAKER PRO TEMPORE

The House was called to order at 12:30 p.m. by the SPEAKER pro tempore, Mr. RUPPERSBERGER, who laid before the House the following communication:

WASHINGTON, DC,  
 September 17, 2007.

I hereby appoint the Honorable C.A. DUTCH RUPPERSBERGER to act as Speaker pro tempore on this day.

NANCY PELOSI,

*Speaker of the House of Representatives.*

Whereupon, pursuant to the order of the House of January 4, 2007, Members were recognized for morning-hour debate.

### ¶119.2 RECESS—12:31 P.M.

The SPEAKER pro tempore, Mr. RUPPERSBERGER, pursuant to clause 12(a) of rule I, declared the House in recess at 12 o'clock and 31 minutes p.m., until 2 p.m.

### ¶119.3 AFTER RECESS—2 P.M.

The SPEAKER pro tempore, Mr. MCDERMOTT, called the House to order.

### ¶119.4 APPROVAL OF THE JOURNAL

The SPEAKER pro tempore, Mr. MCDERMOTT, announced he had examined and approved the Journal of the proceedings of Friday, September 14, 2007.

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

### ¶119.5 COMMUNICATIONS

Executive and other communications, pursuant to clause 8, rule XII, were referred as follows:

3285. A letter from the Director, Defense Procurement and Acquisition Policy, Department of Defense, transmitting the Department's final rule — Defense Federal Acquisition Regulation Supplement; Carriage Vessel Overhaul, Repair, and Maintenance [DFARS Case 2007-D001] (RIN: 0750-AF75) received September 6, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Armed Services.

3286. A letter from the Director, Defense Procurement and Acquisition Policy, Department of Defense, transmitting the Department's final rule — Defense Federal Acquisition Regulation Supplement; Labor Reimbursement on DoD Non-Commercial Time-and-Materials and Labor-Hour Contracts [DFARS Case 2006-D030] (RIN: 0750-AF44) received September 6, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Armed Services.

3287. A letter from the Director, Defense Procurement and Acquisition Policy, Department of Defense, transmitting the Department's final rule — Defense Federal Acquisition Regulation Supplement; Berry Amendment Restrictions — Clothing Materials and Components Covered [DFARS Case 2006-D031] (RIN: 0750-AF54) received August 14, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Armed Services.

3288. A letter from the Director, Regulations Policy and Mgmt. Staff, Department of Health and Human Services, transmitting the Department's final rule — Food Additives Permitted for Direct Addition to Food for Human Consumption; Glycerol Ester of Tall Oil Rosin [Docket No. 2006F-0225] received September 6, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

3289. A letter from the Director, Regulations Policy and Mgmt. Staff, Department of Health and Human Services, transmitting the Department's final rule — Food Labeling: Safe Handling Statements: Labeling of Shell Eggs [Docket No. 2004N-0382] (RIN: 0910-ZA23) received September 6, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

3290. A letter from the Assistant Secretary for Export Administration, Department of Commerce, transmitting the Department's final rule — Updated Statements of Legal Authority for the Export Administration Regulations [Docket No. 070809455-7478-01] (RIN: 0694-AE12) received September 6, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Foreign Affairs.

3291. A letter from the Chief Counsel, Foreign Assets Control, Department of the Treasury, transmitting the Department's final rule — Cuban Assets Control Regulations, Burmese Sanctions Regulations, Sudanese Sanctions Regulations, and Iranian Transactions Regulations — received August 24, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Foreign Affairs.

3292. A letter from the Associate General Counsel for General Law, Department of Homeland Security, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Oversight and Government Reform.

3293. A letter from the Secretary, Department of State, transmitting the Department's joint Strategic Plan along with the U.S. Agency for International Development for FY 2007 to FY 2012; to the Committee on Oversight and Government Reform.

3294. A letter from the Assistant Secretary, Federal Maritime Commission, transmitting a report on the Annual Inventory of Commercial and Inherently Governmental Activities for 2007, in accordance with Section 2 of the Federal Activities Inventory Reform Act of 1998; to the Committee on Oversight and Government Reform.

3295. A letter from the General Counsel, Office of Management and Budget, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Oversight and Government Reform.

3296. A letter from the General Counsel, Office of Management and Budget, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Oversight and Government Reform.

3297. A letter from the General Counsel, Office of Management and Budget, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Oversight and Government Reform.

3298. A letter from the Under Secretary and Director, Department of Commerce, transmitting the Department's final rule — Changes to Practice for Continued Examination Filings, Patent Applications Containing Patentably Indistinct Claims, and Examination of Claims in Patent Applications [Docket Nos.: PTO-P-2005-0022; PTO-P-2005-0023] (RIN: 0651-AB93; 0651-AB94) received August 10, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on the Judiciary.

3299. A letter from the Under Secretary and Director, Department of Commerce, transmitting the Department's final rule — Revision of Patent Fees for Fiscal Year 2007 [Docket No. PTO-C-2006-0015] (RIN: 0651-AB81) received August 14, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on the Judiciary.

3300. A letter from the Chief Counsel, FEMA, Department of Homeland Security, transmitting the Department's final rule — Federal Emergency Management Agency (FEMA) Touby Regulations [Docket ID FEMA-2007-0006] (RIN: 1660-AA54) received August 17, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

3301. A letter from the Chief, Publications and Regulations, Internal Revenue Service, transmitting the Service's final rule — 26 CFR 601.105: Examination of returns and claims for refund, credit, or abatement; determination of correct tax liability (Also: Part 1, Sections 704(c); 1.704-3(e)(3).) (Rev. Proc. 2007-59) received September 7, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

3302. A letter from the Chief, Publications and Regulations, Internal Revenue Service, transmitting the Service's final rule — 26 CFR 601.602: Tax forms and instructions. (Also: Part 1, 179) (Rev. Proc. 2007-60) received September 7, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

3303. A letter from the Chief, Publications and Regulations, Internal Revenue Service, transmitting the Service's final rule — Section 6332. — Summer of Property Subject to Levy (Rev. Rul. 2006-42) received September 7, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

¶119.6 COMMUNICATION FROM THE CLERK—MESSAGE FROM THE PRESIDENT

The SPEAKER pro tempore, Mr. MCDERMOTT, laid before the House a communication, which was read as follows:

OFFICE OF THE CLERK,  
HOUSE OF REPRESENTATIVES,  
Washington, DC, September 14, 2007.

Hon. NANCY PELOSI,  
The Speaker, House of Representatives,  
Washington, DC.

DEAR MADAM SPEAKER: Pursuant to the permission granted in Clause 2(h) of Rule II of the Rules of the U.S. House of Representatives, I have the honor to transmit a sealed envelope received from the White House on

September 14, 2007, at 12:16 p.m. and said to contain a message from the President whereby he transmits a report providing progress on 18 Iraqi benchmarks.

With best wishes, I am

Sincerely,

LORRAINE C. MILLER,  
Clerk of the House.

¶119.7 IRAQI BENCHMARKS

The Clerk then read the message from the President, as follows:

*To the Congress of the United States:*

Consistent with section 1314 of the U.S. Troop Readiness, Veterans' Care, Katrina Recovery, and Iraq Accountability Appropriations Act, 2007 (Public Law 110-28) (the "Act"), attached is a report that assesses the status of each of the 18 Iraqi benchmarks contained in the Act and declares whether satisfactory progress toward meeting these benchmarks is, or is not, being achieved.

The second of two reports submitted consistent with the Act, it has been prepared in consultation with the Secretaries of State and Defense; the Commander, Multi-National Force-Iraq; the United States Ambassador to Iraq; and the Commander, United States Central Command.

GEORGE W. BUSH.

THE WHITE HOUSE, September 14, 2007.

By unanimous consent, the message, together with the accompanying papers, was referred to the Committee on Foreign Affairs, and the Committee on Armed Services, and ordered to be printed (H. Doc. 110-58).

¶119.8 SCIENTISTS F. SHERWOOD

ROWLAND, MARIO MOLINA, AND PAUL CRUTZEN

Mr. HILL moved to suspend the rules and agree to the resolution (H. Res. 593):

Whereas in 1973, on the University of California, Irvine campus, chemists F. Sherwood Rowland and Mario Molina began researching the depletion of stratospheric ozone by the chlorofluorocarbon gases then used worldwide as refrigerants and aerosol propellants;

Whereas on June 28, 1974, F. Sherwood Rowland and Mario Molina published in the scientific journal *Nature*, their path-breaking article, "Stratospheric Sink for Chlorofluoromethanes: Chlorine Atom-Catalysed Destruction of Ozone";

Whereas in 1976, the work of F. Sherwood Rowland and Mario Molina connecting chlorofluorocarbons and atmospheric ozone depletion was confirmed by the National Academy of Sciences;

Whereas in 1978, the United States banned chlorofluorocarbons as propellants in aerosol cans;

Whereas in 1987, because of the research of F. Sherwood Rowland, Mario Molina, Paul Crutzen, and many other scientists, the international community acted through the adoption of the Montreal Protocol on Substances that Deplete the Ozone Layer ("Montreal Protocol");

Whereas the Montreal Protocol created the Multilateral Fund for the Implementation of the Montreal Protocol which provides funds to help developing countries to phase out the use of ozone-depleting substances;

Whereas the Multilateral Fund for Implementation of the Montreal Protocol was the first financial mechanism to be created under an international treaty;

Whereas the Montreal Protocol recognized that world-wide emissions of certain substances can significantly deplete and otherwise modify the ozone layer in a manner that is likely to result in adverse effects on human health and the environment;

Whereas because of the adoption of the Montreal Protocol the levels of chlorofluorocarbon gases in the Earth's atmosphere have decreased;

Whereas on September 17, 1987, the Montreal Protocol was open for signatures;

Whereas to date, 191 nations have signed the Montreal Protocol;

Whereas F. Sherwood Rowland, Mario Molina, and Paul Crutzen were awarded the Nobel Prize for Chemistry in 1995 for their work in atmospheric chemistry, particularly concerning the formation and decomposition of ozone; and

Whereas September 17, 2007, marks the twentieth anniversary of the signing of the Montreal Protocol: Now, therefore, be it

*Resolved*, That the House of Representatives—

(1) congratulates scientists F. Sherwood Rowland, Mario Molina, and Paul Crutzen for their work in atmospheric chemistry, particularly concerning the formation and decomposition of ozone, that led to the development of the Montreal Protocol on Substances that Deplete the Ozone Layer; and

(2) encourages the continued research of the interaction of humans and their actions with the Earth's ecosystem.

The SPEAKER pro tempore, Mr. MCDERMOTT, recognized Mr. HILL and Mr. HALL of Texas, each for 20 minutes.

After debate,

The question being put, *viva voce*,

Will the House suspend the rules and agree to said resolution?

The SPEAKER pro tempore, Mr. MCDERMOTT, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said resolution was agreed to.

A motion to reconsider the vote whereby the rules were suspended and said resolution was agreed to was, by unanimous consent, laid on the table.

¶119.9 SCIENCE AND TECHNOLOGY SCHOLARSHIP PROGRAM

Mr. HILL moved to suspend the rules and pass the bill (H.R. 1657) to establish a Science and Technology Scholarship Program to award scholarships to recruit and prepare students for careers in the National Weather Service and in National Oceanic and Atmospheric Administration marine research, atmospheric research, and satellite programs.

The SPEAKER pro tempore, Mr. MCDERMOTT, recognized Mr. HILL and Mr. HALL of Texas, each for 20 minutes.

After debate,

The question being put, *viva voce*,

Will the House suspend the rules and pass said bill?

The SPEAKER pro tempore, Mr. MCDERMOTT, announced that two-thirds of the Members present had voted in the affirmative.

Mr. WESTMORELAND demanded that the vote be taken by the yeas and nays, which demand was supported by



one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Mr. MCDERMOTT, pursuant to clause 8, rule XX, announced that further proceedings on the question were postponed.

#### ¶119.10 REGIONAL ECONOMIC AND INFRASTRUCTURE DEVELOPMENT

Ms. NORTON moved to suspend the rules and pass the bill (H.R. 3246) to amend title 40, United States Code, to provide a comprehensive regional approach to economic and infrastructure development in the most severely economically distressed regions in the Nation; as amended.

The SPEAKER pro tempore, Mr. MCDERMOTT, recognized Ms. NORTON and Mr. SHUSTER, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and pass said bill, as amended?

The SPEAKER pro tempore, Mr. MCDERMOTT, announced that two-thirds of the Members present had voted in the affirmative.

Mr. WESTMORELAND demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Mr. MCDERMOTT, pursuant to clause 8, rule XX, announced that further proceedings on the question were postponed.

#### ¶119.11 OVERSEAS PRIVATE INVESTMENT CORPORATION

Mr. FALEOMAVAEGA moved to suspend the rules and pass the bill (H.R. 3527) to extend for two months the authorities of the Overseas Private Investment Corporation.

The SPEAKER pro tempore, Mr. MCDERMOTT, recognized Mr. FALEOMAVAEGA and Mr. SMITH of New Jersey, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and pass said bill?

The SPEAKER pro tempore, Mr. MCDERMOTT, announced that two-thirds of the Members present had voted in the affirmative.

Mr. WESTMORELAND demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Mr. MCDERMOTT, pursuant to clause 8, rule XX, announced that further proceedings on the question were postponed.

#### ¶119.12 PEACE CORPS

Mr. FALEOMAVAEGA moved to suspend the rules and pass the bill (H.R. 3528) to provide authority to the Peace Corps to provide separation pay for host country resident personal services contractors of the Peace Corps.

The SPEAKER pro tempore, Mr. MCDERMOTT, recognized Mr.

FALEOMAVAEGA and Mr. SMITH of New Jersey, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and pass said bill?

The SPEAKER pro tempore, Mr. MCDERMOTT, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said bill.

#### ¶119.13 FREEDOM AND DEMOCRACY IN VIETNAM

Mr. FALEOMAVAEGA moved to suspend the rules and pass the bill (H.R. 3096) to promote freedom and democracy in Vietnam; as amended.

The SPEAKER pro tempore, Mr. MCDERMOTT, recognized Mr. FALEOMAVAEGA and Mr. SMITH of New Jersey, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and pass said bill, as amended?

The SPEAKER pro tempore, Mr. MCDERMOTT, announced that two-thirds of the Members present had voted in the affirmative.

Mr. SMITH of New Jersey demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Mr. MCDERMOTT, pursuant to clause 8, rule XX, announced that further proceedings on the question were postponed until Tuesday, September 18, 2007.

#### ¶119.14 DEMOCRATIC ELECTIONS IN ACEH

Mr. FALEOMAVAEGA moved to suspend the rules and agree to the resolution (H. Res. 238):

Whereas for three decades there has been a continuous armed conflict in Aceh, a province in Sumatra, Indonesia;

Whereas violence between the Indonesian military and the Free Aceh Movement has resulted in an estimated 15,000 deaths in the region;

Whereas the tsunami on December 26, 2004, killed at least 165,000 people in Aceh, devastated the landscape, and led to the loss of livelihood for 600,000 people;

Whereas the Government of Indonesia and the Free Aceh Movement signed a Memorandum of Understanding on August 15, 2005, in Helsinki;

Whereas the Aceh Monitoring Mission (AMM), led by the European Union (EU), the Association of Southeast Asian Nations (ASEAN), Norway, and Switzerland, has supported the implementation of the Helsinki Memorandum of Understanding successfully;

Whereas the Free Aceh Movement has demobilized its military troops and decommissioned its arms;

Whereas the Government of Indonesia has withdrawn its nonorganic military and police forces from Aceh;

Whereas the Law on the Governing of Aceh (LoGA) was signed into law by Indonesian President Susilo Bambang Yudhoyono on August 1, 2006;

Whereas the general life situation of the Acehnese has improved significantly since the signing of the Helsinki Memorandum of Understanding and the Acehnese populate markets and celebrate festivities in public;

Whereas the first democratic and peaceful gubernatorial and district administrative elections in Aceh were held on December 11, 2006, and more than 80 percent of entitled Acehnese voted; and

Whereas Irwandi Yusuf, a former leader of the Free Aceh Movement, won the gubernatorial election with the highest support of more than 38 percent of total votes: Now, therefore, be it

Resolved, That the House of Representatives—

(1) commends the first democratic elections in Aceh, a province in Sumatra, Indonesia, in which the Acehnese have shown their strong commitment to democracy and peace, and congratulates Irwandi Yusuf, the first democratic elected governor of Aceh;

(2) expresses its ongoing support for the further democratic development of Aceh and the Helsinki Memorandum of Understanding signed by the Government of Indonesia and the Free Aceh Movement on August 15, 2005;

(3) encourages both parties to live up to their commitments under the Helsinki Memorandum of Understanding, especially with regard to establishing a Human Rights Court for Aceh and a Commission of Truth and Reconciliation; and

(4) encourages the Secretary of State and the Administrator of the United States Agency for International Development to commit resources in supporting the peace and building a strong civil society in Aceh.

The SPEAKER pro tempore, Mr. MCDERMOTT, recognized Mr. FALEOMAVAEGA and Mr. SMITH of New Jersey, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and agree to said resolution?

The SPEAKER pro tempore, Mr. MCDERMOTT, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said resolution was agreed to.

A motion to reconsider the vote whereby the rules were suspended and said resolution was agreed to was, by unanimous consent, laid on the table.

#### ¶119.15 RELEASE OF CHILDREN OF REBIYA KADEER AND HUSEYIN CELIL

Mr. FALEOMAVAEGA moved to suspend the rules and agree to the resolution (H. Res. 497):

Whereas the protection of the human rights of minority groups is consistent with the actions of a responsible stakeholder in the international community and with the role of a host of a major international event such as the Olympic Games;

Whereas recent actions taken against the Uyghur minority by authorities in the People's Republic of China and, specifically, by local officials in the Xinjiang Uyghur Autonomous Region, have included major violations of human rights and acts of cultural suppression;

Whereas the authorities of the People's Republic of China have manipulated the strategic objectives of the international war on

terror to increase their cultural and religious oppression of the Muslim population residing in the Xinjiang Uyghur Autonomous Region;

Whereas an official campaign to encourage Han Chinese migration into the Xinjiang Uyghur Autonomous Region has resulted in the Uyghur population becoming a minority in their traditional homeland and has placed immense pressure on those who are seeking to preserve the linguistic, cultural, and religious traditions of the Uyghur people;

Whereas the House of Representatives has a particular interest in the fate of Uyghur human rights leader Rebiya Kadeer, a Nobel Peace Prize nominee, and her family as Ms. Kadeer was first arrested in August 1999 while she was en route to meet with a delegation from the Congressional Research Service and was held in prison on spurious charges until her release and exile to the United States in the spring of 2005;

Whereas upon her release, Ms. Kadeer was warned by her Chinese jailors not to advocate for human rights in Xinjiang and throughout China while in the United States or elsewhere, and was reminded that she had several family members residing in the Xinjiang Uyghur Autonomous Region;

Whereas while residing in the United States, Ms. Kadeer founded the International Uyghur Human Rights and Democracy Foundation and was elected President of the Uyghur American Association and President of the World Uyghur Congress in Munich, Germany;

Whereas two of Ms. Kadeer's sons were detained and beaten and one of her daughters was placed under house arrest in June 2006;

Whereas President George W. Bush recognized the importance of Ms. Kadeer's human rights work in a June 5, 2007, speech in Prague, Czech Republic, when he stated: "Another dissident I will meet here is Rebiyah Kadeer of China, whose sons have been jailed in what we believe is an act of retaliation for her human rights activities. The talent of men and women like Rebiyah is the greatest resource of their nations, far more valuable than the weapons of their army or their oil under the ground.";

Whereas Kahar Abdureyim, Ms. Kadeer's eldest son, was fined \$12,500 for tax evasion and another son, Alim Abdureyim, was sentenced to seven years in prison and fined \$62,500 for tax evasion in a blatant attempt by local authorities to take control of the Kadeer family's remaining business assets in the People's Republic of China;

Whereas another of Ms. Kadeer's sons, Ablikim Abdureyim, was beaten by local police to the point of requiring medical attention in June 2006 and has been subjected to continued physical abuse and torture while being held incommunicado in custody since that time;

Whereas Ablikim Abdureyim was also convicted by a kangaroo court on April 17, 2007, for "instigating and engaging in secessionist" activities and was sentenced to nine years of imprisonment, this trial being held in secrecy and Mr. Abdureyim reportedly being denied the right to legal representation;

Whereas two days later, on April 19, 2007, another court in Urumqi, the capital of Xinjiang Uyghur Autonomous Region, sentenced Canadian citizen Huseyin Celil to life in prison for "splittism" and also for "being party to a terrorist organization" after having successfully sought his extradition from Uzbekistan where he was visiting relatives;

Whereas Chinese authorities have continued to refuse to recognize Mr. Celil's Canadian citizenship, although he was naturalized in 2005, denied Canadian diplomats access to the courtroom when Mr. Celil was sentenced, and have refused to grant consular access to Mr. Celil in prison;

Whereas a Chinese Foreign Ministry spokesperson publicly warned Canada "not to interfere in China's domestic affairs" after Mr. Celil's sentencing; and

Whereas Mr. Celil's case was a major topic of conversation in a recent Beijing meeting between the Canadian and Chinese Foreign Ministers; Now, therefore, be it

*Resolved*, That it is the sense of the House of Representatives that the Government of the People's Republic of China—

(1) should recognize, and seek to ensure, the linguistic, cultural, and religious rights of the Uyghur people of the Xinjiang Uyghur Autonomous Region;

(2) should immediately release the children of Rebiya Kadeer from both incarceration and house arrest and cease harassment and intimidation of the Kadeer family members; and

(3) should immediately release Canadian citizen Huseyin Celil and allow him to rejoin his family in Canada.

The SPEAKER pro tempore, Mr. MCDERMOTT, recognized Mr. FALEOMAVAEGA and Mr. SMITH of New Jersey, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and agree to said resolution?

The SPEAKER pro tempore, Mr. MCDERMOTT, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said resolution was agreed to.

A motion to reconsider the vote whereby the rules were suspended and said resolution was agreed to was, by unanimous consent, laid on the table.

#### ¶119.16 50TH ANNIVERSARY OF MALAYSIA'S INDEPENDENCE

Mr. FALEOMAVAEGA moved to suspend the rules and agree to the resolution (H. Res. 518); as amended:

Whereas Malaysia is a multi-religious and multi-racial democracy in Southeast Asia that is important to the United States' strategic interests;

Whereas Malaysia is one of the United States' key allies in efforts to combat international terrorism, and it condemns all terrorism, regardless of its cause or objectives;

Whereas the Prime Minister of Malaysia, Datuk Seri Abdullah Ahmad Badawi, has condemned those seeking to incite race and religious hatred, including anti-Semitism;

Whereas Malaysia has taken a leading regional role in counter-terrorism and counter-narcotics in Southeast Asia, through intelligence sharing, close cooperation in law enforcement, participation in joint exercises and training, and other cooperative efforts with its neighboring countries and the United States;

Whereas Malaysia is the United States' 10th largest trading partner, and the two countries have signed a Trade and Investment Framework Agreement;

Whereas Malaysia has consistently been a favored destination of American investment due to its competitive advantages, including good infrastructure, a highly-trained, educated, and multilingual workforce, and a business-friendly government;

Whereas the Malaysian Constitution guarantees gender equality, and the many accomplishments of Malaysian women evidence Malaysia's commitment to the advancement of women's social, economic, and legal status;

Whereas Malaysia was ruled by the United Kingdom until 1957;

Whereas Malaysia gained independence from the United Kingdom on August 31, 1957; and

Whereas August 31, 2007, is the 50th anniversary of Malaysia's independence, as well as the United States-Malaysia relationship; Now, therefore, be it

*Resolved*, That the House of Representatives—

(1) recognizes the 50th anniversary of Malaysia's independence;

(2) expresses congratulations to Malaysia on reaching this national milestone; and

(3) expresses its support for an ongoing strong bilateral relationship between the United States and Malaysia and the continued cooperation of the two countries in such important areas as counter-terrorism, counter-narcotics, and trade.

The SPEAKER pro tempore, Mr. MCDERMOTT, recognized Mr. FALEOMAVAEGA and Mr. SMITH of New Jersey, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and agree to said resolution, as amended?

The SPEAKER pro tempore, Mr. MCDERMOTT, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said resolution, as amended, was agreed to.

A motion to reconsider the vote whereby the rules were suspended and said resolution, as amended, was agreed to was, by unanimous consent, laid on the table.

#### ¶119.17 SIR NICHOLAS WINSTON

Mr. FALEOMAVAEGA moved to suspend the rules and agree to the resolution (H. Res. 583):

Whereas during the Holocaust, in which some 6,000,000 Jews were brutally put to death by the Government of Nazi Germany, a small number of individuals risked their lives and spent fortunes to save the lives of others because they were decent and courageous men and women of principle;

Whereas, in October 1938, the Nazi Government occupied the Sudetenland area of Czechoslovakia, which resulted in tens of thousands of Jewish refugees fleeing the occupied areas and seeking safety in the areas of as-yet unoccupied Czechoslovakia;

Whereas, in late 1938, a 29-year-old British businessman, Nicholas Winton, was encouraged by a friend at the British Embassy in Prague to forgo a ski vacation in the Alps to visit Prague and see first-hand the freezing refugee camps filled with Jewish families who had fled the Sudetenland;

Whereas, in the face of this enormous suffering, Winton, moved by feelings of deep compassion, undertook a massive effort to help the children of many of these Jewish families escape these horrible circumstances, though at that time neither he nor they knew the full extent of the horrors that awaited them;

Whereas Winton sought to find friendly governments which would grant asylum to these Jewish refugee children, and his efforts were rebuffed by the countries whose help he requested, until the Governments of Sweden and the United Kingdom agreed to accept children from the Czechoslovakian refugee camps;

Whereas Winton and other volunteers gathered names and other information on

children whose parents recognized the importance of getting their children beyond the reach of the Nazi Government, and Winton was able to use this information to identify foster homes for these refugee children;

Whereas Winton took the lead in raising funds to pay for the transportation of the children from Prague to Britain and Sweden and to pay an enormous government-imposed fee to cover the costs of future repatriation;

Whereas, on March 14, 1939, the first 20 children left Prague under Winton's auspices, and the very next day the Nazi army overran the remainder of un-occupied Czechoslovakia;

Whereas the heroic effort of Winton and other volunteers to assist these young children flee occupied Czechoslovakia continued for over six months until the outbreak of World War II on September 1, 1939, during which time 669 children were able to leave in a total of eight separate groups;

Whereas the ninth group of some 250 children was scheduled to leave Prague on September 3, 1939, but was halted following the outbreak of hostilities, and none of these 250 children lived to see the end of World War II six years later;

Whereas this group of 669 children, saved through the efforts of Winton and his collaborators, includes doctors, nurses, teachers, musicians, artists, writers, pilots, ministers, scientists, engineers, entrepreneurs, and a Member of the British Parliament, and today they and their children and grandchildren and great-grandchildren number over 5,000 individuals, and these individuals live in the United States, Canada, Australia, the Czech Republic, Britain, Germany, and other countries;

Whereas Winton's achievement went unrecognized and unacknowledged for more than half a century until his wife, who knew nothing of this life-saving work, came across an old leather briefcase in an attic in which she found lists of the children, letters from their parents and other materials documenting his efforts;

Whereas, of the 15,000 Czechoslovakian Jewish children who fled to refugee camps or who were forced into concentration camps during the Nazi occupation, only a handful survived World War II, and Vera Gissing, one of the children saved by Winton and the author of the script for the film "Nicholas Winton—the Power of Good", which won the Emmy Award in 2002, said that Winton "rescued the greater part of the Jewish children of my generation in Czechoslovakia. Very few of us met our parents again: they perished in concentration camps. Had we not been spirited away, we would have been murdered alongside them."; and

Whereas Winton has been honored with the title of Member of the British Empire (MBE), was awarded the Freedom of the City of Prague, received the Czech Order of T. G. Masaryk, and was given a knighthood from Queen Elizabeth II for services to humanity: Now, therefore, be it

*Resolved*, That the House of Representatives—

(1) commends Sir Nicholas Winton and those British and Czechoslovakian citizens who worked with him, for their remarkable persistence and selfless courage in saving the lives of 669 Czechoslovakian Jewish children in the months before the outbreak of World War II; and

(2) urges men and women everywhere to recognize in Winton's remarkable humanitarian effort the difference that one devoted principled individual can make in changing and improving the lives of others.

The SPEAKER pro tempore, Mr. McDERMOTT, recognized Mr. FALEOMAVAEGA and Mr. SMITH of New Jersey, each for 20 minutes.

After debate,

The question being put, *viva voce*,

Will the House suspend the rules and agree to said resolution?

The SPEAKER pro tempore, Mr. MICHAUD, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said resolution was agreed to.

A motion to reconsider the vote whereby the rules were suspended and said resolution was agreed to was, by unanimous consent, laid on the table.

#### ¶119.18 PREVENTION OF LARGE-SCALE TERRORIST ATTACKS IN GERMANY

Mr. FALEOMAVAEGA moved to suspend the rules and agree to the resolution (H. Res. 639); as amended:

Whereas on September 4, 2007, German police arrested three individuals for planning large-scale terrorist attacks against locations in Germany, including sites frequented by Americans;

Whereas possible targets included Ramstein Air Base, which serves as headquarters for United States Air Forces in Europe and is also a North Atlantic Treaty Organization installation, and Frankfurt Airport, the third largest airport in Europe;

Whereas according to German authorities, the three suspects belonged to a German cell of Islamic Jihad Union, a radical Sunni group based in Central Asia with links to Al Qaeda;

Whereas 300 police and other law enforcement officials were involved in the investigation and 41 homes across Germany were raided in a highly well-planned operation;

Whereas German and United States authorities worked closely together in the investigation;

Whereas United States intelligence agencies reportedly provided critical information that alerted their German counterparts as to the travels of the suspects between Germany and Pakistan and the suspects' affiliation with the Islamic Jihad Union;

Whereas German authorities acted swiftly and decisively to prevent a horrific attack that could have come within days of the arrests;

Whereas the successful collaborative action by United States and German authorities prevented the possible deaths of many innocent people;

Whereas Germany and the United States have been close allies in the fight against terrorism;

Whereas the law enforcement, intelligence, diplomatic, and military organizations in Germany and the United States continue to work together to combat the terrorist threat and prevent future attacks;

Whereas acts of terror have profoundly affected citizens of many different countries across the globe; and

Whereas victory in the fight against terrorism is critical to preserve the liberty and ensure the safety of all people: Now, therefore, be it

*Resolved*, That the House of Representatives—

(1) commends the efforts of German law enforcement authorities in preventing a large-scale terrorist attack on numerous targets in Germany, including sites frequented by Americans;

(2) recognizes the role of United States intelligence agencies in providing critical information to German authorities in their investigation and apprehension of the suspected terrorists and notes the continuing

importance of such United States intelligence efforts with Germany;

(3) commends the intelligence community of Germany for its outstanding work in identifying the individuals suspected of seeking to carry out this terrorist plot;

(4) condemns those individuals who would use acts of violence against innocent civilians to spread a message of hate and intolerance;

(5) urges the allies of the United States to remain steadfast in their efforts to defeat international terrorism; and

(6) expresses its readiness to provide any necessary assistance to the Government of Germany in its counterterrorism efforts and to bring to justice those individuals involved in this terrorist plot.

The SPEAKER pro tempore, Mr. MICHAUD, recognized Mr. FALEOMAVAEGA and Mr. SMITH of New Jersey, each for 20 minutes.

After debate,

The question being put, *viva voce*,

Will the House suspend the rules and agree to said resolution, as amended?

The SPEAKER pro tempore, Mr. MICHAUD, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said resolution, as amended, was agreed to.

A motion to reconsider the vote whereby the rules were suspended and said resolution, as amended, was agreed to was, by unanimous consent, laid on the table.

#### ¶119.19 MICHAEL ELLIS DEBAKEY, M.D.

Mr. Al GREEN of Texas moved to suspend the rules and pass the bill (H.R. 1154) to award a Congressional Gold Medal to Michael Ellis DeBakey, M.D.

The SPEAKER pro tempore, Mr. MICHAUD, recognized Mr. Al GREEN of Texas and Mr. CULBERSON, each for 20 minutes.

After debate,

The question being put, *viva voce*,

Will the House suspend the rules and pass said bill?

The SPEAKER pro tempore, Mr. MICHAUD, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill was passed was, by unanimous consent, laid on the table.

*Ordered*, That the Clerk request the concurrence of the Senate in said bill.

#### ¶119.20 PERMISSION TO FILE A SUPPLEMENTAL REPORT ON H.R. 1852

On motion of Mr. Al GREEN of Texas, by unanimous consent, the Committee on Financial Services was granted permission to file a supplemental report (Rept. No. 110-217, Part II) on the bill (H.R. 1852) to modernize and update the National Housing Act and enable the Federal Housing Administration to use risk-based pricing to more effectively reach underserved borrowers, and for other purposes.

¶119.21 RECESS—4:48 P.M.

The SPEAKER pro tempore, Mr. MICHAUD, pursuant to clause 12(a) of rule I, declared the House in recess at 4 o'clock and 48 minutes p.m., until approximately 6:30 p.m..

¶119.22 AFTER RECESS—6:30 P.M.

The SPEAKER pro tempore, Mr. CARDOZA, called the House to order.

¶119.23 H.R. 3246—UNFINISHED BUSINESS

The SPEAKER pro tempore, Mr. CARDOZA, pursuant to clause 8, rule XX, announced the unfinished business to be the motion to suspend the rules and pass the bill (H.R. 3246) to amend title 40, United States Code, to provide a comprehensive regional approach to economic and infrastructure development in the most severely economically distressed regions in the Nation; as amended.

The question being put, Will the House suspend the rules and pass said bill, as amended?

The vote was taken by electronic device.

It was decided in the { Yeas ..... 225 negative ..... } Nays ..... 152

¶119.24 [Roll No. 867]

YEAS—225

- Abercrombie, Ackerman, Aderholt, Alexander, Altmire, Andrews, Arcuri, Baca, Baird, Baker, Baldwin, Barrow, Bean, Becerra, Berkeley, Berman, Berry, Bishop (NY), Blumenauer, Boozman, Boren, Boucher, Boustany, Boyd (FL), Boyda (KS), Brady (PA), Braley (IA), Buchanan, Butterfield, Capito, Capps, Capuano, Cardoza, Carnahan, Castor, Chandler, Clarke, Clay, Cleaver, Clyburn, Coble, Cohen, Cooper, Costa, Courtney, Cramer, Crowley, Cuellar, Cummings, Davis (AL), Davis (CA), Davis (IL), Davis, Lincoln, DeFazio, DeGette, Delahunt, DeLauro, Dent, Dingell, Doggett, Donnelly, Doyle, Edwards, Ellison, Ellsworth, Emanuel, English (PA), Eshoo, Etheridge, Farr, Fattah, Ferguson, Filner, Fortenberry, Frank (MA), Giffords, Gillibrand, Gonzalez, Gordon, Graves, Green, Al, Green, Gene, Grijalva, Hall (NY), Hare, Harman, Hastings (FL), Hayes, Herseth Sandlin, Higgins, Hill, Hinchey, Hinojosa, Hirono, Hodes, Holdren, Holt, Honda, Hoyer, Inslee, Israel, Jackson (IL), Jackson-Lee, Kagen, Kanjorski, Kaptur, Kennedy, Kildee, Kilpatrick, Kind, Klein (FL), Kuhl (NY), Lampson, Langevin, Larson (CT), Latham, LaTourette, Lee, Levin, Lewis (GA), Lipinski, Loeb, Lofgren, Zoe, Lowey, Mahoney (FL), Maloney (NY), Markey, Marshall, Matheson, Matsui, McCarthy (NY), McCollum (MN), McCrery, McDermott, McGovern, McHugh, McIntyre, McNerney, McNulty, Meek (FL), Meeks (NY), Melancon, Michaud, Miller (NC), Mitchell, Mollohan, Moore (KS), Moore (WI), Murphy (CT), Murphy, Patrick, Murphy, Tim, Murtha, Nadler, Napoliitano, Obey, Olver, Ortiz, Pallone, Pascrell, Pastor, Payne, Perlmutter, Peterson (MN), Pomeroy, Price (NC), Rahall, Rangel, Serrano, Sestak, Shea-Porter, Sherman, Shuler, Sires, Skelton, Smith (NJ), Snyder, Souder, Spratt, Stark, Stupak, Sutton, Tanner, Tauscher, Taylor, Thompson (CA), Thompson (MS), Tiberi, Tierney, Udall (NM), Velázquez, Walsh (NY), Walz (MN), Wasserman, Schultz, Waters, Watson, Watt, Weiner, Welch (VT), Wexler, Wilson (OH), Woolsey, Wu, Akin, Bachmann, Barrett (SC), Bartlett (MD), Barton (TX), Biggert, Bilbray, Bilirakis, Bishop (UT), Blackburn, Blunt, Boehner, Bonner, Bono, Brady (TX), Broun (GA), Brown (SC), Brown-Waite, Ginny, Burgess, Burton (IN), Calvert, Camp (MI), Campbell (CA), Cantor, Carter, Castle, Chabot, Cole (OK), Conaway, Crenshaw, Culberson, Davis (KY), Davis, David, Davis, Tom, Deal (GA), Diaz-Balart, L., Diaz-Balart, M., Doolittle, Drake, Dreier, Duncan, Emerson, Everett, Fallon, Feeney, Flake, Forbes, Fossella, Foxx, Franks (AZ), Frelinghuysen, Allen, Bachus, Bishop (GA), Boswell, Brown, Corrine, Buyer, Cannon, Carney, Carson, Conyers, Costello, Cubin, Davis, Jo Ann, Dicks, Ehlers, Engel, Gerlach, Gutierrez, Hensarling, Hooley, Hunter, Jefferson, Jindal, Johnson (IL), Knollenberg, Kucinich, Lantos, Larsen (WA), Lynch, Marchant, McKeon, Miller, George, Moran (VA), Neal (MA), Oberstar, Paul, Peterson (PA), Pickering, Poe, Pryce (OH), Ramstad, Sánchez, Linda T., Shays, Slaughter, Smith (WA), Space, Tancredo, Terry, Towns, Udall (CO), Van Hollen, Visclosky, Waxman, Wynn, Yarmuth

- Renzi, Reyes, Richardson, Rodriguez, Rogers (AL), Ross, Rothman, Roybal-Allard, Ruppersberger, Rush, Ryan (OH), Salazar, Sanchez, Loretta, Sarbanes, Schakowsky, Schiff, Schwartz, Scott (GA), Scott (VA), Serrano, Sestak, Shea-Porter, Sherman, Shuler, Sires, Skelton, Smith (NJ), Snyder, Souder, Spratt, Stark, Stupak, Sutton, Tanner, Tauscher, Taylor, Thompson (CA), Thompson (MS), Tiberi, Tierney, Udall (NM), Velázquez, Walsh (NY), Walz (MN), Wasserman, Schultz, Waters, Watson, Watt, Weiner, Welch (VT), Wexler, Wilson (OH), Woolsey, Wu

NAYS—152

- Akin, Bachmann, Barrett (SC), Bartlett (MD), Barton (TX), Biggert, Bilbray, Bilirakis, Bishop (UT), Blackburn, Blunt, Boehner, Bonner, Bono, Brady (TX), Broun (GA), Brown (SC), Brown-Waite, Ginny, Burgess, Burton (IN), Calvert, Camp (MI), King (IA), King (NY), Kingston, Kirk, Kline (MN), LaHood, Lamborn, Lewis (CA), Lewis (KY), Linder, LoBiondo, Lucas, Lungren, Daniel E., Mack, Manzano, McCarthy (CA), McCaul (TX), McCotter, McHenry, McMorris, Rodgers, Mica, Miller (FL), Miller (MI), Miller, Gary, Moran (KS), Musgrave, Myrick, Neugebauer, Nunes, Pearce, Pence, Petri, Pitts, Platts, Porter, Price (GA), Putnam, Radanovich, Regula, Rehberg, Reichert, Reynolds, Rogers (KY), Rogers (MI), Rohrabacher, Ros-Lehtinen, Roskam, Royce, Ryan (WI), Sali, Saxton, Schmidt, Sensenbrenner, Sessions, Shadegg, Shimkus, Shuster, Simpson, Smith (NE), Smith (TX), Stearns, Sullivan, Thornberry, Tiahrt, Turner, Upton, Walberg, Walden (OR), Wamp, Weldon (FL), Weller, Westmoreland, Whitfield, Wicker, Wilson (NM), Wilson (SC), Wolf, Young (AK), Young (FL), Nunes, Pearce, Pence, Petri, Pitts, Platts, Porter, Price (GA), Putnam, Radanovich, Regula, Rehberg, Reichert, Reynolds, Rogers (KY), Rogers (MI), Rohrabacher, Ros-Lehtinen, Roskam, Royce, Ryan (WI), Sali, Saxton, Schmidt, Sensenbrenner, Sessions, Shadegg, Shimkus, Shuster, Simpson, Smith (NE), Smith (TX), Stearns, Sullivan, Thornberry, Tiahrt, Turner, Upton, Walberg, Walden (OR), Wamp, Weldon (FL), Weller, Westmoreland, Whitfield, Wicker, Wilson (NM), Wilson (SC), Wolf, Young (AK), Young (FL)

NOT VOTING—55

- Allen, Bachus, Bishop (GA), Boswell, Brown, Corrine, Buyer, Cannon, Carney, Carson, Conyers, Costello, Cubin, Davis, Jo Ann, Dicks, Ehlers, Engel, Gerlach, Gutierrez, Hensarling, Hooley, Hunter, Jefferson, Jindal, Johnson (IL), Knollenberg, Kucinich, Lantos, Larsen (WA), Lynch, Marchant, McKeon, Miller, George, Moran (VA), Neal (MA), Oberstar, Paul, Peterson (PA), Pickering, Poe, Pryce (OH), Ramstad, Sánchez, Linda T., Shays, Slaughter, Smith (WA), Space, Tancredo, Terry, Towns, Udall (CO), Van Hollen, Visclosky, Waxman, Wynn, Yarmuth

¶119.25 H.R. 1657—UNFINISHED BUSINESS

The SPEAKER pro tempore, Mr. CARDOZA, pursuant to clause 8, rule XX, announced the further unfinished business to be the motion to suspend the rules and pass the bill (H.R. 1657) to establish a Science and Technology Scholarship Program to award scholarships to recruit and prepare students for careers in the National Weather Service and in National Oceanic and Atmospheric Administration marine research, atmospheric research, and satellite programs.

The question being put, Will the House suspend the rules and pass said bill?

The vote was taken by electronic device.

It was decided in the { Yeas ..... 360 affirmative ..... } Nays ..... 16

¶119.26 [Roll No. 868]

YEAS—360

- Abercrombie, Ackerman, Aderholt, Akin, Alexander, Altmire, Andrews, Arcuri, Baca, Bachmann, Baird, Baker, Baldwin, Barrow, Bartlett (MD), Barton (TX), Bean, Becerra, Berkeley, Berman, Berry, Biggert, Bilbray, Bilirakis, Bishop (NY), Bishop (UT), Blackburn, Blumenauer, Blunt, Boehner, Bonner, Bono, Boozman, Boren, Boucher, Boustany, Boyd (FL), Boyda (KS), Brady (PA), Braley (IA), Brady (TX), Braley (IA), Brown (SC), Brown-Waite, Ginny, Buchanan, Burgess, Butterfield, Calvert, Camp (MI), Camp (CA), Cantor, Crowley, Capito, Capps, Capuano, Cardoza, Carnahan, Castor, Chabot, Chandler, Clarke, Clay, Cleaver, Clyburn, Coble, Cohen, Cole (OK), Conaway, Cooper, Costa, Courtney, Cramer, Crenshaw, Crowley, Cuellar, Culberson, Cummings, Davis (AL), Davis (CA), Davis (IL), Davis (KY), Davis, David, Davis, Lincoln, Davis, Tom, DeFazio, DeGette, Delahunt, DeLauro, Dent, Diaz-Balart, L., Diaz-Balart, M., Dingell, Doggett, Donnelly, Doyle, Drake, Dreier, Edwards, Ellison, Ellsworth, Emanuel, Emerson, English (PA), Eshoo, Etheridge, Everett, Fallon, Filner, Fortenberry, Fossella, Foxx, Frank (MA), Frelinghuysen, Gallegly, Garrett (NJ), Giffords, Gillibrand, Gingrey, Gohmert, Gonzalez, Goode, Goodlatte, Gordon, Granger, Graves, Green, Al, Green, Gene, Grijalva, Hall (NY), Hall (TX), Hare, Harman, Hastert, Hastings (FL), Hastings (WA), Hayes, Heller, Herger, Hobson, Hoekstra, Hulshof, Inglis (SC), Issa, Johnson, Sam, Jones (NC), Jordan, Keller, King (IA), King (NY), Kingston, Kirk, Kline (MN), LaHood, Lamborn, Lewis (CA), Lewis (KY), Linder, LoBiondo, Lucas, Lungren, Daniel E., Mack, Manzano, McCarthy (CA), McCaul (TX), McCotter, McHenry, McMorris, Rodgers, Mica, Miller (FL), Miller (MI), Miller, Gary, Moran (KS), Musgrave, Myrick, Neugebauer, Nunes, Pearce, Pence, Petri, Pitts, Platts, Porter, Price (GA), Putnam, Radanovich, Regula, Rehberg, Reichert, Reynolds, Rogers (KY), Rogers (MI), Rohrabacher, Ros-Lehtinen, Roskam, Royce, Ryan (WI), Sali, Saxton, Schmidt, Sensenbrenner, Sessions, Shadegg, Shimkus, Shuster, Simpson, Smith (NE), Smith (TX), Stearns, Sullivan, Thornberry, Tiahrt, Turner, Upton, Walberg, Walden (OR), Wamp, Weldon (FL), Weller, Westmoreland, Whitfield, Wicker, Wilson (NM), Wilson (SC), Wolf, Young (AK), Young (FL)

Maloney (NY) Peterson (MN) Sires  
 Manzullo Petri Skelton  
 Markey Pitts Smith (NE)  
 Marshall Platts Smith (NJ)  
 Matheson Pomeroy Smith (TX)  
 Matsui Porter Snyder  
 McCarthy (CA) Price (GA)  
 McCarthy (NY) Price (NC)  
 McCaul (TX) Putnam  
 McCollum (MN) Radanovich  
 McCotter Rahall  
 McCreery Rangel  
 McDermott Regula  
 McGovern Rehberg  
 McHenry Reichert  
 McHugh Renzi  
 McIntyre Reyes  
 McMorris Reynolds  
 Rodgers Richardson  
 McNerney Rodriguez  
 McNulty Rogers (AL)  
 Meek (FL) Rogers (KY)  
 Meeks (NY) Rogers (MI)  
 Melancon Rohrabacher  
 Mica Ros-Lehtinen  
 Michaud Roskam  
 Miller (MI) Ross  
 Miller (NC) Rothman  
 Miller, Gary Roybal-Allard  
 Mitchell Royce  
 Mollohan Ruppertsberger  
 Moore (KS) Rush  
 Moore (WI) Ryan (OH)  
 Moran (KS) Ryan (WI)  
 Murphy (CT) Salazar  
 Murphy, Patrick Sanchez, Loretta  
 Murphy, Tim Sarbanes  
 Murtha Saxton  
 Musgrave Schakowsky  
 Myrick Schiff  
 Nadler Schwartz  
 Napolitano Scott (GA)  
 Neugebauer Scott (VA)  
 Nunes Sensenbrenner  
 Obey Serrano  
 Olver Sessions  
 Ortiz Sestak  
 Pallone Shea-Porter  
 Pascrell Sherman  
 Pastor Shimkus  
 Payne Shuler  
 Pearce Shuster  
 Perlmutter Simpson

XX, announced the further unfinished business to be the motion to suspend the rules and pass the bill (H.R. 3527) to extend for two months the authorities of the Overseas Private Investment Corporation.

The question being put,  
 Will the House suspend the rules and pass said bill?

The vote was taken by electronic device.

It was decided in the { Yeas ..... 347  
 affirmative ..... } Nays ..... 30

¶119.28 [Roll No. 869]  
 YEAS—347

Abercrombie Davis (KY) Johnson, E. B.  
 Ackerman Davis, Lincoln Jones (OH)  
 Aderholt Davis, Tom Kagen  
 Alexander DeGette Kanjorski  
 Altmore Delahunt Kaptur  
 Andrews DeLauro Keller  
 Arcuri Dent Kennedy  
 Baca Diaz-Balart, L. Kildee  
 Bachmann Diaz-Balart, M. Kilpatrick  
 Baird Dingell Kind  
 Baker Doggett King (IA)  
 Baldwin Donnelly King (NY)  
 Barrow Doyle Kirk  
 Bartlett (MD) Drake Klein (FL)  
 Barton (TX) Dreier Kline (MN)  
 Bean Edwards Kuhl (NY)  
 Becerra Ellison LaHood  
 Berkley Ellsworth Lampson  
 Berman Emanuel Langevin  
 Berry Emerson Larson (CT)  
 Biggert English (PA) Latham  
 Bilbray Eshoo LaTourette  
 Bilirakis Etheridge Lee  
 Bishop (NY) Everett Levin  
 Bishop (UT) Fallin Lewis (CA)  
 Blackburn Farr Lewis (GA)  
 Blumenauer Fattah Lewis (KY)  
 Blunt Feeney Linder  
 Boehner Ferguson Lipinski  
 Bonner Filner LoBiondo  
 Bono Forbes Loebsock  
 Boozman Fortenberry Lofgren, Zoe  
 Boren Fossella Lowey  
 Boucher Frank (MA) Lucas  
 Boustany Frelinghuysen Lungren, Daniel  
 Boyd (FL) Gallegly E.  
 Boyd (KS) Garrett (NJ) Mack  
 Brady (PA) Giffords Mahoney (FL)  
 Brady (TX) Gilchrest Maloney (NY)  
 Braley (IA) Gillibrand Manzullo  
 Brown (SC) Gonzalez Markey  
 Brown-Waite, Goodlatte Marshall  
 Ginny Gordon Matheson  
 Buchanan Granger Matsui  
 Burgess Graves McCarthy (CA)  
 Burton (IN) Green, Al McCarthy (NY)  
 Butterfield Green, Gene McCaul (TX)  
 Calvert Grijalva McCollum (MN)  
 Camp (MI) Hall (NY) McCotter  
 Campbell (CA) Hall (TX) McCreery  
 Cantor Hare McDermott  
 Capito Harman McGovern  
 Capps Hastert McHugh  
 Capuano Hastings (FL) McIntyre  
 Cardoza Hastings (WA) McMorris  
 Carnahan Hayes Rodgers  
 Carter Heller McNerney  
 Castle Herger McNulty  
 Castor Herseth Sandlin Meek (FL)  
 Chandler Higgins Meeks (NY)  
 Clarke Hill Melancon  
 Clay Hinchey Mica  
 Cleaver Hinojosa Michaud  
 Clyburn Hirono Miller (FL)  
 Coble Hobson Miller (MI)  
 Cohen Hodes Miller (NC)  
 Cole (OK) Holden Miller, Gary  
 Cooper Holt Mitchell  
 Costa Honda Mollohan  
 Courtney Hoyer Moore (KS)  
 Cramer Hulshof Moore (WI)  
 Crenshaw Inglis (SC) Moran (KS)  
 Crowley Inslee Murphy (CT)  
 Cuellar Isreal Murphy, Patrick  
 Culberson Issa Murphy, Tim  
 Cummings Jackson (IL) Murtha  
 Davis (AL) Jackson-Lee Musgrave  
 Davis (CA) (TX) Myrick  
 Davis (IL) Johnson (GA) Nadler

Napolitano Ross Tanner  
 Neugebauer Rothman Tauscher  
 Nunes Roybal-Allard Taylor  
 Obey Ruppertsberger Thompson (CA)  
 Olver Rush Thompson (MS)  
 Ortiz Ryan (OH) Thornberry  
 Pallone Ryan (WI) Tiahrt  
 Pascrell Salazar Tiberi  
 Pastor Sanchez, Loretta Tierney  
 Payne Sarbanes Turner  
 Pearce Saxton Udall (NM)  
 Pence Schakowsky Upton  
 Perlmutter Schiff Van Hollen  
 Peterson (MN) Schmidt Velazquez  
 Petri Schwartz Walden (OR)  
 Pitts Scott (VA) Walsh (NY)  
 Platts Scott (VA) Walz (MN)  
 Pomeroy Serrano Wasserman  
 Porter Sessions Schultz  
 Price (GA) Sestak Waters  
 Price (NC) Shea-Porter Watson  
 Putnam Sherman Watt  
 Radanovich Shimkus Weiner  
 Rahall Shuler Welch (VT)  
 Rangel Shuster Weldon (FL)  
 Regula Simpson Weller  
 Rehberg Sires Wexler  
 Reichert Skelton Whitfield  
 Renzi Smith (NE) Wicker  
 Reyes Smith (NJ) Wilson (NM)  
 Reynolds Smith (TX) Wilson (OH)  
 Richardson Snyder Wilson (SC)  
 Rodriguez Solis Wolf  
 Rogers (AL) Souder Woolsey  
 Rogers (KY) Spratt Wu  
 Rogers (MI) Stark Young (AK)  
 Rohrabacher Stearns Young (FL)  
 Ros-Lehtinen Stupak  
 Roskam Stutton

NAYS—30

Akin Flake Lamborn  
 Barrett (SC) Foyx McHenry  
 Broun (GA) Gingrey Royce  
 Chabot Gohmert Sali  
 Conaway Goode Sensenbrenner  
 Davis, David Hoekstra Shadegg  
 Deal (GA) Johnson, Sam Sullivan  
 DeFazio Jones (NC) Walberg  
 Doolittle Jordan Wamp  
 Duncan Kingston Westmoreland

NOT VOTING—55

Allen Hensarling Pickering  
 Bachus Hooley Poe  
 Bishop (GA) Hunter Pryce (OH)  
 Boswell Jefferson Ramstad  
 Brown, Corrine Jindal Sánchez, Linda  
 Buyer Johnson (IL) T.  
 Cannon Knollenberg Shays  
 Carney Kucinich Slaughter  
 Carson Lantos Smith (WA)  
 Conyers Larsen (WA) Space  
 Costello Lynch Tancredo  
 Cubin Marchant Terry  
 Davis, Jo Ann McKeon Towns  
 Dicks Miller, George Udall (CO)  
 Ehlers Moran (VA) Visclosky  
 Engel Neal (MA) Waxman  
 Gerlach Oberstar Wynn  
 Gutierrez Paul Yarmuth  
 Hensarling Peterson (PA)

Barrett (SC) Flake  
 Broun (GA) Franks (AZ)  
 Burton (IN) Hoekstra  
 Deal (GA) Inglis (SC)  
 Doolittle Kingston  
 Duncan Miller (FL)

NOT VOTING—56

Allen Hooley Poe  
 Bachus Hunter Pryce (OH)  
 Bishop (GA) Jefferson Ramstad  
 Boswell Jindal Sánchez, Linda  
 Brown, Corrine Johnson (IL) T.  
 Buyer Knollenberg Schmidt  
 Cannon Kucinich Shays  
 Carney Lantos Slaughter  
 Carson Larsen (WA) Smith (WA)  
 Conyers Lynch Space  
 Costello Marchant Tancredo  
 Cubin McKeon Terry  
 Davis, Jo Ann Miller, George Towns  
 Dicks Moran (VA) Udall (CO)  
 Ehlers Neal (MA) Van Hollen  
 Engel Oberstar Visclosky  
 Gerlach Paul Waxman  
 Gutierrez Peterson (PA) Wynn  
 Hensarling Pickering Yarmuth

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said bill.

¶119.27 H.R. 3527—UNFINISHED BUSINESS  
 The SPEAKER pro tempore, Mr. CARDOZA, pursuant to clause 8, rule

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said bill.

¶119.29 PROVIDING FOR CONSIDERATION OF H.R. 1852

Ms. MATSUI, by direction of the Committee on Rules, reported (Rept. No. 110-330) the resolution (H. Res. 650) providing for consideration of the bill (H.R. 1852) to modernize and update the National Housing Act and enable the Federal Housing Administration to use risk-based pricing to more effectively

reach underserved borrowers, and for other purposes.

When said resolution and report were referred to the House Calendar and ordered printed.

¶119.30 COMMUNICATION REGARDING  
SUBPOENA

The SPEAKER pro tempore, Mr. CARDOZA, laid before the House the following communication from Mr. LEWIS of California:

CONGRESS OF THE UNITED STATES,  
HOUSE OF REPRESENTATIVES,  
*Washington, DC, September 7, 2007.*

Hon. NANCY PELOSI,  
*Speaker, House of Representatives,*  
*Washington, DC.*

DEAR MADAM SPEAKER: This is to notify you formally, pursuant to Rule VIII of the Rules of the House of Representatives, that I have been served with a subpoena, issued in the U.S. District Court for the Southern District of California, for testimony and documents in a criminal case.

After consultation with the Office of General Counsel, I have determined that compliance with the subpoena is inconsistent with the precedents and privileges of the House.

Sincerely,

JERRY LEWIS.

¶119.31 COMMUNICATION REGARDING  
SUBPOENA

The SPEAKER pro tempore, Mr. CARDOZA, laid before the House the following communication from Mr. BLUNT:

CONGRESS OF THE UNITED STATES,  
*Washington, DC, September 12, 2007.*

Hon. NANCY PELOSI,  
*Speaker, House of Representatives,*  
*Washington, DC.*

DEAR MADAM SPEAKER: This is to notify you formally, pursuant to Rule VIII of the Rules of the House of Representatives, that I have been served with a subpoena, issued in the U.S. District Court for the Southern District of California, for testimony in a criminal case.

After consultation with the Office of General Counsel, I have determined that compliance with the subpoena is inconsistent with the precedents and privileges of the House.

Sincerely,

ROY BLUNT,  
*Member of Congress.*

¶119.32 COMMUNICATION REGARDING  
SUBPOENA

The SPEAKER pro tempore, Mr. CARDOZA, laid before the House the following communication from Mr. DICKS:

CONGRESS OF THE UNITED STATES,  
Hon. NANCY PELOSI,  
*Speaker, House of Representatives,*  
*Washington, DC.*

DEAR MADAM SPEAKER: This is to notify you formally, pursuant to Rule VIII of the Rules of the House of Representatives, that I have been served with a subpoena, issued in the U.S. District Court for the Southern District of California, for testimony in a criminal case.

After consultation with the Office of General Counsel, I have determined that compliance with the subpoena is inconsistent with the precedents and privileges of the House.

Sincerely,

NORM DICKS,  
*Member of Congress.*

¶119.33 COMMUNICATION REGARDING  
SUBPOENA

The SPEAKER pro tempore, Mr. CARDOZA, laid before the House the following communication from Mr. DOOLITTLE:

CONGRESS OF THE UNITED STATES,  
HOUSE OF REPRESENTATIVES,  
*Washington, DC, September 14, 2007.*

Hon. NANCY PELOSI,  
*Speaker, House of Representatives,*  
*Washington, DC.*

DEAR MADAM SPEAKER: This is to notify you formally, pursuant to Rule VIII of the Rules of the House of Representatives, that I have been served with a subpoena, issued in the U.S. District Court for the Southern District of California, for testimony in a criminal case.

After consultation with the Office of General Counsel, I have determined that compliance with the subpoena is inconsistent with the precedents and privileges of the House.

Sincerely,

JOHN T. DOOLITTLE,  
*Member of Congress.*

¶119.34 COMMUNICATION REGARDING  
SUBPOENA

The SPEAKER pro tempore, Mr. CARDOZA, laid before the House the following communication from Mr. HASTERT:

HOUSE OF REPRESENTATIVES,  
*Washington, DC, September 17, 2007.*

Hon. NANCY PELOSI,  
*Speaker, House of Representatives,*  
*Washington, DC.*

DEAR MADAM SPEAKER: This is to notify you formally, pursuant to Rule VIII of the Rules of the House of Representatives, that I have been served with a subpoena, issued in the U.S. District Court for the Southern District of California, for testimony in a criminal case.

After consultation with the Office of General Counsel, I have determined that compliance with the subpoena is inconsistent with the precedents and privileges of the House.

Sincerely,

J. DENNIS HASTERT,  
*Member of Congress.*

¶119.35 COMMUNICATION REGARDING  
SUBPOENA

The SPEAKER pro tempore, Mr. CARDOZA, laid before the House the following communication from Mr. HOEKSTRA:

HOUSE OF REPRESENTATIVES, PER-  
MANENT SELECT COMMITTEE ON IN-  
TELLIGENCE,  
*September 13, 2007.*

Hon. NANCY PELOSI,  
*Speaker, House of Representatives,*  
*Washington, DC.*

DEAR MADAM SPEAKER: This is to notify you formally, pursuant to Rule VIII of the Rules of the House of Representatives, that I have been served with a subpoena, issued in the U.S. District Court for the Southern District of California, for testimony in a criminal case.

After consultation with the Office of General Counsel, I have determined that compliance with the subpoena is inconsistent with the precedents and privileges of the House.

Sincerely,

PETER HOEKSTRA,  
*Ranking Republican.*

¶119.36 COMMUNICATION REGARDING  
SUBPOENA

The SPEAKER pro tempore, Mr. CARDOZA, laid before the House the

following communication from Mr. HUNTER:

SEPTEMBER 14, 2007.

Hon. NANCY PELOSI,  
*Speaker, House of Representatives,*  
*Washington, DC.*

DEAR MADAM SPEAKER: This is to notify you formally, pursuant to Rule VIII of the Rules of the House of Representatives, that I have been served with a subpoena, issued in the U.S. District Court for the Southern District of California, for testimony and documents in a criminal case.

After consultation with the Office of General Counsel, I have determined that compliance with the subpoena is inconsistent with the precedents and privileges of the House.

Sincerely,

DUNCAN HUNTER,  
*Member of Congress.*

¶119.37 COMMUNICATION REGARDING  
SUBPOENA

The SPEAKER pro tempore, Mr. CARDOZA, laid before the House the following communication from Mr. ISSA:

SEPTEMBER 7, 2007.

Hon. NANCY PELOSI,  
*Speaker, House of Representatives,*  
*Washington, DC.*

DEAR MADAM SPEAKER: This is to notify you formally, pursuant to Rule VIII of the Rules of the House of Representatives, that I have been served with a subpoena, issued in the U.S. District Court for the Southern District of California, for testimony in a criminal case.

After consultation with the Office of General Counsel, I have determined that compliance with the subpoena is inconsistent with the precedents and privileges of the House.

Sincerely,

DARRELL E. ISSA,  
*Member of Congress.*

¶119.38 COMMUNICATION REGARDING  
SUBPOENA

The SPEAKER pro tempore, Mr. CARDOZA, laid before the House the following communication from Mr. KNOLLENBERG:

SEPTEMBER 17, 2007.

Hon. NANCY PELOSI,  
*Speaker, House of Representatives,*  
*The Capitol, Washington, DC.*

DEAR MADAM SPEAKER: This is to notify you formally, pursuant to Rule VIII of the Rules of the House of Representatives, that I have been served with a subpoena, issued in the U.S. District Court for the Southern District of California, for testimony in a criminal case.

After consultation with the Office of General Counsel, I have determined that compliance with the subpoena is inconsistent with the precedents and privileges of the House.

Sincerely,

JOE KNOLLENBERG,  
*Member of Congress.*

¶119.39 COMMUNICATION REGARDING  
SUBPOENA

The SPEAKER pro tempore, Mr. CARDOZA, laid before the House the following communication from Mr. MURTHA:

CONGRESS OF THE UNITED STATES,  
HOUSE OF REPRESENTATIVES,  
*Washington, DC, September 14, 2007.*

Hon. NANCY PELOSI,  
*Speaker, House of Representatives,*  
*Washington, DC.*

DEAR MADAM SPEAKER: This is to notify you formally, pursuant to Rule VIII of the



Rules of the House of Representatives, that I have been served with a subpoena, issued in the U.S. District Court for the Southern District of California, for testimony and documents in a criminal case.

After consultation with the Office of General Counsel, I have determined that compliance with the subpoena is inconsistent with the precedents and privileges of the House.

Sincerely,

JOHN P. MURTHA.

¶119.40 COMMUNICATION REGARDING  
SUBPOENA

The SPEAKER pro tempore, Mr. CARDOZA, laid before the House the following communication from Mr. REYES:

HOUSE OF REPRESENTATIVES, PERMANENT SELECT COMMITTEE ON INTELLIGENCE,

Washington, DC, September 11, 2007.

Hon. NANCY PELOSI,  
Speaker, House of Representatives,  
Washington, DC.

DEAR MADAM SPEAKER: This is to notify you formally, pursuant to Rule VIII of the Rules of the House of Representatives, that I have been served with a subpoena, issued in the U.S. District Court for the Southern District of California, for testimony and documents in a case, U.S. v Wilkes.

After consultation with the Office of General Counsel, I have determined that compliance with the subpoena is inconsistent with the precedents and privileges of the House.

Sincerely,

SILVESTRE REYES,  
Member of Congress.

¶119.41 COMMUNICATION REGARDING  
SUBPOENA

The SPEAKER pro tempore, Mr. CARDOZA, laid before the House the following communication from Mr. SKELTON:

HOUSE COMMITTEE ON ARMED SERVICES,  
Washington, DC, September 13, 2007.

Hon. NANCY PELOSI,  
Speaker, House of Representatives,  
Washington, DC.

DEAR MADAM SPEAKER: Pursuant to Rule VIII of the Rules of the House of Representatives, I write to notify you formally that I have been served with a subpoena. The subpoena was issued in the U.S. District Court for the Southern District of California in relation to ongoing prosecutions related to former Congressman Randy "Duke" Cunningham and requests my testimony as a potential witness and the production of documents.

After consultation with counsel, I have determined that compliance with the subpoena may be inconsistent with the precedents and privileges of the House.

Sincerely,

IKE SKELTON,  
Chairman.

¶119.42 COMMUNICATION REGARDING  
SUBPOENA

The SPEAKER pro tempore, Mr. CARDOZA, laid before the House the following communication from Mr. WELLER of Illinois:

SEPTEMBER 12, 2007.

Hon. NANCY PELOSI  
Speaker, House of Representatives  
Washington, DC.

DEAR MADAM SPEAKER: This is to notify you formally, pursuant to Rule VIII of the Rules of the House of Representatives, that I have been served with a subpoena, issued in the U.S. District Court for the Southern Dis-

trict of California, for testimony in a criminal case.

After consultation with the Office of General Counsel, I have determined that compliance with the subpoena is inconsistent with the precedents and privileges of the House.

Sincerely,

JERRY WELLER,  
Member of Congress.

¶119.43 LEAVE OF ABSENCE

By unanimous consent, leave of absence was granted—

To Mr. BISHOP of Georgia, for today;  
To Mr. CONYERS, for today;  
To Mr. ENGEL, for today;  
To Mr. GERLACH, for today;  
To Ms. HOOLEY, for today;  
To Mr. KNOLLENBERG, for today;  
To Mr. LYNCH, for today;  
To Ms. MCCOLLUM, of Minnesota for today;  
To Mr. POE, for today;  
To Mr. YARN, for today; and  
To Mr. YARMUTH, for today.  
And then,

¶119.44 ADJOURNMENT

On motion of Mr. GARRETT of New Jersey, at 10 o'clock and 11 minutes p.m., the House adjourned.

¶119.45 REPORTS OF COMMITTEES ON  
PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XIII, reports of committees were delivered to the Clerk for printing and reference to the proper calendar, as follows:

Mr. FRANK: Committee on Financial Services. Supplemental report on H.R. 1852. A bill to modernize and update the National Housing Act and enable the Federal Housing Administration to use risk-based pricing to more effectively reach underserved borrowers, and for other purposes (Rept. 110-217 Pt. 2). Ordered to be printed.

Mr. GORDON of Tennessee: Committee on Science and Technology. H.R. 2698. A bill to authorize appropriations for the civil aviation research and development projects and activities of the Federal Aviation Administration, and for other purposes; with an amendment (Rept. 110-329). Referred to the Committee of the Whole House on the state of the Union.

Ms. MATSUI: Committee on Rules. House Resolution 650. Resolution providing for consideration of the bill (H.R. 1852) to modernize and update the National Housing Act and enable the Federal Housing Administration to use risk-based pricing to more effectively reach underserved borrowers, and for other purposes (Rept. 110-330). Referred to the House Calendar.

Mr. OBERSTAR: Committee on Transportation and Infrastructure. H.R. 2881. A bill to amend title 49, United States Code, to authorize appropriations for the Federal Aviation Administration for fiscal years 2008 through 2011, to improve aviation safety and capacity, to provide stable funding for the national aviation system, and for other purposes; with an amendment (Rept. 110-331). Referred to the Committee of the Whole House on the state of the Union. Ordered to be printed.

¶119.46 PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XII, public bills and resolutions were introduced and severally referred, as follows:

By Mr. RANGEL:

H.R. 3539. A bill to amend the Internal Revenue Code of 1986 to extend financing for the Airport and Airway Trust Fund, and for other purposes; to the Committee on Ways and Means, and in addition to the Committee on Transportation and Infrastructure, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. RANGEL:

H.R. 3540. A bill to amend the Internal Revenue Code of 1986 to extend the funding and expenditure authority of the Airport and Airway Trust Fund; to the Committee on Ways and Means, and in addition to the Committee on Transportation and Infrastructure, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. DOYLE (for himself, Mr. PICKERING, and Mr. BOUCHER):

H.R. 3541. A bill to amend the "Do-not-call" Implementation Act to eliminate the automatic removal of telephone numbers registered on the Federal "do-not-call" registry; to the Committee on Energy and Commerce.

By Ms. HOOLEY:

H.R. 3542. A bill to declare water hoses containing lead to be banned hazardous substances; to the Committee on Energy and Commerce.

By Mrs. MALONEY of New York (for

herself, Mr. NADLER, Mr. FOSSELLA, Mr. ACKERMAN, Mr. ARCURI, Mr. BISHOP of New York, Mrs. CAPPAS, Ms. CLARKE, Mr. CROWLEY, Mr. ENGEL, Mr. FERGUSON, Mr. FORTUÑO, Mr. GARRETT of New Jersey, Mrs. GILLIBRAND, Mr. HALL of New York, Mr. HARE, Mr. HIGGINS, Mr. HINCHEY, Mr. HOLDEN, Mr. HOLT, Mr. ISRAEL, Ms. JACKSON-LEE of Texas, Mr. KING of New York, Mr. KUHL of New York, Mr. LEWIS of Georgia, Mrs. LOWEY, Mr. LYNCH, Mrs. MCCARTHY of New York, Mr. MCHUGH, Mr. MCNULTY, Mr. MEEKS of New York, Mr. GEORGE MILLER of California, Mr. PASCRELL, Mr. RANGEL, Mr. REYNOLDS, Mr. RUPPERSBERGER, Mr. RUSH, Ms. LINDA T. SANCHEZ of California, Mr. SERRANO, Mr. SHAYS, Ms. SHEA-PORTER, Ms. SLAUGHTER, Mr. SMITH of New Jersey, Mr. TOWNS, Ms. VELÁZQUEZ, Mr. WALSH of New York, Mr. WEINER, Mr. WOOLSEY, and Mr. WYNN):

H.R. 3543. A bill to amend the Public Health Service Act to extend and improve protections and services to individuals directly impacted by the terrorist attack in New York City on September 11, 2001, and for other purposes; to the Committee on Energy and Commerce, and in addition to the Committee on the Judiciary, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. SPACE (for himself, Ms. DEGETTE, Mr. GENE GREEN of Texas, Mr. CASTLE, Mr. COHEN, and Mr. HONDA):

H.R. 3544. A bill to catalyze change in the care and treatment of diabetes in the United States; to the Committee on Energy and Commerce.

By Mr. POMEROY (for himself and Mr. KUHLMAN of New York):

H.R. 3545. A bill to amend the small rural school achievement program and the rural and low-income school program under part B of title VI of the Elementary and Secondary Education Act of 1965; to the Committee on Education and Labor.

By Mr. JOHNSON of Georgia (for himself, Mr. HOLDEN, Ms. HIRONO, Mrs. BOYDA of Kansas, Mr. MATHESON, Mr. FATTAH, Mr. SCOTT of Georgia, Ms. JACKSON-LEE of Texas, Mr. FARR, Mr. MAHONEY of Florida, Mr. LARSEN of Washington, Mr. WU, Mr. LINCOLN DAVIS of Tennessee, Mr. MCGOVERN, Mr. ELLISON, Mr. COHEN, Ms. LINDA T. SANCHEZ of California, Mr. CUMMINGS, Ms. SHEA-PORTER, Mr. ETHERIDGE, Mr. PAYNE, Mr. RAHALL, Ms. ZOE LOFGREN of California, Mr. BAIRD, Mr. ELLSWORTH, Mr. SHULER, Mr. DONNELLY, Mr. LAMPSON, Ms. SUTTON, Ms. WOOLSEY, and Mr. DAVIS of Illinois):

H.R. 3546. A bill to authorize the Edward Byrne Memorial Justice Assistance Grant Program at fiscal year 2006 levels through 2012; to the Committee on the Judiciary.

By Mr. SCHIFF (for himself, Mrs. BONO, Mr. MCNERNEY, Mr. LAMPSON, Mr. ARCURI, Mr. CHANDLER, and Mr. CUMMINGS):

H.R. 3547. A bill to increase and enhance law enforcement resources committed to investigation and prosecution of violent gangs, to deter and punish violent gang crime, to protect law-abiding citizens and communities from violent criminals, to revise and enhance criminal penalties for violent crimes, to expand and improve gang prevention programs, and for other purposes; to the Committee on the Judiciary, and in addition to the Committee on Education and Labor, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. BRALEY of Iowa (for himself, Mr. AKIN, Mr. BURTON of Indiana, Mr. MCGOVERN, and Mrs. BOYDA of Kansas):

H.R. 3548. A bill to enhance citizen access to Government information and services by establishing plain language as the standard style for Government documents issued to the public, and for other purposes; to the Committee on Oversight and Government Reform.

By Mr. BURTON of Indiana:

H.R. 3549. A bill to withdraw Federal funds from States and political subdivisions of States that interfere with enforcement of Federal immigration law; to the Committee on the Judiciary, and in addition to the Committee on Oversight and Government Reform, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. CONAWAY (for himself, Mr. GARRETT of New Jersey, Mr. AKIN, Mr. ENGLISH of Pennsylvania, Mr. BISHOP of Utah, Mr. BOOZMAN, and Mr. PEARCE):

H.R. 3550. A bill to require every Senator and Representative in, and Delegate and Resident Commissioner to, the Congress to obtain copies of the Constitution of the United States of America and distribute them to their staff and require that they all read such document; to the Committee on House Administration.

By Mr. DAVIS of Illinois:

H.R. 3551. A bill to reauthorize the Merit Systems Protection Board and the Office of Special Counsel, to modify the procedures of the Merit Systems Protection Board and the Office of Special Counsel, and for other purposes; to the Committee on Oversight and Government Reform.

By Mr. FOSSELLA:

H.R. 3552. A bill to amend the Immigration and Nationality Act to include within the definition of "refugee" spouses of persons who have been forced to abort a pregnancy

or undergo involuntary sterilization; to the Committee on the Judiciary.

By Ms. HERSETH SANDLIN (for herself and Mr. BOOZMAN):

H.R. 3553. A bill to amend title 38, United States Code, to extend and improve certain authorities of the Secretary of Veterans Affairs, and for other purposes; to the Committee on Veterans' Affairs.

By Mr. KING of Iowa (for himself, Mr. BRADY of Texas, Mr. GOODE, Ms. FOX, Mrs. MYRICK, Mr. FRANKS of Arizona, Mr. SALAZAR, Mr. CARTER, Mr. BILBRAY, Mr. WALBERG, Mr. PRICE of Georgia, Mr. AKIN, Mr. DOOLITTLE, Mr. SHADEGG, Mr. FENEY, Mr. BURTON of Indiana, Mr. GINGREY, Mr. KINGSTON, and Mr. NEUGEBAUER):

H.R. 3554. A bill to amend the Internal Revenue Code of 1986 to clarify that wages paid to unauthorized aliens may not be deducted from gross income, and for other purposes; to the Committee on Ways and Means.

By Mr. PALLONE (for himself, Ms. SOLIS, and Mrs. CAPPAS):

H.R. 3555. A bill to prohibit the implementation of policies to prohibit States from providing quality health coverage to children in need under the State Children's Health Insurance Program (CHIP); to the Committee on Energy and Commerce.

By Mr. RODRIGUEZ:

H.R. 3556. A bill to amend the Family and Medical Leave Act to provide an additional 12 weeks of leave for a family member to care for a member of the Armed Forces who is seriously injured in combat; to the Committee on Education and Labor, and in addition to the Committees on Oversight and Government Reform, and House Administration, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. WEXLER:

H.R. 3557. A bill to amend the Internal Revenue Code of 1986 to provide for the establishment of, and the deduction of contributions to, homeownership plans; to the Committee on Ways and Means.

By Mr. DAVIS of Illinois (for himself, Mr. SHIMKUS, and Mrs. CHRISTENSEN):

H. Con. Res. 210. Concurrent resolution supporting the goals and ideals of Sickle Cell Disease Awareness Month; to the Committee on Oversight and Government Reform.

By Mr. PAYNE:

H. Con. Res. 211. Concurrent resolution supporting the goals and ideals of World Diabetes Day; to the Committee on Oversight and Government Reform.

By Mr. RANGEL:

H. Con. Res. 212. Concurrent resolution expressing the sense of Congress that Romare Howard Bearden should be recognized as one of the preeminent artists of the 20th century for his artistic genius and visual creativity in the depiction of the complexity and richness of African American life in the United States; to the Committee on Oversight and Government Reform.

By Mr. ENGEL (for himself and Mr. BURTON of Indiana):

H. Res. 651. A resolution recognizing the warm friendship and expanding strategic relationship between the United States and Brazil, commending Brazil on successfully reducing its dependence on oil by finding alternative ways to satisfy its energy needs, and recognizing the importance of the March 9, 2007, United States-Brazil Memorandum of Understanding (MOU) on biofuels cooperation; to the Committee on Foreign Affairs.

By Ms. MATSUI (for herself, Mr. SHAYS, Mrs. MALONEY of New York, Mr. ARCURI, Mrs. CAPPAS, Mr. COHEN, Mr. DOGGETT, Ms. JACKSON-LEE of Texas, Ms. ZOE LOFGREN of California, Mr. POE, Ms. SUTTON, Mr.

THOMPSON of California, Mr. TOWNS, Mr. KENNEDY, Mrs. BOYDA of Kansas, Ms. WATSON, Mr. NEAL of Massachusetts, Mr. FILNER, Mr. CARTER, Mr. BERRY, Ms. SLAUGHTER, Mr. CARDOZA, and Mr. MCGOVERN):

H. Res. 652. A resolution expressing the sense of Congress regarding the importance of protecting American cruise ship passengers against crimes on the high seas and ensuring that the perpetrators of such crimes are brought to justice; to the Committee on Transportation and Infrastructure, and in addition to the Committee on the Judiciary, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. MCDERMOTT (for himself and Mr. WILSON of South Carolina):

H. Res. 653. A resolution expressing the sense of the House of Representatives that the concept of nonviolence and the teachings of Gandhi remain relevant and instructive in today's world and the United States should take an active role in disseminating the message of nonviolence through education and public awareness; to the Committee on Oversight and Government Reform.

By Mr. PASTOR:

H. Res. 654. A resolution congratulating the Phoenix Mercury for winning the 2007 Women's National Basketball Association (WNBA) Championship; to the Committee on Oversight and Government Reform.

By Mr. RANGEL:

H. Res. 655. A resolution honoring the life and accomplishments of Katherine Dunham; to the Committee on Education and Labor.

By Mr. WALSH of New York:

H. Res. 656. A resolution expressing the sense of the House of Representatives that the Secretary of Veterans Affairs, the Secretary of Defense, and the Congress should take immediate action to implement the recommendations of the President's Commission on Care for America's Returning Wounded Warriors, and other purposes; to the Committee on Armed Services, and in addition to the Committee on Veterans' Affairs, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. WALZ of Minnesota (for himself, Mr. KIND, Ms. MCCOLLUM of Minnesota, Mr. ELLISON, Mr. PETERSON of Minnesota, Mr. OBERSTAR, Mrs. BACHMANN, Mr. RAMSTAD, Mr. KLINE of Minnesota, Mr. BRALEY of Iowa, Mr. LOEBACK, Mr. BOSWELL, Mr. LATHAM, Mr. WELLER, Mr. DAVIS of Illinois, Mr. HASTERT, Mr. HARE, Mr. JORDAN, Ms. BALDWIN, Ms. MOORE of Wisconsin, Mr. SENSENBRENNER, Mr. PETRI, Mr. KAGEN, Mr. ROSKAM, and Mr. LAHOOD):

H. Res. 657. A resolution expressing heartfelt sympathy for the victims of the devastating thunderstorms that caused severe flooding during August 2007 in the States of Illinois, Iowa, Minnesota, Ohio, and Wisconsin, and for other purposes; to the Committee on Transportation and Infrastructure.

#### 119.47 MEMORIALS

Under clause 3 of rule XII,

196. The SPEAKER presented a memorial of the Legislature of the State of Nebraska, relative to Legislative Resolution No. 37 supporting an immediate review of the current federal ISTEA restrictions imposed on Nebraska; to the Committee on Transportation and Infrastructure.

## 119.48 ADDITIONAL SPONSORS

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

H.R. 25: Ms. FALLIN.  
 H.R. 74: Mr. STARK.  
 H.R. 98: Mr. GALLEGLY.  
 H.R. 138: Mr. KINGSTON, Mrs. BLACKBURN, and Mr. MILLER of Florida.  
 H.R. 139: Mr. REICHERT.  
 H.R. 171: Mr. OBERSTAR.  
 H.R. 223: Mr. MCCOTTER and Mr. PITTS.  
 H.R. 284: Mr. LATHAM.  
 H.R. 368: Mr. WEINER and Mr. BISHOP of New York.  
 H.R. 369: Mr. LEVIN.  
 H.R. 462: Mr. PETERSON of Minnesota and Mr. WALBERG.  
 H.R. 468: Mr. GONZALEZ.  
 H.R. 542: Mr. BERMAN.  
 H.R. 583: Mr. ALLEN.  
 H.R. 676: Mr. BACA.  
 H.R. 690: Mr. JOHNSON of Georgia.  
 H.R. 743: Mr. KNOLLENBERG, Mr. WELLER, Mr. MICHAUD, Mr. WHITFIELD, Mr. SIMPSON, Mr. REICHERT, and Mr. REYNOLDS.  
 H.R. 760: Ms. LEE, Mr. CROWLEY, and Ms. LINDA T. SÁNCHEZ of California.  
 H.R. 768: Mr. SAM JOHNSON of Texas and Mr. JINDAL.  
 H.R. 819: Mr. GONZALEZ and Ms. EDDIE BERNICE JOHNSON of Texas.  
 H.R. 840: Mr. WEINER.  
 H.R. 891: Mr. ABERCROMBIE.  
 H.R. 897: Ms. SUTTON, Mr. FILNER, and Ms. LINDA T. SÁNCHEZ of California.  
 H.R. 962: Mr. WEXLER, Mrs. MALONEY of New York, and Ms. MOORE of Wisconsin.  
 H.R. 1029: Mr. GORDON, Mr. TIERNEY, Mr. MICHAUD, Mr. COOPER, Mr. WALZ of Minnesota, Mr. WELCH of Vermont, Mr. YOUNG of Alaska, and Mr. POE.  
 H.R. 1043: Mr. COURTNEY.  
 H.R. 1046: Mr. MORAN of Virginia.  
 H.R. 1076: Mr. DAVID DAVIS of Tennessee and Mr. CUMMINGS.  
 H.R. 1091: Mr. BROWN of South Carolina.  
 H.R. 1110: Mr. ISRAEL.  
 H.R. 1125: Mr. MARCHANT, Mr. CANTOR, Mr. ENGEL, Mr. TIAHRT, Mr. REGULA, Mr. UDALL of Colorado, Ms. LEE, Mr. PALLONE, Ms. GIFFORDS, and Mr. CLAY.  
 H.R. 1142: Mr. COURTNEY.  
 H.R. 1154: Mr. FILNER, Mr. CARNAHAN, Mr. UDALL of New Mexico, and Mr. LEVIN.  
 H.R. 1228: Mr. ROSS.  
 H.R. 1236: Mr. KUCINICH, Mr. LYNCH, Mr. SERRANO, Mr. SPRATT, Mrs. McMORRIS RODGERS, Mr. LOBIONDO, and Mr. CROWLEY.  
 H.R. 1275: Mr. GONZALEZ.  
 H.R. 1279: Mr. PATRICK MURPHY of Pennsylvania, Mr. CARNAHAN, Mr. ROSS, Mr. ELLISON, Mr. WALZ of Minnesota, Mr. MEEKS of New York, Mr. EDWARDS, Mr. SESSIONS and Mr. TOWNS.  
 H.R. 1280: Ms. HERSETH SANDLIN, Mr. ABERCROMBIE, and Mr. KIRK.  
 H.R. 1293: Mr. KAGEN.  
 H.R. 1303: Mr. KLEIN of Florida.  
 H.R. 1306: Ms. CORRINE BROWN of Florida and Mr. MAHONEY of Florida.  
 H.R. 1357: Mr. HOEKSTRA, Mr. ISRAEL, Mr. SALLI, Mr. HAYES, Mr. HASTERT, Mr. COHEN, and Mr. MEEK of Florida.  
 H.R. 1376: Mrs. NAPOLITANO.  
 H.R. 1386: Mr. COHEN, Mr. POMEROY, and Ms. SOLIS.  
 H.R. 1471: Mrs. DRAKE.  
 H.R. 1481: Mr. ELLISON.  
 H.R. 1497: Mr. BAIRD and Mr. BACA.  
 H.R. 1498: Ms. SUTTON.  
 H.R. 1514: Mr. AL GREEN of Texas and Mr. MCGOVERN.  
 H.R. 1518: Mr. SPACE.  
 H.R. 1537: Ms. JACKSON-LEE of Texas.  
 H.R. 1567: Mr. GONZALEZ.  
 H.R. 1576: Mr. CARNEY and Mr. HALL of New York.

H.R. 1647: Mr. HARE.  
 H.R. 1655: Mr. HONDA.  
 H.R. 1657: Ms. BORDALLO.  
 H.R. 1665: Mrs. NAPOLITANO and Mr. SMITH of Washington.  
 H.R. 1687: Ms. ROYBAL-ALLARD.  
 H.R. 1713: Mr. WU.  
 H.R. 1738: Mr. FILNER, Mr. HONDA, Mr. WAMP, and Ms. SOLIS.  
 H.R. 1746: Mr. FALDOMAVAEGA, Mr. ROHR-ABACHER, Mr. WEINER, Mrs. LOWEY, Ms. BERKLEY, and Ms. SCHAKOWSKY.  
 H.R. 1756: Mr. BURTON of Indiana, and Mr. CULBERSON.  
 H.R. 1772: Ms. SUTTON and Mr. WU.  
 H.R. 1820: Mr. WAXMAN.  
 H.R. 1843: Mr. TOM DAVIS of Virginia, Mr. ROTHMAN, Mr. MICHAUD, and Mr. LARSEN of Washington.  
 H.R. 1881: Mr. HONDA and Mr. FARR.  
 H.R. 1942: Mr. FOSSELLA.  
 H.R. 1968: Ms. SLAUGHTER.  
 H.R. 2014: Mr. SESSIONS.  
 H.R. 2061: Ms. DELLAURO.  
 H.R. 2064: Mr. FARR, Ms. LINDA T. SÁNCHEZ of California, Mr. FILNER, and Ms. NORTON.  
 H.R. 2074: Mr. MARKEY and Mr. BRADY of Pennsylvania.  
 H.R. 2169: Mr. PRICE of North Carolina.  
 H.R. 2188: Ms. GIFFORDS and Mr. WALZ of Minnesota.  
 H.R. 2198: Ms. BORDALLO.  
 H.R. 2234: Mr. ISRAEL and Mr. SAXTON.  
 H.R. 2265: Mr. FARR.  
 H.R. 2287: Ms. CARSON.  
 H.R. 2303: Mr. KELLER.  
 H.R. 2329: Mr. FRANK of Massachusetts, Mr. ALLEN and Mrs. McMORRIS RODGERS.  
 H.R. 2332: Mr. FALDOMAVAEGA, Mr. WEXLER, Mr. SALLI, Mr. HAYES, Mr. HASTERT, Mr. COHEN, and Mr. SESTAK.  
 H.R. 2343: Mr. ALLEN and Ms. SCHAKOWSKY.  
 H.R. 2405: Mr. ISRAEL.  
 H.R. 2443: Mr. SCOTT of Georgia.  
 H.R. 2452: Mr. BAIRD.  
 H.R. 2464: Mr. HILL, Mr. HASTINGS of Florida, and Mr. MELANCON.  
 H.R. 2470: Ms. CARSON.  
 H.R. 2477: Ms. KILPATRICK and Mr. DAVIS of Illinois.  
 H.R. 2478: Ms. WOOLSEY.  
 H.R. 2537: Mr. FILNER, Ms. ESHOO, Mr. SMITH of Washington, Mr. BERMAN, Mr. WEINER, Mrs. MALONEY of New York, and Mr. DELAHUNT.  
 H.R. 2567: Mr. GONZALEZ.  
 H.R. 2583: Mr. GONZALEZ.  
 H.R. 2596: Mr. CARNAHAN.  
 H.R. 2604: Mr. STARK.  
 H.R. 2606: Mr. LEWIS of Georgia, Ms. DEGRETTE, Mr. EMANUEL, and Mr. ABERCROMBIE.  
 H.R. 2610: Mr. MACK.  
 H.R. 2702: Ms. ZOE LOFGREN of California, Mr. JOHNSON of Georgia, Mr. PETERSON of Minnesota, Ms. MOORE of Wisconsin, Mr. MICHAUD, Mrs. TAUSCHER, Mr. BUTTERFIELD, Ms. GINNY BROWN-WAITE of Florida, Mr. RAHALL, Mr. BUCHANAN, Mr. MOLLOHAN, Mr. LOBIONDO, and Mr. YOUNG of Alaska.  
 H.R. 2744: Mr. EMANUEL, Mr. BERMAN, Mr. HONDA, Mr. SPACE, Mr. WALZ of Minnesota, Mr. STARK, Mr. CARNAHAN, Mrs. DAVIS of California, Ms. MATSUI, and Mr. FARR.  
 H.R. 2746: Ms. SCHAKOWSKY.  
 H.R. 2757: Mr. GENE GREEN of Texas.  
 H.R. 2762: Ms. SCHAKOWSKY, Mr. TERRY, Mr. WOLF, Mr. FERGUSON, and Mr. WELCH of Vermont.  
 H.R. 2779: Mr. SMITH of Washington, Mr. HILL, Mr. BRADY of Pennsylvania, Mr. LAMPSON, Mr. MCINTYRE, Mrs. BOYDA of Kansas, Mr. WYNN, Mr. MOORE of Kansas, Mr. ELLSWORTH, Ms. BEAN, and Ms. HERSETH SANDLIN.  
 H.R. 2802: Ms. LINDA T. SÁNCHEZ of California.  
 H.R. 2821: Mr. PETERSON of Minnesota.  
 H.R. 2827: Mr. BARROW.

H.R. 2833: Ms. CLARKE and Mrs. CAPPS.  
 H.R. 2842: Ms. CARSON and Mr. CARNAHAN.  
 H.R. 2896: Mr. SHAYS.  
 H.R. 2915: Mr. BARROW.  
 H.R. 2922: Mr. SHAYS.  
 H.R. 2925: Mr. HASTINGS of Florida.  
 H.R. 2926: Mr. DICKS and Ms. JACKSON-LEE of Texas.  
 H.R. 2930: Ms. WATERS.  
 H.R. 2933: Mr. WICKER.  
 H.R. 2976: Ms. BERKLEY, Mr. BRADY of Pennsylvania, Mr. BURTON of Indiana, Mr. CROWLEY, Mr. FERGUSON, Mr. GERLACH, Mrs. MYRICK, Mr. NADLER, and Mr. WEXLER.  
 H.R. 3014: Mr. FALDOMAVAEGA, Ms. HIRONO, Mr. WEINER, and Mr. STARK.  
 H.R. 3026: Mr. SHULER, Mr. MAHONEY of Florida, Mr. PUTNAM, and Mr. FILNER.  
 H.R. 3033: Mrs. MCCARTHY of New York.  
 H.R. 3046: Ms. FOXX and Mr. REYES.  
 H.R. 3059: Mr. ADERHOLT.  
 H.R. 3099: Mr. GONZALEZ and Mr. ELLISON.  
 H.R. 3114: Mr. PATRICK MURPHY of Pennsylvania.  
 H.R. 3140: Mr. CUELLAR, Mr. REYES, Mr. AL GREEN of Texas, Mr. SNYDER, Mr. GONZALEZ, and Mr. BARROW.  
 H.R. 3147: Ms. GRANGER.  
 H.R. 3158: Mr. CARNAHAN.  
 H.R. 3187: Mr. BOSWELL and Mr. CARNAHAN.  
 H.R. 3189: Mr. AL GREEN of Texas and Mrs. MALONEY of New York.  
 H.R. 3195: Mr. ELLISON, Mr. HILL, Mr. CROWLEY, Mr. HALL of Texas, Mrs. DAVIS of California, Mr. ARCURI, Mrs. CAPPS, Mr. SCHIFF, and Mr. WILSON of Ohio.  
 H.R. 3204: Ms. SCHAKOWSKY.  
 H.R. 3213: Mr. REHBERG.  
 H.R. 3219: Mrs. DAVIS of California, Mrs. MCCARTHY of New York, Mr. CROWLEY, Ms. MOORE of Wisconsin, and Mr. DELAHUNT.  
 H.R. 3257: Mr. SARBANES and Mr. MCINTYRE.  
 H.R. 3260: Mr. STARK and Mr. BLUMENAUER.  
 H.R. 3317: Mrs. NAPOLITANO, Ms. CORRINE BROWN of Florida, Ms. KILPATRICK, Mr. HASTINGS of Florida, and Mr. DAVIS of Illinois.  
 H.R. 3320: Mr. WEINER.  
 H.R. 3326: Mr. PASTOR.  
 H.R. 3329: Mr. WELCH of Vermont, Mr. KENNEDY, and Mr. ORTIZ.  
 H.R. 3337: Mr. TOWNS.  
 H.R. 3360: Mr. RUSH, Mr. DAVIS of Illinois, Ms. CARSON, and Mr. PAYNE.  
 H.R. 3372: Ms. MATSUI, Mr. CLAY, Mrs. JONES of Ohio, Mr. FILNER, Mr. WEXLER, Mr. WEINER, and Mr. BRALEY of Iowa.  
 H.R. 3378: Mr. SMITH of Washington, Mr. GENE GREEN of Texas, Mr. SPACE, and Ms. LINDA T. SÁNCHEZ of California.  
 H.R. 3381: Ms. JACKSON-LEE of Texas.  
 H.R. 3386: Mr. JOHNSON of Georgia.  
 H.R. 3411: Ms. SCHAKOWSKY.  
 H.R. 3432: Mr. ELLISON, Mr. HONDA, Ms. WATSON, Mr. TOWNS, and Mr. MEEKS of New York.  
 H.R. 3438: Ms. LEE.  
 H.R. 3439: Mr. FILNER.  
 H.R. 3440: Mr. JOHNSON of Georgia.  
 H.R. 3448: Mr. HODES, Mr. BLUMENAUER, Mr. MARKEY, and Ms. SCHAKOWSKY.  
 H.R. 3452: Mr. BUCHANAN and Mr. MICA.  
 H.R. 3457: Mr. BOZMAN, Mr. TIAHRT, Mr. BOUSTANY, Ms. ESHOO, Mr. SESSIONS, Mrs. JO ANN DAVIS of Virginia, Mr. CROWLEY, Mrs. BLACKBURN, Mr. MCHENRY, Ms. WATSON, Mr. BLUNT, and Mr. ROGERS of Michigan.  
 H.R. 3480: Mr. LAMPSON and Mr. BRADY of Pennsylvania.  
 H.R. 3481: Mrs. TAUSCHER, Ms. SCHAKOWSKY, Mr. RANGEL, and Mr. DELAHUNT.  
 H.R. 3494: Mr. ROGERS of Michigan, Mrs. CAPITO, Mr. DREIER, Mrs. MUSGRAVE, Mr. ROGERS of Alabama, Mr. SAM JOHNSON of Texas, Mr. DEAL of Georgia, Mr. ADERHOLT, Mr. ROSKAM, Mr. RENZI, Mr. PITTS, Mr. PENCE, Mr. CARTER, Mr. GOHMERT, Mr. SHUSTER, Mr. DAVIS of Kentucky, Mr.

WHITFIELD, Mr. LEWIS of Kentucky, Mr. BROWN of South Carolina, Mrs. BACHMANN, and Ms. FALLIN.

H.R. 3495: Ms. NORTON, Mr. HASTINGS of Florida, and Ms. JACKSON-LEE of Texas.

H.R. 3502: Mr. PAYNE.

H.R. 3506: Ms. LORETTA SANCHEZ of California.

H.R. 3518: Mr. KLEIN of Florida and Mr. BILIRAKIS.

H.R. 3531: Mr. FEENEY and Mr. SULLIVAN.

H.J. Res. 6: Ms. GINNY BROWN-WAITE of Florida and Mr. YOUNG of Alaska.

H. Con. Res. 28: Mr. MILLER of North Carolina.

H. Con. Res. 32: Mr. GONZALEZ.

H. Con. Res. 83: Mr. SMITH of Texas and Mr. DAVID DAVIS of Tennessee.

H. Con. Res. 111: Mr. GRIJALVA.

H. Con. Res. 122: Mr. OBERSTAR, Mr. GEORGE MILLER of California, Mr. TOWNS, Mr. DONNELLY, Mr. SHULER, Ms. WATSON, Mr. BISHOP of Georgia, Mr. ELLISON, Mr. COSTA, Mrs. CAPPAS, Mr. HIGGINS, Mr. ISRAEL, Mr. CROWLEY, Mr. DEFazio, Mr. CARNAHAN, Mr. ROSS, Ms. ZOE LOFGREN of California, and Mr. GILCHREST.

H. Con. Res. 193: Mr. GORDON.

H. Con. Res. 200: Ms. WATSON, Mr. ENGEL, Mr. WEXLER, Mr. RYAN of Ohio, Mrs. MALONEY of New York, and Mr. OLVER.

H. Con. Res. 203: Mr. CANTOR, Mr. HARE, Mr. SMITH of New Jersey, Ms. WOOLSEY, Mr. WEXLER, Mr. LYNCH, Mr. RENZI, Ms. ROSELEHTINEN, Mr. ENGEL, and Ms. BERKLEY.

H. Con. Res. 205: Mrs. JONES of Ohio, Ms. SCHAKOWSKY, and Mr. ORTIZ.

H. Con. Res. 207: Mr. KENNEDY, Mr. BURTON of Indiana, Mr. BILIRAKIS, and Mr. DICKS.

H. Res. 71: Mr. CLEAVER.

H. Res. 111: Mr. PASCRELL, Mr. KENNEDY, Mr. PITTS, Mr. SHIMKUS, Mr. MAHONEY of Florida, Ms. BORDALLO, Mr. OLVER, and Mr. ELLSWORTH.

H. Res. 185: Mrs. MALONEY of New York.

H. Res. 194: Mr. GONZALEZ and Mr. SARBANES.

H. Res. 232: Mr. JORDAN and Mr. INGLIS of South Carolina.

H. Res. 282: Mr. EDWARDS.

H. Res. 530: Mr. STARK.

H. Res. 557: Mr. WEINER.

H. Res. 573: Mr. VAN HOLLEN, Mr. CUMMINGS, Mr. LYNCH, and Ms. LINDA T. SANCHEZ of California.

H. Res. 576: Ms. HERSETH SANDLIN.

H. Res. 588: Mr. BAIRD, Mr. HALL of New York, Ms. LEE, and Mr. ENGEL.

H. Res. 590: Ms. BORDALLO, Mrs. BOYDA of Kansas, Mrs. NAPOLITANO, Mr. WEXLER, Mr. HONDA, Mr. RYAN of Ohio, and Mr. ENGEL.

H. Res. 604: Mr. CONAWAY, Mr. FILNER, Mr. SAXTON, Ms. KAPTUR, Mr. DAVIS of Kentucky, Mr. TURNER, Mrs. TAUSCHER, and Mr. SALL.

H. Res. 605: Mr. ISRAEL, Mr. SPRATT, Mr. TANNER, Mr. GONZALEZ, Mr. FILNER, Mr. RANGEL, Ms. WASSERMAN SCHULTZ, Mr. MCCAUL of Texas, and Mr. GENE GREEN of Texas.

H. Res. 607: Mr. LAMPSON, Mr. SESSIONS, Mr. CROWLEY, Mr. KILDEE, Ms. WATSON, Mr. PAYNE, Mr. PALLONE, Mr. LANTOS, Mr. GORDON, Mr. RANGEL, Mr. STEARNS, Mrs. MALONEY of New York, Mr. FILNER, Mr. OBERSTAR, Mr. HONDA, Mr. RUSH, Mr. HOLT, and Mr. MCNULTY.

H. Res. 618: Mr. CLAY.

H. Res. 634: Mr. LAMPSON, Mr. ALLEN, Mr. GILCHREST, and Mr. SKELTON.

H. Res. 635: Mr. KUCINICH, Mr. LAMPSON, Ms. CLARKE, Mr. VAN HOLLEN, Mr. CONYERS, Mr. FILNER, and Mr. MCCOTTER.

H. Res. 639: Mr. WEXLER, Mr. LANTOS, Mr. BROWN of South Carolina, Mr. BURTON of Indiana, Mr. POE, Mr. HASTINGS of Florida, and Mr. ROHRBACHER.

H. Res. 641: Mr. REICHERT, Mr. CONAWAY, Mrs. JO ANN DAVIS of Virginia, Mr. RADANOVICH, and Mr. MARCHANT.

H. Res. 642: Mr. FARR, and Mr. TOWNS.

#### ¶119.49 PETITIONS

Under clause 3 of rule XII, petitions and papers were laid on the clerk's desk and referred as follows:

160. The SPEAKER presented a petition of the City of Takoma Park, Maryland, relative to Resolution No. 2006-44 urging support of H.R. 2003, the Ethiopia Democracy and Accountability Act of 2007; to the Committee on Foreign Affairs.

161. Also, a petition of the City of Key West, Florida, relative to Resolution No. 07-160 urging the President of the United States to sign the Kyoto protocol to the United Nations and calling for immediate local and national action to address global warming; to the Committee on Foreign Affairs.

162. Also, a petition of the City of Pompano Beach, Florida, relative to Resolution No. 2007-232 requesting the Congress of the United States to appropriate funds necessary to bring the Herbert Hoover Dike into compliance with current levee protection safety standards; to the Committee on Transportation and Infrastructure.

#### TUESDAY, SEPTEMBER 18, 2007 (120)

##### ¶120.1 APPOINTMENT OF SPEAKER PRO TEMPORE

The House was called to order at 9 a.m. by the SPEAKER pro tempore, Mr. COHEN, who laid before the House the following communication:

WASHINGTON, DC,

September 18, 2007.

I hereby appoint the Honorable STEVE COHEN to act as Speaker pro tempore on this day.

NANCY PELOSI,

*Speaker of the House of Representatives.*

Whereupon, pursuant to the order of the House of January 4, 2007, Members were recognized for morning-hour debate.

##### ¶120.2 RECESS—9:01 A.M.

The SPEAKER pro tempore, Mr. COHEN, pursuant to clause 12(a) of rule I, declared the House in recess at 9 o'clock and 1 minute a.m., until 10 a.m.

##### ¶120.3 AFTER RECESS—10 A.M.

The SPEAKER pro tempore, Mr. HOLDEN, called the House to order.

##### ¶120.4 APPROVAL OF THE JOURNAL

The SPEAKER pro tempore, Mr. HOLDEN, announced he had examined and approved the Journal of the proceedings of Monday, September 17, 2007.

Mr. WILSON of South Carolina, pursuant to clause 1, rule I, demanded a vote on agreeing to the Chair's approval of the Journal.

The question being put, viva voce,

Will the House agree to the Chair's approval of said Journal?

The SPEAKER pro tempore, Mr. HOLDEN, announced that the yeas had it.

Mr. WILSON of South Carolina demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Mr. HOLDEN, pursuant to clause 8, rule

XX, announced that further proceedings on the question were postponed.

##### ¶120.5 COMMUNICATIONS

Executive and other communications, pursuant to clause 8, rule XII, were referred as follows:

3304. A letter from the Under Secretary for Acquisitions, Technology and Logistics, Department of Defense, transmitting the Department's report detailing purchases from foreign entities in FY 2006, pursuant to Public Law 109-359, section 8030(b); to the Committee on Armed Services.

3305. A letter from the Office of the District of Columbia Auditor, transmitting a copy of a report entitled, "Letter Report: Audit of Advisory Neighborhood Commission 6B for Fiscal Years 2005 Through 2007, as of March 31, 2007," pursuant to D.C. Code section 47-117(d); to the Committee on Oversight and Government Reform.

3306. A letter from the Chairman, Broadcasting Board of Governors, transmitting the Broadcasting Board of Governors' 2006 Annual Report, pursuant to Section 305(a)(9) of the U.S. International Broadcasting Act of 1994, Pub. L. 103-236, pursuant to 22 U.S.C. 6204; to the Committee on Oversight and Government Reform.

3307. A letter from the Executive Director, Commodity Futures Trading Commission, transmitting the Commission's fiscal year 2007 FAIR Act inventory, pursuant to 31 U.S.C. 501; to the Committee on Oversight and Government Reform.

3308. A letter from the Secretary, Department of Education, transmitting the Department's annual report for FY 2006 prepared in accordance with Section 203 of the Notification and Federal Employee Antidiscrimination and Retaliation Act of 2002 (No FEAR Act), Public Law 107-174; to the Committee on Oversight and Government Reform.

3309. A letter from the Assistant Secretary for Administration and Management, Competitive Sourcing Official, Department of Labor, transmitting pursuant to the provisions of the Federal Activities Inventory Reform (FAIR) Act of 1998 (Pub. L. 105-270), the Department's 2006 Revised Inventory of Inherently Governmental Activities and Inventory of Commercial Activities; to the Committee on Oversight and Government Reform.

3310. A letter from the Assistant Secretary for Administration and Management, Competitive Sourcing Official, Department of Labor, transmitting pursuant to the provisions of the Federal Activities Inventory Reform (FAIR) Act of 1998 (Pub. L. 105-270), the Department's 2006 Inventory of Inherently Governmental Activities and Inventory of Commercial Activities; to the Committee on Oversight and Government Reform.

3311. A letter from the Assistant Secretary for Legislative Affairs, Department of the Treasury, transmitting the Department's annual report for FY 2006 prepared in accordance with the Notification and Federal Employee Antidiscrimination and Retaliation Act of 2002, Public Law 107-174; to the Committee on Oversight and Government Reform.

3312. A letter from the Chairman and CEO, Farm Credit Administration, transmitting pursuant to the provisions of the Federal Activities Inventory Reform (FAIR) Act of 1998 (Pub. L. 105-270), the Administration's FY 2007 inventory of inherently governmental activities; to the Committee on Oversight and Government Reform.

3313. A letter from the Inspector General, General Services Administration, transmitting the Audit Report Register, including all financial recommendations, for the period

ending March 31, 2007, pursuant to 5 U.S.C. app. (Insp. Gen. Act) section 5(b); to the Committee on Oversight and Government Reform.

3314. A letter from the EEO Director, National Mediation Board, transmitting the Board's FY 2006 report, pursuant to the requirements of section 203 of the Notification and Federal Employee Antidiscrimination and Retaliation Act of 2002 (No Fear Act); to the Committee on Oversight and Government Reform.

3315. A letter from the Director, Office of Management and Budget, transmitting the Office's Fiscal Year 2006 list of commercial activities in accordance with the Federal Activities Inventory Reform (FAIR) Act of 1998 (Pub. L. 105-270); to the Committee on Oversight and Government Reform.

3316. A letter from the Director, Office of Personnel Management, transmitting the Office's Federal Activities Inventory Reform (FAIR) Act Inventory Summary as of June 30, 2006; to the Committee on Oversight and Government Reform.

3317. A letter from the Inspector General, Railroad Retirement Board, transmitting the budget request for the Office of Inspector General, Railroad Retirement Board, for fiscal year 2009, prepared in compliance with OMB Circular No. A-11; to the Committee on Oversight and Government Reform.

3318. A letter from the Chief, Regulations and Administrative Law, Department of Homeland Security, transmitting the Department's final rule — Drawbridge Operation Regulations; Norwalk River, Norwalk, CT [CGD01-07-019] (RIN: 1625-AA09) received September 13, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

3319. A letter from the Chief, Regulations and Administrative Law, Department of Homeland Security, transmitting the Department's final rule — Special Local Regulations for Marine Events; Choptank River, Cambridge, MD [Docket No. CGD05-07-046] (RIN: 1625-AA08) received September 13, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

3320. A letter from the Attorney, Department of Homeland Security, transmitting the Department's final rule — Vessel Documentation; Recording of Instruments [USCG-2007-28098] (RIN: 1625-AB18) received September 13, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

3321. A letter from the Attorney, Department of Homeland Security, transmitting the Department's final rule — Navigation and Navigable Waters; Technical, Organizational, and Conforming Amendments [USCG-2007-27887] (RIN: 1625-ZA13) received September 13, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

3322. A letter from the Chief, Regulations and Administrative Law, Department of Homeland Security, transmitting the Department's final rule — Regulated Navigation Area; Buzzards Bay, Massachusetts; Navigable Waterways within the First Coast Guard District [CGD01-04-133] (RIN: 1625-AB17) received September 13, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

3323. A letter from the Chief, Regulations and Administrative Law, Department of Homeland Security, transmitting the Department's final rule — Drawbridge Operation Regulations; Sacramento River, Rio Vista, CA [Docket No. CGD11-07-013] received September 13, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

3324. A letter from the Chief, Regulations and Administrative Law, Department of

Homeland Security, transmitting the Department's final rule — Security Zone; Waters Surrounding U.S. Forces Vessel SBX-1, HI. [COTP Honolulu 07-005] (RIN: 1625-AA87) received September 13, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

3325. A letter from the Chief, Regulations and Administrative Law, Department of Homeland Security, transmitting the Department's final rule — Security Zone; Hawaii Super Ferry Arrival/Departure, Nawiliwili Harbor, Kauai, Hawaii [Docket No. USCG-2007-29153] (RIN: 1625-AA87) received September 13, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

3326. A letter from the Chief, Regulations and Administrative Law, Department of Homeland Security, transmitting the Department's final rule — Security Zones; Oahu, Maui, Hawaii, and Kauai, HI [CGD14-07-001] (RIN: 1625-AA87) received September 13, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

3327. A letter from the Chief, Regulations and Administrative Law, Department of Homeland Security, transmitting the Department's final rule — Drawbridge Operation Regulations; China Basin, San Francisco, CA [Docket No. CGD11-07-012] received September 13, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

3328. A letter from the Chief, Regulations and Administrative Law, Department of Homeland Security, transmitting the Department's final rule — Drawbridge Operation Regulation; Ouachita River, Louisiana [CGD08-07-019] (RIN: 1625-AA09) received September 13, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

3329. A letter from the Chief, Regulations and Administrative Law, Department of Homeland Security, transmitting the Department's final rule — Drawbridge Operation Regulations; Beaufort (Gallants) Channel, Beaufort, NC [CGD05-07-077] (RIN: 1625-AA09) received September 13, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

3330. A letter from the Chief, Regulations and Administrative Law, Department of Homeland Security, transmitting the Department's final rule — Drawbridge Operation Regulations; Potomac River, between Maryland and Virginia [CGD05-07-074] (RIN: 1625-AA-09) received September 13, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

3331. A letter from the Chief, Regulations and Administrative Law, Department of Homeland Security, transmitting the Department's final rule — Drawbridge Operation Regulations; Mystic River, Charlestown and Boston, MA [CGD01-07-112] received September 13, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

3332. A letter from the Chief, Regulations and Administrative Law, Department of Homeland Security, transmitting the Department's final rule — Drawbridge Operation Regulations; Hackensack River, Jersey City, NJ [CGD01-07-093] received September 13, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

3333. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Air Tractor, Inc. Model AT-602 Airplanes [Docket No. FAA-2004-20007; Directorate Identifier 2004-CE-50-AD; Amendment 39-14798; AD 2006-23-01] (RIN: 2120-AA64) received September 14, 2007, pursuant to 5

U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

#### ¶120.6 PROVIDING FOR CONSIDERATION OF H.R. 1852

Ms. MATSUI, by direction of the Committee on Rules, called up the following resolution (H. Res. 650):

*Resolved*, That at any time after the adoption of this resolution the Speaker may, pursuant to clause 2(b) of rule XVIII, declare the House resolved into the Committee of the Whole House on the state of the Union for consideration of the bill (H.R. 1852) to modernize and update the National Housing Act and enable the Federal Housing Administration to use risk-based pricing to more effectively reach underserved borrowers, and for other purposes. The first reading of the bill shall be dispensed with. All points of order against consideration of the bill are waived except those arising under clause 9 or 10 of rule XXI. General debate shall be confined to the bill and shall not exceed one hour equally divided and controlled by the chairman and ranking minority member of the Committee on Financial Services. After general debate the bill shall be considered for amendment under the five-minute rule. The amendment in the nature of a substitute recommended by the Committee on Financial Services now printed in the bill, modified by the amendment printed in part A of the report of the Committee on Rules accompanying this resolution, shall be considered as adopted in the House and in the Committee of the Whole. The bill, as amended, shall be considered as the original bill for the purpose of further amendment under the five-minute rule and shall be considered as read. All points of order against provisions in the bill, as amended, are waived. Notwithstanding clause 11 of rule XVIII, no further amendment to the bill, as amended, shall be in order except those printed in part B of the report of the Committee on Rules. Each further amendment may be offered only in the order printed in the report, may be offered only by a Member designated in the report, shall be considered as read, shall be debatable for the time specified in the report equally divided and controlled by the proponent and an opponent, shall not be subject to amendment, and shall not be subject to a demand for division of the question in the House or in the Committee of the Whole. All points of order against such further amendments are waived except those arising under clause 9 or 10 of rule XXI. At the conclusion of consideration of the bill for amendment the Committee shall rise and report the bill, as amended, to the House with such further amendments as may have been adopted. The previous question shall be considered as ordered on the bill and amendments thereto to final passage without intervening motion except one motion to recommit with or without instructions.

SEC. 2. During consideration in the House of H.R. 1852 pursuant to this resolution, notwithstanding the operation of the previous question, the Chair may postpone further consideration of the bill to a time designated by the Speaker.

When said resolution was considered. After debate,

Ms. MATSUI moved the previous question on the resolution to its adoption or rejection.

The question being put, *viva voce*,

Will the House now order the previous question?

The SPEAKER pro tempore, Mr. HOLDEN, announced that the yeas had it.

Mr. SESSIONS demanded that the vote be taken by the yeas and nays,

which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Mr. HOLDEN, pursuant to clause 8, rule XX, announced that further proceedings on the question were postponed.

¶120.7 APPROVAL OF THE JOURNAL—UNFINISHED BUSINESS

The SPEAKER pro tempore, Mr. HOLDEN, pursuant to clause 8, rule XX, announced the unfinished business to be the question on agreeing to the Chair's approval of the Journal of Monday, September 17, 2007.

The question being put, Will the House agree to the Chair's approval of said Journal?

When there appeared ... Yeas ..... 217 Nays ..... 183 Answered present 1

¶120.8 [Roll No. 870]

YEAS—217

- Abercrombie Ackerman Andrews Arcuri Baca Baird Baldwin Bean Becerra Berkley Berman Berry Bishop (GA) Bishop (NY) Blumenauer Boren Boswell Boyd (FL) Boyda (KS) Brady (PA) Braley (IA) Brown, Corrine Brown-Waite, Ginny Butterfield Capps Capuano Cardoza Carnahan Carson Castor Chandler Clay Cleaver Clyburn Coble Cohen Conyers Cooper Costa Costello Courtney Cramer Crowley Cuellar Cummings Davis (AL) Davis (CA) Davis (IL) Davis, Lincoln DeFazio Delahunt Dent Dicks Dingell Doggett Doyle Ellison Emanuel Eshoo Etheridge Farr Fattah Ferguson

- Taylor Thompson (MS) Tiahrt Tierney Towns Udall (CO) Udall (NM) Van Hollen Velázquez

- Visclosky Walsh (NY) Walz (MN) Wasserman Schultz Waters Watson Watt Waxman

- Weiner Welch (VT) Wexler Woolsey Wu Wynn Yarmuth Young (FL)

NAYS—183

- Aderholt Akin Alexander Altmire Bachmann Bachus Baker Barrett (SC) Barrow Bartlett (MD) Barton (TX) Biggert Bilbray Bilirakis Bishop (UT) Blackburn Blunt Boehner Bonner Bono Boozman Boustany Brady (TX) Broun (GA) Brown (SC) Buchanan Burgess Burton (IN) Buyer Calvert Camp (MI) Campbell (CA) Cannon Cantor Caputo Carter Castle Chabot Cole (OK) Conaway Crenshaw Culberson Davis (KY) Davis, David Davis, Tom Deal (GA) Diaz-Balart, L. Diaz-Balart, M. Donnelly Doolittle Drake Dreier Duncan Ehlers Ellsworth English (PA) Everrett Fallin Feeney Flake Fossella Foxx

- Franks (AZ) Frelinghuysen Gallegly Garrett (NJ) Gerlach Gilchrest Gingrey Goode Goodlatte Gordon Granger Graves Hastert Hastings (WA) Hayes Heller Herger Herseth Sandlin Hill Hobson Hoekstra Hulshof Hunter Inglis (SC) Issa Johnson, Sam Jordan Keller King (IA) King (NY) Kingston Kirk Kline (MN) LaHood Lamborn Latham Lewis (CA) Lewis (KY) Linder LoBiondo Lucas Lungren, Daniel E. Mack Manullo Marchant Marshall McCarthy (CA) McCaul (TX) McCotter McCreery McHenry McHugh McKeon McMorris Rodgers Mica Miller (FL) Miller (MI) Miller, Gary Mitchell Moran (KS)

- Murphy, Tim Musgrave Myrick Neugebauer Nunes Pearce Pence Peterson (MN) Petri Pitts Platts Poe Porter Price (GA) Pryce (OH) Putnam Radanovich Ramstad Regula Rehberg Reichert Rogers (AL) Rogers (KY) Rogers (MI) Rohrabacher Ros-Lehtinen Roskam Royce Ryan (WI) Sali Saxton Schmidt Sensenbrenner Sessions Shadegg Shays Shimkus Shuler Shuster Simpson Smith (NE) Smith (NJ) Smith (TX) Souder Stupak Terry Thompson (CA) Thornberry Tiberi Turner Upton Walden (OR) Wamp Weller Westmoreland Whitfield Wicker Wilson (NM) Wilson (SC) Wolf Young (AK)

ANSWERED "PRESENT"—1

NOT VOTING—31

- Allen Boucher Carney Clarke Cubin Davis, Jo Ann DeGette DeLauro Edwards Emerson Hensarling

- Jindal Johnson (IL) Kanjorski Knollenberg Lowey Maloney (NY) McCarthy (NY) McGovern Meeks (NY) Melancon Peterson (PA)

- Pickering Renzi Ryan (OH) Slaughter Sullivan Tancredo Walberg Weldon (FL) Wilson (OH)

So the Journal was approved.

¶120.9 H. RES. 650—UNFINISHED BUSINESS

The SPEAKER pro tempore, Mr. HOLDEN, pursuant to clause 8, rule XX, announced the further unfinished business to be the question on ordering the previous question on the resolution (H. Res. 650) providing for consider-

ation of the bill (H.R. 1852) to modernize and update the National Housing Act and enable the Federal Housing Administration to use risk-based pricing to more effectively reach underserved borrowers, and for other purposes.

The question being put,

Will the House now order the previous question?

The vote was taken by electronic device.

It was decided in the affirmative { Yeas ..... 226 Nays ..... 191

¶120.10 [Roll No. 871]

YEAS—226

- Abercrombie Ackerman Altmire Andrews Arcuri Baca Baird Baldwin Bean Becerra Berkley Berman Berry Bishop (GA) Bishop (NY) Blumenauer Boren Boswell Boucher Boyd (FL) Boyda (KS) Brady (PA) Braley (IA) Brown, Corrine Butterfield Capps Capuano Cardoza Carnahan Carson Castor Chandler Clarke Clay Cleaver Clyburn Cohen Conyers Cooper Costa Costello Courtney Cramer Crowley Cuellar Cummings Davis (AL) Davis (CA) Davis (IL) Davis, Lincoln DeFazio DeGette Delahunt DeLauro Dicks Dingell Doggett Donnelly Doyle Edwards Ellison Ellsworth Emanuel Engel Eshoo Etheridge Farr Fattah Filner Frank (MA) Giffords Gillibrand Gonzalez Gordon Green, Al Green, Gene Grijalva

- Gutierrez Hall (NY) Hare Harman Hastings (FL) Herseth Sandlin Higgins Hill Hinchey Hinojosa Hirono Hodes Holden Holt Honda Hooley Hoyer Inslee Israel Jackson (IL) Jackson-Lee (TX) Jefferson Johnson (GA) Johnson, E. B. Jones (OH) Kagen Kanjorski Kaptur Kennedy Kildee Kilpatrick Kind Klein (FL) Kucinich Lampson Langevin Lantos Larsen (WA) Larson (CT) Lee Levin Lewis (GA) Lipinski Loeb sack Lofgren, Zoe Lowey Lynch Mahoney (FL) Maloney (NY) Markey Marshall Matheson Matsui McCarthy (NY) McCollum (MN) McDermott McGovern McIntyre McNerney McNulty Meeke (FL) Meeks (NY) Melancon Michaud Miller (NC) Miller, George Mitchell Mollohan Moore (KS) Moore (WI) Moran (VA) Murphy (CT) Murphy, Patrick Murtha Nadler Napolitano

- Neal (MA) Oberstar Obey Olver Ortiz Pallone Pascrell Pastor Payne Perlmutter Peterson (MN) Pomeroy Price (NC) Rahall Rangel Reyes Richardson Rodriguez Ross Rothman Roybal-Allard Ruppertsberger Rush Ryan (OH) Salazar Sanchez, Linda T. Sanchez, Loretta Sarbanes Schakowsky Schiff Schwartz Scott (GA) Scott (VA) Serrano Sestak Shea-Porter Sherman Shuler Sires Skelton Smith (WA) Snyder Solis Space Spratt Stark Stupak Sutton Tanner Tauscher Taylor Thompson (CA) Thompson (MS) Tierney Towns Udall (CO) Udall (NM) Velázquez Visclosky Walz (MN) Wasserman Schultz Waters Watson Watt Waxman Weiner Welch (VT) Wexler Wilson (OH) Woolsey Wu Wynn Yarmuth



NAYS—191

Aderholt	Foxx	Myrick
Akin	Franks (AZ)	Neugebauer
Alexander	Frelinghuysen	Nunes
Bachmann	Galleghy	Paul
Baker	Garrett (NJ)	Pearce
Barrett (SC)	Gerlach	Pence
Barrow	Gilchrest	Petri
Bartlett (MD)	Gingrey	Pitts
Barton (TX)	Gohmert	Platts
Biggart	Goode	Poe
Bilbray	Goodlatte	Porter
Bilirakis	Granger	Price (GA)
Bishop (UT)	Graves	Pryce (OH)
Blackburn	Hall (TX)	Putnam
Blunt	Hastert	Radanovich
Boehner	Hastings (WA)	Ramstad
Bonner	Hayes	Regula
Bono	Heller	Rehberg
Boozman	Herger	Reichert
Boustany	Hobson	Reynolds
Brady (TX)	Hoekstra	Rogers (AL)
Broun (GA)	Hulshof	Rogers (KY)
Brown (SC)	Hunter	Rogers (MI)
Brown-Waite,	Inglis (SC)	Rohrabacher
Ginny	Issa	Ros-Lehtinen
Buchanan	Johnson, Sam	Roskam
Burgess	Jones (NC)	Royce
Burton (IN)	Jordan	Ryan (WI)
Buyer	Keller	Sali
Calvert	King (IA)	Saxton
Camp (MI)	King (NY)	Schmidt
Campbell (CA)	Kingston	Sensenbrenner
Cannon	Kirk	Sessions
Cantor	Kline (MN)	Shadegg
Capito	Kuhl (NY)	Shays
Carter	LaHood	Shimkus
Castle	Lamborn	Shuster
Chabot	Latham	Simpson
Coble	LaTourette	Smith (NE)
Cole (OK)	Lewis (CA)	Smith (NJ)
Conaway	Lewis (KY)	Smith (TX)
Crenshaw	Linder	Souder
Culberson	LoBiondo	Stearns
Davis (KY)	Lucas	Sullivan
Davis, David	Lungren, Daniel	Terry
Davis, Tom	E.	Thornberry
Deal (GA)	Mack	Tiahrt
Dent	Manzullo	Tiberi
Diaz-Balart, L.	Marchant	Turner
Diaz-Balart, M.	McCarthy (CA)	Upton
Doolittle	McCaul (TX)	Walberg
Drake	McCotter	Walden (OR)
Dreier	McCrery	Walsh (NY)
Duncan	McHenry	Wamp
Ehlers	McHugh	Weldon (FL)
Emerson	McKeon	Weller
English (PA)	McMorris	Westmoreland
Everett	Rodgers	Whitfield
Fallin	Mica	Wicker
Feeney	Miller (FL)	Wilson (NM)
Ferguson	Miller (MI)	Wilson (SC)
Flake	Miller, Gary	Wolf
Forbes	Moran (KS)	Young (AK)
Fortenberry	Murphy, Tim	Young (FL)
Fossella	Musgrave	

NOT VOTING—15

Allen	Hensarling	Pickering
Bachus	Jindal	Renzi
Carney	Johnson (IL)	Slaughter
Cubin	Knollenberg	Tancredo
Davis, Jo Ann	Peterson (PA)	Van Hollen

So the previous question on the resolution was ordered.

The question being put, *viva voce*,

Will the House agree to said resolution?

The SPEAKER pro tempore, Mr. HOLDEN, announced that the nays had it.

Ms. MATSUI demanded a recorded vote on agreeing to said resolution, which demand was supported by one-fifth of a quorum, so a recorded vote was ordered.

The vote was taken by electronic device.

It was decided in the { Yeas ..... 227  
affirmative ..... } Nays ..... 190

¶120.11 [Roll No. 872]

AYES—227

Abercrombie	Grijalva	Napolitano
Ackerman	Gutierrez	Neal (MA)
Altmire	Hall (NY)	Oberstar
Andrews	Hare	Obey
Arcuri	Harman	Olver
Baca	Hastings (FL)	Ortiz
Baird	Hereth Sandlin	Pallone
Baldwin	Higgins	Pascrell
Barrow	Hill	Pastor
Bean	Hinchey	Payne
Becerra	Hinojosa	Perlmutter
Berkley	Hirono	Peterson (MN)
Berman	Hodes	Pomeroy
Berry	Holden	Price (NC)
Bishop (GA)	Holt	Rahall
Bishop (NY)	Honda	Rangel
Blumenauer	Hooley	Reyes
Boren	Hoyer	Richardson
Boswell	Inslee	Rodriguez
Boucher	Israel	Ross
Boyd (FL)	Jackson (IL)	Rothman
Boyd (KS)	Boyd (KS)	Roybal-Allard
Brady (PA)	Brady (PA)	Ruppersberger
(TX)	(TX)	
Jefferson	Johnson (GA)	Rush
Johnson (E. B.)	Johnson, E. B.	Ryan (OH)
Jones (OH)	Jones (OH)	Salazar
Kagen	Kagan	Sánchez, Linda
Kanjorski	Kanjorski	T.
Kaptur	Kaptur	Sanchez, Loretta
Kennedy	Kennedy	Sarbanes
Kildee	Kildee	Schakowsky
Kilpatrick	Kilpatrick	Schiff
Kind	Kind	Schwartz
Klein (FL)	Klein (FL)	Scott (GA)
Kucinich	Kucinich	Scott (VA)
Lampson	Lampson	Serrano
Langevin	Langevin	Sestak
Lantos	Lantos	Shea-Porter
Larsen (WA)	Larsen (WA)	Sherman
Larson (CT)	Larson (CT)	Shuler
Lee	Lee	Sires
Levin	Levin	Skelton
Lewis (GA)	Lewis (GA)	Smith (WA)
Lipinski	Lipinski	Snyder
Loebsack	Loebsack	Solis
Lofgren, Zoe	Lofgren, Zoe	Space
Lowey	Lowey	Spratt
Lynch	Lynch	Stark
Mahoney (FL)	Mahoney (FL)	Stupak
Maloney (NY)	Maloney (NY)	Tanner
Markey	Markey	Tauscher
Marshall	Marshall	Taylor
Matheson	Matheson	Thompson (CA)
Matsui	Matsui	Thompson (MS)
McCarthy (NY)	McCarthy (NY)	Tierney
McCollum (MN)	McCollum (MN)	Towns
McDermott	McDermott	Udall (CO)
McGovern	McGovern	Udall (NM)
McIntyre	McIntyre	Van Hollen
McNerney	McNerney	Velázquez
McNulty	McNulty	Visclosky
Meeke (FL)	Meeke (FL)	Walz (MN)
Meeke (NY)	Meeke (NY)	Wasserman
Melancon	Melancon	Schultz
Michaud	Michaud	Waters
Miller (NC)	Miller (NC)	Watson
Miller, George	Miller, George	Watt
Mitchell	Mitchell	Waxman
Mollohan	Mollohan	Weiner
Moore (KS)	Moore (KS)	Welch (VT)
Moore (WI)	Moore (WI)	Wexler
Moran (VA)	Moran (VA)	Wilson (OH)
Murphy (CT)	Murphy (CT)	Woolsey
Murphy, Patrick	Murphy, Patrick	Wu
Murtha	Murtha	Wynn
Nadler	Nadler	Yarmuth

NOES—190

Aderholt	Blunt	Buyer
Akin	Boehner	Calvert
Alexander	Bonner	Camp (MI)
Bachmann	Bono	Campbell (CA)
Bachus	Boozman	Cannon
Baker	Boustany	Cantor
Barrett (SC)	Brady (TX)	Capito
Bartlett (MD)	Broun (GA)	Carter
Barton (TX)	Brown (SC)	Castle
Biggart	Brown-Waite,	Chabot
Bilbray	Ginny	Coble
Bilirakis	Buchanan	Cole (OK)
Bishop (UT)	Burgess	Conaway
Blackburn	Burton (IN)	Crenshaw

Culberson	King (IA)	Ramstad
Davis (KY)	King (NY)	Regula
Davis, David	Kingston	Rehberg
Davis, Tom	Kirk	Reichert
Deal (GA)	Kline (MN)	Reynolds
Dent	Kuhl (NY)	Rogers (AL)
Diaz-Balart, L.	LaHood	Rogers (KY)
Diaz-Balart, M.	Lamborn	Rogers (MI)
Doolittle	Latham	Rohrabacher
Drake	LaTourette	Ros-Lehtinen
Dreier	Lewis (CA)	Roskam
Duncan	Lewis (KY)	Royce
Ehlers	Linder	Ryan (WI)
Emerson	LoBiondo	Sali
English (PA)	Lucas	Saxton
Everett	Lungren, Daniel	Schmidt
Fallin	E.	Sensenbrenner
Feeney	Mack	Sessions
Ferguson	Manzullo	Shadegg
Flake	Marchant	Shays
Forbes	McCarthy (CA)	Shimkus
Fortenberry	McCaul (TX)	Shuster
Fossella	McCotter	Simpson
Foxx	McCrery	Smith (NE)
Franks (AZ)	McHenry	Smith (NJ)
Frelinghuysen	McHugh	Smith (TX)
Galleghy	McKeon	Souder
Garrett (NJ)	McMorris	Stearns
Gerlach	Rodgers	Sullivan
Gilchrest	Mica	Terry
Gingrey	Miller (FL)	Thornberry
Gohmert	Miller (MI)	Tiahrt
Goode	Miller, Gary	Tiberi
Goodlatte	Moran (KS)	Turner
Granger	Murphy, Tim	Upton
Graves	Myrick	Walberg
Hall (TX)	Neugebauer	Walden (OR)
Hastert	Nunes	Walsh (NY)
Hastings (WA)	Paul	Wamp
Hayes	Pearce	Weldon (FL)
Herger	Pence	Weller
Hobson	Petri	Westmoreland
Hoekstra	Pickering	Whitfield
Hulshof	Pitts	Wicker
Hunter	Platts	Wilson (NM)
Inglis (SC)	Poe	Wilson (SC)
Issa	Porter	Wolf
Johnson, Sam	Price (GA)	Young (AK)
Jones (NC)	Pryce (OH)	Young (FL)
Jordan	Putnam	
Keller	Radanovich	

NOT VOTING—15

Allen	Hensarling	Peterson (PA)
Carney	Jindal	Renzi
Cubin	Johnson (IL)	Slaughter
Davis, Jo Ann	Knollenberg	Sutton
Heller	Musgrave	Tancredo

So the resolution was agreed to.

A motion to reconsider the vote whereby said resolution was agreed to was, by unanimous consent, laid on the table.

¶120.12 ORDER OF BUSINESS—

CONSIDERATION OF H.R. 1852

On motion of Mr. FRANK of Massachusetts, by unanimous consent,

*Ordered*, That it may be in order during further consideration of (H.R. 1852) to modernize and update the National Housing Act and enable the Federal Housing Administration to use risk-based pricing to more effectively reach underserved borrowers, and for other purposes; in the Committee of the Whole House on the state of the Union, pursuant to House Resolution 650, amendment numbered 2 may be offered out of sequence by a cosponsor, Mr. Cardoza.

¶120.13 FEDERAL HOUSING ADMINISTRATION

The SPEAKER pro tempore, Mr. HOLDEN, pursuant to House Resolution 650 and rule XVIII, declared the House resolved into the Committee of the Whole House on the state of the Union for the consideration of the bill (H.R. 1852) to modernize and update the

National Housing Act and enable the Federal Housing Administration to use risk-based pricing to more effectively reach underserved borrowers, and for other purposes.

The SPEAKER pro tempore, Mr. HOLDEN, by unanimous consent, designated Mrs. JONES of Ohio, as Chairman of the Committee of the Whole; and after some time spent therein,

¶120.14 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment numbered 5, printed in House Report 110-330, submitted by Mr. HENSARLING:

Page 64, strike lines 6 through 13. It was decided in the { Yeas ..... 148 negative ..... } Nays ..... 280

¶120.15 [Roll No. 873]

AYES—148

- Aderholt, Akin, Bachmann, Bachus, Baker, Barrett (SC), Barton (TX), Biggert, Bilbray, Bilirakis, Bishop (UT), Blackburn, Blunt, Boehner, Bonner, Bono, Boozman, Boustany, Brady (TX), Broun (GA), Brown (SC), Buchanan, Burgess, Burton (IN), Buyer, Camp (MI), Campbell (CA), Cannon, Cantor, Carter, Chabot, Coble, Conaway, Crenshaw, Culberson, Davis (KY), Davis, David, Davis, Tom, Deal (GA), Diaz-Balart, L., Diaz-Balart, M., Doolittle, Drake, Dreier, Duncan, Ehlers, Everrett, Fallin, Feeney, Flake, Forbes, Fortenberry, Fortuño, Fossella, Foy, Franks (AZ), Galllegly, Garrett (NJ), Gingrey, Gohmert, Goode, Goodlatte, Granger, Graves, Pitts, Hall (TX), Hastert, Hastings (WA), Hayes, Heller, Hensarling, Hoekstra, Hulshof, Hunter, Inglis (SC), Issa, Johnson, Sam, Jordan, Keller, King (IA), Kingston, Kirk, Kline (MN), Kuhl (NY), LaHood, Lamborn, Latham, Lewis (KY), Linder, Lucas, Lungren, Daniel E., Mack, Manzullo, Marchant, McCarthy (CA), McCaul (TX), McCotter, McCrery, McHenry, Mica, Miller (FL), Miller (MI), Moran (KS), Musgrave, Myrick, Neugebauer, Nunes, Paul, Pearce, Pence, Peterson (PA), Petri, Pickering, Pitts, Poe, Price (GA), Pryce (OH), Putnam, Radanovich, Reynolds, Rogers (AL), Rogers (KY), Rogers (MI), Rohrabacher, Ros-Lehtinen, Roskam, Royce, Ryan (WI), Sali, Schmidt, Sensenbrenner, Sessions, Shadegg, Shimkus, Shuster, Smith (NE), Smith (TX), Stearns, Sullivan, Thornberry, Tiahrt, Tiberi, Wamp, Weldon (FL), Westmoreland, Whitfield, Wicker, Wilson (SC), Young (AK)

NOES—280

- Abercrombie, Ackerman, Alexander, Altmire, Andrews, Arcuri, Baca, Baird, Baldwin, Barrow, Bartlett (MD), Bean, Berkley, Berman, Berry, Bishop (GA), Bishop (NY), Blumenauer, Bordallo, Boren, Boswell, Boucher, Boyd (FL), Boyda (KS), Brady (PA), Braley (IA), Brown, Corrine, Brown-Waite, Ginny, Butterfield, Calvert, Capito, Capps, Capuano, Cardoza, Carnahan, Carson, Castle, Castor, Chandler, Christensen, Clarke, Clay, Cleaver, Clyburn, Cohen, Conyers, Cooper, Costa, Costello, Courtney

- Cramer, Crowley, Cuellar, Cummings, Davis (AL), Davis (CA), Davis (IL), Davis, Lincoln, DeFazio, DeGette, Delahunt, DeLauro, Dent, Dicks, Dingell, Doggett, Donnelly, Doyle, Edwards, Ellison, Ellsworth, Emanuel, Emerson, Engel, English (PA), Etheridge, Faleomavaega, Farr, Fattah, Ferguson, Filner, Frank (MA), Frelinghuysen, Gerlach, Giffords, Gilchrest, Gillibrand, Gonzalez, Gordon, Greene, Al, Green, Gene, Grijalva, Gutierrez, Hall (NY), Hare, Harman, Hastings (FL), Herger, Herseth Sandlin, Higgins, Hill, Hinchey, Hinojosa, Hirono, Hobson, Hodes, Holden, Holt, Honda, Hooley, Hoyer, Inslee, Israel, Jackson (IL), Jackson-Lee, Jefferson, Johnson (GA), Johnson (IL), Johnson, E. B., Jones (NC), Jones (OH), Kagen, Kanjorski, Kaptur, Kennedy, Kildee, Kilpatrick, Kind, King (NY), Klein (FL), Kucinich, Lampson, Langevin, Lantos, Larsen (WA), Larson (CT), LaTourrette, Lee, Levin, Lewis (CA), Lewis (GA), Lipinski, LoBiondo, Loebsack, Lofgren, Zoe, Lowey, Lynch, Mahoney (FL), Maloney (NY), Markey, Marshall, Matheson, Matsui, McCarthy (NY), McCollum (MN), McDermott, McGovern, McHugh, McIntyre, McKeon, McMorris, Rodgers, McNerney, McNulty, Meek (FL), Meeke (NY), Melancon, Michaud, Miller (NC), Miller, Gary, Miller, George, Mitchell, Mollohan, Moore (KS), Moore (WI), Moran (VA), Murphy (CT), Murphy, Patrick, Murphy, Tim, Murtha, Nadler, Napolitano, Neal (MA), Norton, Oberstar, Obey, Olver, Ortiz, Pallone, Pascrell, Pastor, Payne, Perlmutter, Peterson (MN), Platts, Pomeroy, Porter, Price (NC), Rahall, Ramstad, Rangel, Regula, Rehberg, Reichert, Renzi, Reyes, Richardson, Rodriguez, Ross, Rothman, Roybal-Allard, Ruppersberger, Rush, Ryan (OH), Salazar, Sanchez, Linda T., Sanchez, Loretta, Sarbanes, Saxton, Schakowsky, Schiff, Schwartz, Scott (GA), Scott (VA), Serrano, Sestak, Shays, Shea-Porter, Sherman, Shuler, Simpson, Sires, Skelton, Slaughter, Smith (NJ), Smith (WA), Snyder, Solis, Souder, Space, Spratt, Stark, Stupak, Sutton, Tanner, Tauscher, Taylor, Terry, Thompson (CA), Thompson (MS), Tierney, Towns, Turner, Udall (CO), Udall (NM), Upton, Van Hollen, Velázquez, Visclosky, Walberg, Walden (OR), Walsh (NY), Walz (MN), Wasserman, Schultz, Waters, Watson, Watt, Waxman, Weiner, Welch (VT), Weller, Wexler, Wilson (NM), Wilson (OH), Wolf, Woolsey, Wu, Wynn, Yarmuth, Young (FL)

NOT VOTING—9

- Allen, Becerra, Carney, Cole (OK), Cubin, Davis, Jo Ann, Jindal, Knollenberg, Tancredo

So the amendment was not agreed to.

¶120.16 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment numbered 7, printed in House Report 110-330, submitted by Mrs. BIGGERT:

Strike all after the enacting clause and insert the following:

SECTION 1. SHORT TITLE AND TABLE OF CONTENTS.

(a) SHORT TITLE.—This Act may be cited as the “Expanding American Homeownership Act of 2007”.

(b) TABLE OF CONTENTS.—The table of contents for this Act is as follows:

- Sec. 1. Short title and table of contents.
Sec. 2. Findings and purposes.
Sec. 3. Maximum principal loan obligation.
Sec. 4. Extension of mortgage term.
Sec. 5. Cash investment requirement.
Sec. 6. Temporary reinstatement of down-payment requirement in event of increased defaults.
Sec. 7. Mortgage insurance premiums.
Sec. 8. Rehabilitation loans.
Sec. 9. Discretionary action.
Sec. 10. Insurance of condominiums.
Sec. 11. Mutual Mortgage Insurance Fund.
Sec. 12. Hawaiian home lands and Indian reservations.
Sec. 13. Conforming and technical amendments.
Sec. 14. Home equity conversion mortgages.
Sec. 15. Conforming loan limit in disaster areas.
Sec. 16. Participation of mortgage brokers and correspondent lenders.
Sec. 17. Sense of Congress regarding technology for financial systems.
Sec. 18. Savings provision.
Sec. 19. Implementation.

SEC. 2. FINDINGS AND PURPOSES.

(a) FINDINGS.—The Congress finds that—

- (1) one of the primary missions of the Federal Housing Administration (FHA) single family mortgage insurance program is to reach borrowers who are underserved, or not served, by the existing conventional mortgage marketplace;
(2) the FHA program has a long history of innovation, which includes pioneering the 30-year self-amortizing mortgage and a safe-to-seniors reverse mortgage product, both of which were once thought too risky to private lenders;
(3) the FHA single family mortgage insurance program traditionally has been a major provider of mortgage insurance for home purchases;
(4) the FHA mortgage insurance premium structure, as well as FHA’s product offerings, should be revised to reflect FHA’s enhanced ability to determine risk at the loan level and to allow FHA to better respond to changes in the mortgage market;
(5) during past recessions, including the oil-patch downturns in the mid-1980s, FHA remained a viable credit enhancer and was therefore instrumental in preventing a more catastrophic collapse in housing markets and a greater loss of homeowner equity; and
(6) as housing price appreciation slows and interest rates rise, many homeowners and prospective homebuyers will need the less-expensive, safer financing alternative that FHA mortgage insurance provides.

(b) PURPOSES.—The purposes of this Act are—

- (1) to provide flexibility to FHA to allow for the insurance of housing loans for low- and moderate-income homebuyers during all economic cycles in the mortgage market;
(2) to modernize the FHA single family mortgage insurance program by making it more reflective of enhancements to loan-level risk assessments and changes to the mortgage market; and
(3) to adjust the loan limits for the single family mortgage insurance program to reflect rising house prices and the increased costs associated with new construction.

SEC. 3. MAXIMUM PRINCIPAL LOAN OBLIGATION.

Paragraph (2) of section 203(b) of the National Housing Act (12 U.S.C. 1709(b)(2)) is amended—

- (1) by striking subparagraphs (A) and (B) and inserting the following new subparagraphs:

“(A) not to exceed the lesser of—

“(i) in the case of a 1-family residence, the median 1-family house price in the area, as determined by the Secretary; and in the case of a 2-, 3-, or 4-family residence, the percentage of such median price that bears the same ratio to such median price as the dollar amount limitation in effect under section 305(a)(2) of the Federal Home Loan Mortgage Corporation Act (12 U.S.C. 1454(a)(2)) for a 2-, 3-, or 4-family residence, respectively, bears to the dollar amount limitation in effect under such section for a 1-family residence; or

“(ii) the dollar amount limitation determined under such section 305(a)(2) for a residence of the applicable size;

except that the dollar amount limitation in effect for any area under this subparagraph may not be less than the greater of (I) the dollar amount limitation in effect under this section for the area on October 21, 1998, or (II) 65 percent of the dollar limitation determined under such section 305(a)(2) for a residence of the applicable size; and

“(B) not to exceed the appraised value of the property, plus any initial service charges, appraisal, inspection and other fees in connection with the mortgage as approved by the Secretary.”;

(2) in the matter after and below subparagraph (B), by striking the second sentence (relating to a definition of “average closing cost”) and all that follows through “title 38, United States Code”; and

(3) by striking the last undesignated paragraph (relating to counseling with respect to the responsibilities and financial management involved in homeownership).

#### SEC. 4. EXTENSION OF MORTGAGE TERM.

Paragraph (3) of section 203(b) of the National Housing Act (12 U.S.C. 1709(b)(3)) is amended—

(1) by striking “thirty-five years” and inserting “forty years”; and

(2) by striking “(or thirty years if such mortgage is not approved for insurance prior to construction)”.

#### SEC. 5. CASH INVESTMENT REQUIREMENT.

Paragraph (9) of section 203(b) of the National Housing Act (12 U.S.C. 1709(b)(9)) is amended by striking the paragraph designation and all that follows through “*Provided further, That for*” and inserting the following:

“(9) Be executed by a mortgagor who shall have paid on account of the property, in cash or its equivalent, an amount, if any, as the Secretary may determine based on factors determined by the Secretary and commensurate with the likelihood of default. For”.

#### SEC. 6. TEMPORARY REINSTATEMENT OF DOWNPAYMENT REQUIREMENT IN EVENT OF INCREASED DEFAULTS.

Section 203(b) of the National Housing Act (12 U.S.C. 1709(b)) is amended by adding at the end the following new paragraph:

“(10) EFFECT OF INCREASED DEFAULTS.—

“(A) ANNUAL DETERMINATION.—If, for any calendar year described in subparagraph (B)(i), the Secretary determines, pursuant such subparagraph, that—

“(i) the ratio of the number of mortgage insurance claims made during such calendar year on mortgages insured under this section to the total number of mortgages having such insurance in force during such calendar year exceeds, by 25 percent or more, such ratio for the 12-month period ending on the effective date of this Act, or

“(ii) the ratio of the aggregate remaining principal obligation under mortgages insured under this section for which an insurance claim is made during such calendar year to the average, for such calendar year, of the aggregate outstanding principal obligation under mortgages so insured exceeds, by 25 percent or more, such ratio for the 12-month period ending on such effective date,

during the 90-day period beginning upon the submission of the report for such calendar year under subparagraph (B)(ii) containing such determination, the Secretary may insure a mortgage under this section only pursuant to the requirement under subparagraph (C), and the Secretary shall, not later than 60 days after submission of the report containing such determination, submit a report to the Congress under subparagraph (D) regarding mortgage insurance claims during such calendar year.

“(B) 5 YEARS OF ANNUAL DETERMINATIONS.—

“(i) IN GENERAL.—The Secretary shall, for each of the 5 calendar years commencing after the date of the enactment of this Act, compare the ratios referred to in subparagraph (A) and make a determination under such subparagraph.

“(ii) ANNUAL REPORT ON DEFAULTS.—Not later than 90 days after the conclusion of each of the calendar years described in clause (i), the Secretary shall submit a report to the Congress containing the determination of the Secretary under such clause with respect to such calendar year and setting forth the ratios referred to in such clause for such calendar year.

“(C) REINSTATEMENT OF DOWNPAYMENT REQUIREMENT.—The requirement under this subparagraph is that paragraph (9) of this subsection shall apply as such paragraph was in effect on the day before the effective date of the Expanding American Homeownership Act of 2007.

“(D) REPORTS REGARDING INCREASED DEFAULT RATE.—A report under this subparagraph, as required under subparagraph (A), shall contain—

“(i) an analysis of mortgage insurance claims, made during the calendar year for which the report is submitted, on mortgages insured under this section;

“(ii) an analysis of the reasons for the increase during such calendar year in the applicable ratio or ratios under subparagraph (A), including an analysis of the extent to which such increase is attributable to the amendments made by the Expanding American Homeownership Act of 2007;

“(iii) the effect of such increase on the Mutual Mortgage Insurance Fund;

“(iv) recommendations regarding—

“(I) whether the Congress should, to respond to such increase, take legislative action (aa) to apply paragraph (9) of this subsection as such paragraph was in effect on the day before the effective date of Expanding American Homeownership Act of 2007, (bb) to apply paragraph (2)(A)(ii) by substituting ‘87 percent of the dollar amount limitation’ for ‘the dollar amount limitation’, or (cc) both; and

“(II) whether such provisions should be temporary or permanent, and, if temporary, the period during which such provisions should apply; and

“(v) recommendations regarding any other administrative, regulatory, legislative, or other actions that should be taken to respond to such increase.

“(E) DEFAULTS IN DISASTER AREAS NOT COUNTED FOR 24 MONTHS.—In determining the number of mortgage insurance claims made and the aggregate remaining principal obligation under mortgages for which an insurance claim is made for purposes of subparagraph (A) for any calendar year, the Secretary shall not take into consideration any claim made during such period on a mortgage on any property that is located in an area for which a major disaster was declared pursuant to the Robert T. Stafford Disaster Relief and Emergency Assistance Act if such claim was made during the 24-month period beginning upon such declaration.”.

#### SEC. 7. MORTGAGE INSURANCE PREMIUMS.

Section 203(c) of the National Housing Act (12 U.S.C. 1709(c)) is amended—

(1) in paragraph (2), in the matter preceding subparagraph (A), by striking “Notwithstanding” and inserting “Except as provided in paragraph (3) and notwithstanding”; and

(2) by adding at the end the following new paragraph:

“(3) FLEXIBLE RISK-BASED PREMIUMS.—

“(A) IN GENERAL.—For any mortgage insured by the Secretary under this title that is secured by a 1- to 4-family dwelling and for which the loan application is received by the mortgagee on or after October 1, 2007, the Secretary may establish a mortgage insurance premium structure involving a single premium payment collected prior to the insurance of the mortgage or annual payments (which may be collected on a periodic basis), or both, subject to the limitations in subparagraphs (B) and (C). The rate of premium for such a mortgage may vary during the mortgage term as long as the basis for determining the variable rate is established before the execution of the mortgage. The Secretary may change a premium structure established under this subparagraph but only to the extent that such change is not applied to any mortgage already executed.

“(B) MAXIMUM UP-FRONT PREMIUM AMOUNTS.—For any mortgage insured under a premium structure established pursuant to this paragraph, the amount of any single premium payment authorized by subparagraph (A), if established and collected prior to the insurance of the mortgage, may not exceed the following amount:

“(i) Except as provided in clauses (ii) and (iii), 3.0 percent of the amount of the original insured principal obligation of the mortgage.

“(ii) If the mortgagor has a credit score equivalent to a FICO score of 560 or more and has paid on account of the property, in cash or its equivalent, at least 3 percent of the Secretary’s estimate of the cost of acquisition (excluding the mortgage insurance premium paid at the time the mortgage is insured), 2.25 percent of the original insured principal obligation of the mortgage.

“(iii) If the annual premium payment is equal to the maximum amount allowable under clause (i) of subparagraph (C), 1.5 percent of the amount of the original insured principal obligation of the mortgage.

“(C) MAXIMUM ANNUAL PREMIUM AMOUNTS.—For any mortgage insured under a premium structure established pursuant to this paragraph, the amount of any annual premium payment collected may not exceed the following amount:

“(i) Except as provided in clauses (ii) and (iii), 2.0 percent of the remaining insured principal obligation of the mortgage.

“(ii) If the mortgagor is a mortgagor described in clause (ii) of subparagraph (B), 0.55 percent of the remaining insured principal obligation of the mortgage.

“(iii) If the single premium payment collected at the time of insurance is equal to maximum amount allowable under clause (i) of subparagraph (B), 1.0 percent of the remaining insured principal obligation of the mortgage.

“(D) PAYMENT INCENTIVE.—Notwithstanding subparagraph (C), for any mortgage insured under a premium structure established pursuant to this paragraph and for which the annual premium payment exceeds the amount set forth in subparagraph (C)(ii), if during the 5-year period beginning upon the time of insurance all mortgage insurance premiums for such mortgage have been paid on a timely basis, upon the expiration of such period the Secretary shall reduce the amount of the annual premium payments due thereafter under such mortgage to an amount equal to the amount set forth in subparagraph (C)(ii).

“(E) ESTABLISHMENT AND ALTERATION OF PREMIUM STRUCTURE.—A premium structure

shall be established or changed under subparagraph (A) only by providing notice to mortgagees and to the Congress, at least 30 days before the premium structure is established or changed.

“(F) CONSIDERATIONS FOR PREMIUM STRUCTURE.—When establishing a premium structure under subparagraph (A) or when changing such a premium structure, the Secretary shall consider the following:

“(i) The effect of the proposed premium structure on the Secretary’s ability to meet the operational goals of the Mutual Mortgage Insurance Fund as provided in section 202(a).

“(ii) Underwriting variables.

“(iii) The extent to which new pricing under the proposed premium structure has potential for acceptance in the private market.

“(iv) The administrative capability of the Secretary to administer the proposed premium structure.

“(v) The effect of the proposed premium structure on the Secretary’s ability to maintain the availability of mortgage credit and provide stability to mortgage markets.”.

#### SEC. 8. REHABILITATION LOANS.

Subsection (k) of section 203 of the National Housing Act (12 U.S.C. 1709(k)) is amended—

(1) in paragraph (1), by striking “on” and all that follows through “1978”; and

(2) in paragraph (5)—

(A) by striking “General Insurance Fund” the first place it appears and inserting “Mutual Mortgage Insurance Fund”; and

(B) in the second sentence, by striking the comma and all that follows through “General Insurance Fund”.

#### SEC. 9. DISCRETIONARY ACTION.

The National Housing Act is amended—

(1) in subsection (e) of section 202 (12 U.S.C. 1708(e))—

(A) in paragraph (3)(B), by striking “section 202(e) of the National Housing Act” and inserting “this subsection”; and

(B) by redesignating such subsection as subsection (f);

(2) by striking paragraph (4) of section 203(s) (12 U.S.C. 1709(s)(4)) and inserting the following new paragraph:

“(4) the Secretary of Agriculture;” and

(3) by transferring subsection (s) of section 203 (as amended by paragraph (2) of this section) to section 202, inserting such subsection after subsection (d) of section 202, and redesignating such subsection as subsection (e).

#### SEC. 10. INSURANCE OF CONDOMINIUMS.

(a) IN GENERAL.—Section 234 of the National Housing Act (12 U.S.C. 1715y) is amended—

(1) in subsection (c)—

(A) in the first sentence—

(i) by striking “and” before “(2)”; and

(ii) by inserting before the period at the end the following: “, and (3) the project has a blanket mortgage insured by the Secretary under subsection (d)”; and

(B) in clause (B) of the third sentence, by striking “thirty-five years” and inserting “forty years”; and

(2) in subsection (g), by striking “, except that” and all that follows and inserting a period.

(b) DEFINITION OF MORTGAGE.—Section 201(a) of the National Housing Act (12 U.S.C. 1707(a)) is amended—

(1) in clause (1), by striking “or” and inserting a comma; and

(2) by inserting before the semicolon the following: “, or (c) a first mortgage given to secure the unpaid purchase price of a fee interest in, or long-term leasehold interest in, a one-family unit in a multifamily project, including a project in which the dwelling units are attached, semi-detached, or de-

tached, and an undivided interest in the common areas and facilities which serve the project”.

#### SEC. 11. MUTUAL MORTGAGE INSURANCE FUND.

(a) IN GENERAL.—Subsection (a) of section 202 of the National Housing Act (12 U.S.C. 1708(a)) is amended to read as follows:

“(a) MUTUAL MORTGAGE INSURANCE FUND.—

“(1) ESTABLISHMENT.—Subject to the provisions of the Federal Credit Reform Act of 1990, there is hereby created a Mutual Mortgage Insurance Fund (in this title referred to as the ‘Fund’), which shall be used by the Secretary to carry out the provisions of this title with respect to mortgages insured under section 203. The Secretary may enter into commitments to guarantee, and may guarantee, such insured mortgages.

“(2) LIMIT ON LOAN GUARANTEES.—The authority of the Secretary to enter into commitments to guarantee such insured mortgages shall be effective for any fiscal year only to the extent that the aggregate original principal loan amount under such mortgages, any part of which is guaranteed, does not exceed the amount specified in appropriations Acts for such fiscal year.

“(3) FIDUCIARY RESPONSIBILITY.—The Secretary has a responsibility to ensure that the Mutual Mortgage Insurance Fund remains financially sound.

“(4) ANNUAL INDEPENDENT ACTUARIAL STUDY.—The Secretary shall provide for an independent actuarial study of the Fund to be conducted annually, which shall analyze the financial position of the Fund. The Secretary shall submit a report annually to the Congress describing the results of such study and assessing the financial status of the Fund. The report shall recommend adjustments to underwriting standards, program participation, or premiums, if necessary, to ensure that the Fund remains financially sound.

“(5) QUARTERLY REPORTS.—During each fiscal year, the Secretary shall submit a report to the Congress for each quarter, which shall specify for mortgages that are obligations of the Fund—

“(A) the cumulative volume of loan guarantee commitments that have been made during such fiscal year through the end of the quarter for which the report is submitted;

“(B) the types of loans insured, categorized by risk;

“(C) any significant changes between actual and projected claim and prepayment activity;

“(D) projected versus actual loss rates; and

“(E) updated projections of the annual subsidy rates to ensure that increases in risk to the Fund are identified and mitigated by adjustments to underwriting standards, program participation, or premiums, and the financial soundness of the Fund is maintained. The first quarterly report under this paragraph shall be submitted on the last day of the first quarter of fiscal year 2008, or upon the expiration of the 90-day period beginning on the date of the enactment of the Expanding American Homeownership Act of 2007, whichever is later.

“(6) ADJUSTMENT OF PREMIUMS.—If, pursuant to the independent actuarial study of the Fund required under paragraph (5), the Secretary determines that the Fund is not meeting the operational goals established under paragraph (8) or there is a substantial probability that the Fund will not maintain its established target subsidy rate, the Secretary may either make programmatic adjustments under section 203 as necessary to reduce the risk to the Fund, or make appropriate premium adjustments.

“(7) OPERATIONAL GOALS.—The operational goals for the Fund are—

“(A) to charge borrowers under loans that are obligations of the Fund an appropriate

premium for the risk that such loans pose to the Fund;

“(B) to minimize the default risk to the Fund and to homeowners;

“(C) to curtail the impact of adverse selection on the Fund; and

“(D) to meet the housing needs of the borrowers that the single family mortgage insurance program under this title is designed to serve.”.

(b) OBLIGATIONS OF FUND.—The National Housing Act is amended as follows:

(1) HOMEOWNERSHIP VOUCHER PROGRAM MORTGAGES.—In section 203(v) (12 U.S.C. 1709(v))—

(A) by striking “Notwithstanding section 202 of this title, the” and inserting “The”; and

(B) by striking “General Insurance Fund” the first place such term appears and all that follows and inserting “Mutual Mortgage Insurance Fund”.

(2) HOME EQUITY CONVERSION MORTGAGES.—Section 255(i)(2)(A) of the National Housing Act (12 U.S.C. 1715z-20(i)(2)(A)) is amended by striking “General Insurance Fund” and inserting “Mutual Mortgage Insurance Fund”.

(c) CONFORMING AMENDMENTS.—The National Housing Act is amended—

(1) in section 205 (12 U.S.C. 1711), by striking subsections (g) and (h); and

(2) in section 519(e) (12 U.S.C. 1735c(e)), by striking “203(b)” and all that follows through “203(i)” and inserting “203, except as determined by the Secretary”.

#### SEC. 12. HAWAIIAN HOME LANDS AND INDIAN RESERVATIONS.

(a) HAWAIIAN HOME LANDS.—Section 247(c) of the National Housing Act (12 U.S.C. 1715z-12) is amended—

(1) by striking “General Insurance Fund established in section 519” and inserting “Mutual Mortgage Insurance Fund”; and

(2) in the second sentence, by striking “(1) all references” and all that follows through “and (2)”.

(b) INDIAN RESERVATIONS.—Section 248(f) of the National Housing Act (12 U.S.C. 1715z-13) is amended—

(1) by striking “General Insurance Fund” the first place it appears through “519” and inserting “Mutual Mortgage Insurance Fund”; and

(2) in the second sentence, by striking “(1) all references” and all that follows through “and (2)”.

#### SEC. 13. CONFORMING AND TECHNICAL AMENDMENTS.

(a) REPEALS.—The following provisions of the National Housing Act are repealed:

(1) Subsection (i) of section 203 (12 U.S.C. 1709(i)).

(2) Subsection (o) of section 203 (12 U.S.C. 1709(o)).

(3) Subsection (p) of section 203 (12 U.S.C. 1709(p)).

(4) Subsection (q) of section 203 (12 U.S.C. 1709(q)).

(5) Section 222 (12 U.S.C. 1715m).

(6) Section 237 (12 U.S.C. 1715z-2).

(7) Section 245 (12 U.S.C. 1715z-10).

(b) DEFINITION OF AREA.—Section 203(u)(2)(A) of the National Housing Act (12 U.S.C. 1709(u)(2)(A)) is amended by striking “shall” and all that follows and inserting “means a metropolitan statistical area as established by the Office of Management and Budget;”.

(c) DEFINITION OF STATE.—Section 201(d) of the National Housing Act (12 U.S.C. 1707(d)) is amended by striking “the Trust Territory of the Pacific Islands” and inserting “the Commonwealth of the Northern Mariana Islands”.

#### SEC. 14. HOME EQUITY CONVERSION MORTGAGES.

(a) IN GENERAL.—Section 255 of the National Housing Act (12 U.S.C. 1715z-20) is amended—

(1) in subsection (g)—

(A) by striking the first sentence; and

(B) by striking “established under section 203(b)(2)” and all that follows through “located” and inserting “limitation established under section 305(a)(2) of the Federal Home Loan Mortgage Corporation Act for a 1-family residence”;

(2) in subsection (i)(1)(C), by striking “limitations” and inserting “limitation”; and

(3) by adding at the end the following new subsection:

“(n) AUTHORITY TO INSURE HOME PURCHASE MORTGAGE.—

“(1) IN GENERAL.—Notwithstanding any other provision in this section, the Secretary may insure, upon application by a mortgagee, a home equity conversion mortgage upon such terms and conditions as the Secretary may prescribe, when the primary purpose of the home equity conversion mortgage is to enable an elderly mortgagor to purchase a 1- to 4-family dwelling in which the mortgagor will occupy or occupies one of the units.

“(2) LIMITATION ON PRINCIPAL OBLIGATION.—A home equity conversion mortgage insured pursuant to paragraph (1) shall involve a principal obligation that does not exceed the dollar amount limitation determined under section 305(a)(2) of the Federal Home Loan Mortgage Corporation Act for a residence of the applicable size.”.

(b) MORTGAGES FOR COOPERATIVES.—Subsection (b) of section 255 of the National Housing Act (12 U.S.C. 1715z–20(b)) is amended—

(1) in paragraph (4)—

(A) by inserting “a first or subordinate mortgage or lien” before “on all stock”;

(B) by inserting “unit” after “dwelling”; and

(C) by inserting “a first mortgage or first lien” before “on a leasehold”; and

(2) in paragraph (5), by inserting “a first or subordinate lien on” before “all stock”.

(c) STUDY REGARDING MORTGAGE INSURANCE PREMIUMS.—The Secretary of Housing and Urban Development shall conduct a study regarding mortgage insurance premiums charged under the program under section 255 of the National Housing Act (12 U.S.C. 1715z–20) for insurance of home equity conversion mortgages to analyze and determine—

(1) the effects of reducing the amounts of such premiums from the amounts charged as of the date of the enactment of this Act on—

(A) costs to mortgagors; and

(B) the financial soundness of the program; and

(2) the feasibility and effectiveness of exempting, from all the requirements under the program regarding payment of mortgage insurance premiums (including both up-front or annual mortgage insurance premiums under section 203(c)(2) of such Act), any mortgage insured under the program under which part or all of the amount of future payments made to the homeowner are used for costs of a long-term care insurance contract covering the mortgagor or members of the household residing in the mortgaged property.

Not later than the expiration of the 12-month period beginning on the date of the enactment of this Act, the Secretary shall submit a report to the Congress setting forth the results and conclusions of the study.

#### SEC. 15. CONFORMING LOAN LIMIT IN DISASTER AREAS.

Section 203(h) of the National Housing Act (12 U.S.C. 1709) is amended—

(1) by inserting after “property” the following: “plus any initial service charges, appraisal, inspection and other fees in connection with the mortgage as approved by the Secretary.”;

(2) by striking the second sentence as added by chapter 7 of the Emergency Supple-

mental Appropriations Act of 1994 (Public Law 103–211; 108 Stat. 12); and

(3) by adding at the end the following new sentence: “In any case in which the single family residence to be insured under this subsection is within a jurisdiction in which the President has declared a major disaster to have occurred, the Secretary is authorized, for a temporary period not to exceed 36 months from the date of such Presidential declaration, to enter into agreements to insure a mortgage which involves a principal obligation of up to 100 percent of the dollar limitation determined under section 305(a)(2) of the Federal Home Loan Mortgage Corporation Act for a single family residence, and not in excess of 100 percent of the appraised value of the property plus any initial service charges, appraisal, inspection and other fees in connection with the mortgage as approved by the Secretary.”.

#### SEC. 16. PARTICIPATION OF MORTGAGE BROKERS AND CORRESPONDENT LENDERS.

(a) DEFINITIONS.—

(1) IN GENERAL.—Section 201 of the National Housing Act (12 U.S.C. 1707) is amended—

(A) by striking “As used in section 203 of this title—” and inserting “As used in this title and for purposes of participation in insurance programs under this title, except as specifically provided otherwise, the following definitions shall apply.”;

(B) by striking subsection (b) and inserting the following:

“(2) The term ‘mortgagee’ means any of the following entities, and its successors and assigns, to the extent such entity is approved by the Secretary:

“(A) A lender or correspondent lender, who—

“(i) makes, underwrites, and services mortgages;

“(ii) submits to the Secretary such financial audits performed in accordance with the standards for financial audits of the Government Auditing Standards issued by the Comptroller of the United States;

“(iii) meet the minimum net worth requirement that the Secretary shall establish; and

“(iv) complies with such other requirements as the Secretary may establish.

“(B) A correspondent lender who—

“(i) closes a mortgage in its name but does not underwrite or service the mortgage;

“(ii) posts a surety bond, in lieu of any requirement to provide audited financial statements or meet a minimum net worth requirement, in—

“(I) a form satisfactory to the Secretary; and

“(II) an amount of \$75,000, as such amount is adjusted annually by the Secretary (as determined under regulations of the Secretary) by the change for such year in the Consumer Price Index for All Urban Consumers published monthly by the Bureau of Labor Statistics of the Department of Labor; and

“(iii) complies with such other requirements as the Secretary may establish.

“(C) A mortgage broker who—

“(i) closes the mortgage in the name of the lender and does not make, underwrite, or service the mortgage;

“(ii) is licensed, under the laws of the State in which the property that is subject to the mortgage is located, to act as a mortgage broker in such State;

“(iii) posts a surety bond in accordance with the requirements of subparagraph (B)(ii); and

“(iv) complies with such other requirements as the Secretary may establish.

“(3) The term ‘mortgagor’ includes the original borrower under a mortgage and the successors and assigns of the original borrower.”;

(C) in subsection (a), by redesignating clauses (1) and (2) as clauses (A) and (B) respectively; and

(D) by redesignating subsections (a), (c), (d), (e), and (f) as paragraphs (1), (4), (5), (6), and (7), respectively, and realigning such paragraphs two ems from the left margin.

(2) MORTGAGEE REVIEW.—Section 202(c)(7) of the National Housing Act (12 U.S.C. 1708(c)(7)) is amended—

(A) in subparagraph (A), by inserting “, as defined in section 201,” after “mortgagee”;

(B) by striking subparagraph (B); and

(C) by redesignating subparagraphs (C) and (D) as subparagraphs (B) and (C), respectively.

(3) MULTIFAMILY RENTAL HOUSING INSURANCE.—Section 207(a)(2) of the National Housing Act (12 U.S.C. 1713(a)(2)) is amended by striking “means the original lender under a mortgage, and its successors and assigns, and” and inserting “has the meaning given such term in section 201, except that such term also”.

(4) WAR HOUSING INSURANCE.—Section 601(b) of the National Housing Act (12 U.S.C. 1736(b)) is amended by striking “includes the original lender under a mortgage, and his successors and assigns approved by the Secretary” and inserting “has the meaning given such term in section 201”.

(5) ARMED SERVICES HOUSING MORTGAGE INSURANCE.—Section 801(b) of the National Housing Act (12 U.S.C. 1748(b)) is amended by striking “includes the original lender under a mortgage, and his successors and assigns approved by the Secretary” and inserting “has the meaning given such term in section 201”.

(6) GROUP PRACTICE FACILITIES MORTGAGE INSURANCE.—Section 1106(8) of the National Housing Act (12 U.S.C. 1749aaa–5(8)) is amended by striking “means the original lender under a mortgage, and his or its successors and assigns, and” and inserting “has the meaning given such term in section 201, except that such term also”.

(b) ELIGIBILITY FOR INSURANCE.—

(1) TITLE I.—Paragraph (1) of section 8(b) of the National Housing Act (12 U.S.C. 1706c(b)(1)) is amended—

(A) by striking “, and be held by.”; and

(B) by striking “as responsible and able to service the mortgage properly”.

(2) SINGLE FAMILY HOUSING MORTGAGE INSURANCE.—Paragraph (1) of section 203(b) of the National Housing Act (12 U.S.C. 1709(b)(1)) is amended—

(A) by striking “, and be held by.”; and

(B) by striking “as responsible and able to service the mortgage properly”.

(3) SECTION 221 MORTGAGE INSURANCE.—Paragraph (1) of section 221(d) of the National Housing Act (12 U.S.C. 1715l(d)(1)) is amended—

(A) by striking “ and be held by.”; and

(B) by striking “as responsible and able to service the mortgage properly”.

(4) HOME EQUITY CONVERSION MORTGAGE INSURANCE.—Paragraph (1) of section 255(d) of the National Housing Act (12 U.S.C. 1715z–20(d)(1)) is amended by striking “as responsible and able to service the mortgage properly”.

(5) WAR HOUSING MORTGAGE INSURANCE.—Paragraph (1) of section 603(b) of the National Housing Act (12 U.S.C. 1738(b)(1)) is amended—

(A) by striking “, and be held by.”; and

(B) by striking “as responsible and able to service the mortgage properly”.

(6) WAR HOUSING MORTGAGE INSURANCE FOR LARGE-SCALE HOUSING PROJECTS.—Paragraph (1) of section 611(b) of the National Housing Act (12 U.S.C. 1746(b)(1)) is amended—

(A) by striking “ and be held by.”; and

(B) by striking “as responsible and able to service the mortgage properly”.

(7) GROUP PRACTICE FACILITY MORTGAGE INSURANCE.—Section 1101(b)(2) of the National Housing Act (12 U.S.C. 1749aaa(b)(2)) is amended—

(A) by striking “ and held by”; and  
(B) by striking “as responsible and able to service the mortgage properly”.

(8) NATIONAL DEFENSE HOUSING INSURANCE.—Paragraph (1) of section 903(b) of the National Housing Act (12 U.S.C. 1750b(b)(1)) is amended—

(A) by striking “, and be held by,”; and  
(B) by striking “as responsible and able to service the mortgage properly”.

**SEC. 17. SENSE OF CONGRESS REGARDING TECHNOLOGY FOR FINANCIAL SYSTEMS.**

(a) CONGRESSIONAL FINDINGS.—The Congress finds the following:

(1) The Government Accountability Office has cited the FHA single family housing mortgage insurance program as a “high-risk” program, with a primary reason being non-integrated and out-dated financial management systems.

(2) The “Audit of the Federal Housing Administration’s Financial Statements for Fiscal Years 2004 and 2003”, conducted by the Inspector General of the Department of Housing and Urban Development reported as a material weakness that “HUD/FHA’s automated data processing [ADP] system environment must be enhanced to more effectively support FHA’s business and budget processes”.

(3) Existing technology systems for the FHA program have not been updated to meet the latest standards of the Mortgage Industry Standards Maintenance Organization and have numerous deficiencies that lenders have outlined.

(4) Improvements to technology used in the FHA program will—

(A) allow the FHA program to improve the management of the FHA portfolio, garner greater efficiencies in its operations, and lower costs across the program;

(B) result in efficiencies and lower costs for lenders participating in the program, allowing them to better use the FHA products in extending homeownership opportunities to higher credit risk or lower-income families, in a sound manner.

(5) The Mutual Mortgage Insurance Fund operates without cost to the taxpayers and generates revenues for the Federal Government.

(b) SENSE OF CONGRESS.—It is the sense of the Congress that—

(1) the Secretary of Housing and Urban Development should use a portion of the funds received from premiums paid for FHA single family housing mortgage insurance that are in excess of the amounts paid out in claims to substantially increase the funding for technology used in such FHA program;

(2) the goal of this investment should be to bring the technology used in such FHA program to the level and sophistication of the technology used in the conventional mortgage lending market, or to exceed such level; and

(3) the Secretary of Housing and Urban Development should report to the Congress not later than 180 days after the date of the enactment of this Act regarding the progress the Department is making toward such goal and if progress is not sufficient, the resources needed to make greater progress.

**SEC. 18. SAVINGS PROVISION.**

Any mortgage insured under title II of the National Housing Act before the date of enactment of this Act shall continue to be governed by the laws, regulations, orders, and terms and conditions to which it was subject on the day before the date of the enactment of this Act.

**SEC. 19. IMPLEMENTATION.**

The Secretary of Housing and Urban Development shall by notice establish any addi-

tional requirements that may be necessary to immediately carry out the provisions of this Act. The notice shall take effect upon issuance.

It was decided in the { Yeas ..... 175  
negative ..... } Nays ..... 252

¶120.17 [Roll No. 874]

AYES—175

Aderholt	Fossella	Musgrave
Akin	Fox	Myrick
Alexander	Franks (AZ)	Neugebauer
Bachmann	Gallegly	Nunes
Bachus	Garrett (NJ)	Paul
Baker	Gilchrest	Pearce
Barrett (SC)	Gingrey	Pence
Bartlett (MD)	Gohmert	Peterson (PA)
Barton (TX)	Goode	Petri
Biggart	Goodlatte	Pickering
Bilbray	Granger	Pitts
Bilirakis	Graves	Poe
Bishop (UT)	Hall (TX)	Price (GA)
Blackburn	Hastert	Pryce (OH)
Blunt	Hastings (WA)	Putnam
Boehner	Hayes	Radanovich
Bonner	Heller	Regula
Bono	Hensarling	Rehberg
Boozman	Herger	Renzi
Boustany	Hobson	Reynolds
Brady (TX)	Hoekstra	Rogers (AL)
Broun (GA)	Hulshof	Rogers (KY)
Brown (SC)	Hunter	Rogers (MI)
Brown-Waite,	Inglis (SC)	Rohrabacher
Ginny	Issa	Rohrabacher
Buchanan	Johnson (IL)	Ros-Lehtinen
Burgess	Johnson, Sam	Roskam
Burton (IN)	Jones (NC)	Royce
Buyer	Jordan	Ryan (WI)
Camp (MI)	Keller	Sali
Campbell (CA)	King (IA)	Schmidt
Cannon	King (NY)	Sensenbrenner
Cantor	Kingston	Sessions
Carter	Kirk	Shadegg
Castle	Kline (MN)	Shays
Chabot	Kuhl (NY)	Shimkus
Coble	LaHood	Shuster
Cole (OK)	Lamborn	Simpson
Conaway	Latham	Smith (NE)
Crenshaw	LaTourette	Smith (TX)
Culberson	Lewis (KY)	Souder
Davis (KY)	Linder	Stearns
Davis, David	Lucas	Sullivan
Davis, Tom	Lungren, Daniel	Terry
Deal (GA)	E.	Thornberry
Diaz-Balart, L.	Mack	Tiahrt
Diaz-Balart, M.	Manzullo	Tiberi
Doolittle	Marchant	Turner
Drake	McCarthy (CA)	Walberg
Dreier	McCaul (TX)	Wamp
Duncan	McCotter	Weldon (FL)
Ehlers	McCrery	Weller
Emerson	McHenry	Westmoreland
Everett	McMorris	Whitfield
Fallin	Rodgers	Wicker
Feeney	Mica	Wilson (NM)
Flake	Miller (FL)	Wilson (SC)
Forbes	Miller (MI)	Wolf
Fortenberry	Moran (KS)	Young (AK)
Fortuño	Murphy, Tim	

NOES—252

Ackerman	Capito	DeFazio
Altmire	Capps	DeGette
Andrews	Capuano	Delahunt
Arcuri	Cardoza	DeLauro
Baca	Carnahan	Dent
Baird	Carson	Dicks
Baldwin	Castor	Dingell
Barrow	Chandler	Doggett
Bean	Christensen	Donnelly
Becerra	Clarke	Doyle
Berkley	Clay	Edwards
Berman	Cleaver	Ellison
Berry	Clyburn	Ellsworth
Bishop (GA)	Cohen	Emanuel
Bishop (NY)	Conyers	Engel
Blumenauer	Cooper	English (PA)
Bordallo	Costa	Eshoo
Boren	Costello	Etheridge
Boswell	Courtney	Faleomavaega
Boucher	Cramer	Farr
Boyd (FL)	Crowley	Fattah
Boyd (KS)	Cuellar	Ferguson
Brady (PA)	Cummings	Filner
Braley (IA)	Davis (AL)	Frank (MA)
Brown, Corrine	Davis (CA)	Frelinghuysen
Butterfield	Davis (IL)	Gerlach
Calvert	Davis, Lincoln	Giffords

Gillibrand	Markey	Salazar
Gonzalez	Marshall	Sánchez, Linda
Gordon	Matheson	T.
Green, Al	Matsui	Sanchez, Loretta
Green, Gene	McCarthy (NY)	Sarbanes
Grijalva	McCollum (MN)	Saxton
Gutierrez	McDermott	Schakowsky
Hall (NY)	McGovern	Schiff
Hare	McHugh	Schwartz
Harman	McIntyre	Scott (GA)
Hastings (FL)	McKeon	Scott (VA)
Herseth Sandlin	McNerney	Serrano
Higgins	McNulty	Sestak
Hill	Meek (FL)	Shea-Porter
Hinchey	Meeks (NY)	Sherman
Hinojosa	Melancon	Shuler
Hirono	Michaud	Sires
Hodes	Miller (NC)	Skelton
Holden	Miller, Gary	Slaughter
Holt	Miller, George	Smith (NJ)
Honda	Mitchell	Smith (WA)
Hooley	Mollohan	Snyder
Hoyer	Moore (KS)	Solis
Inslee	Moore (WI)	Space
Israel	Moran (VA)	Spratt
Jackson (IL)	Murphy (CT)	Stark
Jackson-Lee	Murphy, Patrick	Stupak
(TX)	Murtha	Tanner
Jefferson	Nadler	Tauscher
Johnson (GA)	Napolitano	Taylor
Johnson, E. B.	Neal (MA)	Thompson (CA)
Jones (OH)	Oberstar	Thompson (MS)
Kagen	Obey	Tierney
Kanjorski	Olver	Towns
Kaptur	Ortiz	Udall (CO)
Kennedy	Pallone	Udall (NM)
Kildee	Pascrell	Upton
Kilpatrick	Pastor	Van Hollen
Kind	Payne	Velázquez
Klein (FL)	Perlmutter	Visclosky
Kucinich	Peterson (MN)	Walden (OR)
Lampson	Platts	Walsh (NY)
Langevin	Pomeroy	Walz (MN)
Lantos	Porter	Wasserman
Larsen (WA)	Price (NC)	Schultz
Larson (CT)	Rahall	Waters
Lee	Ramstad	Watson
Levin	Rangel	Watt
Lewis (CA)	Reichert	Waxman
Lewis (GA)	Reyes	Weiner
Lipinski	Richardson	Welch (VT)
LoBiondo	Rodriguez	Wexler
Loeb sack	Ross	Wilson (OH)
Lofgren, Zoe	Rothman	Woolsey
Lowey	Roybal-Allard	Wu
Lynch	Ruppersberger	Wynn
Mahoney (FL)	Rush	Yarmuth
Maloney (NY)	Ryan (OH)	Young (FL)

TIBET NOT VOTING—10

Abercrombie	Davis, Jo Ann	Sutton
Allen	Jindal	Tancredo
Carney	Knollenberg	
Cubin	Norton	

So the amendment was not agreed to. After some further time, The SPEAKER pro tempore, Mr. HOLDEN, assumed the Chair.

When Mrs. JONES of Ohio, Chairman, pursuant to House Resolution 650, reported the bill, as amended, by said resolution, back to the House with further sundry amendments adopted by the Committee.

The previous question having been ordered by said resolution.

Pursuant to House Resolution 650, the amendment in the nature of a substitute, recommended by the Committee on Financial Services, as modified by the amendment printed in part A of House Report 110-330, was considered as agreed to.

The following further amendments, reported from the Committee of the Whole House on the state of the Union, were agreed to:

Strike line 19 on page 4 and all that follows through page 5, line 22, and insert the following:

**SEC. 3. MAXIMUM PRINCIPAL LOAN OBLIGATION.**

Section 203(b)(2) of the National Housing Act (12 U.S.C. 1709(b)(2)(A)) is amended by



striking subparagraph (A) and inserting the following new subparagraph:

“(A) not to exceed the lesser of—

“(i) in the case of a 1-family residence, 125 percent of the median 1-family house price in the area, as determined by the Secretary; and in the case of a 2-, 3-, or 4-family residence, the percentage of such median price that bears the same ratio to such median price as the dollar amount limitation in effect for 2007 under section 305(a)(2) of the Federal Home Loan Mortgage Corporation Act (12 U.S.C. 1454(a)(2)) for a 2-, 3-, or 4-family residence, respectively, bears to the dollar amount limitation in effect for 2007 under such section for a 1-family residence; or

“(ii) 175 percent of the dollar amount limitation in effect for 2007 under such section 305(a)(2) for a residence of the applicable size (without regard to any authority to increase such limitations with respect to properties located in Alaska, Guam, Hawaii, or the Virgin Islands), except that each such maximum dollar amount shall be adjusted effective January 1 of each year beginning with 2008, by adding to or subtracting from each such amount (as it may have been previously adjusted) a percentage thereof equal to the percentage increase or decrease, during the most recently completed 12-month or 4-quarter period ending before the time of determining such annual adjustment, in an housing price index developed or selected by the Secretary for purposes of adjustments under this clause;

except that the dollar amount limitation in effect under this subparagraph for any size residence for any area may not be less than the greater of (I) the dollar amount limitation in effect under this section for the area on October 21, 1998, or (II) 65 percent of the dollar amount limitation in effect for 2007 under such section 305(a)(2) for a residence of the applicable size, as such limitation is adjusted by any subsequent percentage adjustments determined under clause (i) of this subparagraph; and except that, if the Secretary determines that market conditions warrant such an increase, the Secretary may, for such period as the Secretary considers appropriate, increase the maximum dollar amount limitation determined pursuant to the preceding provisions of this subparagraph with respect to any particular size or sizes of residences, or with respect to residences located in any particular area or areas, to an amount that does not exceed the maximum dollar amount then otherwise in effect pursuant to the preceding provisions of this subparagraph for such size residence, or for such area (if applicable), by not more than \$100,000; and”.

Page 7, strike line 10 and insert the following:

(2) in paragraph (9)—

(A) by striking the paragraph

Page 7, line 19, strike the last period and insert “; and”.

Page 7, after line 19, insert the following:

(B) by inserting after the period at the end the following: “For purposes of this paragraph, the Secretary shall consider as cash or its equivalent any amounts gifted by a family member (as such term is defined in section 201), the mortgagor’s employer or labor union, or a qualified homeownership assistance entity, but only if there is no obligation on the part of the mortgagor to repay the gift: For purposes of the preceding sentence, the term ‘qualified homeownership assistance entity’ means any governmental agency or charity that has a program to provide homeownership assistance to low- and moderate-income families or first-time home buyers, or any private nonprofit organization that has such a program and evidences sufficient fiscal soundness to protect the fiscal integrity of the Mutual Mortgage Insur-

ance Fund by maintaining a minimum net worth of \$4,000,000 of acceptable assets.”.

Page 8, line 5, before the semicolon insert the following: “that will be occupied by the mortgagor as his or her principal residence”.

Page 8, strike lines 12 and 13, and insert the following:

“(iii)(I) is executed by a mortgagor who has not had any present ownership interest in a principal residence, and whose spouse has not had any such interest, during 12-month period ending upon purchase of the residence with the mortgage to which this paragraph applies, except that this subclause shall be considered a program to assist first-time homebuyers for purposes of section 956 of the Cranston-Gonzalez National Affordable Housing Act (42 U.S.C. 12713); or

“(II)(aa) is made to pay or prepay, and fully extinguish, the outstanding obligations under an existing mortgage or mortgages on the same property; and

“(bb) involves a principal obligation not exceeding the amount necessary to fully pay or prepay such outstanding obligations under the existing mortgage or mortgages, plus any charges and fees involved in such transaction and any charges and fees in connection with the payment or prepayment of such outstanding obligations.”

Page 24, after line 18, insert the following:

#### SEC. 11. REFINANCING MORTGAGES.

Section 203 of the National Housing Act (12 U.S.C. 1709) is amended by inserting after subsection (k) the following new subsection:

“(1) REFINANCING MORTGAGES.—

“(1) ESTABLISHMENT OF UNDERWRITING STANDARDS.—The Secretary shall establish underwriting standards that provide for insurance under this title of mortgage loans, and take actions to facilitate the availability of mortgage loans insured under this title, for qualified borrowers that are made for the purpose of paying or prepaying outstanding obligations under existing mortgages for borrowers that—

“(A) have existing mortgages with adverse terms or rates, or

“(B) do not have access to mortgages at reasonable rates and terms for such refinancings due to adverse market conditions.

“(2) INSURANCE OF MORTGAGES TO BORROWERS IN DEFAULT OR AT RISK OF DEFAULT.—In facilitating insurance for such mortgages, the Secretary may insure mortgages to borrowers who are, currently in default or at imminent risk of being in default, but only if such loans meet reasonable underwriting standards established by the Secretary”.

Page 38, strike lines 3 and 4, and insert the following:

“(1) equal to 1.5 percent of the maximum claim amount of the mortgage, except that the Secretary may adjust the limitation under this paragraph on the basis of an analysis of (A) costs to mortgagors, and (B) the impact on the reverse mortgage market;”.

Page 38, line 7, strike “and”.

Page 38, line 10, strike the first period and all that follows and insert “; and”.

Page 38, after line 10, insert the following:

“(5) apply beginning upon the date that the maximum dollar amount limitation on the benefits of insurance under this section is first increased pursuant to the amendments

made by section 19(a)(2) of the Expanding American Homeownership Act of 2007.”.

Page 39, lines 21 and 22, strike “, or mortgage broker, or correspondent lender.”.

Page 39, strike lines 23 and 24, and insert the following:

“(i) closes a mortgage in its name and underwrites the mortgage, services the mortgage, or both underwrites and services the mortgage;”.

Page 40, strike line 7, and insert the following:

“(iv) is licensed, under the laws of the State in which the property that is subject to the mortgage is located, to act as a lender in such State; and”.

Page 40, line 8, strike “(iv)” and insert “(v)”.

Page 40, line 14, insert a comma after “name”.

Page 40, line 15, strike “or” and insert “and does not”.

Page 40, after line 15, insert the following:

“(ii) is licensed, under the laws of the State in which the property that is subject to the mortgage is located, to act as a correspondent lender in such State;”.

Page 40, line 16, strike “(ii)” and insert “(iii)”.

Page 40, line 19, strike “in” and insert “that”.

Page 40, line 20, insert “is in” before “a form”.

Page 40, line 21, strike “and”

Page 40, line 22, strike “an amount of \$75,000” and insert “is in an aggregate amount, to be determined by the Secretary based on the aggregate principal amount of single-family mortgages insured under this title that are placed in a calendar year, which shall not be less than \$50,000 or more than \$100,000”.

Page 40, lines 24 and 25, strike “under regulations of” and insert “by”.

Page 41, line 5, strike “and”.

Page 41, after line 5, insert the following:

“(III) guarantees payment of any liability of the correspondent lender arising from its participation in the program, up to the penal sum of the surety bond; without regard to the number of years the bond remains in effect, the number of claims or claimants, and the number of premiums paid, in no event shall the aggregate liability of the surety exceed the penal sum of the bond; and

“(IV) may be cancelled by the surety as to future liability by giving 30 days notice in writing to the Secretary, except that any such cancellation shall not alter the liability of the surety for actions of the correspondent lender prior to the effective date of the cancellation; and”.

Page 41, line 6, strike “(iii)” and insert “(iv)”.

Page 41, line 7, before the period insert “, except that the Secretary shall not require any minimum net worth or certified financial statements”.

Page 41, strike lines 11 through 13, and insert the following:

“(i) closes the mortgage in the name of the lender, and does not underwrite and does not service the mortgage;”.

Page 41, line 22, before the period insert “, except that the Secretary shall not require any minimum net worth or certified financial statements”.

Page 57, lines 10 and 11, strike “two-year period beginning on the date of the enactment of this Act” and insert “four-year period beginning on the date that the Secretary of Housing and Urban Development first insures any mortgage pursuant to the automated process established under pilot program under section 258 of the National Housing Act (as added by the amendment made by subsection (a) of this section)”.

Page 57, strike “the” in line 13 and all that follows through “section)” in line 16 and insert “such automated process”.

Page 61, strike lines 3 through 21, and insert the following:

SEC. 28. DISCOUNT SALES OF MULTIFAMILY PROPERTIES.

There is authorized to be appropriated, for discount sales of multifamily real properties under section 207(l) or 246 of the National Housing Act (12 U.S.C. 1713(l), 1715z-11), section 203 of the Housing and Community Development Amendments of 1978 (12 U.S.C. 1701z-11), or section 204 of the Departments of Veterans Affairs and Housing and Urban Development, and Independent Agencies Appropriations Act, 1997 (12 U.S.C. 1715z-11a), and for discount loan sales under section 207(k) of the National Housing Act (12 U.S.C. 1713(k)), section 203 of the Housing and Community Development Amendments of 1978 (12 U.S.C. 1701z-11(k)), or section 204(a) of the Departments of Veterans Affairs and Housing and Urban Development, and Independent Agencies Appropriations Act, 1997 (12 U.S.C. 1715z-11a(a)), \$5,000,000, for fiscal year 2008.

Page 62, after line 13, insert the following new section:

SEC. 30. NONCOMPETITIVE SALES BY HUD TO STATES AND LOCALITIES.

Subtitle A of title II of the Deficit Reduction Act of 2005 (Public Law 109-171; 120 Stat. 7) is amended by adding at the end the following new section:

“SEC. 2004. NONCOMPETITIVE SALES IN FISCAL YEAR 2011.

“Notwithstanding any other provision of law, the Secretary may not sell any multifamily real property through any discount sale during fiscal year 2011 under the provisions of law referred to in section 2002(a) or any multifamily loan through any discount loan sale during such fiscal year under the provisions referred to in section 2002(b), unless the property or loan is sold for an amount that is equal to or greater than 60 percent of the property market value or loan market value, respectively.”.

Page 66, after line 25, insert the following new section:

SEC. 33. CIVIL MONEY PENALTIES FOR IMPROPERLY INFLUENCING APPRAISALS.

Paragraph (2) of section 536(b) of the National Housing Act (12 U.S.C. 1735f-14(b)(2)) is amended—

(1) in subparagraph (B), by striking “or” at the end;

(2) in subparagraph (C), by striking the period at the end and inserting “; or”; and

(3) by adding at the end the following new subparagraph:

“(D) in the case of an insured mortgage under title II for a 1- to 4-family residence, compensating, instructing, inducing, coercing, or intimidating any person who conducts an appraisal of the property in connection with such mortgage, or attempting to compensate, instruct, induce, coerce, or intimidate such a person, for the purpose of causing the appraised value assigned to the property under the appraisal to be based on any other factor other than the independent judgment of such person exercised in accordance with applicable professional standards.”.

Page 17, strike lines 3 through 16 and insert the following:

“(I) AT APPLICATION.—At the time of application for the loan involved in the mortgage, a list of counseling agencies, approved by the Secretary, in the area of the applicant.”.

Page 18, strike lines 20 through 22 and insert the following:

“(i) REQUIREMENT.—The Secretary shall require that the mortgagor shall”.

Page 19, strike lines 4 through 5 and insert the following:

“(I) prior to closing for the loan involved in the mortgage;”.

Page 35, after line 24, insert the following:

(2) in subsection (b)(4), by striking subparagraph (B) and inserting the following new subparagraph:

“(B) under a lease that has a term that ends no earlier than the minimum number of years, as specified by the Secretary, beyond the actuarial life expectancy of the mortgagor or comortgagor, whichever is the later date.”.

Page 35, line 25, strike “(2)” and insert “(3)”.

Page 36, line 7, strike “(3)” and insert “(4)”.

Page 36, line 9, strike “(4)” and insert “(5)”.

Page 66, after line 25, insert the following new section:

SEC. 31. MORTGAGE INSURANCE PREMIUM REFUNDS.

(a) AUTHORITY.—The Secretary of Housing and Urban Development shall, to the extent that amounts are made available pursuant to subsection (c), provide refunds of unearned premium charges paid, at the time of insurance, for mortgage insurance under title II of the National Housing Act (12 U.S.C. 1707 et seq.) to or on behalf of mortgagors under mortgages described in subsection (b).

(b) ELIGIBLE MORTGAGES.—A mortgage described in this section is a mortgage on a one- to four-family dwelling that—

(1) was insured under title II of the National Housing Act (12 U.S.C. 1707 et seq.);

(2) is otherwise eligible, under the last sentence of subparagraph (A) of section 203(c)(2) of such Act (12 U.S.C. 1709(c)(2)(A)), for a refund of all unearned premium charges paid on the mortgage pursuant to such subparagraph, except that the mortgage—

(A) was closed before December 8, 2004; and

(B) was endorsed on or after such date.

(c) AUTHORIZATION OF APPROPRIATIONS.—There is authorized to be appropriated for each fiscal year such sums as may be necessary to provide refunds of unearned mortgage insurance premiums pursuant to this section.

The bill, as amended, was ordered to be engrossed and read a third time, was read a third time by title.

Mr. PRICE of Georgia, moved to recommit the bill to the Committee on Financial Services with instructions to report the bill back to the House promptly with the following amendment:

Page 64, strike line 6, and insert the following:

(4) AFFORDABLE HOUSING FUND.—

(A) IN GENERAL.—For each fis-

Page 64, after line 13, insert the following:

“(B) LIMITATION ON USE OF FUNDS.—

“(i) IN GENERAL.—Amounts made available pursuant to subparagraph (A) for affordable housing fund referred to in such subparagraph may not be used for, or on behalf of, any individual or household unless the individual provides, or, in the case of a household, all adult members of the household provide, personal identification in one of the following forms:

“(I) SOCIAL SECURITY CARD WITH PHOTO IDENTIFICATION CARD OR REAL ID ACT IDENTIFICATION.—

“(aa) A social security card accompanied by a photo identification card issued by the Federal Government or a State Government; or

“(bb) A driver’s license or identification card issued by a State in the case of a State that is in compliance with title II of the REAL ID Act of 2005 (title II of division B of Public Law 109-13; 49 U.S.C. 30301 note).

“(II) PASSPORT.—A passport issued by the United States or a foreign government.

“(III) USCIS PHOTO IDENTIFICATION CARD.—A photo identification card issued by the Secretary of Homeland Security (acting through the Director of the United States Citizenship and Immigration Services).

“(ii) REGULATIONS.—The Federal official responsible for administering the affordable housing fund referred to in subparagraph (A) shall, by regulation, require that each grantee and recipient of assistance from such fund take such actions as such official considers necessary to ensure compliance with the requirements of clause (i).”.

After debate,

By unanimous consent, the previous question was ordered on the motion to recommit with instructions.

The question being put, viva voce,

Will the House recommit said bill with instructions?

The SPEAKER pro tempore, Mr. HOLDEN, announced that the nays had it.

Mr. PRICE of Georgia demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The vote was taken by electronic device.

It was decided in the { Yeas ..... 209 negative ..... } Nays ..... 216

¶120.18 [Roll No. 875] YEAS—209
Aderholt Blackburn Buyer
Akin Blunt Calvert
Alexander Boehner Camp (MI)
Altmire Bonner Campbell (CA)
Bachmann Bono Cannon
Bachus Boozman Cantor
Baker Boswell Capito
Barrett (SC) Boustany Carter
Barrow Brady (TX) Castle
Bartlett (MD) Broun (GA) Chabot
Barton (TX) Brown (SC) Coble
Bean Brown-Waite, Cole (OK)
Biggart Ginny Conaway
Bilbray Buchanan Crenshaw
Bilirakis Burgess Culberson
Bishop (UT) Burton (IN) Davis (KY)

Davis, David  
 Davis, Tom  
 Deal (GA)  
 DeFazio  
 Dent  
 Diaz-Balart, L.  
 Diaz-Balart, M.  
 Donnelly  
 Doolittle  
 Drake  
 Dreier  
 Duncan  
 Ehlers  
 Ellsworth  
 Emerson  
 English (PA)  
 Everrett  
 Fallin  
 Feeney  
 Ferguson  
 Flake  
 Forbes  
 Fortenberry  
 Fossella  
 Foxx  
 Franks (AZ)  
 Frelinghuysen  
 Gallegly  
 Garrett (NJ)  
 Gerlach  
 Giffords  
 Gilchrest  
 Gingrey  
 Gohmert  
 Goode  
 Goodlatte  
 Granger  
 Graves  
 Hall (TX)  
 Hastert  
 Hastings (WA)  
 Hayes  
 Heller  
 Hensarling  
 Herger  
 Hobson  
 Hoekstra  
 Hulshof  
 Hunter  
 Inglis (SC)  
 Issa  
 Johnson (IL)  
 Johnson, Sam  
 Jones (NC)  
 Jordan

Keller  
 King (IA)  
 King (NY)  
 Kingston  
 Kirk  
 Kline (MN)  
 Kuhl (NY)  
 LaHood  
 Lamborn  
 Drake  
 Latham  
 LaTourette  
 Lewis (CA)  
 Lewis (KY)  
 Linder  
 LoBiondo  
 Lucas  
 Lungren, Daniel  
 E.  
 Mack  
 Manzullo  
 Marchant  
 Marshall  
 McCarthy (CA)  
 McCaul (TX)  
 McCotter  
 McCrery  
 McHenry  
 McHugh  
 McIntyre  
 McKeon  
 McMorris  
 Rodgers  
 Mica  
 Miller (FL)  
 Miller (MI)  
 Miller, Gary  
 Mitchell  
 Moran (KS)  
 Murphy, Patrick  
 Murphy, Tim  
 Musgrave  
 Myrick  
 Neugebauer  
 Nunes  
 Paul  
 Pearce  
 Pence  
 Peterson (PA)  
 Petri  
 Pickering  
 Pitts  
 Platts  
 Poe  
 Porter

Price (GA)  
 Pryce (OH)  
 Putnam  
 Radanovich  
 Ramstad  
 Regula  
 Kline (MN)  
 Kuhl (NY)  
 LaHood  
 Reynolds  
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 Rogers (AL)  
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 Rohrabacher  
 Ros-Lehtinen  
 Roskam  
 Royce  
 Ryan (WI)  
 Saxton  
 Schmidt  
 Sensenbrenner  
 Sessions  
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 Shays  
 Shimkus  
 Shuler  
 Shuster  
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 Smith (NE)  
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 Smith (TX)  
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 Sullivan  
 Terry  
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 Walden (OR)  
 Walsh (NY)  
 Wamp  
 Weldon (FL)  
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 Westmoreland  
 Whitfield  
 Wicker  
 Wilson (NM)  
 Wilson (SC)  
 Wolf  
 Young (AK)  
 Young (FL)

Melancon  
 Michaud  
 Miller (NC)  
 Miller, George  
 Mollohan  
 Moore (KS)  
 Moore (WI)  
 Moran (VA)  
 Murphy (CT)  
 Murtha  
 Nadler  
 Napolitano  
 Neal (MA)  
 Oberstar  
 Obey  
 Oliver  
 Ortiz  
 Pallone  
 Pascrell  
 Scott (VA)  
 Serrano  
 Payne  
 Pelosi  
 Perlmutter  
 Sherman  
 Sires  
 Skelton  
 Slaughter  
 Smith (WA)  
 Snyder  
 Solis  
 Spratt  
 Reyes  
 Allen  
 Carney  
 Cubin

Richardson  
 Rodriguez  
 Ross  
 Rothman  
 Roybal-Allard  
 Ruppelberger  
 Rush  
 Ryan (OH)  
 Salazar  
 Sali  
 Sánchez, Linda  
 T.  
 Sanchez, Loretta  
 Sarbanes  
 Schakowsky  
 Schiff  
 Schwartz  
 Scott (GA)  
 Scott (VA)  
 Serrano  
 Sestak  
 Shea-Porter  
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 Skelton  
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 Smith (WA)  
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 Spratt  
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 Sutton  
 Tanner  
 Tauscher  
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 Thompson (CA)  
 Thompson (MS)  
 Tierney  
 Towns  
 Udall (CO)  
 Udall (NM)  
 Van Hollen  
 Velazquez  
 Visclosky  
 Walz (MN)  
 Wasserman  
 Schultze  
 Waters  
 Watson  
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 Waxman  
 Weiner  
 Welch (VT)  
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 Wilson (OH)  
 Woolsey  
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Green, Gene  
 Grijalva  
 Gutierrez  
 Hall (NY)  
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 Hare  
 Harman  
 Hastings (FL)  
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 Herseth Sandlin  
 Higgins  
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 Hinojosa  
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 Hobson  
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 Honda  
 Hooley  
 Hoyer  
 Hulshof  
 Hunter  
 Inslee  
 Israel  
 Jackson (IL)  
 Jackson-Lee  
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 Jefferson  
 Johnson (GA)  
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 Johnson, E. B.  
 Jones (NC)  
 Jones (OH)  
 Kagen  
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 Kilpatrick  
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 King (NY)  
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 Larsen (WA)  
 Larson (CT)  
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 LaTourette  
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 Lewis (KY)  
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 Lofgren, Zoe  
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 Lungren, Daniel  
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 Lynch  
 Mahoney (FL)  
 Maloney (NY)  
 Marchant  
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 Matheson  
 Matsui  
 McCarthy (CA)

McCarty (NY)  
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 Meek (FL)  
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 Miller (MI)  
 Miller (NC)  
 Miller, Gary  
 Miller, George  
 Mitchell  
 Mollohan  
 Moore (KS)  
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 Murphy, Patrick  
 Murphy, Tim  
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 Nadler  
 Napolitano  
 Neal (MA)  
 Oberstar  
 Obey  
 Oliver  
 Ortiz  
 Thompson (CA)  
 Thompson (MS)  
 Thornberry  
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 Tiberi  
 Tierney  
 Towns  
 Turner  
 Udall (CO)  
 Udall (NM)  
 Upton  
 Van Hollen  
 Velazquez  
 Visclosky  
 Walberg  
 Walden (OR)  
 Walsh (NY)  
 Walz (MN)  
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 Wasserman  
 Schultze  
 Waters  
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 Watt  
 Waxman  
 Weiner  
 Welch (VT)  
 Weldon (FL)  
 Weller  
 Westmoreland  
 Wexler  
 Whitfield  
 Wicker  
 Roybal-Allard  
 Ruppelberger  
 Wilson (OH)  
 Wolf  
 Woolsey  
 Wu  
 Wynn  
 Yarmuth  
 Young (AK)  
 Young (FL)

NOT VOTING—8

Davis, Jo Ann  
 Jindal  
 Knollenberg  
 McNerney  
 Tancredo

So the motion to recommit with instructions was not agreed to.  
 The question being put, viva voce,  
 Will the House pass said bill?  
 The SPEAKER pro tempore, Mr. HOLDEN, announced that the yeas had it.  
 Mr. KIRK demanded a recorded vote on passage of said bill, which demand was supported by one-fifth of a quorum, so a recorded vote was ordered.  
 The vote was taken by electronic device.  
 It was decided in the

Yeas ..... 348  
 Nays ..... 72

NAYS—216

Abercrombie  
 Ackerman  
 Andrews  
 Arcuri  
 Baca  
 Baird  
 Baldwin  
 Becerra  
 Berkeley  
 Berman  
 Berry  
 Bishop (GA)  
 Bishop (NY)  
 Blumenauer  
 Boren  
 Boucher  
 Boyd (FL)  
 Boyd (KS)  
 Brady (PA)  
 Braley (IA)  
 Brown, Corrine  
 Butterfield  
 Capps  
 Capuano  
 Cardoza  
 Carnahan  
 Carson  
 Castor  
 Chandler  
 Clarke  
 Clay  
 Cleaver  
 Clyburn  
 Cohen  
 Conyers  
 Cooper  
 Costa  
 Costello  
 Courtney  
 Cramer  
 Crowley  
 Cuellar  
 Cummings

Davis (AL)  
 Davis (CA)  
 Davis (IL)  
 Davis, Lincoln  
 DeGette  
 Delahunt  
 DeLauro  
 Dicks  
 Dingell  
 Doggett  
 Berman  
 Doyle  
 Edwards  
 Ellison  
 Emanuel  
 Engel  
 Eshoo  
 Etheridge  
 Farr  
 Fattah  
 Filner  
 Frank (MA)  
 Gillibrand  
 Gonzalez  
 Gordon  
 Green, Al  
 Green, Gene  
 Grijalva  
 Gutierrez  
 Hall (NY)  
 Hare  
 Harman  
 Hastings (FL)  
 Herseth Sandlin  
 Higgins  
 Hill  
 Hinchey  
 Hinojosa  
 Hirono  
 Hodes  
 Holden  
 Holt  
 Crowley  
 Cuellar  
 Cummings

Hoyer  
 Inslee  
 Israel  
 Jackson (IL)  
 Jackson-Lee  
 (TX)  
 Jefferson  
 Johnson (GA)  
 Johnson, E. B.  
 Jones (OH)  
 Kagen  
 Kanjorski  
 Kaptur  
 Kennedy  
 Kildee  
 Kilpatrick  
 Kind  
 Klein (FL)  
 Kucinich  
 Langevin  
 Lantos  
 Larsen (WA)  
 Larson (CT)  
 Lee  
 Levin  
 Lewis (GA)  
 Lipinski  
 Loeb sack  
 Lofgren, Zoe  
 Lowey  
 Lynch  
 Mahoney (FL)  
 Maloney (NY)  
 Markey  
 Matheson  
 Matsui  
 McCarthy (NY)  
 McCollum (MN)  
 McDermott  
 McGovern  
 McNulty  
 Meek (FL)  
 Meeks (NY)

Camp (MI)  
 Capito  
 Capps  
 Capuano  
 Cardoza  
 Carnahan  
 Carson  
 Carter  
 Castle  
 Castor  
 Chabot  
 Chandler  
 Clarke  
 Clay  
 Cleaver  
 Clyburn  
 Coble  
 Cohen  
 Cole (OK)  
 Conyers  
 Cooper  
 Costa  
 Costello  
 Courtney  
 Cramer  
 Crenshaw  
 Crowley  
 Cuellar  
 Cummings  
 Davis (AL)  
 Davis (CA)  
 Davis (IL)  
 Davis, David  
 Davis, Lincoln  
 Davis, Tom  
 DeFazio  
 DeGette  
 Delahunt  
 DeLauro  
 Dent

Diaz-Balart, L.  
 Diaz-Balart, M.  
 Dicks  
 Dingell  
 Doggett  
 Donnelly  
 Doolittle  
 Doyle  
 Drake  
 Duncan  
 Edwards  
 Ellison  
 Ellsworth  
 Emanuel  
 Emerson  
 Engel  
 English (PA)  
 Eshoo  
 Etheridge  
 Everrett  
 Fallin  
 Farr  
 Fattah  
 Ferguson  
 Filner  
 Fortenberry  
 Fossella  
 Frank (MA)  
 Frelinghuysen  
 Gallegly  
 Gerlach  
 Giffords  
 Gilchrest  
 Gillibrand  
 Gohmert  
 Gonzalez  
 Cannon  
 Cantor  
 Conaway  
 Culberson  
 Davis (KY)

Richardson  
 Rodriguez  
 Ross  
 Rothman  
 Roybal-Allard  
 Ruppelberger  
 Rush  
 Ryan (OH)  
 Salazar  
 Sali  
 Sánchez, Linda  
 T.  
 Sanchez, Loretta  
 Sarbanes

Saxton  
 Schakowsky  
 Schiff  
 Schmidt  
 Schwartz  
 Scott (GA)  
 Scott (VA)  
 Serrano  
 Sessions  
 Sestak  
 Shays  
 Shea-Porter  
 Sherman  
 Shimkus  
 Shuler  
 Shuster  
 Simpson  
 Sires  
 Skelton  
 Slaughter  
 Smith (NE)  
 Smith (NJ)  
 Smith (TX)  
 Smith (WA)  
 Snyder  
 Solis  
 Souder  
 Space  
 Spratt  
 Stark  
 Stupak  
 Sutton  
 Tanner  
 Tauscher  
 Taylor  
 Terry  
 Thompson (CA)  
 Thompson (MS)  
 Thornberry  
 Tiahrt  
 Tiberi  
 Tierney  
 Towns  
 Turner  
 Udall (CO)  
 Udall (NM)  
 Upton  
 Van Hollen  
 Velazquez  
 Visclosky  
 Walberg  
 Walden (OR)  
 Walsh (NY)  
 Walz (MN)  
 Wamp  
 Wasserman  
 Schultze  
 Waters  
 Watson  
 Watt  
 Waxman  
 Weiner  
 Welch (VT)  
 Weldon (FL)  
 Weller  
 Westmoreland  
 Wexler  
 Whitfield  
 Wicker  
 Wilson (NM)  
 Wilson (OH)  
 Wolf  
 Woolsey  
 Wu  
 Wynn  
 Yarmuth  
 Young (AK)  
 Young (FL)

NOES—72

Deal (GA)  
 Dreier  
 Ehlers  
 Kline (MN)  
 Lamborn  
 Linder  
 Lucas  
 Mack  
 Manzullo  
 McCrery  
 McHenry  
 Mica  
 Miller (FL)  
 Musgrave  
 Myrick  
 Neugebauer  
 Paul  
 Pearce  
 Pence  
 Petri  
 Price (GA)

Putnam Ryan (WI) Stearns  
 Radanovich Sali Sullivan  
 Roskam Sensenbrenner Tancredo  
 Royce Shadegg Wilson (SC)

NOT VOTING—12

Allen Cubin Knollenberg  
 Andrews Davis, Jo Ann Murphy (CT)  
 Berman Green, Al Nunes  
 Carney Jindal Pickering

So the bill was passed.

A motion to reconsider the vote whereby said bill was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said bill.

¶120.20 H.R. 3096—UNFINISHED BUSINESS

The SPEAKER pro tempore, Mr. HOLDEN, pursuant to clause 8, rule XX, announced the unfinished business to be the motion to suspend the rules and pass the bill (H.R. 3096) to promote freedom and democracy in Vietnam; as amended.

The question being put,

Will the House suspend the rules and pass said bill, as amended?

The vote was taken by electronic device.

It was decided in the { Yeas ..... 414  
 affirmative ..... } Nays ..... 3

¶120.21 [Roll No. 877]

YEAS—414

Abercrombie Cannon Ellsworth  
 Ackerman Emanuel  
 Aderholt Capito Emerson  
 Akin Capps Engel  
 Alexander Capuano English (PA)  
 Altmire Cardoza Eshoo  
 Andrews Carnahan Etheridge  
 Arcuri Carson Everett  
 Baca Carter Fallin  
 Bachmann Castle Farr  
 Bachus Castor Fattah  
 Baird Chabot Feeney  
 Baker Chandler Ferguson  
 Baldwin Clarke Filner  
 Barrett (SC) Clay Forbes  
 Barrow Cleaver Fortenberry  
 Bartlett (MD) Clyburn Fossella  
 Barton (TX) Coble Foxx  
 Bean Cohen Frank (MA)  
 Becerra Cole (OK) Franks (AZ)  
 Berkley Conaway Frelinghuysen  
 Berman Conyers Gallegly  
 Berry Cooper Garrett (NJ)  
 Biggert Costa Gerlach  
 Bilbray Costello Giffords  
 Bilirakis Courtney Gilchrest  
 Bishop (GA) Cramer Gillibrand  
 Bishop (NY) Crenshaw Gingrey  
 Bishop (UT) Crowley Gohmert  
 Blackburn Culberson Gonzalez  
 Blumenauer Cummings Goode  
 Blunt Davis (AL) Goodlatte  
 Boehner Davis (CA) Gordon  
 Bonner Davis (IL) Granger  
 Bono Davis (KY) Graves  
 Boozman Davis, David Green, Al  
 Boren Davis, Lincoln Green, Gene  
 Boswell Davis, Tom Grijalva  
 Boucher Deal (GA) Gutierrez  
 Boustany DeFazio Hall (NY)  
 Boyd (FL) DeGette Hall (TX)  
 Boyda (KS) Delahunt Hare  
 Brady (PA) DeLauro Harman  
 Brady (TX) Dent Hastert  
 Braley (IA) Diaz-Balart, L. Hastings (FL)  
 Brown (GA) Diaz-Balart, M. Hastings (WA)  
 Brown (SC) Dicks Hayes  
 Brown, Corrine Dingell Heller  
 Brown-Waite, Doggett Hensarling  
 Ginny Donnelly Herger  
 Burgess Doolittle Herseth Sandlin  
 Burton (IN) Doyle Higgins  
 Butterfield Drake Hill  
 Buyer Dreier Hinchey  
 Calvert Duncan Hinojosa  
 Camp (MI) Ehlers Hirono  
 Campbell (CA) Ellison Hobson

Hodes McNeerney  
 Hoeckstra McNulty  
 Holden Meek (FL)  
 Holt Meeke (NY)  
 Honda Melancon  
 Hooley Mica  
 Hoyer Michaud  
 Hunter Miller (FL)  
 Inglis (SC) Miller (MI)  
 Inslee Miller (NC)  
 Israel Miller, Gary  
 Issa Miller, George  
 Jackson (IL) Mitchell  
 Jackson-Lee Mollohan  
 (TX) Moore (KS)  
 Jefferson Moore (WI)  
 Johnson (GA) Moran (KS)  
 Johnson (IL) Moran (VA)  
 Johnson, E. B. Murphy (CT)  
 Johnson, Sam Murphy, Patrick  
 Jones (NC) Murphy, Tim  
 Jones (OH) Murtha  
 Jordan Myrick  
 Kagen Nadler  
 Kanjorski Napolitano  
 Kaptur Neal (MA)  
 Keller Neugebauer  
 Kennedy Nunes  
 Kildee Oberstar  
 Kilpatrick Obey  
 Kind Oliver  
 King (IA) Ortiz  
 King (NY) Pallone  
 Kingston Pascrell  
 Klein (FL) Pastor  
 Kline (MN) Payne  
 Kuhl (NY) Pearce  
 LaHood Pence  
 Lamborn Perlmutter  
 Lampson Peterson (MN)  
 Langevin Peterson (PA)  
 Lantos Petri  
 Larsen (WA) Pickering  
 Larson (CT) Pitts  
 Latham Platts  
 LaTourette Lee  
 Lee Pomeroy  
 Levin Porter  
 Lewis (CA) Price (GA)  
 Lewis (GA) Price (NC)  
 Putnam Putnam  
 Radanovich Radanovich  
 Rahall Rahall  
 Ramstad Ramstad  
 Rangel Rangel  
 Regula Regula  
 Rehberg Rehberg  
 Reichert Reichert  
 Renzi Renzi  
 Reyes Reyes  
 Reynolds Reynolds  
 Richardon Richardon  
 Rodriguez Rodriguez  
 Rogers (AL) Rogers (AL)  
 Rogers (KY) Rogers (MI)  
 Rohrabacher Rohrabacher  
 Ros-Lehtinen Ros-Lehtinen  
 Roskam Roskam  
 Ross Ross  
 Rothman Rothman  
 Roybal-Allard Roybal-Allard  
 Royce Royce  
 Ruppertsberger Ruppertsberger  
 Rush Rush  
 Ryan (OH) Ryan (OH)  
 Ryan (WI) Ryan (WI)  
 Salazar Salazar  
 Sali Sali  
 Sanchez, Linda Sanchez, Linda  
 T. T.  
 Sanchez, Loretta Sanchez, Loretta  
 Sarbanes Sarbanes  
 Saxton Saxton

NAYS—3

Flake Paul Tancredo

NOT VOTING—15

Allen Davis, Jo Ann Knollenberg  
 Buchanan Edwards Kucinich  
 Carney Hulshof Musgrave  
 Cubin Jindal Pryce (OH)  
 Cuellar Kirk Towns

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill, as amended, was passed.

Schakowsky Schakowsky  
 Schiff Schiff  
 Schmidt Schmidt  
 Schwartz Schwartz  
 Scott (GA) Scott (GA)  
 Scott (VA) Scott (VA)  
 Sensenbrenner Sensenbrenner  
 Serrano Serrano  
 Sessions Sessions  
 Sestak Sestak  
 Shadegg Shadegg  
 Shays Shays  
 Shea-Porter Shea-Porter  
 Sherman Sherman  
 Shimkus Shimkus  
 Shuler Shuler  
 Shuster Shuster  
 Simpson Simpson  
 Sires Sires  
 Skelton Skelton  
 Slaughter Slaughter  
 Smith (NE) Smith (NE)  
 Smith (NJ) Smith (NJ)  
 Smith (TX) Smith (TX)  
 Smith (WA) Smith (WA)  
 Snyder Snyder  
 Solis Solis  
 Souder Souder  
 Space Space  
 Spratt Spratt  
 Stark Stark  
 Stearns Stearns  
 Stupak Stupak  
 Sullivan Sullivan  
 Sutton Sutton  
 Tanner Tanner  
 Tauscher Tauscher  
 Taylor Taylor  
 Terry Terry  
 Thompson (CA) Thompson (CA)  
 Thompson (MS) Thompson (MS)  
 Thornberry Thornberry  
 Tiahrt Tiahrt  
 Tiberi Tiberi  
 Tierney Tierney  
 Turner Turner  
 Udall (CO) Udall (CO)  
 Udall (NM) Udall (NM)  
 Upton Upton  
 Van Hollen Van Hollen  
 Velazquez Velazquez  
 Visclosky Visclosky  
 Walberg Walberg  
 Walden (OR) Walden (OR)  
 Walsh (NY) Walsh (NY)  
 Walz (MN) Walz (MN)  
 Wamp Wamp  
 Wasserman Wasserman  
 Schultz Schultz  
 Waters Waters  
 Watson Watson  
 Watt Watt  
 Waxman Waxman  
 Weiner Weiner  
 Welch (VT) Welch (VT)  
 Weldon (FL) Weldon (FL)  
 Weller Weller  
 Westmoreland Westmoreland  
 Wexler Wexler  
 Whitfield Whitfield  
 Wicker Wicker  
 Wilson (NM) Wilson (NM)  
 Wilson (OH) Wilson (OH)  
 Wilson (SC) Wilson (SC)  
 Wolf Wolf  
 Woolsey Woolsey  
 Wu Wu  
 Wynn Wynn  
 Yarmuth Yarmuth  
 Young (AK) Young (AK)  
 Young (FL) Young (FL)

A motion to reconsider the vote whereby the rules were suspended and said bill, as amended, was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said bill.

¶120.22 CLERK TO CORRECT ENGROSSMENT—H.R. 1852

On motion of Mr. FRANK of Massachusetts, by unanimous consent,

Ordered, That in the engrossment of the bill (H.R. 1852) to modernize and update the National Housing Act and enable the Federal Housing Administration to use risk-based pricing to more effectively reach underserved borrowers, and for other purposes; the Clerk be authorized to make technical corrections in spelling, punctuation, section numbering and cross-referencing, and the insertion of appropriate headings.

¶120.23 VIETNAM VETERANS MEMORIAL

Ms. SHEA-PORTER moved to suspend the rules and agree to the following resolution (H. Res. 326); as amended:

Whereas the Vietnam Veterans Memorial marks the 25th anniversary of its dedication in 2007;

Whereas the Memorial commemorates the sacrifice of more than 58,000 men and women who lost their lives during the Vietnam War;

Whereas the Memorial honors the sacrifice of the 153,303 men and women who were wounded during the conflict;

Whereas the Memorial honors the more than 3,000,000 men and women who served in the United States Armed Forces in Southeast Asia;

Whereas the Memorial has served as a powerful force for national healing;

Whereas over four million people visit the Memorial each year to pay tribute to lost loved ones and remember the sacrifice of those who served the United States during the Vietnam War; and

Whereas the Memorial is a testament to the dedication of the private individuals and corporations that raised \$8,400,000 to build the Memorial: Now, therefore, be it

Resolved, That the House of Representatives—

(1) honors the sacrifice of the men and women who lost their lives in service of the United States during the Vietnam War;

(2) recognizes the service of the men and women who were members of the United States Armed Forces during the Vietnam War; and

(3) commemorates the 25th anniversary of the dedication of the Vietnam Veterans Memorial.

The SPEAKER pro tempore, Mr. HOLDEN, recognized Ms. SHEA-PORTER and Mr. GINGREY, each for 20 minutes.

After debate, The question being put, viva voce, Will the House suspend the rules and agree to said resolution, as amended?

The SPEAKER pro tempore, Mr. HOLDEN, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said resolution, as amended, was agreed to.

A motion to reconsider the vote whereby the rules were suspended and

said resolution, as amended, was agreed to was, by unanimous consent, laid on the table.

#### ¶120.24 65TH INFANTRY BORINQUEENERS

Ms. SHEA-PORTER moved to suspend the rules and agree to the following resolution (H. Res. 443); as amended:

Whereas the 65th Infantry Regiment, the only Hispanic-segregated unit in United States military history, was mandated by Congress to be comprised primarily of Puerto Ricans;

Whereas the 65th Infantry Regiment became better known as the Borinqueneers from the word Borinque, the name that the native Taino Indians called Puerto Rico;

Whereas the Borinqueneers, throughout their service in World War I, World War II, and, most notably, the Korean War, served with distinction;

Whereas the Borinqueneers demonstrated their military prowess in Korea and earned the respect and admiration of their fellow soldiers and military authorities, most notably General Douglas MacArthur;

Whereas the Borinqueneers were sent to battle on the front lines in Korea and participated in nine major campaigns during the Korean War;

Whereas the Borinqueneers made valuable contributions to the war effort, including by suffering a tremendous number of casualties that was disproportionate to the population of Puerto Rico;

Whereas the 65th Infantry Borinqueneers earned well-deserved praise, including two United States Presidential Unit Citations, a Meritorious Unit Commendation, and two Republic of Korea Unit Citations;

Whereas the 65th Infantry Regiment 1st Battalion continues its fine tradition as an active unit in the Puerto Rico Army National Guard; and

Whereas Puerto Ricans have continued to volunteer freely and serve in the Armed Forces and have served ably during wartime: Now, therefore, be it

*Resolved*, That the House of Representatives—

(1) recognizes the service of the 65th Infantry Borinqueneers during the Korean War;

(2) honors the people of Puerto Rico, who continue to serve and volunteer for service in the Armed Forces and make sacrifices for the country; and

(3) commends all efforts to promote and preserve the history of the 65th Infantry Borinqueneers.

The SPEAKER pro tempore, Mr. HOLDEN, recognized Ms. SHEA-PORTER and Mr. GINGREY, each for 20 minutes.

After debate,

The question being put, *viva voce*,

Will the House suspend the rules and agree to said resolution, as amended?

The SPEAKER pro tempore, Mr. HOLDEN, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said resolution, as amended, was agreed to.

A motion to reconsider the vote whereby the rules were suspended and said resolution, as amended, was agreed to was, by unanimous consent, laid on the table.

#### ¶120.25 303RD BOMBARDMENT GROUP

Ms. SHEA-PORTER moved to suspend the rules and agree to the fol-

lowing resolution (H. Res. 604); as amended:

Whereas the 303rd Bombardment Group (Heavy) was activated on February 3, 1942, at Pendleton Field, Oregon, and trained at Gowen Field, Idaho, from February 11, 1942, until June 17, 1942;

Whereas the 303rd Bombardment Group (H) was stationed in Molesworth, England, and comprised of the 358th Bombardment Squadron, the 359th Bombardment Squadron, the 360th Bombardment Squadron, and the 427th Bombardment Squadron;

Whereas the 303rd Bombardment Group (H), also known as "Hell's Angels", arrived at Molesworth, England on September 12, 1942, and bravely fought in World War II;

Whereas the 303rd Bombardment Group (H) support personnel sailed on the Queen Mary on September 5, 1942, and arrived at Greenock, Scotland, on September 11, 1942, the flight crews flew to Kellogg Field, Michigan, then to Dow Field, Maine, to start their flights to England across the Atlantic Ocean;

Whereas the 303rd Bombardment Group (H) flew its first combat mission on November 17, 1942, and its last mission on April 25, 1945;

Whereas the 303rd Bombardment Group's B-17 "Hell's Angels" was the first to successfully complete 25 combat missions on May 13, 1943;

Whereas the 303rd Bombardment Group (H) flew 364 combat missions against enemy targets, the most of any B-17 Bomb Group in the 8th Air Force during World War II;

Whereas two 303rd Bombardment Group (H) airmen were awarded the Congressional Medal of Honor, four were awarded the Distinguished Service Cross, 33 were awarded the Silver Star, and approximately 1,200 Purple Hearts were awarded for those killed or wounded in action;

Whereas the 303rd Bombardment Group (H) adopted the motto "Might in Flight" in October 1942 and lived up to it on each of their 364 combat missions;

Whereas 165 aircraft in the 303rd Bombardment Group (H) were listed as missing in action (MIA);

Whereas the original 303rd Bombardment Group (H) was inactivated on July 25, 1945, at Casablanca;

Whereas the veterans of the 303rd Bombardment Group (H) formed the 303rd Bomb Group (H) Association in 1975 to provide opportunities for 303rd veterans, families, and friends to meet;

Whereas the veterans of the 303rd Bomb Group (H) Association memorialize and perpetuate the memory of 303rd Bombardment Group (H) comrades lost during World War II, and who have since passed away;

Whereas due to age and the declining health of the 303rd Bombardment Group (H) veterans, the 303rd Bomb Group (H) Association Board of Directors has made the difficult decision to dissolve the Association at the end of 2007; and

Whereas the 303rd Bomb Group (H) Association's final reunion will be held in Washington, D.C., on September 19, 2007 through September 23, 2007: Now, therefore, be it

*Resolved*, That—

(1) The dedicated men and women who served in the 8th Air Force, 303rd Bombardment Group (H), "Hell's Angels", including the nearly 5,000 listed as missing in action, during World War II are heroes and champions of American freedom; and

(2) The House of Representatives, on behalf of a grateful nation, recognizes the final reunion of the 303rd Bomb Group (H) Association and commends the honorable members of the Association, who never once turned away from their assigned target, for their selfless service to our country.

The SPEAKER pro tempore, Mr. HOLDEN, recognized Ms. SHEA-PORTER

and Mr. TURNER, each for 20 minutes.

After debate,

The question being put, *viva voce*,

Will the House suspend the rules and agree to said resolution, as amended?

The SPEAKER pro tempore, Mr. HOLDEN, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said resolution, as amended, was agreed to.

A motion to reconsider the vote whereby the rules were suspended and said resolution, as amended, was agreed to was, by unanimous consent, laid on the table.

#### ¶120.26 UNITED STATES AIR FORCE

Mr. SPRATT moved to suspend the rules and agree to the following current resolution (H. Con. Res. 207):

Whereas President Harry S. Truman signed the National Security Act of 1947 on July 26, 1947, to realign and reorganize the Armed Forces and to create a separate Department of the Air Force from the existing military services;

Whereas the National Security Act of 1947 was enacted on September 18, 1947;

Whereas the Aeronautical Division of the United States Army Signal Corps, consisting of one officer and two enlisted men, began operation under the command of Captain Charles DeForest Chandler on August 1, 1907, with the responsibility for "all matters pertaining to military ballooning, air machines, and all kindred subjects";

Whereas in 1908, the Department of War contracted with the Wright brothers to build one heavier-than-air flying machine for the United States Army, and accepted the Wright Military Flyer, the world's first military airplane, in 1909;

Whereas United States pilots, flying with both allied air forces and with the Army Air Service, performed admirably in the course of World War I, participating in pursuit, observation, and day and night bombing missions;

Whereas pioneering aviators of the United States, including Mason M. Patrick, William "Billy" Mitchell, Benjamin D. Foulois, Frank M. Andrews, Henry "Hap" Arnold, James "Jimmy" H. Doolittle, and Edward "Eddie" Rickenbacker, were among the first to recognize the military potential of air power and courageously forged the foundations for the creation of an independent arm for air forces in the United States in the decades following World War I;

Whereas on June 20, 1941, the Department of War created the Army Air Forces (AAF) as its aviation element and shortly thereafter the Department of War made the AAF co-equal to the Army Ground Forces;

Whereas General Henry H. "Hap" Arnold drew upon the industrial prowess and human resources of the United States to transform the Army Air Corps from a force of 22,400 men and 2,402 aircraft in 1939 to a peak wartime strength of 2.4 million personnel and 79,908 aircraft;

Whereas the standard for courage, flexibility, and intrepidity in combat was established for all Airmen during the first aerial raid in the Pacific Theater on April 18, 1942, when Lieutenant Colonel James "Jimmy" H. Doolittle led 16 North American B-25 Mitchell bombers in a joint operation from the deck of the naval carrier USS Hornet to strike the Japanese mainland in response to the Japanese attack on Pearl Harbor;

Whereas President Harry S. Truman supported organizing air power as an equal arm of the military forces of the United States, writing on December 19, 1945, that air power had developed so that the responsibilities and contributions to military strategic planning of air power equaled those of land and sea power;

Whereas on September 18, 1947, W. Stuart Symington became the first Secretary of the newly formed and independent United States Air Force (USAF), and on September 26, 1947, General Carl A. Spaatz became the first Chief of Staff of the USAF;

Whereas the Air National Guard was also created by the National Security Act of 1947 and has played a vital role in guarding the United States and defending freedom in nearly every major conflict and contingency since its inception;

Whereas on October 14, 1947, the USAF demonstrated its historic and ongoing commitment to technological innovation when Captain Charles "Chuck" Yeager piloted the X-1 developmental rocket plane to a speed of Mach 1.07, becoming the first flyer to break the sound barrier in a powered aircraft in level flight;

Whereas the USAF Reserve, created April 14, 1948, is comprised of Citizen Airmen who steadfastly sacrifice personal fortune and family comfort in order to serve as unrivaled wingmen of the active duty USAF in every deployment, mission, and battlefield around the globe;

Whereas the USAF operated the Berlin Airlift in 1948 and 1949 to provide humanitarian relief to post-war Germany and has established a tradition of humanitarian assistance in responding to natural disasters and needs across the world;

Whereas the USAF announced a policy of racial integration in the ranks of the USAF on April 26, 1948, 3 months prior to a Presidential mandate to integrate all military services;

Whereas in the early years of the Cold War, the USAF's arsenal of bombers, such as the long-range Convair B-58 Hustler and B-36 Peacemaker, and the Boeing B-47 Stratojet and B-52 Stratofortress, under the command of General Curtis LeMay served as the United States' preeminent deterrent against Soviet Union forces and were later augmented by the development and deployment of medium range and intercontinental ballistic missiles, such as the Titan and Minuteman developed by General Bernard A. Schriever;

Whereas the USAF, employing the first large-scale combat use of jet aircraft, helped to establish air superiority over the Korean peninsula, protected ground forces of the United Nations with close air support, and interdicted enemy reinforcements and supplies during the conflict in Korea;

Whereas after the development of launch vehicles and orbital satellites, the mission of the USAF expanded into space and today provides exceptional real-time global communications, environmental monitoring, navigation, precision timing, missile warning, nuclear deterrence, and space surveillance;

Whereas USAF Airmen have contributed to the manned space program of the United States since the program's inception and throughout the program's development at the National Aeronautics and Space Administration by dedicating themselves wholly to space exploration despite the risks of exploration;

Whereas the USAF engaged in a limited campaign of air power to assist the South Vietnamese government in countering the communist Viet Cong guerillas during the Vietnam War and fought to disrupt supply lines, halt enemy ground offensives, and protect United States and Allied forces;

Whereas Airmen were imprisoned and tortured during the Vietnam War and, in the valiant tradition of Airmen held captive in previous conflicts, continued serving the United States with honor and dignity under the most inhumane circumstances;

Whereas, in recent decades, the USAF and coalition partners of the United States have supported successful actions in Panama, Bosnia-Herzegovina, Kosovo, Iraq, Afghanistan, and many other locations around the globe;

Whereas Pacific Air Forces, along with Asia-Pacific partners of the United States, ensure peace and advance freedom from the west coast of the United States to the east coast of Africa and from the Arctic to the Antarctic, covering more than 100 million square miles and the homes of 2 billion people in 44 countries;

Whereas the United States Air Forces in Europe, along with European partners of the United States, have shaped the history of Europe from World War II, the Cold War, Operation Deliberate Force, and Operation Allied Force to today's operations, and secured stability and ensured freedom's future in Europe, Africa, and Southwest Asia;

Whereas, for 17 consecutive years beginning with 1990, Airmen have been engaged in full-time combat operations ranging from Desert Shield to Iraqi Freedom, and have shown themselves to be an expeditionary air and space force of outstanding capability ready to fight and win wars of the United States when and where Airmen are called upon to do so;

Whereas the USAF is steadfast in its commitment to field a world-class, expeditionary air force by recruiting, training, and educating its Total Force of active duty, Air National Guard, Air Force Reserve, and civilian personnel;

Whereas the USAF is a trustworthy steward of resources, developing and applying technology, managing professional acquisition programs, and maintaining exacting test, evaluation, and sustainment criteria for all USAF weapon systems throughout such weapon systems' life cycles;

Whereas, when terrorists attacked the United States on September 11, 2001, USAF fighter and air refueling aircraft took to the skies to fly combat air patrols over major United States cities and protect families, friends, and neighbors of people of the United States from further attack;

Whereas, on December 7, 2005, the USAF modified its mission statement to include flying and fighting in cyberspace and prioritized the development, maintenance, and sustainment of war fighting capabilities to deliver unrestricted access to cyberspace and defend the United States and its global interests;

Whereas Airmen around the world are committed to fighting and winning the Global War on Terror and have flown more than 430,000 sorties to precisely target and engage insurgents who attempt to violently disrupt rebuilding in Iraq and Afghanistan;

Whereas talented and dedicated Airmen will meet the future challenges of an ever-changing world with strength and resolve;

Whereas the USAF, together with its joint partners, will continue to be the United States' leading edge in the ongoing fight to ensure the safety and security of the United States; and

Whereas during the past 60 years, the USAF has repeatedly proved its value to the Nation, fulfilling its critical role in national defense, and protecting peace, liberty, and freedom throughout the world: Now, therefore, be it

*Resolved by the House of Representatives (the Senate concurring), That Congress remembers, honors, and commends the achievements of the United States Air Force in serving and defending the United States on the*

60th anniversary of the creation of the United States Air Force as an independent military service.

The SPEAKER pro tempore, Mr. SARBANES, recognized Mr. SPRATT and Mr. TURNER, each for 20 minutes.

After debate,

The question being put, viva voce,

Will the House suspend the rules and agree to said concurrent resolution?

The SPEAKER pro tempore, Mr. SARBANES, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said concurrent resolution was agreed to.

A motion to reconsider the vote whereby the rules were suspended and said concurrent resolution was agreed to was, by unanimous consent, laid on the table.

*Ordered*, That the Clerk request the concurrence of the Senate in said concurrent resolution.

#### ¶120.27 COMMUNICATION REGARDING SUBPOENA

The SPEAKER pro tempore, Mr. SARBANES, laid before the House the following communication from Colleen Banik, District Office Coordinator, office of the Honorable John R. "Randy" Kuhl, Jr. of New York:

HOUSE OF REPRESENTATIVES,  
Washington, DC, September 7, 2007.

Hon. NANCY PELOSI,  
*Speaker, House of Representatives,*  
Washington, DC.

DEAR MADAM SPEAKER: This is to formally notify you pursuant to Rule VIII of the Rules of the House that I have been served with a trial subpoena for testimony in a criminal case issued by the Bath Village Court of Steuben County in the State of New York.

After consultation with the Office of General Counsel, I have determined that compliance with the subpoena is consistent with the privileges and rights of the House.

Sincerely,

COLLEEN BANIK,  
*District Office Coordinator*

#### ¶120.28 WAIVING A REQUIREMENT OF CLAUSE 6(A) OF RULE XIII

Mr. HASTINGS of Florida, by direction of the Committee on Rules, reported (Rept. No. 110-332) the resolution (H. Res. 659) waiving a requirement of clause 6(a) of rule XIII with respect to consideration of certain resolutions reported from the Committee on Rules.

When said resolution and report were referred to the House Calendar and ordered printed.

#### ¶120.29 PROVIDING FOR CONSIDERATION OF H.R. 2761

Mr. HASTINGS of Florida, by direction of the Committee on Rules, reported (Rept. No. 110-333) the resolution (H. Res. 660) providing for consideration of the bill (H.R. 2761) to extend the Terrorism Insurance Program of the Department of the Treasury, and for other purposes.

When said resolution and report were referred to the House Calendar and ordered printed.



## ¶120.30 ENROLLED BILLS SIGNED

Lorraine C. Miller, Clerk of the House, reported and found truly enrolled bills of the House of the following titles, which were thereupon signed by the Speaker:

H.R. 954. An Act to designate the facility of the United States Postal Service located at 365 West 125th Street in New York, New York, as the "Percy Sutton Post Office Building".

H.R. 2669. An Act to provide for reconciliation pursuant to section 601 of the concurrent resolution on the budget for fiscal year 2008.

H.R. 3218. An Act to designate a portion of Interstate Route 395 located in Baltimore, Maryland, as "Cal Ripken Way".

## ¶120.31 LEAVE OF ABSENCE

By unanimous consent, leave of absence was granted to Mr. KNOLLENBERG, for today.

And then,

## ¶120.32 ADJOURNMENT

On motion of Mr. NADLER, at 6 o'clock and 45 minutes p.m., the House adjourned.

## ¶120.33 REPORTS OF COMMITTEES ON PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XIII, reports of committees were delivered to the Clerk for printing and reference to the proper calendar, as follows:

Mr. ARCURI: Committee on Rules. House Resolution 659. Resolution waiving a requirement of clause 6(a) of rule XIII with respect to consideration of certain resolutions reported from the Committee on Rules (Rept. 110-332). Referred to the House Calendar.

Mr. ARCURI: Committee on Rules. House Resolution 660. Resolution providing for consideration of the bill (H.R. 2761) to extend the Terrorism Insurance Program of the Department of the Treasury, and for other purposes (Rept. 110-333). Referred to the House Calendar.

## ¶120.34 PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XII, public bills and resolutions were introduced and severally referred, as follows:

By Mr. BOOZMAN (for himself, Mr. HALL of New York, Mrs. WILSON of New Mexico, Ms. BERKLEY, Mr. MILLER of Florida, Mr. GORDON, Mr. FILNER, Mr. MCGOVERN, Mr. HAYES, Mr. BLIRAKIS, Ms. NORTON, Mr. BRADY of Pennsylvania, and Mr. BERRY):

H.R. 3558. A bill to provide for the establishment of a Center of Excellence in Prevention, Diagnosis, Mitigation, Treatment, and Rehabilitation of Military Eye Injuries, and for other purposes; to the Committee on Armed Services, and in addition to the Committee on Veterans' Affairs, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. PICKERING (for himself, Mr. PITTS, Mr. MATHESON, and Mr. MCINTYRE):

H.R. 3559. A bill to require the FCC, in enforcing its regulations concerning the broadcast of indecent programming, to maintain a policy that a single word or image may be considered indecent; to the Committee on Energy and Commerce.

By Mr. YOUNG of Alaska (for himself, Mr. PALLONE, Mr. KENNEDY, Mr. ABERCROMBIE, and Mr. FALCOMA-VAEGA):

H.R. 3560. A bill to provide for the completion of certain land selections under the Alaska Native Claims Settlement Act, and for other purposes; to the Committee on Natural Resources.

By Mr. GENE GREEN of Texas (for himself, Mr. WAMP, Mr. SMITH of Washington, and Mr. BACA):

H.R. 3561. A bill to authorize the Secretary of Health and Human Services to make grants to community health coalitions to assist in the development of integrated health care delivery, and for other purposes; to the Committee on Energy and Commerce.

By Mr. HILL (for himself, Mr. FOSSELLA, Mr. PENCE, Mr. BURTON of Indiana, Mr. HALL of New York, Mr. ELLSWORTH, Mrs. GILLIBRAND, Mr. DONNELLY, and Mr. PATRICK MURPHY of Pennsylvania):

H.R. 3562. A bill to amend the Internal Revenue Code of 1986 to allow the deduction for real property taxes on the principal residences to all individuals whether or not they itemize other deductions; to the Committee on Ways and Means.

By Mr. CUMMINGS (for himself, Mr. WYNN, Mrs. CAPPS, Ms. EDDIE BERNICE JOHNSON of Texas, Mrs. CHRISTENSEN, Mr. BURTON of Indiana, Mr. HOLDEN, Ms. JACKSON-LEE of Texas, Mr. JEFFERSON, and Mr. MEEKS of New York):

H.R. 3563. A bill to provide for prostate cancer imaging research and education; to the Committee on Energy and Commerce.

By Mr. CANNON (for himself and Ms. LINDA T. SANCHEZ of California):

H.R. 3564. A bill to amend title 5, United States Code, to authorize appropriations for the Administrative Conference of the United States through fiscal year 2011, and for other purposes; to the Committee on the Judiciary.

By Ms. BORDALLO (for herself, Mr. FALCOMA-VAEGA, Mrs. CHRISTENSEN, and Mr. FORTUÑO):

H.R. 3565. A bill to require rate integration for wireless interstate toll charges; to the Committee on Energy and Commerce.

By Mr. KLINE of Minnesota (for himself, Mr. MCKEON, Mr. KELLER, and Mr. SESTAK):

H.R. 3566. A bill to permanently extend the waiver authority of the Secretary under the Higher Education Relief Opportunities for Students Act of 2003; to the Committee on Education and Labor.

By Mr. ALTMIRE (for himself, Mr. GRAVES, and Ms. VELAZQUEZ):

H.R. 3567. A bill to amend the Small Business Investment Act of 1958 to expand opportunities for investments in small businesses, and for other purposes; to the Committee on Small Business.

By Mr. ARCURI:

H.R. 3568. A bill to amend the Violent Crime Control and Law Enforcement Act of 1994 to provide grants to prosecutors and law enforcement to combat violent crime; to the Committee on the Judiciary.

By Mr. BACA:

H.R. 3569. A bill to designate the facility of the United States Postal Service located at 16731 Santa Ana Avenue in Fontana, California, as the "Beatrice E. Watson Post Office Building"; to the Committee on Oversight and Government Reform.

By Mr. BOREN:

H.R. 3570. A bill to take certain property in McIntosh County, Oklahoma, into trust for the benefit of the Muscogee (Creek) Nation, and for other purposes; to the Committee on Natural Resources.

By Mr. BRADY of Pennsylvania:

H.R. 3571. A bill to amend the Congressional Accountability Act of 1995 to permit individuals who have served as employees of the Office of Compliance to serve as Executive Director, Deputy Executive Director, or General Counsel of the Office, and to permit individuals appointed to such positions to serve one additional term; to the Committee on House Administration.

By Mr. CLEAVER (for himself, Mr. AKIN, Mr. GRAVES, Mr. SKELTON, Mr. HULSHOF, Mr. CARNAHAN, Mr. BLUNT, Mr. CLAY, and Mrs. EMERSON):

H.R. 3572. A bill to designate the facility of the United States Postal Service located at 4320 Blue Parkway in Kansas City, Missouri, as the "Wallace S. Hartsfield Post Office Building"; to the Committee on Oversight and Government Reform.

By Mr. FRELINGHUYSEN:

H.R. 3573. A bill to authorize the addition of 100 acres to Morrystown National Historical Park; to the Committee on Natural Resources.

By Ms. HOOLEY (for herself, Mr. DEFAZIO, Mr. BLUMENAUER, and Mr. WU):

H.R. 3574. A bill to continue the work to enhance access to the Willamette River that has been initiated by the Willamette River Basin communities, State, regional, local, and Indian tribal governments and non-government partnerships, and for other purposes; to the Committee on Natural Resources, and in addition to the Committee on Transportation and Infrastructure, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. MATHESON:

H.R. 3575. A bill to provide for the sale of approximately 25 acres of public land to the Turnabout Ranch, Escalante, Utah, at fair market value; to the Committee on Natural Resources.

By Mr. PASTOR:

H.R. 3576. A bill to amend the Internal Revenue Code of 1986 to modify the work opportunity credit to include the hiring of certain domestic abuse victims by small employers, and for other purposes; to the Committee on Ways and Means.

By Ms. LINDA T. SANCHEZ of California (for herself, Mr. POMEROY, Mr. HOLT, Ms. DELAURO, Mrs. MCCARTHY of New York, Mr. ELLSWORTH, Mr. POE, Ms. BORDALLO, Mr. CHABOT, Mr. KENNEDY, Mr. MCINTYRE, and Mr. KIND):

H.R. 3577. A bill to direct the Attorney General to provide grants for Internet safety education programs; to the Committee on the Judiciary, and in addition to the Committee on Energy and Commerce, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. SHERMAN (for himself, Mr. CHABOT, Mr. DONNELLY, and Mr. COHEN):

H.R. 3578. A bill to safeguard the economic health of the United States and the health and safety of United States citizens by improving the management, coordination, and effectiveness of domestic and international intellectual property rights enforcement, and for other purposes; to the Committee on the Judiciary, and in addition to the Committees on Foreign Affairs, and Ways and Means, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. MILLER of Florida:

H.J. Res. 50. A joint resolution expressing the sense of Congress regarding the contribution of the USO to the morale and welfare of

the members of the Armed Forces and their families; to the Committee on Armed Services.

By Mr. THOMPSON of California (for himself, Mr. RADANOVICH, Mrs. TAUSCHER, Mr. BERMAN, Ms. HARMAN, Mr. HERGER, Mr. LANTOS, Ms. ZOE LOFGREN of California, Mr. GEORGE MILLER of California, Mr. LEWIS of California, Ms. MATSUI, Mr. CARDOZA, Mr. MCCARTHY of California, Mr. MCNERNEY, Mr. CALVERT, Ms. WOOLSEY, Mr. GALLEGLY, Ms. WATSON, Mrs. CAPPS, Ms. ROYBAL-ALLARD, Mrs. EMERSON, Mr. SHERMAN, Mr. STARK, Ms. ESHOO, Ms. LORETTA SANCHEZ of California, Mr. ROHR-ABACHER, Mr. FARR, Mrs. BONO, Mr. BILBRAY, Mr. HUNTER, Mr. NUNES, and Mrs. DAVIS of California):

H. Con. Res. 213. Concurrent resolution celebrating the outstanding contributions of California's wine industry to the State, the Nation and winemaking as a whole and supporting the goals and ideals of "California Wine Month"; to the Committee on Oversight and Government Reform.

By Mr. KING of New York (for himself, Mr. JACKSON of Illinois, Mr. PAUL, and Mr. RANGEL):

H. Con. Res. 214. Concurrent resolution expressing the sense of Congress that the President should grant a posthumous pardon to John Arthur "Jack" Johnson for the 1913 racially motivated conviction of Johnson, which diminished his athletic, cultural, and historic significance, and tarnished his reputation; to the Committee on the Judiciary.

By Mrs. MALONEY of New York (for herself and Mr. WALSH of New York):

H. Res. 658. A resolution supporting the goals and ideals of Federal Credit Union Month and recognizing the importance of Federal credit unions to the economy, and their critical mission in serving those of modest means; to the Committee on Financial Services.

By Mr. HASTINGS of Florida (for himself, Mr. MEEK of Florida, Ms. KILPATRICK, Ms. CORRINE BROWN of Florida, Mr. MARIO DIAZ-BALART of Florida, Ms. NORTON, Ms. EDDIE BERNICE JOHNSON of Texas, Mr. CUMMINGS, Mr. COHEN, Ms. MATSUI, and Ms. WASSERMAN SCHULTZ):

H. Res. 661. A resolution honoring the accomplishments of Barrington Antonio Irving, the youngest pilot and first person of African descent ever to fly solo around the world; to the Committee on Transportation and Infrastructure.

By Ms. HOOLEY:

H. Res. 662. A resolution supporting the goals and ideals of National Assisted Living Week; to the Committee on Energy and Commerce.

#### 120.35 ADDITIONAL SPONSORS

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

H.R. 17: Mr. PAYNE and Mr. SHUSTER.  
 H.R. 89: Mr. SPACE.  
 H.R. 98: Mr. ALTMIRE.  
 H.R. 154: Mr. JONES of North Carolina.  
 H.R. 160: Mr. SOUDER.  
 H.R. 211: Mr. ARCURI.  
 H.R. 229: Mr. BARRETT of South Carolina.  
 H.R. 303: Mrs. BLACKBURN, Mrs. MCMORRIS RODGERS, Mr. RUPPERSBERGER, and Mr. MICA.  
 H.R. 371: Ms. LEE.  
 H.R. 405: Mr. WALDEN of Oregon and Ms. DEGETTE.  
 H.R. 436: Mr. GARY G. MILLER of California.  
 H.R. 507: Ms. BERKLEY.  
 H.R. 549: Mr. WU and Mr. SHUSTER.  
 H.R. 621: Mr. BISHOP of Utah and Mr. BARRETT of South Carolina.

H.R. 677: Ms. HERSETH SANDLIN.  
 H.R. 688: Mr. BAIRD.  
 H.R. 699: Mr. GORDON and Mr. BROWN of South Carolina.

H.R. 724: Mr. HUNTER.  
 H.R. 726: Mr. SMITH of Washington.  
 H.R. 743: Mr. CARTER, Mr. YOUNG of Florida, Mr. FORBES, Mr. CONAWAY, Mr. DOYLE, Mr. BONNER, Mr. ADERHOLT, Mr. GARRETT of New Jersey, Mrs. CHRISTENSEN, and Mr. GRAVES.

H.R. 854: Ms. SOLIS and Mr. TOWNS.  
 H.R. 882: Mr. PLATTS and Mrs. MYRICK.  
 H.R. 901: Mr. YARMUTH.  
 H.R. 943: Mr. HILL.  
 H.R. 989: Mr. KUHL of New York.  
 H.R. 997: Mr. AKIN, Mr. PICKERING, Mr. BONNER, Mr. KUHL of New York, and Mr. BROUN of Georgia.

H.R. 1029: Mr. GRAVES and Mr. ROGERS of Kentucky.  
 H.R. 1064: Mr. CONAWAY.  
 H.R. 1077: Mr. ADERHOLT.  
 H.R. 1084: Mr. FORBES.  
 H.R. 1102: Mr. BRALEY of Iowa.  
 H.R. 1127: Mr. PAUL.  
 H.R. 1223: Mr. CARNEY.  
 H.R. 1225: Ms. WOOLSEY and Ms. BERKLEY.  
 H.R. 1232: Mr. ROGERS of Michigan, Mr. BOSWELL, and Mr. SPACE.  
 H.R. 1233: Mr. GORDON.  
 H.R. 1237: Mr. MANZULLO, Mr. BRALEY of Iowa, Mr. ENGEL, Mr. BERRY, and Mr. BOOZMAN.

H.R. 1287: Mr. BERMAN.  
 H.R. 1302: Mr. FARR.  
 H.R. 1333: Mr. PERLMUTTER, Mr. REYNOLDS, Mrs. MILLER of Michigan, and Mr. BERMAN.

H.R. 1376: Ms. SOLIS.  
 H.R. 1400: Mr. FRANK of Massachusetts.  
 H.R. 1439: Mr. SHUSTER.  
 H.R. 1512: Ms. ESHOO.  
 H.R. 1532: Mr. GONZALEZ.  
 H.R. 1553: Mr. ELLISON, Ms. SCHAKOWSKY, and Mr. LEWIS of Georgia.

H.R. 1644: Mr. VAN HOLLEN, Mr. HONDA, Mr. ARCURI, Ms. CARSON, Mr. PETERSON of Minnesota, Mr. GUTIERREZ, Mr. CARNAHAN, Ms. EDDIE BERNICE JOHNSON of Texas, Mr. WYNN, Mr. HALL of New York, Ms. VELÁZQUEZ, Ms. SHEA-PORTER, Mr. BECERRA, Mr. HINOJOSA, Mr. McNULTY, and Mr. WU.

H.R. 1671: Mr. ELLISON.  
 H.R. 1767: Mr. MORAN of Kansas and Mr. HAYES.

H.R. 1843: Mr. BLUMENAUER.  
 H.R. 1876: Mr. ELLISON, Mr. DAVIS of Kentucky, Ms. BERKLEY, Ms. MOORE of Wisconsin, Mr. ROYCE, Mr. HONDA, Mr. KENNEDY, Mrs. DAVIS of California, Mr. HINCHEY, and Mrs. JONES of Ohio.

H.R. 1884: Mr. SPACE, Mr. KLEIN of Florida, Mr. WU, and Mr. KAGEN.

H.R. 1926: Ms. MCCOLLUM of Minnesota and Mr. GONZALEZ.

H.R. 1940: Mr. WICKER.  
 H.R. 1955: Mr. THOMPSON of Mississippi, Mr. DICKS, Mr. PERLMUTTER, Mr. LANGEVIN, Mr. CARNEY, Mrs. CHRISTENSEN, Ms. CLARKE, Mrs. LOWEY, Mr. AL GREEN of Texas, Mr. DANIEL E. LUNGREN of California, and Ms. ZOE LOFGREN of California.

H.R. 1975: Mr. PRICE of North Carolina and Mr. LOBIONDO.

H.R. 1983: Mr. SIRES, Mr. SPACE, Mr. WU, Mr. KLEIN of Florida, and Mr. KAGEN.

H.R. 1992: Ms. WASSERMAN SCHULTZ and Mr. SESTAK.

H.R. 2016: Mr. BRALEY of Iowa and Mr. LOBIONDO.

H.R. 2017: Ms. WOOLSEY and Mr. CLAY.  
 H.R. 2032: Mr. MURTHA.

H.R. 2038: Mr. PLATTS.  
 H.R. 2039: Mr. STUPAK.

H.R. 2045: Ms. BORDALLO, Ms. SCHAKOWSKY, Mr. WEINER, and Mr. BOUCHER.

H.R. 2075: Mr. BOREN.  
 H.R. 2084: Mr. FORBES.

H.R. 2088: Mr. WAMP.

H.R. 2103: Mr. SPACE.  
 H.R. 2136: Ms. LINDA T. SÁNCHEZ of California.

H.R. 2211: Ms. WOOLSEY.  
 H.R. 2212: Mr. FILNER.  
 H.R. 2232: Ms. MATSUI.  
 H.R. 2236: Mr. BAIRD.  
 H.R. 2256: Mr. WAMP.  
 H.R. 2266: Ms. DELAURO.  
 H.R. 2349: Mr. CONAWAY.  
 H.R. 2360: Mr. COBLE.  
 H.R. 2370: Mr. UPTON and Ms. WASSERMAN SCHULTZ.

H.R. 2380: Mr. EDWARDS.  
 H.R. 2503: Mr. ENGEL.  
 H.R. 2511: Mrs. CUBIN.  
 H.R. 2550: Mr. LATOURETTE, Mr. MACK, Mr. MCHUGH, and Mr. FEENEY.

H.R. 2561: Mr. BOOZMAN and Mr. GERLACH.  
 H.R. 2562: Mr. ADERHOLT.  
 H.R. 2609: Mrs. GILLIBRAND.  
 H.R. 2619: Mr. HARE.  
 H.R. 2668: Mr. ALLEN.  
 H.R. 2677: Mr. JINDAL.

H.R. 2694: Mr. VAN HOLLEN, Mrs. JO ANN DAVIS of Virginia, and Mr. GERLACH.  
 H.R. 2702: Ms. DELAURO, Mr. HAYES, Mr. BISHOP of Georgia, and Mr. KENNEDY.

H.R. 2706: Mr. GOODE.  
 H.R. 2734: Mr. PUTNAM.  
 H.R. 2758: Mr. FRANK of Massachusetts.  
 H.R. 2768: Mr. SPACE.  
 H.R. 2769: Mr. SPACE.  
 H.R. 2770: Mr. ROSS.

H.R. 2779: Mr. YARMUTH, Mr. WEXLER, Mr. LARSEN of Washington, Mr. KLEIN of Florida, Mr. MCNERNEY, Mr. TANNER, Mr. REYES, Mr. DONNELLY, and Mr. COURTNEY.

H.R. 2820: Mr. ROGERS of Alabama.  
 H.R. 2832: Mrs. GILLIBRAND.  
 H.R. 2834: Mrs. NAPOLITANO.  
 H.R. 2927: Mrs. MUSGRAVE, Mr. LAMBORN, and Mr. PERLMUTTER.

H.R. 2933: Mr. FORTENBERRY.  
 H.R. 2943: Mrs. CAPITO, Mr. PETERSON of Minnesota, and Mr. MCINTYRE.

H.R. 2976: Ms. DELAURO, Ms. ZOE LOFGREN of California, and Mr. ROTHMAN.  
 H.R. 2989: Mr. SHAYS and Ms. MATSUI.

H.R. 2990: Mr. VISCLOSKEY, Mr. SULLIVAN, Mr. SOUDER, Mr. THOMPSON of California, Mr. CROWLEY, and Mr. LARSON of Connecticut.  
 H.R. 3005: Ms. ZOE LOFGREN of California, Mrs. MALONEY of New York, Mr. PAYNE, Mr. FALDOMVAEGA, and Mr. MORAN of Virginia.

H.R. 3025: Ms. LINDA T. SÁNCHEZ of California.  
 H.R. 3036: Mr. SAXTON, Mr. PAYNE, Mr. LOBIONDO, Ms. CLARKE, Mr. HARE, Mr. WU, Ms. SHEA-PORTER, Mr. MCGOVERN, Mr. PERLMUTTER, Mrs. DAVIS of California, Mr. CUMMINGS, Mr. GRIJALVA, Ms. WOOLSEY, Mr. KIND, Mr. VAN HOLLEN, and Mr. SIRES.

H.R. 3041: Mr. ABERCROMBIE.  
 H.R. 3058: Mr. ROSS and Mr. SIRES.  
 H.R. 3065: Mr. MICHAUD, Mr. ABERCROMBIE, and Mr. HINCHEY.

H.R. 3088: Mr. JONES of North Carolina and Mr. MORAN of Kansas.  
 H.R. 3090: Mr. SNYDER and Mr. DAVIS of Alabama.

H.R. 3099: Mr. DELAHUNT.  
 H.R. 3111: Mr. HINCHEY, Mr. DELAHUNT, and Mr. STARK.

H.R. 3115: Ms. LINDA T. SÁNCHEZ of California and Mr. GRIJALVA.

H.R. 3145: Mr. WAMP.  
 H.R. 3168: Mr. ELLISON and Ms. ZOE LOFGREN of California.

H.R. 3197: Mr. WEINER.  
 H.R. 3202: Ms. WATSON.

H.R. 3204: Ms. LINDA T. SÁNCHEZ of California.

H.R. 3253: Mr. ABERCROMBIE and Ms. CARSON.

H.R. 3265: Mr. HULSHOF and Mr. CLAY.  
 H.R. 3282: Ms. KILPATRICK, Mr. MCCOTTER, Mr. CUMMINGS, and Mr. JINDAL.

H.R. 3289: Mrs. MALONEY of New York and Mr. SESTAK.

H.R. 3329: Mr. GRIJALVA and Ms. LINDA T. SÁNCHEZ of California.  
 H.R. 3404: Ms. DEGETTE.  
 H.R. 3416: Mr. STARK.  
 H.R. 3432: Mr. MEEK of Florida, Mr. SCOTT of Virginia, Mr. CROWLEY, Ms. LORETTA SANCHEZ of California, Ms. MCCOLLUM of Minnesota, Mr. ENGEL, Mr. KLEIN of Florida, Mr. WEXLER, Mr. HINOJOSA, and Ms. WOOLSEY.  
 H.R. 3446: Mrs. MILLER of Michigan.  
 H.R. 3448: Ms. LORETTA SANCHEZ of California and Ms. SOLIS.  
 H.R. 3463: Mr. UDALL of New Mexico.  
 H.R. 3479: Mr. HUNTER.  
 H.R. 3480: Ms. BORDALLO and Mr. ROHR-ABACHER.  
 H.R. 3496: Mr. KINGSTON.  
 H.R. 3501: Mr. EMANUEL.  
 H.R. 3513: Ms. HOOLEY and Mr. WU.  
 H.R. 3529: Ms. GIFFORDS and Mr. MCNERNEY.  
 H.R. 3531: Mr. GALLEGLY, Mr. BOOZMAN, and Mr. GOODE.  
 H.R. 3533: Mr. GENE GREEN of Texas, Mr. COHEN, Mr. HINCHEY, Mr. NADLER, and Mrs. LOWEY.  
 H.J. Res. 12: Mr. KING of New York.  
 H. Con. Res. 28: Mrs. WILSON of New Mexico.  
 H. Con. Res. 37: Mrs. CAPITO.  
 H. Con. Res. 75: Mr. MCCOTTER.  
 H. Con. Res. 83: Mr. CARTER and Mr. FRANKS of Arizona.  
 H. Con. Res. 122: Mr. WYNN, Mr. CASTLE, Ms. HOOLEY, Mr. DOYLE, Mr. FALCOMA, and Mrs. LOWEY.  
 H. Con. Res. 134: Mr. WAXMAN, Mr. ELLISON, Mr. STARK, Ms. BORDALLO, and Ms. LINDA T. SANCHEZ of California.  
 H. Con. Res. 176: Mr. RADANOVICH and Mr. GOODE.  
 H. Con. Res. 183: Mr. NUNES.  
 H. Con. Res. 193: Mr. KANJORSKI and Mr. KILDEE.  
 H. Con. Res. 200: Ms. ZOE LOFGREN of California and Ms. ROS-LEHTINEN.  
 H. Con. Res. 204: Mr. SMITH of Texas.  
 H. Con. Res. 207: Ms. BORDALLO, Mr. HARE, Mr. MCCARTHY of California, and Mr. SESTAK.  
 H. Res. 79: Mr. HILL, Mr. MCHENRY, and Mr. KILDEE.  
 H. Res. 113: Mr. LAMPSON.  
 H. Res. 128: Mr. PASCARELLI.  
 H. Res. 145: Mr. MATHESON, Mr. MELANCON, and Mr. LAMPSON.  
 H. Res. 212: Mr. KILDEE, Mr. MCGOVERN, Ms. LINDA T. SANCHEZ of California, Ms. SUTTON, and Mr. PETRI.  
 H. Res. 237: Ms. SUTTON.  
 H. Res. 282: Mr. HALL of Texas.  
 H. Res. 356: Mr. HONDA.  
 H. Res. 573: Mr. CHABOT, Mr. HONDA, Mr. DELAHUNT, Mrs. CAPPS, Mr. OLVER, Mr. BRADY of Pennsylvania, and Ms. WOOLSEY.  
 H. Res. 587: Mr. GORDON.  
 H. Res. 616: Mr. MCCAUL of Texas.  
 H. Res. 630: Mr. JEFFERSON, Mr. MCINTYRE, Mr. PETERSON of Pennsylvania, Mr. MCGOVERN, Mr. MURTHA, Mr. DOYLE, Mr. CARNEY, Mr. ABERCROMBIE, Ms. Bean, Ms. CORRINE BROWN of Florida, Mr. BOYD of Florida, Mr. DICKS, Mr. GENE GREEN of Texas, and Mr. FILNER.  
 H. Res. 634: Mr. RODRIGUEZ and Mrs. BACHMANN.  
 H. Res. 635: Ms. BERKLEY, Mr. CLEAVER, and Mr. TOWNS.  
 H. Res. 640: Mrs. TAUSCHER, Mr. LAHOOD, Ms. BEAN, Mr. HASTERT, Mr. BRADY of Pennsylvania, and Mr. LARSEN of Washington.  
 H. Res. 641: Mr. BLUNT.  
 H. Res. 651: Mr. MEEKS of New York, Mr. MACK, Mr. FORTUÑO, Ms. LINDA T. SANCHEZ of California, and Mr. SIRES.

**WEDNESDAY, SEPTEMBER 19, 2007  
(121)**

The House was called to order by the SPEAKER.

¶121.1 APPROVAL OF THE JOURNAL

The SPEAKER announced she had examined and approved the Journal of the proceedings of Tuesday, September 18, 2007.

Mrs. MILLER of Michigan, pursuant to clause 1, rule I, demanded a vote on agreeing to the Chair's approval of the Journal.

The question being put, viva voce, Will the House agree to the Chair's approval of said Journal?

The SPEAKER announced that the yeas had it.

Mrs. MILLER of Michigan objected to the vote on the ground that a quorum was not present and not voting.

The SPEAKER, pursuant to clause 8, rule XX, announced that further proceedings on the question were postponed.

The point of no quorum was considered as withdrawn.

¶121.2 COMMUNICATIONS

Executive and other communications, pursuant to clause 8, rule XII, were referred as follows:

3334. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting an extension of the Department's Memorandum of Understanding Between the Government of the United States of America and the Government of the Republic of Peru Concerning the Imposition of Import Restrictions on Certain Categories of Archaeological Material from the Prehispanic Cultures and Certain Ethnological Material from the Colonial Period of Peru, pursuant to 19 U.S.C. 2602(g); to the Committee on Foreign Affairs.

3335. A letter from the Secretary, Department of the Treasury, transmitting the semiannual report detailing payments made to Cuba as a result of the provision of telecommunications services pursuant to Department of the Treasury specific licenses, as required by Section 1705(e)(6) of the Cuban Democracy Act of 1992, 22 U.S.C. 6004(e)(6), as amended by Section 102(g) of the Cuban Liberty and Democratic Solidarity (LIBERTAD) Act of 1996, and pursuant to Executive Order 13313 of July 31, 2003, pursuant to 22 U.S.C. 6032; to the Committee on Foreign Affairs.

3336. A letter from the Assistant Legal Adviser for Treaty Affairs, Department of State, transmitting copies of international agreements, other than treaties, entered into by the United States, pursuant to 1 U.S.C. 112b; to the Committee on Foreign Affairs.

3337. A letter from the Assistant Legal Adviser for Treaty Affairs, Department of State, transmitting copies of international agreements, other than treaties, entered into by the United States, pursuant to 1 U.S.C. 112b; to the Committee on Foreign Affairs.

3338. A letter from the Assistant Legal Adviser for Treaty Affairs, Department of State, transmitting pursuant to the Taiwan Relations Act, agreements concluded by the American Institute in Taiwan on July 10, 2007, pursuant to 22 U.S.C. 3311; to the Committee on Foreign Affairs.

3339. A letter from the Deputy Director, Defense Security Cooperation Agency, transmitting pursuant to the reporting requirements of Section 36(b)(1) of the Arms Export Control Act, as amended, Transmittal No. 07-19, concerning the Department of the Navy's proposed Letter(s) of Offer and Acceptance to Taipei Economic and Cultural Representative Office in the United States for defense articles and services; to the Committee on Foreign Affairs.

3340. A letter from the Deputy Director, Defense Security Cooperation Agency, transmitting pursuant to the reporting requirements of Section 36(b)(1) of the Arms Export Control Act, as amended, Transmittal No. 07-51, concerning the Department of the Navy's proposed Letter(s) of Offer and Acceptance to Taipei Economic and Cultural Representative Office in the United States for defense articles and services; to the Committee on Foreign Affairs.

3341. A letter from the Secretary, Department of Defense, transmitting the report on Measuring Stability and Security in Iraq pursuant to Section 9010 of the Department of Defense Appropriations Act, 2006, Pub. L. 109-289; to the Committee on Foreign Affairs.

3342. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting a copy of Presidential Determination No. 2006-30, Waiving Prohibition on United States Military Assistance with Respect to Montenegro, pursuant to Public Law 107-206, section 2007(a); to the Committee on Foreign Affairs.

3343. A letter from the Assistant Secretary for Legislative Affairs, Department of State, transmitting a Memorandum of Justification under Sections 610 and 614 of the Foreign Assistance Act to provide energy assistance to the Democratic People's Republic of Korea; to the Committee on Foreign Affairs.

3344. A letter from the Secretary, Department of the Treasury, transmitting as required by section 401(c) of the National Emergencies Act, 50 U.S.C. 1641(c), and section 204(c) of the International Emergency Economic Powers Act, 50 U.S.C. 1703(c), and pursuant to Executive Order 13313 of July 31, 2003, a six-month periodic report on the national emergency blocking property of persons undermining democratic processes or institutions in Zimbabwe that was declared in Executive Order 13288 of March 6, 2003; to the Committee on Foreign Affairs.

3345. A letter from the Secretary, Department of the Treasury, transmitting as required by section 401(c) of the National Emergencies Act, 50 U.S.C. 1641(c), and section 204(c) of the International Emergency Economic Powers Act, 50 U.S.C. 1703(c), and pursuant to Executive Order 13313 of July 31, 2003, a six-month periodic report on the national emergency with respect to persons who commit, threaten to commit, or support terrorism that was declared in Executive Order 13224 of September 23, 2001; to the Committee on Foreign Affairs.

3346. A letter from the White House Liaison, Department of Justice, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Oversight and Government Reform.

3347. A letter from the White House Liaison, Department of Justice, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Oversight and Government Reform.

3348. A letter from the White House Liaison, Department of Justice, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Oversight and Government Reform.

3349. A letter from the White House Liaison, Department of Justice, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Oversight and Government Reform.

3350. A letter from the White House Liaison, Department of Justice, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Oversight and Government Reform.

3351. A letter from the White House Liaison, Department of Justice, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Oversight and Government Reform.

3352. A letter from the White House Liaison, Department of Justice, transmitting a

report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Oversight and Government Reform.

3353. A letter from the White House Liaison, Department of Justice, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Oversight and Government Reform.

3354. A letter from the White House Liaison, Department of Justice, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Oversight and Government Reform.

3355. A letter from the White House Liaison, Department of Justice, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Oversight and Government Reform.

3356. A letter from the Secretary, Department of the Treasury, transmitting the strategic plan for fiscal years 2007 through 2012 in compliance with the Government Performance and Results Act of 1993 (GPRA); to the Committee on Oversight and Government Reform.

3357. A letter from the Assistant to the Director of Congressional Affairs, Federal Election Commission, transmitting the Commission's annual report for FY 2006 prepared in accordance with the Notification and Federal Employee Antidiscrimination and Retaliation Act of 2002 (No FEAR Act), Pub. L. 107-174; to the Committee on Oversight and Government Reform.

3358. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; MD Helicopters, Inc., Model 369, YOH-6A, 369A, OH-6A, 369H, 369HM, 369HS, 369HE, 369D, 369E, 369F, and 369FF Helicopters [Docket No. FAA-2007-28449; Directorate Identifier 207-SW-18-AD; Amendment 39-15103; AD 2007-09-51] (RIN: 2120-AA64) received September 14, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

3359. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Empresa Brasileira de Aeronautica S.A. (EMBRAER) Model EMB-145XR Airplanes [Docket No. FAA-2007-27981; Directorate Identifier 2007-NM-021-AD; Amendment 39-15107; AD 2007-13-03] (RIN: 2120-AA64) received September 14, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

3360. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; McDonnell Douglas Model 717-200 Airplanes [Docket No. FAA-2007-27152; Directorate Identifier 2006-NM-219-AD; Amendment 39-15105; AD 2007-13-01] (RIN: 2120-AA64) received September 14, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

3361. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Gulfstream Model GIV-X, GV, and GV-SP Series Airplanes [Docket No. FAA-2007-28373; Directorate Identifier 2007-NM-110-AD; Amendment 39-15104; AD 2007-12-25] (RIN: 2120-AA64) received September 14, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

3362. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Boeing Model 747-400, 747-400D, and 747-400F Series Airplanes [Docket No. FAA-2006-23803; Directorate Identifier 2005-NM-238-AD; Amendment 39-15108; AD 2007-13-04] (RIN: 2120-AA64) received September 14, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

3363. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Airbus Model A330 and A340 Airplanes [Docket No. FAA-2007-27565; Directorate Identifier 2006-NM-215-AD; Amendment 39-15111; AD 2007-13-07] (RIN: 2120-AA64) received September 14, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

3364. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; BAE Systems (Operations) Limited Model Bae 146 and Avro 146-RJ Airplanes [Docket No. FAA-2007-27714; Directorate Identifier 2006-NM-277-AD; Amendment 39-15110; AD 2007-13-06] (RIN: 2120-AA64) received September 14, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

¶121.3 MESSAGE FROM THE SENATE

A message from the Senate by Ms. Curtis, one of its clerks, announced that the Senate has passed with an amendment in which the concurrence of the House is requested, a bill of the House of the following title:

H.R. 1124. An Act to extend the District of Columbia College Access Act of 1999.

The message also announced that the Senate has passed a bill of the following title in which the concurrence of the House is requested:

S. 558. An Act to provide parity between health insurance coverage of mental health benefits and benefits for medical and surgical services.

¶121.4 PROVIDING FOR CONSIDERATION OF H.R. 2761

Mr. ARCURI, by direction of the Committee on Rules, called up the following resolution (H. Res. 660):

*Resolved*, That at any time after the adoption of this resolution the Speaker may, pursuant to clause 2(b) of rule XVIII, declare the House resolved into the Committee of the Whole House on the state of the Union for consideration of the bill (H.R. 2761) to extend the Terrorism Insurance Program of the Department of the Treasury, and for other purposes. The first reading of the bill shall be dispensed with. All points of order against consideration of the bill are waived except those arising under clause 9 or 10 of rule XXI. General debate shall be confined to the bill and shall not exceed one hour equally divided and controlled by the chairman and ranking minority member of the Committee on Financial Services. After general debate the bill shall be considered for amendment under the five-minute rule. The amendment in the nature of a substitute recommended by the Committee on Financial Services now printed in the bill, modified by the amendment printed in part A of the report of the Committee on Rules accompanying this resolution, shall be considered as adopted in the House and in the Committee of the Whole. The bill, as amended, shall be considered as the original bill for the purpose of further amendment under the five-minute rule and shall be considered as read. All points of order against provisions in the bill, as amended, are waived. Notwithstanding clause 11 of rule XVIII, no further amendment to the bill, as amended, shall be in order except those printed in part B of the report of the Committee on Rules. Each further amendment may be offered only in the order printed in the report, may be offered only by a Member designated in the report, shall be considered as read, shall be debat-

able for the time specified in the report equally divided and controlled by the proponent and an opponent, shall not be subject to amendment, and shall not be subject to a demand for division of the question in the House or in the Committee of the Whole. All points of order against such further amendments are waived except those arising under clause 9 or 10 of rule XXI. At the conclusion of consideration of the bill for amendment the Committee shall rise and report the bill, as amended, to the House with such further amendments as may have been adopted. The previous question shall be considered as ordered on the bill and amendments thereto to final passage without intervening motion except one motion to recommit with or without instructions.

SEC. 2. During consideration in the House of H.R. 2761 pursuant to this resolution, notwithstanding the operation of the previous question, the Chair may postpone further consideration of the bill to a time designated by the Speaker.

When said resolution was considered. After debate,

Mr. ARCURI moved the previous question on the resolution to its adoption or rejection.

The question being put, *viva voce*, Will the House now order the previous question?

The SPEAKER pro tempore, Mr. PASTOR, announced that the nays had it.

Mr. ARCURI demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Mr. PASTOR, pursuant to clause 8, rule XX, announced that further proceedings on the question were postponed.

¶121.5 APPROVAL OF THE JOURNAL— UNFINISHED BUSINESS

The SPEAKER pro tempore, Mr. PASTOR, pursuant to clause 8, rule XX, announced the unfinished business to be the question on agreeing to the Chair's approval of the Journal of Tuesday, September 18, 2007.

The question being put, *viva voce*, Will the House agree to the Chair's approval of said Journal?

The SPEAKER pro tempore, Mr. PASTOR, announced that the nays had it.

Mr. ARCURI demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The vote was taken by electronic device.

It was decided in the { Yeas ..... 228 affirmative ..... } Nays ..... 192

¶121.6 [Roll No. 878]

YEAS—228

Abercrombie	Bishop (GA)	Butterfield
Ackerman	Bishop (NY)	Cannon
Andrews	Blumenauer	Capps
Arcuri	Boren	Capuano
Baird	Boswell	Cardoza
Baldwin	Boucher	Carnahan
Bean	Boyd (FL)	Carson
Becerra	Boyd (KS)	Castor
Berkley	Brady (PA)	Chabot
Berman	Brown, Corrine	Chandler
Berry	Buchanan	Clarke

Clay
Cleaver
Clyburn
Coble
Cohen
Conyers
Cooper
Costa
Costello
Courtney
Cramer
Crowley
Cuellar
Cummings
Davis (AL)
Davis (CA)
Davis (IL)
Davis, Lincoln
Davis, Tom
DeGette
Delahunt
DeLauro
Dent
Dicks
Dingell
Doggett
Doyle
Edwards
Ellison
Emanuel
Engel
Eshoo
Etheridge
Farr
Fattah
Finler
Forbes
Fortenberry
Frank (MA)
Frank (CA)
Giffords
Gillibrand
Gonzalez
Green, Al
Green, Gene
Grijalva
Gutierrez
Hall (NY)
Hare
Harman
Hastings (FL)
Herseht Sandlin
Higgins
Hinchev
Hinojosa
Hirono
Hodes
Holden
Holt
Honda
Hooley
Hoyer
Inslee
Israel
Jackson (IL)
Jackson-Lee
(TX)
Jefferson
Johnson (IL)
Johnson, E. B.
Jones (OH)
Kagen
Kanjorski
Kaptur
Kennedy
Kildee
Kilpatrick
Kind
Kingston
Klein (FL)
Kucinich
Kuhl (NY)
Lampson
Langevin
Lantos
Larsen (WA)
Larsen (CT)
LaTourette
Lee
Levin
Lewis (GA)
Lipinski
Loebsack
Lofgren, Zoe
Lowey
Lynch
Mahoney (FL)
Maloney (NY)
Markey
Marshall
Matheson
Matsui
McCarthy (NY)
McCollum (MN)
McDermott
McGovern
McIntyre
McNerney
McNulty
Meek (FL)
Meeks (NY)
Melancon
Michaud
Miller (NC)
Miller, George
Mollohan
Moore (KS)
Moore (WI)
Moran (VA)
Murphy (CT)
Murphy, Patrick
Murtha
Nadler
Napolitano
Neal (MA)
Pascrell
Pastor
Paul
Payne
Perlmutter
Pomeroy
Porter
Price (NC)
Rahall
Rangel
Reyes
Richardson
Rodriguez
Ross
Rothman
Roybal-Allard
Ruppersberger
Rush
Ryan (OH)
Salazar
Sanchez, Linda
Sanchez, Loretta
Sarbanes
Schakowsky
Schiff
Schwartz
Scott (GA)
Scott (VA)
Serrano
Sestak
Shea-Porter
Sherman
Sires
Skelton
Smith (NJ)
Smith (WA)
Snyder
Solis
Space
Spratt
Stark
Sutton
Tanner
Tauscher
Taylor
Thompson (MS)
Tierney
Townes
Udall (CO)
Udall (NM)
Van Hollen
Velazquez
Visclosky
Walz (MN)
Wasserman
Schultz
Waters
Watson
Watt
Waxman
Weiner
Welch (VT)
Wexler
Wilson (OH)
Woolsey
Wu
Wynn
Yarmuth

LaHood
Lamborn
Latham
Lewis (CA)
Lewis (KY)
Linder
LoBiondo
Lucas
Lungren, Daniel
E.
Mack
Manzullo
Marchant
McCarthy (CA)
McCaul (TX)
McCotter
McCrery
McHenry
McHugh
McKeon
McMorris
Rodgers
Mica
Miller (FL)
Miller (MI)
Miller, Gary
Mitchell
Moran (KS)
Murphy, Tim
Musgrave
Myrick
Neugebauer
Nunes
Pearce
Pence
Peterson (MN)
Peterson (PA)
Petri
Pickering
Pitts
Platts
Poe
Price (GA)
Pryce (OH)
Putnam
Radanovich
Ramstad
Regula
Rehberg
Reichert
Renzi
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrabacher
Ros-Lehtinen
Roskam
Royce
Ryan (WI)
Sali
Saxton
Schmidt
Sensenbrenner
Sessions
Shadegg
Shays
Shimkus
Shuler
Shuster
Simpson
Smith (NE)
Smith (TX)
Souder
Stearns
Stupak
Sullivan
Tancredo
Terry
Thompson (CA)
Thornberry
Tiahrt
Tiberi
Turner
Upton
Walberg
Walden (OR)
Walsh (NY)
Wamp
Weldon (FL)
Weller
Westmoreland
Whitfield
Wicker
Wilson (NM)
Wilson (SC)
Wolf
Young (AK)
Young (FL)

Inslee
Israel
Jackson (IL)
Jackson-Lee
(TX)
Jefferson
Johnson, E. B.
Kagen
Kanjorski
Kaptur
Kennedy
Kildee
Kilpatrick
Kind
Klein (FL)
Kucinich
Langevin
Lantos
Larsen (WA)
Larsen (CT)
Lee
Levin
Lewis (GA)
Lipinski
Loebsack
Lofgren, Zoe
Lowey
Lynch
Mahoney (FL)
Maloney (NY)
Markey
Marshall
Matheson
Matsui
McCarthy (NY)
McCollum (MN)
McDermott
McGovern
McIntyre
McNerney
McNulty
Meek (FL)
Meeks (NY)
Melancon
Michaud
Miller (NC)
Miller, George
Mitchell
Mollohan
Moore (KS)
Moore (WI)
Moran (VA)
Murphy (CT)
Murphy, Patrick
Murtha
Nadler
Napolitano
Neal (MA)
Oberstar
Obey
Olver
Ortiz
Pallone
Pascrell
Pastor
Payne
Perlmutter
Peterson (MN)
Pomeroy
Price (NC)
Rahall
Rangel
Reyes
Richardson
Rodriguez
Ross
Rothman
Roybal-Allard
Ruppersberger
Rush
Ryan (OH)
Salazar
Sanchez, Linda
T.
Sanchez, Loretta
Sarbanes
Schakowsky
Schiff
Schwartz
Scott (GA)
Scott (VA)
Serrano
Sestak
Shea-Porter
Sherman
Sires
Skelton
Smith (WA)
Snyder
Solis
Space
Spratt
Stark
Sutton
Tanner
Tauscher
Taylor
Thompson (CA)
Thompson (MS)
Tierney
Townes
Udall (CO)
Udall (NM)
Van Hollen
Velazquez
Visclosky
Walz (MN)
Wasserman
Schultz
Waters
Watson
Watt
Waxman
Weiner
Welch (VT)
Wexler
Wilson (OH)
Woolsey
Wu
Wynn
Yarmuth

NOT VOTING—12

Allen
Baca
Braley (IA)
Carney
Cubin
Davis, Jo Ann
Garrett (NJ)
Gilchrest
Jindal
Johnson (GA)
Knollenberg
Slaughter

So the Journal was approved.

121.7 H. RES. 660—UNFINISHED BUSINESS

The SPEAKER pro tempore, Mr. PASTOR, pursuant to clause 8, rule XX, announced the further unfinished business to be the question on ordering the previous question on the resolution (H. Res. 660) providing for consideration of the bill (H.R. 2761) to extend the Terrorism Insurance Program of the Department of the Treasury, and for other purposes.

The question being put,

Will the House now order the previous question?

The vote was taken by electronic device.

It was decided in the { Yeas ..... 224 affirmative ..... } Nays ..... 197

NAYS—197

Aderholt
Akin
Alexander
Bachmann
Baker
Barrett (SC)
Barrow
Bartlett (MD)
Barton (TX)
Biggart
Bilbray
Bilirakis
Bishop (UT)
Blackburn
Blunt
Boehner
Bonner
Bono
Boozman
Boustany
Brady (TX)
Broun (GA)
Brown (SC)
Brown-Waite,
Ginny
Buchanan
Burgess
Burton (IN)
Buyer
Calvert
Camp (MI)
Campbell (CA)
Cannon
Cantor
Hulshof
Hunter
Ingllis (SC)
Issa
Johnson (IL)
Johnson, Sam
Jones (NC)
Jordan
Keller
King (IA)
King (NY)
Kingston
Kirk
Kline (MN)
Kuhl (NY)
LaHood
Lamborn
Lampson
Latham
LaTourette
Duncan
Ehlers
Emerson
English (PA)
Everett
Fallin
Feeney
Ferguson
Flake
Forbes
Fortenberry
Fossella
Foxy
Franks (AZ)
Frelinghuysen
Gallegly
Garrett (NJ)
Gerlach
Gingrey
Gohmert
Goode
Goodlatte
Granger
Graves
Hall (TX)
Hastert
Hastings (WA)
Hayes
Heller
Hensarling
Herger
Hobson
Hoekstra
Hulshof
Hunter
Ingllis (SC)
Johnson (IL)
Johnson, Sam
Jones (NC)
Jordan
Keller
King (IA)
King (NY)
Kingston
Kirk
Kline (MN)
Kuhl (NY)
LaHood
Lamborn
Lampson
Latham
LaTourette
Lewis (CA)
Lewis (KY)
Linder
LoBiondo
Lucas
Lungren, Daniel
E.
Mack
Manzullo
Marchant
McCarthy (CA)
McCaul (TX)
McCotter
McCrery
McHenry
McHugh
McKeon
McMorris
Rodgers
Mica
Miller (FL)
Miller (MI)
Miller, Gary
Moran (KS)
Murphy, Tim
Musgrave
Myrick
Neugebauer
Nunes
Paul
Pearce
Pence
Peterson (PA)
Petri
Pickering
Pitts
Platts
Poe
Porter
Price (GA)
Pryce (OH)
Putnam
Radanovich
Ramstad
Regula
Rehberg
Reichert
Renzi
Reynolds
Rogers (AL)
Rogers (KY)
Rogers (MI)
Rohrabacher

NAYS—192

Aderholt
Akin
Alexander
Altmire
Bachmann
Bachus
Baker
Barrett (SC)
Barrow
Bartlett (MD)
Barton (TX)
Biggart
Bilbray
Bilirakis
Bishop (UT)
Blackburn
Blunt
Boehner
Bonner
Bono
Boozman
Boustany
Brady (TX)
Broun (GA)
Brown (SC)
Brown-Waite,
Ginny
Burgess
Burton (IN)
Buyer
Calvert
Camp (MI)
Campbell (CA)
Cantor
Capito
Carter
Castle
Cole (OK)
Conaway
Crenshaw
Culberson
Davis (KY)
Davis, David
Deal (GA)
DeFazio
Diaz-Balart, L.
Diaz-Balart, M.
Donnelly
Doolittle
Drake
Dreier
Duncan
Ehlers
Ellsworth
Emerson
English (PA)
Everett
Fallin
Feeney
Ferguson
Flake
Fossella
Foxy
Franks (AZ)
Frelinghuysen
Gallegly
Gerlach
Gingrey
Gohmert
Andrews
Arcuri
Baca
Baird
Baldwin
Bean
Becerra
Berkley
Berman
Berry
Bishop (GA)
Bishop (NY)
Blumenauer
Boren
Boswell
Boucher
Boyd (FL)
Boyda (KS)
Brady (PA)
Braley (IA)
Brown, Corrine
Butterfield
Capps
Capuano
Cardoza
Carnahan
Carson
Castor

121.8 [Roll No. 879]

YEAS—224

Abercrombie
Ackerman
Altmire
Andrews
Arcuri
Baca
Baird
Baldwin
Bean
Becerra
Berkley
Berman
Berry
Bishop (GA)
Bishop (NY)
Blumenauer
Boren
Boswell
Boucher
Boyd (FL)
Boyda (KS)
Brady (PA)
Braley (IA)
Brown, Corrine
Butterfield
Capps
Capuano
Cardoza
Carnahan
Carson
Castor
Chandler
Clarke
Clay
Clever
Clyburn
Cohen
Conyers
Cooper
Costa
Costello
Courtney
Cramer
Crowley
Cuellar
Cummings
Davis (AL)
Davis (CA)
Davis (IL)
Davis, Lincoln
DeFazio
DeGette
Delahunt
DeLauro
Dicks
DeLauro
Dingell
Doggett
Donnelly
Doyle
Edwards
Ellison
Ellsworth
Emanuel
Eshoo
Etheridge
Farr
Fattah
Finler
Frank (MA)
Giffords
Gillibrand
Gonzalez
Gordon
Green, Al
Green, Gene
Grijalva
Gutierrez
Hall (NY)
Hare
Harman
Hastings (FL)
Herseht Sandlin
Higgins
Hill
Hinchev
Hinojosa
Hirono
Hodes
Holden
Holt
Honda
Hooley
Hoyer

Ros-Lehtinen Smith (NE)  
 Roskam Smith (NJ)  
 Royce Smith (TX)  
 Ryan (WI) Souder  
 Sali Stearns  
 Saxton Sullivan  
 Schmidt Tancredo  
 Sensenbrenner Terry  
 Sessions Thornberry  
 Shadegg Tiahrt  
 Shays Tiberi  
 Shimkus Turner  
 Shuster Upton  
 Simpson Walberg

NOT VOTING—11

Allen Davis, Jo Ann Johnson (GA)  
 Bachus Engel Jones (OH)  
 Carney Gilchrest Knollenberg  
 Cubin Jindal

So the previous question on the resolution was ordered.

The question being put, viva voce, Will the House agree to said resolution?

The SPEAKER pro tempore, Mr. PASTOR, announced that the yeas had it.

Mr. SESSIONS demanded a recorded vote on agreeing to said resolution, which demand was supported by one-fifth of a quorum, so a recorded vote was ordered.

The vote was taken by electronic device.

It was decided in the { Yeas ..... 223  
 affirmative ..... Nays ..... 195

121.9 [Roll No. 880]  
 AYES—223

Abercrombie Dicks Klein (FL)  
 Ackerman Dingell Kucinich  
 Andrews Doggett Langevin  
 Arcuri Donnelly Lantos  
 Baca Doyle Larsen (WA)  
 Baird Edwards Larson (CT)  
 Baldwin Ellison Lee  
 Barrow Ellsworth Levin  
 Bean Emanuel Lewis (GA)  
 Becerra Eshoo Lipinski  
 Berkley Etheridge Loeb sack  
 Berman Farr Lofgren, Zoe  
 Berry Fattah Lowey  
 Bishop (GA) Filner Lynch  
 Bishop (NY) Frank (MA) Mahoney (FL)  
 Blumenauer Giffords Maloney (NY)  
 Boren Gillibrand Markey  
 Boswell Gonzalez Marshall  
 Boucher Gordon Matheson  
 Boyd (FL) Green, Al McCollum (MN)  
 Boyda (KS) Green, Gene McDermott  
 Brady (PA) Grijalva McGovern  
 Braley (IA) Gutierrez McIntyre  
 Brown, Corrine Hall (NY) McNerney  
 Butterfield Hare McNulty  
 Capps Harman Meek (FL)  
 Capuano Hastings (FL) Meeke (NY)  
 Cardoza Herse th Sandlin Melancon  
 Carnahan Higgins Michaud  
 Carson Hill Miller (NC)  
 Castor Hinchey Miller, George  
 Chandler Hinojosa Mitchell  
 Clarke Hirono Mollohan  
 Clay Hodes Moore (KS)  
 Cleaver Holden Moore (WI)  
 Clyburn Holt Moran (VA)  
 Cohen Honda Murphy (CT)  
 Conyers Hooley Murphy, Patrick  
 Cooper Hoyer Murtha  
 Costa Insole Nadler  
 Costello Israel Napolitano  
 Courtney Jackson (IL) Neal (MA)  
 Cramer Jackson-Lee Oberstar  
 Crowley (TX) Obey  
 Cuellar Jefferson Olver  
 Cummings Johnson, E. B. Ortiz  
 Davis (AL) Jones (OH) Pallone  
 Davis (CA) Kagen Pascrell  
 Davis (IL) Kanjorski Pastor  
 Davis, Lincoln Kaptur Payne  
 DeFazio Kennedy Perlmutter  
 DeGette Kildee Peterson (MN)  
 Delahunt Kilpatrick Pomeroy  
 DeLauro Kind Price (NC)

Rahall Sestak  
 Rangel Shea-Porter  
 Reyes Sherman  
 Richardson Shuler  
 Rodriguez Sires  
 Ross Skelton  
 Rothman Slaughter  
 Roybal-Allard Smith (WA)  
 Ruppertsberger Snyder  
 Rush Solis  
 Ryan (OH) Space  
 Salazar Spratt  
 Sanchez, Linda Stark  
 T. Stupak  
 Sanchez, Loretta Sutton  
 Sarbanes Tanner  
 Schakowsky Tauscher  
 Schiff Taylor  
 Schwartz Thompson (CA)  
 Scott (GA) Thompson (MS)  
 Scott (VA) Tierney  
 Serrano Towns

NOES—195

Aderholt Franks (AZ)  
 Akin Frelinghuysen  
 Alexander Gallegly  
 Altmi re Garrett (NJ)  
 Bachmann Gerlach  
 Bachus Gingrey  
 Baker Gohmert  
 Barrett (SC) Goode  
 Bartlett (MD) Goodlatte  
 Barton (TX) Granger  
 Biggert Graves  
 Bilbray Hall (TX)  
 Bilirakis Hastert  
 Bishop (UT) Hastings (WA)  
 Blackburn Hayes  
 Blunt Heller  
 Boehner Hensarling  
 Bonner Herger  
 Bono Hobson  
 Boozman Hoekstra  
 Boustany Hulshof  
 Brady (TX) Hunter  
 Brown (GA) Inglis (SC)  
 Brown (SC) Issa  
 Brown-Waite, Johnny Johnson (IL)  
 Ginny Johnson, Sam  
 Buchanan Jones (NC)  
 Burgess Jordan  
 Burton (IN) Keller  
 Buyer King (IA)  
 Calvert King (NY)  
 Camp (MI) Kingston  
 Campbell (CA) Kirk  
 Cannon Kline (MN)  
 Cantor Kuhl (NY)  
 Capito LaHood  
 Carter Lamborn  
 Castle Lampson  
 Chabot Latham  
 Coble LaTourette  
 Cole (OK) Lewis (CA)  
 Crenshaw Lewis (KY)  
 Culberson Linder  
 Davis (KY) LoBiondo  
 Davis, David Lucas  
 Davis, Tom Lungren, Daniel  
 Deal (GA) E.  
 Dent Mack  
 Diaz-Balart, L. Manzullo  
 Diaz-Balart, M. Marchant  
 Doolittle McCarthy (CA)  
 Drake McCaul (TX)  
 Dreier McCotter  
 Duncan McCreery  
 Ehlers McHenry  
 Emerson McHugh  
 English (PA) McKeon  
 Everett McMorris  
 Fallon Rodgers  
 Feeney Mica  
 Ferguson Miller (FL)  
 Flake Miller (MI)  
 Forbes Miller, Gary  
 Fortenberry Moran (KS)  
 Fossella Murphy, Tim  
 Foxx Musgrave

NOT VOTING—14

Allen Engel  
 Carney Gilchrest  
 Conaway Jindal  
 Cubin Johnson (GA)  
 Davis, Jo Ann Knollenberg

Udall (CO)  
 Udall (NM)  
 Van Hollen  
 Velázquez  
 Visclosky  
 Walz (MN)  
 Wasserman  
 Schultz  
 Waters  
 Watson  
 Watt  
 Waxman  
 Weiner  
 Welch (VT)  
 Wexler  
 Wilson (OH)  
 Woolsey  
 Wu  
 Wynn  
 Yarmuth

Myrick  
 Neugebauer  
 Nunes  
 Paul  
 Pearce  
 Pence  
 Peterson (PA)  
 Petri  
 Pickering  
 Pitts  
 Platts  
 Poe  
 Porter  
 Price (GA)  
 Putnam  
 Radanovich  
 Ramstad  
 Regula  
 Rehberg  
 Reichert  
 Renzi  
 Reynolds  
 Rogers (AL)  
 Rogers (KY)  
 Rogers (MI)  
 Rohrabacher  
 Ros-Lehtinen  
 Roskam  
 Royce  
 Ryan (WI)  
 Sali  
 Saxton  
 Schmidt  
 Sensenbrenner  
 Sessions  
 Shadegg  
 Shays  
 Shimkus  
 Shuster  
 Simpson  
 Smith (NE)  
 Smith (NJ)  
 Smith (TX)  
 Souder  
 Stearns  
 Tancredo  
 Terry  
 Thornberry  
 Tiahrt  
 Tiberi  
 Turner  
 Upton  
 Walberg  
 Walden (OR)  
 Walsh (NY)  
 Wamp  
 Weldon (FL)  
 Weller  
 Westmoreland  
 Whitfield  
 Wicker  
 Wilson (NM)  
 Wilson (SC)  
 Wolf  
 Young (AK)  
 Young (FL)

A motion to reconsider the vote whereby said resolution was agreed to was, by unanimous consent, laid on the table.

121.10 TERRORISM RISK INSURANCE

The SPEAKER pro tempore, Mr. PASTOR, pursuant to House Resolution 660 and rule XVIII, declared the House resolved into the Committee of the Whole House on the state of the Union for the consideration of the bill (H.R. 2761) to extend the Terrorism Insurance Program of the Department of the Treasury, and for other purposes.

The SPEAKER pro tempore, Mr. PASTOR, by unanimous consent, designated Mr. ISRAEL as Chairman of the Committee of the Whole; and after some time spent therein,

121.11 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment numbered 1, printed in House Report 110-333, submitted by Mr. FRANK of Massachusetts:

Strike section 102(1)(C) of the Terrorism Risk Insurance Act of 2002, as proposed to be amended by section 3(a)(1) of the bill, and insert the following:

“(C) CERTIFICATION OF ACT OF NBCR TERRORISM.—Where a certified act of terrorism is carried out by means of a nuclear, biological, chemical, or radiological weapon or similar instrumentality, the Secretary shall further certify such act of terrorism as an act of NBCR terrorism. If a certified act of terrorism involves any other weapon or instrumentality, the Secretary, in concurrence with the Secretary of State, the Secretary of Homeland Security, and the Attorney General of the United States, shall determine whether the act of terrorism meets the definition of NBCR terrorism in this section. If such determination is that the act does meet such definition, the Secretary shall further certify that such act as an act of NBCR terrorism. Nothing in this subparagraph shall prohibit the Secretary from determining that a single act of terrorism resulted in both NBCR and non-NBCR insured losses.”

In section 102(11)(I)(ii)(II) of the Terrorism Risk Insurance Act of 2002, as proposed to be amended by section 3(a)(1) of the bill, strike “and” at the end.

In section 102(11)(J)(i) of the Terrorism Risk Insurance Act of 2002, as proposed to be amended by section 3(a)(1) of the bill, add “and” at the end.

In section 102(11)(J) of the Terrorism Risk Insurance Act of 2002, as proposed to be amended by section 3(a)(1) of the bill, strike the period at the end and insert “; and”.

At the end of section 102(11) of the Terrorism Risk Insurance Act of 2002, as proposed to be amended by section 3(a)(1) of the bill, add the following:

“(K) for the fifth additional Program Year and any Additional Program year thereafter, notwithstanding subparagraph (I)(i), if aggregate industry insured losses resulting from a certified act of NBCR terrorism exceed \$1,000,000,000, for any insurer that sustains insured losses resulting from such act of NBCR terrorism, the value of such insurer’s direct earned premiums over the calendar year immediately preceding the Program Year, multiplied by a percentage, which—

“(i) for the fifth additional Program Year shall be 5 percent; and

So the resolution was agreed to.



“(ii) for each additional Program Year thereafter, shall be 50 basis points greater than the percentage applicable to the preceding additional Program Year, except that if an act of NBCR terrorism occurs during the fifth additional Program Year or any additional Program Year thereafter that results in aggregate industry insured losses exceeding \$1,000,000,000, the percentage for the succeeding additional Program Year shall be 5 percent and the increase under this clause shall apply to additional Program Years thereafter;

except that for purposes of determining under this subparagraph whether aggregate industry insured losses exceed \$1,000,000,000, the Secretary may combine insured losses resulting from two or more certified acts of NBCR terrorism occurring during such Program Year in the same geographic area (with such area determined by the Secretary), in which case such insurer shall be permitted to combine insured losses resulting from such acts of NBCR terrorism for purposes of satisfying its insurer deductible under this subparagraph; and except that the insurer deductible under this subparagraph shall apply only with respect to compensation of insured losses resulting from such certified act, or combined certified acts, and that for purposes of compensation of any other insured losses occurring in the same Program Year, the insurer deductible determined under subparagraph (i)(i) shall apply.”

In section 102(13) of the Terrorism Risk Insurance Act of 2002, as proposed to be amended by section 3(a)(1) of the bill, strike “involves nuclear, biological” and all that follows and insert “involves or triggers nuclear, biological, chemical, or radiological reactions, releases, or contaminations, but only if any aggregate industry insured losses that result from such reactions, releases, or contaminations exceed the amount set forth in paragraph (1)(B)(ii).”

In section 103(c)(4)(A)(iii)(II)(aa) of the Terrorism Risk Insurance Act of 2002, as proposed to be amended by section 3(a)(1) of the bill, strike “unlawful” and insert “fraudulent”.

In section 103(c)(4)(A)(iii)(II)(bb) of the Terrorism Risk Insurance Act of 2002, as proposed to be amended by section 3(a)(1) of the bill, after “insured person is” insert “substantially”.

In section 103(e)(1)(B)(ii) of the Terrorism Risk Insurance Act of 2002, as proposed to be amended by section 3(a)(1) of the bill, insert “result from any such reactions, releases, or contaminations and that” after “such insured losses that”.

In section 103(e)(1)(B)(ii)(I) of the Terrorism Risk Insurance Act of 2002, as proposed to be amended by section 3(a)(1) of the bill, strike “exceeds” and insert “exceed”.

In section 103(h)(1) of the Terrorism Risk Insurance Act of 2002, in the matter preceding subparagraph (A), as proposed to be amended by section 3(a)(1) of the bill, strike “an appropriate index” and all that follows through the colon and insert “the Consumer Price Index for All Urban Consumers (CPI-U), as published by the Bureau of Labor Statistics of the Department of Labor, during the 12-month period preceding such program year, each of the dollar amounts set forth in this title (as such amount may have been previously adjusted), including the following amounts:”.

Strike subparagraph (B) of section 103(h)(1) of the Terrorism Risk Insurance Act of 2002, as proposed to be amended by section 3(a)(1) of the bill, and insert the following:

“(B) The dollar amounts in subparagraphs (J) and (K) of section 102(11) (relating to an insurer deductible threshold based on the amount of aggregate industry insured losses).”.

In section 3 of the bill, redesignate subsection (c) as subsection (d).

In section 3 of the bill, after subsection (b) insert the following new subsection:

(c) REGULATIONS ON CERTIFICATION OF AN ACT OF NBCR TERRORISM.—The Secretary of the Treasury shall issue the regulations to carry out subparagraph (C) of section 102(1) of the Terrorism Risk Insurance Act of 2002, as amended by subsection (a)(1) of this section, not later than the expiration of the 180-day period beginning upon the date of the enactment of this Act.

It was decided in the { Yeas ..... 426 affirmative ..... } Nays ..... 1

121.12 [Roll No. 881]

AYES—426

- Abercrombie Cole (OK) Green, Gene
Ackerman Conaway Grijalva
Aderholt Conyers Gutierrez
Akin Cooper Hall (NY)
Alexander Costa Hall (TX)
Altmire Costello Hare
Andrews Courtney Harman
Arcuri Cramer Hastert
Baca Crenshaw Hastings (FL)
Bachmann Crowley Hastings (WA)
Bachus Cuellar Hayes
Baird Culberson Heller
Baker Cummings Hensarling
Baldwin Davis (AL) Herger
Barrett (SC) Davis (CA) Hersted Sandlin
Barrow Davis (IL) Higgins
Bartlett (MD) Davis (KY) Hill
Barton (TX) Davis, David Hinchey
Bean Davis, Lincoln Hinojosa
Becerra Davis, Tom Hirono
Berkley Deal (GA) Hobson
Berman DeFazio Hodes
Berry DeGette Hoekstra
Biggart Delahunt Holden
Bilbray DeLauro Holt
Bilirakis Dent Honda
Bishop (GA) Diaz-Balart, L. Hooley
Bishop (NY) Diaz-Balart, M. Hoyer
Bishop (UT) Dicks Hulshof
Blackburn Dingell Hunter
Blumenauer Doggett Inglis (SC)
Blunt Donnelly Insee
Boehner Doollittle Israel
Bonner Doyle Issa
Bono Drake Jackson (IL)
Boozman Dreier Jackson-Lee
Bordallo Duncan (TX)
Boren Edwards Jefferson
Boswell Ehlers Johnson (IL)
Boucher Ellison Johnson, E. B.
Boustany Ellsworth Jones (NC)
Boyd (FL) Emanuel Jones (OH)
Boyd (KS) Emerson Jordan
Brady (PA) Engel Kagan
Brady (TX) English (PA) Kanjorski
Bralley (IA) Eshoo Kaptur
Broun (GA) Etheridge Keller
Brown (SC) Everett Kennedy
Brown, Corrine Faleomavaega Kildee
Brown-Waite, Fallon Kilpatrick
Ginny Farr Kind
Buchanan Fattah King (IA)
Burgess Feeney King (NY)
Burton (IN) Ferguson Kingston
Butterfield Finer Kirk
Buyer Flake Klein (FL)
Calvert Forbes Kline (MN)
Camp (MI) Fortenberry Knollenberg
Campbell (CA) Fortuño Kucinich
Cannon Fossella Kuhl (NY)
Cantor Foxx LaHood
Capito Frank (MA) Lamborn
Capps Franks (AZ) Lampson
Capuano Frelinghuysen Langevin
Cardoza Gallegly Lantos
Carmahan Garrett (NJ) Larsen (WA)
Carson Gerlach Larson (CT)
Carter Giffords Latham
Castor Gillibrand LaTourette
Chabot Gingrey Lee
Chandler Gohmert Levin
Christensen Gonzalez Lewis (CA)
Clarke Goode Lewis (GA)
Clay Goodlatte Lewis (KY)
Clever Gordon Linder
Clyburn Granger Lipinski
Coble Graves LoBiondo
Cohen Green, Al Loebsock

- Lofgren, Zoe Payne Simpson
Lowe Pearce Sires
Lucas Pence Skelton
Lungren, Daniel Perlmutter Slaughter
E. Peterson (MN) Smith (NE)
Lynch Peterson (PA) Smith (NJ)
Mack Petri Smith (TX)
Mahoney (FL) Pickering Smith (WA)
Maloney (NY) Pitts Snyder
Manzullo Platts Solis
Marchant Poe Souder
Markey Pomeroy Space
Marshall Porter Spratt
Matheson Price (GA) Stark
Matsui Price (NC) Stearns
McCarthy (CA) Pryce (OH) Stupak
McCarthy (NY) Putnam Sullivan
McCaul (TX) Radanovich Sutton
McCollum (MN) Rahall Tancredo
McCotter Ramstad Tanner
McCrery Rangel Tauscher
McDermott Regula Taylor
McGovern Rehberg Terry
McHenry Reichert Thompson (CA)
McHugh Renzi Thompson (MS)
McIntyre Reyes Thornberry
McKeon Reynolds Tiahrt
McMorris Richardson Tiberi
Hare Rodgers Rodriguez
McNerney Rogers (AL) Towns
McNulty Rogers (KY) Turner
Meek (FL) Rogers (MI) Udall (CO)
Melancon Rohrabacher Udall (NM)
Mica Ros-Lehtinen Upton
Michaud Roskam Van Hollen
Miller (FL) Ross Velazquez
Miller (MI) Rothman Visclosky
Miller (NC) Roybal-Allard Walberg
Miller, Gary Royce Walden (OR)
Miller, George Ruppertsberger Walsh (NY)
Mitchell Rush Walz (MN)
Mollohan Ryan (OH) Wamp
Moore (KS) Ryan (WI) Wasserman
Moore (WI) Salazar Schultz
Moran (KS) Sali Waters
Moran (VA) Sanchez, Linda Watson
Murphy (CT) T. Watt
Murphy, Patrick Sanchez, Loretta Waxman
Murphy, Tim Sarbanes Weiner
Murtha Saxton Welch (VT)
Musgrave Schakowsky Weldon (FL)
Myrick Schiff Weller
Nadler Schmidt Westmoreland
Napolitano Schwartz Wexler
Neal (MA) Scott (GA) Whitfield
Neugebauer Scott (VA) Wicker
Norton Sensenbrenner Wilson (NM)
Nunes Sessions Wilson (OH)
Oberstar Sestak Wilson (SC)
Obey Shadegg Wolf
Oliver Shays Woolsey
Ortiz Shea-Porter Wu
Pallone Sherman Wynn
Pascrell Shimkus Yarmuth
Pastor Shuler Young (AK)
Paul Shuster Young (FL)

NOES—1

Castle
NOT VOTING—10

- Allen Gilchrest Meeks (NY)
Carney Jindal Serrano
Cuban Johnson (GA)
Davis, Jo Ann Johnson, Sam

So the amendment was agreed to.

121.13 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment numbered 2, printed in House Report 110-333, submitted by Mr. PEARCE:

In the matter proposed to be added by the amendment made by section 3(a)(1) of the bill, in section 102(11)(J)(ii), strike “50 basis points” and insert “100 basis points”.

It was decided in the { Yeas ..... 194 negative ..... } Nays ..... 230

121.14 [Roll No. 882]

AYES—194

- Aderholt Bachmann Barrett (SC)
Akin Bachus Bartlett (MD)
Alexander Baker Barton (TX)

Bean	Gingrey	Pence	Kanjorski	Moore (KS)	Scott (VA)
Biggart	Gohmert	Peterson (PA)	Kaptur	Moore (WI)	Sestak
Bilbray	Goode	Petri	Kennedy	Moran (VA)	Shays
Bilirakis	Goodlatte	Pickering	Kildee	Murphy (CT)	Shea-Porter
Bishop (UT)	Granger	Pitts	Kilpatrick	Murphy, Patrick	Sherman
Blackburn	Graves	Platts	Kind	Murtha	Shuler
Blunt	Hall (TX)	Poe	King (NY)	Nadler	Sires
Boehner	Hastert	Porter	Kirk	Napolitano	Skelton
Bonner	Hastings (WA)	Price (GA)	Klein (FL)	Neal (MA)	Slaughter
Bono	Hayes	Pryce (OH)	Kucinich	Norton	Smith (WA)
Boozman	Heller	Putnam	Kuhl (NY)	Oberstar	Snyder
Boustany	Hensarling	Radanovich	Lampson	Obey	Solis
Brady (TX)	Herger	Ramstad	Langevin	Olver	Space
Broun (GA)	Hill	Regula	Lantos	Ortiz	Spratt
Brown (SC)	Hobson	Rohrabacher	Larsen (WA)	Pallone	Stark
Brown-Waite,	Hoekstra	Reichert	Larson (CT)	Pascrell	Stupak
Ginny	Hulshof	Renzi	Lee	Pastor	Sutton
Buchanan	Hunter	Rogers (AL)	Levin	Payne	Tanner
Burgess	Inglis (SC)	Rogers (KY)	Lewis (GA)	Perlmutter	Tauscher
Burton (IN)	Issa	Rogers (MI)	Lipinski	Peterson (MN)	Thompson (CA)
Buyer	Johnson (IL)	Rohrabacher	Loebsock	Pomeroy	Thompson (MS)
Calvert	Johnson, Sam	Ros-Lehtinen	Lofgren, Zoe	Price (NC)	Towns
Camp (MI)	Jones (NC)	Roskam	Lowe	Rahall	Udall (NM)
Campbell (CA)	Jordan	Royce	Lynch	Rangel	Van Hollen
Cannon	Keller	Ryan (WI)	Mahoney (FL)	Reyes	Velázquez
Cantor	King (IA)	Sall	Maloney (NY)	Reynolds	Visclosky
Capito	Kingston	Saxton	Markey	Richardson	Walsh (NY)
Carter	Kline (MN)	Schmidt	Matheson	Rodriguez	Walz (MN)
Castle	Knollenberg	Sensenbrenner	Matsui	Ross	Wasserman
Chabot	LaHood	Sessions	McCarthy (NY)	Rothman	Schultz
Coble	Lamborn	Shadegg	McCollum (MN)	Roybal-Allard	Waters
Cole (OK)	Latham	Shimkus	McDermott	Ruppersberger	Watson
Conaway	LaTourrette	Shuster	McGovern	Rush	Watt
Crenshaw	Lewis (CA)	Simpson	McHugh	Ryan (OH)	Waxman
Culberson	Lewis (KY)	Smith (NE)	McIntyre	Salazar	Weiner
Davis (KY)	Linder	Smith (NJ)	McNerney	Sánchez, Linda	Welch (VT)
Davis, David	LoBiondo	Smith (TX)	McNulty	T.	Wexler
Deal (GA)	Lucas	Souder	Meek (FL)	Sanchez, Loretta	Wilson (OH)
DeFazio	Lungren, Daniel	Stearns	Meeks (NY)	Sarbanes	Woolsey
Dent	E.	Sullivan	Melancon	Schakowsky	Wu
Diaz-Balart, L.	Mack	Taylor	Michaud	Schiff	Wynn
Diaz-Balart, M.	Manzullo	Terry	Miller (NC)	Schwartz	Yarmuth
Donnelly	Marshall	Thornberry	Mollohan	Scott (GA)	
Doolittle	McCarthy (CA)	Tiahrt			
Drake	McCotter	Tiberi			
Dreier	McCrery	Tierney	Allen	Hooley	Miller, George
Duncan	McHenry	Turner	Carney	Jindal	Serrano
Ehlers	McKeon	Udall (CO)	Cubin	Johnson (GA)	Tancredo
Emerson	McMorris	Upton	Davis, Jo Ann	Marchant	
English (PA)	Rodgers	Walberg	Gilchrest	McCaul (TX)	
Everett	Mica	Walden (OR)			
Fallin	Miller (FL)	Wamp			
Feeney	Miller (MI)	Weldon (FL)			
Flake	Miller, Gary	Weller			
Forbes	Mitchell	Moran (KS)			
Fortenberry	Moran (KS)	Whitfield			
Fortuño	Murphy, Tim	Wicker			
Fox	Musgrave	Wilson (NM)			
Franks (AZ)	Myrick	Wilson (SC)			
Frelinghuysen	Neugebauer	Wolf			
Galleghy	Paul	Nunes			
Garrett (NJ)	Pearce	Young (AK)			
Gerlach		Young (FL)			

## NOT VOTING—13

So the amendment was not agreed to. The SPEAKER pro tempore, Mr. ROSS, assumed the Chair.

When Mr. ISRAEL, Chairman, pursuant to House Resolution 660, reported the bill, as amended, back to the House with a further amendment adopted by the Committee.

The previous question having been ordered by said resolution.

Pursuant to House Resolution 660, the amendment in the nature of a substitute recommended by the Committee on Financial Services as modified by the amendment in House Report 110-333 was considered as adopted.

The following further amendment, reported from the Committee of the Whole House on the state of the Union, was agreed to:

Strike section 102(1)(C) of the Terrorism Risk Insurance Act of 2002, as proposed to be amended by section 3(a)(1) of the bill, and insert the following:

“(C) CERTIFICATION OF ACT OF NBCR TERRORISM.—Where a certified act of terrorism is carried out by means of a nuclear, biological, chemical, or radiological weapon or similar instrumentality, the Secretary shall further certify such act of terrorism as an act of NBCR terrorism. If a certified act of terrorism involves any other weapon or instrumentality, the Secretary, in concurrence with the Secretary of State, the Secretary of Homeland Security, and the Attorney General of the United States, shall determine whether the act of terrorism meets the definition of NBCR terrorism in this section. If such determination is that the act does meet such definition, the Secretary shall further certify that such act as an act of NBCR ter-

rorism. Nothing in this subparagraph shall prohibit the Secretary from determining that a single act of terrorism resulted in both NBCR and non-NBCR insured losses.”.

In section 102(11)(I)(ii)(II) of the Terrorism Risk Insurance Act of 2002, as proposed to be amended by section 3(a)(1) of the bill, strike “and” at the end.

In section 102(11)(J)(i) of the Terrorism Risk Insurance Act of 2002, as proposed to be amended by section 3(a)(1) of the bill, add “and” at the end.

In section 102(11)(J) of the Terrorism Risk Insurance Act of 2002, as proposed to be amended by section 3(a)(1) of the bill, strike the period at the end and insert “; and”.

At the end of section 102(11) of the Terrorism Risk Insurance Act of 2002, as proposed to be amended by section 3(a)(1) of the bill, add the following:

“(K) for the fifth additional Program Year and any Additional Program year thereafter, notwithstanding subparagraph (I)(i), if aggregate industry insured losses resulting from a certified act of NBCR terrorism exceed \$1,000,000,000, for any insurer that sustains insured losses resulting from such act of NBCR terrorism, the value of such insurer’s direct earned premiums over the calendar year immediately preceding the Program Year, multiplied by a percentage, which—

“(i) for the fifth additional Program Year shall be 5 percent; and

“(ii) for each additional Program Year thereafter, shall be 50 basis points greater than the percentage applicable to the preceding additional Program Year, except that if an act of NBCR terrorism occurs during the fifth additional Program Year or any additional Program Year thereafter that results in aggregate industry insured losses exceeding \$1,000,000,000, the percentage for the succeeding additional Program Year shall be 5 percent and the increase under this clause shall apply to additional Program Years thereafter;

except that for purposes of determining under this subparagraph whether aggregate industry insured losses exceed \$1,000,000,000, the Secretary may combine insured losses resulting from two or more certified acts of NBCR terrorism occurring during such Program Year in the same geographic area (with such area determined by the Secretary), in which case such insurer shall be permitted to combine insured losses resulting from such acts of NBCR terrorism for purposes of satisfying its insurer deductible under this subparagraph; and except that the insurer deductible under this subparagraph shall apply only with respect to compensation of insured losses resulting from such certified act, or combined certified acts, and that for purposes of compensation of any other insured losses occurring in the same Program Year, the insurer deductible determined under subparagraph (I)(i) shall apply.”.

In section 102(13) of the Terrorism Risk Insurance Act of 2002, as proposed to be amended by section 3(a)(1) of the bill, strike “involves nuclear, biological” and all that follows and insert “involves or triggers nuclear, biological, chemical, or radiological reactions, releases, or contaminations, but only if any aggregate industry insured losses that result from such reactions, releases, or contaminations exceed the amount set forth in paragraph (1)(B)(ii).”.

In section 103(c)(4)(A)(iii)(II)(aa) of the Terrorism Risk Insurance Act of 2002, as proposed to be amended by section 3(a)(1) of the bill, strike “unlawful” and insert “fraudulent”.

In section 103(c)(4)(A)(iii)(II)(bb) of the Terrorism Risk Insurance Act of 2002, as proposed to be amended by section 3(a)(1) of the

## NOES—230

Abercrombie	Clay	Ferguson
Ackerman	Cleaver	Filner
Altmire	Clyburn	Fossella
Andrews	Cohen	Frank (MA)
Arcuri	Conyers	Giffords
Baca	Cooper	Gillibrand
Baird	Costa	Gonzalez
Baldwin	Costello	Gordon
Barrow	Courtney	Green, Al
Becerra	Cramer	Green, Gene
Berkley	Crowley	Grijalva
Berman	Cuellar	Gutierrez
Berry	Cummings	Hall (NY)
Bishop (GA)	Davis (AL)	Hare
Bishop (NY)	Davis (CA)	Harman
Blumenauer	Davis (IL)	Hastings (FL)
Bordallo	Davis, Lincoln	Herseth Sandlin
Boren	Davis, Tom	Higgins
Boswell	DeGette	Hinche
Boucher	DeLaunt	Hinojosa
Boyd (FL)	DeLauro	Hirono
Boyd (KS)	Dicks	Hodes
Brady (PA)	Dingell	Holden
Braley (IA)	Doggett	Holt
Brown, Corrine	Doyle	Honda
Butterfield	Edwards	Hoyer
Capps	Ellison	Inslie
Capuano	Ellsworth	Israel
Cardoza	Emanuel	Jackson (IL)
Carnahan	Engel	Jackson-Lee
Carson	Eshoo	(TX)
Castor	Etheridge	Jefferson
Chandler	Faleomavaega	Johnson, E. B.
Christensen	Farr	Jones (OH)
Clarke	Fattah	Kagen

bill, after "insured person is" insert "substantially".

In section 103(e)(1)(B)(ii) of the Terrorism Risk Insurance Act of 2002, as proposed to be amended by section 3(a)(1) of the bill, insert "result from any such reactions, releases, or contaminations and that" after "such insured losses that".

In section 103(e)(1)(B)(ii)(I) of the Terrorism Risk Insurance Act of 2002, as proposed to be amended by section 3(a)(1) of the bill, strike "exceeds" and insert "exceed".

In section 103(h)(1) of the Terrorism Risk Insurance Act of 2002, in the matter preceding subparagraph (A), as proposed to be amended by section 3(a)(1) of the bill, strike "an appropriate index" and all that follows through the colon and insert "the Consumer Price Index for All Urban Consumers (CPI-U), as published by the Bureau of Labor Statistics of the Department of Labor, during the 12-month period preceding such program year, each of the dollar amounts set forth in this title (as such amount may have been previously adjusted), including the following amounts:".

Strike subparagraph (B) of section 103(h)(1) of the Terrorism Risk Insurance Act of 2002, as proposed to be amended by section 3(a)(1) of the bill, and insert the following:

"(B) The dollar amounts in subparagraphs (J) and (K) of section 102(11) (relating to an insurer deductible threshold based on the amount of aggregate industry insured losses)."

In section 3 of the bill, redesignate subsection (c) as subsection (d).

In section 3 of the bill, after subsection (b) insert the following new subsection:

(c) REGULATIONS ON CERTIFICATION OF AN ACT OF NBCR TERRORISM.—The Secretary of the Treasury shall issue the regulations to carry out subparagraph (C) of section 102(1) of the Terrorism Risk Insurance Act of 2002, as amended by subsection (a)(1) of this section, not later than the expiration of the 180-day period beginning upon the date of the enactment of this Act.

The bill, as amended, was ordered to be engrossed and read a third time, was read a third time by title.

Mr. DREIER moved to recommit the bill to the Committee on Financial Services with instructions to report the bill back to the House promptly without the changes made by the amendment printed in Part A of House Report 110-333 of the Committee on Rules accompanying House Resolution 660.

After debate,

By unanimous consent, the previous question was ordered on the motion to recommit with instructions.

The question being put, viva voce,

Will the House recommit said bill with instructions?

The SPEAKER pro tempore, Mr. ROSS, announced that the nays had it.

Mr. DREIER demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The vote was taken by electronic device.

It was decided in the { Yeas ..... 196 negative ..... } Nays ..... 228

121.15 [Roll No. 883] YEAS—196

- Aderholt, Akin, Alexander, Altmire, Bachmann, Bachus, Baker, Barrett (SC), Bartlett (MD), Barton (TX), Biggart, Bilbray, Bilirakis, Bishop (UT), Blackburn, Blunt, Boehner, Bonner, Bono, Boozman, Boustany, Brady (TX), Broun (GA), Brown (SC), Brown-Waite, Ginny, Buchanan, Burgess, Burton (IN), Buyer, Calvert, Camp (MI), Campbell (CA), Cannon, Cantor, Capito, Carter, Castle, Chabot, Coble, Cole (OK), Conaway, Crenshaw, Culberson, Davis (KY), Davis, David, Davis, Tom, Deal (GA), Dent, Diaz-Balart, L., Diaz-Balart, M., Doolittle, Drake, Dreier, Duncan, Ehlers, Emerson, English (PA), Everrett, Fallin, Feeney, Ferguson, Flake, Forbes, Fortenberry, Foxx, Franks (AZ), Frelinghuysen, Gallegly, Garrett (NJ), Gerlach, Gilchrest, Gingrey, Gohmert, Goode, Goodlatte, Granger, Graves, Hall (TX), Hastert, Hastings (WA), Hayes, Heller, Hensarling, Herger, Hobson, Hoekstra, Hulshof, Hunter, Inglis (SC), Issa, Johnson (IL), Johnson, Sam, Jones (NC), Jordan, Keller, King (IA), Kingston, Kirk, Kline (MN), Knollenberg, Kuhl (NY), LaHood, Lamborn, Lampson, Latham, LaTourette, Lewis (CA), Lewis (KY), Linder, LoBiondo, Lucas, Lungren, Daniel E., Mack, Manzullo, Marchant, McCarthy (CA), McCaul (TX), McCotter, McCrery, McHenry, McKeon, McMorris, Rodgers, Mica, Miller (FL), Miller (MI), Miller, Gary, Moran (KS), Murphy, Tim, Musgrave, Myrick, Neugebauer

- Nunes, Paul, Pearce, Pence, Peterson (PA), Petri, Pickering, Pitts, Platts, Poe, Porter, Price (GA), Pryce (OH), Putnam, Radanovich, Ramstad, Regula, Rehberg, Reichert, Renzi, Reynolds, Rogers (AL), Rogers (KY), Rogers (MI), Rohrabacher, Ros-Lehtinen, Roskam, Royce, Ryan (WI), Sali, Saxton, Schmidt, Sensenbrenner, Sessions, Shadegg, Shimkus, Shuster, Simpson, Smith (NE), Smith (NJ), Smith (TX), Souder, Stearns, Sullivan, Tancredo, Terry, Thornberry, Tiahrt, Tiberi, Turner, Upton, Walberg, Walden (OR), Walsh (NY), Wamp, Weldon (FL), Weller, Westmoreland, Whitfield, Wicker, Wilson (NM), Wilson (SC), Wolf, Young (AK), Young (FL)

- Gillibrand, Gonzalez, Gordon, Green, Al, Green, Gene, Grijalva, Gutierrez, Hall (NY), Hare, Harman, Hastings (FL), Herseth Sandlin, Higgins, Hill, Hinchey, Hinojosa, Hirono, Hodes, Holden, Holt, Honda, Hooley, Hoyer, Inslee, Israel, Jackson (IL), Jackson-Lee (TX), Jefferson, Johnson, E. B., Jones (OH), Kagen, Kanjorski, Kennedy, Kildee, Kilpatrick, Kind, King (NY), Klein (FL), Kucinich, Langevin, Lantos, Larsen (WA), Larson (CT), Lee, Levin, Lewis (GA), Lipinski, Loeb sack, Lofgren, Zoe, Lowey, Lynch, Mahoney (FL), Maloney (NY), Markey, Marshall, Matheson, Matsui, McCarthy (NY), McCollum (MN), McDermott, McGovern, McIntyre, McNerney, McNulty, Meeks (NY), Meek (FL), Meeks (NY), Melancon, Michaud, Miller (NC), Mitchell, Mollohan, Moore (KS), Moore (WI), Moran (VA), Murphy (CT), Murphy, Patrick, Murtha, Nadler, Napolitano, Neal (MA), Oberstar, Obey, Olver, Ortiz, Pallone, Pascrell, Pastor, Payne, Perlmutter, Peterson (MN), Pomeroy, Price (NC), Rahall, Rangel, Reyes, Richardson, Rodriguez, Ross, Rothman, Roybal-Allard, Ruppersberger, Rush, Ryan (OH), Salazar, Sanchez, Linda T., Sanchez, Loretta, Sarbanes, Schakowsky, Schiff, Schwartz, Scott (GA), Scott (VA), Serrano, Sestak, Shays, Shea-Porter, Sherman, Shuler, Sires, Skelton, Slaughter, Smith (WA), Snyder, Solis, Space, Spratt, Stark, Stupak, Sutton, Tanner, Tauscher, Taylor, Thompson (CA), Thompson (MS), Tierney, Towns, Udall (CO), Udall (NM), Van Hollen, Velázquez, Visclosky, Walz (MN), Wasserman, Schultz, Waters, Watson, Watt, Waxman, Weiner, Welch (VT), Wexler, Wilson (OH), Woolsey, Wu, Wynn, Yarmuth

NOT VOTING—8 Davis, Jo Ann, McHugh, Jindal, Miller, George, Johnson (GA)

So the motion to recommit with instructions was not agreed to.

The question being put, viva voce,

Will the House pass said bill?

The SPEAKER pro tempore, Mr. ROSS, announced that the yeas had it.

Mr. PRICE of Georgia, demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The vote was taken by electronic device.

It was decided in the { Yeas ..... 312 affirmative ..... } Nays ..... 110

121.16 [Roll No. 884] YEAS—312

- Abercrombie, Blumenauer, Cantor, Ackerman, Blunt, Capito, Alexander, Bono, Capps, Altmire, Boozman, Capuano, Andrews, Boren, Cardoza, Arcuri, Boswell, Carnahan, Baca, Boucher, Carson, Baird, Boyd (FL), Castor, Baldwin, Boyda (KS), Chandler, Barrow, Brady (PA), Clarke, Bean, Braley (IA), Clay, Becerra, Brown (SC), Cleaver, Berkley, Brown, Corrine, Clyburn, Berman, Brown-Waite, Coble, Bilirakis, Ginny, Cohen, Bishop (GA), Buchanan, Conyers, Bishop (NY), Butterfield, Cooper, Bishop (UT), Calvert, Costa

- Butterfield, Capps, Capuano, Cardoza, Carnahan, Carson, Castor, Chandler, Clarke, Clay, Cleaver, Clyburn, Cohen, Conyers, Cooper, Costa, Costello, Courtney, Cramer, Crowley, Cuellar, Cummings, Davis (AL), Davis (CA), Davis (IL), Davis, Lincoln, DeFazio, DeGette, Delahunt, DeLauro, Dicks, Dingell, Doggett, Donnelly, Doyle, Edwards, Ellison, Ellsworth, Emanuel, Engel, Eshoo, Etheridge, Farr, Fattah, Filner, Fossella, Frank (MA), Giffords

Costello  
Courtney  
Cramer  
Crenshaw  
Crowley  
Cuellar  
Cummings  
Davis (AL)  
Davis (CA)  
Davis (IL)  
Davis (KY)  
Davis, Lincoln  
Davis, Tom  
DeFazio  
DeGette  
DeLauro  
Dent  
Diaz-Balart, L.  
Diaz-Balart, M.  
Dicks  
Dingell  
Doggett  
Donnelly  
Doyle  
Edwards  
Ellison  
Ellsworth  
Emanuel  
Emerson  
Engel  
English (PA)  
Eshoo  
Etheridge  
Farr  
Fattah  
Ferguson  
Filner  
Fortenberry  
Fossella  
Frank (MA)  
Frelinghuysen  
Gallegly  
Gerlach  
Giffords  
Gilchrist  
Gillibrand  
Gonzalez  
Gordon  
Graves  
Green, Al  
Green, Gene  
Grijalva  
Gutierrez  
Hall (NY)  
Hall (TX)  
Hare  
Harman  
Hastert  
Hastings (FL)  
Hayes  
Herseht Sandlin  
Higgins  
Hill  
Hinchey  
Hinojosa  
Hirono  
Hobson  
Hodes  
Holden  
Holt  
Honda  
Hooley  
Hoyer  
Hulshof  
Hunter  
Inslee  
Israel  
Jackson (IL)  
Jackson-Lee  
(TX)  
Jefferson  
Johnson, E. B.  
Jones (NC)  
Jones (OH)  
Kagen  
Kanjorski  
Kaptur  
Keller

NAYS—110

Aderholt  
Akin  
Bachmann  
Bachus  
Baker  
Barrett (SC)  
Bartlett (MD)  
Barton (TX)  
Berry  
Biggert

Bilbray  
Blackburn  
Bonner  
Boustany  
Brady (TX)  
Broun (GA)  
Burgess  
Burton (IN)  
Buyer  
Camp (MI)

Reynolds  
Richardson  
Rodriguez  
Rogers (KY)  
Rogers (MI)  
Ros-Lehtinen  
Ross  
Rothman  
Roybal-Allard  
Ruppersberger  
Rush  
Ryan (OH)  
Salazar  
Sánchez, Linda  
T.  
Sanchez, Loretta  
Sarbanes  
Saxton  
Schakowsky  
Schiff  
Schmidt  
Schwartz  
Scott (GA)  
Scott (VA)  
Serrano  
Sessions  
Sestak  
Shays  
Shea-Porter  
Sherman  
Shimkus  
Shuler  
Sires  
Skelton  
Slaughter  
Smith (NJ)  
Smith (WA)  
Snyder  
Solis  
Space  
Spratt  
Stark  
Stearns  
Stupak  
Sutton  
Tanner  
Tauscher  
Taylor  
Terry  
Thompson (CA)  
Thompson (MS)  
Thornberry  
Thornburg  
Tiahrt  
Tiberi  
Tierney  
Towns  
Turner  
Udall (CO)  
Udall (NM)  
Upton  
Van Hollen  
Velázquez  
Visclosky  
Walberg  
Walsh (NY)  
Walz (MN)  
Wasserman  
Schultz  
Waters  
Watson  
Watt  
Waxman  
Weiner  
Welch (VT)  
Weller  
Wexler  
Whitfield  
Wilson (NM)  
Wilson (OH)  
Wolf  
Woolsey  
Wu  
Wynn  
Yarmuth  
Young (AK)  
Young (FL)

Doolittle  
Drake  
Dreier  
Duncan  
Ehlers  
Everett  
Fallin  
Feeney  
Flake  
Forbes  
Foxy  
Franks (AZ)  
Garrett (NJ)  
Gingrey  
Gohmert  
Goode  
Goodlatte  
Granger  
Hastings (WA)  
Heller  
Hensarling  
Hergert  
Hoekstra  
Inglis (SC)  
Issa  
Johnson (IL)  
Johnson, Sam  
Jordan

NOT VOTING—10

Allen  
Boehner  
Carney  
Cubin

Davis, Jo Ann  
Delahunt  
Jindal  
Johnson (GA)

So the bill was passed.

A motion to reconsider the vote whereby said bill was passed was, by unanimous consent, laid on the table.

*Ordered*, That the Clerk request the concurrence of the Senate in said bill.

¶121.17 CLERK TO CORRECT ENGROSSMENT

On motion of Mr. FRANK of Massachusetts, by unanimous consent,

*Ordered*, That in the engrossment of the foregoing bill the Clerk be authorized to correct section numbers, punctuation, and cross references, and to make such technical and conforming changes as may be necessary to accurately reflect the actions of the House.

¶121.18 FOOD, DRUG, AND COSMETIC USER-FEE PROGRAM

Mr. DINGELL moved to suspend the rules and pass the bill (H.R. 3580) to amend the Federal Food, Drug, and Cosmetic Act to revise and extend the user-fee programs for prescription drugs and for medical devices, to enhance the postmarket authorities of the Food and Drug Administration with respect to the safety of drugs, and for other purposes.

The SPEAKER pro tempore, Mr. ROSS, recognized Mr. DINGELL and Mr. BARTON of Texas, each for 20 minutes.

After debate,

The question being put, *viva voce*,

Will the House suspend the rules and pass said bill?

The SPEAKER pro tempore, Mr. ROSS, announced that two-thirds of the Members present had voted in the affirmative.

Mr. PALLONE demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The vote was taken by electronic device.

It was decided in the affirmative { Yeas ..... 405  
Nays ..... 7

¶121.19 [Roll No. 885] YEAS—405

Abercrombie  
Ackerman  
Aderholt  
Diaz-Balart, L.  
Diaz-Balart, M.  
Dingell  
Doggett  
Donnelly  
Doolittle  
Doyle  
Bachus  
Baird  
Baker  
Baldwin  
Barrett (SC)  
Barrow  
Bartlett (MD)  
Barton (TX)  
Bean  
Becerra  
Berkley  
Berman  
Berry  
Biggert  
Bilbray  
Bilirakis  
Bishop (GA)  
Bishop (NY)  
Blackburn  
Blumenauer  
Bonner  
Bono  
Boozman  
Boren  
Boswell  
Boucher  
Boustany  
Boyd (FL)  
Boyda (KS)  
Brady (PA)  
Brady (TX)  
Braley (IA)  
Broun (GA)  
Brown (SC)  
Brown, Corrine  
Brown-Waite,  
Ginny  
Buchanan  
Burgess  
Burton (IN)  
Butterfield  
Buyer  
Calvert  
Camp (MI)  
Campbell (CA)  
Cannon  
Capito  
Capps  
Capuano  
Cardoza  
Carnahan  
Carson  
Castle  
Castor  
Chabot  
Chandler  
Clarke  
Clay  
Cleaver  
Clyburn  
Coble  
Cohen  
Conaway  
Conyers  
Cooper  
Costa  
Costello  
Courtney  
Cramer  
Crenshaw  
Crowley  
Cuellar  
Culberson  
Cummings  
Davis (AL)  
Davis (CA)  
Davis (IL)  
Davis (KY)  
Davis, David  
Davis, Lincoln  
Davis, Tom  
Deal (GA)  
DeFazio  
DeGette  
Delahunt

[Roll No. 885] YEAS—405

DeLauro  
Dent  
Diaz-Balart, L.  
Diaz-Balart, M.  
Dingell  
Doggett  
Donnelly  
Doolittle  
Doyle  
Bachus  
Baird  
Baker  
Baldwin  
Barrett (SC)  
Barrow  
Bartlett (MD)  
Barton (TX)  
Bean  
Becerra  
Berkley  
Berman  
Berry  
Biggert  
Bilbray  
Bilirakis  
Bishop (GA)  
Bishop (NY)  
Blackburn  
Blumenauer  
Bonner  
Bono  
Boozman  
Boren  
Boswell  
Boucher  
Boustany  
Boyd (FL)  
Boyda (KS)  
Brady (PA)  
Brady (TX)  
Braley (IA)  
Broun (GA)  
Brown (SC)  
Brown, Corrine  
Brown-Waite,  
Ginny  
Buchanan  
Burgess  
Burton (IN)  
Butterfield  
Buyer  
Calvert  
Camp (MI)  
Campbell (CA)  
Cannon  
Capito  
Capps  
Capuano  
Cardoza  
Carnahan  
Carson  
Castle  
Castor  
Chabot  
Chandler  
Clarke  
Clay  
Cleaver  
Clyburn  
Coble  
Cohen  
Conaway  
Conyers  
Cooper  
Costa  
Costello  
Courtney  
Cramer  
Crenshaw  
Crowley  
Cuellar  
Culberson  
Cummings  
Davis (AL)  
Davis (CA)  
Davis (IL)  
Davis (KY)  
Davis, David  
Davis, Lincoln  
Davis, Tom  
Deal (GA)  
DeFazio  
DeGette  
Delahunt

Kennedy  
Kildee  
Kilpatrick  
Kind  
King (IA)  
King (NY)  
Kingston  
Kirk  
Klein (FL)  
Kline (MN)  
Knollenberg  
Kuhl (NY)  
LaHood  
Lamborn  
Lampson  
Langevin  
Lantos  
Larsen (WA)  
Larson (CT)  
Latham  
LaTourette  
Lee  
Farr  
Fattah  
Feeney  
Ferguson  
Filner  
Forbes  
Fortenberry  
Fossella  
Foxy  
Frank (MA)  
Franks (AZ)  
Frelinghuysen  
Gallegly  
Garrett (NJ)  
Gerlach  
Giffords  
Gilchrist  
Gillibrand  
Gingrey  
Gohmert  
Markey  
Marshall  
Matheson  
Matsui  
McCarthy (CA)  
McCarthy (NY)  
McCaul (TX)  
McCollum (MN)  
McCrery  
McDermott  
McGovern  
McHenry  
McIntyre  
McKeon  
McMorris  
Rodgers  
McNerney  
McNulty  
Meek (FL)  
Meeks (NY)  
Melancon  
Mica  
Michaud  
Miller (FL)  
Miller (MI)  
Miller (NC)  
Miller, Gary  
Miller, George  
Mitchell  
Mollohan  
Moore (KS)  
Moore (WI)  
Moran (KS)  
Moran (VA)  
Murphy (CT)  
Murphy, Patrick  
Murphy, Tim  
Murtha  
Musgrave  
Myrick  
Nadler  
Napolitano  
Neal (MA)  
Neugebauer  
Nunes  
Oberstar  
Obey  
Oliver  
Pallone  
Pascrell  
Pastor  
Payne  
Pearce

Pence	Sanchez, Loretta	Thompson (MS)
Perlmutter	Sarbanes	Thornberry
Peterson (MN)	Saxton	Tiahrt
Peterson (PA)	Schakowsky	Tiberi
Petri	Schiff	Tierney
Pickering	Schmidt	Towns
Pitts	Schwartz	Turner
Platts	Scott (GA)	Udall (CO)
Poe	Scott (VA)	Udall (NM)
Pomeroy	Sensenbrenner	Upton
Porter	Serrano	Van Hollen
Price (GA)	Sessions	Velázquez
Price (NC)	Sestak	Visclosky
Pryce (OH)	Shadegg	Walberg
Radanovich	Shays	Walden (OR)
Rahall	Shea-Porter	Walsh (NY)
Ramstad	Sherman	Walz (MN)
Rangel	Shimkus	Wamp
Regula	Shuler	Wasserman
Rehberg	Shuster	Schultz
Reichert	Simpson	Watson
Renzi	Sires	Watt
Reyes	Skelton	Waxman
Reynolds	Slaughter	Weiner
Richardson	Smith (NE)	Welch (VT)
Rodriguez	Smith (NJ)	Weldon (FL)
Rogers (AL)	Smith (TX)	Weller
Rogers (KY)	Smith (WA)	Westmoreland
Rogers (MI)	Snyder	Solis
Rohrabacher	Solís	Whitfield
Ros-Lehtinen	Souder	Wicker
Roskam	Space	Wilson (NM)
Ross	Spratt	Wilson (OH)
Rothman	Stark	Wilson (SC)
Roybal-Allard	Stearns	Wolf
Royce	Stupak	Woolsey
Ruppersberger	Sullivan	Wu
Rush	Sutton	Wynn
Ryan (OH)	Tancredo	Yarmuth
Ryan (WI)	Tanner	Young (AK)
Salazar	Tauscher	Young (FL)
Sali	Taylor	
Sánchez, Linda	Terry	
T.	Thompson (CA)	

## NAYS—7

Duncan	Goode	Paul
Emerson	Hinche	
Flake	Kucinich	

## NOT VOTING—20

Allen	Carter	Johnson (GA)
Andrews	Cole (OK)	McCotter
Bishop (UT)	Cubin	McHugh
Blunt	Davis, Jo Ann	Ortiz
Boehner	Dicks	Putnam
Cantor	Granger	Waters
Carney	Jindal	

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill was passed was, by unanimous consent, laid on the table.

*Ordered*, That the Clerk request the concurrence of the Senate in said bill.

## ¶121.20 PROVIDING FOR CONSIDERATION OF H.R. 2881

Ms. SUTTON, by direction of the Committee on Rules, reported (Rept. No. 110-335) the resolution (H. Res. 664) providing for consideration of the bill (H.R. 2881) to amend title 49, United States Code, to authorize appropriations for the Federal Aviation Administration for fiscal years 2008 through 2011, to improve aviation safety and capacity, to provide stable funding for the national aviation system, and for other purposes.

When said resolution and report were referred to the House Calendar and ordered printed.

## ¶121.21 SENATE BILL REFERRED

A bill of the Senate of the following title was taken from the Speaker's

table and, under the rule, referred as follows:

S. 558. An Act to provide parity between health insurance coverage of mental health benefits and benefits for medical and surgical services; to the Committee on Energy and Commerce; in addition to the Committee on Education and Labor for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

## ¶121.22 BILLS PRESENTED TO THE PRESIDENT

Lorraine C. Miller, Clerk of the House reported that on September 19, 2007 she presented to the President of the United States, for his approval, the following bills.

H.R. 954. An Act to designate the facility of the United States Postal Service located at 365 West 125th Street in New York, New York, as the "Percy Sutton Post Office Building".

H.R. 2669. An Act to provide for reconciliation pursuant to section 601 of the concurrent resolution on the budget for fiscal year 2008.

H.R. 3218. An Act to designate a portion of Interstate Route 395 located in Baltimore, Maryland, as "Cal Ripken Way".

## ¶121.23 LEAVE OF ABSENCE

By unanimous consent, leave of absence was granted—

To Mr. JOHNSON of Georgia, for today;

To Mr. KNOLLENBERG, for today until 1 p.m.; and

To Mr. MCHUGH, for today after 2:15 p.m. and September 20.

And then,

## ¶121.24 ADJOURNMENT

On motion of Mr. KING of Iowa, at 7 o'clock and 26 minutes p.m., the House adjourned.

## ¶121.25 REPORTS OF COMMITTEES ON PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XIII, reports of committees were delivered to the Clerk for printing and reference to the proper calendar, as follows:

Mr. RANGEL: Committee on Ways and Means. H.R. 3539. A bill to amend the Internal Revenue Code of 1986 to extend financing for the Airport and Airway Trust Fund, and for other purposes; with an amendment (Rept. 110-334 Pt. 1). Ordered to be printed.

Mr. WELCH: Committee on Rules. House Resolution 664. Resolution providing for consideration of the bill (H.R. 2881) to amend title 49, United States Code, to authorize appropriations for the Federal Aviation Administration for fiscal years 2008 through 2011, to improve aviation safety and capacity, to provide stable funding for the national aviation system, and for other purposes (Rept. 110-335). Referred to the House Calendar.

Mr. OBERSTAR: Committee on Transportation and Infrastructure. H.R. 2095. A bill to amend title 49, United States Code, to prevent railroad fatalities, injuries, and hazardous materials releases, to authorize the Federal Railroad Safety Administration, and for other purposes; with an amendment (Rept. 110-336). Referred to the Committee of the Whole House on the state of the Union and ordered to be printed.

## ¶121.26 COMMITTEE DISCHARGE

Pursuant to clause 2 of rule XII, the Committee on Transportation and Infrastructure discharged from further consideration. H.R. 3539 referred to the Committee of the Whole House on the state of the Union, and ordered to be printed.

## ¶121.27 PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XII, public bills and resolutions were introduced and severally referred, as follows:

By Mr. TOM DAVIS of Virginia (for himself, Mr. WOLF, and Mr. MARCHANT):

H.R. 3579. A bill to amend title 5, United States Code, to facilitate the temporary re-employment of Federal annuitants, and for other purposes; to the Committee on Oversight and Government Reform.

By Mr. DINGELL (for himself, Mr. BARTON of Texas, and Mr. PALLONE):

H.R. 3580. A bill to amend the Federal Food, Drug, and Cosmetic Act to revise and extend the user-fee programs for prescription drugs and for medical devices, to enhance the postmarket authorities of the Food and Drug Administration with respect to the safety of drugs, and for other purposes; to the Committee on Energy and Commerce. Considered and passed.

By Mr. JONES of North Carolina:

H.R. 3581. A bill to clarify the roles of the Department of Defense and Department of Veterans Affairs disability evaluation systems for retirement and compensation of members of the Armed Forces for disability, to require the development of a single physical exam that can be used to determine both fitness for duty and disability ratings, to standardize fitness testing among the Armed Forces, and for other purposes; to the Committee on Armed Services, and in addition to the Committee on Veterans' Affairs, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Ms. WOOLSEY:

H.R. 3582. A bill to amend the Fair Labor Standards Act of 1938 to clarify the exemption for home health care workers from certain provisions of that Act; to the Committee on Education and Labor.

By Mr. HENSARLING (for himself, Mr. AKIN, Mrs. BACHMANN, Mr. BACHUS, Mr. BARRETT of South Carolina, Mr. BARTLETT of Maryland, Mr. BARTON of Texas, Mr. BISHOP of Utah, Mrs. BLACKBURN, Mr. BRADY of Texas, Mr. BROUN of Georgia, Mr. BURTON of Indiana, Mr. CAMPBELL of California, Mr. CONAWAY, Mr. COLE of Oklahoma, Mr. MARIO DIAZ-BALART of Florida, Ms. FALLIN, Mr. FEENEY, Mr. FLAKE, Mr. FORTUÑO, Ms. FOX, Mr. FRANKS of Arizona, Mr. GARRETT of New Jersey, Mr. HOEKSTRA, Mr. KING of Iowa, Mr. LAMBORN, Mr. DANIEL E. LUNGREN of California, Mr. ISSA, Mr. MANZULLO, Mr. MCHENRY, Mr. MILLER of Florida, Mrs. MUSGRAVE, Mrs. MYRICK, Mr. PENCE, Mr. PITTS, Mr. PRICE of Georgia, Mr. ROSKAM, Mr. RYAN of Wisconsin, Mr. SESSIONS, Mr. SHADEGG, and Mr. WELDON of Florida):

H.R. 3583. A bill to prevent Government shutdowns; to the Committee on Appropriations.

By Mr. BARTON of Texas (for himself, Mr. DEAL of Georgia, Mr. BOEHNER, Mr. SHIMKUS, Mr. WALDEN of Oregon, Mr. SESSIONS, Mrs. MYRICK, Mr. ROHRBACHER, Mr. PUTNAM, Mr.

PITTS, Mr. KINGSTON, Mr. MCCAUL of Texas, Mr. PORTER, Mr. LEWIS of Kentucky, Mr. HASTERT, Mr. WESTMORELAND, Mr. PICKERING, Mr. HASTINGS of Washington, Mr. BURGESS, Mr. BLUNT, Mr. HULSHOF, Mr. RADANOVICH, Mr. BAKER, Mr. BUYER, Mr. HALL of Texas, Mr. HAYES, Mr. BARTLETT of Maryland, Mrs. BLACKBURN, Mr. CAMP of Michigan, Mr. STEARNS, Mr. HOEKSTRA, Ms. GRANGER, Mr. MCCOTTER, Mr. PEARCE, Mr. LUCAS, Mr. MICA, Mr. LATOURETTE, Mr. SMITH of Nebraska, Mr. WELLER, Mr. TERRY, Mrs. DRAKE, Mr. ADERHOLT, Mr. PRICE of Georgia, Mr. SAM JOHNSON of Texas, Mr. ISSA, Mr. HELLER, Mr. SULLIVAN, Mr. ROSKAM, Mr. YOUNG of Alaska, Mr. THORBERRY, Mr. MANZULLO, Mr. NEUGEBAUER, Mr. REYNOLDS, Mr. ROGERS of Alabama, Mr. NUNES, Mr. BARRETT of South Carolina, Mr. KUHL of New York, Mr. CONAWAY, Mr. SOUDER, Mr. BILBRAY, Mr. GINGREY, Mr. BROWN of South Carolina, Mr. SHUSTER, Mr. BOUSTANY, Mr. WHITFIELD, Mr. KIRK, Mr. LINDER, Mr. MILLER of Florida, Mr. MCCARTHY of California, Mr. SMITH of Texas, Mr. GOHMERT, Mr. CARTER, Mr. MARCHANT, Mr. ROGERS of Michigan, Mr. GALLEGLY, Mr. MCCRERY, Mr. GARY G. MILLER of California, Mr. WAMP, Mr. HERGER, Mr. DAVID DAVIS of Tennessee, Mr. CHABOT, Mr. BONNER, Mr. BOOZMAN, Mr. BILIRAKIS, Mr. CALVERT, Mr. WICKER, Mr. LINCOLN DIAZ-BALART of Florida, Mr. MARIO DIAZ-BALART of Florida, Mr. BUCHANAN, Mr. ALEXANDER, Mr. DREIER, Mrs. MCMORRIS RODGERS, Mr. POE, Mr. LATHAM, Mr. COBLE, Mr. CASTLE, Mr. DENT, Mr. PETERSON of Pennsylvania, Ms. ROS-LEHTINEN, Mr. RYAN of Wisconsin, Mr. MCKEON, Mrs. MILLER of Michigan, Mr. DAVIS of Kentucky, Mr. GILCHREST, Mr. GRAVES, Mr. TOM DAVIS of Virginia, Mr. ROGERS of Kentucky, Mr. TIBERI, Mr. HUNTER, Mr. KING of Iowa, Mr. BRADY of Texas, Mr. WALBERG, and Mr. JOHNSON of Illinois):

H.R. 3584. A bill to amend title XXI of the Social Security Act to extend funding for 18 months for the State Children's Health Insurance Program (CHIP), and for other purposes; to the Committee on Energy and Commerce.

By Mr. BACA (for himself, Mr. KILDEE, Mr. KENNEDY, Mrs. NAPOLITANO, Mr. GRIJALVA, Mr. PASTOR, Mr. REYES, Mr. ORTIZ, Mr. CUELLAR, Mr. RODRIGUEZ, Mr. HINOJOSA, Mr. BECERRA, Ms. ROYBAL-ALLARD, Mr. SIRES, Mr. GUTIERREZ, Mr. GONZALEZ, Ms. SOLIS, Mr. RAHALL, Mr. SALAZAR, Mr. HONDA, Mr. FALEOMAVAEGA, Mr. HASTINGS of Florida, Ms. PELOSI, Mr. CARDOZA, Mr. GEORGE MILLER of California, Mr. COSTA, Mr. SERRANO, Ms. VELÁZQUEZ, Ms. LORETTA SANCHEZ of California, Mr. FILNER, Mr. LAMPSON, Mr. PALLONE, Mr. MITCHELL, Ms. JACKSON-LEE of Texas, Mr. GENE GREEN of Texas, Ms. HERSETH SANDLIN, Mr. SHULER, Mr. CLYBURN, Mr. MORAN of Virginia, Ms. MCCOLLUM of Minnesota, Ms. LEE, Mr. KAGEN, Mr. YOUNG of Alaska, Mr. COHEN, and Mr. KIND):

H.R. 3585. A bill to honor of the achievements and contributions of Native Americans to the United States, and for other purposes; to the Committee on Education and Labor.

By Mr. DUNCAN (for himself, Mr. BOSWELL, and Mr. GRAVES):

H.R. 3586. A bill to amend the Internal Revenue Code of 1986 to allow a credit against income tax for the production of certain material produced from organic matter which is available on a renewable or recurring basis; to the Committee on Ways and Means.

By Mr. FATTAH (for himself, Ms. JACKSON-LEE of Texas, Mr. TOWNS, Mr. KENNEDY, Ms. SCHAKOWSKY, Mr. CUMMINGS, Mr. DAVIS of Illinois, Mr. KUCINICH, Mr. ELLISON, and Mr. GRIJALVA):

H.R. 3587. A bill to establish a program to assist homeowners experiencing unavoidable, temporary difficulty making payments on mortgages insured under the National Housing Act; to the Committee on Financial Services.

By Mr. KING of New York:

H.R. 3588. A bill to amend the Consumer Product Safety Act to provide the Consumer Product Safety Commission with greater authority to require recalls, mandatory routine product testing, and for other purposes; to the Committee on Energy and Commerce.

By Mr. KING of New York:

H.R. 3589. A bill to amend the Trade Act of 1974 to extend trade adjustment assistance to certain service workers; to the Committee on Ways and Means.

By Mr. LAMPSON:

H.R. 3590. A bill to amend the Internal Revenue Code of 1986 to extend for one year relief from the alternative minimum tax on individuals; to the Committee on Ways and Means.

By Mr. LAMPSON:

H.R. 3591. A bill to amend the Internal Revenue Code of 1986 to provide that the net capital gain of certain individuals shall not be subject to tax; to the Committee on Ways and Means.

By Mr. LAMPSON:

H.R. 3592. A bill to amend the Internal Revenue Code of 1986 to make the election to deduct State and local sales taxes permanent law; to the Committee on Ways and Means.

By Mr. LAMPSON:

H.R. 3593. A bill to amend the Internal Revenue Code of 1986 to make permanent law the credit for nonbusiness energy property, the credit for gas produced from biomass and for synthetic fuels produced from coal, and the credit for energy efficient appliances; to the Committee on Ways and Means.

By Mr. LAMPSON:

H.R. 3594. A bill to amend the Internal Revenue Code of 1986 to make permanent law the penalty-free distributions from retirement plans to individuals called to active duty; to the Committee on Ways and Means.

By Mr. LAMPSON:

H.R. 3595. A bill to amend the Internal Revenue Code of 1986 to make permanent law the deduction for certain expenses of elementary and secondary school teachers; to the Committee on Ways and Means.

By Mr. LAMPSON:

H.R. 3596. A bill to amend the Internal Revenue Code of 1986 to make permanent law the tax-free distributions from individual retirement plans for charitable purposes; to the Committee on Ways and Means.

By Mrs. MCCARTHY of New York (for herself and Mr. LATOURETTE):

H.R. 3597. A bill to amend the Higher Education Act of 1965 to create a capitation grant program to increase the number of nurses and graduate educated nurse faculty to meet the future need for qualified nurses, and for other purposes; to the Committee on Education and Labor.

By Ms. MCCOLLUM of Minnesota:

H.R. 3598. A bill to prohibit the cessation, degradation, or limitation of broadcasting activities by the Broadcasting Board of Governors; to the Committee on Foreign Affairs.

By Ms. MOORE of Wisconsin:

H.R. 3599. A bill to authorize the Secretary of Health and Human Services to make

grants to improve access to dependable, affordable automobiles by low-income families; to the Committee on Ways and Means.

By Mr. PAUL:

H.R. 3600. A bill to enforce the guarantees of the first, fourteenth, and fifteenth amendments to the Constitution of the United States by prohibiting certain devices used to deny the right to participate in certain elections; to the Committee on House Administration.

By Mr. PAUL:

H.R. 3601. A bill to restore to taxpayers awareness of the true cost of government by eliminating the withholding of income taxes by employers and requiring individuals to pay income taxes in monthly installments, and for other purposes; to the Committee on Ways and Means.

By Mr. PAUL:

H.R. 3602. A bill to amend the Communications Act of 1934 with respect to retransmission consent and must-carry for cable operators and satellite carriers; to the Committee on Energy and Commerce, and in addition to the Committee on the Judiciary, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. SIMPSON:

H.R. 3603. A bill to authorize the exchange of certain land located in the State of Idaho, and for other purposes; to the Committee on Natural Resources.

By Mr. UDALL of New Mexico:

H.R. 3604. A bill to amend the Internal Revenue Code of 1986 to treat certain payments made to the European Union in lieu of income taxes to a member of the European Union as income taxes paid to a foreign country for purposes of the foreign tax credit; to the Committee on Ways and Means.

By Mr. WALZ of Minnesota (for himself, Mr. KIND, Mr. OBERSTAR, Mr. PATRICK MURPHY of Pennsylvania, Mrs. BOYDA of Kansas, Mr. HILL, and Ms. MCCOLLUM of Minnesota):

H.R. 3605. A bill to amend the Internal Revenue Code of 1986 to increase, extend, and make permanent the above-the-line deduction for certain expenses of elementary and secondary school teachers; to the Committee on Ways and Means.

By Ms. WOOLSEY (for herself, Mr. HARE, Mr. LOEBACK, Mr. SARBANES, and Mr. JEFFERSON):

H.R. 3606. A bill to amend the Elementary and Secondary Education Act of 1965 to provide grants for core curriculum development; to the Committee on Education and Labor.

By Mr. KUHL of New York (for himself, Mr. BOREN, Mr. PICKERING, and Mrs. CAPPS):

H. Con. Res. 215. Concurrent resolution supporting the designation of a week as "National Cardiopulmonary Resuscitation and Automated External Defibrillator Awareness Week"; to the Committee on Oversight and Government Reform.

By Mr. KLINE of Minnesota (for himself, Mr. WILSON of South Carolina, Mrs. MCMORRIS RODGERS, Mr. GINGREY, Mr. ROSKAM, Mr. BUCHANAN, Mr. CARTER, Mrs. MUSGRAVE, Mr. KELLER, Mr. HASTERT, Mr. GOODE, Mr. LAHOOD, Mr. SESSIONS, Mr. ALEXANDER, Mr. BROUN of Georgia, Mrs. DRAKE, Mrs. BACHMANN, Mr. PITTS, Mr. HENSARLING, Mr. FEENEY, Mr. BOUSTANY, Ms. GRANGER, Mr. THORBERRY, Mr. WELDON of Florida, Mr. TIM MURPHY of Pennsylvania, Mr. LAMBORN, Mr. REHBERG, Mr. SHIMKUS, Mr. REICHERT, Mr. DAVID DAVIS of Tennessee, Mr. PORTER, Mr. SAXTON, Mr. AKIN, Mr. WALZ of Minnesota, Mr. GOHMERT, Mr. MAHONEY of Florida, Mr. SNYDER, Mr. SMITH of



New Jersey, Mr. FORTENBERRY, Mr. PUTNAM, Mr. SMITH of Washington, Mr. KILDEE, Mr. BOSWELL, Mrs. BLACKBURN, Mr. JORDAN, Mr. BOREN, Mr. TERRY, Mr. WELLER, Mrs. MILLER of Michigan, Mr. ANDREWS, Mr. ORTIZ, Mr. GENE GREEN of Texas, Mr. PETERSON of Minnesota, Mrs. BOYDA of Kansas, Mr. MCKEON, Ms. MCCOLLUM of Minnesota, Mr. ISSA, and Mr. YOUNG of Alaska):

H. Res. 663. A resolution supporting the goals and ideals of Veterans of Foreign Wars Day; to the Committee on Oversight and Government Reform.

By Mr. TOM DAVIS of Virginia (for himself, Ms. LORETTA SANCHEZ of California, and Ms. ZOE LOFGREN of California):

H. Res. 665. A resolution endorsing reforms for freedom and democracy in Vietnam; to the Committee on Foreign Affairs.

By Mr. RODRIGUEZ:

H. Res. 666. A resolution recognizing and celebrating the 35th anniversary of Guadalupe Mountains National Park, and for other purposes; to the Committee on Natural Resources.

#### 121.28 ADDITIONAL SPONSORS

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

H.R. 211: Mr. CARNEY.  
 H.R. 371: Ms. LINDA T. SANCHEZ of California and Mr. HASTINGS of Florida.  
 H.R. 526: Mr. FRANK of Massachusetts.  
 H.R. 618: Mr. BROWN of Georgia.  
 H.R. 654: Ms. ROYBAL-ALLARD.  
 H.R. 743: Mr. BOOZMAN, Mr. YARMUTH, Mr. BILBRAY, Mr. WELDON of Florida, and Mr. HALL of Texas.  
 H.R. 821: Mr. SARBANES.  
 H.R. 854: Mr. WYNN.  
 H.R. 900: Mr. CARTER and Mr. ROSKAM.  
 H.R. 970: Mr. BUTTERFIELD and Mr. ANDREWS.  
 H.R. 971: Mr. LUCAS.  
 H.R. 977: Ms. DEGETTE.  
 H.R. 989: Mrs. WILSON of New Mexico.  
 H.R. 1110: Mr. TANNER, Mr. ELLSWORTH, Mr. MARCHANT, and Mrs. BONO.  
 H.R. 1125: Mr. LAMBORN, Mr. BOREN, Mrs. LOWEY, Mr. SESTAK, Mr. MORAN of Kansas, Mr. RYAN of Ohio, Mr. PENCE, Mr. HULSHOF, Ms. ROYBAL-ALLARD, Mr. WEXLER, Mr. PRICE of Georgia, Ms. ROS-LEHTINEN, Mr. WELDON of Florida, Mr. AKIN, and Mrs. EMERSON.  
 H.R. 1127: Mr. ROSKAM.  
 H.R. 1142: Mr. CARNAHAN.  
 H.R. 1155: Mr. BOUCHER.  
 H.R. 1190: Mr. PLATTS, Mrs. WILSON of New Mexico, Mr. RAHALL, and Mr. SOUDER.  
 H.R. 1201: Mr. KLINE of Minnesota, Mr. AKIN, Mr. WELDON of Florida, Mr. PITTS, Mr. FORTUÑO, and Mr. BISHOP of Utah.  
 H.R. 1213: Mr. ALTMIRE.  
 H.R. 1222: Mr. WOLF.  
 H.R. 1236: Mr. HALL of New York, Mr. TANNER, and Mr. DAVID DAVIS of Tennessee.  
 H.R. 1244: Mrs. NAPOLITANO.  
 H.R. 1275: Mr. TOWNS, Mr. WYNN, Mr. MARKEY, Mr. GUTIERREZ, and Mr. BLUMENAUER.  
 H.R. 1322: Mr. HIGGINS.  
 H.R. 1363: Mr. LAMPSON and Mr. GONZALEZ.  
 H.R. 1390: Mr. JONES of North Carolina.  
 H.R. 1422: Mr. BERMAN and Mr. TIERNEY.  
 H.R. 1439: Mr. PETERSON of Pennsylvania.  
 H.R. 1464: Mr. BOUCHER, Mr. WAXMAN, Mr. CARNAHAN, and Mr. BERMAN.  
 H.R. 1537: Mr. JOHNSON of Georgia.  
 H.R. 1553: Mr. BARRETT of South Carolina and Mr. SHULER.  
 H.R. 1576: Mr. PAYNE, Mr. OLVER, and Mr. RYAN of Ohio.  
 H.R. 1590: Mr. CARDOZA.  
 H.R. 1621: Mr. HINOJOSA.

H.R. 1634: Mr. ALLEN, Mr. GONZALEZ, and Mr. ARCURI.  
 H.R. 1644: Mr. SESTAK, Mr. BERMAN, Mr. PASTOR, and Mr. POMEROY.  
 H.R. 1683: Mr. GENE GREEN of Texas.  
 H.R. 1738: Mr. ABERCROMBIE and Mr. CARNEY.  
 H.R. 1843: Mr. KLINE of Minnesota, Mr. PERLMUTTER, and Mr. HERGER.  
 H.R. 1927: Mr. ISRAEL.  
 H.R. 1940: Mr. HALL of Texas.  
 H.R. 1960: Mr. BOREN and Mr. GORDON.  
 H.R. 1983: Mr. WAMP.  
 H.R. 1992: Mr. MCGOVERN, Mr. RUPPERSBERGER, Mr. UDALL of New Mexico, and Ms. MCCOLLUM of Minnesota.  
 H.R. 2015: Mr. TOWNS, Mr. BRALEY of Iowa, Mrs. BOYDA of Kansas, and Mr. GUTIERREZ.  
 H.R. 2054: Mr. UDALL of New Mexico.  
 H.R. 2138: Mr. DONNELLY and Mr. FORBES.  
 H.R. 2164: Mr. PATRICK MURPHY of Pennsylvania.  
 H.R. 2184: Mr. KENNEDY.  
 H.R. 2188: Mr. LEWIS of Kentucky.  
 H.R. 2231: Mr. BOUCHER and Mr. COHEN.  
 H.R. 2265: Mr. MARKEY.  
 H.R. 2266: Mr. CARNAHAN.  
 H.R. 2327: Mr. LEVIN, Mr. McDERMOTT, Mr. HASTINGS of Florida, and Ms. CARSON.  
 H.R. 2390: Mrs. GILLIBRAND.  
 H.R. 2421: Ms. VELÁZQUEZ.  
 H.R. 2443: Ms. WATERS.  
 H.R. 2477: Mr. BRADY of Pennsylvania.  
 H.R. 2508: Mr. WAMP.  
 H.R. 2510: Mr. MCCARTHY of California.  
 H.R. 2539: Mr. AL GREEN of Texas.  
 H.R. 2585: Mr. WAMP and Mr. DAVID DAVIS of Tennessee.  
 H.R. 2593: Mr. UDALL of New Mexico and Mrs. CAPPS.  
 H.R. 2708: Mr. BOUCHER.  
 H.R. 2726: Mr. ETHERIDGE.  
 H.R. 2779: Mr. HODES and Mr. SNYDER.  
 H.R. 2807: Mr. JORDAN.  
 H.R. 2814: Mr. WAMP.  
 H.R. 2818: Mr. BAIRD and Mr. MORAN of Kansas.  
 H.R. 2820: Ms. ZOE LOFGREN of California.  
 H.R. 2915: Mr. ELLISON.  
 H.R. 2933: Mr. ISRAEL.  
 H.R. 2934: Mr. BARRETT of South Carolina.  
 H.R. 2964: Mr. REICHERT, Mr. VAN HOLLEN, Mr. BRALEY of Iowa, and Mr. FRANK of Massachusetts.  
 H.R. 3021: Mr. YARMUTH, Ms. MOORE of Wisconsin, and Mr. HARE.  
 H.R. 3033: Mr. FILNER.  
 H.R. 3075: Mr. ROSS.  
 H.R. 3076: Mr. PAUL and Mr. ROSS.  
 H.R. 3081: Ms. SUTTON, Mr. DAVIS of Illinois, Mr. DEFazio, Mr. JACKSON of Illinois, Ms. KAPTUR, Ms. KILPATRICK, Mr. LEWIS of Georgia, Mr. OLVER, Mr. PAYNE, Ms. SCHAKOWSKY, Ms. WATSON, Mr. HARE, Mr. COHEN, and Mr. BRALEY of Iowa.  
 H.R. 3083: Mr. WELCH of Vermont.  
 H.R. 3090: Mr. PETERSON of Pennsylvania, Mr. COBLE, and Mr. POE.  
 H.R. 3168: Mr. JEFFERSON, Ms. CLARKE, and Ms. CASTOR.  
 H.R. 3177: Mr. MCCOTTER.  
 H.R. 3198: Mrs. DAVIS of California.  
 H.R. 3204: Mr. McDERMOTT.  
 H.R. 3219: Mr. ARCURI and Mr. INGLIS of South Carolina.  
 H.R. 3256: Mr. McDERMOTT, Ms. CARSON, Mr. BRADY of Pennsylvania, and Mr. COURTNEY.  
 H.R. 3257: Mr. KAGEN.  
 H.R. 3282: Mr. SPRATT and Ms. ZOE LOFGREN of California.  
 H.R. 3298: Ms. SUTTON.  
 H.R. 3317: Mr. JEFFERSON, Mr. BRADY of Pennsylvania, and Mr. MEEK of Florida.  
 H.R. 3329: Mr. ELLISON.  
 H.R. 3355: Mr. LYNCH.  
 H.R. 3358: Mr. BRADY of Pennsylvania and Mr. ROHRBACHER.  
 H.R. 3380: Mr. GOHMERT and Mr. YOUNG of Alaska.

H.R. 3393: Mr. DOYLE, Mr. HARE, and Mr. ELLISON.  
 H.R. 3405: Mr. HINOJOSA.  
 H.R. 3418: Mr. HOEKSTRA.  
 H.R. 3419: Mr. PRICE of North Carolina and Mr. WAMP.  
 H.R. 3432: Mr. FALEOMAVAEGA, Mr. SHERMAN, Mr. DELAHUNT, Mr. BURTON of Indiana, Mr. WELCH of Vermont, Mr. BRADY of Pennsylvania, Ms. MOORE of Wisconsin, Mr. FILNER, Mr. JOHNSON of Georgia, Mr. ABERCROMBIE, Mr. BAIRD, Mr. BISHOP of Georgia, Mr. BUTTERFIELD, Mrs. CHRISTENSEN, Mr. CLAY, Mr. CLEAVER, Mr. CLYBURN, Mr. COHEN, Mr. COOPER, Mr. DAVIS of Alabama, Mr. DAVIS of Illinois, Mr. ETHERIDGE, Mr. FARR, Mr. FATTAH, Mr. HOLT, Mr. LAMPSON, Mr. JACKSON of Illinois, Ms. EDDIE BERNICE JOHNSON of Texas, Mrs. JONES of Ohio, Mr. McNULTY, Mr. MARSHALL, Ms. NORTON, Mr. PALLONE, Mr. PASCRELL, Mr. PASTOR, Mr. PRICE of North Carolina, Mr. ROTHMAN, Mr. SCOTT of Georgia, Mr. SIREN, Mr. THOMPSON of Mississippi, Mr. UDALL of Colorado, Ms. WATERS, Mr. WATT, and Mr. WU.  
 H.R. 3448: Mrs. CAPPS.  
 H.R. 3481: Mr. BISHOP of New York, Mr. ALTMIRE, and Mr. PAYNE.  
 H.R. 3494: Mr. BILIRAKIS, Mr. CRAMER, Mr. LINCOLN DAVIS of Tennessee, Mr. McINTYRE, Mrs. MILLER of Michigan, Mr. TAYLOR, Mr. COLE, Mr. CONAWAY, Mr. DENT, Mr. GERLACH, Mr. GRAVES, Mr. KUHLMAN, Mr. RYAN of Wisconsin, and Mr. RYAN of Wisconsin.  
 H.R. 3502: Mr. PETRI.  
 H.R. 3508: Mr. HENSARLING, Mr. GERLACH, and Mr. GINGREY.  
 H.R. 3529: Mr. SESTAK.  
 H.R. 3531: Mr. BARTLETT of Maryland and Mr. JONES of North Carolina.  
 H.R. 3533: Ms. ROS-LEHTINEN, Mr. MATHESON, Mrs. CAPPS, Mr. CROWLEY, Mr. McNULTY, Mr. HALL of New York, Mrs. MALONEY of New York, Mr. MCGOVERN, Mr. HASTINGS of Florida, Mr. BISHOP of New York, Mr. TOWNS, Mr. McNERNEY, Mrs. BONO, Mr. CONYERS, and Mr. HAYES.  
 H.R. 3544: Mr. GOODE.  
 H.R. 3558: Mr. PETERSON of Minnesota and Mr. LOBIONDO.  
 H.R. 3577: Mr. DAVIS of Alabama and Mr. BRADY of Pennsylvania.  
 H.J. Res. 3: Mr. HARE and Mr. GONZALEZ.  
 H.J. Res. 6: Mr. TANCREDO, Mr. JONES of North Carolina, and Mr. GINGREY.  
 H.J. Res. 12: Mr. BACHUS.  
 H.J. Res. 48: Mr. DOGGETT.  
 H. Con. Res. 40: Mr. EVERETT, Mr. POE, Mr. BROWN of Georgia, Mrs. MYRICK, and Mr. ISSA.  
 H. Con. Res. 83: Mr. SALI and Mrs. EMERSON.  
 H. Con. Res. 122: Mr. AL GREEN of Texas and Mr. SIREN.  
 H. Con. Res. 160: Mr. GILCHREST.  
 H. Con. Res. 176: Mr. MOLLOHAN.  
 H. Con. Res. 200: Mr. SOUDER and Ms. DELAULO.  
 H. Con. Res. 203: Ms. LINDA T. SANCHEZ of California, Mr. HASTINGS of Florida, Mr. PENCE, and Mr. MCCAUL of Texas.  
 H. Con. Res. 205: Ms. SUTTON, Ms. BERKLEY, Ms. CLARKE, Ms. MOORE of Wisconsin, Mr. BUTTERFIELD, Mrs. TAUSCHER, Ms. MCCOLLUM of Minnesota, Mr. BERRY, Mrs. BOYDA of Kansas, Mr. MOLLOHAN, Ms. WATSON, Ms. WOOLSEY, Mr. GUTIERREZ, Ms. RICHARDSON, Ms. HERSETH SANDLIN, Mr. CLEAVER, Mr. DELAHUNT, Ms. SCHWARTZ, Mr. JACKSON of Illinois, Ms. LEE, Ms. SHEA-PORTER, Ms. DELAULO, Mr. YARMUTH, Mrs. NAPOLITANO, Mrs. MALONEY of New York, Ms. ESHOO, Mr. KAGEN, Mr. COURTNEY, Mr. PAYNE, Ms. BEAN, Mr. FARR, Mr. CROWLEY, Ms. WASSERMAN SCHULTZ, Ms. EDDIE BERNICE JOHNSON of Texas, Mr. HODES, Mr. ELLISON, Ms. ZOE LOFGREN of California, Ms. SLAUGHTER, Mr. WELCH of Vermont, Mr. SESTAK, Mr. MORAN

of Virginia, Mr. BERMAN, Mr. LOEBSSACK, Ms. CASTOR, and Mr. SNYDER.

H. Con. Res. 210: Mr. AL GREEN of Texas, Mr. CLAY, Mr. GRIJALVA, Ms. LINDA T. SÁNCHEZ of California, Mrs. DAVIS of California, Mr. SESTAK, Mr. LOEBSSACK, Mr. HOLT, Ms. CLARKE, Mr. HARE, Mr. YARMUTH, Mr. ALTMIRE, Mr. BISHOP of New York, Ms. HIRONO, Ms. SHEA-PORTER, Mr. SCOTT of Virginia, Mr. HINOJOSA, Mr. JACKSON of Illinois, Mr. SARBANES, Ms. BERKLEY, Ms. LORETTA SANCHEZ of California, Ms. ROYBAL-ALLARD, Mr. RODRIGUEZ, Ms. BALDWIN, Mr. BARROW, Mrs. TAUSCHER, Mr. KENNEDY, Ms. MCCOLLUM of Minnesota, Ms. VELÁZQUEZ, Mr. TOWNS, Ms. KILPATRICK, Mr. OLVER, Ms. WASSERMAN SCHULTZ, Mrs. MALONEY of New York, Ms. CARSON, Mr. MOLLOHAN, Mr. CUMMINGS, Ms. LEE, Mr. FATTAH, Mr. CLEAVER, Mr. ELLISON, Mr. HASTINGS of Florida, Mr. LEWIS of Kentucky, Ms. RICHARDSON, Ms. MOORE of Wisconsin, Mr. BUTTERFIELD, Mr. THOMPSON of Mississippi, Ms. NORTON, Ms. WATSON, Mr. PAYNE, Mr. SCOTT of Georgia, Ms. WATERS, Ms. JACKSON-LEE of Texas, Mr. WATT, Mrs. JONES of Ohio, Mr. BISHOP of Georgia, Mr. ENGLISH of Pennsylvania, Ms. CORRINE BROWN of Florida, Mr. PAUL, Mr. MCDERMOTT, Mr. PASCRELL, Mr. LIPINSKI, Mr. GUTIERREZ, Ms. BEAN, Mr. MANZULLO, Mr. WELLER, and Mr. COHEN.

H. Res. 79: Mr. ALTMIRE.

H. Res. 111: Mr. SESTAK and Mr. MCINTYRE.

H. Res. 194: Mr. THOMPSON of California and Mrs. CAPPS.

H. Res. 213: Mrs. CAPPS, Mr. KUCINICH, Mr. MCGOVERN, Mr. TOWNS, Ms. JACKSON-LEE of Texas, Mr. JEFFERSON, Mr. MORAN of Virginia, Mr. OLVER, Mr. CARNAHAN, Mr. MICHAUD, Mr. HONDA, Ms. KILPATRICK, Mr. BERMAN, and Mr. DELAHUNT.

H. Res. 282: Mr. ORTIZ.

H. Res. 529: Mr. BRALEY of Iowa, Mr. COHEN, Mr. BLUMENAUER, Mr. ARCURI, Mr. DICKS, Mr. HODES, Mr. GRIJALVA, Mr. ALTMIRE, Mr. CUMMINGS, Mr. WALZ of Minnesota, Mr. CROWLEY, Mr. FILNER, Ms. BORDALLO, Mr. HINCHEY, Mr. MCCOTTER, and Mr. HOLT.

H. Res. 548: Mr. ENGLISH of Pennsylvania, Mr. PRICE of North Carolina, Mr. LAMBORN, and Mr. PALLONE.

H. Res. 576: Mr. ELLSWORTH.

H. Res. 584: Mr. SESSIONS, Mr. LATOURETTE, Mrs. CUBIN, Mr. GORDON, Ms. BERKLEY, Mr. COBLE, Mr. KNOLLENBERG, Mr. TERRY, Mr. KILDEE, Mrs. McMORRIS RODGERS, Mr. DELAHUNT, Mr. BOOZMAN, Mr. PETERSON of Minnesota, Mr. DONNELLY, Mr. WICKER, Mr. GALLEGLEY, Mr. COOPER, Mrs. BONO, Mr. POMEROY, Mr. WILSON of South Carolina, Ms. MATSUI, Mr. SMITH of Nebraska, Mr. WU, Ms. FOXX, Mr. ROSS, Mr. CONAWAY, Mr. PAUL, Mr. SPRATT, Mr. PICKERING, Mrs. BLACKBURN, Mr. MATHESON, Mr. PENCE, Mr. BARRETT of South Carolina, Mr. LEWIS of Kentucky, Ms. HIRONO, Mr. PLATTS, and Mr. TIBERI.

H. Res. 590: Mr. CONAWAY, Mr. SPRATT, Ms. SLAUGHTER, and Mr. POMEROY.

H. Res. 605: Mr. BOUCHER.

H. Res. 610: Mr. MARIO DIAZ-BALART of Florida, Mr. PENCE, and Mr. GOODE.

H. Res. 616: Mr. DOGGETT and Mr. HASTINGS of Florida.

H. Res. 618: Ms. WOOLSEY.

H. Res. 635: Mr. ROTHMAN.

H. Res. 640: Mr. WELLER, Mr. SMITH of Washington, Mr. DAVIS of Kentucky, Mr. KIRK, Mr. LIPINSKI, Mr. JOHNSON of Illinois, Ms. EDDIE BERNICE JOHNSON of Texas, Ms. CORRINE BROWN of Florida, Ms. SCHAKOWSKY, Mr. ROSKAM, and Mr. LOBIONDO.

H. Res. 644: Mr. HOEKSTRA, Mr. DAVIS of Kentucky, Mr. FEENEY, Mrs. DRAKE, Mr. KUHL of New York, Mr. HASTERT, Mr. YOUNG of Florida, Mr. MARSHALL, Mr. COLE of Oklahoma, Mr. WHITFIELD, Mr. LINCOLN DIAZ-BALART of Florida, and Mr. ENGLISH of Pennsylvania.

H. Res. 652: Mr. WELCH of Vermont, Mr. TAYLOR, Mr. CASTLE, and Mr. BARROW.

#### ¶121.29 DELETIONS

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

H.R. 1644: Mr. RYAN of Wisconsin.

### THURSDAY, SEPTEMBER 20, 2007 (122)

#### ¶122.1 APPOINTMENT OF SPEAKER PRO TEMPORE

The House was called to order by the SPEAKER pro tempore, Ms. DEGETTE, who laid before the House the following communication:

WASHINGTON, DC,  
September 20, 2007.

I hereby appoint the Honorable DIANA DEGETTE to act as Speaker pro tempore on this day.

NANCY PELOSI,  
*Speaker of the House of  
Representatives.*

#### ¶122.2 APPROVAL OF THE JOURNAL

The SPEAKER pro tempore, Ms. DEGETTE, announced she had examined and approved the Journal of the proceedings of Wednesday, September 19, 2007.

Mr. WILSON of South Carolina, pursuant to clause 1, rule I, demanded a vote on agreeing to the Chair's approval of the Journal.

The question being put, *viva voce*,

Will the House agree to the Chair's approval of said Journal?

The SPEAKER pro tempore, Ms. DEGETTE, announced that the yeas had it.

Mr. WILSON of South Carolina, objected to the vote on the ground that a quorum was not present and not voting.

The SPEAKER pro tempore, Ms. DEGETTE, pursuant to clause 8, rule XX, announced that further proceedings on the question were postponed.

The point of no quorum was considered as withdrawn.

#### ¶122.3 COMMUNICATIONS

Executive and other communications, pursuant to clause 8, rule XII, were referred as follows:

3365. A letter from the Under Secretary for Personnel and Readiness, Department of Defense, transmitting authorization of the enclosed list of officers to wear the insignia of the next higher grade in accordance with title 10, United States Code, section 777; to the Committee on Armed Services.

3366. A letter from the Deputy Director, Defense Security Cooperation Agency, transmitting pursuant to the reporting requirements of Section 36(b)(1) of the Arms Export Control Act, as amended, Transmittal No. 07-38, concerning the Department of the Army's proposed Letter(s) of Offer and Acceptance to Bahrain for defense articles and services; to the Committee on Foreign Affairs.

3367. A letter from the Director, Defense Security Cooperation Agency, transmitting pursuant to the reporting requirements of Section 36(b)(1) of the Arms Export Control Act, as amended, Transmittal No. 07-48, con-

cerning the Department of the Army's proposed Letter(s) of Offer and Acceptance to Singapore for defense articles and services; to the Committee on Foreign Affairs.

3368. A letter from the Deputy Director, Defense Security Cooperation Agency, transmitting pursuant to the reporting requirements of Section 36(b)(1) of the Arms Export Control Act, as amended, Transmittal No. 07-47, concerning the Department of the Army's proposed Letter(s) of Offer and Acceptance to Canada for defense articles and services; to the Committee on Foreign Affairs.

3369. A letter from the Deputy Director, Defense Security Cooperation Agency, transmitting pursuant to the reporting requirements of Section 36(b)(1) of the Arms Export Control Act, as amended, Transmittal No. 07-39, concerning the Department of the Navy's proposed Letter(s) of Offer and Acceptance to Brazil for defense articles and services; to the Committee on Foreign Affairs.

3370. A letter from the Deputy Director, Defense Security Cooperation Agency, transmitting pursuant to the reporting requirements of Section 36(b)(1) of the Arms Export Control Act, as amended, Transmittal No. 07-41, concerning the Department of the Navy's proposed Letter(s) of Offer and Acceptance to Taipei Economic and Cultural Representative Office in the United States for defense articles and services; to the Committee on Foreign Affairs.

3371. A letter from the Deputy Director, Defense Security Cooperation Agency, transmitting pursuant to the reporting requirements of Section 36(b)(1) of the Arms Export Control Act, as amended, Transmittal No. 07-40, concerning the Department of the Navy's proposed Letter(s) of Offer and Acceptance to Spain for defense articles and services; to the Committee on Foreign Affairs.

3372. A letter from the Deputy Director, Defense Security Cooperation Agency, transmitting pursuant to the reporting requirements of Section 36(b)(1) of the Arms Export Control Act, as amended, Transmittal No. 07-32, concerning the Department of the Air Force's proposed Letter(s) of Offer and Acceptance to Israel for defense articles and services; to the Committee on Foreign Affairs.

3373. A letter from the Secretary, Department of Health and Human Services, transmitting the Department's determination on a petition on behalf of a class of workers from the Ames Laboratory in Ames, Iowa to be added to the Special Exposure Cohort (SEC), pursuant to the Energy Employees Occupational Illness Compensation Program Act of 2000 (EEOICPA); to the Committee on the Judiciary.

3374. A letter from the Secretary, Department of Health and Human Services, transmitting the Department's determination on a petition on behalf of a class of workers from the Hanford Nuclear Reservation to be added to the Special Exposure Cohort (SEC), pursuant to the Energy Employees Occupational Illness Compensation Program Act of 2000 (EEOICPA); to the Committee on the Judiciary.

3375. A letter from the FMCSA Regulatory Ombudsman, Department of Transportation, transmitting the Department's final rule — Parts and Accessories Necessary for Safe Operation; Lamps and Reflective Devices [Docket No. FMCSA-1997-2364] (RIN: 2126-AB07) received September 14, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

3376. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Standard Instrument Procedures; Miscellaneous Amendments [Docket No. 30522; Amdt. No. 3193] received September 14, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

3377. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Standard Instrument Approach Procedures; Miscellaneous Amendments [Docket No. 30520; Amdt. No. 3191] received September 14, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

3378. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Federal Motor Vehicle Safety Standards; Occupant Protection in Interior Impact [Docket No. NHTSA 2007-29131] (RIN: 2127-AI93) received September 14, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

3379. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Establishment, Modification and Revocation of VOR Federal Airways; East Central United States [Docket FAA No. FAA-2006-24926; Airspace Docket No. 06-ASW-1] received September 14, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

3380. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Establishment of Class E Airspace; Centreville, AL [Docket No. FAA-2007-28022; Airspace Docket No. 07-ASO-7] received September 14, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

3381. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Establishment of Class D and E Airspace; Aguadilla, PR; Correction [Docket No. FAA-2007-27594; Airspace Docket No. 07-ASO-3] received September 14, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

3382. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Boeing Model 777 Airplanes [Docket No. FAA-2006-25973; Directorate Identifier 2006-NM-178-AD; Amendment 39-15109; AD 2007-13-05] (RIN: 2120-AA64) received September 14, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

3383. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Airbus Model A318, A319, A320, and A321 Airplanes [Docket No. FAA-2006-26051; Directorate Identifier 2006-NM-154-AD; Amendment 39-15112; AD 2007-13-08] (RIN: 2120-AA64) received September 14, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

3384. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; McDonnell Douglas Model DC-8-62, DC-8-62F, DC-8-63, DC-8-63F, DC-8-72, DC-8-72F, and DC-8-73F Airplanes [Docket No. FAA-2007-27756; Directorate Identifier 2006-NM-225-AD; Amendment 39-15106; AD 2007-13-02] (RIN: 2120-AA64) received September 14, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

3385. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Empresa Brasileira de Aeronautica S.A. (EMBRAER) ERJ 170 Airplanes [Docket No. FAA-2007-27508; Directorate Identifier 2006-NM-252-AD; Amendment 39-15117; AD 2007-13-13] received September 14, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

3386. A letter from the Program Analyst, Department of Transportation, transmitting

the Department's final rule — Airworthiness Directives; PIAGGIO AERO INDUSTRIES S.p.A. Model P-180 Airplanes [Docket No. FAA-2007-27723 Directorate Identifier 2007-CE-029-AD; Amendment 39-15116; AD 2007-13-12] (RIN: 2120-AA64) received September 14, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

3387. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; McDonnell Douglas DC-10-30 and DC-10-30F Airplanes [Docket No. FAA-2007-27302; Directorate Identifier 2006-NM-273-AD; Amendment 39-15114; AD 2007-13-10] (RIN: 2120-AA64) received September 14, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

3388. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; McDonnell Douglas Model 717-200 Airplanes [Docket No. FAA-2006-24978; Directorate Identifier 2006-NM-108-AD; Amendment 39-15113; AD 2007-13-09] (RIN: 2120-AA64) received September 14, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

3389. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Cirrus Design Corporation Models SR20 and SR22 Airplanes [Docket No. FAA-2007-27976; Directorate Identifier 2007-CE-042-AD; Amendment 39-15125; AD 2007-14-03] (RIN: 2120-AA64) received September 14, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

3390. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; AEROTECHNIC Vertiebs-u. Service GmbH Model Honeywell CAS67A ACAS II Systems Appliances [Docket No. FAA-2007-27680 Directorate Identifier 2007-CE-026-AD; Amendment 39-15128; AD 2007-14-06] (RIN: 2120-AA64) received September 14, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

3391. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Airbus Model A330 and A340 Airplanes [Docket No. FAA-2007-27768; Directorate Identifier 206-NM-174-AD; Amendment 39-15123; AD 2007-14-01] (RIN: 2120-AA64) received September 14, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

3392. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Bombardier Model CL-600-1A11 (CL-600), CL-600-2A12 (CL-601), CL-600-2B16 (CL-601-3A, CL-601-3R, and CL-604) Airplanes [Docket No. FAA-2006-26353; Directorate Identifier 2006-NM-189-AD; Amendment 39-15124; AD 2007-14-02] (RIN: 2120-AA64) received September 14, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

3393. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Pacific Aerospace Corporation, Ltd Model 750XL Airplanes [Docket No. FAA-2007-27863 Directorate Identifier 2007-CE-037-AD; Amendment 39-15126; AD 2007-14-04] (RIN: 2120-AA64) received September 14, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

3394. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Airworthiness

Directives; Rolls-Royce plc RB211-524 and -535 Series Turbofan Engines [Docket No. FAA-2006-24325; Directorate Identifier 2006-NE-10-AD; Amendment 39-15129; AD 2007-14-07] (RIN: 2120-AA64) received September 14, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

3395. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; British Aerospace Regional Aircraft Jetstream HP.137 Jetstream Mk.1, Jetstream Series 200, Jetstream Series 3101, and Jetstream Model 3201 Airplanes [Docket No. FAA-2007-27861 Directorate Identifier 2007-CE-035-AD; Amendment 39-15130; AD 2007-15-01] (RIN: 2120-AA64) received September 14, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

3396. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Airbus Model A310 and A300-600 Series Airplanes [Docket No. FAA-2007-27154; Directorate Identifier 2006-NM-139-AD; Amendment 39-15127; AD 2007-14-05] (RIN: 2120-AA64) received September 14, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

3397. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; BAE Systems (Operations) Limited Model ATP Airplanes [Docket No. FAA-2007-28747; Directorate Identifier 2006-NM-275-AD; Amendment 39-15137; AD 2007-15-08] (RIN: 2120-AA64) received September 14, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

3398. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Airbus Model A318, A319, A320, and A321 Airplanes [Docket No. FAA-2007-27268; Directorate Identifier 2006-NM-190-AD; Amendment 39-15135; AD 2007-15-06] (RIN: 2120-AA64) received September 14, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

3399. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; McDonnell Douglas Model DC-10-10 and DC-10-10F Airplanes, Model DC-10-15 Airplanes, Model DC-10-30 and DC-10-30F (KC-10A and KDC-10) Airplanes, Model DC-10-40 and DC-10-40F Airplanes, Model MD-10-10F and MD-10-30F Airplanes, and Model MD-11 and MD-11F Airplanes [Docket No. FAA-2007-28749; Directorate Identifier 2007-NM-079-AD; Amendment 39-15134; AD 2007-15-05] (RIN: 2120-AA64) received September 14, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

3400. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Boeing Model 737-800 Series Airplanes [Docket No. FAA-2007-28750; Directorate Identifier 2007-NM-124-AD; Amendment 39-15133; AD 2007-15-04] (RIN: 2120-AA64) received September 14, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

3401. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Stemme GmbH & Co. KG Model S10-V and S10-VT Powered Sailplanes [Docket No. FAA-2007-27431 Directorate Identifier 2007-CE-016-AD; Amendment 39-15132; AD 2007-15-03] (RIN: 2120-AA64) received September 14, 2007, pursuant to 5 U.S.C.

801(a)(1)(A); to the Committee on Transportation and Infrastructure.

3402. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Bombardier Model CL-600-2B19 (Regional Jet Series 100 & 440) Airplanes [Docket No. FAA-2006-25779; Directorate Identifier 2006-NM-088-AD; Amendment 39-15131; AD 2007-15-02] (RIN: 2120-AA64) received September 14, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

3403. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Bombardier Model CL-600-2B16 (CL-604) Airplanes and Model CL-600-2B19 (Regional Jet Series 100 & 440) Airplanes [Docket No. FAA-2006-26118; Directorate Identifier 2006-NM-226-AD; Amendment 39-14803; AD 2006-22-06] (RIN: 2120-AA64) received September 14, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

3404. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Airbus Model A318-100 and A319-100 Series Airplanes; Model A320-111 Airplanes; Model A320-200, A321-200, A330-200, A330-300, A340-200, and A340-300 Series Airplanes; Model A340-541 Airplanes; and Model A340-642 Airplanes; Equipped with Certain Sogerma-Services Powered Seats [Docket No. FAA-2006-23633; Directorate Identifier 2005-NM-242-AD; Amendment 39-14801; AD 2006-22-04] (RIN: 2120-AA64) received September 14, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

3405. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Schempp-Hirth GmbH & Co. KG Models Mini-Nimbus B and Mini-Nimbus HS-7 Sailplanes [Docket No. FAA-2006-25171; Directorate Identifier 2006-CE-35-AD; Amendment 39-14807; AD 2006-22-10] (RIN: 2120-AA64) received September 14, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

3406. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Hartzell Propeller Inc. Model HC-B5MP-3 ( ) /M10282A ( ) +6 and HC-B5MP-3 ( ) /M10876 ( ) ( ) ( ) Five-Bladed Propellers. [Docket No. FAA-2006-25841; Directorate Identifier 86-ANE-7; Amendment 39-14809; AD 2006-22-12] (RIN: 2120-AA64) received September 14, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

3407. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; EADS SOCATA Model TBM 700 Airplanes [Docket No. FAA-2006-25332; Directorate Identifier 2006-CE-40-AD; Amendment 39-14808; AD 2006-22-11] (RIN: 2120-AA64) received September 14, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

3408. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Boeing Model 747 Airplanes [Docket No. FAA-2006-24119; Directorate Identifier 2005-NM-100-AD; Amendment 39-14806; AD 2006-22-09] (RIN: 2120-AA64) received September 14, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

3409. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Boeing Model 757-200, -200CB, and -300 Series Airplanes [Docket No. FAA-2005-

21968; Directorate Identifier 2005-NM-077-AD; Amendment 39-14798; AD 2006-22-01] (RIN: 2120-AA64) received September 14, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

3410. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Airbus Model A300 and A310 Airplanes; and Airbus Model A300 B4-600, B4-600R, and F4-600R Series Airplanes, and Model C4-605R Variant F Airplanes (Collectively Called A300-600 Series Airplanes) [Docket No. 2006-25221; Directorate Identifier 2006-NM-122-AD; Amendment 39-14804; AD 2006-22-07] (RIN: 2120-AA64) received September 14, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

3411. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Airbus Model A300 B4-600, B4-600R, and F4-600R Series Airplanes, and Model C4-605R Variant F Airplanes (Collectively Called A300-600 Series Airplanes); and Model A310 Series Airplanes [Docket No. FAA-2005-21343; Directorate Identifier 2004-NM-117-AD; Amendment 39-14800; AD 2006-22-03] (RIN: 2120-AA64) received September 14, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

3412. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Airbus Model A300 B4-600, B4-600R, and F4-600R Series Airplanes, and Model A300 C4-605R Variant F Airplanes (Collectively Called A300-600 Series Airplanes) [Docket No. FAA-2006-25088; Directorate Identifier 2006-NM-085-AD; Amendment 39-14799; AD 2006-22-02] (RIN: 2120-AA64) received September 14, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

3413. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Airworthiness Directives; Rolls-Royce plc RB211 Series Turbofan Engines; Correction [Docket No. 2003-NE-12-AD; Amendment 39-14609; AD 2006-11-05] (RIN: 2120-AA64) received September 14, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

3414. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Revocation of Class D Airspace; Elko, NV [Docket No. FAA-2006-25243; Airspace Docket No. 06-AWP-11] received September 14, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

3415. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Establishment of Class E Airspace; Sayre, PA [Docket No. FAA-2006-24317; Airspace Docket No. 06-AEA-006] received September 14, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

3416. A letter from the Director, Defense Security Cooperation Agency, transmitting notification of the intention to use unobligated X-year IMET funds appropriated in fiscal year 2002 for Saudi Arabia, pursuant to the Foreign Operations, Export Financing and Related Programs Appropriations Act, 2002, Pub. L. 107-115; jointly to the Committees on Foreign Affairs and Appropriations.

#### ¶122.4 MESSAGE FROM THE SENATE

A message from the Senate by Ms. Curtis, one of its clerks, announced that the Senate has passed without amendment a bill of the House of the following title:

H.R. 3528. An Act to provide authority to the Peace Corps to provide separation pay for host country resident personal services contractors of the Peace Corps.

#### ¶122.5 COMMITTEE RESIGNATION— MAJORITY

The SPEAKER pro tempore, Ms. DEGETTE, laid before the House the following communication, which was read as follows:

HOUSE OF REPRESENTATIVES,  
Washington, DC, September 19, 2007.

HON. NANCY PELOSI,  
Speaker of the House, House of Representatives,  
Washington, DC.

DEAR MADAM SPEAKER: This letter is to advise you that, effective today, I am resigning my seat on the House Committee on Science and Technology.

Thank you for your attention to this matter.

Sincerely,

MICHAEL M. HONDA,  
Member of Congress.

By unanimous consent, the resignation was accepted.

#### ¶122.6 PROVIDING FOR CONSIDERATION OF H.R. 2881

Mr. WELCH of Vermont, by direction of the Committee on Rules, called up the following resolution (H. Res. 664):

*Resolved*, That at any time after the adoption of this resolution the Speaker may, pursuant to clause 2(b) of rule XVIII, declare the House resolved into the Committee of the Whole House on the state of the Union for consideration of the bill (H.R. 2881) to amend title 49, United States Code, to authorize appropriations for the Federal Aviation Administration for fiscal years 2008 through 2011, to improve aviation safety and capacity, to provide stable funding for the national aviation system, and for other purposes. The first reading of the bill shall be dispensed with. All points of order against consideration of the bill are waived except those arising under clause 9 or 10 of rule XXI. General debate shall be confined to the bill and the amendments considered as adopted by this resolution and shall not exceed one hour equally divided and controlled by the chairman and ranking minority member of the Committee on Transportation and Infrastructure. After general debate the bill shall be considered for amendment under the five-minute rule. In lieu of the amendment in the nature of a substitute recommended by the Committee on Transportation and Infrastructure now printed in the bill, the amendment in the nature of a substitute printed in part A of the report of the Committee on Rules accompanying this resolution, modified by the amendment printed in part B of such report, shall be considered as adopted in the House and in the Committee of the Whole. The bill, as amended, shall be considered as the original bill for the purpose of further amendment under the five-minute rule and shall be considered as read. All points of order against provisions in the bill, as amended, are waived. Notwithstanding clause 11 of rule XVIII, no further amendment to the bill, as amended, shall be in order except those printed in part C of the report of the Committee on Rules. Each such amendment may be offered only in the order printed in the report, may be offered only by a Member designated in the report, shall be considered as read, shall be debatable for the time specified in the report equally divided and controlled by the proponent and an opponent, shall not be subject to amendment, and shall not be subject to a demand for division of the question in the House or in the

Committee of the Whole. All points of order against such amendments are waived except those arising under clause 9 or 10 of rule XXI. At the conclusion of consideration of the bill for amendment the Committee shall rise and report the bill, as amended, to the House with such further amendments as may have been adopted. The previous question shall be considered as ordered on the bill and amendments thereto to final passage without intervening motion except one motion to recommend with or without instructions.

SEC. 2. During consideration in the House of H.R. 2881 pursuant to this resolution, notwithstanding the operation of the previous question, the Chair may postpone further consideration of the bill to a time designated by the Speaker.

When said resolution was considered. After debate,

¶122.7 MOTION TO ADJOURN

Mr. Lincoln DIAZ-BALART of Florida, moved that the House do now adjourn.

The question being put, viva voce, Will the House now adjourn?

The SPEAKER pro tempore, Ms. DEGETTE, announced that the nays had it.

Mr. Lincoln DIAZ-BALART of Florida, demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The vote was taken by electronic device.

It was decided in the { Yeas ..... 137 negative ..... } Nays ..... 265

¶122.8 [Roll No. 886]

YEAS—137

- Aderholt Foxx Murphy, Tim
Akin Franks (AZ) Musgrave
Alexander Frelinghuysen Myrick
Bachmann Garrett (NJ) Neugebauer
Bachus Gerlach Nunes
Baker Gingrey Pearce
Barrett (SC) Gohmert Pence
Biggart Goode Pickering
Bilbray Goodlatte Pitts
Bilirakis Granger Porter
Bishop (UT) Graves Price (GA)
Blackburn Hastings (WA) Pryce (OH)
Blunt Hayes Putnam
Boehner Heller Regula
Bonner Hensarling Rehberg
Bono Herger Reichert
Brady (TX) Hobson Reynolds
Broun (GA) Hoekstra Rogers (AL)
Brown (SC) Hulshof Rogers (KY)
Brown-Waite, Inglis (SC) Rohrabacher
Ginny Issa Ros-Lehtinen
Burton (IN) Johnson, Sam Roskam
Calvert Jordan Ryan (WI)
Camp (MI) King (IA) Sali
Campbell (CA) Kirk Sensenbrenner
Cannon Kline (MN) Sessions
Cantor Lamborn Shadegg
Capito LaTourette Shays
Chabot Lewis (KY) Shimkus
Cole (OK) Linder Shuster
Conaway Lucas Simpson
Crenshaw Lungren, Daniel Smith (NE)
Culberson E. Smith (TX)
Davis (KY) Mack Souder
Davis, David Manullo Stearns
Davis, Tom Marchant Sullivan
Deal (GA) McCarthy (CA) Tancredo
Dent McCaul (TX) Terry
Diaz-Balart, L. McCrery Tiahrt
Diaz-Balart, M. McHenry Tiberi
Doolittle McKeon Turner
Dreier McMorris Rodgers
Duncan Upton
English (PA) Mica Walberg
Fallin Miller (FL) Wamp
Flake Miller (MI) Westmoreland
Forbes Miller, Gary Wilson (SC)

NAYS—265

- Abercrombie Green, Al
Ackerman Green, Gene
Allen Grijalva
Altmire Gutierrez
Andrews Hall (NY)
Arcuri Hall (TX)
Baca Hare
Baird Harman
Baldwin Hastings (FL)
Barrow Hersth Sandlin
Bartlett (MD) Higgins
Becerra Hill
Berkley Hinchey
Berman Hinojosa
Berry Hiroo
Bishop (GA) Hodes
Bishop (NY) Holden
Blumenauer Holt
Boozman Honda
Boren Hooley
Boswell Hoyer
Boucher Hunter
Boustany Inslee
Boyd (FL) Israel
Boyd (KS) Jackson (IL)
Brady (PA) Johnson (IL)
Braley (IA) Johnson, E. B.
Brown, Corrine Jones (NC)
Buchanan Jones (OH)
Burgess Kagen
Butterfield Kanjorski
Buyer Kaptur
Capps Keller
Capuano Kildee
Cardoza Kilpatrick
Carnahan King (NY)
Carter Kingston
Castle Klein (FL)
Castor Knollenberg
Chandler Kucinich
Clarke Kuhl (NY)
Clay LaHood
Cleaver Lampson
Clyburn Langevin
Coble Larsen (WA)
Cohen Larson (CT)
Conyers Latham
Cooper Lee
Costa Levin
Costello Lewis (CA)
Courtney Lewis (GA)
Cramer Lipinski
Crowley LoBiondo
Cuellar Loeb sack
Davis (AL) Lofgren, Zoe
Davis (CA) Lowey
Davis (IL) Lynch
Davis, Lincoln Mahoney (FL)
DeFazio Maloney (NY)
DeGette Markey
Delahunt Matheson
DeLauro Matsui
Dicks McCarthy (NY)
Dingell McCollum (MN)
Doggett McCotter
Donnelly McDermott
Doyle McGovern
Edwards McIntyre
Ehlers McNerney
Ellison McNulty
Ellsworth Meek (FL)
Emanuel Meeks (NY)
Emerson Melancon
Engel Michaud
Eshoo Miller (NC)
Etheridge Miller, George
Everett Mitchell
Farr Mollohan
Ferguson Moore (KS)
Finer Moore (WI)
Fortenberry Moran (KS)
Fossella Moran (VA)
Frank (MA) Murphy (CT)
Gallegly Giffords
Gillibrand Nadler
Gonzalez Napolitano
Gordon Oberstar

NOT VOTING—30

- Barton (TX) Fattah
Bean Feeney
Carney Hastert
Carson Jackson-Lee
Cubin Marshall
Cummings McHugh
Davis, Jo Ann Murtha
Drake Jindal
Jefferson Price (NC)
Johnson (GA) Radanovich

- Ramstad Thornberry
Renzi Tierney
Reyes Waters

So the motion to adjourn was not agreed to.

After further debate, Mr. WELCH of Vermont, moved the previous question on the resolution to its adoption or rejection.

The question being put, viva voce,

Will the House now order the previous question?

The SPEAKER pro tempore, Ms. DEGETTE, announced that the yeas had it.

Mr. Lincoln DIAZ-BALART of Florida, demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The vote was taken by electronic device.

It was decided in the { Yeas ..... 223 affirmative ..... } Nays ..... 189

¶122.9 [Roll No. 887]

YEAS—223

- Abercrombie Engel McDermott
Ackerman Eshoo McGovern
Allen Etheridge McIntyre
Altmire Farr McNerney
Andrews Finer McNulty
Arcuri Frank (MA) Meek (FL)
Baca Giffords Meeks (NY)
Baird Gillibrand Melancon
Baldwin Gonzalez Michaud
Bean Gordon Miller (NC)
Becerra Green, Al Miller, George
Berkley Green, Gene Mitchell
Berman Grijalva Mollohan
Berry Gutierrez Moore (KS)
Bishop (GA) Hall (NY) Moore (WI)
Bishop (NY) Hare Moran (VA)
Blumenauer Harman Murphy (CT)
Boren Hastings (FL) Murphy, Patrick
Boswell Hersth Sandlin Murtha
Boucher Higgins Nadler
Boyd (FL) Hill Napolitano
Boyd (KS) Hinchey Neal (MA)
Brady (PA) Hinojosa Oberstar
Braley (IA) Hirono Obey
Brown, Corrine Hodes Oliver
Buchanan Holden Ortiz
Butterfield Holt Pallone
Capps Honda Pascrell
Capuano Hooley Pastor
Cardoza Hoyer Payne
Carnahan Inslee Perlmutter
Carter Israel Peterson (MN)
Castor Jackson (IL) Pomeroy
Chandler Johnson, E. B. Price (NC)
Clarke Jones (OH) Rahall
Clay Kagen Rangel
Cleaver Kanjorski Reyes
Clyburn Kaptur Richardson
Cohen Kaptur Rodriguez
Conyers Kennedy
Cooper Kildee Ross
Costa Kilpatrick Rothman
Costello Kind Roybal-Allard
Courtney Klein (FL) Ruppertsberger
Cramer Kucinich Rush
Crowley Langevin Ryan (OH)
Cuellar Lantos Salazar
Cummings Larsen (WA) Sanchez, Linda
Davis (AL) Larson (CT) T.
Davis (CA) LaTourette Sanchez, Loretta
Davis (IL) Lee Sarbanes
Davis, Lincoln Levin Schakowsky
DeFazio Lewis (GA) Schiff
DeGette Lipinski Schwartz
Delahunt Loeb sack Scott (GA)
DeLauro Loeb sack, Zoe Scott (VA)
Dicks Lowey Serrano
Dingell Lynch Sestak
Doggett Mahoney (FL) Shea-Porter
Donnelly Maloney (NY) Sherman
Doyle Marshall Shuler
Edwards Matheson Sires
Ellison Matsui Skelton
Ellsworth McCarthy (NY) Slaughter
Emanuel McCollum (MN) Smith (WA)

Snyder  
Solis  
Space  
Spratt  
Stark  
Stupak  
Sutton  
Tanner  
Tauscher  
Taylor  
Thompson (CA)

Thompson (MS)  
Tierney  
Towns  
Udall (CO)  
Udall (NM)  
Van Hollen  
Velázquez  
Visclosky  
Walz (MN)  
Wasserman  
Schultz

Watson  
Watt  
Waxman  
Weiner  
Welch (VT)  
Wexler  
Wilson (OH)  
Woolsey  
Wu  
Wynn  
Yarmuth

NAYS—189

Aderholt  
Akin  
Alexander  
Bachmann  
Bachus  
Baker  
Barrett (SC)  
Barrow  
Bartlett (MD)  
Biggert  
Bilbray  
Bishop (UT)  
Blackburn  
Blunt  
Boehner  
Bonner  
Bono  
Boozman  
Boustany  
Brady (TX)  
Broun (GA)  
Brown (SC)  
Brown-Waite,  
Ginny  
Burgess  
Burton (IN)  
Buyer  
Calvert  
Camp (MI)  
Campbell (CA)  
Cannon  
Cantor  
Capito  
Carter  
Castle  
Chabot  
Coble  
Cole (OK)  
Conaway  
Crenshaw  
Culberson  
Davis (KY)  
Davis, David  
Davis, Tom  
Deal (GA)  
Dent  
Diaz-Balart, L.  
Diaz-Balart, M.  
Doolittle  
Drake  
Dreier  
Duncan  
Ehlers  
Emerson  
English (PA)  
Everett  
Fallin  
Ferguson  
Flake  
Forbes  
Fortenberry  
Fossella  
Foxy  
Franks (AZ)

Frelinghuysen  
Gallegly  
Garrett (NJ)  
Gerlach  
Gilchrest  
Gingrey  
Gohmert  
Goode  
Goodlatte  
Granger  
Graves  
Hall (TX)  
Hastings (WA)  
Hayes  
Heller  
Hensarling  
Herger  
Hobson  
Hoekstra  
Hulshof  
Hunter  
Inglis (SC)  
Issa  
Johnson (IL)  
Johnson, Sam  
Jones (NC)  
Jordan  
Keller  
King (IA)  
King (NY)  
Kingston  
Kirk  
Kline (MN)  
Knollenberg  
Kuhl (NY)  
LaHood  
Lamborn  
Lampson  
Latham  
Lewis (CA)  
Lewis (KY)  
Linder  
LoBiondo  
Lucas  
Lungren, Daniel  
E.  
Mack  
Manzullo  
Marchant  
McCarthy (CA)  
McCaul (TX)  
McCotter  
McCrery  
McHenry  
McKeon  
McMorris  
Rodgers  
Mica  
Miller (FL)  
Miller (MI)  
Miller, Gary  
Moran (KS)  
Murphy, Tim  
Musgrave

Myrick  
Neugebauer  
Nunes  
Paul  
Pearce  
Pence  
Peterson (PA)  
Petri  
Pickering  
Pitts  
Platts  
Poe  
Porter  
Price (GA)  
Pryce (OH)  
Putnam  
Radanovich  
Ramstad  
Regula  
Rehberg  
Reichert  
Renzi  
Reynolds  
Rogers (AL)  
Rogers (KY)  
Rogers (MI)  
Ros-Lehtinen  
Royce  
Ryan (WI)  
Sali  
Saxton  
Schmidt  
Sensenbrenner  
Sessions  
Shadegg  
Shays  
Shimkus  
Shuster  
Simpson  
Smith (NE)  
Smith (NJ)  
Smith (TX)  
Souder  
Stearns  
Sullivan  
Tancredo  
Terry  
Tiahrt  
Tiberi  
Turner  
Upton  
Walberg  
Walden (OR)  
Walsh (NY)  
Wamp  
Weldon (FL)  
Weller  
Westmoreland  
Whitfield  
Wicker  
Wilson (NM)  
Wilson (SC)  
Wolf  
Young (FL)

NOT VOTING—20

Barton (TX)  
Bilirakis  
Carney  
Carson  
Cubin  
Davis, Jo Ann  
Fattah

Feeney  
Hastert  
Jackson-Lee  
(TX)  
Jefferson  
Jindal  
Johnson (GA)

Marshall  
McHugh  
Rohrabacher  
Roskam  
Thornberry  
Waters  
Young (AK)

So the previous question on the resolution was ordered.

The question being put, viva voce, Will the House agree to said resolution?

The SPEAKER pro tempore, Ms. DEGETTE, announced that the yeas had it.

Mr. Lincoln DIAZ-BALART of Florida, demanded that the vote be taken by the yeas and nays, which demand

was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The vote was taken by electronic device.

It was decided in the { Yeas ..... 218  
affirmative ..... } Nays ..... 196

¶122.10

[Roll No. 888]

YEAS—218

Abercrombie  
Ackerman  
Allen  
Altmire  
Andrews  
Arcuri  
Baca  
Baird  
Baldwin  
Barrow  
Bean  
Becerra  
Berkley  
Berman  
Berry  
Bishop (GA)  
Bishop (NY)  
Blumenauer  
Boren  
Boswell  
Boucher  
Boyd (FL)  
Boyd (KS)  
Brady (PA)  
Braley (IA)  
Brown, Corrine  
Butterfield  
Capps  
Capuano  
Cardoza  
Carnahan  
Castor  
Chandler  
Clarke  
Clay  
Cleaver  
Clyburn  
Cohen  
Conyers  
Cooper  
Costa  
Costello  
Courtney  
Cramer  
Crowley  
Cuellar  
Cummings  
Davis (AL)  
Davis (CA)  
Davis (IL)  
Davis, Lincoln  
DeFazio  
DeGette  
Delahunt  
DeLauro  
Dicks  
Dingell  
Donnelly  
Doyle  
Edwards  
Ellison  
Ellsworth  
Emanuel  
Engel  
Eshoo  
Etheridge  
Farr  
Filner  
Frank (MA)  
Giffords  
Gonzalez  
Gordon  
Green, Al  
Green, Gene

Grijalva  
Gutierrez  
Hall (NY)  
Hare  
Harman  
Hastings (FL)  
Hereth Sandlin  
Higgins  
Hill  
Hinchev  
Hinojosa  
Hirono  
Hodes  
Holden  
Holt  
Honda  
Hooley  
Hoyer  
Israel  
Jackson (IL)  
Johnson, E. B.  
Jones (OH)  
Kagen  
Kanjorski  
Kaptur  
Kennedy  
Kildee  
Kilpatrick  
Kind  
Klein (FL)  
Kucinich  
Langevin  
Lantos  
Larsen (WA)  
LaTourette  
Lee  
Levin  
Lewis (GA)  
Lipinski  
Loebsack  
Lofgren, Zoe  
Lowey  
Mahoney (FL)  
Maloney (NY)  
Markey  
Matheson  
Matsui  
McCarthy (NY)  
McCollum (MN)  
McDermott  
McGovern  
McIntyre  
McNerney  
McNulty  
Meek (FL)  
Meeks (NY)  
Melancon  
Michaud  
Miller (NC)  
Miller, George  
Mitchell  
Mollohan  
Moore (KS)  
Moore (WI)  
Moran (VA)  
Murphy (CT)  
Murphy, Patrick  
Murtha  
Nadler  
Napolitano  
Neal (MA)  
Oberstar  
Obey  
Oliver

Ortiz  
Pallone  
Pascarell  
Pastor  
Payne  
Perlmutter  
Peterson (MN)  
Petri  
Pomeroy  
Price (NC)  
Rahall  
Rangel  
Reyes  
Richardson  
Rodriguez  
Ross  
Rothman  
Roybal-Allard  
Ruppersberger  
Rush  
Ryan (OH)  
Salazar  
Sánchez, Linda  
T.  
Sanchez, Loretta  
Sarbanes  
Schakowsky  
Schiff  
Schwartz  
Scott (GA)  
Scott (VA)  
Serrano  
Sestak  
Shea-Porter  
Sherman  
Sires  
Skelton  
Slaughter  
Smith (WA)  
Snyder  
Solis  
Space  
Spratt  
Stark  
Stupak  
Sutton  
Tanner  
Tauscher  
Taylor  
Thompson (CA)  
Thompson (MS)  
Tierney  
Towns  
Udall (CO)  
Udall (NM)  
Van Hollen  
Velázquez  
Visclosky  
Walz (MN)  
Wasserman  
Schultz  
Watson  
Watt  
Waxman  
Weiner  
Welch (VT)  
Wexler  
Wilson (OH)  
Woolsey  
Wu  
Wynn  
Yarmuth

NAYS—196

Aderholt  
Akin  
Alexander  
Bachmann  
Bachus  
Baker  
Barrett (SC)  
Bartlett (MD)  
Barton (TX)  
Biggert  
Bilbray

Bilirakis  
Bishop (UT)  
Blackburn  
Blunt  
Boehner  
Bonner  
Bono  
Boozman  
Boustany  
Brady (TX)  
Broun (GA)

Brown (SC)  
Brown-Waite,  
Ginny  
Buchanan  
Burgess  
Burton (IN)  
Buyer  
Calvert  
Camp (MI)  
Campbell (CA)  
Cannon

Cantor  
Capito  
Carter  
Castle  
Chabot  
Coble  
Cole (OK)  
Conaway  
Crenshaw  
Culberson  
Davis (KY)  
Davis, David  
Davis, Tom  
Deal (GA)  
Dent  
Diaz-Balart, L.  
Diaz-Balart, M.  
Doolittle  
Drake  
Dreier  
Duncan  
Ehlers  
Emerson  
English (PA)  
Everett  
E.  
Fallin  
Feeney  
Ferguson  
Flake  
Forbes  
Fortenberry  
Fossella  
Foxy  
Franks (AZ)  
Frelinghuysen  
Gallegly  
Garrett (NJ)  
Gerlach  
Gilchrest  
Gillibrand  
Gingrey  
Gohmert  
Goode  
Goodlatte  
Granger  
Graves  
Hall (TX)  
Hastings (WA)  
Hayes  
Heller  
Hensarling  
Herger  
Hobson  
Hoekstra  
Hulshof  
Hunter

Inglis (SC)  
Issa  
Johnson (IL)  
Johnson, Sam  
Jones (NC)  
Jordan  
Keller  
King (IA)  
King (NY)  
Kingston  
Kirk  
Kline (MN)  
Knollenberg  
Kuhl (NY)  
LaHood  
Lamborn  
Lampson  
Latham  
Lewis (CA)  
Lewis (KY)  
Linder  
LoBiondo  
Lucas  
Lungren, Daniel  
E.  
Mack  
Manzullo  
Marchant  
McCarthy (CA)  
McCaul (TX)  
McCotter  
McCrery  
McHenry  
McKeon  
McMorris  
Rodgers  
Mica  
Miller (FL)  
Miller (MI)  
Miller, Gary  
Moran (KS)  
Murphy, Tim  
Musgrave  
Myrick  
Neugebauer  
Nunes  
Paul  
Pearce  
Pence  
Peterson (PA)  
Pickering  
Pitts  
Platts  
Poe  
Porter  
Price (GA)

Pryce (OH)  
Putnam  
Radanovich  
Ramstad  
Regula  
Rehberg  
Reichert  
Renzi  
Reynolds  
Rogers (AL)  
Rogers (KY)  
Rogers (MI)  
Rohrabacher  
Ros-Lehtinen  
Roskam  
Royce  
Ryan (WI)  
Sali  
Saxton  
Schmidt  
Sensenbrenner  
Sessions  
Shadegg  
Shays  
Shimkus  
Shuler  
Shuster  
Simpson  
Smith (NE)  
Smith (NJ)  
Smith (TX)  
Souder  
Stearns  
Sullivan  
Tancredo  
Terry  
Tiahrt  
Tiberi  
Turner  
Upton  
Walberg  
Walden (OR)  
Walsh (NY)  
Wamp  
Weldon (FL)  
Weller  
Westmoreland  
Whitfield  
Wicker  
Wilson (NM)  
Wilson (SC)  
Wolf  
Young (AK)  
Young (FL)

NOT VOTING—18

Carney  
Carson  
Cubin  
Davis, Jo Ann  
Doggett  
Fattah  
Hastert

Inslee  
Jackson-Lee  
(TX)  
Jefferson  
Jindal  
Johnson (GA)  
Larson (CT)

Lynch  
Marshall  
McHugh  
Thornberry  
Waters

So the resolution was agreed to. A motion to reconsider the vote whereby said resolution was agreed to was, by unanimous consent, laid on the table.

¶122.11 COMMITTEE ELECTION—MAJORITY

Mr. WELCH of Vermont, by direction of the Democratic Caucus, submitted the following privileged resolution (H. Res. 667):

Resolved, That the following named Members be, and are hereby, elected to the following standing committees of the House of Representatives:

- (1) COMMITTEE ON ARMED SERVICES.—Mr. Langevin.
  - (2) COMMITTEE ON HOMELAND SECURITY.—Mr. Pascarell.
  - (3) COMMITTEE ON SCIENCE AND TECHNOLOGY.—Ms. Richardson (to rank immediately after Mr. McNerney).
  - (4) COMMITTEE ON SMALL BUSINESS.—Mr. Higgins and Ms. Hirono.
  - (5) COMMITTEE ON TRANSPORTATION AND INFRASTRUCTURE.—Ms. Richardson.
- When said resolution was considered and agreed to.



A motion to reconsider the vote whereby said resolution was agreed to was, by unanimous consent, laid on the table.

122.12 APPROVAL OF THE JOURNAL— UNFINISHED BUSINESS

The SPEAKER pro tempore, Mr. CUELLAR, pursuant to clause 8, rule XX, announced the unfinished business to be the question on agreeing to the Chair's approval of the Journal of Wednesday, September 19, 2007.

The question being put, viva voce, Will the House agree to the Chair's approval of said Journal?

The SPEAKER pro tempore, Mr. CUELLAR, announced that the yeas had it.

So the Journal was approved.

122.13 FAA REAUTHORIZATION FY 2007

The SPEAKER pro tempore, Mr. CUELLAR, pursuant to House Resolution 664 and rule XVIII, declared the House resolved into the Committee of the Whole House on the state of the Union for the consideration of the bill (H.R. 2881) to amend title 49, United States Code, to authorize appropriations for the Federal Aviation Administration for fiscal years 2008 through 2011, to improve aviation safety and capacity, to provide stable funding for the national aviation system, and for other purposes.

The SPEAKER pro tempore, Mr. CUELLAR, by unanimous consent, designated Ms. DeGETTE as Chairman of the Committee of the Whole; and after some time spent therein,

The Committee rose informally to receive a message receive message from the President.

The SPEAKER pro tempore, Mr. CHANDLER, assumed the Chair.

122.14 MESSAGE FROM THE PRESIDENT

A message in writing from the President of the United States was communicated to the House by Ms. Wanda Evans, one of his secretaries.

The Committee resumed its sitting; and after some further time spent therein,

122.15 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment numbered 8, submitted by Mr. NEUGEBAUER:

Page 186, after line 2, insert the following: SEC. 816. STUDY ON FEASIBILITY OF DEVELOPMENT OF A PUBLIC INTERNET WEB-BASED SEARCH ENGINE ON WIND TURBINE INSTALLATION OBSTRUCTION.

(a) STUDY.—The Administrator of the Federal Aviation Administration shall carry out a study on the feasibility of developing a publicly searchable, Internet Web-based resource that provides information regarding the acceptable height and distance that wind turbines may be installed in relation to aviation sites and the level of obstruction such turbines may present to such sites.

(b) CONSIDERATIONS.—In conducting the study, the Administrator shall consult, if appropriate, with the Secretaries of the Army, Navy and Air Force, Homeland Security, and

Energy to coordinate the requirements of each agency for future air space needs, determine what the acceptable risks are to existing infrastructure of each agency, and define the different levels of risk for such infrastructure.

(c) REPORT.—Not later than 1 year after the date of enactment of this Act, the Secretary shall submit a report on the results of the study to the Committee on Transportation and Infrastructure, Committee on Homeland Security, Committee on Armed Services and Committee on Science and Technology in the House of Representatives and the Committee on Commerce, Science and Transportation, Committee on Government Affairs and Homeland Security, and the Committee on Armed Services in the Senate.

It was decided in the { Yeas ..... 418 affirmative ..... } Nays ..... 0

122.16 [Roll No. 889]

AYES—418

- Abercrombie
- Ackerman
- Aderholt
- Akin
- Alexander
- Allen
- Altmire
- Andrews
- Arcuri
- Baca
- Bachmann
- Bachus
- Baird
- Baker
- Baldwin
- Barrett (SC)
- Barrow
- Bartlett (MD)
- Barton (TX)
- Bean
- Becerra
- Berkley
- Berman
- Berry
- Biggert
- Bilbray
- Bilirakis
- Bishop (GA)
- Bishop (NY)
- Bishop (UT)
- Blackburn
- Blumenauer
- Blunt
- Boehner
- Bonner
- Bono
- Boozman
- Bordallo
- Boren
- Boswell
- Boucher
- Boustany
- Boyd (FL)
- Boyd (KS)
- Brady (PA)
- Brady (TX)
- Bralley (IA)
- Broun (GA)
- Brown (SC)
- Brown, Corrine
- Brown-Waite,
- Ginny
- Buchanan
- Burgess
- Burton (IN)
- Butterfield
- Calvert
- Camp (MI)
- Campbell (CA)
- Cannon
- Cantor
- Capito
- Capps
- Capuano
- Cardoza
- Carnahan
- Carter
- Castle
- Castor
- Chabot
- Chandler
- Christensen
- Clarke
- Clay
- Cleaver
- Clyburn
- Coble
- Cohen
- Cole (OK)
- Conaway
- Conyers
- Cooper
- Costa
- Costello
- Courtney
- Cramer
- Crenshaw
- Crowley
- Cuellar
- Culberson
- Cummings
- Davis (AL)
- Davis (CA)
- Davis (IL)
- Davis (KY)
- Davis, David
- Davis, Lincoln
- Davis, Tom
- Deal (GA)
- DeFazio
- DeGette
- Delahunt
- DeLauro
- Dent
- Diaz-Balart, L.
- Diaz-Balart, M.
- Dicks
- Dingell
- Doggett
- Donnelly
- Doollittle
- Doyle
- Drake
- Dreier
- Duncan
- Edwards
- Ehlers
- Ellison
- Ellsworth
- Emanuel
- Emerson
- Engel
- English (PA)
- Eshoo
- Etheridge
- Faleomavaega
- Fallin
- Farr
- Fattah
- Feeney
- Ferguson
- Filner
- Flake
- Forbes
- Fortenberry
- Fossella
- Fox
- Frank (MA)
- Franks (AZ)
- Frelinghuysen
- Gallegly
- Garrett (NJ)
- Gerlach
- Giffords
- Gilchrest
- Gillibrand
- Gingrey
- Gohmert
- Gonzalez
- Goode
- Goodlatte
- Gordon
- Granger
- Graves
- Green, Al
- Green, Gene
- Grijalva
- Gutierrez
- Hall (NY)
- Hall (TX)
- Hare
- Harman
- Hastert
- Hastings (FL)
- Hastings (WA)
- Hayes
- Heller
- Hensarling
- Herger
- Hereth Sandlin
- Higgins
- Hill
- Hinchey
- Hinojosa
- Hirono
- Hobson
- Hodes
- Hoekstra
- Holden
- Holt
- Honda
- Hooley
- Hoyer
- Hulshof
- Inglis (SC)
- Israel
- Issa
- Jackson (IL)
- Johnson (IL)
- Johnson, E. B.
- Johnson, Sam
- Jones (NC)
- Jones (OH)
- Jordan
- Kagen
- Kanjorski
- Kaptur
- Keller
- Kennedy
- Kildee
- Kilpatrick
- Kind
- King (IA)
- Kingston
- Kirk
- Klein (FL)
- Kline (MN)
- Knollenberg
- Kucinich
- Kuhl (NY)
- LaHood
- Lamborn
- Lampson
- Langevin
- Lantos
- Larsen (WA)
- Larson (CT)
- Latham
- LaTourette
- Lee
- Levin
- Lewis (CA)
- Lewis (GA)
- Lewis (KY)
- Linder
- Lipinski
- LoBiondo
- Loeb
- Lofgren, Zoe
- Lowe
- Lucas
- Lungren, Daniel E.
- Lynch
- Mack
- Mahoney (FL)
- Maloney (NY)
- Manzullo
- Marchant
- Markey
- Matheson
- Matsui
- McCarthy (CA)
- McCarthy (NY)
- McCaul (TX)
- McCollum (MN)
- McCotter
- McCrary
- McDermott
- McGovern
- McHenry
- McIntyre
- McKeon
- McMorris
- Rodgers
- McNerney
- McNulty
- Meek (FL)
- Meeks (NY)
- Melancon
- Mica
- Michaud
- Miller (FL)
- Miller (MI)
- Miller (NC)
- Miller, Gary
- Miller, George
- Mitchell
- Mollohan
- Moore (KS)
- Moore (WI)
- Moran (KS)
- Moran (VA)
- Murphy (CT)
- Murphy, Patrick
- Murphy, Tim
- Murtha
- Musgrave
- Nadler
- Napolitano
- Neal (MA)
- Neugebauer
- Norton
- Nunes
- Oberstar
- Oberstar
- Obe
- Oliver
- Ortiz
- Pallone
- Pascrell
- Pastor
- Payne
- Pearce
- Pence
- Perlmutter
- Peterson (MN)
- Peterson (PA)
- Petri
- Pickering
- Pitts
- Platts
- Poe
- Pomeroy
- Porter
- Price (GA)
- Price (NC)
- Pryce (OH)
- Putnam
- Radanovich
- Rahall
- Ramstad
- Rangel
- Regula
- Rehberg
- Reichert
- Renzi
- Reyes
- Reynolds
- Richardson
- Rodriguez
- Rogers (AL)
- Rogers (KY)
- Rogers (MI)
- Rohrabacher
- Ros-Lehtinen
- Roskam
- Ross
- Rothman
- Royal-Allard
- Royce
- Ruppersberger
- Rush
- Ryan (OH)
- Ryan (WI)
- Salazar
- Sali
- Sánchez, Linda T.
- Sanchez, Loretta
- Sarbanes
- Saxton
- Schakowsky
- Schiff
- Schmidt
- Schwartz
- Scott (GA)
- Scott (VA)
- Sensenbrenner
- Serrano
- Sessions
- Sestak
- Shadegg
- Shays
- Shea-Porter
- Sherman
- Shimkus
- Shuler
- Shuster
- Simpson
- Sires
- Skelton
- Slaughter
- Smith (NE)
- Smith (NJ)
- Smith (TX)
- Smith (WA)
- Snyder
- Solis
- Souder
- Space
- Spratt
- Stark
- Stearns
- Stupak
- Sullivan
- Sutton
- Tancredo
- Tanner
- Tauscher
- Taylor
- Terry
- Thompson (CA)
- Thompson (MS)
- Thornberry
- Tiahrt
- Tiberi
- Tierney
- Towns
- Turner
- Udall (CO)
- Udall (NM)
- Upton
- Van Hollen
- Velázquez
- Visclosky
- Walberg
- Walden (OR)
- Walsh (NY)
- Walz (MN)
- Wamp
- Wasserman
- Schultz
- Watson
- Watt
- Waxman
- Weiner
- Welch (VT)
- Weldon (FL)
- Weller
- Westmoreland
- Wexler
- Whitfield
- Wicker
- Wilson (NM)
- Wilson (OH)
- Wilson (SC)
- Wolf
- Woolsey
- Wu
- Wynn
- Yarmuth
- Young (AK)
- Young (FL)

NOT VOTING—19

- Buyer
- Carney
- Carson
- Cubin
- Davis, Jo Ann
- Everett
- Fortuño
- Hunter
- Inslee
- Jackson-Lee
- (TX)
- Jefferson
- Jindal
- Johnson (GA)
- King (NY)
- Marshall
- McHugh
- Myrick
- Paul
- Waters

So the amendment was agreed to. The SPEAKER pro tempore, Mr. ROSS, assumed the Chair.

When Mr. MEEKS of New York, Acting Chairman, pursuant to House Resolution 664, reported the bill, as amended, back to the House with further sundry amendments adopted by the Committee.

The previous question having been ordered by said resolution.

Pursuant to House Resolution 664, the following amendment in the nature of a substitute printed in Part A, as modified by the amendment in part B of House Report 110-335, was considered as agreed to:

Strike all after the enacting clause and insert the following:

**SECTION 1. SHORT TITLE; TABLE OF CONTENTS.**

(a) **SHORT TITLE.**—This Act may be cited as the “FAA Reauthorization Act of 2007”.

(b) **TABLE OF CONTENTS.**—

- Sec. 1. Short title; table of contents.  
 Sec. 2. Amendments to title 49, United States Code.  
 Sec. 3. Effective date.

**TITLE I—AUTHORIZATIONS**

**Subtitle A—Funding of FAA Programs**

- Sec. 101. Airport planning and development and noise compatibility planning and programs.  
 Sec. 102. Air navigation facilities and equipment.  
 Sec. 103. FAA operations.  
 Sec. 104. Research and development.  
 Sec. 105. Funding for aviation programs.

**Subtitle B—Passenger Facility Charges**

- Sec. 111. PFC authority.  
 Sec. 112. PFC eligibility for bicycle storage.  
 Sec. 113. Noise compatibility projects.  
 Sec. 114. Intermodal ground access project pilot program.  
 Sec. 115. Impacts on airports of accommodating connecting passengers.

**Subtitle C—Fees for FAA Services**

- Sec. 121. Update on overflights.  
 Sec. 122. Registration fees.  
**Subtitle D—AIP Modifications**  
 Sec. 131. Amendments to AIP definitions.  
 Sec. 132. Amendments to grant assurances.  
 Sec. 133. Government share of project costs.  
 Sec. 134. Amendments to allowable costs.  
 Sec. 135. Uniform certification training for airport concessions under disadvantaged business enterprise program.

- Sec. 136. Preference for small business concerns owned and controlled by disabled veterans.  
 Sec. 137. Calculation of State apportionment fund.  
 Sec. 138. Reducing apportionments.  
 Sec. 139. Minimum amount for discretionary fund.  
 Sec. 140. Marshall Islands, Micronesia, and Palau.  
 Sec. 141. Use of apportioned amounts.  
 Sec. 142. Sale of private airport to public sponsor.  
 Sec. 143. Airport privatization pilot program.  
 Sec. 144. Airport security program.  
 Sec. 145. Sunset of pilot program for purchase of airport development rights.  
 Sec. 146. Extension of grant authority for compatible land use planning and projects by State and local governments.  
 Sec. 147. Repeal of limitations on Metropolitan Washington Airports Authority.

- Sec. 148. Midway Island Airport.  
 Sec. 149. Miscellaneous amendments.

**TITLE II—NEXT GENERATION AIR TRANSPORTATION SYSTEM AND AIR TRAFFIC CONTROL MODERNIZATION**

- Sec. 201. Mission statement; sense of Congress.  
 Sec. 202. Next generation air transportation system joint planning and development office.  
 Sec. 203. Next Generation Air Transportation Senior Policy Committee.  
 Sec. 204. Automatic dependent surveillance-broadcast services.  
 Sec. 205. Inclusion of stakeholders in air traffic control modernization projects.  
 Sec. 206. GAO review of challenges associated with transforming to the Next Generation Air Transportation System.

- Sec. 207. GAO review of Next Generation Air Transportation System acquisition and procedures development.

- Sec. 208. DOT inspector general review of operational and approach procedures by a third party.

- Sec. 209. Expert review of enterprise architecture for Next Generation Air Transportation System.

- Sec. 210. NEXTGEN technology tested.  
 Sec. 211. Clarification of authority to enter into reimbursable agreements.

- Sec. 212. Definition of air navigation facility.  
 Sec. 213. Improved management of property inventory.

- Sec. 214. Clarification to acquisition reform authority.  
 Sec. 215. Assistance to foreign aviation authorities.

- Sec. 216. Front line manager staffing.  
 Sec. 217. Flight service stations.

**TITLE III—SAFETY**

**Subtitle A—General Provisions**

- Sec. 301. Age standards for pilots.  
 Sec. 302. Judicial review of denial of airman certificates.

- Sec. 303. Release of data relating to abandoned type certificates and supplemental type certificates.  
 Sec. 304. Inspection of foreign repair stations.

- Sec. 305. Runway incursion reduction.  
 Sec. 306. Improved pilot licenses.  
 Sec. 307. Aircraft fuel tank safety improvement.

- Sec. 308. Flight crew fatigue.  
 Sec. 309. OSHA standards.  
 Sec. 310. Aircraft surveillance in mountainous areas.

- Sec. 311. Off-airport, low-altitude aircraft weather observation technology.

**Subtitle B—Unmanned Aircraft Systems**

- Sec. 321. Commercial unmanned aircraft systems integration plan.  
 Sec. 322. Special rules for certain unmanned aircraft systems.  
 Sec. 323. Public unmanned aircraft systems.  
 Sec. 324. Definitions.

**TITLE IV—AIR SERVICE IMPROVEMENTS**

- Sec. 401. Monthly air carrier reports.  
 Sec. 402. Flight operations at Reagan National Airport.  
 Sec. 403. EAS contract guidelines.  
 Sec. 404. Essential air service reform.  
 Sec. 405. Small community air service.  
 Sec. 406. Air passenger service improvements.

- Sec. 407. Contents of competition plans.  
 Sec. 408. Extension of competitive access reports.  
 Sec. 409. Contract tower program.  
 Sec. 410. Airfares for members of the Armed Forces.

- Sec. 411. Medical oxygen and portable respiratory assistive devices.

**TITLE V—ENVIRONMENTAL STEWARDSHIP AND STREAMLINING**

- Sec. 501. Amendments to air tour management program.  
 Sec. 502. State block grant program.  
 Sec. 503. Airport funding of special studies or reviews.  
 Sec. 504. Grant eligibility for assessment of flight procedures.

- Sec. 505. CLEEN research, development, and implementation partnership.  
 Sec. 506. Prohibition on operating certain aircraft weighing 75,000 pounds or less not complying with stage 3 noise levels.  
 Sec. 507. Environmental mitigation pilot program.  
 Sec. 508. Aircraft departure queue management pilot program.

- Sec. 509. High performance and sustainable air traffic control facilities.

- Sec. 510. Regulatory responsibility for aircraft engine noise and emissions standards.

**TITLE VI—FAA EMPLOYEES AND ORGANIZATION**

- Sec. 601. Federal Aviation Administration personnel management system.  
 Sec. 602. MSPB remedial authority for FAA employees.  
 Sec. 603. FAA technical training and staffing.  
 Sec. 604. Designee program.  
 Sec. 605. Staffing model for aviation safety inspectors.  
 Sec. 606. Safety critical staffing.  
 Sec. 607. FAA air traffic controller staffing.  
 Sec. 608. Assessment of training programs for air traffic controllers.  
 Sec. 609. Collegiate training initiative study.

**TITLE VII—AVIATION INSURANCE**

- Sec. 701. General authority.  
 Sec. 702. Extension of authority to limit third party liability of air carriers arising out of acts of terrorism.  
 Sec. 703. Clarification of reinsurance authority.  
 Sec. 704. Use of independent claims adjusters.  
 Sec. 705. Extension of program authority.

**TITLE VIII—MISCELLANEOUS**

- Sec. 801. Air carrier citizenship.  
 Sec. 802. Disclosure of data to Federal agencies in interest of national security.  
 Sec. 803. FAA access to criminal history records and database systems.  
 Sec. 804. Clarification of air carrier fee disputes.  
 Sec. 805. Study on national plan of integrated airport systems.  
 Sec. 806. Express carrier employee protection.  
 Sec. 807. Consolidation and realignment of FAA facilities.  
 Sec. 808. Transportation Security Administration centralized training facility feasibility study.  
 Sec. 809. GAO study on cooperation of airline industry in international child abduction cases.  
 Sec. 810. Lost Nation Airport, Ohio.  
 Sec. 811. Pollock Municipal Airport, Louisiana.  
 Sec. 812. Human intervention and motivation study program.  
 Sec. 813. Washington, D.C., Air Defense Identification Zone.  
 Sec. 814. Merrill Field Airport, Anchorage, Alaska.  
 Sec. 815. William P. Hobby Airport, Houston, Texas.

**TITLE IX—FEDERAL AVIATION RESEARCH AND DEVELOPMENT**

- Sec. 901. Short title.  
 Sec. 902. Definitions.  
 Sec. 903. Interagency research initiative on the impact of aviation on the climate.  
 Sec. 904. Research program on runways.  
 Sec. 905. Research on design for certification.  
 Sec. 906. Centers of excellence.  
 Sec. 907. Airport cooperative research program.  
 Sec. 908. Unmanned aircraft systems.  
 Sec. 909. Research grants program involving undergraduate students.  
 Sec. 910. Research program on space weather and aviation.  
 Sec. 911. Aviation gas research and development program.  
 Sec. 912. Research reviews and assessments.  
 Sec. 913. Review of FAA’s aviation safety-related research programs.

Sec. 914. Research program on alternative jet fuel technology for civil aircraft.

Sec. 915. Center for excellence in aviation employment.

## SEC. 2. AMENDMENTS TO TITLE 49, UNITED STATES CODE.

Except as otherwise expressly provided, whenever in this Act an amendment or repeal is expressed in terms of an amendment to, or a repeal of, a section or other provision, the reference shall be considered to be made to a section or other provision of title 49, United States Code.

### SEC. 3. EFFECTIVE DATE.

Except as otherwise expressly provided, this Act and the amendments made by this Act shall apply only to fiscal years beginning after September 30, 2007.

## TITLE I—AUTHORIZATIONS

### Subtitle A—Funding of FAA Programs

#### SEC. 101. AIRPORT PLANNING AND DEVELOPMENT AND NOISE COMPATIBILITY PLANNING AND PROGRAMS.

(a) AUTHORIZATION.—Section 48103 is amended—

(1) by striking “September 30, 2003” and inserting “September 30, 2007”; and

(2) by striking paragraphs (1) through (4) and inserting the following:

“(1) \$3,800,000,000 for fiscal year 2008;

“(2) \$3,900,000,000 fiscal year 2009;

“(3) \$4,000,000,000 fiscal year 2010; and

“(4) \$4,100,000,000 fiscal year 2011.”.

(b) OBLIGATIONAL AUTHORITY.—Section 47104(c) is amended by striking “September 30, 2007” and inserting “September 30, 2011”.

#### SEC. 102. AIR NAVIGATION FACILITIES AND EQUIPMENT.

(a) AUTHORIZATION OF APPROPRIATIONS.—Section 48101(a) is amended by striking paragraphs (1) through (4) and inserting the following:

“(1) \$3,120,000,000 for fiscal year 2008.

“(2) \$3,246,000,000 for fiscal year 2009.

“(3) \$3,259,000,000 for fiscal year 2010.

“(4) \$3,353,000,000 for fiscal year 2011.”.

(b) USE OF FUNDS.—Section 48101 is amended by striking subsections (c) through (i) and inserting the following:

“(c) WAKE VORTEX MITIGATION.—Of amounts appropriated under subsection (a), such sums as may be necessary for each of fiscal years 2008 through 2011 may be used for the development and analysis of wake vortex mitigation, including advisory systems.

“(d) WEATHER HAZARDS.—

“(1) IN GENERAL.—Of amounts appropriated under subsection (a), such sums as may be necessary for each of fiscal years 2008 through 2011 may be used for the development of in-flight and ground-based weather threat mitigation systems, including ground de-icing and anti-icing systems and other systems for predicting, detecting, and mitigating the effects of certain weather conditions on both airframes and engines.

“(2) SPECIFIC HAZARDS.—Weather conditions referred to in paragraph (1) include—

“(A) ground-based icing threats such as ice pellets and freezing drizzle;

“(B) oceanic weather, including convective weather, and other hazards associated with oceanic operations (where commercial traffic is high and only rudimentary satellite sensing is available) to reduce the hazards presented to commercial aviation, including convective weather ice crystal ingestion threats; and

“(C) en route turbulence prediction.

“(e) SAFETY MANAGEMENT SYSTEMS.—Of amounts appropriated under subsection (a) and section 106(k)(1), such sums as may be necessary for each of fiscal years 2008 through 2011 may be used to advance the development and implementation of safety management systems.

“(f) RUNWAY INCURSION REDUCTION PROGRAMS.—Of amounts appropriated under subsection (a), \$8,000,000 for fiscal year 2008, \$10,000,000 for fiscal year 2009, \$12,000,000 for fiscal year 2010, and \$12,000,000 for fiscal year 2011 may be used for the development and implementation of runway incursion reduction programs.

“(g) RUNWAY STATUS LIGHTS.—Of amounts appropriated under subsection (a), \$15,000,000 for fiscal year 2008, \$27,000,000 for fiscal year 2009, \$12,000,000 for fiscal year 2010, and \$20,000,000 for 2011 may be used for the acquisition and installation of runway status lights.

“(h) ADDITIONAL PROGRAMS IN FISCAL YEAR 2008.—Of amounts appropriated under subsection (a), \$19,500,000 for fiscal year 2008 may be used for—

“(1) system capacity, planning, and improvement;

“(2) operations concept validation;

“(3) NAS weather requirements;

“(4) Airspace Management Lab;

“(5) Local Area Augmentation System (LAAS); and

“(6) wind profiling and weather research, Juneau.

“(i) ADDITIONAL PROGRAMS IN FISCAL YEARS 2009–2011.—Of amounts appropriated under subsection (a), \$14,500,000 for each of fiscal years 2009, 2010, and 2011 may be used for—

“(1) system capacity, planning, and improvement;

“(2) operations concept validation;

“(3) NAS weather requirements; and

“(4) Airspace Management Lab.”.

#### SEC. 103. FAA OPERATIONS.

(a) IN GENERAL.—Section 106(k)(1) is amended by striking subparagraphs (A) through (D) and inserting the following:

“(A) \$8,726,000,000 for fiscal year 2008;

“(B) \$8,978,000,000 for fiscal year 2009;

“(C) \$9,305,000,000 for fiscal year 2010; and

“(D) \$9,590,000,000 for fiscal year 2011.”.

(b) AUTHORIZED EXPENDITURES.—Section 106(k)(2) is amended—

(1) by striking subparagraphs (A), (B), (C), (D), and (F);

(2) by redesignating subparagraphs (E) and (G) as subparagraphs (A) and (B), respectively; and

(3) in subparagraphs (A) and (B) (as so redesignated) by striking “2004 through 2007” and inserting “2008 through 2011”.

(c) AIRLINE DATA AND ANALYSIS.—There is authorized to be appropriated to the Secretary of Transportation out of the Airport and Airway Trust Fund established by section 9502 of the Internal Revenue Code of 1986 (26 U.S.C. 9502) to fund airline data collection and analysis by the Bureau of Transportation Statistics in the Research and Innovative Technology Administration of the Department of Transportation—

(1) \$4,000,000 for fiscal year 2008; and

(2) \$6,000,000 for each of fiscal years 2009, 2010, and 2011.

#### SEC. 104. RESEARCH AND DEVELOPMENT.

Section 48102(a) is amended—

(1) in paragraph (11)(L) by striking “and”;

(2) in paragraph (12)(L) by striking the period at the end and inserting a semicolon; and

(3) by adding at the end the following:

“(13) for fiscal year 2008, \$335,191,000, including—

“(A) \$7,350,000 for fire research and safety;

“(B) \$4,086,000 for propulsion and fuel systems;

“(C) \$2,713,000 for advanced materials and structural safety;

“(D) \$3,574,000 for atmospheric hazards and digital system safety;

“(E) \$14,931,000 for aging aircraft;

“(F) \$2,202,000 for aircraft catastrophic failure prevention research;

“(G) \$14,651,000 for flightdeck maintenance, system integration, and human factors;

“(H) \$9,517,000 for aviation safety risk analysis;

“(I) \$15,254,000 for air traffic control, technical operations, and human factors;

“(J) \$6,780,000 for aeromedical research;

“(K) \$19,888,000 for weather programs;

“(L) \$6,310,000 for unmanned aircraft systems research;

“(M) \$18,100,000 for the Next Generation Air Transportation System Joint Planning and Development Office;

“(N) \$10,755,000 for wake turbulence;

“(O) \$20,469,000 for environment and energy;

“(P) \$1,184,000 for system planning and resource management;

“(Q) \$3,415,000 for the William J. Hughes Technical Center Laboratory Facility;

“(R) \$74,200,000 for the Center for Advanced Aviation System Development;

“(S) \$2,000,000 for the Airport Cooperative Research Program—capacity;

“(T) \$3,000,000 for the Airport Cooperative Research Program—environment;

“(U) \$5,000,000 for the Airport Cooperative Research Program—safety;

“(V) \$3,600,000 for GPS civil requirements;

“(W) \$15,000,000 for Safe Flight 21, Alaska Capstone;

“(X) \$8,907,000 for airports technology research—capacity;

“(Y) \$9,805,000 for airports technology research—safety;

“(14) for fiscal year 2009, \$481,554,000, including—

“(A) \$8,457,000 for fire research and safety;

“(B) \$4,050,000 for propulsion and fuel systems;

“(C) \$2,686,000 for advanced materials and structural safety;

“(D) \$3,568,000 for atmospheric hazards and digital system safety;

“(E) \$14,683,000 for aging aircraft;

“(F) \$2,158,000 for aircraft catastrophic failure prevention research;

“(G) \$37,499,000 for flightdeck maintenance, system integration, and human factors;

“(H) \$8,349,000 for aviation safety risk analysis;

“(I) \$15,323,000 for air traffic control, technical operations, and human factors;

“(J) \$6,932,000 for aeromedical research;

“(K) \$22,336,000 for weather program;

“(L) \$6,738,000 for unmanned aircraft systems research;

“(M) \$18,100,000 for the Next Generation Air Transportation System Joint Planning and Development Office;

“(N) \$10,560,000 for wake turbulence;

“(O) \$35,039,000 for environment and energy;

“(P) \$1,847,000 for system planning and resource management;

“(Q) \$3,548,000 for the William J. Hughes Technical Center Laboratory Facility;

“(R) \$85,000,000 for Center for Advanced Aviation System Development;

“(S) \$5,000,000 for the Airport Cooperative Research Program—capacity;

“(T) \$5,000,000 for the Airport Cooperative Research Program—environment;

“(U) \$5,000,000 for the Airport Cooperative Research Program—safety;

“(V) \$3,469,000 for GPS civil requirements;

“(W) \$20,000,000 for Safe Flight 21, Alaska Capstone;

“(X) \$8,907,000 for airports technology research—capacity;

“(Y) \$9,805,000 for airports technology research—safety;

“(15) for fiscal year 2010, \$486,502,000, including—

“(A) \$8,546,000 for fire research and safety;

“(B) \$4,075,000 for propulsion and fuel systems;

“(C) \$2,700,000 for advanced materials and structural safety;

“(D) \$3,608,000 for atmospheric hazards and digital system safety;

“(E) \$14,688,000 for aging aircraft;

“(F) \$2,153,000 for aircraft catastrophic failure prevention research;

“(G) \$36,967,000 for flightdeck maintenance, system integration, and human factors;

“(H) \$8,334,000 for aviation safety risk analysis;

“(I) \$15,471,000 for air traffic control, technical operations, and human factors;

“(J) \$7,149,000 for aeromedical research;

“(K) \$23,286,000 for weather program;

“(L) \$6,236,000 for unmanned aircraft systems research;

“(M) \$18,100,000 for the Next Generation Air Transportation System Joint Planning and Development Office;

“(N) \$10,412,000 for wake turbulence;

“(O) \$34,678,000 for environment and energy;

“(P) \$1,827,000 for system planning and resource management;

“(Q) \$3,644,000 for William J. Hughes Technical Center Laboratory Facility;

“(R) \$90,000,000 for the Center for Advanced Aviation System Development;

“(S) \$5,000,000 for the Airport Cooperative Research Program—capacity;

“(T) \$5,000,000 for the Airport Cooperative Research Program—environment;

“(U) \$5,000,000 for the Airport Cooperative Research Program—safety;

“(V) \$3,416,000 for GPS civil requirements;

“(W) \$20,000,000 for Safe Flight 21, Alaska Capstone;

“(X) \$8,907,000 for airports technology research—capacity;

“(Y) \$9,805,000 for airports technology research—safety; and

“(16) for fiscal year 2011, \$514,832,000, including—

“(A) \$8,815,000 for fire research and safety;

“(B) \$4,150,000 for propulsion and fuel systems;

“(C) \$2,747,000 for advanced materials and structural safety;

“(D) \$3,687,000 for atmospheric hazards and digital system safety;

“(E) \$14,903,000 for aging aircraft;

“(F) \$2,181,000 for aircraft catastrophic failure prevention research;

“(G) \$39,245,000 for flightdeck maintenance, system integration and human factors;

“(H) \$8,446,000 for aviation safety risk analysis;

“(I) \$15,715,000 for air traffic control, technical operations, and human factors;

“(J) \$7,390,000 for aeromedical research;

“(K) \$23,638,000 for weather program;

“(L) \$6,295,000 for unmanned aircraft systems research;

“(M) \$18,100,000 for the Next Generation Air Transportation System Joint Planning and Development Office;

“(N) \$10,471,000 for wake turbulence;

“(O) \$34,811,000 for environment and energy;

“(P) \$1,836,000 for system planning and resource management;

“(Q) \$3,758,000 for William J. Hughes Technical Center Laboratory Facility;

“(R) \$114,000,000 for Center for Advanced Aviation System Development;

“(S) \$5,000,000 for the Airport Cooperative Research Program—capacity;

“(T) \$5,000,000 for the Airport Cooperative Research Program—environment;

“(U) \$5,000,000 for the Airport Cooperative Research Program—safety;

“(V) \$3,432,000 for GPS civil requirements;

“(W) \$20,000,000 for Safe Flight 21, Alaska Capstone;

“(X) \$8,907,000 for airports technology research—capacity;

“(Y) \$9,805,000 for airports technology research—safety.”.

#### SEC. 105. FUNDING FOR AVIATION PROGRAMS.

(a) AIRPORT AND AIRWAY TRUST FUND GUARANTEE.—Section 48114(a)(1)(A) is amended to read as follows:

“(A) IN GENERAL.—The total budget resources made available from the Airport and Airway Trust Fund each fiscal year through fiscal year 2011 pursuant to sections 48101, 48102, 48103, and 106(k) shall—

“(i) in each of fiscal years 2008 and 2009, be equal to 95 percent of the estimated level of receipts plus interest credited to the Airport and Airway Trust Fund for that fiscal year; and

“(ii) in each of fiscal years 2010 and 2011, be equal to the sum of—

“(I) 95 percent of the estimated level of receipts plus interest credited to the Airport and Airway Trust Fund for that fiscal year; and

“(II) the actual level of receipts plus interest credited to the Airport and Airway Trust Fund for the second preceding fiscal year minus the total amount made available for obligation from the Airport and Airway Trust Fund for the second preceding fiscal year.

Such amounts may be used only for aviation investment programs listed in subsection (b).”.

(b) ADDITIONAL AUTHORIZATIONS OF APPROPRIATIONS FROM THE GENERAL FUND.—Section 48114(a)(2) is amended by striking “2007” and inserting “2011”.

(c) ESTIMATED LEVEL OF RECEIPTS PLUS INTEREST DEFINED.—Section 48114(b)(2) is amended—

(1) in the paragraph heading by striking “LEVEL” and inserting “ESTIMATED LEVEL”; and

(2) by striking “level of receipts plus interest” and inserting “estimated level of receipts plus interest”.

(d) ENFORCEMENT OF GUARANTEES.—Section 48114(c)(2) is amended by striking “2007” and inserting “2011”.

#### Subtitle B—Passenger Facility Charges

##### SEC. 111. PFC AUTHORITY.

(a) PFC DEFINED.—Section 40117(a)(5) is amended to read as follows:

“(5) PASSENGER FACILITY CHARGE.—The term ‘passenger facility charge’ means a charge or fee imposed under this section.”.

(b) INCREASE IN PFC MAXIMUM LEVEL.—Section 40117(b)(4) is amended by striking “\$4.00 or \$4.50” and inserting “\$4.00, \$4.50, \$5.00, \$6.00, or \$7.00”.

(c) PILOT PROGRAM FOR PFC AT NONHUB AIRPORTS.—Section 40117(1) is amended—

(1) by striking paragraph (7); and

(2) by redesignating paragraph (8) as paragraph (7).

(d) CORRECTION OF REFERENCES.—

(1) SECTION 40117.—Section 40117 is amended—

(A) in the section heading by striking “fees” and inserting “charges”;

(B) in the heading for subsection (e) by striking “FEES” and inserting “CHARGES”;

(C) in the heading for subsection (l) by striking “FEE” and inserting “CHARGE”;

(D) in the heading for paragraph (5) of subsection (l) by striking “FEE” and inserting “CHARGE”;

(E) in the heading for subsection (m) by striking “FEES” and inserting “CHARGES”;

(F) in the heading for paragraph (1) of subsection (m) by striking “FEES” and inserting “CHARGES”;

(G) by striking “fee” each place it appears (other than the second sentence of subsection (g)(4)) and inserting “charge”; and

(H) by striking “fees” each place it appears and inserting “charges”.

(2) OTHER REFERENCES.—Subtitle VII is amended by striking “fee” and inserting “charge” each place it appears in each of the following sections:

(A) Section 47106(f)(1).

(B) Section 47110(e)(5).

(C) Section 47114(f).

(D) Section 47134(g)(1).

(E) Section 47139(b).

(F) Section 47524(e).

(G) Section 47526(2).

#### SEC. 112. PFC ELIGIBILITY FOR BICYCLE STORAGE.

(a) IN GENERAL.—Section 40117(a)(3) is amended by adding at the end the following:

“(H) A project to construct secure bicycle storage facilities that are to be used by passengers at the airport and that are in compliance with applicable security standards.”.

(b) REPORT TO CONGRESS.—Not later than one year after the date of enactment of this Act, the Administrator of the Federal Aviation Administration shall submit to Congress a report on the progress being made by airports to install bicycle parking for airport customers and airport employees.

#### SEC. 113. NOISE COMPATIBILITY PROJECTS.

Section 40117(b) is amended by adding at the end the following:

“(7) NOISE MITIGATION FOR CERTAIN SCHOOLS.—

“(A) IN GENERAL.—In addition to the uses specified in paragraphs (1), (4), and (6), the Secretary may authorize a passenger facility charge imposed under paragraph (1) or (4) at a large hub airport that is the subject of an amended judgment and final order in condemnation filed on January 7, 1980, by the Superior Court of the State of California for the county of Los Angeles, to be used for a project to carry out noise mitigation for a building, or for the replacement of a relocatable building with a permanent building, in the noise impacted area surrounding the airport at which such building is used primarily for educational purposes, notwithstanding the air easement granted or any terms to the contrary in such judgment and final order, if—

“(i) the Secretary determines that the building is adversely affected by airport noise;

“(ii) the building is owned or chartered by the school district that was the plaintiff in case number 986,442 or 986,446, which was resolved by such judgment and final order;

“(iii) the project is for a school identified in one of the settlement agreements effective February 16, 2005, between the airport and each of the school districts;

“(iv) in the case of a project to replace a relocatable building with a permanent building, the eligible project costs are limited to the actual structural construction costs necessary to mitigate aircraft noise in instructional classrooms to an interior noise level meeting current standards of the Federal Aviation Administration; and

“(v) the project otherwise meets the requirements of this section for authorization of a passenger facility charge.

“(B) ELIGIBLE PROJECT COSTS.—In subparagraph (A)(iv), the term ‘eligible project costs’ means the difference between the cost of standard school construction and the cost of construction necessary to mitigate classroom noise to the standards of the Federal Aviation Administration.”.

#### SEC. 114. INTERMODAL GROUND ACCESS PROJECT PILOT PROGRAM.

Section 40117 is amended by adding at the end the following:

“(n) PILOT PROGRAM FOR PFC ELIGIBILITY FOR INTERMODAL GROUND ACCESS PROJECTS.—

“(1) PFC ELIGIBILITY.—Subject to the requirements of this subsection, the Secretary shall establish a pilot program under which the Secretary may authorize, at no more than 5 airports, a passenger facility charge imposed under subsection (b)(1) or (b)(4) to be used to finance the eligible cost of an intermodal ground access project.

“(2) INTERMODAL GROUND ACCESS PROJECT DEFINED.—In this section, the term ‘intermodal ground access project’ means a project for constructing a local facility owned or operated by an eligible agency that is directly and substantially related to the movement of passengers or property traveling in air transportation.

“(3) ELIGIBLE COSTS.—

“(A) IN GENERAL.—For purposes of paragraph (1), the eligible cost of an intermodal ground access project shall be the total cost of the project multiplied by the ratio that—

“(i) the number of individuals projected to use the project to gain access to or depart from the airport; bears to

“(ii) the total number of the individuals projected to use the facility.

“(B) DETERMINATIONS REGARDING PROJECTED PROJECT USE.—

“(i) IN GENERAL.—Except as provided by clause (ii), the Secretary shall determine the projected use of a project for purposes of subparagraph (A) at the time the project is approved under this subsection.

“(ii) PUBLIC TRANSPORTATION PROJECTS.—In the case of a project approved under this section to be financed in part using funds administered by the Federal Transit Administration, the Secretary shall use the travel forecasting model for the project at the time such project is approved by the Federal Transit Administration to enter preliminary engineering to determine the projected use of the project for purposes of subparagraph (A).”.

#### SEC. 115. IMPACTS ON AIRPORTS OF ACCOMMODATING CONNECTING PASSENGERS.

(a) STUDY.—Not later than 90 days after the date of enactment of this Act, the Secretary of Transportation shall initiate a study to evaluate—

(1) the impacts on airports of accommodating connecting passengers; and

(2) the treatment of airports at which the majority of passengers are connecting passengers under the passenger facility charge program authorized by section 40117 of title 49, United States Code.

(b) CONTENTS OF STUDY.—In conducting the study, the Secretary shall review, at a minimum, the following:

(1) the differences in facility needs, and the costs for constructing, maintaining, and operating those facilities, for airports at which the majority of passengers are connecting passengers as compared to airports at which the majority of passengers are originating and destination passengers;

(2) whether the costs to an airport of accommodating additional connecting passengers differs from the cost of accommodating additional originating and destination passengers;

(3) for each airport charging a passenger facility charge, the percentage of passenger facility charge revenue attributable to connecting passengers and the percentage of such revenue attributable to originating and destination passengers;

(4) the potential effects on airport revenues of requiring airports to charge different levels of passenger facility charges on connecting passengers and originating and destination passengers; and

(5) the added costs to air carriers of collecting passenger facility charges under a system in which different levels of passenger facility charges are imposed on connecting passengers and originating and destination passengers.

(c) REPORT TO CONGRESS.—

(1) IN GENERAL.—Not later than one year after the date of initiation of the study, the Secretary shall submit to Congress a report on the results of the study.

(2) CONTENTS.—The report shall include—

(A) the findings of the Secretary on each of the subjects listed in subsection (b); and

(B) recommendations, if any, of the Secretary based on the results of the study for any changes to the passenger facility charge program, including recommendations as to whether different levels of passenger facility charges should be imposed on connecting passengers and originating and destination passengers.

#### Subtitle C—Fees for FAA Services

##### SEC. 121. UPDATE ON OVERFLIGHTS.

(a) ESTABLISHMENT AND ADJUSTMENT OF FEES.—Section 45301(b) is amended to read as follows:

“(b) ESTABLISHMENT AND ADJUSTMENT OF FEES.—

“(1) IN GENERAL.—In establishing and adjusting fees under subsection (a), the Administrator shall ensure that the fees are reasonably related to the Administration’s costs, as determined by the Administrator, of providing the services rendered. Services for which costs may be recovered include the costs of air traffic control, navigation, weather services, training, and emergency services which are available to facilitate safe transportation over the United States and the costs of other services provided by the Administrator, or by programs financed by the Administrator, to flights that neither take off nor land in the United States. The determination of such costs by the Administrator, and the allocation of such costs by the Administrator to services provided, are not subject to judicial review.

“(2) ADJUSTMENT OF FEES.—The Administrator shall adjust the overflight fees established by subsection (a)(1) by expedited rulemaking and begin collections under the adjusted fees by October 1, 2008. In developing the adjusted overflight fees, the Administrator may seek and consider the recommendations offered by an aviation rulemaking committee for overflight fees that are provided to the Administrator by June 1, 2008, and are intended to ensure that overflight fees are reasonably related to the Administrator’s costs of providing air traffic control and related services to overflights.

“(3) AIRCRAFT ALTITUDE.—Nothing in this section shall require the Administrator to take into account aircraft altitude in establishing any fee for aircraft operations in en route or oceanic airspace.

“(4) COSTS DEFINED.—In this subsection, the term ‘costs’ includes those costs associated with the operation, maintenance, leasing costs, and overhead expenses of the services provided and the facilities and equipment used in such services, including the projected costs for the period during which the services will be provided.

“(5) PUBLICATION; COMMENT.—The Administrator shall publish in the Federal Register any fee schedule under this section, including any adjusted overflight fee schedule, and the associated collection process as an interim final rule, pursuant to which public comment will be sought and a final rule issued.”.

(b) ADJUSTMENTS.—Section 45301 is amended by adding at the end the following:

“(e) ADJUSTMENTS.—In addition to adjustments under subsection (b), the Administrator may periodically adjust the fees established under this section.”.

##### SEC. 122. REGISTRATION FEES.

(a) IN GENERAL.—Chapter 453 is amended by adding at the end the following:

“§ 45305. Registration, certification, and related fees

“(a) GENERAL AUTHORITY AND FEES.—The Administrator of the Federal Aviation Administration shall establish the following fees for services and activities of the Administration:

“(1) \$130 for registering an aircraft.

“(2) \$45 for replacing an aircraft registration.

“(3) \$130 for issuing an original dealer’s aircraft certificate.

“(4) \$105 for issuing an aircraft certificate (other than an original dealer’s aircraft certificate).

“(5) \$80 for issuing a special registration number.

“(6) \$50 for issuing a renewal of a special registration number.

“(7) \$130 for recording a security interest in an aircraft or aircraft part.

“(8) \$50 for issuing an airman certificate.

“(9) \$25 for issuing a replacement airman certificate.

“(10) \$42 for issuing an airman medical certificate.

“(11) \$100 for providing a legal opinion pertaining to aircraft registration or recordation.

“(b) FEES CREDITED AS OFFSETTING COLLECTIONS.—

“(1) IN GENERAL.—Notwithstanding section 3302 of title 31, any fee authorized to be collected under this section shall, subject to appropriation made in advance—

“(A) be credited as offsetting collections to the account that finances the activities and services for which the fee is imposed;

“(B) be available for expenditure only to pay the costs of activities and services for which the fee is imposed; and

“(C) remain available until expended.

“(2) CONTINUING APPROPRIATIONS.—The Administrator may continue to assess, collect, and spend fees established under this section during any period in which the funding for the Federal Aviation Administration is provided under an Act providing continuing appropriations in lieu of the Administration’s regular appropriations.

“(3) ADJUSTMENTS.—The Administrator shall periodically adjust the fees established by subsection (a) when cost data from the cost accounting system developed pursuant to section 45303(e) reveal that the cost of providing the service is higher or lower than the cost data that were used to establish the fee then in effect.”.

(b) CLERICAL AMENDMENT.—The analysis for chapter 453 is amended by adding at the end the following:

“45305. Registration, certification, and related fees.”.

(c) FEES INVOLVING AIRCRAFT NOT PROVIDING AIR TRANSPORTATION.—Section 45302(e) is amended—

(1) by striking “A fee” and inserting the following:

“(1) IN GENERAL.—A fee”; and

(2) by adding at the end the following:

“(2) EFFECT OF IMPOSITION OF OTHER FEES.—A fee may not be imposed for a service or activity under this section during any period in which a fee for the same service or activity is imposed under section 45305.”.

#### Subtitle D—AIP Modifications

##### SEC. 131. AMENDMENTS TO AIP DEFINITIONS.

(a) AIRPORT DEVELOPMENT.—Section 47102(3) is amended—

(1) in subparagraph (B)(iv) by striking “20” and inserting “9”; and

(2) by adding at the end the following:

“(M) construction of mobile refueler parking within a fuel farm at a nonprimary airport meeting the requirements of section 112.8 of title 40, Code of Federal Regulations.

“(N) terminal development under section 47119(a).

“(O) acquiring and installing facilities and equipment to provide air conditioning, heating, or electric power from terminal-based, non-exclusive use facilities to aircraft parked at a public use airport for the purpose of reducing energy use or harmful emissions as compared to the provision of such air conditioning, heating, or electric power from aircraft-based systems.”.

(b) AIRPORT PLANNING.—Section 47102(5) is amended by inserting before the period at

the end the following: "and developing an environmental management system".

(c) GENERAL AVIATION AIRPORT.—Section 47102 is amended—

(1) by redesignating paragraphs (23) through (25) as paragraphs (25) through (27), respectively;

(2) by redesignating paragraphs (8) through (22) as paragraphs (9) through (23), respectively; and

(3) by inserting after paragraph (7) the following:

"(8) 'general aviation airport' means a public airport that is located in a State and that, as determined by the Secretary—

"(A) does not have scheduled service; or

"(B) has scheduled service with less than 2,500 passenger boardings each year."

(d) REVENUE PRODUCING AERONAUTICAL SUPPORT FACILITIES.—Section 47102 is amended by inserting after paragraph (23) (as redesignated by subsection (c)(2) of this section) the following:

"(24) 'revenue producing aeronautical support facilities' means fuel farms, hangar buildings, self-service credit card aeronautical fueling systems, airplane wash racks, major rehabilitation of a hangar owned by a sponsor, or other aeronautical support facilities that the Secretary determines will increase the revenue producing ability of the airport."

(e) TERMINAL DEVELOPMENT.—Section 47102 is further amended by adding at the end the following:

"(28) 'terminal development' means—

"(A) development of—

"(i) an airport passenger terminal building, including terminal gates;

"(ii) access roads servicing exclusively airport traffic that leads directly to or from an airport passenger terminal building; and

"(iii) walkways that lead directly to or from an airport passenger terminal building; and

"(B) the cost of a vehicle described in section 47119(a)(1)(B)."

**SEC. 132. AMENDMENTS TO GRANT ASSURANCES.**

(a) GENERAL WRITTEN ASSURANCES.—Section 47107(a)(16)(D)(ii) is amended by inserting before the semicolon at the end the following: ", except in the case of a relocation or replacement of an existing airport facility that meets the conditions of section 47110(d)".

(b) WRITTEN ASSURANCES ON ACQUIRING LAND.—

(1) USE OF PROCEEDS.—Section 47107(c)(2)(A)(iii) is amended by striking "paid to the Secretary" and all that follows before the semicolon and inserting "reinvested in another project at the airport or transferred to another airport as the Secretary prescribes under paragraph (4)".

(2) ELIGIBLE PROJECTS.—Section 47107(c) is amended by adding at the end the following:

"(4) PRIORITIES FOR REINVESTMENT.—In approving the reinvestment or transfer of proceeds under subsection (c)(2)(A)(iii), the Secretary shall give preference, in descending order, to the following actions:

"(A) Reinvestment in an approved noise compatibility project.

"(B) Reinvestment in an approved project that is eligible for funding under section 47117(e).

"(C) Reinvestment in an approved airport development project that is eligible for funding under sections 47114, 47115, or 47117.

"(D) Transfer to a sponsor of another public airport to be reinvested in an approved noise compatibility project at such airport.

"(E) Payment to the Secretary for deposit in the Airport and Airway Trust Fund."

(c) CLERICAL AMENDMENT.—Section 47107(c)(2)(B)(iii) is amended by striking "the Fund" and inserting "the Airport and Airway Trust Fund established under section

9502 of the Internal Revenue Code of 1986 (26 U.S.C. 9502)".

**SEC. 133. GOVERNMENT SHARE OF PROJECT COSTS.**

Section 47109 is amended—

(1) in subsection (a) by striking "provided in subsection (b) or subsection (c) of this section" and inserting "otherwise specifically provided in this section"; and

(2) by adding at the end the following:

"(e) SPECIAL RULE FOR TRANSITION FROM SMALL HUB TO MEDIUM HUB STATUS.—If the status of a small hub airport changes to a medium hub airport, the Government's share of allowable project costs for the airport may not exceed 90 percent for the first 2 fiscal years following such change in hub status.

"(f) SPECIAL RULE FOR ECONOMICALLY DEPRESSED COMMUNITIES.—The Government's share of allowable project costs shall be 95 percent for a project at an airport that—

"(1) is receiving subsidized air service under subchapter II of chapter 417; and

"(2) is located in an area that meets one or more of the criteria established in section 301(a) of the Public Works and Economic Development Act of 1965 (42 U.S.C. 3161(a)), as determined by the Secretary of Commerce."

**SEC. 134. AMENDMENTS TO ALLOWABLE COSTS.**

(a) ALLOWABLE PROJECT COSTS.—Section 47110(b)(2) is amended—

(1) by striking "or" at the end of subparagraph (C);

(2) by striking the semicolon at the end of subparagraph (D) and inserting "; or"; and

(3) by adding at the end the following:

"(E) if the cost is for airport development and is incurred before execution of the grant agreement, but in the same fiscal year as execution of the grant agreement, and if—

"(i) the cost was incurred before execution of the grant agreement due to the short construction season in the vicinity of the airport;

"(ii) the cost is in accordance with an airport layout plan approved by the Secretary and with all statutory and administrative requirements that would have been applicable to the project if the project had been carried out after execution of the grant agreement;

"(iii) the sponsor notifies the Secretary before authorizing work to commence on the project; and

"(iv) the sponsor's decision to proceed with the project in advance of execution of the grant agreement does not affect the priority assigned to the project by the Secretary for the allocation of discretionary funds;"

(b) RELOCATION OF AIRPORT-OWNED FACILITIES.—Section 47110(d) is amended to read as follows:

"(d) RELOCATION OF AIRPORT-OWNED FACILITIES.—The Secretary may determine that the costs of relocating or replacing an airport-owned facility are allowable for an airport development project at an airport only if—

"(1) the Government's share of such costs will be paid with funds apportioned to the airport sponsor under section 47114(c)(1) or 47114(d);

"(2) the Secretary determines that the relocation or replacement is required due to a change in the Secretary's design standards; and

"(3) the Secretary determines that the change is beyond the control of the airport sponsor."

(c) NONPRIMARY AIRPORTS.—Section 47110(h) is amended—

(1) by inserting "construction of" before "revenue producing"; and

(2) by striking ", including fuel farms and hangars,".

**SEC. 135. UNIFORM CERTIFICATION TRAINING FOR AIRPORT CONCESSIONS UNDER DISADVANTAGED BUSINESS ENTERPRISE PROGRAM.**

(a) IN GENERAL.—Section 47107(e) is amended—

(1) by redesignating paragraph (8) as paragraph (9); and

(2) by inserting after paragraph (7) the following:

"(8) MANDATORY TRAINING PROGRAM FOR AIRPORT CONCESSIONS.—

"(A) IN GENERAL.—Not later than one year after the date of enactment of the FAA Reauthorization Act of 2007, the Secretary shall establish a mandatory training program for persons described in subparagraph (C) on the certification of whether a small business concern in airport concessions qualifies as a small business concern owned and controlled by a socially and economically disadvantaged individual for purposes of paragraph (1).

"(B) IMPLEMENTATION.—The training program may be implemented by one or more private entities approved by the Secretary.

"(C) PARTICIPANTS.—A person referred to in paragraph (1) is an official or agent of an airport owner or operator who is required to provide a written assurance under paragraph (1) that the airport owner or operator will meet the percentage goal of paragraph (1) or who is responsible for determining whether or not a small business concern in airport concessions qualifies as a small business concern owned and controlled by a socially and economically disadvantaged individual for purposes of paragraph (1).

"(D) AUTHORIZATION OF APPROPRIATIONS.—There are authorized to be appropriated such sums as may be necessary to carry out this paragraph."

(b) REPORT.—Not later than 24 months after the date of enactment of this Act, the Secretary shall submit to the Committee on Transportation and Infrastructure of the House of Representatives, the Committee on Commerce, Science, and Transportation of the Senate, and other appropriate committees of Congress a report on the results of the training program conducted under the amendment made by subsection (a).

**SEC. 136. PREFERENCE FOR SMALL BUSINESS CONCERNS OWNED AND CONTROLLED BY DISABLED VETERANS.**

Section 47112(c) is amended by adding at the end the following:

"(3) A contract involving labor for carrying out an airport development project under a grant agreement under this subchapter must require that a preference be given to the use of small business concerns (as defined in section 3 of the Small Business Act (15 U.S.C. 1632)) owned and controlled by disabled veterans."

**SEC. 137. CALCULATION OF STATE APPORTIONMENT FUND.**

Section 47114(d) is amended—

(1) in paragraph (2)—

(A) by striking "Except as provided in paragraph (3), the Secretary" and inserting "The Secretary"; and

(B) by striking "18.5 percent" and inserting "10 percent"; and

(2) by striking paragraph (3) and inserting the following:

"(3) ADDITIONAL AMOUNT.—

"(A) IN GENERAL.—In addition to amounts apportioned under paragraph (2) and subject to subparagraph (B), the Secretary shall apportion to each airport, excluding primary airports but including reliever and nonprimary commercial service airports, in States the lesser of—

"(i) \$150,000; or



“(ii) 1/5 of the most recently published estimate of the 5-year costs for airport improvement for the airport, as listed in the national plan of integrated airport systems developed by the Federal Aviation Administration under section 47103.

“(B) REDUCTION.—In any fiscal year in which the total amount made available for apportionment under paragraph (2) is less than \$300,000,000, the Secretary shall reduce, on a prorated basis, the amount to be apportioned under subparagraph (A) and make such reduction available to be apportioned under paragraph (2), so as to apportion under paragraph (2) a minimum of \$300,000,000.”.

**SEC. 138. REDUCING APPORTIONMENTS.**

Section 47114(f)(1) is amended—

(1) by striking “and” at the end of subparagraph (A);

(2) in subparagraph (B)—

(A) by inserting “except as provided by subparagraph (C),” before “in the case”; and

(B) by striking the period at the end and inserting “; and”; and

(3) by adding at the end the following:

“(C) in the case of a charge of more than \$4.50 imposed by the sponsor of an airport enplaning at least one percent of the total number of boardings each year in the United States, 100 percent of the projected revenues from the charge in the fiscal year but not more than 100 percent of the amount that otherwise would be apportioned under this section.”.

**SEC. 139. MINIMUM AMOUNT FOR DISCRETIONARY FUND.**

Section 47115(g)(1) is amended by striking “sum of—” and all that follows through the period at the end of subparagraph (B) and inserting “sum of \$520,000,000.”.

**SEC. 140. MARSHALL ISLANDS, MICRONESIA, AND PALAU.**

Section 47115(j) is amended by striking “fiscal years 2004 through 2007” and inserting “fiscal years 2008 through 2011”.

**SEC. 141. USE OF APPORTIONED AMOUNTS.**

Section 47117(e)(1)(A) is amended—

(1) in the first sentence—

(A) by striking “35 percent” and inserting “\$300,000,000”;

(B) by striking “and” after “47141.”; and

(C) by inserting before the period at the end the following: “, and for water quality mitigation projects to comply with the Federal Water Pollution Control Act (33 U.S.C. 1251 et. seq.) as approved in an environmental record of decision for an airport development project under this title”; and

(2) in the second sentence by striking “such 35 percent requirement is” and inserting “the requirements of the preceding sentence are”.

**SEC. 142. SALE OF PRIVATE AIRPORT TO PUBLIC SPONSOR.**

(a) IN GENERAL.—Section 47133(b) is amended—

(1) by striking “Subsection (a) shall not apply if” and inserting the following:

“(1) PRIOR LAWS AND AGREEMENTS.—Subsection (a) shall not apply if”; and

(2) by adding at the end the following:

“(2) SALE OF PRIVATE AIRPORT TO PUBLIC SPONSOR.—In the case of a privately owned airport, subsection (a) shall not apply to the proceeds from the sale of the airport to a public sponsor if—

“(A) the sale is approved by the Secretary;

“(B) funding is provided under this subtitle for any portion of the public sponsor’s acquisition of airport land; and

“(C) an amount equal to the remaining unamortized portion of any airport improvement grant made to that airport for purposes other than land acquisition, amortized over a 20-year period, plus an amount equal to the Federal share of the current fair market value of any land acquired with an airport improvement grant made to that airport, is repaid to the Secretary by the private owner.

“(3) TREATMENT OF REPAYMENTS.—Repayments referred to in paragraph (2)(C) shall be treated as a recovery of prior year obligations.”.

(b) APPLICABILITY TO GRANTS.—The amendments made by subsection (a) shall apply to grants issued on or after October 1, 1996.

**SEC. 143. AIRPORT PRIVATIZATION PILOT PROGRAM.**

(a) APPROVAL REQUIREMENTS.—Section 47134 is amended in subsections (b)(1)(A)(i), (b)(1)(A)(ii), (c)(4)(A), and (c)(4)(B) by striking “65 percent” each place it appears and inserting “75 percent”.

(b) PROHIBITION ON RECEIPT OF FUNDS.—

(1) SECTION 47134.—Section 47134 is amended by adding at the end the following:

“(n) PROHIBITION ON RECEIPT OF CERTAIN FUNDS.—An airport receiving an exemption under subsection (b) shall be prohibited from receiving apportionments under section 47114 or discretionary funds under section 47115.”.

(2) CONFORMING AMENDMENTS.—Section 47134(g) is amended—

(A) in the subsection heading by striking “APPORTIONMENTS.”;

(B) in paragraph (1) by striking the semicolon at the end and inserting “; or”;

(C) by striking paragraph (2); and

(D) by redesignating paragraph (3) as paragraph (2).

(c) FEDERAL SHARE OF PROJECT COSTS.—Section 47109(a) is amended—

(1) by striking the semicolon at the end of paragraph (3) and inserting “; and”;

(2) by striking paragraph (4); and

(3) by redesignating paragraph (5) as paragraph (4).

**SEC. 144. AIRPORT SECURITY PROGRAM.**

Section 47137(g) is amended by striking “\$5,000,000” and inserting “\$8,500,000”.

**SEC. 145. SUNSET OF PILOT PROGRAM FOR PURCHASE OF AIRPORT DEVELOPMENT RIGHTS.**

Section 47138 is amended by adding at the end the following:

“(f) SUNSET.—This section shall not be in effect after September 30, 2007.”.

**SEC. 146. EXTENSION OF GRANT AUTHORITY FOR COMPATIBLE LAND USE PLANNING AND PROJECTS BY STATE AND LOCAL GOVERNMENTS.**

Section 47141(f) is amended by striking “September 30, 2007” and inserting “September 30, 2011”.

**SEC. 147. REPEAL OF LIMITATIONS ON METROPOLITAN WASHINGTON AIRPORTS AUTHORITY.**

Section 49108, and the item relating to such section in the analysis for chapter 491, are repealed.

**SEC. 148. MIDWAY ISLAND AIRPORT.**

Section 186(d) of the Vision 100—Century of Aviation Reauthorization Act (117 Stat. 2518) is amended by striking “October 1, 2007” and inserting “October 1, 2011”.

**SEC. 149. MISCELLANEOUS AMENDMENTS.**

(a) TECHNICAL CHANGES TO NATIONAL PLAN OF INTEGRATED AIRPORT SYSTEMS.—Section 47103 is amended—

(1) in subsection (a)—

(A) by striking “each airport to—” and inserting “the airport system to—”; and

(B) in paragraph (1) by striking “system in the particular area;” and inserting “system, including connection to the surface transportation network; and”;

(C) in paragraph (2) by striking “; and” and inserting a period; and

(D) by striking paragraph (3);

(2) in subsection (b)—

(A) in paragraph (1) by striking the semicolon and inserting “; and”;

(B) by striking paragraph (2) and redesignating paragraph (3) as paragraph (2); and

(C) in paragraph (2) (as so redesignated) by striking “, Short Takeoff and Landing/Very Short Takeoff and Landing aircraft operations.”; and

(3) in subsection (d) by striking “status of the”.

(b) UPDATE VETERANS PREFERENCE DEFINITION.—Section 47112(c) is amended—

(1) in paragraph (1)—

(A) in subparagraph (B) by striking “separated from” and inserting “discharged or released from active duty in”; and

(B) by adding at the end the following:

“(C) ‘Afghanistan-Iraq war veteran’ means an individual who served on active duty (as defined by section 101 of title 38) in the armed forces for a period of more than 180 consecutive days, any part of which occurred during the period beginning on September 11, 2001, and ending on the date prescribed by presidential proclamation or by law as the last date of Operation Iraqi Freedom, and who was separated from the armed forces under honorable conditions.”; and

(2) in paragraph (2) by striking “veterans and” and inserting “veterans, Afghanistan-Iraq war veterans, and”.

(c) CONSOLIDATION OF TERMINAL DEVELOPMENT PROVISIONS.—Section 47119 is amended—

(1) by redesignating subsections (a), (b), (c) and (d) as subsections (b), (c), (d) and (e), respectively; and

(2) by inserting before subsection (b) (as so redesignated) the following:

“(a) TERMINAL DEVELOPMENT PROJECTS.—

“(1) IN GENERAL.—The Secretary may approve a project for terminal development (including multimodal terminal development) in a nonrevenue-producing public-use area of a commercial service airport—

“(A) if the sponsor certifies that the airport, on the date the grant application is submitted to the Secretary, has—

“(i) all the safety equipment required for certification of the airport under section 44706;

“(ii) all the security equipment required by regulation; and

“(iii) provided for access by passengers to the area of the airport for boarding or exiting aircraft that are not air carrier aircraft;

“(B) if the cost is directly related to moving passengers and baggage in air commerce within the airport, including vehicles for moving passengers between terminal facilities and between terminal facilities and aircraft; and

“(C) under terms necessary to protect the interests of the Government.

“(2) PROJECT IN REVENUE-PRODUCING AREAS AND NONREVENUE-PRODUCING PARKING LOTS.—In making a decision under paragraph (1), the Secretary may approve as allowable costs the expenses of terminal development in a revenue-producing area and construction, reconstruction, repair, and improvement in a nonrevenue-producing parking lot if—

“(A) except as provided in section 47108(e)(3), the airport does not have more than .05 percent of the total annual passenger boardings in the United States; and

“(B) the sponsor certifies that any needed airport development project affecting safety, security, or capacity will not be deferred because of the Secretary’s approval.”;

(3) in paragraphs (3) and (4)(A) of subsection (b) (as redesignated by paragraph (1) of this subsection) by striking “section 47110(d)” and inserting “subsection (a)”; and

(4) in paragraph (5) of subsection (b) (as redesignated by paragraph (1) of this subsection) by striking “subsection (b)(1) and (2)” and inserting “subsections (c)(1) and (c)(2)”;

(5) in paragraphs (2)(A), (3), and (4) of subsection (c) (as redesignated by paragraph (1) of this subsection) by striking “section 47110(d) of this title” and inserting “subsection (a)”;

(6) in paragraph (2)(B) of subsection (c) (as redesignated by paragraph (1) of this subsection) by striking “section 47110(d)” and inserting “subsection (a)”;

(7) in subsection (c)(5) (as redesignated by paragraph (1) of this subsection) by striking “section 47110(d)” and inserting “subsection (a)”;

(8) by adding at the end the following:

“(f) LIMITATION ON DISCRETIONARY FUNDS.—The Secretary may distribute not more than \$20,000,000 from the discretionary fund established under section 47115 for terminal development projects at a nonhub airport or a small hub airport that is eligible to receive discretionary funds under section 47108(e)(3).”.

(d) ANNUAL REPORT.—Section 47131(a) is amended—

(1) by striking “April 1” and inserting “June 1”;

(2) by striking paragraphs (1), (2), (3), and (4) and inserting the following:

“(1) a summary of airport development and planning completed;

“(2) a summary of individual grants issued;

“(3) an accounting of discretionary and apportioned funds allocated;

“(4) the allocation of appropriations; and”.

(e) CORRECTION TO EMISSION CREDITS PROVISION.—Section 47139 is amended—

(1) in subsection (a) by striking “47102(3)(F)”;

(2) in subsection (b)—

(A) by striking “47102(3)(F)”;

(B) by striking “47103(3)(F)”.

(f) CONFORMING AMENDMENT TO CIVIL PENALTY ASSESSMENT AUTHORITY.—Section 46301(d)(2) is amended by inserting “46319,” after “46318.”.

(g) OTHER CONFORMING AMENDMENTS.—Sections 40117(a)(3)(B) and 47108(e)(3) are each amended by striking “section 47110(d)” each place it appears and inserting “section 47119(a)”.

(h) CORRECTION TO SURPLUS PROPERTY AUTHORITY.—Section 47151(e) is amended by striking “(other than real property)” and all that follows through “(10 U.S.C. 2687 note)”.

(i) AIRPORT CAPACITY BENCHMARK REPORTS.—Section 47175(2) is amended by striking “Airport Capacity Benchmark Report 2001” and inserting “2001 and 2004 Airport Capacity Benchmark Reports or table 1 of the Federal Aviation Administration’s most recent airport capacity benchmark report”.

## TITLE II—NEXT GENERATION AIR TRANSPORTATION SYSTEM AND AIR TRAFFIC CONTROL MODERNIZATION

### SEC. 201. MISSION STATEMENT; SENSE OF CONGRESS.

(a) FINDINGS.—Congress finds the following:

(1) The United States faces a great national challenge as the Nation’s aviation infrastructure is at a crossroads.

(2) The demand for aviation services, a critical element of the United States economy, vital in supporting the quality of life of the people of the United States, and critical in support of the Nation’s defense and national security, is growing at an ever increasing rate. At the same time, the ability of the United States air transportation system to expand and change to meet this increasing demand is limited.

(3) The aviation industry accounts for more than 10,000,000 jobs in the United States and contributes approximately \$900,000,000,000 annually to the United States gross domestic product.

(4) The United States air transportation system continues to drive economic growth in the United States and will continue to be a major economic driver as air traffic triples over the next 20 years.

(5) The Next Generation Air Transportation System (in this section referred to as

the “NextGen System”) is the system for achieving long-term transformation of the United States air transportation system that focuses on developing and implementing new technologies and that will set the stage for the long-term development of a scalable and more flexible air transportation system without compromising the unprecedented safety record of United States aviation.

(6) The benefits of the NextGen System, in terms of promoting economic growth and development, are enormous.

(7) The NextGen System will guide the path of the United States air transportation system in the challenging years ahead.

(b) SENSE OF CONGRESS.—It is the sense of Congress that—

(1) modernizing the air transportation system is a national priority and the United States must make a commitment to revitalizing this essential component of the Nation’s transportation infrastructure;

(2) one fundamental requirement for the success of the NextGen System is strong leadership and sufficient resources;

(3) the Joint Planning and Development Office of the Federal Aviation Administration and the Next Generation Air Transportation System Senior Policy Committee, each established by Congress in 2003, will lead and facilitate this important national mission to ensure that the programs and capabilities of the NextGen System are carefully integrated and aligned;

(4) Government agencies and industry must work together, carefully integrating and aligning their work to meet the needs of the NextGen System in the development of budgets, programs, planning, and research;

(5) the Department of Transportation, the Federal Aviation Administration, the Department of Defense, the Department of Homeland Security, the Department of Commerce, and the National Aeronautics and Space Administration must work in cooperation and make transformational improvements to the United States air transportation infrastructure a priority; and

(6) due to the critical importance of the NextGen System to the economic and national security of the United States, partner departments and agencies must be provided with the resources required to complete the implementation of the NextGen System.

### SEC. 202. NEXT GENERATION AIR TRANSPORTATION SYSTEM JOINT PLANNING AND DEVELOPMENT OFFICE.

(a) ESTABLISHMENT.—

(1) ASSOCIATE ADMINISTRATOR FOR THE NEXT GENERATION AIR TRANSPORTATION SYSTEM.—Section 709(a) of Vision 100—Century of Aviation Reauthorization Act (49 U.S.C. 40101 note; 117 Stat. 2582) is amended—

(A) by redesignating paragraphs (2), (3), and (4) as paragraphs (3), (4), and (5), respectively; and

(B) by inserting after paragraph (1) the following:

“(2) The director of the Office shall be the Associate Administrator for the Next Generation Air Transportation System, who shall be appointed by the Administrator of the Federal Aviation Administration. The Associate Administrator shall report to the Administrator.”.

(2) RESPONSIBILITIES.—Section 709(a)(3) of such Act (as redesignated by paragraph (1) of this subsection) is amended—

(A) in subparagraph (G) by striking “; and” and inserting a semicolon;

(B) in subparagraph (H) by striking the period at the end and inserting “; and”;

(C) by adding at the end the following:

“(I) establishing specific quantitative goals for the safety, capacity, efficiency, performance, and environmental impacts of each phase of Next Generation Air Transportation System implementation activities and measuring actual operational experience

against those goals, taking into account noise pollution reduction concerns of affected communities to the greatest extent practicable in establishing the environmental goals;

“(J) working to ensure global interoperability of the Next Generation Air Transportation System;

“(K) working to ensure the use of weather information and space weather information in the Next Generation Air Transportation System as soon as possible;

“(L) overseeing, with the Administrator of the Federal Aviation Administration, the selection of products or outcomes of research and development activities that would be moved to the next stage of a demonstration project; and

“(M) maintaining a baseline modeling and simulation environment for testing and evaluating alternative concepts to satisfy Next Generation Air Transportation enterprise architecture requirements.”.

(3) COOPERATION WITH OTHER FEDERAL AGENCIES.—Section 709(a)(4) of such Act (as redesignated by paragraph (1) of this subsection) is amended—

(A) by striking “(4)” and inserting “(4)(A)”;

(B) by adding at the end the following:

“(B) The Secretary of Defense, the Administrator of the National Aeronautics and Space Administration, the Secretary of Commerce, the Secretary of Homeland Security, and the head of any other Federal agency from which the Secretary of Transportation requests assistance under subparagraph (A) shall designate a senior official in the agency to be responsible for—

“(i) carrying out the activities of the agency relating to the Next Generation Air Transportation System in coordination with the Office, including the execution of all aspects of the work of the agency in developing and implementing the integrated work plan described in subsection (b)(5);

“(ii) serving as a liaison for the agency in activities of the agency relating to the Next Generation Air Transportation System and coordinating with other Federal agencies involved in activities relating to the System; and

“(iii) ensuring that the agency meets its obligations as set forth in any memorandum of understanding executed by or on behalf of the agency relating to the Next Generation Air Transportation System.

“(C) The head of a Federal agency referred to in subparagraph (B) shall ensure that—

“(i) the responsibilities of the agency relating to the Next Generation Air Transportation System are clearly communicated to the senior official of the agency designated under subparagraph (B); and

“(ii) the performance of the senior official in carrying out the responsibilities of the agency relating to the Next Generation Air Transportation System is reflected in the official’s annual performance evaluations and compensation.

“(D) The head of a Federal agency referred to in subparagraph (B) shall—

“(i) establish or designate an office within the agency to carry out its responsibilities under the memorandum of understanding under the supervision of the designated official; and

“(ii) ensure that the designated official has sufficient budgetary authority and staff resources to carry out the agency’s Next Generation Air Transportation System responsibilities as set forth in the integrated plan under subsection (b).

“(E) Not later than 6 months after the date of enactment of this subparagraph, the head of each Federal agency that has responsibility for carrying out any activity under the integrated plan under subsection (b)

shall execute a memorandum of understanding with the Office obligating that agency to carry out the activity.”.

(4) COORDINATION WITH OMB.—Section 709(a) of such Act (117 Stat. 2582) is further amended by adding at the end the following:

“(6)(A) The Office shall work with the Director of the Office of Management and Budget to develop a process whereby the Director will identify projects related to the Next Generation Air Transportation System across the agencies referred to in paragraph (4)(A) and consider the Next Generation Air Transportation System as a unified, cross-agency program.

“(B) The Director, to the maximum extent practicable, shall—

“(i) ensure that—

“(I) each Federal agency covered by the plan has sufficient funds requested in the President’s budget, as submitted under section 1105(a) of title 31, United States Code, for each fiscal year covered by the plan to carry out its responsibilities under the plan; and

“(II) the development and implementation of the Next Generation Air Transportation System remains on schedule;

“(ii) include, in the President’s budget, a statement of the portion of the estimated budget of each Federal agency covered by the plan that relates to the activities of the agency under the Next Generation Air Transportation System initiative; and

“(iii) identify and justify as part of the President’s budget submission any inconsistencies between the plan and amounts requested in the budget.

“(7) The Associate Administrator of the Next Generation Air Transportation System shall be a voting member of the Joint Resources Council of the Federal Aviation Administration.”.

(b) INTEGRATED PLAN.—Section 709(b) of such Act (117 Stat. 2583) is amended—

(1) in the matter preceding paragraph (1)—

(A) by striking “meets air” and inserting “meets anticipated future air”; and

(B) by striking “beyond those currently included in the Federal Aviation Administration’s operational evolution plan”;

(2) by striking “and” at the end of paragraph (3);

(3) by striking the period at the end of paragraph (4) and inserting “; and”;

(4) by adding at the end the following:

“(5) a multiagency integrated work plan for the Next Generation Air Transportation System that includes—

“(A) an outline of the activities required to achieve the end-state architecture, as expressed in the concept of operations and enterprise architecture documents, that identifies each Federal agency or other entity responsible for each activity in the outline;

“(B) details on a year-by-year basis of specific accomplishments, activities, research requirements, rulemakings, policy decisions, and other milestones of progress for each Federal agency or entity conducting activities relating to the Next Generation Air Transportation System;

“(C) for each element of the Next Generation Air Transportation System, an outline, on a year-by-year basis, of what is to be accomplished in that year toward meeting the Next Generation Air Transportation System’s end-state architecture, as expressed in the concept of operations and enterprise architecture documents, as well as identifying each Federal agency or other entity that will be responsible for each component of any research, development, or implementation program;

“(D) an estimate of all necessary expenditures on a year-by-year basis, including a statement of each Federal agency or entity’s responsibility for costs and available resources, for each stage of development from

the basic research stage through the demonstration and implementation phase;

“(E) a clear explanation of how each step in the development of the Next Generation Air Transportation System will lead to the following step and of the implications of not successfully completing a step in the time period described in the integrated work plan;

“(F) a transition plan for the implementation of the Next Generation Air Transportation System that includes date-specific milestones for the implementation of new capabilities into the national airspace system; and

“(G) date-specific timetables for meeting the environmental goals identified in subsection (a)(3)(I).”.

(c) OPERATIONAL EVOLUTION PARTNERSHIP.—Section 709(d) of such Act (117 Stat. 2584) is amended to read as follows:

“(d) OPERATIONAL EVOLUTION PARTNERSHIP.—The Administrator of the Federal Aviation Administration shall develop and publish annually the document known as the ‘Operational Evolution Partnership’, or any successor document, that provides a detailed description of how the agency is implementing the Next Generation Air Transportation System.”.

(d) AUTHORIZATION OF APPROPRIATIONS.—Section 709(e) of such Act (117 Stat. 2584) is amended by striking “2010” and inserting “2011”.

(e) CONTINGENCY PLANNING.—The Associate Administrator for the Next Generation Air Transportation System shall, as part of the design of the System, develop contingency plans for dealing with the degradation of the System in the event of a natural disaster, major equipment failure, or act of terrorism.

**SEC. 203. NEXT GENERATION AIR TRANSPORTATION SENIOR POLICY COMMITTEE.**

(a) MEETINGS.—Section 710(a) of Vision 100—Century of Aviation Reauthorization Act (49 U.S.C. 40101 note; 117 Stat. 2584) is amended by inserting before the period at the end the following “and shall meet at least twice each year”.

(b) ANNUAL REPORT.—Section 710 of such Act (117 Stat. 2584) is amended by adding at the end the following:

“(e) ANNUAL REPORT.—

“(1) SUBMISSION TO CONGRESS.—Not later than one year after the date of enactment of this subsection, and annually thereafter on the date of submission of the President’s budget request to Congress under section 1105(a) of title 31, United States Code, the Secretary shall submit to the Committee on Transportation and Infrastructure and the Committee on Science and Technology of the House of Representatives and the Committee on Commerce, Science, and Transportation of the Senate a report summarizing the progress made in carrying out the integrated work plan required by section 709(b)(5) and any changes in that plan.

“(2) CONTENTS.—The report shall include—

“(A) a copy of the updated integrated work plan;

“(B) a description of the progress made in carrying out the integrated work plan and any changes in that plan, including any changes based on funding shortfalls and limitations set by the Office of Management and Budget;

“(C) a detailed description of—

“(i) the success or failure of each item of the integrated work plan for the previous year and relevant information as to why any milestone was not met; and

“(ii) the impact of not meeting the milestone and what actions will be taken in the future to account for the failure to complete the milestone;

“(D) an explanation of any change to future years in the integrated work plan and the reasons for such change; and

“(E) an identification of the levels of funding for each agency participating in the integrated work plan devoted to programs and activities under the plan for the previous fiscal year and in the President’s budget request.”.

**SEC. 204. AUTOMATIC DEPENDENT SURVEILLANCE-BROADCAST SERVICES.**

(a) REPORT ON FAA PROGRAM AND SCHEDULE.—

(1) IN GENERAL.—The Administrator of the Federal Aviation Administration shall prepare a report detailing the program and schedule for integrating automatic dependent surveillance-broadcast (in this section referred to as “ADS-B”) technology into the national airspace system.

(2) CONTENTS.—The report shall include—

(A) a description of segment 1 and segment 2 activity to acquire ADS-B services;

(B) a description of plans for implementation of advanced operational procedures and ADS-B air-to-air applications; and

(C) a discussion of protections that the Administration will require as part of any contract or program in the event of a contractor’s default, bankruptcy, acquisition by another entity, or any other event jeopardizing the uninterrupted provision of ADS-B services.

(3) SUBMISSION TO CONGRESS.—Not later than 90 days after the date of enactment of this Act, the Administrator shall submit to the Committee on Transportation and Infrastructure of the House of Representatives and the Committee on Commerce, Science, and Transportation of the Senate the report prepared under paragraph (1).

(b) REQUIREMENTS OF FAA CONTRACTS FOR ADS-B SERVICES.—Any contract entered into by the Administrator with an entity to acquire ADS-B services shall contain terms and conditions that—

(1) require approval by the Administrator before the contract may be assigned to or assumed by another entity, including any successor entity, subsidiary of the contractor, or other corporate entity;

(2) provide that the assets, equipment, hardware, and software used in the performance of the contract be designated as critical national infrastructure for national security and related purposes;

(3) require the contractor to provide continued broadcast services for a reasonable period, as determined by the Administrator, until the provision of such services can be transferred to another vendor or to the Government in the event of a termination of the contract;

(4) require the contractor to provide continued broadcast services for a reasonable period, as determined by the Administrator, until the provision of such services can be transferred to another vendor or to the Government in the event of material non-performance, as determined by the Administrator; and

(5) permit the Government to acquire or utilize for a reasonable period, as determined by the Administrator, the assets, equipment, hardware, and software necessary to ensure the continued and uninterrupted provision of ADS-B services and to have ready access to such assets, equipment, hardware, and software through its own personnel, agents, or others, if the Administrator provides reasonable compensation for such acquisition or utilization.

(c) REVIEW BY DOT INSPECTOR GENERAL.—

(1) IN GENERAL.—The Inspector General of the Department of Transportation shall conduct a review concerning the Federal Aviation Administration’s award and oversight of any contract entered into by the Administration to provide ADS-B services for the national airspace system.

(2) CONTENTS.—The review shall include, at a minimum—

(A) an examination of how program risks are being managed;

(B) an assessment of expected benefits attributable to the deployment of ADS-B services, including the implementation of advanced operational procedures and air-to-air applications as well as to the extent to which ground radar will be retained;

(C) a determination of whether the Administration has established sufficient mechanisms to ensure that all design, acquisition, operation, and maintenance requirements have been met by the contractor;

(D) an assessment of whether the Administration and any contractors are meeting cost, schedule, and performance milestones, as measured against the original baseline of the Administration's program for providing ADS-B services;

(E) an assessment of whether security issues are being adequately addressed in the overall design and implementation of the ADS-B system; and

(F) any other matters or aspects relating to contract implementation and oversight that the Inspector General determines merit attention.

(3) **REPORTS TO CONGRESS.**—The Inspector General shall periodically, on at least an annual basis, submit to the Committee on Transportation and Infrastructure of the House of Representatives and the Committee on Commerce, Science, and Transportation of the Senate a report on the results of the review conducted under this subsection.

**SEC. 205. INCLUSION OF STAKEHOLDERS IN AIR TRAFFIC CONTROL MODERNIZATION PROJECTS.**

(a) **IN GENERAL.**—The Administrator of the Federal Aviation Administration shall establish a process for including in the planning, development, and deployment of air traffic control modernization projects (including the Next Generation Air Transportation System) and collaborating with qualified employees selected by each exclusive collective bargaining representative of employees of the Administration who are likely to be impacted by such planning, development, and deployment.

(b) **PARTICIPATION.**—

(1) **BARGAINING OBLIGATIONS AND RIGHTS.**—Participation in the process described in subsection (a) shall not be construed as a waiver of any bargaining obligations or rights under section 40122(a)(1) or 40122(g)(2)(C) of title 49, United States Code.

(2) **CAPACITY AND COMPENSATION.**—Exclusive collective bargaining representatives and selected employees participating in the process described in subsection (a) shall—

(A) serve in a collaborative and advisory capacity; and

(B) receive appropriate travel and per diem expenses in accordance with the travel policies of the Administration in addition to any regular compensation and benefits.

(c) **REPORT.**—Not later than 180 days after the date of enactment of this Act, the Administrator shall submit to the Committee on Transportation and Infrastructure of the House of Representatives and the Committee on Commerce, Science, and Transportation of the Senate a report on the implementation of this section.

**SEC. 206. GAO REVIEW OF CHALLENGES ASSOCIATED WITH TRANSFORMING TO THE NEXT GENERATION AIR TRANSPORTATION SYSTEM.**

(a) **IN GENERAL.**—The Comptroller General shall conduct a review of the progress and challenges associated with transforming the Nation's air traffic control system into the Next Generation Air Transportation System (in this section referred to as the "NextGen System").

(b) **REVIEW.**—The review shall include the following:

(1) An evaluation of the continued implementation and institutionalization of the

processes that are key to the ability of the Air Traffic Organization to effectively maintain management structures and systems acquisitions procedures utilized under the current air traffic control modernization program as a basis for the NextGen System.

(2) An assessment of the progress and challenges associated with collaboration and contributions of the partner agencies working with the Joint Planning and Development Office of the Federal Aviation Administration (in this section referred to as the "JPDO") in planning and implementing the NextGen System.

(3) The progress and challenges associated with coordinating government and industry stakeholders in activities relating to the NextGen System, including an assessment of the contributions of the NextGen Institute.

(4) An assessment of planning and implementation of the NextGen System against established schedules, milestones, and budgets.

(5) An evaluation of the recently modified organizational structure of the JPDO.

(6) An examination of transition planning by the Air Traffic Organization and the JPDO.

(7) Any other matters or aspects of planning and coordination of the NextGen System by the Federal Aviation Administration and the JPDO that the Comptroller General determines appropriate.

(c) **REPORTS.**—

(1) **REPORT TO CONGRESS ON PRIORITIES.**—Not later than one year after the date of enactment of this Act, the Comptroller General shall determine the priority of topics to be reviewed under this section and report such priorities to the Committee on Transportation and Infrastructure and the Committee on Science and Technology of the House of Representatives and the Committee on Commerce, Science, and Transportation of the Senate.

(2) **PERIODIC REPORTS TO CONGRESS ON RESULTS OF THE REVIEW.**—The Comptroller General shall periodically submit to the committees referred to in paragraph (1) a report on the results of the review conducted under this section.

**SEC. 207. GAO REVIEW OF NEXT GENERATION AIR TRANSPORTATION SYSTEM ACQUISITION AND PROCEDURES DEVELOPMENT.**

(a) **STUDY.**—The Comptroller General shall conduct a review of the progress made and challenges related to the acquisition of designated technologies and the development of procedures for the Next Generation Air Transportation System (in this section referred to as the "NextGen System").

(b) **SPECIFIC SYSTEMS REVIEW.**—The review shall include, at a minimum, an examination of the acquisition costs, schedule, and other relevant considerations for the following systems:

(1) En Route Automation Modernization (ERAM).

(2) Standard Terminal Automation Replacement System/Common Automated Radar Terminal System (STARS/CARTS).

(3) Automatic Dependent Surveillance-Broadcast (ADS-B).

(4) System Wide Information Management (SWIM).

(5) Traffic Flow Management Modernization (TFM-M).

(c) **REVIEW.**—The review shall include, at a minimum, an assessment of the progress and challenges related to the development of standards, regulations, and procedures that will be necessary to implement the NextGen System, including required navigation performance, area navigation, the airspace management program, and other programs and procedures that the Comptroller General identifies as relevant to the transformation of the air traffic system.

(d) **PERIODIC REPORTS TO CONGRESS ON RESULTS OF THE REVIEW.**—The Comptroller General shall periodically submit to the Committee on Transportation and Infrastructure and the Committee on Science and Technology of the House of Representatives and the Committee on Commerce, Science, and Transportation of the Senate a report on the results of the review conducted under this section.

**SEC. 208. DOT INSPECTOR GENERAL REVIEW OF OPERATIONAL AND APPROACH PROCEDURES BY A THIRD PARTY.**

(a) **REVIEW.**—The Inspector General of the Department of Transportation shall conduct a review regarding the effectiveness of the oversight activities conducted by the Federal Aviation Administration in connection with any agreement with or delegation of authority to a third party for the development of flight procedures for the national airspace system.

(b) **ASSESSMENTS.**—The Inspector General shall include, at a minimum, in the review—

(1) an assessment of the extent to which the Federal Aviation Administration is relying or intends to rely on a third party for the development of new procedures and a determination of whether the Administration has established sufficient mechanisms and staffing to provide safety oversight of a third party; and

(2) an assessment regarding whether the Administration has sufficient existing personnel and technical resources or mechanisms to develop such flight procedures in a safe and efficient manner to meet the demands of the national airspace system without the use of third party resources.

(c) **REPORT.**—Not later than one year after the date of enactment of this Act, the Inspector General shall submit to the Committee on Transportation and Infrastructure of the House of Representatives and the Committee on Commerce, Science, and Transportation of the Senate a report on the results of the review conducted under this section, including the assessments described in subsection (b).

**SEC. 209. EXPERT REVIEW OF ENTERPRISE ARCHITECTURE FOR NEXT GENERATION AIR TRANSPORTATION SYSTEM.**

(a) **REVIEW.**—The Administrator of the Federal Aviation Administration shall enter into an arrangement with the National Research Council to review the enterprise architecture for the Next Generation Air Transportation System.

(b) **CONTENTS.**—At a minimum, the review to be conducted under subsection (a) shall—

(1) highlight the technical activities, including human-system design, organizational design, and other safety and human factor aspects of the system, that will be necessary to successfully transition current and planned modernization programs to the future system envisioned by the Joint Planning and Development Office of the Administration;

(2) assess technical, cost, and schedule risk for the software development that will be necessary to achieve the expected benefits from a highly automated air traffic management system and the implications for ongoing modernization projects; and

(3) include judgments on how risks with automation efforts for the Next Generation Air Transportation System can be mitigated based on the experiences of other public or private entities in developing complex, software-intensive systems.

(c) **REPORT.**—Not later than one year after the date of enactment of this Act, the Administrator shall submit to Congress a report containing the results of the review conducted pursuant to subsection (a).

**SEC. 210. NEXTGEN TECHNOLOGY TESTBED.**

Of amounts appropriated under section 48101(a) of title 49, United States Code, the

Administrator of the Federal Aviation Administration shall use such sums as may be necessary for each of the fiscal years 2008 through 2011 to contribute to the establishment by a public-private partnership (including a university component with significant aviation expertise in air traffic management, simulation, meteorology, and engineering and aviation business) an airport-based testing site for existing Next Generation Air Transport System technologies. The Administrator shall ensure that next generation air traffic control integrated systems developed by private industries are installed at the site for demonstration, operational research, and evaluation by the Administration. The testing site shall serve a mix of general aviation and commercial traffic.

**SEC. 211. CLARIFICATION OF AUTHORITY TO ENTER INTO REIMBURSABLE AGREEMENTS.**

Section 106(m) is amended in the last sentence by inserting "with or" before "without reimbursement".

**SEC. 212. DEFINITION OF AIR NAVIGATION FACILITY.**

Section 40102(a)(4) is amended—

(1) by redesignating subparagraph (D) as subparagraph (E);

(2) by striking subparagraphs (B) and (C) and inserting the following:

"(B) runway lighting and airport surface visual and other navigation aids;

"(C) aeronautical and meteorological information to air traffic control facilities or aircraft;

"(D) communication, navigation, or surveillance equipment for air-to-ground or air-to-air applications";

(3) in subparagraph (E) (as redesignated by paragraph (1) of this section)—

(A) by striking "another structure" and inserting "any structure, equipment,"; and

(B) by striking the period at the end and inserting "; and"; and

(4) by adding at the end the following:

"(F) buildings, equipment, and systems dedicated to the national airspace system."

**SEC. 213. IMPROVED MANAGEMENT OF PROPERTY INVENTORY.**

Section 40110(a)(2) is amended by striking "compensation" and inserting "compensation, and the amount received shall be credited as an offsetting collection to the account from which the amount was expended and shall remain available until expended".

**SEC. 214. CLARIFICATION TO ACQUISITION REFORM AUTHORITY.**

Section 40110(c) is amended—

(1) by striking the semicolon at the end of paragraph (3) and inserting "; and";

(2) by striking paragraph (4); and

(3) by redesignating paragraph (5) as paragraph (4).

**SEC. 215. ASSISTANCE TO FOREIGN AVIATION AUTHORITIES.**

Section 40113(e) is amended—

(1) in paragraph (1)—

(A) by inserting "public and private" before "foreign aviation authorities"; and

(B) by striking the period at the end of the first sentence and inserting "or efficiency. The Administrator may participate in, and submit offers in response to, competitions to provide such services and may contract with foreign aviation authorities to provide such services consistent with section 106(1)(6). Notwithstanding any other provision of law or policy, the Administrator may accept payments received under this subsection in arrears."; and

(2) in paragraph (3) by striking "credited" and all that follows through the period at the end and inserting "credited as an offsetting collection to the account from which the expenses were incurred in providing such services and shall remain available until expended."

**SEC. 216. FRONT LINE MANAGER STAFFING.**

(a) STUDY.—Not later than 90 days after the date of enactment of this Act, the Administrator of the Federal Aviation Administration shall initiate a study on front line manager staffing requirements in air traffic control facilities.

(b) CONSIDERATIONS.—In conducting the study, the Administrator shall take into consideration—

(1) the number of supervisory positions of operation requiring watch coverage in each air traffic control facility;

(2) coverage requirements in relation to traffic demand;

(3) facility type;

(4) complexity of traffic and managerial responsibilities;

(5) proficiency and training requirements; and

(6) such other factors as the Administrator considers appropriate.

(c) DETERMINATIONS.—The Administrator shall transmit any determinations made as a result of the study to the Chief Operating Officer for the air traffic control system.

(d) REPORT.—Not later than one year after the date of enactment of this Act, the Administrator shall submit to the Committee on Transportation and Infrastructure of the House of Representatives and the Committee on Commerce, Science, and Transportation of the Senate a report on the results of the study and a description of any determinations submitted to the Chief Operating Officer under subsection (c).

**SEC. 217. FLIGHT SERVICE STATIONS.**

(a) ESTABLISHMENT OF MONITORING SYSTEM.—Not later than 60 days after the date of enactment of this Act, the Administrator of the Federal Aviation Administration shall develop and implement a monitoring system for flight service specialist staffing and training under service contracts for flight service stations.

(b) COMPONENTS.—At a minimum, the monitoring system shall include mechanisms to monitor—

(1) flight specialist staffing plans for individual facilities;

(2) actual staffing levels for individual facilities;

(3) the initial and recurrent certification and training of flight service specialists on the safety, operational, and technological aspects of flight services, including any certification and training necessary to meet user demand; and

(4) system outages, excessive hold times, dropped calls, poor quality briefings, and any other safety or customer service issues under a contract for flight service station services.

(c) REPORT TO CONGRESS.—Not later than 90 days after the date of enactment of this Act, the Administrator shall submit to the Committee on Transportation and Infrastructure of the House of Representatives and the Committee on Commerce, Science, and Transportation of the Senate a report containing—

(1) a description of monitoring system;

(2) if the Administrator determines that contractual changes or corrective actions are required for the Administration to ensure that the vendor under a contract for flight service station services provides safe and high quality service to consumers, a description of the changes or actions required; and

(3) a description of the contingency plans of the Administrator and the protections that the Administrator will have in place to provide uninterrupted flight service station services in the event of—

(A) material non-performance of the contract;

(B) a vendor's default, bankruptcy, or acquisition by another entity; or

(C) any other event that could jeopardize the uninterrupted provision of flight service station services.

**TITLE III—SAFETY**

**Subtitle A—General Provisions**

**SEC. 301. AGE STANDARDS FOR PILOTS.**

(a) IN GENERAL.—Chapter 447 is amended by adding at the end the following:

**"§ 44729. Age standards for pilots**

"(a) IN GENERAL.—Subject to the limitation in subsection (c), a pilot may serve in multicrew covered operations until attaining 65 years of age.

"(b) COVERED OPERATIONS DEFINED.—In this section, the term 'covered operations' means operations under part 121 of title 14, Code of Federal Regulations.

"(c) LIMITATION FOR INTERNATIONAL FLIGHTS.—

"(1) APPLICABILITY OF ICAO STANDARD.—A pilot who has attained 60 years of age may serve as pilot-in-command in covered operations between the United States and another country only if there is another pilot in the flight deck crew who has not yet attained 60 years of age.

"(2) SUNSET OF LIMITATION.—Paragraph (1) shall cease to be effective on such date as the Convention on International Civil Aviation provides that a pilot who has attained 60 years of age may serve as pilot-in-command in international commercial operations without regard to whether there is another pilot in the flight deck crew who has not attained age 60.

"(d) SUNSET OF AGE-60 RETIREMENT RULE.—On and after the date of enactment of this section, section 121.383(c) of title 14, Code of Federal Regulations, shall cease to be effective.

"(e) APPLICABILITY.—

"(1) NONRETROACTIVITY.—No person who has attained 60 years of age before the date of enactment of this section may serve as a pilot for an air carrier engaged in covered operations unless—

"(A) such person is in the employment of that air carrier in such operations on such date of enactment as a required flight deck crew member; or

"(B) such person is newly hired by an air carrier as a pilot on or after such date of enactment without credit for prior seniority or prior longevity for benefits or other terms related to length of service prior to the date of rehire under any labor agreement or employment policies of the air carrier.

"(2) PROTECTION FOR COMPLIANCE.—An action taken in conformance with this section, taken in conformance with a regulation issued to carry out this section, or taken prior to the date of enactment of this section in conformance with section 121.383(c) of title 14, Code of Federal Regulations (as in effect before such date of enactment), may not serve as a basis for liability or relief in a proceeding before any court or agency of the United States or of any State or locality.

"(f) AMENDMENTS TO LABOR AGREEMENTS AND BENEFIT PLANS.—Any amendment to a labor agreement or benefit plan of an air carrier that is required to conform with the requirements of this section or a regulation issued to carry out this section, and is applicable to pilots represented for collective bargaining, shall be made by agreement of the air carrier and the designated bargaining representative of the pilots of the air carrier.

"(g) MEDICAL STANDARDS AND RECORDS.—

"(1) MEDICAL EXAMINATIONS AND STANDARDS.—Except as provided by paragraph (2), a person serving as a pilot for an air carrier engaged in covered operations shall not be subject to different medical standards, or different, greater, or more frequent medical examinations, on account of age unless the Secretary determines (based on data received or studies published after the date of

enactment of this section) that different medical standards, or different, greater, or more frequent medical examinations, are needed to ensure an adequate level of safety in flight.

“(2) DURATION OF FIRST-CLASS MEDICAL CERTIFICATE.—No person who has attained 60 years of age may serve as a pilot of an air carrier engaged in covered operations unless the person has a first-class medical certificate. Such a certificate shall expire on the last day of the 6-month period following the date of examination shown on the certificate.

“(h) SAFETY.—

“(1) TRAINING.—Each air carrier engaged in covered operations shall continue to use pilot training and qualification programs approved by the Federal Aviation Administration, with specific emphasis on initial and recurrent training and qualification of pilots who have attained 60 years of age, to ensure continued acceptable levels of pilot skill and judgment.

“(2) LINE EVALUATIONS.—Not later than 6 months after the date of enactment of this section, and every 6 months thereafter, an air carrier engaged in covered operations shall evaluate the performance of each pilot of the air carrier who has attained 60 years of age through a line check of such pilot. Notwithstanding the preceding sentence, an air carrier shall not be required to conduct for a 6-month period a line check under this paragraph of a pilot serving as second in command if the pilot has undergone a regularly scheduled simulator evaluation during that period.

“(3) GAO REPORT.—Not later than 24 months after the date of enactment of this section, the Comptroller General shall submit to the Committee on Transportation and Infrastructure of the House of Representatives and the Committee on Commerce, Science, and Transportation of the Senate a report concerning the effect, if any, on aviation safety of the modification to pilot age standards made by subsection (a).”.

(b) CLERICAL AMENDMENT.—The analysis for such chapter is amended by adding at the end the following:

“44729. Age standards for pilots.”.

**SEC. 302. JUDICIAL REVIEW OF DENIAL OF AIRMAN CERTIFICATES.**

(a) JUDICIAL REVIEW OF NTSB DECISIONS.—Section 44703(d) is amended by adding at the end the following:

“(3) JUDICIAL REVIEW.—A person who is substantially affected by an order of the Board under this subsection, or the Administrator if the Administrator decides that an order of the Board will have a significant adverse impact on carrying out this subtitle, may seek judicial review of the order under section 46110. The Administrator shall be made a party to the judicial review proceedings. The findings of fact of the Board in any such case are conclusive if supported by substantial evidence.”.

(b) CONFORMING AMENDMENT.—Section 1153(c) is amended by striking “section 44709 or” and inserting “section 44703(d), 44709, or”.

**SEC. 303. RELEASE OF DATA RELATING TO ABANDONED TYPE CERTIFICATES AND SUPPLEMENTAL TYPE CERTIFICATES.**

(a) RELEASE OF DATA.—Section 44704(a) is amended by adding at the end the following:

“(5) RELEASE OF DATA.—

“(A) IN GENERAL.—Notwithstanding any other provision of law, the Administrator may make available upon request to a person seeking to maintain the airworthiness of an aircraft, engine, propeller, or appliance, engineering data in the possession of the Administration relating to a type certificate or a supplemental type certificate for such air-

craft, engine, propeller, or appliance, without the consent of the owner of record, if the Administrator determines that—

“(i) the certificate containing the requested data has been inactive for 3 or more years;

“(ii) after using due diligence, the Administrator is unable to find the owner of record, or the owner of record’s heir, of the type certificate or supplemental certificate; and

“(iii) making such data available will enhance aviation safety.

“(B) ENGINEERING DATA DEFINED.—In this section, the term ‘engineering data’ as used with respect to an aircraft, engine, propeller, or appliance means type design drawing and specifications for the entire aircraft, engine, propeller, or appliance or change to the aircraft, engine, propeller, or appliance, including the original design data, and any associated supplier data for individual parts or components approved as part of the particular certificate for the aircraft engine, propeller, or appliance.”.

(b) DESIGN ORGANIZATION CERTIFICATES.—Section 44704(e)(1) is amended by striking “Beginning 7 years after the date of enactment of this subsection,” and inserting “Beginning January 1, 2013.”.

**SEC. 304. INSPECTION OF FOREIGN REPAIR STATIONS.**

(a) IN GENERAL.—Chapter 447 (as amended by section 301 of this Act) is further amended by adding at the end the following:

**“§ 44730. Inspection of foreign repair stations**

“Not later than one year after the date of enactment of this section, and annually thereafter, the Administrator of the Federal Aviation Administration shall submit to Congress a certification that each foreign repair station that is certified by the Administrator under part 145 of title 14, Code of Federal Regulations, and performs work on air carrier aircraft or components has been inspected by safety inspectors of the Administration not fewer than 2 times in the preceding calendar year.”.

(b) CLERICAL AMENDMENT.—The analysis for such chapter is amended by adding at the end the following:

“44730. Inspection of foreign repair stations.”.

**SEC. 305. RUNWAY INCURSION REDUCTION.**

Not later than December 31, 2008, the Administrator of the Federal Aviation Administration shall submit to Congress a report containing a plan for the installation and deployment of systems the Administration is installing to alert controllers or flight crews, or both, of potential runway incursions. The plan shall be integrated into the annual Operational Evolution Partnership document of the Administration or any successor document.

**SEC. 306. IMPROVED PILOT LICENSES.**

(a) IN GENERAL.—Not later than 6 months after the date of enactment of this Act, the Administrator of the Federal Aviation Administration shall begin to issue improved pilot licenses consistent with the requirements of title 49, United States Code, and title 14, Code of Federal Regulations.

(b) REQUIREMENTS.—Improved pilots licenses issued under subsection (a) shall—

(1) be resistant to tampering, alteration, and counterfeiting;

(2) include a photograph of the individual to whom the license is issued; and

(3) be capable of accommodating a digital photograph, a biometric identifier, or any other unique identifier that the Administrator considers necessary.

(c) TAMPERING.—To the extent practical, the Administrator shall develop methods to determine or reveal whether any component or security feature of a license issued under subsection (a) has been tampered, altered, or counterfeited.

(d) USE OF DESIGNEES.—The Administrator may use designees to carry out subsection (a) to the extent feasible in order to minimize the burdens on pilots.

(e) REPORT.—Not later than 9 months after the date of enactment of this Act and every 6 months thereafter until September 30, 2011, the Administrator shall submit to the Committee on Transportation and Infrastructure of the House of Representatives and the Committee on Commerce, Science, and Transportation of the Senate a report on the issuance of improved pilot licenses under this section.

**SEC. 307. AIRCRAFT FUEL TANK SAFETY IMPROVEMENT.**

Not later than December 31, 2007, the Administrator of the Federal Aviation Administration shall issue a final rule regarding the reduction of fuel tank flammability in transport category aircraft.

**SEC. 308. FLIGHT CREW FATIGUE.**

(a) IN GENERAL.—Not later than 3 months after the date of enactment of this Act, the Administrator of the Federal Aviation Administration shall conclude arrangements with the National Academy of Sciences for a study of pilot fatigue.

(b) STUDY.—The study shall include consideration of—

(1) research on pilot fatigue, sleep, and circadian rhythms;

(2) sleep and rest requirements of pilots recommended by the National Aeronautics and Space Administration and the National Transportation Safety Board; and

(3) Federal Aviation Administration and international standards regarding flight limitations and rest for pilots.

(c) REPORT.—Not later than 18 months after initiating the study, the National Academy of Sciences shall submit to the Administrator a report containing its findings and recommendations regarding the study under subsections (a) and (b), including recommendations with respect to Federal Aviation Administration regulations governing flight time limitations and rest requirements for pilots.

(d) RULEMAKING.—After the Administrator receives the report of the National Academy of Sciences, the Administrator shall consider the findings in the report and update as appropriate based on scientific data Federal Aviation Administration regulations governing flight time limitations and rest requirements for pilots.

(e) IMPLEMENTATION OF FLIGHT ATTENDANT FATIGUE STUDY RECOMMENDATIONS.—Not later than 60 days after the date of enactment of this Act, the Administrator shall initiate a process for the Civil Aerospace Medical Institute to carry out its recommendations for further study of the issue of flight attendant fatigue and to submit not later than March 31, 2009, to Congress a report on such process, including an analysis of the following:

(1) A survey of field operations of flight attendants.

(2) A study of incident reports regarding flight attendant fatigue.

(3) Field research on the effects of such fatigue.

(4) A validation of models for assessing flight attendant fatigue, international policies, and practices regarding flight limitations and rest of flight attendants, and the potential benefits of training flight attendants regarding such fatigue.

(f) AUTHORIZATION OF APPROPRIATIONS.—There are authorized to be appropriated such sums as necessary to carry out this section.

**SEC. 309. OSHA STANDARDS.**

(a) IN GENERAL.—The Administrator of the FAA shall—

(1) not later than 6 months after the date of enactment of this Act, establish milestones, in consultation with the Administrator of the OSHA, to complete work begun



under the August 2000 memorandum of understanding between the FAA and OSHA and to address issues needing further action identified in the joint report of the FAA and OSHA in December 2000; and

(2) not later than 24 months after the date of enactment of this Act, issue a policy statement to set forth the circumstances in which requirements of OSHA may be applied to crewmembers while working in an aircraft cabin.

(b) CONTENTS OF POLICY STATEMENT.—

(1) ESTABLISHMENT OF COORDINATING BODY.—The policy statement to be developed under subsection (a)(2) shall provide for the establishment of a coordinating body, similar to the aviation safety and health joint team established pursuant to the August 2000 memorandum of understanding between the FAA and OSHA, that includes representatives designated by the FAA and OSHA—

(A) to examine the applicability of current and proposed regulations of OSHA for application and enforcement by the FAA;

(B) to recommend policies for facilitating the training of inspectors of the FAA; and

(C) to make recommendations that will govern the inspection and enforcement by the FAA of occupational safety and health standards on board an aircraft providing air transportation.

(2) FAA STANDARDS.—The policy statement to be developed under subsection (a)(2) shall ensure that standards adopted by the FAA set forth clearly—

(A) the circumstances under which an employer is required to take action to address occupational safety and health hazards;

(B) the measures required of an employer under the standard; and

(C) the compliance obligations of an employer under the standard.

(c) REPORT TO CONGRESS.—Not later than 6 months after the date of enactment of this Act, the Administrator of the FAA shall submit to Congress a report describing the milestones established under subsection (a)(1).

(d) DEFINITIONS.—In this section, the following definitions apply:

(1) FAA.—The term “FAA” means the Federal Aviation Administration.

(2) OSHA.—The term “OSHA” means the “Occupational Safety and Health Administration”.

**SEC. 310. AIRCRAFT SURVEILLANCE IN MOUNTAINOUS AREAS.**

(a) ESTABLISHMENT.—The Administrator of the Federal Aviation Administration may establish a pilot program to improve safety and efficiency by providing surveillance for aircraft flying outside of radar coverage in mountainous areas.

(b) AUTHORIZATION OF APPROPRIATIONS.—There is authorized to be appropriated such sums as may be necessary to carry out this section. Such sums shall remain available until expended.

**SEC. 311. OFF-AIRPORT, LOW-ALTITUDE AIRCRAFT WEATHER OBSERVATION TECHNOLOGY.**

(a) STUDY.—The Administrator of the Federal Aviation Administration shall conduct a review of off-airport, low-altitude aircraft weather observation technologies.

(b) SPECIFIC REVIEW.—The review shall include, at a minimum, an examination of off-airport, low-altitude weather reporting needs, an assessment of technical alternatives (including automated weather observation stations), an investment analysis, and recommendations for improving weather reporting.

(c) REPORT.—Not later than one year after the date of enactment of this Act, the Administrator shall submit to Congress a report containing the results of the review.

**Subtitle B—Unmanned Aircraft Systems**

**SEC. 321. COMMERCIAL UNMANNED AIRCRAFT SYSTEMS INTEGRATION PLAN.**

(a) INTEGRATION PLAN.—

(1) COMPREHENSIVE PLAN.—Not later than 9 months after the date of enactment of this Act, the Secretary, in consultation with representatives of the aviation industry, shall develop a comprehensive plan to safely integrate commercial unmanned aircraft systems into the national airspace system.

(2) MINIMUM REQUIREMENTS.—In developing the plan under paragraph (1), the Secretary shall, at a minimum—

(A) review technologies and research that will assist in facilitating the safe integration of commercial unmanned aircraft systems into the national airspace system;

(B) provide recommendations for the rulemaking to be conducted under subsection (b) to—

(i) define the acceptable standards for operations and certification of commercial unmanned aircraft systems;

(ii) ensure that any commercial unmanned aircraft system includes a detect, sense, and avoid capability; and

(iii) develop standards and requirements for the operator or programmer of a commercial unmanned aircraft system, including standards and requirements for registration and licensing;

(C) recommend how best to enhance the technologies and subsystems necessary to effect the safe and routine operations of commercial unmanned aircraft systems in the national airspace system; and

(D) recommend how a phased-in approach to the integration of commercial unmanned aircraft systems into the national airspace system can best be achieved and a timeline upon which such a phase-in shall occur.

(3) DEADLINE.—The plan to be developed under paragraph (1) shall provide for the safe integration of commercial unmanned aircraft systems into the national airspace system as soon as possible, but not later than September 30, 2012.

(4) REPORT TO CONGRESS.—Not later than one year after the date of enactment of this Act, the Secretary shall submit to Congress a copy of the plan developed under paragraph (1).

(b) RULEMAKING.—Not later than 18 months after the date on which the integration plan is submitted to Congress under subsection (a)(4), the Administrator of the Federal Aviation Administration shall publish in the Federal Register a notice of proposed rulemaking to implement the recommendations of the integration plan.

(c) AUTHORIZATION.—There are authorized to be appropriated such sums as may be necessary to carry out this section.

**SEC. 322. SPECIAL RULES FOR CERTAIN UNMANNED AIRCRAFT SYSTEMS.**

(a) IN GENERAL.—Notwithstanding the requirements of sections 321 and 323, and not later than 6 months after the date of enactment of this Act, the Secretary shall determine if certain unmanned aircraft systems may operate safely in the national airspace system before completion of the plan and rulemaking required by section 321 or the guidance required by section 323.

(b) ASSESSMENT OF UNMANNED AIRCRAFT SYSTEMS.—In making the determination under subsection (a), the Secretary shall determine, at a minimum—

(1) which types of unmanned aircraft systems, if any, as a result of their size, weight, speed, operational capability, proximity to airports and population areas, and operation within visual line-of-sight do not create a hazard to users of the national airspace system or the public or pose a threat to national security; and

(2) whether a certificate of authorization or an airworthiness certification under section 44704 of title 49, United States Code, is required for the operation of unmanned aircraft systems identified under paragraph (1).

(c) REQUIREMENTS FOR SAFE OPERATION.—If the Secretary determines under this section that certain unmanned aircraft systems may operate safely in the national airspace system, the Secretary shall establish requirements for the safe operation of such aircraft systems in the national airspace system.

**SEC. 323. PUBLIC UNMANNED AIRCRAFT SYSTEMS.**

Not later than 9 months after the date of enactment of this Act, the Secretary shall issue guidance regarding the operation of public unmanned aircraft systems to—

(1) expedite the issuance of a certificate of authorization process;

(2) provide for a collaborative process with public agencies to allow for an incremental expansion of access to the national airspace system as technology matures and the necessary safety analysis and data become available and until standards are completed and technology issues are resolved; and

(3) facilitate the capability of public agencies to develop and use test ranges, subject to operating restrictions required by the Federal Aviation Administration, to test and operate unmanned aircraft systems.

**SEC. 324. DEFINITIONS.**

In this subtitle, the following definitions apply:

(1) CERTIFICATE OF AUTHORIZATION.—The term “certificate of authorization” means a Federal Aviation Administration grant of approval for a specific flight operation.

(2) DETECT, SENSE, AND AVOID CAPABILITY.—The term “detect, sense, and avoid capability” means the technical capability to perform separation assurance and collision avoidance, as defined by the Federal Aviation Administration.

(3) PUBLIC UNMANNED AIRCRAFT SYSTEM.—The term “public unmanned aircraft system” means an unmanned aircraft system that meets the qualifications and conditions required for operation of a public aircraft, as defined by section 40102 of title 49, United States Code.

(4) SECRETARY.—The term “Secretary” means the Secretary of Transportation.

(5) TEST RANGE.—The term “test range” means a defined geographic area where research and development are conducted.

(6) UNMANNED AIRCRAFT.—The term “unmanned aircraft” means an aircraft that is operated without the possibility of direct human intervention from within or on the aircraft.

(7) UNMANNED AIRCRAFT SYSTEM.—The term “unmanned aircraft system” means an unmanned aircraft and associated elements (such as communication links and a ground control station) that are required to operate safely and efficiently in the national airspace system.

**TITLE IV—AIR SERVICE IMPROVEMENTS**

**SEC. 401. MONTHLY AIR CARRIER REPORTS.**

(a) IN GENERAL.—Section 41708 is amended by adding at the end the following:

“(c) DIVERTED AND CANCELLED FLIGHTS.—

“(1) MONTHLY REPORTS.—The Secretary shall require an air carrier referred to in paragraph (2) to file with the Secretary a monthly report on each flight of the air carrier that is diverted from its scheduled destination to another airport and each flight of the air carrier that departs the gate at the airport at which the flight originates but is cancelled before wheels-off time.

“(2) APPLICABILITY.—An air carrier that is required to file a monthly airline service quality performance report under subsection (b) shall be subject to the requirement of paragraph (1).

“(3) CONTENTS.—A monthly report filed by an air carrier under paragraph (1) shall include, at a minimum, the following information:

“(A) For a diverted flight—

“(i) the flight number of the diverted flight;

“(ii) the scheduled destination of the flight;

“(iii) the date and time of the flight;

“(iv) the airport to which the flight was diverted;

“(v) wheels-on time at the diverted airport;

“(vi) the time, if any, passengers deplaned the aircraft at the diverted airport; and

“(vii) if the flight arrives at the scheduled destination airport—

“(I) the gate-departure time at the diverted airport;

“(II) the wheels-off time at the diverted airport;

“(III) the wheels-on time at the scheduled arrival airport; and

“(IV) the gate arrival time at the scheduled arrival airport.

“(B) For flights cancelled after gate departure—

“(i) the flight number of the cancelled flight;

“(ii) the scheduled origin and destination airports of the cancelled flight;

“(iii) the date and time of the cancelled flight;

“(iv) the gate-departure time of the cancelled flight; and

“(v) the time the aircraft returned to the gate.

“(4) PUBLICATION.—The Secretary shall compile the information provided in the monthly reports filed pursuant to paragraph (1) in a single monthly report and publish such report on the Web site of the Department of Transportation.”.

(b) EFFECTIVE DATE.—The Secretary of Transportation shall require monthly reports pursuant to the amendment made by subsection (a) beginning not later than 90 days after the date of enactment of this Act.

#### SEC. 402. FLIGHT OPERATIONS AT REAGAN NATIONAL AIRPORT.

(a) BEYOND PERIMETER EXEMPTIONS.—Section 41718(a) is amended by striking “24” and inserting “34”.

(b) LIMITATIONS.—Section 41718(c)(2) is amended by striking “3 operations” and inserting “5 operations”.

(c) ALLOCATION OF BEYOND-PERIMETER EXEMPTIONS.—Section 41718(c) is amended—

(1) by redesignating paragraphs (3) and (4) as (4) and (5), respectively; and

(2) by inserting after paragraph (2) the following:

“(3) SLOTS.—The Administrator of the Federal Aviation Administration shall reduce the hourly air carrier slot quota for Ronald Reagan Washington National Airport in section 93.123(a) of title 14, Code of Federal Regulations, by a total of 10 slots that are available for allocation. Such reductions shall be taken in the 6:00 a.m., 10:00 p.m., or 11:00 p.m. hours, as determined by the Administrator, in order to grant exemptions under subsection (a).”.

(d) SCHEDULING PRIORITY.—Section 41718 is amended—

(1) by redesignating subsections (e) and (f) as subsections (f) and (g), respectively; and

(2) by inserting after subsection (d) the following:

“(e) SCHEDULING PRIORITY.—Operations conducted by new entrant air carriers and limited incumbent air carriers shall be afforded a scheduling priority over operations conducted by other air carriers granted exemptions pursuant to this section, with the highest scheduling priority to be afforded to beyond-perimeter operations conducted by new entrant air carriers and limited incumbent air carriers.”.

#### SEC. 403. EAS CONTRACT GUIDELINES.

Section 41737(a)(1) is amended—

(1) by striking “and” at the end of subparagraph (B);

(2) in subparagraph (C) by striking “provided.” and inserting “provided;”;

(3) by adding at the end the following:

“(D) include provisions under which the Secretary may encourage an air carrier to improve air service for which compensation is being paid under this subchapter by incorporating financial incentives in an essential air service contract based on specified performance goals; and

“(E) include provisions under which the Secretary may execute a long-term essential air service contract to encourage an air carrier to provide air service to an eligible place if it would be in the public interest to do so.”.

#### SEC. 404. ESSENTIAL AIR SERVICE REFORM.

(a) AUTHORIZATION OF APPROPRIATIONS.—Section 41742(a)(2) is amended by striking “\$77,000,000” and inserting “\$83,000,000”.

(b) DISTRIBUTION OF EXCESS FUNDS.—

(1) IN GENERAL.—Section 41742(a) is amended by adding at the end the following:

“(4) DISTRIBUTION OF EXCESS FUNDS.—Of the funds, if any, credited to the account established under section 45303 in a fiscal year that exceed the \$50,000,000 made available for such fiscal year under paragraph (1)—

“(A) one-half shall be made available immediately for obligation and expenditure to carry out section 41743; and

“(B) one-half shall be made available immediately for obligation and expenditure to carry out subsection (b).”.

(2) CONFORMING AMENDMENT.—Section 41742(b) is amended—

(A) in the first sentence by striking “monies credited” and all that follows before “shall be used” and inserting “amounts made available under subsection (a)(4)(B)”; and

(B) in the second sentence by striking “any amounts from those fees” and inserting “any of such amounts”.

#### SEC. 405. SMALL COMMUNITY AIR SERVICE.

(a) PRIORITIES.—Section 41743(c)(5) is amended—

(1) by striking “and” at the end of subparagraph (D);

(2) in subparagraph (E) by striking “fashion.” and inserting “fashion; and”; and

(3) by adding at the end the following:

“(F) multiple communities cooperate to submit a regional or multistate application to improve air service.”.

(b) EXTENSION OF AUTHORIZATION.—Section 41743(e)(2) is amended by striking “2008” and inserting “2011”.

#### SEC. 406. AIR PASSENGER SERVICE IMPROVEMENTS.

(a) IN GENERAL.—Subtitle VII is amended by inserting after chapter 421 the following:

##### “CHAPTER 423—AIR PASSENGER SERVICE IMPROVEMENTS

“Sec.

“42301. Emergency contingency plans.

“42302. Consumer complaints.

“42303. Use of insecticides in passenger aircraft.

##### “§ 42301. Emergency contingency plans

“(a) SUBMISSION OF AIR CARRIER AND AIRPORT PLANS.—Not later than 90 days after the date of enactment of this section, each air carrier providing covered air transportation at a large hub airport or medium hub airport and each operator of a large hub airport or medium hub airport shall submit to the Secretary of Transportation for review and approval an emergency contingency plan in accordance with the requirements of this section.

“(b) COVERED AIR TRANSPORTATION DEFINED.—In this section, the term ‘covered air transportation’ means scheduled passenger air transportation provided by an air carrier using aircraft with more than 60 seats.

“(c) AIR CARRIER PLANS.—

“(1) PLANS FOR INDIVIDUAL AIRPORTS.—An air carrier shall submit an emergency contingency plan under subsection (a) for—

“(A) each large hub airport and medium hub airport at which the carrier provides covered air transportation; and

“(B) each large hub airport and medium hub airport at which the carrier has flights for which it has primary responsibility for inventory control.

“(2) CONTENTS.—An emergency contingency plan submitted by an air carrier for an airport under subsection (a) shall contain a description of how the air carrier will—

“(A) provide food, water, restroom facilities, cabin ventilation, and access to medical treatment for passengers onboard an aircraft at the airport that is on the ground for an extended period of time without access to the terminal; and

“(B) share facilities and make gates available at the airport in an emergency.

“(d) AIRPORT PLANS.—An emergency contingency plan submitted by an airport operator under subsection (a) shall contain a description of how the airport operator, to the maximum extent practicable, will provide for the sharing of facilities and make gates available at the airport in an emergency.

“(e) UPDATES.—

“(1) AIR CARRIERS.—An air carrier shall update the emergency contingency plan submitted by the air carrier under subsection (a) every 3 years and submit the update to the Secretary for review and approval.

“(2) AIRPORTS.—An airport operator shall update the emergency contingency plan submitted by the airport operator under subsection (a) every 5 years and submit the update to the Secretary for review and approval.

“(f) APPROVAL.—The Secretary shall review and approve emergency contingency plans submitted under subsection (a) and updates submitted under subsection (e) to ensure that the plans and updates will effectively address emergencies and provide for the health and safety of passengers.

##### “§ 42302. Consumer complaints

“(a) CONSUMER COMPLAINTS HOTLINE TELEPHONE NUMBER.—The Secretary of Transportation shall establish a consumer complaints hotline telephone number for the use of passengers in air transportation.

“(b) PUBLIC NOTICE.—The Secretary shall notify the public of the telephone number established under subsection (a).

“(c) AUTHORIZATION OF APPROPRIATIONS.—There are authorized to be appropriated such sums as may be necessary to carry out this section. Such sums shall remain available until expended.

##### “§ 42303. Use of insecticides in passenger aircraft

“No air carrier, foreign air carrier, or ticket agent may sell in the United States a ticket for air transportation for a flight on which an insecticide is planned to be used in the aircraft while passengers are on board the aircraft unless the air carrier, foreign air carrier, or ticket agent selling the ticket first informs the person purchasing the ticket of the planned use of the insecticide, including the name of the insecticide.”.

(b) CLERICAL AMENDMENT.—The analysis for subtitle VII is amended by inserting after the item relating to chapter 421 the following:

“423. Air Passenger Service Improvements ..... 42301”.

(c) PENALTIES.—Section 46301 is amended in subsections (a)(1)(A) and (c)(1)(A) by inserting “chapter 423,” after “chapter 421.”.

(d) APPLICABILITY OF REQUIREMENTS.—Except as otherwise specifically provided, the requirements of chapter 423 of title 49, United States Code, as added by this section,

shall begin to apply 60 days after the date of enactment of this Act.

**SEC. 407. CONTENTS OF COMPETITION PLANS.**

Section 47106(f)(2) is amended—

(1) by striking “patterns of air service,”;

(2) by inserting “and” before “whether”;

and

(3) by striking “ , and airfare levels” and all that follows before the period.

**SEC. 408. EXTENSION OF COMPETITIVE ACCESS REPORTS.**

Section 47107(s)(3) is amended by striking “2008” and inserting “2012”.

**SEC. 409. CONTRACT TOWER PROGRAM.**

(a) COST-BENEFIT REQUIREMENT.—Section 47124(b) is amended—

(1) by striking “(1) The Secretary” and inserting the following:

“(1) CONTRACT TOWER PROGRAM.—

“(A) CONTINUATION AND EXTENSION.—The Secretary”;

(2) by adding at the end of paragraph (1) the following:

“(B) SPECIAL RULE.—If the Secretary determines that a tower already operating under the program continued under this paragraph has a benefit to cost ratio of less than 1.0, the airport sponsor or State or local government having jurisdiction over the airport shall not be required to pay the portion of the costs that exceeds the benefit for a period of 18 months after such determination is made.

“(C) USE OF EXCESS FUNDS.—If the Secretary finds that all or part of an amount made available to carry out the program continued under this paragraph is not required during a fiscal year, the Secretary may use, during such fiscal year, the amount not so required to carry out the program established under paragraph (3).”;

(3) by striking “(2) The Secretary” and inserting the following:

“(2) GENERAL AUTHORITY.—The Secretary”.

(b) CONTRACT AIR TRAFFIC CONTROL TOWER COST-SHARING PROGRAM.—

(1) FUNDING.—Section 47124(b)(3)(E) is amended—

(A) by striking “and”; and

(B) by inserting “, \$8,500,000 for fiscal year 2008, \$9,000,000 for fiscal year 2009, \$9,500,000 for fiscal year 2010, and \$10,000,000 for fiscal year 2011” after “2007”.

(2) USE OF EXCESS FUNDS.—Section 47124(b)(3) is amended—

(A) by redesignating subparagraph (E) (as amended by paragraph (1) of this subsection) as subparagraph (F); and

(B) by inserting after subparagraph (D) the following:

“(E) USE OF EXCESS FUNDS.—If the Secretary finds that all or part of an amount made available under this subparagraph is not required during a fiscal year to carry out this paragraph, the Secretary may use, during such fiscal year, the amount not so required to carry out the program continued under paragraph (1).”.

(c) FEDERAL SHARE.—Section 47124(b)(4)(C) is amended by striking “\$1,500,000” and inserting “\$2,000,000”.

(d) SAFETY AUDITS.—Section 47124 is amended by adding at the end the following:

“(c) SAFETY AUDITS.—The Secretary shall establish uniform standards and requirements for safety assessments of air traffic control towers that receive funding under this section.”.

**SEC. 410. AIRFARES FOR MEMBERS OF THE ARMED FORCES.**

(a) FINDINGS.—Congress finds that—

(1) the Armed Forces is comprised of approximately 1,400,000 members who are stationed on active duty at more than 6,000 military bases in 146 different countries;

(2) the United States is indebted to the members of the Armed Forces, many of whom are in grave danger due to their engagement in, or exposure to, combat;

(3) military service, especially in the current war against terrorism, often requires members of the Armed Forces to be separated from their families on short notice, for long periods of time, and under very stressful conditions;

(4) the unique demands of military service often preclude members of the Armed Forces from purchasing discounted advance airline tickets in order to visit their loved ones at home; and

(5) it is the patriotic duty of the people of the United States to support the members of the Armed Forces who are defending the Nation’s interests around the world at great personal sacrifice.

(b) SENSE OF CONGRESS.—It is the sense of Congress that each United States air carrier should—

(1) establish for all members of the Armed Forces on active duty reduced air fares that are comparable to the lowest airfare for ticketed flights; and

(2) offer flexible terms that allow members of the Armed Forces on active duty to purchase, modify, or cancel tickets without time restrictions, fees, and penalties.

**SEC. 411. MEDICAL OXYGEN AND PORTABLE RESPIRATORY ASSISTIVE DEVICES.**

Not later than December 31, 2007, the Secretary of Transportation shall issue a final rule regarding the carriage and use of passenger-owned portable electronic respiratory assistive devices and carrier-supplied medical oxygen devices aboard commercial flights to improve accommodations in air travel for passengers with respiratory disabilities.

**TITLE V—ENVIRONMENTAL STEWARDSHIP AND STREAMLINING**

**SEC. 501. AMENDMENTS TO AIR TOUR MANAGEMENT PROGRAM.**

Section 40128 is amended—

(1) in subsection (a)(1)(C) by inserting “or voluntary agreement under subsection (b)(7)” before “for the park”;

(2) in subsection (a) by adding at the end the following:

“(5) EXEMPTION.—

“(A) IN GENERAL.—Notwithstanding paragraph (1), a national park that has 50 or fewer commercial air tour flights a year shall be exempt from the requirements of this section, except as provided in subparagraph (B).

“(B) WITHDRAWAL OF EXEMPTION.—If the Director determines that an air tour management plan or voluntary agreement is necessary to protect park resources and values or park visitor use and enjoyment, the Director shall withdraw the exemption of a park under subparagraph (A).

“(C) LIST OF PARKS.—The Director shall inform the Administrator, in writing, of each determination under subparagraph (B). The Director and Administrator shall publish an annual list of national parks that are covered by the exemption provided by this paragraph.

“(D) ANNUAL REPORT.—A commercial air tour operator conducting commercial air tours in a national park that is exempt from the requirements of this section shall submit to the Administrator and the Director an annual report regarding the number of commercial air tour flights it conducts each year in such park.”;

(3) in subsection (b) by adding at the end the following:

“(7) VOLUNTARY AGREEMENTS.—

“(A) IN GENERAL.—As an alternative to an air tour management plan, the Director and the Administrator may enter into a voluntary agreement with a commercial air tour operator (including a new entrant applicant and an operator that has interim operating authority) that has applied to conduct air tour operations over a national park to

manage commercial air tour operations over such national park.

“(B) PARK PROTECTION.—A voluntary agreement under this paragraph with respect to commercial air tour operations over a national park shall address the management issues necessary to protect the resources of such park and visitor use of such park without compromising aviation safety or the air traffic control system and may—

“(i) include provisions such as those described in subparagraphs (B) through (E) of paragraph (3);

“(ii) include provisions to ensure the stability of, and compliance with, the voluntary agreement; and

“(iii) provide for fees for such operations.

“(C) PUBLIC.—The Director and the Administrator shall provide an opportunity for public review of a proposed voluntary agreement under this paragraph and shall consult with any Indian tribe whose tribal lands are, or may be, flown over by a commercial air tour operator under a voluntary agreement under this paragraph. After such opportunity for public review and consultation, the voluntary agreement may be implemented without further administrative or environmental process beyond that described in this subsection.

“(D) TERMINATION.—A voluntary agreement under this paragraph may be terminated at any time at the discretion of the Director or the Administrator if the Director determines that the agreement is not adequately protecting park resources or visitor experiences or the Administrator determines that the agreement is adversely affecting aviation safety or the national aviation system. If a voluntary agreement for a national park is terminated, the operators shall conform to the requirements for interim operating authority under subsection (c) until an air tour management plan for the park is in effect.”;

(4) in subsection (c) by striking paragraph (2)(I) and inserting the following:

“(I) may allow for modifications of the interim operating authority without further environmental review beyond that described in this section if—

“(i) adequate information regarding the operator’s existing and proposed operations under the interim operating authority is provided to the Administrator and the Director;

“(ii) the Administrator determines that there would be no adverse impact on aviation safety or the air traffic control system; and

“(iii) the Director agrees with the modification, based on the Director’s professional expertise regarding the protection of the park resources and values and visitor use and enjoyment.”;

(5) in subsection (c)(3)(A) by striking “if the Administrator determines” and all that follows through the period at the end and inserting “without further environmental process beyond that described in this paragraph if—

“(i) adequate information on the operator’s proposed operations is provided to the Administrator and the Director by the operator making the request;

“(ii) the Administrator agrees that there would be no adverse impact on aviation safety or the air traffic control system; and

“(iii) the Director agrees, based on the Director’s professional expertise regarding the protection of park resources and values and visitor use and enjoyment.”;

(6) by redesignating subsections (d), (e), and (f) as subsections (e), (f), and (g), respectively; and

(7) by inserting after subsection (c) the following:

“(d) COMMERCIAL AIR TOUR OPERATOR REPORTS.—

“(1) REPORT.—Each commercial air tour operator providing a commercial air tour over a national park under interim operating authority granted under subsection (c) or in accordance with an air tour management plan under subsection (b) shall submit a report to the Administrator and Director regarding the number of its commercial air tour operations over each national park and such other information as the Administrator and Director may request in order to facilitate administering the provisions of this section.

“(2) REPORT SUBMISSION.—Not later than 3 months after the date of enactment of the FAA Reauthorization Act of 2007, the Administrator and Director shall jointly issue an initial request for reports under this subsection. The reports shall be submitted to the Administrator and Director on a frequency and in a format prescribed by the Administrator and Director.”

#### SEC. 502. STATE BLOCK GRANT PROGRAM.

(a) GENERAL REQUIREMENTS.—Section 47128(a) is amended—

(1) in the first sentence by striking “prescribe regulations” and inserting “issue guidance”; and

(2) in the second sentence by striking “regulations” and inserting “guidance”.

(b) APPLICATIONS AND SELECTION.—Section 47128(b)(4) is amended by inserting before the semicolon the following: “, including the National Environmental Policy Act of 1969 (42 U.S.C. 4321 et seq.), State and local environmental policy acts, Executive Orders, agency regulations and guidance, and other Federal environmental requirements”.

(c) ENVIRONMENTAL ANALYSIS AND COORDINATION REQUIREMENTS.—Section 47128 is amended by adding at the end the following:

“(d) ENVIRONMENTAL ANALYSIS AND COORDINATION REQUIREMENTS.—A Federal agency, other than the Federal Aviation Administration, that is responsible for issuing an approval, license, or permit to ensure compliance with a Federal environmental requirement applicable to a project or activity to be carried out by a State using amounts from a block grant made under this section shall—

“(1) coordinate and consult with the State;

“(2) use the environmental analysis prepared by the State for the project or activity if such analysis is adequate; and

“(3) supplement such analysis, as necessary, to meet applicable Federal requirements.”.

#### SEC. 503. AIRPORT FUNDING OF SPECIAL STUDIES OR REVIEWS.

Section 47173(a) is amended by striking “services of consultants in order to” and all that follows through the period at the end and inserting “services of consultants—

“(1) to facilitate the timely processing, review, and completion of environmental activities associated with an airport development project;

“(2) to conduct special environmental studies related to an airport project funded with Federal funds;

“(3) to conduct special studies or reviews to support approved noise compatibility measures described in part 150 of title 14, Code of Federal Regulations; or

“(4) to conduct special studies or reviews to support environmental mitigation in a record of decision or finding of no significant impact by the Federal Aviation Administration.”.

#### SEC. 504. GRANT ELIGIBILITY FOR ASSESSMENT OF FLIGHT PROCEDURES.

Section 47504 is amended by adding at the end the following:

“(e) GRANTS FOR ASSESSMENT OF FLIGHT PROCEDURES.—

“(1) IN GENERAL.—In accordance with subsection (c)(1), the Secretary may make a grant to an airport operator to assist in com-

pleting environmental review and assessment activities for proposals to implement flight procedures at such airport that have been approved as part of an airport noise compatibility program under subsection (b).

“(2) ADDITIONAL STAFF.—The Administrator may accept funds from an airport operator, including funds provided to the operator under paragraph (1), to hire additional staff or obtain the services of consultants in order to facilitate the timely processing, review, and completion of environmental activities associated with proposals to implement flight procedures at such airport that have been approved as part of an airport noise compatibility program under subsection (b).

“(3) RECEIPTS CREDITED AS OFFSETTING COLLECTIONS.—Notwithstanding section 3302 of title 31, any funds accepted under this section—

“(A) shall be credited as offsetting collections to the account that finances the activities and services for which the funds are accepted;

“(B) shall be available for expenditure only to pay the costs of activities and services for which the funds are accepted; and

“(C) shall remain available until expended.”.

#### SEC. 505. CLEEN RESEARCH, DEVELOPMENT, AND IMPLEMENTATION PARTNERSHIP.

(a) COOPERATIVE AGREEMENT.—Subchapter I of chapter 475 is amended by adding at the end the following:

##### “§ 47511. CLEEN research, development, and implementation partnership

“(a) IN GENERAL.—The Administrator of the Federal Aviation Administration, in coordination with the Administrator of the National Aeronautics and Space Administration, shall enter into a cooperative agreement, using a competitive process, with an institution, entity, or consortium to carry out a program for the development, maturing, and certification of CLEEN engine and airframe technology for aircraft over the next 10 years.

“(b) CLEEN ENGINE AND AIRFRAME TECHNOLOGY DEFINED.—In this section, the term ‘CLEEN engine and airframe technology’ means continuous lower energy, emissions, and noise engine and airframe technology.

“(c) PERFORMANCE OBJECTIVE.—The Administrator of the Federal Aviation Administration, in coordination with the Administrator of the National Aeronautics and Space Administration, shall establish the following performance objectives for the program, to be achieved by September 30, 2015:

“(1) Development of certifiable aircraft technology that reduces greenhouse gas emissions by increasing aircraft fuel efficiency by 25 percent relative to 1997 subsonic jet aircraft technology.

“(2) Development of certifiable engine technology that reduces landing and takeoff cycle nitrogen oxide emissions by 50 percent, without increasing other gaseous or particle emissions, over the International Civil Aviation Organization standard adopted in 2004.

“(3) Development of certifiable aircraft technology that reduces noise levels by 10 decibels at each of the 3 certification points relative to 1997 subsonic jet aircraft technology.

“(4) Determination of the feasibility of the use of alternative fuels in aircraft systems, including successful demonstration and quantification of the benefits of such fuels.

“(5) Determination of the extent to which new engine and aircraft technologies may be used to retrofit or re-engine aircraft to increase the integration of retrofitted and re-engine aircraft into the commercial fleet.

“(d) FUNDING.—Of amounts appropriated under section 48102(a), not more than the following amounts may be used to carry out this section:

“(1) \$6,000,000 for fiscal year 2008.

“(2) \$22,000,000 for fiscal year 2009.

“(3) \$33,000,000 for fiscal year 2010.

“(4) \$50,000,000 for fiscal year 2011.

“(e) REPORT.—Beginning in fiscal year 2009, the Administrator of the Federal Aviation Administration shall publish an annual report on the program established under this section until completion of the program.”.

(b) CLERICAL AMENDMENT.—The analysis for such subchapter is amended by adding at the end the following:

“47511. CLEEN research, development, and implementation partnership.”.

#### SEC. 506. PROHIBITION ON OPERATING CERTAIN AIRCRAFT WEIGHING 75,000 POUNDS OR LESS NOT COMPLYING WITH STAGE 3 NOISE LEVELS.

(a) IN GENERAL.—Subchapter II of chapter 475 is amended by adding at the end the following:

##### “§ 47534. Prohibition on operating certain aircraft weighing 75,000 pounds or less not complying with stage 3 noise levels

“(a) PROHIBITION.—Except as provided in subsection (b), (c), or (d), after December 31, 2012, a person may not operate a civil subsonic jet airplane with a maximum weight of 75,000 pounds or less, and for which an airworthiness certificate other than an experimental certificate has been issued, to or from an airport in the United States unless the Secretary of Transportation finds that the aircraft complies with stage 3 noise levels.

“(b) EXCEPTION.—Subsection (a) shall not apply to aircraft operated only outside the 48 contiguous States.

“(c) EXCEPTIONS.—The Secretary may allow temporary operation of an airplane otherwise prohibited from operation under subsection (a) to or from an airport in the contiguous United States by granting a special flight authorization for one or more of the following circumstances:

“(1) To sell, lease, or use the aircraft outside the 48 contiguous States.

“(2) To scrap the aircraft.

“(3) To obtain modifications to the aircraft to meet stage 3 noise levels.

“(4) To perform scheduled heavy maintenance or significant modifications on the aircraft at a maintenance facility located in the contiguous 48 States.

“(5) To deliver the aircraft to an operator leasing the aircraft from the owner or return the aircraft to the lessor.

“(6) To prepare, park, or store the aircraft in anticipation of any of the activities described in paragraphs (1) through (5).

“(7) To provide transport of persons and goods in the relief of emergency situations.

“(8) To divert the aircraft to an alternative airport in the 48 contiguous States on account of weather, mechanical, fuel, air traffic control, or other safety reasons while conducting a flight in order to perform any of the activities described in paragraphs (1) through (7).

“(d) STATUTORY CONSTRUCTION.—Nothing in the section may be construed as interfering with, nullifying, or otherwise affecting determinations made by the Federal Aviation Administration, or to be made by the Administration, with respect to applications under part 161 of title 14, Code of Federal Regulations, that were pending on the date of enactment of this section.”.

(b) CONFORMING AMENDMENTS.—

(1) Section 47531 is amended—

(A) in the section heading by striking “for violating sections 47528–47530”; and

(B) by striking “47529, or 47530” and inserting “47529, 47530, or 47534”.

(2) Section 47532 is amended by inserting “or 47534” after “47528–47531”.

(3) The analysis for chapter 475 is amended—

(A) by striking the item relating to section 47531 and inserting the following:

“47531. Penalties.”; and

(B) by inserting after the item relating to section 47533 the following:

“47534. Prohibition on operating certain aircraft weighing 75,000 pounds or less not complying with stage 3 noise levels.”.

**SEC. 507. ENVIRONMENTAL MITIGATION PILOT PROGRAM.**

(a) **ESTABLISHMENT.**—The Secretary of Transportation shall establish a pilot program to carry out not more than 6 environmental mitigation demonstration projects at public-use airports.

(b) **GRANTS.**—In implementing the program, the Secretary may make a grant to the sponsor of a public-use airport from funds apportioned under section 47117(e)(1)(A) of title 49, United States Code, to carry out an environmental mitigation demonstration project to measurably reduce or mitigate aviation impacts on noise, air quality, or water quality in the vicinity of the airport.

(c) **ELIGIBILITY FOR PASSENGER FACILITY FEES.**—An environmental mitigation demonstration project that receives funds made available under this section may be considered an eligible airport-related project for purposes of section 40117 of such title.

(d) **SELECTION CRITERIA.**—In selecting among applicants for participation in the program, the Secretary shall give priority consideration to applicants proposing to carry out environmental mitigation demonstration projects that will—

(1) achieve the greatest reductions in aircraft noise, airport emissions, or airport water quality impacts either on an absolute basis or on a per dollar of funds expended basis; and

(2) be implemented by an eligible consortium.

(e) **FEDERAL SHARE.**—Notwithstanding any provision of subchapter I of chapter 471 of such title, the United States Government share of allowable project costs of an environmental mitigation demonstration project carried out under this section shall be 50 percent.

(f) **MAXIMUM AMOUNT.**—The Secretary may not make grants for a single environmental mitigation demonstration project under this section in a total amount that exceeds \$2,500,000.

(g) **PUBLICATION OF INFORMATION.**—The Secretary may develop and publish information on the results of environmental mitigation demonstration projects carried out under this section, including information identifying best practices for reducing or mitigating aviation impacts on noise, air quality, or water quality in the vicinity of airports.

(h) **DEFINITIONS.**—In this section, the following definitions apply:

(1) **ELIGIBLE CONSORTIUM.**—The term “eligible consortium” means a consortium of 2 or more of the following entities:

(A) A business incorporated in the United States.

(B) A public or private educational or research organization located in the United States.

(C) An entity of a State or local government.

(D) A Federal laboratory.

(2) **ENVIRONMENTAL MITIGATION DEMONSTRATION PROJECT.**—The term “environmental mitigation demonstration project” means a project that—

(A) demonstrates at a public-use airport environmental mitigation techniques or technologies with associated benefits, which have already been proven in laboratory demonstrations;

(B) utilizes methods for efficient adaptation or integration of innovative concepts to airport operations; and

(C) demonstrates whether a technique or technology for environmental mitigation identified in research is—

(i) practical to implement at or near multiple public-use airports; and

(ii) capable of reducing noise, airport emissions, greenhouse gas emissions, or water quality impacts in measurably significant amounts.

**SEC. 508. AIRCRAFT DEPARTURE QUEUE MANAGEMENT PILOT PROGRAM.**

(a) **IN GENERAL.**—The Secretary of Transportation shall carry out a pilot program at not more than 5 public-use airports under which the Federal Aviation Administration shall use funds made available under section 48101(a) to test air traffic flow management tools, methodologies, and procedures that will allow air traffic controllers of the Administration to better manage the flow of aircraft on the ground and reduce the length of ground holds and idling time for aircraft.

(b) **SELECTION CRITERIA.**—In selecting from among airports at which to conduct the pilot program, the Secretary shall give priority consideration to airports at which improvements in ground control efficiencies are likely to achieve the greatest fuel savings or air quality or other environmental benefits, as measured by the amount of reduced fuel, reduced emissions, or other environmental benefits per dollar of funds expended under the pilot program.

(c) **MAXIMUM AMOUNT.**—Not more than a total of \$5,000,000 may be expended under the pilot program at any single public-use airport.

(d) **REPORT TO CONGRESS.**—Not later than 3 years after the date of the enactment of this section, the Secretary shall submit to the Committee on Transportation and Infrastructure of the House of Representatives and the Committee on Commerce, Science, and Transportation of the Senate a report containing—

(1) an evaluation of the effectiveness of the pilot program, including an assessment of the tools, methodologies, and procedures that provided the greatest fuel savings and air quality and other environmental benefits, and any impacts on safety, capacity, or efficiency of the air traffic control system or the airports at which affected aircraft were operating;

(2) an identification of anticipated benefits from implementation of the tools, methodologies, and procedures developed under the pilot program at other airports;

(3) a plan for implementing the tools, methodologies, and procedures developed under the pilot program at other airports or the Secretary’s reasons for not implementing such measures at other airports; and

(4) such other information as the Secretary considers appropriate.

**SEC. 509. HIGH PERFORMANCE AND SUSTAINABLE AIR TRAFFIC CONTROL FACILITIES.**

(a) **IN GENERAL.**—The Administrator of the Federal Aviation Administration shall implement, to the maximum extent practicable, sustainable practices for the incorporation of energy-efficient design, equipment, systems, and other measures in the construction and major renovation of air traffic control facilities of the Administration in order to reduce energy consumption and improve the environmental performance of such facilities.

(b) **AUTHORIZATION.**—Of amounts appropriated under section 48101(a) of title 49, United States Code, such sums as may be necessary may be used to carry out this section.

**SEC. 510. REGULATORY RESPONSIBILITY FOR AIRCRAFT ENGINE NOISE AND EMISSIONS STANDARDS.**

(a) **INDEPENDENT REVIEW.**—The Administrator of the FAA shall make appropriate arrangements for the National Academy of Public Administration or another qualified independent entity to review, in consultation with the FAA and the EPA, whether it is desirable to locate the regulatory responsibility for the establishment of engine noise and emissions standards for civil aircraft within one of the agencies.

(b) **CONSIDERATIONS.**—The review shall be conducted so as to take into account—

(1) the interrelationships between aircraft engine noise and emissions;

(2) the need for aircraft engine noise and emissions to be evaluated and addressed in an integrated and comprehensive manner;

(3) the scientific expertise of the FAA and the EPA to evaluate aircraft engine emissions and noise impacts on the environment;

(4) expertise to interface environmental performance with ensuring the highest safe and reliable engine performance of aircraft in flight;

(5) consistency of the regulatory responsibility with other missions of the FAA and the EPA;

(6) past effectiveness of the FAA and the EPA in carrying out the aviation environmental responsibilities assigned to the agency; and

(7) the international responsibility to represent the United States with respect to both engine noise and emissions standards for civil aircraft

(c) **REPORT TO CONGRESS.**—Not later than 6 months after the date of enactment of this Act, the Administrator of the FAA shall submit to Congress a report on the results of the review. The report shall include any recommendations developed as a result of the review and, if a transfer of responsibilities is recommended, a description of the steps and timeline for implementation of the transfer.

(d) **DEFINITIONS.**—In this section, the following definitions apply:

(1) **EPA.**—The term “EPA” means the Environmental Protection Agency.

(2) **FAA.**—The term “FAA” means the Federal Aviation Administration.

**TITLE VI—FAA EMPLOYEES AND ORGANIZATION**

**SEC. 601. FEDERAL AVIATION ADMINISTRATION PERSONNEL MANAGEMENT SYSTEM.**

(a) **DISPUTE RESOLUTION.**—Section 40122(a) is amended—

(1) by redesignating paragraphs (3) and (4) as paragraphs (5) and (6), respectively; and

(2) by striking paragraph (2) and inserting the following:

“(2) **DISPUTE RESOLUTION.**—

“(A) **MEDIATION.**—If the Administrator does not reach an agreement under paragraph (1) or the provisions referred to in subsection (g)(2)(C) with the exclusive bargaining representative of the employees, the Administrator and the bargaining representative—

“(i) shall use the services of the Federal Mediation and Conciliation Service to attempt to reach such agreement in accordance with part 1425 of title 29, Code of Federal Regulations (as in effect on the date of enactment of the FAA Reauthorization Act of 2007); or

“(ii) may by mutual agreement adopt alternative procedures for the resolution of disputes or impasses arising in the negotiation of the collective-bargaining agreement.

“(B) **BINDING ARBITRATION.**—

“(1) **ASSISTANCE FROM FEDERAL SERVICE IMPASSES PANEL.**—If the services of the Federal Mediation and Conciliation Service under subparagraph (A)(i) do not lead to an agreement, the Administrator and the exclusive

bargaining representative of the employees (in this subparagraph referred to as the 'parties') shall submit their issues in controversy to the Federal Service Impasses Panel. The Panel shall assist the parties in resolving the impasse by asserting jurisdiction and ordering binding arbitration by a private arbitration board consisting of 3 members.

"(ii) APPOINTMENT OF ARBITRATION BOARD.—The Executive Director of the Panel shall provide for the appointment of the 3 members of a private arbitration board under clause (i) by requesting the Director of the Federal Mediation and Conciliation Service to prepare a list of not less than 15 names of arbitrators with Federal sector experience and by providing the list to the parties. Within 10 days of receiving the list, the parties shall each select one person from the list. The 2 arbitrators selected by the parties shall then select a third person from the list within 7 days. If either of the parties fails to select a person or if the 2 arbitrators are unable to agree on the third person within 7 days, the parties shall make the selection by alternately striking names on the list until one arbitrator remains.

"(iii) FRAMING ISSUES IN CONTROVERSY.—If the parties do not agree on the framing of the issues to be submitted for arbitration, the arbitration board shall frame the issues.

"(iv) HEARINGS.—The arbitration board shall give the parties a full and fair hearing, including an opportunity to present evidence in support of their claims and an opportunity to present their case in person, by counsel, or by other representative as they may elect.

"(v) DECISIONS.—The arbitration board shall render its decision within 90 days after the date of its appointment. Decisions of the arbitration board shall be conclusive and binding upon the parties.

"(vi) COSTS.—The parties shall share costs of the arbitration equally.

"(3) RATIFICATION OF AGREEMENTS.—Upon reaching a voluntary agreement or at the conclusion of the binding arbitration under paragraph (2)(B), the final agreement, except for those matters decided by an arbitration board, shall be subject to ratification by the exclusive bargaining representative of the employees, if so requested by the bargaining representative, and approval by the head of the agency in accordance with the provisions referred to in subsection (g)(2)(C).

"(4) ENFORCEMENT.—

"(A) ENFORCEMENT ACTIONS IN UNITED STATES COURTS.—Each United States district court and each United States court of a place subject to the jurisdiction of the United States shall have jurisdiction of enforcement actions brought under this section. Such an action may be brought in any judicial district in the State in which the violation of this section is alleged to have been committed, the judicial district in which the Federal Aviation Administration has its principal office, or the District of Columbia.

"(B) ATTORNEY FEES.—The court may assess against the Federal Aviation Administration reasonable attorney fees and other litigation costs reasonably incurred in any case under this section in which the complainant has substantially prevailed."

(b) APPLICATION.—On and after the date of enactment of this Act, any changes implemented by the Administrator of the Federal Aviation Administration on and after July 10, 2005, under section 40122(a) of title 49, United States Code (as in effect on the day before such date of enactment), without the agreement of the exclusive bargaining representative of the employees of the Administration certified under section 7111 of title 5, United States Code, shall be null and void and the parties shall be governed by their last mutual agreement before the implemen-

tation of such changes. The Administrator and the bargaining representative shall resume negotiations promptly, and, subject to subsection (c), their last mutual agreement shall be in effect until a new contract is adopted by the Administrator and the bargaining representative. If an agreement is not reached within 45 days after the date on which negotiations resume, the Administrator and the bargaining representative shall submit their issues in controversy to the Federal Service Impasses Panel in accordance with section 7119 of title 5, United States Code, for binding arbitration in accordance with paragraphs (2)(B), (3), and (4) of section 40122(a) of title 49, United States Code (as amended by subsection (a) of this section).

(c) SAVINGS CLAUSE.—All cost of living adjustments and other pay increases, lump sum payments to employees, and leave and other benefit accruals implemented as part of the changes referred to in subsection (b) may not be reversed unless such reversal is part of the calculation of back pay under subsection (d). The Administrator shall waive any overpayment paid to, and not collect any funds for such overpayment, from former employees of the Administration who received lump sum payments prior to their separation from the Administration.

(d) BACK PAY.—

(1) IN GENERAL.—Employees subject to changes referred to in subsection (b) that are determined to be null and void under subsection (b) shall be eligible for pay that the employees would have received under the last mutual agreement between the Administrator and the exclusive bargaining representative of such employees before the date of enactment of this Act and any changes were implemented without agreement of the bargaining representative. The Administrator shall pay the employees such pay subject to the availability of amounts appropriated to carry out this subsection. If the appropriated funds do not cover all claims of the employees for such pay, the Administrator and the bargaining representative, pursuant to negotiations conducted in accordance with section 40122(a) of title 49, United States Code (as amended by subsection (a) of this section), shall determine the allocation of the appropriated funds among the employees on a pro rata basis.

(2) AUTHORIZATION OF APPROPRIATIONS.—There is authorized to be appropriated \$20,000,000 to carry out this subsection.

(e) INTERIM AGREEMENT.—If the Administrator and the exclusive bargaining representative of the employees subject to the changes referred to in subsection (b) reach a final and binding agreement with respect to such changes before the date of enactment of this Act, such agreement shall supersede any changes implemented by the Administrator under section 40122(a) of title 49, United States Code (as in effect on the day before such date of enactment), without the agreement of the bargaining representative, and subsections (b) and (c) shall not take effect.

**SEC. 602. MSPB REMEDIAL AUTHORITY FOR FAA EMPLOYEES.**

Section 40122(g)(3) of title 49, United States Code, is amended by adding at the end the following: "Notwithstanding any other provision of law, retroactive to April 1, 1996, the Board shall have the same remedial authority over such employee appeals that it had as of March 31, 1996."

**SEC. 603. FAA TECHNICAL TRAINING AND STAFFING.**

(a) STUDY.—

(1) IN GENERAL.—The Comptroller General shall conduct a study on the training of the airway transportation systems specialists of the Federal Aviation Administration (in this section referred to as "FAA systems specialists").

(2) CONTENTS.—The study shall—

(A) include an analysis of the type of training provided to FAA systems specialists;

(B) include an analysis of the type of training that FAA systems specialists need to be proficient on the maintenance of latest technologies;

(C) include a description of actions that the Administration has undertaken to ensure that FAA systems specialists receive up-to-date training on the latest technologies;

(D) identify the amount and cost of FAA systems specialists training provided by vendors;

(E) identify the amount and cost of FAA systems specialists training provided by the Administration after developing courses for the training of such specialists;

(F) identify the amount and cost of travel that is required of FAA systems specialists in receiving training; and

(G) include a recommendation regarding the most cost-effective approach to providing FAA systems specialists training.

(3) REPORT.—Not later than 1 year after the date of enactment of this Act, the Comptroller General shall submit to the Committee on Transportation and Infrastructure of the House of Representatives and the Committee on Commerce, Science, and Transportation of the Senate a report on the results of the study.

(b) WORKLOAD OF SYSTEMS SPECIALISTS.—

(1) STUDY BY NATIONAL ACADEMY OF SCIENCES.—Not later than 90 days after the date of enactment of this Act, the Administrator of the Federal Aviation Administration shall make appropriate arrangements for the National Academy of Sciences to conduct a study of the assumptions and methods used by the Federal Aviation Administration to estimate staffing needs for FAA systems specialists to ensure proper maintenance and certification of the national airspace system.

(2) CONTENTS.—The study shall be conducted so as to provide the following:

(A) A suggested method of modifying FAA systems specialists staffing models for application to current local conditions or applying some other approach to developing an objective staffing standard.

(B) The approximate cost and length of time for developing such models.

(3) REPORT.—Not later than one year after the initiation of the arrangements under subsection (a), the National Academy of Sciences shall submit to Congress a report on the results of the study.

**SEC. 604. DESIGNEE PROGRAM.**

(a) REPORT.—Not later than 18 months after the date of enactment of this Act, the Comptroller General shall submit to the Committee on Transportation and Infrastructure of the House of Representatives and the Committee on Commerce, Science, and Transportation of the Senate a report on the status of recommendations made by the Government Accountability Office in its October 2004 report, "Aviation Safety: FAA Needs to Strengthen Management of Its Designee Programs" (GAO-05-40).

(b) CONTENTS.—The report shall include—

(1) an assessment of the extent to which the Federal Aviation Administration has responded to recommendations of the Government Accountability Office referred to in subsection (a);

(2) an identification of improvements, if any, that have been made to the designee programs referred to in the report of the Office as a result of such recommendations; and

(3) an identification of further action that is needed to implement such recommendations, improve the Administration's management control of the designee programs, and increase assurance that designees meet the Administration's performance standards.



**SEC. 605. STAFFING MODEL FOR AVIATION SAFETY INSPECTORS.**

(a) IN GENERAL.—Not later than October 31, 2009, the Administrator of the Federal Aviation Administration shall develop a staffing model for aviation safety inspectors. In developing the model, the Administrator shall follow the recommendations outlined in the 2007 study released by the National Academy of Sciences entitled “Staffing Standards for Aviation Safety Inspectors” and consult with interested persons, including the exclusive collective bargaining representative of the aviation safety inspectors.

(b) AUTHORIZATION OF APPROPRIATIONS.—There are authorized to be appropriated such sums as may be necessary to carry out this section.

**SEC. 606. SAFETY CRITICAL STAFFING.**

(a) AVIATION SAFETY INSPECTORS.—The Administrator of the Federal Aviation Administration shall increase the number of aviation safety inspectors in the Flight Standards Service to not less than—

- (1) \_\_\_ full-time equivalent positions in fiscal year 2008;
- (2) \_\_\_ full-time equivalent positions in fiscal year 2009;
- (3) \_\_\_ full-time equivalent positions in fiscal year 2010; and
- (4) \_\_\_ full-time equivalent positions in fiscal year 2011.

(b) OPERATIONAL SUPPORT.—The Administrator shall increase the number of safety technical specialists and operational support positions in the Flight Standards Service to the levels necessary, as determined by the Administrator, to ensure the most efficient and cost-effective use of the aviation safety inspectors authorized by subsection (a).

(c) AUTHORIZATION OF APPROPRIATIONS.—In addition to amounts authorized by section 106(k) of title 49, United States Code, there is authorized to be appropriated to carry out subsections (a) and (b)—

- (1) \$58,000,000 for fiscal year 2008;
- (2) \$134,000,000 for fiscal year 2009;
- (3) \$170,000,000 for fiscal year 2010; and
- (4) \$208,000,000 for fiscal year 2011.

Such sums shall remain available until expended.

(d) IMPLEMENTATION OF STAFFING STANDARDS.—Notwithstanding any other provision of this section, upon completion of the flight standards service staffing model pursuant to section 604 of this Act, and validation of the model by the Administrator, there are authorized to be appropriated such sums as may be necessary to support the number of aviation safety inspectors, safety technical specialists, and operation support positions that such model determines are required to meet the responsibilities of the Flight Standards Service.

**SEC. 607. FAA AIR TRAFFIC CONTROLLER STAFFING.**

(a) STUDY BY NATIONAL ACADEMY OF SCIENCES.—Not later than 90 days after the date of enactment of this Act, the Administrator of the Federal Aviation Administration shall enter into appropriate arrangements with the National Academy of Sciences to conduct a study of the assumptions and methods used by the Federal Aviation Administration (in this section referred to as the “FAA”) to estimate staffing needs for FAA air traffic controllers to ensure the safe operation of the national airspace system.

(b) CONSULTATION.—In conducting the study, the National Academy of Sciences shall consult with the exclusive bargaining representative of employees of the FAA certified under section 7111 of title 5, United States Code, the Administrator of the Federal Aviation Administration, and representatives of the Civil Aeronautical Medical Institute.

(c) CONTENTS.—The study shall include an examination of representative information on human factors, traffic activity, and the technology and equipment used in air traffic control.

(d) RECOMMENDATIONS AND ESTIMATES.—In conducting the study, the National Academy of Sciences shall develop—

(1) recommendations for the development by the FAA of objective staffing standards to maintain the safety and efficiency of the national airspace system with current and future projected air traffic levels; and

(2) estimates of cost and schedule for the development of such standards by the FAA or its contractors.

(e) REPORT.—Not later than 18 months after the date of enactment of this Act, the National Academy of Sciences shall submit to the Committee on Transportation and Infrastructure of the House of Representatives and the Committee on Commerce, Science, and Transportation of the Senate a report on the results of the study.

**SEC. 608. ASSESSMENT OF TRAINING PROGRAMS FOR AIR TRAFFIC CONTROLLERS.**

(a) STUDY.—The Administrator of the Federal Aviation Administration shall conduct a study to assess the adequacy of training programs for air traffic controllers.

(b) CONTENTS.—The study shall include—

(1) a review of the current training system for air traffic controllers;

(2) an analysis of the competencies required of air traffic controllers for successful performance in the current air traffic control environment;

(3) an analysis of competencies required of air traffic controllers as the Federal Aviation Administration transitions to the Next Generation Air Transportation System; and

(4) an analysis of various training approaches available to satisfy the controller competencies identified under paragraphs (2) and (3).

(c) REPORT.—Not later than 180 days after the date of enactment of this Act, the Administrator shall submit to the Committee on Transportation and Infrastructure of the House of Representatives and the Committee on Commerce, Science, and Transportation of the Senate a report on the results of the study.

**SEC. 609. COLLEGIATE TRAINING INITIATIVE STUDY.**

(a) STUDY.—The Administrator of the Federal Aviation Administration shall conduct a study on training options for graduates of the Collegiate Training Initiative program conducted under section 44506(c) of title 49 United States Code. The study shall analyze the impact of providing as an alternative to the current training provided at the Mike Monroney Aeronautical Center of the Administration a new controller orientation session for graduates of such programs at the Mike Monroney Aeronautical Center followed by on-the-job training for newly hired air traffic controllers who are graduates of such program and shall include—

(1) the cost effectiveness of such an alternative training approach; and

(2) the effect that such an alternative training approach would have on the overall quality of training received by graduates of such programs.

(b) REPORT.—Not later than 180 days after the date of enactment of this Act, the Administrator shall submit to the Committee on Transportation and Infrastructure of the House of Representatives and to the Committee on Commerce, Science, and Transportation of the Senate a report on the results of the study.

**TITLE VII—AVIATION INSURANCE****SEC. 701. GENERAL AUTHORITY.**

(a) EXTENSION OF POLICIES.—Section 44302(f)(1) is amended—

(1) by striking “August 31, 2006” and inserting “September 30, 2011”; and

(2) by striking “December 31, 2006” and inserting “September 30, 2017”.

(b) SUCCESSOR PROGRAM.—Section 44302(f) is amended by adding at the end the following:

“(3) SUCCESSOR PROGRAM.—

“(A) IN GENERAL.—After December 31, 2017, coverage for the risks specified in a policy that has been extended under paragraph (1) shall be provided in an airline industry sponsored risk retention or other risk-sharing arrangement approved by the Secretary.

“(B) TRANSFER OF PREMIUMS.—

“(i) IN GENERAL.—On December 31, 2017, and except as provided in clause (ii), premiums that are collected by the Secretary from the airline industry after September 22, 2001, for any policy under this subsection, and interest earned thereon, as determined by the Secretary, shall be transferred to an airline industry sponsored risk retention or other risk-sharing arrangement approved by the Secretary.

“(ii) DETERMINATION OF AMOUNT TRANSFERRED.—The amount transferred pursuant to clause (i) shall be less—

“(I) the amount of any claims paid out on such policies from September 22, 2001, through December 31, 2017;

“(II) the amount of any claims pending under such policies as of December 31, 2017; and

“(III) the cost, as determined by the Secretary, of administering the provision of insurance policies under this chapter from September 22, 2001, through December 31, 2017.”.

**SEC. 702. EXTENSION OF AUTHORITY TO LIMIT THIRD PARTY LIABILITY OF AIR CARRIERS ARISING OUT OF ACTS OF TERRORISM.**

Section 44303(b) is amended by striking “December 31, 2006” and inserting “December 31, 2012”.

**SEC. 703. CLARIFICATION OF REINSURANCE AUTHORITY.**

Section 44304 is amended in the second sentence by striking “the carrier” and inserting “any insurance carrier”.

**SEC. 704. USE OF INDEPENDENT CLAIMS ADJUSTERS.**

Section 44308(c)(1) is amended in the second sentence by striking “agent” and inserting “agent, or a claims adjuster who is independent of the underwriting agent.”.

**SEC. 705. EXTENSION OF PROGRAM AUTHORITY.**

Section 44310 is amended by striking “March 30, 2008” and inserting “September 30, 2017”.

**TITLE VIII—MISCELLANEOUS****SEC. 801. AIR CARRIER CITIZENSHIP.**

Section 40102(a)(15) is amended by adding at the end the following:

“For purposes of subparagraph (C), an air carrier shall not be deemed to be under the actual control of citizens of the United States unless citizens of the United States control all matters pertaining to the business and structure of the air carrier, including operational matters such as marketing, branding, fleet composition, route selection, pricing, and labor relations.”.

**SEC. 802. DISCLOSURE OF DATA TO FEDERAL AGENCIES IN INTEREST OF NATIONAL SECURITY.**

Section 40119(b) is amended by adding at the end the following:

“(3) LIMITATION ON APPLICABILITY OF FREEDOM OF INFORMATION ACT.—Section 552a of title 5, United States Code, shall not apply to disclosures that the Administrator of the Federal Aviation Administration may make from the systems of records of the Administration to any Federal law enforcement, intelligence, protective service, immigration,

or national security official in order to assist the official receiving the information in the performance of official duties.”.

**SEC. 803. FAA ACCESS TO CRIMINAL HISTORY RECORDS AND DATABASE SYSTEMS.**

(a) IN GENERAL.—Chapter 401 is amended by adding at the end the following:

**“§ 40130. FAA access to criminal history records or databases systems**

“(a) ACCESS TO RECORDS OR DATABASES SYSTEMS.—

“(1) ACCESS TO INFORMATION.—Notwithstanding section 534 of title 28, and regulations issued to implement such section, the Administrator of the Federal Aviation Administration may access a system of documented criminal justice information maintained by the Department of Justice or by a State but may do so only for the purpose of carrying out civil and administrative responsibilities of the Administration to protect the safety and security of the national airspace system or to support the missions of the Department of Justice, the Department of Homeland Security, and other law enforcement agencies.

“(2) RELEASE OF INFORMATION.— In accessing a system referred to in paragraph (1), the Administrator shall be subject to the same conditions and procedures established by the Department of Justice or the State for other governmental agencies with access to the system.

“(3) LIMITATION.—The Administrator may not use the access authorized under paragraph (1) to conduct criminal investigations.

“(b) DESIGNATED EMPLOYEES.—The Administrator shall designate, by order, employees of the Administration who shall carry out the authority described in subsection (a). The designated employees may—

“(1) have access to and receive criminal history, driver, vehicle, and other law enforcement information contained in the law enforcement databases of the Department of Justice, or any jurisdiction of a State, in the same manner as a police officer employed by a State or local authority of that State who is certified or commissioned under the laws of that State;

“(2) use any radio, data link, or warning system of the Federal Government, and of any jurisdiction in a State, that provides information about wanted persons, be-on-the-lookout notices, warrant status, or other officer safety information to which a police officer employed by a State or local authority in that State who is certified or commissioned under the laws of that State has access and in the same manner as such police officer; or

“(3) receive Federal, State, or local government communications with a police officer employed by a State or local authority in that State in the same manner as a police officer employed by a State or local authority in that State who is commissioned under the laws of that State.

“(c) SYSTEM OF DOCUMENTED CRIMINAL JUSTICE INFORMATION DEFINED.—In this section, the term ‘system of documented criminal justice information’ means any law enforcement database, system, or communication containing information concerning identification, criminal history, arrests, convictions, arrest warrants, wanted or missing persons, including the National Crime Information Center and its incorporated criminal history databases and the National Law Enforcement Telecommunications System.”.

(b) CLERICAL AMENDMENT.—The analysis for chapter 401 is amended by adding at the end the following:

“40130. FAA access to criminal history records or databases systems.”.

**SEC. 804. CLARIFICATION OF AIR CARRIER FEE DISPUTES.**

(a) IN GENERAL.—Section 47129 is amended—

(1) in the section heading by striking “air carrier” and inserting “carrier”;

(2) in subsection (a) by striking “(as defined in section 40102 of this title)” and inserting “(as such terms are defined in section 40102)”;

(3) in the heading for subsection (d) by striking “AIR CARRIER” and inserting “AIR CARRIER AND FOREIGN AIR CARRIER”;

(4) in the heading for paragraph (2) of subsection (d) by striking “AIR CARRIER” and inserting “AIR CARRIER AND FOREIGN AIR CARRIER”;

(5) by striking “air carriers” each place it appears and inserting “air carriers or foreign air carriers”;

(6) by striking “air carrier” each place it appears and inserting “air carrier or foreign air carrier”; and

(7) by striking “air carrier’s” each place it appears and inserting “air carrier’s or foreign air carrier’s”.

(b) CLERICAL AMENDMENT.—The analysis for chapter 471 is amended by striking the item relating to section 47129 and inserting the following:

“47129. Resolution of airport-carrier disputes concerning airport fees.”.

**SEC. 805. STUDY ON NATIONAL PLAN OF INTEGRATED AIRPORT SYSTEMS.**

(a) IN GENERAL.—Not later than 90 days after the date of enactment of this Act, the Secretary of Transportation shall initiate a study to evaluate the formulation of the National Plan of Integrated Airport Systems (in this section referred to as the “plan”) under section 47103 of title 49, United States Code.

(b) CONTENTS OF STUDY.—The study shall include a review of the following:

(1) The criteria used for including airports in the plan and the application of such criteria in the most recently published version of the plan.

(2) The changes in airport capital needs between fiscal years 2001 and 2007, as reported in the plan, as compared with the amounts apportioned or otherwise made available to individual airports over the same period of time.

(3) A comparison of the amounts received by airports under the airport improvement program in airport apportionments, State apportionments, and discretionary grants during such fiscal years with capital needs as reported in the plan.

(4) The effect of transfers of airport apportionments under title 49, United States Code.

(5) Any other matters pertaining to the plan that the Secretary determines appropriate.

(c) REPORT TO CONGRESS.—

(1) SUBMISSION.—Not later than 36 months after the date of initiation of the study, the Secretary shall submit to the Committee on Transportation and Infrastructure of the House of Representatives and the Committee on Commerce, Science, and Transportation of the Senate a report on the results of the study.

(2) CONTENTS.—The report shall include—

(A) the findings of the Secretary on each of the subjects listed in subsection (b);

(B) recommendations for any changes to policies and procedures for formulating the plan; and

(C) recommendations for any changes to the methods of determining the amounts to be apportioned or otherwise made available to individual airports.

**SEC. 806. EXPRESS CARRIER EMPLOYEE PROTECTION.**

(a) IN GENERAL.—Section 201 of the Railway Labor Act (45 U.S.C. 181) is amended—

(1) by striking “All” and inserting “(a) IN GENERAL.—All”;

(2) by inserting “and every express carrier” after “common carrier by air”; and

(3) by adding at the end the following:

“(b) SPECIAL RULES FOR EXPRESS CARRIERS.—

“(1) IN GENERAL.—An employee of an express carrier shall be covered by this Act only if that employee is in a position that is eligible for certification under part 61, 63, or 65 of title 14, Code of Federal Regulations, and only if that employee performs duties for the express carrier that are eligible for such certification. All other employees of an express carrier shall be covered by the provisions of the National Labor Relations Act (29 U.S.C. 151 et seq.).

“(2) AIR CARRIER STATUS.—Any person that is an express carrier shall be governed by paragraph (1) notwithstanding any finding that the person is also a common carrier by air.

“(3) EXPRESS CARRIER DEFINED.—In this section, the term ‘express carrier’ means any person (or persons affiliated through common control or ownership) whose primary business is the express shipment of freight or packages through an integrated network of air and surface transportation.”.

(b) CONFORMING AMENDMENT.—Section 1 of such Act (45 U.S.C. 151) is amended in the first paragraph by striking “, any express company that would have been subject to subtitle IV of title 49, United States Code, as of December 31, 1995,”.

**SEC. 807. CONSOLIDATION AND REALIGNMENT OF FAA FACILITIES.**

(a) ESTABLISHMENT OF WORKING GROUP.—Not later than 9 months after the date of enactment of this Act, the Secretary of Transportation shall establish within the FAA a working group to develop criteria and make recommendations for the realignment of services and facilities of the FAA to assist in the transition to next generation facilities and to help reduce capital, operating, maintenance, and administrative costs in instances in which cost reductions can be implemented without adversely affecting safety.

(b) MEMBERSHIP.—The working group shall be composed of, at a minimum—

(1) the Administrator of the FAA;

(2) 2 representatives of air carriers;

(3) 2 representatives of the general aviation community;

(4) 2 representatives of labor unions representing employees who work at field facilities of the FAA; and

(5) 2 representatives of the airport community.

(c) REPORT TO CONGRESS CONTAINING RECOMMENDATIONS OF THE WORKING GROUP.—

(1) SUBMISSION.—Not later than 6 months after convening the working group, the Administrator shall submit to the Committee on Transportation and Infrastructure of the House of Representatives and the Committee on Commerce, Science, and Transportation of the Senate a report containing the criteria and recommendations developed by the working group under this section.

(2) CONTENTS.—The report shall include a justification for each recommendation to consolidate or realign a facility or service and a description of the costs and savings associated with the consolidation or realignment.

(d) PUBLIC NOTICE AND COMMENT.—The Administrator shall publish the report submitted under subsection (c) in the Federal Register and allow 45 days for the submission of public comments. In addition, the Administrator upon request shall hold a public hearing in a community that would be affected by a recommendation in the report.

(e) OBJECTIONS.—Any interested person may file with the Administrator a written objection to a recommendation of the working group.

(f) REPORT TO CONGRESS CONTAINING RECOMMENDATIONS OF THE ADMINISTRATOR.—Not

later than 60 days after the last day of the period for public comment under subsection (d), the Administrator shall submit to the committees referred to in subsection (c)(1) a report containing the recommendations of the Administrator on realignment of services and facilities of the FAA and copies of any public comments and objections received by the Administrator under this section.

(g) **LIMITATION ON IMPLEMENTATION OF REALIGNMENTS AND CONSOLIDATIONS.**—The Administrator may not realign or consolidate any services or facilities of the FAA before the Administrator has submitted the report under subsection (f).

(h) **FAA DEFINED.**—In this section, the term “FAA” means the Federal Aviation Administration.

**SEC. 808. TRANSPORTATION SECURITY ADMINISTRATION CENTRALIZED TRAINING FACILITY FEASIBILITY STUDY.**

(a) **STUDY.**—The Secretary of Homeland Security shall carry out a study on the feasibility of establishing a centralized training center for advanced security training by the Transportation Security Administration.

(b) **CONSIDERATIONS.**—In conducting the study, the Secretary shall take into consideration the benefits, cost, equipment, and building requirements for a training center and whether the benefits of establishing a center would be an efficient process for training transportation security officers.

(c) **REPORT.**—Not later than one year after the date of enactment of this Act, the Secretary shall submit to the Committee on Transportation and Infrastructure and the Committee on Homeland Security of the House of Representatives and the Committee on Commerce, Science, and Transportation of the Senate a report on the results of the study.

**SEC. 809. GAO STUDY ON COOPERATION OF AIRLINE INDUSTRY IN INTERNATIONAL CHILD ABDUCTION CASES.**

(a) **STUDY.**—The Comptroller General shall conduct a study to help determine how the Federal Aviation Administration (in this section referred to as the “FAA”) could better ensure the collaboration and cooperation of air carriers and foreign air carriers providing air transportation and relevant Federal agencies to develop and enforce child safety control for adults traveling internationally with children.

(b) **CONTENTS.**—In conducting the study, the Comptroller General shall examine—

(1) the nature and scope of exit policies and procedures of the FAA, air carriers, and foreign air carriers and how the enforcement of such policies and procedures is monitored, including ticketing and boarding procedures;

(2) the extent to which air carriers and foreign air carriers cooperate in the investigations of international child abduction cases, including cooperation with the National Center for Missing and Exploited Children and relevant Federal, State, and local agencies;

(3) any effective practices, procedures, or lessons learned from the assessment of current practices and procedures of air carriers, foreign air carriers, and operators of other transportation modes that could improve the ability of the aviation community to ensure the safety of children traveling internationally with adults and, as appropriate, enhance the capability of air carriers and foreign air carriers to cooperate in the investigations of international child abduction cases; and

(4) any liability issues associated with providing assistance in such investigations.

(c) **REPORT.**—Not later than one year after the date of the enactment of this Act, the Comptroller General shall submit to Congress a report on the results of the study.

**SEC. 810. LOST NATION AIRPORT, OHIO.**

(a) **APPROVAL OF SALE.**—The Secretary of Transportation may approve the sale of Lost

Nation Airport from the city of Willoughby, Ohio, to Lake County, Ohio, if—

(1) Lake County meets all applicable requirements for sponsorship of the airport; and

(2) Lake County agrees to assume the obligations and assurances of the grant agreements relating to the airport executed by the city of Willoughby under chapter 471 of title 49, United States Code, and to operate and maintain the airport in accordance with such obligations and assurances.

(b) **TREATMENT OF PROCEEDS FROM SALE.**—The Secretary may grant to the city of Willoughby an exemption from the provisions of sections 47107 and 47133 of such title, any grant obligations of the city of Willoughby, and regulations and policies of the Federal Aviation Administration to the extent necessary to allow the city of Willoughby to use the proceeds from the sale approved under subsection (a) for any purpose authorized by the city of Willoughby.

**SEC. 811. POLLOCK MUNICIPAL AIRPORT, LOUISIANA.**

(a) **FINDINGS.**—Congress finds that—

(1) Pollock Municipal Airport located in Pollock, Louisiana (in this section referred to as the “airport”), has never been included in the National Plan of Integrated Airport Systems pursuant to section 47103 of title 49, United States Code, and is therefore not considered necessary to meet the current or future needs of the national aviation system; and

(2) closing the airport will not adversely affect aviation safety, aviation capacity, or air commerce.

(b) **REQUEST FOR CLOSURE.**—

(1) **APPROVAL.**—Notwithstanding any other provision of law, requirement, or agreement and subject to the requirements of this section, the Administrator of the Federal Aviation Administration shall—

(A) approve a request from the town of Pollock, Louisiana, to close the airport as a public airport; and

(B) release the town from any term, condition, reservation, or restriction contained in a surplus property conveyance or transfer document, and from any order or finding by the Department of Transportation on the use and repayment of airport revenue applicable to the airport, that would otherwise prevent the closure of the airport and redevelopment of the facilities to nonaeronautical uses.

(2) **CONTINUED AIRPORT OPERATION PRIOR TO APPROVAL.**—The town of Pollock shall continue to operate and maintain the airport until the Administrator grants the town’s request for closure of the airport.

(3) **USE OF PROCEEDS FROM SALE OF AIRPORT.**—Upon the approval of the request to close the airport, the town of Pollock shall obtain fair market value for the sale of the airport property and shall immediately upon receipt transfer all such proceeds from the sale of the airport property to the sponsor of a public airport designated by the Administrator to be used for the development or improvement of such airport.

(4) **RELOCATION OF AIRCRAFT.**—Before closure of the airport, the town of Pollock shall provide adequate time for any airport-based aircraft to relocate.

**SEC. 812. HUMAN INTERVENTION AND MOTIVATION STUDY PROGRAM.**

(a) **IN GENERAL.**—Not later than 6 months after the date of enactment of this Act, the Administrator of the Federal Aviation Administration shall develop a human intervention and motivation study program for flight crewmembers involved in air carrier operations in the United States under part 121 of title 14, Code of Federal Regulations.

(b) **AUTHORIZATION OF APPROPRIATIONS.**—There are authorized to be appropriated to carry out this section such sums as may be

necessary for each of fiscal years 2008 through 2011. Such sums shall remain available until expended.

**SEC. 813. WASHINGTON, D.C., AIR DEFENSE IDENTIFICATION ZONE.**

(a) **SUBMISSION OF PLAN TO CONGRESS.**—Not later than 90 days after the date of enactment of this Act, the Administrator of the Federal Aviation Administration, in coordination with Secretary of Homeland Security and Secretary of Defense, shall submit to the Committee on Transportation and Infrastructure of the House of Representatives and the Committee on Commerce, Science, and Transportation of the Senate a plan for the Washington, D.C., Air Defense Identification Zone.

(b) **CONTENTS OF PLAN.**—The plan shall outline specific changes to the Washington, D.C., Air Defense Identification Zone that will decrease operational impacts and improve general aviation access to airports in the National Capital Region that are currently impacted by the zone.

**SEC. 814. MERRILL FIELD AIRPORT, ANCHORAGE, ALASKA.**

(a) **IN GENERAL.**—Notwithstanding any other provision of law, including the Federal Airport Act (as in effect on August 8, 1958), the United States releases, without monetary consideration, all restrictions, conditions, and limitations on the use, encumbrance, or conveyance of certain land located in the municipality of Anchorage, Alaska, more particularly described as Tracts 22 and 24 of the Fourth Addition to the Town Site of Anchorage, Alaska, as shown on the plat of U.S. Survey No. 1456, accepted June 13, 1923, on file in the Bureau of Land Management, Department of Interior.

(b) **GRANTS.**—Notwithstanding any other provision of law, the municipality of Anchorage shall be released from the repayment of any outstanding grant obligations owed by the municipality to the Federal Aviation Administration with respect to any land described in subsection (a) that is subsequently conveyed to or used by the Department of Transportation and Public Facilities of the State of Alaska for the construction or reconstruction of a federally subsidized highway project.

**SEC. 815. WILLIAM P. HOBBY AIRPORT, HOUSTON, TEXAS.**

It is the sense of Congress that the Nation—

(1) supports the goals and ideals of the 1940 Air Terminal Museum located at William P. Hobby Airport in the city of Houston, Texas;

(2) congratulates the city of Houston and the 1940 Air Terminal Museum on the 80-year history of William P. Hobby Airport and the vital role of the airport in Houston’s and the Nation’s transportation infrastructure; and

(3) recognizes the 1940 Air Terminal Museum for its importance to the Nation in the preservation and presentation of civil aviation heritage and recognizes the importance of civil aviation to the Nation’s history and economy.

**TITLE IX—FEDERAL AVIATION RESEARCH AND DEVELOPMENT**

**SEC. 901. SHORT TITLE.**

This title may be cited as the “Federal Aviation Research and Development Reauthorization Act of 2007”.

**SEC. 902. DEFINITIONS.**

As used in this title, the following definition apply:

(1) **ADMINISTRATOR.**—The term “Administrator” means the Administrator of the Federal Aviation Administration.

(2) **FAA.**—The term “FAA” means the Federal Aviation Administration.

(3) **NASA.**—The term “NASA” means the National Aeronautics and Space Administration.

(4) NATIONAL RESEARCH COUNCIL.—The term “National Research Council” means the National Research Council of the National Academies of Science and Engineering.

(5) NOAA.—The term “NOAA” means the National Oceanic and Atmospheric Administration.

(6) NSF.—The term “NSF” means the National Science Foundation.

(7) SECRETARY.—The term “Secretary” means the Secretary of Transportation.

**SEC. 903. INTERAGENCY RESEARCH INITIATIVE ON THE IMPACT OF AVIATION ON THE CLIMATE.**

(a) IN GENERAL.—The Administrator, in coordination with NASA and the United States Climate Change Science Program, shall establish a research initiative to assess the impact of aviation on the climate and, if warranted, to evaluate approaches to mitigate that impact.

(b) RESEARCH PLAN.—Not later than one year after the date of enactment of this Act, the participating Federal entities shall jointly develop a plan for the research program that contains the objectives, proposed tasks, milestones, and 5-year budgetary profile.

**SEC. 904. RESEARCH PROGRAM ON RUNWAYS.**

(a) RESEARCH PROGRAM.—The Administrator shall maintain a program of research grants to universities and nonprofit research foundations for research and technology demonstrations related to—

- (1) improved runway surfaces; and
- (2) engineered material restraining systems for runways at both general aviation airports and airports with commercial air carrier operations.

(b) AUTHORIZATION OF APPROPRIATIONS.—There is authorized to be appropriated such sums as may be necessary for each of the fiscal years 2008 through 2011 to carry out this section.

**SEC. 905. RESEARCH ON DESIGN FOR CERTIFICATION.**

(a) ESTABLISHMENT OF PROGRAM.—Not later than 6 months after the date of enactment of this Act, the FAA, in consultation with other agencies as appropriate, shall establish a research program on methods to improve both confidence in and the timeliness of certification of new technologies for their introduction into the national airspace system.

(b) RESEARCH PLAN.—Not later than 1 year after the date of enactment of this Act, as part of the activity described in subsection (a), the FAA shall develop a plan for the research program that contains the objectives, proposed tasks, milestones, and five-year budgetary profile.

(c) REVIEW.—The Administrator shall have the National Research Council conduct an independent review of the research program plan and provide the results of that review to the Committee on Science and Technology and the Committee on Transportation and Infrastructure of the House of Representatives and the Committee on Commerce, Science, and Transportation of the Senate not later than 18 months after the date of enactment of this Act.

**SEC. 906. CENTERS OF EXCELLENCE.**

(a) GOVERNMENT'S SHARE OF COSTS.—Section 44513(f) is amended to read as follows:

“(f) GOVERNMENT'S SHARE OF COSTS.—The United States Government's share of establishing and operating the center and all related research activities that grant recipients carry out shall not exceed 75 percent of the costs. The United States Government's share of an individual grant under this section shall not exceed 90 percent of the costs.”.

(b) ANNUAL REPORT.—The Administrator shall transmit annually to the Committee on Science and Technology and the Committee on Transportation and Infrastructure of the

House of Representatives and the Committee on Commerce, Science, and Transportation of the Senate at the time of the President's budget request a report that lists—

(1) the research projects that have been initiated by each Center of Excellence in the preceding year;

(2) the amount of funding for each research project and the funding source;

(3) the institutions participating in each project and their shares of the overall funding for each research project; and

(4) the level of cost-sharing for each research project.

**SEC. 907. AIRPORT COOPERATIVE RESEARCH PROGRAM.**

Section 44511(f) is amended—

(1) in paragraph (1) by striking “establish a 4-year pilot” and inserting “maintain an”; and

(2) in paragraph (4)—

(A) by striking “expiration of the program” and inserting “expiration of the pilot program”; and

(B) by striking “program, including recommendations as to the need for establishing a permanent airport cooperative research program” and inserting “program”.

**SEC. 908. UNMANNED AIRCRAFT SYSTEMS.**

(a) RESEARCH INITIATIVE.—Section 44504(b) is amended—

(1) in paragraph (6) by striking “and” after the semicolon;

(2) in paragraph (7) by striking the period at the end and inserting “; and”; and

(3) by adding at the end the following:

“(8) in conjunction with other Federal agencies, as appropriate, to develop technologies and methods to assess the risk of and prevent defects, failures, and malfunctions of products, parts, and processes, for use in all classes of unmanned aircraft systems that could result in a catastrophic failure of the unmanned aircraft that would endanger other aircraft in the national airspace system.”.

(b) SYSTEMS, PROCEDURES, FACILITIES, AND DEVICES.—Section 44505(b) is amended—

(1) in paragraph (4) by striking “and” after the semicolon;

(2) in paragraph (5)(C) by striking the period at the end and inserting a semicolon; and

(3) by adding at the end the following:

“(6) to develop a better understanding of the relationship between human factors and unmanned aircraft systems safety; and

“(7) to develop dynamic simulation models for integrating all classes of unmanned aircraft systems into the national airspace system without any degradation of existing levels of safety for all national airspace system users.”.

**SEC. 909. RESEARCH GRANTS PROGRAM INVOLVING UNDERGRADUATE STUDENTS.**

(a) IN GENERAL.—The Administrator shall establish a program to utilize colleges and universities, including Historically Black Colleges and Universities, Hispanic serving institutions, tribally controlled colleges and universities, and Alaska Native and Native Hawaiian serving institutions in conducting research by undergraduate students on subjects of relevance to the FAA. Grants may be awarded under this section for—

(1) research projects to be carried out primarily by undergraduate students;

(2) research projects that combine undergraduate research with other research supported by the FAA;

(3) research on future training requirements related to projected changes in regulatory requirements for aircraft maintenance and power plant licensees; and

(4) research on the impact of new technologies and procedures, particularly those related to aircraft flight deck and air traffic management functions, and on training re-

quirements for pilots and air traffic controllers.

(b) AUTHORIZATION OF APPROPRIATIONS.—There is authorized to be appropriated \$5,000,000 for each of the fiscal years 2008 through 2011, for research grants under this section.

**SEC. 910. RESEARCH PROGRAM ON SPACE WEATHER AND AVIATION.**

(a) ESTABLISHMENT.—The Administrator shall, in coordination with the National Science Foundation, National Aeronautics and Space Administration, National Oceanic and Atmospheric Administration, and other relevant agencies, initiate a research program to—

(1) conduct or supervise research projects on impacts of space weather to aviation, including communication, navigation, avionic systems, and on airline passengers and personnel; and

(2) facilitate the transfer of technology from space weather research programs to Federal agencies with operational responsibilities and to the private sector.

(b) USE OF GRANTS OR COOPERATIVE AGREEMENTS.—The Administrator may use grants or cooperative agreements in carrying out this section.

(c) AUTHORIZATION OF APPROPRIATIONS.—In addition to amounts authorized to be appropriated by the amendments made by this Act, there is authorized to be appropriated \$1,000,000 for each of the fiscal years 2008 through 2011 to carry out this section.

**SEC. 911. AVIATION GAS RESEARCH AND DEVELOPMENT PROGRAM.**

(a) CONTINUATION OF PROGRAM.—The Administrator, in coordination with the NASA Administrator, shall continue research and development activities into technologies for modification of existing general aviation piston engines to enable their safe operation using unleaded aviation fuel.

(b) ROADMAP.—Not later than 120 days after the date of enactment of this Act, the Administrator shall develop a research and development roadmap for the program continued in subsection (a), containing the specific research and development objectives and the anticipated timetable for achieving the objectives.

(c) REPORT.—Not later than 130 days after the date of enactment of this Act, the Administrator shall provide the roadmap specified in subsection (b) to the Committee on Science and Technology of the House of Representatives and the Committee on Commerce, Science, and Transportation of the Senate.

(d) AUTHORIZATION OF APPROPRIATIONS.—There is authorized to be appropriated \$750,000 for each of the fiscal years 2008 through 2010 to carry out this section.

**SEC. 912. RESEARCH REVIEWS AND ASSESSMENTS.**

(a) REVIEW OF FAA'S ENERGY- AND ENVIRONMENT-RELATED RESEARCH PROGRAMS.—

(1) STUDY.—The Administrator shall enter into an arrangement with the National Research Council for a review of the FAA's energy- and environment-related research programs. The review shall assess whether—

(A) the programs have well-defined, prioritized, and appropriate research objectives;

(B) the programs are properly coordinated with the energy- and environment-related research programs of NASA, NOAA, and other relevant agencies;

(C) the programs have allocated appropriate resources to each of the research objectives; and

(D) there exist suitable mechanisms for transitioning the research results into the FAA's operational technologies and procedures and certification activities.

(2) REPORT.—A report containing the results of the review shall be provided to the

Committee on Science and Technology of the House of Representatives and the Committee on Commerce, Science, and Transportation of the Senate within 18 months of the enactment of this Act.

(b) **ASSESSMENT OF THE IMPACT OF SPACE WEATHER ON AVIATION.**—

(1) **STUDY.**—The Administrator shall enter into an arrangement with the National Research Council for a study of the impacts of space weather on the current and future United States aviation industry, and in particular, to examine the risks for Over-The-Pole (OTP) and Ultra-Long-Range (ULR) operations. The study shall—

(A) examine space weather impacts on at least the following areas: communications, navigation, avionics, and human health in flight;

(B) assess the benefits of space weather information and services to reduce aviation costs and maintain safety;

(C) provide recommendations on how NASA, NOAA, and the NSF can most effectively carry out research and monitoring activities related to space weather and aviation; and

(D) provide recommendations on how to integrate space weather information into the Next Generation Air Transportation System.

(2) **REPORT.**—A report containing the results of the study shall be provided to the Committee on Science and Technology of the House of Representatives and the Committee on Commerce, Science, and Transportation of the Senate not later than 1 year after the date of enactment of this Act.

**SEC. 913. REVIEW OF FAA'S AVIATION SAFETY-RELATED RESEARCH PROGRAMS.**

(a) **REVIEW.**—The Administrator shall enter into an arrangement with the National Research Council for an independent review of the FAA's aviation safety-related research programs. The review shall assess whether—

(1) the programs have well-defined, prioritized, and appropriate research objectives;

(2) the programs are properly coordinated with the safety research programs of NASA and other relevant Federal agencies;

(3) the programs have allocated appropriate resources to each of the research objectives; and

(4) there exist suitable mechanisms for transitioning the research results from the programs into the FAA's operational technologies and procedures and certification activities in a timely manner.

(b) **AVIATION SAFETY-RELATED RESEARCH PROGRAMS TO BE ASSESSED.**—The FAA aviation safety-related research programs to be assessed under the review shall include, at a minimum, the following:

(1) Air traffic control/technical operations human factors.

(2) Runway incursion reduction.

(3) Flightdeck/maintenance system integration human factors.

(4) Airports technology research—safety.

(5) Airport cooperative research program—safety.

(6) Weather program.

(7) Atmospheric hazards/digital system safety.

(8) Fire research and safety.

(9) Propulsion and fuel systems.

(10) Advanced materials/structural safety.

(11) Aging aircraft.

(12) Aircraft catastrophic failure prevention research.

(13) Aeromedical research.

(14) Aviation safety risk analysis.

(15) Unmanned aircraft systems research.

(16) Safe Flight 21—Alaska Capstone.

(c) **REPORT.**—Not later than 14 months after the date of enactment of this Act, the Administrator shall submit to Congress a report on the results of the review.

(d) **AUTHORIZATION OF APPROPRIATIONS.**—In addition to amounts authorized to be appropriated by the amendments made by this Act, there is authorized to be appropriated \$700,000 for fiscal year 2008 to carry out this section.

**SEC. 914. RESEARCH PROGRAM ON ALTERNATIVE JET FUEL TECHNOLOGY FOR CIVIL AIRCRAFT.**

(a) **ESTABLISHMENT OF RESEARCH PROGRAM.**—Using amounts made available under section 48102(a) of title 49, United States Code, the Secretary of Transportation shall establish a research program related to developing jet fuel from alternative sources (such as coal, natural gas, biomass, ethanol, butanol, and hydrogen) through grants or other measures authorized under section 106(l)(6) of such title, including reimbursable agreements with other Federal agencies.

(b) **PARTICIPATION BY EDUCATIONAL AND RESEARCH INSTITUTIONS.**—In conducting the program, the Secretary shall provide for participation by educational and research institutions that have existing facilities and experience in the development and deployment of technology for alternative jet fuels.

(c) **DESIGNATION OF INSTITUTE AS A CENTER OF EXCELLENCE.**—Not later than 6 months after the date of enactment of this Act, the Administrator of the Federal Aviation Administration shall designate an institution described in subsection (a) as a Center of Excellence for Alternative Jet Fuel Research.

**SEC. 915. CENTER FOR EXCELLENCE IN AVIATION EMPLOYMENT.**

(a) **ESTABLISHMENT.**—The Administrator shall establish a Center for Excellence in Aviation Employment (in this section referred to as the "Center").

(b) **APPLIED RESEARCH AND TRAINING.**—The Center shall conduct applied research and training on—

(1) human performance in the air transportation environment;

(2) air transportation personnel, including air traffic controllers, pilots, and technicians; and

(3) any other aviation human resource issues pertinent to developing and maintaining a safe and efficient air transportation system.

(c) **DUTIES.**—The Center shall—

(1) in conjunction with the Collegiate Training Initiative and other air traffic controller training programs, develop, implement, and evaluate a comprehensive, best-practices based training program for air traffic controllers;

(2) work with the Office of Human Resource Management of the FAA as that office develops and implements a strategic recruitment and marketing program to help the FAA compete for the best qualified employees and incorporate an employee value proposition process that results in attracting a broad-based and diverse aviation workforce in mission critical positions, including air traffic controller, aviation safety inspector, airway transportation safety specialist, and engineer;

(3) through industry surveys and other research methodologies and in partnership with the "Taskforce on the Future of the Aerospace Workforce" and the Secretary of Labor, establish a baseline of general aviation employment statistics for purposes of projecting and anticipating future workforce needs and demonstrating the economic impact of general aviation employment;

(4) conduct a comprehensive analysis of the airframe and powerplant technician certification process and employment trends for maintenance repair organization facilities, certificated repair stations, and general aviation maintenance organizations;

(5) establish a best practices model in aviation maintenance technician school environments; and

(6) establish a workforce retraining program to allow for transition of recently unemployed and highly skilled mechanics into aviation employment.

(d) **AUTHORIZATION OF APPROPRIATIONS.**—There are authorized to be appropriated to the Administrator such sums as may be necessary to carry out this section. Such sums shall remain available until expended.

## TITLE X—AIRPORT AND AIRWAY TRUST FUND FINANCING

**SEC. 1001. SHORT TITLE.**

This title may be cited as the "Airport and Airway Trust Fund Financing Act of 2007".

**SEC. 1002. EXTENSION AND MODIFICATION OF TAXES FUNDING AIRPORT AND AIRWAY TRUST FUND.**

(a) **RATE OF TAX ON AVIATION-GRADE KEROSENE AND AVIATION GASOLINE.**—

(1) **AVIATION-GRADE KEROSENE.**—Subparagraph (A) of section 4081(a)(2) of the Internal Revenue Code of 1986 (relating to rates of tax) is amended by striking "and" at the end of clause (ii), by striking the period at the end of clause (iii) and inserting ", and", and by adding at the end the following new clause:

"(iv) in the case of aviation-grade kerosene, 35.9 cents per gallon."

(2) **AVIATION GASOLINE.**—Clause (ii) of section 4081(a)(2)(A) of such Code is amended by striking "19.3 cents" and inserting "24.1 cents".

(3) **FUEL REMOVED DIRECTLY INTO FUEL TANK OF AIRPLANE USED IN NONCOMMERCIAL AVIATION.**—Subparagraph (C) of section 4081(a)(2) of such Code is amended to read as follows:

"(C) TAXES IMPOSED ON FUEL USED IN COMMERCIAL AVIATION.— In the case of aviation-grade kerosene which is removed from any refinery or terminal directly into the fuel tank of an aircraft for use in commercial aviation by a person registered for such use under section 4101, the rate of tax under subparagraph (A)(iv) shall be 4.3 cents per gallon."

(4) **CONFORMING AMENDMENTS.**—

(A) Clause (iii) of section 4081(a)(2)(A) of such Code is amended by inserting "other than aviation-grade kerosene" after "kerosene".

(B) The following provisions of such Code are each amended by striking "kerosene" and inserting "aviation-grade kerosene":

(i) Section 4081(a)(3)(A)(ii).

(ii) Section 4081(a)(3)(A)(iv).

(iii) Section 4081(a)(3)(D).

(C) Section 4081(a)(3)(D) of such Code is amended—

(i) by striking "paragraph (2)(C)(i)" in clause (i) and inserting "paragraph (2)(C)", and

(ii) by striking "paragraph (2)(C)(ii)" in clause (ii) and inserting "paragraph (2)(A)(iv)".

(D) Section 4081(a)(4) of such Code is amended in the heading by striking "KEROSENE" and inserting "AVIATION-GRADE KEROSENE".

(E) Section 4081(d)(2) of such Code is amended by inserting ", (a)(2)(A)(iv)," after "subsections (a)(2)(A)(ii)".

(b) **EXTENSION.**—

(1) **FUELS TAXES.**—Paragraph (2) of section 4081(d) of such Code is amended by striking "gallon—" and all that follows and inserting "gallon after September 30, 2011".

(2) **TAXES ON TRANSPORTATION OF PERSONS AND PROPERTY.**—

(A) **PERSONS.**—Clause (ii) of section 4261(j)(1)(A) of such Code is amended by striking "September 30, 2007" and inserting "September 30, 2011".

(B) **PROPERTY.**—Clause (ii) of section 4271(d)(1)(A) of such Code is amended by striking "September 30, 2007" and inserting "September 30, 2011".

(c) EXEMPTION FOR AVIATION-GRADE KEROSENE REMOVED INTO AN AIRCRAFT.—Subsection (e) of section 4082 of such Code is amended—

(1) by striking “kerosene” and inserting “aviation-grade kerosene”,

(2) by striking “section 4081(a)(2)(A)(iii)” and inserting “section 4081(a)(2)(A)(iv)”, and

(3) by striking “KEROSENE” in the heading and inserting “AVIATION-GRADE KEROSENE”.

(d) RETAIL TAX ON AVIATION FUEL.—

(1) EXEMPTION FOR PREVIOUSLY TAXED FUEL.—Paragraph (2) of section 4041(c) of such Code is amended by inserting “at the rate specified in subsection (a)(2)(A)(iv) thereof” after “section 4081”.

(2) RATE OF TAX.—Paragraph (3) of section 4041(c) of such Code is amended to read as follows:

“(3) RATE OF TAX.—The rate of tax imposed by this subsection shall be the rate of tax in effect under section 4081(a)(2)(A)(iv) (4.3 cents per gallon with respect to any sale or use for commercial aviation).”.

(e) REFUNDS RELATING TO AVIATION-GRADE KEROSENE.—

(1) KEROSENE USED IN COMMERCIAL AVIATION.—Clause (ii) of section 6427(l)(4)(A) of such Code is amended by striking “specified in section 4041(c) or 4081(a)(2)(A)(iii), as the case may be,” and inserting “so imposed”.

(2) KEROSENE USED IN AVIATION.—Paragraph (4) of section 6427(l) of such Code is amended—

(A) by striking subparagraph (B) and redesignating subparagraph (C) as subparagraph (B), and

(B) by amending subparagraph (B), as redesignated by subparagraph (A), to read as follows:

“(B) PAYMENTS TO ULTIMATE, REGISTERED VENDOR.—With respect to any kerosene used in aviation (other than kerosene to which paragraph (6) applies), if the ultimate purchaser of such kerosene waives (at such time and in such form and manner as the Secretary shall prescribe) the right to payment under paragraph (1) and assigns such right to the ultimate vendor, then the Secretary shall pay (without interest) the amount which would be paid under paragraph (1) to such ultimate vendor, but only if such ultimate vendor—

“(i) is registered under section 4101, and

“(ii) meets the requirements of subparagraph (A), (B), or (D) of section 6416(a)(1).”.

(3) AVIATION-GRADE KEROSENE NOT USED IN AVIATION.—Subsection (1) of section 6427 of such Code is amended by redesignating paragraph (5) as paragraph (6) and by inserting after paragraph (4) the following new paragraph:

“(5) REFUNDS FOR AVIATION-GRADE KEROSENE NOT USED IN AVIATION.—If tax has been imposed under section 4081 at the rate specified in section 4081(a)(2)(A)(iv) and the fuel is used other than in an aircraft, the Secretary shall pay (without interest) to the ultimate purchaser of such fuel an amount equal to the amount of tax imposed on such fuel reduced by the amount of tax that would be imposed under section 4041 if no tax under section 4081 had been imposed.”.

(4) CONFORMING AMENDMENTS.—

(A) Section 6427(i)(4) of such Code is amended—

(i) by striking “(4)(C)” the first two places it occurs and inserting “(4)(B)”, and

(ii) by striking “, (1)(4)(C)(ii), and” and inserting “and”.

(B) Section 4082(d)(2)(B) of such Code is amended by striking “6427(l)(5)(B)” and inserting “6427(l)(6)(B)”.

(f) AIRPORT AND AIRWAY TRUST FUND.—

(1) EXTENSION OF TRUST FUND AUTHORITIES.—

(A) EXPENDITURES FROM TRUST FUND.—Paragraph (1) of section 9502(d) of such Code is amended—

(i) in the matter preceding subparagraph (A) by striking “October 1, 2007” and inserting “October 1, 2011”, and

(ii) in subparagraph (A) by inserting “or the FAA Reauthorization Act of 2007” before the semicolon at the end.

(B) LIMITATION ON TRANSFERS TO TRUST FUND.—Paragraph (2) of section 9502(f) of such Code is amended by striking “October 1, 2007” and inserting “October 1, 2011”.

(2) TRANSFERS TO TRUST FUND.—Subparagraph (C) of section 9502(b)(1) of such Code is amended to read as follows:

“(C) section 4081 with respect to aviation gasoline and aviation-grade kerosene, and”.

(3) TRANSFERS ON ACCOUNT OF CERTAIN REVENUES.—

(A) IN GENERAL.—Subsection (d) of section 9502 of such Code is amended—

(i) in paragraph (2) by striking “(other than subsection (1)(4) thereof)”, and

(ii) in paragraph (3) by striking “(other than payments made by reason of paragraph (4) of section 6427(1))”.

(B) CONFORMING AMENDMENTS.—

(i) Section 9503(b)(4) of such Code is amended by striking “or” at the end of subparagraph (C), by striking the period at the end of subparagraph (D) and inserting a comma, and by inserting after subparagraph (D) the following:

“(E) section 4081 to the extent attributable to the rate specified in clause (ii) or (iv) of section 4081(a)(2)(A), or

“(F) section 4041(c).”.

(ii) Section 9503(c) of such Code is amended by striking the last paragraph (relating to transfers from the Trust Fund for certain aviation fuel taxes).

(iii) Section 9502(a) of such Code is amended by striking “, section 9503(c)(7).”.

(4) TRANSFERS ON ACCOUNT OF AVIATION-GRADE KEROSENE NOT USED IN AVIATION.—Section 9502(d) of such Code is amended by adding at the end the following new paragraph:

“(7) TRANSFERS FROM AIRPORT AND AIRWAY TRUST FUND ON ACCOUNT OF AVIATION-GRADE KEROSENE NOT USED IN AVIATION.—The Secretary of the Treasury shall pay from time to time from the Airport and Airway Trust Fund into the Highway Trust Fund amounts as determined by the Secretary of the Treasury equivalent to amounts transferred to the Airport and Airway Trust Fund with respect to aviation-grade kerosene not used in aviation.”.

(5) EXPENDITURES FOR AIR TRAFFIC CONTROL MODERNIZATION.—Section 9502(d) of such Code, as amended by this title, is amended by adding at the end the following new paragraph:

“(8) EXPENDITURES FOR AIR TRAFFIC CONTROL MODERNIZATION.—The following amounts may be used only for making expenditures to carry out air traffic control modernization:

“(A) So much of the amounts appropriated under subsection (b)(1)(C) as the Secretary estimates are attributable to—

“(i) 14.1 cents per gallon of the tax imposed at the rate specified in section 4081(a)(2)(A)(iv) in the case of aviation-grade kerosene used other than in commercial aviation (as defined in section 4083(b)), and

“(ii) 4.8 cents per gallon of the tax imposed at the rate specified in section 4081(a)(2)(A)(ii) in the case of aviation gasoline used other than in commercial aviation (as so defined).

“(B) Any amounts credited to the Airport and Airway Trust Fund under section 9602(b) with respect to amounts described in this paragraph.”.

(g) EFFECTIVE DATE.—

(1) MODIFICATIONS.—Except as provided in paragraph (2), the amendments made by this section shall apply to fuels removed, entered, or sold after December 31, 2007.

(2) EXTENSIONS.—The amendments made by subsections (b) and (f)(1) shall take effect on the date of the enactment of this Act.

(h) FLOOR STOCKS TAX.—

(1) IMPOSITION OF TAX.—In the case of aviation fuel which is held on January 1, 2008, by any person, there is hereby imposed a floor stocks tax on aviation fuel equal to—

(A) the tax which would have been imposed before such date on such fuel had the amendments made by this section been in effect at all times before such date, reduced by

(B) the sum of—

(i) the tax imposed before such date on such fuel under section 4081 of the Internal Revenue Code of 1986, as in effect on such date, and

(ii) in the case of kerosene held exclusively for such person’s own use, the amount which such person would (but for this clause) reasonably expect (as of such date) to be paid as a refund under section 6427(l) of such Code with respect to such kerosene.

(2) LIABILITY FOR TAX AND METHOD OF PAYMENT.—

(A) LIABILITY FOR TAX.—A person holding aviation fuel on January 1, 2008, shall be liable for such tax.

(B) TIME AND METHOD OF PAYMENT.—The tax imposed by paragraph (1) shall be paid on April 30, 2008, and in such manner as the Secretary of the Treasury shall prescribe.

(3) TRANSFER OF FLOOR STOCK TAX REVENUES TO TRUST FUNDS.—For purposes of determining the amount transferred to the Airport and Airway Trust Fund, the tax imposed by this subsection shall be treated as imposed by the provision of section 4081 of the Internal Revenue Code of 1986 which applies with respect to the aviation fuel involved.

(4) DEFINITIONS.—For purposes of this subsection—

(A) AVIATION FUEL.—The term “aviation fuel” means aviation-grade kerosene and aviation gasoline, as such terms are used within the meaning of section 4081 of the Internal Revenue Code of 1986.

(B) HELD BY A PERSON.—Aviation fuel shall be considered as held by a person if title thereto has passed to such person (whether or not delivery to the person has been made).

(C) SECRETARY.—The term “Secretary” means the Secretary of the Treasury or the Secretary’s delegate.

(5) EXCEPTION FOR EXEMPT USES.—The tax imposed by paragraph (1) shall not apply to any aviation fuel held by any person exclusively for any use to the extent a credit or refund of the tax is allowable under the Internal Revenue Code of 1986 for such use.

(6) EXCEPTION FOR CERTAIN AMOUNTS OF FUEL.—

(A) IN GENERAL.—No tax shall be imposed by paragraph (1) on any aviation fuel held on January 1, 2008, by any person if the aggregate amount of such aviation fuel held by such person on such date does not exceed 2,000 gallons. The preceding sentence shall apply only if such person submits to the Secretary (at the time and in the manner required by the Secretary) such information as the Secretary shall require for purposes of this subparagraph.

(B) EXEMPT FUEL.—For purposes of subparagraph (A), there shall not be taken into account any aviation fuel held by any person which is exempt from the tax imposed by paragraph (1) by reason of paragraph (6).

(C) CONTROLLED GROUPS.—For purposes of this subsection—

(i) CORPORATIONS.—

(I) IN GENERAL.—All persons treated as a controlled group shall be treated as 1 person.

(II) CONTROLLED GROUP.—The term “controlled group” has the meaning given to such term by subsection (a) of section 1563 of such Code; except that for such purposes the



phrase "more than 50 percent" shall be substituted for the phrase "at least 80 percent" each place it appears in such subsection.

(ii) **NONINCORPORATED PERSONS UNDER COMMON CONTROL.**—Under regulations prescribed by the Secretary, principles similar to the principles of subparagraph (A) shall apply to a group of persons under common control if 1 or more of such persons is not a corporation.

(7) **OTHER LAWS APPLICABLE.**—All provisions of law, including penalties, applicable with respect to the taxes imposed by section 4081 of such Code on the aviation fuel involved shall, insofar as applicable and not inconsistent with the provisions of this subsection, apply with respect to the floor stock taxes imposed by paragraph (1) to the same extent as if such taxes were imposed by such section.

The following further amendments, reported from the Committee of the Whole House on the state of the Union, were agreed to:

In the item relating to section 104 of the table of contents on the first page of the amendment, insert ", engineering," after "Research".

Page 10, line 7, insert ", **ENGINEERING,**" after "**RESEARCH**".

Page 12, line 1, strike "\$3,000,000" and insert "\$5,000,000".

Page 37, line 24, strike "sections" and insert "section".

Page 47, line 21, insert "on or after October 1, 1996," after "that airport".

In subtitle D of title I of the amendment, redesignate, on page 50, section 149 as section 151 and insert after section 148 on page 50 the following:

**SEC. 149. PUERTO RICO MINIMUM GUARANTEE.**

Section 47114(e) is amended—

(1) in the subsection heading by inserting "AND PUERTO RICO" after "ALASKA"; and

(2) by adding at the end the following:

"(5) **PUERTO RICO MINIMUM GUARANTEE.**—In any fiscal year in which the total amount apportioned to airports in Puerto Rico under subsections (c) and (d) is less than 1.5 percent of the total amount apportioned to all airports under subsections (c) and (d), the Secretary shall apportion to the Puerto Rico Ports Authority for airport development projects in such fiscal year an amount equal to the difference between 1.5 percent of the total amounts apportioned under subsections (c) and (d) in such fiscal year and the amount otherwise apportioned under subsections (c) and (d) to airports in Puerto Rico in such fiscal year."

At the end of title II on page 89, insert the following:

**SEC. 218. NEXTGEN RESEARCH AND DEVELOPMENT CENTER OF EXCELLENCE.**

(a) **ESTABLISHMENT.**—Of the amount appropriated under section 48101(a) of title 49, United States Code, the Administrator of the Federal Aviation Administration shall use such sums as may be necessary for each of fiscal years 2008 through 2011 to contribute to the establishment of a center of excellence for the research and development of Next Generation Air Transportation System technologies.

(b) **FUNCTIONS.**—The center established under subsection (a) shall—

(1) leverage the centers of excellence program of the Federal Aviation Administration, as well as other resources and partnerships, to enhance the development of Next Generation Air Transportation System technologies within academia and industry; and

(2) provide educational, technical, and analytical assistance to the Federal Aviation Administration and other Federal agencies with responsibilities to research and develop Next Generation Air Transportation System technologies.

**SEC. 219. AIRSPACE REDESIGN.**

(a) **FINDINGS.**—Congress finds the following:

(1) The airspace redesign efforts of the Federal Aviation Administration will play a critical near-term role in enhancing capacity, reducing delays, transitioning to more flexible routing, and ultimately saving money in fuel costs for airlines and airspace users.

(2) The critical importance of airspace redesign efforts is underscored by the fact that they are highlighted in strategic plans of the Administration, including Flight Plan 2008–2012 and the document known as the "Operational Evolution Partnership".

(3) Funding cuts have led to delays and deferrals of critical capacity enhancing airspace redesign efforts.

(4) Several new runways planned for the period of fiscal years 2008 to 2011 will not provide estimated capacity benefits without additional funds.

(b) **AUTHORIZATION OF APPROPRIATIONS.**—In addition to amounts authorized by section 106(k) of title 49, United States Code, there are authorized to be appropriated to the Administrator of the Federal Aviation Administration \$2,300,000 for fiscal year 2008, \$14,500,000 for fiscal year 2009, \$20,000,000 for fiscal year 2010, and \$20,000,000 for fiscal year 2011 to carry out such airspace redesign initiatives as the Administrator determines appropriate.

(c) **ADDITIONAL AMOUNTS.**—Of the amounts appropriated under section 48101(a) of such title, the Administrator may use \$5,000,000 for fiscal year 2008, \$5,000,000 for fiscal year 2009, \$5,000,000 for fiscal year 2010, and \$5,000,000 for fiscal year 2011 to carry out such airspace redesign initiatives as the Administrator determines appropriate.

Page 97, strike line 3 and insert the following:

**SEC. 305. RUNWAY SAFETY.**

(a) **STRATEGIC RUNWAY SAFETY PLAN.**—

(1) **IN GENERAL.**—Not later than 6 months after the date of enactment of this Act, the Administrator of the Federal Aviation Administration shall develop and submit to Congress a report containing a strategic runway safety plan.

(2) **CONTENTS OF PLAN.**—The strategic runway safety plan—

(A) shall include, at a minimum—

(i) goals to improve runway safety;

(ii) near- and longer-term actions designed to reduce the severity, number, and rate of runway incursions;

(iii) timeframes and resources needed for the actions described in clause (ii); and

(iv) a continuous evaluative process to track performance toward the goals referred to in clause (i); and

(B) shall address the increased runway safety risk associated with the expected increased volume of air traffic.

Page 97, line 4, before "Not later than" insert the following:

(b) **PLAN FOR INSTALLATION AND DEPLOYMENT OF SYSTEMS TO PROVIDE ALERTS OF POTENTIAL RUNWAY INCURSIONS.**—

Pages 101 through 103, strike section 309 of the amendment and insert the following:

**SEC. 309. OCCUPATIONAL SAFETY AND HEALTH STANDARDS FOR FLIGHT ATTENDANTS ON BOARD AIRCRAFT.**

(a) **IN GENERAL.**—Chapter 447 (as amended by section 304 of this Act) is further amended by adding at the end the following:

"§ 44731. **Occupational safety and health standards for flight attendants on board aircraft**

"(a) **IN GENERAL.**—The Administrator of the Federal Aviation Administration shall prescribe and enforce standards and regulations to ensure the occupational safety and health of individuals serving as flight at-

tendants in the cabin of an aircraft of an air carrier.

"(b) **STANDARDS AND REGULATIONS.**—Standards and regulations issued under this section shall require each air carrier operating an aircraft in air transportation—

"(1) to provide for an environment in the cabin of the aircraft that is free from hazards that could cause physical harm to a flight attendant working in the cabin; and

"(2) to meet minimum standards for the occupational safety and health of flight attendants who work in the cabin of the aircraft.

"(c) **RULEMAKING.**—In carrying out this section, the Administrator shall conduct a rulemaking proceeding to address, at a minimum, the following areas:

"(1) Record keeping.

"(2) Blood borne pathogens.

"(3) Noise.

"(4) Sanitation.

"(5) Hazard communication.

"(6) Anti-discrimination.

"(7) Access to employee exposure and medical records.

"(8) Temperature standards for the aircraft cabin.

"(d) **REGULATIONS.**—

"(1) **DEADLINE.**—Not later than 3 years after the date of enactment of this section, the Administrator shall issue final regulations to carry out this section.

"(2) **CONTENTS.**—Regulations issued under this subsection shall address each of the issues identified in subsection (c) and others aspects of the environment of an aircraft cabin that may cause illness or injury to a flight attendant working in the cabin.

"(3) **EMPLOYER ACTIONS TO ADDRESS OCCUPATIONAL SAFETY AND HEALTH HAZARDS.**—Regulations issued under this subsection shall set forth clearly the circumstances under which an air carrier is required to take action to address occupational safety and health hazards.

"(e) **ADDITIONAL RULEMAKING PROCEEDINGS.**—After issuing regulations under subsection (c), the Administrator may conduct additional rulemaking proceedings as the Administrator determines appropriate to carry out this section.

"(f) **OVERSIGHT.**—

"(1) **CABIN OCCUPATIONAL SAFETY AND HEALTH INSPECTORS.**—The Administrator shall establish the position of Cabin Occupational Safety and Health Inspector within the Federal Aviation Administration and shall employ individuals with appropriate qualifications and expertise to serve in the position.

"(2) **RESPONSIBILITIES.**—Inspectors employed under this subsection shall be solely responsible for conducting proper oversight of air carrier programs implemented under this section.

"(g) **CONSULTATION.**—In developing regulations under this section, the Administrator shall consult with the Administrator of the Occupational Safety and Health Administration, labor organizations representing flight attendants, air carriers, and other interested persons.

"(h) **SAFETY PRIORITY.**—In developing and implementing regulations under this section, the Administrator shall give priority to the safe operation and maintenance of an aircraft.

"(i) **FLIGHT ATTENDANT DEFINED.**—In this section, the term 'flight attendant' has the meaning given that term by section 44728.

"(j) **AUTHORIZATION OF APPROPRIATIONS.**—There is authorized to be appropriated such sums as may be necessary to carry out this section. Such sums shall remain available until expended."

(b) **CLERICAL AMENDMENT.**—The analysis for chapter 447 is amended by adding at the end the following:

“44731. Occupational safety and health standards for flight attendants on board aircraft.”.

Page 104, after line 14, insert the following:  
**SEC. 312. NONCERTIFICATED MAINTENANCE PROVIDERS.**

(a) **ISSUANCE OF REGULATIONS.**—Not later than 3 years after the date of enactment of this Act, the Administrator of the Federal Aviation Administration shall issue regulations requiring that all covered maintenance work on aircraft used to provide air transportation under part 121 of title 14, Code of Federal Regulations, be performed by individuals in accordance with subsection (b).

(b) **PERSONS AUTHORIZED TO PERFORM CERTAIN WORK.**—Covered maintenance work for a part 121 air carrier shall only be performed by—

- (1) an individual employed by the air carrier;
- (2) an individual employed by another part 121 air carrier;
- (3) an individual employed by a part 145 repair station; or
- (4) an individual employed by a company that provides contract maintenance workers to a part 145 repair station or part 121 air carrier, if the individual—

(A) meets the requirements of the part 145 repair station or the part 121 air carrier;

(B) works under the direct supervision and control of the part 145 repair station or part 121 air carrier; and

(C) carries out the work in accordance with the part 121 air carrier's maintenance manual and, if applicable, the part 145 certificate holder's repair station and quality control manuals.

(c) **PLAN.**—

(1) **DEVELOPMENT.**—The Administrator shall develop a plan to—

(A) require air carriers to identify and provide to the Administrator a complete listing of all noncertificated maintenance providers that perform, before the effective date of the regulations to be issued under subsection (a), covered maintenance work on aircraft used to provide air transportation under part 121 of title 14, Code of Federal Regulations;

(B) validate the lists that air carriers provide under subparagraph (A) by sampling air carrier records, such as maintenance activity reports and general vendor listings; and

(C) include surveillance and oversight by field inspectors of the Federal Aviation Administration for all noncertificated maintenance providers that perform covered maintenance work on aircraft used to provide air transportation in accordance with such part 121.

(2) **REPORT TO CONGRESS.**—Not later than 6 months after the date of enactment of this Act, the Administrator shall transmit to Congress a report containing the plan developed under paragraph (1).

(d) **DEFINITIONS.**—In this section, the following definitions apply:

(1) **COVERED MAINTENANCE WORK.**—The term “covered maintenance work” means maintenance work that is substantial, regularly-scheduled, or a required inspection item, as determined by the Administrator.

(2) **PART 121 AIR CARRIER.**—The term “part 121 air carrier” means an air carrier that holds a certificate issued under part 121 of title 14, Code of Federal Regulations.

(3) **PART 145 REPAIR STATION.**—The term “part 145 repair station” means a repair station that holds a certificate issued under part 145 of title 14, Code of Federal Regulations.

(4) **NONCERTIFICATED MAINTENANCE PROVIDER.**—The term “noncertificated maintenance provider” means a maintenance provider that does not hold a certificate issued under part 121 or part 145 of title 14 Code of Federal Regulations.

(e) **AUTHORIZATION OF APPROPRIATIONS.**—There is authorized to be appropriated such sums as may be necessary for the Administrator to hire additional field safety inspectors to ensure adequate and timely inspection of maintenance providers that perform covered maintenance work.

**SEC. 313. AIRCRAFT RESCUE AND FIREFIGHTING STANDARDS.**

(a) **RULEMAKING PROCEEDING.**—Not later than 180 days after the date of enactment of this Act, the Administrator of the Federal Aviation Administration shall initiate a rulemaking proceeding for the purpose of issuing a proposed and final rule that revises the aircraft rescue and firefighting standards (“ARFF”) under part 139 of title 14, Code of Federal Regulations, to improve the protection of the traveling public, other persons, aircraft, buildings, and the environment from fires and hazardous materials incidents.

(b) **CONTENTS OF PROPOSED AND FINAL RULE.**—The proposed and final rule to be issued under subsection (a) shall address the following:

(1) The mission of aircraft rescue and firefighting personnel, including responsibilities for passenger egress in the context of other Administration requirements.

(2) The proper level of staffing.

(3) The timeliness of a response.

(4) The handling of hazardous materials incidents at airports.

(5) Proper vehicle deployment.

(6) The need for equipment modernization.

(c) **CONSISTENCY WITH VOLUNTARY CONSENSUS STANDARDS.**—The proposed and final rule issued under subsection (a) shall be, to the extent practical, consistent with national voluntary consensus standards for aircraft rescue and firefighting services at airports.

(d) **ASSESSMENTS OF POTENTIAL IMPACTS.**—In the rulemaking proceeding initiated under subsection (a), the Administrator shall assess the potential impact of any revisions to the firefighting standards on airports and air transportation service.

(e) **INCONSISTENCY WITH STANDARDS.**—If the proposed or final rule issued under subsection (a) is not consistent with national voluntary consensus standards for aircraft rescue and firefighting services at airports, the Administrator shall submit to the Office of Management and Budget an explanation of the reasons for such inconsistency in accordance with section 12(d) of the National Technology Transfer and Advancement Act of 1995 (15 U.S.C. 272 note; 110 Stat. 783).

(f) **FINAL RULE.**—Not later than 24 months after the date of enactment of this Act, the Administrator shall issue the final rule required by subsection (a).

Page 118, line 3, after “water” insert “that meets the standards of the Safe Drinking Water Act (42 U.S.C. 300f et. seq)”.

Page 118, line 8, strike “and”.

Page 118, after line 8, insert the following:  
“(B) allow passengers to deplane following excessive delays; and”.

Page 118, line 9, strike “(B)” and insert “(C)”.

Page 118, line 14, after “for the” insert “deplanement of passengers following excessive delays and will provide for the”.

Page 119, line 3, strike “The” and insert the following:

“(1) IN GENERAL.—Not later than 9 months after the date of enactment of this section, the

Page 119, line 4, before “emergency” insert “or require modifications to”.

Page 119, after line 8, insert the following:

“(2) **CIVIL PENALTIES.**—The Secretary may assess a civil penalty under section 46301 against an air carrier or airport that does not adhere to an emergency contingency plan approved under this subsection.

“(g) **MINIMUM STANDARDS.**—The Secretary may establish, as necessary or desirable, minimum standards for elements in an emergency contingency plan required to be submitted under this section.

“(h) **PUBLIC ACCESS.**—An air carrier or airport required to submit emergency contingency plans under this section shall ensure public access to such plan after its approval under this section on the Internet Web site of the carrier or airport or by such other means as determined by the Secretary.”.

Page 119, line 24, after “flight” insert “on which an insecticide has been applied in the aircraft within the last 60 days or”.

Page 120, line 3, after “ticket of the” insert “application, application, or”

At the end of title IV on page 125, insert the following:

**SEC. 412. REPEAL OF ESSENTIAL AIR SERVICE LOCAL PARTICIPATION PROGRAM.**

(a) **REPEAL.**—Section 41747, and the item relating to such section in the analysis for chapter 417, are repealed.

(b) **APPLICABILITY.**—Title 49, United States Code, shall be applied as if section 41747 of such title had not been enacted.

**SEC. 413. GAO STUDY OF ESSENTIAL AIR SERVICE SUBSIDY CAP.**

(a) **IN GENERAL.**—The Comptroller General shall examine how the \$200 per passenger subsidy cap, initially established by Public Law 103-122 (107 Stat. 1198; 1201) and made permanent by section 332 of Public Law 106-69 (113 Stat. 1022) to restrict eligibility for funding under the essential air service program, has impacted that program and the access of small communities to air transportation.

(b) **STUDY.**—The study shall include an analysis of the following:

(1) The communities that have lost eligibility for subsidized air service under the essential air service program due to the \$200 per passenger subsidy cap and the impact, if any, such loss of subsidy has had on the access of such communities to air transportation.

(2) The likely effect on the essential air service program if the \$200 per passenger subsidy cap is indexed for inflation beginning in 2009.

(3) Whether the \$200 per passenger subsidy cap has disproportionately impacted communities in certain geographic areas.

(4) Alternative methods of measuring the subsidy rate, including the subsidy per passenger per mile.

(c) **REPORT TO CONGRESS.**—Not later than 18 months after the date of enactment of this Act, the Comptroller General shall submit to the Committee on Transportation and Infrastructure of the House of Representatives and the Committee on Commerce, Science, and Transportation of the Senate a report on the results of the study conducted under this section.

**SEC. 414. NOTICE TO COMMUNITIES PRIOR TO TERMINATION OF ELIGIBILITY FOR SUBSIDIZED ESSENTIAL AIR SERVICE.**

Section 41733 is amended by adding at the end the following:

“(f) **NOTICE TO COMMUNITIES PRIOR TO TERMINATION OF ELIGIBILITY.**—

“(1) **IN GENERAL.**—The Secretary shall notify each community receiving basic essential air service for which compensation is being paid under this subchapter not later than 45 days before issuing any final decision to end the payment of such compensation due to a determination by the Secretary that providing such service requires a rate of subsidy per passenger in excess of the maximum amount specified in section 332 of Public Law 106-69 (113 Stat. 1022).

“(2) **PROCEDURES TO AVOID TERMINATION.**—The Secretary shall establish, by order, procedures by which each community notified of

an impending loss of subsidy under paragraph (1) may work directly with an air carrier to ensure that the air carrier is able to submit a proposal to the Secretary to provide essential air service to such community for an amount of compensation that would not exceed the subsidy cap established by section 332 of Public Law 106-69.

“(3) ASSISTANCE PROVIDED.—The Secretary shall provide, by order, to each community notified under paragraph (1) information regarding—

“(A) the procedures established pursuant to paragraph (2); and

“(B) the maximum amount of compensation that could be provided under this subchapter to an air carrier serving such community that would comply with the subsidy cap established by section 332 of Public Law 106-69.”

**SEC. 415. RESTORATION OF ELIGIBILITY TO A PLACE DETERMINED BY THE SECRETARY TO BE INELIGIBLE FOR SUBSIDIZED ESSENTIAL AIR SERVICE.**

Section 41733 (as amended by section 414 of this Act) is further amended by adding at the end the following:

“(g) PROPOSALS OF STATE AND LOCAL GOVERNMENTS TO RESTORE ELIGIBILITY.—

“(1) IN GENERAL.—If the Secretary ends payment of compensation to an air carrier for providing basic essential air service to an eligible place because the Secretary has determined that providing such service requires a rate of subsidy per passenger in excess of the maximum amount specified in section 332 of Public Law 106-69 (113 Stat. 1022), a State or local government may submit to the Secretary a proposal for restoring compensation for such service. Such proposal shall be a joint proposal of the State or local government and an air carrier.

“(2) DETERMINATION BY SECRETARY.—If a State or local government submits to the Secretary a proposal under paragraph (1) with respect to an eligible place, and the Secretary determines that—

“(A) the rate of subsidy per passenger under the proposal does not exceed the maximum amount specified in section 332 of Public Law 106-69; and

“(B) the proposal is consistent with the legal and regulatory requirements of the essential air service program,

the Secretary shall issue an order restoring the eligibility of the otherwise eligible place to receive basic essential air service by an air carrier for compensation under subsection (c).”

**SEC. 416. OFFICE OF RURAL AVIATION.**

(a) IN GENERAL.—Subchapter II of chapter 417 is amended by adding at the end the following:

**“§ 41749. Office of Rural Aviation**

“(a) ESTABLISHMENT.—The Secretary of Transportation shall establish within the Department of Transportation an office to be known as the ‘Office of Rural Aviation’ (in this section referred to as the ‘Office’).

“(b) FUNCTIONS.—The Office shall—

“(1) monitor the status of air service to small communities;

“(2) develop proposals to improve air service to small communities; and

“(3) carry out such other functions as the Secretary considers appropriate.”

(b) CLERICAL AMENDMENT.—The analysis for subchapter II of chapter 417 is amended by adding at the end the following:

“41749. Office of Rural Aviation.”

**SEC. 417. ADJUSTMENTS TO COMPENSATION FOR SIGNIFICANTLY INCREASED COSTS.**

(a) ADJUSTMENTS TO ACCOUNT FOR SIGNIFICANTLY INCREASED NONFUEL COSTS.—Section 41737(e) is amended—

(1) in the subsection heading by inserting “NONFUEL” before “COSTS”; and

(2) in paragraph (1) by inserting “other than fuel costs” before “in providing”.

(b) ADJUSTMENTS TO ACCOUNT FOR SIGNIFICANTLY INCREASED AVIATION FUEL COSTS.—Section 41737 is amended by adding at the end the following:

“(f) ADJUSTMENTS TO ACCOUNT FOR SIGNIFICANTLY INCREASED AVIATION FUEL COSTS.—

“(1) IN GENERAL.—If the Secretary determines that air carriers are experiencing significantly increased aviation fuel costs in providing air service or air transportation for which compensation is being paid under this subchapter, the Secretary, subject to the availability of funds, shall increase the rates of compensation payable to air carriers under this subchapter without regard to any agreement or requirement relating to the renegotiation of contracts or any notice requirement under section 41734.

“(2) READJUSTMENT IF COSTS SUBSEQUENTLY DECLINE.—If an adjustment is made under paragraph (1) with respect to the rates of compensation payable to air carriers, and the Secretary subsequently determines that there is a significant decrease in aviation fuel costs, the Secretary shall reduce the adjustment previously made under paragraph (1) without regard to any agreement or requirement relating to the renegotiation of contracts or any notice requirement under section 41734.

“(3) DEFINITIONS.—In this subsection, the following definitions apply:

“(A) AVIATION FUEL.—The term ‘aviation fuel’ means fuel used by an air carrier in aircraft providing air service or air transportation for which compensation is being paid under this subchapter.

“(B) SIGNIFICANT DECREASE IN AVIATION FUEL COSTS.—The term ‘significant decrease in aviation fuel costs’ means a decrease of 30 percent or more in the price per gallon of aviation fuel over a 6-month period, as determined by the Secretary, based on fuel price information derived from a commodities exchange or exchanges.

“(C) SIGNIFICANTLY INCREASED AVIATION FUEL COSTS.—The term ‘significantly increased aviation fuel costs’ means an increase of 30 percent or more in the price per gallon of aviation fuel over a 6-month period, as determined by the Secretary, based on fuel price information derived from a commodities exchange or exchanges.”

**SEC. 418. REVIEW OF AIR CARRIER FLIGHT DELAYS, CANCELLATIONS, AND ASSOCIATED CAUSES.**

(a) REVIEW.—The Inspector General of the Department of Transportation shall conduct a review regarding air carrier flight delays, cancellations, and associated causes to update its 2000 report numbered CR-2000-112 and entitled “Audit of Air Carrier Flight Delays and Cancellations”.

(b) ASSESSMENTS.—In conducting the review under subsection (a), the Inspector General shall assess—

(1) the need for an update on delay and cancellation statistics, such as number of chronically delayed flights and taxi-in and taxi-out times;

(2) air carriers’ scheduling practices;

(3) the need for a re-examination of capacity benchmarks at the Nation’s busiest airports; and

(4) the impact of flight delays and cancellations on air travelers, including recommendations for programs that could be implemented to address the impact of flight delays on air travelers.

(c) REPORT.—Not later than one year after the date of enactment of this Act, the Inspector General shall submit to the Committee on Transportation and Infrastructure of the House of Representatives and the Committee on Commerce, Science, and Transportation of the Senate a report on the results of the review conducted under this

section, including the assessments described in subsection (b).

**SEC. 419. EUROPEAN UNION RULES FOR PASSENGER RIGHTS.**

(a) IN GENERAL.—The Comptroller General shall conduct a study to evaluate and compare the regulations of the European Union and the United States on compensation and other consideration offered to passengers who are denied boarding or whose flights are cancelled or delayed.

(b) SPECIFIC STUDY REQUIREMENTS.—The study shall include an evaluation and comparison of the regulations based on costs to the air carriers, preferences of passengers for compensation or other consideration, and forms of compensation. In conducting the study, the Comptroller General shall also take into account the differences in structure and size of the aviation systems of the European Union and the United States.

(c) REPORT.—Not later than one year after the date of enactment of this Act, the Comptroller General shall submit a report to Congress on the results of the study.

**SEC. 420. ESTABLISHMENT OF ADVISORY COMMITTEE FOR AVIATION CONSUMER PROTECTION.**

(a) IN GENERAL.—The Secretary of Transportation shall establish an advisory committee for aviation consumer protection (in this section referred to as the “advisory committee”) to advise the Secretary in carrying out air passenger service improvements, including those required by chapter 423 of title 49, United States Code.

(b) MEMBERSHIP.—The Secretary shall appoint 8 members to the advisory committee as follows:

(1) Two representatives of air carriers required to submit emergency contingency plans pursuant to section 42301 of title 49, United States Code.

(2) Two representatives of the airport operators required to submit emergency contingency plans pursuant to section 42301 of such title.

(3) Two representatives of State and local governments who have expertise in aviation consumer protection matters.

(4) Two representatives of nonprofit public interest groups who have expertise in aviation consumer protection matters.

(c) VACANCIES.—A vacancy in the advisory committee shall be filled in the manner in which the original appointment was made.

(d) TRAVEL EXPENSES.—Members of the advisory committee shall serve without pay but shall receive travel expenses, including per diem in lieu of subsistence, in accordance with subchapter I of chapter 57 of title 5, United States Code.

(e) CHAIRPERSON.—The Secretary shall designate, from among the individuals appointed under subsection (b), an individual to serve as chairperson of the advisory committee.

(f) DUTIES.—The duties of the advisory committee shall include the following:

(1) Evaluating existing aviation consumer protection programs and providing recommendations for the improvement of such programs, if needed.

(2) Providing recommendations to establish additional aviation consumer protection programs, if needed.

(g) REPORT.—Not later than February 1 of each of the first 2 calendar years beginning after the date of enactment of this Act, the Secretary shall transmit to Congress a report containing—

(1) each recommendation made by the advisory committee during the preceding calendar year; and

(2) an explanation of how the Secretary has implemented each recommendation and, for each recommendation not implemented, the Secretary’s reason for not implementing the recommendation.

**SEC. 421. DENIED BOARDING COMPENSATION.**

(a) IN GENERAL.—Not later than one year after the date of enactment of this Act, the Secretary of Transportation shall issue a final regulation to modify section 250 of title 14, Code of Federal Regulations, regarding denied boarding compensation, to appropriately adjust the amount of such compensation for an aircraft with 30 or more seats.

(b) EVALUATION.—Not later than 2 years after the date of issuance of the final regulation under this section and every 2 years thereafter, the Secretary shall evaluate the amount provided for denied boarding compensation and issue a regulation to adjust such compensation as necessary.

**SEC. 422. SCHEDULE REDUCTION.**

(a) IN GENERAL.—If the Administrator of the Federal Aviation Administration determines that (1) the aircraft operations of air carriers during any hour at an airport exceeds the hourly maximum departure and arrival rate established by the Administrator for such operations, and (2) the operations in excess of the maximum departure and arrival rate for such hour at such airport are likely to have a significant adverse effect on the national or regional airspace system, the Administrator shall convene a conference of such carriers to reduce pursuant to section 41722, on a voluntary basis, the number of such operations to less than such maximum departure and arrival rate.

(b) NO AGREEMENT.—If the air carriers participating in a conference with respect to an airport under subsection (a) are not able to agree to a reduction in the number of flights to and from the airport to less than the maximum departure and arrival rate, the Administrator shall take such action as is necessary to ensure such reduction is implemented.

(c) QUARTERLY REPORTS.—Beginning 3 months after the date of enactment of this Act and every 3 months thereafter, the Administrator shall submit to Congress a report regarding scheduling at the 35 airports that have the greatest number of passenger enplanements, including each occurrence in which hourly scheduled aircraft operations of air carriers at such an airport exceed the hourly maximum departure and arrival rate at any such airport.

At the end of title V on page 147, insert the following:

**SEC. 511. CONTINUATION OF AIR QUALITY SAMPLING.**

The Administrator of the Federal Aviation Administration shall complete the air quality studies and analysis started pursuant to section 815 of the Vision 100—Century of Aviation Reauthorization Act (49 U.S.C. 40101 note; 117 Stat. 2592), including the collection of samples of the air onboard passenger aircraft by flight attendants and the testing and analysis of such samples for contaminants.

**SEC. 512. SENSE OF CONGRESS.**

It is the sense of Congress that—

(1) the proposed European Union directive extending the European Union's emissions trading proposal to international civil aviation without working through the International Civil Aviation Organization (in this section referred to as the "ICAO") in a consensus-based fashion is inconsistent with the Convention on International Civil Aviation, done at Chicago on December 7, 1944 (TIAS 1591; commonly known as "Chicago Convention"), and other relevant air services agreements and antithetical to building international cooperation to address effectively the problem of greenhouse gas emissions by aircraft engaged in international civil aviation; and

(2) the European Union and its member states should instead work with other con-

tracting states of the ICAO to develop a consensual approach to addressing aircraft greenhouse gas emissions through the ICAO.

**SEC. 513. AIRPORT NOISE COMPATIBILITY PLANNING STUDY, PORT AUTHORITY OF NEW JERSEY AND NEW JERSEY.**

It is the sense of the House of Representatives that the Port Authority of New York and New Jersey should undertake an airport noise compatibility planning study under part 150 of title 14, Code of Federal Regulations, for the airports that the Port Authority operates as of November 2, 2007. In undertaking the study, the Port Authority should pay particular attention to the impact of noise on affected neighborhoods, including homes, businesses, and places of worship surrounding LaGuardia Airport.

Page 159, line 21, strike "in the" and all that follows through line 13 on page 160 and insert ", safety technical specialists, and operations support positions in the Flight Standard Service (as those terms are used in the Administration's fiscal year 2008 congressional budget justification) each fiscal year commensurate with the funding levels provided in subsection (b) for such fiscal year. Such increases shall be measured relative to the number of persons serving in positions of aviation safety inspectors and safety technical specialists and in operational support positions as of September 30, 2007."

Page 160, line 17, strike "subsections (a) and (b)" and insert "subsection (a)".

Page 161, line 1, strike "pursuant to section 604" and insert "under section 605".

Page 164, after line 24, insert the following:

**SEC. 610. FAA TASK FORCE ON AIR TRAFFIC CONTROL FACILITY CONDITIONS.**

(a) ESTABLISHMENT.—The Administrator of the Federal Aviation Administration shall establish a special task force to be known as the "FAA Task Force on Air Traffic Control Facility Conditions" (in this section referred to as the "Task Force").

(b) MEMBERSHIP.—

(1) COMPOSITION.—The Task Force shall be composed of 12 members of whom—

(A) 8 members shall be appointed by the Administrator; and

(B) 4 members shall be appointed by labor unions representing employees who work at field facilities of the Administration.

(2) QUALIFICATIONS.—Of the members appointed by the Administrator under paragraph (1)(A)—

(A) 4 members shall be specialists on toxic mold abatement, "sick building syndrome," and other hazardous building conditions that can lead to employee health concerns and shall be appointed by the Administrator in consultation with the Director of the National Institute for Occupational Safety and Health; and

(B) 2 members shall be specialists on the rehabilitation of aging buildings.

(3) TERMS.—Members shall be appointed for the life of the Task Force.

(4) VACANCIES.—A vacancy in the Task Force shall be filled in the manner in which the original appointment was made.

(5) TRAVEL EXPENSES.—Members shall serve without pay but shall receive travel expenses, including per diem in lieu of subsistence, in accordance with subchapter I of chapter 57 of title 5, United States Code.

(c) CHAIRPERSON.—The Administrator shall designate, from among the individuals appointed under subsection (b)(1), an individual to serve as chairperson of the Task Force.

(d) TASK FORCE PERSONNEL MATTERS.—

(1) STAFF.—The Task Force may appoint and fix the pay of such personnel as it considers appropriate.

(2) STAFF OF FEDERAL AGENCIES.—Upon request of the Chairperson of the Task Force, the head of any department or agency of the United States may detail, on a reimbursable

basis, any of the personnel of that department or agency to the Task Force to assist it in carrying out its duties under this section.

(3) OTHER STAFF AND SUPPORT.—Upon request of the Task Force or a panel of the Task Force, the Administrator shall provide the Task Force or panel with professional and administrative staff and other support, on a reimbursable basis, to the Task Force to assist it in carrying out its duties under this section.

(e) OBTAINING OFFICIAL DATA.—The Task Force may secure directly from any department or agency of the United States information (other than information required by any statute of the United States to be kept confidential by such department or agency) necessary for the Task Force to carry out its duties under this section. Upon request of the chairperson of the Task Force, the head of that department or agency shall furnish such information to the Task Force.

(f) DUTIES.—

(1) STUDY.—The Task Force shall undertake a study of—

(A) the conditions of all air traffic control facilities across the Nation, including towers, centers, and terminal radar air control;

(B) reports from employees of the Administration relating to respiratory ailments and other health conditions resulting from exposure to mold, asbestos, poor air quality, radiation and facility-related hazards in facilities of the Administration;

(C) conditions of such facilities that could interfere with such employees' ability to effectively and safely perform their duties;

(D) the ability of managers and supervisors of such employees to promptly document and seek remediation for unsafe facility conditions;

(E) whether employees of the Administration who report facility-related illnesses are treated fairly;

(F) utilization of scientifically-approved remediation techniques in a timely fashion once hazardous conditions are identified in a facility of the Administration; and

(G) resources allocated to facility maintenance and renovation by the Administration.

(2) FACILITY CONDITION INDICIES (FCI).—The Task Force shall review the facility condition indices of the Administration (in this section referred to as the "FCI") for inclusion in the recommendations under subsection (g).

(g) RECOMMENDATIONS.—Based on the results of the study and review of the FCI under subsection (f), the Task Force shall make recommendations as it considers necessary to—

(1) prioritize those facilities needing the most immediate attention in order of the greatest risk to employee health and safety;

(2) ensure that the Administration is using scientifically approved remediation techniques in all facilities; and

(3) assist the Administration in making programmatic changes so that aging air traffic control facilities do not deteriorate to unsafe levels.

(h) REPORT.—Not later than 6 months after the date on which initial appointments of members to the Task Force are completed, the Task Force shall submit to the Administrator, the Committee on Transportation and Infrastructure of the House of Representatives, and the Committee on Commerce, Science, and Transportation of the Senate a report on the activities of the Task Force, including the recommendations of the Task Force under subsection (g).

(i) IMPLEMENTATION.—Within 30 days of the receipt of the Task Force report under subsection (h), the Administrator shall submit to the Committee on Transportation and Infrastructure of the House of Representatives and the Committee on Commerce, Science,

and Transportation of the Senate a report that includes a plan and timeline to implement the recommendations of the Task Force and to align future budgets and priorities of the Administration accordingly.

(j) **TERMINATION.**—The Task Force shall terminate on the last day of the 30-day period beginning on the date on which the report under subsection (h) was submitted.

(k) **APPLICABILITY OF THE FEDERAL ADVISORY COMMITTEE ACT.**—The Federal Advisory Committee Act (5 U.S.C. App.) shall not apply to the Task Force.

(l) **AUTHORIZATION OF APPROPRIATIONS.**—There are authorized to be appropriated to the Secretary of Transportation \$250,000 to carry out this section.

Page 165, line 9, strike “September 30, 2017” and insert “December 31, 2017”.

Page 167, line 12, strike “September 30, 2017” and insert “December 31, 2017”.

Page 175, line 19, strike “FAA” and insert “Federal Aviation Administration (in this section referred to as the ‘FAA’)”.

Page 176, line 23, strike “facility or service” and insert “service or facility”.

Page 178, strike lines 3 through 22 and insert the following:

**SEC. 808. ACCIDENTAL DEATH AND DISMEMBERMENT INSURANCE FOR NATIONAL TRANSPORTATION SAFETY BOARD EMPLOYEES.**

Section 1113 is amended by adding at the end the following:

“(i) **ACCIDENTAL DEATH AND DISMEMBERMENT INSURANCE.**—

“(1) **AUTHORITY TO PROVIDE INSURANCE.**—The Board may procure accidental death and dismemberment insurance for an employee of the Board who travels for an accident investigation or other activity of the Board outside the United States or inside the United States under hazardous circumstances, as defined by the Board.

“(2) **CREDITING OF INSURANCE BENEFITS TO OFFSET UNITED STATES TORT LIABILITY.**—Any amounts paid to a person under insurance coverage procured under this subsection shall be credited as offsetting any liability of the United States to pay damages to that person under section 1346(b) of title 28, chapter 171 of title 28, chapter 163 of title 10, or any other provision of law authorizing recovery based upon tort liability of the United States in connection with the injury or death resulting in the insurance payment.

“(3) **TREATMENT OF INSURANCE BENEFITS.**—Any amounts paid under insurance coverage procured under this subsection shall not—

“(A) be considered additional pay or allowances for purposes of section 5536 of title 5; or

“(B) offset any benefits an employee may have as a result of government service, including compensation under chapter 81 of title 5.

“(4) **ENTITLEMENT TO OTHER INSURANCE.**—Nothing in this subsection shall be construed as affecting the entitlement of an employee to insurance under section 8704(b) of title 5.”.

Page 184, line 8, after “Infrastructure” insert “and Committee on Homeland Security”.

Page 185, strike line 12 and insert the following:

**SEC. 815. 1940 AIR TERMINAL MUSEUM AT WILLIAM P. HOBBY AIRPORT, HOUSTON, TEXAS.**

At the end of title VIII on page 186, insert the following:

**SEC. 816. DUTY PERIODS AND FLIGHT TIME LIMITATIONS APPLICABLE TO FLIGHT CREWMEMBERS.**

Not later than 180 days after the date of enactment of this Act, the Administrator of the Federal Aviation Administration shall initiate a rulemaking proceeding for the following purposes:

(1) To require a flight crewmember who is employed by an air carrier conducting oper-

ations under part 121 of title 14, Code of Federal Regulations, and who accepts an additional assignment for flying under part 91 of such title from the air carrier or from any other air carrier conducting operations under part 121 or 135 of such title, to apply the period of the additional assignment (regardless of whether the assignment is performed by the flight crewmember before or after an assignment to fly under part 121 of such title) toward any limitation applicable to the flight crewmember relating to duty periods or flight times under part 121 of such title.

(2) To require a flight crewmember who is employed by an air carrier conducting operations under part 135 of title 14, Code of Federal Regulations, and who accepts an additional assignment for flying under part 91 of such title from the air carrier or any other air carrier conducting operations under part 121 or 135 of such title, to apply the period of the additional assignment (regardless of whether the assignment is performed by the flight crewmember before or after an assignment to fly under part 135 of such title) toward any limitation applicable to the flight crewmember relating to duty periods or flight times under part 135 of such title.

**SEC. 817. LABOR INTEGRATION.**

(a) **LABOR INTEGRATION.**—With respect to any covered transaction involving a covered air carrier that results in the combination of crafts or classes that are subject to the Railway Labor Act (45 U.S.C. 151 et seq.), sections 3 and 13 of the labor protective provisions imposed by the Civil Aeronautics Board in the Allegheny-Mohawk merger (as published at 59 C.A.B. 45) shall apply to the integration of covered employees of the covered air carrier; except that—

(1) if the same collective bargaining agent represents the combining crafts or classes at the covered air carrier, that collective bargaining agent’s internal policies regarding integration, if any, will not be affected by and will supercede the requirements of this section; and

(2) the requirements of any collective bargaining agreement that may be applicable to the terms of integration involving covered employees of the covered air carrier shall also not be affected by and will supersede the requirements of this section, so long as those provisions supply at least the protections afforded by sections 3 and 13 of the Allegheny-Mohawk provisions.

(b) **ENFORCEMENT.**—Any labor organization that represents individuals that are aggrieved as a result of a violation of the labor protective provisions applied under subsection (a) may bring an action to enforce this section, or to enforce the terms of any award or agreement resulting from arbitration or a settlement relating to the requirements of this section. An action under this subsection shall be brought in an appropriate United States district court determined in accordance with section 1391 of title 28, United States Code, without regard to the amount in controversy.

(c) **DEFINITIONS.**—In this section, the following definitions apply:

(1) **AIR CARRIER.**—The term “air carrier” means an air carrier that holds a certificate issued under chapter 411 of title 49, United States Code.

(2) **COVERED AIR CARRIER.**—The term “covered air carrier” means an air carrier that is involved in a covered transaction.

(3) **COVERED EMPLOYEE.**—The term “covered employee” means an employee who—

(A) is not a temporary employee; and

(B) is a member of a craft or class that is subject to the Railway Labor Act (45 U.S.C. 151 et seq.).

(4) **COVERED TRANSACTION.**—The term “covered transaction” means—

(A) a transaction for the combination of multiple air carriers into a single air carrier; and which

(B) involves the transfer of ownership or control of—

(i) 50 percent or more of the equity securities (as defined in section 101 of title 11, United States Code) of an air carrier; or

(ii) 50 percent or more (by value) of the assets of the air carrier.

(d) **APPLICATION.**—This section shall not apply to any covered transaction involving a covered air carrier that took place before the date of enactment of this Act.

**SEC. 818. PILOT PROGRAM FOR REDEVELOPMENT OF AIRPORT PROPERTIES.**

(a) **IN GENERAL.**—Not later than one year after the date of enactment of this Act, the Administrator of the Federal Aviation Administration shall establish a pilot program at up to 4 public-use airports (as defined in section 47102 of title 49, United States Code) that have a noise compatibility program approved by the Administrator under section 47504 of such title.

(b) **GRANTS.**—Under the pilot program, the Administrator may make a grant in a fiscal year, from funds made available under section 47117(e)(1)(A) of such title, to the operator of an airport participating in the pilot program—

(1) to support joint planning (including planning described in section 47504(a)(2)(F) of such title), engineering design, and environmental permitting for the assembly and redevelopment of real property purchased with noise mitigation funds made available under section 48103 or passenger facility revenues collected for the airport under section 40117 of such title; and

(2) to encourage compatible land uses with the airport and generate economic benefits to the airport operator and an affected local jurisdiction.

(c) **GRANT REQUIREMENTS.**—The Administrator may not make a grant under this section unless the grant is made—

(1) to enable the airport operator and an affected local jurisdiction to expedite their noise mitigation redevelopment efforts with respect to real property described in subsection (b)(1); and

(2) subject to a requirement that the affected local jurisdiction has adopted zoning regulations that permit compatible redevelopment of real property described in subsection (b)(1);

(3) subject to a requirement that funds made available under section 47117(e)(1)(A) with respect to real property assembled and redeveloped under subsection (b)(1) plus the amount of any grants made for acquisition of such property under section 47504 of such title are repaid to the Administrator upon the sale of such property.

(d) **COOPERATION WITH LOCAL AFFECTED JURISDICTION.**—An airport operator may use funds granted under this section for a purpose described in subsection (b) only in cooperation with an affected local jurisdiction.

(e) **UNITED STATES GOVERNMENT SHARE.**—

(1) **IN GENERAL.**—The United States Government share of the allowable costs of a project carried out under the pilot program shall be 80 percent.

(2) **DETERMINATION.**—In determining the allowable project costs of a project carried out under the pilot program for purposes of this subsection, the Administrator shall deduct from the total costs of the project that portion of the total costs of the project that are incurred with respect to real property that is not owned or to be acquired by the airport operator pursuant to the noise compatibility program for the airport or that is not owned by an affected local jurisdiction or other public entity.

(3) **MAXIMUM AMOUNT.**—Not more than \$5,000,000 in funds made available under section 47117(e) of title 49, United States Code,

may be expended under this pilot program at any single public-use airport.

(f) **SPECIAL RULES FOR REPAID FUNDS.**—The amounts repaid to the Administrator with respect to an airport under subsection (c)(3)—

(1) shall be available to the Administrator for the following actions giving preference to such actions in descending order:

(A) reinvestment in an approved noise compatibility project at the airport;

(B) reinvestment in another project at the airport that is available for funding under section 47117(e) of title 49, United States Code;

(C) reinvestment in an approved airport development project at the airport that is eligible for funding under section 47114, 47115, or 47117 of such title;

(D) reinvestment in approved noise compatibility project at any other public airport; and

(E) deposit in the Airport and Airway Trust Fund established under section 9502 of the Internal Revenue Code of 1986 (26 U.S.C. 9502);

(2) shall be in addition to amounts authorized under section 48103 of title 49, United States Code; and

(3) shall remain available until expended.

(g) **USE OF PASSENGER FACILITY REVENUE.**—An operator of an airport participating in the pilot program may use passenger facility revenue collected for the airport under section 40117 of title 49, United States Code, to pay the portion of the total cost of a project carried out by the operator under the pilot program that are not allowable under subsection (e)(2).

(h) **SUNSET.**—The Administrator may not make a grant under the pilot program after September 30, 2011.

(i) **REPORT TO CONGRESS.**—Not later than the last day of the 30th month following the date on which the first grant is made under this section, the Administrator shall report to Congress on the effectiveness of the pilot program on returning real property purchased with noise mitigation funds made available under section 47117(e)(1)(A) or 47505 or passenger facility revenues to productive use.

(j) **NOISE COMPATIBILITY MEASURES.**—Section 47504(a)(2) is amended—

(1) by striking “and” at the end of subparagraph (D);

(2) by striking the period at the end of subparagraph (E) and inserting “; and”; and

(3) by adding at the end the following:

“(F) joint comprehensive land use planning, including master plans, traffic studies, environmental evaluation and economic and feasibility studies, with neighboring local jurisdictions undertaking community redevelopment in the area where any land or other property interest acquired by the airport operator under this subsection is located, to encourage and enhance redevelopment opportunities that reflect zoning and uses that will prevent the introduction of additional incompatible uses and enhance redevelopment potential.”.

**SEC. 819. HELICOPTER OPERATIONS OVER LONG ISLAND, NEW YORK.**

(a) **STUDY.**—The Administrator of the Federal Aviation Administration shall conduct a study on helicopter operations over Long Island, New York.

(b) **CONTENTS.**—In conducting the study, the Administrator shall examine, at a minimum, the following:

(1) The effect of helicopter operations on residential areas, including—

(A) safety issues relating to helicopter operations;

(B) noise levels relating to helicopter operations and ways to abate the noise levels; and

(C) any other issue relating to helicopter operations on residential areas.

(2) The feasibility of diverting helicopters from residential areas.

(3) The feasibility of creating specific air lanes for helicopter operations.

(4) The feasibility of establishing altitude limits for helicopter operations.

(c) **EXCEPTIONS.**—Any determination under this section on the feasibility of establishing limitations or restrictions for helicopter operations over Long Island, New York, shall not apply to helicopters performing operations for news organizations, the military, law enforcement, or providers of emergency services.

(d) **LIMITATION ON STATUTORY CONSTRUCTION.**—Nothing in this section shall be construed to interfere with the Federal Aviation Administration’s authority to ensure the safe and efficient use of the national airspace system.

(e) **REPORT.**—Not later than 6 months after the date of the enactment of this Act, the Administrator shall submit to Congress a report on the results of the study, including information and recommendations concerning the issues examined under subsection (b).

**SEC. 820. CABIN TEMPERATURE STANDARDS STUDY.**

(a) **STUDY.**—Not later than 6 months after the date of enactment of this Act, the Administrator of the Federal Aviation Administration shall conduct a study to determine whether onboard temperature standards are necessary to protect cabin and cockpit crew members and passengers on an aircraft of an air carrier used to provide air transportation from excessive heat onboard such aircraft during standard operations or during an excessive flight delay.

(b) **TEMPERATURE REVIEW.**—In conducting the study under subsection (a), the Administrator shall—

(1) survey onboard cabin and cockpit temperatures of a representative sampling of different aircraft types and operations;

(2) address the appropriate placement of temperature monitoring devices onboard the aircraft to determine the most accurate measurement of onboard temperature and develop a system for the reporting of excessive temperature onboard passenger aircraft by cockpit and cabin crew members; and

(3) review the impact of implementing such onboard temperature standards on the environment, fuel economy, and avionics and determine the costs associated with such implementation and the feasibility of using ground equipment or other mitigation measures to offset any such costs.

(c) **REPORT TO CONGRESS.**—Not later than 18 months after the date of enactment of this Act, the Administrator shall submit to Congress a report on the findings of the study.

**SEC. 821. CIVIL PENALTIES TECHNICAL AMENDMENTS.**

Section 46301 is amended—

(1) in subsection (a)(1)(A) by inserting “chapter 451,” before “section 47107(b)”;

(2) in subsection (a)(5)(A)(i)—

(A) by striking “or chapter 449” and inserting “chapter 449”; and

(B) by inserting after “44909” the following: “, or chapter 451”; and

(3) in subsection (d)(2)—

(A) by inserting after “44723” the following: “, chapter 451 (except section 45107)”;

and

(B) by inserting after “44909,” the following: “section 45107 or”.

**SEC. 822. REALIGNMENT OF TERMINAL RADAR APPROACH CONTROL AT PALM BEACH INTERNATIONAL AIRPORT.**

(a) **PROHIBITION.**—The Administrator of the Federal Aviation Administration may not carry out, or plan for, the consolidation, deconsolidation, colocation, execution of

interfacility reorganization, or facility elimination of the terminal radar approach control (TRACON) at Palm Beach International Airport.

(b) **REPLACEMENT OF TERMINAL RADAR APPROACH CONTROL AT PALM BEACH INTERNATIONAL AIRPORT.**—The Administrator shall take such action as may be necessary to ensure that any air traffic control tower or facility placed into operation at Palm Beach International Airport after September 30, 2007, to replace an air traffic control tower or facility placed into operation before September 30, 2007, includes an operating terminal radar approach control.

Conform the table of contents of the amendment accordingly.

Page 96, line 19, after “shall” insert “(1)”.

Page 96, line 25, before the first period, insert “, and (2) modify the certification requirements under such part to include testing for the use of alcohol or a controlled substance in accordance with section 45102 of any individual performing a safety-sensitive function at a foreign aircraft repair station, including an individual working at a station of a third-party with whom an air carrier contracts to perform work on air carrier aircraft or components”.

At the end of title IV of the amendment, insert the following (and conform the table of contents of the amendment accordingly):

**SEC. 412. EXPANSION OF DOT AIRLINE CONSUMER COMPLAINT INVESTIGATIONS.**

(a) **IN GENERAL.**—Subject to the availability of appropriations, the Secretary of Transportation shall investigate consumer complaints regarding—

(1) flight cancellations;

(2) compliance with Federal regulations concerning overbooking seats flights;

(3) lost, damaged, or delayed baggage, and difficulties with related airline claims procedures;

(4) problems in obtaining refunds for unused or lost tickets or fare adjustments;

(5) incorrect or incomplete information about fares, discount fare conditions and availability, overcharges, and fare increases;

(6) the rights of passengers who hold frequent flier miles or equivalent redeemable awards earned through customer-loyalty programs; and

(7) deceptive or misleading advertising.

(b) **BUDGET NEEDS REPORT.**—The Secretary shall provide, as an annex to its annual budget request, an estimate of resources which would have been sufficient to investigate all such claims the Department of Transportation received in the previous fiscal year. The annex shall be transmitted to Congress when the President submits the budget of the United States to the Congress under section 1105 of title 31, United States Code.

Page 175, line 21, after “facilities” insert “(including regional offices)”.

Page 176, line 8, before “field” insert “regional or”.

Page 176, line 23, after “facility” insert “(including a regional office)”.

Page 177, lines 17 and 22, after “facilities” insert “(including regional offices)”.

Page 181, after line 2, insert the following:

(b) **GRANTS.**—

(1) **IN GENERAL.**—The Secretary may make a grant, from funds made available under section 48103 of title 49, United States Code, to Lake County to assist in Lake County’s purchase of the Lost Nation Airport under subsection (a).

(2) **FEDERAL SHARE.**—The Federal share of the grant under this subsection shall be for 90 percent of the cost of Lake County’s purchase of the Lost Nation Airport, but in no event may the Federal share of the grant exceed \$1,220,000.



(3) APPROVAL.—The Secretary may make a grant under this subsection only if the Secretary receives such written assurances as the Secretary may require under section 47107 of title 49, United States Code, with respect to the grant and Lost Nation Airport.

Page 181, line 3, strike “(b)” and insert “(c)”.

At the end of title VIII, add the following:  
**SEC. 816. STUDY AND REPORT ON ALLEVIATING CONGESTION.**

Not later than 6 months after the date of enactment of this Act, the Comptroller General shall conduct a study and submit a report to Congress regarding effective strategies to alleviate congestion in the national airspace at airports during peak travel times, by evaluating the effectiveness of reducing flight schedules and staggering flights, developing incentives for airlines to reduce the number of flights offered, and instituting slots and quotas at airports. In addition, the Comptroller General shall compare the efficiency of implementing the strategies in the preceding sentence with redesigning airspace and evaluate any legal obstacles to implementing such strategies.

At the end of title VIII of the bill, add the following (and conform the table of contents of the bill accordingly):

**SEC. 816. AIRLINE PERSONNEL TRAINING ENHANCEMENT.**

Not later than 180 days after the date of enactment of this Act, the Secretary of Transportation shall issue regulations under chapter 447 of title 49, United States Code, that require air carriers to provide initial and annual recurring training for flight attendants and gate attendants regarding serving alcohol, dealing with disruptive passengers, and recognizing intoxicated persons. The training shall include situational training on methods of handling an intoxicated person who is belligerent.

Page 186, after line 2, insert the following:

**SEC. 816. STUDY ON FEASIBILITY OF DEVELOPMENT OF A PUBLIC INTERNET WEB-BASED SEARCH ENGINE ON WIND TURBINE INSTALLATION OBSTRUCTION.**

(a) STUDY.—The Administrator of the Federal Aviation Administration shall carry out a study on the feasibility of developing a publicly searchable, Internet Web-based resource that provides information regarding the acceptable height and distance that wind turbines may be installed in relation to aviation sites and the level of obstruction such turbines may present to such sites.

(b) CONSIDERATIONS.—In conducting the study, the Administrator shall consult, if appropriate, with the Secretaries of the Army, Navy and Air Force, Homeland Security, and Energy to coordinate the requirements of each agency for future air space needs, determine what the acceptable risks are to existing infrastructure of each agency, and define the different levels of risk for such infrastructure.

(c) REPORT.—Not later than 1 year after the date of enactment of this Act, the Secretary shall submit a report on the results of the study to the Committee on Transportation and Infrastructure, Committee on Homeland Security, Committee on Armed Services and Committee on Science and Technology in the House of Representatives and the Committee on Commerce, Science and Transportation, Committee on Government Affairs and Homeland Security, and the Committee on Armed Services in the Senate.

The bill, as amended, was ordered to be engrossed and read a third time, was read a third time by title.

The question being put, *viva voce*,

Will the House pass said bill?

The SPEAKER pro tempore, Mr. ROSS, announced that the yeas had it.

Mr. PETRI demanded a recorded vote on passage of said bill, which demand was supported by one-fifth of a quorum, so a recorded vote was ordered.

The vote was taken by electronic device.

It was decided in the affirmative { Yeas ..... 267  
 Nays ..... 151

¶122.17 [Roll No. 890]  
 AYES—267

- Abercrombie
- Ackerman
- Allen
- Altmire
- Andrews
- Arcuri
- Baca
- Baird
- Baldwin
- Barrow
- Bean
- Becerra
- Berkley
- Berman
- Berry
- Biggert
- Bishop (GA)
- Bishop (NY)
- Blumenauer
- Bono
- Boren
- Boswell
- Boucher
- Boyd (FL)
- Boyd (KS)
- Brady (PA)
- Braley (IA)
- Brown, Corrine
- Butterfield
- Capito
- Capps
- Capuano
- Cardoza
- Carnahan
- Carson
- Castor
- Chandler
- Clarke
- Clay
- Cleaver
- Clyburn
- Cohen
- Conyers
- Cooper
- Costa
- Costello
- Courtney
- Cramer
- Crowley
- Cuellar
- Cummings
- Davis (AL)
- Davis (CA)
- Davis (IL)
- Davis (KY)
- Davis, Lincoln
- DeFazio
- DeGette
- Delahunt
- DeLauro
- Dent
- Diaz-Balart, L.
- Dicks
- Dingell
- Doggett
- Donnelly
- Doyle
- Duncan
- Edwards
- Ehlers
- Ellison
- Ellsworth
- Emanuel
- Emerson
- Engel
- English (PA)
- Eshoo
- Etheridge
- Farr
- Fattah
- Ferguson
- Filner
- Fortenberry
- Frank (MA)
- Gerlach
- Giffords
- Gilchrest
- Gillibrand
- Gonzalez
- Gordon
- Green, Al
- Green, Gene
- Grijalva
- Gutierrez
- Hall (NY)
- Hare
- Harman
- Hastings (FL)
- Hayes
- Herseth Sandlin
- Higgins
- Hill
- Hinchee
- Hinojosa
- Hirono
- Hodes
- Holden
- Holt
- Honda
- Hooley
- Hoyer
- Israel
- Jackson (IL)
- Johnson (IL)
- Johnson, E. B.
- Jones (OH)
- Kagen
- Kanjorski
- Kaptur
- Kennedy
- Kildee
- Kilpatrick
- Kind
- King (NY)
- Kirk
- Klein (FL)
- Kucinich
- Kuhl (NY)
- Lampson
- Langevin
- Lantos
- Larsen (WA)
- Larson (CT)
- Latham
- LaTourrette
- Lee
- Levin
- Lewis (GA)
- Lipinski
- LoBiondo
- Loebsack
- Lofgren, Zoe
- Lowey
- Lynch
- Mahoney (FL)
- Maloney (NY)
- Manzullo
- Markey
- Matheson
- Matsui
- McCarthy (NY)
- McCollum (MN)
- McDermott
- McGovern
- McIntyre
- McNerney
- McNulty
- Meek (FL)
- Meeks (NY)
- Melancon
- Michaud
- Miller (MI)
- Miller (NC)
- Miller, George
- Mitchell
- Mollohan
- Moore (KS)
- Moore (WI)
- Moran (KS)
- Moran (VA)
- Murphy (CT)
- Murphy, Patrick
- Murphy, Tim
- Murtha
- Nadler
- Napolitano
- Neal (MA)
- Oberstar
- Obey
- Olver
- Ortiz
- Pallone
- Pascarell
- Pastor
- Payne
- Perlmutter
- Peterson (MN)
- Peterson (PA)
- Platts
- Pomeroy
- Porter
- Price (NC)
- Rahall
- Rangel
- Regula
- Reichert
- Renzi
- Reyes
- Richardson
- Rodriguez
- Ros-Lehtinen
- Ross
- Rothman
- Roybal-Allard
- Ruppersberger
- Rush
- Ryan (OH)
- Salazar
- Sanchez, Linda T.
- Sanchez, Loretta
- Sarbanes
- Saxton
- Schakowsky
- Schiff
- Schwartz
- Scott (GA)
- Scott (VA)
- Serrano
- Sestak
- Shea-Porter
- Sherman
- Shimkus
- Shuler
- Sires
- Skelton
- Slaughter
- Smith (NJ)
- Smith (WA)
- Snyder
- Solis
- Space
- Spratt
- Stark
- Stupak
- Sutton
- Tanner
- Tauscher
- Taylor
- Terry
- Thompson (CA)
- Thompson (MS)
- Tiahrt
- Tierney
- Towns
- Udall (CO)
- Udall (NM)
- Van Hollen
- Velázquez
- Visclosky
- Walsh (NY)
- Walz (MN)

- Wasserman
- Schultz
- Watson
- Watt
- Waxman
- Weiner
- Welch (VT)
- Weiler
- Wexler
- Wilson (NM)
- Wilson (OH)
- Wolf
- Woolsey
- Wu
- Wynn
- Yarmuth
- Young (AK)

NOES—151

- Aderholt
- Akin
- Alexander
- Bachmann
- Bachus
- Baker
- Barrett (SC)
- Bartlett (MD)
- Barton (TX)
- Bilbray
- Bilirakis
- Bishop (UT)
- Blackburn
- Blunt
- Boehner
- Bonner
- Boozman
- Boustany
- Burdick (TX)
- Broun (GA)
- Brown (SC)
- Brown-Waite,
- Ginny
- Buchanan
- Burgess
- Burton (IN)
- Buyer
- Calvert
- Camp (MI)
- Campbell (CA)
- Cannon
- Cantor
- Carter
- Castle
- Chabot
- Coble
- Cole (OK)
- Conaway
- Crenshaw
- Culberson
- Davis, David
- Davis, Tom
- Deal (GA)
- Diaz-Balart, M.
- Doolittle
- Drake
- Dreier
- Fallin
- Feeney
- Flake
- Forbes
- Fossella
- Fox
- Franks (AZ)
- Frelinghuysen
- Gallegly
- Garrett (NJ)
- Gingrey
- Gohmert
- Goode
- Goodlatte
- Granger
- Graves
- Hall (TX)
- Hastert
- Hastings (WA)
- Heller
- Hensarling
- Herger
- Hobson
- Hoekstra
- Hulshof
- Inglis (SC)
- Issa
- Johnson, Sam
- Jones (NC)
- Jordan
- Keller
- King (IA)
- Kingston
- Kline (MN)
- Knollenberg
- LaHood
- Lamborn
- Lewis (CA)
- Lewis (KY)
- Linder
- Lucas
- Lungren, Daniel E.
- Mack
- Marchant
- McCarthy (CA)
- McCaul (TX)
- McCotter
- McCrery
- McHenry
- McKeon
- McMorris
- Rodgers
- Mica
- Miller (FL)
- Miller, Gary
- Musgrave
- Neugebauer
- Nunes
- Paul
- Pearce
- Pence
- Petri
- Pickering
- Pitts
- Poe
- Price (GA)
- Pryce (OH)
- Putnam
- Radanovich
- Ramstad
- Rehberg
- Reynolds
- Rogers (AL)
- Rogers (KY)
- Rogers (MI)
- Rohrabacher
- Roskam
- Royce
- Ryan (WI)
- Sali
- Schmidt
- Sensenbrenner
- Sessions
- Shadegg
- Shays
- Shuster
- Simpson
- Smith (NE)
- Smith (TX)
- Souder
- Stearns
- Sullivan
- Tancred
- Thornberry
- Tiberi
- Turner
- Upton
- Walberg
- Walden (OR)
- Wamp
- Weldon (FL)
- Westmoreland
- Whitfield
- Wicker
- Wilson (SC)
- Young (FL)

NOT VOTING—14

- Carney
- Cubin
- Davis, Jo Ann
- Everett
- Hunter
- Inslee
- Jackson-Lee
- (TX)
- Jefferson
- Jindal
- Johnson (GA)
- Marshall
- McHugh
- Myrick
- Waters

So the bill was passed.

A motion to reconsider the vote whereby said bill was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said bill.

¶122.18 CLERK TO CORRECT ENGROSSMENT

On motion of Mr. OBERSTAR, by unanimous consent,

Ordered, That in the engrossment of the foregoing bill the Clerk be authorized to correct section numbers, punctuation, cross-references, and to make such other technical and conforming changes as may be necessary to accurately reflect the actions of the House.

¶122.19 ADJOURNMENT OVER

On motion of Mr. HOYER, by unanimous consent,

Ordered, That when the House adjourns today, it adjourn to meet on Monday, September 24, 2007, at 12:30 p.m., for morning-hour debate.

¶122.20 CALENDAR WEDNESDAY BUSINESS  
DISPENSED WITH

On motion of Mr. HOYER, by unanimous consent,

*Ordered*, That business in order for consideration on Wednesday, September 26, 2007, under clause 6, rule XV, the Calendar Wednesday rule, be dispensed with.

¶122.21 COMMUNICATION REGARDING  
SUBPOENA

The SPEAKER pro tempore, Mr. KLEIN of Florida, laid before the House the following communication from the Chief Administrative Officer:

HOUSE OF REPRESENTATIVES,  
Washington, DC, September 19, 2007.

Hon. NANCY PELOSI,  
Speaker, House of Representatives,  
Washington, DC.

DEAR MADAM SPEAKER: This is to notify you formally, pursuant to Rule VIII of the Rules of the House of Representatives, that I have been served with a subpoena, issued in the U.S. District Court for the District of Columbia, for documents in a grand jury proceeding.

After consultation with the Office of the General Counsel, I have determined that compliance with the subpoena is consistent with the precedents and privileges of the House.

Sincerely,

DANIEL BEARD,  
Chief Administrative Officer,  
House of Representatives.

¶122.22 MESSAGE FROM THE  
PRESIDENT—NATIONAL EMERGENCY  
WITH RESPECT TO TERRORISM

The SPEAKER pro tempore, Mr. KLEIN of Florida, laid before the House a message from the President, which was read as follows:

*To the Congress of the United States:*

Section 202(d) of the National Emergencies Act (50 U.S.C. 1622(d)) provides for the automatic termination of a national emergency unless, prior to the anniversary date of its declaration, the President publishes in the Federal Register and transmits to the Congress a notice stating that the emergency is to continue in effect beyond the anniversary date. In accordance with this provision, I have sent the enclosed notice to the Federal Register for publication, stating that the national emergency with respect to persons who commit, threaten to commit, or support terrorism is to continue in effect beyond September 23, 2007.

The crisis constituted by the grave acts of terrorism and threats of terrorism committed by foreign terrorists, including the terrorist attacks in New York, in Pennsylvania, and against the Pentagon committed on September 11, 2001, and the continuing and immediate threat of further attacks on United States nationals or the United States that led to the declaration of a national emergency on September 23, 2001, has not been resolved. These actions pose a continuing unusual and extraordinary threat to the national security, foreign policy, and economy of the United States. For these reasons, I have determined that

it is necessary to continue the national emergency declared with respect to persons who commit, threaten to commit, or support terrorism, and maintain in force the comprehensive sanctions to respond to this threat.

GEORGE W. BUSH.

THE WHITE HOUSE, September 20, 2007.

By unanimous consent, the message, together with the accompanying papers, was referred to the Committee on Foreign Affairs and ordered to be printed (H. Doc. 110-59).

## ¶122.23 LEAVE OF ABSENCE

By unanimous consent, leave of absence was granted to Mr. JOHNSON of Georgia, for today.

And then,

## ¶122.24 ADJOURNMENT

On motion of Mr. LUNGREN of California, at 3 o'clock and 8 minutes p.m., the House adjourned until 12:30 p.m., Monday, September 24, 2007.

¶122.25 REPORTS OF COMMITTEES ON  
PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XIII, reports of committees were delivered to the Clerk for printing and reference to the proper calendar, as follows:

Mr. RANGEL: Committee on Ways and Means. H.R. 3540. A bill to amend the Internal Revenue Code of 1986 to extend the funding and expenditure authority of the Airport and Airway Trust Fund (Rept. 110-337 Pt. 1). Ordered to be printed.

¶122.26 REPORTED BILL SEQUENTIALLY  
REFERRED

Under clause 2 of rule XII, bills and reports were delivered to the Clerk for printing, and bills referred as follows:

Mr. OBERSTAR: Committee on Transportation and Infrastructure. H.R. 2830. A bill to authorize appropriations for the Coast Guard for fiscal year 2008, and for other purposes; with an amendment; referred to the Committee on Homeland Security for a period ending not later than October 1, 2007, for consideration of such provisions of the bill and the amendment as fall within the jurisdiction of that committee pursuant to clause 1(i), rule X (Rept. 110-338, Pt. 1). Ordered to be printed.

## ¶122.27 COMMITTEE DISCHARGED

Pursuant to clause 2 of rule XII, the Committee on Transportation and Infrastructure discharged from further consideration. H.R. 3540 referred to the Committee of the Whole House on the state of the Union, and ordered to be printed.

## ¶122.28 PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XII, public bills and resolutions were introduced and severally referred, as follows:

By Mr. BARROW:

H.R. 3607. A bill to amend the Internal Revenue Code of 1986 to expand the Hope Scholarship Credit by increasing the maximum credit, by allowing the credit for 4 years of postsecondary education, and by allowing the credit for room, board, and certain other expenses; to the Committee on Ways and Means.

By Mr. BARROW:

H.R. 3608. A bill to amend the Internal Revenue Code of 1986 to allow the deduction for interest on acquisition indebtedness on principal residences to all individuals, whether or not they itemize their other deductions; to the Committee on Ways and Means.

By Mr. MILLER of North Carolina (for himself, Ms. LINDA T. SANCHEZ of California, Mr. FRANK of Massachusetts, Mrs. MALONEY of New York, and Mr. WATT):

H.R. 3609. A bill to amend title 11 of the United States Code with respect to modification of certain mortgages on principal residences, and for other purposes; to the Committee on the Judiciary.

By Mr. DINGELL (for himself, Mr. PALLONE, and Mr. STUPAK):

H.R. 3610. A bill to amend the Federal Food, Drug, and Cosmetic Act with respect to the safety of food and drugs imported into the United States, and for other purposes; to the Committee on Energy and Commerce.

By Ms. SHEA-PORTER (for herself and Mr. HODES):

H.R. 3611. A bill to establish the Bringing Success to Scale program in the Department of Education; to the Committee on Education and Labor.

By Mr. WELDON of Florida (for himself, Mr. CANTOR, Mr. PENCE, Mr. WAMP, Mr. AKIN, Mr. GINGREY, Mr. WESTMORELAND, Mr. CAMPBELL of California, Mr. GARRETT of New Jersey, Mr. BARRETT of South Carolina, Mr. MILLER of Florida, Mr. DAVID DAVIS of Tennessee, and Mrs. MYRICK):

H.R. 3612. A bill to amend the Immigration and Nationality Act to provide for no preemption of certain State and local laws regarding employment eligibility verification requirements; to the Committee on the Judiciary.

By Mr. BILBRAY:

H.R. 3613. A bill to amend the Elementary and Secondary Education Act of 1965 to make improvements relating to students with disabilities; to the Committee on Education and Labor.

By Mr. BISHOP of Utah (for himself, Mr. CANNON, Mr. YOUNG of Alaska, Mr. SHADDEG, Mr. FRANKS of Arizona, Mr. RENZI, Mr. BERGER, Mr. LAMBORN, Mr. CAMPBELL of California, Mr. KING of Iowa, Mr. GARRETT of New Jersey, Mr. BARTLETT of Maryland, Mr. COLE of Oklahoma, Mr. HENSARLING, Mr. WILSON of South Carolina, Mr. POE, Mr. PITTS, Mrs. BLACKBURN, Mr. FORTUÑO, Mr. GOHMERT, Mr. FEENEY, Mr. BACHUS, Mr. GINGREY, Mr. CULBERSON, Mr. WALBERG, and Mr. PEARCE):

H.R. 3614. A bill to authorize Western States to make selections of public land within their borders in lieu of receiving 5 percent of the proceeds of the sale of public land lying within said States as provided by their respective enabling Acts; to the Committee on Natural Resources.

By Mrs. BLACKBURN:

H.R. 3615. A bill to amend subtitle IV of title 40, United States Code, regarding county additions to the Appalachian region; to the Committee on Transportation and Infrastructure.

By Mrs. EMERSON (for herself, Mr. SARBANES, Mr. SKELTON, Mr. CLAY, Mr. GOODLATTE, Mr. CASTLE, Mr. WHITFIELD, Mr. COSTELLO, Mr. MOLLOHAN, Ms. NORTON, Mr. SHUSTER, Mr. HILL, Mr. LINCOLN DAVIS of Tennessee, and Ms. PRYCE of Ohio):

H.R. 3616. A bill to authorize the Secretary of the Interior to conduct a study to determine the suitability and feasibility of extending the Lewis and Clark National Historic Trail to include additional sites associated with the preparation and return phases of the expedition, and for other purposes; to the Committee on Natural Resources.

By Ms. GIFFORDS:

H.R. 3617. A bill to provide for the exchange of certain Bureau of Land Management land in Pima County, Arizona, and for other purposes; to the Committee on Natural Resources.

By Mr. HINOJOSA (for himself and Ms. GRANGER):

H.R. 3618. A bill to amend the Public Health Service Act to authorize a grant to a qualified youth-serving organization for recruiting and preparing students for careers and volunteer opportunities as health care professionals, and for other purposes; to the Committee on Energy and Commerce.

By Ms. KILPATRICK:

H.R. 3619. A bill to amend the Internal Revenue Code of 1986 to provide a tax credit to primary health service providers who establish practices in health professional shortage areas; to the Committee on Ways and Means.

By Ms. KILPATRICK:

H.R. 3620. A bill to provide for a comprehensive national research effort on the physical and mental health and other readjustment needs of the members of the Armed Forces and veterans who served in Operation Iraqi Freedom and Operation Enduring Freedom and their families; to the Committee on Armed Services, and in addition to the Committee on Veterans' Affairs, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Ms. KILPATRICK:

H.R. 3621. A bill to require government agencies carrying out surface transportation projects to conduct a cost-benefit analysis before procuring architectural, engineering, and related services from a private contractor, and for other purposes; to the Committee on Transportation and Infrastructure, and in addition to the Committee on Oversight and Government Reform, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. MEEK of Florida (for himself, Mr. TIBERI, Ms. BERKLEY, Mr. ENGLISH of Pennsylvania, Mr. KELLER, Mr. PERLMUTTER, Mr. PORTER, Mrs. JONES of Ohio, Mr. DAVIS of Alabama, and Mr. HERGER):

H.R. 3622. A bill to amend the Internal Revenue Code of 1986 to modify the treatment of qualified restaurant property as 15-year property for purposes of the depreciation deduction; to the Committee on Ways and Means.

By Mr. PATRICK MURPHY of Pennsylvania (for himself and Mr. GILCHREST):

H.R. 3623. A bill to amend the Internal Revenue Code of 1986 to extend the deduction for contributions of real property made for conservation purposes; to the Committee on Ways and Means.

By Mr. PALLONE:

H.R. 3624. A bill to establish a comprehensive program to ensure the safety of food products intended for human consumption which are regulated by the Food and Drug Administration; to the Committee on Energy and Commerce.

By Mr. SESTAK (for himself, Mr. GEORGE MILLER of California, and Mr. HINOJOSA):

H.R. 3625. A bill to make permanent the waiver authority of the Secretary of Edu-

cation with respect to student financial assistance during a war or other military operation or national emergency; to the Committee on Education and Labor.

By Mr. SHIMKUS:

H.R. 3626. A bill to provide for continued treatment for the reopening of certain facilities under the Medicare and Medicaid programs; to the Committee on Ways and Means, and in addition to the Committee on Energy and Commerce, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. SPACE (for himself, Mrs. BOYDA of Kansas, and Mr. ARCUY):

H.R. 3627. A bill to promote the deployment and adoption of telecommunications services and information technologies, and for other purposes; to the Committee on Energy and Commerce.

By Mr. SPACE:

H.R. 3628. A bill to amend the Internal Revenue Code of 1986 to extend for 4 years the enhanced charitable deduction for contributions of food inventory; to the Committee on Ways and Means.

By Mr. SPACE:

H.R. 3629. A bill to amend the Internal Revenue Code of 1986 to extend for 4 years the election to include combat pay as earned income for purposes of the earned income credit and the use of qualified mortgage bonds to finance residences for veterans without regard to first-time homebuyer requirement; to the Committee on Ways and Means.

By Mr. SPACE:

H.R. 3630. A bill to amend the Internal Revenue Code of 1986 to extend certain expiring provisions relating to education; to the Committee on Ways and Means.

By Mr. YARMUTH (for himself, Mr. REGULA, Mr. KENNEDY, Mr. MARKEY, and Mr. HONDA):

H.R. 3631. A bill to authorize the establishment of a National Center for Learning Science and Technology Trust Fund; to the Committee on Education and Labor.

By Mr. CONAWAY (for himself, Mr. BRADY of Texas, Ms. GRANGER, Mr. MCCAUL of Texas, Mr. NEUGEBAUER, Mr. PAUL, Mr. CUELLAR, Mr. AL GREEN of Texas, Mr. REYES, Mr. RODRIGUEZ, Mr. LAMPSON, Mr. CULBERSON, Mr. SMITH of Texas, Mr. BURGESS, Mr. ORTIZ, Mr. MARCHANT, Mr. DOGGETT, Mr. HINOJOSA, Mr. SESSIONS, Mr. CARTER, and Mr. SAM JOHNSON of Texas):

H. Con. Res. 216. Concurrent resolution recognizing the wine and winegrape industry of Texas for having an economic impact of \$1,000,000,000 on the economy of Texas; to the Committee on Oversight and Government Reform.

By Mr. EMANUEL:

H. Res. 667. A resolution electing Members to certain standing committees of the House of Representatives; considered and agreed to.

By Mr. CONYERS (for himself, Mr. SNYDER, Mr. BERRY, Mr. ROSS, Mr. SMITH of Texas, Mr. NADLER, Mr. SCOTT of Virginia, Mr. SENSENBRENNER, Mr. WEXLER, Mr. ELLISON, Ms. BALDWIN, Mr. LEWIS of Georgia, Mr. THOMPSON of Mississippi, Mr. MCDERMOTT, Mrs. JONES of Ohio, Mr. DAVIS of Illinois, Mr. FARR, Mrs. MALONEY of New York, Mr. CLAY, Mr. MEEKS of New York, Mr. JEFFERSON, Mr. FATTAH, Mr. GRIJALVA, Ms. LEE, Ms. CARSON, Mr. JACKSON of Illinois, Ms. WATSON, Mr. VAN HOLLEN, Ms. SUTTON, and Mrs. BOYDA of Kansas):

H. Res. 668. A resolution recognizing the 50th anniversary of the September 25, 1957, desegregation of Little Rock Central High School by the Little Rock Nine; to the Committee on the Judiciary.

By Mr. KLEIN of Florida (for himself, Mr. REGULA, Mr. DINGELL, Mr. STARK, and Mrs. JONES of Ohio):

H. Res. 669. A resolution recognizing and honoring the lifetime accomplishments of former Congressman Charles Vanik; to the Committee on House Administration.

#### ¶122.29 PRIVATE BILLS AND RESOLUTIONS

Under clause 3 of rule XII,

Mr. LYNCH introduced A bill (H.R. 3632) for the relief of Naaman Ramez Damaa; which was referred to the Committee on the Judiciary.

#### ¶122.30 ADDITIONAL SPONSORS

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

H.R. 74: Mr. LOEBSACK.  
 H.R. 241: Mr. LAMBORN.  
 H.R. 281: Mr. ORTIZ.  
 H.R. 503: Mr. KELLER and Mr. ROTHMAN.  
 H.R. 513: Mr. HARE and Mr. BRALEY of Iowa.  
 H.R. 555: Mr. SERRANO.  
 H.R. 601: Mr. HALL of Texas.  
 H.R. 621: Mrs. LOWEY.  
 H.R. 641: Mr. BOUSTANY.  
 H.R. 661: Mr. TERRY.  
 H.R. 676: Mr. SCOTT of Georgia, Ms. RICHARDSON, Mr. MEEKS of New York, and Ms. LORETTA SANCHEZ of California.  
 H.R. 690: Mr. ALTMIRE.  
 H.R. 743: Mr. JONES of North Carolina, Ms. FOX, and Mr. GONZALEZ.  
 H.R. 784: Mr. JOHNSON of Georgia.  
 H.R. 855: Mr. KING of New York.  
 H.R. 879: Mr. ADERHOLT and Mr. KING of Iowa.  
 H.R. 897: Mr. JEFFERSON and Mrs. CAPPS.  
 H.R. 900: Ms. LEE and Mr. DOGGETT.  
 H.R. 946: Mr. YOUNG of Alaska, Mr. GUTIERREZ, Mr. LYNCH, Ms. JACKSON-LEE of Texas, and Mr. HONDA.  
 H.R. 1014: Mr. RADANOVICH.  
 H.R. 1023: Mr. PITTS, Ms. BALDWIN, Mr. KELLER, Mrs. WILSON of New Mexico, Mr. SAXTON, and Mr. SMITH of Texas.  
 H.R. 1076: Mr. MORAN of Kansas.  
 H.R. 1078: Mr. GILCHREST and Mr. ALTMIRE.  
 H.R. 1098: Mr. FILNER.  
 H.R. 1117: Mr. ELLISON.  
 H.R. 1125: Mr. SMITH of Washington, Mr. CHANDLER, Mr. SIMPSON, Mr. KLEIN of Florida, Ms. BORDALLO, Mr. GARY G. MILLER of California, Mr. CARNEY, Mr. ROSS, Mr. LUCAS, and Mr. BROUN of Georgia.  
 H.R. 1134: Mr. ALTMIRE.  
 H.R. 1174: Mr. MARSHALL and Mr. FILNER.  
 H.R. 1192: Mr. MARSHALL.  
 H.R. 1198: Ms. DEGETTE and Ms. ZOE LOFGREN of California.  
 H.R. 1201: Mr. SOUDER.  
 H.R. 1225: Ms. LEE.  
 H.R. 1229: Mr. MCHUGH, Ms. SLAUGHTER, and Mr. HAYES.  
 H.R. 1236: Mr. MORAN of Virginia, Mr. SAXTON, Mr. BRALEY of Iowa, Mr. YOUNG of Alaska, Ms. HERSETH SANDLIN, and Mr. GORDON.  
 H.R. 1275: Ms. HARMAN.  
 H.R. 1279: Mrs. CAPITO, Ms. BERKLEY, Mr. STUPAK, Mr. CONAWAY, Mr. DUNCAN, Mr. GUTIERREZ, and Mr. WOLF.  
 H.R. 1280: Mr. GUTIERREZ and Ms. MATSUI.  
 H.R. 1283: Mrs. BONO.  
 H.R. 1304: Mr. BOSWELL.  
 H.R. 1306: Mr. PENCE.  
 H.R. 1314: Mr. GOODLATTE.  
 H.R. 1386: Mrs. NAPOLITANO, Mr. KENNEDY, and Mr. REICHERT.  
 H.R. 1415: Ms. SLAUGHTER.  
 H.R. 1416: Ms. SLAUGHTER.  
 H.R. 1419: Mr. HAYES.

H.R. 1459: Mr. HASTINGS of Florida, Mr. DOYLE, and Mr. FRELINGHUYSEN.  
 H.R. 1474: Mr. SHAYS, Ms. LEE, and Mr. BARRETT of South Carolina.  
 H.R. 1509: Mr. EMANUEL.  
 H.R. 1524: Mr. MANZULLO.  
 H.R. 1534: Mr. ENGEL.  
 H.R. 1540: Mrs. JONES of Ohio.  
 H.R. 1553: Mr. KING of New York.  
 H.R. 1576: Mr. STUPAK, Mr. RAHALL, Mr. REYNOLDS, Mr. NADLER, Mr. SERRANO, Mr. WALSH of New York, Mr. ARCURI, Mrs. MALONEY of New York, Mrs. MCCARTHY of New York, and Mr. CROWLEY.  
 H.R. 1609: Ms. SCHAKOWSKY, Mr. OBERSTAR, and Mr. DAVIS of Alabama.  
 H.R. 1645: Mr. FATTAH.  
 H.R. 1738: Mr. ELLISON.  
 H.R. 1742: Mr. PATRICK MURPHY of Pennsylvania.  
 H.R. 1819: Mr. GRIJALVA.  
 H.R. 1823: Mr. PRICE of Georgia and Mr. ROGERS of Alabama.  
 H.R. 1843: Mr. UDALL of Colorado and Ms. SCHWARTZ.  
 H.R. 1845: Mrs. MCCARTHY of New York, Mr. BISHOP of New York, Mr. DOYLE, Mr. WALSH of New York, Mr. MEEKS of New York, and Mrs. LOWEY.  
 H.R. 1937: Mr. BARROW, Mr. GORDON, Mr. SOUDER, and Mr. WAMP.  
 H.R. 1975: Mr. SMITH of New Jersey.  
 H.R. 2048: Mr. BRALEY of Iowa.  
 H.R. 2073: Mrs. NAPOLITANO.  
 H.R. 2074: Mrs. MYRICK.  
 H.R. 2109: Mr. DEAL of Georgia and Mr. GOODE.  
 H.R. 2116: Mr. WILSON of South Carolina.  
 H.R. 2125: Mr. DELAHUNT.  
 H.R. 2214: Mr. MEEKS of New York.  
 H.R. 2233: Ms. BERKLEY and Mrs. NAPOLITANO.  
 H.R. 2405: Mr. SENSENBRENNER.  
 H.R. 2549: Mr. FEENEY.  
 H.R. 2564: Mr. HUNTER and Mr. ADERHOLT.  
 H.R. 2566: Mr. TOWNS.  
 H.R. 2578: Mr. GONZALEZ and Mr. CARNAHAN.  
 H.R. 2580: Mr. WAMP.  
 H.R. 2597: Mr. BROUN of Georgia.  
 H.R. 2708: Mr. TIERNEY.  
 H.R. 2711: Mr. PLATTS, Mr. GILCHREST, Mr. SERRANO, Mr. GONZALEZ, and Mr. ROTHMAN.  
 H.R. 2758: Ms. NORTON.  
 H.R. 2768: Ms. SUTTON and Ms. LINDA T. SANCHEZ of California.  
 H.R. 2769: Ms. SUTTON and Ms. LINDA T. SANCHEZ of CALIFORNIA.  
 H.R. 2779: Mr. SARBANES, and Mr. GORDON.  
 H.R. 2826: Mr. HARE, Mrs. MALONEY of New York, Mr. SNYDER, Mr. LYNCH, Mr. SCOTT of Virginia, Mrs. DAVIS of California, Mr. McNULTY, and Ms. SLAUGHTER.  
 H.R. 2827: Mr. GOODE, Ms. HERSETH SANDLIN, and Mr. SNYDER.  
 H.R. 2859: Mr. PATRICK MURPHY of Pennsylvania.  
 H.R. 2860: Mr. ROGERS of Kentucky and Mr. UPTON.  
 H.R. 2880: Mr. DUNCAN.  
 H.R. 2895: Mr. VAN HOLLEN, Mr. PALLONE, Mr. UPTON, Mr. WALZ of Minnesota, Mr. KENNEDY, Mr. OBERSTAR, Mr. SIRES, Mr. LEWIS of Georgia, Ms. LORETTA SANCHEZ of California, Mr. LINCOLN DAVIS of Tennessee, Mr. NEAL of Massachusetts, Mr. GUTIERREZ, and Mr. STARK.  
 H.R. 2915: Mrs. CAPPS.  
 H.R. 2927: Mr. EVERETT.  
 H.R. 2928: Mr. MILLER of North Carolina and Mr. MEEKS of New York.  
 H.R. 2930: Mr. LYNCH.  
 H.R. 2933: Mr. CHANDLER and Mr. BACHUS.  
 H.R. 2994: Mr. BOUCHER and Mr. STUPAK.  
 H.R. 3026: Mr. MCKEON.  
 H.R. 3029: Mr. FILNER.  
 H.R. 3042: Mr. ROTHMAN.  
 H.R. 3051: Mr. BRALEY of Iowa and Mr. FILNER.

H.R. 3081: Mr. GUTIERREZ.  
 H.R. 3085: Ms. WATSON and Mr. ELLISON.  
 H.R. 3140: Mr. ROGERS of Kentucky, Mr. SPRATT, Mr. GERLACH, Mr. EDWARDS, Mr. HINOJOSA, Mr. TAYLOR, Ms. ROS-LEHTINEN, Mr. WICKER, Mr. CONYERS, Mr. BISHOP of Georgia, Mr. CHANDLER, Mr. SIRES, and Mr. GILCHREST.  
 H.R. 3153: Mrs. MUSGRAVE.  
 H.R. 3189: Mrs. CAPPS.  
 H.R. 3224: Mr. HINCHEY and Mr. FILNER.  
 H.R. 3256: Mrs. BOYDA of Kansas.  
 H.R. 3257: Mr. BRALEY of Iowa and Mr. JOHNSON of Illinois.  
 H.R. 3282: Mr. TIERNEY and Mr. MARSHALL.  
 H.R. 3327: Mr. DEFazio, Ms. DELAURO, Mr. INGLIS of South Carolina, Mr. DELAHUNT, Mr. SERRANO, Mr. McNULTY, and Mr. FARR.  
 H.R. 3333: Ms. ROS-LEHTINEN and Mr. SCOTT of Georgia.  
 H.R. 3363: Mr. LEWIS of Kentucky.  
 H.R. 3385: Ms. LEE, Mr. HASTINGS of Florida, Mr. LEWIS of Georgia, and Ms. NORTON.  
 H.R. 3391: Mr. PAYNE and Mr. PETERSON of Minnesota.  
 H.R. 3409: Mr. ABERCROMBIE and Ms. SCHAKOWSKY.  
 H.R. 3427: Mr. PALLONE.  
 H.R. 3457: Mr. LEWIS of Kentucky, Mr. SHAYS, and Mr. PENCE.  
 H.R. 3471: Mr. MCCOTTER.  
 H.R. 3481: Mr. HARE, Ms. MOORE of Wisconsin, Mr. SCOTT of Virginia, Mr. DAVIS of Illinois, Mr. STARK, and Mr. ELLISON.  
 H.R. 3495: Mr. MCDERMOTT, Mrs. NAPOLITANO, and Mr. STARK.  
 H.R. 3543: Mr. BRADY of Pennsylvania, Mr. AL GREEN of Texas, and Ms. NORTON.  
 H.R. 3550: Mr. SHIMKUS.  
 H.R. 3551: Mr. KUCINICH, Ms. NORTON, and Mr. CLAY.  
 H.R. 3566: Mr. PETERSON of Pennsylvania and Mr. GERLACH.  
 H.R. 3584: Mr. TIAHRT, Mr. GOODLATTE, Mr. FEENEY, and Mrs. BIGBERT.  
 H.J. Res. 9: Mr. MCCOTTER and Mr. BACHUS.  
 H.J. Res. 28: Mr. MCGOVERN and Mr. SCOTT of Virginia.  
 H.J. Res. 45: Mr. GORDON.  
 H. Con. Res. 176: Mr. KINGSTON.  
 H. Con. Res. 185: Mr. SPACE, Mr. HARE, Mrs. BOYDA of Kansas, Mr. SALAZAR, Mr. ELLSWORTH, Mr. COURTNEY, and Ms. CASTOR.  
 H. Con. Res. 200: Mr. SMITH of New Jersey.  
 H. Con. Res. 210: Mr. CAPUANO, Mr. GERLACH, Mr. MCGOVERN, and Ms. DELAURO.  
 H. Res. 32: Ms. SUTTON.  
 H. Res. 68: Ms. EDDIE BERNICE JOHNSON of Texas.  
 H. Res. 111: Mr. HONDA.  
 H. Res. 128: Mr. HOLT.  
 H. Res. 185: Mr. WEXLER.  
 H. Res. 251: Mr. GORDON.  
 H. Res. 335: Mr. BERMAN.  
 H. Res. 405: Mr. SIRES and Mr. CROWLEY.  
 H. Res. 433: Mr. BRALEY of Iowa.  
 H. Res. 472: Ms. JACKSON-LEE of Texas, Mr. CALVERT, Mr. SHAYS, Mr. SAM JOHNSON of Texas, Mr. KNOLLENBERG, Mr. HOBSON, Mr. TIBERI, Mr. HERGER, Mr. MOLLOHAN, Mr. WHITFIELD, Mr. SOUDER, Mr. GERLACH, Mr. DENT, Mr. SMITH of Nebraska, Mr. SHIMKUS, Mr. ROSKAM, Mr. PICKERING, Mr. SHUSTER, Mr. BOOZMAN, Mr. DUNCAN, and Mr. INGLIS of South Carolina.  
 H. Res. 525: Ms. SCHAKOWSKY.  
 H. Res. 590: Ms. MCCOLLUM of Minnesota and Mr. KENNEDY.  
 H. Res. 605: Mr. EHLERS, Mr. PUTNAM, Mr. PITTS, Mr. GOHMERT, Mr. BAKER, Mr. PLATTS, Mr. PRICE of Georgia, Mr. DAVID DAVIS of Tennessee, Mr. TIBERI, Mr. LAMPSON, Mr. KILDEE, Mr. WAMP, Mrs. McMORRIS RODGERS, Mr. FRANKS of Arizona, Mr. FORTENBERRY, Mr. COLE of Oklahoma, Mr. LATHAM, Mr. SALLI, Mr. PENCE, Mr. WELLER, Mr. WALSH of New York, Mrs. BOYDA of Kansas, Mr. SMITH of New Jersey, Mr. SENSENBRENNER, Mr. ROGERS of Michigan, Mr. PETERSON of Min-

nesota, Mr. DREIER, and Mr. CAMP of Michigan.

H. Res. 620: Mr. VAN HOLLEN, Mr. CROWLEY, and Mr. BROWN of South Carolina.

H. Res. 624: Mrs. JO ANN DAVIS of Virginia, Mr. WEINER, Mrs. BLACKBURN, Ms. BERKLEY, Mr. CLAY, Mr. WAXMAN, Mr. HOLT, Mr. HONDA, Ms. LINDA T. SANCHEZ of California, Mr. ROTHMAN, Mr. McNULTY, Mr. BERMAN, Mr. KLEIN of Florida, and Mr. BURTON of Indiana.

H. Res. 627: Mr. SARBANES and Mr. CROWLEY.

H. Res. 634: Mr. KILDEE, Mr. KIND, Mr. LEWIS of Kentucky, and Mr. GERLACH.

H. Res. 635: Ms. WATSON, Mr. CROWLEY, Ms. WOOLSEY, and Mr. LEWIS of Georgia.

H. Res. 640: Mr. TAYLOR, Mr. HARE, and Mr. MARSHALL.

H. Res. 641: Mr. WICKER.

H. Res. 644: Mr. SOUDER.

H. Res. 654: Mr. BUTTERFIELD, Ms. SOLIS, Mr. KUCINICH, Mr. PALLONE, Mr. CAPUANO, Mr. REYES, Mr. FARR, Mr. CARDOZA, Mr. McNULTY, Mr. BOUCHER, Mr. BACA, Mrs. NAPOLITANO, Mr. ORTIZ, Mr. GRIJALVA, Mr. GONZALEZ, Mr. SIRES, Mr. BISHOP of Georgia, Mr. CUELLAR, Mr. BECERRA, Mr. ROSS, Mr. ENGEL, Ms. BALDWIN, Mr. DAVIS of Illinois, Ms. GIFFORDS, Mr. PAYNE, Ms. CORRINE BROWN of Florida, Ms. EDDIE BERNICE JOHNSON of Texas, Ms. DELAURO, Mr. CLAY, Mr. STUPAK, Mr. WATT, Mr. OLVER, Mr. KILDEE, Mr. HASTINGS of Florida, Ms. SLAUGHTER, Mr. HINCHEY, Mr. BERRY, Mr. THOMPSON of California, Mr. LINCOLN DAVIS of Tennessee, Ms. HIRONO, Mrs. CAPPS, Mr. DOYLE, Mr. EDWARDS, Mr. SPRATT, Mr. MOLLOHAN, Mr. GENE GREEN of Texas, Mr. HONDA, Mr. HINOJOSA, Mr. THOMPSON of Mississippi, Mr. WU, Mr. LAMPSON, Mr. ETHERIDGE, and Mr. BERMAN.

## MONDAY, SEPTEMBER 24, 2007 (123)

### ¶123.1 APPOINTMENT OF SPEAKER PRO TEMPORE

The House was called to order at 12:30 p.m. by the SPEAKER pro tempore, Ms. HIRONO, who laid before the House the following communication:

WASHINGTON, DC,  
 September 24, 2007.

I hereby appoint the Honorable MAZIE K. HIRONO to act as Speaker pro tempore on this day.

NANCY PELOSI,  
*Speaker of the House of Representatives.*

Whereupon, pursuant to the order of the House of January 4, 2007, Members were recognized for morning-hour debate.

### ¶123.2 RECESS—12:38 P.M.

The SPEAKER pro tempore, Ms. HIRONO, pursuant to clause 12(a) of rule I, declared the House in recess at 12 o'clock and 38 minutes p.m., until 2 p.m.

### ¶123.3 AFTER RECESS—2 P.M.

The SPEAKER pro tempore, Mr. KANJORSKI, called the House to order.

### ¶123.4 APPROVAL OF THE JOURNAL

The SPEAKER pro tempore, Mr. KANJORSKI, announced he had examined and approved the Journal of the proceedings of Thursday, September 20, 2007.

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

## ¶123.5 COMMUNICATIONS

Executive and other communications, pursuant to clause 8, rule XII, were referred as follows:

3417. A letter from the Chief, Recruiting Policy Branch, Department of Defense, transmitting the Department's final rule — Recruiting and Enlistments [Docket No. USA-2007-0017] (RIN: 0702-AA57) received September 4, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Armed Services.

3418. A letter from the Counsel for Legislation and Regulations, Department of Housing and Urban Development, transmitting the Department's final rule — Public Housing Operating Fund Program; Revised Transition Funding Schedule for Calendar Years 2007 Through 2012 [Docket Number FR-5105-F-02] (RIN: 2577-AC72) received September 4, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Financial Services.

3419. A letter from the Director, Regulations Policy and Mgmt. Staff, Department of Health and Human Services, transmitting the Department's final rule — Medical Devices: Immunology and Microbiology Devices: Classification of In Vitro Human Immunodeficiency Virus Drug Resistance Genotype Assay [Docket No. 2007N-0294] received September 4, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

3420. A letter from the Chief of Staff, Media Bureau, Federal Communications Commission, transmitting the Commission's final rule — In the Matter of Amendment of Section 73.202(b), Table of Allotments, FM Broadcast Stations. (Charleston and Englewood, Tennessee) [MB Docket No. 05-273 RM-11273 RM-11307] received September 4, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

3421. A letter from the Chief of Staff, Media Bureau, Federal Communications Commission, transmitting the Commission's final rule — In the Matter of Amendment of Section 73.202(b), FM Table of Allotments, FM Broadcast Stations. (Waukomis, Oklahoma) Reclassification of License of Station KYQQ (FM), Arkansas City, Kansas [MB Docket No. 06-46 RM-11256 File No. BLH-19880120KA] received September 4, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

3422. A letter from the Director, Office of Congressional Affairs, Nuclear Regulatory Commission, transmitting the Commission's final rule — List of Approved Spent Fuel Storage Casks: TN-68 Revision 1 (RIN: 3150-AI21) received September 4, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

3423. A letter from the Director, Office of Congressional Affairs, Nuclear Regulatory Commission, transmitting the Commission's final rule — NRC Size Standards; Revision (RIN: 3150-AI15) received September 4, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Energy and Commerce.

3424. A letter from the Human Resources Specialist, Department of Labor, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Oversight and Government Reform.

3425. A letter from the Human Resources Specialist, Department of Labor, transmitting a report pursuant to the Federal Vacancies Reform Act of 1998; to the Committee on Oversight and Government Reform.

3426. A letter from the Acting Senior Procurement Executive, (OCAO), GSA, General Services Administration, transmitting the Administration's final rule — Federal Acquisition Regulation; Federal Acquisition Circular 2005-18; Small Entity Compliance Guide [Docket FAR-2007-002, Sequence 3] re-

ceived September 4, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Oversight and Government Reform.

3427. A letter from the Acting Senior Procurement Executive, (OCAO), GSA, General Services Administration, transmitting the Administration's final rule — Federal Acquisition Regulation; FAR Case 2006-032, Small Business Size Representation [FAC 2005-18; FAR Case 2006-032; Item I; Docket 2007-001, Sequence 4] (RIN: 9000-AK78) received September 4, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Oversight and Government Reform.

3428. A letter from the Acting Senior Procurement Executive, (OCAO), GSA, General Services Administration, transmitting the Administration's final rule — Federal Acquisition Regulation; Federal Acquisition Circular 2005-18; Introduction [Docket FAR-2007-002, Sequence 3] received September 4, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Oversight and Government Reform.

3429. A letter from the Assistant Secretary, Fish and Wildlife & Parks, Department of the Interior, transmitting the Department's final rule — 2007-2008 Hunting and Sport Fishing Regulations for the Upper Mississippi River National Wildlife and Fish Refuge (RIN: 1018-AV36) received September 4, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Natural Resources.

3430. A letter from the Acting Director Office of Sustainable Fisheries, NMFS, National Oceanic and Atmospheric Administration, transmitting the Administration's final rule — Fisheries of the Exclusive Economic Zone Off Alaska; Pacific Ocean Perch for Trawl Catcher Vessels Participating in the Rockfish Entry Level Fishery in the Central Regulatory Area of the Gulf of Alaska [Docket No. 070213032-7032-01] (RIN: 0648-XB81) received September 4, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Natural Resources.

3431. A letter from the Acting Director Office of Sustainable Fisheries, NMFS, National Oceanic and Atmospheric Administration, transmitting the Administration's final rule — Fisheries of the Exclusive Economic Zone Off Alaska; Pacific Ocean Perch in the Western Regulatory Area of the Gulf of Alaska [Docket No. 070213032-7032-01] (RIN: 0648-XB86) received September 4, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Natural Resources.

3432. A letter from the Deputy Assistant Administrator For Regulatory Programs, NMFS, National Oceanic and Atmospheric Administration, transmitting the Administration's final rule — Fisheries of the Northeastern United States; Northeast Multispecies Fishery; Haddock Size Limit Change [Docket No. 070709299-7300-01] (RIN: 0648-AV75) received September 4, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Natural Resources.

3433. A letter from the Acting Director Office of Sustainable Fisheries, NMFS, National Oceanic and Atmospheric Administration, transmitting the Administration's final rule — Fisheries of the Exclusive Economic Zone Off Alaska; Pacific Ocean Perch and Pelagic Shelf Rockfish in the Western Regulatory Area in the Gulf of Alaska [Docket No. 070213032-7032-01] (RIN: 0648-XB79) received September 4, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Natural Resources.

3434. A letter from the Acting Director Office of Sustainable Fisheries, NMFS, National Oceanic and Atmospheric Administration, transmitting the Administration's final rule — Fisheries of the Exclusive Economic Zone Off Alaska; Pacific Cod by Catcher Processor Vessels Using Trawl Gear in the Bering Sea and Aleutian Islands Management Area [Docket No. 070213033-7033-01]

(RIN: 0648-XB89) received September 4, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Natural Resources.

3435. A letter from the Acting Director Office of Sustainable Fisheries, NMFS, National Oceanic and Atmospheric Administration, transmitting the Administration's final rule — Fisheries of the Exclusive Economic Zone Off Alaska; Rock Sole, Flathead Sole, and "Other Flatfish" by Vessels Using Trawl Gear in Bering Sea and Aleutian Islands Management Area [Docket No. 070213033-7033-01] (RIN: 0648-XB88) received September 4, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Natural Resources.

3436. A letter from the Deputy Assistant Administrator for Operations, NMFS, National Oceanic and Atmospheric Administration, transmitting the Administration's final rule — Fisheries of the Exclusive Economic Zone Off Alaska; Individual Fishing Quota Program; Community Development Quota Program [Docket No. 0612242964-7332-02; I.D. 080106C] received September 4, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Natural Resources.

3437. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Establishment of Class E Airspace; Ridgeway, PA [Docket No. FAA-2006-23907; Airspace Docket No. 06-AEA-03] received September 14, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

3438. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Establishment of Class E Airspace; Troy, PA [Docket No. FAA-2006-24318; Airspace Docket No. 06-AEA-007] received September 14, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

3439. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Establishment of Class E Airspace; Jersey Shore Airport, PA [Docket No. FAA-2006-23904; Airspace Docket No. 06-AEA-02] received September 14, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

3440. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Establishment of Class E Airspace; Wellsboro, PA [Docket No. FAA-2006-23909; Airspace Docket No. 06-AEA-005] received September 14, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

3441. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Establishment of Class E Airspace; Tunkhannock, PA [Docket No. FAA-2006-23895; Airspace Docket No. 06-AEA-01] received September 14, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

3442. A letter from the Program Analyst, Department of Transportation, transmitting the Department's final rule — Establishment of Class E Airspace; Wilkes Barre, PA [Docket No. FAA-2006-23908; Airspace Docket No. 06-AEA-004] received September 14, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Transportation and Infrastructure.

3443. A letter from the Director, Regulations and Disclosure Law, Department of Homeland Security, transmitting the Department's final rule — NAFTA: MERCHANDISE PROCESSING FEE EXEMPTION AND TECHNICAL CORRECTIONS [USCBP-2006-0090 CBP Dec. 07-76] (RIN: 1505-AB58) received September 12, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

3444. A letter from the Chief, Publications and Regulations Branch, Internal Revenue

Service, transmitting the Service's final rule — 26 CFR 1.817-5: Diversification requirements for variable annuity, endowment, and life insurance contracts (Also 408(p), 408(q), 408A, 415(m), 457(f.)) (Rev. Rul. 2007-58) received September 4, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

3445. A letter from the Chief, Publications and Regulations, Internal Revenue Service, transmitting the Service's final rule — Section 807. — Rules for Certain Reserves (Also 805, 812, 832) (Rev. Proc. 2007-61) received September 12, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

3446. A letter from the Chief, Publications and Regulations, Internal Revenue Service, transmitting the Service's final rule — 2008 Transition Relief and Additional Guidance on the Application of 409A to Nonqualified Deferred Compensation Plans [Notice 2007-78] received September 12, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

3447. A letter from the SSA Regulations Officer, Social Security Administration, transmitting the Administration's final rule — Amendment to the Attorney Advisor Program [Docket No. SSA 2007-0036] (RIN: 0960-AG49) received September 4, 2007, pursuant to 5 U.S.C. 801(a)(1)(A); to the Committee on Ways and Means.

#### ¶123.6 COMMUNICATION FROM THE CLERK—MESSAGE FROM THE SENATE

The SPEAKER pro tempore, Mr. KANJORSKI, laid before the House a communication, which was read as follows:

OFFICE OF THE CLERK,  
HOUSE OF REPRESENTATIVES,  
Washington, DC, September 21, 2007.

Hon. NANCY PELOSI,  
The Speaker, House of Representatives,  
Washington, DC.

DEAR MADAM SPEAKER: Pursuant to the permission granted in Clause 2(h) of Rule II of the Rules of the U.S. House of Representatives, the Clerk received the following message from the Secretary of the Senate on September 21, 2007, at 11:25 a.m.:

That the Senate passed without amendment H.R. 3580.

With best wishes, I am,  
Sincerely,

LORRAINE C. MILLER,  
Clerk of the House.

#### ¶123.7 GOALS AND IDEALS OF NATIONAL HUNTING AND FISHING

Mr. RAHALL moved to suspend the rules and agree to the following resolution (H. Res. 634); as amended:

Whereas, since the beginning of the 20th century, hunters and fishermen of the United States have been among the most vocal supporters of the scientific management of wildlife and conservation of the natural environment;

Whereas President Theodore Roosevelt, who was himself a hunter, fisherman, and conservationist, called throughout his Presidency for laws to promote wildlife conservation and to provide lands for recreation;

Whereas, in June 1971, Senator Thomas McIntyre of New Hampshire and Representative Robert Sikes of Florida sponsored a joint resolution calling for the celebration of "National Hunting and Fishing Day" on the fourth Saturday of every September;

Whereas, in 2006, an estimated 42,500,000 individuals in the United States participated in hunting or fishing activities;

Whereas, in 2006, hunters and fishermen made a significant contribution to the econ-

omy of the United States by spending nearly \$75,000,000,000 on hunting and fishing activities;

Whereas hunters and fishermen recognize the importance of natural resources to the character, heritage, and future of the United States, and work to protect and conserve those resources; and

Whereas the fourth Saturday of September would be an appropriate day to as celebrate National Hunting and Fishing Day: Now, therefore, be it

*Resolved*, That—

(1) it is the sense of the House of Representatives that—

(A) there should be established a day known as National Hunting and Fishing Day; and

(B) the President should issue a proclamation calling on the people of the United States to observe such a day with appropriate programs and activities; and

(2) the House of Representatives—

(A) encourages participation in hunting and fishing; and

(B) commends the contributions of hunters and fishermen toward the scientific management of wildlife and conservation of the natural environment.

The SPEAKER pro tempore, Mr. KANJORSKI, recognized Mr. RAHALL and Mr. SAXTON, each for 20 minutes.

After debate,

The question being put, *viva voce*, Will the House suspend the rules and agree to said resolution; as amended?

The SPEAKER pro tempore, Mr. KANJORSKI, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said resolution, as amended, was agreed to.

A motion to reconsider the vote whereby the rules were suspended and said resolution, as amended, was agreed to was, by unanimous consent, laid on the table.

#### ¶123.8 75TH ANNIVERSARY OF

BROOKGREEN GARDENS IN MURRELLS INLET, SOUTH CAROLINA

Mr. RAHALL moved to suspend the rules and agree to the following concurrent resolution (H. Con. Res. 186):

Whereas 2007 is the 75th year that Brookgreen Gardens is open to the public;

Whereas in 1930 philanthropist Archer M. Huntington and his wife, sculptor Anna Hyatt Huntington, purchased 9,100 acres of South Carolina land that stretched from the Waccamaw River to the Atlantic Ocean;

Whereas within the tract of such land were the remnants of four rice plantations, including the Oaks, Springfield, Laurel Hill, and Brookgreen;

Whereas the Huntingtons created Brookgreen Gardens on a 300-acre parcel of land with massive live oak trees which were planted nearly two centuries earlier;

Whereas in 1932 the Huntingtons opened Brookgreen Gardens to the public and established it as both a nature preserve and a showcase for American figurative sculpture;

Whereas Brookgreen Gardens consists of two main components: the Huntington Sculpture Garden and the Lowcountry History and Wildlife Preserve;

Whereas more than 550 works by hundreds of American artists are displayed in the Huntington Sculpture Garden;

Whereas the Lowcountry History and Wildlife Preserve is rich with evidence of the great rice plantations of the 1800s, contains

native and domestic animal exhibits, and is the only zoo accredited by the Association of Zoos and Aquariums on the coast of either North Carolina or South Carolina; and

Whereas Brookgreen Gardens is designated a National Historic Landmark by the National Park Service: Now, therefore, be it

*Resolved by the House of Representatives (the Senate concurring)*, That Congress honors Brookgreen Gardens in Murrells Inlet, South Carolina, on its 75th anniversary of being open to the public.

The SPEAKER pro tempore, Mr. KANJORSKI, recognized Mr. RAHALL and Mr. SAXTON, each for 20 minutes.

After debate,

The question being put, *viva voce*,

Will the House suspend the rules and agree to said concurrent resolution?

The SPEAKER pro tempore, Mr. KANJORSKI, announced that two-thirds of the Members present had voted in the affirmative.

MDNMSO, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said concurrent resolution was agreed to.

A motion to reconsider the vote whereby the rules were suspended and said concurrent resolution was agreed to was, by unanimous consent, laid on the table.

*Ordered*, That the Clerk request the concurrence of the Senate in said concurrent resolution.

#### ¶123.9 HUNTERS SAFETY

Mr. DAVIS of Illinois, moved to suspend the rules and agree to the following concurrent resolution (H. Con. Res. 193):

Whereas in 2006 there were over 16,000,000 hunters in the United States of which only .0013 percent incurred an injury during the past hunting season;

Whereas in 2006 this injury rate was lower than many other forms of recreation;

Whereas there are 70,000 hunter education instructors teaching hunter safety, ethics, and conservation to approximately 750,000 students successfully each year;

Whereas State fish and game agencies began offering hunter safety programs in 1949, and since then, more than 35,000,000 people have been certified;

Whereas much of the success of hunter safety can be contributed to hunter education training and the role of responsible hunters in the field;

Whereas Congress commends Pennsylvania hunters for setting a new State safety record in 2006;

Whereas hunters continue year after year to improve their safety record; and

Whereas hunters are the vital link in preserving and maintaining the great natural resources in the United States, including wild places: Now, therefore, be it

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

(1) recognizes all hunters across the United States for their continued commitment to safety; and

(2) directs the Secretary of the Senate to transmit a copy of this resolution to the Pennsylvania State Game Commissioner and the Director of the U.S. Fish and Wildlife Service.

The SPEAKER pro tempore, Mr. KANJORSKI, recognized Mr. DAVIS of Illinois and Mrs. BIGGERT, each for 20 minutes.

After debate,

The question being put, *viva voce*,



Will the House suspend the rules and agree to said concurrent resolution?

The SPEAKER pro tempore, Mr. KANJORSKI, announced that two-thirds of the Members present had voted in the affirmative.

Mr. DAVIS of Illinois, demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Mr. KANJORSKI, pursuant to clause 8, rule XX, announced that further proceedings on the question were postponed until Tuesday, September 25, 2007.

#### ¶123.10 MISSING PERSONS AWARENESS

Mr. DAVIS of Illinois, moved to suspend the rules and agree to the following resolution (H. Res. 303):

Whereas each year tens of thousands of people go missing in the United States;

Whereas, on any given day, there are as many as 100,000 active missing persons cases in the United States;

Whereas the Missing Persons File of the National Crime Information Center (NCIC) was implemented in 1975;

Whereas, in 2005, 109,531 persons were reported missing to law enforcement agencies nationwide, of whom 11,868 were between the ages of 18 and 20;

Whereas section 204 of the PROTECT Act, known as Suzanne's Law and passed by Congress on April 10, 2003, modifies section 3701(a) of the Crime Control Act of 1990 (42 U.S.C. 5779(a)), so that agencies must enter records into the NCIC database for all missing persons under the age of 21;

Whereas Kristen's Act (42 U.S.C. 14665), passed in 1999, has established grants for organizations to, among other things, track missing persons and provide informational services to families and the public;

Whereas, according to the NCIC, 48,639 missing persons were located in 2005, an improvement of 4.2 percent from the previous year;

Whereas many persons reported missing may be victims of Alzheimer's disease or other health-related issues, or may be victims of foul play;

Whereas, regardless of age or circumstances, all missing persons have families who need support and guidance to endure the days, months, or years they may spend searching for their missing loved ones; and

Whereas it is important to applaud the committed efforts of families, law enforcement agencies, and concerned citizens who work to locate missing persons and to prevent all forms of victimization: Now, therefore, be it

*Resolved*, That it is the sense of the House of Representatives that—

(1) a day ought to be established to bring awareness to the issue of missing persons; and

(2) the people of the United States should be encouraged to—

(A) observe the day with appropriate programs and activities; and

(B) support worthy initiatives and increased efforts to locate missing persons.

The SPEAKER pro tempore, Mr. KANJORSKI, recognized Mr. DAVIS of Illinois and Mrs. BIGGERT, each for 20 minutes.

After debate,

The question being put, *viva voce*,

Will the House suspend the rules and agree to said resolution?

The SPEAKER pro tempore, Mr. KANJORSKI, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said resolution was agreed to.

A motion to reconsider the vote whereby the rules were suspended and said resolution was agreed to was, by unanimous consent, laid on the table.

#### ¶123.11 NATIONAL LIFE INSURANCE AWARENESS MONTH

Mr. DAVIS of Illinois, moved to suspend the rules and agree to the following resolution (H. Res. 584):

Whereas life insurance is an essential part of a sound financial plan;

Whereas life insurance provides financial security for families by helping surviving members meet immediate and long-term financial obligations and objectives in the event of a premature death in their family;

Whereas approximately 68,000,000 United States citizens lack the adequate level of life insurance coverage needed to ensure a secure financial future for their loved ones;

Whereas life insurance products protect against the uncertainties of life by enabling individuals and families to manage the financial risks of premature death, disability, and long-term care;

Whereas individuals, families, and businesses can benefit from professional insurance and financial planning advice, including an assessment of their life insurance needs; and

Whereas numerous groups supporting life insurance have designated September 2007 as "National Life Insurance Awareness Month" as a means to encourage consumers to—

(1) become more aware of their life insurance needs;

(2) seek professional advice regarding life insurance; and

(3) take the actions necessary to achieve financial security for their loved ones: Now, therefore, be it

*Resolved*, That the House of Representatives—

(1) supports the goals and ideals of "National Life Insurance Awareness Month"; and

(2) calls on the Federal Government, States, localities, schools, nonprofit organizations, businesses, and the citizens of the United States to observe the month with appropriate programs and activities.

The SPEAKER pro tempore, Mr. KANJORSKI, recognized Mr. DAVIS of Illinois and Mrs. BIGGERT, each for 20 minutes.

After debate,

The question being put, *viva voce*,

Will the House suspend the rules and agree to said resolution?

The SPEAKER pro tempore, Mr. KANJORSKI, announced that two-thirds of the Members present had voted in the affirmative.

Mr. DAVIS of Illinois, demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Mr. KANJORSKI, pursuant to clause 8, rule XX, announced that further proceedings on the question were postponed until Tuesday, September 25, 2007.

#### ¶123.12 GOLD STAR MOTHERS DAY

Mr. DAVIS of Illinois, moved to suspend the rules and agree to the following resolution (H. Res. 605):

Whereas the American Gold Star Mothers have suffered the supreme sacrifice of motherhood by losing a son or daughter who served in the Armed Forces, and thus perpetuate the memory of all whose lives are sacrificed in war;

Whereas the American Gold Star Mothers assist veterans of the Armed Forces and their dependents in the presentation of claims to the Department of Veterans Affairs and aid members of the Armed Forces who served and died or were wounded or incapacitated during hostilities;

Whereas the services rendered to the United States by the mothers of America have strengthened and inspired Americans throughout the history of the United States;

Whereas Americans honor themselves and the mothers of America when they revere and emphasize the role of the home and the family as the true foundations of the United States;

Whereas by doing so much for the home, the American mother is a source of moral and spiritual guidance for the people of the United States and thus acts as a positive force to promote good government and peace among all mankind; and

Whereas September 30, 2007, is being recognized as Gold Star Mothers Day: Now, therefore, be it

*Resolved*, That the House of Representatives—

(1) supports the goals and ideals of Gold Star Mothers Day; and

(2) requests that the President issue a proclamation calling upon the people of the United States to observe such day with appropriate ceremonies and activities.

The SPEAKER pro tempore, Mr. KANJORSKI, recognized Mr. DAVIS of Illinois and Mrs. BIGGERT, each for 20 minutes.

After debate,

The question being put, *viva voce*,

Will the House suspend the rules and agree to said resolution?

The SPEAKER pro tempore, Mr. KANJORSKI, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said resolution was agreed to.

A motion to reconsider the vote whereby the rules were suspended and said resolution was agreed to was, by unanimous consent, laid on the table.

#### ¶123.13 SICKLE CELL DISEASE AWARENESS MONTH

Mr. DAVIS of Illinois, moved to suspend the rules and agree to the following concurrent resolution (H. Con. Res. 210):

Whereas Sickle Cell Disease is an inherited blood disorder that is a major health problem in the United States, primarily affecting African Americans;

Whereas Sickle Cell Disease causes the rapid destruction of sickle cells, which results in multiple medical complications, including anemia, jaundice, gallstones, strokes, and restricted blood flow, damaging tissue in the liver, spleen, and kidneys, and death;

Whereas Sickle Cell Disease causes episodes of considerable pain in one's arms, legs, chest, and abdomen;

Whereas Sickle Cell Disease affects over 70,000 Americans;

Whereas approximately 1,000 babies are born with Sickle Cell Disease each year in the United States, with the disease occurring in approximately 1 in 300 newborn African American infants;

Whereas more than 2,000,000 Americans have the sickle cell trait, and 1 in 12 African Americans carry the trait;

Whereas there is a 1 in 4 chance that a child born to parents who both have the sickle cell trait will have the disease;

Whereas the life expectancy of a person with Sickle Cell Disease is severely limited, with an average life span for an adult being 45 years;

Whereas, though researchers have yet to identify a cure for this painful disease, advances in treating the associated complications have occurred;

Whereas researchers are hopeful that in less than two decades, Sickle Cell Disease may join the ranks of chronic illnesses that, when properly treated, do not interfere with the activity, growth, or mental development of affected children;

Whereas Congress recognizes the importance of researching, preventing, and treating Sickle Cell Disease by authorizing treatment centers to provide medical intervention, education, and other services and by permitting the Medicaid program to cover some primary and secondary preventative medical strategies for children and adults with Sickle Cell Disease;

Whereas the Sickle Cell Disease Association of America, Inc. remains the preeminent advocacy organization that serves the sickle cell community by focusing its efforts on public policy, research funding, patient services, public awareness, and education related to developing effective treatments and a cure for Sickle Cell Disease; and

Whereas the Sickle Cell Disease Association of America, Inc. has requested that the Congress designate September as Sickle Cell Disease Awareness Month in order to educate communities across the Nation about sickle cell and the need for research funding, early detection methods, effective treatments, and prevention programs: Now, therefore, be it

*Resolved by the House of Representatives (the Senate concurring),* That the Congress supports the goals and ideals of Sickle Cell Disease Awareness Month.

The SPEAKER pro tempore, Mr. KANJORSKI, recognized Mr. DAVIS of Illinois and Mrs. BIGGERT, each for 20 minutes.

After debate,

The question being put, *viva voce*,

Will the House suspend the rules and agree to said concurrent resolution?

The SPEAKER pro tempore, Mr. KANJORSKI, announced that two-thirds of the Members present had voted in the affirmative.

Mr. DAVIS of Illinois, demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Mr. KANJORSKI, pursuant to clause 8, rule XX, announced that further proceedings on the question were postponed until Tuesday, September 25, 2007.

#### ¶123.14 VETERANS OF FOREIGN WARS DAY

Mr. DAVIS of Illinois, moved to suspend the rules and agree to the following resolution (H. Res. 663):

Whereas veterans of the Spanish-American War and Philippine Insurrection, the Nation's first major foreign conflicts, faced hardships to include a complete lack of medical care and pensions upon discharge from the service;

Whereas on September 29, 1899 the American Veterans of Foreign Service and in December 1899, the National Society of the Army of the Philippines, were established to advocate for the rights and benefits then denied to veterans of the Spanish-American War and Philippine Insurrection;

Whereas, in subsequent years, membership in these and other veterans organizations continued to grow;

Whereas these veterans organizations, recognizing their common goals and the importance of unity, merged to form the present-day Veterans of Foreign Wars of the United States in 1914;

Whereas membership in the Veterans of Foreign Wars continued to grow and reached nearly 200,000 in 1936 when the organization received its Congressional Charter;

Whereas the 2.3 million members of the Veterans of Foreign Wars and Ladies Auxiliary remain committed to the organization's mission of "ensuring rights, remembering sacrifices, promoting patriotism, performing community services, and advocating for a strong national defense";

Whereas the organization continues this honorable mission by effectively advocating for our Nation's veterans, to include helping establish the present-day Department of Veterans Affairs, creating the Montgomery G.I. Bill, developing the national cemetery system, and assisting combat wounded veterans receive compensation for their injuries; and

Whereas the members of the Veterans of Foreign Wars celebrate the organization's establishment and achievements on September 29th while carrying on the vital mission of their predecessors: Now, therefore, be it:

*Resolved,* That the House of Representatives supports the goals and ideals of Veterans of Foreign Wars Day.

The SPEAKER pro tempore, Mr. KANJORSKI, recognized Mr. DAVIS of Illinois and Mrs. BIGGERT, each for 20 minutes.

After debate,

The question being put, *viva voce*,

Will the House suspend the rules and agree to said resolution?

The SPEAKER pro tempore, Mr. KANJORSKI, announced that two-thirds of the Members present had voted in the affirmative.

Mr. DAVIS of Illinois, demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Mr. KANJORSKI, pursuant to clause 8, rule XX, announced that further proceedings on the question were postponed until Tuesday, September 25, 2007.

#### ¶123.15 HUDSON-FULTON-CHAMPLAIN QUADRICENTENNIAL COMMEMORATION COMMISSION

Mr. DAVIS of Illinois, moved to suspend the rules and pass the bill (H.R. 1520) to establish the Champlain Quadricentennial Commemoration Commission, the Hudson-Fulton 400th Commemoration Commission, and for other purposes.

The SPEAKER pro tempore, Mr. KANJORSKI, recognized Mr. DAVIS of

Illinois and Mrs. BIGGERT, each for 20 minutes.

After debate,

The question being put, *viva voce*,

Will the House suspend the rules and pass said bill?

The SPEAKER pro tempore, Mr. MCGOVERN, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill was passed was, by unanimous consent, laid on the table.

*Ordered,* That the Clerk request the concurrence of the Senate in said bill.

#### ¶123.16 STAR-SPANGLED BANNER AND WAR OF 1812 BICENTENNIAL COMMISSION

Mr. DAVIS of Illinois, moved to suspend the rules and pass the bill (H.R. 1389) to establish the Star-Spangled Banner and War of 1812 Bicentennial Commission, and for other purposes; as amended.

The SPEAKER pro tempore, Mr. MCGOVERN, recognized Mr. DAVIS of Illinois and Mrs. BIGGERT, each for 20 minutes.

After debate,

The question being put, *viva voce*,

Will the House suspend the rules and pass said bill, as amended?

The SPEAKER pro tempore, Mr. MCGOVERN, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill, as amended, was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill, as amended, was passed was, by unanimous consent, laid on the table.

*Ordered,* That the Clerk request the concurrence of the Senate in said bill.

#### ¶123.17 WOODROW WILSON PRESIDENTIAL LIBRARY GRANTS

Mr. DAVIS of Illinois, moved to suspend the rules and pass the bill (H.R. 1664) to authorize grants for contributions toward the establishment of the Woodrow Wilson Presidential Library.

The SPEAKER pro tempore, Mr. MCGOVERN, recognized Mr. DAVIS of Illinois and Mrs. BIGGERT, each for 20 minutes.

After debate,

The question being put, *viva voce*,

Will the House suspend the rules and pass said bill?

The SPEAKER pro tempore, Mr. MCGOVERN, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill was passed.

A motion to reconsider the vote whereby the rules were suspended and

said bill was passed was, by unanimous consent, laid on the table.

*Ordered*, That the Clerk request the concurrence of the Senate in said bill.

¶123.18 FEDERAL AVIATION  
ADMINISTRATION EXTENSION

Mr. LEVIN moved to suspend the rules and pass the bill (H.R. 3540) to amend the Internal Revenue Code of 1986 to extend the funding and expenditure authority of the Airport and Airway Trust Fund; as amended.

The SPEAKER pro tempore, Mr. MCGOVERN, recognized Mr. LEVIN and Mr. HULSHOF, each for 20 minutes.

After debate,

The question being put, *viva voce*,

Will the House suspend the rules and pass said bill, as amended?

The SPEAKER pro tempore, Mr. MCGOVERN, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill, as amended, was passed.

By unanimous consent, the title was amended so as to read: "An Act to amend the Internal Revenue Code of 1986 to extend the funding and expenditure authority of the Airport and Airway Trust Fund, and for other purposes."

A motion to reconsider the votes whereby the rules were suspended and said bill, as amended, was passed and the title was amended was, by unanimous consent, laid on the table.

*Ordered*, That the Clerk request the concurrence of the Senate in said bill.

¶123.19 HUNTERS FOR THE HUNGRY  
PROGRAMS

Mr. CARDOZA moved to suspend the rules and agree to the following resolution (H. Res. 79):

Whereas Hunters for the Hungry programs are cooperative efforts among hunters, sportsmen's associations, meat processors, State meat inspectors, and hunger relief organizations to help feed those in need;

Whereas during the past three years Hunters for the Hungry programs have brought hundreds of thousands of pounds of venison to homeless shelters, soup kitchens, and food banks; and

Whereas each year donations have multiplied as Hunters for the Hungry programs continue to feed those in need: Now, therefore, be it

*Resolved*, That the House of Representatives—

(1) recognizes the cooperative efforts of hunters, sportsmen's associations, meat processors, State meat inspectors, and hunger relief organizations to establish Hunters for the Hungry programs across the United States; and

(2) recognizes the contributions of Hunters for the Hungry programs to efforts to decrease hunger and help feed those in need.

The SPEAKER pro tempore, Mr. MCGOVERN, recognized Mr. CARDOZA and Mr. GOODLATTE, each for 20 minutes.

After debate,

The question being put, *viva voce*,

Will the House suspend the rules and agree to said resolution?

The SPEAKER pro tempore, Mr. MCGOVERN, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said resolution was agreed to.

A motion to reconsider the vote whereby the rules were suspended and said resolution was agreed to was, by unanimous consent, laid on the table.

¶123.20 PESTICIDE REGISTRATION  
IMPROVEMENT RENEWAL

Mr. CARDOZA moved to suspend the rules and pass the bill of the Senate (S. 1983) to amend the Federal Insecticide, Fungicide, and Rodenticide Act to renew and amend the provisions for the enhanced review of covered pesticide products, to authorize fees for certain pesticide products, and to expend and improve the collection of maintenance fees, and for other purposes.

The SPEAKER pro tempore, Mr. MCGOVERN, recognized Mr. CARDOZA and Mr. GOODLATTE, each for 20 minutes.

After debate,

The question being put, *viva voce*,

Will the House suspend the rules and pass said bill?

The SPEAKER pro tempore, Mr. MCGOVERN, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill was passed was, by unanimous consent, laid on the table.

*Ordered*, That the Clerk notify the Senate thereof.

¶123.21 50TH ANNIVERSARY OF  
DESEGREGATION OF LITTLE ROCK  
CENTRAL HIGH SCHOOL

Mr. CONYERS moved to suspend the rules and agree to the following resolution (H. Res. 668):

Whereas on May 17, 1954, the United States Supreme Court announced in *Brown v. Board of Education* (347 U.S. 483) that, "in the field of education, the doctrine of 'separate but equal' has no place";

Whereas the *Brown* decision recognized as a matter of law that the segregation of public schools deprived students of the equal protection of the laws under the Fourteenth Amendment to the Constitution of the United States;

Whereas in 1957, three years after the landmark *Brown v. Board of Education* decision, the promise of access and equality within the realm of education remained unfilled in Little Rock, Arkansas, and throughout the Nation;

Whereas on September 4, 1957, nine African American students who would later be deemed the Little Rock Nine, Minnijean Brown, Elizabeth Eckford, Ernest Green, Thelma Mothershed, Melba Pattillo, Gloria Ray, Terrence Roberts, Jefferson Thomas, and Carlotta Walls, were denied admittance to Little Rock Central High by the Arkansas National Guard at the order of the Arkansas Governor;

Whereas on September 23, 1957, the Little Rock Nine, armed with a Federal court

order, again tried to attend Little Rock Central High and implement the law of the land, but protests and violence forced the group of students to leave the school;

Whereas on September 25, 1957, this Nation would realize a historic day when the Little Rock Nine, escorted by Federal troops at the order of President Dwight D. Eisenhower, successfully integrated Little Rock Central High;

Whereas throughout their tenure at Little Rock Central High, the Little Rock Nine, with conviction and dignity, championed school integration despite death threats, verbal and physical assaults, school closings, and other adversities;

Whereas the Little Rock Nine are symbolic of the victorious dismantling of school segregation, as well as the full and equal participation in American society that all citizens are entitled to, and continue to advance such principles through the Little Rock Nine Foundation;

Whereas the significance of the Little Rock Nine and their actions have been acknowledged with numerous awards and recognitions, including the 2007 Little Rock Central High School Desegregation 50th Anniversary Commemorative Coin, the Congressional Gold Medal in 1999, the inclusion of Little Rock Central High School in the National Park System in 1998, and the designation of Little Rock Central High School as a National Historic Landmark in 1982;

Whereas on the 50th anniversary of the desegregation of Little Rock Central High School by the Little Rock Nine, the Nation will celebrate this great civil rights achievement through forums and town halls, commemorations, and significantly, the dedication of a permanent Little Rock Central High School Museum and Visitor Center; and

Whereas in 2007, as the Little Rock Nine and the entire Nation celebrates 50 years of integration, we must acknowledge recent setbacks to the guarantee of opportunity and inclusion within our educational system, in both K-12 and higher education: Now, therefore, be it

*Resolved*, That the House of Representatives—

(1) acknowledges and commemorates the 50th anniversary of the desegregation of Little Rock Central High School by the Little Rock Nine;

(2) encourages all Americans, upon this 50th anniversary, to recognize the historic contributions of the Little Rock Nine, who not only secured integration for Little Rock Central High School, but hundreds of thousands of schools across the country; and

(3) commits itself, in the wake of recent challenges, to continuing the legacy of *Brown v. Board of Education* and the Little Rock Nine by protecting and advancing equal educational opportunity for all.

The SPEAKER pro tempore, Mr. SIRE, recognized Mr. CONYERS and Mr. GOODLATTE, each for 20 minutes.

After debate,

The question being put, *viva voce*,

Will the House suspend the rules and agree to said resolution?

The SPEAKER pro tempore, Mr. SIRE, announced that two-thirds of the Members present had voted in the affirmative.

Mr. CONYERS demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Mr. SIRE, pursuant to clause 8, rule XX, announced that further proceedings on the question were postponed.

## ¶123.22 DRUG ENDANGERED CHILDREN

Mr. SCOTT of Virginia moved to suspend the rules and pass the bill (H.R. 1199) to extend the grant program for drug-endangered children.

The SPEAKER pro tempore, Mr. SIREs, recognized Mr. SCOTT of Virginia and Mr. GOODLATTE, each for 20 minutes.

After debate,

The question being put, *viva voce*,

Will the House suspend the rules and pass said bill?

The SPEAKER pro tempore, Mr. SIREs, announced that two-thirds of the Members present had voted in the affirmative.

Mr. SCOTT of Virginia demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Mr. SIREs, pursuant to clause 8, rule XX, announced that further proceedings on the question were postponed.

## ¶123.23 PROVIDING A VOICE FOR MISSING PERSONS

Mr. SCOTT of Virginia moved to suspend the rules and agree to the following resolution (H. Res. 340):

Whereas there are more than 100,000 active missing person cases on any given day;

Whereas every year tens of thousands of people vanish under suspicious circumstances;

Whereas there are more than 40,000 sets of human remains held in the property rooms of medical examiners, coroners, and police departments across the country that cannot be identified by conventional means;

Whereas of such 40,000 sets of human remains, only six thousand sets of human remains have been entered into the National Crime Information Center (NCIC) and fewer have been entered into other Federal databases such as the Violent Criminal Apprehension Program (ViCap) or the Integrated Automated Fingerprint Identification System (IAFIS), or the National Missing Persons DNA Database;

Whereas many cities and counties continue to bury or cremate unidentified human remains without any attempt to collect DNA and many laboratories are unable to perform timely DNA analysis of human remains, especially when they are old or are degraded;

Whereas such victims and their families have been without a voice for far too long: Now, therefore, be it

*Resolved*, That the House of Representatives—

(1) is committed to giving victims involved in missing persons cases and unidentified human remains cases a voice;

(2) supports that such voice should be heard by—

(A) continuing Federal funding for DNA testing and the Combined DNA Index System;

(B) supporting greater cooperation between local, State, and Federal law enforcement;

(C) providing more comprehensive training and education for the more than 17,000 law enforcement agencies involved in missing persons cases and unidentified human remains cases;

(D) providing medical examiners and coroners with greater accessibility into Federal databases to upload and compare evidence so that such victims ultimately may be located and identified and returned to their loved ones where they belong; and

(E) working to raise awareness among victim service providers and the general public about the use of DNA and the Combined DNA Index System to identify the unidentified dead; and

(3) directs the Clerk of the House of Representatives to transmit an enrolled copy of this resolution to the Office for Victims of Crime and the National Institute for Justice in the Department of Justice.

The SPEAKER pro tempore, Mr. SIREs, recognized Mr. SCOTT of Virginia and Mr. CHABOT, each for 20 minutes.

After debate,

The question being put, *viva voce*,

Will the House suspend the rules and agree to said resolution?

The SPEAKER pro tempore, Mr. SIREs, announced that two-thirds of the Members present had voted in the affirmative.

Mr. SCOTT of Virginia demanded that the vote be taken by the yeas and nays, which demand was supported by one-fifth of the Members present, so the yeas and nays were ordered.

The SPEAKER pro tempore, Mr. SIREs, pursuant to clause 8, rule XX, announced that further proceedings on the question were postponed.

## ¶123.24 FINANCIAL SERVICES DIVERSITY INITIATIVE

Mr. MEEKS of New York moved to suspend the rules and agree to the following concurrent resolution (H. Con. Res. 140); as amended:

Whereas the financial services industry is vitally important to the United States economy;

Whereas in 2005, employment in the financial services industry was about 7 percent of total employment in the United States, with over 10,000,000 employees;

Whereas since 1995, the average hourly earnings of non-supervisory workers in financial activities was above the private industry and increased from approximately \$13 in 1997 to \$18.80 in 2006;

Whereas minorities and women face various challenges in obtaining and maintaining positions, especially upper-level positions, within the financial services industry;

Whereas minorities and women often cite the lack of mentors and leadership training as barriers to their advancement;

Whereas in 2005, about 14.9 percent of the board seats at the Fortune 100 companies were held by minorities, and women comprised about 16.9 percent of Fortune 100 company board seats in 2005;

Whereas in the financial services industry, the percentage of black employees has slowly decreased from about 10.5 percent to 9.8 percent between 2000 to 2005;

Whereas in 2005, blacks were approximately 9.8 percent of those employed in the financial services industry and about 7.4 percent of financial managers;

Whereas from 2000 to 2005, Hispanics have been an increasing percentage of the United States workforce and the financial services industry;

Whereas in 2005, Hispanics comprised about 9.7 percent of those employed in the financial services industry, just 6 percent of financial managers, and less than 2 percent of the directors of Fortune 1,000 companies;

Whereas in 2004, Asians represented about 5.5 percent of the employees in the financial services industry and about 6.3 percent of all financial managers;

Whereas in 2004, the financial services industry ranked third in the percentage of

women employed in the workforce behind healthcare and education;

Whereas approximately half of financial managers are women and the percentage of women financial managers was approximately 51.7 in 2005;

Whereas in a 2001 survey of 2,200 senior and pipeline level women and men representing approximately 60 securities firms, 65 percent of women reported that women have to work harder than men to get the same rewards, and 51 percent of women report that women are paid less than men for doing similar work;

Whereas a minority of women (32 percent) and men (43 percent) believe that promotion decisions are made fairly in their firm;

Whereas the House-approved Financial Services Regulatory Relief Act of 2005 directed each Federal banking agency to submit biennial reports to Congress on the status of the employment by the agency of women and minorities;

Whereas the Government Accountability Office found in its report "Financial Services Industry: Overall Trends in Management-Level Diversity and Diversity Initiatives, 1993-2003", issued in June 2006, that overall diversity at the management level in the financial services industry did not change substantially from 1993 to 2004; and

Whereas, although the Government Accountability Office acknowledged that financial services firms have initiated programs to increase workforce diversity, the Office found that these initiatives face challenges: Now, therefore, be it

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

**SECTION 1. SHORT TITLE.**

This resolution may be cited as the "Financial Services Diversity Initiative".

**SEC. 2. FINANCIAL SERVICES DIVERSITY INITIATIVE.**

(a) CONGRESSIONAL RECOGNITION.—The Congress—

(1) recognizes that minorities and women still face unique challenges entering into and obtaining upper level positions within the financial services industry;

(2) encourages financial institutions to partner with organizations which are focused on developing opportunities for minorities and women to place talented young minorities and women in industry internships, summer employment, and full-time positions;

(3) encourages financial institutions to partner with inner-city high schools, girls' high schools, and high schools with majority minority populations to establish or enhance financial literacy programs and provide mentoring;

(4) encourages financial institutions, including Federal and State financial institution regulatory agencies, to build and retain a diverse staff through initiatives, including—

(A) providing financial support for minorities and women undergraduate and graduate business programs;

(B) heavily recruiting at historically Black colleges and universities, Hispanic serving institutions, women's colleges, and colleges that typically serve majority minority populations;

(C) sponsoring and recruiting at job fairs in urban communities; and

(D) placing job ads in newspapers and magazines oriented toward people of color;

(5) encourages financial institutions to appoint more minorities and women as board members; and

(6) encourages financial institutions, and public and private pension funds to seek qualified minority and women owned firms as investment managers, underwriters and other business relationships.

(b) SENSE OF THE CONGRESS.—It is the sense of the Congress that—

(1) active measures should be taken by employers and educational institutions to increase the demographic diversity of the financial services industry; and

(2) diversity within the financial services industry is vitally important not only to promoting innovation and creativity in the industry but to developing a more inclusive workforce for a fair and just economy.

The SPEAKER pro tempore, Mr. SIREs, recognized Mr. MEEKS of New York and Mrs. BIGGERT, each for 20 minutes.

After debate,

The question being put, *viva voce*,

Will the House suspend the rules and agree to said concurrent resolution, as amended?

The SPEAKER pro tempore, Mr. , announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said concurrent resolution, as amended, was agreed to.

A motion to reconsider the vote whereby the rules were suspended and said concurrent resolution, as amended, was agreed to was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said concurrent resolution.

¶123.25 FEDERAL CREDIT UNION MONTH

Mr. KANJORSKI moved to suspend the rules and agree to the following resolution (H. Res. 658):

Whereas, on June 26, 1934, President Franklin Roosevelt signed into law the Federal Credit Union Act, thus enabling credit unions to be organized throughout the United States under the charters approved by the Federal Government;

Whereas Federal credit unions were chartered as uniquely democratic economic organizations, founded on the principle that persons of good character and all backgrounds, including those of modest means, joining together in cooperative spirit and action, can promote thrift, create a source of credit for productive purposes, and build a better standard of living for themselves;

Whereas Federal credit unions have consistently met those purposes and exemplified the traditional American values of thrift, self-help, and volunteerism, carving out a special place for themselves among the Nation's financial institutions;

Whereas Federal credit unions operate with the credo "Not for profit, not for charity—but for service" and have consistently reflected this philosophical tradition and the cooperative spirit of "people helping people" that gave birth to the Federal Credit Union Act;

Whereas there are over 5,000 Federal credit unions in the United States serving nearly 50,000,000 Americans in all 50 States; and

Whereas September 2007 has been designated as Federal Credit Union Month: Now, therefore, be it

Resolved, That the House of Representatives—

(1) supports the goals and ideals of Federal Credit Union Month; and

(2) recognizes the importance of Federal credit unions to the economy, and their critical mission in serving those of modest means.

The SPEAKER pro tempore, Mr. SIREs, recognized Mr. KANJORSKI

and Mrs. BIGGERT, each for 20 minutes.

After debate,

The question being put, *viva voce*,

Will the House suspend the rules and agree to said resolution?

The SPEAKER pro tempore, Mr. SIREs, announced that two-thirds of the Members present had voted in the affirmative.

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said resolution was agreed to.

A motion to reconsider the vote whereby the rules were suspended and said resolution was agreed to was, by unanimous consent, laid on the table.

¶123.26 RECESS—5:05 P.M.

The SPEAKER pro tempore, Mr. SIREs, pursuant to clause 12(a) of rule I, declared the House in recess at 5 o'clock and 5 minutes p.m., until approximately 6:30 p.m.

¶123.27 AFTER RECESS—6:30 P.M.

The SPEAKER pro tempore, Mr. SALAZAR, called the House to order.

¶123.28 H. CON. RES. 193—UNFINISHED BUSINESS

The SPEAKER pro tempore, Mr. SALAZAR, pursuant to clause 8, rule XX, announced the unfinished business to be the motion to suspend the rules and agree to the concurrent resolution (H. Con. Res. 193) recognizing all hunters across the United States for their continued commitment to safety.

The question being put,

Will the House suspend the rules and agree to said concurrent resolution?

The vote was taken by electronic device.

It was decided in the { Yeas ..... 385  
affirmative ..... } Nays ..... 0

¶123.29 [Roll No. 891] YEAS—385

- |               |               |                 |
|---------------|---------------|-----------------|
| Abercrombie   | Boucher       | Conyers         |
| Ackerman      | Boustany      | Cooper          |
| Aderholt      | Boyd (FL)     | Costello        |
| Akin          | Boyd (KS)     | Courtney        |
| Alexander     | Brady (PA)    | Cramer          |
| Allen         | Brady (TX)    | Cuellar         |
| Altmire       | Braley (IA)   | Culberson       |
| Andrews       | Brown (GA)    | Cummings        |
| Arcuri        | Brown (SC)    | Davis (AL)      |
| Baca          | Buchanan      | Davis (CA)      |
| Bachmann      | Burton (IN)   | Davis (IL)      |
| Bachus        | Butterfield   | Davis (KY)      |
| Baird         | Buyer         | Davis, David    |
| Baker         | Calvert       | Davis, Lincoln  |
| Baldwin       | Camp (MI)     | Deal (GA)       |
| Barrett (SC)  | Campbell (CA) | DeFazio         |
| Barrow        | Cannon        | DeGette         |
| Bartlett (MD) | Cantor        | Dent            |
| Barton (TX)   | Capito        | Diaz-Balart, L. |
| Bean          | Capuano       | Diaz-Balart, M. |
| Becerra       | Cardoza       | Dicks           |
| Berkley       | Carnahan      | Dingell         |
| Berman        | Carney        | Doggett         |
| Biggert       | Carter        | Donnelly        |
| Bilbray       | Castle        | Doolittle       |
| Bilirakis     | Castor        | Doyle           |
| Bishop (NY)   | Chabot        | Drake           |
| Blackburn     | Chandler      | Dreier          |
| Blumenauer    | Clarke        | Duncan          |
| Blunt         | Clay          | Edwards         |
| Boehner       | Cleaver       | Ehlers          |
| Bonner        | Clyburn       | Ellison         |
| Bono          | Coble         | Ellsworth       |
| Boozman       | Cohen         | Emanuel         |
| Boren         | Cole (OK)     | Emerson         |
| Boswell       | Conaway       | English (PA)    |

- |                  |                 |                  |
|------------------|-----------------|------------------|
| Eshoo            | Lewis (KY)      | Ros-Lehtinen     |
| Everett          | Linder          | Roskam           |
| Fallin           | Lipinski        | Ross             |
| Farr             | LoBiondo        | Rothman          |
| Fattah           | Loeb sack       | Roybal-Allard    |
| Feeney           | Loftgren, Zoe   | Royce            |
| Ferguson         | Lowey           | Ruppersberger    |
| Filner           | Lungren, Daniel | Rush             |
| Flake            | E.              | Ryan (OH)        |
| Forbes           | Lynch           | Ryan (WI)        |
| Fortenberry      | Mack            | Salazar          |
| Fossella         | Mahoney (FL)    | Sali             |
| Fox              | Maloney (NY)    | Sanchez, Linda   |
| Frank (MA)       | Manzullo        | T.               |
| Franks (AZ)      | Marchant        | Sanchez, Loretta |
| Frelinghuysen    | Markey          | Sarbanes         |
| Gallely          | Marshall        | Saxton           |
| Garrett (NJ)     | Matheson        | Schakowsky       |
| Gerlach          | Matsui          | Schiff           |
| Giffords         | McCarthy (CA)   | Schmidt          |
| Gilchrest        | McCarthy (NY)   | Schwartz         |
| Gillibrand       | McCaul (TX)     | Scott (GA)       |
| Gingrey          | McCollum (MN)   | Scott (VA)       |
| Gohmert          | McCotter        | Sensenbrenner    |
| Gonzalez         | McCrery         | Serrano          |
| Goode            | McDermott       | Sessions         |
| Goodlatte        | McGovern        | Sestak           |
| Gordon           | McHenry         | Shadegg          |
| Granger          | McHugh          | Shays            |
| Graves           | McIntyre        | Shea-Porter      |
| Green, Al        | McKeon          | Sherman          |
| Green, Gene      | McMorris        | Shimkus          |
| Hall (NY)        | Rodgers         | Shuler           |
| Hall (TX)        | McNerney        | Shuster          |
| Hare             | McNulty         | Simpson          |
| Harman           | Meeke (FL)      | Sires            |
| Hastings (FL)    | Meeks (NY)      | Skelton          |
| Hastings (WA)    | Melancon        | Slaughter        |
| Hayes            | Mica            | Smith (NE)       |
| Heller           | Michaud         | Smith (NJ)       |
| Hensarling       | Miller (FL)     | Smith (TX)       |
| Herseth Sandlin  | Miller (MI)     | Smith (WA)       |
| Higgins          | Miller (NC)     | Solis            |
| Hill             | Miller, Gary    | Souder           |
| Hinches          | Miller, George  | Space            |
| Hinojosa         | Mitchell        | Spratt           |
| Hirono           | Mollohan        | Stark            |
| Hobson           | Moore (KS)      | Stearns          |
| Hodes            | Moore (WI)      | Sullivan         |
| Hoekstra         | Moran (KS)      | Sutton           |
| Holden           | Moran (VA)      | Tancredo         |
| Holt             | Murphy, Patrick | Tanner           |
| Hooley           | Murphy, Tim     | Tauscher         |
| Hoyer            | Murtha          | Taylor           |
| Hulshof          | Musgrave        | Terry            |
| Hunter           | Myrick          | Thompson (CA)    |
| Inglis (SC)      | Napolitano      | Thompson (MS)    |
| Inslee           | Neugebauer      | Thornberry       |
| Israel           | Nunes           | Tiberi           |
| Issa             | Oberstar        | Tierney          |
| Jackson (IL)     | Obey            | Turner           |
| Jackson-Lee (TX) | Oliver          | Udall (CO)       |
| Jefferson        | Ortiz           | Udall (NM)       |
| Johnson (GA)     | Pallone         | Upton            |
| Jones (NC)       | Pascrell        | Van Hollen       |
| Jones (OH)       | Pastor          | Velázquez        |
| Jordan           | Paul            | Visclosky        |
| Kagen            | Payne           | Walberg          |
| Kanjorski        | Pearce          | Walden (OR)      |
| Kaptur           | Perlmutter      | Walsh (NY)       |
| Keller           | Peterson (MN)   | Walz (MN)        |
| Kildee           | Petri           | Wamp             |
| Kilpatrick       | Pitts           | Wasserman        |
| Kind             | Platts          | Schultz          |
| King (IA)        | Porter          | Poe              |
| King (NY)        | Price (GA)      | Watt             |
| Kingston         | Price (NC)      | Waxman           |
| Kirk             | Putnam          | Weiner           |
| Klein (FL)       | Radanovich      | Welch (VT)       |
| Kline (MN)       | Rahall          | Weldon (FL)      |
| Knollenberg      | Ramstad         | Weller           |
| Kuhl (NY)        | Rangel          | Wexler           |
| Lamborn          | Regula          | Whitfield        |
| Lampson          | Rehberg         | Wicker           |
| Lantos           | Reichert        | Wilson (NM)      |
| Larsen (WA)      | Renzi           | Wilson (OH)      |
| Larson (CT)      | Reyes           | Wilson (SC)      |
| Latham           | Reynolds        | Wolf             |
| LaTourette       | Richardson      | Woolsey          |
| Lee              | Rodriguez       | Wu               |
| Levin            | Rogers (KY)     | Wynn             |
| Lewis (CA)       | Rogers (MI)     | Yarmuth          |
| Lewis (GA)       | Rohrabacher     | Young (AK)       |
|                  |                 | Young (FL)       |

NOT VOTING—47

- |                |              |          |
|----------------|--------------|----------|
| Berry          | Brown-Waite, | Carson   |
| Bishop (GA)    | Ginny        | Costa    |
| Bishop (UT)    | Burgess      | Crenshaw |
| Brown, Corrine | Capps        | Crowley  |

Cubin	Jindal	Pence
Davis, Jo Ann	Johnson (IL)	Peterson (PA)
Davis, Tom	Johnson, E. B.	Pickering
Delahunt	Johnson, Sam	Pomeroy
DeLauro	Kennedy	Pryce (OH)
Engel	Kucinich	Rogers (AL)
Etheridge	LaHood	Snyder
Grijalva	Langevin	Stupak
Gutierrez	Lucas	Tiahrt
Hastert	Murphy (CT)	Towns
Herger	Nadler	Waters
Honda	Neal (MA)	Westmoreland

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said concurrent resolution was agreed to.

A motion to reconsider the vote whereby the rules were suspended and said concurrent resolution was agreed to was, by unanimous consent, laid on the table.

*Ordered*, That the Clerk request the concurrence of the Senate in said concurrent resolution.

¶123.30 H. RES. 668—UNFINISHED BUSINESS

The SPEAKER pro tempore, Mr. SALAZAR, pursuant to clause 8, rule XX, announced the further unfinished business to be the motion to suspend the rules and agree to the resolution (H. Res. 668) recognizing the 50th anniversary of the September 25, 1957, desegregation of the Little Rock Central High School by the Little Rock Nine.

The question being put,

Will the House suspend the rules and agree to said resolution?

The vote was taken by electronic device.

It was decided in the { Yeas ..... 387  
affirmative ..... { Nays ..... 0

¶123.31 [Roll No. 892] YEAS—387

Abercrombie	Broun (GA)	Deal (GA)
Ackerman	Brown (SC)	DeGette
Aderholt	Buchanan	DeLauro
Akin	Burgess	Dent
Alexander	Burton (IN)	Diaz-Balart, L.
Allen	Butterfield	Diaz-Balart, M.
Altmire	Buyer	Dicks
Andrews	Calvert	Dingell
Arcuri	Camp (MI)	Doggett
Baca	Campbell (CA)	Donnelly
Bachmann	Cannon	Doolittle
Bachus	Cantor	Doyle
Baird	Capito	Drake
Baker	Capuano	Dreier
Baldwin	Cardoza	Duncan
Barrett (SC)	Carnahan	Edwards
Barrow	Carter	Ehlers
Bartlett (MD)	Carter	Ellison
Barton (TX)	Castle	Ellsworth
Bean	Castor	Emanuel
Becerra	Chabot	Emerson
Berkley	Chandler	Engel
Berman	Clarke	English (PA)
Biggert	Clay	Eshoo
Bilbray	Clyburn	Etheridge
Bilirakis	Coble	Everett
Bishop (NY)	Cohen	Fallin
Bishop (UT)	Cole (OK)	Farr
Blackburn	Conaway	Fattah
Blumenauer	Conyers	Feeney
Blunt	Cooper	Ferguson
Boehner	Costello	Filner
Bonner	Courtney	Flake
Bono	Cramer	Forbes
Boozman	Cuellar	Fortenberry
Boren	Culberson	Fossella
Boswell	Cummings	Foxx
Boucher	Davis (AL)	Frank (MA)
Boustany	Davis (CA)	Franks (AZ)
Boyd (FL)	Davis (IL)	Frelinghuysen
Boyd (KS)	Davis (KY)	Gallegly
Brady (PA)	Davis, David	Garrett (NJ)
Braley (IA)	Davis, Lincoln	Gerlach

Giffords	Markey	Rush
Gilchrest	Matheson	Ryan (OH)
Gillibrand	Matsui	Ryan (WI)
Gingrey	McCarthy (CA)	Salazar
Gohmert	McCarthy (NY)	Salazar
Gonzalez	McCaul (TX)	Sali
Goode	McCollum (MN)	Sanchez, Linda
Goodlatte	McHugh	T.
Gordon	McCotter	Sanchez, Loretta
Granger	McCrery	Sarbanes
Graves	McDermott	Saxton
Green, Al	McGovern	Schakowsky
Green, Gene	McHenry	Schiff
Hall (NY)	McHugh	Schmidt
Hall (TX)	McIntyre	Schwartz
Hare	McKeon	Scott (GA)
Harman	McMorris	Scott (VA)
Hastings (FL)	Rodgers	Sensenbrenner
Hastings (WA)	McNerney	Serrano
Hayes	McNulty	Sessions
Heller	Meek (FL)	Sestak
Hensarling	Meeks (NY)	Shadegg
Herseth Sandlin	Melancon	Shays
Higgins	Mica	Shea-Porter
Hill	Michaud	Sherman
Hinchey	Miller (FL)	Shimkus
Hinojosa	Miller (MI)	Shuler
Hirono	Miller (NC)	Shuster
Hobson	Miller, Gary	Simpson
Hodes	Miller, George	Sires
Hoekstra	Mitchell	Skelton
Holden	Mollohan	Slaughter
Holt	Moore (KS)	Smith (NE)
Hooley	Moore (WI)	Smith (NJ)
Hoyer	Moran (KS)	Smith (TX)
Hulshof	Moran (VA)	Smith (WA)
Inglis (SC)	Murphy, Patrick	Solis
Inslee	Murphy, Tim	Souder
Israel	Murtha	Space
Issa	Musgrave	Spratt
Jackson (IL)	Myrick	Stark
Jackson-Lee	Nadler	Stearns
(TX)	Napolitano	Sullivan
Jefferson	Neugebauer	Sutton
Johnson (GA)	Nunes	Tancredo
Jones (NC)	Oberstar	Tanner
Jones (OH)	Obey	Tauscher
Jordan	Oliver	Taylor
Kagen	Ortiz	Terry
Kanjorski	Pallone	Thompson (CA)
Kaptur	Pascrell	Thompson (MS)
Keller	Pastor	Thornberry
Kildee	Paul	Tiberi
Kilpatrick	Payne	Tierney
Kind	Pearce	Turner
King (IA)	Pence	Udall (CO)
King (NY)	Perlmutter	Udall (NM)
Kingston	Peterson (MN)	Upton
Kirk	Petri	Van Hollen
Klein (FL)	Pitts	Velázquez
Kline (MN)	Platts	Visclosky
Knollenberg	Poe	Walberg
Kuhl (NY)	Porter	Walden (OR)
Lamborn	Price (GA)	Walsh (NY)
Dicks	Price (NC)	Walz (MN)
Lampson	Putnam	Wamp
Lantos	Radanovich	Wasserman
Larsen (WA)	Rahall	Schultz
Latham	Ramstad	Watson
LaTourette	Rangel	Watt
Lee	Regula	Waxman
Levin	Rehberg	Weiner
Lewis (CA)	Reichert	Weiner
Lewis (GA)	Renzi	Welch (VT)
Lewis (KY)	Reyes	Weldon (FL)
Linder	Reynolds	Weller
Lipinski	Richardson	Wexler
LoBiondo	Rodriguez	Whitfield
Loebsack	Rogers (AL)	Wicker
Lofgren, Zoe	Rogers (KY)	Wilson (NM)
Lowe	Rogers (MI)	Wilson (OH)
Lungren, Daniel	Rohrabacher	Wilson (SC)
E.	Roh-Lehtinen	Wolf
Lynch	Roskam	Woolsey
Mack	Ross	Wu
Mahoney (FL)	Rothman	Wynn
Maloney (NY)	Royal-Allard	Yarmuth
Manzullo	Royce	Young (AK)
Marchant	Ruppersberger	Young (FL)

NOT VOTING—45

Berry	Crenshaw	Herger
Bishop (GA)	Crowley	Honda
Brady (TX)	Cubin	Hunter
Brown, Corrine	Davis, Jo Ann	Jindal
Brown-Waite,	Davis, Tom	Johnson (IL)
Ginny	DeFazio	Johnson, E. B.
Capps	Delahunt	Johnson, Sam
Carson	Grijalva	Kennedy
Cleaver	Gutierrez	Kucinich
Costa	Hastert	LaHood

Langevin	Peterson (PA)	Tiahrt
Larson (CT)	Pickering	Towns
Lucas	Pomeroy	Waters
Marshall	Pryce (OH)	Westmoreland
Murphy (CT)	Snyder	
Neal (MA)	Stupak	

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said resolution was agreed to.

A motion to reconsider the vote whereby the rules were suspended and said resolution was agreed to was, by unanimous consent, laid on the table.

¶123.32 H.R. 1199—UNFINISHED BUSINESS

The SPEAKER pro tempore, Mr. SALAZAR, pursuant to clause 8, rule XX, announced the further unfinished business to be the motion to suspend the rules and pass the bill (H.R. 1199) to extend the grant program for drug-endangered children.

The question being put,

Will the House suspend the rules and pass said bill?

The vote was taken by electronic device.

It was decided in the { Yeas ..... 389  
affirmative ..... { Nays ..... 4

¶123.33 [Roll No. 893] YEAS—389

Abercrombie	Carnahan	Fattah
Ackerman	Carney	Feeney
Aderholt	Carter	Ferguson
Akin	Castle	Filner
Alexander	Castor	Forbes
Allen	Chabot	Fortenberry
Altmire	Chandler	Fossella
Andrews	Clarke	Foxx
Arcuri	Clay	Frank (MA)
Baca	Cleaver	Franks (AZ)
Bachmann	Clyburn	Frelinghuysen
Bachus	Coble	Galegally
Baird	Cohen	Garrett (NJ)
Baker	Cole (OK)	Gerlach
Baldwin	Baldwin	Gingrey
Barrett (SC)	Barrett (SC)	Conyers
Barrow	Barrow	Cooper
Bartlett (MD)	Bartlett (MD)	Costello
Barton (TX)	Barton (TX)	Courtney
Bean	Bean	Cramer
Becerra	Becerra	Cuellar
Berkley	Berkley	Culberson
Berman	Berman	Cummings
Biggert	Biggert	Davis (AL)
Bilbray	Bilbray	Davis (CA)
Bilirakis	Bilirakis	Davis (IL)
Bishop (NY)	Bishop (NY)	Davis (KY)
Bishop (UT)	Bishop (UT)	Davis, David
Blackburn	Blackburn	Davis, Lincoln
Blumenauer	Blumenauer	Deal (GA)
Blunt	Blunt	Hare
Boehner	Boehner	DeFazio
Bonner	Bonner	DeGette
Bono	Bono	DeLauro
Boozman	Boozman	Dent
Boren	Boren	Diaz-Balart, L.
Boswell	Boswell	Diaz-Balart, M.
Boucher	Boucher	Dicks
Boustany	Boustany	Dingell
Boyd (FL)	Boyd (FL)	Doggett
Boyd (KS)	Boyd (KS)	Donnelly
Brady (PA)	Brady (PA)	Doolittle
Braley (IA)	Brady (IA)	Doyle
Brown (SC)	Brown (SC)	Drake
Buchanan	Buchanan	Dreier
Burgess	Burgess	Duncan
Burton (IN)	Burton (IN)	Edwards
Butterfield	Butterfield	Ehlers
Buyer	Buyer	Ellison
Calvert	Calvert	Ellsworth
Camp (MI)	Camp (MI)	Emanuel
Campbell (CA)	Campbell (CA)	Emerson
Cannon	Cannon	Engel
Cantor	Cantor	English (PA)
Capito	Capito	Eshoo
Capuano	Capuano	Everett
Cardoza	Cardoza	Fallin
		Farr



Johnson (GA) Miller, Gary Scott (GA)  
 Jones (NC) Miller, George Scott (VA)  
 Jones (OH) Mitchell Sensenbrenner  
 Jordan Mollohan Serrano  
 Kagen Moore (KS) Sessions  
 Kanjorski Moore (WI) Sestak  
 Kaptur Moran (KS) Shadegg  
 Keller Moran (VA) Shays  
 Kennedy Murphy, Patrick Shea-Porter  
 Kildee Murphy, Tim Sherman  
 Kilpatrick Murtha Shimkus  
 Kind Musgrave Shuler  
 King (IA) Myrick Shuster  
 King (NY) Nadler Simpson  
 Kingston Napolitano Sires  
 Kirk Neugebauer Skelton  
 Klein (FL) Nunes Slaughter  
 Kline (MN) Oberstar Smith (NE)  
 Knollenberg Obey Smith (NJ)  
 Kuhl (NY) Olver Smith (TX)  
 Lamborn Ortiz Smith (WA)  
 Lampson Pallone Solis  
 Lantos Pascrell Souder  
 Larsen (WA) Pastor Space  
 Larson (CT) Payne Spratt  
 Latham Pearce Stark  
 LaTourette Pence Stearns  
 Lee Perlmutter Sullivan  
 Levin Peterson (MN) Sutton  
 Lewis (CA) Peterson (PA) Tancredo  
 Lewis (GA) Petri Tanner  
 Lewis (KY) Pitts Tauscher  
 Linder Platts Taylor  
 Lipinski Poe Terry  
 LoBiondo Porter Thompson (CA)  
 Loeb sack Price (GA) Thompson (MS)  
 Lofgren, Zoe Price (NC) Thornberry  
 Lowey Putnam Tiberi  
 Lungren, Daniel Radanovich Tierney  
 E. Rahall Turner  
 Lynch Ramstad Udall (CO)  
 Mack Rangel Udall (NM)  
 Mahoney (FL) Regula Upton  
 Maloney (NY) Rehberg Van Hollen  
 Manzullo Reichert Velázquez  
 Marchant Renzi Visclosky  
 Markey Reyes Walberg  
 Marshall Reynolds Walden (OR)  
 Matheson Richardson Walsh (NY)  
 Matsui Rodriguez Walsh (MN)  
 McCarthy (CA) Rogers (AL) Wamp  
 McCarthy (NY) Rogers (KY) Wasserman  
 McCaul (TX) Rogers (MI) Schultz  
 McCollum (MN) Ros-Lehtinen Watson  
 McCotter Roskam Watt  
 McCrery McCrery Waxman  
 McDermott Rothman Weiner  
 McGovern Roybal-Allard Welch (VT)  
 McHenry Royce Weldon (FL)  
 McHugh Ruppertsberger Weller  
 McIntyre Rush Wexler  
 McKeon Ryan (OH) Whitfield  
 McMorris Ryan (WI) Wicker  
 Rodgers Salazar Wilson (NM)  
 McNeerney Sali Wilson (SC)  
 McNulty Sánchez, Linda Wilson (OH)  
 Meek (FL) T. Wilson (NY)  
 Meeks (NY) Sanchez, Loretta Wolf  
 Melancon Sarbanes Wu  
 Mica Saxton Wynn  
 Michaud Schakowsky Yarmuth  
 Miller (FL) Schiff Young (AK)  
 Miller (MI) Schmidt Young (FL)  
 Miller (NC) Schwartz

NAYS—4

Broun (GA) Paul  
 Flake Rohrabacher

NOT VOTING—39

Berry Grijalva Murphy (CT)  
 Bishop (GA) Gutierrez Neal (MA)  
 Brown, Corrine Hastert Pickering  
 Brown-Waite, Herger Pomeroy  
 Ginny Honda Pryce (OH)  
 Capps Hunter Snyder  
 Carson Jindal Stupak  
 Costa Johnson (IL) Tiahrt  
 Crenshaw Johnson, E. B. Towns  
 Crowley Johnson, Sam Waters  
 Cubin Kucinich Westmoreland  
 Davis, Jo Ann LaHood Woolsey  
 Davis, Tom Langevin  
 Delahunt Lucas

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill was passed was, by unanimous consent, laid on the table.

Ordered, That the Clerk request the concurrence of the Senate in said bill.

123.34 H. RES. 340—UNFINISHED BUSINESS

The SPEAKER pro tempore, Mr. SALAZAR, pursuant to clause 8, rule XX, announced the further unfinished business to be the motion to suspend the rules and agree to the resolution (H. Res. 340) expressing the sense of the House of Representatives of the importance of providing a voice for the many victims (and families of victims) involved in missing persons cases and unidentified human remains cases.

The question being put, Will the House suspend the rules and agree to said resolution?

The vote was taken by electronic device.

It was decided in the affirmative { Yeas ..... 389 Nays ..... 1

123.35 [Roll No. 894]

YEAS—389

Abercrombie Carter Forbes  
 Ackerman Castle Fortenberry  
 Aderholt Castor Fossella  
 Akin Chabot Foxx  
 Alexander Chandler Frank (MA)  
 Allen Clarke Franks (AZ)  
 Altmire Clay Frelinghuysen  
 Andrews Cleaver Gallegly  
 Arcuri Clyburn Garrett (NJ)  
 Baca Coble Gerlach  
 Bachmann Cohen Giffords  
 Bachus Cole (OK) Gilchrest  
 Baird Conaway Gillibrand  
 Baker Conyers Gingrey  
 Baldwin Cooper Gohmert  
 Barrett (SC) Costello Gonzalez  
 Barrow Courtney Goode  
 Bartlett (MD) Cramer Goodlatte  
 Barton (TX) Cuellar Gordon  
 Bean Culberson Granger  
 Becerra Cummings Graves  
 Berkley Davis (AL) Green, Al  
 Berman Davis (CA) Green, Gene  
 Biggert Davis (IL) Hall (NY)  
 Bilbray Davis (KY) Hall (TX)  
 Bilirakis Davis, David Hare  
 Bishop (NY) Davis, Lincoln Harman  
 Bishop (UT) Deal (GA) Hastings (FL)  
 Blackburn DeFazio Hastings (WA)  
 Blumenauer DeGette Hayes  
 Blunt DeLauro Heller  
 Boehner Dent Hensarling  
 Bonner Diaz-Balart, L. Herseth Sandlin  
 Bono Diaz-Balart, M. Higgins  
 Boozman Dicks Hill  
 Boren Dingell Hinchey  
 Boswell Doggett Hinojosa  
 Boucher Donnelly Hirono  
 Boustany Doolittle Hobson  
 Boyd (FL) Doyle Hodes  
 Boyda (KS) Drake Hoekstra  
 Brady (PA) Dreier Holden  
 Brady (TX) Duncan Holt  
 Braley (IA) Edwards Hooley  
 Broun (GA) Ehlers Hoyer  
 Brown (SC) Ellison Hulshof  
 Buchanan Ellsworth Hunter  
 Burgess Emanuel Inglis (SC)  
 Burton (IN) Emerson Inslee  
 Butterfield Engel Israel  
 Buyer English (PA) Issa  
 Calvert Eshoo Jackson (IL)  
 Camp (MI) Etheridge Jackson-Lee  
 Campbell (CA) Everett (TX)  
 Cannon Fallin Jefferson  
 Cantor Farr Johnson (GA)  
 Capito Fattah Jones (NC)  
 Capuano Feeney Jones (OH)  
 Cardoza Fergusson Jordan  
 Carnahan Filner Kagen  
 Carney Flake Kanjorski

Kaptur Moore (WI) Sensenbrenner  
 Keller Moran (KS) Serrano  
 Kennedy Moran (VA) Sestak  
 Kildee Murphy, Patrick Shadegg  
 Kilpatrick Murphy, Tim Shays  
 Kind Murtha Shea-Porter  
 King (IA) Musgrave Sherman  
 King (NY) Myrick Shimkus  
 Kingston Nadler Shuler  
 Kirk Napolitano Shuster  
 Klein (FL) Neugebauer Simpson  
 Kline (MN) Nunes Sires  
 Knollenberg Oberstar Skelton  
 Kuhl (NY) Obey Slaughter  
 Lampson Lamborn Olver  
 Langevin Ortiz Smith (NE)  
 Larsen (WA) Pallone Smith (NJ)  
 Larson (CT) Pascrell Smith (TX)  
 Latham Payne Smith (WA)  
 LaTourette Pearce Solis  
 Lee Pence Souder  
 Levin Perlmutter Space  
 Lewis (CA) Peterson (MN) Spratt  
 Lewis (GA) Peterson (PA) Stark  
 Lewis (KY) Petri Stearns  
 Linder Pitts Sullivan  
 Lipinski Platts Sutton  
 LoBiondo Porter Tancredo  
 Loeb sack Price (GA) Tanner  
 Lofgren, Zoe Price (NC) Tauscher  
 Lowey Putnam Taylor  
 Lungren, Daniel Radanovich Terry  
 E. Rahall Thompson (CA)  
 Lynch Ramstad Thompson (MS)  
 Mack Rangel Thornberry  
 Mahoney (FL) Regula Tiberi  
 Maloney (NY) Rehberg Tierney  
 Marchant Reichert Turner  
 Markey Renzi Udall (CO)  
 Marshall Reyes Udall (NM)  
 Matheson Reynolds Upton  
 Matsui Richardson Van Hollen  
 McCarthy (CA) Rodriguez Velázquez  
 McCarthy (NY) Rogers (AL) Visclosky  
 McCaul (TX) Rogers (KY) Walberg  
 McCollum (MN) Rogers (MI) Walden (OR)  
 McCotter Rohrabacher Walsh (NY)  
 McCrery McCrery Ros-Lehtinen Walz (MN)  
 McDermott McDermott Roskam Wamp  
 McGovern McGovern Ross Wasserman  
 McHenry McHenry Rothman Schultz  
 McHugh McHugh Roybal-Allard Watson  
 McIntyre McIntyre Royce Watt  
 McKeon McKeon Ruppertsberger Waxman  
 McMorris McMorris Rush Weiner  
 Rodgers Rodgers Ryan (OH) Welch (VT)  
 McNeerney McNeerney Ryan (WI) Weldon (FL)  
 McNulty McNulty Salazar Weller  
 Meek (FL) Sali Wexler  
 Meeks (NY) Sánchez, Linda Wicker  
 Melancon Mica T. Wilson (NM)  
 Mica Sanchez, Loretta Wilson (OH)  
 Michaud Sarbanes Wilson (SC)  
 Miller (FL) Miller (FL) Wolf  
 Miller (MI) Miller (NC) Saxton Woolsey  
 Miller (NC) Miller, Gary Schiff Wu  
 Miller, George Miller, George Schmidt Wynn  
 Mitchell Schwartz Yarmuth  
 Mollohan Scott (GA) Young (AK)  
 Moore (KS) Scott (VA) Young (FL)

NAYS—1

Paul

NOT VOTING—42

Berry Gutierrez Neal (MA)  
 Bishop (GA) Hastert Pickering  
 Brown, Corrine Herger Poe  
 Brown-Waite, Honda Pomeroy  
 Ginny Jindal Pryce (OH)  
 Capps Johnson (IL) Sessions  
 Carson Johnson, E. B. Snyder  
 Costa Johnson, Sam Stupak  
 Crenshaw Kucinich Tiahrt  
 Crowley LaHood Towns  
 Cubin Lantos Waters  
 Davis, Jo Ann Lucas Westmoreland  
 Davis, Tom Manzano Whitfield  
 Delahunt Delahunt McCarthy (NY)  
 Grijalva Murphy (CT)

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said resolution was agreed to.

A motion to reconsider the vote whereby the rules were suspended and

said resolution was agreed to was, by unanimous consent, laid on the table.

*Ordered*, That the Clerk request the concurrence of the Senate in said bill.

#### ¶123.36 MESSAGE FROM THE SENATE

A message from the Senate by Ms. Curtis, one of its clerks, announced that the Senate has passed a bill of the following title in which the concurrence of the House is requested:

S. 456. An Act to increase and enhance law enforcement resources committed to investigation and prosecution of violent gangs, to deter and punish violent gang crime, to protect law-abiding citizens and communities from violent criminals, to revise and enhance criminal penalties for violent crimes, to expand and improve gang prevention programs, and for other purposes.

The message also announced that the Senate agrees to the report of the committee of conference on the disagreeing votes of the two Houses on the amendment of the Senate to the bill (H.R. 1495) "An Act to provide for the conservation and development of water and related resources, to authorize the Secretary of the Army to construct various projects for improvements to rivers and harbors of the United States, and for other purposes."

#### ¶123.37 RECESS—9:40 P.M.

The SPEAKER pro tempore, Mr. BRALEY of Iowa, pursuant to clause 12(a) of rule I, declared the House in recess at 9 o'clock and 40 minutes p.m., subject to the call of the Chair.

#### ¶123.38 AFTER RECESS—9:55 P.M.

The SPEAKER pro tempore, Mr. BRALEY of Iowa, called the House to order.

#### ¶123.39 PROVIDING FOR CONSIDERATION OF H.R. 976

Mr. ARCURI, by direction of the Committee on Rules, reported (Rept. No. 110-346) the resolution (H. Res. 675) providing for consideration of the Senate amendments to the bill (H.R. 976) to amend the Internal Revenue Code of 1986 to provide tax relief for small businesses, and for other purposes.

When said resolution and report were referred to the House Calendar and ordered printed.

#### ¶123.40 SENATE BILL REFERRED

A bill of the Senate of the following title was taken from the Speaker's table and, under the rule, referred as follows:

S. 456. An Act to increase and enhance law enforcement resources committed to investigation and prosecution of violent gangs, to deter and punish violent gang crime, to protect law-abiding citizens and communities from violent criminals, to revise and enhance criminal penalties for violent crimes, to expand and improve gang prevention programs, and for other purposes; to the Committee on the Judiciary in addition to the Committee on Energy and Commerce and the Committee on Education and Labor for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

#### ¶123.41 ENROLLED BILL SIGNED

Lorraine C. Miller, Clerk of the House, reported and found truly enrolled a bill of the House of the following title, which was thereupon signed by the Speaker:

H.R. 3528. An Act to provide authority to the Peace Corps to provide separation pay for host country resident personal services contractors of the Peace Corps.

#### ¶123.42 LEAVE OF ABSENCE

By unanimous consent, leave of absence was granted—

To Mr. BISHOP of Georgia, for today and September 25;

To Mr. HERGER, for today and September 25;

To Mr. HONDA, for today;

To Ms. Eddie Bernice JOHNSON of Texas, for today;

To Mr. LUCAS, for today;

To Mr. POE, for today after 7 p.m. and September 25; and

To Mr. STUPAK, for today.

And then,

#### ¶123.43 ADJOURNMENT

On motion of Mr. ARCURI, at 9 o'clock and 56 minutes p.m., the House adjourned.

#### ¶123.44 REPORTS OF COMMITTEES ON PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XIII, reports of committees were delivered to the Clerk for printing and reference to the proper calendar, as follows:

Mr. RANGEL: Committee on Ways and Means. H.R. 3046. A bill to amend the Social Security Act to enhance Social Security account number privacy protections, to prevent fraudulent misuse of the Social Security account number, and to otherwise enhance protection against identity theft, and for other purposes; with an amendment (Rept. 110-339). Referred to the Committee of the Whole House on the state of the Union.

Mr. FRANK of Massachusetts: Committee on Financial Services. H.R. 3121. A bill to restore the financial solvency of the national flood insurance program and to provide for such program to make available multiperil coverage for damage resulting from windstorms and floods, and for other purposes, with an amendment (Rept. 110-340). Referred to the Committee of the Whole House on the state of the Union.

Mr. CONYERS: Committee on the Judiciary. H.R. 1199. A bill to extend the grant program for drug-endangered children (Rept. 110-341 Pt. 1). Ordered to be printed.

Mr. CONYERS: Committee on the Judiciary. H.R. 1943. A bill to provide for an effective HIV/AIDS program in Federal prisons (Rept. 110-342). Referred to the Committee of the Whole House on the state of the Union.

Mr. PETERSON of Minnesota: Committee on Agriculture. House Resolution 79. Resolution recognizing the establishment of Hunters for the Hungry programs across the United States and the contributions of those programs efforts to decrease hunger and help feed those in need (Rept. 110-343). Referred to the House Calendar.

Mr. PETERSON of Minnesota: Committee on Agriculture. House Concurrent Resolution 25. Resolution expressing the sense of Congress that it is the goal of the United States that, not later than January 1, 2025, the agricultural, forestry, and working land

of the United States should provide from renewable resources not less than 25 percent of the total energy consumed in the United States and continue to produce safe, abundant, and affordable food, feed, and fiber (Rept. 110-344 pt. 1). Ordered to be printed.

Mr. RANGEL: Committee on Ways and Means. H.R. 3375. A bill to extend the trade adjustment assistance program under the Trade Act of 1974 for 3 months; with an amendment (Rept. 110-345). Referred to the Committee of the Whole House on the state of the Union.

Mr. MCGOVERN: Committee on Rules. House Resolution 675. Resolution providing for the consideration of the Senate amendments to the bill (H.R. 976) to amend the Internal Revenue Code of 1986 to provide tax relief for small businesses, and for other purposes (Rept. 110-346). Referred to the House Calendar.

#### ¶123.45 TIME LIMITATION OF REFERRED BILL

Pursuant to clause 2 of rule XII the following action was taken by the Speaker:

*[The following action occurred on September 21, 2007]*

H.R. 1400. Referral to the Committees on Ways and Means, Financial Services, Oversight and Government Reform, and the Judiciary extended for a period ending not later than September 24, 2007.

#### ¶123.46 COMMITTEE DISCHARGED

Pursuant to clause 2 of rule XII, the Committee on Energy and Commerce discharged from further consideration. H.R. 1199 referred to the Committee of the Whole House on the state of the Union.

Pursuant to clause 2 of rule XII the Committees on Ways and Means, Financial Services, Oversight and Government Reform and Judiciary discharged from further consideration. H.R. 1400 referred to the Committee of the Whole on the state of the Union.

Pursuant to clause 2 of rule XII the Committees on Energy and Commerce and Natural Resources discharged. H. Con. Res. 25 referred to the House Calendar and ordered to be printed.

#### ¶123.47 PUBLIC BILLS AND RESOLUTIONS

Under clause 2 of rule XII, public bills and resolutions were introduced and severally referred, as follows:

By Mr. MANZULLO (for himself, Mr. CROWLEY, Ms. ROS-LEHTINEN, Mr. BLUMENAUER, Mrs. TAUSCHER, Mr. AKIN, Ms. WATSON, Mr. POE, Mr. SCOTT of Georgia, Mr. FORTUÑO, Mr. FLAKE, Mr. BURTON of Indiana, Mr. HARE, Mr. SMITH of Washington, and Mr. MCCAUL of Texas):

H.R. 3633. A bill to provide for export controls of certain items relating to civil aircraft; to the Committee on Foreign Affairs.

By Mr. CLEAVER:

H.R. 3634. A bill to establish and determine the eligibility of individuals for a loan forgiveness program for professional engineers in order to provide incentives for engineers currently employed and engineering students and other students pursuing or considering pursuing a degree in science, technology and engineering, and for the support of students pursuing such secondary and postsecondary education; to the Committee on Education and Labor.

By Mr. CLAY (for himself, Mr. REYES, and Mr. RUSH):

H.R. 3635. A bill to amend the Public Health Service Act to establish a National Organ and Tissue Donor Registry Resource Center, to authorize grants for State organ and tissue donor registries, and for other purposes; to the Committee on Energy and Commerce.

By Mr. BLUMENAUER (for himself and Mr. PALLONE):

H.R. 3636. A bill to amend the Internal Revenue Code of 1986 to extend the financing of the Superfund; to the Committee on Ways and Means.

By Mr. BLUMENAUER (for himself, Mr. EHLERS, Mr. WU, and Mr. BOUCHER):

H.R. 3637. A bill to direct the Secretary of Education to provide grants to establish and evaluate sustainability programs, charged with developing and implementing integrated environmental, economic and social sustainability initiatives, and to direct the Secretary of Education to convene a summit of higher education experts in the area of sustainability; to the Committee on Education and Labor.

By Mr. BURTON of Indiana:

H.R. 3638. A bill to end the cycle of illegal immigration in the United States; to the Committee on the Judiciary, and in addition to the Committee on Homeland Security, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. FARR (for himself, Mrs. CAPPS, Ms. ESHOO, Mr. BLUMENAUER, Mr. DEFazio, Mr. MCDERMOTT, Mr. HINCHAY, Mr. KENNEDY, Ms. LEE, and Mr. GEORGE MILLER of California):

H.R. 3639. A bill to establish a program of research and other activities to provide for the recovery of the southern sea otter; to the Committee on Natural Resources.

By Mr. HILL:

H.R. 3640. A bill to establish the James Madison Memorial Commission to develop a plan of action for the establishment and maintenance of a James Madison memorial in Washington, DC, and for other purposes; to the Committee on Natural Resources.

By Mrs. MUSGRAVE:

H.R. 3641. A bill to allow teachers in rural areas who are highly qualified in one subject to have 3 years from their hiring date to become highly qualified in each additional subject they teach; to the Committee on Education and Labor.

By Mr. PAYNE:

H.R. 3642. A bill to amend the Elementary and Secondary Education Act of 1965 to provide grants for expanded learning time schools and programs; to the Committee on Education and Labor.

By Ms. PELOSI (for herself, Mrs. JONES of Ohio, and Ms. SLAUGHTER):

H.R. 3643. A bill to amend the Public Health Service Act to establish a Coordinated Environmental Public Health Network, and for other purposes; to the Committee on Energy and Commerce.

By Mr. SHAYS (for himself and Mr. BLUMENAUER):

H.R. 3644. A bill to establish a nonpartisan Commission on Natural Catastrophe Risk Management and Insurance, and for other purposes; to the Committee on Financial Services.

By Mr. SPACE (for himself, Ms. SUTTON, Ms. MATSUI, and Mr. RODRIGUEZ):

H.R. 3645. A bill to implement recommendations of the President's Commission on Care for America's Returning Wounded Warriors; to the Committee on Armed Services, and in addition to the Committees on Veterans' Affairs, Education and Labor, House Administration, and Oversight and Government Reform, for a period to be

subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. STEARNS:

H.R. 3646. A bill to direct the Secretary of Veterans Affairs and the Secretary of Labor to conduct a joint study on the fields of employment for which the greatest need for employees exists in various geographic areas; to the Committee on Education and Labor, and in addition to the Committee on Veterans' Affairs, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. WILSON of Ohio (for himself, Mr. ROSS, Mr. ALLEN, Mr. BERRY, and Mr. ADERHOLT):

H.R. 3647. A bill to delay for 6 months the requirement to use tamper-resistant prescription pads under the Medicaid Program; to the Committee on Energy and Commerce.

By Mr. BACA:

H.J. Res. 51. A joint resolution disapproving the rule submitted to the Congress by U.S. Citizenship and Immigration Services requiring certain lawful permanent residents to apply for a new Permanent Resident Card; to the Committee on the Judiciary.

By Mr. DINGELL (for himself and Mr. BARTON of Texas):

H. Con. Res. 217. Concurrent resolution to correct technical errors in the enrollment of the bill H.R. 3580; to the Committee on Energy and Commerce, and in addition to the Committee on House Administration, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. BARRETT of South Carolina:

H. Con. Res. 218. Concurrent resolution expressing the sense of Congress regarding United States immigration and border security laws; to the Committee on Homeland Security, and in addition to the Committee on the Judiciary, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.

By Mr. CLYBURN:

H. Res. 670. A resolution recognizing College Summit for its achievements in increasing the college enrollment rate of low-income students, and encouraging the Committee on Education and Labor and the Committee on Health, Education, Labor, and Pensions to determine how the Federal Government can support the efforts of College Summit; to the Committee on Education and Labor.

By Mr. ISRAEL (for himself and Ms. DELAURO):

H. Res. 671. A resolution supporting the goals and ideals of National Ovarian Cancer Awareness Month; to the Committee on Oversight and Government Reform.

By Ms. MATSUI (for herself and Mr. LATHAM):

H. Res. 672. A resolution supporting the goals and ideals of National Prostate Cancer Awareness Month, and for other purposes; to the Committee on Energy and Commerce.

By Mr. SENSENBRENNER:

H. Res. 673. A resolution recognizing the importance of National Preparedness Month and encouraging all Americans to take precautions to preserve lives and minimize the effects of a terrorist attack; to the Committee on Homeland Security.

By Mr. WEXLER (for himself, Mr. ENGEL, Mr. COHEN, Mr. BURTON of Indiana, Mr. LINDER, Mr. BRADY of Pennsylvania, and Mr. RENZI):

H. Res. 674. A resolution expressing the unequivocal support of the House of Represent-

atives for Israel's right to self defense in the face of an imminent nuclear or military threat from Syria; to the Committee on Foreign Affairs.

#### ¶123.48 MEMORIALS

Under clause 3 of rule XII, memorials were presented and referred as follows:

197. The SPEAKER presented a memorial of the Legislature of the State of Texas, relative to House Concurrent Resolution No. 67 urging the Congress of the United States to provide further drought relief to Texas; to the Committee on Agriculture.

198. Also, a memorial of the Senate of the Commonwealth of Puerto Rico, relative to Resolution No. 2425 expressing solidarity and support of the Senate of Puerto Rico to the People of Cuba and its support to the claim for the immediate holding of free and true democratic elections in our sister island; to the Committee on Foreign Affairs.

199. Also, a memorial of the Legislature of the State of Texas, relative to House Concurrent Resolution No. 125 urging the Congress of the United States to restore full funding to the Community Oriented Policing Services program to assist Texas law enforcement in patrolling the border before authorizing funding for the police force of the United Mexican States; to the Committee on the Judiciary.

200. Also, a memorial of the Legislature of the State of Louisiana, relative to House Concurrent Resolution No. 41 memorializing the Congress of the United States to take such actions as are necessary to research and promote Virtual Command Technology to improve police, emergency medical services, and fire protection; to the Committee on Transportation and Infrastructure.

201. Also, a memorial of the Legislature of the State of Texas, relative to Senate Concurrent Resolution No. 46 urging the Congress of the United States to authorize the Department of Veterans Affairs to convey the Thomas T. Connally Department of Veterans Affairs Medical Center in Marlin, Texas, to the State of Texas; to the Committee on Veterans' Affairs.

202. Also, a memorial of the Legislature of the State of Texas, relative to House Concurrent Resolution No. 1 urging the Congress of the United States to support legislation for veterans' health care budget reform to allow assured funding; to the Committee on Veterans' Affairs.

203. Also, a memorial of the Legislature of the State of Texas, relative to House Concurrent Resolution No. 35 urging the Congress of the United States to enact legislation to eliminate the 24-month Medicare waiting period for participants in Social Security Disability Insurance; to the Committee on Ways and Means.

204. Also, a memorial of the Legislature of the State of Texas, relative to House Concurrent Resolution No. 16 urging the Congress of the United States to support the Belated Thank You to the Merchant Mariners of World War II Act of 2005; jointly to the Committees on Veterans' Affairs and Ways and Means.

205. Also, a memorial of the Legislature of the State of Nebraska, relative to Legislative Resolution No. 28 opposing the enactment or enforcement of the REAL ID Act; jointly to the Committees on the Judiciary, Homeland Security, and Oversight and Government Reform.

#### ¶123.49 ADDITIONAL SPONSORS

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

H.R. 12: Mr. JINDAL.

H.R. 25: Ms. GINNY BROWN-WAITE of Florida.

- H.R. 89: Mr. MICA.  
H.R. 101: Ms. HIRONO.  
H.R. 111: Mr. MURPHY of Connecticut.  
H.R. 133: Mr. HALL of Texas.  
H.R. 138: Mr. ROHRBACHER and Mr. MCINTYRE.  
H.R. 380: Ms. CASTOR and Mr. BLUMENAUER.  
H.R. 418: Mr. HELLER.  
H.R. 463: Mr. KAGEN.  
H.R. 479: Mr. ROYCE.  
H.R. 549: Mr. ETHERIDGE.  
H.R. 551: Mr. HALL of Texas.  
H.R. 583: Mr. BARRETT of South Carolina.  
H.R. 601: Ms. HARMAN.  
H.R. 616: Mr. FOSSELLA and Mr. GENE GREEN of Texas.  
H.R. 643: Mr. CARNEY and Mr. BRADY of Texas.  
H.R. 657: Mr. GONZALEZ.  
H.R. 676: Mr. KENNEDY.  
H.R. 715: Mr. MEEK of Florida, Mr. WOLF, Ms. WASSERMAN SCHULTZ, and Mr. LOBIONDO.  
H.R. 728: Ms. ROS-LEHTINEN.  
H.R. 840: Ms. HARMAN, Mr. WEXLER, and Mr. GUTIERREZ.  
H.R. 946: Mr. MEEKS of New York and Mr. CLEAVER.  
H.R. 992: Mr. ROTHMAN.  
H.R. 1064: Mr. LEWIS of Kentucky and Ms. HARMAN.  
H.R. 1070: Mr. COSTA.  
H.R. 1076: Mr. PAYNE.  
H.R. 1092: Ms. ROS-LEHTINEN.  
H.R. 1125: Mr. DOYLE, Mr. FILNER, Mr. DICKS, Mrs. SCHMIDT, and Mrs. WILSON of New Mexico.  
H.R. 1148: Mr. FRANK of Massachusetts.  
H.R. 1157: Mr. CASTLE, Mr. PASCRELL, and Mr. ISSA.  
H.R. 1166: Mr. MATHESON.  
H.R. 1174: Mr. TIERNEY and Ms. ZOE LOFGREN of California.  
H.R. 1222: Mr. GOODE.  
H.R. 1223: Mr. GOODE and Mr. MICA.  
H.R. 1228: Mr. OBERSTAR.  
H.R. 1245: Mr. HULSHOF, Mr. JINDAL, and Mr. GONZALEZ.  
H.R. 1283: Mr. ABERCROMBIE, Mr. BISHOP of Georgia, Mr. BERMAN, Ms. MATSUI, and Mr. LARSEN of Washington.  
H.R. 1293: Mr. ROGERS of Kentucky, Mrs. MUSGRAVE, Mr. HOLT, and Mr. RUPPERSBERGER.  
H.R. 1302: Mr. DOYLE.  
H.R. 1303: Mr. BLUMENAUER.  
H.R. 1328: Ms. CARSON and Mr. CAPUANO.  
H.R. 1338: Mr. BOUCHER.  
H.R. 1352: Ms. ESHOO.  
H.R. 1353: Mr. GORDON and Mr. MORAN of Virginia.  
H.R. 1376: Mr. HINOJOSA.  
H.R. 1390: Mr. DUNCAN, Mr. Fortupo, Mr. CHABOT, and Mr. SESSIONS.  
H.R. 1415: Mr. WATT.  
H.R. 1422: Ms. HARMAN.  
H.R. 1428: Mr. TIBERI.  
H.R. 1432: Mr. VAN HOLLEN.  
H.R. 1509: Mr. PASCRELL.  
H.R. 1514: Mr. DAVID DAVIS of Tennessee.  
H.R. 1553: Ms. ROS-LEHTINEN, Ms. ZOE LOFGREN of California, Mrs. LOWEY, Mr. BONNER, and Mr. BERMAN.  
H.R. 1586: Mr. ISSA, Mr. KLINE of Minnesota, Mr. SAXTON, and Ms. ROS-LEHTINEN.  
H.R. 1644: Mr. SHERMAN and Mr. CHANDLER.  
H.R. 1647: Mrs. DAVIS of California, Mrs. MUSGRAVE, and Mr. BACHUS.  
H.R. 1655: Mr. WAMP, Mr. CRAMER, and Mr. TIERNEY.  
H.R. 1665: Mr. KELLER, Ms. ROYBAL-ALLARD, and Mr. UDALL of Colorado.  
H.R. 1671: Ms. CARSON and Ms. HARMAN.  
H.R. 1687: Mr. CALVERT, Mr. ARCURI, and Mr. LATHAM.  
H.R. 1713: Mr. WELCH of Vermont.  
H.R. 1726: Mr. CAPUANO, Mr. LANTOS, Ms. BERKLEY, Mr. SAXTON, and Mr. WEXLER.  
H.R. 1772: Mr. FRANK of Massachusetts and Ms. MATSUI.  
H.R. 1809: Mr. MILLER of North Carolina and Ms. ZOE LOFGREN of California.  
H.R. 1814: Mr. MILLER of Florida.  
H.R. 1869: Mr. BOUCHER, Ms. CLARKE, and Mr. WALBERG.  
H.R. 1876: Mr. KUCINICH, Mr. UDALL of Colorado, Mr. SIRES, Ms. EDDIE BERNICE JOHNSON of Texas, Ms. SCHWARTZ, Mr. LATHAM, Mr. POMEROY, and Mr. CARDOZA.  
H.R. 1907: Ms. DELAULO.  
H.R. 2046: Mr. DELAHUNT.  
H.R. 2052: Mr. CAPUANO.  
H.R. 2063: Mr. HOYER, Mr. SARBANES, Mr. HINCHAY, Mr. SOUDER, Mr. WYNN, Ms. SHEA-PORTER, Mr. HARE, and Mr. UDALL of Colorado.  
H.R. 2074: Mr. EMANUEL.  
H.R. 2075: Mr. MCNERNEY.  
H.R. 2087: Mr. MATHESON.  
H.R. 2097: Mr. WYNN.  
H.R. 2108: Mrs. MALONEY of New York, Mr. CAPUANO, and Mr. LIPINSKI.  
H.R. 2109: Mr. MCHENRY.  
H.R. 2122: Ms. DEGETTE, Mr. KENNEDY, Mr. ARCURI, Mr. SCHIFF, Mrs. MALONEY of New York, Ms. ROYBAL-ALLARD, and Mr. BERMAN.  
H.R. 2144: Mr. KAGEN.  
H.R. 2164: Mr. ARCURI.  
H.R. 2165: Mr. KUCINICH and Mr. CARNAHAN.  
H.R. 2167: Mr. ABERCROMBIE.  
H.R. 2210: Mr. GENE GREEN of Texas.  
H.R. 2266: Mr. SERRANO and Mr. WEXLER.  
H.R. 2287: Mr. ETHERIDGE.  
H.R. 2295: Ms. LEE and Mr. HELLER.  
H.R. 2303: Mr. MILLER of Florida and Mr. ENGLISH of Pennsylvania.  
H.R. 2329: Ms. ROS-LEHTINEN and Mr. BACHUS.  
H.R. 2363: Mr. MORAN of Virginia and Mr. VAN HOLLEN.  
H.R. 2371: Mrs. LOWEY.  
H.R. 2417: Mr. STEARNS.  
H.R. 2443: Mrs. CUBIN.  
H.R. 2468: Mr. MICHAUD.  
H.R. 2478: Mr. FARR.  
H.R. 2484: Mr. MCNERNEY.  
H.R. 2503: Mr. ABERCROMBIE, Mr. BOUCHER, and Mr. ROTHMAN.  
H.R. 2516: Mr. PATRICK MURPHY of Pennsylvania.  
H.R. 2537: Ms. ZOE LOFGREN of California, Ms. HARMAN, Ms. LINDA T. SANCHEZ of California, Mr. GEORGE MILLER of California, and Mrs. CHRISTENSEN.  
H.R. 2574: Mr. LAMPSON.  
H.R. 2610: Mr. SESSIONS.  
H.R. 2620: Mr. GENE GREEN of Texas.  
H.R. 2634: Mr. EDWARDS, Mr. HONDA, Ms. WATSON, Mr. WELCH of Vermont, Mr. MURPHY of Connecticut, Mrs. DAVIS of California, Mr. PASTOR, and Mr. BERMAN.  
H.R. 2668: Mr. ETHERIDGE.  
H.R. 2702: Ms. WOOLSEY, Mr. SHULER, and Ms. MCCOLLUM of Minnesota.  
H.R. 2706: Mrs. MYRICK.  
H.R. 2717: Mr. PAUL.  
H.R. 2719: Mr. PAUL.  
H.R. 2744: Mr. RUPPERSBERGER, Mr. BLUMENAUER, Mr. HINCHAY, Ms. DELAULO, and Mr. HASTINGS of Florida.  
H.R. 2758: Mr. BLUMENAUER and Mr. GUTIERREZ.  
H.R. 2762: Mr. BLUMENAUER and Mr. BARTLETT of Maryland.  
H.R. 2768: Mr. DELAHUNT, Ms. DELAULO, and Mr. ABERCROMBIE.  
H.R. 2769: Mr. DELAHUNT, Ms. DELAULO, and Mr. ABERCROMBIE.  
H.R. 2779: Mr. PRICE of North Carolina.  
H.R. 2799: Mr. FORBES.  
H.R. 2802: Mr. FILNER, Mr. MCNERNEY, and Mr. DEAL of Georgia.  
H.R. 2832: Mr. WEXLER.  
H.R. 2833: Mr. SARBANES and Mr. MORAN of Virginia.  
H.R. 2840: Mr. WYNN.  
H.R. 2910: Mr. MCCOTTER, Mr. HOLT, Mr. PATRICK MURPHY of Pennsylvania, Mr. HARE, Mr. FATTAH, Mr. MCGOVERN, Ms. DELAULO, Mr. LAMPSON, Ms. KAPTUR, Mr. MEEKS of New York, Mr. PAYNE, Mr. CROWLEY, and Mr. HALL of New York.  
H.R. 2916: Mr. MCCOUL of Texas.  
H.R. 2922: Mr. BLUMENAUER.  
H.R. 2942: Mr. ARCURI and Mr. BARRETT of South Carolina.  
H.R. 2943: Mr. MCKEON and Mr. SMITH of Washington.  
H.R. 2949: Mr. WEINER.  
H.R. 2955: Mr. MEEKS of New York.  
H.R. 2991: Mr. WICKER.  
H.R. 3008: Mr. TOWNS.  
H.R. 3024: Ms. ROYBAL-ALLARD.  
H.R. 3036: Mr. FARR.  
H.R. 3053: Mr. GORDON and Mr. HERGER.  
H.R. 3055: Mr. ABERCROMBIE.  
H.R. 3058: Mr. SALAZAR and Ms. LINDA T. SANCHEZ of California.  
H.R. 3077: Mr. ALLEN.  
H.R. 3081: Mr. ROTHMAN.  
H.R. 3085: Mr. ARCURI.  
H.R. 3090: Mr. MCGOVERN.  
H.R. 3100: Mr. FRANK of Massachusetts.  
H.R. 3109: Mrs. JO ANN DAVIS of Virginia.  
H.R. 3119: Mr. WELCH of Vermont.  
H.R. 3121: Mr. BACA, Mr. MELANCON, and Mr. THOMPSON of Mississippi.  
H.R. 3140: Ms. ROYBAL-ALLARD, Mr. LINCOLN DIAZ-BALART of Florida, Ms. JACKSON-LEE of Texas, and Mr. LATHAM.  
H.R. 3168: Mr. DAVIS of Illinois, Mr. HONDA, Ms. LINDA T. SANCHEZ of California, and Ms. JACKSON-LEE of Texas.  
H.R. 3174: Mr. SCOTT of Virginia and Mr. HOLT.  
H.R. 3186: Mr. CARNAHAN and Mr. MCCOTTER.  
H.R. 3187: Mr. MCCOTTER.  
H.R. 3193: Mr. LEWIS of Kentucky.  
H.R. 3204: Mr. WEXLER.  
H.R. 3213: Mr. COBLE.  
H.R. 3223: Mr. ORTIZ and Mr. THOMPSON of California.  
H.R. 3232: Mr. MCGOVERN, Mr. THOMPSON of Mississippi, Mr. ABERCROMBIE, Mr. MATHESON, Mr. ROSS, Ms. BERKLEY, Ms. CARSON, Mrs. CHRISTENSEN, and Mr. MARKEY.  
H.R. 3257: Ms. CARSON and Mr. MORAN of Virginia.  
H.R. 3258: Mr. SIMPSON.  
H.R. 3282: Mr. WEXLER.  
H.R. 3294: Ms. SCHAKOWSKY.  
H.R. 3298: Ms. MCCOLLUM of Minnesota, Ms. ZOE LOFGREN of California, and Mr. WEXLER.  
H.R. 3317: Ms. CARSON.  
H.R. 3327: Ms. MCCOLLUM of Minnesota.  
H.R. 3329: Ms. MCCOLLUM of Minnesota and Mr. WEXLER.  
H.R. 3331: Mr. HINCHAY, Mr. VAN HOLLEN, Ms. KILPATRICK, and Ms. MCCOLLUM of Minnesota.  
H.R. 3334: Mr. BOUCHER.  
H.R. 3337: Mr. FARR and Ms. WASSERMAN SCHULTZ.  
H.R. 3355: Mrs. CHRISTENSEN.  
H.R. 3380: Mr. SMITH of Washington and Mr. MARSHALL.  
H.R. 3381: Mr. COHEN.  
H.R. 3394: Mr. FILNER.  
H.R. 3406: Mr. DAVIS of Illinois, Ms. LINDA T. SANCHEZ of California, and Mr. HOLDEN.  
H.R. 3416: Ms. DELAULO and Mr. MORAN of Virginia.  
H.R. 3429: Mr. BRADY of Pennsylvania, Mr. FATTAH, Mr. KANJORSKI, Mrs. MALONEY of New York, Mr. STUPAK, Mr. HOLDEN, Mrs. BOYDA of Kansas, Mr. ELLSWORTH, and Mr. WEXLER.  
H.R. 3432: Ms. BORDALLO and Ms. CARSON.  
H.R. 3457: Mr. ROSS, Mr. LATHAM, and Mr. BLUMENAUER.  
H.R. 3467: Ms. JACKSON-LEE of Texas and Mr. CLAY.  
H.R. 3481: Mr. DOYLE, Mr. MCGOVERN, Mr. HALL of New York, Mr. SMITH of Washington, and Ms. JACKSON-LEE of Texas.  
H.R. 3486: Mr. ENGLISH of Pennsylvania, Mr. RAHALL, Mr. PAUL, and Mr. WILSON of Ohio.

H.R. 3494: Mrs. MYRICK.  
 H.R. 3495: Mr. HARE and Ms. EDDIE BERNICE JOHNSON of Texas.  
 H.R. 3498: Mr. DOYLE.  
 H.R. 3508: Mr. CASTLE, Mr. PEARCE, and Mr. GARY G. MILLER of California.  
 H.R. 3521: Mr. WILSON of Ohio.  
 H.R. 3533: Mr. WAXMAN, Mr. BERMAN, Mr. HIGGINS, Mr. SERRANO, Mr. CAPUANO, Mr. MEEKS of New York, Mr. JACKSON of Illinois, Mrs. MCCARTHY of New York, Ms. MCCOLLUM of Minnesota, Ms. LINDA T. SANCHEZ of California, Mr. REYNOLDS, Mr. FOSSELLA, Mr. FARR, Mr. ELLISON, Mr. ACKERMAN, and Mr. KING of New York.  
 H.R. 3541: Mr. BUCHANAN, Mr. MORAN of Kansas, Mr. CAPUANO, and Mrs. MCCARTHY of New York.  
 H.R. 3543: Mr. GRIJALVA and Mr. MICHAUD.  
 H.R. 3547: Mr. WEXLER, Mrs. NAPOLITANO, Ms. JACKSON-LEE of Texas, Mr. CARDOZA, and Mr. SCOTT of Georgia.  
 H.R. 3558: Ms. LORETTA SANCHEZ of California, Mr. FORBES, and Mr. SNYDER.  
 H.R. 3562: Ms. BERKLEY.  
 H.R. 3563: Mr. McNULTY, Mr. MORAN of Virginia, Mr. FERGUSON, Mr. MARSHALL, and Mr. LOBIONDO.  
 H.R. 3564: Mr. SMITH of Texas and Ms. ZOE LOFGREN of California.  
 H.R. 3566: Mr. FOSSELLA, Mr. CASTLE, Mr. FORTUÑO, Mr. FERGUSON, Ms. MCCOLLUM of Minnesota, and Mr. BRADY of Pennsylvania.  
 H.R. 3567: Mr. TOWNS.  
 H.R. 3569: Mr. LANTOS, Mr. MCNERNEY, and Ms. HARMAN.  
 H.R. 3584: Mr. FORBES, Mr. FORTENBERRY, Mr. CULBERSON, Mr. KELLER, Mr. JONES of North Carolina, and Mr. KLINE of Minnesota.  
 H.R. 3585: Mrs. BONO and Ms. WATSON.  
 H.R. 3586: Mr. WAMP.  
 H.R. 3605: Mr. ELLISON and Ms. SHEA-POR-TER.  
 H.R. 3622: Mr. ROSS and Mr. WILSON of South Carolina.  
 H.R. 3631: Mr. GORDON, Mr. CHANDLER, and Mr. BOUCHER.  
 H.J. Res. 6: Mr. COLE of Oklahoma, Mr. SAM JOHNSON of Texas, and Mr. MILLER of Florida.  
 H.J. Res. 12: Mr. SIMPSON.  
 H.J. Res. 47: Ms. ESHOO, Ms. Linda T. SANCHEZ of California, and Mr. HONDA.  
 H. Con. Res. 25: Mr. HARE and Mr. SHIMKUS.  
 H. Con. Res. 32: Mr. WELDON of Florida.

H. Con. Res. 70: Mr. SMITH of New Jersey and Ms. ZOE LOFGREN of California.  
 H. Con. Res. 83: Mr. KING of Iowa.  
 H. Con. Res. 122: Ms. LORETTA SANCHEZ of California, Ms. SOLIS, Mr. FERGUSON, Ms. HARMAN, Mr. PITTS, Mrs. CHRISTENSEN, Ms. MATSUI, and Mr. FRANK of Massachusetts.  
 H. Con. Res. 133: Mr. MARSHALL.  
 H. Con. Res. 154: Mr. GALLEGLY, Mr. PAYNE, Mr. FORTUÑO, Mr. MACK, and Mr. ROYCE.  
 H. Con. Res. 185: Mr. ANDREWS.  
 H. Con. Res. 198: Ms. NORTON, Mr. HINCHEY, Mr. KUCINICH, Mr. FILNER, Ms. JACKSON-LEE of Texas, Mrs. CHRISTENSEN, Mr. PAYNE, Mr. THOMPSON of Mississippi, Ms. LINDA T. SANCHEZ of California, Mr. FARR, and Mr. JOHNSON of Georgia.  
 H. Con. Res. 200: Ms. LINDA T. SANCHEZ of California, Mr. MCCOTTER, Mr. PITTS, Mr. MANZULLO, Mr. FORTUÑO, Mr. GUTIERREZ, Mr. TOWNS, and Mr. SCOTT of Georgia.  
 H. Con. Res. 204: Mr. GINGREY, Mr. TANCREDO, Mr. MILLER of Florida, and Mr. POE.  
 H. Con. Res. 208: Mr. SCHIFF.  
 H. Res. 76: Ms. LORETTA SANCHEZ of California.  
 H. Res. 79: Mr. ROSS.  
 H. Res. 95: Mr. PENCE.  
 H. Res. 111: Mr. COBLE, Mr. HAYES, Mr. LANGEVIN, Mr. WU, Mr. PALLONE, and Mr. JOHNSON of Illinois.  
 H. Res. 143: Mr. McNULTY.  
 H. Res. 237: Mr. KENNEDY.  
 H. Res. 282: Mr. BURGESS.  
 H. Res. 405: Mr. BROWN of South Carolina, Ms. GINNY BROWN-WAITE of Florida, Mr. ROSKAM, Mr. FOSSELLA, and Mr. PALLONE.  
 H. Res. 470: Ms. ROS-LEHTINEN, Ms. JACKSON-LEE of Texas, Mr. ISRAEL, Mr. BERMAN, Mr. TURNER, Mrs. LOWEY, and Mr. MOORE of Kansas.  
 H. Res. 499: Mr. TOM DAVIS of Virginia and Mr. TIBERI.  
 H. Res. 542: Mr. YOUNG of Florida, Mr. GINGREY, Mr. DOYLE, Mrs. MYRICK, Mr. COBLE, Mr. BOYD of Florida, Mr. WOLF, Mr. CARNEY, Mr. KING of New York, and Mr. BUCHANAN.  
 H. Res. 548: Mr. INGLIS of South Carolina.  
 H. Res. 573: Mr. BLUMENAUER, Mr. WEXLER, Mrs. JONES of Ohio, and Mr. SERRANO.  
 H. Res. 576: Mr. PASTOR.  
 H. Res. 584: Mr. MOORE of Kansas.  
 H. Res. 590: Ms. BERKLEY, Ms. CLARKE, Mr. PETERSON of Pennsylvania, Mr. HARE, Mr.

OLVER, Mr. SERRANO, Mr. LEWIS of Georgia, and Ms. SUTTON.

H. Res. 605: Ms. ZOE LOFGREN of California, Mr. MCKEON, Mr. WU, Mr. EDWARDS, Mr. GARY G. MILLER of California, Mr. SMITH of Texas, and Mr. SMITH of Washington.

H. Res. 618: Ms. MOORE of Wisconsin and Mr. DAVIS of Illinois.

H. Res. 620: Mr. KENNEDY, Mrs. CAPPS, Mr. ACKERMAN, and Ms. BERKLEY.

H. Res. 630: Mr. GORDON, Mr. BRALEY of Iowa, Mr. HILL, Mr. HONDA, Mr. MOLLOHAN, Ms. HARMAN, Mr. LANGEVIN, Mr. TANNER, Mr. SHULER, Mr. TAYLOR, Mr. FRANKS of Arizona, Mrs. TAUSCHER, Mrs. DAVIS of California, Mr. ROSS, Mr. MOORE of Kansas, Mr. ORTIZ, Mr. SNYDER, Mr. EDWARDS, Mr. BOREN, Mr. ENGEL, Ms. MOORE of Wisconsin, Ms. HERSETH SANDLIN, Mr. FRANK of Massachusetts, Mr. POMEROY, Mr. HARE, Mr. HIGGINS, and Mr. COURTNEY.

H. Res. 635: Mr. WU, Mr. PAYNE, Mr. DELAHUNT, Ms. LINDA T. SANCHEZ of California, and Mr. HINOJOSA.

H. Res. 641: Mr. BROUN of Georgia.

H. Res. 644: Mr. DENT, Mr. ROGERS of Michigan, Mr. PETRI, and Mr. GERLACH.

H. Res. 647: Ms. GINNY BROWN-WAITE of Florida.

H. Res. 651: Mr. LANTOS, Mr. ACKERMAN, Mr. GALLEGLY, Mr. DELAHUNT, Mr. WEXLER, Ms. JACKSON-LEE of Texas, Mr. MCCAUL of Texas, Mr. HINOJOSA, Ms. CLARKE, Mr. ROTHMAN, Mr. CROWLEY, Mr. JEFFERSON, Mr. HONDA, Mr. MORAN of Virginia, Mr. FALEOMAVAEGA, and Mr. BUTTERFIELD.

H. Res. 658: Mr. KANJORSKI and Mr. WALZ of Minnesota.

H. Res. 661: Ms. WATSON, Mrs. JONES of Ohio, and Ms. CARSON.

H. Res. 668: Mr. BOOZMAN, Mr. WATT, Mr. PAYNE, Ms. NORTON, Mr. HASTINGS of Florida, Mr. CLEAVER, and Mr. TOWNS.

H. Res. 669: Mr. OBEY.

#### ¶123.50 DELETIONS OF SPONSORS FROM PUBLIC BILLS AND RESOLUTIONS

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

H.R. 661: Mr. TERRY.